

APPLICANT: JOHNNIE NICKEL
KAMIAH, IDAHO

23.5 ACRES - SOUTH 682
FEET OF LOTS 9 & 10,
SECTION 13, T33N, R3E,
B.M.

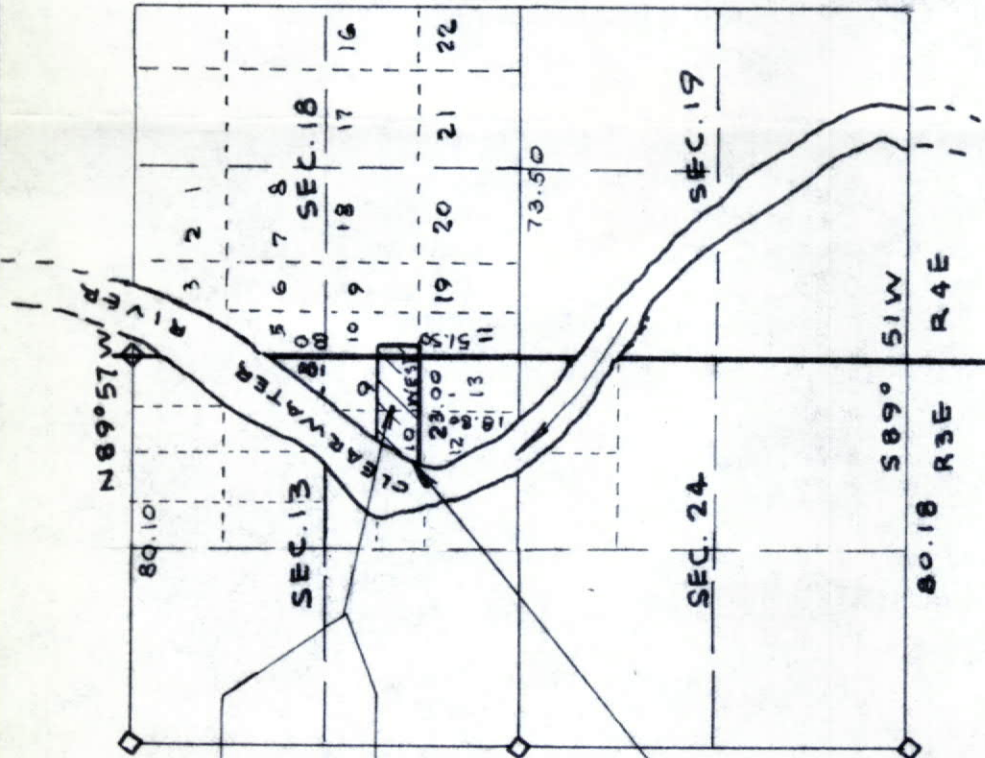
2.1 ACRES - WEST 136.3
FEET OF THE SOUTH
682 FEET OF LOT 10,
SECTION 18, T33N, R4E,
B.M.

25.6 TOTAL ACRES

PUMP STATION
LOCATION

T33N

IDAHO COUNTY, IDAHO



CERTIFICATE OF ENGINEER

I, EARL ERDMAN OF GRANGEVILLE, IDAHO, A LAND SURVEYOR LICENSED TO PRACTICE IN THE STATE OF IDAHO, DO HEREBY CERTIFY THAT THIS MAP WAS MADE FROM NOTES TAKEN DURING AN ACTUAL SURVEY MADE BY ME IN APRIL OF 1965, AND THAT THE PROPOSED PUMPING STATION IS LOCATED ON RIVER FRONTAGE ADJACENT TO LOT 10, T33N, R3E, B.M. AND THAT I HAVE COMPUTED THE AREAS AS SHOWN.



83-7003

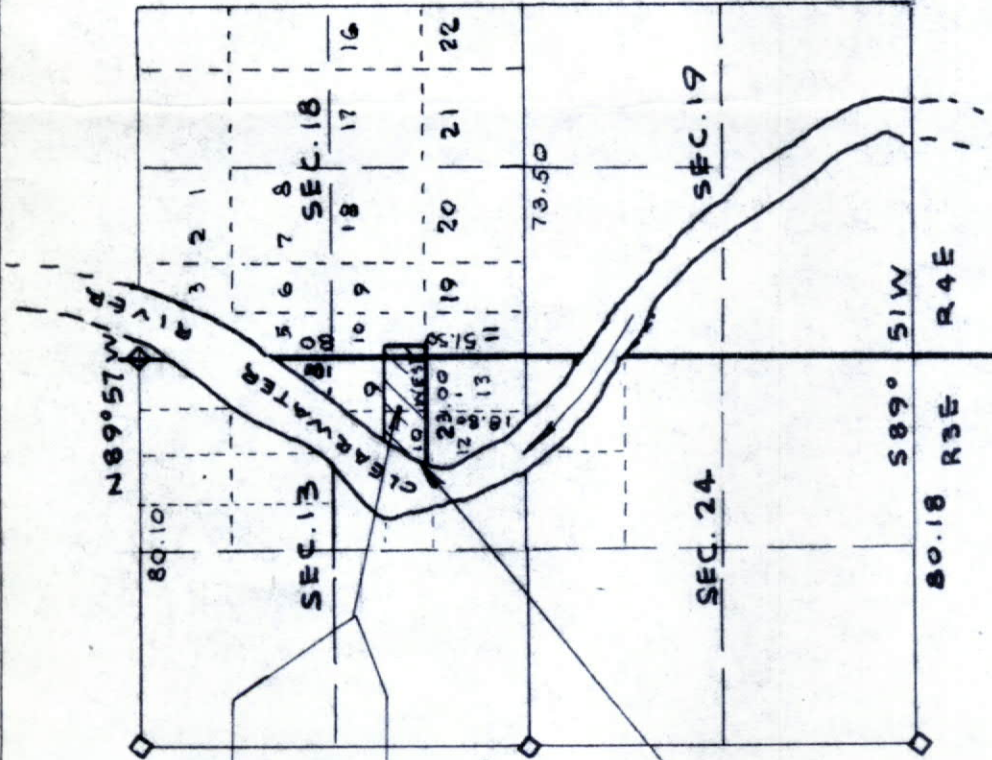
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LOCATION



IDAHO COUNTY, IDAHO

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RECEIVED

APR 18 1968

Department of Reclamation

75-7003

RECEIVED
JUL 12

Department of Reclamation

AFFIDAVIT OF PUBLICATION

**NOTICE OF APPLICATION
FOR WATER**

Notice is hereby given that Jon-
ney Nickel and Robert Christopher-
son, Kamiah, Idaho has on May 1,
1968 applied for permit to divert 50
cubic feet per second of water from
the Clearwater River, tributary of
the Snake River under application
No. 85-7003. Water will be diverted
by a pump and motor within the
Lot 10 (S1/4), sec. 13, T. 33 N, R.
3 E, B.M., Idaho County and is
to be used from May 1 to October
15 for irrigation in the NE1/4, sec.
13, T. 33 N, R. 3 E, B.M. and
the NW1/4, sec. 13, T. 33 N, R.
4 E, B.M.

Any protest against this applica-
tion must be filed with the Depart-
ment of Reclamation within ten days
from the last date of publication of
this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Idaho County Free
Press, Grangeville, Idaho, on July 4
and July 11. Jy4-11

..... Gary D. Cash 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 **two** weeks,
being published **two** times, the first publication being
on the **4th** day of **July**, 196**8**,
and the last publication on the **11th** day of
July, 196**8**; 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.

Gary D. Cash

Subscribed and sworn to before me this **11th** day
of **July**, 196**8**.

Richard C. Hatch, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

85-7003

May 26, 1978

Dennis Albers
Box 314
Grangeville, Id 83530

Dear Dennis,

Enclosed is an assignment form which can be used to transfer a portion or all of water permit no. 84-7041 to Charles and Alta Gargatto. We have no procedure to transfer a licensed right. I understand that this is because a permit is personal property and a license is real property.

There are two applications for a permit also enclosed as your requested.

Sincerely,

KENNETH KNOBLOCK
Senior Water Resource Agent

KK:ab

Enclosure

POOR QUALITY ORIGINAL
MICROFILMED

19-51

DOON CARR

38.5 D425

JOHN NICKLE

12.2

D 195

C. LAGE

D 350
MANDELL
CO

D 370

WAYMOUTH
KIRBY

A 80 2-3

D 229

WAYNER
WAYNER

85-7003

1933

16 - 6



C 132 1-2
T. E. ROBINSON

MELVIN
MAJOR

C 295
PAUL
BAERLOGHER

C 289 1-3
WILLARD
ROSENAU

C 208
HENRY SCHAEFER

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

84-7036

License of Water Right No. ~~85-7003~~ Priority May 1, 1968 Amount 0.50 cfs

THIS IS TO CERTIFY, that Johnnie Nickel & Robert Christopherson
of Kamiah, Idaho, have, ~~xxx~~ complied with the terms and conditions of Permit
No. 85-7003 issued pursuant to Application for Permit dated May 1, 1968,
and has submitted proof to the Department of Water Administration on July 16, 1969
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.51 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Clearwater River
tributary of the Snake River, is hereby confirmed in the following amounts:

Amount 0.50 cfs for Irrigation from May 1 to Oct. 15 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 0.50 cfs of water be diverted at
any one time, said waters to be diverted within ~~xxx~~ Lot # 10 of Sec. 13,

Twp. 33 N, Rge. 3 E, B.M.

in the county of Idaho; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 77 acre feet per year or
3.0 acre feet per acre.

Description and location of place of use:

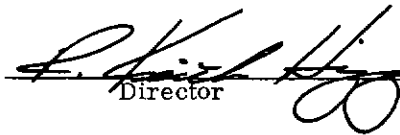
TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
33 N	3 E	13													23.5				23.5
33 N	4 E	18										2.1							2.1

Total number of acres irrigated 25.6

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

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 10 day of
September, 19 73.


Director

85 7003

Identification No. 85-7003
Application No. 42483

STATE OF IDAHO
LICENSE ISSUED FOR 0.50 SEC. FT. DEPARTMENT OF RECLAMATION
I S P
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant JONNEY NICKEL & ROBERT CHRISTOPHERSON
post office address KAMIAH, IDA.
2. Source of water supply CLEARWATER RIVER which is a tributary of SNAKE RIVER
3. a. Location of point of diversion is S $\frac{1}{2}$ ~~W~~ of Lot 10 ~~W~~ of Section 13 Township 33 N
Range 3 E B.M. Idaho County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M.
4. Quantity to be appropriated:
a. 0.50 cubic feet per second and/or
b. _____ acre feet per annum will be stored.
5. Water will be used for the following purposes:
Agricultural irrigation purpose from May 1 to October 15 (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. South 3960 West 1520 feet
Distant from the Northeast corner of section 13 T 33
R- 3 E B.m. + is in the Lot 10 of Section
13-T33 R- 3 E B.m. County of Idaho
25 HP MOTOR - PUMP
b. Height of storage dam _____ feet; active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet; materials used in storage dam: _____

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 ~~2~~ years.
b. Estimated construction cost is \$ 4500.00.
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: _____ hp 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: _____

85-7003

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	
33 N	3 E	13													23.5				23.5
33 N	4 E	18										2.1							2.1

Total number of acres to be irrigated 25.6

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

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

b. Who owns the land to be irrigated or place of use JAMES, Nickel & Robert Christopherson

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 Water is to be used for an agricultural sprinkling system

A blank sheet of graph paper featuring a uniform grid of small squares. The grid consists of 20 columns and 20 rows, creating a total of 400 square units. The lines are thin and black, set against a white background. There are no margins, text, or other markings on the page.

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.

Johnny Field Robert Thompson
(Applicant)

95-7003

Received by ef Date 5-1-68 Time 8:00 am
Preliminary check by Debra Fee \$ 10.00
Receipted by ef Date 5-2-68
Publication prepared by KS Date 10-28-68
Published in Idaho City Free Press
Publication dates 7-4 & 11-68
Publication approved KS Date 7-3-68
Priority reduced to _____ Reason _____

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by CS

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 85-7003, 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 September 1, 19 69.
- c. Other: The applicant shall permanently install a measuring device of a type approved by the department as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 20th day of August, 19 68.

R. Keith Higgins
State Reclamation Engineer

Permit No. _____

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

JUL 16 1969

Department of Reclamation

- ms

95-7003

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Not applicable

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

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	3 E	13													23.5				23.5
33N	4 E	18									2.1								2.1

Total number of acres irrigated 25.6

10. Remarks:

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

July 14, 1969
(Date)

Jahnnie Nickel
(Signature)

State of Idaho)
County of Lewis) ss.

On this 14th day of July, 1969, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.



My commission expires 2/25/73

[Signature]
Notary Public residing at Nezperce

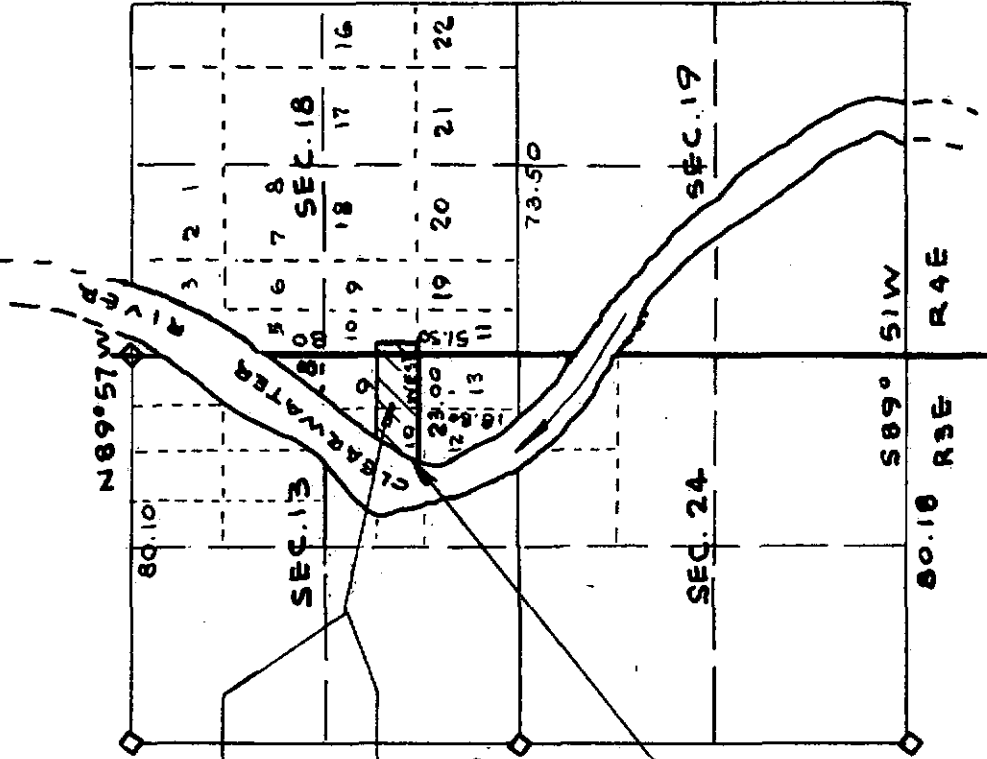
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KAMIAH, IDAHO

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B.M.

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FEET OF THE SOUTH
682 FEET OF LOT 10,
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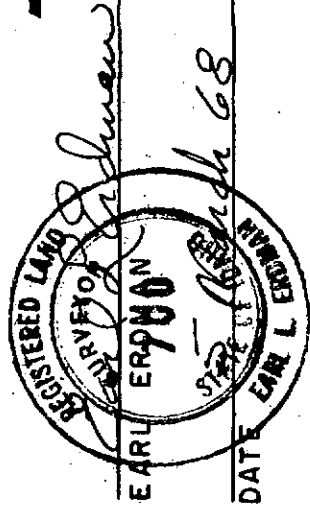
PUMP STATION
LOCATION



IDAHO COUNTY, IDAHO

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I, EARL ERDMAN OF GRANGEVILLE, IDAHO, A LAND SURVEYOR LICENSED TO PRACTICE IN THE STATE OF IDAHO, DO HEREBY CERTIFY THAT THIS MAP WAS MADE FROM NOTES TAKEN DURING AN ACTUAL SURVEY MADE BY ME IN APRIL OF 1965, AND THAT THE PROPOSED PUMPING STATION IS LOCATED ON RIVER FRONTAGE ADJACENT TO LOT 10, T33N, R3E, B.M. AND THAT I HAVE COMPUTED THE AREAS AS SHOWN.



83-7003

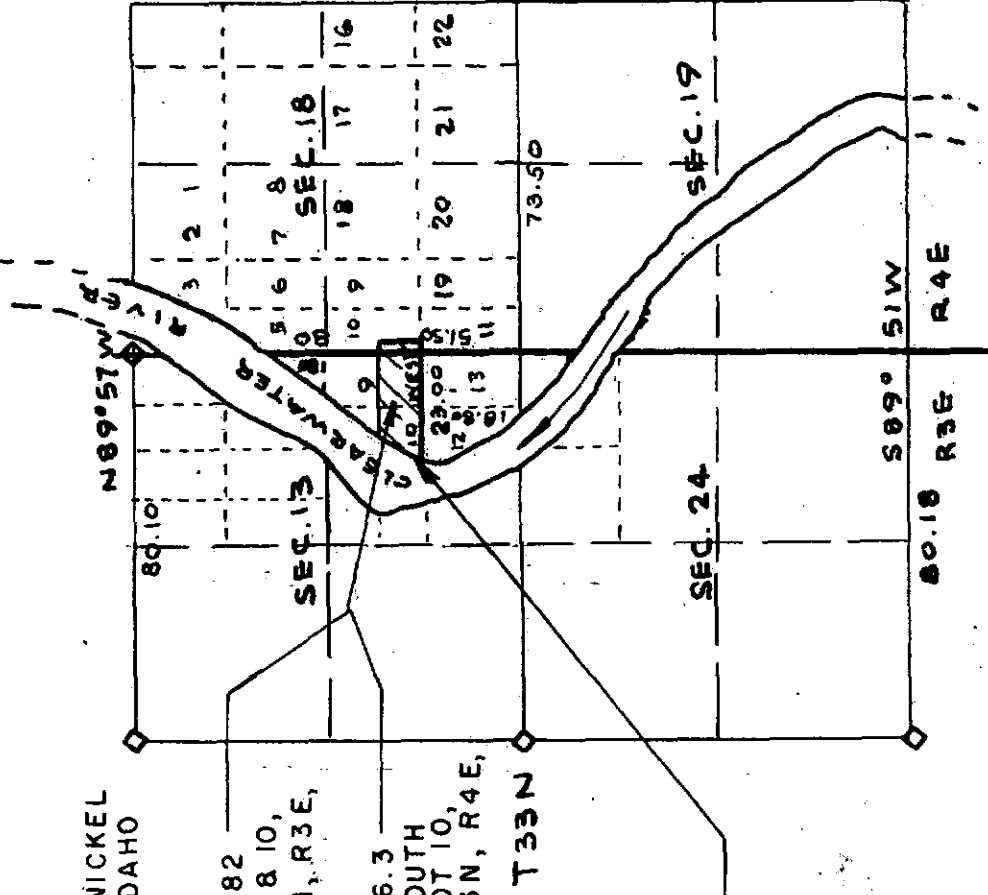
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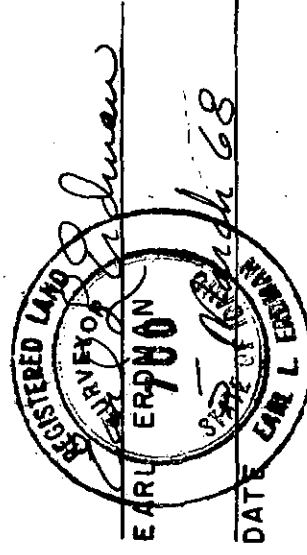
PUMP
STATION
LOCATION



IDAHO COUNTY, IDAHO

CERTIFICATE OF ENGINEER

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SURVEYOR LICENSED TO PRACTICE IN THE STATE OF
IDAHO, DO HEREBY CERTIFY THAT THIS MAP WAS
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MADE BY ME IN APRIL OF 1965, AND THAT THE PRO-
POSED PUMPING STATION IS LOCATED ON RIVER
FRONTAGE ADJACENT TO LOT 10, T33N, R3E, B.M.
AND THAT I HAVE COMPUTED THE AREAS AS SHOWN.



RECEIVED

APR 18 1968

Department of Reclamation

75-7203

RECEIVED
JUL 15 1968

Department of Reclamation

AFFIDAVIT OF PUBLICATION

..... Gary D. Cash 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 two weeks,
being published two times, the first publication being
on the 4th day of July, 1968,
and the last publication on the 11th day of
July, 1968; 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.

Gary D. Cash

Subscribed and sworn to before me this 11th day
of July, 1968.

Richard C Hatch, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Jon-
ney Nickel and Robert Christopher-
son, Kamiah, Idaho filed on May 1,
1968 applied for permit to divert 50
cubic feet per second of water from
the Clearwater River, tributary of
the Shuswap River under application
No. 85-203. Water will be diverted
by a pump and motor within the
Lot 10 (SW 1/4), sec. 18, T. 33 N., R.
3 E., B.M., Idaho County and is
to be used from May 1 to October
15 for irrigation in the NE 1/4 SE 1/4,
sec. 18, T. 33 N., R. 3 E., B.M. and
the NW 1/4 sec. 18, T. 33 N., R.
4 E., B.M.

Any protest against this applica-
tion must be filed with the Depart-
ment of Reclamation within ten days
from the last date of publication of
this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Idaho County Free
Press, Grangeville, Idaho, on July 4
and July 11. Jy4-11

IDAHO COUNTY
CLERK
JUL 15 1968

85-7003

ALL KINDS
OF
COMMERCIAL
PRINTING
Letterpress and Offset

USE FREE PRESS
CLASSIFIED ADS
"They Get Results!"

TELEPHONES:
983-1070 or 983-1071
"Prompt Service!"

STATEMENT

IDAHO COUNTY FREE PRESS

County Seat Newspaper of Idaho County — Founded June 18, 1886
E. Q. and J. L. OLMSTED

PRINTERS and PUBLISHERS

Grangeville, Idaho July 11, 1968

State of Idaho
Dept. of Reclamation
107 State House
Boise, Idaho 83701

DATE	INVOICE NO. / ITEMS	AMOUNT
------	---------------------	--------

July 4-11 28 lines, 2 times--Not. Applic.--Jonney Nickel & Robt. Christopherson
\$ 7.00

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of same has been paid.

IDAHO COUNTY FREE PRESS

BY Gary D. Cash
Gary D. Cash, Office Mgr.

85-7003

WATER RIGHT NUMBER 84-7036 ✓

OWNER LAST NAME - CHRISTOPHERSON ✓

OWNER LAST NAME - NICKEL ✓

ADDRESS LINE 1 -

ADDRESS LINE 3 -

SOURCE - CLEARWATER RIVER ✓

STAGE - LICENSE ✓ STATUS -

TOTAL DIV. VOLUME - ✓ 77.00 AFA TRFR/AMEND -

DIVERSION POINT - NESE 13/33N/03E LOT 10 REDIV -

FROM - 05-01 TO - 10-15 USE - IRRIGATION

USE - IRRIGATION

USE - IRRIGATION

DECREE NAME -

REMARKS - AC. IRR.=25.6. ✓

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PROOF MADE - FLD EXAM - COND. OF APPROVAL - 01

DIVERSION MEANS -

FIRST NAME - ROBERT ✓

FIRST NAME - JOHNNIE ✓

ORIG OWNER -

ORIG OWNER -

ADDRESS LINE 2 -

CITY - KAMIAH ✓

STATE - ID ZIP CODE -

TRIBUTARY OF - SNAKE RIVER ✓

PRIORITY - 05-01-1968 ✓ COUNTY - IDAHO ✓

TOTAL DIV. RATE - ✓.5000 CFS

WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -

272.0 48.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 69.8

USE DIV. RATE - ✓.5000 CFS USE DIV. VOLUME -

✓77.00 AFA

PLACE OF USE - TWN 33N/RNG 03E SEC 13 TRACT NESE LOT AC 24

PLACE OF USE - TWN 33N/RNG 04E SEC 18 TRACT NWSW LOT AC 02

DATE -

TOTAL ACRES

26 ✓

VERIFIED JHA

4/19/85

PROTESTED -

HEARING -

OLD NO. -

DENNIS L. ALBERS
ATTORNEY AT LAW
P. O. BOX 314
GRANGEVILLE, IDAHO 83530

KAMIAH OFFICE
BOX 185 — 311 MAIN
PHONE (208) 935-2161

May 15, 1978

GRANGEVILLE OFFICE
204 W. NORTH
PHONE (208) 983-2310

Mr. Ken Knoblock
Senior Water Resource Agent
Department of Water Resources
Suite #1 - 405 Government Way
Coeur d'Alene, Idaho 83814

Dear Ken:

Previously I talked with you in relation to water permits #84-7036 and #84-7041, wherein Johnny Nickel and Robert Christopherson had a water right for property they rented from Charles and Alta Gargatto. The Gargattos now have their own use of the property and we are asking the original licensees to transfer that on your Assignment of Permit forms.

However, once the right to the water has been changed, then it will be necessary for the Gargattos to change the point of diversion for their right to put it exclusively on their own property. Could you please send me whatever forms are necessary for a change of this type, assuming that the original permittees will sign the Assignment. Then, if you would make the assumption that they will not agree to sign the Assignment, could you please send me the appropriate forms for the Gargattos in the event they must start anew.

Thank you.

Sincerely,

Dennis L. Albers
DENNIS L. ALBERS

DLA:jee

cc/ Charles Gargatto

RECEIVED

MAY 16 1978

Department of Water Resources
Northern District Office

MICROFILMED

May 25, 1973

Donna Allen
Box 311
Grangeville, Id 83530

Dear Donna:

Enclosed is an assignment form which can be used to transfer a portion or all of water permit no. 51-7041 to Charles and Alta Gargatto. We have no procedure to transfer a licensed right. I understand that this is because a permit is personal property and a license is real property.

There are two applications for a permit also enclosed as your requested..

Sincerely,

KENNETH KNOBLOCK
Senior Water Resource Agent

KK:ab

Enclosure.

POOR QUALITY ORIGINAL

MICROFILMED

ACI

ION

X DIVERSION POINT - 13 33N 03E LOT 10

L DIVERSION POINT - NESE 13 33N 03E LOT 10

ACT
ION

N OWNER LAST NAME - CHRISTOPHERSON

FIRST NAME - ROBERT

N OWNER LAST NAME - NICKEL

FIRST NAME - JOHNNIE

N CITY - KAMIAH STATE - ID

N SOURCE - CLEARWATER RIVER

TRIBUTARY OF - SNAKE RIVER

N STAGE - LICENSE

PRIORITY - 05-01-1968

COUNTY - IDAHO

TOTAL DIV. RATE -

.5000CFS

N TOTAL DIV. VOLUME - 77.00 AFA

N DIVERSION POINT - 13 33N 03E LOT 10

N FROM - 05-01 TO - 10-15 USE - IRRIGATION

USE DIV. RATE -

.5000CFS

USE DIV. VOLUME -

77.00 AFA

N USE - IRRIGATION

PLACE OF USE - TWN 33N RNG 03E SEC 13 TRACT NESE

AC 24

N USE - IRRIGATION

PLACE OF USE - TWN 33N RNG 04E SEC 18 TRACT NWSW

AC 02

N REMARKS - AC. IRR.=25.6.

N
N
N

COND. OF APPRVL - 01

IDENT. NO. 84-7036

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 84-7036
Old No. New No.

Record

1. Original Owner: Johnnie Nickel & Robert Christopherson

Present Owner: _____

2. Address:

3. City: Hamiah State: Id Zip: _____4. A. Source of Water: Clearwater RiverB. Tributary of: Snake River5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 5-1-1968D. County: 49E. Total Diversion Rate: .5F. Total Diversion Volume: 77

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion		<u>13</u>	<u>33N</u>	<u>3E</u>	<u>10</u>	

7. Period of Use, Use, Diversion Rate/Volume:

from 5-1 to 10-15 for A purposes. Amount .5/77
(cfs or AC-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: *A*

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	3E	13													24				
	4E	18									2								

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. *dc. irr. = 25.6.*
 B.
 C.
 D.
 E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: *OL*

14. Diversion Means (brief narrative):

September 11, 1973

Re: Permit No. 85-7003

Johnnie Nickel & Robert Christopherson
Kamiah,
Idaho 83536

Gentlemen:

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

Pursuant to our phone conversation of September 4, 1973, you will find enclosed an application for permit form along with a set of instructions. If we can be of assistance at any time, please do not hesitate to contact us.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR/bjg

Encl: copy of license
Application form with instructions

85 7003

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

August 21, 1973

Johnnie Nickel & Robert Christopherson
Kamiah, Idaho 83536

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 85-7003 and has found the following:

Quantity of water diverted: 0.51 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.50 cfs

The maximum quantity diverted shall not exceed 77 acre feet per year.

Beneficial use: Irrigation of 25.6 acres within the NE1/4SE1/4, (23.5) Sec. 13, Twp. 33 N, Rge. 3 E, B.M.; NW1/4SW1/4 (2.1) Sec. 18, Twp. 33 N, Rge. 4 E, B.M.

Point of diversion: Lot #10 of Sec. 13, Twp. 33 N, Rge. 3 E, B.M. Source: Clearwater River

Priority date established: May 1, 1968

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

You should be aware that any surface water development after May 20, 1971 must be by means of a valid permit. Our field report indicates that you are also irrigating 12.2 acres in the SE1/4SE1/4 of Sec. 13. Please review the matter and if you do not have another permit to cover this additional acreage, please file an application for permit or claim to a water right before the next irrigation season. If you have any questions, it may be more convenient for you to contact our Northern District Office at 401 Front Ave., Room 209, Coeur d'Alene, Idaho.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

85 7003

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 85-7003

WE 5 0076

WE 5-2912

REPORT ON PROOF OF Jonney Nickel & Robert Christopherson

85 7003



Q measured	50 cfd
Q recommended	50 cfd
Volume	$30 \times 25.6 = 768 \text{ gpm}$
Acreage	
Found	37.8
recommended	25.6
iv.	
Ordinments	
☐ None	
☐ P.D.	
☐ Place of use	
☐	

19.51

DCN CARR

JOHN NICKEL

C. LAGE

MANDELL
CO

WAMOUTH
KIRBY

D229

WAMOUTH
KIRBY

85-7013

C 132 12
F 00012501

MELVIN
MAJOR

C 295
PAUL
BAERLOCHER

C 289 1-3
WILLARD
ROSENAU

C 208
HENRY SCHAEFER

85-7003

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. 85-7003

This proof is for 0.50 cfs

In Water District No.

1. Name of applicant. Jonney Nickel & Robert Christopherson, Kamiah, Idaho

2. Source of water supply: Clearwater River

3. Location of point of diversion: Is in the S $\frac{1}{2}$, Lot 10 of Section XXXX 13
T. 33 N R. 3 E County of Idaho

4. Describe works as they exist, giving dimensions and capacities of same:

PERMIT - 25 HP motor, pump, sprinklers

32 sprinklers 1/2 inch main line

PROOF - electric powered water pump, no diversion structure, 6" pipe.

25 HP motor Century Mod. SC 28 5UCZ-FCA
and mod. 25 GM3T/C Jacuzzi pump set # 20188
700' of main line 1/2 is 6" from pump then to 4" w/ 3" lateral

5. Water is used for: agricultural irrigation

average pressure 50 psi

6. State whether or not water has been turned into works of diversion:

yes, 65 to 100 on line

in operation

3/16/32 100 psi at 50 psi = .51 cfs

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

33 N, 3 E, Sec. 13 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 23.5 acres

33 N, 4 E, Sec. 18 NW $\frac{1}{4}$ SW $\frac{1}{4}$ 2.1 acres

TOTAL - 25.6 acres

~~18.9~~ acres in

33 N 3 E Sec 13

12.2 need new application or claim
37.8 Total under in.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: System in operation at time of exam
owner at time was preparing to replace main line
which had broken and losing water back into river
did not measure sprinkler head pressure of pump 110 psi may
100 of exam obtained irrigation later for pump pressure
kept by Mr. Nickel, present at time

This examination was made on the

20

day of

July

1972

(Signed)

Examiner

85 7003

DATE 5/13/71 EXAMINATION RECORDS
No one home and not irrigating
by: TE
by:
by:
by:
by:

5/12/71
No one home and
Not irrigating
R

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

Permit No. 85-7003

Examination for b/u - Jonney Nickel & Robert Christopherson

County Idaho

Quantity: 0.50 cfs Sec. 13 T. 33N. R. 3 E

Source: Clearwater River

P.D.: S $\frac{1}{2}$, Lot 10

Use: irrigation

~~Extension:~~

~~Protest:~~

~~Completion of Work:~~

~~Other Rights:~~

Filed: 5-1-68 Made: 7-16-69
Due: 9-1-69 Priority: 5-1-68

Dug: B. B.
And

85 7003

August 22, 1969

Re: Permit No. 85-7003

Johnnie Nickel
Kamiah,
Idaho

Dear Mr. Nickel:

We acknowledge receipt of your affidavit submitted as proof of beneficial use on ~~application for~~ permit 85-7003.

Before a license can be issued a field examination must be made by a representative from this department.

We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than you should be contacted by the examiner, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

85-7003

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

21136

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

7-3-69

PS-7003

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

c55-10-71548-10

Apr. 1967

POD Form 3811

INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moistener gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

POSTMARK OF
DELIVERING OFFICE

KAMIAH, ID

JUL

3

1969

AM

RETURN
TO

NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

Annex # 2 Statehouse

POST OFFICE, STATE, AND ZIP CODE Boise, Idaho 83707

NAME AND
ADDRESS
OF SENDER

Dep't. of Reclamation

Indicate type of mail:

☐ REGISTERED ☐ REGISTERED C.O.D.

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST OFFICE ADDRESS	POSTAGE	FEE	R. R. FEE	REST. DEL. FEE	ACTUAL VALUE	SURCHARGE	REMARKS
1	21135 Mrs. Charles W. Winters, Post Falls, Idaho	12	30	10				32053
2								
3	21136 James W. Winters + Robert Christ -							85-422
4	aphedon, Kamiah, Idaho							
5								
6								
7								
8								
9								
10								
11								
12								
13								
14								
15								
16								
17								
18								
19								
20								

*Show under "Remarks" class postage paid if other than first or if international.

APPLICATION FOR REGISTRATION OR CERTIFICATION

(Surcharges are not required on international registered mail)

049-16-8702-14 U. S. GOVERNMENT PRINTING OFFICE

U. S. GOVERNMENT PRINTING OFFICE.

85-7023

July 1, 1969

Re: Permit No. 85-7003

Re:

Jonney Nickel and Robert Christepherson
Kamiah, Idaho

Gentlemen:

One of the conditions of the approval of your permit
85-7003 was that proof of application of the water to
beneficial use be submitted to this office on or before
September 1, 1969.

Enclosed is an affidavit form which must be used to submit
this proof. You may request an extension of time provided the
delay is for reasonable cause as indicated in Section 42-204, ICA.

Either the proof or a request for extension must be received
by this department on or before the above mentioned date, otherwise
the permit will lapse and be of no further force or effect.

R. Keith Higginson

State Reclamation Engineer

RKH:tg

Enclosure: Proof form

85-7003

August 22, 1968

Re: Permit No. 85-7003

Jonney Nickel & Robert Christopherson
Kamiah,
Idaho 83536

Dear Sirs:

We enclose a copy of your approved application for permit 85-7003
in which we direct your attention to the limitations and conditions as given
on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures: Copy of application
Receipt No. 831 for \$10.00

85-7003

June 28, 1968

Re: Application No. 85-7003
Jonney Nickel and Robert Christopherson

Application No. 84-7001
LeRoy Swinehart

Idaho County Free Press
P. O. Box 267
Grangeville, Idaho 83530

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you can not publish the notice on the proposed dates please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation, along with the publication bill. In order to receive payment, the following certification must appear on the bill:

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of same has been paid.

(Do not sign letter)

Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: Legal Notice

85-7003

**NOTICE OF APPLICATION
FOR WATER**

Notice is hereby given that ~~Jo~~
~~ney Nickel and Robert Christopher~~
~~son, Kamiah, Idaho~~ has on May 1,
1968 applied for permit to divert ~~50~~
cubic feet per second of water from
the Clearwater River, tributary of
the Snake River under application
No. 85-2003. Water will be diverted
by a pump and motor within the
Lot 10 (SW 1/4), sec. 13, T. 33 N. R.
3 E. B.M., Idaho County and is
to be used from May 1 to October
15 for irrigation in the NE 1/4 SW 1/4,
sec. 13, T. 33 N. R. 3 E. B.M. and
the NW 1/4 SW 1/4, sec. 13, T. 33 N. R.
4 E. B.M.

Any protest against this applica-
tion must be filed with the Depart-
ment of Reclamation within ten days
from the last date of publication of
this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Idaho County Free
Press, Grangeville, Idaho, on July 4
and July 11. Jy4-11

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Jonney Nickel and Robert Christopherson,
Kamiah, Idaho has on May 1, 1968
applied for permit to divert ~~store~~ 50 cubic feet per second ~~acre feet~~
of water from the Clearwater River, tributary of the Snake River
under application No. 85-7003. Water will be diverted by a pump
and motor within the $\frac{1}{2}$ Lot 10 (S $\frac{1}{2}$), sec. 13,
T. 33 N, R. 3 E, B.M., Idaho County
and is to be used from May 1 to October 15 for irrigation
in ~~the NE $\frac{1}{4}$ SE $\frac{1}{4}$, sec. 13, T. 33 N, R. 3 E, B.M. and the NW $\frac{1}{4}$ SW $\frac{1}{4}$, sec.~~
18, T. 33 N, R. 4 E, B.M.

Any protest against this application must be filed with the Department of
Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Idaho County Free Press, Grangeville, Idaho,
on July 4 and July 11.

85-7003

df

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

June 5, 1968

RECEIVED
JUN 19 1968
Department of Reclamation

Re: Application for Permit No. 85-7003

Johnney Nickel and Robert Christopherson
Kamiah,
Idaho

Gentlemen:

The Department of Reclamation is in receipt of your application to appropriate the public waters of the State of Idaho; however, before final action the department will require that you supply a description of diverting works you intend on using in order to divert the waters of the Clearwater River for your irrigation purposes. This may be by means of headgate, ditch or pumps and motors. Thank you for your assistance in this matter.

Very truly yours,

A handwritten signature in cursive script, reading "Donald W. McEldowney".

Donald W. McEldowney
Appropriation Examiner

DWM:ks

We are using a centrifugal pump with
25 H.P. Motor.

A handwritten signature in cursive script, reading "Johnney Nickel".

85-7003

June 3, 1968

Re: Application for Permit No. 85-7003

Johnney Mickel and Robert Christopherson
Kardiah,
Idaho

Gentlemen:

The Department of Reclamation is in receipt of your application to appropriate the public waters of the State of Idaho; however, before final action the department will require that you supply a description of diverting works you intend on using in order to divert the waters of the Clearwater River for your irrigation purposes. This may be by means of headgate, ditch or pumps and motors. Thank you for your assistance in this matter.

Very truly yours,

Donald W. McElDowney
Appropriation Examiner

DMK:ks

85-7003