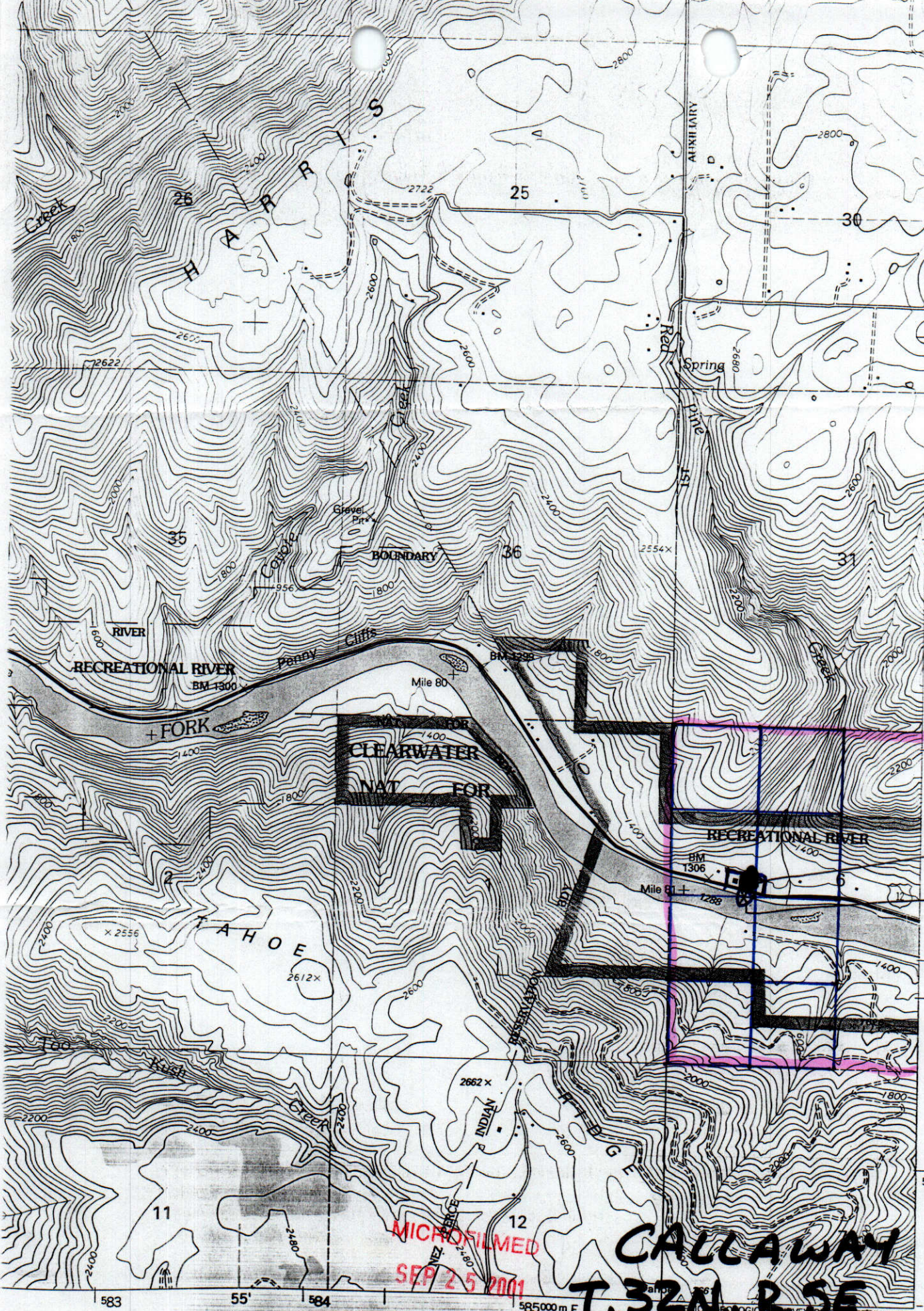




514

10'

512

T. 33 N.

T. 32 N.

510

5109000 m N.

46° 07' 30"

115° 52' 30"

HIGHWAYS AND ROADS

Interstate

Primary highway

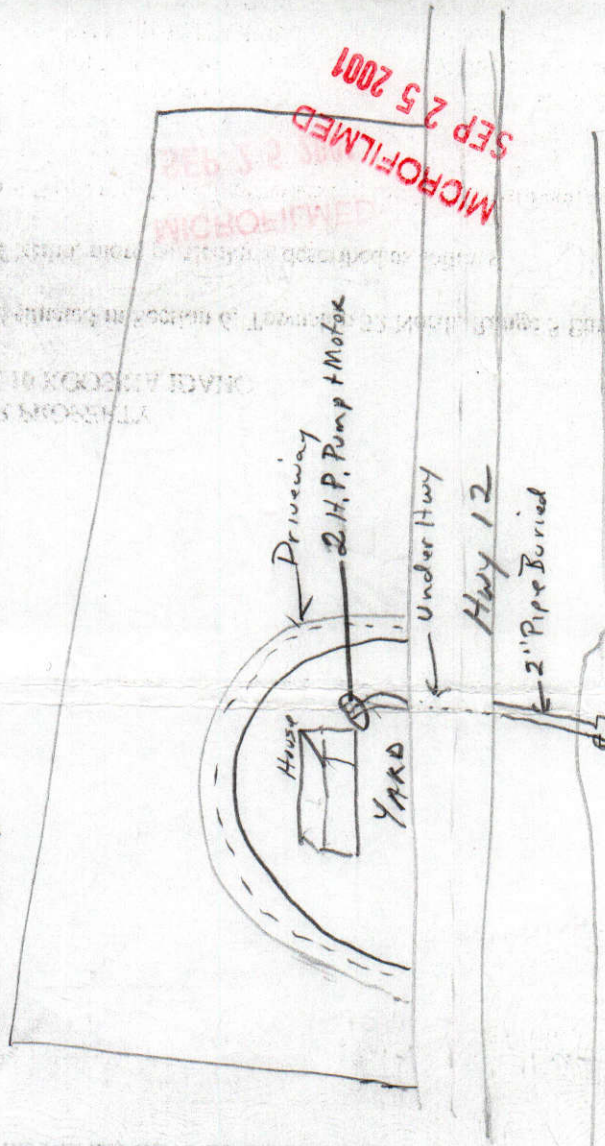
CALLAWAY
T. 32 N. R. 5 E.

MICROFILMED
SEP 25 2001

0 7000 8000 9000 10000



Pump and Motor Capable of pumping
NO MORE THAN 18 G.P.M. to run 2x4
Rain Birds



MICROFILMED
SEP 25 2001

M.F. Clearwater River

ence corner and the POINT OF BEGINNING
250.83 feet to a 2x4 inch 30 inch taper with an L2882 cap located at the base of a
Right Of Way of Highway 12 along a fence line north 00°39'23". West a distance of
60.30 inch taper with an L2882 cap located in a fence line. Thence leaving the North
Right Of Way of Highway 12 north 36°12'18". West a distance of 60.33 feet to a 2x4 inch
15 inch 11.50 taper. West a distance of 333.15 feet thence continuing along the North
the North Right Of Way of Highway 12. Thence along the North Right Of Way of Highway
base of a fence corner. Thence south 13°33'22". West a distance of 3.48 feet to
a distance of 146.43 feet to a 2x4 inch 30 inch taper with an L2882 cap located in the
corner of a fence corner. Thence north a fence line corner 12°32'22". West
61.08+29. East a distance of 480.80 feet to a 2x4 inch 30 inch taper with an L2882
ence corner and the POINT OF BEGINNING. Thence along a fence line south
of 242.21 feet to a 2x4 inch 30 inch taper with an L2882 cap located at the base of a
and 2 feet base south a distance of 383.12 feet. Thence south 33°24'43". East a distance
the middle fork of the Clearwater River common to Township 33 North Range 4 East
Section 10 north which is an Aluminum Monument marking the North-Meander Corner of
Commencing at a Brass Cap Monument marking the North-west Section Corner of said

County State of Idaho, more particularly described as follows:

A part of a land situated in Section 10 Township 33 North Range 4 East North-Meander.

H.C.B. 12 BOX TO KOOSKIA IDAHO
CLEARWATER PROPERTY

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS
Reviewed by Cindy Zimmerman on 6/21/00

No. 81-7183 Name: Callaway Corp. Officers NA Ad ok OK Plz check
Govt Lots ?
AREA OF CONCERN: No/Yes Moratorium GWMA TRUST/NON-TRUST

GROUNDWATER: (√Flow Chart)

DRILLING PERMIT

All wells - 046(P23)

Irr. w/in WD - P05

WMD - North/East/West

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 067

WMD

Supp irr (irr = only use) - 065-104

Supp irr (+ other uses) - 100-105

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)

Mitigation - 121

42-248 Area - P84 (20s-70s, 81-86)

Swan Falls Flag

Trust

Non-Trust

- 051(P74) (consumptive uses)

- 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18A-01H(P01), 01P-18B(P09)-NA

IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)

> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)

STOCKWATER - R37 (BLM/USFS)

MINING - 054-081(P10)

FISH PROP - 029(70'S only)-007-042-081(P10)

HEAT/COOL - R07(injection well)

FIRE PROT. - 077

BENEFICIAL USE DUE: 07/01/03

MISC CONDITIONS/REMARKS:

Protested - 020-W19

Development Period

≤ 1 yr - P16

> 1 yr - 26A(P17)

Ownership - 004

Non-consumptive - 027

Water Quality - 081-R07

SURFACE WATER: (√Flow Chart)

F&G contacted - Yes/No Response None

In/Above MSF - WB9 Cleanwater NE

PLANNING REVIEW/RESPONSE

In-stream development - P52

WD - R04 (WD#)

≤ 0.20 cfs/others - 01H(P01), 01P or No MD

> 0.20 cfs - 01J(P08)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W22(P04), N/A

(02,03)

- 007 (w/ remark WB9 if above Weiser)

Payette R (65) - 047(P04) (Payette Lake)

Salmon R (70's) - 029 (fish screens)

Weiser R (67) - 086-087

USES:

POWER

- 17H-17K (+uses)-08A-025(P18)-01N-081(P10)

MUNICIPAL

Restricted area

- 022,075

Irr., GW supp to SW

- 102

DOMESTIC

Surface water

- WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R)

> 1 in restricted area - 070-071-075(no parks/common areas, etc)

Irr use listed separate - WB5

Moratorium approvable - W03 (2500 gpd - meets domestic definition
i.e. D/convenience store)

Multiple pd's per 1/4

- W32

Subd lot desc (pd)

- W59

Subd lot desc (pu)

- W60

Use definitions

- W02 example - S/50 range

Pre-1987 development

- 068-074 (allow 120 days for proof due)

Single p/d intended

- 076

IRRIGATION SEASON - (Per updated map)

OTHER CONDITIONS/REMARKS

* COMMENTS 0076 ② 076/POU ③ W01/1
NEEDS PLANNING REVIEW

RECEIVED

MAY 22 2000

Department of Water Resources

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR DIVERSION ANALYSIS SHEET

APPLICATION NO. 11-0418
INITIAL REVIEW

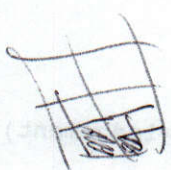
DATE: 5/13/00

BY: [Signature]

PROJECT: GALLAGHER

ITEM REQUEST INFORMATION

- 1. ☒ (X) Name and Address
- 2. ☒ (X) Source
- 3. ☒ (X) Point of Diversion & County
- 4. ☒ (X) Quantity
- 5. ☒ (X) Nature of Proposed Use
- 6. ☒ (X) Period of Use
- 7. ☒ (X) Total Quantity
- 8. ☒ (X) Description of diverting works
- 9. ☒ (X) Time required for work
- 10. ☒ (X) Proposed dam
- 11. ☒ (X) Place of use or access required
- 12. ☒ (X) Other water rights
- 13. ☒ (X) Ownership
- 14. ☒ (X) Map
- 15. ☒ (X) Signature
- 16. ☒ (X) Fee (amt, receipt, acknowledgment)



ADDITIONAL INFORMATION

- Field check by [initials]
- Field report attached [initials]
- Analysis supp. attached [initials] (2004)
- Water delivered by water master? [initials]
- Water district # [initials]

GROUNDWATER SECTION

WD Permit No. & Type	Tests	Receipt No.	Update needed?
Dom. Non-Dom. Paid \$			Y () N ()
Dom. Non-Dom. Paid \$			Y () N ()
Dom. Non-Dom. Paid \$			Y () N ()

Remarks:

- Groundwater management area
- Critical ground water area
- Well drilling permits required
- Well drilling application and fees received
- Well drilling application approved?

FINAL REGIONAL PROCESSING REVIEW

- Notice of pending void order issued. Final order response date:
- Further information required from applicant
- Attidavit of publication received 4/12/00
- Application published correctly. If not, record section taken

- Publication dates and paper recorded on application
- Protests received, final protest date:
- Hearings and notice required
- Hearings held required
- Special conditions:

Special conditions or approval supplement and/or cover letter attached:

DATE: 5/16/00

Approval Recommended by: [Signature]

RECEIVED

JUL 30 2001

 STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

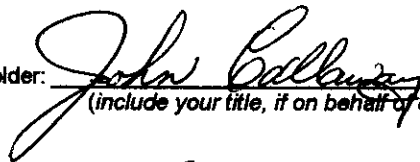
Department of Water Resources

 RECEIVED
 JUL 26 2001
 IDWR/North

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

- Permit No. 81-07183 Telephone No. 459-3981 (Day) 459-7954 (Even)
- Name of Permit Holder(s): JOHN M. CALLAWAY
- Mailing Address: 17808 Lowell Road
City Caldwell State Id Zip 83605
- Source of Water: M.F. Clearwater If **GROUNDWATER** (well), Date Drilled: mo. _____ / yr. _____
Well Driller: _____ Drilling Permit Number: _____
- Use(s) (as authorized by the water right permit):
Domestic (No. of households): 1 Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: _____
- Total rate of diversion and/or volume for which proof is submitted: 0.04 cfs OR _____ acre-feet
- Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
Measuring Device: Is a measuring device required? Yes _____ or No ✓
Has the measuring device been installed? Yes _____ or No ✓
- Fee Enclosed: \$ _____ (See Fee Schedule on back of the instructions for filing proof of beneficial use)
- Person to contact to accompany the Department representative during field examination of the water system.
Name: JOHN CALLAWAY Telephone Number: 459-3981 (Day) 459-7954 (Even)
Address: 17808 Lowell Rd. Caldwell, Ida. 83605
- The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder:



(include your title, if on behalf of company or organization)

Date: 07-23-01

I live in Caldwell and will be moving to the M.F. of Clearwater soon. However I need to coordinate a time with you I know I will be there on Friday August 10, 2001 if that isn't too soon.

Thank You


 MICROFILMED
 SEP 25 2001

*Sam
Stagge*

For Office Use Only
\$50 Fee Received by DR6
Date 6/12/01
Receipt No. CO 54213

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
REQUEST FOR EXTENSION OF TIME

RECEIVED

JUN 12 2001

TO 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 under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 81-7183
Name(s) of Permit Holder: JOHN M. CALLAWAY
Address: 17808 Lowell Road City Caldwell State ID Zip 83607
Telephone No. 208-459-7959 Date Proof is Due: July 1 2001

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".)

I have filed for a crossing permit from Idaho Dept. of Transportation to bore a 2" hole under Hwy 12. I have been in contact with Don Johnston a contractor to do the job. I have a 1/2 Hp pump and meter to install when completing the Bore. I have all my pipe purchased and all the Conduit purchase for the Road Crossing. Costing \$800⁰⁰

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

The main reason has been Health - My daughter needed a Kidney Transplant and I went thru 4 months of Test and got Scratched. Her little sister tested and we had the Surgery March 20. Everything was okay till May and she had to have Open Heart Surgery so I have been in California for the Surgery ~~and~~ as well as financial and haven't completed it yet. I had to for your consideration of the Extension.

Permit holder(s) request an extension to 1 yr. July 1, 20 02

John Callaway
(Signature)*

*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 July 1, 2002.

Signed this 15th day of June, 20 01

MICROFILMED

SEP 25 2001

L. Glen Saxton
L. Glen Saxton, Chief
Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
INSTRUCTIONS FOR EXTENSION OF TIME REQUEST
TO SUBMIT PROOF OF BENEFICIAL USE

If the water right development authorized by your permit is not complete and you need more time to submit proof of beneficial use of water under your permit, please read the following:

Under the provisions of Section 42-204, Idaho Code, the department can extend the proof due date of your permit only once, and then only if you can demonstrate that you have been pursuing development of the permit with due diligence.

The Request for Extension of Time form requires that you indicate the extent of development that has occurred, the cost, and the reason(s) the work has not been completed. This information must be provided in enough detail to show due diligence. Examples of work performed are: well drilled, pump installed, 10 acres now irrigated, fish propagation ponds constructed, sprinkler system purchased, etc.

If no work has been accomplished, the statutes provide that the Request for Extension of Time must be denied. **Lack of financial resources, the state of the economy or personal illness usually cannot be considered adequate reasons to approve a Request for Extension of Time.**

EXCEPTIONS TO ONLY ONE EXTENSION

The proof due date for a permit that has not been developed for one of the following reasons may be granted one or more extensions of time even though no work has been accomplished:

- When there is a lack of a required consent or final approval from a federal government agency (**evidence of delay must be submitted with the request**), i.e. right-of-way easement or land classification such as Desert Land Entry or Carey Act.
- When litigation related to title of the water has prevented development of the permit (**evidence must be submitted with the request**).
- When the water project is of a large scale -- storage of more than 10,000 acre-feet or diversion of more than 25,000 acre-feet in one irrigation season for an irrigation project of at least 5,000 acres.
- When the water right permit is held by the United States of America (**reason for request must be submitted**).

A non-refundable filing fee of \$50.00 must accompany the Request for Extension of Time form.

NOTE that in no case should a Proof of Beneficial Use form and a Request for Extension of Time form both be submitted. If your water development project is completed, then the proof of beneficial use form should be completed and returned. If the project is started but not completed, then the Request for Extension of Time form should be completed and returned in compliance with the guidelines above. If the project has not been initiated and does not fit into one of the exceptions listed above, then neither form should be returned and the permit will lapse and become of no further force nor effect.

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 81-07183

Priority: February 3, 2000

Maximum Diversion Rate:

0.04 CFS

This is to certify, that **JOHN M CALLAWAY**
17808 LOWELL RD
CALDWELL ID 83605

has applied for a permit to appropriate water from:

CLEARWATER RIVER, MIDDLE FORK tributary of **CLEARWATER RIVER**

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 5(SWNW), Sec. 6, Township 32N, Range 05E
Lot 12(NWSW), Sec. 6, Township 32N, Range 05E
IDAHO County

PLACE OF USE: DOMESTIC

TWN RGE SEC

32N 05E 6 Lot 5(SWNW) Lot 6(SENW)

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before July 1, 2001.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. The issuance of this right does not grant any right-of-way or easement across the land of another.
5. This right authorizes a single point of diversion.
6. Water shall not be diverted under this right when flows in the Clearwater River, North Fork, are below established minimum stream flows.
7. Domestic use is for 1 home.

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

30th day of June, 2000.

MICROFILMED

SEP 25 2001

Karl J. Dreher
for Karl J. Dreher, Director

RECEIVED

MAY 22 2000

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of Applicant JOHN M. CALLAWAY Phone 208-926-4468
Post Office address 17808 Lowell Rd. Caldwell Idaho 83605

2. Source of water supply M. F. Clearwater River which is a tributary of Clearwater

3. Location of point of diversion is 1/4 of NW 1/4 of SW 1/4, Govt. Lot
Sec. 6 Township 32 N Range 5 E B.M. Idaho County; additional points of
diversion if any: T. 32 N. R. 5 E. SEC. 6 SW 1/4 NW 1/4

X 4. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from 7-1 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) (cfs or acre-feet per annum)

X 5. Total quantity to be appropriated is (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. 2" Pipe with foot valve near bottom of River

b. Height of storage dam NA feet; active reservoir capacity NA acre-feet; total reservoir capacity NA acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.

c. Proposed well diameter is NA inches; proposed depth of well is _____ feet.

d. Is ground water with a temperature of greater than 85°F being sought? No

e. If well is already drilled, when? _____; Drilling firm _____;
Well was drilled for (well owner) _____

7. Time required for completion of works and application of water to proposed beneficial use is 3 years (minimum 1 year)

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

a. Hydropower; show total feet of head and proposed capacity if KW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal: show name of municipality. _____

d. Domestic: show number of households. _____

e. Other: describe fully.

MICROFILMED

SEP 25 2001

9. Description of place of use: See attached - N.W Section Corner of Section 6

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

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

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
32N	5E	6							D	D									

Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? State of Idaho

b. Who owns the land to be irrigated or place of use? John Callaway

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

12. Remarks: I am only wanting to Sprinkle the lawn and a small garden spot plus 3 animals. I would propose to run 2 to 4 Sprinklers not more than 18' from to irrigate with. Thank You J.C.

PT. OF DIV. ON LINE OF SW 1/4 NW 1/4 + NW 1/4 SW 1/4, SEC. 6, T.32N., R.5E.

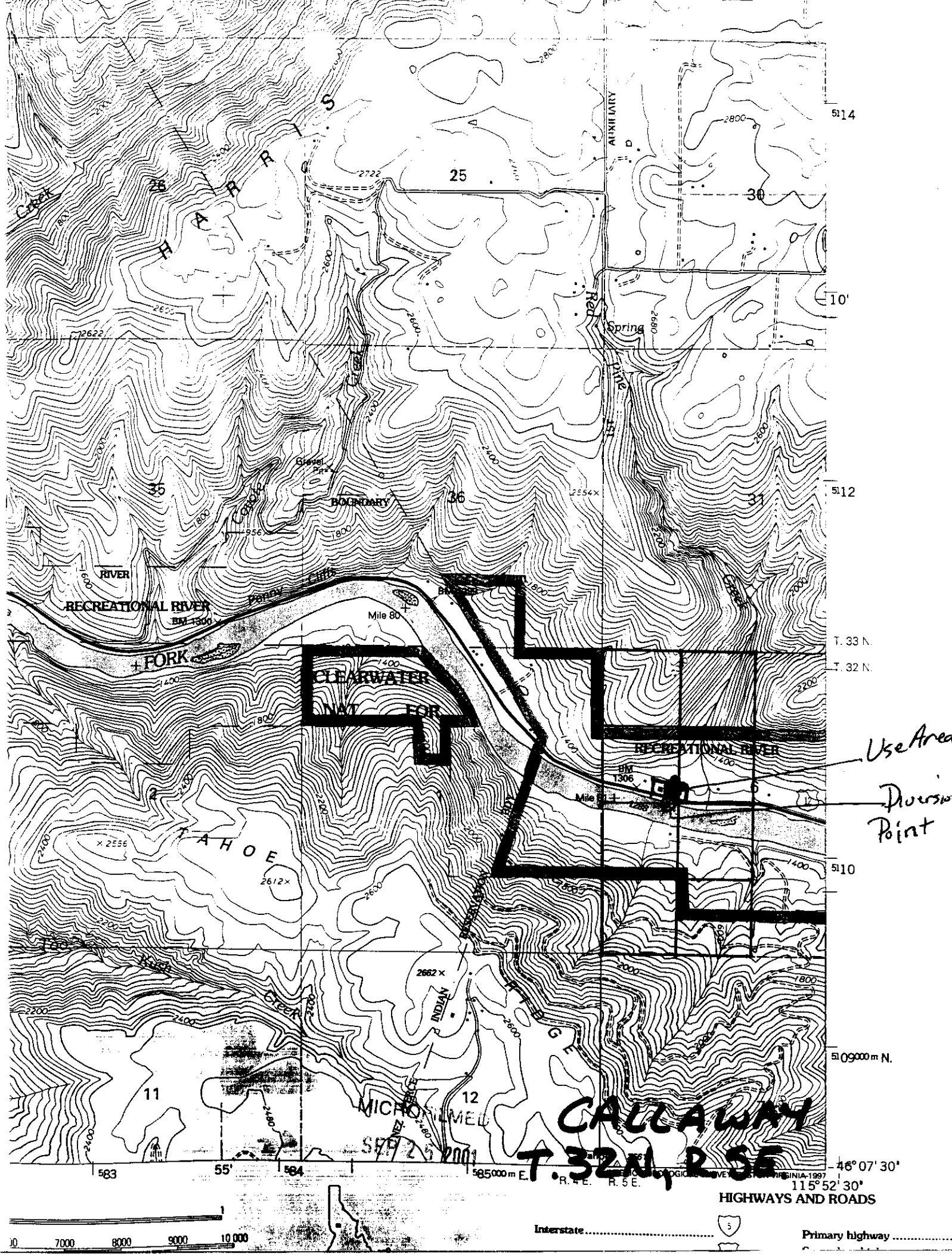
13. MAP OF PROPOSED PROJECT ATTACHED _____ Show clearly the proposed point of diversion, place of use, section number, township and range number.

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

John M. Callaway
(Applicant)

Received by db Date 2/3/00 Time 1:20p Preliminary check by JS
Fee \$ 50.00 Receipted by db # N013431 Date 2/3/00
Publication prepared by db Date 11/22/00 Published in Idaho Free Press 4/5x12/00
Publication approved db Date 11/20/00

SEP 25 2001



514

25

30

10'

Spring

512

BOUNDARY

RECREATIONAL RIVER

FORK

CLEARWATER NAT FOR

RECREATIONAL RIVER

T. 33 N.

T. 32 N.

Use Area

Diversion Point

510

5109000 m N.

CALLAWAY
T. 32 N. R. 55

46° 07' 30"

115° 52' 30"

HIGHWAYS AND ROADS

Interstate

Primary highway

0 7000 8000 9000 10000

CLEARWATER PROPERTY
H.C.R. 75 BOX 10 KOOSKIA IDAHO

A parcel of land situated in Section 6, Township 32 North, Range 5 East Boise Meridian, 1 Idaho

County, State of Idaho, more particularly described as follows:

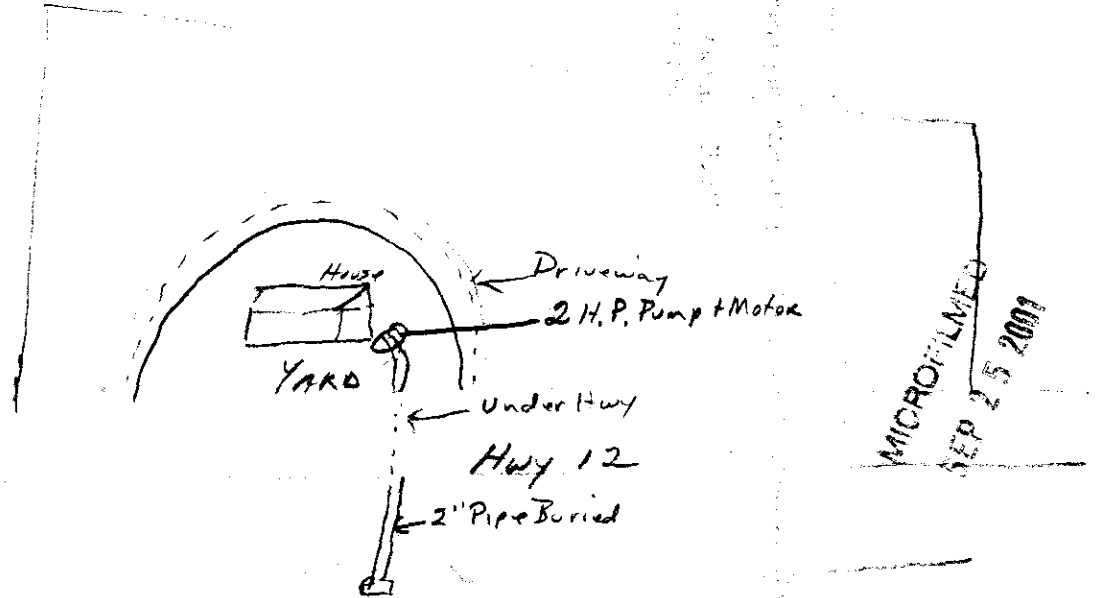
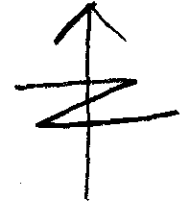
Commencing at a Brass Cap Monument marking the Northwest Section Corner of said Section 6 from which is an Aluminum Monument marking the South Meander Corner of the Middle Fork of the Clearwater River common to Township 32 North, Range 4 East and 5 East bears South a distance of 2824.35 Feet; thence South 22°54'47" East a distance of 2456.91 Feet to a 5/8 inch by 30 inch rebar with a LS885 cap located at the base of a fence corner and the REAL POINT OF BEGINNING; thence along a fence line South 67°08'55" East a distance of 486.86 Feet to a 5/8 inch by 30 inch rebar with an LS 885 cap located at the base of a fence corner; thence along a fence line South 12°22'55" West a distance of 149.43 Feet to a 5/8 inch by 30 inch rebar with as LS885 cap located at the base of a fence corner; thence South 12°22'55" West a distance of 3.48 Feet to the North Right Of Way of Highway 12; thence along the North Right Of Way of Highway 12 North 77°59'08" West a distance of 332.12 Feet; thence continuing along the North Right Of Way of Highway 12 North 78°15'18" West a distance of 90.73 feet to a 5/8 inch by 30 inch rebar with an LS885 cap located in a fence line; thence leaving the North Right Of Way of Highway 12 along a fence line North 00°29'52" West a distance of 250.83 Feet to a 5/8 inch by 30 inch rebar with an LS 885 cap located at the base of a fence corner and the REAL POINT OF BEGINNING.

See over →

MICROFILMED

SEP 25 2001

Pump and Motor Capable of pumping
NO MORE THAN 18 G.P.M. to run 2 to 4
Rain Birds



M.F. Clearwater River



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

July 31, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JOHN M CALLAWAY
17808 LOWELL ROAD
CALDWELL ID 83605

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 81-07183

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

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

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

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office

MICROFILMED

SEP 25 2001

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 81-7183

Reviewed By: dgibson

Date: July 30, 2001

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?		X
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		N013431, N014557	Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received	07/26/2001
Date proof due	- 07/01/2002
Lapse notice sent	-
No. of days late	= 0
Holiday allowance	+
Priority date	+ 02/03/2000
New priority date	= 02/03/2000

Deficiencies of Actions Items

Acknowledge proof.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

June 15, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JOHN M CALLAWAY
17808 LOWELL ROAD
CALDWELL ID 83607

RE: PERMIT NO. 81-07183

Dear Permit Holder:

I have enclosed a copy of the approved request for extension of time submitted in connection with the above referenced permit which extends the time within which to submit proof of beneficial use to **July 1, 2002**. Please note that the department granted the extension based on due diligence. Therefore, it is important that you work diligently towards completion of the project since the department **may not** be able to grant future extension requests based on due diligence.

Section 42-248, Idaho Code requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact this office or any regional office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner.

Please contact the department, if you have any questions regarding this matter.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

MICROFILMED

SEP 25 2001

ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No.: 81-7183

Reviewed By: dgibson

Date: June 14, 2001

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Request received timely?	X		Is delay by a government agency?		X
Appropriate fee	X		Is supporting documentation needed to support the file?		
Additional Amount Due:					
Receipt No.:	N013431, CO54213		Has the permit been involved in litigation?		X
Name and signature same as permit?	X		Is supporting documentation needed to support the file?		
Is address same as permit?	X		Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?		X
Has adequate work been completed to demonstrate due diligence?	X				

Priority Calculation

Extension request received	06/12/2001	New proof due date	07/01/2002
Date proof due	- 07/01/2001		
Lapse notice sent	-		
No. of days late	= 0		
Holiday allowance	+		
Priority date	+ 02/03/2000		
New priority date	= 02/03/2000		

Action Taken

Accept request for extension and extend proof to July 1, 2002.

After I had filled out the form I find Health Reasons are not a consideration. With that in Mind I have been trying to get the system installed and it could possibly happen depending on the State Hwy Dept. on my final Approval.

I have been in Contact with Mark Schuster State Dept of Highways at Fleming Sled above Kookia Idals, (Hwy 12) and said everything looked fine and before final Approval they needed the location of my pump which they have

I am also going to see Don Johnston of Craigmont to bore the road and he needs the crossing permit before he proceeds with phone location and beginning the bore.

If I could get this extension of time it would greatly help me in this time of need. I would ask for 1 yr until July 1-2002 but am sure I will have it before if all goes well.

Thank You

208-459-7959

Permit # 81-7183

MICROFILMED
SEP 25 2001

John Callaway
17808 Lowell Rd
Caldwells, Ida.
83607



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

April 30, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JOHN M CALLAWAY
17808 LOWELL RD
CALDWELL, ID 83605

COPY

PROOF DUE NOTICE

RE: PERMIT NO. 81-7183

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 July 01, 2001. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed 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.

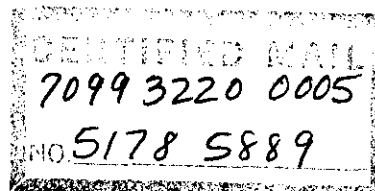
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

Sincerely,

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures

MICROFILMED
SEP 25 2001





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 30, 2000

JOHN M CALLAWAY
17808 LOWELL RD
CALDWELL ID 83605

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 81-07183

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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

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

Please note that a separate stream channel alteration permit must be obtained from the IDWR prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet to obtain the proper reporting form.

SEP 25 2001

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

Sincerely,

A handwritten signature in cursive script, reading "Shelley Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

MICROFILMED

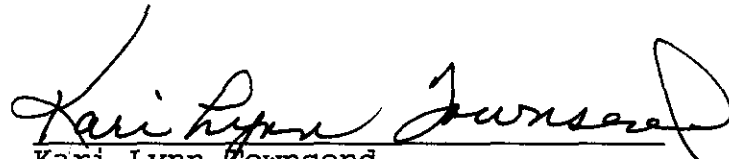
SEP 25 2001

CERTIFICATE OF MAILING

I hereby certify that on the 30th day of June, 2000, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 81-07183

JOHN M CALLAWAY
17808 LOWELL RD
CALDWELL ID 83605


Kari Lynn Townsend
Secretary

MICROFILMED

SEP 25 2001

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS

Reviewed by Cindy Zimmerman on 6/21/00

Plz check

No. 31-7183 Name: Callaway Corp. Officers NA Ad ok OK Cost Lots ?

AREA OF CONCERN: No/Yes Moratorium GWMA TRUST/NON-TRUST

GROUNDWATER: (√Flow Chart)

DRILLING PERMIT

All wells - 046(P23)

Irr. w/in WD - P05

WMD - North/East/West

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 067

~~WMD~~

Supp irr (irr = only use) - 065-104

Supp irr (+ other uses) - 100-105

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)

Mitigation - 121

42-248 Area - P84 (20s-70s, 81-86)

Swan Falls Flag -

Trust - 051(P74) (consumptive uses)

Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18A-01H(P01), 01P-18B(P09)-NA

IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)

> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)

STOCKWATER - R37 (BLM/USFS)

MINING - 054-081(P10)

FISH PROP - 029(70'S only)-007-042-081(P10)

HEAT/COOL - R07(injection well)

FIRE PROT. - 077

SURFACE WATER: (√Flow Chart)

P&G contacted

Response None

In/Above MSF

WB9 Response NE

PLANNING REVIEW/RESPONSE

In-stream development

P62

WD

- R04 (WD#)

≤ 0.20 cfs/others

- 01H(P01), 01P or No MD

> 0.20 cfs

- 01J(P08)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres

- No MD

> 0.24 cfs/5 acres

- 01M or No MD

RIVER BASINS: (SW special considerations)

SNAKE R (01)

- W22(P04), N/A

(02.03)

- 007 (w/ remark WB9 if above Weiser)

Payette R (65)

- 047(P04) (Payette Lake)

Salmon R (70's)

- 029 (fish screens)

Weiser R (67)

- 086-087

USES:

POWER

- 17H-17K (+uses)-08A-025(P18)-01N-081(P10)

MUNICIPAL

Restricted area

- 022,075

Irr., GW supp to SW

- 102

~~DOMESTIC~~

~~Surface water~~

- WB5 (Big Wood or Boise above Star Bridge)

27A (Payette R)

> 1 in restricted area

- 070-071-075(no parks/common areas, etc)

Irr use listed separate

- WB5

Moratorium approvable

- W03 (2500 gpd - meets domestic definition

i.e. D/convenience store)

BENEFICIAL USE DUE: 07/01/03

MISC CONDITIONS/REMARKS:

Protested - 020-W19

Development Period

≤ 1 yr

- P16

> 1 yr

- 26A(P17)

Ownership

- 004

Non-consumptive

- 027

Water Quality

- 081-R07

Multiple pd's per ¼

- W32

Subd lot desc (pd)

- W59

Subd lot desc (pu)

- W60

Use definitions

- W02 example - S/50 range

Pre-1987 development

- 068-074 (allow 120 days for proof due)

Single p/d intended

- 076

IRRIGATION SEASON - (Per updated map)

OTHER CONDITIONS/REMARKS

* COMMENTS NEEDS PLANNING REVIEW

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

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SEP 25 2001

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

Keen, Shelley

From: Graham, Bill
Sent: Thursday, June 29, 2000 3:28 PM
To: Keen, Shelley
Subject: RE: App. 81-07183

Hello Shelley - This is fine as conditioned (#6 covers the minimum streamflow).

Thanks - Bill G.

-----Original Message-----

From: Keen, Shelley
Sent: Monday, June 26, 2000 10:44 AM
To: Graham, Bill
Subject: App. 81-07183

<< File: SWKCALLAWAY.doc >>

Bill,

Looks like this application is proposing a new diversion along the Middle Fork of the Clearwater. I'll wait for your comments before processing any further.

Shelley Keen

MICROFILMED
SEP 25 2001

WR5809NP
No. P81-07183

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/26/00
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOHN M CALLAWAY 17808 LOWELL RD CALDWELL ID 83605 (208) 926-4468	02/03/2000	DOMESTIC	01/01 12/31	0.040 CFS	
TOTAL DIVERSION:					0.040 CFS	

Water Source: CLEARWATER RIVER, MIDDLE FORK Tributary to: CLEARWATER RIVER Stage: PERMIT

Point(s) of Diversion: T32N R05E S06 SWNW NWSW IDAHO County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE											
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
---	---	---	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:
32N	05E	6	:	:	:	:	:	:	D	D	:	:	:	:	:	:	:	:	:	:	:	:	:

Pou County: IDAHO

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

81-07057 81-07083 81-07087 81-07183

Conditions of Approval:

- 26A - Project construction shall commence within one year from the
- date of permit issuance and shall proceed diligently to
- completion unless it can be shown to the satisfaction of the
- Director of the Department of Water Resources that delays were
- due to circumstances over which permit holder had no control.
- 004 - The issuance of this right does not grant any right-of-way
- or easement across the land of another.
- 076 - This right authorizes a single point of diversion.

Remarks: GEN ~~This right authorizes a single place of use.~~
Water shall not be diverted under this right when flows in the
Clearwater River, North Fork, ^{are} below established minimum stream
flows.
Domestic use is for 1 home.

Dates: App. Received: 02/03/2000 Priority Date: 02/03/2000
Proof Due Date: 07/01/2001 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 03/21/2000 User-ID: DBALL Subject: Examiner's notes.
2 inch pipe with foot valve near bottom of river.
Point of Diversion is on line of SW1/4 NW1/4 & NW1/4 SW1/4 Sec 6,

SEP 25 2001

WR5809NP
No. P81-07183

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/26/00
PAGE: 3

Comments: Date: 03/21/2000 User-ID: DBALL Subject: Examiner's notes.
Twp 32N, Rge 5E.

Date: 06/26/2000 User-ID: CZIMMERM Subject: APPLICATION REVIEW
This application is located within a minimum streamflow on the
Clearwater River, North Fork, and therefore requires review by
planning.

Audit: 06/25/00 CZIMMERM 06/26/00 CZIMMERM

MICROFILMED

SEP 25 2001

MAY 22 2000

IDW DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEETWRI
WRA
BCA

Department of Water Resources

APPLICATION # 81-07183

INITIAL REVIEW

APPLICANT: CALLAWAY BY: AB DATE: 2/3/00

ITEM REQUIRED INFORMATION

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

*** Send info sheet Y() N()

ADDITIONAL INFORMATION

(Yes) (No)

- Y Field check: by _____
- + Field report attached
- + Analysis Supp. attached (>5cfs/500af)
- + Water delivered by water master?
- Water District # _____

PROCESSING

(Yes) (No) PRIORITY DATE: 2/3/00

(Include Moratorium Remark)

Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: IDAHO County

LETTERS SENT REQUESTING:

() Dam Information () Fish Information

() Power Information () Other: N/A

INFORMATION RECEIVED:

() Dam Information () Fish Information

() Power Information () Other: N/A

GROUNDWATER SECTION

WD Permit No.'s:	Type:	Fees	Receipt No.	Upgrade Needed?
<u>+</u>	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()
<u>+</u>	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()
<u>+</u>	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()

- + Groundwater management area
- + Critical ground water area
- + Well Drilling Permit required
- + Well Drilling Application and Fees received
- + Well Drilling Application approved?

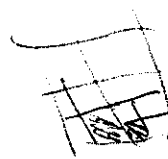
Remarks: _____

FINAL REGIONAL PROCESSING/REVIEW

(Yes) (No)

- 4/20 Notice of pending void order issued. Final order response date: _____/_____/_____
- 4/20 Further information required from applicant
- 4/20 Affidavit of publication received has a for bell ok 5/2
- 3/29 Application published correctly. If not, record action taken: _____
- 3/29 Publication dates and paper recorded on application
- 1 Protests received, Final protest date: 4/24/00 Sr. Agent initial AB
- 1 Measuring device required
- 1 Measuring port required
- 1 Special conditions:
- 1 Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: ABDate: 5/16/00



Ball, Dianne

To: Chip Corsi; Gregg Servheen
Subject: perweek1.txt



perweek1.txt.url

Greetings, gentlemen.

Gregg, please note the Water Right applications Nos. 81-07183 for Callaway, and 81-07184 for Selway Inn Inc., and may we please have your comments by no later than April 24th on these. Thanks very much.

Chip, will you please note Water Right application No. 95-09043 for Boyes. May we please have your comments on this one by no later than April 24th. Thank you very much.

You might also want to note the CLAIM TO A WATER RIGHT No. 96-04567 from Avista. Exceptions to a claim may be filed with us, although as I understand it, they are handled a little differently from Water Right applications. Any questions, you can contact Al Beardslee at this office (208) 769-1450, or by e-mail at <mailto:abeardsl@idwr.state.id.us>

<http://www.idwr.state.id.us/info/water/rights/perweek1.txt>

MICROFILMED
SEP 25 2001

RECEIVED
APR 20 2000
IDWR/Norrr

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

Affidavit only.
No bill received
4/20/00

NOTICE OF APPLICATION FOR
WATER RIGHT
The following application(s) have been filed
to appropriate the public waters of the State
of Idaho:

81-07182
REAGHER, ROBLIEGH
WILLIAMS, MICHAEL
CRANE HILL
KOOSKIA, ID 83539
Source: SPRING Tributary: CLEARWATER
RIVER
Diversion Pt: SESWSE Sec 35 T 32N R 05E
in IDAHO County.
Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)
Date Filed: 2/28/2000
In: IDAHO County
T32N R05E S35 SWSE SESE
81-07183

CALLAWAY, JOHN M
17808 LOWELL RD
CALDWELL, ID 83605
Source: CLEARWATER RIVER, MIDDLE
FORK Tributary: CLEARWATER RIVER
Diversion Pt: SWNW Sec 6 T 32N R 05E in
IDAHO County.
NWSW Sec 6 T 32N R 05E in IDAHO
County.
Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)
Date Filed: 2/3/2000
In: IDAHO County
T32N R05E S06 SWNW SENW
81-07184

SELWAY INN INC
C/O ROBERT GREENHILL
31 W 52ND ST 16TH FLOOR
NEW YORK, NY 10019
Source: DITCH CREEK Tributary: SEL-
WAY RIVER
Diversion Pt: NENW Sec 28 T 31N R 13E in
IDAHO County.
Use: POWER (0.500 CFS)
Total Diversion: (0.500 CFS)
Date Filed: 2/25/2000
In: IDAHO County
T31N R13E S21 SESW
For additional information concerning the
property location, call the Northern Regional
Office at (208) 769-1450.
The permit(s) will be subject to all prior
water rights. Protests must be filed with the
applicant and with the Director, Dept. of
Water Resources, Northern Region, 1910
Northwest Blvd., Suite 210, Coeur d'Alene,
Idaho 83814, together with a protest fee of
\$25.00 on or before APRIL 24, 2000.
KARL J. DREHER, Director
Published: 4/5/2000 & 4/12/2000
A5-12

Andrew J. McNab, being first duly sworn, says he
is the Publisher of the IDAHO COUNTY FREE PRESS, a week-
ly newspaper published and issued weekly at Grangeville, Idaho
County, State of Idaho, and is of general circulation in said coun-
ty and state, that the said legal notice, of which the one hereto
attached is a true copy, was published in said paper for two
weeks, being published two times, the first publication being on
the 5th day of April, 2000; and the last publication on
the 12th day of April, 2000; and that the said legal
notice was published in the newspaper proper and not a supple-
ment; that said newspaper has been continuously and uninter-
ruptedly published in said county during a period of seventy-eight
consecutive weeks prior to the publication of said legal notice of
advertisement.

STATE OF IDAHO)
COUNTY OF ID)

On this 12th day of April in the year of 2000, before me a
Notary Public personally appeared Andrew J. McNab
known or identified to me to be the person whose name sub-
scribed to the within instrument, and being by me first duly sworn,
declared that the statements therein are true, and acknowledged
to me that he executed the same.

Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 04-16-2002
12-21-03

MICROFILMED

SEP 25 2001

Date	5/18/00	# of pages	7671
From	Adams, Dale	To	Nancy Curry
Co.		Co/Dept.	
Phone #		Phone #	
Fax #		Fax #	

RECEIVED
APR 20 2000
IDWR/North

**NOTICE OF APPLICATION FOR
WATER RIGHT**

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

81-07182

REAGHER, ROBLIEGH
WILLIAMS, MICHAEL
CRANE HILL
KOOSKIA, ID 83539
Source: SPRING Tributary: CLEARWATER RIVER
Diversion Pt: SESW Sec 35 T 32N R 05E in IDAHO County.
Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)
Date Filed: 2/28/2000
In: IDAHO County
T32N R05E S35 SWSE SESE

81-07183

CALLAWAY, JOHN M
17808 LOWELL RD
CALDWELL, ID 83605
Source: CLEARWATER RIVER, MIDDLE FORK Tributary: CLEARWATER RIVER
Diversion Pt: SWNW Sec 6 T 32N R 05E in IDAHO County.
NWSW Sec 6 T 32N R 05E in IDAHO County.
Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)
Date Filed: 2/3/2000
In: IDAHO County
T32N R05E S06 SWNW SENW

81-07184

SELWAY INN INC
C/O ROBERT GREENHILL
31 W 52ND ST 16TH FLOOR
NEW YORK, NY 10019
Source: DITCH CREEK Tributary: SELWAY RIVER
Diversion Pt: NENW Sec 28 T 31N R 13E in IDAHO County.
Use: POWER (0.500 CFS)
Total Diversion: (0.500 CFS)
Date Filed: 2/25/2000
In: IDAHO County
T31N R13E S21 SESW
For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.
The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before APRIL 24, 2000.

KARL J. DREHER, Director

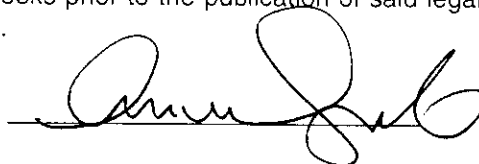
Published: 4/5/2000 & 4/12/2000

A5-12

AFFIDAVIT OF PUBLICATION

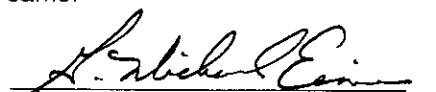
STATE OF IDAHO
County of Idaho - ss.

Andrew J. McNab, being first duly sworn, says he is the Publisher of the IDAHO COUNTY FREE PRESS, a weekly newspaper published and issued weekly at Grangeville, Idaho County, State of Idaho, and is of general circulation in said county and state, that the said legal notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 5th day of April, 2000; and the last publication on the 12th day of April, 2000; and that the said legal notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the publication of said legal notice of advertisement.



STATE OF IDAHO)
COUNTY OF IDAHO)

On this 12th day of April in the year of 2000, before me a Notary Public personally appeared Andrew J. McNab, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.



Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 04-16-2002
12-21-03

MICROFILMED

SEP 25 2001

81-07183

CALLAWAY, JOHN M
17808 LOWELL RD
CALDWELL, ID 83605

Source: CLEARWATER RIVER, MIDDLE FORK Tributary: CLEARWATER RIVER

Diversion Pt: SWNW Sec 6 T 32N R 05E in IDAHO County.
 NWSW Sec 6 T 32N R 05E in IDAHO County.

Use: DOMESTIC (0.040 CFS)
 Total Diversion: (0.040 CFS)

Date Filed: 2/ 3/2000

In: IDAHO County
 T32N R05E S06 SWNW SEnw

MICROFILMED

SEP 25 2001

March 29, 2000

John M. Callaway
17808 Lowell Rd
Caldwell ID 83605

Re: Water Appropriation Application No. 81-07183

Dear Mr. Callaway:

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application for Permit to appropriate the Public Waters of the State of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application.

Your appropriation application is currently being prepared for advertising in the local county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. Normal processing time is approximately 3 to 4 months, if the application is not protested.

If the application is not protested, it will be forwarded to Boise to be considered for approval by the Director. State office personnel will then conduct a complete review, and you will be notified by mail of the outcome. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. All protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

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

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB:db

MICROFILMED
SEP 25 2001

WR0749NP
No. 81-07183

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/23/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOHN M CALLAWAY 17808 LOWELL RD CALDWELL ID 83605 (208) 926-4468	02/03/2000	DOMESTIC	01/01 12/31	0.040 CFS	
TOTAL DIVERSION:					0.040 CFS	

Water Source: MIDDLE FORK CLEARWATER RIVER Tributary to: CLEARWATER RIVER Stage: APPLICATION

Point(s) of Diversion: T32N R05E S06 SWNW NWSW IDAHO County

Place of Use Legal Description for: DOMESTIC

NE				NW				SW				SE											
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SESW		NESE		NWSE		SWSE		SESE	
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---
32N	05E	6	:							D	D	:											

Pou County: IDAHO

Remarks: GEN Domestic use is for 1 home.

Dates: App. Received: 02/03/2000 Priority Date: 02/03/2000
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 03/21/2000 User-ID: DBALL Subject: Examiner's notes.
2 inch pipe with foot valve near bottom of river.
Point of Diversion is on line of SW1/4 NW1/4 & NW1/4 SW1/4 Sec 6,
Twp 32N, Rge 5E.
Time required 3 years.

Audit: 03/21/00 DBALL 03/23/00 DBALL

MICROFILMED
SEP 25 2001