

RECEIVED

DEC 23 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 \$ 50.00

Receipt No. C119691

Received By BM

Date Received 12-23-24

50.00
C119691
KM
1/23/25

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. 57-12009 Name of Permit Holder(s) DAVID Williams
Telephone No. 208-989-3583 Email dssm@frontier.com
Mailing Address 3677 MARKET Rd City Homedale State ID Zip 83628
- Source of Water Spring 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) ____ Irrigation (No. acres) ____ Stockwater (No. and stock type) 1000 Dairy Cows
Other ____
- Total diversion rate or volume (storage only) for which proof is submitted 0.65 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.
- Describe the diversion and delivery system from the water source to the use (pump, lift, irrigation method, etc.)
Lift pump, Pressure pump
- 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 ☐ 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: DAVID Williams Telephone No. 208-989-3583 Email dssm@frontier.com
Mailing Address 3677 MARKET Rd City Homedale State ID Zip 83628

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.

SIGNATURE OF PERMIT HOLDER*

PRINTED NAME AND TITLE

DATE

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

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF PERMIT NO. 57-12009)	PRELIMINARY ORDER
IN THE NAME OF DAVID WILLIAMS)	REINSTATING A PERMIT
_____)	

This matter having come before the Idaho Department of Water Resources (“Department”), the Department finds, concludes and orders as follows:

FINDINGS OF FACT

1. On January 13, 2020, the Department issued Permit No. 57-12009 (“Permit”) in the name of David Williams (“Permit Holder”) authorizing the diversion of 0.65 cubic feet per second from a spring for stockwater use in the NW¼NE¼ and NE¼NW¼ of Section 22, Township 03 North, Range 05 West, B.M., Owyhee County. A condition of permit approval required the Permit Holder to submit proof of beneficial use of water to the Department on or before January 1, 2025.
2. On October 31, 2024, the Department notified the Permit Holder by certified mail that proof of beneficial use was due and instructed the Permit Holder of the steps to be taken to submit a Statement of Completion for Submitting Proof of Beneficial Use (“Proof”), or a Request for Extension of Time (“Extension Request”).
3. On December 23, 2024, the Department received a Proof and examination fee of \$50.00. The Permit Holder listed the total diversion rate for which proof is submitted as 0.65 cfs. The full fee for 0.65 cfs is \$100.
4. On January 1, 2025, the Permit lapsed because the Department had not received an acceptable Proof or Extension Request.
5. On January 23, 2025, the Department received the remaining required fee of \$50.00 from the Permit Holder.

CONCLUSIONS OF LAW

Idaho Code § 42-218a(1) states, in relevant part:

A permit upon which the proof of beneficial use..., has not been submitted, or a request for extension of time has not been received on or before the date set for such proof or incremental statement, shall lapse and be of no further force nor effect... . Notice of said lapsing shall be sent by the department to the permit holder at the address of record by regular mail.

SCANNED

MAR 18 2025

Idaho Code § 42-218a(2) states, in relevant part:

Within sixty (60) days after such notice of lapsing the department may, upon a showing of reasonable cause, reinstate the permit with the priority date advanced a time equal to the number of days that said showing is subsequent to the date set for proof.

By submitting an acceptable Proof, the Permit Holder has shown reasonable cause why the Permit should be reinstated. The Permit should be reinstated based upon the January 23, 2025 filing date.

ORDER

IT IS HEREBY ORDERED that Permit No. 57-12009 is **REINSTATED** and the Permit's priority date is advanced to September 18, 2019.

DATED this 17th day of March, 2025.



Phill Hummer, Manager
Water Rights Section



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 08, 2025

DAVID WILLIAMS
3677 MARKET RD
HOMEDALE ID 83628-3692

PROOF DEFICIENCY LETTER

RE: Permit No. 57-12009

Dear Permit Holder(s):

The Department received the proof of beneficial use (proof) form you submitted for the above referenced permit.

I am returning the form to you because information provided on the application is not sufficient or incomplete OR requesting additional information in order to complete processing. Please address the following items on the form:

A \$50.00 license examination fee was also submitted with the proof form. This permit authorizes a diversion rate of 0.65 cfs (cubic feet per second) and was stated the same on the form requiring a license examination fee of \$100.00. Please submit the remaining \$50.00 of the required fee when resubmitting the form.

Please resubmit the completed form and any additional fees requested within 10 days to avoid the possibility of your permit lapsing. If you have any questions concerning this matter, please contact me at (208) 287-4945.

Sincerely,

Julie Adams
Technical Records Specialist

Enclosure(s)

Julianna Adams

From: Julianna Adams
Sent: Wednesday, January 8, 2025 2:43 PM
To: dssm@frontier.com
Subject: Water Right Permit 57-12009 Deficiency

Dear Permit Holder(s):

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IDAHO DEPARTMENT OF
WATER RESOURCES

Julie Adams | Technical Records Specialist I

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

(208) 287-4945 | www.idwr.idaho.gov

Julianna Adams

From: Julianna Adams
Sent: Thursday, January 16, 2025 9:08 AM
To: dssm@frontier.com
Subject: RE: Water Right Permit 57-12009 Deficiency

Hello Dave

As per our call this morning, you can mail a check for \$50.00 to the below address. Please submit the required fee as soon as possible as the priority date of your permit advances every day the fee is not received.

STATE OFFICE

322 E FRONT ST STE 648
PO BOX 83720
BOISE ID 83720-0098

Thank you,

 IDAHO DEPARTMENT OF
WATER RESOURCES
Julie Adams | Technical Records Specialist I
322 E Front St, PO Box 83720, Boise, ID 83720
(208) 287-4945 | www.idwr.idaho.gov

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