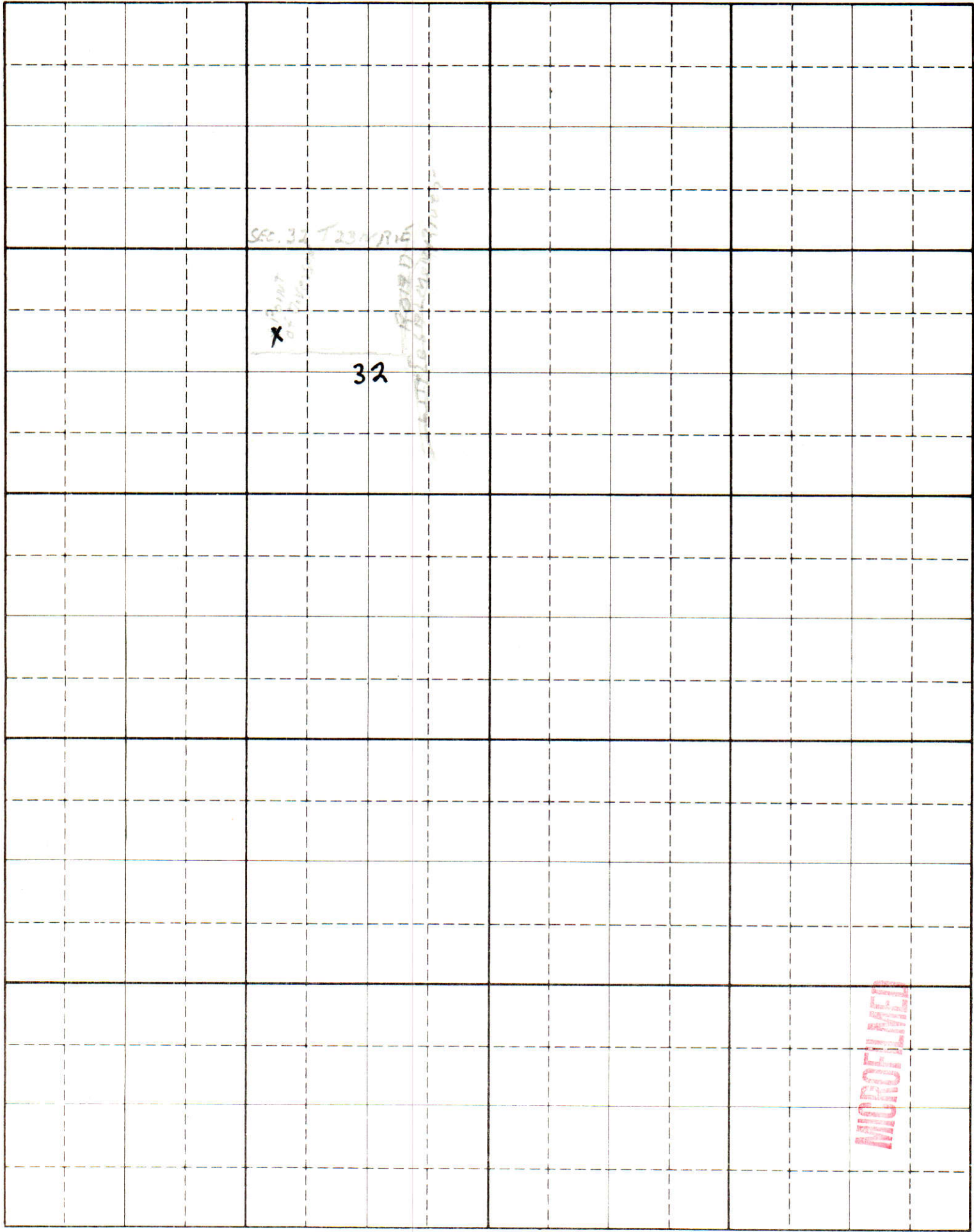


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Eunice A. Todhunter
(Applicant)

Department of Water Resources
Western Regional Office

AFFIDAVIT OF PUBLICATION

.....Nona Donaldson..... being first duly

sworn, says he is the office manager.....
of the IDAHO COUNTY FREE PRESS, a weekly newspaper which
is published and issued weekly at Grangeville, Idaho County,
State of Idaho, and which is of general circulation in said county
and state; that the said notice, of which the one hereto attached
is a true copy, was published in said paper for ²..... weeks,
being published ²..... times, the first publication being
on the 20th..... day of July....., 197⁷.....,
and the last publication on the 27th..... day of
.....July..... 197⁷.....; 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 1st..... day
of August....., 197⁷.....

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

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given
that Eunice A. Todhunter
P.O. Box 213 Pollock, ID has
on July 12, 1977 submitted
Application No. 78-7098 for a
permit to appropriate 0.10
cubic feet per second of
water from a spring by
means of gravity flow pipe
within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 32
T23N-R1 E B.M., Idaho
County to be used from Jan 1
to Dec 31 for domestic
purposes and from Apr 1 to
Oct 15 for irrigation of 4.5
acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec 32 T23N-R1 E B.M.

If issued, this permit will
be subject to all prior water
rights. Protests against the
granting of the permit must
be filed with the Director of
the Idaho Department of
Water Resources, 92 South
Cole Road, Boise, Idaho
83705 on or before August 8,
1977.

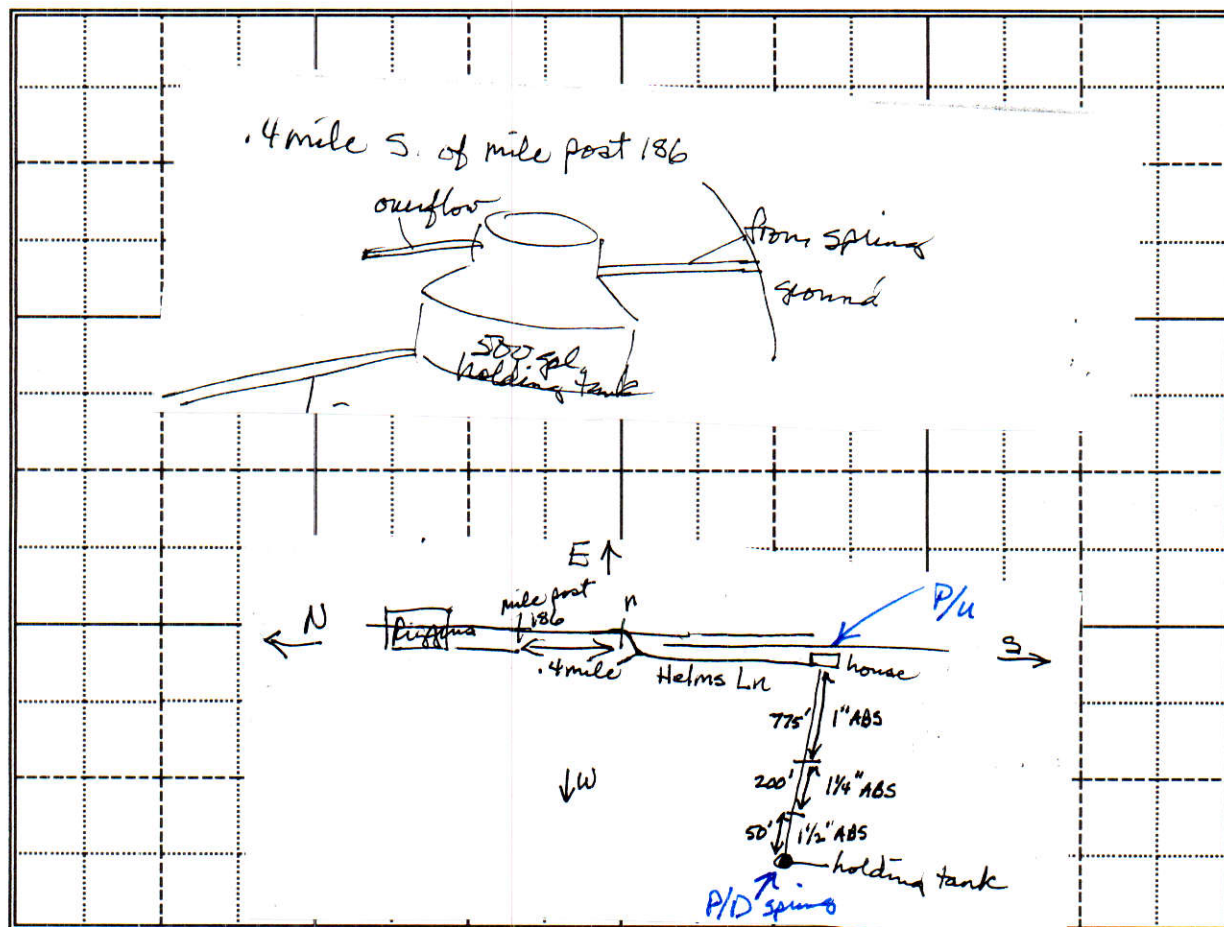
C. STEPHEN ALLRED

Director
Published in the Idaho
County Free Press,
Grangeville, Idaho on July
20, 1977 and July 27, 1977.
Jv 20-27

OK
8-8-77
J

RECEIVED
AUG 10 1977
IDAHO COUNTY
CLERK

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



Scale: 1" = _____

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

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

☒ Photo of Diversion and System Attached

4.

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

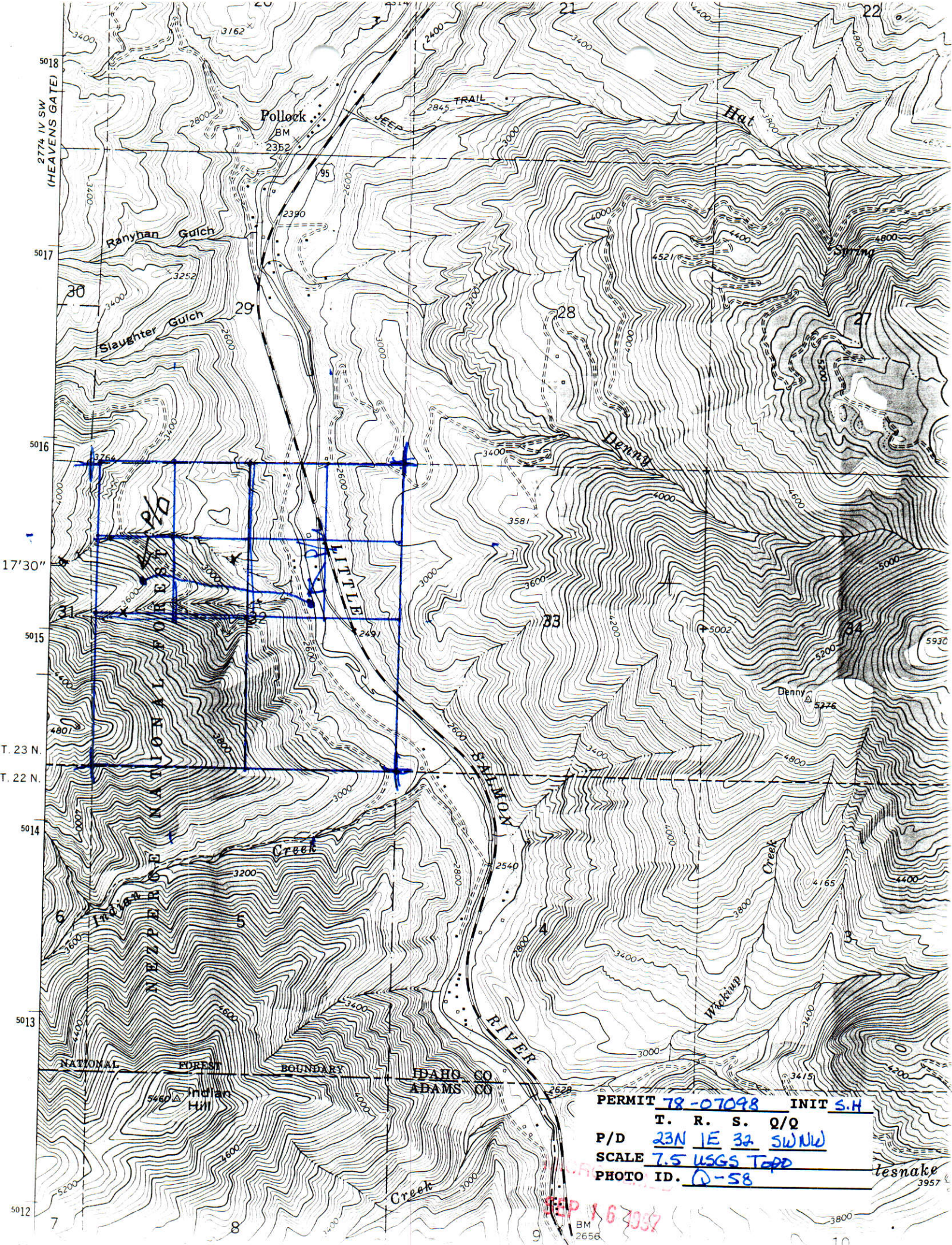
*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

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

2. Measurements: Pressure gauge run 1 nozzle (1/8" rainbird) @ 1 time
= 70 psi



PERMIT 78-07098 INIT S.H
T. R. S. Q/Q
P/D 23N 1E 32 SWNW
SCALE 7.5 USGS Topo
PHOTO ID. Q-58

tesnake
3957

SEP 16 1957
BM 2656

78-07098
6/28/95 S.H.

P/D:

Spring
1 1/2" ABS from
collection area
500 gallon holding tank
50' 1 1/2" ABS converts to
200' 1 1/4" ABS converts to
775' 1" ABS to yard
gravity flow

own 4 acres
irrigation:
P/u: [REDACTED]

.5 acre yard & garden, +
pasture area, +
for 3 horses + .5 acre^{yard}
(thru the Domestic
use)

w/ hose bibs, hoses,
1/8" rainbirds, run
1 rainbird @ 1 time
@ 70 psi

MICROFILMED

SEP 16 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07098

Priority: July 12, 1977

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

2.6 AF

This is to certify, that EUNICE A TODHUNTER

PO BOX 213

POLLOCK ID 83542

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 12, 1977; and has submitted Proof of Beneficial Use on August 30, 1992. An examination indicates that the works have a diversion capacity of 0.050 cfs of water from:

SPRING

tributary to LITTLE SALMON RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/01 to 11/30	0.02 CFS	2.0 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.04 CFS	2.6 AF

LOCATION OF POINT(S) OF DIVERSION:

SESWNW , Sec. 32, Township 23N, Range 01E
IDAHO County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
23N	01E	32	SWNE	0.5		0.5

Total number of acres irrigated: 0.5

PLACE OF USE:

DOMESTIC, same as IRRIGATION 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.

ENCLOSURE

SEP 16 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07098

CONDITIONS OF APPROVAL AND REMARKS

5. This right when combined with all other rights shall provide no more than .02 cfs nor more than 2.0 afa for irrigation of the land described above.
6. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

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 18TH day of August, 1997.


Acting for KARL J. DREHER, Director

RECORDED
SEP 16 1997

RECEIVED

AUG 14 1997

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 78-07098

Date of Priority: July 12, 1977 Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 2.6 AF

Comes now EUNICE A TODHUNTER
PO BOX 213
POLLOCK ID 83542 and represents to the Director of the
Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the
State of Idaho No. 78-07098, and requests that the permit be changed as follows:

Source: SPRING tributary to LITTLE SALMON RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/01 to 11/30	0.02 CFS	2.0 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.04 CFS	2.6 AF

LOCATION OF POINT(S) OF DIVERSION: SESWNW , Sec. 32, Township 23N, Range 01E
IDAHO County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
23N	01E	32	SWNE	0.5		0.5
Total number of acres irrigated:						0.5

PLACE OF USE:
DOMESTIC, same as IRRIGATION use

Permit holder asserts that no one will be injured by such change and that such change
will be made at permit holder's own risk.

Signed at Pollock, Idaho, this 11 day of August, 1997.

Eunice A. Todhunter
(Signature)

11-08-97
SEP 18 1997

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 78-07098

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = 50.00 Received by LB # 639752 Date 8/14/97

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 78-07098 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs nor more than 2.0 afa for irrigation of the land described above.
6. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

Witness my hand this 18TH day of AUGUST, 1997.

Nancy Young
Acting for KARL J. DREHER Director

100-100000
SEP 18 1997

Identification No. _____

Application No. 78-7098

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant EUNICE A. TODHUNTER Phone: _____
post office address P. O. Box 213 Pollock, ID 83542

2. Source of water supply spring which is a tributary of _____

3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 32 Township 23N
Range 1E B.M. Idaho County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into Little Salmon River at a point in SW $\frac{1}{4}$
of NE $\frac{1}{4}$ of Section 32 Township 23N Range 1E B.M. Idaho County

4. Water will be used for the following purposes:

Amount 0.02 for domestic purpose from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.08 for irrigation purpose from 4-1 to 10-15 (both dates inclusive)
(cfs or acre-feet per annum)

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

5. Total quantity to be appropriated:

a. 0.10 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____
gravity flow pipe

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

Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)

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

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.

b. Estimated construction cost is \$ _____

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 NW $\frac{1}{4}$ of Section 32 Township 23N
Range 1E B.M.

(2) Amount of power to be generated: _____ hp 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

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

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

[illegible]

Total number of acres to be irrigated_____4.5

c. Describe any other water rights used for the same purposes as described above.

None

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

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

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

10. Remarks

Proposed priority: July 12, 1977

Received by ry Date 7-12-77 Time 11:05

Preliminary check by AMH Fee \$ 10.00

Receipted by ry Date 7-15-77 # 8136

Publication prepared by ry Date 7-15-77

Published in Idaho County Free Press

Publication dates July 20 + 27

Publication approved ry Date 8-8-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ry

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. 78-7098, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- SUBJECT TO ALL PRIOR WATER RIGHTS.
- Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 19 82.
- Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 23 day of September 19 77.

St. Kenneth Niemi
Deputy Director

AFFIDAVIT OF PUBLICATION

.....Nona Donaldson..... being first duly sworn, says he is the office manager..... of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for ²..... weeks, being published ²..... times, the first publication being on the 20th day of July, 197⁷, and the last publication on the 27th..... day of July 197⁷; 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 1st day of August, 197⁷.

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

OK
8-8-77
J



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

August 18, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

EUNICE A TODHUNTER
PO BOX 213
POLLOCK ID 83542

RE: WATER RIGHT NO. 78-07098

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ENCLOSURE

SEP 16 1997

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

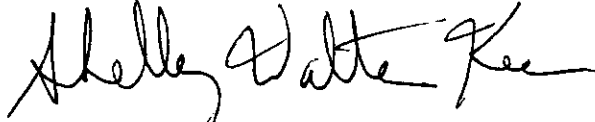
Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

Sincerely,

A handwritten signature in cursive script, reading "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

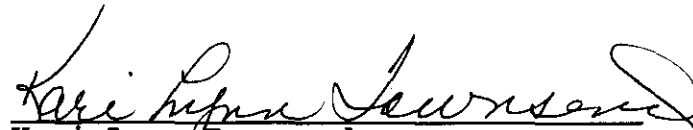
SEP 16 1987

CERTIFICATE OF MAILING

I hereby certify that on the 18th day of August, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 78-07098

EUNICE A TODHUNTER
PO BOX 213
POLLOCK ID 83542


Kari Lynn Townsend
Secretary

11-07098-11-1

SEP 16 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

July 31, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

EUNICE A TODHUNTER
PO BOX 213
POLLOCK ID 83542

RE: WATER RIGHT NO. 78-07098

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the place(s) of use description. Please review carefully and if you concur, sign the amendment and return it with the \$50 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of Conditions of Approval and Remarks proposed for the license when it is issued. These conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

989 16 008

MEMORANDUM

TO: File 78-07098

FROM: Sharla Curtis

DATE: July 30, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 78-07098 are based on the following:

H. RECOMMENDATIONS

Irrigation	3/1 - 11/30	0.02 cfs	2.0 afa
Domestic	1/1 - 12/31	0.02 cfs	0.6 afa
	TOTALS	0.04 cfs	2.6 afa

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

An amendment is required; the application listed the place of use as the SWNW, S32. The place of use is located in the SWNE, S32.

Examiner: Sandy Hemenway
Exam Date: June 28, 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 78-07098

DATE 7/30/97

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>NO</u>
SOURCE	—	<u>✓</u>	Is change clarification of originally intended source? <u>—</u>
POINT OF DIV	—	<u>✓</u>	If not, prepare Notice of Intent to Void <u>—</u>
PLACE OF USE	<u>✓</u>	—	Amendment required <u>YES</u>

Does map agree with written description? — yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate	<u>.10</u> cfs
Fee limit	<u>.04</u> cfs NO FEE PD.
Measured	<u>.05</u> cfs
Theoretical	<u>—</u> cfs

Recommended Total Div Rate .04 cfs

ANNUAL VOLUME/
NATURE OF USES —

Use ✓

<u>lrs</u>	Volume Calculation
<u>Dom.</u>	<u>.5 x 4.0 = 2.0</u> af
<u>—</u>	<u>.6 (wt)</u> af
<u>—</u>	<u>—</u> af
<u>—</u>	<u>—</u> af
SUBTOTAL	<u>2.6</u> af

Flow rate .02 cfs X 365 days X 1.98 ~~74~~ = 14.5 af
Total volume recommended 2.1 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

WBS
W31 (.02, 1.5)

CONDITIONS — Watermaster Control WD# —

— GW Measurement/Measuring Device

— Overlap

— Use-specific conditions

Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed ✓

Adjustment Memo —

1st Amend Letter P41 P38

2nd Amend Letter P47

app plu is sunw
amend reqd

total volume season/volume
10ac desc pld

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
NOV 21 1995
DEPARTMENT OF WATER RESOURCES

A. GENERAL INFORMATION

Permit No. 78-07098

1. Owner: Eunice A. Todhunter Phone No. (208) 628-3949

Current Address: PO Box 213 Pollack, Id. 83542

2. Accompanied by: Ted Todhunter EXAM DATE: 6/28/95

Address: PO Box 213 Pollack, Id 83542 Phone No. (208) 628-3949

Relationship to Permit Holder: Sponse

3. Source: Spring tributary to Little Salmon River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: none

2. Other water rights with the same point of diversion: none

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	NW	32	23N	1E	Idaho	USGS Topo. + exam

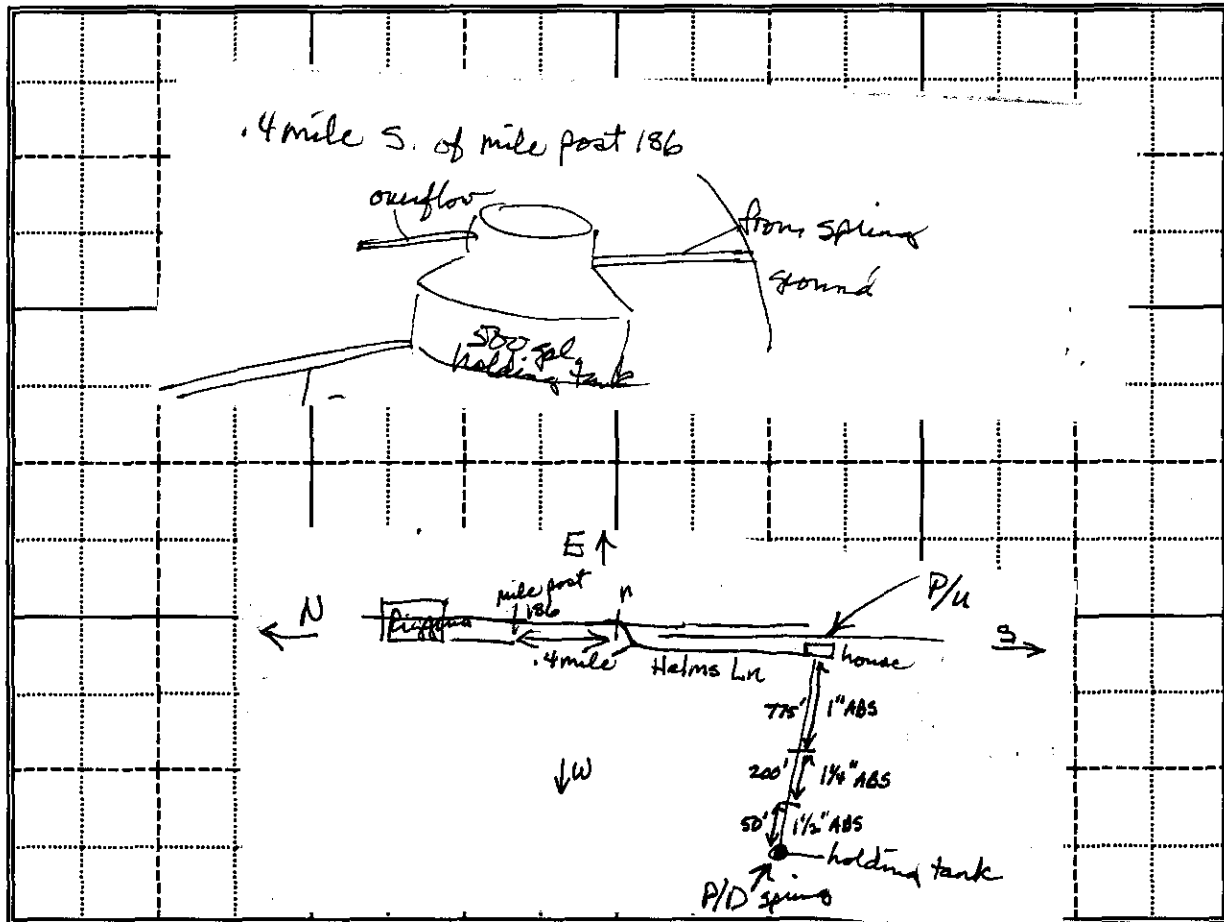
2. Place(s) of Use:

Indicate Method of Determination USGS Topo. + exam

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
23N	1E	32			D/I														
					A														.5 acres

SEP 16 1997

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



Scale: 1" = _____

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

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

☒ Photo of Diversion and System Attached

4.

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

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: Pressure gauge run 1 nozzle (1/8" rainbird) @ 1 time
= 70 psi

E. NARRATIVE/REMARKS/COMMENTS

- No govt. lots were found.
- Original Application for permit listed P/U T23N R1E S32 SUNE, which was verified as being correct per field exam. It looks like it was entered into the computer incorrectly, & was not of any fault of the applicant.
- Other water source: domestic well for internal use.
- Use is Domestic D/I external only. 5 acres & 3 horses stockwater (same water, different use) & irrigation ~~5 acres~~ 5 acres. Total ground of 1 acre.
- Other WR A78-07098.
- The system consists of a spring w/a collection area & 1 1/2" ABS coming out of it to a 500 gallon holding tank, discharges to a 1 1/2" ABS (50') to 200' 1 1/4" ABS, to 775' of 1" ABS to risers around the yard & garden w/ hose bibs, hoses & 1/8" rainbird nozzles. run 1 @ a time @ 70psi. This is all a gravity system.

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

SEP 16 2007

① Permit: Domestic 1/1-12/31 .02 cfs
Irrigation 4/1-10/15 .08 cfs

② B/u fee: ~~pd.~~ 10/26/88 $\boxed{0 - 0.04 \text{ cfs}}$

③ Max. Allowable: .5 acre + stockwater for 3 horses
Domestic external only $\boxed{.02 \text{ cfs} \quad .6 \text{ Afa}}$
Irrigation .5 acres $\times .03 \text{ cfs} = \boxed{.02 \text{ cfs}}$
 $\boxed{.02 + .02 = .04 \text{ cfs}}$

④ Measurement:

Pipeflow Computation Spreadsheet (see attachment):
.045 = .05 cfs

SEP 16 1987

Pipeflow Computation Spreadsheet (DRT 12/31/1992)

Data Entered By: Sandy Hemenway
10/25/95
Project: Flow Computation for Permit No. 78-07098
Eunice Todhunter
Given: See Data Table

Compute head losses with the Williams and Hazen Formula:

$$f = 0.2083 * (100 / \text{roughness})^{1.85} * ((\text{cfs} * 448.8)^{1.852} / \text{ID}^{4.8655} * \text{Length} / 100)$$

To Find: Compute Rate of Flow

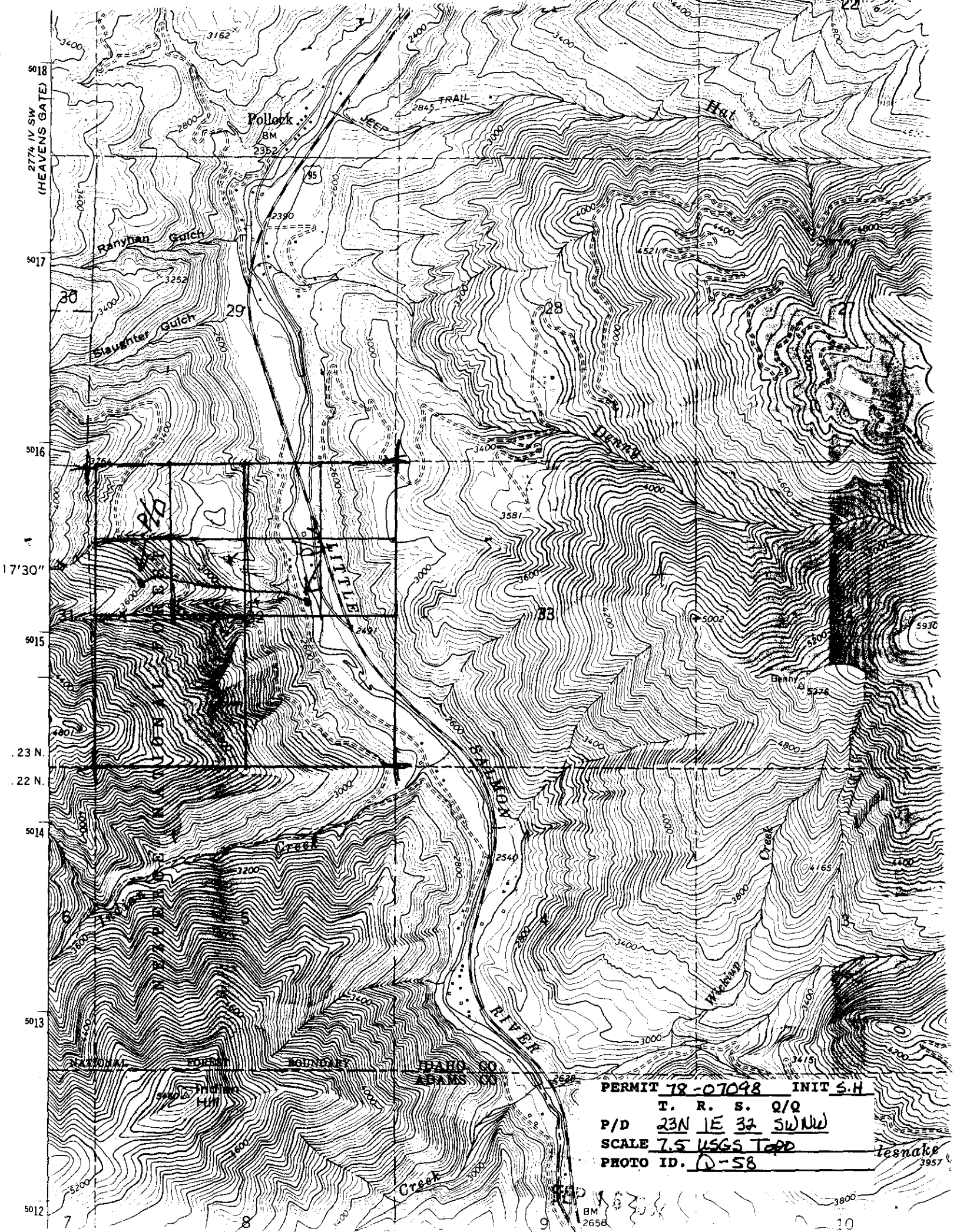
Data Table

Total Head: 1150.00 feet *calculated from USGS Topo.*
 Pressure Req'd: 70.00 psi *(pressure gauge reading from 1/8" rainbird nozzle)*
 Available Head: 988.30 feet
 Pipe Roughness: 140.00 Note: pvc = 150, smooth and straight pipe = 140
 aluminum - joint length 20' = 125, joint length
 30' = 130, joint length 40' = 132, joint length
 50' = 134, new riveted steel = 100
 old riveted steel = 100, old cast iron = 95,
 old pipes in poor condition = 60 to 80

Inside Diameter in Inches	Equivalent Length in Feet	Unit Head Loss	Total Head Loss from Pipe Friction
1.25	50.00	4.97	
1.00	200.00	58.93	
0.75	775.00	925.68	
9.50	0.00	0.00	989.58

Rate of Flow: 0.045 CFS = .05 cfs *capacity of system*

SEC 1.0



PERMIT 78-07098 INIT S.H
T. R. S. Q/Q
P/D 23N 1E 32 SWNW
SCALE 7.5 USGS Top
PHOTO ID. Q-58

tesnake
3957

78-07098
6/28/95 S.H.



P/O:

spring
1 1/2" ABS from
collection area
500 gallon holding tank
50' 1 1/2" ABS converts to
200' 1 1/4" ABS converts to
775' 1" ABS to yard
gravity flow



own 4 acres
irrigation
P/u: [REDACTED]
5' yard & garden, +
pasture area, +
for 3 horses + .5 ac.
(thru the Domestic
use)
w/ hose bibs, hoses,
1/8" rainbirds, run
1 rainbird @ 1 time
@ 70 psi

SEP 10 1997

REF. To question #7

WE IRRIGATED from this spring beginning
in August of 1987 and again from April
1988 on thru the season. WE will NOT
have our mobile home moved to this
site until Ted's retirement in May of 1989

SEP 16 1987

4/86

RECEIVED

OCT 12 1988

No \$ enc.

Department of Water Resources

STATE OF IDAHO Department of Water Resources
DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

RECEIVED

JUN 16 1989

For Office Use Only
Fee Received N.C.
Date 10/26/88
Receipt #
Receipt by
Sent to S.O. 6/15/89

Original to S.O.
due to copying
problems.

SL

1. Permit No. 78-7098

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

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

2. Permit Holder: TED AND EUNICE TODHUNTER

3. Post Office Address: Box 213 Pollock, ID. 83547

Telephone No. 208-347-2198

4. Source of Water: Spring

5. Extent of Use:

Domestic 1 (No. of households) Stockwater (No. and type of stock)

Irrigation (acres) Other/Remark

6. Total rate &/or volume for which proof is submitted 0.040 cfs 1.2 acre-feet

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

See attached note

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

TED OR EUNICE TODHUNTER
(Name)

Box 9 NEW MEADOWS, ID. 83654
(Address)

208-347-2198
(Telephone Number)

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

SEP 18 1988

Date

Signature of Permit Holder (and title, if appropriate)

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

78-7098

Eunice A. Todhunter

P. O. Box 213

Pollock, ID 83542

September 20, 1988

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this Department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the Department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the Department, but you must within sixty (60) days of the date of this letter return to the Department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the Department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the Department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing of certified water right examiners will be available from this Department when examiners have been certified.

If your permitted use, in fact, has already been examined by the Department and you have not asked to have the examination repeated,

RECEIVED

SEP 26 1988

the fee requirement is not applicable to your permit. If you believe this is the case, please contact the Department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following Department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

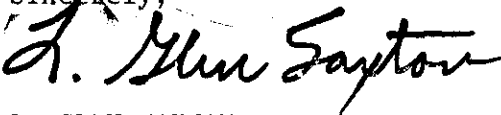
Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St.
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

LGS:hm

Enclosures

11-10-11

SEP 16 1987

DO NOT ENTER VISITOR OFFICE ON THIS DAY.

INTER-DEPARTMENT MEMO — 1

FROM Steve L.

DATE 6/5/87

TO 78-7098

SUBJECT Clarification of Ext. of time request and of field exam:

The Toolhunters requested an ext. of time recently without really needing one. Their spring outlet has changed in recent times, perhaps due to the 1983 earthquake and subsequent activity. They are redeveloping the spring & springbox etc. at a site several hundred feet from original spring (water outlet has shifted). Thus, they did complete development as stated on the proof of B.U. form, but recent events require redevelopment of the system. They will be ready for a field exam in spring-summer, 1988.

We should send them another ~~for~~ report 6/83 letter at that time.

SIGNATURE

Steve L.

Memorandum

May 27, 1987

TO: Accounting Section

FROM: Rita Fleck

Re: Refund - 78-709⁸

Please prepare the paperwork to make a \$15 refund to Eunice Todhunter. Attached is a copy of the letter returning the extension request and the original receipt No. 44849.

The refund is necessary since the document submitted with the fee (request for extension of time) is inappropriate for the phase of water right processing the permit is in.

RECEIVED
SEP 16 1987

May 27, 1987

Eunice A. Todhunter
Box 213
Pollock, ID 83542

Dear Ms. Todhunter:

Re: Permit No. 78-709⁸₃

The department recently received the request for extension of time in connection with the above-referenced permit which you submitted in response to the department's examination fee notice dated April 10, 1987.

The department requests clarification of the development under the water right permit since you submitted proof of beneficial use for the development in August 1982. The proof which you submitted in 1982, basically was your statement that project development (diversion and use of the spring) was complete or at least as complete as you intended to develop it.

The request for extension of time is returned since it cannot be considered at this point for further development of the permit. A \$15 refund will be send to you in several weeks after a request has been processed through our accounting section.

The examination fee notice dated April 10, 1987 requires the submittal of a fee in order for the department to examine your development under the permit and to issue a license confirming the use already made of the spring.

Since the request for extension of time indicates you haven't completed development and the proof of beneficial use form submitted in August 1982 states that you have, please clarify whether the development has taken place. If development is complete as the proof suggests, please submit the license examination fee form and fee.

If you have questions concerning this letter, please feel free to contact the department.

27 MAY 1987

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

c: Accounting Section

100-415-1
SEP 16 1962



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

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

78-7098
TODHUNTER, EUNICE A.
P.O. BOX 213
POLLOCK, ID 83542

138369

April 10, 1987

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

SEP 16 1987

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. 78-7098.

Name(s) of Permit Holder: EUNICE A. TOSKHUNTER

Post Office Address: Box 243

POLLOCK, IDAHO 83547 Tel. No. 628-3321

Source of Water: _____

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

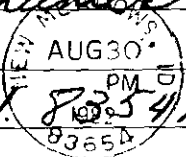
Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No
Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

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

AUGUST 29
Date

Eunice A. Toshunter
Signature of Permit Holder

Carmie T. Hunter
Box 213
Pollock, Id. 83347



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138322

TODHUNTER, EUNICE A.
P.O. BOX 213
PULLOCK, ID 83542

JUNE 30, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 78-7098 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE SEPTEMBER 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

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

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

138322

September 30, 1977

Re: Permit No. 78-7098

Eunice A. Todhunter
P. O. Box 213
Pollock, ID 83542

Dear Mr. Todhunter:

Enclosed is a copy of your approved Application for Permit No. **78-7098** . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enclosure

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 78-

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

☐ Pre-permit exam
☐ Adjudication Claim
☐ Dam Construction
☐ Papers Sent

(1) WKM 7/14/77

In form to receipt

(2) _____

Send Copies to:

☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

(3) _____

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant
☐ Request Dam Safety Information

(4) WKM 7/12/77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels: N/A

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

cat Other rights on the same place of use none

(10) _____

Comments: _____

(11) if OK

Affidavit of Publication received(date) 8-8-77

(12) _____

Final date for protests 8-8-77

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority

_____ Reason for Reduction _____

NO Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District W By JSA Date 8-9-77



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

July 18, 1977

Re: Application for Permit No. 78-7098

Ms. Eunice A. Todhunter
P. O. Box 213
Pollock, ID 83542

Dear Ms. Todhunter:

Enclosed is your Receipt No. 8136 in the amount of \$ 10.00
for Application for Permit which was received in
this office on July 11, 1977.

Sincerely,

RITA FLECK
Secretary

RF

Enclosure



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

July 15, 1977

Re: Notice of Application for Water Permit No. 78-7098 -- Eunice A. Todhunter

Idaho County Free Press
Box 267
Cambridge, ID
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. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due after allowing all just credits and that no part of the same has been paid."

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before August 3, 1977.

Sincerely,

RITA FLECK
Secretary

Bill submitted
8-8-77
[Signature]

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that EUNICE A. TODHUNTER
P. O. Box 213 Pollock, ID
has on July 12, 1977 submitted Application No. 78-7098
for a permit to appropriate 0.10 cubic feet per second ~~acres feet~~
~~per annum~~ of water from a spring
by means of gravity flow pipe
within the S.W. 1/4 Sec 32 T23N-R1E B.M., Idaho County

to be used from Jan 1 to Dec 31
for ~~XXXXXX~~ domestic purposes and from Apr 1 to Oct 15 for
irrigation of 4.5 acres
within the S.W. 1/4 Sec 32 T23N-R1E B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before August 8, 1977.

C. STEPHEN ALLRED

Director

Published in the Idaho County Free Press, Cambridge, Idaho
on July 20, 1977 and July 27, 1977.

June 29, 1977

Re: Application for Permit

Eunice A. Todhunter
P. O. Box 213
Pollock, ID 83542

Dear Mrs. Todhunter:

After reviewing your application for permit, I took the liberty of having another typed with several changes (point of diversion and amount of water for the purposes intended).

Please review the application, make any changes you feel necessary, sign and return the application along with the required \$10.00 filing fee.

If you have any questions, please contact this office.

Sincerely,

L. GLEN SAXTON, P.E.
Western Regional Supervisor

LGS:rf

Enc.