



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

September 26, 2013

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

THOMAS G MAILE IV &/OR COLLEEN BIRCH MAILE
380 W STATE ST
EAGLE ID 83616

RE: Permit 63-12518

Dear Permit Holders:

We are in the process of reviewing the above permit for issuance of a water right license. We find, however, that we must request an assignment of permit in order to issue this water right license in the name of Machu Picchu Family Limited Partnership. In Idaho, a water right permit is considered personal property and can only be assigned through submittal of an Assignment of Permit form which I have enclosed for your convenience. Please review the form, which I have partially completed for you, and if you find it is correct, sign the form in the presence of a notary public and return it to this office with a \$25.00 filing fee at your earliest convenience. Once we receive the assignment form we will be able to issue the license in the name of the family partnership. If we don't receive the assignment form from you within the next 30 days, we will issue the license in your names as shown on the permit at this time.

If you have any questions concerning this process, please do not hesitate to contact me at 334-2190.

Sincerely,

A handwritten signature in black ink that reads "Kay Walker". The signature is fluid and cursive, with the first name "Kay" and last name "Walker" clearly distinguishable.

KAY WALKER
Sr. Water Resource Agent

Enclosure

Received by _____

Receipt amt. \$ _____

Receipt no. _____

Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

To change the ownership of a permit

I, THOMAS G MAILE IV &/OR COLLEEN BIRCH MAILE, hereby assign to MACHU PICCHU FAMILY LIMITED PARTNERSHIP
Current owner(s) New owner(s)
 of, 885 W RUSH RD., EAGLE, ID 83616
New owner's address including city, state and ZIP Phone

All my right, title, and interest in and to Permit No(s): 63-12518 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to Permit Number(s):

_____, to appropriate the public waters of the State of Idaho.

Describe in detail the portion of the permit assigned, listing the number of acres in each 40 acre subdivision, point of diversion location, and amount of the water in cubic feet per second.

Does the new permit holder own the property at the:

Point of diversion? ☐ Yes ☐ No

Place of use? ☐ Yes ☐ No

Please respond

If no, describe the arrangement enabling the new owner to access the point of diversion and/or the place of use:

Dated this _____ day of _____, 20____.

Permit holder _____	Title (if applicable) _____	Permit holder _____	Title (if applicable) _____
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State of Idaho _____)
 _____)ss
 County of _____)

On this _____ day of _____, 20____, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he/she/they executed the same.

SEAL

Notary Public _____

My commission expires: _____

6/2013

IN-OFFICE BENEFICIAL USE EXAM REPORT

Permit No. 61-12518

Prepared by VICKY MUSIC

Date 9-20-2013

Same as permit Different than permit

Owner Name	☐	☒ <u>SEE MEMO</u>
Owner Address	☐	☒ <u> </u>
Source	☒	☐ _____
Tributary	☒	☐ _____
POD	☒	☐ _____
POU	☒	☐ _____
Beneficial Use(s)	☒	☐ _____

Exam Fee Required for Permitted Rate \$50

Exam Fee Paid \$50

Overlaps ☒ No ☐ Yes, summarize _____

Amendment ☒ No ☐ Yes, summarize _____

Technical Confirmation Tools

ArcMap (Bing)	☒	GPS	☒
Taxlot	☒	Photos	☒
Well Log	☒	Diagrams	☐
Other	☒ explain: <u>HYBRID FIELD EXAM</u>		

Conditions/Comments SEE MEMO ATTACHED.

conditions have been met.

Exam Date Entered ☒

Draft License Created ☒

Shapes Updated ☒

MEMORANDUM

TO: LICENSING FILE 63-12518
FROM: VICKY MUSIC
SUBJECT: BENEFICIAL USE FIELD EXAM
DATE: 9/20/2013

This permit was issued for ground water for domestic use in the Bailey Park mobile/manufactured home park in Nampa. The domestic use is for the irrigation of approximately 2.5 acres associated with the homes. The irrigation is supplemental to Nampa Meridian Irrigation District shares. There are 39 homes in the park. Internal domestic water is provided by the city of Nampa. The physical location of the park is 4114 Airport Rd, Nampa, ID.

I conducted a field exam today and verified that the supplemental system is in place, and GPSed the well. GPS coordinates are N 43.58738, W -116.51997. The ground water and the surface water are conveyed through a common system to a pump house and then to the underground sprinklers.

The pump is a 5 hp Goulds model 556S850, SN H9924781. The motor is a 5 hp Franklin model 2821139310. Mr. Maile thinks the pump is set at 110 to 120 feet. I recommend licensing the permitted diversion rate of 0.08 cfs [$2.5 \text{ acres} \times 0.03 \text{ cfs per acre} = 0.075 = 0.08 \text{ cfs}$]

Volume calculations: $V_{dr} = 0.08 \text{ cfs} \times 1.9835 \times 365 \text{ days} = 57.9 \text{ af}$
 $V_{ir} = 2.5 \text{ acres} \times 4.5 \text{ headgate requirement} = 11.25 = 11.3 \text{ af}$
Volume recommended for licensing is ~~13.5~~ af, lesser of the calculations.

11.3 vhm 9-25-13

Mr. Maile sent an e-mail request that the owner and address of record be changed to the family business that owns the property. Below is a picture of the well.





63-12518 - 2011 Bing Photography. Bailey Park. Place of use outlined in black. Ground water and surface water is conveyed through a 3" diameter PVC pipe, shown in red.

Music, Vicky

From: idahoceltic . [idahomaile@gmail.com]
Sent: Thursday, September 19, 2013 9:30 PM
To: Music, Vicky
Subject: Re: Bailey Park

Machu Picchu Family Limited Partnership, address is 885 w. rush road, eagle idaho

On Thu, Sep 19, 2013 at 3:23 PM, Music, Vicky <Vicky.Music@idwr.idaho.gov> wrote:

Mr. Maile-

Will you please e-mail me what the owner and address should be for the Bailey Park license? Thanks.

Sincerely,

Vicky Music

Sr. Water Resource Agent

Western Region

[208.334.2190](tel:208.334.2190)

Please reply that you received this message.

Music, Vicky

From: idahoceltic . [idahomaile@gmail.com]
Sent: Thursday, September 19, 2013 4:02 PM
To: Music, Vicky
Subject: Re: BAILEY PARK

Vicky yes that is a valid phone number. As we discussed this afternoon please put "Machu Picchu limited Family Partnership" as the titled owner for the water rights at Bailey Park (4114 Airport Road, Nampa). Thank you Tom

On Thu, Sep 19, 2013 at 3:27 PM, Music, Vicky <Vicky.Music@idwr.idaho.gov> wrote:

Mr Maile –

Also, we have a phone number of [\(208\) 939-1372](tel:2089391372). Is this still the correct phone number?

Thanks.

Vicky Music

Sr. Water Resource Agent

Western Region

[208.334.2190](tel:2083342190)

Please reply that you received this message.

PHONE MEMO TO FILE

TO: LICENSING FILES 63-31594 AND 63-12518

FROM: VICKY MUSIC

SUBJECT: FIED EXAMS

DATE: 8/28/2013

CC:

Colleen Maile called today because she received the letter I sent regarding scheduling the field exams for the permits referenced above. Her husband Tom is familiar with these properties. He is in Alaska until September 10, 2013, and he will call me that week to schedule the exams.

9-11-13 call from Tom Maile..l.m. v-mail 11:39 a.m.

939-1492.

9-16-13 TCF Mr. Maile. set appts for Thurs, 9-19-13 @ 9 am.
meet @ Bailey Park 4114 Airport, Nampa. Cell #
954-0564.

cdhomaile@a.com



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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 21, 2013

COLLEEN & THOMAS G MAILE IV
380 W STATE ST
EAGLE, ID 83616

Re Permits To Appropriate Water Nos. 63-12518 and 63-31594

Dear Colleen and Thomas Maile:

Permit 63-12518 was issued for domestic use from ground water within Bailey Park, in Nampa, Idaho. Permit 63-31594 was issued for domestic use for 3 homes, which I think are addressed as 5809, 5811 and 5813 Airport Rd, in Nampa, Idaho.

This letter is to request that you call me to schedule the field exams for these permits. A field exam is required by Idaho law before a license can be issued, at which time it becomes a water right. The licenses are the end product needed for continued water use.

Additionally, please have available at the exams someone familiar with both the ground water and the surface water systems, as well as the following documentation for each ground water system:

- 1 - pump and motor specs; and,
- 2 - pump curves.

A permit is considered personal property, and if you no longer own either of these properties, as the owner of the permit, you must assign the permit to the new owners for IDWR to change its records. Enclosed is an Assignment of Permit form. If applicable, please submit the form and fee to IDWR.

Please call me at 208.334.2190 as soon as possible to set an appointment for the exam. Failure to respond to this letter request, **by September 21, 2013**, may result in the permit being voided or a license issued for less than the permitted amount. Thank you.

Sincerely,

Vicky Music
Sr. Water Resource Agent

Enclosure: Assignment of Permit form

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ASSIGNMENT OF APPLICATION FOR PERMIT

To change the ownership of an application for permit

I, _____, hereby assign to _____
Current applicant New applicant(s)
of, _____
New owner's address including city, state and ZIP Phone

All my right, title, and interest in and to Application for Permit No(s).: _____
to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to Application for Permit No(s).: _____
_____, to appropriate the public waters of the State of Idaho.

Describe in detail the portion of the application for permit assigned, listing the number of acres in each 40 acre subdivision, point of diversion location, and amount of the water in cubic feet per second.

Does the new applicant own the property at the:

Point of diversion? ☐ Yes ☐ No
Place of use? ☐ Yes ☐ No

If no, describe the arrangement enabling the new applicant to access the point of diversion and/or the place of use:

Dated this _____ day of _____, 20_____.

Signature of current applicant	Title (if applicable)	Signature of current applicant	Title (if applicable)
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State of Idaho)
County of _____)ss

On this _____ day of _____, 20_____, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he/she/they executed the same.

SEAL

Notary Public
My commission expires: _____