

RECEIVED

SEP 26 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.	C117098
Received By	KJM
Date Received	9.26.23

The Idaho Department of Water Resources considers this form a statement by the permit holder(s) that development of a water right has been **completed** and that water has been applied to beneficial use 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.** Please refer to the instructions and fee schedule for this form. If ownership of the permit has changed, contact any Department office or visit the Department's website at idwr.idaho.gov for an Assignment of Permit form. If you wish to relinquish your permit because you have not established the authorized use of the water and are **not** applying for an extension, please notify the Department in writing.

1. Permit No. 81-12029 Telephone No. 406-240-8361
 2. Name of Permit Holder(s) Athens 2008 Trust
 3. Mailing Address 2122 E 22nd PL City Tulsa
 State OK Zip 74114 Email Lochsaavation@gmail.com
 4. Source of Water Lochsa River If GROUND WATER (well), Date Drilled mo. ____ / yr. ____
 Well Driller _____ Drilling Permit Number _____

5. Extent of use(s) completed as authorized by the water right permit:
 Domestic (No. of households) _____ Stockwater (No. and type of stock) _____
 Irrigation (No. of acres) 2 Other _____

6. Total rate of diversion or storage volume for which proof is submitted _____ cfs OR 2 acre-feet.

7. Compliance with a measuring device requirement, lockable controlling device requirement, and/or other conditions of permit:
 Refer to the approval conditions on your permit and respond accordingly.

The Department will not issue a license if permit conditions are not met.

Measuring Device	Is a measuring device required?	Yes ☒	No ☐
	If yes, has the measuring device been installed?	Yes ☒	No ☐
Lockable Controlling Device	Is a lockable device required to control the diversion?	Yes ☐	No ☒
	If yes, has the lockable device been installed?	Yes ☐	No ☒
Fish Screen	Is a fish screen required?	Yes ☒	No ☐
	If yes, has the fish screen been installed?	Yes ☒	No ☐

Other Conditions of Permit

Do the approval conditions on your permit require you to submit additional information in connection with your proof of beneficial use? If yes, list the conditions below and attach documents with the required information.

_____ Completed? Yes ☐ No ☒

8. Fee Enclosed \$ 50 or not applicable ☐. See fee schedule on page 2 of the instructions.

Proof statements filed without an appropriate fee, will be considered incomplete.

9. Person to contact to accompany the Department representative during field examination of the water system.

Name Alex Athens Telephone Number 406 240-8361
 Mailing Address 4847 Scott Allen Dr City Missoula
 State MT Zip 59803 Email Lochsaavation@gmail.com

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 a beneficial use. I understand that any undeveloped portion of the permit is relinquished to the State of Idaho.

Signature of Permit Holder [Signature] Date 9/21/23
 (Include your title, if on behalf of company or organization)

Mail to: Idaho Department of Water Resources, PO Box 83720, Boise, ID 83720-0098



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 Mathew Weaver

January 04, 2024

ATHENS 2008 TRUST
2122 E 22ND PL
TULSA OK 74114-2902

PROOF ACKNOWLEDGEMENT LETTER

RE: Permit No. 81-12029

Dear Permit Holder(s):

The Department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. 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.

Please be advised that Section 42-248, Idaho Code, 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 the field examination, please contact the Northern Region Office of the Department located in Coeur d'Alene at (208) 762-2800.

Sincerely,

Amanda Veibell
Technical Records Specialist

Enclosure(s)

c: ALBERT P BARKER

MEMORANDUM

Date: 12/11/2023
To: WR No. 81-12029
From: Skyler Cheever – Water Resource Agent
Re: Initial Licensing Review of Permit 81-12029

The Statement of Completion for Proof of Beneficial Use was received on September 26th, 2023, with the correct fee payment received on the same date. The permit authorized the irrigation of 12 acres. However, after a phone conversation on October 10th, 2023, it was confirmed irrigation was likely closer to 1 or 2 acres and would be eligible for an in-office examination. However, after an initial review of 2021 Imagery it was not possible to discern where and how many acres were irrigated without more information. The permit holder is also conditioned to install a lockable device but did not determine they installed one on their Statement of Completion for Proof of Beneficial Use.

After another phone conversation with the permit holder on December 8th, 2023, they stated they could not provide photography or other evidence of the extent and where irrigation occurred or if a lockable device was installed until next irrigation season. Since I was unable to define how many or where acres were irrigated within the authorized place of use or if a proper lockable device was installed, I recommend a field exam be conducted to better determine the extent of irrigation or if a lockable device was installed.

Beneficial Use Proof Evaluation

Permit Number: 81-12029 Reviewer: phummer Review Date: 10/11/2023

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: 9/26/2023
- 4) Proof Due Date: 10/1/2025
- 5) Days added for weekend due date?
- 6) Days added for holiday due date?
- 7) Number of days late: -736
- 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 --Yes
 - c. Fish Screen -- Yes
- 3) Are the required items installed? Yes
 - a. Measuring Device -- Yes
 - b. Lockable Device --No
 - c. Fish Screen -- Yes
- 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: \$100.00
- 4) Filing fee submitted: \$50.00
- 5) Remaining fee or (refund): \$50.00

Receipt IDs

Comments

Recipet C117098. Proof acceptable, permit holder likely irrigating less than 12 acres and using less than 0.20 cfs so \$50.00 is ok.