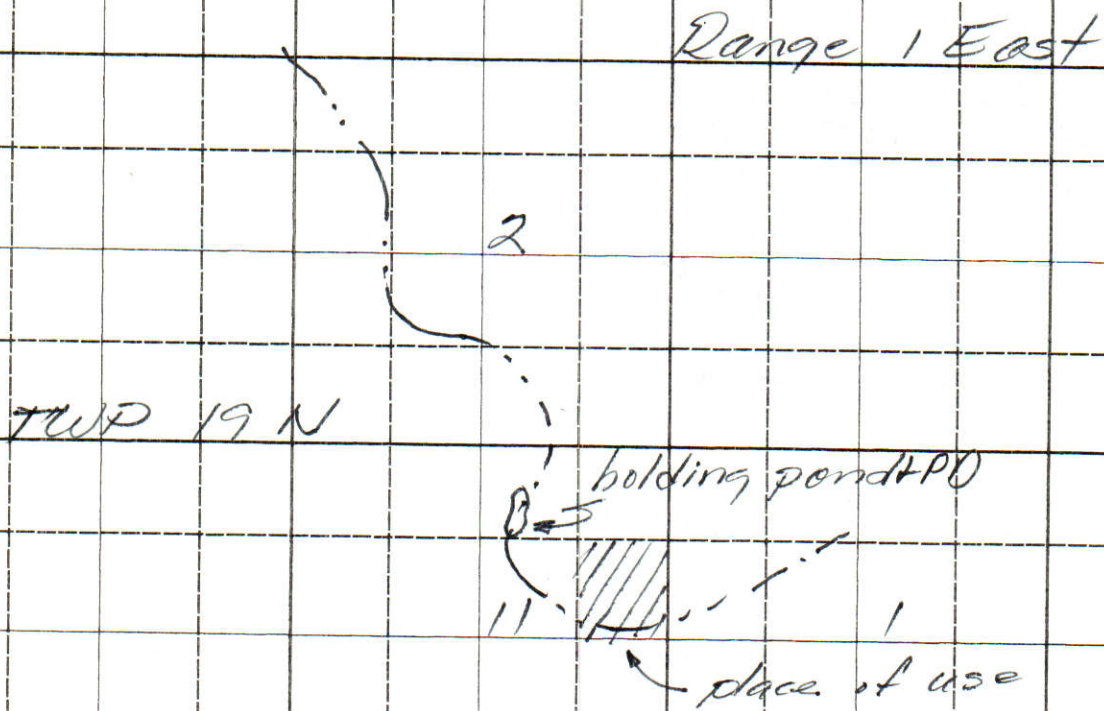


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Jimpeo Lands / M. R. Jensen
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

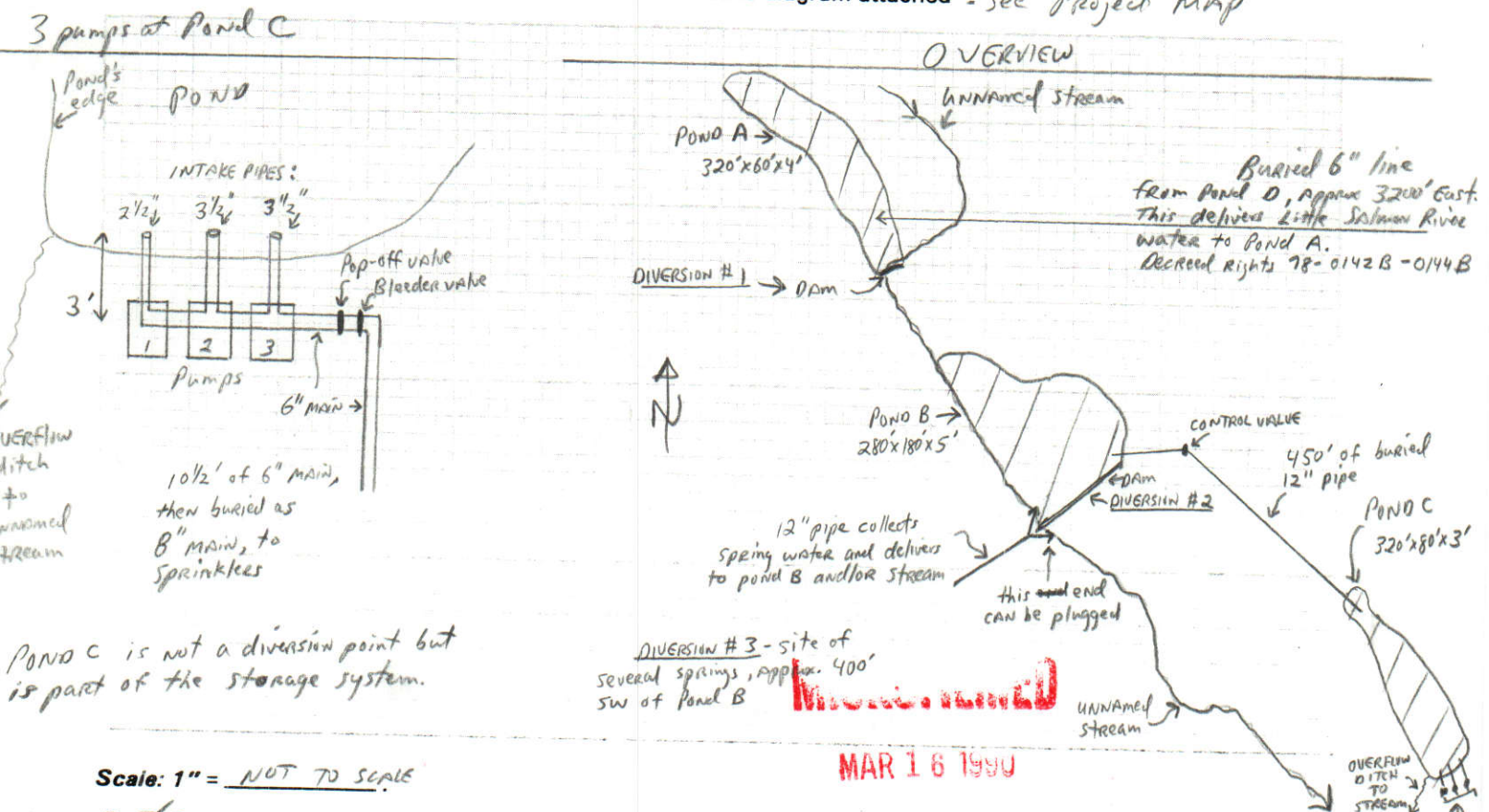
1. Owner: BA Properties I, Inc. Permit No. 78-7238
Current Address: P.O. Drawer C New Meadows, Id. 83654 Phone No. 347-2162
2. Accompanied by: Brad Pearson & Dave Geddes EXAM. DATE: 9/16/87
Address: Same Phone No. Same
Relationship to Permit Holder: Project Maint. Mng. & Property Owners Assoc. Maint. Foreman, respectively
3. Source: unnamed stream tributary to Little Salmon River } the springs can be considered
and unnamed springs sink } part of the unnamed stream's
drainage.

B. OVERLAP REVIEW

1. Other water rights with same place of use: 78-7177, 0142B, 0143B, 0144B, 7173, 4302, 7262
2. Other water rights with same point of diversion: NONE ☒ Copies Attached as needed
☐ 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 - see project map

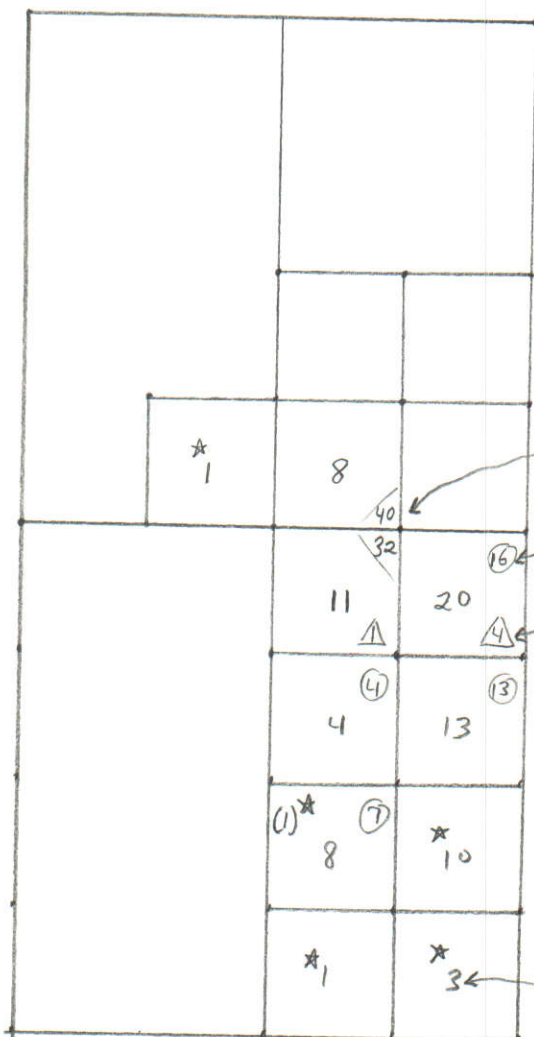


Scale: 1" = NOT TO SCALE

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).
☐ Aerial Photo Attached - Photo from 1979 or 1980 is not (required for irrigation of 10 acres or more). helpful. See Project map.

Overlap

S. 2



Total actually irrigated = 79 ac.

by decreed rights = 72 ac.

by 78-7238 = 40 ac.

by 78-7177 = 5

Now covered by 78-0142B - 0144B (72 ac.)

Rec'd for 78-7238 (40 ac.)

rec'd for 78-7177 (5 ac.)

★ Tracts without WR coverage for acres irrigated
(only 1 ac. not covered in NWSE S.11).

Decreed rights should be transferred to
cover these acres. Also, storage at Ponds D
should be included in transfer changes.

Acres actually irrigated
per tract

S. 11

Consider:

Right	flow (cfs)	period	plu
0142B	.52	3/1-7/1	S. 2 SWSE (40) and
0143B	.33	7/2-12/1	
0144B	.64	4/1-7/1	S. 11 NWNE (32)
	.40	7/2-11/1	

Therefore:

3/1-3/31	=	.52	cfs
4/1-7/1	=	1.16	"
7/2-11/1	=	.73	"
11/2-12/1	=	.33	"

MAX use under decreed rights
is 1.16 cfs.

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MAR 16 1990

78-7238

- PD 1 DAM AT S. END POND A
- PD 2 DAM AT S. END POND B
- PD 3 SPRINGS IN NW 1/4 NW 1/4 NE 1/4

19N 1E
S. 1 } LOTS NW 1/4 NE 1/4
2 }
11 } NO LOTS
12 }

Little Salmon River

A, B, C = PONDS
D

POND D
Decreased rights
Kimberland Meadows ENTRANCE
BURIED 6" LINE FROM D TO A

UNNAMED STREAM

pk4

CONTINUED
MAR 1954

AD CLASSIF
Li
nproved dirt =
U. S. R

78 7238

pg. 1 of 2



Entrance to
Kimberland meadows
development, near the
45th Parallel just
west of Hwy 95.

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MAR 16 1990



P/D #2, Looking
west at pond B.
Unnamed stream leaves
pond at base of
pine tree in center
view. Unnamed
springs are drained
from ~~area~~ upslope area
in left background
(P/D #3).

P/D #1, Pond A, is
upstream about 425'.

70-7238

pg. 2 of 2



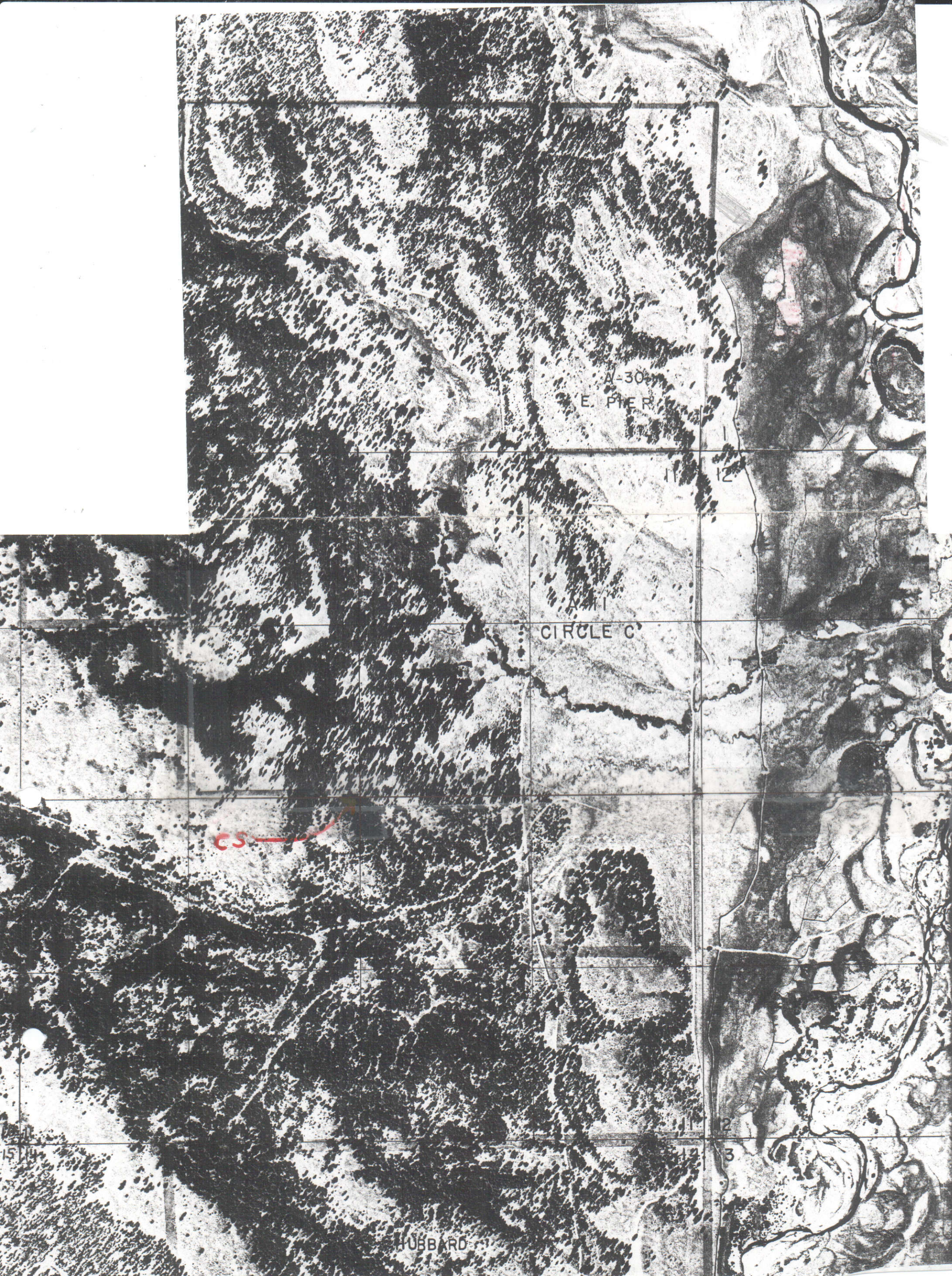
3 pumps at south
end of Pond C.
Clubhouse and lawn
are seen in background
(receive water from
well, 78-7177 & 7173).



P/u

Typical view looking
NW at part of golf
course.

MICROFILMED
MAR 16 1990



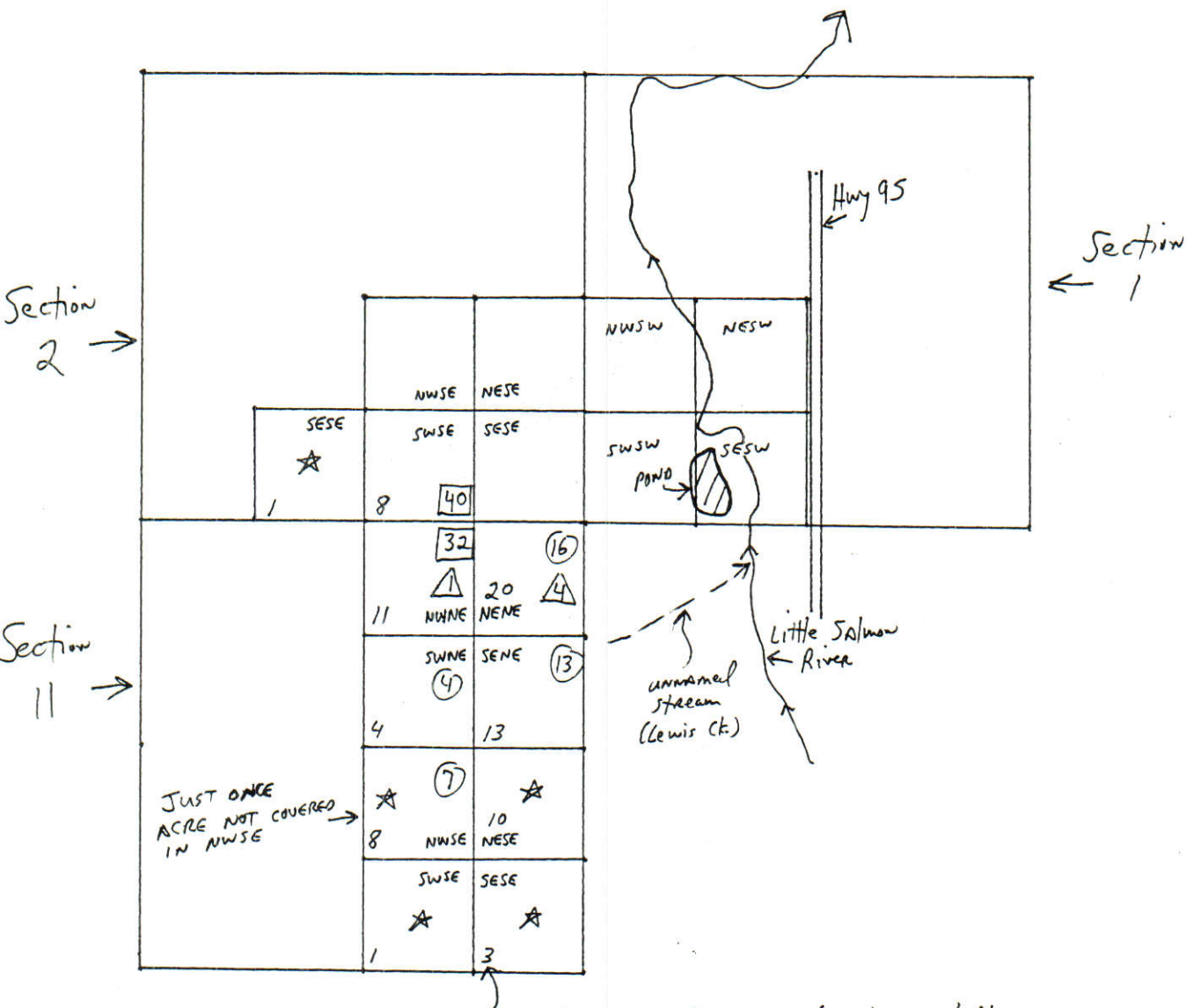
[illegible]

A hand-drawn map on a grid background, showing a proposed diversion of the Little Salmon River. The map includes the following elements:

- Grid Labels:**
 - T20N** (top left)
 - T19N** (middle left)
 - R1E** (top center)
 - B1E** (bottom right)
- Geographical Features:**
 - Little Salmon River:** A vertical line with an arrow pointing upwards, labeled "Little Salmon River".
 - Diversion Point:** A point marked with an 'X' on the river, labeled "X - New Point of diversion".
 - Proposed Diversion:** A line starting from the diversion point, going south, then west, then north, and finally east to a point labeled "old rd".
 - Other Labels:** "old rd" is written near the end of the diversion line.
- Stamp:** A red stamp in the bottom center reads "RECEIVED MAR 10 1990".

MICROFILMED

Summary of Kimberland Meadows irrigation for areas not associated with home lots.



Acres irrigated (golf course & associated areas) shown in lower left corner of each quarter-quarter.

Total irrigated = 79 acres

by decreed rights
78-0142B, 0143B, = 72 acres, Little Salmon River to pond, then to other pond(s) on golf course.
0144B

by Permit 78-7238 = 40 acres, unnamed stream (Lewis Creek, locally) and springs.

by Permit 78-7177 = 3 acres, well.

★ quarter-quarters lacking irrigation water rights

MICROFILMED

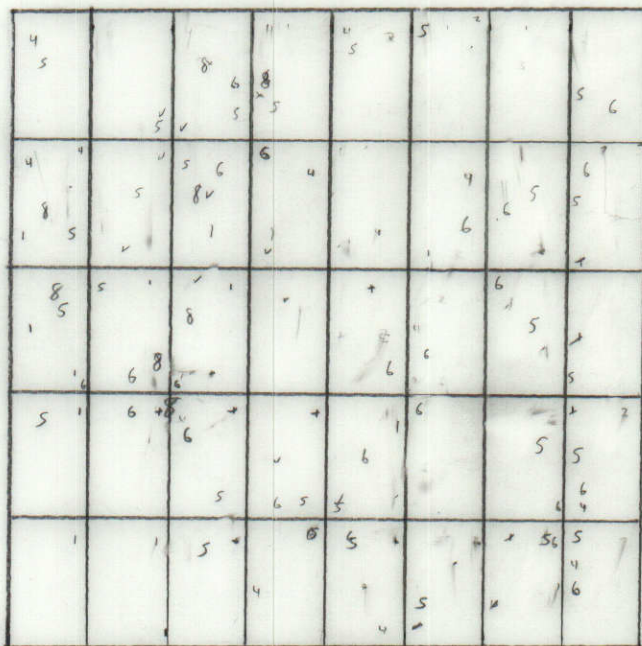
MAR 16 1990

78-7238

Irrigation at Kimberland Meadows

SCALE: 1" = 400'
EACH RECTANGLE = 1 ACRE

← 1320' →



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07238

Priority: March 25, 1983

Maximum Diversion Rate: 0.80 CFS
Maximum Diversion Volume:¹ 120.0 AF

This is to certify, that B.A. PROPERTIES I INC.

P.O. DRAWER C

NEW MEADOWS, ID 836540000 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 25, 1983; and has submitted Proof of Beneficial Use on April 6, 1984. An examination indicates that the works have a diversion capacity of .800 cfs of water from:

UNNAMED STREAM

tributary to LITTLE SALMON RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	05/01 to 11/01	0.80 CFS	120.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 11, Township 19N, Range 01E
ADAMS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
19N	01E	11	NENE 16	SWNE 4	SENE 13	40
			NESE 7			

Total number of acres irrigated: 40

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.
6. Place of use also known as Kimberland Meadows.

MAINTAINED

MARCH 1980

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07238

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 11TH
day of January, 1980.

Acting for Norman C. Young
R. Keith Higginson, Director

MICROFILMED

MAR 16 1980

WATER RIGHT SUMMARY

<u>ACTION</u>	<u>RIGHT NO.</u>	<u>NAME</u>	<u>AMOUNT CFS</u>
Original Permit	78- 7238	Simpco Lands	0.8
Full Assignment	78- 7238	B.A. Properties I, Inc.	0.8

RECEIVED

MAR 16 1988

State of Idaho
Department of Water Resources

RECEIVED
JAN 28 1988

ASSIGNMENT OF PERMIT

Department of Water Resources
Western Regional Office

I, Larry Simonson of
Simpco Lands, hereby assign to B.A. Properties I, Inc.
of P.O. Drawer C, New Meadows, ID. 83654
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 78: 7173 & 7177 &
to appropriate the public waters of the State of Idaho. 7238 & 7262

☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 20 day of Jan., 19 88.

Larry Simonson
Permit Holder

Larry Simonson
Spouse of Permit Holder

State of Idaho)
County of Valley) ss.

On this 20th day of January, 19 88, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Debra L Dye
Notary Public residing at Mesa, Idaho

My commission expires: 11-20-88

MICROFILMED RECEIVED
MAR 16 1988
JAN 28 1988

Department of Water Resources

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 Simpco Lands Phone 347-2158
Post office address P.O. Drawer C, New Meadows, Idaho 83654
2. Source of water supply Lewis Creek which is a tributary of Little Salmon River
3. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 11 Township 19N
Range 1E B.M. Adams County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

- Amount 0.80 for irrigation purposes from May 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

- a. 0.80 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. low head pump from
holding pond in stream channel.

- 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 1 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: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ 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 _____.

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

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

[illegible]

Total number of acres to be irrigated 40

c. Describe any other water rights used for the same purposes as described above. Groundwater rights. for domestic use only.

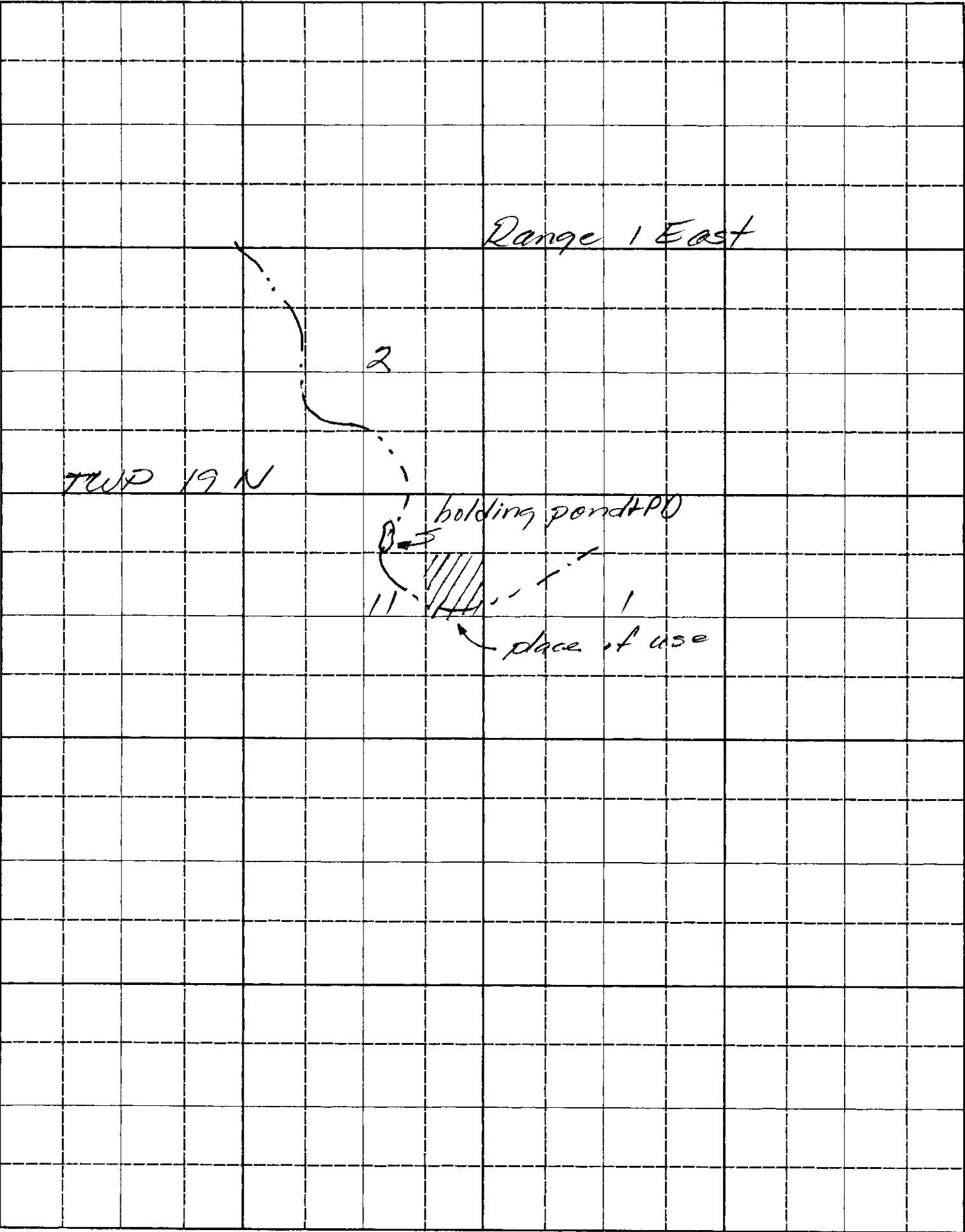
9. a. Who owns the property at the point of diversion Simpco Lands

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

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.

Jimpeo Land/N. R. Green
(Applicant)

Proposed Priority 3/25/1983

Received by js Date 3/25/83 Time 4:00
Preliminary check by 6LS Fee \$ 45.00
Receipted by js Date 3/25/83 # 22875
Publication prepared by jp Date 3/31/83
Published in Adams County Leader
Publication dates 4/7 & 4/14/83
Publication approved JP Date 4/15/83
Protests filed by: None

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

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. 78-7238, 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 June 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: An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 2nd day of May, 1983.

J. Glen Saxton
Chief, Operations Bureau

Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the "Adams County Leader" as per clipping

hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

two (2) consecutive weeks, the first publication of the

same being made in the issue dated April 7, 1983

and the last in the issue dated April 14, 1983 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and 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 "Adams County Leader" as aforesaid.

Bert J. Rogers

Subscribed and sworn to before me this

day of April, 1983

Paul J. Lamm

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF APPLICATION FOR WATER RIGHT

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

78-7237

LITTLE SALMON RIVER EST.
8975 W. STATE ST., BOISE, ID
83703

Source: FALL CREEK trib. to
LITTLE SALMON RIVER

Date Filed: 03/28/1983

Diversion Pt: SESW Sec 21 T
22N R 01W

Use: POWER (10.00 CFS)

In: NWNW Sec 22 T 22N R 01E

78-7238 P

STIMPCO LANDS

P.O. DRAWER C, NEW MEADOWS, ID 83654

Source: LEWIS CREEK trib. to
LITTLE SALMON RIVER

Date Filed: 03/25/1983

Diversion Pt: NWNE Sec 11 T
19N R 01E

Use: IRRIGATION (0.80 CFS)

In: SENE Sec 11 T 19N R 01E
FOR 40 ACRES

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before APRIL 25, 1983.

KEN DUNN, Dir.

Published 04/7 & 04/14/83.

APPROVED

RECEIVED

Department of Water Resources
Western Regional Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 9, 1990

RE: Water Right Nos. 78-0142B/0143B/0144B/7238

Kimberland Meadows Co. Inc.
P.O. Drawer C
New Meadows, ID 83654

Gentlemen:

We are in receipt of the assignment forms transferring ownership of the above referenced water rights. Water Right Nos. 78-0142B/0143B/0144B are decreed rights and 78-7238 is a license.

In Idaho, decreed and licensed water rights are considered real property and are acquired when the property to which they are appurtenant is purchased. Proof of owning the land is proof of owning the water right, if the previous land owner did not exclude the water right from the sale. The Department does not attempt to follow the chain of title for ownership of such lands.

To illustrate, the last owner we have listed in our records for the above referenced decreed rights is Simpco Lands. Obviously, a previous transaction transferred these rights to B.A. Properties Inc., in turn, the ownership is now going to Kimberland Meadows.

We will place your correspondence in the files for future reference only and no further action will be taken.

If you have any questions, please let us know.

Sincerely,

SHARLA CURTIS
Clerical Specialist

SC:js

RECEIVED
MAR 16 1990

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

RECEIVED
JAN 25 1990

Department of Water Resources

I, BA PROPERTIES - I INC., hereby assign to KIMBERLAND MEADOWS CO. INC.
of DRAWER C. NEW MEADOWS, ID 83654
Address

All my right, title, and interest in and to Permit No. 78-7238
to appropriate the public waters of the State of Idaho.

The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the
State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage
within each 40 acre subdivision, the point of diversion and the amount of
water in cubic feet per second for direct diversion, or acre feet for storage)

Made this _____ day of _____, 19____.

Meguid A. Phelps
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Adams) ss

On this 14 day of January, 1990, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

s e a l

Bruce D. Cowdery
Notary Public residing at New Meadows, Idaho

My commission expires:

8-12-93

MAR 16 1990

January 12, 1990

B.A. PROPERTIES I INC.
P.O. DRAWER C
NEW MEADOWS, ID 836540000

RE: PERMIT NO. 78-07238

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

RECORDED

MAR 16 1990

October 26, 1989

B.A. PROPERTIES I INC.
P.O. DRAWER C
NEW MEADOWS, ID 836540000

RE: PERMIT NO. 78-07238

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

REPROFILMED

MAR 16 1990

MEMORANDUM

TO: FILE
FROM: JIM JOHNSON
RE: REVIEW OF FIELD EXAMINATION REPORT
DATE: June 28, 1989

=====

IRRIGATION ONLY

The field report shows additional uses for water above what was originally applied for on the permit. Additional uses can be added in some cases where the full amount of use requested has not been developed. However, all of the land identified on the permit has been irrigated. This being the case no additional volume for storage is available and can not be included on the license.

SOURCE & RATE OF FLOW

The permit identifies the source as Lewis Creek, however, the USGS Quadrangle of the area shows the source as unnamed. Therefore the proper source description should be Unnamed Stream, no amendment of permit is necessary to change this.

The amount of water diverted directly from the source was not measured due to dams constructed on stream allowing the water to be impounded into small ponds. Rediversion pumps are located on the bank of some of the ponds conveying the water to the place of use. An estimate of pump capacity was made using the horse power equation. The rate of flow of the pumps in the ponds is not an indication of the flow available from the source. The permit requests 0.02cfs/acre for irrigation of 40 acres. It is unknown whether the source can supply the 0.80 cfs. For the purpose of issuing this right it is assumed that the source will supply the amount at times and 0.80 cfs will be used on the license.

CAPACITY

Since a measurement was not made from the source the true

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MAR 16 1990

capacity of the diverting system was not determined. The field report listed the capacity of the pumps as the capacity of the system however the pumps, as mentioned above divert from the ponds and not from the source. In this case, to be consistent with the assumption made above, the capacity should not exceed the rate of 0.08 cfs.

POINTS OF DIVERSION

The field report lists a point of diversion in the SWSE Sec 2 T19N R01E. A close look at the aerial photo and the USGS Quadrangle filed with the report shows that the pond is located on the upper side of the stream and the streambed passes below the diversion. The field report shows a pipeline connecting the pond with an additional pond located at a higher elevation. It appears that the true source of supply for the pond could be water diverted from Little Salmon River. If this is the case then the dam at the pond should not be listed as a point of diversion for this right.

MICROFILMED

MAR 16 1990

*PQ 10M 1E S. 11 N.W. NE
S. 2 S.W. SE
S. 11 NENE, S $\frac{1}{2}$ NE $\frac{1}{4}$, SESE*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

78-7238
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

RECEIVED
MAR - 1 1988

Department of Water Resources

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

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D Index SL 9/15/87 (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: _____

Check of P/U Index SL 9/15/87 (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 - 7177 } - 0142B-0144B
☒ Increase number of acres within tracts
☒ Other: _____

Aerial Photo

Required? ☒ yes ☐ no If yes: ☒ copy attached? *Poor quality photo, see project map*

Scheduling Letter sent? N/A (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 Stan Latta 9/16/87 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent ED 2/11/88 (Initial and date)

Exam Reviewed by Manager of Regional Office DRT 2/11/88 (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office BO 2/21/88 (Initial and date)

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

INTER-DEPARTMENT MEMO — 1

FROM *Steve Lester*

DATE *1/27/88*

TO *Reviewers*

SUBJECT

Review 78-7238

together

7177

7173

MICROFILMED

MAR 16 1990

Steve Lester

SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

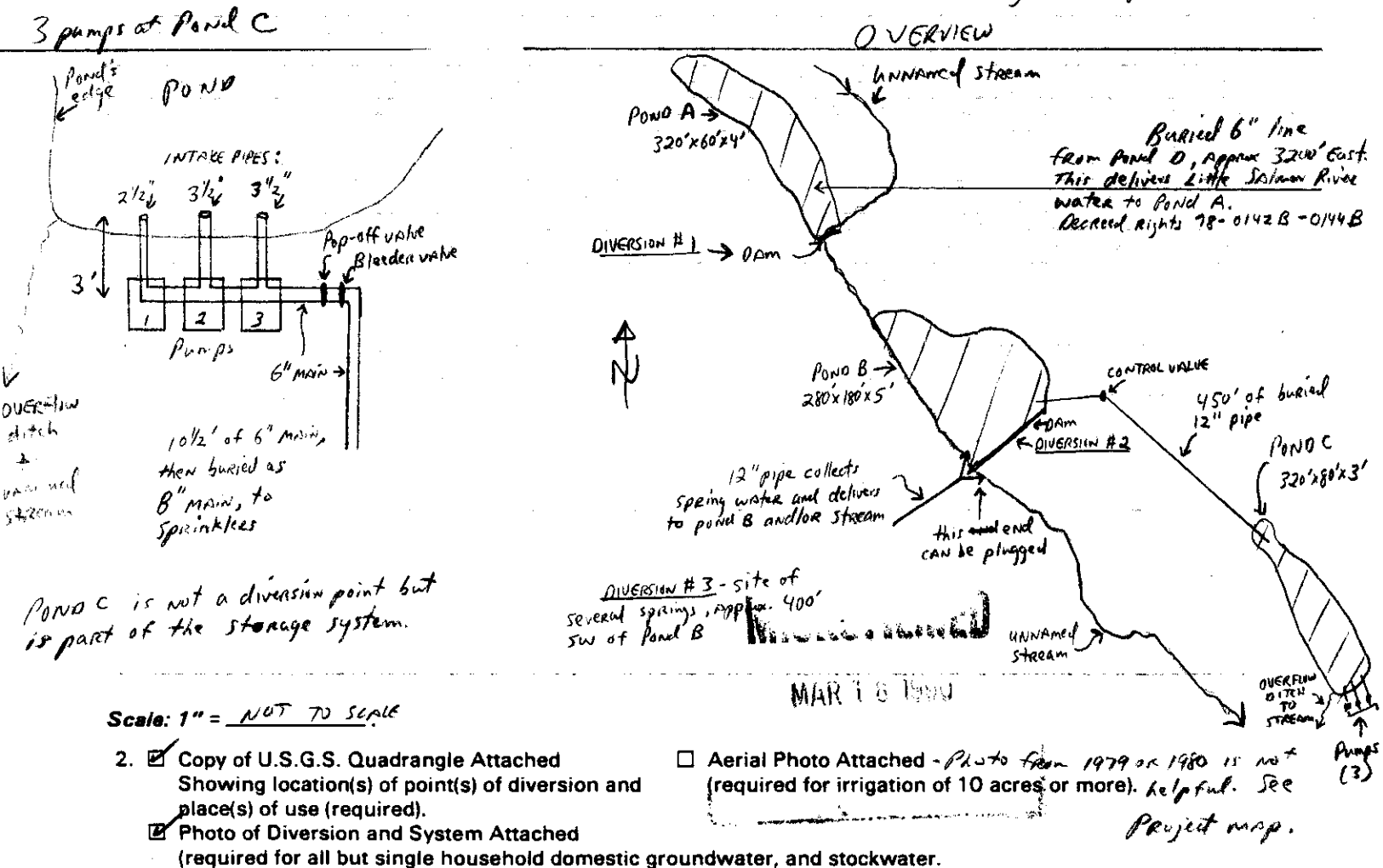
Permit No. 78-7238
1. Owner: BA Properties I, Inc. Phone No. 347-2162
Current Address: P.O. Drawer C New Meadows, Id. 83654
2. Accompanied by: Brad Pearson & Dave Geddes EXAM. DATE: 9/16/87
Address: Same Phone No. Same
Relationship to Permit Holder: Project Maint. Mng. & Property Owners Assoc. Maint. Foreman, respectively
3. Source: unnamed stream tributary to Little Salmon River } the springs can be considered
AND unnamed springs sink } part of the unnamed stream's
drainage.

B. OVERLAP REVIEW

1. Other water rights with same place of use: 78-7177, 0142B, 0143B, 0144B, 7173, 4302, 7262
☒ Copies Attached as needed
2. Other water rights with same point of diversion: NONE
☐ 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 - see Project map



NOTE: Although Pond C is not a diversion site, it is part of the storage component of this system.

System: Description (continued)

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

gravity flow system:
 Pond C is off-stream storage.
 Three ~~pumps~~ ^{PONDS} store irrigation water. Ponds A & B are on-stream storage at unnamed stream, locally called Lewis Creek. A series of springs several hundred feet SW of pond B is drained via a 12" collection pipe (French drain system) to deliver water to pond B. Spring water can be routed directly into stream just below dam if necessary. Stored water runs 450' SE from pond B to C via a 12" buried ~~line~~ ^{mainline}. Three pumps at south end of pond C feed a buried 8" mainline that reduces in stages to 6", 4", and 3" before servicing 1" & 1 1/2" risers. Normal irrigation, which can occur when ponds are full, utilizes 18 Royal Coach dual nozzle and 12 Rainrol dual nozzle sprinklers. (18 on 1" risers, 12 on 1 1/2" risers). Maximum pressure on mainline at pumps is 90 psi.

See Remarks on page 4 for continuation

4. * Thus, ~~an irrigation~~ a direct flow component is needed in the water right.

Pumps are not part of actual diversion but included for hp equation

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Pump #1	U.S.	30	R-9008-05-924	Lowe	SP4640, 2" pipe
#2	ELECTRIC	40	R-9090-05-131	Lowe	NO TAG, 3 1/2" pipe
#3		40	R-9099-05-056	Lowe	NO TAG, 3 1/2" pipe

all into 6" line, which enlarges to 8" line.

*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
1			SW	SE	2	19N	1E	Adams	USGS 7 1/2' Quad, Project Map.
2			NW	NE	11	19N	1E		
3			NW	NW	NE	11	19N	1E	
			SW	NW	NE	11	19N	1E	

Pond A
Pond B
Springs

6. Place(s) of Use:

Indicate Method of Determination USGS 7 1/2' Quad & Project Map

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	
19N	1E	11	16			4	13								7				40

RECORDED

MAR 15 1990

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pressure gauge & pitot					100 psi	

2. Measurements:

Sprinklers resemble model 80B Rainbirds with large circles watered
 Yields per sprinkler: 18 R.C. $\frac{1}{4}" \times \frac{3}{16}"$, $\bar{x}$ psi is 73 = 23.98 gpm
 12 Rainbird $\frac{1}{4}" \times \frac{3}{8}"$, $\bar{x}$ psi is 80.5 = 48.45 gpm
 Pond dimensions:
 $A = 320 \times 60 \times 4 = 76,800$; $B = 280 \times 180 \times 5 = 252,000$; $C = 320 \times 80 \times 3 = 76,800$; Total = 405,600 ft.³
 = 9.3 AF

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: $\frac{(18 \times 23.98) + (12 \times 48.45)}{448.8} = \frac{1013.04}{448.8} = 2.26$ cfs

2. Alternate Method for Checking Purposes:

H_{req.} where $h_p = 30 + 40 + 40 = 110$ $z = 3$
 $eff = .6$ (reduce due to plumbing) $psi = 85$ (max = 90)

$$Q = \frac{(8.8)(.6)(110)}{(2.31 \times 85) + 3} = \frac{580.8}{199.35} = 2.91$$
 cfs

F. PUMP EFFICIENCY DATA (Optional)

CANNOT DO: Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)
 Total Head: (1) + (2) = _____ (3) : Flow rate: _____ cfs (4)
 NO direct flow measurement on mainline plus need panel input data

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:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (40)(3.0) = 120.0$
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (680)(185)(1.9835) = 293.6$
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 120.0$

2. Volume Calculations for Other Uses:

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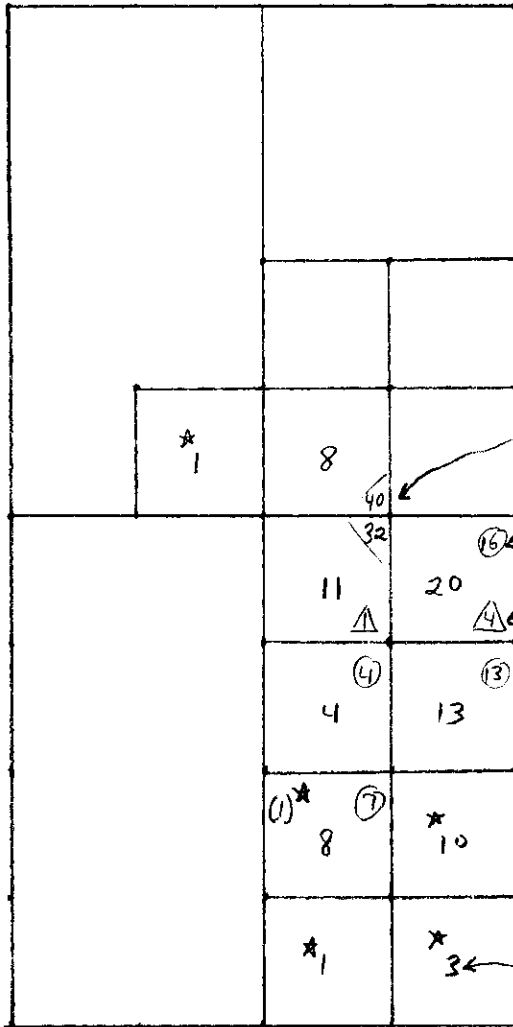
allow full permit amount of .80 cfs, see remarks

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Overlap

S. 2

S. 11



Total actually irrigated = 79 ac.

by decreed rights = 72 ac.

by 78-7238 = 40 ac.

by 78-7177 = 5

Now covered by 78-0142B - 0144B (72 ac.)

Rec'd for 78-7238 (40 ac.)

Rec'd for 78-7177 (5 ac.)

* Tracts without WR coverage for acres irrigated (only 1 ac. not covered in NWSE S.11).

Decreed rights should be transferred to cover these acres. Also, storage at Ponds D should be included in transfer changes.

Acres actually irrigated per tract

Consider:

Right	Flow (cfs)	period	plu
0142B	.52	3/1-7/1	S. 2 SWSE (40) and
0143B	.33	7/2-12/1	
0144B	.64	4/1-7/1	S. 11 NWNE (32)
	.40	7/2-11/1	

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Therefore:

3/1-3/31	=	.52	cfs
4/1-7/1	=	1.16	"
7/2-11/1	=	.73	"
12/2-12/1	=	.33	"

MAX use under decreed rights is 1.16 cfs.

Based on sprinkler measurement, system capacity for surface water use is 2.26 cfs for 79 acres, or .029 cfs/acre.

Permit 78-7238, .80 cfs, 40 ac., or .02 cfs/ac.

Decreed rights 78-0142B-0144B, 1.16 cfs (max.) for 72 ac., or .016 cfs/ac.

Permit 78-7177, includes .10 cfs, 5 ac., or .02 cfs/ac.
(groundwater)

THEREFORE

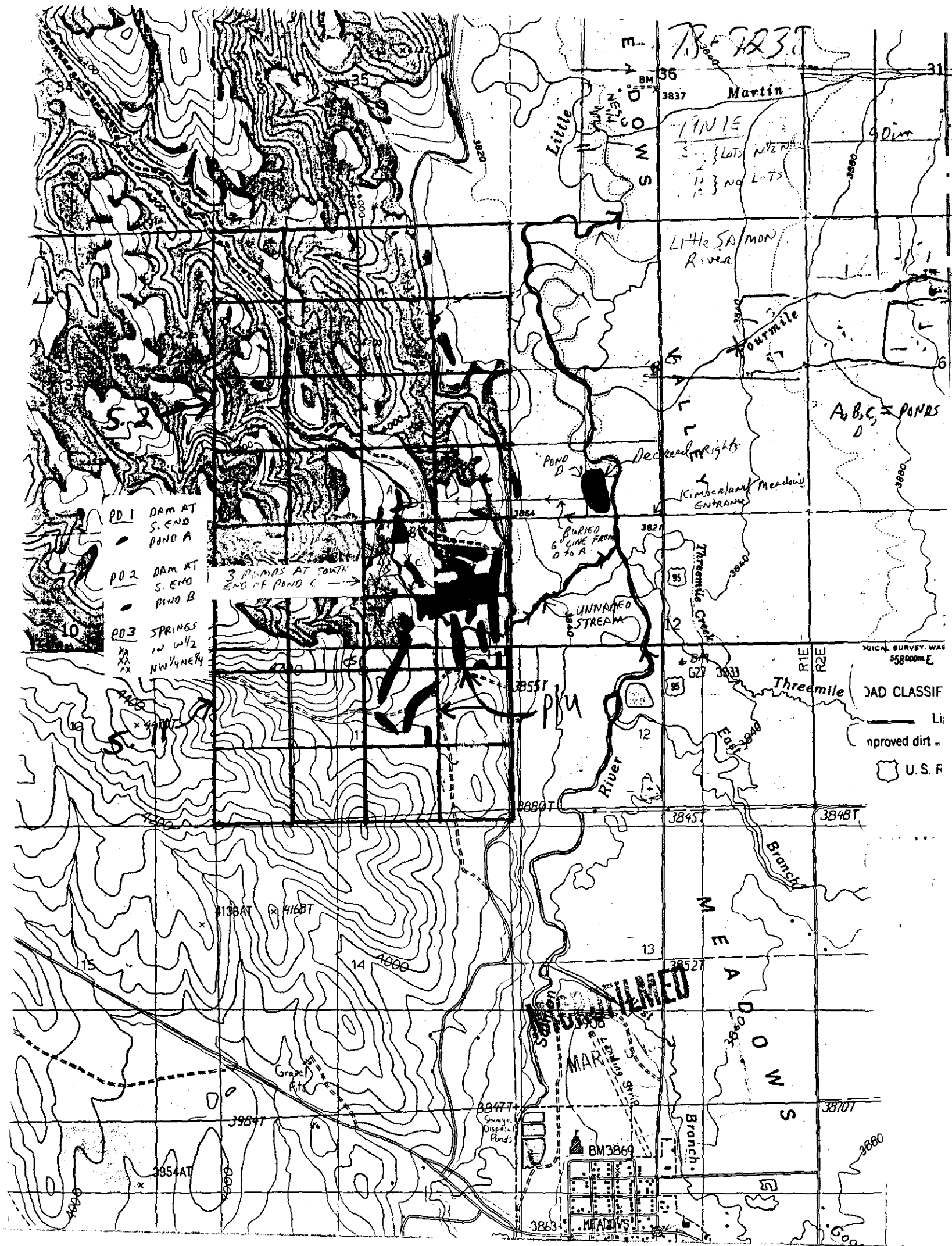
Permit 78-7238, when combined with other rights, shall provide no more than .02 cfs/ac. or 3.0 AFA/ac. for irrigation (Lic. cond. R 29).

The maximum combined rate of diversion under this permit and rights 78-0142B-0144B shall not exceed 1.96 cfs (Lic. cond R17).¹¹
2(.80 + 1.16)

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¹¹ Not sure if this is appropriate. 1.96 cfs is the amount of water that can be applied under the rights, and I included this req't. because of the 2.26 cfs capacity of sprinklers.



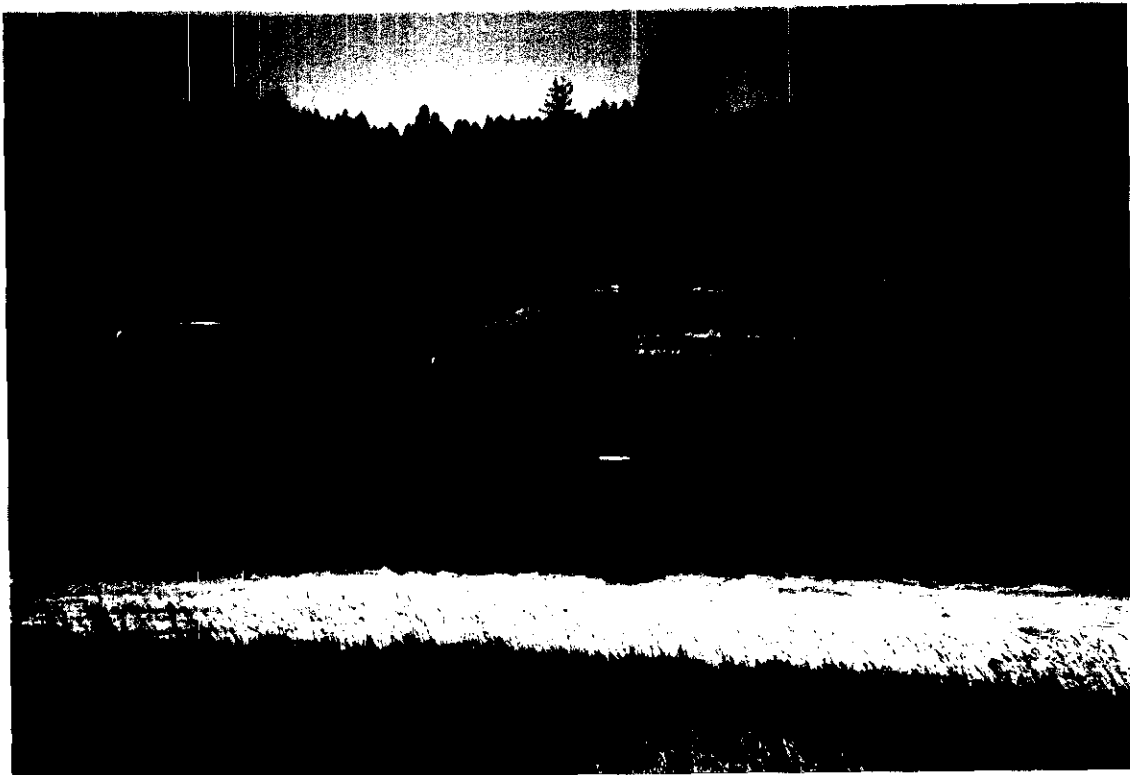
75-7238

pg. 1 of 2



Entrance to
Kimberland meadows
development, near the
45th Parallel just
west of Hwy 95.

RECEIVED
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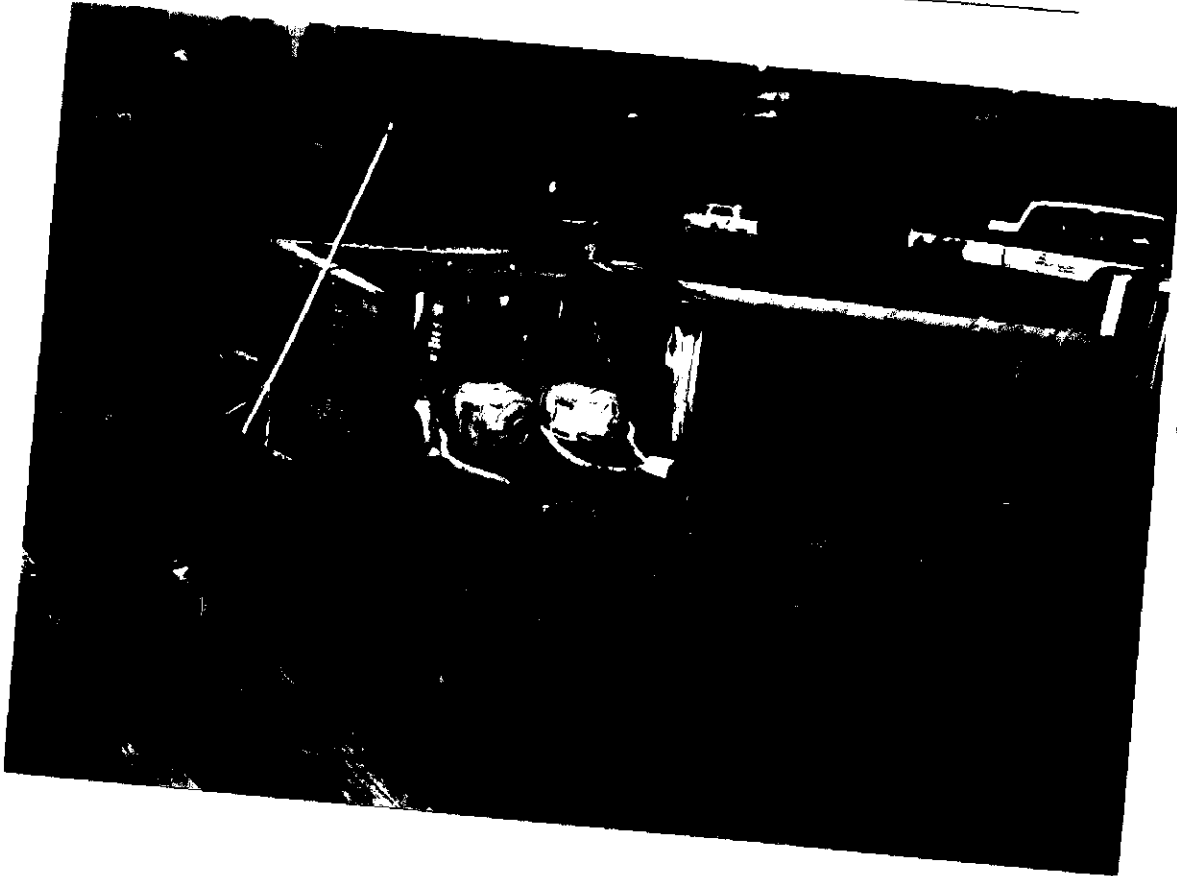


P/D #2, Looking
west at pond B.
Unnamed stream leaves
pond at base of
pine tree in center
view. Unnamed
springs are drained
from ~~area~~ upslope area
in left background
(P/D #3).

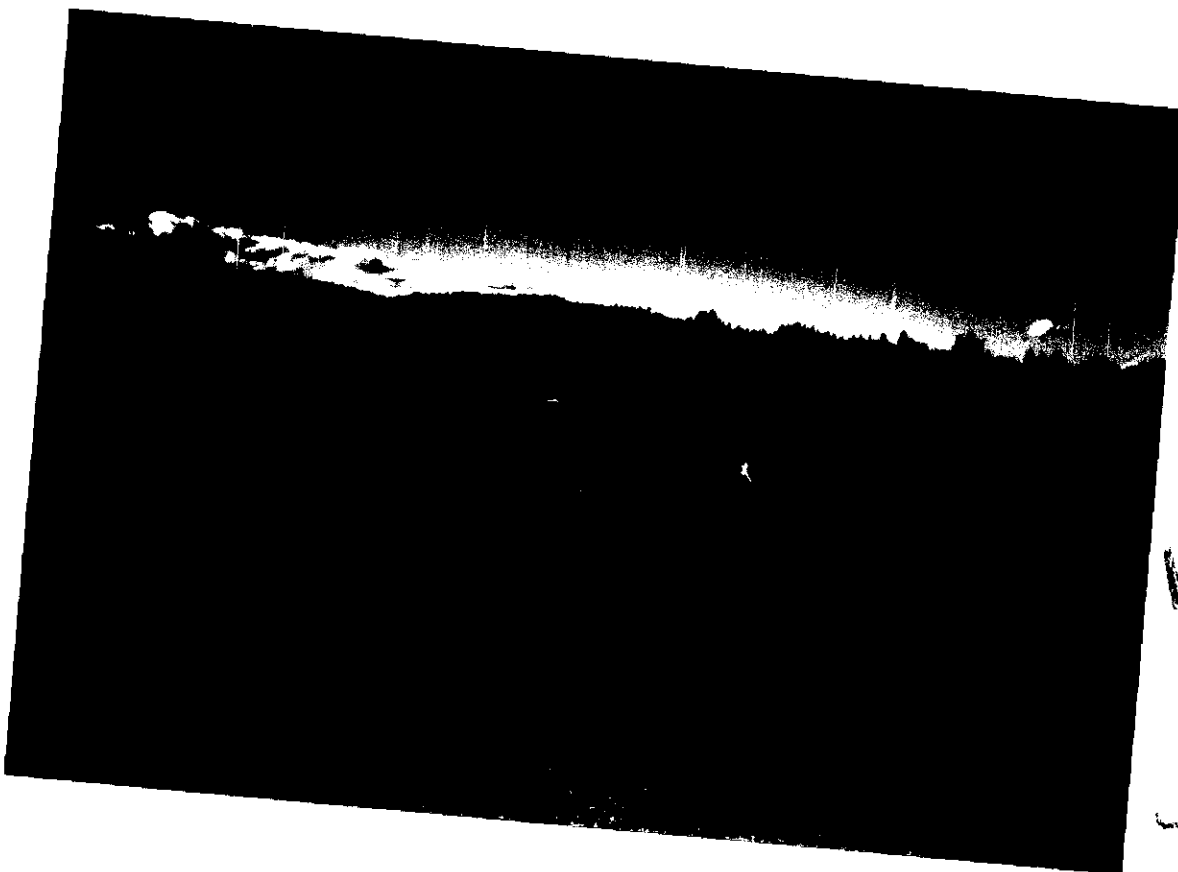
P/D #1, Pond A, is
upstream about 425'.

70-7238

pg. 2 of 2



3 pumps at south
end of Pond C.
Clubhouse and lawn
are seen in background
(receive water from
well, 78-7177 & 7173).



P/4

Typical view looking
NW at part of golf
course.

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SESE	04.10.49	78-4302	BOISE CASCADE CORP	C	S	01-01-1945	LITTLE SALMON RIVER UNSTREAM STREAM UNNAMED STREAMS
11 - NENE	04.10.49	78-4302	BOISE CASCADE CORP	C	S	01-01-1945	LITTLE SALMON RIVER UNSTREAM STREAM UNNAMED STREAMS
- NENE	43	78-7173	SIMPCO LANDS	C	P	05-15-1981	GROUNDWATER
- NENE	40 01.43	78-7177	SIMPCO LANDS	C	P	06-25-1981	GROUNDWATER
- NENE	22.46	78-7262	SIMPCO LANDS	C	P	07-05-1984	GROUNDWATER
- NENE	43	78-7173	SIMPCO LANDS	C	P	05-15-1981	GROUNDWATER
- NENE	40 01.43	78-7177	SIMPCO LANDS	C	P	06-25-1981	GROUNDWATER
- NENE	22.46	78-7262	SIMPCO LANDS	C	P	07-05-1984	GROUNDWATER
- SENE	43	78-7173	SIMPCO LANDS	C	P	05-15-1981	GROUNDWATER
- SENE	40 01.43	78-7177	SIMPCO LANDS	C	P	06-25-1981	GROUNDWATER
- SENE	43	78-7173	SIMPCO LANDS	C	P	05-15-1981	GROUNDWATER
- SENE	40 01.43	78-7177	SIMPCO LANDS	C	P	06-25-1981	GROUNDWATER
- SENE	01	78-7238	SIMPCO LANDS	C	P	03-25-1983	LEWIS CREEK
- SENE	22.46	78-7262	SIMPCO LANDS	C	P	07-05-1984	GROUNDWATER

78-7238
p/v

4302

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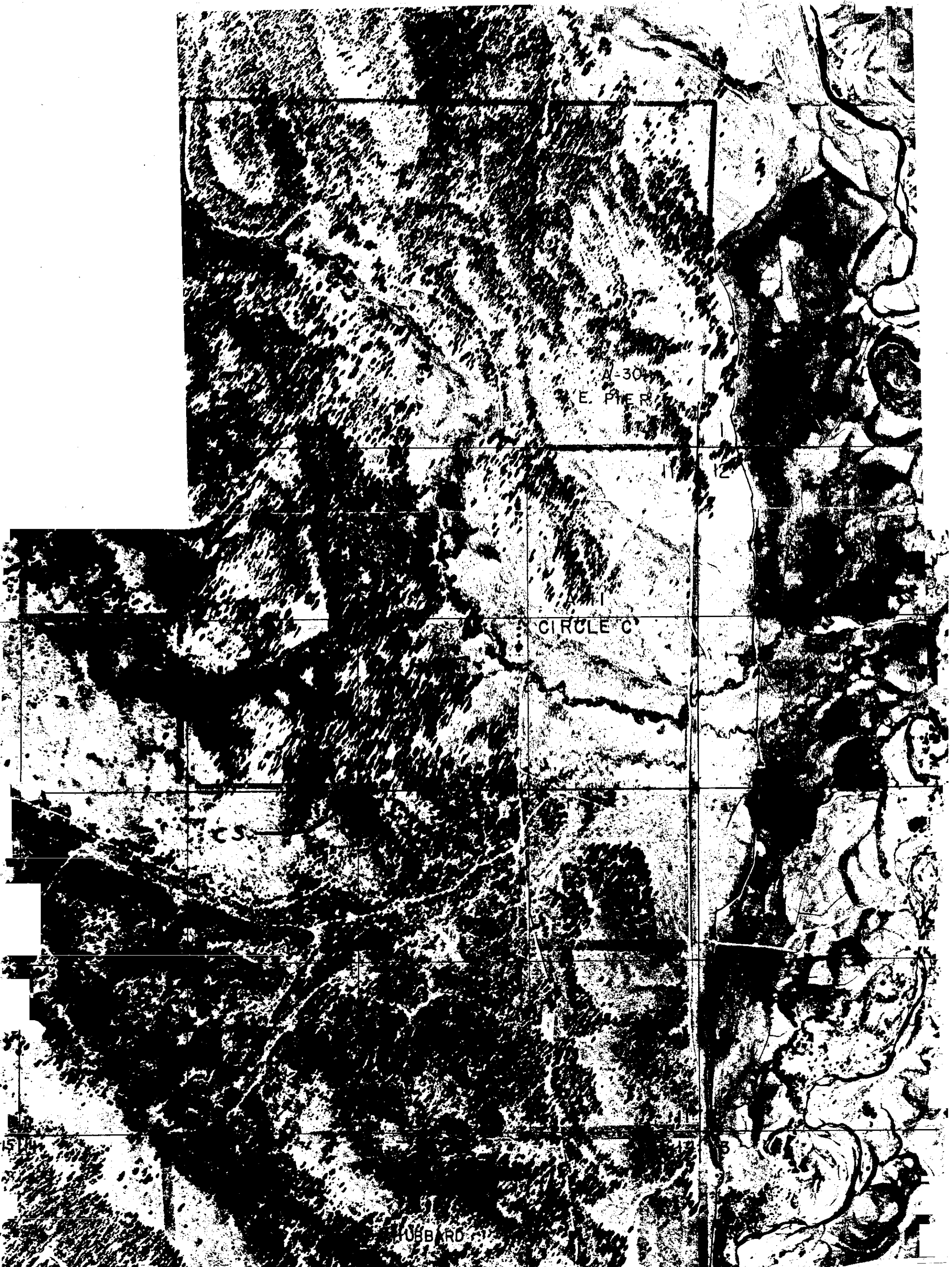
DIO

WRR156

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY PLACE OF USE

PAGE 4443
06/28/1987

TWNSHP	RNG	SEC	TRACT	LOT	ACRES	USES	WATER RIGHT NUMBER	LAST NAME	OWNER CODE	STAGE	PRIORITY DATE	SOURCE OF WATER
19N	01E	11	NENH		43		78-7173	SIMPCO LANDS	C	P	05-15-1981	GROUNDWATER
			NENH	40	01.43		78-7177	SIMPCO LANDS	C	P	06-25-1981	GROUNDWATER
			NENH		43		78-7173	SIMPCO LANDS	C	P	05-15-1981	GROUNDWATER
			NENH	40	01.43		78-7177	SIMPCO LANDS	C	P	06-25-1981	GROUNDWATER
			SENH		43		78-7173	SIMPCO LANDS	C	P	05-15-1981	GROUNDWATER
			SENH	40	01.43		78-7177	SIMPCO LANDS	C	P	06-25-1981	GROUNDWATER
			NESH		04.10.49		78-4302	BOISE CASCADE CORP	C	S	01-01-1945	LITTLE SALMON RIVER UNSTREAM STREAM UNNAMED STREAMS
			NASH		04.10.49		78-4302	BOISE CASCADE CORP	C	S	01-01-1945	LITTLE SALMON RIVER UNSTREAM STREAM UNNAMED STREAMS
			SWSH		04.10.49		78-4302	BOISE CASCADE CORP	C	S	01-01-1945	LITTLE SALMON RIVER UNSTREAM STREAM UNNAMED STREAMS
			SESH		04.10.49		78-4302	BOISE CASCADE CORP	C	S	01-01-1945	LITTLE SALMON RIVER UNSTREAM STREAM UNNAMED STREAMS
			NESE		43		78-7173	SIMPCO LANDS	C	P	05-15-1981	GROUNDWATER
			NESE	40	01.43		78-7177	SIMPCO LANDS	C	P	06-25-1981	GROUNDWATER
			NWSE		04.10.49		78-4302	BOISE CASCADE CORP	C	S	01-01-1945	LITTLE SALMON RIVER UNSTREAM STREAM UNNAMED STREAMS
			SWSE		04.10.49		78-4302	BOISE CASCADE CORP	C	S	01-01-1945	LITTLE SALMON RIVER UNSTREAM STREAM UNNAMED STREAMS
			SESE		04.10.49		78-4302	BOISE CASCADE CORP	C	S	01-01-1945	LITTLE SALMON RIVER UNSTREAM STREAM UNNAMED STREAMS



See attached letter

This 1985 Transfer is not
Current info. Transfer No. 3183

Water Right No. 78-0142B
78-0143B
78-0144B

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Simpco Lands Phone 347-2158
Post Office address P.O. Drawer C, New Meadows, Id 83654

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by: 78-0142
78-0143
a. Decree No. 78-0144 Decreed to Gustav Meyer
(Name)
in case of Gustav E Meyer vs Berry, Carr, Glenn & Circle C
dated in 1/4/31 in 2nd Judicial Dist. county of Adams
(Name of court)
b. License No. _____ issued by the Idaho Department of Water Resources
c. Claim No. _____ on file with the Idaho Department of Water Resources

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired warranty deed

3. Source of water Little Salmon River tributary to Salmon River
78-0142, 0143 - 5/15/1906
4. Date of priority 78-0144 - 6/15/1920
5. Water is used for the following purposes:
amount 0142 1.555 for Irrigation purposes from 3/1 to 7/1
amount 0143 .975 for Irrigation purposes from 7/1 to 12/1
amount 0144 6 cfs for Irrigation purposes from 4/1 to 12/1
amount 3.75 for Irrigation purposes from 3/1 to 12/1
(month/day — both dates inclusive)

6. Total amount of water under right: a. _____ cubic feet per second
8/or
b. _____ acre feet per annum
7. Location of original point of diversion is NE % of NE % of Section 23
Township 19N Range 1E, B.M., in Adams County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

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	
19N	1E	2															40		40
19N	1E	12								40	40								80
19N	1E	11			32														32
19N	1E	1					✓	✓			✓	✓							160
19N	1E	2	✓			✓													80
20N	1E	35													✓		✓		60

Total number of acres to be irrigated _____

9. Describe any other water rights used for the same purpose as described above groundwater rights
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item 9, REMARKS.

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B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. 52 cfs 0142 cubic feet per second
33 cfs 0143 &/or
64 cfs 0144 acre feet per annum
b. 40 cfs 0144

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2. Point of diversion NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 23 Township 19N
Range 1E, B.M., Adams County
Additional points _____

3. Place of use: _____

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
19N	1E	2																40	40
19N	1E	11			32														32

Total number of acres to be irrigated 72

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE:

1. General Information

- a. Amount of water to be diverted 52 0142 c.f.s. &/or 33 0143 acre feet
64 0144
40 0144
b. Description of diverting works pump with pipeline

- c. Describe the reasons for the proposed changes More efficient use of
water, ditch losses through existing ditch are
up to 50%

2. Change in point of diversion

Point of diversion SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 1 Township 19N
Range 1E, B.M., Adams County
Additional points _____

3. Change in place of use No change

- a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage, or contract agreeing to the proposed change.
b. Describe the affect on the land from which the water right is transferred if use is changed pursuant to this transfer

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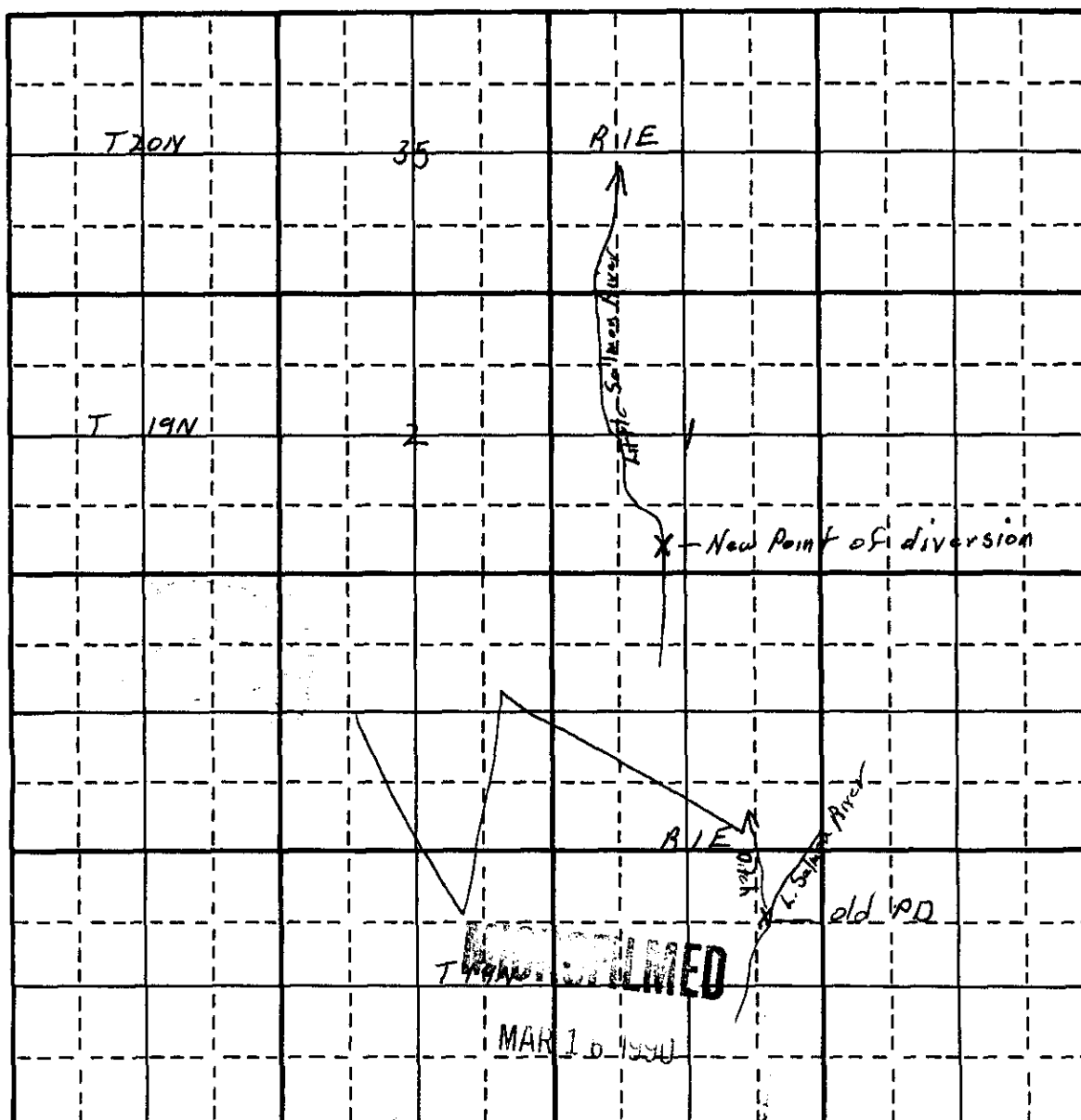
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c. Describe the lands, place of use to which the right will be transferred:

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	

Total number of acres to be irrigated _____

- Describe any other water rights used for the same purpose as described above. groundwater rights
- Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

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D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 27 day of June, 19 85

Impedance by M. B. Bader
(Signature of Applicant) Project Engineer

Nancy M. Mathew
(Notary Public)

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 78-0142B/0143B/0144B and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 13th day of August, 19 85

A. Mew Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by GLS Date 6/24/85 Protest filed by _____
Prelim. check by GLS Fee \$50.00 # 36087
Received by GLS Date 6/24/85
Published in The Adams County Leader Copies of protest filed by _____
Pub. dates 7/4 & 7/11/85 Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended by [Signature] approval _____ denial _____
_____ rec'd. by [Signature]

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CECIL D. ANDRUS
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

R. KEITH HIGGINSON
Director

Mr. Brad Pearson
BA Properties I, Inc.
P.O. Drawer C
New Meadows, ID. 83654

Jan. 27, 1988

Re: 78-0142B, 0143B, 0144B

Dear Brad:

I recently completed the field exam reports for the irrigation and domestic water rights that we looked at last fall (78-7238, 7177, 7173). First, the receipt for the exam on 7238 is enclosed. Second, I just received the assignment forms from Larry Simonson that assigned the examined permits from Simco to your company.

The last and main item concerns the above referenced decreed rights that use Little Salmon River water for irrigation. They provide water to 40 acres in SW1/4 SE1/4, Sec. 2 and 32 acres in NW1/4 NE1/4, Sec. 11 (see copies). An additional transfer is needed to provide suitable coverage to your irrigated acres as outlined on the attached diagram.

The total area for the golf course and related areas is 79 acres. These are spread throughout the east half of Sec. 11 and the south portion of Sec. 2. Note that only 19 acres are actually irrigated in the two tracts currently associated with the decreed rights, although 72 acres are described in the three rights. The starred tracts on the diagram do not have irrigation rights. I recommend that you initiate a transfer to provide coverage from the decreed rights to the quarter-quarters shown. Also, the pond in Sec. 1 by the entrance road does not have storage rights on it. Your new transfer should try to add irrigation storage and irrigation from storage to 78-0142B through 0144B to fully protect the water use at Kimberland Meadows.

The Snake River Basin Adjudication that you have probably heard mentioned recently is beginning. Adams County will probably be the first impacted area and, if so, you will receive the appropriate information soon. Your interests

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MAR 16 1990

will be served by clearing up the decreed rights as soon as possible. I enclosed transfer forms and instructions for your convenience. Please contact any Water Resource Agent at this office for additional help.

Sincerely,

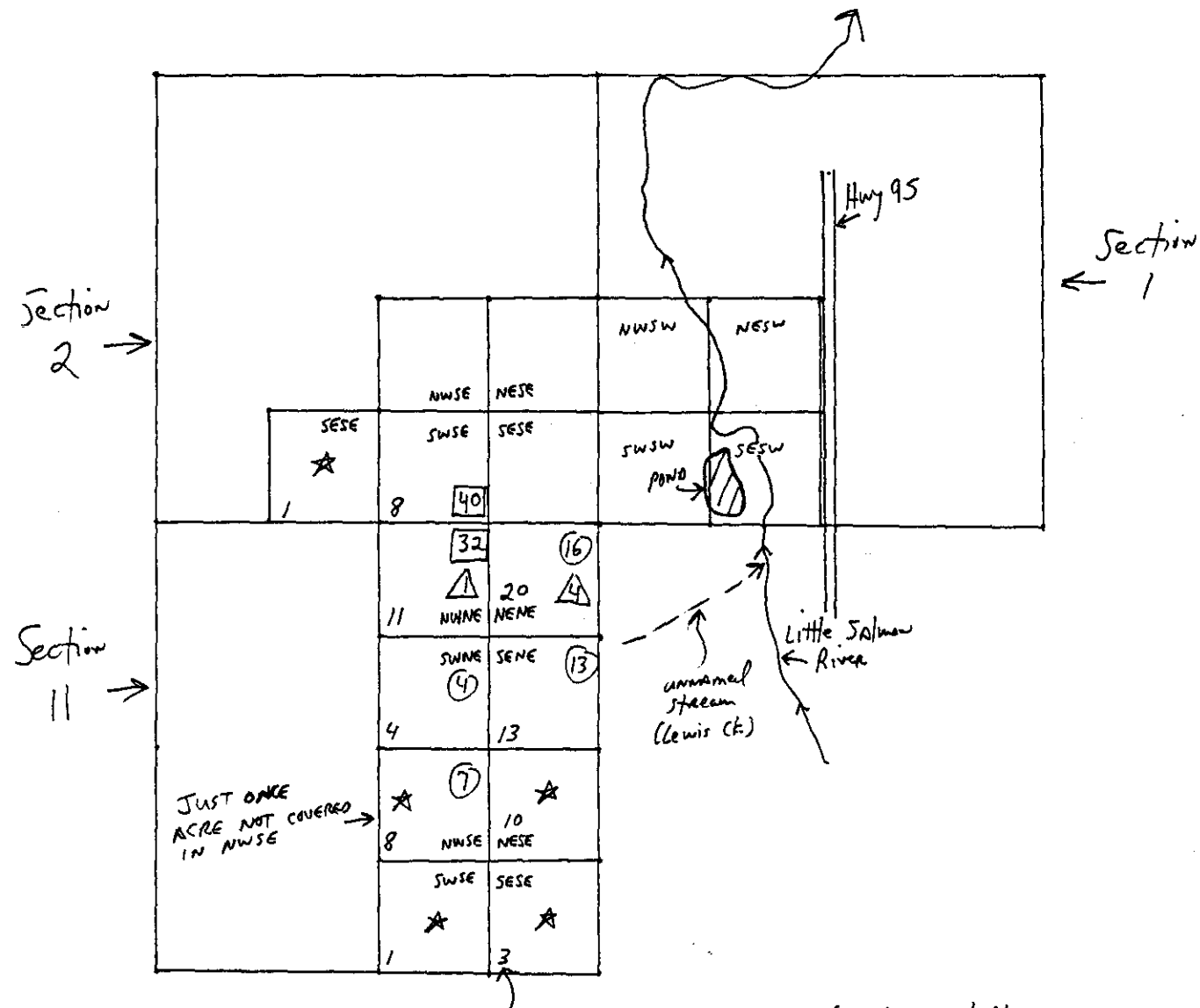
Steve Lester
Water Resource Agent

SL:enc

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Summary of Kimberland Meadows irrigation for areas not associated with home lots.



Acres irrigated (golf course & associated areas) shown in lower left corner of each quarter-quarter.

Total irrigated = 79 acres

by decreed rights

78-0142 B, 0143 B, = 72 acres, Little Salmon River to pond, then to other pond(s) on golf course.

0144 B

by Permit 78-7238 = 40 acres, unnamed stream (Lewis Creek, head)

by Permit 78-7177 = 5 acres, well.

* Quarter-quarters lacking irrigation water rights

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State of Idaho
DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 1301 North Orchard Street Boise, Idaho 83706-2237 • (208) 334-4440

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

March 8, 1988

RE: Permit Nos. 78-7173/7177/7238/7262

B.A. Properties I, Inc.
P.O. Drawer C
New Meadows, ID 83654

Dear Permit Holders:

This office acknowledges receipt of the Assignment of the above referenced permits to you.

Enclosed for your records are copies of the permits. Be sure to note the special conditions of approval on the fourth pages that identify requirements necessary for developing the permits into licensed water rights.

In reviewing the permits, we find that the requirement for submitting proof of construction of works and application of water to beneficial use has been met. The next step towards licensing of the permits will be for our regional office to examine your water right system.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosures

RECEIVED

MAR 16 1988

Permit No. 78-7173

78-7177

78-7238

78-7262

ASSIGNMENT REVIEW CHECK LIST

1. Signature of Permit Holder? *yes*
2. Notary? *yes*
3. a. Full Assignment? *yes*
b. Partial Assignment?
4. "No assignment" condition on permit? *NO*
5. Commencement of Works received? *yes B/u 'rec'd*
 - a. Commencement of works requested?
 - b. Show Cause Order drafted & sent?
 - c. Cancellation necessary?
6. Affidavit of residency required? *NO*
7. Extension granted due to litigation? *N/A*
(If yes, commencement of works is not required.)

1. Type permit summary ~~sheet~~.
2. Coding ~~sheet~~.
3. Acknowledgement letter type.
4. Copy to region.

Shavla

#1 ap

Date 2-29-88

Employee *Joni Johnson*



CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

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

Simpco Lands
Mr. Larry Simonson
Rt. 1, P.O. Box 101D
McCall, ID. 83638

Dec. 28, 1987

Re: Permits 65-7209, 12256, 12257; 78-7173, 7177, 7238, 7262

Dear Mr. Simonson:

After meeting with you in early October, gathering field data, and reviewing the above water right files, I realize that additional steps are needed. The storage rights for Brown Reservoir on Laffinwell Creek east of Donnelly are 65-7209 and 12257. The maximum reservoir size is 99 acre-feet as measured by the recent dam safety field inspection. A license may be issued for this amount under permit 65-7209, which holds a priority date of 6/16/71. The other permit provides 70 acre-feet and has a priority of 7/16/79. Because we cannot license something without an additional beneficial use occurring, permit 65-12257 serves no purpose and is recommended for relinquishment. This leaves you with one water right for the maximum reservoir volume with an earlier priority date. The storage uses would remain fully protected.

Another storage permit is 65-12256 for 170 acre-feet downstream in section 20. No development occurred under this right and, under water right statutes, the permit has reached a dead end and is no longer valid. 65-12256 and 12257 will be cancelled. Under such circumstances, permit owners are asked to relinquish the rights to provide more efficient action. Please complete and return the enclosed Relinquishment form.

The remaining business concerns four permits for Kimberland Meadows (78-7173, 7177, 7238, 7262). I conducted licensing field exams on the first three permits and learned that Simpco Lands sold its Kimberland Meadows interests to BA Properties I, Inc.. Permits are personal property to be transferred to new property owners before water right licenses may be issued. Please complete the attached Assignment of Permit form and note that it must be notarized. Return this and the above discussed Relinquishment form to this office.

MAILED

MAR 16 1988

Please respond within 30 days to insure prompt action and to minimize any problems associated with the seven permits. I will be glad to help in any way.

Sincerely,

Steve Lester
Water Resource Agent

Sl:enc

RECORDED

MAR 16 1988

4/86

RECEIVED

MAY 06 1987

KEYPUNCHED

For Office Use Only
Fee Received 100
Date 4-27-87
Receipt # 42372
Receipt by LLH
Sent to S.O. LLH

RECEIVED

APR 22 1987

STATE OF IDAHO Department of Water Resources

DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Western Regional Office

EXAMINATION FEE INFORMATION

1. Permit No. 78-7238

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: STAPCO LANDS

3. Post Office Address: KIMBERLAND MEADOWS, DRAWER C NEW MEADOWS, ID 83654

Telephone No. (208) 347-2173

4. Source of Water: LEWIS CREEK

5. Extent of Use:

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

Irrigation 40 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 0.80 cfs _____ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

SUMMER 1983

8. Person to contact to accompany the department representative for the field examination:

RICHARD COWDERY

(Name)

MAR 16 1988

DRAWER C NEW MEADOWS, ID. 83654

(Address)

(208) 347-2173

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

APRIL 17, 1987

Date

cc/RC

Stapco Lands L.L.H.
Signature of Permit Holder (and title, if appropriate)



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

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

78-7238
SIMPCO LANDS
P.O. DRAWER C
NEW MEADOWS, ID 83654

138391

April 10, 1987

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.

RECORDED

MAR 16 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

MAY 5, 1984

SIMPCO LANDS
P.O. BOX C
NEW MEADOWS ID 83654

RE: Permit No. 78-7238

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

MAR 16 1988

SIMPCO L. OS/Kimberly Meadows

P.O. Drawer C

New Meadows, Idaho 83654



RECEIVED

APR 6 1984



IDAHO DEPARTMENT OF WATER RESOURCES

Department of Water Resources STATEHOUSE

BOISE, IDAHO 83720

REFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 78-7238

Name(s) of Permit Holder: Simpco Lands

Post Office Address: P.O. Drawer C

New Meadows, Idaho 83654

Tel. No. 347-2158

Source of Water: Lewis Creek

Extent of Use:

☐ Domestic

(number of households)

☐ Stockwater

(number and type of stock)

☒ Irrigation

40

(acres)

☐ Other

Measuring Device: Required?

☐ Yes

☐ No

Installed?

☐ Yes

☐ No

Access Port:

Required?

☒ Yes

☐ No

Installed?

☒ Yes

☐ No

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

April 5, 1984

Date

Simpco Lands / M. L. [Signature]
Signature of Permit Holder

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138624

SIMPCO LANDS
P.O. DRAWER C
NEW MEADOWS, ID 83654

PROOF DUE NOTICE

MARCH 31, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 78-7238 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JUNE 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

ENCLOSURE

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

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

SIMPCO LANDS
P.O. DRAWER C
NEW MEADOWS, ID 83654

MAY 10, 1983

RE: PERMIT NO. 78-7238

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

BE SURE TO NOTE THE SPECIAL CONDITION REQUIRING YOU TO INSTALL A MEASURING DEVICE, OR AN ACCESS PORT TO PROVIDE FOR THE INSTALLATION OF MEASURING EQUIPMENT BY THE DEPARTMENT. ENCLOSED PLEASE FIND A LIST OF MEASURING DEVICE OPTIONS, AND SPECIFICATIONS FOR THE INSTALLATION OF THE ACCESS PORT.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT. ALSO ENCLOSED FOR YOUR CONVENIENCE IS THE STATEMENT OF BENEFICIAL USE POSTCARD THAT MUST BE SUBMITTED WHEN YOUR PROJECT IS COMPLETED.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MAILED
MAY 10 1983

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: GLS

APPLICATION NUMBER: 78-7238

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☒ No Field check required.
☒ Yes ☒ No Critical groundwater area.
☒ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☒ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. None
☒ Yes ☐ No* In form for advertising.
Final date for protests: 4/25/83
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 4/15/83
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application. 45/27875
☒ Publication dates and paper, recorded on application. 4/14/83 Adams County
☒ Protests, dates, withdrawal, etc., recorded on application. Reader
☒ Recommendation & initial, recorded on application.
☒ Yes ☐ No Measuring device required.
☒ Yes ☐ No Access port required.
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? _____
3/25/83 Date of priority recommended.
☒ Special conditions of approval or cover letter. _____

By: DBS

Date: 4/25/83

STATE OFFICE REVIEW:

SLW/LIB, L03

OIC

- ☒ See attached sheet for more information.

By: Reader

Date: 4/27/83

RECEIVED
APR 26 1983

Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

[Handwritten signature]

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

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IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

Z8-Z238-

SIMPCO LANDS

P.O. DRAWER C. NEW MEADOWS. ID 83654

Source: LEWIS CREEK trib. to LITTLE SALMON RIVER

Date Filed: 03/25/1983

Diversion Pt: NWNE Sec 11 T 19N R 01E

Use: IRRIGATION (0.80 CFS)

In: SENE Sec 11 T 19N R 01E FOR 40 ACRES

RECEIVED
MARCH 27 1983

WATER RIGHT
DATA ENTRY LOG

[illegible]