

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 85-15829

Priority: October 10, 2021

Maximum Diversion Rate: 0.04 CFS

Maximum Diversion Volume: 1.2 AF

It is hereby certified that:

AMBERLEA DOYLE 3982 BLUE GRASS LN LEWISTON ID 83501-7051 AND
TYLER SMITH 3982 BLUE GRASS LN LEWISTON ID 83501-7051

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 20, 2021, and has submitted Proof of Beneficial Use on November 21, 2022. An examination confirms water is diverted from:

Source : GROUND WATER

Beneficial Use
DOMESTIC

Period of Use
01/01 to 12/31

Rate of Diversion
0.04 CFS

Annual Volume
1.2 AF

Location of Point(s) of Diversion

GROUND WATER NW¼ SE¼, Sec. 23, Twp 35N, Rge 05W, B.M. NEZ PERCE 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	
35N	05W	23														X			

Conditions of Approval

1. Domestic use is for 1 home.
2. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
3. This right authorizes the diversion of ground water within the Lewiston Plateau Ground Water Management Area (LPGWMA). Use of water under this right shall be subject to the provisions of the LPGWMA management plan approved by the director, including its conservation and protection goals.

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

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FEB 10 2023

State of Idaho
Department of Water Resources
Attachment to Water Right
85-15829

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.

05W



0 0.035 0.07 0.14 Miles

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

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FEB 10 2023



**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF PERMIT NO. 85-15829	)	PRELIMINARY ORDER
IN THE NAME OF AMBERLEA DOYLE	)	REINSTATING A PERMIT
AND TYLER SMITH	)	
_____	)	

This matter having come before the Idaho Department of Water Resources ("Department"), the Department finds, concludes and orders as follows:

FINDINGS OF FACT

1. On November 2, 2021, the Department issued Permit No. 85-15829 ("Permit") in the name of Amberlea Doyle and Tyler Smith ("Permit Holders") authorizing the diversion of 0.04 cubic feet per second of ground water for domestic use in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 23 of Township 35 North, Range 05 West, B.M., Nez Perce County. A condition of permit approval required the Permit Holders to submit proof of beneficial use of water to the Department on or before November 1, 2022.
2. On August 31, 2022, the Department notified the Permit Holders by certified mail that proof of beneficial use was due and instructed the Permit Holders of the steps to be taken to submit a *Statement of Completion for Submitting Proof of Beneficial Use* ("Proof"), or a *Request for Extension of Time* ("Extension Request").
3. On November 1, 2022, the Permit lapsed because the Department had not received an acceptable Proof or Extension Request.
4. On November 14, 2022, the Department notified the Permit Holders the Permit lapsed because no Proof or Extension Request had been received.
5. On November 21, 2022, the Permit Holders filed an acceptable Proof.

CONCLUSIONS OF LAW

Idaho Code § 42-218a(1) states, in pertinent 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 or incremental statement, 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.

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DEC 02 2022

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

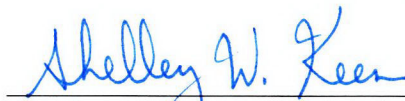
Within sixty (60) days after such notice of lapsing the department may, upon a showing of reasonable cause, reinstate the permit with the priority date advanced a time equal to the number of days that said showing is subsequent to the date set for proof.

By submitting an acceptable Proof, the Permit Holders have shown reasonable cause why this Permit should be reinstated. The Permit should be reinstated based upon the November 21, 2022 filing date.

ORDER

IT IS HEREBY ORDERED that Permit No. 85-15829 is **REINSTATED** and the Permit's priority date is advanced to October 10, 2021.

DATED this 25th day of November, 2022.



Shelley W. Keen, Chief
Water Allocation Bureau

RECEIVED

Nov 21, 2022

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 \$ _____

Receipt No. _____

Received By _____

Date Received _____

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. 85-15829 Name of Permit Holder(s) Amberlea Doyle & Tyler Smith
Telephone No. 208-859-0536 Email addoyle@lcmail.lcsc.edu
Mailing Address 3982 Blue Grass Lane City Lewiston State ID Zip 83501
- Source of Water Ground Water If Ground Water (well), Date Drilled mo. 09 / yr. 2012
Drilling Permit/Tag No. D0061126 Drilling Company's Name Nail and Sons
- Extent of use(s) completed as authorized by the water right permit:
Domestic (No. households) 1 Irrigation (No. acres) _____ Stockwater (No. and stock type) _____
Other _____
- Total diversion rate or volume (storage only) for which proof is submitted 0.04 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

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 \$ _____ 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: Amberlea Doyle Telephone No. 208-859-0536 Email addoyle@lcmail.lcsc.edu
Mailing Address 3982 Blue Grass Lane City Lewiston State ID Zip 83501

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.

Amberlea Doyle
SIGNATURE OF PERMIT HOLDER*

Amberlea Doyle, owner
PRINTED NAME AND TITLE

11/21/2022
DATE

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

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DEC 02 2022



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

AMBERLEA DOYLE
TYLER SMITH
3982 BLUE GRASS LN
LEWISTON ID 83501-7051

RE: License No. 85-15829

ISSUANCE OF LICENSE

Dear Water Right Holders:

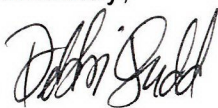
The Department of Water Resources ("Department") has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review all the conditions of approval listed on your license. The conditions may include ongoing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

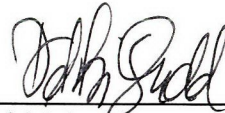
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CERTIFICATE OF SERVICE

I hereby certify that on February 9, 2023, I served a true and correct copy of Water Right License No. 85-15829 by U.S. Mail, postage prepaid, to the following:

AMBERLEA DOYLE (Current Owner)
3982 BLUE GRASS LN
LEWISTON ID 83501-7051

TYLER SMITH (Current Owner)
3982 BLUE GRASS LN
LEWISTON ID 83501-7051



Debbi Judd
Technical Records Specialist

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

A. GENERAL INFORMATIONPermit No: 85-15829

Exam 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: Amberlea Doyle & Tyler Smith
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: **No Fee Required**-(0.04cfs, source-GW)
4. **SOURCE** TRIBUTARY
Ground Water- LPGWMA N/A
Method of Determination: GIS and Parcel Data
Change in Source: Y X N

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NO Overlap

Water Right No.	Source	Purpose of Use	Basis
NONE	NA	NA	NA

Comments: There are no water rights overlapping the purposed place of use.

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

Water Right No.	Source	Purpose of Use	Basis
NONE	NA	NA	NA

Comments: There are no water rights overlapping the purposed 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/WELL			NW	SE	23	35N	05W	B.M.	Nez Perce

Method of Determination: GIS and Parcel data.Change in POD? X N Amendment Required? X N**2. PLACE OF USE:** Use: DOMESTIC

TWP	RGE	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
35N	05W	23														D			
		Lot																	
Total Acres =																			

Method of Determination: GIS and Parcel DataChange in POU? X N Amendment Required? X N

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4. Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
D0061126	UNKNOWN		UNKNOWN	UNKNOWN	UNKNOWN

-Application included drillers report for drilling permit #864388. No pump details were included by the permit holder.

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 a theoretical calculation was used to determine if the diversion rate is reasonable.

E. FLOW CALCULATIONS

_____Additional Computation Sheets Attached

Measured Method:

No pump details were provided by the permit holder; however, a theoretical calculation shows that even a ½ Hp submersible pump can provide a diversion rate of 0.04cfs. Application Processing Memo #22 allows 0.04cfs and 1.2 AF for domestic use in 1 home and up to ½ acre of irrigation. I am recommending a diversion rate of 0.04 cfs, which is what was requested on their application for permit.

$$Q = (0.5 \text{ Hp}) (8.8) (0.70) / 10 \text{ ft lift} + (30 \text{ psi} \times 2.31) = 0.04 \text{ cfs}$$

Permit allowed = 0.04cfs Recommended= 0.04cfs

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

N/A

2. Volume Calculations for Other Uses:

The permit being review is for domestic use. As per processing memo #22-Domestic use for 1 home and up to ½ acre of irrigation can have up to 1.2 AF of annual water use. I am recommending 1.2 af for this permit.

G. PURPOSE OF USE

Irrigation Y X N # Stock _____ Domestic # of Homes 1

Change in Purpose of Use? Y X N

Method of Determination: GIS Data and Proof of Beneficial use.

H. NARRATIVE/REMARKS/COMMENTS

This permit to divert groundwater for domestic use qualifies for an in-house exam. Parcel data was used to confirm that the permit POU is owned by the permit holder. Although the parcel the POD is located on is owned by Paul Smith, the permit holder submitted an easement signed by the parcel owner. I analyzed GIS and Google Earth imagery to confirm the home has been built and the system is in use at the permit POU. Therefore, I am recommending a diversion rate of 0.04 cfs and 1.2 af, which is the standard for domestic use and up to ½ acre of irrigation, as per App Processing Memo #22.

The license is being issued with conditions X01, 187, and includes a condition describing the administration for water rights diverting ground water in the Lewiston Plateau Ground Water Management Area.

Have conditions of permit approval been met? X Yes No

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I. RECOMMENDATIONS**1. Recommended Amounts**

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Irrigation	04/01 to 10/31	0.04 CFS	1.2 AF
<u>Totals:</u>		0.04 CFS	1.2 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

J. AUTHENTICATION

Field Examiner's Name Bob Lane Date 2/8/2023

Reviewer P. Lane Date 2/8/23

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Figure 1.1- 2021 GIS image of the permit POU and POD, respectively outlined in yellow and indicated by yellow point.

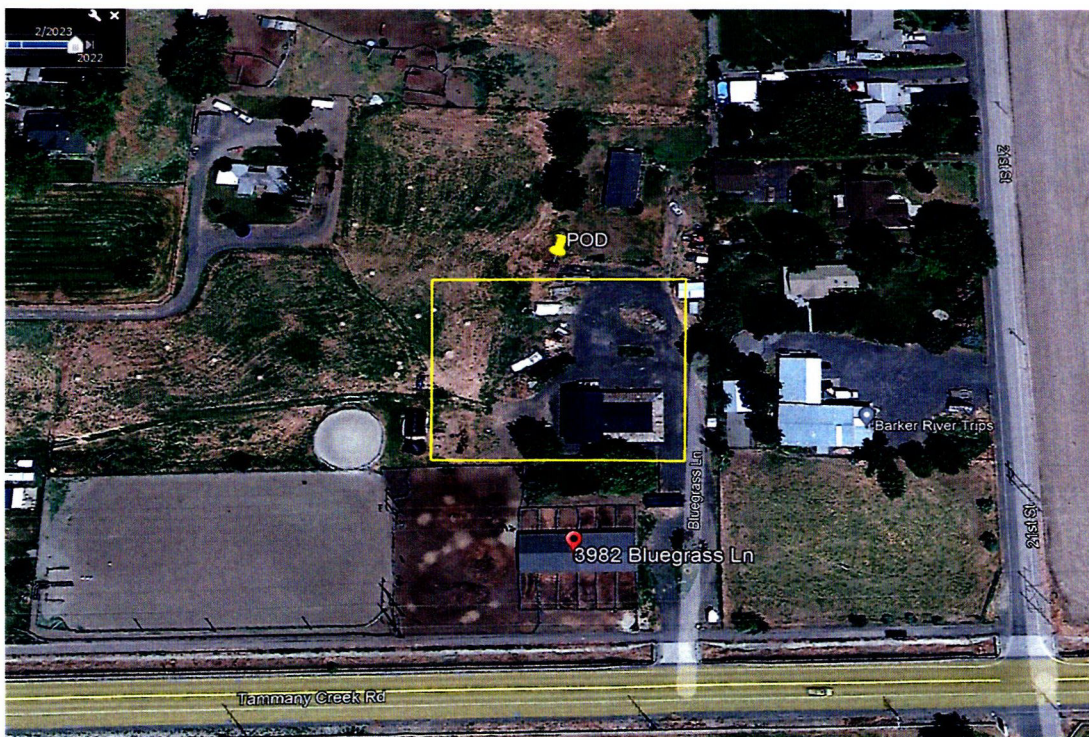


Figure 1.2- 2022- Google Earth image of the permit POU and POD, respectively outlined in yellow and marked by yellow pin.

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FEB 10 2023



Governor Brad Little
December 2, 2022

Director Gary Spackman

AMBERLEA DOYLE
TYLER SMITH
3982 BLUE GRASS LN
LEWISTON ID 83501-7051

PROOF ACKNOWLEDGEMENT LETTER

RE: Permit No. 85-15829

Dear Permit Holders:

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 **October 10, 2021**, 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 this permit, please contact the State Office of the Department located in Boise at (208) 287-4800.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures

SCANNED

DEC 02 2022

CERTIFICATE OF SERVICE

I hereby certify that on **December 2, 2022** I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (**PRELIMINARY ORDER REINSTATING A PERMIT**) to the persons listed below:

RE: Preliminary Order in the Matter of Permit No. **85-15829**

**AMBERLEA DOYLE
TYLER SMITH
3982 BLUE GRASS LN
LEWISTON ID 83501-7051**



Debbi Judd
Technical Records Specialist

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DEC 02 2022

Hersley, Jean

From: Amberlea D Doyle <ADoyle@lewistonschools.net>
Sent: Monday, November 21, 2022 12:39 PM
To: IDWR File
Subject: Attn: Debbi Judd
Attachments: 20221121113908577.pdf

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.

Judi,
Thank you for taking the time to walk me through this today. Please let me know if there is anything else!

*Amberlea Doyle
Counselor - Sacajawea Middle School
Ext: 3413*

From: SACOFFICE6@lewistonschools.net <SACOFFICE6@lewistonschools.net>
Sent: Monday, November 21, 2022 8:39 AM
To: Amberlea D Doyle
Subject: Document from SAC-OFFICE-6

This email originated from outside of Lewistonschools.net. Use caution when opening attachments, clicking links, or responding to requests for personal information.

This E-mail was sent from "SAC-OFFICE-6" (MP 3054).

Scan Date: 11.21.2022 11:39:08 (-0500)
Queries to: SACOFFICE6@lewistonschools.net

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DEC 02 2022

Beneficial Use Proof Evaluation

Permit Number: 85-15829 Reviewer: djudd Review Date: 11/23/2022

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: 11/21/2022
- 4) Proof Due Date: 11/1/2022
- 5) Days added for weekend due date? 0
- 6) Days added for holiday due date? 0
- 7) Number of days late: 20
- 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?
 - a. Measuring Device --
 - b. Lockable Device --
 - c. Fish Screen --
- 4) Is there a request to waive the required items?
- 5) Drilling Permit Number: 864388
- 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? No
- 2) Was proof submitted with an exam report from a CWE? No
- 3) Filing fee due: \$0.00
- 4) Filing fee submitted: \$0.00
- 5) Remaining fee or (refund): \$0.00

Receipt IDs

N037341

Comments

Proof received 20 days late. Reinstate permit and advance priority date to October 10, 2021.

Reinstate Evaluation

Permit Number: 85-15829 Reviewer: djudd Review Date: 11/23/2022

Analysis

- 1) Proof/extension request received date: 11/21/2022
- 2) Number of days proof/extension request received late: 20
- 3) Was a lapsed notice sent? Yes
- 4) Date lapsed notice sent: 11/14/2022
- 5) Number of days between proof/extension request received date and date lapsed notice was sent: 7
- 6) Was the proof or extension request received more than 60 days after the lapsed notice was sent? No
- 7) Priority date: 9/20/2021
- 8) New priority date: 10/10/2021
- 9) New status: Lapsed

Comments

Proof received 20 days late. Reinstate permit and advance priority date to October 10, 2021.



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

November 14, 2022

AMBERLEA DOYLE
TYLER SMITH
3975 TEAL LN
LEWISTON ID 83501-7052

LAPSE NOTICE

RE: PERMIT NO. 85-15829

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

Dear Permit Holders:

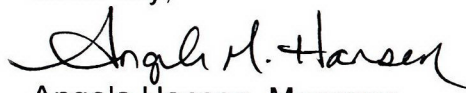
You are hereby notified that under the provisions of Idaho Code § 42-218a, the above referenced permit has lapsed and is of no further force nor effect. The Department provided the proper forms to you in the proof due notice dated August 31, 2022. No further construction or additional development is 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 Idaho Code § 42-204. 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 Debbi Judd at 208-287-4920, if you need additional assistance.

Sincerely,

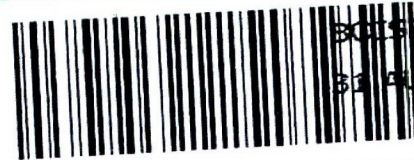

Angela Hansen, Manager
Water Rights Section

SCANNED
NOV 15 2022

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720
Boise, Idaho 83720-0098

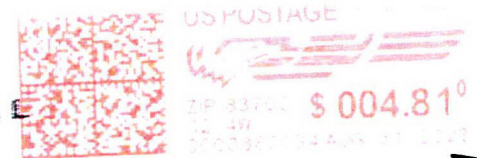
No other address found
sent email 9/23/2022

CERTIFIED MAIL®



BOISE ID 836

31 AUG 2022PM 1 L



7016 1370 0000 2018 3557
RECEIVED

SEP 23 2022

DEPARTMENT OF
WATER RESOURCES

UNCLAIMED

LN
9-3-22
9/10

AMBERLEA DOYLE
TYLER SMITH
3975 TEAL LN
LEWISTON ID 83501-7052

NIXIE 992 DE 1 8889/21/22
RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD
BC: 837200098 *1336-04497-31-39
UNC
8572010673445623

85-15829

SCANNED
SEP 28 2022