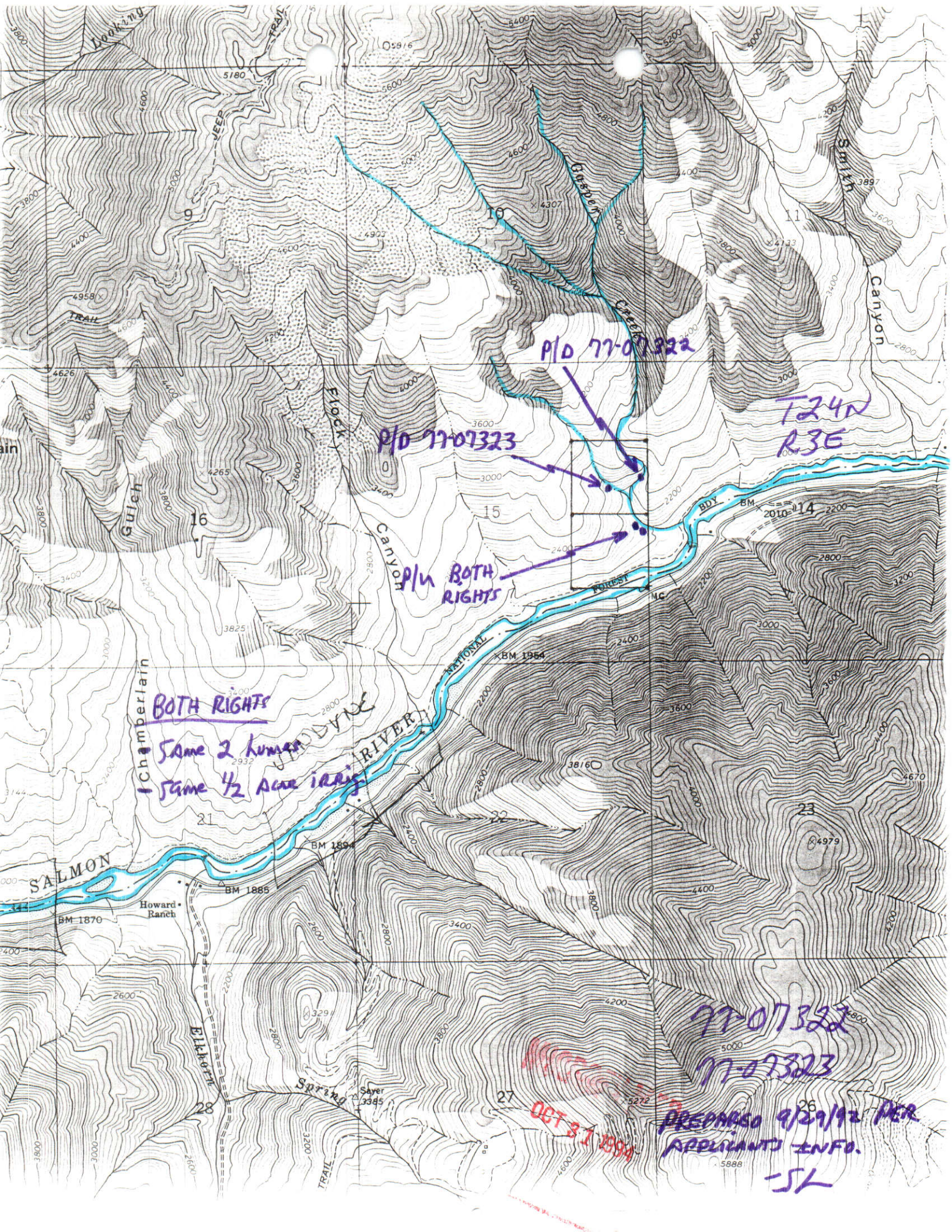




P/O 77-07322

P/O 77-07323

BOTH RIGHTS

BOTH RIGHTS

Same 2 homes
- Same 1/2 Acre irrig

T24N
R3E

77-07322

77-07323

OCT 31 1994

PREPARED 9/29/92 PER
APPLICANT INFO.

SK

X 4903

10

X 4307

HES 446
T-3

Gasper Creek
~~Gasper~~
Creek

Applicant's map

Flock

4000

3600

3200

3400

3800

3400

3000

2800

2200

15

HES 447
T-3

ME 4
Set 4
1000

RD

P14

44.20

BDY

CAR
COM
IN

FOREST

MC

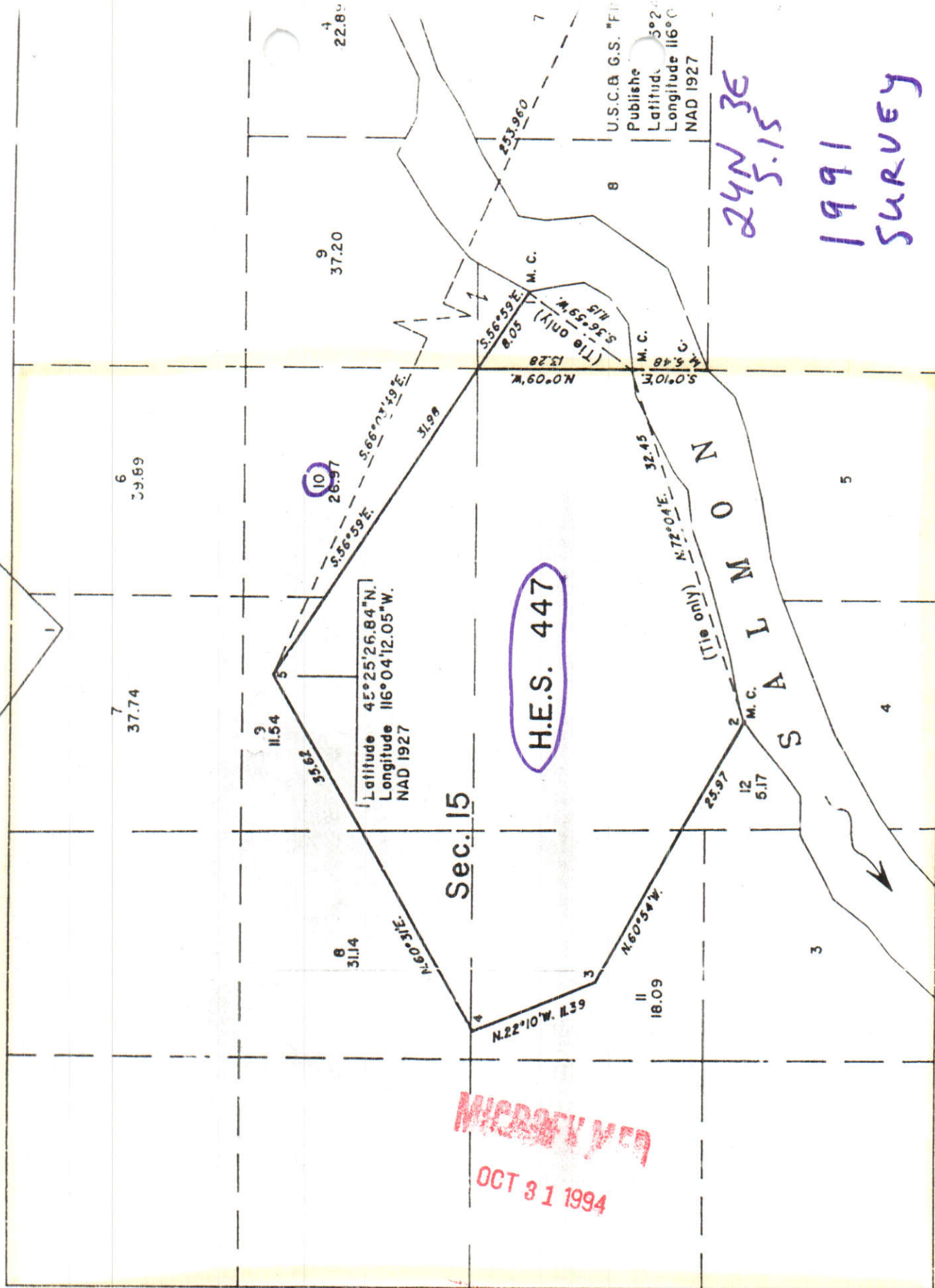
12.40

2200

48.7

3

(2) H.E.S. 446 (10)



Note: The two bearings and distances shown on the plat adjacent to the right bank of the Salmon River

24 Nov 36

1917
Survey

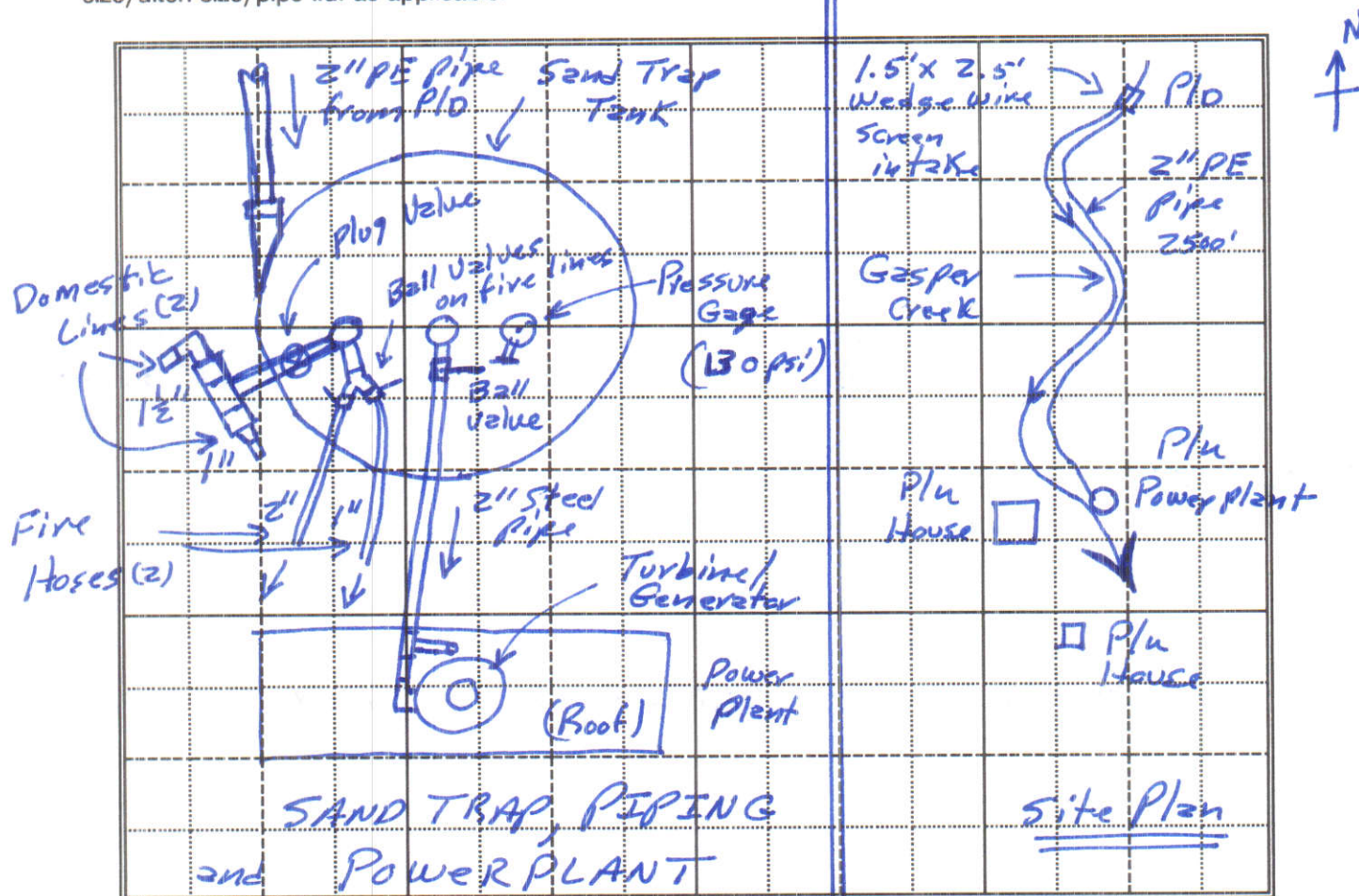
Survey

77-07322
77-07323

77-07323

OCT 31 1994

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



Scale: 1" = No Scale

☒ 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.*	Turbine Motor Make	Hp	Motor Serial No.	Generator Pump Make	Pump Serial No. or Discharge Size
Powerplant	Harris			Harris	Hydro Co.
				24 Volt	
				40 Amp	

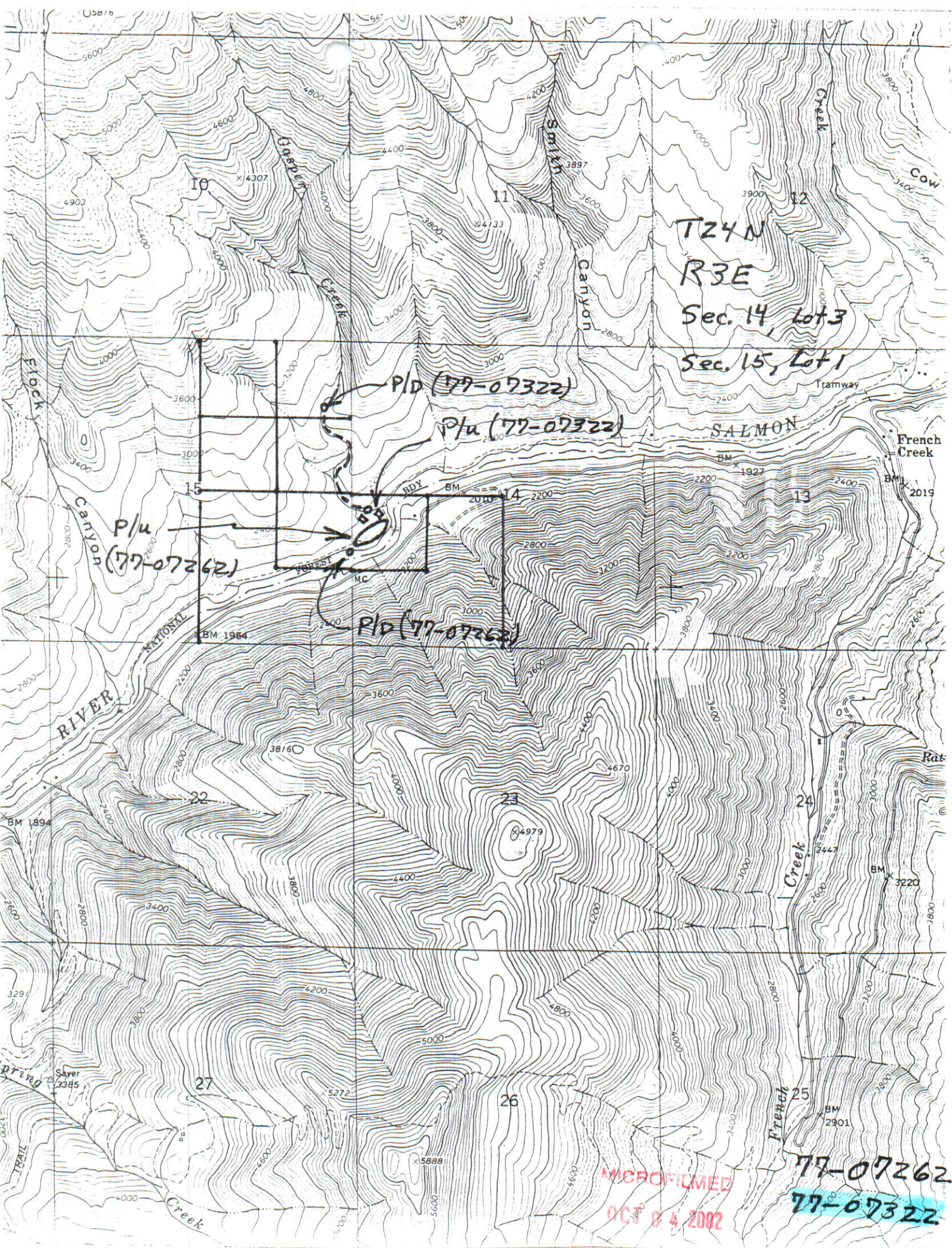
*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

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

2. Measurements: None - Turbine operates with a pressure range of 130-150 Psi. Pressure gage on Sand Trap Tank was 130 Psi.



Sec 10

540'

H.I.S.T.

INDERS
CROWN

N. 44.6

N. 89° 53' W.

80.14

PINE

Sec 15

603.64

47.50

29.50

RIVER

30.24 32.40

S. 89° 58' W.

79.80

25.76

Sec 11

640

T 24 N

R 3 E

Sec. 14, lot 3

Sec. 15, lot 1

N. 89° 42'

79.80

80

50.75 49.

2220

4420

Sec 14

591.47

4970

N. 89° 56'

79.72

77-07262

77-07322

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OCT 04 2002

1 of 3



P/D

Intake in
Gasper
Creek, and
2" PE
pipe to
Sand Trap
Tank.

View
Looking
South



P/u

Sand Trap
Tank
(sphere)
and
Power
Plant
(Red Roof
Structure)

View
Looking
West

MED

OCT 04 2002

77-07322

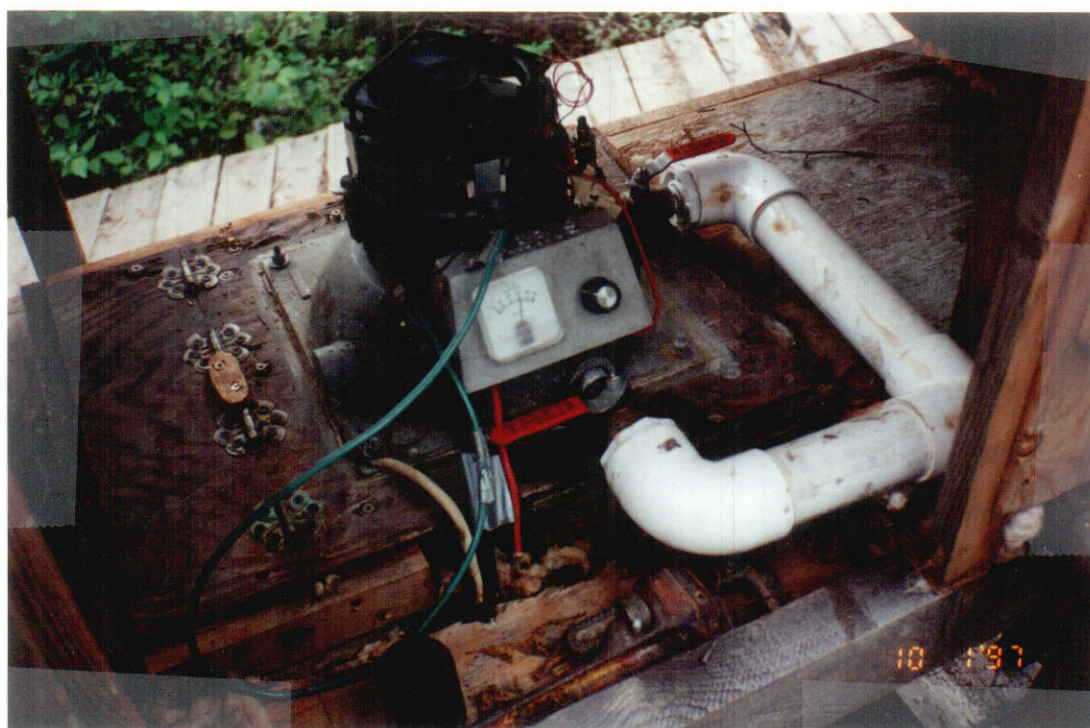
2 of 3



P/U @
Sand Trap
Tank -

- 1) 2" Steel
Pipe to
Powerplant.
- 2) 1 1/2" & 1"
Domestic
outlets @ Tee.
- 3) 2" & 1"
Fire hoses.

Note 2" PE ^{pipe}
into tank
from P/O.



P/U
Power plant
Generator.

2" pvc pipe
supplies
water to
turbine -
under
generator.

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77-07322

3 of 3

P/u

Large
House

Note

Sand Trap
Tank and
Powerplant
Structure
in
foreground.

View
Looking
Southwest



P/u

Smaller
House

View
Looking

Southeast.



PHOTOGRAPH

OCT 04 2002

77-07322

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

County of Idaho - ss.

Marietta Hanson

, being

first duly sworn, says she is the Bookkeeper of the
IDAHO COUNTY FREE PRESS, a weekly newspaper published
and issued weekly at Grangeville, Idaho county, State of Idaho,
and 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
8th day of October, 1992,
and the last publication on the 15th day of
October, 1992; 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 seventy-eight
consecutive weeks prior to the publication of said notice or
advertisement.

Marietta Hanson

STATE OF IDAHO }

COUNTY OF }

On this 15th day of October in the year
of 1992, before me, a Notary Public, personally
appeared Marietta Hanson, known or
identified to me to be the person whose name subscribed to the
within instrument, and being by me first duly sworn, declared
that the statements therein are true, and acknowledged to me
that he executed the same.

[Signature]
Notary Public for Idaho

Residing at Grangeville, Idaho

My commission expires: 6-4-98

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been
filed to appropriate the public waters of
the State of Idaho:

77-07322

ADAIR, TERESA
P.O. BOX 279
RIGGINS, ID 83549
Source: GASPER CREEK Tributary:
SALMON RIVER
Diversion Pt: LOT 10 (SENE) Sec 15 T
24N R 03E in IDAHO County.
Use: POWER (.100 CFS)
DOMESTIC (.040 CFS)
FIRE PROTECTION (.100 CFS)
IRRIGATION (.030 CFS)
Total Diversion: (.140 CFS)
Date Filed: 9/16/1992
In: IDAHO County
T24N R03E S15 NESE
0.5 ACRES TOTAL

77-07323

ADAIR, TERESA
NUCKOLS, ROBERT
P.O. BOX 279
RIGGINS, ID 83549
Source: UNNAMED STREAM Tributary:
GASPER CREEK
Diversion Pt: SENE Sec 15 T 24N R 03E
in IDAHO County.
Use: DOMESTIC (.040 CFS)
IRRIGATION (.030 CFS)
Total Diversion: (.040 CFS)
Date Filed: 9/16/1992
In: IDAHO County
T24N R03E S15 NESE
0.5 ACRES TOTAL

The permit(s) will be subject to all prior
water rights. Protests must be filed with
the Director, Dept. of Water Resources,
Western Region, 2735 Airport Way,
Boise, Idaho 83705 on or before
OCTOBER 26, 1992.

R. KEITH HIGGINSON, Director
Published: 10/7/1992 & 10/14/1992

08-15

RECEIVED

OCT 19 1992

Department of Water Resources
Western Regional Office

MICROFILMED

OCT 31 1994

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 77-07322

Priority: September 16, 1992

Maximum Diversion Rate: 0.14 CFS
Maximum Diversion Volume: 23.2 AF

It is hereby certified that TERESA ADAIR
PO BOX 279
RIGGINS ID 83549-0279 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated September 16, 1992; and has
submitted Proof of Beneficial Use on May 15, 1996. An examination indicates that the works have a
diversion capacity of 0.18 cfs of water from:

SOURCE

GASPER CREEK

Tributary: SALMON RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
POWER	01/01 to 12/31	0.03 CFS	22.0 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
FIRE PROTECTION	01/01 to 12/31	0.14 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GASPER CREEK L10 SE¼NE¼ Sec. 15, Twp 24N, Rge 3E, B.M. IDAHO County

PLACE OF USE: POWER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
24N 03E 14																	

PLACE OF USE: DOMESTIC – Same as POWER

PLACE OF USE: FIRE PROTECTION – Same as POWER

CONDITIONS OF APPROVAL

1. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
2. Domestic use is for 2 homes and does not include lawn, garden, landscape, or other types of irrigation.
3. Use of Rights 77-7322 and 77-7323 for domestic purposes is limited to a combined total diversion rate of 0.04 cfs, and combined total annual diversion volume of 1.2 af, and use in a combined total of two homes.

MICROFILMED

OCT 04 2002

State of Idaho
Department of Water Resources
Water Right License

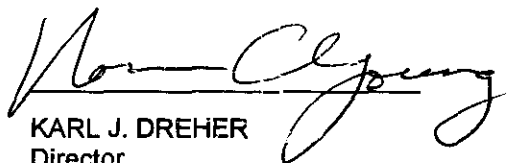
WATER RIGHT NO. 77-07322

CONDITIONS OF APPROVAL CONTINUED

4. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
5. The diversion and use of water for hydropower purposes under this license is subject to review by the Director on or after May 15, 2006. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised.
6. The water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this license.
7. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.
8. Rights 77-07322 and 77-7323 when combined shall not exceed a total diversion rate of 0.16 cfs or a total annual maximum diversion volume of 25.2 af.
9. Place of use is located within H.E.S. 447.
10. Use of water under this right may be affected by an agreement between the protestant and the right holder.
11. Water shall not be diverted under this right unless at least 30% of the flow of Gasper Creek is allowed to remain undiverted in the creek.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 13TH day of JUNE, 2002.


KARL J. DREHER
Director

MICROFILMED

OCT 04 2002

RECEIVED

FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No. WR 20861
Receipt By: VR
Date Received: 5-15-96

RECEIVED

MAY 15 1996

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
Department of Water Resources
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 77-07322 Telephone No. 628-3503 (msg.)
2. Name(s) of Permit Holder(s): TERESA Adair
3. Mailing Address: SALMON RIVER ROUTE Riggins ID 83549
4. Source of Water: GASPER CREEK If GROUNDWATER (well), Date Drilled: mo. / yr.
 - a. Well Driller: Drilling Permit Number:
 - b. **OPTIONAL:**
Pump Horsepower: Pressure (psi): Dynamic pumping level (ft):
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 2 Stockwater (No. and type of stock):
Irrigation (No. of acres): Other: Power & Fire Prot.
6. Total rate of diversion and/or volume for which proof is submitted: 1.14 cfs OR acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes <u>X</u>	or	No <u> </u>
	Has the measuring device been installed?	Yes <u> </u>	or	No <u>X</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes <u>X</u>	or	No <u> </u>
	Has the measurement port been installed?	Yes <u> </u>	or	No <u>X</u>
8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: SAME AS ABOVE Telephone Number: 628-3503
Address: AUG 22 1996
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: TERESA Adair
(include your title, if on behalf of company or organization)

Date: May 9, 1996

* CAN measure flow by disconnecting delivery pipe & measuring via 55 gallon barrel.

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 77-07322

Proposed Priority: September 16, 1992 **Maximum Diversion Rate:** 0.14 CFS

This is to certify, that **TERESA ADAIR**
PO BOX 279
RIGGINS ID 83549-0279
has applied for a permit to appropriate water from:

GASPER CREEK tributary of **SALMON RIVER**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
POWER	01/01 to 12/31	0.10 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
FIRE PROTECTION	01/01 to 12/31	0.10 CFS
	Totals	0.14 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 10(SENE), Sec. 15, Township 24N, Range 03E
IDAHO County

PLACE OF USE: POWER

TWN RGE SEC

24N 03E 15 NESE

PLACE OF USE: DOMESTIC, same as POWER use

PLACE OF USE: FIRE PROTECTION, same as POWER use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **September 1, 1996**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. This right is subject to the provisions of Sections 42-205 through 42-210, Idaho Code, restricting the sale, transfer, assignment, or mortgage of this right. Failure to comply with these provisions is cause for immediate cancellation of this right.
5. The water right acquired under this permit for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

OCT 31 1994

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

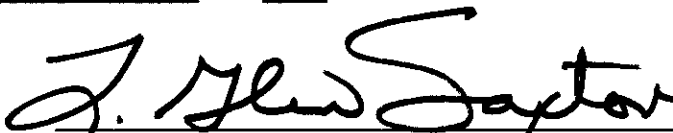
NO. 77-07322

CONDITIONS/REMARKS:

6. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
7. The right holder shall either install a measuring device or a flow measurement port or provide a certified measurement or computation of flow based upon system design to be prepared by a professional engineer.
8. The diversion and use of water under this right and any license subsequently issued is subject to review by the Director on the date(s) of expiration of any license issued by the Federal Energy Regulatory Commission. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised.
9. The issuance of this right in no way grants any right-of-way or easement across the land of another.
10. Use of water under this right may be affected by an agreement between the protestant and the right holder.
11. Place of use is located within H.E.S. 447.
12. Domestic use is for 2 homes.
13. The domestic use authorized under this permit shall not exceed 13,000 gallons per day per dwelling in accordance with Section 42-111, Idaho Code.
14. Water shall not be diverted under this right unless at least 30% of the flow of Gasper Creek is allowed to remain undiverted in the creek.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

13th day of September, 1994.


R. Keith Higginson, Director

by 

OCT 31 1994

RECEIVED

JUL 11 1994

Ident. No. 77-07322

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: TERESA ADAIR 208-628-3503
Address: PO BOX 279
RIGGINS ID 83549
2. Source: GASPER CREEK Trib. to: SALMON RIVER
3. Location of Point of Diversion: Lot 10(SENE), Sec. 15, Township 24N, Range 03E
IDAHO County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
④ IRRIGATION	4/15	12/31	0.030		
POWER	01/01	12/31	0.100		
DOMESTIC	01/01	12/31	0.040		
FIRE PROTECTION	01/01	12/31	0.100		
5. Total quantity to be appropriated is:
0.140 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
GRAVITY PIPELINE SYSTEM
 - b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
 - c. Proposed well diameter is inches; proposed depth of well is
feet.
 - d. Is groundwater with a temperature greater than 90F being sought? NO
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 2 years.
8. Description of proposed uses:
DOMESTIC, POWER, FIRE PROTECTION, 2 HOMES WITH YARDS
9. Place of Use: IRRIGATION

TWN RGE SEC	ACRES	ACRES	ACRES	TOTAL
24N 03E 15	NESE 0.5			0.5

Total number of acres irrigated: 0.5

④ include in domestic use, per Jim 8/24/94 cxy.

REVISED, 2nd & FINAL DRAFT
* per standard irr. season 7/12/94 cxy.

82 10/15/92

Place of Use: POWER, same as IRRIGATION use

Place of Use: DOMESTIC, same as IRRIGATION use

Place of Use: FIRE PROTECTION, same as IRRIGATION use

10. Describe any other water rights used for the same purposes.

11. a. Who owns the property at the point of diversion?

USDA FOREST SERVICE, NEZ PERCE

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.
SPECIAL USE PERMIT TO BE OBTAINED

12. Remarks:

Domestic use is for ~~in-house use only~~ for 2 homes.

This right, when combined with right no. 77-07323, is limited to 1/2 acre irrigation.

Place of use is within H.E.S. 447.

13. Map of proposed point of diversion and place of use attached? ☒

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.

See original for Signature
Applicant

Received by JFW Date 9/16/92 Time 5:00 Preliminary check by JR

Fee \$ 30 Receipted by JFW # W015402 Date 9/16/92

→ Publication prepared by GG Date 9/30/92 Published in Id. W. Free Press
10/7 & 10/14/92

Publication approved _____ Date _____

See original for this info typed by GG

Power capacity Head 350'
20 amps

OCT 31 1994

SD-0420-2
ADD COMMENT

Idaho Department of Water Resources
Modify Comment

Date: 09/29/92
Time: 13:23:52

Water Right Number: 77-07322

Comment Date: 9/29/1992 User ID: LESTER

Subject: MORATORIUM INFORMATION ETC. _____

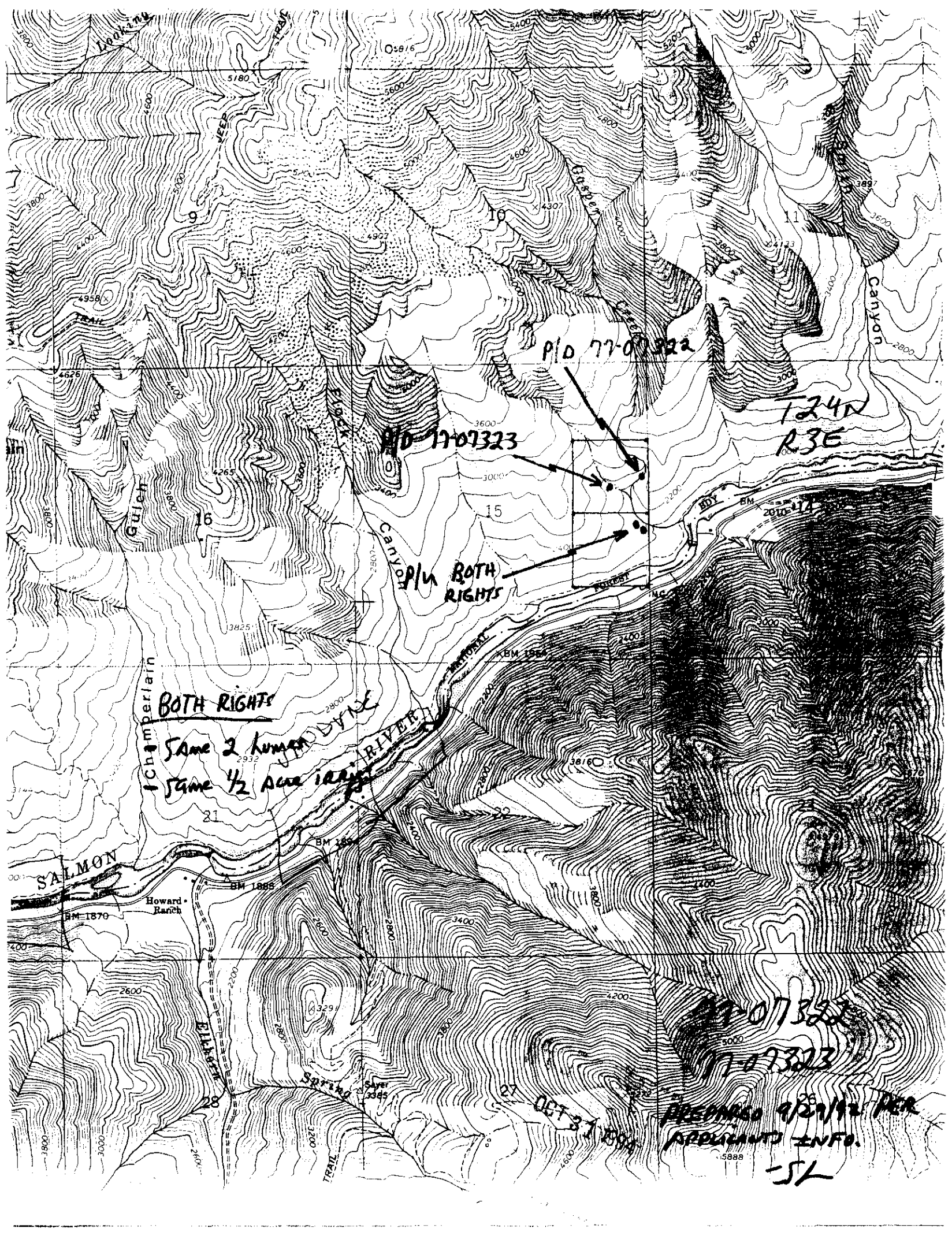
To allow uses per 42-111 & moratorium limits, allow .04 cfs & 2500 gpd for D/2 & total irrigation of 1/2 acre. Other uses can be evaluated for non-consumptive aspects per moratorium info. The total amount was revised to show applicant's intent to add power and domestic rates of flow. I think the revised application stays within the moratorium exceptions for Salmon River drainage. Note that D/2 appear to be separate ownerships based on review of this application & 77-07323. Limits are acceptable to applicant. _____
1991 USGS survey shows P/U is within HES 447 (no lots). Earlier survey showed lots 1 & 2 within HES 447, where lot 1 was NESE. _____

✓ DM

(ENTER=Add)

(Gold4=Prev) (Gold5=Next)

OCT 31 1994



P/D 77-07322

P/D 77-07323

T24N
R3E

Canyon P/M
BOTH RIGHTS

BOTH RIGHTS

Same 2 Acres

Same 1/2 Acre

SALMON

Howard Ranch

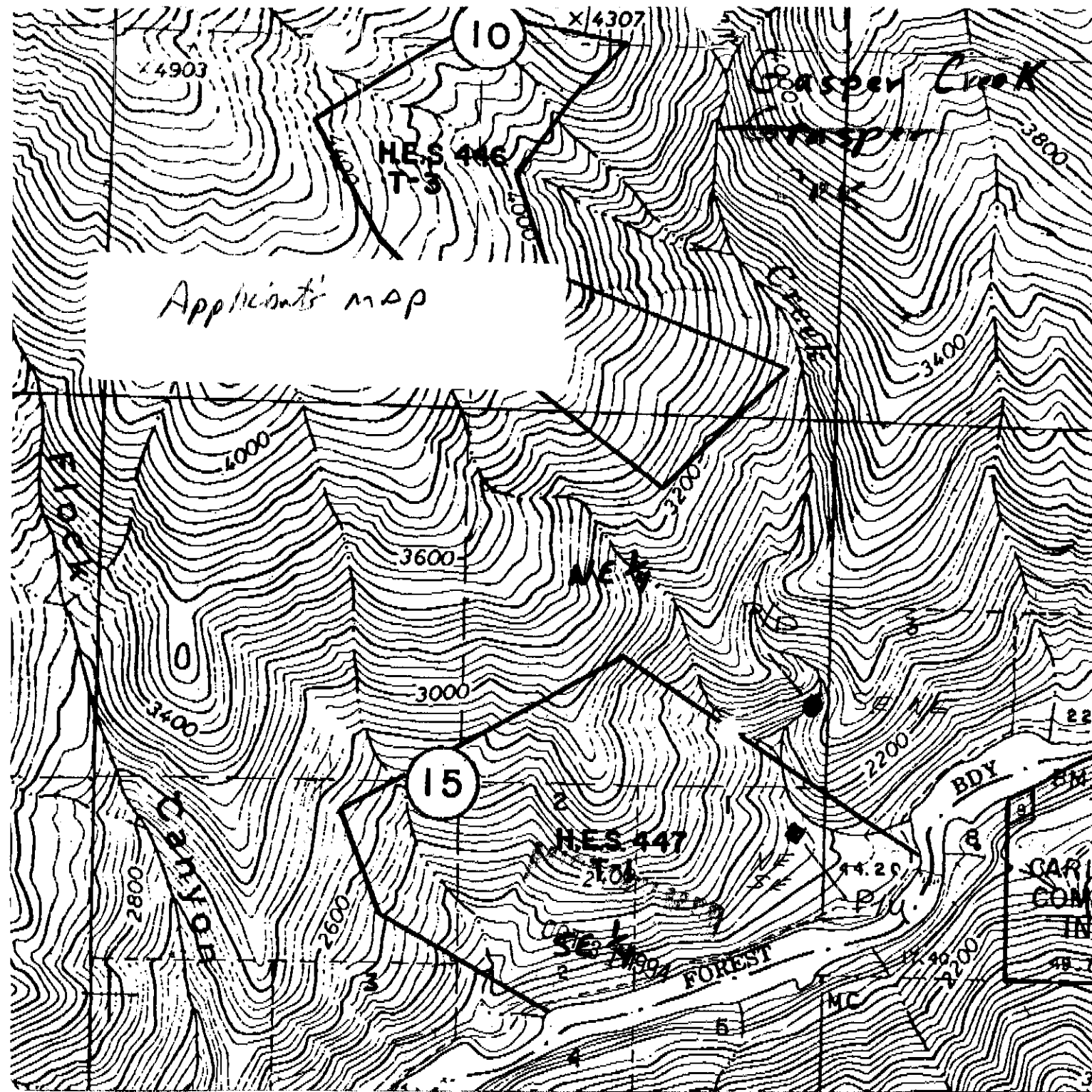
Spring

OCT 31 1994

PREPARED 9/29/94 PER
APPLICANTS INFO.

51

Applicant's map



[illegible]

Note: The two bearings and distances shown on the plat adjacent to the right bank of the Salmon River

77-07322
77-07323

1917
Survey

24 Nov 36
25.15

489424

79.80

1074903

032.

207A

1871

0670

W. 35° 68' N

7972

J. O'N

W. 8953 W.

821A

W
Z
—
a

50754 2.3400

4750

29.504 7. ER 50

2-4-3340

79.80

2576

4633

3996

10

3590

Ε.Ο.Ν.

9953 W

M. E. O. N.

OCT 31 1994

4955.64

77-07322
77-07323

Or

Ident. No. 77-07322

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: TERESA ADAIR 208-628-3503
Address: PO BOX 279
RIGGINS ID 83549
2. Source: GASPER CREEK Trib. to: SALMON RIVER
3. Location of Point of Diversion: LOT 10 (SENE) Sec. 15, Township 24N, Range 03E
IDAHO County
4. Water will be used for the following purposes:
- | Purpose | From | To | CFS | (or) | AF |
|-----------------|-------|-------|-------|------|----|
| POWER | 01/01 | 12/31 | 0.100 | | |
| DOMESTIC | 01/01 | 12/31 | 0.000 | .04 | |
| FIRE PROTECTION | 01/01 | 12/31 | 0.100 | | |
| IRRIGATION | 03/01 | 11/30 | .03 | | |
5. Total quantity to be appropriated is:
0.180 CFS (and/or) AF
.14
6. Proposed diverting works:
- Description of ditches, flumes, pumps, headgates, etc.
GRAVITY PIPELINE SYSTEM
 - Height of storage dam 15 feet; active reservoir capacity acre-feet; total reservoir capacity 5.5 acre-feet; period of year when water will be diverted to storage: 11 to 12/31 inclusive. *Storage N/A*
 - Proposed well diameter is inches; proposed depth of well is feet.
 - Is groundwater with a temperature greater than 90F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 2 years.
8. Description of proposed uses:
DOMESTIC, POWER, FIRE PROTECTION; 2 HOMES
9. Place of Use: ~~POWER~~ IRRIGATION

TWN RGE SEC
24N 03E 15

NESE

OCT 31 1994 .5 Acres

TOTAL .5 Acres

* changes per 9/29/92 follow with applicant. Database modified. P10 to QR only
per applicant's map & topo. -JL

REVISED 1ST DRAFT

Place of use: Power

Place of Use: DOMESTIC

~~TWN RGE SEC~~
~~24N 03E 15~~ ~~NESE~~

Place of Use: FIRE PROTECTION

~~TWN RGE SEC~~
~~24N 03E 15~~ ~~NESE~~

Same as irrigation

10. Describe any other water rights used for the same purposes.

~~none~~

11. a. Who owns the property at the point of diversion?

NEZ PERCE NAT'L FOREST

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.

SPECIAL USE PERMIT IN PROCESS

12. Remarks: Domestic use is for in-house use only for 2 homes.
This right, when combined with right no. 77-07323, is limited to 1/2 acre irrigation.

13. Map of proposed point of diversion and place of use attached? ☒

Place of use is within H.C.S. 477.

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.

Teressa M. Adair
Applicant

Received by JFW Date 9/16/92 Time 5:00 PM Preliminary check by JL

Fee \$ 30.00 Receipted by JFW # W015402 * Date 9/16/92

Publication prepared by GG Date 9/30/92 Published in Idaho County Free Press
10/7 & 10/14/92

Publication approved MT Date 10-26-92

OCT 31 1994

* Power Capacity - 350' drop-head.
(2 homes) 20 Amps Capacity

* PER info from applicant & IDWR standards. Database modified, receipt #
Entered. 9/29/92

-JL

SEE COMMENTS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant ~~Amelia, Robert & Adair, Teresa~~ Phone 628-3549
Post office address P.O. Box 279 Riggs Id 83549
2. Source of water supply Gasper Creek which is a tributary of Salmon River
3. Location of point of diversion is _____ ¼ of SE ¼ of NE ¼, Govt. Lot _____
Sec. 15 Township 24N Range 3E B.M. Idaho County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .04 for Domestic purposes from 4/1 to 12/31 (both dates inclusive) *
(cfs or acre-feet per annum)
Amount .1 for Power purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .1 for Fire Protection purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .03 for Irrig. purposes from 3/1 to 11/30 (both dates inclusive) *
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .18 .14 and/or (b) _____
cubic feet per second acre feet per annum *
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____
Gravity Pipeline storage N/A *
b. Height of storage dam 1.5 feet; active reservoir capacity 5 gallons ~~acre-feet~~; total
reservoir capacity 5 gallons ~~acre-feet~~; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

Original application
* changes per talk with T. Adair 9/29/92
- R

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. 350' drop 20 amperes
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 2 homes
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
~~24N~~ 24N	3E	15													D Power Fire				
															1/2				1/2 *

Total number of acres to be irrigated 1/2

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

11. a. Who owns the property at the point of diversion? Applicant NE3 Renee N. Frost *

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. _____

12. Remarks: This right, when combined with right no. 77-07323, is limited to 1/2 acre irrigation. *

OCT 31 1994

Changes per 9/29/92 letter with T. Adam.

-SL

13. Map of proposed project: show clearly the proposed point of diversion, place of the location number, tower

R 9/29/92

~~OCT 31 1994~~

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.

(Applicant)

Teresa Adair

Received by JFW Date 9/16/92 Time 5:00 PM Preliminary check by [Signature]
Fee \$ 30⁰⁰ Received by JFW # W 015402 Date 9/16/92
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

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. _____, and said application is hereby _____.

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 _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 17, 2002

TERESA MARIE ADAIR
PO BOX 279
RIGGINS ID 83549-0279

RE: License No. 77-7322 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

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 by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

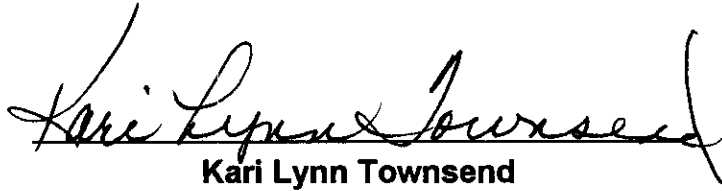
OCT 8 2002

CERTIFICATE OF SERVICE

I hereby certify that on June 17, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 77-7322

**TERESA MARIE ADAIR
PO BOX 279
RIGGINS ID 83549-0279**


**Kari Lynn Townsend
Secretary**

MICHO: JEN:LL

OCT 04 2002

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document 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 of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing 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 fourteen (14) 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director 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 Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director 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 Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director 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 Director 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.

Comment Report

77-7322

1. skeen 6/13/2002 Licensing review

Comment: Point of diversion -- The field examiner describes the point of diversion in the NENE, S15, T24N, R3E, which is consistent with his description of 2500 ft. of pipe between the point of diversion and the place of use. However, the field examiner also describes 300 ft. of head. Locating the point of diversion in the NENE, S15, would result in more than 600 ft. of head. In 1995 the field examiner for 77-7323 took notes on this system even though it was not yet complete. She mapped the point of diversion in the SENE, S15, and described 1400 ft. of pipe and 350 ft. of head. I am recommending the license describe the point of diversion as the SENE, S15.

Combined use -- This right serves as an alternate source of domestic water for the same two homes served by 77-7323. Combined use is limited to 0.04 cfs and 1.2 af for domestic purposes, and the total use under the two rights has to be limited accordingly.

Place of use -- As noted in my memo in water right file 77-7323, an amendment will not be required to change the place of use because the development did occur with H. E. S. 447, as applied for and permitted.

2. LESTER 9/29/1992 MORATORIUM INFORMATION ETC.

Comment: To allow uses per 42-111 & moratorium limits, allow .04 cfs & 2500 gpd for D/2 & total irrigation of 1/2 acre. Other uses can be evaluated for non-consumptive aspects per moratorium info. The total amount was revised to show applicant's intent to add power and domestic rates of flow. I think the revised application stays within the moratorium exceptions for Salmon River drainage. Note that D/2 appear to be separate ownerships based on review of this application & 77-07323. Limits are acceptable to applicant. 1991 USGS survey shows P/U is within HES 447 (no lots). Earlier survey showed lots 1 & 2 within HES 447, where lot 1 was NESE.

3. CZIMMERM 7/12/1994 P/D OWNERSHIP

Comment: The land identified as point of diversion is owned by US Forest Service. The applicant has a conditional special use permit.

4. VAULT 5/21/1996 Proof of Beneficial Use Rcvd

Comment: Proof of Beneficial Use Rcvd

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OCT 04 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

FEB 11 1998

Department of Water Resources

A. GENERAL INFORMATIONPermit No. 77-073221. Owner: Teresa Marie Adair Phone No. (208) 628-3503Current Address: Big Salmon River Rd., Riggins, ID 835492. Accompanied by: Rob Nuckols EXAM DATE: 10-1-97Address: (Same) Phone No. (Same)Relationship to Permit Holder: Brother-in-law3. Source: Gasper Creek tributary to Salmon River**B. OVERLAP REVIEW**1. Other water rights with the same place of use: 77-073232. 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
					<u>NE NE 15</u>	<u>24N</u>	<u>3E</u>	<u>Idaho</u>	<u>Site Visit, Map</u>

2. Place(s) of Use:

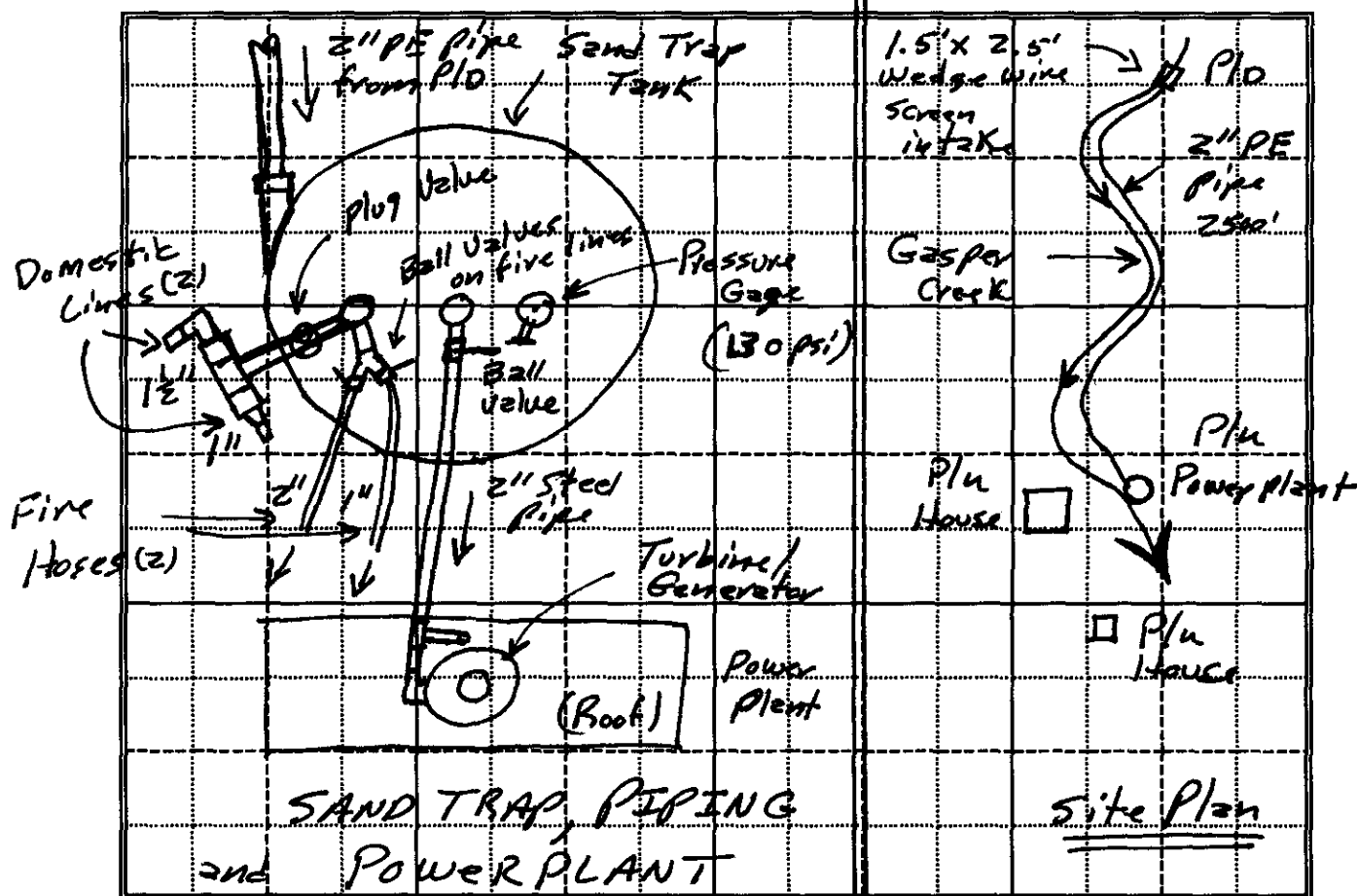
Indicate Method of Determination Site Visit, Map

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>24N</u>	<u>3E</u>	<u>14</u>																	

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



Scale: 1" = No Scale

☒ 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.*	Turbine Motor Make	Hp	Motor Serial No.	Generator Pump Make	Pump Serial No. or Discharge Size
Powerplant	Harris			Harris	Hydro Co.
				24 Volt	
				40 Amp	

*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: None - Turbine operates with a pressure range of 130-150 Psi. Pressure gauge on Sand Trap Tank was 130 Psi.

E. NARRATIVE/REMARKS/COMMENTS

1. The water system consists of a 1'6" x 2'6" wedge wire screened intake in Gasper Creek, about 2500' of 2" PE pipe (200psi) to a spherical sand trap tank, and a small turbine/generator powerplant. The sand trap spherical tank has a 2" drain in the bottom to flush out sediments, a 2" steel pipe to the powerplant, a 1 1/2" and 1" pipe outlet for domestic water use, and a 2" and 1" fire hose outlet for fire protection. The tank and powerplant are located at Gasper Creek, and the discharge from the turbine flows back into the creek.

2. The generator is 40 Amp, 24 volt; and the turbine operates with a gravity head of 130-150 psi. The power is used at both houses. There is no flow measuring device in the system (Condition 7).

3. A 1991 USGS Survey shows the P/U within HES 447.

4. WR# 77-07262 is for irrigation from the Salmon River, and WR# 77-07323 is for yard/garden irrigation and domestic from an unnamed stream. This domestic use is the same two houses for this permit.

5. The P/D and 2" PE pipe from Gasper Creek takes a small portion of the total flow in the creek. Most of the water remains in the creek - Condition 14 is met.

Have conditions of permit approval been met? yes no Condition 7 - no flow measuring device in system.

6. The 2" PE pipe from the P/D to the P/U(s) is above ground along the East side of the Creek.

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2002

Additional Computation Sheets Attached

Measured Method: Not Measured. Theoretical Max. flow: 2500', 2" PE (200psi)

$H = 130 \text{ psi (on page)}$

$$= (13.0 \text{ psi}) \left(\frac{34'}{14.7 \text{ psi}} \right) *$$

$$= 300'$$

$$H = H_f + H_e + H_v : H_e = 100\% H_f$$

(friction) (misc.) (velocity)

Pipe

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

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

$$V = \text{Smaller of } V_{L.B.} \text{ and } V_{D.B.} =$$

<u>Assume Q</u>	<u>Actual H</u>	<u>H Avail.</u>	
0.14 cfs	180'	300'	The pipe can produce about <u>0.18 cfs.</u>
0.20	380'	300'	
0.16	240'	300'	
0.17	280'	300'	Allow <u>0.14 cfs</u>
0.18 increment =	300'	300'	

Allow 0.14 cfs

2. Volume Calculations for Other Uses:

Domestic - 2 Homes @

0.6 AFA interval

= 1.2 AFA Total

Power plant flow:

$$KW = (40 \text{ Amp.})(24 \text{ Volt})(\underline{0.95}) = 0.912 \text{ KW}$$

$$HP = KW / 0.746 = 0.912 / 0.746 = 1.22 \text{ HP}$$

$$Q = \frac{(4P)(cf6.)}{(TDH)(0.1134)} = \frac{(1.22)(702)}{(300')(0.1134)} = \underline{\underline{0.03 cfs}}$$

$$\text{Powerplant} = (0.03 \text{ cfs})(365 \text{ Days}) / (1.9835 \frac{\text{AF}}{\text{Day-cfs}}) = 21.72, \text{ Use } 22.0 \text{ AFA}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Power	01/01	12/31	0.03	22.0
Domestic	01/01	12/31	0.04	1.2
Fire Protection	01/01	12/31	0.14	
Totals:			0.14	23.2

2. Recommended Amendments

✓ Change P.D. as reflected above

Add P.D. as reflected above

None

1) P/D is NENE, S15.

✓ Change P.U. as reflected above

Add P.U. as reflected above

Other

2) P/u is NWSW, S14
Lot 3.

I. AUTHENTICATION

Field Examiner's Name

Date 1-26-98

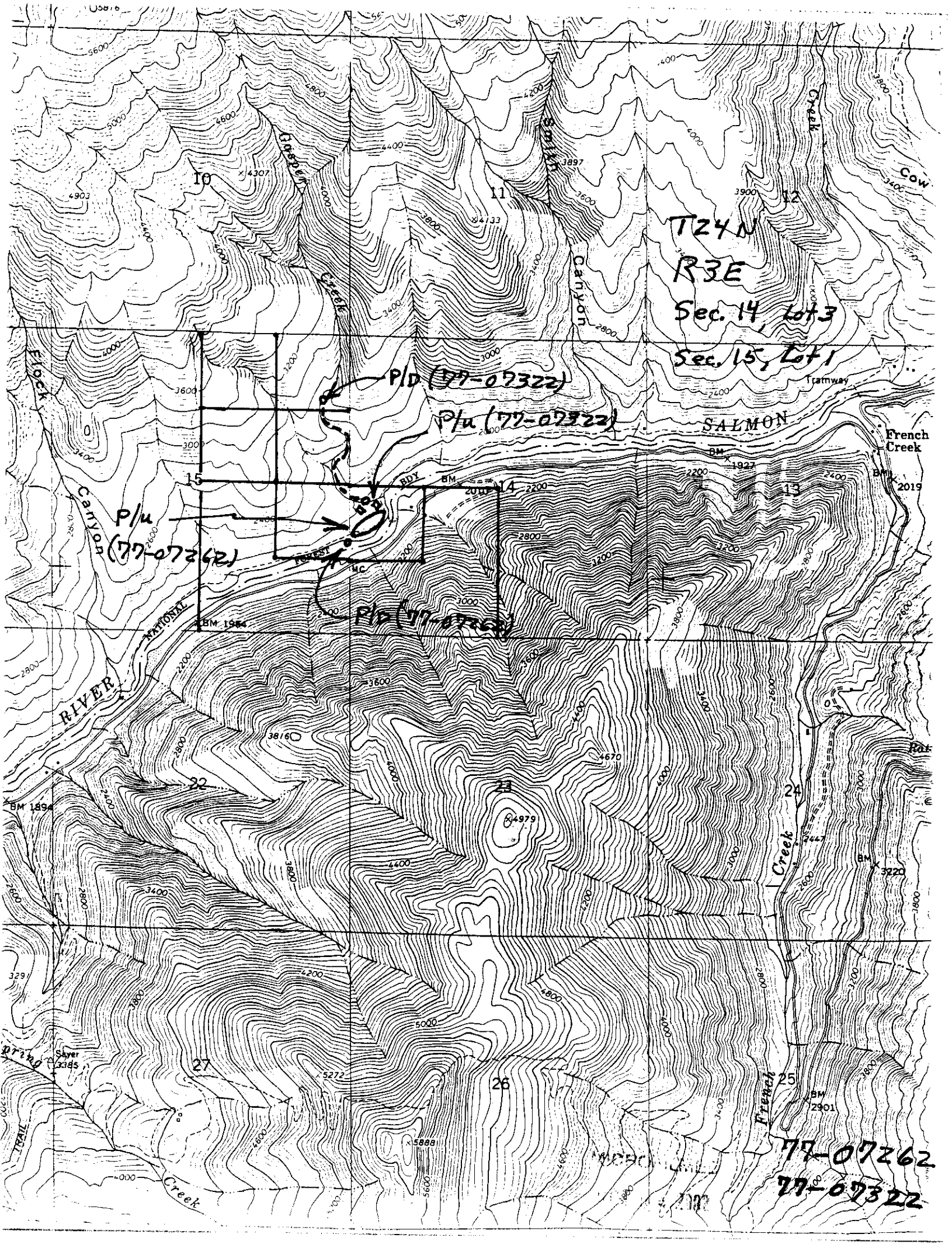
Reviewer

Date _____

SEAL

MICROFILMED

DEC 14 2007



T24N
R3E
Sec. 14, Lot 3
Sec. 15, Lot 1

P/D (77-07322)
P/U (77-07262)
P/U (77-07262)
P/D (77-07262)

77-07262
77-07322

Sec 10

540'

H.I.S.T.

SNYDER'S
TOWN

N. 44.6°

N. 89° 53' W.

80.14

PINE

Sec 15

603.64

N. 89° 58' W.

29.50

RIVER

N. 89° 58' W.

79.80

25.76

Sec 11

640

T 24 N

R 3 E

Sec. 14, lot 3

Sec. 15, lot 1

N. 89° 42'

79.80

80

50.75 49.

3

2220

4420

4

Sec 15

603.64

N. 89° 58' W.

29.50

RIVER

N. 89° 58' W.

79.80

25.76

Sec 14

591.47

4970

N. 89° 56'

79.72

77-07262

77-07322

MICHIGAN

OCT 04 2002

1 of 3

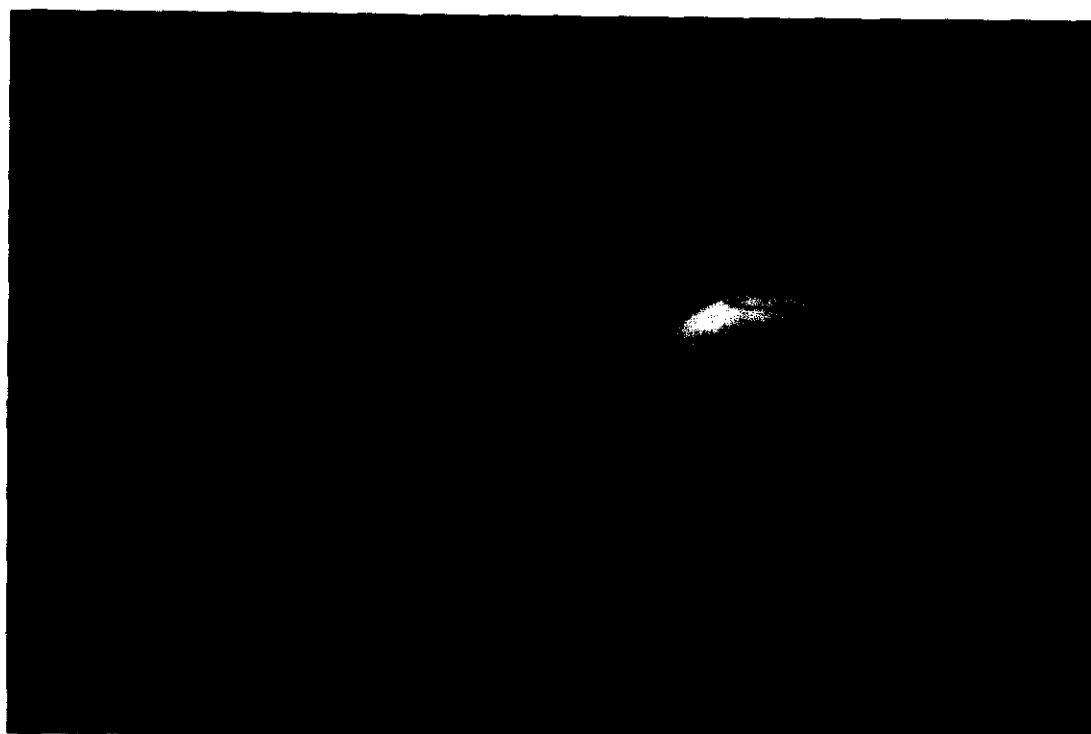
P/D

Intake in
Gasper
Creek, and
2" PE
pipe to
Sand Trap
Tank.

View
Looking
South



P/u
Sand Trap
Tank
(sphere)
and
Power
plant
(Red Roof
structure)
View
Looking
West



MOORE

NOV 14 2002

77-07322



2 of 3

P/u @
Sand Trap
Tank -

- 1) 2" steel
Pipe to
Powerplant.
- 2) 1 1/2" x 1"
Domestic
outlets @ Tee.
- 3) 2" x 1"
Fire hoses.

Note 2" PE pipe
into tank
from P/O.



P/u
Power plant
Generator.

2" pvc pipe
supplies
water to
turbine -
under
generator.

77-07322

3 of 3

P/U

Large
House

Note

Sand Trap
Tank and
Powerplant
Structure
in
foreground.

View
Looking
Southwest



P/U

Smaller
House

View
Looking

Southeast.



77-07322

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 77-07322 Reviewed by [Signature] Date 5-31-96

GENERAL CONSIDERATIONS

yes Name same as permit?
no Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

dom., fire prot., power

Correct Uses? yes

SOURCE OF WATER

✓ Surface water source

 Ground water source

 Drilling permit required?

 Copy in the file? Drilling Permit No.

 Amount paid for permit

 Correct?

 Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
50- Amount Submitted
yes Correct?

MEASURING DEVICE

no Required?
 Installed?
 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>	<u> </u>
Date proof due	<u> </u>	<u> </u>
No. of days late	<u> </u>	<u> </u>
Priority Date	<u> </u>	<u> </u>
New Priority Date	<u> </u>	<u> </u>

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address Salmon River Route Proof Made 5-15-96



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 7, 1996

TERESA ADAIR
SALMON RIVER ROUTE
RIGGINS ID 83549

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 67-07322

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning the field examination, contact the WESTERN Regional Office in Boise, at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

APR 22 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 14, 1994

TERESA ADAIR
PO BOX 279
RIGGINS ID 835490279

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 77-07322

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

Please be advised that your application for permit has been approved because we no longer wait for approval from the Federal Energy Regulatory Commission (FERC) or the Idaho Public Utilities Commission (PUC) when the flow is less than 25 cfs and the power to be generated is less than 500 HP. However, you may still need to obtain approval from FERC and/or PUC.

OCT 31 1994

Teresa Adair
September 14, 1994
Page 2

Be sure to note the special condition requiring you to install a measuring device, or a flow measurement port, or to provide a certified measurement or computation of flow based upon the design of the system to be prepared by a professional engineer.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:dc

Enclosures

1001 21 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: JE DATE: 9/29/92 APPLICATION: 77-09322

REQUIRED INFORMATION

Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
Address:
Source: (See USGS Quad for names of water sources)
Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
County:
Quantity: (flow and/or volume)
Period of use: Gov't. Lots: Y P/D
Nature of proposed use: (Include description of use) N P/U
Description of diverting works:
Time required for beneficial use of water:
Place of use or acres irrigated:
Map:
Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
Fee:
Yes No* In form to receipt:

ADDITIONAL INFORMATION

YES NO

☒ Overlapping place of use: (Describe source & relationship to present application on the back.)
☒ Overlapping point of diversion:
 Field check required: Field check by:
 Field report attached:
 Critical groundwater area:
 Groundwater management area:
 1992 moratorium
 Diversion within interim protected river area
 Send dam safety information:
 Send power requirement letter:
 Send fish farm requirement letter:
☒ Power residency affidavit:
 Power efficiency form:
 Within trust water boundary: (If yes, attach Trust Water Supplementary Analysis Sheet.)
 Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
 *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

RECEIVED
JUL 11 1994

Department of Water Resources

 Affidavit needed -
DATE REQUESTED: 9/29/92 sent form to applicant
 Additional information on reverse side:

* See comments attached to appl - revised appl to remain within intent of moratorium:
- D/R with 1/2 acre OK (42-111)
- Fire Protection OK (now conspt)
- Power OK? - to be determined

PROCESSING

APPLICATION NO.

77-07322

YES NO

☒ ☒
☒ ☒
☒ ☒

In form for advertising:

Statewide advertising:

Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

☒ ☒
☒ ☒
☒ ☒
☒ ☒

I.D. Health and Welfare

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

☒ ☒
☒ ☒
☒ ☒
☒ ☒

U.S. BLM

U.S. Forest Svc.

Water Dist. #

Other

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☒
☒ ☒

Affidavit of publication received:

Application published correctly: If not, record action taken.

☒ ☒
☒ ☒
☒ ☒
☒ ☒
☒ ☒
☒ ☒
☒ ☒

Publication dates and paper recorded on application:

Protests received: Final date for protest (Statute) 26, 1992

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, One

Measuring device required:

Measuring port required:

Water delivered by water master? District #

Special conditions of approval or cover letter:

26A (Allow 2 yrs), At least 30% of the creek flow shall be allowed to remain undivided
from Gasper Creek, 020, 01F, 04, 08A, 17F, 17K, 25

See below for additional information

Recommended Date or Priority 9/16/1992Recommended by: OneDate 7/6/1994

STATE OFFICE REVIEW

See below for additional information. By

Date

ADDITIONAL INFORMATION

Appl needs remark c limit to 1/2 ac. with 77-07323 - for condition
of approval?

OverlapPlu 77-04105 Spring77-07323 main stream SW of 77-07322

Plu 77-07262 Salmon River irrigates Adaia land (Applicant's) including
2 acres ID NESE S.P.S.

77-07323 main stream for same 0/2 & 1/2 acre



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 27, 1994

RONALD L HAAG
FOREST SERVICE
FEDERAL BUILDING
PO BOX 7669
MISSOULA MT 59807

Re: Application for Permit No. 77-7322 in the Name of Teresa
Adair

Dear Mr. Haag:

This office acknowledges receipt of your Withdrawal of Protest
for the above-referenced application, contingent on the
inclusion of specified conditions of approval.

The Department will now continue processing the application,
subject to certain conditions of approval.

Sincerely,

A handwritten signature in cursive script that reads "David R. Tuthill, Jr.".

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

CC: Applicant

A faint, rectangular stamp, possibly a date or processing mark, located in the lower right area of the page.

JUN 31 1994



United States
Department of
Agriculture

Forest
Service

Region 1

Federal Building
P.O. Box 7669
Missoula, MT 59807

Reply to: 2540

Date: JUN 20 1994

DN
David R. Tuthill, Jr., P.E.
Manager, Western Regional Office
Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

RECEIVED
JUN 23 1994
WATER RESOURCES
WESTERN REGION

Re: Application for Permit No. 77-7322 in the name of Teresa Adair

Dear Mr. Tuthill:

On November 6, 1992, the Forest Service officially protested the issuance of application for Permit No. 77-7322 by Teresa Adair until a trespass issue was resolved with the applicant. The trespass has been satisfactorily resolved and the Salmon River Ranger District is in the process of issuing a Special Use Permit for a check dam and water diversion on Gasper Creek. The Special Use Permit will include the following stipulations:

1. The applicant has agreed to regulate the control valve on the property so as to comply with at least the 30% minimum flow in Gasper Creek at all times. By reducing the flow that comes through the pipe during low flow times, overflow at the check dam will occur and allow water to flow down through Gasper Creek.
2. Cleaning of the check dams and pipe system must be done by hand and on a routine schedule.
3. If erosion or other problems occur, the applicant must notify the Slate Creek Ranger Station of the problems. If corrections are needed, the work must be approved by the District Ranger, but all costs and repair work are to be borne by the applicant.

A withdrawal of our protest for the issuance of the application for Permit No. 77-7322 is enclosed.

Sincerely,

William C. Putnam
for RONALD L. HAAG
Director Range, Air,
Watershed & Ecology

Enclosure

cc: Salmon River RD - B. Anderson
Nez Perce NF - Gerhardt
RAWE - Putnam, English

Caring for the Land and Serving People





WITHDRAWAL OF PROTEST OF APPLICATION FOR PERMIT NO. 77-7322

The November 6, 1992, USA (USDA-FS) protest against the application for Permit No. 77-7322, in the name of Teresa Adair, is hereby withdrawn, upon issuance of a Special Use Permit.

Dated this 20th day of June, 1994.

for William Chetman
RONALD L. HAAG
Director Range, Air,
Watershed & Ecology

OCT 8 1994



Caring for the Land and Serving People

FS-6200-28(7-82)

RECEIVED

JAN 07 1994

WATER RESOURCES
WESTERN REGION

Teresa Adair
French Creek Rt.
Riggins, Idaho 83549

January 4, 1994

Ms. Linda Hayden
District Geologist
Salmon River Ranger District
HC01 Box 70
White Bird, Idaho 83554

RE: Teresa Adair Special-Use Application

Dear Ms. Hayden,

I just spoke with Mr. David Tuthill of the Idaho Department of Water Resources. Mr. Tuthill said that he recently spoke with you in regards to my application for permit of water rights as cited above. As I understand it, you have asked the biologists with the Forest Service to prepare a, "Biological Opinion", which is being prepared at this time. If the biologist need to view the creek, catch tank, or conductor water line, in order to prepare the Biological Opinion, I would be glad to show them the creek and my partially completed system. Of course there has been no change since you and Mr. Deane viewed the same over a year ago.

When do you anticipate that the Biological Opinion will be completed? Would it be possible for me to see the Biological Opinion upon its completion? Although I am not a biologist I am very close to this water and the project and would like to quickly look at the opinion prior to its being sent to the Department of Marine Fisheries for any inaccuracies that a lay person like myself would recognize.

To fax documents, first call me at 628-3503 when ready & I'll flip the fax on.

Thank you for your time & attention to this matter. I'll look forward to your response.

Sincerely,



Teresa Adair

cc: David Tuthill
Joseph Beeman

OCT 31 1994

CONVERSATION MEMORANDUM

DATE 12/28/1993FILE 77-07322NAME OF PARTY Linda Hayden USFS 839-2211EMPLOYEE D. Tutill

RE: _____

This drainage needs a biological evaluation.

The facility is in place but is not presently operating because
of the lack of a permit. The facility was discovered during
a fire-fighting operation.

USFS is unsure as to the timing, however, the Biological Eval
will go forward in mid-Jan and NMFS has a 45 day
response suspense.

Dut

OCT 31 1994

Teresa Adair
French Creek Route
Riggins, Idaho 83549

October 20, 1993

State of Idaho
Department of Water Resources
Attn: David R. Tuthill
Western Region, 2735 Airport Way
Boise, Idaho 83705-5082

RE: Application for Permit No. 77-7322

Dear Mr. Tuthill,

I received your letter dated October 8, 1993. The trespass matter has been taken care of. We are now waiting for the special use permit. Linda Hayden from the Slate Creek Ranger District is waiting for the biologist to approve it - her number is 839 - 2211, she said she would talk to you and explain why it is taking so long.

Sincerely,



Teresa Adair

RECEIVED
OCT 31 1994

RECEIVED

DEC 27 1993

Teresa Adair
French Creek Route
Riggins, Idaho 83549

December 23, 1993

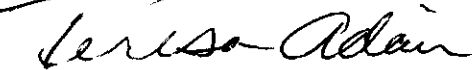
State of Idaho
Department of Water Resources
Attn: David R. Tuthill *DR*
Western Region, 2735 Airport Way
Boise, Idaho 83705-5082

RE: Application for Permit No. 77-7322

Dear Mr. Tuthill,

Enclosed is a copy of my ~~correspondence~~ *? DR* to your letter dated October 8, 1993. I have also called since the date of my letter and left messages for you. I have also asked Linda Hayden to call you and explain the situation with the Forest Service. The last excuse I got from her is the biologist needs to inspect this. Now of course it is winter and they probably will not come until spring. I do not plan to withdraw my application and will call you after the Christmas Holidays.

Sincerely,



Teresa Adair

OCT 31 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 20, 1993

TERESA ADAIR
PO BOX 279
RIGGINS ID 83549

Re: Application for Permit of Water Right No. 77-7322

Dear Ms. Adair:

NOTICE OF PENDING ORDER REJECTING APPLICATION FOR PERMIT

On September 16, 1992, Teresa Adair filed with the Department of Water Resources an application for permit of water right, no. 77-7322, to provide water for irrigation, power, domestic and fire protection located within Sec. 15, T24N, R03E, B.M.

This application was protested by the U.S. Forest Service.

A trespass trial was scheduled for April 20, 1993, and you were to update us on this matter by October 27, 1993.

The department corresponded with you on October 8, 1993, but has received no communication from you.

The purpose of this letter is to request that you withdraw your application for permit or explain why the Department should not reject your application. Enclosed is a withdrawal form that should be signed and returned to me, unless you have an explanation that would prevent the Department from rejecting your application.

If you fail to respond to this inquiry within thirty (30) days from the date of this letter, the Department will act to reject your application. The application will be rejected on the grounds that it is speculative in that you are not prepared to conduct a conference and/or hearing to resolve the protest on the application.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

Enclosure

RECEIVED

OCT 31 1994

I hereby certify that on this 21st day of December, 1993, I sent the original copy of this letter, postage prepaid, to the person and address listed above.

Sincerely,

Sue Taylor

Sue Taylor
Secretary

OCT 21 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 8, 1993

TERESA ADAIR
PO BOX 279
RIGGINS ID 83549

RE: Application for Permit No. 77-7322

Dear Applicant:

The purpose of this letter is to inquire as to the status of the above-referenced application.

In your letter of January 15, 1993, you indicated that your trespass trial had been rescheduled for April 20, 1993, and at that time we could schedule the water right conference. Please bring us up to date on this matter by October 27, 1993.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st



R. KEITH HIGGINSON
DIRECTOR

January 25, 1993

TERESA M ADAIR
BIG SALMON RIVER RT
RIGGINS ID 83549

Re: Protested Application for Permit #77-7322

Dear Ms. Adair:

Thank you for you letter of January 15, 1993, updating us on the status of the above-referenced application.

When the trial is over please let us know which dates you could be available for a conference.

Per your request we are enclosing a copy of Idaho Code, Section 42-203.

Sincerely,

DAVID R. TUTHILL, JR.

DAVID R. TUTHILL, JR. P.E.
Manager, Western Regional Office

DRT:st

Encl.

62-11734

See —
2 draft a response
Dan
RECEIVED
JAN 19 1993
Department of Water Resources
Western Regional Office

Teresa M. Adair
Big Salmon River RT.
Riggins, ID 83549

January 15, 1993

DW
State of Idaho
Department of Water Resources
Mr. David Tuthill
Western Region
2735 Airport Way
Boise, ID 83705-5082

Dear Mr. Tuthill,

In reference to your letter dated December 2, 1992 about Application #77-7322. The trial has been rescheduled for April 20, 1993 for the trespass charge.

When I called you in December we talked about having a conference here in Riggins. Any time after the trial we can schedule this conference and review the items you list in your letter under Idaho Code, Section 42-203. Please send me a copy of this code. Thank you.

Sincerely,

Teresa Adair
Teresa Adair



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

December 2, 1992

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

RONALD L HAAG
FOREST SERVICE
FEDERAL BUILDING
PO BOX 7669
MISSOULA MT 59807

Re: Application for Permit No. 77-7322 in the Name of Teresa Adair

Dear Protestant:

This office acknowledges receipt of your protest to the issuance of a permit pursuant to the above referenced application. The Department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference. At such a conference, the following are the principle items the Department can consider in either approving or denying an application or permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?
6. Will the proposed use be contrary to conservation of water resources within the state of Idaho?

If this office can be of further assistance, please contact us.

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

OCT 31 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 2, 1992

TERESA ADAIR
PO BOX 279
RIGGINS ID 83549

Re: Application for Permit No. 77-7322

Dear Applicant:

Enclosed is a copy of a protest(s) filed against the issuance of a permit pursuant to the above-referenced application. The Department suggests that you contact the protestant(s) and attempt to resolve the protest(s).

If this office has not been advised within twenty (20) days that the protest(s) has been resolved, the matter will be scheduled for a conference. At such a conference, the following are the principle items the Department will review (per Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?
6. Will the proposed use be contrary to conservation of water resources within the state of Idaho?

Please contact this office if you have questions regarding this procedure.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

Enclosure: Copy of protest(s)

OCT 31 1992

United States
Department of
Agriculture

Forest
Service

Region 1

Federal Building
P.O. Box 7669
Missoula, MT 59807

Reply to: 2540

Date: November 6, 1992

*Fax was supposed to
have been sent on 11/6/92*
Dr

Dr
David R. Tuthill, Jr., P. E.
Manager, Western Regional Office
Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082

RECEIVED
NOV 9 1992

Department of Water Resources
Western Regional Office

Re: Application for Permit No. 77-7322 in the name of Teresa Adair

Dear Mr. Tuthill:

After research on this application we have found the following:

1. The Forest Service is currently investigating a trespass, consisting of a diversion structure and pipeline, on the Nez Perce National Forest at the locations described on this application;
2. The Claimant has filed with the Salmon River Ranger District, Nez Perce National Forest for a special use permit;
3. The Salmon River District Ranger does not plan to process the above referenced special use application, which includes the evaluation of the appropriateness of allowing this use on a national forest, until after the trespass issue is resolved.

Based on the above facts, the Forest Service would like to protest the issuance of application for permit No. 77-7322 until the trespass issue is resolved. Until that time, the Forest Service does not plan to address the authorization of national forest lands by the applicant, for the purposes as described in application No. 77-7322. Only when the special use permit process is completed can there be assurance that the permit as requested will be perfected.

R. Haag
RONALD L. HAAG
Director, Range, Air,
Watershed and Ecology

cc: Bruce Anderson
Brian Vachowski
Nick Gerhardt, NPNF

OCT 31 1992

United States
Department of
Agriculture

Forest
Service

Room 1

Federal Building
P.O. Box 7669
Missoula, MT 59807

Reply to: 2540

Date: November 6, 1992

David R. Tuthill, Jr., P. E.
Manager, Western Regional Office
Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082

Re: Application for Permit No. 77-7322 in the name of Teresa Adair

Dear Mr. Tuthill:

After research on this application we have found the following:

1. The Forest Service is currently investigating a trespass, consisting of a diversion structure and pipeline, on the Nez Perce National Forest at the locations described on this application
2. The Claimant has filed with the Salmon River Ranger District, Nez Perce National Forest for a special use permit;
3. The Salmon River District Ranger does not plan to process the above referenced special use application, which includes the evaluation of the appropriateness of allowing this use on a national forest, until after the trespass issue is resolved.

Based on the above facts, the Forest Service would like to protest the issuance of application for permit No. 77-7322 until the trespass issue is resolved. Until that time, the Forest Service does not plan to address the authorization of national forest lands by the applicant, for the purposes as described in application No. 77-7322. Only when the special use permit process is completed can there be assurance that the permit as requested will be perfected.

R. Haag
RONALD L. HAAG
Director, Range, Air,
Watershed and Ecology

cc: Bruce Anderson
Brian Vachowski
Nick Gerhardt, NPSF

RECEIVED
OCT 31 1994

Range, Air, Watershed, and Ecology

RAWB
USDA FOREST SERVICE
NORTHERN REGION ONE
P.O. BOX 7699
MISSOULA, MT 59807

TELEFAX NUMBER --- 406-329-3132
(PTS) 585-3132

DATE: 11/6
TO: Dave Tuthill, Jr., P.E.
FROM: RAWB/Russell

TELEPHONE #: 329-3045/(PTS)585-3045

NUMBER OF PAGES TO FOLLOW 1

MESSAGE: Protest to Application for
Permit NO. 77-7322

OCT 31 1994



CONVERSATION MEMORANDUM

DATE 11/18/92FILE 77-07322NAME OF PARTY Teresa Quinn 628-3503EMPLOYEE Steve LesterRE: FERC LICENSE/EXEMPTION (Power)

Advised applicant that need one of above. Suggested
she contact Forest Service to see if could help
her expedite work with FERC. Also gave her
FERC contact info for Portland Regional Office.

Requested that she send copy (of FERC response)
to IDWR A.S.A.P.

MICROFILMED

OCT 31 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 21, 1992

GRAY F. REYNOLDS, REGIONAL FORESTER
U. S. DEPT. OF AGRICULTURE
FOREST SERVICE
324 25TH ST.
OGDEN, UT 84401

Re: Application for Permit No. 77-7322 in the name of Teresa Adair

Dear Sir:

Enclosed is a copy(s) of the above-referenced application(s) for permit which may be of interest to your agency. Please review the application(s) and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter, however, if your agency desires to file a formal protest against the approval of this application(s), your written protest must be received in this office by November 6, 1992.

If you have any questions regarding the application, please contact this office.

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:st

Enclosure(s):

OCT 31 1994

SECRET

This document contains information which has been classified as secret because its unauthorized disclosure could result in the identification of sources or methods of the FBI.

**ADAMS, JAMES
P.O. BOX 978
PROGRESS, IDAHO
Source: [REDACTED] Stream, Tributary:
[REDACTED]
Employed: [REDACTED] to [REDACTED] and [REDACTED]
[REDACTED]
Use: POWER (100 CFS)
DOMESTIC USE ONLY
FIRM: [REDACTED] (60 CFS)
Flow: [REDACTED] CFS
Total Discharge: [REDACTED] CFS
Base Flow: [REDACTED]
In: [REDACTED]
To: [REDACTED]
O.S.A.D.# [REDACTED]**

**ADAMS, JAMES
NUCLEON, IDAHO
P.O. BOX 978
PROGRESS, IDAHO
Source: [REDACTED] Stream, Tributary:
[REDACTED]
Discharge: [REDACTED] CFS
In: [REDACTED]**

**Use:
IRRIGATION (100 CFS)
Total Discharge (100 CFS)
Date Filed: 8/16/1992
In: IDAHO County
T24W R3E S15N E9S
O.S.A.D.# [REDACTED]**

The permittee will be subject to all prior water rights. Permit must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83706 on or before OCTOBER 28, 1992.

R. KEITH JOHNSON, Director
Published: 10/7/1992 & 10/16/1992

END-46

RECEIVED

OCT 19 1992

Department of Water Resources
Western Regional Office

STATE OF IDAHO

County of Idaho - ss.

....., being
first duly sworn, says she is the.....Bookkeeper..... of the
IDAHO COUNTY FREE PRESS, a weekly newspaper published
and issued weekly at Grangeville, Idaho county, State of Idaho,
and 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
.....8th.....day of October....., 19.....92.....
and the last publication on the.....15th.....day of
.....October....., 19.....92.....; 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 seventy-eight
consecutive weeks prior to the publication of said notice or
advertisement.

Merritt Hanson

[illegible]

COUNTY OF

On this.....15th.....day of.....October.....in the year
of.....1992....., before me, a Notary Public, personally
appeared.....Marietta Hanson....., known or
identified to me to be the person whose name subscribed to the
within instrument, and being by me first duly sworn, declared
that the statements therein are true, and acknowledged to me
that he executed the same.

Notary Public for Idaho

Residing at.....Grangeville, Idaho

My commission expires: 6-4-98

CONVERSATION MEMORANDUM

DATE 9/29/62

FILE 77-07322

NAME OF PARTY Toren Adair 628-3503

77-07323

EMPLOYEE Steve Lester

RE:

- D/2 known includes irrigation per monitoring, can show total irrig $\leq 1/2$ acre.
- Will show irrig $1/2$ ac. and appl. with limiting conditions in remarks.
- 77-07322 - obtaining special use permit from F.S.
- Storage N/A

modify appls per this info.
acceptable to applicant, ok to process.
will send power affidavit for signature today.

State of Idaho
Department of Water Resources

77-07322

Water Right No.

**AFFIDAVIT FOR WATER RIGHTS TO BE USED
FOR POWER PURPOSES**

RECEIVED
OCT - 9 1992

A. Establishment of Residency: *(Complete either 1, or 2).*

1. Individual Applicant or Individual Members of a Partnership:

I, Teresa Adair (name) of Riggins (city), Department of Water Resources
Western Regional Office

County of Idaho, State of Idaho, being duly sworn, do hereby
certify that I am a bona fide resident of the State of Idaho.

2. Corporation:

I, _____ (name) of _____ (city),

County of _____, State of Idaho, being duly sworn, depose
and say: That I am the designated registered agent of the _____

_____ : that as such I am in charge of the registered office
(name of corporation)

of the said corporation as required by Section 30-1-12, Idaho Code, at _____ (city)

Idaho, wherein are kept the corporate records required by Section 30-1-52, Idaho Code: and that _____

_____ is a corporation qualified to do business in the State of Idaho under the laws
(name of corporation)
of the State of Idaho.

B. Ownership of Facilities: *(To be completed for hydropower projects only)*

The hydropower facility to be developed pursuant to the attached Application for Permit:

- (check one)
- ☒ Will not utilize existing man-made irrigation facilities such as a dam or a canal.
 - ☐ Will utilize existing man-made irrigation facilities such as a dam or a canal, and permission of the owner is documented in an affidavit attached hereto.
 - ☐ Will utilize existing man-made irrigation facilities such as a dam or a canal, and the owner of the facilities is the signee of this affidavit.

Teresa Adair
Applicant

State of Idaho }
County of Idaho } ss.

On this 7th day of October, 19 92, personally appeared before me
the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Louetta K Buchanan
Notary Public residing at

Riggins ID 83549

seal

My commission expires:

7-22-94

OCT 31 1994

!p

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

SEPTEMBER 30, 1992

Idaho County Free Press
P.O. Box 267
Grangeville, ID 83530

Dear Legal Dept.:

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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before OCTOBER 26, 1992.

Yours truly,

GAIL GARRETT
Secretary

Encl.

001 82 221

77-07322

ADAIR, TERESA
PO BOX 279
RIGGINS, ID 83549

Source: GASPER CREEK

Tributary: SALMON RIVER

Diversion Pt: LOT 10 (SENE) Sec 15 T 24N R 03E in IDAHO County.

Use: POWER	(.100 CFS)
DOMESTIC	(.040 CFS)
FIRE PROTECTION	(.100 CFS)
IRRIGATION	(.030 CFS)
Total Diversion:	(.140 CFS)

Date Filed: 9/16/1992

In: IDAHO County
T24N R03E S15 NESE

0.5 ACRES TOTAL

007 17