

Legal Description - Herman Parcel 1

A parcel of land located in the NE1/4, SE1/4 of Section 8, T37N, R5W, B.M. and being more particularly described as follows:

Beginning at the northwest corner of the NE1/4 of Section 8, and point being a Latin County Brass Cap Monument and the TRUE POINT OF BEGINNING.

Thence N 89°41'15" E, 2623.41' feet along the section line common to Sections 5 & 8 to the northeast corner of said Section 8;

Thence S 0°00'46" E, 131.25' feet along the section line common to Sections 5 & 8 to a point in the center line of Herman Road;

Thence along said center line S 82°32'30" W, 136.81' feet;

Thence along said center line S 127°30' W, 127.30' feet;

Thence N 13°16'52" W, 213.00' feet;

Thence N 5°55'09" W, 75.00' feet;

Thence N 55°52'49" W, 197.29' feet;

Thence S 26°44'38" W, 206.69' feet to a point on the west line of said Section 8;

Thence N 0°00'39" W, 1541.93' feet along and west line to the northwest corner of the NE1/4 of said Section 8 and the TRUE POINT OF BEGINNING.

Legal Description - Herman Parcel 2

A parcel of land located in the east 1/2 of Section 8, T37N, R5W, B.M. and being more particularly described as follows:

Beginning at the northwest corner of the NE1/4 of Section 8, and point being a Latin County Brass Cap Monument, thence S 0°00'39" E, 1541.93' feet along the west line of the NE1/4 of Section 8 to the TRUE POINT OF BEGINNING.

Thence leaving said west line N 55°54'35" E, 206.69' feet;

Thence N 26°44'38" E, 163.29' feet;

Thence S 25°52'49" E, 75.00' feet;

Thence S 12°16'52" E, 213.00' feet;

Thence S 27°11'30" E, 618.46' feet to a point in the center line of Herman Road;

Thence along said center line N 70°45'46" E, 235.82' feet;

Thence along said center line N 82°32'30" W, 136.81' feet along and center line to a point on the section line along said east line S 0°00'46" E, 131.25' feet to the SE corner of said Section 8;

Thence S 89°41'15" W, 131.17' feet along the south line of said Section 8 to the northwest corner of said Section 8;

Thence S 89°41'15" W, 131.17' feet to the northwest corner of the NW1/4 of said Section 8;

Thence S 89°41'15" W, 131.17' feet;

Thence N 4°20'31" E, 301.40' feet;

Thence S 89°41'15" W, 131.17' feet;

Thence N 4°14'39" W, 344.00' feet;

Thence S 89°41'15" W, 180.60' feet;

Thence N 88°56'39" W, 402.60' feet;

Thence S 89°41'15" W, 99.30' feet;

Thence N 88°56'39" W, 99.30' feet to a point on the west line of the SE1/4 of Section 8;

Thence N 52°07'39" W, 131.25' feet to a point on the west line of the NW1/4 of said Section 8;

Thence N 0°00'46" E, 1541.93' feet to the TRUE POINT OF BEGINNING.

Said parcel contains 131.26 acres.

Basis of Bearing

The basis of bearing for this survey is the east line of Section 8 to N 0°00'46" W, as taken from C&P filed by James W. Grow, Licensed Surveyor, Instrument #265345.

Surveyor's Certificate

I, Larry J. Hodge, PE & AS, State of Idaho hereby certify that the survey represented by this plat was made by me or under my supervision according to the laws of the State of Idaho and at the request of Ken Jenkins in September 1992.

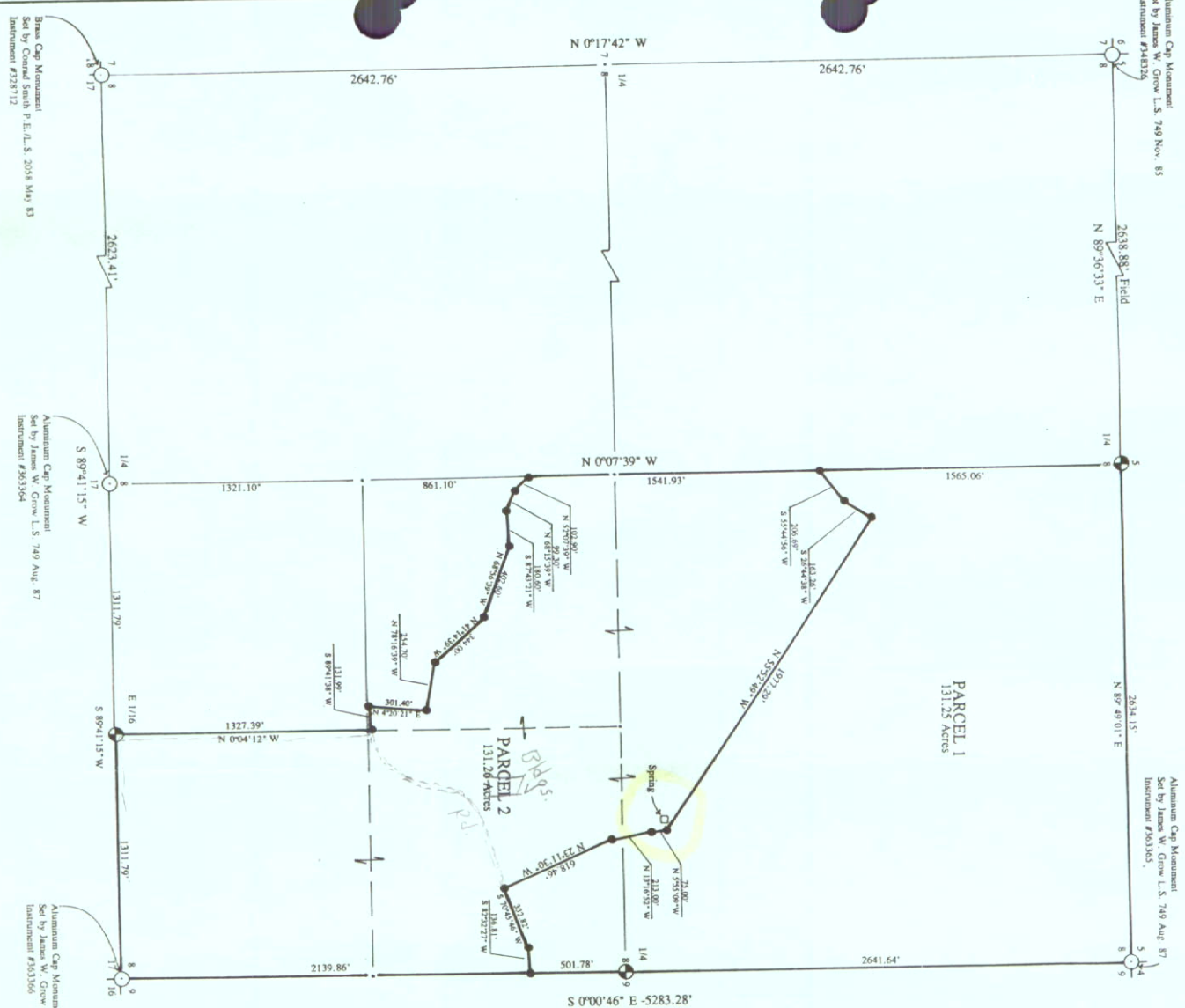
Legend

- Found Survey Monument Previously Recorded
- Set Survey Monument - Brass Cap
- Set 5/8" Dia. Rebar With Yellow Cap Stamped Hodge #3003



Scale 1" = 400'

RENEW COPY



Aluminum Cap Monument
Set by James W. Grow L.S. 749 Nov. 85
Instrument #348325

Aluminum Cap Monument
Set by James W. Grow L.S. 749 Aug. 87
Instrument #303365

Aluminum Cap Monument
Set by James W. Grow L.S. 749 Aug. 87
Instrument #303366

Brass Cap Monument
Set by Conrad Smith P.E./L.S. 2018 May 83
Instrument #238712

Herman Estate Survey

Record of Survey: Section 8, T37N, R5W, B.M.

Hodge & Associates, Inc.

ENGINEERS • PLANNERS • LANDSCAPE ARCHITECTS

P.O. BOX 8728
MOSCOW, ID 83843
(208) 882-1520

DATE: 11/28/92

PROJECT: 1164-05-92

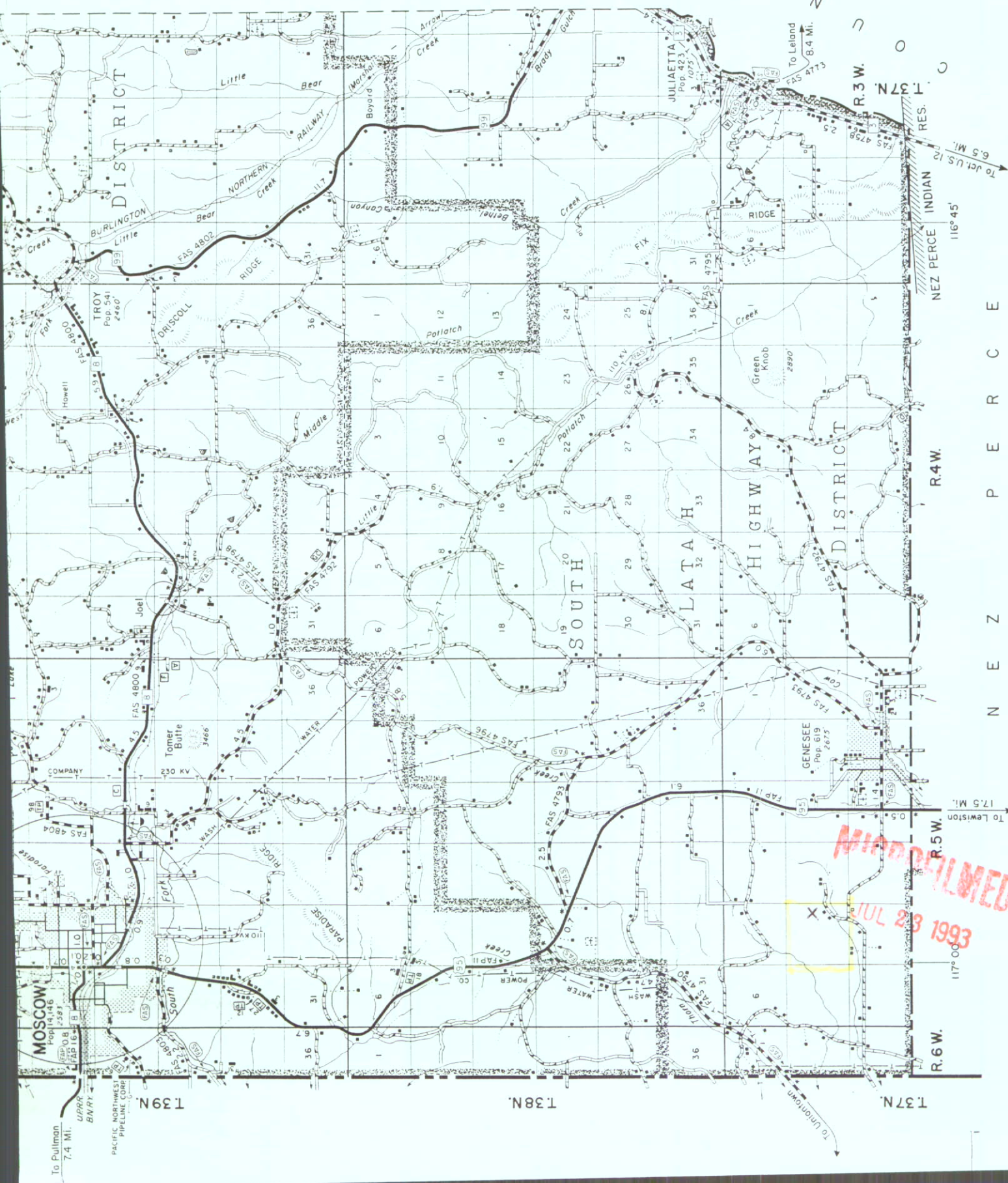
DRAWN BY: S. Anderson

REVISION:

46-45

T.39N.

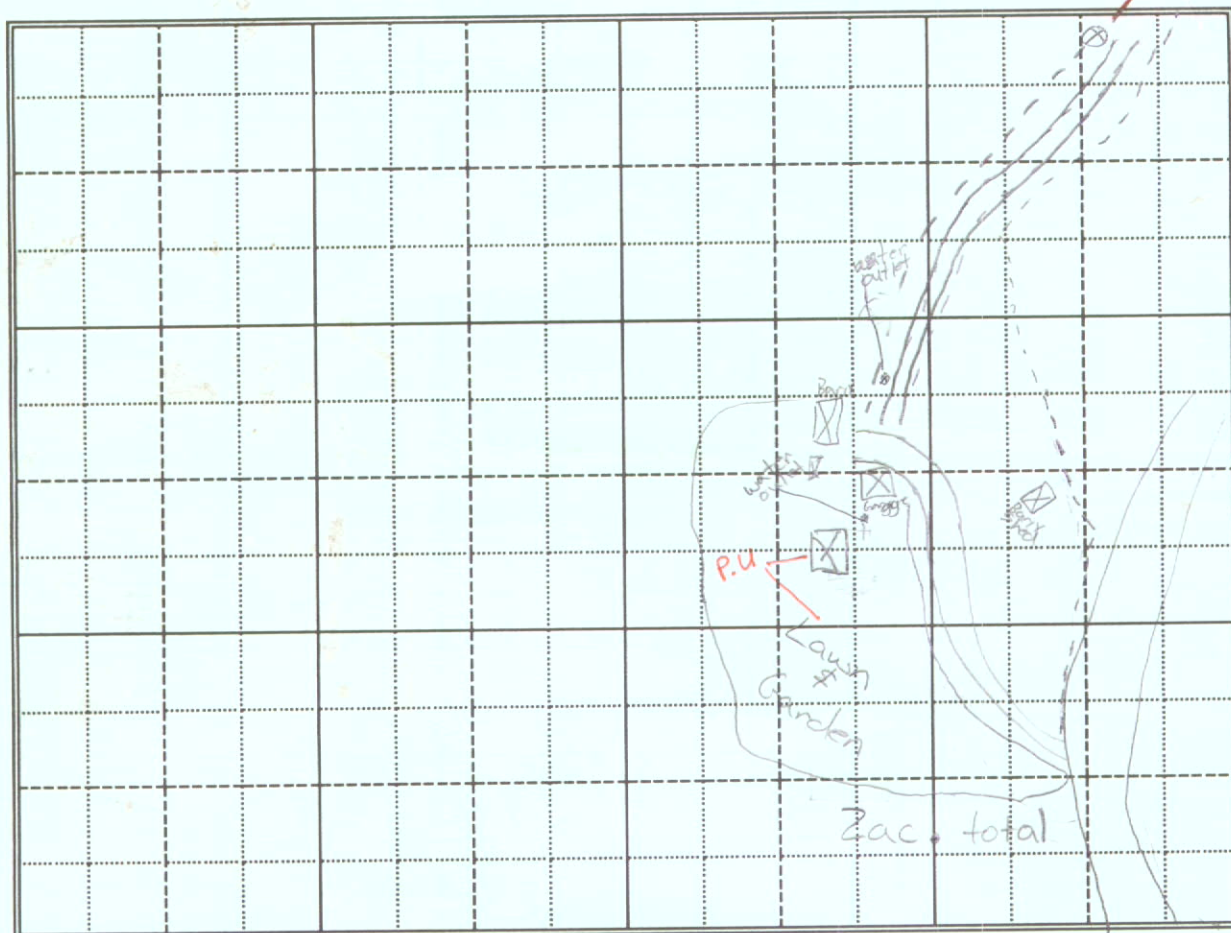
T.38N.



N E Z P E R C E

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



Scale: 1" = _____

☒ 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	model Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Century	1/2	CSH-651-CVD	Myers Ejecto	#95354 1" in / 3/4" out

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

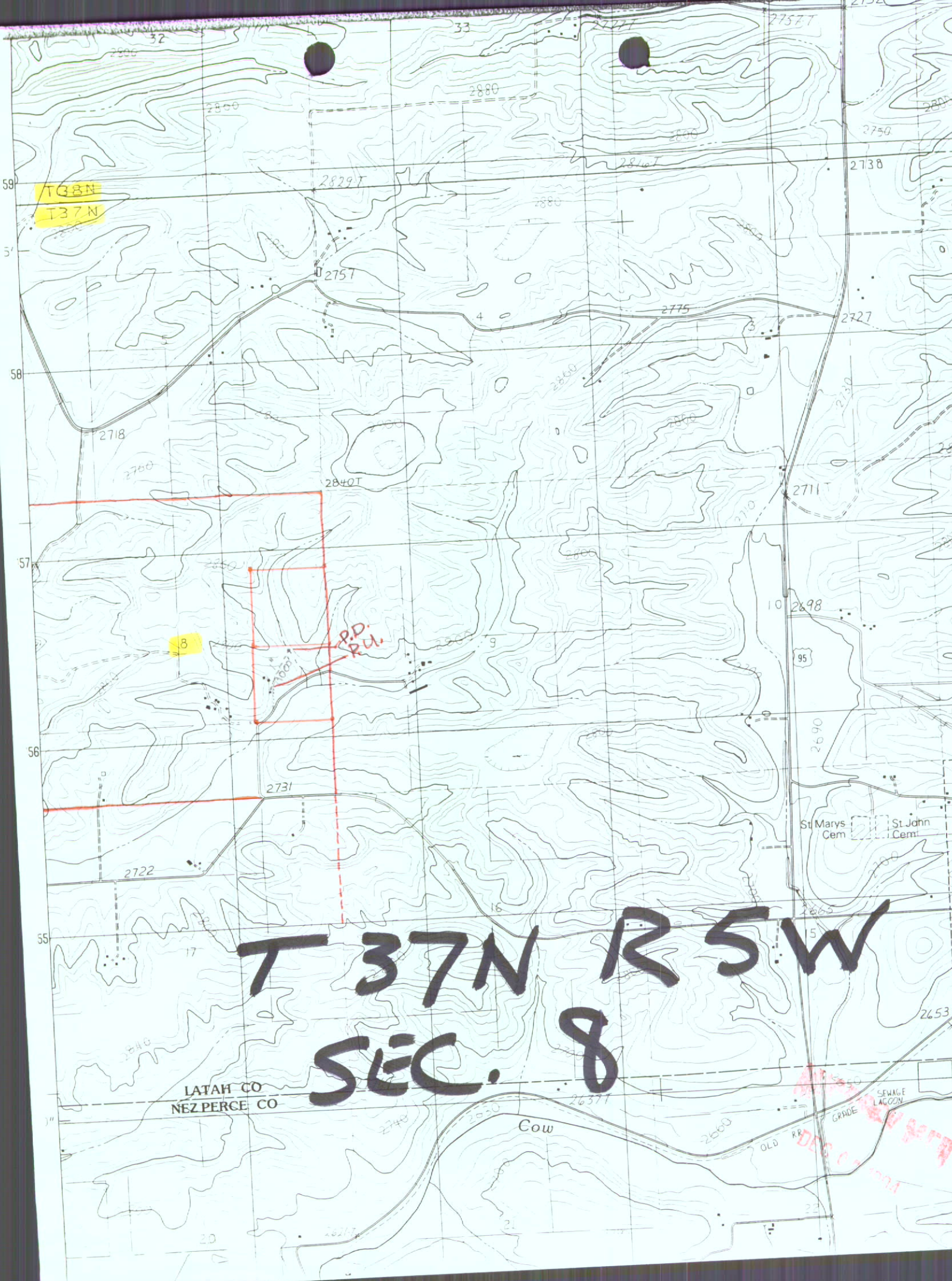
D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
None						

2. Measurements: Used a 5 gallon bucket.

DEC 07 1994



T 37N R 5W
SEC. 8

LATAH CO
NEZ PERCE CO

DEC 1 1977



86-07320

Domestic & Irr.
P. U.



P. D.



Pressure tank
and motor



MADE IN U.S.A.
DEC 07 1994

#86-07320

Irrigation
P. U.



Stockwater
trough P. U.

DEC 07 1994

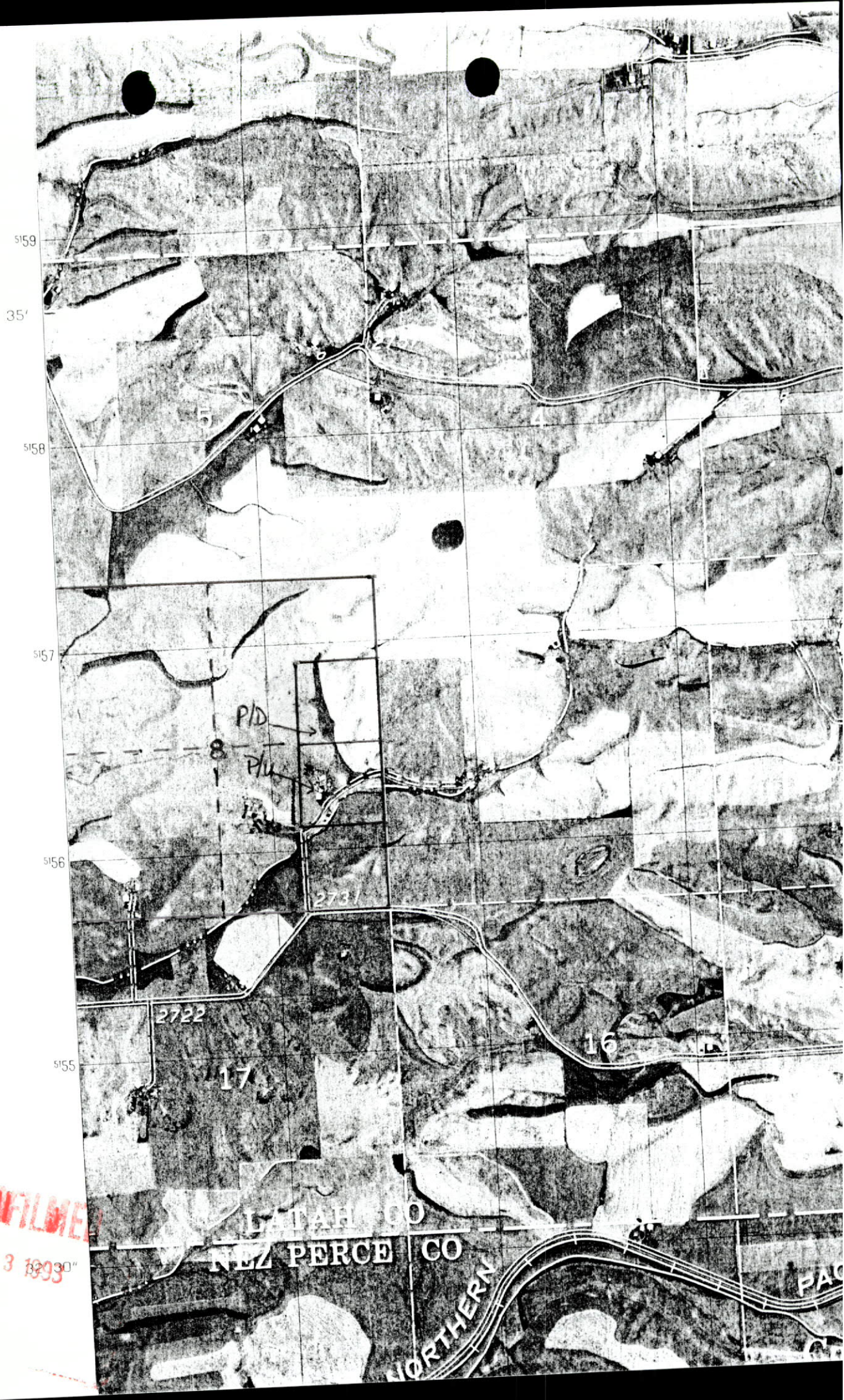
38N

37N

R5W

S8

photo taken
8/14/1975



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:

April 1, 8,
1993

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

On this 8th day of April
in the year of 1993, 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 Hale
Notary Public for Idaho

Residing at Moscow ID

My commission expires: 5/1/98

NOTICE OF APPLICATION FOR WATER RIGHTS

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

86-07320

JENKINS, KENNETH L., RT 1, Box 75, Genesee, ID 83832

Source: UNNAMED SPRING,
Tributary: SNAKE RIVER

Diversion Pt: SENE Sec 8 T 37N R 05W in LATAH County.

Use: IRRIGATION (.060 CFS)

STOCKWATER (.020 CFS)

DOMESTIC (.040 CFS)

Total Diversion: (.120 CFS)

Date Filed: 3/11/1993

In: LATAH County T37N R05W
S08 NESE

2.0 ACRES TOTAL

87-07169

GABRIEL, VICTOR; GABRIEL,
LORRAINE, 6819 CHILI HILL RD.,
NEWCASTLE, CA 95658

Source: GROUNDWATER
Diversion Pt: NWSW Sec 13 T 39N
R 05W SWSW Sec 13 T 39N R 05W in
LATAH County.

Use: IRRIGATION (.400 CFS)

DOMESTIC (.320 CFS)

Total Diversion: (.720 CFS)

Date Filed: 3/11/1993

In: LATAH County T39N R05W
S13 NESW NWSW
80.0 ACRES TOTAL

For additional information concerning the property location, call the Northern Regional Office at 765-4639.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814 on or before APRIL 19, 1993.

R. Keith Higginson, Director
Apr. 1, 8, 1993



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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 86-07320

Priority: March 11, 1993

Maximum Diversion Rate:

0.06 CFS

Maximum Diversion Volume:

8.6 AF

This is to certify, that KENNETH L JENKINS

RT 1 BOX 75

GENESEE ID 83832

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 11, 1993; and has submitted Proof of Beneficial Use on July 1, 1993. An examination indicates that the works have a diversion capacity of .060 cfs of water from:

SPRING

tributary to SNAKE RIVER

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>
IRRIGATION	03/01 to 11/30	0.02 CFS	8.0 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF
	Totals	0.06 CFS	8.6 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE, Sec. 8, Township 37N, Range 05W
LATAH County

PLACE OF USE: IRRIGATION

TWN RGE SEC

37N 05W 8

ACRES

NESE 2

ACRES

ACRES

TOTAL

2

Total number of acres irrigated:

2

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS/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 that 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 must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

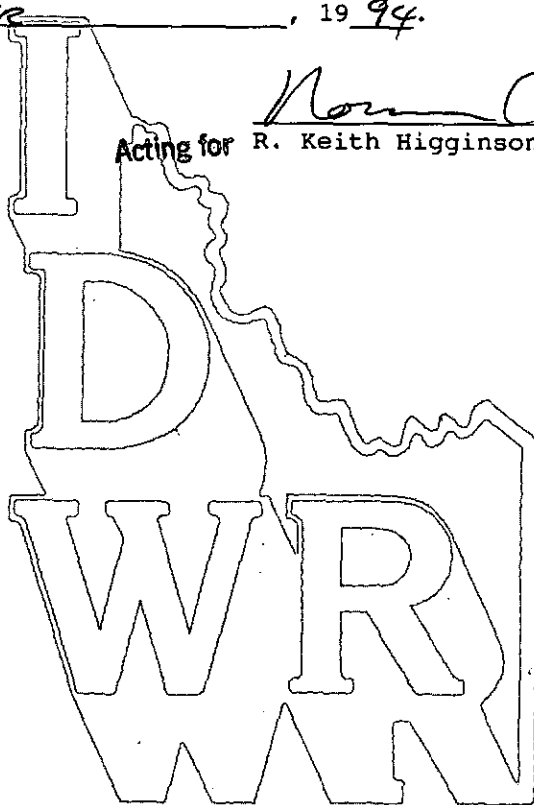
WATER RIGHT NO. 86-07320

CONDITIONS/REMARKS:

6. This right does not authorize the development and irrigation of new land not previously irrigated.
7. Domestic use is for 1 home.

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 25TH day of OCTOBER, 19 94.

Acting for R. Keith Higginson, Director



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JUL 01 1993

OFFICE USE ONLY

Amt. of Fee \$ 50.00

Date 7-19-93

Receipt No. 0028034

Receipt by CA

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 86-07320 Telephone No. 208-285-1287
2. Name(s) of Permit Holder(s): Kenneth L. Jenkins
3. Mailing Address: RT 1 Box 75 GENESEE Idaho 83832
4. Source of Water: Spring

If GROUNDWATER, Well Driller's Name: _____ Date Drilled: _____

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic 1 (No. of households) Stockwater CATTLE (4) (No. and type of stock)

Irrigation _____ (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.12 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? _____ Yes ☒ No ☒ Installed? _____ Yes ☒ No ☒

OR

Flow Measurement Port: Required? _____ Yes ☒ No ☒ Installed? _____ Yes ☒ No ☒

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Kenneth L. Jenkins 208-285-1287
Name Telephone No.

RT 1 Box 75 GENESEE IDAHO 83832
Address

10. The above information 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.

MICROFILMED

6-28-93
Date

Kenneth L. Jenkins
Signature (and title, if on behalf of a company or organization)

JUL 23 1993

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 86-07320

Proposed Priority: March 11, 1993 Maximum Diversion Rate: 0.12 CFS
This is to certify, that **KENNETH L JENKINS**
RT 1 BOX 75
GENESEE ID 83832
has applied for a permit to appropriate water from:

SPRING tributary of **SNAKE RIVER**

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>
IRRIGATION	06/01 to 09/30	0.06 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.12 CFS

LOCATION OF POINT(S) OF DIVERSION: SENE , Sec. 8, Township 37N, Range 05W
LATAH County

<u>PLACE OF USE:</u>	<u>IRRIGATION</u>		<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>				
37N	05W	8	NESE	2		2
Total number of acres irrigated:						2

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **June 1, 1994**.
2. Subject to all prior water rights.
3. Stockwater use is for 15 range cattle.
4. Domestic use is for 1 home.
5. This permit does not authorize the development and irrigation of new land not previously irrigated.

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

11 day of June, 1993

[Signature]
for **R. Keith Higginson, Director**

JUL 23 1993

RECEIVED
STATE OF IDAHO
MAY 19 1993

Ident. No. 86-7320

DEPARTMENT OF WATER RESOURCES
Department of Water Resources
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant KENNETH L. JENKINS Phone 285-1287
Post office address R1 Box 75 GENESEE Idaho 83832
2. Source of water supply SPRING Ground Water which is a tributary of SNAKE RIVER
3. Location of point of diversion is SE NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of $\frac{1}{4}$, Govt. Lot
Sec. 8 Township 37 Range 5 W B.M. LATAH County; additional
points of diversion if any:
4. Water will be used for the following purposes:
Amount 0.04 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.92 for Stock purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 50.06 for Irrigation purposes from 6-1 to 9-30 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.15 for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.12 and/or (b) 0.65
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Spring brick lined
Built - 1900's
 - 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 Spring Box well diameter is 4 ft inches; proposed depth of well is 20 feet. approx
 - d. Is ground water with a temperature of greater than 90°F being sought? no
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year). See 6-a

JUL 23 1993

★ CHANGES MADE PER PHONE CONVERSATION WITH
MR. JENKINS 3/12/93. DJ

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. 10-15 CATTLE
- c. Municipal; show name of municipality. NONE
- d. Domestic; show number of households. ONE
- 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.	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	
37	5	8	L			~~DD~~									D				
37	5	8													2				
37	5	8													S				

Total number of acres to be irrigated 2

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

11. a. Who owns the property at the point of diversion? SELF - KENNETH L. JENKINS
- b. Who owns the land to be irrigated or place of use? SELF - KENNETH L. JENKINS
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. N/A

12. Remarks: _____

JUL 23 1993

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. NE 1/4 NE 1/4 Sec 8-37 Twp Range 5

NE 1/4 NE 1/4 Sec 8-37 Twp. 24 N. R. 10 E. S. 5

UNRECORDED

JUL 23 1993

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 Jenkins
(Applicant)

(Applicant)

Received by LDF Date 3/11/93 Time 12:50pm Preliminary check by RB
Fee \$ 30.00 Received by Hegel # N006356 Date March 11, 93
Publication prepared by [signature] Date 3/25/93 Published in Id. Daily News
Publication approved [signature] Date 4/21/93

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 ____.

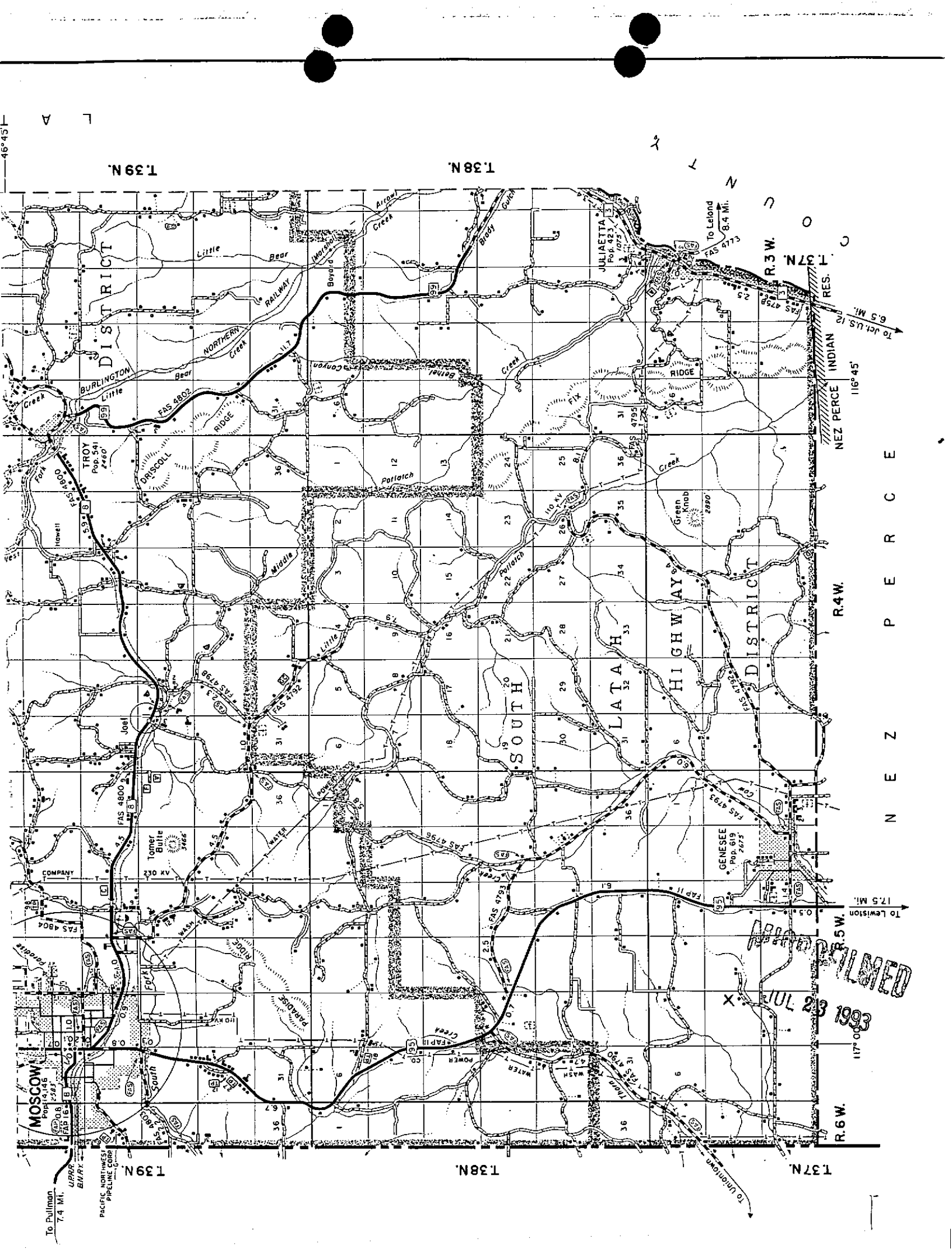
c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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:

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46° 45' N
L
A

1.39N.

1.38N.

N

R.3W.

1.37N.

R.4W.

1.36N.

R.5W.

1.35N.

R.6W.

1.39N.

1.38N.

1.37N.

R.5W.

R.6W.

1.36N.

R.7W.

To Pullman
7.4 Mi.
UPPER
BURY
PACIFIC NORTHWEST
PIPELINE CORP.

230 KV

230 KV

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To Lelond
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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

October 25, 1994

KENNETH L JENKINS
RT 1 BOX 75
GENESEE ID 83832

RE: WATER RIGHT NO. 86-07320

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:dc

Enclosure

RECEIVED
DEC 07 1994

DEC 07 1994

LICENSE REVIEW CHECKLIST

PERMIT NO. 86-7320

DATE 9-23-94



NAME	Yes <u> </u> No <u>✓</u>	Or Address Change? <u> </u>
PRIORITY DATE	<u> </u> <u>✓</u>	Advance? <u> </u> Advanced to: <u> </u> Order to reinstate needed? <u> </u> Incorrect fee for rate recommended? <u>NO</u>
SOURCE	<u> </u> <u>✓</u>	Changes or just clarification of originally intended source? <u> </u> Notice of Intent to Void necessary? <u> </u>
POINT OF DIV	<u> </u> <u>✓</u> <u> </u> <u>✓</u>	Amendment needed? <u> </u> Overlaps? <u> </u>
PLACE OF USE	<u> </u> <u>✓</u> <u> </u> <u>✓</u>	Amendment needed? <u> </u> Overlaps? <u> </u>
DIV RATE	<u> </u> <u>✓</u>	Permit/fee limits: <u>.12 CFS</u> SPRINKLER Meas Q = <u>.02</u> Theo Q = <u> </u> Recommend: <u>.06 CFS</u> <u>1.00m @ .04</u> <u>IRR @ .02</u> NO STOCK AT TIME OF EXAM. Combined rates exceed capacity <u> </u>
ANNUAL VOLUME	<u> </u> <u>✓</u>	Season of use: <u>E/4.0 (3-1 to 11-30)</u> <u>(NEW)</u> Calculations: <u>1.00m = .6</u> <u>2 acres @ 4.0 = 8</u> Flow limit: <u>.02</u> cfs x <u>275</u> x <u>1.9835</u> = <u>10.9</u> Combined volumes exceed capacity/allowable <u> </u>
HOUSE EXTERNAL VOLUME INCLUDED IN IRRIGATION	<u>✓</u>	
USES	<u> </u> <u>✓</u>	Change in Nature of Use or additional uses? <u> </u> Amendment necessary? <u> </u>
REMARKS	<u> </u> <u>✓</u> <u> </u> <u>✓</u>	Multiple p/d(s) in 1/4 1/4? <u> </u> Other <u> </u>
CONDITIONS	<u> </u> <u>✓</u> <u> </u> <u>✓</u> <u>R31</u> <u> </u> <u> </u> <u>✓</u> <u> </u> <u>✓</u>	Measuring/Locking Devices <u> </u> Watermaster control - District <u> </u> Irrigation Overlap <u> </u> Water Quality <u> </u> Other <u>Spec mor Remax</u> Heat/Cool/ Fish verified <u> </u>

COMMENTS: Exam map shows spring 1000' from plu. it would be in the
SENE WHICH AGREES WITH PERMIT (AND PERMIT SURVEYORS REPORT)
NO CHANGE NECESSARY ON P/U. REDUCE RATE & DELETE STOCK

RECOMMENDED	CFS	VOL	SRBA Claim Filed
<u>Irrigation</u>	<u>.02</u>	<u>8.0</u>	Adjustment Memo Needed <u>YES</u>
<u>Domestic</u>	<u>.04</u>	<u>.6</u>	
<u> </u>	<u> </u>	<u> </u>	LICENSE <u>✓</u>
<u> </u>	<u> </u>	<u> </u>	1ST AMENDMENT LETTER <u> </u>
<u> </u>	<u> </u>	<u> </u>	FINAL AMENDMENT LETTER <u> </u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

(86-7320)
RECEIVED
JUN 30 1994

A. GENERAL INFORMATION

Permit No. 86-07320 Department of Water Resources

1. Owner: Kenneth L. Jenkins Phone No. (208) 285-1287

Current Address: Rt. 1 Box 75 Genesee, ID 83832

2. Accompanied by: Mr. Jenkins EXAM DATE: 6-22-94

Address: SAME Phone No. same

Relationship to Permit Holder: Owner

3. Source: Spring tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: None

2. Other water rights with the same point of diversion: None

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	8	37N	5W	Latah	U.S.G.S. Topo.

2. Place(s) of Use:

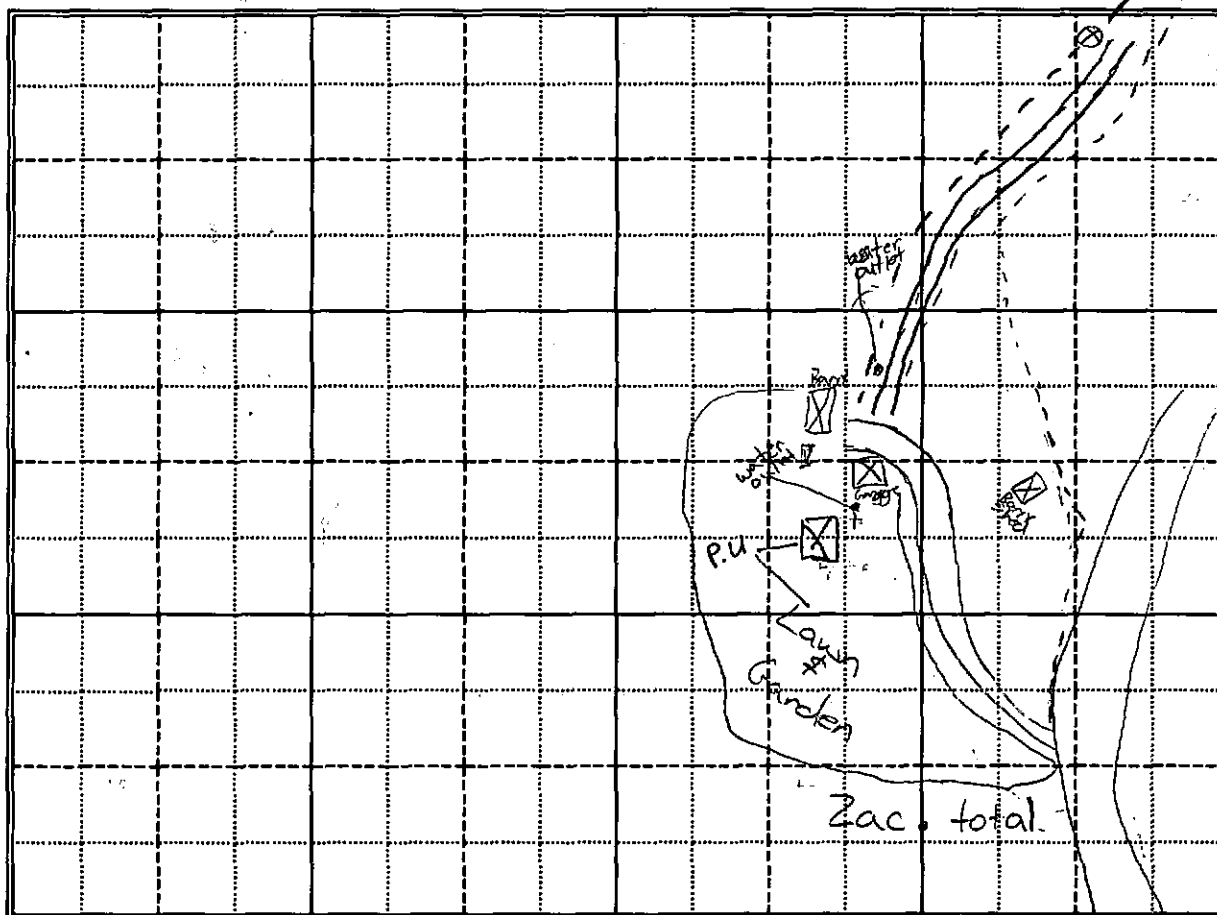
Indicate Method of Determination U.S.G.S. Topo.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
37N	5W	8													02				2.0

* See attached adjust memo for explanation. BC

DEC 07 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" = _____

☒ 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	model Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Century	1/2	CSH-651-CVD	Myers Ejecto	#95354 1" in / 3/4" out

*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
None						

2. Measurements: Used a 5 gallon bucket.

DEC 07 1994

E. NARRATIVE/REMARKS/COMMENTS

The stockwater trough is present but no stock was on the property. Mr. Jenkins said that he would have to rebuild the fences in order to have livestock on the property. The irrigation of two acres is done by using two 100' garden hoses and two rain bird sprinklers which is rotated around the lawn and garden.

(1) sprinkler has a $5/32$ " nozzle producing around 3.2 gpm.

(2) sprinkle has a $3/16$ " nozzle that produces just under 4 gpm.

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

PERMIT
DEC 07 1994

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

None

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

* $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 2 \times 3.0 = 6.0$
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .02 \times 122 \times 1.9835 = 4.8$
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 4.8$

2. Volume Calculations for Other Uses:

Two sprinklers
Produce around
8 gpm.

$\frac{X}{\text{cfs}} = \frac{8 \text{ gpm}}{448.8}$

$X = .017 = .02 \text{ cfs for Irr.}$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
* Domestic	01-01	12-31	0.04	1.2
Irrigation	06-01	09-30	0.02	4.8
Totals:			0.06	6.0

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. AUTHENTICATION

Field Examiner's Name Jon M. Kunz Date 6-27-94

Reviewer _____ Date _____

SEAL

* See attached adjustment explanation memo. BC

DEC 07 1994

MEMORANDUM

TO: File 86-07320 / Kenneth L. Jenkins
FROM: Brenda Chapman
DATE: September 23, 1994
RE: Adjustment(s) Made

=====

The final licensing recommendations for the above referenced water right are based on the information below:

C. DIVERSION AND DELIVERY SYSTEM

1. Point of Diversion: Exam map confirms p/d in SENE because 1000 ft. from the p/u would place the spring in the SENE rather than the NESE. Also coincides with the surveyor's report in the file.

G. VOLUME CALCULATIONS

Volume recommendation changed to 4.0 afa per acre to coincide with the current standard for that location. Also, the number of days in the season was adjusted to the standard.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	3-01 to 11-30	.02	8.0
Domestic	1-01 to 12-31	.04	.6

External domestic volume included in the irrigation total.

2. Recommended Amendments

☐ Change P.D.	☐ Add P.D.	☒ None
☐ Change P.U.	☐ Add P.U.	☐ Other

There should be no changes in the point of diversion or place of use.

DEC 07 1994



**T 37N R 5W
SEC. 8**



86-07320

Domestic & Irr.
P. U.



P. D.



Pressure tank
and motor



DEC 07 1994

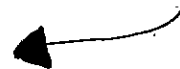


#86-07320

Irrigation
P. U.



Stockwater
trough P. U.



DEC 07 1994

July 9, 1993

KENNETH L JENKINS
RT 1 BOX 75
GENESEE ID 83832

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 86-07320

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.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)765-4639.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

JUL 23 1993



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

June 11, 1993

KENNETH L JENKINS
RT 1 BOX 75
GENESEE ID 83832

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 86-07320

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.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Jim Johnson', written over a horizontal line.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

MICROFILMED

JUL 23 1993

MEMORANDUM

DATE: June 7, 1993
TO: File No. 86-07320
FROM: Cindy Zimmerman
SUBJECT: Permit Review

=====

This application is located within the boundaries of the Salmon/Clearwater Moratorium. The source of water is a spring. One water use is listed as irrigation of 2 acres. This moratorium applies to surface water irrigation except if the use was existing prior to the start of the Snake River Basin Adjudication in November 1987.

During the review of the above application, I found that additional information was required to verify that irrigation of lands identified existed prior to SRBA.

I located the place of use and point of diversion on an orthophotoquad map (see attached) dated August 14, 1975. Irrigation use is visible on the map.

MICROFILMED

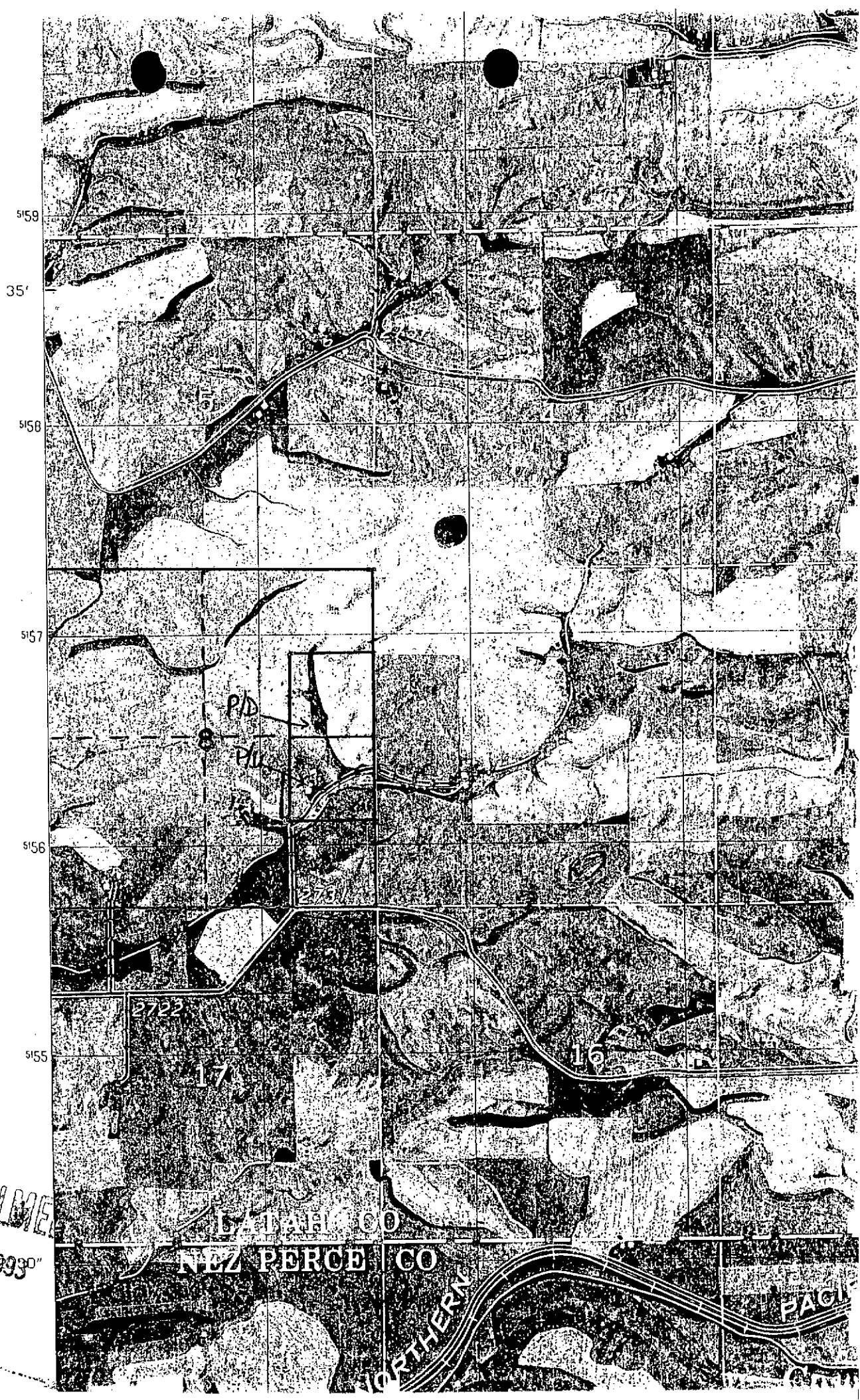
JUL 23 1993

-38N

-37N

R5W
S8

photo taken
8/14/1975



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:

April 1, 8,
1993

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

On this 8 day of April
in the year of 1993, 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 Hale
Notary Public for Idaho

Residing at Moscow ID

My commission expires: 5/1/98

NOTICE OF APPLICATION FOR WATER RIGHTS

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

86-07320

JENKINS, KENNETH L., RT 1, Box
75, Genesee, ID 83832

Source: UNNAMED SPRING,
Tributary: SNAKE RIVER

Diversion Pt: SENE Sec 8 T 37N R
05W in LATAH County.

Use: IRRIGATION (.060 CFS)

STOCKWATER (.020 CFS)

DOMESTIC (.040 CFS)

Total Diversion: (.120 CFS)

Date Filed: 3/11/1993

In: LATAH County T37N R05W

S08 NESE

2.0 ACRES TOTAL

87-07169

GABRIEL, VICTOR; GABRIEL,
LORRAINE, 6819 CHILI HILL RD.,
NEWCASTLE, CA 95658

Source: GROUNDWATER
Diversion Pt: NWSW Sec 13 T 39N
R 05W SWSW Sec 13 T 39N R 05W in
LATAH County.

Use: IRRIGATION (.400 CFS)

DOMESTIC (.320 CFS)

Total Diversion: (.720 CFS)

Date Filed: 3/11/1993

In: LATAH County T39N R05W

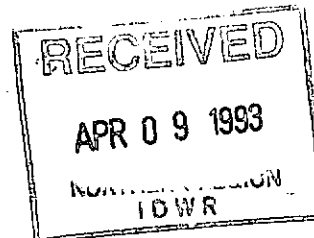
S13 NESW NWSW

80.0 ACRES TOTAL

For additional information con-
cerning the property location, call
the Northern Regional Office at 765-
4639.

The permit(s) will be subject to
all prior water rights. Protests must
be filed with the Director, Dept. of
Water Resources, Northern Region,
1910 Northwest Blvd., Suite 210, Co-
eur d'Alene, Idaho-83814 on or be-
fore APRIL 19, 1993.

R. Keith Higginson, Director
Apr. 1, 8, 1993



MICROFILMED

JUL 23 1993

86-07320

JENKINS, KENNETH L
RT 1 BOX 75
GENESEE, ID 83832

*corrected
on computer.
5/6/93*

Source: UNNAMED SPRING

Tributary: SNAKE RIVER

Diversion Pt: SENE Sec 8 T 37N R 05W in LATAH County.

Use: IRRIGATION	(.060 CFS)
STOCKWATER	(.020 CFS)
DOMESTIC	(.040 CFS)
Total Diversion:	(.120 CFS)

Date Filed: 3/11/1993

In: LATAH County
T37N R05W S08 NESE

2.0 ACRES TOTAL

MICROFILMED

JUL 23 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 765-4639 • Fax (208) 765-2088

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

March 26, 1993

Mr. Kenneth L. Jenkins
Rt. 1 Box 75
Genesee, Id. 83832

Subject: Water Application for Permit Number 86-7320.

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 N6356. 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. 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

RECEIVED

JUL 23 1993