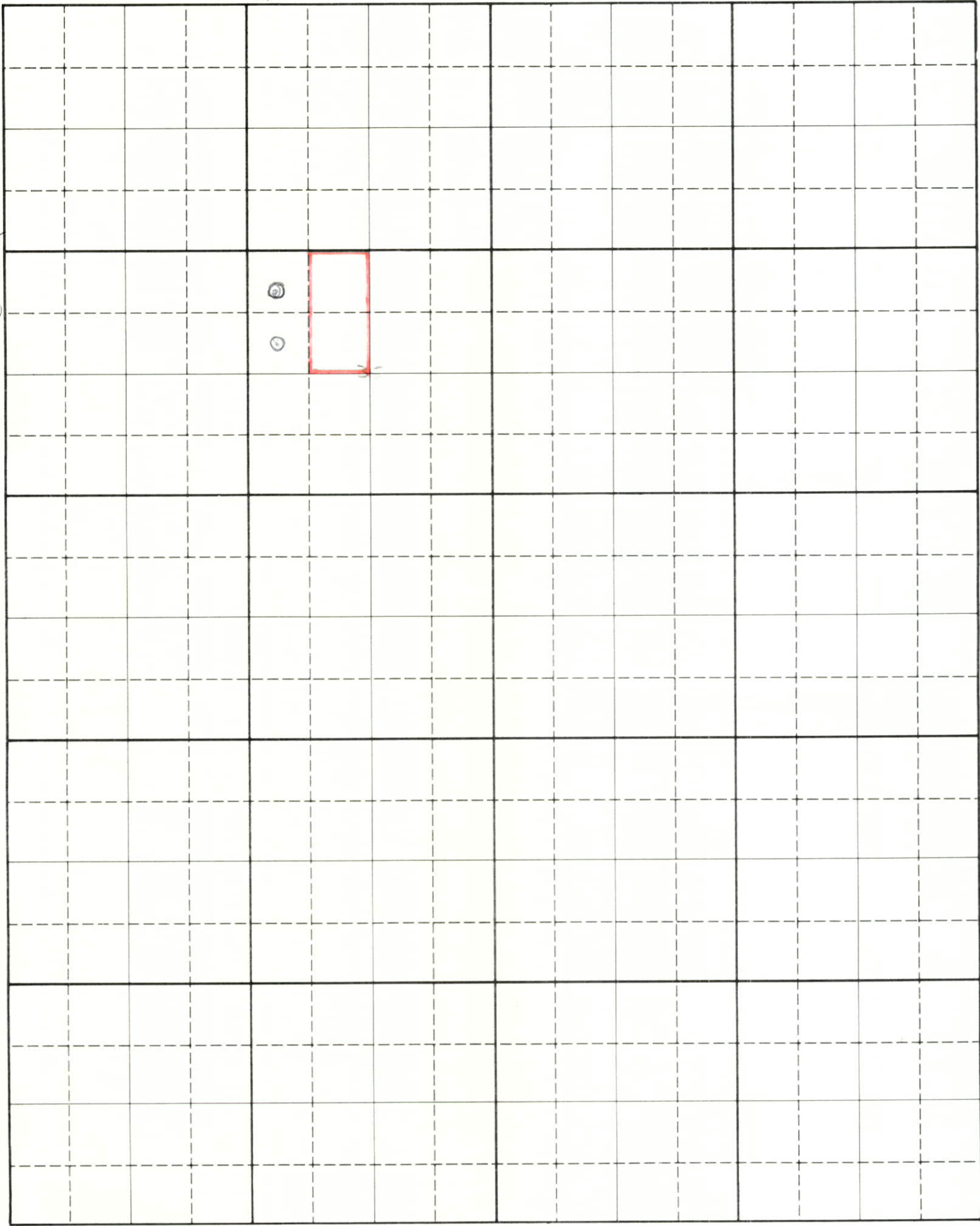


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. *R 9 E*

T
2
1
N



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.

Alvin H. Tuck
(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-publisher 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 aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for Two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began April 20, 1972, and ended April 27, 1972.

Subscribed and sworn to before me a Notary Public in and for the County of Valley, and the State of Idaho, this 2nd day of April, 1972.
My commission expires 6-2-74.
Donald E. McMahan
Donald E. Fuller Notary Public.

RECEIVED

May 4 1972

Department of Water Administration

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that Alvin H. and or Anna M. Tutt 358 Brightwood Avenue, Chula Vista, California have on April 11, 1972 submitted Application No. 77-7025 for a permit to appropriate 0.10 cubic feet per second of water from Government Creek, tributary of Logan Creek by means of headbox and pipe within the NW 1/4 NW 1/4, SW 1/4 NW 1/4, Sec. 35, T. 21N, R. 9E, B.M., Valley County to be used from Jan. 1 to Dec. 31 for domestic purposes within the E 1/2 NW 1/4, Sec. 35, T. 21N, R. 9E, 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 Administration, Statehouse, Boise, Idaho 83707, on or before May 8, 1972.

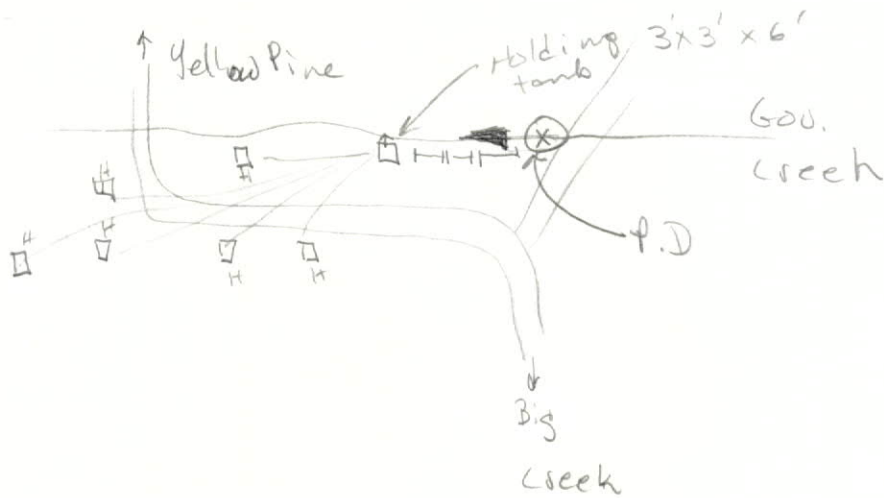
R. KEITH HIGGINSON
Director

Published in the Star-News, on April 20 and April 27, 1972.

77 7025

8/24/77

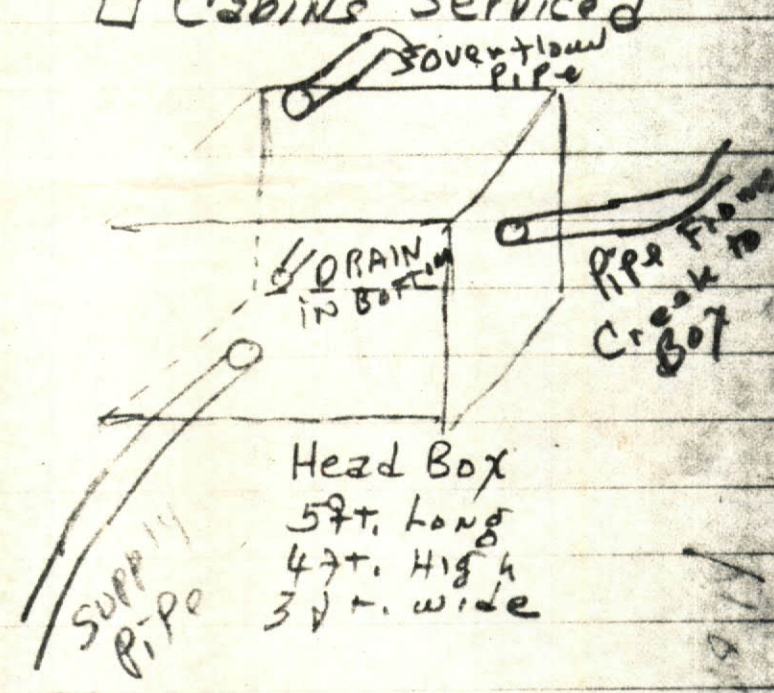
6 domestics out of same system
Another permit exists - fill out proof
and send to Association.



P.D. NW NW sec. 35 21N9E

1 Mile
To Big Creek Lodge
+
Ranger Station

1000 ft + 3" Plastic Pipe
1000 ft + 1 1/2" Plastic Pipe
△ Cabins serviced

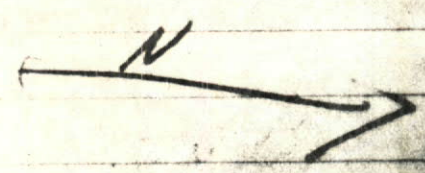


Note: NOT IN USE

PVC 1 1/2" plastic pipe 450'

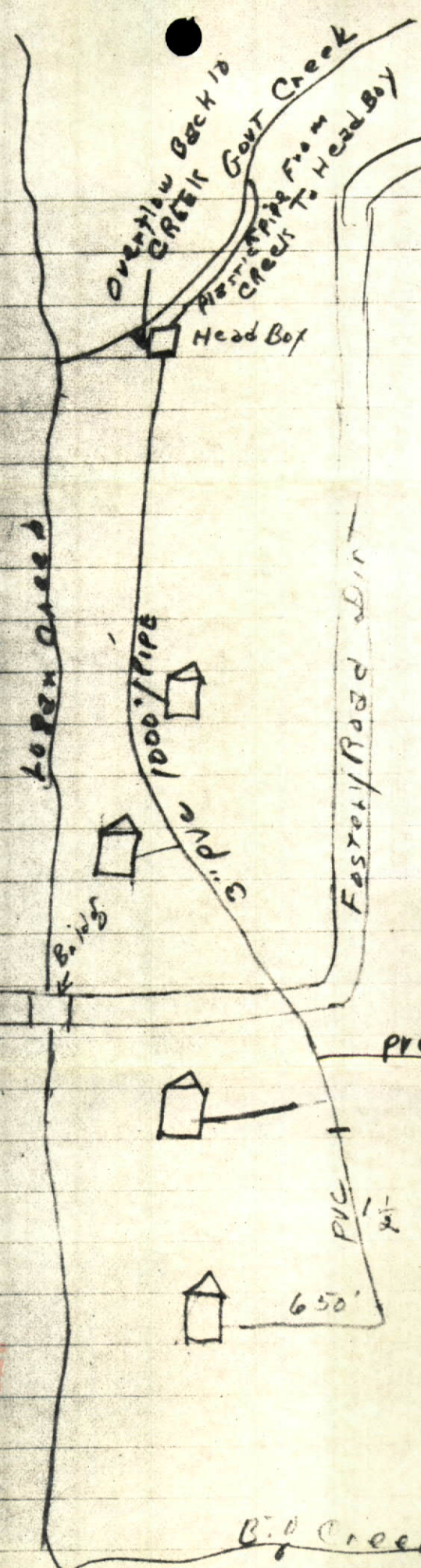
PVC 1 1/2" plastic pipe

650'



Big Creek

Rough SKETCH of water system



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 77-7025 Priority April 11, 1972 Amount 0.10 cfs

THIS IS TO CERTIFY, that ALVIN H. &/or ANNA M. TUTT
of Chula Vista, California 83677, has complied with the terms and conditions of Permit
No. 77-7025 issued pursuant to Application for Permit dated April 11, 1972,
and has submitted proof to the Department of Water Resources on July 26, 1977,
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 0.10 cfs of water from Government Creek,
tributary to Logan 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
<u>Domestic</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.10</u> cfs and	<u>3 acre feet</u>
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____
(both dates inclusive)			

Subject, however, to the condition that no more than 0.10 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
3 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, Twp. 21N,
Rge. 9E, B. M. in the County of Valley

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
21N	9E	35					X			X									

Total number of acres irrigated _____

NOTE: 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.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 20 day of
February, 19 79.

Director

MICROFILM

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 77-7025 IN
THE NAME OF ALVIN H. &/or ANNA M. TUTT

ORDER

WHEREAS, on April 11, 1972, Alvin H. &/or Anna M. Tutt filed with the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate 0.10 cubic feet per second of water from Government Creek, tributary to Logan Creek, to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, Twp. 21N, Rge. 9E, B.M., Valley County, to be used for domestic purposes; and,

WHEREAS, on May 17, 1972, the Department approved said application and issued Permit No. 77-7025 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before May 1, 1977, and that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on March 21, 1977, the permit holders requested an extension of time along with a request that the measuring device requirement be removed from said permit; and,

WHEREAS, it appears that under the circumstances, the permit holders have been proceeding with reasonable diligence and have given good cause for delay; and,

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

IT IS, THEREFORE, HEREBY ORDERED that the time within which to submit proof of beneficial use of water be extended to May 1, 1978. IT IS FURTHER ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works, be and is, REMOVED from Permit No. 77-7025.

Dated this 24 day of March, 1977.


for A. KENNETH DUNN
Administrator, Operations Division

MICROFILMED

Identification No. 77-7025
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant ALVIN H. and/or ANNA M. TUTT
post office address 358 Brightwood Avenue Chula Vista California 92010
2. Source of water supply Government Creek which is a tributary of Logan Creek
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 35 Township 21 N
Range 9 E B.M. Valley County; additional points of diversion if any: _____
SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 35, Township 21 North, Range 9 East, Boise Meridian
- 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 0.10 for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. -0.08 - 10 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____
concrete headbox 3' X 4' X 3', with 3" plastic pipe 2000' 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 _____ (Mo. Day) to _____ (Mo. Day) inclusive.
- 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 \$ 2000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: E $\frac{1}{2}$ $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 35 Township 21 N
Range 9 E B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water four S. JEB Tulgahongon
13 April 72
(5) If water is to be used for other purposes describe: _____
This system will ^{five} supply four (4) domestic home sites in the Edwardsburg Townsite

77 7025

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

[illegible]

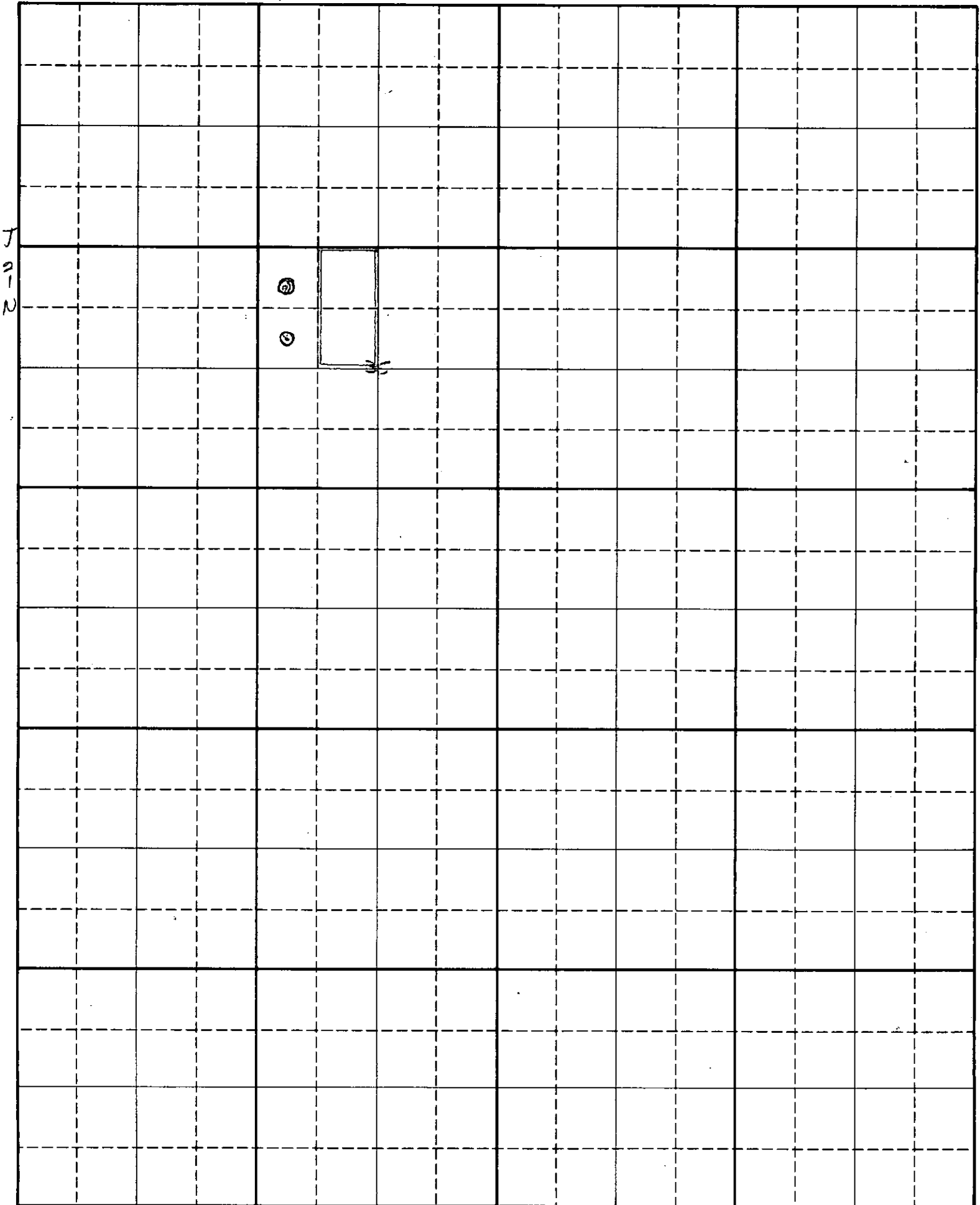
c. Describe any other water rights used for the same purposes as described above. NONE

9. a. Who owns the property at the point of diversion United States Forest Service
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 _____
applicant will make application for special use permit with United States Forest Service

[illegible]

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

R 9 E



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.

Alvin H. Galt
(Applicant)

77 7025

77 7025

Received by LEB Date 1 Apr. 72 Time 10:15 A
Preliminary check by LEB Fee \$ 10.00 perit #8277
Receipted by nej Date 4-11-72
Publication prepared by b1 Date 4-14-72
Published in The Star News, McCall
Publication dates 4-20 & 4-27-72
Publication approved ok Date 5-4-72
Priority reduced to 4-13-72 Reason Date of amended
application.

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by A JDF
X

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 77-7025, 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 May 1, 1977.
- c. Other: A measuring device of a type approved by this Department shall be
permanently installed and maintained as part of the diverting works.

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

Witness my hand this 17 day of May, 1972.

R. Keith Higgins
Director

PUBLISHER'S AFFIDAVIT

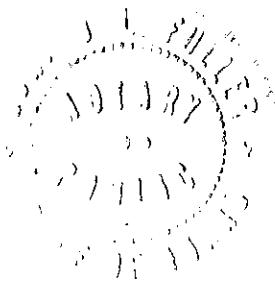
STATE OF IDAHO)
) ss.
County of Valley)

Donald E. McMahan, being first duly sworn, deposes and says: That he is the co-publisher 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 aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for Two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began April 20, 1972, and ended April 27, 1972.

Subscribed and sworn to before me a Notary Public in and for the County of Valley, and the State of Idaho, this 2nd day of May, 1972.
My commission expires 6-2-74.

Donald E. McMahan

Donald L. Fuller Notary Public.



RECEIVED

MAY 4 1972

Department of Water Administration

NOTICE OF APPLICATION FOR WATER PERMIT
Notice is hereby given that Alvin H. and or Anna M. Tutt 358 Brightwood Avenue, Chula Vista, California have on April 11, 1972 submitted Application No. 77-7025 for a permit to appropriate 0.10 cubic feet per second of water from Government Creek, tributary of Logan Creek by means of headbox and pipe within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 21N, R. 9E, B.M., Valley County to be used from Jan. 1 to Dec. 31 for domestic purposes within the E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 35, T. 21N, R. 9E, 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 Administration, Statehouse, Boise, Idaho 83707, on or before May 8, 1972.
R. KEITH HIGGINSON
Director
Published in the Star-News, on April 20 and April 27, 1972.

77 7025

WATER RIGHT NUMBER 77-7025

OWNER LAST NAME - TUTT

FIRST NAME - ALVIN H.

ORIG OWNER -

OWNER LAST NAME - TUTT

FIRST NAME - ANNA M.

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - CHULA VISTA

STATE - CA ZIP CODE - 83677

SOURCE - GOVERNMENT CREEK

TRIBUTARY OF - LOGAN CREEK

STAGE - LICENSE

STATUS -

PRIORITY - 04-11-1972

COUNTY - VALLEY

TOTAL DIV. RATE -

.1000 -CFS

TOTAL DIV. VOLUME -

3.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NWNW 35 21N 09E LOT

REDIV -

272.0 92.0

279.0

35.0

52.0

1.0

0.0

0.0

0.0

0.0

0.3

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE -

.1000 CFS

USE DIV. VOLUME -

3.00 AFA

USE - DOMESTIC

PLACE OF USE - TWN 21N RNG 09E SEC 35 TRACT NENW LOT

AC

TRACT

SENW LOT

AC

DECREE NAME -

DATE -

TOTAL ACRES

0

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

WEL CERTIFIED

IDENT. NO. 77-7025

WATER RIGHT
DATA ENTRY LOG

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

February 21, 1979

Re: Permit No. 77-7025

**Alvin &/or Anna M. Tutt
358 Brightwood Avenue
Chula Vista, California 92010**

Dear Mr. or Mrs. Tutt:

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw
Enclosure

**cc: Government Creek Water Users Association
E. E. Ward, Manager**

MICROFILMED

FROM Bill MacAllister

DATE 8/31/77

TO File # 77-7025

SUBJECT This water right is now administered by the Gouverment Creek Water Users Assoc. A copy of the license issued should be sent to the manager of the Assoc., E.E. Ward, P.O. Box 1044, McCall, Id. 83638

Bill MacAllister
SIGNATURE

1. Name of permit holder Alvin &/or Anna M. Tutt

Post office address 358 Brightwood Ave., Chula Vista, CA 92010 Phone

Person to contact At Big Creek, Idaho via Yellow Pine 83677 until Phone

2. Source of water supply: Groundwater ☐ Surface water ☐ Government Creek

Tributary to Logan Creek (name spring, stream, etc.)

3. Water will be used for the following purposes:

Amount 0.10 c.f.s. for Domestic (5)
AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

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

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

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

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

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 0.10 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 21N N/S, Range 9E E/W, B.M., Section 35, Subdivision NW $\frac{1}{4}$ NW $\frac{1}{4}$, Valley

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision SW $\frac{1}{4}$ NW $\frac{1}{4}$, _____

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

Other Points of Diversions: _____

Description of diverting works: concrete headbox 3' x 5' x 4' with 3" plastic pipe 2000' to place on use.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

DATE OF EXAM 8/24/77

ACREAGE
Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= 0.10 c.f.s. V= 2.4 3.0 AF/Ann. from Jan. 1 to Dec. 31
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ☒

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

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

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

Total Q measured 0.10 cfs Method of measurement estimate

Total Q recommended 0.10 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 3.0 3.0 AF/ year

Recommended Amendments:

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

MEASUREMENT CALCULATION:

Q estimate = 0.10 cfs
Allow 0.6 AF/ year household for second home sites.
V = 5 X 0.6 AF/ year = 3.0 AF/ year

SYSTEM DESCRIPTION:

55 gallon drum with top cut off sideways in Government
Creek as collection box. Water piped down stream
to holding tank (approx. 400 gal) with overflow returning
to Government Creek. Water is piped to six
second home sites.

REMARKS:

Single P.D. in NW 1/4 NW 1/4, sec. 35, T 21 N, R 9 E, B.M.
Recommend 5 domestic uses only.

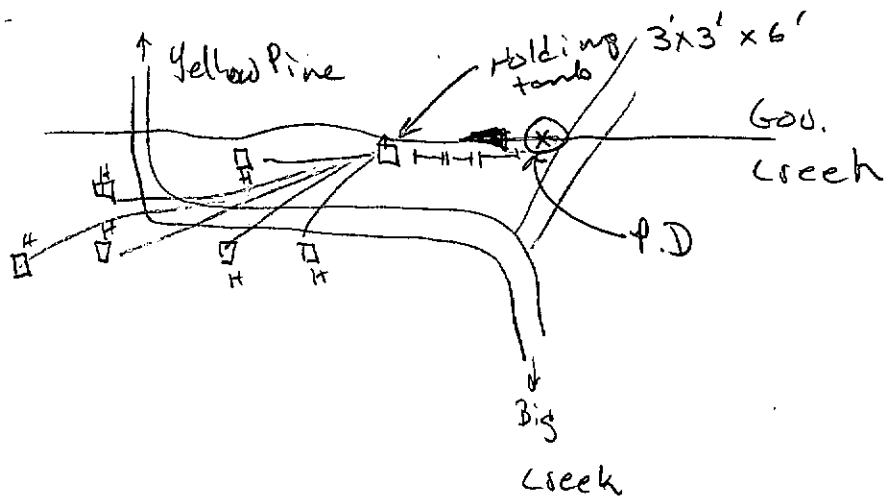
Examiner's Signature Walter H. Mac Allister III Date 8/31/77

Checked by _____ Date _____

Approved by _____ Date _____

8/24/77

6 domestics out of same system
Another permit exists - fill out proof
and send to Association.



P.D. NW NW sec. 35 21N9E

August 9, 1977

Re: Permit No. 77-7025

Alvin &/or Anna M. Tutt
Big Creek, Idaho
via Yellow Pine, ID 83677

Dear Mr. and Mrs. Tutt:

We acknowledge receipt of the affidavit 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. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in **Boise**.

Sincerely,

JANICE RENK
Water Rights

jr/la

RECEIVED
AUG 14 1977

Mr. Tutt will be
at the address
below until the end
of Sept.

Big Creek, ID
via Yellow Pine
83677

RECEIVED

RECEIVED

Identification No. _____
JUL 28 1972 Permit No. 97-7025

STATE OF IDAHO Department of Water Resources
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Alvin H. &/or Anna M. Tutt
b) Post Office Address 358 Brightwood Ave., Chula Vista, CA 92010
2. Permit Number 77-7025
3. Date of Priority that you are prepared to establish April 11, 1972
4. a) Source from which water was appropriated Gout. Cr.
b) Location of the point of diversion: NW 1/4 NW 1/4, Section 35
Township 21N, Range 9E Boise Meridian, Other points of diversion: SW 1/4 NW 1/4, Sec. 35, 21N, 9E
5. a) The amount of water and use to which the water has been applied:
Amount 0.10 cfs for Domestic purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.10 cfs cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: myself
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Concrete headbox 3' x 3' x 3', with 3" plastic pipe 2000' to place of use
b) Describe the type and size of measuring device which you have installed at your point of diversion: None Reg.
c) Give well driller's name and address and the date the well was completed: _____
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: 5 domestic home sites

8/5/72

RECEIVED

If you are irrigating 15 or more acres, please submit an aerial photo of the property with this application.

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated

10. Remarks:

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

(Date)

(Signature)

State of Idaho)
County of Ada) ss.

On this 26th day of July, 1977, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at

My commission expires

Life

March 24, 1977

Re: Permit No. 77-7025

Alvin &/or Anna Tutt
358 Brightwood Ave.
Chula Vista, CA 92010

Dear Mr. & Mrs. Tutt:

Enclosed is an Order which extends the time within which to submit proof of beneficial use of water to May 1, 1978. This Order also removes the measuring device requirement from this permit.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:jfr

Encl.

MICROFILMED

Alvin H. Tutt
358 Brightwood Avenue
Chula Vista, California 92010
714/422-1520

March 16, 1977

Department of Water Resources
Statehouse
Boise, Idaho 83720
Attention: Mr. R. Keith Higginson, Director

Re: (A) Permit number 77-7025 to Alvin H. and Anna M. Tutt
Re: (B) Your letter of February 28, 1977

Dear Sir:

The water project granted by reference (A) (above) has not been fully completed and it is respectfully requested that the maximum extension of time be given on Permit # 70-7025, that is allowable under section 42-204 Idaho code amended, due to the following reasons:

1. Two years delay starting project due to the Division of Forestry granting a special use permit and a Department of Health clearance.
2. Difficulty in getting the ditch dug for pipe; approximately 2000'.
3. Limited working time; there is only about four months a year that you can get into the Big Creek area, (July through October) due to road conditions, to accomplish any work. Forestry does not open this road, and unless a mining company or someone has it opened the snow usually does not melt until mid July.

STATUS OF WATER PROJECT

1. Reinforced concrete head box, 5'x3'x4' completed.
2. Plastic pipe in, buried 30". Now piped to five home sites, serving four families; two of the families are in the area approximately three months per year, and the other two are there over the weekends from July through October.
3. Temporary plastic pipe from the creek to the head box.

WORK OUTSTANDING

1. A permanent 4" plastic pipe to be installed from the creek to the headbox. Estimated completion date October 1977.
2. A measuring device acceptable to the Department of Water, estimated completion date October 1977.

I wish to call to your attention, that all water used is for domestic purposes by retired vacationing families for only three to four months a year. (July through October) Water requirements are nominal. Is it possible to re-consider the requirements for a permanently installed measuring device; as there is some question as to what type could be permanently installed, and would still maintain, at the headbox, suitable water pressure. Since water pressure at this point would be approximately zero. The headbox and system would be completely drained in late October or early November, and not filled again until July.

UNRECORDED

BW
March 16, 1977

Page 2

Department of Water Resources

7025
RECEIVED

MAR 21 1977

Department of Water Resources

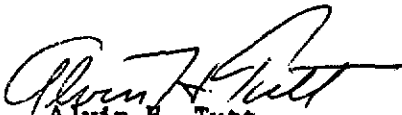
Last year 1976, on my way home from Big Creek; I visited your office and briefly outlined the problem and inquired about what type of a measuring device the Department required. It was thought that the best thing for me to do would be to come by the office of the Department of Water Resources on the way to Big Creek in July of 1977, and I agree. At this time it would be determined just what had to be done to comply with the measuring device requirements. I do not remember the person's name that I talked to, but he wrote a note and placed it in my file. At this time I did not realize the time requirement would expire on May 1, 1977.

I expect to be in Boise in July, depending on when the road opens to the Big Creek area, and will visit your office to discuss this matter.

It is hoped that I have provided reasonable cause to grant an extension of time for submitting proof of application of water for beneficial use. If not please call me collect at my home, so that we can discuss it direct. My home number is 714/422-1520.

Thank you for your time, it is appreciated very much.

Sincerely,


Alvin H. Tutt

Enclosure: Rough Draft of water system

AHT/ljs

MICROFILMED

1 mile
to Big Creek Lake
+
Ranger Station

1000 ft 3" Plastic Pipe
1000 ft 1 1/2" Plastic Pipe
△ Cabins serviced

Sovereignty
Rule

✓ DRAIN
IN BOX

112 F
C-307

Head Box
57 in. Long
47 in. High
34 in. wide

Note: Not in use

prc 1 1/2 plastic P.H. 450'

PVC $1\frac{1}{2}$ Plastic p, p.

650

B. D. Green

Rough SKETCH of water system

February 28, 1977

CERTIFIED MAIL

138350

Re: Permit No. 77-7025

Alvin H. &/or Anna M. Tutt
358 Brightwood Ave.
Chula Vista, CA 92010

Dear Mr. & Mrs. Tutt:

One of the conditions of approval of your water Permit No. 77-7025 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before May 1, 1977. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

MICROFILMED

May 25, 1972

Re: Permit No. 77-7025

Alvin H. &/or Anna M. Tutt
358 Brightwood Ave.
Chula Vista, California 92010

Dear Mr. & Mrs. Tutt:

Enclosed is a copy of your approved Application for Permit No. 77-7025. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at the points of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

Enc: Copy of permit
Information letter

bc: Western District Office

77 7025

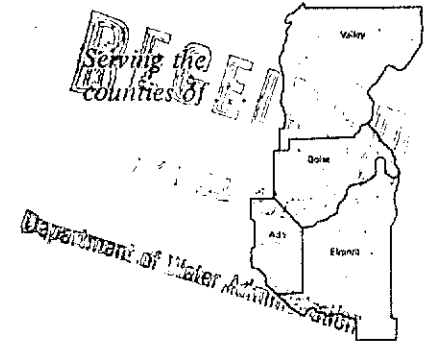
CENTRAL DISTRICT HEALTH DEPARTMENT

MAIN OFFICE
1455 NO. ORCHARD
BOISE, IDAHO 83704

TELEPHONE
375-5211

VALLEY COUNTY OFFICE
P. O. Box 568
Cascade, Idaho 83611

382-4275



April 20, 1972

File: 60.04

Mr. Donald W. McEldowney
Appropriation Supervisor
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

RE: Application for Permit No. 77-7025 - Alvin H. and/or
Anna M. Tutt.

Dear Mr. McEldowney:

This office has not received any information concerning this system.

Thank you for the information.

Yours truly,

A handwritten signature in cursive script that reads 'Larry L. Koenig'.

Larry L. Koenig
Environmentalist III

77-7025

LLK:m

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

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

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

April 17, 1972

Re: Application for Permit No. 77-7025 - Alvin H. &/or Anna M. Tutt

Larry L. Koenig, Environmentalist III
Central District Health Department
P. O. Box 568
Cascade, Idaho 83611

Dear Mr. Koenig:

We are enclosing a copy of an application that may be of interest to your agency. Please review the application and if you have any comments, please submit them to our Department as soon as possible. We normally complete the processing of an application within a 6-week period and we are required to take final action shortly thereafter.

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

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/BL

Enclosure

77 7025

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

April 14, 1972

Re: Application No. 65-7271 - Jack Wymer &/or Ruth L. Wymer
" " 77-7025 - Alvin H. &/or Anna M. Tutt

The Star News
Box 985
McCall, Idaho 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 on the bill:

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

(signature of claimant)

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/BL
Enc: legal notices (2)

Bill submitted 5-4-72. cr

77 7025

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Alvin H. &/or Anna M. Tutt
358 Brightwood Avenue, Chula Vista, California
have on ~~XXXXXX~~ April 11, 1972 submitted Application No. 77-7025
for a permit to appropriate 0.10 cubic feet per second ~~XXXX XXXX XXX XXXXX~~
of water from Government Creek, tributary of Logan Creek
by means of headbox and pipe
within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 21N, R. 9E, B.M., Valley County
to be used from Jan. 1 to Dec. 31
for domestic purposes
within the E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 35, T. 21N, R. 9E, 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 Administration, Statehouse, Boise, Idaho, 83707, on or before May 8, 1972.

R. KEITH HIGGINSON

Director

Published in the Star News, McCall, Idaho
on April 20 and April 27, 1972

77 7025