

4/2014

IN-OFFICE BENEFICIAL USE EXAM REPORT

Permit No. 65-13890

Prepared by Angie Grimm  Date 8/14/14

Same as permit Different than permit

Owner Name	☐	☒ <u>Assignment(s) of Permit received.</u>
Owner Address	☐	☒ <u>Assignment(s) of Permit received.</u>
Source	☒	☐ _____
Tributary	☐	☒ <u>Bacon Creek</u>
POD	☒	☐ _____
POU	☐	☒ <u>Domestic Use only in SESE Sect 4 T11N R4E.</u>
Beneficial Use(s)	☒	☐ <u>Recommend 0.09 cfs 5.1 AF total (0.07 cfs 4.5 AF stockwater use & 0.02 cfs 0.6 AF domestic use internal only).</u>

Exam Fee Required for Permitted Rate \$50.00

Exam Fee Paid \$50.00

Overlaps ☒ No ☐ Yes, summarize _____

Amendment ☒ No ☐ Yes, summarize Clarification of tributary does not require a licensing amendment. Domestic POU change excludes NESE Sect. 4 T11N R4E originally permitted.

Technical Confirmation Tools

ArcMap	☒	GPS	☐
Taxlot	☒	Photos	☒
Well Log	☐	Diagrams	☒
Other	☒	explain: <u>Steve & Carol LaFon (owners) office visit 8/14/14.</u>	

Conditions/Comments Stockwater use historically for sheep, but owner plans to graze cattle on property. Domestic use for camp trailer and site. See attached memo for summary of owner office visit and licensing recommendations.

Exam Date Entered ☒

Draft License Created ☒

Shapes Updated ☒

IN-OFFICE BENEFICIAL USE EXAM REPORT MEMORANDUM

TO: 65-13890 File

FROM: Angela Grimm

DATE: August 14, 2014

RE: Office Visit with Owner & Licensing Recommendations

On 8/14/14, the permit owners came into the office to discuss use associated with this permit and provide information to complete an in-office beneficial use exam. The following summarizes the information provided along with recommendations for licensing.

Summary of In-Office Information Provided by Owner & Licensing Recommendations

Owner Information Provided:

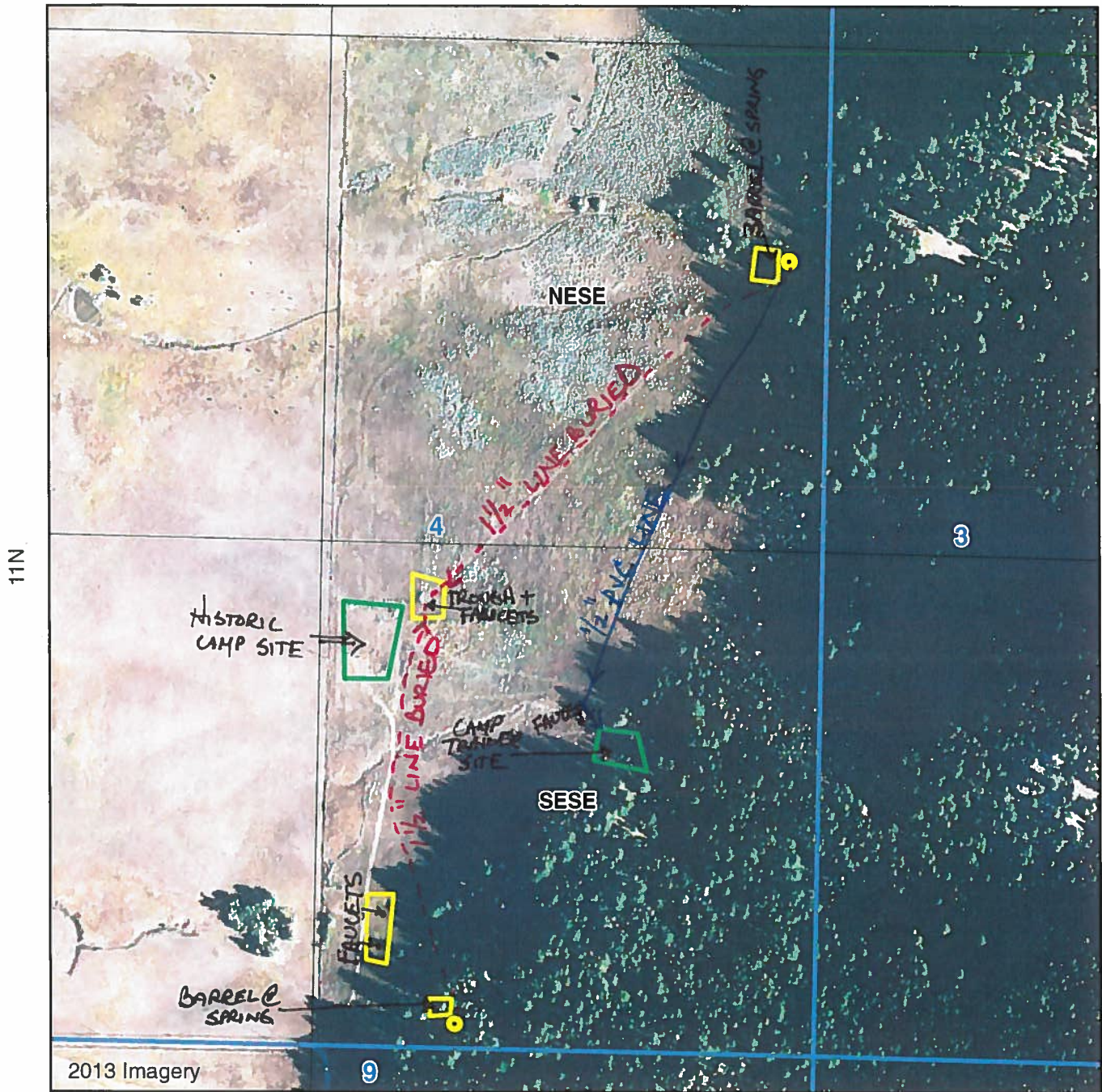
- **Source & Tributary:** Owner confirmed the locations of each spring (POD shape based on owner location information). Additionally, owner stated each spring if left undiverted would flow into gullies ultimately tributary to Bacon Creek. Recommend change tributary to Bacon Creek accordingly.
- **POU:** Owner located troughs (stockwater use), faucets to fill troughs and barrels or buckets for stockwater and internal domestic use, and camp trailer site and historical stock herders camp location (internal domestic use). POU shapes based on this location information.
- **No. and Type of Stock:** Permit holder confirmed historically sheep on property, but was unsure of maximum number of head. Permit filed in lieu of SRBA claim based on historic use for 2,000 sheep, assume this is likely the maximum number of head grazed on the property. Owner will likely lease ground to graze cattle next year.
- **Diversion Works:** Owner indicated 1 ½" pipe used to divert water from springs to the main 1,000 gallon stockwater trough along with a few faucets used to fill troughs, barrels, buckets, etc. for stockwater and domestic uses. A ½" PVC line is currently used to divert water directly from the spring to the camp site for internal domestic uses (shower, etc.).
- **Map and photos attached for reference.**

Recommendations for Licensing & Comments:

- **Tributary Recommendation:** Change (able to amend without licensing amendment based on clarification of system) to Bacon Creek.
- **Rate & Volume Recommendation:** Exam fee paid (\$50) up to 0.20 cfs. Permit rate 0.09 cfs (based on beneficial use rate limits of single internal domestic use and 2,000 sheep) recommended for license based on in-office exam. Volume required for 2,000 sheep @ 2 gpd/head is 4.5 AF $[(2000 \times 2 \times 365) / 325,850]$. Volume diverted (based on 0.07 cfs recommended stockwater rate) over 365 day season of use is 50.7 AF $[0.07 \times 365 \times 1.9835]$. Recommend lesser of two volumes for licensing, 4.5 AF. Additionally, recommend 0.6 AF for single internal domestic use (camp site).

65-13890 In-Office Beneficial Use Field Report Map & Diagram

04E



● POD

Stockwater POU

Domestic POU

Townships

PLS Sections

Quarter Quarters

0 0.05 0.1 0.2 Miles



65-13890 In-Office Beneficial Use Field Report Photos



65-13890 Exam 8/14/2014: Photo on right is northern spring (main source of water year round). Plastic pipe from spring into blue barrel collection piped via 1½" pipe to stockwater troughs + faucets and ½" black poly pipe to camp trailer site. Photo on right southern spring (secondary source, spring does not run after ~ August each year). Photo provided by owner (Steve LaFon) during office visit 8/14/2014.



65-13890 Exam 8/14/2014: Main 1,000 gallon stock trough/tank facing west. Note pipe on left inflow from southern spring while pipe on right is inflow from northern spring. Stock trough not in use at time of photo. Photo provided by owner (Steve LaFon) during office visit 8/14/2014.

Grimm, Angie

From: Grimm, Angie
Sent: Wednesday, July 16, 2014 8:13 AM
To: 'Stephen LaFon'
Subject: RE: Water Permit 65-13890 (Stephen LaFon)

Stephen,

Good morning! Setting up a date and time to meet with you on the property would be most beneficial as I would like to conduct the field exam for your existing permit 65-13890. At that time we can determine what use(s) can be licensed (currently developed) AND filing of a new permit application for any uses you propose in the near future (within a 5 year period). The first week in August I'm available anytime Aug 5 thru Aug 8. The second week in Aug, I'm available Aug 11, Aug 14 or Aug 15. The third week in Aug I'm available any day Aug 18-22. My schedule is pretty open at this point, so whatever day and time work for you I'm likely available.

Is there water currently flowing from both springs? Do you use both springs or only one? Is there any way to measure the water coming from the spring? How is it diverted and used? Hose? Pipe? Pipe buried or on the surface? Diverted through a ditch at all? Additional information will help me in determining how I might measure the rate of flow of water from the spring.

Thanks,
Angie

Angela M. Grimm, P.G.
Water Resources Agent, Sr.
IDWR - Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190 phone
(208) 334-2348 fax

From: Stephen LaFon [<mailto:zurdoskl@yahoo.com>]
Sent: Wednesday, July 16, 2014 7:42 AM
To: Grimm, Angie
Subject: Water Permit 65-13890 (Stephen LaFon)

Angie, I am traveling back to the States and will be in Idaho sometime late in July. I would like to see if it is possible to meet with you in your office in Boise about Aug. 1- if you would be available (?) - I would like to discuss putting in some retention ponds for cattle watering so I can lease my property for the next summer grazing season.

I can also plan to meet you on the property if you can make it- we should be on the property for about 2 weeks in early to mid August.

Please let me know your plans and I can work to try to meet with you-
Thanks
Stephen LaFon

Grimm, Angie

To: Stephen LaFon
Cc: Carol Lafon
Subject: RE: Water Permit 65-13890 (Stephen LaFon)
Attachments: DOC009.pdf

Stephen,

Good afternoon! I sincerely apologize for the delay in responding to this email. Other work responsibilities have devoured every ounce of my attention since your email. Nevertheless, I would like to work towards scheduling a field exam for your water right permit 65-13890. The exam, in this instance, will be pretty straightforward and simple. I would just need to meet with you or your wife or whomever is available at the property so I can collect a GPS location of the spring and verify/document how the spring water is diverted and used. I can answer any and all water rights questions you might have during the exam, or if you're not available to meet with me I can follow up with any questions via email or by phone.

My other work tasks have taken me off track on scheduling field exams, but my goal is to get back at it soon. I don't know what your schedules are like, but I'm pretty flexible on dates this coming month (8/6 thru 8/9, 8/14 thru 8/16, 8/19 thru 8/21 anytime I'm available). If it's not possible to meet for the exam in Aug or this year even, we can look into scheduling something next year if that works better for you. Only one field exam needs to be conducted for your water right permit. To summarize the process (very briefly):

1. An application for permit is filed,
2. once approved it becomes a permit,
3. the permit is the owner's permission to develop the water diversion system,
4. once the system is developed, the owner files statement of completion,
5. after statement of completion (proof of beneficial use) is received, a field examination is conducted,
6. based on the field examination findings, a water right license is issued. The license is the final step in the process unless/until an adjudication process is started through district court.

Right now, your permit has had the proof of beneficial use filed and I need to complete a field exam so I can recommend the permit for licensing.

In your email you mentioned you may want to put in a retention pond or use the water in some other way not currently developed. In order to do something different with the spring water, you'd have to file for an additional brand new permit because the statement of completion (proof of beneficial use) has been filed already for permit 65-13890. Hopefully that answers a few of your questions about the process.

I attempted to reach you by the phone number and address we have on file, but I'm not 100% sure if that's your current/best contact information (PO Box 719 Magnolia TX 77353 281-576-7436). If there's a better address and phone number to reach you at, please complete and submit the attached Change in Address form.

Please contact me either via email or by phone (208-334-2190) at your earliest convenience to schedule an exam. I look forward to your response.

Sincerely,

Angela M. Grimm, P.G.
Water Resources Agent, Sr.
IDWR - Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190 phone

From: Stephen LaFon [mailto:zurdoskl@yahoo.com]
Sent: Wednesday, July 17, 2013 9:55 AM
To: Grimm, Angie
Cc: Carol Lafon
Subject: Water Permit 65-13890 (Stephen LaFon)

Angela, I have not had much luck getting in touch with you, so I asked for your Email....hope that is OK.

You sent us a letter regarding scheduling a field exam for our water right permit no. 65-13890. I have left a couple of messages, and I believe you have tried to contact my wife also....

So, we live overseas and I am out of the States right now. But my wife is still in Idaho for the next few weeks. We were actually on the property when the letter was sent out and I did not get it until after the call back date- sorry for the late communications.

The water system using the spring on the property is the same as the previous owner had in place. I did put in a temporary 1/2 inch PVC piping line for getting water closer to a camp site for domestic use, but I have taken this apart for the winter.

We are also in communication with David Little, our neighbor, of the Little Cattle Co. about possibly leasing our pasture to him for grazing cattle. The spring water that is available (as it is quite low now in volume) may go to watering the stock- but we do not have an agreement in place yet.

Our plan is to visit the property in the summers for a few weeks and do some minor work and improvements, and then when I retire (in about 5 to 7 years), we plan to build a house and live on the property and run it as a working ranch. But for the time being, we would probably just be leasing the pasture for grazing.

My wife (Carol) is still there for the next few weeks (currently she is at her family's mine claim up above Burgdorf hot springs and will be coming out on Friday. I believe you have her number, but it is 208-315-3338. My brother-in-law lives in Star, Idaho and could also meet with you if a time cannot be arranged to meet with my wife.

I would also like to educate myself on water rights- is there a resource that I might use to do so? I have some questions about retention ponds and how to provide a more consistent source of water over the year.

How often is the water rights exam conducted? I can better plan for this next time, and sorry for the delays this time.....

If there are any questions, please let me know, I have also included my wife's Email on the cc line.....

Thanks-
Stephen LaFon



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

June 10, 2013

STEPHEN LAFON
11128 W CROSSBOW ST
STAR ID 83669

RE: Scheduling Field Exam for Water Right Permit No. 65-13890

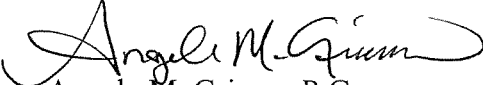
Dear Mr. LaFon:

We are planning to **conduct water right examinations** in the vicinity of the above-referenced permit **during the week of June 24, 2013**. An examination is needed to verify your water use in order to issue a water right license.

Please be advised that you will need to operate your system under normal conditions during the examination. The permit authorizes diversion of spring water for stockwater and domestic use. The property associated with this permit is located off Bacon Creek Rd in Round Valley.

In order to conduct your exam as efficiently as possible, we ask that you call this office to schedule a day and time convenient for you. **Please call me at 208-334-2190 by June 21, 2013.** If there is a problem with scheduling or conducting the examination at this time, please call and other arrangements can be made. I appreciate your attention in this matter and I look forward to hearing from you.

Sincerely,


Angela M. Grimm, P.G.
Water Resource Agent, Sr.



State of Idaho

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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

September 25, 2012

Nancy Lyngar
5105 S. Ten Mile Rd.
Meridian, ID 83642

RE: Scheduling Field Exam for Water Right Permit No. 65-13890

Dear Mrs. Lyngar:

We are planning to **conduct water right examinations** in the vicinity of the above-referenced permit **during the weeks of October 1 and October 9, 2012**. An examination is needed to verify your water use in order to issue a water right license.

Please be advised that you will need to operate your system under normal conditions during the examination. The permit authorizes diversion of spring water for stockwater and domestic use. The property associated with this permit is located off Bacon Creek Rd in Round Valley.

In order to conduct your exam as efficiently as possible, we ask that you call this office to schedule a day and time convenient for you. **Please call me at 208-334-2190 by October 5, 2012**. If there is a problem with scheduling or conducting the examination at this time, please call and other arrangements can be made. I appreciate your attention in this matter and I look forward to hearing from you.

Sincerely,

Angela M. Grimm, P.G.
Water Resource Agent, Sr.