

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

R-4E

T-34N

S-31

MICROFILMED
DEC 21 1988

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.

Larry Nims
(Applicant)





Small holding
Turtle
~~forest~~

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 24 1991

Department of Water Resources

A. GENERAL INFORMATION

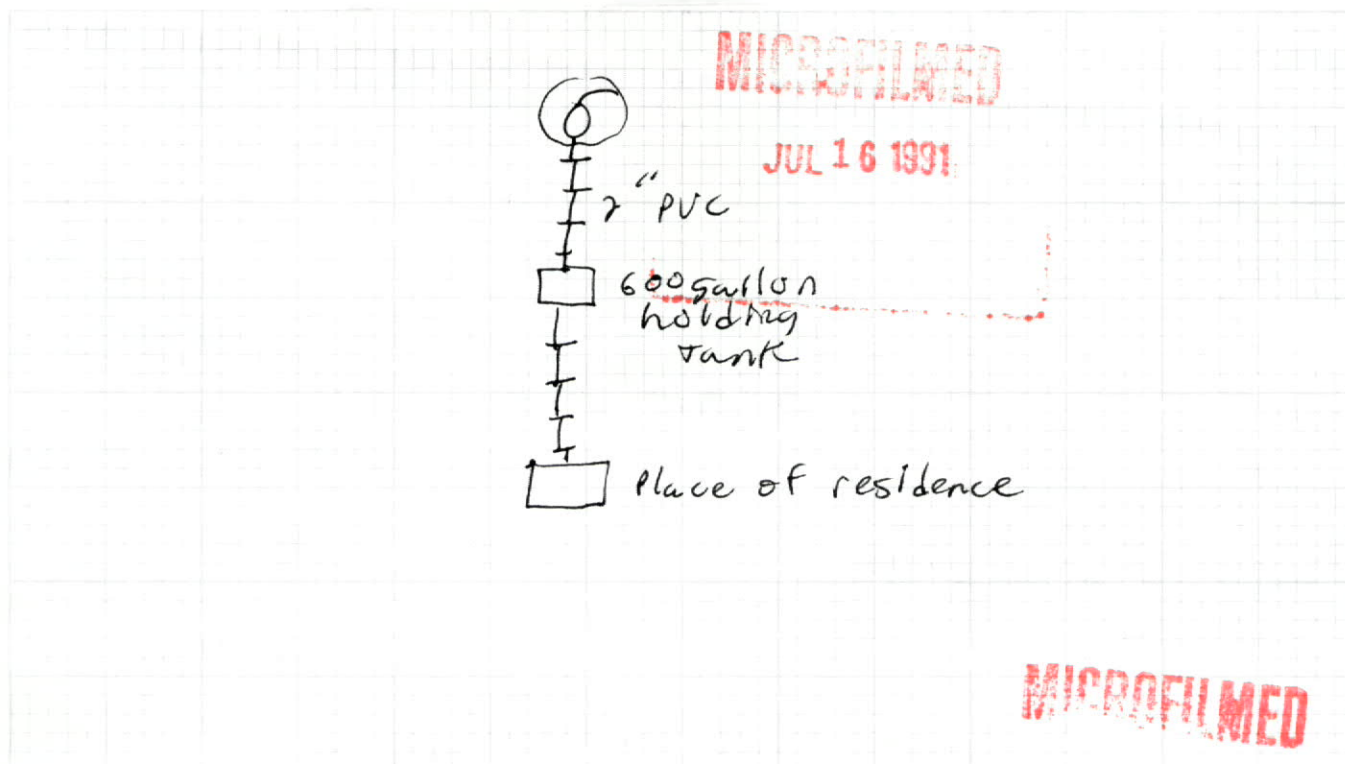
Permit No. 84-07214
1. Owner: Lawrence R. + Sheryl L. Nims Phone No. 935-2161
Current Address: Star Rt. Box 85A Kamiah ID 83536
2. Accompanied by: Sheryl L. Nims EXAM. DATE: 7/19/90
Address: same Phone No. same
Relationship to Permit Holder: —
3. Source: spring tributary to unnamed stream trib. to Tom Taha

B. OVERLAP REVIEW

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

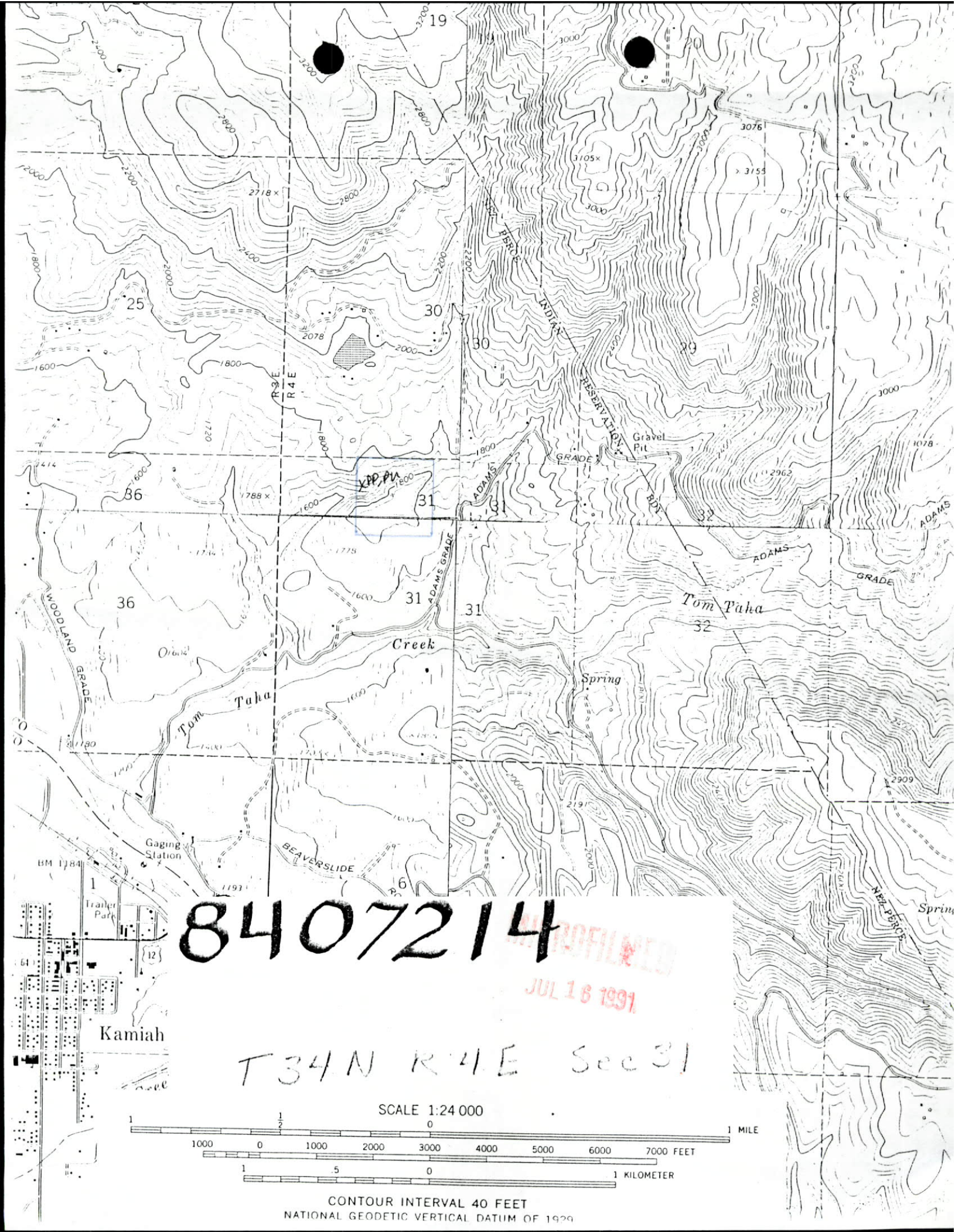
C. SYSTEM DESCRIPTION

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



Scale: 1" = NTS

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

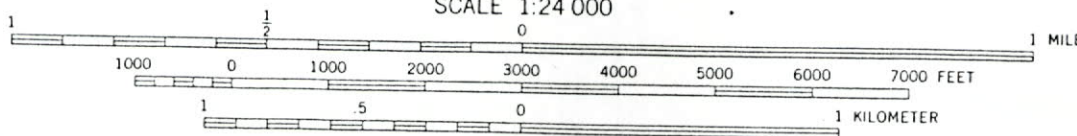


8407214

JUL 16 1991

T34N R4E Sec 31

SCALE 1:24 000



CONTOUR INTERVAL 40 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 84-07214

Priority: September 9, 1988

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:¹

1.2 AF

This is to certify, that LAWRENCE R. NIMS
SHERYL L. NIMS

STAR RT. BOX 85A
KAMIAH, ID 83536

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 6, 1988; and has submitted Proof of Beneficial Use on December 4, 1989. An examination indicates that the works have a diversion capacity of .040 cfs of water from:

SPRING

tributary to UNNAMED STREAM

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	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: NWNENW , Sec. 31, Township 34N, Range 04E
IDAHO County

PLACE OF USE: DOMESTIC
TWN RGE SEC

34N 04E 31

NENW

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. Domestic use is for 1 home.

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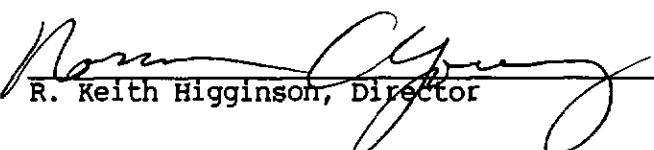
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 84-07214

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 9th
day of JULY, 1991.

Acting for


R. Keith Higginson, Director

REPROFILMED

JUL 16 1991

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 84-7214 IN THE
NAME OF LAWRENCE R. &/OR SHERYL L. NIMS

)
) ORDER OF REINSTATEMENT
)
)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before December 1, 1989; and,

WHEREAS, the Department has notified the permit holders by certified mail that proof was due and instructed the permit holders as to the steps to be taken to make said proof; and,

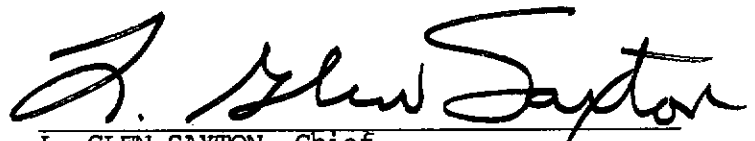
WHEREAS, on December 1, 1989 the permit lapsed for failure of the permit holders to submit proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of lapsing; and,

WHEREAS, the permit holders have provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on December 4, 1989;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 84-7214 be REINSTATED and the priority advanced to September 9, 1988.

Dated this 6th day of March, 1990.


L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED

MAR 26 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

01-01-1988

Ident. No. 84-7214

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Lawrence R & Sheryl L. Nims Phone (208) 935-2161
Work - 476-5211
Post office address Star Rt Box 85A Hamish, Idaho
2. Source of water supply Spring which is a tributary of Linder Creek
3. Location of point of diversion is NE ^{NW} ^{NE} ^{NW*} ~~NE~~ ^{NE} ^{NW*} 1/4 of ~~NE~~ 1/4 of _____ 1/4, Govt. Lot _____
Sec. 31 Township 34N Range 4E B.M. Idaho County; additional
points of diversion if any: * per attached map - kw 11/29/88
4. Water will be used for the following purposes:
.04 JK
Amount .02 for Domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .02 for Lawn purposes from May 15 to Sept 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated 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. concrete ring in wettest spot, 2" pipe trickling over flow to 600 gal stainless steel tank, thence to house by gravity
 - 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:
Jan 1 to Dec 31 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
1 years (minimum 1 year).

RECORDED

DEC 21 1988

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 HOMES INCLUDES UP TO 1/2 ACRE OF IRR.
- 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	
34N	4E	31					D												

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? we do (Nims)

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

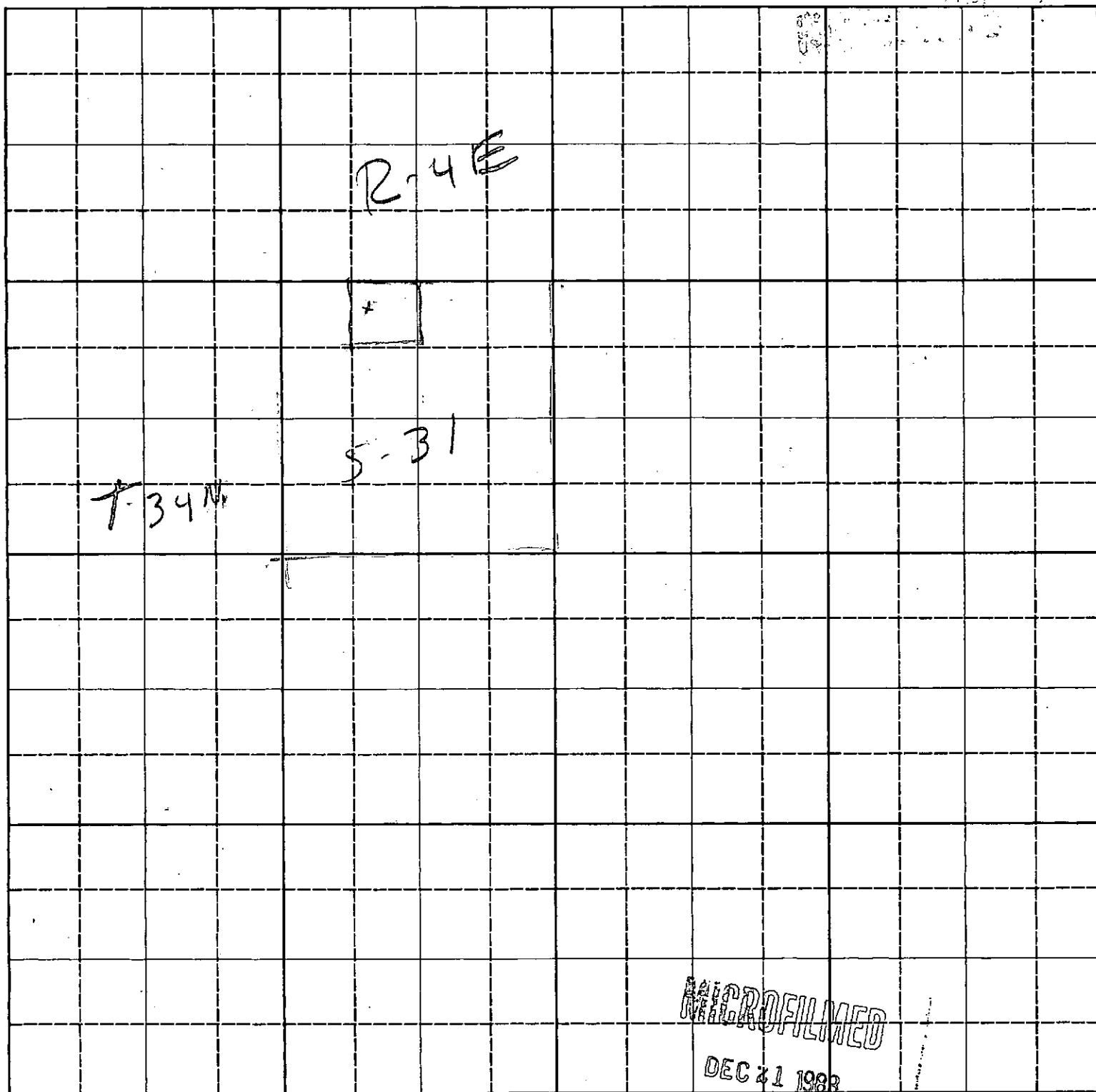
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: This is merely a trickle, but is dependable & usually keeps the storage tank full

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DEC 21 1988

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.

Shirley Ann Larry Nims
(Applicant)

Proposed Priority 9/6/88

Received by [Signature] Date 9/6/88 Time 3:30 pm Preliminary check by JK
Fee \$ \$30.00 Received by AB # N-1206 Date 9-9-88
Publication prepared by [Signature] Date 9/14/88 Published in 103 Ch. Aug 28/88
Publication approved [Signature] Date 10/7/88

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. 84-7214, and said application is hereby APPROVED

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 19 89.

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:

Witness my hand this 30th day of Nov., 1988.

A. Glen Saylor

MICROFILMED

DEC 21 1988

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

81-07126

C AND B MINING CLAIMS
PARTNERSHIP; P.O. BOX 192;
GRANGEVILLE, ID 83530
Source: SMITH CREEK Tributary;
CLEARWATER RIVER, MIDDLE F
Diversion Pt: SENWSE Sec 32 T 33N R
06E
Use: MINING (2.000 CFS) DOMESTIC
(.240 CFS) INDUSTRIAL (2.000 CFS)
Date Filed: 9/1/1988
In: T33N R06E S32 NWSE.

81-07144

SMITH, STEPHEN A.; HC 75 BOX 14;
KOOSKIA, ID 83539
Source: RED PINE CREEK Tributary;
CLEARWATER RIVER, MIDDLE F
Diversion Pt: LOT 5 (SWNW) Sec 6 T
32N R 05E
Use: IRRIGATION (.090 CFS)
STOCKWATER (.020 CFS)
Date Filed: 9/14/1988
In: T32N R05E S06 SWNW SENW.

81-07145

MOUNTAIN VIEW INC.; C/O FLOYD L.
WELBORN; P.O. BOX 129;
WINCHESTER, ID 83555
Source: GROUNDWATER
Diversion Pt: NWSWSE Sec 20 T 32N
R 05E
Use: COMMERCIAL (.040 CFS)
Date Filed: 9/01/1988
In: T32N R 05E S20 SWSE.

82-07181

ALACCA BIBLE CONFERENCE; HCR
67 BOX 40; GRANGEVILLE, ID 83530
Source: GROUNDWATER
Diversion Pt: NWNE Sec 33 T 31N R
04E
Use: IRRIGATION (.050 CFS)
DOMESTIC (.050 CFS)
Date Filed: 8/23/1988
In: T31N R04E S33 NWNE
6.0 ACRES TOTAL.

84-07214

NIMS, LAWRENCE R.; NIMS, SHERYL
L.; STAR RT. BOX 85A; KAMIAH, ID
83536
Source: SPRING Tributary: LINDER
CREEK
Diversion Pt: NENW Sec 31 T 34N R
04E
Use: DOMESTIC (.040 CFS)
Date Filed: 9/06/1988
In: T34N R04E S31 NENW.

84-07215

NIMS, LAWRENCE R.; NIMS, SHERYL
L.; STAR RT. BOX 85A; KAMIAH, ID
83536
Source: SPRING Tributary: LINDER
CREEK
Diversion Pt: NWNW Sec 31 T 34N R
04E
Use: DOMESTIC (.020 CFS)
Date Filed: 9/06/1988
In: T34N R04E S31 NWNW.

84-07216

NIMS, LAWRENCE R.; NIMS, SHERYL
L.; STAR RT. BOX 85A; KAMIAH, ID
83536
Source: SPRING Tributary: LINDER
CREEK
Diversion Pt: NWNW Sec 31 T 34N R
04E
Use: STOCKWATER (.020 CFS)
DOMESTIC (.020 CFS)
Date Filed: 9/14/1988
In: T34N R04E S31 NWNW NWNW.

AFFIDAVIT OF PUBLICATION

Charlotte Sotin

being first duly

sworn, says he is the Bookkeeper
of the IDAHO COUNTY FREE PRESS, a weekly newspaper which
is published and issued weekly at Grangeville, Idaho County,
State of Idaho, and which is of general circulation in said county
and state; that the said notice, of which the one hereto attached
is a true copy, was published in said paper for two weeks,
being published two times, the first publication being
on the 21st day of September, 1988,
and the last publication on the 28th day of
September, 1988; and that the said notice
was published in the newspaper proper and not a supplement;
that said newspaper has been continuously and uninterruptedly
published in said county during a period of more than seventy-
eight consecutive weeks prior to the first publication of said
notice or advertisement.

Charlotte Sotin

Subscribed and sworn to before me this 28th day

of September, 1988.

De Weid

Notary Public

for State of Idaho, residing at Grangeville, Idaho.

85-07505

WEDDLE, CHARLES H.; WEDDLE,
MARGARET R.; RT. 2 BOX 26;
KAMIAH, ID 83536
Source: SEVENMILE CREEK Tributary:
LAWYER CREEK
Diversion Pt: SWSESW Sec 22 T 33N R
03E
Use: IRRIGATION (.040 CFS)
STOCKWATER (.020 CFS)
Date Filed: 8/30/1988
In: T33N R03E S22 SESW
2.0 ACRES TOTAL.

The permit(s) will be subject to all prior
water rights. Protests must be filed with
the Director, Dept. of Water Resources,
Northern Region, Government Way
Suite 9, Coeur d'Alene, Idaho 83814 on
or before OCTOBER 11, 1988.

R. KEITH HIGGINSON, Director
Published 9/21/1988 & 9/28/1988

S21-28

MICROFILMED

DEC 21 1988

July 9, 1991

LAWRENCE R. NIMS
SHERYL L. NIMS
STAR RT. BOX 85A
KAMIAH, ID 83536

RE: WATER RIGHT NO. 84-07214

Dear Water Right Holder(s):

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

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

MICROFILMED
JUL 16 1991

LICENSE REVIEW CHECKLIST

Permit No. 84-7214

Name/Address change? ok ☒

Priority date Advance? yes no ☒
Memo to advance

Order to reinstate needed? yes no ☒

Total cfs Limited by fee N/A

Limited by capacity

Total volume Limited by flow

Chart checked for AF rate/ac N/A

Capacity Actual measurement checked

Theoretical checked

If greater than permit, check for other rts

Source Changed? yes no ☒

If so, is memo needed to clarify?

P/D Verify with map permit

More than one per 1/4? Remember remark

Check p/d overlap N/A

Uses Check irrigation period of use w/ chart N/A

P/U Verify with map permit

> 5 acres irrigated, run overlap N/A

Remarks More than one p/d in 1/4

Description of non-irrig uses

Special overlap condition

Conditions -

Measuring device

W.Master control

Overlap

Water quality

Other

Dates/Misc. -

Water Dist

App Rec'd

Proof Rec'd

CHECK FOR ADJ. CLAIM

Needed according to proof filed

Filed - needs amended

Add'l fee required

Not filed -

Not needed ✓ proof made 1989 ✓

Comments/Changes to Examiner's Recommendations:

License

10-day

30-day

Back of field report signed?

Reviewer [Signature]

Date 7/1/91

Review time 5 min.

MICROFILMED

OK [Signature]

SENIOR AGENT REVIEW

Check List
for
Beneficial Use Field Report

Permit 84-07214

✓ A. GENERAL INFORMATION

- ✓ 1. Name and address are most current available. (Check BU statement)
✓ 2. Exam Date
✓ 3. Source (Check Permit)

✓ B. OVERLAP REVIEW

- ✓ 1. & 2. (Rule 5,1,4)

✓ C. SYSTEM DESCRIPTION

- ✓ 1. Diversion System Diagram (Rule 5,1,3 / 5,1,4)
✓ 2. USGS (Rule 5,1,7 / 5,1,9) Aerial (Rule 5,1,17)
Photo of pd and/or pu or explanation
✓ 3. Word Picture (Rule 5,1,3 / 5,1,4)
✓ 4. Diversion (Rule 5,1,3)
✓ 5. Compare with USGS Map/Land Survey Maps/Aerial Photos/Permit.
Method of determination
✓ 6. Irrigation (Rule 5,1,8), Method of determination,
Compare USGS/Land Survey?Aerial Photos/Permit.

✓ D. FLOW MEASUREMENTS Check math (Rule 5,1,13 / 5,1,14)

✓ E. FLOW CALCULATIONS Check math (Rule 5,1,13 / 5,1,14)

✓ F. OPTIONAL

✓ G. VOLUME CALCULATIONS

- ✓ Three significant figures/not less than 0.10 (Rule 6,1,2)
Fish (Rule 5,1,11) number stock, homes, etc... (Rule 5,1,12)

✓ H. REMARKS AND OVERLAP ANALYSES

- ✓ All actual uses listed (Rule 5,1,2):
✓ All unused, permitted uses listed (Rule 5,1,2):
✓ Overlaps (Rule 5,1,4):
✓ Return flows (Rule 5,1,5):
✓ Conditions (Rule 5,1,6).

✓ I. RECOMMENDATIONS

- ✓ 1. Municipal (Rule 5,1,10): Compare with items E & G, permit, fee, capacity
(Rule 5,1,15): Measured flows for each use listed separately (Rule 5,1,14).
Period of year (Rule 5,1,13)
✓ 2. Compare permit to exam for amendments (Rule 5,1,16)

✓ J. AUTHENTICATION

Name, Signature, Certification Date, Exam Date.

✓ WELL INSPECTION REPORT

Check with permit and well log for discrepancies

Signature

J. King

Date

2/8/90

9/8



small holding
Dwyll
~~for~~ ~~secret~~

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 24 1991

Department of Water Resources

A. GENERAL INFORMATION

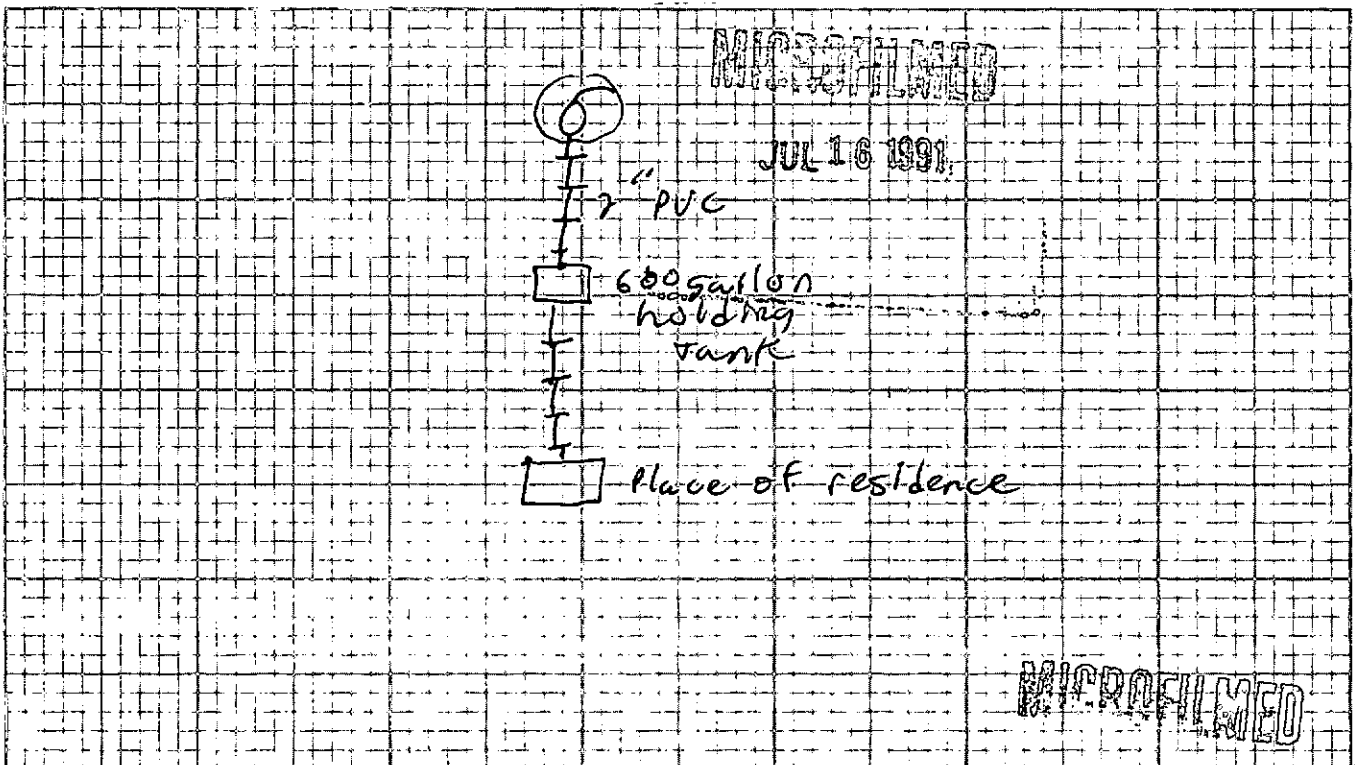
- Permit No. 84-07214
1. Owner: Lawrence R. + Sheryl L. Nims Phone No. 935-2161
Current Address: Star Rt Box 85A Kamiah ID 83536
2. Accompanied by: Sheryl L. Nims EXAM. DATE: 7/19/90
Address: same Phone No. same
Relationship to Permit Holder: —
3. Source: spring tributary to unnamed stream trib. to Tom Taha

B. OVERLAP REVIEW

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

C. SYSTEM DESCRIPTION

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



Scale: 1" = NTS

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

System Description (continued)

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

The spring is collected and Gravity fed through 2" PVC to the ~~manifold of cess~~ a 600 gallon holding tank and then to the place of residence.
gravity fed

☐ 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
Gravity	-	-	-	-	-

*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
-	-	NW	NE	NW	31	34N	4E	Idaho	Map

6. Place(s) of Use:

Indicate Method of Determination

Map

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	
34N	4E	31																	

RECORDED

JUL 16 1991

Do not use this space

D. FLOW MEASUREMENTS *None* ☐ 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:

2. Alternate Method for Checking Purposes: *1 Domestic w/lawn*

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 = _____ %

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G. VOLUME CALCULATIONS

JUL 16 1991

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:

1 Domestic w/lawn

H. REMARKS AND OVERLAP REVIEW ANALYSIS

For This permit and 84-07215 The ^{combined} acreage does not exceed the half-acre permitted under the domestic definition and so they are ^{recommended} ~~listed~~ as such.

Linden Creek is not listed on the U.S.G.S map and so unnamed stream is listed as the tributary ~~of~~ of instead.

Note: Source is Spring tributary to unnamed stream, locally known as Linden Creek, which is trib to Tom Taha Creek.

I. RECOMMENDATIONS

1. Recommended Amounts

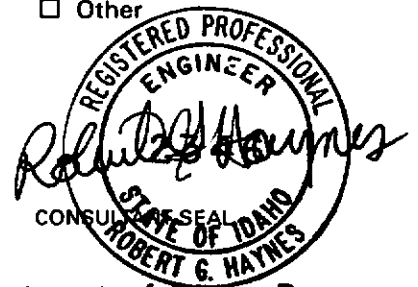
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1/1	12/31	.04	1.2
Totals:			.04	1.2

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 Robert Knobloch
Signature Robert Knobloch
Certification Date 4/6/90
Field Report Preparation Date 7/23/90



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

MICROFILMED

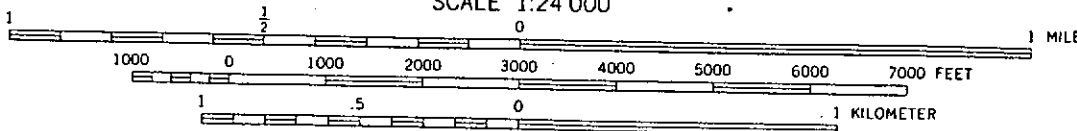
JUL 16 1991

8407214

JUL 16 1991

T34N R4E Sec 31

SCALE 1:24 000



CONTOUR INTERVAL 40 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929

March 14, 1990

LAWRENCE R. NIMS
SHERYL L. NIMS
STAR RT. BOX 85A
KAMIAH, ID 83536

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 84-07214

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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 NORTHERN Regional Office in Coeur D' Alene at (208)765-4639.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

Enclosure

MICROFILMED
MAR 26 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. B4-7214

Date: 2-9-90

General Considerations:

☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change ☐ If yes, prepare a data entry
☒ Proof received timely
☒ Reinstated

Source of Water:

☒ Surface water
☐ Groundwater
☒ 1. well log in file
☒ 2. drilling permit
☒ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

☒ Rate of diversion appropriate for uses
☒ Is rate or volume and fee appropriate?
☒ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

☒ Is a measuring device or access port required?
☒ Has one been installed?
☒ Waiver or modification of measuring device requested

Remarks:

Proof reinstated

Priority Calculation:

Date proof received	<u>Dec 4, 1989</u>	<u>338</u>
Date proof due	<u>Dec 1, 1989</u>	<u>- 335</u>
No. of days late		<u>= 3</u>
Priority date	<u>Sept 6, 1988</u>	<u>+ 249</u>
NEW PRIORITY DATE	<u>Sept 9, 1988</u>	<u>= 252</u>

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED

For Office Use Only
Amt. of Fee \$ _____
Date _____
Receipt No. _____
Received by _____

APR 2-9-90

DEC 4 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES*no fee encl.*
Department of Water Resources

PROOF OF BENEFICIAL USE

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.

Permit No. 84-07214 Telephone No. (208) 935-2161
(evening)Name(s) of Permit Holder(s): Lawrence R & Sheryl L. NimsPost Office Address: Star Rt Box 854 Hamish, Id 83536Source of Water: Spring

If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:

Domestic 1 (No. of households)

Irrigation _____ (No. of acres)

Stockwater _____ (No. and type of stock)

Other _____

Total rate and/or volume for which proof is submitted .04 cfs _____ acre/feetShow date water was first diverted and beneficially used under this permit: Jan 1, 1989

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes ☒ No Installed? Yes ☐ No

OR

Flow Measurement Port: Required? Yes ☒ No Installed? Yes ☐ NoFee Enclosed: \$ None (See License Examination Fee Schedule)

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

Larry Nims (208) 476-5211 [work]
Name Telephone No.Valley Graphics Printing Orofino, Id [work]
Address

MICROFILMED

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.

MAR 26 1990

10/19/89
DateSheryl Nims
Signature (and title if on behalf of a company or organization)

LAWRENCE R. NIMS
SHERYL L. NIMS
STAR RT. BOX 85A
KAMIAH, ID 83536

September 30, 1989

138714

PROOF DUE NOTICE

RE: PERMIT NO. 84-07214

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 December 1, 1989. (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

MICROFILMED

MAR 26 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 334-7900
December 5, 1988

LAWRENCE R. NIMS
SHERYL L. NIMS
STAR RT. BOX 85A
KAMIAH, ID 83536

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 84-07214

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

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. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed.

Sincerely,

GARY SPACKMAN, Supervisor
Water Rights Permits Section

GS: SC
Enclosures

MICROFILMED

DEC 21 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: JK DATE: 9/7/88 APPLICATION: 87-2214

REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names must be provided for the director, officers, and other partners.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County:
- ☒ Quantity: (flow and/or volume)
- ☒ Period of use:
- ☒ Nature of proposed use: (Include description of use)
- ☒ Description of diverting works:
- ☒ Time required for beneficial use of water:
- ☒ Place of use or acres irrigated:
- ☒ Map:
- ☒ Signature: (If applicant is corp., partnership, or municipality title of signator is required)
- ☒ Fee:
- ☒ yes ___ No* In form to receipt:

ADDITIONAL INFORMATION

- | YES | NO |
|--|--------------------------|
| ☒ | ☐ |
| Overlapping place of use: (Describe source & relationship to present application on the back.) | |
| ☒ | ☐ |
| Overlapping point of diversion: | |
| ☒ | ☐ |
| Field check required: Field check by: _____ | |
| ☒ | ☐ |
| Field report attached: | |
| ☒ | ☐ |
| Critical groundwater area: | |
| ☒ | ☐ |
| Groundwater management area: | |
| ☒ | ☐ |
| Send dam safety information: | |
| ☒ | ☐ |
| Send power requirement letter: | |
| ☒ | ☐ |
| Send fish farm requirement letter: | |
| ☒ | ☐ |
| Power residency affidavit: | |
| ☒ | ☐ |
| Power efficiency form: | |
| ☒ | ☐ |
| Within trust water boundry: (If yes, attach Trust Water Supplementary Analysis Sheet.) | |
| ☒ | ☐ |
| Diversion greater than 5 cfs or 500 af: (If yes, attach Large Diversion supplementary analysis sheet.) | |
| ☒ | ☐ |
| *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT | |

DATE REQUESTED: _____

☒ Additional information on reverse side:

RECEIVED
OCT 24 1988

Department of Water Resources

PROCESSING

YES NO

✓ In form for advertising:

☒ Statewide advertising:

Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

I.D. Health and Welfare

I.D. Fish and Game

 I.D. Lands

Adjudication Bureau

YES NO

U.S. BLM

U.S. Forest Svc.

Water District #

Other

FINAL REGIONAL PROCESSING REVIEW

YES ☒ NO

✓ Affidavit of publication received:

✓ Application published correctly: If not, record action taken.

Publication dates and paper recorded on application:

Protests received, Final date for protest 10/11/88

Protests, dates, resolution of protest recorded on application:

☒ Recommendations attached:

☒ Measuring device required:

☒ Measuring port required:

~~Water delivered by water master? District #~~

☒ Special conditions of approval or cover letter: (see additional info. below)

☒ See Below For Additional Information

Recomended Date of Priority

Recommended by:

STATE OFFICE REVIEW

See below for additional information. By

See below for additional information. By Kew Date 11/29/88

ADDITIONAL INFORMATION



State of Idaho
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION, Suite No. 9 • 4055 Government Way • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Dear Claimant:

The Department of Water Resources acknowledges receipt of your water right application for permit.

This office is currently in the process of advertising the application in the local county newspaper. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to the final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Enclosed please find your receipt for the fee involved in filing this application.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms
Enc. - Receipt

MICROFILMED

DEC 21 1988



84-07214

NIMS, LAWRENCE R.
NIMS, SHERYL L.
STAR RT. BOX 85A
KAMIAH, ID 83536

Source: SPRING

Tributary: LINDER CREEK

Diversion Pt: NENW Sec 31 T 34N R 04E

Use: DOMESTIC (.040 CFS)

Date Filed: 9/06/1988

In: T34N R04E S31 NENW

MICROFILMED

DEC 21 1988

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number _____

Date Received _____

Receipt Number _____

**NOTICE OF CLAIM
TO A
WATER RIGHT**

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

RECEIVED
JUL 27 1988

Department of Water Resources
Northern District Office

Please type or print clearly

1. Name of Claimant (s) Lawrence R. & Sheryl Nims Phone (208) 935-2161
North 208) 476-5211
Mailing Address Star Trt Box 85A Hamish, Idaho Zip 83536

2. Date of Priority (Only one (1) per claim) October, 1982

3. Source of water supply (a) Spring
which is tributary to (b) Linder Creek

4. Location of point of diversion is: Township 34 N Range 4 E
Section 31, NE 1/4 of NW 1/4 of ? 1/4, Govt. Lot _____, B.M.,
County of Idaho

Department of Water Resources
Northern District Office

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Concrete ring with gravity
flow to 600 gal holding tank, pipe to house - This is
just a trickle - From 100-200 gal a day recovery rate

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)

(Both dates are inclusive)

(cfs)

For Domestic purposes from Jan 1 to Dec 31 amount .02

For Lawn purposes from May 15 to Sept 15 amount .02

7. Total quantity claimed .04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served, Stockwater: Type and number of
livestock) One household

DEC 21 1988

Copies: White-State, Yellow-Claimant

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
34N	4E	31																

11. In which county (ies) are lands listed above as place of use located? Idaho

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None ☒

14. Remarks: this is a tiny, but dependable spring used only for domestic purposes

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐
Decree ☐

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ☒ do not ☐ wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Lawrence R. Pims Date 7/25/88

Shirley S. Pims Date 7-25-88

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or Idaho }
County of Clearwater } SS.

Subscribed and sworn (or affirmed) before me this 27th day of July 1988

SEAL

DEC 21 1988

Notary Public Shirley S. Pims

Residing at Boice

My Commission Expires 7/11/91

Last Name _____ Ident No. _____ Copies White-State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.