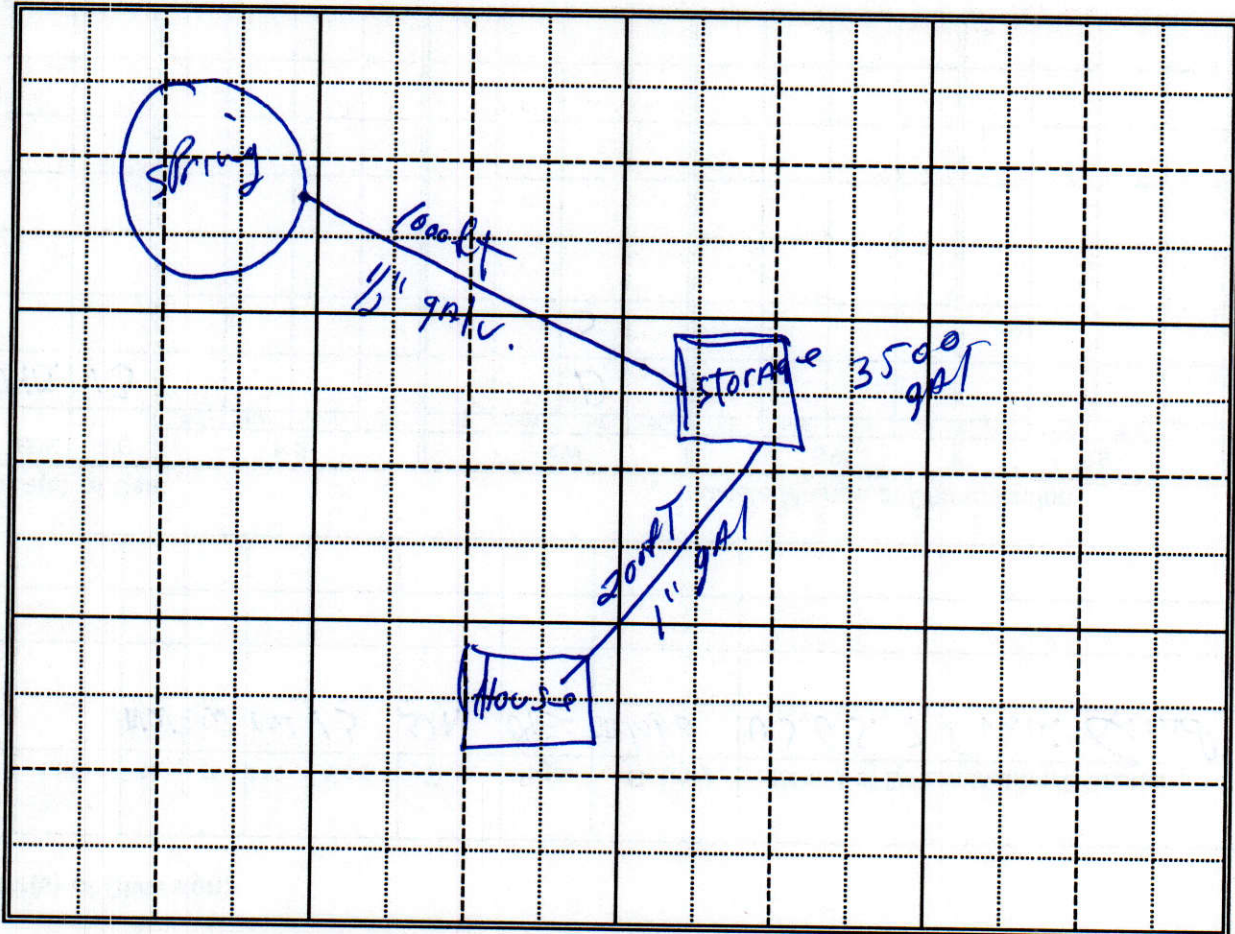


[illegible]

J Lyle Walker
(Applicant)

public waters of

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



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

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

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Honda	5	MSGFSH0595	Honda	3/4

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

D. FLOW MEASUREMENTS

1.

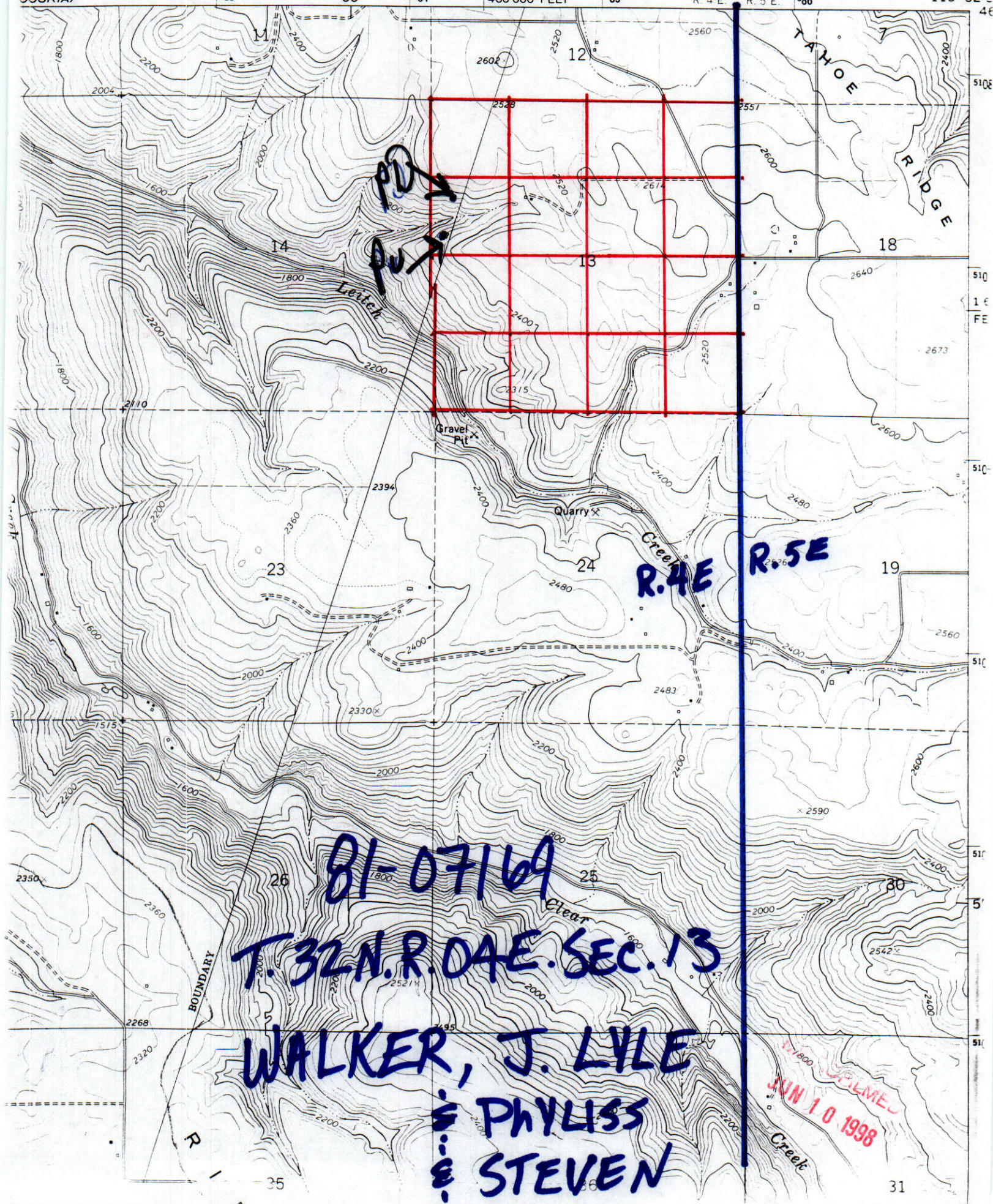
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

MICROFILMED

JUN 10 1998

81-0-119d



81-07169

PO



Storage



PO
Domestic



stock



MICROFILMED
JUN 10 1998

5.22.97



12-96

Walker

Permit # 81-07169







RECEIVED

JAN 18 1995

NORTHERN REGION
IDWR

NOTICE OF APPLICATION
FOR WATER RIGHT

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

81-07169

WALKER, J. LYLE
WALKER, PHYLLIS
WALKER, STEVEN
RT. 1, BOX 89

KOOSKIA, ID 83539

Source: SPRING

Tributary: LEITCH CREEK

Diversion Pt: LOT 4 (NWSWNW) Sec.

13 T 32n R 04E in IDAHO County.

Use: STOCKWATER (.020 CFS)

DOMESTIC (.040 CFS)

Total Diversion: (.060 CFS)

Date Filed: 11/10/1994

In: IDAHO County

T32N R04E S13 SWNW

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 JANUARY 23, 1995.

R. KEITH HIGGINSON, Director

Published: 1/4/1995 & 1/11/1995

J4-11X

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

Andrew J. McNab, being
first duly sworn, says she 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 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 4th day of
January, 19 94, and the last
publication on the 11th day of January, 19 95;
and that the said notice was published in the newspaper proper and not
a supplement; 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 notice or advertise-
ment.

STATE OF IDAHO }
COUNTY OF } IDAHO

On this 11th day of January in the year of 1995,
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.

Maureen H. Houser
Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 10-8-99

RECORDED

FEB 17 1995

RECEIVED

DEC 16 1994

NOTARY PUBLIC
IDWR

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

NOTICE OF APPLICATION FOR WATER RIGHT

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

81-07169

WALKER, J. LYLE
WALKER, PHYLLIS
WALKER, STEVEN
RT. 1 BOX 89

KOOSKIA, ID 83539

Source: SPRING Tributary: LEITCH
CREEK

Diversion Pt: LOT 4 (NWSWNW) Sec
13 T 32N R 04E in IDAHO County.

Use: STOCKWATER (.020 CFS)
DOMESTIC (0.40 CFS) Total Diversion:
(.060 CFS)

Date Filed: 11/10/1994

In: IDAHO County T32N R04E S13
SWNW

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 DECEMBER 19, 1994.

R. KEITH HIGGINSON, Director
Published: 11/30/1994 & 12/7/1994

N30-D7

*Paper changed
from Thurs. paper
to a Wed. paper
about 6 mos ago.
We were not notified.*

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 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 30th day of
November, 19 94, and the last
publication on the 7th day of December, 19 94;
and that the said notice was published in the newspaper proper and not
a supplement; 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 notice or advertise-
ment.

[Signature]

STATE OF IDAHO }
COUNTY OF IDAHO }

On this 7th day of December in the year of 1994,
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.

[Signature]
Notary Public for Idaho
Residing at Grangeville
My commission expires 10-8-99

MICROFILMED

FEB 17 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 81-07169

Priority: November 10, 1994

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

1.7 AF

This is to certify, that J LYLE WALKER
PHYLLIS WALKER
STEVEN WALKER

RT 1 BOX 89

KOOSKIA ID 83539

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 10, 1994; and has submitted Proof of Beneficial Use on January 23, 1997. An examination indicates that the works have a diversion capacity of 0.020 cfs of water from:

SPRING

tributary to LEITCH CREEK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.5 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	1.2 AF
	Totals	0.02 CFS	1.7 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 4(NWSNW), Sec. 13, Township 32N, Range 04E
IDAHO County

PLACE OF USE: STOCKWATER

TWN PGE SEC

32N 04E 13 Lot 4(SWNW)

PLACE OF USE:

DOMESTIC, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

MICROFILMED

JUN 10 1998

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

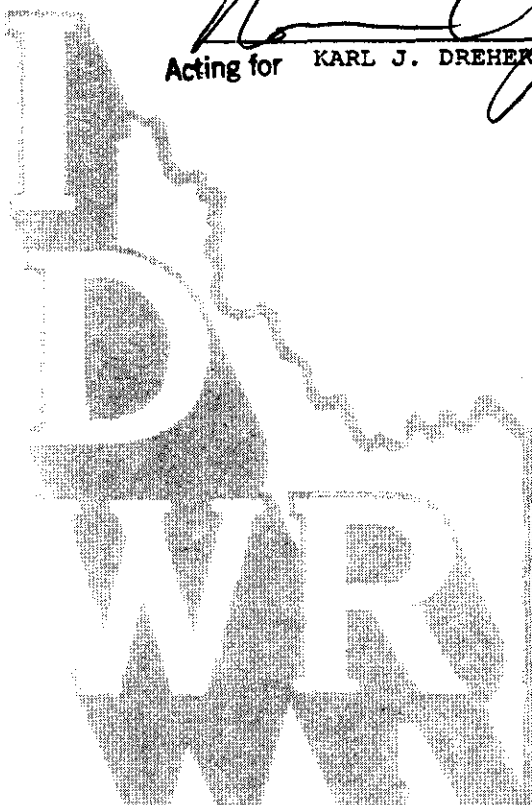
WATER RIGHT NO. 81-07169

CONDITIONS OF APPROVAL AND REMARKS

5. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 30TH
day of JUNE, 1997.


Acting for KARL J. DREHER, Director



NOTED
JUN 10 1998

FOR OFFICE USE ONLY
 Amt. of Fee \$: 50.00
 Receipt No. C038116
 Receipt By: KLT
 Date Received: 2-24-97

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 23 1997

PROOF OF BENEFICIAL USE

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

1. Permit No. 81-07169 Telephone No. 926-4237 926-4614 926-7669

2. Name(s) of Permit Holder(s): Lyle & Phyllis Walker & Steve Walker

3. Mailing Address: Rt 1889 Kooxka Id. 83539

4. Source of Water: Spring If **GROUNDWATER** (well), Date Drilled: mo. / yr.

a. Well Driller: _____ **Drilling Permit Number:** _____ - _____ - _____

b. **OPTIONAL:**
 Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 0.04 CFS Stockwater (No. and type of stock): 0.03 CFS

Irrigation (No. of acres): _____ Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 0.06 cfs OR _____ acre feet

7. 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 /

Flow Measurement Port: Is a flow measurement port required? Yes or No /

Has the measurement port been installed? Yes ☐ or No ☒

8. Fee Enclosed: \$ _____ (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system. 22-4614

Name: Lyle Phyllis or Steve Walter Telephone Number: 208-926-4337 ⁹² or

Address: RH 16489 Yonkers ID 83539

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

MICROFILMED

Signature of permit holder: [Signature] MAR 11 1997 Date: 1-6-96
(include your title, if on behalf of company or organization)

MAR 11 1997

Date: 1-6-96

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 81-07169

Proposed Priority: November 10, 1994 Maximum Diversion Rate: 0.06 CFS

This is to certify, that J LYLE WALKER
PHYLLIS WALKER
STEVEN WALKER
RT 1 BOX 89
KOOSKIA ID 83539

has applied for a permit to appropriate water from:
SPRING tributary of LEITCH CREEK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	03/15 to 11/15	0.04 CFS
	Totals	0.06 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 4(NWSWNW), Sec. 13, Township 32N, Range 04E
IDAHO County

PLACE OF USE: STOCKWATER
TWN RGE SEC
32N 04E 13 Lot 4(SWNW)

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 1997.
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. Stockwater use is for 40 range cattle.
5. 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

7th day of February, 1995.

MICROFILMED

FEB 17 1995

R. Keith Higginson
for R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

81-07169
RECEIVED
JAN 26 1995

To appropriate the public waters of the State of Idaho Department of Water Resources

J. Lyle & Phyllis & or Steven Walker

1. Name of applicant _____ Phone 926-4337

Post office address Rt 1 Box 89 Kooskia ID 83539

2. Source of water supply Spring which is a tributary of Leitch Creek

3. Location of point of diversion is NW ¼ of SW ¼ of NW ¼, Govt. Lot 4

Sec. 13 Township 3N Range 4E B.M. Idaho County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for Stock purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated is (a) 0.06 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. pipeline

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

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

d. Is ground water with a temperature of greater than 90°F being sought? _____

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

RECEIVED
FEB 17 1995

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. 40 head cattle
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1
- e. Other; describe fully. _____

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
32N	4E	13							DS										

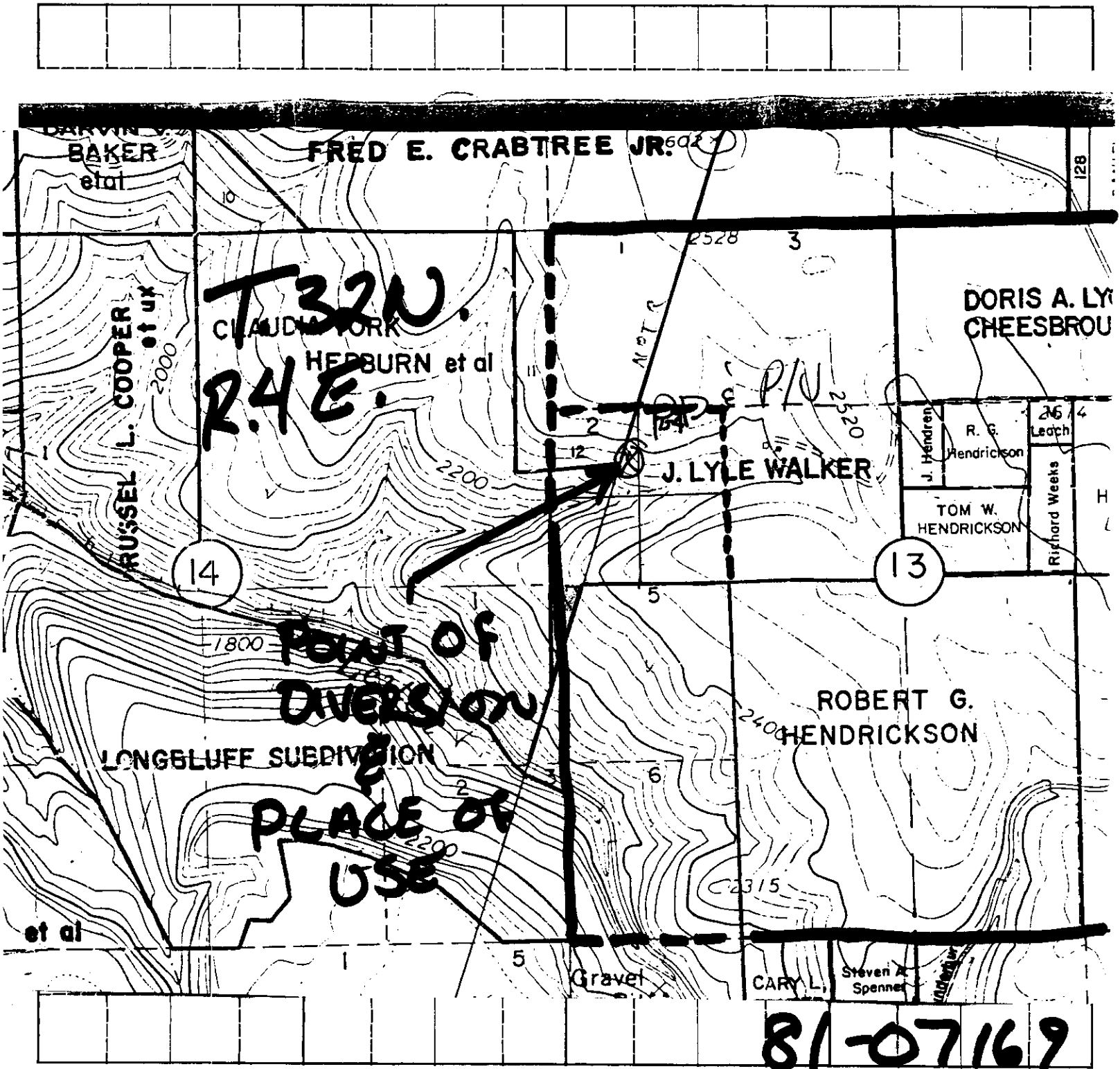
Total number of acres to be irrigated _____

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

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

12. Remarks: Domestic is for garden about 50' X 100'

13. 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.

J Lyle Walker
(Applicant)

FEB 17 1995

Received by RMA Date 11/10/94 Time 9:45 AM Preliminary check by [Signature]
Fee \$ 5000 Receipted by N8433 RMA Date 11/10/94
Publication prepared by [Signature] Date 11/22/94 Published in Idaho Free Press 12/1 & 8/94
Publication approved [Signature] Date 1/19/95
81-108

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

APPROVED
FEB 17 1995



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

July 1, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

J LYLE WALKER
PHYLLIS WALKER
STEVEN WALKER
RT 1 BOX 89
KOOSKIA ID 83539

RE: WATER RIGHT NO. 81-07169

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license 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 unless a party petitions for reconsideration or files an exception and/or brief 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 twenty-one (21) 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. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ACCOMPLISHED

JUL 1 1997

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department 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 Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department 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 Department 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.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

JUN 10 1963

CERTIFICATE OF MAILING

I hereby certify that on the 1st day of July, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 81-07169

J LYLE WALKER
PHYLLIS WALKER
STEVEN WALKER
RT 1 BOX 89
KOOSKIA ID 83539


Kari Lynn Townsend
Secretary

AL777-1-1

JUN 10 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 81-07169

DATE 6/30/97

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>NO</u>
SOURCE	<u>—</u>	<u>✓</u>	Is change clarification of originally intended source? <u>—</u>
POINT OF DIV	<u>—</u>	<u>✓</u>	If not, prepare Notice of Intent to Void <u>—</u>
PLACE OF USE	<u>—</u>	<u>✓</u>	Amendment required <u>NO</u>

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate	<u>.06</u> cfs
Fee limit	<u>.20</u> cfs \$50 ⁰⁰
Measured	<u>.02</u> cfs
Theoretical	<u>—</u> cfs gravity feed
Recommended Total Div Rate <u>.02</u> cfs	

ANNUAL VOLUME/
NATURE OF USES —

Use ✓

stock
Dom

Volume Calculation

<u>.5</u>	af	<u>40 x .0134</u>
<u>1.2</u>	af	
<u>—</u>	af	
<u>—</u>	af	
<u>—</u>	af	
SUBTOTAL	<u>1.7</u>	af

dom. season = yr. round
app was for irrig. of garden during normal irrig season

Flow rate .02 cfs X 365 days X 1.98% = 14.5 af

Total volume recommended 1.7 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

1/1 home

CONDITIONS — Watermaster Control WD# —

— GW Measurement/Measuring Device

— Overlap

— Use-specific conditions

Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed N/A

Adjustment Memo —

1st Amend Letter N/A

2nd Amend Letter N/A

stock rate

RECEIVED
JUN 12 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources
A. GENERAL INFORMATION

Permit No. **81-07169**

1. Owner: J. Lyle Walker, Phyllis Walker, Steven Walker Phone No. (208) 926-4337

Current Address: RT 1 Box 89 Kooskia Id 83539

2. Accompanied by: Steven Walker EXAM DATE: 5-22-97

Address: Same as above Phone No. _____

Relationship to Permit Holder: _____

3. Source: Spring tributary to Leitch Creek

B. OVERLAP REVIEW

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

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NW	SW	NW	13	32N	04E	Idaho	U.S.G.S. 7.5 min Quad

2. Place(s) of Use:

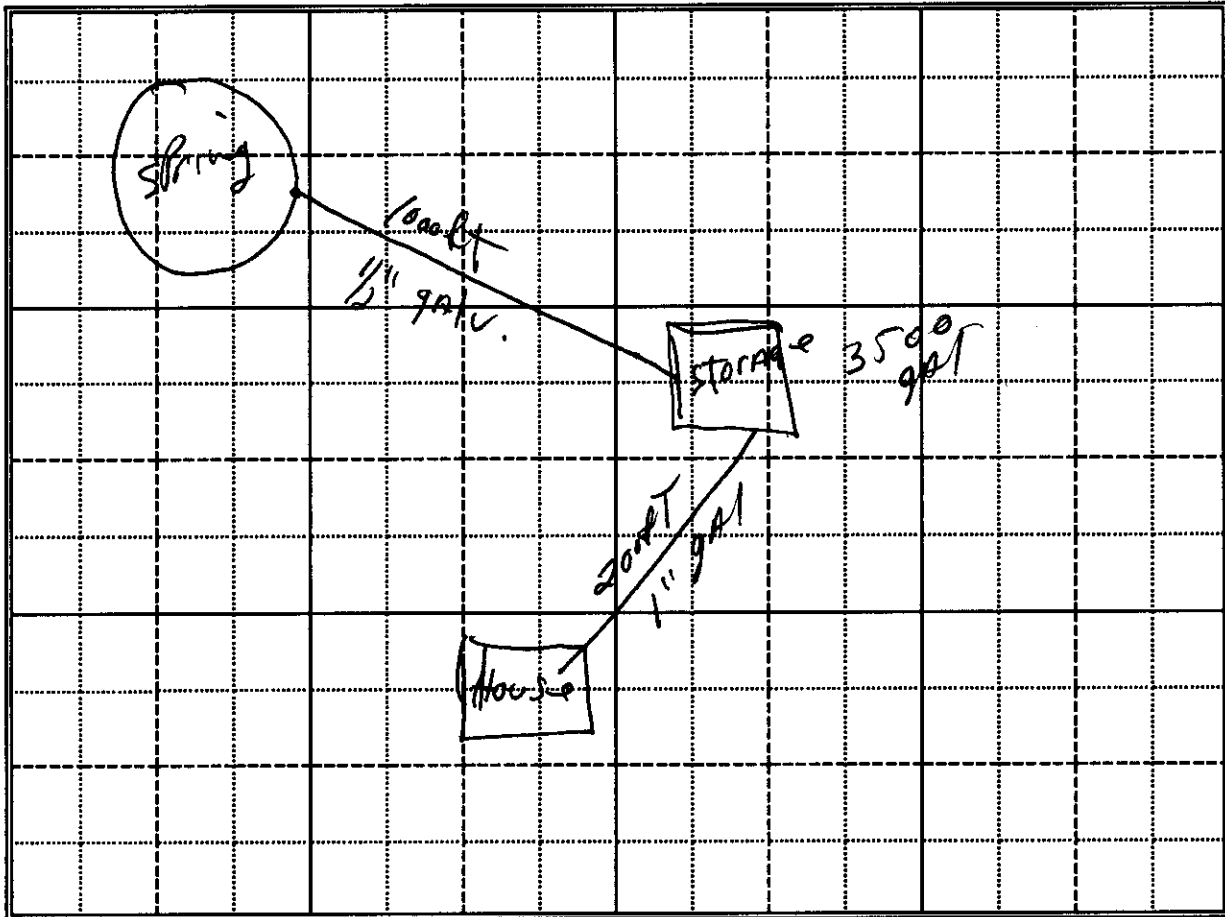
Indicate Method of Determination

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	04E	13							D										
									S										

MICROFILMED

JUN 10 1998

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



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

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

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Honda	5	MSGF5H0595	Honda	3/4

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: _____

NOTED

JUN 10 1998

81-02190

E. NARRATIVE/REMARKS/COMMENTS

System consist of 10ft deep 6ft dia culvert
spring diversion. From there a 5hp gas powered
rotary pump delivers to storage (3500 gal)
from storage gravity feed to house

Have conditions of permit approval been met? L yes no

MICROFILMED
JUN 10 1998

F. FLOW CALCULATIONS

Measured Method: 5 gal bucket 5 gal in 38 sec = 89 gpm Additional Computation Sheets Attached

$$\frac{8 \times 1.33681}{60} = .02 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

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

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

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Domestic</u>	<u>01-01</u>	<u>12-31</u>	<u>.02</u>	<u>1.2</u>
<u>Stockwater</u>	<u>01-01</u>	<u>12-31</u>	<u>.01</u>	<u>.5</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>.02</u>	<u>1.7</u>

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name Wayne Balch Date 6-11-97

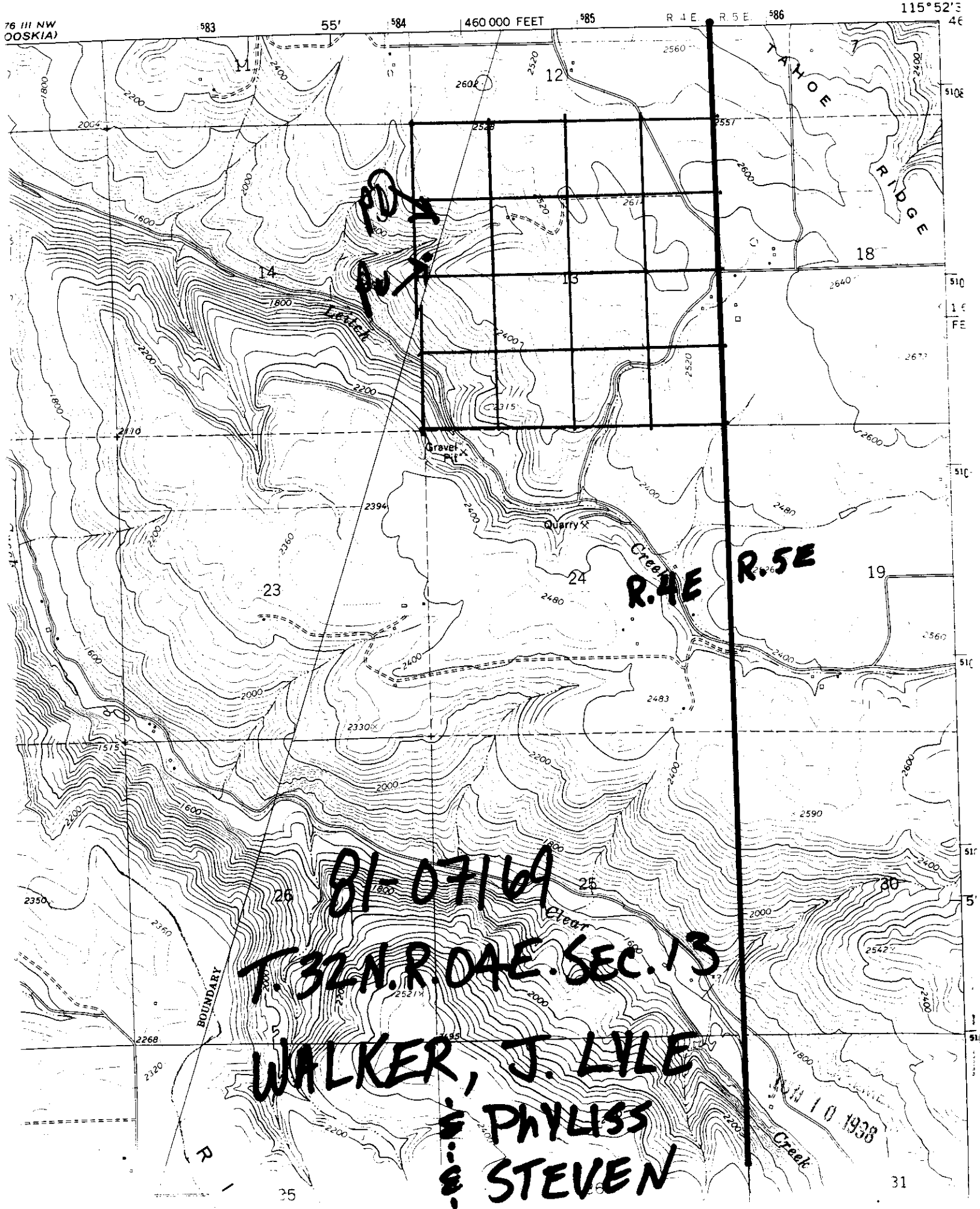
Reviewer _____ Date _____

SEAL

MICROFILM

JUN 10 1998

76 III NW
OOSKIA)

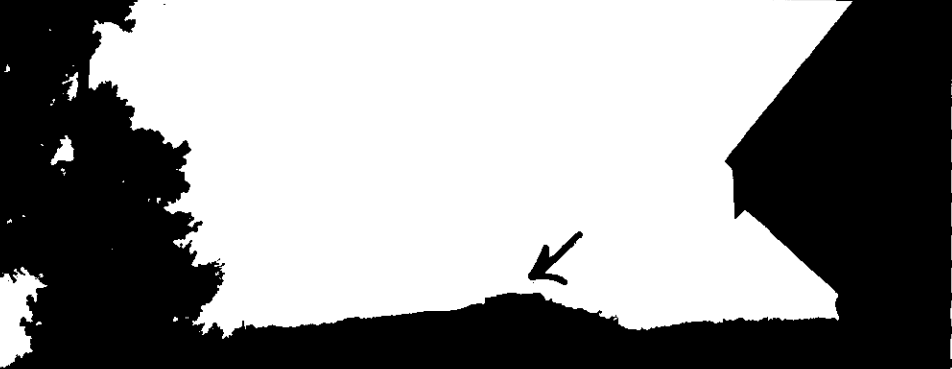
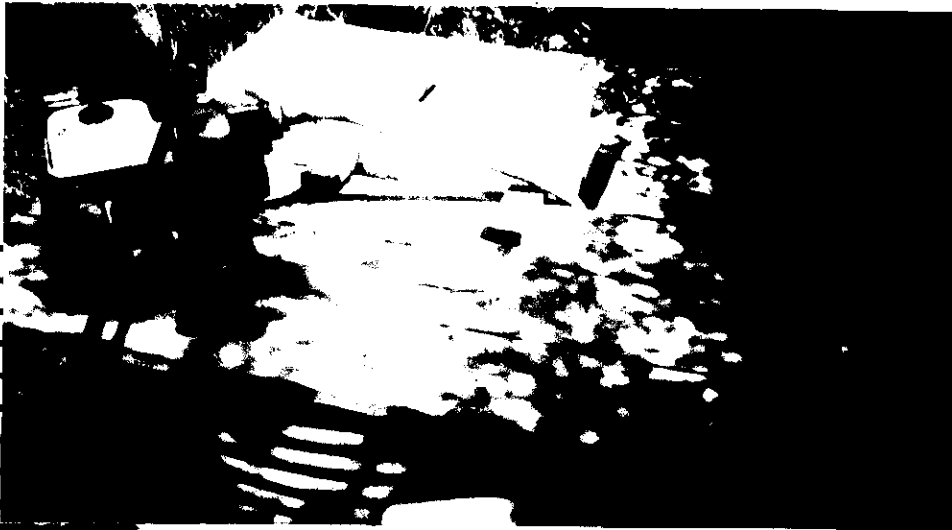


81-07169
T.32N.R.04E.SEC.13
WALKER, J. LYLE
& PHYLISS
& STEVEN

JUL 10 1938

81-07169

PO



STOCK



PO
Donner



stock

RECEIVED
JUN 10 1968

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 81-07169 Reviewed by Jay Date 1-30-97

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
yes Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

☒ Surface water source
☐ Ground water source
☐ Drilling permit required?
☐ Copy in the file? Drilling Permit No. _____
☐ Amount paid for permit _____ Correct?
☐ Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
0 Amount Submitted
no Correct?

MEASURING DEVICE

no Required?
☐ Installed?
☐ Waiver requested?

PRIORITY CALCULATION

Date proof received _____
Date proof due _____
No. of days late _____
Priority Date _____
New Priority Date _____

DEFICIENCIES OR ACTION ITEMS

Request 50.00 lic exam fee
* Fee Received / Proof acceptable

DATA ENTRY

New Address _____ Proof Made 1-23-97

March 3, 1997

J LYLE WALKER
PHYLLIS WALKER
STEVEN WALKER
RT 1 BOX 89
KOOSKIA ID 83539

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 81-07169

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208) 769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

MICROFILMED

MAR 11 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 31, 1997

J. Lyle Walker
Phyllis Walker
Steven Walker
Rt. 1 Box 89
Kooskia, ID 83539

RE: Permit No. 81-07169

Dear Permit Holders:

I have returned a copy of the Proof of Beneficial Use form submitted in connection with the above referenced water right. You state on the proof form that you are diverting 0.06 cfs from a surface water source for stockwater and domestic use. Before the department can process the proof, it must be accompanied a license examination fee of \$50.00. You enclosed a copy of a receipt for \$50.00 paid in 1994, however, that fee was to process the application for permit. The license examination fee is a separate fee.

Please return the copy of the proof along with the \$50.00 license examination fee within 60 days of receipt of this letter. **Please address your correspondence to my attention.**

If you have any questions regarding this matter, please contact me at (208)327-7900.

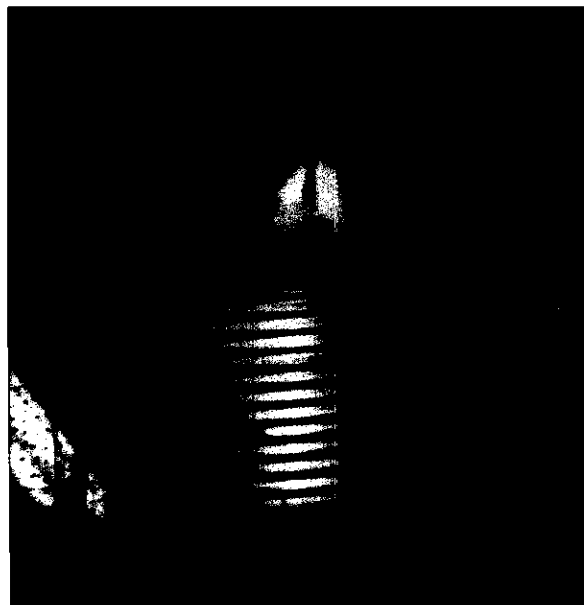
Sincerely,

A handwritten signature in cursive script that reads "Julie L. Yarbrough".

JULIE L. YARBROUGH
Senior Secretary

Enclosure

MICROFILMED
MAR 11 1997



12-96

WALKER

Permit # 81-07169



Spring lid

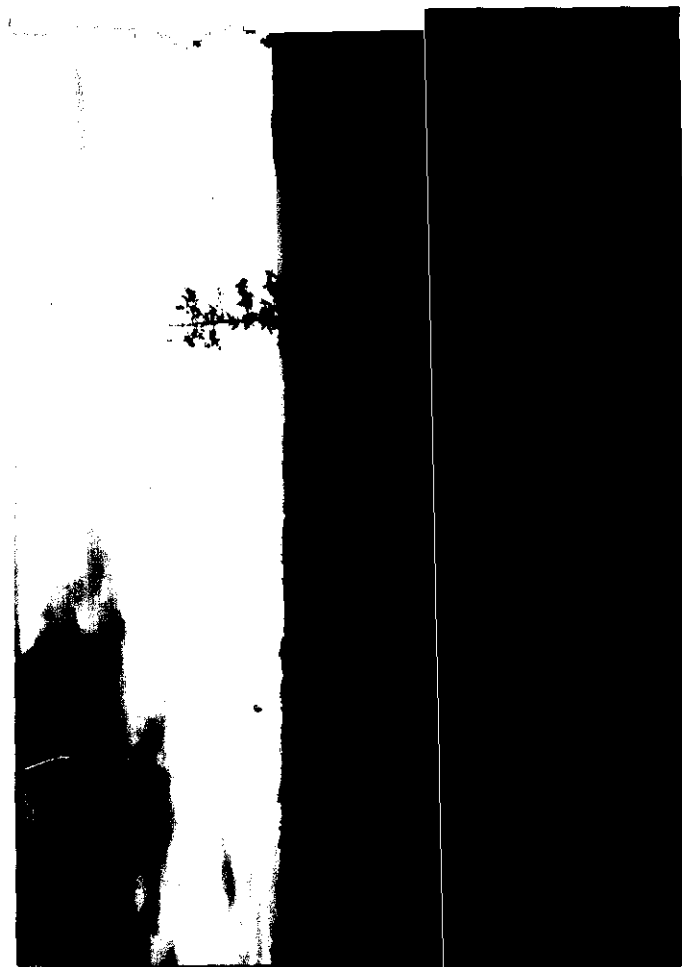
Oct 98

1000 1000 1000

1000 1000



Approx 4,000 gal Concrete
Buried Sister
gravity flow to house



Approx 4,000 gal Concrete
Buried Siston

gravity flow to house.

Photos

MICROFILMED
MAR 11 1997

November 30, 1996

J LYLE WALKER
PHYLLIS WALKER
STEVEN WALKER
RT 1 BOX 89
KOOSKIA ID 83539

PROOF DUE NOTICE

RE: PERMIT NO. 81-07169

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 February 1, 1997.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date.

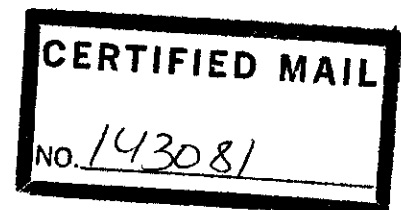
If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

MICROFILMED
MAR 11 1997

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 8, 1995

J LYLE WALKER
PHYLLIS WALKER
STEVEN WALKER
RT 1 BOX 89
KOOSKIA ID 83539

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 81-07169

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

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.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECEIVED

FEB 17 1995

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 81-7169 Name: Walker Date: 2/3/95 Ad OK? ✓
Correct Fee? ✓ Receipt #: N08433 Priority: u/10/94 ✓ Gvmt Lts: ✓

AREA OF CONCERN? - No/Yes S/C Mor GWMA Trust/Non-trust
PROTESTED: - 020 (Prehearing agreement) or W19 (See Order)

SYSTEM COMPLETED:
Yes/proof filed - NA
1 year/no proof - P16
+1 year - ~~P16~~-P17

GROUNDWATER: <✓ FLO-CH>
+ 0.2 cfs - 01M
- 0.2 cfs - No MD
+ 5 a. (POU cmp) - 01M, 803 (if GW use SW 1st)

Drilling Permit:
Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. , P99
No WD permit? - 046-46A (LG Irr)-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)

SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink):
Water District (~~dem~~) - 005 (req) WD # <SEE MAP & LISTING>
+ 0.2 cfs - 01J-P08 or 01M
- 0.2 cfs - 01H-P01 or No MD
+ 5 a. irr. - 01M (POU cmp)
~~In WD~~ + 0.2 cfs ~~006A~~ 01M or No MD (in-stream)
+ 5 a. irr. - 01M (POU cmp)

RIVER BASINS (*Surface water):
Snake R (01) - 11A-P04, NA
(02/03) - 007-P07 (w/remark WB9), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064 (consump. use), 047-P04 (Payette Lake), NA

USE:
Domestic (surface) - 021 (Boise R + L Peak); 064 (Payette R); NA
Fish Propagation - 07A-042 (rq)-010/06A/09E (WQ)-P10; 044 (N 1000 Spr)
Irr - 5 acres - 057 (0.03 cfs/A)
+ 5 acres - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F (P19)-09E (P10);
+25 cfs-P18; 17G (FERC) or 17M (FERC); 18B-P09
Storage (✓ 3 compo.) - 18A (multi MD in WD), 18B-P09 (+10' dam), NA

LOCATION:
Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - 030 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - B <SEE CONDITION CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP:
Non-land owner - 004 (PD/PU)

OTHER CONDITIONS:

STANDARD REMARKS: ① w01/1 ② w02/40 RC

BENEFICIAL USE DUE: 2-1-1997

COMMENTS:

No. a
4/87-06/92n

I O DEPARTMENT OF WATER RESOURCE
APPROPRIATION APPLICATION ANALYSIS SH.

RECEIVED
JAN 26 1995

APPLICATION # 81-07169

***** INITIAL REVIEW *****

APPLICANT: WALKER BY: AS Department of Water Resources DATE: 11/10/94

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: 11/10/94

☒ (Include Moratorium Remark)

☒ Statewide Avertising: (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 *****

(Yes) (No)

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

Checked by: _____ Date: ____/____/____

Remarks: _____

***** FINAL REGIONAL PROCESSING/REVIEW *****

(Yes) (No)

- ☒ Notice of pending void order issued. Final order response date: ____/____/____
- ☒ Further information required from applicant
- ☒ Affidavit of publication received
- ☒ Application published correctly, If not, record action taken: advertised by
- ☒ Publication dates and paper recorded on application paper on wrong date - read 1/4 + 11/95
- ☒ Protests received. Final protest date: 12/19/94
- ☒ Measuring device required 01/23/95
- ☒ Measuring port required
- ☒ Special conditions: _____
- ☒ Special conditions of approval supplement and/or cover letter attached:

Sr. Agent initial AS

Approval Recommended by: AS RYA Date: 1/23/95

RECEIVED

JAN 18 1995

NORTHERN REGION
IDWR

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

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

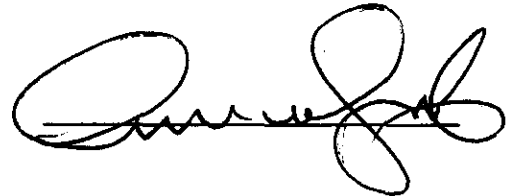
WALKER, W. LYLE
WALKER, RHYLLUS
WALKER, STEVEN

Tributary: LEITCH CREEK
Division Pt. LOT 4 (NWSWNW) Sec.
13 T 22N R 04E In IDAHO County.
Use: STOCKWATER (0.00 CFS)
DOMESTIC (0.00 CFS)
Total Diversion: 0.00 CFS
Date Filed: 1/11/95
In: IDAHO County
T32N R04E S13 ESWNW

For additional information concerning the property location, call the Northern Regional Office at (208) 386-1450. 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, 1915 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before JANUARY 23, 1995.
R. KEITH HICKSON, Director
Published: 1/4/1995 & 1/11/1995

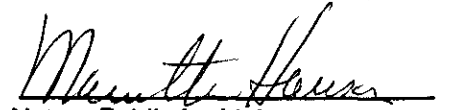
24-11X

Andrew J. McNab, being first duly sworn, says she 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 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 4th day of January, 1994, and the last publication on the 11th day of January, 1995; and that the said 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 notice or advertisement.



STATE OF IDAHO }
COUNTY OF } IDAHO

On this 11th day of January in the year of 1995
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: 10-8-99

RECEIVED

FEB 17 1995

December 28, 1994

Idaho County Free Press
P. O. Box 267
Grangeville, ID 83530

RE: 81-07169 - WALKER

Gentlemen:

We are resubmitting the above referenced water right for publication due to the fact that this was published on dates not requested.

We are requesting that this be published at no charge, because it is required by Rule 4,2,1,1 of Sec. 42-230A of the Idaho Code that the first required advertisement be published on the first or third Thursday of a month when published in daily newspapers, and on the first or third publishing day of the month for weekly newspapers.

All our records indicated that as a weekly paper, you published on Thursdays. Following our request to publish this on 12/1 & 8/94, and your publishing same on 11/30 and 12/7/94, we were advised that you have changed to a Wednesday publishing date, effective approximately 6 months ago. We were not advised of that change. Had we been so, we would not have requested publishing on 12/1 & 8/94.

Prior to publishing, since publication could not be handled as requested, we should have been notified, giving us the option to change the dates to coincide with Idaho Code requirements.

An affidavit of publication must be submitted to the Department. Please send the affidavit of publication to this office before JANUARY 23, 1995.

Thank you for your cooperation in this matter.

Sincerely,

Dianne Ball
Senior Secretary

Enc.

FREEPRESS

Wed
1/4 & 11/95

RECEIVED

FEB 17 1995

RECEIVED

DEC 16 1994

NOTARY PUBLIC
IDWR

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

ok wrong page

NOTARY PUBLIC
The following is a true and correct copy of the original instrument as the same appears in the files of the State of Idaho:
WALKER, J. LYLE
WALKER, MYRLIS
WALKER, STEVEN
Rt 1 Box 20
KODAK, ID 83402
Source: BRING, DENNIS; LEITCH, CARRA
Division of, LOY, J. (Notary Public) Rep
131 5th St, Boise, ID 83725
Use: ETC (Notary Public) Rep
Division of, LOY, J. (Notary Public) Rep
(Notary Public)
Date Filed: 12/16/94
In: IDAHO County Term 1994E 815
Notary Public
The following is a true and correct copy of the original instrument as the same appears in the files of the State of Idaho:
The instrument was filed in the files of the State of Idaho on the 16th day of December, 1994, and was the subject of a Notice of Publication in 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 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 30th day of November, 1994, and the last publication on the 7th day of December, 1994; and that the said 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 notice or advertisement.

not fatal

NOTARY PUBLIC
KOD-177

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 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 30th day of November, 19 94, and the last publication on the 7th day of December, 19 94; and that the said 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 notice or advertisement.

Andrew J. McNab

STATE OF IDAHO }
COUNTY OF IDAHO }

Paper changed from Thurs. paper to a Wed. paper about 6 mos ago. We were not notified.

On this 7th day of December in the year of 1994, 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.

Michael Hansen
Notary Public for Idaho
Residing at Grangeville
My commission expires 10-8-99

RECORDED

FEB 17 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

Fax (208) 769-1454

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

November 22, 1994

J. Lyle, Phyllis &/or Steven Walker
Rt 1 Box 89
Kooskia, ID 83539

Re: Water Appropriation Application No. 81-07169

Dear Walkers:

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 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. 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. However all protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

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

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB:db

RECEIVED

FEB 17 1995

81-07169

WALKER, J LYLE
WALKER, PHYLLIS
WALKER, STEVEN
RT 1 BOX 89
KOOSKIA, ID 83539

Source: SPRING

Tributary: LEITCH CREEK

Diversion Pt: LOT 4 (NWSWNW) Sec 13 T 32N R 04E in IDAHO County.

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

Date Filed: 11/10/1994

In: IDAHO County	
T32N R04E S13	SWNW

RECORDED

FEB 17 1995