

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 47-17588

Priority: September 24, 2012

Maximum Diversion Rate: 0.02 CFS

It is hereby certified that:

CAREY MEADOW LLC
4592B RIVER RD
BUHL ID 83316-5103

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 24, 2012, and has submitted Proof of Beneficial Use on August 08, 2022. An examination confirms water is diverted from:

Source : WASTE WATER

Tributary: DEEP CREEK

Beneficial Use
DOMESTIC

Period of Use Rate of Diversion
03/15 to 11/15 0.02 CFS

Location of Point(s) of Diversion

WASTE WATER SE¼ NE¼, Sec. 9, Twp 09S, Rge 14E, B.M. TWIN FALLS County

Place of Use: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	14E	9				X									X				

Conditions of Approval

1. The domestic use authorized under this right and all other domestic rights appurtenant to the place of use of this right shall not exceed a combined total of 13,000 gallons per day.
2. The irrigation occurring under this domestic use and all other domestic rights appurtenant to the place of use of this right shall not exceed a combined total of 1/2 acre.
3. The waste water diverted under this right is subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place of use or manner of wasting it, or to recapture it.
4. This right is for the use of trust water, and it is subject to review 20 years after its initial approval (date of permit approval) to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.

This license is issued pursuant to the provisions of Idaho Code § 42-219. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 20th day of March, 2023.


COREY SKINNER
Southern Regional Manager

SCANNED
MAR 23 2023

State of Idaho
Department of Water Resources
Attachment to Water Right
47-17588

This map depicts the DOMESTIC place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

14E



0 0.035 0.07 0.14 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Point of Diversion



SCANNED
MAR 23 2023

State of Idaho
Department of Water Resources
Application for Amendment
(For Licensing Purposes)
Water Right No. 47-17588

RECEIVED

MAR 07 2023

DEPT OF WATER RESOURCES
SOUTHERN REGION

Priority: September 24, 2012

Maximum Diversion Rate: 0.02 CFS

The owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 47-17588

CAREY MEADOW LLC 4592B RIVER RD BUHL ID 83316-5103

requests the permit be changed as follows:

Source : WASTE WATER

Tributary: DEEP CREEK

Beneficial Use

DOMESTIC

Period of Use

03/15 to 11/15

Rate of Diversion

0.02 CFS

Location of Point(s) of Diversion

WASTE WATER SE¼ NE¼, Sec. 9, Twp 09S, Rge 14E, B.M. TWIN FALLS County

Place of Use: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	14E	9				X									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 7th day of March, 2023

George R. Carey
(Signature)

SCANNED

MAR 23 2023

State of Idaho
Department of Water Resources
Application for Amendment
(For Licensing Purposes)
Water Right No. 47-17588

FOR DEPARTMENT USE ONLY

Preliminary check by SG Fee = \$100 Received by SG # 5039691 Date 3/7/2023

ACTION OF THE DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources hereby approves the above Application for Amendment for Permit No. 47-17588 with the following:

Conditions of Approval

1. The domestic use authorized under this right and all other domestic rights appurtenant to the place of use of this right shall not exceed a combined total of 13,000 gallons per day.
2. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
3. The waste water diverted under this right is subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place of use or manner of wasting it, or to recapture it.
4. This right is for the use of trust water, and it is subject to review 20 years after its initial approval (date of permit approval) to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.

This amendment is issued pursuant to the provisions of Idaho Code § 42-211.

Signed this 20th day of March, 20 23.



COREY SKINNER
Southern Regional Manager

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No: 47-17588
Exam Date: 09/15/2022

1. Current Owner:
CAREY MEADOW LLC
4592B RIVER RD
BUHL ID 83316-5103
2. Accompanied by: George Carey
Phone No: 801-631-1821
Address: Same as above
Relationship to permit Holder: Permit Holder

3. **SOURCE:**
WASTE WATER

Tributary
DEEP CREEK

Method of Determination: Site Visit, Aerial Photography

B. OVERLAP REVIEW

1. Other water rights with the same place of use: YES Overlap

Water Right No.	Source	Purpose of Use	Basis
47-17605	Ground Water	Irrigation Recreation	Decree
47-10678	Ground Water	Domestic Stockwater	Decree

Comments: Surface Water

2. Other water rights with the same point-of-diversion: NO Overlap

Water Right No.	Source	Purpose of Use	Basis
None			

Comments: None

C. DIVERSION AND DELIVERY SYSTEM1. **LOCATION OF POINT(S) OF DIVERSION:**

WASTE WATER SE¼ NE¼, Sec. 9, Twp 09S, Rge 14E, B.M. TWIN FALLS County

Method of Determination:

PLACE OF USE: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	14E	9				X									X				

Method of Determination: Site Visit, Aerial Photography

3.

X Delivery System Diagram Attached (required). Indicate all major components and distances between components. Indicate weir size/pipe as applicable.

X Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be 1:24,000 or greater.

X Aerial Photo Attached (required for irrigation of 10+ acres).

X Photo of Diversion and System Attached

4.

Well or Diversion ID No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Monarch	1.0	RLSP 100	Monarch	Serial 2905 Discharge Size various

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
None						

2. Measurements: None taken

No measurement was required per IDAPA 37.03.02 Beneficial Use Examination rules as the permit flow rate of .02 cfs falls below the .24 cfs or greater flow rate requiring measurement.

E. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method: None

No measurement was required per IDAPA 37 .03.02 Beneficial Use Examination rules as the permit flow rate of .02 cfs falls below the .24 cfs or greater flow rate requiring measurement

F. VOLUME CALCULATIONS

1. Volume Calculations for irrigation: None

The domestic use allows for 13,000 gallons per day, and the irrigation shall not exceed ½ acre. The volume reporting requirements are exempted per IDAPA 37.03.02 for domestic uses as defined in Section 42-111, Idaho Code.

G. NARRATIVE/REMARKS/COMMENTS

Application for permit was filed on September 24, 2012 in the name of Evelyn L. Poppay. A Permit to appropriate water was issued on November 14, 2012. An assignment of permit was filed on October 11, 2018 by Evelyn Poppay hereby assigns to Meseberg Warehouse, LLC permit 47-17588. On May 25, 2021 An assignment of permit was filed by Carrey Meadow, LLC for permit 47-14588. A statement of Completion for submitting proof of beneficial use by George Carey, Carey Meadow, LLC. On September 15, 2022. I met with George Carey (permit holder) to conduct a Beneficial Use Field Exam. Permit 47-17588 for domestic use of 0.02 cfs was filed for the use of waste water for the irrigation of up to ½ acre associated with a home. During my visit with Mr. Carey, we discussed his system and that the waste water enters the edge of his property into a standpipe where he uses a 1.0 hp pump and sprinkler system for irrigation. When water is not in use it runs from the standpipe underground to Deep Creek. At the time of the exam Mr. Carey is in the process of re-doing the southside and backyard. An Application for Amendment was filed to add the NE1/4, SE1/4 as a place of use.

Recommend licensing this permit for the permitted rate of 0.02 cfs, ½ acre of irrigation and 13, 000 gallons per day.

Have conditions of permit approval been met? ☒ Yes ☐ No

H. RECOMMENDATIONS**1. Recommended Amounts**

<u>Beneficial Use</u>	<u>Period of Use</u>	<u>Rate of Diversion</u>	
DOMESTIC	03/15 to 11/15	0.02 CFS	

Totals: 0.02 CFS

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None

☐ Change P.U. as reflected above ☒ Add P.U. as reflected above ☐ None

I. AUTHENTICATION

Benny Walker -

Field Examiner's Name Benny Walker Date 3/14/23

Reviewer [Signature] Date 3/20/2023



Above: Waste water from neighboring farms into standpipe,
where water is pumped into sprinkler system

Below: Sprinkler system westside looking south

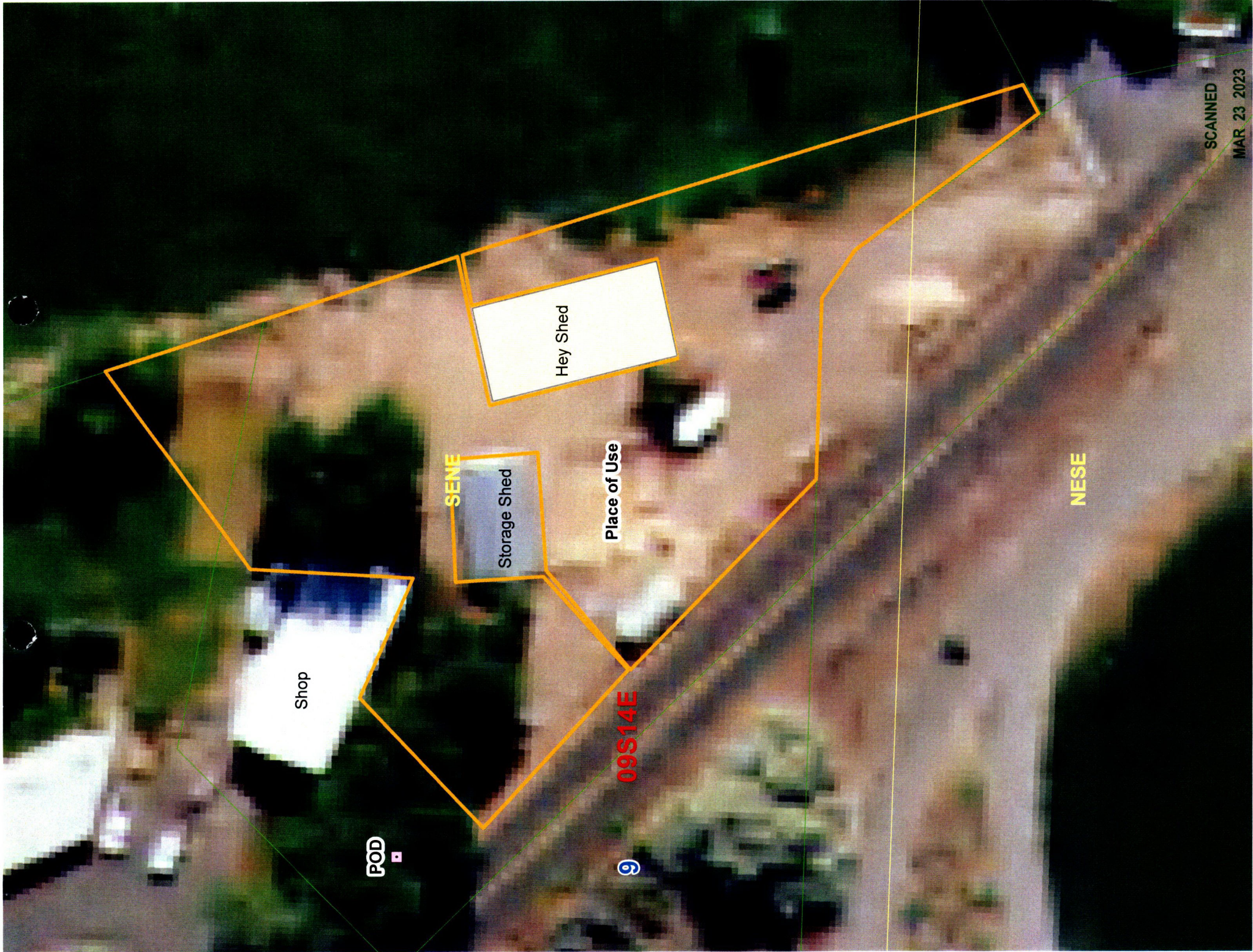




Above: Sprinkler system, northeast side and middle

Below: Rows of trees on the south end of the property,
using a drip system





RECEIVED

AUG 08 2022

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
STATEMENT OF COMPLETION
FOR SUBMITTING PROOF OF BENEFICIAL USE

FOR OFFICE USE ONLY

Amt. of Fee \$ 50.00
Receipt No. 5039381
Received By SG
Date Received 8/8/2022

The Idaho Department of Water Resources considers this form a statement by the permit holder(s) that development of a water right has been **completed** and that water has been applied to beneficial use to the extent described below. **This form must be accompanied by an examination fee, when necessary, or by a completed Beneficial Use Field Report prepared by a certified water right examiner.** Please refer to the instructions and fee schedule for this form. If ownership of the permit has changed, contact any Department office or visit the Department's website at idwr.idaho.gov for an *Assignment of Permit* form. If you wish to relinquish your permit because you have not established the authorized use of the water and are not applying for an extension, please notify the Department in writing.

1. Permit No. 47-17588 Telephone No. 801-631-1821
2. Name of Permit Holder(s) ~~Messiah~~ Carey Meadow LLC % George R. Carey
3. Mailing Address 4592 B River Road City Buhl
State ID Zip 83316 Email george.r.carey@gmail.com
4. Source of Water waste water If **GROUND WATER** (well), Date Drilled mo. _____ / yr. _____
Well Driller _____ Drilling Permit Number _____

5. Extent of use(s) completed **as authorized by the water right permit:**

Domestic (No. of households) _____ Stockwater (No. and type of stock) _____
Irrigation (No. of acres) 1/2 Other _____

6. Total rate of diversion or storage volume for which proof is submitted 0.020 cfs OR _____ acre-feet.

7. Compliance with a measuring device requirement, lockable controlling device requirement, and/or other conditions of permit:
Refer to the approval conditions on your permit and respond accordingly.

The Department will not issue a license if permit conditions are not met.

Measuring Device	Is a measuring device required?	Yes ☐	No ☒
	If yes, has the measuring device been installed?	Yes ☐	No ☐
Lockable Controlling Device	Is a lockable device required to control the diversion?	Yes ☐	No ☒
	If yes, has the lockable device been installed?	Yes ☐	No ☐
Fish Screen	Is a fish screen required?	Yes ☐	No ☒
	If yes, has the fish screen been installed?	Yes ☐	No ☐

Other Conditions of Permit

Do the approval conditions on your permit require you to submit additional information in connection with your proof of beneficial use? If yes, list the conditions below and attach documents with the required information.

_____ Completed? Yes ☐ No ☐

8. Fee Enclosed \$ 50.00 or not applicable ☐. See fee schedule on page 2 of the instructions.
Proof statements filed without an appropriate fee, will be considered incomplete.
9. Person to contact to accompany the Department representative during field examination of the water system.

Name George Carey Telephone Number 801-631-1821
Mailing Address 4592 B River Road City Buhl
State ID Zip 83316 Email george.r.carey@gmail.com

The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted and applied to a beneficial use. I understand that any undeveloped portion of the permit is relinquished to the State of Idaho.

Signature of Permit Holder George R. Carey
(Include your title, if on behalf of company or organization)

Date 8-8-2022



Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

March 22, 2023

CAREY MEADOW LLC
4592B RIVER RD
BUHL ID 83316-5103

RE: License No. 47-17588

ISSUANCE OF LICENSE

Dear Water Right Holder(s):

The Department of Water Resources ("Department") has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review all the conditions of approval listed on your license. The conditions may include ongoing requirements, such as maintenance of a measuring device or implementation of mitigation, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district. Also enclosed is a copy of the signed Application for Amendment of Permit received on March 7, 2023.

The license is a PRELIMINARY ORDER issued by the Department pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Water right forms are available from any office of the Department or on the Department's website at idwr.idaho.gov

If you have any questions concerning the enclosed information, please contact me at (208) 736-3033.

Sincerely,

Corey Skinner
Southern Regional Manager

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on March 22, 2023, I served a true and correct copy of Water Right License No. 47-17588 by U.S. Mail, postage prepaid, to the following:

CAREY MEADOW LLC (Current Owner)
4592B RIVER RD
BUHL ID 83316-5103



Denise Maline
Administrative Assistant 1

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little
September 2, 2022

Director Gary Spackman

CAREY MEADOW LLC
4592B RIVER RD
BUHL ID 83316-5103

PROOF ACKNOWLEDGEMENT LETTER

RE: Permit No. 47-17588

Dear Permit Holder:

The Department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the Department to conduct a field examination to determine and confirm the use being made of the water.

Please be advised that Idaho Code § 42-248, requires you or the owner of this water right to maintain current ownership and address records on file with the Department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any Department office or at the Department's website at www.idwr.idaho.gov.

If you have any questions concerning the field examination, please contact the Southern Region Office of the Department located in Twin Falls at (208) 736-3033.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures

SCANNED

SEP 06 2022