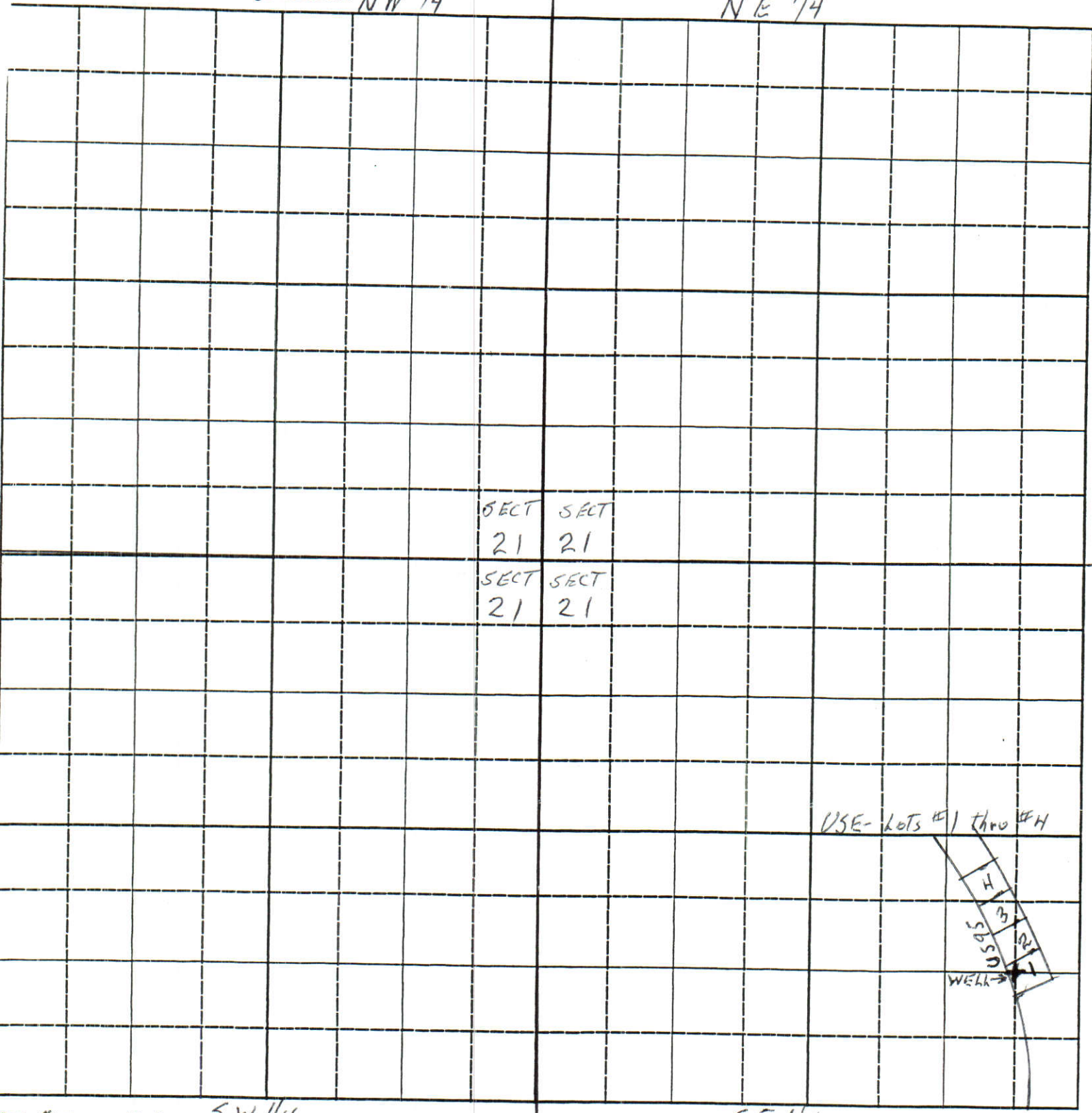


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. NW 1/4 NE 1/4



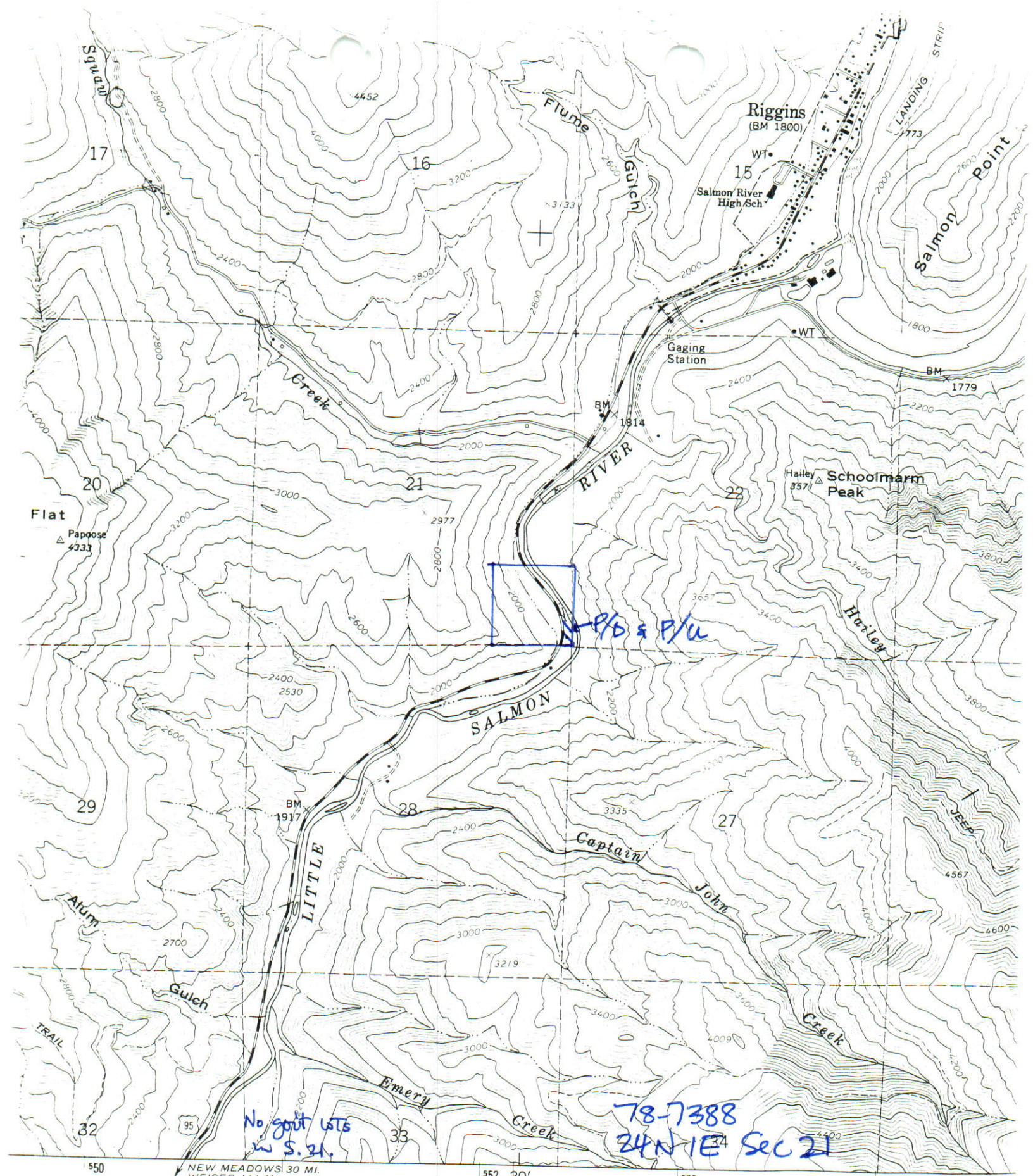
Scale: 1/4 inches equal 1 mile.

SE 1/4 SE 1/4 SECT 21 T24N R1E

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.

Robert L. Shady
 (Applicant)

MICROFILMED
 SEP 16 1997

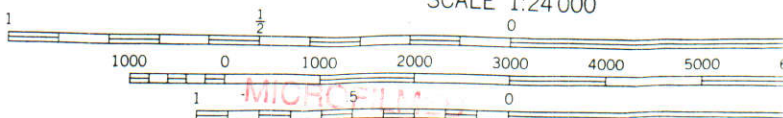
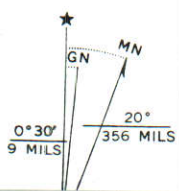


Published by the Geological Survey
USC&GS

Photogrammetric methods from aerial
photos. Field checked 1964

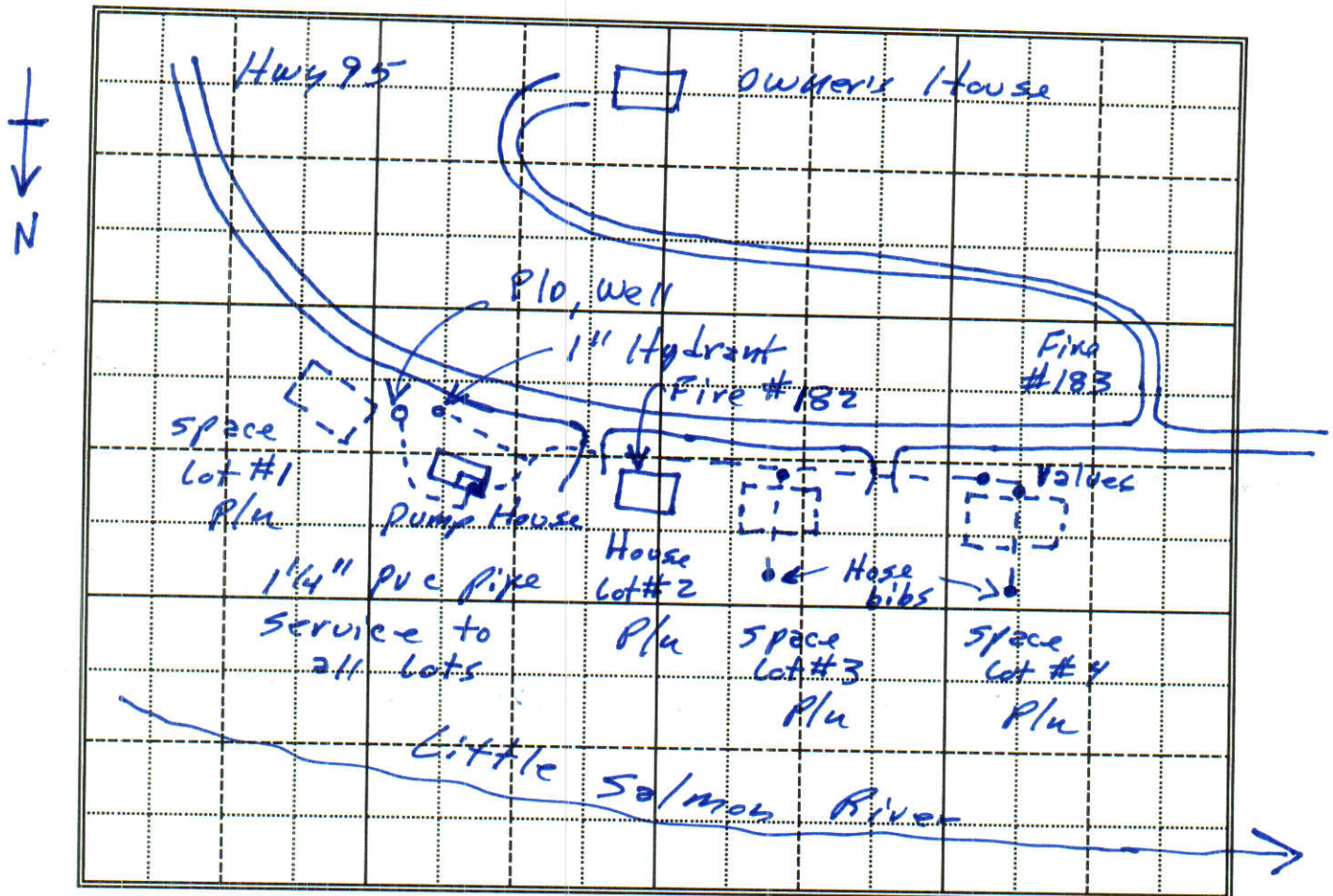
1927 North American datum
based on Idaho coordinate system,

Transverse Mercator grid ticks.



CONTOUR INTERVAL 40 FEET
CONTOUR INTERVAL ON RIVER SURFACE 20 FEET
DATUM IS MEAN SEA LEVEL

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



Scale: 1" = None

☒ 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
	Franklin	1		Gould	mod. CP4E2-12

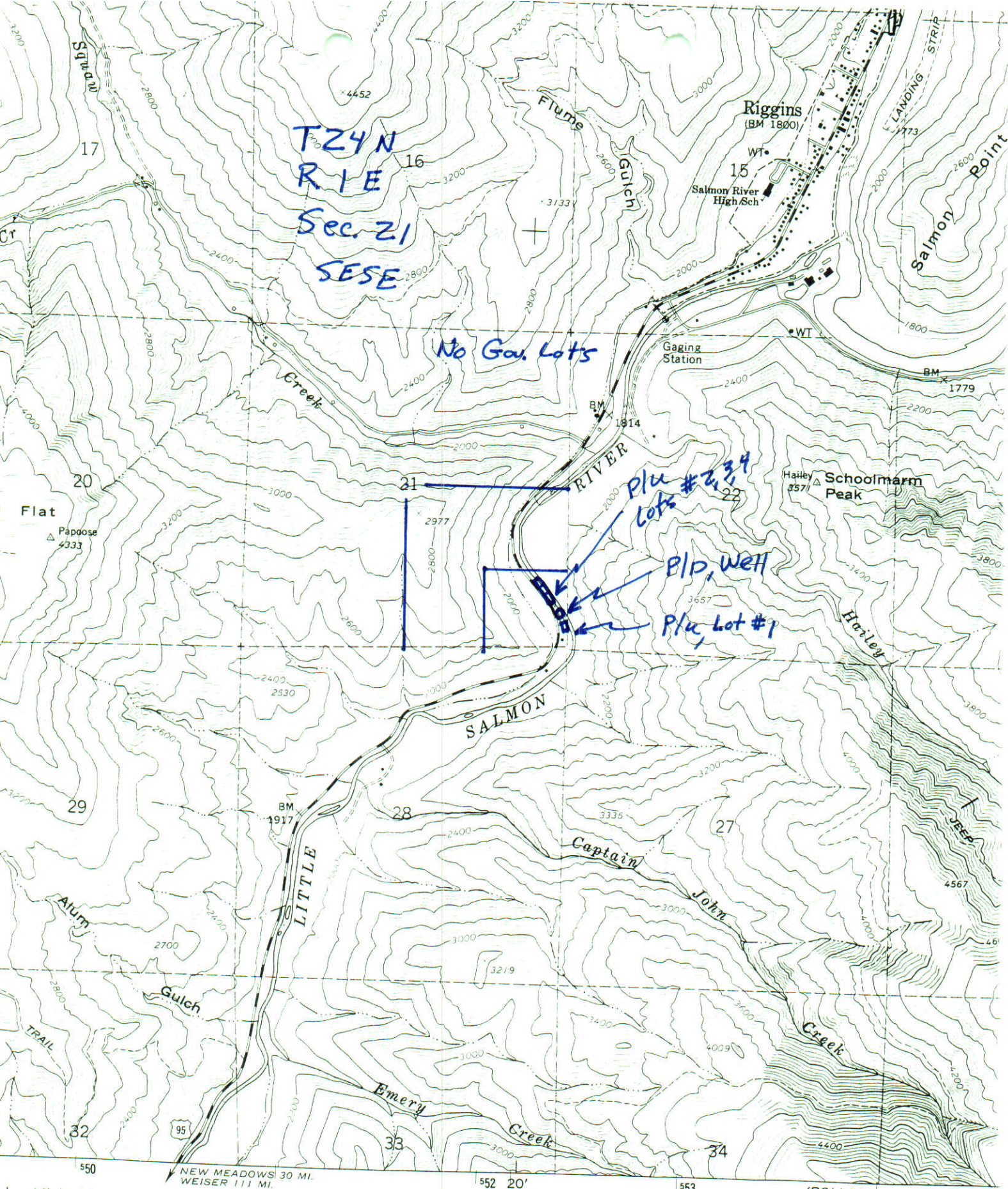
*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
						MICROFILMED
						APR 14 1999

2. Measurements: None - operating pressure range 30-50 psi;
(50 psi on pressure gage)

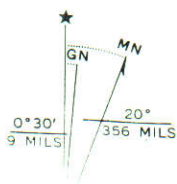


Published by the Geological Survey
USC&GS

Trammetric methods from aerial
59. Field checked 1964

1927 North American datum
d on Idaho coordinate system,

Transverse Mercator grid ticks.



MICROFILMED
APR 14 1999

78-07388 (POLLOCK) 2774 IV SE
SCALE 1:24000

CONTOUR INTERVAL 40 FEET
CONTOUR INTERVAL ON RIVER SURFACE 20 FEET
DATUM IS MEAN SEA LEVEL

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

How far away from the well is this source? _____

9. REMARKS:

This well is for ~~multiple~~ Multiple domestic on 4 lots. Only lot 2 has a house on it; the other 3 lots are vacant.

Dan Tomich Water Rights Examiner
Signature of Dept. Representative & Title

8-18-98
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



APD 1 / ...

1 of 2

P/D

Well,
1" Hydrant
and
Pump
House.

The
well is
adjacent
to lot #1.



Air Tank,
Press. gauge,
Press.
switch,
Valves,
piping, etc.
in
Pump House.



MICHAEL
APR 14 1999

78-07388



2 of 2
P/u

Home
on
Lot #2.



P/u
Lots #
4 & 3,
Looking
South east
towards
home
on Lot #2.

Steel posts mark
valves for water
lines.

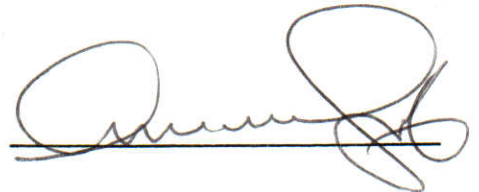
78-07388
8-18-98

78-07388

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

Andrew J. Mc Nab, being first duly sworn, says she is the Publisher of the IDAHO COUNTY FREE PRESS, a weekly newspaper published and issued weekly at Grangeville, Idaho county, State of Idaho, and is of general circulation in said county and state, that the said notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 16th day of April, 19 97, and the last publication on the 23rd day of April, 19 97; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the publication of said notice or advertisement.



STATE OF IDAHO }
COUNTY OF }

On this 23rd day of April in the year of 1997,
Before me, a Notary Public, personally appeared
Andrew J. Mc Nab, known or identified to me
to be the person whose name subscribed to the within instrument, and
being by me first duly sworn, declared that the statements therein are
true, and acknowledged to me that he executed the same.


Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 10-8-99

NOTICE OF APPLICATION FOR WATER RIGHT

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

78-07388

SCHULTZE, ROBERT G.
P.O. BOX 383
RIGGINS, ID 83549
Source: GROUNDWATER
Diversion Pt: SESE Sec 21 T 24N R 01E in
IDAHO County.
Use: DOMESTIC (0.090 CFS)
Total Diversion: (0.090 CFS)
Date Filed: 4/7/1997
In: IDAHO County
T24N R01E S21 SESE
Permits will be subject to all prior water
rights. Protests may be submitted based on
the criteria of Sec. 42-203A, Idaho Code.
Any protest against the approval of this ap-
plication must be filed with the Director,
Dept. of Water Resources, Western Region,
2735 Airport Way, Boise, Idaho 83705 to-
gether with a protest fee of \$25.00 on or be-
fore MAY 5, 1997. The protestant must also
send a copy of the protest to the applicant.
KARL J. DREHER, Director
A16-23

RECEIVED

MAY 19 1997

WATER RESOURCES
WESTERN REGION

MICROFILMED

SEP 16 1997

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 78-07388

Priority: April 7, 1997

Maximum Diversion Rate:

0.07 CFS

Maximum Diversion Volume:

4.4 AF

This is to certify, that ROBERT G SCHULTZE

PO BOX 383

RIGGINS ID 83549-0383

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 5, 1997; and has submitted Proof of Beneficial Use on March 5, 1998. An examination indicates that the works have a diversion capacity of 0.070 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.07 CFS	4.4 AF

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 21, Township 24N, Range 01E
IDAHO County

PLACE OF USE: DOMESTIC

TWN RGE SEC

24N 01E 21

SESE

CONDITIONS OF APPROVAL AND REMARKS

1. Domestic use is for 4 homes.
2. The irrigation occurring under this domestic use shall not exceed a total of 1/2 acre.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 17th day of

MARCH, 1999.

Acting for

KARL J. DREHER, Director

MICROFILMED

APR 14 1999

FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No. 000008
Receipt By: 15
Date Received: 3/5/98
RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

MAR 05 1998

PROOF OF BENEFICIAL USE

Department of Water Resources

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

1. Permit No. 78-07388 Telephone No. 628-3463
2. Name(s) of Permit Holder(s): Robert G. Schultze
3. Mailing Address: P.O. Box 383 Riggins, Idaho 83549-0383
4. Source of Water: Well If **GROUNDWATER** (well), Date Drilled: mo. 11 / yr. 91
- a. Well Driller: Uhlenkott Drilling Drilling Permit Number: 78-91-W-008
- b. **OPTIONAL:**
Pump Horsepower: 1 Pressure (psi): 30-50 Dynamic pumping level (ft):

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 4 Stockwater (No. and type of stock): NONE

Irrigation (No. of acres): 1/2 Other:

6. Total rate of diversion and/or volume for which proof is submitted: .09 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 X
Has the measuring device been installed? Yes or No X

Flow Measurement Port: Is a flow measurement port required? Yes or No X
Has the measurement port been installed? Yes or No X

8. Fee Enclosed: \$ 50.00 (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: Robert G. Schultze Telephone Number: 628-3463

Address: P.O. Box 383 Riggins, Idaho 83549-0383

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: Robert G. Schultze Date: 3-1-98
(include your title, if on behalf of company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 78-07388

Proposed Priority: April 7, 1997

Maximum Diversion Rate:

0.09 CFS

This is to certify, that **ROBERT G SCHULTZE**

PO BOX 383

RIGGINS ID 83549-0383

has applied for a permit to appropriate water from: **GROUNDWATER**

and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.09 CFS

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 21, Township 24N, Range 01E
IDAHO County

PLACE OF USE: DOMESTIC

TWN RGE SEC

24N 01E 21

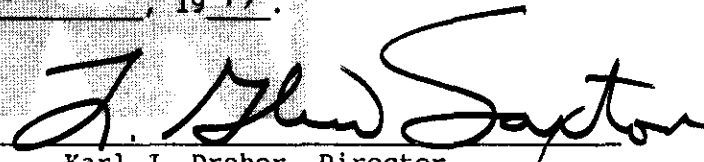
SESE

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **September 1, 1998**.
2. Subject to all prior water rights.
3. Domestic use is for 4 homes.
4. Irrigation use occurring under this domestic right is limited to 1/2 acre.

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

20 th day of August, 1997.


for
Karl J. Dreher, Director

RECORDED

SEP 16 1997

Ident. No. 78-07388

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 01 1997

APPLICATION FOR PERMIT

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name: ROBERT G SCHULTZE
Address: PO BOX 383
RIGGINS ID 83549

208-628-3463

2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: SESE Sec. 21, Township 24N, Range 01E
IDAHO County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
DOMESTIC	01/01	12/31	0.090		

5. Total quantity to be appropriated is:
0.090 CFS (and/or) AF

6. Proposed diverting works:

- Description of ditches, flumes, pumps, headgates, etc.
WELL, PUMP, PIPELINE AND STORAGE TANK.
- Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
- Proposed well diameter is inches; proposed depth of well is
feet.
- Is groundwater with a temperature greater than 85F being sought? NO
- If well is already drilled, when?
Drilling Firm
Well was drilled for

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

8. Place of Use: DOMESTIC

TWN RGE SEC
24N 01E 21 SESE

FILED
SEP 14 1997

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 point of diversion and place of use attached? []

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

Applicant

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ 50.00 Receipted by _____ #W022106 Date 4/ 7/1997

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

Ident. No. 78-07388

Comments: Date: 4/ 8/1997 User-ID: CHODGES

Subject: APPLICATION INFO

Domestic use is for four homes and 1/2 acre total irrigation, all under single ownership. The well was drilled in 1991 and is connected to one home. There are three mobile home stubs ready. These four homesites are located east of Hwy 95. Domestic service to the homesites was originally developed under 78-07191 using a 1975 well situated west of the highway. The older well still serves Schultze's home and supplemental irr for about 5.5 acres west of Hwy 95, and has been or will shortly be disconnected from the other four. The applicant considered adding a P/D to right no. 78-07191 but needs additional flows east of the highway, and would like to establish two separate systems. The full flow under 78-07191 will now be dedicated to the property west of Hwy 95 and this application will replace the earlier right for the connections east of Hwy 95. Well on this application was drilled in 1991 under 78-91-W-008. Drilling upgrade fees will be required.

Comments: Date: 4/ 8/1997 User-ID: PSKAGGS

Subject: Right Renumbered

This right renumbered from 79-07255.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED

MAR 05 1997

WATER RESOURCES
WESTERN REGION

To appropriate the public waters of the State of Idaho

1. Name of applicant Robert G. Schultze Phone 628-3463

Post office address P.O. Box 383 Riggins, Idaho 83549

2. Source of water supply ground water which is a tributary of _____

3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 21 ~~NE~~ Govt. Lot _____

Sec. 21 Township 24N Range 1E B.M. Idaho County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .09 for domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

* Amount .02 for irrigation purposes from 3/15 to 11/15 (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) .09 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well with pump
pipeline and storage facilities consisting
of one 86gal pressure tank.

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 6 inches; proposed depth of well is _____ feet.

d. Is ground water with a temperature of greater than 85°F being sought? _____

e. If well is already drilled, when? 11-23-91; Drilling firm UHLENKOTT WELL DRILLING.

Well was drilled for (well owner) Robert G. Schultze

7. Time required for the completion of the works and application of the water to be proposed beneficial use is

Presently completed.
years (minimum 1 year).

* per telecon, see attached

SEP 16 1997

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

- a. Hydropower; show total _____ of head and proposed capacity in KW _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 4
- e. Other; describe fully. Presently serving 1 household on East side of U.S. 95 with hookups in for 3 more households. Use includes 1/2 ac total irr. All property under single ownership.

9. Description of place of use:

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

TWP	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
24N	1E	21																<u>st</u>	<u>st</u>
																		<u>D</u>	

Total number of acres to be irrigated st

10. Describe any other water rights used for the same purposes as described above. 78-7191

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

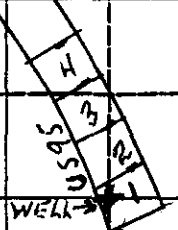
12. Remarks: Note: This application is for ^{my} property on East side of U.S. 95 and I no longer furnish water to people in Riverview Subdivision.

SEP 10 1970

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. *NW 1/4* *NE 1/4*

SECT SECT
21 21
SECT SECT
21 21

USE- Lots #1 thro #4



Scale: 4 inches equal 1 mile.

SW 1/4

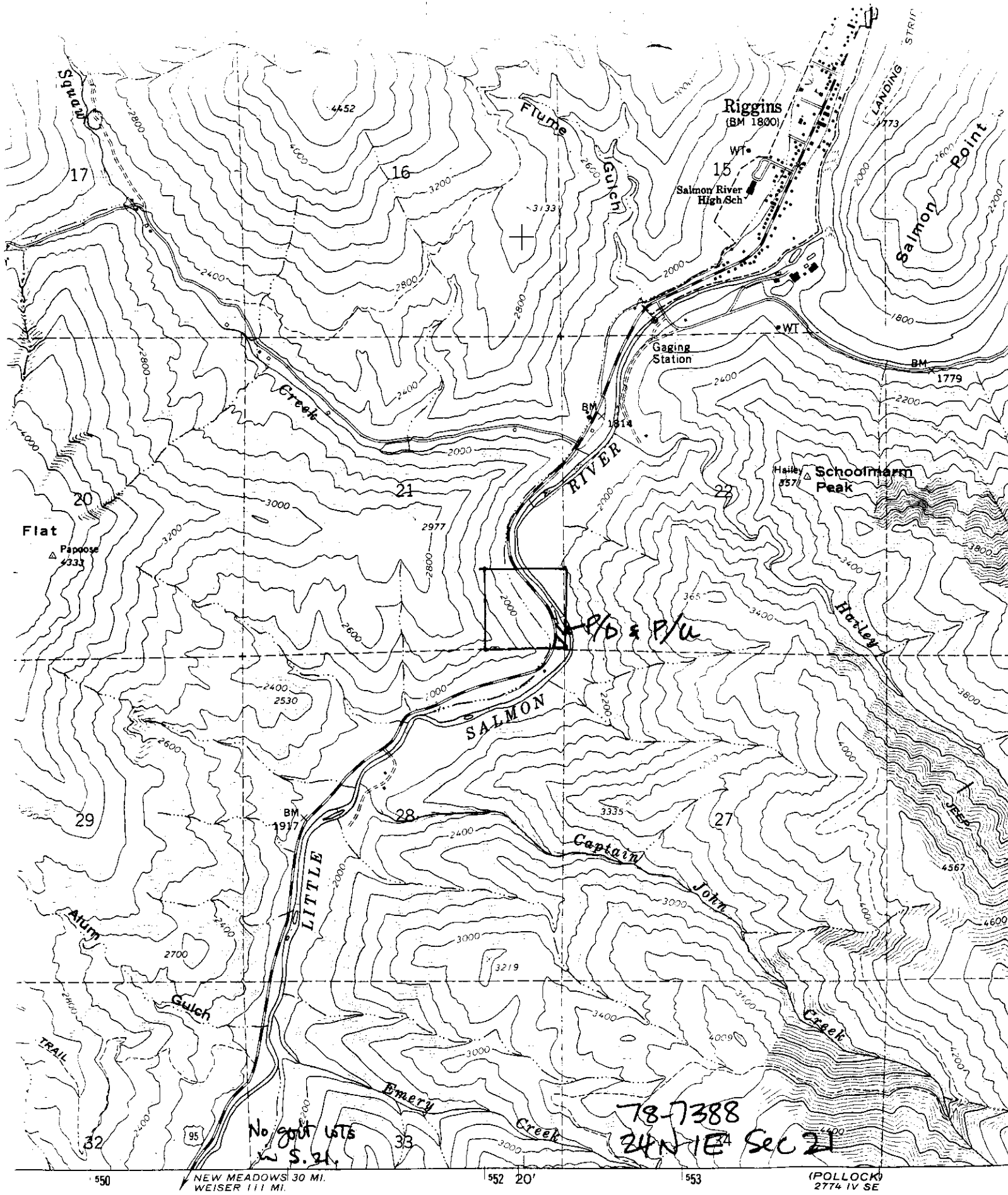
SE 1/4

SE 1/4 SE 1/4 SECT 21 T24N R1E

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.

Robert C. Shultz

(Applicant)

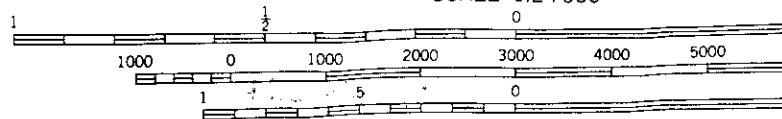
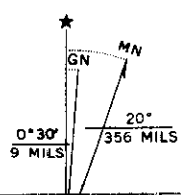


Published by the Geological Survey
USC&GS

Grammetric methods from aerial
1959. Field checked 1964

1927 North American datum
based on Idaho coordinate system,

Transverse Mercator grid ticks.



CONTOUR INTERVAL 40 FEET
CONTOUR INTERVAL ON RIVER SURFACE 20 FEET
DATUM IS MEAN SEA LEVEL

Received by _____ Date 3-5-97 Time _____ Preliminary check by YJL
Fees \$ 450- Received by VR # W02- 6 Date 4-7-97
Publication prepared by AT Date 4-7-97 Published in Idaho Free Press
Publication approved AT Date 5-19-97

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:

SEP 10 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

March 26, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ROBERT G SCHULTZE
PO BOX 383
RIGGINS ID 83549-0383

RE: WATER RIGHT NO. 78-07388

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

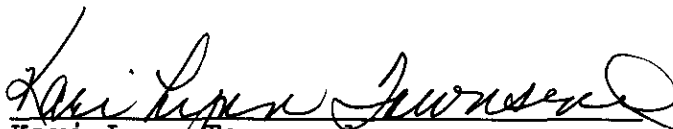
APR 14 1999

CERTIFICATE OF MAILING

I hereby certify that on the 26th day of March, 1999, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 78-07388

ROBERT G SCHULTZE
PO BOX 383
RIGGINS ID 83549-0383


Kari Lynn Townsend
Secretary

MOOREHEAD

APR 14 1999

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

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

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

MICROFILMED
APR 14 1998

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

MICROFILMED
APR 14 1999

B/U FIELD EXAM REVIEW

by Cindy LouPermit #: 78-7388 Name: Schultz Date: 3/15/99 ✓ Lots ✓

NAME Chng Same ✓ Or Address Change?

SOURCE ✓ Clarify source _____
Prelim. Order to Void - Source change.

P/D ✓ Amendment Needed? Addn'l 1/4? _____ Legal _____ P39
Same 1/4? _____ W32 _____ P36
Overlap(s) none

P/U ✓ Amendment Needed? _____ P41
Overlap(s) none
(Gov't use special T's) _____ *P/D & P/U Amend? P37

RATE ✓ Permit/proof fee limits 0.09 / 0.09
✓ Measured Quantity = _____ cfs Theoretical Quantity = 0.07 cfs
Limited by well capacity.
(HP) $\frac{8.8 \times 0.70 \times 1}{22 + (2.31 \times 30)} = 0.07$ cfs
✓ Recommended capacity 0.07 cfs
✓ Recommended rate 0.07 cfs

VOLUME ✓ Season: (1) 1/1-12/31 = 365 days
Calculations:
dom = 4 hrs x 1.2 AF/hr = 4.8 AF
per swk: dom = (4 hrs x 0.6 = 2.4) + (1/2 ac x 4.0 AF/ac = 2.0) = 4.4 AF
Flow limit: 0.07 cfs x 365 days/yr. x 1.9835 = 50.6 AF
✓ Recommended volume 4.8 4.4 AF

USES ✓ Same Nature of Use? _____ P46
Amendment Needed? _____

REMARKS ✓ Multiple p/d's in same 1/4? Use W32 _____
✓ 1 W32/4

CONDITIONS

☒	Measuring Device (R43) or Lockable Controlling Works (R02)
☒	Watermaster Control (R04) - WD # _____
☒	Irrigation rate/annual volume overlap
☒	GW irrigation replaces surface water (050)
☒	GW irrigation supplements surface water (065)
☒	Water Quality
☒	Other _____

PRIORITY App Rcd 4/7/97 Due 9/1/98 Rcd 3/5/98
Receipt# 0041648 Fee OK? Yes/No
Order to Reinstate Needed? Yes/No Done? _____ Advanced to: _____
Priority 4/7/97 Examined 8/18/98

COMMENTS: flow limited by well capacity

USE	CFS	VOLUME
<u>dom/4</u>	<u>0.07</u>	<u>4.8 4.4</u>
<u>/</u>	<u>/</u>	<u>/</u>
<u>/</u>	<u>/</u>	<u>/</u>
TOTAL	<u>0.07</u>	<u>4.8 4.4</u>

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

MEMORANDUM

DATE: March 16, 1999
TO: File No. 78-07388
FROM: Cindy Lou Zimmerman 
SUBJECT: Review of Beneficial Use Field Report

The following adjustments¹ were made on the field report to reflect department standards and licensing practices for uses developed under this permit:

G. Volume Calculations.

- a. Domestic; 4 homes, ½ acre irrigation
 $V = (4 \text{ homes} \times 0.6 \text{ AF/home}) + (1/2 \text{ acre} \times 4.0 \text{ AF/acre}) = \underline{\underline{4.4 \text{ AF}}}$

H. Recommendations.

1. Recommended amounts:

Beneficial Use	Period of Use	Rate of diversion	Annual Volume
Domestic	1/1-12/31	0.07 cfs	<u>4.4</u> AF
	Totals:	0.07 cfs	<u>4.4</u> AF

Examiner: Dan Tomich
Examined: August 8, 1998

MICHOELEMEL
APR 14 1999

¹ Adjustments are **bolded and underlined**.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

DEC 0 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 78-07388

1. Owner: Robert G. Schultze Phone No. (208) 628-3463

Current Address: P.O. Box 383, Riggins, ID 83549-0383

2. Accompanied by: Robert Schultze EXAM DATE: 8-18-98

Address: (Same) Phone No. 628-3463

Relationship to Permit Holder: (Same)

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

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

2. Other water rights with the same point of diversion: None

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	SE	21	24N	1E	Idaho	Site Visit, Map

2. Place(s) of Use:

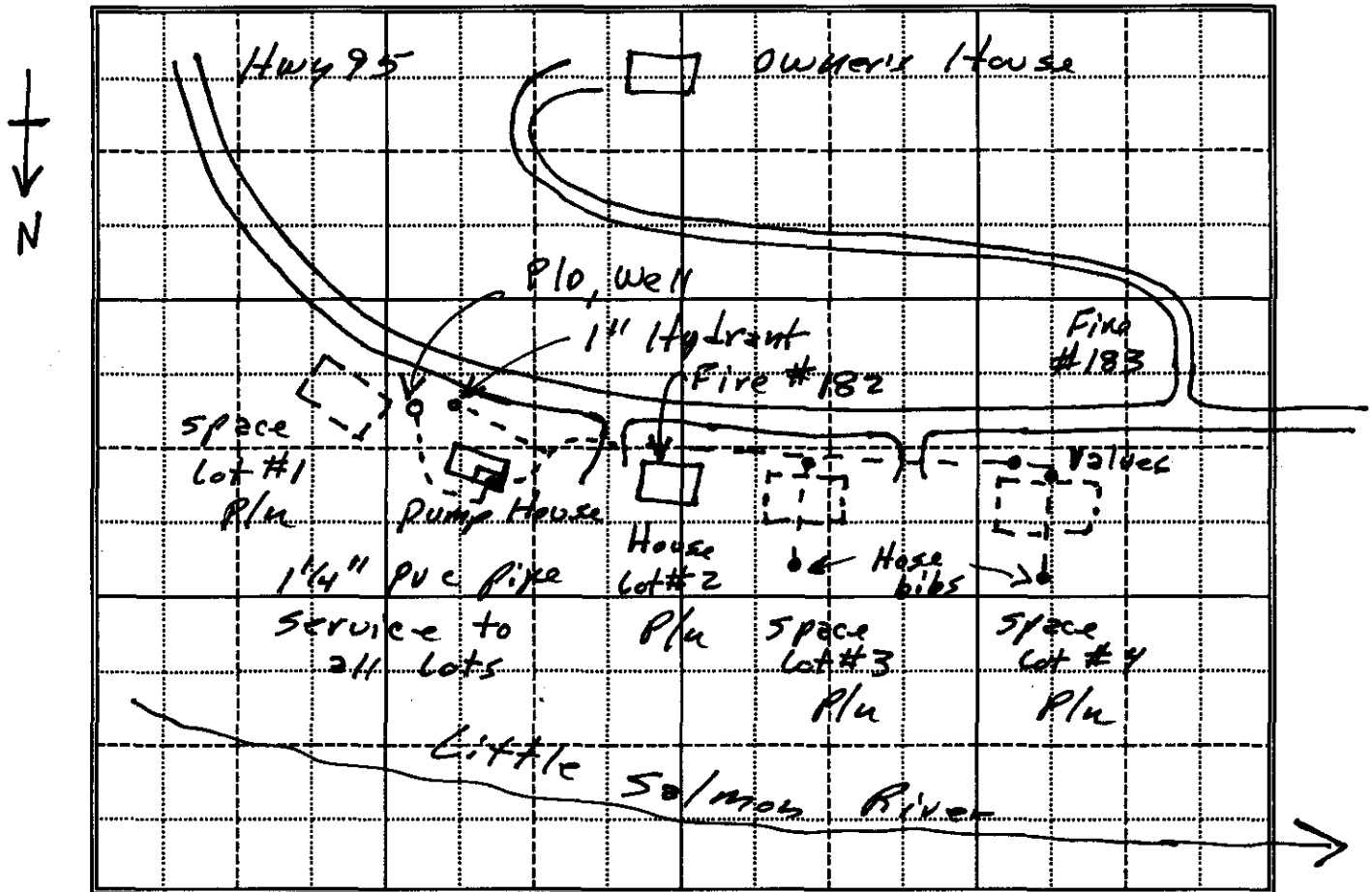
Indicate Method of Determination Site Visit, Map

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
24N	1E	21																D	

MICROFILMED

APR 14 1999

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



Scale: T = None

☒ 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
	Franklin	1		Gould	mod. CP4E2-12

*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
						MICROFILMED
						APR 14 1989

2. Measurements: None - Operating pressure range 30-50 psi;
(50 psi on pressure gauge)

E. NARRATIVE/REMARKS/COMMENTS

1. This permit is for multiple domestic use for 4 Rental, and or home, lots alongside U.S. Highway 95. Lot #2 has a home on it, and the 3 other lots were vacant.

2. The well pumps water through a 1 1/4" PVC sched. 40 mainline to the pump house. The pump house has an air tank, pressure gauge, pressure switch, PRV, and valves and piping for the 4 lots. A 1 1/4" PVC mainline serves the 4 lots, where each lot has a service line with valves and a hose bib. All the lots had water service.

3. Robert Schultze also has WR# 78-07191, which is a separate well and water system for his home on the west side of the highway. These two systems are not interconnected.

4. The lots are considered to be Rental spaces for homes, or mobile homes.

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

PHOTOFILMED
APR 14 1999

Additional Computation Sheets Attached

$$Q = \frac{(8.8)(1 \text{ HP})(70\%) }{22' + (30 \text{ psi}) \left(\frac{34'}{14.7 \text{ psi}} \right) } = \underline{0.07 \text{ cfs}} < \underline{0.09 \text{ cfs}}$$

Allow just 0.07 cts.

1. Volume Calculations for Irrigation:

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

Multiple Domestic: External + internal use.

$$AFA = (4)/(1.2 AFA) = \underline{4.8 AFA}$$

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Domestic</i>	<i>.01/01</i>	<i>12/31</i>	<i>0.07</i>	<i>4.8</i>
Totals:			<i>0.07</i>	<i>4.8</i>

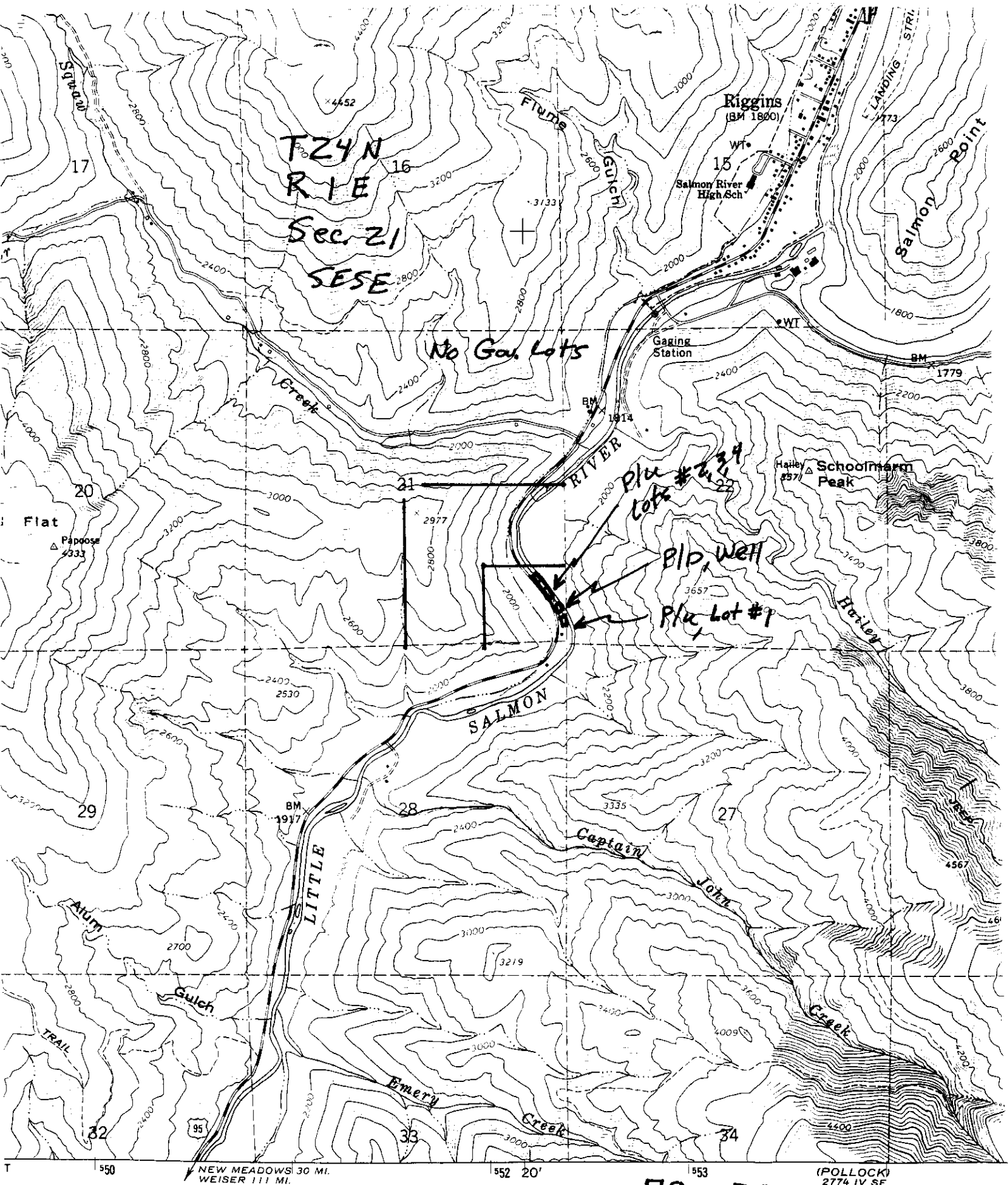
☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☒ Other

Diversion rate
max. is 0.07 cts

Field Examiner's Name Don Tomich Date 12-4-98

Reviewer _____ Date _____

SEAL
MICROFILMED
APR 14 1977

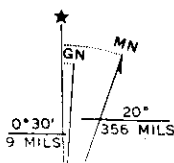


and published by the Geological Survey
and USCGS

topographic methods from aerial
1959. Field checked 1964

n. 1927 North American datum
based on Idaho coordinate system,

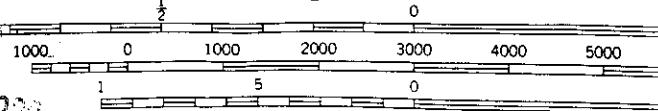
sal Transverse Mercator grid ticks.



Mich

APR 14 1968

78-07388 SCALE 1:24000



CONTOUR INTERVAL 40 FEET
CONTOUR INTERVAL ON RIVER SURFACE 20 FEET
DATUM IS MEAN SEA LEVEL

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

1. DRILLING PERMIT NO: 78-91-W-008 ~~78-91-W-008~~ OTHER APPLICABLE NO: 78-07388
2. OWNER: Robert G. Schultze Phone: (208) 628-3463
Address: P.O. Box 383, Riggs, ID 83549-0383
3. WELL LOCATION: Twp 24N, Rge. 1E, Sec. 21, SE 1/4 SE 1/4
County Idaho (Provide sketch map and photo on reverse.)
4. DRILLER: Uhlenkott Drilling Lic. No. 125
When Drilled? 11-18-91 to 11-18-91
5. WELL CONSTRUCTION:
Casing Diameter 6 inches Water tight cap? ☒ Yes ☐ No Access Port: ☐ Yes ☒ No
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing 28 ft. Method Drilled Air Rotary
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☒ Yes ☐ No Pressure Gauge: ☒ Yes ☐ No
Condition of Piping and Valving Good
Auger to a depth of _____ ft. Evidence of Annular Seal ☒ Yes ☐ No
Are there obvious construction problems that may be a source for contamination or waste of water?
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)
6. HYDROLOGIC INFORMATION:
Depth to Static Water 22 ft. Water Temperature Cold °F
Flowing Artesian ☐ Yes ☒ No Pressure: _____ (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____
7. WELL USE:
☒ Domestic ☐ Irrigation ☐ Stock
☐ Test ☐ Municipal ☐ Industrial
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used
☐ Other: _____

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

How far away from the well is this source? _____

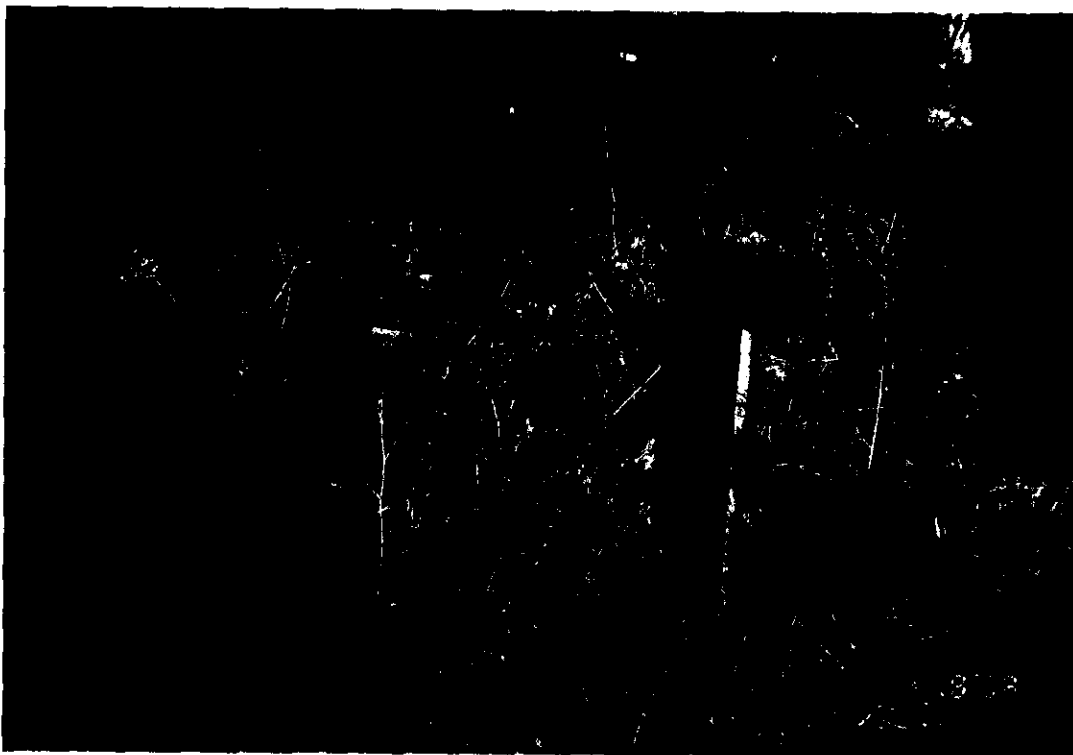
9. REMARKS:

This well is for ~~multiple~~ multiple domestic on 4 lots. Only lot 2 has a house on it; the other 3 lots are vacant.

Dan Tomich Water Rights Examiner
Signature of Dept. Representative & Title

8-18-98
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



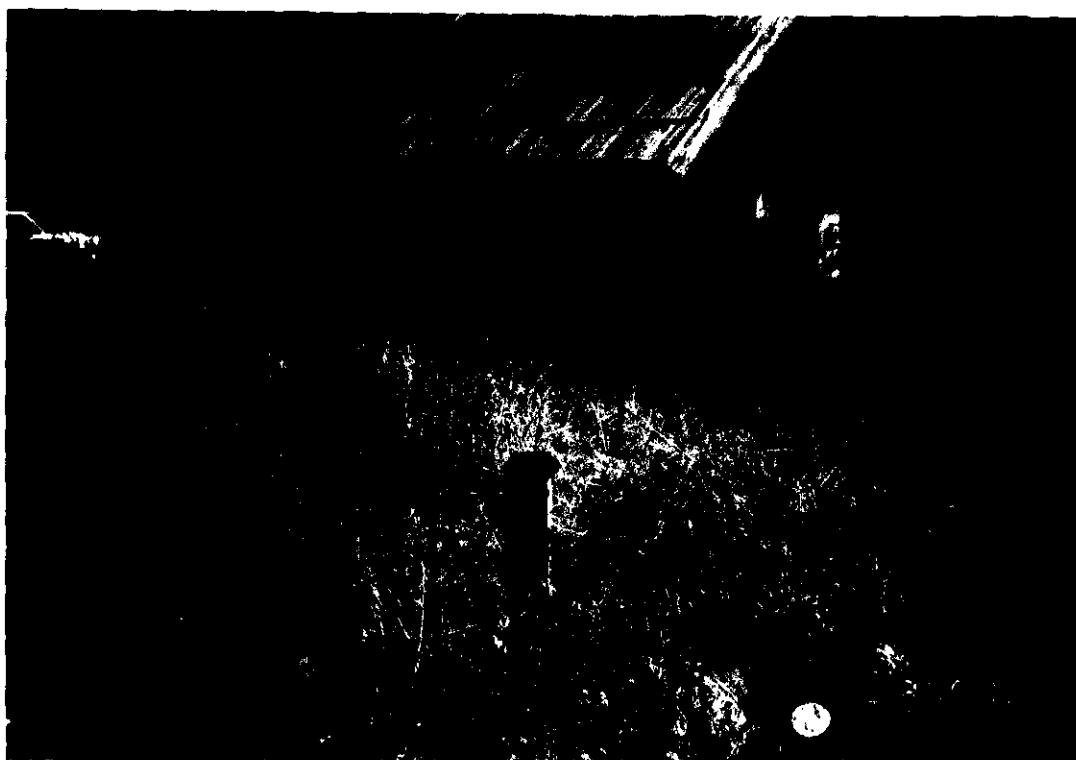
1 of 2

P/D

Well,
1" Hydrant
and

Pump
House.

The
well is
adjacent
to lot #1.



Air Tank,
Press. gage,
Press.
switch,
Valves,
piping, etc.
in
Pump House.



78-07388

2 of 2
P/u

Home
on
Lot #2.



P/u
Lots #
4 & 3,
Looking
South east
towards
home
on Lot #2.



Steel posts mark
valves for water
lines.

78-07388



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

June 8, 1998

KARL J. DREHER
DIRECTOR

Robert G Schultze
PO Box 383
Riggins ID 83549

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 78-07388

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.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the department's **WESTERN** Regional Office in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

RECEIVED

JUN 10 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

February 26, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Robert G. Schultze
PO Box 383
Riggins ID 83549-0383

RE: Water Right No. 78-07388
Drilling Permit No. 78-91-W-0008-000

Dear Permit Holder:

I have enclosed a copy of the above referenced drilling permit and a copy of the Proof of Beneficial Use statement you submitted in connection with the above referenced water right. The proof statement and your permit to appropriate water indicate that water is being diverted for multiple domestic use, with a total rate of diversion of 0.09 cfs. However, the drilling permit issued for this water right only authorizes a single family domestic use. Single family domestic use constitutes the diversion of 0.04 cfs or less and/or the use for one home and irrigation of up to 1/2 acre of land.

The fee for your domestic well drilling permit was \$35.00. However, because of the use and amount you have indicated, the drilling permit is no longer considered domestic and must be upgraded to non-domestic status. The fee for a non-domestic (above 0.04 cfs) drilling permit is \$200.00.

Before the department can accept the proof of beneficial use as filed, you will need to submit the additional \$165.00 fee to upgrade the drilling permit. Please submit the fee within **60 days** of receipt of this letter and address your correspondence to my attention.

Please contact me at (208)327-7953, if you have any questions regarding this matter. If you need any information regarding the drilling permit, you should contact the department's Western Regional Office in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

MAILED
JUN 10 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 20, 1997

ROBERT G SCHULTZE
PO BOX 383
RIGGINS ID 83549-0383

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 78-07388

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

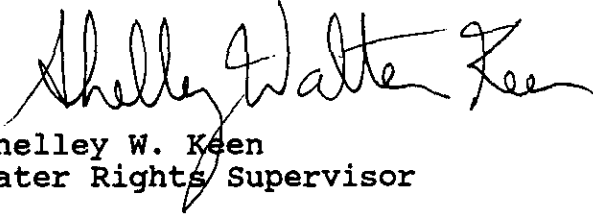
Please note this water right limits irrigation occurring under the domestic use to one-half acre within each platted subdivision lot upon which a home has been constructed. This permit does not provide for irrigation of common areas or for irrigation of lots with no homes.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

10/1/97
10/1/97

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name and title.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

SEP 16 1992

CERTIFICATE OF MAILING

I hereby certify that on the 20th day of August, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 78-07388

ROBERT G SCHULTZE
PO BOX 383
RIGGINS ID 835490383


Kari Lynn Townsend
Secretary

SEP 16 1997

MEMORANDUM

DATE: August 18, 1997
TO: File No. 78-07388
FROM: Cindy Zimmerman 3
RE: Assessor's Office

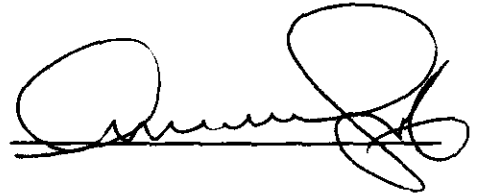
Per Idaho County Assessor's office, Robert G. Schultze's property is not subdivided nor is it within a subdivision. Lots identified on the application map are not an accurate representation of the land descriptions on record with the county assessor.

SEP 16 1997

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

Andrew J. Mc Nab, being first duly sworn, says she is the Publisher of the IDAHO COUNTY FREE PRESS, a weekly newspaper published and issued weekly at Grangeville, Idaho county, State of Idaho, and is of general circulation in said county and state, that the said notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 16th day of April, 19 97, and the last publication on the 23rd day of April, 19 97; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the publication of said notice or advertisement.



STATE OF IDAHO }
COUNTY OF }

On this 23rd day of April in the year of 1997.
Before me, a Notary Public, personally appeared Andrew J. Mc Nab, 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.

Merritt Hanson
Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 10-8-99

NOTICE OF PROTEST FOR
The following protest was filed for consideration by the State
of Idaho:
SCOTTISH, JAMES &
P.O. BOX 383
RIGGINS, ID 83549
Source: GROUNDWATER
Division Pt: SESE Sec 21 T 24N R 01E in
IDAHO County
Use: DOMESTIC (0.090 CFS)
Total Diversion: (0.090 CFS)
Date Filed: 4/7/1997
In: IDAHO County
T24N R01E S21 SESE
Permits will be subject to all prior water
rights. Permits may be submitted based on
the criteria of Sec. 42-203A, Idaho Code.
Any protest against the approval of this ap-
plication must be filed with the Director,
Dept. of Water Resources, Western Region,
2735 Airport Way, Boise, Idaho 83705 to-
gether with a protest fee of \$25.00 on or be-
fore MAY 5, 1997. The protestant must also
send a copy of the protest to the applicant.
KARL J. BOESHER, Director
A16-23

RECEIVED

MAY 19 1997

WATER RESOURCES
WESTERN REGION

SEP 16 1997



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

April 9, 1997

ENVIRONMENTAL HEALTH
NORTH CENTRAL DISTRICT HEALTH DEPT
215 10TH ST
LEWISTON ID 83501

Re: Application for Permit No. 78-07388 in the Name of Robert G. Schultze

Dear Sir:

Enclosed is a copy of the above-referenced application for permit which may be of interest to your agency. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of this application, your written protest must be received in this office by May 5, 1997, with the required \$25 protest fee.

If you have any questions regarding the application, please contact this office.

Sincerely,


Gary Spackman

GS:st

Enclosure(s):

SEP 10 1997

4-1-97

Att: Cindy Hodges

Ref: 78-7191

- Application Fee Enclosed -
New Application
4 homos on East side of
US 95.

Robert G. Schultze
P.O. Box 383
Riggins, Idaho 83549

phone: 628-3463

RECEIVED

APR 07 1997

WATER RESOURCES
WESTERN REGION

CONVERSATION MEMORANDUM

DATE 4-1-97FILE 78-7388 (application)
78-7191NAME OF PARTY Bob SchultzeEMPLOYEE Cindy HodgesRE: Ap for permit vs. transfer
Application overlaps 4 homes ^(one home, three stubs) licensed under 78-7191.Mr. Schultze had a option to either add a P/D to 78-7191 or proceed w/ this application to increase available flows for 4 homes east of Hwy 95.Because 78-7191 is licensed at such a low rate of flow, (.05 cfs) it would be difficult to split that between two systems, if the systems were separated. Since Mr. Schultze needs to realize additional flows once the 3 stubs east of the highway are filled, he opted to proceed with the application. The result will be that use under 78-7191 will terminate east of Hwy 95 and be replaced w/ the newer right. The entire flow under 78-7191 will be dedicated to the uses west of the highway @ Schultze's home & 5.5 acres.Per our telecon, the following change(s) will be made to the application:

- Irrigation use removed, assumed under domestic component, not to exceed $\frac{1}{2}$ ac total (all 4 homes ^{ies} owned by Schultze)
- Rate of flow combined for domestic/irr, ~~for~~ not to exceed original application rate of .09 cfs.
- \$50 fee to be submitted for processing

10 1057



Idaho Dept. of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082

Att: Cindy Hodges

83705/5082 33



RECEIVED

3-19-97

MAR 24 1997

WATER RESOURCES
WESTERN REGION

Att: Cindy Hodges
Sr. Water Resource Agent.

It looks like I need to be filing an application for water right transfer. The present home plus three mobile home hookups (located on the east side of Hwy 95) are already included on my Application For Permit No. 78-7191. The new well, constructed by Uhlen Kott Drilling in 1991, is on the east side of Hwy 95 approx 100 ft from the ^{my} south corner in a northerly direction. I will continue to use the original well, constructed in 1975, for my home and property on the west side of US 95. I am trying to separate the two properties and have a water system on each side of Hwy. Note: The Collis license no. 78-7307 for River View subdivision has its own well on Collis property. There is no longer any connection between my 1975 well and the Riverview Subdivision. The examiner was correct.

I will need your help in dividing the water for a transfer. I want to keep most of my irrigation rights on the west side of Hwy 95. Also have 3 more sewer permits that may be used in the future on the west side. I hope that this clears up things a bit. Will wait for your advice.

Sincerely,

Phone: 628-3463

Bob Schultze



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

March 14, 1997

FILE COPY

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ROBERT SCHULTZE
PO BOX 383
RIGGINS ID 83549

RE: Application for Permit

Dear Mr. Schultze:

Your application for permit to appropriate ground water for domestic and irrigation uses was received on 3-5-97. The application cannot be processed without the required fee and some additional information.

Your application information does not make clear the relationship between your existing license no. 78-07191, the Collis license no. 78-7307 for River View subdivision, and the new application for permit.

In 1995, IDWR staff conducted beneficial use examinations for both 78-07191 and 78-07307. Under permit no. 78-07191, the examiner found a well situated west of Highway 95, serving one home west of the highway, another home with three mobile home hookups east of the highway (total of 5), and providing 7 acres of supplemental irrigation water. Under permit 78-07307, the examiner found domestic use for 7 homesites in River View Subdivision. The examiner further stated that the above two systems were not related.

Are the four homes proposed for the new application the same four homes licensed under 78-07191? Where is the well constructed by Uhlenkott Drilling in 1991 located? The field examination report indicates that the well inspected for 78-07191 (west of the highway) was constructed in 1975. Is this well still in service?

If the four homesites east of Highway 95 are the same four as found for 78-07191, the application for permit would duplicate the present water right coverage. If a new well has been added to serve those homes, a more appropriate filing might be an application for water right transfer, to add a well to the existing license. Even if a partial land sale has occurred, the water right license (or a portion of it) remains appurtenant to the land on which it was developed.

78-07191

SEP 16 1997

March 14, 1997

Page 2

Please contact me as soon as possible with answers to the above questions. If a water right transfer seems necessary, I will be happy to assist you.

If the four homes on the new application are separate from either of the other two developments, a \$50.00 fee will be required to continue processing of the application.

Thank you for your cooperation.

Sincerely,

(FILE COPY)

Cindy Hodges
Sr. Water Resource Agent

RECEIVED

SEP 16 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

APRIL 9, 1997

Legal Notices Department
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 MAY 5, 1997.

Yours truly,

SUE TAYLOR
Secretary/Office Coordinator

Encl.

APR 10 1997

SEP 16 1997

78-07388

SCHULTZE, ROBERT G
PO BOX 383
RIGGINS, ID 83549

Source: GROUNDWATER

Diversion Pt: SESE Sec 21 T 24N R 01E in IDAHO County.

Use: DOMESTIC (0.090 CFS)

Total Diversion: (0.090 CFS)

Date Filed: 4/ 7/1997

In: IDAHO County
T24N R01E S21 SESE

100-100000
SEE 10 100

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before MAY 5, 1997. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 4/17/1997 & 4/24/1997

APR 17 1997
SIP 16 11

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]