

[illegible]

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.

James M Brown
(Applicant)

AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Jess M. Brown, Boise, ID, has on May 18, 1976 submitted Application No. 78-7079 for a permit to appropriate 0.04 cubic feet per second of water from an unnamed stream trib. Little Salmon River by means of concrete spring box, plastic pipeline within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 24 T21N-R1E B.M., Idaho County to be used from Jan 1 to Dec 31 for domestic purposes within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 23 T21N-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 Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before June 21, 1976.

R. KEITH HIGGINSON

Director

Published in the Idaho County Free Press, Grangeville, ID on June 2, 1976 and June 9, 1976.

Jn 2-9

OK
6-15-76
RB

..... Karen L. Clement being first duly sworn, says he is the Office Manager of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 2 day of June 197⁶....., and the last publication on the 9th day of June 197⁶.....; 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.

Karen L. Clement

Subscribed and sworn to before me this 9th day of June 197⁶.....

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

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

KEYPINCHED

A. GENERAL INFORMATION

Permit No. 78-7079

1. Owner: Jess M. Brown Phone No. 376-2451

Current Address: 9000 Malad, Boise, ID 83709

2. Accompanied by: unaccompanied EXAM. DATE: 10/29/87

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: unnamed spring tributary to Little Salmon River

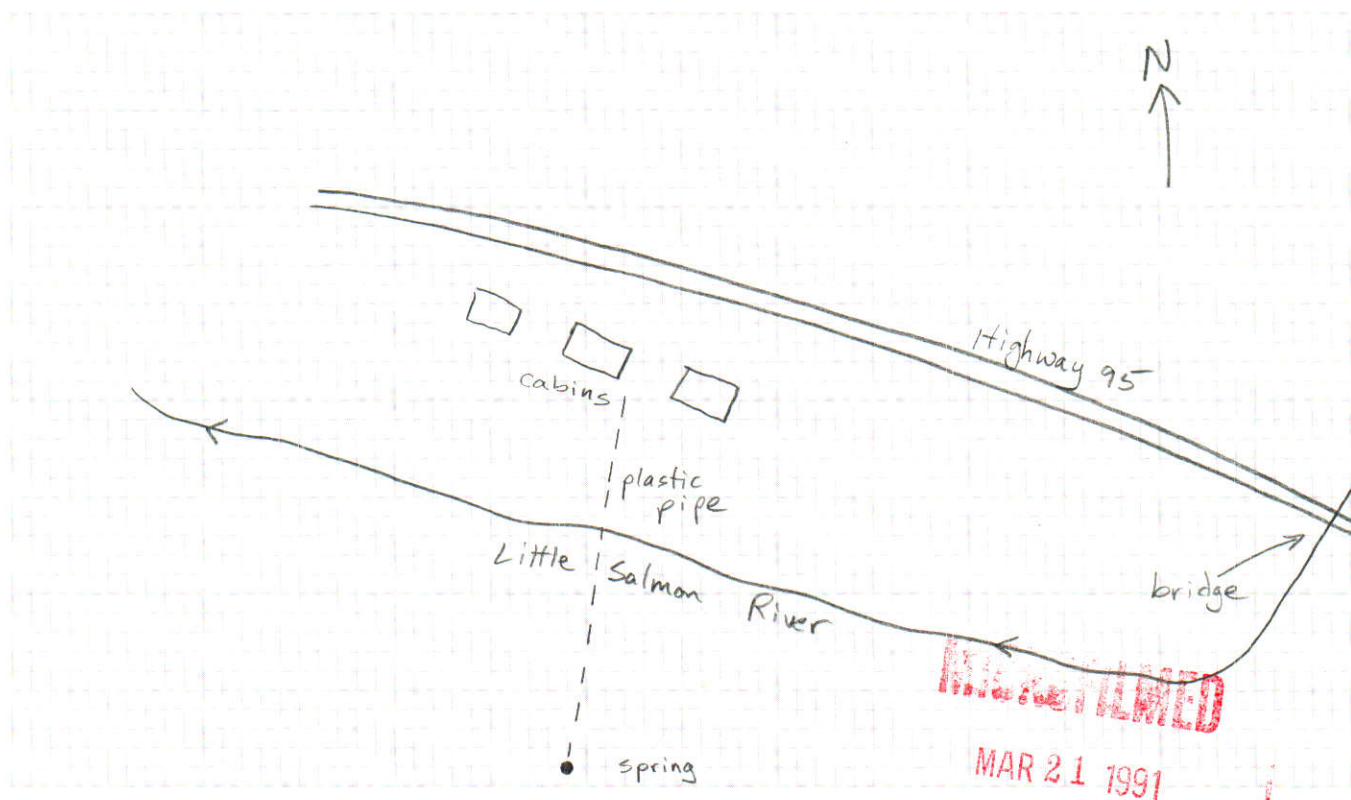
B. OVERLAP REVIEW

1. Other water rights with same place of use: none for this property
_____ ☐ Copies Attached

2. Other water rights with same point of diversion: as above
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



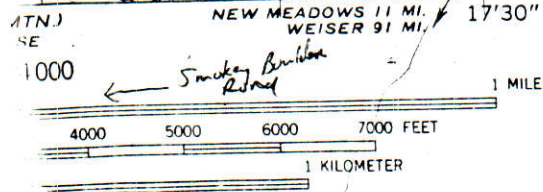
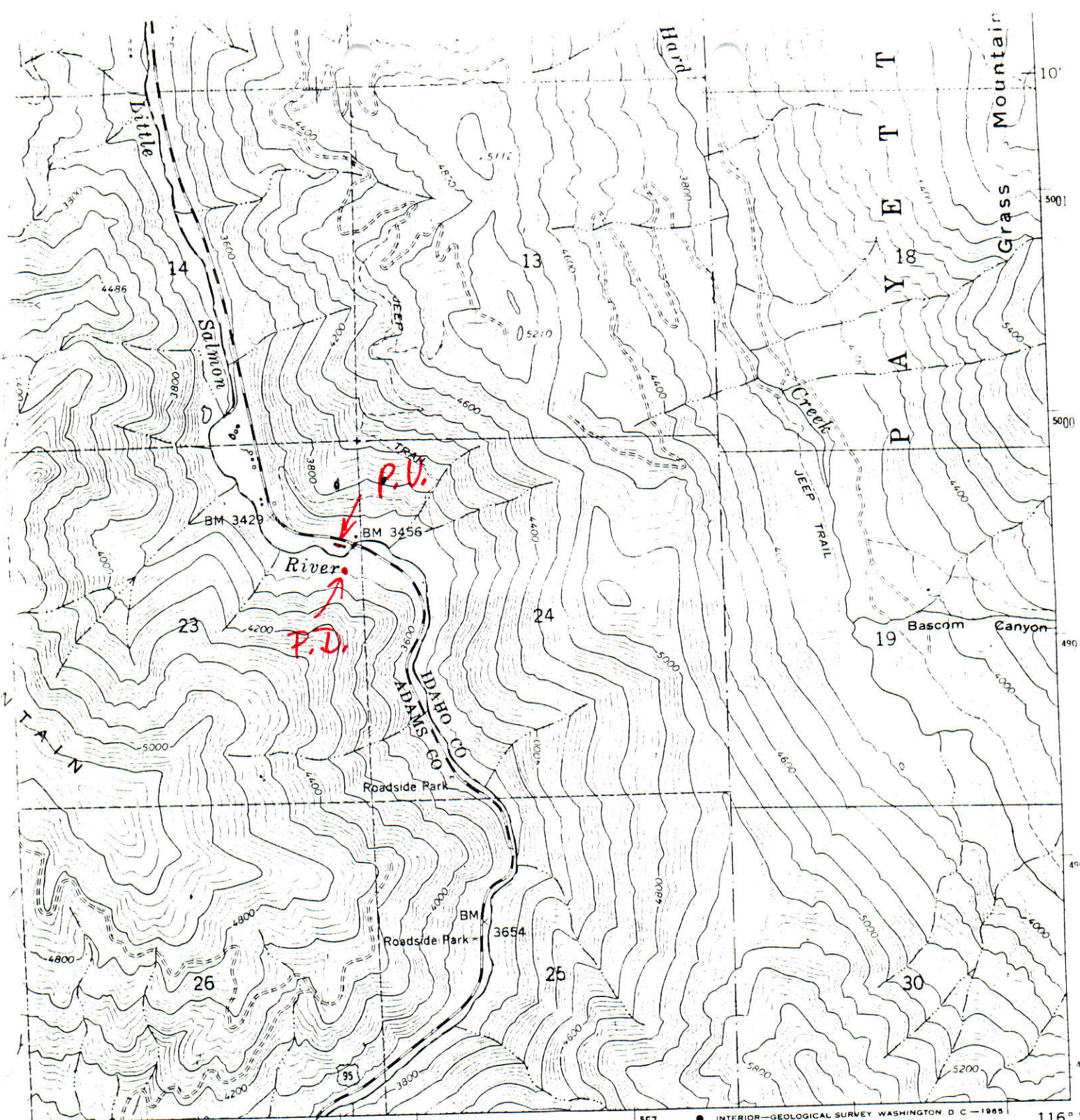
Scale: 1" = Not to Scale

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.

☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).



VAL 40 FEET
SEA LEVEL

MAP ACCURACY STANDARDS
FOR 25, COLORADO OR WASHINGTON 25, D. C.
AND SYMBOLS IS AVAILABLE ON REQUEST

QUADRANGLE LOCATION

~~78-7077#24~~
~~78-7077#24~~
~~78-7077#24~~

Brown

78-7079-24

INTERIOR-GEOLOGICAL SURVEY WASHINGTON D C - 1965
R. 1 E. R. 2 E. 558000m E. 116° 1

ROAD CLASSIFICATION

Medium-duty ——— Light-duty ———
Unimproved dirt - - - - -
U. S. Route

INDIAN MOUNTAIN, IDAHO
MAR 21 1991 N4507.5-W11615/7.5

1963

AMS 2774 III NE-SERIES V893

78-7079



P.D



P.U.

MICROFILMED

MAR 21 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07079

Priority: May 18, 1976

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume:¹ 1.2 AF

This is to certify, that JESS M. BROWN
10335 GALAHAD

BOISE, ID 83704 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated May 18, 1976; and
has submitted Proof of Beneficial Use on June 1, 1981. An examination indicates
that the works have a diversion capacity of .040 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>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: NESENE , Sec. 23, Township 21N, Range 01E
IDAHO County

PLACE OF USE: DOMESTIC
TWN RGE SEC

21N 01E 23 SENE

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.

MICROFILMED

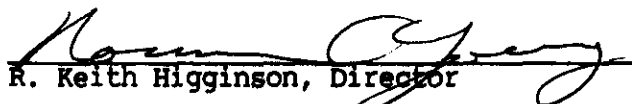
MAR 01 1981

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07079

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 27th
day of FEBRUARY, 1991.

Acting for


R. Keith Higginson, Director

RECEIVED

MAR 21 1991

State of Idaho
Department of Water Resources

APPROVED

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 78-07079

Date of Priority: May 18, 1976

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.04 CFS
1.2 AF

Comes now
9000 MALAD
BOISE, ID 83702

JESS M. BROWN

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. 78-07079, and requests that the permit be changed as follows:

Source: SPRING

tributary to LITTLE SALMON RIVER

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

ANNUAL VOLUME

DOMESTIC

01/01 to 12/31

0.04 CFS

1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NESENE, Sec. 23, Township 21N, Range 01E
IDAHO County

PLACE OF USE: DOMESTIC

TWN RGE SEC

21N 01E 23

SENE

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 _____, this 21st day of August, 1990.

RECORDED

MAR 31 1991

Jess M Brown
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 78-07079

FOR DEPARTMENT USE ONLY

Preliminary check by SC Fee = ☒ \$20.00

Received by J. Carion Date 1/22/91 #C019471

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 78-07079 with the following;

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.

Witness my hand this 27th day of FEBRUARY, 1991.

Acting for

R. Keith Higginson
R. Keith Higginson, Director

RECEIVED

FEB 27 1991

Identification No. _____

Application No. 78-7079

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 Jess M. Brown Phone: 375-2151
post office address Rt #1, My 55, Boise 83702
2. Source of water supply unnamed stream which is a tributary of Little Salmon River
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 24 Township 21N
Range 1E B.M. Idaho County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.04 for domestic purpose from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (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. 0.04 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. concrete spring box,
plastic pipeline to place of use
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year 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 \$ 500.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 23 Township 21N
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 one.
(5) If water is to be used for other purposes describe: one domestic unit

MINOR LIMITED

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

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

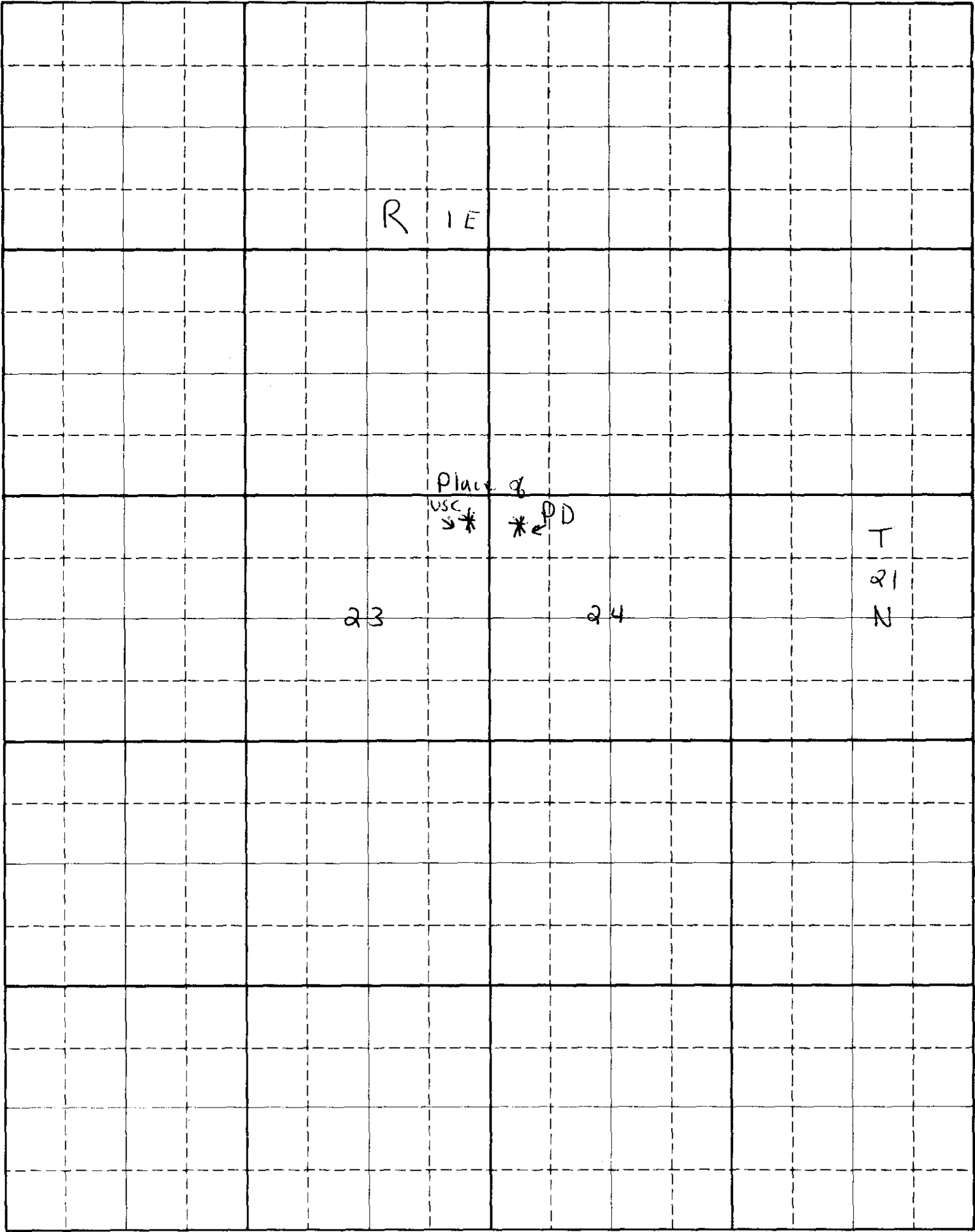
9. a. Who owns the property at the point of diversion Jimmy Griffin *

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 * 27329 Sand Syn Rd.
Saugus, CA 91351

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.

James M Brown
(Applicant)

Proposed priority: 5/18/1976

Received by PJC Date 5-18-76 Time 1.30 PM

Preliminary check by PJC Fee \$ 10.00

Received by RB Date 5-20-76 # 3775

Publication prepared by RB Date 5-27-76

Published in Idaho County Free Press

Publication dates June 3 & 10

Publication approved RB Date 6-15-76

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JST DRT

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. 78-7079, and said application is hereby APPROVED.

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

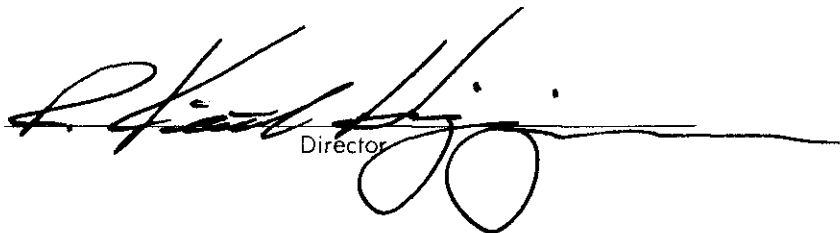
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before JUNE 1, 1981.

c. Other: The issuance of this permit in no way grants any right-of-way or easement across the land of another person.

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

Witness my hand this 25 day of June 19 76.


Director

AFFIDAVIT OF PUBLICATION

.....Karen L. Clement..... being first duly sworn, says he is the Office Manager..... of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for two..... weeks, being published two..... times, the first publication being on the 2..... day of June....., 197⁶., and the last publication on the 9th..... day of June..... 197⁶; 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.

Karen L. Clement

Subscribed and sworn to before me this 9th..... day of June....., 197⁶..

Margaret J. Holley, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

CK 76
15
RB

[Faint signature]

February 28, 1991

JESS M. BROWN
10335 GALAHAD
BOISE, ID 83704

RE: WATER RIGHT NO. 78-07079

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

RECEIVED

MAR 21 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 7, 1991

Jess M. Brown
~~5650 Sudley Lane~~
Boise, ID 83703

10335 Galena

RECEIVED
JAN 22 1991

Department of Water Resources

RE: Permit No. 78-7079

NOTICE OF PENDING ORDER VOIDING PERMIT

Dear Permit Holder(s):

On May 18, 1976 the Department of Water Resources received an application to appropriate water, No. 78-7079 for domestic purposes within Idaho County.

On November 8, 1989 the Department sent you a notice that your permit must be amended to correspond with the findings of the Department's filed examiner before it could be licensed. On August 21, 1990 we received the amendment; however, the \$20.00 filing fee was not returned with it. On September 13, 1990 we again sent you a notice requesting the \$20.00 filing fee. As of this date, we have received no response.

The purpose of this letter is to request that you send the \$20.00 amendment filing fee within thirty (30) days of the date of mailing of this letter. If you fail to respond to this notice, the Department will act to void your permit. The permit will be voided for failure of the applicant to comply with the conditions of the permit. One of the conditions of the permit was that the point of diversion and/or place of use would be located as indicated on the permit. The process for changing those locations is by means of an amendment. Amending the permit requires the submittal of a \$20.00 filing fee.

If you have any questions in regard to this matter, please feel free to contact our office.

Respectfully,

Gary Spackman

GARY SPACKMAN

Supervisor, Water Allocation Section

Enclosed find
\$20.00 Filing Fee

MAR 21 1991

W. L. Smith
4/2/91

Jess M. Brown
10335 Galena
Boise, ID



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 7, 1991

Jess M. Brown
5650 Sudley Lane
Boise, ID 83703

RE: Permit No. 78-7079

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If you have any questions in regard to this matter, please feel free to contact our office.

Respectfully,

GARY SPACKMAN
Supervisor, Water Allocation Section

RECEIVED

MAR 21 1991

GS:blm

cc: Western Region

I hereby certify that on this 7th of January, 1991, I sent the original copy of this letter, postage prepaid, to the person and address listed above.


Brenda Miller
Clerical Specialist

MICROFILMED

MAR 21 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

September 13, 1990

RE: Permit No. 78-7079

Jess M. Brown
9000 Malad
Boise, ID 83702

*new address
5650 Sudley Lane
Boise, ID 83703
(mailed packet 9-21)*

Dear Permit Holder:

You submitted the licensing Amendment for the above referenced permit on August 21, 1990, however you did not submit the \$20.00 filing fee.

We will hold the amendment form here for twenty (20) more days without further action. Please return the \$20.00 filing fee for the amendment by October 5, 1990.

Also, when you were in the office we talked about another spring that you were going to allow your neighbor to use. I informed you that you did not need to worry about filing an adjudication claim for the spring since it was only used for domestic purposes. However, in checking with our Adjudication Bureau, I found out that this rule only applies to groundwater sources and, therefore, a claim should be filed on the spring for the domestic use. I have enclosed the form and instructions for use in this matter. Since the initial claims-taking period has ended, the Adjudication Bureau stated that a request for extension of time to submit the claim may be in order, so I have enclosed that form also. If your neighbor is the one using the water, it would probably be appropriate for him to file the claim.

If you have any questions, please contact me at 327-7944.

Sincerely,

Sharla Curtis

SHARLA CURTIS
Technical Records Specialist

Enclosures

RECEIVED

MAR 21 1991

DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

11 x 9-995

Resent to new
address 9-21-90
Brenda

Jess M. Brown
9000 Malad
Boise, ID 83702

EXP 00 01188651 09/18/90
NOTIFY SENDER OF NEW ADDRESS
RETURN TO SENDER
FORWARDING ORDER EXPIRED
* USPS

Department of Water Resources

RECEIVED
SEP 19 1990

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Idaho 83706-2237

Box 1
5/23/90

Current address
5650 Siding Ln.
Boise, ID 83703

MAR 30 1990

Department of Water Resources

101 12 1990
MAR 1 1990
945

EXP 00 01278631 03/27/90
NOTIFY SENDER OF NEW ADDRESS
RETURN TO SENDER
FORWARDING INFORMATION
USPS

May
~~March~~ 23, 1990

JESS M. BROWN
9000 MALAD
BOISE, ID 83702

RE: PERMIT NO. 78-07079

Dear Permit Holder(s):

We previously forwarded an amendment to you to be completed to amend this permit to correspond with the findings of the field examiner so that we could issue the license.

As of this date, we have not received the amendment. If we do not receive it within fifteen (15) days, we will assume you no longer have any interest in the permit and cancellation proceedings will begin. Enclosed for your convenience is another amendment form in the event the first one was misplaced.

If you have any questions, please contact us.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

MAR 21 1991

November 8, 1989

JESS M. BROWN
9000 MALAD
BOISE, ID 83702

RE: PERMIT NO. 78-07079

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 correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

POINT OF DIVERSION OVERLAP REVIEW

WR-NUMBER	TWP	RNG	SC	TRACT 1\4 1\4 1\4	LT	#SOURCE	#NAME
7807079	21N	01E	24	NW	NW	UNNAMED STREAM	BROWN, JESS M.
7804098						SPRINGS	KABANUK, PEARL BEEMA
7804304						LITTLE SALMON RIVER	BOISE CASCADE CORP.
7807039						SPRING	BROGAN, RAY

RECEIVED

MAR 21 1991

m 219-S.A.
6/86
follow 0/2

P.D. 21N 1E S 24 NWNW
P.U. " 5.23 NENE

(Also check S. 23 SENE)
SPRING 11 NW P10
(Also check SENE, luts)
like actual P10

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

78-7079
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

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

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval Department of Water Resources
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat
- Check of P/D index SC 10/19/87 (Initial and date)
 - Overlap? ☒ yes ☐ no If yes: ☐ copy of exam(s) attached?
 - Type of Overlap? ☐ Add acres or uses to existing system
 - ☐ Increase rate of flow or volume
 - ☐ Other: _____
- Check of P/U index SC 10/19/87 (Initial and date)
 - Overlap? ☒ yes ☐ no If yes: ☐ copy of water right(s) attached?
 - Type of Overlap? ☐ Increase rate of flow or volume
 - ☐ Add P/D's
 - ☐ Increase number of acres within tracts
 - ☐ Other: _____
- Aerial Photo
 - Required? ☐ yes ☒ no If yes: ☐ copy attached?
 - Scheduling Letter sent? N/A (Initial and date)
- ☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed Brad E. Dinger 6/9/88 (Signature of examiner and date)
Exam Reviewed by Senior Water Resource Agent _____ (Initial and date)
Exam Reviewed by Manager of Regional Office Dnr 7/28/88 (Initial and date)
Exam Date Entered in Computer ✓ (Initial and date)
Exam sent to State Office SC 7/29/88 (Initial and date)
Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

KEYPIPED

A. GENERAL INFORMATION

Permit No. 78-7079

1. Owner: Jess M. Brown

Phone No. 376-2451

Current Address: 9000 Malad, Boise, ID 83709

2. Accompanied by: unaccompanied

EXAM. DATE: 10/29/87

Address: _____

Phone No. _____

Relationship to Permit Holder: _____

3. Source: unnamed spring tributary to Little Salmon River

B. OVERLAP REVIEW

1. Other water rights with same place of use: none for this property

☐ Copies Attached

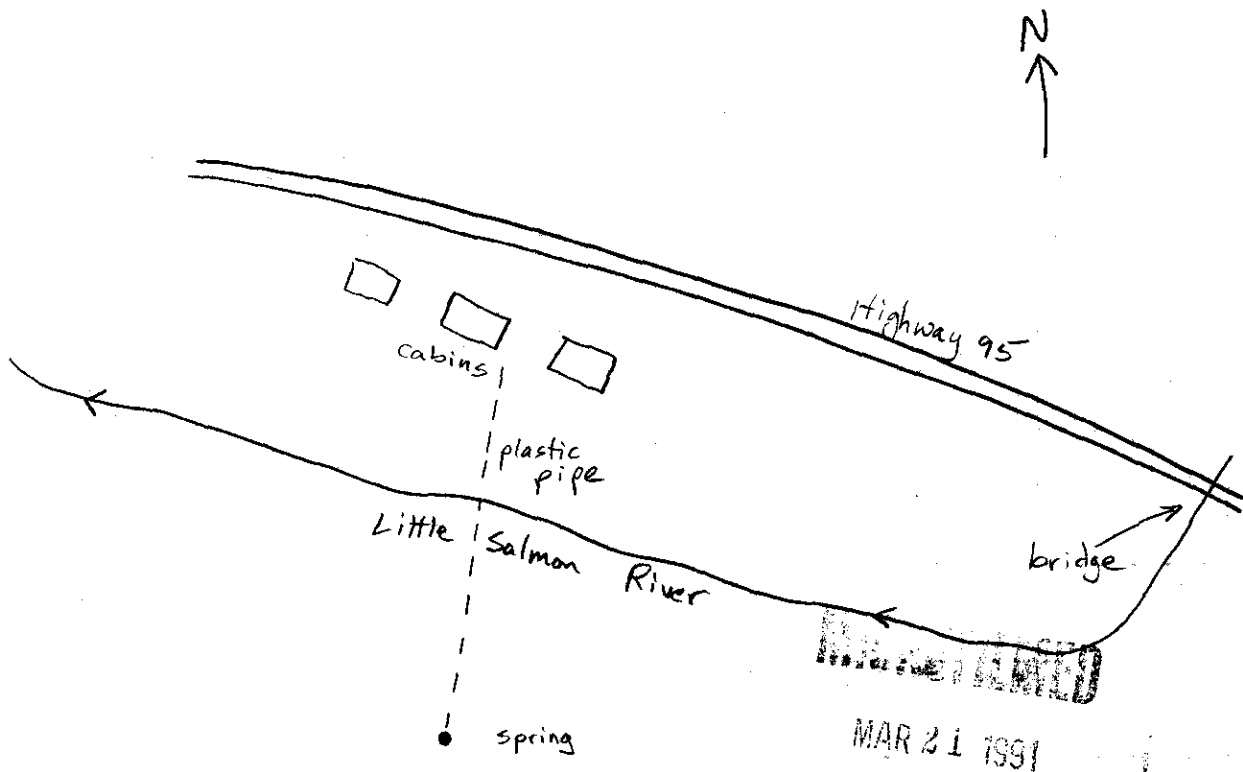
2. Other water rights with same point of diversion: as above

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = Not to Scale

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.

☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

System Description (continued)

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

Point of diversion is a developed spring. Water gravity flows via 1.25" i.d. plastic pipe across the Little Salmon River to place of use. Water is used for domestic purposes in 3 cabins.

☐ See Remarks on page 4 for continuation

4.

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

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	NE	23	21N	1E	Adams	topog. map

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

Indicate Method of Determination topog. map

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
21N	1E	23				D													

Do not use this space

MAR 21 1991

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

none possible ; allow .04 cfs domestic

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

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

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

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

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

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

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

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

2. Volume Calculations for Other Uses:

domestic : allow 1.2 afa

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
domestic	1/1	12/31	.04	1.2
Totals:			.04	1.2

2. Recommended Amendments

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

J. AUTHENTICATION

Field Examiner's Name Brad E. Dingee
Signature Brad E. Dingee
Certification Date _____
Field Report Preparation Date 6/9/88

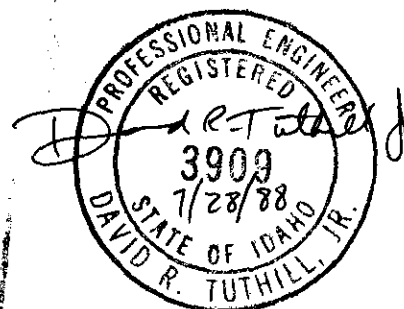
CONSULTANT SEAL

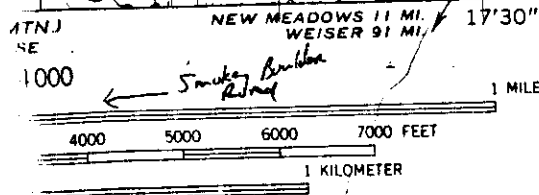
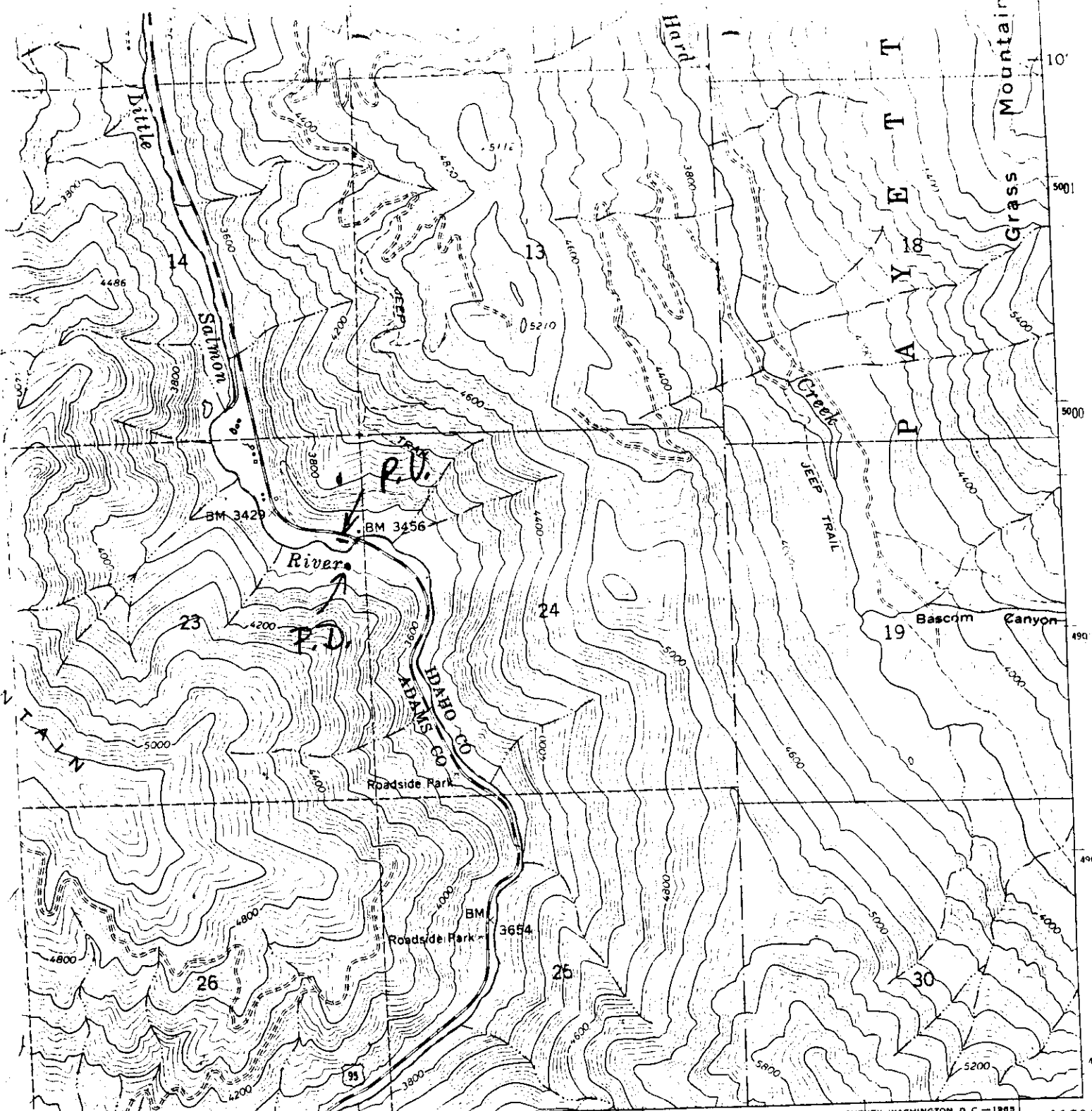
K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

DM 9/7/89

MAILED

MAR 21 1991





VAL 40 FEET
N SEA LEVEL

MAP ACCURACY STANDARDS
FR 25, COLORADO OR WASHINGTON 25, D. C.
AND SYMBOLS IS AVAILABLE ON REQUEST

78-7079-1
78-7079-1



QUADRANGLE LOCATION

INTERIOR-GEOLOGICAL SURVEY WASHINGTON, D. C. - 1963
R. I. E. R. Z. E. 558000m E. 116°

ROAD CLASSIFICATION

Medium-duty ——— Light-duty ———
Unimproved dirt - - - - -
U. S. Route

Brown

78-7079-1 FILMED

MAR 21 1991

INDIAN MOUNTAIN, IDAHO

N45075-W11615/7.5

1963

AMS 2774 III NE-SERIES V893

78-7079



P.D



P.U.

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CONVERSATION MEMORANDUM

DATE May 9, 1988
FILE 78-7079

NAME OF PARTY

Jess Brown

EMPLOYEE

Bite Fleck

RE:

Mr. Brown received an adj notice for this right.

Since filing the permit, his source of water - springs - dried up. He has since found another source - springs - across the river in Adams County.

His question was whether or not he would have to amend his permit to reflect the change in County & maybe P.D., then file his claim reflecting the change.

After some research, I advised Mr. Brown that after the field exam was complete, the Dept. would determine if an amendment was necessary. He should go ahead & submit his claim, to the best of his knowledge.

The Dept. would later ~~submit~~ ^{change} the adj. findings to reflect the right found under the water right license.



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

June 4, 1981

Jess M. Brown
9000 Malad
Boise, Idaho 83709

RE: Permit No. 7887079

Dear Mr. Brown:

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 examination of your system has been scheduled for

_____.

If this time and date is not convenient for you, please contact this office as soon as possible.

☒ 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,

Kay Walker
Secretary

RECEIVED
JUN 10 1981
BOISE, IDAHO

100-100000-100000

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. 78-7079

Name(s) of Permit Holder: Jess M. Brown

Post Office Address: 9000 Malad

Boise, ID 83709

Tel. No. 376-2451

Source of Water: unnamed stream

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 developed.

5-30-81

Date

Jess M. Brown
Signature of Permit Holder

T. BROWN

9000 MAAD

Boise, IDA 83729

RECEIVED

JUN 1 1981

Department of Water Resources



MAR 21 1981

IDAHO DEPARTMENT OF WATER RESOURCES

STATEHOUSE

BOISE, IDAHO 83720



USA 18c



DEPARTMENT OF WATER RESOURCES
 APR 2 1981
 RECEIVED
Handwritten signature

RETURNED TO SENDER
 REASON CHECKED
 Address unknown
 Insufficient Address
 No such street number
 No such office in state
 Do not re-mail in this envelope

per Idaho County Treasurer
 9000 Malad
 Boise, Id 83705
 4-13-81 *rf*
 MAR 21
 1087037
 NO.

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

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

BROWN, JESS M.
RT. 1 HWY. 55
BOISE, ID 83702

108-92

MARCH 31, 1981

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 78-7079 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JUNE 01, 1981. (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. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

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

ENCLOSURES

FILED
MAR 31 1981

MAR 31 1981

3/79

IDENT. NO. 98-7074

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG[illegible]

June 28, 1976

Re: Permit No. 78-7079

Jess M. Brown
Rt. #1, Hy. 55
Boise, ID 83702

Dear Mr. Brown:

Enclosed is a copy of your approved Application for Permit No. 78-7079. We direct your attention to the conditions of approval as listed on the fourth page.

Please be advised that the Idaho Supreme Court has ruled that a water right initiated and/or put to beneficial use by aid of trespass on private property is invalid.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enclosure

RECEIVED
JUL 1 1976

RECOMMENDED

CONDITIONS OF APPROVAL

- ☐ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
- ☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.
- ☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.
- ☐ Maximum rate of diversion shall not exceed _____ c.f.s.
- ☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.
- ☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.
- ☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.
- ☐ The proposed well shall not be drilled within _____ feet of another well.
- ☒ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.
- ☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.
- ☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.
- ☐ Other: _____

1000

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. _____

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

(1) RJC 5-20-76

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

(4) RJC 5-20-76

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing
(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) RB CK

Affidavit of Publication received(date) 6-15-76

(12) _____

Final date for protests 6-21-76
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 HA

Date 6-21-76



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT — ANNEX 3

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2190

May 27, 1976

Re: Notice of Application for Permit No. 78-7078 - Paul S. Boyer
78-7079 - Jess M. Brown
78-7080 - Thomas & Nancy Peterson

Idaho County Free Press
Box 267
Grangeville, ID 83530

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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 in 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)

Sincerely,

Bill submitted
6-15-76

RECEIVED

NOTICE OF APPLICATION FOR WATER PERMIT

1 Notice is hereby given that JESS M. Brown
Boise, ID
has on May 18, 1976 submitted Application No. 78-7979
for a permit to appropriate 0.04 cubic feet per second ~~acre-feet~~
~~per annum~~ of water from an unnamed stream trib. Little Salmon River
by means of concrete spring box, plastic pipeline
within the NE1/4 Sec 24 T21N-R1E S.M., Idaho County

to be used from Jan 1 to Dec 31
for domestic purposes
within the NE1/4 Sec 23 T21N-R1E S.M.

If issued, this permit will be subject to all prior water rights. Pro-
tests against the granting of the permit must be filed with the Idaho Depart-
ment of Water Resources, Statehouse, Boise, Idaho, 83720, on or before
June 21, 1976.

R. KEITH HIGGINSON

Director

Published in the Idaho County Free Press, Grangeville, ID
on June 2, 1976 and June 9, 1976.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT — ANNEX 3

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2190

May 20, 1976

Jess M. Brown
Route 1, Highway 55
Boise, ID 83702

Enclosed is your Receipt No. 3795 in the amount of \$ 10.00
for Application for Permit No. 78-7079 which was received in this
office on May 18, 1976.

Sincerely,

RITA BENDELE
Senior Clerk

RB

Enclosure