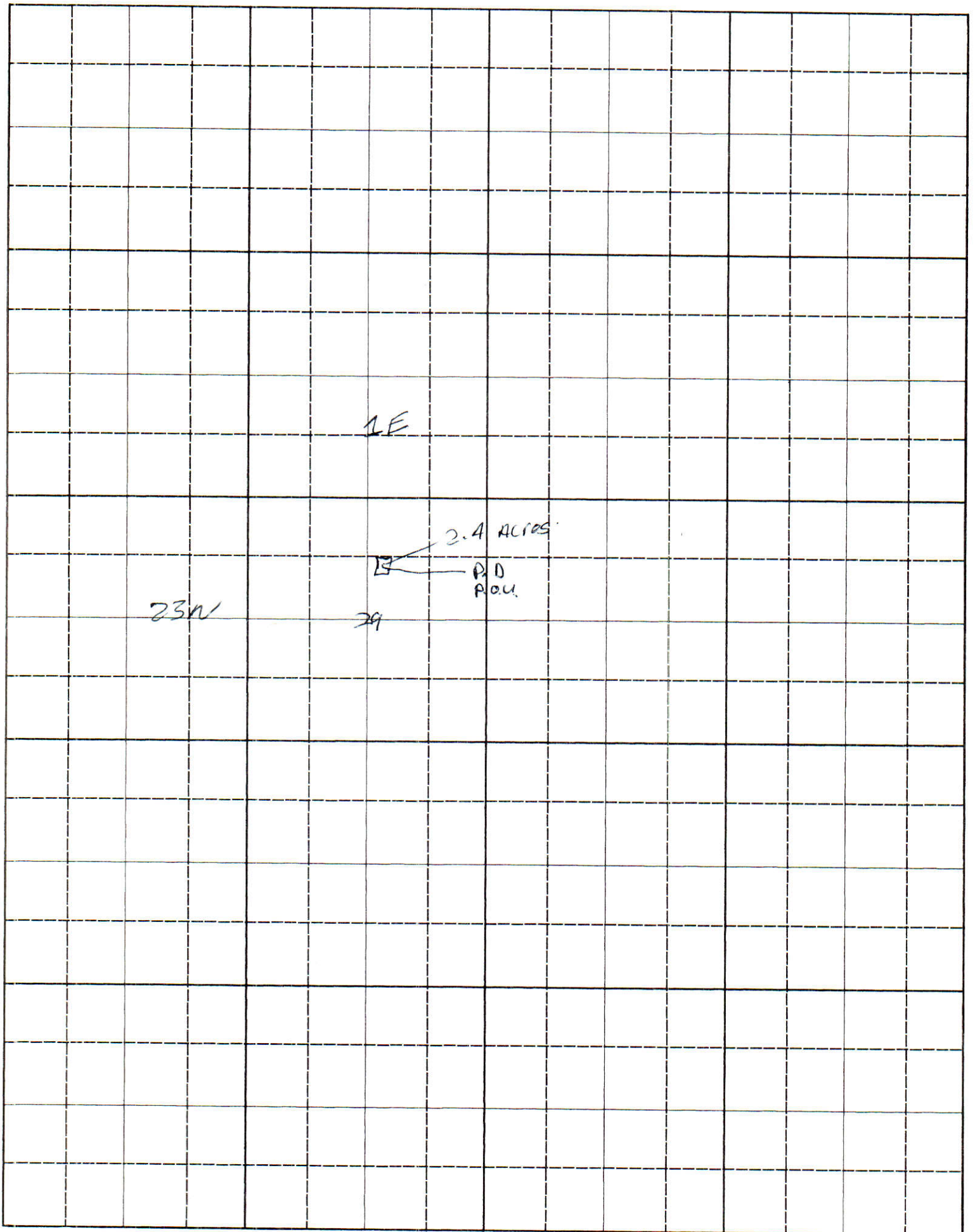


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Sandy D. Smith
(Applicant)

RECORDED

**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:

78-7179/41

SMITH, GARY D. &/or
BARBARA J.

P.O. Box 186, POLLOCK, ID
83547

Source: DENNY CREEK
tributary to LITTLE
SALMON RIVER

Date Filed: 07/13/1981

Amount: 0.08 CFS

Diversion Point: SWNE Sec
29 T 23N R 01E, IDAHO Co.

Use: IRRIGATION (0.06
CFS) from 07/01 to 11/01

STOCKWATER (0.02 CFS)
from 01/01 to 12/31

Place of Use: SWNE Sec 29 T
23N R 01E

Diversion Means:

DIVERSION BOX & PIPE

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709 on or before AUGUST 24, 1981.

A. KENNETH DUNN

Director

Published 8/5 & 8/12/81.

A. 5-12

AFFIDAVIT OF PUBLICATION

.....Nona C. 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 ~~two~~ weeks, being published ~~two~~ times, the first publication being on the 5..... day of August....., 19 81, and the last publication on the 12..... day of August....., 1981; 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 C. Donaldson

Subscribed and sworn to before me this 12..... day of August....., 19 81

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

RECEIVED

AUG 17 1981

Department of Water Resources
Western Regional Office

RECEIVED

NOTE: PLEASE LICENSE THIS RIGHT &
RIGHT NO. 78-7096 TOGETHER,
THANKS.

Form 219
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

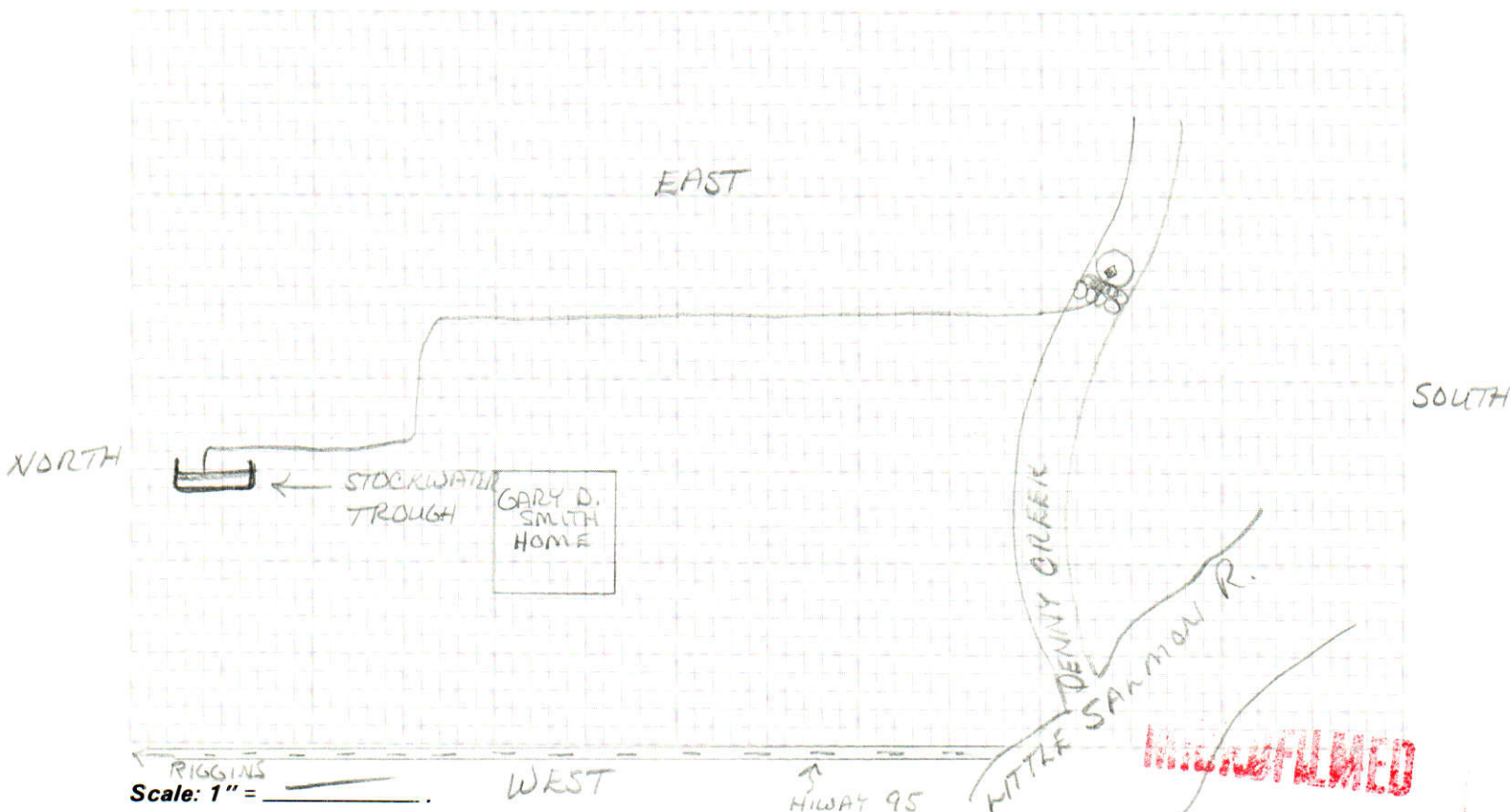
1. Owner: GARY D. & OR BARBARA J. SMITH Permit No. 78-7179
Current Address: Box 186, Pollock, ID 83547 Phone No. 628-3489
2. Accompanied by: BARBARA SMITH EXAM. DATE: 9-22-87
Address: SAME Phone No. _____
Relationship to Permit Holder: WIFE & PERMIT HOLDER
3. Source: DENNY Creek tributary to LITTLE SALMON R.

B. OVERLAP REVIEW

1. Other water rights with same place of use: 78-4162 & 78-7096 FOR IRRIGATION
☒ Copies Attached
2. Other water rights with same point of diversion: 78-4162 - IRRIGATION
☒ 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



2. ☐ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☐ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

RECEIVED
MAR 21 1991

Topographic map showing contour lines, elevation markers, and handwritten annotations. The map includes a grid with coordinates such as 23° 30' N, 107° 30' W, and 107° 15' W. Handwritten notes include "P.O. of use", "P.O.", and "P.O. of use".

23 N.

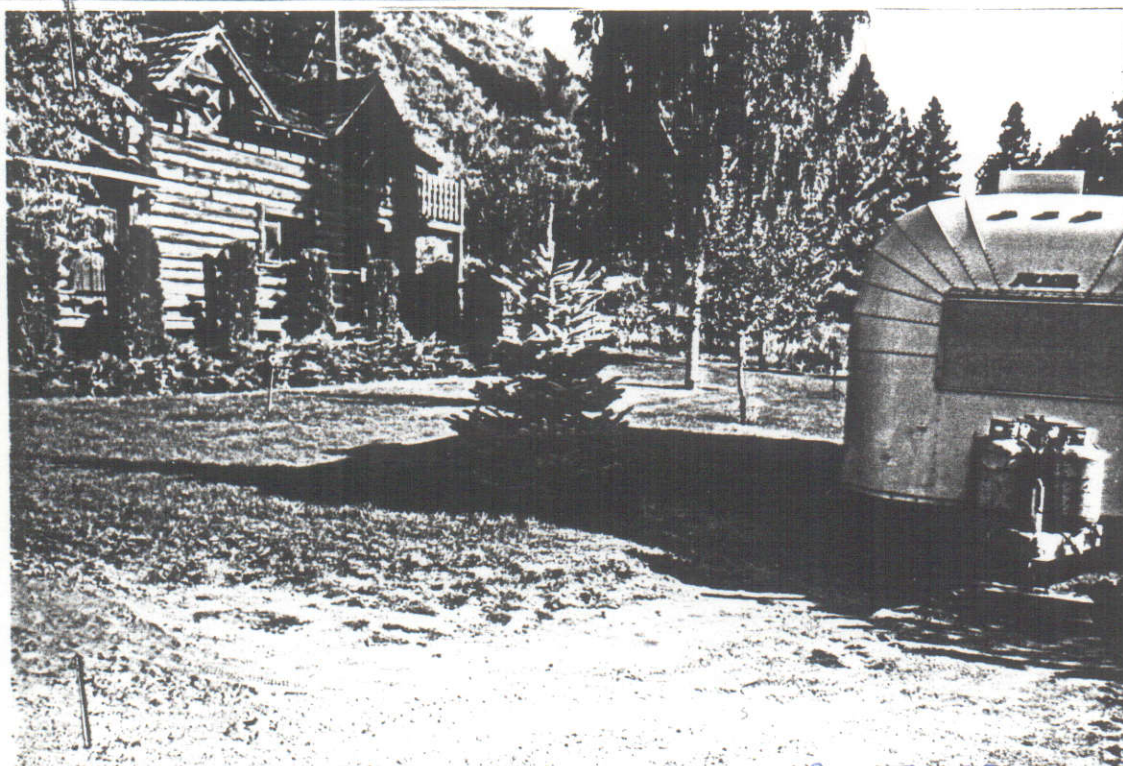
22 M

PERMIT No. 78-1179



PIC. # 1
POINT OF
DIVERSION
FROM DENNY
CREEK. SMALL
ROCK DAM W/
2" PVC PIPE
TO PLACE OF
USE.

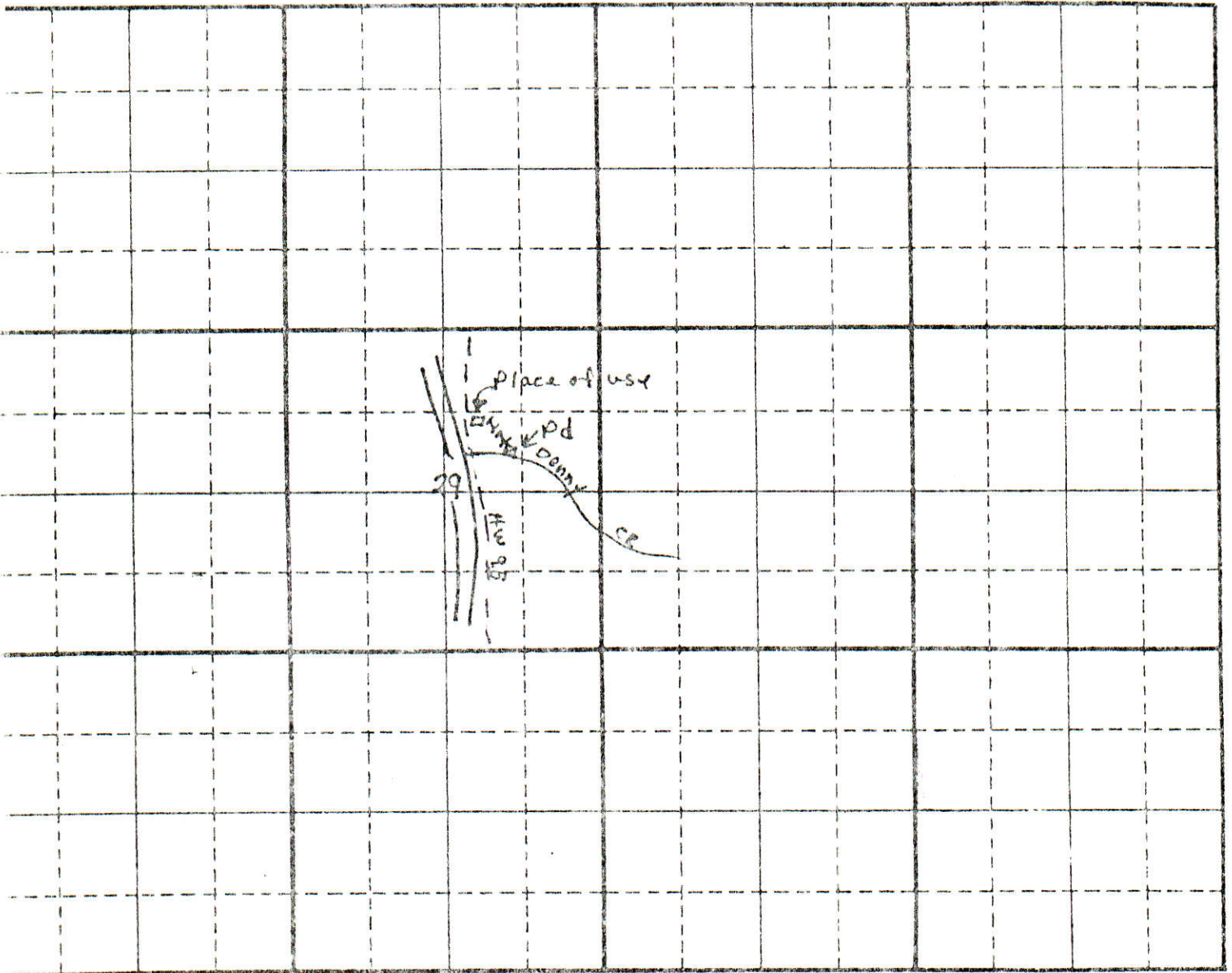
RECORDED
MAR 21 1991



PIC # 2
GARY D.
SMITH'S HOME
LOOKING SOUTH
WEST TOWARDS
DENNY CREEK
PASTURE ALSO
LIES NORTH
EAST OF THEIR
HOME.

STOCKWATER TAKES PLACE IN PASTURE
ORIGINAL PICTURE IN 78-7096

(8) Remarks See Lic. 78-7023, 78-7081



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Barbara J. Smith
(Claimant)

Sworn to before me this 16 day of Nov, 1981.

Nancy M. Hawthorn
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by CEB Date 11/10/81 Exception filed by: _____ Date _____
Prelim. check by KG Date 12/1/81 Forwarded to claimant by: _____
\$20.00 fee received by CEB Date 10/28/81 No 385
Published in Idaho County News
Dates 12/24 & 12/31/81 Press _____

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07179

Priority: July 13, 1981

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.02 CFS
0.1 AF

This is to certify, that GARY D. SMITH
BARBARA J. SMITH

P.O. BOX 186
POLLOCK, ID 83547

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 13, 1981; and has submitted Proof of Beneficial Use on July 7, 1983. An examination indicates that the works have a diversion capacity of .020 cfs of water from:

DENNY CREEK

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>
STOCKWATER	10/01 to 06/15	0.02 CFS	0.1 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 29, Township 23N, Range 01E
IDAHO County

PLACE OF USE: STOCKWATER
TWN RGE SEC

23N 01E 29 SWNE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Stockwater is for 30 chickens and 1 cow.

RECEIVED

MAR 11 1991

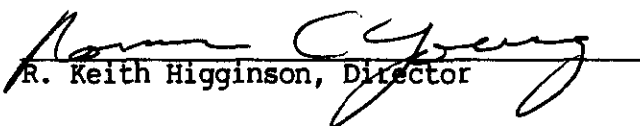
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07179

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 27th
day of FEBRUARY, 1991.

Acting for


R. Keith Higginson, Director

RECEIVED

MAR 21 1991

[]

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR	)	
PERMIT NO. 78-7179 IN THE NAME	)	MEMORANDUM DECISION
OF GARY D. AND/OR BARBARA J. SMITH	)	AND ORDER
_____	)	

On July 13, 1981, Gary D. and/or Barbara J. Smith applied to the Department of Water Resources for a permit to appropriate 0.08 cubic feet per second of water from Denny Creek tributary to the Little Salmon River to be diverted within the SW1/4NE1/4, Sec. 29, Twp. 23N, Rge. 1E, Idaho County, to be used for irrigation purposes from July 1 through November 1 and for year around stockwater purposes.

Notice of this application was published in the Idaho County Free Press Newspaper, Grangeville, Idaho on August 5 and August 12, 1981. No protests against the approval of this application were received, however, Section 42-203, Idaho Code, states the Director of the Department of Water Resources shall examine the application and determine whether or not it should be approved even if the application is not protested.

Based upon the information available to the Director, the official files and records of the Department of Water Resources and the Director's understanding of the law, the Director of the Department of Water Resources makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1) The applicant is seeking to appropriate water from Denny Creek tributary to the Little Salmon River from July 1 through November 1 for irrigation purposes and year around for stockwater purposes.

2) At a conference held on November 13, 1981, concerning an application filed earlier in time than this application these applicants signed a statement that no water was available in Denny Creek from June 16 through September 30 of each year.

3) The Department has determined from information collected at the conference held on November 13, 1981 that the water supply of Denny Creek is sufficient to meet existing uses from June 16 to September 30 of each year.

4) The diversion of water from October 1 to November 1 is not of sufficient value to be considered a beneficial use of water for irrigation.

CONCLUSIONS OF LAW

1) There is unappropriated water in Denny Creek available for appropriation except during the period June 16 to September 30 of every year.

2) The applicant is entitled to a permit from the Department of Water Resources with certain conditions and limitations attached to prevent interference with prior existing water rights.

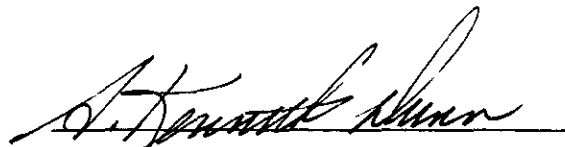
ORDER

IT IS, THEREFORE, HEREBY ORDERED that Application for Permit No. 78-7179 be APPROVED FOR STOCKWATER subject to the following conditions:

- 1) This permit be and is subject to all prior water rights.
- 2) The season of use for stockwater shall be limited to January 1 through June 15 and October 1 through December 31 of each year.
- 3) Proof of construction of works and application of water to beneficial use shall be submitted to the Department on or before September 1, 1983.

IT IS, FURTHER ORDERED that the part of Application for Permit No. 78-7179 for IRRIGATION IS HEREBY DENIED.

Dated this 10th day of September, 1982.



A. KENNETH DUNN

Director

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Gary D. and/or Barbara J. Smith Phone 628-3489
Post office address Box 186, Pollock, ID 83547

2. Source of water supply Denny Creek which is a tributary of Little Salmon River

3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 29 Township 23N
Range 1E B.M. Idaho County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

ALLOW:

* Amount .06 cfs for Irrigation purposes from 7/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum) 6/15 & from 10/1 to 12/31

* Amount .02 cfs for Stockwater purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated:

*persuant to Memorandum Decision and Order

a. .08 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____
Diversion box, pipe to place of use.

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

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

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

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 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: SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 29 Township 23N
Range 1E 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 30 chickens, 1 cow

(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:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
23N	1E	29			2.4														2.4

Total number of acres to be irrigated 2.4

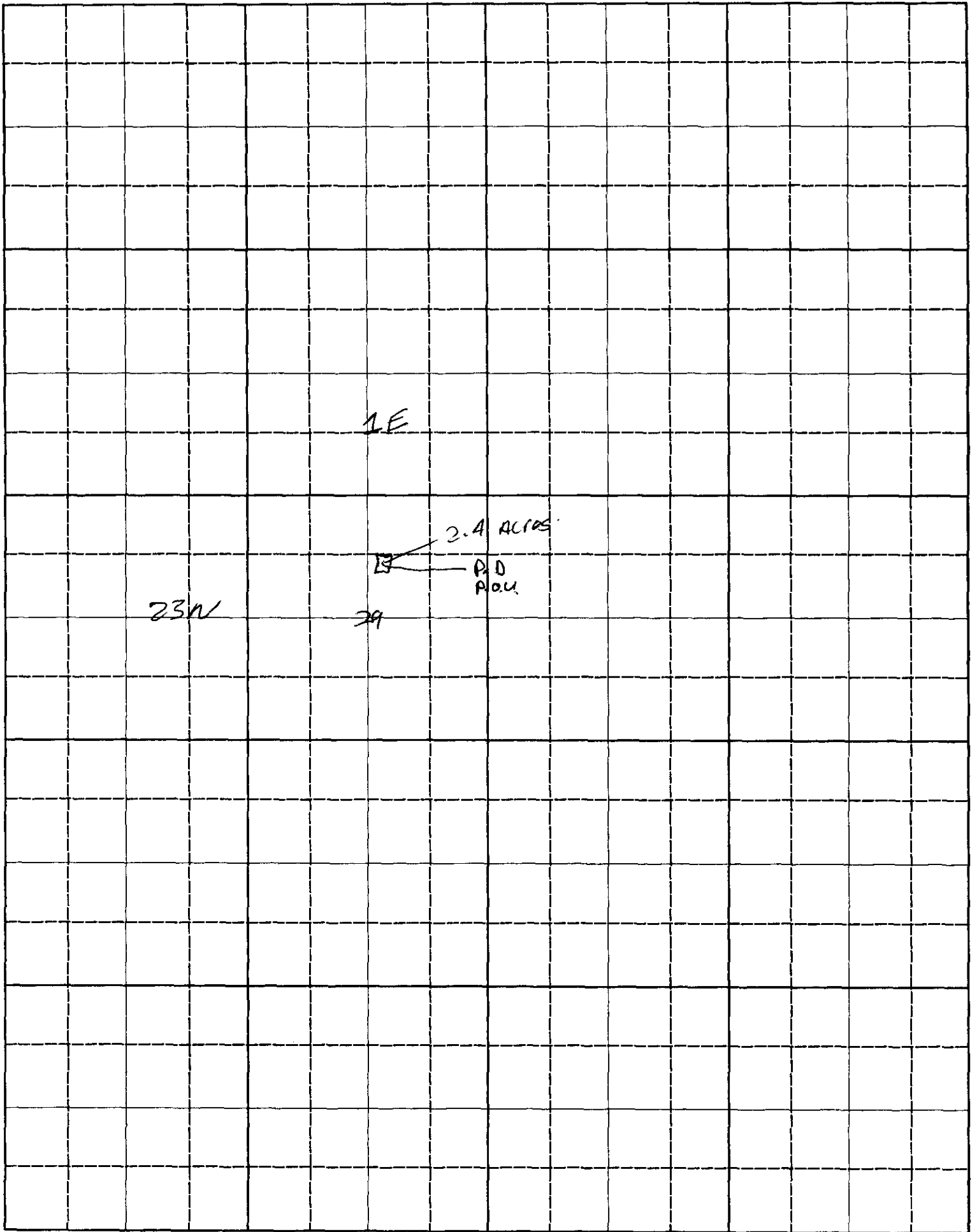
c. Describe any other water rights used for the same purposes as described above. 78-7023, 78-7081, 78-7096

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 This permit will extend use of Denny Creek water to November 1st.

RECEIVED

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.

Sandy D. Luvial
(Applicant)

RECEIVED
JAN 11 1970

Priority date: July 13, 1981

Received by Gm Date 13 July 1981 Time 11:45 AM
Preliminary check by GLS Fee \$ 30 # 19529
Receipted by Gm Date 13 July 1981
Publication prepared by JV Date 7-30-81
Published in Idaho County Free Press
Publication dates Aug 6 & 13, 1981
Publication approved by Date 8-17-81
Protests filed by: _____

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 78-7179, and said application is hereby PARTIALLY 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 83.
- 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: PURSUANT TO MEMORANDUM DECISION AND ORDER

Witness my hand this 10th day of September, 19 82.


Director

10/10/81

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR
PERMIT NO. 78-7179 IN THE NAME
OF GARY D. &/OR BARBARA J. SMITH

CERTIFICATE OF MAILING

I HEREBY CERTIFY That on this 13th day of September, 1982, a true and correct copy of the foregoing MEMORANDUM DECISION AND ORDER was mailed postage prepaid to:

Gary D. and/or Barbara J. Smith
Box 186
Pollock, ID 83547


RITA I. FLECK
Sr. Secretary
Idaho Department of Water Resources

RECEIVED
SEP 14 1982

AFFIDAVIT OF PUBLICATION

.....Nona C. 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 ~~two~~ weeks, being published ~~two~~ times, the first publication being on the ~~5~~ day of ~~August~~, 19 ~~81~~, and the last publication on the ~~12~~ day of ~~August~~, 1981; 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 C. Donaldson

Subscribed and sworn to before me this ~~12~~ day of ~~August~~, 19 ~~81~~

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

RECEIVED
AUG 17 1981

Department of Water Resources
Western Regional Office

NOTARY PUBLIC

February 28, 1991

GARY D. SMITH
BARBARA J. SMITH
P.O. BOX 186
POLLOCK, ID 83547

RE: WATER RIGHT NO. 78-07179

Dear Water Right 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:blm

Enclosure

RECEIVED
FEB 28 1991

LICENSE REVIEW CHECKLIST

Permit No. 78-7179

Name/Address change? ok ☒

Priority date Advance? yes no ☒

Memo to advance
Order to reinstate needed? yes no ☒

Total cfs Limited by fee

Limited by capacity

Total volume Limited by flow

Chart checked for AF rate/ac

Capacity Actual measurement checked

Theoretical checked

If greater than permit, check for other rts

Source Changed? yes no ☒

If so, is memo needed to clarify?

P/D Verify with map ☒ permit ☒

More than one per 1/4? Remember remark

Check p/d overlap N/A

Uses Check irrigation period of use w/ chart N/A

P/U Verify with map ☒ permit ☒

> 5 acres irrigated, run overlap

Remarks More than one p/d in 1/4

Description of non-irrig uses

Special overlap condition

Conditions -

Measuring device
W.Master control
Overlap
Water quality
Other

Dates/Misc. -

Water Dist
App Rec'd
Proof Rec'd

CHECK FOR ADJ. CLAIM

Needed according to proof filed

Filed - ~~needs amended~~ OK except period of use

Add'l fee required

Not filed -

Not needed

Comments/Changes to Examiner's Recommendations:

30 chickens L.S. gal X 257 days = 38550 gal / 325 BSD = .11 AF
.1 AF is sufficient for chickens & cows

License 10-day

30-day **RECEIVED**

Back of field report signed? ☒

Reviewer S. Curtis Date 2/20/91 Review time 7 min.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

78-7179
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

RECEIVED

MAR 29 1988

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

☒ Blank Field Report Form

☒ Copy of Permit

☒ 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 NONE

Check of P/D index JP 2/4/88 (Initial and date)

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

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

☐ Increase rate of flow or volume

☐ Other: 78-4162 - IRR 16. ONLY

Check of P/U index JP 2/4/88 (Initial and date)

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

Type of Overlap? ☐ Increase rate of flow or volume

☐ Add P/D's

☐ Increase number of acres within tracts

☐ Other: _____

Aerial Photo

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

Scheduling Letter sent? 9/10/87 JP (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 JP Thurt 2/4/88 (Signature of examiner and date)

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

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

Exam Date Entered in Computer _____ (Initial and date)

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

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

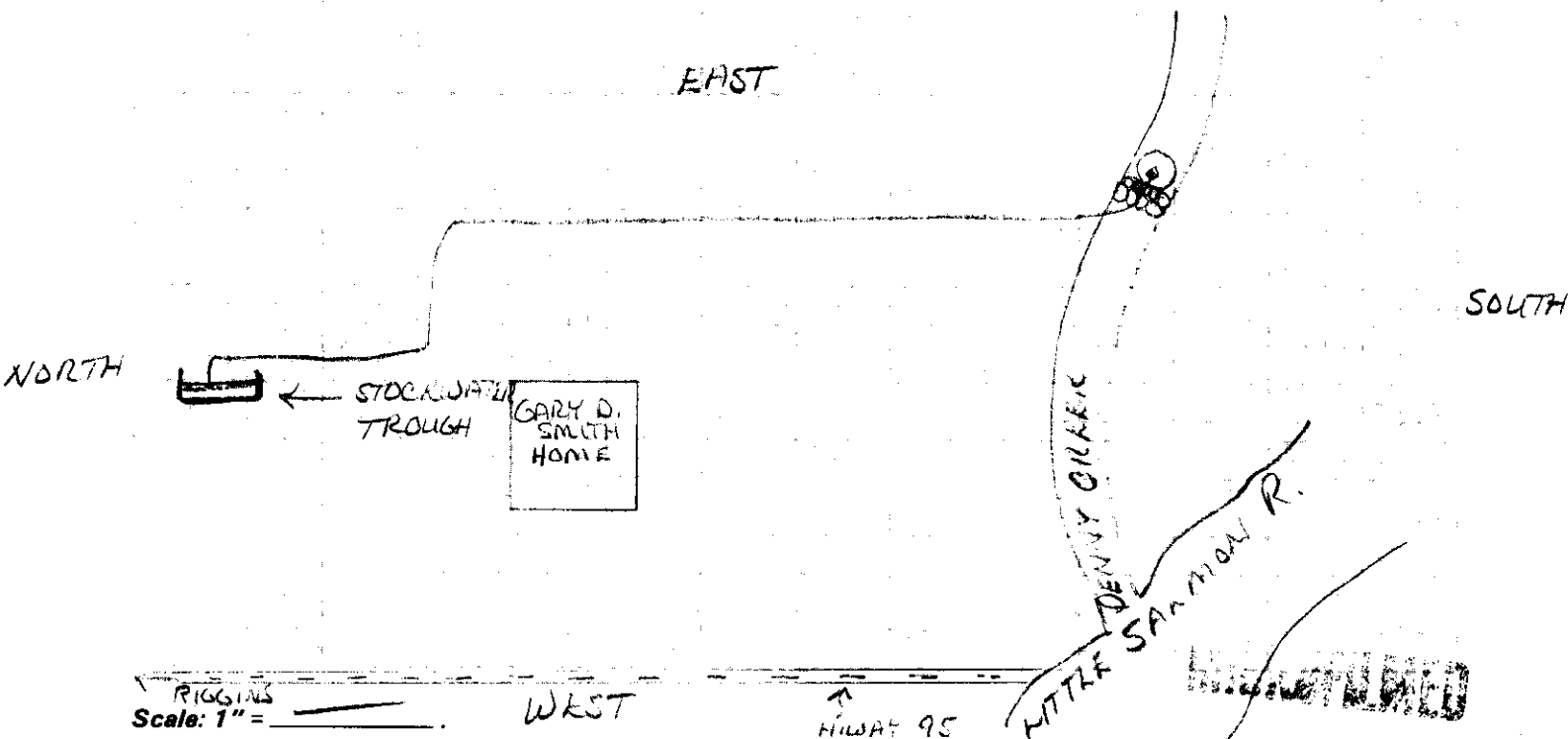
1. Owner: GARY D. & BARBARA J. SMITH Permit No. 78-7179
Current Address: Box 186, Pollock, ID 83527 Phone No. 628-3489
2. Accompanied by: BARBARA SMITH EXAM. DATE: 9-22-87
Address: SAME Phone No. _____
Relationship to Permit Holder: WIFE & PERMIT HOLDER
3. Source: DENNY Creek tributary to LITTLE SAMMON R.

B. OVERLAP REVIEW

1. Other water rights with same place of use: 78-4162 & 78-7096 FOR IRRIGATION
☒ Copies Attached
2. Other water rights with same point of diversion: 78-4162 - IRRIGATION
☒ 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



2. ☐ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☐ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.)

System Description (continued)

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

SMALL ROCK DAM BACKS DENNY CK. UP TO FILL A
CATCH BARREL IN CREEK BED. 2" PVC PIPE IN BARREL (W
SCREEN ON TOP) COLLECTS WATER AND GRAVITY FEEDS WATER
DOWNHILL TO STOCK TROUGH AREA (NORTHEAST OF HOME).
STOCK IS CHICKENS AND 1-2 COWS.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		NONE			

*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
			SW	NE	29	23N	1E	IDAHO	TOPOGRAPHIC MAP

6. **Place(s) of Use:**

Indicate Method of Determination _____

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
23N	1E	29			S														

Do not use this space

RECORDED

MAR 21 1991

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

NONE MADE DUE TO LOW FLOW IN DENNY CREEK.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: N/A

2. Alternate Method for Checking Purposes: N/A

F. PUMP EFFICIENCY DATA (Optional)

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

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

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

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

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

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ N/A

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

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

2. Volume Calculations for Other Uses:

MAR 21 1991

STOCKWATER - 30 CHICKENS - 5GPD
1 COW - 12 GPD
17 GPD X 365 DAYS = 6205 GPD/HR
1 AC FT/ANN
325,850 GAL/acre AC
Foot FT
ALLOW .1 AC FT/ANN

H. REMARKS AND OVERLAP REVIEW ANALYSIS

78-4162 & 7096 ARE FOR THE SAME PROPERTY, HOWEVER THEY COVER THE IRRIGATION PORTION OF THE SMITH'S WATER RIGHT FROM DENNY CR. (78-4162) & THE LITTLE SALMON R. (78-7096). SEE ATTACHED LETTER DATED 9/24/87 FOR FURTHER DETAILS CONCERNING THIS RIGHT.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
STOCKWATER	1-1	12-31	0.02 CFS	.1 AFH
Totals:			0.02 CFS	.1 AFH

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name

Signature

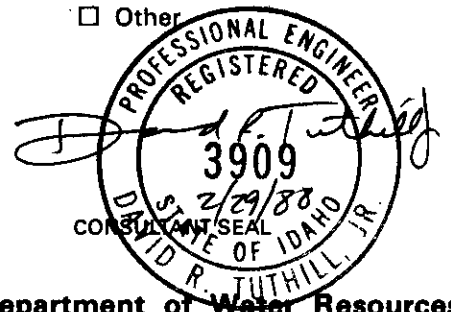
Certification Date

Field Report Preparation Date

JAN SHURTE

Jan Shurte

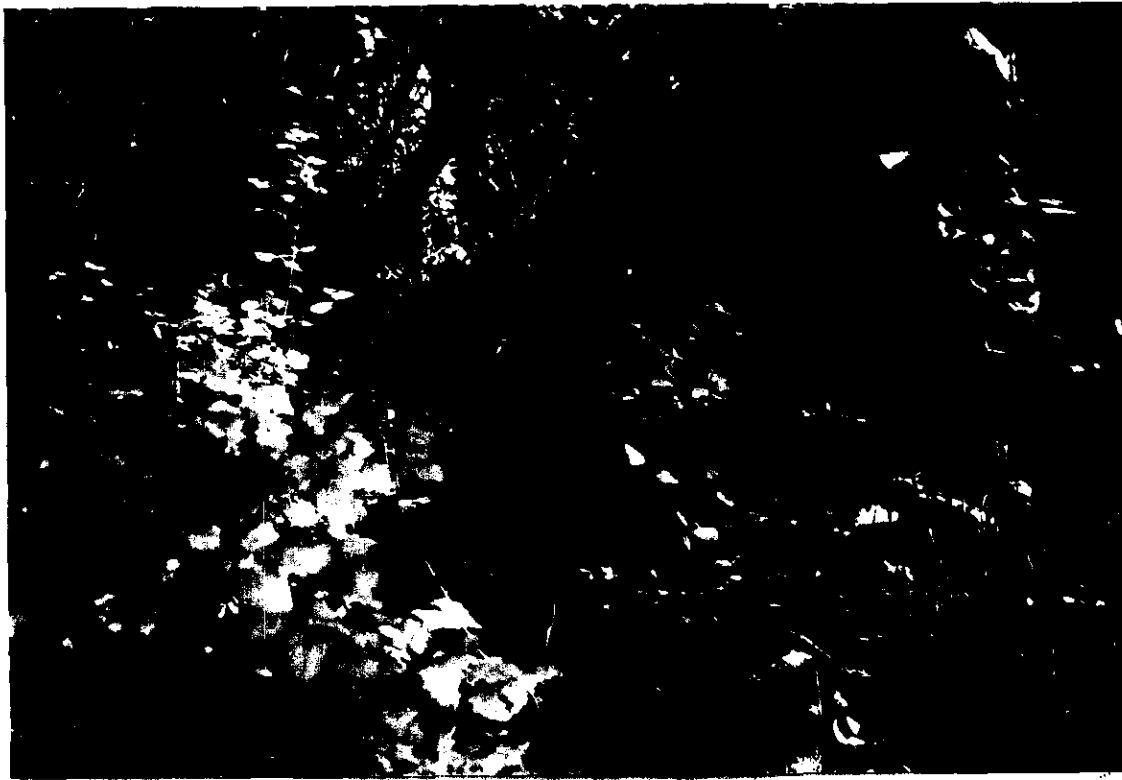
2/4/88



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

23 N.

PERMIT No. 78-7179



PIC. # 1
POINT OF
DIVERSION
FROM DENNY
CREEK. SMALL
ROCK DAM W/
2" PVC PIPE
TO PLACE OF
DIVERSION



STOCKWATER TAKES PLACE IN PASTURE
ORIGINAL PICTURE IN 78-7096

PIC # 2
GARY D.
SMITH'S HOME
LOOKING SOUTH
WEST TOWARDS
DENNY CREEK
PASTURE ALSO
LIES NORTH
EAST OF THEIR
HOME.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

DECEMBER 30, 1983

GARY D. SMITH
P.O. BOX 186
FOLLOCK ID 83547

RE: Permit No. 78-7179

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

RECEIVED

MAR 01 1984

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. 78-2179.

Name(s) of Permit Holder:

Gary D. Smith Barbara J. Smith

Post Office Address:

Box 186

Tel. No. 628-3489

Source of Water:

Denny Creek

Extent of Use:

☐ Domestic

☒ Stockwater

☒ Irrigation

☐ Other

(number of households)

(number and type of stock)

(acres)

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.

July 5, 1983
Date

Gary D. Smith
Signature of Permit Holder

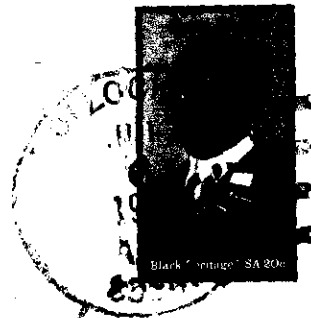
Gary D. Smith
Box 184
Callock Idaho 83547

MICROFILMED

MAR 21 1991



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



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

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

SMITH, GARY D. & BARBARA J.
P.O. BOX 186
POLLOCK, ID 83547

138787

PROOF DUE NOTICE

JUNE 30, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 78-7179 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE SEPTEMBER 01, 1983. (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

RECEIVED

MAR 21 1991

September 23, 1982

Gary D. and/or Barbara J. Smith
Box 186
Pollock, ID 83547

Dear Mr. and Mrs. Smith:

Re: Application for Permit No. 78-7179

Enclosed is a copy of your partially approved Application for Permit No. 78-7179 along with a copy of the Memorandum Decision and Order. We direct your attention to the conditions of approval as set forth in the Order.

This denial of your application for irrigation purposes has no effect upon the right, if any, that you may have developed by the use of the waters of Denny Creek and that which is evidenced by your Claim to a Water Right No. 78-4162.

Any person who does not agree with the decision of the Department may request a rehearing before the Director within twenty (20) days or may appeal directly to the District Court within thirty (30) days of the date this decision is mailed.

Sincerely,

A. KENNETH DUNN
Director

AKD:rf

Enclosures



State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: 6LS

APPLICATION NUMBER: 78-7179
SMITH

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. 78-7023 For Irr. 0.6 From 4/1 to 6/30
78-7096 - L. Salmon River For 0.6, 78-7081 - Groundwater
☒ Yes ☐ No* In form for advertising.
Final date for protests: July 24, 1981
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: July 17, 1981
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application. 30.00 19529
☒ Publication dates and paper, recorded on application. 8/16 & 18, 1981 Idaho County
☒ Protests, date withdrawal, etc., recorded on application. from press
☒ 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? _____
7/13/81 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: DBS

Date: 6/2/82

STATE OFFICE REVIEW:

- ☐ See attached sheet for more information.
By: Roby

Date: 6/9/82

RECEIVED
JUN 03 1982

Department of Water Resources

- STATEMENT -

Concerning The Meeting
of water rights on Dewey Cr.
dated Nov. 18, 1981 held in
McCall, Idaho.

The following people in
attendance wish to go on
record ~~as~~ affirming to a decision
of allowing Carlton Smith, a
water right application between
the months of Oct 1 thru
June 15.

Sam J. Stamper
Eva L. Stamper
Ray O. Smith
Barbara J. Smith
Gladys A. Hodges
Erwin Hodges
Sharon G. Powers
Hugh E. Powers
Wm. J. Owens
Gene Owens

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that GARY D. AND/OR BARBARA SMITH
(Name of Claimant)
P. O. Box 186, Pollock, ID 83547 Telephone No. 628-3489
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1/1/1932

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Denny Creek tributary to Little Salmon River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>.06</u>	Use	<u>irrigation</u>	Period of Use From <u>3/15</u>	To <u>12/1</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) .06 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ NE ¼, Sec. 29 Twp. 23N Rge. 1E B.M., County of Idaho
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
Diversion into pipeline

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
23N	1E	29			3														3

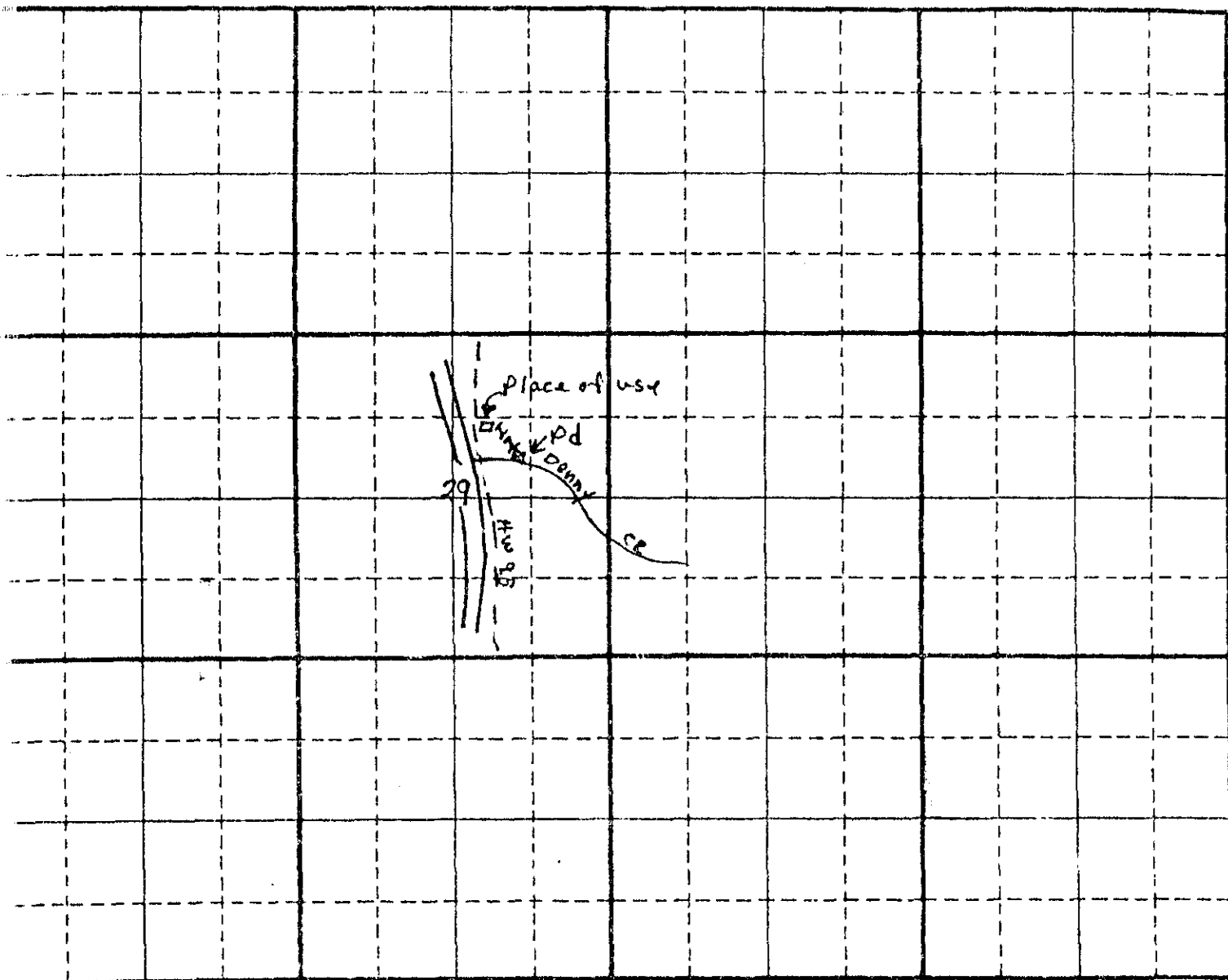
No. of acres 3

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks See Lic. 78-7023, 78-7081



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

County of Ada)

) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Barbara J. Smith
(Claimant)

Sworn to before me this 16 day of Nov, 1981.

Nancy M. Northway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received CEB Date 16 Nov 81 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by XG Date 12/1/81
\$20.00 fee received by CEB Date 16 Nov 81 No 385
Published in Idaho County Press
Dates 12/24 & 12/31/81 Press

We hereby withdraw our protest to 78-7023
if the permit season for irrigation uses is
reduced to April 1 to June 30 and uses for
stockwater be deleted from the filing (78-7023).
We further require that this filing (78-7023)
be subject to prior rights.

Signed this 29th day of June 1972 at
City Hall, Riggins, Idaho.

Original Signed by:

Ruth McCracken

William J. Owens

H. M. Derrick

→ H.A. Hibbard for Claud Emery

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83709
(208) 334-2190

JULY 30, 1981

Idaho County Free Press
Box 267
Grangeville, ID 83530

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Please send the affidavit of publication and publication billing to this office before AUGUST 24, 1981.

Yours truly,

HELEN L. HARRINGTON
Secretary

Encl.



NOTICE OF APPLICATION FOR WATER RIGHT

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

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709 on or before AUGUST 24, 1981.

A. KENNETH DUNN

Director

Published 8/6 & 8/13/81.

28-7179

SMITH, GARY D. &/or BARBARA J.

P.O. BOX 186, POLLOCK, ID 83547

Source: DENNY CREEK tributary to LITTLE SALMON RIVER

Date Filed: 07/13/1981

Amount: 0.08 CFS

Diversion Point: SWNE Sec 29 T 23N R 01E, IDAHO Co.

Use: IRRIGATION	(0.06 CFS)	from 07/01 to 11/01
STOCKWATER	(0.02 CFS)	from 01/01 to 12/31

Place of Use: SWNE Sec 29 T 23N R 01E

Diversion Means: DIVERSION BOX & PIPE

UNRECORDED