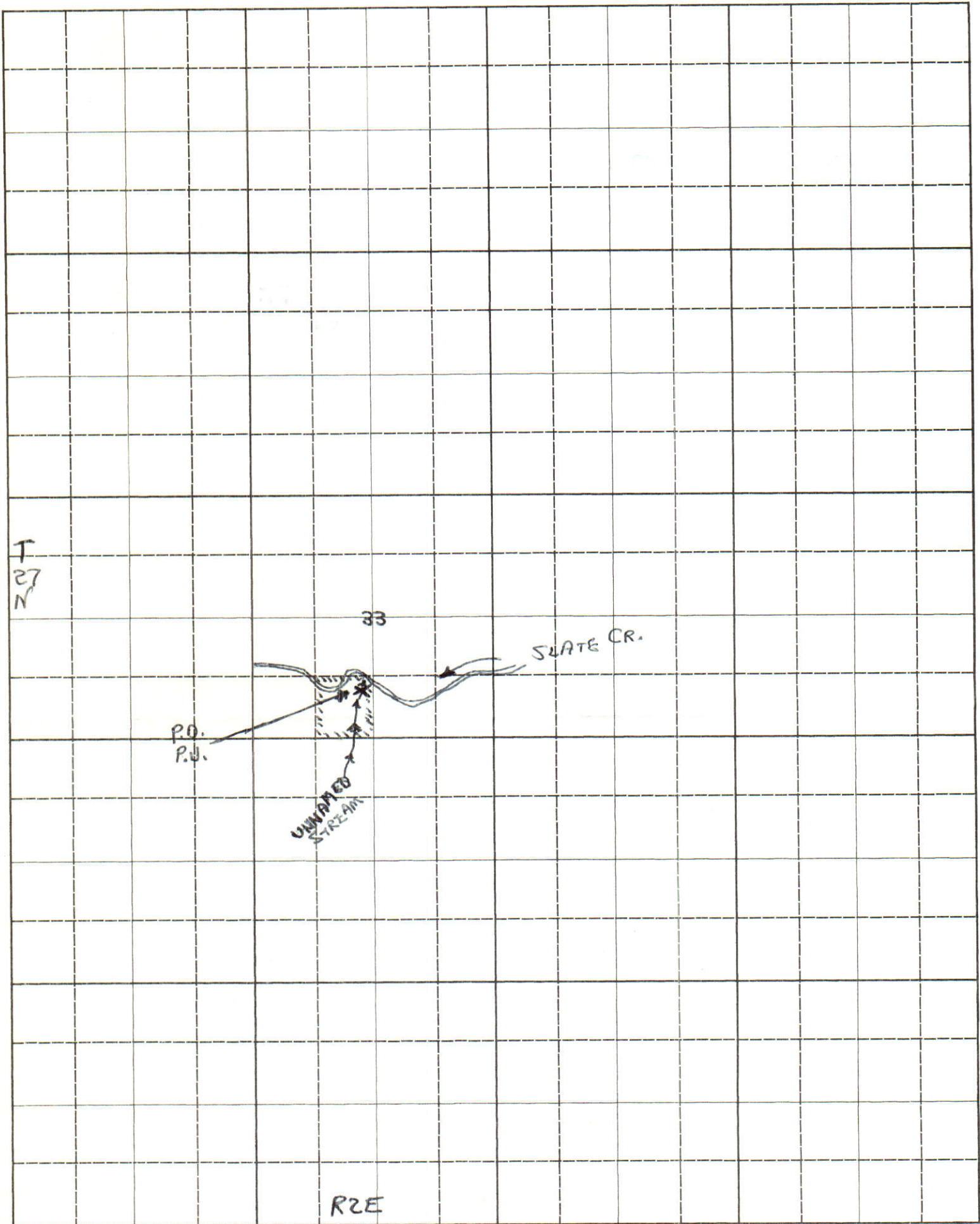


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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 A. Klaus
(Applicant)
James A. Klaus

NOTICE OF APPLICATION
FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

79-7068

KLAUS, JAMES A. &/or
ELLA M.

116 RAINIER LANE,
BOISE, ID 83702

Source: UNNAMED
STREAM (CROSLY
CREEK) tributary to
SLATE CREEK

Date Filed: 07/23/1979

Amount: 0.20 CFS

Diversion Point: SESW Sec
33 T 27N R 02E, IDAHO Co.

Use: IRRIGATION (0.20
CFS) from 03/01 to 12/01

DOMESTIC (0.04 CFS) from
01/01 to 12/31

Place of Use: SESW Sec 33T
27N R 02E FOR 10 ACRES

Diversion Means:

DIVERSION DAM &
GRAVITY PIPELINE

If issued, the permits(s)
will be subject to all prior
water rights. Protests
against the granting of any
permit must be filed with the
Director of the Idaho
Department of Water
Resources, 92 S. Cole Road,
Boise, Idaho 83709 on or
before August 20, 1979.

C. STEPHEN ALFRED

AGSUZYAWJADirector

A1-8.

AFFIDAVIT OF PUBLICATION

.....Nona Donaldson..... being first duly

sworn, says he is the Office Manager.....
of the IDAHO COUNTY FREE PRESS, a weekly newspaper which
is published and issued weekly at Grangeville, Idaho County,
State of Idaho, and which 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 2..... weeks,
being published 2..... times, the first publication being
on the 1..... day of ...August....., 1979.....,
and the last publication on the 8..... day of
.....August..... 1979.....; and that the said notice
was published in the newspaper proper and not a supplement;
that said newspaper has been continuously and uninterruptedly
published in said county during a period of more than seventy-
eight consecutive weeks prior to the first publication of said
notice or advertisement.

Nona Donaldson

Subscribed and sworn to before me this 10..... day

of August....., 1979....

Marilyn J. Stalley, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

RECEIVED

AUG 14 1979

Department of Water Resources
Western Regional Office

MICROFILMED

MEMORANDUM

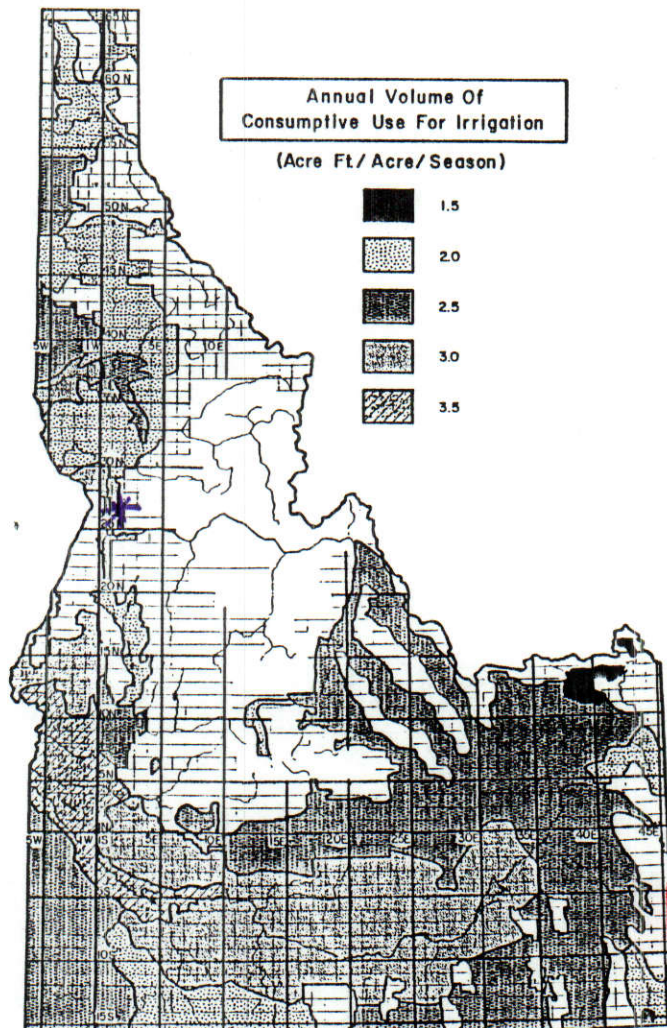
TO: FILE

FROM: LICENSE REVIEW

RE: CONSUMPTIVE USE VOLUME

=====

Volume allocation for irrigation under this right has been recalculated to reflect consumptive use.



MICROFILMED

JUN 15 1989

1 ACRES X 3.0 AFA = 3.0 AFA

MEMORANDUM

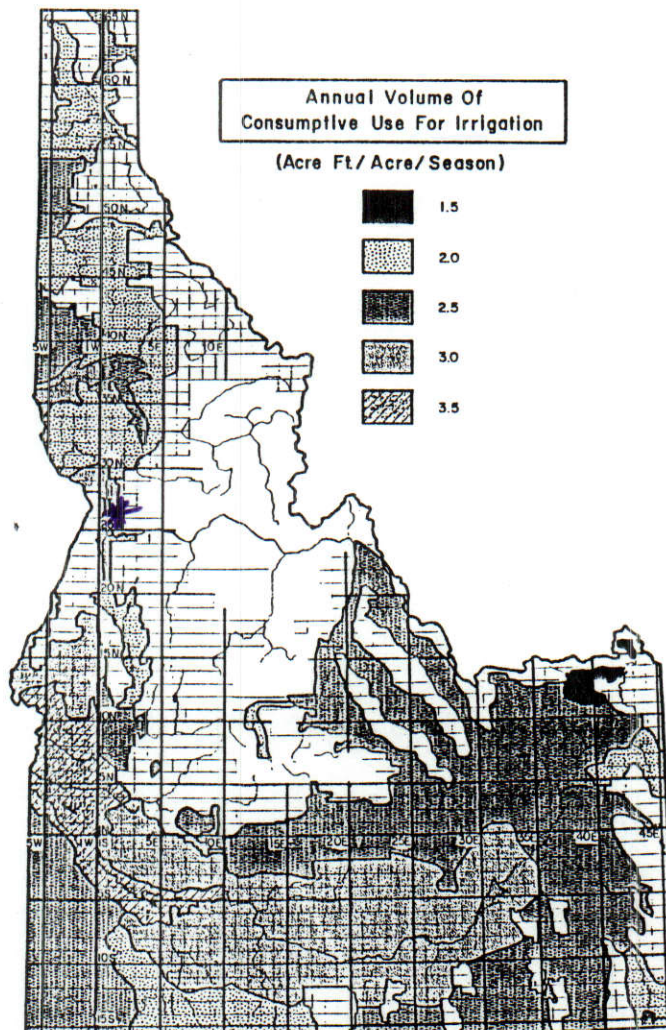
TO: FILE

FROM: LICENSE REVIEW

RE: CONSUMPTIVE USE VOLUME

=====

Volume allocation for irrigation under this right has been recalculated to reflect consumptive use.



MICROFILMED

JUN 15 1989

1 ACRES X 2.0 AFA = 2.0 AFA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 79-7068

1. Owner: James A. &/or Ella M. Klaus Phone No. 839-2291
Current Address: HC 01 Box 58, Whitebird, ID 83554

2. Accompanied by: owner EXAM. DATE: 8-27-87
Address: _____ Phone No. _____

Relationship to Permit Holder: _____

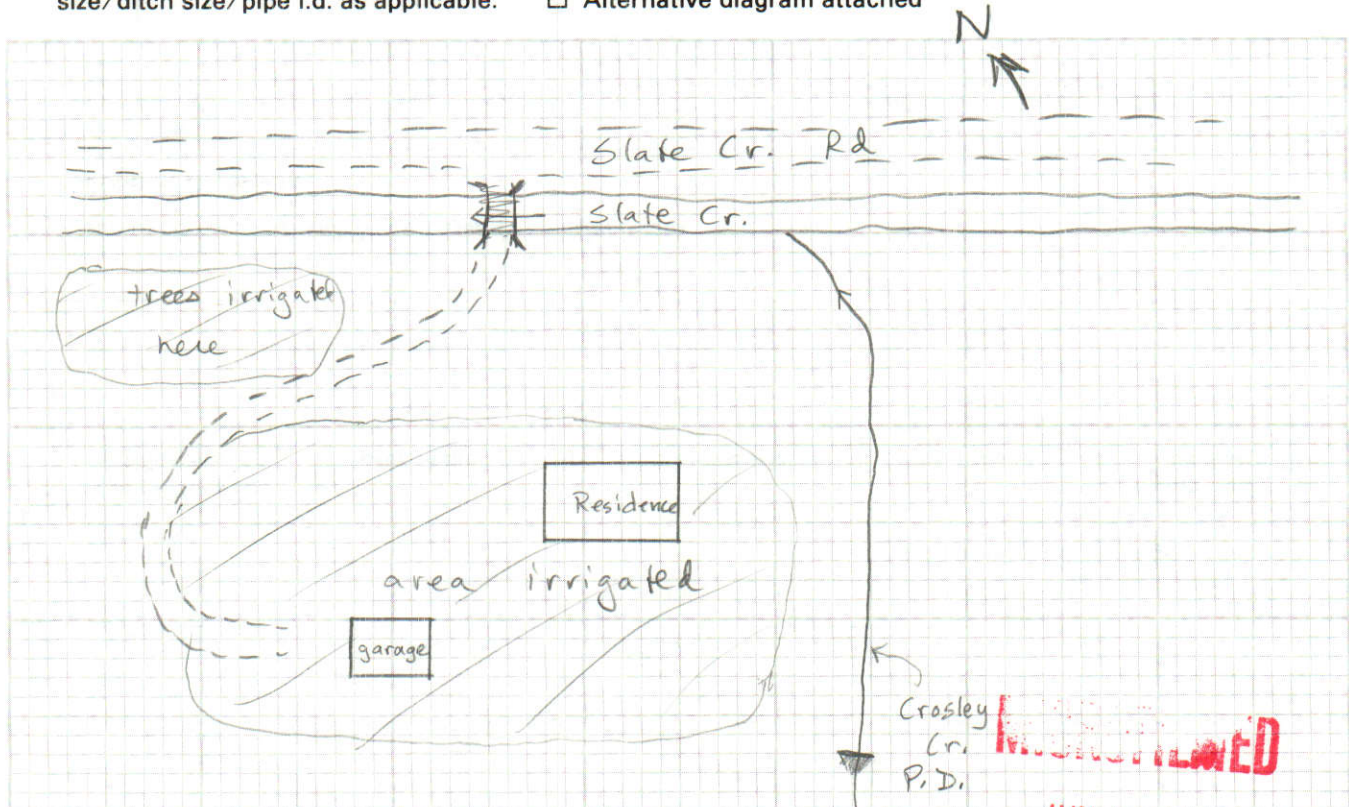
3. Source: Unnamed stream tributary to Slate Cr.
AKA Crosley Cr.

B. OVERLAP REVIEW

1. Other water rights with same place of use: 79-7094: irrig. of lands on north side of Slate Cr.; 79-7064: domestic use ☐ Copies Attached
2. Other water rights with same point of diversion: as above; none for this specific source ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☐ Copy of U.S.G.S. 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 or more).
- ☐ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).



563 JOHN DAY MTN.)
2775 II SW
SCALE 1:24000

12'30"

12'30"

12'30"

12'30"

12'30"

12'30"

12'30"

1450 000
FEET
MICROFILMED
JUN 15 1989

79-7068
Klaus

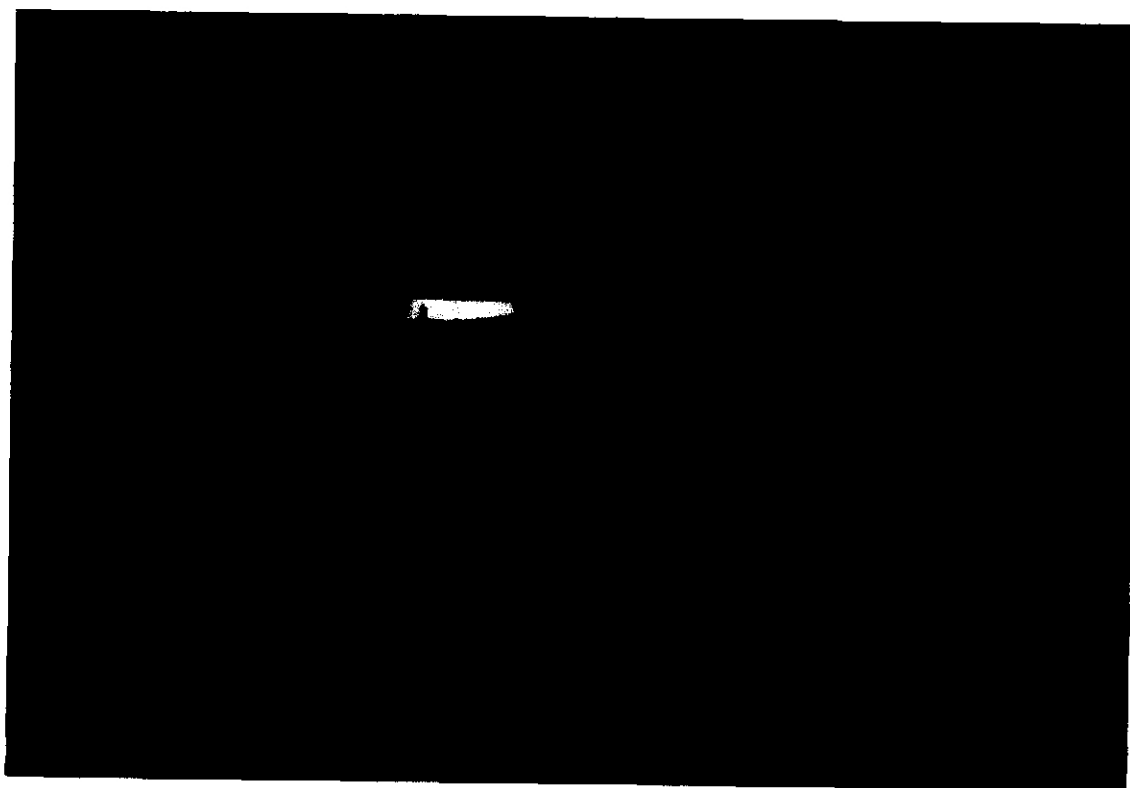
T. 27 N.
T. 26 N.

79-7068

Klaus



P.D.



P.U.

MICROFILMED

JUN 15 1989

79-7068

Klaus



P.D.



P.U.

MICROFILMED

JUN 15 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 79-07068

Priority: July 23, 1979 Maximum Diversion Rate: 0.03 CFS
Annual Consumptive Volume: 3.0 AF

This is to certify, that JAMES A. KLAUS
ELLA M. KLAUS

HC 01 BOX 58
WHITE BIRD, ID 83554 has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated July 23, 1979, and
has submitted proof to the Department of Water Resources on June 27, 1985, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .030 cfs of water from:

UNNAMED STREAM tributary to SLATE CREEK

source and that 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>
IRRIGATION	03/01 to 12/01	0.03 CFS	3.0 AF

LOCATION OF POINT(S) OF DIVERSION: SESW , Sec. 33, Township 27N, Range 02E
IDAHO County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
27N 02E 33	SESW 1			1

Total number of acres irrigated: 1

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

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 17th
day of MAY, 1989.

MICROFILMED

JUN 15 1989

Acting for

R. Keith Higginson, Director

RECEIVED
JUN 13 1984

For Office Use Only
Fee Received <u>\$15</u>
Date <u>6-15-1984</u>
Receipt # <u>34746</u>

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit
proof of beneficial use on a water right permit

10 JUN 84

JAMES A. KLAUS

(Name)

of HCOI BOX 58 WHITE BIRD ID 83554

(Address)

State of IDAHO, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Water of the State of Idaho No. 79-7068.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before 1 AUG, 19 84.

That he has heretofore performed the following work described under said permit:

(This must be filled out! If no work has been completed put none.)

BUILT 1/2 OF ROCK/CONCRETE DIV. DAM, INSTALLED 2/3 OF 2" PVC PIPELINE + FAUCETS IN TRENCHES, HAULED IN ADD. FLAT STONE FOR DAM, PURCHASED ADD 25% OF PVC PIPE + FITTINGS, HAVE (IN USE) 300 FT OF 3/4" FLEX. PIPE FOR TEMP GARDEN/YARD IRRIGATION. TOTALLY DIVERTED FLOW AROUND SITE, BOUGHT GRAVEL Costing \$ 200.00 AND POURED 2/3'S OF FOOTING.

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:

LATE WINTER & SPRING WEATHER HAS PREVENTED ADDITIONAL CONCRETE MIXING/POURING (EXCESSIVELY WET). EVEN EARTH WORK HAS BEEN STOPPED AROUND SITE.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to 1 AUG 85, 19 85.
(1 yr. minimum, 5 yrs. maximum)

NOTE: WEATHER PERMITTING PROJECT SHOULD BE 95% COMPLETE BY 1 AUG 84 AND POSSIBLY 100%.

NOTE
AS OF JULY 1, 1980,
THERE IS A \$15.00
CHARGE FOR REQUESTS
FOR EXTENSION OF
TIME.

\$1500 FEE INCL.

JA Klaus

(Signature)*

*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit the statement of beneficial use is extended to August 1, 1985.

Signed this 17 day of July, 19 84.

MICROFILMED

David R. Tutthill
Acting Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant James A. &/or Ella M. Klaus Phone 36-5455

Post office address 116 Rainier Lane, Boise, ID 83702

2. Source of water supply Unnamed Stream which is a tributary of Slate Creek
AKA Crosley Creek

3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 33 Township 27N

Range 2E B.M. Idaho County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .20CFS for Irrigation purposes from 3/1 to 12/1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .04CFS for Domestic purposes from 1/1 to 12/31 (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:

a. .20 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____

Small diversion dam in stream, with 3" gravity pipeline to place of use.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

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

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is Allow 5 years
_____ years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 33 Township 27N
Range 2E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 1.

(5) If water is to be used for other purposes describe: _____

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b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SE¼	SW¼	
27N	2E	33												10					10

Total number of acres to be irrigated 10

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

Application to develop spring on same 40 for domestic purposes 79-7064.

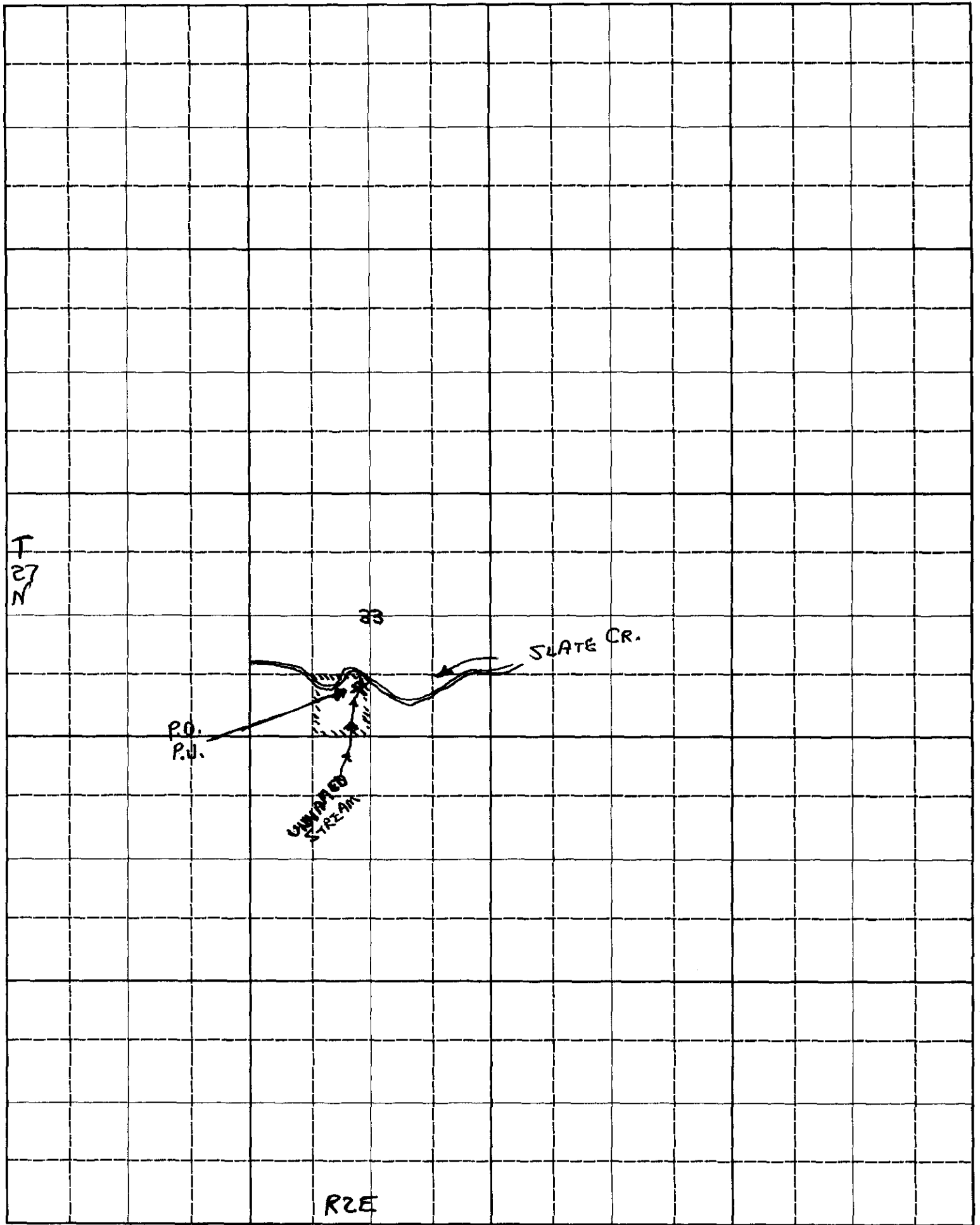
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

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

10. Remarks

11. 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 A. Klaus
(Applicant)
James A. Klaus

Proposed Priority 7/23/79
Received by kw Date 7/23/79 Time 11:15 am
Preliminary check by _____ Fee \$ 20.00 # 14469
Receipted by KL Date 7/23/79
Publication prepared by kk Date 7/26/79
Published in _____ Idaho County Free Press
Publication dates 8/1 & 8/8/79
Publication approved KL Date 8/17/79
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by DBS

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application to Permit to appropriate the public waters of the State of Idaho No. 79-7068, and said application is hereby approved.

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 August 1, 19 84.
- 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. Other: (1) The issuance of this permit in no way grants any right-of-way
or easement across the land of another.

Witness my hand this 30th day of August, 19 79.

J. Glen Saxton

Chief, Operations Bureau

AFFIDAVIT OF PUBLICATION

.....Nona Donaldson..... being first duly sworn, says he is the ...Office Manager..... of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which 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 2..... weeks, being published 2..... times, the first publication being on the 1..... day of ...August....., 197..9..., and the last publication on the 8..... day of August..... 197..9...; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

OK
KIK
8/17/79

.....Nona Donaldson.....

Subscribed and sworn to before me this ...10..... day of August....., 197..9...

.....Marilee J. Stalley....., Notary Public for State of Idaho, residing at Grangeville, Idaho.

RECEIVED

AUG 14 1979

Department of Water Resources
Western Regional Office

MICROFILMED

May 18, 1989

JAMES A. KLAUS
ELLA M. KLAUS
HC 01 BOX 58
WHITE BIRD, ID 83554

RE: PERMIT NO. 79-07068

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

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JUN 15 1989

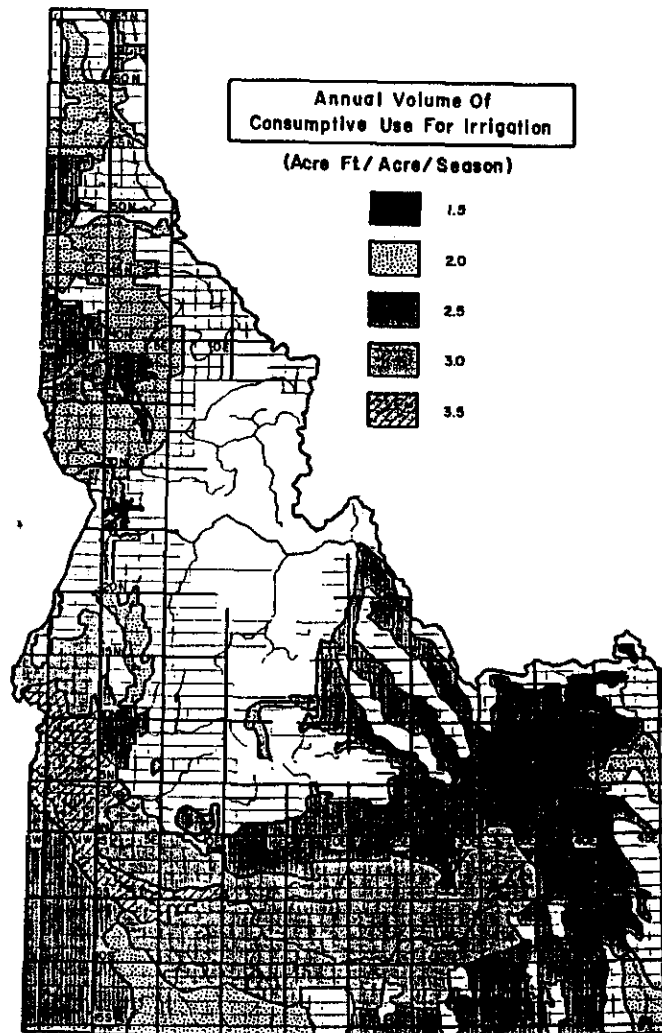
MEMORANDUM

TO: FILE

FROM: LICENSE REVIEW

RE: CONSUMPTIVE USE VOLUME

Volume allocation for irrigation under this right has been recalculated to reflect consumptive use.



REMICROFILMED

JUN 15 1989

1 ACRES X 3.0 AFA = 3.0 AFA

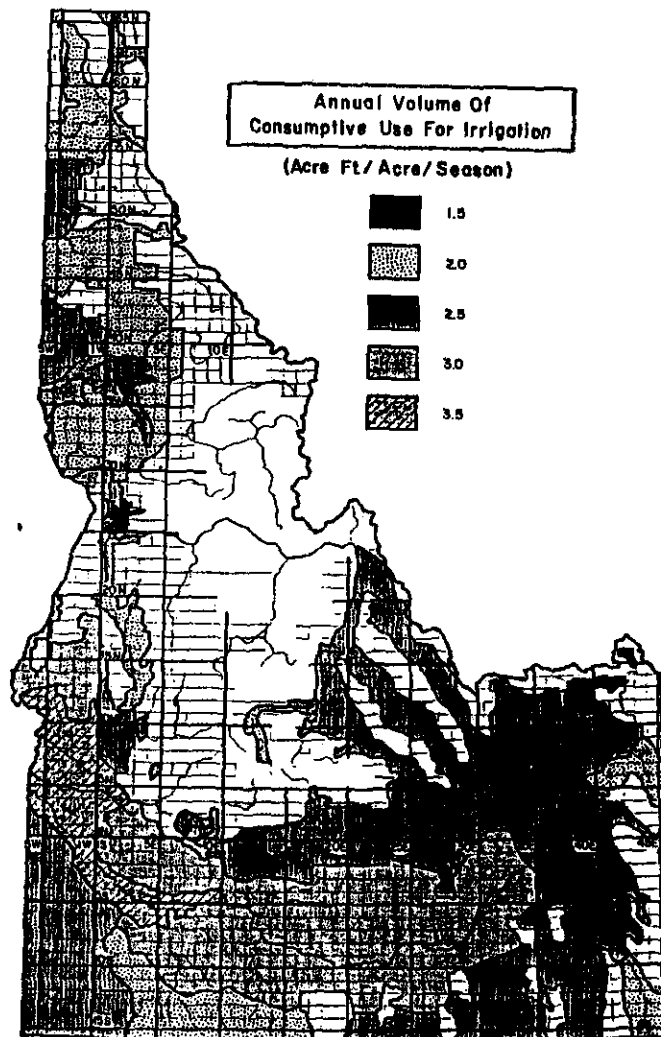
MEMORANDUM

TO: FILE

FROM: LICENSE REVIEW

RE: CONSUMPTIVE USE VOLUME

Volume allocation for irrigation under this right has been recalculated to reflect consumptive use.



MICROFILMED

JUN 15 1989

1 ACRES X 2.0 AFA = 2.0 AFA

POINT OF DIVERSION OVERLAP REVIEW

WR-NUMBER	TWP	RNG	SC	TRACT	LT	#SOURCE	#NAME
				1\4 1\4 1\4			
7907068	27N	02E	33	SE SW		UNNAMED STREAM	KLAUS, JAMES A
7907094						SLATE CREEK	KLAUS, JAMES A

MICROFILMED

JUN 15 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

79-7068
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

RECEIVED
MAR 29 1988

A. Prior to Conducting the Exam, the File Contains:

- ☐ Blank Field Report Form
- ☒ Copy of Permit
- None* ☒ Copies of any Amendments/Orders with conditions of Department of Water Resources
- ☒ ~~Computer~~ Data Proof Report
- ☒ Copy of U.S.G.S. Quad

None ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index BD 8/25/87 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of exam(s) attached?

Type of Overlap? ☐ Add acres or uses to existing system

☐ Increase rate of flow or volume

☐ Other: other uses & areas

Check of P/U index BD 8/25/87 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of water right(s) attached?

Type of Overlap? ☐ Increase rate of flow or volume

☐ Add P/D's

☐ Increase number of acres within tracts

☐ Other: other uses & areas

Aerial Photo

Required? ☐ yes ☒ no If yes: ☐ copy attached?

Scheduling Letter sent? Telecon appt. (Initial and date)

☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☒ ~~Corrected~~ Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed Brad Ringer 9/2/87 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent _____ (Initial and date)

Exam Reviewed by Manager of Regional Office DWS 2/29/88 (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office MR 3/21/88 (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 79-7068

1. Owner: James A. &/or Ella M. Klaus Phone No. 839-2291
Current Address: HC 01 Box 58, Whitebird, ID 83554

2. Accompanied by: owner EXAM. DATE: 8-27-87
Address: _____ Phone No. _____

Relationship to Permit Holder: _____

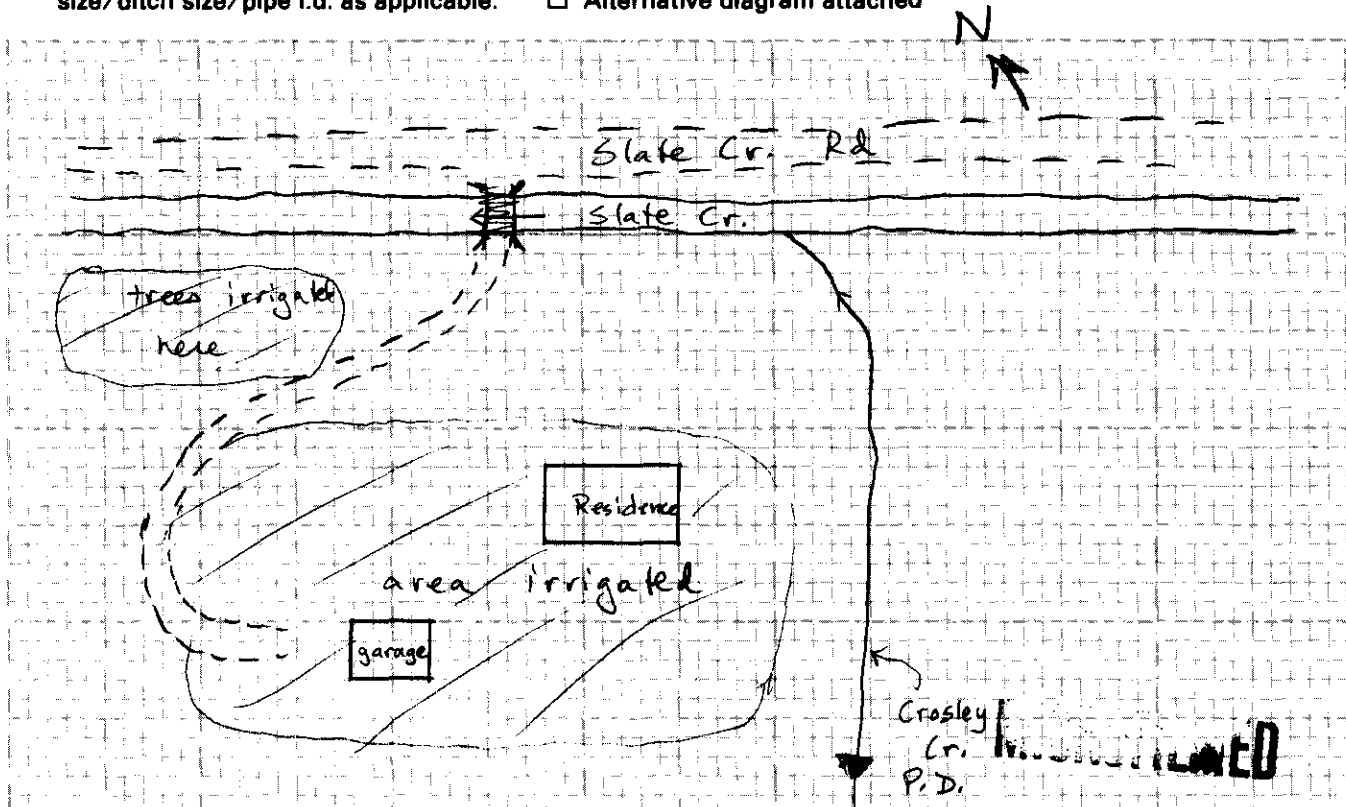
3. Source: Unnamed stream tributary to Slate Cr.
AKA Crosley Cr.

B. OVERLAP REVIEW

1. Other water rights with same place of use: 79-7094: irrig. of lands on north side of Slate Cr.; 79-7064: domestic use ☐ Copies Attached
2. Other water rights with same point of diversion: as above; none for this specific source ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. Diversion System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☐ Copy of U.S.G.S. 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 or more).
- ☐ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Point of diversion consists of a small diversion dam (2-3' high, about 15' across) on an unnamed stream locally known as Grosley Cr. At the time of the examination, Mr. Klaus was repairing/improving the structure; no water was flowing from this structure to his irrigation system. Mr. Klaus uses a variety of fixed "Rainbird" type sprinklers, portable

☒ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	No pump - gravity flow				

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	SW	33	27N	2E	Idaho	Topog. Map

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	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	
27N	2E	33												1					1

MICROFILMED

Do not use this space

JUN 15 1989

Do not use this space

DO NOT USE

RECEIVED

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

None possible (system not operating)

Allow .03 cfs irrigation

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = .1 \times 4.0 = 4.0$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .03 \times 245 \times 1.9835 = 14.6$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 4.0$

2. Volume Calculations for Other Uses:

RECEIVED

JUN 15 1989

H. REMARKS AND OVERLAP REVIEW ANALYSIS

sprinklers, and drip lines (to irrigate trees).

Mr. Klaus has a large lawn (1/2 - 3/4 acre in area), a large flower garden, and quite a few fruit & nut trees that are irrigated. Total area irrigated is estimated as one acre.

No water from Crosey Cr. is used for domestic ~~pur~~ purposes.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
irrigation	3/15	11/15	.03	4.0
Totals:			.03	4.0

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

J. AUTHENTICATION

Field Examiner's Name

Brad E. Dingee

Signature

Brad E. Dingee

Certification Date

9/2/87

Field Report Preparation Date

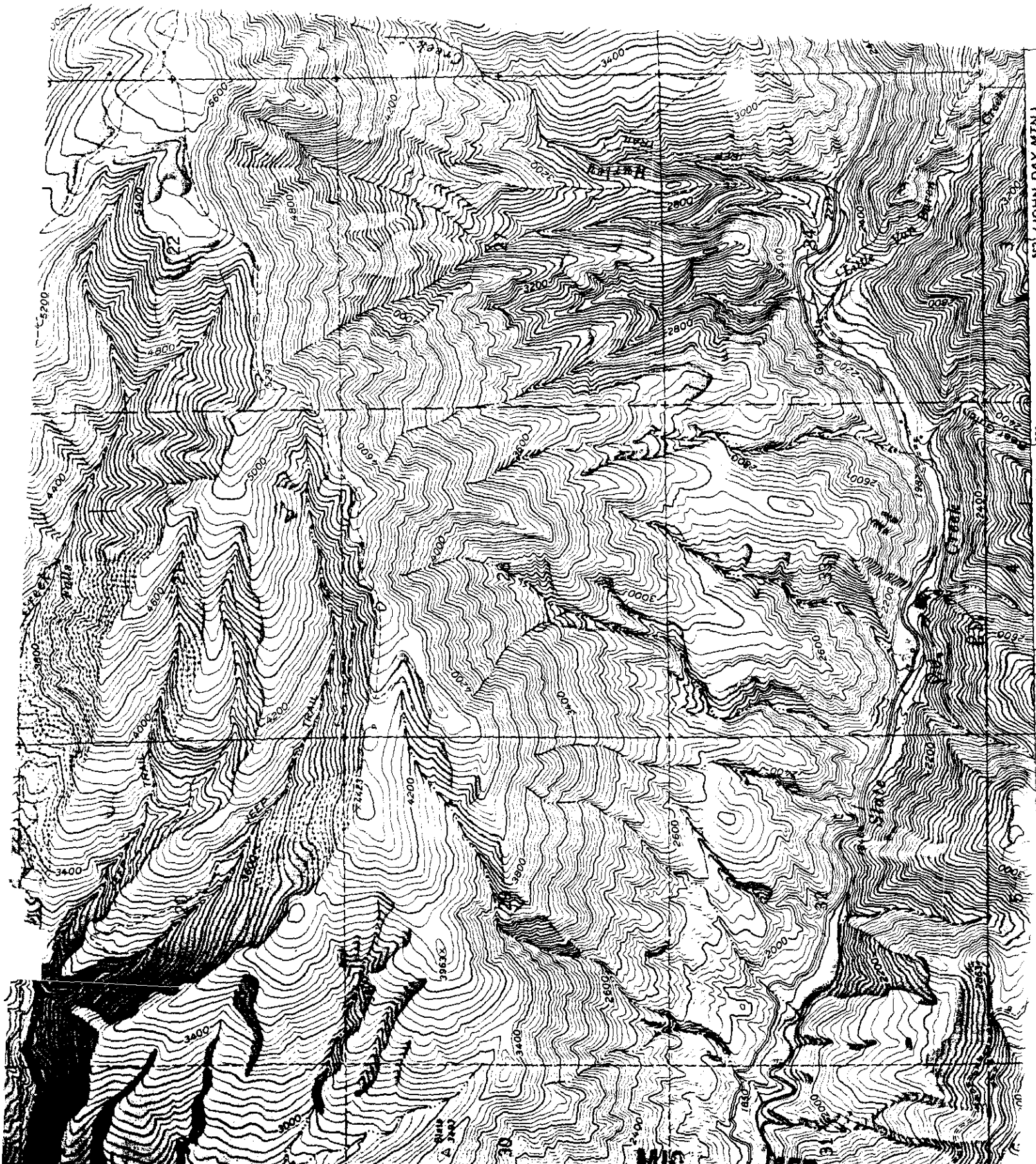


K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

JDM 3/21/89

MICROFILMED

JUN 15 1989



93 (JOHN DAY MTN.)
2775 II SW
SCALE 1:24000

12'30"

141

1450000

MICHAEL MED

JUN 15 1989

79-0068

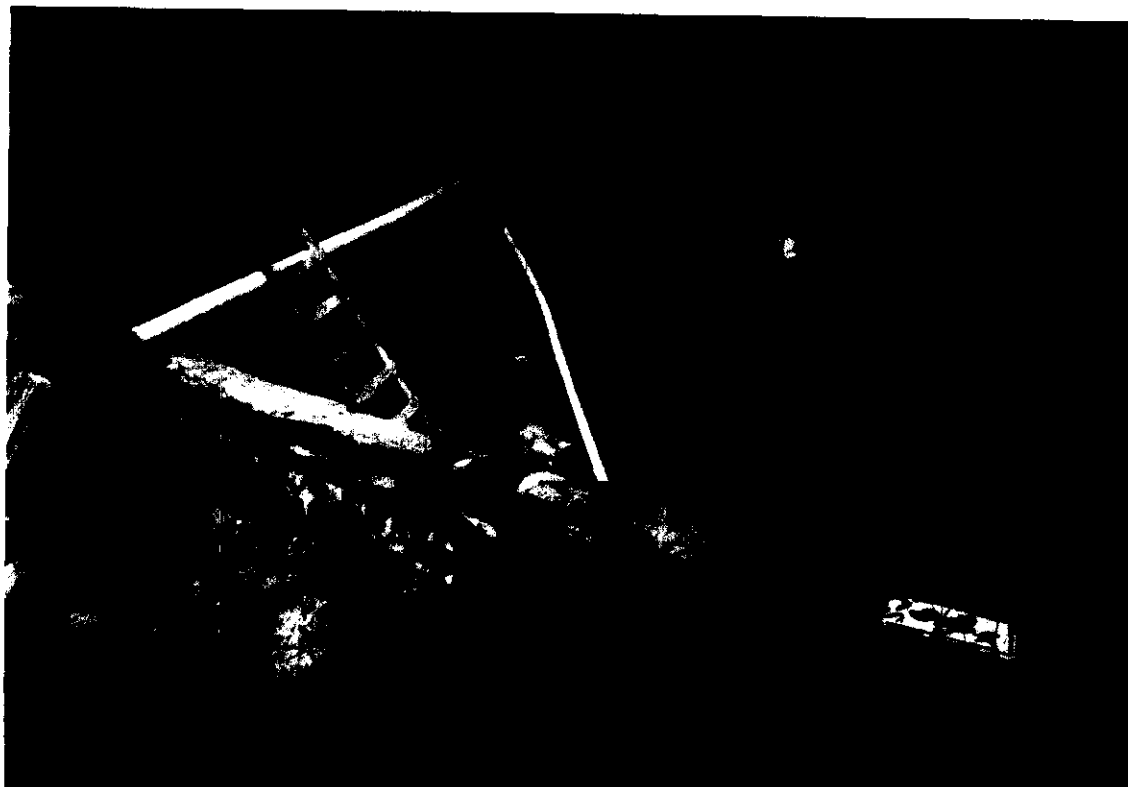
Klaus

T. 27 N.

T. 26 N.

79-7068

Klaus



P.D.



P.U.

MICROFILMED

JUN 15 1989

NR158

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY POINT OF DIVERSION

PAGE 2064
06/28/1987

TWN	RNG	SEC	TRACT	LOT	USES	WATER RIGHT NUMBER	STAGE PRIORITY	WFLG	SOURCE OF WATER	LAST NAME	OWNER CODE
27N	02E	10	SESNAM	04		79-7163	A		04-23-1987 MCKINZIE CREEK, N. FORK	CUTLER BROTHERS	
		11	SHSE	04.16		79-4305	S		05-22-1905 SPRING	U.S. DEPT. OF AGR.	C
		13	SHNE	04.16		79-4318	S		05-22-1905 SPRING	U.S. DEPT. OF AGR.	C
		15	SENE	04.16		79-4306	S		05-22-1905 SPRING	U.S. DEPT. OF AGR.	C
		23	SHSH	04.16		79-4304	S		05-22-1905 SPRING	U.S. DEPT. OF AGR.	C
		25	NESE	04.16		79-4307	S		05-22-1905 SPRING	U.S. DEPT. OF AGR.	C
		26	NEAM	04.16		79-4294	S		05-22-1905 SPRING	U.S. DEPT. OF AGR.	C
			NEAM	04.16		79-4295	S		05-22-1905 SPRING	U.S. DEPT. OF AGR.	C
			SESH	16.04		79-4301	S		05-22-1905 SPRING	U.S. DEPT. OF AGR.	C
		27	NESH	04.16		79-4296	S		05-22-1905 SPRING	U.S. DEPT. OF AGR.	C
		31	SHNE	01		79-4082	S		05-22-1905 SPRING	U.S. DEPT. OF AGR.	C
		32	NESE	01.28		79-7050	P		01-01-1933 SLATE CREEK	CHANDLER	C
							P		10-05-1976 UNNAMED STREAM	ROUND AND HIEB	C
		33	SENM	01		79-7101	P		11-18-1981 UNNAMED STREAM	POYNOR	C
			NESH	01		79-7101	P		11-18-1981 UNNAMED STREAM	POYNOR	C
			NESH	01		79-7162	P		05-19-1986 UNNAMED STREAM	POYNOR	C
			SESH	43		79-7064	P		06-06-1979 SPRING	KLARUS	C
			SESH	01.43		79-7068	P		07-23-1979 UNNAMED STREAM	KLARUS	C
			SESH	01		79-7094	P		11-17-1981 SLATE CREEK	KLARUS	C
		36	SENE	28		79-7107	A		03-15-1982 SLATE CREEK	GREGGINO	C
			NESH	16.04		79-4313	S		05-22-1905 SPRING	CEREGHINO	C
			NESE	16.04		79-4317	S		05-22-1905 SPRING	U.S. DEPT. OF AGR.	C
			NESE	16.04		79-4315	S		05-22-1905 SPRING	U.S. DEPT. OF AGR.	C

MICK

JUN 1 1987

Form 204-p
6/82

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 79-7068
Name(s) of Permit Holder(s): J. A. KLAUS
Post Office Address: SLATE CR. RT.
WHITE BIRD, ID 83554 Tel. No. 839-2291

☒ I hereby certify that construction of diversion works for the above referenced permit began on 1 JUN 1982 (date) and that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control:

*Note: A financing difficulty is
not an acceptable reason.

7 JUL 82
Date

J. A. Klaus
Signature of Permit Holder

Department of Water Resources
Western Regional Office



RECEIVED

JUL 13 1982

Department of Water Resources

PLACE
STAMP
HERE

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE IDAHO 83720

JUN 15 1989



State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

Cecil D. Andrus
Governor

2735 Airport Way
Boise, Idaho 83701
(208) 334-2190

October 15, 1987

79-7068
James A. Klaus
HC 01 Box 58
White Bird, ID 83554

138026
CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

MICROFILMED

JUN 15 1989

page 2

Examination Fee Notice

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is available from the department upon request. A listing of certified water right examiners is also available.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

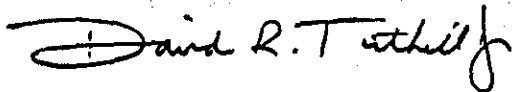
The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The license examination fee schedule, on the back of the enclosed information sheet, shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be returned to this office. If you have questions or concerns please feel free to call at (208) 334-2190, or to visit the office at our new location near the airport, at 2735 Airport Way.

Sincerely,



DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:jp

Enclosure

MICROFILMED

JUN 15 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

JULY 31, 1985

JAMES A. KLAUS
HOB1 BOX 58
WHITE BIRD

ID 83554

RE: Permit No. 79-7068

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 334-2190 or in person in the third floor State Towers Building, 450 West State Street, Boise.

Sincerely,
s/Judy Pense
Secretary

MICROFILMED

JUN 15 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED
JUN 27 1985

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 79-7068

Name(s) of Permit Holder: JAMES A. KLAUS ✓

Post Office Address: HCO1 BOX 58 WHITE BIRD ID. 83554 ✓

Telephone No. 208-839-2291

Source of Water: UNNAMED STREAM SOMETIMES CALLED CROSLY CR. ✓

Extent of Use:

Domestic _____ (number of households)

Stockwater _____ (number and type of stock)

✓ Irrigation LOCATED ON 40 ACRES - USED ON 1 (acres)

Other/Remarks PLEASE ACKNOWLEDGE RECEIPT OF THIS FORM BY RETURN MAIL. ✓

Indicate the date water was first diverted and beneficially used under this permit: AUG 1979

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☐ No

Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☐ No

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

SAME AS ABOVE ✓

(Name)

(Address)

(Telephone Number)

The above information is a true statement of the extent to which the above numbered permit has been developed.

25 JUNE 1985
Date

J. A. Klaus
Signature of Permit Holder (and Title, if appropriate) ✓

MICROFILMED

Jmw

J. A. KLAUS

HCOI BOX 58

WHITE BIRD ID. 83554



Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138067

KLAUS, JAMES A. & ELLA M.
HC01 BOX 58
WHITE BIRD, ID 83554

PROOF DUE NOTICE

MAY 31, 1985

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 79-7068 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE AUGUST 01, 1985. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A FORM WHICH 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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE FORM OR A 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

MICROFILMED

July 18, 1984

James A. Klaus
HC01 Box 58
White Bird, ID 83554

Dear Mr. Klaus:

Re: Permit No. 79-7063

Enclosed is a copy of the approved request for extension of time. The time within which to submit the statement of beneficial use postcard is extended to August 1, 1985.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures: Ext. of Time

1-1-85

STAFF REVIEW OF REQUESTS FOR EXTENSION OF TIME

Permit Number 79-7068

- Y Date received stamp
Y Fee received and receipted
Y Name on request same as on permit
N Address same permit as on latest correspondence
Y Proof due date within six months of due date
Y Signature same as permit
Y Source of water the same
X Review conditions of approval
N Extensions previously approved
Y Proceed diligently
N Is delay caused by litigation: Swan Falls
 Date lit. completed _____
 Date lit. began _____
 Period of delay _____
 New proof due date _____

ACTION: Recommend approval

- Y Is the extension timely received?
N Reinstate: Extension received _____
 Proof due date _____
 Days late _____
 Priority date _____
 Adjusted priority date _____
Y Is there commencement of works?
15 Cover letter
2 Coding sheet - address
4 Rolodex card updated and refiled

Reviewed by [Signature] Date: 7-16-1984

UNRECORDED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

EXTENSION OF TIME

June 15, 1984

James A. Klaus
HC01 Box 58
White Bird, ID 83554

PERMIT NO. 79-7068

We are in receipt of the 015 extension fee for Extension(s) of Time to provide additional time in which to submit proof of beneficial use on a water right permit.

Your request for extension(s) of time is being reviewed by staff. You will be informed of our decision when review has been completed.

Enclosed is our receipt No. 34746.

Robertta Garrett
Records Supervisor

Enclosure

Please be advised that Western Region and State Office of Idaho Department of Water Resources are located at 450 W. State Street in the Towers Building on the third floor.

RECEIVED

Please advise whether
your offices have been
transferred from Cole Rd.
to Statehouse. I
need to come in to
see you in early July
to resolve a problem
on my permit,
79-7094.

Thanks

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138824

KLAUS, JAMES A. & ELLA M.
116 RAINIER LANE
BOISE, ID 83702

PROOF DUE NOTICE

MAY 31, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 79-7068 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE AUGUST 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH 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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A 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

138824



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

August 31, 1979

James & Ella Klaus
116 Rainier Ln.
Boise, Idaho 83702

Dear Mr. & Mrs. Klaus,

RE: Permit No. 79-7068

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosure

RECORDED

79-7068

STAFF REVIEW - STATE OFFICE

1. ☒ Name vs. Signature
2. ☒ Source
3. ☒ Point of Diversion
4. ☒ Amnt. & Period of Use
5. ☒ Descrip. of Diverting Wrks.
6. ☒ Time req. for Proof of B/U
7. ☒ Place of Use for other than irrig.
8. 10 Place of Use for irrigation (add acres)
9. A Property Owner at Pt. of Div. & Pl. of Use
10. ☒ Map
11. 20 Fee & Rec't. No.

Copies Sent To:

<u>NO</u> Idaho Health Department	<u>NO</u> U.S.F.S.
<u>NO</u> Idaho Fish & Game Dept.	<u>NO</u> Dept. of Lands
<u>NO</u> Bureau of Land Management	<u>NO</u> Other

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes ☒ no

Other rights on same land from spring for same purpose 79-7064

Withdrawals of all protests received N/A yes no

Conditions:

ID Power Co. Letter - Snake R. NO

ID Power Co. Letter - G.W. & Tribs. NO

Snake River Condition NO

Payette River Letter NO

Priority Date 7/23/79

Water Quality #16 NO

Water Quality #10 intrastate interstate

Meas. Dev. or Sc. Meas. NO

Totalizing meter NO

Supplemental NO

Right-of-Way Cond. Yes 04

Watermaster Cond. NO

Wtr. Dist No. NO

Meas. Dev. Cond. for apps within a Water Dist. NO

J. J. J. Reviewer
8/30/79 Date

STATE OF IDAHO
Department of Water Resources

Nº 14469

Boise, Idaho, July 23, 1979

RECEIVED
FROM

Klaus James + for Ella of

\$ 20.00

Twenty dollars + no/100

DOLLARS

FOR

App

\$	<u>20</u>	<u>00</u>
\$		
\$		
\$		
\$		
TOTAL - - -	\$	<u>20 00</u>

L. Knecht

MICROFILMED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 79-7068

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) CLS 7/29/79

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant
_____ Request Dam Safety Information

(4) _____

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use 79-7064
domestic

(10) _____

Comments: _____

(11) KK OK

Affidavit of Publication received(date) _____

(12) _____

Final date for protests 8/20/79
Protests received: yes _____ no _____

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

7-23-79 Proposed Priority

_____ Reason for Reduction _____

No Measuring device required

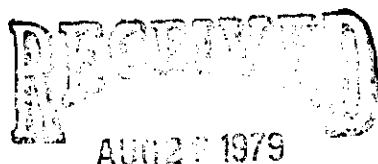
_____ See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District W

By DBJ

Date 8-17-79



Department of Water Resources

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83709
(208) 384-2190

JULY 26, 1979

Idaho County Free Press
Box 267
Grangeville, ID 83530

Gentlemen:

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 AUGUST 20, 1979.

Yours truly,

Karla Knecht
Secretary

Encl.

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709 on or before AUGUST 20, 1979.

C. STEPHEN ALLRED

Director

Published 8/1 & 8/8/79.

MICROFILMED

29-2068-

KLAUS, JAMES A. &/or ELLA M.

116 RAINIER LANE, BOISE, ID 83702

Source: UNNAMED STREAM (CROSLEY CREEK) tributary to SLATE CREEK

Date Filed: 07/23/1979

Amount: 0.20 CFS

Diversion Point: SESW Sec 33 T 27N R 02E, IDAHO Co.

Use: IRRIGATION	(0.20 CFS)	from 03/01 to 12/01
DOMESTIC	(0.04 CFS)	from 01/01 to 12/31

Place of Use: SESW Sec 33 T 27N R 02E FOR 10 ACRES

Diversion Means: DIVERSION DAM & GRAVITY PIPELINE

MICROFILMED