

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 65-23687

Priority: March 03, 2017

Maximum Diversion Rate: 0.04 CFS

It is hereby certified that:

CHAD THOMPSON
6000 W ELKHORN DR
BOISE ID 83709-3163

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 03, 2017, and has submitted Proof of Beneficial Use on May 05, 2022. An examination confirms water is diverted from:

Source : UNNAMED STREAM

Tributary: NORTH FORK PAYETTE RIVER

Beneficial Use
DOMESTIC

Period of Use
01/01 to 12/31

Rate of Diversion
0.04 CFS

Annual Volume
1.4 AF

Location of Point(s) of Diversion

UNNAMED STREAM L3 (NW¼ SW¼), Sec. 19, Twp 15N, Rge 03E, B.M. VALLEY 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	
15N	03E	19												X					

Conditions of Approval

1. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.
2. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
3. Domestic use is for 1 home and 1 shop.
4. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

SCANNED

JUN 26 2023

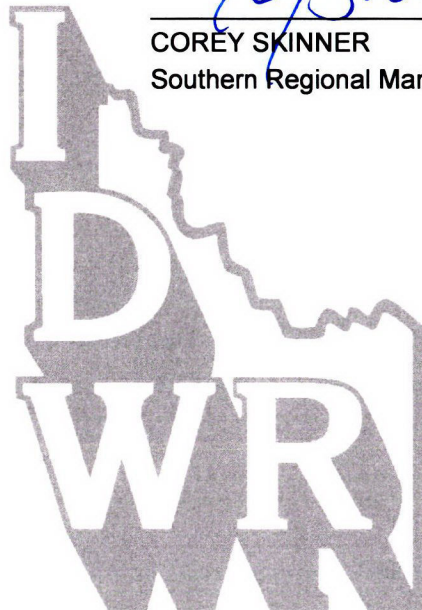
State of Idaho
Department of Water Resources
Water Right License
Water Right No. 65-23687

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 16th day of June, 2023.



COREY SKINNER
Southern Regional Manager



State of Idaho
Department of Water Resources
Attachment to Water Right
65-23687

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.

03E



0 0.035 0.07 0.14 Miles

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



SCANNED
JUN 26 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No: 65-23687
Exam Date: 05/16/2023

1. Current Owner:
CHAD THOMPSON 6000 W ELKHORN DR BOISE ID 83709-3163
2. Accompanied by: Benny Walker (IDWR)

3. SOURCE:
UNNAMED STREAM

Tributary
NORTH FORK PAYETTE RIVER

Method of Determination: Field Exam

B. OVERLAP REVIEW

1. Other water rights with the same place of use: **None**
2. Other water rights with the same point-of-diversion: **None**

C. DIVERSION AND DELIVERY SYSTEM**1. LOCATION OF POINT(S) OF DIVERSION:**

UNNAMED STREAM L3 (NW¼ SW¼), Sec. 19, Twp 15N, Rge 03E, B.M. VALLEY County

Method of Determination: Field Examination

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	
15N	03E	19												X					

Method of Determination: Field Examination

3.
 - ☒ Delivery System Diagram Attached (required). Indicate all major components and distances between components.
 - ☒ Indicate weir size/pipe as applicable.
 - ☒ Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be 1:24,000 or greater.
 - ☒ Aerial Photo Attached (required for irrigation of 10+ acres).
 - ☒ Photo of Diversion and System Attached
- 4.

Well or Diversion ID No.* = N/A
Diversion system is a combination of pressurized flow and gravity flow from unnamed stream to the POU.

D. FLOW MEASUREMENTS

1. None taken per IDAPA 37.03.02 Beneficial Use Exam Rules but the Hazen-Williams full pipe formula indicates the POD can produce 0.04 cfs.

C_1 =roughness coefficient D =Diameter in feet S = Slope (elevation drop/distance)

C_1 = 150 D = 0.083 S = 7.0' elevation drop/27'=0.2592

$$Q = (0.432 \times 150) \times (0.083)^{2.63} \times (0.2592)^{0.54}$$

$$Q = 64.8 \times (0.0014) \times (0.482)$$

$$Q = 0.04 \text{ cfs}$$

E. VOLUME CALCULATIONS

1. Volume Calculations for irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 0.25 \times 3.0 \text{ afa} = 0.75 \text{ or } \mathbf{0.8 \text{ AF}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 = 0.04 \text{ cfs} \times 200 \text{ days} \times 1.9835 = 15.9 \text{ AF}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \mathbf{0.8 \text{ AF}}$$

2. Volume Calculations for Other Uses: **0.6 AF** standard in-house allowance for domestic use.

F. NARRATIVE/REMARKS/COMMENTS

On May 16, 2023 Benny Walker (IDWR) and I conducted a field exam for the developed use of Domestic permit 65-23687.

Water from an unnamed stream is captured in a 36-inch diameter x 18-inch-tall metal cylinder. A 1-inch diameter pipe carries water from the metal cylinder approximately 27 feet downstream to a 30-gallon plastic barrel that functions as a supply source for a small gas-powered pump. The pump lifts water approximately 65 vertical feet from the 30-gallon barrel to a 55-gallon barrel on top of a ridge near the shop building on the west end of the property. A water line conveys water to the shop building from the 55-gallon barrel. Water also gravity-feeds approximately 200 vertical feet downhill from the 55-gallon barrel to four plastic containers near the home that is on the east end of the property. Water is conveyed from the four plastic containers to the home and also to irrigation lines that water approximately 0.25 acres.

Permit 65-23687 was approved for a flow rate of 0.04 cfs. Conditions on the permit have been complied with and I recommend licensing permit 65-23687 for a flow rate of 0.04 cfs and 1.4 AF (0.6 AF for in-house use and 0.8 AF for the irrigation of 0.25 acres).

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

G. RECOMMENDATIONS**1. Recommended Amounts**

<u>Beneficial Use</u>	<u>Period of Use</u>	<u>Rate of Diversion</u>	<u>VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.4 AF

Totals:**0.04 CFS****1.4 AF****2. Recommended Amendments**

____ Change P.D. as reflected above ____ Add P.D. as reflected above X None

____ Change P.U. as reflected above ____ Add P.U. as reflected above X None

H. AUTHENTICATION Kent Aasa -

Field Examiner's Name

Date

Reviewer

Date

65-23687 POD



Field Exam 65-23867

65-23687 Domestic POU

Shop



Home

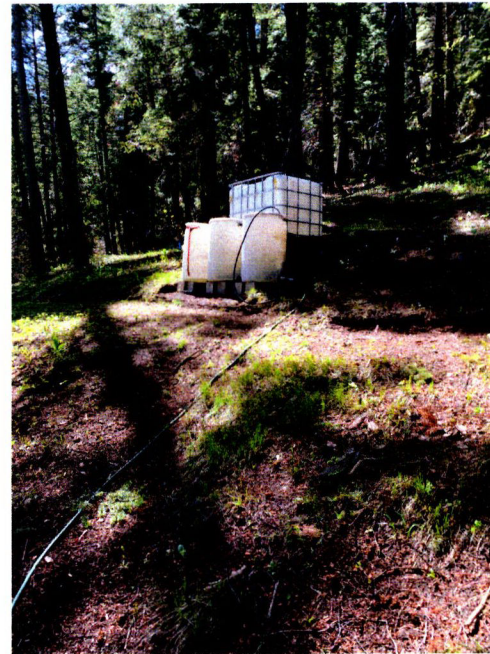


65-23687

Water line going to four containers



Irrigation water line from four containers



65-23687 Balance of Distribution System

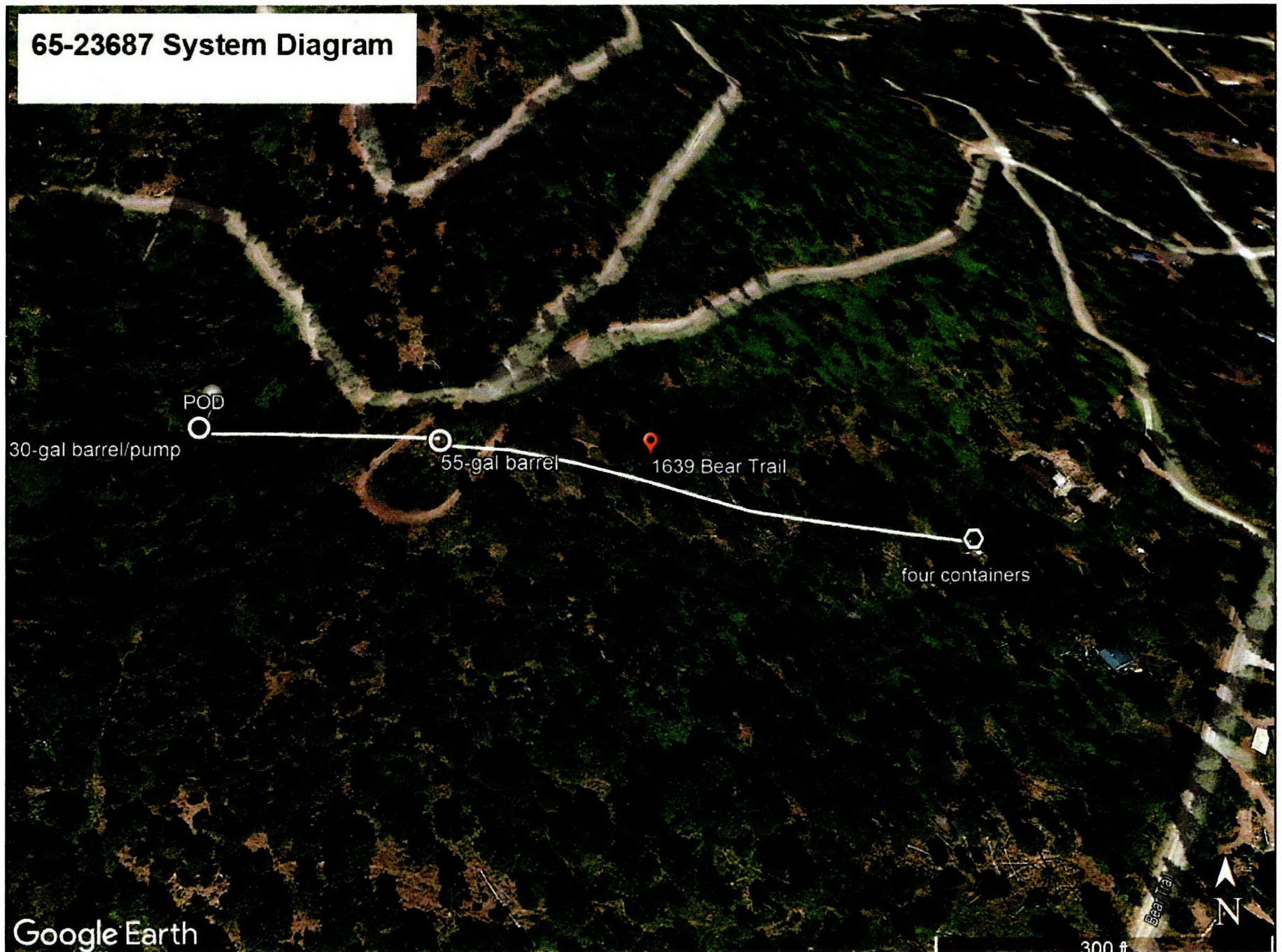
Gas-Powered Water Pump



55-gallon Barrel on Ridge



65-23687 System Diagram



Field Exam 65-23867

State of Idaho
Department of Water Resources

Water Right

65-23687

03E



15N

0 0.035 0.07 0.14 Miles

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



Field Exam 65-23867

SCANNED
JUN 26 2023



IDAHO DEPARTMENT OF
WATER RESOURCES

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

June 20, 2023

CHAD THOMPSON
6000 W ELKHORN DR
BOISE ID 83709-3163

RE: License No. 65-23687

Corr. &
Field exam

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.

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 June 20, 2023, I served a true and correct copy of Water Right License No. 65-23687 by U.S. Mail, postage prepaid, to the following:

CHAD THOMPSON (Current Owner)
6000 W ELKHORN DR
BOISE ID 83709-3163

KARL THOMPSON (Representative)
6000 W ELKHORN AVE
BOISE ID 83709

WATER DISTRICT #65
NEIL SHIPPY (Watermaster)
102 N MAIN ST
PAYETTE ID 83661-2522



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.