

Hemenway, Sandy

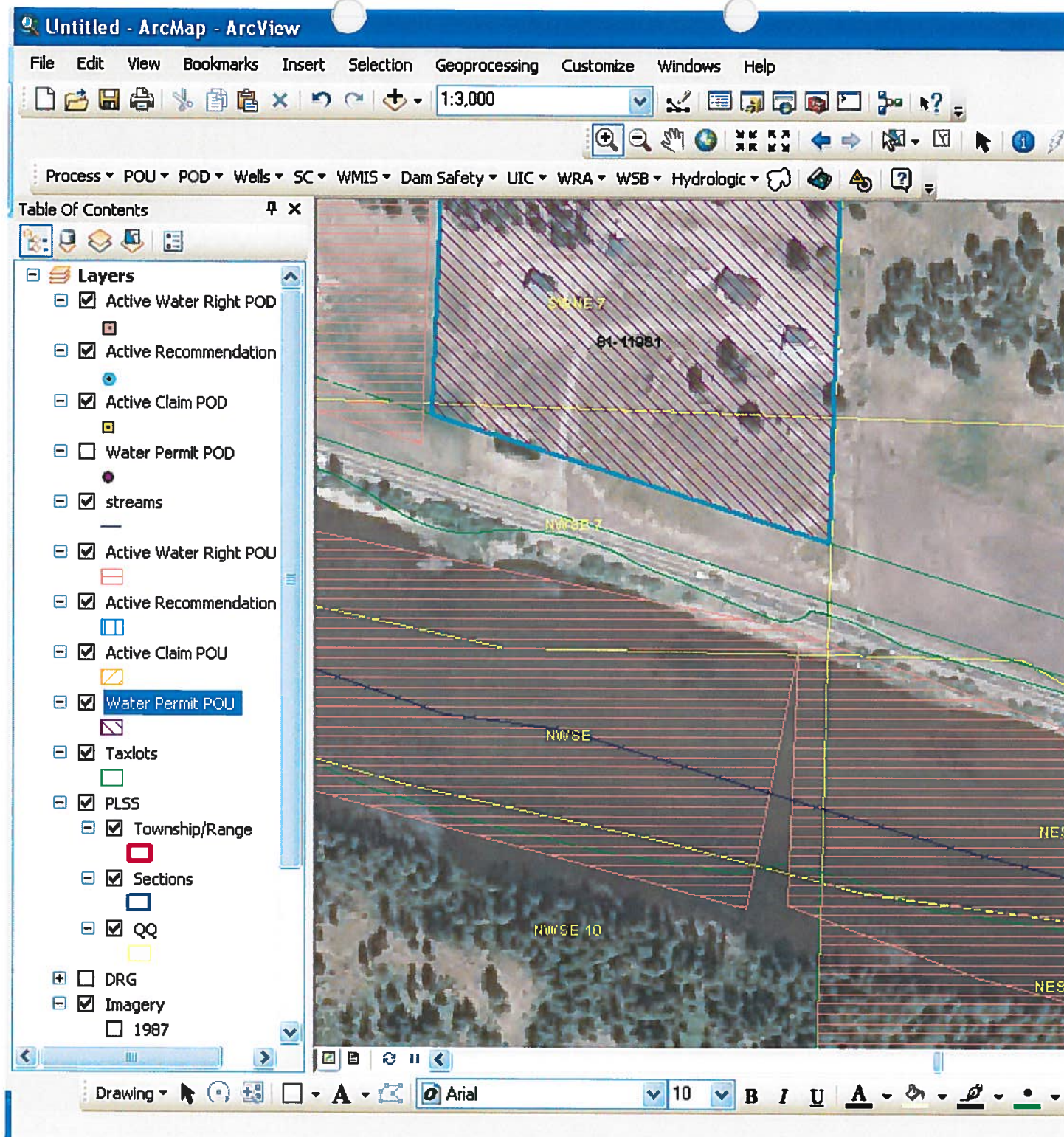
From: Hemenway, Sandy
Sent: Thursday, October 11, 2012 8:43 AM
To: Whitney, Rob
Cc: frankdebicapito@dishmail.net; Hemenway, Sandy; Luke, Tim
Subject: Ron Park, irrigation from the Middle Fork Clearwater River, without a water right

Rob,

Tim told me to forward Frank Capito's email on to you, in reference to a neighbor of his (Ron Park) irrigating from the Middle Fork Clearwater River, without a water right.

Owner: Ron Park c/o Bear Hollow 6275 Highway 12, Kooskia, ID 83539, PIN: RP32N05E061811, Idaho County, T32N R5E Sec 6 NESE L8.

Thanks,
Sandy



From: DEBIFRANK CAPITO [<mailto:frankdebicapito@dishmail.net>]

Sent: Wednesday, October 10, 2012 1:08 PM

To: Hemenway, Sandy

Subject: Re: question about Ron Park

Hi Sandy,

Thanks for getting back to me on that ~ Ron Park IS irrigating out of the river. If you drive to the place where his mailbox is, and look down over the bank into the river, you will see his pump there. (When I first

bought my property back in 2004, asked him if he had the water rights to do that and he told me that he did, but I suspected by the way he acted, that he did not.)

*Thanks again,
Frank*

On Wed, Oct 10, 2012 at 6:17 AM, Hemenway, Sandy <Sandy.Hemenway@idwr.idaho.gov> wrote:

Frank,

You asked if I would check to see if Ron Park has a water right. I show that he owns property to the east of you, and by checking the well report queries, he probably has a very old well, which was drilled prior to the department requiring the driller reports be submitted upon completion. With a private well, it is exempt (meaning that they can or don't have to file for a water right). That under the domestic use exemption they can use the well for internal use and irrigation not to exceed ½ acre. Looking at the aerial view of his property, if you subtracted out the driveway, house and outbuildings, that would leave him with about ½ acre irrigation. Now, if he is irrigating from the river, he does not have a water right or permit to be doing that.

Reminder: Frank, you need to File an Application for a Permit on the pond on your property in the NWSE7 (this pond was developed somewhere between 2004 and 2006, according to aerial maps). Frank, your water right 81-11981 does not cover the pond, and there is no other permit or water right for this use.

<http://www.idwr.idaho.gov/RulesStatutesForms/WaterRights/WaterRightForms.htm> then go to New Water Rights/Application for Permit

If you have any further question, give me a call.

Sandy Hemenway

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