

RECEIVED

APR 17 1972

Department of Water Administration

AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR WATER PERMIT
 Notice is hereby given that L. M. Clary, Box 595, Osburn, Idaho has on March 20, 1972 submitted Application No. 79-7012 for a permit to appropriate 0.06 cubic feet per second of water from a ground water source by means of pump and motor within the SE 1/4 NE 1/4, Sec. 24, T. 29N, R. 4W, B.M. (Lot 11, 4th Addition of Drift Wood Point), Idaho County to be used from Jan. 1 to Dec. 31 for domestic purposes within Gov't. Lot 2, Sec. 24, T. 29N, R. 4W, B.M. (Lot 11, Block 1, 4th Addition Driftwood).
 If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before April 22, 1972.
 R. KEITH HIGGINSON
 Director
 Published in the Idaho County Free Press, Grangeville, Idaho on April 5 and April 12, 1972. A5-12

_____ Gary D. Cash _____ being first duly sworn, says he is the _____ Office Manager _____ 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 two weeks, being published two times, the first publication being on the 5th day of April, 1972, and the last publication on the 12th day of April, 1972; 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.

_____ Gary D. Cash _____

Subscribed and sworn to before me this 12th day of April, 1972
 _____ Richard C. Hahk _____, Notary Public
 for State of Idaho, residing at Grangeville, Idaho.

79 7012

State of Idaho
Department of Water Resources
*** AMENDED ***
WATER RIGHT LICENSE

License of Water Right No. 95-7537 Priority March 20, 1972 Amount 0.06 cfs

THIS IS TO CERTIFY, that L. M. CLARY
of Osburn, Idaho, has complied with the terms and conditions of Permit
No. 95-7537 issued pursuant to Application for Permit dated March 20, 1972,
and has submitted proof to the Department of Water Resources on April 16, 1973,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.06 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u>	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.06</u> cfs and	<u>3.6 acre feet</u>
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.06 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
3.6 acre feet per year, said waters to be diverted within ~~the~~ Gov't. Lot 1 of Sec. 24,
Twp. 49 N, Rge. 4 W, B.M. in the County of Kootenai

Description and location of place of use: (Lot 11, Block 1, 4th Addition Driftwood)

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
49 N	4 W	24	X			X													
			(lot 1)			(lot 2)													

Total number of acres irrigated _____

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17th day of
June, 19 75.

For the Director: A. KENNETH DUNN
Administrator, Operations Division

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

IN THE MATTER OF Correcting License)
No. 79-7012 in the name of L. M. CLARY)
_____)

ORDER

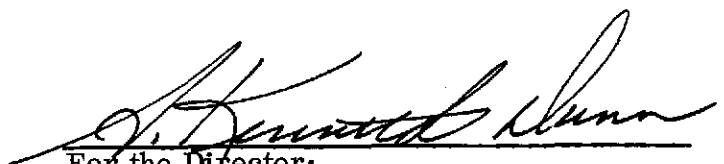
WHEREAS, on November 20, 1973, the Department of Water Resources (formerly the Department of Water Administration) issued the above number license to L. M. Clary for 0.06 cubic feet per second of water from a well which was described as being located within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, Twp. 29 N, Rge. 4 W, B. M., Idaho County; and

WHEREAS, it has been brought to the attention of the Department that the location of the well as listed on the license is in error; and

WHEREAS, after having reviewed the matter, the Director of the Department of Water Resources finds that the above numbered license should be corrected to show the true legal description;

IT IS, THEREFORE, HEREBY ORDERED that an amended license be issued under No. 95-7537 listing the point of diversion and place of use within Sec. 24, Twp. 49 N, Rge. 4 W, B. M., Kootenai County.

Dated this 17th day of June, 1975.


For the Director:
A. KENNETH DUNN, Administrator
Operations Division

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 79-7012 Priority March 20, 1972 Amount 0.06 cfs

THIS IS TO CERTIFY, that L. M. CLARY
of Osburn, Idaho, has complied with the terms and conditions of Permit
No. 79-7012 issued pursuant to Application for Permit dated March 20, 1972,
and has submitted proof to the Department of Water Administration on April 16, 1973,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.06 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 0.06 cfs for Domestic from Jan. 1 to Dec. 31 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 0.06 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 24, Twp. 29 N, Rge. 4 W, B.M.

in the county of Idaho; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 3.6 acre feet per year ~~per~~ _____

~~acre feet per acre~~

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
29 N	4 W	24				X	(Gov't. Lot 2)												

Total number of acres irrigated _____

see Amended License

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 20 day of
November, 19 73.

[Signature]
Director

79 7012

Identification No. 79-7012
Application No. _____

LICENSE FOR WATER
L. M. CLARY
L. M. CLARY

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant L. M. Clary
post office address Box 595, Osburn, Idaho 83849
2. Source of water supply Ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 24 Township 29 N
Range 4 W B.M. Shah County; additional points of diversion if any: Lot 11
4th addition of drift wood point
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.06 for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.06 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump and motor

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 6 inches; proposed depth of well is 220 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation: Gov't. Lot 2
(1) Give the place of use of water: _____ of _____ of Section 24 Township 29N
Range 4W B.M. (Lot 11, Block 1, 4th Addition Driftwood)
(2) Amount of power to be generated: _____ hp 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: _____

79 7012

7012 62

TOTALS

Total number of acres to be irrigated.

c. Describe any other water rights used for the same purposes as described above.

9. a. Who owns the property at the point of diversion _____ L. M. Clary

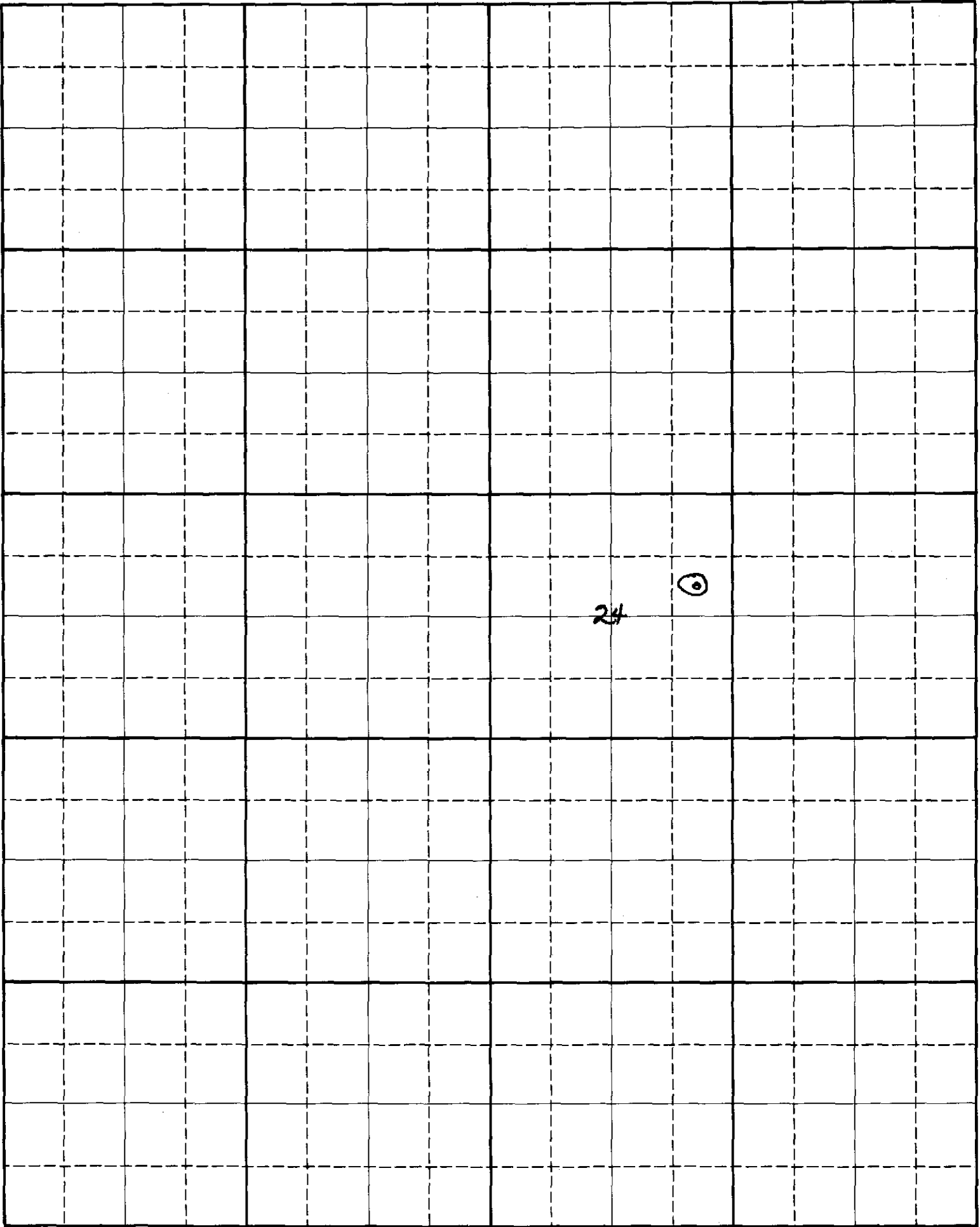
b. Who owns the land to be irrigated or place of use _____ L. M. Clary

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

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.



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.

L. M. O'Leary
(Applicant)

79 7012

Received by ef Date 3-20-72 Time 8:00
 Preliminary check by EB Fee \$ 10.00
 Receipted by ef Date 3-21-72
 Publication prepared by cr Date 3-24-72
 Published in Idaho County Free Press
 Publication dates 4-5 & 4-12-72
 Publication approved CR Date 4-19-72
 Priority reduced to 3-20-72 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by SDF D af

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 79-7012, 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 June 1, 19 73.
- c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 17 day of May, 19 72.

R. Keith Higgins
 Director

AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that L. M. Clary, Box 595, Osburn, Idaho has on March 20, 1972 submitted Application No. 79-7012 for a permit to appropriate 0.06 cubic feet per second of water from a ground water source by means of pump and motor within the SE 1/4 NE 1/4, Sec. 24, T. 29N, R. 4W, B.M. (Lot 11, 4th Addition of Drift Wood Point), Idaho County to be used from Jan. 1 to Dec. 31 for domestic purposes within Gov't. Lot 2, Sec. 24, T. 29N, R. 4W, B.M. (Lot 11, Block 1, 4th Addition Driftwood).

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before April 22, 1972.

R. KEITH HIGGINSON
Director

Published in the Idaho County Free Press, Grangeville, Idaho on April 5 and April 12, 1972. A5-12

_____ Gary D. Cash _____ being first duly sworn, says he is the _____ Office Manager _____ 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 two weeks, being published two times, the first publication being on the 5th day of April, 1972, and the last publication on the 12th day of April, 1972; 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.

Subscribed and sworn to before me this 12th day of April, 1972

Richard C. Hake, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

79 7012

June 17, 1975

Mr. L. M. Clary
1001 Mullan Ave.
Osburn, Idaho 83849

Re: License No. 95-7537

Dear Mr. Clary:

Enclosed please find a copy of the Amended License and Order which corrects your right originally licensed under No. 79-7012.

We apologize for any inconvenience that this error may have caused.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

ddr
Enc: Copy of license w/order

bc: Northern District Office
Enclosures

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder L. M. Clary
Post office address Osburn, ID Phone _____
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 0.06 c.f.s. for Domestic
_____ AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 79-7012
Examination for B/U

4. Total amount to be appropriated:

Max Rate of Diversion 0.06 cubic feet per second and annual volume 2.6 AF/Annum.

5. Location of Point(s) of Diversion:

Township 49 29 N/S, Range 4 E/W, B.M., Section 24, Subdivision SE 1/4 NE 1/4, Idaho
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4,
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4,
County

Other Points of Diversions: _____

Description of diverting works: well with pump and motor

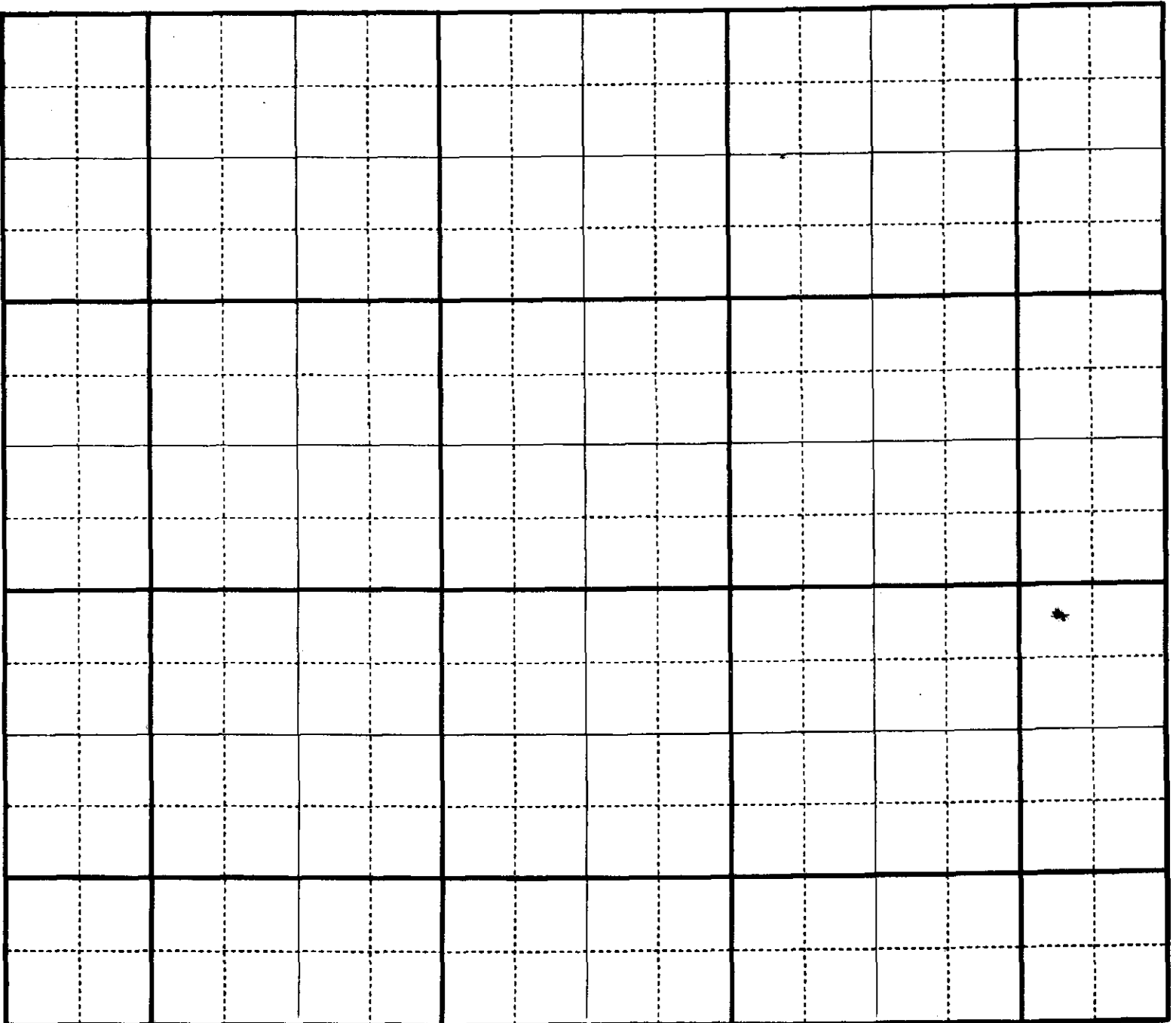
Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use. ()

TWP.	RANGE	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	
should be 49N	46W	24	X			X (Gov't. Lot 2)													
29 N	4 W	24				X (Gov't. Lot 2)													

TOTAL ACREAGE _____

Diagram of System



DATE OF EXAM 5/20/75

ACREAGE
Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= 0.06 c.f.s. V= 2.6 AF/Ann. from JAN 1 to DEC 31
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no X

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 0.06 Method of measurement ESTIMATED

Total Q recommended 0.06 Meter No. NONE Type _____ Condition _____

Total V recommended 3.6 AF/YR

Recommended Amendments:

P.D. SHOULD BE GOV LOT 1, SEC 24, T-349N R-4W Kootenai County
Place of Use SHOULD BE GOV LOT 1 & 2, " " " " "
Other _____
None _____

MEASUREMENT CALCULATION:
3 HOUSEHOLDS @ 0.02 cfs /HOUSEHOLD + 0.06 cfs.
0.2 AF/YR (3) = 2.1 A.F.

SYSTEM DESCRIPTION:
2 HP. SUBMERSIBLE PUMP 220 FT WELL 6" CASING 8" HOLE
WELL LOG UNDER BOB WARD

REMARKS:

Examiner's Signature Philip Block Date 5/20/75
Checked by _____ Date _____
Approved by _____ Date _____

INTER-DEPARTMENT MEMO — 1

FROM M. Clayne Barron

DATE 6-2-75

TO Bob Fleener, File 79-7012

SUBJECT License Description Correction

Permit #79-7012 was originally issued with the property description in error. The A.D. & place of use was listed as being within Sec. 29, T29N, R4W. It has now become apparent that the proper description should be Sec. 29, T49N, R4W. Proof was made carrying over this same incorrect description. Through my error in examination, the permit was licensed without the correction being made.

A new exam has now been completed reflecting the correct description. Necessary steps will now need to be taken to M. Clayne Barron correct the license. SIGNATURE

Memo

To: file 79-7012

From: Bob Fleenor BDF

4-10-75

Subject: Licensing of Permit no 79-7012

Discussed with Clayne Barron the field exam that was prepared when the point of diversion was not visited. The described area is very remote and cannot be reached except by backpacking.

However, the described point of diversion is in error by 20 Townships and should be in T 49 N.

Ken Knowblock of the Northern Dist office will examine the project and if it is built the existing licence should be recalled the permit amended and a new license issued.

This permit must also be renumbered and the county corrected.

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise, Idaho 83720
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

November 20, 1973

Re: Permit No. 79-7012

L. M. Clary
1001 Mullan Avenue
Osburn, Idaho 83849

Dear Mr. Clary:

Enclosed herewith is a copy of the Water License issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

Enclosure

79 7012

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

1. Name of permit holder L. M. Clary 1001 E Mullan Ave. Osburn
 Post office address Box 595, Osburn, Idaho OR Route 2, Harrison, Ida. Phone 752-5764
 Person to contact _____ Phone 752-6583

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
 (name spring, stream, etc.)
 Tributary to _____

3. Water will be used for the following purposes:

Amount 0.06 c.f.s. for domestic (3 families)
 _____ AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
 (mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
 (mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
 (mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 79-7012
 Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 0.06 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 29 N N/S, Range 4 W E/W, B.M., Section 24, Subdivision SE $\frac{1}{4}$ NE $\frac{1}{4}$, Idaho
 County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
 County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
 County

Other Points of Diversions: _____

Description of diverting works: well, 2-hp pump

Measuring device required: yes ☐ no ☒

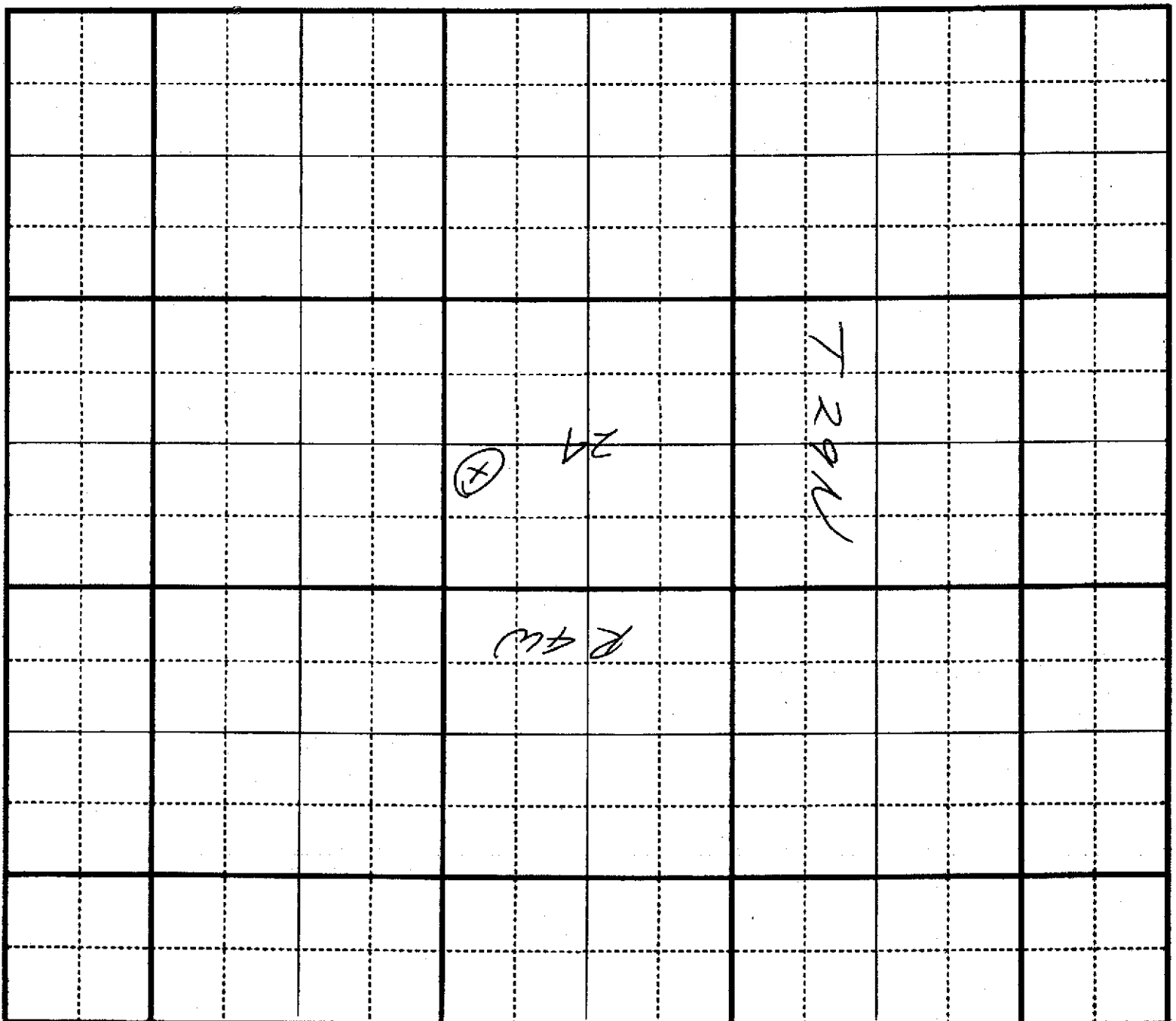
6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS	
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		
29 N	4 W	24	Gov't Lot 2 (Lot 11, Block 1, 4th Addition Driftwood)																	

79 7012

TOTAL ACREAGE _____

Diagram of System



DATE OF EXAM 8/9/1973

ACREAGE
Found —
Recommended —

Irrigation Requirement — Ac Ft/Ac

USE

Irrigation Q = — c.f.s. V = — AF/Ann. from — to —
Domestic Q = 0.06 c.f.s. V = 3.6 AF/Ann. from 1/1 to 12/31
Livestock Q = — c.f.s. V = — AF/Ann. from — to —

Is water co-mingled? yes — no ✓

Name source: —
twp. — N/S, Rge — E/W, B.M., Sec. —, Sub. — 1/4 — 1/4 — County

Exchange? yes — no ✓

Name source exchanged with: —
twp. — N/S, Rge — E/W, B.M., Sec. —, Sub. — 1/4 — 1/4 — County

Point of injection:
twp. — N/S, Rge — E/W, B.M., Sec. —, Sub. — 1/4 — 1/4 — County

Point of exchange:
twp. — N/S, Rge — E/W, B.M., Sec. —, Sub. — 1/4 — 1/4 — County

Total Q measured — Method of measurement —

Total Q recommended 0.06 cfs Meter No. — Type — Condition —

Total V recommended 3.6 A.F./Ann.

Recommended Amendments:

P.D. —
Place of Use —
Other —
None ✓

MEASUREMENT CALCULATION:

SYSTEM DESCRIPTION:

Well w/ 2HP Pump w/ pressure system to homes.
215' w/ 8" & 6" casing.

REMARKS:

Domestic use for up to 3 Dwellings.

Examiner's Signature M. Clayton Barron Date 8/9/1973

Checked by — Date —

Approved by — Date —

April 23, 1973

Re: Permit No. 79-7012

**Mr. L. M. Clary
Route # 2
Harrison, Idaho 83833**

Dear Mr. Clary:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

Sincerely,

**D. Darlene Reich
Water Rights Supervisor**

ddr

79 7012

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
Apr 16. 1973
Department of Water Reclamation
8383

1. a) Name of Permit Holder L.M. Clary
b) Post Office Address Harrison Rte 2

2. Permit Number 79-7012

3. Date of Priority that you are prepared to establish 3-7-72

4. a) Source from which water was appropriated well

b) Location of the point of diversion: Lot 2 1/4 1/4, Section 24

Township 49 71 Range 14 W Boise Meridian, Other points of diversion:

LOT 11 Block 1 4th addition Driftwood

5. a) The amount of water and use to which the water has been applied:

amount .25 for Domestic purposes from 4-13-72 to 12-31-72 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated 24 gpm cfs and/or acre feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Pump size 3 5/8" motor size 2HP
well casing 8"-6" well depth 215 ft.

b) Describe the type and size of measuring device which you have installed at your point of diversion: NA

c) Give well drillers name and address and date the well was completed Agua Drilling
and Development Inc. Hwy 9.5 North
Hayden Lake 4-13-72

Exam typed 4-23-73 by h

79 7012

79 8015

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Pump serves Domestic uses for 3 Homes only 115

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: None

TWP.	RANGE	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	

10. Remarks: The well is used for 3 homes on CRR Lake Total number of acres irrigated none

The above information is a true statement of the extent to which the above numbered permit has been developed.

4-10-73
(Date)

L.M. Carey
(Signature)

State of IDAHO)
County of SHOSHONE) ss.

On this 10th day of April, 1973, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Joyce L. Stokes
Notary Public residing at Osburn, Idaho

My commission expires May 5, 1975.

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐

Show to whom, date and address
where delivered

☐

Deliver **ONLY**
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

24435

1

[Handwritten Signature]

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

2

DATE DELIVERED

SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

4-5-7

3

79 7012

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



Postmark of Delivering Office

SENDER INSTRUCTIONS

- ↑
- Print in the space below your name, address, including ZIP Code.
 - If special services are desired, check block(s) on other side.
 - Moisten gummed ends and attach to back of article.

**RETURN
TO**

DEPARTMENT OF WATER ADMINISTRATION

STATEHOUSE - ANNEX #2

BOISE, IDAHO 83707

79

7012

**PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$200**



March 30, 1973 CERTIFIED MAIL

#24435

Re: Permit No. 79-7012

L. M. Clary
Box 595
Osburn, Idaho 83849

Dear Mr. Clary:

One of the conditions of approval of your water Permit No. 79-7012 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before June 1, 1973. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

Enc: Proof affidavit

79 7012

May 25, 1972

Re: Permit No. 79-7012

Mr. L. M. Clary
Box 595
Osburn, Idaho 83849

Dear Mr. Clary:

Enclosed is a copy of your approved Application for Permit No. 79-7012. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Copy of permit

bc: Western District Office

79 7012

March 24, 1972

Re: Application No. 79-7012 - L. M. Clary
Claim No. 78-4033 - R. G. Wallace

Idaho County Free Press
Box 267
Grangeville, Idaho 83530

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

(signature of claimant)

Very truly yours,

Fred Eisenbarth
Appropriation Examiner

FE:CR

Enc: Legal Notices (2)

Bill submitted 4-19-72. cl

79 7012

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that L. M. Clary, Box 595,

Osburn, Idaho

has on March 20, 1972 submitted Application No. 79-7012

for a permit to appropriate 0.06 cubic feet per second ~~acres feet per annum~~

of water from a ground water source

by means of pump and motor

within the SE 1/4, Sec. 24, T. 29N, R. 4W, B.M. (Lot 11, 4th Addition of Drift

Wood Point), Idaho County

to be used from Jan. 1 to Dec. 31

for domestic purposes

within ~~the~~ Gov't. Lot 2, Sec. 24, T. 29N, R. 4W, B.M. (Lot 11, Block 1, 4th

Addition Driftwood)

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 33707, on or before April 22, 1972.

R. KEITH HIGGINSON

Director

Published in the Idaho County Free Press, Grangeville, Idaho

on April 5 and April 12, 1972.

79 7012

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that

L. M. Clary, Box 595, Osburn,

Idaho has on March 30, 1972

submitted Application No. 79-

7012 for a permit to appropriate

0.06 cubic feet per second of

water from a ground water

source by means of pump and

motor within the SE 1/4 NE 1/4,

Sec. 24, T. 29N, R. 4W, B.M.

Lot 11, 4th Addition of Drift

Wood Point, Idaho County to

be used from Jan. 1 to Dec. 31

for domestic purposes within

Govt. Lot 2, Sec. 24, T. 29N,

R. 4W, B.M. (Lot 11, Block 1,

4th Addition Driftwood).

If issued, this permit will be

subject to all prior water rights.

Protests against the granting of

the permit must be filed with

the Idaho Department of Wat-

er Administration, Statehouse,

Boise, Idaho, 83707, on or be-

fore April 22, 1972.

R. KEITH HIGGINSON

Director

Published in the Idaho Coun-

ty Free Press, Grangeville, Ida-

ho on April 5 and April 12,

1972.

AS-12

3-30-72
J.L.

79 7012

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STATEMENT

IDAHO COUNTY FREE PRESS

COUNTY SEAT NEWSPAPER OF IDAHO COUNTY — FOUNDED JUNE 18, 1886

E. Q. AND J. L. OLMSTED

PRINTERS AND PUBLISHERS

Grangeville, Idaho — **Apr. 12, 1972**

State of Idaho
Dept. of Water Administration
Statehouse--Annex 2
Boise, Ida 83707

DATE

INVOICE NO. / ITEMS

AMOUNT

Apr. 5-12

33 11, 2 times--Not. Applic. #79-7012

\$ 12.21

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

IDAHO COUNTY FREE PRESS

BY: Gary D. Cash
Gary D. Cash, Office Mgr.

79 7012

March 20, 1972

M. L. Clary
Box 595
Osburn, Idaho 83849

Dear Mr. Clary:
Attached herewith is your receipt No. 8201 in the amount of \$ 10.00
for your application for permit
which was received in this office.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure: Receipt

79 7012

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

March 8, 1972

L. M. Clary
Box 595
Osburn, Idaho 83849

Dear Mr. Clary:

We are returning your application for permit for additional information, and also your Check No. 92-55 in the amount of \$10. We have taken the liberty of retyping your application for your convenience.

Item 3a should indicate the location of your well by section, township, range, and 40-acre subdivision. Under Item 4, you have listed 0.25 cubic feet per second for domestic purposes. We would recommend 0.02 c.f.s. per family. If there is to be more than one family that will use the water from your well, multiply that number by 0.02 c.f.s.

Under Item 7a, you can have a maximum of 5 years for the completion of your diversion facilities and application of the water to your proposed beneficial use. If you plan to complete your project within a few months, we recommend that you list 1 year. Under Item 3a(4), you should list the number of families that will be supplied with the domestic water.

Please complete these items and return the application properly signed on Page 3, along with the required \$10 and we will begin its processing.

If we can be of any further assistance, please contact us.

Very truly yours,

Fred Eisenbarth
Appropriation Examiner

FE:cr

Enc: Retyped application
Check No. 92-55 (\$10.00)

79 7012