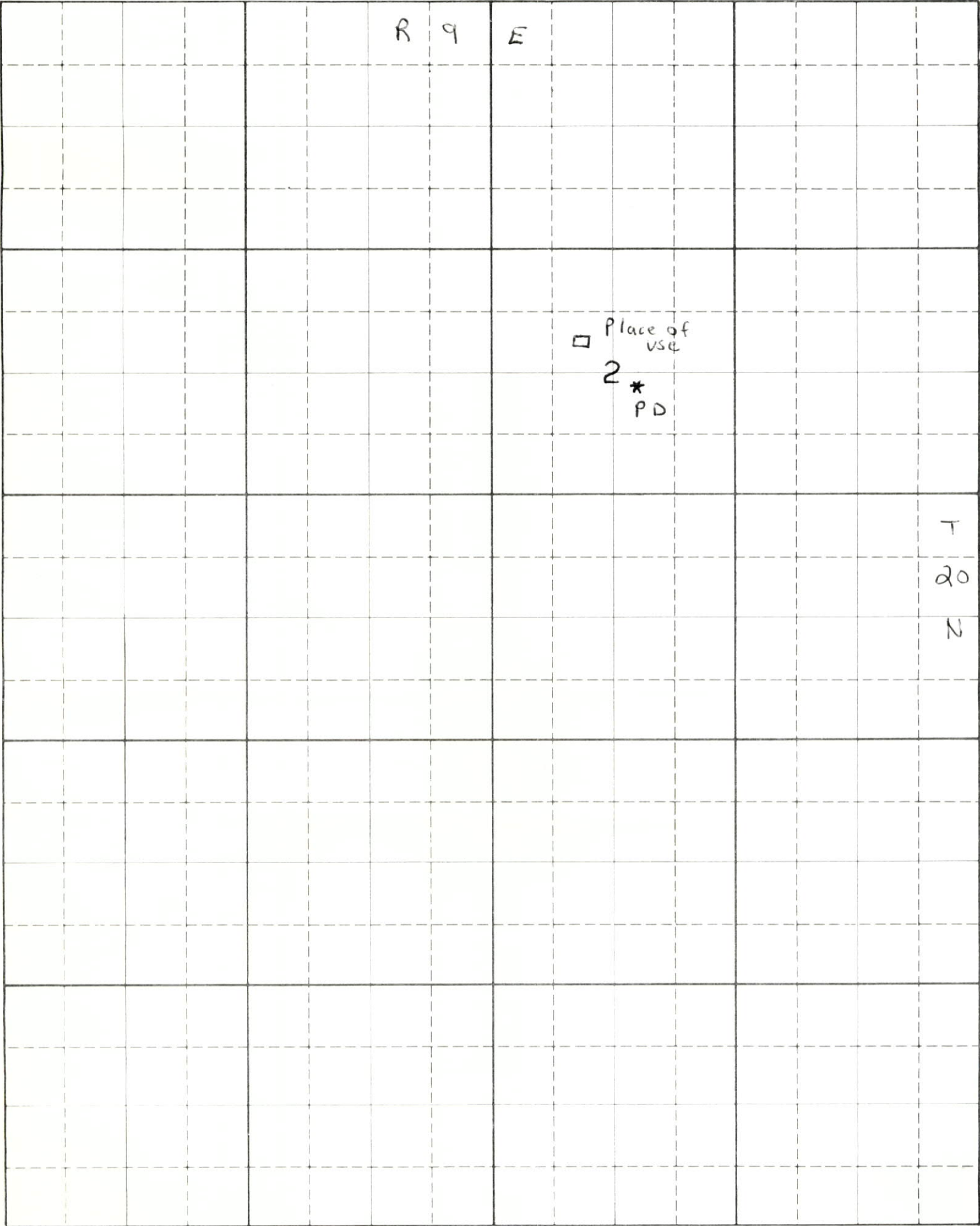


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Ronald K. Vaughn
(Applicant)

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO)

) ss.

County of Valley)

Donald E. McMahan, being first duly sworn, deposes and says: That he is the co-editor of the Star-News, a weekly newspaper published at Cascade and McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of 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 September 16, 1976, and ended September 23, 1976.

Subscribed and sworn to before me a Notary Public in and for the County of Valley, and the State of Idaho, this 23rd day of September, 1976.
Notary Public.
My commission expires September 16, 1976.

RECEIVED
OCT 17 1976

Department of Water Resources
Western Regional Office

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that RONALD K. VAUGHN, Emmett, ID has on August 31, 1976 submitted Application No. 77-7056 for a permit to appropriate 0.04 cubic feet per second of water from Lick Creek trib. Big Creek by means of pipe and settling tank within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 2 T20N-R9E B. M., Valley County to be used from Jan 1 to Dec 31 for domestic purposes within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 2 T20N-R9E B. M. If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before October 4, 1976.

R. KEITH HIGGINSON

Director
Published in the The Star
News, McCall, ID on September
16, 1976 and September 23, 1976.

OK
10-13-76
J

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STATE OF IDAHO
Department of Water Resources

FIELD INSPECTION REPORT

1. Date: 8/3/91 Time: 4:00 pm Photos: Yes ☒ No

2. Inspection involves: ☒ Water Rights ☐ Dam Safety ☐ Well Construction or Driller
☐ Waste Well ☐ Stream Channel Alteration ☐ Water Distribution
☐ Other

3. Reason for inspection: Complaints by Paul Smith from 12/5/88 - 6/14/91
that R. Vaughan is irrigating ~2 acres with Lick Creek water

4. Stream name: Lick Creek

5. Stream characteristics:

Russell Vaughan
PO Box 401
Grange 83617
365-4946

Paul Smith
46 4803 Shirley
Boise 83703
344-7232

6. Stream width: _____ Depth: _____ Gradient: _____ Q: _____ est. _____
meas. _____

7. Location: SE 1/4 NW 1/4, Sec. 2, Twp. 20N, Rge. 9E, County Valley

Landmark: _____

8. Person(s) contacted: Paul Smith, Russell Vaughan (Vaughan was present)

9. Dam name: _____ Spilling: ☐ No ☐ Yes Q _____

Outlet open: ☐ No ☐ Yes Q _____ Spillway open: ☐ Yes ☐ Fibrd ☐ Gate open

Freeboard: Spillway _____ Crest _____ Res. stage: ☐ Rising ☐ Falling _____ Rate

10. Area characteristics: remote back-country site, conducted inspection
after completing permit field exams in area.

11. Weather conditions: Warm, Sunny

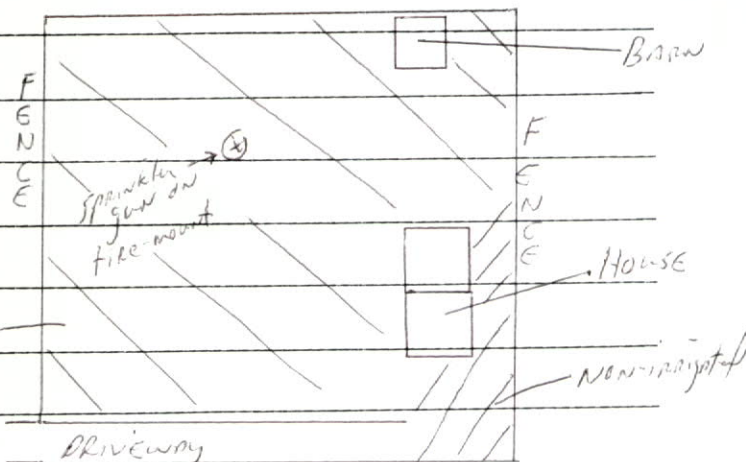
12. Describe activity/conditions inspected: Examined obvious irrigation area that is
served by one large sprinkler & hose. Sprinkler is mounted on a
tire that serves as platform. Sprinkler can be moved around. Paced
off irrigated (yellow) area & found approx 1/2 acre irrigated

13. Are all requirements being met? ☒ Yes
If not, check type violated: ☐ Statutory ☐ Rules & Regs ☐ Permit

14. Describe impact on others: NONE EVIDENT.

15. Describe alternatives:

Paced irrigated area
approx 180' x 150'
27000 = .6 acre
43560
Round to .5 acre with estimated
error.

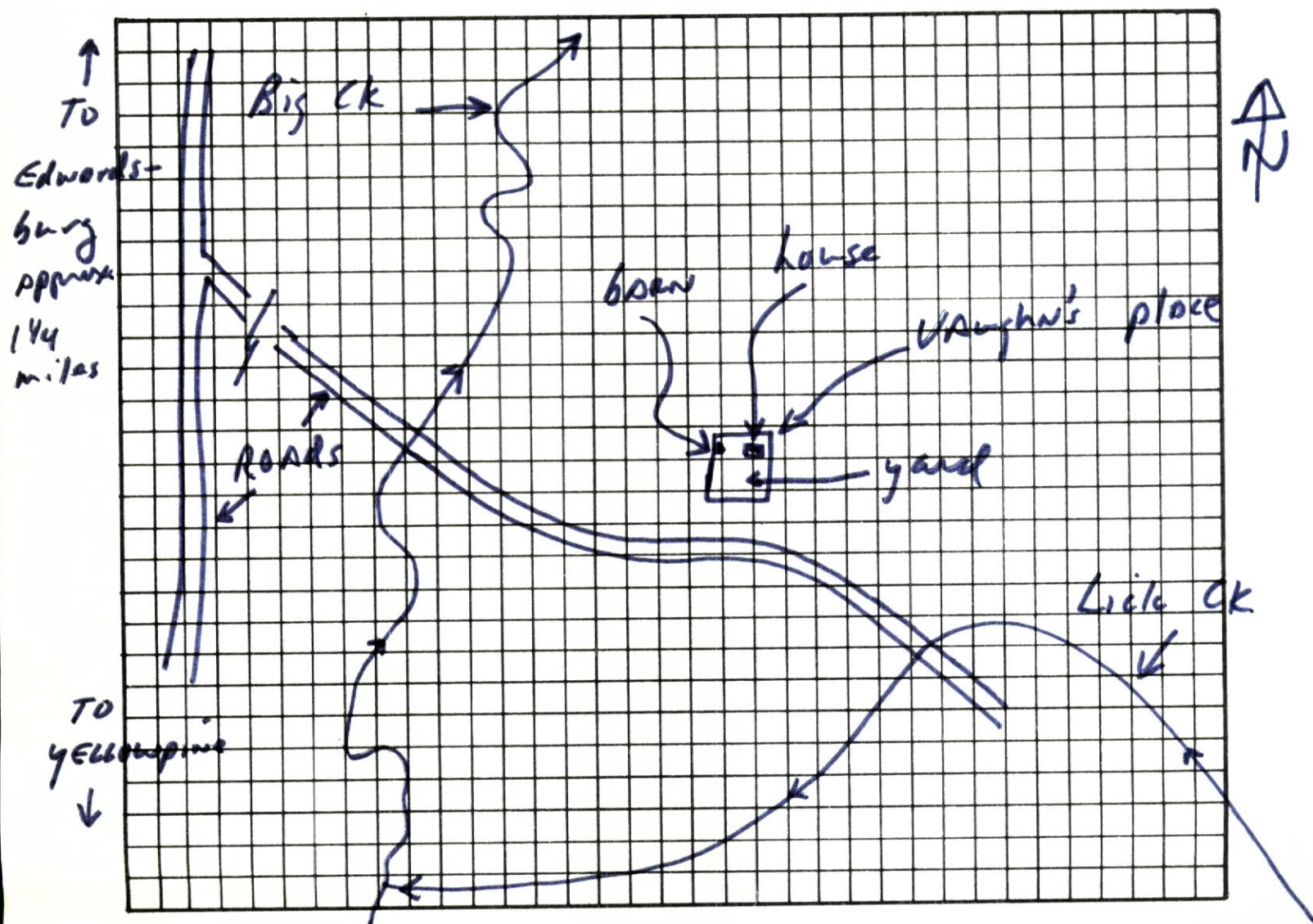


16. Remarks Although it's possible that portable sprinkler is moved around and water is applied to $> \frac{1}{2}$ acre (outside of yard area), no evidence of irrigation is found except in yard area.

17. Followup Necessary: ☐ Yes ☒ No Describe: _____

NOT TO SCALE!

18. Sketch: Include direction, important dimensions, photo locations, landmark or reference point



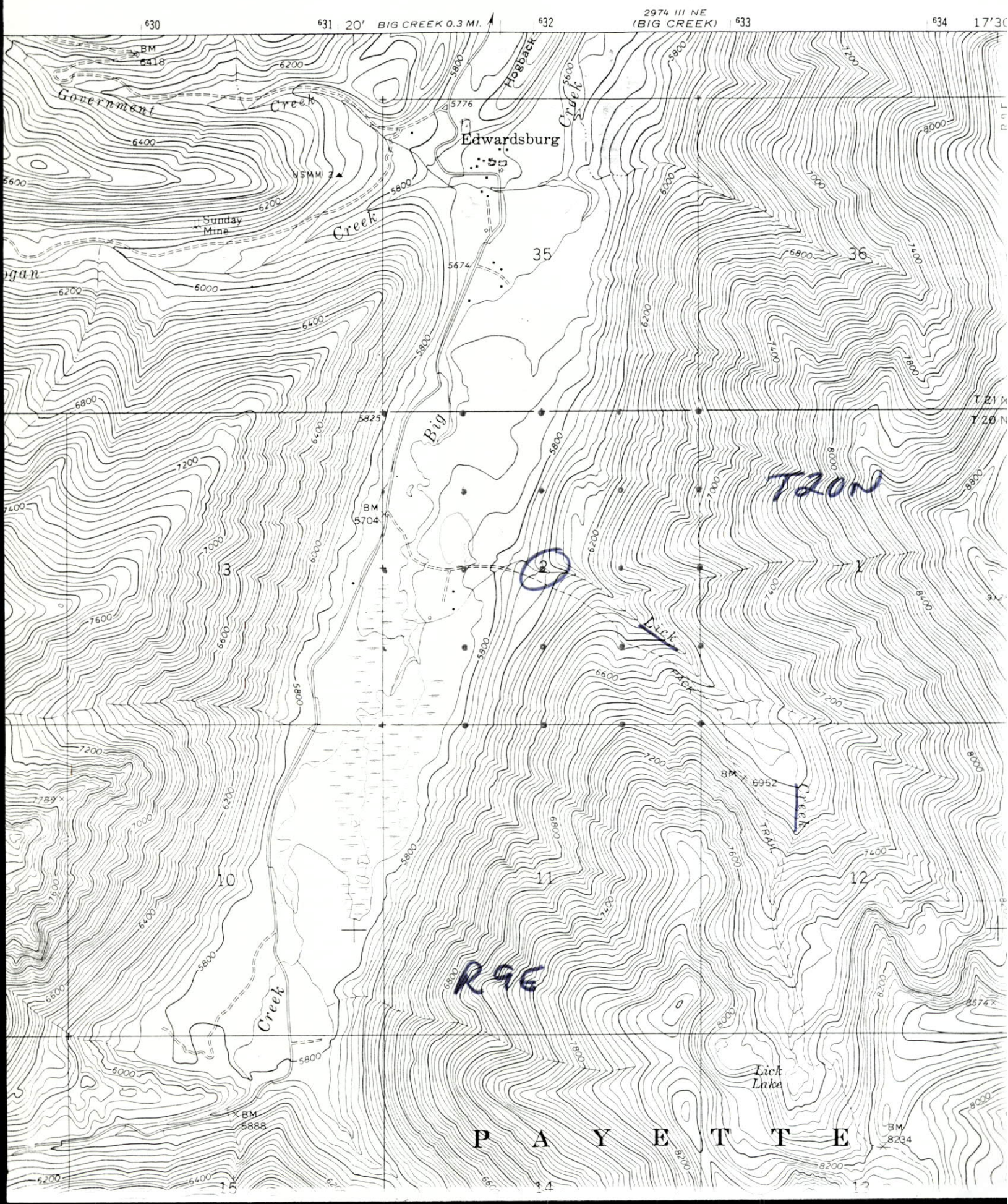
19. Action taken at time of inspection: Discussed definition of domestic use (up to $\frac{1}{2}$ acre irrigation) with user. Estimated area irrigated.

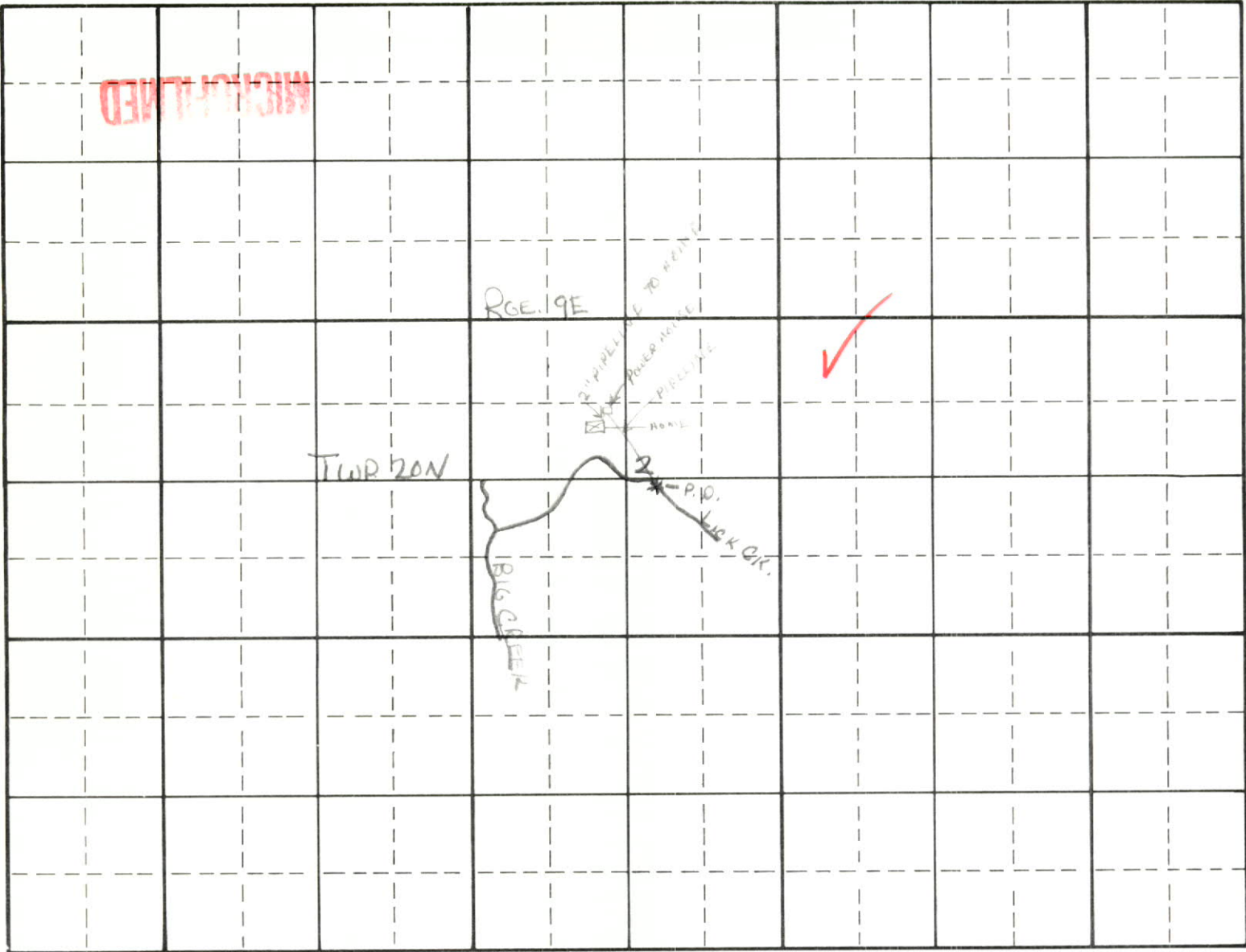
20. Signed: J. M. Lester

21. Follow up action: Date: _____ Additional Memo Prepared: ☐ Yes ☐ No

Describe: _____

22. Signed: _____





SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NW 1/4 SE 1/4, SEC. 2, TWP. 20N, RGE 9E.

Place(s) of Use ✓

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
20N	9E	2								X									

Recommended Amendments:

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

Examiner's Signature Jan Green

Checked by DJS

Approved by Ray Walker

Date 1/28/83

Date 2/25/83

Date 11-12-85

N

MEADOW
IRRIGATION
RIGHT

IRRIGATION DITCH

DITCH TO
IRRIGATION
RIGHT

PIPELINE

Dam

Refuse

LICK CREEK

E

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Lick Cr. at one of Neals diversions near Meigs Point



Ditch from Lick Cr. 10ft. below diversion



Lick Cr below ditch Diversion and above Neal diversions



Ditch From Lick Cr.

Mary Lick Cr.









State of Idaho
Department of Water Resources
WATER RIGHT LICENSE

License of Water Right No. 77-7056 Priority August 31, 1976 Amount 0.04 cfs

THIS IS TO CERTIFY, that Ronald K. Vaughn
of Emmett, Idaho, has complied with the terms and conditions of Permit
No. 77-7056 issued pursuant to Application for Permit dated August 31, 1976,
and has submitted proof to the Department of Water Resources on April 8, 1981,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.09 cfs of water from Lick Creek,
tributary to Big Creek, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic (1 Unit)	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>1.2</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.2 acre feet per year, said waters to be diverted within the NW 1/4 Sec 2,
Twp 20N, Rge 9E in the County of Valley

Description and location of 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	
20N	9E	2								X									

Total number of acres irrigated _____

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CONDITIONS OF APPROVAL

- a. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.
- b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.
- c. Any 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.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 21st day of JANUARY, 19 86.

Acting for the Director

Norman C Young

Identification No. _____

Application No. 77-7056

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Ronald K. Vaughn Phone: 365-4946
post office address P. O. Box 401 Emmett, ID
2. Source of water supply Lick Creek which is a tributary of Big Creek
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 2 Township 20N
Range 9E B.M. Valley County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.04 for Domestic purpose from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.04 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pipe in creek to settling tank
with overflow back to creek and pipe to place of use

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 900.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 2 Township 20N
Range 9E 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 6 horses

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water one.
(5) If water is to be used for other purposes describe: _____

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

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

Total number of acres to be irrigated _____

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

9. a. Who owns the property at the point of diversion USFS
 b. Who owns the land to be irrigated or place of use applicant
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks Common system with 77-2146 with two separate line--one to John Coffin's
place of use and one to applicant's place of use

Proposed Priority 8-31-76

Received by PJC Date 8-31-76 Time 4:00 AM

Preliminary check by PJC Fee \$ 10.00

Received by RF Date 8-31-76 # 5134

Publication prepared by RF Date 9-9-76

Published in The Star News

Publication dates Sept 16 + 23

Publication approved if Date 10-13-76

Priority reduced to if Reason

Protests filed by: Scott Neal

Copies of protests forwarded by RF OCT 5, 1976

Hearing held by LGS+8DF Date FEB 3, 1977

Recommended for approval denial by JLS

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. 77-7056, and said application is hereby APPROVED.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 19 82.

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

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

Witness my hand this 21 day of February 1977.

R. Keith Higin
Director

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO)
) ss.
 County of Valley)

Donald E. McMahan, being first duly sworn, deposes and says: That he is the co-editor of the Star-News, a weekly newspaper published at Cascade and McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of 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 September 16, 1976, and ended September 23, 1976.

Donald E. McMahan
 Subscribed and sworn to before me a Notary Public in and for the County of Valley, and the State of Idaho, this 23rd day of September, 1976.
Grant J. The Mader, Notary Public.
 My commission expires August 1978.

RECEIVED
 OCT 12 1976
 Department of Water Resources
 Western Regional Office

NOTICE OF APPLICATION
 FOR WATER PERMIT
 Notice is hereby given that
 RONALD K. VAUGHN,
 Emmett, ID has on August 31,
 1976 submitted Application No.
 77-7056 for a permit to appropri-
 ate 0.04 cubic feet per second
 of water from Lick Creek trib.
 Big Creek by means of pipe and
 settling tank within the
 NW 1/4 Sec 2, T20N-R9E B.
 M., Valley County to be used
 from Jan 1 to Dec 31 for
 domestic purposes within the
 SE 1/4 NW 1/4 Sec 2 T20N-R9E B. M.
 If issued, this permit will be
 subject to all prior water rights.
 Protests against the granting of
 the permit must be filed with the
 Idaho Department of Water
 Resources, Statehouse, Boise,
 Idaho, 83720, on or before Octo-
 ber 4, 1976.

R. KEITH HIGGINSON
 Director
 Published in the The Star
 News, McCall, ID on September
 16, 1976 and September 23, 1976.

OK
 10-13-76
df

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

August 12, 1991

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

Mr. Ronald Vaughn
PO Box 401
Emmett, ID. 83617

RE: Water Uses from Lick Creek Related to Licenses 77-07056 and 77-07133

Dear Mr. Vaughn:

Based on complaints received at this office between 12/5/88 and 6/14/91 that your use of Lick Creek water included irrigation exceeding one-half acre, a field visit was made on 8/3/91 to investigate the situation. As you know, your licenses cover the use of Lick Creek for power (77-07133) and domestic (77-07056) beneficial uses. Domestic use for one home, as in your license, includes up to one-half acre of irrigation.

During our meeting on 8/3/91, you outlined the domestic water use, and I paced the obvious irrigated area and found approximately one-half acre of irrigation for the yard area. I did not find evidence of irrigation exceeding the domestic definition.

If other parties believe that you are exceeding your water rights, further action in this matter is a civil disagreement outside of the jurisdiction of this department.

Thank you for your cooperation in the field visit. If you need additional information, please contact this office.

Sincerely,

Steve Lester
Sr. Water Resource Agent

CC: Paul Smith

File No. 77-07056

STATE OF IDAHO
Department of Water Resources

FIELD INSPECTION REPORT

1. Date: 8/3/91 Time: 4:00 PM Photos: Yes ☒ No

2. Inspection involves: ☒ Water Rights ☐ Dam Safety ☐ Well Construction or Driller
☐ Waste Well ☐ Stream Channel Alteration ☐ Water Distribution
☐ Other

3. Reason for inspection: Complaints by Paul Smith from 12/5/88 - 6/14/91
that R. Vangor is irrigating ± 2 acres with Lick Creek water

4. Stream name: Lick Creek

5. Stream characteristics:

Ronnie Vangor
PO Box 401
Groveton 83617
365-4946

Paul Smith
46 4803 Shirley
Boise 83703
344-7232

6. Stream width: _____ Depth: _____ Gradient: _____ Q: _____ est. _____ meas. _____

7. Location: SE 1/4 NW 1/4, Sec. 2, Twp. 20N, Rge. 9E, County Valley

Landmark: _____

8. Person(s) contacted: Paul Smith, Ronnie Vangor (Vangor was present)

9. Dam name: _____ Spilling: ☐ No ☐ Yes ☐ Q

Outlet open: ☐ No ☐ Yes ☐ Q Spillway open: ☐ Yes ☐ Fibrd ☐ Gate open

Freeboard: Spillway ☐ Crest ☐ Res. stage: ☐ Rising ☐ Falling ☐ Rate

10. Area characteristics: remote back-country site, conducted inspection
after completing permit field exams in area.

11. Weather conditions: Warm, Sunny

12. Describe activity/conditions inspected: Examined obvious irrigation area that is
served by one large sprinkler & hose. Sprinkler is mounted on a
tire that serves as platform. Sprinkler can be moved around. Paced
off irrigated (yard) area & found approx 1/2 acre irrigated

13. Are all requirements being met? ☒ Yes
If not, check type violated: ☐ Statutory ☐ Rules & Regs ☐ Permit

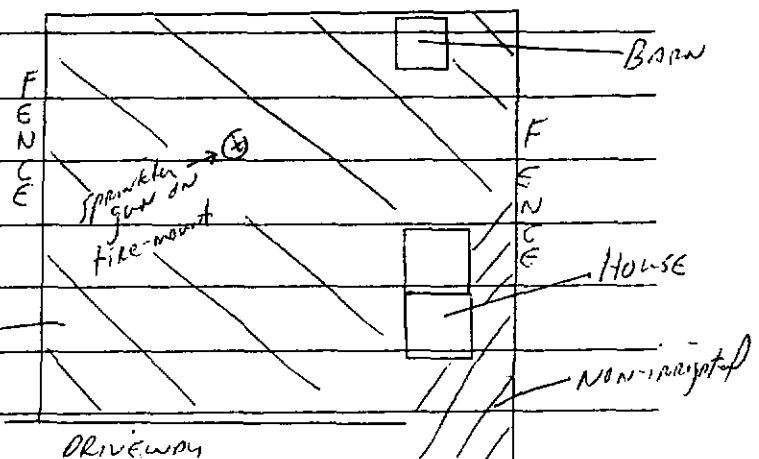
14. Describe impact on others: NONE EVIDENT.

15. Describe alternatives:

Paced irrigated area
approx 180' x 150'

27000
43560 = .6 acre

IRRIGATED

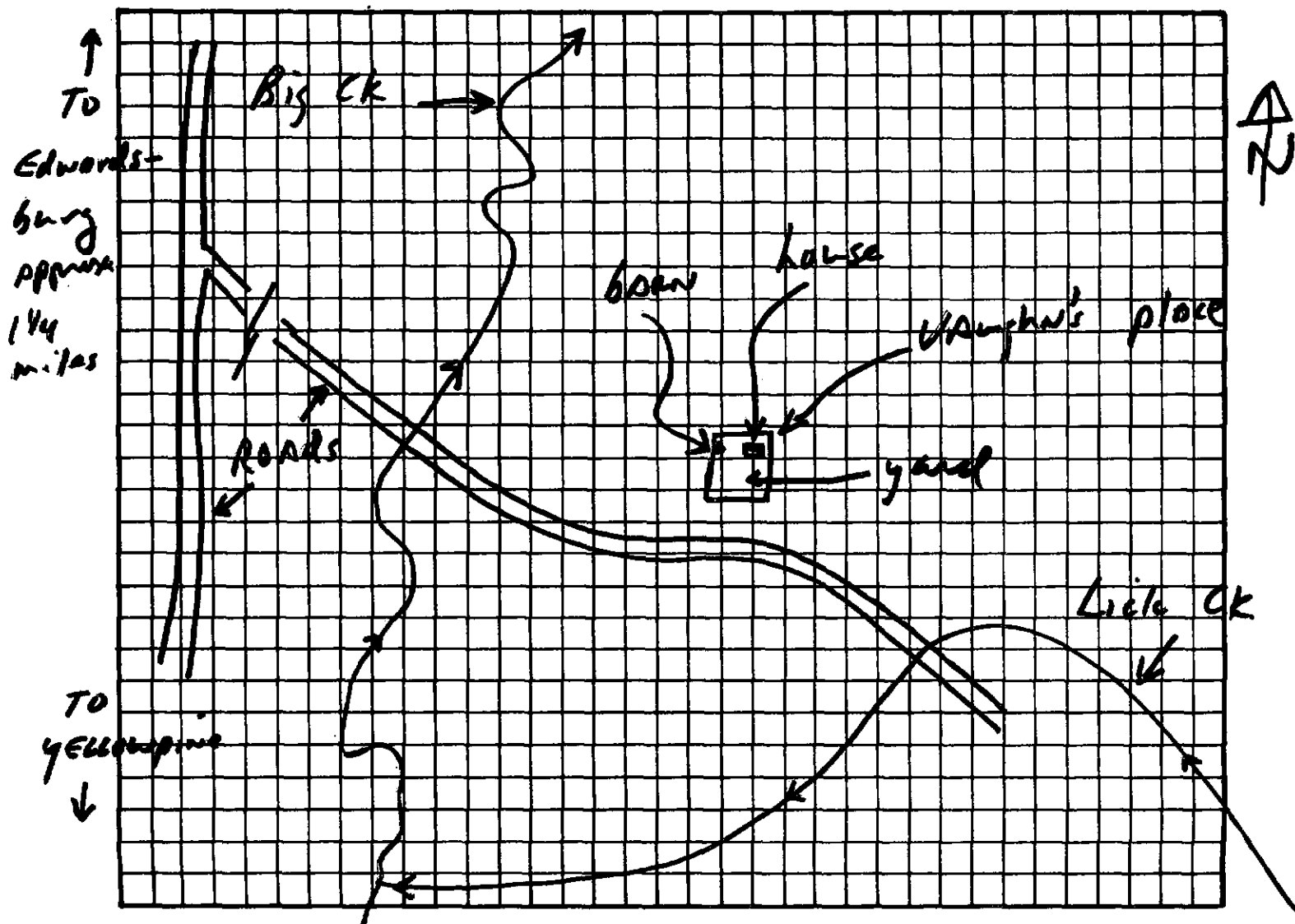


16. Remarks Although it's possible that portable sprinkler is moved around and water is applied to $> \frac{1}{2}$ acre (outside of yard area), no evidence of irrigation is found except in yard area.

17. Followup Necessary: ☐ Yes ☒ No Describe: _____

NOT TO SCALE:

18. Sketch: Include direction, important dimensions, photo locations, landmark or reference point



19. Action taken at time of inspection: Discussed definition of domestic use (up to $\frac{1}{2}$ acre irrigation) with user. Estimated area irrigated.

20. Signed: John M. Lester

21. Follow up action: Date: _____ Additional Memo Prepared: ☐ Yes ☐ No

Describe: _____

22. Signed: _____

CONVERSATION MEMORANDUM

DATE 6/14/91

FILE 77-07056

NAME OF PARTY Paul Smith

EMPLOYEE Steve Luster

RE:

Paul visited the office today to again complain about alleged irrigation by Row Vaughn in excess of any recorded water right.

I advised Paul that:

- 1) ultimately, this is a civil matter,
- 2) the department could assist in establishing a water district once decreed rights were issued,
- 3) I would send a letter to Row Vaughn a.s.c.p. about water right & alleged excessive irrigation *
- 4) beyond #3, the most I DWR could do would be to conduct field investigation if in area to conduct other water right work, e.g. b.v. exams.

ACTIONS: ① write to Vaughn

② schedule exams in area this summer & then contact Smith (best to phone Boise # in evening) & Vaughn & field visit date.

*See memo 9/7/90 - apparently Paul was not added to mailing list in protested appl. # 77-07280 for 11/90 conference

INTER-DEPARTMENT MEMO — 1

FROM

DATE

9/7/90

TO

SUBJECT

PAUL Smith complaint about Ron Vaughn's
use on Lick Creek

RE: Paul's 9/5/90 office visit + "letter". This will be handled with a conf./hearing involving BENham Appl. (pumer) 77-07280. Paul & all other Lick Cr. users will be invited. Probably schedule this winter (OCT). This info _____
is filed in appt 77-07280 (Protect DRAWER) SIGNATURE

CONVERSATION MEMORANDUM

DATE

9/5/90

FILE

NAME OF PARTY

Paul Smith

EMPLOYEE

Steve Lester

RE:

ILLEGAL WATER USE ALLEGED

As a follow up to Paul's office visits & my 6/7/89 letter, Paul came in today & delivered a brief letter concerning irrigation of $> 1/2$ acre by Ron Vaughn.

No irrigation rights are ~~to~~ found for Vaughn's property (except $1/2$ ac. associated with 77-07056).

I told Paul that we would pursue this info.

In Big CK area

Paul's cabin is downhill from Vaughn's place
" " " across road from Scott Neal's place

Volley Co. Deputy Dave McChintock lives & works out of Yellowstone.

Paul stated that the deputy has visited site & noted the alleged irrigation.

9/5/90

RON VAUGHN IS IRRIGATION TWO ACRE
AND HAS NO WATER RIGHT.

Paul J. Smith

RECEIVED

SEP 05 1990

Department of Water Resources
Western Regional Office

CONVERSATION MEMORANDUM

DATE 8-24-90FILE Paul Smith
(complaints)NAME OF PARTY Paul SmithEMPLOYEE John F. WestraRE: Liak Creek Water Use. (Vaughn Property)

Mr. Smith said the irrigation use had continued on the Vaughn property. He had shut the headgate off on one occasion and had the deputy sheriff, Dave McClintock, with him on another instance. I reviewed the letter of June 27, 1989, and explained we needed a written complaint in order to investigate the matter further as indicated in the letter. Mr. Smith indicated he wasn't much for writing, and intended to take the owners to court.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 27, 1989

Paul Smith
c/o 4803 Shirley
Boise, ID. 83703 344-7232

Re: Lick Creek Water Use

Dear Paul:

After your visit to this office yesterday, I discussed the situation with my supervisor, Dave Tuthill, the Western Regional Manager. He informed me that Scott Neal has agreed to conduct a series of Lick Creek water measurements during this summer concerning the disposition of the Benham application for power use (application number 77-07280). Because of this agreement and the data that will result, the best course of action for this office to take regarding your complaint may be to wait for the measurements to occur and review the entire creek situation based on that information. However, if this is not a satisfactory course for you, a written complaint will result in a water right investigation (see fourth paragraph).

Your area of concern is located in the SENW of Section 2. There are no irrigation rights found that relate to the Vaughn property in the SENW. Vaughn's rights are for power (77-7133) and for domestic (77-07056) uses. Domestic use may include up to 1/2 acre of irrigation. Any irrigation in excess of this amount is not protected by a recorded water right.

How does an individual obtain enforcement of a water right? Water rights included in a Water District are regulated by a Water Master who works for the district users and for the State through the Department of Water Resources. Water Districts are formed by water right owners who hold decreed rights issued by a court. The owners form a District and hire a Water Master through joint efforts with this department. The Water Master then regulates the delivery of water based on the involved water rights.

However, outside of a Water District, as in your case, enforcement of a water right is a civil matter to be settled between the conflicting parties. Ultimately, a water right owner must enforce his or her own rights. Older rights must be satisfied before younger rights are honored. Recorded water rights are an important tool that provide the basis for defending and protecting your rights. This office will help you by providing information and will investigate a complaint submitted in writing. The results of such an investigation may be helpful in protecting your water rights.

You may want to discuss this letter with Mr. Vaughn. Some issues may be resolved when the parties examine the water right record and understand the legal and illegal uses of water.

Page 2

Paul Smith letter

In summary, you are responsible for enforcing your water rights. The department can provide information and other details. It may be best to wait for Scott Neal's data before proceeding. If not, a written complaint asking for an investigation should be sent to this office. Please let me know if I can provide additional help.

Sincerely,

Steve Lester
Sr. Water Resource Agent

SL:s

EDWARDSBURG area Complaint for 1989 investigation

CONVERSATION MEMORANDUM

DATE 12/5/88

FILE 77-07056 } RONALD
07133 } VAUGHN

NAME OF PARTY Paul Smith

EMPLOYEE Steve Laster

↑ 1976 & 1981
priority

RE: P. Smith

c/o 4803 Shirley Borsi 83703 344-7232

Complaint:

1) Vaughn using Little Creek for irrig → 1/2 ac. but
no irrig. WR for this.

2) Power use: 1/2" pipeline from ck to p/lt. Said
water diverted from this even when owner gone for
weeks at a time.

Feels that this is misuse of water supply.

6/26/89

Paul Smith came in today to discuss the above.
Said Vaughn is irrigating several acres & that later in
season not enough water is available for the
existing water right for irrigation.

1962
Priority → P. Smith owns some of the Coffin property 77-02145
and 77-02146.

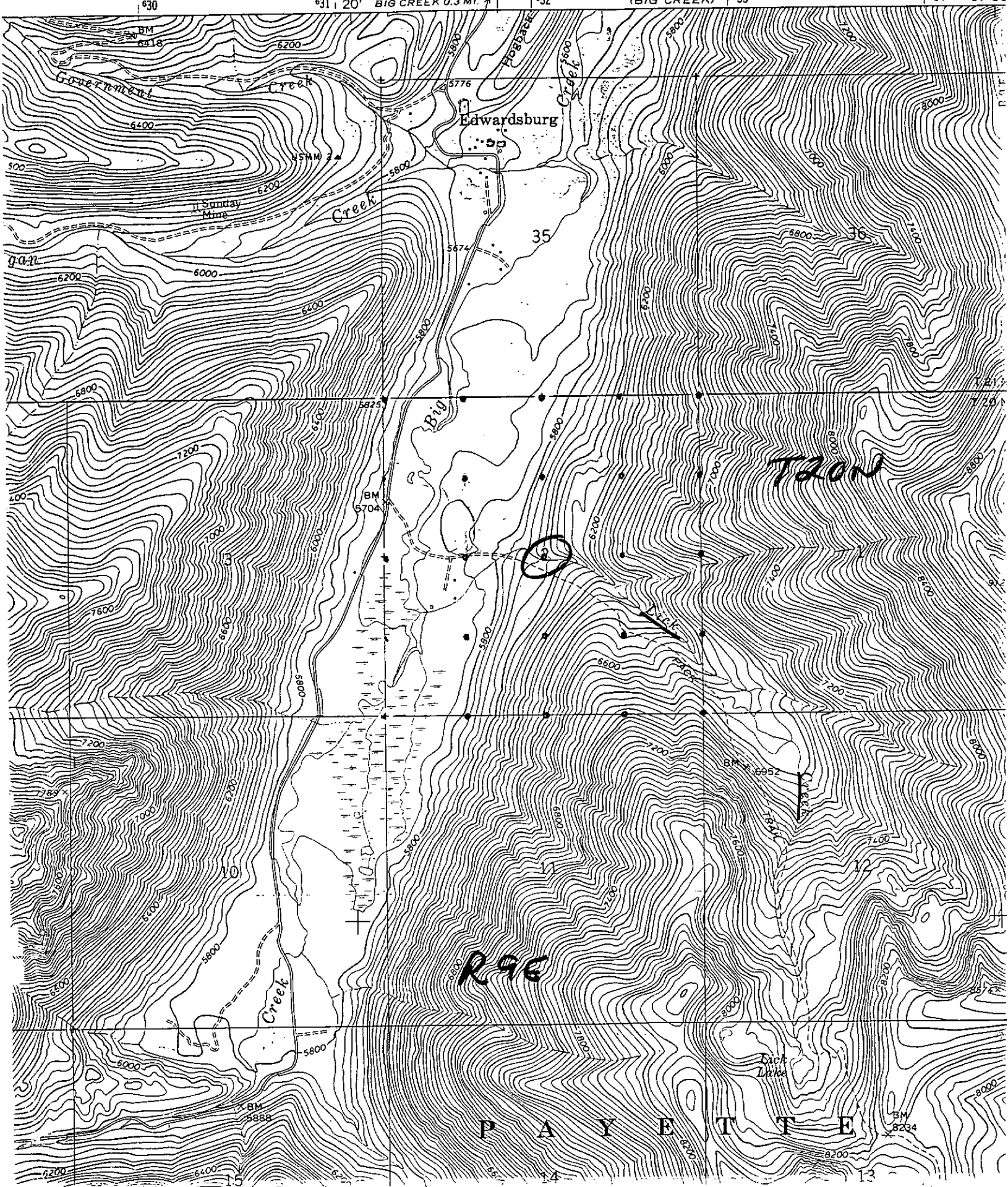
Dave McClintock (Valley Co Sheriff's office) is security Sheriff
for area & is familiar with situation.

Scott Neal (older owner on Little Creek) is also having problems
and may come in to discuss.

RIOR

2974 III NE
(BIG CREEK) | 633

634 17'30





State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

January 22, 1986

RE: Permit No. 77-7056

Ronald K. Vaughn
Box 401
Emmett, ID 83617

Dear Mr. Vaughn:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

77-7056

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:	<u>NONE</u>		
☐ Telephone call made: (List Telephone No. used)	<u>8/24/82</u>		<u>SEE 77-7133</u>
☐ Appointment scheduled for: (Date, time, location)	<u>8/25/82</u>	<u>JG</u>	<u>MEET AT LANHAM AIRPORT - EMUWETT TO FLY INTO BIG CREEK - 9:00 AM</u>

EXAMINATION

Date 8/25/82 Accompanied by RON VAUGHN Total Q measured 1.09 GFS ✓
If source is surface water, estimate total flow of source _____
Methods of measurement CALCULATION Meets Permit requirements? _____

Measurement calculations:

1 - DOMESTIC ✓ - 0.04 CFS ✓ 1.2 AF ✓
1/2 AC IRRIG. 75411.00 8847

$\frac{1}{2}$ AC IRRIG.

$\phi = \frac{\frac{7.5 \text{ KW}}{.746} \times 8.8}{.90 \times .90} = \frac{88.47^\circ}{81^\circ} = 1.09 \text{ CFS} \checkmark$

1.09 CFS FROM EXAM FOR 77-7133 WHERE:

↑ ↑
EFF. HO.

[illegible]

System Description CEMENT CHECK IN CREEK W/40' OF 10" PVC PIPE TO 5" PVC PIPE FOR 50'
TO STORAGE TANK (250 GAL) W/SAND STRAINING SCREEN SYSTEM & INTO 5" PVC PIPE
TO POWER HOUSE W/2" PIPELINE INTO HOUSE FOR DOMESTIC. HOME HAS PRESSURE REDUCER

*Code with map on reverse side. Disregard code if only one. IN ORDER TO USE WATER IN HOME, POWER USE COVERED BY 77-7133.

RECOMMENDED AMOUNTS

Irrigation requirement = AFA/Acre

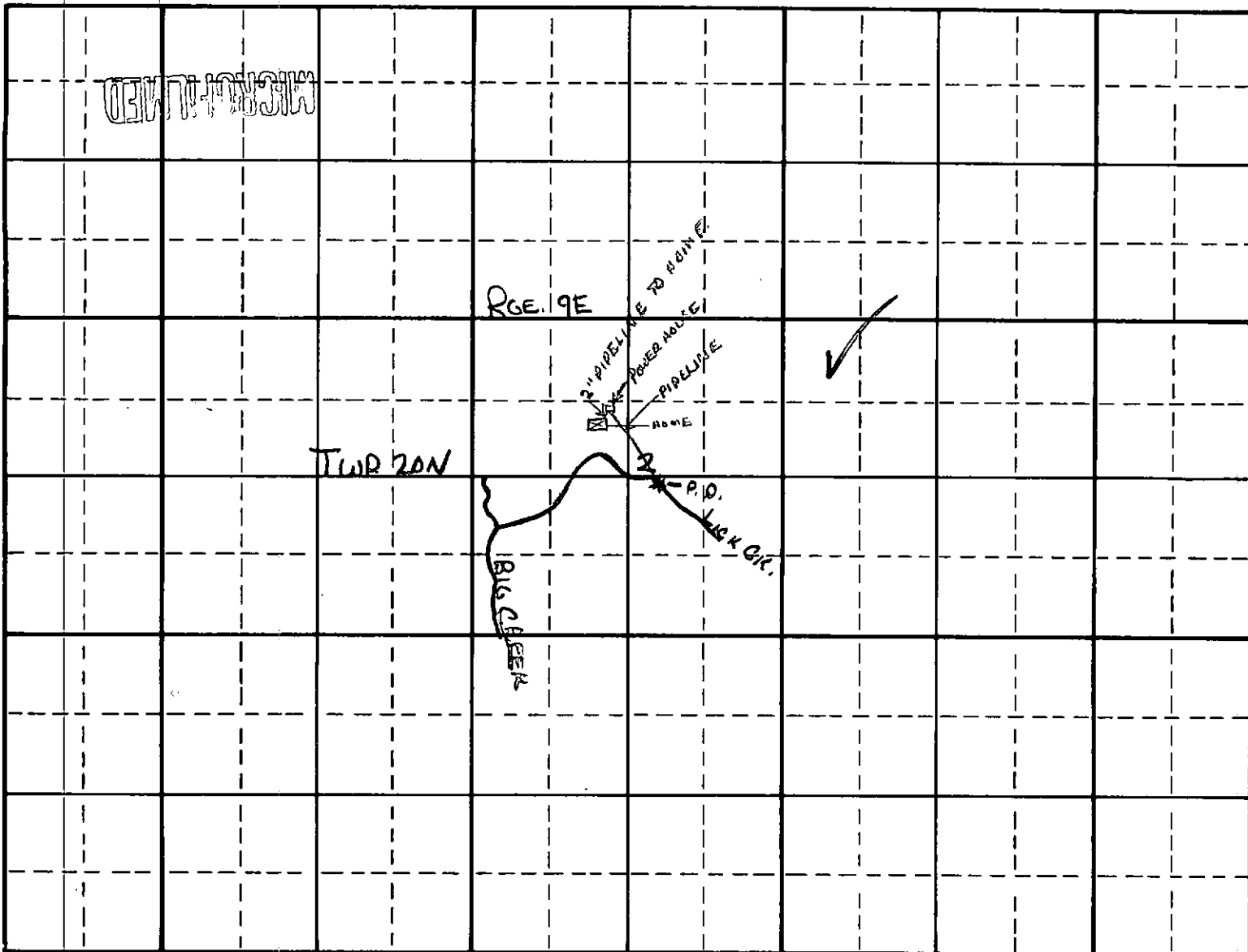
[illegible]

Total 0.04 ✓ 1.2 ✓

Remarks SAME SYSTEM AS 17-7133 EXCEPT WITH ^{3"}T OFF OF 5" LINE TO HOME.

also being licensed -

MICROFILMED



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NW 1/4 SE 1/4, SEC. 2, TWP. 20N, RGE 9E.

Place(s) of Use ☒

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
20N	9E	2								X									

Recommended Amendments:

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

Examiner's Signature Jan Grover

Checked by DJS

Approved by Ray Walker

Date 1/28/83

Date 2/25/83

Date 11-12-85

CONVERSATION MEMORANDUM

DATE 5/13/82FILE 77-7133✓ 77-7056

NAME OF PARTY

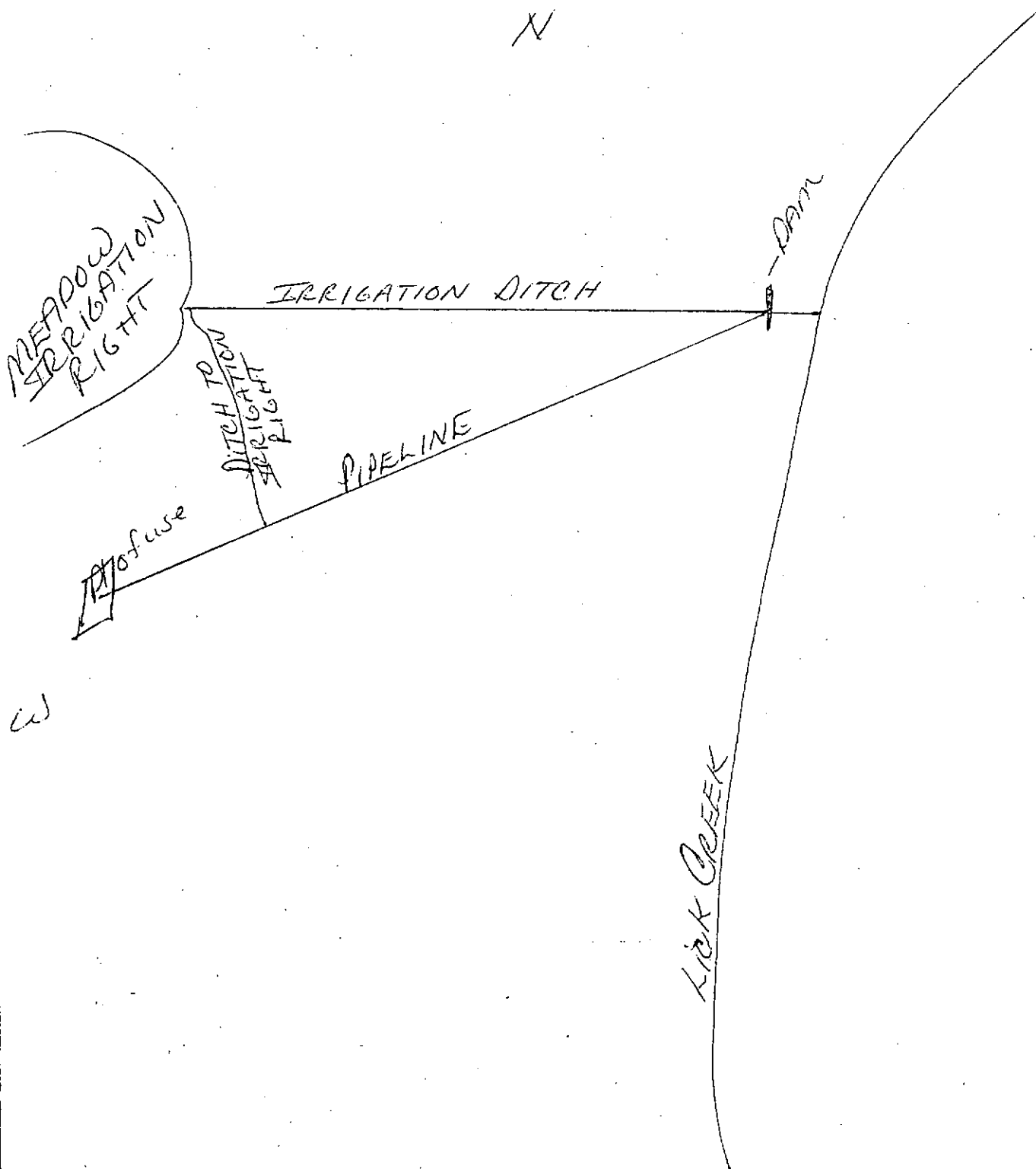
Ron Vaughn

EMPLOYEE

RE: Condition of approval The water diverted must be returned to the Creek

Ron Vaughn was in on this date & stated that the water is not returned to Sick Creek. There is an old diversion ditch, which is still used, where water comes out of Sick Creek & used to flow down to a meadow for irrigation. However, now Mr. Vaughn takes water out of this ditch, runs a pipeline for power & domestic & then dumps the water back into the ditch to satisfy the irrigation right. If he did fail to dump it back into Sick Creek the irrigation right would be injured. See attached drawing.

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MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED

Director

(208) 384-2190

April 17, 1981

Ronald K. Vaughn
Box 401
Emmett, Idaho 83617

RE: Permit No. 77-7056

Dear Mr. Vaughn:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

☐ A field examination of your system has been scheduled for

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

☒ A field examiner will contact you to arrange to examine your system.

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

Sincerely,

Kay Walker
Secretary

MICROFILMED

DEPARTMENT OF WATER RESOURCES

Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 77-7056

Name(s) of Permit Holder: RONALD K. VAUGHN

Post Office Address: P.O. Box 401 EMMETT

IDAHO 83617 Tel. No. 365-4946

Source of Water: LICK CREEK

Extent of Use: ☒ Domestic LODGE w/3 CABINS (number of households)
☒ Stockwater _____ (number and type of stock)
☐ Irrigation _____ (acres)
☐ Other _____

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

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

8/81
 Date

Ronald K. Vaughn
 Signature of Permit Holder

MICROFILMED

PROPERTY
MARCH 11 1981

RECEIVED

APR 9 1981



IDAHO DEPARTMENT OF WATER RESOURCES

Department of Water Resources
STATEHOUSE

BOISE, IDAHO 83720

RECEIVED
APR 8 1981
Department of Water Resources
Western Regional Office

PLACE
TEN CENT
STAMP
HERE

[illegible]

February 23, 1977

Re: Permit No. 77-7056

Ronald K. Vaughn
P.O. Box 401
Emmett, ID 83617

Dear Mr. Vaughn:

Enclosed is a copy of your approved Application for Permit No. 77-7056 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enclosure

RECEIVED
FEB 24 1977
WATER RIGHTS

February 4, 1977

Forest Supervisor
Payette National Forest
P. O. Box 1026
McCall, Idaho 83638

RE: Application for Permit No. 77-7056 (Ronald K. Vaughn)

Gentlemen:

Enclosed is a copy of the above referenced application for permit which may be of interest to your agency. Please review the application 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.

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

Sincerely,

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

LGS:lp

Enclosure

MICROFILMED



Lick Cr. at one of Neals diversions near meas. point



Ditch from Lick Cr. 10ft. below diversion



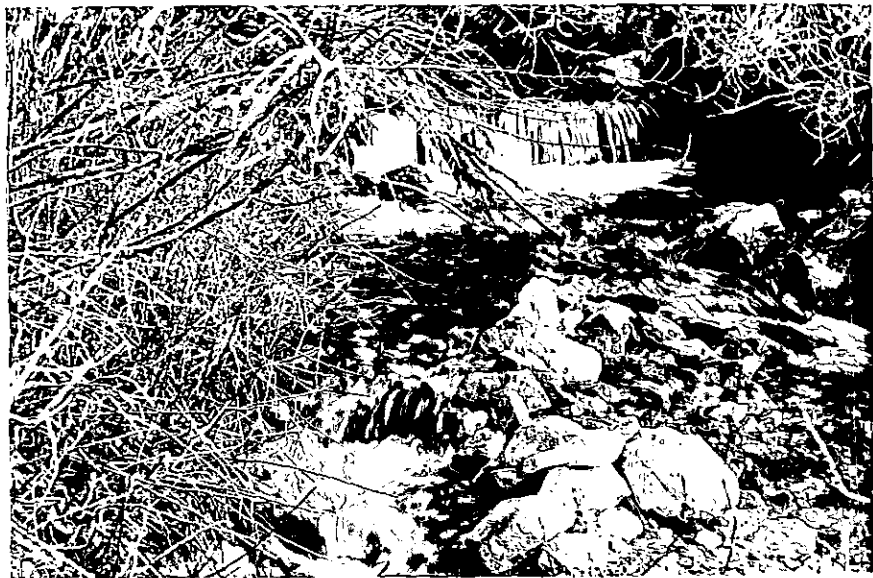
Lick Cr below ditch diversion and above Neul diversions



Main Lick Cr.

Ditch From Lick Cr.









In the matter of application)
for permit no 77-7056)

Withdrawal of Protest

I hereby withdraw my protest against application
for permit 77-7056 with the understanding that it is
subject to ^{our} existing water right licenses no 77-2048
and 77-2095.

Signed at Boise, Idaho this 3rd day of February, 1977

W. Scott Neal
Mrs. Joseph E. Sylwinski
Mrs. Scott Neal

MICROFILMED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 77-7056

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

(1) PJC 8-31-76

In form to receipt

(2) _____

Send Copies to:

Idaho State Health Department

Idaho Fish and Game Department

Bureau of Land Management

(3) _____

☒ ~~Request Special Use Permit from~~ U.S.F.S.

Request Easement from B.L.M.

Request Information from Applicant

(4) PJC 8-31-76

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels: N/A

Declining, _____ Stable, _____ Increasing
(comment) _____

(9) _____

Other rights on the same place of use none

(10) _____

Comments: _____

(11) sf OK

Affidavit of Publication received(date) 10-13-76

(12) _____

Final date for protests Oct 4, 1976

Protests received: yes ☒ no _____

(13) _____

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

(14) _____

Action recommended:

☒ Approve _____ Deny

Proposed Priority

Reason for Reduction

NO Measuring device required

See attached sheet for other conditions of
approval

No special conditions for approval

(15) District W

By JJA Date 2-3-77

MICROFILMED

77-7056 - Ronald K. Vaughn
Conference Room, State Office
Idaho Department of Water Resources

Boise, Idaho

Thursday, February 3, 1977 - 10:00 a.m.

ROSTER OF ATTENDANCE

Name	Address	Representing
W. Scott Neal	Rt #1, Burbank Dr., Boise	Protestant
Mr. Scott Neal	Rt. 1, Brookside Lane, Boise	Protestant
Mr. Joseph Glowacki	Rt Brookside Lane, Boise	Protestant
Ronald K. Vaughn	P.O. Box 401 Emmett, Ida.	Applicant
John C. Coffin	Rt #1 Horseshoe Idaho	Interested party

MICROFILMED

Measured 10 to 15 feet below diver from 80
Lick Cr. Approx NW SE Sec 2 T20N R9E

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Date 11/11, 1976 DISCHARGE MEASUREMENT NOTES

Ditch at diversion point River at Lick Cr.

[illegible]

No. 1 of 1 Sheets. Comp. by 625 Chk. by

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

DEPARTMENT OF RECLAMATION

Date 11/11, 19 76 DISCHARGE MEASUREMENT NOTES

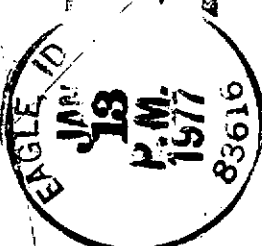
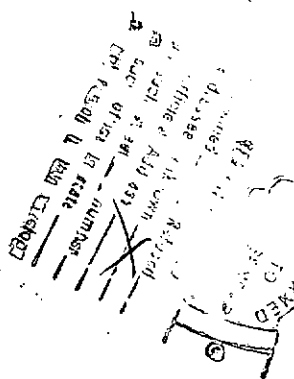
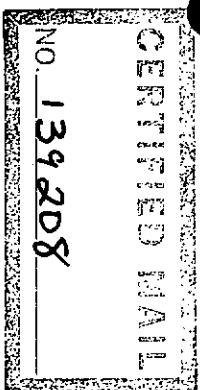
Lick Cr. above Neal's first diversion

[illegible]

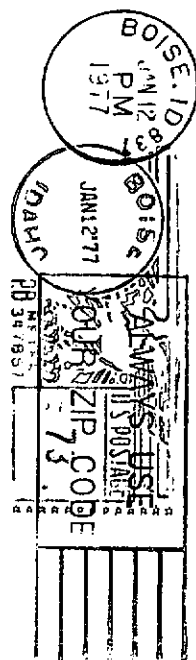
WICKED-LIVED

No. 11 of Sheets. Comp. by Chk. by

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION
92 South Cole Road
Boise, Idaho 83705



Nancy Kozlowski
Eagle,
~~Idaho 83616~~



re sent 1-17-77
Route 1, Brookside Lane
Boise, Idaho
83702

MICROFILMED

NAME AND ADDRESS OF SENDER		DEPARTMENT OF WATER RESOURCES WESTERN REGION		Indicate type of mail ☐ REGISTERED ☐ COD ☐ INSURED ☒ CERTIFIED		Affix stamp here if issued as certificate of mailing or for additional copies of this bill. POSTMARK AND DATE OF RECEIPT						
NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	Handling Charge	Actual Value (If Registered)	DUE SENDER IF C.O.D.	R. R. FEE	S. D. FEE	S. H. FEE	REST. DEL. FEE	REMARKS	
1	H-J-H Co., 35 E. Commercial, Box 269, Weiser, ID	13	60								67-7293	
2	Richard Waldrop, 748 E. 8 St. Weiser, ID 83672											
3	Glen Hill, Route 1, Weiser, ID 83672											
4	Carroll Seelinger, Route 1, Weiser, ID 83672											
5												
6												
7	Ronald K. Vaughn, P. O. Box 401, Emmett, ID 83617										77-7056	
8	John Coffin, Route 1, Homedale, ID 83628											
9	Scott Neal, Route 1, Brookside lane, Boise, ID 83702											
10	A. J. Bohner, Attorney, P. O. Box 1397, Boise, ID 83701											
11	Nancy Kozlowski, Eagle, ID 83616											
12												
13												
14												
15												
TOTAL NUMBER OF PIECES LISTED BY SENDER		TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE		POSTMASTER, PER (Name of receiving employee)		Declaration of value is required on international registered mail. Special-handling charges apply only to third- and fourth-class parcels. Special-delivery service also includes special-handling service.						
9						MICROFILMED						

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PROTEST AGAINST APPROVAL)
OF THE APPLICATION FOR PERMIT No. 77-7056)
IN THE NAME OF RONALD K. VAUGHN)

NOTICE OF CONFERENCE
AND/OR HEARING

On August 31, 1976, Ronald K. Vaughn filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On October 4, 1976, the Department received a protest against approval of said application from A. J. Bohner, Attorney on behalf of Scott Neal.

The Department previously set the matter of protest. Now the Department has re-set the matter of protest for conference and/or hearing for Thursday, February 3, 1977 at 10:00 a.m. in the conference room at the State Office of the Idaho Department of Water Resources, 373 W. Franklin Street, Boise, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

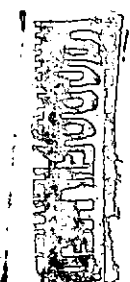
Failure to appear at the time and place set for hearing by the applicant or protestant may allow the Department without prejudice to dismiss the protest or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 11th day of January, 1977.

L. Glen Saxton

L. GLEN SAXTON, P.E.

Western Regional Supervisor



77-7056 - Ronald K. Vaughn

Meeting Room, Community Action Center, McCall, Idaho

Tuesday, November 2, 1976 - 10:00 a.m.

ROSTER OF ATTENDANCE

Name	Address	Representing
------	---------	--------------

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

November 15, 1976

RE: Application for Permit 77-7056

Ronald K. Vaughn
P. O. Box 401
Emmett, ID 83617

Dear Mr. Vaughn:

The amount of water flowing in Lick Creek trib. of Big Creek as measured by the Department on November 11, 1976 was 3.54 c.f.s. (177 miner's inches). The summation of the existing rights on Lick Creek as shown by Department records is 1.87 c.f.s. (93.5 miner's inches).

Since the conditions of measurement were not ideal the 3.54 c.f.s. as measured may vary slightly up or down. It does appear, however, that there is water over and above the existing rights on Lick Creek.

I contacted Mrs. Nancy Kozlowski today concerning the measurement.

I do see a purpose to hold the conference concerning the application, however, even tho it appears there is water available for appropriation. The purpose would be to discuss the current distribution of water from Lick Creek and the relative priorities to the use of this water.

Mrs. Kozlowski indicated that sometime in January or February would be a convenient time for her to attend such a conference. If that potential scheduling is satisfactory with you, please advise me.

If you have further questions, please feel free to contact me.

Sincerely,

L. Glen Saxton

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

LGS: s

cc: Nancy Kozlowski, Eagle, ID.

MICROFILMED

M E M O

Date: November 2, 1976

To : File No. 77-7056

From: L. Glen Saxton *LS*

Mr. John Coffin of Rt. 1, Homedale, ID, called today & asked if he could be notified of the hearing when re-scheduled.

Since Mr. Coffin is one of the users of Lick Creek water, I told him the Department would notify him of the hearing but that he would be considered only as an interested party.

RECEIVED

MEMORANDUM

TO: File 77-7050

Date: October 21, 1976

FROM: L. Glen Saxton *LS*

On October 20, 1976, I visited Lick Creek and the proposed point of diversion and place of use of application 77-7056.

The proposed point of diversion is upstream from the protestant's point of diversion and is proposed to be diverted from an existing ditch.

The creek appears to be flowing 1 to 2 cfs, but I did not measure it.

RECORDED

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PROTEST AGAINST APPROVAL	)	
	)	
OF THE APPLICATION FOR PERMIT NO. 77-7056	)	NOTICE OF CONFERENCE
	)	
IN THE NAME OF RONALD K. VAUGHN	)	AND/OR HEARING

On August 31, 1976, Ronald K. Vaughn filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On October 4, 1976, the Department received a protest against approval of said application from A. J. Bohner, attorney on behalf of Scott Neal.

The Department has set the matter of protest for conference and/or hearing for Tuesday, November 2, 1976 at 10:00 a.m. in the meeting room of the Community Action Center, McCall, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestant may allow the Department of Water Resources without prejudice to dismiss the protest or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 17th day of October, 1976.

L. Glen Saxton

L. GLEN SAXTON, P.E.

Western Regional Supervisor

MICROFILMED

October 5, 1976

Re: Application for Permit No. 77-7056

Ronald K. Vaughn
P. O. Box 401
Emmett, ID 83617

Dear Mr. Vaughn:

Enclosed is a copy of a protest filed against the issuance of a permit pursuant to your Application No. 77-7056. You should be aware that the following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for 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?

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action out-side of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest.

If we may be of any assistance, please contact us.

Sincerely,

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

LGS:rf

Enc.

State Office

MICROFILMED

October 5, 1976

Re: Application for Permit No. 77-7056 - Ronald K. Vaughn

Neal Scott
Route 1, Brookside Lane
Boise, ID 83702

Dear Mr. Scott:

This office acknowledges receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for 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?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Sincerely,

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

LGS:rf

cc: A. J. Bohner, Attorney
bc: State Office

MICROFILMED

Nancy Kozlowski
Eagle
939-6732

RECEIVED

OCT 4 1976

PROTEST OF APPLICATION

FOR PERMIT

Department of Water Resources
Western Regional Office

COMES NOW SCOTT NEAL, by and through his attorney of record for this matter, A. J. BOHNER, of the firm LYONS, MOONEY, BOHNER & MUNSON, 815 West Washington Street, Post Office Box 1397; Boise, Idaho 83701, and requests that in accordance with the applicable provisions of the Idaho Code, and more directly Section 42-203, that a hearing be conducted before the Director of the Department of Water Resources under rules and regulations to be promulgated by the Department of Water Resources under the provisions of Chapter 52, Title 67, Idaho Code Annotated, within the time so prescribed within Section 42-203, with reference to the application for permit of RONALD K. VAUGHN, which application number is believed to be 77-7056, whereby Mr. Vaughn is requesting the appropriation of certain waters from Lick Creek, a tributary of Big Creek, in Valley County, State of Idaho.

The following information is given with reference to this protest:

1. The name of the Protestant is SCOTT NEAL, whose current address is Rural Route 1, Brookside Lane, Boise, Idaho 83702. The name of Protestant's attorney is A. J. BOHNER, Post Office Box 1397, Boise, Idaho 83701.

2. The Protestant alleges that he has perfected water rights in Lick Creek, which rights are superior to applicant's and that Protestant believes that the proposed diversion by the Applicant would interfere with your

PROTEST OF APPLICATION
FOR PERMIT

MICROFILMED

Protestant's existing perfected water rights should this application be granted.

3. That such proposed use would reduce the quantity of water available to Protestant under his existing water rights.

4. The Protestant also questions the fact of whether or not Applicant has the financial resources to complete the work involved therein as set forth in said application for permit.

5. Further the Protestant believes that the diversion by Applicant of water from Lick Creek in the vicinity of Applicant's property would interfere with the diversion of water from Lick Creek to Protestant's property since both properties lie within the same general area of Lick Creek.

6. Protestant also believes that summer flows do become low and any additional appropriation of water would directly and adversely affect Protestant's water rights during the summer months.

7. Protestant has attached hereto documents received from the Department of Water Resources, showing Protestant's water rights in Lick Creek.

THEREFORE, Protestant respectfully requests that a hearing be conducted, as outlined above, for the purposes of determining the questions raised by Protestant and any other questions or issues that might arise from investigation or during the hearing prior to issuance of Applicant's permit and Protestant respectfully submits that such application should be denied.

DATED this 1st day of October, 1976.

PROTEST OF APPLICATION
FOR PERMIT

LYONS, MOONEY, BOHNER & MUNSON

d. j. Bohner
Attorney for Protestant

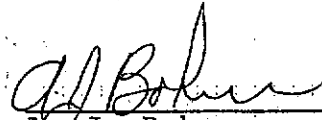
MICROFILMED

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on the 1st day of
October, 1976, I served the foregoing PROTEST OF APPLICA-
TION FOR PERMIT on:

Mr. Ronald K. Vaughn
Post Office Box 401
Emmett, Idaho 83617

by depositing a copy of the foregoing document in the
United States Mail, postage prepaid, addressed to said
person at the above address.


A. J. Bohner
Attorney for Scott Neal

INTER-DEPARTMENT MEMO — 1

FROM Rita Fleck

DATE September 9, 1976

TO File 77-7056

SUBJECT Advertising

On September 2, 1976, I prepared the advertising forms for this application. However, later I noticed that I had sent the advertising to the wrong paper, the Idaho Free Press. On September 9, 1976, I again prepared the advertising notice this time to be published in the Star News, the paper for Valley County.

UNRECORDED



SIGNATURE



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

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2190

September 10, 1976

Re: Notice of Application for Permit NO. 65-7653 - James M. Hait
77-7066 - Ronald K. Vaughn

The Star News
Box 985
McCall, ID 83638

Gentlemen:

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

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear in the bill:

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

(Signature of Claimant)

Bill Submitted

10-13-76

y

Sincerely,

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that RONALD K. VAUGHN
Emmett, ID
has on August 31, 1976 submitted Application No. 77-7056
for a permit to appropriate 0.04 cubic feet per second ~~XXXXXX~~
~~per annum~~ of water from Lick Creek trib. Big Creek
by means of pipe and settling tank
within the NW 1/4 Sec 2 T20N-R9E W. M., Valley County

to be used from Jan 1 to Dec 31
for domestic purposes

within the SE 1/4 NW 1/4 Sec 2 T20N-R9E B. M.

If issued, this permit will be subject to all prior water rights. Pro-
tests against the granting of the permit must be filed with the Idaho Depart-
ment of Water Resources, Statehouse, Boise, Idaho, 83720, on or before
October 4, 1976.

R. KEITH HIGGINSON

Director

Published in the The Star News, McCall, ID
on September 16, 1976 and September 23, 1976.

MICROFILMED



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

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2190

September 3, 1976

Re: Notice of Claim to a Water Right No. 77-4028
77-4029
Notice of Application for Permit No. 77-7055
77-7056

Idaho Free Press
Box 267
Grangeville, ID 83530

Gentlemen:

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

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear in the bill:

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

(Signature of Claimant)

Sincerely,

MICROFILMED

RECEIVED

SEP 13 1976

RECEIVED

SEP 10 1976

Department of Water Resources
Northern District Office

NOTICE OF APPLICATION FOR WATER PERMIT

Department of Water Resources

RECEIVED

SEP 15 1976

Notice is hereby given that RONALD K. VAUGHN, Emmett, ID
has on August 31, 1976 submitted Application No. 77-7056 Department of Water Resources
for a permit to appropriate 0.04 cubic feet per second acre feet Western Regional Office
per annum of water from Lick Creek trib. XXXXXXXXXX Big Creek
by means of settling tank and pipeline
within the NW 1/4 Sec 2 T20N-R9E B.M., Valley County
to be used from Jan 1 to Dec 31
for XXXXXXX domestic purposes
within the SE 1/4 NW 1/4 Sec 2 T20N-R9E B.M., Valley County

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before September 27, 1976.

R. KEITH HIGGINSON

Director

Published in the The Idaho County Free Press, Grangeville, ID
on September 8, 1976 and September 15, 1976.

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that RONALD E. VAUGHN, Emmett, ID

has on August 31, 1976 submitted Application No. 77-7056
for a permit to appropriate 0.04 cubic feet per second acre feet
per annum of water from Lick Creek thib. XXXXXXXXXX Big Creek
by means of settling tank and pipeline
within the NW 1/4 Sec 2 T20N-R9E B.M., Valley County

to be used from Jan 1 to Dec 31 fo

for XXXXXX domestic purposes

within the x SE 1/4 Sec 2 T20N-R9E B.M., Valley County

If issued, this permit will be subject to all prior water rights. Pro-
tests against the granting of the permit must be filed with the Idaho Depart-
ment of Water Resources, Statehouse, Boise, Idaho, 83720, on or before
September 27, 1976.

R. KEITH HIGGINSON

Director

Published in the The Idaho County Free Press, Grangeville, ID
on September 8, 1976 and September 15, 1976.

MICROFILMED