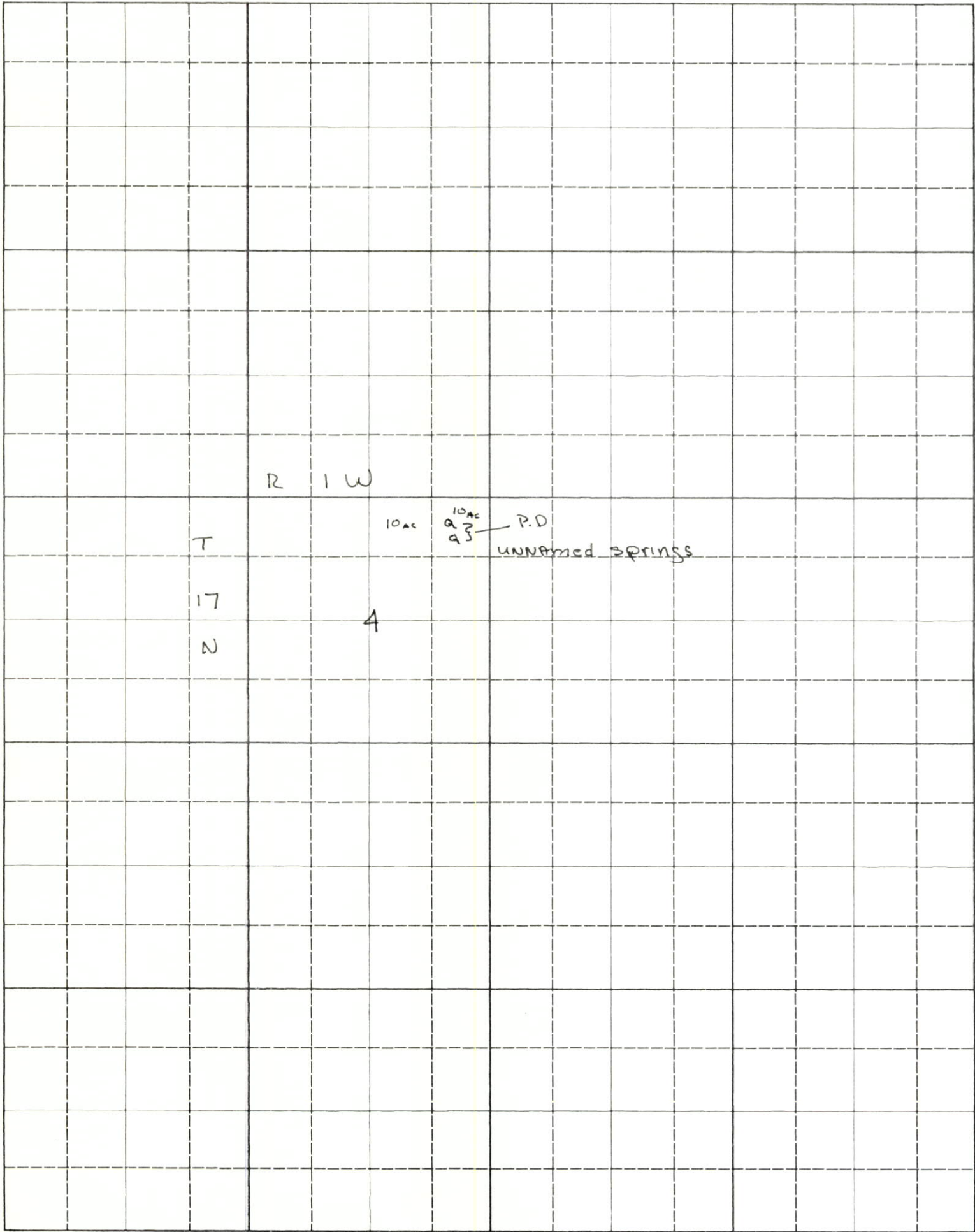


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

J. Harold Scism
(Applicant)

Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the "Notice of Application

No. 67-7472 Scism, J Harold &/or Douglas M as per clipping

hereto attached, was published in the regular and entire issue

of said newspaper, and not in any supplement thereof, for

two (2) consecutive weeks, the first publication of the

same being made in the issue dated November 15, 1979

and the last in the issue dated November 22, 1979 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said " Notice " as aforesaid.

Subscribed and sworn to before me this 23rd

day of November, 19 79

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

67-7472

SCISM, J. HAROLD &/or DOUGLAS M.

GENERAL DELIVERY, COUNCIL, ID

Source: UNNAMED SPRINGS tributary to WEISER RIVER

Date Filed: 11/02/1979

Amount: 0.20 CFS

Diversion Point: LOT 01 (NENE) Sec 04 T 17N R 01W, ADAMS Co.

Use: STOCKWATER (0.02 CFS)

from 01/01 to 12/31

IRRIGATION (0.20 CFS)

from 03/15 to 11/15

Place of Use: NENE NWNE Sec 04 T 17N R 01W FOR 20 ACRES

Diversion Means: STOCK TANK, PUMP & SPRINKLER SYSTEM

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709 on or before DECEMBER 3, 1979.

C. STEPHEN ALLRED

Director

Published 11/15 & 11/22/79.

OK-R
12/31

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07472

Priority: November 2, 1979 Amount: 0.02 CFS 2.0 AFA

This is to certify, that DOUGLAS M. SCISM
J. HAROLD SCISM

P.O. BOX 685

SOLANA BEACH, CA 92075

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated November 2, 1979, and has submitted proof to the Department of Water Resources on July 28, 1983, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .020 cfs of water from:

SPRING

tributary to **WEISER 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>
STOCKWATER	01/01 to 12/31	0.02 CFS	2.0 AFA

LOCATION OF POINT(S) OF DIVERSION: LOT 1(NENE), Sec. 4, Township 17N, Range 01W
ADAMS County

PLACE OF USE: STOCKWATER

TWN RGE SEC

17N 01W 4 LOT 1(NENE)

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.
4. Use of water under this water right is subject to control by the watermaster of State Water District No. 67

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 3rd day of April, 1989.

NOT RECORDED

Acting for the

Director

Norman C. Young

MAY 15 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 J. Harold Scism & Douglas M. Scism Phone _____

Post office address General Delivery Council, Id.

2. Source of water supply 2 unnamed springs ^{*(see remarks item 10)} which is a tributary of Weiser River ^{OK.}

3. Location of point of diversion is NE ^{Lot 1} $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 4 Township 17N

Range 1W B.M. Adams County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.02 for stockwater purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.20 for irrigation purposes from 3/15 to 11/15 (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. 0.20 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 250 gal stock tank, pump & 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: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 4 Township 17N
Range 1W 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 150 beef cows

(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				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
17N	1W	4	10	10															20
Total number of acres to be irrigated																			20

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

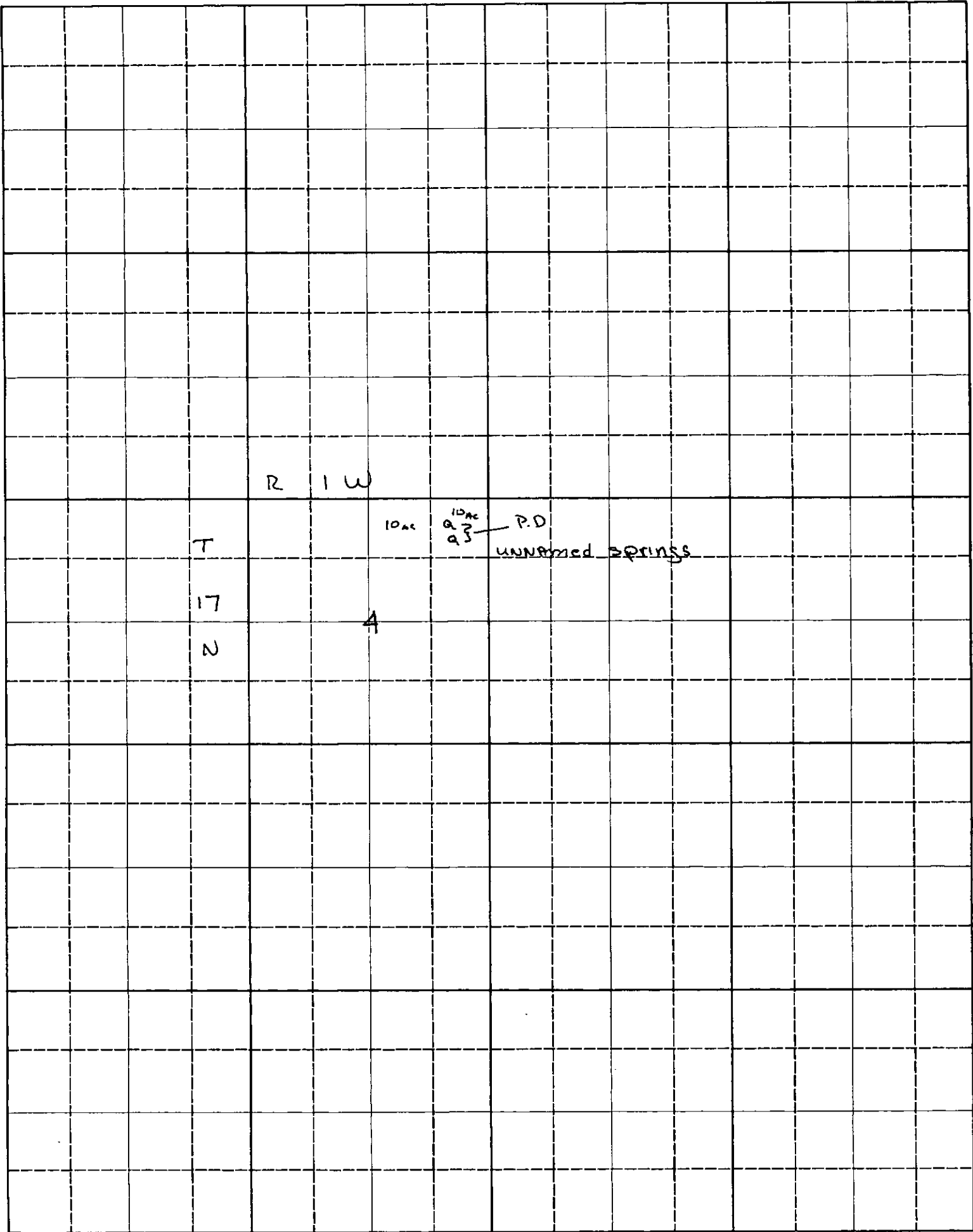
9. a. Who owns the property at the point of diversion Applicant

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 known locally as
1 spring (Eastlick Spring) is a developed spring and is not tributary to
the Weiser River. The other spring is known locally as Armstrong Spring.

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.

J. Harold Scism
(Applicant)

Proposed Priority 11/2/79
Received by J.J. Date 11/5/79 Time 5:00 P.M.
Preliminary check by J.J. Fee \$ 20.00
Receipted by J.J. Date 11/2/79 # 15659
Publication prepared by kk Date 11/8/79
Published in Adams County Leader
Publication dates 11/15 & 11/22/79
Publication approved KK Date 12/3/79
Protests filed by: _____

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

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. 67-7472 , 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 December 1 , 19 84 .
 - 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: (1) Use of water under this permit is subject to control by the water-
master of State Water District # 67 Weiser River. (2) A measuring device of
a type approved by the Department shall be permanently installed and maintained
as part of the diverting works.

Witness my hand this 12th day of December , 19 79 .

A. Glen Saxton
Chief, Op. Bureau

Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the "Notice of Application

No. 67-7472 Scism, J Harold &/or Douglas M as per clipping

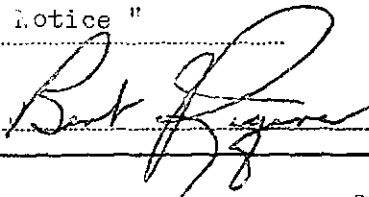
hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

two (2) consecutive weeks, the first publication of the

same being made in the issue dated November 15, 1979

and the last in the issue dated November 22, 1979 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said "Notice " as aforesaid.



Subscribed and sworn to before me this 23rd

day of November, 1979



Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

67-7472

SCISM, J. HAROLD &/or DOUGLAS M.

GENERAL DELIVERY, COUNCIL, ID

Source: UNNAMED SPRINGS tributary to WEISER RIVER

Date Filed: 11/02/1979

Amount: 0.20 CFS

Diversion Point: LOT 01 (NENE) Sec 04 T 17N R 01W, ADAMS Co.

Use: STOCKWATER (0.02 CFS)

from 01/01 to 12/31

IRRIGATION (0.20 CFS) from 03/15 to 11/15

Place of Use: NENE NWNE Sec 04 T 17N R 01W FOR 20 ACRES

Diversion Means: STOCK TANK, PUMP & SPRINKLER SYSTEM

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709 on or before DECEMBER 3, 1979.

C. STEPHEN ALLRED

Director

Published 11/15 & 11/22/79.

OK-R
12/31

MICROFILMED

April 4, 1989

DOUGLAS M. SCISM
J. HAROLD SCISM
P.O. BOX 685
SOLANA BEACH, CA 92075

RE: PERMIT NO. 67-07472

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

MICROFILMED

MAY 15 1989

DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RETURNED TO
SENDER
UNDELIVERABLE AS ADDRESSED
FORWARDING ORDER EXPIRES

per assessor's
office - new
address:

P.O. Box 685
Solana Beach, CA
92075

NOT RECORDED

2/23

MAY 15 1989

JME

Dec 5
Kay Lie Ren

January 23, 1989

J. HAROLD SCISM
DOUGLAS M. SCISM
P.O. BOX 112
COUNCIL, ID 83612

RE: PERMIT NO. 67-07472

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

MAY 15 1989

RECEIVED

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

67-7472
APR 02 1987

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☒ Telephone call made (List Telephone No. used)	5/23/85	GP	
☒ Appointment scheduled for: (Date, time, location)	5/24/85 10:00	GP	1 mile past Fruitvale post office on left is Scism's ranch.

EXAMINATION

Date 5/24/85 Accompanied by Ranchhand Total Q measured Est. - .02 cfs
Source Spring Tributary to Weiser R. Supp. annubar measurement sheet used?
If source is surface water, estimate total flow of source
Methods of measurement estimated Meets permit requirements?

Measurement calculations: .02 cfs - 150 hd stock
150 X .0134 = 2.0 af/ann.

WELL/DIV. NO.*	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEVICE	REMARKS
			N/A					

System Description Developed ^{one} spring w/ ~~water~~ box approx. 15' below spring (stockwatering box) for Stockwater. Stockwater only - no dig - one spring developed (Ranchhand info).

Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Irrigation requirement =		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
Stockwater - 150 hd.	.02 cfs	2.0 af	1-1	12-31
Total	.02 cfs	2.0 af	1-1	12-31

Remarks Spring not seen by examiner as road was not passable this time of year - Ranchhand gave information concerning spring dev. & # of cattle.

MAP (Attach Aerial Photo)

SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: NEAR (LOT 1) S. 4, T. 17N, R. 1W.

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
17N	1W	4	1/2																

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 Shute

Checked by DK

Approved by Kevin McCarthy

Date 3/17/87

Date 3/25/87

Date 11/14/88

white file E H 3/27/87

MAY 15 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

DECEMBER 30, 1983

DOUGLAS M. SCISM
P.O. BOX 112
COUNCIL ID 83612

RE: Permit No. 67-7472

Dear Permit Holder:

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 examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 334-2190 or in person in the third floor State Towers Building, 450 West State Street, Boise.

Sincerely,
s/Judy Pense
Secretary

RECEIVED
DEC 31 1983
COUNCIL

DUE 12/1/84

DEPARTMENT OF WATER RESOURCES 67-7472

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

Name(s) of Permit Holder: Douglas M. Scism

Post Office Address: Box 112, Council Id.

Tel. No. 253-6023

Source of Water: spring

Extent of Use: ☐ Domestic _____ (number of households)
☒ Stockwater 150 (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.

6-6-83
Date

Douglas M. Scism
Signature of Permit Holder

USA 13c

Crazy Horse



RECEIVED
JUL 23 1985

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

IDAHO DEPARTMENT OF WATER RESOURCES

December 12, 1979

J. Harold Scism & Douglas M. Scism
General Delivery
Council, Idaho 83612

Dear Sirs,

RE: Permit No. 67-7472

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note the special condition requiring you to install and maintain a measuring device at your point of diversion prior to submitting proof of beneficial use of water. We have enclosed a letter describing the different types of measuring devices accepted by this office

Please be advised that there is insufficient natural flow available in the Weiser River and tributaries to provide water for a new appropriation throughout the entire season of use.

During the spring run-off each year, there may be a period of time in which the prior rights to the use of natural flow and storage are filled leaving water available for your later-in-time permit. As the natural flow diminishes, however, there would be no water available for your right unless you had arranged for an additional source of water as a supplemental supply.

This information is provided so that you will not be misled into thinking that this permit will provide sufficient water through the entire season of use. If you have any questions regarding this matter, please feel free to contact this office.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237 currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

MICROFILMED

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:mr

Enclosure

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: 6LS

APPLICATION NUMBER: 67-7472

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.

Field check by: _____

Date: _____

Comments: _____

☒ 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.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

Copies sent by: _____ Date: _____

PROCESSING:

☐ Yes ☐ No

Platted by: _____ Map No. _____

☐ Yes ☒ No

Other rights on same place of use. None platted

☒ Yes ☐ No*

In form for advertising.

Final date for protests: 12/3/79

☐ Yes ☒ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received. Date: 11/24/79

☒ 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.

☐ Yes ☒ No

Access port required.

☒ Yes ☐ No

Will water be delivered by watermaster? If yes, what district? 67

11/2/79 Date of priority recommended.

Special conditions of approval or cover letter. Weiser River Letter,

I.P. letter, W.M. condition

By: DBS

Date: 12/3/79

STATE OFFICE REVIEW:

05(67 Weiser River) 01

Water short paragraph - (Weiser River) w/measuring device & Idaho Power Parag.

☐ See attached sheet for more information.

By: Juni

Date: 12/11/79

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83709
(208) 384-2190

NOVEMBER 8, 1979

Adams County Leader
Box 23
Council, ID 83612

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before DECEMBER 3, 1979.

Yours truly,

Karla Knecht
Secretary

Encl.

RECEIVED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709 on or before DECEMBER 3, 1979.

C. STEPHEN ALLRED

Director

Published 11/15 & 11/22/79.

RECEIVED
NOV 22 1979
IDaho DEPARTMENT OF WATER RESOURCES

6Z-2422-

SCISM, J. HAROLD &/or DOUGLAS M.

GENERAL DELIVERY, COUNCIL, ID

Source: UNNAMED SPRINGS tributary to WEISER RIVER

Date Filed: 11/02/1979

Amount: 0.20 CFS

Diversion Point: LDT 01 (NENE) Sec 04 T 17N R 01W, ADAMS Co.

Use: STOCKWATER	(0.02 CFS)	from 01/01 to 12/31
IRRIGATION	(0.20 CFS)	from 03/15 to 11/15

Place of Use: NENE NWNE Sec 04 T 17N R 01W FOR 20 ACRES

Diversion Means: STOCK TANK, PUMP & SPRINKLER SYSTEM