

RECEIVED

AUG 09 2023

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
STATEMENT OF COMPLETION
FOR SUBMITTING PROOF OF BENEFICIAL USE

FOR OFFICE USE ONLY

Amt. of Fee \$ 150-
Receipt No. C116861
Received By KM
Date Received 8.9.23

The Idaho Department of Water Resources (Department) considers this form a statement that the permit holder(s) applied water to beneficial use and completed development of a water right 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 (CWRE).** Please refer to the instructions and fee schedule for this form. If ownership of the permit has changed, complete a Notice of Change in Water Right Ownership form. If you wish to relinquish your permit because you have not established the authorized water use and are not applying for an extension, please notify the Department in writing.

1. Permit No. 63-33415 Name of Permit Holder(s) D Yamamoto Development LLC
Telephone No. 208-922-5514 or 208-870-2140 Email djyam1@msn.com / dyfarms@hotmail.com / itskristy@gmail.com
Mailing Address 5255 W Hubbard Rd City Kuna State ID Zip 83634
2. Source of Water Groundwater If Ground Water (well), Date Drilled mo. Aug / yr. 2016
Drilling Permit/Tag No. 972992-879049 Drilling Company's Name Riverside Inc
3. Extent of use(s) completed as authorized by the water right permit:
Domestic (No. households) _____ Irrigation (No. acres) 640 Stockwater (No. and stock type) _____
Other _____
4. Total diversion rate or volume (storage only) for which proof is submitted 2.98 cfs OR _____ af
If the total developed water use is 5 acres of irrigation or less, is stockwater storage of 14.6 acre-feet or less, or has a diversion rate of less than 0.24 cfs, attach a map of the place of use and point of diversion and photographs showing beneficial use.
5. Describe the diversion and delivery system from the water source to the use (pump, lift, irrigation method, etc.)
Water is pumped from the well directly into the irrigation pipeline using a 250 HP pump. Water is comingled with that from other wells on the property for delivery to various locations for irrigation.
Diversion is measured using a magnetic flowmeter (Seametrics). Static water level measure using air tubing. Irrigation methods include wheel lines and solid set.
6. Permit condition compliance. Refer to the permit approval conditions and check all the items required, then check "Yes" or "No" to indicate whether the required items were established, submitted, and/or installed:
Required? Yes No (If "Yes", attach required data, evidence of compliance, or evidence of installation)
- | | | | |
|-------------------------------------|-------------------------------------|-------------------------------------|---|
| ☐ | ☐ | ☒ | Ground water level data, pumping information, or other diversion data |
| ☐ | ☐ | ☒ | Mitigation plan |
| ☐ | ☐ | ☒ | Lockable controlling works |
| ☒ | ☒ | ☐ | Measuring device |
| ☐ | ☐ | ☒ | Fish screen |
| ☐ | ☐ | ☒ | Other requirements of the water right permit _____ |
| ☐ | ☒ | ☐ | Reasonably Anticipated Future Needs ("RAFN") Municipal use |
- If RAFN Municipal use, additional increment of beneficial use developed? ☐ Yes (attach CWRE report) ☐ No
7. Fee Enclosed \$ 150 or ☐ CWRE field report attached or ☐ No fee required
See fee schedule on page 3 of the instructions. Proof statements filed without an appropriate fee are incomplete.

8. Person to contact to accompany a Department representative during the field examination of the water system:
Name: Ray Nebeker Telephone No. 208.880.3715 Email RAYNEBEKER71@GMAIL.COM
Mailing Address 3402 Locust Grove Rd City Kuna State ID Zip 83634

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 beneficial use. I understand that any undeveloped portion of the permit is relinquished to the State of Idaho.

K Yamamoto
SIGNATURE OF PERMIT HOLDER*

Kristine Yamamoto, Agent
PRINTED NAME AND TITLE

8/2/2023
DATE

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*Attach power of attorney if completing on behalf of permit holder.

AUG 11 2023

**DELEGATION OF MANAGEMENT POWERS OF
D. YAMAMOTO DEVELOPMENT, LLC**

In accordance with the provisions of Article 8, Section 8.1 of D. Yamamoto Development, LLC (an Idaho Limited Liability Company), we, Duane Yamamoto and Judith Yamamoto, as the sole Members of that LLC, hereby authorize Kristine A. Yamamoto to act as our agent having all powers which we currently have as Members so that she can exercise the powers of Management on our behalf. Without limiting the forgoing delegation of power, our intent in granting this authorization is to enable Kristine A. Yamamoto, as authorized agent, to act for and on our behalf as Members with respect to all operational matters including, but not necessarily limited to, those powers with respect to any and all real estate matters pertaining to property owned or leased by the LLC. So long as this Delegation of Management Powers is in effect, the powers delegated to Kristine A. Yamamoto shall have the same force and effect as if Duane Yamamoto and Judith Yamamoto had personally joined in the exercise of such power to manage granted to the Members.

We specifically affirm and acknowledge that third parties may fully rely on this authorization and have no obligation to inquire of us or anyone else as to whether this delegation has been revoked or withdrawn and may fully rely on the representations of Kristine A. Yamamoto that this authorization is still in effect and the fact that the authorization covers the actions that Kristine A. Yamamoto is attempting to perform on behalf of the LLC and us as Members.

Dated this 11 day of April, 2023.

Duane Yamamoto by
Judith Yamamoto, Attorney
in fact
Duane Yamamoto, Member

Acceptance:

K Yamamoto
Kristine A. Yamamoto

Judith Yamamoto
Judith Yamamoto, Member

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Water Permit Report: 63-33415(Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
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Current Owner	D YAMAMOTO DEVELOPMENT LLC	5255 W HUBBARD RD	KUNA	ID	83634
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Water Permit Status

Priority Date : 9/27/2010

Status : Active

Water Source

Source	Tributary	Tributary Qualifier
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GROUND WATER		
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Points Of Diversion (Location)

Source	Township	Range	Section	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	01N	01E	5		NW	SW	ADA	
GROUND WATER	01N	01E	5		SW	SW	ADA	
GROUND WATER	01N	01E	5		SE	SW	ADA	
GROUND WATER	01N	01E	5		SE	SE	ADA	
GROUND WATER	01N	01E	8		NE	NW	ADA	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
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IRRIGATION	03/01	11/15	2.98 CFS	
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TOTAL			2.98 CFS	
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Places of Use

Printable View

Paged View

Place of Use Legal Description : IRRIGATION (ADA county)

Show 10 entries

Search:

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
01N	01E	5			SW	NE	40
01N	01E	5			NW	NW	40
01N	01E	5			SW	NW	40
01N	01E	5			SE	NW	40
01N	01E	5			NE	SW	40
01N	01E	5			NW	SW	40
01N	01E	5			SW	SW	40
01N	01E	5			SE	SW	40

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Wnship	Range	Section	Lot	QQQ	Q	Acres
01N	01E	5			NE SE	40
01N	01E	5			NW SE	40

Showing 1 to 10 of 16 entries

Previous

1

2

Next

Irrigation Totals

Total Acres Acre Limit

640.00

Conditions

Code Conditions

- 26A Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
- 004 This right does not grant any right-of-way or easement across the land of another.
- WB7 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 2880 af at the field headgate for the place of use.
- 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
- 121 The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.
- 069 Failure of the right holder to comply with any condition of approval is cause for the Director to cancel this permit.
- 196 The right holder shall install or construct a straight length of conduit or ditch suitable for installation of a device for measuring the entire flow of water being diverted in connection with this right. If the right holder uses conduit, the straight length of conduit shall be at least fifteen times the diameter of the conduit and shall be above ground or otherwise easily accessible.
- 073 Diversion and use of water with a temperature greater than 85 degrees Fahrenheit is not authorized under this right.
- The right holder shall install a measuring device acceptable to the Department at the point of diversion authorized under this right. The measuring device shall be capable of displaying diversion flow rate and totalized volume measurement. The right holder shall record the flow rate and volume measurements monthly for any calendar year in which water is diverted and used in connection with this right until notified by the Department. The records shall be made available to the Department upon request.
- One point of diversion (well) authorized for this right shall include a measuring device or other suitable method to allow measurement of the static water level in the well. Water level measurements shall be made monthly throughout the year from the beginning of the diversion and use of water in connection with this right until notified by the Department. The records shall be made available to the Department upon request.
- Proof of application of water to beneficial use shall be submitted no sooner than October 1, 2017, and no later than October 1, 2018. A report with no less than 4 years of diversion measurement and aquifer level water monitoring data shall be submitted in connection with filing proof of beneficial use. Submittal of a proof of beneficial use statement without the required report will not be accepted by the Department and may result in cancellation of the permit.
- If the Department determines, based on credible evidence, measurement reports, area data, or otherwise, there is a substantial likelihood that diversion and use of groundwater under this right is causing material injury to any senior water right(s), the Department may issue an order to the right holder to show cause why existing diversions should not be reduced under the permit, forego additional diversions, or provide adequate mitigation to remedy any such material injury. Any senior water user alleging material injury may petition the Department to commence a show cause hearing, and the Department shall conduct a hearing.
- Water bearing zone to be appropriated is from 250 to 400 feet.
- 074 This right does not authorize the irrigation of land not previously irrigated.

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- 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
- 104 If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

Dates

Licensed Date :
Decreed Date :
Permit Proof Due Date : 10/1/2023
Permit Proof Made Date :
Permit Approved Date : 9/25/2013
Permit Moratorium Expiration Date :
Enlargement Use Priority Date :
Enlargement Statute Priority Date :
Water Supply Bank Enrollment Date Accepted :
Water Supply Bank Enrollment Date Removed :
Application Received Date: 8/19/2010
Protest Deadline Date: 2/25/2013

Other Information

State or Federal :
Water District Number : TBD
Generic Max Rate Per Acre : 0.02
Generic Max Volume Per Acre : 4.5
Civil Case Number :
Decree Plaintiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

8/2/2023



Governor Brad Little

Director Gary Spackman

August 11, 2023

D YAMAMOTO DEVELOPMENT LLC
5255 W HUBBARD RD
KUNA ID 83634

PROOF ACKNOWLEDGEMENT LETTER

RE: Permit No. 63-33415

Dear Permit Holder(s):

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 Section 42-248, Idaho Code, 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 Western Region Office of the Department located in Boise at (208) 334-2190.

Sincerely,

Amanda Veibell
Technical Records Specialist

Enclosure(s)

SCANNED

AUG 11 2023



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

Director Gary Spackman

July 31, 2023

D YAMAMOTO DEVELOPMENT LLC
5255 W HUBBARD RD
KUNA ID 83634

NOTICE: STATEMENT OF COMPLETION DUE

RE: Permit No. 63-33415

IMPORTANT: A response from you is required to maintain the active status of the referenced water right permit. If no response is received from you, the permit will lapse and your authorization to develop and/or use this water right will be cancelled.

Dear Permit Holder(s):

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before **October 01, 2023**. Please complete and return the enclosed Statement of Completion for Submitting Proof of Beneficial Use (proof) if you have completed the water project authorized by your permit. The proof statement must be accompanied by either the appropriate license examination fee or a field examination report prepared by a certified water right examiner.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been delayed by a government agency or by litigation that brings title to the water in question, an extension of time may be granted if appropriate documentation is provided at the time of filing. An extension request must be accompanied by a \$50.00 filing fee and signed by the appropriate authorized permit holder(s) or authorized representative with a power of attorney.

Either an acceptable proof or an acceptable extension request must be received by this department on or before the above proof due date. If neither is received, the department will send you a lapse notice and the permit will no longer be of any force or effect.

Sincerely,

Water Right Section

Enclosure(s)

CERTIFIED MAIL

7022 1670 0001 2370 9713

NO

SCANNED

AUG 02 2023