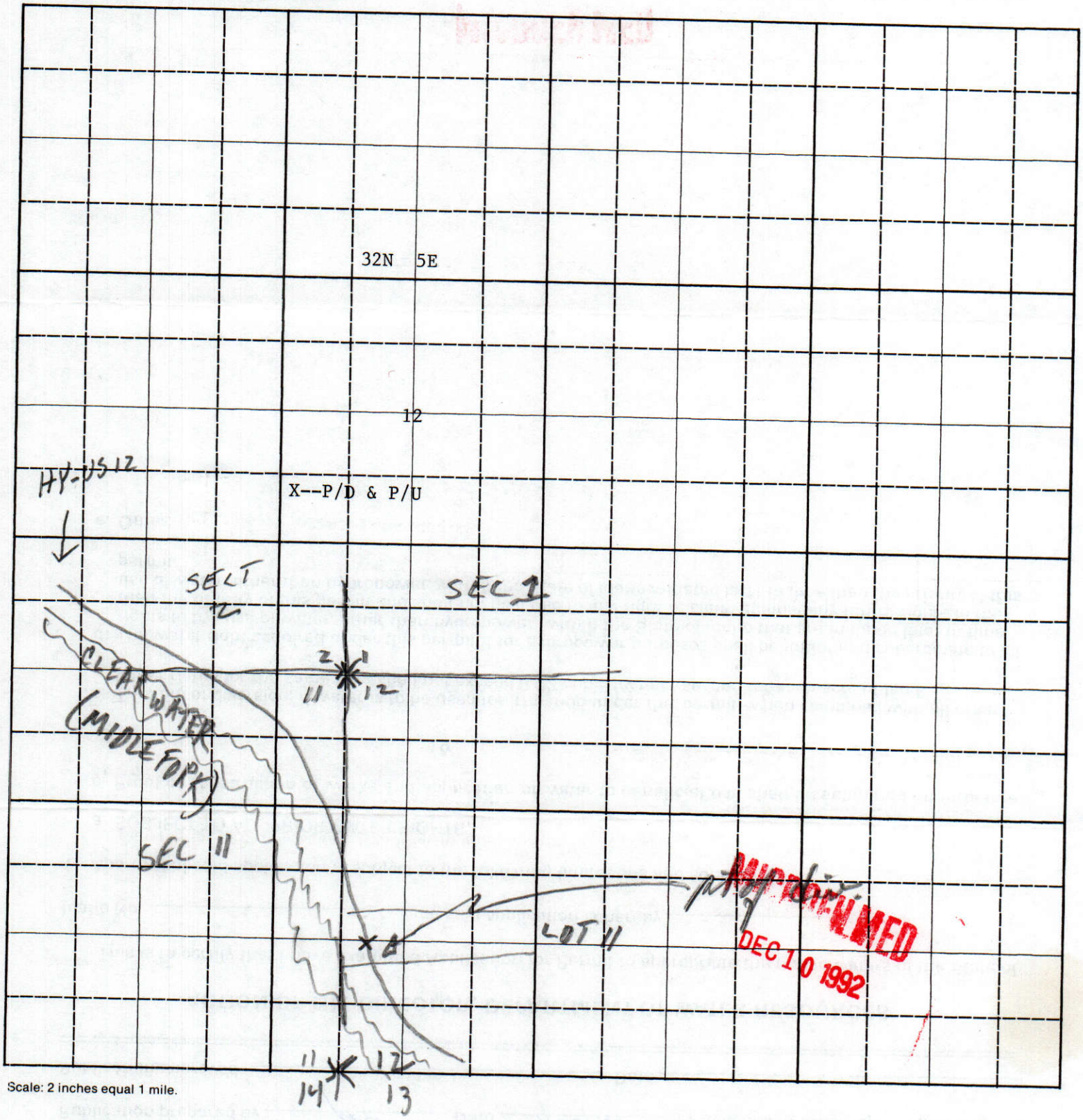
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

APPROVED
DEC 10 1992

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.

Eugene H. Jones
(Applicant)

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

County of Idaho - ss.

Marietta Hanson, being first duly sworn, says she is the Bookkeeper 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 1st day of October, 19 92, and the last publication on the 8th day of October, 19 92; 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.

Marietta Hanson

NOTICE OF APPLICATION FOR WATER RIGHT

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

81-07159

TENNIES, EUGENE H
HCR 75 BOX 32
KOOSKIA, ID 83539
Source: CLEARWATER RIVER, MIDDLE FORK Tributary: CLEARWATER RIVER
Diversion Pt: LOT 11 (NWSWSW) Sec. 12 T 32N R 05E in IDAHO County.
Use: DOMESTIC (.040 CFS)
FIRE PROTECTION (.200 CFS)
Total Diversion: (.200 CFS)
Date Filed: 9/22/1992
In: IDAHO County
T32N R05E S12 SWSW
For additional information concerning the property location, call the Northern Regional Office at 765-4639.
The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814 on or before OCTOBER 19, 1992.

R. KEITH HIGGINSON, Director
Published: 10/1/1992 & 10/8/1992

O1-8

OK
10/13/92

STATE OF IDAHO }
}
COUNTY OF }

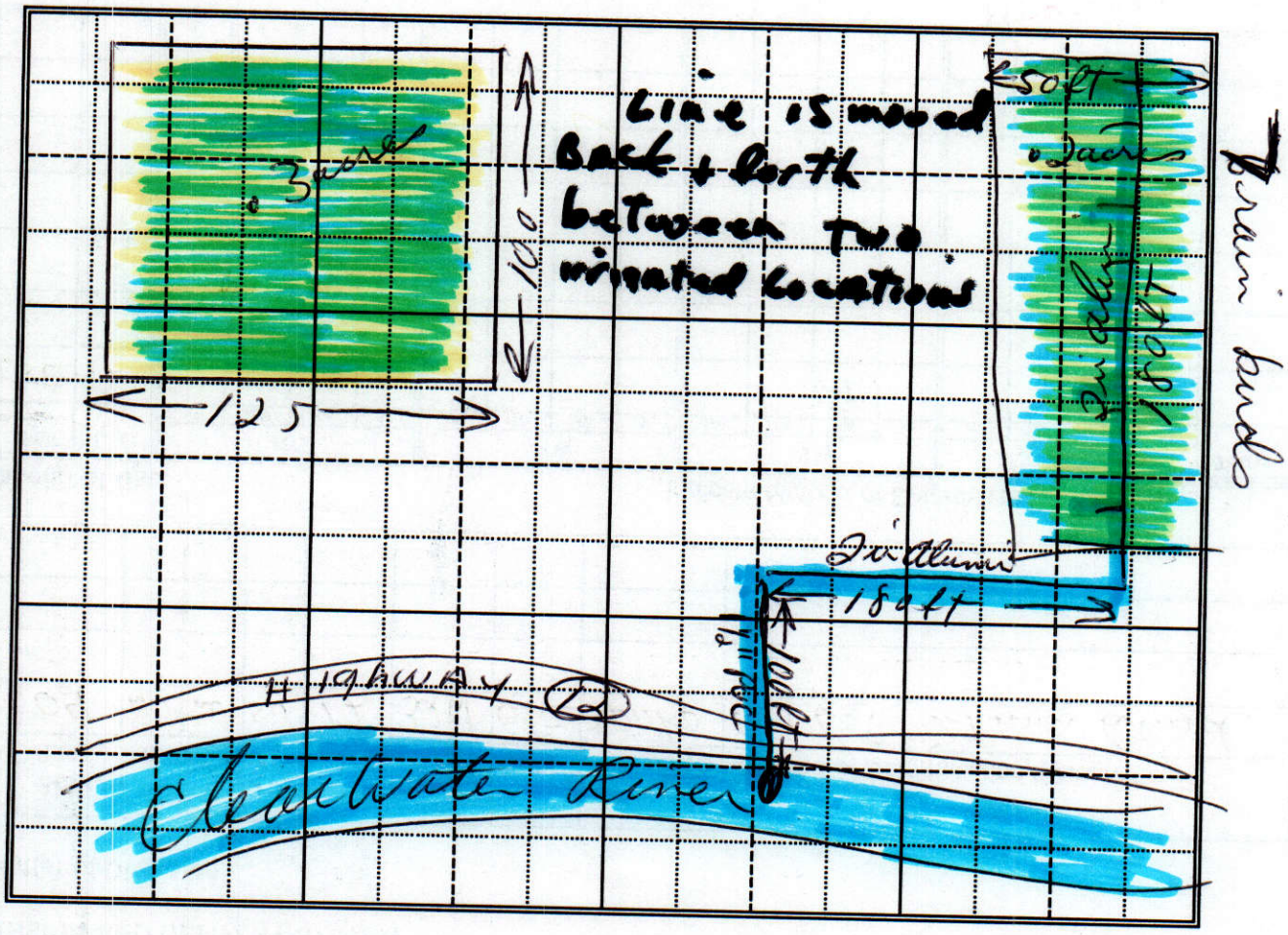
On this 8th day of October in the year of 1992, before me, a Notary Public, personally appeared Marietta Hanson, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Notary Public for Idaho
Residing at Grangeville, Idaho
My commission expires: 6-4-98

RECEIVED
OCT 14 1992
NORTHERN REGION
IDWR

MICROFILMED
DEC 10 1992

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 Quadrange 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
	Franklin	105	Submersible		1½"

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

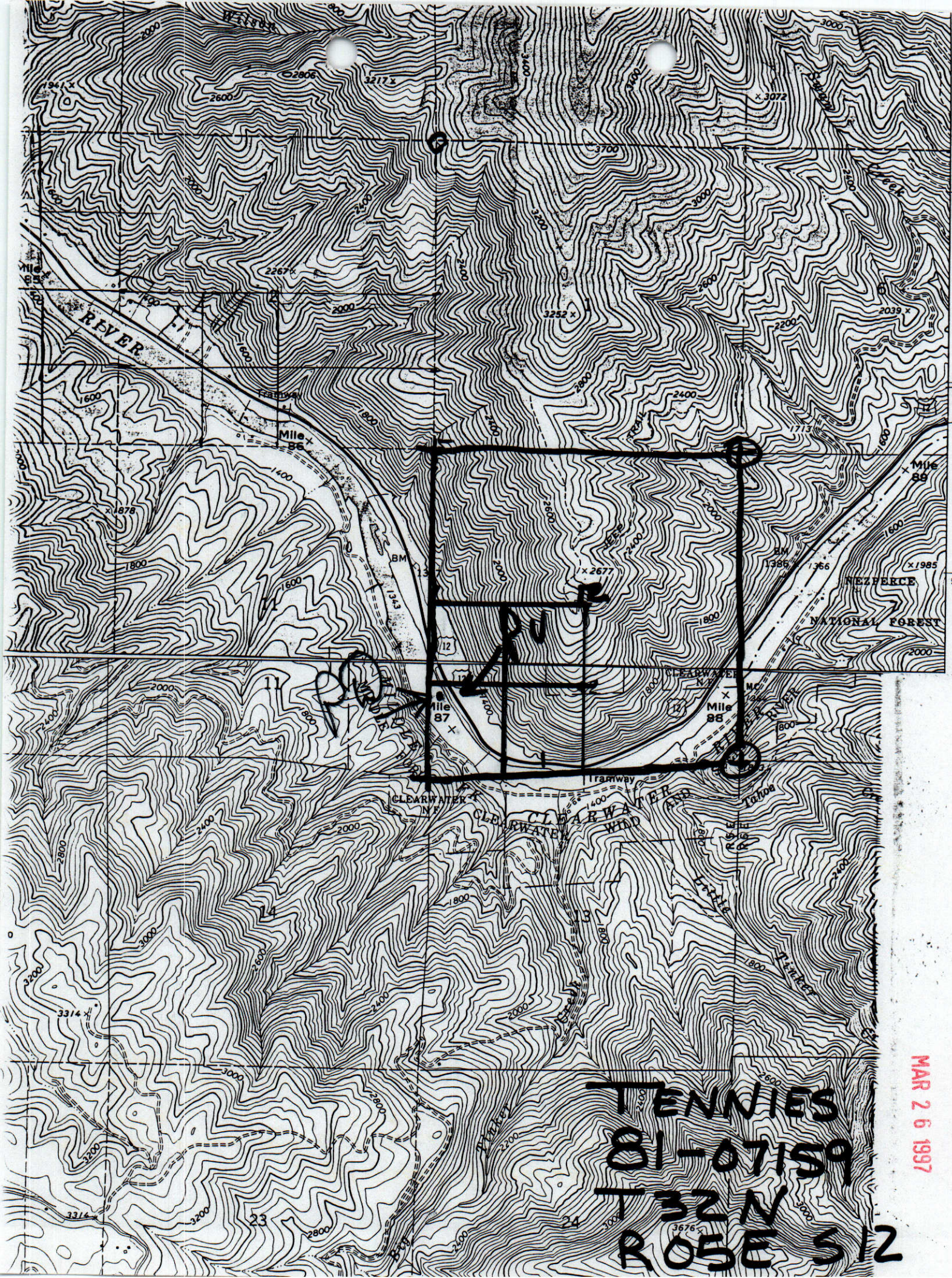
D. FLOW MEASUREMENTS

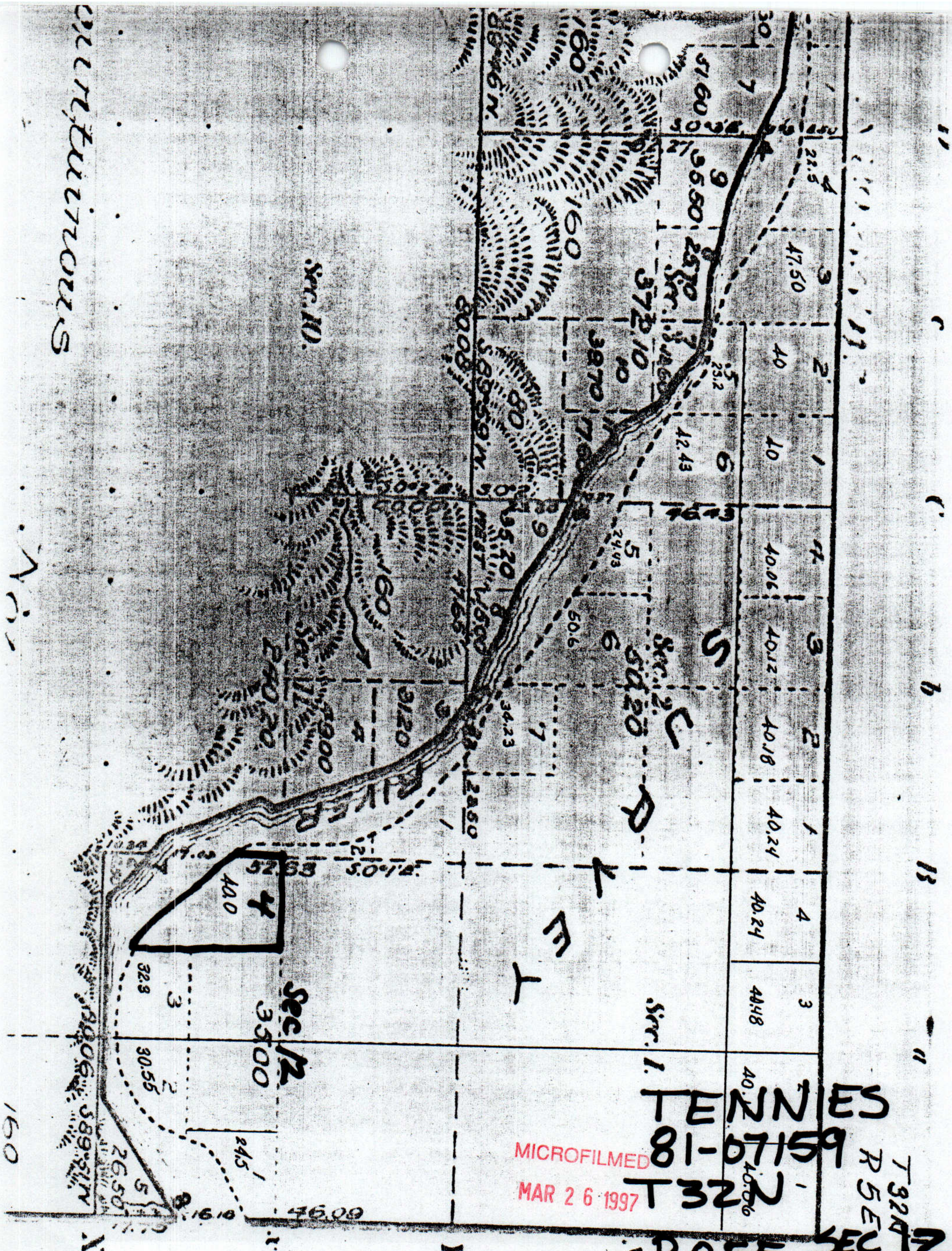
1.

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

2. **Measurements:** _____

MICROFILMED
MAR 2 6 1997


T. 33
T. 32
RIVER
Tramway
Mile 86
Mile 87
Mile 88
Mile 89
NEZPERCE
NATIONAL FOREST
CLEARWATER NF
CLEARWATER WILD
RIVER
Tramway
SYRINGA 1.8 MI.
LOWELL 9 MI.
TENNIES
81-07159
T32N
R05E S12
MAR 26 1997



TENNIES
81-07159
T32N
ROSE SEC 12

MICROFILMED
MAR 26 1997

PERMIT # 81-07159

Entrance from the River to yard

Pump shed and line to garden

MAR 2 6 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 81-07159

Priority: September 22, 1992 — Maximum Diversion Rate: 0.09 CFS; Maximum Diversion Volume: 0.6 AF

This is to certify, that EUGENE H TENNIES
HCR 75 BOX 37C
KOOSKIA ID 83539 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 22, 1992; and has submitted Proof of Beneficial Use on December 13, 1995. An examination indicates that the works have a diversion capacity of 0.090 cfs of water from:

CLEARWATER RIVER, MIDDLE FORK tributary to **CLEARWATER RIVER**

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

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF
FIRE PROTECTION	01/01 to 12/31	0.09 CFS	
	Totals	0.09 CFS	0.6 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 4(SWSW), Sec. 12, Township 32N, Range 05E IDAHO County

PLACE OF USE: DOMESTIC

TWN	RGE	SEC	
32N	05E	12	Lot 4(SWSW)

PLACE OF USE:
FIRE PROTECTION, same as DOMESTIC 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.
5. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.

MICROFILMED
MAR 2 6 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 81-07159

CONDITIONS OF APPROVAL AND REMARKS

6. Domestic use is for irrigation of lawn and garden.

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 15TH day of OCTOBER, 1996.

Acting for KARL J. DREHER, Director

MICROFILMED
MAR 26 1997

Form No. 217
7/94

FOR OFFICE USE ONLY
Amt. of Fee $: 50.00
Receipt No. C034134
Receipt By: JW
Date Receipted: 12-14-95

RECEIVED
DEC 13 1995
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or 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. 81-07159 Telephone No. 208 926 7540

2. Name(s) of Permit Holder(s): HELGA & EUGENE H. TENNIES

3. Mailing Address: HCR 75 BOX 37C KOOSKIA ID 83539

4. Source of Water: MIDDLE FORK of Clearwater 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): 1 Stockwater (No. and type of stock): _____

Irrigation (No. of acres): _____ Other: FIRE PROTECTION & DOMESTIC USE

6. Total rate of diversion and/or volume for which proof is submitted: 0.20 cfs **OR** 0-20 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: $ 50.00 (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.

Name: EUGENE H. TENNIES Telephone Number: 208 926 7540

Address: HCR 75 BOX 37C KOOSKIA 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.

Signature of permit holder: Eugene H. Tennies APR 30 1996 Date: 12-8-95
(include your title, if on behalf of company of organization)

Form No. 204
7/94

For Office Use Only
$50 Fee Receipted by RT
Date 1-3-95
Receipt No. C03192

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF BENEFICIAL USE FOR A WATER RIGHT PERMIT

RECEIVED
JAN 0 3 1995
Department of Water Resources

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

Permit No. 81-07159

Name(s) of Permit Holder: EUGENE H. TENNIES & HELGA TENNIES

Mailing Address: HCR 75 BOX 32 KOOSKIA ID 83539

Date Proof is Due: JAN 1 1995 Telephone No. 208-926-0855
926-7540

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".)

SEE COPY OF ATTACHED PROJECT STATUS

Costing $ _____

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

TOTAL WORK HAS NOT BEEN COMPLETED BECAUSE WORK HAD TO STOP THIS YEAR BECAUSE OF SNOW, WET WEATHER CONDITIONS

Permit holder(s) request an extension to JAN 1, 1996, 19 96.

FEE: $50.00

Eugene H. Tennies
(Signature)*
*If other than permit holder, Power of Attorney must be supplied

NOT RECEIVED

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 January 1, 1996.

JAN 2 0 1995

Signed this 17th day of January, 19 95.

L. Alan Saxton
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 81-07159

Proposed Priority: September 22, 1992 Maximum Diversion Rate: 0.20 CFS
This is to certify, that **EUGENE H TENNIES**
HCR 75 BOX 32
KOOSKIA ID 83539
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
FIRE PROTECTION	01/01 to 12/31	0.20 CFS
	Totals	0.20 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 4(NWSWSW), Sec. 12, Township 32N, Range 05E
IDAHO County

PLACE OF USE: DOMESTIC

TWN	RGE	SEC	
32N	05E	12	Lot 4(SWSW)

PLACE OF USE: FIRE PROTECTION, same as DOMESTIC use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **January 2, 1995.**
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. 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
25th day of November, 1992.

R. Keith Higginson, Director

for MICROFILMED
DEC 10 1992

Form 202
6/85

Ident. No. 81-7159

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Eugene H. Tennies Phone 208 926-7540

   Post office address HCR 75 Box 32 Kooskia Id. 83539

2. Source of water supply Clearwater R., Middle Fork which is a tributary of Clearwater River

3. Location of point of diversion is NW ¼ of SW ¼ of SW ¼, Govt. Lot ~~1~~ 4 BM

   Sec. 12 Township 32N Range 5E B.M. Idaho County; additional

   points of diversion if any:

4. Water will be used for the following purposes:

   Amount .04 (cfs or acre-feet per annum) for Domestic purposes from 1/1 to 12/31 (both dates inclusive)

   Amount .2 (cfs or acre-feet per annum) for Fire Protection purposes from 1/1 to 12/31 (both dates inclusive)

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

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

5. Total quantity to be appropriated is (a) .2 cubic feet per second and/or (b) NA acre feet per annum

6. Proposed diverting works:

   a. Description of ditches, flumes, pumps, headgates, etc. 3" take up foot valve, JET pump Gould WD* 3656 with 7.5 HP Century Pump Motor; RTE/Delta Control Center. 3" underground pipe to H2O outlets.

   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 5 years (*minimum 1 year*).

MICROFILMED
DEC 10 1992

* according to gov plat map

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. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. 1

e. Other; describe fully. Fire protection

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	5E	12											D,F						

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? Eugene H. Tennies

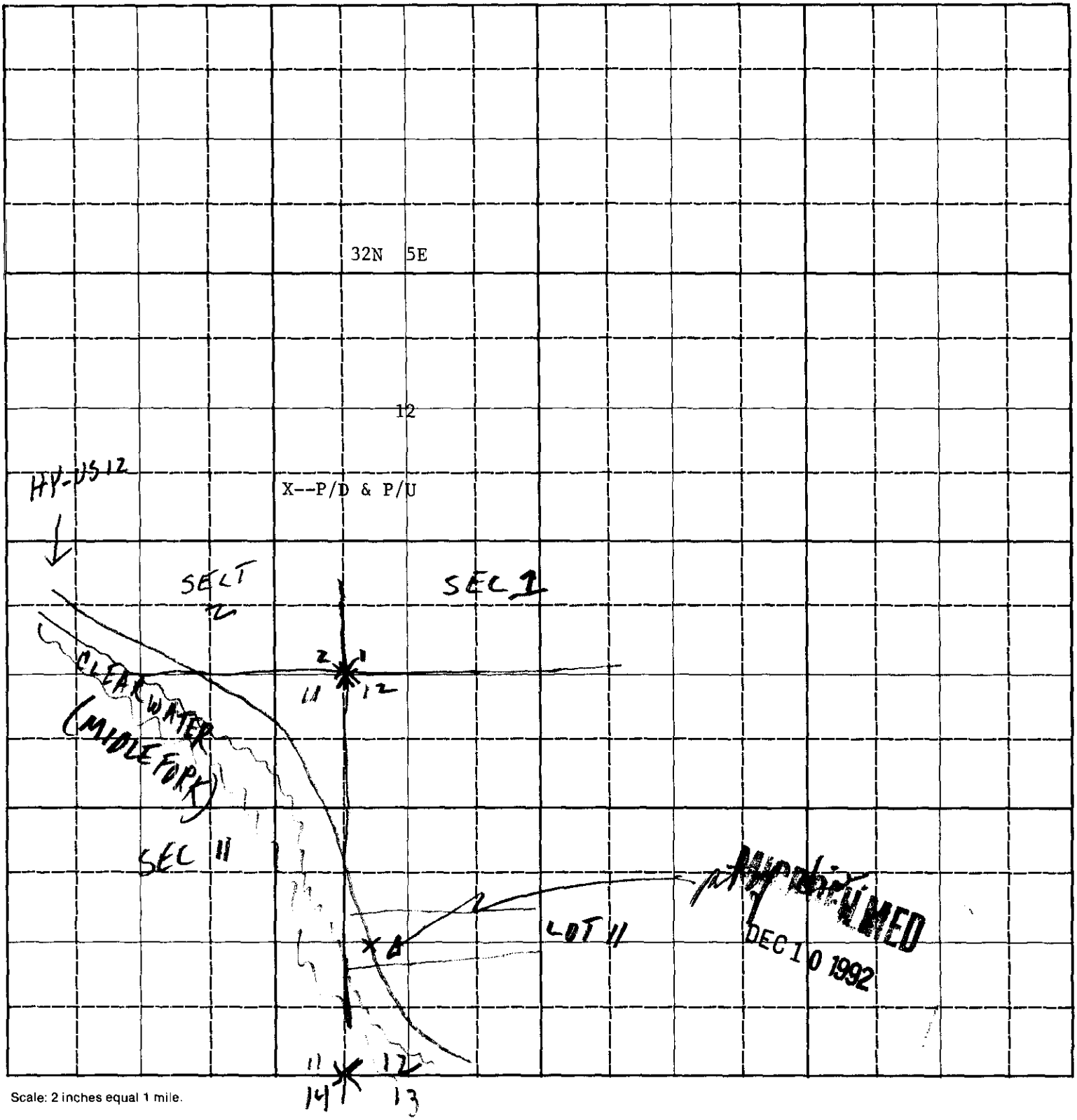
b. Who owns the land to be irrigated or place of use? Eugene H. Tennies

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: _____

MICROFILMED
DEC 10 1992

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



Scale: 2 inches equal 1 mile.

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

Eugene H. Dennies
(Applicant)

Received by [signature] Date 9/22/92 Time 1:00PM Preliminary check by AB

Fee $ 30.00 Receipted by [signature] # N5984 Date 9/22/92

Publication prepared by [signature] Date 9/23/92 Published in Id. City Free Press 10/1-8/92

Publication approved [signature] Date 10/15/92

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.

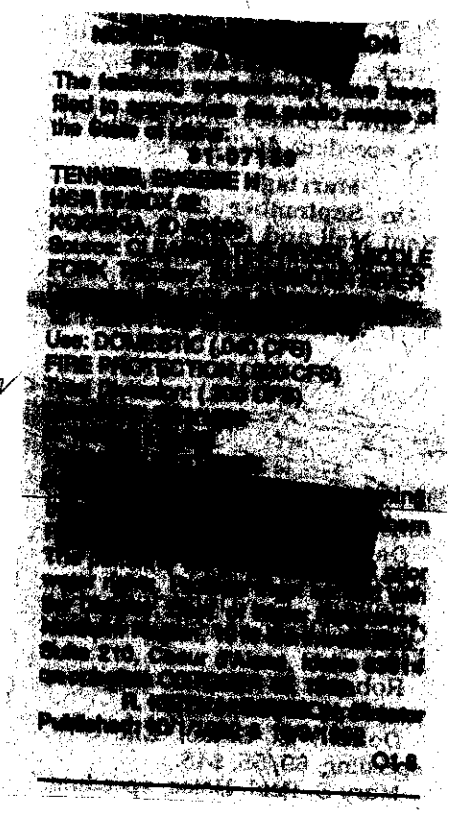
   d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim 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:

MICROFILMED

DEC 10 1992

AFFIDAVIT OF PUBLICATION



OK
10/15/92

STATE OF IDAHO
County of Idaho - ss.

Marietta Hanson, being first duly sworn, says she is the Bookkeeper 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 1st day of October, 19 92, and the last publication on the 8th day of October, 19 92; 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.

Marietta Hanson

STATE OF IDAHO }
}
COUNTY OF }

On this 8th day of October in the year of 1992, before me, a Notary Public, personally appeared Marietta Hanson, 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, Idaho
My commission expires: 6-4-98

RECEIVED
OCT 14 1992
NORTHERN REGION
IDWR

MICROFILMED
DEC 10 1992

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

October 22, 1996

EUGENE H TENNIES
HCR 75 BOX 37C
KOOSKIA ID 83539

RE: WATER RIGHT NO. 81-07159

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify 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 to obtain the proper reporting form.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

MICROFILMED

LICENSE REVIEW CHECKLIST

PERMIT NO. 81-07159 DATE 10/18/96 REVIEWER: *SHARLA*

	Change	OK	
NAME	__	✓	Address Change yes Box 37C on b/u form
SOURCE	__	✓	Is change clarification of originally intended source? __ If not, prepare Notice of Intent to Void __
POINT OF DIV	__	✓	Amendment required No
PLACE OF USE	__	✓	Amendment required No

Does map agree with written description? ✓ yes __ no

OVERLAPS __ P/D __ P/U

RATE OF DIV

Permitted Rate	.20 cfs	
Fee limit	.20 cfs	$50.00
Measured	.09 cfs	
Theoretical	_____ cfs	1.5 x 8.8 x .7 / 30 + (2.31 x 40) = .08

Recommended Total Div Rate .09 cfs

ANNUAL VOLUME/ NATURE OF USES __ ✓

Use	Volume Calculation	
Dom.	.6	af
Fire	—	af
		af
		af
SUBTOTAL		af

domestic = 7 rain birds @ .04 cfs ok
.6 af standard

Flow rate .04 cfs X 245 days X 1.98 = 19.4 af

Total volume recommended .6 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS 1) lawn & garden watering.
WB6

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

Form 219
6/92

RECEIVED
SEP 19 1996
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 81-07159

1. Owner: Eugene H. Tennis Phone No. (208) 926-7540

Current Address: Hcr 75 Box 32 Kooskia Id 83539

2. Accompanied by: Eugene H. Tennis EXAM DATE: 8-15-96

Address: Same as above Phone No. _____

Relationship to Permit Holder: _____

3. Source: _____ tributary to _____

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:**

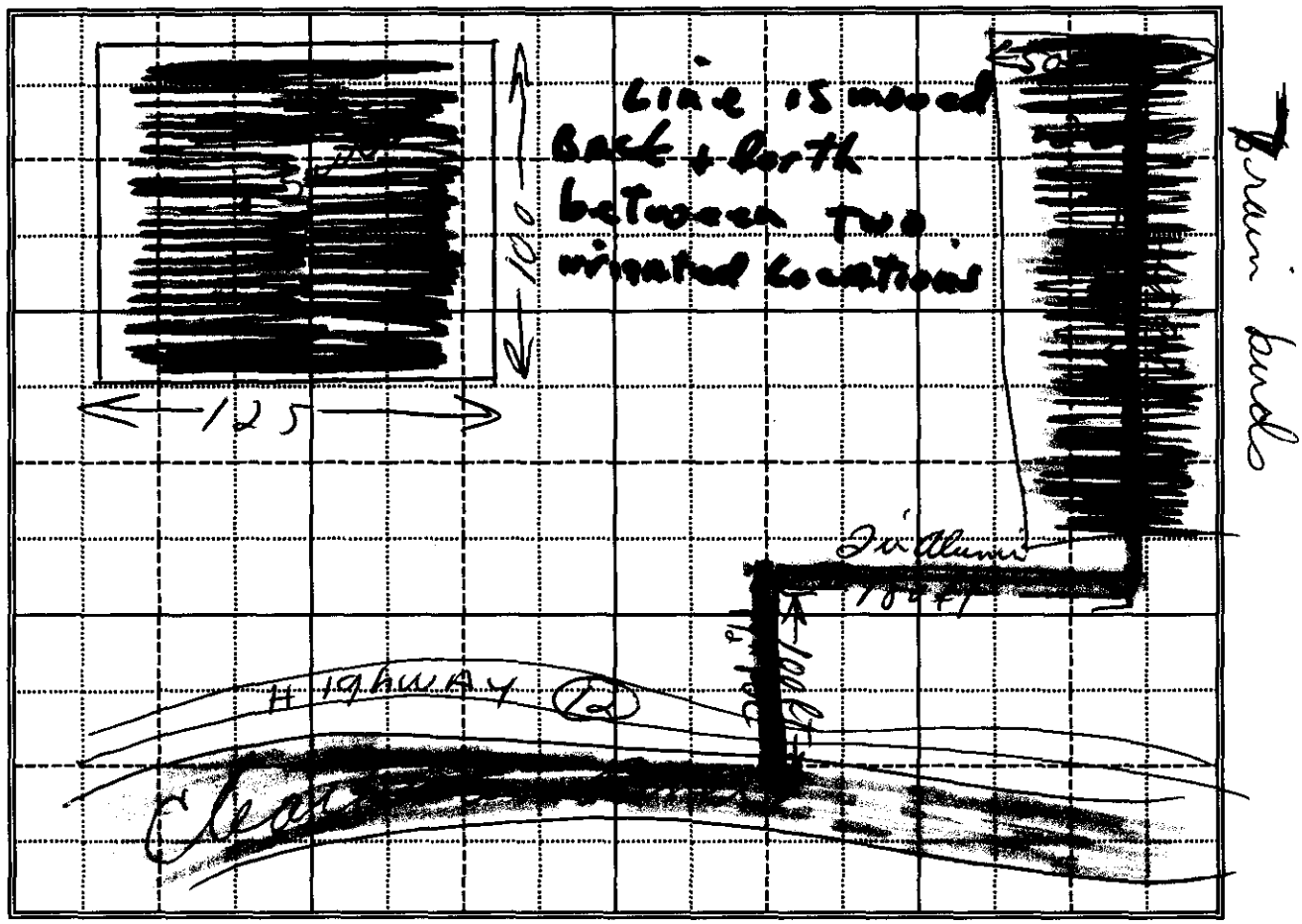
Ident No.	Gov't Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	04	NW	SW	SW	12	32N	05E	IDAHO	U.S.G.S. 7.5 min Quad

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	05E	12											04D						

MICROFILMED
MAR 26 1997

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 Quadrange 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
	Franklin	10.5	Submersible		1½"

*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
MAR 2 6 1997

E. NARRATIVE/REMARKS/COMMENTS

A 1.5 hp pump located in clearwater river is powered by a 5500 watt Honda generator

Domestic does not include household use.

I forgot to get picture of PC other than enclosed photo.

Have conditions of permit approval been met? / yes ___ no

MICROFILMED
MAR 2 6 1997

F. FLOW CALCULATIONS Additional Computation Sheets Attached

Measured Method: 5 gal bucket 5/8 hose ATTACHED AT Sprinkler head

(1) 5 gal in 107 sec 2.8 gpm (2) 5 gal in 108 sec 2.8 gpm (3) 5 gal in 95 sec 3.2 gpm (4) 5 gal in 100 sec 3 gpm

(5) 5 gal in 100 sec 3 gpm (6) 5 gal 110 sec 2.7 gpm (7) 5 gal in 150 sec 2 gpm = 19.5 gpm X .133681 / 43560 = .04 cfs

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R}$ = (Acres Irrigated) x (Irrigation Requirement) = _____

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

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

2. ~~Volume Calculations for Other Uses~~: With sprinkler system disconnected and fire hose attached 2 in canvas hose

5 gal in 7.5 sec = 40 gpm

40 gpm X .133681 / 60 = .09 cfs

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use From	Period of Use To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
Domestic	01-01	12-31	.04	.6
Fire protection	01-01	12-31	.09	
		Totals:	.09	.6

2. Recommended Amendments

___ Change P.D. as reflected above ___ Add P.D. as reflected above ___ None

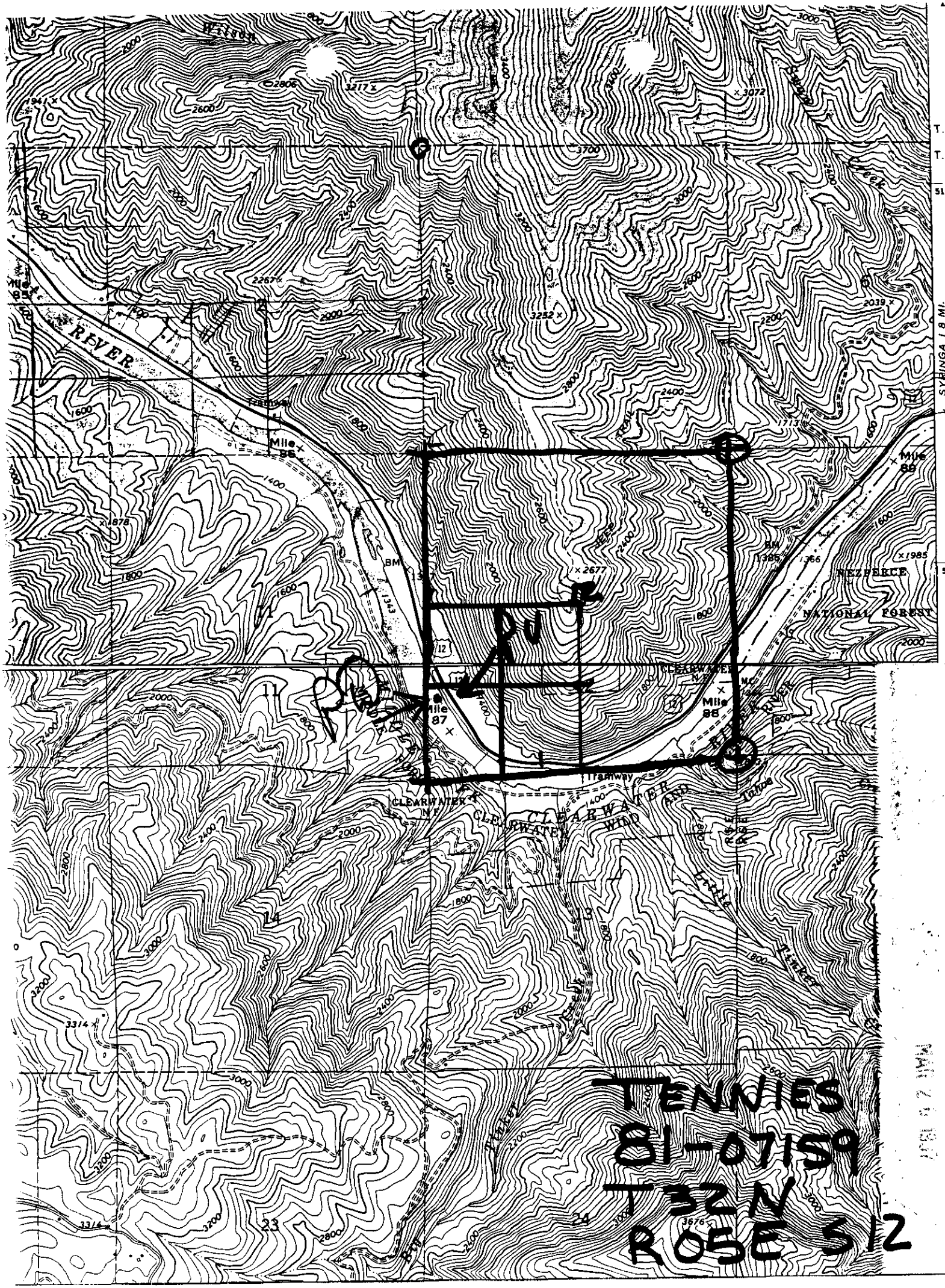
___ Change P.U. as reflected above ___ Add P.U. as reflected above ___ Other

I. AUTHENTICATION

Field Examiner's Name Wayne Baldwin Date 8-20-96

Reviewer _____ Date _____ SEAL

MICROFILMED
MAR 2 6 1997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SYRINGA 18 MI.
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TENNIES
81-07159
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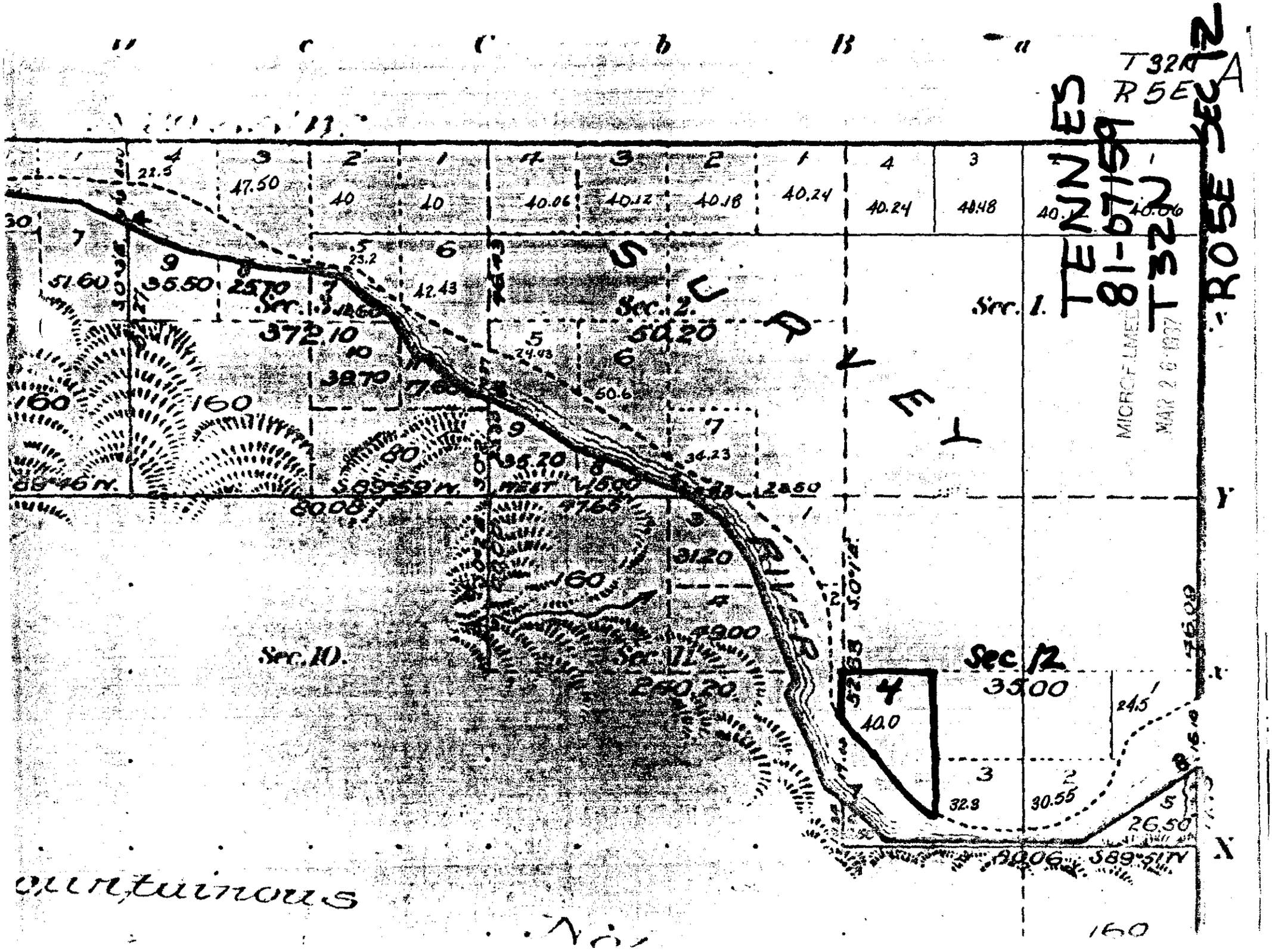
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SURVEY
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MAR 2 6 1987
curvatures

PERMIT # 81-07159

MAR 26 1987

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 81-07159 Reviewed by [signature] Date 12-18-95

GENERAL CONSIDERATIONS

Yes Name same as permit?

Yes Address same as permit?

Yes Proof timely received?

If not, complete calculation below.

TYPES OF USE

Dom. fire prot.

Correct Uses? Yes

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?

50.00 Amount Submitted

Yes 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

Proof acceptable

DATA ENTRY

New Address ____ Proof Made 12-13-95

December 19, 1995

EUGENE H TENNIES
HCR 75 BOX 32
KOOSKIA ID 83539

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 81-07159

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

RECEIVED
APR 30 1996

October 31, 1995

EUGENE H TENNIES
HCR 75 BOX 32
KOOSKIA ID 83539

PROOF DUE NOTICE

RE: PERMIT NO. 81-07159

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 January 1, 1996. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

APR 30 1996

CERTIFIED MAIL
NO. 142415

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

January 19, 1995

Eugene & Helga Tennies
HCR 75 Box 32
Kooskia, ID 83539

RE: Permit No. 81-07159

Dear Permit Holder:

I am returning the Proof of Beneficial Use form filed in connection with the above referenced permit. Proof of Beneficial Use cannot be filed until all the work is complete and water is being diverted for a beneficial use. Since the project was not complete, the Department approved an Extension of Time until January 1, 1996.

I am in the process of refunding the $50.00 filing fee associated with the proof. The refund should arrive within seven (7) to ten (10) days under separate cover.

If you have any questions or if I can be of any assistance, please do not hesitate to contact me at (208)327-7953.

Sincerely,

Julie L. Yarbrough

JULIE L. YARBROUGH
Senior Secretary

Enclosure

cc: Fiscal

RECEIVED
JAN 20 1995

Form No. 217
7/94

FOR OFFICE USE ONLY
Amt. of Fee $: 50.00
Receipt No. C031913
Receipt By: RT
Date Receipted: 1-3-95

RECEIVED
JAN 0 3 1995
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or 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. 81-07159 Telephone No. 208 924 0855
2. Name(s) of Permit Holder(s): EUGENE & HELGA TENNIES
3. Mailing Address: HCR 75 BOX 32 KOOSKIA ID 83539
4. Source of Water: Middle Fork If **GROUNDWATER** (well), Date Drilled: mo.____ / yr.____

   a. Well Driller: ____ Drilling Permit Number: ____ - ____ - ____ - ____

   b. *OPTIONAL:*
   Pump Horsepower: N/A Pressure (psi): N.A Dynamic pumping level (ft): ____
5. Use(s) (as authorized by the water right permit):

   Domestic (No. of households): 1 ea Stockwater (No. and type of stock): 2 ea

   Irrigation (No. of acres): ____ Other: DOMESTIC USE & FIRE PROTECTION
6. Total rate of diversion and/or volume for which proof is submitted: 1 - 0.20 cfs OR 4.0 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.

   Name: EUGENE H. TENNIES Telephone Number: 208 924 0855

   Address: HCR 75 BOX 32 KOOSKIA 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.

Signature of permit holder: Eugene H. Tennies Date: Nov 27 1994
(Include your title, if on behalf of company of organization)
JAN 20 1995

ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 81-07159 Reviewed by [signature] Date 1-17-95

BASIC INFORMATION

1-3-95 Date stamp received

no Extension received timely

Yes Fee received and receipted

Yes Name and signature same as permit

no Address Change

BASIS FOR EXTENSION REQUEST

Yes Has adequate work been completed to demonstrate due diligence?

_____ Has the permit been involved in litigation?
Is supporting documentation needed to complete the file?_____ Requested?_____

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

_____ Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN Should extend to January 1, 1996, on basis of due diligence.

PRIORITY CALCULATION

Date extension received	1-3-95	=	
Proof due date	1-2-95	=	
Number of days late	1	=	
Priority date		=	
New Priority Date		=	

Will not advance priority since 1-2-95 was a holiday.

DATA ENTRY

New Address X

Change Proof Due Date 1-1-96

Change Priority Date X

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

January 18, 1995

Eugene H. Tennies
Helga Tennies
HCR 75 Box 32
Kooskia, ID 83539

RE: Permit No. 81-07159

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to January 1, 1996 . Please note that the department has granted this extension based on **due diligence**. It is important that you work diligently toward the completion of this project during the construction period allowed since the department **will not** be able to grant additional extensions based on due diligence.

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

Sincerely,

Julie L. Yarbrough

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Regional Office

RECEIVED
JAN 20 1995

STATUS REPORT

DATE: DEC 26, 1994

REF: PERMIT #81-07159

RECEIVED
JAN 0 3 1995
Department of Water Resources

WORK DONE

(1) PROJECT DESIGN COMPLETE

(2) ADMINSTRATIVE PLAN COMPLETE & APPROVAL

(3) EQUIPMENT BOUGHT TO DATE

@ 3 ea - 3' bury RITCHE HYDRANTS
2 ea - 5' bury " "
620' - 1 1/4" SCH 40 PVC PIPE
HONDA H_2O COOLED 5000 WATT AC GENERATOR - TO POWER PUMP

(4) 5 ea RAIN BIRD SPRINKLERS

@ 2 ea 75' SEAR LIFETIME H_2O HOSES

(5) 5 ea underground sprinkler stand-offs

(7) GARDEN STITE PREPARED FOR SPRING PLANTING

(5) HOUSE SITE LEVELED READY FOR SPRING PLANTING

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(6) BARN/SHED COMPLETE - GROUND SITE ALL READY SEEDED

(7) WORK LEFT TO COMPLETE

INSTALL H_2O PIPE, SPRINKLERS

& HYRANTS

(This can not be done until equipment can be on ground site due to snow and weather) (This is scheduled to start as soon as Contractor can get equipment on the site ± May-June 95 time frame)

(8) EQUIPMENT LEFT TO BUY:

(a) Goulds 7GS1D 1½ hp

10 GPM/60 PSI pump.

(b) hand line pipes

(c) control box

(d) #12-4 flat double jacketed pump wire

(e) Misc small hardware to complete project.

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JAN 20 1995

2370 - Wild & Scenic Rivers Administration
Tract No. 310-D Scenic Easement

RECEIVED
JAN 0 3 1995
Department of Water Resources

ADMINISTRATIVE PLAN

Tract No. 310-D Scenic Easement
Middle Fork of the Clearwater Wild & Scenic River System
Lochsa Ranger District

Plan Prepared Jointly By:

Eugene and Helga Tennles
Landowners

and

George Harbaugh
Forester
Lochsa Ranger District

MICROFILMED
JAN 2 0 1995

I. INTRODUCTION

A. Landowner's Name - Eugene and Helga Tennies

B. Legal Description of Tract

An 18.40 acre tract located in lot 3 of Section 12, Township 32 North, Range 5 East, Boise Meridian, and described as parcel 11 of unit 2 on the attached copy of a record of survey drawn by James W. Grow and Associates Engineering and dated July 29, 1981.

The tract is a subdivision of Tract No. 310. When the easement was acquired from J.J Streibick & Assoc., tract 310 consisted of 130.85 acres. It subsequently has been subdivided into five seperate parcels

A copy of the scenic easement for the entire tract is enclosed.

C. Date of Easement - October 1, 1972

II. OBJECTIVE OF PLAN

The easement conveys to the United States of America certain rights on the Grantor's property. It also prohibits and restricts some activities of the landowner within the easement area. The easement requires that certain specified activities or developments must be approved by the Secretary of Agriculture or his duly authorized representative, the Lochsa District Ranger.

It is the objective of this plan to provide an understanding between the landowner and the District Ranger on the administration of the easement. It also documents approval or disapproval of present uses and planned uses. Plan life will be 20 years.

Amendments to the plan may be made during the plan period if they are agreed to by the landowner and the Forest Service. If the property changes ownership during the period of this plan, the plan will be updated to incorporate changes in land use insofar as they are compatible with the approved easement. Landowner plans are not limited to those listed in the plan. However, those plans which are not included in the Administrative Plan must receive separate written approval by the District Ranger if the easement so requires. **No changes will be made in the easement.**

The life of the plan is set at 20 years, primarily to keep planning for future use within a foreseeable and reasonable time. It is not intended as a cutoff date for the plan. Unless there is a change in the plan, this plan would still be valid after 20 years, if the owner at that time desired.

In the event there is a conflict between the plan and the easement, the terms of the easement will prevail.

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JAN 20 1995

III. PRESENT LAND STATUS

This portion of the plan describes on-the-ground conditions, as they exist at the time this administrative plan was prepared.

A. Improvements

1. Buildings

No buildings were located on the tract at the time of plan preparation.

2. Roads, Trails, Tramways, and Bridges

Access Road

A single lane, gravelled road crosses the property at the base of the steep slope located on the eastern 2/3 of the property. The road serves as the primary access route to the four residential subdivisions of tract No. 310. The location of the road is shown on the attached sketch map and it is visible in enclosed photo No.'s 7,11,12,13, and 16.

Following a joint Idaho Transportation Department, Forest Service, and subdivider review of subdivision/highway access completed in 1981 agreement was reached that access to each parcel of Unit 2 would be restricted to the existing access road. Individual driveways leading from the highway to each lot would not meet either visual or highway safety objectives.

Old Logging Skid-Trails

Two very steep logging skid trails are located on the steep slopes on the eastern 2/3 of the tract. They have small trees growing in them, which would indicate they have not been used since the late 1950's or earlier. They were used to skid logs from the steep slopes to a landing at the location where the Tennies propose to construct a residence. Although they they once were actively eroding, they are stabilized at this time.

The approximate location of the skid trails is shown on the enclosed sketch map.

No tramways or bridges were noted on the tract when the administrative plan was prepared.

3. Water System - None

4. Sewage System - None

5. Water Improvements - None

6. Power Lines

An Idaho County Light & Power company aerial service line enters the tract from the adjacent Tract No. 310-E (Franks) and parallels the access road, crossing on to the property to the south (Tract No. 310-A, Byers). It's approximate location is shown on the enclosed sketch map.

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7. **Phone Lines**

A buried U.S West Communications phone cable is located in the U.S highway 12 ditchline along the western property/highway frontage.

8. **Fences**

A barbed wire fence with a combination of wooden and metal posts encloses the open field, located on the western portion of the tract. The approximate location of the fence is shown on the enclosed sketch map. It is also visible in attached photo No.'s 1,2,3,4,9,10,12, and 17.

9. **Signs** - None

B. Land or Resource Uses

1. **Present Use of Land**

The tract has been used primarily for grazing and dryland farming purposes in the past. It was originally homesteaded near the turn of the century.

2. **Cover Types (Acres)**

Pasture:	7.0
Timber - Closed Canopy:	4.0
Timber - Open Canopy:	7.4
TOTAL:	18.4

3. **Inventory of Areas With Values for:**

a. **Artifacts**

No historic or prehistoric artifacts were noted on the property during plan preparation. Because of it's topography and proximity to the river, there is a high probability that the flat field area of the tract may have been used in the past by native Americans.

b. **Historic/Prehistoric Sites**

The flat on which the subdivision is located on was homesteaded by the Robinette family, long time residents of the Middle Fork area. The area has most recently been known as the O07 Ranch.

c. **Mineral or Sand and Gravel Sites** - None

d. **Recreation sites (campgrounds, etc.)** - None

4. **Wildlife and Fisheries**

a. **Osprey or Eagle Nesting Sites** - None noted.

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b. Animals and Birds Which May be Present on the Tract

Mammals

Coyote	Elk	porcupine	White tail deer
Cougar	Bobcat	Raccoon	Black bear
Skunk	Ground squirrel		

Birds

Raven	Robin	Hummingbird
Mountain Bluebird		

Fish - None

c. Winter Game Range

Approximately 11.4 acres of the tract is capable of providing big game winter range.

5. Public Use - None

C. Problem Areas

Areas pointed out below are obvious problems that are causing deterioration of the aesthetic or bio-physical environment along the river.

1. Erosion - None noted

2. Sub-standard Sewer Systems - None

3. Impoundments - None

4. Debris, Junk; Old Buildings, Dumps, Cars; and Signs - None

5. Insect or Disease Attacks in Trees

The slopes of the eastern portion of the tract were burned during the Looking Glass fire during the summer of 1992. Some light mortality has been experienced, with additional mortality possible by pine beetle during the next several years.

6. Present Populations of Noxious weeds on the tract

Some spotted knapweed was noted on the tract during plan preparation.

7. Existing topographic Changes or Channel Changes

No problem areas noted. The previously described old logging skid trails were once actively eroding, but they have stabilized and no longer are sediment sources.

8. Fire Hazards

Some of the smaller pines killed in the Looking Glass fire could provide ladder fuels to surrounding trees if the area should burn again.

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IV. FUTURE USE

This section will document planned uses, and where applicable, will serve as the written approval by the Forest Service of these activities or developments.

A. Improvements

1. Buildings

a. Residence

The Tennies plan to construct a two story, approx. 2400 sqft., wood frame residence at the location shown on the enclosed sketch map. The location of the proposed residence is also visible in attached photo No.'s 4,6,8,13,14,15,and 16.

The structure would have a garage on grade level with the second floor being devoted to living quarters. It would have natural wood siding with baked enamel, steel ribbed, delta type roofing material. They have not decided yet on the color of the roof.

Leveling for the house pad and construction of the residence would require the removal of about 24 ponderosa pine trees (6 - 24" dbh) mostly from a safety standpoint.

The structure, as proposed, appears to meet conditions in easement clauses c.(4), d. 2), (3), and (4), and is hereby approved as per easement clauses d.(4), i., and j. contingent upon:

1) The landowner submitting rough plans and color chips for roofing materials to the District Ranger prior to construction for approval.

2) Revegetation of any soil exposed through excavation during construction of the structure within one growing season of construction.

b. Barn/Storage Shed

The landowners plan to construct a small (estimated 20 foot wide x 30 foot long), wooden frame, single story structure that may be used as a barn or for storage purposes. The structure would have the same type and color of roofing material as the residence. It would be located as shown on the attached sketch map. The location of this structure is also visible on enclosed photo No. 17.

Construction of the building would require excavation of an approximately 30 foot wide x 40 foot long building pad. It would not require the removal of any trees.

The structure, as proposed, appears to meet conditions in easement clauses c.(4), d. 2), (3), and (4), and is hereby approved as per easement clauses d.(4) and i. contingent upon:

1) The landowner submitting rough plans and color chips for roofing materials to the District Ranger prior to construction for approval.

2) Complete cleanup of any clearing slash.

3) Revegetation of any soil exposed through excavation during construction of the structure within one growing season of construction.

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2. Water System

The Tennies plan to drill a well at some location on the property and install a pressure tank system for domestic use.

Easement clause i. does not require permission to drill wells or or lay pipelines, provided vegetation is re-established on those areas that are disturbed.

The easement does require prior written approval for any structure such as a well house. The landowners will contact the District Ranger prior to construction of such a structure.

For the purpose of irrigation and fire suppression, the Tennies have applied and received water rights from the State to pump water from the river onto their property. A pump housed in a concrete structure would be located above the high-water mark of the river and 3" pipes would be buried across the pasture up to a 2500-3000 gallon cistern buried up by the homesite. The concrete pump house would mostly be hidden from view due to trees and would be of small size, enough to cover and protect the pump. A buried electric line will service the pump. If deemed necessary by the Forest Service the pump house will be painted to further conceal it from view. The Tennies will be responsible for obtaining an easement from the riverbank owner.

Easement clause i. does not require permission to lay pipelines, provided vegetation is re-established on those areas that are disturbed.

3. Sewer System

The Tennies plan to construct a septic tank/leach field system to serve the proposed residence.

Scenic easement clause d.(1). requires such systems to comply with applicable State and local regulations. The North Central Idaho Health District (NCIHD) is the regulatory agency that has authority to approve such systems.

This work is hereby approved as per scenic easement clauses d. (1) and i. subject to approval by NCIHD, and any requirements of a permit issued by NCIHD. Approval is also contingent upon revegetating any disturbed areas of soil within one growing season of system installation.

4. Power Lines

The Tennies plan to run electric service to the proposed residence from the existing aerial line located near the residence site. An existing power pole has rotted and the power company plans to replace it in a new location just south of its existing location, plus, possibly install another pole on the opposite side to decrease the length of span. The relocation of the pole is to provide more right-away for the proposed driveway and house.

5. Phone Lines

The Tennies plan to run a buried cable from the existing U.S West cable buried along the property's Highway 12 frontage to the residence site.

Easement clause i. does not require permission to lay underground utilities, provided vegetation is re-established on those areas that are disturbed.

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JAN 26 1995

6. Access (Roads, Trails, Bridges, or Trams)

Residence Driveway

The Tennies plan to construct a pull-through driveway and gravelled parking area west of the proposed residence site. It's approximate location is shown on the enclosed sketch map and is visible in attached photo No.'s 13,14,15, and 16. The driveway would be approximately 12 foot wide x 200 foot long.

This work would require excavation by a bulldozer and removal of some of the ponderosa pine trees already described for the residence.

The described driveway construction is approved per scenic easement clauses i. and j. subject to the following conditions:

1) Complete cleanup of any clearing slash.

2) Revegetation of any exposed soil areas within one growing season of construction.

Barn Access Road

The Tennies plan to construct an approximately 12 foot wide x 200 foot long gravelled road from the existing tract access road to the location of the proposed barn. It would have an approximately 7% grade.

The location of the proposed road is shown on the enclosed sketch map and is visible in attached photo No. 17.

This work would require excavation by a bulldozer. No trees would be removed.

The described road construction is approved per scenic easement clauses i. and j. subject to completing the revegetation of any exposed soil areas within one growing season of construction.

7. Signing

The Tennies plan to install a sign at the junction of the highway and the access road to advertise their Bed & Breakfast operation. The sign will conform to easement clause h. specifications.

8. Trash and Garbage Disposal

The Tennies plans to continue utilizing the local transfer bin system provided by Idaho County.

Easement clause g. prohibits the placing or allowing the accumulation of trash and other debris.

9. Satellite TV Dish

The Tennies plan to have TCI install a 3' diameter TV dish at some point in the future, but don't have the exact location picked out at this time.

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JAN 2 0 1995

Once they have selected a location, they will contact the District Ranger for prior review and approval (per scenic easement clauses f. and i.

10. Fences

The landowners plan to tear down the old northern boundary fence and construct a new barbed wire or split rail fence at that location once the exact property line has been determined. No permission is needed to do this per scenic easement clause e.

They also plan to replace the barbed wire fence that parallels the access road with a split rail fence. Permission is also not required to do this, as previously indicated.

11. Topographic or Channel Changes

a. Pond

The Tennies would like to construct a 1 to 2 acre pond in a shallow drawn in the field northwest of the proposed residence site. The location of the proposed pond is shown on the attached sketch map and is visible in enclosed photo No's 5,10, and 17.

They plan to seek design assistance from the Soil Conservation Service office in Grangeville and funding from the Idaho Department of Fish & Game's Habitat Improvement Program. The landowners also wish to plant shrubs and trees around the pond that would be beneficial to wildlife and increase their opportunities for viewing them.

Construction of the pond appears to be compatible with easement conditions and is hereby approved per scenic easement clause d.(4) and i., subject to the following conditions :

1) Prior review and approval of any plans developed by SCS.

2) Revegetation of any exposed soil areas within one growing season of construction.

Permission is not needed to plant shrubs or trees.

b. Roads

The Tennies propose widening the access road on about a 200' stretch near the homesite. The proposal would involve removing about 20 ponderosa pine trees, most of which were damaged by fire, and cutting back into the slope to widen the road. This work would be hidden from view due to trees along the other side of the road.

The described road widening is approved per scenic easement clauses e, i. and j. subject to completing the revegetation of any exposed soil areas within one growing season of construction, and complete cleanup of any clearing slash.

MICROFILMED JAN 20 1995

B. Land and Resource Use

1. **Residential** - The Tennies plan to live yearound on the property.

2. **Commercial** - The Tennies plan to operate a Bed & Breakfast out of their residence, which is allowed under easement clause a.

3. **Agricultural** - The Tennies plan to use the tract for pasture and gardening purposes.

4. **Forestry**

   a. **Windbreak Planting**

   The Tennies plan to plant some wind break trees along the northern and southern property boundary fences at the location shown on the attached sketch map.

   Permission is not required to plant trees or shrubs.

   b. **Timber Harvest**

   The Tennies would like to salvage the trees that burned in the recent Looking Glass fire and those that may die because of a combination of fire damage and insect attack. They would also like to remove a few of the suppressed trees and hardwoods in the area that has burned to reduce ladder fuels that could carry a crown fire in the future.

   The Ranger District and the Idaho Department of Lands investigated the possibility and feasibility of such a harvest. However, other land owners affected by the fire did not want to harvest, and the harvest became unfeasible. Since then, it has become apparrent that not as many trees were killed or damaged by the fire. Most of those that were killed or damaged are near the access road and are planned for removal with some of the other already mentioned proposals. Thus, a timber harvest is not being considered at this time.

   Removal of dead trees, not covered under the other proposals, that are near the access road, plus, the removal of dead hardwoods near the homesite is approved per scenic easement clause j, provided there is complete clean-up of slash after harvest.

5. **Recreation** - No recreational developments are planned.

6. **Subdivision** - The easement does not permit further subdivision of this portion of original Tract No. 310.

7. **Removal of Sand and Gravel** (Mining prohibited by the easement)

   None planned at this time.

8. **Cultural Artifacts** - Any large scale cultural resource inventory, testing, or removal of both prehistoric and historic features and artifacts must be don by an approved institution or group (easement clause IV.g.). This does not apply to picking up projectile points or other small artifacts that may occur on the surface or that are turned up through agricultural tilling operations.

JAN 20 1995

9. **Wildlife Habitat Improvement** - None planned.

This plan is designed tc cover a twenty-year period. Any changes from this proposal will be discussed prior to landowner action. The landowner agrees to notify the District Ranger prior to any changes in ownership.

Eugene H. Tennias — Landowner — May 17, 1993 — Date

Landowner — 5-17-93 — Date

District Ranger — 5/24/93 — Date

MICROFILMED
JAN 20 1995

Dec 27, 1994

RECEIVED
JAN 03 1995
Department of Water Resources

Dear Ms. Yarbrough,

Enclosed are the papers, checks
et that you asked me to send
on Dec 27 1994 per tele-con.
I hope that this is all that you
had asked for. If there is any
more information that you require
please contact me and I will
forward them to you.

Thank you for your help.

Yours truly

Eugene H. [illegible]

MICROFILMED
JAN 20 1995

October 31, 1994

EUGENE H TENNIES
HCR 75 BOX 32
KOOSKIA ID 83539

PROOF DUE NOTICE

RE: PERMIT NO. 81-07159

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 January 1, 1995. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

CERTIFIED MAIL
NO. 141722

JAN 20 1995

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 25, 1992

EUGENE H TENNIES
HCR 75 BOX 32
KOOSKIA ID 83539

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P81-07159

Dear Permit Holder:

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

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Sincerely,

Brenda L. Miller

BRENDA L. MILLER
Water Resource Agent

BLM:cz

Enclosures

MICROFILMED
DEC 10 1992

APPLICATION FOR PERMIT REVIEW

Application #: 81-7159 Date: 11-24-92 Reviewer: Brenda Miller BM

SYSTEM COMPLETED:
No - 26A-P17
Complete in 1 year - P16
Yes
Proof not submitted - P16
Proof submitted - N/A
GROUNDWATER:
GT. 0.2 cfs <flo-ch> - 01G-P03, 01C-P03 (existing well)
- NMR <fl ch>, A of C SALMON-CLEARWATER
LT. 0.2 cfs - No measurement required <flow chart>
Drilling Permit:
Approved w/permit - P99
Not included - 046-46A-46B-P23 (after 7/1/87), N/A
SURFACE WATER: not in w/d - 01C-P03 (=/GT.2 w/pump), NMR <flow chart>
LOCATION:
Water Districts - WD No. ____
Surface water - R04, R04-01H-P01(LT.2 w/pump)
R04-01J-P08(GT.2), NMR <flow chart>
Groundwater - P05
Irrigation Districts - 023
Canal Co. Areas - 023
Drainage Districts - 024
Boise Front (63) - 058 (Groundwater)
Swan Falls Flag - ____ (1, Blank or Other)
Trust - 051-052-053-P74(Consumptive Uses)
Non Trust <1> - 048-049
RIVER BASINS:
(Surface Water) Water District Control Condition &....
Boise (63) - 05A & 11E
Payette (65) - 047-P04, 059-P71
Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)
USE:
Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One), 042(req.), 002-P06(MD), 07A(Spec.), 044(Policy 5G)
Power - ____ Use Power Review
Mining - 06A, 010, or 09E-P10 & 054(req.)
Storage - 18A-for multiple measuring devices(In WD), 18B-P09(Size)
Rec/Wildlf/Aes - 027(Non-Consumptive)
Domestic - 021 (Boise River - upstream from L Peak)
(restricted areas) 27A (Payette River & main tributaries)
OWNERSHIP:
Non land owner - 004
PROTESTED:
Agreement - 020
Beneficial Use Due Date: - 01-02-1995
Other Conditions/Remarks: - ____

No. a
4/87-06/92n

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

APPLICATION # 81-7159

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

APPLICANT: TENNIES BY: AG DATE: 9/23/92

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
	(/) Dam information requested or not requested
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
13.	(X) Map
	(X) Signature
	(X) Fee (Amt, recpt, acknowlegment)
	Send info sheet Y( ) N( )

ADDITIONAL INFORMATION

Yes	No	
___	X	Field check: by ___
___	___	Field report attached
___	___	Analysis Supp. attached(>5cfs/500af)
___	___	Water delivered by water master?
		Water District # ___

PROCESSING

Yes No PRIORITY DATE: 9/22/92

X (Include Moratorium Remark)

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

10/14/92 Advertised in: Id. City & Free Press

County of: IDAHO

SEND COPIES TO:

( )USFS CdA	( )USFS Oro	( )USFS Grangeville
( )BLM	( )W/W Corps	( )Albeni Corps
( )F&G CdA	( )F&G Lew	( )IDL
( )H&W CdA	( )H&W Lew	( )Adj Div

(Other) ___

LETTERS SENT REQUESTING:

( ) Dam information ( ) Fish Information
( ) Power information ( ) Other

INFORMATION RECEIVED

( ) Power information ( ) Dam information
( ) Fish Information ( ) Other

********** GROUNDWATER SECTION **********

Checked by: ___ Date: ___/___/___

Remarks: ___

(Yes)	(No)	
___	X	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 ___-___-___

********** 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: ___
✓	___	Publication dates and paper recorded on application
___	✓	Protests received. Final protest date: 10/19/92
___	✓	Measuring device required
___	✓	Measuring port required
___	✓	Special conditions: ___
___	✓	Special conditions of approval supplement and/or cover letter attached:

Sec. Agent initial

RECEIVED
OCT 22 1992
Department of Water Resources

Approval Recommended by: RJA Date: 10/15/92

81-07159

TENNIES, EUGENE H
HCR 75 BOX 32
KOOSKIA, ID 83539

Source: CLEARWATER RIVER, MIDDLE FORK Tributary: CLEARWATER RIVER

Diversion Pt: LOT 11 (NWSWSW) Sec 12 T 32N R 05E in IDAHO County.

Use: DOMESTIC (.040 CFS)
FIRE PROTECTION (.200 CFS)
Total Diversion: (.200 CFS)

Date Filed: 9/22/1992

In: IDAHO County
T32N R05E S12 SWSW

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 765-4639 • Fax (208) 765-2888

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

September 24, 1992

Mr. Eugene Tennies
HCR 75 Box 32
Kooskia, Id. 83539

Re: Water Right Application No. 81-7159

Dear Mr. Tennies:

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. Enclosed is Receipt Number N005984. Please refer to your **Application for Permit Number** in future matters concerning this water right application.

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

If your application is not protested, it will be forwarded to Boise for processing. If your Application for Permit is protested, 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 your Application for Permit can be approved. If the protest is not resolved, 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 your Application for Permit is for a well (groundwater) that was constructed **after July 1, 1987,** <u>you must apply for a well drilling permit upon approval of your Application for Permit if no permit was obtained by previous owners to construct the well</u>. Well Drilling Permits can only be issued by this office to holders of approved Applications for Permit.

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resource Agent

RECEIVED
DEC 10 1992