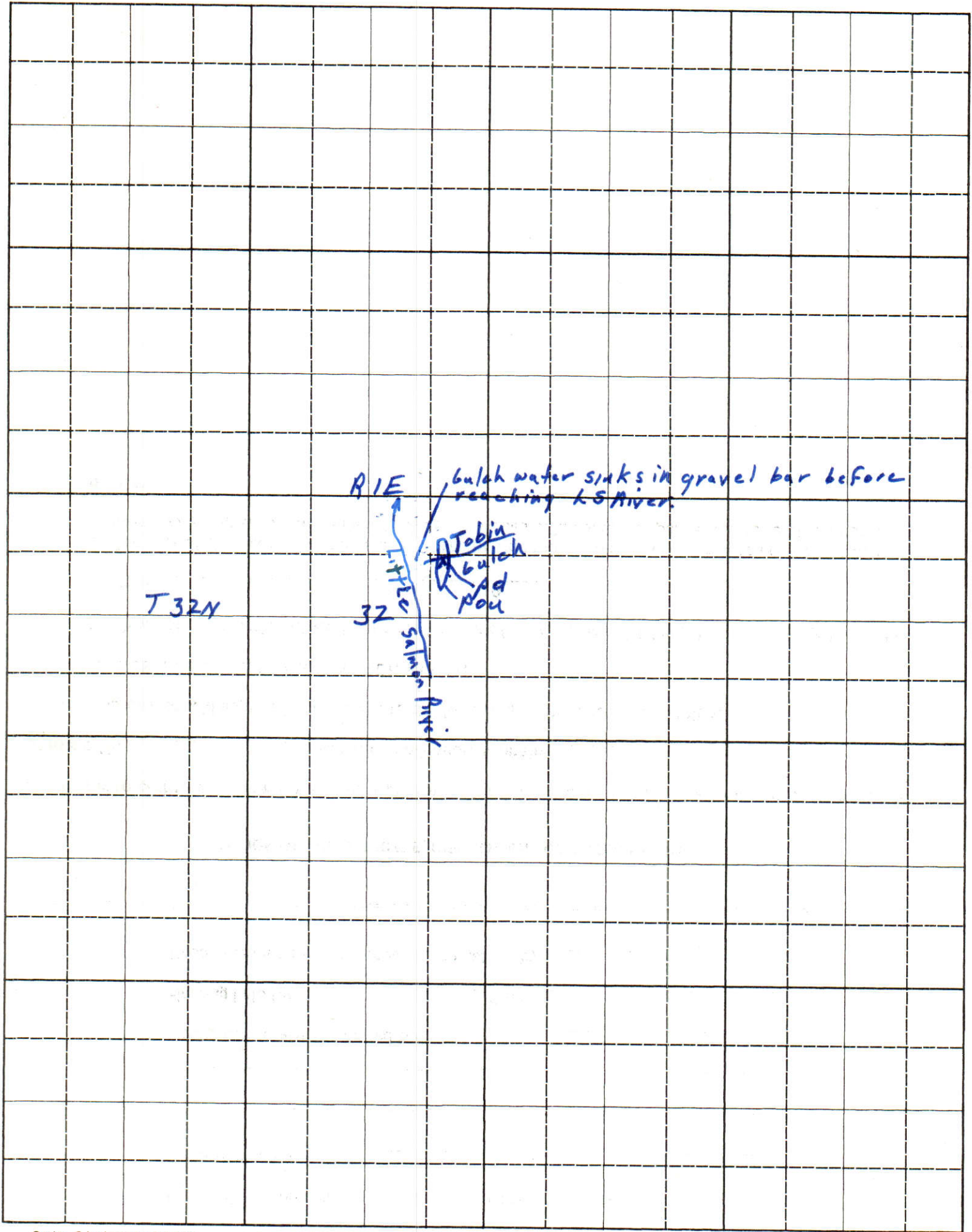


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

RECEIVED

John Lee
(Applicant)

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

78-7226 ✓ 10

LEES, JOHN &/or LORENE
POLLOCK, ID 83547

Source: TOBIN GULCH
tributary to SINKS

Date Filed: 08/10/1982

Amount: 0.06 CFS

Diversion Point: SENE Sec
32 T 23N R 01E, IDAHO Co.

Use: IRRIGATION (0.06
CFS) from 03/15 to 11/15

Place of Use: NENE SENE
Sec 32 T 23N R 01E FOR 2
ACRES

Diversion Means: DITCH &
HEADGATE OR DAM

79-7115

STREETER, MEL
421 PARK DR., LEWISTON,
ID 83501

Source: GROUNDWATER

Date Filed: 04/21/1982

Amount: 0.13 CFS

Diversion Point: NWNW Sec
17 T 32N R 03W, NEZ
PERCE Co.

Use: IRRIGATION (0.13
CFS) from 04/01 to 10/15

DOMESTIC (0.03 CFS) from
01/01 to 12/31

Place of Use: NWNW NENE
Sec 17 T 32N R 03W FOR 20
ACRES

Diversion Means:
STORAGE

TANK, PUMP, PIPE &
SPRINKLERS.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before SEPTEMBER 7, 1982.

A. KENNETH DUNN
Director

Published 8/18 & 8/25/82.

A18-25

AFFIDAVIT OF PUBLICATION

Nona Donaldson

being first duly sworn, says he is the office manager of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for 2 weeks, being published 2 times, the first publication being on the 18 day of August, 1982, and the last publication on the 25 day of August, 1982; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Nona Donaldson

Subscribed and sworn to before me this 25 day of August, 1982

[Signature], Notary Public
for State of Idaho, residing at Grangeville, Idaho.

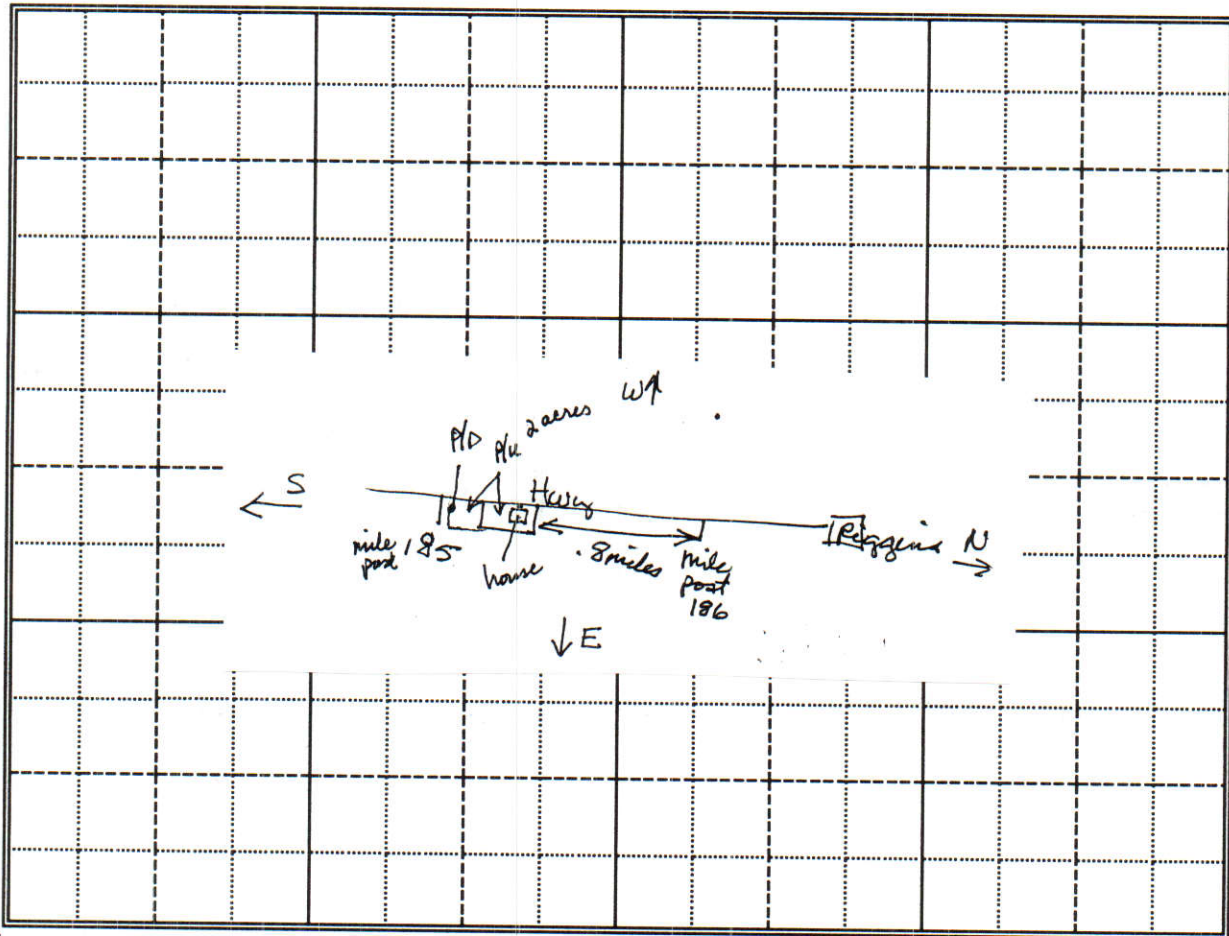
RECEIVED

AUG 30 1982

Department of Water Resources
Western Regional Office

NOTIFIED

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



Scale: 1" = _____

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

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

☒ Photo of Diversion and System Attached

4.

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

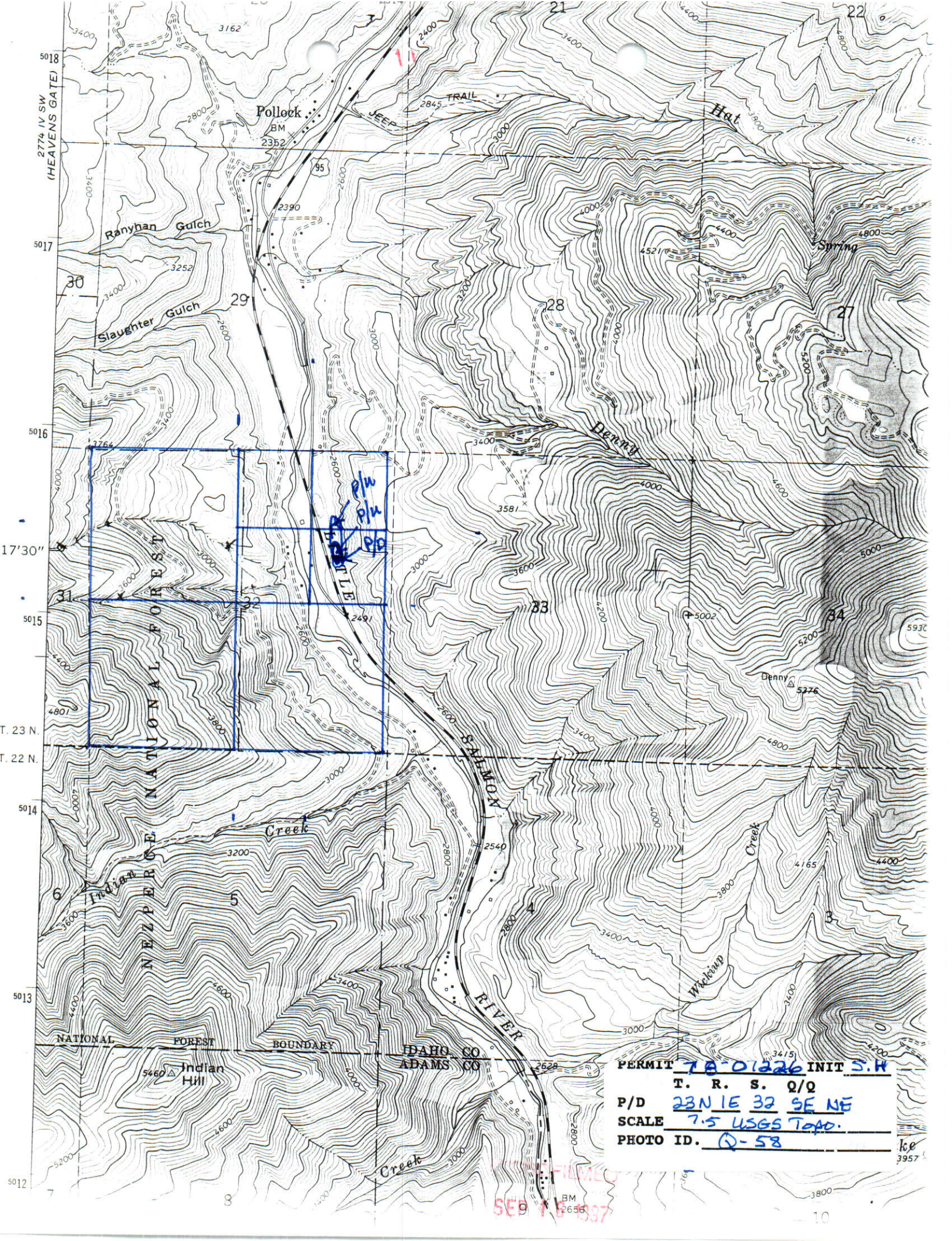
*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

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

2. Measurements: Open Channel Discharge - pygmy meter 090175
= .58 cfs at max. flow to being at
end of line, + high run-off from
precipitation/rain. SEP 6 1997



PERMIT 78-01226 INIT S.H
T. R. S. Q/Q
P/D 23N 1E 32 SE NE
SCALE 7.5 USGS TOPO.
PHOTO ID. Q-58

SEP 16 1997

T8-07226
6/30/95 S.H.



P/D:

Tobin Gulch
w/ditch
going to
property



P/u:

- 2 acre
irrigation
pasture +
yard
- ditch along
east side of
property flowing
north w/ furrows
to gravity flow
flood irrigate

RECEIVED
SEP 16 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07226

Priority: August 10, 1982

Maximum Diversion Rate:
Maximum Diversion Volume:

0.06 CFS
8.0 AF

This is to certify, that JOHN LEES
LORENE LEES

HC 2 BOX 520
POLLOCK ID 83547

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated August 10, 1982; and
has submitted Proof of Beneficial Use on July 28, 1987. An examination indicates
that the works have a diversion capacity of 0.580 cfs of water from:

UNNAMED STREAM tributary to SINKS

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/01 to 11/30	0.06 CFS	8.0 AF

LOCATION OF POINT(S) OF DIVERSION: SENE , Sec. 32, Township 23N, Range 01E
IDAHO 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>
23N	01E	32	NENE 1	SENE 1		2

Total number of acres irrigated: 2

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.0 afa per acre for the lands above.
6. Source known locally as Tobin Gulch.

SEP 16 1987

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07226

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 1st
day of August, 1997.


Acting for KARL J. DREHER, Director

16-0-111
SEP 16 1997

RECEIVED

JUL 28 1987

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only

Fee Received \$50.00

Date 7-28-87

Receipt # 44097

Receipt by mg

Reviewed by mg

Sent to region 812

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

Permit No. 70-7226

Name(s) of Permit Holder: John or Lorene Lees

Post Office Address: POLLOCK, ID 83547

Telephone No. 628-3276

Source of Water: TOBI' GULCH

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)

Irrigation 2 (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted .06 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: 8/12/82

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

Fee enclosed \$ 50.00
(See License Examination Fee Schedule)

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

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

JOHN LEES
(Name)

628-3276
(Telephone Number)

POLLOCK, IDA
(Address)

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

MICROFILMED

AUG 24 1987

July 27, 1987
Date

John Lees
Signature of Permit Holder (and title, if appropriate)

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 John &/or Lorene Lees Phone 628-3276

Post office address Pollock, ID 83547

2. Source of water supply Tobin Gulch which is a tributary of Sinks

3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32 Township 23N

Range 1E B.M. Idaho County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .06 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)

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

5. Total quantity to be appropriated:

a. .06 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. gravity ditch with headgate or dam

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 5 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	2
---------------------------------------	---

c. Describe any other water rights used for the same purposes as described above. None

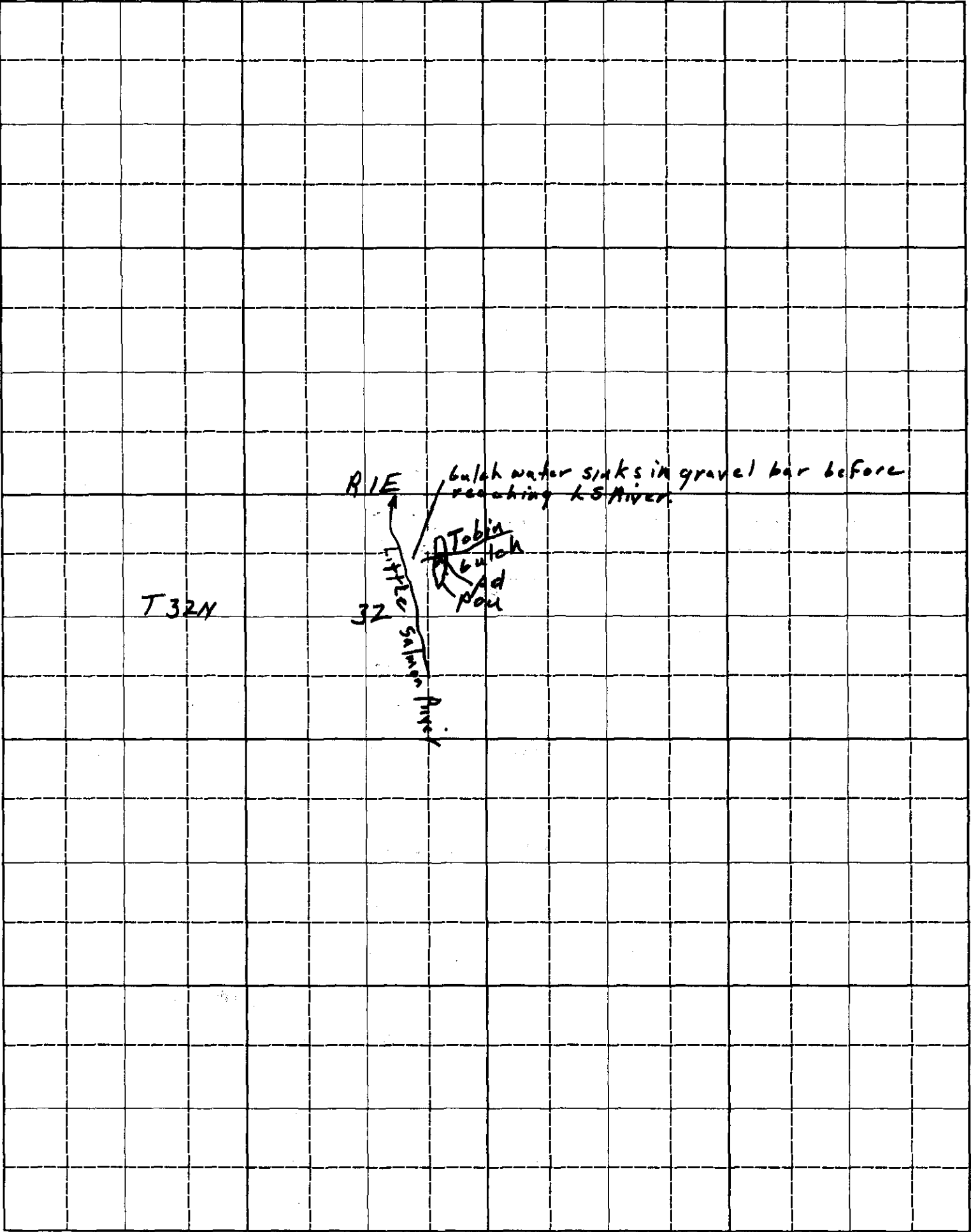
9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks

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



Scale: 2 inches equal 1 mile.

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

John Lee
(Applicant)

Proposed Priority 8/10/1982

Received by 6LS Date 8/10/82 Time 2:15

Preliminary check by 6LS Fee \$ 30.00 / 24004

Receipted by SR Date 8/10/82

Publication prepared by jp Date 8/12/82

Published in Idaho County Free Press

Publication dates 8/18 & 8/25/82

Publication approved SR Date 8/31/82

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DBS

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 78-7226, 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 September 1, 19 87.
- 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: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 16th day of September, 1982.

J. Glen Saxton
Chief, Operations Bureau

RECEIVED
SEP 17 1982

Department of Water Resources
Western Regional Office

1. **WATER**
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 100. **WATER**



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

August 4, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JOHN LEES
LORENE LEES
HC 2 BOX 520
POLLOCK ID 83547

RE: WATER RIGHT NO. 78-07226

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 further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

Within 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 this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this 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.

SEP 16 1997

ORAL ARGUMENT

If the Department grants a petition to review the 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.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the 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.

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.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

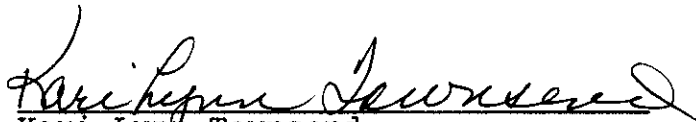
SEP 16 1987

CERTIFICATE OF MAILING

I hereby certify that on the 4th day of August, 1997, 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. 78-07226

JOHN LEES
LORENE LEES
HC 2 BOX 520
POLLOCK ID 83547


Kari Lynn Townsend
Secretary

MEMORANDUM

TO: File 78-072²~~5~~6

FROM: Sharla Curtis

DATE: July 30, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 78-07256 are based on the following:

H. RECOMMENDATIONS

Irrigation	3/1 - 11/30	0.06 cfs	8.0 afa
------------	-------------	----------	---------

The standard irrigation volume for this area is 4.0 af/acre; the standard irrigation season is 3/1 - 11/30.

Examiner: Sandy Hemenway
Exam Date: June 30, 1995

SEP 16 1997

MEMORANDUM

TO: File 78-07226

FROM: Sharla Curtis

DATE: July 30, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 78-07226 are based on the following:

A. GENERAL INFORMATION

3. Source: Unnamed Stream tributary to Sinks

H. RECOMMENDATIONS

Irrigation	3/1 - 11/30	0.06 cfs	8.0 afa
------------	-------------	----------	---------

Tobin Gulch is not a named source found on the USGS maps; the actual source then is an unnamed stream (appears intermittent as well on the map) flowing in what is locally known as Tobin Gulch. The local source name will be listed in remarks. The standard irrigation volume for this area is 4.0 af/acre; the standard irrigation season is 3/1 - 11/30.

Examiner: Sandy Hemenway

Exam Date: June 30, 1995

2001-6-20

LICENSE REVIEW CHECKLIST

PERMIT NO. 78-07226

DATE 7/30/97

REVIEWER: SHARLA

NAME Change OK

Address Change HC/Box

SOURCE ✓ unstream

Is change clarification of originally intended source? yes

POINT OF DIV ✓

If not, prepare Notice of Intent to Void Amendment required NO

PLACE OF USE ✓

Amendment required NO

Does map agree with written description? ✓ yes no

OVERLAPS P/D P/U

RATE OF DIV

Permitted Rate .06 cfs

Fee limit .20 cfs \$50.00

Measured .58 cfs

Theoretical gravity fed

Recommended Total Div Rate .06 cfs

ANNUAL VOLUME/

NATURE OF USES ✓

Use

less

Volume Calculation

2 x 4.0 = 8.0 af

af

af

af

SUBTOTAL 8.0 af

3/1 - 11/30 season

Flow rate .06 cfs X 275 days X 1.9835 = 32.7 af

Total volume recommended 8.0 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

CONDITIONS Watermaster Control WD#

GW Measurement/Measuring Device

R51 Overlap

Use-specific conditions

Advancement of Priority Date Required yes no

SRBA Claim Filed ✓

1st Amend Letter N/A

Adjustment Memo area volume/season

2nd Amend Letter N/A

source

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

NOV 21 1995

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 78-07226

1. Owner: John & Lorene Lees WK (208) 628-3521
Phone No. (208) 628-3276

Current Address: HC 2 Box 520 Pollock, Id 83547

2. Accompanied by: Jane Lees EXAM DATE: 6/30/95

Address: HC 2 Box 520 Pollock, Id. 83547 WK (208) 628-3521
Phone No. (208) 628-3276

Relationship to Permit Holder: Self

3. Source: Tobin Gulch tributary to Sinks

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 78-04030, 78-07134, 78-07137

2. Other water rights with the same point of diversion: 78-07049, 78-07134, 78-07137

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	NE	32	23N	1E	Idaho	USGS Topo. & exam

2. Place(s) of Use:

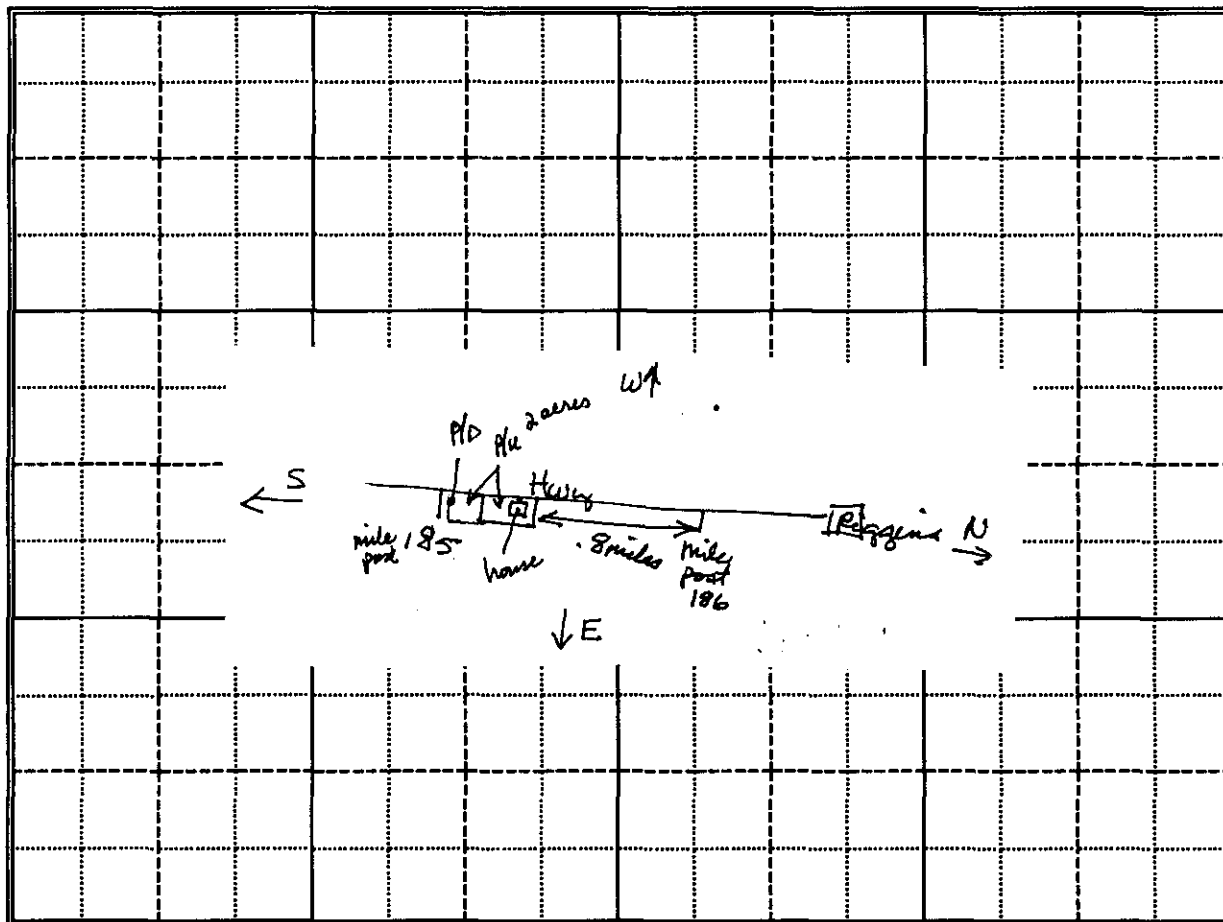
Indicate Method of Determination

USGS Topo. & exam

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
23N	1E	32	1			1													2 acres
			A			A													

SEP 16 1997

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



Scale: 1" = _____

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

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

☒ Photo of Diversion and System Attached

4.

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

*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

2. Measurements: Open Channel Discharge - pygmy meter 090175
 = .58 cfs at max. flow to being at
 end of line, + high run-off from
 precipitation/rain. SEP 25 1957

E. NARRATIVE/REMARKS/COMMENTS

- No govt. lots were found.
- Overlaps for P/D are other sources; overlaps for P/U are other Land &/or other uses.
- Other WR A78-07226 same P/D, same P/U.
- Use is irrigation of 2 acres of pasture, yard & garden.
- Other water sources: Domestic well.
- The system consists of Tobin Gulch that comes onto the property by means of a ditch at the southeast end of the property. The ditch runs the full length of the property on the east side, flows north with furrows that flow west & then north by means of gravity flow.
- Recommend allowing irrigation. Obs for 2 acres, with the Open Channel Discharge Measurement of .58 cfs being high due to run-off from precipitation/rain, & the flow is normally much lower.

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

11/06/07
SEP 16 2007

F. FLOW CALCULATIONS☒ Additional Computation Sheets Attached

Measured Method:

Open Channel Discharge Measurement (see attachment) = .58 cfs
* at max. flow right now, + he's at the bottom of the line
(due to run-off from precipitation/rain)

$$2 \text{ acres} \times .03 \text{ cfs} = \boxed{.06 \text{ cfs}}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 2 \times 3.0 = 6.0$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .06 \times 246 \times 1.9835 = 29.3$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 6.0$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3/15	11/15	.06	6.0
Totals:			.06	6.0

2. Recommended Amendments

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

I. AUTHENTICATIONField Examiner's Name Paul Hernandez Date 11/14/95

Reviewer _____ Date _____

SEAL

SEP 16 1995

① Permit: Irrigation 3/15 - 11/15 .06 cfs

② B/U fee: \$50⁰⁰ 7/28/87 pd. .05 - .2 cfs

③ Max. Allowable:

$$2 \text{ acres} \times .03 \text{ cfs} = .06 \text{ cfs}$$

④ Measurement:

* @ high flow right now, + he's at the bottom of line
Open Channel Discharge Measurement
(see attachment) = .58 cfs

OPEN CHANNEL DISCHARGE MEASUREMENT NOTES (cjh 1/5/92)

1. Name of stream or ditch: ditch from Tobin Gulch
2. Location: T23N R01E S32 SENE
3. Person conducting measure: Sandy Hemenway
4. Date and time of measure: 07/01/95 0950-1019
5. Accompanied by: Sandy Hemenway
6. Measuring device size and ID: Pygmy Meter 090175
7. Spin test OK? Before: Yes After: Yes
8. Purpose of measure: Benefical Use Exam

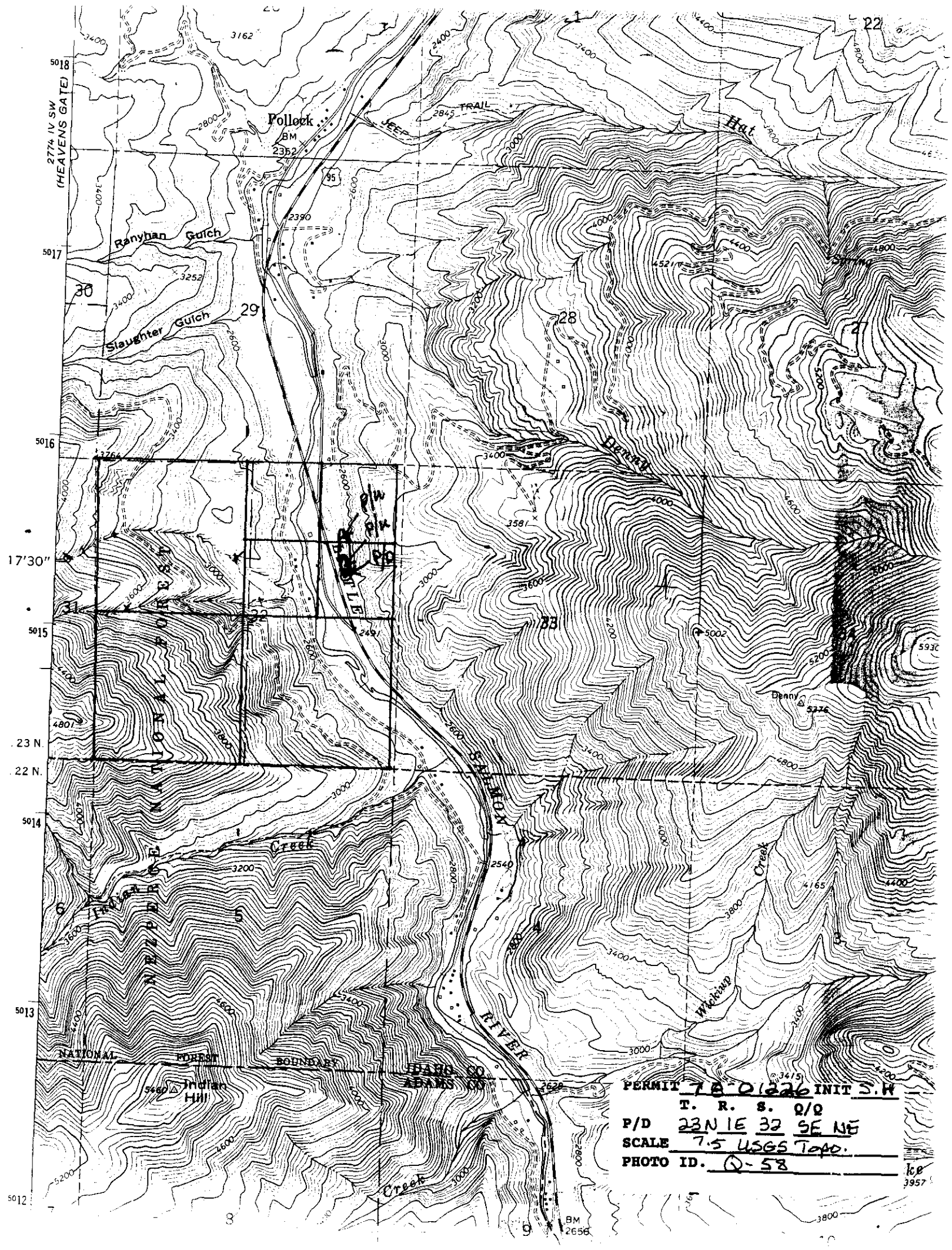
DIST FROM LEW (feet)	WIDTH (feet)	DEPTH (feet)	OBS DEPTH	REVS	TIME (secs)	VELOCITY (ft/sec)	DISCHARGE (cfs)
0.0							
0.7	0.71	0.2	0.6	26	41	0.65	0.09
0.8	0.07	0.2	0.6	38	42	0.91	0.01
0.8	0.09	0.3	0.6	41	42	0.98	0.02
0.9	0.09	0.3	0.6	50	42	1.19	0.03
1.0	0.08	0.3	0.6	50	42	1.19	0.03
1.1	0.13	0.3	0.6	48	43	1.12	0.03
1.3	0.17	0.3	0.6	43	41	1.05	0.05
1.4	0.17	0.3	0.6	57	40	1.42	0.07
1.6	0.13	0.3	0.6	56	41	1.36	0.05
1.7	0.38	0.3	0.6	68	41	1.65	0.19
2.0							

TOT WIDTH 2.0

TOTAL DISCHARGE: 0.58

Max. flow due to
being at end of
line, + high run-off
from precipitation/
rain.

SEP 16 1995



78-07226

6/30/95 S.H.



P/D:

Tobin Gulch
w/ ditch
going to
property



P/u:

- 2 acre
irrigation
pasture +
yard
- ditch along
east side of
property flowing
north w/ furrows
to gravity flow
flood irrigate

78-07226
6/30/95



State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

CECIL D. ANDRUS
Governor

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

R. KEITH HIGGINSON
Director

October 15, 1987

78-7226
LEES, JOHN
LEES, LORENE
PULLOCK, ID 83547

Dear Applicant(s):

We acknowledge receipt of your statement submitted as proof as 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.

Sincerely,

Judy Pense
Secretary

/jp

LEES, JOHN & LORENE
POLLOCK, ID 83547

138 732
CERTIFIED MAIL
June 30, 1987

PROOF DUE NOTICE

RE: Permit No. 78-7226

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before September 1, 1987. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this Department on or before the above described proof due date, or the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

MICROFILMED

AUG 24 1987

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

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

LEES, JOHN & LORENE
POLLOCK, ID 83547

SEPTEMBER 28, 1982

RE: PERMIT NO. 78-7226

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.

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS MUST BE STARTED WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED. THE PROJECT MUST THEN BE DILIGENTLY CONSTRUCTED UNTIL COMPLETED. TO MAINTAIN THE PERMIT IN A VALID STATUS YOU MUST COMPLETE AND RETURN THE ENCLOSED POSTCARD WHEN CONSTRUCTION IS COMMENCED, NO LATER THAN ONE YEAR FROM THE DATE OF APPROVAL OF THE PERMIT.

SINCERELY,

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

ENCLOSURE

MICROFILMED
1982

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: 6LS

APPLICATION NUMBER: 78-7226

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.

Field check by: _____

Date: _____

Comments: _____

- ☐ Yes ☒ No
☐ Yes ☒ No
☐ Yes ☒ No
☐ Yes ☒ No

Field check required.

Critical groundwater area.

Request dam safety information. Sent by: _____ Date: _____

In form to receipt.

*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
☐ Yes ☒ No

Platted by: _____ Map No. _____

Other rights on same place of use. None

- ☒ Yes ☐ No*

In form for advertising.

Final date for protests: 9/17/82 ✓

- ☐ Yes ☐ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received. Date: 9/30/82 ✓

☒ Application published correctly. If not, record action taken: _____

☒ Fee amount, receipt date & number, recorded on application. 30/24094

☒ Publication dates and paper, recorded on application. Idaho County Rec - Press

☒ Protests, dates, withdrawal, etc., recorded on application. 8/12/82 8/25/82

☒ 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? _____

8/10/82 Date of priority recommended.

☒ Special conditions of approval or cover letter. _____

By: DBS

Date: 9/17/82

STATE OFFICE REVIEW:

☐ See attached sheet for more information.

By: [Signature]

Date: 9/15/82

RECEIVED

SEP 13 1982

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

IDENT. NO. 78-7226

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

WATER RIGHT
DATA ENTRY LOG

[illegible]

28-7226_

LEES, JOHN &/or LORENE

POLLOCK, ID 83547

Source: TOBIN GULCH tributary to SINKS

Date Filed: 08/10/1982

Amount: 0.06 CFS

Diversion Point: SENE Sec 32 T 23N R 01E, IDAHO Co.

Use: IRRIGATION (0.06 CFS) from 03/15 to 11/15

Place of Use: NENE SENE Sec 32 T 23N R 01E FOR 2 ACRES

Diversion Means: DITCH & HEADGATE OR DAM

WATER