

Affidavit of Publication

STATE OF IDAHO
County of Benewah, ss.

JoJane Hammes, being first duly sworn on oath, deposes and says that she is co-publisher and business manager of the St. Maries Gazette Record, a weekly newspaper printed and published at St. Maries, Benewah County, State of Idaho; the St. Maries Gazette Record is a newspaper having general circulation in Benewah county, State of Idaho, and has been continuously and uninterruptedly published in Benewah County, State of Idaho, during a period of more than seventy-eight consecutive weeks prior to the first publication of the notice of advertisement hereon.

That the notice, of which the one hereto attached is a true copy, was published in said newspaper for a period of two issues, the first publication being on the 22nd day of October, 1970 and the last on the 29th day of October, 1970.

That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

Subscribed and sworn to before me this 30th day of October, 1970

Ora Lyon
Notary Public in and for Benewah County, Idaho
Residing at St. Maries, Idaho

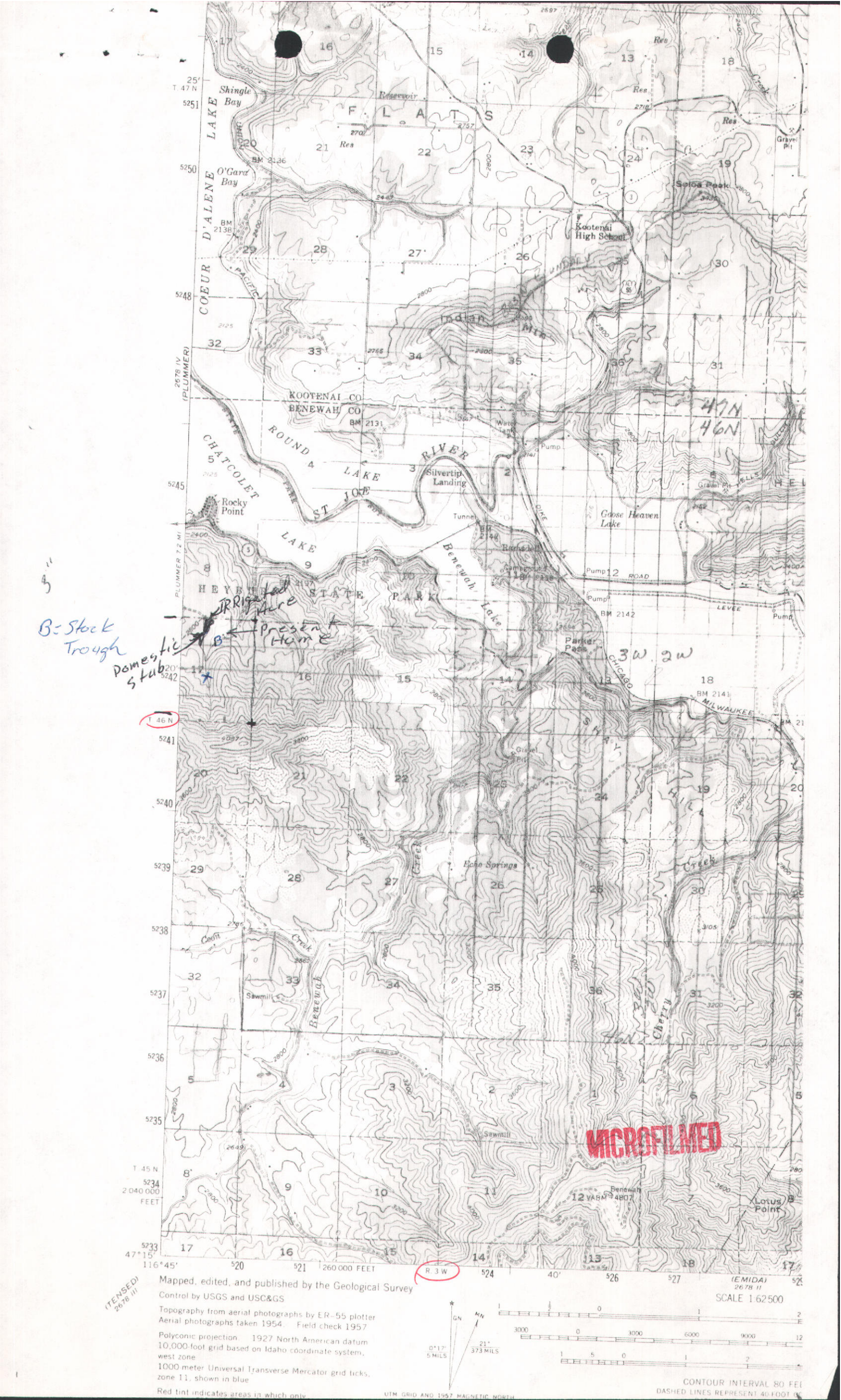
RECEIVED

DEC 18 1970

Department of W
dep
OK
12-18-70

NOTICE OF EXISTING WATER PERMIT
Notice is hereby given that Thomas or Donna Odekirk, 2170 Custer Ave., Ogden, Utah have received an approved Permit No. 32967-95-2187 issued by the Idaho Department of Water Administration authorizing the diversion of 6.4 cubic feet per second of water from an unnamed stream, trib. of Lake Chatcolet. The priority to be established under this permit is July 1, 1966 and the permit was approved July 11, 1966.
Water is to be diverted by pump and sprinkler system from a point within the NE 1/4 NE 1/4, NW 1/4 NE 1/4, SW 1/4 NE 1/4, Sec. 17, T. 46 N., R. 3 W. B. M., Benewah County to be used for irrigation, domestic and stockwatering purposes in the N 1/2 NE 1/4, SW 1/4 NE 1/4, SE 1/4 SW 1/4, SE 1/4, Sec. 17 T. 46 N., R. 3 W. B. M.
Proof of the application of the water to beneficial use is to be submitted to the Department on or before July 11, 1977. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.
R. KEITH HUGGINSON,
Director
Idaho Dept. of
Water Administration
Published in the St. Maries
Gazette Record, St. Maries
Idaho on October 22 and Oc-
tober 29, 1970.
No. 3482 — Oct. 22-29

32967
95-2187



B=Stock
Trough

domestic
stub

Irrigation here
Present Home

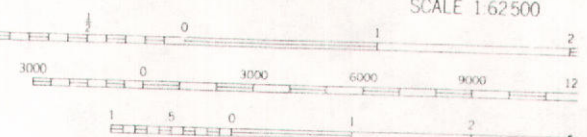
MICROFILMED

UNCLASSIFIED
2678 III

Mapped, edited, and published by the Geological Survey
Control by USGS and USC&GS
Topography from aerial photographs by ER-55 plotter
Aerial photographs taken 1954. Field check 1957
Polyconic projection. 1927 North American datum
10,000-foot grid based on Idaho coordinate system,
west zone
1000 meter Universal Transverse Mercator grid ticks,
zone 11, shown in blue
Red tint indicates areas in which only

0° 17' 5 MILS

21° 373 MILS



CONTOUR INTERVAL 80 FEET
DASHED LINES REPRESENT 40 FOOT

July 12, 1966

Re: Permit No. 32967

Thomas Odekirk
2170 Custer Avenue
Weber, Utah

Dear Mr. Odekirk:

We enclose Permit No. 32967 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer 33280

We also enclose Departmental Receipt No. 6.50 which was issued covering payment in the amount of \$ for the filing fee of the above mentioned permit.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

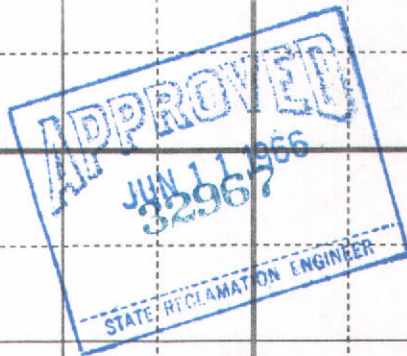
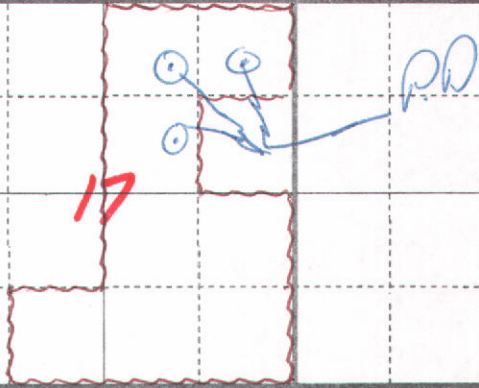
Enc: permit
receipt

Receipt No. G-10561 in the amount of \$6.50 which was given to you at the time you were in our office, has been voided due to your permit being surface water. The enclosed permit has been issued in place of the original one.

32967

Rge. 36. B. M.

Top 46 N.



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 32967/95-2187 Priority July 1, 1966 Amount 0.10 cfs

THIS IS TO CERTIFY, that Thomas or Donna Odekirk
of Ogden, Utah, has complied with the terms and conditions of Permit
No. 32967/95-2187 issued pursuant to Application for Permit dated July 1, 1966,
and has submitted proof to the Department of Water Resources on April 5, 1982,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.11 cfs of water from an unnamed stream,
tributary to Lake Chatcolet, 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
Irrigation	from <u>March 15</u> to <u>November 15</u>	at <u>0.03</u> cfs and	<u>3.0</u> acre feet
Stockwater	from <u>January 1</u> to <u>December 31</u>	at <u>0.03</u> cfs and	<u>1.4</u> acre feet
Domestic (1 Unit)	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>1.2</u> acre feet

(both dates inclusive)

Subject, however, to the condition that no more than 0.10 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
5.6 acre feet per year, said waters to be diverted within the NW 1/4 SE 1/4 Section 17,
Twp 46N, Rge 3W in the County of Benewah

Description and location of 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	
46N	3W	17		1															1

Total number of acres irrigated 1

MICROFILMED

MICROFILMED

CONDITIONS OF APPROVAL

- a. 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.
- b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.
- c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19TH day of November, 19 85.

Norman
Director

STATE OF IDAHO

Licensing
APPLICATION FOR AMENDMENT OF A PERMIT

RECEIVED
NOV 8 1985

To change the point of diversion and/or the place of use.

APPROVED

Department of Water Resources

Comes now Thomas or Donna Odekirk

Phone _____

of (address) 2170 Custer Ave. Ogden, UT 84401, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho
No. 32967/95-2187, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NW ¼ SE ¼, Section 17, Township 46N, Range 3W, B.M.,
County of Benewah. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)
No change

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)

3. Place of use or land to be irrigated:
No change

TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated = _____

4. a. Who owns the property at the point of diversion? Applicant
b. Who owns the land to be irrigated or the place of use? Applicant
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the
applicant to make this filing: _____

MICROFILMED

Not Necessary

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Thomas O. Delaney

Thomas O. Albright

Preliminary check by FW Fee = \$20.00 ✓
Received by FW Date 11-8-85 #37298

Publication prepared by ✓/A Date _____

Publication dates

A. KENNETH DUNN, _____, of the Department of Water Resources hereby

day of 1974

Director

88 61'

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUL 7 1977

APPLICATION FOR EXTENSION OF TIME

Department of Water Resources

State of Idaho)
County of _____)

Permit No. 95-2187

Thomas Odekirk of 2170 Custer Ave. Ogden,
(name) (address)

State of Utah, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder *, of Permit to
Appropriate the Public Waters of the State of Idaho No. _____.

That under the terms and conditions of said permit, work thereunder was required
to be completed on or before July 11,, 1977.

That he has heretofore performed the following work described under said permit:
Diverted water from stream existing on property to the house for culinary
use through plastic pipe.

Costing \$ 750.00

That he is unable to complete the remainder of the work within the required time for
the following reasons, to-wit: Illness and required surgery.

Wherefore, he asks that the Department of Water Resources extend the time for the
completion of obligations under said permit to July 11, 1982.

Thomas Odekirk
(signature) *

Subscribed and sworn before me this 5th day of July, 1977.

seal

William M. Powell
Notary Public residing at

Ogden, Utah

My commission expires 3-15-81

ACTION OF THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED
and the time within which to submit proof of beneficial use of water be
extended to July 1, 1982.

Witness my hand this 13 day of July, 19 77.

Betty D. Flinn
Chief, Operations Bureau

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available
through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 32967/95-2187)
in the name of Thomas or Donna Odekirk)
ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

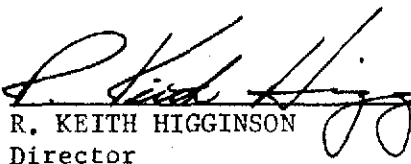
WHEREAS, on August 1, 1968, the Department of Water Administration adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 32967 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedure as follows:

1. The above numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Water Administration of the application of the water to beneficial use on or before July 11, 1977. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for completion of works may be grounds for cancellation at the instance of the department.

Dated this 26th day of August, 1970.


R. KEITH HIGGINSON
Director

RKH/DG

95-2187
32967

✓✓ 32967
D
95-2187

Application For Permit To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 41152
PERMIT No. 32967
DISTRICT No.

1. Name of Applicant: Thomas or Donna Odekirk

Postoffice address: 2170 Custer Avenue, Ogden County: Weber State: Utah

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (b) Treasury stock:
- (c) Bond to be issued:
- (d) Other resources:

2. Quantity of water claimed: 6.4 cubic feet per second. or 320 miners inches.

3. Source of water supply: unnamed stream which is a tributary of Lake Chatcolet

4. Location of point of diversion: feet distant from the
corner of Section , T. , R. , B.M., and is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$
of section 17 , T. 46 N, R. 3 W , B. M., County of Bennewah

5. Water is to be used for Irrigation, domestic, stockwater

6. If for mining, milling, power or manufacturing purposes, give:

- (a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section of , T. , R. , B.M.
- (b) Amount of power generated: H.P., under feet head.
- (c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$100.00

8. Kind of works: pump and sprinkler system

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom fee; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is 5 years.

13. The time required for the complete application of the water to the proposed use is 6 additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none

✓

16. (a) Is reservoir to be used? **no** If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit: **N/A**
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

/s/ HEFER THOMAS ODEKIRK *Applicant.*

By _____ Agent.

Date of first receipt at Department of Reclamation: July 1, 1966 1:20 P.M.

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 32967

Recorded in Book 115 Page 32967 Approved July 11, 1966

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before **September 11, 1966** and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before January 11, 1969

The whole of said work to be completed on or before **July 11, 1971**

Beneficial use of water appropriated in accordance herewith, to be made on or before **July 11, 1977**

WITNESS My hand this 11th day of July, 1966

/s/ R. KEITH HIGGINSON, Deputy
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLIE, Governor of the State of Idaho,
and LOUIS E. CLAPP, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 11th

day of July 19 ⁶⁶

STATE OF IDAHO

Countersigned:

(SEAL) By /s/ LOUIS E. CLAPP
Secretary of State.

By /s/ W. E. DREVLOW, Acting
Governor.

REMARKS:

14.

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 $\frac{1}{4}$	
46N	3 W	17	40	40	40							40	40	40	40	40	40	320	

Affidavit of Publication

STATE OF IDAHO

County of Benewah, ss.

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That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

Subscribed and sworn to before me this 30th day of October, 1970

Ora Lyon
Notary Public in and for Benewah County, Idaho
Residing at St. Maries, Idaho

NOTICE OF EXISTING WATER PERMIT
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Water is to be diverted by pump and sprinkler system from a point within the NE 1/4 NE 1/4, NW 1/4 NE 1/4, SW 1/4 NE 1/4, Sec. 17, T. 46 N. R. 3 W. B. M., Benewah County to be used for irrigation, domestic and stockwatering purposes in the N 1/2 NE 1/4, SW 1/4 NE 1/4, SE 1/4 SW 1/4, SE 1/4, Sec. 17 T. 46 N. R. 3 W. B. M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before July 11, 1977. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HUGGINSON,
Director
Idaho Dept. of
Water Administration

Published in the St. Maries
Gazette Record, St. Maries
Idaho on October 22 and Oc-
tober 29, 1970.
No. 3482 — Oct. 22-29

32967
95-2187

December 2, 1985

RE: Permit No. 95-2187

Thomas or Donna Odekirk
2170 Custer Ave.
Ogden, UT 84401

Dear Mr. and Mrs. Odekirk:

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment. Also enclosed is Departmental Receipt No. 37298 in the amount of \$20.00.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosures

MICROFILMED

July 29, 1985

RE: Permit No. 95-2187

Thomas or Donna Odekirk
2170 Custer Ave.
Ogden, UT 84401

Dear Permit Holder(s):

A representative of this Department made an examination of the works covered by your Permit No. 95-2187 and has found the following:

Amount of water that can be recognized as beneficially used
under Idaho law: 0.10 cfs Source: an unnamed stream trib
to Lake Chatcolet

The maximum quantity diverted shall not exceed 5.6 acre feet per
year.

Point(s) of diversion: NWSE, Sec. 17, Twp 46N, Rge 3W

Beneficial Use: Domestic use for 1 unit, stockwater and
irrigation of 1 acre within NWNE, Sec. 17, Twp 46N, Rge 3W

Priority date established: July 1, 1966

Conditions (if any):

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc
Enclosure

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

RECEIVED

SEP 7 1983

Department of Water Resources

95-2187

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)	7/20/83	HL	7/22/83 - 9:00 AM Rock Point Lodge ~ 10 or 12 miles East of Plummer - left - at Lake 1.5 mi

EXAMINATION

Date 7/22/83 Accompanied by App Total Q measured est. 0.11 cfs
If source is surface water, estimate total flow of source _____
Methods of measurement Calc Meets Permit requirements? _____

Measurement calculations: System of capacity 0.11 cfs ~ 3000' of 3" PVC with 25' head
Irrigate 1 acre = 0.03 cfs - 3.0 v
Stock 100 hd. = 0.02
One house = 0.04 cfs - 1.2 v
0.7 - allow 0.03 cfs + 1.4 afa per admin. memo of 4/7/75.

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
								Gravity

System Description Perforated 200 gal. tank in streambed with fiberglass filter & 3" pvc gravity flow to stock tank, home & irrigation stand pipe.

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

Irrigation requirement = 3.0 ^{245 days} AFA/Acre

USE	Q (cfs)	V (afa)	FROM	TO
Irrigation ✓	0.03 ✓	3.0 ✓	2.5 ✓	11.15 ✓
Stock ✓	0.02 ✓	0.7 ✓	1/1 ✓	12/31 ✓
Domestic ✓	0.04 ✓	1.2 ✓	1/1 ✓	12/31 ✓
Total	0.10 cfs	4.9	5.6 AF	

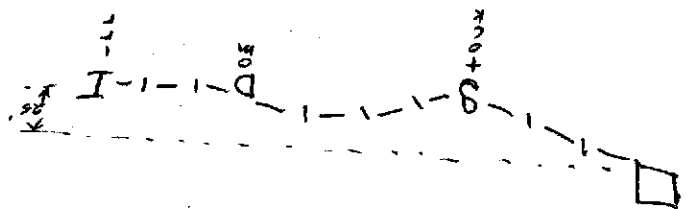
Remarks House currently on separate system, however line has been stubbed into upgraded system for new home - old system which only has one home will be abandoned.

no overlap review conducted -

MICROFILMED

MAP (Attach Aerial Photo)

(Include distance from pump to measuring device, if applicable.)



Points(s) of diversion: NWSE, SECL7, T46N, R24W
3W per quad map attached -
kw

Place(s) of Use *ok*

[illegible]

Recommended Amendments:

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

Examiner's Signature

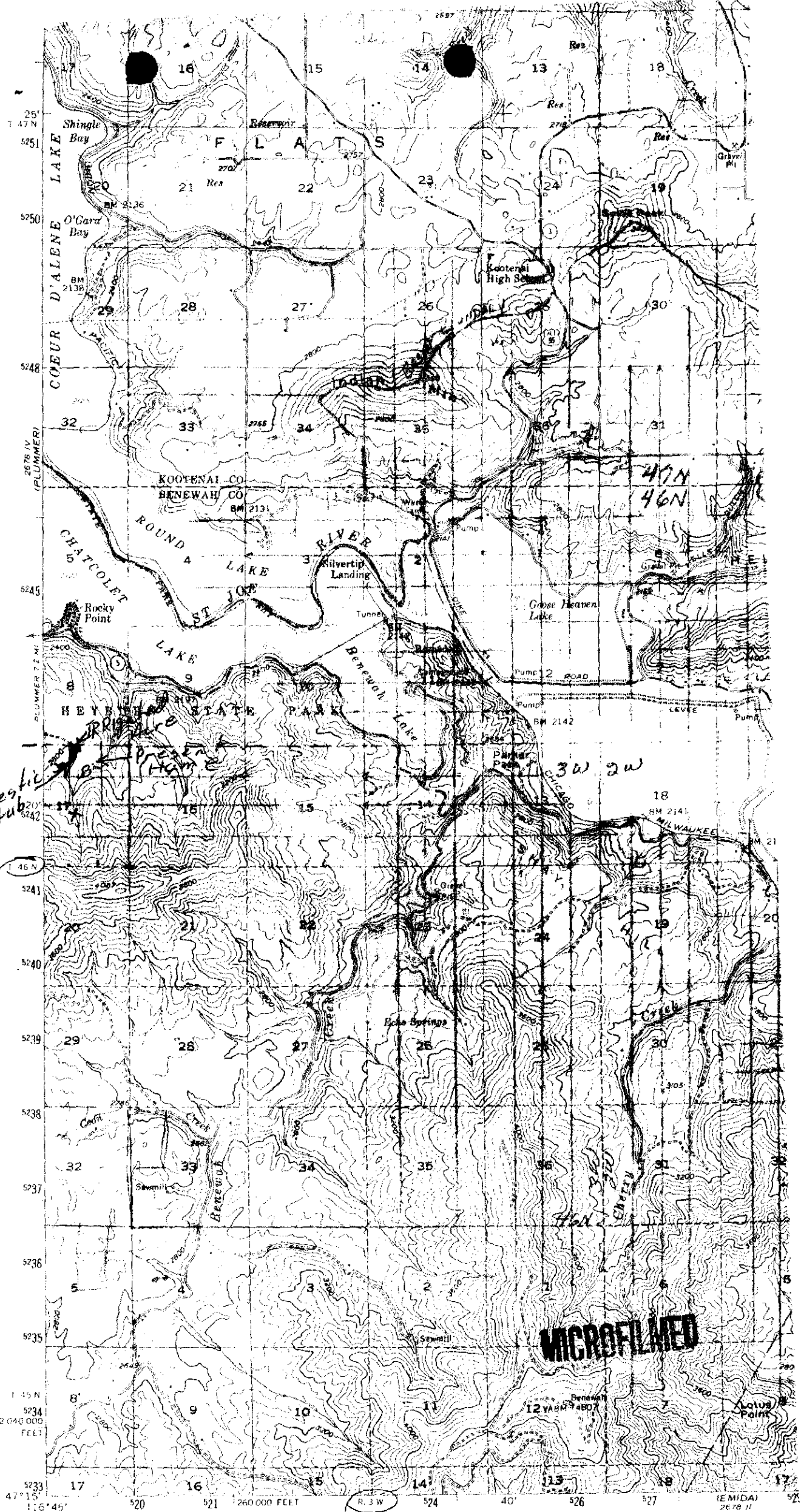
Checked by

Approved by,

Date _____

Date _____

Date _____



Mapped, edited, and published by the Geological Survey
Control by USGS and USC&GS
Topography from aerial photographs by ER-55 protractor
Aerial photographs taken 1954 Field check 1957
Polyconic projection. 1927 North American datum
10,000 foot grid based on Idaho coordinate system,
west zone
1000 meter Universal Transverse Mercator grid ticks,
zone 11, shown in blue
Red tint indicates areas in which only
UTM GRID AND EAST ZONE COORDINATES ARE AVAILABLE

SCALE 1:62,500

3000 6000 9000

1 2 3 4 5 6 7 8 9 10 11 12

1 2 3 4 5 6 7 8 9 10 11 12

CONTOUR INTERVAL 80 FEET
DASHED LINES REPRESENT 40' COORDINATES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

May 27, 1982

Mr. Thomas Odekirk
2170 Custer Ave.
Ogden, Ut. 84401

RE: 95-2187

Dear Mr. Odekirk:

We acknowledge receipt of your statement of completion of water development and 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 do not know at this time when he will be able to conduct the examination, however, the examiner will try to contact you at the time he makes the examination so that you may show him the system. If you will not be available to show the system, please provide this office with the name and address of someone who will be able to do so. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office. Please be sure to use the above-referenced permit number in all future correspondence concerning this examination.

Very truly yours,

TOM D. KING
Senior Water Resource Agent

TDK/pms

cc: IDWR - State Office

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card statement that the permit holder(s) has completed development to the extent shown below of Permit No. 32967

95-2187

Name(s) of Permit Holder: THOMAS ODEKIRK

Post Office Address: 2170 CUSTER AVE.

OGDEN, UTAH 84401 Tel. No. 801-392-9409

Source of Water: SURFACE WATER

Extent of Use:

☒ Domestic

1

(number of households)

☒ Stockwater

50 COWS

(number and type of stock)

☒ Irrigation

100

(acres) (IF STREAM WILL ALLOW)

☐ Other

Measuring Device:

Required?

☐ Yes

☒ No

Installed?

☐ Yes

☒ No

Access Point:

Required?

☐ Yes

☒ No

Installed?

☐ Yes

☒ No

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

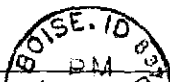
3-28-82

Date

Thomas Odekirk

S P

Odekirk
3170 Custer Ave.
Ogden Utah



DEFEAT
MUSCULAR DYSTROPHY
SUPPORT



84401



Department of Water Resources

APR 5 1982

RECEIVED

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

MICROFILMED

July 14, 1977

Re: Permit No. 95-2187

Thomas & Donna Odekirk
2170 Custer Ave.
Ogden, Utah 84401

Dear Mr. & Mrs. Odekirk:

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to July 1, 1982.

Sincerely,

Jan Grover
Water Rights Supervisor



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

May 11, 1977

Re: Permit No. 95-2187

Thomas & Donna Odekirk
2170 Custer Ave.
Ogden, Utah 84401

Dear Mr. & Mrs. Odekirk:

We received your letter requesting an extension of time on the above referenced permit. However, before we can make a decision on that request, we need additional information concerning the work that has been done and the work that needs to be done on your project.

We have enclosed an extension of time form for your use in this matter. Please return the extension of time form to us on or before July 11, 1977 so that we may make a decision on your request. If you have any questions or need help in filling out this form, please do not hesitate to contact us.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:JFR

Encl.

RECEIVED

MAY 6 1977

Department of Water Resources

Thomas & Donna Odekirk
2170 Custer Ave.
Ogden, Utah 84401

State Of Idaho
Department Of Water Resources
Statehouse
Boise, Idaho 83720

DIRECTOR	
DEPUTY DIR.	
RESO. ADMIN.	
RESO. ANALYSIS	
OPER. BUREAU	
TECH. SER. BUR.	
PROJ. STUD. BUR.	
LEGAL	
FISCAL	
PERSONNEL	
FILES	

Dear Mr. Allred;

Please accept our request for an extension of time to complete the development of water to beneficial use as described in water Permit No. 95-7187.

95-2187

We will be unable to meet our deadline date of July 11, 1977 inasmuch as Mr. Odekirk has been ill and requires surgery.

We would appreciate being granted the maximum extension possible.

Sincerely,

Thomas Odekirk
Donna Odekirk

MICROFILMED

April 29, 1977

CERTIFIED MAIL

138454

Re: Permit No. 95-2187

Thomas &/or Donna Odekirk
2170 Custer Ave.
Ogden, Utah 84401

Dear Mr. & Mrs. Odekirk:

One of the conditions of approval of your water Permit No. 95-7187 (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 July 11, 1977. 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.



E. STEPHEN ALLRED

Director

FCSA:jfr

Enc: Proof affidavit

May 12, 1976

Re: Permit No. 95-2187

Thomas &/or Donna Odekirk
2170 Custer Avenue
Ogden, UT 84401

Dear Mr. and Mrs. Odekirk:

We have found that you can indeed apply for an extension of time on your permit.
Enclosed is a copy of the form to use should you decide to do so.

Sincerely,

MARGIT E. FRALICK
Senior Clerk

MEF

Enc.

December 18, 1970

Re: Permit No. 32967/95-2187

Thomas and Donna Odekirk
2170 Custer Avenue
Ogden, Utah

Dear Mr. and Mrs. Odekirk:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit. Since proof of beneficial use of the water is not required until July 11, 1977, the Department will notify you sixty days in advance of this date as to further requirements. We wish to advise you, however, that if you have fulfilled the requirements under the permit you may submit proof anytime prior to the above date.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

95-2187
32967

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

December 2, 1970

Re: Permit No. 32967/95-2187

Mr. and Mrs. H. Thomas Odekirk
2170 Custer Avenue
Ogden, Utah

Dear Mr. and Mrs. Odekirk:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until July 11, 1977; however, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the St. Maries Gazette Record, St. Maries, Idaho and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

Very truly yours,


Donald W. McEldowney
Appropriation Supervisor

DWM:CM

32967
95-2187

December 2, 1970

Re: Permit No. 32967/95-2187

Mr. and Mrs. H. Thomas Odekirk
2170 Custer Avenue
Ogden, Utah

Dear Mr. and Mrs. Odekirk:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until July 11, 1977; however, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the St. Maries Gazette Record, St. Maries, Idaho and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:CM

32967
95-2187

October 8, 1970

Re: Permit No. 32967/95-2187

Mr. and Mrs. H. Thomas Odekirk
2170 Custer Avenue
Ogden, Utah

Dear Mr. and Mrs. Odekirk:

The legal notice for the above-referenced permit is being published in the
St. Maries Gazette Record, St. Maries, ^{Idaho} on October 21

and October 28, 1970.

You will be required to submit an affidavit of publication to this department.
The affidavit may be obtained from the above-mentioned newspaper upon payment of
the bill of publication.

Thank you for your cooperation in this matter.

Very truly yours,

Dorian Clay,
Appropriation Examiner

DC/DG

95-2187
32967

October 8, 1970

Re: Permit No. 32967/95-2187

St. Maries Gazette Record
P.O. Box 367
St. Maries, Idaho 83861

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates, allowing ample time for you to submit to us a galley proof for our 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 date. If you cannot publish the notice on the proposed dates, please contact the Department of Water Administration immediately.

The expense of the publication is to be paid by H. Thomas and Donna Okekirk,
2170 Custer Ave., Ogden, Utah, to whom you should furnish
an affidavit of publication.

Very truly yours,

Dorian Clay,
Appropriation Examiner

DE/DG

Enc: legal notice

95-2187
32967

NOTICE OF EXISTING WATER PERMIT

RECEIVED
OCT 1 1970
Idaho Department of Water Administration

Notice is hereby given that Thomas or Donna Odekirk, 2170 Custer Ave.
Ogden, Utah have has received an approved Permit No.
32967/95-2187 issued by the Idaho Department of Water Administration auth-
orizing the diversion ~~stage~~ of 6.4 cubic feet per second ~~at~~ ft/ft
~~per/second~~ of water from an unnamed stream, trib. of Lake Chatcolet.
The priority to be established under this permit is July 1, 1966
and the permit was approved July 11, 1966.

Water is to be diverted by pump and sprinkler system
from a point within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, T. 46 N, R. 3 W, B.
M., Bennewah County
to be used for irrigation, domestic, and stockwatering purposes
in the N $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 17, T. 46 N, R. 3 W, B. M.

Proof of the application of the water to beneficial use is to be sub-
mitted to the Department on or before July 11, 1977. Any protests
against the issuance of the license for the above referenced permit should
be filed with the Idaho Department of Water Administration within ten (10)
days of the last date of publication of this notice or prior to the licensing
of the permit. Licensing may commence prior to the date beneficial use proof
is due without further notice.

R. KEITH HIGGINSON, Director
Idaho Dept. of Water Administration

Published in the St. Maries Gazette Record, St. Maries, Idaho
on October 21 and October 28, 1970.

Permit No. 95-2187

Director:

You are hereby authorized to have the above notice published at my expense
in the St. Maries Gazette Record of St. Maries, Idaho;
published in the county in which the works are situated.

H. Thomas Odekirk
Donna Odekirk
(Signature)

2170 Custer Ave.
Ogden, Utah
(Address)

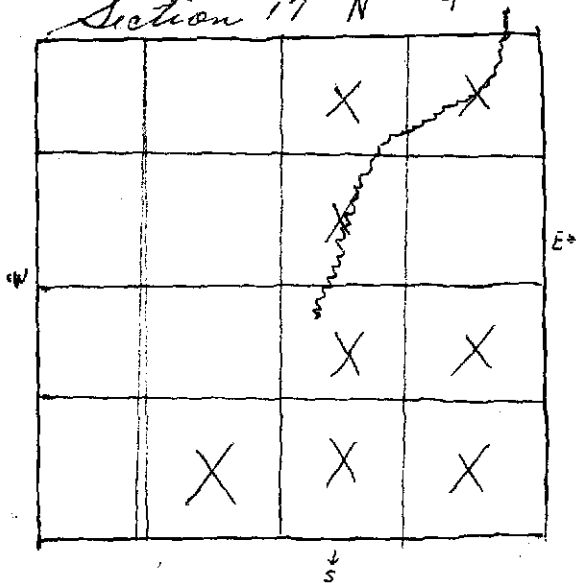
September 12, 1970
(Date)

95-2187
32967

Please check to see
if the description
is correct.

Thank you
Mrs. Odekirk

Section 17 N 32° 96' 95"-218'



September 1, 1970

Re: Permit No. 32967/95-2187

Thomas or Donna Odekirk
2170 Custer Avenue
Ogden, Utah

Dear Mr. or Mrs. Odekirk:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department; previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply them upon request at any time.

Very truly yours,

Dorian Clay,
Appropriation Examiner

DC/DG

Enc: order
advertising package

95-2187
32967

July 12, 1966

Re: Permit No. 32967

Thomas Odekirk
2170 Custer Avenue
Weber, Utah

Dear Mr. Odekirk:

We enclose Permit No. 32967 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer 33280

We also enclose Departmental Receipt No. 6.50 which was issued covering payment in the amount of \$ for the filing fee of the above mentioned permit.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

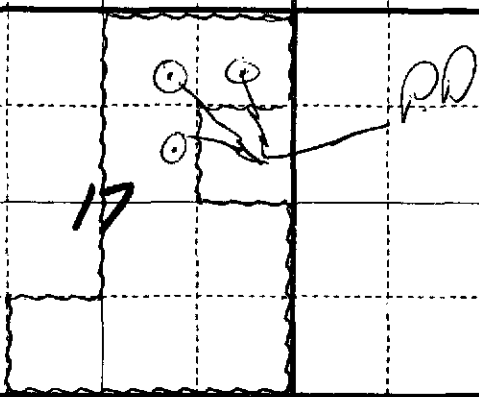
MRBtefw

Enc: permit
receipt

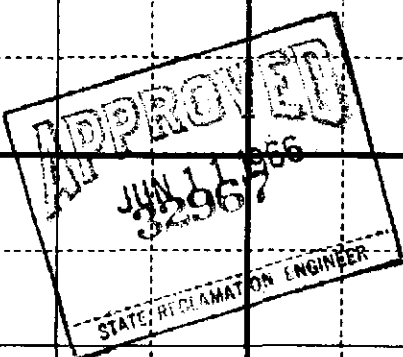
Receipt No. G-10561 in the amount of \$6.50 which was given to you at the time you were in our office, has been voided due to your permit being surface water. The enclosed permit has been issued in place of the original one.

32967

Reg. 34. B.M.



Trap 46 N.



ACKNOWLEDGEMENT

32967

Date: _____

Re: Application No. _____

I hereby acknowledge that, even though I was assisted by employees of the Idaho State Department of Reclamation in the preparation of Application No. _____, all responsibility with regard to the accuracy and completeness of the information contained therein rests with me.

Signed:

Heber Thomas Odehnik

Applicant

32967

Demo