

NA

Piggins

~ 4 mile

W

E

house #1

Pond #2

10' x 12' 5' (42.5')

16' x 22' 5' (15')

33' x 22' 5' (27.5')

24' x 22' 5' (18')

24' x 22' 5' (18')

24' x 22' 5' (18')

Rapid River Rd

Rapid River

discharge back into Rapid River

SV

✓

NA

✓ F

4.

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

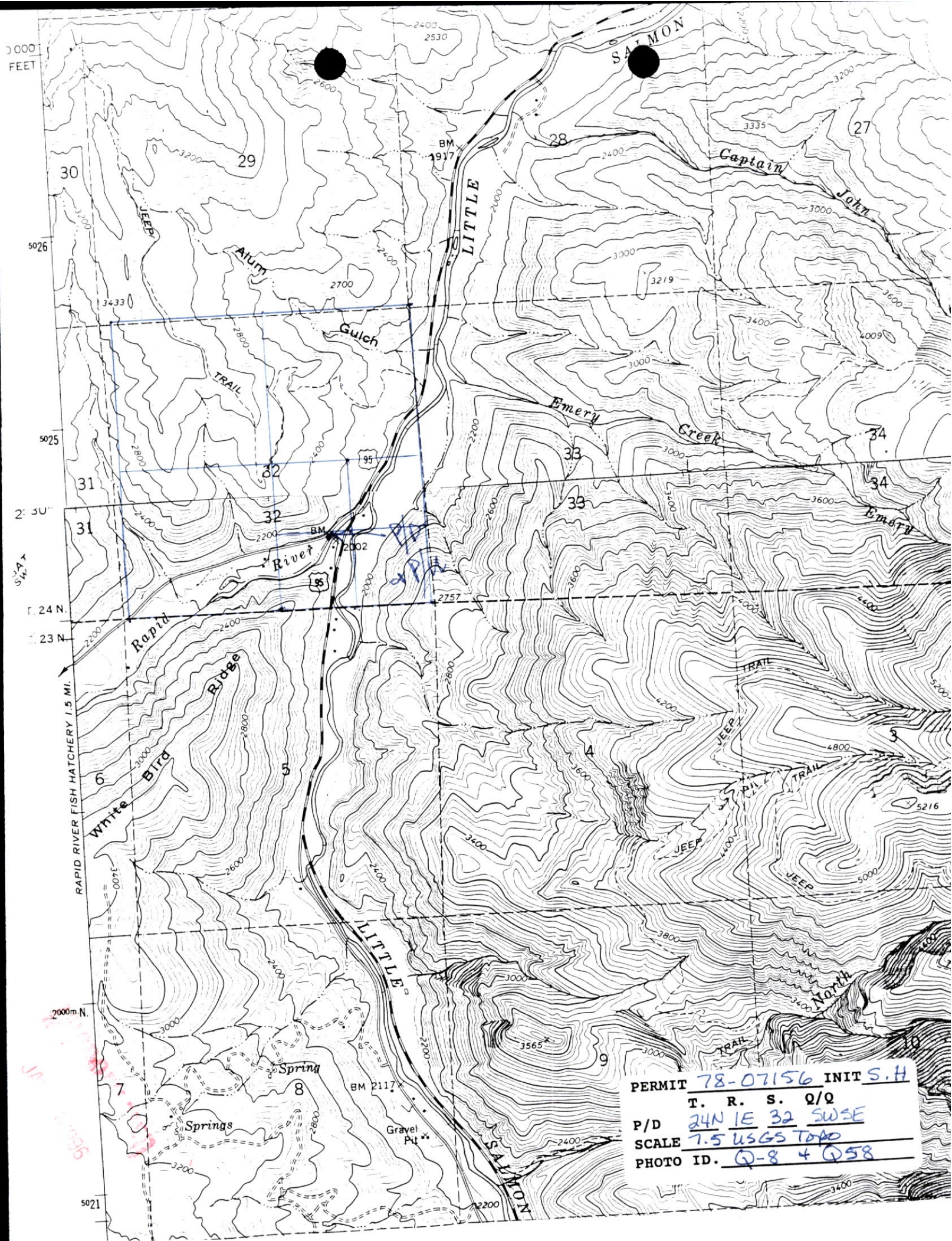
D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pygmy 090175	(see attachment)					7/1/95

2. Measurements:

JAN 26 1996



78-07156
7/1/95 S.H



P/D:

12" screened
PVC
242.5' to
ditch @ head
of pond #1



P/u: Aesthetics

Pond #1

83' x 27.5' x 6'

40 fish,
ducks, misc
wildlife

JAN 26 1996

78-07156
7/1/95 S.H.



P/u :

Pond #2
15'x42.5x4'

— connection between
Pond #1 + Pond #2



— 12" culvert
with direct
flow back
to Rapid
River

APR 26 1996

O.K.
HWA.

AFFIDAVIT OF PUBLICATION

NOTICE OF CORRECTION

Notice is hereby given that notice of Application for a Water Right Permit No. 78-7155 in the name of Harold G. &/or Ellen R. Smith was published in error on 10/23 and 10/30/80.

The Application for a Water Right Permit Number should be 78-7156.

If issued, the permit 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 November 24, 1980.

C. STEPHEN ALLRED
Director
N5-12

..... 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 5th day of November, 19 80, and the last publication on the 12th day of November, 19 80, 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 12th day of November, 19 80

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

RECEIVED
NOV 14 1980

Department of Water Resources
Western Regional Office

MICROFILMED

o.k.
HCH

**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:

78-7155

SMITH, HAROLD G. &/or
ELLEN R.

STAR RT., RIGGINS, ID
83549

Source: RAPID RIVER
tributary to LITTLE
SALMON RIVER

Date Filed: 09/29/1980

Amount: 0.99 CFS

Diversion Point: SWSE Sec
32 T 24N R 01E, IDAHO Co.

Use: FISH PROP. (0.99
CFS) from 01/01 to 12/31

Place of Use: SWSE Sec 32 T
24N R 01E

Diversion Means: DAM &
DITCHES.

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 83705 on or
before NOVEMBER 10, 1980.

C. STEPHEN ALLRED

Director

Published 10/22 & 10/29

022-29

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 2 weeks,
being published 2 times, the first publication being
on the 22 day of October, 19 80,
and the last publication on the 29 day of
October, 1980; 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 5 day
of November, 1980.

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

RECEIVED
NOV 20 1980
Department of Water Resources
Northern District Office

RECEIVED
NOV 17 1980

Department of Water Resources
Western Regional Office

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07156

Priority: October 31, 1980

Maximum Diversion Rate:

0.64 CFS

Maximum Diversion Volume:

463.7 AF

This is to certify, that HAROLD G SMITH
ELLEN R SMITH

HC 69 BOX 40

RIGGINS ID 83549

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 29, 1980; and has submitted Proof of Beneficial Use on May 18, 1987. An examination indicates that the works have a diversion capacity of 0.640 cfs of water from:

RAPID RIVER

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>
AESTHETIC	01/01 to 12/31	0.64 CFS	463.3 AF
AESTHETIC STORAGE	01/01 to 12/31		0.4 AF
	Totals	0.64 CFS	463.7 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE Sec. 32, Township 24N, Range 01E
IDAHO County

PLACE OF USE: AESTHETIC STORAGE

TWN RGE SEC

24N 01E 32

SWSE

PLACE OF USE:

AESTHETIC, same as AESTHETIC STORAGE use

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. An intake screen of 1/4 inch or smaller mesh shall be maintained at the point of diversion to prevent any negative impact on juvenile fish.

JAN 26 1996

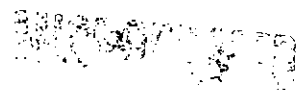
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07156

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 10TH
day of JANUARY, 1996.


Acting for KARL J. DREHER, Director



JAN 26 1996

RECEIVED

MAY 18 1987

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only
Fee Received \$100.00
Date 5-19-87
Receipt # 42423
Receipt by CCW
Reviewed by JV
Sent to region 12-13 87

Department of Water Resources

PROOF OF BENEFICIAL USE

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. 78-7156

Name(s) of Permit Holder: HAROLD G AND OR ELLEN R. SMITH ✓

Post Office Address: HC 69 BOX 40 ✓

RIGGINS, ID 83549

Telephone No. 208-628-3588

Source of Water: RAPID RIVER ✓

Extent of Use:

Domestic (number of households)

Stockwater (number and type of stock)

Irrigation (acres)

Other/Remark FISH PROPAGATION ✓

Total rate and/or volume for which proof is submitted .99 cfs acre-feet

Show the date water was first diverted and beneficially used under this permit: 3/1/87

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

Fee enclosed \$ 100.00 ✓
(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:

Harold G. Smith

208-628-3588

(Name)

(Telephone Number)

HC 69 Box 40

Riggins, Idaho 83549

(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

5-14-87
Date

Harold G. Smith ✓
Signature of Permit Holder (and title, if appropriate)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only	
\$15 FEE Received	19
Date	1-2-86
Receipt #	37393

REQUEST FOR EXTENSION OF TIME

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

HAROLD G & ELLEN R. SMITH
(Name)

of HC 69 BOX 40 RIGGINS, IDAHO 83 549
(Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriation of the Public Water of the

State of Idaho No. 78-7156

RECEIVED
JAN 2 1986

That under the terms and conditions of said permit, work thereunder was required to be completed on or before
Nov 19 85 Department of Water Resources

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

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

Five trout ponds have been completed plus a concrete raceway and a 4 inch line
has been installed prior to the installation of a larger pipe or concrete ditch
to service these ponds. Trout is being raised but the additional water is
needed to operate at full capacity.

Costing \$ 9,477.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:
Primarily my health. I have a heart condition and upon the advice of my physician
Dr. Randy Fellman of New Meadows, I had to slow down and for a time suspend my
work altogether.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations
under said permit to June 1, 19 89
(1 yr. minimum,
5 yrs. maximum)

Harold G. Smith
(Signature)*

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

FEE: \$15.00

MICROFILMED

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within
which to submit proof of beneficial use is extended to December 1, 1989.

IT IS FURTHER ORDERED that the permit be REINSTATED and the priority advanced to
October 31, 1980, pursuant to Sec. 42-218a, Idaho Code.

Signed this 10th day of January, 19 86.

J. Glen Saxton
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Harold G &/or Ellen R. Smith Phone 628-3706
Post office address Star Rte., Riggins, ID 83549
2. Source of water supply Rapid River which is a tributary of Little Salmon River
3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32 Township 24N
Range 1E B.M. Idaho County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .99 cfs for Fish Propagation 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)

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

5. Total quantity to be appropriated:

a. .99 cfs cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Diversion dam w/gravity flow ditch

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: SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32 Township 24N
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 _____

(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: Fish Propagation

MICROFILMED

[illegible]

Total number of acres to be irrigated

c. Describe any other water rights used for the same purposes as described above. #78-7132

approved Jan 29, 1980 for .2cfs.

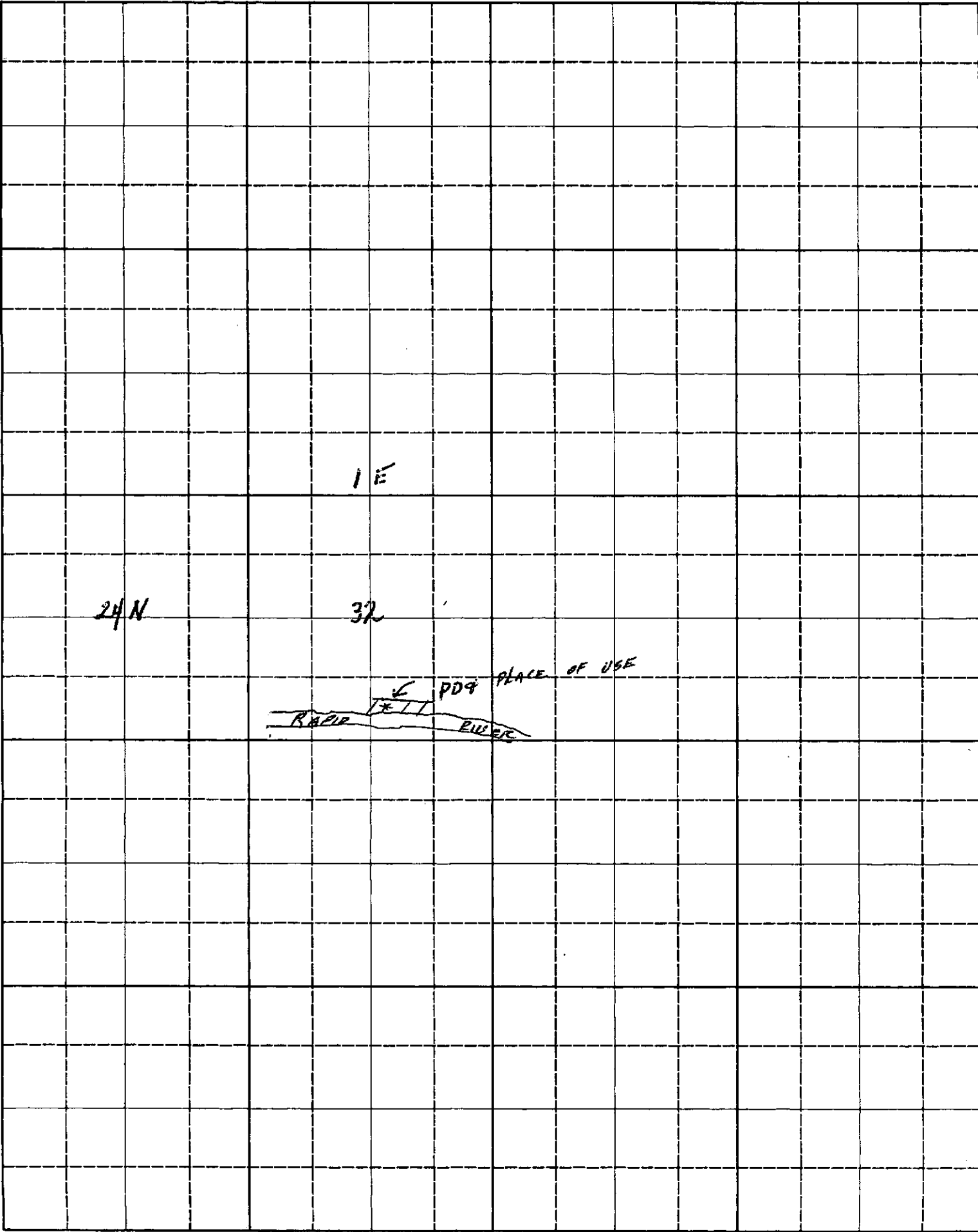
9. a. Who owns the property at the point of diversion Applicant

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.

Harold G. Smith
(Applicant)
Ellen R. Smith

MICROFILMED

Proposed Priority

9-29-1980

MINOR

Received by mm Date 9-29-80 Time 10:00 A.M.

Preliminary check by chs Fee \$ 45.00

Received by h/h Date 10/15/80 # 15751

Publication prepared by h/h Date 10/16/80

Published in Idaho Co. Free Press

Publication dates 10/23-10/30/80 / 11/2-11/13/80 ^{Correction.}

Publication approved h/h Date 10/25/80

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DBS RH

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. 78-7156, 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 December 1, 19 85.

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: Return water shall be treated to insure that the effluent meets Idaho Water Quality Standards. (2) Diversion must be screened to prevent spring chinook smolts from entering the diversion.

Witness my hand this 15th day of December, 19 80.

A. Glen Saxton

Chief, Operations Bureau



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 17, 1996

HAROLD G SMITH
ELLEN R SMITH
HC 69 BOX 40
RIGGINS ID 83549

RE: WATER RIGHT NO. 78-07156

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

Microfilm

JAN 26 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 78-07156 DATE 1-5-96



NAME Change OK ☒ Or Address Change? Same address
 PRIORITY DATE Advance? ☒ Advanced to:
 Order to reinstate needed? but no assignment
 Incorrect fee for rate recommended?
 SOURCE Changes or just clarification of originally
 intended source?
 Notice of Intent to Void necessary?
 POINT OF DIV Amendment needed?
Overlaps? NA 78-07132 is a permit
78-07239 another source
 PLACE OF USE Amendment needed?
Overlaps?
 DIV RATE Permit/fee limits: .99 CFS
 Meas Q = .64 Theo Q = Recommend:
Use: Fish Propagation
 Combined rates exceed capacity

ANNUAL VOLUME Volume Limit: Season: 1-1 to 12-31
Calculations: Add diversion to storage? No flow thru
Other users should be aesthetic/storage
 Flow limit: .64 cfs x 365 x 1.9835 =
 Combined volumes exceed capacity/allowable

USES Change in Nature of Use or additional uses? Add Change
 Amendment necessary? NO to aesthetic storage
or aesthetic (flow) through

ADDITIONAL INFO Supplemental Groundwater PPU Scenario
 Irr/Dom Combination Shared G/W System

NEW REMARKS Multiple p/d(s) in 1/4 1/4? WYS
 Other Edit

NEW CONDITIONS Watermaster control - District
Measuring/Locking Devices
Irrigation Overlap
Other
Water Quality Heat/Cool/Fish verified

COMMENTS: Fish propagation is no longer the use. There is a
diversion to 2 ponds (aesthetic use only) and back
to the source

RECOMMENDATION	CFS	VOLUME	FILED BY NEW OWNER
<u>Aesthetic Storage</u>	<u>.64</u>	<u>.4</u>	SRBA Claim Filed <u>YES</u>
<u>Aesthetic</u>	<u>.64</u>	<u>463.3</u>	Adjustment Memo Needed <u>YES</u>
<u>Total</u>	<u>.64</u>	<u>463.7</u>	LICENSE <u> </u>
			1ST AMEND LETTER <u> </u>
			2ND AMEND LETTER <u> </u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 21 1995
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 78-07156

1. Owner: Harold G. Smith Phone No. (208) 628-3715

Current Address: HC 69 Box 40 Riggins, Id. 83549

2. Accompanied by: Jim Loveland EXAM DATE: 7/1/95

Address: HC 69 Box 40 Riggins, Id. 83549 Phone No. (208) 628-3715

Relationship to Permit Holder: present owner

3. Source: Rapid River tributary to Little Salmon River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 78-04269, 78-07132, 78-07239, 78-02048, 78-04038, 78-04052, 78-04122

2. Other water rights with the same point of diversion: 78-02048, 78-04038, 78-04269, 78-07132, 78-07239

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
			SW	SE	32	24N	1E	Idaho	USGS Topo., + exam

2. Place(s) of Use:

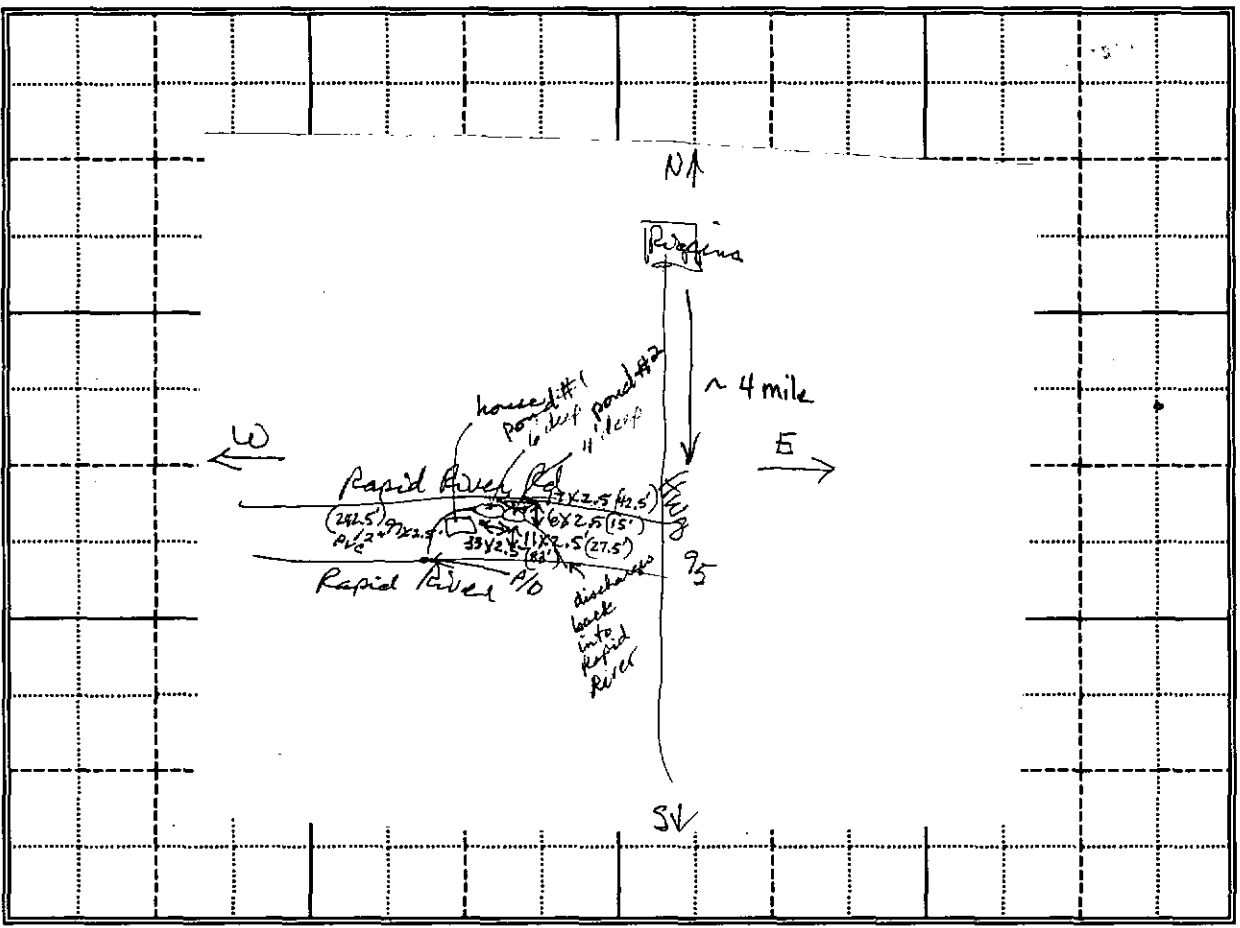
Indicate Method of Determination

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	
24N	1E	32																	

JAN 26 1996

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
Pygmy 090175	(see attachment)					7/1/95

2. Measurements: _____

JAN 26 1996

E. NARRATIVE/REMARKS/COMMENTS

- Other WP A 78-07156 with 2 P/D (one the same as 78-07156) w/ Jim Loveland HC 69 Box 40 Riggins, Id 83549 (208) 628-3715, showing as the applicant. Shows same P/u for fish propagation.
- Use is Aesthetic + not Fish Propagation, since Jim Loveland only has about 40 fish in the ponds, + does not add more. Other uses: wildlife for misc. birds/ducks etc.
- Other water available: groundwater/Domestic well, + subdivision lateral (this is their main source).
- Overlaps for P/D are other sources; overlaps for P/u are other land + other uses.
- The P/D is screened to prevent spring chinook smolts + debris from entering the diversion.
- The system consists of a 12" ^(screened) 243' of PVC diverting from the Rapid River to 2 adjoining ponds with the overflow going directly back out to the Rapid River. The ponds are 83' x 27.5' x 6' + 42.5' x 15' x 4'.

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

The flow into the ponds + back out to the Rapid River is a direct flow-through system, + because there is no fish propagation taking place, I recommend ^{condition} (09B) be removed since nothing is added to the water.

F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

Open Channel Discharge Measurement Notes (see attachment) = $\frac{.64}{cfs}$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

(see attachment)

$$\text{Pond \# 1} = .3 \text{ Afa}$$

$$\text{Pond \# 2} = .04 \text{ Afa}$$

$$.3 + .04 = \boxed{.34 \text{ Afa}}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
* Aesthetics	1/1	12/31	.64	.34
Totals:			.64	

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. AUTHENTICATION

Field Examiner's Name Sandy Hemminger Date 12/11/95

Reviewer _____ Date _____

SEAL

* See memo. BC

JAN 26 1996

MEMORANDUM

TO: File 78-07156 / Harold Smith
SRBA Claim filed by Jim Loveland

FROM: Brenda Chapman

DATE: January 5, 1996

RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for Right 78-07156 are based on the information below:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Aesthetic Stor	1-01 to 12-31		.4

Aesthetic storage more accurately describes this use because of the "flow through" back to the source situation.

JAN 26 1996

① Permit: Fish Propagation . 99 cfs 1/1-12/31

② B/U fee: #100⁰⁰ 5/19/87 pd. .21 - 1.0 cfs
21 - 100 Afa

③ Measurement:

Open Channel Discharge Measurement
(see attachment) = .64 cfs

Ponds #1 83' x 27.5' x 6' #2 42.5' x 15' x 4'

#1 (S.A) surface area = $\frac{L \times W}{43,560} = \frac{83 \times 27.5}{43,560} = .05 \text{ acres}$

$$\text{capacity} = (\text{S.A}) \times \text{depth} = .05 \times 6' = \boxed{.3 \text{ Afa}}$$

$$\#2 (\text{S.A.}) = \frac{42.5 \times 15}{43,560} = .014 = \boxed{.01}$$

$$\text{capacity} = .01 \times 4' = \boxed{.04 \text{ Afa}}$$

$$.3 \text{ Afa} + .04 \text{ Afa} = \boxed{.34 \text{ Afa}}$$

RECEIVED
JAN 26 1996

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

1. Name of stream or ditch: no name
 2. Location: west side of pond #1
 3. Person conducting measure: Sandy Hemenway
 4. Date and time of measure: 07/01/95 1333-1401
 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: Beneficial Use Exam

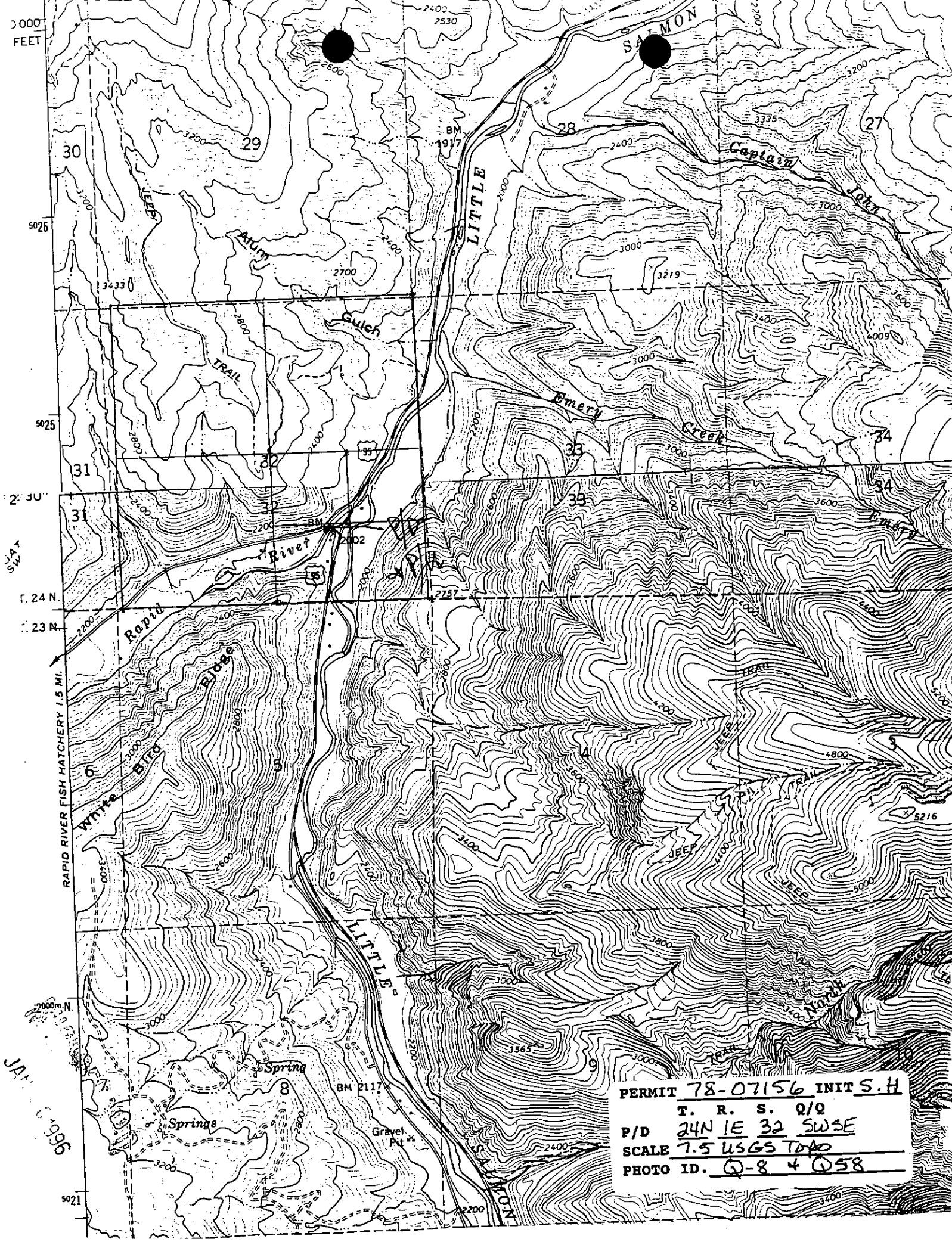
DIST FROM LEW (feet)	WIDTH (feet)	DEPTH (feet)	OBS DEPTH	REVS	TIME (secs)	VELOCITY (ft/sec)	DISCHARGE (cfs)
0.0							
1.5	1.59	0.1	0.6	21	40	0.54	0.09
1.7	0.25	0.1	0.6	27	40	0.69	0.02
2.0	0.25	0.2	0.6	42	40	1.05	0.05
2.2	0.16	0.2	0.6	53	42	1.26	0.04
2.3	0.16	0.3	0.6	64	41	1.55	0.06
2.5	0.17	0.3	0.6	70	42	1.66	0.08
2.7	0.13	0.3	0.6	75	42	1.77	0.07
2.8	0.08	0.3	0.6	72	42	1.70	0.04
2.8	0.08	0.3	0.6	69	40	1.71	0.04
2.9	0.38	0.3	0.6	55	42	1.31	0.15
3.3							

TOT WIDTH 3.3

TOTAL DISCHARGE:

0.64

RECEIVED
 JAN 26 1996



PERMIT 78-07156 INIT S.H
T. R. S. Q/Q
P/D 24N 1E 32 SWSE
SCALE 7.5 USGS TOPO
PHOTO ID. Q-8 + Q58

JAN 1996

78-07156
7/1/95 S.H



P/D:

12" screened
PVC
242.5' to
ditch @ head
of pond #1



P/u: Aesthetics

Pond #1

83' x 22.5' x 6'

40 fish,
ducks, misc
wildlife

JAN 26 1996

78-07156
7/1/95 S.H.



P/u :

Pond #2
15'x42.5x4'

— connection between
Pond #1 + pond #2



— 12" culvert
with direct
flow back
to Rapid

River
JAN 26 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

Cecil D. Andrus
Governor

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

August 18, 1987

78-7156
SMITH, HAROLD G.
SMITH, ELLEN R.
HC 69 BOX 40
RIGGINS, ID 83549

Dear Applicant(s):

We acknowledge receipt of your statement of 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.

Sincerely,

Judy Pense
Secretary

/jp

RECEIVED
JAN 26 1996

May 12, 1987

Harold G. &/or Ellen R. Smith
HC 69, Box 40
Riggins, ID 83549

Dear Mr. and Mrs. Smith:

Re: Permit No. 78-7156

Returned is the proof of beneficial use form submitted to this office on March 17, 1987.

The requirements for submitting proof of beneficial use changed in 1986 with the implementation of statutes which require the department to charge a fee to complete a field examination to determine the extent of beneficial use. The statutes provide the permit holder with an option to allow the department to complete the field examination by returning the proof form and fee, (fee determined by rate of diversion) or by hiring a certified water right examiner who must complete and submit the field report by the proof due date.

For your information, enclosed is new proof of beneficial use form, instruction sheet/fee schedule and a listing of the current certified water right examiners. Please review this information.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

MICROFILMED

AUG 24 1987

January 10, 1986

Harold G. & Ellen R. Smith
HC 69, Box 40
Riggins, ID 83549

Dear Mr. and Mrs. Smith:

Re: Permit No. 78-7156

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to December 1, 1989. Note that the permit has been reinstated and the priority advanced to October 31, 1980, since the extension request ~~was~~ not received in this office prior to the proof due date.

If you have any questions concerning this water right, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

MICROFILMED

STAFF REVIEW OF REQUESTS FOR EXTENSION OF TIME

Permit No. 78-7156

BASIC INFORMATION ABOUT EXTENSION REQUEST

Check for the following:

- ☒ Date received stamp
☒ Extension received within six months of due date (if greater than, return extension)
☒ Fee received and receipted
☒ Name and signature same as on permit
☒ Address change? If so, complete coding sheet
☐ Source of water the same?
☒ Extension previously approved?
☒ Do conditions of approval restrict the extension?

Indicate basis: _____

HAS THE PERMIT HOLDER PROCEEDED DILIGENTLY?

- ☒ Work completed - Adequate to show due diligence?
☒ Cost incurred - Adequate to show due diligence?

REASON FOR NOT COMPLETING PROJECT

- ☒ Due diligence
☐ Litigation No Swan Falls _____ Dismissed from Swan Falls
 _____ Have supporting documents been submitted?

Date litigation completed _____

Date litigation began _____

Total period of delay = _____

Proof due date _____

NEW PRIORITY DATE

=====

_____ Delayed by a governmental agency

_____ Permit holder provided supporting documents?

RECOMMENDATION FOR ACTION

Recommend approval based on due diligence

Additional conditions:

_____ Reinstatement: Date extension received Jan 2 = 367
 Proof due date Dec. 1 = 335
 No. of days late 32
 Priority date Sept. 29, 1980 = 272

ADJUSTED PRIORITY DATE

Oct. 31, 1980 304

- _____ Is there commencement of works?
 _____ Prepared coding sheet?
 _____ Change rolodex card

Reviewed by _____

Date 1-9-1986

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

EXTENSION OF TIME

January 3, 1985

Harold G. & Ellen R. Smith
HC 69 Box 40
Riggins, ID 83549

PERMIT NO. 78-7156

We are in receipt of the \$15 extension fee for Extension(s) of Time to provide additional time in which to submit proof of beneficial use on a water right permit.

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

Enclosed is our receipt No. 37393.

Roberta Garrett
Records Supervisor

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
DECEMBER 13, 1985

SMITH, HAROLD G. & ELLEN R.
STAR RT.
RIGGINS, ID 83549

LAPSE NOTICE

RE: PERMIT NO. 78-7156

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A, IDAHO CODE, THE ABOVE REFERENCED WATER PERMIT HAS LAPSED. THIS OFFICE DID NOT RECEIVE EITHER AN ACCEPTABLE PROOF OF BENEFICIAL USE SHOWING THAT YOU HAVE COMPLETED THE PROJECT BY THE DATE REQUIRED ON YOUR PERMIT OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME. YOU WERE PROVIDED THE PROPER FORMS IN OUR PROOF DUE NOTICE TO YOU DATED SEPTEMBER 30, 1985.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT PROOF OF BENEFICIAL USE OR SUBMIT AN EXTENSION OF TIME REQUEST SHOWING REASONABLE CAUSE FOR DELAY. EITHER THE COMPLETED PROOF OF BENEFICIAL USE FORM OR THE EXTENSION REQUEST FORM MUST BE RECEIVED BY THIS OFFICE WITHIN SIXTY DAYS OF THE DATE OF MAILING OF THIS LAPSE NOTICE OR THE PERMIT WILL NO LONGER BE OF ANY FORCE OR EFFECT.

A PROOF OF BENEFICIAL USE FORM AND A REQUEST FOR EXTENSION OF TIME FORM ARE AGAIN ENCLOSED FOR YOUR USE. PLEASE NOTE THAT A FEE OF \$15.00 MUST ACCOMPANY AN EXTENSION OF TIME REQUEST AND THAT ONLY ONE EXTENSION OF TIME CAN BE GRANTED UNLESS THE PROJECT HAS NOT BEEN COMPLETED BECAUSE OF LACK OF A NECESSARY APPROVAL BY A GOVERNMENTAL AGENCY OR BY LITIGATION WHICH MIGHT BRING TITLE TO THE WATER IN QUESTION.

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

ENCLOSURES

LGS:RF

CERTIFICATION OF MAILING

I hereby certify that on 12-24-1985
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Rita Fleck

RECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138392

SMITH, HAROLD G. & ELLEN R.
STAR RT.
RIGGINS, ID 83549

PROOF DUE NOTICE

SEPTEMBER 30, 1985

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 78-7156 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE DECEMBER 01, 1985. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A FORM WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE FORM OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED

Western

78-7156

\$26.50
(INCLUDES 50¢
VENDOR FEE)

STATE OF IDAHO
DEPARTMENT OF FISH AND GAME

VALID
February 2, 1982 — February 1, 1984

65-011

COMMERCIAL FISH REARING LICENSE

Nick Smith

(Name)

of Star Route, Riggins, ID 83549

(Address)

acting as

agent for self

(Facility or Corporation)

of

(Address)

having first made an approved application and paid the license fee, as required by law, is hereby permitted to obtain,
possess, preserve, or propagate fish for the purpose of selling same on property situated in: County Idaho

Township 24N, Range 1E Qtr. Section SW 1/4 ³² SE 1/4, STATE OF IDAHO, in water obtained from Rapid River
This license shall be valid only for the following kinds of fish: (Source)

1. Golden rainbow
2. _____
3. _____
4. _____
5. _____
6. _____

Dated at Lewiston, Idaho February 1, 19 82

Director, Department of Fish and Game
P.O. Box 25, Boise, Idaho 83707

By: F. McNeill #9992

Title Clerk

RECEIVED

FEB 1 1982

Department of Water Resources
Northern District Office

RECEIVED

FEB 10 1982

Department of Water Resources
Western Regional Office

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

SMITH, HAROLD G. & ELLEN R.
STAR RT.
RIGGINS, ID 83549

DECEMBER 23, 1980

RE: PERMIT NO. 78-7156

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.

PLEASE BE ADVISED THAT YOUR PLANS FOR FISH PROPAGATION MAY BE SUBJECT TO REGULATIONS OF THE IDAHO DEPARTMENT OF FISH AND GAME. WE SUGGEST THAT YOU CHECK WITH THEM BEFORE STARTING CONSTRUCTION.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

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

ENCLOSURE

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF FISH AND GAME

REGION 2
1540 WARNER AVENUE
LEWISTON, IDAHO 83501

November 19, 1980

Mr. David B. Shaw
Western Regional Supervisor
Department of Water Resources
92 South Cole Road
Boise, Idaho 83705

Re: ⁷¹⁵⁶
~~78-7155~~

Dear Mr. Shaw:

We would not object to issuance of this permit if the intake is adequately screened to prevent any spring chinook smolts moving down Rapid River from entering Mr. Smith's water supply.

Sincerely,

DEPARTMENT OF FISH AND GAME
Jerry M. Conley, Director

for *Walter R. Browne*
Walter R. Browne
Regional Supervisor
Region 2

WRB/WC/cf

cc: Bureau of Program Coordination
Bureau of Fisheries

RECEIVED
NOV 21 1980

Department of Water Resources
Western Regional Office



STATE OF IDAHO

DEPARTMENT OF HEALTH AND WELFARE

DIVISION OF ENVIRONMENT - 1118 F. Street - P O Drawer B - Lewiston, Idaho 83501

November 6, 1980

Mr. David B. Shaw
DEPARTMENT OF WATER RESOURCES
92 South Cole Road
Boise, Idaho 83720

Re: 78-⁷¹⁵⁶~~7155~~ (Smith)

Dear Mr. Shaw:

We have reviewed the above referenced permit application and have the following comments:

- 1) If the applicant proposes to discharge wastewater to Rapid River, he must
 - a) Process less than 20,000 lbs. of fish per year.
 - b) Dry clean wastes and precipitate from bottoms & sides of pond.
- 2) If applicant processes more than 20,000 pounds of fish, he must apply for an NPDES permit from the U. S. Environmental Protection Agency, and plans and specifications for any treatment facilities must be reviewed and approved by IDHW-Division of Environment prior to construction.

Sincerely,

DIVISION OF ENVIRONMENT

Russell Schaff
Sr. Environmental Specialist

RS/cmd
xc: Michael Christie
Jerry Yoder/Larry Koenig

UNRECORDED

RECEIVED

NOV 10 1980

Department of Water Resources
Western Regional Office

EQUAL OPPORTUNITY EMPLOYER

O.K.
HWA.

AFFIDAVIT OF PUBLICATION

NOTICE OF CORRECTION

Notice is hereby given that notice of Application for a Water Right Permit No. 78-7155 in the name of Harold G. &/or Ellen R. Smith was published in error on 10/23 and 10/30/80.

The Application for a Water Right Permit Number should be 78-7156.

If issued, the permit 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 November 24, 1980.

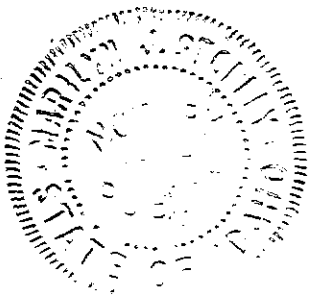
C. STEPHEN ALLRED
Director
N5-12

..... 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 5th day of November 19 80, and the last publication on the 12th day of November 19 80 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 12th day of November 19 80

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



RECEIVED
NOV 14 1980

Department of Water Resources
Western Regional Office

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Western Region

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

~~OCTOBER 16, 1980~~

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 billings to this office before NOVEMBER 10, 1980.

Yours truly,

HELEN L. HARRINGTON
Secretary

Encl.

MICROFILMED

NOTICE OF CORRECTION

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C. STEPHEN ALLRED

Director

Published in the Idaho County Free Press on 11/6 and 11/13/80.

MICROFILMED

O.K.
HCH

**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:

78-7155

SMITH, HAROLD G. &/or
ELLEN R.
STAR RT., RIGGINS, ID
83549

Source: RAPID RIVER
tributary to LITTLE
SALMON RIVER

Date Filed: 09/29/1980

Amount: 0.99 CFS

Diversion Point: SWSE Sec
32 T 24N R 01E, IDAHO Co.

Use: FISH PROP. (0.99
CFS) from 01/01 to 12/31

Place of Use: SWSE Sec 32 T
24N R 01E

Diversion Means: DAM &
DITCHES.

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 83705 on or
before NOVEMBER 10, 1980.

C. STEPHEN ALLRED

Director

Published 10/22 & 10/29

022-29

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 2 weeks,
being published 2 times, the first publication being
on the 22 day of October, 1980,
and the last publication on the 29 day of
October, 1980.; 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 5 day
of November, 1980.

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

RECEIVED
NOV 13 1980

Department of Water Resources
Northern District Office

RECEIVED

NOV 17 1980

Department of Water Resources
Western Regional Office

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Western Region

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

OCTOBER 16, 1980

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 NOVEMBER 10, 1980.

Yours truly,

HELEN L. HARRINGTON
Secretary

Encl.

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

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

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705 on or before NOVEMBER 10, 1980.

C. STEPHEN ALLRED

Director

Published 10/23 & 10/30.

MICROFILMED

SMITH, HAROLD G. &/or ELLEN R.

STAR RT., RIGGINS, ID 83549

Source: RAPID RIVER tributary to LITTLE SALMON RIVER

Date Filed: 09/29/1980

Amount: 0.99 CFS

Diversion Point: SWSE Sec 32 T 24N R 01E, IDAHO Co.

Use: FISH PROP. (0.99 CFS) from 01/01 to 12/31

Place of Use: SWSE Sec 32 T 24N R 01E

Diversion Means: DAM & DITCHES.

MICROFILMED