

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

37N

34 ⦿ P.T. & P/U

2E

Scale: 2 inches equal 1 mile

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.

Kenneth M. Miller
(Applicant)

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Clearwater }

Nancy Noble

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

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

Notice of Application for Water

Rights - Douglas Johnson &
Kenneth Miller

That said Notice

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for full period of two consecutive issues commencing on the 13th day of September, 1979, and ending on the 20th day of September, 1979.

Subscribed and sworn to before me this 26th day of September, 1979.

NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO
RESIDING AT OROFINO THEREIN

RECEIVED

OCT 1 1979

Department of Water
Northern District Office

NOTICE OF APPLICATION FOR WATER RIGHTS

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

83-7034 OK
Johnson, Douglas
2315 Galena Place, Coeur d'Alene, ID 83814

Source: 10 Unnamed Springs

Date Filed: 08/31/1979

Amount: 2.00 CFS

Diversion Point: SESE SWSE

Sec 22 T 36N R 02E

SENE Sec 27 T 38N R 02E

NENE Sec 27 T 38N R 02E

NWNE Sec 26 T 38N R 02E

SENE Sec 27 T 38N R 02E

SESE Sec 27 T 38N R 02E

For 100 Acres

Diversion Means: Collection

Boxes

83-7035 OK
Johnson, Douglas
2315 Galena Place, Coeur d'Alene, ID 83814

Source: Clearwater River

North Fork tributary to Clearwater River

Date Filed: 08/31/1979

Amount: 5.99 CFS

Diversion Point: NWSW

SWSW Sec 26 T 38N R 02E,

Clearwater Co.

Use: Irrigation (5.99 CFS)

from 03/15 to 11/15; Stockwater (0.02 CFS) from 01/01 to 12/31; Domestic (2.00 CFS) from 01/01 to 12/31

Place of Use: SWSE SESE

Sec 22 T 36N R 02E SWSW

SESW Sec 22 T 38N R 02E

NENW Sec 26 T 38N R 02E

SENE Sec 27 T 38N R 02E

SESE Sec 27 T 38N R 02E

For 100 Acres

Diversion Means: Collection

Boxes

83-7036 OK
Johnson, Douglas
2315 Galena Place, Coeur d'Alene, ID 83814

Source: Clearwater River

North Fork tributary to Clearwater River

Date Filed: 08/31/1979

Amount: 5.99 CFS

Diversion Point: NWSW

SWSW Sec 26 T 38N R 02E,

Clearwater Co.

Use: Irrigation (5.99 CFS)

from 03/15 to 11/15; Stockwater (0.02 CFS) from 01/01 to 12/31; Domestic (2.00 CFS) from 01/01 to 12/31

Place of Use: SWSE SESE

Sec 22 T 36N R 02E SWSW

SESW Sec 22 T 38N R 02E

NENW Sec 26 T 38N R 02E

SENE Sec 27 T 38N R 02E

SESE Sec 27 T 38N R 02E

For 100 Acres

Diversion Means: Collection

Boxes

83-7037 OK
Johnson, Douglas
2315 Galena Place, Coeur d'Alene, ID 83814

Source: Clearwater River

North Fork tributary to Clearwater River

Date Filed: 08/31/1979

Amount: 5.99 CFS

Diversion Point: NWSW

SWSW Sec 26 T 38N R 02E,

Clearwater Co.

Use: Irrigation (5.99 CFS)

from 03/15 to 11/15; Stockwater (0.02 CFS) from 01/01 to 12/31; Domestic (2.00 CFS) from 01/01 to 12/31

Place of Use: SWSE SESE

Sec 22 T 36N R 02E SWSW

SESW Sec 22 T 38N R 02E

NENW Sec 26 T 38N R 02E

SENE Sec 27 T 38N R 02E

SESE Sec 27 T 38N R 02E

For 100 Acres

Diversion Means: Collection

Boxes

83-7038 OK
Johnson, Douglas
2315 Galena Place, Coeur d'Alene, ID 83814

Source: Clearwater River

North Fork tributary to Clearwater River

Date Filed: 08/31/1979

Amount: 5.99 CFS

Diversion Point: NWSW

SWSW Sec 26 T 38N R 02E,

Clearwater Co.

Use: Irrigation (5.99 CFS)

from 03/15 to 11/15; Stockwater (0.02 CFS) from 01/01 to 12/31; Domestic (2.00 CFS) from 01/01 to 12/31

Place of Use: SWSE SESE

Sec 22 T 36N R 02E SWSW

SESW Sec 22 T 38N R 02E

NENW Sec 26 T 38N R 02E

SENE Sec 27 T 38N R 02E

SESE Sec 27 T 38N R 02E

For 100 Acres

Diversion Means: Collection

Boxes

83-7039 OK
Johnson, Douglas
2315 Galena Place, Coeur d'Alene, ID 83814

Source: Clearwater River

North Fork tributary to Clearwater River

Date Filed: 08/31/1979

Amount: 5.99 CFS

Diversion Point: NWSW

SWSW Sec 26 T 38N R 02E,

Diversion Point: NESW Sec 23 T 36N R 03E, Clearwater Co.

Use: Domestic (0.04 CFS)

from 01/01 to 12/31

Place of Use: NESW Sec 23

T 36N R 03E

Diversion Means: Pipe

84-7078 OK
Miller, Kenneth
Rt. 2 Box 104A, Orofino, ID 83544

Source: Unnamed Spring

Date Filed: 08/31/1979

Amount: 0.02 CFS

Diversion Point: NESW Sec 23

T 36N R 03E, Clearwater Co.

Use: Stockwater (0.02 CFS)

from 01/01 to 12/31

Place of Use: NESW Sec 23

T 36N R 03E

Diversion Means: Reservoir

84-7079 OK
Miller, Kenneth
Rt. 2 Box 104A, Orofino, ID 83544

Source: Unnamed Spring

Date Filed: 08/31/1979

Amount: 0.02 CFS

Diversion Point: NWNE Sec 27

T 37N R 02E, Clearwater Co.

Use: Stockwater (0.02 CFS)

from 01/01 to 12/31

Place of Use: NWNE Sec 27

T 37N R 02E

Diversion Means: Reservoir

84-7080 OK
Miller, Kenneth
Rt. 2 Box 104A, Orofino, ID 83544

Source: Unnamed Spring

Date Filed: 08/31/1979

Amount: 0.02 CFS

Diversion Point: SWNE Sec 34

T 37N R 02E, Clearwater Co.

Use: Stockwater (0.02 CFS)

from 01/01 to 12/31

Place of Use: SWNE Sec 34

T 37N R 02E

Diversion Means: Water Tank

If issued, the permit(s) will be subject to all prior water rights. Protests against the grant(s) of any permit must be filed with the Director of the Idaho Department of Water Resources, 83814

on or before OCTOBER 1, 1979.

C. Stephen Allred
Director
9-13,20c

MICROFILMED

That said _____
of which the annexed is a full, true and correct
printed copy, was published in the regular and en-
tire issue of said newspaper, and not in any supple-
ment thereof, for full period of two con-
secutive issues commencing on the 13th day
of September, 1979, and ending
on the 20th day of September, 1979
Nancy Noble
Subscribed and sworn to before me this 26th
day of September, 1979
Harry [Signature]
NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO
RESIDING AT OROFINO THEREIN

RECEIVED

OCT 1 1979

Department of Water
Northern District Office

SESW Sec 26 T 38N R 02E
NENW Sec 26 T 38N R 02E
02E NENW Sec 26 T 38N R 02E
SESE Sec 26 T 38N R 02E
100 Acres
Diversion Means: Connection
Box 83-7035
John [Signature]
2315 [Address]
Alene, ID 83801
Source: Clearwater River
North Fork tributary to Clearwater River
Date Filed: 08/31/1979
Amount: 5.99 CFS
Diversion Point: NWSW
SWSW Sec 26 T 38N R 02E,
Clearwater Co.
Use: Irrigation (5.99 CFS)
from 03/15 to 11/15; Stock
water (0.02 CFS) from
12/31; Domestic (0.02 CFS)
from 01/01 to 12/31
Place of Use: SWSE SESE
Sec 27 T 38N R 02E SWSW
SESW Sec 27 T 38N R 02E
NENW Sec 27 T 38N R 02E
SESE Sec 27 T 38N R 02E
297 Acres
Diversion Means: Pipe
Box 83-7036
Miller, Kenneth
Rt. 2 Box 104A, Orofino, ID
83544
Source: Unnamed Spring
Date Filed: 08/31/1979
Amount: 0.04 CFS
Diversion Point: NENW Sec
14 T 37N R 02E, Clearwater
Co.
Use: Stockwater (0.02 CFS)
from 01/01 to 12/31; Domestic
(0.04 CFS) from 01/01 to 12/31
Place of Use: NENW Sec 14
T 37N R 02E
Diversion Means: Ditch
Box 83-7037
Miller, Kenneth
Rt. 2 Box 104A, Orofino, ID
83544
Source: Unnamed Spring
Date Filed: 08/31/1979
Amount: 0.02 CFS
Diversion Point: NENW Sec
14 T 37N R 02E, Clearwater
Co.
Use: Stockwater (0.02 CFS)
from 01/01 to 12/31
Place of Use: NENW Sec 14
T 37N R 02E
Diversion Means: Reservoir
Box 83-7038
Miller, Kenneth
Rt. 2 Box 104A, Orofino, ID
83544
Source: Unnamed Spring
Date Filed: 08/31/1979
Amount: 0.04 CFS
Diversion Point: NENE Sec
11 T 37N R 02E, Clearwater
Co.
Use: Stockwater (0.02 CFS)
from 01/01 to 12/31; Domestic
(0.04 CFS) from 01/01 to 12/31
Place of Use: NENE Sec 11
T 37N R 02E
Diversion Means: Reservoir
Box 83-7039
Miller, Kenneth
Rt. 2, Box 104A, Orofino, ID
83544
Source: Unnamed Spring
Date Filed: 08/31/1979
Amount: 0.04 CFS
Diversion Point: SENW Sec
14 T 37N R 02E, Clearwater
Co.
Use: Domestic (0.04 CFS)
from 01/01 to 12/31
Place of Use: SENW Sec 14
T 37N R 02E
Diversion Means: Pipe
Box 84-7074
Miller, Kenneth
Rt. 2 Box 104A, Orofino, ID
83544
Source: Unnamed Spring
Date Filed: 08/31/1979
Amount: 0.04 CFS
Diversion Point: SWSE Sec
22 T 37N R 02E, Clearwater
Co.
Use: Stockwater (0.02 CFS)
from 01/01 to 12/31; Domestic
(0.04 CFS) from 01/01 to 12/31
Place of Use: SWSE Sec 22 T
37N R 02E
Diversion Means: Reservoir
Box 84-7075
Miller, Kenneth
Rt. 2 Box 104A, Orofino, ID
83544
Source: Unnamed Spring
Date Filed: 08/31/1979
Amount: 0.04 CFS
Diversion Point: SESE Sec
22 T 37N R 02E, Clearwater
Co.
Use: Domestic (0.04 CFS)
from 01/01 to 12/31
Place of Use: SESE Sec 22 T
37N R 02E
Diversion Means: Pipe
Box 84-7076
Miller, Kenneth
Rt. 2 Box 104A, Orofino, ID
83544
Source: Unnamed Spring
Date Filed: 08/31/1979
Amount: 0.04 CFS
Diversion Point: NWNE Sec
18 T 37N R 04E, Clearwater
Co.
Use: Domestic (0.04 CFS)
from 01/01 to 12/31
Place of Use: NWNE Sec 18
T 37N R 04E
Diversion Means: Pipe
Box 84-7077
Miller, Kenneth
Rt. 2 Box 104A, Orofino, ID
83544
Source: Unnamed Spring
Date Filed: 08/31/1979
Amount: 0.04 CFS

MICROFILMED

C. Stephen Allred
Director
9-13,20c

10. Other water rights on these lands _____
11. Other water right diverted from same p.d. _____
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



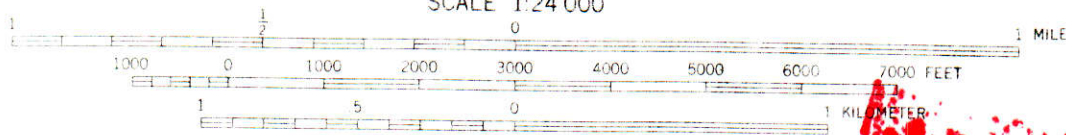
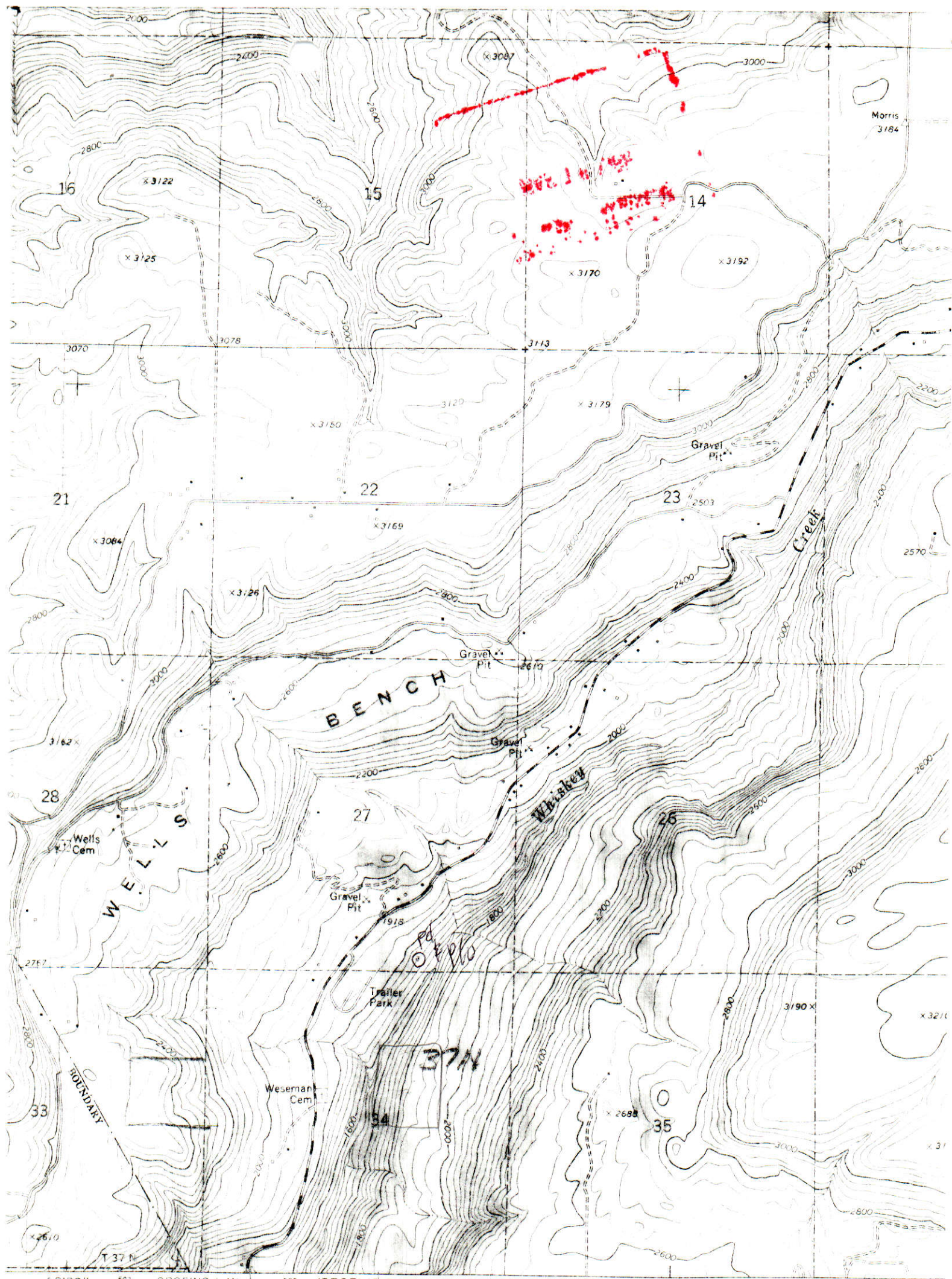
13. ☒ **Photo of Diversion & System Attached** ☐ **Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached**

14. Remarks _____

15. 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
16. Examiner's/Consultant's Signature *A. Beard* Date 6/21/85
- Consultant's License Number _____
- IDWR Director's Authorization to Conduct
- Beneficial Use Examination _____

Date

RECEIVED
MAR 16 1988
CONSULTANT SEAL



CONTOUR INTERVAL 40 FEET
DATUM IS MEAN SEA LEVEL

RECEIVED
MAR 16 1988

Primary hi
hard surfa
Secondary
hard surfa
Int

TWP, 37N RGE, 2E SEC, 34 MAP # K-59 MAP SCALE 7 1/2
DATE OF FIELD EXAM _____ FIELD REPORT MAP PERMIT # 84-7090

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 84-7080

Priority: August 31, 1979 Amount: .02 CFS .7 AFA

This is to certify, that KENNETH MILLER
2735 GRANGEMONT RD.
OROFINO, ID 83544

has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated August 31, 1979, and
has submitted proof to the Department of Water Resources on August 23, 1984, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .02 cfs of water from;

SPRING tributary to WHISKEY CREEK

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Stockwater	01/01 to 12/31	.02 cfs	.7 afa

LOCATION OF POINT OF DIVERSION(S): SWSE , Sec. 27, Township 37N, Range 2E
Clearwater County

PLACE OF USE: Stockwater

TWN RGE SEC

37N 2E 27 SWSE

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

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 18th day
of November, 1987.

NOTED

MAR 16 1988

R. Kent Higgins
Director

State of Idaho
Department of Water Resources

RECEIVED
OCT 21 1987

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 84-7080

Department of Water Resources

APPROVED

Date of Priority: August 31, 1979

Comes now KENNETH MILLER
2735 GRANGEMONT RD.
OROFINO, ID 83544

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 84-7080, and requests that the permit be changed as follows:

Source: SPRING

tributary to: WHISKEY CREEK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Stockwater	01/01 to 12/31	.02 cfs	.7 afa

LOCATION OF POINT OF DIVERSION(S):

SWSE, Sec. 27, Township 37N, Range 2E
Clearwater County

PLACE OF USE: Stockwater

TWN RGE SEC

37N 2E 27 SWSE

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Orofino, Id _____, this 15th day of _____ October _____, 19 87.

MICROFILMED

MAR 16 1988


(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 84-7080

FOR DEPARTMENT USE ONLY

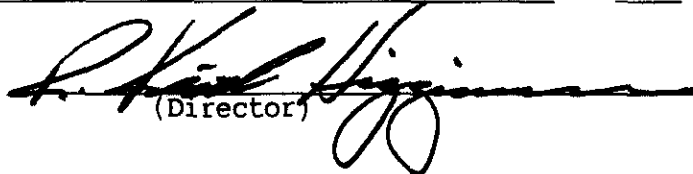
Preliminary check by fw Fee = \$20.00 ✓ Received by mg Date 10-21-87
ACTION OF THE DEPARTMENT OF WATER RESOURCES #45379

I, R. Keith Higginson, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 84-7080 with the following;

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

Witness my hand this 18th day of November, 19 87.


(Director)

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MAR 16 1988

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 Kenneth Miller Phone 476-3546

Post office address Rt. 2, Box 104 A Orofino, Idaho

2. Source of water supply Unnamed Spring which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 34 Township 37N

Range 2E B.M. Clearwater County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

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

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

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

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

5. Total quantity to be appropriated:

a. 0.02 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____

Water tank

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: SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 34 Township 37N

Range 2E 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 _____

100 Head of Stock

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

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

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

[illegible]

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. _____

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

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

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

10. Remarks

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins or other markings on the paper.

37N

34 ⊙ P.D + P/U

2E

Kenneth M. Allen
(Applicant)

Proposed Priority

8/31/79

Received by pmo Date 8/31/79 Time 11:45

Preliminary check by RSB Fee \$ 20.80

Receipted by pmo Date 8/2/79 (14071)

Publication prepared by pmo Date 9/6/79

Published in Clearwater Tribune

Publication dates 9-13 - 9-20

Publication approved ms Date 10-1-79

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RSB gjm

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. 84-7080, 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 October 1, 19 84.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: _____

Witness my hand this 9th day of October, 19 79.

L. Glen Saxton
Chief, Office of the Bureau

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss.

Nancy Noble

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

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

Notice of Application for Water

Rights - Douglas Johnson &
Kenneth Miller

That said Notice

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for full period of two consecutive issues commencing on the 13th day of September, 1979, and ending on the 20th day of September, 1979.

Subscribed and sworn to before me this 26th day of September, 1979.

NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO
RESIDING AT OROFINO THEREIN

RECEIVED

OCT 1 1979

Department of V.
Northern District

RECORDED

November 22, 1987

KENNETH MILLER
2735 GRANGEMONT RD.
OROFINO, ID 83544

RE: Permit No. 84-7080

Dear Permit Holder(s):

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

MAR 16 1988

October 5, 1987

KENNETH MILLER
2735 GRANGEMONT RD.
OROFINO, ID 83544

RE: Permit No. 84-7080

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED
MAR 16 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

LICENSING REPORT

RECEIVED
JUL 26 1985

84-7080
Permit No.

Department of Water Resources

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

stock (50 head) → 0.02 cfs

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MAY 16 1985

b) Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

c) Volume Calculations for Other Uses:

stock (50 head) → 0.7 AFA

2. Overlap Review

a) Other water rights with same place of use: _____

b) Other water rights with same point of diversion: _____

c) Analysis:

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MAY 16 1988

Permit No.	84-7080	Amount	0.02	App. Date	8/31/79	Date Prior Submitted		System Capacity	
------------	---------	--------	------	-----------	---------	----------------------	--	-----------------	--

4. Permit Holder:

Address: 2735 Grangermont Rd Orotino, Id 83544

5. Source: _____ tributary to _____

6. Beneficial Use

Period of Use From To

Rate of Diversion
Q (cfs)

Annual Volume
V (a1a)

Stock

1/1 12/31

0.02

0.7

Kenneth Miller

84-7080

70.0

8/3/19

7. Point(s) of Diversion:

[illegible]

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks:

10. 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

11. Examiner's Signature

Checked in Regional Office by

Approved in State Office by

Date _____

Date _____

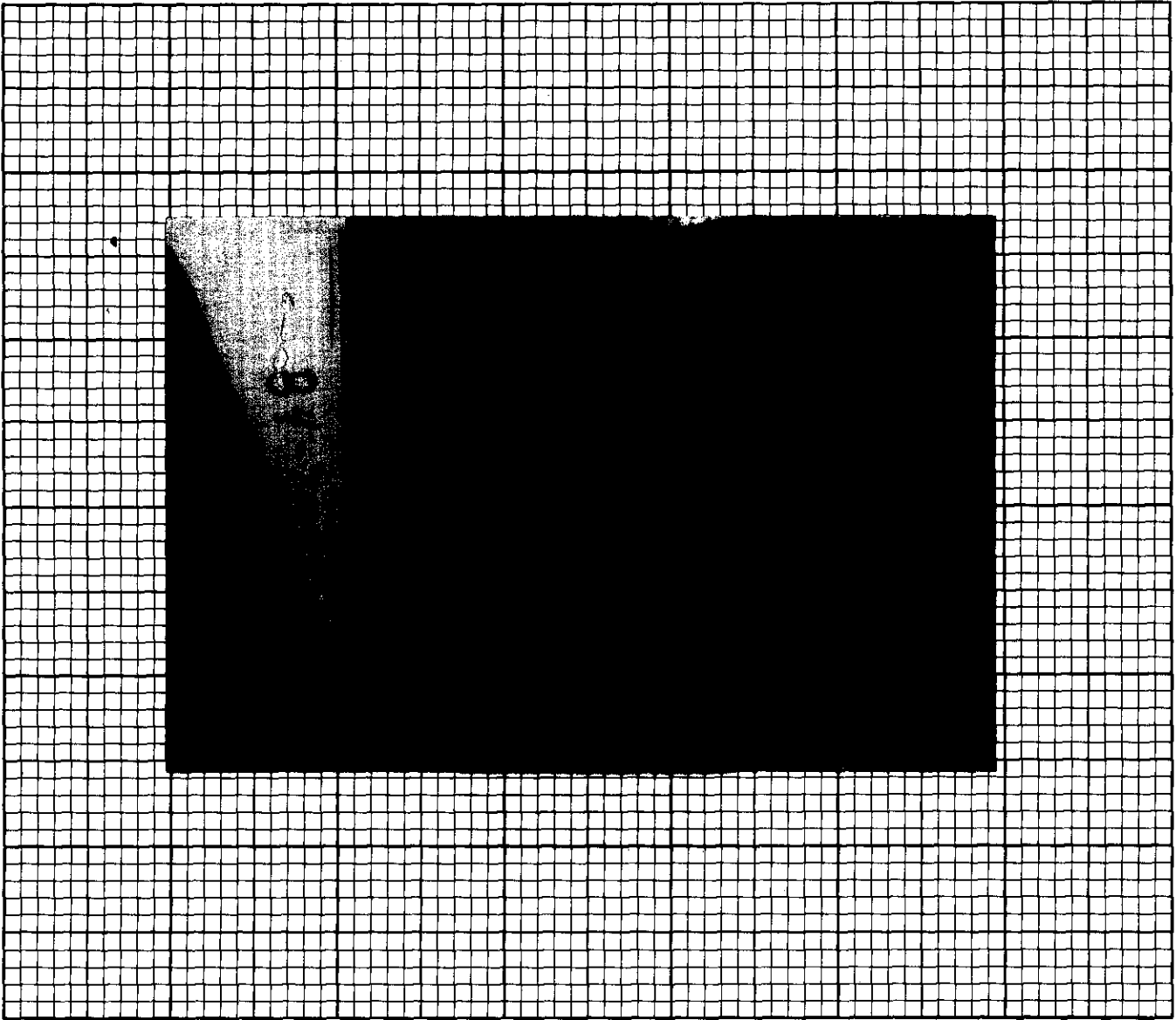
Date _____

~~MAR 16 1988~~

LEWIS HUGHES

[illegible]

10. Other water rights on these lands _____
11. Other water right diverted from same p.d. _____
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ **Photo of Diversion & System Attached** ☐ **Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached**

14. Remarks _____

15. 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 |

16. Examiner's/Consultant's Signature *A. Beard* Date 6/21/85

Consultant's License Number _____

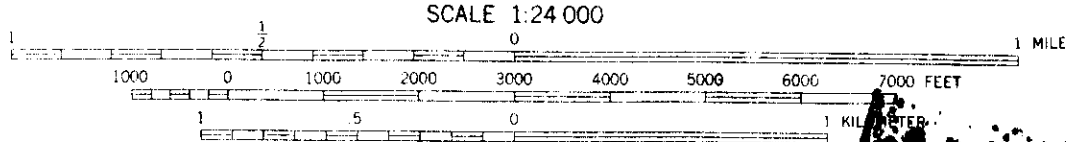
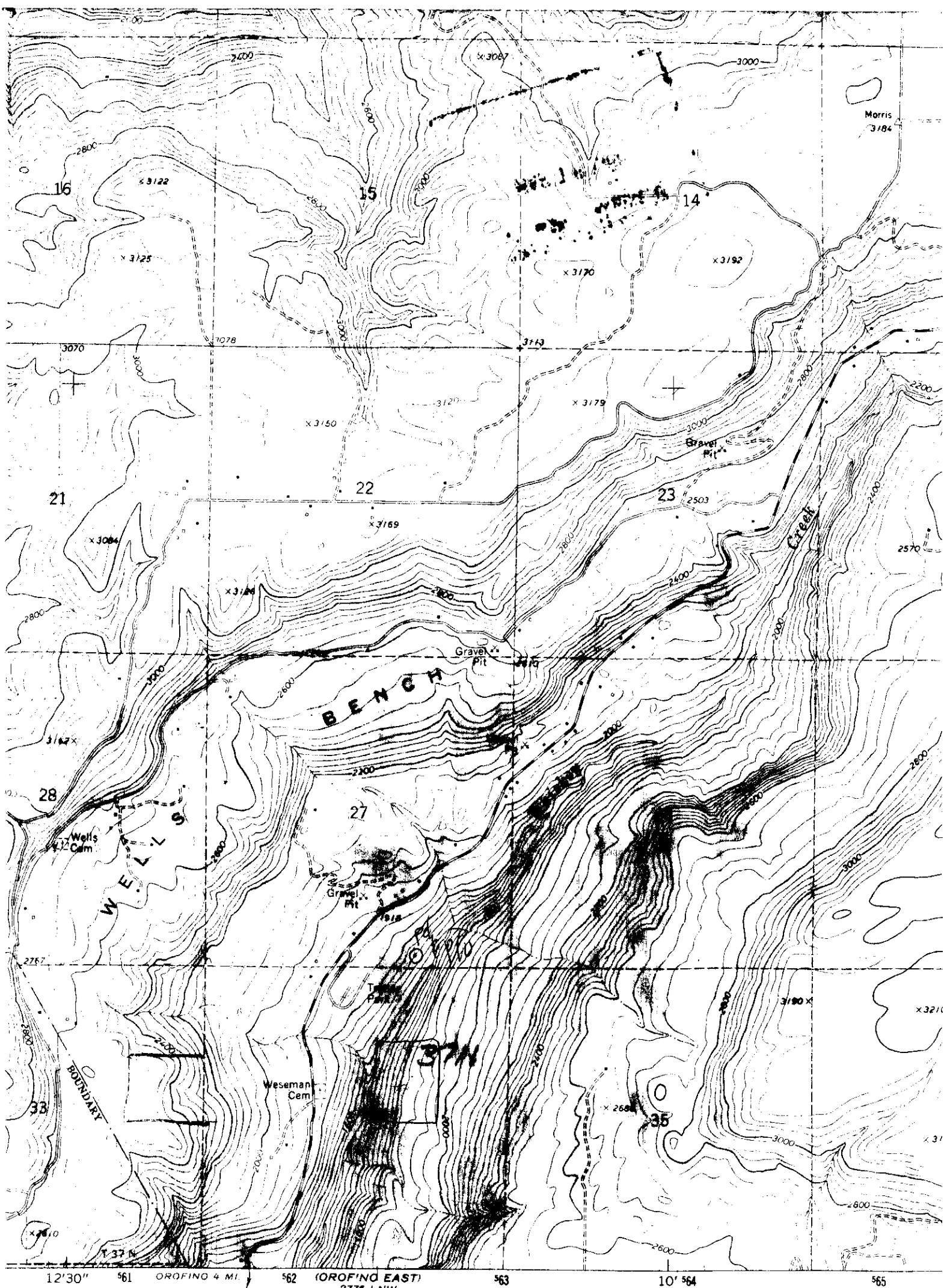
IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date _____

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CONSULTANT SEAL
MAR 16 1988

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RTW



CONTOUR INTERVAL 40 FEET
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MAR 16 1988

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Int

TWP. 37N RGE. 2E SEC. 34 MAP # K-59 MAP SCALE 7 1/2

DATE OF FIELD EXAM _____

FIELD REPORT MAP PERMIT # 84-7090

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

OCTOBER 2, 1984

KENNETH MILLER
2735 GRANGEMONT ROAD
OROFINO ID 83544

RE: Permit No. 84-7080

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a Water Right License can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 765-4639 or in person at our office.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

RECEIVED

MAR 16 1988

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. 84-7080

Name(s) of Permit Holder: Kenneth Miller

Post Office Address: 2735 Grangemont Road

Orofino, Idaho 83544 Tel. No. 476-3546

Source of Water: Unnamed Spring

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater 100 cattle (number and type of stock)
☐ Irrigation (acres)
☐ Other

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

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

8/20/84
Date

MICROFILMED

Kenneth Miller
Signature of Permit Holder



PLACE
13 CENT
STAMP
HERE

RECEIVED



AUG 23 1984 IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE

BOISE, IDAHO 83720
Department of Water Resources

MAILED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

MILLER, KENNETH
RT. 2 BOX 104A
OROFINO, ID 83544

138105

PROOF DUE NOTICE

JULY 31, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 84-7080 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE OCTOBER 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH 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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A 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

MAILED

IDENT. NO. 84-7080

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 S

WATER RIGHT
DATA ENTRY LOG

[illegible]



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

October 10, 1979

Kenneth Miller
Route 2 Box 104 A
Orofino, Idaho 83544

Dear Mr. Miller,

RE: Permit No's. 83-7036/7037/7038/7039/ & 84-7074/7075/7076/7077/7078/7079/7080

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

Sincerely,

David R Tuthill Jr.

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

DRT:lr

Enclosure

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: RAH

APPLICATION NUMBER: 84-7080

CHECK:

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

Platted by: _____ Map No. _____

Other rights on same place of use. N/A

In form for advertising.

Final date for protests: 10-1-79

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

FINAL REGIONAL PROCESSING REVIEW:

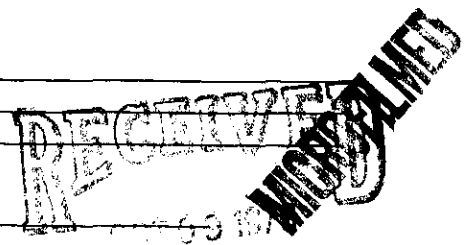
- ☒ Affidavit of publication received. Date: 10-1-79
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
☒ 5-31-79 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: RAH Date: 10-4-79

STATE OFFICE REVIEW:

- ☐ See attached sheet for more information.

By: Jmi Date: 10/9/79



Department of Water Resources

84-7080

MILLER, KENNETH

RT. 2 BOX 104A, OROFINO, ID 83544

Source: UNNAMED SPRING

Date Filed: 08/31/1979

Amount: 0.02 CFS

Diversion Point: SWNE Sec 34 T 37N R 02E, CLEARWATER Co.

Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31

Place of Use: SWNE Sec 34 T 37N R 02E

Diversion Means: WATER TANK

100-443887-100

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Department of Water Resources

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Kenneth W. Miller (name of claimant) 208-0176-3546

of RT. #2, Box 104-A, Orofino, Idaho, claims a right to the diversion and beneficial use of
(mailing address)

the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Spring
_____, tributary to, _____

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

Amount	<u>49,000</u>	Use	<u>Stock</u>	Period of Use:	From	<u>Jan. 1</u>	To	<u>Dec. 31</u>
Amount	_____	Use	_____	Period of Use:	From	_____	To	_____
Amount	_____	Use	_____	Period of Use:	From	_____	To	_____
	(cfs, gpm or a/f)		(dom., irri., stock, etc.)					(both dates inclusive)

- (3) Total quantity of water claimed: _____ cubic feet per second, or _____ acre feet per annum, and/or 4 gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) 1979

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
SW 1/4 NE 1/4, Sec. 34 Twp. 37N Rge. 2E B. M. County of C/berusker
 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. 30 gal. water TK.

- (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]

Total No. of acres _____

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

Water cattle

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

(8) Remarks _____

#17 Spring Railroad 80

[illegible]

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)
) ss.
County of Clearwater)

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 affiants knowledge.

Mr. Kenneth L. Miller
(Claimant)

Sworn to before me this 5th day of June, 19 29.

Barthelme Hunter
Notary Public

Residing at Orange

My commission expires 12-1-82

For Department Use Only

Received by <u>ADJ</u>	Date <u>6/8/78</u>	Exception filed by:	Forwarded to	Date
Prelim. check by _____	Date _____		claimant by:	
\$10.00 fee received by _____	Date _____			
Approved for publication by _____				
Published in _____				
Dates _____				