

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 94-07137

Priority: October 12, 1979

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:¹

1.2 AF

This is to certify, that RAYMOND S. MILLER
OLIVE G. MILLER

HC 01 BOX 292

KINGSTON, ID 83839

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 10, 1979; and has submitted Proof of Beneficial Use on March 14, 1984. An examination indicates that the works have a diversion capacity of .040 cfs of water from:

SPRING

tributary to FALLS 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:

SESESE , Sec. 34, Township 50N, Range 02E
SHOSHONE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

50N 02E 34

SESE

CONDITIONS/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.

MICROFILMED

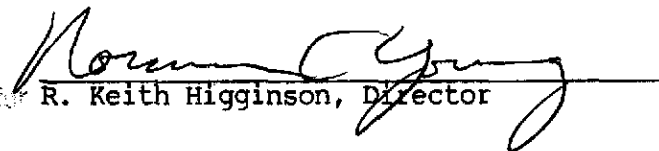
MAR 28 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 94-07137

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 6TH
day of DECEMBER, 1989.


R. Keith Higginson, Director

MICROFILMED

MAR 28 1990

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT	)	
	)	
NO. 94-7137 IN THE NAME OF	)	ORDER ADVANCING
	)	DATE OF PRIORITY
RAYMOND &/OR OLIVE G. MILLER	)	
	)	

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 94-7137 for issuance of a license, the Department finds, concludes and orders:

FINDINGS OF FACT

1. The Department approved Application for Permit No. 94-7137 to appropriate the public waters of the State of Idaho with a proposed priority of APRIL 10, 1979.
2. On APRIL 30, 1986 the Department advised the permit holder that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit. The examination fee was due on JUNE 29, 1986.
3. The license examination fee was received on DECEMBER 31, 1986, 185 day(s) late.

MICROFILMED

MAR 28 1990

CONCLUSIONS OF LAW

1. The Director may advance the priority date of the permit one day for each day the license examination fee is late, pursuant to the provisions of Section 42-217, Idaho Code.

2. The date of priority of Permit No. 94-7137 should be advanced 185 day(s).

ORDER

IT IS HEREBY ORDERED that the date of priority of Permit No. 94-7137 is advanced to OCTOBER 12, 1979.

Dated this 7th day of November, 1989.

J. Glen Sayton
Chief, Water Allocation Bureau

MICROFILMED

MAR 28 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Raymond L. or Olive G. Miller Phone 682-3218
Post office address Enaville Star Rt. Kingston Id.
2. Source of water supply Falls Creek ^{& unnamed spring} which is a tributary of Cowdell River
3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 34 Township 50N
Range 2E B.M. Shoshone County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.12 for Domestic purposes from Jan 1 to Dec 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. 0.12 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Developed Spring & pipe
from Falls Creek to Spring storage then use gravity
flow to house

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: SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 34 Township 50N
Range 2E 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 3.

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

MICROFILMED

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 Applicant

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

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

Dec 34
T 50N, R, 2E
x - RD. 1/2 mile of line

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 Oline H Miller
(Applicant)

Proposed Priority 4/10/79

Received by JK Date 4/10/79 Time 9:30 AM

Preliminary check by RJA Fee \$ 20.00

Receipted by pm Date 4/10/79 (13517)

RJA Publication prepared by pm Date 4/11/79

Published in South Idaho Bureau

Publication dates 4/19-26/79

Publication approved pm Date 5/4/79

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RJA J.S.

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. 94-7137, 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 May 1, 19 84.
- 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: _____

Witness my hand this 16 day of May, 19 79.

J. Glen Saxton
Chief, Operations Bureau

BENEFICIAL USE FIELD REPORT REVIEW

TO: FILE 94-7137

FROM: JIM JOHNSON

RE: PRIORITY ADVANCE REVIEW

DATE: 12-JUL-1989

=====

This review memo is prepared to show the process for determining what elements were involved in advancement of the priority.

	<u>DATE</u>	<u>JULIAN</u>
PERMIT		
Permit priority Date:	APRIL 10 1979	100
EXAM FEE NOTICE		
Exam Fee Notice Date:	APRIL 30 1986	120
Exam Fee/Info Sheet Received Date:	DECEMBER 31 1986	365
Exam Fee or Info Due Date:	JUNE 29 1986	180
Days Late:		185 DAY(S)
NEW PRIORITY DATE		
Original Priority Date:	APRIL 10 1979	100
Total Days Late:		185 DAY(S)
New Priority Date:	OCTOBER 12 1979	285

MICROFILMED

MAR 28 1990

POINT OF DIVERSION OVERLAP REVIEW

WR-NUMBER	TWP	RNG	SC	TRACT 1\4 1\4 1\4	LT	#SOURCE	#NAME
9407137	50N	02E	34	SE SE		FALLS CREEK	MILLER, RAYMOND S.
				NO MATCHES FOR THIS POD			

INDEXED
MAR 28 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT SUPPLEMENT

RECEIVED
JUN 26 1989

Yes No

Department of Water Resources
PERMIT 94-7137

- (☒) () B/U Acknowledgement Letter Sent _____ (INITIAL & DATE)
() (☒) Aerial Photo Date Requested _____ by _____
(☒) () Quad Sheet
(☒) () GL Plat
() (☒) Copies of overlapping License Field Report Claim
() () Photo PD/PU
() () Correspondence (Date) _____
() () Other (List) _____

EXAM COMPLETED BY Louis Dubovick DATE 7/11/88
SR AGENT REVIEW _____ DATE _____
REGIONAL MANAGER REVIEW _____ pyk DATE 6/89
ENTERED ON COMPUTER BY _____ pyk DATE 6/12/89
PRELIMINARY OVERLAP REVIEW BY J King DATE 9/87
(☒) NO OVERLAP FOUND

MICROFILMED

MAR 28 1990

94-7137



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

REMARKS / PHOTOS

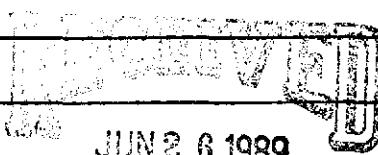
PERMIT # 94-7137

DATE

INITIALS

6-23-87 Gate locked - will call or write

J.A.



JUN 26 1989

Department of Water Resources

MICROFILMED

JUN 28 1990



13
MICROFILMED

MAR 28 1990

94-7137

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 94-7132

1. Owner: Raymond & Olive G Miller

Phone No. 682-3218

Current Address: Hcot Box 292 Kingston Id

2. Accompanied by: Raymond Miller

EXAM. DATE: 7/6/88

Address: SAME

Phone No. SAME

Relationship to Permit Holder: SAME

3. Source: spring tributary to Falls Cr.

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE

☐ Copies Attached

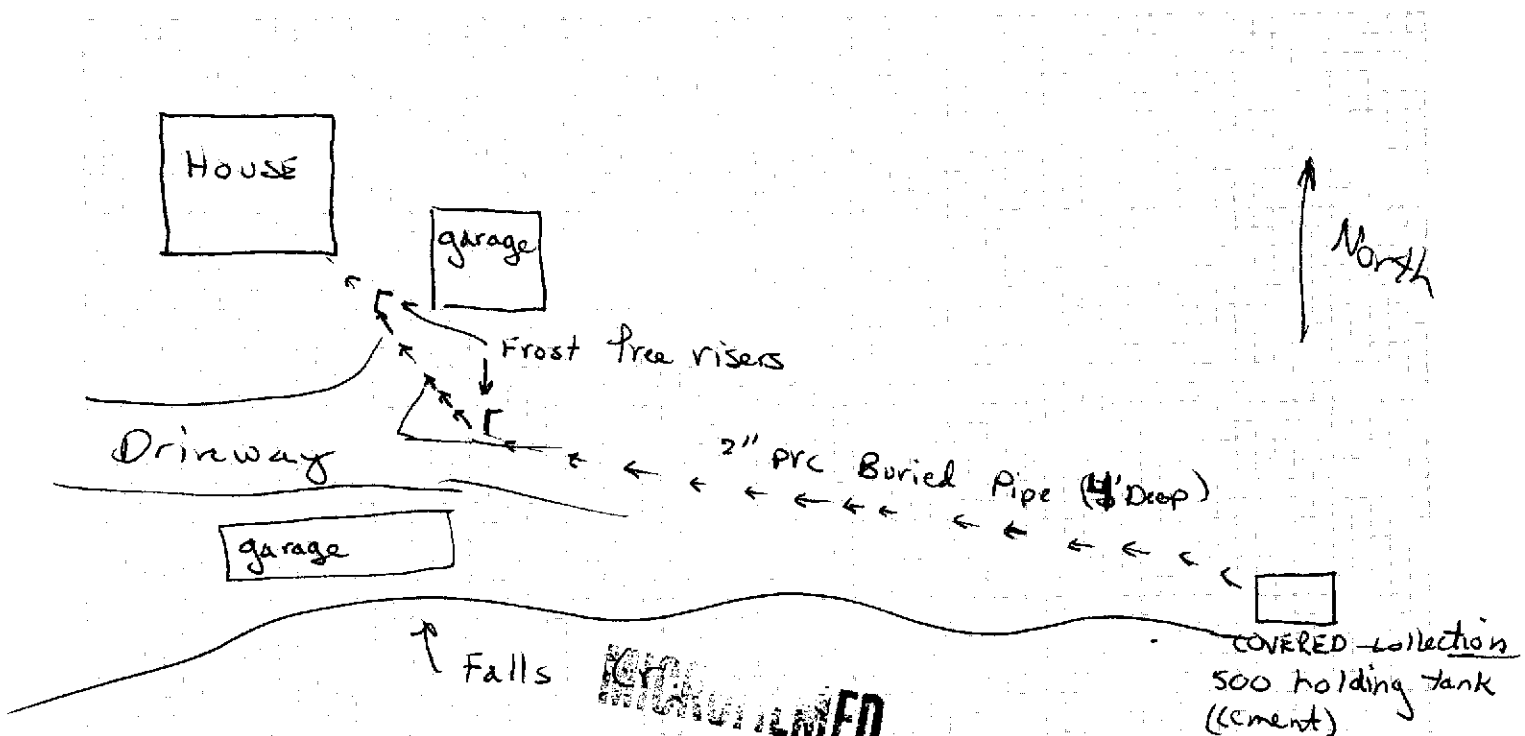
2. Other water rights with same point of diversion: NONE

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NTS

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

- ☒ Photo of Diversion and System Attached CAMERA MALFUNCTION
(required for all but single household domestic groundwater, and stockwater).

Department of Water Resources

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

500 gall concrete collection tank with 2" PVC line to house
and two frost free risers.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	gravity	feed			

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SE	SE	SE	34	SON	2E	Shoshone	MAP

6. Place(s) of Use:

Indicate Method of Determination

MAP

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
SON	2E	34																0	

Do not use this space



MAR 28 1990

DATE OF EXAM _____

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

1 HOME Domestic

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

1 HOME = 1.2 ac or .04 cfs

RECEIVED

MAR 28 1990

H. REMARKS AND OVERLAP REVIEW ANALYSIS

NONE

I. RECOMMENDATIONS

1. Recommended Amounts

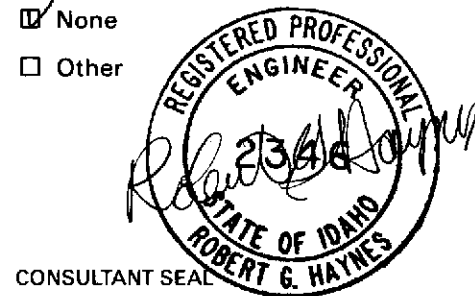
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1/1	12/31	.04 cfs	1.2 afa
Totals:			.04 cfs	1.2 afa

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

J. AUTHENTICATION

Field Examiner's Name Louis Sukoraty
Signature Louis Sukoraty
Certification Date 5/15/89
Field Report Preparation Date 7/11/89



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

10M 7/12/89

RECEIVED

MAR 28 1990

4/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received 11/1
Date 12/31/86
Receipt # 12/31/86
Receipt by 12/31/86
Sent to S.O. 12/31/86

JAN 02 1987

1. Permit No. 94-7137

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE. Department of Water Resources

☐ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Raymonds & Olive G. Miller

3. Post Office Address: HCO 1 Box 292
Kingston ID 83839 Telephone No. 682-3218

4. Source of Water: Unnamed Spring trib to Falls Cr.
Falls Creek not used

5. Extent of Use:
Domestic 1 (No. of households) Stockwater _____ (No. and type of stock)
Irrigation _____ (acres) Other/Remark _____

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

7. Show the date water was first diverted and beneficially used under this permit:
1979

8. Person to contact to accompany the department representative during the field examination:
As Above (Name)

(Address) (Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

Date 12/30/86

Raymonds Miller
Signature of Permit Holder (and title, if appropriate)

IDENT. NO. 94-7137

WATER RIGHT
DATA ENTRY LOG

[illegible]

STAFF REVIEW - STATE OFFICE

94-7137

1. ✓ Name vs. Signature
2. S.W. Source
3. ✓ Point of Diversion
4. 0.12 Amnt. & Period of Use
5. ✓ Descrip. of Diverting Wrks.
6. 5 Time req. for Proof of B/U
7. ✓ Place of Use for other than irrig.
8. N/A Place of Use for irrigation (add acres)
9. A Property Owner at Pt. of Div. & Pl. of Use
10. ✓ Map
11. 20 Fee & Rec't. No.

Copies Sent To:

<u>NO</u> Idaho Health Department	<u>NO</u> U.S.F.S.
<u>7</u> Idaho Fish & Game Dept.	<u>7</u> Dept. of Lands
<u>7</u> Bureau of Land Management	<u>7</u> Other

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes NO no

Other rights on same land N/A

Withdrawals of all protests received N/A yes no

Conditions:

ID Power Co. Letter - Snake R. NO
 ID Power Co. Letter - G.W. & Tribs. NO
 Snake River Condition NO
 Payette River Letter NO
 Priority Date 4/10/79

Meas. Dev. or Sc. Meas. NO
 Totalizing meter NO
 Supplemental NO
 Right-of-Way Cond. NO
 Watermaster Cond. NO
 Wtr. Dist No. NO

Water Quality #16 NO
 Water Quality #10 NO
 intrastate NO interstate NO

Meas. Dev. Cond. for apps within a Water Dist. NO

J. J. J. Reviewer
5/15/79 Date

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 94-7137 Miller

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) RYA 4-10-79

In form to receipt

(2) _____

Send Copies to:

Idaho State Health Department

Idaho Fish and Game Department

Bureau of Land Management

(3) _____

Request Special Use Permit from U.S.F.S.

Request Easement from B.L.M.

Request Information from Applicant

Request Dam Safety Information

(4) RYA 4-10-79

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) pmc 5/4/79

Affidavit of Publication received(date) 5/11/79

(12) pmc 5/9/79

Final date for protests May 7, 1979

Protests received: yes _____ no ☒

(13) pmc 5/9/79

All requested information received from agencies or applicant: yes ☒ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

4-10-79

Proposed Priority

Reason for Reduction _____

Measuring device required

See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Northern

By Bob Haynes Date 5-9-79

RECEIVED
MAY 15 1979

Department of Water Resources

94-2132

MILLER, RAYMOND S. &/or OLIVE G.

ENAVILLE STAR ROUTE, KINGSTON, ID 83839

Source: FALLS CREEK & UNNAMED SPRING tributary to COEUR D'ALENE RIVER

Date Filed: 04/10/1979

Amount: 0.12 CFS

Diversion Point: SESE Sec 34 T 50N R 02E, SHOSHONE Co.

Use: DOMESTIC (0.12 CFS) from 01/01 to 12/31

Place of Use: SESE Sec 34 T 50N R 02E

Diversion Means: GRAVITY-FLOW PIPELINE

MICROFILMED