

RECEIVED

JAN 16 2024

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 \$ 50.00Receipt No. C117647Received By KMDate Received 1-16-24

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.

1. Permit No. 65-23704 Name of Permit Holder(s) Greg Simone & Gerold Dennett
Telephone No. 208 908-8111 Email gregsimione@gmail.com
Mailing Address PO Box 425 City Garden Valley State ID Zip 83622

2. Source of Water Unnamed Stream If 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) 1 Stockwater (No. and stock type) ____

Other 1 acre includes garden and grasses *NOT ADDITIONAL - just description of acre*

4. Total diversion rate or volume (storage only) for which proof is submitted ____ 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.)
Gravity flow 2" pipe from stream to use site. Flow is closed by either removing head of pipe from stream bed or closing pipe at use site with cap. If excessive water enters site, then a second 2" pipe returns the water to the source stream.

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: Greg Simone Telephone No. 208 908-8111 Email gregsimione@gmail.com

Mailing Address PO Box 425 City Garden Valley State ID Zip 83622

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.

Greg Simone

SIGNATURE OF PERMIT HOLDER*

Greg Simone Land Owner

PRINTED NAME AND TITLE

01/05/2023

DATE

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

Addendum to Statement of Completion State of Idaho Department of Water Resources

Further Explanations required from form.

5. The delivery system is basic. A 2" PVC pipe from the stream uses gravity to flow to use site. A 2" pipe severely restricts the flow which helps control volume. Use site is excavation hole used for house foundation which already existed as a pre-existing trench on the property. Natural snow melt and diversion from stream fill the depression for irrigation use. In our first 5 years we found we utilize the water right in the spring as was intended and very sparingly in the Summer Season. The return pipe has never been needed as the level of water never reaches the return pipe. In 2023, diversion from the source stream was not needed at all as the snowpack from 2022/2023 Winter filled the pit and increased rainfall kept the level even. The pipe head was never put into the stream.

#6. Lockable controlling works. We have a screw cap on the PVC with a standard hitch pin. We pull it up and lay on the ground with cap on. Measuring Device. We have a flow meter that is better attached to a permanent pump. The irrigation at this point is simply taking buckets to fruit trees and garden spots. We also utilize a fountain pump to pump water through a hose to sprinkle the grasses. Once we develop a sprinkler system we can attach the flow meter permanently. We moved into the completed house in June, 2022. During 2023 we hydroseeded the disturbed areas and ~~was~~ put on the list to develop a sprinkling system but the landscaper could not fit us in. We determined the simplicity of our method was just as beneficial and did not require more trenching so for the foreseeable future we will hold off installing the sprinkler system.

I've attached pictures to show the land during development and how it's been restored by having water availability. I was able to find a very early picture showing the two pipes (one for flow in and one for flow out) to show the small area of storage. The other pictures show the result of using the water as the hillside and construction site have greened up.

Attachment to Permit to Appropriate Water

65-23704

AMENDED

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.

04E



Point of Diversion



Place Of Use Boundary



Townships

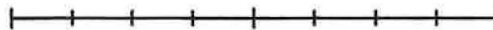


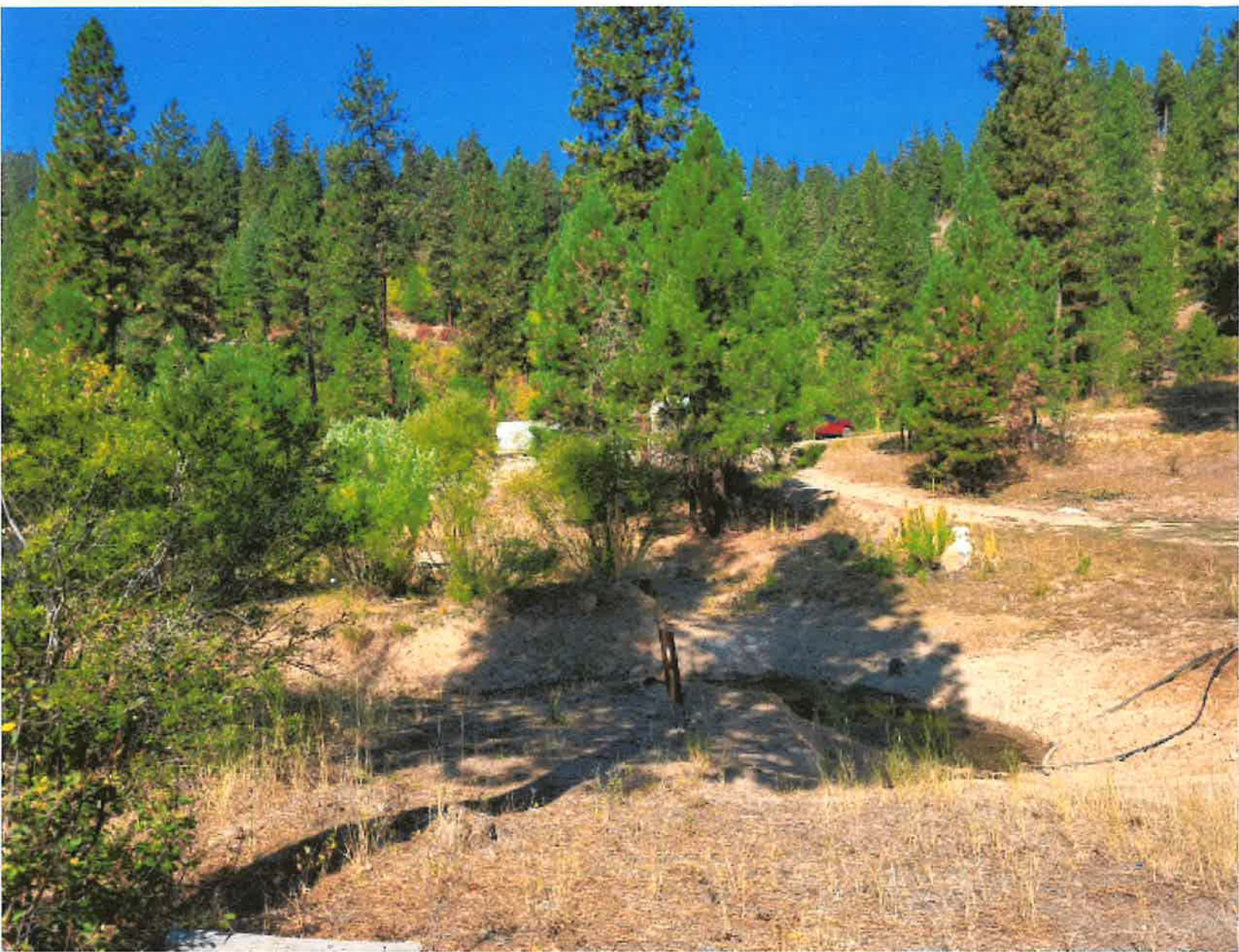
PLS Sections



Quarter Quarters

0 0.035 0.07 0.14 Miles







pit



house





State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 65-23704

Priority: June 14, 2017

Maximum Diversion Rate: 0.03 CFS

This is to certify, that GEROLD DENNETT And
GREG SIMIONE
284 VILLAGE CIRCLE
GARDEN VALLEY ID 83622

has applied for a permit to appropriate water from:

Source: UNNAMED STREAM**Tributary:** MIDDLE FORK PAYETTE RIVER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 10/31	0.03 CFS

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM NE ¼ NE ¼ Sec. 22, Twp 10N, Rge 04E, B.M. BOISE County

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	
10N	04E	22	0.5			0.5													1.0

Total Acres: 1.0

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **February 01, 2024**.
2. Subject to all prior water rights.
3. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
4. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.
5. Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide the watermaster suitable control of the diversion.
6. 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.

State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 65-23704

7. The right holder shall contact the watermaster by June 15 each year for authorization to continue diverting and using water. The right holder shall not divert water after June 15 each year unless the watermaster authorizes continued diversion and use of water under this water right. When the watermaster informs the right holder that water is not available to fill this right, the right holder shall cease diversion, shall rent water from the Payette River Rental Pool, or shall otherwise mitigate for the depletion of water caused by this water use. The department may amend the contact date listed in this administrative provision to more closely coincide with the date when water is not available to fill this water right.
8. The single point of diversion authorized for Permit No. 65-23704 shall be located downstream of the point of diversion for water right no. 65-10861 in the NE1/4NE1/4 of Section 22, Township 10 North, Range 4 East, Boise Meridian. The diversion, delivery, and use of water right no. 65-23704 shall not interfere with the diversion, delivery, and use of water under senior water right no. 65-10861.
9. A separate stream alteration permit from the Department is required for any activity in the stream channel other than construction and/or maintenance of the diversion structure. If the proposed construction or operation involves construction of an outfall or any other work in the stream channel other than a water diversion, the right holder shall contact the Department and obtain a stream channel alteration permit prior to the start of construction.
10. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
11. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.

Signed this 6th day of February, 2019.



Nick Miller

Manager, IDWR Western Region

State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

65-23704

AMENDED

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.

04E



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

0 0.035 0.07 0.14 Miles



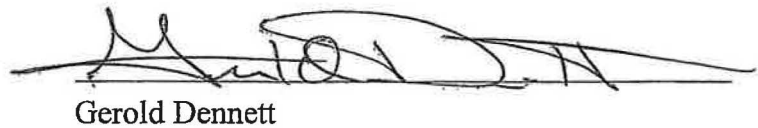
1. Permit No. 65-23704 shall provide for a maximum of 1 acre of irrigation and a total quantity of no more than 0.03 cfs.
2. The right holder shall contact the watermaster by June 15 each year for authorization to continue diverting and using water. The right holder shall not divert water after June 15 each year under this right unless the watermaster authorizes in writing, based on water availability in the source, continued diversion and use of water during the current irrigation season for a limited period of additional time after such date.
3. Permit No. 65-23704's single point of diversion shall be downstream of Protestants' water right no. 65-10861's box and diversion works in the NE1/4NE1/4 of Section 22, Township 10 North, Range 4 East, Boise Meridian. The diversion, delivery and use of water right no. 65-23704 shall not interfere with the diversion, delivery and use of water under senior water right no. 65-10861.
4. No construction shall be undertaken in connection with this right to divert water that will remove or alter the banks of the stream without prior written approvals, as required by law.

When this Agreement has been fully executed by the Protestants and the Applicants, and approved by the Idaho Department of Water Resources, and a permit decision consistent with the terms of this Agreement is issued by the Idaho Department of Water Resources and becomes final after the passage of all applicable periods of appeal, Protestants will withdraw their protest of Application for Permit No. 65-23704.

Dated this 15th day of October, 2018.


Greg Simone

Dated this 15th day of October, 2018


Gerold Dennett

Dated this 22 day of October, 2018.


Merl Casey

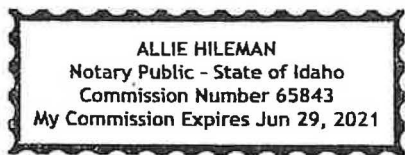
Dated this 32 day of October, 2018.


Carol Casey

STATE OF Idaho)
) ss.
County of Boise)

On this 15th day of October, 2018, before me, Allie Hileman, a Notary Public in and for said state, personally appeared Greg Simione, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

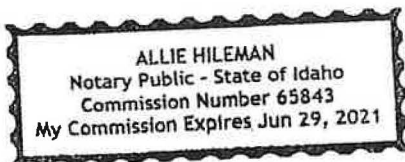


Allie Hileman
Notary Public for Idaho
Residing at Garden Valley, ID
My commission expires 6/29/21

STATE OF Idaho)
) ss.
County of Boise)

On this 15th day of October, 2018, before me, Allie Hileman, a Notary Public in and for said state, personally appeared Gerold Dennett, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Allie Hileman
Notary Public for Idaho
Residing at Garden Valley, ID
My commission expires 6/29/21

STATE OF IDAHO)
) ss.
County of Boise)

On this 22 day of October, 2018, before me, Rachel Dale, a Notary Public in and for said state, personally appeared Merl Casey, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Rachel Dale
Notary Public for Idaho
Residing at Horse shoe Bend ID
My commission expires 8/11/22

STATE OF IDAHO)
) ss.
County of Boise)

On this 22 day of October, 2018, before me, Rachel Dale, a Notary Public in and for said state, personally appeared Carol Casey, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Rachel Dale
Notary Public for Idaho
Residing at Horseshoe Bend ID
My commission expires 8/11/22