

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 86-11923

Priority: July 28, 2004

Maximum Diversion Rate: 0.04 CFS

This is to certify, that ALLEN D HENRY Or ALICE L HENRY
PO BOX 176
KENDRICK ID 83537

have applied for a permit to appropriate water from:

Source: SPRING

Tributary: WAUNCHER GULCH

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

BENEFICIAL USE

DOMESTIC

PERIOD OF USE

01/01 to 12/31

RATE OF DIVERSION

0.04 CFS

LOCATION OF POINT OF DIVERSION:

SPRING SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29, Twp 38N, Rge 02W, B.M., NEZ PERCE County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
38N	02W	29																	X

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **October 01, 2005**.
2. Subject to all prior water rights.
3. Domestic use is for 1 home.
4. The domestic use authorized under this right shall not exceed 13,000 gallons per day.
5. The irrigation occurring under this domestic use shall not exceed 1/2 acre.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 27th day of October, 2004.


for KARL J DREHER, Director

RECEIVED

JUL 13 2004

DEPARTMENT OF WATER RESOURCES

71460
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 86-11923

RECEIVED

JUL 28 2004

IDWR/North

1. Name of Applicant ALLEN D. OR ALICE L. HENRY Phone 208 289 5626
Mailing address Box 176 KENDRICK, ID 83537
2. Source of water supply SPRING which is a tributary of WAUNCHER GULCH
3. Location of point of diversion is Township 38N Range 2W Sec. 29, in the SW 1/4,
NE 1/4, SW 1/4, Govt. Lot _____, B.M., NEZ PERCE County;
additional points of diversion if any:

4. Water will be used for the following purposes:

Amount 0.04 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)
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 is (a) 0.04 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works: 1200 GALLON CEMENT TANK PIPELINE

a. Describe type and size of devices used to divert water from the source _____

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet

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

d. Is ground water with a temperature of greater than 85°F being sought? _____

e. If well is already drilled, when? _____; Drilling firm _____

Well was drilled for (well owner) _____; Drilling Permit No. _____

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

8. Description of proposed uses (if irrigation only, go to item 9):

a. Hydropower; show total feet of head and proposed capacity in kW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. ONE

e. Other; describe fully. _____

9. Description of place of use:

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

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
38N	2W	29																	

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. NONE

11. a. Who owns the property at the point of diversion? APPLICANT

b. Who owns the land to be irrigated or place of use? 11

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

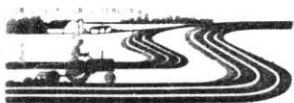
12. Remarks: _____

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

Allen L. Henry
Signature of Applicant (and title, if applicable)

Received by db Date 7/28/04 Time 2:10 P Preliminary check by 8/5/04
 Fee \$ 25.00 / 75.00 Receipted by db ? # NO 16419 / NS 140 Date 7/28/04 / 1/21/92
 Publication prepared by db Date 8/25/04 Published in Quincy Map Tub 9/24/04
 Publication approved db Date 9/18/04



Nez Perce

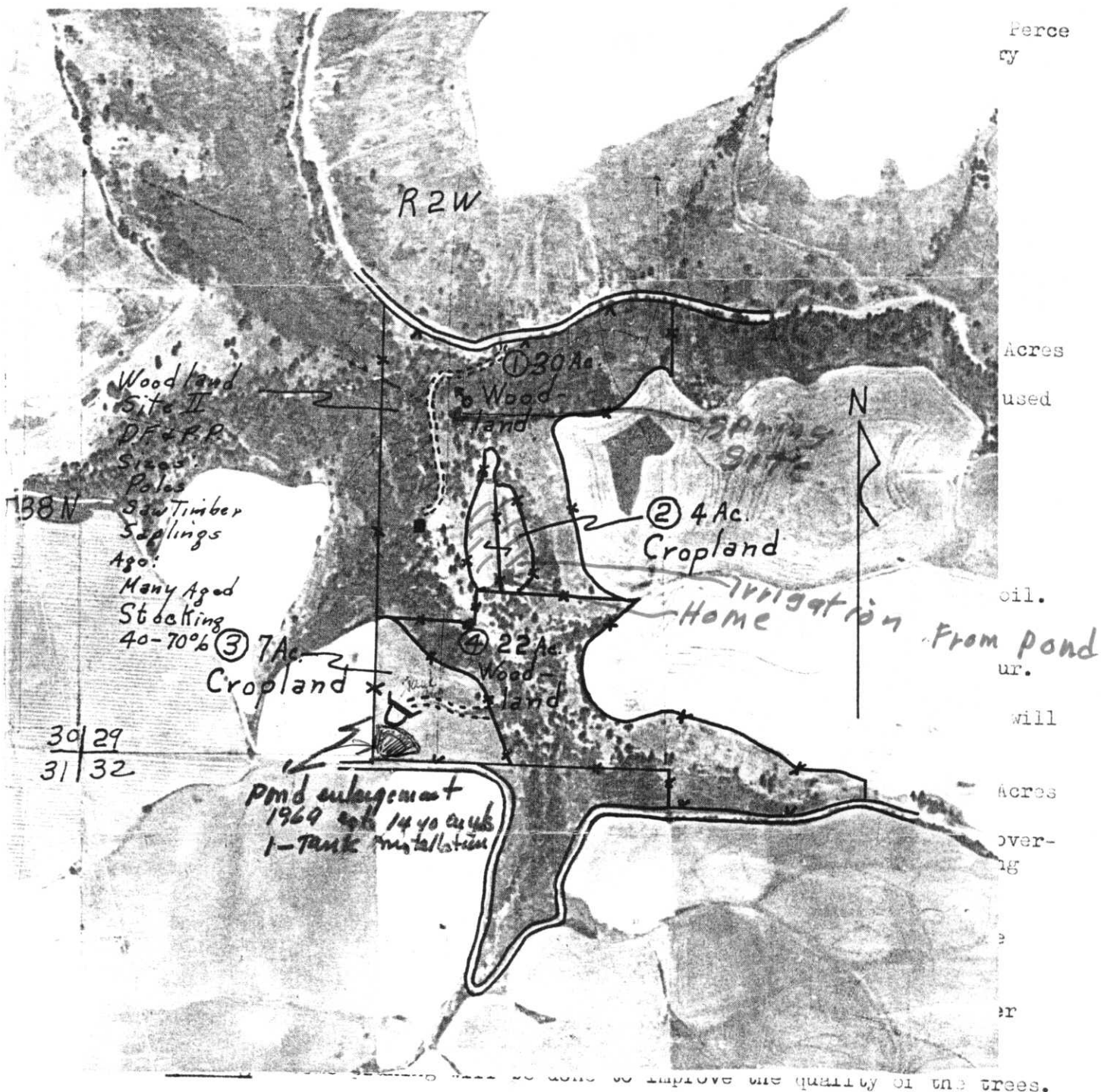
SIC DISTRICT

OWNER Allen Henry
OPERATOR Same
Nez Perce
COUNTY

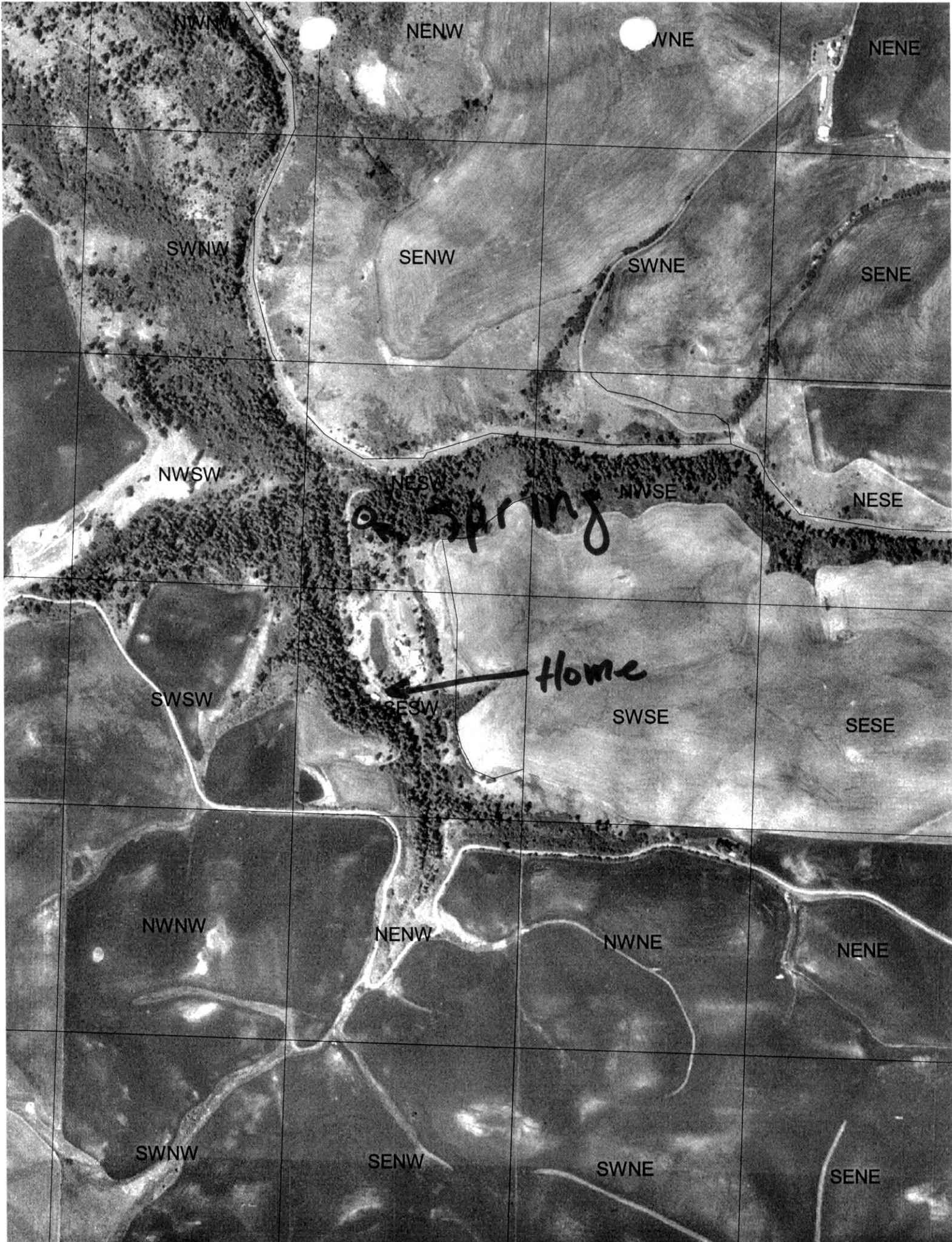
Idaho
STATE

FARM NO. 817 DATE 3/7/61
SCALE 8 1/2" = 1 mi. ACRES 70
APPROXIMATE

PHOTO NO.



MICROFILMED
APR 27 1993



**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 28, 2004

ALLEN D HENRY
ALICE L HENRY
PO BOX 176
KENDRICK ID 83537

RE: Permit No. 86-11923

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit 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 by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

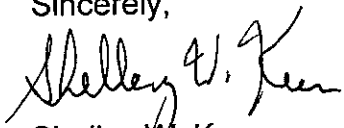
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed a least sixty days prior to the commencement of work in the stream.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-287-4947.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" being more prominent.

Shelley W. Keen

Water Rights Supervisor

SWK:klr

Enclosure(s)

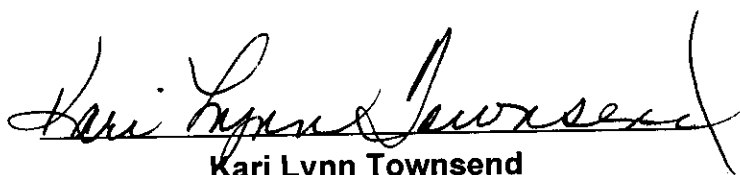
CERTIFICATE OF SERVICE

I hereby certify that on October ^{29th Kat} 28, 2004 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

86-11923

**ALICE L HENRY
ALLEN D HENRY
PO BOX 176
KENDRICK ID 83537**


**Kari Lynn Townsend
Secretary**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

(To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document 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 of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing 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 fourteen (14) 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director 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 Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director 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 Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director 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 Director 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.

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.

Comment Report

86-11923

1. dball 8/16/2004 Legal Notice Remarks

Comment: Domestic use is for 1 home.

2. kwalker 10/15/2004 Permit Review

Comment: Application falls within Salmon Clearwater moratorium. Since domestic use only we can process without restriction per guidance received 9/1/04.

TRIBUNE PUBLISHING COMPANY, INC.
The Lewiston Morning Tribune
505 C St., P.O.Box 957
Lewiston, Idaho 83501
(208) 743-9411

LEGAL ADVERTISING INVOICE

SOLD TO: ID DEPT. OF WATER RESOURCES
1910 NORTHWEST BLVD. STE 210
COEUR D'ALENE ID 83814

Date 09/09/2004

INVOICE NO. 368197

Account No. 964750

Description 368197 The following ap

Times 2

Lines 37

RECEIVED

Tab. Lines _____

SEP 15 2004

\$ 110.63

IDWR/North

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer to Invoice by No. Only.

AFFIDAVIT OF PUBLICATION

The following application(s) have been filed to appropriate the public waters of the State of Idaho: ³⁶⁸¹⁹⁷ 86-11923

ALICE L HENRY
ALLEN D HENRY
BOX 176
KENDRICK ID 83537
Point(s) of Diversion SWNESEW S29 T38N R02W NEZ PERCE County
Source SPRING Tributary To WAUNCHER GULCH
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 07/28/2004
Place Of Use: DOMESTIC T38N R02W S29 SESW
Remark: Domestic use is for 1 home.
87-10033

STATE OF IDAHO
DEPT OF TRANSPORTATION
PO BOX 837

LEWISTON ID 83501
Point(s) of Diversion (2) NWNW S23 T37N R05W NEZ PERCE County
Point(s) of Diversion (2) NESW S14 T37N R05W LATAH County
Source for all Points of Diversion GROUND WATER
Use: IRRIGATION 03/15 To 11/15 0.44 CFS
Total Diversion: 0.44 CFS
Date Filed: 08/12/2004
Place Of Use: IRRIGATION T37N R05W S14 NESW SWSW SESW
T37N R05W S23 NWNW

Number of Acres 18
Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D'Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 09/20/2004. The protestant must also send a copy of the protest to the applicant.
KARL J DREHER, Director
Published on September 2 and 9, 2004

Karen Lewis, being duly sworn, deposes and says, I am the Legal Clerk of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho and under and by virtue of the laws of the State of Washington, paper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Morning Tribune is an established newspaper and has been published regularly and issued regularly at least once a day for more than 105 consecutive years next immediately preceding the first publication of this notice, and has been so published uninterrupted for said period; that the 368197 The follo attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, 2 time(s). Publication being on 09/02, or once a WEEK for 2 consecutive WEEK, the first publication thereof being on the 09/02/2004, and the last publication thereof being on the 09/09/2004, and said 368197 The follo was so published in the regular and entire issue of said newspaper and was not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

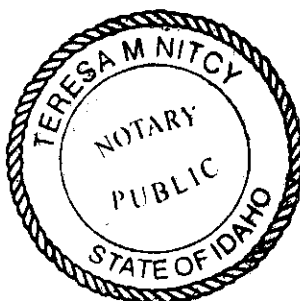
Karen J Lewis

State of Idaho

S.S.

County of Nez Perce

On this 14 day of Sept in the year of 2004 before me, a Notary Public, personally appeared Karen J Lewis, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.



Teresa M Nity
Notary Public in and for the State of Idaho,
residing at Lewiston, therein
Commission Expires 1/23/2010



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 25, 2004

ALICE L HENRY
ALLEN D HENRY
PO BOX 176
KENDRICK ID 83537

RE: Application for Permit No 86-11923

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Lewiston Morning Tribune on September 2 and 9, 2004. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about eight to twelve weeks.

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

Sincerely,

A handwritten signature in cursive script that reads "Allen Beardslee".

Allen Beardslee
Senior Water Resource Agent

DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD., SUITE 210
COEUR D'ALENE ID 83814
Phone 208-769-1450 - FAX - 208-769-1454

~ PLEASE FAX PROOF PRIOR TO PUBLICATION ~

Thanks very much, Dianne

August 25, 2004

KAREN LEWIS
LEGAL NOTICE DEPARTMENT
LEWISTON MORNING TRIBUNE
505 C ST PO BOX 957
LEWISTON ID 83501

e-mailed to Karen 8/25/04

RE: Application for Permit No. 86-11923 and 87-10033

Dear Karen:

Below you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 09/20/2004. Your cooperation is **VERY GREATLY** appreciated, as always.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

~~~~~**See Legal Below**~~~~~

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

**86-11923**

ALICE L HENRY  
ALLEN D HENRY  
BOX 176  
KENDRICK ID 83537

Point(s) of Diversion SWNESW S29 T38N R02W NEZ PERCE County  
Source SPRING Tributary To WAUNCHER GULCH  
Use: DOMESTIC 01/01 To 12/31 0.04 CFS  
Total Diversion: 0.04 CFS  
Date Filed: 07/28/2004  
Place Of Use: DOMESTIC T38N R02W S29 SESW  
Remark: Domestic use is for 1 home.

**87-10033**

STATE OF IDAHO  
DEPT OF TRANSPORTATION  
PO BOX 837  
LEWISTON ID 83501

Point(s) of Diversion (2) NWNW S23 T37N R05W NEZ PERCE County  
Point(s) of Diversion (2) NESW S14 T37N R05W LATAH County  
Source for all Points of Diversion GROUND WATER  
Use: IRRIGATION 03/15 To 11/15 0.44 CFS  
Total Diversion: 0.44 CFS

Date Filed: 08/12/2004  
Place Of Use: IRRIGATION  
T37N R05W S14 NESW SWSW SESW  
T37N R05W S23 NWNW  
Number of Acres 18

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 09/20/2004. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on September 2 and 9, 2004



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

**NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615**  
**(208) 769-1450**

**Fax (208) 769-1454**

**DIRK KEMPTHORNE**  
**GOVERNOR**

**KARL J. DREHER**  
**DIRECTOR**

August 19, 2004

ALLEN D OR ALICE L HENRY  
PO BOX 176  
KENDRICK ID 83537

Dear Mr. and Mrs. Henry:

Enclosed is a copy of a receipt issued on August 5, 2004 in the amount of \$25.00.

You would have received this within another week or two when we will be notifying you of the publication dates in your local newspaper, but since Starla called expressing your concern about our receipt of these funds, I am sending the receipt to you now.

You will be receiving another letter from us in a week or so telling of the dates on which your application for water rights will be published in the Lewiston Morning Tribune, and explaining a little more about the process of filing for water rights.

If you have any questions at that time, please don't hesitate to call our office.

Sincerely,

A handwritten signature in cursive script that reads "Dianne Ball".

Dianne Ball  
Administrative Assistant

Enc. - Receipt No. N016479



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

**NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615**  
**(208) 769-1450**

**DIRK KEMPTHORNE**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

August 16, 2004

RAY HENNEKEY  
STATE OF IDAHO  
DEPT OF FISH & GAME  
1540 WARNER AVE  
LEWISTON, ID 83501

FAXED TO RAY 8/16/04  
5 pages total

Application to Permit No. 86-11923 - HENRY

Dear Ray:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application follows for your reference.

This office can publish notice of the application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication.

If you will not be protesting, you can reply by e-mail to [dball@idwr.state.id.us](mailto:dball@idwr.state.id.us).

Please contact this office if you have any questions regarding the application.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Dianne', written in dark ink.

Dianne Ball  
Administrative Assistant

Enclosure(s)



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615  
(208) 769-1450 Fax (208) 769-1454

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

July 28, 2004

AL AND ALICE HENRY  
PO BOX 176  
KENDRICK ID 83537

*Received  
8/5/04  
Receipt # N016479*

Dear Mr. and Mrs. Henry:

After more extensive research, we discovered that when you submitted your original claim you submitted a check in the amount of \$75.00, - \$25.00 for the filing fee and \$50.00 for late filing fees.

As a result, we are returning your check Number 5579 in the amount of \$75.00, and request that you void this check **and issue a new check in a reduced amount of \$25.00 for the balance of the fee due for a new water right filing.**

We will have the original receipt corrected to indicate a partial water right filing fee of \$75.00. When we receive your new check in the amount of \$25.00, we will issue a receipt indicating the funds are for the balance of your water right filing fee.

If you have any questions, please give me a call at 208-769-1450.

Sincerely,

*Dianne Ball*

Dianne Ball  
Administrative Assistant

Enclosure - your check Number 5579 to be voided

# Idaho Department of Water Resources Receipt

Receipt ID N016479

Payment Amount \$25.00 Date Received 8/5/2004 1:25:44 PM Region Northern Status ☒  
Payment Type Check Check Number 5583

Payer ALICE HENRY  
Comment BALANCE OF WR PERMIT APP FEE FOR ALLEN AND ALICE HENRY  
\$75 PAID PREVIOUSLY UNDER RECEIPT NUMBER N005140

## Fee Detail

Amount Description Fund FD PCA SO  
\$25.00 PERMITS 0229 21 65103 1155

  
Signature Line (Dept. Representative)

*Original  
ck was for  
too much  
money -*

*but was  
processed &  
voided 7/28/04  
Use 7/28/04  
for priority  
date*

# Receipt Details for ID N005140

| Status | Adjustment Type     | Version |
|--------|---------------------|---------|
|        | Water Right Receipt | 4       |

## General Information:

| Date Received        | Date Deposited | Region    | Total Amount | Payment Type |
|----------------------|----------------|-----------|--------------|--------------|
| 1/21/1992 4:27:57 PM | 1/21/1992      | NORTHERN  | \$75.00      | Check        |
| <b>Payer</b>         |                | HENRY, AL |              |              |

## Account Information:

| Check #              | Account #                 | Credit Card Name | Authorization # |
|----------------------|---------------------------|------------------|-----------------|
| 3289                 | null                      |                  |                 |
| Card Expiration Date | Credit Card Transaction # |                  |                 |
|                      |                           |                  |                 |

**Comment** Partial fee for WR Permit Application

## Fee Detail:

| Amount  | Description | PCA   | Fund | Fund Detail | Subsidiary | Object |
|---------|-------------|-------|------|-------------|------------|--------|
| \$75.00 | PERMITS     | 65103 | 0229 | 21          |            | 1155   |

## Refund(s):

| Amount | Payee | Date | Document Number |
|--------|-------|------|-----------------|
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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

Identification No.

A86-10721

Date Received

1-21-92

Receipt Number

N-5140 (LDF \$75.00)

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

Please type or print clearly

1. Name of Claimant (s) Allen D. Henry or Alice L. Henry Phone (208) 289-5626Mailing Address Box 176 Kendrick ID Zip 83537-01762. Date of Priority (Only one per claim) November 19 / 1971 Month/Day/Year3. Source of water supply (Check one) ( ) Groundwater or Other ( ) (a) Spring  
Name or kind of sourcewhich is tributary to (b) Wanscher Gulch4. Location of point of diversion is: Township 38 N Range 02 WSection 29 1/4 of SE 1/4 of SW 1/4, Govt. Lot \_\_\_\_\_, BM.,County of Nez Perce

Additional points of diversion if any: \_\_\_\_\_

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. 1200 Gallon Cement tank, submersible pump 1" Pipe line

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from Jan 1 Month/Day to Dec 31 Month/Day amount .01 (cfs)For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_  
(Both dates are inclusive)7. Total quantity claimed .01 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic One Household

APR 27 1993

10. Place of use is: Township: 38 N Range 02 W

Section 29, SE 1/4 of SW 1/4, Govt. Lot \_\_\_\_\_, B.M.,

County of Nez Perce for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any \_\_\_\_\_

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

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.

14. Remarks: \_\_\_\_\_

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court \_\_\_\_\_ Decree Date \_\_\_\_\_ Plaintiff vs Defendant \_\_\_\_\_

If applicable provide IDWR Water Right Number \_\_\_\_\_

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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) Allen R Henry Date 1-17-92

Alice L Henry Date 1-17-92

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_

of \_\_\_\_\_, that I have signed the foregoing

document in the space below as \_\_\_\_\_ of \_\_\_\_\_

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

Signature of Authorized Agent \_\_\_\_\_ Date \_\_\_\_\_

Title and Organization \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )

County of Latah ) SS.

Subscribed and sworn (or affirmed) before me this 17th day of January 19 92

SEAL

Notary Public Catharina Becker

Residing at Juliaetta

My Commission Expires 12-12-93

Last Name \_\_\_\_\_ Ident No. A86-10721

Copies: White-State, Yellow-Claimant

MICROFILM  
APR 27 1992