

6/2013

IN-OFFICE BENEFICIAL USE EXAM REPORT

Permit No. 69-11502

Prepared by kw

Date 6/27/2013

Same as permit Different than permit

Owner Name	☒	☐ _____
Owner Address	☒	☐ _____
Source	☒	☐ _____
Tributary	☒	☐ _____
POD	☐	☒ <u>Correct 10 acre tract of spring in Sec. 1</u>
POU	☒	☐ _____
Beneficial Use(s)	☒	☐ _____

Exam Fee Required for Permitted Rate \$100.

Exam Fee Paid \$100.

Overlaps ☒ No ☐ Yes, summarize _____

Amendment ☐ No ☒ Yes, summarize 10 acre tract of spring in Sec. 1
needs corrected per GPS location by IDFG

Technical Confirmation Tools

ArcMap (Bing)	☒	GPS	☒
Taxlot	☐	Photos	☒
Well Log	☐	Diagrams	☐
Other	☐ explain: <u>$V1 = 0.23 \times 1.9835 \times 365 = 166.5 \text{ afa}$</u> <u>$V2 = 1000 \text{ head} \times 0.0134 = 13.4 \text{ afa}$</u>		

Conditions/Comments R37

Exam Date Entered ☒

Draft License Created ☒

Shapes Updated ☒

RECEIVED

JUN 17 2013

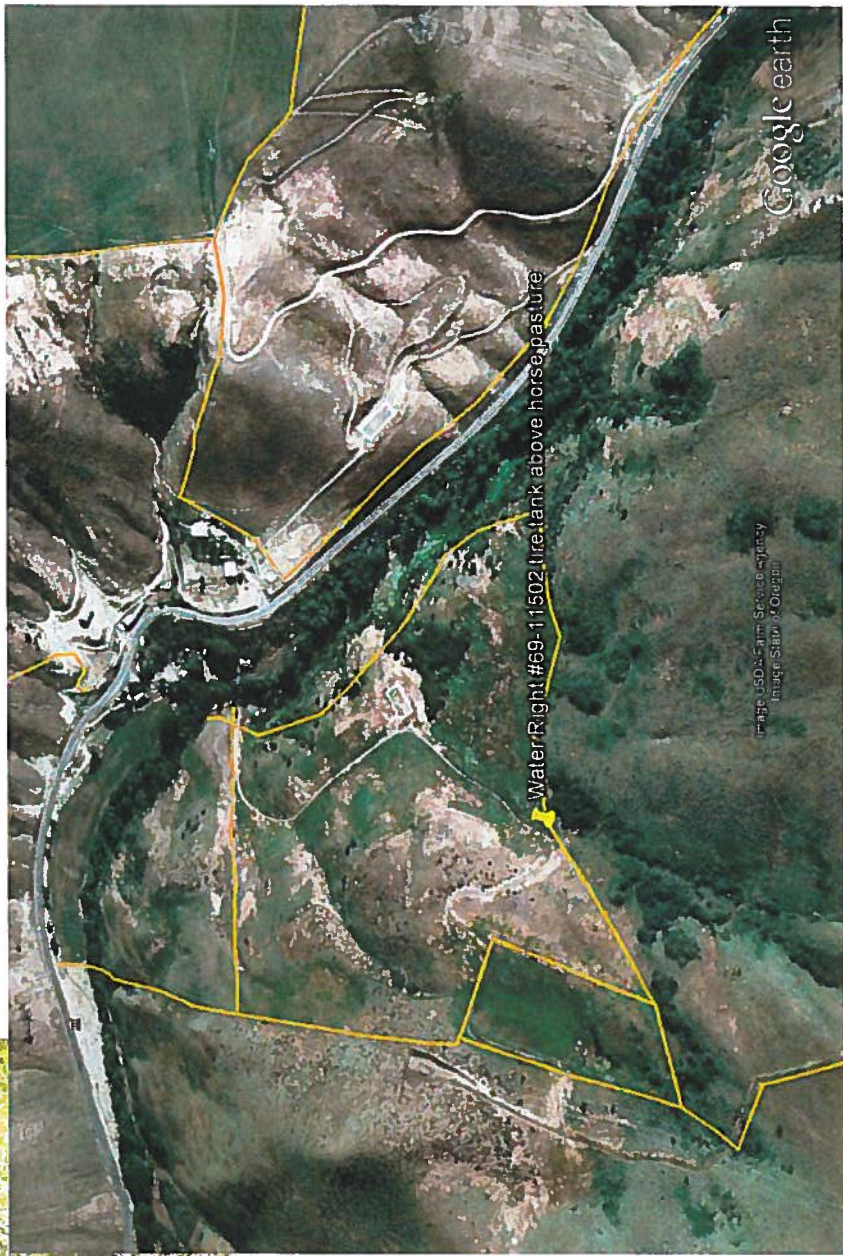
WATER RESOURCES
WESTERN REGION

Water Right # 69-11502

Pictures Section 01 Washington County



Lat: 44.751389
Long: 116.884577



Water Right 69-11502

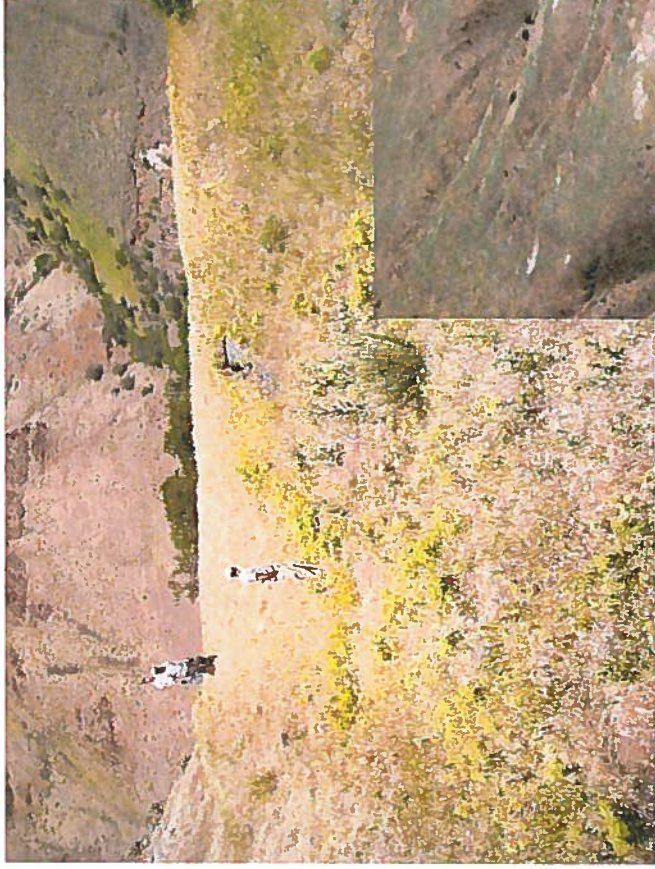
Section 02 Washington County

I have not found any evidence of development in this location.

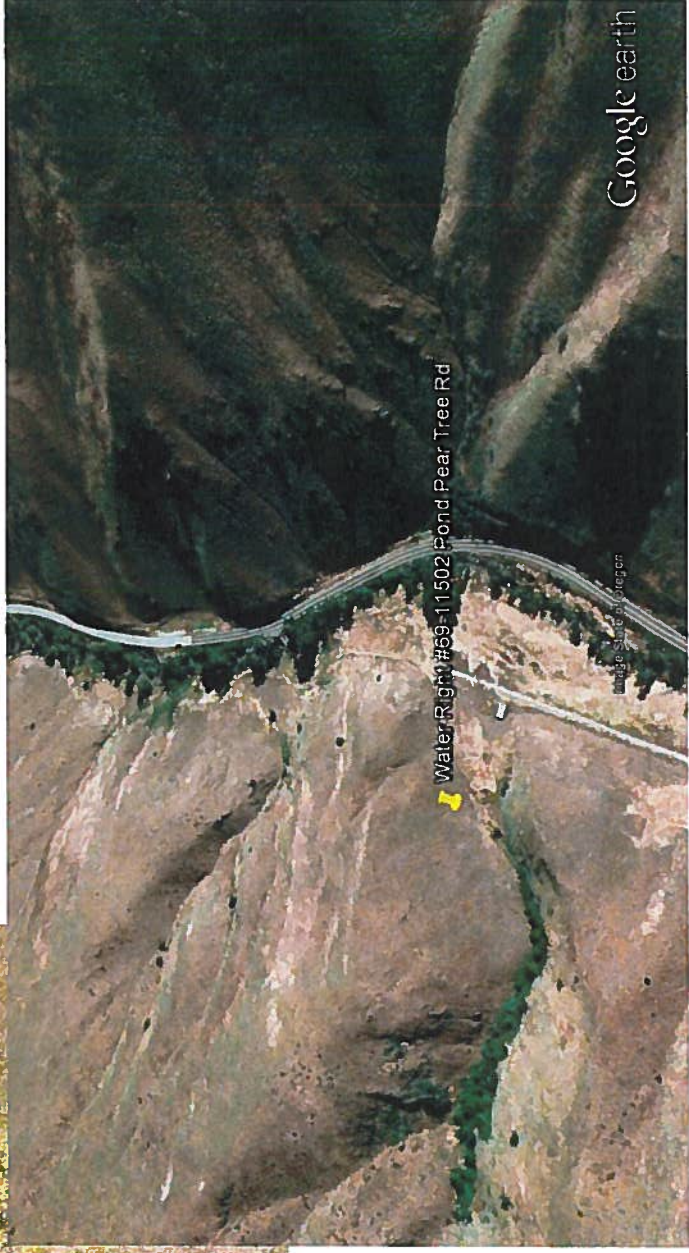
Pictures

69-11502

Section 35 Washington County



Pond dam and water control structure shown in this picture. During high snow years this pond contains water; the winters of 2012 and 2013 were both extremely dry and the spring has not produce enough water to fill the pond





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
Director

August 9, 2013

STATE OF IDAHO
IDAHO FISH & GAME COMMISSION
PO BOX 25
BOISE ID 83707-0025

RE: Permit Nos. 69-11501 & 69-11502

Dear Permit Holders:

The Department of Water Resources sent you two Application for Amendment forms on June 28, 2013, for the above referenced Permits. The amendments are required because the field examiner who verified the water use established in connection with your permits reported that one or more elements of your water use differs from the permits. As of this date the Department has not received a response.

If we do not receive the amendments within thirty (30) days, I will assume you are no longer interested in obtaining water right licenses and the permits will be voided. In case the amendment forms we sent you have been misplaced, new ones are enclosed.

If you have any questions, or need additional time to submit the amendment forms, please contact me as soon as possible at (208)334-2190.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

Enclosures:
Amendment Forms



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

June 28, 2013

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

STATE OF IDAHO
IDAHO FISH & GAME COMMISSION
PO BOX 25
BOISE ID 83707-0025

RE: Water Right Permit No. 69-11502

Dear Permit Holders:

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit:

✓ **Point of Diversion**

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$100.00 filing fee within 14 days.

If you have any questions, please call me at (208)334-2190.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

Enclosure

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 69-11502

Date of Priority: August 30, 2005

Maximum Diversion Rate: 0.23 CFS
Maximum Diversion Volume: 13.4 AF

Comes now STATE OF IDAHO
IDAHO FISH & GAME COMMISSION
PO BOX 25
BOISE ID 83707-0025 and represents to the Director of the Idaho Department
of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the
State of Idaho No. 69-11502, and requests that the permit be changed as follows:

Source: SPRINGS

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.23 CFS	13.4 AF

LOCATION OF POINTS OF DIVERSION:

SPRING	NE1/4NW1/4SE1/4	Sec. 1, Twp 16N, Rge 05W, B.M., WASHINGTON County
SPRING	NE1/4NW1/4SE1/4	Sec. 35, Twp 17N, Rge 05W, B.M., WASHINGTON County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16N 05W 1														X			
17N 05W 35														X			

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this _____ day of _____, 2013.

(Signature & Title)

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 69-11502

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = _____ Received by _____ # _____ Date _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, JOHN WESTRA, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 69-11502 with the following:

CONDITIONS OF APPROVAL

1. This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment.

Witness my hand this _____ day of _____, 2013.

JOHN WESTRA
Western Regional Manager

Walker, Kay

From: Owsiak,Anna [anna.owsiak@idfg.idaho.gov]
Sent: Monday, June 17, 2013 3:47 PM
To: Walker, Kay
Cc: Poole,Walt; Deal,Jerry
Subject: RE: Your request letter for WRP #s 69-11501 and 69-11502
Attachments: IDWR Documentation for WR#69-11501.docx

Hi Kay,

Here is the information, mostly pictures, you asked for. Sorry it took so long to round up. One of the listed locations has 3 possible solutions and I made my suggestion for the one most likely to fit the description. Let me know if you have any questions or need anything else. Anna

From: Walker, Kay [mailto:Kay.Walker@idwr.idaho.gov]
Sent: Monday, February 25, 2013 9:06 AM
To: Owsiak,Anna
Cc: Walker, Kay
Subject: RE: Your request letter for WRP #s 69-11501 and 69-11502

Hi, Anna.

All we need is something to document that the systems have been developed. The year is not a problem – the proof of beneficial use forms came in one year after the permits were issued. Please don't worry about how long it takes to get your information together. My goal is to have these finished up before the end of the summer so if I don't hear from you by then I will send another request. Thanks for your help in getting these permits finalized. If I can be of any assistance, please feel free to contact me.

Kay Walker

Sr. Water Resource Agent
334-2190

From: Owsiak,Anna [mailto:anna.owsiak@idfg.idaho.gov]
Sent: Sunday, February 24, 2013 1:58 PM
To: Walker, Kay
Subject: RE: Your request letter for WRP #s 69-11501 and 69-11502

Hi Kay,

I found the info I needed on line, thanks for sending the instructions! It will take me a few weeks to get photos and such together to send to you on the developments; hopefully that's not a problem, but I'm going to be out of the office a bunch the next couple of weeks. I don't have information on what year the developments were done; I can make an educated guess on a couple of the developments for the points of diversion but not the others. Will that be a problem?
Anna

From: Walker, Kay [mailto:Kay.Walker@idwr.idaho.gov]
Sent: Tuesday, February 19, 2013 9:55 AM
To: Owsiak,Anna
Cc: Walker, Kay
Subject: RE: Your request letter for WRP #s 69-11501 and 69-11502

Anna: Thank you for responding to my letter. It is good to know who to contact in regard to these permits.

Most of our records have been scanned and are available through our public website at: www.idwr.idaho.gov. Once you are there, if you put your cursor over "Most Visited Pages" the items in the boxes change and the top choice of "Water Right & Adjudication Search" becomes available. When you go into that process a screen comes up that says "Water Right Research" and you have to agree to the terms of use. The next screen is entitled "Water Right and Adjudication Search". The second items on the list is: "Adjudication, Water Right & Basin or Transfer" and you should change the parameter from "All" to "Search for a specific Basin, Right or Transfer number" and that brings in a form to enter the water right number. Check the box for Claim/Water Right/Basin and then in the boxes enter "Basin Number: 69 and sequence number: 11501 – then hit "Save Search Parameter" button and "Start Search" on right hand side of screen. This will bring in all information regarding Permit 69-11501 at the bottom of the screen. If you click the "Details" button you will get all the computer information regarding the permit. If you press the "More Options" button and then "Documents" you will be able to see all the items that have been scanned for that water right record. The "Backfile – Permit" item will bring in the application for permit and all information we have through the permit approval. This should give you all the information we have regarding the permits. You will have to do each permit separately but it should provide enough access to our files to help you locate these projects.

If you have problems with our website please let me know. I would be happy to help you in any way I can.

Thanks!!

Kay Walker

Sr. Water Resource Agent

208-334-2190

From: Owsiak, Anna [<mailto:anna.owsiak@idfg.idaho.gov>]

Sent: Friday, February 15, 2013 8:02 AM

To: Walker, Kay

Subject: Your request letter for WRP #s 69-11501 and 69-11502

Good Morning Kay!

I received your letter yesterday, and I believe I am the person you need to talk to for specifics on the development of the permits. However, I am hoping you can give me more information on exactly where these two are suppose to be located as they pre-date my existence here on the Andrus WMA and I am not aware of a specific file for them. (There are lots of water developments here, but they are not labeled by water right number). Any information you have on them would be most helpful. I can be reached via email or at 208-257-3363. Thanks! Anna

Anna Owsiak

Regional Wildlife Biologist

Cecil D. Andrus WMA

4187 Hwy 71

Cambridge, ID 83610

208-257-3363

Anna.owsiak@idfg.idaho.gov



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

February 13, 2013

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

Idaho Fish & Game Commission
Andrus WMA
4187 Hwy 71
Cambridge, ID 83610

RE: Water Right Permit Nos. 69-11501 and 69-11502

Ladies or Gentlemen:

We are in the process of clearing our backlog of water right permits that need field examined. We find that the two permits listed above are in this category and we would like to request your help in completing this process.

We have found that most permits held by state agencies could be examined in the office if we had assistance from those employees who are familiar with the developments. If you could provide information such as GPS data for the springs, "as built" information, diagrams of the water systems, maps, photos, project names or numbers, etc., or any combination of information that your department would have that reasonably confirms that the projects were developed.

I would very much appreciate hearing from you as to the development under these permits, or whom I should contact if you do not have the information to confirm the use of water. Please respond at your earliest convenience so we can get started with this process. If you would like to scan and e-mail your information that would be helpful. You can e-mail me at kay.walker@idwr.idaho.gov. Thank you for your help in this matter.

Sincerely,


KAY WALKER
Sr. Water Resource Agent
Western Regional Office