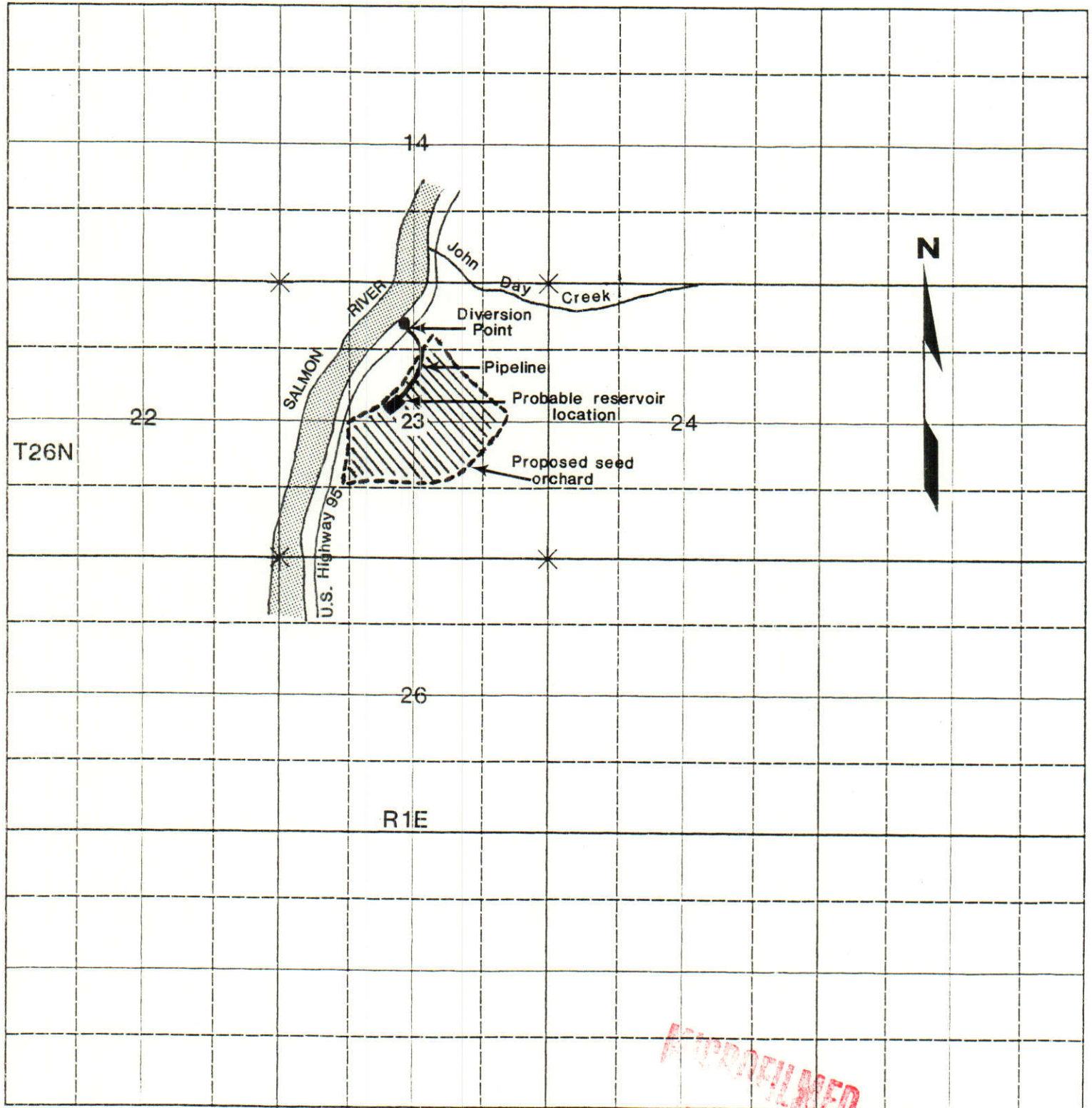


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

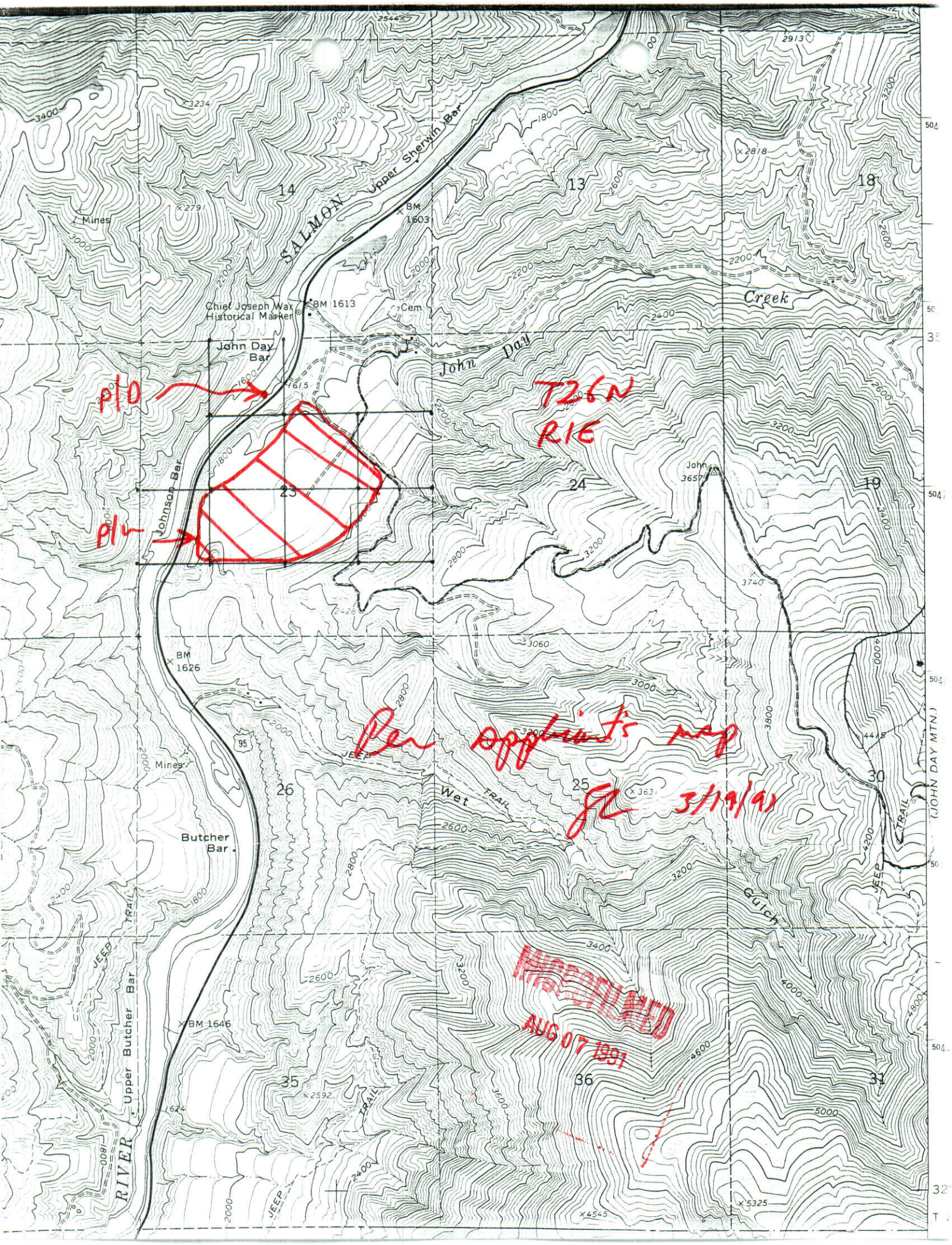


Scale: 2 inches equal 1 mile.

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.

James E. Power
(Applicant)

RECORDED
AUG 07 1991



5-2-01

SALMON RIVER SEED ORCHARD

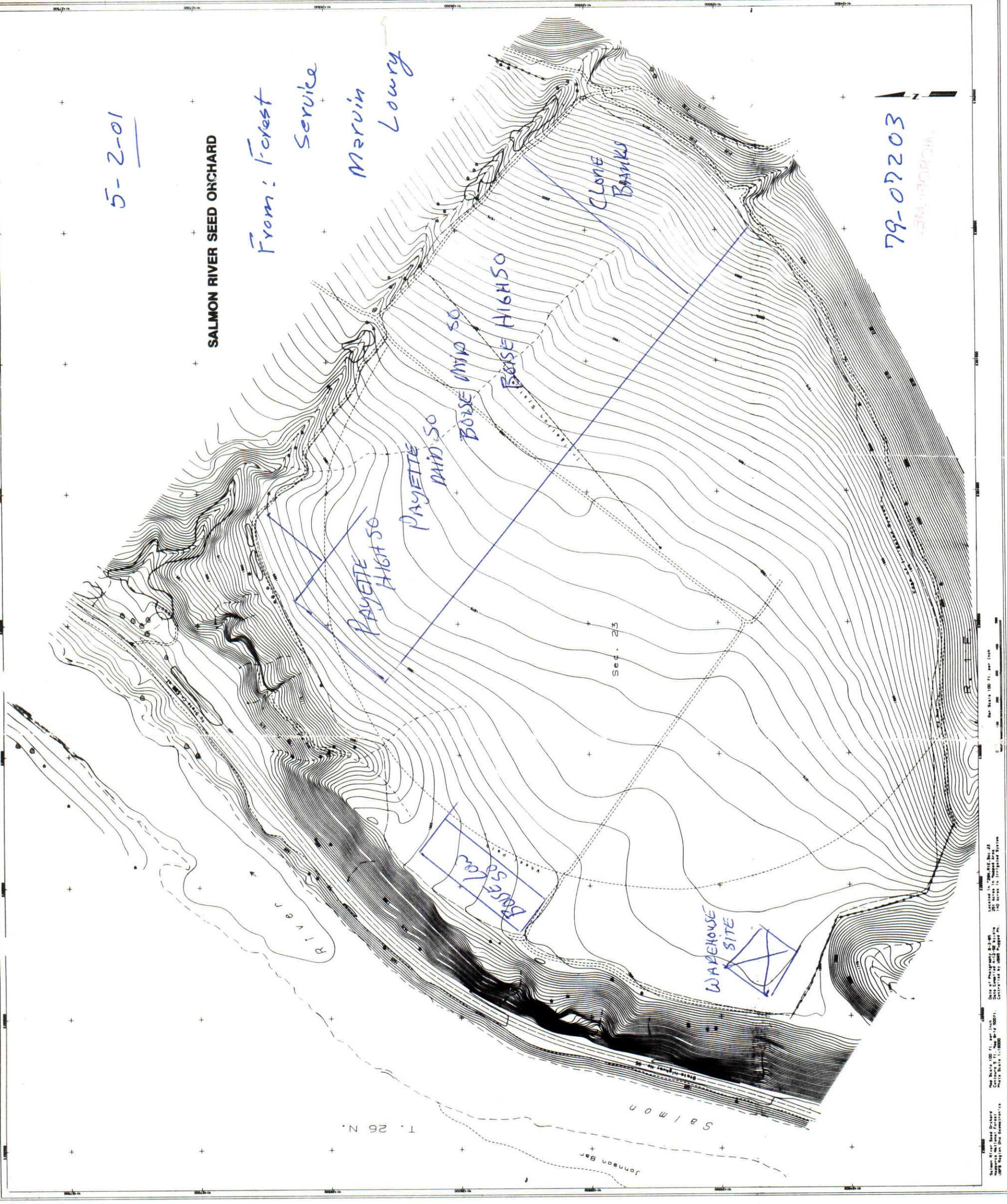
From: Forest

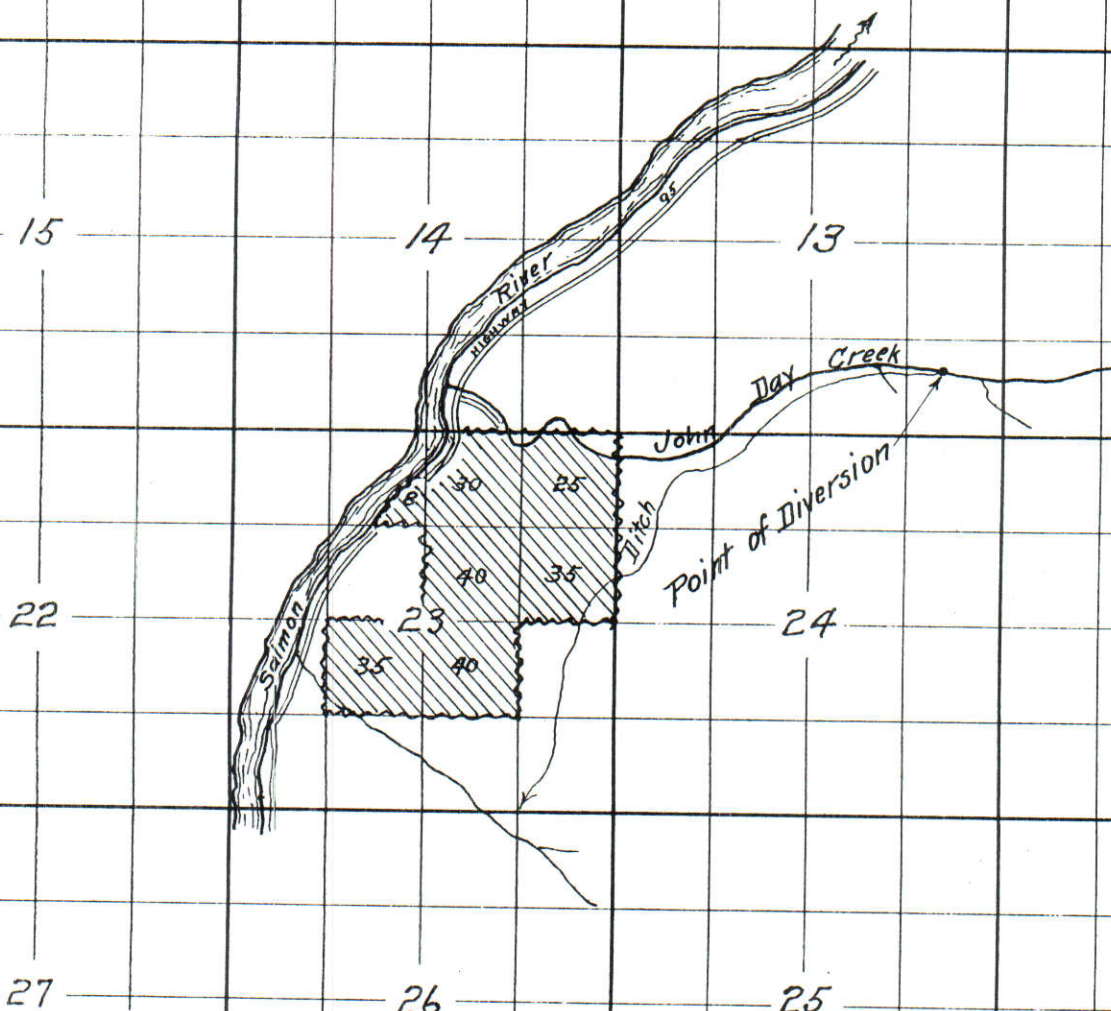
Service

Marvin

Lowry

79-07203





Copy ~~from~~ ^{from} WR 79-020606

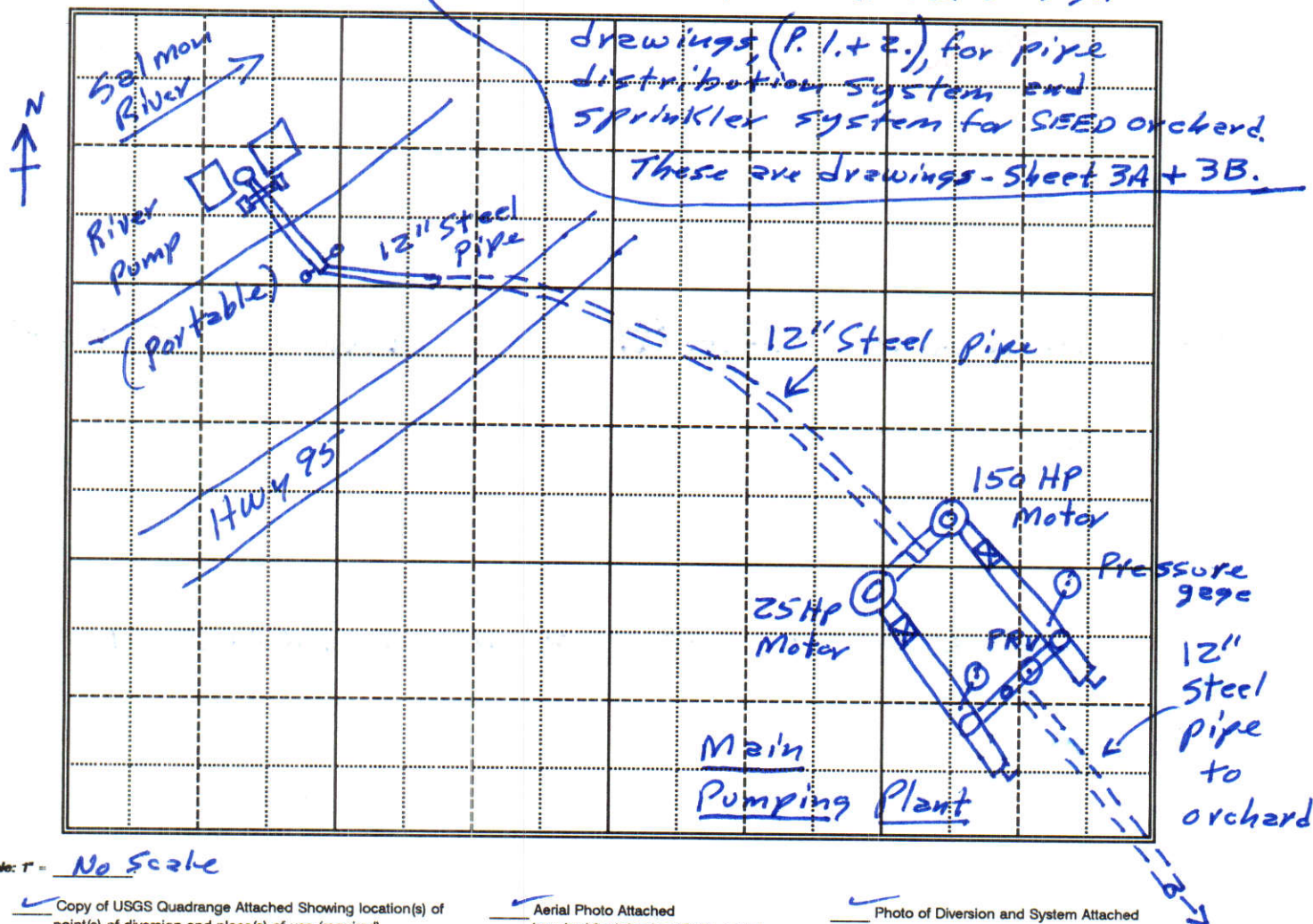
Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	INENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	79 2066	JOANN CEREGHINO, DAVID CEREGHINO,	JOHN DAY CREEK	26N01E23	25	30	40	35	8				35					40			213
Claim	79 4132	DAVID CEREGHINO, JOANN CEREGHINO,	JOHN DAY CREEK	26N01E23	30	30	40	35	8			30	35					40			248
Right	79 2066	HERBERT E BROWN,	JOHN DAY CREEK	26N01E23	25	30	40	35	8				35					40			213
Right	79 4132	DAVID CEREGHINO,	JOHN DAY CREEK	26N01E23	30	30	40	35	8			30	35					40			248
Permit	79 7203	US DEPT OF AGRICULTURE,	SALMON RIVER	26N01E23		2	34	6				25	38	5			10	35			185
Right	79 7203	US DEPT OF AGRICULTURE,	SALMON RIVER	26N01E23		33	4					18	39	2		5	10	39	5		155

↑ ↑
overlaps source -
w/diff. R64
use

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

Note: See Forest Service Design



Scale: 1" = No Scale

✓ 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
River Pump	Baldor	20	Cat. A15091C-55	Cornell	mod 4RU-20-4, #9164310.00
Main Pump	U.S. Electr	150	4094208-R024R-5	Layne	9 stage 11BMH
Main Pump	U.S. Electr	25	856102	Layne	4 stage 10RKHC

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

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JUN 20 2001

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
1) Flow meter	(make)	water-man		60809	12"	
2) Planimeter	LASICO	Special	42P	B-90848		

2. Measurements: 1) (water) None - System was off.

2) Irrigated Acres - w/ Planimeter = 174.7 Ac.
Allow the 155 Ac. in Permit.

MICROFILMED
JUN 20 2001

79-07203

Sec. 15.
640

T26N
R1E
Sec. 23

Sec. 14.

594.80

2190

334.60

25

SALMON

HOUSE

N. 01° 15' W.

41.55

FLUMP

S 89° 53' W

Lots 1, 4, + 5.

80.02

36.84

2

1950

43.40

3

4

38.00

Sec. 23.

579.40

Sec. 22.

640

LOT 7
1.10 Acres

CABIN

8

N 89° 57' W

79.98

CABIN

1

2010

580

3

28.60

73.00

80.22

S 89° 58' W

MICROFILMED

JUN 20 2001

79-07203

HOUSE

2840

Sec. 26.

567.20

Sec. 27.

640

5

10.20

JHR

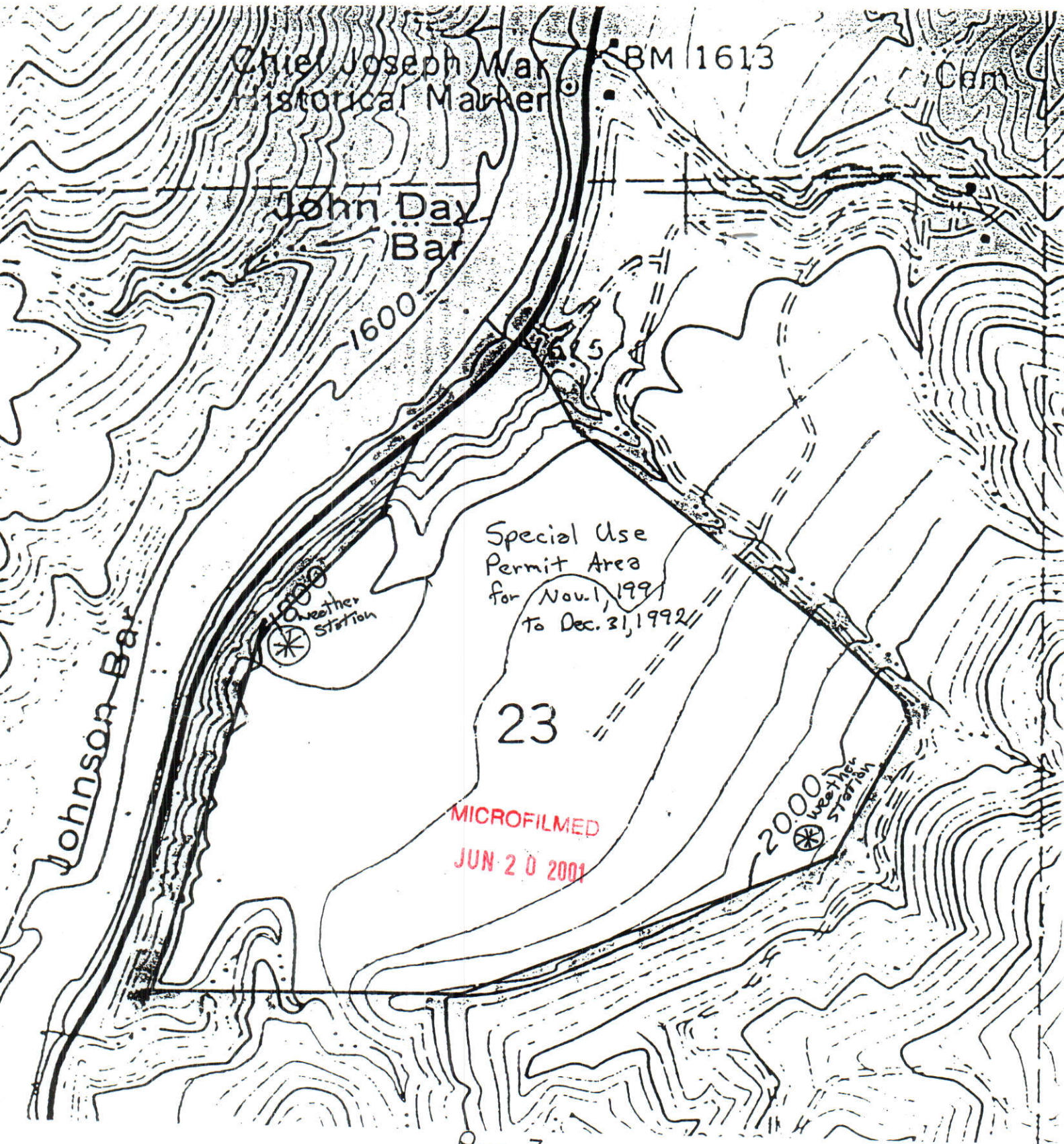
SALMON RIVER SEED ORCHARD

Section 23
T 26 N, R 1 E, B.M.
Idaho County

Special Use Permit

79-07203

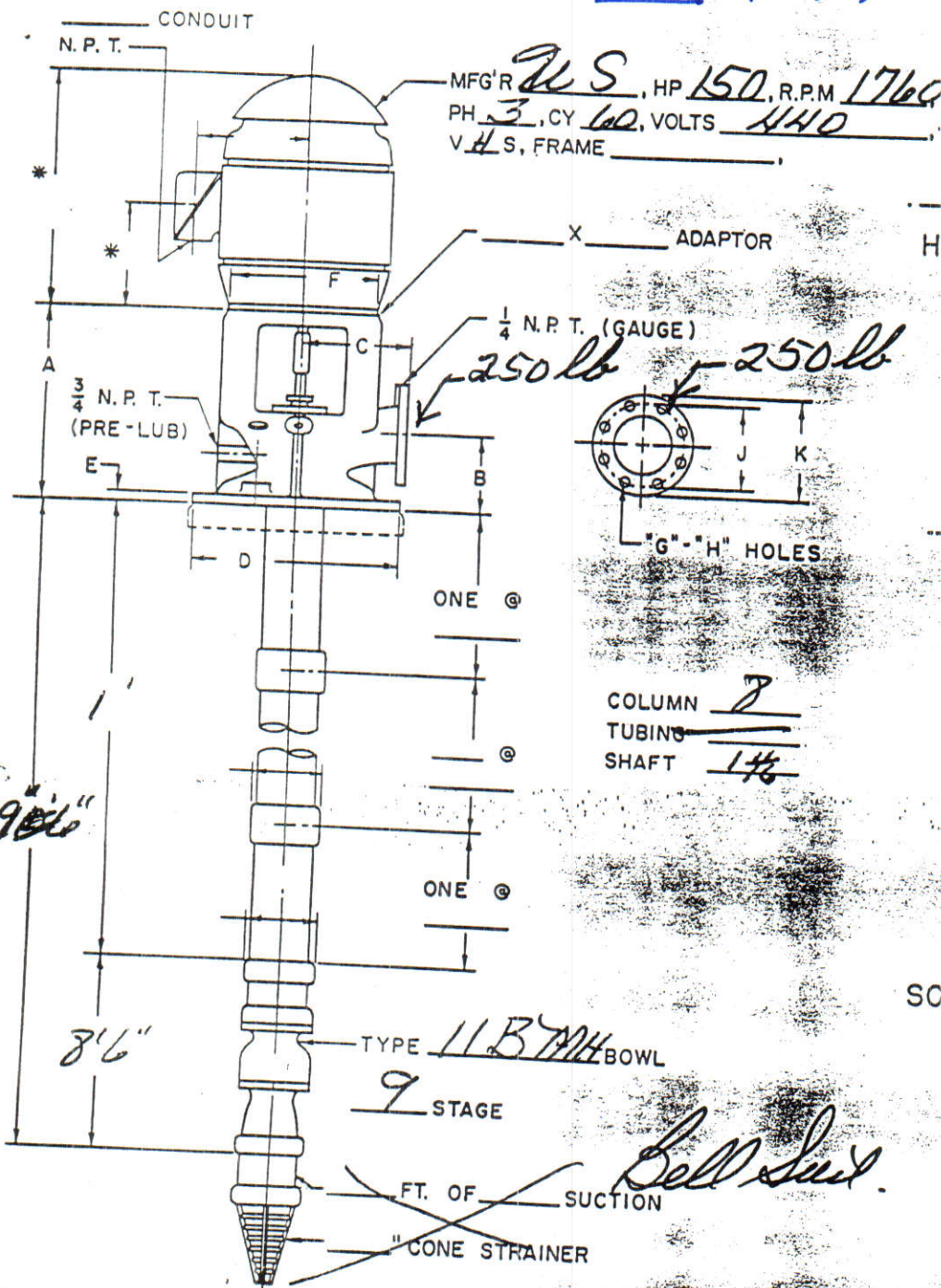
Map by Forest Service



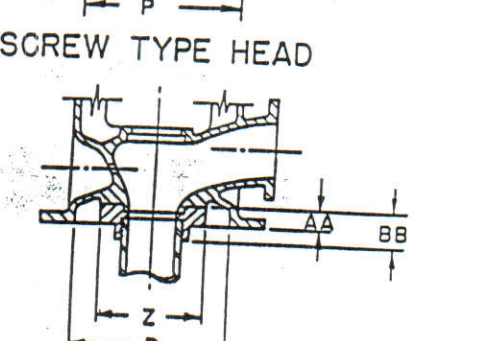
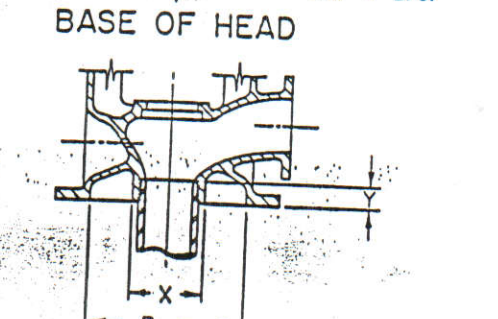
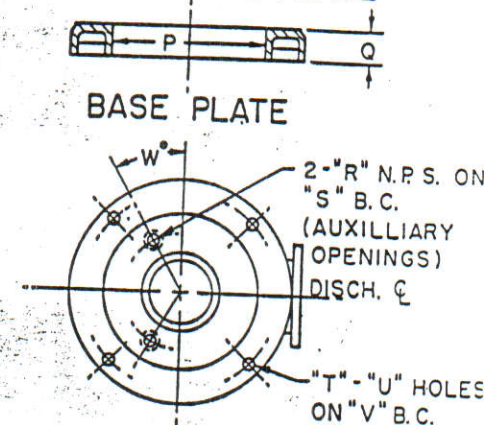
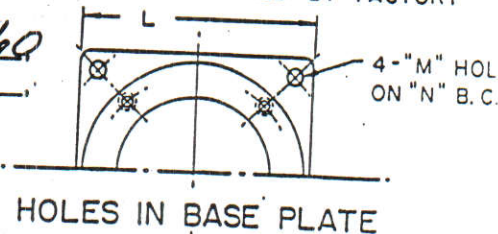
Main Pumping
Plant

INSTALLATION PLAN
TYPE _____ SDH DISCHARGE HEAD
LYNE & BOWLER, INC. MEMPHIS, TENNESSEE
150 HP (Motor)

79-07203



USE THESE DIMENSIONS ONLY
WHEN CERTIFIED BY FACTORY



CUSTOMER: _____
 LOCATION: _____
 FOR APPROVAL: _____
 CERTIFIED: _____

YOUR NO: _____
 OUR NO: _____
 PUMP NO: _____
 DATE: _____

G.P.M: _____
 T.D.H: _____
 R.P.M: _____
 B.H.P: _____

TYPE HEAD	A	B	C	D	E	F	HEAD DISCHARGE FLANGE																HEAD BASE								V	W	X	Y	Z	AA	BB
							125° ASA FLANGE								250° ASA FLANGE								STD.				125°										
							G	H	J	K	G	H	J	K	L	M	N	P	Q	R	S	T	U	T	U												
SDH 3	14	5 1/4	7 1/2	13 1/2	3 1/4	10	4	3 1/4	6	7 1/2	8	2 1/8	6 5/8	8 1/4	13 3/4	3 1/2	15 1/2	9 1/4	1 1/2	1 1/2	7 3/8	4	13 1/4	8	7 3/8	11 1/2	24	4 1/2	1 1/2	5 1/2	1 1/4	3 1/2					
SDH 4	16 1/2	6	9	16	3 1/4	12	8	3 1/4	7 1/2	9	8	7	7 7/8	10	16 1/4	3 1/2	18 1/4	11 1/2	1 1/2	1 1/2	8 1/2	4	14 1/4	8	7 3/8	11 1/2	24	4 1/2	1 1/2	5 1/2	1 1/4	3 1/2					
SDH 6	20	7	11 1/2	21	3 1/4	16 1/2	8	7	9 1/2	11	12	7	8	10 1/2	21 1/4	1	24 1/4	14 1/2	1 1/2	1 1/2	11 1/2	4	16 1/4	12	1	14 1/4	18 1/2	5 1/2	1 1/2	7	1 1/4	3 1/2					
SDH 8	22	8 1/2	13	23 1/2	3 1/4	18 1/2	8	7	11 1/2	13 1/2	12	1	10 1/2	12 1/2	21 1/4	1	24 1/4	14 1/2	1 1/2	1 1/2	11 1/2	4	16 1/4	12	1	14 1/4	18 1/2	5 1/2	1 1/2	7	1 1/4	3 1/2					
SDH 10	25	11	15	27 1/2	3 1/4	20	12	1	14 1/2	16	16 1/2	5 1/2	17 1/2	27 1/2	1	31 1/2	20 1/2	2	1	17	4	18 1/4	16	1	21 1/2	20	10	2 1/2	1 1/2	1 1/4	4						
SDH 12	26	11 1/2	17	32 1/2	3 1/4	24 1/2	12	1	17	19	16 1/2	1	17 1/2	27 1/2	1	37	24 1/2	2	1	19 1/4	4	18 1/4	16	1	21 1/2	20	10	2 1/2	1 1/2	1 1/4	4						
* INCLUDES 3" HIGH MOTOR ADAPTOR WHEN USED																																					

* INCLUDES 3" HIGH MOTOR ADAPTOR WHEN USED

JUN 20 2001

PBO 150

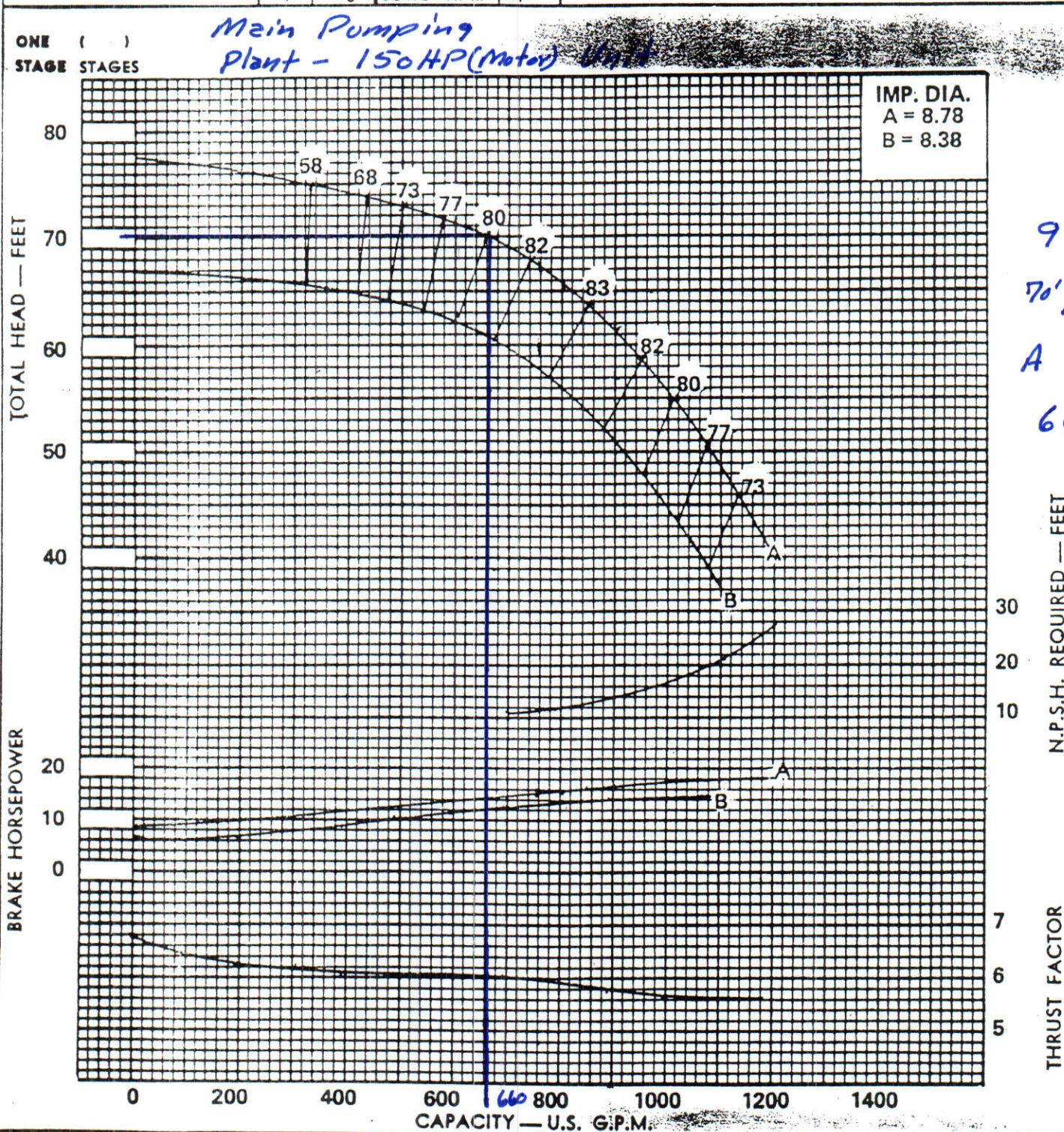
CURVE NO.
18-099
3-15-84

No. Stages	Eff. Change	MATERIAL	Eff. Change
1	-4	IMP.—C.I.	-2
2	-2	IMP.—NI-RI	-1
3	-1	BOWL—BRZ.	-2
4	0	BOWL—NI-R.	-1

11 BMH

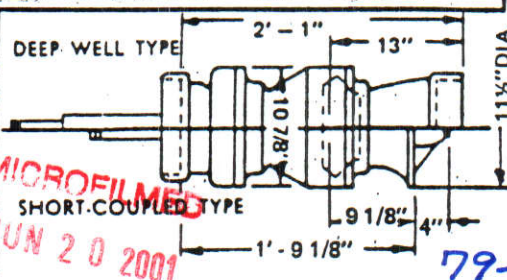
1770 R.P.M.

SINGLE STAGE LAB PERFORMANCE WITH STANDARD MATERIALS. EFFICIENCY SHOWN FOR 4 OR MORE STAGES. HORSE POWER SHOWN FOR ONE STAGE BASED ON 4 STAGE EFFICIENCY. CORRECTIONS SHOULD BE MADE FOR STAGES AND MATERIAL.



*9 stage
70' / stage
A Impeller
660 GPM*

EYE AREA — SQ. IN.	= 14.71	IMPELLER WT.-LBS.	= 12.7
WR ² PER IMPELLER	= 0.74 LB.-FT. ²	ONE STAGE WT.-LBS.	= 188
MAX. SPHERE SIZE	= 0.62 in.	ADD'L STAGE WT.-LBS.	= 74
M. NO. STD. STAGES	= 10	IMPELLER NUMBER	= 55B27
M. OPERATING P.S.I.	= 430	DISCH. SIZES	= 8
STD. LATERAL	= 0.56 in.	SUCTION SIZES	= 8
STD. SHAFT DIA.	= 1.500 in.	MAX. LATERAL	= — in.
MAX. SHAFT DIA.	= 1.687 in.	BOWL CONN.	FLANGED—COLLET
MIN. SUBMERGENCE	= 25 in.	ADD 9% " PER ADDITIONAL STAGE.	



Main Pumping Plant
25 HP (motor) Unit

Date **April 1994**

Supersedes **All previous catalog materials**

CURVE data



No. Stages	Eff. Change	MATERIAL	Eff. Change
1	-2	IMP. - C.I.	-2
2	-1	IMP. - NI-RI	-1
3	0	BOWL - BRZ.	-1
4		BOWL - NI-R.	-1

10RKHC

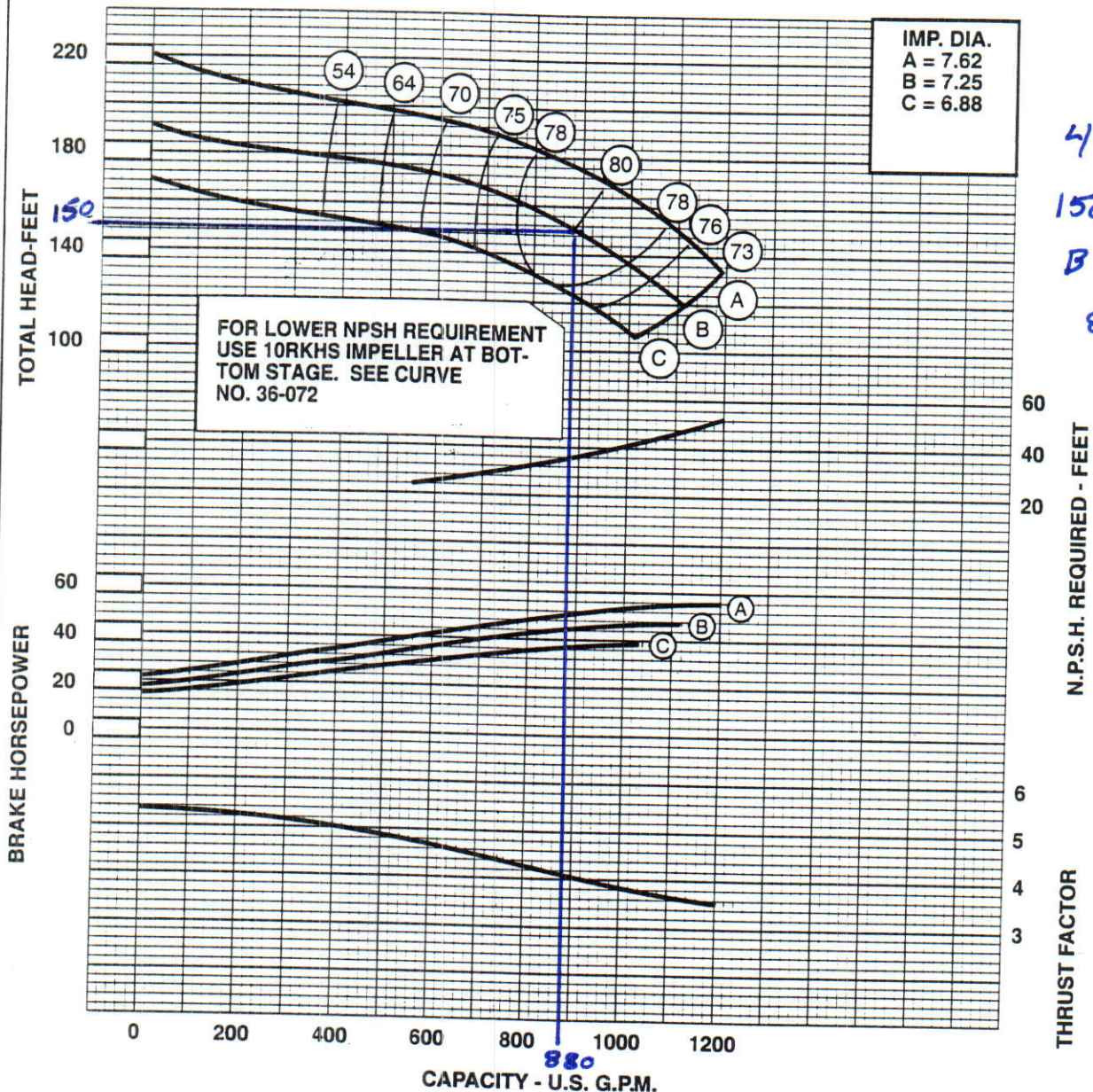
3500

R.P.M.

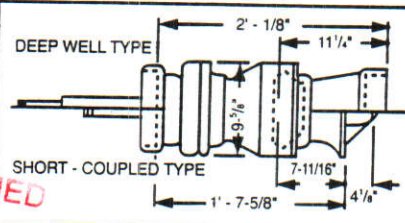
SINGLE STAGE LAB PERFORMANCE WITH STANDARD MATERIALS. EFFICIENCY SHOWN FOR 3 OR MORE STAGES. HORSE POWER SHOWN FOR ONE STAGE BASED ON 3 STAGE EFFICIENCY. CORRECTIONS SHOULD BE MADE FOR STAGES AND MATERIAL.

ONE STAGE
STAGES

PUMP PERFORMANCE



EYE AREA - SQ. IN.	= 11.63	IMPELLER WT. - LBS.	= 9.8
WR ² PER IMPELLER LB.-FT. ²	= 0.432	ONE STAGE WT. - LBS.	= 185
MAX. SPHERE SIZE	= --	ADD'L STAGE WT. - LBS.	= 67
MAX. NO. STD. STAGES	= 7	IMPELLER NUMBER	= --
MAX. OPERATING - P.S.I.	= 700	DISCH. - IN.	= 6.8
STD. LATERAL - IN.	= 0.86	SUCTION - IN.	= 6
STD. SHAFT DIA. - IN.	= 1.500	MAX. LATERAL - IN.	= --
MAX. SHAFT DIA. - IN.	= --	BOWL CONN. THREADED-COLLET	= --
MIN. SUBMERGENCE - IN.	= 30	ADD 7-7/16" PER ADDITIONAL STAGE	= --

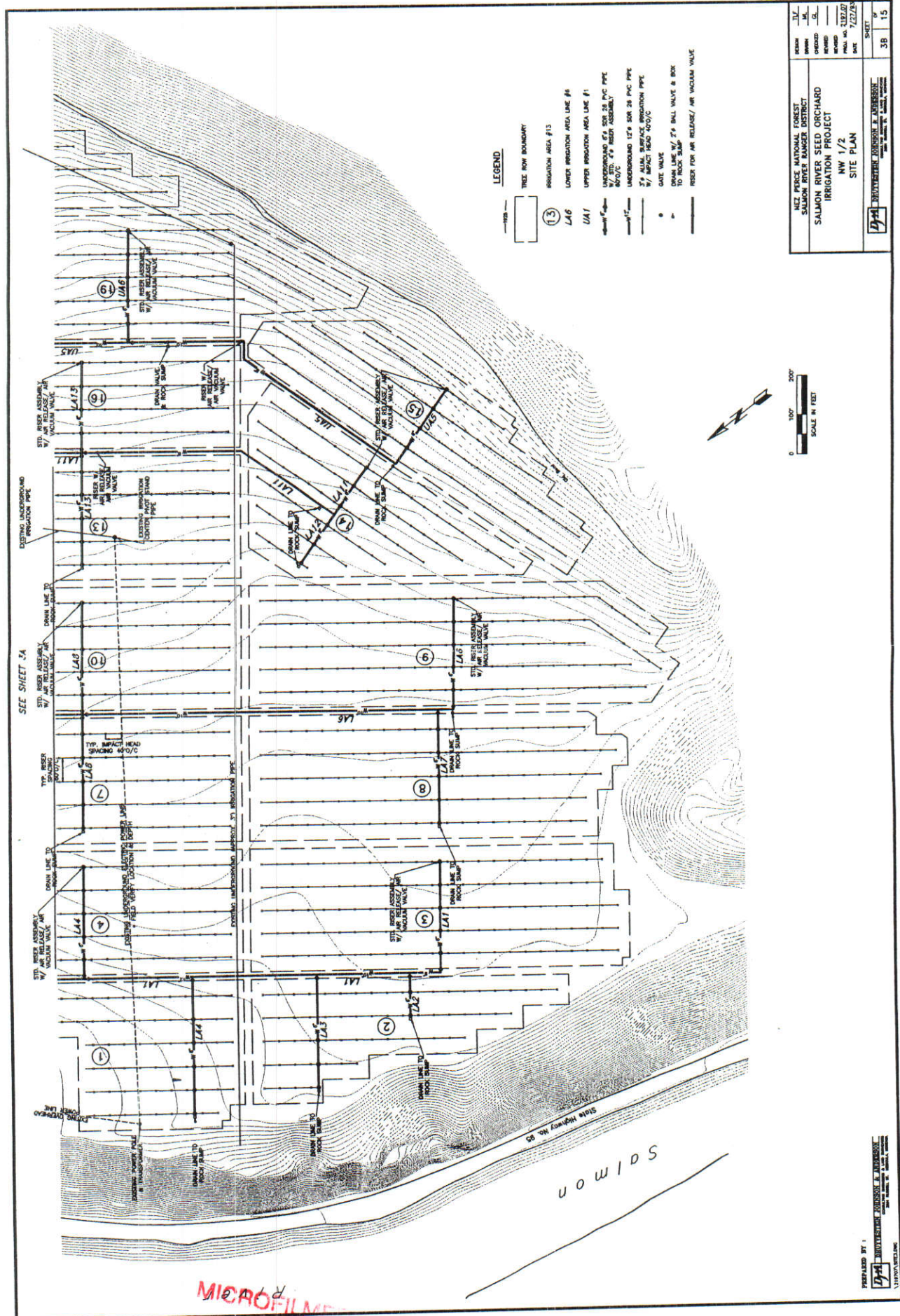


Curves reflect typical performance. refer to factory for certification.

MICROFILMED

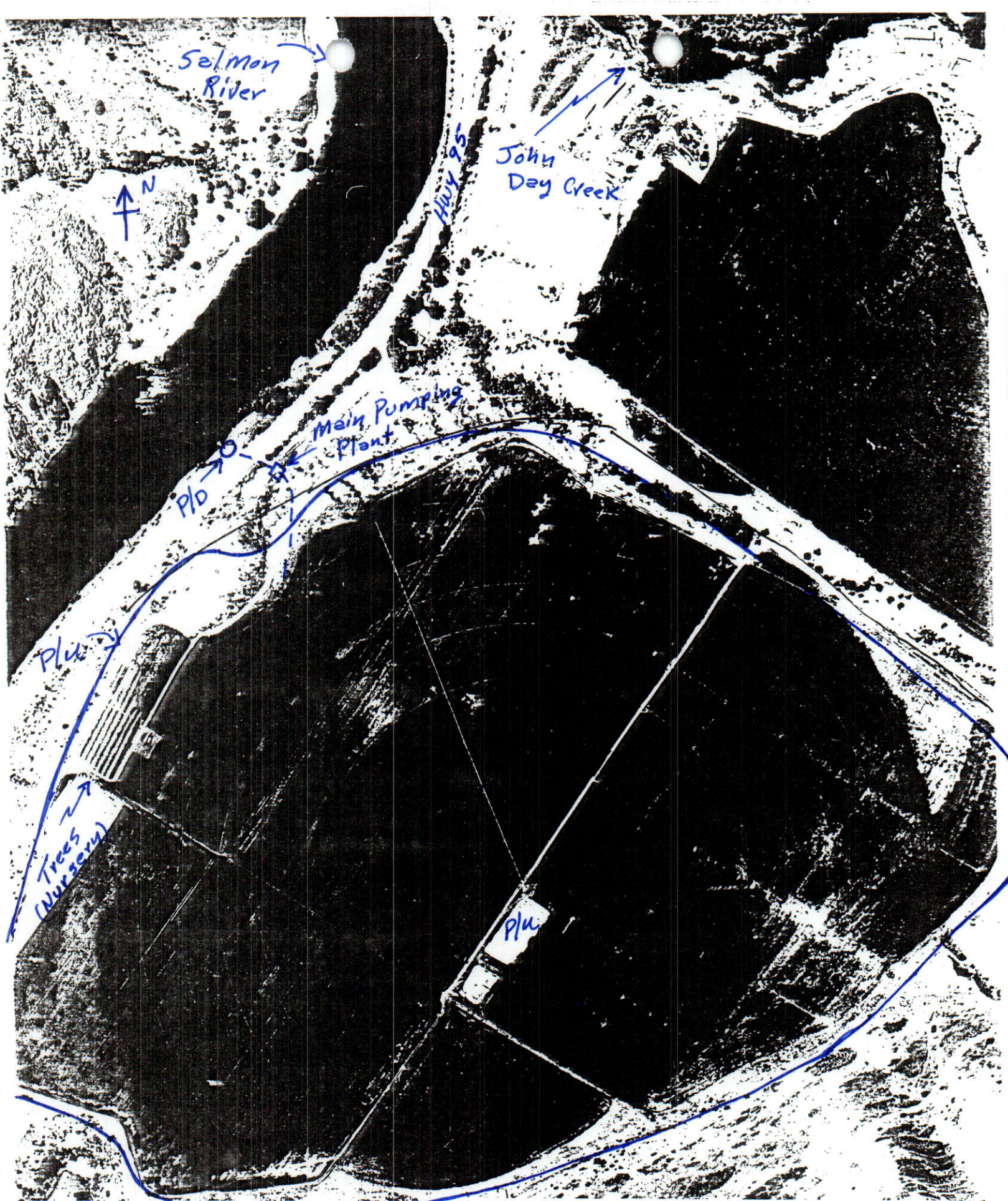
JUN 20 2001

79-07203



MICROFILMED
JUN 20 2001

79-07203



1996 Photo
T26N, R1E, Sec 23.

MICROFILMED
Aerial Photo Shows
Center Pivot and Agriculture
land being farmed by David Cereghino.
JUN 20 2001

79-07203

1 of 3



P/O

Portable
River
Pump
in
Salmon
River

View
Looking
North.

Note: Photos were
taken on 10-2-97 as
camera was not working on
exam date of 9-18-97.



P/O

Main
Pumping
Plant.
150 HP Motor
on right,
25 HP Motor
on left.

View
Looking
North.

MICROFILMED
JUN 26 2001

79-07203

2 of 3



View Looking
South at end of buried
12" pump discharge line.

P/u
Irrigated
Agriculture
Crops raised
by David
Cereghino.
Flow Meter
located in
Manhole -
foreground;
and Valve
box, middle-
left; Forest
Service Water
System.



Flow
Meter
in 12"
Pump
Discharge
Line.

MICROFILMED
JUN 20 2001

79-07203

3 of 3

P/u

Seed Trees
in fore-
ground,
Forest Service;
and
Agriculture
lands in
background,
Dave
Cereghino.



View Looking
Northeast.



P/u
Forest
Service
Warehouse;
and
Agriculture
Crops -
background.

View
Looking
Northeast.

MICRO-MED
JUN 20 2001

79-07203

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 79-07203

Priority: April 30, 1991

Maximum Diversion Rate: 0.72 CFS
Maximum Diversion Volume: 144.0 AF

It is hereby certified that US DEPT OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG
PO BOX 7669
MISSOULA MT 59887-7669 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated April 30, 1991; and has
submitted Proof of Beneficial Use on December 13, 1996. An examination indicates that the works have
a diversion capacity of 3.43 cfs of water from:

SOURCE

SALMON RIVER

Tributary: SNAKE RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	02/15 to 11/30	0.72 CFS	144.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SALMON RIVER L1 SE¼NE¼NW¼ Sec. 23, Twp 26N, Rge 01E, B.M., IDAHO County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
26N 01E 23			25.0	6.0				2.0					.5		2.5		36.0

Total Acres: 36

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. Right 79-07258 is also diverted through the point of diversion described above.
3. Rights 79-02066 and 79-07203 when combined shall not exceed the irrigation of 217.5 acres.

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

Signed and sealed this 12th day of June, 2001.

MICROFILMED
JUN 20 2001

Acting for


KARL J. DREHER
Director

FOR OFFICE USE ONLY
 Amt. of Fee \$: 175.00
 Receipt No. 623776
 Receipt By: A-1
 Date Received: 12-13-96

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF BENEFICIAL USE DEC 13 1996

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

1. Permit No. 79-07203 Telephone No. 208-983-1950
2. Name(s) of Permit Holder(s): U.S. Department of Agriculture, Forest Service
3. Mailing Address: Federal Building P.O. Box 7669 Missoula MT. 59807
4. Source of Water: Salmon River If **GROUNDWATER** (well), Date Drilled: mo. _____ / yr. _____
- a. Well Driller: _____ Drilling Permit Number: _____ - _____ - _____ - _____
- b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): _____ Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 155 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 3.10 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
- | | | | | |
|------------------------|--|--------------|----|-------------|
| Measuring Device: | Is a measuring device required? | Yes _____ | or | No <u>X</u> |
| | Has the measuring device been installed? | Yes <u>X</u> | or | No _____ |
| Flow Measurement Port: | Is a flow measurement port required? | Yes _____ | or | No <u>X</u> |
| | Has the measurement port been installed? | Yes _____ | or | No <u>X</u> |
8. Fee Enclosed: \$ 175.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: Bill Heiken or Marvin Lowry Telephone Number: 208-839-2211

Address: Slate Creek Ranger Station HC01 Box 70 White Bird Idaho 83554

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

Signature of permit holder _____

Michael J. Lee Acting Forest Supervisor
(include your title, if on behalf of company or organization)

Date _____

JAN 10 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 01 1994

REQUEST FOR EXTENSION OF TIME

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 79-07203

Name(s) of Permit Holder: United States Department of Agriculture - Forest Service

Mailing Address: Federal Building, P.O. Box 7669, Missoula, MT 59807

Date Proof is Due July 1, 1994 Telephone No. (406) 329-3511

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

The irrigation system has been designed. Additional work includes permitting and biological
evaluation.

Costing \$ 25,000

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Awaiting concurrence from National Marine Fisheries Service. This was received in
June 1994.

Permit holder(s) request an extension to November 1, 19 97.

FEE: \$15.00

(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

AUG 16 1994

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to July 1, 1997.

Signed this 12th day July, 19 94

J. Glen Saylor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 79-07203

Proposed Priority: April 30, 1991 Maximum Diversion Rate: 3.10 CFS

This is to certify, that U.S. DEPT. OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG.
P.O. BOX 7669
MISSOULA, MT 59807

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>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/01	3.10 CFS	
IRRIGATION STORAGE	03/01 to 11/01		17.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/01		15.0 AF
DIVERSION TO STORAGE	03/01 to 11/01	3.10 CFS	
	Totals	3.10 CFS	

LOCATION OF POINT(S) OF DIVERSION: LOT 1(SENENW), Sec. 23, Township 26N, Range 01E
IDAHO County

<u>PLACE OF USE:</u>	<u>IRRIGATION</u>				
<u>TWN RGE SEC</u>		<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
26N 01E 23	LOT 1(NWNE) 2		SWNE 34	SENE 6	
	LOT 4(SENW) 25		NESW 38	LOT 5(NWSW) 5	
	NESE 10		NWSE 35		155
			Total number of acres irrigated:		155

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1994.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
5. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

APPROVED

AUG 07 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 79-07203

CONDITIONS/REMARKS:

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

15th day of July, 1991.

R. Keith Higginson
for R. Keith Higginson, Director

AUG 07 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

MAR 11 1991

To appropriate the public waters of the State of Idaho
Department of Water Resources
Western Regional Office

1. Name of applicant United States of America-USDA Forest Service Phone (406) 329-3511
Post office address Federal Building, P.O. Box 7669, Missoula, MT 59807

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 NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot 1
Sec. 23 Township 26N Range 1E B.M. Idaho County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 3.1/cfs for Irrigation purposes from ~~3/1~~ 3/15 to 11/1 (both dates inclusive) *

Amount 2.10 for Diversion to storage purposes from 3/1 to 11/1 (both dates inclusive)

Amount 17.0 for Irrigated storage purposes from 3/1 to 11/1 (both dates inclusive)

Amount 15.0 for Irrig. from storage purposes from 3/15 to 11/1 (both dates inclusive)

5. Total quantity to be appropriated is (a) 3.1 cfs and/or (b) ~~4900~~ 17.0 *

cubic feet per second

acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump, pipe, filter, regulating equipment,
storage reservoir and dispersion system to be designed and constructed to lift water
to bench SE of Salmon River and highway 95.

b. Height of storage dam 15 feet; active reservoir capacity 15 acre-feet; total
reservoir capacity 17 acre-feet; period of year when water will be diverted to storage:
3/1 to 11/1 inclusive.

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

d. Is ground water with a temperature of greater than 90°F being sought? NO

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

* Since 3.1 cfs yields 6.1 ac-ft/day, requires storage.
Beginning date of irrig. season per IDWR standards.
Storage details per item 6a & b.

AUG 07 1991

3/19/91

8. Description of proposed uses (if irrigation only, go to item 9): Irrigatic nly
- Hydropower; show total feet of head and proposed capacity in KW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; show name of municipality. _____
 - Domestic; show number of households. _____
 - Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
26	1E	23	Ø	2.1 2	34	6	Ø	Ø	Ø	2.4 25	38	2.5 5	Ø	Ø	10	35	Ø	Ø	155

Total number of acres to be irrigated 155

10. Describe any other water rights used for the same purposes as described above. Water right #79-04132 (source is John Day Creek) is used for irrigation by present landowner.
11. a. Who owns the property at the point of diversion? State of Idaho *
- b. Who owns the land to be irrigated or place of use? USA after purchase from Dave Cereghino
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Offer to sell to USA by Dave Cereghino

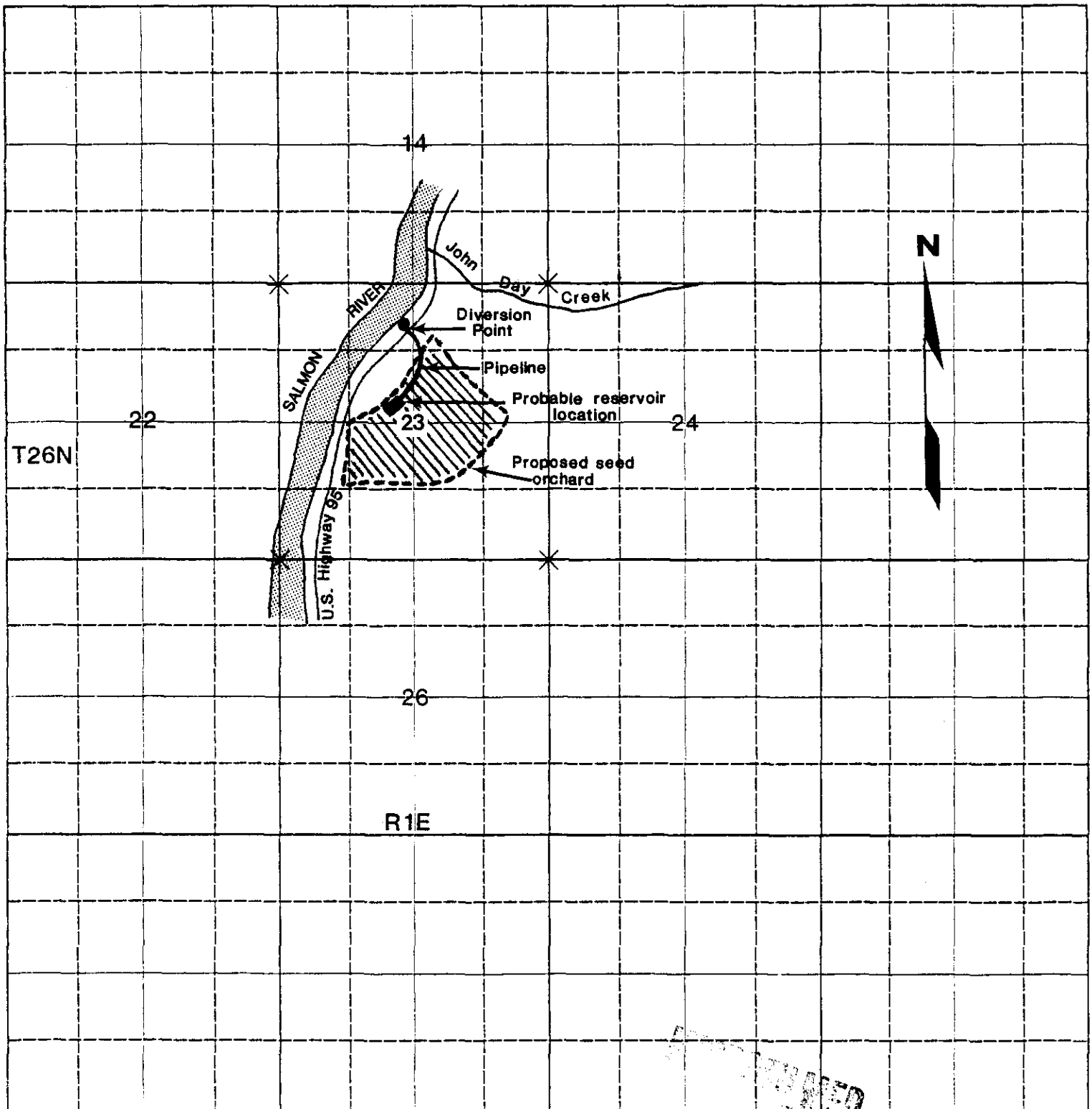
12. Remarks: _____

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AUG 07 1991

per Tolson with Noy Power staff 3/11/91 gl

* will be part of sale as in 11b. Applicant intended to show that area within mean high water mark is owned by state but not that diversion works etc are to be owned by state. Answer 11b also applies to 11a.

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



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.

James E. Pomeroy
(Applicant)

AUG 07 1991

Received by MR Date 1/91 Time 1:00 pm Prelimin. check by SL
Fee \$ \$105 Received by L.H. # W013263 Date 4-30-91
Publication prepared by GG Date 3-27-91 Published in Idaho County Free Press
Publication approved st Date 4-23-91 4/3 & 4/10/91

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:

REGISTERED
AUG 07 1991

T26N

R1E

S89°53'W

8008.23

AUG 07 1991

NOT RECORDED

LOT 7
1.10 ACRES

S89°57'W

7998

Sec. 27

M.T.O.N

M.T.O.N

M.T.O.N

J.H. ROBERTS

Sec. 22

640

Sec. 23

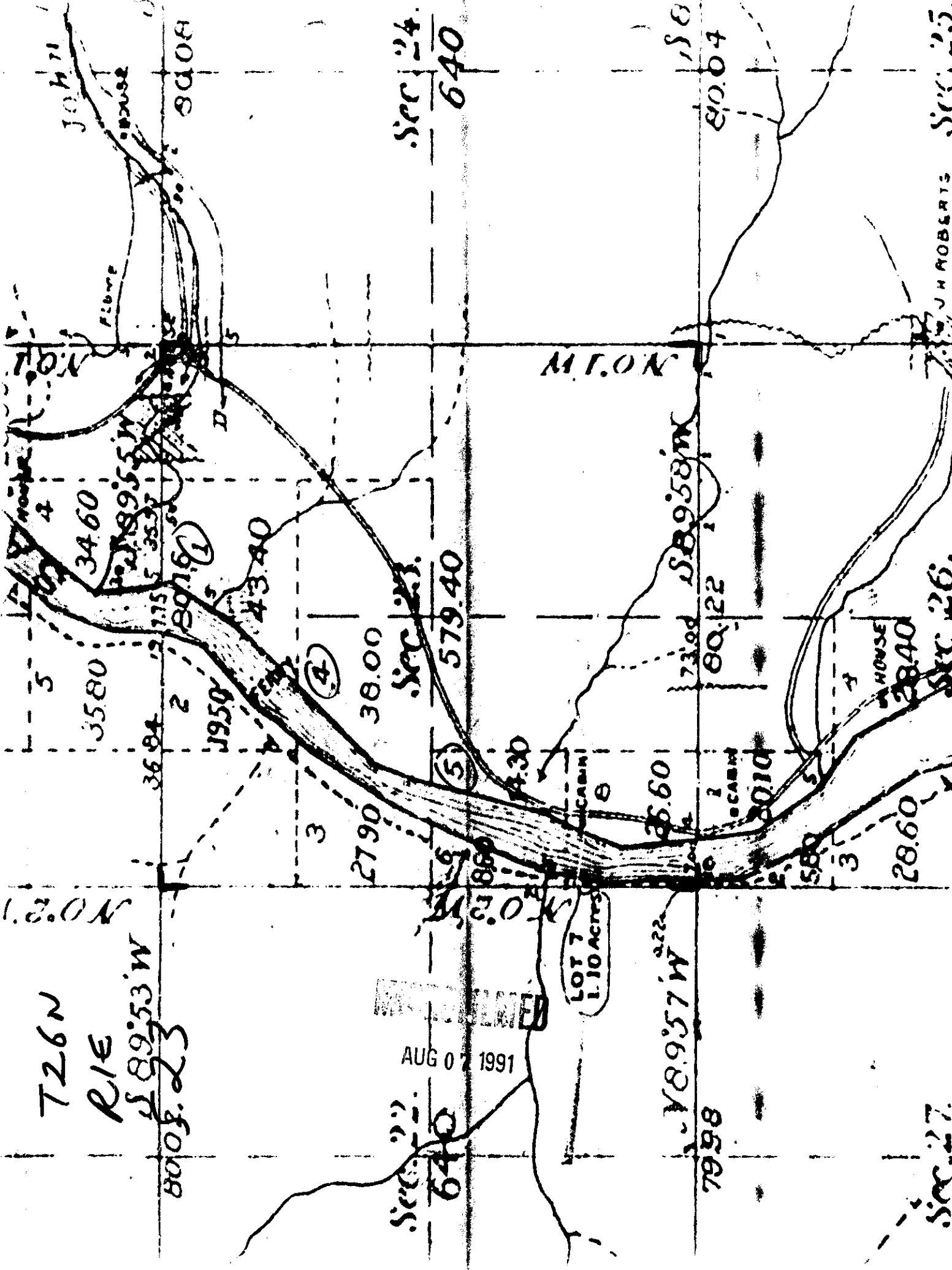
579.40

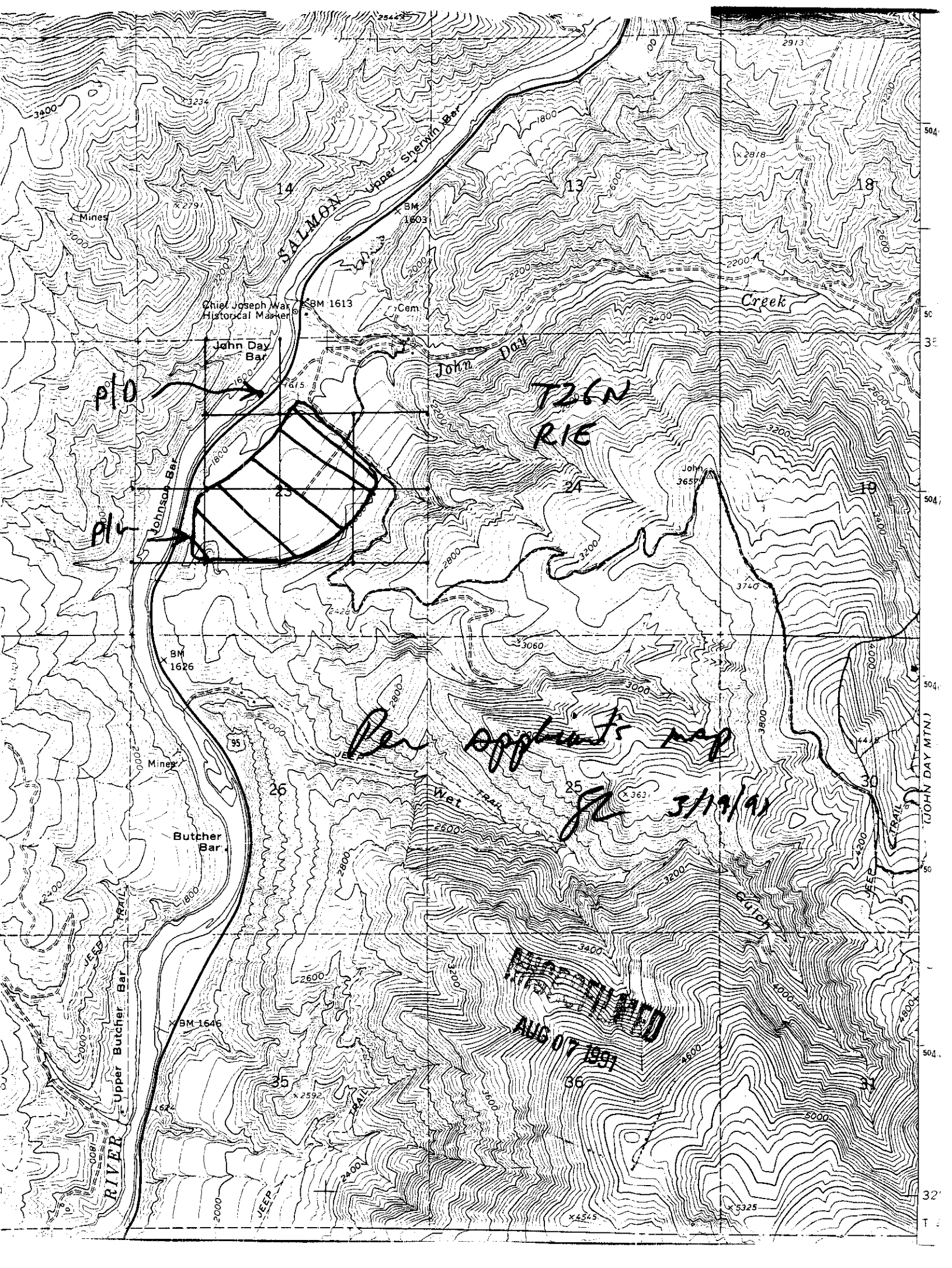
Sec. 24

640

Sec. 26

Sec. 25





SALMON

Upper Sherwin Bar

Creek

Chief Joseph War
Historical Marker

BM 1613

Cem

John Day Bar

John Day

T26N
R1E

P10

P14

Johnson Bar

BM 1626

Mines

Butcher Bar

BM 1646

Wet Trail

RECEIVED
AUG 07 1991

RIVER

Upper Butcher Bar

(JOHN DAY MTN.)

AFFIDAVIT OF PUBLICATION

APR 15 1991

STATE OF IDAHO

County of Idaho - ss.

Marietta Hanson

....., being first duly sworn, says she is the Bookkeeper..... 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.....two weeks, being published two.....times, the first publication being on the 3rd day of April 1991, and the last publication on the 10th day of April 1991.; 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.

Marietta Hanson

STATE OF IDAHO }

COUNTY OF }

On this 10th day of April in the year of 1991, before me, a Notary Public, personally appeared Marietta Hanson, 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 she executed the same.

Notary Public for Idaho

Residing at Grangeville, Idaho

My commission expires: 9-10-92

NOTICE OF APPLICATION FOR WATER RIGHT

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

77-07307

BOY SCOUTS OF AMERICA

110 SCOUT LN.

BOISE, ID 83702

Source: FRENCH CREEK Tributary:

SALMON RIVER

Diversion Pt: LOT 8 (SENE) Sec 13 T

24N R 03E

Use: DOMESTIC (.040 CFS) Total

Diversion: (.040 CFS)

Date Filed: 3/20/1991

In: T24N R03E S13 Lot 8 (SWNE)

79-07203

U.S. DEPT. OF AGRICULTURE

FOREST SERVICE

FEDERAL BLDG.

P.O. BOX 7669

MISSOULA, MT. 59807

Source: SALMON RIVER Tributary:

SNAKE RIVER

Diversion Pt: LOT 1 (SENENW) Sec 23 T

26N R 01E

Use: IRRIGATION (3.100 CFS)

IRRIGATION STORAGE (17.00 AF)

IRRIGATION FROM STORAGE (15.00 AF)

DIVERSION TO STORAGE (3.100 CFS)

Total Diversion: (3.100 CFS) (17.00 AF)

Date Filed: 3/11/1991

In: T26N R01E S23 Lot 1 (NWNE) SWNE

SENE Lot 4 (SENW) NESW Lot 5

(NWSW) NESE NWSE

155.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 on or before APRIL 22, 1991.

R. KEITH HIGGINSON, Director
Published 4/3/1991 & 4/10/1991

A3-10

RECORDED

AUG 07 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 13, 2001

US DEPT OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG
PO BOX 7669
MISSOULA MT 59887-7669

RE: License No. 79-7203 - Issuance of License

Dear Water Right Holder(s):

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

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

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

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

Sincerely,

for Shelley W. Keen
Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

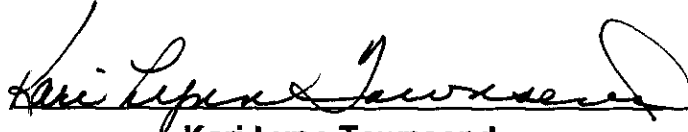
JUN 20 2001

CERTIFICATE OF MAILING

I hereby certify that on June 13, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 79-7203

**US DEPT OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG
PO BOX 7669
MISSOULA MT 59887-7669**


**Kari Lynn Townsend
Secretary**

MICROFILMED

JUN 20 2001

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

MICROFILMED

JUN 20 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 5, 2001

US DEPT OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG
PO BOX 669
MISSOULA MT 59807

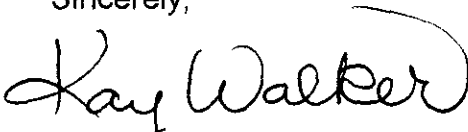
Re: Permit No. 79-07203

Gentlemen:

After re-evaluating the development under this permit we determined that it is not necessary for you to amend the permit before a license can be issued. Since you submitted the licensing amendment and \$50.00 filing fee on April 9, 2001, we will request a refund be made to you. This refund will be coming from the State Auditor's Office under separate cover. We will proceed with licensing the above referenced permit for the 36 acres that were actually developed under this system during the permit development period.

If you have any questions or concerns regarding this matter, please do not hesitate to contact me at 208-327-7944.

Sincerely,


KAY WALKER
Sr. Water Resource Agent

KW:k

MICROFILMED

JUN 20 2001

Memorandum

To: Debbie Allen

From: Kay Walker *KW*

RE: Refund of Licensing Amendment Fee

Date: June 5, 2001

.....

Please refund \$50.00 to the Forest Service for the fee they submitted under Receipt No. C053145. I have attached a copy of the letter I sent to them which describes why they need to receive a refund. I have also attached the original receipt which was prepared when the licensing amendment was received in our office.

If you need any further information, please feel free to call me. Thanks!

MICROFILMED

JUN 20 2001

RECEIVED

APR 9 2001

Department of Water Resources

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 79-07203

Date of Priority: April 30, 1991

Maximum Diversion Rate: 3.10 CFS
Maximum Diversion Volume: 620.0 AF

Comes now US DEPT OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG
PO BOX 7669

MISSOULA MT 59887-7669 and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 79-07203, and requests that the permit be changed as follows:

Source: SALMON RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	02/15 to 11/30	3.10 CFS	620.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SALMON RIVER L1 SE¼NE¼NW¼ Sec. 23, Twp 26N, Rge 01E, B.M., IDAHO County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
26N	01E	23			33.0	4.0				18.0	39.0	2.0			5.0	10.0	38.0	5.0	155.0
									1.4			1.5							

Total Acres: 155

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 6th day of April, 2001.


(Signature).

*VOID -
Refund requested.
Amendment
not req'd.
pw
6/5/2001*

MICROFILMED
JUN 20 2001

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 79-07203

FOR DEPARTMENT USE ONLY

Preliminary check by kw Fee = 50⁰⁰ Received by jm # 1053145 Date 4/9/01

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 79-07203 with the following:

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. Right 79-07258 is also diverted through the point of diversion described above.
3. Rights 79-02066 and 79-07203 when combined shall not exceed the irrigation of 257 acres.

Witness my hand this _____ day of _____, 2001.

KARL J. DREHER
Director

MICROFILMED
JUN 20 2001

From: Marvin Lowry , 839-2211
USFS

" Property was purchased from
private owner"

In phone call
requesting more
information on irrigated
acres et exam data.

Slate Creek Ranger Station
HC01 Box 70
White Bird, ID 83554

IDAHO DEPT. OF WATER RESOURCES
1301 N. Orchard
Boise, ID 83706
ATTN: Dan Tomich

FORM AD-414A (1/83)

MICROFILMED
JUN 20 2001

Dan Tomich
5-11-01

79-07203

79-07203



Marvin Lowry

05/02/01 11:07 AM

To: Marvin Lowry/R1/USDAFS@FSNOTES

cc:

Subject: Nez Perce National Forest Salmon River Seed Orchard irrigation water rights

Idaho Department of Water Resources
Dan Tomich

Dan, referencing the phone call last week about the irrigation water rights for the Salmon River Seed Orchard, the attached documents shows the irrigation lines installed for the 5 seed orchard and 5 clone banks, water would be diverted out of the Salmon River. The total irrigation needs will be for the orchards and clone banks, 36 acres.

The additional documents show the location of the orchards and clone banks in the north end of the orchard and a Record of Survey.

Marvin Lowry
Nez Perce National Forest
Salmon River Ranger District
HC01 Box 70
White Bird Idaho 83554
Tree Improvement
208-839-2211

MICROFILMED

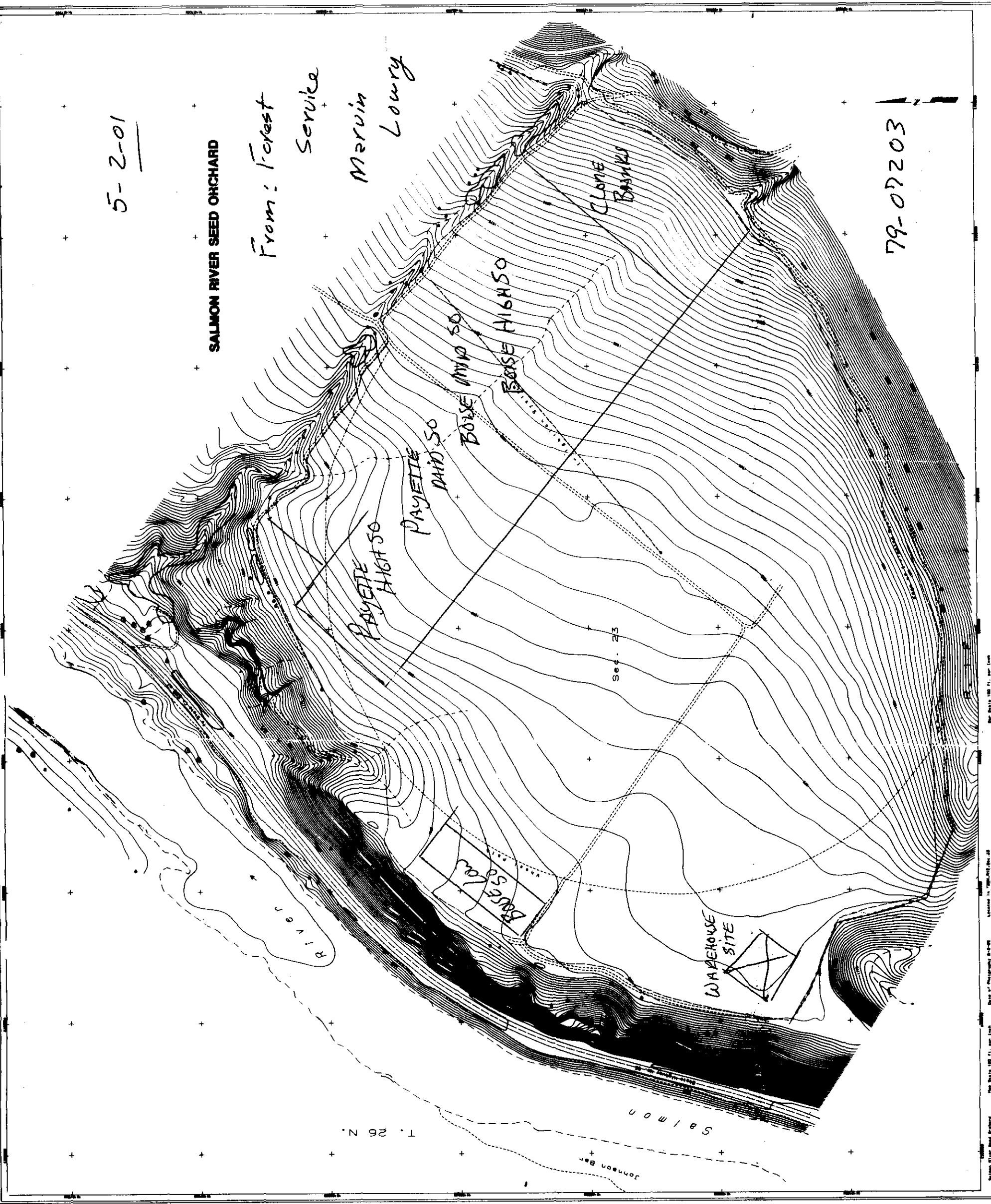
JUN 20 2001

5-2-01

SALMON RIVER SEED ORCHARD

From: Forest Service
Mervin Lowry

79-07203



Scale 1:50,000
Date of Map 1979
Date of Revision 1980
Map No. 79-07203
Sheet 1 of 1
Prepared by [illegible]
Checked by [illegible]
Approved by [illegible]



United States
Department of
Agriculture

Forest
Service

Nez Perce National Forest

Route 2, Box 475
Grangeville, ID 83530
(208) 983-1950
TTY (208) 983-2280

File Code: 2540

Date: April 6, 2001

Idaho Department of Water Resources
1301 North Orchard Street
P.O. Box 83720
Boise, ID 83720-0098

RECEIVED

APR 9 2001

Department of Water Resources

RE: Water Right Permit No. 79-07203

Please find enclosed an Application for Amendment and filing fee check for permit number 79-07203. The permit is for irrigation at the Salmon River Seed Orchard.

A check for \$50 is enclosed to cover costs of amending the places of use for the water right permit. If you have any questions, please contact Nick Gerhardt at (208) 983-1950 or Marv Lowry at (208) 839-2211.

Sincerely,

BRUCE E. BERNHARDT
Forest Supervisor

Enclosures (2)

Cc:

Marv Lowry, Salmon River Ranger District
Steve Spencer, Boise Adjudication Team
Robert Harper, Regional Office

MICROFILMED

JUN 20 2001

Caring for the Land and Serving People



Printed on Recycled Paper





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 22, 2001

US DEPT OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG
PO BOX 7669
MISSOULA MT 59887-7669

RE: Water Right Permit No. 79-07203

Dear Permit Holder:

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit:

 Point(s) of Diversion

 K Place(s) of Use

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

If you have any questions, please call me at 208-327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

Enclosure

MICROFILMED

JUN 20 2001

LICENSE REVIEW CHECKLIST

Permit No. 79-7203

Date: 3-21-2001 Reviewer: Kay Walker

Change/OK

Name/Address

fix zip code & phone # (per recent proof on 79-7258)

Source

Point of Diversion:

OK

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44)

Feds (P40)

also in license process

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use

add OK

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

Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s):

File reviewed Profile reports printed

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

Rate of Diversion:

Permitted rate 3.0 cfs

Fee Limit cfs

Measured 3.43 cfs

Theoretical cfs

Recommended Total Diversion Rate 3.10

Water Uses

OK Change (P46)

Season of Use per new Standards

2-15 - 11-30

Irrigation 3.1 cfs 620 af

Stockwater cfs af

Domestic cfs af

cfs af

cfs af

Total 3.1 cfs 620 af

Irrigation - overlap (R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

<1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (081/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination

3.1 cfs x 1.9835 x 294 days = 1807.8 af (vs) 155 acres x 4.0 (FHR) = 620 af

3.0 (con)

Remarks:

W36 (79-7258)

Additional Conditions

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

GW Dist? ☒
Water Msmt. Dist? ☒
Crit. GWMA? ☒
GWMA? ☒
Government Lots? ☐

Advance Priority?

yes
no

If yes, explain why below.

SRBA Claim?

Not req'd

Adjust memo

Amend Letters

P87, S06

Second Amendment Notice

P87, S06

$$36 \text{ ac} \times 0.02 = 0.72 \text{ cfs}$$

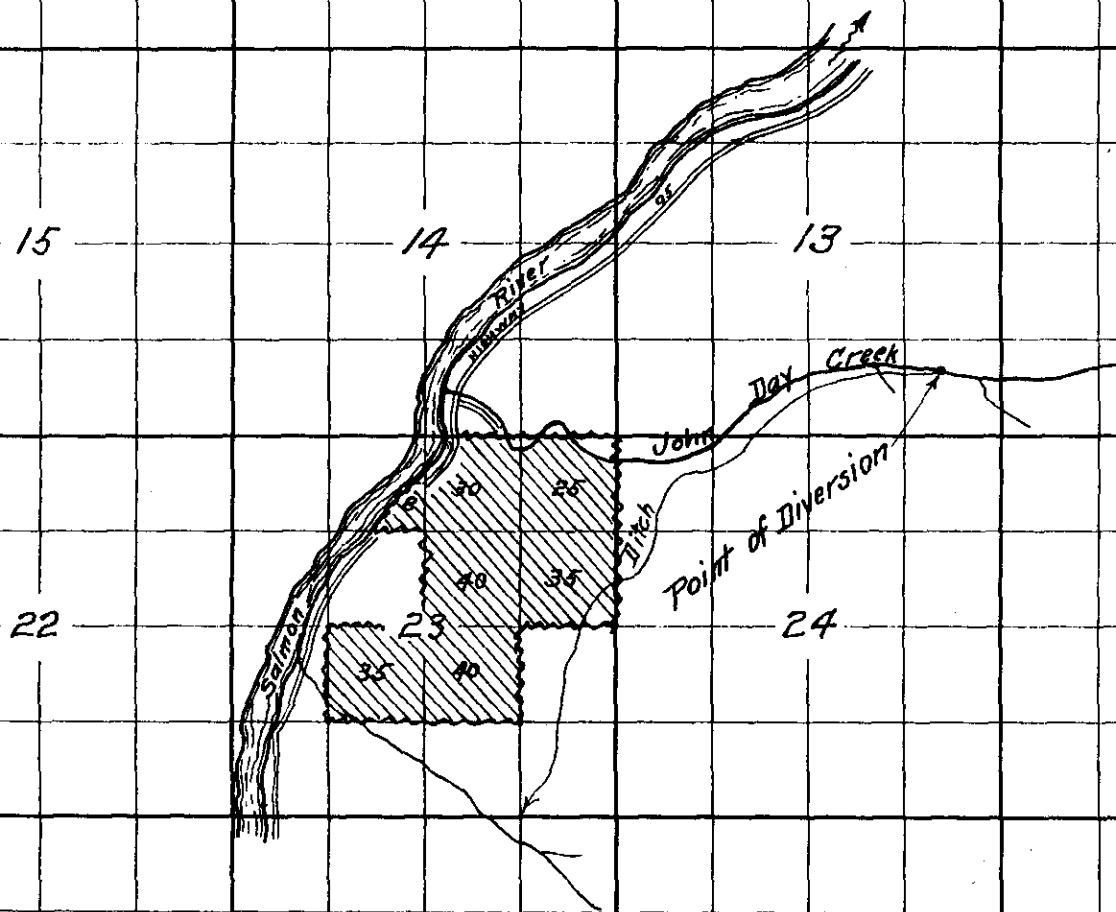
$$36 \times 4.0 = 144 \text{ AFA}$$

OVERLAP ANALYSIS OF EXAM OF PERMIT NO. 79-07203

Place of Use	Twp	Rge	Sec	NE 1/4			NW 1/4			SW 1/4			SE 1/4			Totals
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Exam Acres																
79-20666	26N	1E	23	25	30	40	35	8				35	40			213
79-7203	"	"	"			25	4					15	10	29	5	155
						25	6					2.0	0.5	2.5		36
Total				25	30	40	35	8				25	10	40	5	259

Total Acres _____

217.5



Copy ~~from~~ ^{from} WR 79-020666

04/16/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

WATER RIGHT NO. 79-2066

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HERBERT E BROWN
Original Owner	RICHARD L IRWIN

Priority Date: 06/12/1929
Basis: License
Status: Active

<u>Source</u>	<u>Tributary to</u>
JOHN DAY CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	/	/	3.66 CFS		
Total Diversion			3.66 CFS		

Location of Point(s) of Diversion:

JOHN DAY CREEK SESW Sec. 18 Township 26N Range 02E IDAHO County

IRRIGATION Use:
Acre Limit: 213

Place(s) of use:

Place of Use Legal Description: IRRIGATION IDAHO County

<u>Townshi</u>	<u>Rang</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
<u>p</u>	<u>e</u>	<u>n</u>												
26N	01E	23		NENE	25		NWNE	30		SWNE	40		SENE	35
				NENW	8									
				NESW	35									
				NWSE	40									

Total Acres: 213

Remarks:

1. General TRANS. NO. 206.

Dates:

Licensed Date: 10/10/1979
Decreed Date:
Permit Proof Due Date:
Permit Proof Made Date:
Permit Approved Date:
Permit Moratorium Expiration Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Application Received Date:

04/16/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

WATER RIGHT NO. 79-2066

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAVID CEREGHINO
Current Owner	JOANN CEREGHINO
	PO BOX 387
	LUCILE, ID 83542
	(208)628-3986
Original Owner	HERBERT E BROWN
Original Owner	RICHARD L IRWIN
	GRANGEVILLE, ID 83530

Priority Date: 06/12/1929
Basis: License
Status: Active

<u>Source</u>	<u>Tributary to</u>
JOHN DAY CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/01	12/01	3.66 CFS		
Total Diversion			3.66 CFS		

Location of Point(s) of Diversion:

JOHN DAY CREEK	NWNE	Sec. 20	Township 26N	Range 02E	IDAHO County
----------------	------	---------	--------------	-----------	--------------

IRRIGATION Use:
Acre Limit: 213

Place(s) of use:

Place of Use Legal Description: IRRIGATION	IDAHO County
--	--------------

<u>Townshi</u>	<u>Rang</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
<u>p</u>	<u>e</u>	<u>n</u>												
26N	01E	23		NENE	25		NWNE	30		SWNE	40		SENE	35
				NENW	8									
				NESW	35									
				NWSE	40									

Total Acres: 213

Remarks:

1. General TRANS. NO. 206.
THE POINT OF DIVERSION HAS BEEN CHANGED TO TAKE WATER FROM THE PENSTOCK OF THE POWER PLANT TO IRRIGATE WITH.

Dates:

Licensed Date: 10/10/1979
Claim Received Date:
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:

Other Information:

Receipt Number(s): M000680
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 06 1998
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 79-07203
1. Owner: U.S. Dept. of Agriculture Forest Service Phone No. (208) 839-2211
Current Address: Federal Building, P.O. Box 7669, Missoula, MT. 59807
2. Accompanied by: Marvin Lowry EXAM DATE: 9-18-97
Address: Slate Creek Ranger Station HCO1 Phone No. (208) 839-2211
Box 70, White Bird, ID 83554
Relationship to Permit Holder: Forest Service Employee
3. Source: Salmon River tributary to Susque River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 79-04132 (David Cereghino)
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
	1	SE	NE	NW	23	26N	1E	Idaho	Site Visit, map

2. Place(s) of Use:

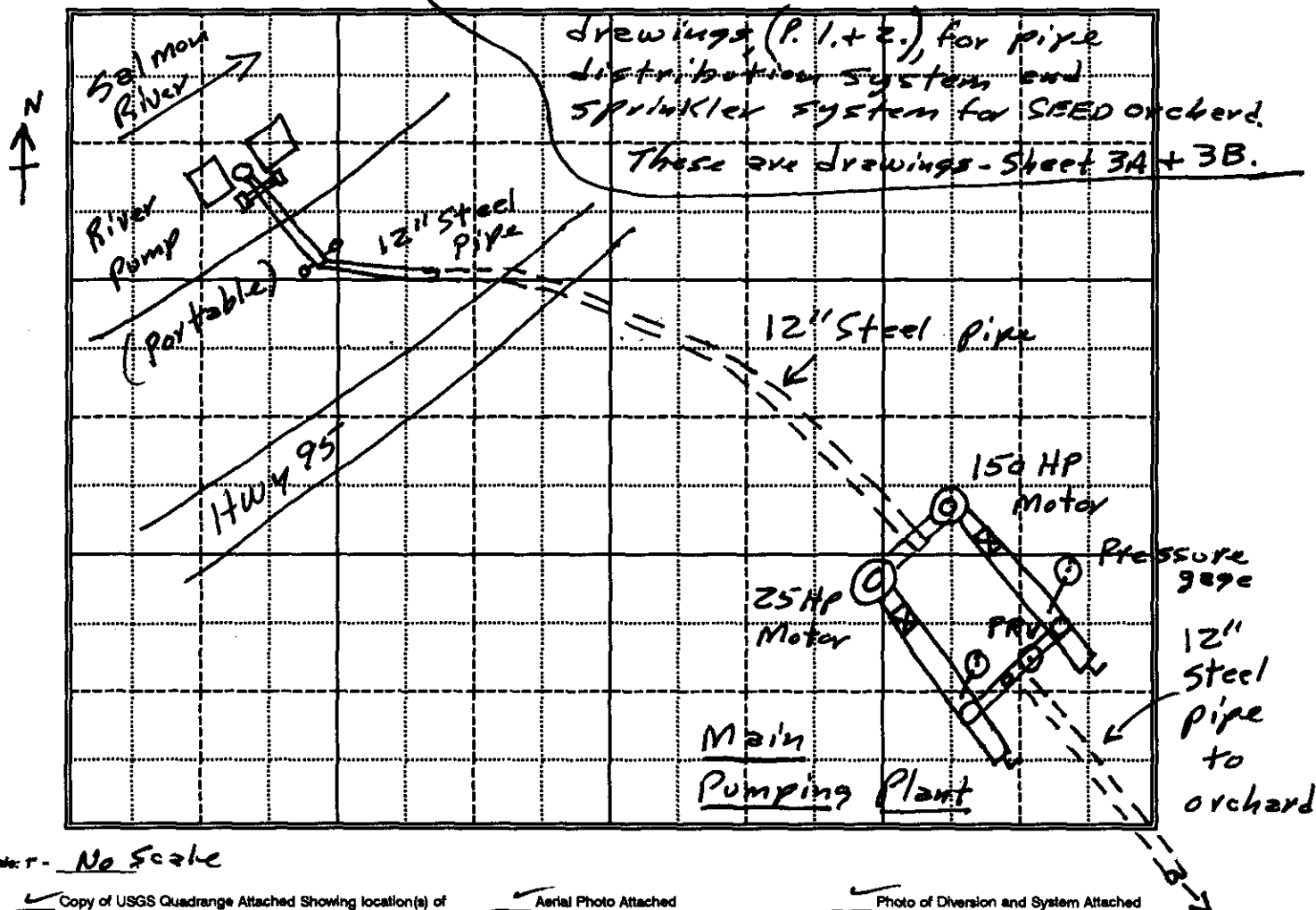
Indicate Method of Determination Site Visit, Map

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
26N	1E	23			33.0	4.0				18.0	39.0	2.0	5.0	10.0	39.0	5.0			155.0

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JUN 20 2001

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

Note: See Forest Service Design



Scale: 1" = No Scale

☒ 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
River Pump	Baldor	20	Cat. A15091C-55	Cornell	mod 4RU-20-4, #9164310.00
Main Pump	U.S. Electric	150	4094208-R024R-5	Layne	9 stage 11BMH
Main Pump	U.S. Electric	25	856102	Layne	4 stage 10RKHC

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

MICROFILMED

D. FLOW MEASUREMENTS

JUN 20 2001

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
1) Flow meter	(make) water-man			60809	12"	
2) Planimeter	SLASICO	Special	42P	B-90848		

2. Measurements: ^{1) (water)} None - System was off.

2) Irrigated Acres - w/ Planimeter = 174.7 Ac.
Allow the 155 Ac. in Permit.

5. The portable river pump will be replaced with a larger unit as the seed orchard is planted in trees.

E. NARRATIVE/REMARKS/COMMENTS

1. This water permit is for a pump and pressure pipe distribution system to irrigate 155 Acres for use as a seed orchard. The orchard will grow trees and other plants as a source of seed.
2. The land was purchased from David Cereghino, and has a center-pivot sprinkler system on it with water supplied from John Dry Creek, WR#79-04132. At the time of the exam, most of the land was still being farmed by Cereghino under a Special Use Permit dated 11-15-91/11-19-91, with the Forest Service. This permit allows Cereghino to continue farming the land as the Forest Service develops their orchard. About 20 Acres of the land has been planted in trees, and the rest is agriculture crops. All the land under this permit will be planted in trees by 2001, and the full diversion rate for this permit will be used. The Special Use Permit is attached.
3. The water system for this permit has been constructed, and water is being used for the area now planted in trees. Cereghino's water system is also still being used for agriculture crops and will be removed when ^{his P.S.} the permit expires.
4. The water system has a portable pump in the Salmon River which supplies water to the main pumping plant. The main plant has a 150 HP, and a 25 HP unit with a TDH of 600' and combined output of 1540 GPM, = 3.43 cfs. The main plant supplies water through a 12" steel discharge line to the

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

pipe distribution system in the seed orchard. The pipe distribution system furnishes water to the drip pipe system that waters the trees. A flow meter is installed in the 12" line at the junction of the orchard pipe system.

6. David Cereghino's WR # 79-04132 should be decreased by 155 Ac. in the year 2001.

FILED
JUN 20 2001

Additional Computation Sheets Attached

$$Q_{\text{allowed}} = (155 \text{ Ac.}) \left(0.02 \frac{\text{cfs}}{\text{Ac.}} \right) = 3.10 \text{ cfs}$$

1) 150 HP, 11 BMH, $Q = 660 \text{ GPM}$

2/ 25 Hz, 10 RKHC, $Q = 880$ GPM

Total $Q = 1540 \text{ GPM} = 3.43 \text{ cfs} > 3.10 \text{ cfs}$ in permit.

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (155 \text{ Ac.}) (3.0 \frac{\text{AFI}}{\text{Ac.}}) = 465.0 \text{ AFI}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (3.1)(275)(1.9835) = 1691$$

$$V = \text{Smaller of } V_{LR} \text{ and } V_{DR} = 465.0$$

Note: There is no storage in the water system.

The pumping plants are designed to pump water on demand directly into the pressure pipe distribution system and drip irrigation.

H. RECOMMENDATIONS *Laterals.*

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	03/01	11/30	3.10	465.0
Totals:			3.10	465.0

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

- 1) Change P/u. (Location, Acres)
- 2) No Storage.

2) No Storage.

3) Irrigation Season
is "E"; 03/01 to
11/30.

I. AUTHENTICATION

Field Examiner's Name

Date 2-4-98

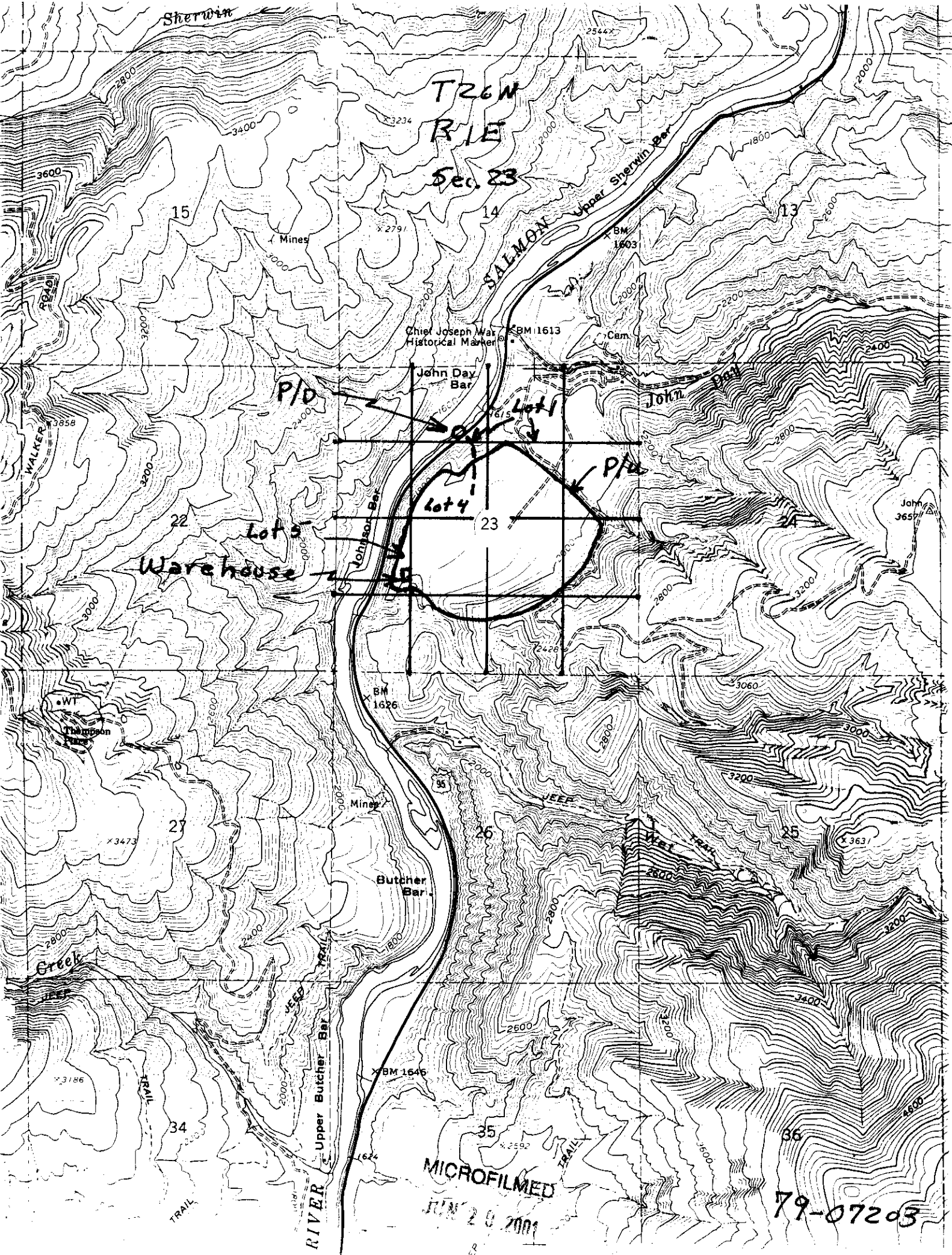
Reviewer

Date _____

SEAL

MICROFILMED

JUN 20 2001



Sec. 15.
640

T26N
R1E
Sec. 23

S 89° 53' W

80.02

Lots 1, 4, + 5.

Sec. 14.

594.80

2190

5

35.80

36.84

2

1950

43.40

3

2790

38.00

Sec. 21.

579.40

860

30

LOT 7
1.10 ACRES

CABIN
8

26.60

70.40

CABIN
2010

580

3

28.60

HOUSE
2840

Sec. 26.

567.20

5

MICROFILMED

JUN 20 2001

79-07203

Sec. 22.
640

S 89° 57' W

79.98

S 89° 50' W

80.22

Sec. 27.
640

JUN 20 2001

10.20

FLUMP

JUN 20 2001

RECEIVED

2700-4

USDA - Forest Service

DEC 12 1997

Expires in 2001.

WATER RESOURCES
WESTERN REGIONSPECIAL USE PERMIT
Act of October 21, 1976
(43 USC 1761)This permit is revocable and non-
transferable (Ref. FSM 2710)

Record No.	Region Northern 01	Forest Nez Perce 17
District Salmon River 01	User No. 5180	Kind of Use 211
State Idaho 16	County Idaho 049	Card No.

David E. & JoAnn Cereghino of P.O. Box 387, Lucile, ID 83542 (hereafter called the holder) is hereby authorized to use subject to the conditions set out below, the following described lands or improvements:

WR #

79-04132

This permit covers a declining number of acres, the number and location of acres will be established and revised as provided within this permit. The maximum number of acres will be 140 acres described here and as shown on the attached map.

P/D

John

Day

Creek

Township 26 North, Range 1 East, Boise Meridian: A surveyed tract of land which occupies portions of Lot 1, Lot 4, Lot 5, SW1/4 NE1/4, SE1/4 NE1/4, NE1/4SW1/4, NW1/4 SE1/4 and NE1/4 SE1/4 of Section 23, said township and range, and located upon the ground according to the survey lines, figures, measurements, and other references shown on the plat recorded at the request of the Nez Perce National Forest on June 17, 1991, as Instrument No. 358691, records of Idaho County, Idaho.

The number of acres available for use by the permit holder will be updated annually or when significant development activities are necessary for the Seed Orchard. The permit holder is authorized to plant, cultivate and harvest crops consisting of corn silage, alfalfa hay or similar crop that are considered acceptable to the Forest Officer in charge.

1. Construction or occupancy and use under this permit shall begin on November 15, 1991.
2. In consideration for the use, the holder shall pay to the Forest Service, U.S. Department of Agriculture, the sum of forty Dollars per acre (\$40.00) for the period from November 15, 1991, to December 31, 1992, total of \$5,600 for this period. See clause 18.
3. This term permit is accepted subject to the conditions set forth herein on pages 2 through 6, and to exhibits A and B attached or referenced hereto and made a part of this permit.

THIS PERMIT IS ACCEPTED SUBJECT TO ALL OF ITS TERMS AND CONDITIONS.

ACCEPTED:

David E. Cereghino

DAVID E. CERECHINO

JoAnn Cereghino

JOANN CERECHINO

11-15-91

HOLDER'S NAME AND SIGNATURE

DATE

APPROVED:

Michael King

MICHAEL KING

Forest Supervisor

Forest Supervisor

11/19/91

AUTHORIZED OFFICER'S NAME AND SIGNATURE

TITLE

DATE

JUN 20 2001
FILMED

79-07203

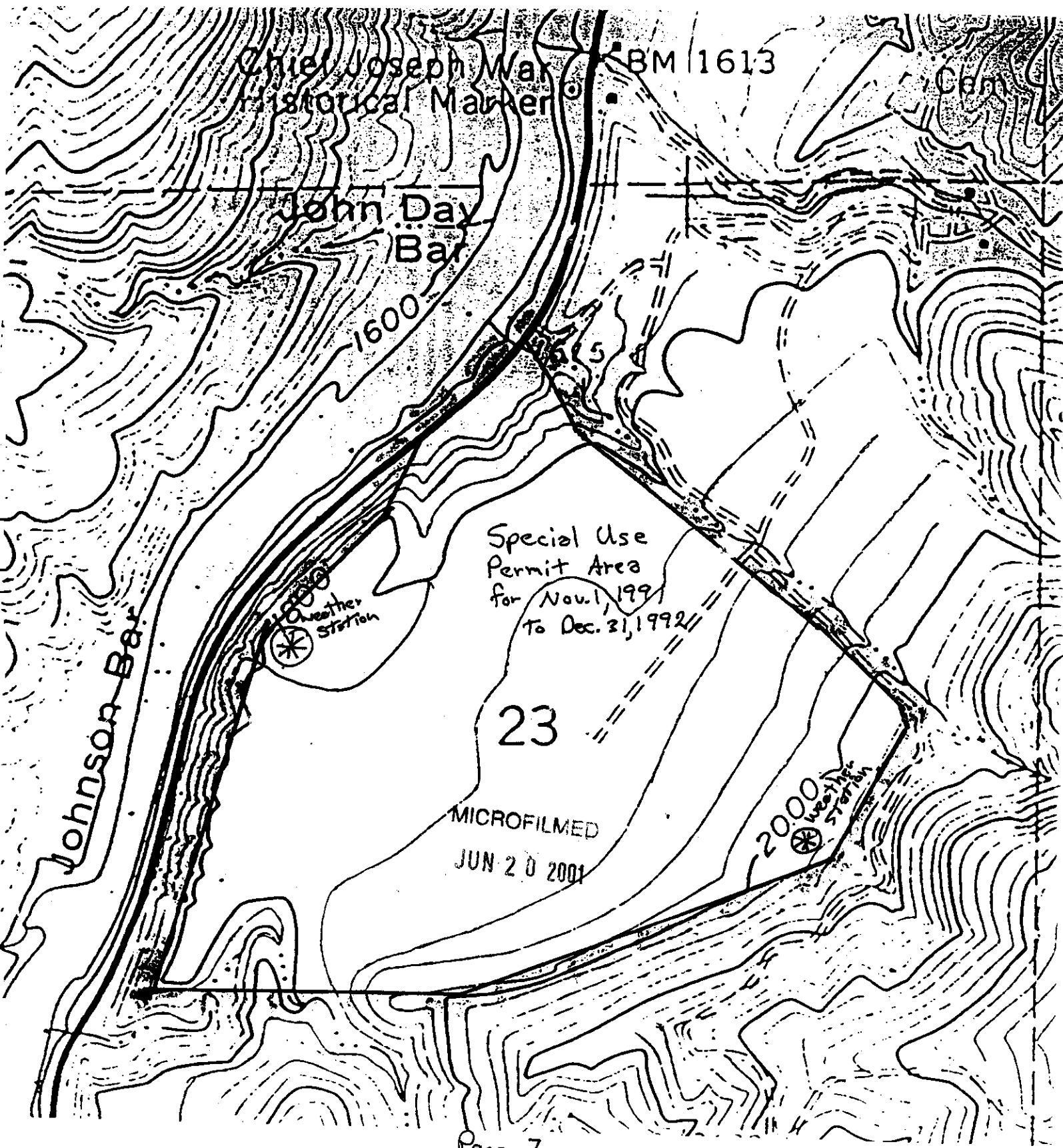
SALMON RIVER SEED ORCHARD

Section 23
T 26 N, R 1 E, B.M.
Idaho County

Special Use Permit

79-07203

Map by Forest Service



PBO 150

CURVE NO.
18-099
3-15-84

No. Stages	Eff. Change	MATERIAL	Eff. Change
1	-4	IMP.—C.I.	-2
2	-2	IMP.—NI-RI	-1
3	-1	BOWL—BRZ.	-2
4	0	BOWL—NI-R.	-1

11 BMH

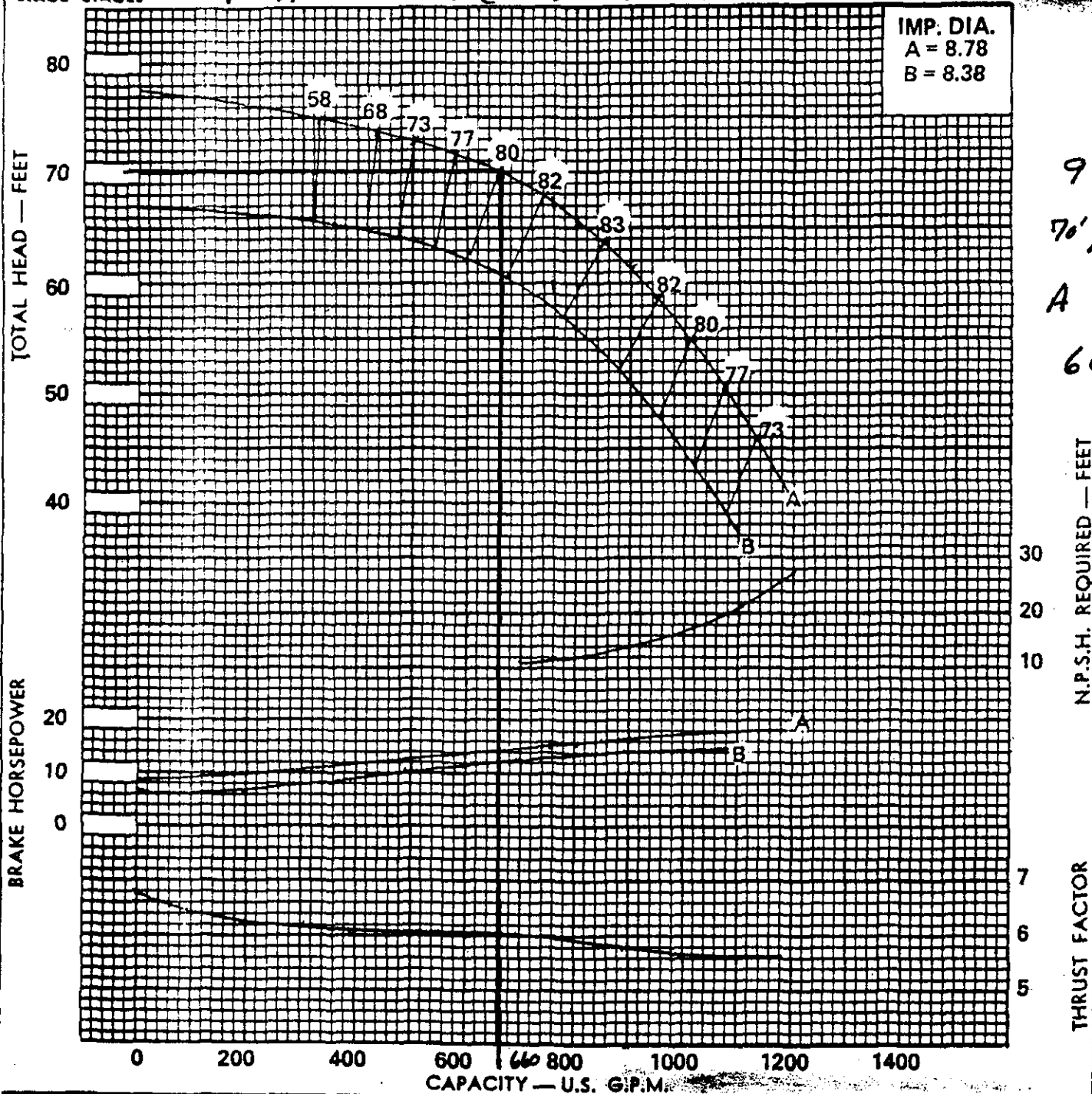
1770 R.P.M.

SINGLE STAGE LAB PERFORMANCE WITH STANDARD MATERIALS. EFFICIENCY SHOWN FOR 4 OR MORE STAGES. HORSE POWER SHOWN FOR ONE STAGE BASED ON 4 STAGE EFFICIENCY. CORRECTIONS SHOULD BE MADE FOR STAGES AND MATERIAL.

ONE ()
STAGE STAGES

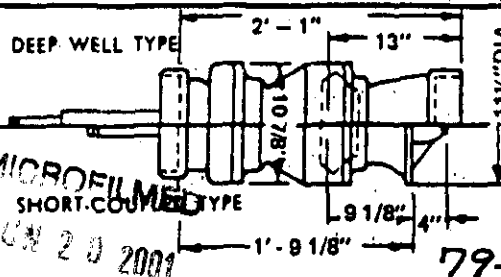
Main Pumping
Plant - 150 HP (Motor)

IMP. DIA.
A = 8.78
B = 8.38



9 stage
70' / stage
A Impeller
660 GPM

EYE AREA — SQ. IN.	= 14.71	IMPELLER WT.-LBS.	= 12.7
WR ² PER IMPELLER	= 0.74 LB.-FT. ²	ONE STAGE WT.-LBS.	= 186
MAX. SPHERE SIZE	= 0.62 in.	ADD'L STAGE WT.-LBS.	= 74
M. NO. STD. STAGES	= 10	IMPELLER NUMBER	= 55827
M. OPERATING P.S.I.	= 430	DISCH. SIZES	= 8
STD. LATERAL	= 0.56 in.	SUCTION SIZES	= 8
STD. SHAFT DIA.	= 1.500 in.	MAX. LATERAL	= — in.
MAX. SHAFT DIA.	= 1.687 in.	BOWL CONN.	FLANGED—COLLET
MIN. SUBMERGENCE	= 25 in.	ADD 9% " PER ADDITIONAL STAGE.	



79-07203

CURVE data



No. Stages	Eff. Change	MATERIAL	Eff. Change
1	-2	IMP. - C.I.	-2
2	-1	IMP. - NI-RI	-1
3	0	BOWL - BRZ.	-1
4		BOWL - NI-R.	-1

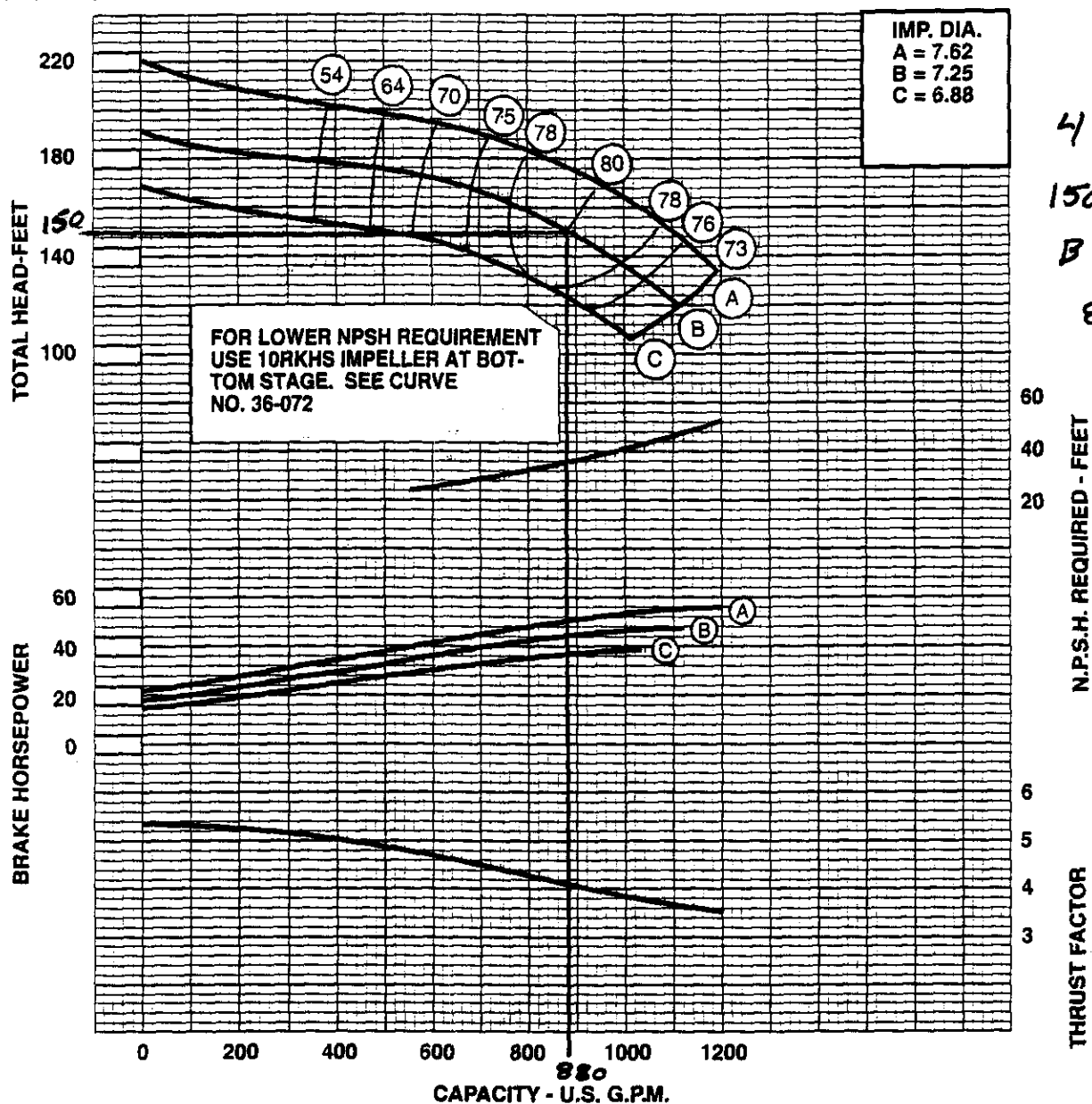
10RKHC

3500 R.P.M.

SINGLE STAGE LAB PERFORMANCE WITH STANDARD MATERIALS. EFFICIENCY SHOWN FOR 3 OR MORE STAGES. HORSE POWER SHOWN FOR ONE STAGE BASED ON 3 STAGE EFFICIENCY. CORRECTIONS SHOULD BE MADE FOR STAGES AND MATERIAL.

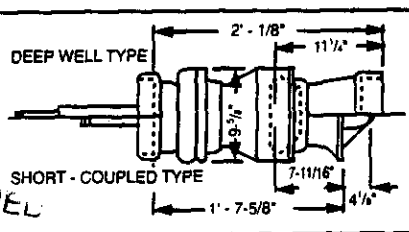
ONE STAGE
STAGES

PUMP PERFORMANCE

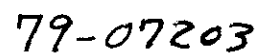


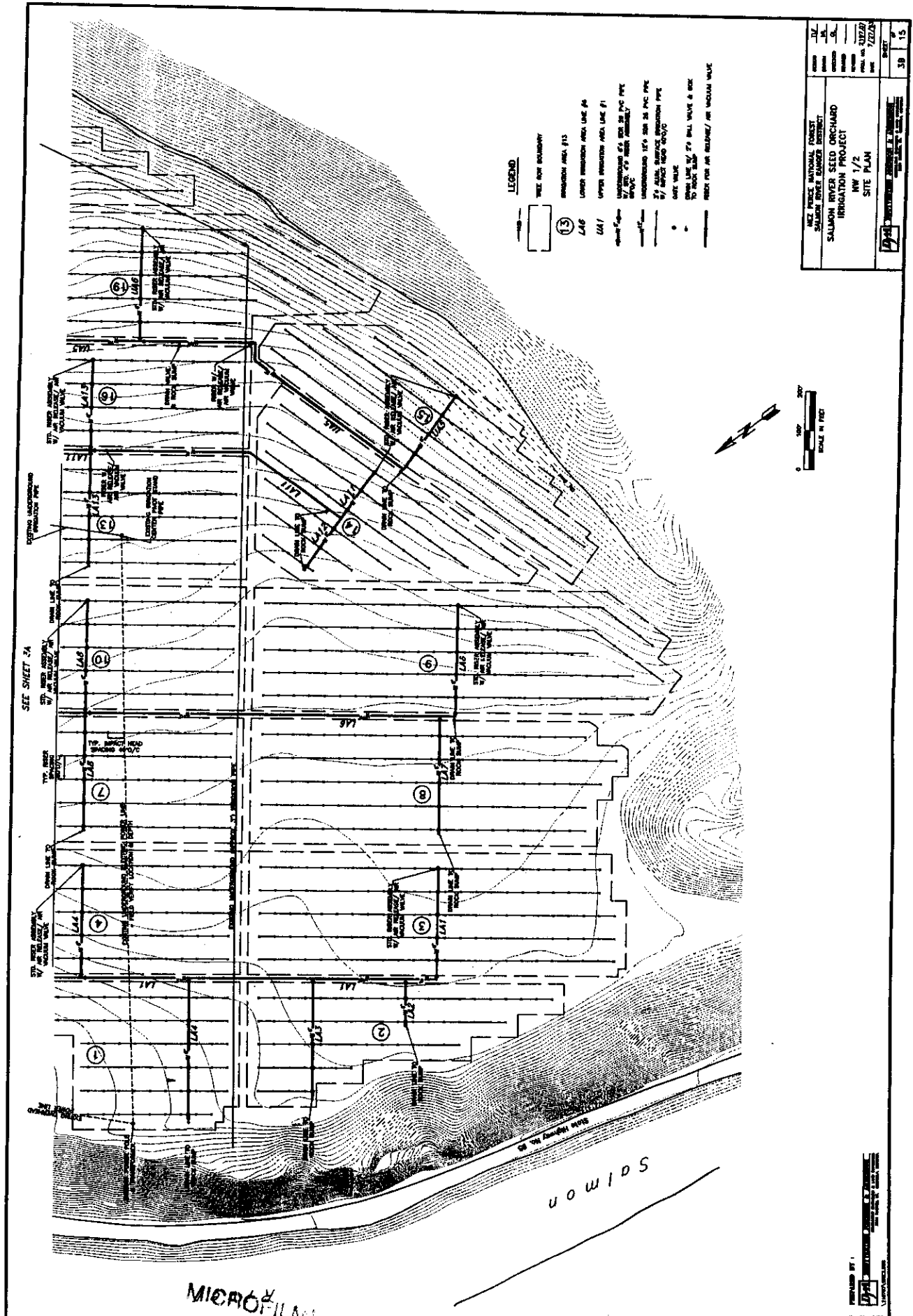
4 stage
150' / stage
B Impeller
880 GPM

EYE AREA - SQ. IN.	= 11.63	IMPELLER WT. - LBS.	= 9.8
WR* PER IMPELLER LB.-FT. ²	= 0.432	ONE STAGE WT. - LBS.	= 185
MAX. SPHERE SIZE	= —	ADD'L STAGE WT. - LBS.	= 67
MAX. NO. STD. STAGES	= 7	IMPELLER NUMBER	= —
MAX. OPERATING - P.S.I.	= 700	DISCH. - IN.	= 6.8
STD. LATERAL - IN.	= 0.86	SUCTION - IN.	= 6
STD. SHAFT DIA. - IN.	= 1.500	MAX. LATERAL - IN.	= —
MAX. SHAFT DIA. - IN.	= —	BOWL CONN. THREADED-COLLET	= —
MIN. SUBMERGENCE - IN.	= 30	ADD 7-7/16" PER ADDITIONAL STAGE	= —



2 of 1







1996 Photo
T26N, R1E, Sec 23.

MICROFILMED
Aerial Photo shows
Center Pivot and Agriculture
land being farmed by David Cereghino.

79-07203

1 of 3



P/O

Portable
River
Pump
in
Salmon
River.

View
Looking
North.

Note: Photos were
taken on 10-2-97 as
camera was not working on
exam date of 9-18-97.



P/O

Main
Pumping
Plant.

150 HP Motor
on right,
25 HP Motor
on left.

View
Looking
North.

COFILMED

APR 20 2001

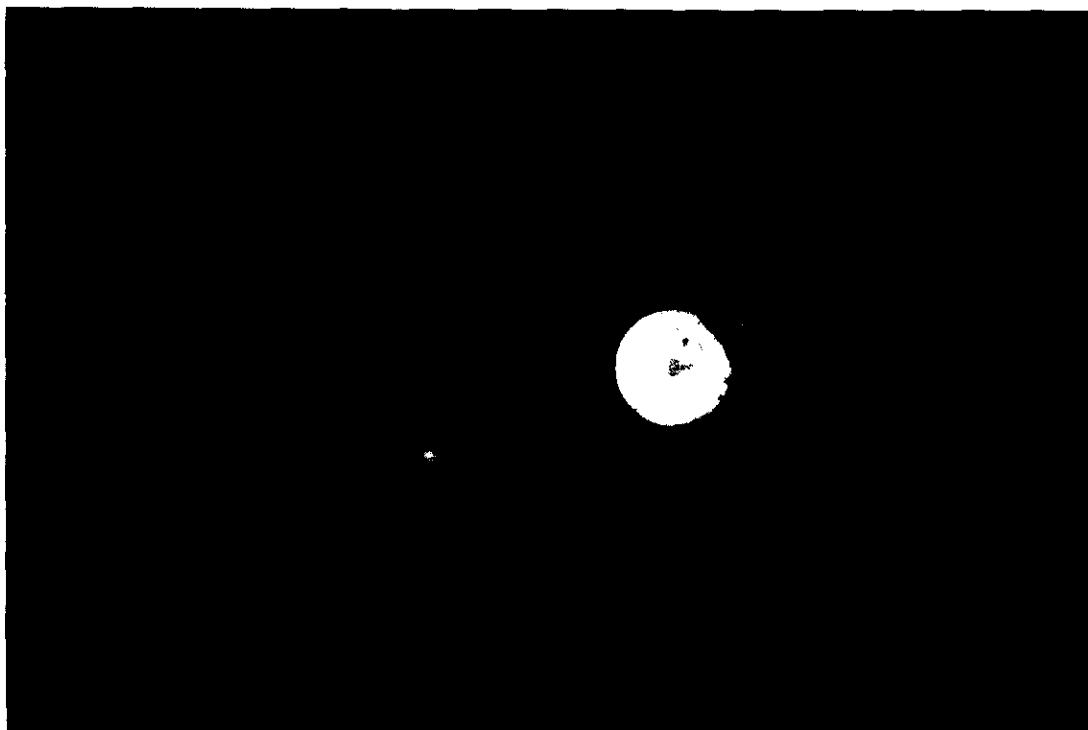
79-07203

2 of 3



View Looking
South at end of buried
12" pump discharge line.

P/u
Irrigated
Agriculture
Crops raised
by David
Cereghino.
Flow Meter
located in
Manhole -
foreground;
and Valve
box, middle-
left; Forest
Service Water
System.



Flow
Meter
in 12"
Pump
Discharge
Line.

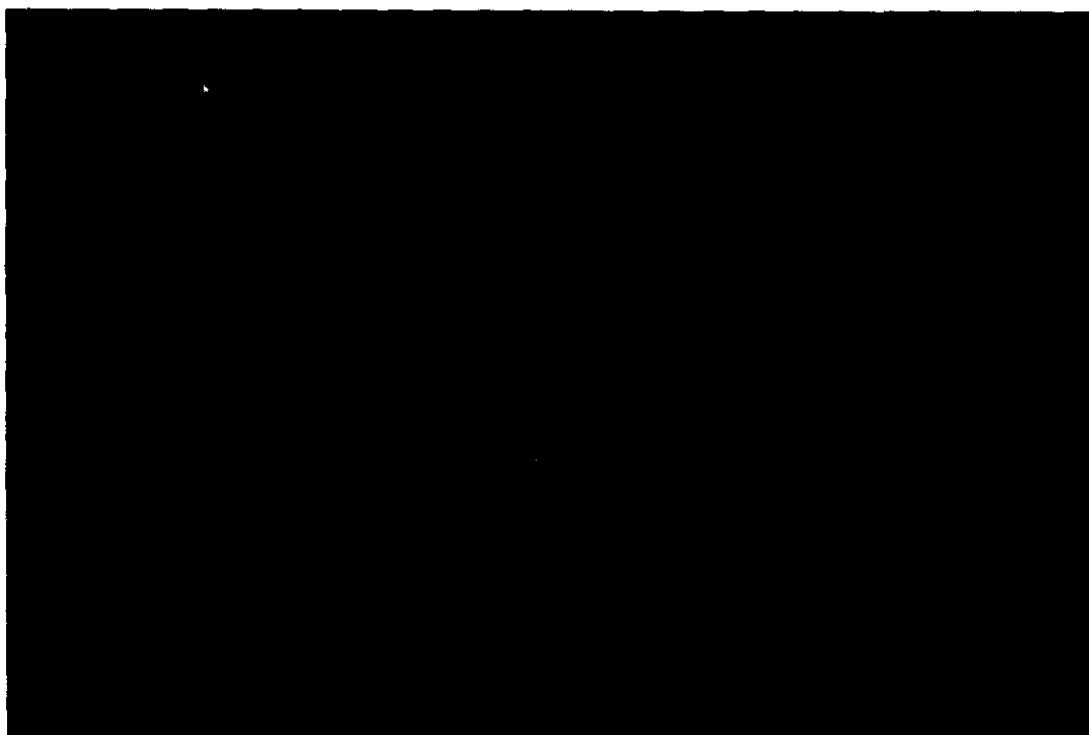
MICROFILMED
JUN 20 2001

79-07203

3 of 3

P/u

Seed Trees
in fore-
ground,
Forest Service;
and
Agriculture
lands in
background,
Dave
Cereghino.



View Looking
Northeast.

P/u

Forest
Service
Warehouse;
and
Agriculture
Crops -
background.



View
Looking
Northeast.

~~MICRO~~ - MED

JUN 28 2001

79-07203

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 79.07203 Reviewed by Quf Date 12-9-91

GENERAL CONSIDERATIONS

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

TYPES OF USE

hr.

Correct Uses? yes

SOURCE OF WATER

☒ Surface water source

☐ Ground water source

☐ Drilling permit required?

☐ Copy in the file? Drilling Permit No. _____

☐ Amount paid for permit

Correct? _____

☐ Well log in the file?

LICENSE EXAMINATION FEE

yes Required?

175- Amount Submitted

Correct? _____

MEASURING DEVICE

no Required?

yes Installed?

Waiver requested? _____

PRIORITY CALCULATION

Date proof received

Date proof due

No. of days late

Priority Date

New Priority Date

_____	-	_____
_____	=	_____
_____	+	_____
_____		_____

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address _____

Proof Made 12.13.96

January 7, 1997

US DEPT OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG
PO BOX 7669
MISSOULA MT 59807

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 79-07203

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

MICROFILMED
JAN 10 1997



United States
Department of
Agriculture

Forest
Service

Nez Perce
National
Forest

Rt. 2, Box 475
Grangeville, ID 83530-9699
(208)983-1950
TTY: (208)983-2280

File Code: 2540 Water Uses

Date: December 4, 1996

Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720-9000

RECEIVED

DEC 13 1996

Department of Water Resources

re: Permit No. 79-07203

Please find enclosed a Proof of Beneficial Use form and Examination Fee check for permit No. 79-07203. The permit is to pump water from the Salmon River to the Salmon River Seed Orchard, located near Lucille.

A check for \$175 is enclosed to cover costs of the field examination. Please contact Marvin Lowry or Bill Heiken to schedule the examination. Both can be reached at (208) 839-2211. The site is accessible year-round from Highway 95.

Cordially,


COY G. GEMMETT
Forest Supervisor

Enclosures (2)

cc: Marvin Lowry, Salmon River Ranger District

RECEIVED
JAN 10 1997



ANALYSIS SHEET
FOR
EXTENSION OF TIME

Permit No. 79-7203 Reviewed by [Signature] Date 7-1-94

BASIC INFORMATION

7-1-94 Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
no Address Change

BASIS FOR EXTENSION REQUEST

_____ Has adequate work been completed to demonstrate due diligence?
_____ Has the permit been involved in litigation?
_____ Is supporting documentation needed to complete the file? Requested? _____
yes Is delay by a government agency?
_____ Is supporting documentation needed to complete the file? Requested? _____
_____ Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN *Recommend extend to July 1, 1997 for Gov. Agency delay.*

PRIORITY CALCULATION

Date extension received			
Proof due date			
Number of days late			
Priority date			
New Priority Date			

DATA ENTRY

New Address X
Change Proof Due Date 7-1-97
Change Priority Date X

July 13, 1994

U.S. Dept. of Agriculture
Forest Service
Federal Bldg.
P.O. Box 7669
Missoula, MT 59807

RE: Permit No. 79-07203

Dear Permit Holder:

Enclosed is a copy of your approved Request for Extension of Time submitted in connection with the above referenced permit. The time within which to submit proof of beneficial use is extended to July 1, 1997.

Please note that the department has granted this extension based a government agency delay. It is important that you work diligently to develop the water right. The department may not be able to grant additional extensions.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

c: IDWR-Regional Office

RECEIVED

AUG 16 1994



United States
Department of
Agriculture

Forest
Service

Nez Perce
National
Forest

Rt. 2, Box 475
Grangeville, ID 83530-9699

Reply to: 2540 Water Uses

Date: June 27, 1994

Julie Yarbrough
Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720-9000

re: Permit No. 79-07203

Dear Ms Yarbrough:

Enclosed is a Request for Extension of Time for Permit Number 79-07203. This is the irrigation system for the Salmon River Seed Orchard.

We have been unable to complete development of this system due to consultation requirements with National Marine Fisheries Service and other priorities on the Forest. We have recently received concurrence on the biological evaluation and are proceeding with development of the system.

A third party draft for the \$15.00 filing fee is attached.

Thank you for your consideration of this request. Please contact Nick Gerhardt at (208) 983-1950 or Bill Heiken at (208) 839-2211 if you have any questions regarding the request.

Cordially,


MICHAEL KING
Forest Supervisor

cc: Bill Heiken, Salmon River Ranger District

Enclosures



AUG 16 1994



April 30, 1994

US DEPT OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG
PO BOX 7669
MISSOULA MT 59807

PROOF DUE NOTICE

RE: PERMIT NO. 79-07203

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 July 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.

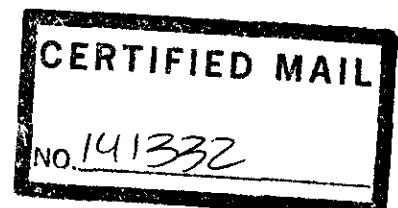
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

AUG 16 1994





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

May 7, 1992

Robert F. Abbott
U.S. Forest Service
HC01 Box 70
White Bird, ID 83554-9706

RE: Permit to Appropriate Water No. 79-7203

Dear Mr. Abbott:

The work of the Forest Service related to permit no. 79-7203 is sufficient to satisfy the requirements of commencing construction within one year. Please note your permit requires that all beneficial use of water must be completed by July 1, 1994.

Sincerely,


GARY SPACKMAN, Manager
Water Right Permits Section

GS:js



AUG 16 1994

United States
Department of
Agriculture

Forest
Service

Salmon River
Ranger
District

HC01 Box 70
White Blrd, ID 83554-9706

REPLY TO: 2540

DATE: April 29, 1992

Gary Spackman
State of Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720-9000

RECEIVED
MAY 01 1992

Department of Water Resources

Dear Gary:

This is an update of our progress towards construction of the irrigation system for the Salmon River Seed Orchard, permit #79-07203. Bill Heiken, Salmon River Seed Orchard Manager, and Steve Lester, Western Regional Office of Idaho Department of Water Resources discussed the construction status and plans. Steve advised us to send a letter to your attention.

The following actions are planned or occurring now:

- (1) Finishing a survey of cultural and soils resources in the irrigation area. Plan to complete this in June 1992. This information will be used during design of the irrigation system.
- (2) Designed an access road and plan to construct it this year. This road is needed for construction of the irrigation system.
- (3) Designing an irrigation system, including material specifications and locations. Plan to complete this by October, 1992.
- (4) Plan to construct the irrigation system during 1993, at least the main lift and major distribution systems.
- (5) The water distribution system for individual areas of 5 to 25 acres may be completed as these areas are planted with trees. This development may take up to 20 years before the site is fully planted.

Do these actions satisfy the intent of commencement within one year? Will it be acceptable to complete the system for individual areas over an extended period? Please reply if there are any changes needed. If you have any questions, please contact Bill Heiken at (208) 839-2211.

Sincerely,



ROBERT F. ABBOTT
District Ranger

cc: Michael King, Forest Supervisor

BH/tr

MAILED 60

AUG 16 1992



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

July 16, 1991

U.S. DEPT. OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG.
P.O. BOX 7669
MISSOULA, MT 59807

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 79-07203

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

Enclosures

AUG 07 1991

Application #: 79-7203
Date: 7-3-91

✓ Existing: - 26A-P17

✓ No Complete in 1 year - P16

Yes

Proof not submitted - P16

Proof submitted - N/A

Groundwater:

GT. 0.2 cfs - 01G-P03, 01C-P03(existing well)

LT. 0.2 cfs - N/A

Drilling Permit:

Approved w/permit - P99

Not included - 046-P23(All GW, even existing wells)

✓ Location:

Water Districts - WD No. _____

Surface water - 005, 005-01H-P01(LT.2 w/pump)
005-01J-P08(GT.2)

Groundwater - P05

Irrigation Districts - 023

Canal Co. Areas - 023

Drainage Districts - 024

Boise Front (63) - 058 (Groundwater)

✓ Swan Falls Flag - _____ (1, Blank or Other)

Trust - 051-052-053-P74(Consumptive Uses)

Non Trust - 048-049

River Basins:

(Surface Water) Water District Control Condition &....

Boise (63) - 05A & 11E

Payette (65) - 047-P04, 059-P71

Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

✓ Use:

Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
042(req.), 002-P06(MD), 07A(Spec.),
044(Policy 5G)

Power - Use Power Review

Mining - 06A or 010, 09E-P10 & 054(req.)

✓ Storage - 18A-for multiple measuring devices(In WD),
18B-P09(Size)

Rec. & Aesthetic - 027(Non-Consumptive)

Domestic - 021(restricted areas)

✓ Ownership:

✓ Non land owner - 004

Protested:

Agreement - 020

✓ Beneficial Use Due Date: - 07-01-1994

Other Conditions Recommended

RECEIVED
AUG 07 1994

RECEIVED
AUG 07 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: SL DATE: 3/19/91 APPLICATION: 79-07203

REQUIRED INFORMATION

☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
☒ Address:
☒ Source: (See USGS Quad for names of water sources)
☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
☒ County:
☒ Quantity: (flow and/or volume)
☒ Period of use:
☒ Nature of proposed use: (Include description of use)
☒ Description of diverting works:
☒ Time required for beneficial use of water:
☒ Place of use or acres irrigated:
☒ Map:
☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
☒ Fee:
☒ Yes ☐ No* In form to receipt:

Gov't. Lots:
5 P/D
3 P/U

ADDITIONAL INFORMATION

YES	NO	
☒	☐	Overlapping place of use: (Describe source & relationship to present application on the back.)
☐	☒	Overlapping point of diversion:
☐	☐	Field check required: Field check by: _____
☐	☐	Field report attached:
☐	☐	Critical groundwater area:
☐	☐	Groundwater management area:
☐	☐	Diversion within interim protected river area
☒	☐	Send dam safety information: <u>dam > 10'</u>
☐	☐	Send power requirement letter:
☐	☐	Send fish farm requirement letter:
☐	☐	Power residency affidavit:
☐	☐	Power efficiency form:
☐	☐	Within trust water boundary: (If yes, attach Trust Water Supplementary Analysis Sheet.)
☐	☐	Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
☐	☐	*REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

☒ DATE REQUESTED: _____
☐ Additional information on reverse side:

RECEIVED
JUN 18 1991

PROCESSING

APPLICATION NO. 79-07203

YES NO

☒ ☒
☒ ☒
☒ ☒

In form for advertising:

Statewide advertising:

Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

I.D. Health and Welfare

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

U.S. BLM

U.S. Forest Svc.

Water Dist. #

Other

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☒
☒ ☒

Affidavit of publication received:

Application published correctly: If not, record action taken.

☒ ☒
☒ ☒
☒ ☒
☒ ☒
☒ ☒
☒ ☒
☒ ☒
☒ ☒

Publication dates and paper recorded on application:

Protests received. Final date for protest

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, DRO

Measuring device required:

Measuring port required: (surface water)

Water delivered by water master? District #

Special conditions of approval or cover letter:

016, 26A (Allow 3 years)

See below for additional information

Recommended Date or Priority 4/30/1991 (day fee rec'd)

Recommended by: DRO Date 6/14/1991

STATE OFFICE REVIEW

See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION

Overlapping

Plu - JOHN DRY CK for some or all of same land
rights

ACTION REQUIRED

RECEIVED

3/19/91
MAR 26 1991

FROM:

Steve Lester, Western

Department of Water Resources
Western Regional Office

TO:

Debbie Allen

\$105 purchase order for Appl. for Permit for
3.10 cfs (is the correct fee).

No appl. # issued yet. Appl. & p.o. received 3/14/91

Steve -
Invoice sent 3/25/91

Thanks,

This stuff is for your records.
de

Steve
APR 07 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

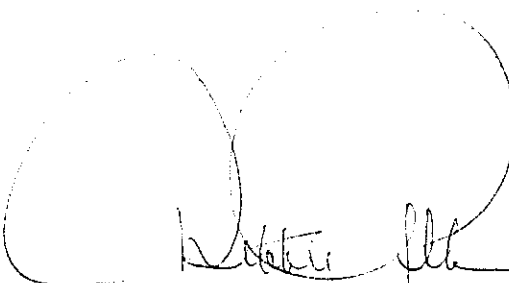
CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

INVOICE

BILL TO	U. S. Department of Agriculture			
	National Finance Center			
	P. O. Box 60075			
	New Orleans, LA 70160			
DATE: March 25, 1991		P. O. # 40-0295-1-0203		
Filing fee for water right application John Day Creek Seed Orchard See attached Purchase Order \$105.00 Please send payment to : Department of Water Resources Western Regional Office 2735 Airport Way Boise, Idaho 83705 Attn: Steve Lester Thank you,  AUG 07 1991 <table border="1" style="width: 100%;"><tr><td style="text-align: center;">ACCOUNTING MANAGER</td><td style="text-align: right;">TOTAL \$105.00</td></tr></table>			ACCOUNTING MANAGER	TOTAL \$105.00
ACCOUNTING MANAGER	TOTAL \$105.00			

United States Department of Agriculture

PURCHASE ORDER

(See back or attached)

AD838 - Vendor (APOS 7/90)

Order Number: 40-0295-1-0203 Sub:

Page 01 of 01	Contract Number OM	Order Date March 6, 1991
Seller's Ident. No.	Form 1099 No	Taxpayer's Ident. No.

This Number must appear on all Invoices, Packages, and Papers Relating to this Order.

To: (Seller's Name and Address)
IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE ID 83705

S H I P
T O

Consignee:
USDA FOREST SERVICE
NEZ PERCE NATIONAL FOREST
ROUTE 2, BOX 475
GRANGEVILLE ID 83530

Line Item	Description	Quantity	Unit	Price	Amount
01	FILING FEE FOR WATER RIGHT APPLICATION; JOHN DAY CREEK SEED ORCHARD	1	EA	105.000	105.00

F. O. B. Point Origin	Deliver to Consignee Address on or Before March 30, 1991	TOTAL >	105.00
--------------------------	---	---------	--------

Ship Via
PREPAID & BILL

Discount Terms
Net 30 Days

Billing Address (DO NOT SHIP ORDER HERE)
(Ship to Consignee Address above)
U.S. DEPARTMENT OF AGRICULTURE
National Finance Center
P.O. Box 60075
New Orleans LA 70160

BILLING INSTRUCTIONS: Do not submit bill in advance of shipment. Send invoice with our Order Number to Billing Address at left. Failure to show our Order Number will delay payment. If available, include your nine position DUNS number on each invoice. Freight charge over \$100 requires bill of lading.

Issuing Office:
USDA - FOREST SERVICE
NEZ PERCE NATIONAL FOREST
RT. 2, BOX 475
GRANGEVILLE ID 83530

Ordered By: (Name and Title)
JEAN CASH PURCHASING AGENT
Commercial Phone Number: (208) 983-1950
Authorized Signature

SELLER'S ORIGINAL

3/06/91

NOTICE TO CHECK RECIPIENT

TREASURY-FINANCIAL MANAGEMENT SERVICE

TES FORM 3039 (Rev.)

VENDOR NAME: DEPT OF WATER RESOURCES

VENDOR I.D.
NUMBER: 40029510203*AGENCY NAME } USDA-NFC, P O BOX 6000
AND BILLING } NEW ORLEANS, LA. 70160
ADDRESS: } CALL 504-255-5370 OR
TOLL FREE 1-800-421-0323U.S. TREASURY REG.
FINANCIAL CENTER:

KANSAS CITY, KS

CHECK NUMBER

3084-93258455

CHECK AMOUNT

*****105*00

CHECK DATE

04-26-91

-PAYMENT IDENTIFICATION DATA-

P.O. # 40-0295-1-0203
INV AMOUNT \$105.00
ONE
INV DATE 03-25
SCHD/SEQ T21115-00133

AGENCY SCHEDULE NUMBER

0000127095

AGENCY TELEPHONE NUMBER

504-255-5370

CREDIT ACCT OF USDA - FOREST SERVICE

PLEASE DIRECT ANY INQUIRIES CONCERNING THIS PAYMENT TO THE AGENCY AT THE ADDRESS (OR TELEPHONE NUMBER) INDICATED ABOVE.



United States
Department of
Agriculture

Forest
Service

Nez Perce
National
Forest

Rt. 2, Box 475
Grangeville, ID 83530

Reply To: 2540

Date: MAR 7 1991

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705

MAR 11 1991

Gentlemen/Ladies:

Enclosed is an Application for Permit to Appropriate Water from the Salmon River. The proposed diversion is located near John Day Creek and is for a pine seed orchard.

A purchase order for \$105.00 is enclosed to cover the filing fee. Please contact me at (208) 983-1950 if there are any questions regarding this application.

Cordially,

Nick Gerhardt

NICK GERHARDT
Forest Hydrologist

Enclosures

cc: Bill Heiken - Salmon River Ranger District

RECEIVED

AUG 07 1991



Caring for the Land and Serving People

FS-6200-28b(4/88)

79-07203

U.S. DEPT. OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG.
P.O. BOX 7669
MISSOULA, MT 59807

Source: SALMON RIVER

Tributary: SNAKE RIVER

Diversion Pt: LOT 1 (SENENW) Sec 23 T 26N R 01E

Use: IRRIGATION	(3.100 CFS)	
IRRIGATION STORAGE		(17.00 AF)
IRRIGATION FROM STORAGE		(15.00 AF)
DIVERSION TO STORAGE	(3.100 CFS)	
Total Diversion:	(3.100 CFS)	(17.00 AF)

Date Filed: 3/11/ 1991

In: T26N R01E S23 Lot 1 (NWNE)	SWNE	SENE Lot 4 (SENW)
NESW Lot 5 (NWSW)		NESE NWSE

155.0 ACRES TOTAL

REPROFILMED

AUG 07 1991