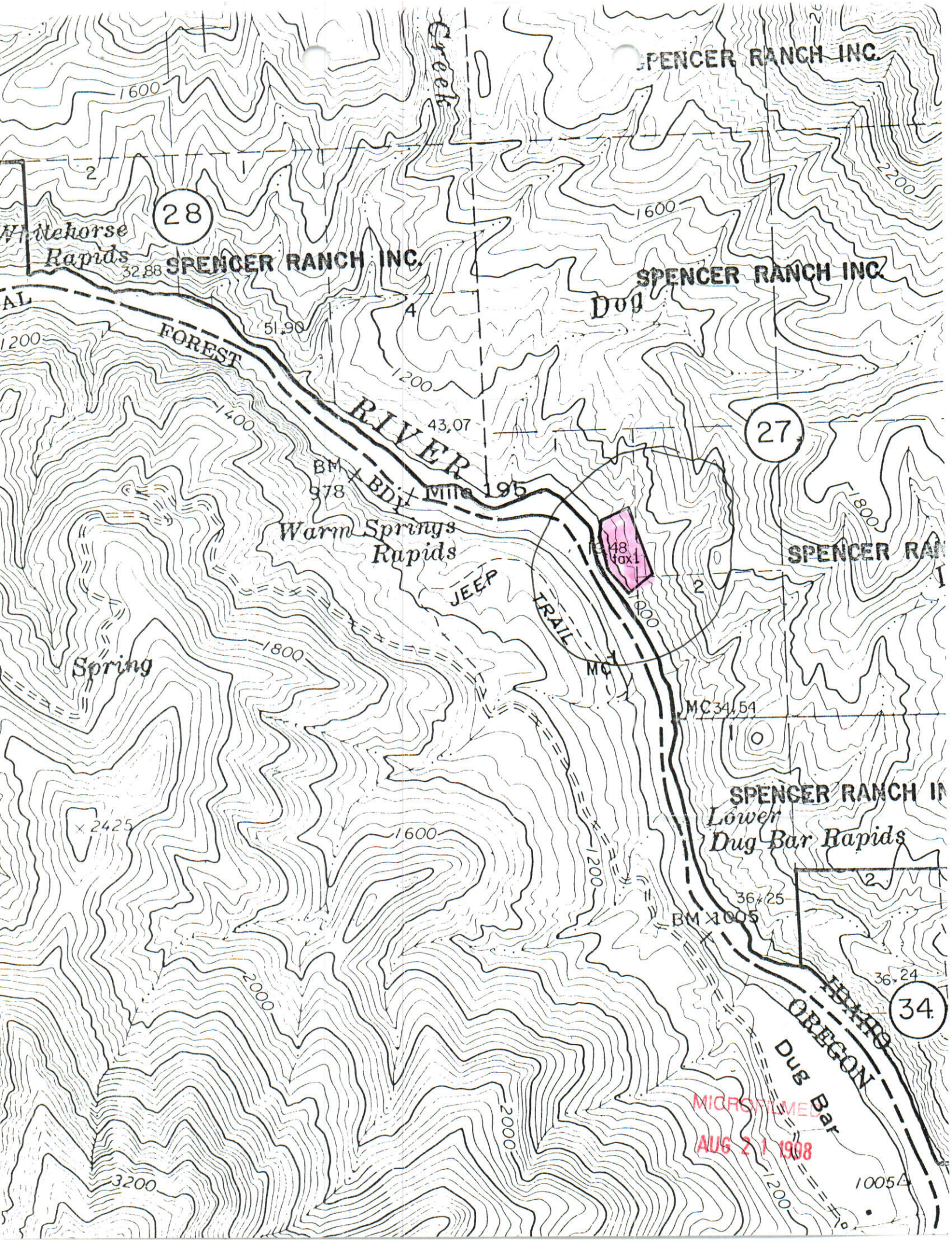




SPENCER RANCH INC.

28

Whitehorse Rapids

SPENCER RANCH INC.

SPENCER RANCH INC.

Dog

27

FOREST

Snake RIVER

BM 978

BD Mile 195

Warm Springs Rapids

JEOP

TRAIL

1348 box 1

SPENCER RANCH INC.

Spring

MC 34.54

SPENCER RANCH INC.

Lower Dug Bar Rapids

36.25

BM 1005

36.24

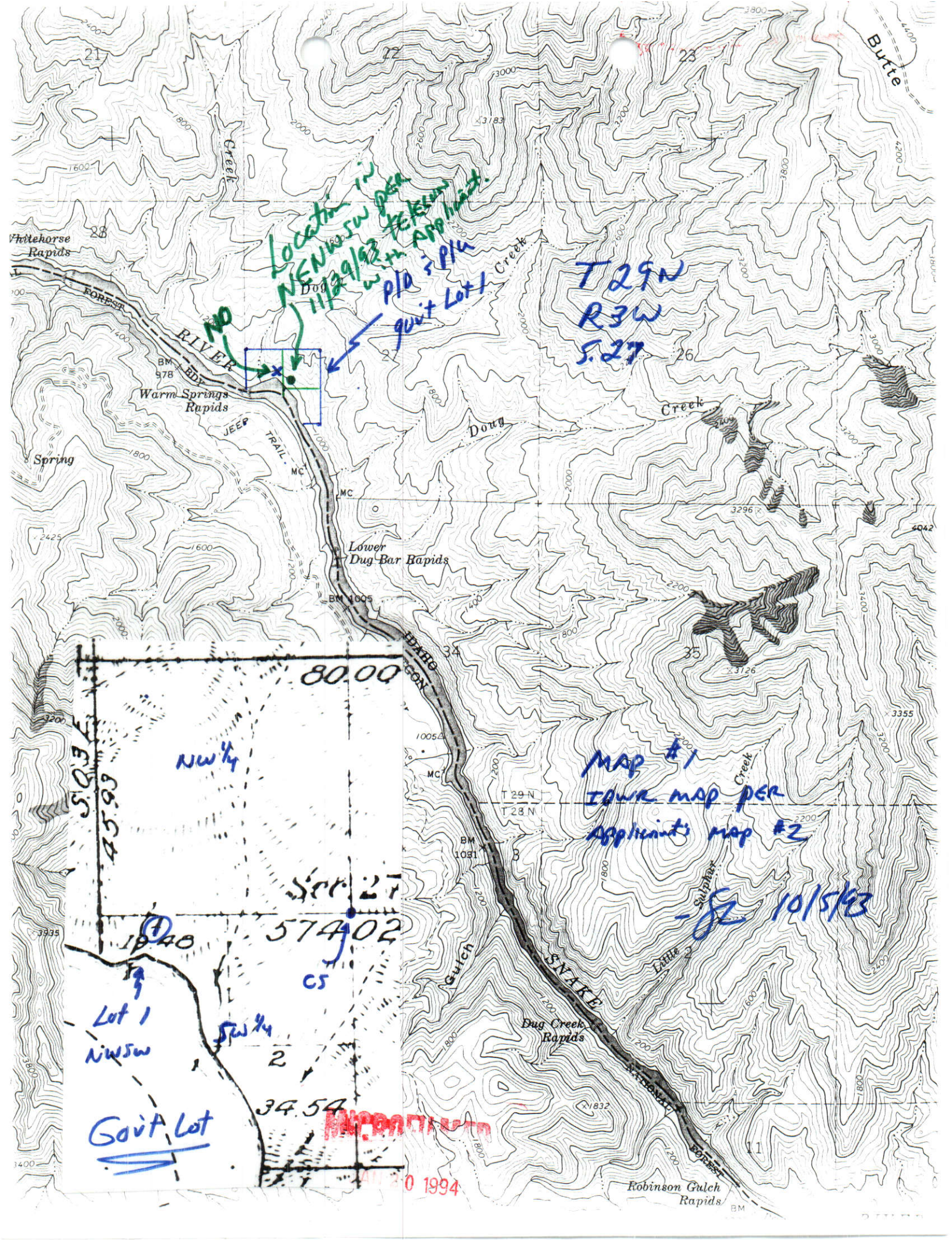
34

OREGON

Dug Bar

MICROFILMED
AUG 21 1968

10054



CERTIFICATE OF RECORDER

INSTRUMENT NO. _____
 STATE OF IDAHO) SS
 COUNTY OF IDAHO)
 AT THE REQUEST OF CARL V. EDWARDS, THE
 FOREGOING SURVEY WAS FILED FOR RECORD
 IN THE OFFICE OF THE RECORDER OF IDAHO
 COUNTY, IDAHO ON THE _____ DAY OF _____
 19____, AT _____ M. AND DULY RECORDED IN
 SURVEY BOOK _____ AT PAGE _____
 FEE: _____

DEPUTY RECORDER EX - OFFICIO RECORDER

LEGEND

- SECTION CORNER, SET 2' x 30" S.I.P. W/P.C.
- 1/4 SECTION CORNER, SET 2' x 30" S.I.P. W/P.C.
- MEANDER CORNER, SET 2' x 30" S.I.P. W/P.C.
- REFERENCE POINT, SET 16" BOLT & ROCK MOUND
- PROPERTY CORNER & INITIAL POINT, SET 4" x 10" - 4" BRASS W/ SERVO CAP
- PROPERTY CORNER, SET 4" x 10" - 4" BRASS W/ SERVO CAP
- PROPERTY CORNER, COMPUTED, NOT SET
- "TRING"
- NEW BATH HOUSE
- OLD BATH HOUSE LOCATION
- COORDINATE NUMBER
- SECTION LINE
- MEANDER LINE
- 1/4 SECTION LINE, PROJECTED
- PROPERTY LINE
- FENCE LINE, EXISTING
- WATER COURSE
- DATE, EXISTING

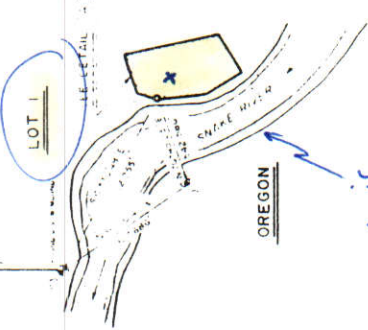
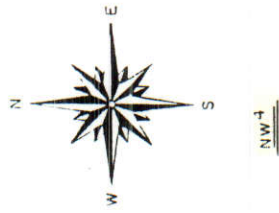
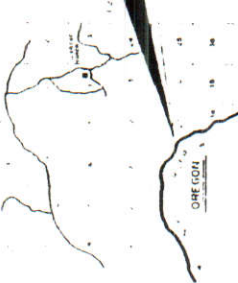
CERTIFICATION

THIS IS TO CERTIFY THAT I, CARL V. EDWARDS
 A REGISTERED PROFESSIONAL ENGINEER AND
 LAND SURVEYOR IN THE STATE OF IDAHO,
 PE-LS 2098, HAD RESPONSIBLE CHARGE FOR
 THIS SURVEY OF THE LANDS AND CORNERS AS
 INDICATED ON THIS "RECORD OF SURVEY" AND
 THAT THIS IS A TRUE REPRESENTATION OF SAID
 SURVEY.

Carl V. Edwards
 6/14/88

VICINITY MAP

DETAIL "A"
 SCALE 1" = 50'



COORDINATES

POINT	N	E
1	9,249.209	10,142.431
2	10,000.000	10,000.000
3	9,428.434	11,027.025
4	9,358.132	10,000.000
5	9,122.053	9,249.209
6	9,991.851	10,142.431
7	12,584.173	12,584.173

RECORDED

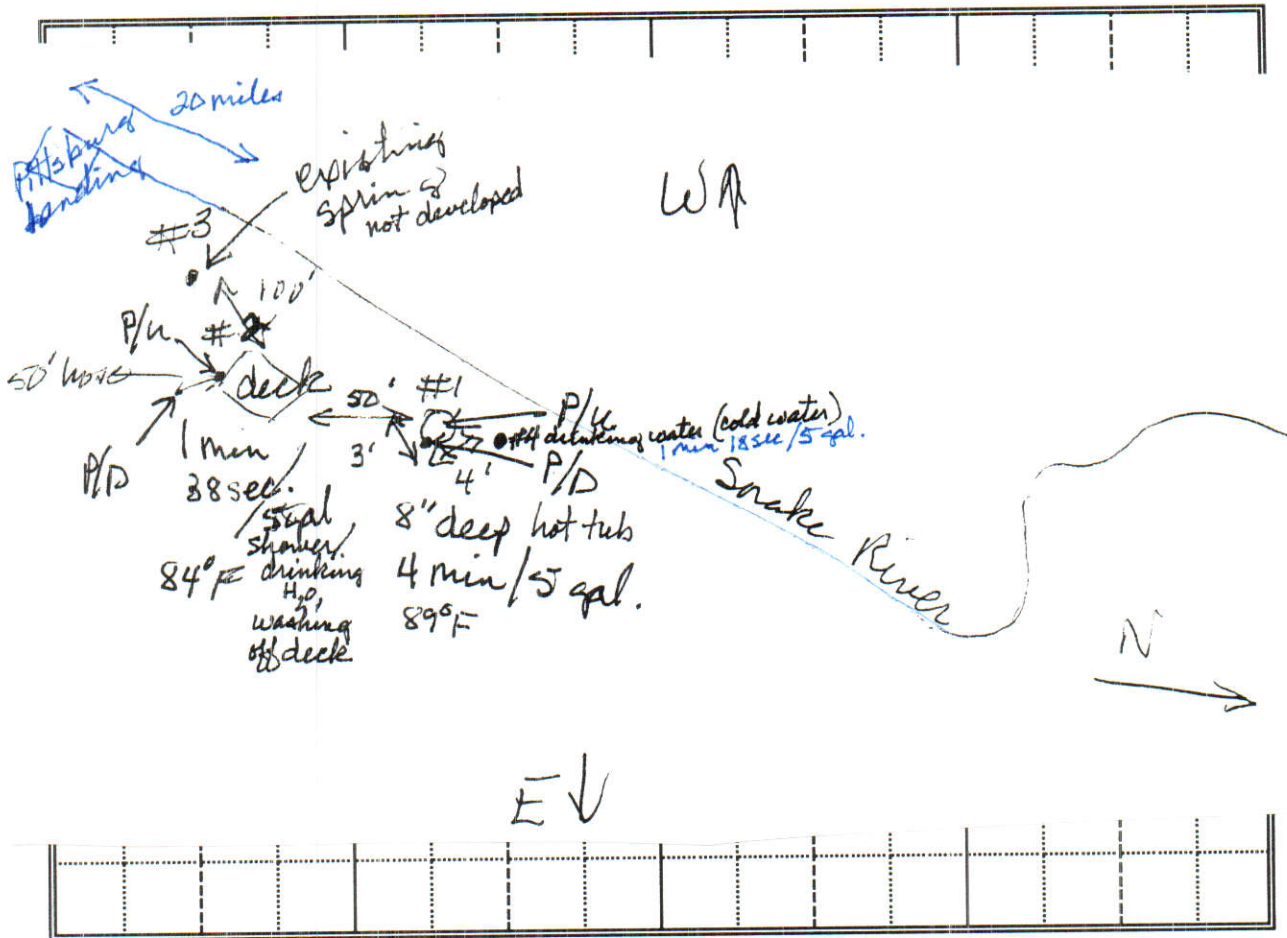
JAN 20 1994

EXHIBIT

Map #2
Applicant's map

9

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

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

D. FLOW MEASUREMENTS

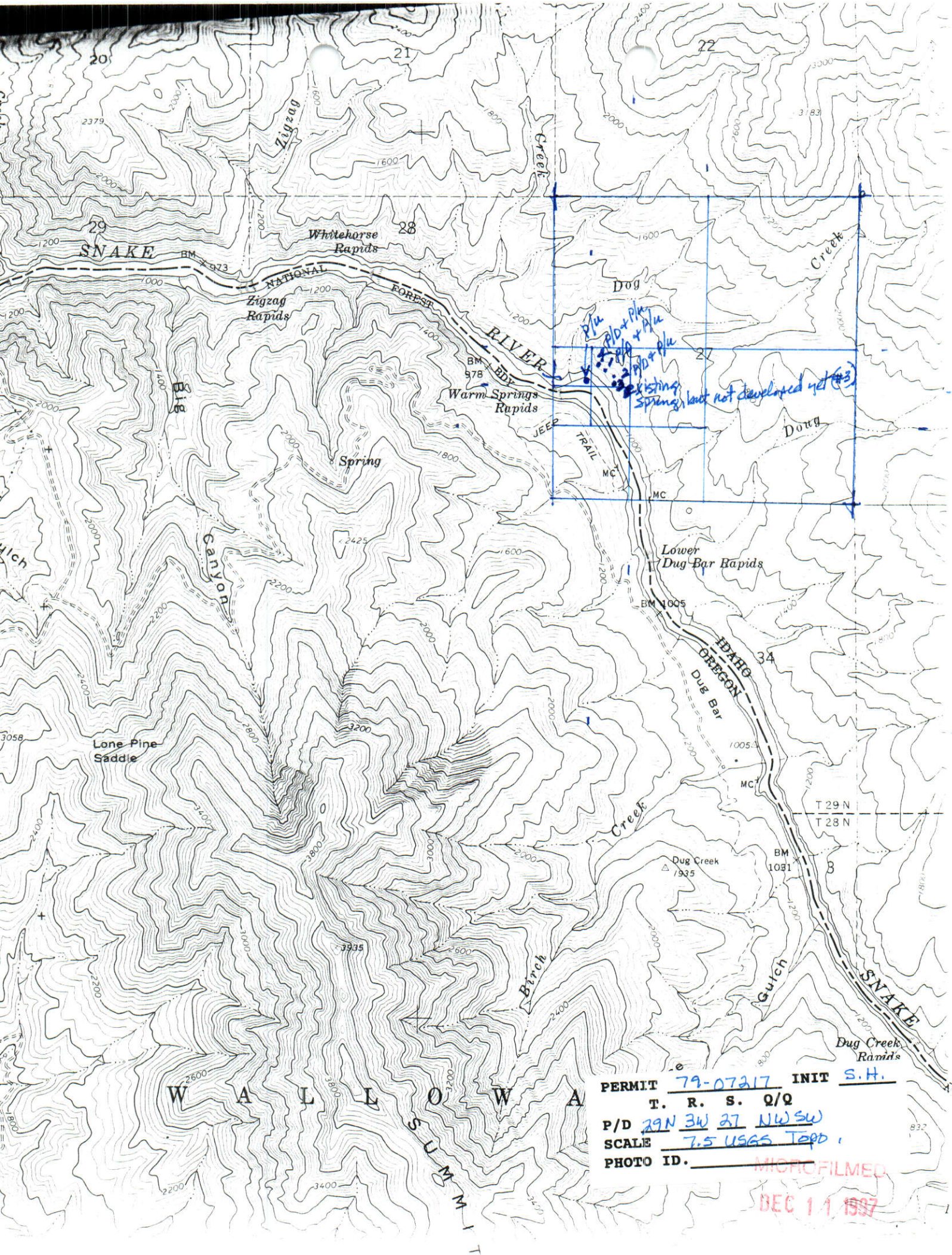
1.

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

2. Measurements:

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DEC 11 1967



79-07217

9/1/95 S.H

P/D Spring #1

P/u

3'x4'x8"
hot tub

overflow:
4 min/5gal.
89°F

P/D Spring #2

funnel @ spring
w/ 50' hose
down to the
deck area



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DEC 11 1997

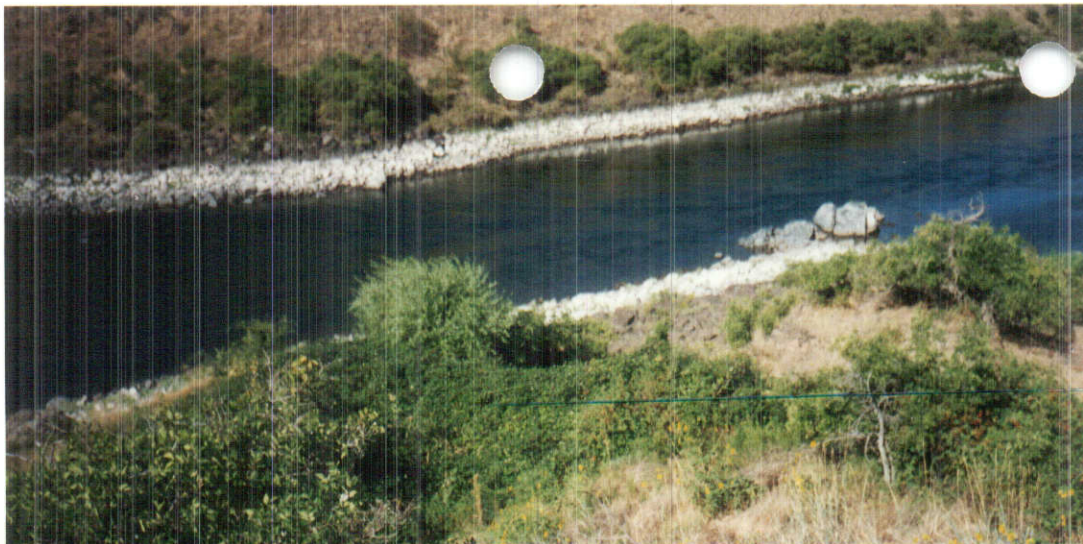
P/u: Spring #2

84°F

used for
shower, fire
protection,
clean-up,
cleaning off
deck

- flow 1 min 38 sec/5gal

79-07217



Spring #3
not developed



P/O #4 spring
furnow
w/hose to camp area



P/u:

deck

camp area

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DEC 11 1997

RECEIVED

NOV 01 1993

WATER RESOURCES
WESTERN REGION

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:

79-07217 ✓st

THOMAYER, THOMAS
THOMAYER, MARGARET

P.O. BOX 1008

ESTACADA, OR 97023

Source: SPRINGS Tributary: SNAKE
RIVER

Diversion Pt: LOT 1 (NWSW) Sec 27 T

29N R 03W in IDAHO County.

Use: DOMESTIC (.040 CFS)

Total Diversion: (.040 CFS)

Date Filed: 9/29/1993

In: IDAHO County

T29N R03W S27 Lot 1 (NWSW)

79-07219

STOWE, RICHARD L

STOWE, ROSALIE M

BOX 1785

TUCUMCARI, NM 88401

Source: WHITEBIRD CREEK Tributary:
SALMON RIVER

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

Use: STOCKWATER (.020 CFS)

DOMESTIC (.020 CFS)

Total Diversion: (.040 CFS)

Date Filed: 9/21/1993

In: IDAHO County

T28N R01E S22 NWNE SWNE

Permits will be subject to all prior water

rights. Protest may be submitted based

on the criteria of Sec. 42-203A, Idaho

Code. Protests must be filed with the

Director, Dept. of Water Resources,

Western Region, 2735 Airport Way,

Boise, Idaho 83705 on or before

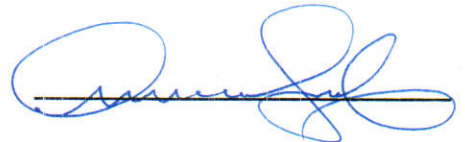
NOVEMBER 8, 1993.

R. KEITH HIGGINSON, Director

Published: 10/21/1993 & 10/28/1993

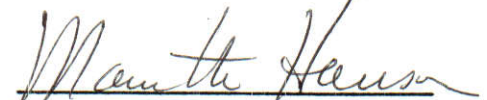
O21-28

Andrew J. McNab, being
first duly sworn, says he 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 21st day of
October, 19 93, and the last
publication on the 28th day of October, 19 93;
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 }

On this 28th day of October in the year of 1993,
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

JAN 20 1994

IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

APR 29 1998

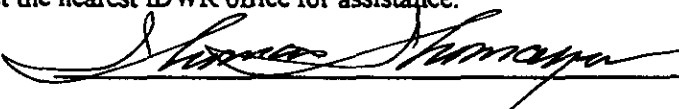
APR 30 1998

Department of Water Resources

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right Number(s) 79-07217
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) THOMAS THOMAYER / MARGARET THOMAYER
P.O. BOX 1008, ESTACADA, OR. 97025-1008
4. New Owner/Claimant(s) THOMAS THOMAYER
Name connector (check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address P.O. BOX 794 / 28020 S. Brier Rd., ESTACADA, OR. 97023
City, State and ZIP Code ESTACADA, OR. 97023
New Telephone Number (503) 630-6345
SINGLE
5. Date you acquired the property MARCH 3, 1989 / NEW OWNER - FEB. 13, 1997
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s)  Date April 27, 1998
Date _____
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

APR 29 1998

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-2333

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

MICROFILMED

AUG 23 1998

398810

RE-RECORDED TO CORRECT NOTARY DATE

QUIT CLAIM DEED
Individual Grantor

391900

COMPUTER
INDEXED
TRACTED
FILMED
ASSESSORMargaret A. Thomayer, Grantor
Thomas N. Thomayer, Grantee
28020 S. Brief Rd.
Estacada OR 97023After recording return to:
Thomas N. Thomayer, Grantee
c/o Carol G. Westendorf
Westendorf Associates
851 SW Sixth Ave., Ste. 1600
Portland, OR 97204Until a change is requested, all tax
statements shall be sent to:
Thomas N. Thomayer, Grantee
28020 S. Brief Rd.
Estacada, OR 97023

RESERVED FOR RECORDING

STATE of IDAHO ss
County of Idaho

Recorded at request of
Carol Westendorf
at 10 minutes past 10 o'clock A M.
this 28 day of Feb 1997

ROSE E. GEHRING Recorder
By Smith & Anderson Deputy
Fees \$ 16.00

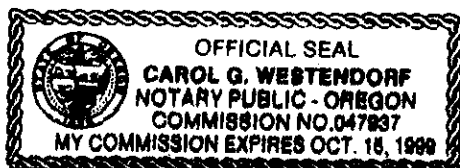
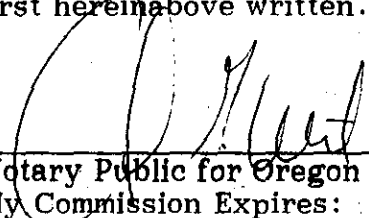
851 SW 6th Ave Ste 1600
Portland, OR 97204I, MARGARET A. THOMAYER, do hereby convey, release, remise, and forever quit
claim unto THOMAS N. THOMAYER, the following described real property, to wit:See Exhibit 1, attached hereto and incorporated
herein by this reference.together with its appurtenances. This Quit Claim Deed is given pursuant to Decree of
Dissolution of Marriage entered in case number 96 05 522, County of Clackamas, State
of Oregon.IN WITNESS WHEREOF, the said party has hereunto set her hand and seal
the day and year in this indenture first written:

 MARGARET A. THOMAYER

STATE OF OREGON

COUNTY OF Clackamas

: SS

On this 13 day of February, 1997, before me, Carol Westendorf, the
undersigned, a Notary Public in and for said state, personally appeared MARGARET A.
THOMAYER, known or identified to me to be the person whose name is subscribed to the
within instrument, and acknowledged to me that she executed the same.IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official
seal the day and year in this certificate first hereinabove written.

 Notary Public for Oregon
 My Commission Expires: 10-15-99

MICROFILMED

AUG 21 1998

EXHIBIT 1

Legal Description of Snake River Property

A parcel of property located within Lots 1 and 2, and the Northeast Quarter of the Southwest Quarter of Section 27, Township 29 North, Range 3 West Boise Meridian, Idaho County, Idaho, which parcel is more particularly described from a survey as follows:

Beginning at the meander corner on the Northerly bank of the Snake River, which is common to Sections 27 and 28, thence South $61^{\circ}36'48''$ East, 1202.255 feet to a point on the Northeasterly mean highwater line of the Snake River, which point is the initial point of beginning,

thence	S $6^{\circ}57'49''$ E	305.625 feet along the meander line
thence	S $39^{\circ}53'32''$ E	173.610 feet along the meander line
thence	N $75^{\circ}00'00''$ E	244.330 feet leaving the meander line
thence	N $12^{\circ}02'03''$ W	604.165 feet
thence	S $69^{\circ}04'55''$ W	244.344 feet to a point at an existing fence corner
thence	S $13^{\circ}02'48''$ W	133.766 feet to a point intersecting the mean highwater line

which point is the initial point of beginning. This parcel contains some 4.000 acres.

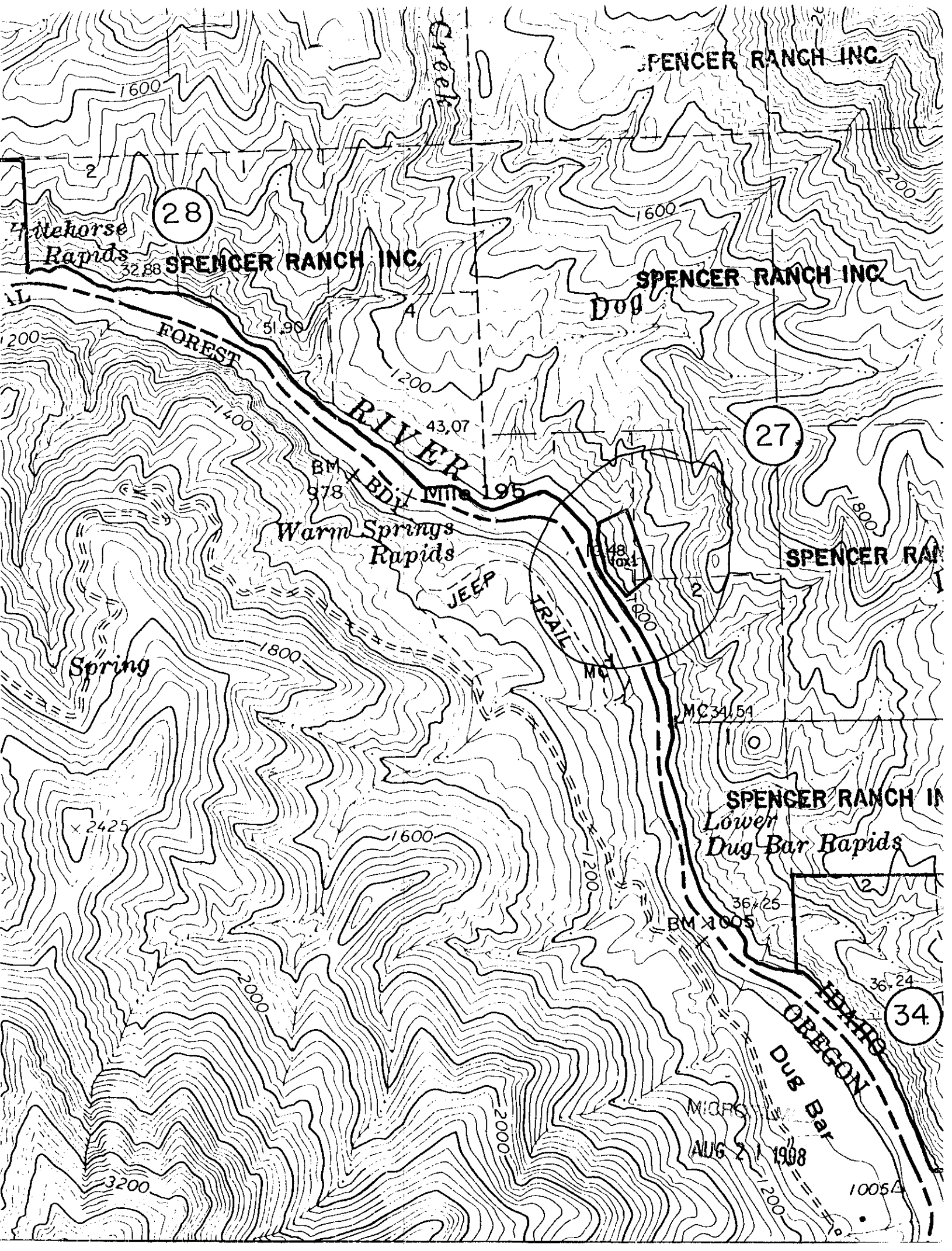
TOGETHER WITH all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, the remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD all singular, the said premises with the appurtenances until the said Parties of the Second Part, and to their heirs and assigns forever.

STATE of IDAHO	st.
County of Idaho	
Recorded at request of	<u>Carol Westendorf</u>
at <u>30</u> minutes past <u>10</u> o'clock <u>A</u> .M.	
this <u>19</u> day of <u>March</u> , 19 <u>98</u>	
<u>ROSE E GEHRING</u>	Recorder
By <u>Sandy Goins</u>	Deputy
Fee \$ <u>6.00</u>	

11/ 851 S.W. Sixth Avenue Ste. 1600
Portland, Oregon 97204

MICROFILMED Exhibit 1
Page 1
AUG 21 1998



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 79-07217

Priority: September 29, 1993 Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 1.2 AF

This is to certify, that MARGARET THOMAYER
THOMAS THOMAYER

PO BOX 1008

ESTACADA OR 97023-1008

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated September 29, 1993; and
has submitted Proof of Beneficial Use on November 9, 1994. An examination indicates
that the works have a diversion capacity of 0.020 cfs of water from:

SPRINGS

tributary to SNAKE RIVER

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>
DOMESTIC	01/01 to 12/31	0.02 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NENWSW), Sec. 27, Township 29N, Range 03W
IDAHO County

PLACE OF USE: DOMESTIC

TWN RGE SEC

29N 03W 27 Lot 1(NWSW)

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Three points of diversion are located within Lot 1 (NENWSW), S27, T29N, R03W.
6. Domestic use is for 1 home.

MICROFILMED

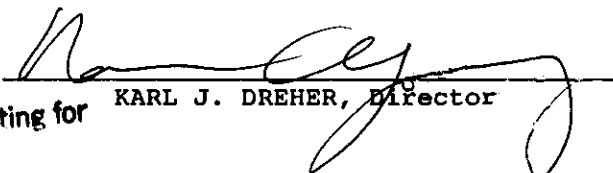
DEC 11 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 79-07217

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 26TH
day of NOVEMBER, 1997.


Acting for KARL J. DREHER, Director

MICROFILMED
DEC 11 1997

For Office Use Only
 Amt. of Fee \$ 50.00
 Date 11-4-94
 Receipt No. 0071029
 Received by RT

STATE OF IDAHO

 DEPARTMENT OF WATER RESOURCES
 PROOF OF BENEFICIAL USE

RECEIVED

OCT 13 1994

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 79-07217 Telephone No. 1-503-630-6345
2. Name(s) of Permit Holder(s): THOMAS N. - MARGARET A. THOMAYER
3. Post Office Address: P.O. Box 1008 ESTACADA, OR 97023
4. Source of Water: SPRINGS
- a. If ground water, well driller's name: Ø Date drilled: Ø
- b. Pump horsepower: Ø Pressure (psi): Ø Dynamic pumping level (ft.): Ø
5. Extent of Use:
- Domestic 1 (No. of households) Irrigation _____ (No. of acres)
- Stockwater _____ (No. and type of stock) Other WARM SPRING BATHS
6. Total rate and/or volume for which proof is submitted 0.04 cfs Ø acre/feet
7. Refer to the approval conditions on your permit and respond accordingly:
- Measuring device: Required? Yes ☒ No X Installed? Yes ☒ No X
- OR
- Flow Measurement Port: Required? Yes ☐ No Ø Installed? Yes ☐ No Ø
8. Fee Enclosed: \$ Ø (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

THOMAS N. THOMAYER
 Name

1-503-630-6345
 Telephone No.

P.O. Box 1008 ESTACADA, OR. 97023
 Address

10. The above information 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.

Oct. 11, 1994
 Date

Thomas N. Thomayer
 Signature (and title if on behalf of a company or organization)

DEC 06 1994

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 79-07217

Proposed Priority: September 29, 1993 Maximum Diversion Rate: 0.04 CFS

This is to certify, that **THOMAS THOMAYER**
MARGARET THOMAYER
PO BOX 1008
ESTACADA OR 97023-1008
has applied for a permit to appropriate water from:

SPRINGS tributary of **SNAKE 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: Lot 1(NENWSW), Sec. 27, Township 29N, Range 03W
IDAHO County

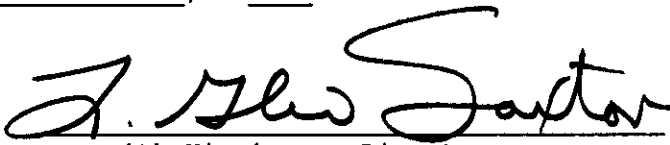
PLACE OF USE: DOMESTIC
TWN RGE SEC
29N 03W 27 Lot 1(NWSW)

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **December 1, 1994.**
2. Subject to all prior water rights.
3. Four points of diversion are located within Lot 1 (NENWSW), S27, T29N, R03W.
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

6th day of December, 1993.

for 
R. Keith Higginson, Director


JAN 20 1994

RECEIVED

DEC 02 1993

Ident. No. 79-07217

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: THOMAS THOMAYER 503-630-6345
Address: PO BOX 1008
ESTACADA OR 97023

AND/OR

Name: MARGARET THOMAYER 503-630-6345
Address: PO BOX 1008
ESTACADA OR 97023

2. Source: SPRINGS Trib. to: SNAKE RIVER
3. Location of Point of Diversion: Lot 1 (NENSW), Sec. 27, Township 29N, Range 03W
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:

- Description of ditches, flumes, pumps, headgates, etc.
4 INTERCONNECTED SPRINGBOXES/EXCAVATION FOR MISC. DOMESTIC USES
- 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.
- Proposed well diameter is inches; proposed depth of well is
feet.
- Is groundwater with a temperature greater than 85F being sought? NO
- 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).

* 10 Acre tract identified per 11/29/93 letter from JAN 20 1994
applicant. D's are updated. - RL

8. Place of Use: DOMESTIC

TWN RGE SEC
29N 03W 27 Lot 1(NWSW)

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:
Four points of diversion located in Lot 1 ^{NE}(NWSW), S27, T29N,
R03W.
Domestic use is for 1 home or camp.

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.

Applicant

Received by Jy Date 9/29/93 Time 10:30 Preliminary check by JE
Fee \$ 30 Receipted by Jy # W016809 Date 9/29/93
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

See Comments

RECORDED

0 1994

* NE NWSW per 11/29/93 taken from applicant. D'base updated.

-JE

Comments: Date: 10/12/1993 User-ID: LESTER

Subject:

SOURCE & LOCATION OF P/D & MORATORIUM

Source is 3 hot springs and 1 cold spring, ~~none of which can be~~ *
~~located to QQQ per current information (can confirm QQQ in exam).~~

Use will be for excavated "hot tubs" and drinking water for a
camp arrangement (building a deck and tent structure per telecon
with Thomas Thomayer 10/12/93). ~~Tributary might be Dog Creek per~~ *
~~topo instead of directly into river. This, too, can be verified~~
~~in exam.~~ Appears from applicant's telephone information that all
springs will be intertied and thus make up one system for one
application. Area is not tributary to Salmon River (plus use is
within 42-111) so moratorium does not apply.

JAN 20 1994

* O'base updated per 11/24/93 telecon with applicant.

- 80

RECEIVED

SEP 29 1993
10/92

Department of Water Resources
Boise Regional Office

Ident. No. 79-07217

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant THOMAS & MARGARET THORNTON Phone 503-630-6345
Post office address P.O. Box 1008 ESTACADA, OK. 97023 ESTACADA
2. Source of water supply GROUNDWATER Springs which is a tributary of A/A Snake River
3. Location of point of diversion is MIDDLE OF THIS 4.00 ACRES 1/4 of NW 1/4 of SW 1/4 TAX #1 Govt. Lot 1 01 *
Sec. 27 Township 29N Range 3W B.M. IDAHO County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 for WARM SPRINGS purposes from JAN. 1 to DEC. 31 (both dates inclusive) *
(cfs or acre-feet per annum) BATHING
Domestic
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.04 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. DIG BATH TUB SIZE AREA IN
NATURAL FLOW - PUT TARP DOWN IN FLOW - LET FLOW FILL TARPED
AREA - SOAK IN WATER - LET DRAIN NATURAL
 - 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 ground water with a temperature of greater than 85°F being sought? _____
 - e. If well is already drilled, when? _____; Drilling firm _____
Well was drilled for (well owner) _____ JAN 20 1994
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
1 YEAR years (minimum 1 year). * pld per typ; applicant's map; WSG pgs
items 6a & 8d.
Some per 10/2/93 telconv with applicant. -82 10/5/93

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1 HOUSEHOLD - SEE 6A.
- e. Other; describe fully. _____

9. Description of place of use:

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

TWP	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	
29N	3W	27									D								
											Lot 1								

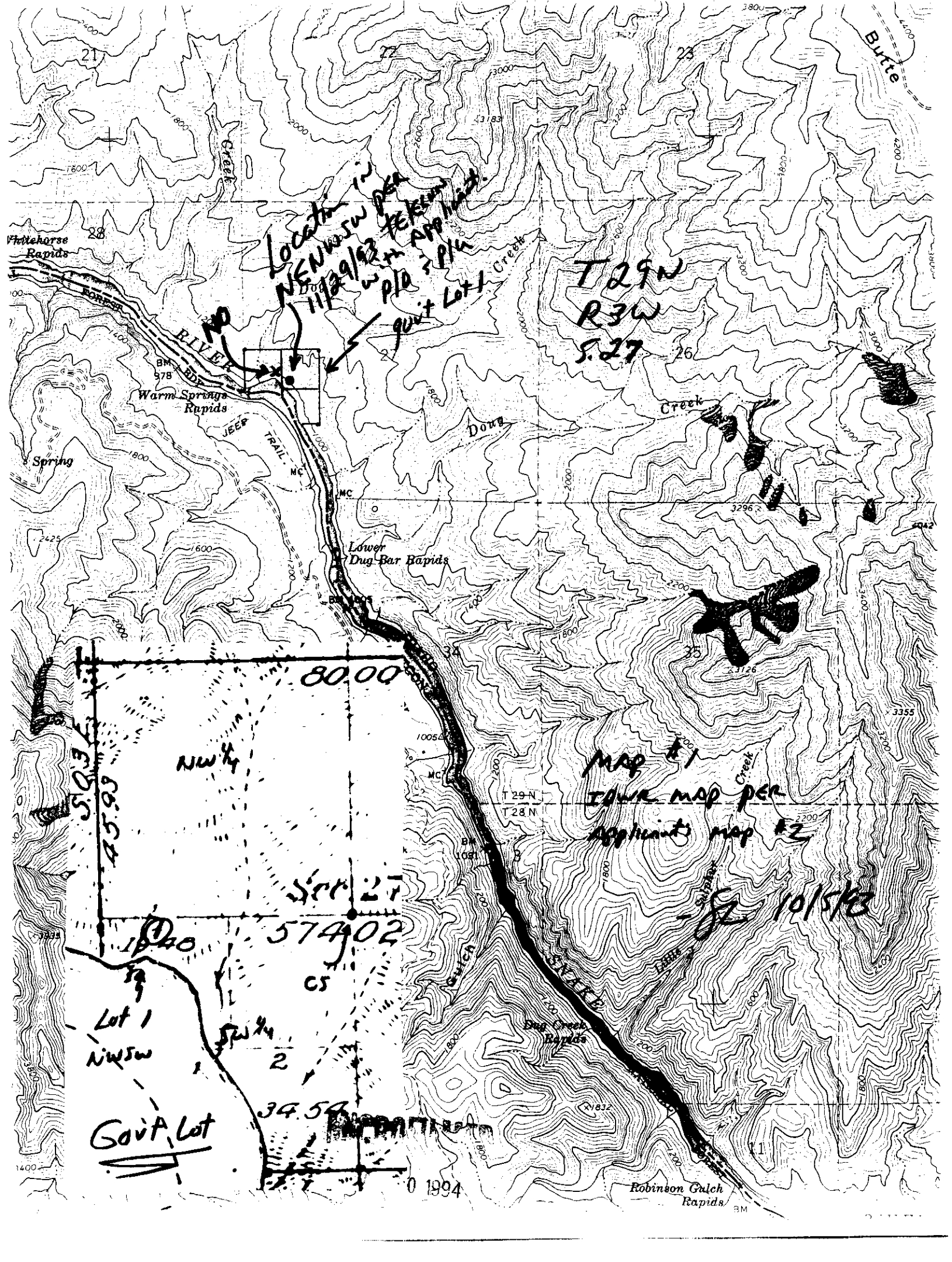
Total number of acres to be irrigated 0

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

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

12. Remarks: Domestic use is for 1 home.

* pln per maps as with plis
Standard remark from item 12.
JAN 20 1994
-JL 10/5/93



CERTIFICATE OF RECORDER

INSTRUMENT NO. _____
 STATE OF IDAHO } SS
 COUNTY OF IDAHO }
 AT THE REQUEST OF CARL V. EDWARDS, THE
 FOREGOING SURVEY WAS FILED FOR RECORD
 IN THE OFFICE OF THE RECORDER OF IDAHO
 COUNTY, IDAHO ON THE _____ DAY OF _____
 19____, AT _____ M. AND ONLY RECORDED IN
 SURVEY BOOK _____ AT PAGE _____
 FEE: _____

DEPUTY RECORDER EX-OFFICIO RECORDER

LEGEND

- SECTION CORNER, SET 2' x 30" 11" P. W/RC.
- 1/4 SECTION CORNER, NOT SET
- MEANDER CORNER, SET 2' x 30" 11" P. W/RC.
- REFERENCE POINT, SET 36" BOLT IN ROCK MOUND
- PROPERTY CORNER 5 INITIAL POINT, SET 4' x 8' x 10" SPRING W/SEV CAP
- PROPERTY CORNER, SET 4' x 8' x 10" SPRING W/SEV CAP
- PROPERTY CORNER, COMPUTED, NOT SET
- SPRING
- NEW BATH HOUSE LOCATION
- OLD BATH HOUSE LOCATION
- COORDINATE NUMBER
- SECTION LINE
- MEANDER LINE
- 1/4 SECTION LINE, PROJECTED
- PROPERTY LINE
- FENCE LINE, EXISTING
- WATER COURSE
- DATE, EXISTING

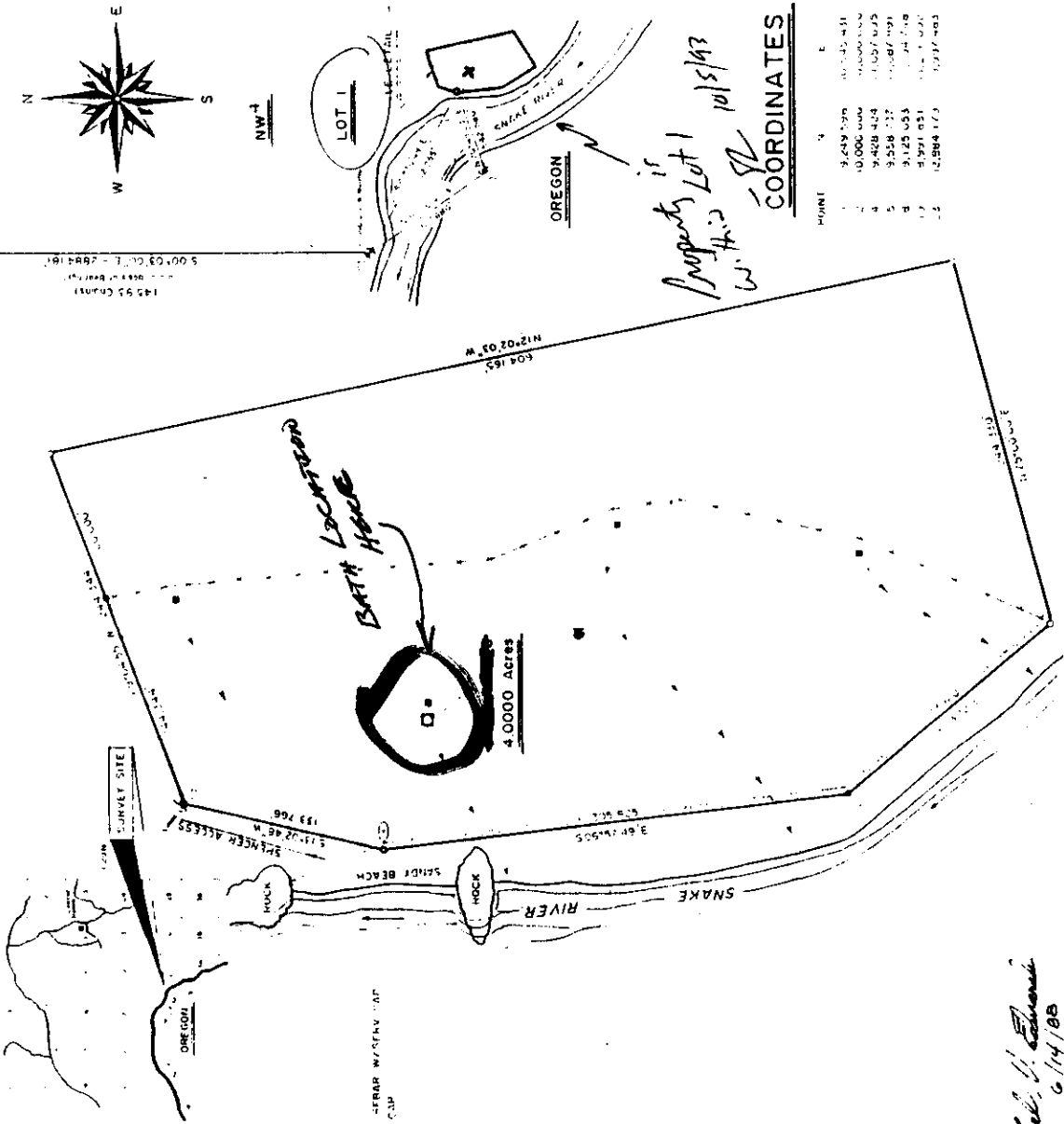
CERTIFICATION

THIS IS TO CERTIFY THAT I, CARL V. EDWARDS
 A REGISTERED PROFESSIONAL ENGINEER AND
 LAND SURVEYOR IN THE STATE OF IDAHO,
 PE-LS 2098, HAD RESPONSIBLE CHARGE FOR
 THIS SURVEY OF THE LANDS AND CORNERS AS
 INDICATED ON THIS "RECORD OF SURVEY" AND
 THAT THIS IS A TRUE REPRESENTATION OF SAID
 SURVEY.

Carl V. Edwards
 6/14/88

VICINITY MAP

DETAIL "A"
 SCALE: 1" = 50'



JAN 20 1994

EXHIBIT

MAP #2
 Applicant's map
 9

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. SEE VICINITY MAP

See attached maps

RECORDED
JAN 20 1904

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

JAN 20 1994

Scale: 2 inches equal 1 mile.

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

Donald A. Thomas
(Applicant)

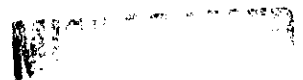
Received by dy Date 9-29-93 Time 10:30 AM Preliminary check by FL
Fee \$ 30.00 Receipted by dy # W016809 Date 9-29-93
Publication prepared by AT Date 10-13-93 Published in Id. City Free Press
Publication approved AT Date 11-15-93

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if 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 permit 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 permit.
- e. Other:



JAN 20 1994



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

July 1, 1998

THOMAS THOMAYER
PO BOX 794
ESTACADA OR 97203

RE: WATER RIGHT 79-07217

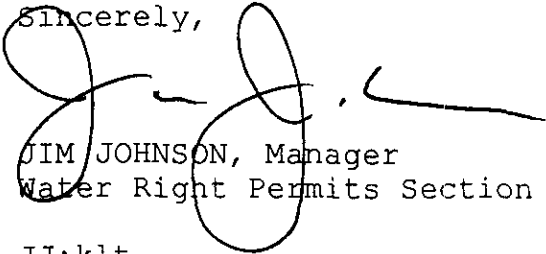
Dear Mr. Thomayer:

The Department is in receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our records to reflect this change in ownership and a computer generated report is enclosed.

Just a reminder, because of a law that went into effect July 1, 1996, all water right owners are required to report change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee to the water right owner. If you have other water rights that haven't had the ownership updated please contact the department as soon as possible.

If you have any questions regarding this matter, please feel free to contact me at (208) 327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED
AUG 21 1998



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 28, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MARGARET THOMAYER
THOMAS THOMAYER
PO BOX 1008
ESTACADA OR 97023-1008

RE: WATER RIGHT NO. 79-07217

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.

MICROFILMED
DEC 11 1997

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.

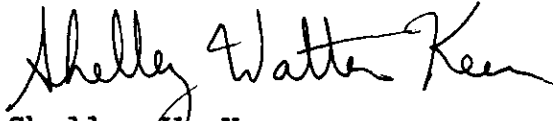
MICROFILMED

DEC 11 1997

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

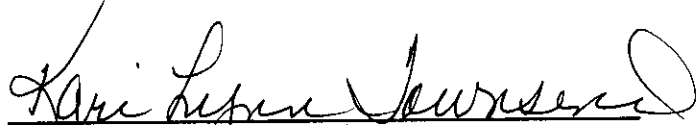
MICROFILMED
DEC 11 1987

CERTIFICATE OF MAILING

I hereby certify that on the 28th day of **November, 1997**, 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. 79-07217

MARGARET THOMAYER
THOMAS THOMAYER
PO BOX 1008
ESTACADA OR 97023-1008


Kari Lynn Townsend
Secretary

MICROFILMED
DEC 17 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

DEC 11 1995

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 79-07217

1. Owner: Thomas & Margaret Thomayer Phone No. (503) 630-6345

Current Address: PO Box 1008 Estacada OR 97023-1008

2. Accompanied by: Thomas Thomayer EXAM DATE: 9/1/95

Address: PO Box 1008 Estacada OR 97023-1008 Phone No. (503) 630-6345

Relationship to Permit Holder: Self

3. Source: Spring tributary to Snake 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
4 points of diversion	1	NE	NW	SW	27	29N	3W	Idaho	USGS Topo. + exam

2. Place(s) of Use:

Indicate Method of Determination

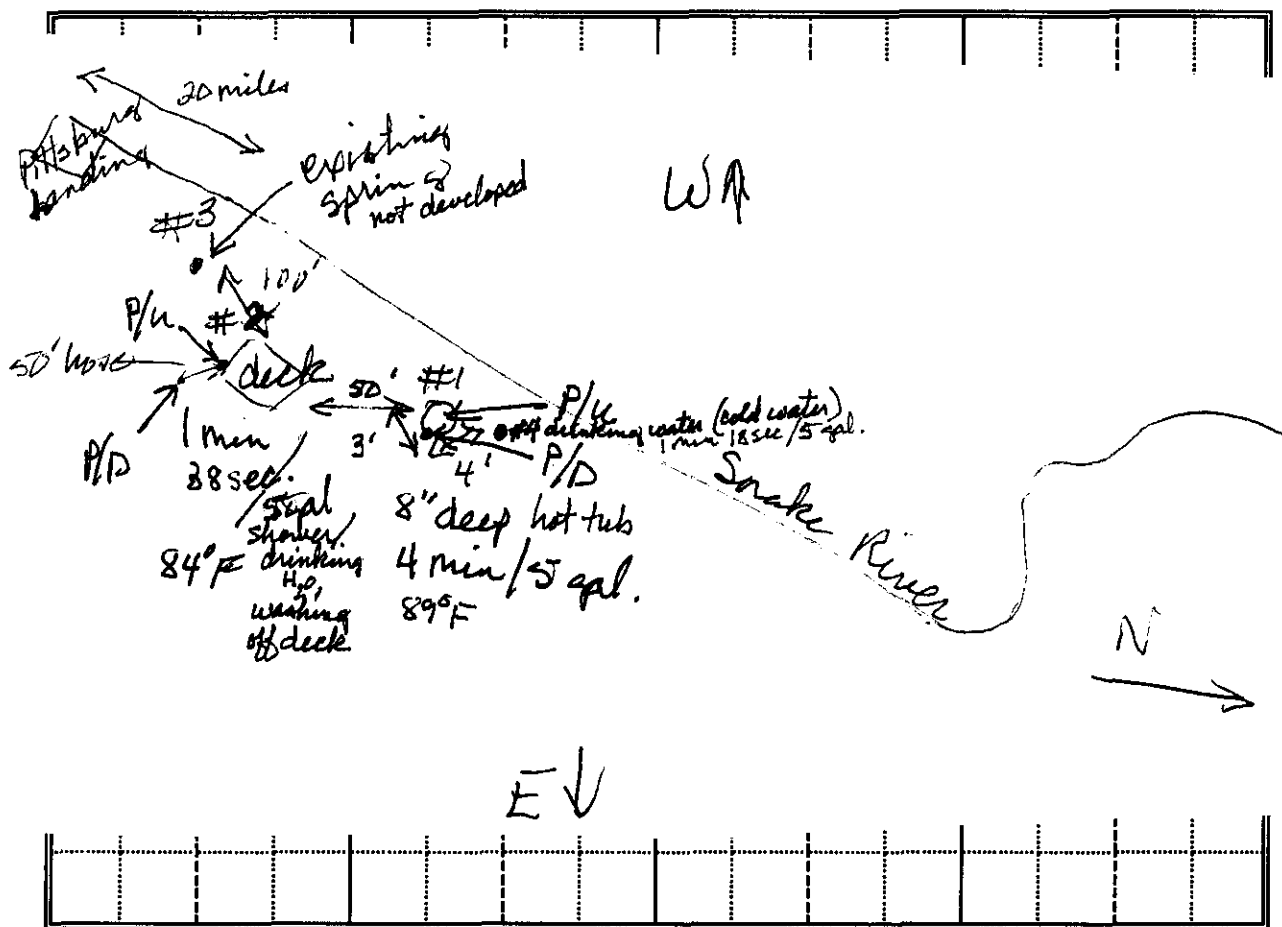
USGS Topo. + exam

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
29N	3W	27																	

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DEC 11 1997

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

*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:

NOT FILMED

DEC 11 1962

E. NARRATIVE/REMARKS/COMMENTS

- P/D + P/U are found in Gov't. Lot #1.
- Access to P/D + P/U is only by boat. It is 20 miles, by boat, north of Pittsburg Landing.
- Use is Domestic D/I internal (drinking water, shower/hot tub) + external (clean off deck + fire protection).
- The system consists of 3 developed springs (#1, #2, #4) + one nondeveloped spring (#3). Spring #1 comes in directly into a 3' x 4' x 8" tarped area used as a hot tub, with the overflow measured @ 4 min/5 gal., w/ temperature of 89°F. Spring #2 is 50' from Spring #1, a funnel stuck directly into the flow @ the spring + a 50' hose ^{from the spring @ 84°F} used for fire protection, showers, cleaning off the deck, + drinking water, w/ a flow of 1 min. 38 sec./5 gal. Spring #3 is south of #2 but was not developed yet. Spring #4 is 30' northwest of #1, ~~used~~ w/ a furrow to collect for drinking water, + a flow of 1 min. 18 sec./5 gal. The applicants stay in tents, + do come in year-round.

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

MICROFILMED
DEC 11 1997

F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

5 gal. bucket measurement (see attachment) = 1.02 cfs
for internal/external use

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:

Allow Domestic D/I internal/external 1.2 Afa.

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>1/1</u>	<u>12/31</u>	<u>1.02</u>	<u>1.2</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>1.02</u>	<u>1.2</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. AUTHENTICATION

Field Examiner's Name

Sandy Hemenway Date 11/29/95

Reviewer _____

Date _____

SEAL

MICROFILM

DEC 11 1997

① Permit: Domestic 1/1-12/31 .04 cfs 79-07217

② B/u fee: \$50⁰⁰ 11/9/94 pd. 0-.20 cfs

③ Max. Allowable:

Domestic D/I internal/external .04 cfs

1.2 Afa internal external

④ Measurement:

Spring #1 hot tub
4 min/5 gal

$$\left(\frac{5 \text{ gal} \times 60 \text{ sec}}{240 \text{ sec}} \right) \times .00223 \text{ cfs} = .003 \text{ cfs}$$

Spring #2 1 min 38 sec/5 gal. (clean deck/shower/drinking)

$$\left(\frac{5 \text{ gal.} \times 60 \text{ sec}}{98 \text{ sec}} \right) \times .00223 \text{ cfs} = .007 \text{ cfs}$$

Spring #4 1 min 18 sec/5 gal. cold water/drinking

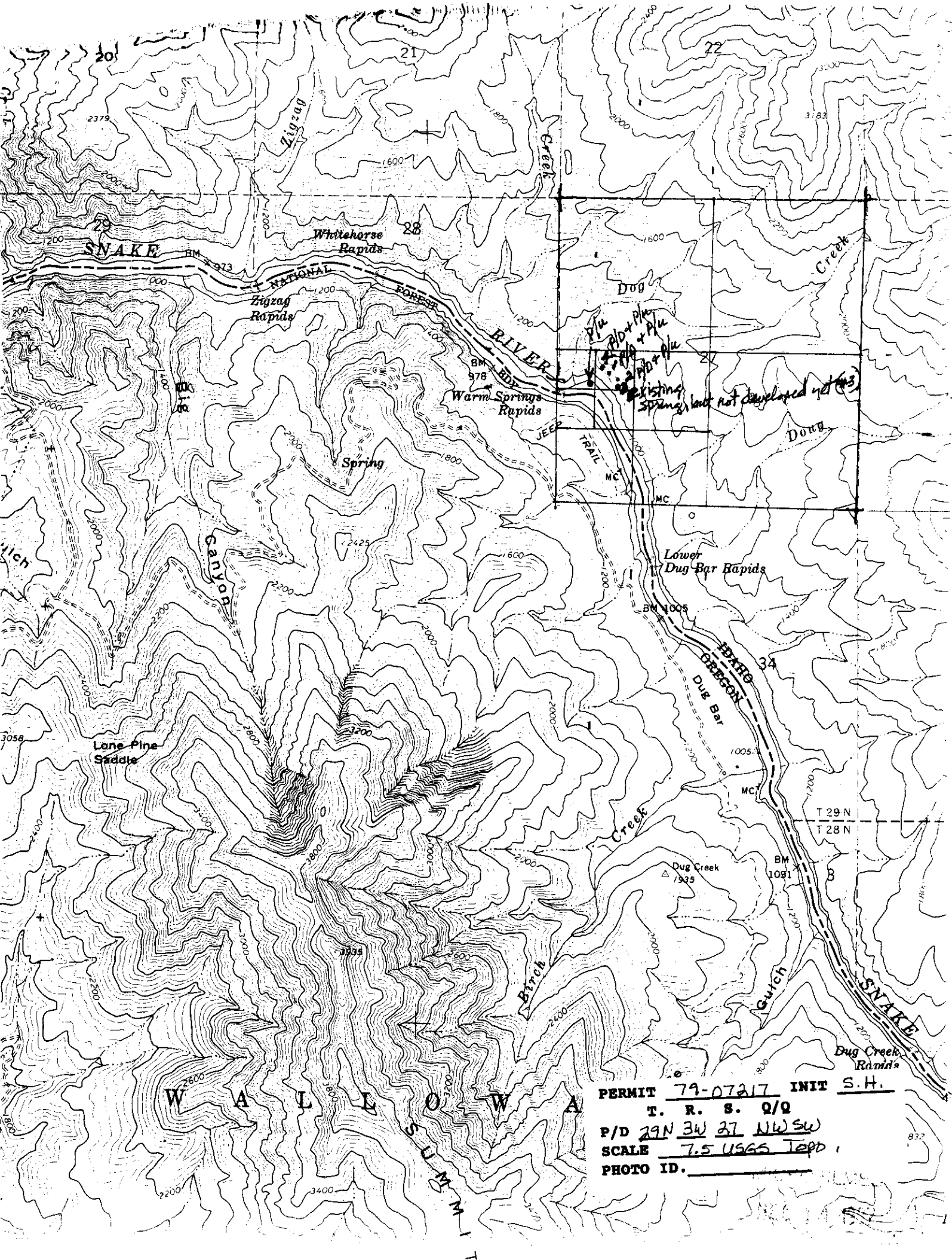
$$\left(\frac{5 \text{ gal.} \times 60 \text{ sec}}{78 \text{ sec.}} \right) \times .00223 \text{ cfs} = .01 \text{ cfs}$$

Spring #3 not developed

$$\text{Spring } .003 \text{ (}\#1\text{)} + .007 \text{ (}\#2\text{)} + .01 \text{ (}\#4\text{)} = \boxed{.02 \text{ cfs}}$$

MICRO

DEC 11 1997



PERMIT 79-07217 INIT S.H.
T. R. S. Q/Q
P/D 29N 3W 27 NW SW
SCALE 7.5 USGS Topo
PHOTO ID. 832



79-07217

9/1/95 S.H

P/D Spring #1

P/u

3'X4'X8"

hot tub

overflow:

4 min/5gal.

89°F



P/D Spring #1

funnel @ spring

w/ 50' hose

down to the

deck area



MICROFILMED

DEC 11 1997

P/u: Spring #2

84°F

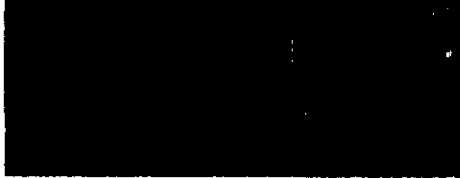
used for
shower, fire
protection,
clean-up,
cleaning off
deck

- flow 1 min 38 sec/5gal

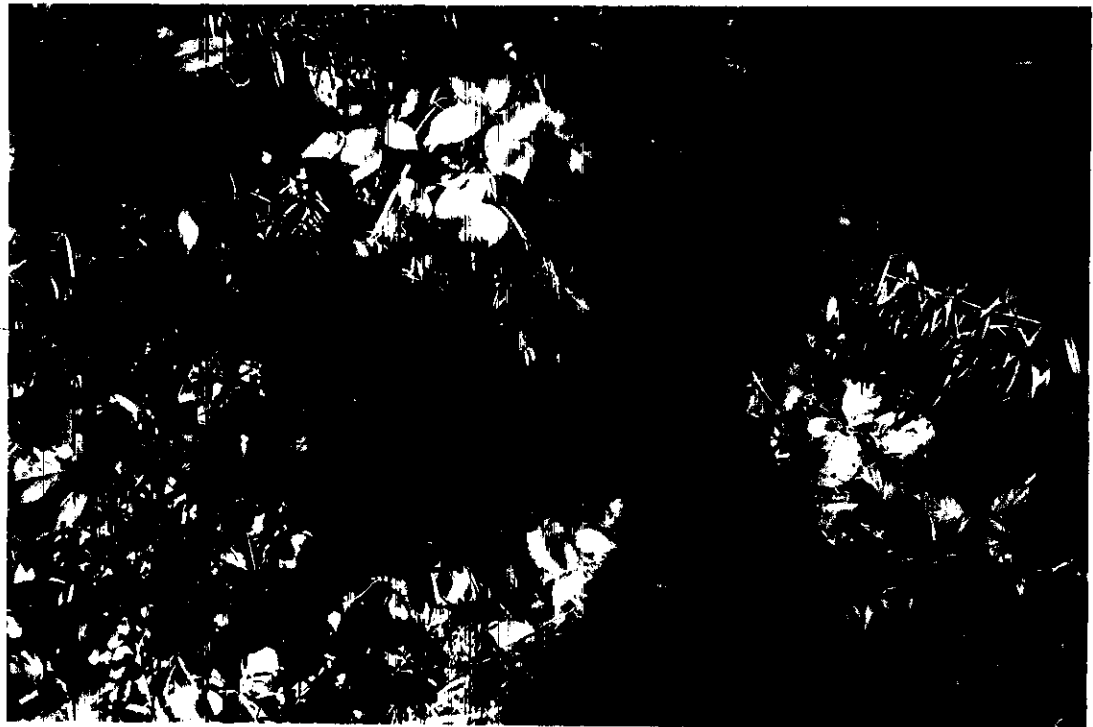
79-07217



Spring #3
not developed



P/O #4 spring
furrow
w/hose to camp area



P/O #4

deck

camp area

1979

79-07217

November 23, 1994

THOMAS THOMAYER
MARGARET THOMAYER
PO BOX 1008
ESTACADA OR 970231008

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 79-07217

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

DEC 06 1994

September 30, 1994

THOMAS THOMAYER
MARGARET THOMAYER
PO BOX 1008
ESTACADA OR 970231008

PROOF DUE NOTICE

RE: PERMIT NO. 79-07217

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, 1994. (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.

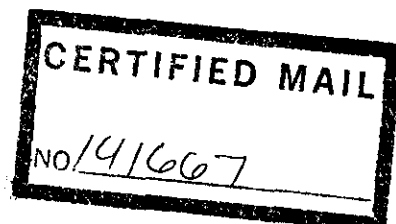
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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





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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 6, 1993

THOMAS THOMAYER
MARGARET THOMAYER
PO BOX 1008
ESTACADA OR 970231008

PERMIT APPROVAL NOTICE

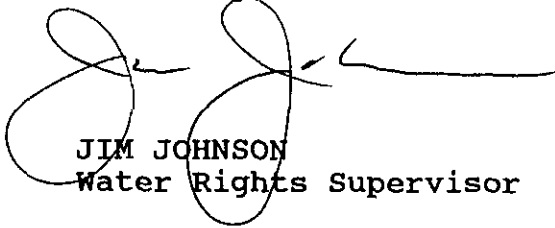
RE: PERMIT NO. 79-07217

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. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,



JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

RECEIVED

JAN 20 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 24, 1993

Thomas and Margaret Thomayer
PO Box 1008
Estacada, OR 97023

RE: Application for Permit No. 79-07217

Dear Applicants:

Your application for springs for domestic use was advertised and processing can continue once the following point is clarified. Please use the attached copies of maps for this purpose.

Applications involving springs require that the point(s) of diversion be located to the 10-acre tract or quarter-quarter-quarter of a section. Based on my best estimate, it appears the springs are in the area marked with an X on map no. 1. That tract is the NWNWSW of Sec. 27. If this is not correct, please let me know the correct location by writing or calling (208-334-2190) me by Dec. 6, 1993.

Thank you for your help in clarifying this item.

Sincerely,

Steve Lester
Water Rights Supervisor

Enclosure: Two Maps

11/29/93- Thomas T. called - said site at 1000' elevation
line in NE NWSW.

Microfilm

JAN 20 1994

CONVERSATION MEMORANDUM

DATE 10/12/93FILE 99-07217NAME OF PARTY Thomas Thoma 503-630-6345EMPLOYEE Steve Lester

RE:

Had left msg. for Applicants 10/5/93 assuming source
is hot spring. Returned my call today:

1) Source 3 hot springs for "hot tubs"
1 cold spring for culinary water (camping
area - deck & tent or similar structure).

2) Can't locate to QQQ - not exactly sure
of location. Can confirm via licensing exam.

3) Applicants own this property.

RECEIVED

JAN 20 1994

79-07217

THOMAYER, THOMAS
THOMAYER, MARGARET
PO BOX 1008
ESTACADA, OR 97023

Source: SPRINGS

Tributary: SNAKE RIVER

Diversion Pt: LOT 1 (NWSW) Sec 27 T 29N R 03W in IDAHO County.

Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)

Date Filed: 9/29/1993

In: IDAHO County
T29N R03W S27 Lot 1(NWSW)

RECORDED

10/20/1994

RECEIVED

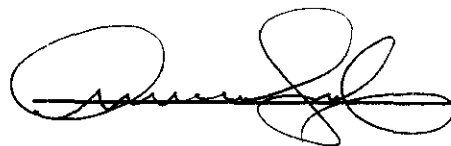
NOV 01 1993

WATER RESOURCES
WESTERN REGION

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

Andrew J. McNab, being first duly sworn, says he 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 21st day of October, 19 93, and the last publication on the 28th day of October, 19 93; 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 }

On this 28th day of October in the year of 1993,
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

NOV 30 1994