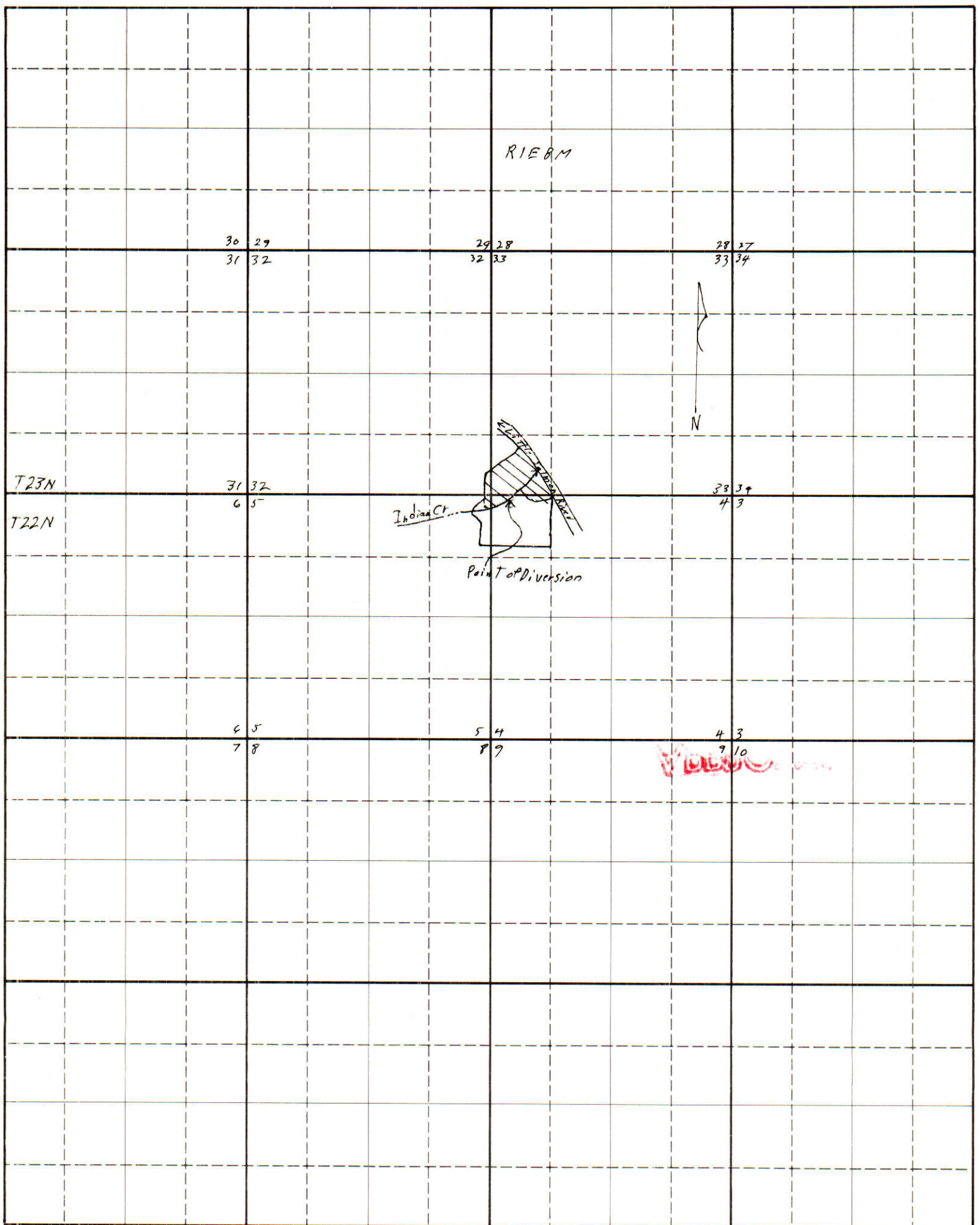


11. Map of proposed project:



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.

Elmer P. + Rose Morgenthau
(Applicant)

78-7004

RECEIVED
MAY 6 1968
Department of Reclamation

AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Elmer P. and Rose Morganroth, Route No. 1, New Meadows, Idaho have on April 10, 1968 applied for permit to divert 0.48 cubic feet per second of water from Indian Creek, tributary of Little Salmon River under application No. 78-7004. Water will be diverted by a diversion dam, pipelines, and sprinklers within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, sec. 4, T. 22 N. R. 1 E. B.M., Idaho County and is to be used from May 15 to October 15 for irrigation and from January 1 to December 31 for livestock water and fire protection in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, sec. 5, NW $\frac{1}{4}$ NW $\frac{1}{4}$, sec. 4, T. 22 N.R. 1 E. and the SE $\frac{1}{4}$ SE $\frac{1}{4}$, sec. 32, SW $\frac{1}{4}$ SW $\frac{1}{4}$, sec. 33, T. 23 N. R. 1 E. B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Idaho County Free Press, Grangeville, Idaho, on April 25, and May 2. A23-M2

Gary D. Cash 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 25th day of April, 1968, and the last publication on the 2nd day of May, 1968; 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.

Gary D. Cash

Subscribed and sworn to before me this 2nd day of May, 1968.

Richard C. Hatch, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

78-7004

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO)
) ss.
County of Valley)

Glen B. Youngblood, being first duly sworn, deposes and

says: That he is the editor of the Cascade News, a Weekly newspaper published at Cascade, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said news-

paper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began

April 25, 19 68, and ended May 2, 19 68

[Signature]

Subscribed and sworn to before me, a Notary Public in and for the County of Valley, and the State of Idaho, this 2nd day of May, 19 68.

Frank A. Young, Notary Public.

My commission expires 1-15, 19 70.

78-7004

bill submitted 5-6-68

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Elmer P. and Rose Morganroth, Route No. 1, New Meadows, Idaho, have on April 14, 1968 applied for permit to divert 0.48 cubic feet per second of water from Indian Creek, tributary of Little Salmon River under application No. 78-7004. Water will be diverted by a diversion dam, pipes, and sprinklers within the NW 1/4 NW 1/4 sec. 4, T. 22N, R. 1E, B.M., Idaho County and is to be used from May 15 to October 23 for irrigation and from January 1 to December 31 for livestock and fire protection in the NE 1/4 NE 1/4 sec. 5 and NW 1/4 NW 1/4 sec. 4, T. 22N, R. 1E and SE 1/4 SE 1/4, sec. 32 and SW 1/4 SW 1/4, sec. 33-7 23N, R. 1E, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Star-News, McCall, Idaho, on April 25 and May 2.

RECEIVED

MAY 7 1968

Department of Reclamation

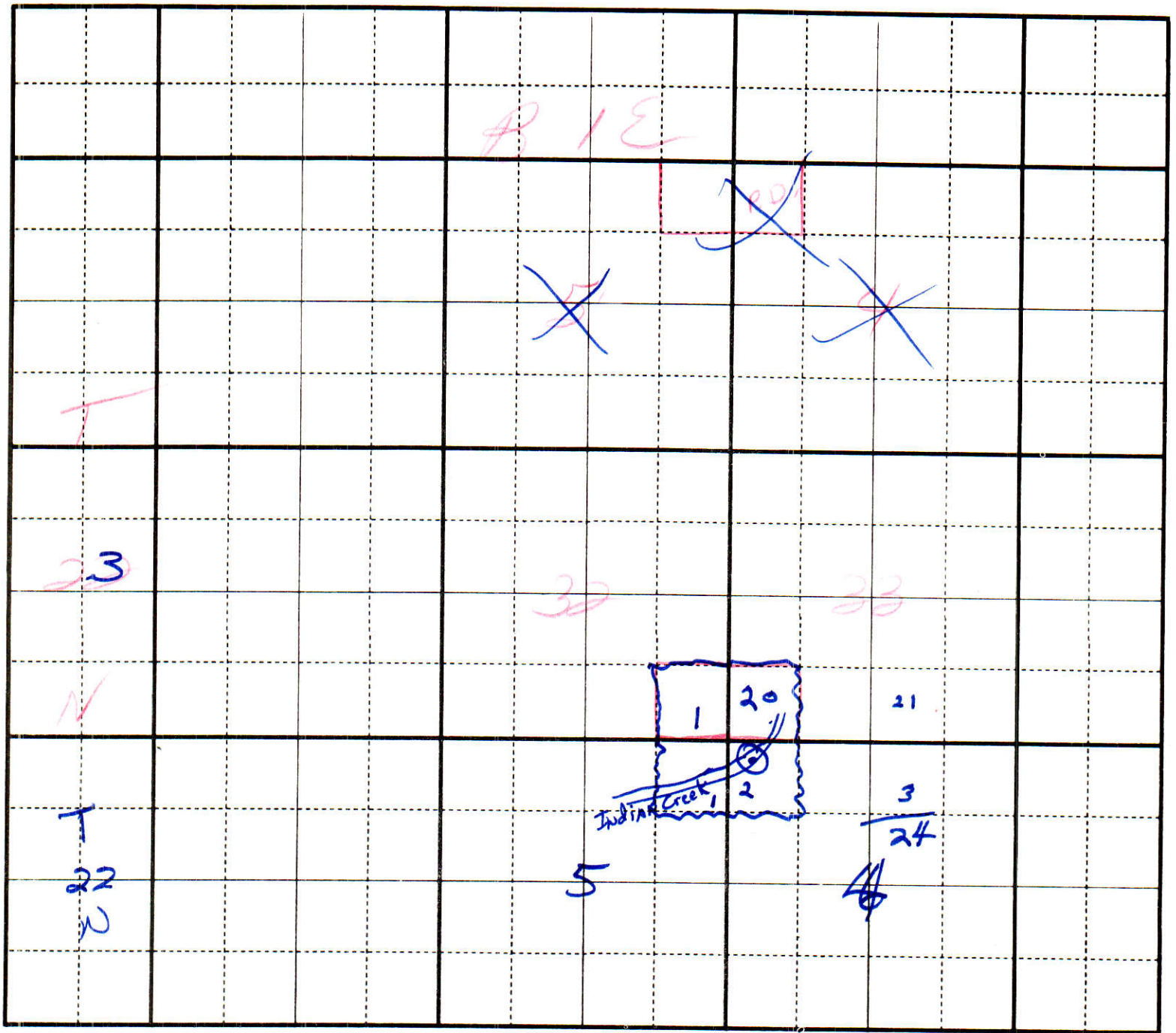


Diagram of System

DATE

EXAMINATION RECORDS

_____	_____
_____	_____
_____	by: _____
_____	_____
_____	by: _____
_____	_____
_____	by: _____
_____	_____
_____	by: _____

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 78-7004 Priority April 10, 1968 Amount 0.42 cfs

THIS IS TO CERTIFY, that ELMER P. & ROSE MORGANROTH
of New Meadows, Idaho, have, ~~has~~ complied with the terms and conditions of Permit
No. 78-7004 issued pursuant to Application for Permit dated April 10, 1968,
and has submitted proof to the Department of Water Administration on May 26, 1971,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.42 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from Indian Creek
tributary of the Little Salmon River, is hereby confirmed in the following amounts:
Amount 0.42 cfs for Irrigation from May 15 to Oct. 15 (both dates inclusive)
Amount 0.02 cfs for Stockwater from Jan. 1 to Dec. 31 (both dates inclusive)
Amount 0.42 cfs for Fire Protection from Jan. 1 to Dec. 31 (both dates inclusive)
Subject, however, to the condition that no more than 0.42 cfs of water be diverted at
any one time, said waters to be diverted within the

NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4, Twp. 22 N, Rge. 1 E, B. M.

in the county of Idaho; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 108 acre feet per year or
4.5 acre feet per acre. for irrigation use and 0.7 acre feet per year for
stockwater use with the total amount not to exceed 108.7 acre feet per year.
Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
22 N	1 E	4						X 2	(stockwater)										2
		5	1																1
23 N	1 E	32															1		1
		33											20						20

Total number of acres irrigated 24

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands
or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 10 day of
September, 19 73.


Director

78 7004

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING DEVICE)
REQUIREMENT FOR PERMIT NO. 78-7004 in the name of)
ELMER P. and ROSE MORGANROTH)

ORDER

WHEREAS, on April 10, 1968, Elmer P. and Rose Morganroth applied to the Department of Water Administration (formerly the Department of Reclamation) for a permit to appropriate 0.48 cubic feet per second of water from Indian Creek within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 4, T. 22N, R. 1E, B.M., Idaho County, to be used for irrigation, livestock watering and fire protection purposes; and,

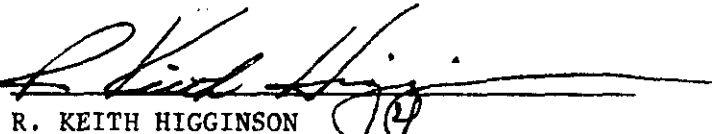
WHEREAS, on May 31, 1968, the Department approved said application and issued Permit No. 78-7004 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before June 1, 1971, and that the permit holder permanently install and maintain a measuring device of a type approved by the Department as part of the diverting works; and,

WHEREAS, on June 2, 1971, the Department received a request from the permit holder for the removal of the measuring device requirement; and,

WHEREAS, it has been determined by the Department that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permit;

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that the permit holder permanently install and maintain a measuring device of a type approved by the Department as part of the diverting works be and is REMOVED from Permit No. 78-7004 until such time as the Director of the Department of Water Administration may determine such measuring device to be again necessary.

Dated this 29th day of June, 1971.


R. KEITH HIGGINSON
Director

BDF:DR

78 7004

Identification No. 78-7004
Application No. 42424

LICENSE ISSUED FOR 240 C.F.D.

E. P. MORGANROTH
INDIAN CREEK RANCH

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR PERMIT **APPROVED**

appropriate the Public Waters of the State of Idaho

Pollock - 83547

1. Name of applicant Eimer P. and Rose Morganroth
post office address Route 1, New Meadows, Idaho 83654
2. Source of water supply Indian Creek 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 4 Township 22N
Range 1E B.M. Idaho County; additional points of diversion if any: None
- b. If water is not consumed, it will be discharged into Indian Creek at a point in NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 4 Township 22N Range 1E B.M.
4. Quantity to be appropriated:
 - a. 0.48 cubic feet per second and/or
 - b. _____ acre feet per annum will be stored.
5. Water will be used for the following purposes:
Irrigation purpose from May 15 to October 15 (both dates inclusive)
Livestock and Fire Protection purpose from January 1 to December 31 (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Diversion Dam, Pipeline, and Sprinkler System
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet; materials used in storage dam: _____
 - 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 3 years.
b. Estimated construction cost is \$ 1,000.00.
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 NW $\frac{1}{4}$ of Section 4 Township 22N
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 2 Horses and 7 Cattle
 - (4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
 - (5) If water is to be used for other purposes describe: _____

78-7004

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
22N	1E	5	1																1
22N	1E	4					2												2
23N	1E	32																1	1
23N	1E	33										20							20

Total number of acres to be irrigated 24

c. Describe any other water rights used for the same purposes Unknown

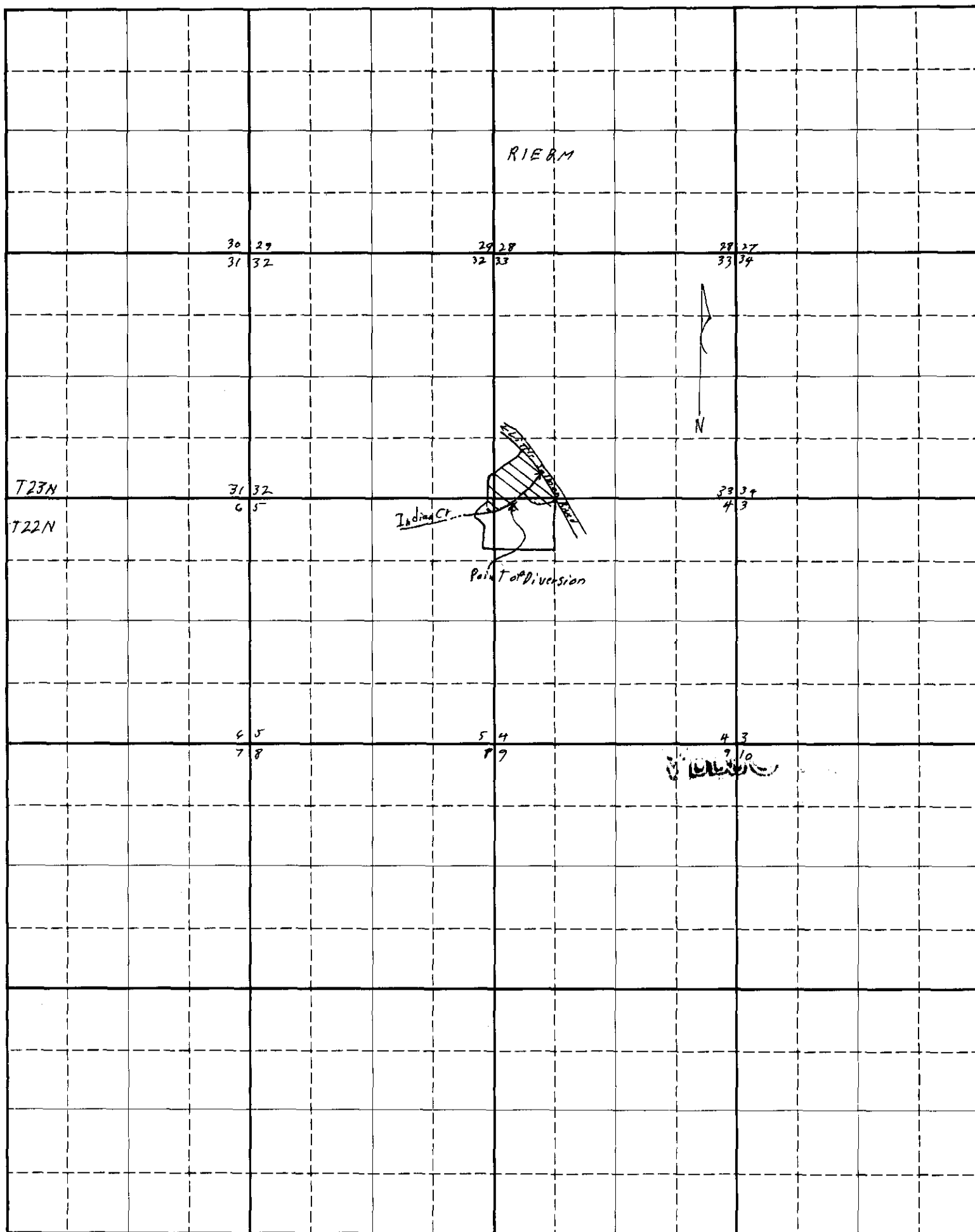
9. a. Who owns the property at the point of diversion Elmer P. and Rose Morganroth

b. Who owns the land to be irrigated or place of use Elmer P. and Rose Morganroth

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

10. Remarks _____

11. Map of proposed project:



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.

Elmer P. Rose Morganroth
(Applicant)

78-7004

Received by ef Date 4-10-68 Time 8:00 am
Preliminary check by Wdk Fee \$ 10.00
Receipted by ef Date 4-10-68
Publication prepared by Wdk Date 4-22-68
Published in Ida City Pub Press
Publication dates 4-25 & 5-2-68
Publication approved Wdk Date 4-22-68
Priority reduced to _____ Reason _____

Protests filed by: none

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

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 73-7004, and said application is hereby APPROVED. **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, 19 71.
- c. Other: The applicant shall permanently install a measuring device of a type approved by the department as part of the diverting works.

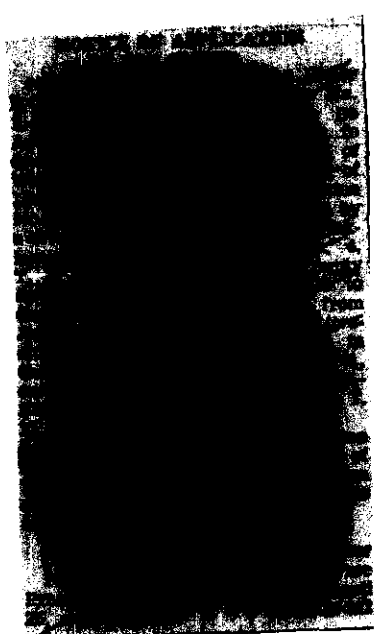
2. Denial of said application is for the following reasons: _____

Witness my hand this 31 day of May, 19 68.

R. Keith Higgins
State Reclamation Engineer

100-6-1000
Department of Corrections

AFFIDAVIT OF PUBLICATION



..... Gary D. Cash 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 25th day of April 1968., and the last publication on the 2nd day of May 1968.; 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.

..... Gary D. Cash

Subscribed and sworn to before me this 2nd day of May 1968..

..... Richard C Hatch, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO)
County of Valley) ss.

Alan B. Youngblood, being first duly sworn, deposes and says: That he is the Editor of the ~~Star~~ Star-News, a Weekly newspaper published at Cascade, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for ~~two~~ consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began April 25, 1968 and ended May 2, 1968

Alan B. Youngblood

Subscribed and sworn to before me, a Notary Public in and for the County of Valley, and the State of Idaho, this May day of 1968.

Alan B. Youngblood Notary Public.

My commission expires May 15, 1972.

78-7004

bill submitted 5-6-68

the Star-News, a Weekly newspaper published at Cascade, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began April 25, 1968 and ended May 2, 1968

RECEIVED

MAY 11 1968

Department of Transportation

ALL KINDS
OF
COMMERCIAL
PRINTING
Letterpress and Offset

USE FREE PRESS
CLASSIFIED ADS
"They Get Results!"

TELEPHONES:
983-1070 or 983-1071
"Prompt Service!"

STATEMENT

IDAHO COUNTY FREE PRESS

County Seat Newspaper of Idaho County — Founded June 18, 1886
E. Q. and J. L. OLMSTED

PRINTERS and PUBLISHERS

Grangeville, Idaho May 2, 1968

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

DATE

INVOICE NO. / ITEMS

AMOUNT

Apr. 25-May 2 31 lines, 2 times--Not. Applic. 78-7004 (Morganroth) \$ 7.75
"I hereby certify that the foregoing amount is
just and correct, that the amount claimed is legally
due, after allowing all just credits, and that no
part of same has been paid."

IDAHO COUNTY FREE PRESS

BY

Garv D. Cash
Garv D. Cash, Office Mgr.

78-7004

WATER RIGHT NUMBER 76-7004

OWNER LAST NAME - MORGANROTH
OWNER LAST NAME - MORGANROTH
ADDRESS LINE 1 -
ADDRESS LINE 3 -
SOURCE - INDIAN CREEK
STAGE - LICENSE
TOTAL DIV. VOLUME - 108.70 AFA
DIVERSION POINT - NWNW 04 22N 01E LOT
FROM - 05-15 TO - 10-15 USE - IRRIGATION
FROM - 01-01 TO - 12-31 USE - STOCKWATER
FROM - 01-01 TO - 12-31 USE - FIRE
USE - IRRIGATION
USE - IRRIGATION
USE - IRRIGATION
USE - IRRIGATION
DECREE NAME -
REMARKS -
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE -
PROOF MADE -
DIVERSION MEANS -

FIRST NAME - ELMER P.
FIRST NAME - ROSE
ADDRESS LINE 2 -
CITY - NEW MEADOWS
TRIBUTARY OF - LITTLE SALMON RIVER
PRIORITY - 04-10-1968
COUNTY - IDAHO
WATER DIST. -
272.0 92.0 104.0
USE DIV. RATE -
USE DIV. RATE -
USE DIV. RATE -
PROTECTION -
PLACE OF USE - TWN 22N RNG 01E SEC 05
PLACE OF USE - TWN 22N RNG 01E SEC 04
PLACE OF USE - TWN 23N RNG 01E SEC 32
PLACE OF USE - TWN 23N RNG 01E SEC 33
STATUS -
108.70 AFA
NWNW 04 22N 01E LOT
10-15
12-31
12-31
USE - IRRIGATION
USE - STOCKWATER
USE - FIRE
TRFR/AMEND -
KEDIV -
IRRIGATION
STOCKWATER
FIRE

ORIG OWNER -
ORIG OWNER -
STATE - ID
ZIP CODE -
TCTAL DIV. RATE -
RIGHT BASIS -
USE DIV. VOLUME -
USE DIV. VOLUME -
USE DIV. VOLUME -
TRACT NENE LOT
TRACT NWNW LOT
TRACT SESE LOT
TRACT SWSW LOT
AC 01
AC 02
AC 01
AC 20
TOTAL ACRES 24

PROTESTED -
HEARING -
OLD NO. -

PERMIT/DENIED -
COND. OF APPROVAL -
FLD EXAM -

3/79

IDENT. NO. 78-7004

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

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 72-7004
 Old No. _____ New No. _____

Record

1. Original Owner: Elmer P. & Rose Morganroth

Present Owner: _____

2. Address:

3. City: New Meadows State: Id Zip: _____

4. A. Source of Water: Indian Creek
 B. Tributary of: Little Salmon River

5. A. Stage (A,P,L,D,S,J): L
 B. Status (D,L,R,C,A,I,F - leave blank if valid):
 C. Priority Date: 4-10-1968
 D. County: 49
 E. Total Diversion Rate: .42
 F. Total Diversion Volume: 108.7
 G. Transfer/Amendment (P,T of A or blank):
 H. Water District:
 I. DLE/Carey Act (D,C or blank):
 J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NW1/4</u>	<u>4</u>	<u>22N</u>	<u>1E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from	<u>5-15</u>	to	<u>10-15</u>	for	<u>A</u>	purposes.	Amount	<u>.42/108.</u>
							(cfs or AC=FT/yr)	
from	<u>1-1</u>	to	<u>12-31</u>	for	<u>S</u>	purposes.	Amount	<u>.02/.7</u>
from	<u>1-1</u>	to	<u>12-31</u>	for	<u>F</u>	purposes.	Amount	<u>.42</u>
from		to		for		purposes.	Amount	
from		to		for		purposes.	Amount	
from		to		for		purposes.	Amount	
from		to		for		purposes.	Amount	

ch 9-25-79

8. Use Code: 4

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	
22N	1E	4						2											
		5	1																
23N	E	32																1	
		33											20						
22N	1E	34						8											

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

INTER-DEPARTMENT MEMO — 1

DATE March 11, 1974

FROM David Shaw

TO 78-7004

SUBJECT Field contact with Mr. Morganroth on March 7, 1974.

The dam which was used as the diversion for this irrigation system failed during the January, 1974, flooding. Mr. Morganroth did not indicate how he now plans to divert and used his water from Indian Creek.

Mr. Morganroth indicated he would not reconstruct the dam.


SIGNATURE

78 7004

September 13, 1973

Re: Permit No. 78-7004

Elmer P. & Rose Morganroth
Indian Creek Ranch
Pollock, Idaho 83547

Dear Mr. & Mrs. Morganroth:

Enclosed herewith is a copy of the Water License issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Assistant ~~Director~~

bjg

Enclosure

78 7004

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

August 23, 1973

Elmer P. & Rose Morganroth
Indian Creek Ranch
Pollock, Idaho 83547

Dear Mr. & Mrs. Morganroth:

A representative of this Department has made an examination of the works covered by your Permit No. 78-7004 and has found the following:

Quantity of water diverted: 0.42 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.42 cfs

The maximum quantity diverted shall not exceed 108.7 acre feet per year.

Beneficial use: Irrigation of 24 acres and fire protection purposes within the NW1/4NW1/4 Sec. 4; NE1/4NE1/4 Sec. 5; Twp. 22 N, Rge. 1 E, B.M. & SE1/4SE1/4 Sec. 32; SW1/4SW1/4 Sec. 33, Twp. 23 N, Rge. 1 E, B.M. Stockwater purposes within the NW1/4NW1/4 Sec. 4, Twp. 22 N, Rge. 1 E, B.M.

Point of diversion: NW1/4NW1/4 Sec. 4, Twp. 22 N, Rge. 1 E, B.M. Source: Indian Creek

Priority date established: April 10, 1968

If you do not concur with these findings, please advise within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

78 7004

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Elmer P. and Rose Morganroth
Post office address Route 1, New Meadows, Idaho 83654 Phone _____
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Indian Creek
(name spring, stream, etc.)
Tributary to Little Salmon River

3. Water will be used for the following purposes:

Amount 0.48 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from May 15 to October 15
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for Livestock and Fire Protection
_____ AF/Annum (nature of use)

Period of Use: from January 1 to December 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 78-7004
Examination for B/U

4. Total amount to be appropriated:

Max Rate of Diversion 0.48 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 22 N/S, Range 1 E/W, B.M., Section 4, Subdivision NW 1/4 NW 1/4, Idaho
County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County

Other Points of Diversions: _____

Description of diverting works: Diversion dam, pipeline and sprinkler system

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

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	
22N	1E	5	1																1
		4						2											2
		32															1		1
		33										20							20

78-7004

TOTAL ACREAGE 24

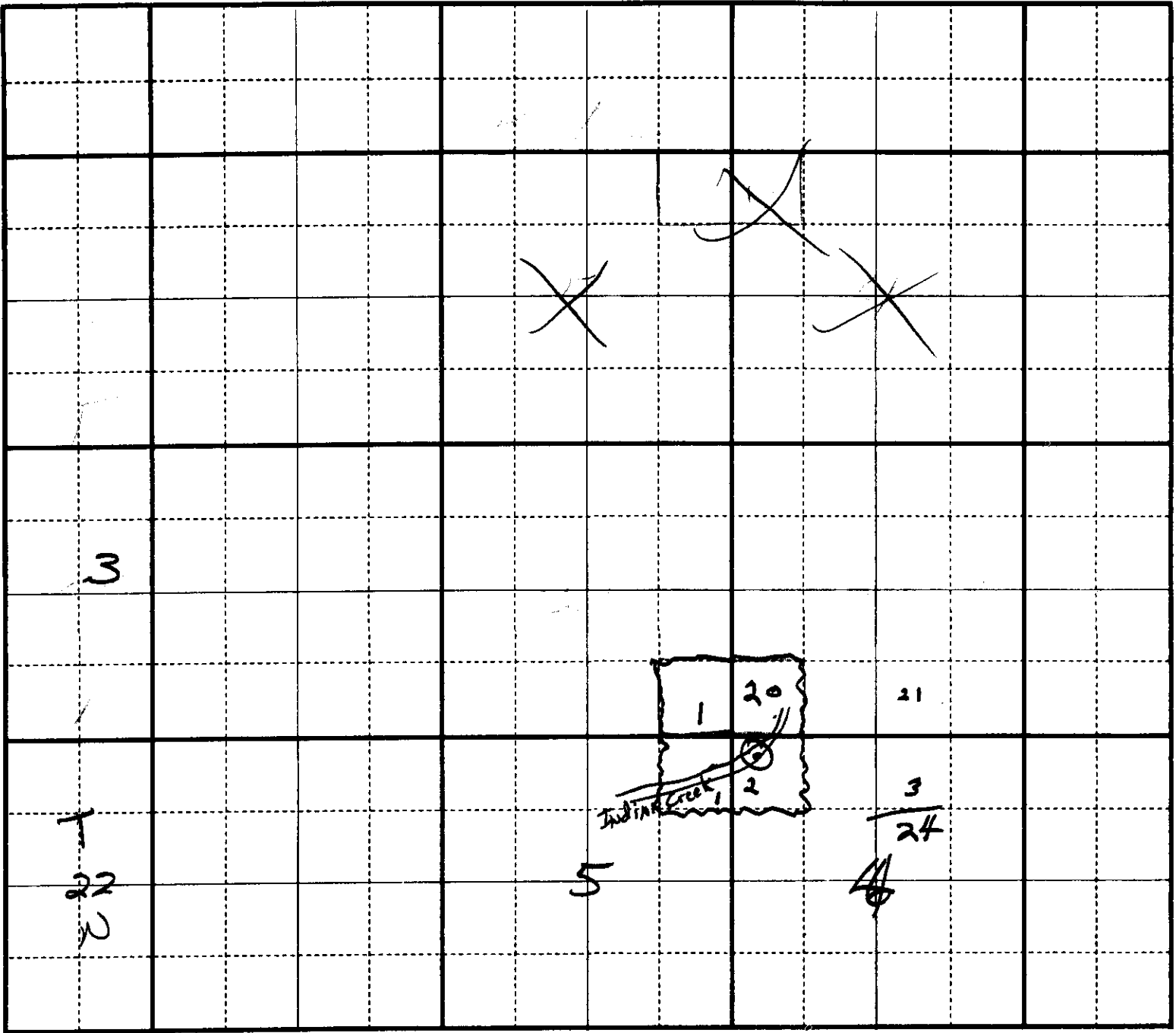


Diagram of System

DATE	EXAMINATION RECORDS
	by: _____
	by: _____
	by: _____
	by: _____

DATE OF EXAM 27 June 72

ACREAGE
Found 24 Acres
Recommended 24 Acres

Irrigation Requirement 4.5 Ac Ft/Ac

USE
Irrigation Q = .42 c.f.s. V = 108 AF/Ann. from Mar 15 to Nov 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ✓

Name source: Indian Creek
twp. 22 N/S, Rge 1 E/W, B.M., Sec. 4, Sub. NW $\frac{1}{4}$ NW $\frac{1}{4}$ Boise County

Exchange? yes _____ no ✓

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____ County

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____ County

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____ County

Total Q measured .42 cfs Method of measurement _____

Total Q recommended .42 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 108 Ac Ft/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None

MEASUREMENT CALCULATION:
22 Rainbird Model #30 with 3/32 X 3/16 heads @ 8.57 gpm
45 psi
Q = .42 cfs

V = 108 Ac Ft/Ann (4.5)(24) = 108

SYSTEM DESCRIPTION:
20' concrete dam 6' deep with gate valves to control
flow to 8" sprinkler mainline approx 300' long to
place of use. No photo Available Suggest we license
for 24 acres as this looks reasonable

REMARKS:
15 Breeding Ues + 90 lambs + 16 Rams
3 horses

No measuring device installed owner says he has
letter releasing M.D. requirement. No Photo Available

Examiner's Signature _____ Date _____

Checked by _____ Date _____

Approved by _____ Date _____

July 6, 1971

Re: Permit No. 78-7004

Elmer P. & Rose Morganroth
Indian Creek Ranch
Pollock, Idaho 83547

Dear Mr. & Mrs. Morganroth:

Enclosed please find an Order which removes the measuring device requirement from Permit No. 78-7004.

Before a license can be issued, a field examination must be made by a representative from this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enclosure

78 7004

3DF

MEMO

To: Bob Fleenor
From: Ken Dunn *AKD*
Subject: Permit to Appropriate Water by Elmer P. Morganroth
Date: June 25, 1971

I inspected the system installed by Mr. Morganroth to divert .48 c.f.s. The point of diversion is located in the NWNW, Sec. 4; Twp. 22N, Rge. 1E, B.M. Mr. Morganroth's development is at the mouth of Indian Creek, which is a tributary of the Little Salmon River. There are no water users either upstream or downstream of Mr. Morganroth on Indian Creek. The creek is very steep and it is extremely improbable that future development could take place along this stream.

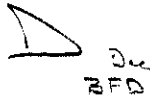
I would recommend that the requirement for a measuring device be waived, as I see no use or purpose being served by either the applicant or the department at the present time.

78 7004

Ken.

Can we relieve the
measuring device requirement
on this permit.

Bob

Enclosed system - Do not
Relieve Requirement 

Alice State Sen. Mel Solberg 158 E
Miss Grangeville Idaho

78-2004

6-1-71
RE. Permit No. 78-7004

Dear Sirs -

I called your office on Tuesday and you were not in. I talked to someone else. He suggested that I write a letter to your office requesting a release from putting a measuring device on my irrigation set up, because of the hardship and expense it would involve.

I live on a limited income. This place is considered a "Hobby" Ranch because the expense goes on and no income. I have started raising a few sheep to offset this, but have had no success so far.

as ever
E. S. Morganroth

78 7004

May 28, 1971

Re: Permit No. 78-7004

Elmer P. & Rose Morganroth
Indian Creek Ranch
Pollock, Idaho 83547

Dear Mr. & Mrs. Morganroth:

We are in receipt of your affidavit submitted as proof of beneficial use of water for the above referenced permit. However, in reviewing that affidavit, it appears that you have failed to install the measuring device as required by the conditions of approval of your permit and by Section 42-701 of the Idaho Code.

We cannot accept your proof and issue a license unless you have installed a measuring device of a type approved by this Department. We will hold your affidavit until you can supply us with information as to the type of measuring device installed. You should be aware that failure to install the device and supply information as to the type of device installed may result in the loss of your permit. We will withhold action regarding this permit until June 28, 1971.

We are enclosing a list of the types of measuring devices approved by this Department. If you have any questions, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

78 7004

DWM:DR
Enclosure

12 moved mail box to my side of the highway. So they changed address

Identification No. 78-1004
Permit No. 42424

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder ELMER P. + ROSE MORGANROTH
b) Post Office Address INDIAN CREEK RANCH POLLOCK IDAHO 83547
2. Permit Number 78-7004
3. Date of Priority that you are prepared to establish THIS PLACE WAS HOMESTEADED 1904
4. a) Source from which water was appropriated INDIAN CREEK
b) Location of the point of diversion: NW 1/4 NW 1/4 Section 4
Township 22 N Range 1 E Boise Meridian, Other points of diversion: NONE

5. a) The amount of water and use to which the water has been applied:
amount 0.48 for IRRIGATION purposes from MAY 15th to OCT 15th incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount 0.48 for LIVESTOCK + FIRE PROTECTION purposes from Jan 1st to Dec 31st incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated ALL THAT IS NEEDED ON cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: MY OWN AND THE COUNTY ENGINEER
+ by use of pressure gauge + sprinkler nozzle size

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) DIVERSION DAM. FIRELINE + SPRINKLER SYSTEM.

b) Describe the type and size of measuring device which you have installed at your point of diversion: By use of pressure gauge + sprinkler nozzle size.
c) Give well drillers name and address and date the well was completed _____

exam typed 10-4-77
mjt

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
22 ^N	1E	5	1																1
22N	1E	4					2												2
23N	1E	32															1	1	
23N	1E	33										20							20

Total number of acres irrigated 24

10. Remarks: _____

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

May 24, 1971
(Date)

Elmer P. & Rose Margauoth
(Signature)

State of Idaho)
County of Idaho) ss.

On this 24th day of May, 19 71, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Richard C. Hatch
Notary Public
Notary Public residing at Grangeville, Idaho

My commission expires April 1, 1975

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.

☐

Show to whom, date and address
where delivered

☐

Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

22632

1

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

3

SHOW WHERE DELIVERED (*only if requested*)

28-7004

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS



PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.

 **RETURN
TO**

POD Form 3811 Apr. 1969 c55-16-71548-11

78-7004

April 1, 1971

CERTIFIED MAIL # 22632

Re: Permit No. 78-7004

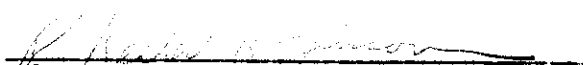
Elmer P. & Rose Morganroth
Route 1
New Meadows, Idaho 83654

Dear Mr. & Mrs. Morganroth:

One of the conditions of approval of your water Permit No. 78-7004
(see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before June 1, 1971. Enclosed is an affidavit form which must 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 affidavit 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.


R. KEITH HIGGINSON
Director

Enc: Proof affidavit
dr

78-7004

June 3, 1968

Re: Permit 78-7004

Elmer P. and Rose Morganroth
Route #1
New Meadows, Idaho 83654

Dear Mr. and Mrs. Morganroth:

We enclose a copy of your approved application for permit 78-7004 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:mjl

Enclosure: Copy of Application
Receipt No. 757 for \$10.00

GALLEY PROOF
NOTICE OF APPLICATION
FOR WATER

Notice is hereby given that Elmer P. and Rose Morgenthau, Route No. 1, New Meadows, Idaho have on April 10, 1968 applied for permit to divert 0.48 cubic feet per second of water from Indian Creek, tributary of Little Salmon River under application No. 78-7004. Water will be diverted by a diversion dam, pipelines, and sprinklers within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, sec. 4, T. 22 N, R. 1 E, B.M., Idaho County and is to be used from May 15 to October 15 for irrigation and from January 1 to December 31 for live stock water and fire protection in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, sec. 5; NW $\frac{1}{4}$ NW $\frac{1}{4}$, sec. 4, T. 22 N, R. 1 E, and the SE $\frac{1}{4}$, SE $\frac{1}{4}$, sec. 22, SW $\frac{1}{4}$ SW $\frac{1}{4}$, sec. 23, T. 22 N, R. 1 E, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Idaho County Free Press, Grangeville, Idaho, on April 18, and May 2, 1968.

A23-M2

RECEIVED
APR 22 1968
Department of Reclamation

MEMO FROM

Idaho County Free Press

PRINTERS and PUBLISHERS

P. O. Box 267

Phone 983 - 1070

GRANGEVILLE, IDAHO

April 19, 1968

Department of Reclamation
Boise, Idaho

Gentlemen:

Find herewith galley proof of Application No. 78-7004,
Elmer F. and Rose Morganroth, to be run in our paper April
25 and May 2.

Respectfully,

John L. Olmsted

APR 22 1968

RECEIVED

DEPARTMENT OF RECLAMATION

April 17, 1968

Re: Application No. 78-7004
Elmer P. and Rose Morganroth

Idaho County Free Press
P. O. Box 267
Grangeville, Idaho 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 date. If you can not publish the notice on the proposed dates please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation, 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 same has been paid.

(Do not sign this letter)

Signature of claimant

Very truly yours,

Donald W. McElldowney
Appropriation Examiner

DMK:ks

Enclosure: legal notice

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Elmer P. and Rose Morgenthau, Route #1,
New Meadows, Idaho has on April 10, 1968
applied for permit to divert ~~store~~ 0.48 cubic feet per second ~~above feet~~
of water from Indian Creek, tributary of Little Salmon River
under application No. 78-7004. Water will be diverted by a diversion
dam, pipelines, and sprinklers within the NE1/4, sec. 4, T. 22 N. R. 1 E.
1 E., E., Idaho County
and is to be used from May 15 to October 15 for irrigation and from
January 1 to December 31 for livestock water and fire protection
in the NE1/4, sec. 5; NW1/4, sec. 4, T. 22 N. R. 1 E. and the
SE1/4, sec. 32; SW1/4, sec 33, T. 23 N, R. 1 E, B.M.

Any protest against this application must be filed with the Department of
Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Idaho County Free Press, Grangeville, Idaho,
on April 25 and May 2.

78-7004

April 17, 1968

Re: Application No. 78-7004
Elmer P. and Rose Morganroth

Star News
McCall,
Idaho 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 date. If you can not publish the notice on the proposed dates please contact us immediately.

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(Do not sign letter)

Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: legal notice

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Elmer P. and Rose Morganroth, Route #1,
New Meadows, Idaho have hgs on April 10, 1968
applied for permit to divert store 0.42 cubic feet per second gvs feet
of water from Indian Creek, tributary of Little Salmon River
under application No. 78-7004. Water will be diverted by a diversion
dam, pipes, and sprinklers within the section, sec. 4, T. 22 N., R. 1 E,
E. 1., Idaho County
and is to be used from May 15 to October 15 for irrigation and from January 1
to December 31 for livestock and fire protection
in the NW1/4, sec. 5 and NW1/4, sec. 4, T. 22 N., R. 1 E and NE1/4,
sec. 32 and SW1/4, sec. 33, T. 23 N., R. 1 E, E. 1.

Any protest against this application must be filed with the Department of
Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Star News, McCall, Idaho
on April 25 and May 2.

78-7004