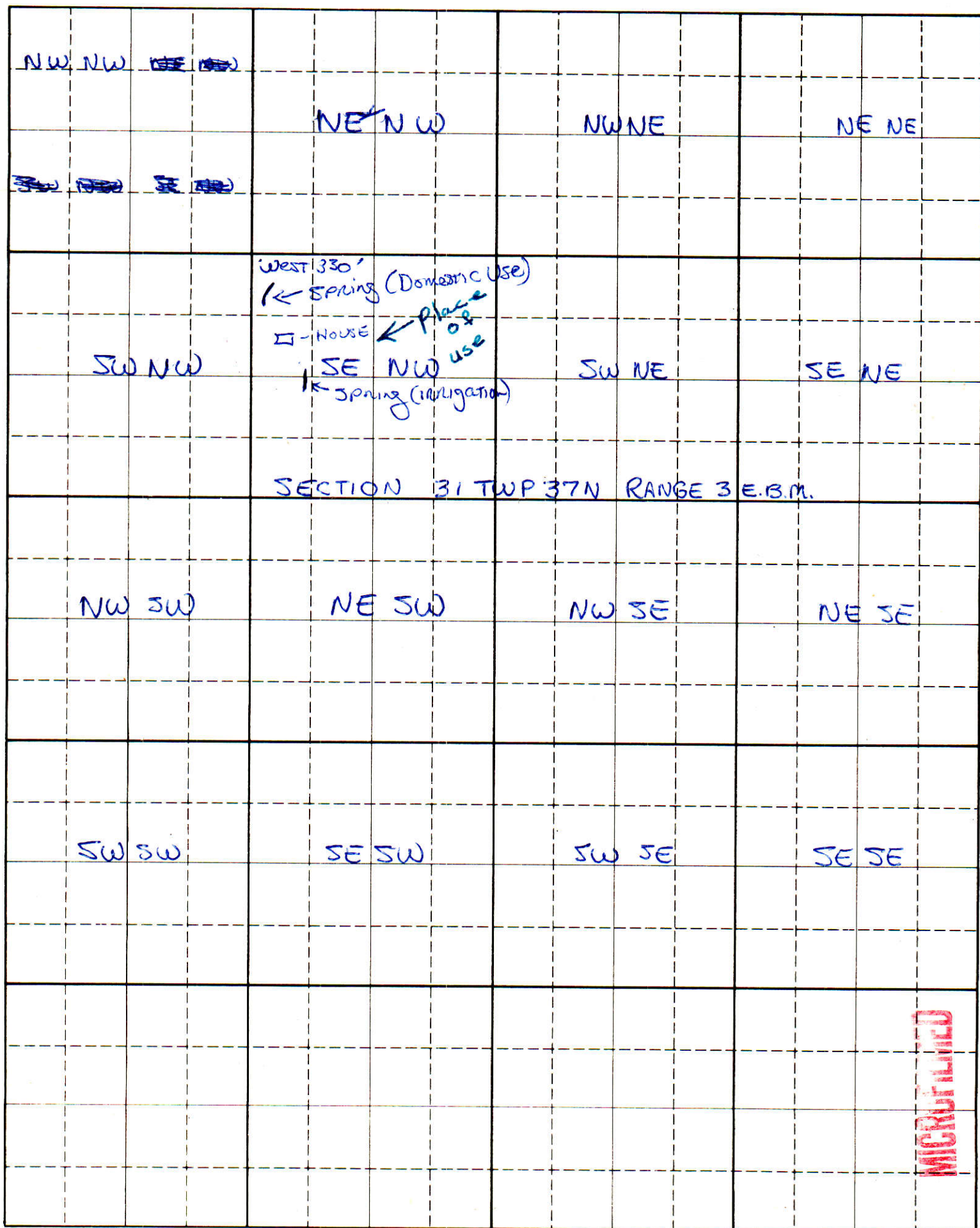


North
↓

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



Scale: $\frac{1}{8}$ 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.

Mike C. O'Connell
(Applicant)

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss.

Nancy Noble

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

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of THE CLEARWATER TRIBUNE: That said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of

Notice of Application for Water
Permit- O'Farrell No. 85-7168

That said Notice

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for full period of two consecutive issues commencing on the 29th day of January, 19 77, and ending on the 5th day of January, 19 78

Nancy Noble

Subscribed and sworn to before me this 6th day of January, 19 78

[Signature]

NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO
RESIDING AT OROFINO THEREIN

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Mike C. O'Farrell, Box 175, Ahsahka, Id has on December 16, 1977 submitted Application No. 85-7168 for a permit to appropriate 0.20 cubic feet per second of water from unnamed spring by means of pump, pipeline to holding tank within the SE 1/4 NW 1/4, Sec 31, T37N, R1E B.M. Clearwater County to be used from Jan. 1 to Dec. 31 (0.04 cfs for domestic and (0.10 cfs) for irrigation of 10 acres within the SE 1/4 NW 1/4, Sec 31, T37N, R1E B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before January 16, 1978.

C. Stephen Allred

Director

Published in the Clearwater Tribune, Orofino, Id on December 22, 1977 and January 5, 1978.

12-29; 1-5c

OK
1-16-78
B

RECORDED

Nike O'Connell 86-7076

NOT TO SCALE



RECEIVED

FEB 2 1981

Department of Water Resources
Northern District Office

R1W

R1E

TN 37N

RECEIVED

3/13/82
6/15

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 86-7076 Priority January 4, 1980 Amount 0.04 cfs

THIS IS TO CERTIFY, that Mike C. O'Farrell
of Ahsahka, Idaho, has complied with the terms and conditions of Permit
No. 86-7076 issued pursuant to Application for Permit dated December 16, 1977,
and has submitted proof to the Department of Water Resources on March 22, 1979,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u> <u>(1 unit)</u>	<u>from January 1 to December 31</u>	<u>at 0.04 cfs</u>	<u>and 1.2 acre feet</u>
	<u>from _____ to _____</u>	<u>_____ cfs</u>	<u>and _____</u>
	<u>from _____ to _____</u>	<u>_____ cfs</u>	<u>and _____</u>

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.2 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 31, Twp.
37N, Rge. 1E in the County of Clearwater

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
37N	1E	31								X									

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31 day of
August, 19 82.

Director

RECEIVED

JAN 4 1980

Ident. No. 86-7076

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now Mike C. O'Farrell

of (address) Box 175, Ahsahka, ID 83520, and represents to the

Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 86-7076, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NO CHANGE 1/4, Section, Township, Range, B.M.,
County of. Other points of diversion:

Source Change - from unnamed springs to a groundwater source (well).

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)
NO CHANGE
We want to have the spring to put a small pond
and furnish some stock water

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

3. Place of use or land to be irrigated: NO CHANGE

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	

Total number of acres to be irrigated =

4. a. Who owns the property at the point of diversion? Mike O'Farrell
b. Who owns the land to be irrigated or the place of use? Mike O'Farrell
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

RECEIVED

Show 40-acre subdivisions, townships, ranges and ditches.

Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Mesa Verde, this 3 day of June, 1982.

(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by 39 Fee = \$20.00

Received by Date

Publication prepared by _____ Date _____

Published in N/A

Publication dates	N/a

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

L. GLEN SAXTON, Chief, Operations Bureau
of the Department of Water Resources hereby

APPROVE the above referenced application for amendment for Permit No. 86-7076

subject to the condition that the priority date under this permit be advanced to

January 4, 1980.

January

day of

Witness my hand this

L. GLEN SAXTON

Chief, Operations Bureau

J. Glen Saxton

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 86-7076
IN THE NAME OF MIKE C. O'FARRELL

ORDER OF REINSTATEMENT

WHEREAS, on December 16, 1977, Mike C. O'Farrell filed with the Department of Water Resources an application for permit to appropriate 0.20 cubic feet per second of water from an unnamed spring, to be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, Twp. 37N, Rge. 1E, B.M., Clearwater County, to be used for domestic and irrigation purposes; and,

WHEREAS, on March 8, 1978, the Department approved said application and issued Permit No. 86-7076 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before April 1, 1979; and,

WHEREAS, on January 30, 1979, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on April 1, 1979, Permit No. 86-7076 automatically lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on April 11, 1979;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 86-7076 be REINSTATED and the priority advanced to December 26, 1977.

Dated this 31st day of July, 1979.


L. GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

Identification No. _____

Application No. 86-7076

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

To Appropriates the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicants, Mike C. O'Farrell Phone: (208) 476-5256
post office address Box 175 Ahsahka, ID. 83520
2. Source of water supply Unnamed spring which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 31 Township 37 North
Range 1 E. B.M. Clearwater County; additional points of diversion if any: _____
West 330 feet of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 31, Township
37 North, Range 1 E.B.M.
- b. If water is not consumed, it will be discharged into an unnamed stream at a point in SE $\frac{1}{4}$
of NW $\frac{1}{4}$ of Section 31 Township 37 N. Range 3 E B.M.
4. Water will be used for the following purposes:
Amount 0.04 cfs for domestic purpose from January 1 to December 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.16 cfs for irrigation purpose from January 1 to December 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. .20 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works: One (1) horsepower pump together with adequate pipe
a. Description of ditches, flumes, pumps, headgates, etc. to the holding tank, mentioned
in # 6-b.

b. Height of storage dam ground level feet, active reservoir capacity 1,000 gal. acre feet; total reservoir
capacity 1,000 gal acre feet, materials used in storage dam: concrete, steel
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is one years.
b. Estimated construction cost is \$ 1,000.00.
8. Description of proposed uses: N/A
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 31 Township 37 North
Range 1 E. B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water One (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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
37	N. 1 EBM	31								10									10 acres

Total number of acres to be irrigated 10 acres

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 Michael C. & Marjorie M. O'Farrell

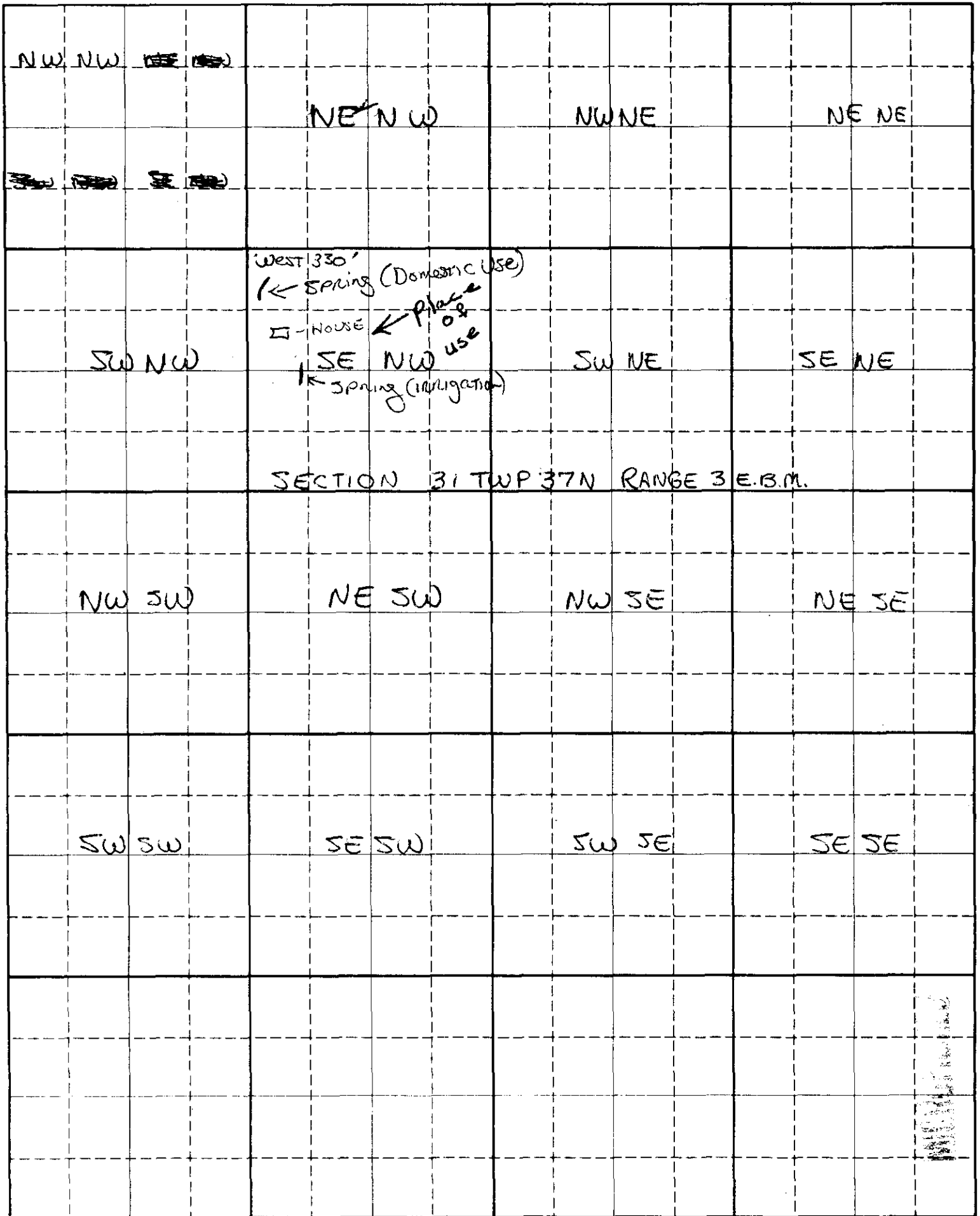
b. Who owns the land to be irrigated or place of use Michael C. & Marjorie M. O'Farrell

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

10. Remarks

North

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



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.

Mike C. O'Farrell
(Applicant)

12/16/77
Proposed Priority

Shw 12-16-77 noon
Shw 11-21-77 noon

Received by *B* Date *11-24-77* Time *noon*

Preliminary check by *SR* Fee \$ *10.00*

Receipted by *Shw* Date *12-21-77*

Publication prepared by *Shw* Date *12-21-77*

Published in *Clearwater Tribune*

Publication dates *12-29 + 1-5-78*

Publication approved *B* Date *1-16-78*

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by *g*

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. 85-7168, and said application is hereby APPROVED.

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

- SUBJECT TO ALL PRIOR WATER RIGHTS.
- Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1979.
- Other: _____

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

Witness my hand this 8 day of _____ March _____ 1978.

S. Stewart Dunn
Deputy Director

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss.

Nancy Noble

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

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of THE CLEARWATER TRIBUNE: That said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of

Notice of Application for Water

Permit- O'Farrell No. 85-7168

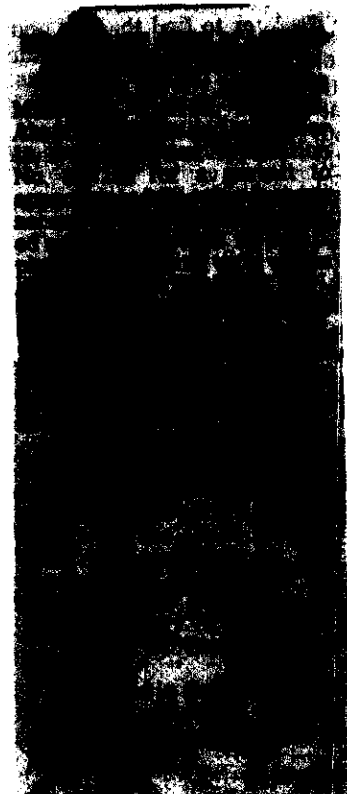
That said Notice

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for full period of two consecutive issues commencing on the 29th day of January, 19 77, and ending on the 5th day of January, 19 78

Nancy Noble
Subscribed and sworn to before me this 6th day of January, 19 78

NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO
RESIDING AT OROFINO THEREIN

OK
1-16-78
B



RECEIVED
JAN 16 1978
CLERK OF DISTRICT COURT
IDAHO

September 22, 1982

RE: Permit No. 86-7076

Mike CC O'Farrell
Box 175
Ahsahka, ID 83520

Dear Mr. O'Farrell:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure



3/79

IDENT. NO. 86-7076

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]



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

August 17, 1982

RE: Permit No. 86-7076

Mike C. O'Farrell
Box 175
Ahsahka, ID 83520

Dear Mr. O'Farrell:

A representative of this Department has made an examination of the works covered by your Permit No. 86-7076, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.04 cfs Source: groundwater

The maximum quantity diverted shall not exceed 1.2 acre feet
per year.

Point(s) of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, Twp. 37N, Rge. 1E, Clearwater
County

Beneficial use: Domestic use for 1 unit within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, Twp.
37N, Rge. 1E

Priority date established: January 4, 1980

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw

CONVERSATION MEMORANDUM

DATE 7/22/82FILE 86-7076

NAME OF PARTY

Tom King

EMPLOYEE

Reyn Carlson

RE:

Cancellation of Permit

Today, I talked to Tom on his recommendation to cancel this permit based upon ~~none~~ use of the spring. I informed him that the Permit source was amended to GW. He said that they do have a well for 1 house with lawn & garden. He said he did not know that the permit had been amended.

Therefore, I recommend licensing

RECEIVED
JUL 27 1982
FBI - MEMPHIS

RECEIVED

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

JUL 1 1982
Department of Water Resources

80-7070
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:	7-31-80	JK	Not irr this year
	4-21-80	JK	476-5256
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)	15-10-82	JK	

EXAMINATION

Date 5-9-82 Accompanied by App Total Q measured -
If source is surface water, estimate total flow of source -
Methods of measurement - Meets Permit requirements? -

Measurement calculations:

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
		✓						

System Description ✓

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

Irrigation requirement =	AFA/Acre
Q (cfs)	V (afa)
FROM	TO
.04 ✓	1.2 ✓
1/1	12/31

Total

Remarks 8-80 Not irr this year No irrigation attempted or planned

* 5-9-82 Spoke at great length with Mr O'Farrell - The spring is private and the water is held in a 10-15 dia excavated pond. The flow is a few gals per hr. and is used solely for stock. The flow is insufficient to keep water in pond during summer. I informed him he could amend to stock but water is private, he says 'Cancel' but would rather not relinquish. No Conflicting Overlap Found - 3-18-82-JK

* See Con/memo

7/21/82

[illegible]

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: _____

[illegible]

☒ Other

☒ Other Cancel

ate

NOT TO
SCALE

R1W

RECEIVED

1981

Department of Water Resources
San Diego District Office

37N

Idaho Department
Water Resources

April 14, 1982

86-7076

Northern District office
Route 5 Box 203 Suite #1

Coeur d'Alene Idaho 83 814

Tom D. Linn.

Dr. Water resources
agent.

Dear Sir,

We would like you to come
+ examine the water system
the 4th of May.

are phone in 208-476-5254

thank you.

Mike O'Farrell

RECEIVED

RECEIVED

APR 16 1982

Department of Water Resources
Northern District Office

WATER RIGHT NUMBER 86-7070

OWNER LAST NAME - O FARRELL

FIRST NAME - MIKE C.

ORIG OWNER -

ADDRESS LINE 1 - P.O. BOX 175

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - AHSANKA

STATE - ID ZIP CODE - 83520

X4L SOURCE - ~~SPRINGS~~ Groundwater

TRIBUTARY OF - 1-4-1980

STAGE - PERMIT

STATUS -

PRIORITY - 12-26-1977

COUNTY - CLEARWATER

TOTAL DIV. RATE -

.04
-2000 -CFS

TOTAL DIV. VOLUME - 1.2

.00 AFA IRFH/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SENW 31 37N 01E LOT

REDIV -

272.0

48.0

18.5

0.0

0.0

0.0

0.0

0.0

0.0

0.0

2.5

X> FROM - 01-01 TO - 12-31 USE - IRRIGATION

USE DIV. RATE -

.1600 CFS

USE DIV. VOLUME -

.00 AFA

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE -

.0400 CFS

USE DIV. VOLUME -

1.2 .00 AFA

X> USE - IRRIGATION

PLACE OF USE - TWN 37N RANG 01E SEC 31

TRACT SENW LOT

AC 10

DECKEE NAME -

DATE -

TOTAL ACRES

10

X> REMARKS - 2 P/D IN SENW, S32, T37N, R1E.

REINSTATED 7-31-1979.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 04-01-1979

PERMIT/DENIED - 03-08-1978

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - P FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS - PUMP, PIPELINE & TANK.

WATER RIGHT NUMBER 86-7076

WATER RIGHTS EDIT REPORT

01/08/80

PAGE 390

ACT
ION

N OWNER LAST NAME - O FARRELL

FIRST NAME - MIKE C.

N ADDRESS LINE 1 - P.O. BOX 175

CITY - AHSAHKA

STATE - ID ZIP CODE - 83520

N SOURCE - SPRINGS

N STAGE - PERMIT

PRIORITY - 12-26-1977 COUNTY - CLEARWATER TOTAL DIV. RATE - .2000CFS

N DIVERSION POINT - SENW 31 37N 01E

N FROM - 01-01 TO - 12-31 USE - IRRIGATION

USE DIV. RATE - .1600CFS

N FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0400CFS

N USE - IRRIGATION

PLACE OF USE - TWN 37N RNG 01E SEC 31 TRACT SENW AC 10

N REMARKS - 2 P/D IN SENW, S32, T37N, R1E.

N REINSTATED 7-31-1979.

N PROOF DUE - 04-01-1979 PERMIT/DENIED - 03-08-1978

N PROOF MADE - P

** W ** PROOF DUE YEAR SHOULD NOT BE LESS THAN CURRENT YR.

N DIVERSION MEANS - PUMP, PIPELINE & TANK.

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 86-7076
Old No. New No.

Record

1. Original Owner: Mike C. O'Farrell

Present Owner: _____

2. Address: P.O. Box 1753. City: Ahsahka State: Id Zip: 835204. A. Source of Water: springs

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): P

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

C. Priority Date: 12-26-1977D. County: 35E. Total Diversion Rate: .2

F. Total Diversion Volume: _____

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

H. Water District: _____

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

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

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SE NW</u>	<u>31</u>	<u>37 N</u>	<u>1 E</u>	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

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

from 1-1 to 12-31 for A purposes. Amount .16
(cfs or AC-ft/yr)from 1-1 to 12-31 for D purposes. Amount .04

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

January 18, 1980

Mike C. O'Farrell
Box 175
Ahsahka, ID 83520

Dear Mr. O'Farrell:

Re: Permit No. 86-7076

Enclosed is a copy of the approved application for amendment submitted on the above-referenced permit.. Also enclosed is receipt No. 15769 in the amount of \$20.00.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:rf

Enclosure

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

August 2, 1979

Mike C. O'Farrell
Box 175
Ahsahka, ID 83520

Dear Mr. O'Farrell:

Re: Permit No. 86-7076

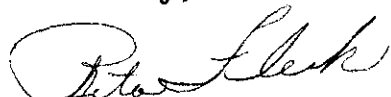
This office acknowledges receipt of the affidavit submitted as proof of beneficial use for the appropriation of water from springs. Please be advised that the Department shows no record for the appropriation of water from a well. This may or may not be necessary. The exception to the rule is a single-family domestic well. Domestic use includes household use, up to one-half acre irrigation and some stockwater.

If your use of water falls under this category, it is optional to file. However, if your water use is other than a single-family domestic use, you must submit an application for permit.

Before a license can be issued for the appropriation of water from the springs, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions, please contact our Northern Regional office in Coeur d'Alene, Idaho.

Sincerely,


RITA FLECK
Sr. Secretary

Enc. Reinstatement Order

RECEIVED
AUG 10 1979
Department of Water Resources

Department Water Resources.

We filed on the springs for domestic water
thair wasn't much water. So put down
a well where the spring was. But had
to go 310 ft before we got enough water
so would like to have farmer to file for
~~the~~ permit. We want to ^{water} $\frac{1}{2}$ acer. and have
water for a few head of stock & garden
& house.

Mike C. O'Farrell

8/10/29

MICROFILMED

October 12, 1979

Mike C. O'Farrell
Box 175
Ahsahka, Idaho 83520

Dear Mr. O'Farrell,

Per your request enclosed is a partially completed application for amendment form changing the source from unnamed springs to a groundwater source. Your signature and the \$20.00 filing fee is ^{now} needed to complete the amendment.

Please be advised that since there will be a complete source change, the priority date will be advanced to the date of receipt of the amendment and \$20.00 filing fee.

If you have any questions, please contact us.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:mr

Enclosure

MICROFILMED

August 2, 1979

Mike C. O'Farrell
Box 175
Ahaahka, ID 83520

Dear Mr. O'Farrell:

Re: Permit No. 86-7076

This office acknowledges receipt of the affidavit submitted as proof of beneficial use for the appropriation of water from springs. Please be advised that the Department shows no record for the appropriation of water from a well. This may or may not be necessary. The exception to the rule is a single-family domestic well. Domestic use includes household use, up to one-half acre irrigation and some stockwater.

If your use of water falls under this category, it is optional to file. However, if your water use is other than a single-family domestic use, you must submit an application for permit.

Before a license can be issued for the appropriation of water from the springs, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions, please contact our Northern Regional office in Coeur d'Alene, Idaho.

Sincerely,

RITA FLECK
Sr. Secretary

Enc. Reinstatement Order

MICROFILMED

State of Idaho
Department
of Water Resources.

State House
Basin Idaho 8 3720

Dear Sir.

We decide to not develop
the south spring. As we
will have enough water
with the well & spring we
have all ready develop.

Sincerely Mike &
Mayorie M. O'Farrell

April 9-79
86-7076

RECEIVED

APR 11 1979

Department of Water Resources

ENCLOSURE

RECEIVED

Identification No. 86-7076

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE

MAR 22 1979

Department of Water Resources

1. a) Name of permit holder Mike O'Farrell + Maryann Marie Farrell
b) Post office address Box 175 Ahsahka Idaho 83550

2. Permit number 86-7076

3. Date of priority that you are prepared to establish March 18th 1979

4. a) Source from which water was appropriated Well + spring

b) Location of the point of diversion: SE 1/4 NW 1/4, Section 31

Township 37 North, Range 1 E, B.M. Boise Meridian. Other points of diversion: _____

WEST 370 FEET OF THE NW 1/4 OF SECTION 31 TOWNSHIP 37

NORTH RANGE 1 E B.M.

5. a) The amount of water and use to which the water has been applied:

WELL Amount 35 GAL MIN for DOMESTIC or IRRIGATION purposes from 1/1 to 12/31 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
SPRING Amount SMALL AMOUNT for DOMESTIC IRRIGATION purposes from 1/1 to 12/31 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

b) Total amount appropriated _____ cfs and/or acre-feet per annum.

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement:

BURNS WELL DRILLING

6. If the means of diversion and conveyance are owned by someone other than the permit holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement of understanding by which you take water from the works:

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch):

316 ft well 3 horse pump. small pond for spring
6 in casing

b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other)

Exam typed 8/2/79 af

c) Give well driller's name and address and the date the well was completed: BILL BURNS
1203 8th ST LEWISTON IDAHO 83501
3/16/1979

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
Domestic

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
37N	1E	31							10										10 ACRES

10. Remarks: WE HAD TO GO LOT DEEPER THEN HAD PLAND TO GET ENOUGH WATER Total number of acres irrigated

The above information is a true statement of the extent to which the above numbered permit has been developed.
19 March 1979 Mike E O'Farrell
 (Date) (Signature)
Maryanne Murb O'Farrell

State of _____)
 County of Clearwater) ss.
 On this 19 day of March, 19 79, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

My commission expires 6th Feb. 1983 Alvin E. Lane
 Notary Public
 Residing at Orlando, FL

Mike O'Farrell
Box 175 Idaho
Ahsahka 83520



MICROFILMED

State of Idaho
Department of Water Resources
State House
Basie Idaho 83720



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

April 3, 1979

Mike C. O'Farrell
Box 175
Ahsahka, Idaho 83520

Dear Mr. O'Farrell

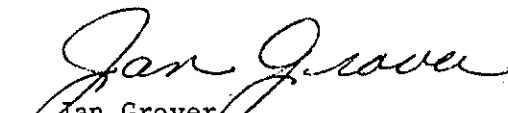
In your letter of March 21, 1979 you stated the south spring in your permit has not been developed and requested an extension of time for it.

In order to keep records straight and since both springs are shown on your permit, it would be advisable to request an extension of time for the entire permit. At the time when proof is due again, you can make proof of the entire project.

Therefore, we are enclosing a Request for Extension of Time form to be completed and returned as soon as possible. On the portion for amount of work completed, be sure and list all the work done to date on both springs.

If you have any questions, please feel free to call me.

Sincerely,


Jan Grover
Water Rights Supervisor

MICROFILMED

State of Idaho
Department of Water Resources
Statehouse
Boise Idaho 83720

March 21
1979

We have not developed the
south spring yet. Would like
a extension it.

Mike O Farrell
Arakka Idaho
Box 175

RECEIVED

UNRECORDED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

CERTIFIED MAIL

100678

January 30, 1979

Re: Permit No. 86-7076

Mike C. O'Farrell
Box 175
Ahsahka, ID 83520

Dear Mr. O'Farrell:

One of the conditions of approval of your water Permit No. 86-7076 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before April 1, 1979. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect.


RITA FLECK
Water Rights

Encl: Proof affidavit

RECEIVED
JAN 31 1979



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

March 14, 1978

Re: Permit No. 86-7076

Mike C. O'Farrell
Box 175
Ahsahka, ID 83520

Dear Mr. O'Farrell:

Enclosed is a copy of your approved Application for Permit No. 86-7076 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw

Enclosure

MICROFILMED

RE: No. *File*
86-17076

December 20, 1977

RE: Application for Permit-Mike O'Farrell

Robert E Kinney
Attorney at Law
PO Box 1422
Orofino, Id 83544

Dear Mr Kinney,

This department has received your check #92-138 and the Application for Permit for Mike O'Farrell. Before advertising this application, I felt it would be in the best interest of your client to check the location of the irrigated acreage. It is listed as being in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec 31. I had no reason to doubt this location until the map & item 8a1 gave the location of the house as being in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec 31.

IF the location of the 10 irrigated acres is the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec 31, please contact me within 30 days. At the end of that period, if I have not received word from you to the contrary, I will process the application with the 10 acres located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 31.

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

Sincerely,

TOM KING
Senior Water Resource Agent

TK:ab

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 85-7168 O'Farrell

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) JK 12-19-77

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant
_____ Request Dam Safety Information

(4) JR 12-20-77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: none

(11) _____

Affidavit of Publication received(date) 1-16-78

(12) _____

Final date for protests _____

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes ☒ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

12-16-77 Proposed Priority

Reason for Reduction Signature wrong

Measuring device required

See attached sheet for other conditions approval

☒ No special conditions for approval

(15) District Northern By Bob Haynes Date 1-17-78

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

December 22, 1977

RE: Application No. 85-7168

Clearwater Tribune
Box 71
Orofino, Id 83544

Gentlemen:

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

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

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:ab

Enc: Legal Notice(s)

Bill received
1-16-78
[Signature]

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Mike C. O'Farrell

Box 175 Ahsahka, ID

has on December 16, 1977 submitted Application No. 85-7168

for a permit to appropriate 0.20 cubic feet per second ~~XXacXXftXXperXXmin~~
of water from unnamed spring

by means of pump, pipeline to holding tank

within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec 31, T37N, R1E B.M. Clearwater County

to be used from Jan 1 to Dec 31 (0.04 cfs) for domestic and (0.16 cfs) for
~~XXXX~~ for irrigation of 10 acres.

within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec 31, T37N, R1E B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before January 16, 1978.

C. STEPHEN ALLRED
Director

Published in the Clearwater Tribune, Orofino, ID

on December 29, 1977 and January 5, 1978



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

December 21, 1977

Re: Application No. 85-7168

Mike O'Farrell
Box 175
Ahsahka, ID 83520

Dear Mr. O'Farrell:

Attached is your receipt No. 9507 in the amount of \$ 10.00 for the
filing fee on the above referenced item which was received in this office.

Very truly yours,

Alea Beito
Secretary

AB

Attachment

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December 6, 1977

Re: Application for Permit - Mike O'Farrell

Robert E. Kinney
Attorney at Law
P.O. Box 1422
Orofino, ID 83544

Dear Mr. Kinney:

On December 5, 1977 I spoke with your secretary by phone to explain what is needed on the application to get it approved by the department. To make the changes I have enclosed your check No. 92-138 in the amount of \$10.00 and the application of Michael C. O'Farrell.

The item that the secretary and I discussed were Item # 4 and Item # 8. a. 1. Under item # 4 the amount 0.04 cfs is normally concered to adaquate for one household. It is possible that the department may take the position that an excess of this amount could not be beneficially used. Unless it can be shown to the satisfaction of the director that the excess amount is necessary. Also under item # 4 you have applied for 0.05 cfs for irrigation. However, if Mr. O'Farrell is irrigation 10 acres he is allowed by statute 0.02 cfs per acre, or 0.20 cfs for the 10 acres.

Under item # 8. a. 1., this item would be for the location of the house as indicated under item # 8. a. 4. The signature of Mr. O'Farrell must match the name of the applicant. Since it is made out Michael C. the signature should also be Michael C. rather than Mike C.

If this office can be of any further assisatnce, please do not hesitate to contact us.

Sincerely,

TOM KING
Senior Water Resource Agent

TK/sdw

Enclosure

November 22, 1977

Re: Michael C. O'Farrell

Nick Chenoweth
Box 1422
Grofino, ID 83544

Dear Mr. Chenoweth:

We are herewith returning your check No. 92-138 in the amount of \$10.00 and the application of Michael C. O'Farrell for additional information and possible changes. One of the criterion for establishing a water right according to the Idaho State Code is that all water diverted for that right be put to beneficial use. Since the amount 0.04 cfs is normally considered to be adequate for one household the department may take the position that an excess of this amount could not be beneficially used unless it can be shown to the satisfaction of the director that the excess amount is necessary.

Under item #4, you have applied for 0.15 cfs for domestic usage for one household. However, you have not described where the use is to be, this information should be listed under item # 8. a. 1. The description should be by the quarter quarter sectional sub-division of the section as established by the Public Lands Survey.

Please list the place of use under item # 8.a.1. and also check the amount of water that you have applied for under item #4 for domestic use.

If we may be of any further assistance, please do not hesitate to contact us.

Sincerely,

TOM KING
Senior Water Resource Agent

TK/sdw

Enclosure

November 15, 1977

RE: Michael C O'Farrell

Nick Chenoweth, Attorney
Box 1422
Orofino, Id 83544

Dear Mr Chenoweth,

We are herewith returning your check #92-138 in the amount of \$10.00 and the application of Michael C O'Farrell for additional information and possible changes.

Item 3a4 must be completed stating the number of houses to be served with domestic water. This item helps to determine the rate of diversion for domestic use. One of the criteria for establishing a water right, according to the Idaho State Code, is that all water diverted for that right be put to beneficial use. An amount of 0.04 cfs is normally considered to be adequate for one household (including water for lawn, garden and household animals). The department, therefore, may take the position that an excess of this amount could not be beneficially used unless it can be shown to the satisfaction of the Director that the excess amount is necessary.

If we may be of any further assistance, please do not hesitate to contact us.

Sincerely,

TOM KING
Senior Water Resource Agent

TK:ah

Enclosure

ENCLOSURE

Chenoweth & Kinney

ATTORNEYS AT LAW

P. O. BOX 1422

OROFINO, IDAHO 83544

Nick Chenoweth

Robert E. Kinney

November 9, 1977

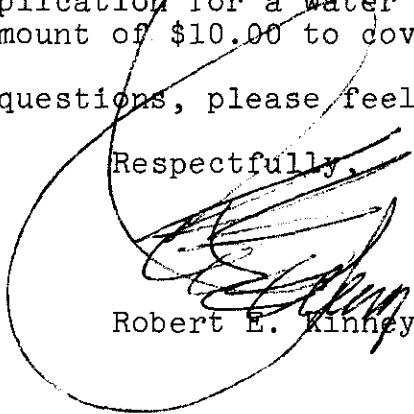
Department of Water Resources
Route 5, Box 203 - Suite 1
Coeur d'Alene, ID 83814

Re: Water Permit-Mike O'Farrell

Enclosed is an application for a water permit together
with our check in the amount of \$10.00 to cover filing of same.

If there are any questions, please feel free to call.

Respectfully,


Robert E. Kinney

REK:jm
encls.

