

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 95-17467

Priority: March 19, 2018

Maximum Diversion Rate: 0.09 CFS

Maximum Diversion Volume: 9.0 AF

It is hereby certified that:

JON & ANN DAWN FAMILY TRUST C/O ANN E DAWN
19428 W RIVERVIEW DR POST FALLS ID 83854

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 19, 2018, and has submitted Proof of Beneficial Use on May 01, 2023. An examination confirms water is diverted from:

Source : GROUND WATER

Beneficial Use
IRRIGATION

Period of Use
03/15 to 11/15

Rate of Diversion
0.09 CFS

Annual Volume
9.0 AF

Location of Point(s) of Diversion

GROUND WATER NW¼ NE¼, Sec. 18, Twp 50N, Rge 05W, B.M. KOOTENAI 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	
50N	05W	18		3.0															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 3.0 afa per acre at the field headgate for irrigation of the place of use.
2. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
3. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
4. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.

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 5th day of June, 2023.

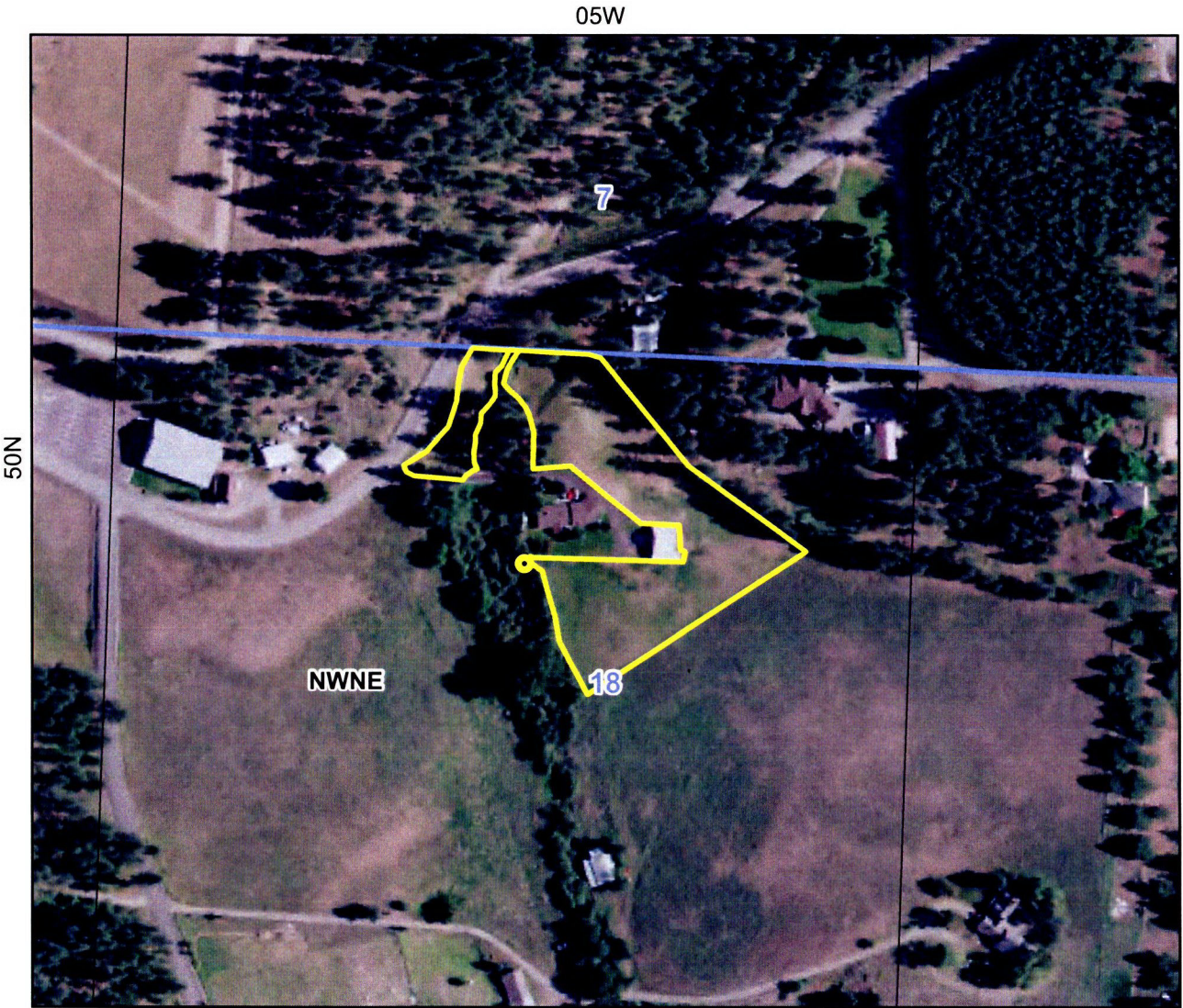


PHILL HUMMER
Water Rights Supervisor

SCANNED
JUN 06 2023

State of Idaho
Department of Water Resources
Attachment to Water Right
95-17467

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.



0 400 800 Feet

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



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RECEIVED

MAY 01 2023

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 -
Receipt No. C116159
Received By AGJ
Date Received 5/1/23

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. 95-17467 Name of Permit Holder(s) JON & ANN DAWN FAMILY TRUST
Telephone No. 208 773 7007 Email anndawn@gmail.com
Mailing Address 19428 W. RIVERVIEW DRIVE City Post Falls State ID Zip 83854
2. Source of Water well If Ground Water (well), Date Drilled mo. 1950 / yr. 1950
Drilling Permit/Tag No. unknown Drilling Company's Name unknown

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

Domestic (No. households) 1 Irrigation (No. acres) 5 Stockwater (No. and stock type) _____
Other _____

4. Total diversion rate or volume (storage only) for which proof is submitted 0.01 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.)

garden hose attached to a rainbird
sprinkler mounted on fence post or tripod.
manually moved.

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) ☐ No7. Fee Enclosed \$ 50 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: TAWNA ERIENDSON Telephone No. 208 277-8493 Email terlend7@gmail
Mailing Address 1846 19428 W. RIVERVIEW DRIVE City Post Falls State ID Zip 83854

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.

Ann E Dawn
SIGNATURE OF PERMIT HOLDER*

ANN DAWN/OWNER
PRINTED NAME AND TITLE

4-17-23
DATE

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

SCANNED

JUN 06 2023



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

June 06, 2023

JON & ANN DAWN FAMILY TRUST
C/O ANN E DAWN
19428 W RIVERVIEW DR
POST FALLS ID 83854

RE: License No. 95-17467

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) 287-4925.

Sincerely,

Jean Hersley

FOR
Phill Hummer
Water Rights Supervisor

Enclosure(s)

SCANNED

JUN 06 2023

CERTIFICATE OF SERVICE

I hereby certify that on June 06, 2023, I served a true and correct copy of Water Right License No. 95-17467 by U.S. Mail, postage prepaid, to the following:

JON & ANN DAWN FAMILY TRUST (Current Owner)
C/O ANN E DAWN
19428 W RIVERVIEW DR
POST FALLS ID 83854



Jean Hersley
Technical Records Specialist 2

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.

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

A. GENERAL INFORMATIONPermit No: 95-17467Exam Date: 05/16/2023

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: Joe & Ann Dawn Family Trust
 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: C116159

4. SOURCE TRIBUTARY

Ground Water None

Method of Determination: GIS and Tax lot Data

Change in Source: ___ Y ___ X ___ N

B. OVERLAP REVIEW

1. Other water rights with the same place of use (POU): Yes Overlap

Water Right No.	Source	Purpose of Use	Basis
95-14320	Groundwater	Domestic/Stock water	License

Comments: The place of use shape for right 95-14320 (domestic and stock water uses) overlaps the permit place of use (POU). Right 95-14320 provides up to ½ acre irrigation for the lawn within the fence line surrounding the home and shop. Both rights are owned by the permit holder, and both POU's are located within a parcel which Bonner County tax records list as currently owned by the permit holder.

2. Other water rights with the same point of diversion (POD): Yes Overlap

Water Right No.	Source	Purpose of Use	Basis
95-14320	Groundwater	Domestic/Stock water	License

Comments: Right 95-14320 is owned by the permit holder and shares the same point of diversion (POD) as right 95-17467. One well is used by the permit holder to provide for both rights 95-14320 and 95-17467.

C. DIVERSION AND DELIVERY SYSTEM

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

Source	Govt. Lot	¼	¼	¼	Sec.	Twp.	Rge.		County
Pump			NW	NE	18	50N	05W	B.M.	Kootenai

Method of Determination: GIS and Tax lot data.

2. Change in POD? X ___ N Amendment Required? X ___ N

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	
50N	05W	18		3.0															
Total Acres =																	3.0		

Method of Determination: GIS & Tax Lot data

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JUN 06 2023

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

A. GENERAL INFORMATIONPermit No: 95-17467

Exam Date: 05/16/2023

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: Joe & Ann Dawn Family Trust
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: C116159

4. SOURCE TRIBUTARY
Ground Water None

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 (POU): No Overlap

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

Comments: No rights or claims overlap the place of use (POU).

2. Other water rights with the same point of diversion (POD): No Overlap

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

Comments: No rights share the same point of diversion (POD).**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			NW	NE	18	50N	05W	B.M.	Kootenai

Method of Determination: GIS and Tax lot 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	
50N	05W	18		3.0															
Total Acres =																			3.0

Method of Determination: GIS & Tax Lot data

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JUN 06 2023

Change 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
Well Pump	Unknown	unknown	Unknown	unknown	unknown

*Code to correspond with No. on map and aerial photo

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 and Administrative Memo #17 were used to determine a reasonable diversion rate.

E. FLOW CALCULATIONS

Measured Method:

On the application for permit the applicant did not provide any details for the pump installed in the system. When I spoke with the permit holder on May 16th, 2023, the only detail she could provide was that the system has a submersible pump installed and the only thing exposed is the well head. According to Administrative Memo #17 up to 0.03cfs per acre is acceptable for small acreage irrigation of up to 5 acres of irrigation. After reviewing Google Earth and GIS imagery I was able to find evidence of approximately 3 acres of irrigation within the permit POU. I am recommending a diversion rate of 0.09cfs, as per Administrative Memo #17.

Permitted rate = 0.10cfs**Recommendation = 0.09cfs****F. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 3.0 \times 3 = 9 \text{ AF}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 = 0.09 \times 245 \times 1.9835 = 43.74 \text{ AF}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 9 \text{ AF}$$

2. Volume Calculations for Other Uses:

The permit was issued for irrigation use. Based on the headgate requirement of 3 AF per acre in basin 95, I am recommending an annual volume of 9 AF on the license.

G. PURPOSE OF USEIrrigation X Y N # Stock _____ Domestic # of Homes _____

Other: < >

Change in Purpose of Use? Y X NMethod of Determination: Tax lot data and GIS data.

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H. NARRATIVE/REMARKS/COMMENTS

As the permit holder cited that the well was constructed in 1950 and the parcel data indicated a 1950 build date, I inquired with the adjudication group if the irrigation application would be eligible for a late claim filing. As the claim was submitted for the domestic use at the same time as the application for permit for irrigation, the claimant would need to first be able to present a good argument for delay in filing for the permitted use as a claim, then they would need to provide the evidence that the historic use has occurred. I emailed the applicant and explained this possibility and asked if they would rather pursue a claim. No response was received.

This permit for 0.10cfs for the irrigation of 3.3 acres diverted from groundwater qualifies for an in-house exam. I was able to confirm irrigation is occurring in areas around the home via aerial imagery (see figures 1.1-1.4). However, I could only confirm an estimated 3 acres of the permitted 3.3 acres of irrigation, due to tree cover at a stream crossing (see figure 2.0 & 2.1). The Statement of completion stated in section 4 that only 0.01cfs of the permitted 0.1cfs were developed. In section 10 of the application, the permit holder noted that Right 95-14320 is used for domestic purposes. The home, lawn and outbuildings surrounding the home were not excluded from the irrigation POU, as this area was included in the POU of the domestic right and would be irrigated under the up to ½ acre of irrigation provided for by right 95-14320.

I called and emailed the permit holder on May 16th, 2023, to review my findings and ask how they would like to proceed. In the email also submitted I asked the permit holder to confirm if the 0.01cfs reported on the statement of completion was correct or if this was an error and requested any details of the pump being used in the system. On a phone conversation with the permit holder's caregiver on May 16th, 2023, the caregiver agreed that 3 acres of irrigation sounded accurate, but stated that she only knew where the well that supplied the water softener for the house is located, she was not certain where the well head is for irrigation. Tawna (the caregiver) confirmed use of the well via hoses and tripod or post mounted sprinklers to irrigate the fenced area surrounding the fenced in domestic area. Tawna also stated that the permit holder would respond to my email confirming the developed diversion rate and any other system details they could provide. The permit holder emailed a response that stated the developed rate is 0.1cfs (0.01cfs was a clerical error), the 3 acres of irrigation supported with aerial imagery are agreeable to them, and the only details they know regarding the pump installed for the irrigation system is that it is submersible. The permit holder emailed on May 18th, 2023, that there is only one well on the property, which is used for domestic and irrigation within the parcel. Parcel data lists the permit holder as the current owner of the parcel appurtenant to the permit POU.

As the permit holder was unable to provide any details regarding the pump, Administrative Memo #17 and the headgate requirements (3AF per acre) were used to determine an acceptable rate and volume for the license. Administrative Memo #17 allows up to 0.03cfs per acre of irrigation for the irrigation of up to 5 acres, and a headgate calculation was used to determine 9 AF annually was acceptable for the irrigation of 3 acres. Therefore, I am recommending the license be issued with a diversion rate of 0.09cfs and 9 AF.

I am recommending the license be issued with conditions R66, 174, 01R, and 175. Conditions 26A, 046 and 004 were dropped at licensing as the proof of beneficial use and aerial imagery indicate the development is complete, the well is constructed, and the parcel data indicates the POU and POD are located within a parcel listed by the Kootenai County website as currently owned by the permit holder.

Have the 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 11/15	0.09 CFS	9.0 AF
<u>Totals: 0.09 CFS</u>			9.0 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

J. AUTHENTICATION- Water Resources Agent- Bob Howe

Water Resource Agent's Name Bob Howe Date 5/16/2023

Reviewer _____ Date _____

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JUN 06 2023

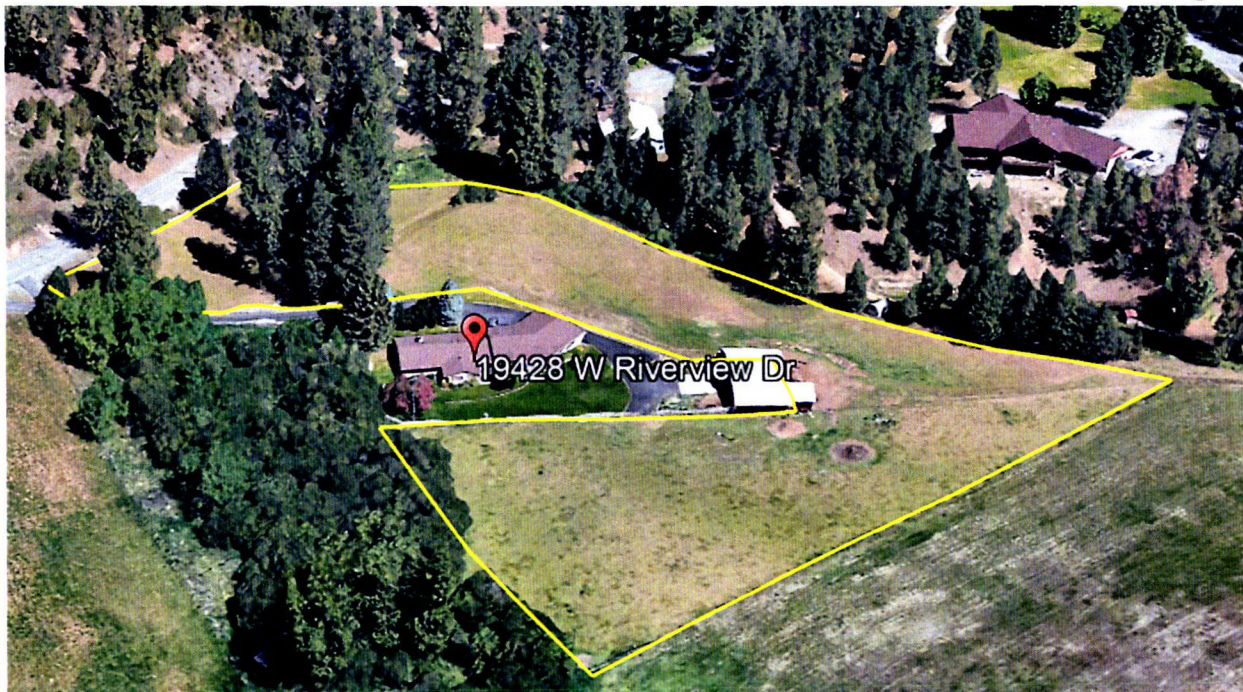


Figure 1.1- Google Earth 2022 Aerial image of POU- North Facing.



Figure 1.2 Google Earth 2022 Aerial image of POU- South Facing.



Figure 1.3- Google Earth 2022- Aerial image of POU- West Facing

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Figure 1.4- Google Earth 2022 Aerial image of POU- East Facing.



Figure 2.0- ArcGIS 2021- Aerial image of POU- downward-north facing- Measured removing copse of trees and stream in the NW of parcel.

SCANNED

JUN 06 2023

Howe, Bob

From: Howe, Bob
Sent: Tuesday, May 16, 2023 4:09 PM
To: Ann Dawn
Subject: Information regarding the option of filing a late claim: Permit 95-17467

Hi Ann,

Thank you for your quick response I am just completing processing and will send this to my supervisor's office que for signature today.

I wanted to make sure you are aware that you could still file a late claim on this irrigation right. There are a couple of hurdles to overcome to get it reviewed by the court. First there would need to be a viable reason why this claim was not filed when the domestic claim was (reason for late filing) and then you would need to provide adequate evidence that the well was installed and in use for irrigation occurred prior to March 25th, 1963. The claim, if approved, could provide you an earlier priority date.

This may have already been discussed with you when the claim for the domestic right was filed. If this is not something you wish to pursue, please disregard this email. However, If you would rather file a claim please notify me at your earliest convenience, and I will stop the current license from processing.

Feel free to reach out to me with any questions or concerns. Thank you and have a great day.

Regards,

Bob Howe



IDAHO DEPARTMENT OF
WATER RESOURCES

Bob Howe | Water Resource Agent
322 E Front St, PO Box 83720, Boise, ID 83720
(208) 287-4800 | www.idwr.idaho.gov

From: Ann Dawn <anndawn@ymail.com>
Sent: Tuesday, May 16, 2023 2:45 PM
To: Howe, Bob <Bob.Howe@idwr.idaho.gov>
Subject: Re: Permit 95-17467- Additional information requested

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.

Dear Bob,

My caregiver, Tawna, and yourself, just spoke via telephone regarding your email.

It should be 0.1cfs, not 0.01cfs. I believe the water is pumped by way of a submersible pump. I do not know where the pump is located, so I cannot look up the horsepower. Three acres of irrigation should suffice for irrigation purposes.

I believe this email answers the question indicated on your email. Thank you for calling and reviewing our Statement of Completion.

Thank you,
Ann Dawn

"Pray, hope and don't worry" - St. Padre Pio

On May 16, 2023, at 1:05 PM, Howe, Bob <Bob.Howe@idwr.idaho.gov> wrote:

Dear Ann Dawn,

I am currently reviewing your Statement of Completion (proof of beneficial use) received by the state office May 1st, 2023. The elements of the right make it eligible for an in-office examination review for licensure. However, I have come across a couple of items I need additional information on to continue processing without a field examination.

On the Statement of Completion-proof of beneficial use we received from you, it stated a rate of 0.01cfs . The permit was issued for 0.1cfs to be developed. Could you please confirm if the rate you intended to report is what is on the form? Also, can you provide any information on the pump used for the system, especially the size (Horsepower)?

Also, based on the historic aerial imagery reviewed I can identify approximately 3 acres of irrigation. The tree copse in the northwest of the property takes up about 0.3 acres. Does this assessment seem acceptable to you? If so, I can continue with an in-office examination and expedite the license processing. If you are irrigating this area and would like to have it included on the license, please provide photos and a written description of how the tree covered area is irrigated as evidence of irrigation within the areas in question. Alternatively, I can send any information you can provide to the regional office and they can schedule a field examination with you.

With the addition of this requested information, I should be able to complete processing or provide the information to the regional office to schedule a field examination.

Please feel free to reach out to me with any questions or concerns.

Regards,

Bob Howe

<image001.png>

Bob Howe | Water Resource Agent
322 E Front St, PO Box 83720, Boise, ID 83720
(208) 287-4800 | www.idwr.idaho.gov

SCANNED

JUN 06 2023

Beneficial Use Proof Evaluation

Permit Number: 95-17467 Reviewer: AVeibell Review Date: 5/12/2023

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: 5/1/2023
- 4) Proof Due Date: 5/1/2023
- 5) Days added for weekend due date?
- 6) Days added for holiday due date?
- 7) Number of days late: 0
- 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? 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:
- 6) Is a drilling permit upgrade needed? No
- 7) Was a well drillers report filed? No
- 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

N033226

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
February 28, 2023

Director Gary Spackman

JON & ANN DAWN FAMILY TRUST
C/O ANN E DAWN
19428 W RIVERVIEW DR
POST FALLS ID 83854

NOTICE: STATEMENT OF COMPLETION DUE

RE: Permit No. 95-17467

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.

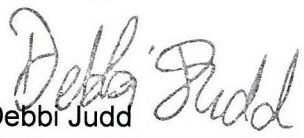
Dear Permit Holder:

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 **May 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



SCANNED
MAR 01 2023