

NE 1/4 SE 1/4 (verified by Idaho Co. Assessor's Office)

8/15/96
MS

TOWNSHIP 32 NORTH

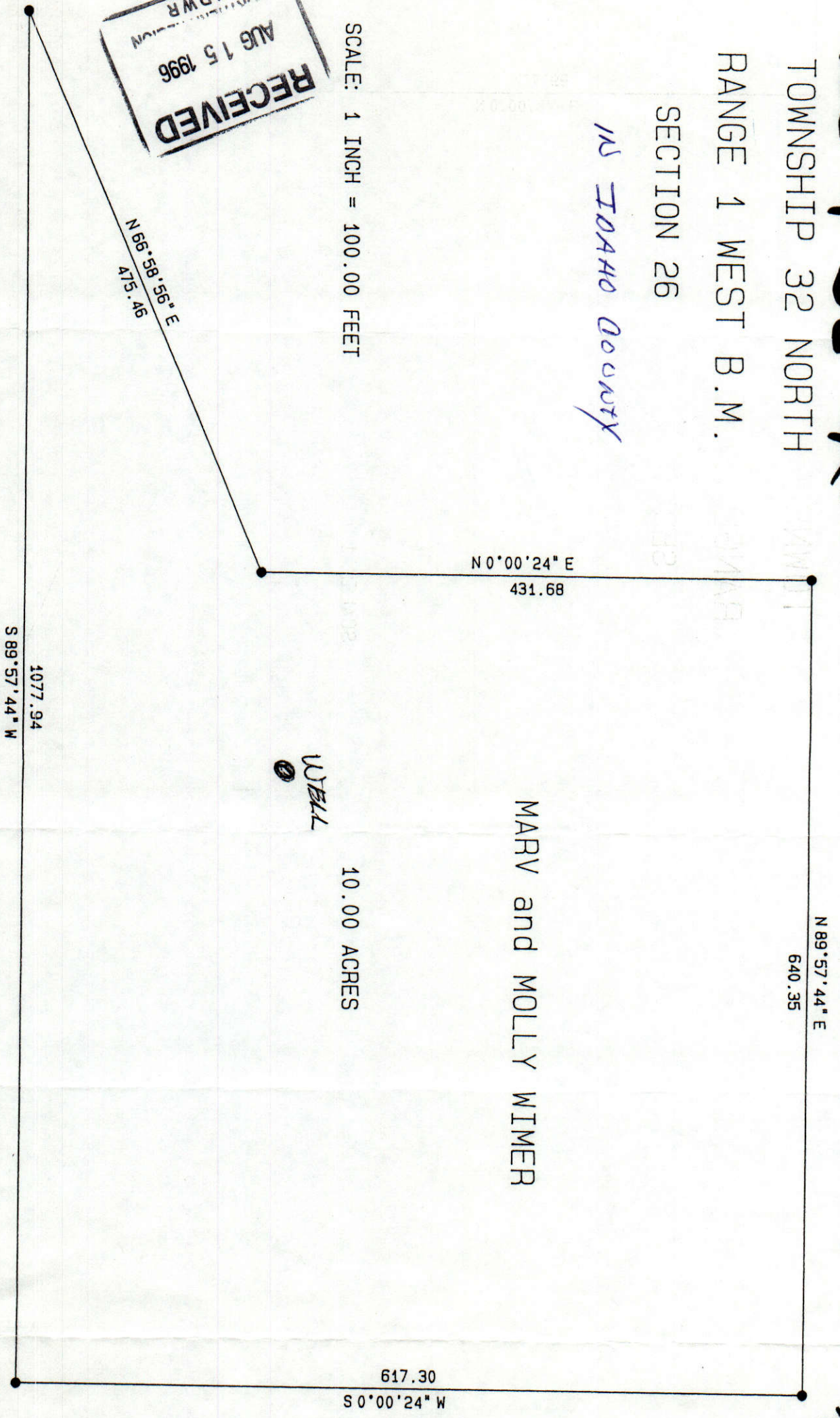
RANGE 1 WEST B.M.

SECTION 26

IN IDAHO COUNTY

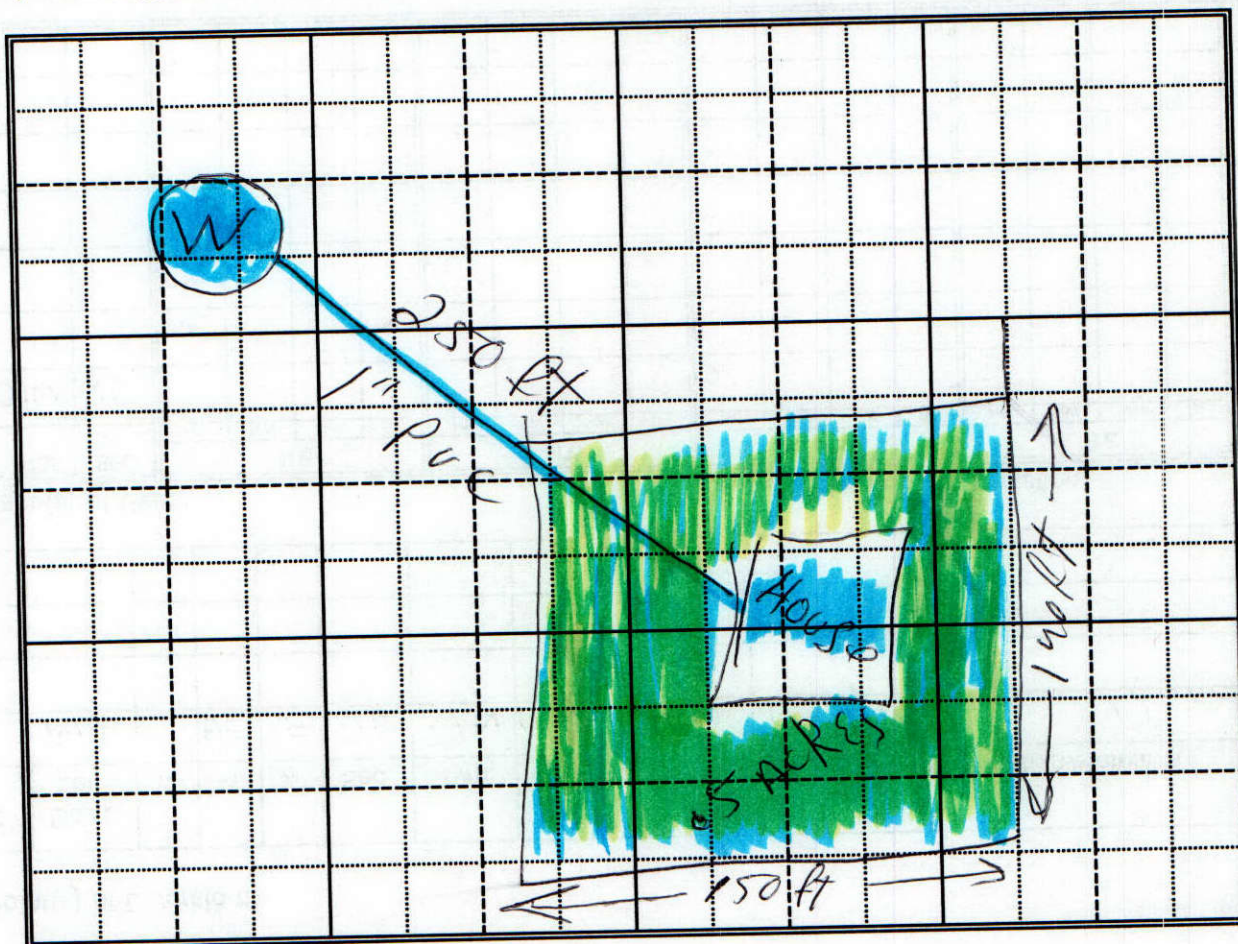
SCALE: 1 INCH = 100.00 FEET

RECEIVED
AUG 15 1996
IDWR



N 66°58'55" E
475.46

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



Scale: 1" = _____

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

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

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Franklin	1.5	2823008110	Submersible	1"

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

D. FLOW MEASUREMENTS

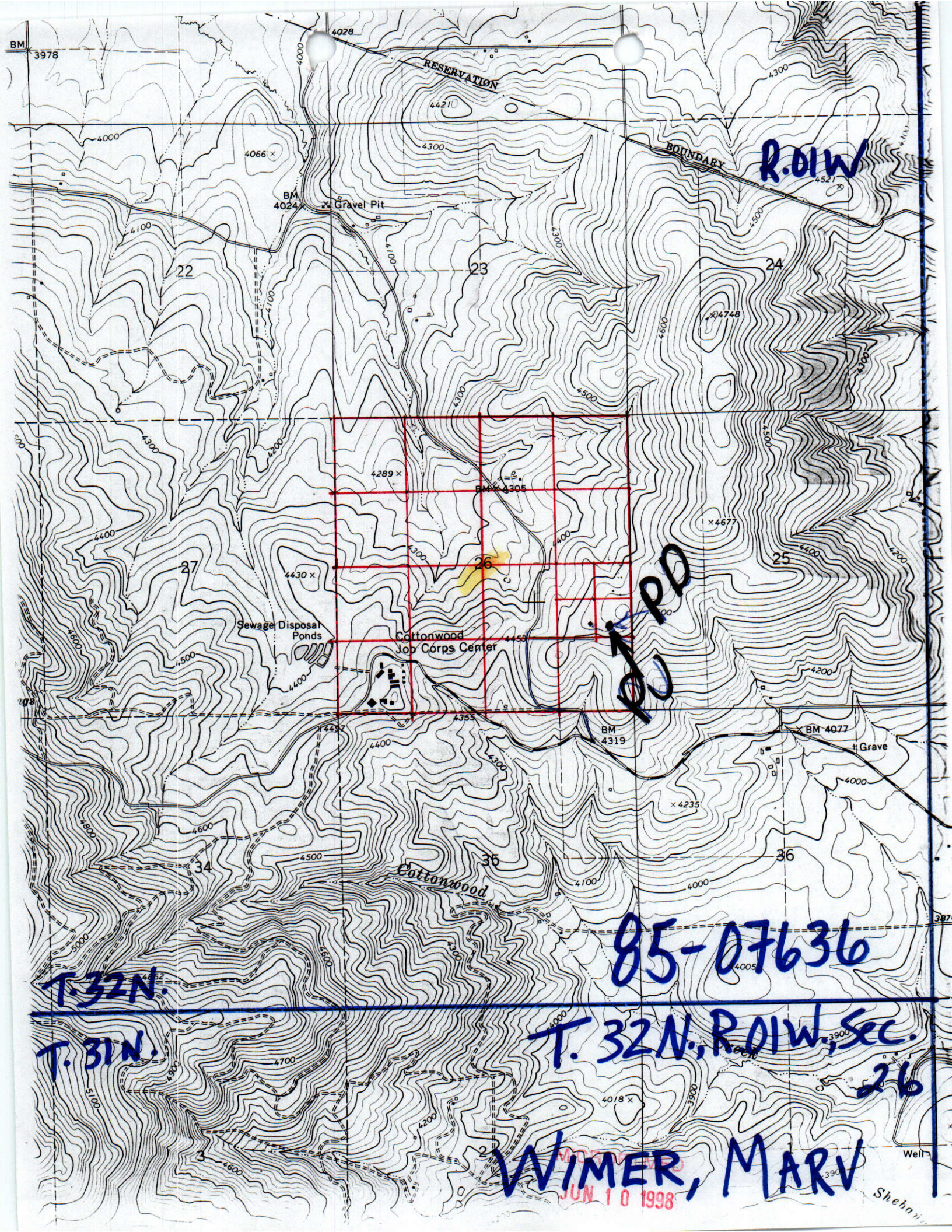
1.

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

2. Measurements: _____

MICROFILMED

JUN 10 1998



R.O.I.W.

PPD

85-07636

T. 32N.

T. 31N.

T. 32N., R.O.I.W., Sec. 26

WIMER, MARV

JUN 10 1998

NE 1/4 SE 1/4 (verified by Idaho Co. Assessor's Office) 8/15/96
MJS

TOWNSHIP 32 NORTH

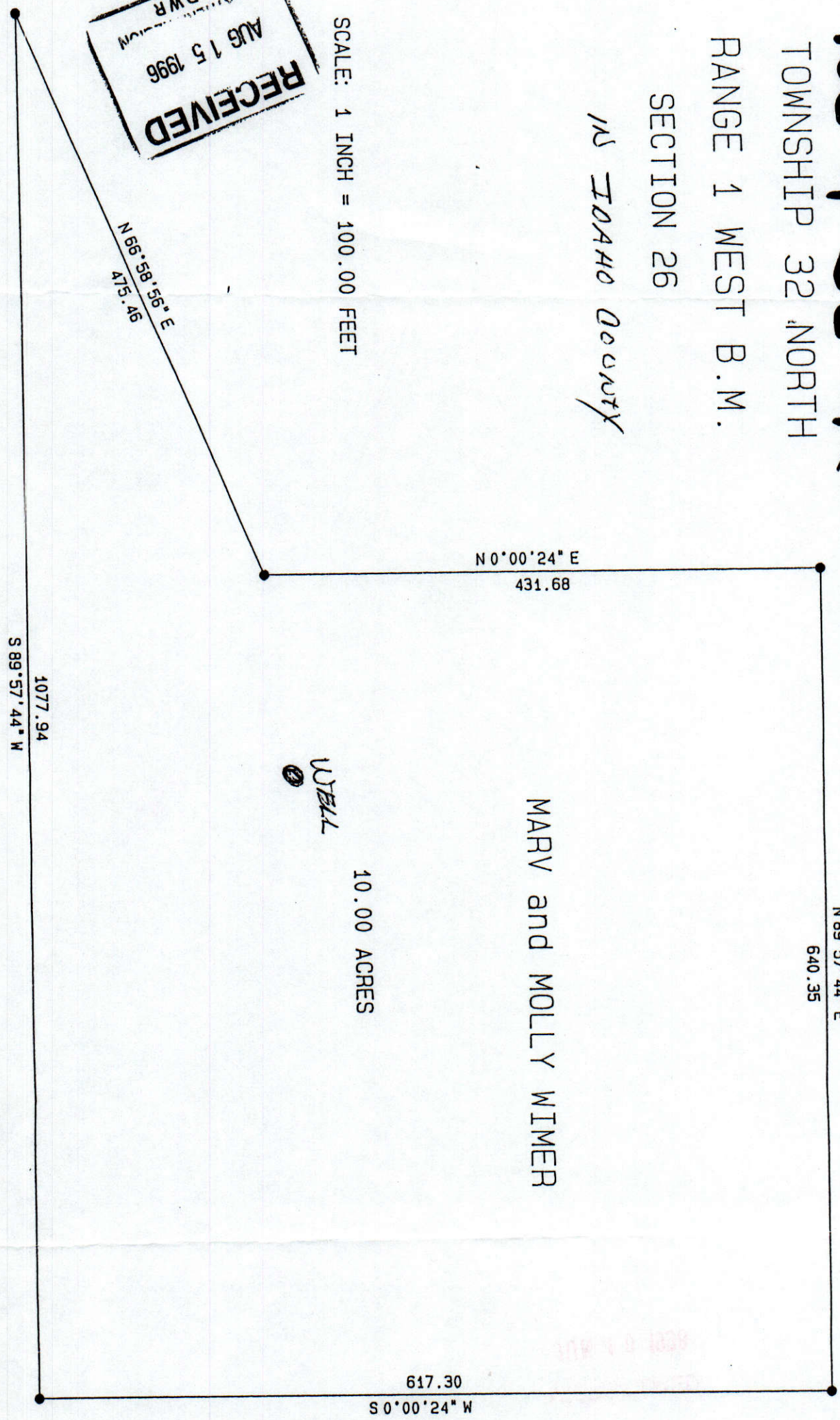
RANGE 1 WEST B.M.

SECTION 26

IN IDAHO County

SCALE: 1 INCH = 100.00 FEET

RECEIVED
AUG 15 1996
IDAHO COUNTY



85-07636

APPLICANT MAP

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT #

85-07636



pu



pu



Pressure tank

Affidavit of Publication

STATE OF IDAHO, }
County of Lewis, } ss.

I, GREGORY A. WHERRY, being first duly sworn, depose and say that I am Editor of the COTTONWOOD CHRONICLE, a weekly newspaper, published and issue 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 hereto attached is a true

copy, was published in said newspaper for 2 weeks,

being published 2 times, the first publication being

on the 3rd day of October

19 96, and the last publication on the 10th

day of October, 19 96; 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.

STATE OF IDAHO, }
County of Idaho, }

On this 4th day of November in the year of 1996

before me, a Notary Public, personally appeared Gregory A Wherry,

known or identified to me to be the person whose name is 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.

Gregory A Wherry
Notary Public for Idaho

Residing at Cottonwood

My commission expires: 12-2000

Notice

NOTICE OF APPLICATION FOR WATER RIGHT

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

85-07636

WIMER, MARV

WIMER, MOLLY

P O BOX 23

COTTONWOOD, ID. 83522

Source: GROUNDWATER

Diversion Pt: NESE Sec 26 T
32N R 01W in IDAHO County

Use: DOMESTIC (0.040
CFS)

Total Diversion: (0.040 CFS)

Date Filed: 8/15/96

In: IDAHO County

T32N R01W S26 NESE

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.

The permit (s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before OCTOBER 21, 1996.

KARL J. DREHER, Director
Published in the Cottonwood
Chronicle Oct. 3 and 10, 1996.

RECEIVED

NOV 07 1996

NORTHERN REGION
IDWR

MICROFILMED

MAR 11 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 85-07636

Priority: August 15, 1996

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that MARV WIMER
MOLLY WIMER

PO BOX 23

COTTONWOOD ID 83522-0023

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 15, 1996; and has submitted Proof of Beneficial Use on December 5, 1996. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 26, Township 32N, Range 01W
IDAHO County

PLACE OF USE: DOMESTIC

TWN RGE SEC

32N 01W 26

NESE

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. Domestic use is for 1 home.

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

NOTED

JUN 18 1997

KARL J. EREHER, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF BENEFICIAL USE

DEC 05 1996

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. 85-071036 Telephone No. 208-962-3172
2. Name(s) of Permit Holder(s): MARV & MOLLY WIMER
3. Mailing Address: PO BOX 23 COTTONWOOD IDAHO 83522
4. Source of Water: WELL If GROUNDWATER (well), Date Drilled: mo. 8 - 9 / yr. 93
- a. Well Driller: WHELOCKT WELL DRILLING Drilling Permit Number: 85-93-N-44-000
- 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: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.04 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
- | | | |
|------------------------|--|--------------------------|
| Measuring Device: | Is a measuring device required? | Yes _____ or No <u>X</u> |
| | Has the measuring device been installed? | Yes _____ or No <u>X</u> |
| Flow Measurement Port: | Is a flow measurement port required? | Yes _____ or No <u>X</u> |
| | Has the measurement port been installed? | Yes _____ or No <u>X</u> |
8. Fee Enclosed: \$ 0 (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: MARV OR MOLLY WIMER Telephone Number: 208-962-3172
Address: 1822 DEWEED ROAD COTTONWOOD PO BOX 23 83524
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:

[Signature]
(Include your title, if on behalf of company or organization)

Date:

11-29-96

MAR 11 1997

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 85-07636

Proposed Priority: August 15, 1996

Maximum Diversion Rate:

0.04 CFS

This is to certify, that **MARV WIMER**
MOLLY WIMER
PO BOX 23

COTTONWOOD ID 83522-0023

has applied for a permit to appropriate water from: **GROUNDWATER**

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 26, Township 32N, Range 01W
IDAHO County

PLACE OF USE: DOMESTIC

TWN RGE SEC

32N 01W 26

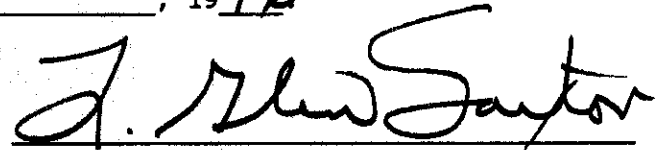
NESE

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **December 1, 1997.**
2. Subject to all prior water rights.
3. Domestic use is for 1 home.

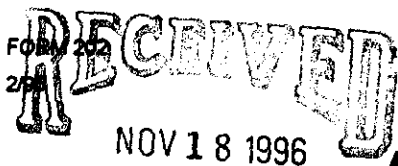
This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

26th day of November, 1996

for 
Karl J. Dreher, Director

MICROFILMED

MAR 11 1987

Ident. No. 75-07636STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

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

1. Name of Applicant MARV & MOLLY WINNER Phone 208-962-3172
Mailing address P.O. BOX 23 COTTONWOOD IDAHO 83522
2. Source of water supply WELL Groundwater which is a tributary of _____
3. Location of point of diversion is Township 32N. Range 1W. Sec. 26, in the NE 1/4, SE 1/4 1/4, _____ 1/4, Govt. Lot WEST, B.M., IDAHO County; additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for DOMESTIC purposes from 4 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

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

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

5. Total quantity to be appropriated is (a) 0.04 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source WELL + PUMP

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet

c. Proposed well diameter is 36 inches; proposed depth of well is 180 feet

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

e. If well is already drilled, when? NO; Drilling firm WILLENKOTT WELL DRILLING
Well was drilled for (well owner) MARV & MOLLY WINNER, Drilling Permit No. 85-93-N-44-000

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

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 HOUSEHOLD
- e. Other; describe fully. _____

MICROFILMED

MAR 11 1997

LEGAL DESCRIPTIONS FOR P.O.D. + P.O.U. VERIFIED BY
ASSESSOR'S OFFICE. 8/15/96 AB

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	RGE	SEC	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
32N	16	26													D				

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? 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: _____

12. Remarks: _____

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

MICROFILMED

MAR 11 1987

[Signature]
Signature of Applicant (and title, if applicable)

Received by [Signature] Date 8/15/96 Time 1 40 P Preliminary check by _____
 Fee \$ 50.00 Received by [Signature] # N010573 Date 8/15/96
 Publication prepared by [Signature] Date 9/25/96 Published in Co Bonwood Chronicle 10/24/96
 Publication approved [Signature] Date 11/7/96

NE 1/4 SE 1/4 (verified by Idaho Co. Assessor's Office) 8/15/96
MS

TOWNSHIP 32 NORTH

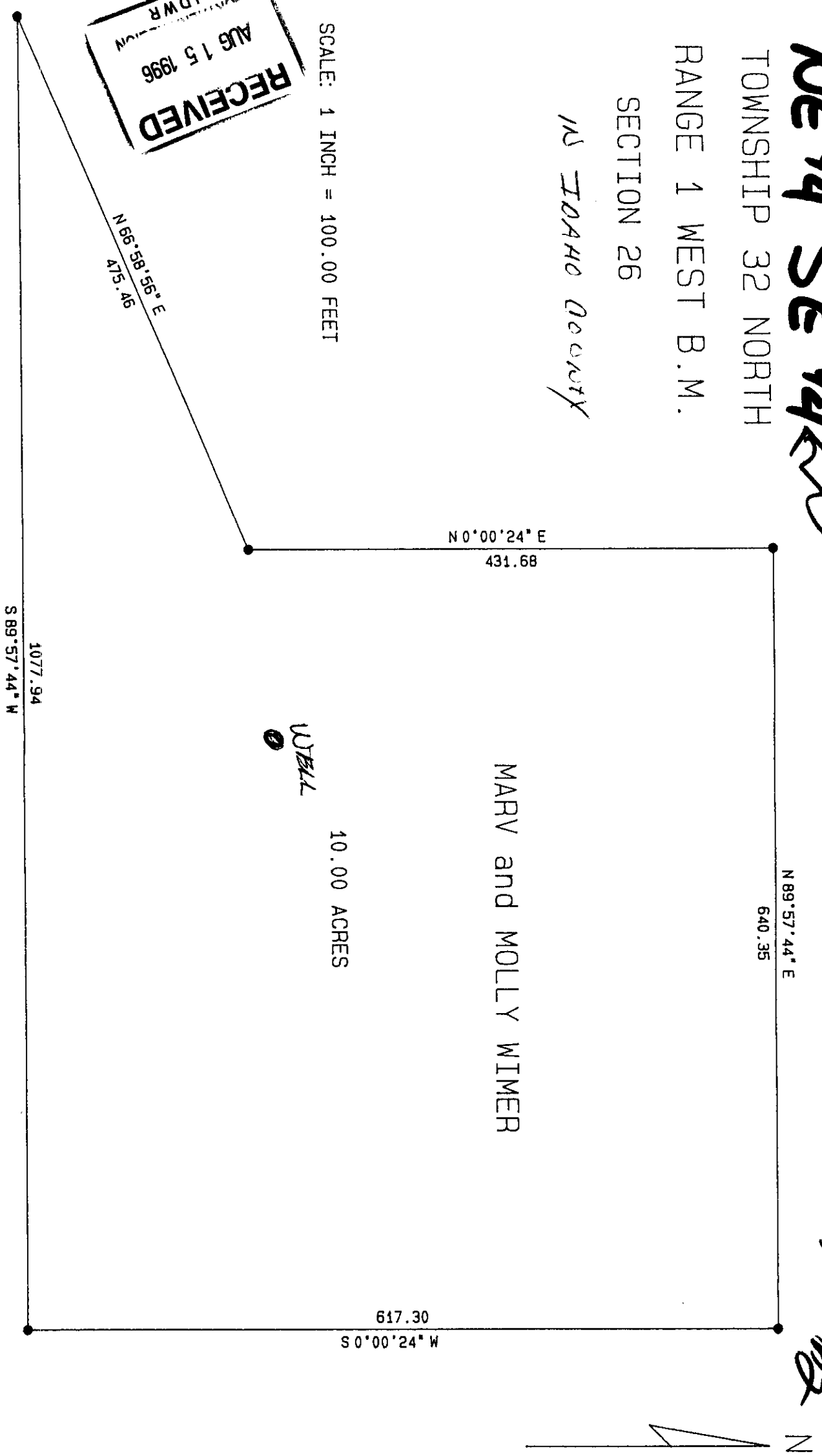
RANGE 1 WEST B.M.

SECTION 26

IN IDAHO County

SCALE: 1 INCH = 100.00 FEET

RECEIVED
AUG 15 1996
IDWR





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

July 1, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MARV WIMER
MOLLY WIMER
PO BOX 23
COTTONWOOD ID 835220023

RE: WATER RIGHT NO. 85-07636

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

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

RECEIVED

JUL 10 1997

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:klt

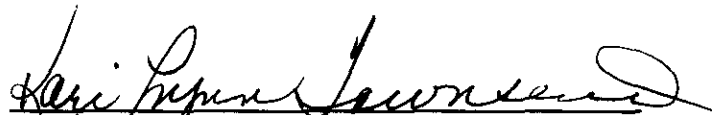
Enclosure

CERTIFICATE OF MAILING

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

Water Right No. 85-07636

MARV WIMER
MOLLY WIMER
PO BOX 23
COTTONWOOD ID 835220023


Kari Lynn Townsend
Secretary

JUL 10 1997

LICENSE REVIEW CHECKLIST

PERMIT NO. 85-07636

DATE 6/30/97

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>NO</u>
SOURCE	<u>—</u>	<u>✓</u>	Is change clarification of originally intended source? <u>—</u>
POINT OF DIV	<u>—</u>	<u>✓</u>	If not, prepare Notice of Intent to Void <u>—</u>
PLACE OF USE	<u>—</u>	<u>✓</u>	Amendment required <u>NO</u>
Does map agree with written description? <u>✓</u> yes <u>—</u> no			
OVERLAPS <u>—</u> P/D <u>—</u> P/U			

RATE OF DIV

Permitted Rate	<u>.04</u> cfs
Fee limit	<u>.04</u> cfs NO FEE PD. OR REQD
Measured	<u>—</u> cfs
Theoretical	<u>.04</u> cfs

Recommended Total Div Rate .04 cfs

ANNUAL VOLUME/
NATURE OF USES —

<u>✓</u>	Use <u>Dom</u>	Volume Calculation
		<u>1.2</u> af
		<u>—</u> af
		<u>—</u> af
		<u>—</u> af
	SUBTOTAL	<u>1.2</u> af

Flow rate .04 cfs X 365 days X 1.9834 = 29.0 af
 Total volume recommended 1.2 af
 (SUBTOTAL or Flow Rate, whichever is less)

REMARKS

1/1 home

CONDITIONS — Watermaster Control WD# —
— GW Measurement/Measuring Device
— Overlap
— Use-specific conditions
 Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed N/A
 Adjustment Memo —

1st Amend Letter N/A
 2nd Amend Letter N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUN 12 1997

A. GENERAL INFORMATION

Permit No.

85-07636

1. Owner:

Marv & Molly Wimer

Phone No.

(208) 962-3172

Current Address:

P.O. Box 23 Cottonwood Id.

83522-0023

2. Accompanied by:

Molly Wimer

EXAM DATE:

5-21-97

Address:

Same as above

Phone No.

Relationship to Permit Holder:

3. Source:

Groundwater

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:

P87-07636

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	<u>N/A</u>		<u>NE</u>	<u>SE</u>	<u>26</u>	<u>32N</u>	<u>01W</u>	<u>Idaho</u>	<u>U.S.G.S. 7.5 min Quad</u>

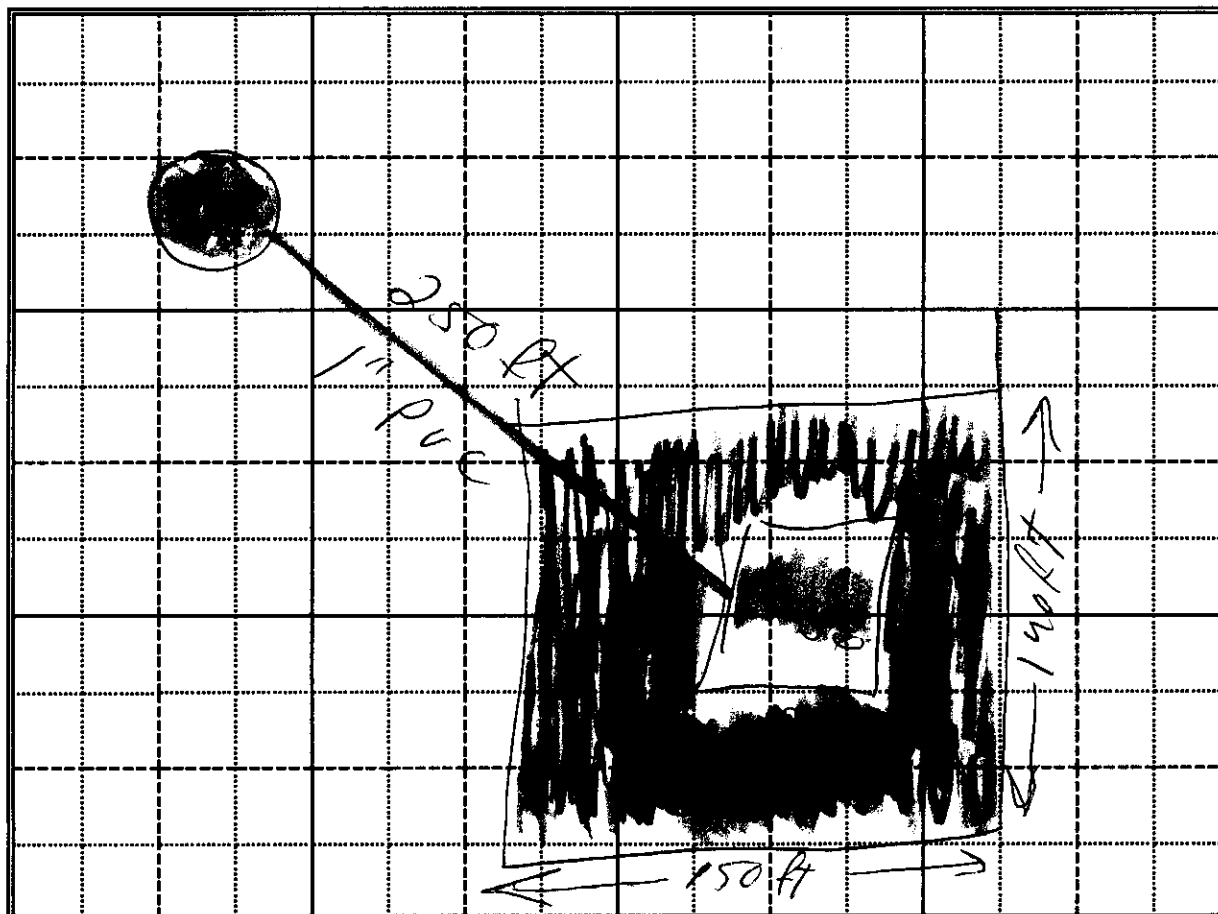
2. Place(s) of Use:

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	
<u>32N</u>	<u>01W</u>	<u>26</u>													<u>D</u>				

RECORDED
JUN 10 1998

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



Scale: 1" = _____

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

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

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Franklin	1.5	2823008110	Submersible	1"

*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:

METRO
 JUN 10 1963

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

MAILED
JUN 10 1993

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

*Theoretical***G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Domestic</i>	<i>01-01</i>	<i>12-31</i>	<i>.09</i>	<i>1.2</i>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<i>.09</i>	<i>1.2</i>

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

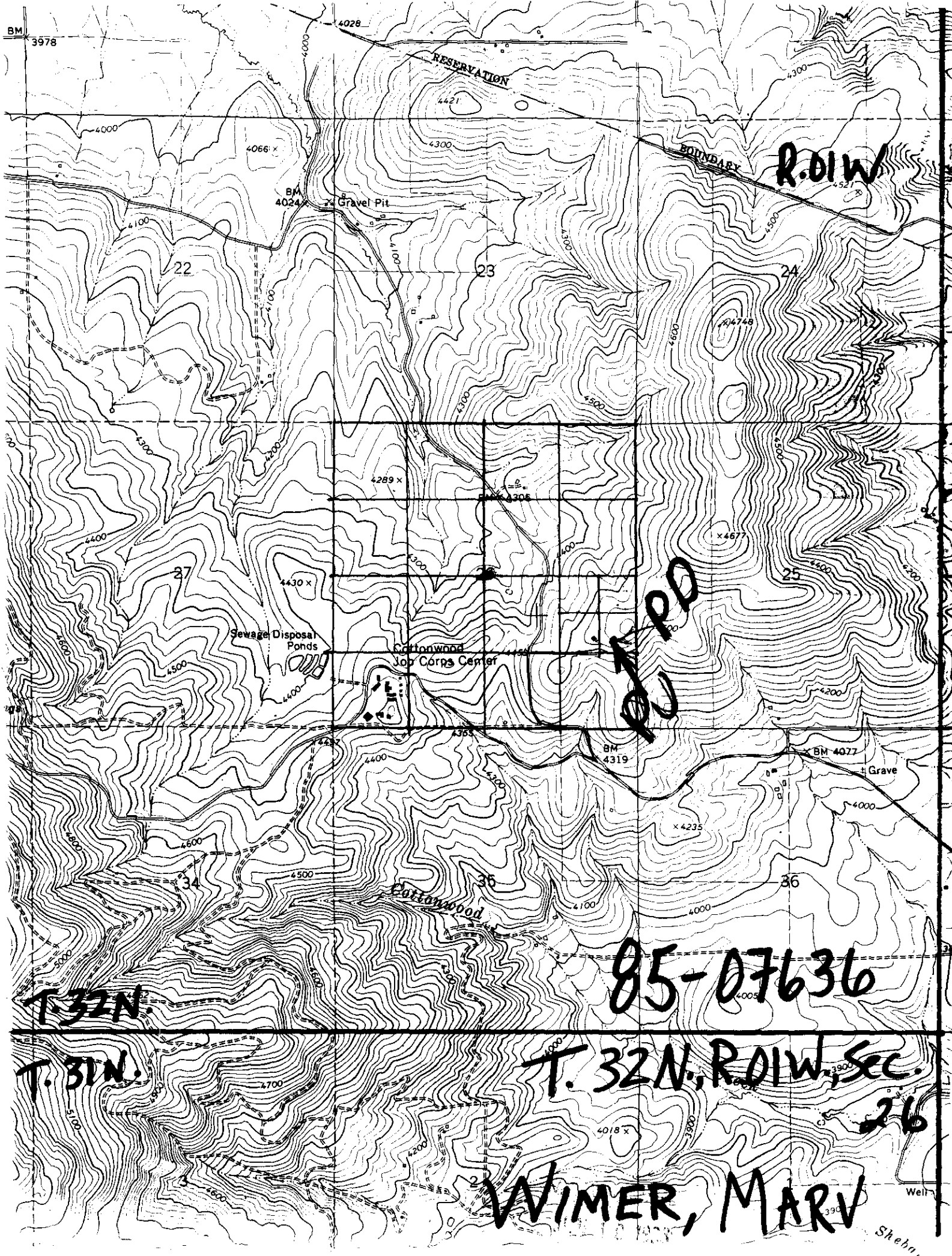
I. AUTHENTICATIONField Examiner's Name *Wayne Balch* Date *6-11-97*

Reviewer _____ Date _____

SEAL

NOT RECORDED

JUN 10 1998



R.O.I.W.

85-07636

85-07636

T. 32N.

T. 31N.

T. 32N., R.O.I.W., Sec.

26

WIMER, MARV

Shehn

NE 1/4 SE 1/4 (verified by Idaho Co. Assessors Office) 11/5/96

TOWNSHIP 32 NORTH

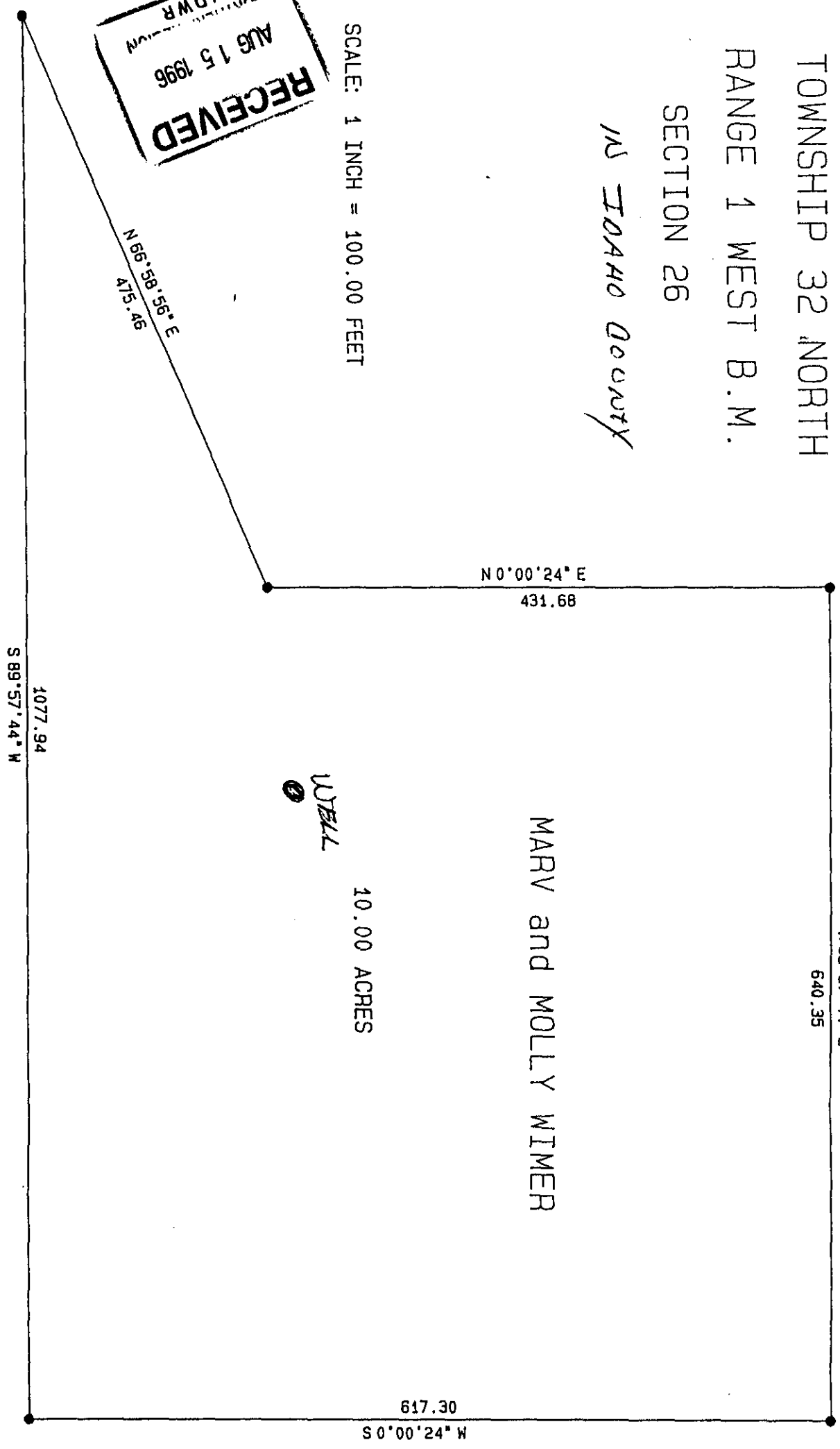
RANGE 1 WEST B.M.

SECTION 26

IN IDAHO COUNTY

SCALE: 1 INCH = 100.00 FEET

RECEIVED
AUG 15 1996
IDWR



85-07636

APPLICANT MAP

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 85-07636

DATE: 11-JUN-97

COMPLETE BY: WAYNE BALDWIN

HORSEPOWER = 1.5

PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 140 FEET

SYSTEM PRESSURE = 50 PSI

QUANTITY = 0.04 CFS

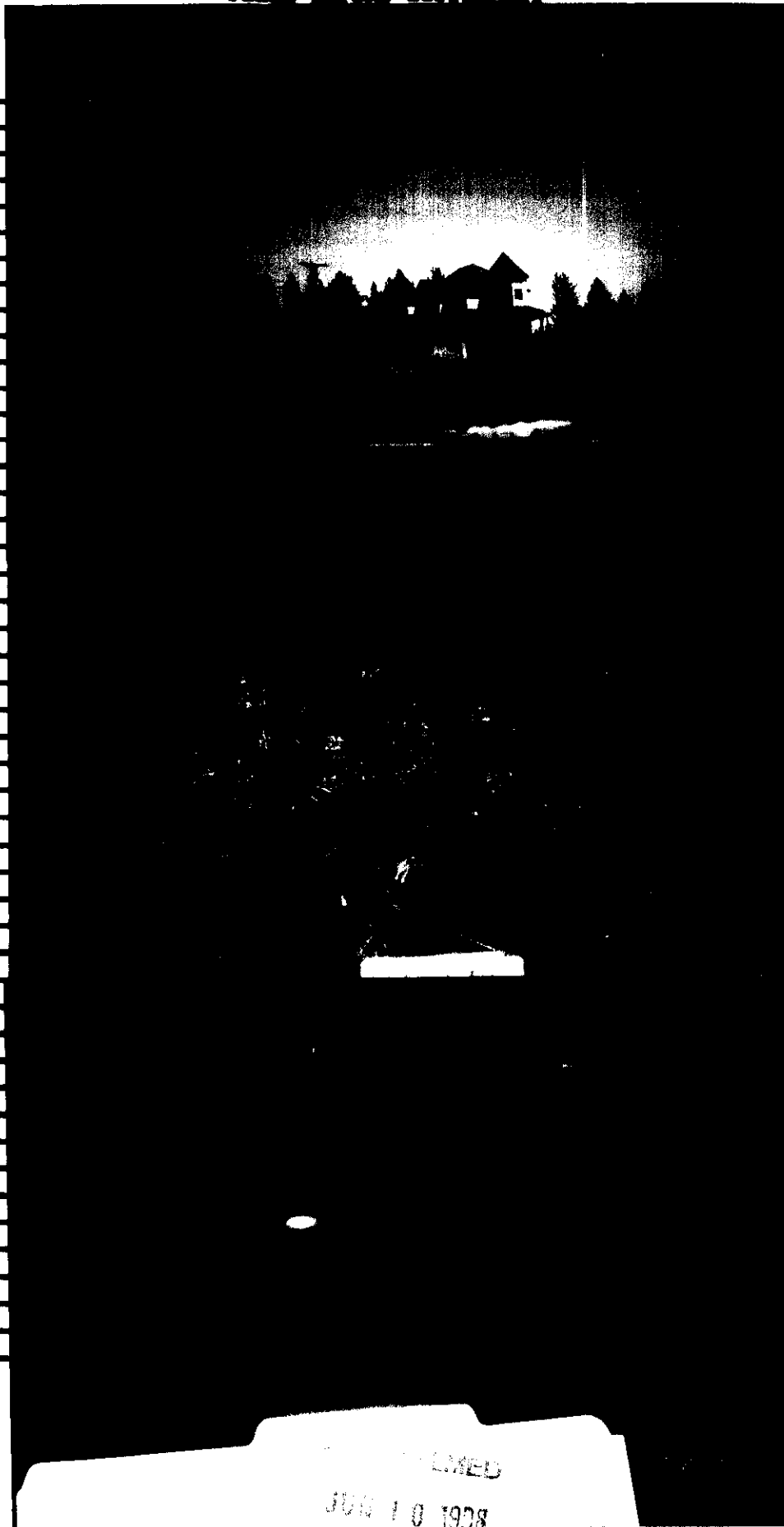
AL 11-97

JUN 11 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT #

85-07636



PJ

PW

Pressure
Tank

RECEIVED
JUN 10 1928

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 85-07636 Reviewed by [Signature] Date 12-6-96

GENERAL CONSIDERATIONS

TYPES OF USE

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

dom.

Correct Uses? yes

SOURCE OF WATER

 Surface water source

✓ Ground water source

yes Drilling permit required?

no Copy in the file? Drilling Permit No. 85-93-N-0044

35- Amount paid for permit

yes Correct?

yes Well log in the file?

LICENSE EXAMINATION FEE

no Required?

1 Amount Submitted

1 Correct?

MEASURING DEVICE

no Required?

1 Installed?

1 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 [Signature] Proof Made 12-5-96

December 6, 1996

MARV WIMER
MOLLY WIMER
PO BOX 23
COTTONWOOD ID 835220023

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 85-07636

Dear Permit Holder:

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

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

MICROFILMED

MAR 11 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 26, 1996

MARV WIMER
MOLLY WIMER
PO BOX 23
COTTONWOOD ID 83522-0023

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 85-07636

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "Conditions of Approval and Remarks" listing on the permit.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

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

Enclosures

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MAR 11 1997

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

11/96

No.: 85-7636 Name: Wimer Date: 11/25/96 Ad OK? ✓ / ✓ Gvmt Lts: ✓

AREA OF CONCERN? ^{source exempt} No / Yes: S/C Mor / GWMA / Trust / Non-trust
PROTESTED: - 020 (Protest Agreement)

SYSTEM COMPLETED:

Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17

GROUNDWATER: <✓ FLO-CH>

+ 0.2 cfs - 01M
=/- 0.2 cfs - No MD
=/+ 5 a. - 01M, 065 (if GW use SW 1st)

DRILLING PERMIT:

Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. 85-93-N-0044-000, P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)

SURFACE WATER <✓ FLO-CH> (Surface water that *doesn't sink* is regulated):

Water District (dem) - 005 (req) WD # <SEE MAP & LISTING>
+ 0.2 cfs - 01J (meas dev)-P08
=/- 0.2 cfs - 01H (lock dev)-P01 or No MD
~~In-WD~~ + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
=/+ 5 a. irr. - 01M

RIVER BASINS (*Surface water):

Snake R (01) - 11A-P04, NA
(02/03-irr) - 007-P07 (w/ remark *WB9- Weiser), NA
Boise River (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette River (65) - 064 (regulated uses), 047-P04 (Payette Lake), NA

USE:

Domestic (surface) - *WB5 (Boise River above Star Bridge); 27A (Payette River); NA
Fish Propagation - 07A-042 (req)-010/06A/09E (WQ)-P10; 044 (North of 1000 Springs)
Irr <POU> =/- 5 a - 057 (0.03 cfs/acre)
+ 5 a - 03A (0.02 cfs/acre)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-028-01F(P19)-09E(P10);
+25 cfs-P18; 17G (FERC) or 17M (FERG); 18B-P09
Storage (✓3 compo.) - 18A (multiple MD within district), 18B-P09 (+10' dam), *W07

LOCATION:

42-248 area - In 20/30/40/50/60/70/80 (87) basin? P84
Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-owner

OTHER CONDITIONS:

STANDARD REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

- 0001/1
- 12-1-1997

No. a
4/87-06/92n

DEPARTMENT OF WATER RESOURCE
APPROPRIATION APPLICATION ANALYSIS SHEET

WRA

APPLICATION # 85-07636

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

APPLICANT: WIMER BY: AB DATE: 8/15/96

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: 8/15/96

☒ (Include Moratorium Remark)

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

cc/Thurs/ok

ADVERTISE IN: LDAMO County.

LETTERS SENT REQUESTING:

() Dam Information () Fish Information

() Power Information () Other: N/A

INFORMATION RECEIVED:

() Dam Information () Fish Information

() Power Information () Other: N/A

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

(Yes) (No)

Checked by: _____ Date: ____/____/____

Remarks: _____

- ☒ 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 85-93-N-44-000

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

(Yes) (No)

Notice of pending void order issued. Final order response date: ____/____/____

Further information required from applicant

11/7/96 Affidavit of publication received

11/11/96 Application published correctly, If not, record action taken: _____

9/25/96 Publication dates and paper recorded on application | Sr. Agent initial AB

Protests received. Final protest date: 12/21/96

Measuring device required

Measuring port required

Special conditions:

Special conditions of approval Supplemental and cover letter attached:

Approval Recommended by: AB

NOV 18 1996

Date: 11/13/96

Department of Water Resources

Affidavit of Publication

STATE OF IDAHO, }
County of Lewis, } ss.

I, GREGORY A. WHERRY, being first duly sworn, depose and say that I am Editor of the COTTONWOOD CHRONICLE, a weekly newspaper, published and issue 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 hereto attached is a true

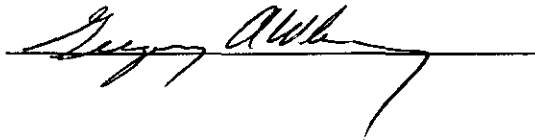
copy, was published in said newspaper for 2 weeks,

being published 2 times, the first publication being

on the 3rd day of October

19 96, and the last publication on the 10th

day of October, 19 96; 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.



STATE OF IDAHO, }
County of Idaho, }

On this 4th day of November in the year of 1996
before me, a Notary Public, personally appeared Gregory A Wherry,

known or identified to me to be the person whose name is 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 Cottonwood

My commission expires: 12-2000

NOTICE OF APPLICATION FOR WATER RIGHT

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

85-07088

WINNER: HARV

WINNER: HOLLY

P. O. BOX 100

COTTONWOOD, ID. 83302

Source: GROUNDWATER

Diversion Pt: NESE Sec 26 T

32N R 01W in IDAHO County

Use: AGRICULTURE (0.040

CFS)

Total Diversion: 0.040 CFS

Date Filed: 01/15/96

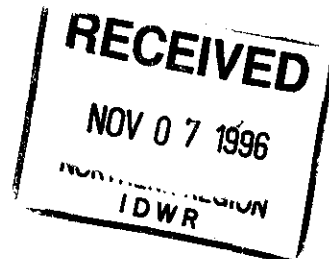
In: IDAHO County

T32N R01W S26 NESE

For additional information concerning the property location, call the Northern Regional Office at (208) 789-1450.

The permit (s) will be subject to all prior water rights. Fee has been filed with the application and with the Director, Dept. of Water Resources, Northern Region, 1010 Northwest Blvd., Suite 200, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before OCTOBER 21, 1996.

KARL J. BREWER Director
Published in the Cottonwood Chronicle on 8 and 10, 1996.



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MAR 11 1997

85-07636

WIMER, MARV
WIMER, MOLLY
P O BOX 23
COTTONWOOD, ID 83522

Source: GROUNDWATER

Diversion Pt: NESE Sec 26 T 32N R 01W in IDAHO County.

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

Date Filed: 8/15/1996

In: IDAHO County
T32N R01W S26 NESE

*Called paper 11/6/96 -
Still have not received
affidavit & bill -
Paper will send today -
b*

MICROFILMED

MAR 11 1997

September 25, 1996

Marv & Molly Wimer
P O Box 23
Cottonwood ID 83522

Re: Water Appropriation Application No. 85-07636

Dear Mr. and Mrs. Wimer::

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application for Permit to appropriate the Public Waters of the State of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application. Enclosed is Receipt Number N010573.

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

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

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

If your source is groundwater, a separate well drilling permit is required for all wells constructed after July 1, 1987.

A "Domestic" well drilling permit should be obtained for a rate of diversion of up to 18 gallons per minute (0.04 CFS) and a daily volume of up to 2,500 gallons per day. The cost for this permit is \$35.00. For any other use, including multiple homes, or municipal, etc., the Drilling Permit fee is \$200. It is possible to upgrade a Domestic Drilling Permit by submitting an additional \$165.00. These Permits can be obtained by your driller, also.

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB:db

MICROFILMED

MAR 11 1997