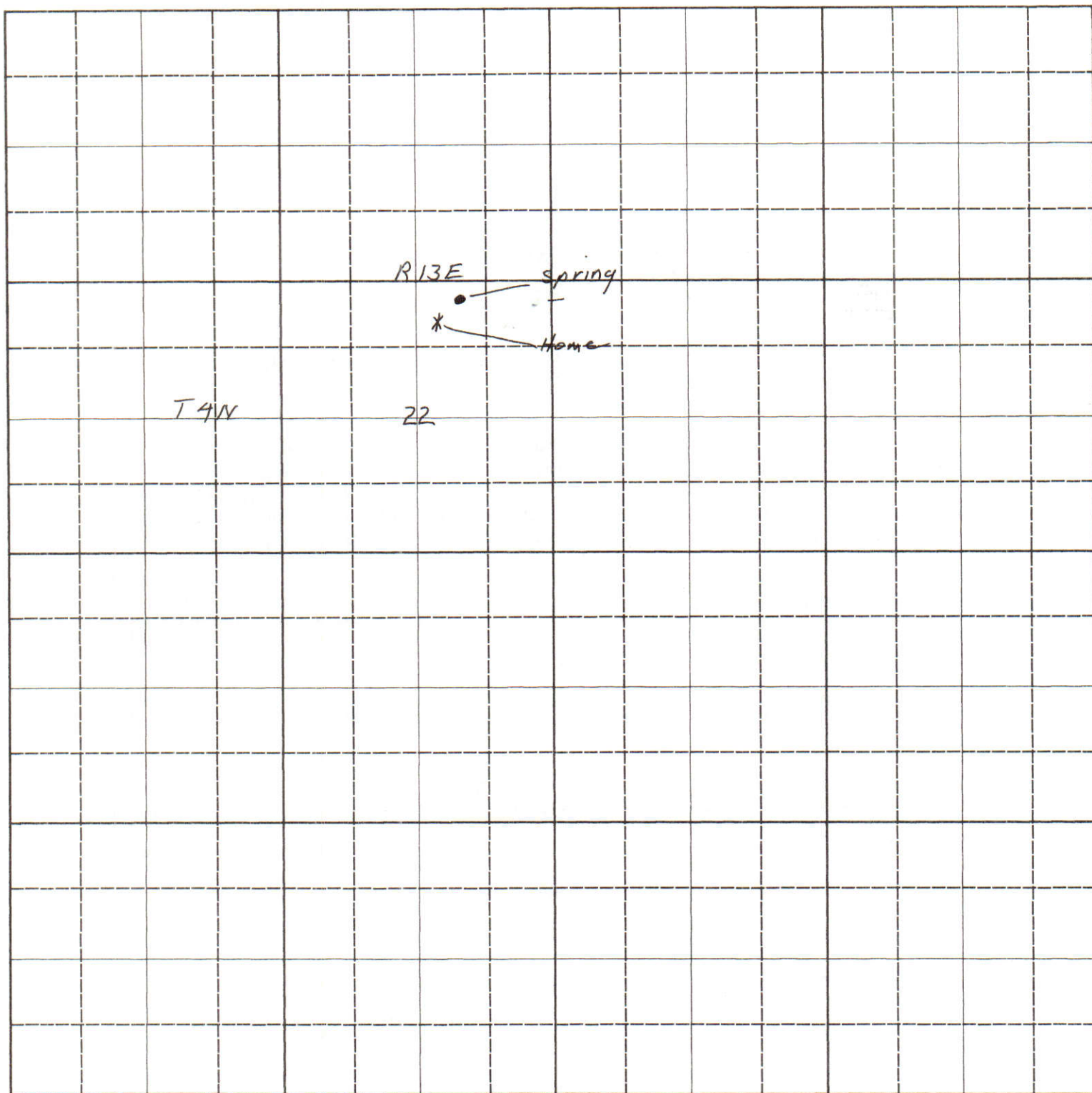


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

x Thomas H. Rice
(Applicant)

MICROFILMED

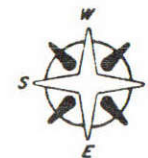
RECEIVED
SEP 23 1985
Department of Water Resources
Western Regional Office

ROYAL ELK VALLEY SUBDIVISION

PORTLAND CLAIM No. 5, T 4 N, R 13 E, B.M.
CAMAS COUNTY, IDAHO

1984

PREPARED BY
SAWTOOTH ENGINEERING



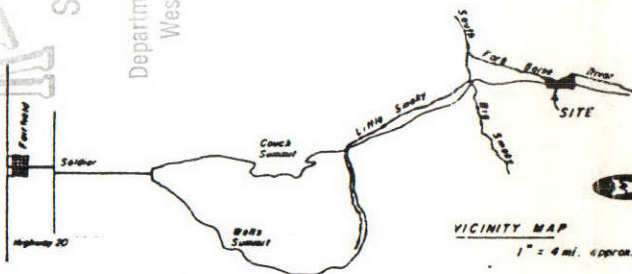
MICROFILMED

NOTES

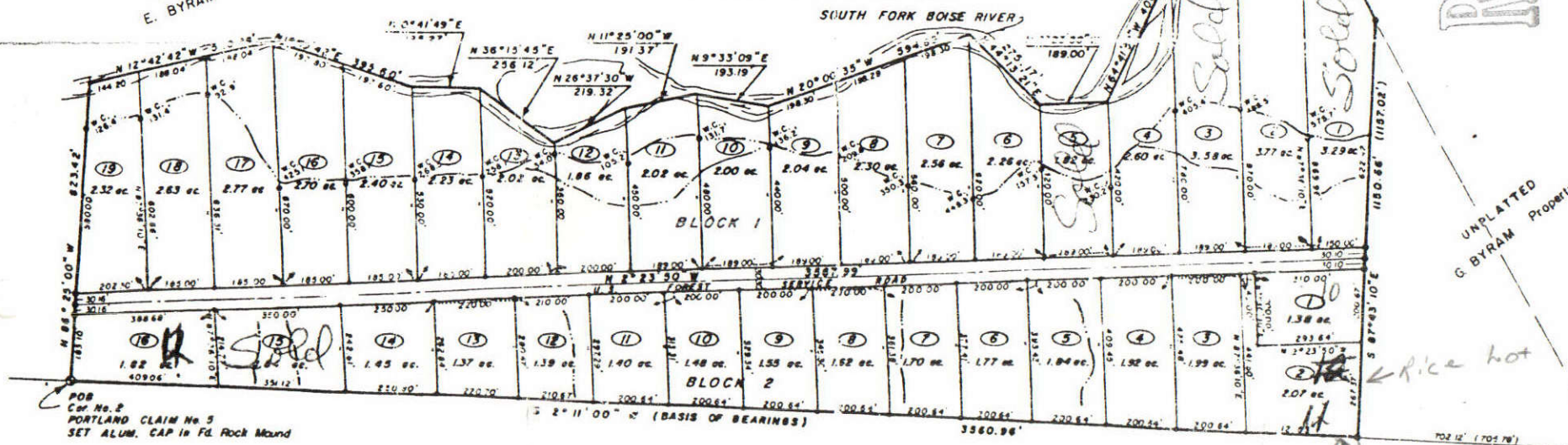
1. There is hereby reserved a drainage easement of sufficient width to allow free flow of drainage water along all existing drainage areas.
2. Finish floor elevation of all dwellings shall be at least 3' above the highest evidence of highwater perpendicular to the South Fork Boise River.
3. All structures located in Block 1 shall have a 100' min. setback to the east bank of the South Fork Boise River.
4. U.S. Forest Service Road is not a County Road and is not maintained during winter months.

VICINITY MAP

1" = 4 mi. approx.



UNPLATTED
E. BYRAM Property

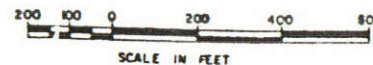


UNPLATTED
G. BYRAM Property

LEGEND

- ALUM. CAP
- SET 5/8" x 30"
- SET 1/2" x 24"
- SET WITNESS CORNER
- LOT NUMBER
- WITNESS CORNER DIST.
- ACCESS APPROACH LOCATION
- EXISTING DRAINAGE CHANNEL

U.S. FOREST SERVICE



Cor. No. 1
PORTLAND CLAIM No.
Fd. Rock Mound
Set 5/8" Rebar

Spring being applied for
water right

AFFIDAVIT of PUBLICATION

RECEIVED

OCT 21 1985

State of Idaho,)
) SS.
County of Gooding)

Department of Water Resources
Western Regional Office

Frank T. Crow, Jr., being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho, that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 9 day of October 1985, and the date of the last publication was on the 16 day of October, 1985.

[Signature]

Subscribed and sworn to before me this 16 day of October, 1985.
(SEAL)

[Signature]
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho
COST OF PUBLICATION

Number of Lines in Notice 25
Number of Insertions 2
Lines tabular at 48¢
25 Lines straight at 38¢ \$9.50
25 Subsequent lines at .28.5¢ \$7.12
Total Cost \$16.62 ✓

COPY OF NOTICE (Paste Here)

Notice of Application

TITLE OF NOTICE
for Water Right
Thomas H. Rice
63-10323

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Res.
Western BILL TO Region
Statehouse
Boise, Idaho
83720

NOTICE OF APPLICATION FOR WATER RIGHT

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

63-10323 ✓

RICE, THOMAS H.
RT. 1 Box 1095, FAIRFIELD, ID
83327

Source: SPRING trib. to SINKS
Date Filed: 09/30/1985
Diversion Pt: NWNE Sec 22 T
04N R 13E

Use: DOMESTIC (0.04 CFS)
In: NWNE Sec 22 T 04N R 13E

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before OCTOBER 28, 1985.

/s/ KEN DUNN, Dir.
PUB: 10-9, 16 #3803

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)
7 pt. per line, straight 38¢
7 pt. per line, tabular 48¢
7 pt. per line, successive
insertions 28.5¢

No. #38.03

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 63-10323

1. Owner: Thomas Rice Phone No. 764-2601

Current Address: Rt. 1, Box 1095, Fairfield, Id. 83327

2. Accompanied by: owner EXAM. DATE: ~~8/7/91~~ 7/26/91

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Spring tributary to Sinks

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-04278

☐ Copies Attached

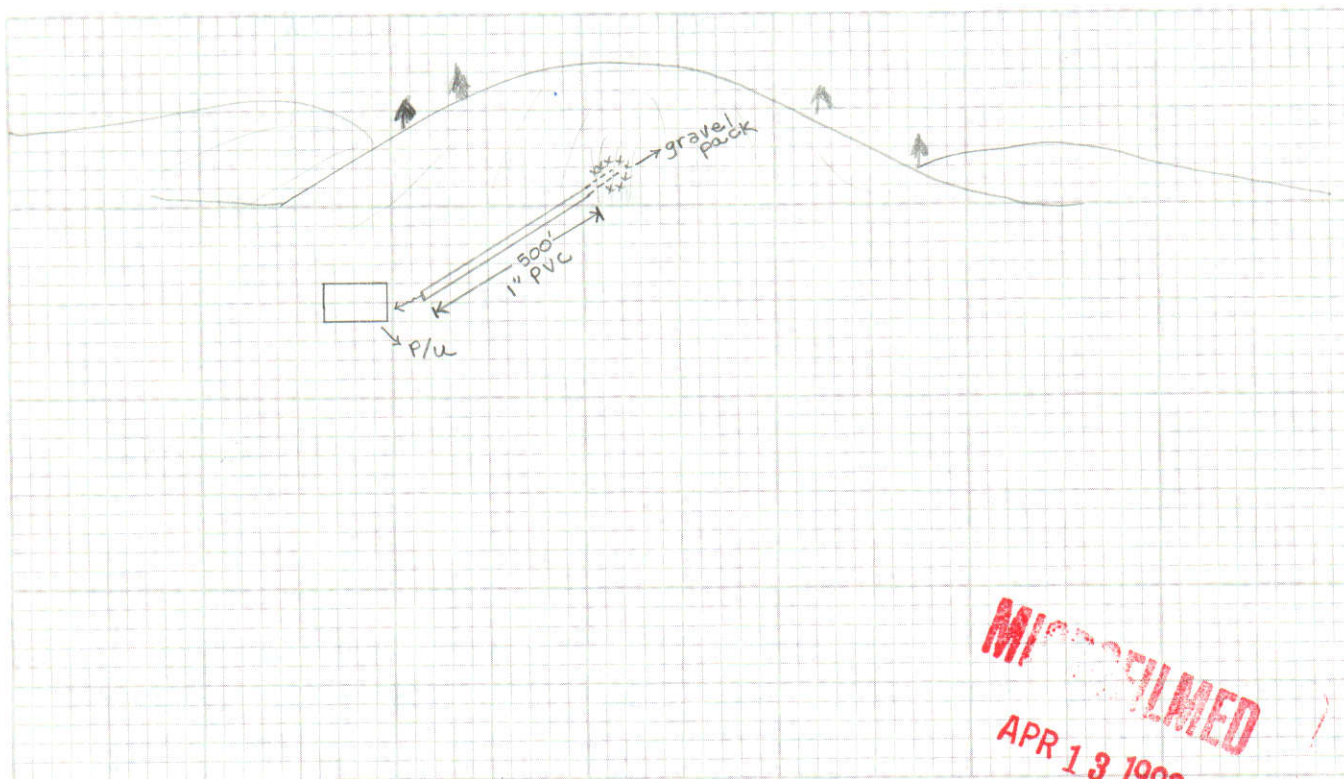
2. Other water rights with same point of diversion: NONE

☐ 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



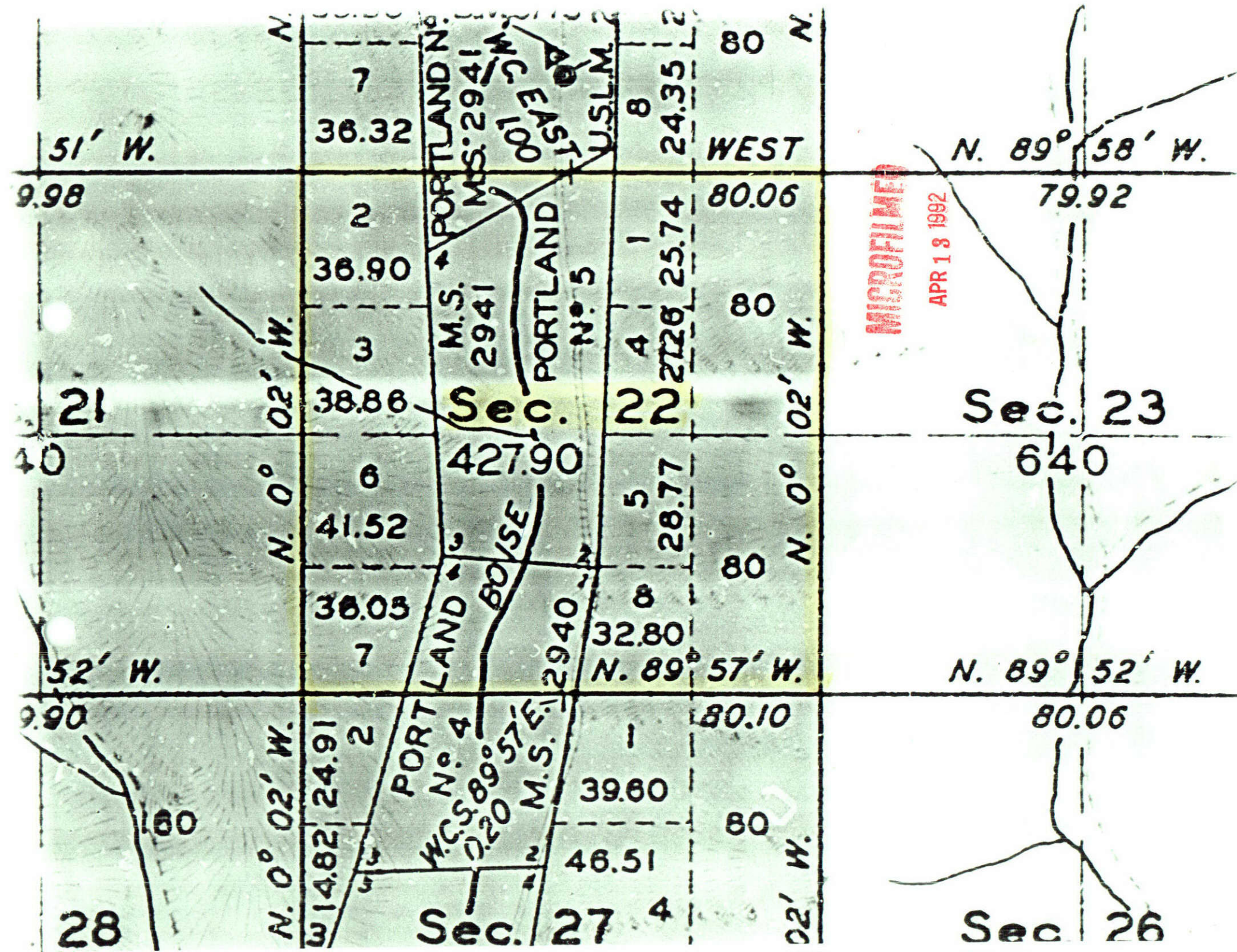
Scale: 1" = _____

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).

MISSING
FILMED
APR 13 1992





→ P/d pipe
buried into hill
with gravel fill

PHOTO ONE-

MICROFILMED

APR 13 1992



PHOTO TWO-

P/u.
This is
approx. 500'
from P/d



PHOTO THREE-

MICROFILMED

APR 18 1992

p/u's



PHOTO FOUR-

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10323

Priority: September 30, 1985

Maximum Diversion Rate:

0.01 CFS

Maximum Diversion Volume:

0.6 AF

This is to certify, that THOMAS H RICE
PO BOX 123

FAIRFIELD ID 83327

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 23, 1985; and has submitted Proof of Beneficial Use on December 28, 1990. An examination indicates that the works have a diversion capacity of .010 cfs of water from:

SPRING

tributary to SINKS

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.01 CFS	0.6 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NWNNE), Sec. 22, Township 04N, Range 13E
CAMAS County

PLACE OF USE: DOMESTIC

TWN RGE SEC

04N 13E 22 Lot 1(NWNE)

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
6. Domestic use is for 1 cabin site located within Lot 2, Block 2, Royal Elk Valley Subdivision.

MICROFILMED

APR 13 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10323

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 26th
day of March, 1992.

Billy D. Flannery for
R. Keith Higginson, Director

RECEIVED

APR 13 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Thomas H. Rice Phone 764-2601
Post office address Rt. 1, Box 1095, Fairfield, Idaho 83327

2. Source of water supply Spring which is a tributary of Sinks

3. Location of point of diversion is _____ ¼ of NW ¼ of NE ¼, Govt. Lot _____
Sec. 22 Township 4N Range 13E B.M. Camas County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 for Domestic purposes from 1/1 to 12/31 (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 is (a) .04 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Means of diversion will be 200yds
of 1½ inch plastic pipe, gravity fed

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

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

d. Is ground water with a temperature of greater than 90°F being sought? No

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).

MICROFILMED

MAINTAINED

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

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

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	13E	22		XX															

Total number of acres to be irrigated _____

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

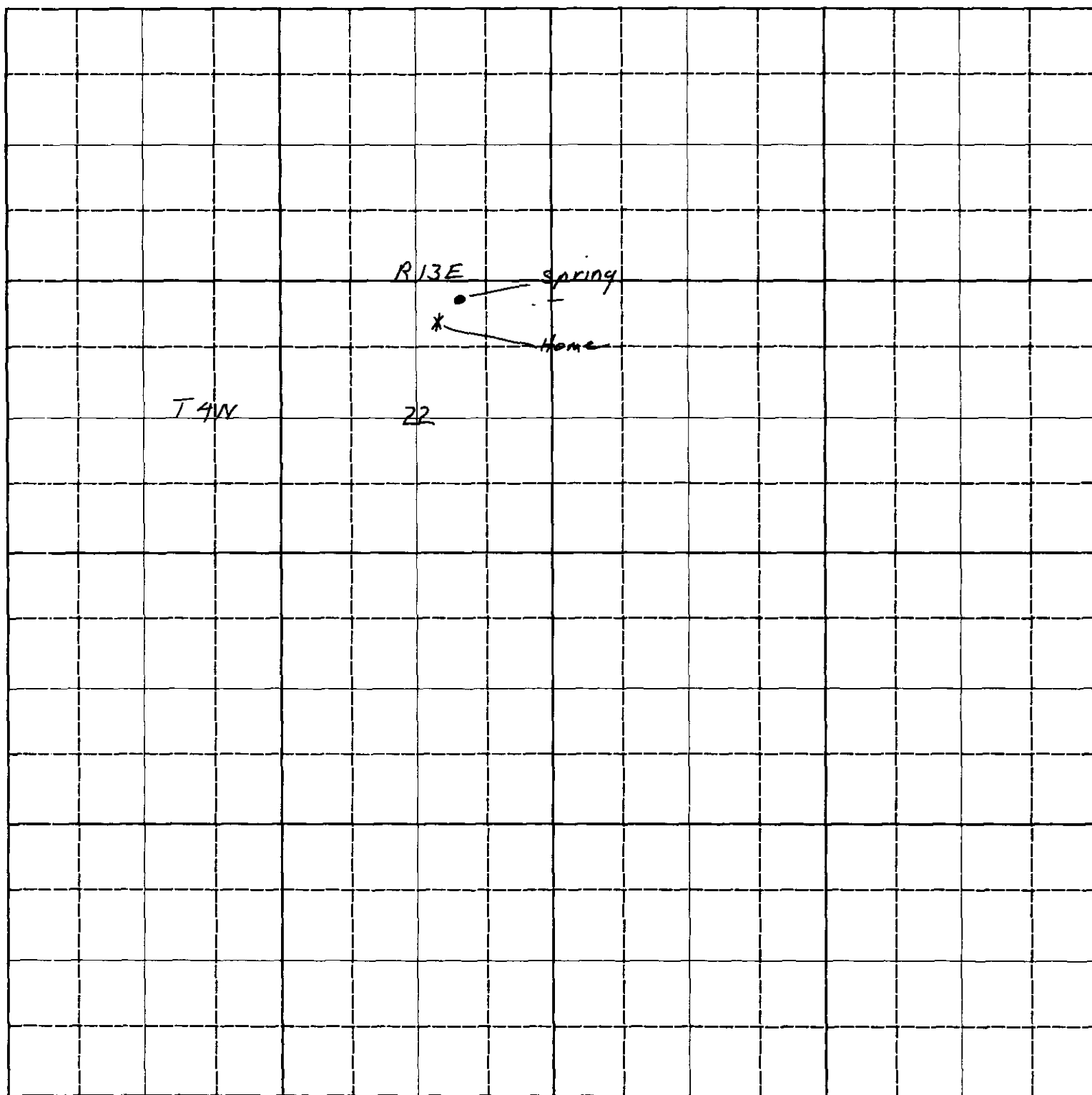
11. a. Who owns the property at the point of diversion? U.S. Forest Service Land

b. Who owns the land to be irrigated or place of use? Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Lot 2, Block 2 Royal Elk Sub.

13. 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.

Thomas H. Rice
(Applicant)

MICROFILMED

Received For claim that was returned

Received by nm Date 9-30-85 Time 9:30 ^{Propose} 9/30/85 Preliminary check by -
Fee \$ 30.00 Receipted by J.P. # 36156 Date 9/23/85
Publication prepared by jp Date 10/3/85 Published in Gooding County Leader
10/10 & 10/17/85
Publication approved 38 Date 10/22/85

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. 63-10323, 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 January 1, 19 91.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 24 th day of January, 1986.

A. Glen Saxton
Chief, Operations Bureau

RECEIVED
SEP 20 1985

WARRANTY DEED

Department of Water Resources
Western Regional Office

For Value Received ERLE B. BYRAM, a single man
Fairfield, Camas County, Idaho, 83327

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

THOMAS N. RICE and MARY L. RICE, husband and wife
R.F.D. Fairfield, Camas County, Idaho, 83327.

Hereinafter called the Grantee, the following described premises situated in Camas County, Idaho, to-wit:

Lot 2, Block 2 Royal Elk Valley Subdivision as the same appears
on the official plat on file in the office of the Recorder of
Camas County, Idaho.

RECEIVED
SEP 20 1985

Department of Water Resources
Western Regional Office

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the
Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that
the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above
described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: July 25, 1985

Erle B. Byram

STATE OF IDAHO, COUNTY OF Camas
On this 25 day of July 1985
before me, a notary public in and for said State, per-
sonally appeared

ERLE B. BYRAM, a single man

or identified
known to me to be the person whose name is
subscribed to the within instrument, and acknowledged
to me that he executed the same.

Sam W. Farnum
Notary Public
Residing at Fairfield Idaho.

STATE OF IDAHO

I hereby certify that this instrument was filed for re-
cord at the request of CAMAS ABSTRACT
at 55 minutes past 8 o'clock A.M.,
this 5 day of AUGUST
1985, in my office, and duly recorded in Book 25
of Deeds at page 356

F. L. Bennett
Ex-Officio Recorder

By _____ Deputy.

Fees \$ 2.⁰⁰
Mail to:

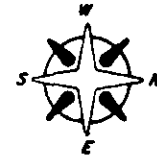
Instrument No. 61378

ROYAL ELK VALLEY SUBDIVISION

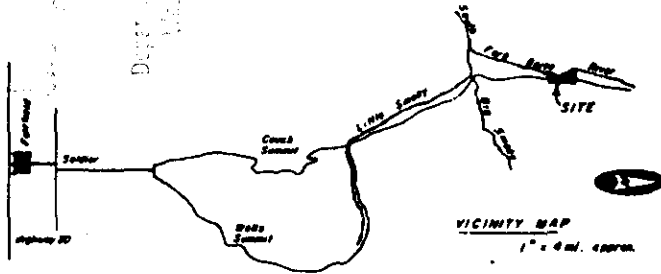
PORTLAND CLAIM No. 5, T 4 N, R 13 E, B.M.
CAMAS COUNTY, IDAHO

1984

PREPARED BY
SAWTOOTH ENGINEERING

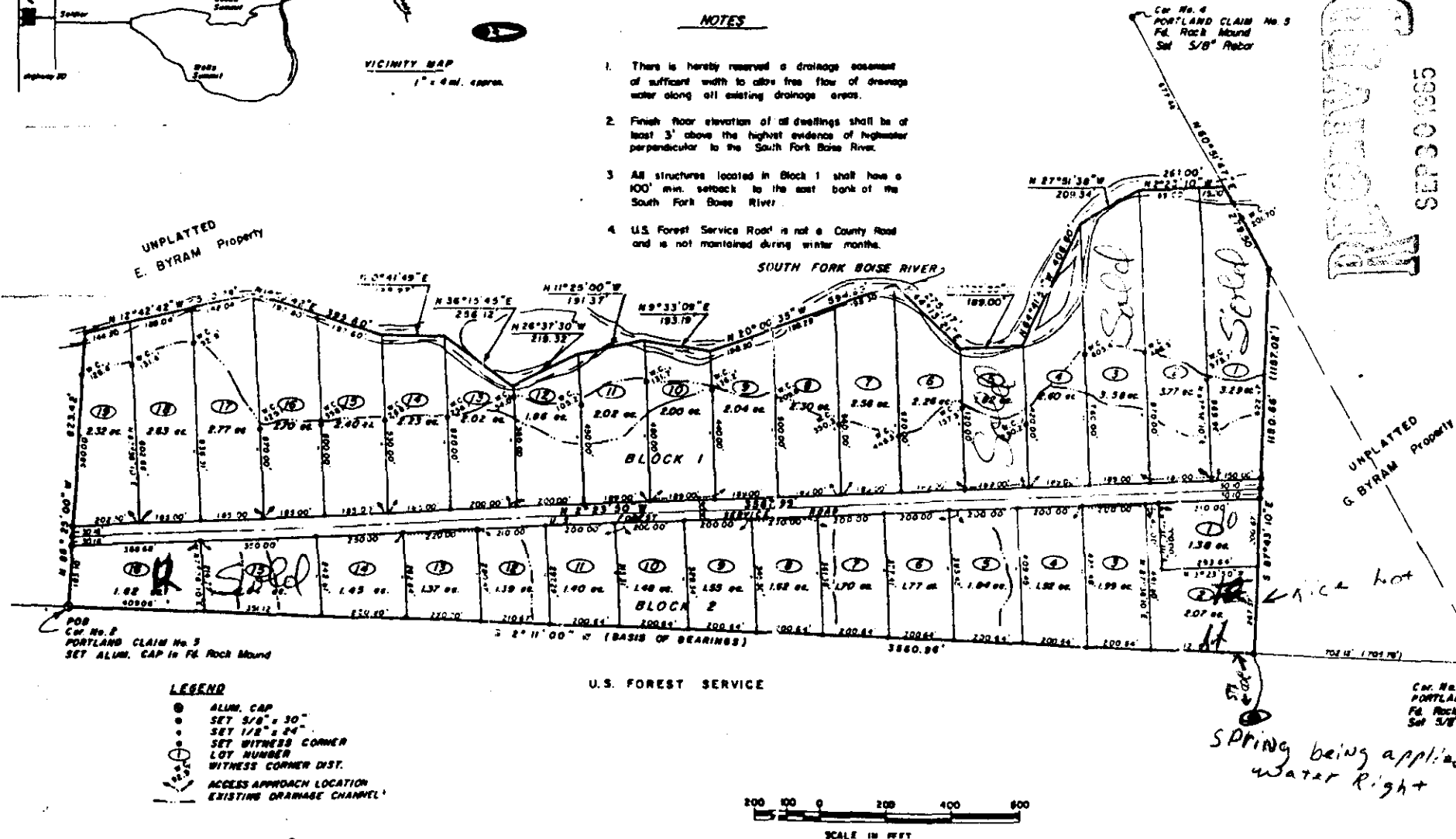


MICROFILMED



NOTES

1. There is hereby reserved a drainage easement of sufficient width to allow free flow of drainage water along all existing drainage areas.
2. Finish floor elevation of all dwellings shall be at least 3' above the highest evidence of highwater perpendicular to the South Fork Boise River.
3. All structures located in Block 1 shall have a 100' min. setback to the east bank of the South Fork Boise River.
4. U.S. Forest Service Road is not a County Road and is not maintained during winter months.



12 OCT 21 1965

Department of Water Resources
Western Regional Office

19 85
 [Signature]

Linda Esterbrook
NOTARY PUBLIC

COST OF PUBLICATION

COPY OF NOTICE
(Paste Here)

Notice of Application
TITLE OF NOTICE
 for Water Right
 Thomas H. Rice
 63-10323
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Res.
Western ~~Bill~~ Region
Statehouse
Boise, Idaho
83720

PUBLIC NOTICE
 I, **ERIC THOMAS H.**
 of the County of **CLATSOP**, State of **OREGON**
 do hereby certify that the following is a true and correct copy of the original as the same appears in the files of the State of Oregon:
ERIC THOMAS H.
 State Engineer
 Division of Water Rights
 State Capitol Building
 Salem, Oregon
 OCTOBER 28, 1945
 At **SEASIDE, Ore.**
FRED W. J. JONES

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)

7 pt. per line, straight	38¢
7 pt. per line, tabular	48¢
7 pt. per line, successive insertions	28 5¢

No. #38.03

MICROFILMED

April 1, 1992

THOMAS H RICE
PO BOX 123
FAIRFIELD ID 83327

RE: WATER RIGHT NO. 63-10323

Dear Water Right Holder(s):

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

Sincerely,

SHARLA CURTIS
Water Resource Agent

SC:clh

Enclosure

APR 13 1992
APR 13 1992

February 26, 1992

THOMAS H RICE
PO BOX 123
FAIRFIELD ID 83327

RE: WATER RIGHT NO. 63-10323

Dear Water Right 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,

SHARLA CURTIS
Water Resource Agent

SC:clh

Enclosure

RECEIVED

APR 13 1992

LICENSE REVIEW CHECKLIST

Date 02-24-92

Permit # 63-10323

	Yes	No	
NAME	☐	☒	Address Change?
PRIORITY DATE	☐	☒	Advance?
	☐	☒	Memo to Advance
	☐	☒	Order to Reinstate Needed?
TOTAL CFS	☐	☒	Incorrect Fee for rate recommended?
	☐	☒	Disagree with Actual Measurement?
	☒	☐	Disagree with Theoretical?
	☒	☐	Limited by Capacity?
TOTAL VOLUME	☐	☒	Rate/ac <u> </u> AFA (Irrigation)
	☐	☐	Disagree with Examiner's Calculations?
	☐	☐	Limited by Flow?
SOURCE	☐	☒	Changes? Clarification of <u>Originally</u>
	☐	☒	<u>Intended</u> source is the only <u>Change</u>
	☐	☒	allowed. Any other change results in
	☐	☒	Notice of Intent to Void.
P/D	☐	☒	Verify with Map
	☐	☒	Amendment Needed?
	☐	☒	Is Overlap Analysis a Consideration?
P/U	☐	☒	Verify with Map
	☐	☒	Amendment Needed?
	☐	☒	Is Overlap Analysis a Consideration?
USES	☐	☒	Changes required in the Period of Use for
	☐	☒	each Use to be compatible with Maps, Data
	☐	☒	Entry Standards, etc?
	☐	☒	Change(s) in Nature of Use?
	☐	☒	Amendment Needed?
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4?
	☒	☐	Non-Irrigation Uses
	☐	☒	Special Overlap Condition
	☒	☐	Other <u>p/v description in subdivision</u>
CONDITIONS	☐	☒	Measuring Device
	☐	☒	W/Master Control
	☐	☒	Overlap
	☐	☒	Water Quality
	☐	☒	Other
	☐	☒	DATES/MISC
	☐	☒	Water Dist.
	☐	☒	App Rec'd
	☐	☒	Exam Made
	☐	☒	Other

COMMENTS/MEMOS NEEDED:

License 10-Day ☒ 15-Day Special Correspondence

WR0749NP
No. L63-10323

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 02/25/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	THOMAS H RICE PO BOX 123 FAIRFIELD ID 83327 (208) 764-2012	09/30/1985	DOMESTIC	01-01 12-31	0.01 CFS	0.6 AFA
TOTAL DIVERSION:					0.01 CFS	0.6 AFA

Water Source: SPRING

Tributary to: SINKS

Stage: LICENSE

Point(s) of Diversion Capacity: 0.01 CFS

Point(s) of Diversion: T04N R13E S22 Lot 1(NW NW NE)

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
04N 13E 22 : 01-D :																						

Pou County: CAMAS

Conditions of Approval:

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

Remarks: Domestic use is for 1 cabin site located within Lot 2, Block 2, Royal Elk Valley Subdivision.

Dates: App. Received: 09/23/1985 Priority Date: 09/30/1985
Proof Due Date: 01/01/1991 Proof Made Date: 12/28/1990
Exam Made Date: 07/26/1991 Exam Sent to S.O.: 01/23/1992
Licensed Date:

Misc: Water District Number: Field Exam Fee: N (Not Required)

Audit: 02/25/92 SKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 63-10323

1. Owner: Thomas Rice Phone No. 764-2601

Current Address: Rt. 1, Box 1095, Fairfield, Id. 83327

2. Accompanied by: owner EXAM. DATE: ~~8/7/91~~ 7/26/91

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Spring tributary to Sinks

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-04278

☐ Copies Attached

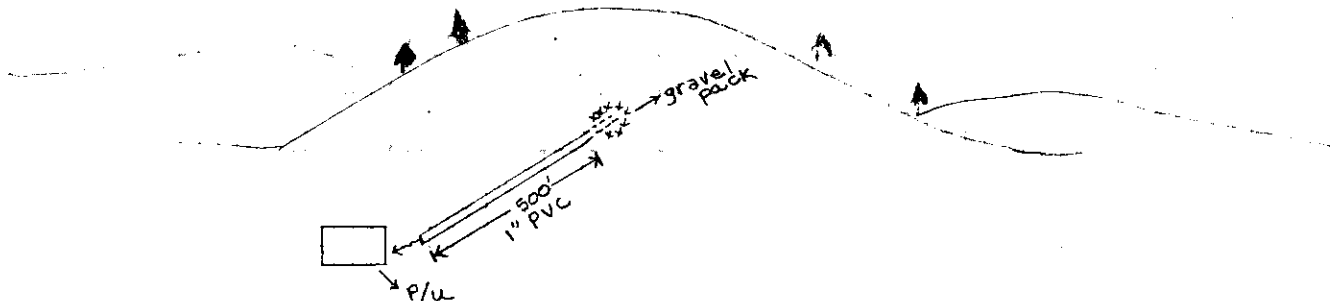
2. Other water rights with same point of diversion: NONE

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

MISSING
APR 19 1992

System Description (continued)

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

System consists of a 1" PVC pipe placed about 3' into side of hill where natural springs exist. The cavity is gravel-packed. The water is transported via gravity flow approx. 500' to place of use through same length of pipe.

☐ See Remarks on page 4 for continuation

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

*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
	1	NW	NW	NE	22	4N	13E	Camas	7.5' USGS topo

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

Indicate Method of Determination exam

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	
4N	13E	22		D															
				lot															

Do not use this space

APR 1 2006

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: $\frac{5 \text{ gal. min. (.00223 cfs)}}{20 \text{ min. 1 gal.}} = .0005 \text{ cfs.}$ ✓

2. Alternate Method for Checking Purposes:

recommend smallest allowable
amt. = .01 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 Ampsx .001732 = _____ (6)

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

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

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

2. Volume Calculations for Other Uses:

D/I internal only:
.6 afa

MICROFILMED
APR 13 1992

H. REMARKS AND OVERLAP REVIEW ANALYSIS

overlap is owned by applicant's landlord (The Byrams). It does not affect this system

This is land purchased by applicant to build a cabin on. (someday.) They go up regularly to the site and use the water to shower, cook, drink, etc.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
domestic	1/1	12/31	.01	.6
Totals:			.01 cfs	.6 afa

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

J. AUTHENTICATION

Field Examiner's Name

SARA WEST

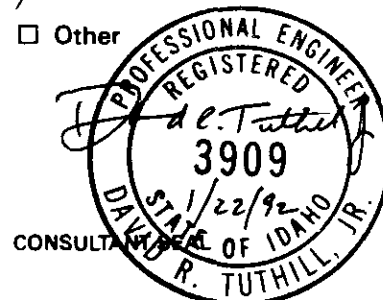
Signature

S. West

Certification Date

Field Report Preparation Date

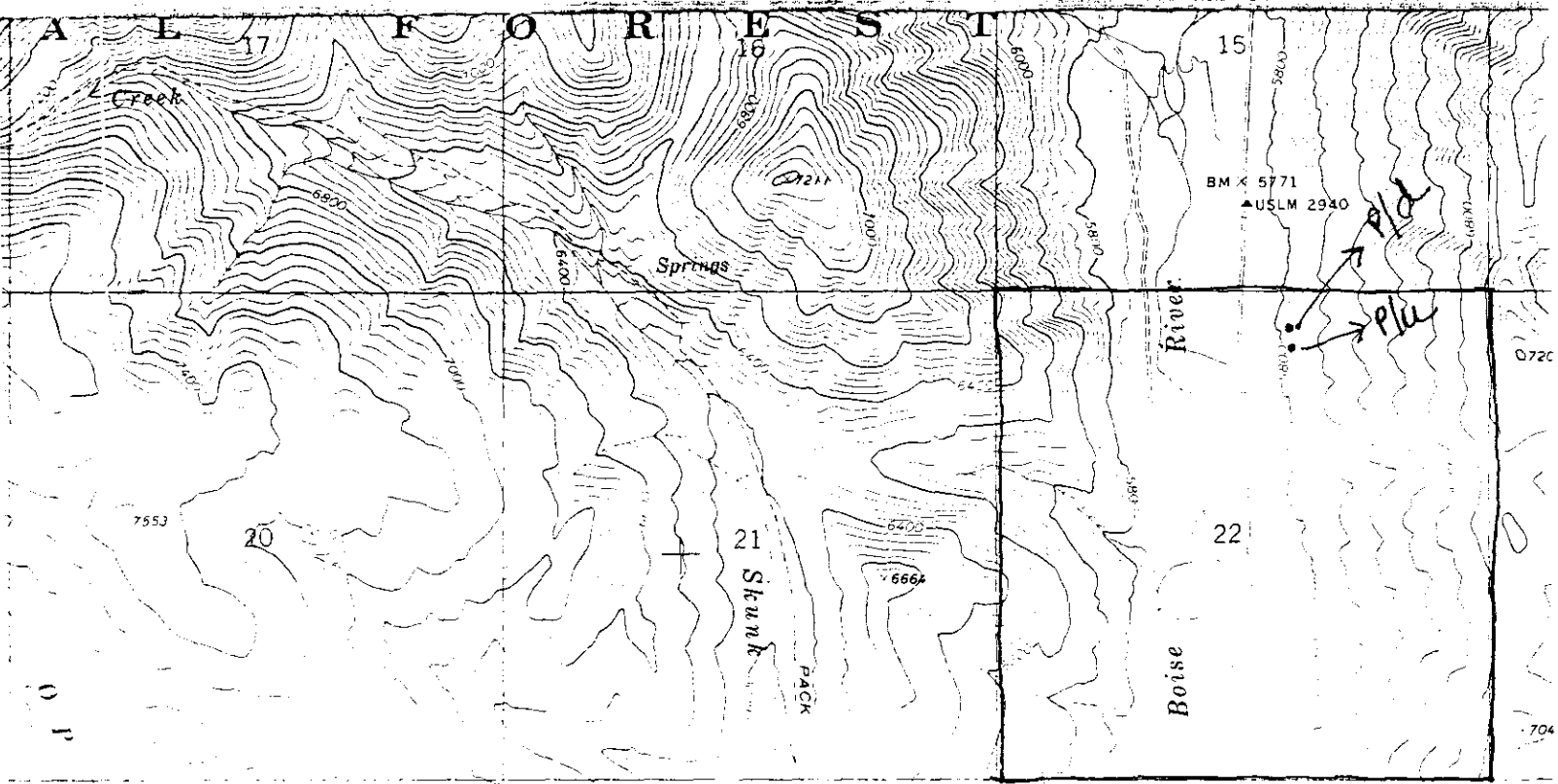
8/7/91



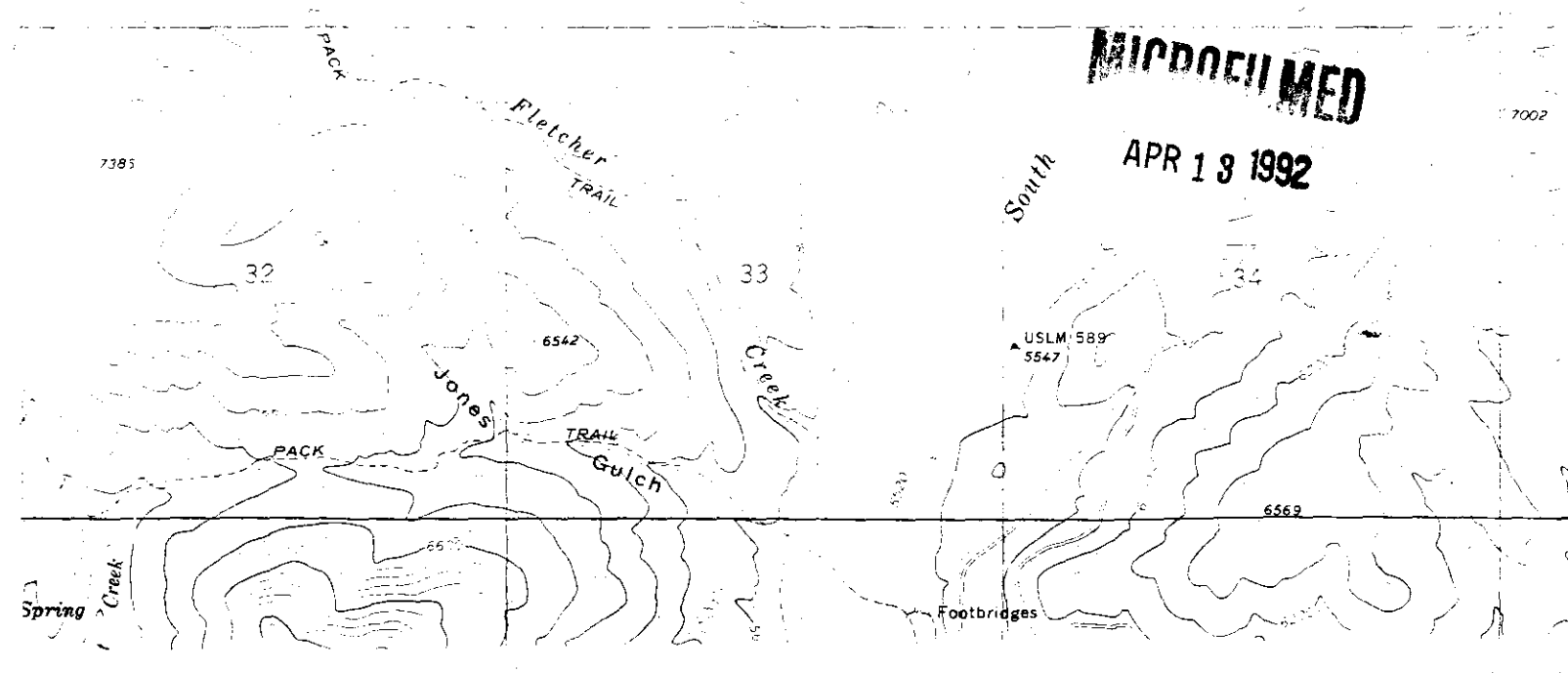
K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

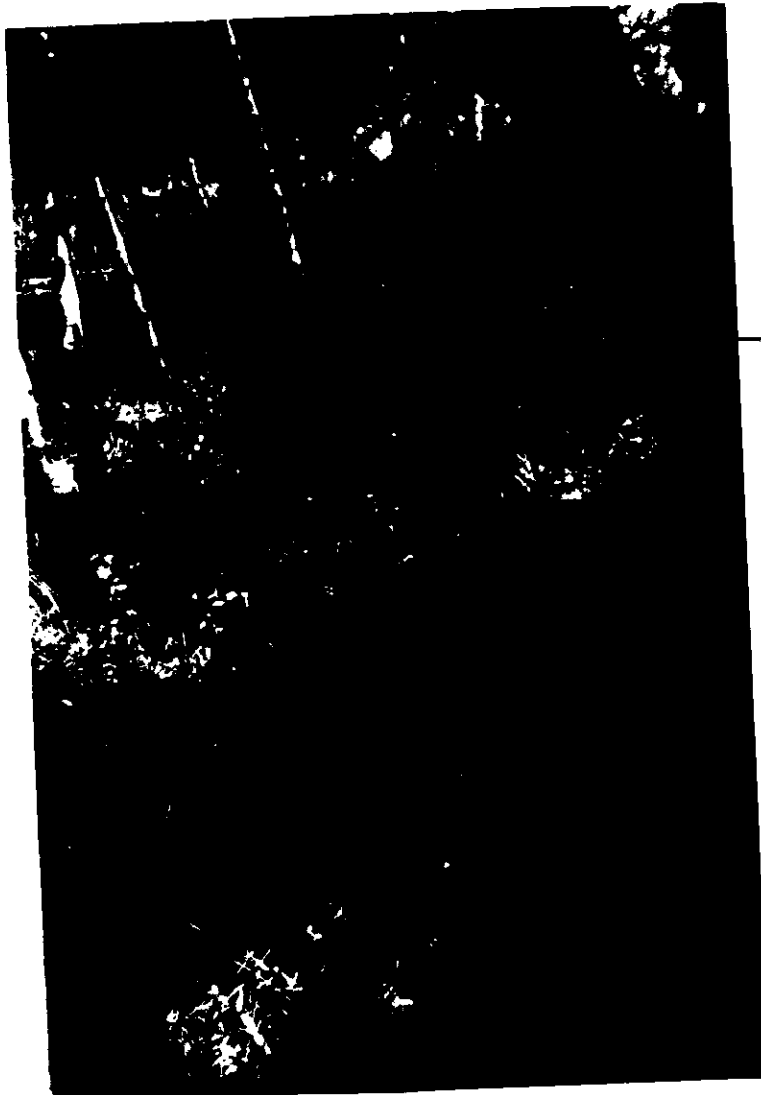
MICROFILMED

APR 13 1992



63-10323
4N-13E-22





→ P/d pipe
buried into hill
with gravel fill.

PHOTO ONE-

MICROFILMED

APR 13 1992

P/u.
This is
approx. 500'
from P/d



PHOTO TWO-



PHOTO THREE-

MAILED

APR 13 1992

p/u's



PHOTO FOUR-

THOMAS H RICE
P O BOX 123
FAIRFIELD ID 83327

January 22, 1991

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-10323

Dear Permit Holder:

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

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MAILED
FEB 07 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 63-10323

Date 1-22-91

GENERAL CONSIDERATIONS

Y Name same as permit?
N Address same as permit? If no, prepare data entry form.
Y Proof timely received? If no, complete priority
advancement below.

SOURCE OF WATER

Y Surface water source
 Ground water source
 Drill permit req'd?
 Copy in file? Drill permit no. _____
 Well log in file?
 Amt paid for drilling permit? _____ Correct?

LICENSE EXAMINATION FEE

No Required?
 Amount submitted?
 Correct amount?

MEASURING DEVICE

No Measuring device or access port required?
 Installed?
 Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

- address change
Proof acceptable

PRIORITY CALCULATION

Date proof received SB _____
Date proof due _____ - _____
No. of days late _____ = _____
Priority date _____ + _____
NEW PRIORITY DATE _____ = _____

RECEIVED
DEC 28 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Department of Water Resources

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

1. Permit No. 63-10323 Telephone No. 764-2012
2. Name(s) of Permit Holder(s): THOMAS H. RICE
3. Post Office Address: P.O. Box 123
4. Source of Water: Spring - Tributary to Sinks
 - a. If ground water, well driller's name: _____ Date drilled: _____
 - b. Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____
5. Extent of Use:

Domestic <u>1</u> (No. of households)	Irrigation _____ (No. of acres)
Stockwater _____ (No. and type of stock)	Other _____

6. Total rate and/or volume for which proof is submitted 5 gal. in approx 20 min.
0.04 cfs _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes ☒ No ☒ Installed? Yes ☒ No ☒
OR
Flow Measurement Port: Required? Yes ☒ No ☒ Installed? Yes ☒ No ☒

8. Fee Enclosed: \$ 0 (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

THOMAS H. RICE 764-2012
Name Telephone No.
P.O. Box 123 FAIRFIELD IDA. 83327
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

12-27-90
Date

Thomas H. Rice
Signature (and title if on behalf of a company or organization)

MICROFILMED
FEB 1991

THOMAS H. RICE
P.O. BOX 123
FAIRFIELD, ID 83327

October 31, 1990

PROOF DUE NOTICE

RE: PERMIT NO. 63-10323

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before January 1, 1991. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

RECORDED

FEB 07 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 43-10323
Name(s) of Permit Holder(s): THOMAS H. RICE
Post Office Address: P.O. Box 123
FAIRFIELD IDAHO 83401 No. 741-2601

☐ I hereby certify that construction of diversion works for the above referenced permit began on _____ (date) and 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:

Right of way from Forest Service Track
most of this year to obtain.

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

Date

Signature of Permit Holder

TOM & MARICE
P. O. BOX 123
FAIRFIELD, IDAHO 83327



FEB 6 7 1997

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
JANUARY 28, 1986

RICE, THOMAS H.
RT. 1 BOX 1095
FAIRFIELD, ID 83327

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 63-10323

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.

PLEASE NOTE THE REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED A FORM ENTITLED "INSTRUCTIONS FOR 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

DRT: SC
ENCLOSURES

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Jan Shute
CHECK:

APPLICATION NUMBER: 63-10323

- ☒ 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: _____

POSSIBLE PRE-PERMIT - IN
UPPER BOISE RIVER DRAINAGE
Basin.

*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: _____

JP 10/3/85

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 10/28/85
Withdraw ☒ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 10/21/85
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application. 30/36156
☒ Publication dates and paper, recorded on application. Gooding County leader 10/9 & 10/25
☒ Protests, dates, withdrawal, etc., recorded on application. W.D. 1/13/86
☐ 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? 63- not reg'd-
4-30-85 source
☒ Special conditions of approval or cover letter. 26A, D† sinks

file copy
destroyed-
MICROFILMED

By: DA
STATE OFFICE REVIEW:

Date: 1/14/86

L17 26 04

RECEIVED
JAN 16 1986

☐ See attached sheet for more information.
By: KW

Date: 1/23/86 Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH

IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH

IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH

IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH

IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH

IDAHO STREAM CODE INDEX						

Dear Mr. Tuhiill.

Department of the Interior
Western Regional Office

In regard to the protest
against the water permit, I
am still working with the
forest service and have been
in formed the my application
for special use permit has been
sent to the region office. If and
when approval will be I have
no idea. I will contact
forest service personell and see
if they would contact your
office.

thank you

Thomas W. Rice
Rt 1 Box 1095
Fairfield, Idaho 83327

R.E. Protested application for Permit 63-10323

MICROFILMED

✓DET No response req'd.

January 14, 1985

Thomas H. Rice
Rt. 1, Box 1095
Fairfield, ID 83327

Re: Application for Permit No. 63-10323

Dear Mr. Rice:

Enclosed is a copy of a withdrawal of protest against the above referenced application.

This office now will continue to process the application, since the protest has been withdrawn.

Sincerely,

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

DRT:jp

Enclosure

MICROFILMED

SPECIAL NOTE: _____

PROTEST INFORMATION SHEET

Protestant - Name(s)

→ withdrawn 1/13/86
J. S. Tixier, Regional Forester U.S. Forest Service

Address 324 25th St., Ogden, UT 84401

Attorney - Name & Address _____

Date Filed 10/28/85

Protest Date 10/28/85

Issues _____

_____Applicant - Attorney - Name & Address _____

Dates: _____

Acknowledgement letters: _____

Hearing Notice: _____

Hearing Date: _____

Letter from applicant dated Nov 7, 1985 indicated
that he is working with the USFS to resolve this matter.

Other: _____

Protest Information submitted in Computer (following hearing):

MICROFILMED



United States
Department of
Agriculture

Forest
Service

Intermountain
Region

324 25th Street
Ogden, UT 84401

Reply to: 2540

Date: JAN 10 1986

Mr. David R. Tuthill, Jr.
Western Region Supervisor
Idaho Department of Water Resources
Towers Building, 3rd Floor
450 West State Street
Boise, ID 83720

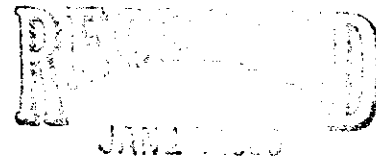
Dear Mr. Tuthill:

On October 24, 1985, we protested Application for Permit No. 63-10323 filed by Thomas H. Rice to appropriate water from a spring tributary to sinks. We have met with the applicant who has made application for a special use permit to occupy National Forest System lands. Since this resolves the basis of our protest, we respectfully withdraw our protest of Application for Permit No. 63-10323.

Thank you for your cooperation.

Sincerely,

for Randall K. Hall
J. S. TIXIER
Regional Forester



Department of Water Resources
Western Regional Office

MICROFILMED

FS-8200-28(7-82)



January 8, 1986

Thomas H. Rice
Rt. 1, Box 1095
Fairfield, ID 83327

Re: Protested Application for Permit No. 63-10323

Dear Mr. Rice:

We received your letter dated November 7, 1985, in which you indicated that you were working with the U.S. Forest Service to resolve the protest against approval of the above referenced application for permit. Based on the letter, we maintained the application in our hold file to wait for further information regarding resolution of the protest.

As of this date we have received no information regarding this matter from the U.S. Forest Service. The purpose of this letter is to request either additional information regarding resolution of this matter or a reason to maintain the application in our hold file.

Please advise this office no later than January 24, 1986, regarding the requested information.

Sincerely,

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

DRT:jp

cc: U.S. Forest Service

MICROFILMED

November 7, 1985
Route 1 Box 1095
Fairfield, Idaho 83327

Mr. David R. Tuthill, Jr.
Western Region Manager
Idaho Department of Water Resources
Towers Bldg. 3rd Floor
450 W. State Street
Boise, Idaho 83720

Dear Mr. Tuthill:

I am writing in regard to the Forest Service protest concerning my application for Permit No. 63-10323 to appropriate 0.04cfs for domestic use from a spring tributary to sinks. I have applied for a Special Use Permit with the Forest Service in Fairfield, Idaho, which is now in review. As soon as this Special Permit is obtained perhaps we can resolve this matter.

Thank you for your cooperation in this matter.

Sincerely yours,

Thomas H. Rice

Thomas H. Rice

TR: pmr

MICROFILMED

RECEIVED
NOV 12 1985

Department of Water Resources
Western Regional Office

October 29, 1985

Thomas H. Rice
Rt. 1, Box 1095
Fairfield, ID 83327

Dear Mr. Rice:

Enclosed is a copy of a protest(s) filed against the issuance of a permit pursuant to your Application No. 63-10323. The Department suggests you contact the protestant(s) directly in an effort to resolve the protest(s) and to attempt to resolve the protest(s).

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

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

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

Yours truly,

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

DRT:jp

Enclosure

MICROFILMED

October 29, 1985

J. S. Tixier
Regional Forester
U. S. Dept. of Agriculture
Forest Service
324 25th St.
Ogden, UT 84401

Re: No. 63-10323 in the Name of Thomas H. Rice

Dear Mr. Tixier

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

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

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

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

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Western Region Manager

DRT:jp

MICROFILMED



United States
Department of
Agriculture

Forest
Service

Intermountain
Region

324 25th Street
Ogden, UT 84401

Dr

Reply to: 2540

Date: OCT 24 1985

Mr. David R. Tuthill, Jr.
Western Region Manager
Idaho Department of Water Resources
Towers Building, 3rd Floor
450 West State Street
Boise, ID 83720

Dear Mr. Tuthill:

We are writing regarding Application for Permit No. 63-10323 filed by Thomas H. Rice to appropriate 0.04 cfs for domestic use from a spring tributary to sinks. Idaho Code 42-212 and 42-213 prohibits the Department from issuing or granting permits to appropriate water without the written permission of the land owner. To date, Mr. Rice has not obtained the necessary permit to occupy National Forest System land. We ask that you defer action on this application until Mr. Rice has obtained a special use permit from the Forest Service.

Thank you for your cooperation in this matter.

Sincerely,

for *Randall H. Hall*
J. S. TIXIER
Regional Forester

MICROFILMED

RECEIVED



October 3, 1985

J. S. Tixier
Regional Forester
U. S. Department of Agriculture
Forest Service
324 25th St.
Ogden, UT 84401

Re: Applications for Permit No. 63-10323¹ in the Name of
Thomas H. Rice & No. 65-12745 in the Names of John &
Nancy Knudsen & Willard J. Bennett

Dear Mr. Tixier:

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

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter, however, if your agency desires to file a formal protest against the approval of this application(s), your written protest must be received in this office by October 28, 1985.

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

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Western Region Manager

DRT:jp

Enclosure (s)

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

OCTOBER 3, 1985

Gooding County Leader
442 Main Box 56
Gooding, ID 83330

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. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Please send the affidavit of publication and publication billing to this office before OCTOBER 28, 1985.

Yours truly,

Judy Pense
Secretary

Encl.

MICROFILMED

63-10323

RICE, THOMAS H.

RT. 1 BOX 1095, FAIRFIELD, ID 83327

Source: SPRING trib. to SINKS

Date Filed: 09/30/1985

Diversion Pt: NWNE Sec 22 T 04N R 13E

Use: DOMESTIC (0.04 CFS)

In: NWNE Sec 22 T 04N R 13E

MICROFILMED