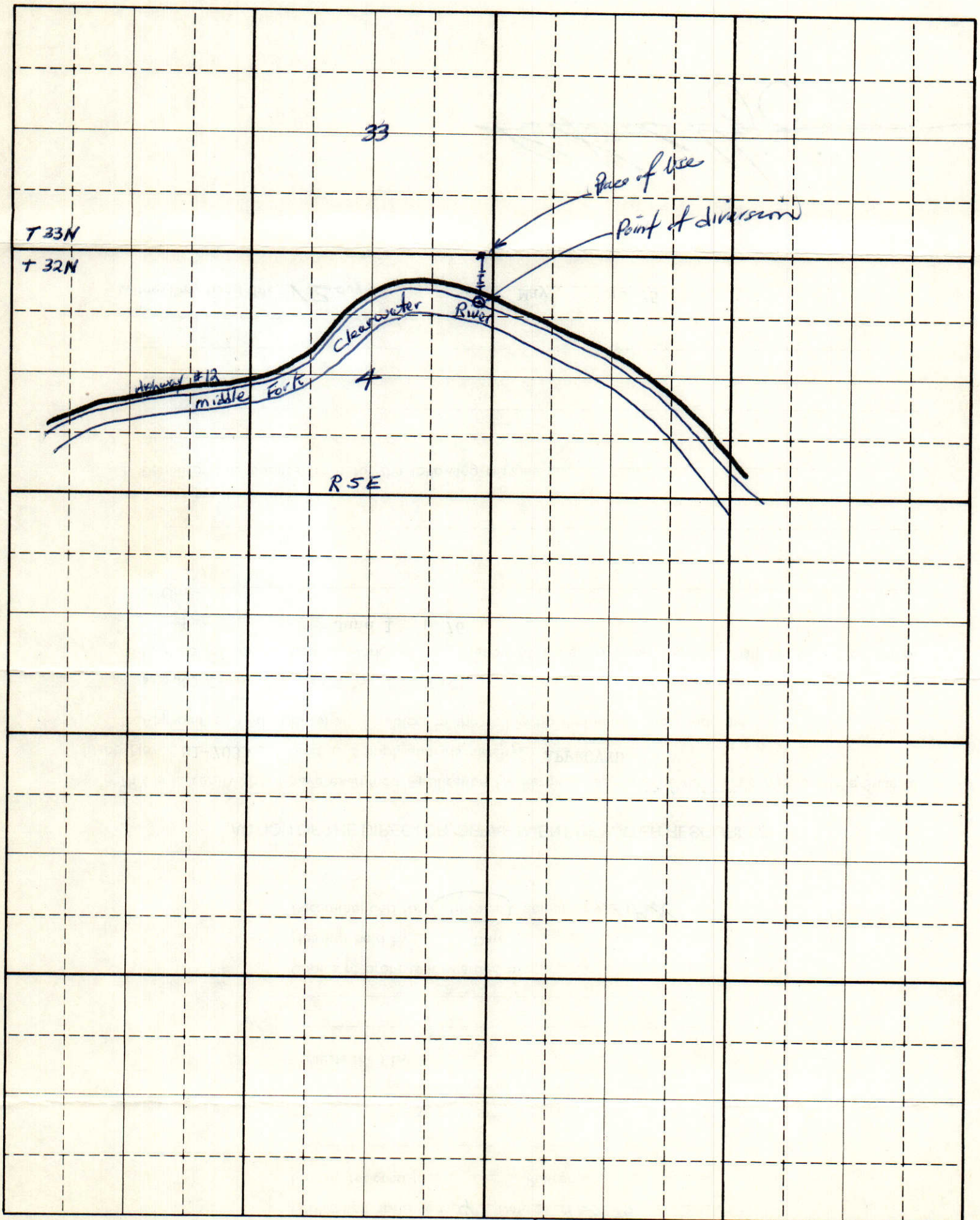


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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

Louis Adelle Hardy Herchen
(Applicant)

RECEIVED

APR 24 1975

Department of Water Resources
Northern District Office

Affidavit of Publication

STATE OF IDAHO, }
COUNTY OF IDAHO, } ss.

I, LLOYD D. ROSE, being first duly sworn, depose and say that I am the Publisher of the COTTONWOOD CHRONICLE, a weekly newspaper, published and issued weekly at Cottonwood, Idaho County, State of Idaho, which is of general circulation in said county and state, that the said notice, of which the one hereto is attached is a true copy, was published in said newspaper for two weeks being published two times, the first publication being on the 17th day of April, 1975, and the last publication on the 24th day of April, 1975; and that the said notice was published in the newspaper proper and not in a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight (78) consecutive weeks prior to the first publication of said notice or advertisement.

Lloyd D. Rose

Subscribed and sworn to before me this 23rd day of April, 1975.

J. S. Maden

Notary Public,
for the State of Idaho, residing at Cottonwood, Idaho.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lois Adelle Hardy Hendren, Box 32, Stites, Idaho has on April 4, 1975 submitted Application No. 81-7033 for a permit to appropriate 0.02 cubic feet per second of water from Middle Fork of the Clearwater River by means of pump, motor, and pipeline within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 32N, R. 5E, B.M., Idaho County to be used from May 1 to Nov. 1 for the irrigation of $\frac{1}{2}$ acre within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 33, T. 33N, R. 5E, B.M.; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 32N, R. 5E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho 83814, on or before May 5, 1975.

R. KEITH HIGGINSON
Director

Published in the Cottonwood Chronicle, Cottonwood, Idaho on April 17 and April 24, 1975.



MICROFILMED

Rge 5E

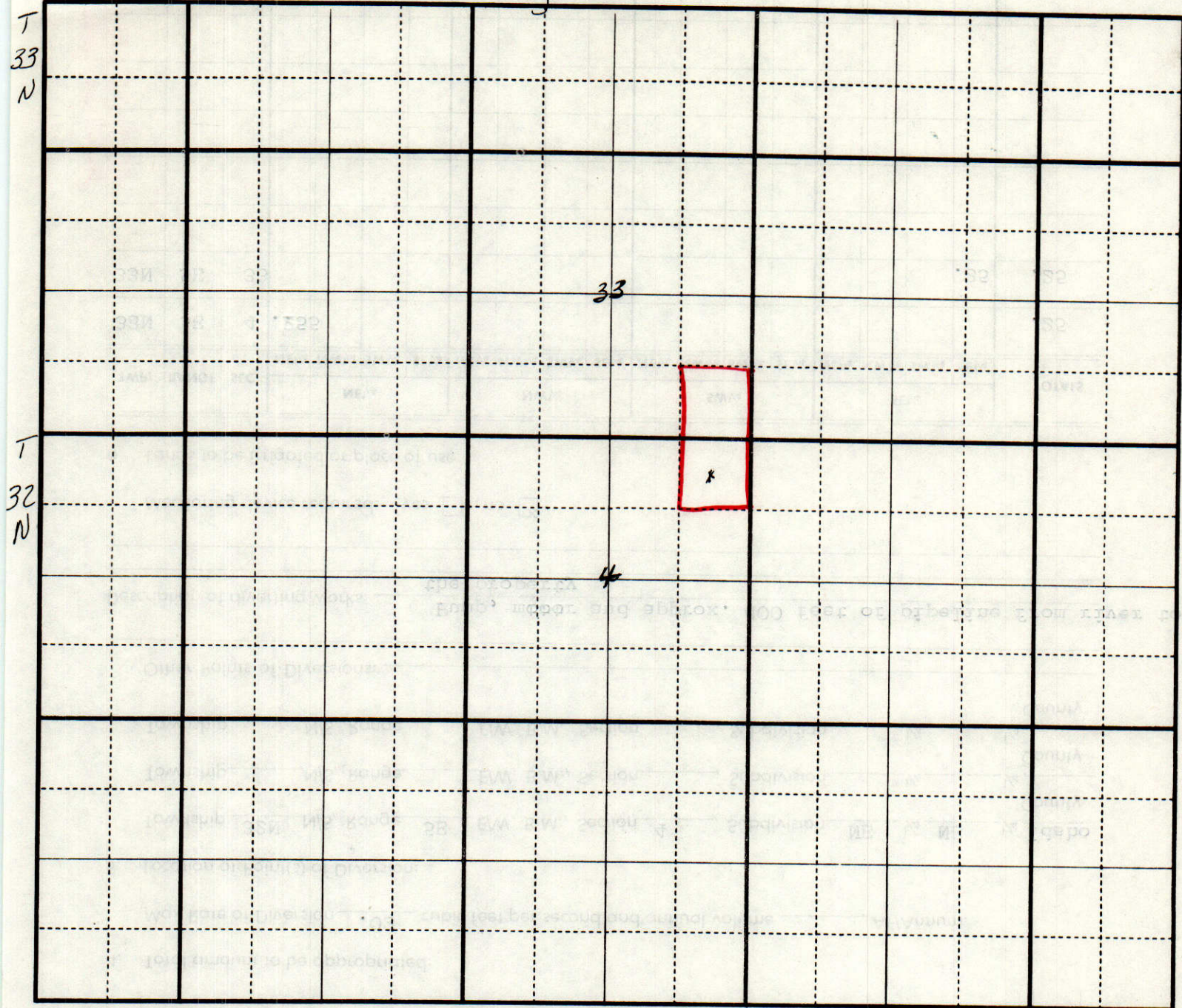


Diagram of System

**NOTICE OF APPLICATION
FOR WATER PERMIT**

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If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho 83814, on or before May 5, 1975.

R. KEITH HIGGINSON
Director

Published in the Cottonwood Chronicle, Cottonwood, Idaho on April 17 and April 24, 1975.

o.k.
4-16-75
8

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 81-7033 Priority April 4, 1975 Amount 0.02 cfs

THIS IS TO CERTIFY, that Lois Adelle Hardy Hendren
of Stites, Idaho, has complied with the terms and conditions of Permit
No. 81-7033 issued pursuant to Application for Permit dated April 4, 1975,
and has submitted proof to the Department of Water Resources on May 20, 1976,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.02 cfs of water from Middle Fork Clearwater River,
tributary to the Snake River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>May 1</u> to <u>Nov. 1</u>	at <u>0.02</u> cfs and	<u>1.5 acre feet</u>
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.02 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.5 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 4,
Twp. 32 N, Rge. 5 E, B. M. in the County of Idaho

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
33 N	5 E	33																.25	0.25
32 N	5 E	4	.25																0.25

Total number of acres irrigated 0.50

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 2 day of
August, 19 76.

Director

Identification No. 81-7033

Application No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

LICENSE ISSUED FOR 0.01 SEC. 71

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Lois Adelle Hardy Hendren Phone: 926-7675
post office address Box 32, Stites, Idaho 83552
2. Source of water supply Middle Fk. Clearwater R. which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 4 Township 32N
Range 5E B.M. Idaho County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.02 for Irrigation purpose from May 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.02 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump, motor, and approximately
400 feet of pipeline from river to the property.

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

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

RECORDED

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
33N	5E	33																.25	.25
32N	5E	4	.25																.25

Total number of acres to be irrigated .50

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

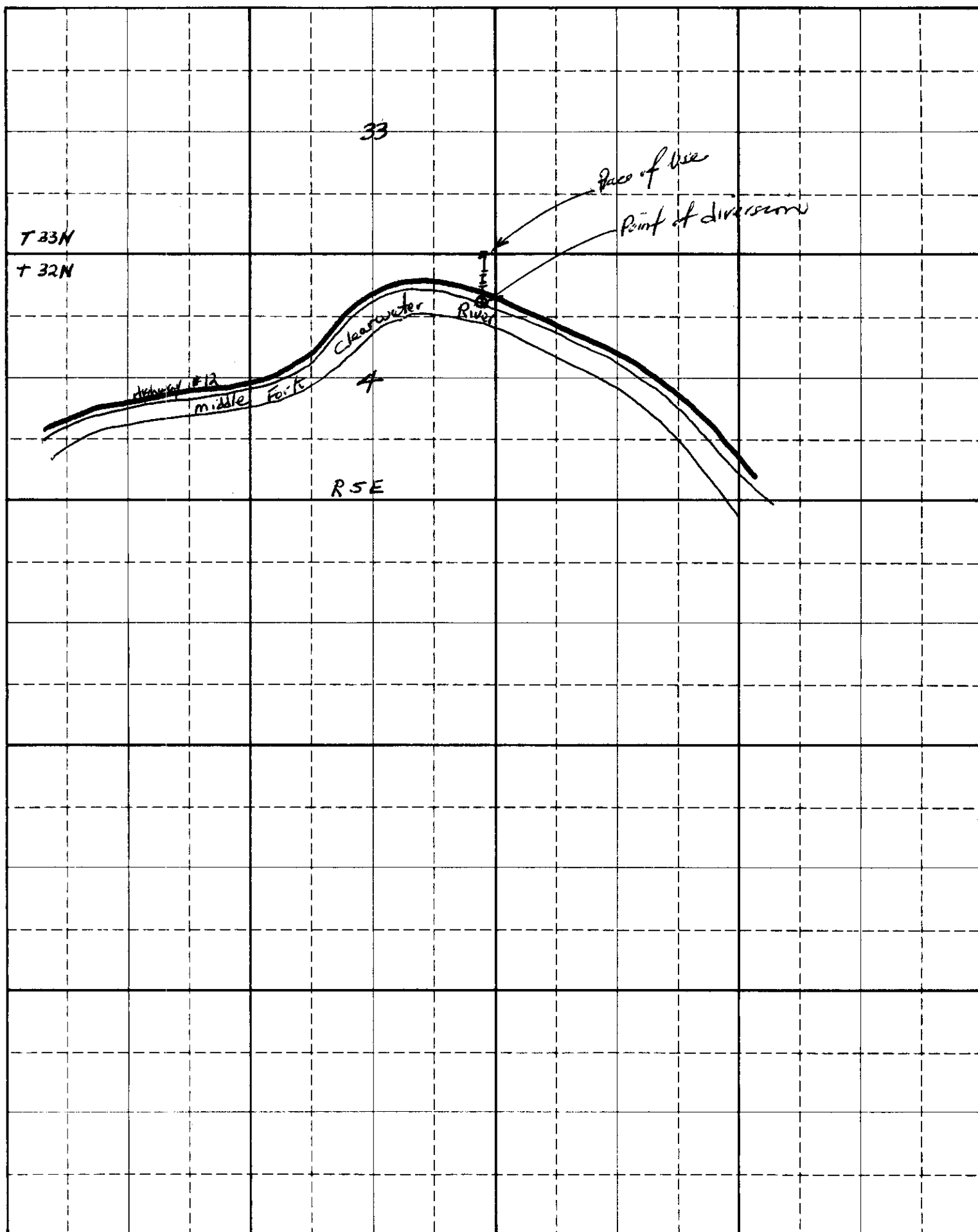
9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks

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



Scale: 2 inches equal 1 mile

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

Adelle Hardy
(Applicant)

Proposed Priority 4-09-1975

Received by CP Date 4-4-75 Time 11:00 A.M.

Preliminary check by JP Fee \$ 10.00

Receipted by JP Date 4/9/75 # 852

Publication prepared by CP Date 4-11-75

Published in Cottonwood Chronicle

Publication dates 4-17 & 4-24-75

Publication approved CP Date 4-28-75

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by YSS

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. 81-7033, and said application is hereby APPROVED.

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

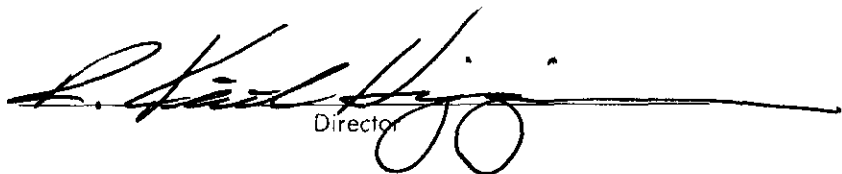
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 19 76.

c. Other: _____

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

Witness my hand this 12 day of _____, May 19 75.


Director

RECEIVED

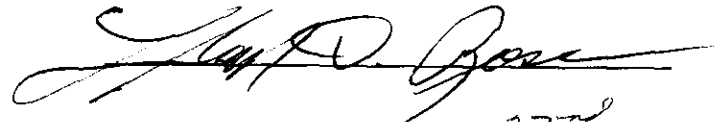
APR 11 1975

Department of Water Resources
Northern District Office

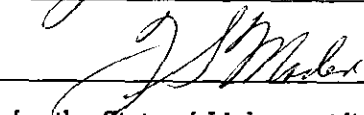
Affidavit of Publication

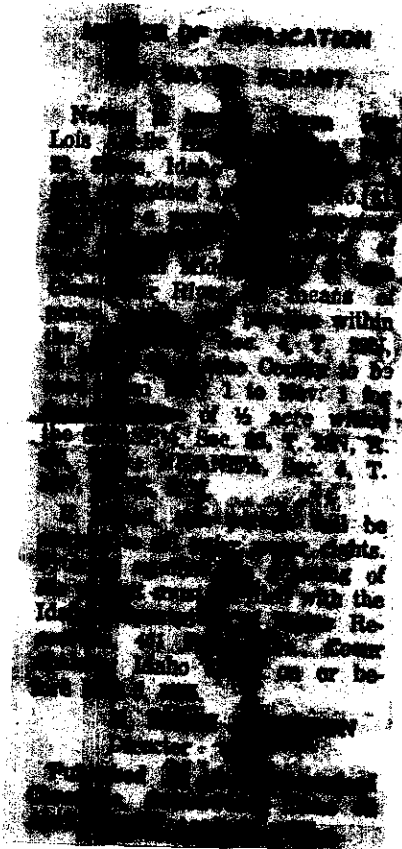
STATE OF IDAHO, }
COUNTY OF IDAHO, } ss.

I, LLOYD D. ROSE, being first duly sworn, depose and say that I am the Publisher of the COTTONWOOD CHRONICLE, a weekly newspaper, published and issued weekly at Cottonwood, Idaho County, State of Idaho, which is of general circulation in said county and state, that the said notice, of which the one hereto is attached is a true copy, was published in said newspaper for two weeks being published two times, the first publication being on the 17th day of April, 1975, and the last publication on the 24th day of April, 1975; and that the said notice was published in the newspaper proper and not in a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight (78) consecutive weeks prior to the first publication of said notice or advertisement.



Subscribed and sworn to before me this 23rd day
of April, 1975.


Notary Public,
for the State of Idaho, residing at Cottonwood, Idaho.



IDENT. NO. 81-7033

WATER RIGHT
DATA ENTRY LOG[illegible]

August 2, 1976

Re: Permit No. 81-7033

Lois Adelle Hardy Hendren
Box 32
Stites, ID 88552

Dear Mr. and Mrs. Hendren:

Enclosed herewith is a copy of the water right license issued on the above referenced permit.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:mef

Enc.

Rge 5E

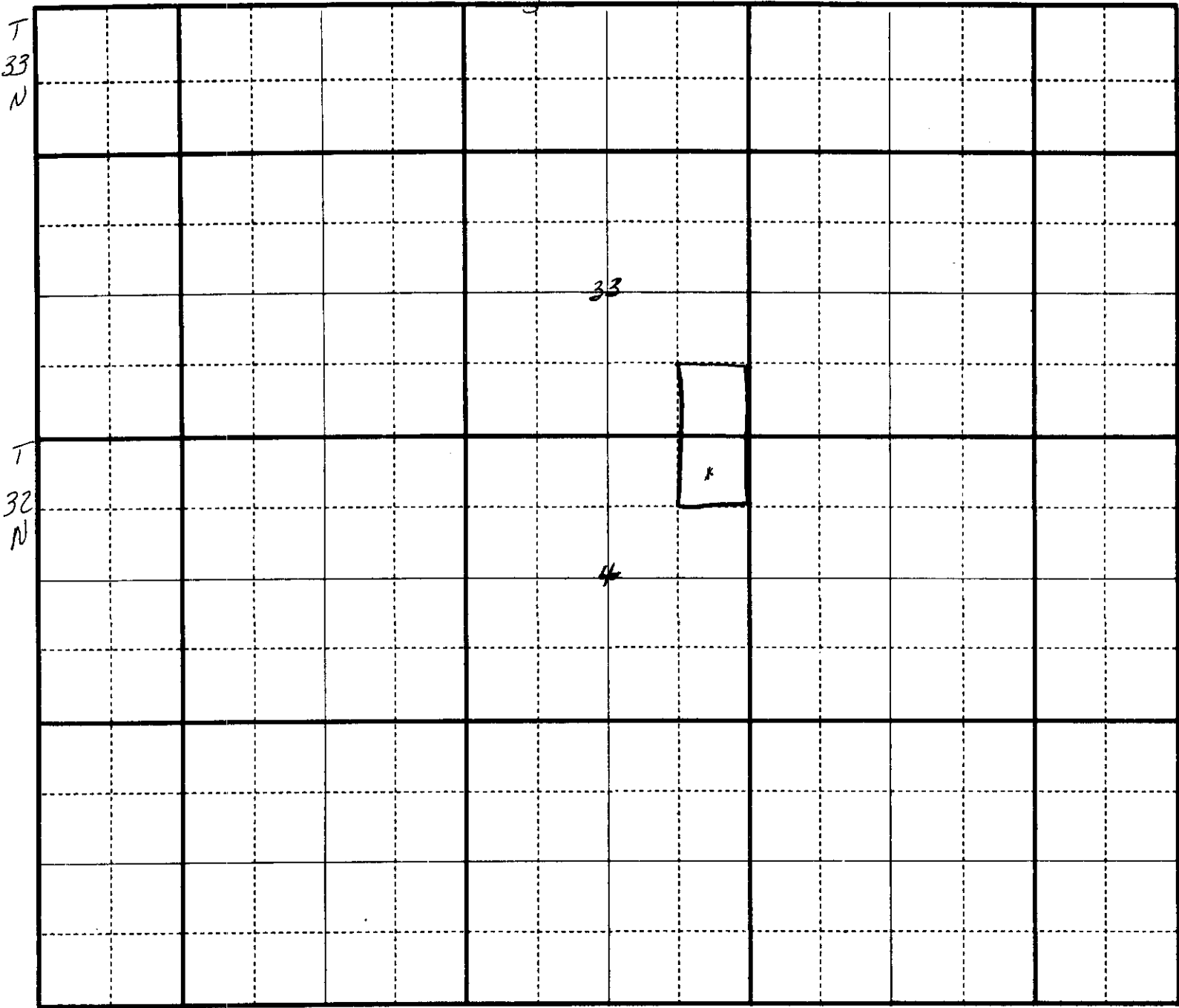


Diagram of System

RECEIVED

JUN 4 1976

Department of Water Resources
928 L Street
Northern District Office

Phone 928-764-5151 Northern District Office

Phone _____

(name spring, stream, etc.)

Tributary to _____

Amount .02 c.f.s. for Irrigation
 AF/Annum (nature of use)

Period of Use: from May 1 to Nov. 1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Max Rate of Diversion .02 cubic feet per second and annual volume _____ AF/Annum.

Township 32N N/S, Range 5E E/W, B.M., Section 4, Subdivision NE $\frac{1}{4}$ NE $\frac{1}{4}$, Idaho
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County _____

Other Points of Diversions: _____

Description of diverting works: Pump, motor and approx. 400 feet of pipeline from river to the property

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE .50

DATE OF EXAM 7/14/76

ACREAGE
Found 1/2
Recommended 1/2

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q= 0.02 c.f.s. V= 1.54 AF/Ann. from MAY 1 to NOV 1
Domestic Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no X

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 0.02 CFS Method of measurement ESTIMATED

Total Q recommended 0.02 Meter No. _____ Type _____ Condition _____

Total V recommended 1.50 AF/ANN

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None X

MEASUREMENT CALCULATION:

ESTIMATED FLOW AT 0.02 CFS BY SYSTEM CAPACITY.

SYSTEM DESCRIPTION:

USED FOR IRRIGATION OF GARDEN AREA NEXT TO TRAILOR HOUSE.

DALTON PUMP - 2HP 51K476G FR 565

REMARKS:

Examiner's Signature J. K. Klock Date 7/16/76

Checked by Janet King Date 7-26-76

Approved by _____ Date _____

June 3, 1976

Re: Permit No. 81-7033

Lois Adelle Hardy Hendren
Box 32
Stites, Idaho 83552

Dear Ms. Hendren:

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

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions concerning the field exam, please contact our District Office in Coeur d'Alene.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

Identification No.

Permit No. 81-7033

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 20 1976

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder Lois Adelle Hardy Hendren
b) Post Office Address Box 32 STITES Idaho 83552
2. Permit Number 817033

3. Date of Priority that you are prepared to establish Line ready for use as of Nov

4. a) Source from which water was appropriated McCall Fork Clearwater River

b) Location of the point of diversion: NE 1/4 NE 1/4, Section 4

Township 32 N, Range 5 E Boise Meridian, Other points of diversion: _____

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

Amount 0.02 for irrigation purposes from May 1 to Nov 1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated 0.02 C.A.F.T. Per Second cfs and/or acre-feet per annum

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

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

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

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

Department of Water Resources

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Taken from Clearwater river from pipe-line under Highway 12 water will be pumped by 2 horse electric motor through 400 ft for - for irrigation only on 6. th

of acre of ground.

b) Describe the type and size of measuring device which you have installed at your point of diversion: _____

c) Give well driller's name and address and the date the well was completed: _____

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

5-27-76

If you are irrigating 15 or more acres, please submit an aerial photo of the property with this affidavit.

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

T	R	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	

Total number of acres irrigated 6 Tenth of acre

10. Remarks: Source of water is ready as soon as river goes down so Pump can be set up on River side of road

The above information is a true statement of the extent to which the above numbered permit has been developed.

5/19/76
(Date)

Louise Hardy Hendren
(Signature)

State of Idaho)
County of Idaho) ss.

On this 19 day of May, 19 76, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Jean L. Quinn
Notary Public residing at Kamiah

My commission expires 8-25-77

● **SENDER:** Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ RESTRICTED DELIVERY.
 Show to whom and date delivered..... 65¢
☐ RESTRICTED DELIVERY.
 Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	138495	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. *John Deane Macky Jr.*
DATE OF DELIVERY

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

POSTMARK
APR 12 1976
-P.M.
CLERK'S
MAILS

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

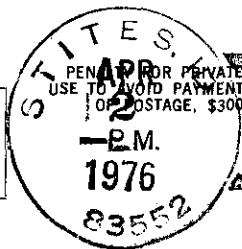
- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



DEPARTMENT OF NATURAL RESOURCES

U.S. DEPARTMENT OF NATURAL RESOURCES



April 1, 1976

CERTIFIED MAIL #138495

Re: Permit No. 81-7033

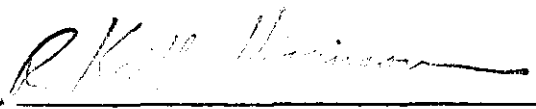
Lois Adelle Hardy Hendren
Box 32
Stites, Idaho 83552

Dear Mrs. Hendren:

One of the conditions of approval of your water Permit No. 81-7033 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before JUNE 1, 1976. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

May 12, 1975

Re: Permit No. 81-7033

Lois Adelle Hardy Hendren
Box 32
Stites, Idaho 83552

Dear Ms. Hendren:

Enclosed is a copy of your approved Application for Permit No. 81-7033. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 81-7033

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

(1) SE 4/9/75

In form to receipt

(2) _____

Send Copies to:

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

(3) _____

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

(4) SE 4/9/75

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) CP 4/28

Affidavit of Publication received(date) April 24, 1975

(12) CP 4/11

Final date for protests May 5, 1975
Protests received: yes _____ no ☒

(13) SB 5/6/75

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

(14) SP 5/6/75

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority

_____ Reason for Reduction

NO _____ Measuring device required

_____ See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Mathews By [Signature] Date 5/6/75

RECEIVED

Department of Water Resources



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Room 209
401 Front Avenue
Coeur d'Alene, Idaho 83814
(208) 667-6484

April 11, 1975

Re: Application No. 81-7033 - Lois Adelle Hardy Hendren

Cottonwood Chronicle
Box 157
Cottonwood, ID 83522

Gentlemen:

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

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

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

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enc: Legal Notice(s)

Bill: 4-28-75 cp

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lois Adelle Hardy Hendren,

Box 32, Stites, Idaho

has on April 4, 1975 submitted Application No. 81-7033

for a permit to appropriate 0.02 cubic feet per second ~~XXXXXXX~~

of water from Middle Fork of the Clearwater River

by means of pump, motor, and pipeline

within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 32N, R. 5E, B.M., Idaho County

to be used from May 1 to Nov. 1

for the irrigation of $\frac{1}{2}$ acre

within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 33, T. 33N, R. 5E, B.M.; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 32N, R. 5E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before May 5, 1975.

R. KEITH HIGGINSON

Director

Published in the Cottonwood Chronicle, Cottonwood, Idaho

on April 17 and April 24, 1975

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Lois Adelle Hardy Hendren, Box 32, Stites, Idaho has on April 4, 1975 submitted Application No. 81-7033 for a permit to appropriate 0.02 cubic feet per second of water from Middle Fork of the Clearwater River by means of pump, motor, and pipeline within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 32N, R. 5E, B.M., Idaho County to be used from May 1 to Nov. 1 for the irrigation of $\frac{1}{2}$ acre within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 33, T. 33N, R. 5E, B.M.; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 32N, R. 5E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 401 Front Ave., Coeur d'Alene, Idaho 83814, on or before May 5, 1975.

R. KEITH HIGGINSON
Director

Published in the Cottonwood
Chronicle, Cottonwood, Idaho on
April 17 and April 24, 1975.

April 11, 1975

Re: Application for Permit No. 81-7033

Lois Adelle Hardy Hendren
Box 32
Stites, ID 83552

Dear Ms. Hendren:

Attached is your receipt No. 852 in the amount of \$10 for the filing fee on the above referenced application which was received in this office.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Attachment

UNRECORDED

April 1, 1975

Lois Adelle Hardy Hendren
Box 32
Stites, ID 83552

Dear Ms. Hendren:

We have completed an Application for Permit from the information listed on your Claim to a Water Right, and we are returning it for your review and signature. Since the water has not been previously diverted, the Application should be submitted rather than the Claim.

Please check all items on the application and if they are in order, sign at the bottom of Page 3 and return the form to our office along with the \$10 filing fee.

Feel free to contact us if there are any questions in this matter.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enclosures

RECORDED

Identification No. _____

Claim No. _____

Map No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Lois Adelle Hardy Hendren (926-7875)
post office address Box 32, Stites, Idaho 83552

2. The point of diversion is in NE $\frac{1}{4}$ NE $\frac{1}{4}$ $\frac{1}{4}$ of 4 Township 32 N
Range 5 E. B.M. located on Middle Fork of Clearwater River
(name of source)

tributary to _____ in Idaho County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

_____	amount:	<u>0.5</u>	c.f.s. or	_____	acre feet
_____	amount:		c.f.s. or		acre feet
_____	amount:		c.f.s. or		acre feet
Total claimed _____ c.f.s. or _____ acre feet.					

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use <u>6 months</u>	period of use from <u>May 1</u>	to <u>Nov. 1</u>	(both dates inclusive)
use _____	period of use from _____	to _____	(both dates inclusive)
use _____	period of use from _____	to _____	(both dates inclusive)
use _____	period of use from _____	to _____	(both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of Pump & Pipeline
_____; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; with at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____
Pipe line approximately 400 feet from river to property

b. Underground water diverting works: is well flowing or pumped _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____

attach well logs if available; has there been any change in pump or motor since well was first completed _____; if so, give dates and explain _____

- c. Conveying works: length of ditch to place of use is 400 feet; width of ditch at top is _____ feet; width of bottom of ditch is _____ feet; depth of water is _____ feet; grade of ditch per 1000 feet is _____ feet; material through which ditch passes is Pipe; maximum length of pipe line to first place of use is 400 feet; diameter of pipe line is 1" inches; type of pipe Plastic; grade of pipe per ~~1000~~ feet is 50 ft. rise per 400 ft.
- Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible _____

- d. If water is stored: name of reservoir _____; total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet; year construction commenced _____; year completed _____; date first used _____; period of storage is from _____ to _____; is reservoir drained each year _____; is reservoir on or off stream _____ explain _____

if feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

has there been any enlargement of the reservoir since it was first built _____, if so, give dates and describe _____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
33	5E	33																x	0.25
32	5E	4	x																0.25

Total number of acres to be irrigated 0.50

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____
This to apply for a water permit where no prior use was made.

b. Do you get water through a ditch owned by several users? no If yes, give the name of the ditch
_____. The other users and their respective
interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered n/a

7. Where water is used for domestic or municipal purposes give number of families served _____
name of town supplied n/a

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use,
and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible,
giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation
**Request for a water right from the river to property, by use of a
pump and pipe**

BE IT KNOWN that the undersigned hereby makes claim to a water right as described above together with
all attached information and certifies that all statements are true and accurate to the best of his knowledge.

February 21, 1975
(Date)

Lois A. Henderson
(Signature of Claimant)

State of Idaho }
County of Blaine } ss.

On this 21 day of Feb 19 75, personally appeared before me the signer(s) of the
above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Bob J. Waite
Notary Public residing at Grangeville
County Recorder

My commission expires _____

For Department Use Only

Received by <u>CP</u> Date <u>3/28/75</u>	Exception filed by:	Forwarded to claimant by:	Date
Prelim. check by _____ Date _____	_____	_____	_____
Fee received by _____ Date _____ Fee \$ _____	_____	_____	_____
Approved for publication by _____	_____	_____	_____
Published in _____ Dates _____	_____	_____	_____

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	May 18, 1871	amount:	0.8 c.f.s. or	_____	acre feet
	June 1, 1901	amount:	0.4 c.f.s. or	_____	acre feet
	Total claimed:		1.2 c.f.s. or	_____	acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is \$10.00.