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IDWR/NORTH

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.	1044880
Received By	NS
Date Received	8/2/24

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. 82-12294 Name of Permit Holder(s) Michael's Holpen Corporation
Telephone No. 208-842-2474 Email medmondson51@yahoo.com
Mailing Address 285 Main Street City Elk City State ID Zip 83525
- Source of Water Swale Creek If Ground Water (well), Date Drilled mo. ____ / yr. ____
Drilling Permit/Tag No. ____ Drilling Company's Name ____
- Extent of use(s) completed as authorized by the water right permit:
Domestic (No. households) 0 Irrigation (No. acres) 0 Stockwater (No. and stock type) Mixed
Other Fire Protection Storage
- Total diversion rate or volume (storage only) for which proof is submitted 0.2 cfs OR 1.3 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.)
Diversion from Swale Creek is accomplished using a small lift pump. Distance from Swale Creek to the retaining pond is approx. 500 ft with an elevation gain of approx. 20 ft. The pump for the system is capable of ... (continued in attachment A)
- 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
- Fee Enclosed \$ 50.00 or ~~_____~~ or ☐ No fee required
See fee schedule on page 3 of the instructions. Proof statements filed without an appropriate fee are incomplete.

- Person to contact to accompany a Department representative during the field examination of the water system:
Name: Michael Edmondson Telephone No. (208) 842-2704 Email medmondson51@yahoo.com
Mailing Address 285 Main Street City Elk City State ID Zip 83525

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.

Michael Edmondson
SIGNATURE OF PERMIT HOLDER*

Michael Edmondson
PRINTED NAME AND TITLE

7/30/24
DATE

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

TDG ENGINEERING
Water & Wastewater Engineering & Design

Attachments for Michael's Holpen Corporation Water Rights

Attachment A: (continued) ... a pump rate of approximately 35 gpm with the appropriate fish screen attached. Water is pumped from a small pool formed by debris that has collected in the stream. The pond used for storage of the water is approximately 75 ft. by 50 ft. with a depth of 6 ft.; total volume is 22,500 cubic feet (0.5 acre feet), 38% of the allowable total volume (see item 7).

The level in the receiving pond is maintained using the diversion as long as there is adequate flow in the creek. With the distance from the creek and height to the retaining pond, the installed pump is capable of pumping 35 gpm, or 39% of the maximum allowable flow of 0.2 cfs (see item 8). (Water level is maintained to ensure a minimum level for potential fire flow, particularly during the summer and early fall months when fire danger is the highest. There are no other sources of water for fire events within any reasonable distance.)

Attachment B: Diversion from Swale Creek is not allowed if such diversion results in de-watering of the creek. In addition, diversion is not allowed if flows in Big Elk Creek, the American River, the South Fork of the Clearwater River, or the Clearwater River have dropped below established minimums for each (See items 10, 11, and 12 in the permit).

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Water & Wastewater Engineering & Design

Figure 1. Property Location



Figure 2: Diversion Point in Swale Creek



Figure 3. Containment Pond





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

August 28, 2024

MICHAELS HOLPEN CORP
285 MAIN ST
ELK CITY ID 83525

PROOF ACKNOWLEDGEMENT LETTER

RE: Permit No. 82-12294

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: JAMIE EDMONDSON , MICHAEL EDMONDSON

Burkard, Blake

From: Michael Edmondson <medmondson51@yahoo.com>
Sent: Monday, December 4, 2023 11:26 AM
To: Burkard, Blake
Subject: Re: Beneficial Use Examination Follow-up

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.

copy

On Monday, December 4, 2023 at 10:20:42 AM PST, Burkard, Blake <blake.burkard@idwr.idaho.gov> wrote:

Michael,

Here is a copy of the letter I sent to you in October. As I said over the phone, the time limit on the letter is only a motivational tool, as your permit is still a few years away from the proof due date (October 1, 2025). If things are not fixed by then, your priority date could be adjusted to account for the tardiness, or the permit could be voided. The department sends notices to permit holders 60 days prior to proof due dates as a final reminder, but I am sure you and Jon will accomplish the things needed long before then.

If for any reason I am not available for correspondence, I will route you to a coworker of mine who specializes in Certified Water Rights Examiner reports.

Regards,

Blake Burkard

Engineer Intern

(208) 287-4870

blake.burkard@idwr.idaho.gov





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Governor Brad Little

Director Mathew Weaver

October 5, 2023

JON MENOUGH PE
TDG ENGINEERING
PO BOX 357
ELK CITY ID 83525

Re: Water Right 82-12294 Field Examination Report Acceptability

Dear Mr. Menough:

Beneficial Use Examination Rules (IDAPA 37.03.02) are the basis upon which certified water rights examiner field reports are reviewed for completion. Rule 035.02.b. states:

Field reports not completed as required by these rules will be returned to the certified water right examiner for completion. If the date for submitting proof of beneficial use has passed, the penalty provisions of Rule 055 shall apply.

The Department has determined that the field report submitted for water right 82-12294 is insufficient, as it does not include all of the information required by Rule Subsection 035.01. Enclosed is the report received by the Department on July 17, 2023, as well as a copy of the Statement of Completion for Submitting Proof of Beneficial Use form. The permit holder will not need to resubmit proof.

Please submit an acceptable field report with the required information within sixty (60) days.

Respectfully,

Blake Burkard
Water Allocation Engineer Intern

Burkard, Blake

From: Burkard, Blake
Sent: Thursday, October 5, 2023 3:53 PM
To: tundraboar@hotmail.com
Subject: Certified Water Rights Examiner report for water right 82-83815
Attachments: beneficial-use-field-report.pdf; 20240105125846.pdf

Jon,

You will be receiving a letter soon, returning your field exam report for water right 82-83815 (attached for your reference). Certain information is missing from the report and the Department cannot license the water right until an acceptable report is submitted.

Below are items that the Department has deemed insufficient:

- The number of mixed stock was not included in your report. (35.01.l)
- Pond dimensions: pond volume calculation was performed assuming rectangular shape. The pond appears ovalar in aerial imagery and in the submitted picture. Are the length and width values provided better described as the long and short diameters?
 - Additionally, for irregular-shaped ponds, IDWR uses equation: volume = surface area * (0.4*max depth). Is six feet the average or maximum depth? In the application, the expected maximum depth was 8 ft, average depth was 3.2 ft.
- As surface area changes, so do the associated losses. Please review [Water Right Licensing Memo #15](#) and complete the associated Excel Workbook to determine the losses associated with the pond as it was developed. Your recommended volume should be the sum of the pond capacity, evapotranspiration losses, and seepage losses.
- Your report did not show compliance with fish screen requirements. Idaho Fish and Game submitted a comment letter requesting this condition of approval. Please submit proof that a fish screen was installed. (35.01.f)
- The make, capacity, serial number, nor model number of the pump were described in the report. A photograph of the diversion and conveyance equipment should be included. (35.01.c)
- The map depicting the point of diversion and place of use does not show the locations to the nearest 40-acre tract. The location of the conveyance system should also be shown to the nearest 40-acre tract. (45.03)
- The place of use overlap with water rights 82-10215 and 82-10216 is not discussed. (35.01.d)
- The date of the exam/measurement is not included. (40.03)

Attached is a blank Beneficial Use Field Report that examiners will complete on the day of the exam. It can be used as a guide for what is required and is typically submitted alongside a long-form narrative report. Our [Administrative Guidance Documents](#) are a great tool for how IDWR staff apply the Water Appropriation Rules and Beneficial Use Examination Rules. We can also provide you a list of water rights that utilized a CWRE for the licensing process, for reference.

Blake Burkard
Engineer Intern
(208) 287-4870
blake.burkard@idwr.idaho.gov



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Water & Wastewater Engineering & Design

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JUL 17 2023

DEPARTMENT OF
WATER RESOURCES

July 8, 2023

Mr. Luke Bates
Idaho Department of Water Resources
7600 N. Mineral Drive, Ste. 100
Coeur d'Alene, ID 83815

Dear Mr. Bates:

Attached is the Statement of Completion for Water Rights for Michael's Holpen Corporation, No. 82-12294, along with separate Attachments A & B referenced in the document and several pictures showing where the site is located and pictures related to the site.

Should you have any questions, please feel free to contact me or Michael Edmondson at your convenience.

Sincerely,



Jon Menough, Ph.D. P.E.
Certified Water Rghts Examiner No. 165

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WATER RESOURCESSTATE OF IDAHO
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Michael Edmondson
SIGNATURE OF PERMIT HOLDER*

Michael Edmondson
PRINTED NAME AND TITLE

7/12/23
DATE

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

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