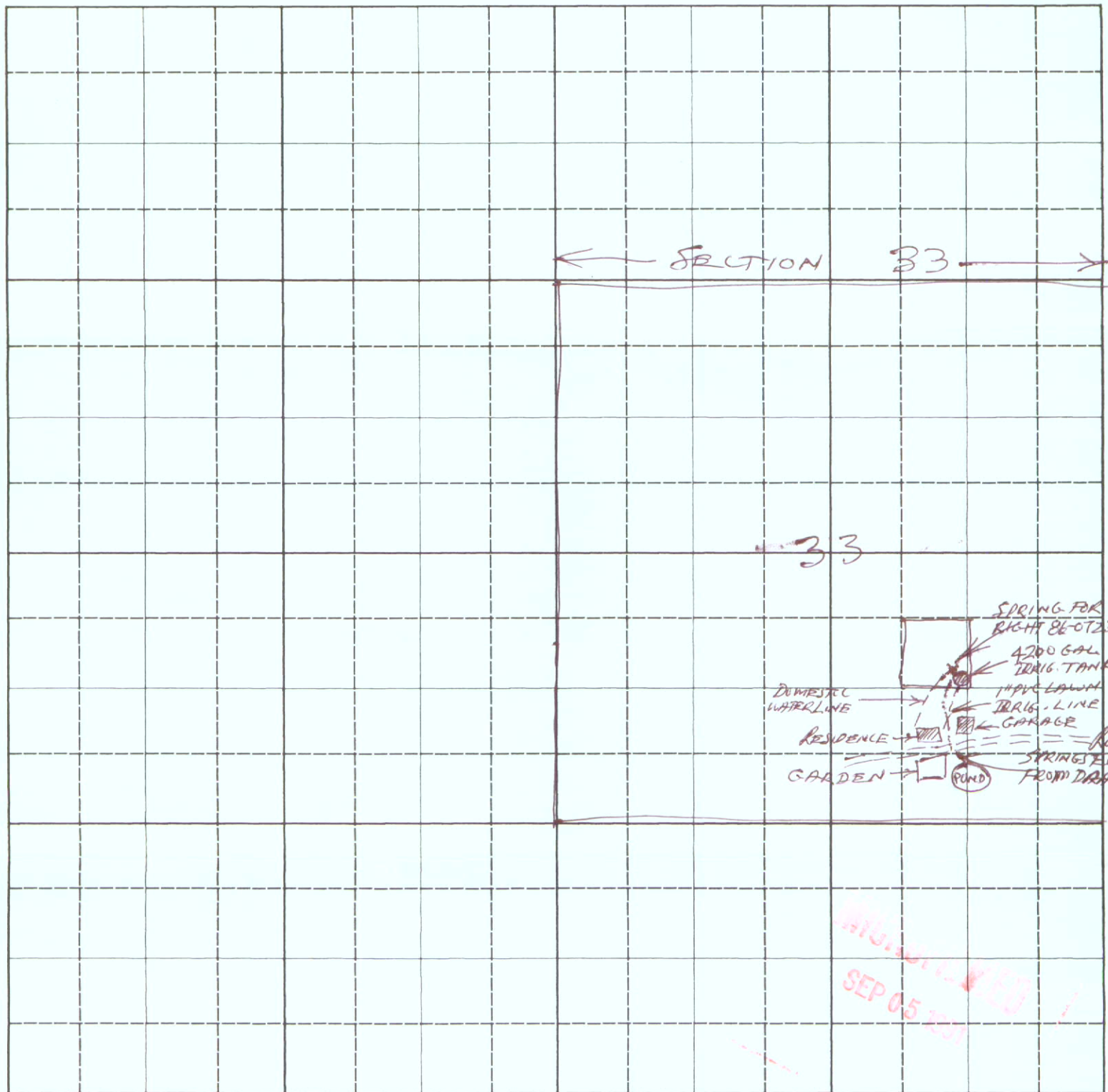


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Richard T. Bingham and *Rebecca Dingham*
(Applicant)
6/1/91

Hand-drawn map on graph paper showing a proposed water supply system. The map includes a 'P.D.' (Proposed Dam) at the top left, a 'submersible pump' and 'holding tank' in the upper center, and a 'R.D.' (Reservoir Dam) on the right. A dashed line labeled 'line' connects the P.D. to the pump. A solid line labeled 'main' runs from the pump down to a 'field for' area at the bottom. The field is divided into sections with 'x's and circles. A 'days' label with an arrow points to a section of the field. The map is drawn on a grid with dashed lines.

X

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

X

4.

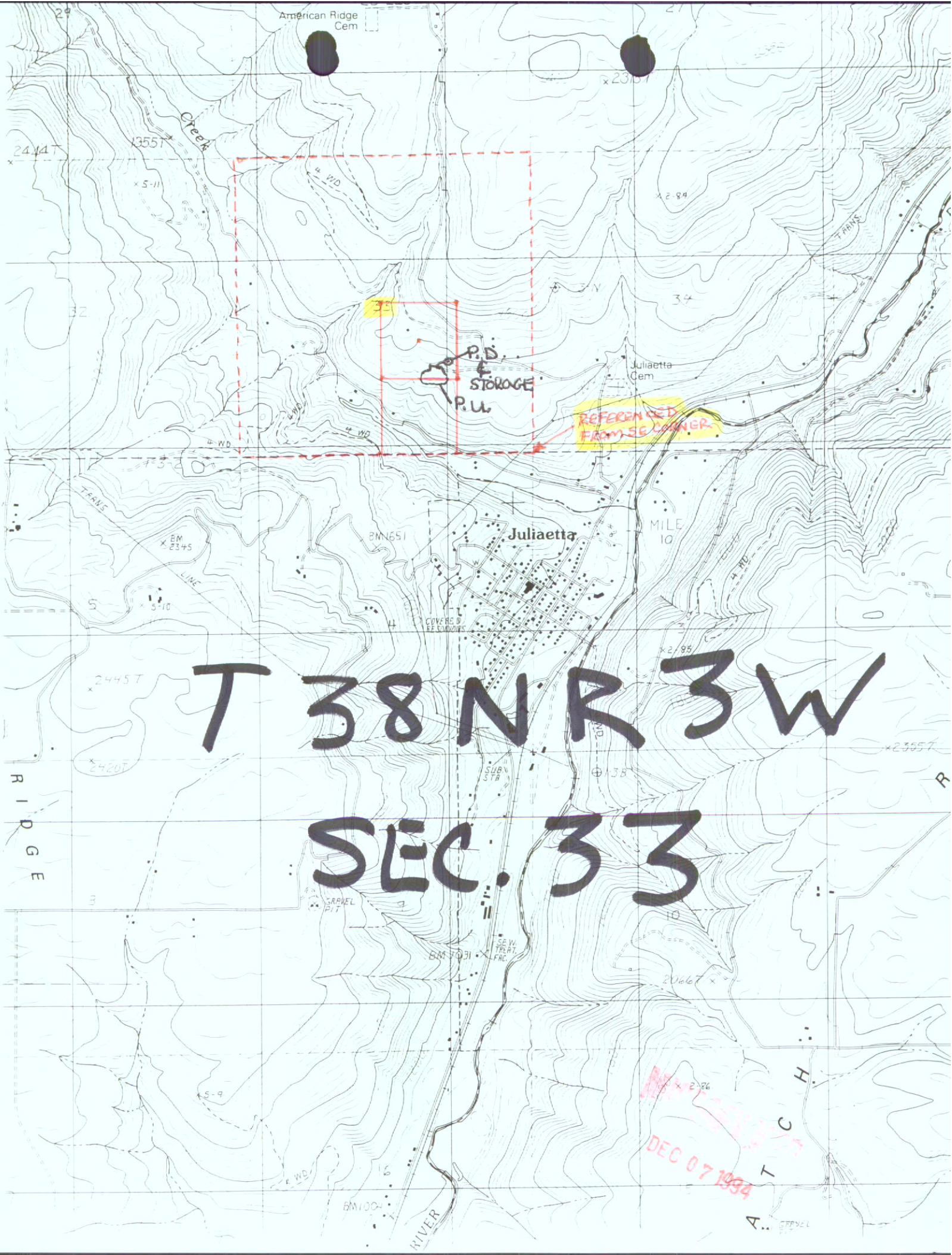
Well or Diversion Identification No.*	Motor Make	Hp	model Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Franklin Elec.	1hp	2801084910		1 "

D. FLOW MEASUREMENTS

1.

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

2. Measurements: None



T 38 N R 3 W
SEC. 33

DEC 07 1994



Pump house



1" pipe from pump house
to holding tank



upper holding
tank
(storage)



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Pond (storage)



orchard
(irrigation)



livestock
(stockwater)



DEC 07 1994

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Theresa Myers

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

That he is the printer of The IDAHONIAN, 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:

July 18, 25,
1991

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

Theresa Myers
Subscribed and sworn to before

me this 25 day of July

19 91

Chris S. S. S.
Notary Public,
residing at Moscow, Idaho
My commission expires: 6-16-93

NOTICE OF CORRECTION
NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 86-7296 in the name of Richard T. & E. Roberta Bingham was advertised incorrectly on 6/20 & 27/1991.

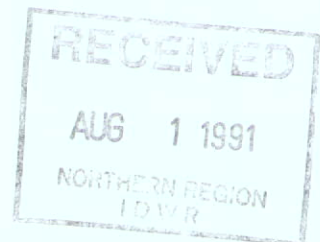
The Place of Use was advertised incorrectly as T38N R03W NWSE SWSE SESE; whereas, correctly it should be T38N R03W S33 NWSE SWSE SESE. One of the uses did not indicate the amount of water to be used; it should have been advertised as Irrigation from Storage (.90 AF.)

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

Protests to the above-referenced correction must be filed with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814 on or before August 5, 1991.

R. KEITH HIGGINSON, Dir.
July 18, 25, 1991

OK
8/2/91



SEP 05 1991

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Theresa Myers

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

That he is the printer of The IDAHONIAN, 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:

June 20, 27, 1991

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

Theresa Myers
Subscribed and sworn to before

me this 28 day of June
19 91

[Signature]

Notary Public,
residing at Moscow, Idaho
My commission expires: 10-16-93

Source: SPRING, Tributary: MID-
DLE POTLATCH CREEK
Diversion Pt: SENWSE Sec 33 T
38N R 03W

Use: IRRIGATION (010 CFS), IRRIGATION STORAGE (90AF), IRRIGATION FROM STORAGE, STOCKWATER (010 CFS), DIVERSION TO STORAGE (010 CFS)
Total Diversion (020 CFS)
Date filed: 6/4/1991

In: T38N R03W NWSE SWSE
SESE
0.6 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 July 8, 1991.



NOTICE OF APPLICATION OF WATER RIGHTS

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

86-07296
BINGMAN, RICHARD T.
BINGMAN, E. ROBERTA
RT. 1 BOX 114B
KENDRICK, ID 83537

RECEIVED

JUL 2 1991

NORTHERN REGION
IDWR

INDEXED
SEP 05 1991

R. Keith Higginson, Director
June 20, 27, 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 86-07296

Priority: June 4, 1991

Maximum Diversion Rate: 0.02 CFS

Maximum Diversion Volume: 3.4 AF

This is to certify, that RICHARD T BINGHAM
E ROBERTA BINGHAM

1127 AMERICAN RIDGE RD
KENDRICK ID 83537

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 4, 1991; and has submitted Proof of Beneficial Use on July 22, 1993. An examination indicates that the works have a diversion capacity of .020 cfs of water from:

SPRING

tributary to MIDDLE POTLATCH CREEK

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	0.01 CFS	2.4 AF
IRRIGATION STORAGE	01/01 to 12/31		0.9 AF
IRRIGATION FROM STORAGE	03/01 to 11/30		0.9 AF
STOCKWATER	01/01 to 12/31	0.01 CFS	0.1 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.01 CFS	
	Totals	0.02 CFS	3.4 AF

LOCATION OF POINT(S) OF DIVERSION: SENWSE, Sec. 33, Township 38N, Range 03W
LATAH County.

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
38N	03W	33	SWSE	0.6		0.6

Total number of acres irrigated: 0.6

PLACE OF USE:

IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE: STOCKWATER

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	
38N	03W	33	NWSE

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.

DEC 07 1994

State of Idaho
Department of Water Resources

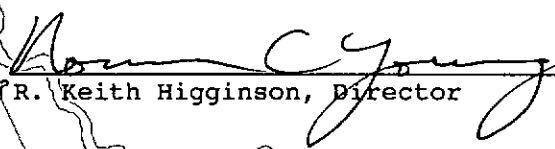
WATER RIGHT LICENSE

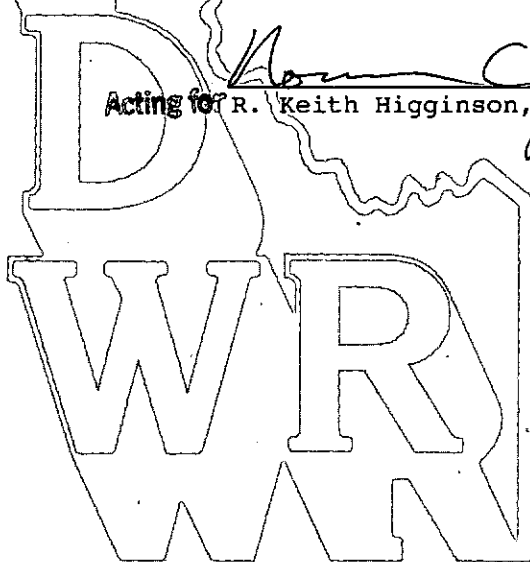
WATER RIGHT NO. 86-07296

CONDITIONS/REMARKS:

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.
6. Stockwater use is for 2 horses.

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 3RD day of OCTOBER, 1994.


Acting for R. Keith Higginson, Director



DEC 07 1994

RECEIVED

JUL 22 1993

Department of Water Resources

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 7-22-93
Receipt No. 028201
Receipt by CA

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. 86-07296 Telephone No. 208-276-3151
2. Name(s) of Permit Holder(s): RICHARD T. AND E. ROBERTA BINGHAM
3. Mailing Address: 1127 AMERICAN RIDGE ROAD, KENDRICK, IDAHO 83537
4. Source of Water: SPRING

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

OPTIONAL:

Pump horsepower: 1 1/2-5 Pressure (psi): 30 Dynamic pumping level (ft.): 6

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

Domestic _____ (No. of households) Stockwater 100 CFS, 12 HORSES ^{100 STOCK-2} (No. and type of stock)

Irrigation 106 (No. of acres) Other IRRIGATION STORAGE

6. Total rate and/or volume for which proof is submitted 0.02 cfs OR 0.9 acre/feet

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

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

OR

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

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet) CHECK 7852, 7/19/93

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

RICHARD T. BINGHAM 208-276-3151
Name Telephone No.
1127 AMERICAN RIDGE ROAD, KENDRICK, ID. 83537
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

JULY 19, 1993
Date

R.T. Bingham
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. 86-07296

Proposed Priority: June 4, 1991 Maximum Diversion Rate: 0.02 CFS

This is to certify, that E. ROBERTA BINGHAM
RICHARD T. BINGHAM
RT. 1 BOX 114B
KENDRICK, ID 83537

has applied for a permit to appropriate water from:

SPRING tributary of MIDDLE POTLATCH CREEK

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>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.01 CFS	
IRRIGATION STORAGE	01/01 to 12/31		0.9 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		0.9 AF
STOCKWATER	01/01 to 12/31	0.01 CFS	
DIVERSION TO STORAGE	01/01 to 12/31	0.01 CFS	
	Totals	0.02 CFS	

LOCATION OF POINT(S) OF DIVERSION: SENWSE Sec. 33, Township 38N, Range 03W
LATAH County

<u>PLACE OF USE:</u>	<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
IRRIGATION					
	38N 03W 33	SWSE	0.6		0.6

Total number of acres irrigated: 0.6

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE: STOCKWATER
TWN RGE SEC

38N 03W 33 NWSE SWSE SESE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 1993.
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.

APPROVED

SEP 05 1991

State of Idaho
Department of Water Resources

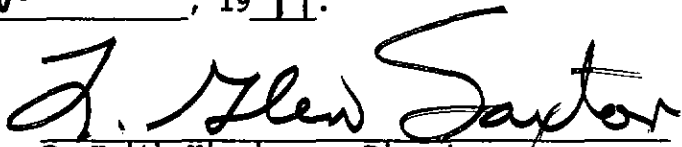
Permit To Appropriate Water

NO. 86-07296

4. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
5. Stockwater use is for 2 horses or range cattle.

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

21st day of August, 1991.

for

R. Keith Higginson, Director

RECEIVED

SEP 05 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant RICHARD T. AND E. ROBERTA BINGHAM Phone 208-276-3151
Post office address RT. 1, Box 114 B, KENDRICK, IDAHO 83537
2. Source of water supply SPRING which is a tributary of MID. F. POTLATCH CREEK
3. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot —
Sec. 33 Township 38N Range 3W B.M. LATAH County; additional
points of diversion if any: 4200 GAL TANK IMMEDIATELY SE OF SPRING UNDER RIGHT 86-07237 AND
DRAINAGE PIPE EMERGING APPROX. 150' S. OF SPRING
4. Water will be used for the following purposes:
Amount .01 cfs for IRRIGATION purposes from MAR 15 to NOV 15 (both dates inclusive)
(cfs or acre-feet per annum) .01 cfs - (TDR) DIVERSION TO
Amount .005 cfs for IRRIGATION STORAGE purposes from JAN. 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum) .01 cfs - (TDR) STOCK WATERING
Amount .01 cfs for (MAX. OF 2 ANIMALS) purposes from JAN. 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum) .01 cfs - (TDR) STORAGE FOR IRRIGATION PURPOSES FROM
Amount — for — purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum) — IRRIGATION FM STORAGE FROM 3-15 to 11-15 TDR
5. Total quantity to be appropriated is (a) .02 - .015 cfs and/or (b) .9
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 1" PVC PIPE TO 4200 GAL. TANK IMMED. SE OF
UNDER WATER RIGHT 86-07237
SPRING AND 1" SURFACE PVC PIPE TO RESIDENCE DOWN IRRIGATION BURIED SYSTEM AND 1/3 ACRE GARDEN
S. OF RESIDENCE. ALSO DRAIN EMERGING APPROX. 150' S OF SPRING AT WATER RIGHT 86-07237 TO
PROVIDE WATER TO 100' X 100' POND FOR IRRIGATION + STOCK WATERING
b. Height of storage dam 10 feet; active reservoir capacity 0.5 acre-feet; total
reservoir capacity 1.0 acre-feet; period of year when water will be diverted to storage:
JAN. 1 to DEC 31 inclusive.
c. Proposed well diameter is — inches; proposed depth of well is — feet.
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
2 years (minimum 1 year).

NOV 05 1991

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. MAXIMUM OF 2 BEEF CATTLE OR HORSES
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
32N	2W	33														2/3	2/3		2/3 } FROM TDK
		33														5	5	5	5 } TDK

Total number of acres to be irrigated 3/3

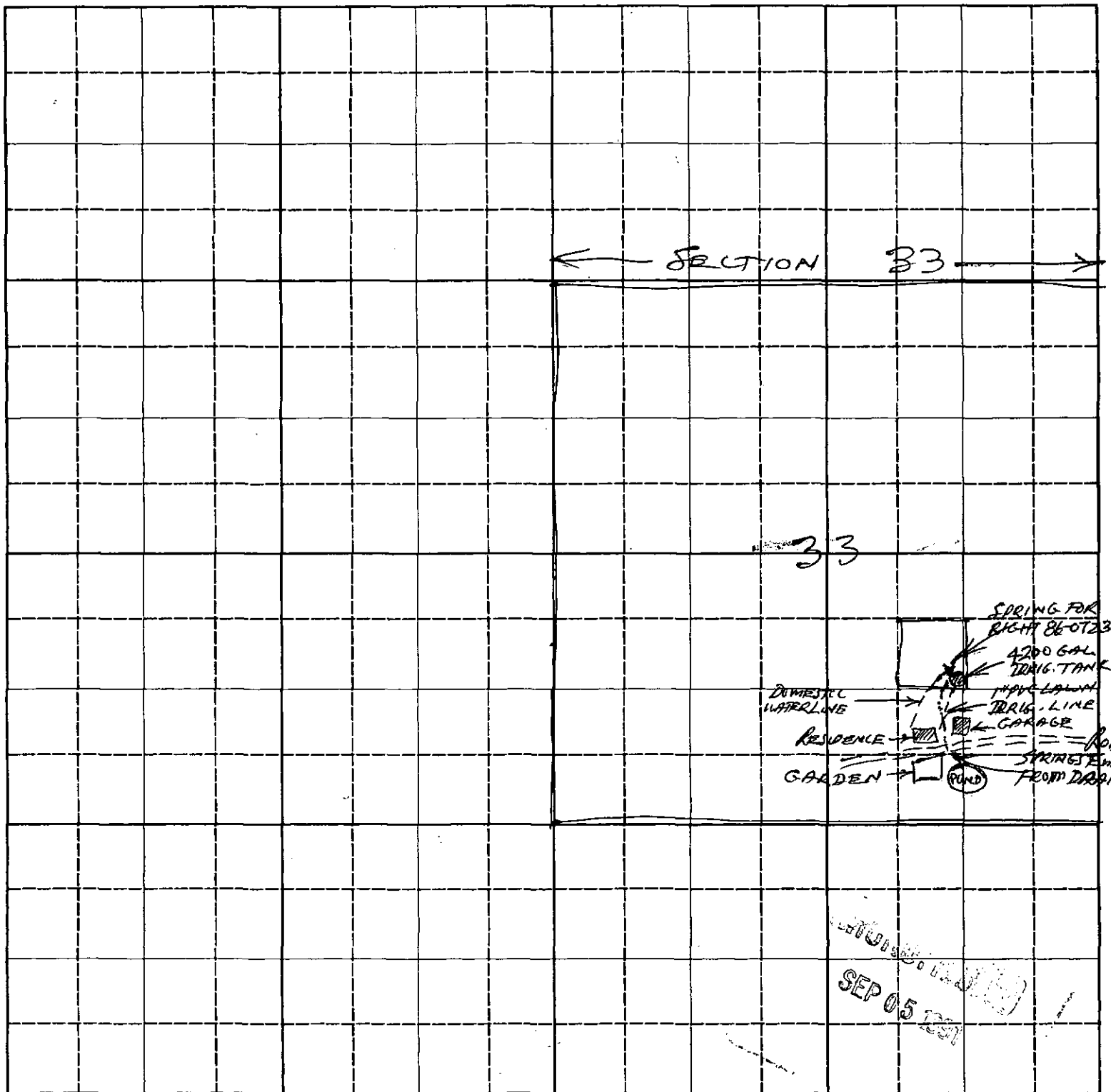
10. Describe any other water rights used for the same purposes as described above. DOMESTIC WATER

UNDER WATER RIGHT NO. 86-07237

- Who owns the property at the point of diversion? RICHARD T. AND E. ROBERTA BINGHAM
- Who owns the land to be irrigated or place of use? RICHARD T. AND E. ROBERTA BINGHAM
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. SEP 05 1991

12. Remarks: THERE ARE SEVERAL SPRINGS AT OR NEAR THE POINT OF DIVERSION UNDER WATER RIGHT NO. 86-07237. OUTPUT FROM THESE SPRINGS MERGE AND FLOW UNDERGROUND A SMALL DRAIN TO EMERGE APPROX. 150 FT. S FROM A DRAINAGE PIPE. WATER IS DIVERTED AT THE 86-07237 SPRING INTO A 4200 METAL + CONCRETE STORAGE TANK IMMED. SE OF THE 86-07237 SPRING, AND ALSO FROM THE DRAINAGE PIPE APPROX. 150' SOUTH OF THE 86-07237 SPRING FOR PROVIDING WATER TO THE IRRIGATION STORAGE AND STOCK-WATERING POND. ALL THIS IS INDEPENDENT OF DOMESTIC WATER UNDER RIGHT NO. 86-07237

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.

Richard T. Bingham
(Applicant) *Robert Bingham*
6/1/91

Received by pm Date 6/4/91 Time 2:00 PM Preliminary check by TDR
Fee \$ 300.00 check 656 Received by pm # N 4555 Date 6/4/91
6/11/91 Publication prepared by pm Date 6/12/91 Published in Harbortine / Ding Kern
6/20 & 27/91
Publication approved pm Date 8/2/91

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:

SEP 05 1991



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 4, 1994

RICHARD T BINGHAM
E ROBERTA BINGHAM
1127 AMERICAN RIDGE RD
KENDRICK ID 83537

RE: WATER RIGHT NO. 86-07296

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,

Shelley W. Keen
Water Rights Supervisor

SK:dc

Enclosure

RECEIVED
DEC 07 1994

WR0749NP
No. L86-07296

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/06/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RICHARD T BINGHAM	06/04/1991	IRRIGATION	03-01 11-30	0.01 CFS	2.40 AFA
C	E ROBERTA BINGHAM		IRRIGATION STORAGE	01-01 12-31		0.90 AFA
	1127 AMERICAN RIDGE RD		IRRIGATION FROM STORAGE	03-01 11-30		0.90 AFA
	KENDRICK ID 83537		STOCKWATER	01-01 12-31	0.01 CFS	0.10 AFA
	(208) 276-3151		DIVERSION TO STORAGE	01-01 12-31	0.01 CFS	
TOTAL DIVERSION:					0.02 CFS	3.40 AFA

Water Source: SPRING

Tributary to: MIDDLE POTLATCH CREEK

Stage: LICENSE

Point(s) of Diversion Capacity: 0.02 CFS

Point(s) of Diversion: T38N R03W S33 SENWSE LATAH County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
38N	03W	33	:																	
																				0.6
																				0.6

Place of use location for IRRIGATION FROM STORAGE is the same location as described for: IRRIGATION

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
38N	03W	33	:																	S

Pou County: LATAH

Other Water Rights with Same Point(s) of Diversion and Source:
86-07134 86-07237 86-07296

Other Water Rights Listing Overlapping Place(s) of use:
86-07296

Conditions of Approval:

- R31 - 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.

Remarks: Stockwater use is for 2 horses.

Dates: App. Received: 06/04/1991 Priority Date: 06/04/1991
Proof Due Date: 09/01/1993 Proof Made Date: 07/22/1993
Exam Made Date: 06/20/1994 Exam Sent to S.O.: 08/25/1994
Licensed Date:

LICENSE REVIEW CHECKLIST

PERMIT NO. 86-7296 DATE 9-6-94



NAME	Yes ☐ No ☒	Or Address Change?
PRIORITY DATE	☐ ☒	Advance? ☐ Advanced to: _____ Order to reinstate needed? _____ Incorrect fee for rate recommended? <u>NO</u>
SOURCE	☐ ☒	Changes or just clarification of originally intended source? _____ Notice of Intent to Void necessary? _____
POINT OF DIV	☐ ☒	Amendment needed? _____ Overlaps? <u>N/A</u>
PLACE OF USE	☐ ☒	Amendment needed? _____ Overlaps? _____
DIV RATE	☐ ☒	Measurement Q = <u>NONE</u> Theoretical Q = <u>NONE</u> IRR = .01 STOCK = .01 DIV TO STOR = .01 Capacity: <u>.02</u> Combined rates exceed capacity _____ Permit/fee limits: <u>.02</u> Allowable: <u>.02</u>
ANNUAL VOLUME	☒	Season of use: <u>E/4.0 3-1 to 11-30</u> (BOTTOM OF SEC. 10) (UNE) Calculations: <u>.6 x 4 = 2.4</u> <u>2 HORSES = .1</u> Flow limit: <u>.02</u> cfs x <u>365</u> x 1.9835 = <u>14.4</u> Combined volumes exceed capacity/allowable _____
USES	☐ ☒	Change in Nature of Use or additional uses? _____ Amendment necessary? _____
REMARKS	☐ ☒	Multiple p/d(s) in 1/4 1/4? _____ Other _____
CONDITIONS	☐ ☒	Measuring/Locking Devices _____ Watermaster control - District _____ <u>R31</u> Irrigation Overlap _____ Water Quality _____ Other _____
COMMENTS: _____		

RECOMMENDED	CFS	VOLUME	LICENSE ☒
<u>Irrigation</u>	<u>.01</u>	<u>2.4</u>	ADJUSTMENT MEMO NEEDED <u>YES</u>
<u>IRR STORAGE</u>	<u>—</u>	<u>.9</u>	1ST AMENDMENT LETTER _____
<u>IRR FR STOR</u>	<u>—</u>	<u>.9</u>	FINAL AMENDMENT LETTER _____
<u>STOCKWATER</u>	<u>.01</u>	<u>.1</u>	
TOTALS			
DIV TO STOR	<u>.01</u>	<u>—</u>	

Totals .02 3.4

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
AUG 29 1994

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 86-07296

1. Owner: Richard Bingham Phone No. (208) 276-3151

Current Address: 1127 American Ridge RD Kendrick, ID 83537

2. Accompanied by: Mrs. Roberta Bingham EXAM DATE: 6-20-94

Address: Same Phone No. Same

Relationship to Permit Holder: Owner

3. Source: spring tributary to Middle Potlatch Creek

B. OVERLAP REVIEW

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

2. Other water rights with the same point of diversion: 86-07134 & 86-07237

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
		SE	NW	SE	33	38N	3W	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	
38N	3W	33															5.6		0.6

DEC 07 1994

A hand-drawn sketch map on grid paper, oriented vertically. The map depicts a coastal area with several labeled features:

- Top Left:** A point labeled "P.O." with an "X" mark. A dashed line labeled "live" extends from it.
- Top Center:** A rectangular box labeled "submersible pump".
- Top Right:** A circle labeled "holding tank".
- Right Side:** A curved line representing a coastline or riverbank, labeled "RIVER".
- Center:** A rectangular box labeled "BIO". Below it, a rectangular box contains several circles, some of which are marked with an "X".
- Bottom Center:** A rectangular box labeled "stop" with an arrow pointing to it from the left. Above this box is a cluster of "X" marks.
- Bottom Right:** A rectangular box labeled "Field for" with "spills" written below it. To the left of this box is a vertical column of circles, some marked with an "X".

☒ Photo of Diversion and System Attached

Well or Diversion Identification No.*	Motor Make	Hp	Motor ^{model} Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Franklin Elec.	1hp	2801084910		1"

1.

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

2. Measurements: None

E. NARRATIVE/REMARKS/COMMENTS

Irrigation is for small fruit trees and
a small garden.

Stockwater is for some geese and 2 horses.

System is complete and in use.

Stockwater trough is in the same $\frac{1}{4}$ track as
the point of diversion.

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

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F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

None**G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

*

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{.6 \times 3.0 = 1.8}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{0.02 \times 245 \times 1.9835 = 4.8}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{1.8}$$

2. Volume Calculations for Other Uses:

Stockwater

$$0 - 10 = .02 \text{ cfs} - 0.2 \text{ AFA}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Irrigation</u>	<u>03-15</u>	<u>11-15</u>	<u>.01</u>	<u>1.8</u>
<u>Irrigation Storage</u>	<u>01-01</u>	<u>12-31</u>		<u>0.9</u>
* <u>" from storage</u>	<u>03-15</u>	<u>11-15</u>		<u>0.9</u>
<u>Stockwater</u>	<u>01-01</u>	<u>12-31</u>	<u>.02</u>	<u>.2</u>
<u>Diversion to storage</u>	<u>01-01</u>	<u>12-31</u>	<u>.01</u>	
Totals:			<u>0.04</u>	<u>3.8</u>

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 Jon M. Kunz Date 6-29-94

Reviewer _____ Date _____

SEAL

* SEE attached explanation memo. BC

DEC 07 1994

MEMORANDUM

TO: File 86-07296 / Richard Bingham
FROM: Brenda Chapman
DATE: September 6, 1994
RE: Adjustments Made

=====

The final recommendations for the following portion(s) of the field exam were based on the information below.

G. VOLUME CALCULATIONS

The irrigation annual volume diversion was adjusted to the currently used Field Headgate Requirement and Season of Use chart.

The stockwater volume was adjusted based on the currently used Field Examiner's Handbook guideline.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	3-01 to 11-30	.01	2.4
Irr Storage	1-01 to 12-31		.9
Irr from Stor	3-01 to 11-30		.9
Stockwater	1-01 to 12-31	.01	.1
Div to Storage	1-01 to 12-31	.01	
=====			
Totals		.02 cfs	3.4

The irrigation season and irrigation from storage dates were adjusted to the currently used Field Headgate Requirement and Season of Use chart.

Stockwater rate limited by permit to .01 cfs.

Total recommended is limited by the permit to .02 cfs.

DEC 07 1994

T 38 N R 3 W

SEC. 33

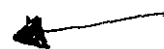
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Pump house



1" pipe from pump house
to holding tank



Upper holding
tank
(storage)



NOV 20 1994
DEC 07 1994



Pond (storage)



orchard
(irrigation)



livestock
(stockwater)



DEC 07 1994

July 23, 1993

RICHARD T. BINGHAM
E. ROBERTA BINGHAM
1127 AMERICAN RIDGE RD
KENDRICK ID 83537

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 86-07296

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)769-1450.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECEIVED

JUL 23 1993

June 30, 1993

E. ROBERTA BINGHAM
RICHARD T. BINGHAM
RT. 1 BOX 114B
KENDRICK ID 83537

PROOF DUE NOTICE

RE: PERMIT NO. 86-07296

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 September 1, 1993. (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.

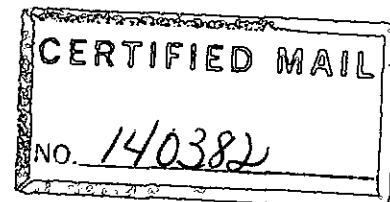
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



RECEIVED

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

August 26, 1991

E. ROBERTA BINGHAM
RICHARD T. BINGHAM
RT. 1 BOX 114B
KENDRICK, ID 83537

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 86-07296

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

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. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

Enclosures

RECEIVED
SEP 05 1991

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Theresa Myers

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

That he is the printer of The IDAHONIAN, 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:

July 18, 25,
1991

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

Theresa Myers
Subscribed and sworn to before

me this 25 day of July
1991

[Signature]
Notary Public,
residing at Moscow, Idaho
My commission expires: 10-16-93

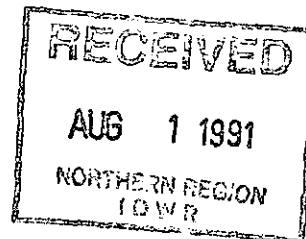
NOTICE OF CORRECTION
NOTICE IS HEREBY GIVEN
THAT APPLICATION FOR PERMIT
NO. 86-7296 in the name of Richard
T. & E. Roberta Bingham was advertised incorrectly on 6/20 & 27/1991.

The Place of Use was advertised incorrectly as T38N R03W NWSE SWSE SESE; whereas, correctly it should be T38N R03W S33 NWSE SWSE SESE. One of the uses did not indicate the amount of water to be used; it should have been advertised as Irrigation from Storage (90 AF).

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

Protests to the above-referenced correction must be filed with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814 on or before August 5, 1991.

R. KEITH HIGGINSON, Dir.
July 18, 25, 1991



SEP 05 1991

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R. KEITH HIGGINSON, Dir.

Published in the Idahonian on 7/18 & 25/1991.

RECEIVED
SEP 05 1991

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Theresa Myers

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

That he is the printer of The IDAHONIAN, 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:

June 20, 27, 1991

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

Theresa Myers
Subscribed and sworn to before

me this 28 day of June
19 91

[Signature]
Notary Public,
residing at Moscow, Idaho
My commission expires: 10-10-93

R. Keith Higginson, Director
June 20, 27, 1991

Source: SPRING, Tributary: MID-
DLE POTLATCH CREEK
Diversion Pt: SENWSE Sec 33 T

38N R 03W
Use: IRRIGATION (010 CFS), IRRIGATION STORAGE (90AF), IRRIGATION FROM STORAGE, STOCKWATER (010 CFS), DIVERSION TO STORAGE (010 CFS)
Total Diversion (020 CFS)
Date filed: 6/4/1991
In: T38N R03W NWSE SWSE
SESE
0.6 ACRES TOTAL

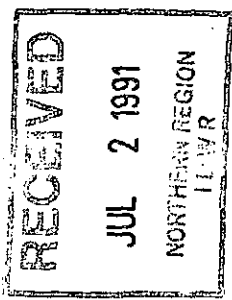
(90 AF)

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 July 8, 1991.



NOTICE OF APPLICATION OF WATER RIGHTS
The following application(s) have been filed to appropriate the public waters of the State of Idaho:
86-07296
BINGMAN, RICHARD T.
BINGMAN, E. ROBERTA
RT. 1 BOX 114B
KENDRICK, ID 83537



SEP 05 1991

86-07296

BINGHAM, RICHARD T.
BINGHAM, E. ROBERTA
RT. 1 BOX 114B
KENDRICK, ID 83537

Source: SPRING

Tributary: MIDDLE POTLATCH CREEK

Diversion Pt: SENWSE Sec 33 T 38N R 03W

Use: IRRIGATION	(.010 CFS)	
IRRIGATION STORAGE		(.90 AF)
IRRIGATION FROM STORAGE		(.90 AF)
STOCKWATER	(.010 CFS)	
DIVERSION TO STORAGE	(.010 CFS)	
Total Diversion:	(.020 CFS)	

Date Filed: 6/ 4/ 1991

In: T38N R03W S33 NWSE SWSE SESE

0.6 ACRES TOTAL

RECEIVED

SEP 05 1991

June 5, 1991

Mr. Richard T. Bingham
Rt. 1 Box 114B
Kendrick, Id 83537

Re: Water Appropriation Application # 86-7296

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, as well as the required appropriation filing fee, for which your Receipt is enclosed. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application.

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

If the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. However all protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

If the application is not protested it will be forwarded to Boise to be considered for approval by the Director. You will be notified by mail of the Directors decision.

If your application is for groundwater and unless you are using a well that was constructed prior to July 1, 1987, it will be necessary for you to apply for a well drilling permit upon approval of the appropriation application. Well drilling permits can be issued by this office only to holders of approved appropriation permits.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

Tom D. King
Sr. Water Resource Agent

Enc: Receipt

RECEIVED

SEP 05 1991