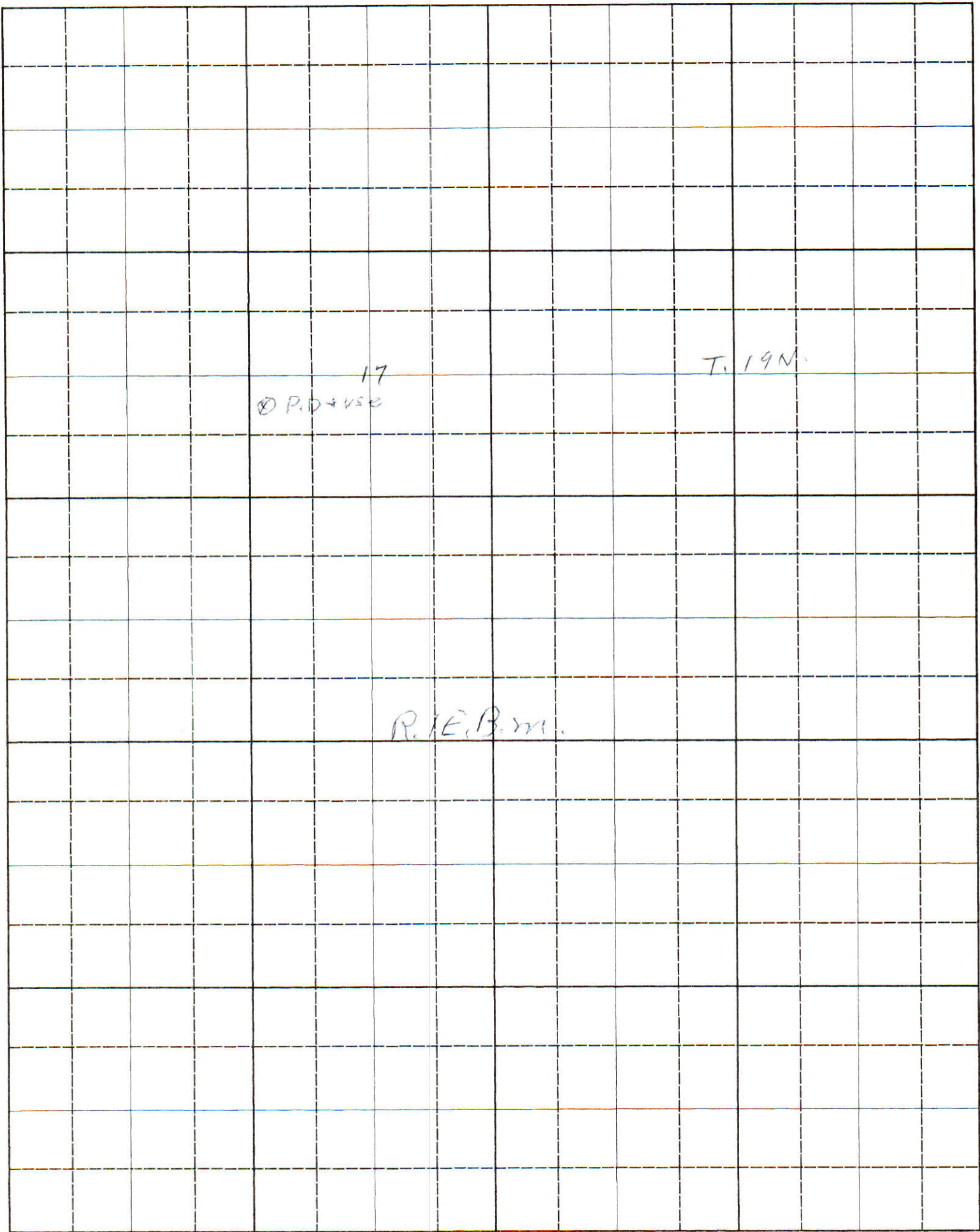


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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 D. Weeks  
(Applicant)

## Affidavit of Publication

State of Idaho, County of Adams, ss:

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

Leader, a newspaper; that a copy of the "Notice of Application for Water Right"

No. 78-7118 as per clipping

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

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

same being made in the issue dated April 5, 1979

and the last in the issue dated April 12, 1979 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said "Notice" as aforesaid.

Subscribed and sworn to before me this 12th

day of April, 1979

Notary Public for Idaho,  
Residing at Council, Idaho

### 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:

78-7118

WEEKS, JOHN F.

BOX 124, NEW MEADOWS, ID 83654

Source: GROUNDWATER

Date Filed: 03/23/1979

Amount: 0.04 CFS

Diversion Point: NWSW Sec. 17 T 19N R 01E, ADAMS Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: NWSW Sec 17 T 19N R 01E

Diversion Means: WELL, PUMP & PRESSURE SYSTEM

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 APRIL 23, 1979.

C. STEPHEN ALLRED

Director

Published 4/5 & 4/12/79.

KK  
OK  
4/23/79

# RECEIVED

APR 13 1979

Department of Water Resources  
Western Regional Office

MICROFILMED

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 78-07118

Priority: March 23, 1979

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that JOHN F WEEKS

BOX 124

NEW MEADOWS ID 83654

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 23, 1979; and has submitted Proof of Beneficial Use on February 14, 1984. An examination indicates that the works have a diversion capacity of .040 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| DOMESTIC              | 01/01 to 12/31       | 0.04 CFS                 | 1.2 AF               |

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 17, Township 19N, Range 01E  
ADAMS County

PLACE OF USE: DOMESTIC

TWN RGE SEC

19N 01E 17

NWSW

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. Domestic use is for 1 home.

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 22<sup>ND</sup> day of April, 1994.

Acting for   
R. Keith Higginson, Director



APR 26 1994

**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 F. Weeks Phone \_\_\_\_\_

Post office address Box 124, New Meadows, Idaho 83654

2. Source of water supply Groundwater which is a tributary of \_\_\_\_\_

3. Location of point of diversion is NW  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 17 Township 19N

Range 1E B.M. Adams County, additional points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

Amount .04 for Domestic 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. .04 cubic feet per second and/or b. \_\_\_\_\_ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. \_\_\_\_\_

8" well 119' deep with pump and pressure system

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 8 inches; proposed depth of well is 119 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: NW  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 17 Township 19N

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 \_\_\_\_\_

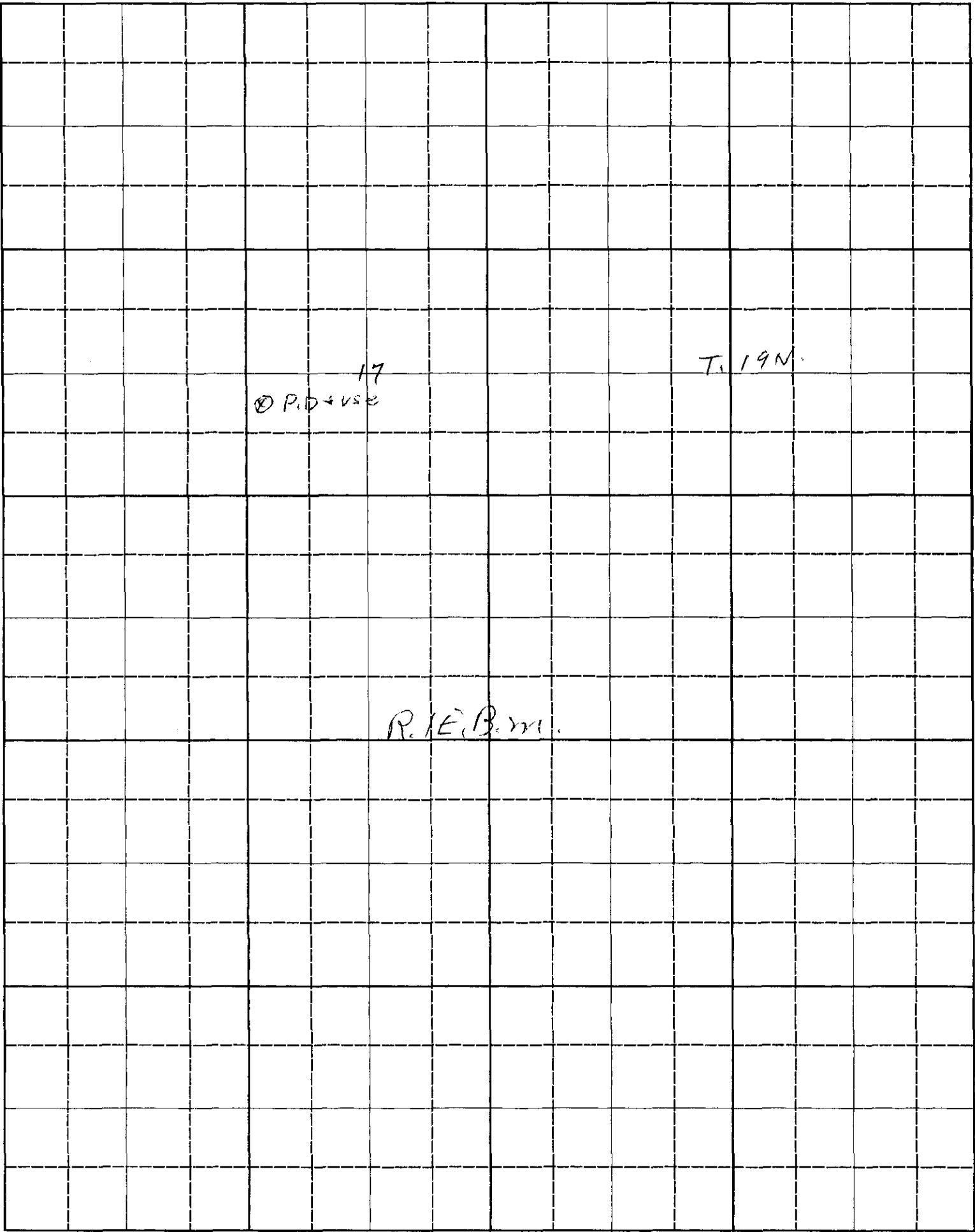
(4) Name of municipality to be served \_\_\_\_\_, or number of families to be supplied with domestic water 1 home.

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

**MICROFILM**



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 D. Weeks  
(Applicant)

Proposed Priority 3-23-79

Received by R.W.H. Date 3-22-79 Time 3:00 P.M.

Preliminary check by R.W.H. Fee \$ 20.00 rec # 13011

Receipted by R.W.H. Date 3-23-79

Publication prepared by KK Date 3/29/79

Published in Adams County Leader

Publication dates 4/5 & 4/12/79

Publication approved KK Date 4/23/79

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by DBS J.J.

#### 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. 78-7118, 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 April 1, 1984.
- 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: \_\_\_\_\_

Witness my hand this 30<sup>th</sup> day of April, 19 79.

J. Glen Sayton  
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

April 22, 1994

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

RON BRANSTETTER  
LINDA BRANSTETTER  
PO BOX 32  
NEW MEADOWS ID 83654

RE: WATER RIGHT NO. 78-07118

Dear Mr. and Mrs. Branstetter:

Enclosed is a copy of the license on the above referenced water right. In October 1993, the Department attempted to conduct a field examination on the property associated with the right. According to the Adams County Assessor's Office, you are the present owners of the property.

When a water right is in the permit stage it is classified as personal property; therefore, when a change of ownership occurs it must be assigned to the new owner. Since we have no record of an assignment having been submitted, the license was issued in the original owner's name.

In Idaho, a licensed water right is appurtenant to the land and is therefore considered real property. Proof of owning the land is proof of owning the water right, unless it was specifically excluded in the sale.

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

Sincerely,



JIM JOHNSON  
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED

APR 26 1994

WR0749NP  
No. L78-07118

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 04/06/94  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                  | PRIORITY<br>DATE | WATER USE | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-------------------------------------------------|------------------|-----------|-----------------------|-------------------|---------------------|
| C                | JOHN F WEEKS<br>BOX 124<br>NEW MEADOWS ID 83654 | 03/23/1979       | DOMESTIC  | 01-01 12-31           | 0.04 CFS          | 1.20 AFA            |
| TOTAL DIVERSION: |                                                 |                  |           |                       | 0.04 CFS          | 1.20 AFA            |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.04 CFS

Point(s) of Diversion: T19N R01E S17

NWSW

ADAMS County

Place of use Legal Description for: DOMESTIC

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |   |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|---|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : |
| 19N | 01E | 17 | : | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | : |

Pou County: ADAMS

Remarks: Domestic use is for 1 home.

|        |                 |            |                    |            |
|--------|-----------------|------------|--------------------|------------|
| Dates: | App. Received:  | 03/23/1979 | Priority Date:     | 03/23/1979 |
|        | Proof Due Date: | 04/01/1984 | Proof Made Date:   | 02/14/1984 |
|        | Exam Made Date: | 10/20/1993 | Exam Sent to S.O.: | 03/28/1994 |
|        | Licensed Date:  |            |                    |            |

Misc: Water District Number: Field Exam Fee: N (Not Required)

Audit: 04/06/94 CHAPMAN

# LICENS. REVIEW CHECKLIST

PERMIT NO. 78-7118 DATE 4-6-94



|               |                                         |                                     |                                                                                                                                                                                                                                                                  |
|---------------|-----------------------------------------|-------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| NAME          | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No         | Or Address Change? <u>No Assignment</u>                                                                                                                                                                                                                          |
| PRIORITY DATE | <input type="checkbox"/>                | <input checked="" type="checkbox"/> | Advance? <input type="checkbox"/> Advanced to: <input type="checkbox"/><br>Order to reinstate needed? <input type="checkbox"/><br>Incorrect fee for rate recommended? <u>NA</u>                                                                                  |
| SOURCE        | <input type="checkbox"/>                | <input checked="" type="checkbox"/> | Changes or just clarification of originally intended source? <input type="checkbox"/><br>Notice of Intent to Void necessary? <input type="checkbox"/>                                                                                                            |
| POINT OF DIV  | <input type="checkbox"/>                | <input checked="" type="checkbox"/> | Amendment needed? <input type="checkbox"/><br>Overlaps? <input type="checkbox"/>                                                                                                                                                                                 |
| PLACE OF USE  | <input type="checkbox"/>                | <input checked="" type="checkbox"/> | Amendment needed? <input type="checkbox"/><br>Overlaps? <input type="checkbox"/>                                                                                                                                                                                 |
| DIV RATE      | <input type="checkbox"/>                | <input checked="" type="checkbox"/> | Measurement done? <input type="checkbox"/> Theoretical only? <input type="checkbox"/><br><u>Domestic @ .04</u><br>Capacity: <u>.04</u> Combined rates exceed capacity <input type="checkbox"/><br>Allowable amount: <u>.04</u>                                   |
| ANNUAL VOLUME | <input type="checkbox"/>                | <input checked="" type="checkbox"/> | Season of use: <input type="checkbox"/><br>Calculations: <u>Domestic @ 1.2</u><br>Flow limit: <input type="checkbox"/> cfs x <input type="checkbox"/> x 1.9835 = <input type="checkbox"/><br>Combined volumes exceed capacity/allowable <input type="checkbox"/> |
| USES          | <input type="checkbox"/>                | <input checked="" type="checkbox"/> | Change(s) in Nature of Use? <input type="checkbox"/><br>Amendment necessary? <input type="checkbox"/>                                                                                                                                                            |
| REMARKS       | <input type="checkbox"/>                | <input checked="" type="checkbox"/> | Multiple p/d(s) in ¼ ¼? <input type="checkbox"/><br>Other <input type="checkbox"/>                                                                                                                                                                               |
| CONDITIONS    | <input type="checkbox"/>                | <input checked="" type="checkbox"/> | Measuring/Locking Devices <input type="checkbox"/><br>Watermaster control - District <input type="checkbox"/><br>Irrigation Overlap <input type="checkbox"/><br>Water Quality <input type="checkbox"/><br>Other <input type="checkbox"/>                         |

COMMENTS: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

|                 |            |            |                                             |
|-----------------|------------|------------|---------------------------------------------|
| RECOMMENDED     | CFS        | VOLUME     | LICENSE <input checked="" type="checkbox"/> |
| <u>Domestic</u> | <u>.04</u> | <u>1.2</u> |                                             |
| _____           | _____      | _____      | 1ST AMENDMENT LETTER _____                  |
| _____           | _____      | _____      | FINAL AMENDMENT LETTER _____                |



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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

Department of Water Resources

*current home owners per  
assessor's info but permit not assigned*

**A. GENERAL INFORMATION**

Permit No. 78-07118

1. Owner: Ron & Linda Branstetter Phone No. 347-2355

Current Address: Box 32 NEW MEADOWS ID 83654

2. Accompanied by: NO ONE - SEE NARRATIVE EXAM DATE: 10/20/93

Address: \_\_\_\_\_ Phone No. \_\_\_\_\_

Relationship to Permit Holder: \_\_\_\_\_

3. Source: groundwater tributary to \_\_\_\_\_

**B. OVERLAP REVIEW**

1. Other water rights with the same place of use: N/A o/h well

2. Other water rights with the same point of diversion: \_\_\_\_\_

**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 |
|-----------|-----------|-----|-----|-------|------|------|------|--------|---------------------------------|
|           |           |     |     | NW SW | 17   | 19N  | 1E   | Adams  | See Narrative                   |
|           |           |     |     |       |      |      |      |        |                                 |
|           |           |     |     |       |      |      |      |        |                                 |
|           |           |     |     |       |      |      |      |        |                                 |

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

Indicate Method of Determination As Above

| TWP | RGE | SEC | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 19N | 1E  | 17  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

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

this  
page  
N/A

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: \_\_\_\_\_

APR 26 1994

E. NARRATIVE/REMARKS/COMMENTS

9/15/87 1<sup>st</sup> attempt to do exam while in the area.  
Not able to locate property without add'l info.

9/16/87 Contacted New Meadows Post Office:

- MR. WEEKS - deceased
- MRS. " - moved to Las Vegas
- thinks RONALD & Linda Branstetter bought property, try Shavers store (Linda works there) or home phone 347-2355.

- tried store & home phone, not able to make contact.  
Las Vegas directory assistance - no info @ Mrs. Weeks.

10/20/93 → Visited Adams Co. Assessors Office:

J.F. WEEKS property currently owned by RONALD & Linda Branstetter & house is on site.

From permit: 8" 119' well

SRBA: proof filed 1984 although we exempted in SRBA.  
No claim filed per d'base.

Current owners notified in SRBA mailing per ML3.

CLAIM not required ("deferred") so can license w/o claim (per Jim Johnson 3/1/94).

P/u Lot 2 Rubicon Subd. per Assessor.

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

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**F. FLOW CALCULATIONS**

\_\_\_\_ Additional Computation Sheets Attached

Measured Method:

*allow .04 cfs***G. VOLUME CALCULATIONS****1. Volume Calculations for Irrigation:** $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$  \_\_\_\_\_ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$  \_\_\_\_\_ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$  \_\_\_\_\_**2. Volume Calculations for Other Uses:***allow 1.2 afa***H. RECOMMENDATIONS****1. Recommended Amounts**

| Beneficial Use      | Period of Use |              | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|---------------------|---------------|--------------|------------------------------|--------------------------|
|                     | From          | To           |                              |                          |
| <i>Domestic (1)</i> | <i>1/1</i>    | <i>12/31</i> | <i>.04</i>                   | <i>1.2</i>               |
| _____               | _____         | _____        | _____                        | _____                    |
| _____               | _____         | _____        | _____                        | _____                    |
| _____               | _____         | _____        | _____                        | _____                    |
| _____               | _____         | _____        | _____                        | _____                    |
| Totals:             |               |              | <i>.04</i>                   | <i>1.2</i>               |

**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 *Steve Latta* Date *1/31/94*

Reviewer \_\_\_\_\_ Date \_\_\_\_\_

SEAL  
**UNRECORDED**

APR 26 1994

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Western Region

---

Statehouse  
Boise, Idaho 83720  
(208) 334-2190

MAY 5, 1984

JOHN F. WEEKS  
P.O. BOX 124  
NEW MEADOWS ID 83654

RE: Permit No. 78-7118

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

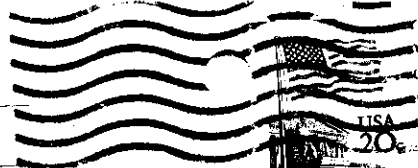
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MAY 10 1984

APR 26 1984

J. G. Clark

BX 124

New Meadows, Idaho  
83654



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FEB 14 1984



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720

MICROFILMED

# 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. 78-7118

Name(s) of Permit Holder: JOHN F. WEEKS

Post Office Address: BX 124

NEW MEADOWS, IDAHO 83654 Tel. No. 347-2534

Source of Water: WELL

Extent of Use: ☒ Domestic (1) ONE (number of households)  
☐ Stockwater (number and type of stock)  
☐ Irrigation (acres)  
☐ Other

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

Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

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

2/13/84  
Date

**RECEIVED**

John F. Weeks  
Signature of Permit Holder

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

---

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

138433

WEEKS, JOHN F.  
BOX 124  
NEW MEADOWS, ID 83654

PROOF DUE NOTICE

JANUARY 31, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 78-7118 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE APRIL 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

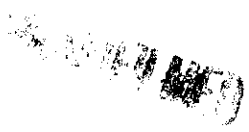
IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL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

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

SINCERELY,

RITA FLECK  
SECRETARY/RECORDS MANAGER

ENCLOSURES





State of Idaho  
**DEPARTMENT OF WATER RESOURCES**  
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS  
Governor

C. STEPHEN ALLRED  
Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 384-2215

May 3, 1979

Re: Permit No. 78-7118

John F. Weeks  
Box 124  
New Meadows, Idaho 83654

Dear Mr. Weeks:

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

*David R. Tuthill Jr.*

DAVID R. TUTHILL, JR.  
Supervisor, Water Allocations Section

DRT:lr

Enclosure

STAFF REVIEW - STATE OFFICE

78-7118

- |                                         |                                                        |
|-----------------------------------------|--------------------------------------------------------|
| 1. <u>✓</u> Name vs. Signature          | 7. <u>✓</u> Place of Use for other than irrig.         |
| 2. <u>W</u> Source                      | 8. <u>N/A</u> Place of Use for irrigation (add acres)  |
| 3. <u>✓</u> Point of Diversion          | 9. <u>A</u> Property Owner at Pt. of Div. & Pl. of Use |
| 4. <u>0.04</u> Amnt. & Period of Use    | 10. <u>✓</u> Map                                       |
| 5. <u>✓</u> Descrip. of Diverting Wrks. | 11. <u>30</u> Fee & Rec't. No.                         |
| 6. <u>5</u> Time req. for Proof of B/U  |                                                        |

Copies Sent To:

|                                    |                         |
|------------------------------------|-------------------------|
| <u>NO</u> Idaho Health Department  | <u>NO</u> U.S.F.S.      |
| <u>7</u> Idaho Fish & Game Dept.   | <u>/</u> Dept. of Lands |
| <u>/</u> Bureau of Land Management | <u>/</u> Other          |

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area        yes ✓ no

Other rights on same land N/A

Withdrawals of all protests received N/A yes        no

Conditions:

ID Power Co. Letter - Snake R. NO

ID Power Co. Letter - G.W. & Tribs. Yes

Snake River Condition NO

Payette River Letter 7

Priority Date 3/23/79

Water Quality #16 NO

Water Quality #10         
intrastate        interstate       

Meas. Dev. or Sc. Meas. NO

Totalizing meter       

Supplemental       

Right-of-Way Cond.       

Watermaster Cond.       

Wtr. Dist No.       

Meas. Dev. Cond. for apps within a Water Dist.       

Jon  
Reviewer  
4/30/79  
Date

# Affidavit of Publication

State of Idaho, County of Adams, ss:

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

Leader, a newspaper; that a copy of the "Notice of Application for Water Right "

No. 78-7118

as per clipping

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

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

same being made in the issue dated April 5, 1979

and the last in the issue dated April 12, 1979 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said "Notice" as aforesaid.

Subscribed and sworn to before me this 12th

day of April, 1979

Notary Public for Idaho.  
Residing at Council, Idaho

Notice is hereby given that the following applications have been submitted for review to approve the water rights of the State of Idaho.

WATER RIGHT APPLICATION NO. 78-7118

BOOK 124, NEW ADAMS COUNTY, ID.

Source: COUNCIL, IDAHO

Date Filed: 04/05/79

Amount: 0.04 CFS

Decree: None

Place of Use: NW 1/4, Sec 11, T. 1N, R. 1E, ADAMS COUNTY, IDAHO

Decree: None

It is ordered that the applicant must 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 83706 on or before April 23, 1979.

C. STEPHEN ALLRED  
Director

Published 4/5 & 4/12/79.

KK  
OK  
4/23/79

RECEIVED

APR 13 1979

Department of Water Resources  
Western Regional Office

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Western Region

---

92 South Cole Road  
Boise, Idaho 83705  
(208) 384-2190

MARCH 30, 1979

Adams County Leader  
Box 23  
Council, ID 83612

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 APRIL 23, 1979.

Yours truly,

Karla Knecht  
Secretary

Encl.

RECEIVED

28-2118

WEEKS, JOHN F.

BOX 124, NEW MEADOWS, ID 83654

Source: GROUNDWATER

Date Filed: 03/23/1979

Amount: 0.04 CFS

Diversion Point: NWSW Sec 17 T 19N R 01E, ADAMS Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: NWSW Sec 17 T 19N R 01E

Diversion Means: WELL, PUMP & PRESSURE SYSTEM

WATER

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 APRIL 23, 1979.

C. STEPHEN ALLRED

Director

Published 4/5 & 4/12/79.

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