

CONCLUSIONS OF LAW

Rule 53.04 of the Department's Rules of Procedure (IDAPA 37.01.01.053.04) sets forth criteria for filing and service of documents. The Rule states, in relevant part:

Format for Electronic Filing and Service. Documents filed or served by email must be in Portable Document Format (PDF) and be text searchable.

Idaho Code § 42-217 states, in relevant part:

(1) On or before the date set for the beneficial use of waters appropriated under the provisions of this chapter...the permit holder shall submit a statement on a form furnished by the department of water resources that the permit holder has used such water for the beneficial purpose allowed by the permit. The statement shall include:

- (a) The name and post office address of the permit holder;
- (b) The permit number;
- (c) A description of the extent of the use;
- (d) In the case of a municipal provider, a description of the current service area;
- (e) The source of the water used; and
- (f) Such other information as shall be required by the department's form.

(2) Such written statement shall include fees as provided in subsection K. of section 42-221, Idaho Code

Idaho Code § 42-218a(1) states, in relevant part:

A permit upon which the proof of beneficial use... has not been submitted, or a request for extension of time has not been received on or before the date set for such proof... shall lapse and be of no further force nor effect... Notice of said lapsing shall be sent by the department to the permit holder at the address of record by regular mail.

Idaho Code § 42-218a(2) states, in relevant part:

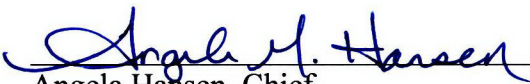
Within sixty (60) days after such notice of lapsing, the department may, upon a showing of reasonable cause, reinstate the permit with the priority date advanced a time equal to the number of days that said showing is subsequent to the date set for proof.

The Permit Holder filed an acceptable Proof providing a reasonable showing the Permit should be reinstated. The Permit should be reinstated based upon the July 20, 2023 filing date.

ORDER

IT IS HEREBY ORDERED that Permit No. 63-34505 is **REINSTATED** and the Permit's priority date is advanced to April 10, 2018.

DATED this 15th day of AUGUST, 2023.

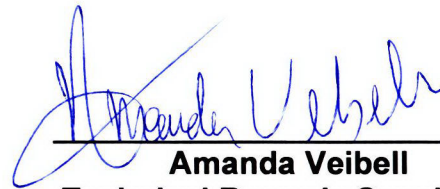

Angela Hansen, Chief
Water Allocation Bureau

CERTIFICATE OF SERVICE

I hereby certify that on **August 16, 2023** I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (**PRELIMINARY ORDER REINSTATING PERMIT**) to the person(s) listed below:

RE: Preliminary Order in the Matter of Permit No. **63-34505**

**GARY ALTENBURG
DEBORAH ALTENBURG
4940 N SOARING LN
EAGLE ID 83616-1937**



**Amanda Veibell
Technical Records Specialist**

SCANNED

AUG 15 2023

FOR OFFICE USE ONLY

Amt. of Fee \$ 50
 Receipt No. C116768
 Received By gmr
 Date Received 7-20-23

RECEIVED

JUL 20 2023

DEPARTMENT OF
WATER RESOURCES

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

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.

- Permit No. 63-34505 Name of Permit Holder(s) GARY & DEBORAH ALTENBURG
 Telephone No. (760) 975-1657 Email G.MALTENBURG@GMAIL.COM
 Mailing Address 4940 N. SOARING LANE City EAGLE State ID Zip 83616
- Source of Water GROUND If Ground Water (well), Date Drilled mo. 05 / yr. 2023
 Drilling Permit/Tag No. D0100230 Drilling Company's Name COONSE WELL DRILLING
- Extent of use(s) completed as authorized by the water right permit:
 Domestic (No. households) _____ Irrigation (No. acres) 10.0 Stockwater (No. and stock type) _____
 Other _____
- Total diversion rate or volume (storage only) for which proof is submitted 0.20 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.
- Describe the diversion and delivery system from the water source to the use (pump, lift, irrigation method, etc.)
PUMP. K-LINE.

- 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

- Fee Enclosed \$ 50.00 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.

- Person to contact to accompany a Department representative during the field examination of the water system:

Name: GARY ALTENBURG Telephone No. (760) 975-1657 Email G.MALTENBURG@GMAIL.COM
 Mailing Address 4940 N. SOARING LANE City EAGLE State ID Zip 83616

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.

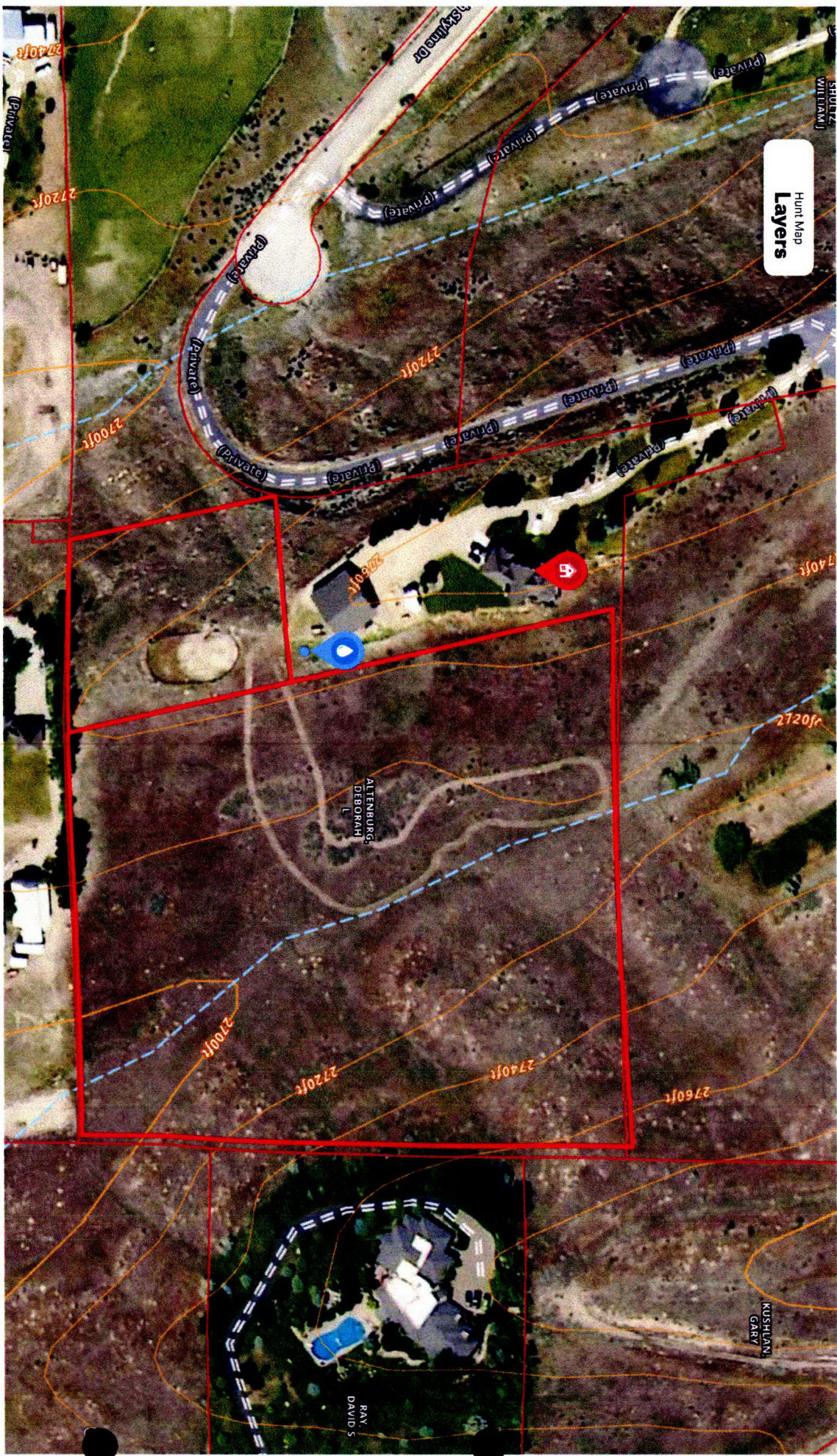
M. M.
 SIGNATURE OF PERMIT HOLDER*

GARY M. ALTENBURG / OWNER 7/16/2023
 PRINTED NAME AND TITLE

DATE **SCANNED**

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

AUG 15 2023



SCANNED
AUG 15 2023



SCANNED

AUG 15 2023



SCANNED
AUG 15 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

MAY 15 2023

WATER RESOURCES
WESTERN REGION

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
63-34505	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Armin Herteux And/Or Brenna Herteux

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Deborah And/Or Gary Altenburg

New owner(s) as listed on the conveyance document

Name connector

☐ and ☒ or

4940 N. Soaring Lane

Eagle

ID

83616

Mailing address

City

State

Zip

760-975-1656

dlaltenburg@gmail.com

Telephone

Email

4. If the water rights and/or adjudication claims were split, how did the division occur?

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: 07/08/2020

6. Do you own the land identified as the water right place of use? Yes ☐ No ☐

- ☐ If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items:

- ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
☐ \$25 per *undivided* water right.
☐ \$100 per *split* water right.
☐ No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Deborah L. Altenburg
 Signature of new owner/claimant
Deborah L. Altenburg
 Print name

Owner

5/15/2023

Title, if applicable

Date

- Signature: [Signature]
 Signature of new owner/claimant
Gary M. Altenburg
 Print name

Owner

5/15/2023

Title, if applicable

Date

For IDWR Office Use Only:

Received by DM Date 5-15-23

Receipt No. W051233

Receipt Amt. 25.00

Active in the Water Supply Bank? Yes ☐ No ☒

If yes, forward to the State Office for processing

W-9 received? Yes ☐ No ☐

Name on W-9

Approved by DM

Processed by DM

Date 5-15-2023



Order Number: 20369263

Warranty Deed

For value received,

Armin Herteux and Brenna Herteux, husband and wife

the grantor, does hereby grant, bargain, sell, and convey unto

Deborah L. Altenburg and Gary M. Alterburg, wife and husband

whose current address is 4940 N Soaring Ln Eagle, ID 83616

the grantee, the following described premises, in Ada County, Idaho, to wit:

Parcel I

Lot 6 in Block 1 of Talon Ridge Subdivision, according to the official plat thereof filed in Book 66 of Plats at Pages 6755 through 6757 records of Ada County, Idaho.

Parcel II Easement

A parcel of land being a permanent ingress and egress easement in favor of Lot 6, running over and across a portion of Lot 4, Block 1, Talon Ridge Subdivision, said easement shall run with the land, and said easement being more particularly described as follows:

Commencing at the iron pin marking the most Southeasterly corner of Lot 4, Block 1, Talon Ridge Subdivision, records of the Ada County Recorder, Boise, Idaho;
Thence North 10°41'06" West, 291.05 feet along the East line of said Lot 4 to the REAL POINT OF BEGINNING;

Thence North 27°34'26" West, 126.62 feet to an iron pin marking a point of beginning of curve on the cul-de-sac at the end of N. Soaring Lane; thence along a curve to the left, 67.22 feet, said curve having a delta of 85°35'18", a radius of 45.00 feet, tangents of 41.66 feet and a long chord of 61.14 feet which bears North 26°18'09" East, to an iron pin marking a point of ending of curve;
Thence South 10°41'06" East, 170.00 feet to the REAL POINT OF BEGINNING.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Remainder of page intentionally left blank.

Dated: July 7, 2020

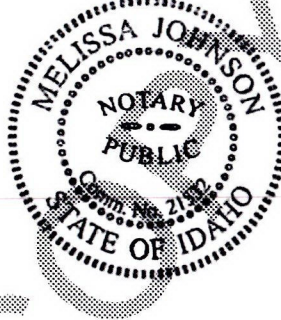
Armin Herteux
Armin Herteux

Brenna Herteux
Brenna Herteux

State of Idaho, County of Ada, ss.

On this 8th day of July in the year of 2020, before me, the undersigned, a Notary Public in and for said State, personally appeared Armin Herteux and Brenna Herteux, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

[Signature]
Notary Public
Residing In: Star, ID
My Commission Expires: 01-20-2021
(seal)





Governor Brad Little

Director Gary Spackman

August 16, 2023

GARY ALTENBURG
DEBORAH ALTENBURG
4940 N SOARING LN
EAGLE ID 83616-1937

PROOF ACKNOWLEDGEMENT LETTER

RE: Permit No. 63-34505

Dear Permit Holder(s):

The Department acknowledges receipt of the Proof of Beneficial Use form ("proof") and license examination fee for the above-referenced water right permit. Enclosed is an order that reinstates this permit since proof and the license examination fee were submitted after the proof deadline. Please note that the priority date for this permit has been advanced to **April 10, 2018**, pursuant to Idaho Code § 42-218a(2).

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 according to the conditions of the permit.

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 Western Region Office of the Department located in Boise at (208) 334-2190.

Sincerely,

Amanda Veibell
Technical Records Specialist

Enclosure(s)

SCANNED

AUG 15 2023

Veibell, Amanda

From: Veibell, Amanda
Sent: Wednesday, August 9, 2023 1:58 PM
To: Gary Altenburg
Subject: RE: 63-34505 Altenburg water appropriation permit

Good Afternoon Dr. Altenburg.

The Department received your Statement of Completion for Submitting Proof of Beneficial Use (Proof) on July 20 with the appropriate fee. I am currently in the process of writing the order to reinstate permit 63-34505. Once the reinstatement order is signed, the Department will mail the order to you via USPS. The reinstatement order will include an insert outlining the process if you wish to submit a Petition for Reconsideration.

While I do not have a timeline for which the order will be signed, I am hoping it will be within the next week.

Please feel free to reach out if you have any further questions.

Amanda Veibell



If you would like to submit documents electronically, they must be emailed to file@idwr.idaho.gov per [IDAPA 37.01.01.053](#) in PDF form.

From: Gary Altenburg <gmaltenburg@gmail.com>
Sent: Wednesday, August 9, 2023 1:25 PM
To: Veibell, Amanda <Amanda.Veibell@idwr.idaho.gov>
Subject: 63-34505 Altenburg water appropriation permit

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Hi Amanda,

I hope you are doing well. I haven't heard anything and just wanted to confirm you had received my application before the deadline last month. If you remember, there was some miscommunication about my water appropriation permit that I was satisfying prior to June 1st. Please let me know if you are needing any further information. Thank you!

Gary Altenburg

SCANNED

AUG 15 2023

Beneficial Use Proof Evaluation

Permit Number: 63-34505 Reviewer: AVEibell Review Date: 7/28/2023

Acceptability

- 1) Is the contact on the request the current permit holder? Yes
- 2) Does the address of record need to be updated? No
- 3) Proof Submitted Date: 7/20/2023
- 4) Proof Due Date: 6/1/2023
- 5) Days added for weekend due date? 0
- 6) Days added for holiday due date? 0
- 7) Number of days late: 49
- 8) Proof received timely? No

Analysis

- 1) Are the water uses correct? Yes
- 2) Are one of the following items required?
 - a. Measuring Device -- No
 - b. Lockable Device --No
 - c. Fish Screen -- No
- 3) Are the required items installed? Yes
 - a. Measuring Device -- No
 - b. Lockable Device --No
 - c. Fish Screen -- No
- 4) Is there a request to waive the required items? No
- 5) Drilling Permit Number: 910250
- 6) Is a drilling permit upgrade needed? No
- 7) Was a well drillers report filed? Yes
- 8) Is proof accepted? Yes

Fees

- 1) Is a licensing exam fee required? Yes
- 2) Was proof submitted with an exam report from a CWE? No
- 3) Filing fee due: \$50.00
- 4) Filing fee submitted: \$50.00
- 5) Remaining fee or (refund): \$0.00

Receipt IDs

W046059

SCANNED

AUG 15 2023

Comments

Proof received 43 days late. Reinstate permit and advance priority date to April 10, 2018. Proof deemed acceptable. Gave file to water right agent for in-house license review. Water right agent will enter the proof made date in AdHoc at the time of licensing.

Reinstate Evaluation

Permit Number: 63-34505 Reviewer: AVeibell Review Date: 7/28/2023

Analysis

- 1) Proof/extension request received date: 7/20/2023
- 2) Number of days proof/extension request received late: 49
- 3) Was a lapsed notice sent? Yes
- 4) Date lapsed notice sent: 6/7/2023
- 5) Number of days between proof/extension request received date and date lapsed notice was sent: 43
- 6) Was the proof or extension request received more than 60 days after the lapsed notice was sent? No
- 7) Priority date: 2/20/2018
- 8) New priority date: 4/10/2018
- 9) New status: Active

Comments

Proof received 43 days late. Reinstate permit and advance priority date to April 10, 2018.

SCANNED
AUG 15 2023

Re: Statement of Completion for Submitting Proof of Beneficial Use for Permit 63-34505

Gary Altenburg <gmaltenburg@gmail.com>

Wed 6/28/2023 8:37 AM

To: Veibell, Amanda <Amanda.Veibell@idwr.idaho.gov>

📎 1 attachments (20 KB)

Outlook-2nrie3qi.png;

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Amanda,

Thank you for the update. I will process this new information as soon as possible.

Gary

On Tue, Jun 27, 2023, 5:08 PM Veibell, Amanda <Amanda.Veibell@idwr.idaho.gov> wrote:

Good Afternoon Dr. Altenburg.

I am following up on my recent voicemail with an email.

Kris forwarded me the email she had sent on June 2nd, which contained the email you sent to file@idwr.idaho.gov. Due to the timing of your submission of ownership change to our Western Regional office, you were not sent the Statement Completion Due notice, which included the required form, instructions, and fee schedule. I have attached those for you as well as a computer-generated report of your water right. I hope this will help you submit your Statement of Completion as soon as possible. As soon as the completed Statement of Completion for Submitting Proof of Beneficial Use (Proof) and appropriate fees are received, I will be able to move forward in writing the reinstatement order for permit 63-34505. Once the reinstatement order is issued, it will outline your new priority date, as we discussed on the phone. If you choose to challenge the advancement of the priority date, as you mentioned, the procedures for that will be included in the reinstatement order. If you have any questions, please feel free to reach out.

Thank you.

Amanda Veibell

Technical Records Specialist I

SCANNED

AUG 15 2023

PO Box 83720 Boise ID 83720-0098

208-287-4945

If you would like to submit documents electronically, they must be emailed to file@idwr.idaho.gov per [IDAPA 37.01.01.053](#) in PDF form. Please note, the documents will not be considered complete until the required payment is received. The Department is not able to process payments over the phone or via the internet at this time.

SCANNED

AUG 15 2023

Relayed: Statement of Completion for Submitting Proof of Beneficial Use for Permit 63-34505

Microsoft Outlook

<MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@idahogov.onmicrosoft.com>

Tue 6/27/2023 5:07 PM

To: daltenburg@gmail.com <daltenburg@gmail.com>; gmaltenburg@gmail.com <gmaltenburg@gmail.com>

 1 attachments (28 KB)

Statement of Completion for Submitting Proof of Beneficial Use for Permit 63-34505;

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

daltenburg@gmail.com (daltenburg@gmail.com)

gmaltenburg@gmail.com (gmaltenburg@gmail.com)

Subject: Statement of Completion for Submitting Proof of Beneficial Use for Permit 63-34505

SCANNED

AUG 15 2023

Margheim, Kris

From: Margheim, Kris
Sent: Friday, June 2, 2023 8:12 AM
To: Gary Altenburg
Subject: RE: Gary & Deborah Altenburg Permit 63-34505 Proof of application of water

Good Morning,

Thank you for your email unfortunately, we are unable to accept this in this format, **please see Rule 04.**

In the Procedures for Electronically Filed Documents, Rule 04.

Format for Electronic Filing and Service.

Documents filed or served by email must be in Portable Document Format ("PDF") and be text searchable. Each email filing or serving a document cannot be larger than 15 megabytes in size. Documents exceeding 15 megabytes in size may be divided into multiple documents and filed or served in multiple emails.

If you are unable to send these as a PDF attachment you may drop off or mail it to us, our address is below.
Thank you

Kris Margheim

Office Specialist II
Idaho Department of Water Resources
P: (208) 287-4802
<https://idwr.idaho.gov>



322 E. Front Street # 648
P.O. Box 83720
Boise, ID 83720-0098
208-287-4800
www.idwr.idaho.gov



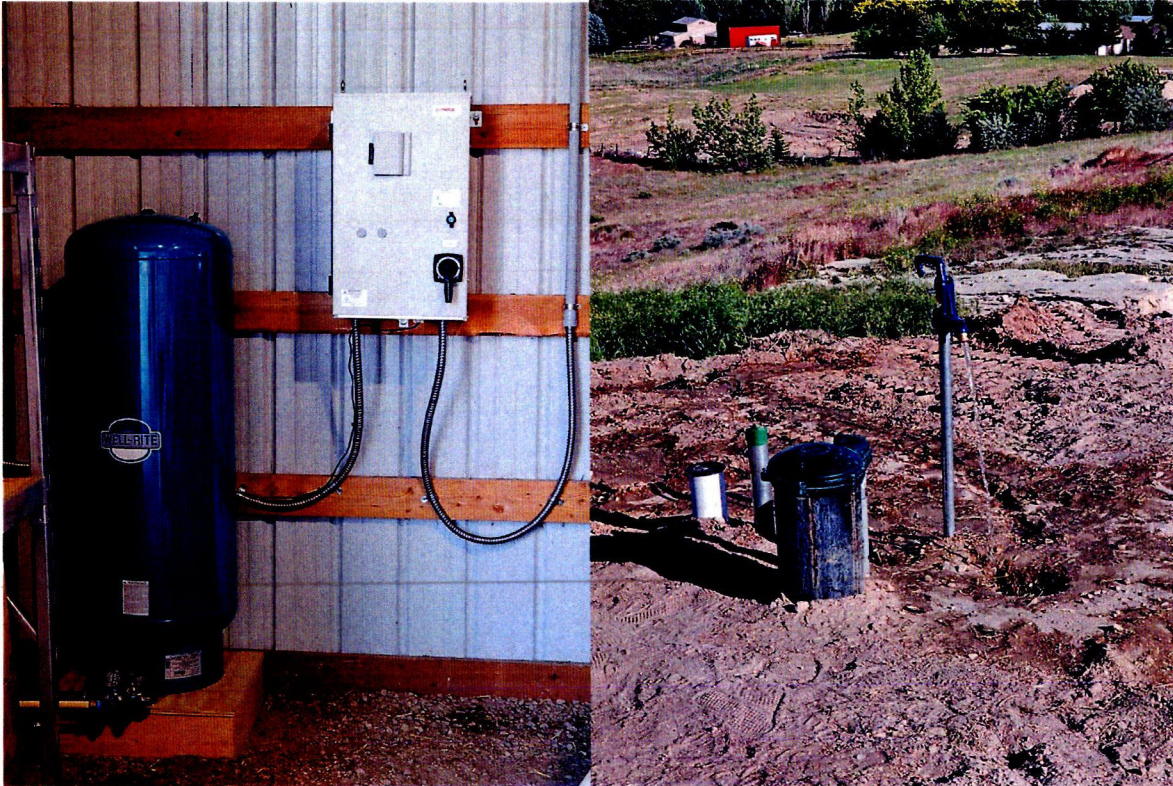
From: Gary Altenburg <gmaltenburg@gmail.com>
Sent: Thursday, June 1, 2023 7:24 PM
To: IDWR File <file@idwr.idaho.gov>
Subject: Gary & Deborah Altenburg Permit 63-34505 Proof of application of water

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Greetings,

We are writing to inform you that our irrigation well has been completed on or before June 01, 2023 in accordance with the Conditions of Approval for permit 63-34505. Photos are included. Thank you.

Gary & Deborah Altenburg
4940 N Soaring Ln, Eagle, ID 83616
760-975-1657





Governor Brad Little

Director Gary Spackman

June 07, 2023

GARY ALTENBURG
DEBORAH ALTENBURG
4940 N SOARING LN
EAGLE ID 83616-1937

LAPSE NOTICE

RE: PERMIT NO. 63-34505

IMPORTANT: This permit has lapsed because no written response was received from you by the IDWR. Development and/or use must cease.

Dear Permit Holder(s):

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in the proof due notice dated March 31, 2023. No further construction or additional development is authorized under this permit.

If water was put to beneficial use prior to the date proof of beneficial use was due, you may file the Statement of Completion (proof) now, or if you or a previous owner of this permit have not received a prior extension of time, you may file the Request for Extension of Time (extension request) if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. You may also request an extension of time if you have been delayed by a government agency, or by litigation that brings title to the water in question.

Either an acceptable proof or an acceptable extension request must be received by this Department within sixty (60) days of the mailing of this lapse notice in order to reinstate this permit.

Please contact Phill Hummer at 208-287-4925, if you need additional assistance.

Sincerely,

Angela Hansen, Manager
Water Rights Section

CERTIFICATION OF MAILING

I hereby certify that on 6-7-23
a copy/an original of this document was
deposited in the United States mail, postage
prepaid addressed to the individual(s)
named above.

SCANNED

JUN 07 2023



IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

May 15, 2023

DEBORAH ALTENBURG OR GARY ALTENBURG
4940 N SOARING LN
EAGLE ID 83616-1937

Re: Change in Ownership for Water Right No(s): **63-34505**

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208)605-4620.

Sincerely,

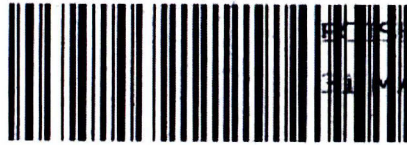
Debra Mansfield
Office Specialist II

Enclosure(s)

Is this in WR file
Scan doc? It isn't
Stamped scanned

TE OF IDAHO
PARTMENT OF WATER RESOURCES
East Front Street, P.O. Box 83720
Idaho 83720-0098

CERTIFIED MAIL®



HOUSE ID 837

31 MAR 2023 PM 2



US POSTAGE PAID BY PITNEY BOW



ZIP 83702 \$ 004.99
02 4W
0000382634 MAR 31 202

no other address found

7021 1970 0000 0024 4250

RECEIVED

APR 03 2023

DEPARTMENT OF
WATER RESOURCES

ARMIN HERTEUX
BRENNER HERTEUX
4940 N SOARING LN
EAGLE ID 83616

NOTICE: STATEMENT

63-34505

83616-193740
83720>0098

988 NFE 1 C2710004/03/23
RETURN TO SENDER

HERTEUX

MOVED LEFT NO ADDRESS
UNABLE TO FORWARD
RETURN TO SENDER

SC: 837200000

3014-10006-01-25



SCANNED

APR 10 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
March 31, 2023

Director Gary Spackman

ARMIN HERTEUX
BRENNER HERTEUX
4940 N SOARING LN
EAGLE ID 83616

NOTICE: STATEMENT OF COMPLETION DUE

RE: Permit No. 63-34505

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 Holders:

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 **June 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 Idaho Code § 42-204. 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,

Debbi Judd
Technical Records Specialist

Enclosures

