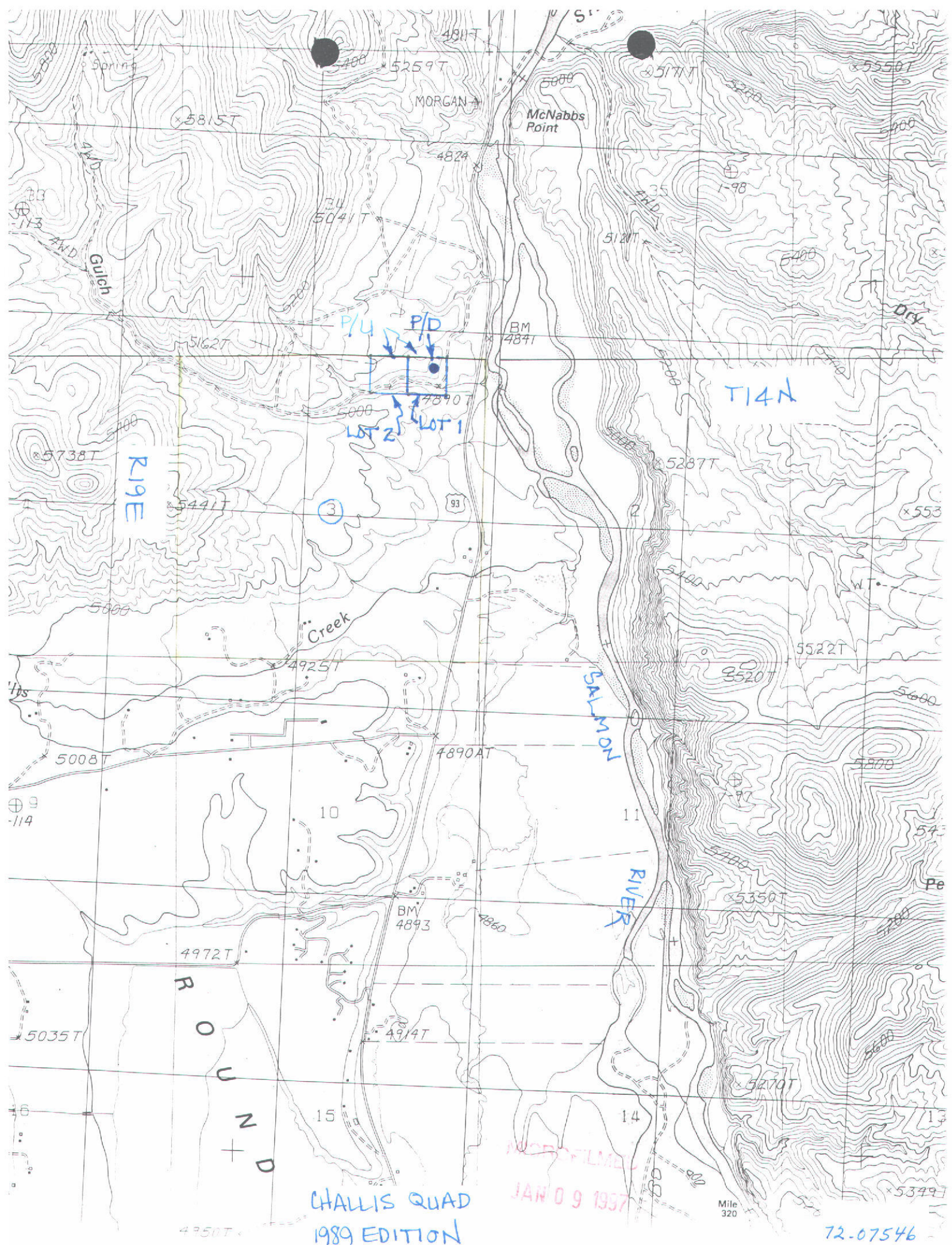
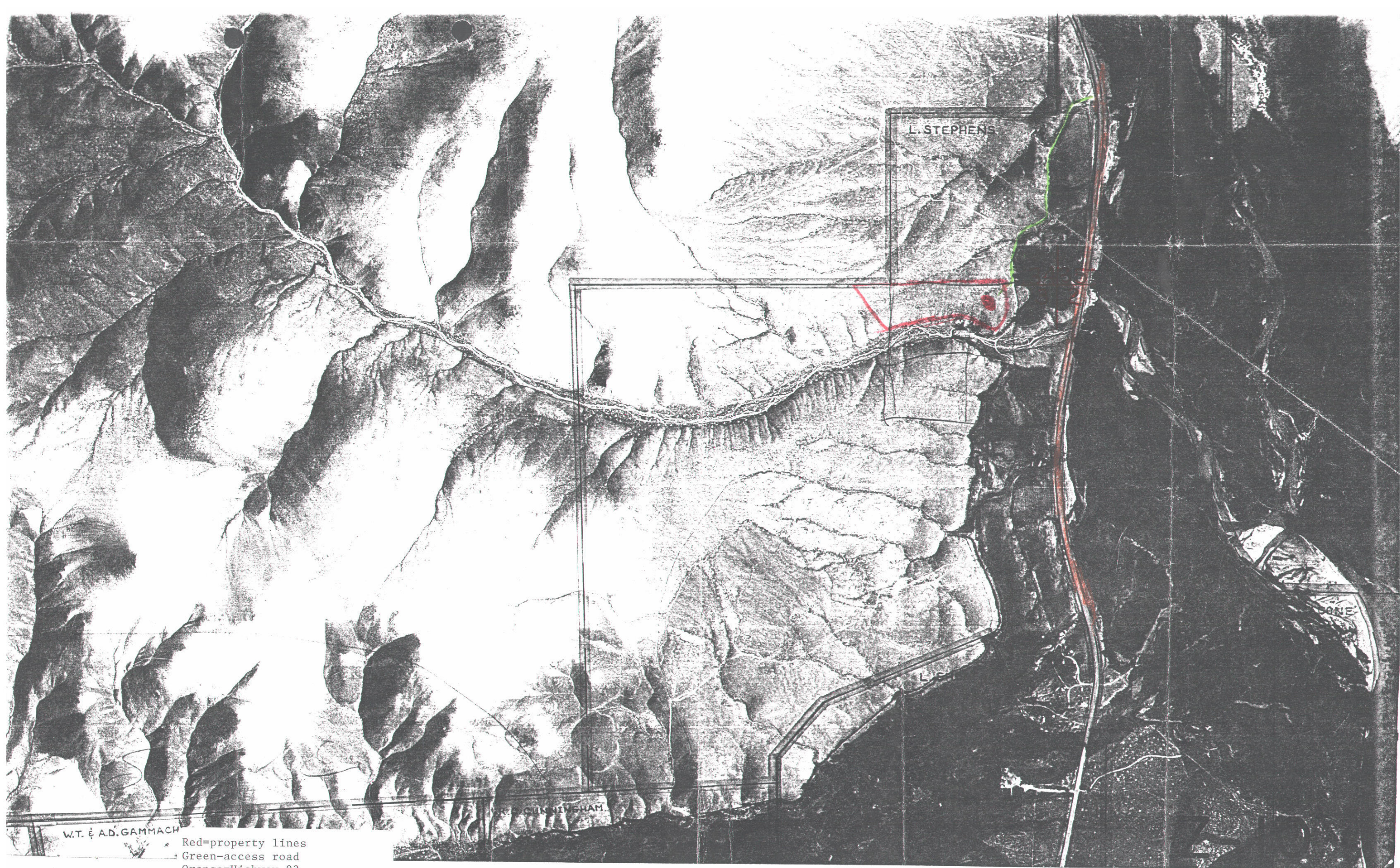


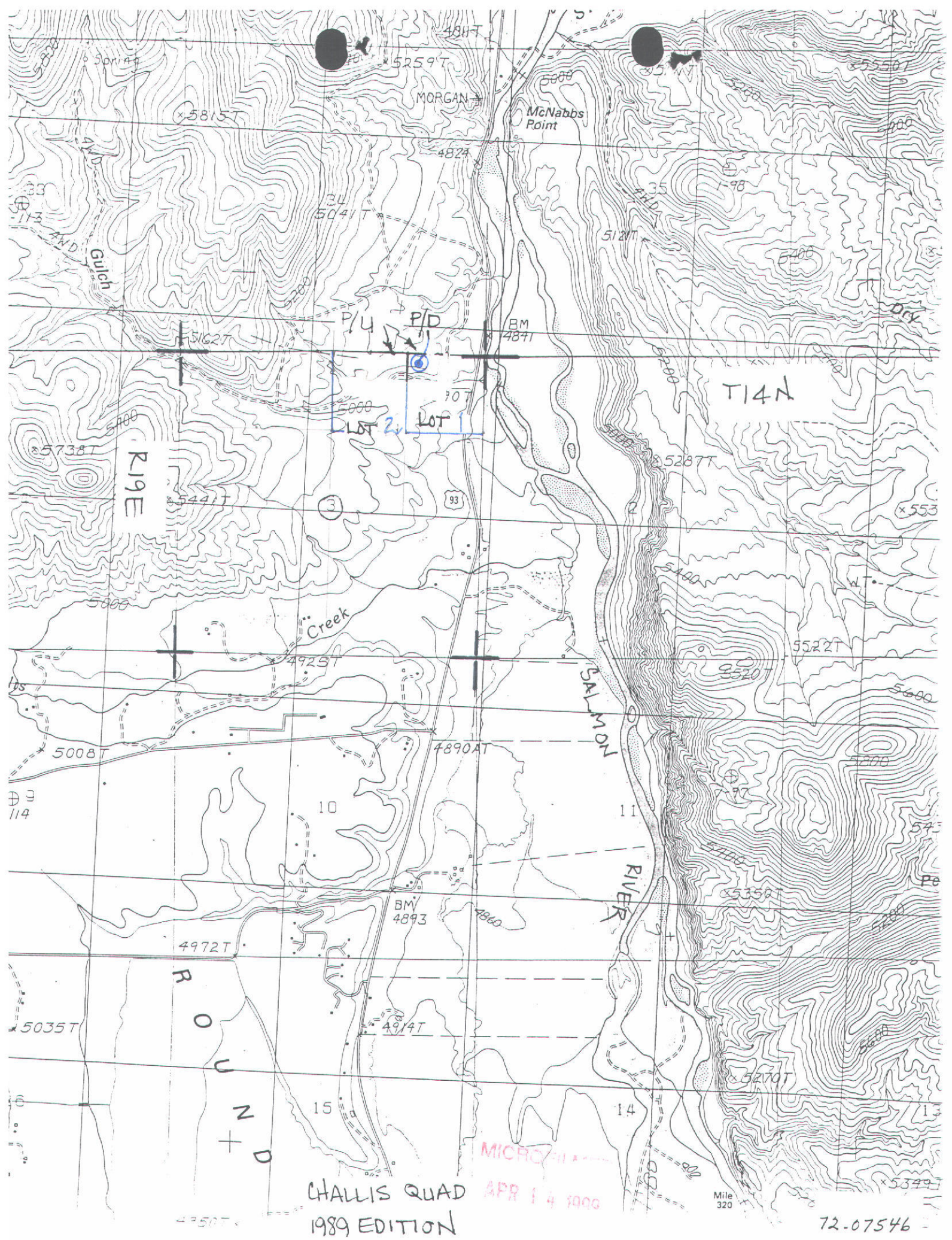




L. STEPHENS

W.T. & A.D. GAMMACH

- Red=property lines
- Green=access road
- Orange=Highway 93
- Red dot=house & well location



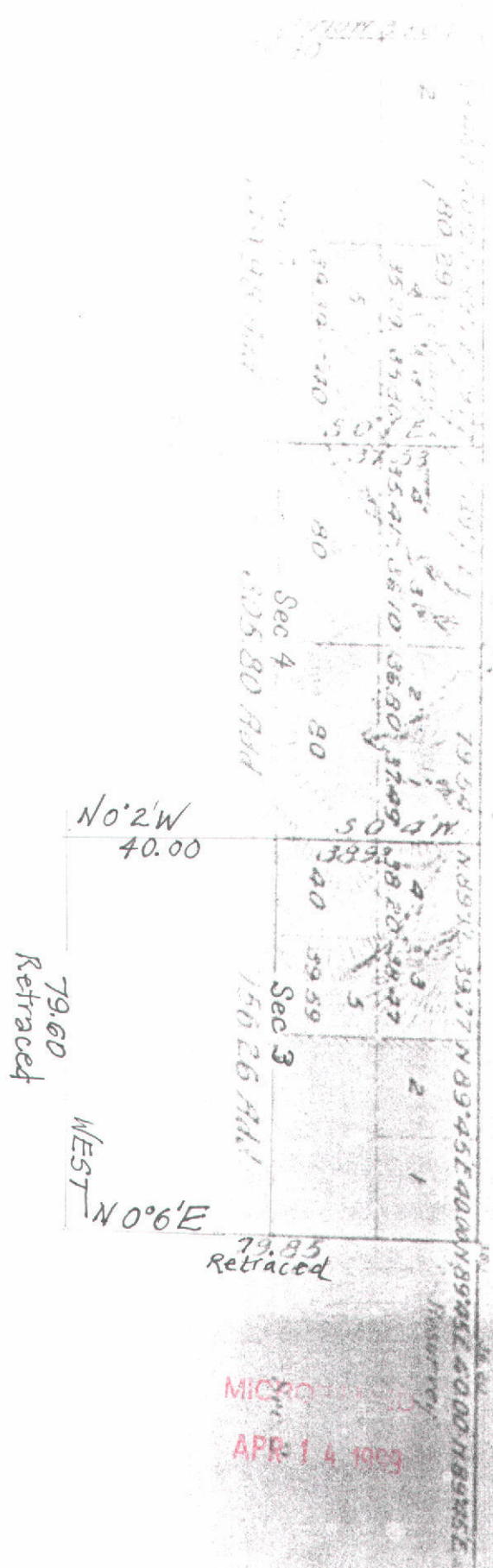
CHALLIS QUAD
1989 EDITION

MICROCH
APR 14 1990

Mile
320

72-07546

No 14 North Range No 19 East



Latimer

72-07546

1/2



8" casing 32" o.g. 1.5'HP

D0002195 Used Drillers Tag

File: R072316A

P/D Section 3, T14N, R19E NENE $\frac{1}{4}$ Lot 1

Photo looking W'ly
stock tank in corral

MICRO-MLC
APR 14 1999

Latimer, Jack & Allicyn
72-07546

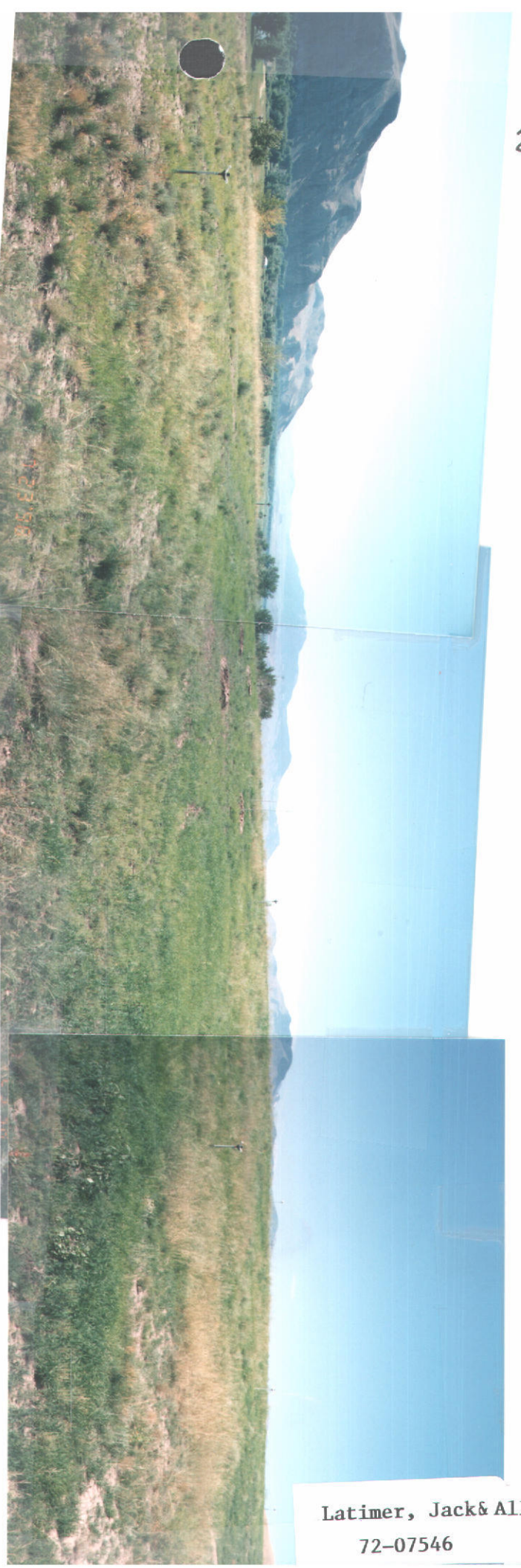
2/2

PASTURE AREA

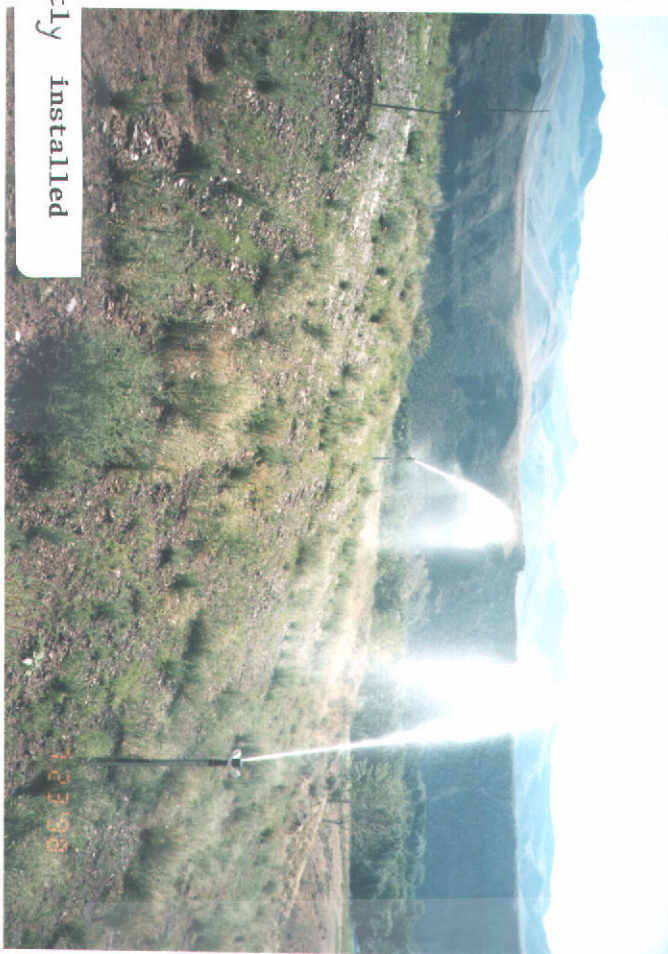


Photos looking SE'ly

P/U Lot 1 Sec 3, T14N, R19E
NENE 1/4



Proof filed 11/1997
sprinkler system recently installed



50 PSI

MICROFILMED
APR 14 1999

Latimer, Jack & Allicyn
72-07546

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 72-07546

Priority: September 23, 1996

Maximum Diversion Rate:

0.05 CFS

Maximum Diversion Volume:

19.0 AF

This is to certify, that JACK LATIMER
ALLICYN LATIMER

HC 61 BOX 3029

CHALLIS ID 83226

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 23, 1996; and has submitted Proof of Beneficial Use on November 12, 1997. An examination indicates that the works have a diversion capacity of 0.050 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.05 CFS	18.2 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.2 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.05 CFS	19.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NENE), Sec. 3, Township 14N, Range 19E
CUSTER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
14N	19E	3	Lot 1(NENE) 4	Lot 2(NWNE) 3		7

Total number of acres irrigated: 7

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

RECORDED

APR 14 1999

State of Idaho
Department of Water Resources**Water Right License**

WATER RIGHT NO. 72-07546

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 13TH day of NOVEMBER, 1998.


Acting for KARL J. DREHER, Director



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APR 16 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 12 1997

PROOF OF BENEFICIAL USE

Department of Water Resources

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

1. Permit No. 72-07546 Telephone No. 208-879-5680

2. Name(s) of Permit Holder(s): Jack & Allison Latimer

3. Mailing Address: HC 61 Box 3029 Challis ID 83226

4. Source of Water: Ground If GROUNDWATER (well), Date Drilled: mo. 10 / yr. 97

a. Well Driller: Harbor Drilling (alum) Drilling Permit Number: 72-975-008-000

b. OPTIONAL:
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 1 Stockwater (No. and type of stock): 4 horse

Irrigation (No. of acres): 5-10 Other: 8

6. Total rate of diversion and/or volume for which proof is submitted: _____ cfs OR _____ acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes _____ or No X

Has the measuring device been installed? Yes _____ or No X

Flow Measurement Port: Is a flow measurement port required? Yes _____ or No X

Has the measurement port been installed? Yes _____ or No X

8. Fee Enclosed: \$ 500 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Jack & Allison Latimer Telephone Number: 208-879-5680

Address: HC 61 Box 3029 Challis, Id 83226

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

DEC 10 1997

Signature of permit holder: Allison Latimer Date: 11/17/97
(include your title, if on behalf of company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 72-07546

Proposed Priority: September 23, 1996 Maximum Diversion Rate: 0.20 CFS

This is to certify, that **JACK LATIMER**
ALLICYN LATIMER
HC 62 BOX 1190
ELLIS ID 83235

has applied for a permit to appropriate water from: **GROUNDWATER**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/15 to 10/15	0.20 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.02 CFS
	Totals	0.20 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NENE), Sec. 3, Township 14N, Range 19E
CUSTER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
14N	19E	3	Lot 1(NENE) 2.0	Lot 2(NWNE) 8.0		10.0

Total number of acres irrigated: 10.0

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **December 1, 1997**.
2. Subject to all prior water rights.
3. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
4. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. The right holder shall comply with Idaho well construction standards when constructing a well pursuant to this right.

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1996 09 017

State of Idaho
Department of Water Resources

Permit To Appropriate Water

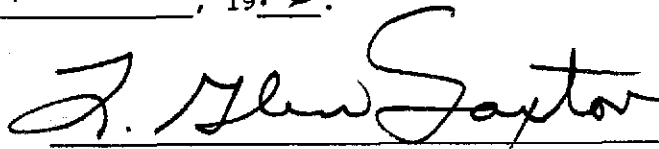
NO. 72-07546

CONDITIONS OF APPROVAL AND REMARKS

7. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
8. Stockwater use is for 5 horses.
9. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

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

6th day of December, 1996.


for Karl J. Dreher, Director

RECORDED
INDEXED

RECEIVED

RECEIVED

NOV 29 1996

N/A NENE4

FORM 202 SEP 23 1996
2/96

Department of Water Resources

Ident. No. 72-07546

Department of Water Resources
Southern Region

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Jack and Allie Lynn Latimer Phone 208-876-4247
 Mailing address HC 62 Box 1190 Ellis, ID 83235

2. Source of water supply underground water which is a tributary of N/A

3. Location of point of diversion is Township 14 N Range 19 E Sec. 3, in the N 1/4, NE 1/4, NE 1/4, Govt. Lot 1, B.M., Custer County;
 additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 cfs for Domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount .20 cfs for irrigation purposes from April 15 to Oct 15 (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount .02 for stockwater purposes from Jan 1 to Dec 31 (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .20 and/or (b) _____
 cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source Well and pump and Sprinklers

b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total reservoir capacity N/A acre-feet

c. Proposed well diameter is 8 inches; proposed depth of well is 100' to 300' feet

d. Is ground water with a temperature of greater than 85°F being sought? NO

e. If well is already drilled, when? NO; 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. N/A

b. Stockwatering; list number and kind of livestock. 5 horses

c. Municipal; show name of municipality. N/A

d. Domestic; show number of households. One

e. Other; describe fully. None

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JAN 16 1997

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	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	19E	3	Lot 1 25 2	Lot 2 2			Lot 2 25 2	9-23-96											10 2

Total number of acres to be irrigated 10

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? Jack & Allison Latimer / Elizabeth Stephens
b. Who owns the land to be irrigated or place of use? Jack & Allison Latimer / Elizabeth Stephens
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: License holder

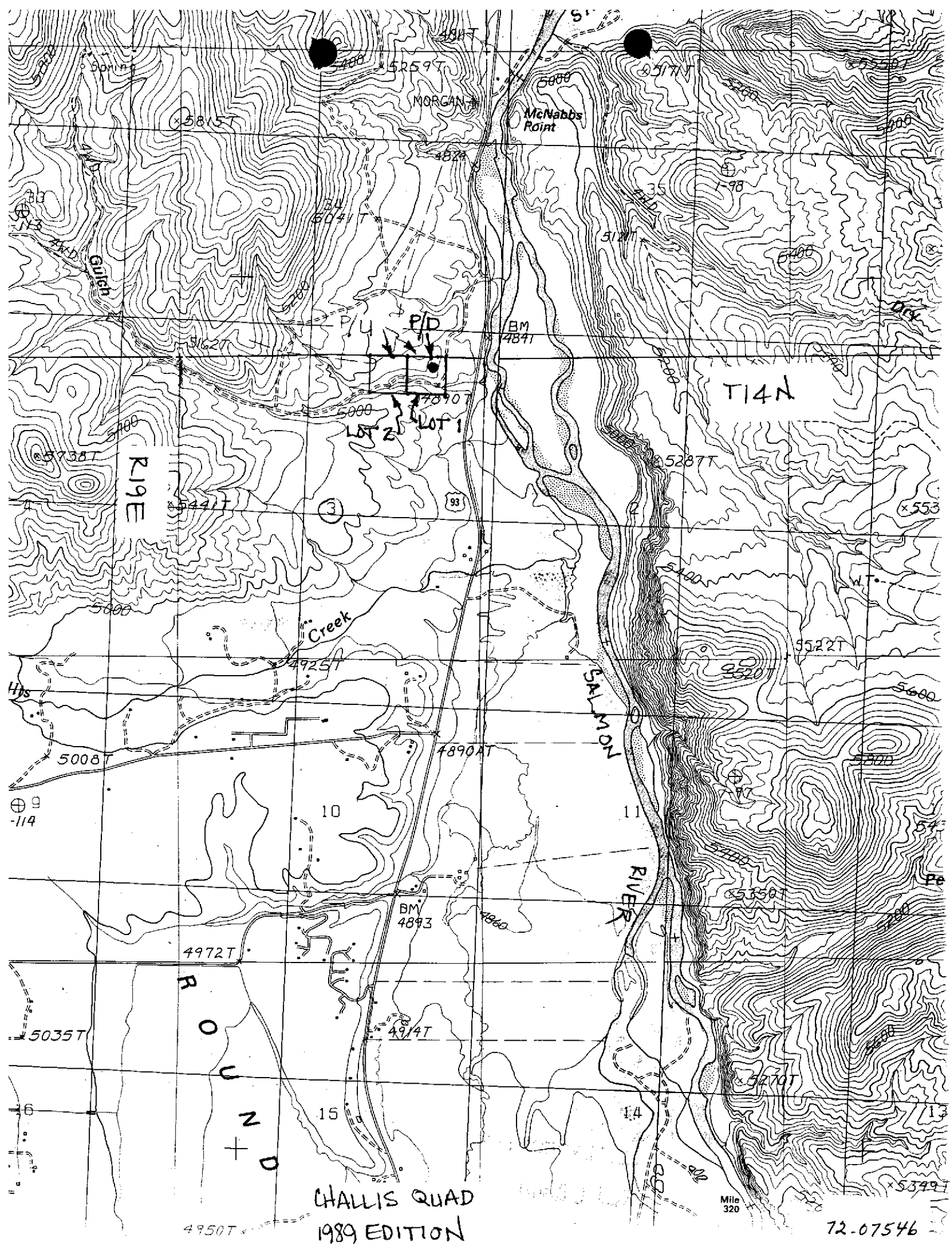
12. Remarks: We are purchasing this property from Elizabeth Stephens. She is carrying us on this so she is the license holder.

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"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.

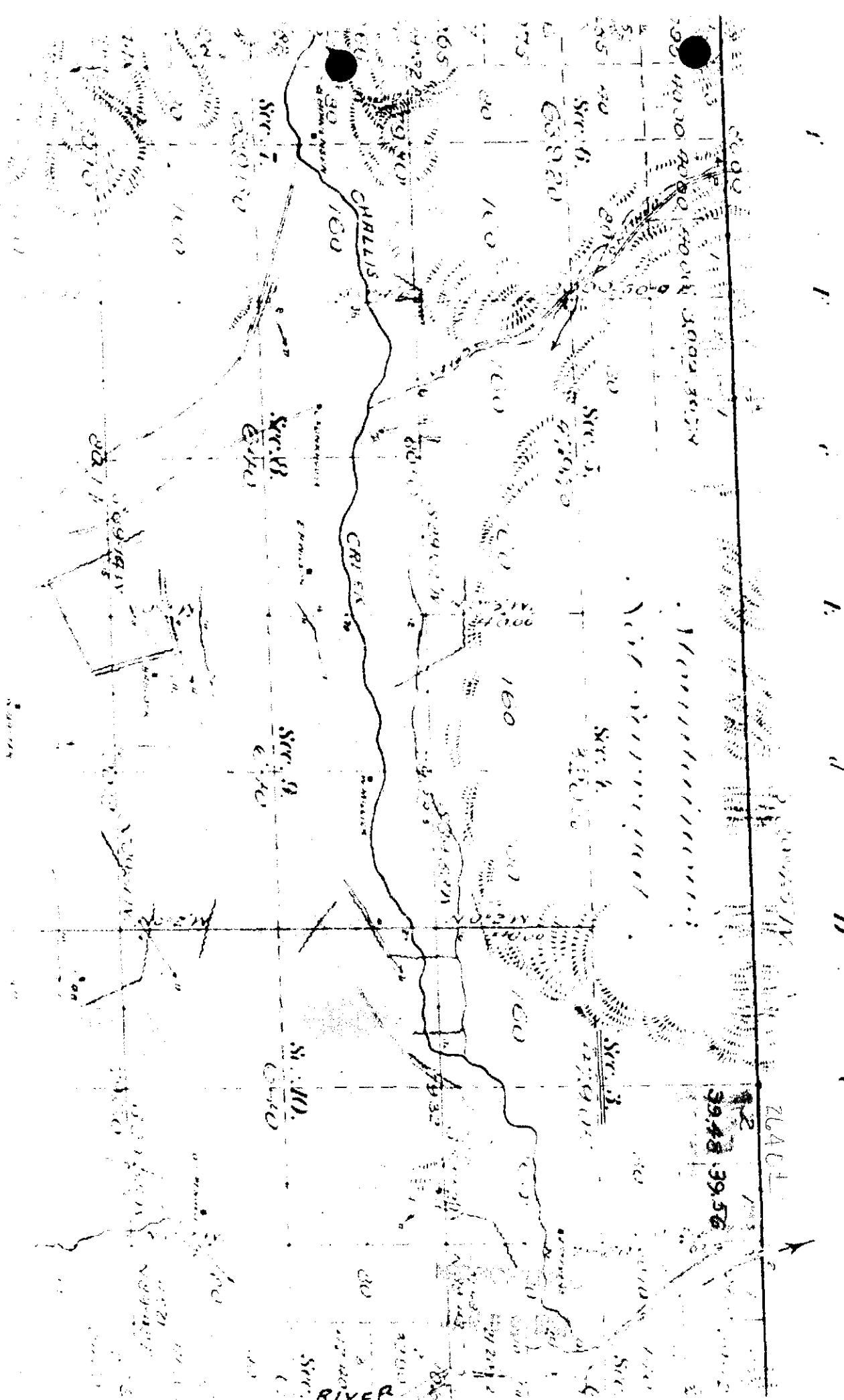
Allison Latimer
Signature of Applicant (and title, if applicable)

Received by 4# 3024 Date 9-23-96 Time 10:50am Preliminary check by GLS 080096
Fee \$ 50.00 Receipted by MB # 5019543 Date 9-23-96
Publication prepared by MB Date 10/16/96 Published in The Challis Messenger
Publication approved MB Date 11/18/96



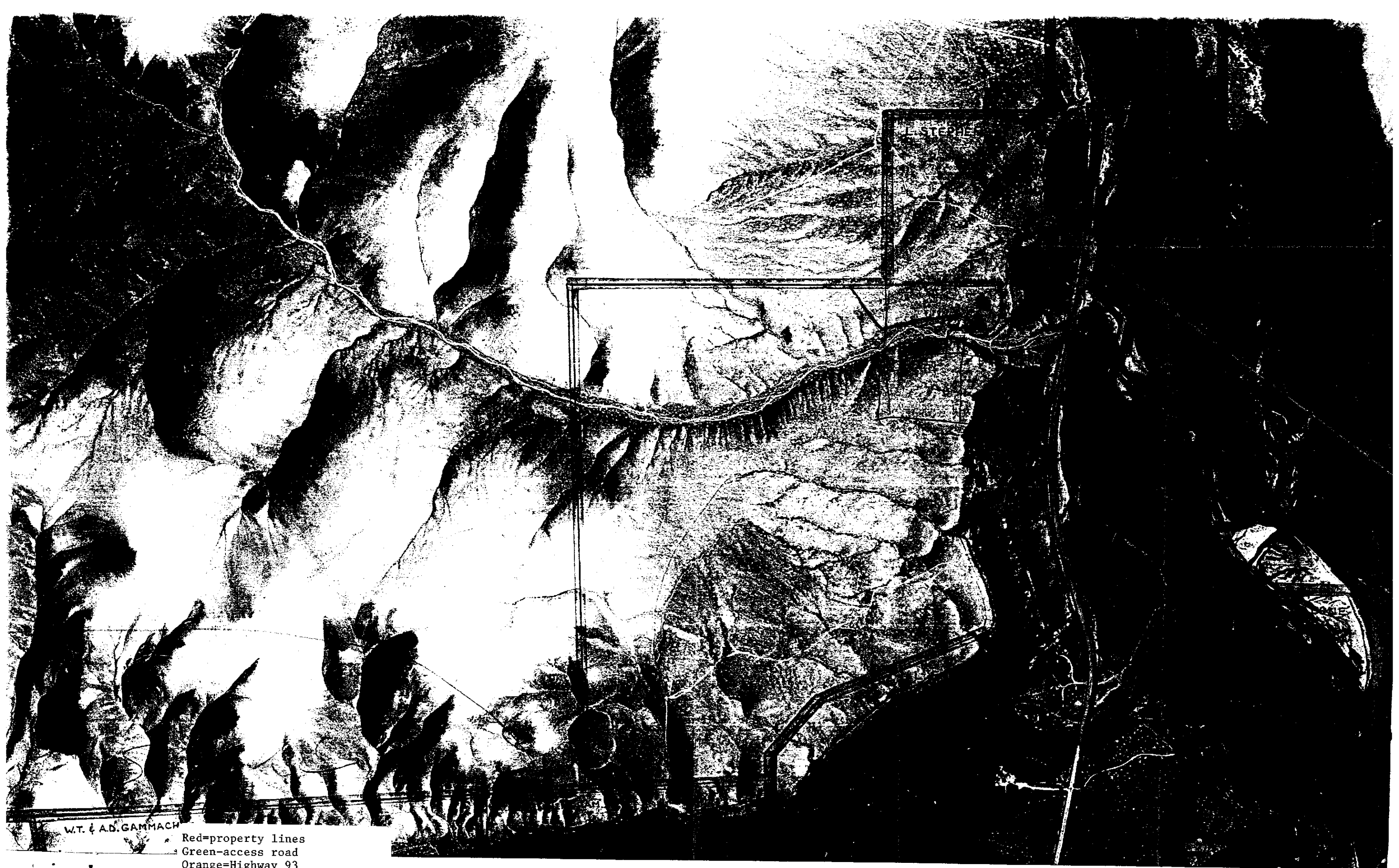
SEC 3, T14N, R19E

Wishpish No 14 North, Range No 19 East of the Boise



Applicant
Submitted
The Attached Map.

23 SEPT 96



W.T. & A.D. GAMMACH

Red=property lines
Green=access road
Orange=Highway 93
Red dot=house & well location



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

November 13, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JACK LATIMER
ALLICYN LATIMER
HC 61 BOX 3029
CHALLIS ID 83226

RE: WATER RIGHT NO. 72-07546

Dear Water Right Holder(s):

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

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

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APR 14 1999

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

3 MICRO - MED

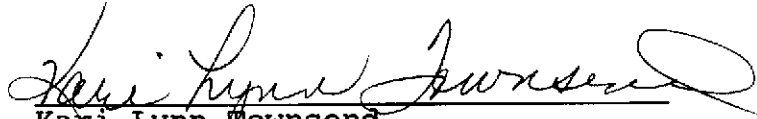
APR 14 1995

CERTIFICATE OF MAILING

I hereby certify that on the 13th day of November, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 72-07546

JACK LATIMER
ALLICYN LATIMER
HC 61 BOX 3029
CHALLIS ID 83226


Kari Lynn Townsend
Secretary

RECEIVED

APR 14 1999

MEMORANDUM

TO: File 72-07546

FROM: Sharla

DATE: November 6, 1998

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit 72-07546 are as follows:

H. RECOMMENDATIONS

Irrigation	4/15 - 10/15	0.05 cfs	18.2 afa
Stockwater	1/1 - 12/31	0.02 cfs	0.2 afa
Domestic	1/1 - 12/31	0.02 cfs	0.6 afa
	TOTALS	0.05 cfs	19.0 afa

The standard irrigation volume for this area is 3.5 af/acre; the volume has been adjusted accordingly.

The domestic use is in-house only; the rate has been adjusted accordingly.

Exam Date: July 23, 1998
Examiner: Georgia Satterlee

6/15/99

APR 14 1999

LICENSE REVIEW CHECKLIST

PERMIT NO. 72-07546 DATE 10/30/98 REVIEWER: SHARLA

NAME OK Change/OK
 Address OK
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV OK Change (P39 /P47) Add (P45/P42) Feds - P40
 W32 (multiple in 1/4)
 W36 (overlap)
 W59 (subd. desc)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PLACE OF USE OK Change (P41/P47) Add (P41/P42) Feds - P43
 W60 (subd. desc)
 W27 (ppu acre limit)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PD & PU amend (P37) Feds - P48

RATE OF DIV

Permitted Rate .20 cfs
 Fee limit .20 cfs \$50.00
 Measured .05 cfs sprinklers
 Theoretical .04 cfs

Recommended Total Div Rate .05 cfs

WATER USES

WATER USES	Change (P46)	Domestic	Power	Fish (042)	Fire (077)	Wtr Quality (081/R07)
<u>LD</u>	<u>.05</u> cfs $7 \times 3.5 = 24.5$ af					
<u>Stock</u>	<u>.02</u> cfs					
<u>Dom</u>	<u>.02</u> cfs					
TOTALS	<u>.05</u> cfs					

overlap (R58-R61, R62-R65, R66-R69)
 supp. gw (WB7/065/079)
 overlap spec. combined rts (W35)
 <1acre (W31)
 (W01/WB5/070/071/075)
 (W42 or W43/025/027/R22 or R23)
 Fire (077) Wtr Quality (081/R07)

Flow rate .05 cfs X 184 days X 1.98 = 18.2 af

REMARKS

ADD'L CONDITIONS

Watermaster Control WD# _____

01M GW Measurement/Measuring Device

Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority yes no

SRBA Claim NA

Adjust Memo dom rate
 Amend letters 3.5 af

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 72-07546

1. Owner: Jack & Alicyn Latimer Phone No. (208) 879-5680

Current Address: HC 61 Box 3029, Challis, ID. 83226

2. Accompanied by: Alicyn Latimer EXAM DATE 23 JULY 1998

Address: _____ Phone No. _____

Relationship to Permit Holder: Wife of Jack Latimer

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

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

2. Other water rights with the same point of diversion: "

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	LOT 1		NENE	3	14N	19E	Custer		Field Exam
									GPS D0002195

2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	19E	3	4	3															7065.
			LOT 1	LOT 2															
"	"	3	D																
"	"	3		S															

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SEP 14 1999

[illegible]

✓

✓

4.

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

SEE "A" on
BACK PG.

NIJ 07-1390

E. NARRATIVE/REMARKS/COMMENTS

E. NARRATIVE/REMARKS/COMMENTS

FROM: Georgia Satterlee
DATE: 10 August 1998
RE: 72-07546

On 23 July 1998 at 1100 hrs., I met with Allicyn Latimer to conduct a field examination on the above permit. The water source is a well that serves the domestic, stockwater, and irrigation uses.

The well was drilled in October 1997 and the proof submitted in November 1997. The point of diversion is located in Lot 1 of the NENE $\frac{1}{4}$ of Section 3, T14N, R19E.

The domestic is for one home. The stockwater is for 3-5 horses and 2 pigs.

The irrigation (on a timer) consists of 14 zones covering approximately 7 acres. Each zone operates 5-15 minutes each, depending on the type of sprinkler and the area being irrigated. There are a variety of sprinklers on property, including impact, pop-up, and spray sprinklers. Mr. Latimer installs sprinklers professionally and it appears he constructed his irrigation system with conservation in mind. According to Mrs. Latimer, the rate of the impact sprinkler is 11 gpm each. See "F" Flow Calculations for rate(s).

See back of Beneficial Use Field Report for other recommendations.

Note to Condition 4.

The Latimers purchased (see plat map) approximately 13 acres from Beth Stephens. Beth Stephens retained the land south of the Latimers and the Stephens' claims, A72-10149A, -10156, -00023A, -02050A irrigate approximately 18 acres from surface water. Contrary to the permit analysis (I did it), the Latimers **do not** have any surface rights associated with this property. I verified this statment with Jeanie Robertson, who is reviewing Stephens' irrigation claims in the SRBA.

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

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APR 14 1999

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

Zone → 2 impact sprinklers for large area (see photo 2/2)
 11 gpm/sprinkler = 22 gpm = 0.05 cfs
 Zone → 7 pop up[^] for smaller area (not photographed)
 sprinklers

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 7(3) = 21$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.05(184)1.9835 = 18.2$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 18.2$$

2. Volume Calculations for Other Uses:

EXAM FEE LIMIT: 0.20
 PERMIT RATE: 0.20
 RECOMMENDED RATE: 0.05

THEORETICAL 0.04 cfs
 H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic(In-House)	0/1	12/31	0.04	0.6
Irrigation	4/15	10/15	0.05	18.2
Stockwater	0/1	12/31	0.02	0.2
Totals:			0.05	19.0 afa

SYSTEM CAPACITY

2. Recommended Amendments

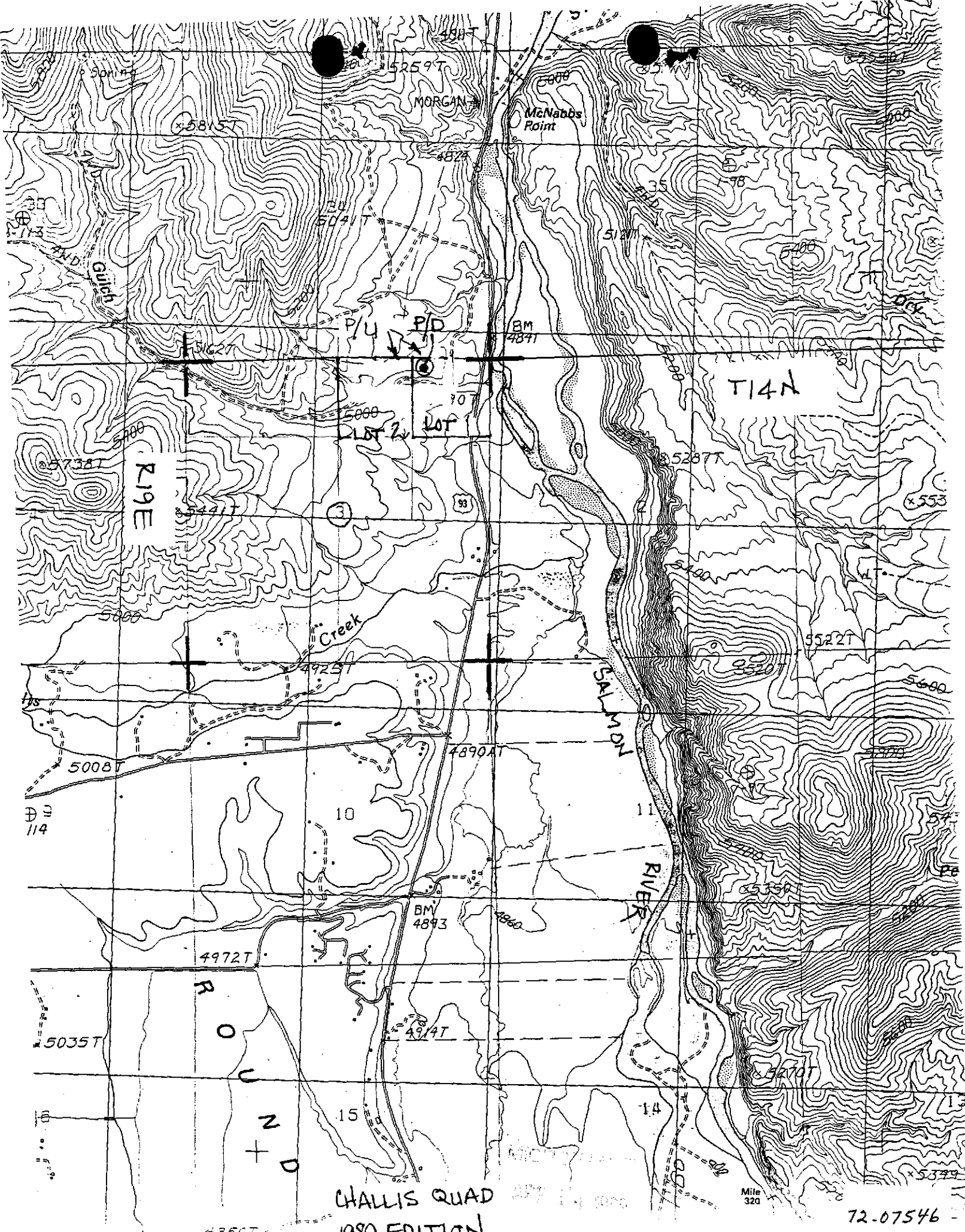
Change P.D. as reflected above Add P.D. as reflected above None
☒ Change P.U. as reflected above Add P.U. as reflected above Other
 Verified in the field

I. AUTHENTICATION

Field Examiner's Name Georgia Satterlee Date 10 August 98

Reviewer _____ Date _____

SEAL



CHALLIS QUAD
1989 EDITION

72-07546

13AHC - TWP NO 14 N R NO 19 E.B.M.I.

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STEPHENS
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4-356 PCO
36-435 Dred

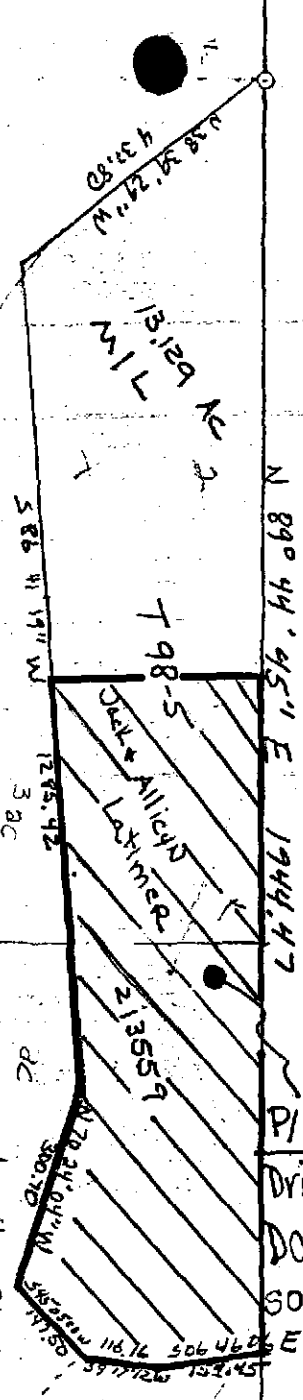
1" = 300'

LOT 2
Bd. Stephens
T 98-b

LOT 1

Wm. STEPHENS
36-435
4-356 PCO

Lee Roy THOMAS STEPHENS



Driller's Tag
00002195
soldered on
E casing

FILE: R072316A
1100 hrs.

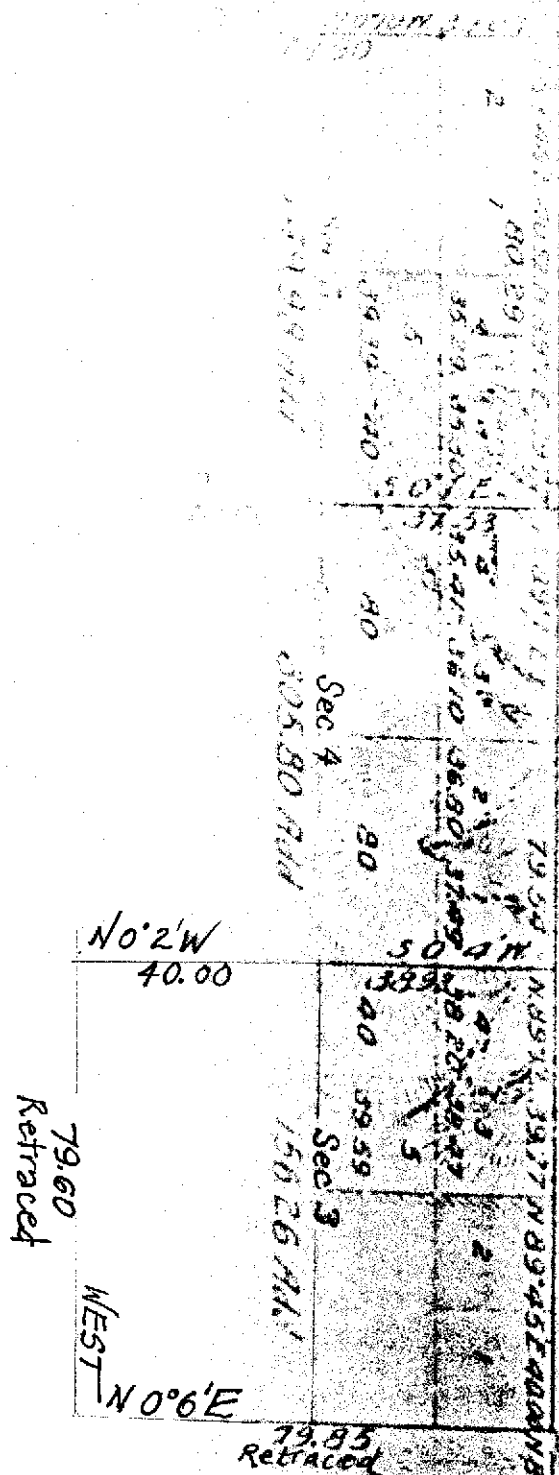
LATIMER, JACK & ALLICYN

23 JULY 1998
EXAMINER: SATTERLEE

72-07546



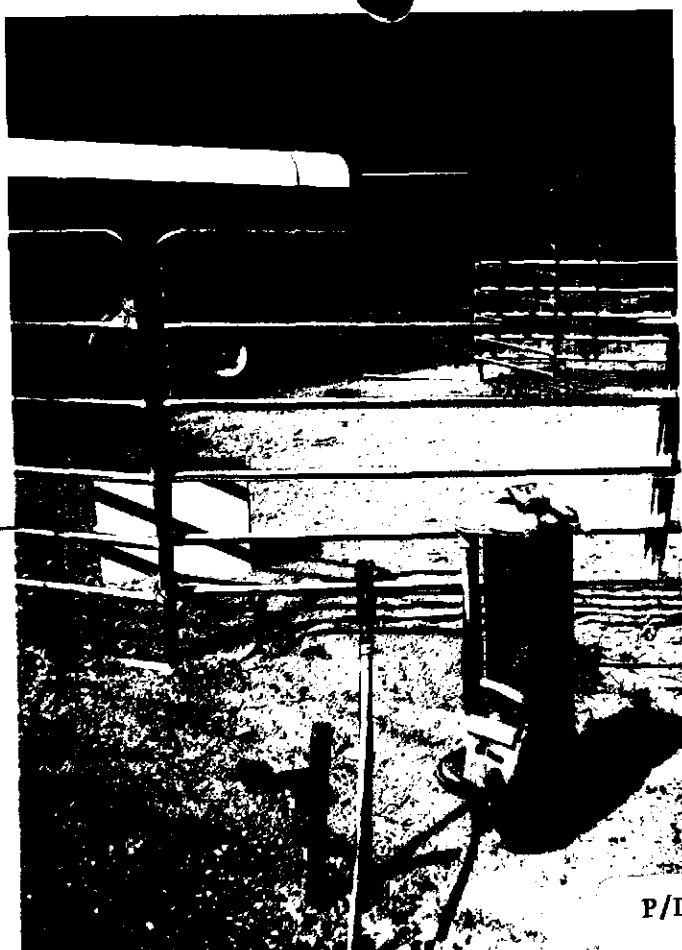
N^o 14 North Range N^o 19 East



Latimer

72-07546

1/2



8" casing 32" o.g. 1.5'HP

D0002195 Used Drillers Tag

File: R072316A

P/D Section 3, T14N, R19E NENE $\frac{1}{4}$ Lot 1

Photo looking W'ly

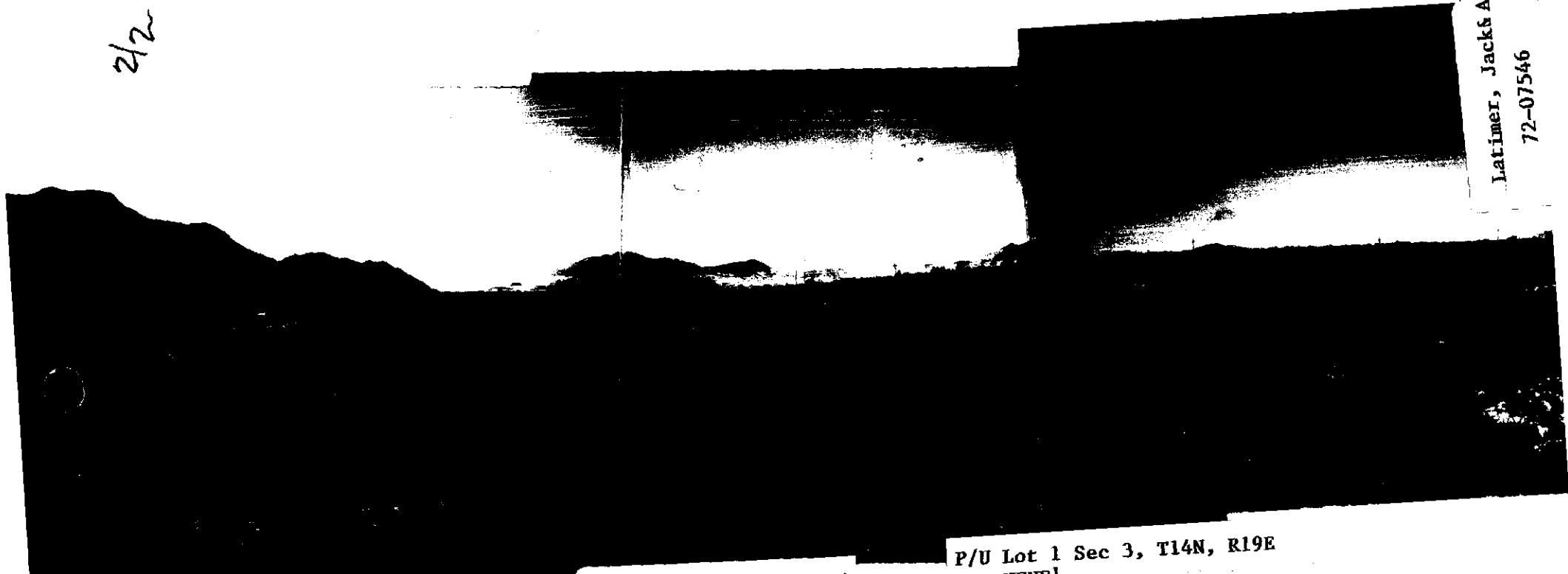
stock tank in corral

RECEIVED
APR 14 1968

Latimer, Jack & Allicyn
72-07546

2/2

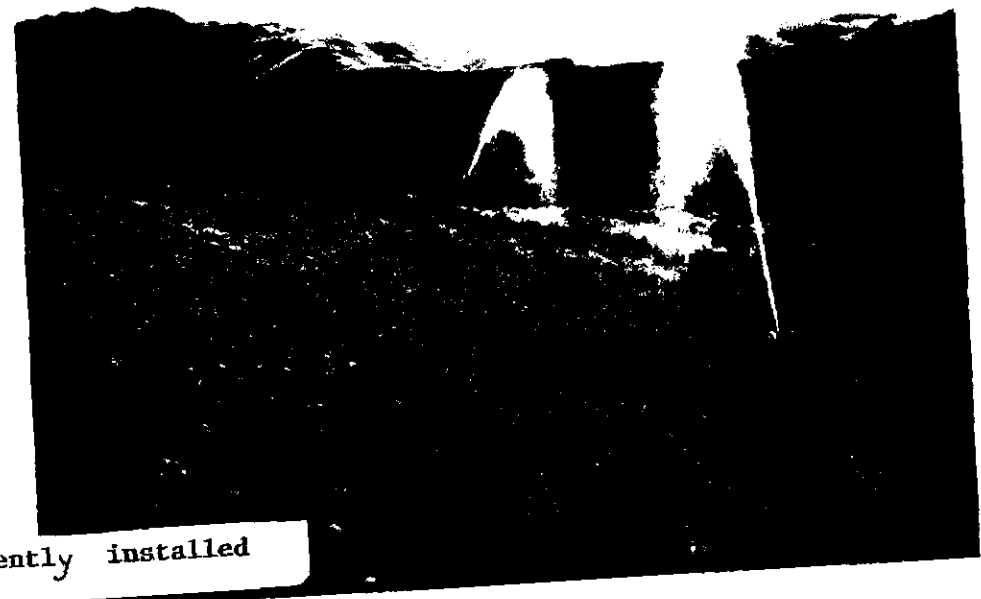
Latimer, Jack & Allicyn
72-07546



PASTURE AREA

Photos looking SE'ly⁺

P/U Lot 1 Sec 3, T14N, R19E
NENE⁺



50 PSI

Proof filed 11/1997
sprinkler system recently installed

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: 72-07546
DATE: AUGUST 1998
BY: SATTERLEE

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (H.P.) \times (EFF.)}{TDH}$

- Q = CFS
H.P. = Total Brake Horsepower of pumping plant (including booster)
EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)
TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]
LIFT = depth to water in FEET from land surface to pumping water level
PSI = pumping pressure measured in psi near pump
(if open discharge assume zero [0])

$$Q = \frac{(8.8) \times (2.0) \times (0.70)}{[(200 \pm) + (50 \times 2.31)]} = \frac{12.32}{315} = 0.04 \text{ cfs}$$

LIFT FROM:

measurement ()

owner ()

area estimate (X)

well logs (X)

Booster (Y) (N)

PSI FROM:

measurement ()

owner ()

estimate (X)

owner gage ()

NOTES ON PUMP:

Motor Make, Serial or ID

Pump Make, Serial or ID, rating

REMARKS

ANNUAL VOLUME ANALYSIS

POTENTIAL Acres Feet/Acres/Annun = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

(season) (days)

3/15 - 11/15 246

4/1 - 11/1 215

4/15 - 10/15 184

3/1 - 12/1 276

POTENTIAL = $(\dots) \times (1.98) \times (\dots)$

(\dots)

POTENTIAL =

REQUIRED Acres Feet/Acres/Annun =

(AF/Ann/Ac irrigation requirement from chart for area)

NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY (

IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY (

Permit No. 72-07546 Reviewed by [Signature] Date 11-21-97

Proof Made 11-12-97



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 2, 1997

JACK AND ALLICYN LATIMER
HC 61 BOX 3029
CHALLIS ID 83226

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 72-07546

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the department's SOUTHERN Regional Office in Twin Falls at (208)736-3033.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED
DEC 4 1997

September 30, 1997

JACK LATIMER
ALLICYN LATIMER
HC 62 BOX 1190
ELLIS ID 83235

PROOF DUE NOTICE

RE: PERMIT NO. 72-07546

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before December 1, 1997.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

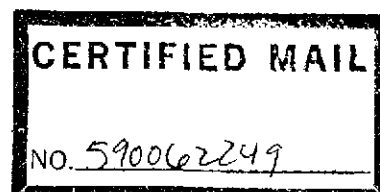
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

RECORDED
DEC 10 1997





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

December 9, 1996

PHILIP E. BATT
GOVERNOR

JACK AND ALLICYN LATIMER
HC 62 BOX 1190
ELLIS ID 83235

KARL J. DREHER
DIRECTOR

PERMIT NO. 72-07546 APPROVAL NOTICE

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "Conditions of Approval and Remarks" listing on the permit.

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.

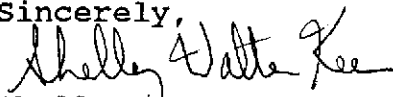
If a well has not already been constructed you are required to obtain a "drilling permit" from the department. The right to drill a well is not a part of this permit to appropriate water.

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify 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 to obtain the proper reporting form.

Sincerely,


Shelley W. Keen
Water Rights Supervisor

SK:ph
Enclosures

RECEIVED
DEC 15 1996

11/96

COMMENTS:

RECEIVED
DEC 02 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

Department of Water Resources

REVIEW BY SATTERLEE, G.L. DATE 7 Oct, 1996
APPLICATION NO. 72 - 07546

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (see USGS quad for names of water sources)
☒ Point of diversion (10 Acres for spring, lot & block description, subdivisions, local name, flow &/or volume.)
☒ County
☒ Quantity (flow &/or volume)
☒ Period of use
☒ Nature of proposed use (include description of use)
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map
☒ Signature (If applicant is corp., partnership, or municipality of signator is required)
☒ Fee
Yes ☐ No ☐ In form to receipt

PROPOSED PRIORITY DATE
23 SEPTEMBER 19, 96

ADDITIONAL INFORMATION

- ☒ Overlapping place of use (Describe source & relationship to pre-application on the back. SEE MEMO ATTACHED)
☒ Overlapping point of diversion.
Yes ☒ No ☐ Field check required
Field check by _____
Yes ☒ No ☐ Field report attached
Yes ☒ No ☐ Critical Ground water area
Yes ☒ No ☐ Groundwater management area
Yes ☒ No ☐ Send Dam safety information
Yes ☒ No ☐ Send power requirement letter
Yes ☒ No ☐ Send fish farm requirement letter
Yes ☒ No ☐ Power residency affidavit.
Yes ☒ No ☐ Power efficiency form
Yes ☒ No ☐ Within trustwater boundary (If yes, attach trustwater supplementary analysis sheet.)
Yes ☒ No ☐ Diversion greater than 5 cfs or 500 acre ft. (If attach large diversion supplementary analysis sheet.)

See reverse side for additional information.

* REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

Date Requested _____, 19____

PROCESSING Yes No In form for Advertising
Yes ☒ ☒ Statewide Advertising
☒ Yes No Fee amount, receipt date & No. recorded on app.

SEND COPIES TO: Idaho Dept of Health & Welfare USDI BLM
Idaho Dept of Fish & Game USFS
Idaho Dept of Lands Water Dist.
Adjudication Bureau Unit Other

FINAL REGIONAL PROCESSING REVIEW

☒ Yes No Affidavit of publication received.
☒ Yes No Application published correctly. If not, record action taken.
☒ Yes No Publication dates and paper, recorded on App.
Yes ☒ No Protests received
Final date for Protest
11/4 Yes No Protests, dates, resolution of protest, recorded on app.
Yes ☒ No Recommendations attached
Yes ☒ No Measuring device required
Yes ☒ No Access port required
Yes ☒ No Will water be delivered by watermaster? If yes, what dist.
☒ Yes No Special conditions of approval or cover letter below.

See below for additional information

Date of priority recommended 9/23, 1996
By Adam Date 11/27, 1996

STATE OFFICE REVIEW

See below for additional information

By Date , 19

ADDITIONAL INFORMATION:

RECEIVED

NOV 29 1996

FROM: Allen Merritt ^{Department of Water Resources}

DATE: November 27, 1996

TO: Application No. 72-07546
In the Name of: LATIMER

SUBJECT: Review and Recommendation

I RECOMMEND THAT THE APPLICATION BE APPROVED; HOWEVER, INFORMATION IN THE FILE AND THE APPLICATION IS CONFLICTING AS TO THE LOCATION OF THE 10 ACRES. IT IS CLEAR THE P/U IS WITHIN LOTS 1 & 2 OF SECTION 3 BUT IS CONFLICTING HOW THE 10 ACRES IS SPLIT. THE QUAD MAP AND THE MEETS AND BOUND MAP SUPPORT THAT THE 8 ACRES SHOULD BE IN LOT 2 AND THE 2 ACRES IN LOT 1. THE APPLICATION AND THE ASCS PHOTO SUPPORT THE REVERSE.

IN VIEWING ALL THIS INFORMATION IT APPEARS TO ME THAT THE SECTION CORNER IS PLOTTED INCORRECTLY ON THE ASCS PHOTO SO THE PROPER LOCATION OF THE PLACE OF USE SHOULD BE:

LOT 1	2 ACRES
LOT 2	8 ACRES

THIS IS HOW I RECOMMEND THAT THE PERMIT BE ISSUED.

*Database needs to be
corrected.*

Am

*Done
11/27/96
TMB*

*PROCESSED
11/29/96*

AFFIDAVIT OF PUBLICATION

NOV 15 1996

State of Idaho, County of Custer, ss:

Department of Water Resources
Custer

1. Ruth E. Burchill, representing the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2 consecutive weeks, commencing with the issue dated Nov 7 1996 and ending with the issue dated Nov 14 1996.

Ruth E. Burchill

STATE OF IDAHO

COUNTY OF CUSTER

On this 14 day of Nov. in the year of 1996, before me, a Notary Public, personally appeared Ruth E. Burchill 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.

Richard L. Burchill
Notary Public for Idaho

Residing at Challis, Id.

My commission expires: 3-16-97

NOTICE OF APPLICATION FOR WATER PERMIT

The following application has been filed to appropriate the public waters of the State of Idaho:

JACK & ALLICYN LATIMER
HC 62 BOX 1190
ELLIS ID 83235

Application for Permit No. 72-07546

Source: groundwater

Diversion Pt: Lot 1 (NE1/4NE1/4), T14N, R19E; Custer County.

Use:

irrigation (0.20 cfs) 4/15-10/15

stockwater (0.02 cfs) 1/1-12/31

domestic (0.04 cfs) 1/1-12/31

Total Diversion: 0.20 cfs

In: Ten (10) acres within N1/2NE1/4, S3, T14N, R19E.

Date Filed: 9/23/96

The permit will be subject to all prior water rights. Any protest must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before November 25, 1996.

The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Pub: Nov. 7 & 14, 1996.

OK
mb
11/18/96

STATEMENT

**Custer Publishing, Inc.**

Phone 879-4445

P.O. Box 405

Challis, Idaho 83226

Dept. of Water
222 Shoshone St. E.
Jern Falls. Id 83301-

Job No.	Date	DESCRIPTION	Amount
	11-14-96	Notice of Application for Water Permit 11/7+14/96 - 30 lines <u>72-07546</u> OK MB 11/18/96	\$ 31.05

A finance charge of 1½ percent (annual percentage rate of 18%) with a minimum charge of 50¢ will be charged to all accounts not paid within 30 days of billing.

RECEIVED
JAN 09 1997

**NOTICE OF APPLICATION FOR
WATER PERMIT**

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to appropriate the public waters of the
State of Idaho:

JACK & ALLICYN LATIMER

HC 62 BOX 1190

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Resources, Southern Region, 222
Shoshone Street East, Twin Falls, ID
83301 together with a protest fee of
\$25.00 on or before November 25, 1996.

The protestant must also send a copy of
the protest to the applicant.

Karl J. Dreher, Director

**Published in The Challis Messenger on
11/7 & 11/14/96.**

MAILED - 2000

JAN 09 1997



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033 Fax 736-3037

PHILIP E BAIL
GOVERNOR
KARL J DREHER
DIRECTOR

October 17, 1996

CUSTER PUBLISHING CO
PO BOX 405
CHALLIS ID 83226

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

RECEIVED

JAN 18 1997

NOTICE OF APPLICATION FOR WATER PERMIT

The following application has been filed to appropriate the public waters of the State of Idaho:

JACK & ALLICYN LATIMER
HC 62 BOX 1190
ELLIS ID 83235

Application for Permit No. 72-07546

Source: groundwater

Diversion Pt: Lot 1 (NE1/4NE1/4), T14N, R19E; Custer County.

Use:

irrigation	(0.20 cfs)	4/15-10/15
stockwater	(0.02 cfs)	1/1-12/31
domestic	(0.04 cfs)	1/1-12/31

Total Diversion: 0.20 cfs

In: Ten (10) acres within N1/2NE1/4, S3, T14N, R19E.

Date Filed: 9/23/96

The permit will be subject to all prior water rights. Any protest must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before November 25, 1996. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in The Challis Messenger on 11/7 & 11/14/96.

RECEIVED

11/14/96



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033 Fax 736-3037

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

October 16, 1996

JACK & ALLICYN LATIMER
HC 62 BOX 1190
ELLIS ID 83235

Re: Application for Permit No. 72-07546

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office has scheduled advertising the application in The Challis Messenger for 11/7 & 11/14/96. A period of ten days following the second publication will be allowed for the submittal of protests.

If an application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If an application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Very truly yours,

Georgia Satterlee L.S.I.T.
Water Resource Agent

GS:mb

RECEIVED

OCT 19 1996

This Aerial map I got
at the Court House. I
have marked our land
with red lines. It is
out of proportion I'm
sure. The well and
house are will be
where the red dot
is.

Green Line is our
access road. Orange
line is us 93 Highway.

If this not good
enough let me know.
My # is 208-876-4247

1

Alicyn Limer

MIC

11

MEMO

TO: File for Latimer, Jack &/or Allicyn
FROM: Georgia Satterlee
DATE: 08 October 1996
RE: Application For Permit

The application for permit is for groundwater in Basin 72 and can be processed due to the moratorium applies to surface water only.

The proposed well diameter is for 8 inches. Because the well diameter is over the standard 6 inches, a waiver needs to be signed by applicant prior to drilling.

The point of diversion (NE $\frac{1}{4}$ NE $\frac{1}{4}$) and place of use (for irrigation, NE $\frac{1}{4}$ NE $\frac{1}{4}$ -8 acres & NW $\frac{1}{4}$ NE $\frac{1}{4}$ -2 acres) were plotted on 7.5 minute quad for clarity. The applicant submitted a map that is difficult to read.

The lienholder of the property is in the name of Elizabeth (Beth) Stephens. There are three claims **A72-00023A**, **A72-02050A**, and **A72-10149A** in the name of **Beth N. Stephens** that could possibly be an place of use overlap with the applicant's proposal.

MICROFILMED
JAN 6 1997

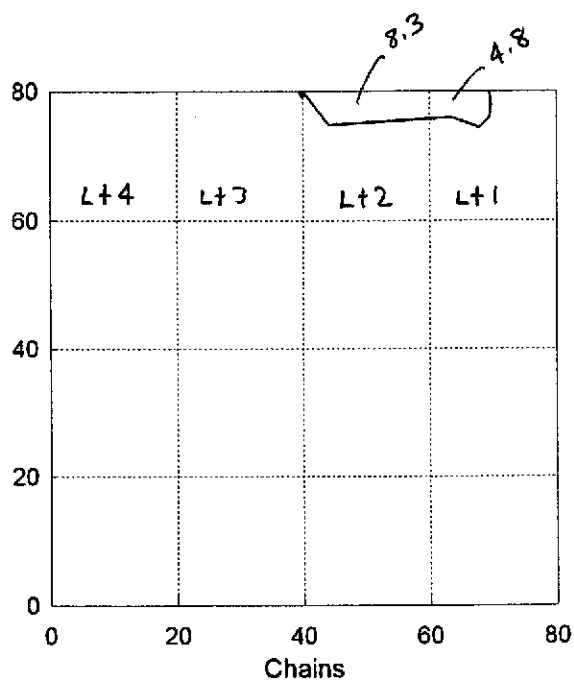
72-07546

RIGHT: _____

CLAIMANT: _____

*Alliegr & Jack
Latimer*

METES & BOUNDS
Sec 03, T14N, R19E



MICROFILMED

JAN 8 9 1987

RIGHT: _____

CLAIMANT: _____

METES AND BOUNDS TABLE

X-COR	Y-COR	ANGLE			BEARING	DIST (FT)	CUM ACRES
		DEGREES	MINUTES	SECONDS			
=====							
40.00	80.00						0.19
69.46	80.13	89.00	44.00	45.00	ne	1944.47	-6.91
69.75	77.73	6.00	46.00	6.00	se	159.45	-12.05
69.46	75.99	9.00	17.00	12.00	sw	116.16	-16.58
67.88	74.42	45.00	5.00	20.00	sw	147.50	-12.64
63.59	75.95	70.00	24.00	4.00	nw	300.70	-14.20
44.14	74.82	86.00	41.00	19.00	sw	1285.40	-13.13
40.00	80.00	38.00	39.00	29.00	nw	437.80	-13.13
40.00	80.00						-13.13

MICROFILMED
JUL 29 1997

09/20/96 01:31 PM

ACRES = 13.13

By: _____

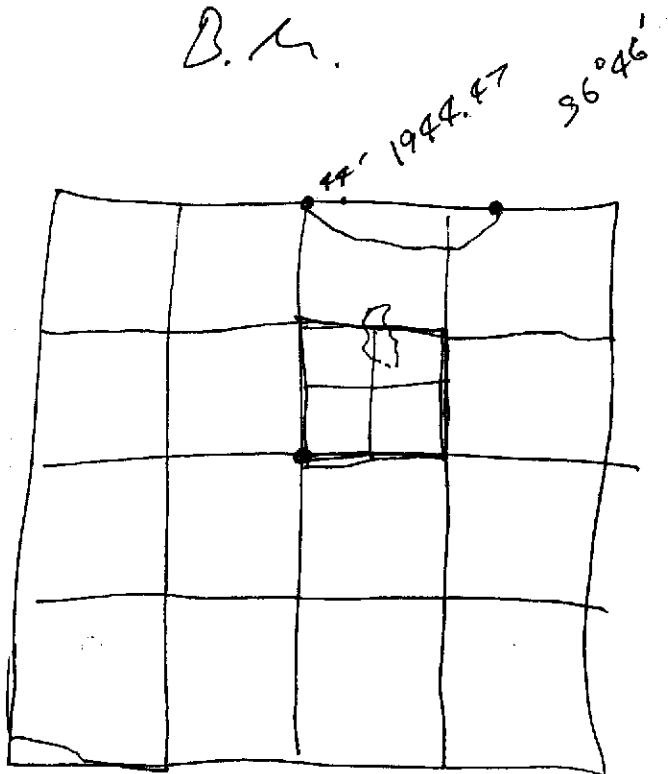
876-4247. • Alison

L4.1 L4.2

N $\frac{1}{2}$ NE $\frac{1}{4}$ Sec 3

T14N R19E

B.M.



- N 89° 44' 45" E 1944.47'
- S 6° 46' 6" E 159.45'
- S 9° 17' 12" W 116.16
- S 45° 5' 20" W 147.50'
- N 70° 24' 4" W 300.70'
- S 86° 41' 19" W 1285.40'

ACTION REQUIRED

FROM:

TO:

N 34° 39' 29" W

437.80
To P.O.A.

12

Domestic

.04 cfs

April
15 to

July

(10) x .02

Strike Rate

0.02

.20 cfs

90 gpm

50 gpm

.20 cfs

.12

850