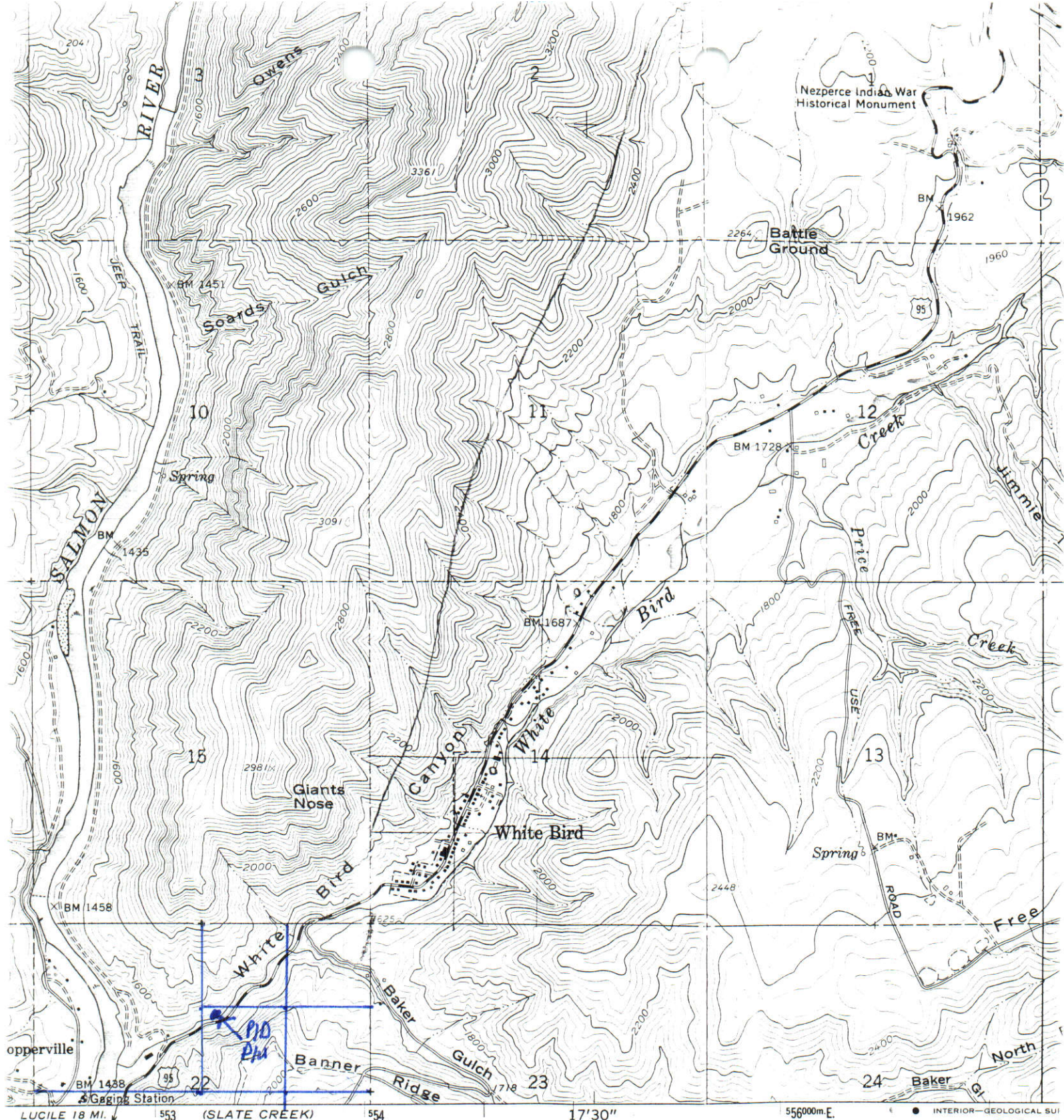


CONTOUR INTERVAL 40 FEET
 DOTTED LINES REPRESENT 20-FOOT CONTOURS
 DATUM IS MEAN SEA LEVEL

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
 BY U. S. GEOLOGICAL SURVEY, DENVER 25, COLORADO OR WASHINGTON 25, D. C.
 OLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

78-07239
 T28N R1E sec. 27
 SW NE
 WHITE BIRD CREEK

NO Home
 Garden only

Map Drawn
 By Daniel H. Nelson
 Maria Miniucci's
 Field Notes.

QUADRANGLE LOCATION

JUN 20 2001



79-07239
T28N R1E S22 N ~~SW~~ SWNE
White Bird Creek

MICROFILMED
JUN 20 2001



PHOTOGRAPHER AND DATE OF PHOTOS P. T. Wicucci 07/20/1998

FILE NO. AND LEGAL DESCR. 79-07239



Point of diversion
located on north
bank of White Bird
Creek

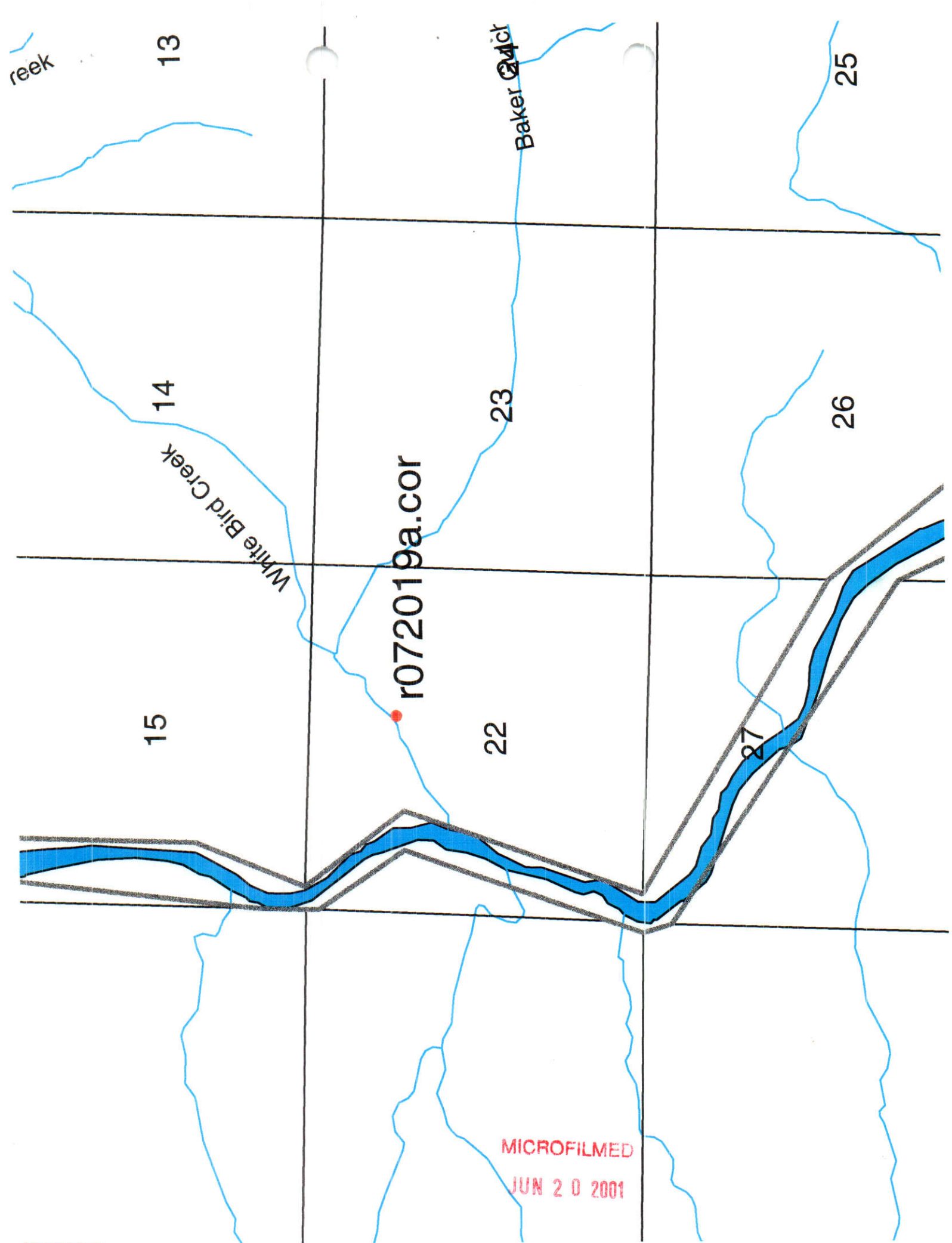
2 inch intake
2 inch outlet



Place of use,
approximately 60 ft
downstream of
diversion.

Garden use only -
No home.

MICROFILMED
JUN 20 2001



AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

NOTICE OF APPLICATION FOR WATER RIGHT

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

79-07239 ✓

TURNIPSEED, BARTLETT NORMAN
P.O. BOX 18

WHITE BIRD, ID 83554

Source: WHITE BIRD CREEK

Tributary: SALMON RIVER

Diversion Pt: SWNWNE Sec 22 T 28N R
01E in IDAHO County.

NWSWNE Sec 22 T 28N R 01E in
IDAHO County.

Use: DOMESTIC (0.040 CFS)

Total Diversion: (0.040 CFS)

Date Filed: 10/12/1995

In: IDAHO County

T28N R01E S22 NWNE SWNE

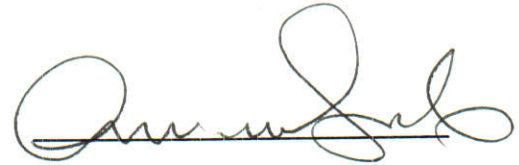
Permits will be subject to all prior water
rights. Protests may be submitted based
on the criteria of Sec. 42-203A, Idaho
Code. Any protest against the approval
of this application must be filed with the
Director, Dept. of Water Resources,
Western Region, 2735 Airport Way,
Boise, Idaho 83705 together with a
protest fee of \$25.00 on or before DE-
CEMBER 4, 1995. The protestant must
also send a copy of the protest to the ap-
plicant.

KARL J. DREHER, Director

Published: 11/16/1995 & 11/23/1995

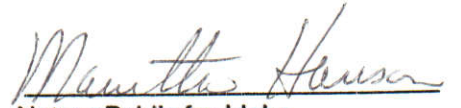
N15-22

Andrew J. McNab, being
first duly sworn, says she is the Publisher
of the IDAHO COUNTY FREE PRESS, a weekly newspaper published
and issued weekly at Grangeville, Idaho county, State of Idaho, and 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 15th day of
November, 19 95, and the last
publication on the 22nd day of November, 1995;
and that the said notice was published in the newspaper proper and not
a supplement; that said newspaper has been continuously and uninter-
ruptedly published in said county during a period of seventy-eight
consecutive weeks prior to the publication of said notice or advertise-
ment.



STATE OF IDAHO }
COUNTY OF } IDAHO

On this 22nd day of November in the year of 1995,
Before me, a Notary Public, personally appeared _____
Andrew J. McNab, 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.


Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 10-8-99

RECEIVED

NOV 27 1995

WATER RESOURCES
WESTERN REGION

JAN 26 1996

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 79-07239

Priority: October 12, 1995

Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 0.6 AF

It is hereby certified that BARTLETT NORMAN TURNIPSEED
PO BOX 18
WHITE BIRD ID 835540018 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated October 12, 1995; and has
submitted Proof of Beneficial Use on July 18, 1996. An examination indicates that the works have a
diversion capacity of 0.26 cfs of water from:

SOURCE

WHITE BIRD CREEK

Tributary: SALMON RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF

LOCATION OF POINT(S) OF DIVERSION:

WHITE BIRD CREEK NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 22, Twp 28N, Rge 01E, B.M., IDAHO County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
28N	01E	22			X														

CONDITIONS OF APPROVAL

1. Domestic use is for external use for 1 home.

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 used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 16TH day of MARCH, 2001.

Acting for 
KARL J. DREHER
Director

MICROFILMED
JUN 20 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 18 1996

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. 79-07239 Telephone No. (208) 839-2436
2. Name(s) of Permit Holder(s): Bartlett Norman and Donna L. Turnipseed
3. Mailing Address: P.O. Box 18 White Bird, Id 83554
4. Source of Water: White Bird Creek If GROUNDWATER (well), Date Drilled: mo. ____ / yr. ____
 - a. Well Driller: _____ Drilling Permit Number: _____
 - b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.04 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 _____
	Has the measuring device been installed?	Yes _____ or No _____
Flow Measurement Port:	Is a flow measurement port required?	Yes _____ or No _____
	Has the measurement port been installed?	Yes _____ or No _____
8. Fee Enclosed: \$ _____ (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: Bartlett Norman Turnipseed Telephone Number: (208) 839-2436
Address: P.O. Box 18 White Bird, Id 83554
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.

Signature of permit holder Bartlett Norman Turnipseed Date: 7/23/96
(include your title, if on behalf of company or organization)

Donna L. Turnipseed July 23, 1996

SEP 12 1996

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 79-07239

Proposed Priority: October 12, 1995 Maximum Diversion Rate: 0.04 CFS

This is to certify, that **BARTLETT NORMAN TURNIPSEED**
PO BOX 18
WHITE BIRD ID 83554-0018
has applied for a permit to appropriate water from:
WHITE BIRD CREEK tributary of **SALMON RIVER**

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>
DOMESTIC	01/01 to 12/31	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION: SWNWNE , Sec. 22, Township 28N, Range 01E
NWSWNE , Sec. 22, Township 28N, Range 01E
IDAHO County

PLACE OF USE: DOMESTIC

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
28N	01E	22

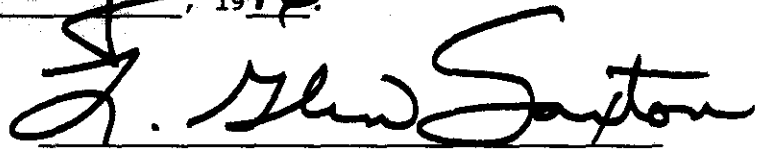
NWNE SWNE

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 1997.
2. Subject to all prior water rights.
3. Single point of diversion and place of use located on or near line between SWNWNE and NWSWNE, S22, T28N, R01E.
4. Domestic use is for 1 home.

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

2nd day of January, 1996.


for Karl J. Dreher, Director

RECORDED

JAN 26 1996

RECEIVED
DEC 26 1995

RECEIVED
OCT 12 1995

WATER RESOURCES
WESTERN REGION

Department of Water Resources

Ident. No. 79-07239

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: BARTLETT NORMAN TURNIPSEED 208-839-2436
Address: PO BOX 18
WHITE BIRD ID 83554
2. Source: WHITE BIRD CREEK Trib. to: SALMON RIVER
3. Location of Point of Diversion: SWNWNE Sec. 22, Township 28N, Range 01E
NWSWNE Sec. 22, Township 28N, Range 01E
IDAHO County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
DOMESTIC	01/01	12/31	0.040		
5. Total quantity to be appropriated is:
0.040 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
PUMP AND PIPELINES
 - b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
 - c. Proposed well diameter is inches; proposed depth of well is
feet.
 - d. Is groundwater with a temperature greater than 85F being sought? NO
 - e. If well is already drilled, when?
Drilling Firm
Well was drilled for
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 year(s).
8. Place of Use: DOMESTIC

TWN RGE SEC
28N 01E 22

NWNE

SWNE

DEC 26 1995

9. a. Who owns the property at the point of diversion?
APPLICANT
b. Who owns the land to be irrigated or 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.

10. Remarks:

Single point of diversion and place of use located on or near
line between NWNE and SWNE, S22, T28N, R01E.
Domestic use is for 1 home.

11. Map of proposed point of diversion and place of use attached? ☒

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.

Bartlett Norman Turnipseed
Applicant

Received by VR Date 10-12-95 Time 11:00 a. Preliminary check by VR

Fee \$ 50⁰⁰ Receipted by VR # W019986 Date 10-12-95

Publication prepared by AT Date 11-9-95 Published in Idaho Free Press

Publication approved AT Date 12-19-95

RECEIVED
JAN 26 1996

Comments: Date: 10/ 2/ 1995 User-ID: SLESTER

Subject:

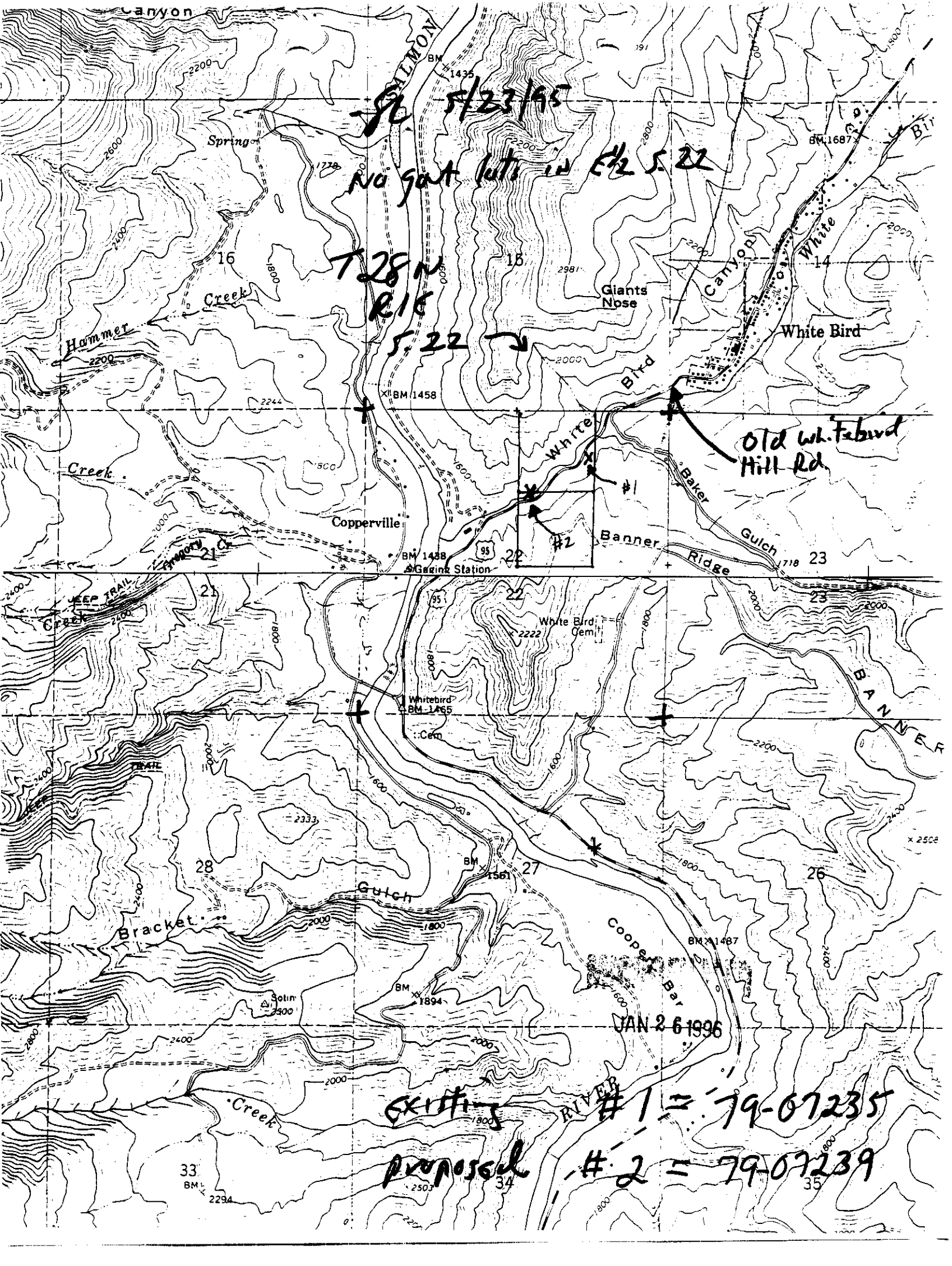
OVERLAP & SALMON RIVER MORATORIUM

See Appl. 79-07235 which led to this add'tl. filing. In each case the use is for a separate system for 1 home &/or yard less than 1/2 acre. Such uses are exempted from the Salmon R. Moratorium. This new appl. is being sent to owner for signature & payment, and will then be processed with Appl. 79-07235.

10/12/95 D.O.R. date entered per payment + receipt of
Signed Appl. -JR 11/3/95

NOV 6 1996

79-07239



5/23/95

No gas luts in E2 5.22

T28N
R1E

5.22

Old W. F. Bird
Hill Rd.

JAN 26 1996

existing
proposed

#1 = 79-07235
#2 = 79-07239



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

March 19, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

BARTLETT NORMAN TURNIPSEED
PO BOX 18
WHITE BIRD ID 83554-0018

RE: License No. 79-7239 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

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

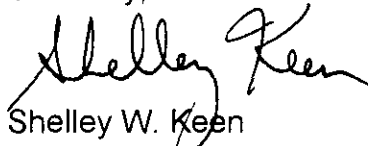
Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's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

MICROFILMED

JUN 20 2001

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

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley Keen". The signature is fluid and cursive, with the first name "Shelley" and last name "Keen" clearly distinguishable.

Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

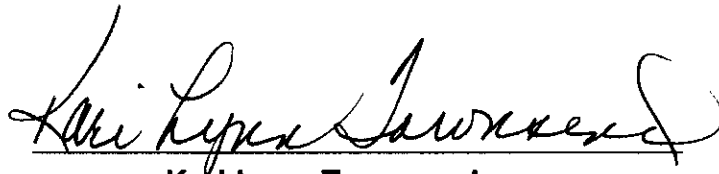
JUN 20 2001

CERTIFICATE OF MAILING

I hereby certify that on March 19, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 79-7239

**BARTLETT NORMAN TURNIPSEED
PO BOX 18
WHITE BIRD ID 83554-0018**

A handwritten signature in cursive script, reading "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

**MICROFILMED
JUN 20 2001**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

LICENSE REVIEW CHECKLIST

Permit No. 79-7239 Date: 3-14-2001 Reviewer: Kay Walker

Change/OK

Name/Address ok

Source ok
Point of Diversion: ok

Does change clarify original intended source? If no, void permit.
Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)
W36 (overlap)
W59 (subdivision description)

Place of Use ok

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)
W27 (ppu acre limit)

Overlaps: Right(s): none
File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.06 cfs
Fee Limit 0.20 cfs
Measured _____ cfs
Theoretical 0.24 cfs

Recommended Total Diversion Rate 0.03

Water Uses ok

Change (P46)

Season of Use per new Standards

Irrigation _____ cfs _____ af
Stockwater _____ cfs _____ af
Domestic 0.02 cfs 0.4 af
_____ cfs _____ af
_____ cfs _____ af
Total 0.02 cfs 0.4 af

~~Irrigation~~ - overlap(R58-R61, R62-R65, R66-R69)
~~supp. Gw (WB7/065/104)~~
~~overlap spec combined rts (W35)~~
~~<1 acre (W31)~~
Domestic (W01/wb5/070/071/075)
~~Power (W42 or W43/025/027/R22 or R23)~~
~~Fish (042)~~
~~Fire (077)~~
~~Water Quality (081/R07)~~
~~Payette - (W22/047/27A)~~
~~Stockwater for US (R37)~~

external use only

Volume Determination

_____ cfs x 1.9835 x _____ days = _____ af (vs) _____ acres x 4.0 (FHR) = _____ af
3.0

Remarks: _____

Additional Conditions ☒ Watermaster Control
_____ GW Measurement/Measuring Device
_____ Other
Trust R55 - remove 051)
Non-trust (048/049)

GW Dist? ok
Water Msmt. Dist? ok
Crit. GWMA? ok
GWMA? ok
Government Lots? _____

Advance Priority? yes If yes, explain why below.
no

SRBA Claim? Not req'd

Adjust memo _____

Amend Letters _____ P87, S06 Second Amendment Notice _____ S06

*top
N58*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

FEB - 7 2000

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 79-04239

1. Owner: BARTLETT TURNIPSEED Phone No. 839-2436

Current Address: PO Box 18 White Bird 83554-0018

2. Accompanied by: Mr. Turnipseed EXAM DATE: 02/20/1998

Address: Same Phone No. _____

Relationship to Permit Holder: Same

3. Source: White Bird Creek tributary to Salmon River

B. OVERLAP REVIEW

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

2. Other water rights with the same point of diversion: None

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
			SW	NE	22	28N	1E	Idaho	GPS

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	
28N	1E	22			D														

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JUN 20 2001

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.

Scale: 1" = _____

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☒ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Briggs & Stratton	3.5	Model 91232 Code 95041703	Sears	2 inch discharge

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: _____

MICROFILMED

JUN 20 2001

E. NARRATIVE/REMARKS/COMMENTS

Flexible pipe in stream. Two inch discharge approximately 60 ft downstream and 6 foot lift to place guse. Irrigation of garden only. No home or camp at this location.

I.D.W.R. Review shows garden space is under $\frac{1}{2}$ acre. Can allow domestic irrigation of up to $\frac{1}{2}$ acre. ~~0.03 cfs~~ . 0.2 cfs maximum diversion rate D.A.W. 3-20-99

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

MICROFILMED
JUN 20 2001

F. FLOW CALCULATIONSX Additional Computation Sheets Attached

Measured Method:

Estimated Pump Discharge = 0.26 CFS (See attached sheet)

(Pump Diverts above Domestic Definition Requirements,
Limit Diversion Rate TO 0.02 CFS) DAN 3-30-99**G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Domestic</u>	<u>01/01</u>	<u>12/31</u>	<u>0.02 CFS</u>	<u>0.6</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>0.02</u>	<u>0.6</u>

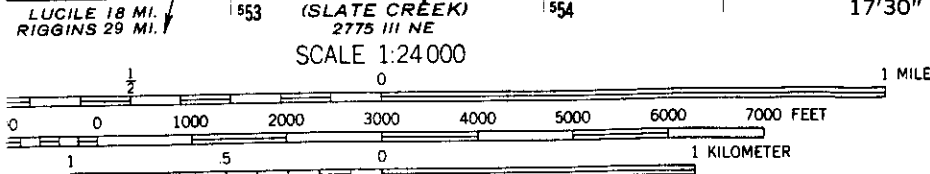
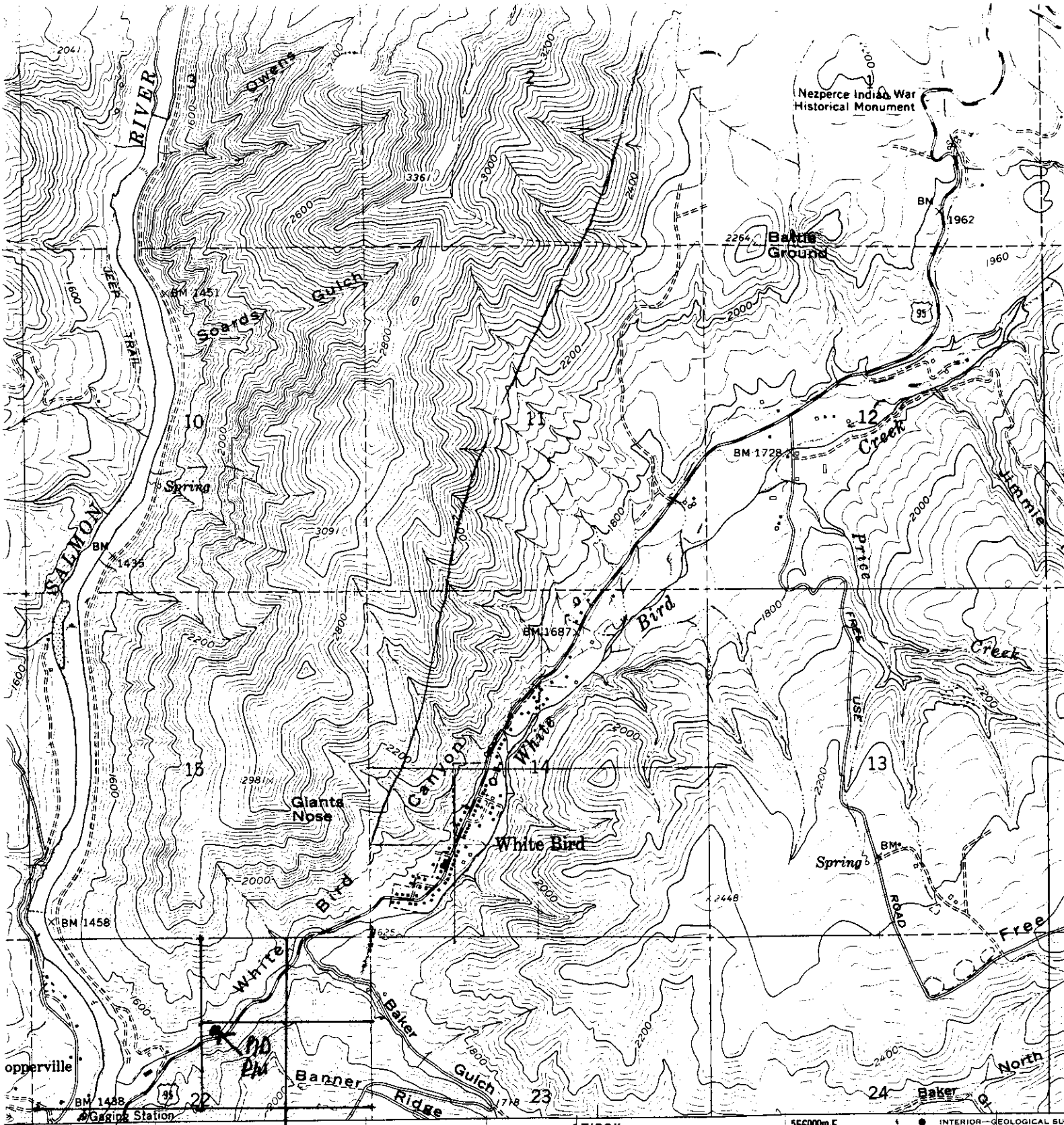
2. Recommended Amendments

___ 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

I. AUTHENTICATIONField Examiner's Name Daniel A. Nelson Date 3-30-99

Reviewer _____ Date _____

MICROFILMED
JUN 20 2001



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
 BY U. S. GEOLOGICAL SURVEY, DENVER 25, COLORADO OR WASHINGTON 25, D. C.
 OLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

78-07239
 T28N R1E Sec. 22
 SW NE
 White Bird Creek
 ROAD CL
 Medium-duty
 Unimproved
 Map Drawn
 By Daniel A. Nelson
 Maria Minicucci's
 Field Notes.
 JUN 20 2011



GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: 79-07239

DATE: 3-30-99

BY: DANIELA NELSON

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])

$$Q = \frac{(8.8) \times (3.5) \times (0.70)}{[(3) + (3.5 \times 2.31)]} = \frac{21.56}{83.50} = .26 \text{ CFS}$$

LIFT FROM:
measurement ()

owner ()

area estimate (X)

well logs ()

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

(season)	(days)
3/15 - 11/15	246
4/1 - 11/1	215
4/15 - 10/15	184
3/1 - 12/1	276

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

POTENTIAL =

REQUIRED Acre Feet/Acre/Annum =

(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 ()

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JUN 20 2001



PHOTOGRAPHER AND DATE OF PHOTOS P. Minicucci 07/20/1998

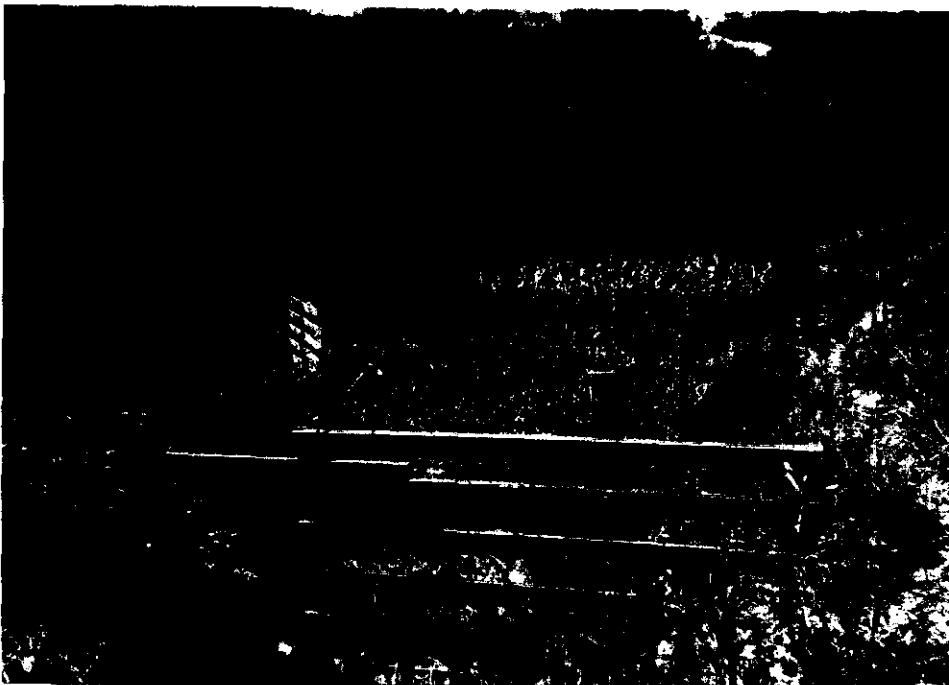
FILE NO. AND LEGAL DESCR. 79-07239



Point of diversion
located on north
bank of White Bird
Creek

2 inch intake

2 inch outlet



Place of use,
approximately 60 ft
downstream of
diversion.

Garden use only -
No home.

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JUN 20 2001

FIELD NOTES

PERMIT NUMBER 79-07239

PLEASE NOTE: These documents are for backup purposes only and are not apart of actual Beneficial Use Field Report.

MICROFILMED

JUN 20 2001

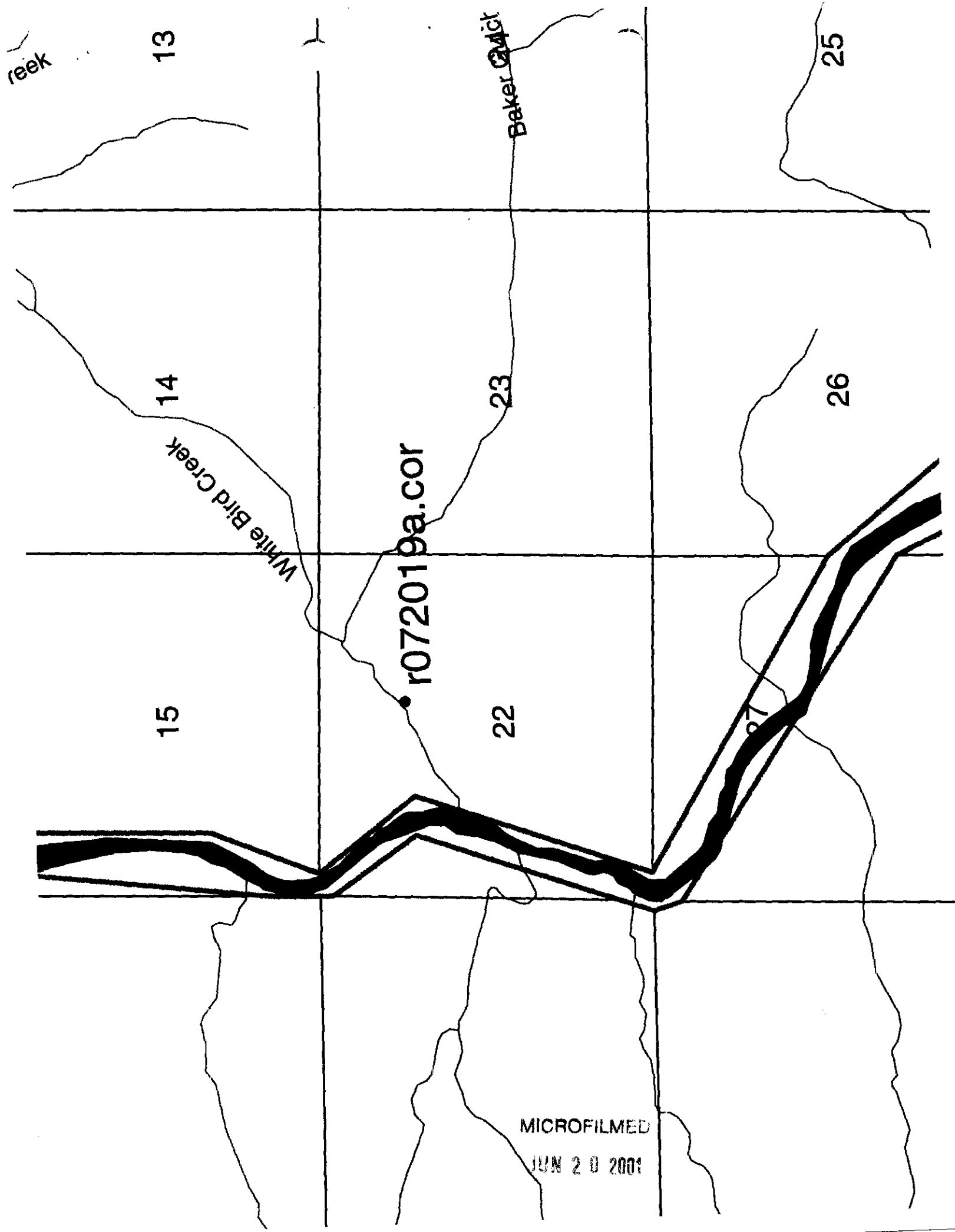
PAGE { OF }

RECEIVER SERIAL NO. 001000627617

I.D. # 196545

[illegible]

JUN 20 2001



reek

13

25

Baker Creek

14

White Bird Creek

23

26

15

r072019a.cor

22

27

MICROFILMED
JUN 20 2001

B/U EXAM SCHEDULING
PHONE MEMO

DATE 7/13/1998

PERMIT # 79-07235

79-0739

NAME: Donna
Bartlett N. Turnipseed

PHONE #: 839-2436

WELL OR PUMP INFO

CASING:

HP:

SWL:

PWL:

SET DEPTH:

PSI:

1 hp (electric)
3 hp (gas)

Pipe in stream

One electric pump

One gas

ACRES IRRIGATED:

One home each +

gardens + lawns

SPRINKLER INFO

LINE DIA:

HEADS:

NOZZLE SZ:

STOCK:

DOMESTICS:

OTHER USES:

OTHER RIGHTS:

(FOR BS63 GROUND WATER) SURFACE WATER USED?:

DIRECTIONS:

Old Hwy 95 $\frac{1}{2}$ mile south of White Bird

White Bird - Down to town

left @ stop

1st house after white bird creek (Red bridge)

Cedar sided house

Sharp right down drain

MICROFILMED

JUN 20 2001

Down driveway -
upstream - past
garden.
left @ gate
Pump next to
little yellow
pine tree.

2nd house
Downstream
 $\frac{1}{4}$ mile

Hwy 95
Turn left
on little bridge
up hill + X cut
guard. Left is
creek - garden.
Gate - turn
left + follow
pipe to pump

EXAM DATE/TIME:

EXAMINER

7/20/1998

79-07235

79-07239

① Home

Pump No. 390192

Code No. C51

Sears Roebuck

Motor

Model No. C48J2E11

Homart Convertible MARK II Jet pump

$\frac{1}{2}$ Horse

$1\frac{1}{4}$ " intake in stream

Thru $\frac{5}{8}$ " garden hose via $\frac{3}{4}$ " line (discharge)

and $\frac{3}{4}$ " black PVC via 2nd $\frac{3}{4}$ " discharge

② Briggs & Stratton gas powered motor

3.5 H.P.

Model 91232

Type 006601

Code 95041703

Sears Pump

2" intake in stream, 2" outlet via black PVC pipe

to POU. $\approx 10'$ left

$\approx 60'$ to POU (garden)

MICROFILMED

JUN 20 2001

FIELD EXAM PHOTO INDEX SUMMARY

Date: Mon 20 Jul 98

Roll No.: 1

Photographer: PNINICUCCI

PHOTO NO.	SUBJECT
Roll 2 ①	Turnipseed P/O #2
2	
3	
4	
5	POD? Heckman. GPS Shot No. 1. File R072016A
6	POD? Heckman GPS Shot No. 2. File R072017A
7	Ditch along S side of hill in SA, Looking west
8	White pipe on pond (North) side of Road to ditch next to east pond
9	Under road culvert to open area to white pipe. 8" pipe
10	Heckman POV @ Turn in driveway
11	Cement box in drainage on east side of house. Purpose unknown
12	Turnipseed - diversion for home garden + lawn
13	POV b/twn house + road stream
14	POV - Front of house. Also misc. garden spaces
15	POD - 2nd location
16	POV - Garden. No home.
17	
18	
19	
20	
21	
22	
23	
24	MICROFILMED

JUN 20 2001

September 6, 1996

BARTLETT NORMAN TURNIPSEED
PO BOX 18
WHITE BIRD ID 835540018

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 79-07239

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.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECEIVED

SEP 12 1996

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 79-07239 Reviewed by [Signature] Date 8-6-96

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
yes Proof timely received? Correct Uses? _____
If not, complete calculation below.

SOURCE OF WATER

✓ Surface water source
_____ Ground water source
_____ Drilling permit required?
_____ Copy in the file? Drilling Permit No. _____
_____ Amount paid for permit _____ Correct?
_____ Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
50 Amount Submitted
no Correct?
no Required?
_____ Installed?
_____ Waiver requested?

PRIORITY CALCULATION

Date proof received _____
Date proof due _____
No. of days late _____
Priority Date _____
New Priority Date _____

DEFICIENCIES OR ACTION ITEMS

Request 50.00 lic. exam fee
Fee received / Proof acceptable

DATA ENTRY

New Address _____ Proof Made 7-18-96



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

August 7, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Bartlett Norman Turnipseed
P.O. Box 18
Whitebird, ID 83554-0018

RE: Permit Nos. 79-07235 & 79-07239 ✓

Dear Permit Holder:

I have returned copies of the Proof of Beneficial Use Statements you submitted in connection with the above referenced water rights. The proof forms are not acceptable unless they are accompanied by the appropriate license examination fee.

The Department has determined, from pertinent sections of the Idaho Code, that the permit holder must meet two requirements in order to be exempt from the license examination fee. They are:

1. The water right must use a **groundwater** (well) source, **and**;
2. The rate of diversion must be .04 cfs or 4.0 AF or less.

You do not meet requirement #1 since you divert water from a surface water source (White Bird Creek). Therefore, a license examination fee of \$50.00 applies to each of the permits.

Please return the copies of the proofs form along with a total of \$100.00 in license examination fees to my attention within thirty (60) days of receipt of this letter.

Please contact me at (208)327-7900 if you have any questions regarding this matter.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

SEP 12 1996



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 2, 1996

BARTLETT NORMAN TURNIPSEED
PO BOX 18
WHITE BIRD ID 83554-0018

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 79-07239

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/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.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECEIVED

JAN 26 1996

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 79-7239 Name: Turnipseed Date: 12/26/95 Ad OK? ✓
Correct Fee? ✓ Receipt #: W019986 Priority: 10/12/95 ✓ Gvmt Lts: ✓

AREA OF CONCERN? dom use. - ~~Yes~~/Yes S/C Mor GWMA Trust/Non-trust
PROTESTED: - 020(Protest Agr) or W19(See Final/Prelim Order)

SYSTEM COMPLETED:

Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17

~~GROUNDWATER~~ <✓ FLO-CH>

+ 0.2 cfs - 01M
=/- 0.2 cfs - No MD
=/+ 5 a. - 01M, 065(if GW use SW 1st)

Drilling Permit:

Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. , P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)

SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink is regulated):

Water District(~~dem~~) - 005 (req) WD # <SEE MAP & LISTING>
+ 0.2 cfs - 028(may report)-01J(meas dev)-P08
=/- 0.2 cfs - 028(may report)-01H(lock dev)-P01 or No MD
=/+ 5 a. irr. - 028(may report)
~~In-WD~~ + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
=/+ 5 a. irr. - 01M

RIVER BASINS (*Surface water):

SNAKE R (01) - 11A-P04, NA
(02/03-irr) - 007-P07 (w/remark WB9-† Weiser), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064(regulated uses), 047-P04(Payette Lake), NA

USE:

Domestic (surface) - 021(Boise R † L Peak); 27A(Payette R); NA
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10; 044(N 1000 Spr)
Irr <POU> =/- 5 a - 057 (0.03 cfs/A)
+ 5 a - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERE); 18B-P09
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA

LOCATION:

Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - B <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-land owner - 004 (PD/PU)

OTHER CONDITIONS:

STANDARD REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

① woi / 1

1-1-1997

RECEIVED
DEC 26 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET Department of Water Resources

INITIAL REVIEW BY: RL DATE: 11/3/95 APPLICATION: 79-07239

REQUIRED INFORMATION

Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
Address:
Source: (See USGS Quad for names of water sources)
Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
County:
Quantity: (flow and/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: (show T, R, S, QQ &/or QQQ)
Subdivision plat: (for > 1 home in restricted area. ≥ 5 homes in non-restricted area)
Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
Fee:
Yes ___ No* In form to receipt:

Gov't. Lots:

N P/D
P/U

ADDITIONAL INFORMATION

YES NO

 } Overlapping place of use: (Describe source & relationship to present application on the back.)
 } Overlapping point of diversion:
 } Field check required: Field check by: _____
 } Field report attached:
 } Critical groundwater area:
 } Groundwater management area:
 } 1992 moratorium: Exempted use
 } Copy to SCA staff: (perennial stream, non-pump diversion)
 } Copy to Dam Safety staff: (for any storage)
 } Basin 63 mitigation plan: (where ground water replaces surface water for irrigation, request additional information &/or mitigation plan to address reduced aquifer recharge)
 } Send power requirement letter:
 } Send fish farm requirement letter:
 } Power residency affidavit:
 } Power efficiency form:
 } Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
 } *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

DATE REQUESTED: _____

Additional information on reverse side:

PROCESSING

APPLICATION

79.07239

YES ☒ NO ☐

In form for advertising:

Statewide advertising: (> 10 cfs &/or 1000 af)

Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES ☐ NO ☒

I.D. Health and Welfare

I.D. District Health

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES ☐ NO ☒

U.S. BLM

U.S. Forest Svc.

Water Dist. # _____

Other _____

FINAL REGIONAL PROCESSING REVIEW

YES ☒ NO ☐

Affidavit of publication received:

Application published correctly: If not, record action taken.

Publication dates and paper recorded on application:

Protests received. Final date for protest

12-4-95

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, Deny

Measuring device required:

Measuring port required:

Water delivered by water master? District # _____

Special conditions of approval or cover letter: _____

See below for additional information

Recommended Date or Priority 10/12/1995

Recommended by: _____

Date 12/21/95

STATE OFFICE REVIEW

See below for additional information. By _____

Date _____

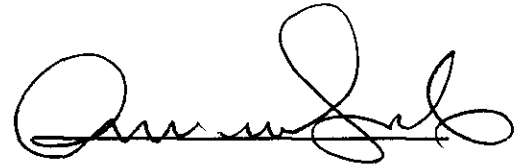
ADDITIONAL INFORMATION

See Appl. Comments - this is outgrowth of similar Appl.
79.07235 for nearby development.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

Andrew J. McNab, being first duly sworn, says she is the Publisher of the IDAHO COUNTY FREE PRESS, a weekly newspaper published and issued weekly at Grangeville, Idaho county, State of Idaho, and 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 15th day of November, 1995, and the last publication on the 22nd day of November, 1995; 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 seventy-eight consecutive weeks prior to the publication of said notice or advertisement.



STATE OF IDAHO }
COUNTY OF } IDAHO

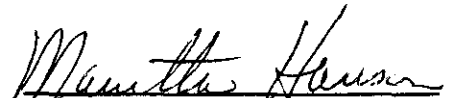
On this 22nd day of November in the year of 1995,
Before me, a Notary Public, personally appeared
Andrew J. McNab, known or identified to me
to be the person whose name subscribed to the within instrument, and
being by me first duly sworn, declared that the statements therein are
true, and acknowledged to me that he executed the same.

RECEIVED

NOV 27 1995

WATER RESOURCES
WESTERN REGION

JAN 26 1996


Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 10-8-99

79-07239

TURNIPSEED, BARTLETT NORMAN
PO BOX 18
WHITE BIRD, ID 83554

Source: WHITE BIRD CREEK

Tributary: SALMON RIVER

Diversion Pt: SWNWNE Sec 22 T 28N R 01E in IDAHO County.
 NWSWNE Sec 22 T 28N R 01E in IDAHO County.

```

Use: DOMESTIC          (          0.040 CFS)
      Total Diversion: (          0.040 CFS)

```

Date Filed: 10/12/1995

In: IDAHO County
T28N R01E S22 NWNE SWNE

JAN 26 1996