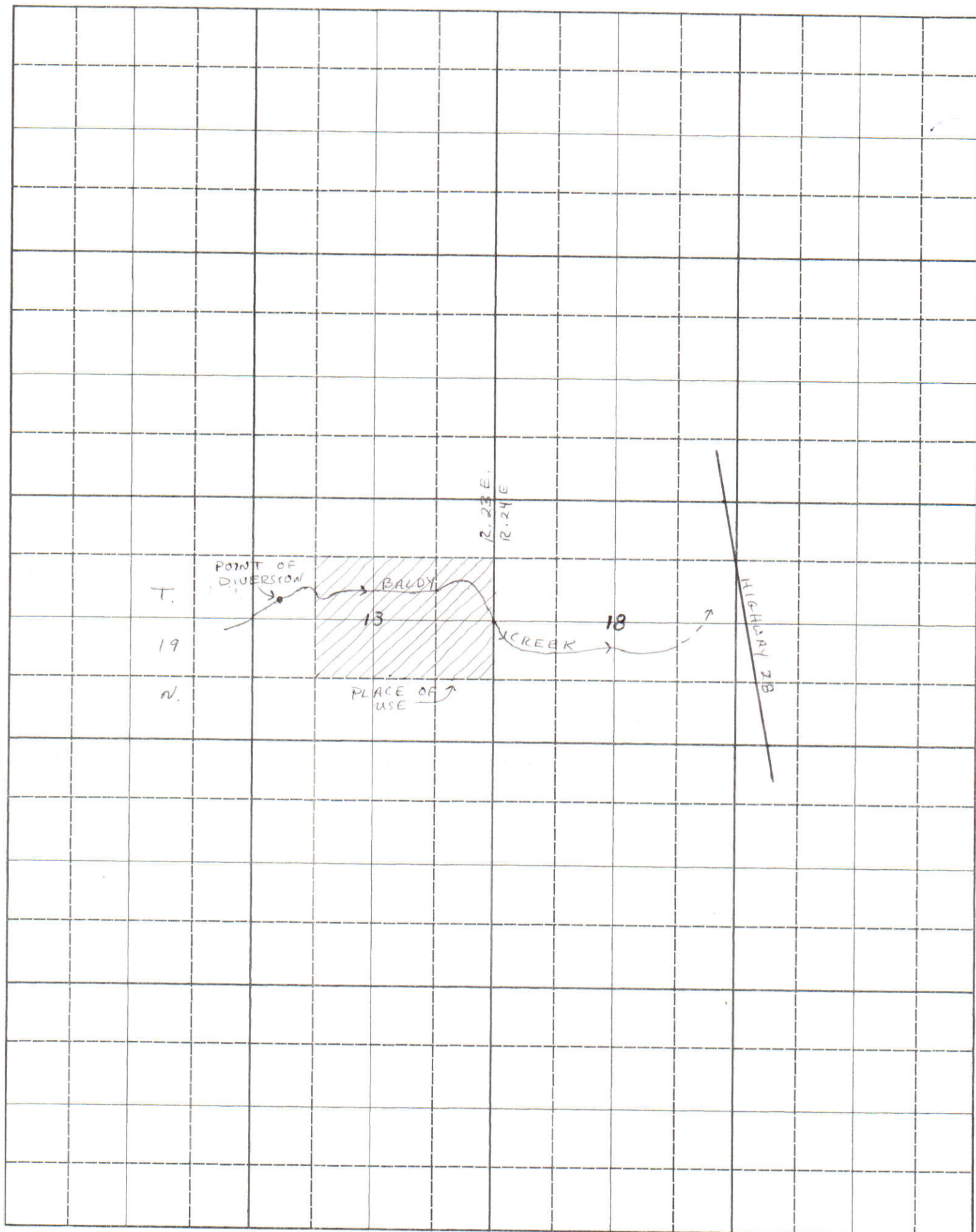


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Kent Smith
(Applicant)



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

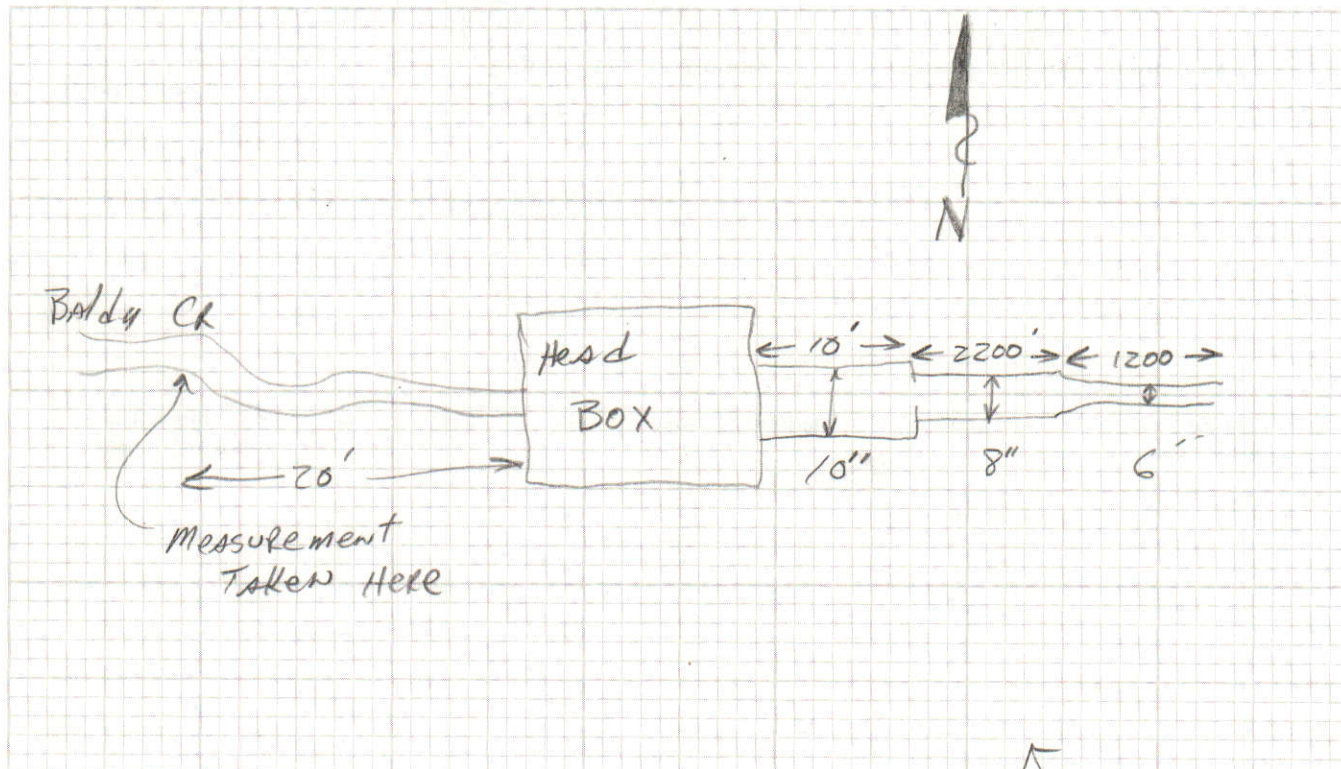
1. Owner: Kent G Smith Permit No. 74-7101
Current Address: PO Box 16 Tendoy ID 83468 Phone No. 756-4427
2. Accompanied by: RJ Smith EXAM. DATE: 6-23-87
Address: Box 502 Tendoy ID 83468 Phone No. 756-4556
Relationship to Permit Holder: Son
3. Source: Baddy Cr tributary to Lemhi

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE
_____ ☐ Copies Attached
2. Other water rights with same point of diversion: NONE
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = _____

MICROFILMED

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☒ Aerial Photo Attached (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

MAR 17 1989

R23E
N61L

#74-7101

PLACE OF USE

LOCATION OF
OPEN CHANNEL
MEASUREMENT

Point of
Diversion

MICROFILMED

MAR 17 1983

74-1506



R23E

PLACE OF USE

T15N

#74-7101

MICROFILMED

MAR 17 1984

LOCATION OF MEASUREMENT

POINT 14

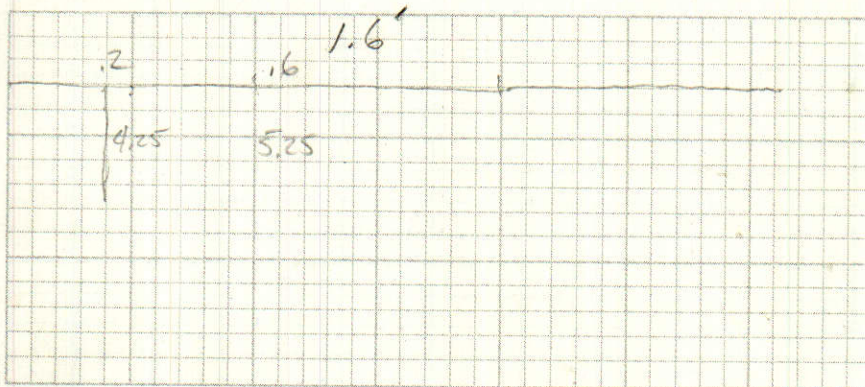
DIVERSION Creek

Cherry Spring

C. DIAGRAMS

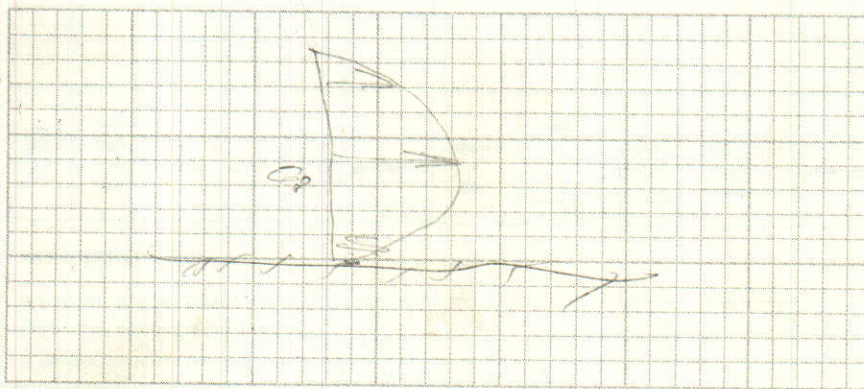
1. Measurement Location

Scale: _____ = _____



2. Cross-Section of Measurement

Scale _____ = _____



D. SUMMARY INFORMATION

1. Measurement rated

☒ excellent ☐ good ☐ fair ☐ poor

2. Remarks:

stream was shallow

3. Width:

Area:

Discharge in cubic feet per second:

1.70 cfs

DATE

6-23-87

SIGNATURE OF PERSON CONDUCTING MEASUREMENT

Samuel P. Feltch

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 74-07101

Priority: March 26, 1981 Amount: 0.17 CFS 72.2 AFA

This is to certify, that KENT G. SMITH

P.O. BOX 16

TENDON, ID 83468

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated March 26, 1981, and has submitted proof to the Department of Water Resources on December 27, 1982, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .170 cfs of water from:

BALDY CREEK

tributary to LEMHI RIVER

source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	04/01 to 11/01	0.17 CFS	72.2 AFA

LOCATION OF POINT OF DIVERSION(S):

SWNW , Sec. 13, Township 19N, Range 23E
LEMHI County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
19N 23E 13	SWNE 4	SENE 3	NESW 16	
	NWSE 24			47

Total number of acres irrigated: 47

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

MICROFILMED

MAR 17 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 74-07101

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 7th
day of MARCH, 1989.

Acting for the Director

RECORDED

MAR 17 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Kent G. Smith Phone _____

Post office address P.O. Box 16, Tendoy, ID 83468

2. Source of water supply Baldy Creek which is a tributary of Lemhi River

3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 13 Township 19N

Range 23E B.M. Lemhi County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

2.99 (Per telecon w/Herndon JK 3/27/81)

Amount -2.19 for irrigation purposes from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. -2.19 2.99 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Headgate, ditch works and sprinkler system.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

(2) Amount of power to be generated: _____ horsepower 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 _____.

(5) If water is to be used for other purposes describe: _____

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

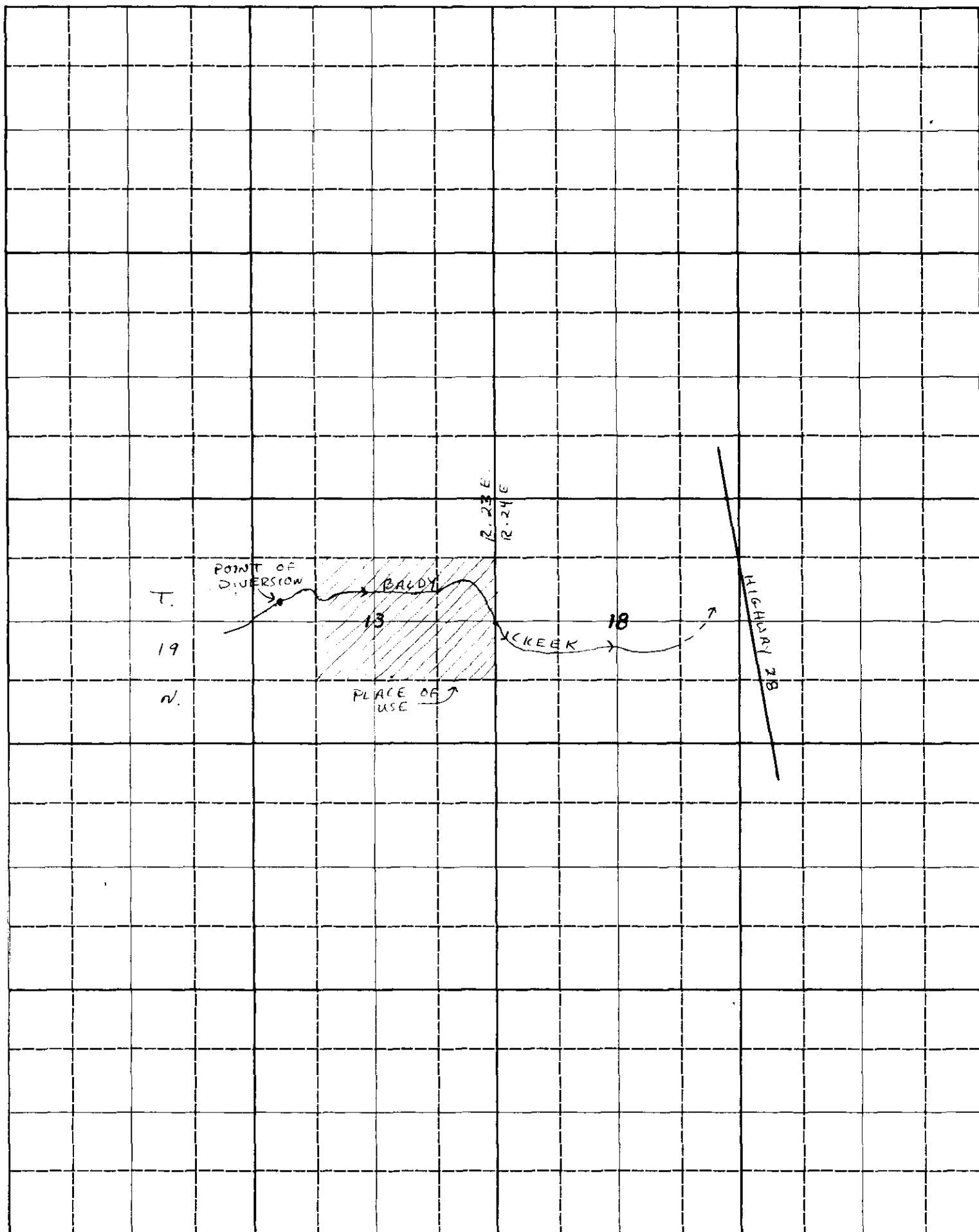
TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼			
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼
19N	23E	13			20	19.4			10	20					40	40		
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼
TOTALS																		

Total number of acres to be irrigated 109.4
(Per telecon w/Herrndon JK 3/27/81) 149.4
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 B.L.M.
b. Who owns the land to be irrigated or place of use Applicant(Kent G. Smith)
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 Applicant has applied for and has been told that he will receive a right-of-way from the point of diversion to the place of use. This right is for additional acreage other than is shown in license #74-2073 and 74-2092. The waters will come from the same source - Baldy Creek.

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.

Kent Smith
(Applicant)

Proposed Priority

3/26/81

Prepared

Received by

kw

JK

Date 3/26/81

Time 10:55

Preliminary check by

kcw

Fee \$

85.00

Receipted by

kw

Date

4/1/81 #17146

Publication prepared by

kw

Date

4/2/81

Published in

Recorder - Herald

Publication dates

4/9 & 4/16/81

Publication approved

kw

Date

4/13/81

Protests filed by:

None

Copies of protests forwarded by

Hearing held by

Date

Recommended for

approval

denial

by

EMC

R

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. 74-7101, 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, 19 86.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:

A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.

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

Use of water under this permit is subject to control by the watermaster of State Water District # 74, Lemhi River.

Witness my hand this 19th day of May, 1981.

L. Glen Saxton

Chief, Operations Bureau

NOTICE OF
APPLICATION FOR
WATER RIGHT

Notice is hereby given
that the following applica-
tion(s) have been submit-
ted for permit to appropri-
ate the public waters of
the State of Idaho:
73-7051

IDAHO POWER
COMPANY

P.O. BOX 70, Boise, ID
83707

Source: PAHSIMEROI
RIVER tributary to SAL-
MON RIVER

Date Filed: 03/24/1981

Amount: 10.00 CFS

Diversion Point: NENW
Sec 21 T 15N R 21E, LEM-
HI Co.

Use: FISH PROP. (10.00
CFS) from 01/01 to 12/31
Place of Use: NENW Sec
21 T 15N R 21E

Diversion Means: WEIR.
74-7101

SMITH, KENT G.

P.O. BOX 16, TENDON,
ID 83468

Source: BALDY CREEK
tributary to LEMHI RIV-
ER

Date Filed: 03/26/1981

Amount: 2.99 CFS

Diversion Point: SWNW
Sec 13 T 19N R 23E, LEM-
HI Co.

Use: IRRIGATION (2.99
CFS) from 04/01 to 11/01
Place of Use: SWNE

SENE SENW NESW
NESE NWSE Sec 13 T
19N R 23E FOR 149
ACRES

Diversion Means: HEAD-
GATE, DITCH &
SPRINKLERS.

74-7102

OXBOW RANCH

LEADORE, ID 83464

Source: HAWLEY
CREEK tributary to LEM-
HI RIVER

TEN MILE CREEK tribu-
tary to LEMHI RIVER

CLEAR CREEK tributary
to LEMHI RIVER

Date Filed: 03/31/1981

Amount: 45.78 CFS
29174.0 AC-FT

Diversion Point: SENE
Sec 03 T 15N R 27E SESE
Sec 06 T 14N R 28E NENE
Sec 16 T 14N R 28E, LEM-
HI Co.

Use: POWER (45.78 CFS)
from 01/01 to 12/31

Place of Use: SWNE Sec
29 T 15N R 27E

Diversion Means: EXIST-
ING DIVERSION DAMS
& PIPELINE.

If issued, the permit(s)
will be subject to all prior
water rights. Protests ag-
ainst the granting of any
permit must be filed with
the Director of the Idaho
Department of Water Re-
sources, 150 Shoup Ave.,
Idaho Falls, Idaho 83401
on or before APRIL 27,
1981.

C. STEPHEN ALLRED
Director

Published 4/09 & 4/16/

81.

4-9-2tc

Affidavit of Publication

RECEIVED

STATE OF IDAHO

County of Lemhi

APR 20 1981

Department of Water Resources
Eastern District Office

JERRY G. ROSIN

being first duly sworn, deposes
and says that he is one of the printers (publisher) of the RECORDER HERALD,
a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general
circulation therein.

That the Notice of Application for Water Rights 73-7051 and
74-7101, 74-7102

a true
printed copy of which is attached to the margin hereof has been and was correct-
ly printed and published in the regular and entire issue of every number of said
newspaper and not in any supplement thereof or thereto for ²
consecutive issues, commencing with the issue dated April 9 1981
and ending with the issue dated April 16 1981

Subscribed and sworn to before me, this

sixteenth

day of April

1981

Notary Public for the State of Idaho,
Residing at Salmon, Idaho

Publication Fee \$ 33.49

SMITH, KENT G.
P.O. BOX 16, TENDROY,
ID 83468

Source: BALDY CREEK
tributary to LEMHI RIV-
ER

Date Filed: 03/26/1981

Amount: 2.99 CFS

Diversion Point: SWNW
Sec 13 T 19N R 23E, LEM-
HI Co.

Use: IRRIGATION (2.99
CFS) from 04/01 to 11/01

Place of Use: SWNE
SENE SENW NESW
NESE NWSE Sec 13 T
19N R 23E FOR 149
ACRES

Diversion Means: HEAD-
GATE, DITCH &
SPRINKLERS.

RECEIVED

APR 8 1981

Department of Water Resources
Eastern District Office

March 13, 1989

KENT G. SMITH
P.O. BOX 16
TENDON, ID 83468

RE: PERMIT NO. 74-07101

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

February 7, 1989

KENT G. SMITH
P.O. BOX 16
TENDON, ID 83468

RE: PERMIT NO. 74-07101

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

MAR 17 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

74-7101
Permit No.

Smith K.

RECEIVED
OCT 23 1987

Department of Water Resources

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

- ☐ Blank Field Report Form
- ☐ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index SEJ 4/2/87 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of exam(s) attached?

Type of Overlap? ☒ Add acres or uses to existing system

☒ Increase rate of flow or volume

☐ Other: 74-2073

Check of P/U index SEJ 4/2/87 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of water right(s) attached?

Type of Overlap? ☐ Increase rate of flow or volume

☐ Add P/D's

☒ Increase number of acres within tracts

☐ Other: ~~74-2073~~, 74-2092 (only lake)

Aerial Photo

Required? ☒ yes ☐ no If yes: ☒ copy attached?

Scheduling Letter sent? _____ (Initial and date)

☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

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

C. Review and Processing:

Exam Completed SEJ 7-21-87 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent HLJ 7-21-87 (Initial and date)

Exam Reviewed by Manager of Regional Office SM 10-1-1987 (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office 10/21/87 (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

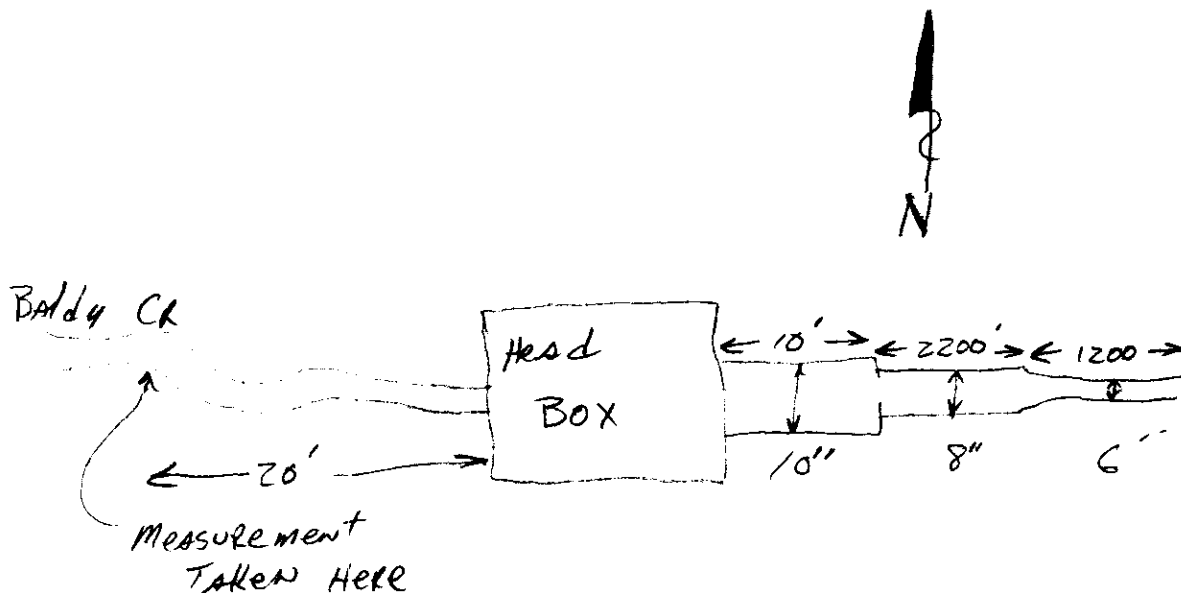
1. Owner: Kent G Smith Permit No. 74-7101
Current Address: PO Box 16 Tendoy ID 83468 Phone No. 756-4427
2. Accompanied by: RJ Smith EXAM. DATE: 6-23-87
Address: Box 502 Tendoy ID 83468 Phone No. 756-4556
Relationship to Permit Holder: Son
3. Source: Baldy Cr tributary to Lemhi

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE
☐ Copies Attached
2. Other water rights with same point of diversion: NONE
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.)
☒ Aerial Photo Attached
(required for irrigation of 10 acres or more.)

RECORDED

MAR 17 1989

System Description (continued)

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

He HAS 9/64" nozzles on 2 wheel lines
3029 BIRDS on each line. Currently this year
there is only enough WATER to run 1 line
30 birds.

☐ See Remarks on page 4 for continuation

4.

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

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

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

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	SE	NW	13	19N	23E	Lemhi	USGS Map

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

Indicate Method of Determination

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	
19N	23E	13			4	3									16	24			47

[REDACTED]

MAR 17 1969

Do not use this space

[REDACTED]

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
CURRENT meter	Pigmy					
PITOT Gauge						

2. Measurements:

Pressure Reading = 20 psi

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method:

$$265 \frac{\text{GPM}}{\text{Bird}} \times 30 \text{ Birds} \times \frac{1}{448.8 \frac{\text{GPM}}{\text{cfs}}} = .177 \text{ cfs}$$

2. Alternate Method for Checking Purposes:

$$\text{Pigmy Calculation} = .170 \text{ cfs}$$

F. PUMP EFFICIENCY DATA (Optional)

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

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

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

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

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

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 47 \times 3 = 141 \text{ Afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .170 \times 214 \times 1.9835 = 72.16$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 72.16 \text{ Afa}$$

2. Volume Calculations for Other Uses:

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MAR 17 1989

H. REMARKS AND OVERLAP REVIEW ANALYSIS

No overlap of 74-2073 + 74-2092
 See length adjustment + Transf. 2538
 HUI

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Irrigation

Period of Use
 From 4-1
 To 11-1

Rate of Diversion
 Q (cfs) .170

Annual Volume
 V (afa) 12.16

2. Recommended Amendments

- ☒ Change P.D. as reflected above
- ☐ Change P.U. as reflected above

J. AUTHENTICATION

Field Examiner's Name

Signature

Certification Date

Field Report Preparation Date

SAMUEL D. FLETT
 Samuel D. Flett
 Oct 1 1987

CONSULTANT SEAL

Shaw McCorrall

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

Jan 1/22/89

NOT RECORDED

MAR 17 1989

T19N
R23E

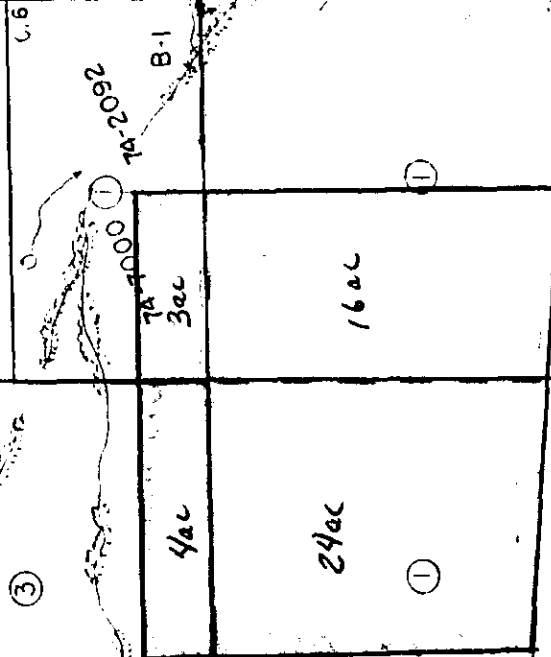
#74-7101



LOCATION OF
OPEN CHANNEL
MEASUREMENT

POINT OF
DIVERSION

PLACE OF USE



13
24

14 13
23 24



ROSE

LOCATION OF
MEASUREMENT

POINT 14
OF
DIVERSION CREEK

PLACE OF
USE

T15N

#7417101

Cherry Spring

PROFILING

MAR 17 1964

30

Form 219-N
7/88

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

74-7101

Water Right No.
(If applicable)

Open Channel Discharge Measurement Notes

A. GENERAL INFORMATION

- GENERAL INFORMATION
1. Name of stream or ditch: BALDY CR .92
2. Location: W. Tandy .93
3. Person conducting measurement: SAM FILETT! .94
4. Date and time of measurement: 6-23-87 3:00 PM .95
5. Accompanied by: RJ Smith .96
6. Measuring device size and ID no.: Pigmy meter .97
7. Spin test before measurement OK? yes after measurement OK? yes .98
8. Purpose of measurement: Field Exam .99

B. MEASUREMENT DATA

[illegible]

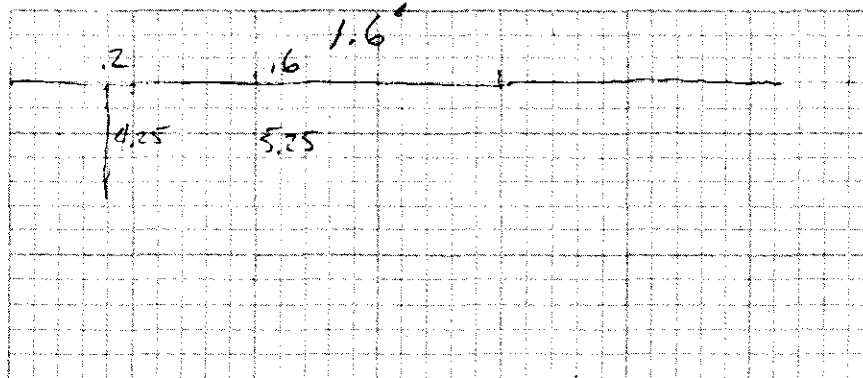
WALLING FLOOR

76 MAX 80

C. DIAGRAMS

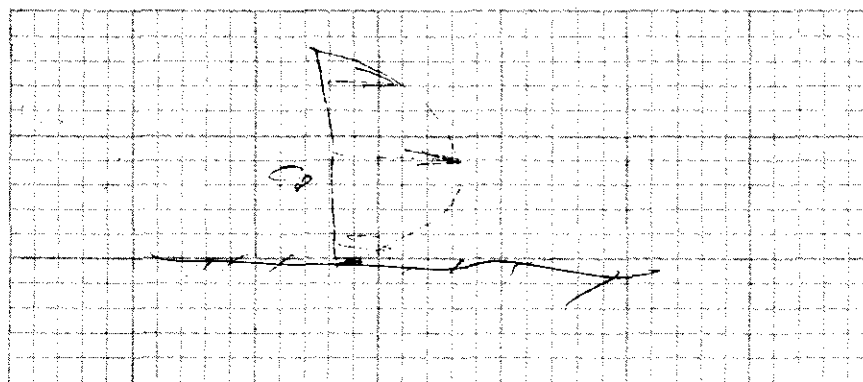
1. Measurement Location

Scale: _____ = _____



2. Cross-Section of Measurement

Scale: _____ = _____



D. SUMMARY INFORMATION

1. Measurement rated

☒ excellent ☐ good ☐ fair ☐ poor

2. Remarks: stream

was shallow

3. Width: _____ Area: _____

Discharge in cubic feet per second: .170 cfs

6-23-87
DATE

Samuel P. Feltz
SIGNATURE OF PERSON CONDUCTING MEASUREMENT

4/86

RECEIVED

MAR 5 1987

Department of Water Resources
Eastern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received 150.00
Date 3-6-87
Receipt # 41082
Receipt by mm
Sent to S.O. _____

RECEIVED

MAR 17 1987

1. Permit No. 74 7101

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

- ☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: KENT SMITH3. Post Office Address: Box 16 TENDON IDTelephone No. 756 44274. Source of Water: BALDY CREEK

5. Extent of Use:

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 65 (acres) Other/Remark _____6. Total rate &/or volume for which proof is submitted 2.99 cfs _____ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

1981

8. Person to contact to accompany the department representative during the field examination:

KJ Smith
(Name)Box 502 TENDON ID
(Address)756 4556
(Telephone Number)

- ☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner. I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

2/11/87
DateKJ Smith
Signature of Permit Holder (and title, if appropriate)

MAR 17 1987

State of Idaho
Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

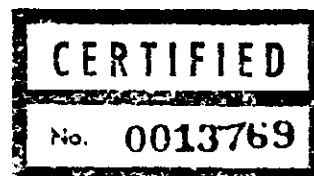
John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

February 10, 1987

74-7101
SMITH, KENT G.
P.O. BOX 16
TENDON, ID 83468



EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this Department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the Department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the Department, but you must within sixty (60) days of the date of this letter return to the Department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the Department to conduct the field examination, but you may change to another certified examiner.

NOTED

MAR 17 1989

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the Department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing of certified water right examiners will be available from this Department when examiners have been certified.

If your permitted use, in fact, has already been examined by the Department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the Department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

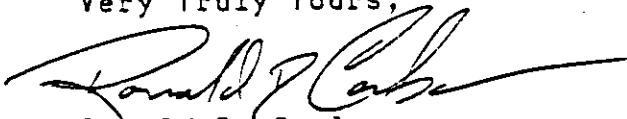
FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT

The attached examination fee information sheet and the fee may be submitted to the following Department office:

Eastern Region
Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83401
Phone: 525-7161

Very Truly Yours,



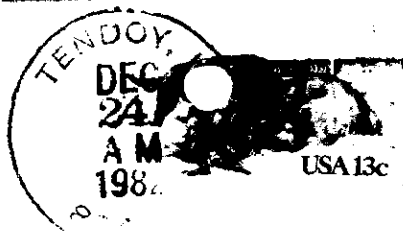
Ronald D. Carlson
Eastern Regional Manager

Enclosures

R.J. Smith

Box 502

Tendoy, ID 83468



RECEIVED

MAR 17 1989



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE

BOISE, IDAHO 83720

DEC 24 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No.

74-7101

Name(s) of Permit Holder(s):

KENT Smith

Post Office Address:

BOX 16

LENDON

IDAHO

Tel. No.

4427

☒ I hereby certify that construction of diversion works on the above referenced permit began on MAY 1982 (date). I understand that I must

continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control:

*Note: A financing difficulty is not an acceptable reason.

12/22/82
Date

Kent Smith
Signature of Permit Holder



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup
Idaho Falls, Idaho 83401
(208) 525-7161

RE:

Dear

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,

RECEIVED

MAR 17 1959

RS Smith
Box 502
Tendoy ID 83468

TENDON,
DEC
24
A M
196



USA 13c



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 74-7101.

Name(s) of Permit Holder:

KENT SMITH

Post Office Address:

Box 16 TENDON ID 83468

Tel. No. 754 4427

Source of Water:

BALDY CREEK

Extent of Use:

☐ Domestic

(number of households)

☐ Stockwater

(number and type of stock)

☒ Irrigation

150

(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.

12/22/82

Date

Kent Smith

Signature of Permit Holder



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

June 15, 1981

James C. Herndon
Attorney at Law
P. O. Box 789
Salmon, ID 83467

Dear Jim:

I think I can answer the questions raised in your June 10, 1981 letter by providing a general response.

As soon as the objections to the Lemhi River Proposed Findings of Water Rights are resolved and the court hands down a decree, the Director of the department can create a water district pursuant to Section 42-604, Idaho Code. The actual mechanics and boundaries of this district have not been determined since there already are several existing water districts on some of the tributaries of the Lemhi River. Assuming such a district is created, the waterusers can elect a watermaster pursuant to Chapter 6, Title 42, Idaho Code.

In the proposed finding of water rights, the department has recommended that waterusers install suitable headgates and measuring devices. The department has received no indication that the court will not so decree that measuring devices be installed. The requirement for Mr. Kent Smith to install measuring devices is consistent with this logic.

If I can provide additional information from time to time, please feel free to contact me.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

cc: Eastern Region

LAW OFFICES OF
JAMES C. HERNDON
HERNDON HOTEL BLOCK
P. O. BOX 789
SALMON, IDAHO 83467

J. CHARLES HERNDON [1911-1966]

JUN 12 1981

Department of Water Resources

TELEPHONE 756-2412
AREA CODE 208

June 10, 1981

L. Glen Saxton
Chief, Operations Bureau
Department of Water Resources
Statehouse
Boise, Idaho 83720

Re: Kent Smith - Water Right No.'s 74-2073
and 74-2092; Permit No. 74-7101

Dear Glen:

Kent Smith is the only water user, or land user for that matter, who can use the waters of Baldy Creek. Apparently, however, to meet the general standard you are requiring him to put in a measuring device and a weir.

Also, we note with interest that you have designated the Lemhi River for Water Master No. 74. Perhaps you can enlighten us.

The members of the district have always considered the district would be the ideal party to retain a water master.

Very truly yours,


JAMES C. HERNDON

JCH:jcb

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

SMITH, KENT G.
P.O. BOX 16
TENDON, ID 83468

JUNE 03, 1981

RE: PERMIT NO. 74-7101

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

BE SURE TO NOTE THE SPECIAL CONDITION REQUIRING YOU TO INSTALL A LOCKABLE DEVICE THAT WILL PROVIDE THE WATERMASTER CONTROL OF YOUR DIVERSION WORKS.

BE SURE TO NOTE THE SPECIAL CONDITION REQUIRING YOU TO INSTALL AND MAINTAIN A MEASURING DEVICE AT YOUR POINT OF DIVERSION. WE HAVE ENCLOSED A DESCRIPTION OF THE DIFFERENT TYPES OF MEASURING DEVICES ACCEPTED BY THIS OFFICE.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

74 7101

INITIAL REVIEW BY: KC Wells

APPLICATION NUMBER: Ken G Smith
74-7101

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☒ Yes ☐ No Other rights on same place of use. 74-2092 - this is supplemental to 47-20872
☒ Yes ☐ No* In form for advertising. April 27
☐ Yes ☒ No Final date for protests: _____
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: April 20, 1981
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☒ Yes ☐ No Measuring device required. Code 01E.
☐ Yes ☒ No Access port required.
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 74
3-26-81. Date of priority recommended.
Special conditions of approval or cover letter. _____

STATE OFFICE REVIEW:

By: Ernest Carlson Date: April 30, 1981.

SLW/L01, L02 01E, 04, 05 (74 Smith R.)

☐ See attached sheet for more information.
By: Relay Date: 5/18/81

3/79

IDENT. NO. 74 7101

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG

[illegible]

150 Shoup Ave. -----

525-7161

April 7, 1981

RE: Application for Permit No. 74-7101 - KENT G. SMITH

James C. Herndon
P.O. Box 789
Salmoh, ID 83467

Dear Mr. Herndon:

Attached herewith is Departmental Receipt No. 17146 in the amount of \$85.00 for the above referenced application for permit.

Sincerely,

KAY WALKER
Secretary

KW:k
Attachment

Z4-Z101-

SMITH, KENT G.

P.O. BOX 16, TENDON, ID 83468

Source: BALDY CREEK tributary to LEMHI RIVER

Date Filed: 03/26/1981

Amount: 2.99 CFS

Diversion Point: SWNW Sec 13 T 19N R 23E, LEMHI Co.

Use: IRRIGATION (2.99 CFS) from 04/01 to 11/01

Place of Use: SWNE SENE SENW NESW NESE NWSE Sec 13 T 19N R 23E
FOR 149 ACRES

Diversion Means: HEADGATE, DITCH & SPRINKLERS.

LAW OFFICES OF
JAMES C. HERNDON
HERNDON HOTEL BLOCK
P. O. BOX 789
SALMON, IDAHO 83467

J. CHARLES HERNDON [1911-1966]

TELEPHONE 756-2412
AREA CODE 208

March 24, 1981

State of Idaho
Department of Water Resources
150 Shoup Avenue
Idaho Falls, Idaho 83401

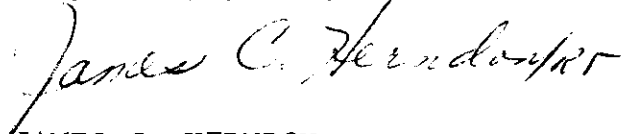
Attention: John Kappelman, Jr.

RE: Kent G. Smith

Dear Mr. Kappelman:

In accordance with your letter of March 16, 1981, enclosed herewith please find Application for Permit for Kent G. Smith with additional information. Also enclosed please find our check in the amount of \$85.00 for the permit.

Very truly yours,


JAMES C. HERNDON

JCH/rt

enc.

RECEIVED

MAR 26 1981

Department of Water Resources
Eastern District Office