

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 79-14272

Priority: June 27, 2019

Maximum Diversion Rate: 0.06 CFS

It is hereby certified that:

WHITEBIRD CEMETERY DISTRICT PO BOX 46 WHITE BIRD ID 83554-0046
has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated
June 03, 2019, and has submitted Proof of Beneficial Use on February 03, 2023. An examination
confirms water is diverted from:

Source : SALMON RIVER

Tributary: SNAKE RIVER

Beneficial Use
IRRIGATION

Period of Use
03/15 to 10/31

Rate of Diversion
0.06 CFS

Location of Point(s) of Diversion

SALMON RIVER L5 (SW $\frac{1}{4}$ NE $\frac{1}{4}$), Sec. 27, Twp 28N, Rge 01E, B.M. IDAHO 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	
28N	01E	22													1.5	0.5	0.5	0.5	3.0

Total Acres: 3.0

Conditions of Approval

1. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
2. A fish screen of 3/32 inch or smaller mesh shall be installed and maintained at the point of diversion.
3. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.
4. This right does not grant any right-of-way or easement across the land of another.
5. 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.

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 8th day of February, 2023.



PHILL HUMMER
Water Rights Supervisor

SCANNED
FEB 10 2023

State of Idaho
Department of Water Resources
Attachment to Water Right
79-14272

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.

01E



0 0.125 0.25 0.5 Miles

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



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FEB 10 2023

RECEIVED

FEB 03 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 \$ 50.00
Receipt No. C115224
Received By Ku
Date Received 2.3.23

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. 79-14272 Name of Permit Holder(s) White Bird Cemetery Dist.

Telephone No. 208-816-2731 Email wbcmeter@gmail.com

Mailing Address P.O. Box 46 City White Bird State ID Zip 83554

2. Source of Water Salmon River If Ground Water (well), Date Drilled mo. ____ / yr. ____

Drilling Permit/Tag No. ____ Drilling Company's Name ____

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

Domestic (No. households) ____ Irrigation (No. acres) 3 Stockwater (No. and stock type) ____

Other ____

4. Total diversion rate or volume (storage only) for which proof is submitted 0.06 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.)

5 horse pump to 2 1/2" poly pipe to 2-5000 gal storage tanks. Pumped from that point into irrigation system

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 ("RAFTN") Municipal use

If RAFTN Municipal use, additional increment of beneficial use developed? ☐ Yes (attach CWRE report) ☐ No

7. 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: Donald Sickels Telephone No. 208-816-2731 Email wbcmeter@gmail.com

Mailing Address P.O. Box 46 City White Bird State ID Zip 83554

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.

White Bird Cemetery Dist Donald Sickels Commissioner 1-23-23

SIGNATURE OF PERMIT HOLDER*

PRINTED NAME AND TITLE

DATE

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

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FEB 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

Director Gary Spackman

February 9, 2023

WHITEBIRD CEMETERY DISTRICT
PO BOX 46
WHITE BIRD ID 83554-0046

RE: License No. 79-14272

ISSUANCE OF LICENSE

Dear Water Right Holder:

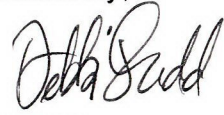
The Department of Water Resources ("Department") has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review all the conditions of approval listed on your license. The conditions may include ongoing 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

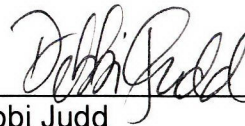
Enclosures

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CERTIFICATE OF SERVICE

I hereby certify that on February 9, 2023, I served a true and correct copy of Water Right License No. 79-14272 by U.S. Mail, postage prepaid, to the following:

WHITEBIRD CEMETERY DISTRICT (Current Owner)
PO BOX 46
WHITE BIRD ID 83554-0046



Debbi Judd
Technical Records Specialist

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

A. GENERAL INFORMATIONPermit No: 79-14272Exam Date: 02/07/2023

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

2. Current Owner: Name: **White Bird Cemetery Dist.**
- Owner of Record Correct? X Y N
- Address of Record Correct? X Y N

3. Beneficial Use Fees have been paid: X Y N Receipt No: **C115224**

4. **SOURCE** TRIBUTARY
- Salmon River Snake River

Method of Determination: GIS and Tax lot DataChange 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
79-10286	Groundwater	Domestic	Decreed (1983)
79-10115	Groundwater	Domestic	Decreed (1979)

Comments: Two water rights overlap the place of use shape, both source groundwater for domestic use. The senior right, 79-10115 is owned by the permit holder. Water right 79-10286 is owned by Gary and Sheryl Wright. According to the parcel data the Wrights do not own the parcel that the water right POU is located on. Regardless of the validity of the water right 79-10115, the purposed water right for irrigation of the cemetery by diverting surface water should have no effect on water rights for domestic use, diverting groundwater.

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	¼	¼	¼	Sec.	Twp.	Rge.		County
Pump	5		SW	NE	27	28N	01E	B.M.	IDAHO

Method of Determination: GIS and Tax lot data.Change in POD? X N Amendment Required? X N

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2. **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	
28N	01E	22													1.5	0.5	0.5	0.5	3
		Lot #																	
Total Acres =																			3

Method of Determination: GISChange in POU? X N Amendment Required? X N Delivery System Diagram Attached (required). Indicate all major components and distances between components.

Indicate weir size/pipe as applicable.

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

4. Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
PUMP	UNKNWOWN	5	UNKNOWN	UNKNOWN	UNKNOWN

D. FLOW MEASUREMENTS

1. Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NA						

2. Measurements: No measurement is required for an in-house exam, but a theoretical calculation was used to determine the feasibility of the requested flow.**E. FLOW CALCULATIONS** Additional Computation Sheets Attached

The system is described as a 5 Hp pump used to move water through a 1.5" poly line from the Salmon River, upslope about 300 vertical ft, to two 5000 Gal holding tanks at the cemetery. A theoretical calculation was used to support that a 5 Hp pump is capable of exceeded the permitted 0.06cfs. Application Processing Memo #17 allows for 0.03cfs/acre for up to 5 acres. I am recommending a diversion rate of 0.06cfs, which is what was requested on their application for permit.

$$Q = (5 \text{ Hp}) (8.8)(0.70)/300 \text{ ft lift} + (30 \text{ psi} \times 2.31) = 0.08 \text{ cfs}$$

Permit allowed = 0.06cfs Recommendation=0.06cfs

F. VOLUME CALCULATIONS

This is surface water appropriated for irrigation of 3 acres. There is no volume measurement required for surface water.

G. PURPOSE OF USEIrrigation X Y N # Stock Domestic # of Homes NAChange in Purpose of Use? Y X NMethod of Determination: Tax lot data and documentation from owner.**H. NARRATIVE/REMARKS/COMMENTS**

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This permit for the irrigation of 3 acres qualifies for an in-house exam. I was able to use the parcel data to confirm the owner of the water right also owns the parcel that the place of use is located on. GIS and Google Earth imagery (see figures 1.1 & 1.2) was reviewed to confirm that system is being used by the permit holder to irrigate the Place of Use. The permit holder provided enough system details in the proof statement that I was able to make a theoretical calculation supporting the requested flow. The permitted flow is 0.02cfs per acre, which is less than 0.03cfs per acre allowed by Application Processing Memo #17 for up to 5 acres of irrigation. Therefore, I am recommending a diversion rate of 0.06cfs for irrigation.

The permit holder confirmed in the proof of beneficial use that they installed a fish screen. The license should be issued with conditions R68, X15, X16, 187, 103, and 004. The approach velocity and fish screen conditions (x15 and x16) requested by IDFG have been carried forward onto the license. The allocation of water is subject to minimum streamflow restrictions to allow for salmon propagation as needed (represented on the license by condition 103).

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	03/15 to 10/31	0.06 CFS	
<u>Totals:</u>		0.06 CFS	

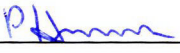
2. Recommended Amendments

☐ 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

J. AUTHENTICATION- Water Resources Agent- Bob Howe

Water Resources Agent's Name  Date 2/8/2023

Reviewer  Date 2/8/23

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Figure 1.1- 2021- GIS image of WR 79-14272- Place of use outlined in yellow, Point of diversion is yellow point.

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Figure 1.2- August 2020- Google Earth image of the White Bird Cemetery (WR 79-14272 POU). The irrigation of the Place of use is in clear contrast with the surrounding lands.



Figure 1.3- GIS image- Areas outlined in light blue are the overlapping domestic water right POU shapes in Arc GIS. Yellow outlined area is WR 79-14272 place of use.

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Beneficial Use Proof Evaluation

Permit Number: 79-14272 Reviewer: djudd Review Date: 2/6/2023

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: 2/3/2023
- 4) Proof Due Date: 4/1/2023
- 5) Days added for weekend due date? 0
- 6) Days added for holiday due date? 0
- 7) Number of days late: -57
- 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 -- Yes
- 3) Are the required items installed? Yes
 - a. Measuring Device -- No
 - b. Lockable Device --No
 - c. Fish Screen -- Yes
- 4) Is there a request to waive the required items?
- 5) Drilling Permit Number:
- 6) Is a drilling permit upgrade needed?
- 7) Was a well drillers report filed?
- 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

W047542

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.



Governor Brad Little

Director Gary Spackman

January 31, 2023

WHITEBIRD CEMETERY DISTRICT
PO BOX 46
WHITE BIRD ID 83554-0046

NOTICE: STATEMENT OF COMPLETION DUE

RE: Permit No. 79-14272

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 **April 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,

Debbi Judd
Technical Records Specialist

Enclosure(s)



SCANNED

JAN 31 2023