

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 65-24099

Priority: November 22, 2021

Maximum Diversion Rate: 0.05 CFS

Maximum Diversion Volume: 6.8 AF

It is hereby certified that:

REBECCA LANDIS 1115 W IDAHO BLVD EMMETT ID 83617-9699 OR
 JIM LANDIS 1115 W IDAHO BLVD EMMETT ID 83617-9699

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 22, 2021, and has submitted Proof of Beneficial Use on January 10, 2023. An examination confirms water is diverted from:

Source : GROUND WATER

Beneficial Use
 IRRIGATION

Period of Use
 03/01 to 11/15

Rate of Diversion
 0.05 CFS

Annual Volume
 6.8 AF

Location of Point(s) of Diversion

GROUND WATER L1 (NE¼ NE¼), Sec. 1, Twp 06N, Rge 02W, B.M. GEM County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	02W	1	1.5 L1																1.5

Total Acres: 1.5

Conditions of Approval

1. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor exceed a combined annual maximum diversion volume of 6.8 af at the field headgate for the place of use.
2. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
3. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

SCANNED

JAN 25 2023

State of Idaho
Department of Water Resources
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Water Right No. 65-24099

4. 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.

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 19th day of January, 20 23.



PHILL HUMMER
Water Rights Supervisor

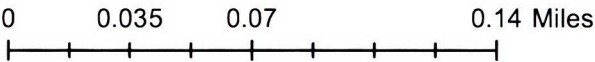
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State of Idaho
Department of Water Resources
Attachment to Water Right License
65-24099

This map depicts the IRRIGATION 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.



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



RECEIVED

JAN 12 2023

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DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATEMENT OF COMPLETION

FOR SUBMITTING PROOF OF BENEFICIAL USE

FOR OFFICE USE ONLY

Amt. of Fee \$ 50.00Receipt No. W050967Received By 18Date Received 1/10/23WATER RESOURCES
WESTERN REGION

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. 65-24099 Name of Permit Holder(s) Jim Landis and Rebecca Landis
Telephone No. 307-851-4450 Email becbar63@yahoo.com
Mailing Address 1115 W. Idaho Blvd City Emmett State ID Zip 83617
- Source of Water ground If Ground Water (well), Date Drilled mo. 11-12 / yr. 2018
Drilling Permit/Tag No. 887789 Drilling Company's Name Treasure Valley Drilling
- Extent of use(s) completed as authorized by the water right permit:
Domestic (No. households) _____ Irrigation (No. acres) 1.5 Stockwater (No. and stock type) _____
Other _____
- Total diversion rate or volume (storage only) for which proof is submitted .05 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.)
pumping with water well
- 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.

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

Name: Betsy Landis Telephone No. 307-709-0778 Email becbar63@yahoo.com
Mailing Address 1115 W Idaho Blvd City Emmett State ID Zip 83617

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.

SIGNATURE OF PERMIT HOLDER*

PRINTED NAME AND TITLE

DATE

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

Rebecca Landis Jim Landis

1-4-2023

JAN 25 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

January 24, 2023

JIM LANDIS
REBECCA LANDIS
1115 W IDAHO BLVD
EMMETT ID 83617-9699

RE: License No. 65-24099

ISSUANCE OF LICENSE

Dear Water Right Holders:

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) 287-4925.

Sincerely,


For Phill Hummer

Water Rights Supervisor

Enclosures

SCANNED
JAN 25 2023

CERTIFICATE OF SERVICE

I hereby certify that on January 24, 2023, I served a true and correct copy of Water Right License No. 65-24099 by U.S. Mail, postage prepaid, to the following:

REBECCA LANDIS (Current Owner)
1115 W IDAHO BLVD
EMMETT ID 83617-9699

JIM LANDIS (Current Owner)
1115 W IDAHO BLVD
EMMETT ID 83617-9699



Debbi Judd
Technical Records Specialist

RECEIVED
JAN 25 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
IN-OFFICE REVIEW/BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATIONPermit No: 65-24099

Exam Date: 01/18/2023

1. Does this qualify for an in-office field exam (IDAPA 035.02.r)? X Y ___ N
 a. Irrigation of 5 acres or less
 b. Storage of up to 14.6 AF for stockwater purposes only
 c. Any use other than irrigation or storage, if the combined diversion rate is 0.24 cfs or less
 d. Other < >

2. Current Owner: Name: Jim & Rebecca Landis
 Owner of Record Correct? X Y ___ N
 Address of Record Correct? X Y ___ N
 If No: Address

3. Beneficial Use Fees have been paid: X Y ___ N Receipt No: W049867

4. **SOURCE** TRIBUTARY

Ground water N/A

Method of Determination: GIS and Taxlot Data

Change in Source: ___ Y X N

B. OVERLAP REVIEW

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

Water Right No.	Source	Purpose of Use	Basis
65-5156	Ground water	Domestic	License
65-5369	Ground water	Domestic	License
65-870	Ground water	Domestic	License
65-18273	Ground water	Domestic	License
65-1240	Ground water	Domestic/Stock water	License
65-12194, 23, 10491, 2004, 2080 & 7823	Payette River	Irrigation / Emmett Irrigation District	License
65-2923C & 65-2923E	Fall Creek	Irrigation from storage / Lake Reservoir Co.	License

Comments:

There are several water rights found with overlapping places of use shapes in GIS. The domestic water rights all have a different shared point of diversion (POD) and the parcel data confirms that the applicants own the parcel the permitted POU and POD are located on. The irrigation district and Lake Reservoir Co. are both diverting surface water. The permit was issued with a condition (943) stating that the ground water may be used when there is not adequate surface water available for the appurtenant surface water rights. This condition will need to be carried forward onto the purposed license to ensure there is no enlargement occurring.

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

Water Right No.	Source	Purpose of Use	Basis
NONE			

Comments: There are no overlaps for the point of diversion.

C. DIVERSION AND DELIVERY SYSTEM

1. **LOCATION OF POINT(S) OF DIVERSION:**

Source	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.		County
Pump	1		NE	NE	1	06N	02W	B.M.	Gem
			Lot 1						

Method of Determination: GIS and Google Earth imagery data.

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Change in POD? ☒ N Amendment Required? ☒ N2. **PLACE OF USE:** Use: Irrigation

TWP	RGE	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	02W	1	1.5																1.5
		Lot #	L 1																
Total Acres =																			1.5

Method of Determination: GIS and Google Earth imagery.Change in POU? ☒ N Amendment Required? ☒ N

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

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

☐ Photo of Diversion and System Attached

4. Well or Diversion Identification No.*	Motor Make	H p	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
PUMP	UNKNWOWN	3	UNKNOWN	UNKNOWN	UNKNOWN

D. FLOW MEASUREMENTS

1. Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE						

2. Measurements: No measurement is required for an in-house exam, but administrative memo #17 was used to support that the rate is acceptable.

E. FLOW CALCULATIONS

 Additional Computation Sheets Attached

The only details for the pump installed that were provided in the proof of beneficial use were that it is a 3hp pump. I was able to use the well drillers report and topographic map to determine a maximum head of 120ft. A theoretical calculation shows that a diversion rate of 0.09cfs is possible with a 3 Hp pump, which meets and exceeds the permitted flow rate for the system. I am recommending a diversion rate of 0.05cfs, as per administrative memo #17 and the requested flow on the application for permit.

$$8.8 \times 0.7 \times 3\text{hp} = 0.09\text{cfs (39 GPM)}$$

120ft head + 2.31*(40psi) + friction

Permit allowed = 0.05cfs Recommendation=0.05cfs

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1.5 \times 4.5 = 6.75\text{AF (rounded to 6.8AF)}$$

$$V = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 = 0.05 \times 211 \times 1.9835 = 20.93\text{AF}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 6.8\text{AF}$$

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G. PURPOSE OF USEIrrigation ☒ Y ☐ N # Stock _____ Domestic # of Homes _____Change in Purpose of Use? ☐ Y ☒ NMethod of Determination: GIS imagery/Parcel data and documentation from owner.**H. NARRATIVE/REMARKS/COMMENTS**

The parameters of the permit and the documentation provided qualifies this permit for an in-house exam. Any water rights found to have POUs that overlapped the proposed license were reviewed to confirm there are no overlap concerns. The only overlapping water rights were for domestic rights for ground water, or irrigation company rights for surface water. The permit holder stated on the application that Emmett Irrigation District surface water rights are also used to irrigate the place of use. The permit was issued with condition 943, which stated that the permit holder may irrigate with ground water when there is not adequate surface water available for the appurtenant surface water rights. This condition should be carried forward onto the license. The permit holder submitted the well drillers log and tag number with the proof of beneficial use. Based on GIS and Google Earth aerial imagery (see figures 1.1 and 1.2) I was able to confirm the place of use is being irrigated. I am recommending a diversion rate of 0.05cfs and 6.8AF for the irrigation of 1.5 acres on the license, as per administrative memo #17 and the 4.5AF headgate requirement.

The license should be issued with conditions WB7, R61, and 943. Condition 121 should be changed to 103 and condition 046 should be removed per standard policy.

Have conditions of permit approval been met? ☒ Yes ☐ No**I. RECOMMENDATIONS****1. Recommended Amounts**

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Irrigation	03/01 to 11/05	0.05 CFS	6.8 AF
<u>Totals:</u>		0.05 CFS	6.8 AF

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

Other: < >

J. AUTHENTICATION- Water Resources Agent- Bob HoweWater Resources Agent's Name  Date 1/17/2023Reviewer  Date 1/17/23

STAMPED
JAN 25 2023

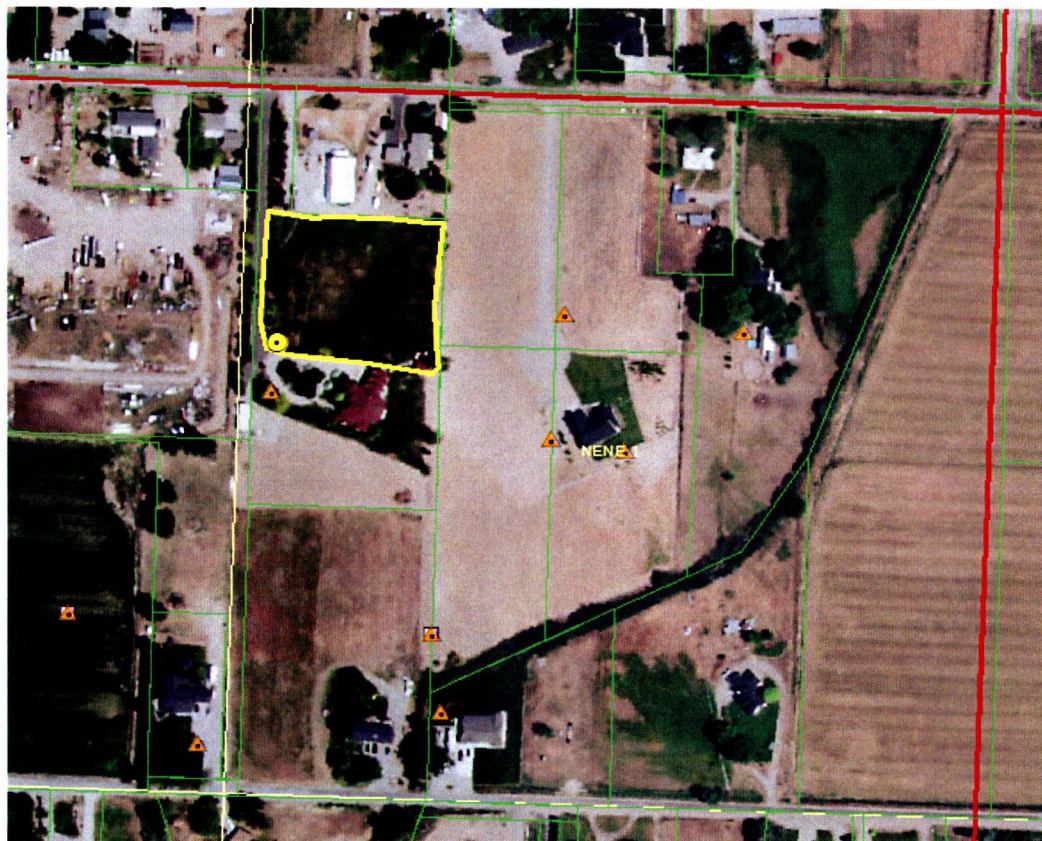


Figure 1.1- GIS imagery, showing the place of use (outlined in yellow) and point of diversion (yellow point) for WR 65-24099.

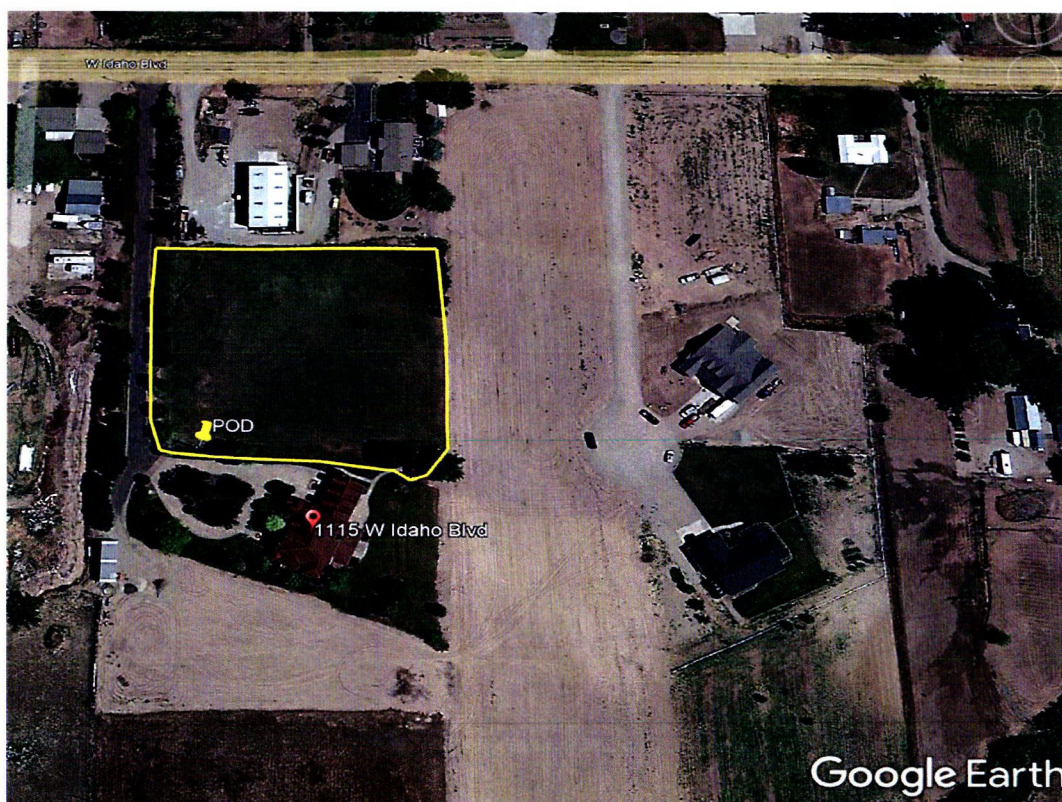


Figure 1.2 Google Earth imagery showing the POU (outlined in yellow) and the POD (yellow pin), circa 2022.

Beneficial Use Proof Evaluation

Permit Number: 65-24099 Reviewer: djudd Review Date: 1/13/2023

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: 1/10/2023
- 4) Proof Due Date: 3/1/2023
- 5) Days added for weekend due date? 0
- 6) Days added for holiday due date? 0
- 7) Number of days late: -50
- 8) Proof received timely? Yes

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?
 - a. Measuring Device --
 - b. Lockable Device --
 - c. Fish Screen --
- 4) Is there a request to waive the required items?
- 5) Drilling Permit Number: 887789
- 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

W049867

Comments

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.



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
December 30, 2022

Director Gary Spackman

REBECCA LANDIS
JIM LANDIS
1115 W IDAHO BLVD
EMMETT ID 83617-9699

NOTICE: STATEMENT OF COMPLETION DUE

RE: Permit No. 65-24099

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 **March 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



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JAN 03 2023