

SEP 15 2006

08/18/2006

DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: September 22, 2006

Water right number: 79-7022

ZELDA GORDON
PO BOX 42
WHITE BIRD ID 83554
Telephone Number: (208)839-2352

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 27 Aug 06

SIGNATURE:

Zelda Gordon

Please print your name:

ZELDA GORDON

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, (208) 287-4800

I, Zelda Gordon wishes not to make any changes - my water right has been in effect so many year - I have no need to make changes - everything about it is still working. This year I was 83 - so you probably know us old people don't need changes. It would be impossible for me to make a change. It has always been a pleasure to me to be given the water right - Thank you so very much.

Sincerely,
Zelda (Ellen) Gordon

08/27/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 79-7022

NAME AND ADDRESS: ZELDA GORDON
PO BOX 42
WHITE BIRD ID 83554

SOURCE: WHITE BIRD CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.010 CFS
0.800 AFY

PRIORITY DATE: 05/20/1973

POINT OF DIVERSION:

T28N R01E S14 SWSW Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.010 CFS 0.80 AFY

PLACE OF USE: IRRIGATION Within IDAHO County

T28N R01E S14 SWSW 0.2

0.2 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

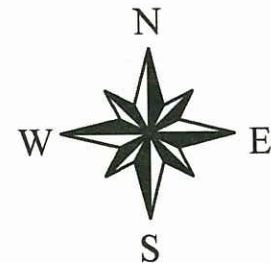
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

79-7022



T28N R01E
Section(s) 14

● Point of Diversion
□ Place of Use



Map prepared by: Greg Taylor
Date Prepared: August 27, 2004
Photography: 1992 DOQQ
Idaho Department of Water Resources

0 600 1200 1800 2400 Feet

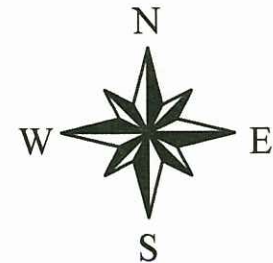


79-7022



T28N R01E
Section(s) 14

● Point of Diversion
□ Place of Use



Map prepared by: Greg Taylor
Date Prepared: August 27, 2004
Photography: 1992 DOQQ
Idaho Department of Water Resources

0 600 1200 1800 2400 Feet



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A79-07022**
Date Received: 7/ 1/1988
Receipt No: W000885
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: ZELDA GORDON 208-839-2352
Address: PO BOX 42
WHITEBIRD ID 83554

2. Date of Priority: APR 1, 1963

3. Source: WHITEBIRD CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township Range Section 1/4 of 1/4 of 1/4 Lot County
28N 01E 14 SW SW NE IDAHO

5. Description of diverting works:
PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.110		0.80

7. Total Quantity Appropriated is:
0.080 C.F.S. (and/or) 0.80 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

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10. Place of Use:

AUG 08 1994

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
28N	01E	14	NE	SW		IRR	1.0

Section Acres 1.0

Total Acres 1.0

11. Place of use in counties: IDAHO

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

AC. IRR.=.2. THE DIFFERENCE IN PRIORITY FROM THE LICENSE IS
EXPLAINED IN CLAIMANTS LETTER DATED 8/18/88.
OWNERSHIP CHANGED BY KW 1/5/1994.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

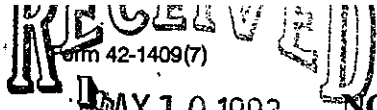
Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
AUG 08 1994



form 42-1409(7)

MAY 10 1993

Department of Water Resources
Western Regional OfficeNEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIPPlease print or type
(see instructions on back of page)address - Same
Box #2
White Bird, Idaho
83554Ident #: A 79-07022
Civil case #: 39576
Receipt #: W000885LEGAL DESCRIPTION OF PROPERTY: Township 28N Range 01E
Section 14, SW 1/4 of SW 1/4 of NE 1/4, Govt. Lot _____, BM.

Lot _____, Block _____, Subdivision/Townsite _____

If you have additional legal descriptions, please attach separate sheet.

-Idaho County

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: _____
- ☐ Name and Address of Former
Owner/Claimant(s)(Seller): _____
- ☐ New Owner/Claimant
(Purchaser): _____
- ☐ New Mailing Address: _____
- ☐ New Telephone Number: (208) 839-2352 - Same as always

- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

It is actually the same ownership. I am (was)
the wife of Wayne Ellen - I still live at the home place - Wayne is
now deceased (7 Sept 1989) I am now Mrs. Robert Gordon or
- Zelda (Ellen) Gordon.

- ☐ Attach proof of
ownership, describe
proof attached: All property was willed to me if Wayne should die first.
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.) It is my only home

- ☐ Signature of New
Owner/Claimant(s) Zelda (Ellen) Gordon Date May 7, 1993
- ☐ Signature of Former
Owner/Claimant(s) Mrs. Wayne Ellen now Date May 7, 1993
Mrs. Robert (Ellen) Gordon Date _____

(Signature of former claimant(s) is not required if proof of
ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 1/5/94 By: KW

Claim Numbers of Split, if any:

MICROFILMED

AUG 08 1994

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

POOR ORIGINAL

7-25-73
White Bird, Idaho

Received
Bureau of Water
State House
Boise, Idaho
50 1973
Department of Water Resources

Dear Sirs:
We wish to apply for a
water right to pump
water for irrigation from
the White Bird Creek - at
White Bird, Idaho

from the following place:
Thence by W. Wayne Eller.
Thence by W. Wayne Eller.
79 7022 White Bird, Idaho

as
shown

from
file
Record (79-7022) kw

1/5/74

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A79-07022
Date Received: 7/01/1988
Receipt No: W000885
Received By: DE SA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WAYNE ELLER 208-839-2352
Address: BOX 42
WHITEBIRD, ID 83554

2. Date of Priority: APR 01, 1963

3. Source: WHITEBIRD CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
28N	01E	14	SW	SW	NE		IDAHO

5. Description of diverting works:
PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.110		0.80

7. Total Quantity Appropriated is:
0.080 C.F.S. (and/or) 0.80 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
28N	01E	14	NE	SW		IRR	1.0

Section Acres 1.0

Total Acres 1.0

A79-07022

Page 1

Date: 10/04/88

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OCT 06 1992

11. Place of use in counties: IDAHO

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

AC. IRR.=.2. THE DIFFERENCE IN PRIORITY FROM THE LICENSE IS
EXPLAINED IN CLAIMANTS LETTER DATED 8/18/88.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMCIVIL CASE NUMBER: 39576
Ident. Number 779-07022
Date Received
Receipt Number 2000885NOTICE OF CLAIM
TO A
WATER RIGHTDepartment of Water Resources
Western Regional OfficeACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) WAYNE ELLER Phone (208) 837-2352
Mailing Address WHITE BIRD IDAHO BOX 42 Zip 83554
2. Date of Priority (Only one (1) per claim) APRIL 1st to OCTOBER 31st 1963-67-78
3. Source of water supply (a) WHITE BIRD CREEK
which is tributary to (b) SALMON RIVER
4. Location of point of diversion is: Township 28 N Range 1 E
Section 14, SW 1/4 of SW 1/4 of NE 1/4, Govt. Lot _____, B.M.,
County of IDAHO
Additional points of diversion if any: none
5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. PUMP LOCATED AT SAID
LOCATION + PUMPING .11 CFS. FOR IRRIGATION
PURPOSES ONLY 1 1/2 HP 1 1/4 Suction 1 1/4 OUTLET
6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)
(Both dates are inclusive) (cfs)
For IRRIGATION purposes from APR-1st to OCT 31st amount .11
For _____ purposes from _____ to _____ amount _____
7. Total quantity claimed 0.8 (cfs)
8. Total consumptive use claimed is de minimus
9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of livestock) _____

MICROFILMED
Copies: White-State, Yellow-Claimant

OCT 06 1992

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
28N	1E	14											D					

11. In which county (ies) are lands listed above as place of use located? IDAHO

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (☒)

14. Remarks: _____

15. Basis of Claim (check one) Beneficial Use ☐ Posted Notice ☐ License ☐ Permit 79-7022
Decree ☐

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ☐ do not ☒
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) Wayne Eller Date June 27 88
Date _____

For Organizations: I do solemnly swear or affirm that I am _____

_____ Title
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or IDAHO)
County of Idaho) SS.

Subscribed and sworn (or affirmed) before me this 27th day of June 19 88

SEAL

Notary Public Paula Cora Rangen

Residing at Grangeville

Last Name ELLER Ident No. _____

My Commission Expires 9-30-1991

MICROFILMED

Copies White-State, Yellow-Claimant

OCT 06 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 5, 1994

RE: Notice of Claim No. A79-07022

Zelda Gordon
P.O. Box 42
Whitebird, ID 83554

Dear Mrs. Gordon:

Enclosed is a copy of the above referenced claim which reflects the change in name you requested on the Notice of Change of Water Right Ownership received in our office on May 10, 1993.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker".

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k
Enclosure

MICROFILMED

AUG 08 1994

Jan Shurte
Water Right Supervisor

RECEIVED
AUG 13 1983

Dear Jan:

We are in Alaska for the summer and do not have access to my records at home. I started filing I believe in about 1963 & started using it immediately, it could have been 1967, but a few years later I received a Permit No. 79-7022-(5-9-1973) I had been using it several years prior to 1971.

You should have those dates on record for this claim. The one I filed recently is the same as my first filing. I didn't understand the priority date but am entering it in the #2 as 1963-67-3/8000. (hope this is OK)

The representative in Grangeville told me to file under the old No. Permit - 79-7022. Will be back home last of Sept.

Hope this is all OK. My old records should show all of this, as the are same.

MICROFILMED
OCT 16 1992

Sincerely
Wayne Eller



State of Idaho
 DEPARTMENT OF WATER RESOURCES
 WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
 Governor

July 26, 1988

R. KEITH HIGGINSON
 Director

Wayne Eller
 Box 42
 Whitebird, ID 83554

Dear Mr. Eller:

We are returning your Notice of Claim along with check #2815 for \$25.00.

The \$25.00 fee and short claim form can only be filed for single family domestic uses which includes up to 1/2 acre of irrigation. Your claim does not specify how many acres are being irrigated nor the priority date of first use.

If your irrigation is more than 1/2, acre the enclosed long claim form must be completed. The fee for the long claim form is a \$50 fee plus \$1 per acre of irrigation. If the irrigation is 1/2 acre or less the short claim form can be filed showing the acreage under Item No. 10, and then returned to our office. Item No. 2 is the date the water was first used for domestic or irrigation purposes. If this surface water source was used prior to May 20, 1971, a Notice of Claim is the correct filing. Any uses developed after the above date are required to file an application for permit. A Notice of Claim can only be filed on uses which began prior to May 20, 1971. Enclosed is an application for permit and instructions for your review.

If the use was begun prior to May 20, 1971, put the priority date in under Item No. 2 and return the claim form. Since your claim and check were here prior to the July 27, 1988, deadline, no late fee will be charged if your claim is returned within 30 days.

Please feel free to contact this office if you have any questions concerning this letter.

Sincerely,

Jan Shurte (signed by S. Lane)

Jan Shurte
 Water Rights Supervisor
 Adjudication Section

JS:sl
 Enclosures

MICROFILMED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number _____

Date Received _____

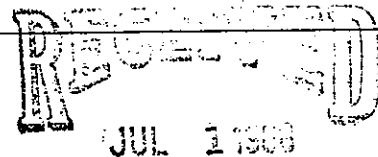
Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25



Department of Water Resources
Western Regional Office

Please type or print clearly

- Name of Claimant (s) WAYNE ELLER Phone (208) 837-2352
Mailing Address WHITE BIRD IDAHO BOX 42 Zip 83554
- Date of Priority (Only one (1) per claim) APRIL 1st to OCTOBER 31st
- Source of water supply (a) WHITE BIRD CREEK
which is tributary to (b) SALMON RIVER
- Location of point of diversion is: Township 28 N Range 1 E
Section 14, SW 1/4 of SW 1/4 of NE 1/4, Govt. Lot _____, B.M.,
County of IDAHO
Additional points of diversion if any: none
- Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. PUMP LOCATED AT SAID
LOCATION + PUMPING .11 CFS. FOR IRRIGATION
PURPOSES ONLY 1 1/2 HP 1 1/4 Suction 1 1/4 OUTLET
- Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)
(Both dates are inclusive)
For IRRIGATION purposes from APR-1st to OCT 31st amount .11 (cfs)
For _____ purposes from _____ to _____ amount _____
- Total quantity claimed 0.8 (cfs)
- Total consumptive use claimed is de minimus
- Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of livestock) _____

MICROFILMED

OCT 6 1988
Copies: White State & Flow-Claimant

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
28N	1E	14											D					

11. In which county (ies) are lands listed above as place of use located? IDAHO

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None ☒

14. Remarks: _____

15. Basis of Claim (check one) Beneficial Use ☐ Posted Notice ☐ License ☐ Permit 79-7022
Decree ☐

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ☒ do not ☐
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) Wayne Eller Date June 27-88

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or IDAHO)
County of Idaho) SS.

Subscribed and sworn (or affirmed) before me this 27th day of June 19 88

SEAL

Notary Public Doreen Con Rangen

Residing at Grangeville

My Commission Expires 9-30-91

Last Name ELLER Ident No. _____

MICROFILMED

9-30-91
001 06 1992
Copies White-Stamp Yellow-Claimant

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 79-7022 Priority May 20, 1973 Amount 0.01 cfs
(Late Proof)

THIS IS TO CERTIFY, that Wayne Eller
of Whitebird, Idaho, has complied with the terms and conditions of Permit
No. 79-7022 issued pursuant to Application for Permit dated May 9, 1973,
and has submitted proof to the Department of Water Resources on June 12, 1978,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.11 cfs of water from Whitebird Creek,
tributary to Salmon River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	<u>from March 15 to November 15</u>	<u>0.01 cfs</u>	<u>and 0.8 acre feet</u>
	<u>from</u>	<u>0.01 cfs</u>	<u>and</u>
	<u>from</u>	<u>0.01 cfs</u>	<u>and</u>

Subject, however, to the condition that no more than 0.01 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
0.8 acre feet per year, said waters to be diverted within the NE 1/4 SW 1/4 Section 24,
Twp 28N, Rge 1E in the County of Idaho

Description and location of place of use:

Twp.	Range	Section	NE 1/4	NW 1/4	SW 1/4	SE 1/4	Totals
28N	1E	14					.2

Total number of acres irrigated .2

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19TH day of
MAY, 19 84.

Acting for the Director

Norman C. Young

RECORDED

OK ✓