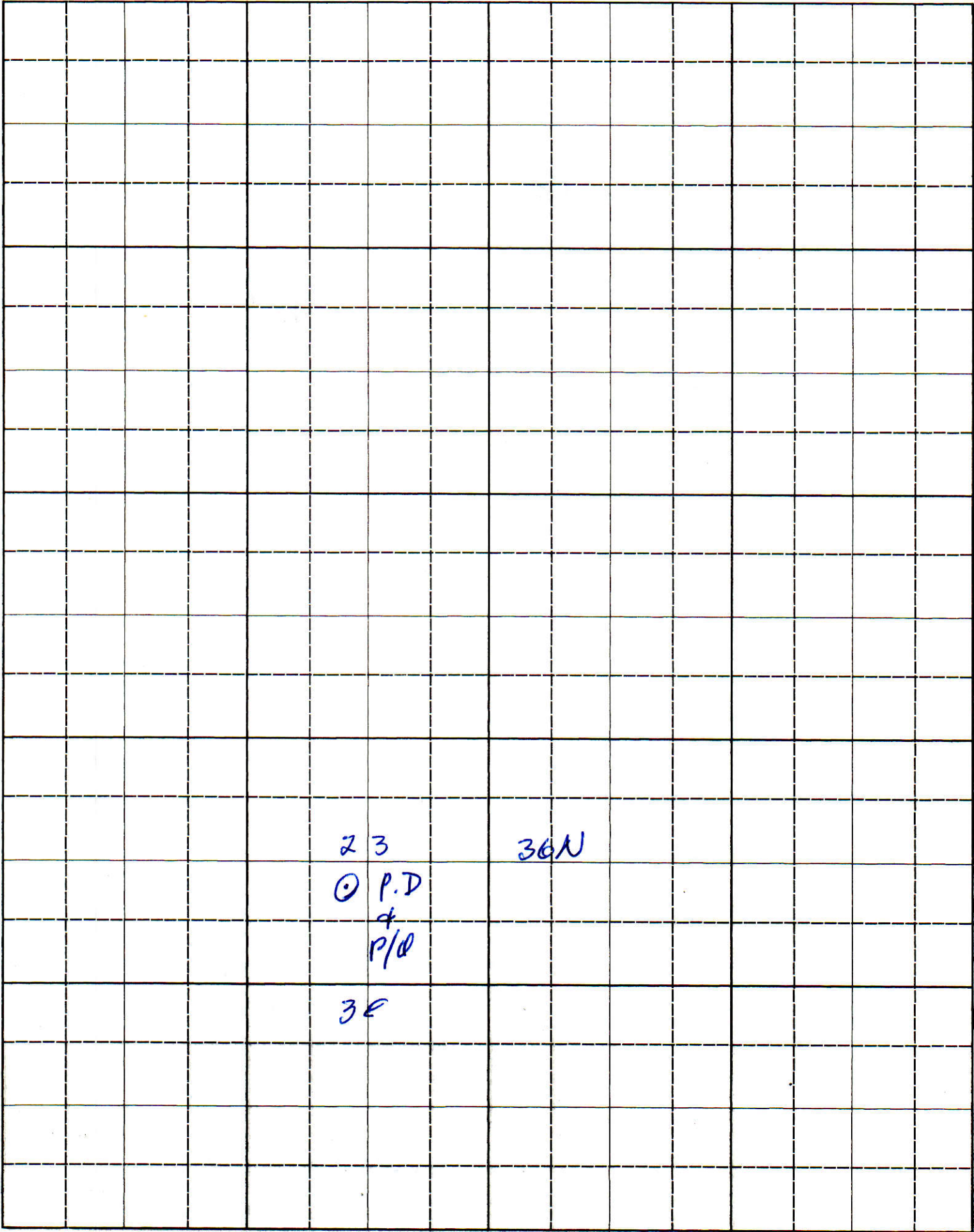


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

Kenneth Miller
(Applicant)

2.31.25

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**

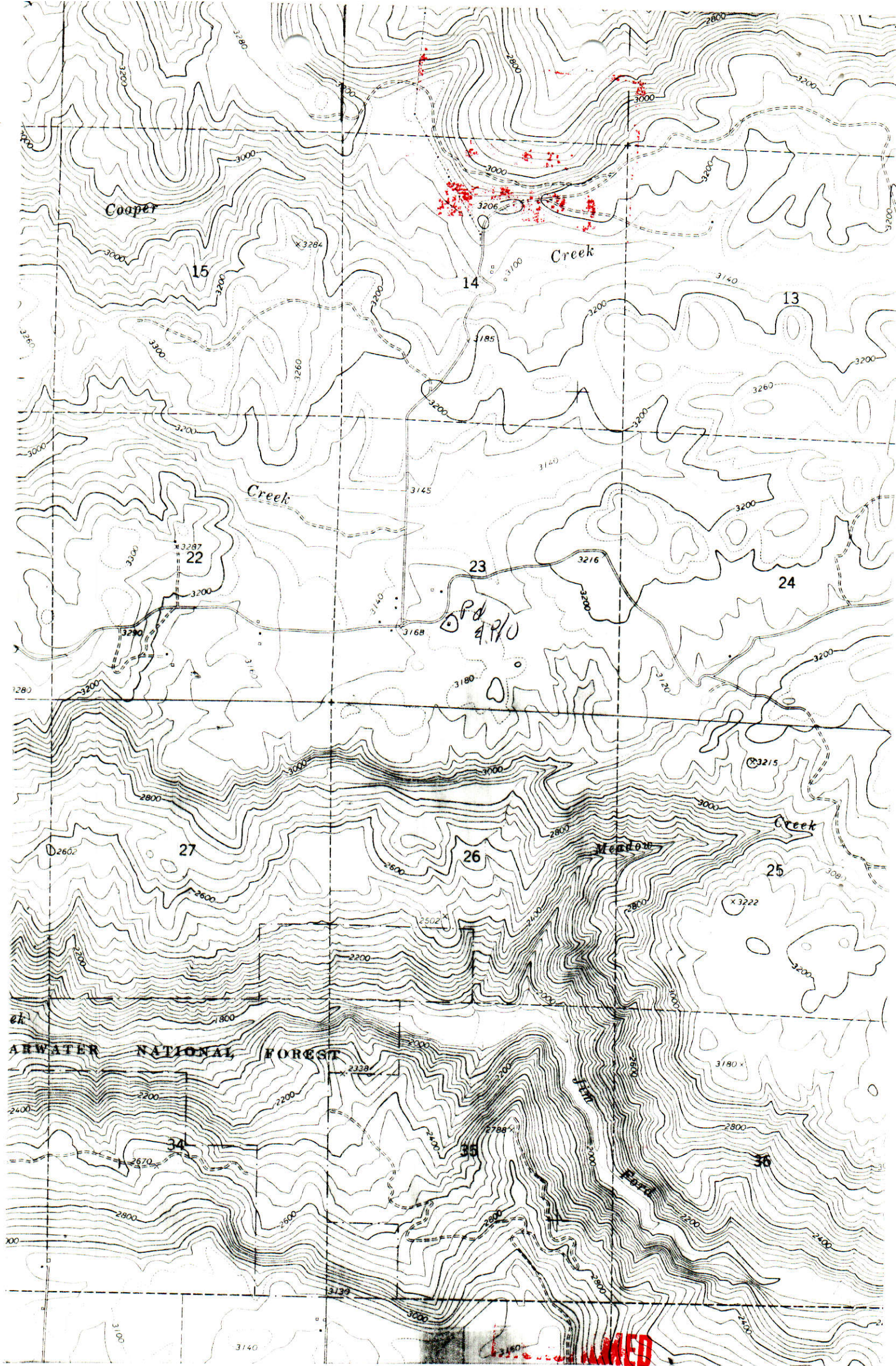
14. Remarks _____

15. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None



MAR 16 1988

TWP. 36 N RGE. 3 E SEC. 23 MAP # 4-10 MAP SCALE 7 1/2

DATE OF FIELD EXAM _____ FIELD REPORT MAP PERMIT # 84-7078

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 84-7078

Priority: August 31, 1979 Amount: .02 CFS 2.0 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 SINKS

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	2.0 afa

LOCATION OF POINT OF DIVERSION(S): NESW , Sec. 23, Township 36N, Range 3E
Clearwater County

PLACE OF USE: Stockwater

TWN RGE SEC

36N 3E 23 NESW

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 9th day
of November, 1987.

RECORDED

MAR 16 1988

Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

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 NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 23 Township 36N
Range 3E 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. _____
Reservoir

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: NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 23 Township 36N
Range 3E B.M.

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

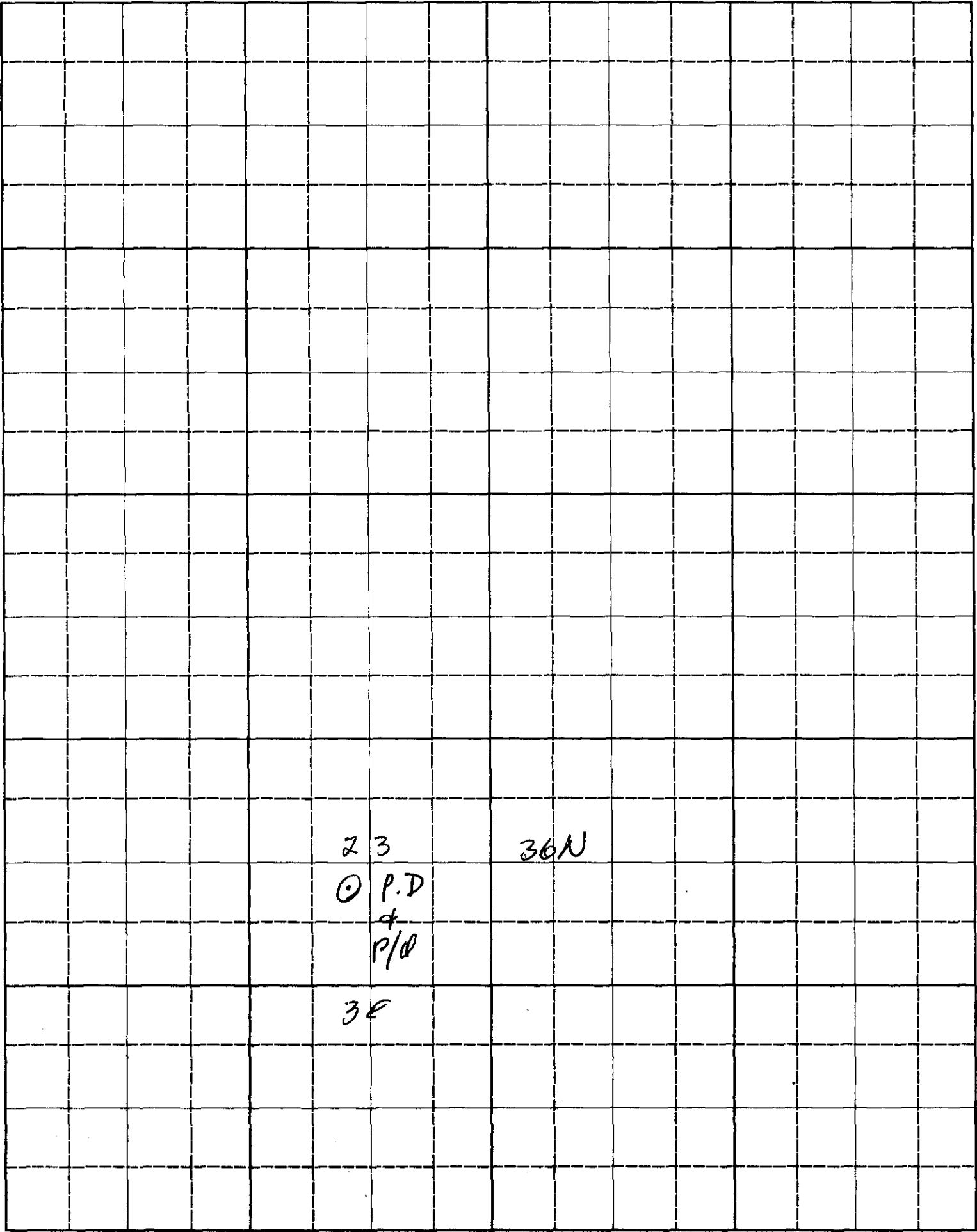
(3) List number of each kind of livestock to be watered 150
Head of Stock

(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: _____

MICROFILMED

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



Scale: 2 inches equal 1 mile.

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

Kenneth Miller
(Applicant)

Proposed Priority 8/31/79

Received by pm Date 8/31/79 Time 1:45

Preliminary check by RMA Fee \$ 20.00

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

RMA Publication prepared by pm Date 9/6/79

Published in Cleanwater Tribune

Publication dates 9-13 9-20

Publication approved MB Date 10-1-79

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RMA Jim

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. 84-7078, 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 Sayton
Chief, Operations Bureau

AFFIDAVIT

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

ON

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

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

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

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.

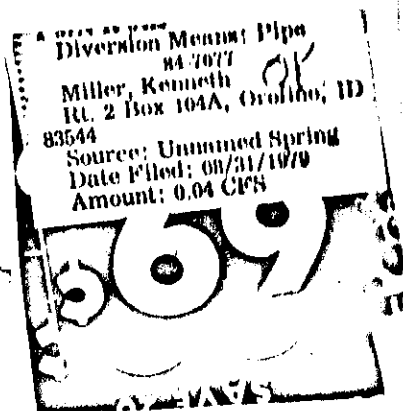
Use: Stockwater (0.02 CFS) from 01/01 to 12/31

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, 4055 Gov't Way, Coeur d'Alene, ID 83814 on or before OCTOBER 1, 1979.

C. Stephen Allred
Director
9-13,20c



RECEIVED

November 9, 1987

KENNETH MILLER
2735 GRANGEMONT RD.
OROFINO, ID 83544

RE: Permit No. 84-7078

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

NOTED

MAR 16 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED
JUL 22 1985

84-7078
Permit No.

1. Measurement Calculations

Department of Water Resources

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

cattle 150 head $\rightarrow q_{max} = 0.05 cfs$

$Q_{app} = 0.02 cfs$

$\therefore Q = 0.02 cfs$

- 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:

$V_{stock(150)} \rightarrow 2.7 AFA$

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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MAR 16 1988

— NK .0134 - yr. round

NK 12 X days ÷ 325850

then 105-round

Cfs X 1.98 X days

RECEIVED
JUL 22 1961

Department of Veterans Affairs

Permit No. 84-7078

Phone No. 476-3546

1. Owner: Kenneth Miller Phone No. 476-3546
Current Address: 2735 Grangemont Rd Orofino, Id 83544
2. Accompanied by: Ken Miller EXAM. DATE: 5/24/85
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Spring tributary to Sinks

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
dig pond for stock water - ~ 1/3 ac surface area.
~ 3/4 AF water. Up to 150 head of stock drink from
pond

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

7. Measurements ☐ Additional data/computation sheets attached

- | 8. Point(s) of Diversion: | Indicate Method of Determination |
|---------------------------|----------------------------------|
|---------------------------|----------------------------------|

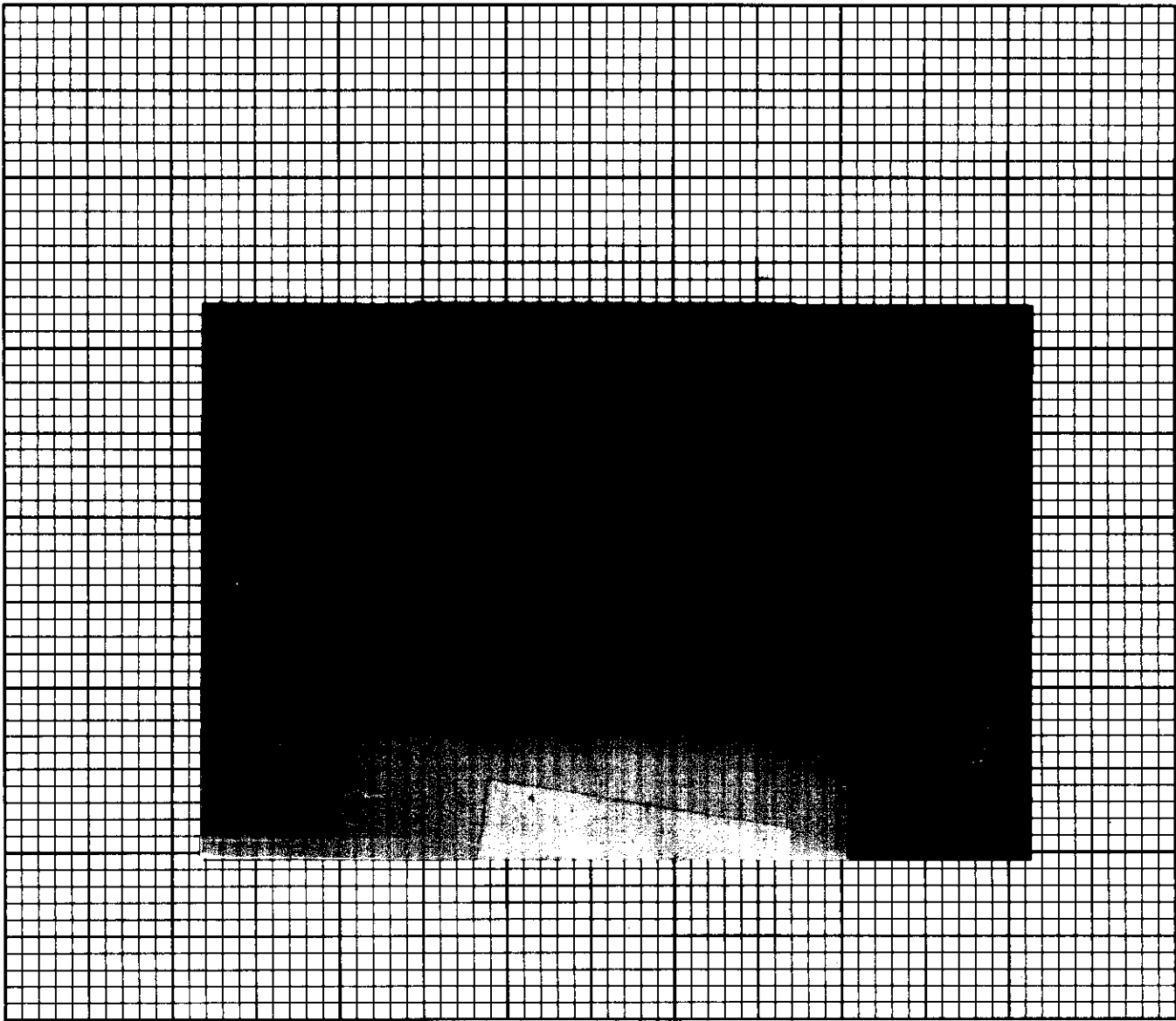
[illegible]

- | | | |
|----|------------------|---|
| 9. | Place(s) of Use: | Irrigation - give acres served by system at time of exam.
Indicate Method of Determination |
|----|------------------|---|

[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.



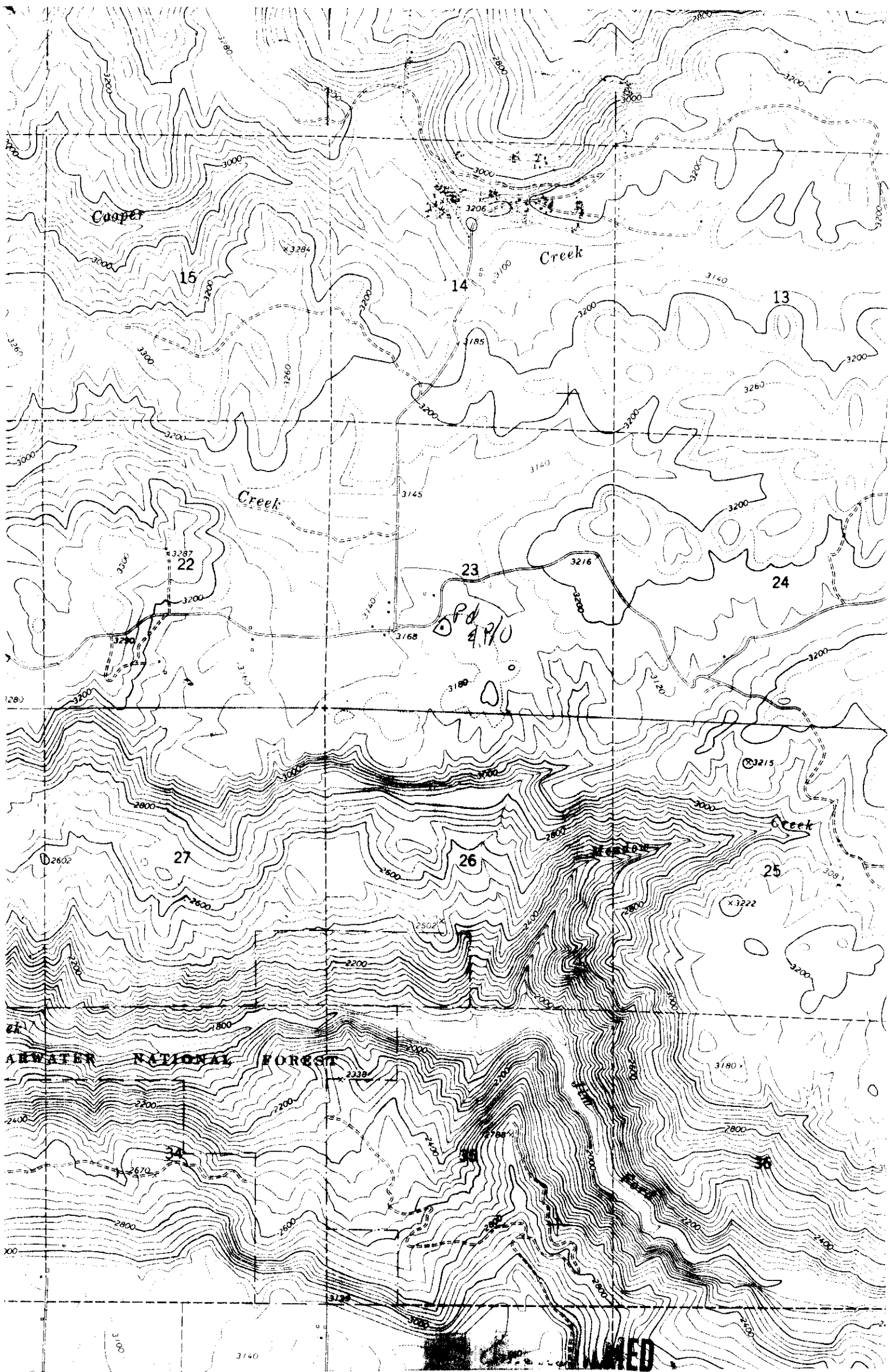
13. ☒ Photo of Diversion & System Attached
☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks _____

15. Recommended Amendments
☐ Change P.D. as reflected above
☐ Add P.D. as reflected above
☐ Change P.U. as reflected above
☐ Add P.U. as reflected above
☐ Other
☒ None

16. Examiner's/Consultant's Signature *D. Brown* Date 5/24/85
Consultant's License Number _____
IDWR Director's Authorization to Conduct _____
Beneficial Use Examination _____
Date _____

RECEIVED
MAR 16 1988
CONSULTANT SEAL



MAR 16 1988

TWP. 36 N RGE. 3 E SEC. 23 MAP # 4-10 MAP SCALE 7 1/2
DATE OF FIELD EXAM _____ FIELD REPORT MAP PERMIT # 84-7078

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. 84-7079

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

MAILED

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. 84-7078

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 150 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

UNRECORDED

Kenneth Miller
Signature of Permit Holder

○ PLACE
13 CENT
STAMP
HERE

RECEIVED

AUG 23 1984



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

MICROFILMED



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: RSA

APPLICATION NUMBER: 84-7078

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.

Field check by: _____

Date: _____

Comments: _____

☐ Yes ☒ No Field check required.

☐ Yes ☒ No Critical groundwater area.

☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____

☒ Yes ☐ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☒ Idaho State Health Department. Copies sent by: _____ Date: _____
☒ Idaho Fish and Game Department. _____
☒ Idaho Department of Lands. _____
☒ U.S. Bureau of Land Management. _____
☒ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use N/A
☒ Yes ☐ No* In form for advertising.
Final date for protests: 10-1-79
☐ Yes ☒ No 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? _____
8-31-79 Date of priority recommended.
Special conditions of approval or cover letter. _____

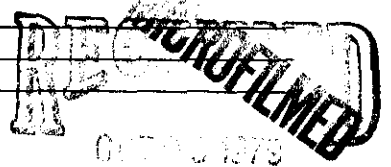
By: RSA Date: 10-4-79

STATE OFFICE REVIEW:

Short letter w/o conditions

- ☐ See attached sheet for more information.

By: Jani Date: 10/9/79



84-Z028-

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

WATERGATE

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

138705

PROOF DUE NOTICE

JULY 31, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 84-7078 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

MICROFILMED

IDENT. NO. 84-7078

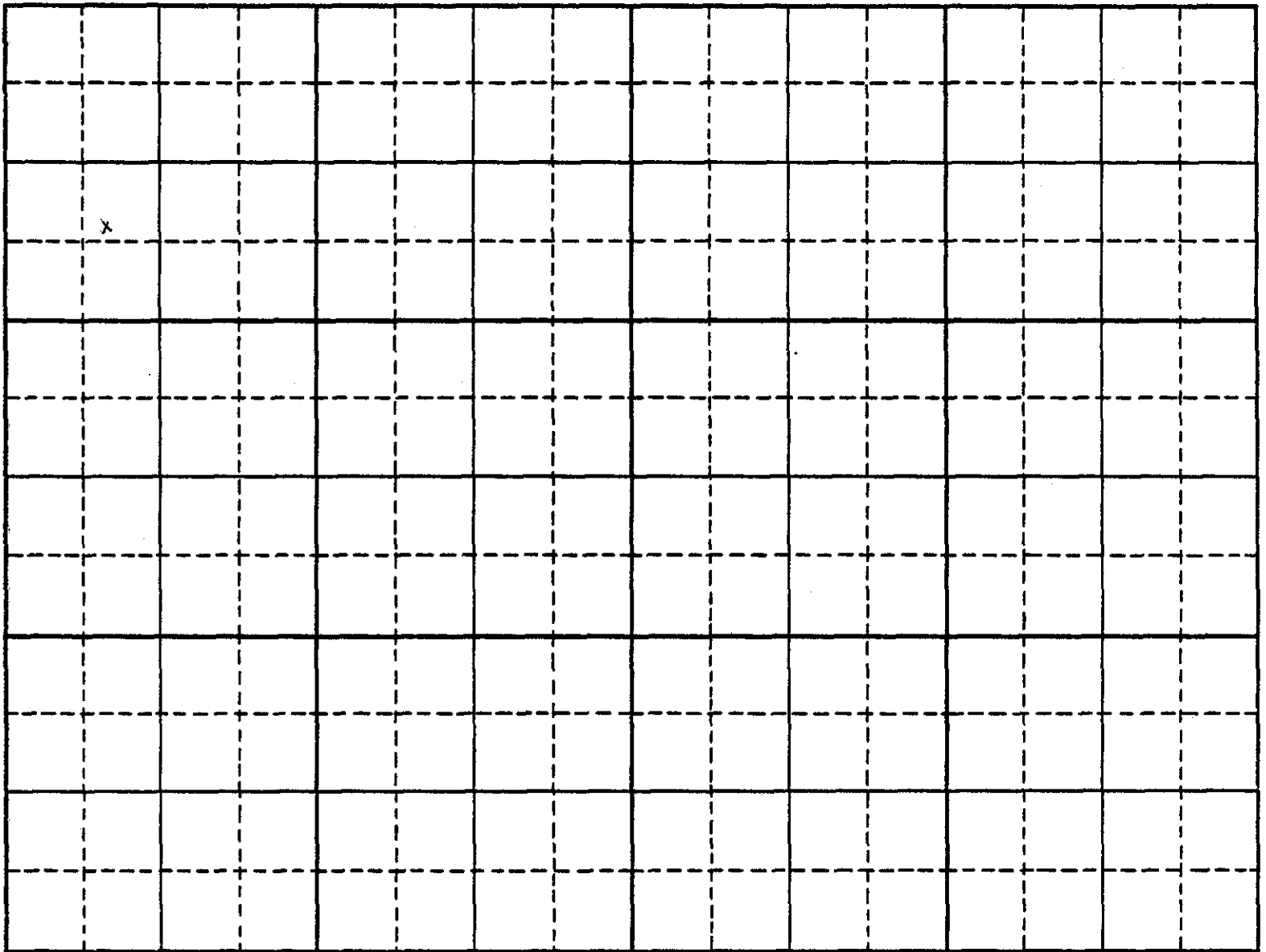
I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

(8) Remarks _____

#27 Point below Barker house



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 D. Miller
(Claimant)

Sworn to before me this 5th day of June, 19 79.

Dorothy Hunter
Notary Public

Residing at Orford

My commission expires 12-1-82

For Department Use Only

Received by <u>Ad</u>	Date <u>7/30/79</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 _____				