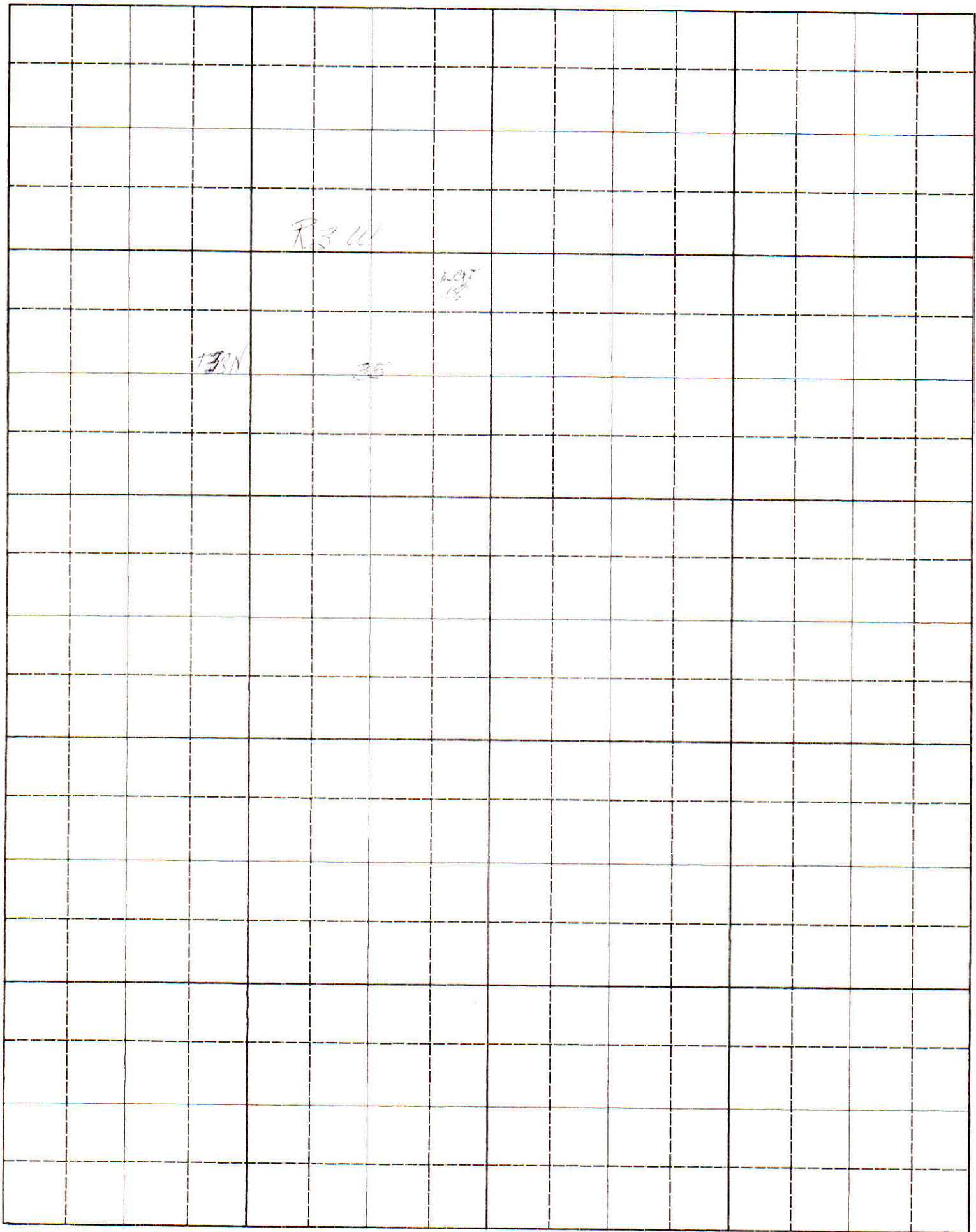


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

MICROFILMED

Shed Carrington
(Applicant)

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Nez Perce } ss.

Gayle Schumacher

, being duly sworn
deposes and says, I am the Classified Bookkeeper
of the Tribune Publishing Company, a corporation organized
and existing under and by virtue of the laws of the State of
Idaho, publishers of the LEWISTON MORNING TRIBUNE, a
newspaper of general circulation published at Lewiston, Nez
Perce County, Idaho; That the said Lewiston Morning Tribune
is an established paper and has been published regularly and
issued regularly at least once a day for more than 20 consecu-
tive years immediately preceding the first publication of this
notice, and has been so published uninterruptedly for said
period; that the NOTICE OF APPLICATION FOR WATER RIGHT
attached hereto and which is made a part of this affidavit was
published in the said Lewiston Morning Tribune, once a
week for 2 consecutive weeks, the
first publication thereof being on the 17th day of
March, A. D. 19 83, and the last publica-
tion thereof being on the 24th day of March
A. D. 19 83, and said NOTICE OF APPLICATION FOR WATER
was so published in the regular and entire issue of the said
newspaper and not in a supplement thereof and was so pub-
lished in every issue and number of the said paper, during the
period and times of publication as set forth above.

Gayle Schumacher

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE
24TH day of March, 19 83.

Thelma Hamilton

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

NOTICE OF APPLICATION FOR WATER RIGHT

The following application has been
filed to appropriate the public waters
of the State of Idaho:

86-7161

FARRINGTON, LLOYD. Rt. 1, Box 97,
Kendrick, ID 83537.

Source: SPRING trib. to SINKS.

Dated filed: 3/8/1983.

Diversion Pt.: NENE Sec 35 T 38N R
03W.

Use: Domestic (0.04 CFS)

In: NENE Sec 35 T 38N R 03W.

The permit will be subject to all prior
water rights. Protests must be filed
with the Director, Dept. of Water Re-
sources, 4055 Gov't Way, Coeur
d'Alene, ID 83814 on or before APRIL
4, 1983.

KEN DUNN, Dir.

RECEIVED

MAR 25 1983

Department of Water Resources
Northern District Office

RECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 24 1991

Department of Water Resources

A. GENERAL INFORMATION

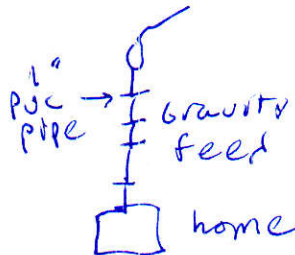
- Permit No. 86-07161
Phone No. 289-5501
1. Owner: Wlad Furrington
Current Address: Rt 1 Box 97 Kendrick ID 83537
2. Accompanied by: Cody Holden EXAM. DATE: 6/15/90
Address: ~~Box 501~~ Box 501 Juliaetta, ID 83535 Phone No. none
Relationship to Permit Holder: Son of homeowner
3. Source: spring tributary to sinks

B. OVERLAP REVIEW

1. Other water rights with same place of use: None
☐ Copies Attached
2. Other water rights with same point of diversion: none
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

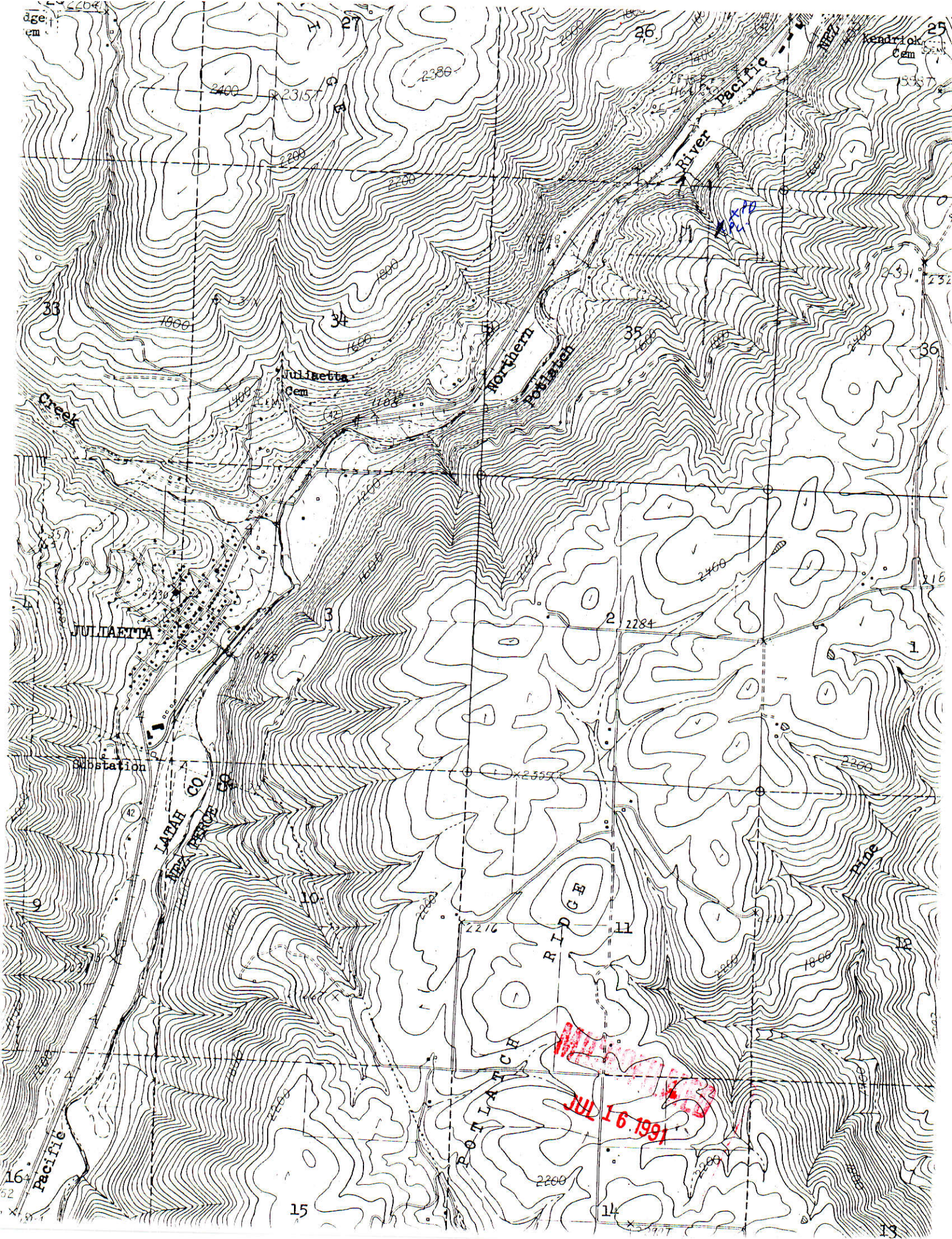
1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



MICROFILMED
JUL 16 1991

Scale: 1" = 100'

2. ☒ Copy of U.S.G.S. 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 or more).
☐ Photo of Diversion and System Attached PHOTO DID NOT DEVELOPE
(required for all but single household domestic groundwater, and stockwater). TDK



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 86-07161

Priority: March 8, 1983

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.04 CFS
1.2 AF

This is to certify, that STEVE HOLDEN
PEGGY HOLDEN

P.O. BOX 501

JULIAETTA, ID 83535

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 8, 1983; and has submitted Proof of Beneficial Use on March 16, 1990. An examination indicates that the works have a diversion capacity of .040 cfs of water from:

SPRING

tributary to SINKS

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>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 35, Township 38N, Range 03W
NEZ PERCE County

PLACE OF USE: DOMESTIC
TWN RGE SEC

38N 03W 35

NENE

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 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 must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 1 home.

RECORDED

JUL 16 1991

PAGE 2

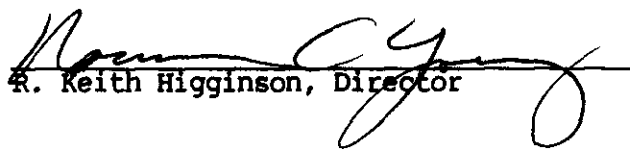
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 86-07161

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 9th
day of July, 1991.

Acting for


R. Keith Higginson, Director

JUL 16 1991

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	86-7161	Farrington, LLOYD	0.04
Full Assignment	86-7161	Holden, Steve Peggy	0.04

MICROFILMED

JUN 29 1990

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

RECEIVED
MAR 16 1990

I, LLOYD FARRINGTON hereby assign to STEVE and BOB HOLDEN
of Box 501 JULIAETTA, ID 83535
(address)

(Select A or B)

A. ☒ All my right, title and interest in and to Permit # 86-7161 to appropriate the public waters of the State of Idaho.

B. ☐ The following described portion of my right, title, and interest in and to Permit# _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage and/or number and type of uses within each 40 acre subdivision, legal description of the point of diversion and the amount of water in cubic feet per second for direct diversion, or acre feet for storage).

Made this 13 day of MARCH, 19 90.

Lloyd Farrington
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Fortuna) ss.

On this 13th day of March, 19 90, personally appeared before me the signer (s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

MICROFILMED

JUN 29 1990

seal

Notary Public
Notary Public residing at
Latam

My commission expires:

12/10/93

RECEIVED
DEC 30 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 FEE Received by
Date 12-31-87
Receipt # 48237

REQUEST FOR EXTENSION OF TIME

Department of Water Resources

provide additional time in which to submit proof
of beneficial use for a water right permit

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 86-161

Name(s) of Permit Holder: LLOYD FARRINGTON

Post Office Address: P.O. Box 97 KENDRICK ID 83537

Telephone No. (208) 289 5501

Date Proof is Due: 1/1/88

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

The spring has been developed and inspected
by your representative.

Costing \$ 1400⁰⁰

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

The road leading into the property has not been kept
up and has a slide that settles each year. The County
has not helped but said they might in the future

Permit holder(s) request an extension to 1/1, 19 93. Lloyd Farrington
(1 yr. minimum) (Signature)

FEE: \$15.00

*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to April 1, 1990.

Signed this 6th day of January, 19 88.

L. M. Saxon MAR 04 1988
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Lloyd Farrington Phone (208) 289-5501
Post office address RT 1 Box 97 Kendrick Ida 83537
2. Source of water supply Spring which is a tributary of sinks
3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 35 Township 38 N
Range 3 W B.M. Per Pence County, additional points of diversion if any: Lat 18 of Bull Pine Estate

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 _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 350' pipe with gravity flow to location of future building site
b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____
Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

- (1) Give the place of use of water: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 35 Township 38
Range 3 W B.M. Lat 18 of Bull Pine Estate
(2) Amount of power to be generated: _____ horsepower under _____ feet of head.
(3) List number of each kind of livestock to be watered _____
(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 1.
(5) If water is to be used for other purposes describe: _____

MICROFILMED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. NONE

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

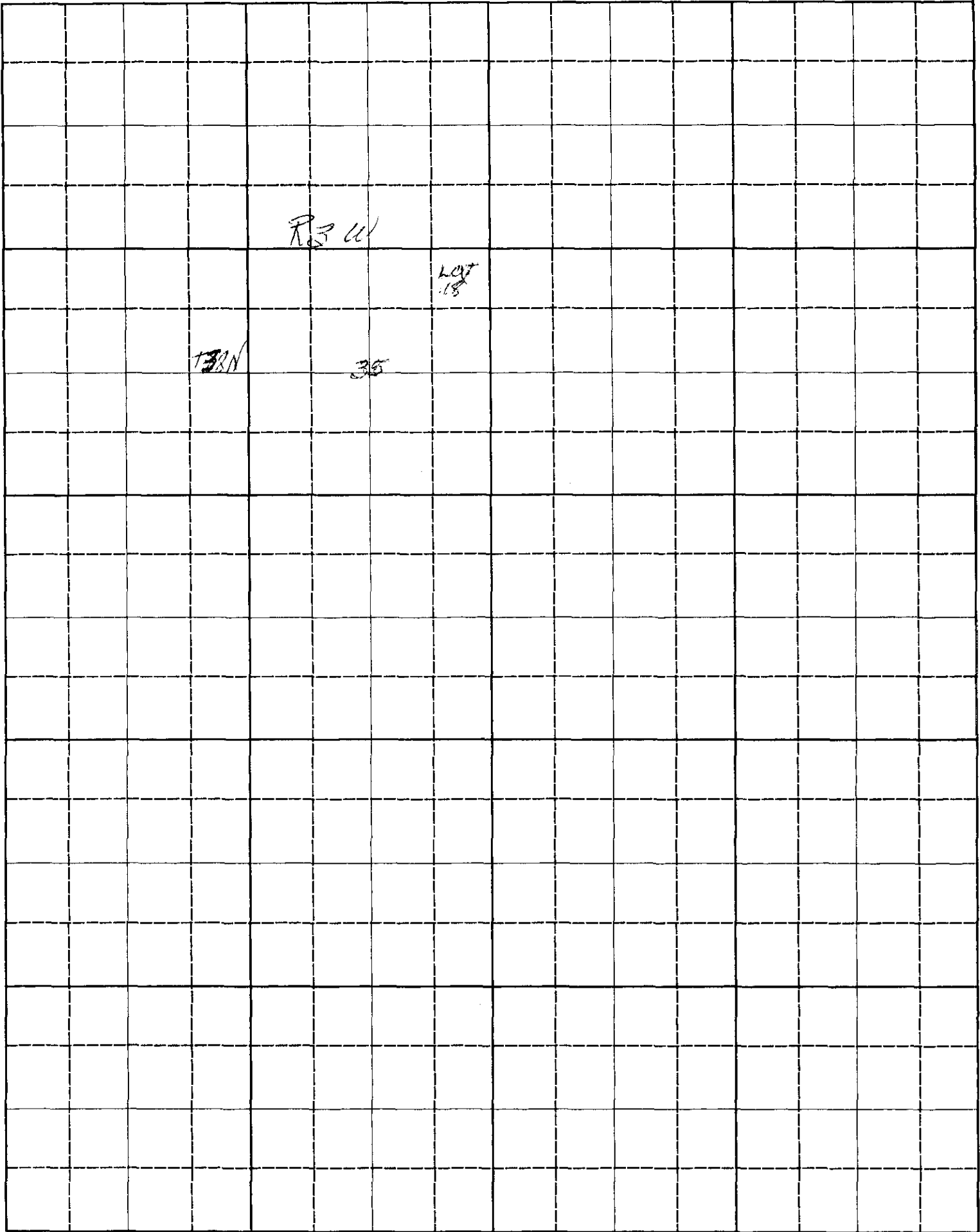
b. Who owns the land to be irrigated or place of use APP

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

MICROFILMED

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



Scale: 2 inches equal 1 mile.

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

MICROFILMED

David Harrison
(Applicant)

Proposed Priority 3/8/1983

Received by mm Date 3/8/83 Time 12:40 PM

Preliminary check by LB Fee \$ 30.00

Receipted by mm Date 3/9/83 (24903)

Publication prepared by mm Date 3/16/83

Published in Lewiston Tribune

Publication dates 3/17+24/83

Publication approved mm Date 4/4/83

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by mm RC

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. 86-7161, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 88.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 21st day of April, 1983.

L. Glen Saxton
Chief, Operations Bureau

MICROFILMED

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Nez Perce } ss.

Gayle Sohumacher, being duly sworn

deposes and says, I am the Classified Bookkeeper
of the Tribune Publishing Company, a corporation organized
and existing under and by virtue of the laws of the State of
Idaho, publishers of the LEWISTON MORNING TRIBUNE, a
newspaper of general circulation published at Lewiston, Nez
Perce County, Idaho; That the said Lewiston Morning Tribune
is an established paper and has been published regularly and
issued regularly at least once a day for more than 20 consecu-
tive years immediately preceding the first publication of this
notice, and has been so published uninterruptedly for said
period; that the NOTICE OF APPLICATION FOR WATER RIGHT
attached hereto and which is made a part of this affidavit was
published in the said Lewiston Morning Tribune, once a
week for 2 consecutive weeks, the
first publication thereof being on the 17th day of
March, A. D. 19 83, and the last publica-
tion thereof being on the 24th day of March
A. D. 19 83, and said NOTICE OF APPLICATION FOR WATER
was so published in the regular and entire issue of the said
newspaper and not in a supplement thereof and was so pub-
lished in every issue and number of the said paper, during the
period and times of publication as set forth above.

Gayle Sohumacher

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE
24TH day of March, 19 83.

Thelma Hamilton

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

RECEIVED

MAR 25 1983

Department of Water Resources
Bureau of Water Rights
MICROFILMED

July 9, 1991

STEVE HOLDEN
PEGGY HOLDEN
P.O. BOX 501
JULIAETTA, ID 83535

RE: WATER RIGHT NO. 86-07161

Dear Water Right Holder(s):

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

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

JUL 16 1991

LICENSE REVIEW CHECKLIST

Permit No. 86-7161

Name/Address change? ok ✓

Priority date Advance? yes no ✓

Memo to advance

Order to reinstate needed? yes no ✓

Total cfs Limited by fee N/A

Limited by capacity

Total volume Limited by flow

Chart checked for AF rate/ac N/A

Capacity Actual measurement checked

Theoretical checked

If greater than permit, check for other rts

Source Changed? yes no ✓

If so, is memo needed to clarify?

P/D Verify with map ✓ permit

More than one per 1/4? Remember remark

Check p/d overlap N/A

Uses Check irrigation period of use w/ chart N/A

P/U Verify with map ✓ permit

> 5 acres irrigated, run overlap N/A

Remarks More than one p/d in 1/4

Description of non-irrig uses

Special overlap condition

Conditions -

Measuring device
W. Master control
Overlap
Water quality
Other

Dates/Misc. -

Water Dist
App Rec'd ✓
Proof Rec'd ✓

CHECK FOR ADJ. CLAIM

Needed according to proof filed

Filed - needs amended

Add'l fee required

Not filed -

Not needed proof made 1990 ✓

Comments/Changes to Examiner's Recommendations:

JUL 16 1991

License ✓ 10-day 30-day

Back of field report signed?

Reviewer SCurtis Date 7/1/91 Review time 6 min

ok

SENIOR AGENT REVIEW

Check List
for
Beneficial Use Field Report

Permit 86-07161

A. GENERAL INFORMATION

- ✓ 1. Name and address are most current available. (Check BU statement)
✓ 2. Exam Date
✓ 3. Source (Check Permit)

B. OVERLAP REVIEW

- ✓ 1. & 2. (Rule 5,1,4)

C. SYSTEM DESCRIPTION

- ✓ 1. Diversion System Diagram (Rule 5,1,3 / 5,1,4)
✓ 2. USGS (Rule 5,1,7 / 5,1,9) Aerial (Rule 5,1,17)
Photo of pd and/or pu or explanation
✓ 3. Word Picture (Rule 5,1,3 / 5,1,4)
✓ 4. Diversion (Rule 5,1,3)
✓ 5. Compare with USGS Map/Land Survey Maps/Aerial Photos/Permit.
Method of determination
✓ 6. Irrigation (Rule 5,1,8), Method of determination,
Compare USGS/Land Survey? Aerial Photos/Permit.

D. FLOW MEASUREMENTS Check math (Rule 5,1,13 / 5,1,14)

E. FLOW CALCULATIONS Check math (Rule 5,1,13 / 5,1,14)

F. OPTIONAL

G. VOLUME CALCULATIONS

- ✓ Three significant figures/not less than 0.10 (Rule 6,1,2)
Fish (Rule 5,1,11) number stock, homes, etc... (Rule 5,1,12)

H. REMARKS AND OVERLAP ANALYSES

- ✓ All actual uses listed (Rule 5,1,2):
✓ All unused, permitted uses listed (Rule 5,1,2):
✓ Overlaps (Rule 5,1,4):
✓ Return flows (Rule 5,1,5):
✓ Conditions (Rule 5,1,6).

I. RECOMMENDATIONS

- ✓ 1. Municipal (Rule 5,1,10): Compare with items E & G, permit, fee, capacity
(Rule 5,1,15): Measured flows for each use listed separately (Rule 5,1,14).
Period of year (Rule 5,1,13)
✓ 2. Compare permit to exam for amendments (Rule 5,1,16)

J. AUTHENTICATION

- ✓ Name, Signature, Certification Date, Exam Date.

WELL INSPECTION REPORT

- ✓ Check with permit and well log for discrepancies

Signature J. K. King Date 8/24/90

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 24 1991

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 86-07161

1. Owner: Lloyd Farrington Phone No. 289-5501
Current Address: Rt 1 Box 97 Kendrick ID 83537

2. Accompanied by: Cody Holden EXAM. DATE: 6/15/90
Address: ~~same~~ Box 501 Juliaetta ID 83535 Phone No. none

Relationship to Permit Holder: son of homeowner

3. Source: spring tributary to Sinks

B. OVERLAP REVIEW

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

☐ Copies Attached

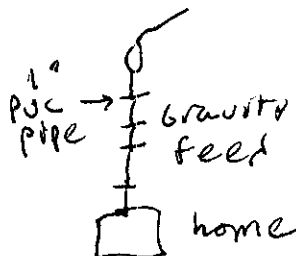
2. Other water rights with same point of diversion: None

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



MICROFILMED

JUL 16 1991

Scale: 1" = 100'

2. ☒ Copy of U.S.G.S. 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 or more).

☐ Photo of Diversion and System Attached PHOTO DID NOT DEVELOPE
(required for all but single household domestic groundwater, and stockwater. TDK)

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

The water from the spring is ^{gravity fed} ~~pipe~~ through a 1" PVC pipe to their place of residence.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
gravity					

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
-	18	NW	NE	NE	35	38 N	3W	Nez Perce	Map

AKA: LOT 18

6. **Place(s) of Use:** BULL PINE ESTATES

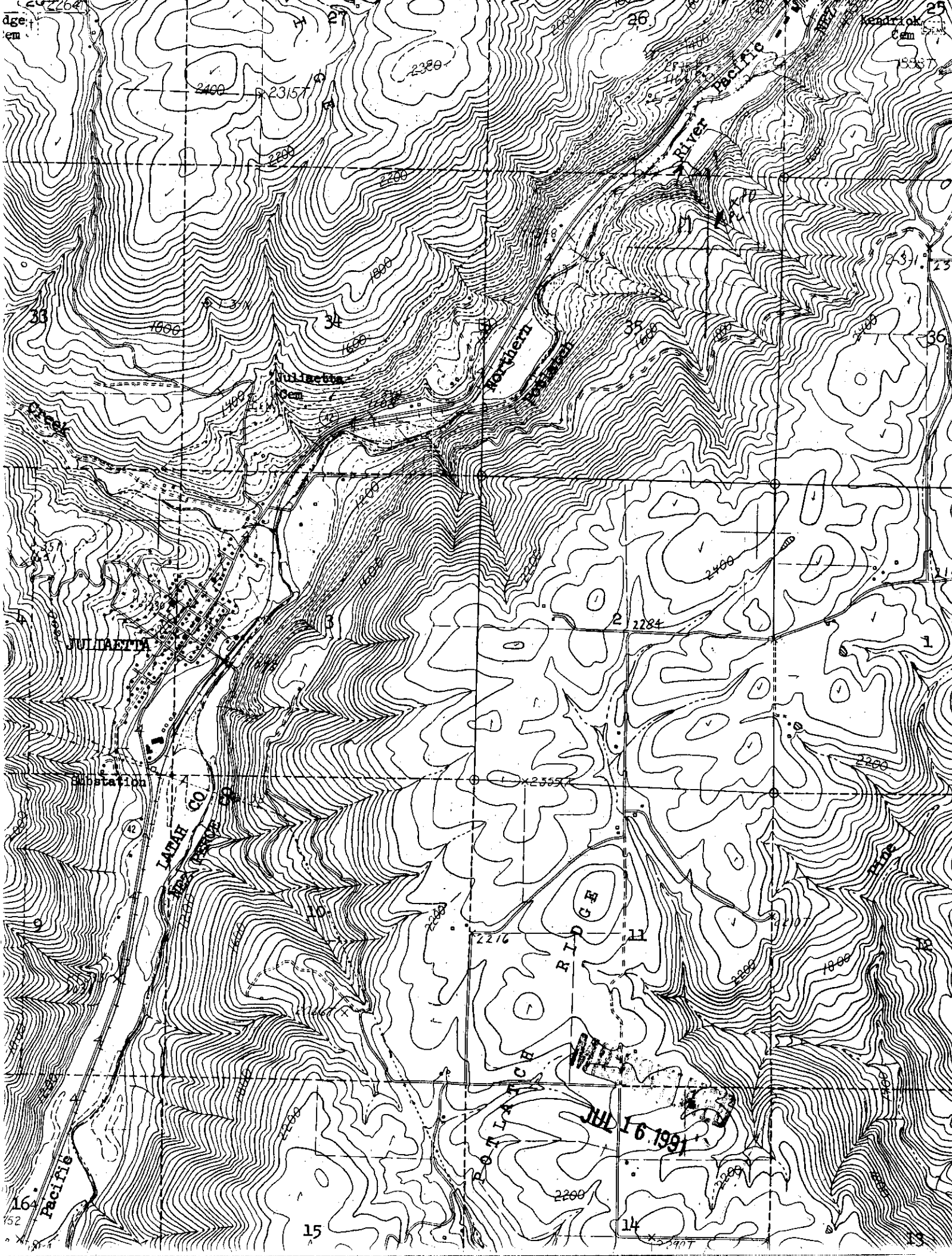
Indicate Method of Determination

Map

Twp.	Rge.	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	
38N	3W	35	D																1

Do not use this space

JUL 16 1991



Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes: *1 Domestic*

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

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:

1 Domestic

MICROFILMED
JUL 16 1991

H. REMARKS AND OVERLAP REVIEW ANALYSIS

I. RECOMMENDATIONS

1. Recommended Amounts

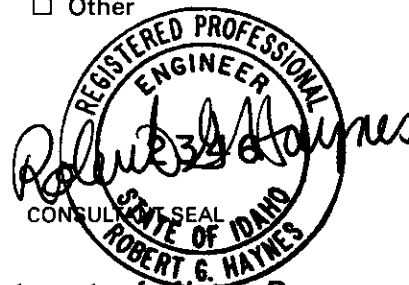
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1/1	12/31	.04	6.2
Totals:			.04	6.2

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

J. AUTHENTICATION

Field Examiner's Name Robert Knobloch
Signature Robert Knobloch
Certification Date 4/16/90
Field Report Preparation Date 6/18/90



- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

APPROVED

JUL 16 1991

May 17, 1990

Steve and Peggy Holden
Box 501
Juliaetta, ID 83535

Dear Mr. and Mrs. Holden:

Re: Permit No. 86-7161

This office acknowledges receipt of the assignment conveying the above referenced permit to you. The assignment has been entered into the department's records.

The department received the proof of beneficial use form. The next step for the department to conduct the field inspection to confirm and determine the extent of beneficial use. I cannot tell just when the representative from our Northern Regional office will conduct the exam, but he will try to contact prior to being in the area.

If you have questions, please contact me.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

c: Northern Region

RECORDED

JUN 29 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 86-7161

Date: 5-16-90

General Considerations:

g Name same as permit
g Signature the same as permit holder
g Address change _____ If yes, prepare a data entry
g Proof received timely _____
_____ Reinstated

Source of Water:

g Surface water
g Groundwater
_____ 1. well log in file
_____ 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

g Rate of diversion appropriate for uses
g Is rate or volume and fee appropriate?
g Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

g Is a measuring device or access port required?
g Has one been installed?
_____ Waiver or modification of measuring device requested

Remarks: Proof acceptable
Ack. assignment

W/B Priority Calculation:
Date proof received _____

Date proof due _____

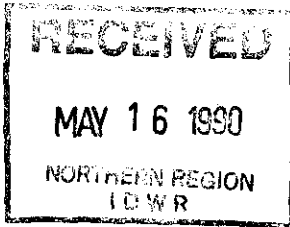
No. of days late _____

Priority date _____

NEW PRIORITY DATE _____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

For Office Use Only
Amt. of Fee \$ _____
Date _____
Receipt No. _____
Received by _____



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE



The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 86-7161 Telephone No. NONE

Name(s) of Permit Holder(s): Steve Holden

Post Office Address: Box 501 Juliaetta Idaho 83535

Source of Water: Spring

If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:
Domestic 1 (No. of households) Irrigation _____ (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 1.04 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 4/25/90

One of the following may be a condition of approval of your permit:

Measuring device: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

OR

Flow Measurement Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

Fee Enclosed: \$ NONE (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

Steve Holden NONE
Name Telephone No.

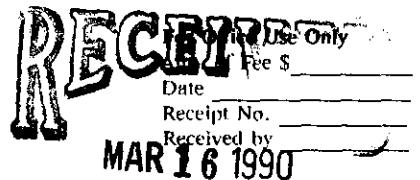
Box 501 Juliaetta Idaho 83535
Address



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.

5/14/90
Date

Steve Holden
Signature (and title if on behalf of a company or organization)



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 86-7161 Telephone No. 289-5501

Name(s) of Permit Holder(s): LLOYD FARRINGTON

Post Office Address: RT 1 BOX 97 KENDRICK, ID 83537

Source of Water: SPRING

If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:
Domestic 1 (No. of households) Irrigation _____ (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 0.04 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: MARCH 1, 1990

One of the following may be a condition of approval of your permit:

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

OR

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

Fee Enclosed: \$ _____ (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

ASSIGNED TO: STEVE OR PEGGY HOLDEN NONE
Name Telephone No.

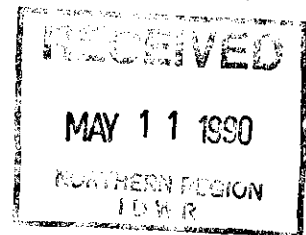
BOX 501 JULIAETTA, ID 83535
Address

The above information is my true statement of the extent to which the above numbered portion has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MICROFILMED

JUN 29 1990

3/13/90 Lloyd Farrington
Date Signature (and title if on behalf of a company or organization)



REAL ESTATE CONTRACT

ARF
SDH *PRH* THIS CONTRACT OF SALE, made and entered into as of this 5th of March, 1990, by and between LLOYD R. FARRINGTON and AMY R. FARRINGTON (husband and wife), whose residence address is Route 1 Box 97, Kendrick, County of Latah, State of Idaho, hereinafter referred to as Seller, and STEVE HOLDEN and PEGGY HOLDEN, (husband and wife), whose residence address is P.O. Box 501, Juliaetta, County of Nez Perce, State of Idaho, hereinafter referred to as Buyer.

For and in consideration of the mutual covenants and agreements herein contained to be kept and performed by the parties hereto, IT IS MUTUALLY AGREED AS FOLLOWS:

Seller hereby agrees to sell to Buyer, and Buyer agrees to purchase from Seller, the following described real property situated in the County of Nez Perce, State of Idaho, to-wit:

Lot 18 in BULL PINE ESTATES, a subdivision in part of Sections 26 and 35, Township 38 North, Range 3 W.B.M., according to the recorded plat thereof, on file in the office of the County Recorder, records of Nez Perce County, Idaho. The ground water spring is also included in this description. Referenced as #86-3117.

ARF
SDH 1. PRICE: It is agreed by and between the parties that the purchase price of the property described in this Contract as being sold by the Seller to the Buyer and being purchased from the Seller by the Buyer is the sum of Fourteen Thousand Dollars (\$14,000) together with interest on that part of the purchase price remaining from time to time unpaid at the rate of ten percent (10%) per annum from the date of this Contract, which is payable as follows:

a. The sum of Two Hundred Dollars (\$200) down payment receipt of which is hereby acknowledged.

b. The sum of Thirteen Thousand Eight Hundred Dollars (\$13,800) hereinafter referred to as the deferred balance of the purchase price at the and in the manner as follows:

MICROFILMED

JUN 29 1990

1. REAL ESTATE CONTRACT

8. EXPENSES: Seller shall pay the title insurance premium and attorney's fees for drafting documents and closing. Buyer shall pay recording fees. Escrow fees shall be shared equally.

9. NON-ASSIGNABILITY: Buyer shall not assign this Contract or lease the premises without the written consent of Seller. Seller shall not unreasonably or arbitrarily withhold such consent. Assignment by consent shall not relieve Buyer of any obligations hereunder.

10. IMPROVEMENTS: Buyer shall have the right to make or install permanent improvements upon the real property described in this Contract, only upon the following conditions:

a. Buyer makes or installs said improvements as a volunteer and with full knowledge and acceptance of the fact that Buyer is not entitled to any credit, payment or reimbursement from Seller for the cost or value of said improvements, and

b. Buyer makes or constructs said improvements at his own cost and expense, and

c. Buyer is not the agent of Seller for the purpose of making or constructing said improvements or for any other purpose, and

d. Buyer shall not allow or suffer any liens or encumbrances to be attached to or filed upon the said property for any work or materials used thereon and will hold Seller entirely harmless from any liability for such work and materials and from any liens or encumbrances upon said property as a result thereof, including without limitation, any and all expenses, attorney fees and costs including fees and costs on appeal, incurred by Seller to litigate against or remove such liens or encumbrances, and

e. Buyer shall be entitled to remove any permanent improvements made or constructed by Purchaser upon the said property except any such permanent improvements that cannot be removed without damage to the remaining property.

11. FORFEITURE: Time is of the essence hereof. If Buyer fails to perform any act required herein or breaches this Contract in any way, Seller may:

3. REAL ESTATE CONTRACT

MICROFILMED

JUN 29 1966

a. Declare a forfeiture of and cancellation of this Contract, or

b. Declare the entire balance due hereunder to be immediately due and payable, or

c. Elect to bring action on any overdue installment or payment made by Seller and repayable to Seller by Buyer, it being stipulated that the covenant to pay such sums by Buyer are independent of the covenant to deliver a deed and every such action is an action arising on contract for the payment of money only, as if the promise to pay had been expressed in a different instrument, and no such action shall constitute an election not to proceed otherwise on any subsequent default.

Upon declaration of forfeiture, all rights of Buyer hereunder shall cease and terminate and Seller shall be entitled to take possession of said property, and all payments theretofore made by Buyer shall be retained by Seller as liquidated damages and rent. Notice of election to forfeit or to declare all sums due shall be sent by registered mail to Buyer at his last known address setting forth the nature of the default, and if Buyer fails to remedy the default within 30 days from the date of mailing the notice, such declaration shall be considered as made. No notice shall be required for the use of remedy (3) above. No waiver of default shall constitute a waiver of a subsequent default, and no delay by Seller to take action upon default shall be deemed a waiver thereof.

If Seller has a forfeiture notice prepared by an attorney, Buyer shall pay Seller \$75.00 as an attorney's fee and for mailing costs. The escrow agent is directed to add such amount to the Contract balance if Seller proves such mailing, and Buyer shall pay said sum through escrow within 30 days after the mailing of said notice. Non-payment of said sum shall constitute a breach hereof.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year first above written.

Rayd Farrington + Steve D Holden
Amey R. Farrington + Peggy V Holden

4. REAL ESTATE CONTRACT

MICROFILMED

JUN 29 1990

STATE OF IDAHO)
) ss
County of Latah)

On this day personally appeared before me LLOYD R. FARRINGTON and AMY R. FARRINGTON, husband and wife, to me known to be the individuals described in the and executed the within and foregoing instrument and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 5th day of March, 1990.

W. Duk Hammond
Notary Public for Idaho
residing in Kendrick
Commission expires 12-14-93

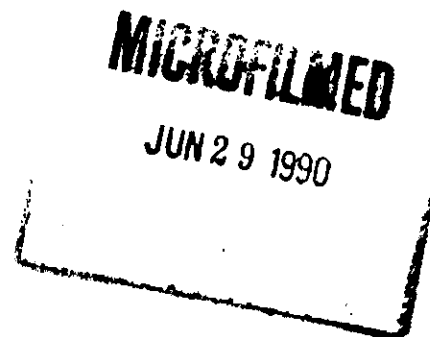
STATE OF IDAHO)
) ss
County of Latah)

On this day personally appeared before me STEVE HOLDEN and PEGGY HOLDEN, husband and wife, to me known to be the individuals described in and who executed the within and foregoing instrument and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 5th day of March, 1990.

W. Duk Hammond
Notary Public for Idaho
residing in Kendrick
Commission expires 12-14-93

5. REAL ESTATE CONTRACT



138174
January 31, 1990

LLOYD FARRINGTON
RT. 1 BOX 97
KENDRICK, ID 83537

PROOF DUE NOTICE

RE: PERMIT NO. 86-07161

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 April 1, 1990. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

JUN 29 1990

January 13, 1988

Lloyd Farrington
Rt. 1 Box 97
Kendrick, ID 83537

Dear Mr. Farrington:

Re: Permit Nos. 86-7152 and 86-7161

Enclosed is a copy of each approved request for extension of time. The time within which to submit a proof of beneficial use is extended to April 1, 1990 for Permit No. 86-7152 and to January 1, 1990 for Permit No. 86-7161.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

MICROFILMED

MAR 04 1988

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 86-8161Reviewed by [Signature]Date 1-5-1988

BASIC INFORMATION

3 Date stamp received
9 Extension received timely
 (not prior to 6 month before proof due date or after reinstatement period)
4 Fee received and receipted
9 Name and signature same as permit
N Address change (indicate on coding sheet)

BASIS FOR EXTENSION REQUEST

4 Has adequate work been completed to demonstrate due diligence?
9 Has the cost incurred been adequate to demonstrate an intent to complete the project?
N/A Has the permit been involved in litigation?
 a. Swan Falls _____ Dismissed from Swan Falls _____
 Other _____ Identify _____
 b. Is supporting documentation needed to complete the file? _____
 Requested _____
 c. Calculate the period of delay

Date litigation completed _____

Date litigation began _____

Total period of delay = _____

Present proof due date + _____

NEW PROOF DUE DATE = _____

N/A Is delay by a government agency?
 Is supporting documentation needed to complete the file? _____
 Requested? _____

ACTION TAKEN

Recommend approval based on due diligence for a period of 2 years.

Special conditions or remarks:

N/A Reinstatement Date extension received _____ = _____
 Proof due date _____ = _____
 No. of days late _____ = _____
 Priority date _____ = + _____
 ADJUSTED PRIORITY DATE _____ = _____

5 Prepare coding sheet
5 Change rolodex cardf



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 1301 North Orchard Street Boise, Idaho 83706-2237 • (208) 334-4440

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

EXTENSION OF TIME

January 4, 1988

Lloyd Farrington
Rt. 1, Box 97
Kendrick, ID 83537

PERMIT NO. 86-7161

We are in receipt of the 015 extension fee for Extension(s) of Time to provide additional time in which to submit proof of beneficial use on a water right permit.

Your request for extension(s) of time is being reviewed by staff. You will be informed of our decision when review has been completed.

Enclosed is our receipt No. 48237.

Roberta Garrett
Records Supervisor

Enclosure

MICROFILMED

MAR 04 1988

December 18, 1986

Lloyd Farrington
Rte. 1 Box 97
Kendrick, ID 83537

Dear Mr. Farrington:

Re: Permit No. 86-7161 & 86-7152

The department acknowledges receipt of your request to withdraw the proof of beneficial use forms. Enclosed are these forms for your records.

Proof is due April 1, 1988. Sixty days prior to that date, the department will notify you and request that you submit proof.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

MICROFILMED

MAR 09 1987

OK *ms*

RECEIVED

OCT 16 1986

Department of Water Resources

Lloyd Farrington
Rte. 1 Box 97
Kendrick, ID 83537

Idaho Department of Water Resources
4055 Government Way
Coeur d'Alene, Id 83814

Re: 86-7152 & 86-7161

Gentlemen:

I wish to withdraw the Proof of Beneficial Use Statements for both of the above referenced permits. It was my understanding that developement of the springs was all that was necessary. I would like the rest of the time allotted by the permit to institute the uses.

Sincerely,

Lloyd Farrington

RECEIVED

OCT 6 1986

Department of Water Resources
Northern District Office

MICROFILMED

MAR 09 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

NOVEMBER 18, 1985

LLOYD FARRINGTON
RT. 1 BOX 97
KENDRICK ID 83537

RE: Permit No. 86-7161

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a Water Right License can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 765-4639 or in person at our office.

Sincerely,

/S/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

MICROFILMED

MAR 09 1987

*Proof
Withdrew*

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

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

FARRINGTON, LLOYD
RT. 1 BOX 97
KENDRICK, ID 83537

MAY 10, 1983

RE: PERMIT NO. 86-7161

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: AB

APPLICATION NUMBER: 86-7161

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 4/4/83 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 3/25/83 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
3/8/83 Date of priority recommended.
✓ Special conditions of approval or cover letter. _____

By: ANA Date: 4/11/83

STATE OFFICE REVIEW:

John receipt

5/2/117

See attached sheet for more information.

Date: 4/18/83

RECEIVED
APR 15 1983

3/79

IDENT. NO. 86-7161

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

WATER RIGHT
DATA ENTRY LOG[illegible]

86-2161

FARRINGTON, LLOYD

RT. 1 BOX 97, KENDRICK, ID 83537

Source: SPRING trib. to SINKS

Date Filed: 03/08/1983

Diversion Pt: NENE Sec 35 T 38N R 03W

Use: DOMESTIC (0.04 CFS)

In: NENE Sec 35 T 38N R 03W

MICROFILMED

Kendrick, Idaho
March 4, 1983

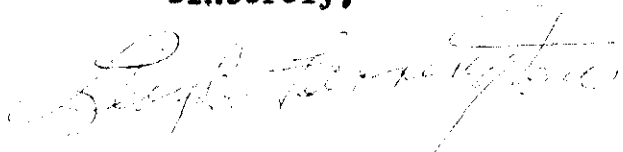
Lawrence Beard
Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814

Dear Sir;

Please find check for \$30.00 enclosed for the application of permit on a spring.

Concerning the permit I received on taking water out of Brady Gulch Creek, identification no. 86-7153: At the time we discussed time for completion, I thought one year would be okay. Due to the fact that the ground is moving, I would like to have the 5 years. This would give time for it to settle and make use of it when installed.

Sincerely,


Lloyd R. Farrington
Rt. 1 Box 97
Kendrick, ID 83537

MICROFILMED

RECEIVED

MAR 8 1983

Department of Water Resources
Northern District Office