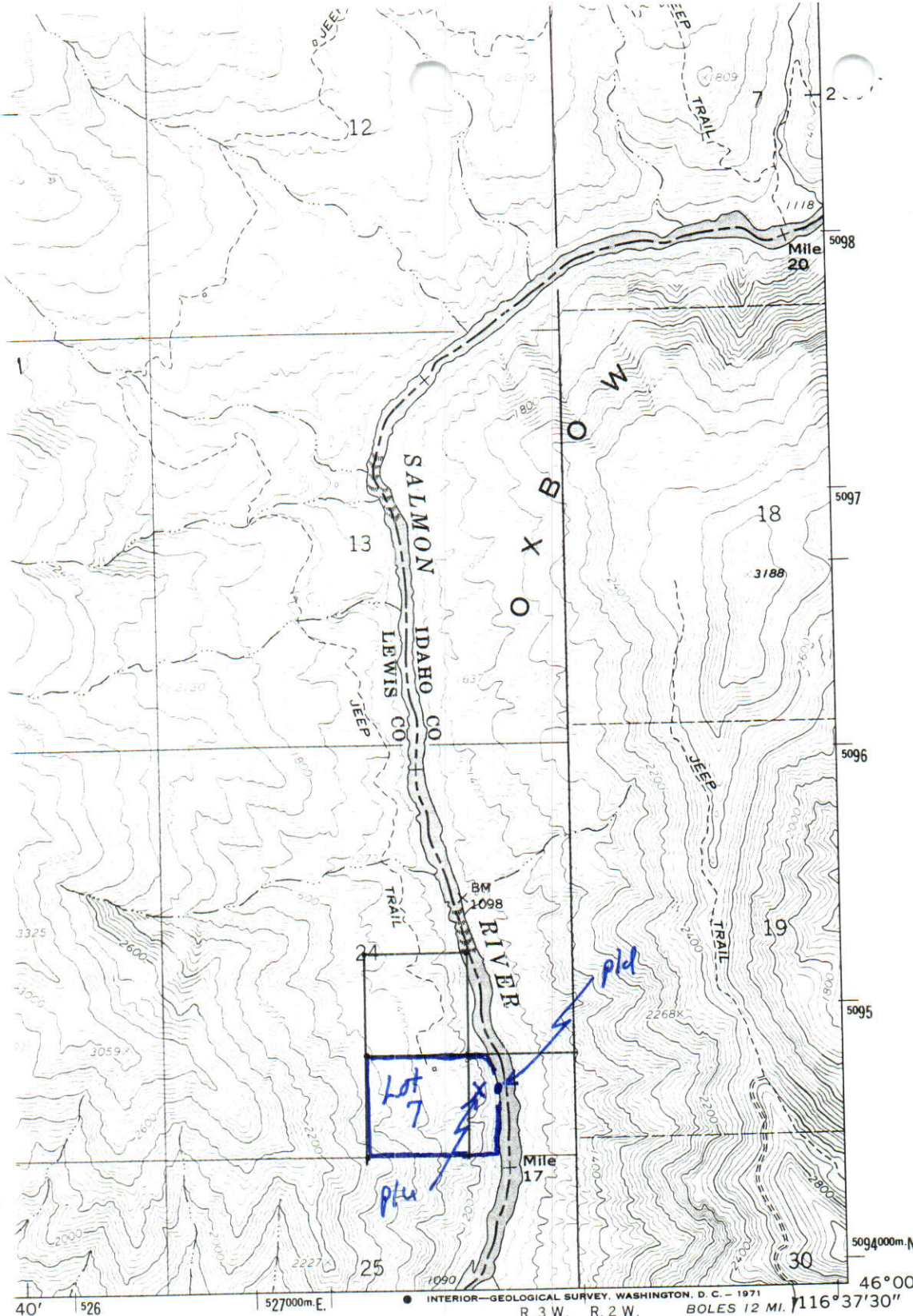




T31N
R3W
S.24
Lot 7 SESE

map prepared per
Applicant's map's
govt lot plot
8/20/93
-JR

(BOLES)
26751 NE
RECEIVED
OCT 28 1993

ROAD CLASSIFICATION
Unimproved dirt =====

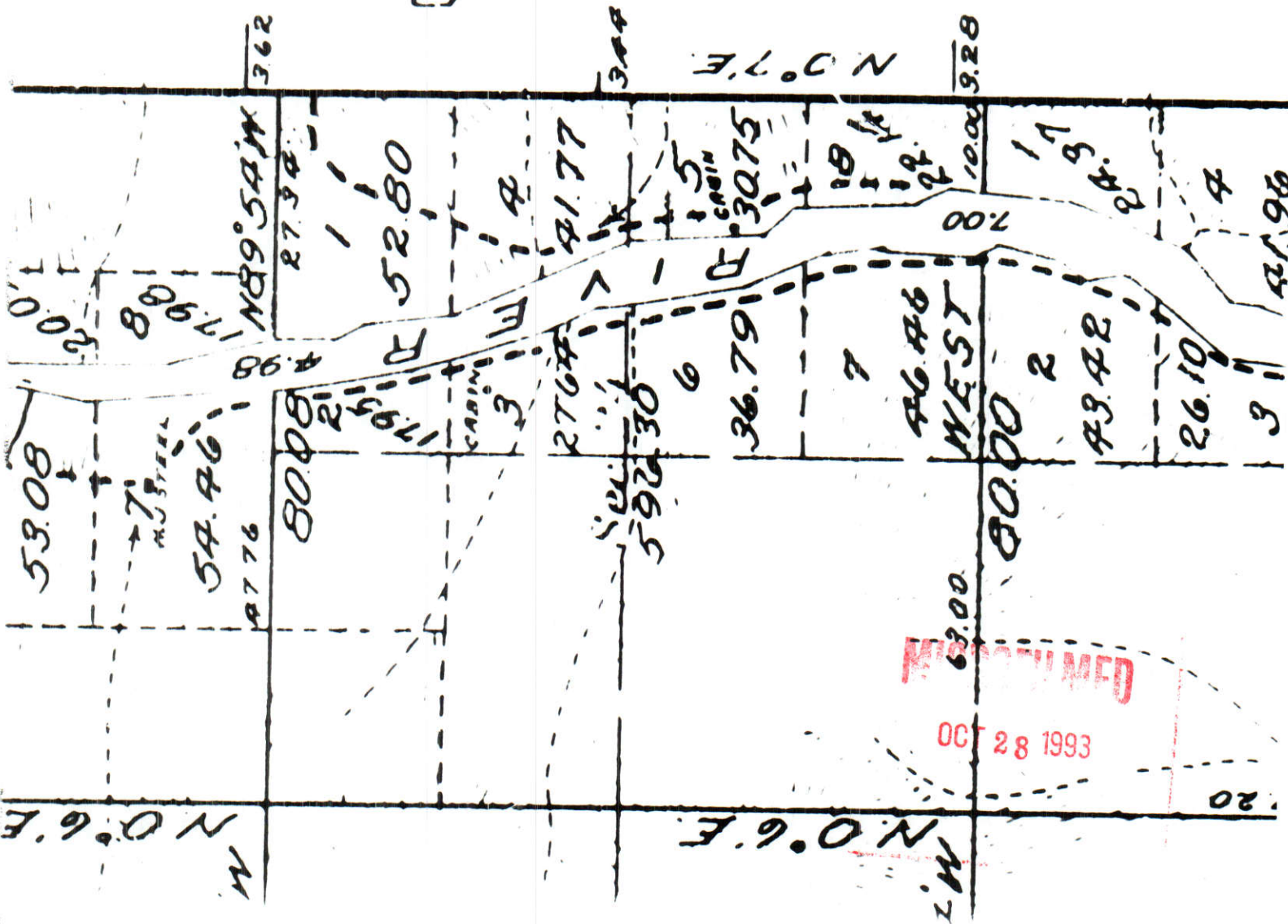


HOOVER POINT, IDAHO
N4600—W11637.5/7.5

1967

U.S. GEOLOGICAL SURVEY, WASHINGTON, D. C. - 1971

Resurvey



T31N
R3W
S.24
Lot 7

Accepted by
the G. L. O. Nov
being authorized

There is some indication
in this township

RECORD OF SURVEY

OF

GOVERNMENT LOTS 3, 6 & 7, THE EAST 700 FEET OF THE SW 1/4 AND THE EAST 700 FEET OF THE SE 1/4 NW 1/4 OF SECTION 24 AND THE NW 1/4 OF GOVERNMENT LOT 2 OF SECTION 25 OF TOWNSHIP 31 NORTH, RANGE 3 WEST, B.M., LEWIS COUNTY, IDAHO.

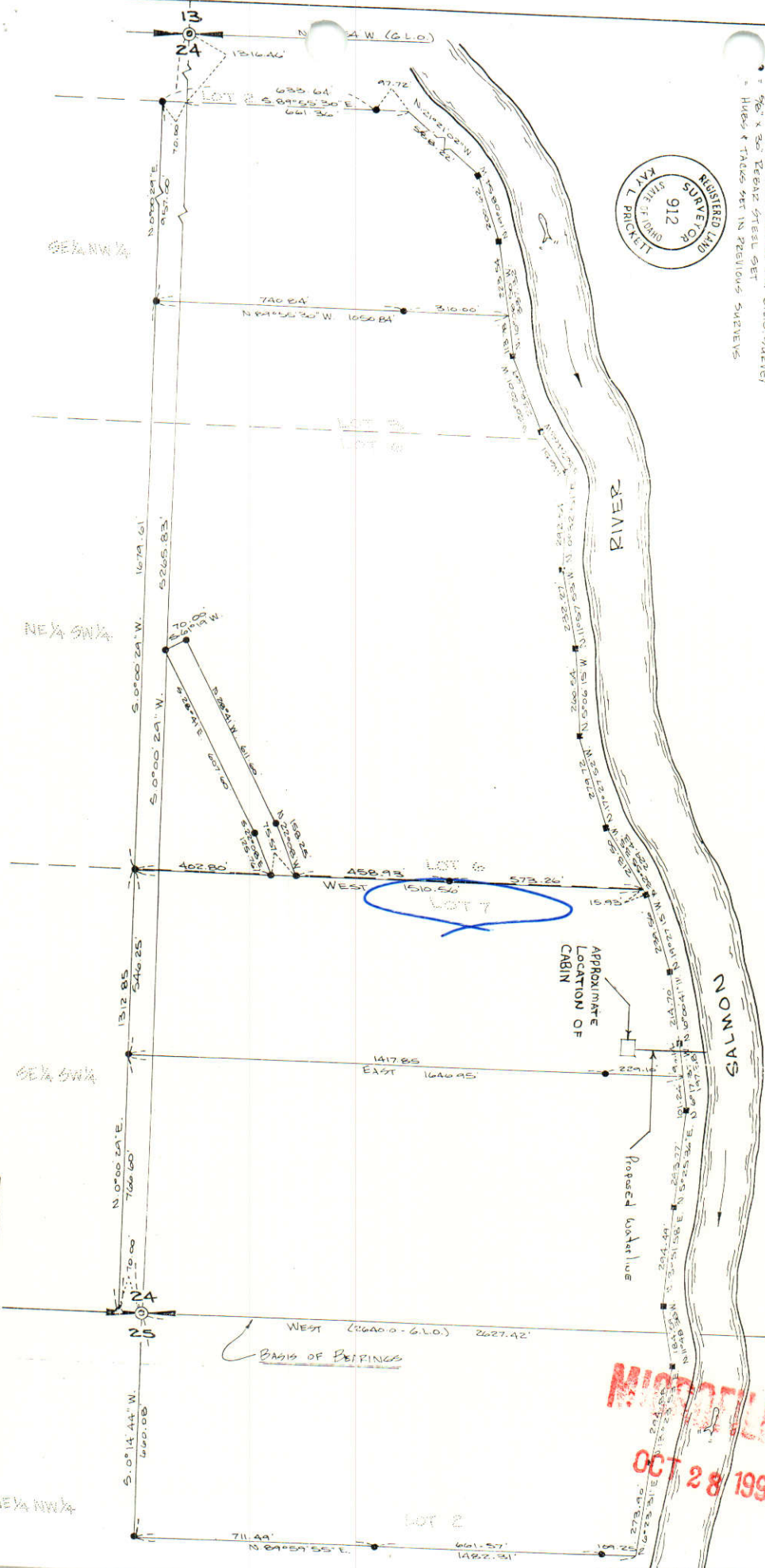
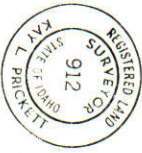
SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THE PROPERTY PLATTED HEREON HAS BEEN SURVEYED UNDER MY SUPERVISION AND THE POINTS HAVE BEEN PLACED AS SHOWN.

Ray L. Pickett
RAY L. PICKETT, PLS No 912

LEGEND

- FOUND STIPES LAMP SET IN 1911 G.L.O. SURVEY
- 7/8" x 20" IRON STEEL SET
- HEDGES & TRACES SET IN PREVIOUS SURVEYS



24 19
25 30

N 1/2 NW 1/4
NE 1/2 NW 1/4

NOT RECORDED
OCT 28 1993

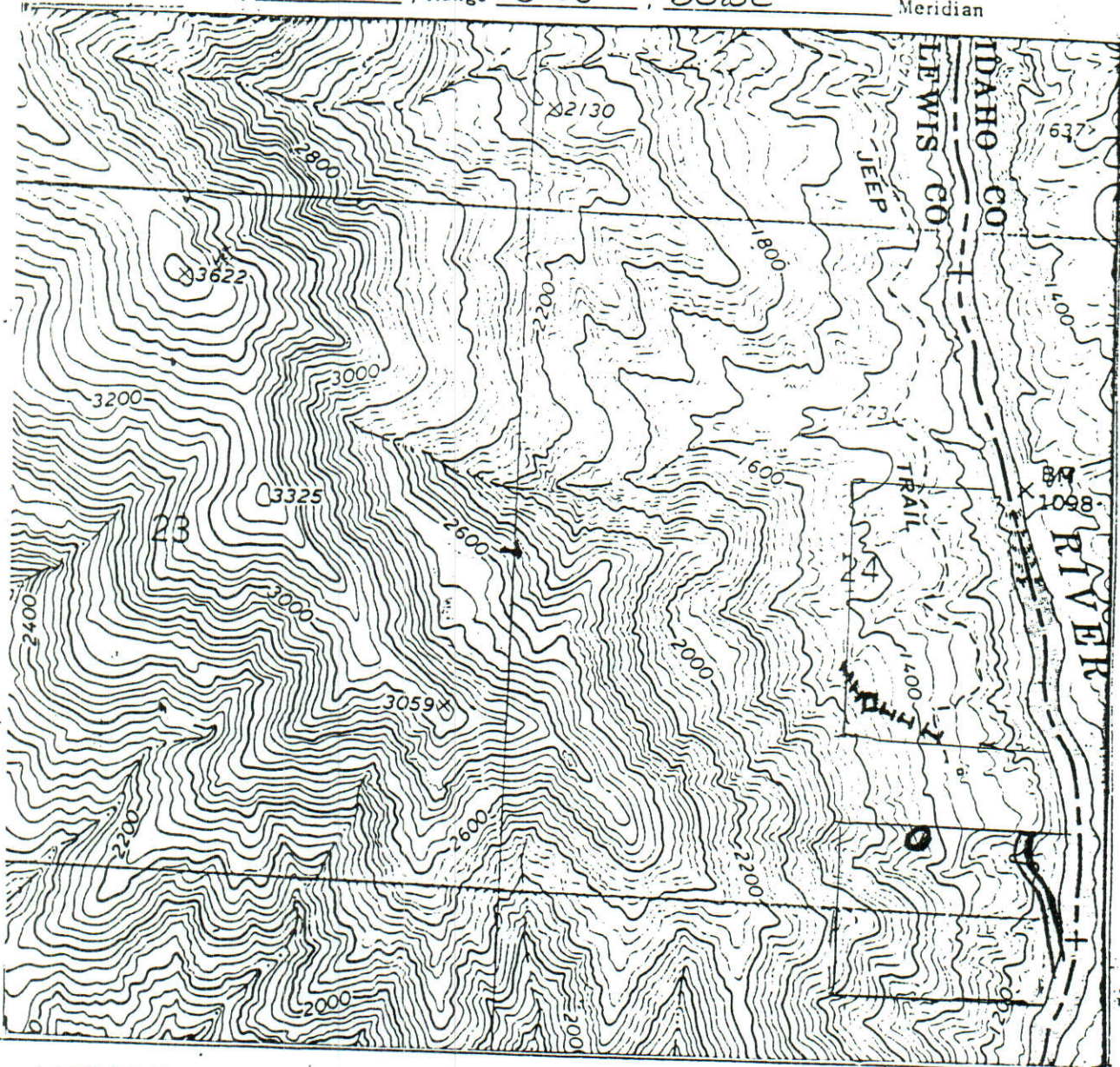
SURVEYORS WEST			
914 6TH STREET			
CLARKSTON, WASHINGTON			
DEANN BY:	DATE:	JOB No.	
K.L.P.	FEB. 4, 1992	1736	
CHECKED BY:	SCALE:	SHEET 1	
J.A.H.	1" = 200'	OF 1	

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

MAP

Serial Number
101-28959

Township 31 N, Range 3 W, BOISE Meridian



LAND OWNERSHIP KEY AND ADDITIONAL TOPOGRAPHIC SYMBOLS

Scale: 1" = 1/4 mile

	PUBLIC LAND - BLM		
HH	PIPELINE ROUTE		
==	ROAD		
□	STORAGE TANK-WATER		
○	PARKING/STORAGE AREA		

OTHER DATA



MICROFILMED
AUG 11 1999

LAND REPORT

MAP

Affidavit of Publication

STATE OF IDAHO, }
County of Lewis, } ss.

I, ROBERT E. WHERRY, being first duly sworn, depose and say that I am the Publisher of the LEWIS COUNTY HERALD, a weekly newspaper, published and issued weekly at Nezperce, Lewis County, State of Idaho, which is of general circulation in said county and state, that the said notice, of which the one hereto is attached is a true copy, was published in said newspaper

for 2 weeks being published 2

times, the first publication being on the 16th

day of September, 19 93, and the last

publication on the 23rd day of

September, 19 93; and that the said notice was published in the newspaper proper and not in a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight (78) consecutive weeks prior to the first publication of said notice or advertisement.

Robert E. Wherry

STATE OF IDAHO, }
County of Idaho, }

On this 30th day of September in the year of 1993, before me, a Notary Public, personally appeared Robert E. Wherry, 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.

Daphne E. Wherry
Notary Public for Idaho

Residing at cottonwood

My commission expires: 12/94

RECEIVED

OCT 28 1993

RECEIVED
OCT 06 1993

Department of Water Resources
Western Regional Office

LEGAL NOTICE WATER RIGHTS
79-07216
BENTZ, CLINTON R.
BENTZ, DARELL
3633 13TH ST.
LEWISTON, ID. 83501
Source: SALMON RIVER
Tributary: SNAKE RIVER
Diversion Pt: LOT 7 (SESE)
Sec. 24 T 31N R 03W in
LEWIS County.
Use: DOMESTIC Total
Diversion: (.040 CFS) (.040 CFS)
Date Filed: 8/31/1993
In: LEWIS County

T31N R03W S24
Lot 7 (SESE).
Permits will be subject to all prior water rights. Protests 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 October 4, 1993.
R. KEITH HIGGINSON,
Director.
Published in the Lewis County Herald Sept. 16 and 23, 1993.

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 79-07216

Priority: August 31, 1993

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that CLINTON R BENTZ
DARELL BENTZ

1309 POWERS AVE
LEWISTON ID 83501

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 31, 1993; and has submitted Proof of Beneficial Use on October 26, 1994. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from:

SALMON RIVER

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	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 7 (SESE), Sec. 24, Township 31N, Range 03W
LEWIS County

PLACE OF USE: DOMESTIC
TWN RGE SEC
31N 03W 24 Lot 7 (SESE)

CONDITIONS OF APPROVAL AND REMARKS

1. Domestic use is for 1 home.
2. The irrigation occurring under this domestic use shall not exceed 1/2 acre.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 22nd day of July, 1999.

Acting for  KARL J. DREHER, Director

MICROFILMED
AUG 11 1999

OCT 26 1994

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.

- Signature of permit holder: Clinton K. Bond Date: 10/24/94
(include your title, if on behalf of company or organization)

DEC 06 1994

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 79-07216

Proposed Priority: August 31, 1993

Maximum Diversion Rate:

0.04 CFS

This is to certify, that **CLINTON R BENTZ**
DARELL BENTZ
3633 13TH ST
LEWISTON ID 83501

has applied for a permit to appropriate water from:

SALMON RIVER

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 7(SESE), Sec. 24, Township 31N, Range 03W
LEWIS County

PLACE OF USE: DOMESTIC

TWN RGE SEC

31N 03W 24 Lot 7(SESE)

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **November 1, 1994.**
2. Subject to all prior water rights.
3. A separate stream alteration permit from the IDWR is required for any activity in the stream channel other than construction and/or maintenance of the diversion structure. If the proposed construction or operation involves construction of an outfall or any other work in the stream channel other than a water diversion, the right holder contact the Department and obtain a Stream Channel Alteration permit prior to the start of construction.
4. Prior to placing the pump and piping system and constructing a pumphouse, the permit holder shall submit a plan to the department for review and approval which will assure compliance with these conditions of approval.
5. The pump and pumphouse must be placed above the high water mark and shall not be visible from the river.
6. The intake line should be buried below the low water mark and fixed to the channel bottom in a manner previously approved by the department. The intake line must be buried and the area reclaimed as approved by the department.
7. The permit is void if the permit holder does not comply with these conditions.
8. Domestic use is for 1 home.

MICROFILMED

OCT 28 1993

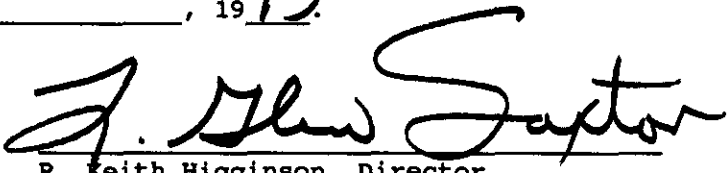
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 79-07216

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

26th day of October, 1993.

for 
R. Keith Higginson, Director

RECORDED

SEP 14 1993

RECEIVED
OCT 22 1993

Ident. No. 79-07216

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: CLINTON R BENTZ 208-743-2920
Address: 3633 13TH ST
LEWISTON ID 83501
AND/OR
Name: DARELL BENTZ 208-743-2920
Address: 3633 13TH ST
LEWISTON ID 83501

2. Source: SALMON RIVER Trib. to: SNAKE RIVER
3. Location of Point of Diversion: Lot 7(SESE), Sec. 24, Township 31N, Range 03W
LEWIS 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.
Pump, pipeline and tank.
 - 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).

WATER RESOURCES
DIVISION

OCT 28 1993

8. Place of Use: DOMESTIC

TWN RGE SEC
31N 03W 24 Lot 7(SESE)

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:
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.

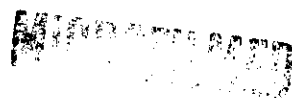
Applicant

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ _____ Receipted by _____ # _____ Date _____

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____



OCT 28 1993

RECEIVED

Aug 9 1993

Department of Water Resources
Western Regional Office

Ident. No. 79-7216

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Clinton R. and/or Darell Bentz Phone (208) 743-2920
Post office address 3633 13th St. Lewiston, Idaho 83501

2. Source of water supply Salmon River which is a tributary of Snake River

3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Govt. Lot 7
Sec. 24 Township 31N Range 3W B.M. Lewis County; additional
points of diversion if any: None

4. Water will be used for the following purposes:

Amount .04CFS for Domestic purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .04 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 110 Volt Submersable pump to be placed directly into the river with 1" diameter water line leading underground to a pressure tank located in the cabin.

b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total reservoir capacity N/A acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.

c. Proposed well diameter is N/A inches; proposed depth of well is _____ feet.

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

e. If well is already drilled, when? No; Drilling firm N/A
Well was drilled for (well owner) N/A

7. Time required for the completion of the works and application of the water to be proposed beneficial use is
One years (minimum 1 year).

* corrected per applicant's map & topo
8/20/93 - R

OCT 28 1993

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. One
- 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.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3IN	3W	24																20	20
																		D	
																		2.7	

Total number of acres to be irrigated _____

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? Clinton R. and Darell Bentz

b. Who owns the land to be irrigated or place of use? Clinton R. and Darell Bentz

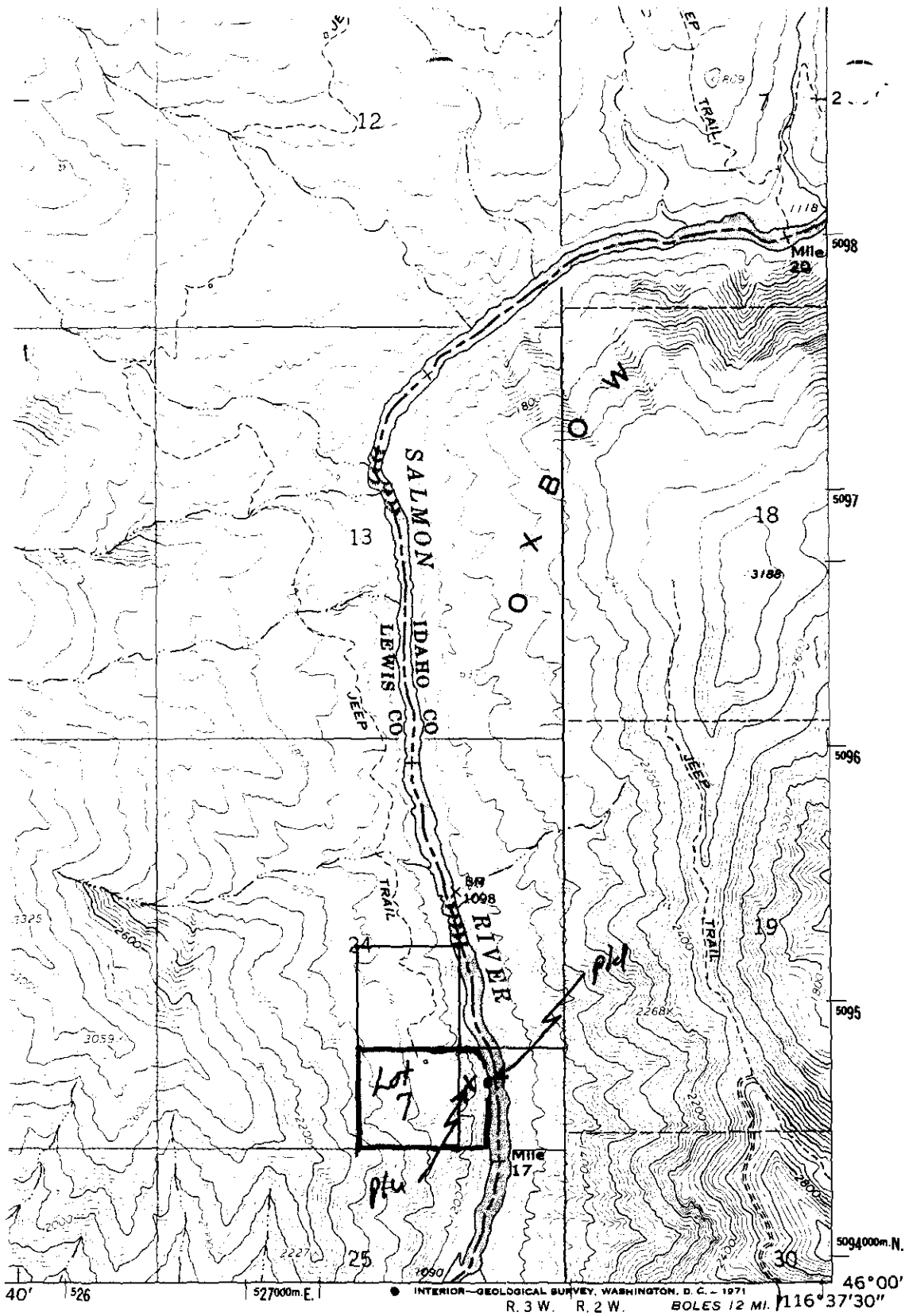
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

RECORDED
OCT 28 1993

*No irrigation indicated in item 4 or 6 on appl. pg. 1.

JL 8/20/93



T31N
R3W
S. 24
Lot 7 SESE

map prepared per
Applicant's map
gov't lot plot
8/20/93
-JR

1 MILE

ROAD CLASSIFICATION
Unimproved dirt -----



QUADRANGLE LOCATION

HOOVER POINT, IDAHO
N4600—W11637.5/7.5

1967

U.S. GEOLOGICAL SURVEY

(BOLES)
2675 / NE
OCT 28 1993



T31N
R3W
S.24
Lot 7

Accepted by
the G. L. O. Nov
being authorized,

—

There is some indication in this township

OC 28 1993

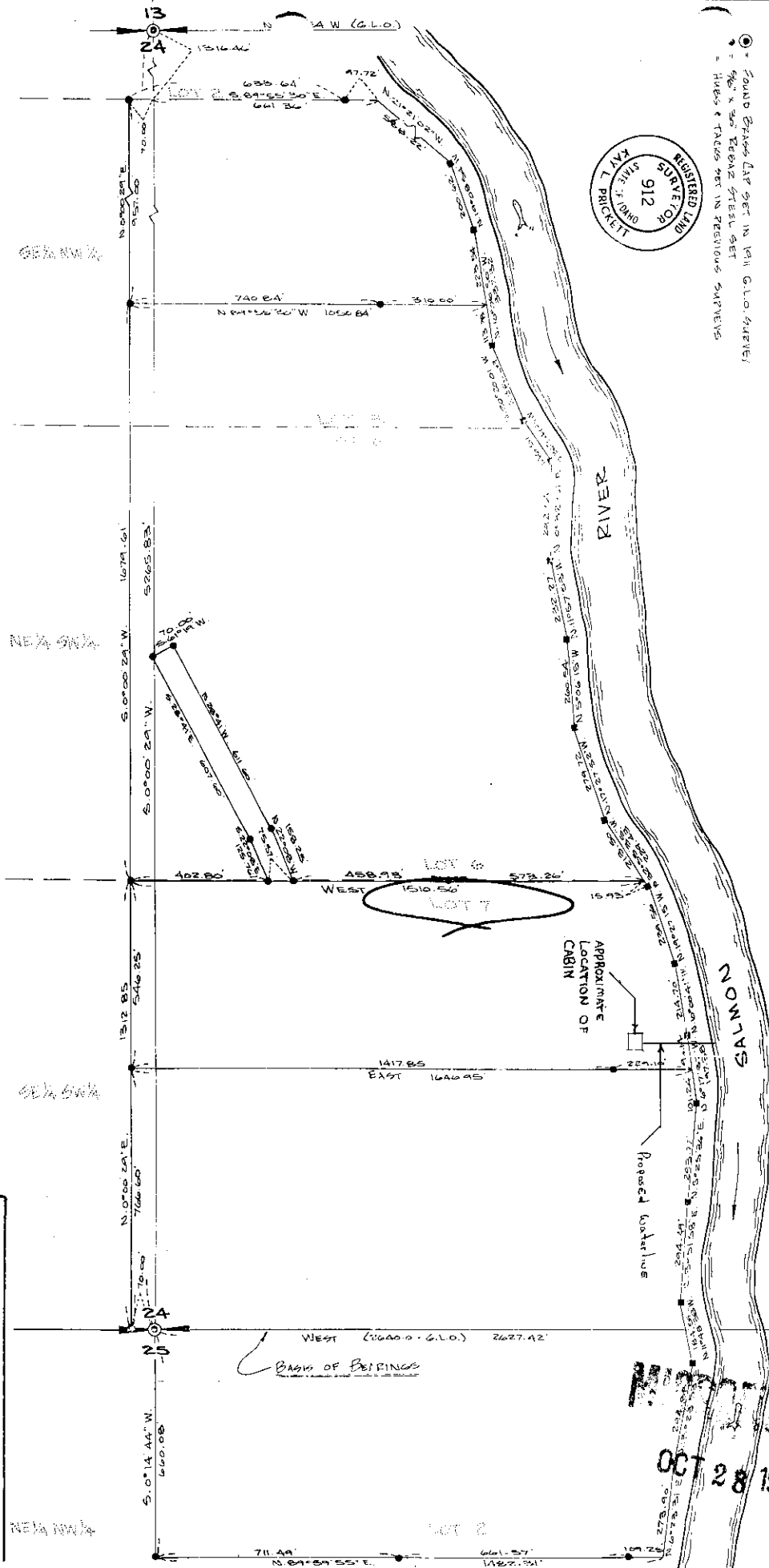
OF

T. 31 N. R. 3 W.
T. 31 N. R. 4 W.

IT HEREBY CERTIFY THAT THE PROPERTY PLATED HEREON HAS BEEN SURVEYED UNDER MY SUPERVISION AND THE POINTS HAVE BEEN PLACED AS SHOWN.

② = FOUND BRASS LAP SET IN 1911 G.L.O. QUARRY,

= HUES & TACKS SET IN PREVIOUS SURVEYS



SURVEYORS WEST
914 6TH STREET
CLACKSTON, WASHINGTON

CLACKSTON, WASHINGTON

DATE:	Job
-------	-----

Feb. 4, 1992

FEEDING:	
BY:	

BY:	SCALE:	SHEET
	11.344'	

11:260

[illegible]

Clinton R. Bentley
(Applicant)

Received by SL for ? Date 8/15/93 Time — Preliminary check by SR D.O.P.
Fee \$ 30⁰⁰ Receipted by Jy # W016675 Date 8/31/93
Publication prepared by SL Date 9-8-93 Published in Lewiston City Herald
Publication approved SL Date 10-6-93

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:

Appl. received w/o this pg. or fee on 8/9/93.

Added this pg. on 8/20/93.

SL

OCT 28 1993



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

July 23, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CLINTON R BENTZ
DARELL BENTZ
1309 POWERS AVE
LEWISTON ID 83501

RE: WATER RIGHT NO. 79-07216

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 described in the enclosed information sheet.

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

AUG 11 1999

CERTIFICATE OF MAILING

I hereby certify that on the 23rd day of July, 1999, 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. 79-07216

CLINTON R BENTZ
DARELL BENTZ
1309 POWERS AVE
LEWISTON ID 83501


Kari Lynn Townsend
Secretary

MICROFILMED
AUG 11 1999

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order 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 the 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 a 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, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a 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.

ORAL ARGUMENT

If the Department grants a petition to review a 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 a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

MICROFILMED

AUG 11 1999

B/U FIELD EXAM REVIEW

Cindy Zimmerman

Permit #: 79-7216 Name: Bentz Date: 5/30/97 ✓ Lots ✓

NAME	Chng	Same	Or Address Change?	<u>1309 Powers Ave</u>
SOURCE		✓	Clarify source	
			Prelim. Order to Void - Source change.	
P/D		✓	Amendment Needed?	<u>LT 7</u> P39
			Overlap(s)	<u>none</u>
P/U		✓	Amendment Needed?	<u>LT 7</u> P41
			Overlap(s)	<u>none</u>
			(Gov't use special T's)	*P/D & P/U Amend? P37
RATE		✓	Permit/proof fee limits	<u>0.04</u> / <u>0.20</u>
		✓	Measured Quantity =	<u>allow permitted = 0.04</u> cfs
			Theoretical Quantity =	<u>0.04</u> cfs
			(HP) $\frac{8.8 \times 0.70 \times 1.25}{160 + (2.31 \times 50)}$	= cfs <u>0.04</u>
		✓	Recommended capacity	<u>0.04</u> cfs
		✓	Recommended rate	<u>0.04</u> cfs
VOLUME		✓	Season: (<u>1</u>)	<u>1/1-12/31</u> = <u>365</u> days
			Calculations:	<u>dom / 1 = 1.2</u>
		✓	Flow limit: <u>0.04</u> cfs x <u>365</u> days/yr. x 1.9835 =	<u>29.0</u> AF
			Recommended volume	<u>1.2</u> AF
USES		✓	Same Nature of Use?	P46
			Amendment Needed?	
REMARKS		✓	Multiple p/d's in same 1/4? Use W32	<u>① W01</u>
CONDITIONS			Measuring Device (R43) or Lockable Controlling Works (R02)	
			Watermaster Control (R04) - WD #	
			Irrigation rate/annual volume overlap	
			GW irrigation replaces surface water (050)	
			GW irrigation supplements surface water (065)	
			Water Quality	
			Other	
PRIORITY	App Rcd	<u>8/31/93</u>	Due	<u>11/1/94</u>
	Receipt#	<u>C 031545</u>	Fee OK?	(Yes/No)
	Order to Reinstated Needed?	Yes/No	Done?	
	Priority	<u>8/31/93</u>	Examined	<u>4/28/96</u>
COMMENTS:	<u>license as permitted</u>			

USE	CFS	VOLUME
<u>Dom</u>	<u>0.04</u>	<u>1.2</u>
<u>/</u>	<u>/</u>	<u>/</u>
TOTAL	<u>0.04</u>	<u>1.2</u>

SRBA Overlap none
 Adjustment Memo _____
 LICENSE
 #1 AMEND: _____/P38
 #2 AMEND: (R)P42/(C)P47

INTER-DEPARTMENT MEMO

TO: Cindy J. ; File No. 79-07216

SUBJECT: SCAP 79-5-125

FROM: Eric B.

DATE: 7 Aug 97

Attached SCAP Permit, plan for pipeline and stipulations - Permit resolved earlier SCAP violation allowed access original vio. required parallel restoration and filing for water right. Need any thing else let me know

Water Right } I have visited the site in Aug 96 and Bertz has complied w/ Conditions 5 & 6 on the *Permit* Wet

() For your information

MICROFILMED

Eric
signature

() Response required

AUG 11 1999

PS. I will inspect the area again on Aug 31, /Sept 1 & verify its covered.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

December 9, 1993

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Clinton R. Bentz
3633 13th Street
Lewiston, Idaho 83501

RECEIVED

AUG 06 1997

Department of Water Resources

RE: Application for Stream Channel Alteration Permit #79-S-125

Dear Mr. Bentz:

This office has reviewed the above referenced application for a permit to alter a stream channel and has prepared a decision as provided for in Section 42-3805, Idaho Code.

You may consider this letter as a permit to alter the stream channel as described on your application provided you adhere to the conditions listed below.

SPECIAL CONDITIONS:

MINIMUM STANDARDS (These standards are established in the Stream Channel Alterations, Rules and Regulations dated November 1992, and are enclosed with this permit.)

9,1 - Construction Procedures

9,8 - Removal of Sand and Gravel Deposits

This permit does not relieve the permittee from complying with any applicable provision of federal law, particularly the taking of any threatened or endangered species, or the destruction or degradation of any critical habitat of any threatened or endangered species.

THIS PERMIT DOES NOT RELIEVE THE APPLICANT OF THE RESPONSIBILITY TO OBTAIN A SEPARATE PERMIT FROM THE U.S. ARMY CORPS OF ENGINEERS IF A PERMIT IS REQUIRED. A COPY OF THIS PERMIT HAS BEEN PROVIDED TO THE CORPS FOR THEIR REVIEW.

THIS PERMIT CONSTITUTES A PERMIT FROM THE DEPARTMENT OF LANDS BUT DOES NOT AUTHORIZE REMOVAL OF STREAMBED MATERIAL FOR SALE.

This Department shall be notified not less than seven days prior to the start of construction for an on-site meeting with the applicant and contractor to clarify the intent of this permit for final approval.

Either Geoweb or other materials authorized shall be used for the road base.

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AUG 11 1993

The applicant shall have the responsibility for the maintenance of the structure(s) constructed under this permit for a period of 5 years from the date constructed and shall assume all responsibility to either remove, repair or modify any structure that the IDWR determines unsuitable to the river system or that is not functioning properly within the river.

- ✓The use of construction equipment below the mean high water mark shall be limited to rubber tired equipment and/or a track mounted backhoe with the provision that the track hoe shall be limited to forward and backward movement (no turning shall be allowed except on properly constructed work pads or with specific approval from the IDWR).
- ✓Stream bank vegetation shall be protected to the extent practicable during construction. Care shall be taken to select locations for ingress and egress from the stream that will minimize bank and riparian vegetation damage. Disturbed and eroded areas shall be revegetated with perennial shrubs, grasses, and forbs as recommended by Idaho Department of Fish and Game and/or the local office of the Soil Conservation Service, to reduce erosion, restore bank cover and habitat and inhibit the invasion of noxious weeds.
- ✓All vegetative debris and excavated material, shall be disposed of out of the stream channel where it cannot reenter the channel at high flows. All temporary structures, construction debris and litter from the construction and construction workers shall be removed from the site and disposed of properly.
- ✓Upon Completion of the project, the area should be graded level or sloped so that there are no depressions which will trap fish as river flows drop or gravel piles that will detract from the natural appearance of the area.
- ✓All construction activities shall be conducted in such a manner as to minimize turbidity and other water quality impacts.
- ✓Fuel, oil, and other hazardous materials shall be stored, and equipment refueled, away from the stream to ensure that a spill cannot enter the stream channel.

This project must be conducted in accordance with the best management practices which are identified as "Rules and Regulations and Minimum Standards for Stream Channel Alterations" as adopted by the Water Resource Board. Failure to do so, without specific approval, may result in a violation of State Water Quality Standards.

This permit shall expire on December 31, 1994.

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GENERAL CONDITIONS:

This permit does not constitute any of the following:

- a. An easement or right-of-way to trespass across or work upon property belonging to others.
- b. Other approval that may be required by State or Federal Government, unless specifically stated in the special conditions above.
- c. Responsibility of the Department of Water Resources for damage to adjacent properties due to work done.
- d. Compliance with the Federal Flood Insurance Program, FEMA regulations or approval of the local Planning and Zoning authority.

The permit holder or operator must have a copy of this permit at the alteration site, available for inspection at all times.

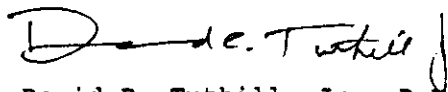
The Department of Water Resources may cancel this permit at any time that it determines such action is necessary to minimize adverse impact on the stream channel.

CONDITIONS AND CONSTRUCTION PROCEDURES APPROVED UNDER THIS PERMIT MAY NOT COINCIDE WITH THE PROPOSAL AS SUBMITTED. FAILURE TO ADHERE TO CONDITIONS AS SET FORTH HEREIN CAN RESULT IN LEGAL ACTION AS PROVIDED FOR IN SECTION 42-3809, IDAHO CODE.

If you object to the decision issuing this permit with the above conditions, you have fifteen days in which to notify this office in writing that you request a formal hearing on the matter. If an objection has not been received within fifteen days, the decision will be final.

If you have any questions, please contact Gene Gibson at 334-2266 or this office.

Sincerely,



David R. Tuthill, Jr., P.E.
Manager, Western Regional Office

DRT:MGG:g

cc: IDOL, IDFG, IDHW - DOE, C of E (Boise)

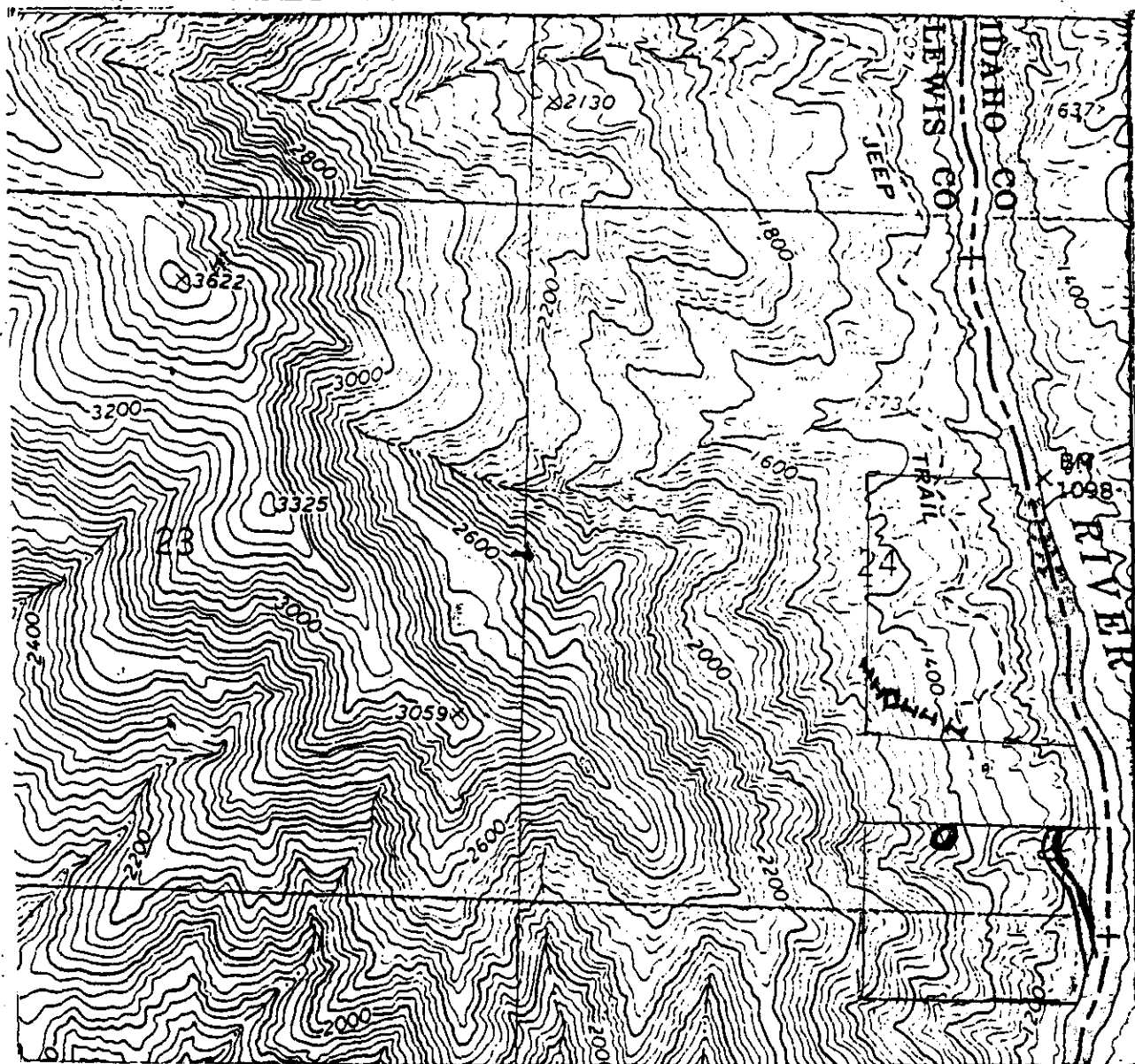
MICROFILMED
AUG 11 1999

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

MAP

Serial Number
DOI-28959

Township 31 N , Range 3 W , BOISE Meridian



LAND OWNERSHIP KEY AND ADDITIONAL TOPOGRAPHIC SYMBOLS

Scale: 1" = 1/4 mile

	PUBLIC LAND - BLM		
HH	PIPELINE ROUTE		
=	ROAD		
□	STORAGE TANK-WATER		
○	PARKING/STORAGE AREA		

OTHER DATA



MICROFILMED
AUG 11 1999

LAND REPORT

MAP

STIPULATIONS

1. All above-ground structures not subject to safety requirements shall be painted by the holder to blend with the natural color of the landscape.
2. The holder shall conduct all activities associated with the right-of-way within the authorized limits of the right-of-way and not initiate any construction, modification, relocation, or other surface disturbing activities on the right-of-way without the prior written approval of the authorized officer.
3. Use of pesticides and herbicides shall comply with applicable Federal and state laws. They shall be used only in accordance with their registered uses and within limitations imposed by the Secretary of the Interior. Prior to the use of pesticides or herbicides, the holder shall obtain from the authorized officer written approval of a plan showing the type and quantity of material to be used, method of application, location of storage and disposal of containers, and any other information deemed necessary by the authorized officer.
4. Holder shall take immediate action to repair all leaks which may occur in the water system. Holder shall be responsible for repairs and rehabilitation of any damages which may occur to the public lands both within and adjacent to this right-of-way that may result from operation of the water system.
5. Holder shall be responsible for maintenance of the road during use by him or his agents. The road shall be maintained in a manner that will provide adequate drainage and prevent erosion.
6. In the event the right-of-way, or any portion of the right-of-way is abandoned or no longer needed, it may be terminated and the holder shall be responsible for reasonable rehabilitation of the area as prescribed by the authorized officer.

MICROFILMED
AUG 11 1999

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

RIGHT-OF-WAY GRANT/TEMPORARY USE PERMIT

Issuing Office

Cottonwood Resource Area

Serial Number

IDI-28959

1. A (right-of-way) (permit) is hereby granted pursuant to:

- a. ☒ Title V of the Federal Land Policy and Management Act of October 21, 1976 (90 Stat. 2776; 43 U.S.C. 1761);
- b. ☐ Section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185);
- c. ☐ Other (describe) _____

2. Nature of Interest:

- a. By this instrument, the holders Darrell and Clinton Bentz receives a right to ~~operate, maintain, and terminate~~ a road, pipeline, storage tank, and parking/storage area on public lands (or Federal land for MLA Rights-of-Way) described as follows:

T.31 N., R.3W., B.M.

Sec. 24, lot 6, S $\frac{1}{2}$ lot 7;

Sec. 25, N $\frac{1}{2}$ lot 2.

Right-of-way dimensions:

Road = 14 feet wide, 1471 feet long;

Pipeline = 10 feet wide, 1400 feet long;

Storage tank = 20 feet wide, 30 feet long;

Parking/storage area = 100 feet wide, 150 feet long.

- b. The right-of-way or permit area granted herein is see above feet wide, see above feet long and contains 1.152 acres, more or less. If a site type facility, the facility contains _____ acres.
- c. This instrument shall terminate on July 12, 2042, ~~30~~ 50 years* from its effective date unless, prior thereto, it is relinquished, abandoned, terminated, or modified pursuant to the terms and conditions of this instrument or of any applicable Federal law or regulation.
- d. This instrument ☒ may ☐ may not be renewed. If renewed, the right-of-way or permit shall be subject to the regulations existing at the time of renewal and any other terms and conditions that the authorized officer deems necessary to protect the public interest.
- e. Notwithstanding the expiration of this instrument or any renewal thereof, early relinquishment, abandonment, or termination, the provisions of this instrument, to the extent applicable, shall continue in effect and shall be binding on the holder, its successors, or assigns, until they have fully satisfied the obligations and/or liabilities accruing herein before or on account of the ~~expiration~~, or prior termination, of the grant.

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AUG 11 1999

3. Rental: Rental waived.

For and in consideration of the rights granted, the holder agrees to pay the Bureau of Land Management fair market value rental as determined by the authorized officer unless specifically exempted from such payment by regulation. Provided, however, that the rental may be adjusted by the authorized officer, whenever necessary, to reflect changes in the fair market rental value as determined by the application of sound business management principles, and so far as practicable and feasible, in accordance with comparable commercial practices.

4. Terms and Conditions:

- a. This grant or permit is issued subject to the holder's compliance with all applicable regulations contained in Title 43 Code of Federal Regulations parts 2800 and 2880.
- b. Upon grant termination by the authorized officer, all improvements shall be removed from the public lands within 90 days, or otherwise disposed of as provided in paragraph (4)(d) or as directed by the authorized officer.
- c. Each grant issued pursuant to the authority of paragraph (1)(a) for a term of 20 years or more shall, at a minimum, be reviewed by the authorized officer at the end of the 20th year and at regular intervals thereafter not to exceed 10 years. Provided, however, that a right-of-way or permit granted herein may be reviewed at any time deemed necessary by the authorized officer.
- d. The stipulations, plans, maps, or designs set forth in Exhibit(s) A & B, dated 06/08/92, attached hereto, are incorporated into and made a part of this grant instrument as fully and effectively as if they were set forth herein in their entirety.
- e. Failure of the holder to comply with applicable law or any provision of this right-of-way grant or permit shall constitute grounds for suspension or termination thereof.
- f. The holder shall perform all operations in a good and workmanlike manner so as to ensure protection of the environment and the health and safety of the public.

IN WITNESS WHEREOF, The undersigned agrees to the terms and conditions of this right-of-way grant or permit.

Darrell Bent
Clinton Bent
(Signature of Holder)s

Holder
(Title)

July 13, 1992
(Date)

Lanny O. Wilson
(Signature of Authorized Officer)

Area Manager
(Title)

July 13, 1992
(Effective Date of Grant)

PRO : 1985 O - 483-259
MICROFILMED
AUG 11 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUN 12 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 79-7216

1. Owner: Clinton & Darrell Benty ^{WK} Phone No. (208) 743-2920

Current Address: 1309 Powers Ave. Lewiston Id 83501

2. Accompanied by: Clinton (Rustie) Benty EXAM DATE: 4/28/96

Address: 1309 Powers Ave. Lewiston Id 83501 Phone No. (208) 743-0336

Relationship to Permit Holder: self

3. Source: Salmon River 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
			SE	SE	24	31N	3W	Lewis	USGS Topo. & exam

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	
31N	3W	24																D/	

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AUG 11 1999

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

* see USGS T340.											
------------------	--	--	--	--	--	--	--	--	--	--	--

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
submersible		1 1/4			1 1/4"

*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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AUG 11 1999

E. NARRATIVE/REMARKS/COMMENTS

- Other WR A79-07037 (Wt. Bird Creek) A79-10110 stockwater/spring, A79-10114 and water, A79-07126 Salmon River (domestic/stockwater)
- Use is Domestic D/I internal ^(bathrooms) external (yard). Other use: fire protection. Internal use is for bathrooms + inside clean up, but is not potable.
- Other water sources: A79-04423 (unnamed stream/spring) potable domestic water, + stockwater.
- The system consists of a 1 1/4 HP submersible pump in the Salmon River, 300' of 1 1/4" ABS pipe w/ a 160' lift to the house (1.5' x 5' well x tool tank, run @ 40-60 psi.
- Govt. Lot 7 was found for P/D + P/U.

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

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AUG 11 1999

F. FLOW CALCULATIONS☒ Additional Computation Sheets Attached

Measured Method:

Pumpback Computation Spreadsheet (see attachment)
 $= .039 = \boxed{.04 \text{ cfs}}$ Allow $\boxed{.04 \text{ cfs}}$ Domestic internal/external.
(D/I)**G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$

2. Volume Calculations for Other Uses:

Allow Domestic D/I internal/external $\boxed{1.2 \text{ afa.}}$ **H. RECOMMENDATIONS**

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1/1	12/31	.04	1.2
Totals:			.04	1.2

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

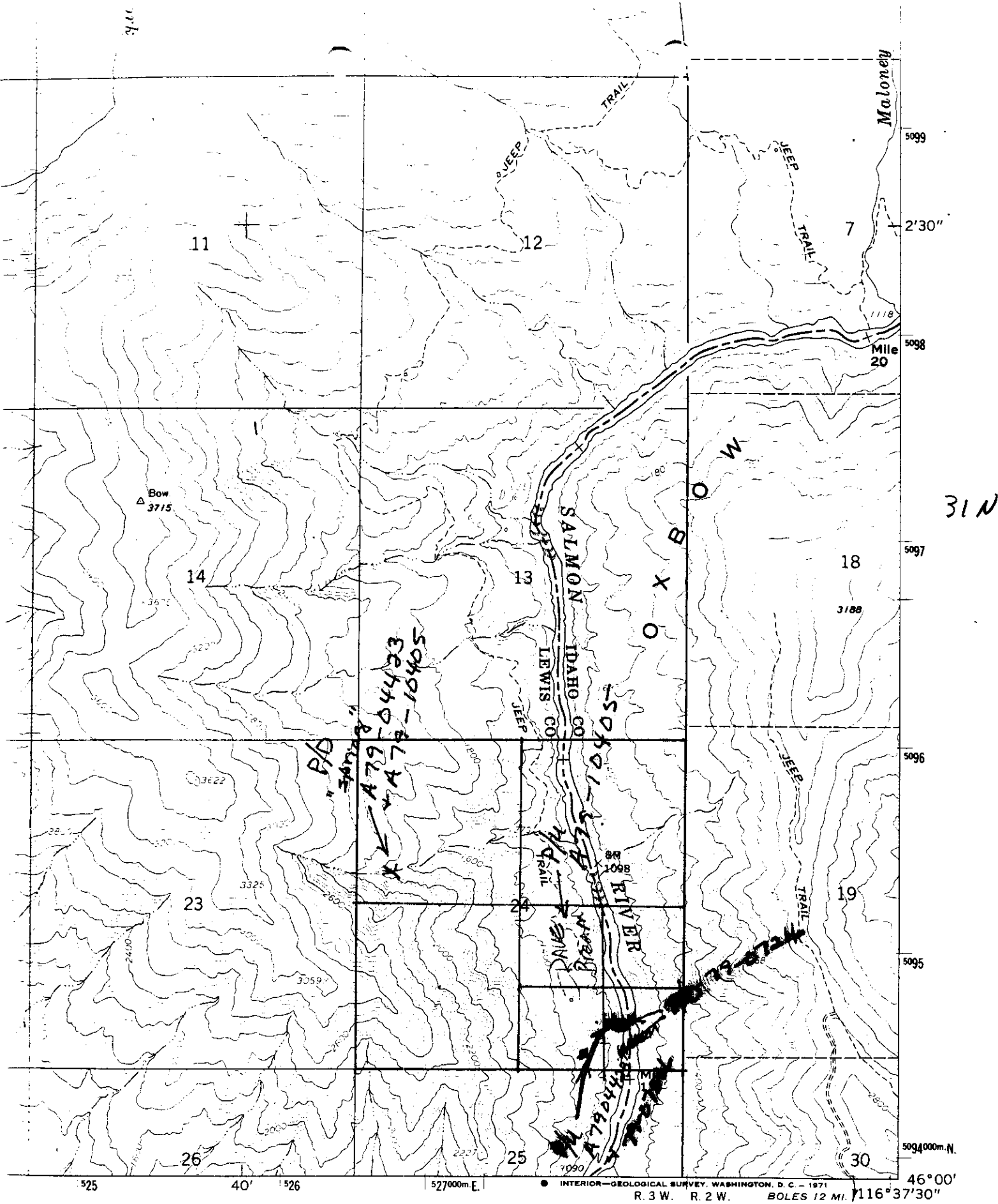
I. AUTHENTICATIONField Examiner's Name Paul H. Meneva Date 6/2/96

Reviewer _____ Date _____

SEAL

MICROFILMED

AUG 11 1999



INTERIOR—GEOLOGICAL SURVEY, WASHINGTON, D. C. — 1971
R. 3 W. R. 2 W. BOLES 12 MI. 116°37'30" 46°00'

MICROFILMED Permit: 79-07216
P/D: T31N R3W Lot 7 SESE
1999 USGS 7.5 Topo.

SH. (BOLES)
1:51 NE

LET
CONTOURS

① Permit: Domestic 11-12/81 .04 cfs

② B/u fee: \$ 50.00 10/26/94 pd. 0 - .20 cfs

③ Max. Allowable:

Domestic D/I internal/external
 .04 cfs 1.2 Afa

④ Measurement:

Pumpback Computation Spreadsheet
 (see attachment)

= .039 = .04 cfs

Pumpback Computation Spreadsheet (DRT 1/24/1995)

Data Entered By: Sandy Hemenway

06/02/96

Project: Flow Computation for 79-07216

Bentz

Given: See Data Table

Compute head losses with the Williams and Hazen Formula:

$$f = 0.2083 * (100 / \text{roughness})^{1.85} * ((\text{cfs} * 448.8)^{1.852} / \text{ID}^{4.8655} * \text{Lengt})$$

To Find: Compute Rate of Flow for a Pumpback System

Data Table

Vertical Lift: 160.00 feet

Pressure Req'd: 50.00 psi

Required Head: 275.50 feet

Pump Horsepower: 1.25 horsepower

Pipe Roughness: 140.00 Note: pvc = 150, smooth and straight pipe
aluminum - joint length 20' = 125, j
30' = 130, joint length 40' = 132, j
50' = 134, new riveted steel = 100
old riveted steel = 100, old cast ir
old pipes in poor condition = 60 to

Inside Diameter in Inches	Equivalent Length in Feet	Unit Head Loss	Total Friction Head Loss from Pipe Frict
1.25	300.00	22.71	
1.00	0.00	0.00	
1.00	0.00	0.00	
			22.71

Initial Estimate of Rate of Flow:

0.039 CFS = .04 cfs

Computation of Rate of Flow:

0.03 CFS

Solution is shown in the Computation of Rate of Flow.

Solution is obtained by entering an initial estimate of rate of flow,
and by changing this factor until it approximates as closely as possible
the Computation of Rate of Flow.

MICROFILMED
AUG 11 1999

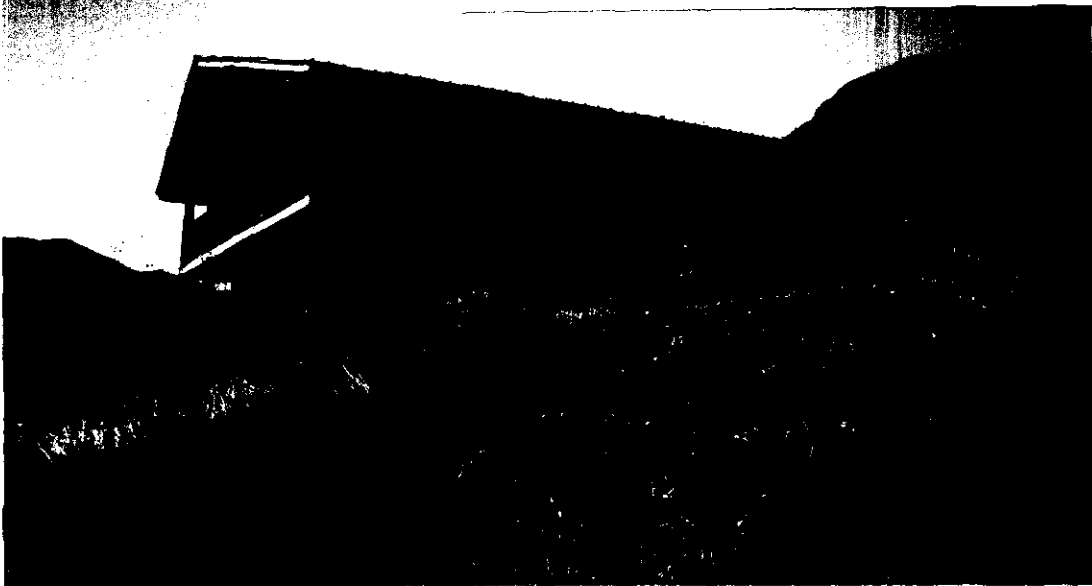
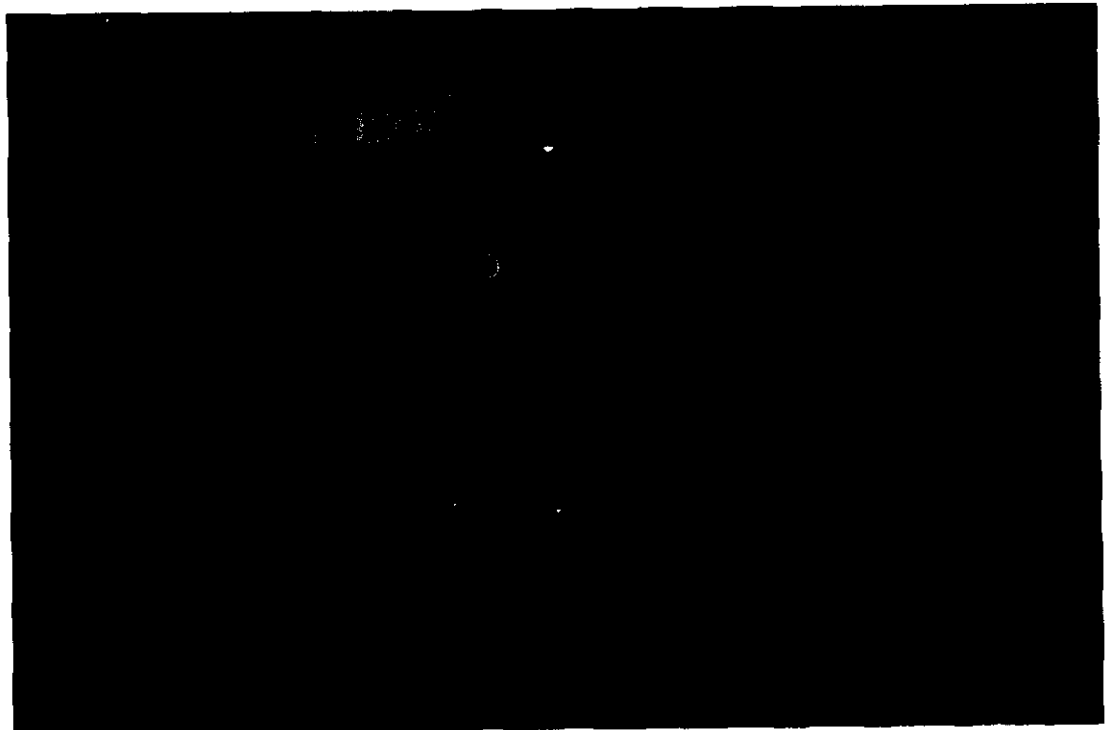


79-7216
4/28/96 S.H.

P/D:

1 1/4 HP submersible
pump; 160' lift
300' 1 1/4" ABS
to house

Well x trd
1.5' x 5'
40-60 psi



P/u:

Domestic D/I

Internal/external

PHOTOFILMED
AUG 11 1999



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

November 8, 1994

CLINTON R BENTZ
DARELL BENTZ
1309 POWERS AVE
LEWISTON ID 83501

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 79-07216

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

August 31, 1994

CLINTON R BENTZ
DARELL BENTZ
3633 13TH ST
LEWISTON ID 83501

PROOF DUE NOTICE

RE: PERMIT NO. 79-07216

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 November 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.

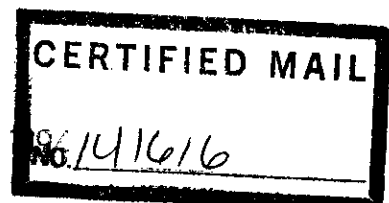
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

October 27, 1993

CLINTON R BENTZ
DARELL BENTZ
3633 13TH ST
LEWISTON ID 83501

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 79-07216

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,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over the printed name and title.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

RECEIVED

OCT 28 1993

MEMORANDUM

To: Dave Tuthill
File 79-07216 - Bentz

From: L. Glen Saxton *LS*

RE: REVIEW OF APPLICATION FOR PERMIT NO. 79-07216

Date: September 22, 1993

During review of the weekly water right print-out, Ervin Ballou and Norm Young have asked that the department carefully review application for permit no. 79-07216 before approving it.

As background, the applicants are outfitters on the Salmon River near the mouth and apparently have in the past constructed unauthorized access to the river and have been required to reclaim some of the unauthorized work. The department needs to be cautious to ensure that approval of the pending water right application is not used by the applicants to further pursue an unauthorized access to the river with associated construction.

Typical conditions of approval to consider could include the following:

- a) Prior to placing the pump and piping system and constructing a pumphouse, the permit holder shall submit a plan to the department for review and approval which will assure compliance with these conditions of approval.
- b) The pump and pumphouse must be placed above the high water mark and shall not be visible from the river.
- c) The intake should be buried below the low water mark and fixed to the channel bottom in a manner previously approved by the department. The intake line must be buried and the area reclaimed as approved by the department.
- d) The permit is void if the permit holder does not comply with these conditions.

When this file is forwarded from the region to the state office for final review, please be sure to appropriately flag the file so that special review of the application will not be overlooked.

RECEIVED

OCT 28 1993

CONVERSATION MEMORANDUM

DATE 8/20/93

FILE _____

NAME OF PARTY Clinton or Darrell Bantz 743-2920

EMPLOYEE Stan Lantz

RE: Application

Called 743 2920 Clinton at 7 home, referred to
Darrell 746-0249, whom I called.

Appl. rec'd with last pg ~~of~~ or without
fee.

Will send \$30 appl. fee.

RECEIVED

OCT 28 1993

79-07216

BENTZ, CLINTON R
BENTZ, DARELL
3633 13TH ST
LEWISTON, ID 83501

Source: SALMON RIVER

Tributary: SNAKE RIVER

Diversion Pt: LOT 7 (SESE) Sec 24 T 31N R 03W in LEWIS County.

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

Date Filed: 8/31/1993

In: LEWIS County
T31N R03W S24 Lot 7 (SESE)

RECEIVED

OCT 28 1993

Affidavit of Publication

STATE OF IDAHO, }
County of Lewis, } ss.

I, ROBERT E. WHERRY, being first duly sworn, depose and say that I am the Publisher of the LEWIS COUNTY HERALD, a weekly newspaper, published and issued weekly at Nezperce, Lewis County, State of Idaho, which is of general circulation in said county and state, that the said notice, of which the one hereto is attached is a true copy, was published in said newspaper

for 2 weeks being published 2

times, the first publication being on the 16th

day of September, 19 93, and the last

publication on the 23rd day of

September, 19 93; and that the said notice was published in the newspaper proper and not in a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight (78) consecutive weeks prior to the first publication of said notice or advertisement.

Robert E. Wherry

STATE OF IDAHO, }
County of Idaho, }

On this 30th day of September in the year of 1993, before me, a Notary Public, personally appeared Robert E. Wherry, 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.

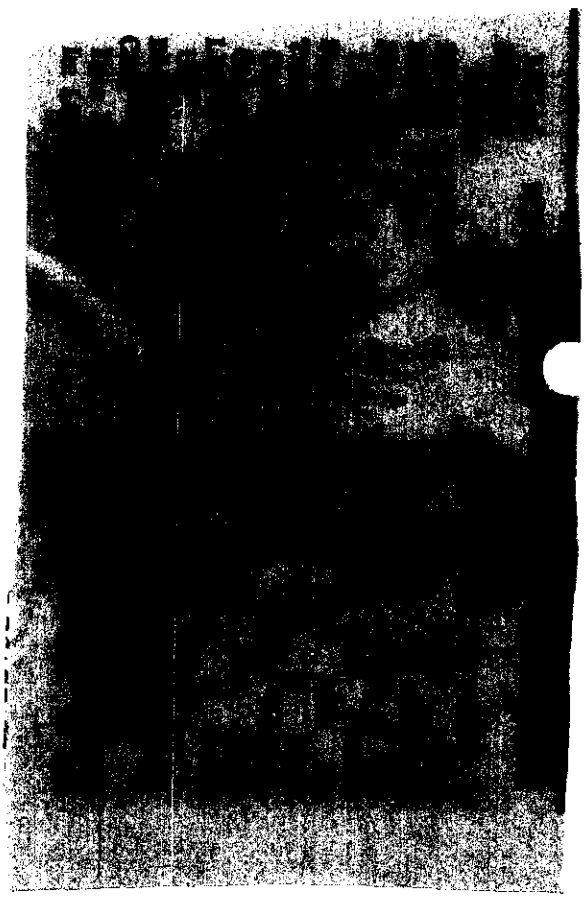
Shirley E. Wherry
Notary Public for Idaho

Residing at cottonwood

My commission expires: 12/94

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Department of Water Resources
Western Regional Office



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