

T27N R1W

MICROFILMED
NOV 22 1986



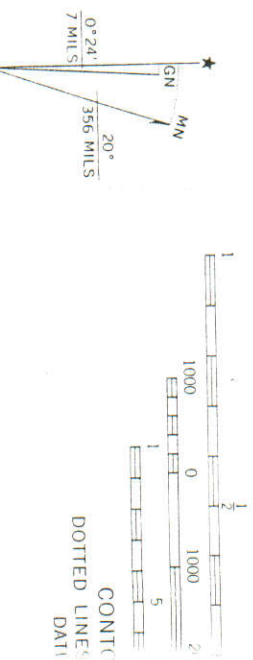
Mapped, edited, and published by the Geological Survey

Control by USGS and USC&GS

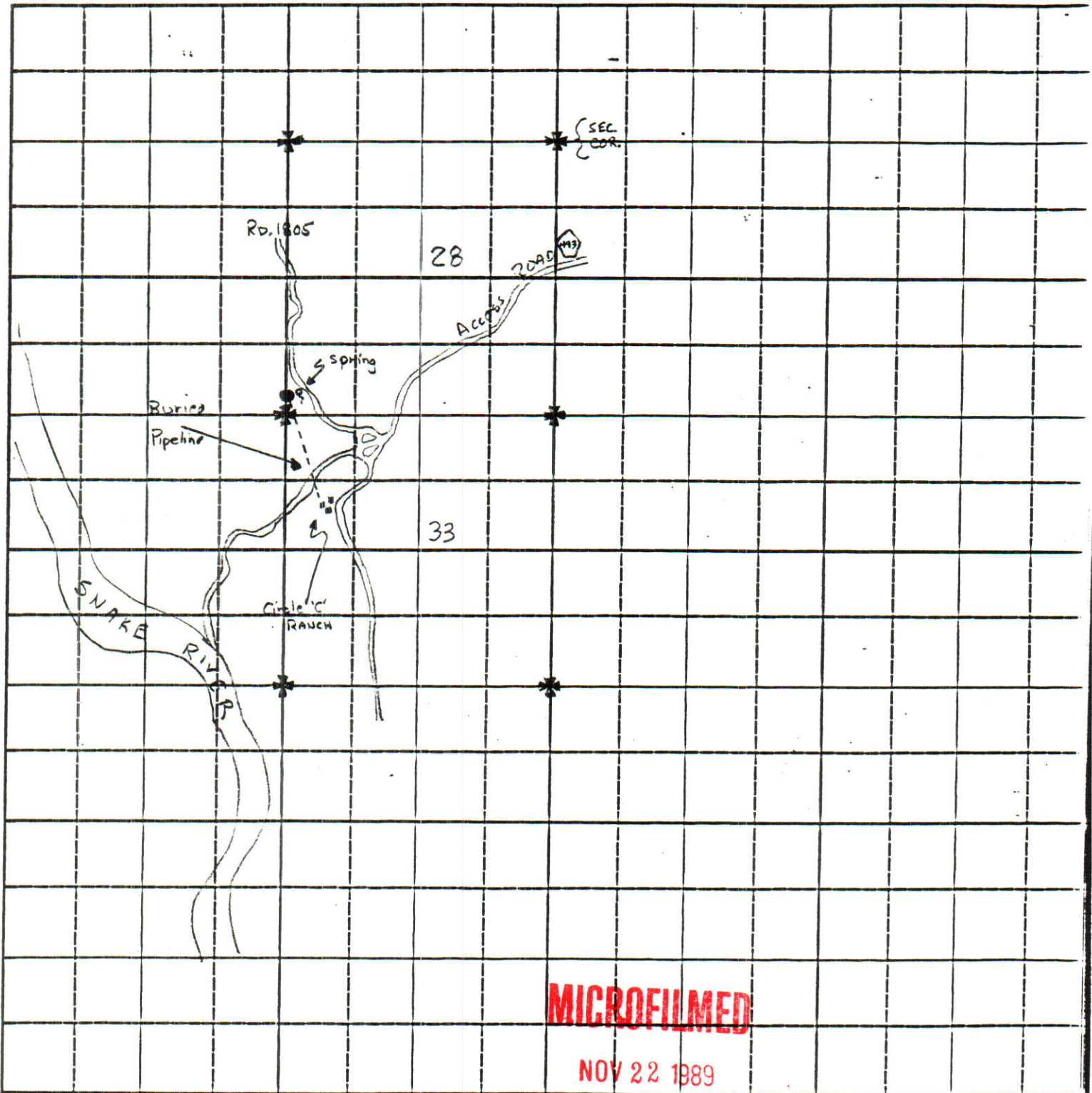
Topography by photogrammetric methods from aerial photographs taken 1961. Field checked 1963

Polyconic projection. 1927 North American datum 10,000-foot grids based on Idaho coordinate system, west zone and Oregon coordinate system, north zone

1000 meter Universal Transverse Mercator grid ticks.



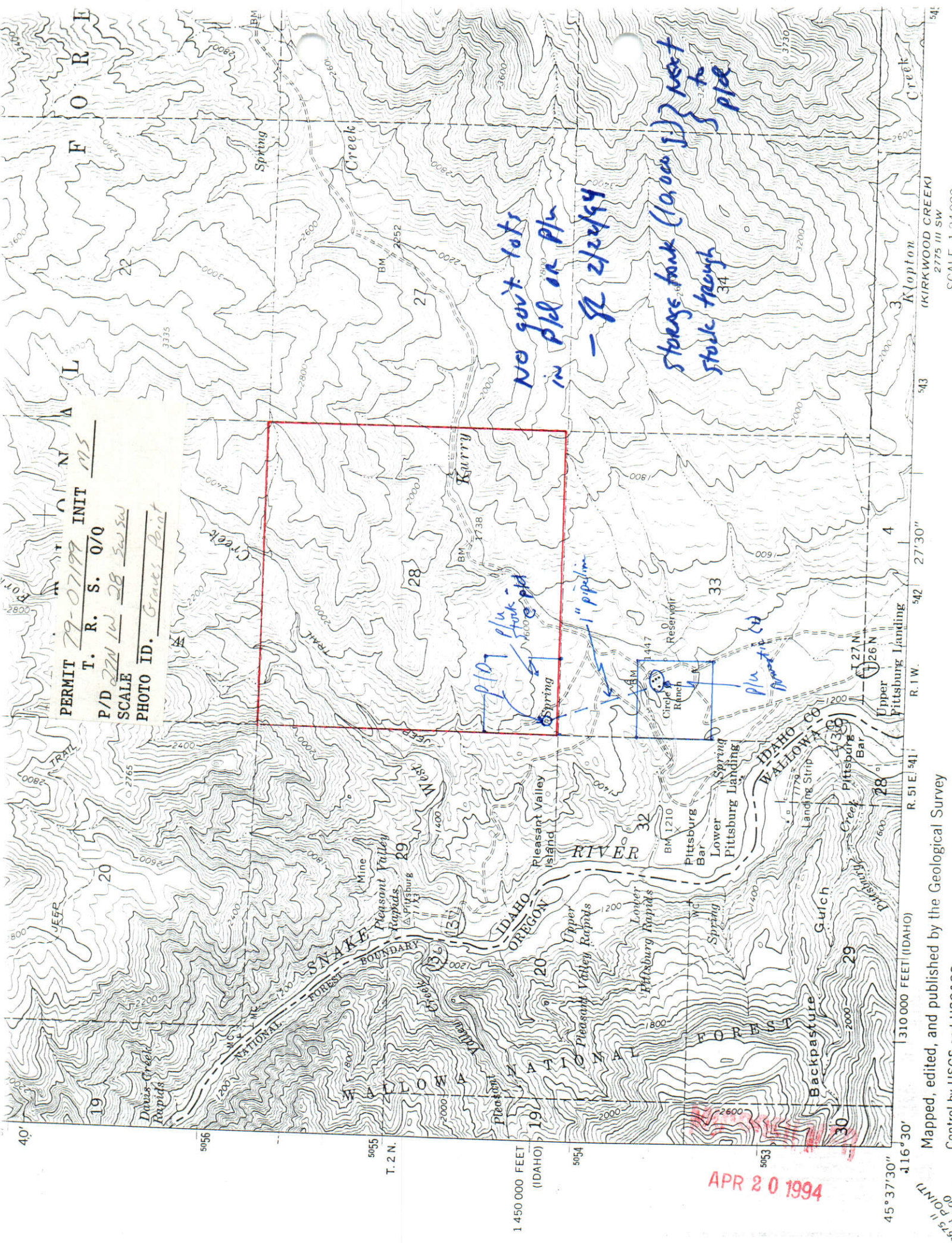
13. Map of proposed project show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Lawrence
(Applicant)



PERMIT 79-07199 INIT MS
T. R. S. 0/0
P/D 22N 1W 28 SWS
SCALE
PHOTO ID. Grants Point

NO govt. lots
in pld or pld
- 2/24/94

Storage tank (10,000 gal) west
side trough
pld

p107 pld
hook & pld
1" pipeline

pld
Grants Point

APR 20 1994

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

79-07199 *et*

U.S. DEPT. OF AGRIC.

FOREST SERVICE

FEDERAL BLDG.

324 25TH ST.

OGDEN, UT 84401

Source: SPRING Tributary: SINKS

Diversion Pt: SWSWSW Sec 28 T 27N

R 01W

Use: STOCKWATER (.19 CFS)

DOMESTIC (.06 CFS)

Date Filed: 5/30/1989

In: T27N R01W S28 SWSW S33
SWNW.

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 JULY
24, 1989.

R. KEITH HIGGINSON, Director
Published 7/05/1989 & 7/12/1989

Jy5-12

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

County of Idaho - ss.

Charlotte Sotin, 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 weeks, being published
two times, the first publication being on the
5th day of July, 1989,
and the last publication on the 12th day of
July, 1989; 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.

Charlotte Sotin

STATE OF IDAHO }

}

COUNTY OF }

On this 12th day of July in the year
of 1989, before me, a Notary Public, personally
appeared Charlotte Sotin, 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.

James D. James
Notary Public for Idaho

Residing at Grangeville Idaho

My commission expires: 9/10/92

MICROFILMED

NOV 22 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 79-07199

Priority: May 30, 1989

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

7.7 AF

This is to certify, that US DEPT OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG
PO BOX 7669
MISSOULA MT 59807

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated May 30, 1989; and
has submitted Proof of Beneficial Use on April 4, 1991. An examination indicates
that the works have a diversion capacity of .020 cfs of water from:

SPRING

tributary to SINKS

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>
STOCKWATER	01/01 to 12/31	0.02 CFS	7.1 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.02 CFS	7.7 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSWSW , Sec. 28, Township 27N, Range 01W
IDAHO County

PLACE OF USE: STOCKWATER

TWN RGE SEC

27N 01W 28 SWSW

PLACE OF USE: DOMESTIC

TWN RGE SEC

27N 01W 33 SWNW

CONDITIONS/REMARKS:

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

APR 20 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 79-07199

CONDITIONS/REMARKS:

5. Source is locally known as Circle C Spring.
6. Stockwater use is for 533 head of mixed stock.
7. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 9TH
day of APRIL, 1994.

Acting for *Norm Young*
K. Keith Higginson, Director

RECEIVED

APR 20 1994

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 79-7199 IN)
THE NAME U.S. FOREST SERVICE)

ORDER OF REINSTATEMENT

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before November 1, 1990; and,

WHEREAS, the Department sent notice to the permit holder by certified mail that proof was due with instructions as to the steps to be taken to make said proof; and,

WHEREAS, the Department notified the permit holder that the permit lapsed for failure of the permit holder to submit proof of beneficial use form; and,

WHEREAS, on February 4, 1991, the permit holder submitted the proof of beneficial use for this water right; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of lapsing; and,

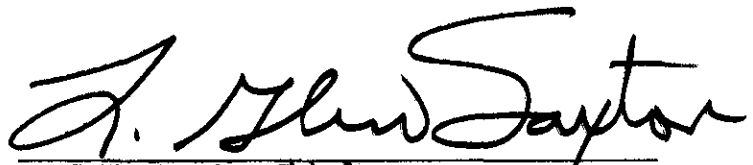
WHEREAS, the permit holder provided a reasonable showing as to why said permit should be reinstated by timely submitting the proof of beneficial use;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 79-7199 be REINSTATED with no advance in priority.

Dated this 22 day of March, 1991.

MICROFILMED

APR 16 1991


L. GLEN SAXTON, Chief
Water Allocation Bureau

07/90

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FEB 04 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

For Office Use Only

Amt. of Fee \$

Date

Receipt No.

Received by

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

1. Permit No. 79-7199
71-07199 Telephone No. (406) 329-3511

2. Name(s) of Permit Holder(s): USA - USDA Forest Service

3. Post Office Address: Federal Building, P.O. Box 7669, Missoula, MT 59807

4. Source of Water: Spring

a. If ground water, well driller's name: --- Date drilled: ---

b. Pump horsepower: --- Pressure (psi): --- Dynamic pumping level (ft.): ---

5. Extent of Use:

Domestic 1 (No. of households) Irrigation 0 (No. of acres)

Stockwater 523 Cattle (No. and type of stock) Other None
10 Horses

6. Total rate and/or volume for which proof is submitted .02 cfs 14.5 acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes XNo Installed? Yes XNo

OR

Flow Measurement Port: Required? Yes XNo Installed? XYes No

8. Fee Enclosed: \$ 0.00 (See License Examination Fee Schedule)

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

Earl Baumgarten
Name

(208) 628-3916
Telephone No.

Hells Canyon National Recreation Area, P.O. Box 832, Riggins, ID. 83549
Address

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

Date

11/31/91

[Signature] for Acting Forest Supervisor
Signature (and title if on behalf of a company or organization)

DEC 16 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 79-07199

Proposed Priority: May 30, 1989

Maximum Diversion Rate:

0.20 CFS

This is to certify, that U.S. DEPT. OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG.
324 25TH ST.
OGDEN, UT 84401

has applied for a permit to appropriate water from:

SPRING

tributary of SINKS

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>
STOCKWATER	01/01 to 12/31	0.19 CFS
DOMESTIC	01/01 to 12/31	0.06 CFS
	Totals	0.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWSWSW

Sec. 28, Township 27N, Range 01W
IDAHO County

PLACE OF USE: STOCKWATER

TWN RGE SEC

27N 01W 28 SWSW
33 SWNW

PLACE OF USE: DOMESTIC

TWN RGE SEC

27N 01W 33 SWNW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 1990.
2. Subject to all prior water rights.
3. Domestic use is for two homes.

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

29th day of September, 1989.

MICROFILMED

NOV 22 1989

for *[Signature]*
R. Keith Higginson, Director

Form 202-
2/85
RECEIVED
MAY 22 1989
Department of Water Resources
Western Regional Office

Ident. No. 79-07199

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

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 Spring which is a tributary of Sinks

3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot ----

Sec. 28 Township 27N Range 1W B.M. Idaho County; additional

points of diversion if any: NONE

* 4. Water will be used for the following purposes:

Amount ^{.06}~~0.725~~ for Domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount ^{0.725}~~0.725~~ for Stockwater purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated is (a) .2 and/or (b) 1.45
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pipe diverting spring to a 2000 gal storage tank. Buried gravity flow pipe-line to administrative site 2000 feet to the SE. Overflow from tank to stock water trough.

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

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

d. Is ground water with a temperature of greater than 90°F being sought?

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

* changed per phone call 6-15-89 JH

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NOV 22 1989

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. Cattle - 700, Horses - 10
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. Administrative site - 2 households
- 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	
27N	1W	33							<u>D</u>										<u>1</u>
27N	1W	28						<u>8</u>					<u>5</u>						<u>1</u>

Total number of acres to be irrigated 0

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

11. a. Who owns the property at the point of diversion? United States of America
- b. Who owns the land to be irrigated or place of use? United States of America
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. N/A

12. Remarks: _____

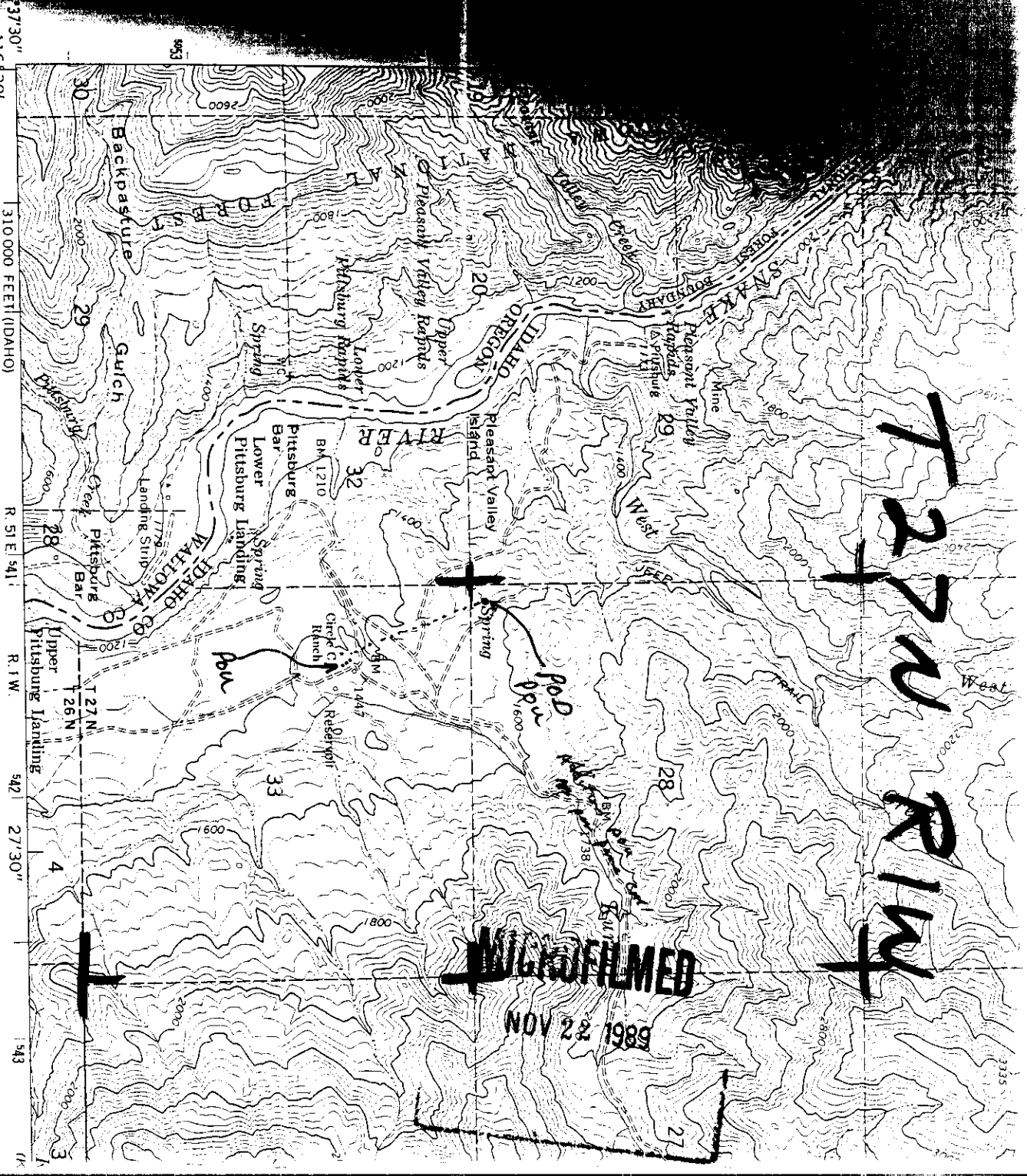
MICROFILMED

NOV 22 1989

* changed per phone call 6-15-89 RR

T27N R1W

MICROFILMED
NOV 22 1989

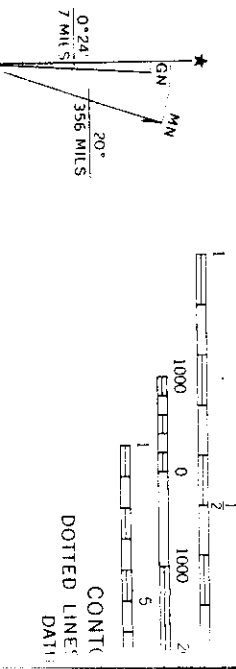


Mapped, edited, and published by the Geological Survey

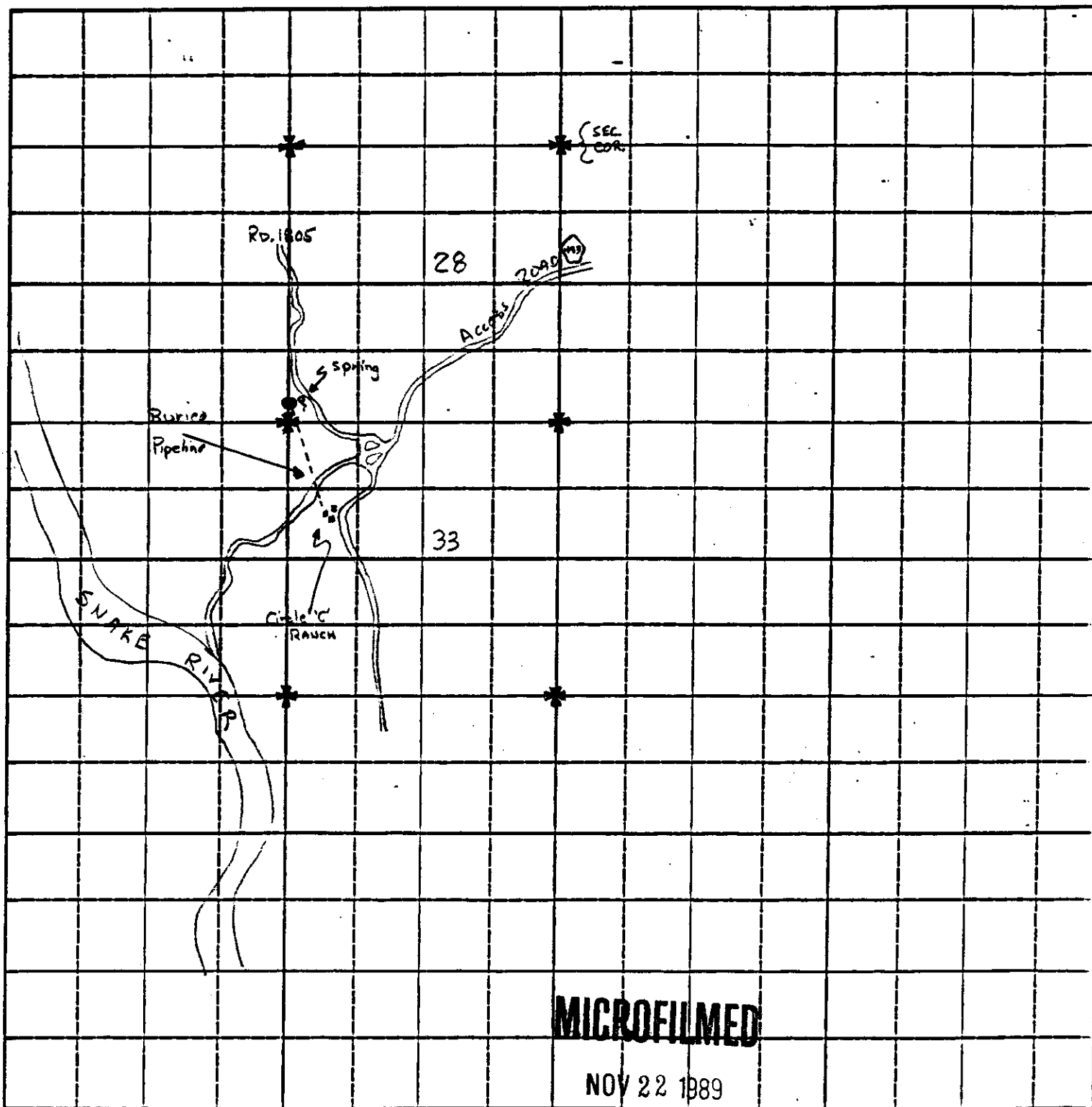
Control by USGS and USC&GS

Topography by photogrammetric methods from aerial photographs taken 1961. Field checked 1963

Polyconic projection. 1927 North American datum 10,000-foot grids based on Idaho coordinate system, west zone and Oregon coordinate system, north zone 1000-meter Universal Transverse Mercator grid ticks.



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



MICROFILMED

NOV 22 1989

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.

Lawrence
(Applicant)

Received by st (P/O Rec'd) Date -30-89 Time 12:30 pm Preliminary check by GG
Fee \$ 30⁰⁰ Received by KY # C008274 Date 7/14/1989
Publication prepared by GG Date 6-28-89 Published in Idaho County Free Press
Publication approved st Date 7-28-89 7/5 & 7/12/89

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:

MICROFILMED

NOV 22 1989



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

April 11, 1994

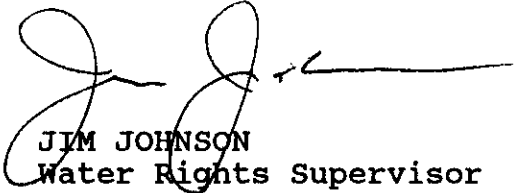
US DEPT OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG
PO BOX 7669
MISSOULA MT 59807

RE: WATER RIGHT NO. 79-07199

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,



JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED

APR 20 1994

RECEIVED

APR 01 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

Region 1 (Missoula) not Region 4 (Ogden). See Prot.

A. GENERAL INFORMATION

Permit No. 79-07199

1. Owner: USDA Forest Service Phone No. 406-329-3511

Current Address: Fed. Bldg. PO Box 7669 Missoula, MT. 59807

2. Accompanied by: Earl Baumgarten EXAM DATE: 10/14/93

Address: Hells Canyon NAT'l Rec. Area PO Box 832 Riggins 83549 Phone No. 628-3916

Relationship to Permit Holder: local mag.

3. Source: Spring tributary to river
(locally = creek & spring)

B. OVERLAP REVIEW

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

2. Other water rights with the same point of diversion: 79-02002 different spring (i creek)
than permit

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	SW	SW	28	27N	1W	Idaho	7'2' top

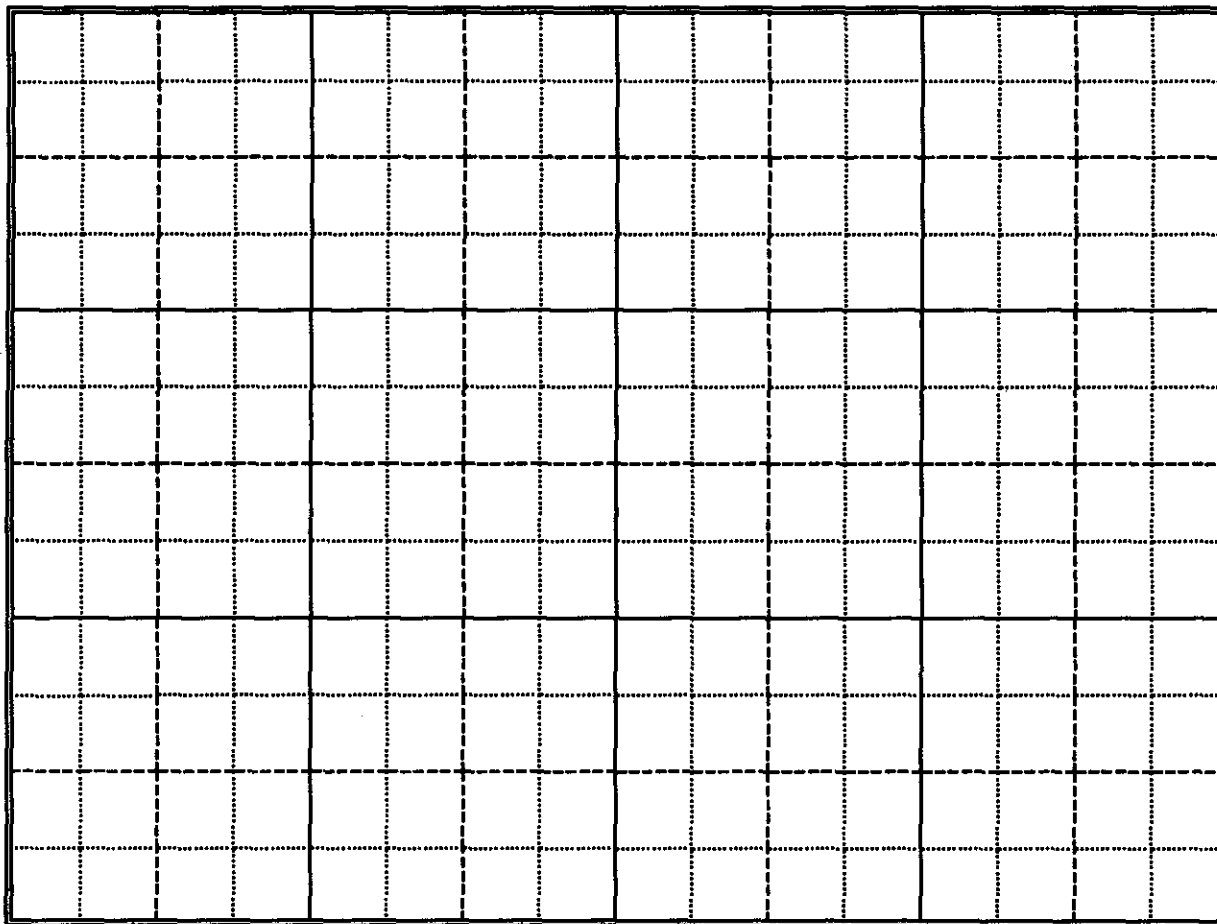
2. Place(s) of Use:

Indicate Method of Determination Same

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
27N	1W	28											S						
		33						D											

APR 20 1994

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



Scale: 1" = _____

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

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

☐ Photo of Diversion and System Attached

4.

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

*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
NONE						

2. Measurements: in office exam

APR 20 1994

E. NARRATIVE/REMARKS/COMMENTS

50' of 1 1/2" pipe leads to 10,000 g. storage tank. Overflow via tank goes to adjacent stock ~~tank~~ ^{trough} so stock use is near pld.

Also, about 2000' of 1" buried line leads to 1 domestic unit at "Circle C Ranch" site (now is FS work site) shown on topo. Interval domestic use occurs there (no stock there).

Source locally known as Circle C Spring.

FS measured 6 gpm from spring according to their records. Filed proof on .02 cfs (no fee paid - was prior to most change in proof filing so ok).

Estimating Q: OPTIONS etc.

- 1) PC program to estimate flow.
- 2) $Q = VA$ where $V \sim 5$ ft/s to estimate flow.
- 3) FS data ~ 6 gpm (.013 cfs).
- 4) " proof filed .02 cfs.

Since FS obviously satisfied with .02 cfs & this does not seem an unreasonable amount for 1" or 1 1/2" pipes, recommend saving time (no add'l. calculations) & recommend .02 cfs max. for license.

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

late proof w/o ~~prior~~ priority delayed per 3/22/91 order of reinstatement.

APR 20 1994

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

per narrative allow .02 cfs D/I
 .02 cfs 5/710 (from permit)
 .02 cfs total

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

2. Volume Calculations for Other Uses:

D/I int. use = .6

 $5/710 \text{ cattle/horses} = (710)(.0134) = 9.5 \text{ afa}$
 $(.02)(365)(1.9835) = 14.5 \text{ afa (volume capacity in 1 yr.)}$
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	.02	0.6
Stockwater	1/1	12/31	.02	9.5
Totals:			.02	10.1

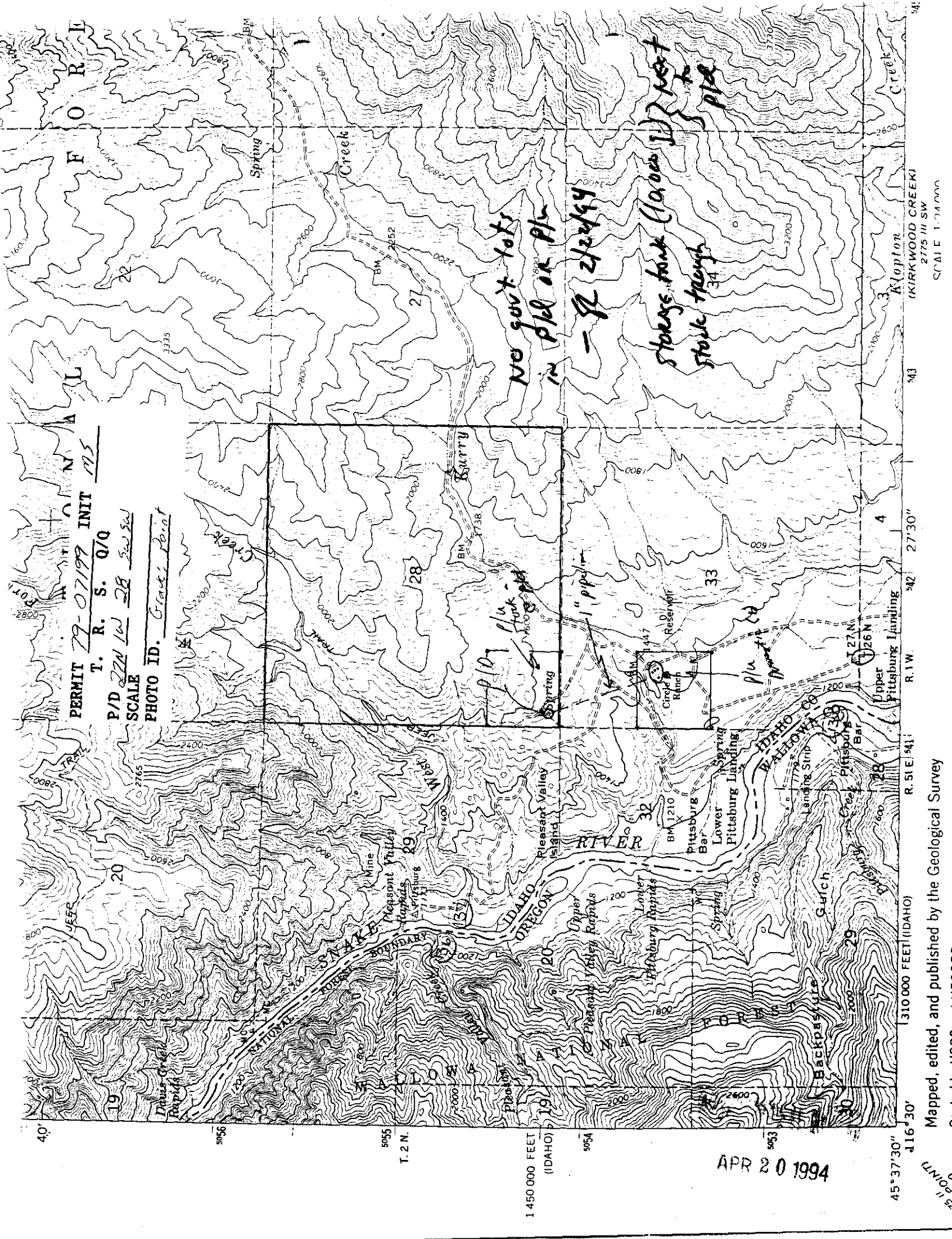
2. Recommended Amendments

☐ 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 Steve Lester Date 2/22/94

Reviewer _____ Date _____

APR 20 1994



PERMIT 27-0799 INIT MS
T. R. S. 070
P/D 22N 1W 28 E 5W
SCALE
PHOTO ID. Grant Point

no quit lots
in pld or pld
- 2/22/94
storage tank (10,000 gal) to pld
stock tank

Mapped, edited, and published by the Geological Survey
Control by USGS and IUSC&CS

APR 20 1994

45° 37' 30" N
116° 30' W

April 9, 1991

UNITED STATES OF AMERICA
USDA FOREST SERVICE
PO BOX 7669
MISSOULA, MT 59807

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 79-07199

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

Enclosure

APR 16 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 79-7199

Date 3-22-91

GENERAL CONSIDERATIONS

4 Name same as permit?
2 Address same as permit? If no, prepare data entry form.
— Proof timely received? If no, complete priority
advancement below.

SOURCE OF WATER

4 Surface water source
— Ground water source
— Drill permit req'd?
— Copy in file? Drill permit no. —
— Well log in file?
— Amt paid for drilling permit? — Correct?

LICENSE EXAMINATION FEE

No Required?
— Amount submitted?
— Correct amount?

MEASURING DEVICE

no Measuring device or access port required?
— Installed?
— Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

Address Change 3-22-91
- Remstate w/ no advance - see Glen's memo

PRIORITY CALCULATION *LB*

Date proof received	_____	_____
Date proof due	_____	- _____
No. of days late	_____	= _____
Priority date	_____	+ _____
NEW PRIORITY DATE	_____	= _____

RECEIVED

APR 16 1991



United States Forest Service
Department of Agriculture

Nez Perce National Forest

P.O. Box 475
Pocatello, ID 83400

Reply To: 2540

Date: January 28, 1991

Rita Fleck
Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720

RECEIVED
FEB 04 1991

Department of Water Resources

Dear Ms. Fleck:

On November 5, 1990 a lapse notice was sent out for permit number 79-07199. This notice and a previous mailing were inadvertently sent to the Forest Service's Intermountain Region rather than the Northern Region. For this reason we did not receive the notice until it was too late to file the proof of beneficial use. I talked with Glen Saxton on January 25 after he had reviewed the file. He indicated that a reinstatement order would be issued for the permit due to the mistake in the mailing address.

Enclosed is the proof of beneficial use form. Since the permit is for less than 0.04 cfs, no filing fee is included. Also, please correct the name on the permit to the following:

United States of America
USDA Forest Service
PO Box 7669
Missoula, MT 59807

If you have any questions regarding the proof of beneficial use, please contact me at (208) 983-1950. The field examination contact will be Earl Baumgarten of the Hells Canyon National Recreation Area office in Riggins. He can be reached at (208) 628-3916.

Cordially,

Nick Gerhardt

Nick Gerhardt
Forest Hydrologist

Enclosure

cc: Earl Baumgarten - Hells Canyon NRA

APR 16 1991



Caring for the Land and Serving People

FS-6200-28b(4/88)

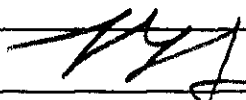
INTER-DEPARTMENT MEMO

TO: Rita

SUBJECT: _____

FROM: GlennDATE: 1-25-91

- I talked to Nick Gehardt (my Perce
natt forest today (983-1950) concerning
this permit.
- He will send proof soon to
your attn. We should ~~restate~~
w/ no advance in priority since
we changed the address from
Missoula to Ogden in error.

☐ For your information☐ Response required
signature

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

November 5, 1990

U.S. DEPT. OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG.
324 25TH ST.
OGDEN, UT 84401

LAPSE NOTICE

RE: PERMIT NO. 79-07199

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated August 31, 1990. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:rf

Enclosures

APR 16 1991

CERTIFICATION OF MAILING

I hereby certify that on 11-8-90
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

138413

August 31, 1990

U.S. DEPT. OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG.
324 25TH ST.
OGDEN, UT 84401

PROOF DUE NOTICE

RE: PERMIT NO. 79-07199

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, 1990. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

APR 13 1991

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 334-7900
September 29, 1989

U.S. DEPT. OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG.
324 25TH ST.
OGDEN, UT 84401

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P79-07199

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.

We have enclosed 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 for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

NOV 22 1989

[]

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

County of Idaho - ss.

Charlotte Sotin, 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 weeks, being published two times, the first publication being on the 5th day of July, 1989, and the last publication on the 12th day of July, 1989; 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.

Charlotte Sotin

STATE OF IDAHO }

COUNTY OF }

On this 12th day of July in the year of 1989, before me, a Notary Public, personally appeared Charlotte Sotin, 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.

[Signature]
Notary Public for Idaho

Residing at Grangeville Idaho

My commission expires: 9/10/92

MICROFILMED

NOV 22 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

JUNE 28, 1989

Idaho County Free Press
P.O. Box 267
Grangeville, ID 83530

Dear Legal Dept.:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JULY 24, 1989.

Yours truly,

JUDY PENSE
Secretary

Encl.

MICROFILMED

NOV 22 1989

79-07199

U.S. DEPT. OF AGRI.
FOREST SERVICE
FEDERAL BLDG.
324 25TH ST.
OGDEN, UT 84401

Source: SPRING

Tributary: SINKS

Diversion Pt: SWSWSW Sec 28 T 27N R 01W

Use: STOCKWATER (.19 CFS)
DOMESTIC (.06 CFS)

Date Filed: 5/30/1989

In: T27N R01W S28
S33

SWSW
SNNW

MICROFILMED

NOV 22 1989



United States
Department of
Agriculture

Forest
Service

Nez Perce
National
Forest

2, Box 475
Grangeville, ID 83530

RECEIVED
MAY 2 1989

Reply To: 2540

Date: MAY 25 1989

Department of Water Resources
Western Regional Office

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

Enclosed are two Applications for Permit to Appropriate Water. These are to develop water sources to serve domestic, recreation, and grazing uses near Pittsburg Landing in the Hells Canyon National Recreation Area.

A purchase order for \$60.00 to cover the filing fees is enclosed. If you have any questions regarding the applications, please contact Nick Gerhardt of this office at (208) 983-1950.

Cordially,

for Dave Luchman
TOM KOVALICKY
Forest Supervisor

Enclosure

cc: Earl Baumgarten, Hells Canyon NRA, Riggins

ng/bb

MICROFILMED

NOV 24 1989



DELIVERY ORDER

Order Number: 40-0295-9-0409 Sub:

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

[illegible]

F. O. B. Point Origin		Deliver to Consignee Address on or Before June 20, 1989		TOTAL >		60.00	
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, Louisiana 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. Freight charge over \$100 requires bill of lading. Include your DUNS number on each invoice.					
Issuing Office: USDA Forest Service Nez Perce National Forest Route 2, Box 475 Grangeville ID 83530		Ordered By: (Name and Title) Jean Cash Purchasing Agent Commercial Phone Number: (208) 983-1950 Authorized Signature: 					

5/24/89

NOV 22 1989

UNITED STATES DEPARTMENT OF AGRICULTURE
PURCHASE ORDER TERMS AND CONDITIONS

When the "Purchase Order" block is checked on the AD-838 form, the following clauses are incorporated by reference with the same force and effect as if they were given in full text. Upon request, the contracting officer will make their full text available. (If the "Delivery Order" block is checked, the order is subject to the terms and conditions of the contract under which it was placed.) If any of the clauses shown below have been superseded, or changed as a result of an authorized deviation, such supersession or change will be shown in the text of the purchase order. Otherwise the clause text shall be as it appears in the referenced regulation for the date shown. The derivation of these clauses is the Federal Acquisition Regulation (48 CFR Chapter 1) and the Agriculture Acquisition Regulation (48 CFR Chapter 4). If a clause is not applicable under certain circumstances it will be shown in parenthesis after the title.

GENERAL - The following clauses apply to all purchase orders:

- 52.203-1 Officials Not to Benefit (APR 1984)
- 52.203-3 Gratuities (APR 1984) (NA to personal services.)
- 52.203-5 Covenant Against Contingent Fees (APR 1984)
- 52.203-6 Restrictions on Subcontractor Sales to Govt (JUL 1985)
- 52.203-7 Anti-Kickback Procedures (OCT 1988)
- 52.222-3 Convict Labor (APR 1984) (Unless precluded by FAR 22.2)
- 52.232-1 Payments (APR 1984) (NA to personal services.)
- 52.232-8 Discounts for Prompt Payment (APR 1989)
- 52.232-11 Extras (APR 1984)
- 52.232-25 Prompt Payment (APR 1989)
- 52.233-1 Disputes (APR 1984)
- 52.233-3 Protest After Award (JUN 1985)
- 52.246-1 Contractor Inspection Requirements (APR 1984)

Additional clauses that apply when applicable:

- 52.212-9 Variation in Quantity (APR 1984) (Variations, if any, will be stated in the text of the order.)
- 52.213-1 Past Payment Procedure (JUL 1988) (Applicable to orders over \$1,000 except when "R" appears in Block 9.)
- 52.213-2 Invoices (APR 1984) (Applicable when advance payments are authorized for subscriptions and other pubs.)
- 52.219-8 Utilization of Small Business Concerns and Small Disadvantaged Business Concerns (JUN 1985) (Applicable to orders over \$10,000 except personal services.)
- 52.222-4 Contract Work Hours and Safety Standards Act - Overtime Compensation - General (MAR 1986) (Applicable to orders over \$2,500 unless precluded by FAR 22.3)
- 52.222-26 Equal Opportunity (APR 1984) (Applicable if an order, or aggregate orders in a year, exceeds \$10,000.)

- 52.222-35 Affirmative Action for Special Disabled and Vietnam Era Veterans (APR 1984) (Orders of \$10,000 or more.)
- 52.222-36 Affirmative Action for Handicapped Workers (APR 1984) (Applicable to orders over \$2,500.)
- 52.222-37 Employment Reports on Special Disabled Veterans and Vets of the Viet Nam Era (JAN 1988) (Orders of \$10,000 or more.)
- 52.232-18 Availability of Funds (APR 1984) (Applicable if invoked in the text of the order for orders issued before new fiscal year funds become available.)
- 52.232-23 Assignment of Claims (JAN 1986) (Applicable to orders over \$1,000.)
- 52.249-8 Default (Fixed-Price Supply and Service) (APR 1984) (Applicable only if invoked in the text of the order.)

EQUIPMENT AND SUPPLIES - Additional clauses applicable to the purchase of equipment and supplies:

- 52.210-5 New Material (APR 1984)
- 52.222-20 Walsh-Healey Public Contracts Act (APR 1984) (Applicable over \$10,000 unless exempt by statute or regulations.)
- 52.225-3 Buy American Act - Supplies (JAN 1989)
- 52.243-1 Changes - Fixed Price (AUG 1987)
- 52.247-34 F.O.B. Destination (APR 1984)
- 52.247-35 F.O.B. Destination within Consignee's Premises (APR 1984) (Applicable if "inside delivery" is specified.)
- 52.249-1 Termination for Convenience of the Government (Fixed Price) (Short Form) (APR 1984)

SERVICES - Additional clauses applicable to purchase of services:

- 452.222-70 Service Contract Act of 1965 - Contracts of \$2,500 or Less (FEB 1988)
- 452.222-71 Service Contract Act of 1965 (FEB 1988) (Applicable over \$2,500 for services subject to the Act.)
- 452.222-72 Statement of Equivalent Rates for Federal Hires (FEB 1988) (If applicable, rates shown in text of order.)
- 52.243-1 Changes - Fixed Price - Alternate I (AUG 1987)
- 52.249-4 Termination for Convenience of the Government (Services) (Short Form) (APR 1984)
- 52.249-5 Termination for Convenience of the Government (APR 1984) (For Educational and Other Non-Profit Inst.)

PERSONAL SERVICES - Substitute the following if personal services:

- 52.249-12 Termination for Convenience of the Government (Personal Services) (APR 1984)
- 52.232-3 Payment in Full for Personal Services Contracts (APR 1984)

NOT FILMED

1989