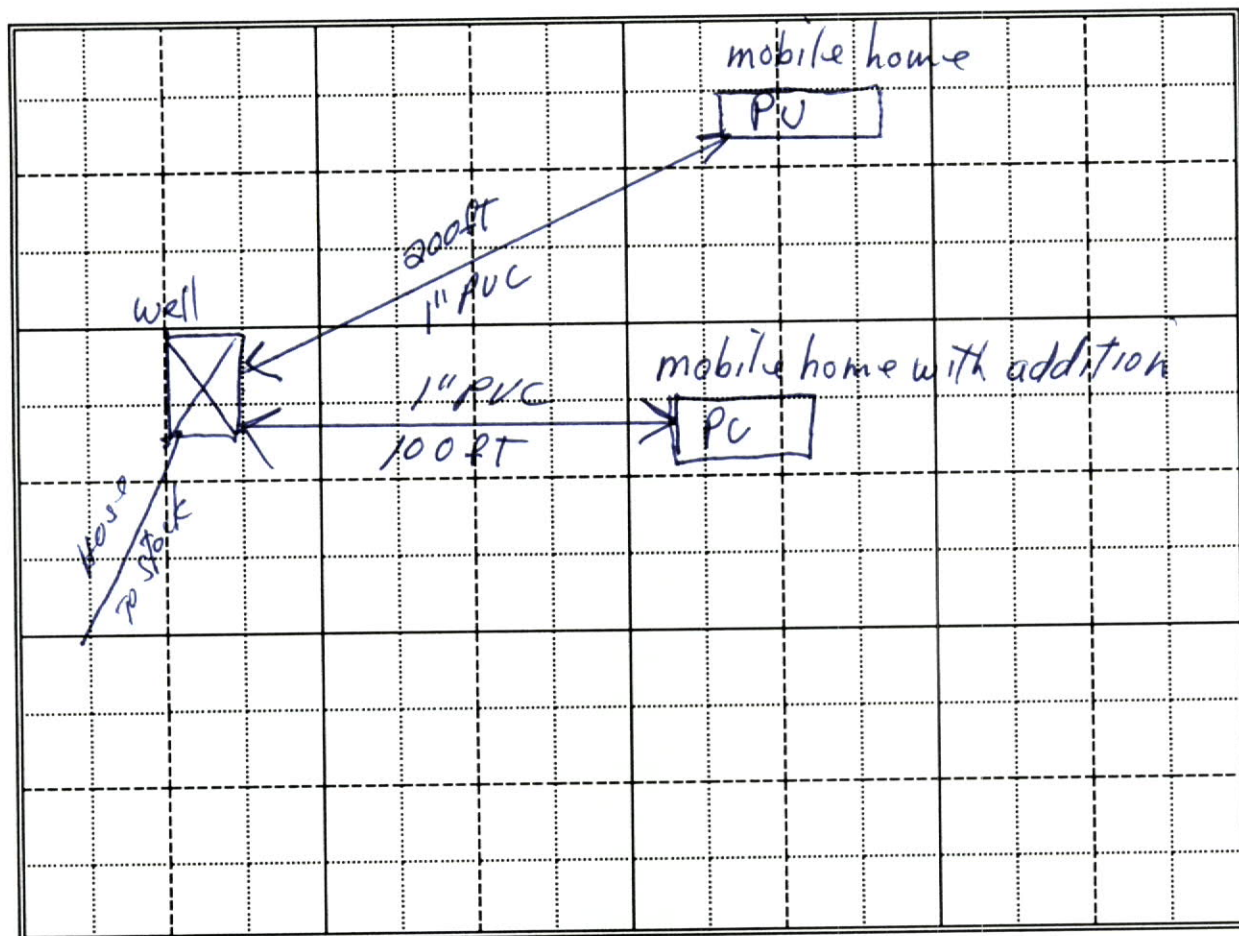


T38N
T37N



DEC 20 1994

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = NTS

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Grundfos	1	8245609	Grundfos	1"

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

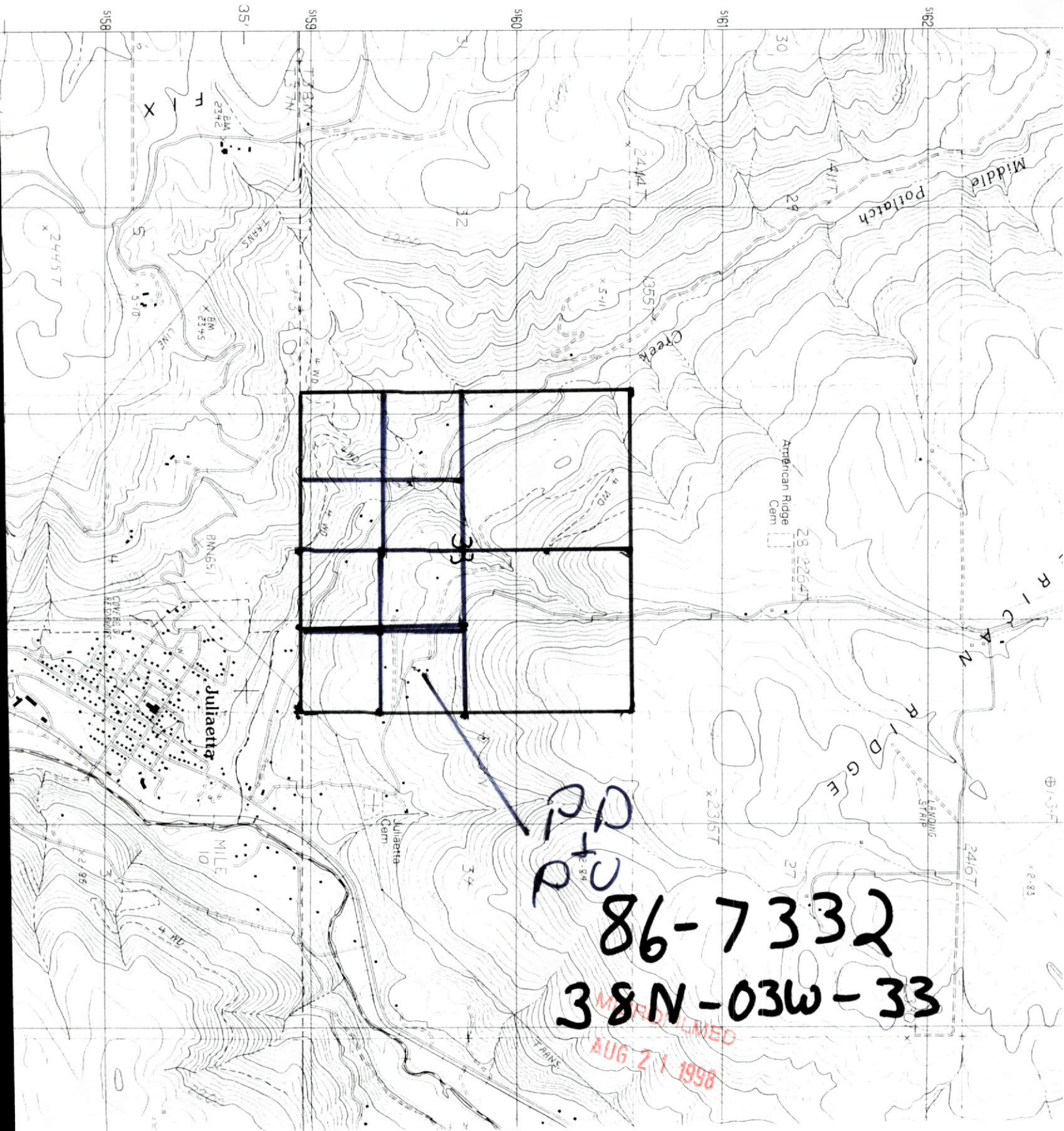
1.

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

2. Measurements:

MICROFILMED

AUG 21 1988



86-7332
38N-03W-33

AUG 21 1998



PJ



PJ



PJ

PROFILMED
AUG 21 1998

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Lorraine Hudson
Legal Clerk

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

That she is the printer of
Moscow-Pullman Daily News, a
newspaper of general circulation,
printed and published daily except
Sunday at Moscow, Latah County,
Idaho, in compliance with Sections
60-106, 60-107, and 60-108 of the
Idaho Code and the amendments
thereto; that the notice of which the
annexed is a full, true and correct
printed copy was published in the
regular and entire issues of said
newspaper and not in a supplement
thereto, upon the following dates:

Sept 1, 8, 1994

the same being the dates designated
for the publication of said notice.

Lorraine Hudson

On this 9 day of Sept
in the year of 1994, before me, a Notary

Public, personally appeared _____

Lorraine Hudson

known or identified to me to be the person whose
name subscribed to the within instrument, and
being by me first duly sworn, declared that the
statements therein are true, and acknowledged to
me that he executed the same.

Ann Marie Hall
Notary Public for Idaho

Residing at Moscow, Idaho

My commission expires: 5/11/98

NOTICE OF APPLICATION FOR WATER RIGHT

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

86-07332

HOLMES, ARTHUR LEE
HOLMES, LESTER P
1220 AMERICAN RIDGE ROAD
KENDRICK, ID 83537
Source: GROUNDWATER
Diversion Pt: NESW Sec 33 T
38N R 03W in LATAH County.
Use: IRRIGATION (.020 CFS)
STOCKWATER (.020 CFS)
DOMESTIC (.040
CFS)

Total Diversion: (.080 CFS)
Date Filed: 7/15/1994

In: LATAH County
T38N R03W S33 NESW
1.0 ACRES TOTAL

87-07177

BURNS, J LUCIAN
NW 460 HARRISON
PULLMAN, WA 99163
Source: POND Tributary: FOUR
MILE CREEK
Diversion Pt: NWSE Sec 5 T 40N
R 05W in LATAH County.
Use: RECREATION STORAGE
(.70 AF)

Total Diversion: (.070 AF)
Date Filed: 8/10/1994

In: LATAH County
T40N R05W S05 NWSE

87-07178

WILSON, MONTE D.
305 SCHMEIZER LANE
BOISE, ID 83706
Source: UNNAMED STREAM

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SEP 12 1994

NORTHERN REGION
IDWR

Tributary: PALOUSE RIVER
Diversion Pt: NENESE Sec 7 T 41N
R 04W in LATAH County.
Use: WILDLIFE STORAGE (5.00
AF)

Total Diversion: (5.00 AF)

Date Filed: 8/15/1994

In: LATAH County
T41N R04W S07 NESE

87-07179

HAMBURG, BERNIE
HC01 BOX 33
HARVARD, ID 83843
Source: GROUNDWATER
Diversion Pt: NENE Sec 3 T 41N
R 03W in LATAH County.

Use: IRRIGATION (.130 CFS)

COMMERCIAL (.170 CFS)

DOMESTIC (.040 CFS)

Total Diversion: (.170 CFS)

Date Filed: 8/16/1994

In: LATAH County
T41N R03W S03 NENE
6.5 ACRES TOTAL

For additional information con-
cerning the property location, call
the Northern Regional Office at
(208) 769-1450.

The permit(s) will be subject to
all prior water rights. Protests must
be filed with the applicant and with
the Director, Dept. of Water
Resources, Northern Region, 1910
Northwest Blvd., Suite 210, Coeur
d'Alene, Idaho 83814, together with
a protest fee of \$25.00 on or before
SEPTEMBER 19, 1994.

R. KEITH HIGGINSON,
Director

September 1, 8, 1994

DEC 20 1994

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 86-07332

Priority: July 15, 1994

Maximum Diversion Rate:
Maximum Diversion Volume:

0.02 CFS
2.5 AF

This is to certify, that LESTER P HOLMES
ARTHUR LEE HOLMES

1220 AMERICAN RIDGE RD
KENDRICK ID 83537

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 15, 1994; and has submitted Proof of Beneficial Use on October 6, 1997. An examination indicates that the works have a diversion capacity of 0.020 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.01 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	2.4 AF
	Totals	0.02 CFS	2.5 AF

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 33, Township 38N, Range 03W
LATAH County

PLACE OF USE: STOCKWATER

TWN RGE SEC

38N 03W 33 NESE

PLACE OF USE:

DOMESTIC, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

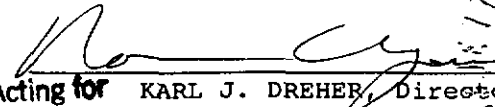
1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 2 homes.

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AUG 21 1998

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 86-07332

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 29th
day of June, 1998.


Acting for KARL J. DREHER, Director

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AUG 21 1998

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JUN 26 1998

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 86-07332

Date of Priority: July 15, 1994

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

2.5 AF

Comes now

LESTER P HOLMES

ARTHUR LEE HOLMES

1220 AMERICAN RIDGE RD

KENDRICK ID 83537

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. 86-07332, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.01 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	2.4 AF
	Totals	0.02 CFS	2.5 AF

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 33, Township 38N, Range 03W
LATAH County

PLACE OF USE: STOCKWATER

TWN RGE SEC

38N 03W 33

NESE

PLACE OF USE:

DOMESTIC, same as STOCKWATER use

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 Lester P. Holmes this 26th day of June, 1998.

(Signature) MICROFILMED

AUG 21 1998

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 86-07332

FOR DEPARTMENT USE ONLY

Preliminary check by SUK Fee = 5000 Received by HS # 0042625 Date 6/26/98

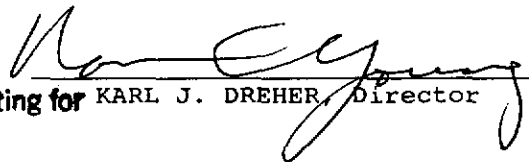
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 86-07332 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 2 homes.

Witness my hand this 29TH day of June, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED

AUG 21 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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OCT 06 1997

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 86-07332 Telephone No. 208-276-4151
2. Name(s) of Permit Holder(s): Lester P. Holmes
Arthur Lee Holmes
3. Mailing Address: 1220 American Ridge Rd - Kendrick, Id 83531
4. Source of Water: ground water if GROUNDWATER (well), Date Drilled: mo. 7/15 yr. 94
- a. Well Driller: Burns Drilling Drilling Permit Number: 86-94-N-19
- b. OPTIONAL:
Pump Horsepower: 1HP Pressure (psi): 60 Dynamic pumping level (ft): 235
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 2 Stockwater (No. and type of stock): 3 horses, 3 cows
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.06 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
- | | | | |
|------------------------|--|-----------|---|
| Measuring Device: | Is a measuring device required? | Yes _____ | or No ☒ |
| | Has the measuring device been installed? | Yes _____ | or No ☒ |
| Flow Measurement Port: | Is a flow measurement port required? | Yes _____ | or No ☒ |
| | Has the measurement port been installed? | Yes _____ | or No ☒ |
8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: Lester P. Holmes Telephone Number: 208-276-4151
Address: 1220 American Ridge Rd - Kendrick, Id 83531
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Lester P. Holmes Date: 10/14/97
(include your title, if on behalf of company or organization) MICROFILMED

JAN 12 1998

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 86-07332

Proposed Priority: July 15, 1994

Maximum Diversion Rate:

0.06 CFS

This is to certify, that **LESTER P HOLMES**
ARTHUR LEE HOLMES
1220 AMERICAN RIDGE RD
KENDRICK ID 83537

has applied for a permit to appropriate water from: **GROUNDWATER**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.06 CFS

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 33, Township 38N, Range 03W
LATAH County

PLACE OF USE: STOCKWATER

TWN RGE SEC

38N 03W 33

NESW

PLACE OF USE: DOMESTIC, same as STOCKWATER use.

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **December 1, 1997.**
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Stockwater use is for 8 range cattle and 4 horses.
5. Domestic use is for 2 homes.
6. The domestic use authorized under this permit shall not exceed 13,000 gallons per day per dwelling in accordance with Section 42-111, Idaho Code.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

12 day of December, 1994.

RECEIVED
DEC 15 1994

[Signature]
for R. Keith Higginson, Director

RECEIVED

NOV 28 1994

RECEIVED
10/92
OCT 20 1994

Department of Water Resources
STATE OF IDAHO

Ident. No. 86-7332

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of applicant Arthur Lee OR LESTER P. HOLMES Phone 276-4151
Post office address 1220 American Ridge Rd.
Mendocino, Ida 83537
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of NE 1/4 of SW 1/4, Govt. Lot _____
Sec. 33 Township 38N Range 03W B.M. 7. Katak County; additional
points of diversion if any: LOT, Block 4 subdivision LT04
BK in Orchards Home
Addition to Julia et al
4. Water will be used for the following purposes:
Amount 0.20 for IRRIGATION purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.30 for STOCKWATER purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.40 for DOMESTIC 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)
5. Total quantity to be appropriated is (a) 0.90 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. WELL PUMP

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is 8 inches; proposed depth of well is 250 feet.
d. Is ground water with a temperature of greater than 85°F being sought? No
e. If well is already drilled, when? 5/9/94; Drilling firm BURNS Well Drilling (No. 9103)
Well was drilled for (well owner) same as above
Drilling Indeb. No. 86-94-N-0019-000
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
3 Life Time years (minimum 1 year).

MRS HOLMES ASKED US TO REMOVE IRRIGATION USE AS TOTAL DOES NOT EXCEED 1/2 AC

DEC 20 1994

11/21/94

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. 8 cattle And 4 horses
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 2
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
38N	03W	33									D								

Total number of acres to be irrigated _____

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

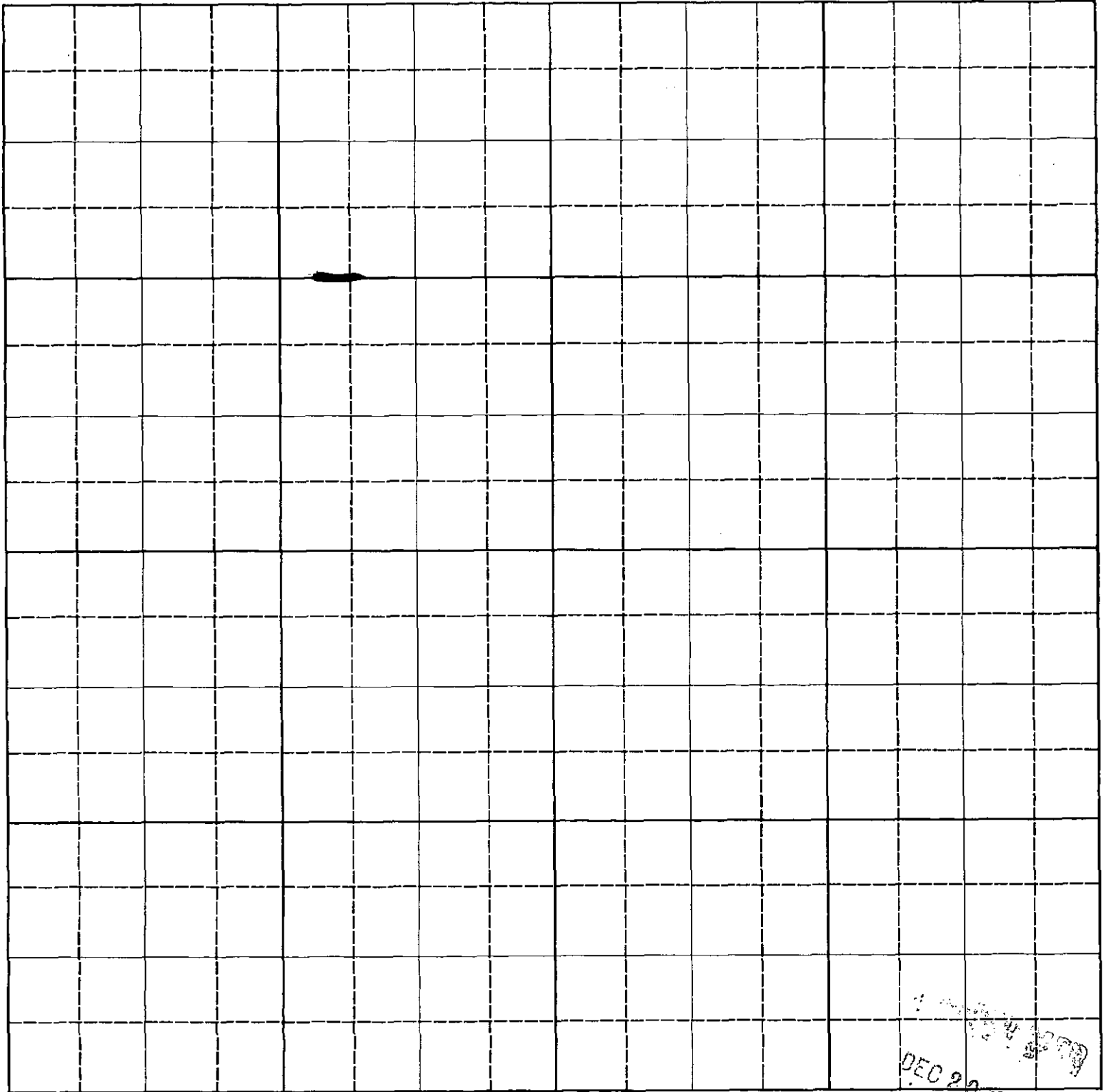
Spring - Registered - Id no. A86-07134 Date 2/4/1988

11. a. Who owns the property at the point of diversion? Arthur Lee or Lester P Holmes
- b. Who owns the land to be irrigated or place of use? " " " "
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

DEC 20 1987

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



Scale: 2 inches equal 1 mile.

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

Anthony Lee Holmes
Anthony L. Holmes
(Applicant)

Received by RLC Date 7/15/94 Time 1:15 pm Preliminary check by [Signature]
Fee \$ 50.00 Received by RLC # N7894 Date 7/15/94
Publication prepared by RLC Date 8/24/94 Published in Idahoian/Daily News
Publication approved [Signature] Date 9/12/94

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

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

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

DEC 20 1994

T38N
T37N



DEC 20 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

June 30, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

LESTER P HOLMES
ARTHUR LEE HOLMES
1220 AMERICAN RIDGE RD
KENDRICK ID 83537

RE: WATER RIGHT NO. 86-07332

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

MICROFILMED

AUG 21 1998

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

MICROFILMED

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

If you have any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

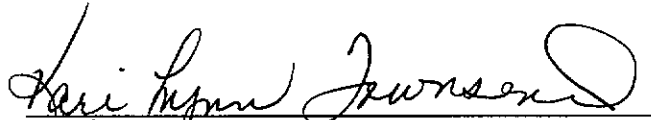
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 30th day of June, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 86-07332

LESTER P HOLMES
ARTHUR LEE HOLMES
1220 AMERICAN RIDGE RD
KENDRICK ID 83537


Kari Lynn Townsend
Secretary

MICROFILMED

AUG 21 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

June 8, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

LESTER P HOLMES
ARTHUR LEE HOLMES
1220 AMERICAN RIDGE RD
KENDRICK ID 83537

RE: WATER RIGHT NO. 86-07332

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms that a water right has been established in compliance with the terms of the permit. The examiner who verified your water use reported that the point(s) of diversion and place(s) of use developed are in locations other than what was described on your permit. Therefore, before a license can be issued, your permit must be amended to depict your water right as it was actually developed.

The enclosed Application for Amendment form depicts the point(s) of diversion and place(s) of use and other information as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208)327-7946.

Sincerely,

A handwritten signature in cursive script that reads 'Shelley W. Keen'.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED
AUG 21 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 86-07332 DATE 6/5/98 REVIEWER: SHARLA

NAME Change/OK
 Address OK
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV Chg ☒ Change (P39/P47) ☐ Add (P45/P42) Feds - P40
 W32 (multiple in 1/4/4)
 W36 (overlap)
 W59 (subd. desc)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____
 PLACE OF USE Chg ☒ Change (P41/P47) ☐ Add (P41/P42) Feds - P43
 W60 (subd. desc)
 W27 (ppu acre limit)

old & new were located correctly on the map w/ the app, but written desc. was incorrect

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____
 PD & PU amend (P37) Feds - P48
 RATE OF DIV
 Permitted Rate .06 cfs
 Fee limit .20 cfs \$50⁰⁰
 Measured _____ cfs
 Theoretical .02 cfs
 Recommended Total Div Rate .02 cfs

WATER USES	<u>OK</u>	Change (P46)	
<u>Dom</u>	<u>.02</u> cfs	<u>2.4</u> af	Irrig - overlap (R58-R61, R62-R65, R66-R69)
<u>Stock</u>	<u>.01</u> cfs	<u>.1</u> af	supp. gw (WB7/065/079)
_____	_____ cfs	_____ af	overlap spec. combined rts (W35)
_____	_____ cfs	_____ af	<1 acre (W31)
_____	_____ cfs	_____ af	Domestic (W01/WB5/070/071/075)
_____	_____ cfs	_____ af	Power (W42 or W43/025/027/R22 or R23)
TOTALS	<u>.02</u> cfs	<u>2.5</u> af	Fish (042) Fire (077) Wtr Quality (081/R07)

Flow rate .02 cfs X 365 days X 1.98 = 14.5 af

REMARKS Cond 071 shouldn't have been on permit - gw is exempted from SC Mos.

ADD'L CONDITIONS _____ Watermaster Control WD# _____
 _____ GW Measurement/Measuring Device
 _____ Others Trust (052/R55 - remove 051) Non-trust (048/049)
 Advance Priority yes ☒ no SRBA Claim NA Adjust Memo Amend letters P37 P38 P47

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAY 14 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 86-7332

1. Owner: Lester P & Arthur Lee Holmes Phone No. (208) 276-4151

Current Address: 1220 American Ridge Rd, Kendrick Id. 83537

2. Accompanied by: Arthur Holmes EXAM DATE: 4-9-98

Address: Same as above Phone No. _____

Relationship to Permit Holder: _____

3. Source: Ground water tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	SE	33	38N	03W	LATAH	U.S. G.S. 7.5 min Quad

2. Place(s) of Use:

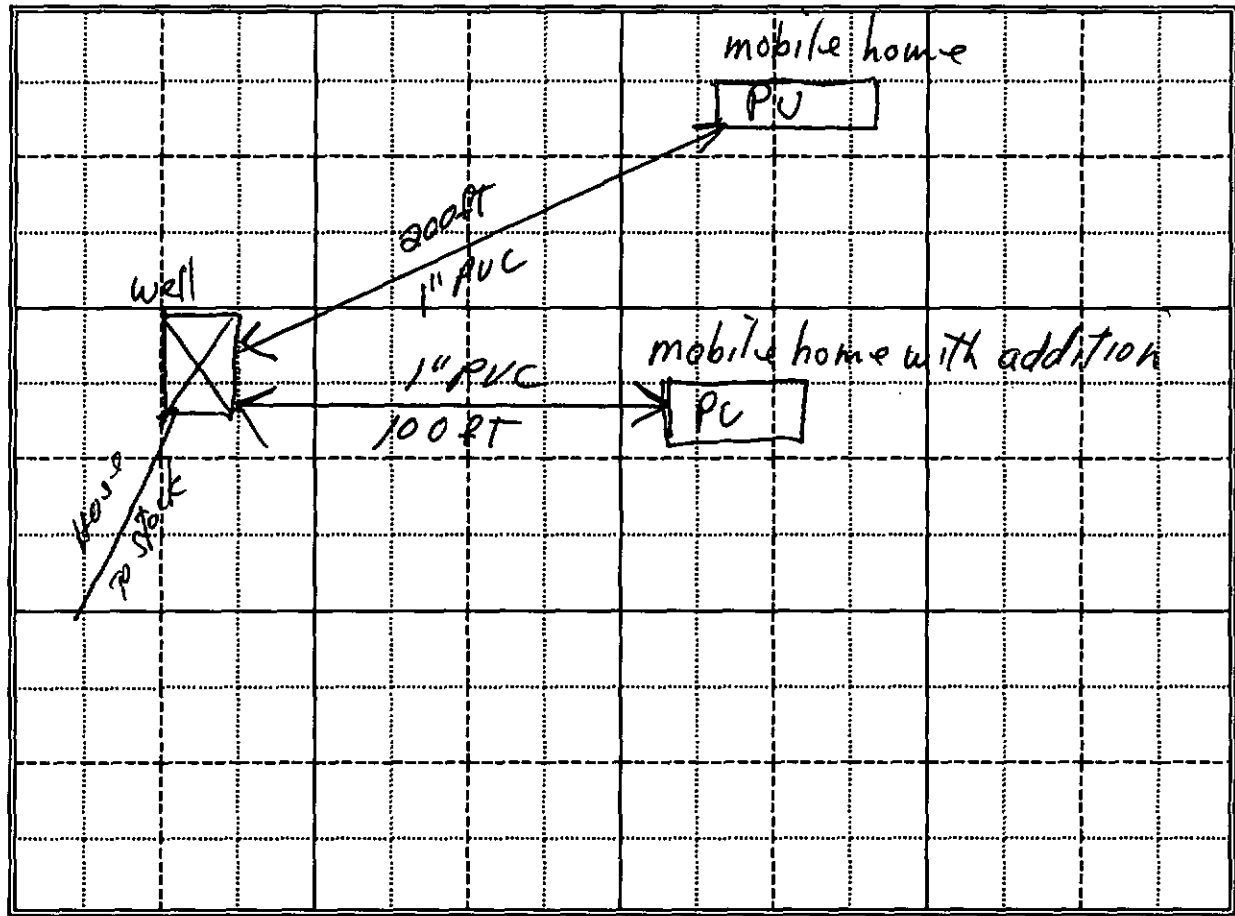
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
38N	03W	33	D																
			D																
			S																

MICROFILMED

AUG 21 1998

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.D. as applicable.



Scale: 1" = NTS

☐ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
 ☐ Aerial Photo Attached (required for Irrigation of 10+ acres)
 ☐ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Grundfos	1	8245609	Grundfos	1"

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

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

2. Measurements: _____

MICROFILMED

AUG 21 1996

E. NARRATIVE/REMARKS/COMMENTS

The PD+PO was listed as NESW, should
read NESE

Stock figures on 6 head

Have conditions of permit approval been met? ☒ yes ☐ no

MICROFILMED
AUG 21 1998

F. FLOW CALCULATIONS

Measured Method:

Theoretical

____ Additional Computation Sheets Attached

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
2) Domestic	01-01	12-31	1.02	2.4
Stockwater	01-01	12-31	1.01	0.1
Totals:			1.02	2.5

2. Recommended Amendments

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

I. AUTHENTICATIONField Examiner's Name Wayne Baldwin Date 4-29-98

Reviewer _____ Date _____

SEAL

MICROFILMED

AUG 21 1998

1008

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 86-7332

DATE: 29-APR-98

COMPLETE BY: WAYNE BALDWIN

HORSEPOWER = 1

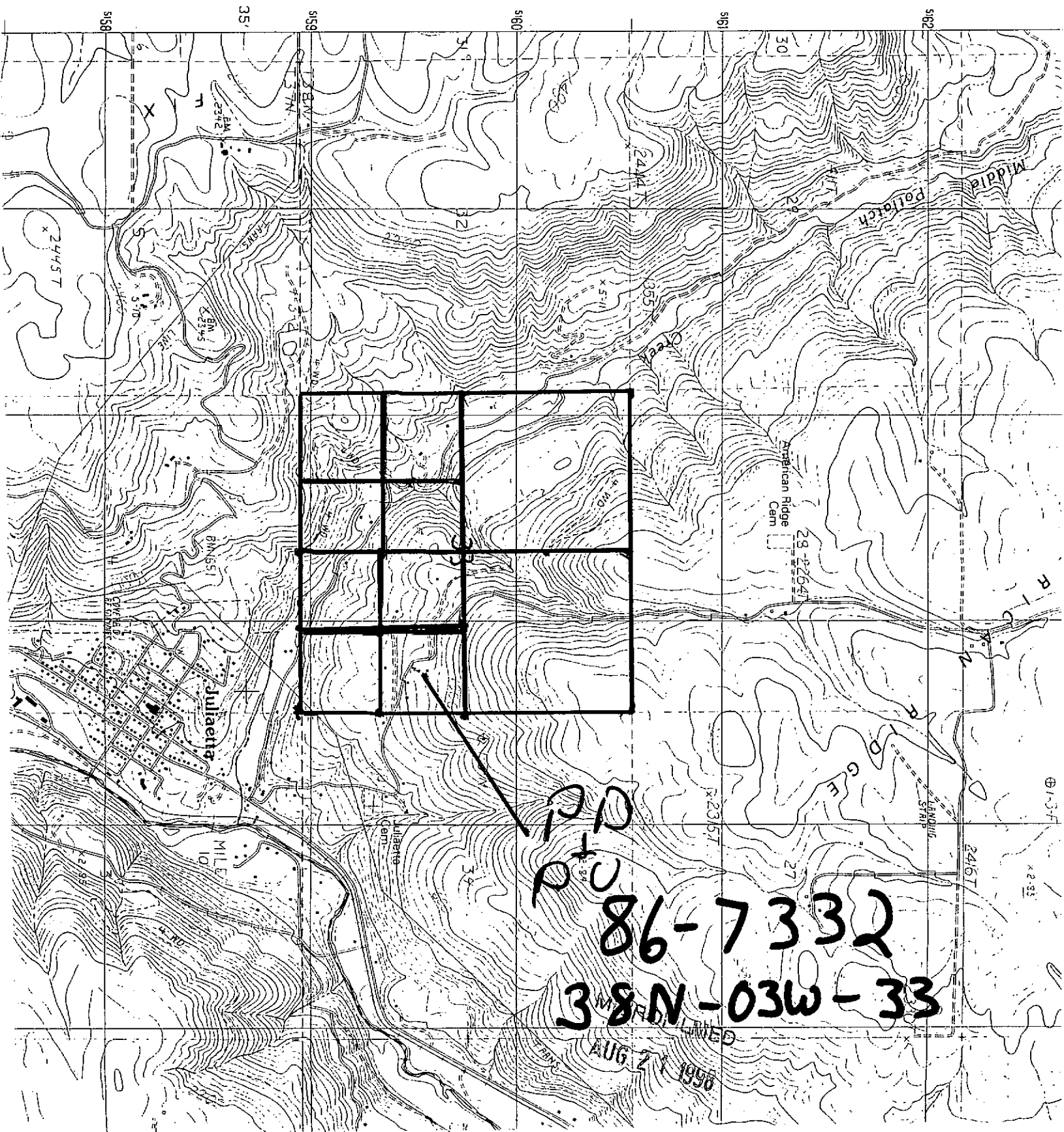
PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 235 FEET

SYSTEM PRESSURE = 50 PSI

QUANTITY = 0.02 CFS

MICROFILMED
AUG 21 1998





90



90



90

CROFILMED

AUG 21 1998

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 86-07332 Reviewed by [Signature] Date 11-18-97

GENERAL CONSIDERATIONS

yes Name same as permit?
yes Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

dom stock

Correct Uses? yes

SOURCE OF WATER

 Surface water source

✓ Ground water source

yes Drilling permit required?

no Copy in the file? Drilling Permit No. 86-94-N-0019-000

35.00 Amount paid for permit

yes Correct?

no Well log in the file?

LICENSE EXAMINATION FEE

yes Required?

50- Amount Submitted

yes Correct?

MEASURING DEVICE

no Required?

/ Installed?

 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>	<u>/</u>	<u> </u>
Date proof due	<u> </u>		<u> </u>
No. of days late	<u> </u>		<u> </u>
Priority Date	<u> </u>		<u> </u>
New Priority Date	<u> </u>		<u> </u>

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address [Crossed out] Proof Made 10-6-97



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 19, 1997

Lester P Holmes
Arthur Lee Holmes
1220 American Ridge Rd
Kendrick ID 83537

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 86-7332

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the department's NORTHERN Regional Office in Coeur d'Alene at (208)769-1450.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED
JAN 12 1998

September 30, 1997

LESTER P HOLMES
ARTHUR LEE HOLMES
1220 AMERICAN RIDGE RD
KENDRICK ID 83537

PROOF DUE NOTICE

RE: PERMIT NO. 86-07332

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before December 1, 1997.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

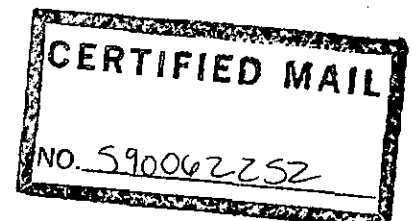
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures



MICROFILMED
JAN 12 1998



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 13, 1994

LESTER P HOLMES
ARTHUR LEE HOLMES
1220 AMERICAN RIDGE RD
KENDRICK ID 83537

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 86-07332

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

RECEIVED
DEC 20 1994

DEC 20 1994

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 86-7332 Name: Holmes Date: 12/6/94 Correct Fee? ☒

AREA OF CONCERN? - No/Yes S/C Mor GWMA Trust/Non-trust

SYSTEM COMPLETED:

No

Complete in 1 year

Yes

Proof not submitted

Proof submitted

GROUNDWATER:

+ 0.2 cfs <FLO-CH>

- 0.2 cfs

Drilling Permit:

Included w/permit

Existing well

No WD permit?

SURFACE WATER: not in WD

LOCATION:

Water District(~~dem~~)

*Surface water

(doesn't sink)

Groundwater

In stream channel

Irr Dist/Canal Co.

Drainage Districts

Flood Control Dist.

Boise Front (63)

Swan Falls Flag

Trust

Non Trust <1>

RIVER BASINS (*Surface water):

Boise R(63)

Payette R(65)

SNAKE R(01/02/03)

USE:

Fish Propagation

Irrigation

Power

Mining

Storage(✓ 3 compo.)

Domestic (surface)

OWNERSHIP:

Non land owner

PROTESTED:

OTHER CONDITIONS:

REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

- No/Yes S/C Mor GWMA Trust/Non-trust

- 26A P17 - gw exempt

- P16

- P16

- NA

- 01G (new), 01K (existing), No MD

- No MD <FLOW CHART>

- Permit No. 86-94-N-0019-0000, P99

- NA (pre 7/1/87)

- 046-46A(Irr)-46B-P23 (post 7/1/87)

- T17 (+.2 w/pump), No MD <FLOW CHART>

- WD No.

- 005 (req) 01J-P08 <FLOW CHART>

- or 01H-P01 <FLOW CHART>; No MD

- P05 (new irrigation well)

- 030 (stream channel alteration)

- 023 (Twin Falls area)

- 024

- 063

- 058 (-85° GW temp only)

- B <SEE CONDITION CODE CHART>

- 051-052-053-P74 (Consumptive Uses), NA

- 048-049 (Consumptive Uses), NA

- 05A (if WD), 11E (non-domestic use), NA

- 064(consump. use), 047-P04(Payette Lake), NA

- 11A-P04 (01), 061-P07 (02/03 No WD Cond.), NA

- 07A-042 (req) & 010/06A/09E(WQ)-P10

- 044 (N 1000 Spr)

- 03A/057, 803(if GW use SW 1st)(+5A PU comp), NA

- 08A-17K-025-027(req); 01F(MD)-P19; 09E(WQ)-P10;

- +25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09

- 054 (req) & 06A/010/09E-P10

- 18A(multi MD in WD), 18B-P09 (+10' dam), NA

- 021(Boise R + L Peak), 064(Payette R), NA

- 004 (PD/PU)

- 020(Prehearing agreement)/W19(See Order)

- 1 w01/2 2 w04 3 w02/sec. 44

- 12-1-1997

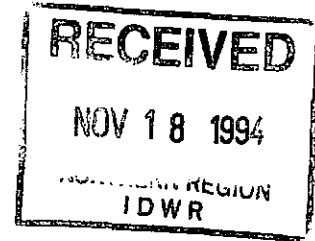
MEMORANDUM

Date: November 15, 1994
From: Jim Johnson
To: Bob
Subject: No acres for irrigation

RECEIVED

NOV 23 1994

Department of Water Resources



=====

Application show 0.02 cfs for irrigation? How many acres?

DEC 20 1994

No. a
4/87-06/92n

DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

APPLICATION # 86-07332

***** INITIAL REVIEW *****

APPLICANT: HOLMES BY: AB DATE: 8/11/94

ITEM REQUIRED INFORMATION

1. ☒ Name and Address
2. ☒ Source
3. ☒ Point of Diversion & County
4. ☒ Quantity
☒ Nature of Proposed Use
☒ Period of Use
5. ☒ Total Quantity
6. ☒ Description of diverting works
7. ☒ Time required for b/u
8. ☒ Proposed use
9. ☒ Place of use or acres irrigated
10. ☒ Other Water Rights
11. ☒ Ownership
13. ☒ Map
☒ Signature
☒ Fee (Amt, recpt, acknowledgment)

PROCESSING

Yes No PRIORITY DATE: 7/15/94
☒ (Include Moratorium Remark)
☒ Statewide Avertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: IDAHO JOURNAL County.

LETTERS SENT REQUESTING:

() Dam Information () Fish Information
() Power Information () Other: N/A

ADDITIONAL INFORMATION

Yes No

- ☒ Field check: by Department of Water Resources
☒ Field report attached
☒ Analysis Supp. attached (>5cfs/500af)
☒ Water delivered by water master?
☒ Water District #

INFORMATION RECEIVED:

() Dam Information () Fish Information
() Power Information () Other: N/A

***** GROUNDWATER SECTION *****

(Yes) (No)

- ☒ Groundwater management area
☒ Critical ground water area
☒ Well Drilling Permit required
☒ Well Drilling Application and Fees received
☒ Well Drilling Application approved?
☒ Well Drilling Application Number 86-94-0019

Checked by:

Date:

Remarks:

Drilling Permit will need to be upgraded.

***** FINAL REGIONAL PROCESSING/REVIEW *****

(Yes) (No)

- ☒ Notice of pending void order issued. Final order response date: 9/21/94
☒ Further information required from applicant
☒ Affidavit of publication received
☒ Application published correctly, If not, record action taken:
☒ Publication dates and paper recorded on application
☒ Protests received. Final protest date: 9/19/94
☒ Measuring device required
☒ Measuring port required
☒ Special conditions:
☒ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: AB

OCT 20 1994

Date: 9/21/94

Department of Water Resources

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Lorraine Hudson
Legal Clerk

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

That she is the printer of
Moscow-Pullman Daily News, a
newspaper of general circulation,
printed and published daily except
Sunday at Moscow, Latah County,
Idaho, in compliance with Sections
60-106, 60-107, and 60-108 of the
Idaho Code and the amendments
thereto; that the notice of which the
annexed is a full, true and correct
printed copy was published in the
regular and entire issues of said
newspaper and not in a supplement
thereto, upon the following dates:

Sept 1, 8, 1994

the same being the dates designated
for the publication of said notice.

Lorraine Hudson

On this 9 day of Sept
in the year of 1994, before me, a Notary

Public, personally appeared _____

Lorraine Hudson

known or identified to me to be the person whose
name subscribed to the within instrument, and
being by me first duly sworn, declared that the
statements therein are true, and acknowledged to
me that he executed the same.

Ann Marie Lee
Notary Public for Idaho

Residing at Moscow, Idaho

My commission expires: 5/11/98

NOTICE OF APPLICATION FOR WATER RIGHT

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

86-07332

HOLMES, ARTHUR LEE
HOLMES, LESTER P
1220 AMERICAN RIDGE ROAD
KENDRICK, ID 83537
Source: GROUNDWATER
Diversions Pt: NESW Sec 33 T
38N R 03W in LATAH County.
Use: IRRIGATION (.020 CFS)
STOCKWATER (.020 CFS)
DOMESTIC (.040 CFS)

Total Diversion: (.080 CFS)

Date Filed: 7/15/1994

In: LATAH County

T38N R03W S33 NESW

1.0 ACRES TOTAL

87-07177

BURNS, J LUCIAN
NW 460 HARRISON
PULLMAN, WA 99163
Source: POND Tributary: FOUR
MILE CREEK
Diversions Pt: NWSE Sec 5 T 40N
R 05W in LATAH County.
Use: RECREATION STORAGE
(.70 AF)

Total Diversion: (.070 AF)

Date Filed: 8/10/1994

In: LATAH County

T40N R05W S05 NWSE

87-07178

WILSON, MONTE D.
305 SCHMEIZER LANE
BOISE, ID 83706
Source: UNNAMED STREAM

RECEIVED

SEP 12 1994

NORTHERN REGION
IDWR

Tributary: PALOUSE RIVER
Diversions Pt: NENESE Sec 7 T 41N
R 04W in LATAH County.

Use: WILDLIFE STORAGE (5.00
AF)

Total Diversion: (5.00 AF)

Date Filed: 8/15/1994

In: LATAH County

T41N R04W S07 NESE

87-07179

HAMBURG, BERNIE
HC01 BOX 33
HARVARD, ID 83843
Source: GROUNDWATER
Diversions Pt: NENE Sec 3 T 41N
R 03W in LATAH County.
Use: IRRIGATION (.130 CFS)
COMMERCIAL (.170 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.170 CFS)
Date Filed: 8/16/1994
In: LATAH County
T41N R03W S03 NENE
6.5 ACRES TOTAL

For additional information concerning
the property location, call
the Northern Regional Office at
(208) 769-1450.

The permit(s) will be subject to
all prior water rights. Protests must
be filed with the applicant and with
the Director, Dept. of Water
Resources, Northern Region, 1910
Northwest Blvd., Suite 210, Coeur
d'Alene, Idaho 83814, together with
a protest fee of \$25.00 on or before
SEPTEMBER 19, 1994.

R. KEITH HIGGINSON,
Director

September 1, 8, 1994

NOTARY PUBLIC

DEC 20 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 Fax (208) 769-1454

CECIL D. ANDRUS

Governor

August 24, 1994

R. KEITH HIGGINSON

Director

Arthur Lee or Lester P. Holmes
1220 American Ridge Rd.
Kendrick, ID 83537

Subject: Water Appropriation Application for Permit Number 86-07332.

Dear Mistfers Holmes:

The Idaho Department of Water Resources hereby acknowledges receipt of the above-referenced Application for Permit to Appropriate the Public Waters of the State of Idaho. Enclosed is Receipt Number N007894. Please refer to your Application for Permit Number in future matters concerning this water right application.

Your Application for Permit is currently being prepared for advertising in the local county newspaper. The advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for submittal of protests.

If your application is not protested, it will be forwarded to Boise for processing. Normal processing time is approximately 3 to 4 months, if the application is not protested. If your Application for Permit is protested, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. All protests must be resolved before your Application for Permit can be approved. If the protest is not resolved, this Department will conduct a conference and/or hearing on the matter.

You will receive your approved Application for Permit and instructions on filing the Proof of Beneficial Use from our State Office in Boise.

If your Application for Permit is for a well (groundwater) that was constructed after July 1, 1987, you must apply for a well drilling permit upon approval of your Application for Permit if no permit was obtained by previous owners to construct the well. Well Drilling Permits can only be issued by this office to holders of approved Applications for Permit.

If I can be of further assistance, please feel free to contact me at this office.

Sincerely,

ALLEN BEARDSLEE

Senior Water Resource Agent

Enc. - Receipt

DEC 20 1994

86-07332

HOLMES, ARTHUR LEE
HOLMES, LESTER P
1220 AMERICAN RIDGE ROAD
KENDRICK, ID 83537

Source: GROUNDWATER

Diversion Pt: NESW Sec 33 T 38N R 03W in LATAH County.

Use: IRRIGATION	(.020 CFS)
STOCKWATER	(.020 CFS)
DOMESTIC	(.040 CFS)
Total Diversion:	(.080 CFS)

Date Filed: 7/15/1994

In: LATAH County
T38N R03W S33 NESW

1.0 ACRES TOTAL

DEC 20 1994
DEC 20 1994
DEC 20 1994