

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
~~Original Permit~~	~~78-7243~~	~~Wicks, Wayne~~ ~~Wicks, Ted~~	~~0.08~~
Partial Assignment	78-7243A	Wicks, Ted Wicks, Peggy	0.04
~~Partial Assignment~~	~~78-7243B~~	~~Wicks, Wayne~~ ~~Wicks, Peggy~~	~~0.04~~
Full Assignment	78-07243B	Green, Bernard	0.04

SCANNED
DEC 22 2003

MICROFILMED

OCT 11 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07243B

Priority: May 25, 1983

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that BERNARD GREEN
5607 PINES RD

NEW MEADOWS ID 83654 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated May 25, 1983; and
has submitted Proof of Beneficial Use on August 29, 1988. An examination indicates
that the works have a diversion capacity of 0.040 cfs of water from:

SPRING

tributary to LITTLE SALMON RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 32, Township 24N, Range 01E
IDAHO County

PLACE OF USE: DOMESTIC

TWN RGE SEC

24N 01E 33

NWNW

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Rights 78-07243A, 78-07243B and 78-07375 when combined shall not exceed a total diversion rate of 0.04 cfs.
6. Rights 78-07243A and 78-07375 are also diverted through the point(s) of diversion described above.
7. The spring source rises in an intermittent stream known locally as Alum Creek and shown on USGS maps as Alum Gulch.
8. Domestic use is for 1 home.

MICROFILMED

FEB 13 1998

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07243B

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 4th
day of FEBRUARY, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED
FEB 13 1998

Pd #25-
7-3-96
#W021151
By: VR

RECEIVED

State of Idaho
DEPARTMENT OF WATER RESOURCES

JUL 03 1996

WATER RESOURCES
WESTERN REGION

ASSIGNMENT OF APPLICATION FOR PERMIT

To change the ownership of an application for permit

I, Leslie Walker-Cresap, hereby assign to Bernard Green,
(Applicant)
of 5607 Pines Rd. New Meadows ID 83654
(Full Address)

All my right, title, and interest in and to Application for Permit
No. 78-07243B to appropriate the public waters of the State of Idaho.

RECEIVED

OR (for partial assignments)

JUL 08 1996

The following described portion of my right, title, and interest in and to
Application for Permit No. _____ to appropriate the public waters of the
State of Idaho.

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
point of diversion location, and the amount of water in cubic feet per second.

Made this _____ day of _____, 19____.

Leslie Cresap
Applicant(s)

State of Idaho)
County of Valley)
ss

On this 2nd day of July, 1996, personally appeared before me the
signer of the above instrument, duly acknowledged to me that he/she/they executed the same.

Tracey M. Stewart
Notary Public

SEAL

My commission expires: 8/9/99

Signature

OCT 11 1996

RECEIVED

Form 217
03/86

AUG 29 1988

no \$ encl *JD*
Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Reviewed by *JD*
Sent to region *2*

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 78-7243 B

Name(s) of Permit Holder: ~~WAYNE & Ted WICKS~~ - WAYNE & LESLIE WICKS

Post Office Address: Box 158 Riggins, Idaho 83549 -

Telephone No. 628-3984

Source of Water: Alum Creek -

Extent of Use:

Domestic 1 (number of households) Stockwater _____ (number and type of stock)

Irrigation _____ (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted .04 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: _____

Measuring Device: Required? Yes ✓ No
Installed? Yes ✓ No
Fee enclosed \$ 0 -
(See License Examination Fee Schedule)

Flow Measurement Port: Required? Yes ✓ No
Installed? Yes ✓ No

Person to contact to accompany the Department representative during the field examination:

Peggy or Leslie Wicks 628-3521 or 628-3984
(Name) (Telephone Number)

Box 158 Riggins, Idaho 83549
(Address)

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

NOT RECORDED

DEC 16 1988

Date

Wayne A. Wicks

Signature of Permit Holder (and title, if appropriate)

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07243A

Priority: May 30, 1983

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that TED WICKS
PEGGY WICKS

PO BOX 487

RIGGINS ID 83549

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 25, 1983; and has submitted Proof of Beneficial Use on September 6, 1988. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from:

SPRING

tributary to ALUM CREEK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 32, Township 24N, Range 01E
IDAHO County

PLACE OF USE: DOMESTIC

TWN RGE SEC

24N 01E 33

NWNW

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 1 home.

OCT 11 1996

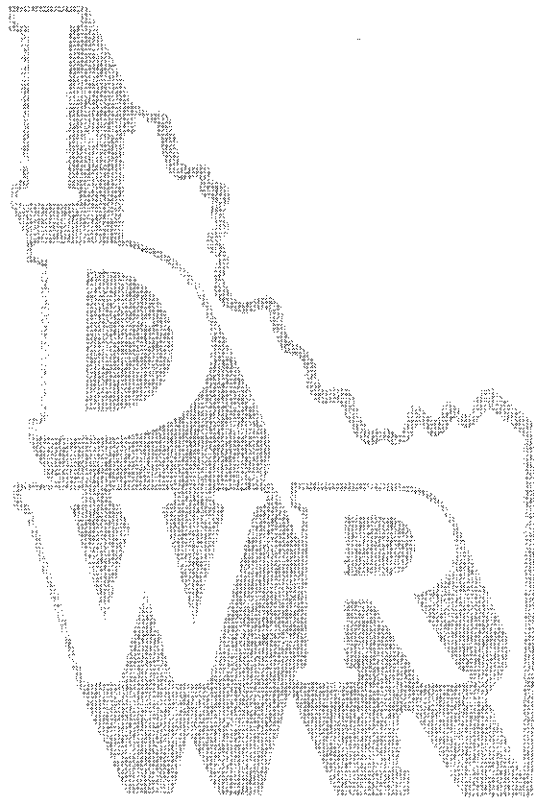
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07243A

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 8TH
day of NOVEMBER, 1995.

Acting for  KARL J. DREHER, Director



OCT 11 1996

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 78-7243A IN THE)
NAME OF TED AND PEGGY WICKS) ORDER OF REINSTATEMENT
_____)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before September 1, 1988; and,

WHEREAS, the Department has notified the permit holders by certified mail that proof was due and instructed the permit holders as to the steps to be taken to make said proof; and,

WHEREAS, on September 1, 1988 the permit lapsed for failure of the permit holders to submit proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of lapsing; and,

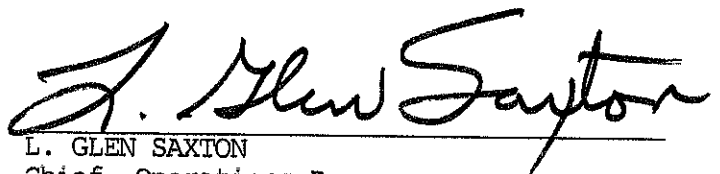
WHEREAS, the permit holders have provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on September 6, 1988;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 78-7243A be REINSTATED and the priority advanced to May 30, 1983.

Dated this 18th day of November, 1988.

MICROFILMED

DEC 16 1988


L. GLEN SAXTON
Chief, Operations Bureau

Form 217
03/86

RECEIVED

SEP 06 1988

no \$ encl *JS*
Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Reviewed by *JS*
Sent to region _____

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 78-7243 A
Name(s) of Permit Holder: Ted and/or Peggy Wicks
Post Office Address: Box 487 Riggins Idaho 83549
Telephone No. (208) 628-3521

Source of Water: Spring

Extent of Use:

Domestic 1 (number of households) Stockwater _____ (number and type of stock)
Irrigation _____ (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 0.04 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: _____

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☐ No

Fee enclosed \$ -0-
(See License Examination Fee Schedule)

Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☐ No

Person to contact to accompany the Department representative during the field examination:

Peggy S. Wicks
(Name)

628-3521
(Telephone Number)

Box 487 Riggins Id. 83549
(Address)

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MICROFILMED

DEC 16 1988

8/31/88
Date

Ted R. Wicks
Signature of Permit Holder (and title, if appropriate)

State of Idaho
Department of Water Resources

RECEIVED

SEP 06 1988

ASSIGNMENT OF PERMIT

WE, I, Wayne &/or Ted Wicks, hereby assign to Ted and/or Peggy Wicks Department of Water Resources

of P. O. Box 487, Riggins, ID 83549

Address

CHECK ONE



All my right, title, and interest in and to Permit No. _____
to appropriate the public waters of the State of Idaho.



The following described portion of my right, title, and interest in and to Permit
No. 78-7243 to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

0.04 cfs for one domestic use

Made this 31st day of August, 19 88.

Ted R. Wicks
Permit Holder

Peggy Wicks
Spouse of Permit Holder

State of Idaho)
County of Idaho) ss.

On this 31st day of August, 19 88, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that they (~~she~~) (they) executed the same.

seal

Gary E. Hodges
Notary Public residing at

Riggins Idaho

MICROFILMED

DEC 16 1988

My commission expires:
Jan. 11, 1994

State of Idaho
Department of Water Resources

RECEIVED
AUG 29 1988

ASSIGNMENT OF PERMIT

Department of Water Resources

We X, Wayne &/or Ted Wicks, hereby assign to Leslie &/or Wayne Wicks
of P. O. Box 158, Riggins, ID 83549
Address

CHECK ONE

☐ All my right, title, and interest in and to Permit No. _____
to appropriate the public waters of the State of Idaho.

☒ The following described portion of my right, title, and interest in and to Permit
No. 78-7243 to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

0.04 cfs for domestic for one home

Made this 25 day of August, 19 88.

Wayne A. Wicks
Permit Holder

Leslie Wicks
Spouse of Permit Holder

State of Idaho)
County of Idaho) ss.

On this 25 day of August, 19 88, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Clay Travis
Notary Public residing at Riggins Id

My commission expires: 10-10-88

MICROFILMED

DEC 16 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Wayne & Ted Wicks Phone 628-3984
Post office address Box 158 Riggins, Idaho 83549
2. Source of water supply Alum Creek which is a tributary of Little Salmon River
3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32 Township 24N
Range 1E B.M. Idaho County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .08 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .08 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 50 gallon drum in creek
with pipeline to storage tank then to place of use

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 5 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 33 Township 24N
Range 1E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 2

(5) If water is to be used for other purposes describe: _____

APPROVED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

[illegible]

Total number of acres to be irrigated

c. Describe any other water rights used for the same purposes as described above. *None*

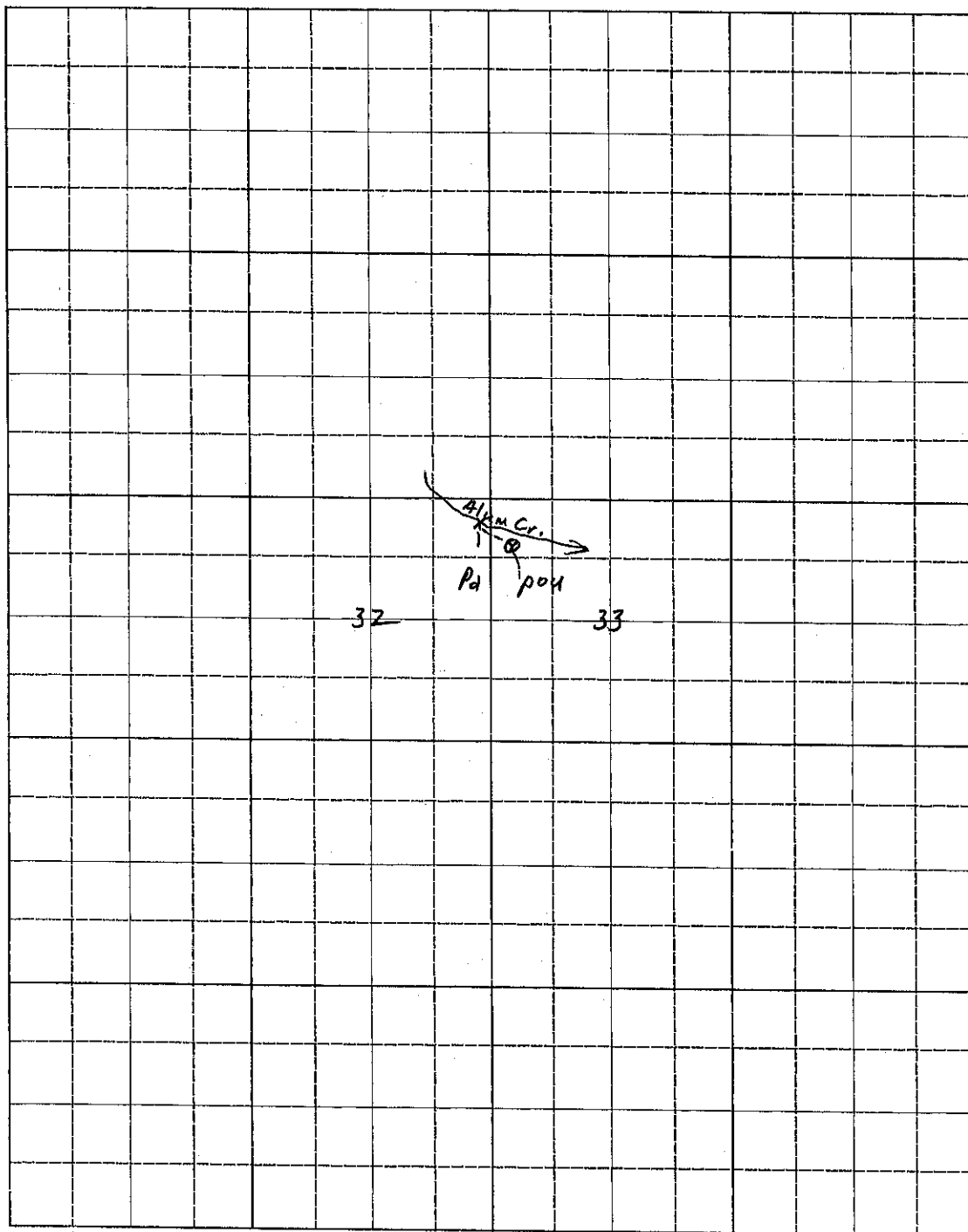
9. a. Who owns the property at the point of diversion Delbert Wicks

b. Who owns the land to be irrigated or place of use Applicants

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Delbert Wicks is the Father of the applicants and has provided easements

10. Remarks _____

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

x Wayne A. Wickes
(Applicant)



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

February 5, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BERNARD GREEN
5607 PINES RD
NEW MEADOWS ID 83654

RE: WATER RIGHT NO. 78-07243B

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

MICROFILMED

FEB 13 1998

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

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FEB 13 1998

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

If you have any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script, reading "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

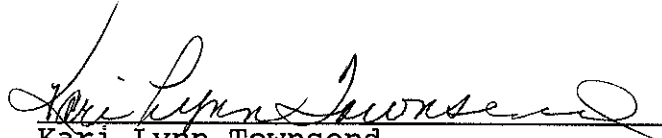
FEB 13 1998

CERTIFICATE OF MAILING

I hereby certify that on the **5th** day of **February, 1998**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 78-07243B

BERNARD GREEN
5607 PINES RD
NEW MEADOWS ID 83654


Kari Lynn Townsend
Secretary

MICROFILMED

FEB 13 1998

MEMORANDUM

TO: File 78-07375

FROM: Sharla

DATE: January 29, 1998

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 78-07375 are based on the following:

A. GENERAL INFORMATION

3. Source: spring tributary to Little Salmon River

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:
T24N, R1E, S32 - NENE

As indicated by the examiner, right 78-07243A uses the same pipeline and storage tank as this permit. In fact, the diversion system is the same. A license was issued for 7243A in 1995. Part B has been reviewed simultaneously with this right. All three use the same diversion system, with a capacity of 0.04 cfs. The two rights to be licensed will be conditioned to limit the combined rate of diversion under all three to 0.04 cfs.

The source shown by the examiner for 07243A/B is a spring which rises in Alum Creek. USGS topo maps do not have a source of Alum Creek. The diversion is within what is labeled as Alum Gulch. To be uniform, a source of spring will be listed on the two rights to be licensed and a remark will note that the spring rises in an intermittent stream which is locally known as Alum Creek and is shown on USGS maps as Alum Gulch.

To be uniform in the p/d description, the legal description for the p/d will remain as the NENE as originally filed and confirmed in the exam report for parts A & B of 07243. Using the lengths of pipe identified by the examiners, the point of diversion and place of use should both be in the NENE.

cc: 78-07243B

Examiner: Dan Tomich

Exam Date: September 17, 1997

MICROFILMED

FEB 13 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 78-07243B

DATE 1/29/98

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>assigned to Green</u>
SOURCE	<u>✓</u> <u>spring</u>	<u>—</u>	Is change clarification of originally intended source? <u>yes</u>
POINT OF DIV	<u>—</u>	<u>✓</u>	If not, prepare Notice of Intent to Void <u>—</u>
PLACE OF USE	<u>—</u>	<u>✓</u>	Amendment required <u>NO</u>

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U
Overlap file pulled & reviewed —

RATE OF DIV

Permitted Rate	<u>.04</u>	cfs	
Fee limit	<u>.04</u>	cfs	NO FEE REQ'D AT TIME OF B/LU FILING
Measured	<u>.01</u>	cfs	<u>02</u>
Theoretical	<u>—</u>	cfs	

Recommended Total Div Rate .04 cfs

ANNUAL VOLUME/ NATURE OF USES <u>—</u>	<u>✓</u>	Use <u>Dom</u>	cfs <u>.04</u>	Volume Calc <u>1.2</u>	af
					af
					af
					af
					af
		SUBTOTAL	<u>.04</u>	<u>1.2</u>	af

Flow rate .04 cfs X 36 days X 1.98 = 1.2 af
Total volume recommended — af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS W35 (7243A, 7375, .04 cfs) 1/home
36 " "
Spring source rises in an intermittent stream
Known locally as Alum Creek

CONDITIONS — Watermaster Control WD# — and shown on USGS maps as Alum Gulch
— GW Measurement/Measuring Device
— Overlap
— Use-specific conditions

Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed N/A
Adjustment Memo —

1st Amend Letter N/A
2nd Amend Letter N/A



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 24, 1996

Bernard Green
5607 Pines Road
New Meadow, ID 83654

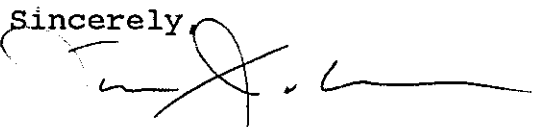
RE: Permit No. 78-07243B

Dear Permit Holder(s):

We acknowledge receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:ph

RECEIVED

OCT 11 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAY 20 1996
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 78-07243B

1. Owner: Wayne +/or Leslie Wicks Phone No. (208) 634-3176

Current Address: PO Box 395 McCall Id 83638

2. Accompanied by: Ted Wicks EXAM DATE: 8/4/94 4/29/96 re-examined

Address: PO Box 487 Riggs, Id 83549 Phone No. (208) 628-3468

Relationship to Permit Holder: brother

3. Source: spring tributary to Alum Creek

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 78-07243A, 78-07273

2. Other water rights with the same point of diversion: 78-07243A

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	NE	32	24N	1E	Idaho	County Assessor, exam, + USGS Topo.

2. Place(s) of Use:

Indicate Method of Determination County Assessor, exam, + USGS Topo.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
24N	1E	33						D/1											

OCT 11 1996

- Overlaps for P/D 7: 07243A are the same zone, 78-7273 is different; Overlaps for P/u are different land &/or other uses.

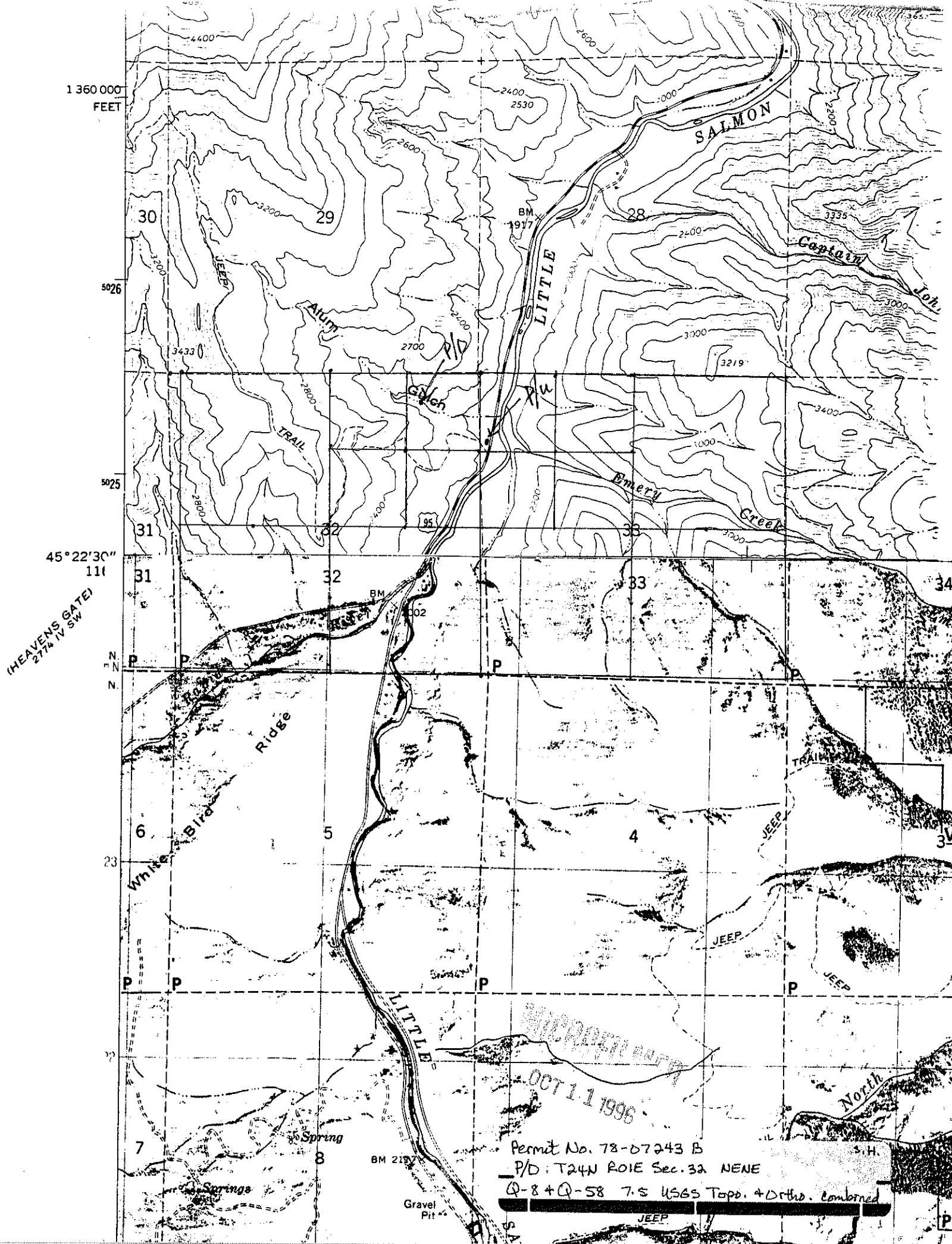
E. NARRATIVE/REMARKS/COMMENTS

- New owner is Leslie Wicks (father), Mr. Green (800) 537-7501. I sent^{5/31/96} an "Assignment of Application for Permit" form to Leslie for the name & address change.
- 6/14/94 Confirmed @ Idaho County Assessor's Office per telephone/Laura (208) 983-2742 that: Improvements to property in Ted Wicks, Wayne & Leslie Wicks name, % property owners Bernice Green (Leslie Wicks father) 5607 Pines Rd. New Meadows, Id. 83654-5037; overlaps sec. 32 & sec. 33; shows house on property built 1988; tax # 171, no lot #, block # or subdivision.
- No govt. lots were found.
- The shape & size of the section has some distortion due to splicing of 2 maps to form the section.
- The P/D is actually a no-named spring in the Alum Creek. The Alum Creek has not been flowing for approximately 8 years, any active flow in the creek itself would be from run-off. The spring is the only water source here, besides their domestic groundwater source. This system is their supplemental source for the mobile home, behind the house.
- Use is Domestic, internal & external (plants around mobile home, & a few trees).
- The system consists of a 5 gallon bucket with holes acting as a collection box, 160' of 1 1/4" ABS to a 300-500 gal. holding tank, 300' 1 1/4" ABS to the mobile home, w/holes & misc. sprinklers to water yard/plants, & for internal use. The overflow goes to 2 stockwater tanks (Property that P/D belongs to, & the stockwater tanks belong to Doug Baggan.)

Have conditions of permit approval been met? ☒ yes ☐ no

Baggan. Recommend .04 cfs as calculated on the Pipeflow Computation Spreadsheet, limiting the combined Domestic use of 78-7243A + B, not to exceed .04 cfs (the capacity of the system).

OCT 11 1996



1 360 000
FEET

5026

5025

45°22'30"
111

(HEAVENS GATE)
2774 IV SW

N
N
N

23

22

Permit No. 78-07243 B
P/D: T24N R01E Sec. 32 NENE
Q-8 + Q-58 7.5 USGS Topo. & Ortho. combined

① Permit: Domestic .08 11/1 - 12/31

② B/u fee: ~~0~~ 8/29/88 0 - 0.04 cfs

③ Max. Allowable:

D/I .04 cfs 1.2 Afa

④ Measurement:

total capacity of system providing water
for both 78-07243A + 78-07243B:

Pipeflow Computation Spreadsheet (see attachment)
= .04 cfs

RECEIVED
OCT 11 1996

Pipeflow Computation Spreadsheet (DRT 12/31/1992)

Data Entered By: Sandy Hemenway

08/14/95

Project: Flow Computation for Permit No. 78-07243A/78-07243B
Ted Wicks / Wayne Wicks

Given: See Data Table

Compute head losses with the Williams and Hazen Formula:

$$f = 0.2083 * (100 / \text{roughness})^{1.85} * ((\text{cfs} * 448.8)^{1.852} / \text{ID}^4.8655 * \text{Length} / 100)$$

To Find: Compute Rate of Flow

Data Table

Total Head: 200.00 feet

Pressure Req'd: 20.00 psi *domestic 20psi, since no gauge*

Available Head: 153.80 feet

Pipe Roughness: 140.00 Note: pvc = 150, smooth and straight pipe = 140
aluminum - joint length 20' = 125, joint length
30' = 130, joint length 40' = 132, joint length
50' = 134, new riveted steel = 100
old riveted steel = 100, old cast iron = 95,
old pipes in poor condition = 60 to 80

Inside Diameter in Inches	Equivalent Length in Feet	Unit Head Loss	Total Head Loss from Pipe Friction
1.00	660.00	153.63	
13.50	0.00	0.00	
11.50	0.00	0.00	
9.50	0.00	0.00	153.63

Rate of Flow: 0.040 CFS

Solution is obtained by entering an estimated rate of flow and adjusting until Total Head Loss approximates Available Head.

OCT 11 1996

78-07243B
4/29/96 re-examined

P/D: see 78-07243A (same source)



P/u:

300' of 1 1/4" ABS
"t's" off from
holding tank
shared by both
78-07243A & B,

P/u: Domestic -
for mobile home
internal use, &
external (plants
around mobile
home, & a few
trees

RECEIVED

OCT 11 1996

MEMORANDUM

DATE: December 4, 1995

TO: Steve Lester at Western Region

FROM: Shelley W. Keen *SWK*

RE: Examination for 78-07243B

=====

Permit 78-07243B was recommended to be voided based on a conversation with Ted Wicks, brother of Wayne Wicks, who is one of the permit holders. The other permit holder is Leslie Cresap, formerly Leslie Wicks. The permit holders are now divorced.

Wayne Wicks has not responded to a request for relinquishment of the permit. Leslie Cresap, however, told me that development occurred and that she would like IDWR to conduct a field inspection and issue a license. She told me that the right was developed on property now owned by her father, Bernie Green. She would like Mr. Green to be present at the field inspection. Mr. Green's phone number is 1-208-537-7501.

I am returning the recommendation to void 78-07243B to you so that you can look into the validity of the right.

exam returned to region

RECORDED

OCT 11 1996

MEMORANDUM

DATE: December 4, 1995

TO: File 78-07243B

FROM: Shelley W. Keen *suk*

RE: Phone Call from Leslie Cresap

=====

Leslie Cresap (formerly Leslie Wicks) called on Friday, 12/1/95, to tell me that development occurred under permit 78-07243B and that she would like IDWR to conduct a field inspection of the use. She is not sure why Ted Wicks told IDWR personnel that no development has occurred.

Ms. Cresap said the property served by 78-07243B is now owned by Bernie Green, her father. His phone number is 1-208-537-7501. She would like Mr. Green to be present during any field inspection conducted by IDWR.

RECEIVED
OCT 11 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

November 29, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

WAYNE WICKS
PO BOX 1212
RIGGINS ID 83549

RE: PERMIT NO. 78-07243B

Dear Permit Holder(s):

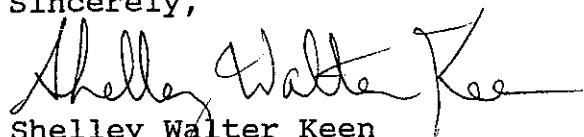
It has come to my attention that you may not have developed a water use as authorized by your permit. You filed a Proof of Beneficial Use statement on August 29, 1988, but a Department field investigator reported this year that you have not proceeded with development.

The field examiner at that time gave Ted Wicks a Relinquishment of Permit form to give you to sign and return to the Department. The Department has not received a response. I am enclosing another Relinquishment form in the event the first one was misplaced. If you have not completed development within the authorized time period, you may relinquish your permit by signing and returning the form. If our information is incorrect, please provide supporting evidence you may have that development of Permit No. 78-07243B has occurred.

If there is development of water use and the property has been sold, you also have the option of assigning the water right to the new owners. I am also enclosing an Assignment of Permit form for you to sign and give the new owners if you choose to do so.

In any event, if development has occurred, or if you have any questions, please contact me as soon as possible at (208) 327-7946. If I do not receive a reply from you by December 15, 1995, I will recommend that the necessary steps be taken to void the permit.

Sincerely,


Shelley Walter Keen
Water Rights Supervisor

SWK:rl
enc.

OCT 11 1995

c: Leslie Cresap

MEMORANDUM

DATE: November 28, 1995
TO: File No. 78-07243B
FROM: Roberta Loveall
SUBJECT: Address

=====

On November 13, 1995, we sent correspondence to Wayne and Leslie Wicks requesting a relinquishment for lack of development of their permit. The correspondence came back with no forwarding address. I then searched the phone book for their area and located a Wayne Wicks still in Riggins and a Leslie in McCall. They are divorced.

After several attempts on several different days, I finally got in touch with Leslie Wicks, now Leslie Cresap. She advised me that there was development of water, and that it had occurred at the same time as that of Ted Wicks'. She explained that there is a water line and a holding tank, a line that goes to a trailer home, a well, besides the spring source, and irrigation. However she does not have any of the paperwork concerning this permit, so it is unknown at this time how, or if, all these bits and pieces of information pertain to this permit.

Leslie gave me their present addresses and asked that she be apprized of any correspondence with Wayne as her name is also on the permit of record, and she would like to keep the permit.

Wayne Wicks
PO Box 1212
Riggins ID 83549

Leslie (Wicks) Cresap
PO Box 395
McCall ID 83638

RECORDED
OCT 11 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 13, 1995

WAYNE WICKS
LESLIE WICKS
PO BOX 158
RIGGINS ID 83549

RE: PERMIT NO. 78-07243B

Dear Permit Holder(s):

It has come to my attention that you have not developed a water use as authorized by your permit. You filed a Proof of Beneficial Use statement on August 29, 1988, but a Department field investigator reported this year that you have not proceeded with development.

The field examiner at that time gave Ted Wicks a Relinquishment of Permit form to give you to sign and return to the Department. The Department has not received a response. I am enclosing another Relinquishment form in the event the first one was misplaced. If you have not completed development within the authorized time period, you may relinquish your permit by signing and returning the form. If development has occurred, please contact me as soon as possible. If I do not receive a reply from you by November 28, 1995, I will recommend that the necessary steps be taken to void the permit.

If you have any questions, please contact me at (208) 327-7946.

Sincerely,

Shelley Walter Keen
Water Rights Supervisor

SWK:rl

enc.

RECEIVED
OCT 11 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 78-07243B DATE 11-1-95



NAME	<u> </u>	Change OK	<u> </u>	Or Address Change?	<u> </u>
PRIORITY DATE	<u> </u>			Advance? <u> </u> Advanced to: <u> </u>	
				Order to reinstate needed? <u> </u>	
				Incorrect fee for rate recommended? <u> </u>	
SOURCE	<u> </u>			Changes or just clarification of originally intended source? <u> </u>	
				Notice of Intent to Void necessary? <u> </u>	
POINT OF DIV	<u> </u>			Amendment needed? <u> </u>	
				Overlaps? <u> </u>	
PLACE OF USE	<u> </u>			Amendment needed? <u> </u>	
				Overlaps? <u> </u>	
DIV RATE	<u> </u>			Permit/fee limits: <u> </u>	
				Meas Q = <u> </u> Theo Q = <u> </u> Recommend: <u> </u>	
				<u> </u>	
				Combined rates exceed capacity <u> </u>	
ANNUAL VOLUME	<u> </u>			Volume Limit: <u> </u> Season: <u> </u>	
				Calculations: <u> </u>	
				<u> </u>	
				Flow limit: <u> </u> cfs x <u> </u> x 1.9835 = <u> </u>	
				Combined volumes exceed capacity/allowable <u> </u>	
USES	<u> </u>			Change in Nature of Use or additional uses? <u> </u>	
				Amendment necessary? <u> </u>	
ADDITIONAL INFO	<u> </u>			Supplemental Groundwater <u> </u> PPU Scenario <u> </u>	
				Irr/Dom Combination <u> </u> Shared G/W System <u> </u>	
NEW REMARKS	<u> </u>			Multiple p/d(s) in ¼ ¼? <u> </u>	
				Other <u> </u>	
NEW CONDITIONS	<u> </u>			Watermaster control - District <u> </u>	
				Measuring/Locking Devices <u> </u>	
				Irrigation Overlap <u> </u>	
				Other <u> </u>	
				Water Quality <u> </u> Heat/Cool/Fish verified <u> </u>	

COMMENTS: ① SEND RELINQUISHMENT REQUEST (HAVE FILED PROOF + CLAIM)
② IF NO RESPONSE VOID PERMIT - NO B/L FOUND

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	<u>YES</u>
			Adjustment Memo Needed	<u> </u>
			LICENSE	<u> </u>
			1ST AMEND LETTER	<u> </u>
			2ND AMEND LETTER	<u> </u>



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 8, 1995

TED WICKS
PEGGY WICKS
PO BOX 487
RIGGINS ID 83549

RE: WATER RIGHT NO. 78-07243A

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECORDED
OCT 11 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 78-07243A DATE 11-1-95



NAME Change OK ☒ Or Address Change? ☐

PRIORITY DATE ☒ Advance? YES Advanced to: 5-30-83
 Order to reinstate needed? DONE
 Incorrect fee for rate recommended? N/A IN 1988

SOURCE ☒ Changes or just clarification of originally intended source? TO SPRING (SEE EXAM INFO)
 Notice of Intent to Void necessary? NO

POINT OF DIV ☐ ☒ Amendment needed? ☐
☐ ☒ Overlaps? ☐

PLACE OF USE ☐ ☒ Amendment needed? ☐
☐ ☒ Overlaps? N/A

DIV RATE ☐ ☒ Permit/fee limits: .04 cfs
 Meas Q = (Theo Q = .04) Recommend: .04
(Pipeflow)
 Combined rates exceed capacity ☐

ANNUAL VOLUME ☐ ☒ Volume Limit: ☐ Season: (1-1 to 12-31)
 Calculations: Standard @ 1.2 g/f
 Flow limit: ☐ cfs x ☐ x 1.9835 = ☐
 Combined volumes exceed capacity/allowable ☐

USES ☐ ☒ Change in Nature of Use or additional uses? ☐
 Amendment necessary? ☐

ADDITIONAL INFO Supplemental Groundwater ☐ PPU Scenario ☐
 Irr/Dom Combination ☐ Shared G/W System ☐

NEW REMARKS ☒ Multiple p/d(s) in ¼ ¼? ☐
NO Other (1)

NEW CONDITIONS ☐ Watermaster control - District ☐
☐ Measuring/Locking Devices ☐
☐ Irrigation Overlap ☐
☐ Other ☐
☐ Water Quality ☐ Heat/Cool/Fish verified ☐

COMMENTS. ☐

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	<u>YES</u>
<u>Domestic</u>	<u>.04</u>	<u>1.2</u>	Adjustment Memo Needed	<u>NO</u>
			LICENSE	☒
			1ST AMEND LETTER	
			2ND AMEND LETTER	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 78-7243A

1. Owner: Ted Wicks Phone No. (208) 628-3468

Current Address: P.O. Box 487 Riggins, Id 83549

2. Accompanied by: Ted Wicks EXAM DATE: Aug. 4, 1994

Address: P.O. Box 487 Riggins, Id. 83549 Phone No. (208) 628-3468

Relationship to Permit Holder: self

3. Source: Alum Creek Spring tributary to Alum Creek
~~Little Salmon River~~

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 78-07243B, 78-07273

2. Other water rights with the same point of diversion: 78-07243B

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	NE	32	24N	1E	Idaho	per county assessors - see narrative + exam, + USGS Topo.

2. Place(s) of Use:

Indicate Method of Determination exam + USGS Topo.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
24N	1E	33					D/1												

OCT 11 1996

E. NARRATIVE/REMARKS/COMMENTS

- Confirmed @ Idaho County Assessors Office per telephone / Laura @ (208) 983-2742 on 6-14-94.

Shows: Ted Wicks, +

(Wayne + Leslie Wicks (improvements in their name))

1/2 Bernie Green (land in his name)
51607 Pines Rd.

owner
of property

New Meadows, Id 83654-5037

- overlaps Sec. 32 + Sec. 33

- shows house on property built 1988

- tax # 171, not no lot #, block # or subd.

- No govt lots were found.

- The shape + size of the section has some distortion due to splicing of 2 maps to form the section.

- The P/D is actually a no-named spring in the Alum Creek. The Alum Creek has not been flowing for approximately 8 years, any active flow in the creek itself would be from run-off. The spring is the only water source here.

The overflow goes to 2 stock-water tanks for Doug Baggan (who owns the P/D property)

- The system consists of a 5 gallon bucket with holes acting as a collection box, 660' of 1 1/4" ABS to a 300-500 gallon holding tank, 1213' of 1 1/4" ABS goes to the mobile mobile home w/ hoses + misc. sprinklers to water yard, + for internal use.

- Use is for D/I internal + external use.

- Recommend .04 cfs as calculated on the Pipeflow Computation Spreadsheet, since .002 cfs from

the 5 gal. bucket measurement was during low flow, + a storage tank assists to hold water during low flow.

Have conditions of permit approval been met? ☐ yes ☒ no

Ted Wicks said he had verbal permission for right-of-way to + from P/D to P/U. He did not have anything written.

OCT 11 1996

Pipeflow Computation Spreadsheet (DRT 12/31/1992)

Data Entered By: Sandy Hemenway
 08/14/95
 Project: Flow Computation for Permit No. 78-07243A
 Ted Wicks
 Given: See Data Table

Compute head losses with the Williams and Hazen Formula:
 $f = 0.2083 * (100 / \text{roughness})^{1.85} * ((\text{cfs} * 448.8)^{1.852} / \text{ID}^{4.8655} * \text{Length} / 100)$

To Find: Compute Rate of Flow

Data Table

Total Head: 200.00 feet
 Pressure Req'd: 20.00 psi *domestic 20psi, since no gauge*
 Available Head: 153.80 feet
 Pipe Roughness: 140.00 Note: pvc = 150, smooth and straight pipe = 140
 aluminum - joint length 20' = 125, joint length
 30' = 130, joint length 40' = 132, joint length
 50' = 134, new riveted steel = 100
 old riveted steel = 100, old cast iron = 95,
 old pipes in poor condition = 60 to 80

Inside Diameter in Inches	Equivalent Length in Feet	Unit Head Loss	Total Head Loss from Pipe Friction
1.00	660.00	153.63	
13.50	0.00	0.00	
11.50	0.00	0.00	
9.50	0.00	0.00	153.63

Rate of Flow: 0.040 CFS

Solution is obtained by entering an estimated rate of flow and adjusting until Total Head Loss approximates Available Head.

W. H. Hemenway
 OCT 11 1996

78-07243A

E. Narrative/Remarks/Comments continued:

- Overlaps for P/D 78-07243B & P/U 78-07243B were not developed (I mailed a relinquishment form)
- Overlap 78-07273 P/U is other land &/or other uses.

OCT 1 1996

78-7243
T24N 1E

Gaging
Station

Soard Flat

Papoose
4333

1 360 000
FEET

SALMON
RIVER

Captain
John

LITTLE
Creek

Emery
Creek

River

Rapid

White
Bird
Ridge

Permit No. 78-07243A
P/D: T24N R1E S32 NENE
USGS 7.5 Topo.

087111996

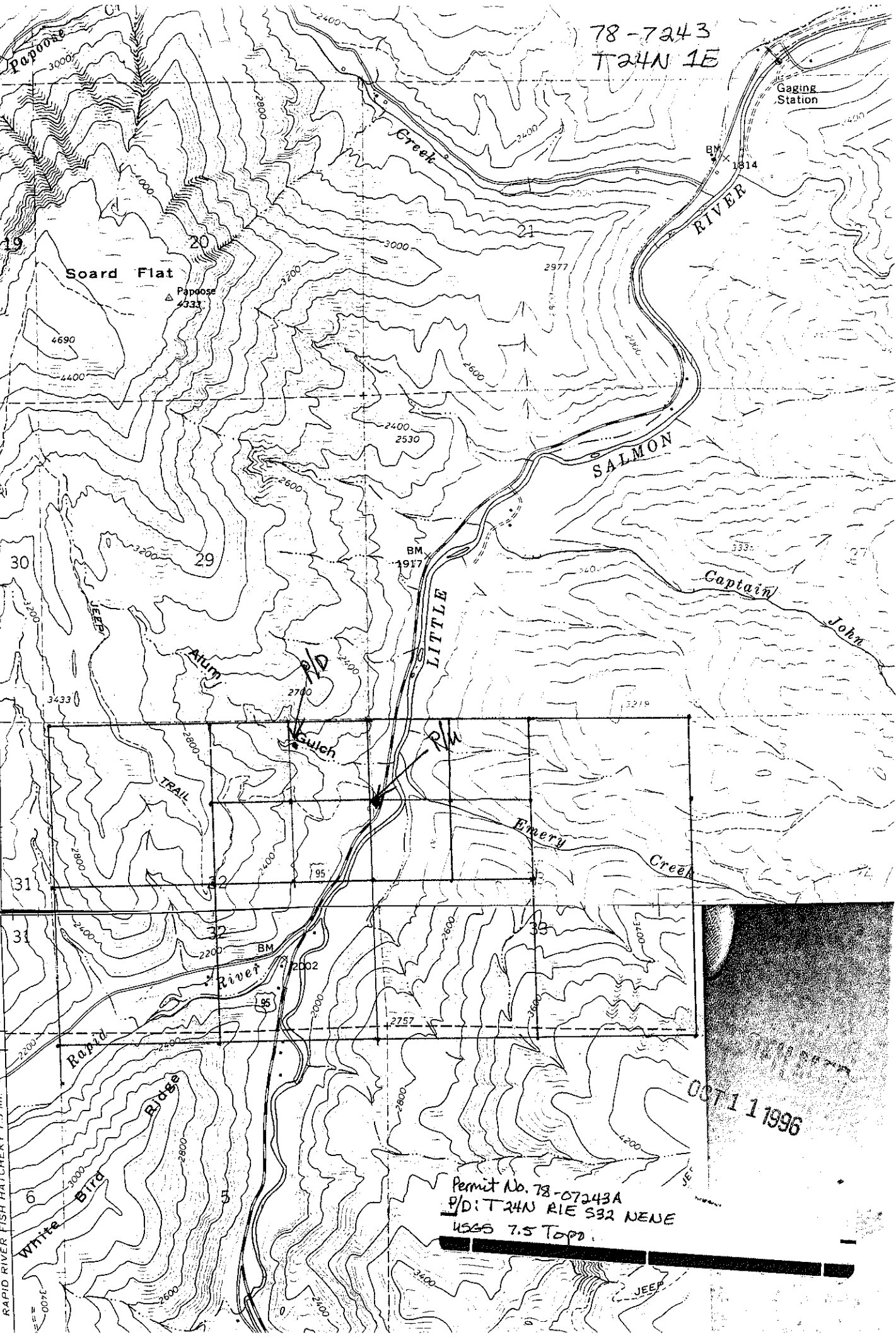
45°22'30"

24 N

23 N

RAPID RIVER FISH HATCHERY 1.5 MI.

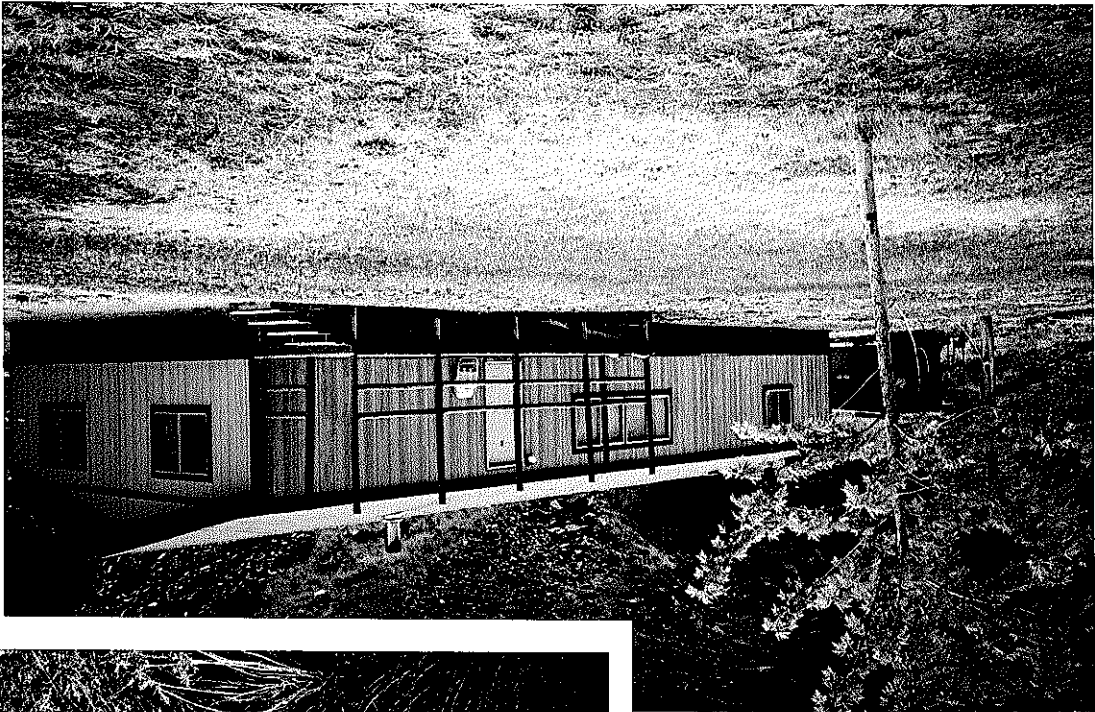
SEVEN DEVILS GUARD STA. 3.8 MI.



OCT 1 1996

SPRINKLER

P/u:
- mobile home (internal use)
- yard (external use) w/ hose + water



160' of 1 1/4" ABS pipe
5 gal. bucket held
collection box to holding
tank
300-500 gal.
holding tank

5 gallon
bucket w/ holes
around it to
get water +
act as a
collection box

P/D:

78-07243A
Aug. 4, 1994 S.H.



1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 78-7243 A

Date: 11-16-88

General Considerations:

Y Name same as permit
Y Signature the same as permit holder
N Address change _____ If yes, prepare a data entry
N Proof received timely
Y Reinstated

Source of Water:

Y Surface water
_____ Groundwater
_____ 1. well log in file
_____ 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

Y Rate of diversion appropriate for uses
Y Is rate or volume and fee appropriate?
N Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

NTA Is a measuring device or access port required?
NTA Has one been installed?
NTA Waiver or modification of measuring device requested

Remarks:

*Proof acceptable
Reinstate*

Y Priority Calculation:
Date proof received Sept. 6, '88 249
Date proof due Sept. 1, '88 - 244
No. of days late = 5
Priority date May 25, '83 + 145
NEW PRIORITY DATE May 30, '83 = 150

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

August 5, 1988

Leslie and Wayne and Ted Wicks
P. O. Box 158
Riggins, ID 83549

Re: Permit No. 78-7243

Dear Mr. and Mrs. Wicks:

After discussing the status of this permit with Mrs. Wicks on the phone the other day, I discussed processing the permit with our Adjudication Section. This is our proposed plan of action.

First, divide the permit into two parts by assignments. These assignments can be executed to reflect the same uses as set forth in the adjudication claims. See the enclosed assignments.

Second, a proof of beneficial use form should be submitted for each portion of the split right. Enclosed are the necessary forms. Note that this information should be returned by September 1, 1988 to keep the permit(s) in good standing.

If you have any questions concerning this matter, please feel free to contact me.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

MICROFILMED

DEC 16 1988

138084
CERTIFIED MAIL
June 30, 1988

WICKS, WAYNE & TED
P.O. BOX 158
RIGGINS, ID 83549

PROOF DUE NOTICE

RE: Permit No. 78-7243

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before September 1, 1988. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this Department on or before the above described proof due date, or the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

RECEIVED
DEC 10 1988

DEC 10 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

WICKS, WAYNE & TED
P.O. BOX 158
RIGGINS, ID 83549

SEPTEMBER 14, 1983

RE: PERMIT NO. 78-7243

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

RECEIVED

NOTICE OF APPLICATION
FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

78-7243 J 39
WICKS, WAYNE &/or TED
P.O. BOX 158, RIGGINS, ID
83549

Source: ALUM CREEK trib.
to LITTLE SALMON RIVER

Date Filed: 05/25/1983
Diversion Pt: NENE Sec 32

T24N R 01E

Use: DOMESTIC (0.08 CFS)
In: NWNW Sec 33 T 24N R
01E.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before AUGUST 29, 1983.

KEN DUNN, Dir.
Published 08/10 & 08/17/83.
Ag. 10-17

AFFIDAVIT OF PUBLICATION

Nona Donaldson..... being first duly
office manager

sworn, says he is the
of the IDAHO COUNTY FREE PRESS, a weekly newspaper which
is published and issued weekly at Grangeville, Idaho County,
State of Idaho, and which is of general circulation in said county
and state: that the said notice, of which the one hereto attached
is a true copy, was published in said paper for 2..... weeks,
being published 2..... times, the first publication being
on the 10..... day of August....., 19.....83.....,
and the last publication on the 17..... day of
.....August....., 19.....83....., and that the said notice
was published in the newspaper proper and not a supplement;
that said newspaper has been continuously and uninterruptedly
published in said county during a period of more than seventy-
eight consecutive weeks prior to the first publication of said
notice or advertisement.

Nona C. Donaldson

Subscribed and sworn to before me this 18..... day
of August....., 1983.

....., Notary Public
for State of Idaho, residing at Grangeville, Idaho.

RECEIVED

AUG 25 1983

Department of Water Resources
Western Regional Office

MICROFILMED

Processed Priority 5/25/1983

Received by GLS Date 5/25/83 Time 12:40

Preliminary check by g Fee \$ 30.00

Received by GLS Date 5/25/83 # 28888

Publication prepared by jp Date 5/26/83

Published in Idaho County Free Press

Publication dates 6/2 & 6/9/83

*called for ad in advance
8/11/83 JP 8/11 & 8/18/83*

Publication approved JP Date 8/17/83

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DBS *ju*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 78-7243, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 19 88.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. Other:

Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 6th day of September, 1983.

L. Glen Saxton
Chief, Operations Bureau

78-7243

WICKS, WAYNE &/or TED

P.O. BOX 158, RIGGINS, ID 83549

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RECORDED