

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 96-11121

Priority: May 04, 2022

Maximum Diversion Rate: 0.01 CFS
Maximum Diversion Volume: 0.9 AF

It is hereby certified that:

BRUCE BUTLER 140 MONARCH VIEW LN HOPE ID 83836-9673 AND/OR
JUDITH BUTLER 140 MONARCH VIEW LANE HOPE ID 83836

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 04, 2022, and has submitted Proof of Beneficial Use on June 20, 2023. An examination confirms water is diverted from:

Source : LAKE PEND OREILLE

Tributary: PEND OREILLE RIVER

Beneficial Use
IRRIGATION

Period of Use
04/01 to 10/31

Rate of Diversion
0.01 CFS

Annual Volume
0.9 AF

Location of Point(s) of Diversion

LAKE PEND OREILLE NW¼ NE¼, Sec. 11, Twp 56N, Rge 01E, B.M. BONNER 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	
56N	01E	11	0.2 L1	0.1 L2															0.3

Total Acres: 0.3

Conditions of Approval

1. Place of use is located within Lot 2, Blk. 3; Eameshore Estates Subdivision.
2. This right when combined with all other rights shall provide no more than 0.01 cfs nor more than 0.9 afa at the field headgate for irrigation of the place of use.
3. This right does not grant any right-of-way or easement across the land of another.
4. Water shall not be diverted under this right when flows in the Pend Oreille River are below minimum flow amounts as defined by Right 96-8730. The right holder shall be responsible for monitoring the daily flow of the Pend Oreille River using real-time data and shall cease diverting water when flows in the Pend Oreille River are below established minimum flow amounts. Unless otherwise specified by the Director of the Department of Water Resources, data from the U.S. Geological Survey Newport gauging station, No. 12395500, may be used for purposes of determining the daily flow amounts.

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 July, 2023.



PHILL HUMMER
Water Rights Supervisor

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JUL 20 2023

State of Idaho
Department of Water Resources
Attachment to Water Right
96-11121

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



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RECEIVED
JUN 20 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 \$ 50.00
Receipt No. C116546
Received By LM
Date Received 6.20.23

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. 96-11121 Name of Permit Holder(s) JUDITH BUTLER / BRUCE BUTLER
Telephone No. 208 264-5224 Email bjudy90@yahoo.com
Mailing Address 140 Monarch View Ln City Hope State ID Zip 83836

2. Source of Water Lake Pend Oreille 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) 05 Stockwater (No. and stock type) ____

Other ____

4. Total diversion rate or volume (storage only) for which proof is submitted 0.03 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.)

Submersible pump 1993 replaced older 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 \$ 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: Judy Butler Telephone No. 509 998 2742 Email bjudy90@yahoo.com
Mailing Address 140 Monarch View Ln City Hope State ID Zip 83836

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.

Judith Butler
SIGNATURE OF PERMIT HOLDER*

JUDITH BUTLER
PRINTED NAME AND TITLE

6-14-2023
DATE

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

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JUL 20 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

July 20, 2023

JUDITH BUTLER
BRUCE BUTLER
140 MONARCH VIEW LN
HOPE ID 83836-9673

RE: License No. 96-11121

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,

Jeannette Hershey

For
Phill Hummer
Water Rights Supervisor

Enclosure(s)

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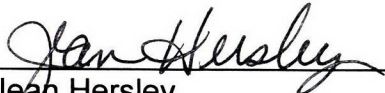
JUL 20 2023

CERTIFICATE OF SERVICE

I hereby certify that on July 20, 2023, I served a true and correct copy of Water Right License No. 96-11121 by U.S. Mail, postage prepaid, to the following:

JUDITH BUTLER (Current Owner)
140 MONARCH VIEW LANE
HOPE ID 83836

BRUCE BUTLER (Current Owner)
140 MONARCH VIEW LN
HOPE ID 83836-9673



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.

4458STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
IN-OFFICE REVIEW/BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Exam Date: 06/29/2023

1. Does this qualify for an in-office field exam (IDAPA 37.03.02.035.01.r)? ☐ 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: Judith & Bruce Butler
Owner of Record Correct? ☒ Y ☐ N
Address of Record Correct? ☒ Y ☐ N
If No Explain:
3. Beneficial Use Fees have been paid: ☒ Y ☐ N Receipt No: C116546
4. Source: Lake Pend Oreille Tributary: Pend Oreille River
- Method of Determination: ☐ Y ☒ N
Change in Source: ☐ Y ☒ N

B. OVERLAP REVIEW

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

Water Right No.	Source	Purpose of Use	Basis
96-4324	Groundwater	Recreation-USFS CG	Statutory Claim
96-4458	Lake Pend Oreille	Domestic/irrigation	Statutory Claim
96-4539	Groundwater	Domestic	Statutory Claim
96-4540	Groundwater	Domestic (5)	Statutory Claim
96-4541A	Lake Pend Oreille	Irrigation	Statutory Claim
96-4541B	Lake Pend Oreille	Irrigation	Statutory Claim
96-4542	Lake Pend Oreille	Irrigation	Statutory Claim
96-8431A	Lake Pend Oreille	Irrigation	License
96-8431B	Lake Pend Oreille	Irrigation	License
96-8432	Groundwater	Domestic	License
96-11119	Lake Pend Oreille	Domestic	Claim
96-11126	Groundwater	Domestic	Claim
96-11595 (Permit holders)	Groundwater	Domestic	Claim
96-11596 (Permit holders)	Groundwater	Domestic	Claim

Comments: There are several claims and rights with place of use (POU) shapes which overlap the permit POU. However, each has backfiles with different legal descriptions for the POU, or there is a different appurtenant Lot & Block identified. The only exception is a claim filed by the permit holders 96-11596 for domestic use from a groundwater source at the same parcel as the permit POU. The permit was conditioned with a combined limit for the irrigation of the permit POU, which will be carried on to the license. There are no other concerns regarding the overlapping POUs.

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 rights sharing the point of diversion (POD) with the permit POD.

C. DIVERSION AND DELIVERY SYSTEM

1. Location of Point(s) of Diversion:

Source	Govt. Lot	¼	¼	¼	Sec.	Twp.	Rge.		County
Submersible Pump			NW	NE	11	56N	01E	B.M.	BONNER

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Method of Determination: GIS and Taxlot data.Change in POD? ☐ Y ☒ X N Amendment Required? ☐ Y ☒ X N

2. Place of 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	
56N	01E	11	0.2	0.1															
		Lot #	L1	L2															
Total Acres =																			0.3

Method of Determination: GIS, Google Earth, Tax lot Data, and photo from permit holder.

Change in POU? ☐ Y ☒ X N Amendment Required? ☐ Y ☒ X 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

3. Diversion Id No.*	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Submersible Pump	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. Measurement Comments: Rate measurements are not required for an in-house examination. Administrative Memo #17 was used to determine a reasonable rate of diversion.**E. FLOW CALCULATIONS**☐ Additional Computation Sheets Attached

Measured Method: No pump details were provided by the permit holder. Administrative Memo #17 was used to determine a reasonable rate of diversion.

Comments:

When I spoke with the permit holders on June 29th, 2023, they did not know any details of the submersible pump, other than it was replaced in 1993. Administrative Memo #17 states that 0.03cfs per acre is an acceptable rate for the irrigation of up to 5 acres. The actual area of irrigation is approximately 0.3 acres. I am recommending a diversion rate of 0.01cfs for irrigation on the license.

Recommended rate = 0.01cfs

Permit allowed = 0.03cfs

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 0.3 \times 3\text{AF} = 0.9 \text{ AF}$$

I.R.

$$V = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 = 0.01 \times 213 \text{ days} \times 1.9835 = 4.2 \text{ AF}$$

D.R.

$$V = \text{Smaller of } V_{\text{I.R.}} \text{ and } V_{\text{D.R.}} = 0.9 \text{ AF}$$

I.R. D.R.

Comments: The headgate calculation above was used to determine the annual volume for 0.3 acres. I am recommending an annual volume of 0.9 AF for irrigation on the license.

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JUL 20 2023

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

Other: < >

Change in Purpose of Use? Y X N

Method of Determination:

If Yes: From Use To Use Amount CFS AFA **H. NARRATIVE/REMARKS/COMMENTS**

This permit for the irrigation of 0.3 acres diverted from Lake Pend Oreille qualifies for an in-house license examination. The permit was issued for 0.03cfs for the irrigation of 0.5 acres. However, the entire parcel is only 0.5 acres and the home, driveway, patio, and shoreline make up approximately 0.2 acres (see Figures 1 & 2). I called the permit holder on June 29th, 2023, and discussed the irrigation POU. The permit holder was emailed the discussed POU for irrigation using GIS imagery. The permit holder confirmed via email that the area outlined on the image attached to the email was accurate but cited that a boat house is within the periphery of the POU boundary, obscured by trees. A photo was attached to the emailed response from the permit holder (see Figure 4), in which the boat house can be seen at the edge of the shore. The area boundary was adjusted as per the photo and description emailed from the permit holder. The permit holder was unable to remember any details of the submersible pump installed in the lake (replaced in 1993) but did confirm that the pipe from the pump leaves the water on the left of the dock (facing the lake) approximately 2/3 of the way down the dock, then runs along the dock to the shore. The permit holder also confirmed that submersible pump had an intake screen in place when installed. The Bonner County parcel projection is offset to the NW on GIS. This can be seen on the permit map. I confirmed with the permit holder that the property lines on the license POU boundary matches the property lines at the perimeter, with the exception of the shoreline. Based on Administrative Memo #17 and the confirmed 0.3 acres of irrigation within the permit POU, I am recommending a rate of 0.01cfs and an annual volume of 0.9 AF for irrigation on the license.

I am recommending the license be issued with conditions X60, X31, and 004. Condition 029 should be not be used on the licensing, the permit holder confirmed the pump intake was screened during our conversation June 29th, 2023.

Have conditions of permit approval been met? X 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	04/01 to 10/31	0.01cfs	0.9 AF
	<u>Totals:</u>	0.01cfs	0.9 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

Other: < >

J. AUTHENTICATION- Water Resource Agent- Bob HoweField Examiner's Bob Howe Date 7/19/23Reviewer PLM Date 7/19/23

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JUL 20 2023



Figure 1- 2023 Google Earth image of the permit POU and surrounding area facing north.



Figure 2- 2023 Google Earth image of the permit POU and surrounding area facing southwest.

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JUL 20 2023

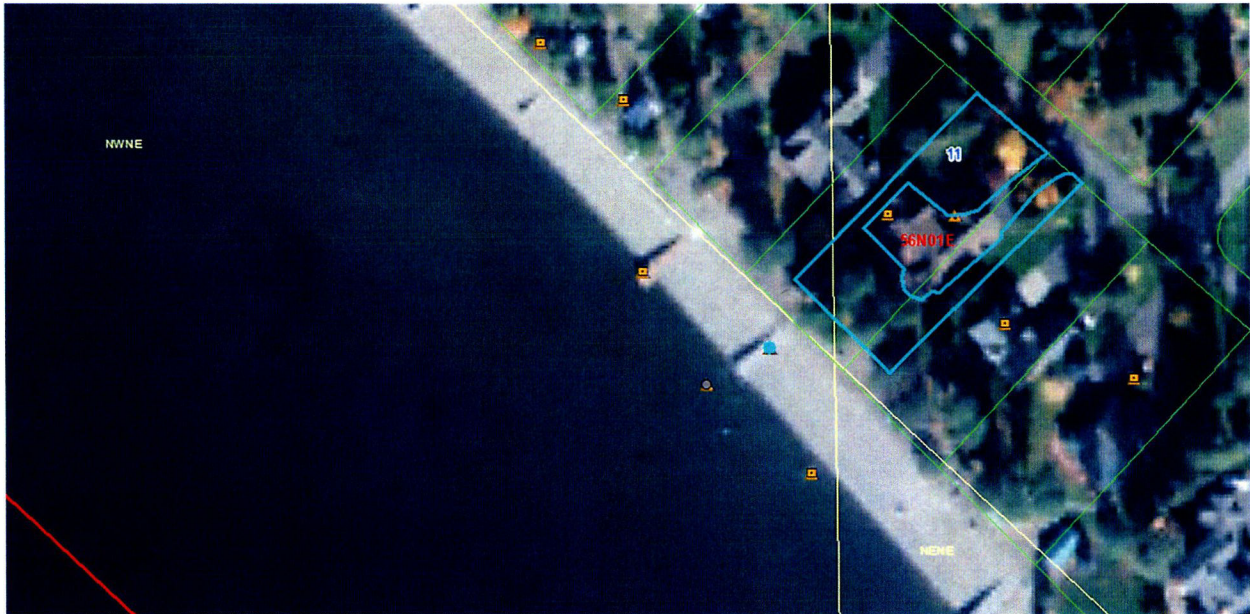


Figure 3- 2021 GIS image of the POU and POD as sent to permit holder after the June 29th, 2023, phone call.



Figure 4- Photo facing southwest from permit holder's back patio. The boathouse can be seen in the right of the image, on the shoreline.

Howe, Bob

From: Judy Butler <bjudy90@yahoo.com>
Sent: Thursday, June 29, 2023 7:53 PM
To: Howe, Bob
Subject: Re: Additional information requested for Permit 96-11121.

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.

Bob Howe/ IDWR

We received your photos and questions re the water permit.

Yes, the photo is our property and the blue line accurately represents the areas we irrigate with the exception of the boat house which is 14' x 24'. The attached photo will give you a better idea of what is under the tree canopy near Lake Pend Oreille. The boat house would be excluded.

The point of diversion is about two feet to the left of the dock looking from shore.

Thank you for information about filing a claim. If you need anything more let us know. Thank you!

Bruce and Judy Butler



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JUL 7 0 2023

On Jun 29, 2023, at 2:22 PM, Howe, Bob <Bob.Howe@idwr.idaho.gov> wrote:

Good Afternoon Judith & Bruce Butler,

The Department received the Proof of Beneficial Use you submitted for permit #96-11061. I am currently reviewing the permit eligibility for an in-office examination for licensing. In-office examination expedites the licensing process by using information and documentation submitted by the permit holder(s) and GIS images to process the examination without the need for a field examination to be scheduled and conducted at a later time. The permit issued provided a scope for the development of future uses. The purpose of the examination is to document the use that has been developed.

After reviewing your Proof of Beneficial Use, I was able to identify approximately 0.3 acres of irrigable area within the place of use. I have attached an image with the irrigable area outlined in light blue. I have also attached an aerial image of the place of use with the property boundary (outlined in yellow). I need to verify if all areas, not including roads, paved areas, and buildings are being irrigated to some extent. Particularly, does irrigation include trees and the areas surrounding them in the aerial images?.

Please respond to this email and let us know if the area of irrigation identified via aerial imagery is correct, or if it is not, please make any corrections and submit them to us.

Once we have your confirmation and clarification regarding the irrigated area I will proceed processing your permit for licensing.

Feel free to reach out to me with any questions or concerns. Thank you for your time and attention to this matter.

Regards,

Bob Howe

<image001.png>

Bob Howe | Water Resource Agent

322 E Front St, PO Box 83720, Boise, ID 83720

(208) 287-4847 | www.idwr.idaho.gov

<2021 GIS image of irrigation POU.PNG>

<Google Earth 2023 with parcel boundary in yellow.PNG>

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JUL 20 2023

Beneficial Use Proof Evaluation

Permit Number: 96-11121 Reviewer: AVEibell Review Date: 6/28/2023

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: 6/20/2023
- 4) Proof Due Date: 8/1/2023
- 5) Days added for weekend due date?
- 6) Days added for holiday due date?
- 7) Number of days late: -42
- 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

N039300

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

Director Gary Spackman

May 31, 2023

BRUCE BUTLER
JUDITH BUTLER
140 MONARCH VIEW LANE
HOPE ID 83836

NOTICE: STATEMENT OF COMPLETION DUE

RE: Permit No. 96-11121

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 **August 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,

Water Rights Section

Enclosure(s)



SCANNED

JUN 05 2023