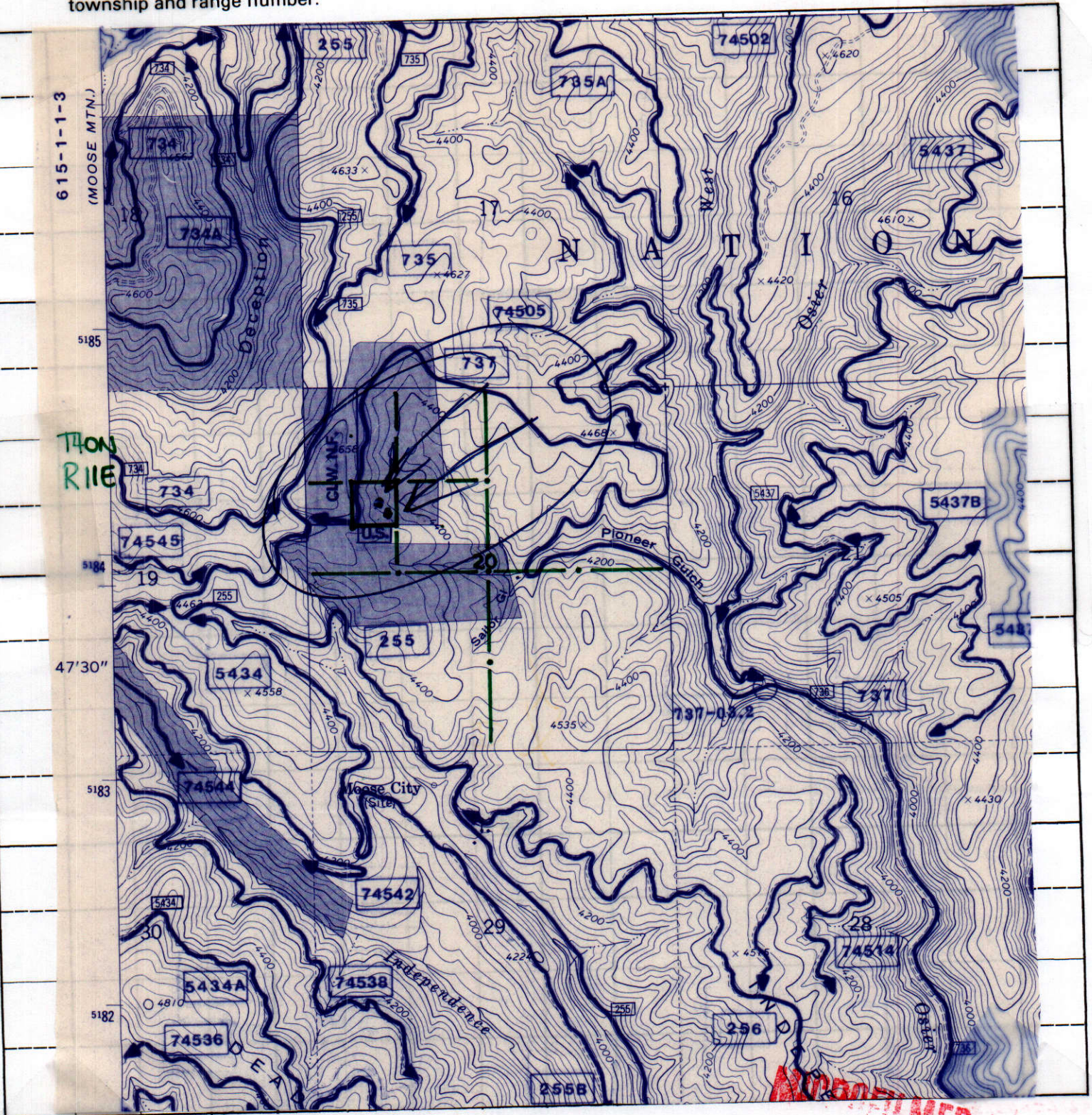


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



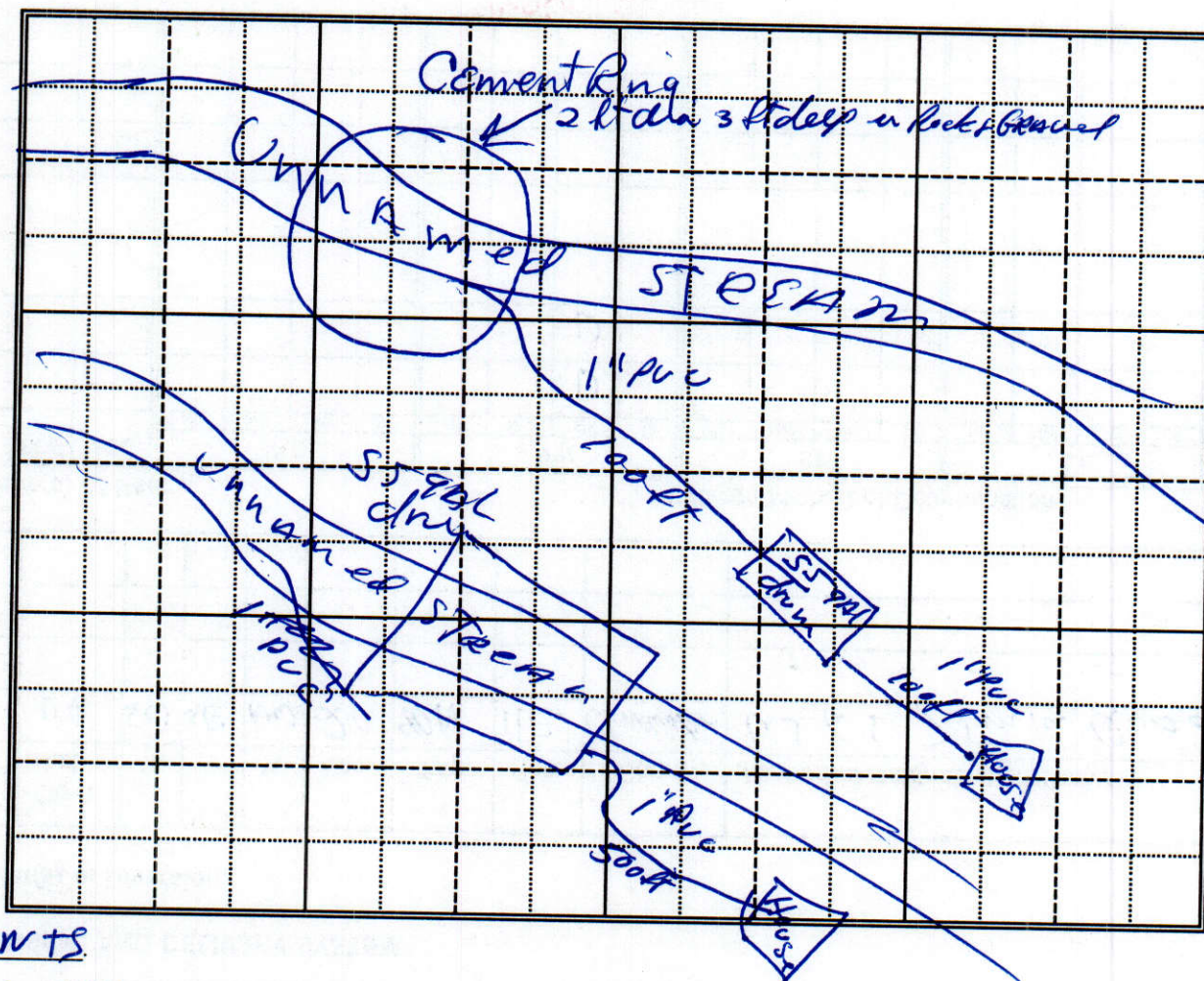
Scale: 2 inches equal 1 mile.

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.

[Signature]
(Applicant)

JUN 14 1995

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = NTS

____ Copy of USGS 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)

____ Photo of Diversion and System Attached

4.

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

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

D. FLOW MEASUREMENTS

1.

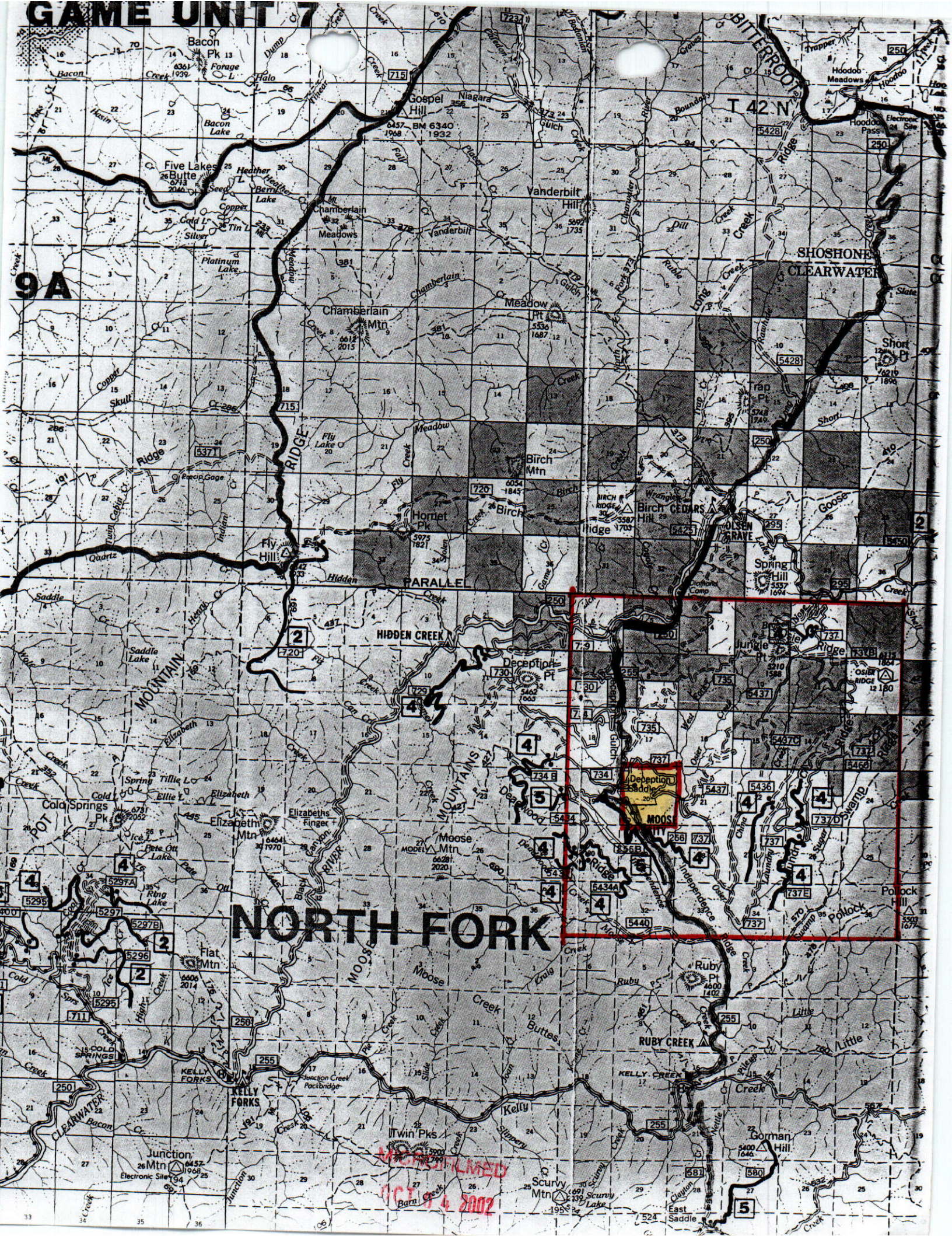
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

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OCT 04 2002

GAME UNIT 7



9A

NORTH FORK

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OCT 14 2002

PERMIT # 83-07123

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

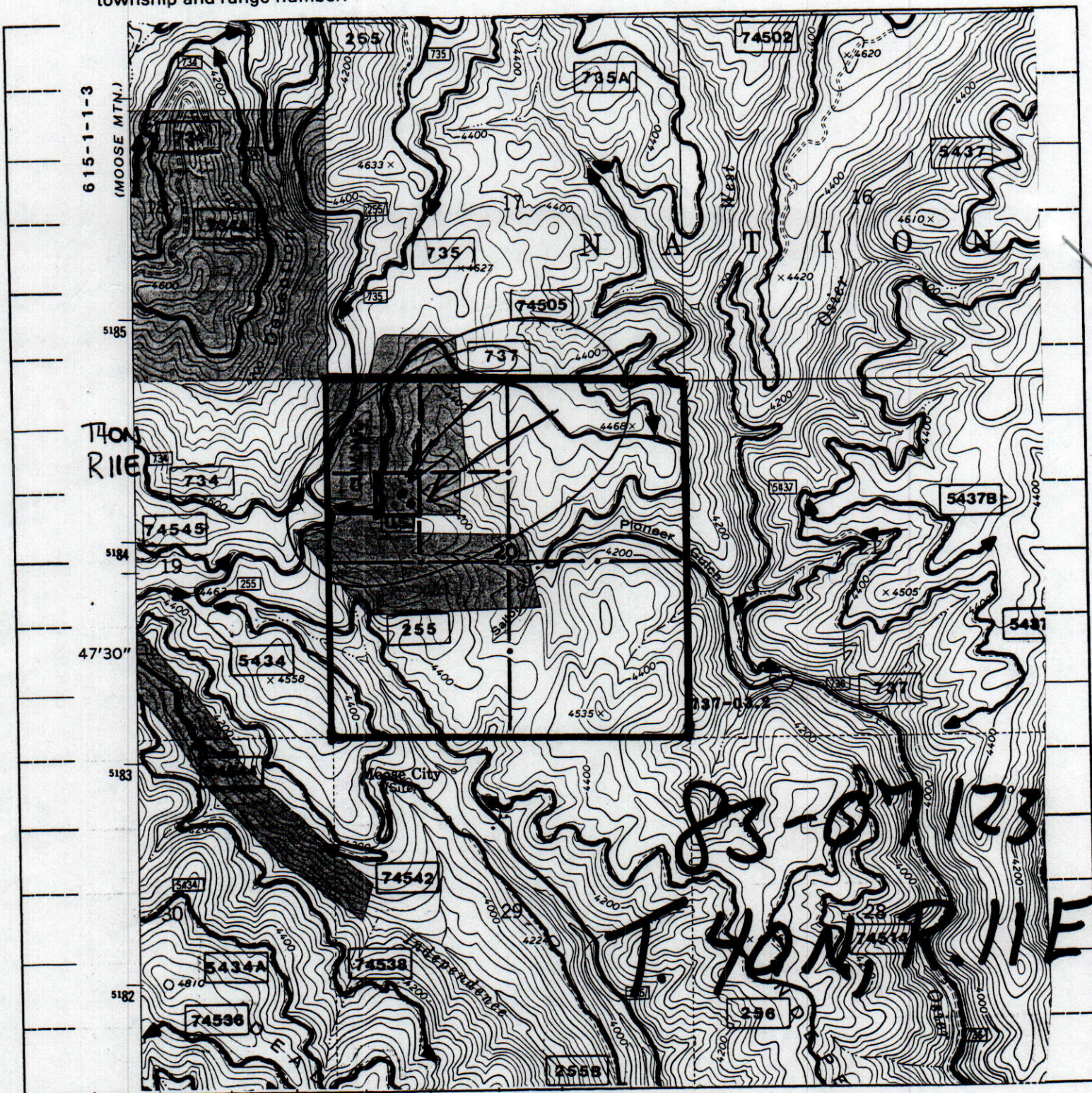


Last Photos of second domestic

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OCT 04 2002

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.

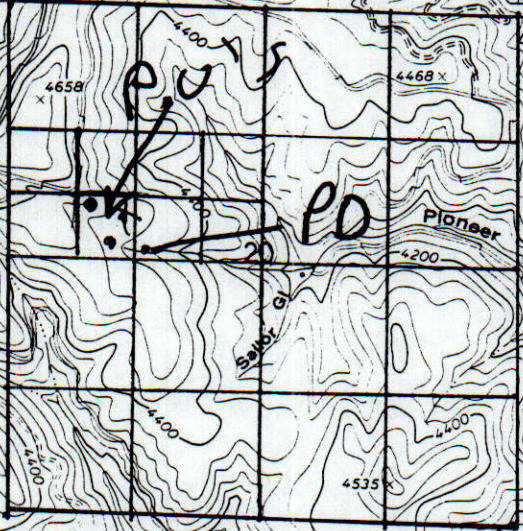
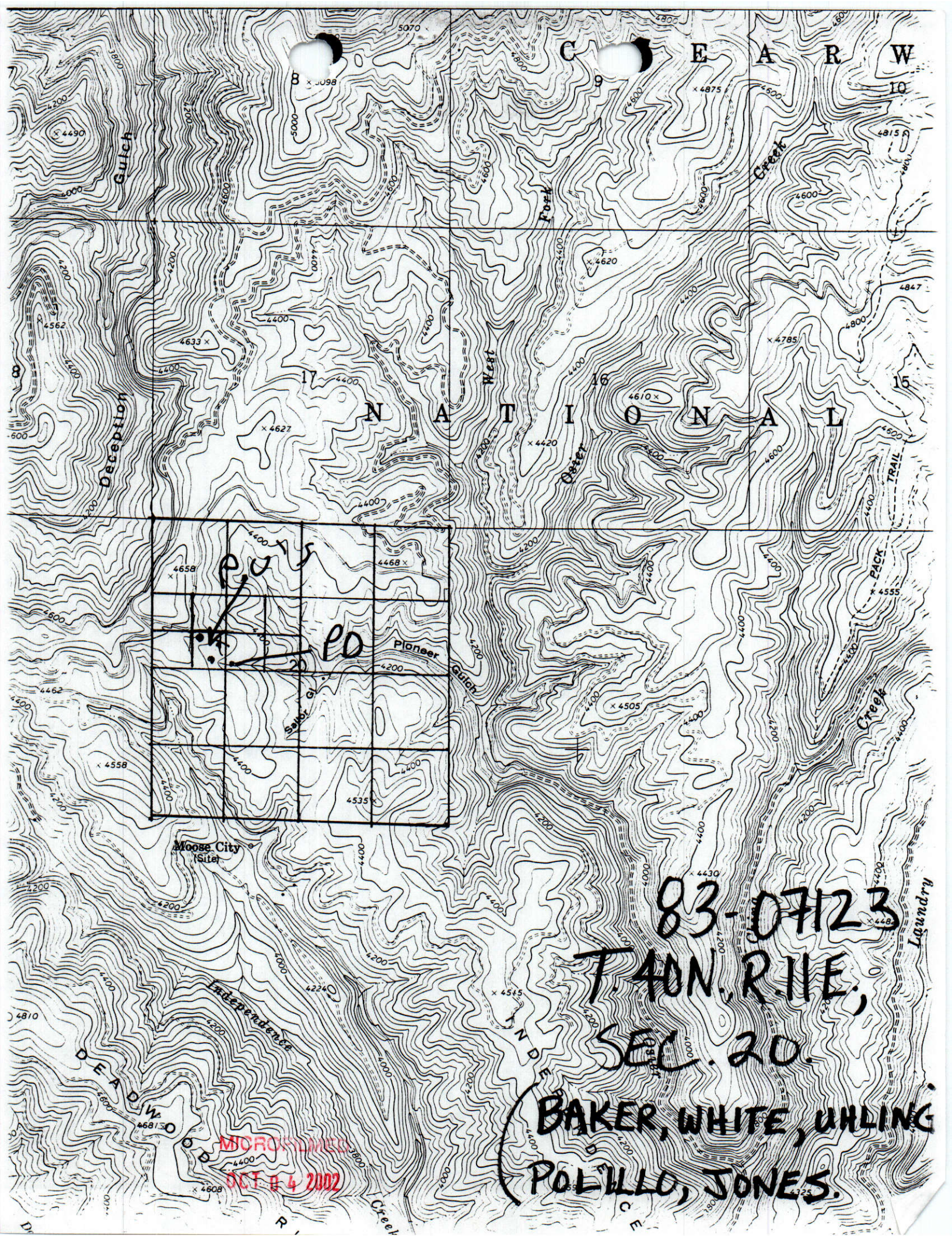
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

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OCT 04 2002

APPLICANTS
MAP

[Signature]
(Applicant)



83-07123
T. 40N. R. 11E.,
SEC. 20.

BAKER, WHITE, UNLING
POLILLO, JONES.

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OCT 14 2002

AFFIDAVIT OF PUBLICATION

RECEIVED

MAY 08 1995

NORTHERN REGION
IDWR

STATE OF IDAHO)
) ss.
County of Clearwater)

Bonnie M. Bessent

being first duly sworn, on oath, deposes and says:

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of THE CLEARWATER TRIBUNE; that said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho, during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of:

Application for Permit
No 83-07123

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for a full period two consecutive issues commencing on the 20th day of April 1995 and ending on the 27th day of April 1995

Bonnie M. Bessent
STATE OF IDAHO)
)
COUNTY OF CLEARWATER)

On this 2nd day of May, in the year of 1995, before me, a Notary Public, personally appeared Bonnie M. Bessent

known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Pamela A. Jones
Notary Public for Idaho
Resident at Orofino, Idaho
My commission expires: 11-20-95

NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 83-07123 in the name of Robert Baker, Bruce Baker, Patricia Polillo, Mike Uhling, and Charlotte White, P.O. Box 1364, Orofino, ID 83544, was incorrectly advertised on 2/16 and 23/95.

The owners names were incorrectly advertised as Robert Baker, Bruce Baker, Patricia Polillo, Mike Uhling and Charlotte White, whereas they should read RAY N. JONES and/or Robert Baker and/or Bruce Baker and/or Patricia Polillo and/or Mike Uhling and/or Charlotte White.

The Point of Diversion was incorrectly advertised as being within the SWSNW of S20, T40N, R11E, where as it correctly should read the SWNW of S 20, T40N, R11E.

The Place of Use was incorrectly advertised as being within the SENW, S20, T40N, R11E, whereas correctly it should read the SWNW, S20, T40N, R11E.

(For additional information concerning the property location, call the Northern Regional Office at 769-1450.)

Any protests against the approval of the above-referenced correction must be filed with the applicant and with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, together with a protest fee of \$25.00 on or before May 8, 1995.

R. KEITH HIGGINSON, Dir.
4-20,27c

MICROFILMED

JUN 14 1995

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Clearwater)

Bonnie M. Bessent

being first duly sworn, on oath, deposes and says:

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of THE CLEARWATER TRIBUNE: that said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho, during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of:

Notice of Application For Water Right-83-07123

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for a full period two consecutive issues commencing on the 16th day of February 1995 and ending on the 23rd day of February 1995

Bonnie M. Bessent
STATE OF IDAHO)
)
COUNTY OF CLEARWATER)

On this 1ST day of March in the year of 1995, before me, a Notary Public, personally appeared Bonnie M. Bessent, known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Pamela A. Jones
Notary Public for Idaho
Resident at Orofino, Idaho
My commission expires: 11-30-95

NOTICE OF APPLICATION FOR WATER RIGHT

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

83-07123

BAKER, ROBERT
BAKER, BRUCE
POLILLO, PATRICIA
UHLING, MIKE
WHITE, CHARLOTTE
P.O. BOX 1364
OROFINO, ID 83544

Source: UNNAMED STREAM
Tributary: OSIER CREEK
Diversion Pt.: SWSNW Sec 20 T
40N R 11E in CLEARWATER
County.

Use: DOMESTIC (0.080 CFS)
Total Diversion: (0080 CFS)
Date Filed: 2/3/1995

In: CLEARWATER County
T40N R11E S20 SENW

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before MARCH 6, 1995.

R. KEITH HIGGINSON,
Director
2-16,23c

RECEIVED

FEB 27 1995

NORTHERN REGION
IDWR

JUN 14 1995

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 83-07123

Priority: February 03, 1995

Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 1.2 AF

It is hereby certified that ROBERT BAKER
And/Or
BRUCE BAKER
And/Or
MIKE UHLING
And/Or
CHARLOTTE WHITE
And/Or
PATRICIA POLILLO
And/Or
RAY N JONES
PO BOX 1364

OROFINO ID 83544-1364 have complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated February 03, 1995; and have
submitted Proof of Beneficial Use on May 20, 1996. An examination indicates that the works have a
diversion capacity of 0.02 cfs of water from:

SOURCE

UNNAMED STREAM

Tributary: OSIER CREEK

and a water right has been established as follows:

BENEFICIAL USE

DOMESTIC

PERIOD OF USE

04/01 to 11/30

DIVERSION RATE

0.02 CFS

**ANNUAL
DIVERSION VOLUME**

1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 20, Twp 40N, Rge 11E, B.M., CLEARWATER County
UNNAMED STREAM SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 20, Twp 40N, Rge 11E, B.M., CLEARWATER County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
40N 11E 20							X										

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OCT 04 2002

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 83-07123

CONDITIONS OF APPROVAL

1. Domestic use is for 2 homes.
2. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 26TH day of OCTOBER, 2001.

Acting for

KARL J. DREHER
Director

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OCT 04 2002

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OCT 19 2001

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

Department of Water Resources

(For Licensing Purposes)
WATER RIGHT NO. 83-07123

Date of Priority: February 03, 1995

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

1.2 AF

Comes now ROBERT BAKER
PO BOX 1364
OROFINO ID 835441364

And/Or

BRUCE BAKER
PO BOX 1364
OROFINO ID 835441364

And/Or

MIKE UHLING
PO BOX 1364
OROFINO ID 835441364

And/Or

CHARLOTTE WHITE
PO BOX 1364
OROFINO ID 835441364

And/Or

PATRICIA POLILLO
PO BOX 1364
OROFINO ID 835441364

And/Or

RAY N JONES
PO BOX 1364
OROFINO ID 835441364

and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 83-07123, and requests that the permit be changed as follows:

Source: UNNAMED STREAM

Tributary: OSIER CREEK

BENEFICIAL USE

DOMESTIC

PERIOD OF USE

04/01 to 11/30

RATE OF DIVERSION

0.02 CFS

ANNUAL VOLUME

1.2 AF

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OCT 04 2002

LOCATION OF POINT(S) OF DIVERSION:

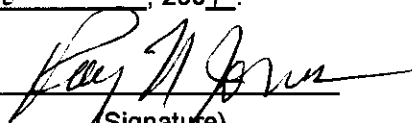
UNNAMED STREAM SW1/4SE1/4NW1/4 Sec. 20, Twp 40N, Rge 11E, B.M.
CLEARWATER County

UNNAMED STREAM SW1/4SE1/4NW1/4 Sec. 20, Twp 40N, Rge 11E, B.M.
CLEARWATER County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
40N 11E 20	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
							X										

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 10th day of October, 2001.


(Signature)

MICROFILMED

OCT 04 2002

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 83-07123

.....
FOR DEPARTMENT USE ONLY
Preliminary check by KW Fee \$50.00 Received by JMS # 057177 Date 10/19/01

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 83-07123 with the following:

CONDITIONS OF APPROVAL

1. Domestic use is for 2 homes.
2. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.

Witness my hand this 26TH day of OCTOBER, 2001.


KARL J. DREHER
Director
Acting for

MICROFILMED

OCT 04 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 20 1996

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form 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, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 83-07123 Telephone No. (208) 743-3647
2. Name(s) of Permit Holder(s): ROBERT BAKER, BRUCE BAKER, PATRICIA POICLO, MIKE UHLMAC ^{CHARLOTTE WHITE}
3. Mailing Address: 3134 8th ST C LOWICION, IDAHO 83501
4. Source of Water: SPRING If **GROUNDWATER** (well), Date Drilled: mo. ____ / yr. ____
- a. Well Driller: _____ Drilling Permit Number: ____ - ____ - ____ - ____
- b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
- Domestic (No. of households): 1 Stockwater (No. and type of stock): 0
- Irrigation (No. of acres): 0 Other: 0
6. Total rate of diversion and/or volume for which proof is submitted: .04 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
- | | | | | |
|-------------------------------|--|-----------|----|--|
| Measuring Device: | Is a measuring device required? | Yes _____ | or | No ☒ |
| | Has the measuring device been installed? | Yes _____ | or | No ☒ |
| Flow Measurement Port: | Is a flow measurement port required? | Yes _____ | or | No ☒ |
| | Has the measurement port been installed? | Yes _____ | or | No ☒ |
8. Fee Enclosed: \$ _____ (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
- Name: MIKE UHLMAC Telephone Number: (208) 746-8734
- Address: 3817 17th ST LOWICION IDAHO 83501
10. The information given on this form 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.

Signature of permit holder:

Mike Uhlmac
(include your title, if on behalf of company or organization)

Date:

5-13-96

SEP 12 1996

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 83-07123

Proposed Priority: February 3, 1995

Maximum Diversion Rate:

0.08 CFS

This is to certify, that **ROBERT BAKER**
BRUCE BAKER
CHARLOTTE WHITE
MIKE UHLING
PATRICIA POLILLO
RAY N JONES
PO BOX 1364
OROFINO ID 83544-1364

has applied for a permit to appropriate water from:
UNNAMED STREAM tributary of **OSIER CREEK**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
-----------------------	----------------------	--------------------------

DOMESTIC	04/01 to 11/30	0.08 CFS
----------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: SWSNW , Sec. 20, Township 40N, Range 11E
CLEARWATER County

PLACE OF USE: DOMESTIC

TWN RGE SEC

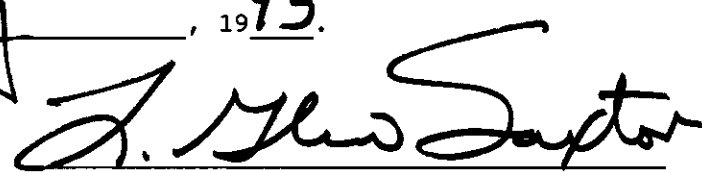
40N 11E 20 SENW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 1996.
2. Subject to all prior water rights.
3. Domestic use is for 2 homes.
4. The domestic use authorized under this right shall not exceed 13,000 gallons per day per dwelling in accordance with Section 42-111, Idaho Code.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

23 day of May, 1995.


Karl J. Dreher, Director
for

RECORDED

JUN 14 1995

RECEIVED
MAR 16 1995

RECEIVED
MAY 22 1995

Ident. No. 83-07123

STATE OF IDAHO
Department of Water Resources
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Department of Water Resources

To appropriate the public waters of the State of Idaho

ROBERT BAKER AND BRUCE BAKER AND/OR PATRICIA POLILLO AND/OR
CHARLOTTE WHITE AND/OR MIKE UHLMANN

1. Name of applicant RAY N. JONES AND/OR Phone (208) 476-0272

Post office address P.O. Box 1364 OROFINO, IDAHO 83544

2. Source of water supply UNIMPAVED STREAM which is a tributary of OSIER CREEK

3. Location of point of diversion is SE 1/4 of SE 1/4 of NW 1/4 Govt. Lot —

Sec. 20 Township 40 N. Range 11 E B.M. CLEARWATER County; additional
points of diversion if any: —

4. Water will be used for the following purposes:

Amount .08 for DOMESTIC purposes from April 1 to Nov. 30 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .04 for Domestic purposes from April 1 to Nov. 30 (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) .08 and/or (b) —
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 2 1" CAPACITY FIBER LINES
to 2 separate 55 GAL. DRUMS FOR DOMESTIC USE IN
2 separate RECREATION CABINS.

b. Height of storage dam 0 feet; active reservoir capacity 0 acre-feet; total
reservoir capacity 0 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 85°F being sought? NO

e. If well is already drilled, when? —; Drilling firm —;

Well was drilled for (well owner) —

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

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. 2 SEPARATE RECREATIONAL CABINS
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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.	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	
40N	11E	20							D	X									
~~40N~~	~~11E~~	~~20~~								X									

Total number of acres to be irrigated _____

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

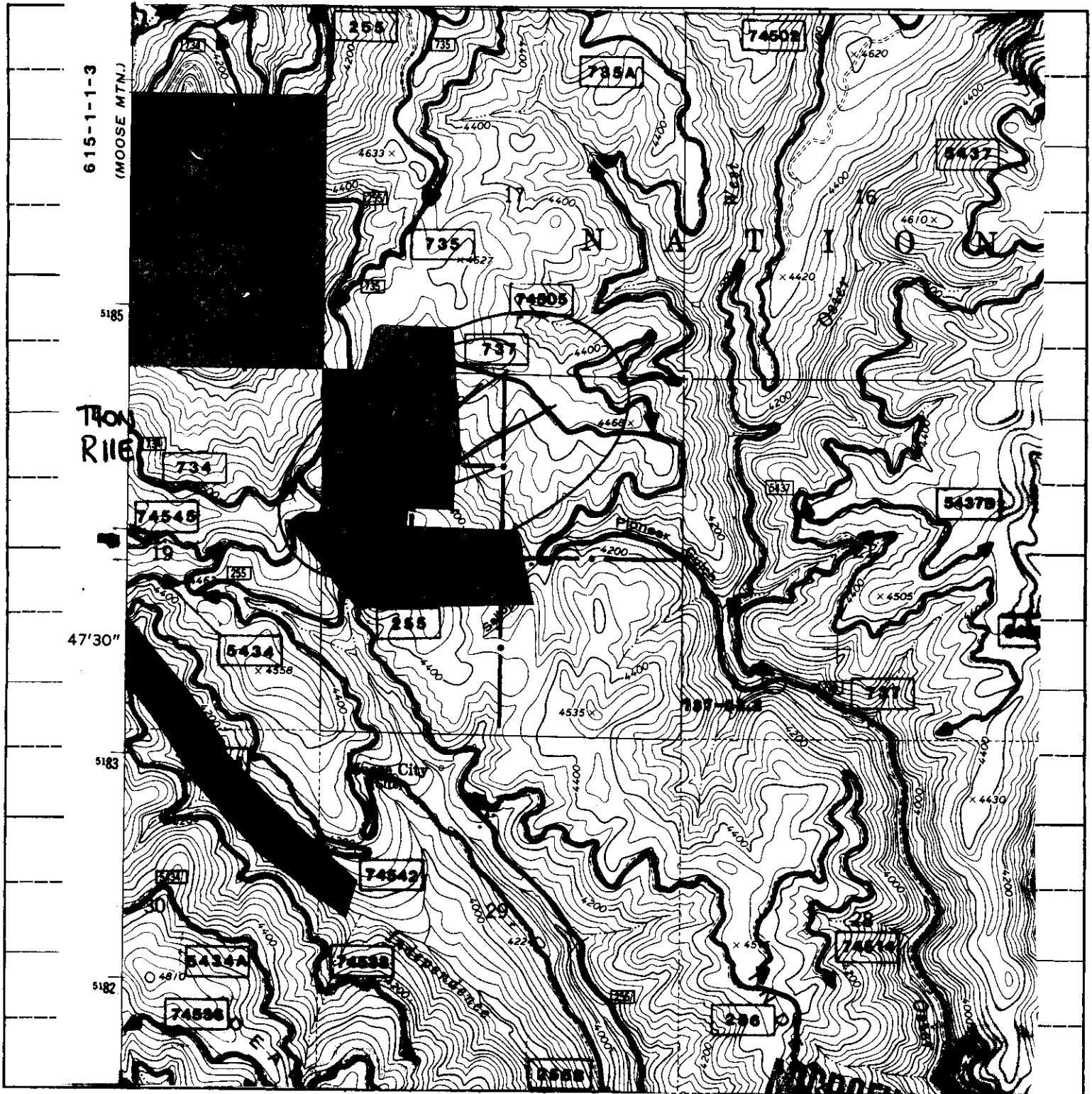
- Who owns the property at the point of diversion? APPLICANTS
- Who owns the land to be irrigated or place of use? SPRING IS ABOVE

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. I WAS SELECTED BY THE FAMILY TO MAKE THE APPLICATION FOR THEM. I HAVE NO VESTED INTEREST IN THE WATER.

- Remarks: WE HAVE TWO SMALL CABINS, EACH LOCATED ON ADJACENT SPRINGS. WE ARE SIMPLY DIVERTING WATER TO EACH CABIN SPECIFICALLY FOR DOMESTIC USE. NAMES FROM 11. a. TRANSFERRED TO APPLICANTS AS RAY DOWNS IS NOT OWNER OF THIS PARTICULAR PROPERTY.

JUN 14 1995

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



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.

Ray M. Jones
(Applicant)

JUN 1 1995

Received by db Date 1/30/95 Time 2:00 P Preliminary check by KB
Fee \$ 30/20 Receipted by db/db # N8586/128598 Date 1/30/95 / 2/2/95
Publication prepared by db db Date 2/6/95 / 4/12/95 Published in Clearwater Tribune 2/16 & 23/95
Publication approved db (db) Date 2/27/95 (5/10/95)

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. _____, and said application is hereby _____.

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 _____, 19 ____.

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:

RECORDED

JUN 14 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 29, 2001

RAY N JONES
ROBERT BAKER
BRUCE BAKER
MIKE UHLING
CHARLOTTE WHITE
PATRICIA POLILLO
PO BOX 1364
OROFINO ID 83544-1364

RE: License No. 83-7123 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a copy of the approved Application for Amendment.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

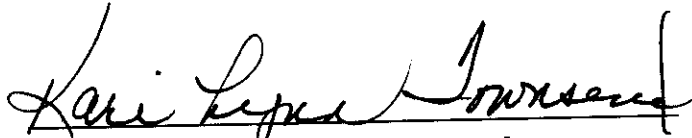
OCT 31 2002

CERTIFICATE OF MAILING

I hereby certify that on October 29, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 83-7123

**RAY N JONES
ROBERT BAKER
BRUCE BAKER
MIKE UHLING
CHARLOTTE WHITE
PATRICIA POLILLO
PO BOX 1364
OROFINO ID 83544-1364**


**Kari Lynn Townsend
Secretary**

MICROFILMED

OCT 04 2002

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED
OCT 04 2002

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 3, 2001

RAY N JONES
PO BOX 1364
OROFINO ID 835441364

RE: Water Right Permit No. 83-07123

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit:

 Point(s) of Diversion

 ✓ Place(s) of Use

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

If you have any questions, please call me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

Enclosure(s)

MICROFILMED

OCT 04 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

MEMORANDUM

DATE: March 31, 1999

TO: Al Beardslee *Northern*

FROM: Shelley W. Keen *SK*

RE: Exam for 83-07123

DIRK KEMPTHORNE
GOVERNOR

RECEIVED
KARL J. DREIER
DIRECTOR

APR 05 1999

IDWR/North

RECEIVED

OCT 3 - 2001

Idaho Department of Water Resources

As we discussed on the phone, I am returning the field report for 83-07123. Wayne described a gravity flow system, but he places the point of diversion down gradient from the place of use. I am not comfortable seeking an amendment from the permit holders based on this report.

Shelly I placed the two points on the map placing them in the correct 10 acres description. The system I described was almost level to the eye, but it did flow as I measured. (Trust me)

*Thanks
Wayne*

MICROFILMED

OCT 4 2002

RECEIVED

NOV 12 1998

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 27 1998

Department of Water Resources

83-07123

Permit No.

A. GENERAL INFORMATION

1. Owner: Baker, White, Vhlery, Polillo Jones Phone No. (208) 426-0222Current Address: P.O. Box 1364 Orofino ID 83544-13642. Accompanied by: Ray Jones EXAM DATE: 7-29-97Address: Same as above Phone No. _____

Relationship to Permit Holder: _____

3. Source: Unnamed Stream tributary to Orofino Creek

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	NA	SW	SE	NW	20	40N	11E	Clearwater	U.S.G.S. 7.5 min Quad

2. Place(s) of Use:

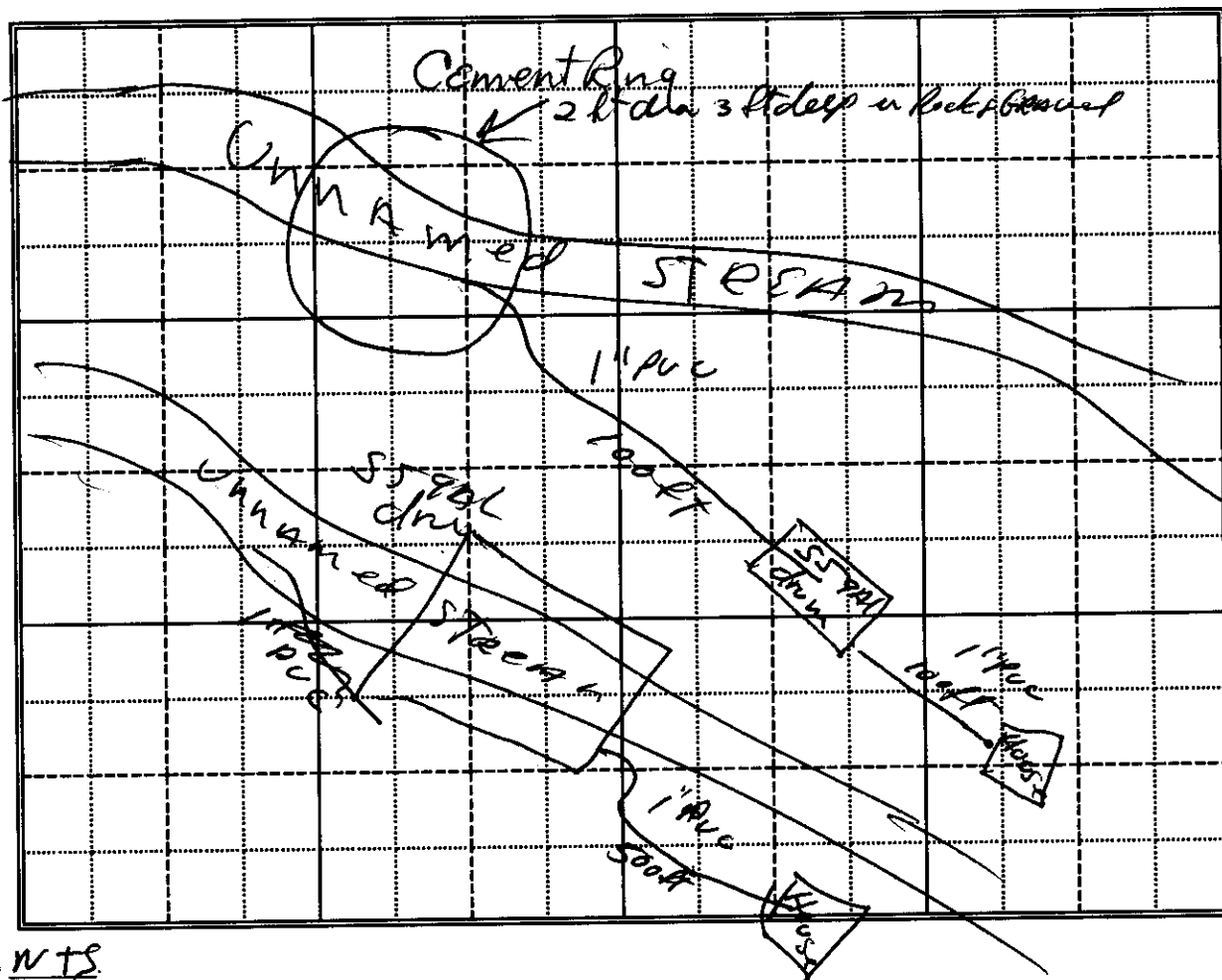
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
									D										
									D										

MICROFILMED

OCT 8 2002

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = NTS

____ Copy of USGS 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)

____ Photo of Diversion and System Attached

4.

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

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

MICROFILMED

OCT 04 2002

E. NARRATIVE/REMARKS/COMMENTS

Shelly you didn't send back
my map. I know the legal description
on it was correct.

Have conditions of permit approval been met? ☒ yes ☐ no

MICROFILMED

OCT 04 2002

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

5 gal bucket 5 gal in 60 sec #1
 5 gal 58 sec

$$\frac{5 \times .133681}{60} = .01$$

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:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	07/01	11-30	1.02	1.6
Totals:			1.02	1.6

2. Recommended Amendments

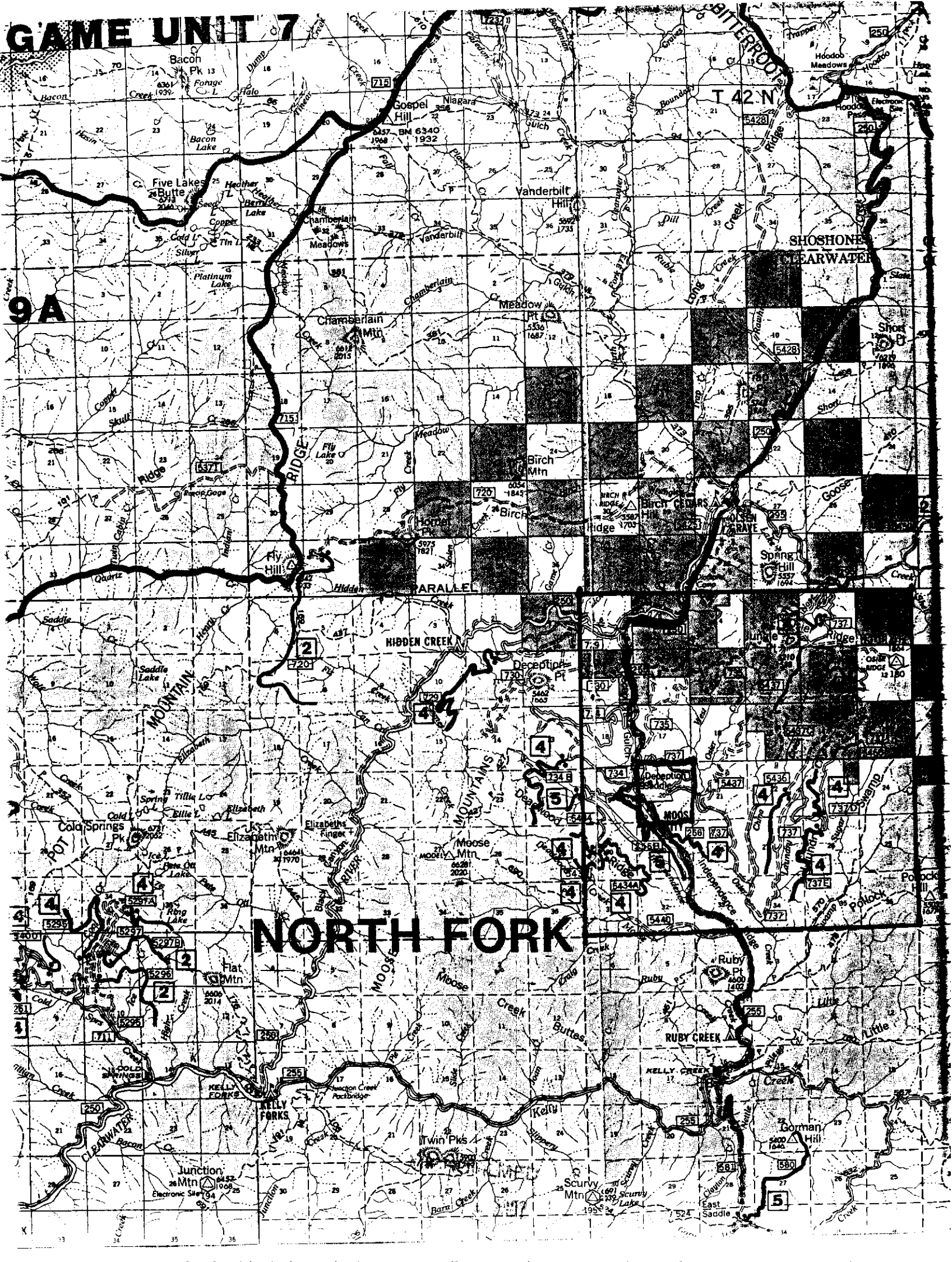
☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name Wayne Balch Date 9-17-92

Reviewer _____ Date _____

MICROFILMED SEAL
 OCT 04 2002



GAME UNIT 7

9A

NORTH FORK

T 42 N

S 42 N

PERMIT # 83-07123

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

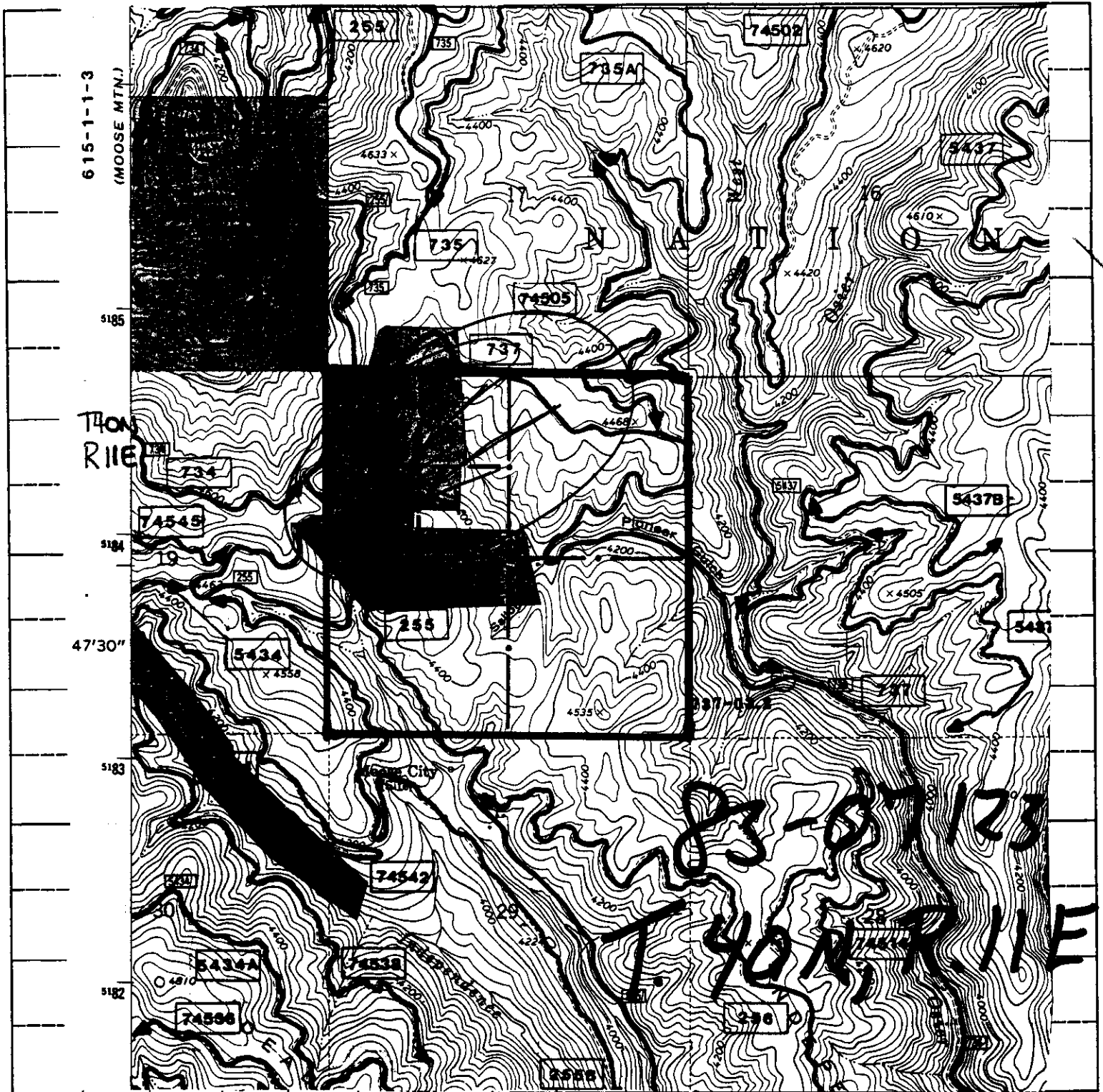


Last Photos of second domestic

MICROFILMED

OCT 04 2002

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.

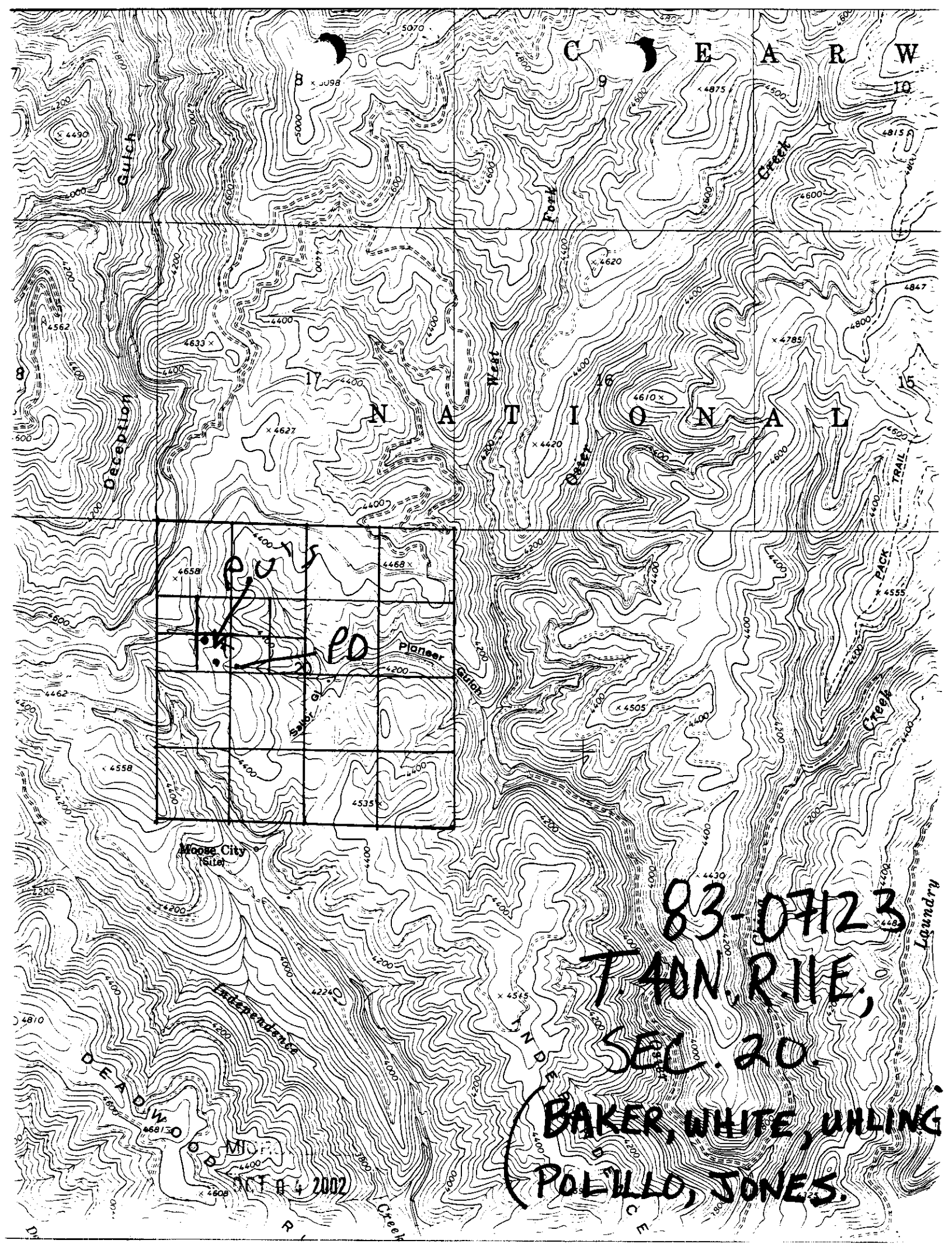
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

MICHAEL J. JONES

OCT 04 2002

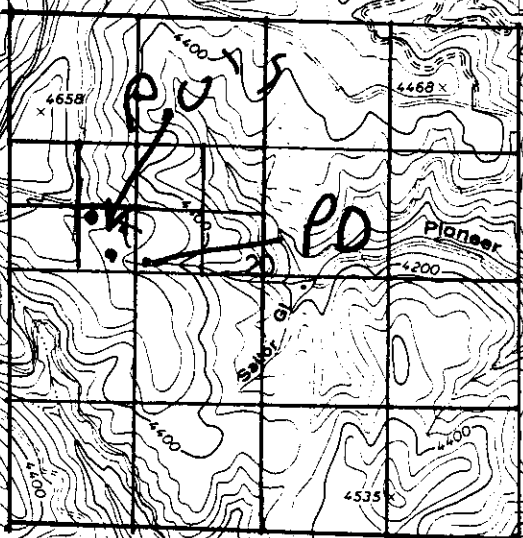
APPLICANTS
MAP

Ray H. Jones
(Applicant)



C E A R W

N A T I O N A L



83-07123

T 40N. R. 11E,

SEC. 20.

BAKER, WHITE, UNLING
POLILLO, JONES.

OCT 4 2002

MEMORANDUM

TO: File 83-07123

FROM: Sharla

DATE: February 25, 1998

RE: Telecon

On this date, I called the Clearwater County Assessor's office to verify ownership of the SENW AND SWNW. The locations of the point of diversion and place of use had been modified several times in the application-to-permit process. Vicki at the assessor's office confirmed that Robert C. Baker, et al own the north half of each the SWNW and SENW. There is one 720 sq.ft. cabin and no other out-buildings, the cabin being located in the SWNW. When I told her our examiner had stated there were two homes (cabins), she said their records indicated the second dwelling was removed in September of 1997.

MICROFILMED

OCT 14 1998

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 83-07123 Reviewed by [Signature] Date 5-31-96

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
no Address same as permit?
yes Proof timely received?
If not, complete calculation below.

dom.
Correct Uses? yes

SOURCE OF WATER

✓ Surface water source
 Ground water source
 Drilling permit required?
 Copy in the file? Drilling Permit No.
 Amount paid for permit Correct?
 Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
0 Amount Submitted
no Correct?

MEASURING DEVICE

no Required?
 Installed?
 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>	<u> </u>
Date proof due	<u> </u>	<u> </u>
No. of days late	<u> </u>	<u> </u>
Priority Date	<u> </u>	<u> </u>
New Priority Date	<u> </u>	<u> </u>

DEFICIENCIES OR ACTION ITEMS

*Request \$50 - lic. exam fee
* fee received - Proof acceptable*

DATA ENTRY

New Address 3134 8th St C Proof Made 5-10-96
Kewster, ID. 83501



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 28, 1996

ROBERT & BRUCE BAKER
C. WHITE, M. UHLING
P. POLILLO, R. JONES
3134 8TH ST C
LEWISTON ID 83501

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 83-07123

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 the field examination, contact the NORTHERN Regional Office in Coeur d'Alene, at (208) 769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

SEP 12 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

June 11, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Robert & Bruce Baker
Charlotte White
Mike Uhling
Patricia Polillo
Ray Jones
3134 8th St. C
Lewiston, ID 83501

RE: Permit No. 83-07123

Dear Permit Holders:

I have returned a copy of the Proof of Beneficial Use Statement you submitted in connection with the above referenced water right. The proof form is not acceptable unless it is accompanied by the appropriate license examination fee.

The Department has determined, from pertinent sections of the Idaho Code, that the permit holder must meet two requirements in order to be exempt from the license examination fee. They are:

1. The water right must use a **groundwater** (well) source, and;
2. The rate of diversion must be .04 cfs or 4.0 AF or less.

You do not meet requirement #1 since you divert water from a surface water source (unnamed stream.) Therefore, a license examination fee of \$50.00 applies to the permit.

Please return the copy of the proof form along with the \$50.00 license examination fee to my attention within thirty (30) days of receipt of this letter.

If you have any questions or if I can be of any assistance, please contact me at (208)327-7900.

Sincerely,


JULIE L. YARBROUGH
Senior Secretary

Enclosure

SEP 12 1996

March 31, 1996

ROBERT BAKER
BRUCE BAKER
RAY N JONES
PATRICIA POLILLO
MIKE UHLING
CHARLOTTE WHITE
PO BOX 1364
OROFINO ID 835441364

PROOF DUE NOTICE

RE: PERMIT NO. 83-07123

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 June 1, 1996.

(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.

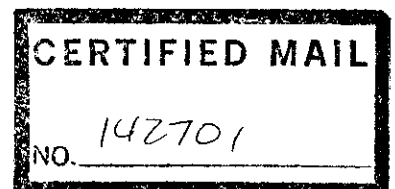
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

RECEIVED

SEP 12 1996





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 23, 1995

ROBERT BAKER
BRUCE BAKER
RAY N JONES
PATRICIA POLILLO
MIKE UHLING
CHARLOTTE WHITE
PO BOX 1364
OROFINO ID 83544-1364

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 83-07123

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Please note that a separate stream channel alteration permit must be obtained from the IDWR prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

RECEIVED

JUN 14 1995

**APPLICATION FOR PERMIT
STATE OFFICE REVIEW**
by Cindy Zimmerman

No.: 83-7123 Name: Jones, Butler, et al. Date: 5/22/95 Ad OK? ☒
Correct Fee? ☒ Receipt #: 8895 Priority: 2/2/95 ☒ Gvmt Lts: ☒

AREA OF CONCERN? ^{42-111 exempt} No/Yes SLC Mor GWMA Trust/Non-trust
PROTESTED: - 020(Prehearing agreement) or W19(See Order)

SYSTEM COMPLETED:

Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17

GROUNDWATER: <✓ FLO-CH>

+ 0.2 cfs - 01M
- 0.2 cfs - No MD
+ 5 a. (POU cmp) - 01M, 803(if GW use SW 1st)

Drilling Permit:

Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. , P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)

SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink):

Water District(~~dem~~) - 005 (req) WD # <SEE MAP & LISTING>
+ 0.2 cfs - 01J-P08 or 01M
- 0.2 cfs - 01H-P01 or No MD
+ 5 a. irr. - 01M (POU cmp)
~~In-WD~~ + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
+ 5 a. irr. - 01M (POU cmp)

RIVER BASINS (*Surface water):

Snake R (01) - 11A-P04, NA
(02/03) - 007-P07 (w/remark WB9), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064(consump. use), 047-P04(Payette Lake), NA

USE:

Domestic (surface) - 021(Boise R ↑ L Peak); 27A(Payette R); NA
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10; 044(N 1000 Spr)
Irr - 5 acres - 057 (0.03 cfs/A)
+ 5 acres - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA

LOCATION:

Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - B <SEE CONDITION CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-land owner

OTHER CONDITIONS:

STANDARD REMARKS:

① w001/2 ② w004

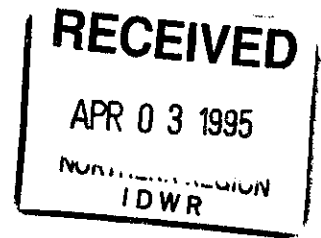
BENEFICIAL USE DUE:

COMMENTS:

6-1-1996

MEMORANDUM

DATE: March 21, 1995
TO: Bob Haynes, Northern Region
THRU: Shelley Keen
FROM: Cindy Zimmerman
SUBJECT: Review of Application for Permit No. 83-07123



During the review of this application, I noted a number of discrepancies.

The original application was in the name of Ray N. Jones, signed by Ray N. Jones, and the filing fees were receipted from Ray N. Jones.

The name of Ray N. Jones was crossed out and replaced with Robert Baker, &/or Bruce Baker, &/or Patricia Polillo, &/or Charlotte Waite, &/or Mike Uhling. However, the file does not contain any assignment documenting this change in ownership or documentation authorizing Mr. Jones to act as the agent of Baker, et al.

The point of diversion is identified on the application and in the advertisement as being located within SWSNW, S20, T40N, R11E. However, the applicant's map indicates the point of diversion as being located within NESWNW, S20, T40N, R11E.

The place of use is identified on the application and in the advertisement as being located within SENW, S20, T40N, R11E. However, the applicant's map indicates the place of use as being located within SWNW, S20, T40N, R11E.

I am returning this application to you for confirmation of my review. If my review is correct, please make the necessary adjustments.

Thanks,

Cindy

Readvertised 4/20/95
Add name & Change POD & POB

RECEIVED

JUN 14 1995

pk

RECEIVED
MAR 2 1995

No. a
4/87-06/92n

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

Department of Water Resources

APPLICATION # 83-07123

***** INITIAL REVIEW *****

JONES 8/02
APPLICANT: BAKER/POUILLO/LMITE BY: LMITE DATE: 2/2/95

ITEM REQUIRED INFORMATION

1. ☒ Name and Address
2. ☒ Source
3. ☒ Point of Diversion & County
4. ☒ Quantity
5. ☒ Nature of Proposed Use
6. ☒ Period of Use
7. ☒ Total Quantity
8. ☒ Description of diverting works
9. ☒ Time required for b/u
10. ☒ Proposed use
11. ☒ Place of use or acres irrigated
12. ☒ Other Water Rights
13. ☒ Ownership
14. ☒ Map
15. ☒ Signature
16. ☒ Fee (Amt, recpt, acknowlegment)

*** Send info sheet Y() N()

ADDITIONAL INFORMATION

Yes No

- ☒ Field check: by _____
- ☒ Field report attached
- ☒ Analysis Supp. attached(>5cfs/500af)
- ☒ Water delivered by water master?
- Water District # _____

PROCESSING

Yes No

PRIORITY DATE: 2/2/95

☒ (Include Moratorium Remark)

☒ Statewide Avertising: (Diversion rate greater than 10 cfs or 1,000 af).

sh CT Shure.

ADVERTISE IN: CLEARWATER County.

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
- () Power Information () Other: n/a

INFORMATION RECEIVED:

- () Dam Information () Fish Information
- () Power Information () Other: n/a

***** GROUNDWATER SECTION *****

(Yes) (No)

Checked by: _____ Date: ____/____/____

Remarks: _____

- ☒ Groundwater management area
- ☒ Critical ground water area
- ☒ Well Drilling Permit required
- ☒ Well Drilling Application and Fees received
- ☒ Well Drilling Application approved?
- Well Drilling Application Number _____

***** FINAL REGIONAL PROCESSING/REVIEW *****

(Yes) (No)

Notice of pending void order issued. Final order response date: ____/____/____

Further information required from applicant

Affidavit of publication received

Application published correctly, If not, record action taken: Read to correct POD + POU

Publication dates and paper recorded on application | Sr. Agent initial AB

Protests received. Final protest date: 3/6/95

Measuring device required

Measuring port required

Special conditions: _____

Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: BR

RECEIVED
MAY 22 1995
Department of Water Resources

Date: 3/8/95

5/12/95

AFFIDAVIT OF PUBLICATION

RECEIVED

MAY 0 8 1995

NORTHWEST REGION
IDWR

STATE OF IDAHO)
) ss.
County of Clearwater)

Bonnie M. Bessent

being first duly sworn, on oath, deposes and says:

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of THE CLEARWATER TRIBUNE: that said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho, during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of:

Application for Permit
No 83-07123

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for a full period two consecutive issues commencing on the 20th day of April 1995 and ending on the 27th day of April 1995

Bonnie M. Bessent

STATE OF IDAHO)
)
COUNTY OF CLEARWATER)

On this 2nd day of May in the year of 1995, before me, a Notary Public, personally appeared Bonnie M. Bessent known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Pamela A. Jones
Notary Public for Idaho
Resident at Orofino, Idaho
My commission expires: 11-20-95

RECORDED

JUN 1 4 1995

April 12, 1995

The Clearwater Tribune
P. O. Box 71
Orofino, ID 83544

Re: 83-07123

Gentlemen:

Enclosed you will find a legal Notice of Correction 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.

Please send the Affidavit of Publication, and the bill, to this office before May 8, 1995.

Thank you.

Sincerely,

Dianne Ball
Senior Secretary

Enclosure

RECEIVED

JUN 14 1995

NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 83-07123 in the name of Robert Baker, Bruce Baker, Patricia Polillo, Mike Uhling, and Charlotte White, P. O. Box 1364, Orofino, ID 83544, was incorrectly advertised on 2/16 and 23/95.

The owners names were incorrectly advertised as Robert Baker, Bruce Baker, Patricia Polillo, Mike Uhling and Charlotte White, whereas they should read RAY N. JONES and/or Robert Baker and/or Bruce Baker and/or Patricia Polillo and/or Mike Uhling and/or Charlotte White.

The Point of Diversion was incorrectly advertised as being within the SWSENW of S20, T40N, R11E, whereas it correctly should read the SWNW of S 20, T40N, R11E.

The Place of Use was incorrectly advertised as being within the SENW, S20, T40N, R11E, whereas correctly it should read the SWNW, S20, T40N, R11E.

(For additional information concerning the property location, call the Northern Regional Office at 769-1450.)

Any protests against the approval of the above-referenced correction must be filed with the applicant and with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, together with a protest fee of \$25.00 on or before May 8, 1995.

R. KEITH HIGGINSON, Dir.

Published in the Clearwater Tribune on 4/20 & 27/1995.

RECEIVED

JUN 14 1995

IT JUST
HIT me



4/4/95

POINT OF -NAME
DIVERSION -POD
SHOULD BE

SW 1/4 NW 1/4 SWNW

SEC. 20, T. 40N
R. 11E

PLACE GUN USE

SHOULD BE SWNW
SAME.

ol

STATE OF IDAHO)
) ss.
County of Clearwater)

being first duly sworn, on oath, deposes and says:

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of THE CLEARWATER TRIBUNE: that said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho, during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of:

For Water Right-83-07123

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for a full period two consecutive issues commencing on the 16th day of February 1995 and ending on the 23rd day of February 1995

Bruce M. Jessent
STATE OF IDAHO)

COUNTY OF CLEARWATER)

On this 1ST day of March__in the year of
1995, before me, a Notary Public, personally appeared

1955, before me, a Notary Public, personally appeared Bennie M. Bessent, known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Pamela A. Jones
Notary Public for Idaho
Resident at Orofino, Idaho
My commission expires: 11-20-95

NOTICE OF APPLICATION FOR REGISTRATION
The Following application(s)
has/have been received:
BAKER, ROBERT
BAKER, BRUCE
HOLLIG, PATRICIA
UNION, JACK
WINTER, CHARLOTTE
P.O. BOX 1200
OROPING, D. MAGLID RE
Source: **UNION, JACK**
Tributary: **UNION, JACK**
Division: **UNION, JACK**
Use: **DOMESTIC (CPS)**
Total Disposition: **CPS**
Date Filed: **1/14/76**
File: **100-100000**
The following information concerning
the Matter of **UNION, JACK**
(204) 700-1000
The parties to be served, all
will arise from this. Parties may
be filed with the application and with
the Director, Bureau of
sources. **UNION, JACK**
Northwest, 1000 10th St. SE, Corner
of 10th and 10th St. SE, together with
a protest fee of \$25.00 on or before
MARCH 4, 1976 NEW YORK
E. J. [illegible]
[illegible]
7-14,76

RECEIVED

FEB 27 1995

NORTH ATLANTIC REGION
 100-1 DWR

JUN 14 1995

February 8, 1995

✓ Robert Baker, Bruce Baker, Patricia Polillo,
Charlotte White and/or Mike Uhling
P O Box 1364
Orofino, ID 83544

Subject: Water Appropriation Application for Permit Number 83-07123

Dear Robert, Bruce, Patricia, Charlotte and Mike:

The Idaho Department of Water Resources hereby acknowledges receipt of the above-referenced Application for Permit to appropriate the Public Waters of the State of Idaho. Please refer to your Application for Permit Number in future matters concerning this water right application.

Your Application for Permit is currently being prepared for advertising in the local county newspaper. The advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for submittal of protests.

If your application is not protested, it will be forwarded to Boise for processing. Normal processing time is approximately 3 to 4 months, if the application is not protested. If your Application for Permit is protested, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. All protests must be resolved before your Application for Permit can be approved. If the protest is not resolved, this Department will conduct a conference and/or hearing on the matter.

You will receive your approved Application for Permit and instructions on filing the Proof of Beneficial Use from our State Office in Boise.

If your Application for Permit is for a well (groundwater) that was constructed after July 1, 1987, you must apply for a well drilling permit upon approval of your Application for Permit if no permit was obtained by previous owners to construct the well. Well Drilling Permits can only be issued by this office to holders of approved Applications for Permit.

If I can be of further assistance, please feel free to contact me at this office.

Sincerely,

✓ ALLEN BEARDSLEE

Senior Water Resource Agent

cc: Ray N. Jones - together with Receipts N008586/\$30.00 and N008595/\$20.00

JUN 14 1995

83-07123

BAKER, ROBERT
BAKER, BRUCE
POLILLO, PATRICIA
UHLING, MIKE
WHITE, CHARLOTTE
P O BOX 1364
OROFINO, ID 83544

Source: UNNAMED STREAM

Tributary: OSIER CREEK

Diversion Pt: SWSNW Sec 20 T 40N R 11E in CLEARWATER County.

Use: DOMESTIC	(	0.080 CFS)
Total Diversion:	(	0.080 CFS)

Date Filed: 2/ 3/1995

In: CLEARWATER County
T40N R11E S20 SENW

JUN 14 1995