

A grid of graph paper with handwritten text and a small diagram. The text "Sec 8" is written in the center. Below it, "T33N R4E" is written. To the right of "Sec 8", there is a small diagram consisting of a horizontal line with a vertical line segment extending upwards from its center, and a diagonal line segment extending from the intersection point towards the upper right. The text "P.D." is written above the diagram, and "PIU" is written to the right of the diagram.

Sec 8

T33N R4E

P.D.

PIU

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

Place(s) of Use

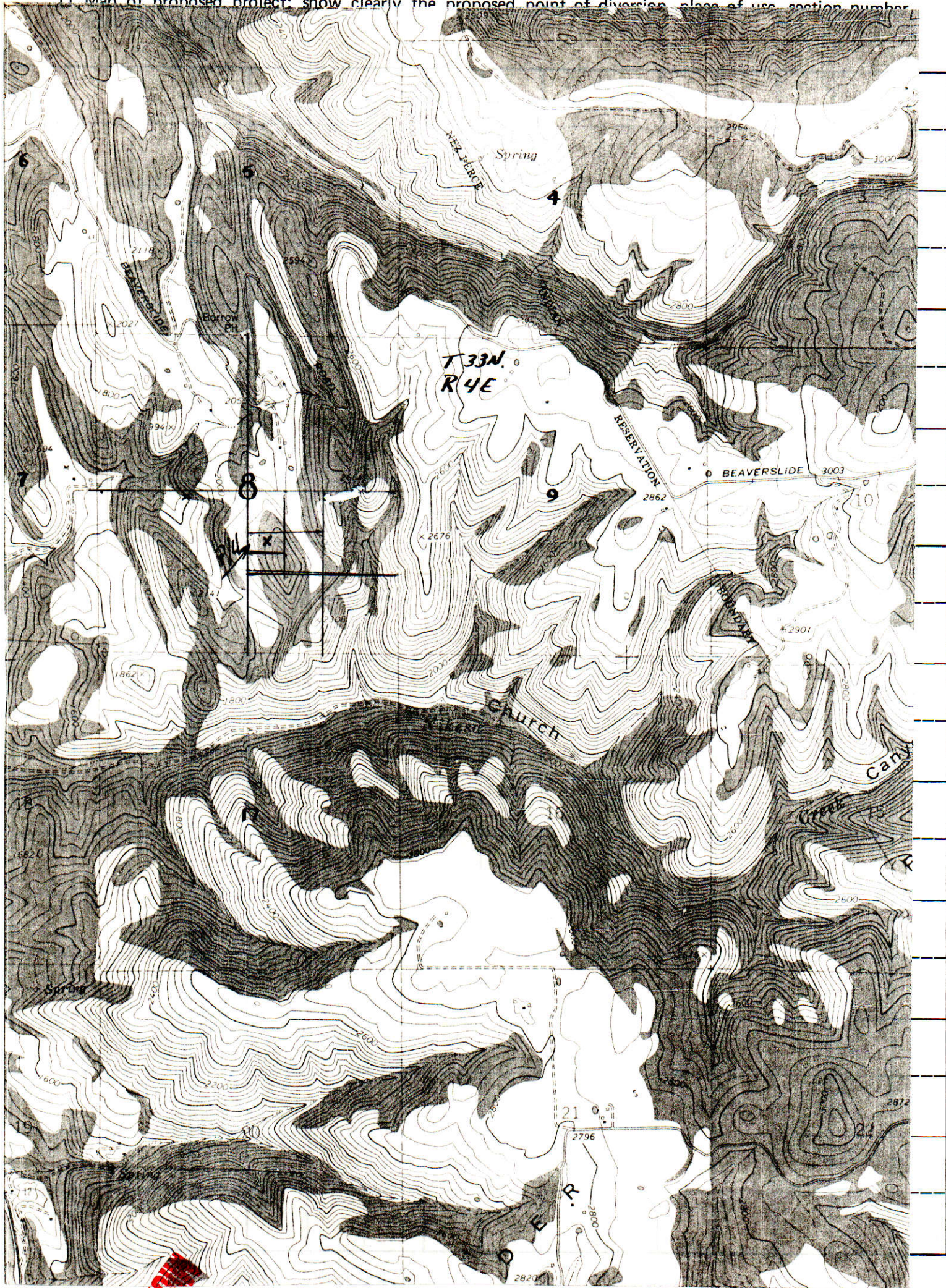
[illegible]

☒ None

Date _____

Place of use.

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



Joseph L. Garcia
(Applicant)

11 Map of proposed project: show clearly the proposed point of diversion place of use section number



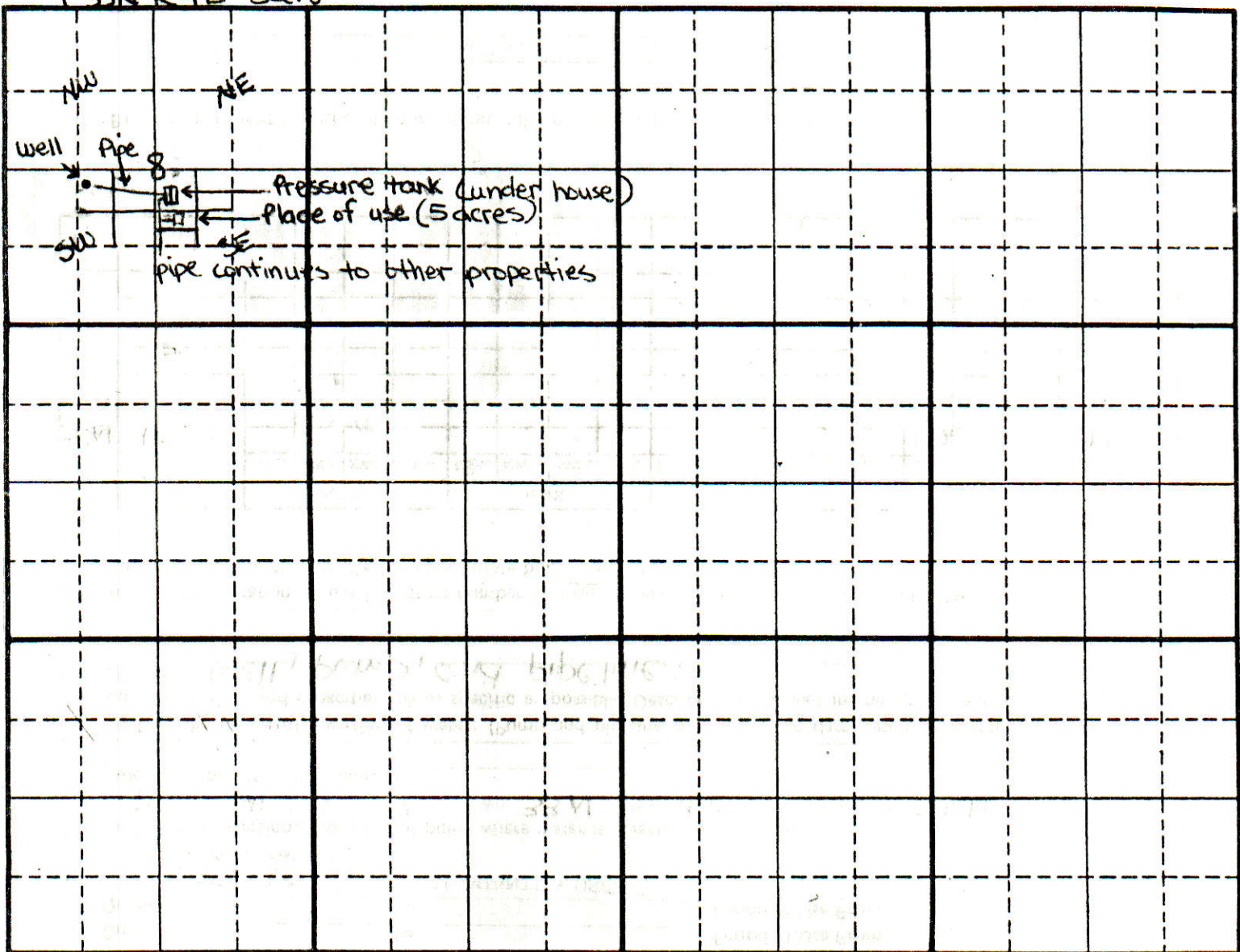
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

X

(Applicant)

(8) Remarks Well is located 220 ft. So. of the North boundary of the East 1/2 of the SW 1/4 of Sec. 8 and approximately 35 ft. East of the West boundary of the East 1/2 of the SW 1/4 of Sec. 8. The well is used by more than one family.

T33N R4E Sec. 8



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

County of Idaho) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Webb Bailey II
Victor L. Garcia
(Claimant)

Sworn to before me this 25th day of November, 1981.

Norma J. Stark
Notary Public
Residing at Samiah, Idaho

My commission expires 7-14-85

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 11/27/81 (mfg) Exception filed by: _____ Forwarded to
Prelim. check by _____ Date _____ claimant by: _____
\$20.00 fee received by _____ Date _____
Published in _____
Dates _____

State of Idaho
Department of Water Resources
WATER RIGHT LICENSE

License of Water Right No. 84-7132 Priority March 4, 1982 Amount .06 CFS

THIS IS TO CERTIFY, that Walter Bailey III & Victoria Lynn Garcia
of Kamiah, ID, has complied with the terms and conditions of Permit
No. 84-7132 issued pursuant to Application for Permit dated March 4, 1982,
and has submitted proof to the Department of Water Resources on July 23, 1982,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .06 CFS of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic (1 Unit)	from Jan 1 to Dec 31	at 04 cfs and	.6 Acre Feet
Irrigation	from April 1 to Nov 30	at 02 cfs and	6.0 Acre Feet
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than .06 CFS of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
6.6 acre feet per year, said waters to be diverted within the NE SW Sec. 8
Twp. 33N Rge. 4E in the County of Idaho

Description and location of place of use:

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	
33N	4E	8																	2

Total number of acres irrigated 2

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 23rd day of
December, 19 82.

Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho **APPROVED**

1. Name of applicant Waller Bailey III and Victoria Lynn Garcia Phone 935-2822

Post office address RE #1 Box 713 Kamia, Id. 83536

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 8 Township 33N

Range 4E B.M. Idaho County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for Irrigation purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated:

a. 0.06 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, pump pipeline

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

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

→ c. Proposed well diameter is 4 inches; proposed depth of well is 360 feet.

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

8. Description of proposed uses:

→ a. If water is not for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 8 Township 33N.

Range 4 B.M.

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

→ (3) List number of each kind of livestock to be watered N.A.

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water unknown → One on this Permit - JK

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

RECORDED

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

[illegible]

Total number of acres to be irrigated *1.5*

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

➔ 9. a. Who owns the property at the point of diversion Ray Sorenson

➔ b. Who owns the land to be irrigated or place of use Walter Bailey and Victoria Garcia

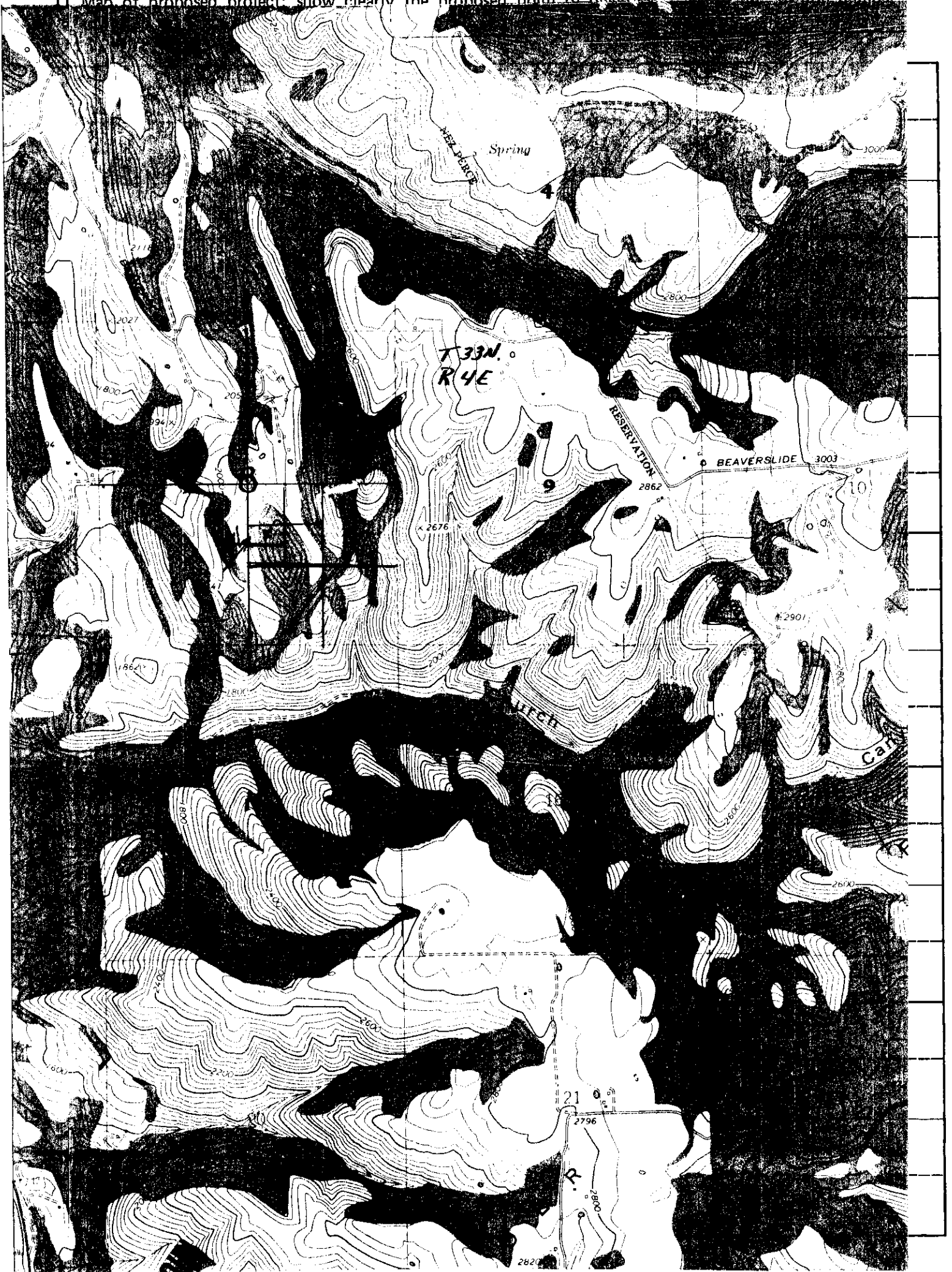
➔ c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing N.A.

10. Remarks In addition to household use we also use the water to irrigate 1 1/2 acres of land (for gardening and orchard) and to water our greenhouse.

MEMORANDUM

Place of use.

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



Jeffrey L. Garcia
(Applicant)

Proposed Priority 3/4/1982

Received by RMA Date 3/4/82 Time 1:45 PM

Preliminary check by JK Fee \$ 30.00

Received by JK Date 3-5-82 (21168)

Publication prepared by pmr Date 4/15/82

Published in Id. City Free Press

Publication dates 4/21 & 28/82

Publication approved pmr Date 5/18/82

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by pmr

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. 84-7132, and said application is hereby APPROVED.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 19 87.

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

d. Other:

Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

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

Witness my hand this 27th day of _____ May, 19 82.

A. Glen Saxton
Chief, Operations Bureau

MICROFILMED

Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$) of said Section Eight (8); thence North 423 feet to the Northwest corner of the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of said Section Eight (8); thence East 1320 feet to the Northeast corner of the said East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$) of said Section Eight (8); thence South 1251 feet to the True Point of Beginning.

(a) An undivided 102/238 (42.9%) interest in and to the well, case, pump, pipes, well head and electrical wiring located at a point approximately 220 feet So. of the North boundary of the East $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the said Section 8, and approximately 35 feet East of the West boundary of the East $\frac{1}{2}$ of the SW $\frac{1}{4}$ of said Section 8;

(b) The right to take 102/238 (42.9%) of the water from said well and of the water right under which said water is withdrawn;

(c) An undivided 102/238 (42.9%) interest in the land upon which said well is located, including an area 2 feet on each side of said well, the center of said well being at a point that is approximately 220 feet So. of the North boundary of the East $\frac{1}{2}$ of the SW $\frac{1}{4}$ of said Section 8, and approximately 35 feet East of the West boundary of the East $\frac{1}{2}$ of the SW $\frac{1}{4}$ of said Section 8; and

(d) An easement for the purposes of ingress and egress to and from said well and for the purposes of constructing, maintaining and improving a system for conducting water from said well to the property benefited hereby.

Subject to the condition that such interest shall bear:

(a) 102/238 (42.9%) of the cost of the repair and maintenance of said well and equipment; and

(b) The cost of the operation of said well and equipment in proportion of said well and equipment in proportion to their use of water therefrom.

The covenants, easements and servitudes herein contained shall run with and be appurtenant to such land.

Filed and recorded at the request of IDAHO COUNTY TITLE CO.
at 12 o'clock P M this 10 day of April 19 78
By [Signature] Deputy
County Office, Auditor and Recorder
Idaho County, Idaho Fee \$ 5.00

IDAHO COUNTY TITLE CO.

MICROFILMED

copy

WARRANTY DEED

FOR VALUE RECEIVED, GARY VON BARGEN, a single man of Route 2, Box 69, Grangeville, Idaho 83530, and DONALD L. BURRIS and MARILYN L. BURRIS, husband and wife of 408 B, Grangeville, Idaho 83530, the GRANTORS, do hereby grant, bargain, sell, and convey unto WALTER BAILEY III and VICTORIA LYNN GARCIA, husband and wife of 4684 B.W. Pt., Loma Bl., San Diego, California 92107, the GRANTEES, the following described premises, to-wit:

A tract of land in Section Eight (8), Township 33 North, Range Four (4), East of the Boise Meridian, Idaho County, Idaho, being the North Half of the Southwest Quarter of the Northwest Quarter of the Southeast Quarter, containing 5 acres, more or less, TOGETHER WITH an undivided one-fifth (1/5) rights and duties to use the water upon the premises as allocated from Idaho County Instrument #273253.

SUBJECT to an easement described in Exhibit "B" attached hereto and made a part hereof, sixty (60) feet wide for road way and utilities purposes to be used in common with others, over and across said tract.

TOGETHER WITH rights and duties in developing the water systems as described in Exhibit "C", attached hereto and made a part hereof. Reserving unto the Grantors four-fifths (4/5) of the water right as listed in Idaho County Instrument #273253, the Grantors make no warranty concerning the adequacy nor the availability of water.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said GRANTEES, their heirs and assigns forever. And the said GRANTORS do hereby covenant to and with the said GRANTEES, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this _____ day of _____, 1978.

Donald L. Burris

Gary Von Bargaen

LAWYERS
PORTER BUILDING
LEWISTON, IDAHO

KNUTSON BUILDING
NEZPERCE, IDAHO

MICROFILMED

STATE OF IDAHO

County of

)
) ss.
)

On this _____ day of _____, 1978, before me a Notary Public, in and for the said state, personally appeared GARY VON BARGEN, DONALD L. BURRIS and MARILYN L. BURRIS, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Notary Public, State of Idaho
Residing at _____, therein.

(NOTARY SEAL)

EXHIBIT "B"

An easement for a road and utilities across the Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) and the West Half of the Southeast Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$) in Section Eight (8), Township 33 North, Range Four East of the Boise Meridian, Idaho County, Idaho. Said easement is sixty (60) feet wide, thirty (30) feet left and right of the following described centerline.

Beginning at the South Quarter Corner for above said Section; thence North 02°12'36" East, 3053.44 feet to the true point of beginning; thence along a 30 foot radius curve left the chord bearing South 56°00'32" West, 30.19 feet to the tangent; thence South 34°14'15" East, 173.13 feet to a 200 foot radius curve right; thence along said curve, the chord bearing South 13°40'40" East, 140.47 feet, to the tangent; thence South 06°52'54" West, 152.42 feet to a 75.00 foot radius curve right; thence along said curve, the chord bearing South 47°39'00" West, 97.95 feet to the tangent; thence South 88°25'04" West 43.48 feet to a 75.00 foot radius curve left, the chord bearing South 44°13'20" West, 104.56 feet to the tangent; thence South 00°01'35" West, 787.78 feet to a 400 foot radius curve left the chord bearing South 02°01'22" East, 28.58 feet to the tangent; thence South 04°04'08" East, 355.30 feet to a 400.00 foot radius curve left the chord bearing South 14°12'18" East, 140.79 feet to the tangent; thence South 24°20'28" East, 11.51 feet to a 250 foot radius curve left, the chord bearing South 42°34'18" East, 156.42 feet to the tangent; thence South 60°48'09" East, 587.25 feet to a 150.00 foot radius curve left the chord bearing North 83°05'36" East, 176.75 feet to the tangent; thence North 47°00'00" East, 223.40 feet to an interior one Sixteenth Subdivision line. Said easement contains 4.00 acres more or less.

Also an easement beginning at said South Quarter Corner for Section Eight; thence North 09°37'10" East, 1004.75 feet to the true point of beginning; thence South 54°55'24" West, 204.67 feet; thence South 18°08'20" East, 918.41 to the section line between sections eight and seventeen. Said easement contains 1.50 acres more or less.

Origin of bearing is the found bearing of North 89°57'04" East between the South Quarter Corner and Southeast Section Corner for said Section Eight.

MICROFILMED

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

81-7097

BALDWIN, JEFF W.
RT. 1 BOX 87, KOOSKIA, ID
83539

Source: MAGGIE CREEK
tributary to CLEARWATER
RIVER, MIDDLE FORK

Date Filed: 04/06/1982

Amount: 0.20 CFS

Diversion Point: SWSW
SESW NESW NWSE Sec 14 T
33N R 05E, IDAHO Co.

Use: MINING (0.20 CFS)
from 01/01 to 12/31

Place of Use: SWSW SESW
NESW NWSE Sec 14 T 33N R
05E

Diversion Means: DITCH,
PUMP, SLUICE BOX AND
PONDS.

82-7094

GRIBBLE, MELVIN
ECKEL, JAMES

STAR RT. BOX 57,
GRANGEVILLE, ID 83530

Source: GROUNDWATER

Date Filed: 04/07/1982

Amount: 0.11 CFS

Diversion Point: SWNE Sec
33 T 31N R 04E, IDAHO Co.

Use: IRRIGATION (0.03
CFS) from 03/15 to 11/15
DOMESTIC (0.08 CFS) from
01/01 to 12/31

Place of Use: SWNE Sec 33 T
31N R 04E FOR 1 ACRES

Diversion Means: 2 WELLS,
PUMP AND PIPELINE.

82-7095

SELMAN, PAUL R. &/or
KAREN

P.O. BOX 431, ELK CITY, ID
83525

Source: BIG ELK CREEK
tributary to AMERICAN
RIVER

Date Filed: 04/06/1982

Amount: 0.05 CFS 1.0 AC-FT
Diversion Point: NWNW Sec
15 T 29N R 08E, IDAHO Co.

Use: IRRIGATION (0.03
CFS) from 03/15 to 11/15
STOCKWATER STORAGE

(1.0 AC-FT) from 03/15 to
11/15 DIVERSION TO
STORAGE (0.02 CFS) from
03/15 to 11/15

Place of Use: NWNW Sec 15
T 29N R 08E FOR 1 ACRES

Diversion Means: PUMP,
PIPELINE, POND AND
IRRIGATION SYSTEM.

84-7132

BAILEY, III, WALTER
GARCIA, VICTORIA LYNN

RT. 1 BOX 71B, KAMIAH, ID
83536

Source: GROUNDWATER

Date Filed: 03/04/1982

Amount: 0.06 CFS

Diversion Point: NESW Sec
08 T 33N R 04E IDAHO Co.

Use: IRRIGATION (0.02
CFS) from 04/01 to 11/01
DOMESTIC (0.04 CFS) from
01/01 to 12/31

Place of Use: NWSE Sec 08 T
33N R 04E FOR 2 ACRES

Diversion Means: WELL,
PUMP AND PIPELINE.

85-7289

SCHMIDT, HARRY &/or
CLARICE

RT. 1 BOX 200, COT
TONWOOD, ID 83522

Source: UNNAMED
STREAM tributary to
STOCKNEY CREEK
Date Filed: 04/07/1982

Amount: 0.5 AC-FT
Diversion Point: NWNE Sec
23 T 32N R 01E, IDAHO Co.

Use: STOCKWATER
STORAGE (0.5 AC-FT) from
01/01 to 12/31 STOCK-
WATER FROM STORAGE

(0.5 AC-FT) from 01/01 to
12/31

Place of Use: NWNE Sec 23
T 32N R 01E

Diversion Means: POND
AND DAM.

LAMM, CHARLES A.
615 W. SOUTH ST.,
GRANGEVILLE, ID 83530

Source: SPRINGS tributary
to CLEARWATER RIVER,
SOUTH FORK

Date Filed: 04/07/1982

Amount: 0.08 CFS

Diversion Point: SWNE Sec
26 T 30N R 03E, IDAHO Co.

Use: IRRIGATION (0.06
CFS) from 03/15 to 11/15
STOCKWATER (0.02 CFS)

from 01/01 to 12/31

Place of Use: SWNE Sec 26 T
30N R 03E FOR 2 ACRES

Diversion Means:
DEVELOPED SPRINGS,
TANK AND IRRIGATION

SYSTEM.

If issued, the permit(s)

will be subject to all prior

water rights. Protests

against the granting of any

permit must be filed with the

Director of the Idaho

Department of Water

Resources, 4055 Gov't Way,
Coeur d'Alene, Id, 83814 on or

before MAY 10, 1982.

A. KENNETH DUNN
Director

Published 4/21 & 4/28/82.

A21-28

AFFIDAVIT OF PUBLICATION

Nona Donaldson

being first duly

sworn, says he is the Office Manager

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 2 weeks,

being published 2 times, the first publication being

on the 21 day of April, 19 82,

and the last publication on the 28th day of

April, 19 82 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.

Nona C. Donaldson

Subscribed and sworn to before me this 30

of April, 19 82

Notary Public

for State of Idaho, residing at Grangeville, Idaho.

RECEIVED

MAY 17 1982

Northern District Office

RECEIVED

10 1982

Water Resources
District Office

84-7132

A. Kenneth Dunn
XXXXXXXXXX

December 4, 1981

Mr. Walter Bailey, III
Rt. 1 Box 71B
Kamiah, Id. 83536

Dear Mr. Bailey:

We are returning your Check No. 92-327 in the amount of \$30.00 and your Claim to a Water Right and also a partially completed Application for Permit.

A Claim to a Water Right can only be filed on a groundwater source with a priority date prior to March 25, 1963, or a later date, if the water has been used by a single family dwelling.

Please complete Items 6.c., 8.a.1., 8.a.3., 8.a.4. (by indicating the maximum number of homes to be on the system within the next five years), 9.a., 9.b., 9.c. and Item 11 (map); sign the application and return it to this office with a \$30.00 filing fee.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

EDK/pms

Enc. - Check
Claim
Application

RECEIVED
DEC 10 1981
WATER RESOURCES
DIVISION
BOISE, IDAHO

84-7132

A. Kenneth Dunn
XXXXXXXXXXXXXX

December 4, 1981

Mr. Walter Bailey, III
Rt. 1 Box 71B
Kamiah, Id. 83536

Dear Mr. Bailey:

We are returning your Check No. 92-327 in the amount of \$30.00 and your Claim to a Water Right and also a partially completed Application for Permit.

A Claim to a Water Right can only be filed on a groundwater source with a priority date prior to March 25, 1963, or a later date, if the water has been used by a single family dwelling.

Please complete Items 6.c., 8.a.1., 8.a.3., 8.a.4. (by indicating the maximum number of homes to be on the system within the next five years), 9.a., 9.b., 9.c. and Item 11 (map); sign the application and return it to this office with a \$30.00 filing fee.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

EDK/pms

Enc. - Check
Claim
Application

MACROFILMED

We recently sent in a
water claim, but forgot
to include the \$3000 check.

Here it is.

If you have any problems
please call -

935-2822

RECEIVED



From The Gem State

Walter Bailey, III
Victoria Garcia
Route 1, Box 71-B
Kamiah, ID 83536

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Walter Bailey III and Victoria Lynn Garcia Phone 935-2822

Post office address RL #1 Bx 713 Hamia, Id. 83536

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 8 Township 33N

Range 4E B.M. Idaho County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for Irrigation purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated:

a. 0.06 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, pump pipeline

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

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

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

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

8. Description of proposed uses:

→ a. If water is not for irrigation:

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

Range _____ B.M. _____

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

→ (3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

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

MICROFILMED

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
32N	4E	8														1.5			1.5

Total number of acres to be irrigated 1.5

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

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

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

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

10. Remarks

MICROFILMED

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

X

(Applicant)

Received by _____ Date _____ Time _____

Preliminary check by _____ Fee \$ _____

Receipted by _____ Date _____

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

Publication approved _____ Date _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by _____

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. Other: _____

Witness my hand this _____ day of _____, 19 ____.

Director

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Walter Bailey III and Victoria Lynn Garcia
(Name of Claimant)
Rt. 1 Box 71 B Kamiah Id. 83536 Telephone No. 935-2822
(Mailing Address) • (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) Nov. 1978

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

ground water tributary to

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs) gpd, AFA		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>.04 cfs</u>	Use	<u>Domestic</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>.02 cfs</u>	Use	<u>Irrigation</u>	Period of Use From <u>3-1</u>	To <u>~~12-31~~ 11-1</u>
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____

- (4) 106 cfs TOTAL QUANTITY USED.

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

NE ¼ SW ¼, Sec. 8 Twp. 33N Rge. 4E B.M., County of Idaho
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Well, pump, and pipe line.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres 1 1/2

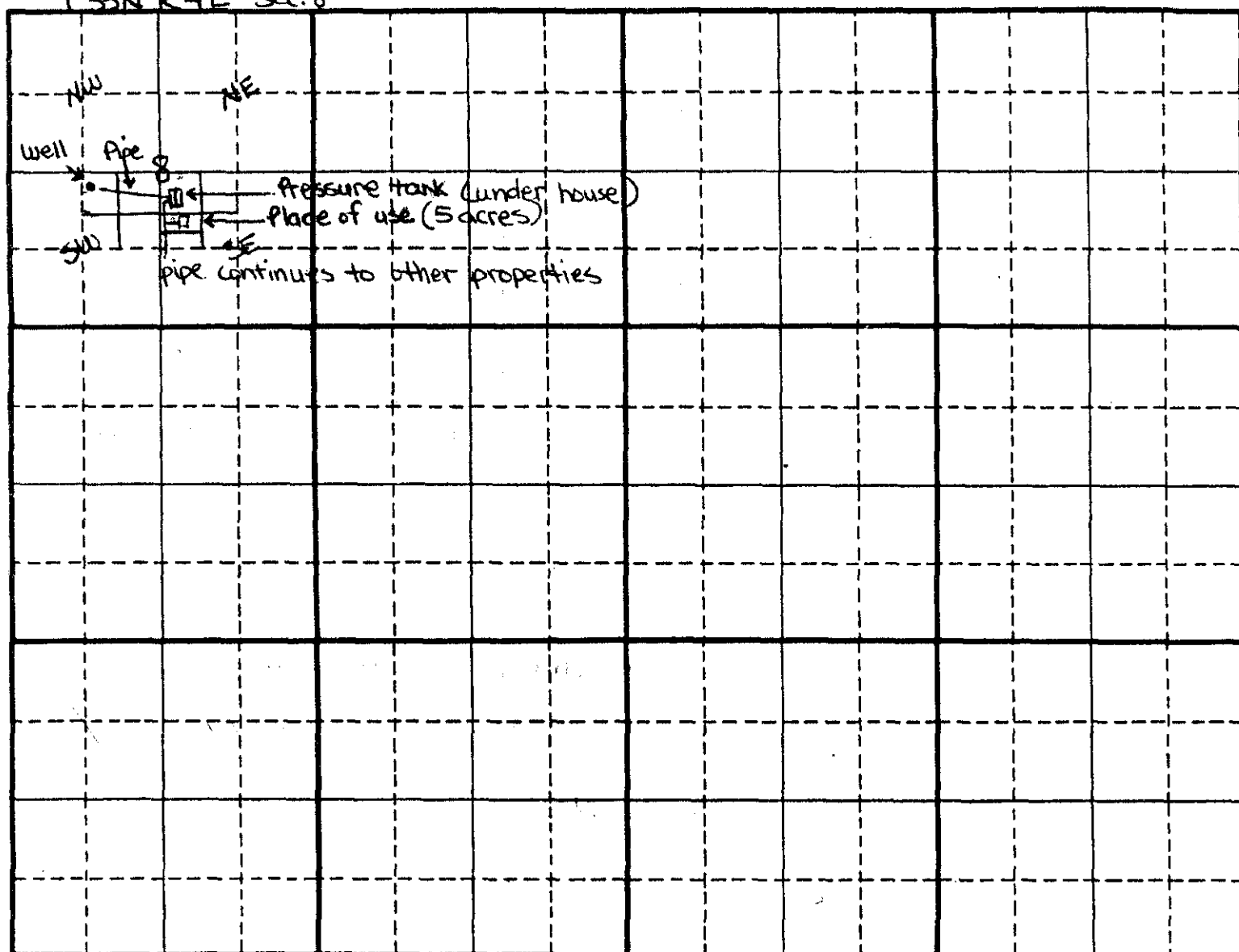
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: _____

- (7) If you are claiming water as a member of an organization, list name of organization: _____

(8) Remarks Well is located 220 ft. So. of the North boundary of the East 1/2 of the SW 1/4 of Sec. 8 and approximately 35 ft. East of the West boundary of the East 1/2 of the SW 1/4 of Sec. 8. The well is used by more than one family.

T33N R4E Sec. 8



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Idaho) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Walter L. Garcia
(Claimant)

Sworn to before me this 25th day of November, 1981.

Norma J. Stark
Notary Public
Residing at Samish, Idaho

My commission expires 7-14-85

FOR DEPARTMENT USE ONLY

Received by Date 11/29/81 (mja) Exception filed by: Forwarded to Date
Prelim. check by Date claimant by:
\$20.00 fee received by Date
Published in
Dates

January 18, 1983

RE: Permit No. 84-7132

Walter Bailey III & Victoria Lynn Garcia
Route #1, Box 71B
Kamiah, ID 83536

Dear Mr. Bailey & Ms. Garcia:

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

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Johnson", with a stylized, cursive script.

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

RECEIVED

OCT 22 1982

Department of Water Resources

84-7132

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 6-28-82 Accompanied by APP Total Q measured _____
If source is surface water, estimate total flow of source _____
Methods of measurement ES Meets Permit requirements? yes

Measurement calculations:

*one home
Requires lawn & garden sprinklers*

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
								<i>Submersible</i>

System Description 6' x 260' well, pump & pipe line

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

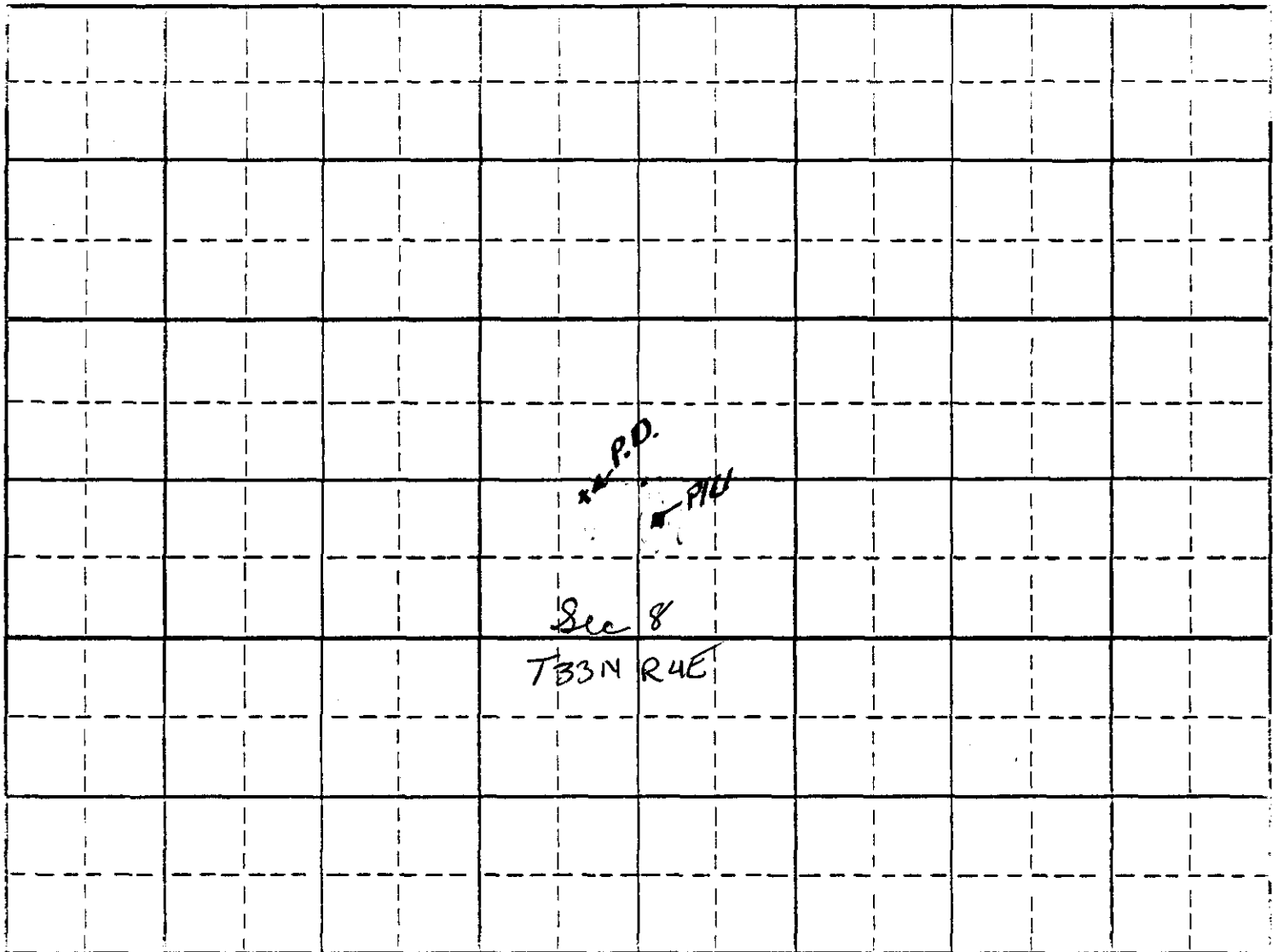
RECOMMENDED AMOUNTS

USE	Irrigation requirement = <u>30</u>		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
<i>Domestic</i>	<u>0.04</u> ✓	<u>0.6</u> ✓	<u>1-1</u>	<u>12-0'</u>
<i>IRRIGATION</i>	<u>0.02</u> ✓	<u>0.0</u> ✓	<u>5-1</u>	<u>12-1</u>
Total	<u>0.06</u> ✓	<u>0.6</u> ✓		

Remarks Some system on 84-7113 - different P/d.
BU record in Boise - JK - 10-5-82

Overlap Review attached

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: NE 1/4 - 8 - 33N - 4E

Place(s) of Use

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	
33N	4E	8														X2			2

Recommended Amendments:

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

Examiner's Signature

Checked by: [Signature]
 Approved by: [Signature]

Date 7-6-82
 Date 10/22/82
 Date _____

Overlap Review for 84-7132

License 84-7113 gw P/O NESW Sec 8 T33N R4E
(same well)

P/O see attached
license copy
(different homes)

No Overlap

RC 11-1-82

11/29 Field Exam returned because of
82 Question on P/O. RC

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 84-7113 Priority August 10, 1981 Amount .08 cfs

THIS IS TO CERTIFY, that John Korponay or William Bossie
of Kamiah, ID, has complied with the terms and conditions of Permit
No. 84-7113 issued pursuant to Application for Permit dated August 10, 1981,
and has submitted proof to the Department of Water Resources on August 18, 1981,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .08 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u> <u>(2 units)</u>	from <u>January 1</u> to <u>December 31</u>	at <u>.08</u> cfs and	<u>2.4</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than .08 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
2.4 acre feet per year, said waters to be diverted within the NESW Sec. 8
T33N R4E in the County of Idaho

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
33N	4E	8												X					

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31 day of
August, 19 82.

Director



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~Assistant Director~~
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

July 8, 1982

Mr. Walter Bailey
Rt. 1 Box 71B
Kamiah, Id. 83536

Dear Mr. Bailey:

Enclosed is the beneficial use card we discussed last week.
Please sign the card and return it to the Boise Office.

Since I have already conducted the examination of the system,
your signature is all that is required to allow this Department
to issue your license. The license is the final step in the
permit process and is prima facie evidence of your right.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Postcard



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~John V. Evans~~
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

October 6, 1982

Re: 84-7132

Mr. Walter Bailey
Rt. 1 Box 71B
Kamiah, Id. 83536

Dear Mr. Bailey:

We wish to acknowledge receipt of your Statement of Beneficial Use for the above-referenced permit.

The examination of your system has already been done and a license will subsequently be issued by our State Office in Boise in the near future.

If you have any questions, please contact this office.

Sincerely,

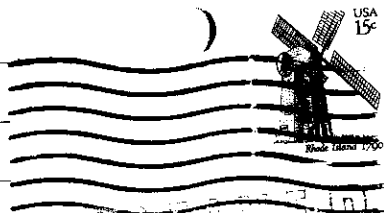
TOM D. KING
Senior Water Resource Agent

pms

cc: IDWR - State Office

Rt 1 1B

Kamiah Id



RECEIVED

JUL 23 1982



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 84-7132.

Name(s) of Permit Holder: Walter Bailey & Victoria Garcia

Post Office Address: RT #1 Box 71B, Hamish, Id. 83536

Tel. No. 935-2822

Source of Water:

Extent of Use: ☒ Domestic 1 (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 1.5 (acres)
☐ Other

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No
Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

x July 13, 1982
Date

x Victoria Garcia
Signature of Permit Holder
Walter Bailey III

WATER RIGHT NUMBER 84-7132

OWNER LAST NAME - BAILEY, III

FIRST NAME - WALTER

ORIG OWNER -

OWNER LAST NAME - GARCIA

FIRST NAME - VICTORIA LYNN

ORIG OWNER -

ADDRESS LINE 1 - RT. 1 BOX 71B

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - KAMIAH

STATE - ID ZIP CODE - 83536

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - PERMIT

STATUS -

PRIORITY - 03-04-1982 COUNTY - IDAHO

TOTAL DIV. RATE -

.0600 -CFS

TOTAL DIV. VOLUME - 6.6

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NESW 08 33N 04E LOT

REDIV -

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

FROM - 04-01 TO - 11-01 USE - IRRIGATION

USE DIV. RATE -

.0200 CFS

USE DIV. VOLUME -

6.0 .00 AFA

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE -

.0400 CFS

USE DIV. VOLUME -

.6 .00 AFA

USE - IRRIGATION

PLACE OF USE - T1N 33N R1G 04E SEC 08 TRACT NWSE LOT

AC 02

DECREE NAME -

DATE -

TOTAL ACRES

2

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 05-01-1987 PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL 04

DIVERSION MEANS - WELL, PUMP AND PIPELINE.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

BAILEY, III, WALTER
RT. 1 BOX 71B
KAMIAH, ID 83536

JUNE 08, 1982

RE: PERMIT NO. 84-7132

DEAR PERMIT HOLDER:

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

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

SINCERELY,

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

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JK

APPLICATION NUMBER: 84-7132

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☒ No
☒ Yes ☒ No
☒ Yes ☒ No
☒ Yes ☒ No*

Field check by: _____

Date: _____

Comments: _____

Field check required.

Critical groundwater area.

Request dam safety information. Sent by: _____ Date: _____

In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____

- ☒ Yes ☐ No* In form for advertising.
Final date for protests: 5/10/82 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 5/10/82 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
3/14/82 Date of priority recommended.
✓ Special conditions of approval or cover letter. No trespass

By: SLW Date: 5/19/82

STATE OFFICE REVIEW:

return receipt w/cover letter

SLW/LIZ 26,04

- ☐ See attached sheet for more information.

By: Kelley Date: 5/24/82 MAY 24 1982

Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E SWATER RIGHT
DATA ENTRY LOG

<u>Initials</u>	<u>Date</u>	<u>Item</u>
<u> <i>pu</i> </u>	<u> 4/15/82 </u>	Original form entered
<u> </u>	<u> </u>	Edit Report Correct
<u> </u>	<u> </u>	Date Protested
<u> </u>	<u> </u>	Date of Hearing
<u> </u>	<u> </u>	Date Approved/Denied (Proof due date, stage and/or status, conditions of approval, water district)
<u> </u>	<u> </u>	Record Verified
<u> </u>	<u> </u>	Amendment Approved
<u> </u>	<u> </u>	Extension Approved
<u> </u>	<u> </u>	Partial Proof
<u> </u>	<u> </u>	Proof Complete
<u> </u>	<u> </u>	Field Exam Received
<u> </u>	<u> </u>	Field Exam Accepted and changes entered
<u> </u>	<u> </u>	License Signed
<u> </u>	<u> </u>	Transfer Approved
<u> <i>D.W.</i> </u>	<u> 1/31/83 </u>	Key punched by State Office
<u> </u>	<u> </u>	<u> License update </u>
<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~Orlando A. Dunn~~
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

March 22, 1982

Ms. Victoria Garcia
Rt. 1 Box 71B
Kamiah, Id. 83536

Dear Ms. Garcia:

Idaho County has not been empowered to grant water rights since 1903. Idaho Code 42-103 states, "The right to the use of the unappropriated waters of rivers, streams, lakes, springs, and of subterranean waters or other sources within this state shall...be acquired only by appropriation under the application, permit and license procedure..."

The procedure mentioned in this title refers to the application procedure I initiated in your behalf. Since your use of the water commenced after 1978 (according to your sworn statement submitted to this Department in the form of a Claim to a Water Right) and since no filing with this Department has been made, you have, at this time, no legal right to use the water which is being unlawfully delivered to your home. Filing an Application for Permit to appropriate the Public Waters of the State of Idaho with this Department is the only way you can develop a legal right to the use of that water.

When you submitted the Claim, Application for Permit and \$30.00 filing fee, I assumed you wanted to develop a water right, since you have not as yet acquired one. I, therefore, accepted the Application for Permit to appropriate the Public Waters of the State of Idaho and the \$30.00 filing fee. I then returned the Claim to you since it alleges that a water right has been developed in accordance with the Idaho Code.

The application I accepted in your behalf is the same type of application filed by Mr. Korponay and Mr. Bossie, and if approved, the application will constitute prima facie evidence of a water right.

I hope this letter explains what has been done and lays to rest the fears you have had that our actions have not been in your best interest.

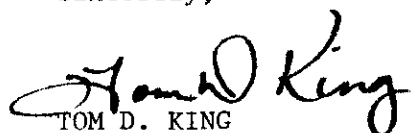
MICROFILMED

Ms. Victoria Garcia
Page Two
March 22, 1982

I still need to know prior to April 12 how many homes you plan to put on this system.

If you have any questions, please contact me at this office.

Sincerely,



TOM D. KING
Senior Water Resource Agent

TDK/pms

MICROFILMED

Idaho Dept of Water Resource
Suite No 1

4055 Government Way
Coeur d'Alene, Id. 83814

Attn: Tom D. King

RECEIVED

MAR 18 1982

Department of Water Resources
Northern District Office

3-17-82

RE: Your letter of March 5, 1982

Dear Mr. King,

There seems to be some confusion in regard to our water rights claim.

My interest in this began when the "Notice of Application for Water Right" appeared in the Grangeville newspaper (see enclosed photo-copy). The people named in the notice are on the same water system and well as I am. If they were able to file for Water Rights, why can't I? —

When the notice first appeared I phoned your Boise office and explained the situation. They recommended that I file a claim also. I don't understand why you will not accept it.

In your letter you stated that you would use my check

MICROFILMED

for a filing application that would allow me to develop a ground water right for my home only. I assume that you mean for me to drill a well on my own property.

Since I already have all the water I need from the established water system, why would I want to be burdened with the expense of drilling my own well?

I would like my \$30.00 refunded, unless you can convince me that I need to file the application for Permit.

I greatly appreciate your consideration of this matter and look forward to your response.

Sincerely,

Xenia L. Garcia

MICROFILMED

Sec. 21, SW 1/4, Sec. 22,
 SW 1/4, SW 1/4, Sec. 23,
 SW 1/4, Sec. 24, 1, 15, 4,
 SW 1/4, E 1/2 SW 1/4,
 SW 1/4, SW 1/4, Sec. 27,
 NE 1/4, SW 1/4, Sec. 27,
 SW 1/4, SW 1/4, Sec. 27,
 SW 1/4, SW 1/4, Sec. 27,
 A. 1, Sec. 20, NW 1/4, NW 1/4,
 SW 1/4, Sec. 20, Lot 4,
 NW 1/4, SW 1/4, NE 1/4,
 NW 1/4, Sec. 21, 1, 2,
 NW 1/4, NE 1/4, NE 1/4,
 Sec. 22, Lots 1, 2, 3, 4,
 NW 1/4, Sec. 23, Lots 1, 2, 3,
 4, NW 1/4, Sec. 34, Lot 5,
 NW 1/4, Sec. 35, E 1/2 SW 1/4,
 T. 38N., R. 2 W., Sec. 25,
 SE 1/4 SW 1/4, SW 1/4 SE 1/4,
 Containing 9850.06 acres.
 Under Application I-15039,
 Idaho, Clearwater, Latah,
 Benewah, Bonner, Coun-
 ties, T. 34 N., R. 4 E., Sec. 17,
 SE 1/4 SE 1/4, T. 33 N., R. 6 E.,
 Sec. 25, MS 2005 (93.25 ac.),
 T. 33 N., R. 1 E., Sec. 19, Lot
 7, SE 1/4 SW 1/4, S 1/2 SE 1/4, Sec.
 20, Lots 1, 2, E 1/2 NW 1/4, T.
 23N., R. 3 E., Sec. 19,
 S 1/2 NE 1/4, SW 1/4 NE 1/4,
 NE 1/4 SE 1/4, T. 43 N., R. 1 E.,
 Sec. 20, S 1/4 SW 1/4, SW 1/4 SE 1/4,
 T.
 T. 21 N., R. 4 W., Sec. 25, Lot 1,
 T. 21 N., R. 4 W., Sec. 12,
 NE 1/4 NE 1/4, Sec. 15,
 NE 1/4 NW 1/4, Containing
 983.23 acres. Under
 Application I-15040 Shoshone
 County, T. 41 N., R. 3 E., Sec.
 1, Lots 1, 2, 3, 4, S 1/2 NE 1/4,
 SE 1/4 NW 1/4, NE 1/4 SW 1/4,
 NE 1/4 SE 1/4, SE 1/4 SE 1/4, Sec. 1,
 Lots 1, 2, 3, 4, SW 1/4 NE 1/4,
 S 1/2 NW 1/4, N 1/2 SW 1/4,
 NW 1/4 SE 1/4, Sec. 3, Lot 1,
 SE 1/4 NE 1/4, Sec. 9,
 SE 1/4 NE 1/4, NE 1/4 SE 1/4, Sec.
 10, S 1/2 N 1/2, Sec. 11,
 NW 1/4 NW 1/4, Sec. 12,
 NE 1/4 NE 1/4. Containing
 1,142.29 acres. The total area
 described contains 13,043.33
 acres of public lands.
 The purpose of this notice is
 to allow all persons claiming
 the land adversely to file in
 this office their objections to
 issuance of a deed to the
 State of Idaho. Any ob-
 jections must be filed, with
 evidence that a copy thereof
 has been served on Gordon
 C. Trombley, Director,
 Idaho Department of Lands,
 Statehouse, Boise, Idaho
 6720 within 60 days from the
 date of first publication
 indicated below.
 First Publication August 5,
 1981.

/s/ Robert O. Buffington
 State Director
 A5 S2



Salt used in its pure form
 and in the many chemi-
 cals derived from it, di-
 rectly affects almost all
 major industries. There's
 salt in this leather, in the
 dye of a hat and even in
 the production of paper.

This is the season to make
 our prettiest salads! Start
 with halves or quarters of
 fresh pineapple. Cube fruit
 after hollowing out the shell,
 and mix with cantaloupe or
 honeydew melon balls, fresh
 raspberries or strawberries,
 thick banana slices dipped in
 lemon juice and shredded
 coconut. Fill the shell with
 fruit and top with a scoop of
 cottage cheese or sherbet in
 a flavor of your choice.

NOTICE OF APPLICATION FOR WATER RIGHT

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

84-7113
 KORPONAY, JOHN
 BOSSIE, WILLIAM
 RT. 1 BOX 71C, KAMIAH, ID
 83536

Source: GROUNDWATER
 Date Filed: 08/10/1981
 Amount: 0.08 CFS

Diversion Point: NESW Sec
 08 T 23N R 04E, IDAHO Co.
 Use: DOMESTIC (0.08 CFS)
 from 01/01 to 12/31
 Place of Use: NESW Sec 08 T
 23N R 04E

Diversion Means: WELL
 PUMP AND PIPELINE

If issued, the permit(s)
 will be subject to all prior
 water rights. Protests
 against the granting of any
 permit must be filed with the
 Director of the Idaho
 Department of Water
 Resources, 4055 Gov't Way,
 Coeur D'Alene, Id, 83814 on
 or before SEPTEMBER 14,
 1981.

A KENNETH DUNN
 Director
 Published 8/26 & 9/2/81
 A26S2

TO IDAHO CODE 15-3-1205
 In the Matter of the State of
 CHARLES M. HELL
 DEBIAS, Deceased.

NOTICE IS HEREBY
 GIVEN THAT BETTY
 JEAN DEBIAS, has filed a
 Petition for Formal Testacy
 proceedings pursuant to
 Idaho Code §15-3-1205, a copy
 of which is either attached
 hereto or is filed with the
 Court under such case
 number.

Hearing has been set upon
 the 16th day of September,
 1981, at the hour of 10:15
 o'clock A.M., at the above-
 entitled Court at
 Grangeville, Idaho County,
 State of Idaho.

DATED this 13th day of
 August, 1981.
 /s/ Dennis L. Albers
 DENNIS L. ALBERS
 Attorney for Petitioner
 A19-S2

NOTICE IS HEREBY
 GIVEN that the undersigned
 has been appointed Personal
 Representative of the above-
 entitled estate. All persons
 having claims against the
 said deceased are require
 to present such claims withi
 four months of the date of th
 first publication of thi
 notice or said claims will b
 forever barred. Claims mus
 be presented to this un-
 derdesignated at the law office of
 Paul G. Eimers, 201 W. Main
 St., Grangeville, Idaho, or
 filed with the Court.

Dated this 14th day of
 August, 1981.
 GLADYS L. STRAND
 Personal Representative
 501 N. Idaho
 Grangeville, ID 83530
 Paul G. Eimers, Attorney
 201 W. Main St.
 Grangeville, ID 83530
 A19-S2

DEERCREEK HIGHWAY DISTRICT STATEMENT OF RECEIPTS AND DISBURSEMENTS FOR FISCAL YEAR ENDING SEPTEMBER 30, 1981

RECEIPTS:	BUDGET	ACTUAL
Property taxes	\$225.00	\$218.99
Forest Funds	45,000.00	26,582.53
Highway Users	8,000.00	8,630.88
Other	5,000.00	1,835.50
Funds on Hand Sept. 30, 1980	54,411.23	54,411.23
Funds Available for Use	\$112,625.23	\$89,639.00
Less Funds on Hand Sept. 30, 1980		54,411.23
TOTAL RECEIPTS		\$35,227.77
DISBURSEMENTS:		
Labor	\$3,500.00	\$933.14
Insurance	1,000.00	851.50
Administration	1,550.00	850.00
Auditing, Printing, Legal	1,000.00	600.00
Maintenance and Equipment Rental	101,277.17	4,953.05
Other	350.00	51.56
TOTAL DISBURSEMENTS	\$108,677.17	\$8,279.25
FUNDS ON HAND SEPT. 30, 1980		\$54,411.23
Plus Excess Receipts over Disbursements		27,012.25
FUNDS ON HAND SEPT. 30, 1981		\$81,423.48

BUDGET FOR FISCAL YEAR ENDING SEPT. 30, 1982

ANTICIPATED REVENUES	
Property Taxes	\$225.00
Forest Funds	45,000.00
Highway Users	8,000.00
Other	5,000.00
Funds on Hand September 30, 1981	81,424.13
TOTAL RECEIPTS	\$139,649.13
ANTICIPATED DISBURSEMENTS	
Labor	\$3,500.00
Insurance	1,000.00
Administration	1,740.00
Auditing, Printing, Legal	1,000.00
Maintenance and Equipment Rental	132,053.12
Other	350.00
TOTAL DISBURSEMENTS	\$139,649.12

A Public Hearing on the foregoing budget will be held at 7
 p.m. on Sept. 4, 1981 at White Bird 100F Hall, White Bird,
 Idaho.

Carolyn M. Howard, Sec.
 Box 93
 White Bird, Idaho 83554
 839-2403
 A28-S2

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

March 5, 1982

Walter Bailey III and
Victoria Lynn Garcia
Rt 1 Bx 71 B Kamiah, Id. 83536

Dear Ms. Garcia,

The only method of developing a ground water right on a system that serves more than one home, has been since March 25, 1963, to file an Application for Permit with this department. I have checked the departmental records for a ground water right filing with the point of diversion within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 8, T33N, R4E, (Description from Idaho County Inst. 273253, Exhibit "A" sub paragraph (c)) and found that no such rights have ever been filed with this department. I also checked the alphabetical index under the names of Gary Von Bargen, Donald L. and Marilyn L. Burris with the same results.

Since you have stated that your water use started after 1978, and no previous filing was ever made on this system, your claim to a water right would be invalid. I am therefore returning your claim and using your check # 92-327 in the amount of \$ 30.00 for the filing fee on the Application which you mailed to this office. This application, if approved, will allow you to develop a ground water right for your home, with a priority date of Mar. 4, 1982. It will not, however cover the other four homes on the system, unless you contact me prior to April 12, 1982.

If you have any questions concerning this or any other water related matter, please feel free to contact me at this office.

Sincerely,

Tom D. King
Sr. Water Resource Agent

MICROFILMED

Idaho Dept. of Water Resources
Route 5, Box 203 - Suite 1
Coeur d'Alene, Idaho 83814

March 1, 1982

Dear People -

I have filled out the enclosed forms to the best of my knowledge, but I am not certain that the "Application for Permit" applies to my situation.

My property is part of a subdivision with rights to an established well. The "Application for Permit" refers to a proposed well. We are not proposing to drill a well, we are only concerned with protecting our rights to the water we receive now from the established water system as stated in our Warranty Deed.

If you have any further questions please call me at 935-2822.

Thank you,

Jeffrey L. Garcia

RECEIVED