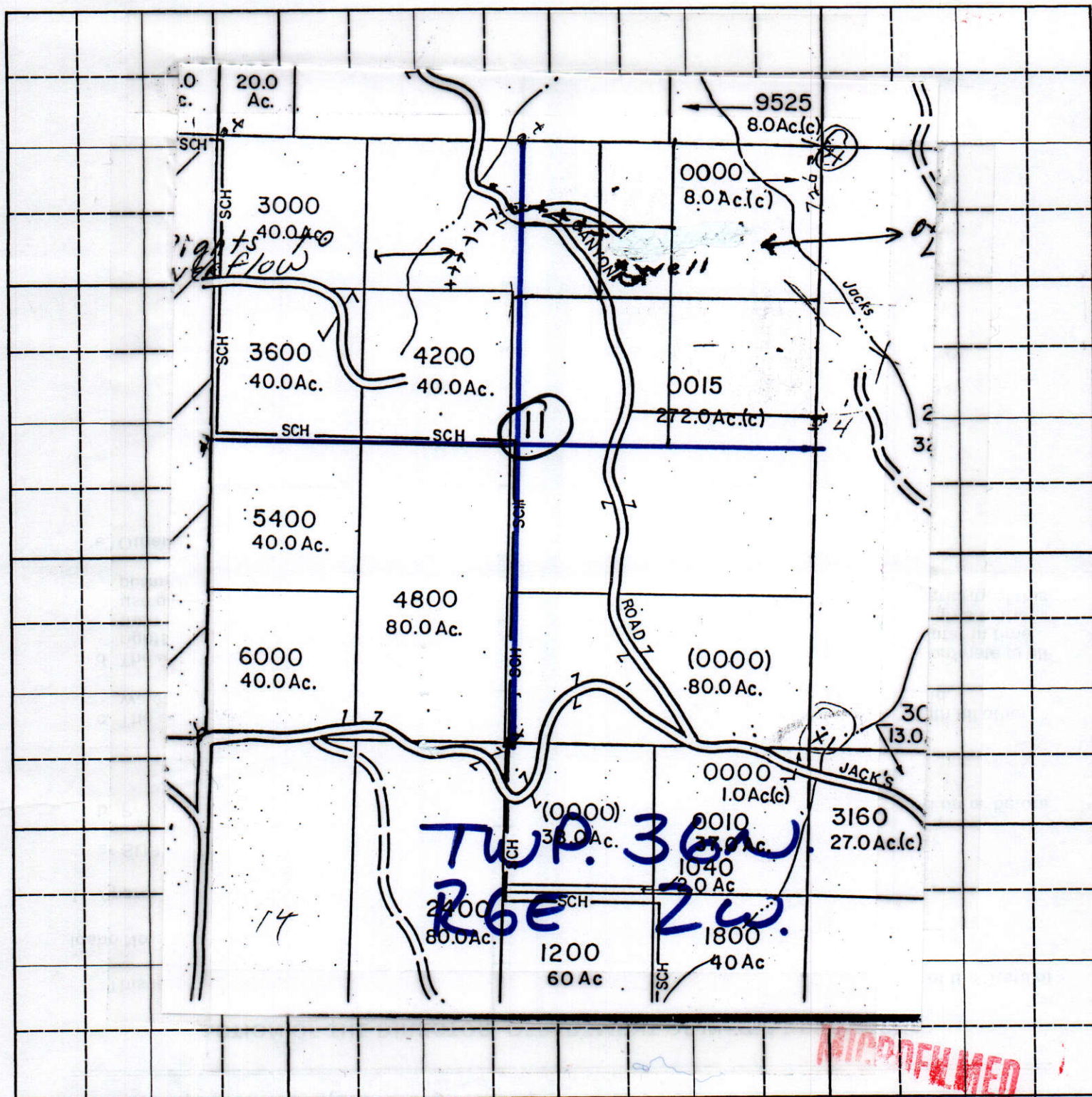


Refer to enclosed aerial, section and quadrangle maps.

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



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

Richard J. McCormick
(Applicant)

(Applicant)

TRIBUNE PUBLISHING COMPANY, INC.
The Lewiston Morning Tribune
505 C St., P.O. Box 957
Lewiston, Idaho 83501
(208) 743-9411

Date 082792 INVOICE No. L00336771

Account No. 764750 WATER RIGHT

Description 36771NOTIC

Times 2 Lines 52

Tab Lines

\$ 58.50

**LEGAL ADVERTISING
INVOICE**

SOLD TO:

DEPT OF WATER RESOURCES
1910 NW BLVD SUITE 210
COEURDALENE
ID 83814

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer To Invoice by No. Only.

RECEIVED

SEP 03 1992

NORTHERN REGION
IDWR

AFFIDAVIT OF PUBLICATION

36771
**NOTICE OF APPLICATION FOR
WATER RIGHT**

The Following application(s) have
been filed to appropriate the public
waters of the State of Idaho:
85-07574

MC CORMICK, LESLIE R
MC CORMICK, RICHARD J
1619 G ST
LEWISTON, ID 83501

Source: GROUNDWATER
Diversion Pt: SENWNE Sec 11 T
36N R 02W in NEZ PERCE County.
Use: IRRIGATION (.040 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)

Date Filed: 8/4/1992
In: NEZ PERCE County
T36N R02W S11 NWNE
3.0 ACRES TOTAL
85-07576

MC CORMICK, RICHARD J
MC CORMICK, LESLIE R
1619 G ST
LEWISTON, ID 83501

Source: SPRING Tributary: SINKS
Diversion Pt: SENWNE Sec 11 T
36N R 02W in NEZ PERCE County.

Use: IRRIGATION (.080 CFS)
IRRIGATION FROM STOR-
AGE (10.00 AF)
STOCKWATER (.040 CFS)
STOCKWATER FROM STOR-
AGE (1.40 AF)

Total Diversion: (.080 CFS)

Date Filed: 8/4/1992
In: NEZ PERCE County
T36N R02W S11 NENW
2.0 ACRES TOTAL

For additional information con-
cerning 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 Wa-
ter Resources, Northern Region,
1910 Northwest Blvd., Suite 210, Co-
eur d' Alene, Idaho 83814 on or be-
fore SEPTEMBER 8, 1992.

R. KEITH HIGGINSON, Director
Published: 8/20/1992 & 8/27/1992

STATE OF IDAHO, ss.
County of Nez Perce

Yvette Crosby

, being duly sworn,
deposes and says, I am the Legal Clerk
of the Tribune Publishing Company, a corporation organized and existing
under and by virtue of the laws of the State of Idaho, publishers of the
LEWISTON MORNING TRIBUNE, a newspaper of general circulation
published at Lewiston, Nez Perce County, Idaho; That the said Lewiston
Morning Tribune is an established paper and has been published regular-
ly and issued regularly at least once a day for more than 21 consecutive
years next immediately preceding the first publication of this notice, and
has been so published uninterrupted for said period; that the

NOTICE OF APPLICATION

attached hereto and which is made a part of this affidavit was published in
the said Lewiston Morning Tribune, 2 time(s). Publication be-
ing on 082092, or once a
WEEK for 2 consecutive WEEKS, the first
publication thereof being on the 082092, and the last pub-
lication thereof being on the 082792, and said

NOTICE OF APPLICATION

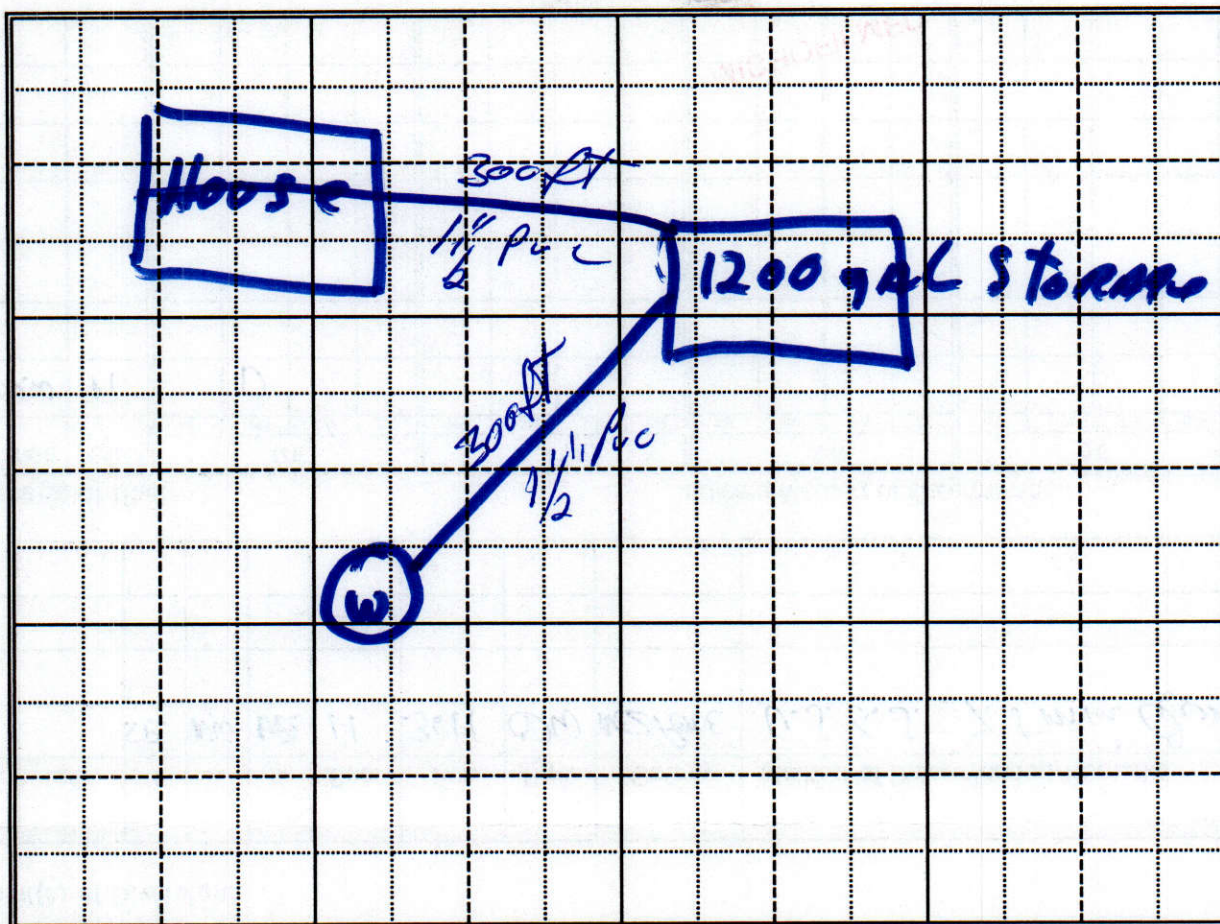
was so published in the regular and entire issue of said newspaper and
not in a supplement thereof and was so published in every issue and
number of the said paper, during the period and times of publication as
set forth above.

SUBSCRIBED AND SWORN BEFORE ME THIS THE 1st

day of September 1992

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

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	2	28222 not readable	Sub	1 1/2"

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

D. FLOW MEASUREMENTS

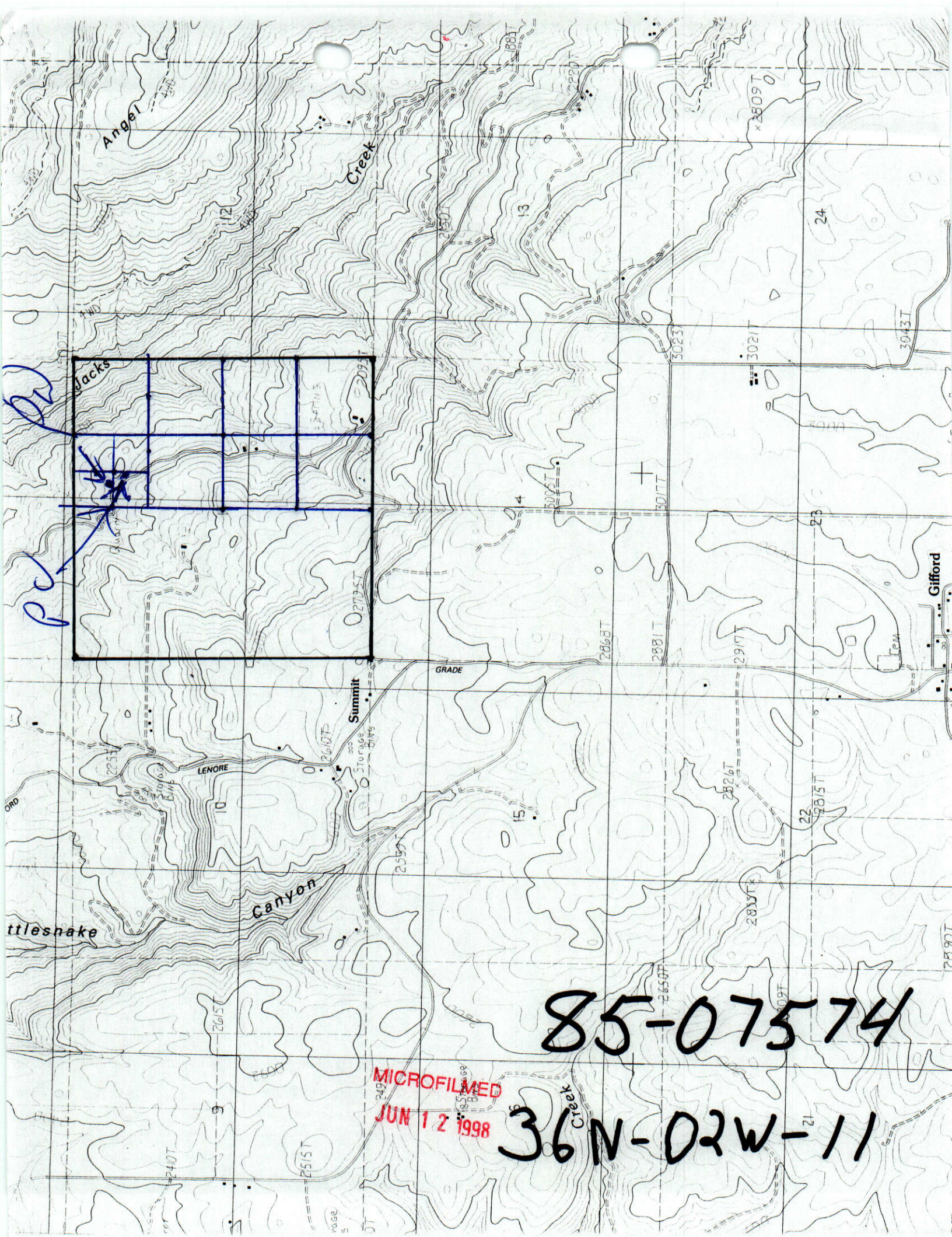
1.

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

2. Measurements: _____

MICROFILMED

JUN 12 1998



85-07574

MICROFILMED
JUN 12 1998

36N-02W-11



PO
Domestic



PO

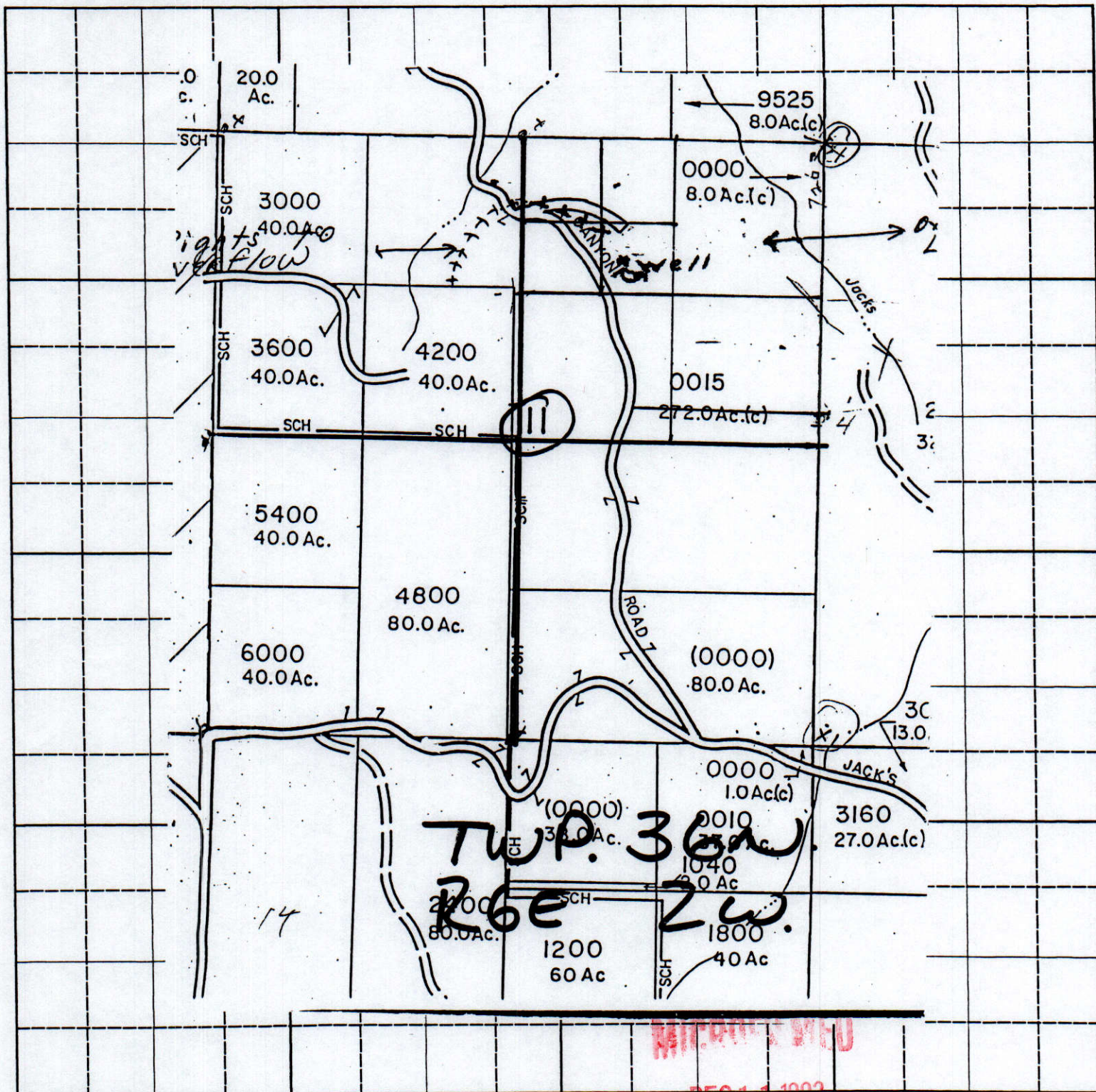
85-07574

McCormick

MICROFILMED

JUN 12 1998

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



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

Richard J. McCormick
(Applicant)

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 85-07574

Priority: August 4, 1992

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that LESLIE R MC CORMICK
RICHARD J MC CORMICK

1619 G ST

LEWISTON ID 83501

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 4, 1992; and has submitted Proof of Beneficial Use on October 29, 1997. An examination indicates that the works have a diversion capacity of 0.020 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	0.02 CFS	1.2 AF
----------	----------------	----------	--------

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 11, Township 36N, Range 02W
NEZ PERCE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

36N 02W 11

NWNE

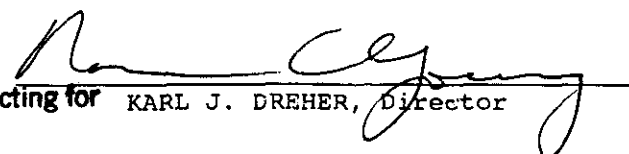
CONDITIONS OF APPROVAL AND REMARKS

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 shall 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 11TH day of JUNE, 1998

MICROFILMED

JUN 12 1998


Acting for KARL J. DREHER, Director

FOR OFFICE USE ONLY
Amt. of Fee \$: _____
Receipt No. _____
Receipt By: _____
Date Received: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 29 1997

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder ~~has~~ ^{has 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. 85-07574 Telephone No. (208) 836-5676 HOME
(208) 743-2636 OFFICE

2. Name(s) of Permit Holder(s): RICHARD J. McCORMICK / LESLIE R. McCORMICK

3. Mailing Address: 1619 G STREET, LEWISTON, IDAHO 83501-2018

4. Source of Water: WELL If GROUNDWATER (well), Date Drilled: mo. 7 / yr. 1990

a. Well Driller: UHLENKOTT WELL DRILLING Drilling Permit Number: 85 - 90 - N - 8

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): 2-6 HORSES

Irrigation (No. of acres): 1/2 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: .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 X
Has the measuring device been installed? Yes _____ or No X
Flow Measurement Port: Is a flow measurement port required? Yes _____ or No X
Has the measurement port been installed? Yes _____ or No X

8. Fee Enclosed: \$ N/A (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: RICHARD J. McCORMICK Telephone Number: (208) 836-5676 HOME
(208) 743-2636 OFFICE

Address: 1619 G STREET, LEWISTON, IDAHO 83501-2018

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: Richard J. McCormick Date: 10/27/97
(include your title, if on behalf of company or organization)

MICROFILMED

JAN 12 1998

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 85-07574

Proposed Priority: August 4, 1992 Maximum Diversion Rate: 0.04 CFS

This is to certify, that **LESLIE R MC CORMICK**
RICHARD J MC CORMICK
1619 G ST
LEWISTON ID 83501

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/01 to 11/30	0.04 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION: SENWNE , Sec. 11, Township 36N, Range 02W
NEZ PERCE County

<u>PLACE OF USE:</u>	<u>IRRIGATION</u>			
<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
36N 02W 11	NWNE 3			3
			Total number of acres irrigated:	3

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/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. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
5. Domestic use is for 1 home.

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

30th day of October, 1992

APPROVED

DEC 11 1992

[Signature]
for R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Richard J. and/or Leslie R. McCormick Phone (208) 743-2636
Post office address 1619 G Street, Lewiston, Idaho 83501

2. Source of water supply Ground water - Well which is a tributary of N/A

3. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 11 Township 36N Range 2W B.M. Nez Perce County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.04 for Irrigation purposes from 3/1 to 11-30 82m
(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. Description of ditches, flumes, pumps, headgates, etc. Pump to be installed - Expect 2
1,200 GAL RESERVOIR

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 6 inches; proposed depth of well is 428 feet.

d. Is ground water with a temperature of greater than 90°F being sought? NO

Permit
Issued
5/30/90
Well
Drilled

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).

DEC 11 1992

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

- a. Hydropower; show total feet of head and proposed capacity in KW. N/A
- b. Stockwatering; list number and kind of livestock. Anticipated future usage-estimated 2 horses, 5-10 head of cattle
- c. Municipal; show name of municipality. N/A
- d. Domestic; show number of households. One
- e. Other; describe fully. Irrigation

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	
36N	2W	11		3															3
		11		D															
		11		S															

Total number of acres to be irrigated 3

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? Richard J. and Leslie R. McCormick
- b. Who owns the land to be irrigated or place of use? Richard J. and Leslie R. McCormick
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. N/A

12. Remarks: 5 years required for completion of work - Power has to be run to property - House constructed - Waterlines installed

RECORDED
DEC 11 1992

Refer to enclosed aerial, section and quadrangle maps.

[illegible]

DEC 1 1 1992

Richard J. McCann
(Applicant)

Received by LBH Date 8/4/92 Time 12:30 PM Preliminary check by AB
Fee \$ 30.00 Receipted by LBH # N5667 Date 6/24/92
Publication prepared by LBH Date 8/12/92 Published in 8/20-27/92
Publication approved LBH Date 8/3/92

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:

RECORDED

DEC 11 1992

TRIBUNE PUBLISHING COMPANY, INC.
The Lewiston Morning Tribune
505 C St., P.O. Box 957
Lewiston, Idaho 83501
(208) 743-9411

Date 082792 INVOICE No. LD0336771

Account No. 864750 WATER RIGHT

Description 36771NOTIC

Times 2 Lines 52

Tab Lines

**LEGAL ADVERTISING
INVOICE**

SOLD TO:

\$ 58.50

DEPT OF WATER RESOURCES
1910 NW BLVD SUITE 210
COEURDALENE
ID 83814

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer To Invoice by No. Only.

RECEIVED

AFFIDAVIT OF PUBLICATION

**NOTICE OF APPLICATION FOR
WATER RIGHT**

The Following application(s) have
been filed to appropriate the public
waters of the State of Idaho:
85-07574

MC CORMICK, LESLIE R
MC CORMICK, RICHARD J
1619 G ST
LEWISTON, ID 83501
Source: GROUNDWATER
Diversions Pt: SENWNE Sec 11 T
36N R 02W in NEZ PERCE County.
Use: IRRIGATION (.040 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 8/4/1992
In: NEZ PERCE County
T36N R02W S11 NWNE
3.0 ACRES TOTAL
85-07576

MC CORMICK, RICHARD J
MC CORMICK, LESLIE R
1619 G ST
LEWISTON, ID 83501
Source: SPRING Tributary: SINKS
Diversions Pt: SENWNE Sec 11 T
36N R 02W in NEZ PERCE County.
Use: IRRIGATION (.080 CFS)
IRRIGATION FROM STOR-
AGE (10.00 AF)
STOCKWATER (.040 CFS)
STOCKWATER FROM STOR-
AGE (1.40 AF)
Total Diversion: (.080 CFS)
Date Filed: 8/4/1992
In: NEZ PERCE County
T36N R02W S11 NENW
2.0 ACRES TOTAL

For additional information con-
cerning 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 Wa-
ter Resources, Northern Region,
1910 Northwest Blvd., Suite 210, Co-
eur d' Alene, Idaho 83814 on or be-
fore SEPTEMBER 8, 1992.

R. KEITH HIGGINSON, Director
Published: 8/20/1992 & 8/27/1992

SEP 03 1992
NORTHERN REGION
IDWR

STATE OF IDAHO, ss.
County of Nez Perce

Yvette Crosby, being duly sworn,
deposes and says, I am the Legal Clerk
of the Tribune Publishing Company, a corporation organized and existing
under and by virtue of the laws of the State of Idaho, publishers of the
LEWISTON MORNING TRIBUNE, a newspaper of general circulation
published at Lewiston, Nez Perce County, Idaho; That the said Lewiston
Morning Tribune is an established paper and has been published regular-
ly and issued regularly at least once a day for more than 21 consecutive
years next immediately preceding the first publication of this notice, and
has been so published uninterrupted for said period; that the

NOTICE OF APPLICATION

attached hereto and which is made a part of this affidavit was published in
the said Lewiston Morning Tribune, 2 time(s). Publication be-
ing on 082092, or once a
WEEK for 2 consecutive WEEKS, the first
publication thereof being on the 082092, and the last pub-
lication thereof being on the 082792, and said

NOTICE OF APPLICATION

was so published in the regular and entire issue of said newspaper and
not in a supplement thereof and was so published in every issue and
number of the said paper, during the period and times of publication as
set forth above.

SUBSCRIBED AND SWORN BEFORE ME THIS THE 1st
day of September 1992

RECORDED
DEC 11 1992

Sheral M. Smith

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.



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

June 11, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

LESLIE R MC CORMICK
RICHARD J MC CORMICK
1619 G ST
LEWISTON ID 83501

RE: WATER RIGHT NO. 85-07574

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.

MICROFILMED

JUN 12 1998

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.

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley Walter Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 11th day of June, 1998, 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. 85-07574

LESLIE R MC CORMICK
RICHARD J MC CORMICK
1619 G ST
LEWISTON ID 83501


Kari Lynn Townsend
Secretary

MICROFILMED

JUN 12 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 85-07574 DATE 6/4/98 REVIEWER: SHARLA

NAME Change/OK
 Address OK
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV OK Change (P39 /P47) Add (P45/P42) Feds - P40
 W32 (multiple in 1/4)
 W36 (overlap)
 W59 (subd. desc)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PLACE OF USE OK Change (P41/P47) Add (P41/P42) Feds - P43
 W60 (subd. desc)
 W27 (ppu acre limit)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PD & PU amend (P37) Feds - P48

RATE OF DIV
 Permitted Rate .04 cfs
 Fee limit OK cfs NO FEE
 Measured OK cfs
 Theoretical .02 cfs
 Recommended Total Div Rate .02 cfs

WATER USES	<u>OK</u>	Change (P46)	
<u>Dom</u>	<u>.02</u> cfs	<u>1.2</u> af	Irrig - overlap (R58-R61, R62-R65, R66-R69)
_____	_____ cfs	_____ af	supp. gw (WB7/065/079)
_____	_____ cfs	_____ af	overlap spec. combined rts (W35)
_____	_____ cfs	_____ af	<1acre (W31)
_____	_____ cfs	_____ af	Domestic (W01/VB5/070/071/075)
TOTALS	<u>.02</u> cfs	<u>1.2</u> af	Power (W42 or W43/025/027/R22 or R23)
			Fish (042) Fire (077) Wtr Quality (081/R07)

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

REMARKS _____

ADD'L CONDITIONS _____ Watermaster Control WD# _____
 _____ GW Measurement/Measuring Device
 _____ Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority yes no SRBA Claim N/A Adjust Memo _____
 Amend letters _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAY 28 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 85-07574

1. Owner: Leslie & Richard J. McCormick Phone No. (208) 743-2636

Current Address: 16196 St. Lawrence Rd 83501

2. Accompanied by: Leslie McCormick EXAM DATE: 5-19-98

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: _____

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
		SE	NW	NE	11	36N	02W	NEZ PERCE	U.S.G.S. 7.5 min Quad

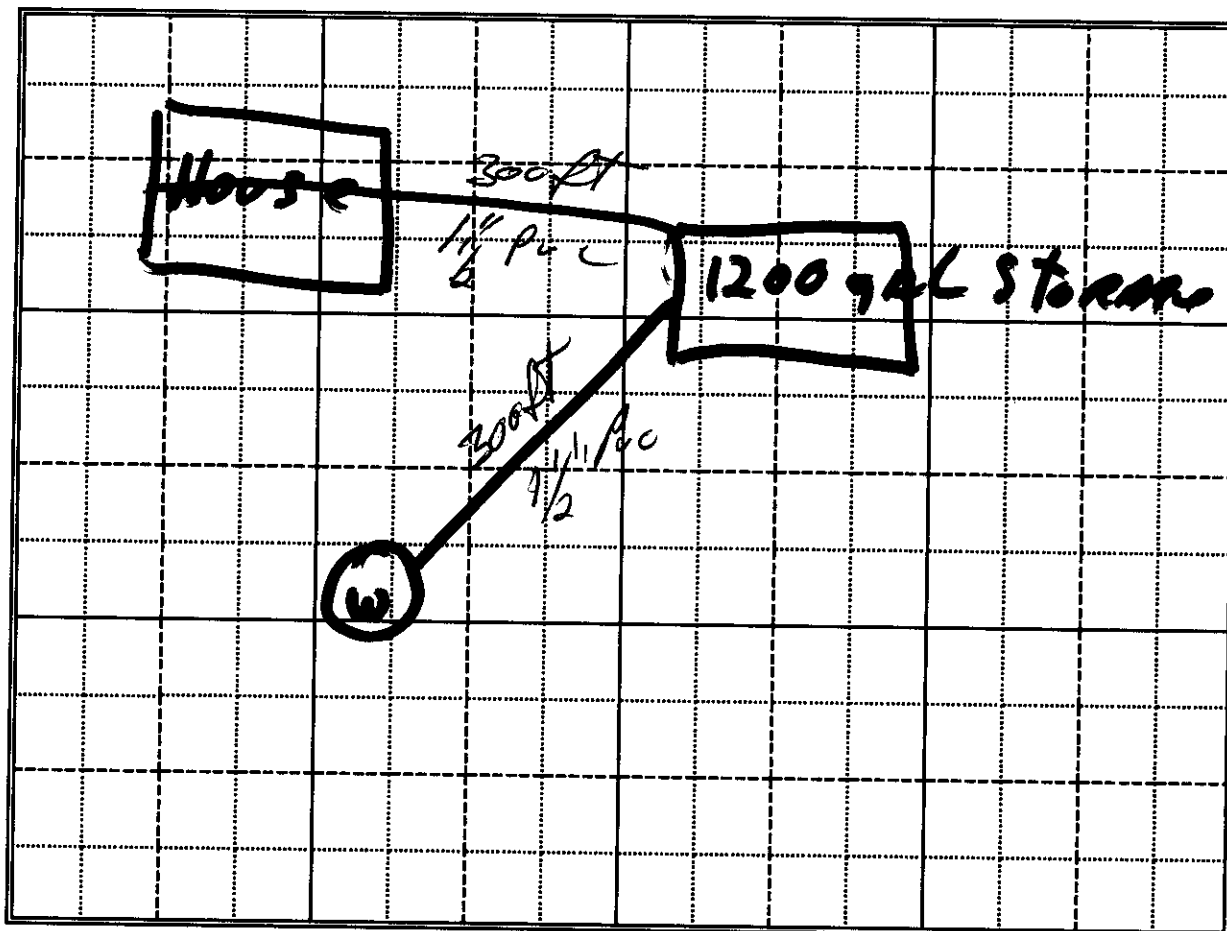
2. Place(s) of Use:

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	
36N	02W	11		D															

MICROFILMED
JUN 12 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	2	28222 not legible	Sub	1 1/2"

*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 12 1998

This image shows a single page 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.

JUN 12 1998

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

Theoretica

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>0.02</i>	<i>1.2</i>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<i>0.02</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. AUTHENTICATION

Field Examiner's Name *Wayne Balch* Date *5-26-98*

Reviewer _____ Date _____

SEAL

MICROFILMED

JUN 12 1998

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 85-07574

DATE: 26-MAY-98

COMPLETE BY: WAYNE BALDWIN

HORSEPOWER = 2

PUMP EFFICIENCY = 70%

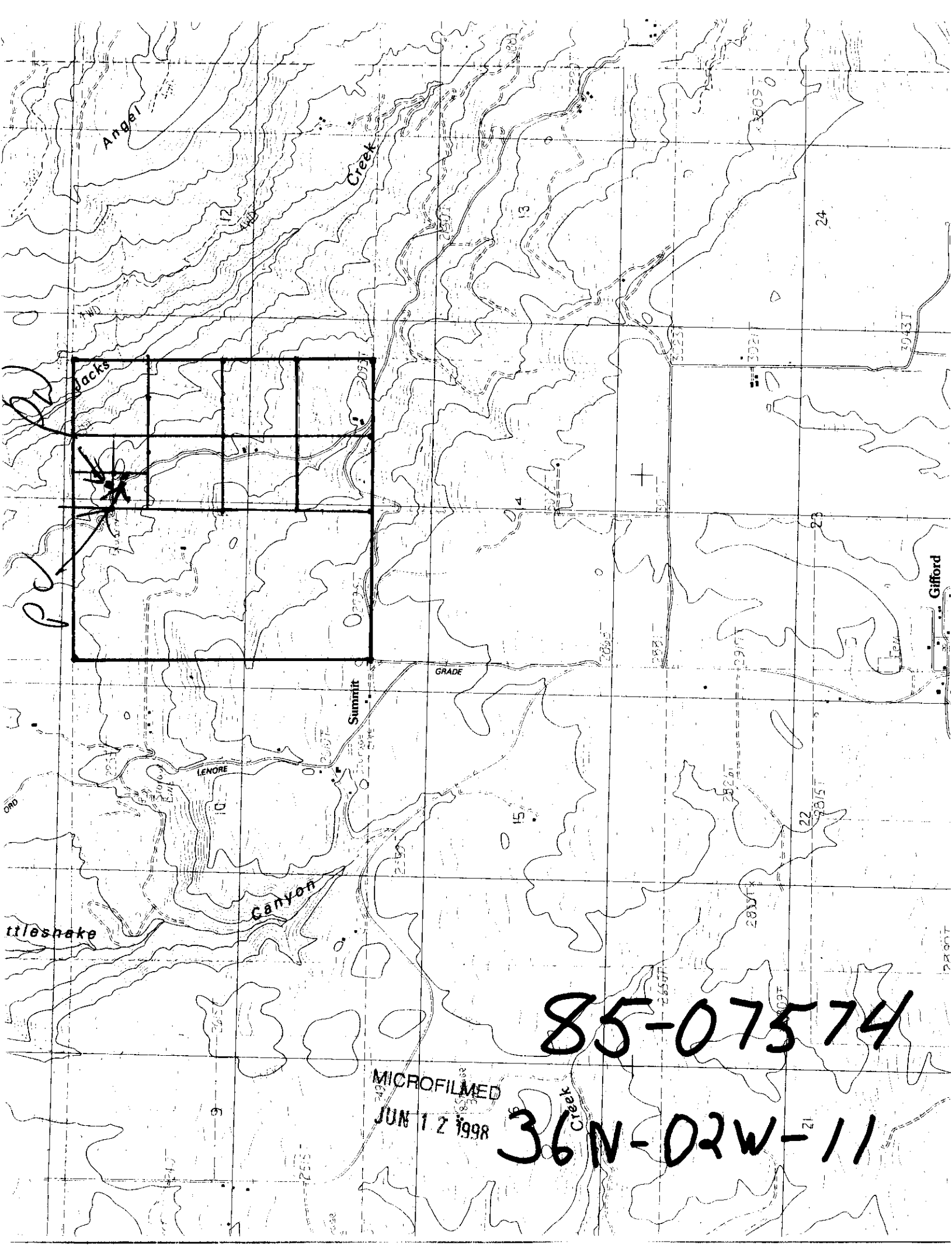
DYNAMIC LIFT = 428 FEET

SYSTEM PRESSURE = 50 PSI

QUANTITY = 0.02 CFS

MICROFILMED

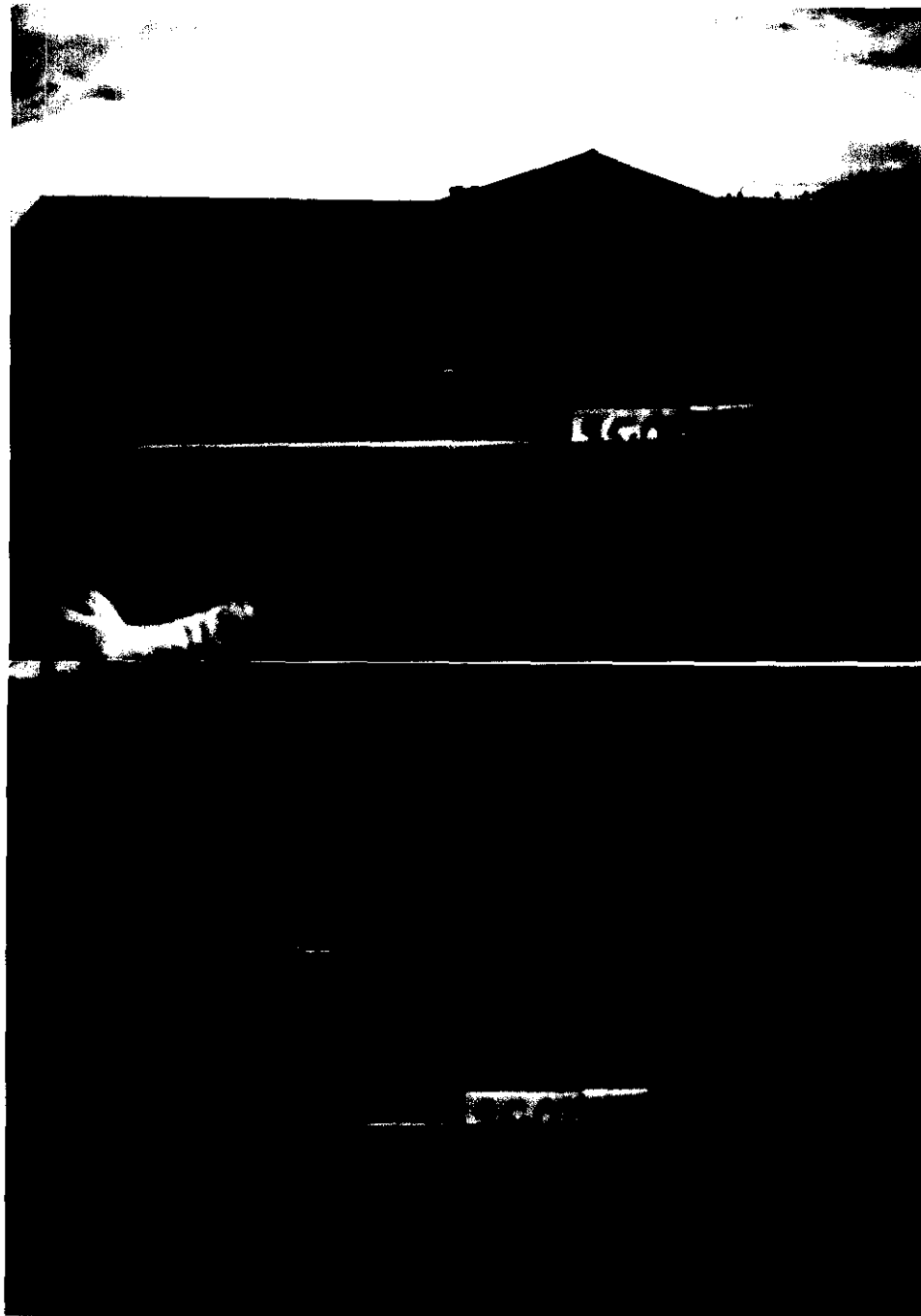
JUN 12 1998



85-07574

MICROFILMED
JUN 12 1998

36N-02W-11



PO
Domestic

PO

85-07574

McCoernick

MICROFILMED

JUN 12 1998

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 85-07574 Reviewed by Jay Date 11-25-97

GENERAL CONSIDERATIONS

TYPES OF USE

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

SOURCE OF WATER

 Surface water source
✓ Ground water source
yes Drilling permit required?
no Copy in the file? Drilling Permit No. 85-90-N-0008-000
? Amount paid for permit Correct?
no Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

NO Required?
 Amount Submitted
 Correct?
NA Required?
 Installed?
 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>
Date proof due	<u> </u>
No. of days late	<u> </u>
Priority Date	<u> </u>
New Priority Date	<u> </u>

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address X Proof Made 10-29-97



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 2, 1997

LESLIE R MCCORMICK
RICHARD J MCCORMICK
1619 G ST
LEWISTON ID 83501

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 85-07574

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.

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

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED
JAN 12 1998

September 30, 1997

LESLIE R MC CORMICK
RICHARD J MC CORMICK
1619 G ST
LEWISTON ID 83501

PROOF DUE NOTICE

RE: PERMIT NO. 85-07574

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 December 1, 1997. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

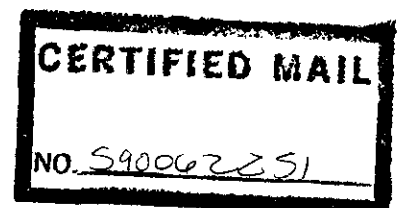
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED
JAN 12 1998



FROM

Glen

TO

File 85-07374

DATE

10-09-97

~~SUBJECT~~

- Permit holder called & advised he will submit a request for ext of time for 2 yrs.

MICROFILMED

JAN 12 1998



SIGNATURE



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 3, 1992

LESLIE R MC CORMICK
RICHARD J MC CORMICK
1619 G ST
LEWISTON ID 83501

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 85-07574

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
Water Resource Agent

BLM:cz

Enclosures

MICROFILMED

DEC 11 1992

APPLICATION FOR PERMIT REVIEW

BfM

Application #: 85-7574 Date: 10-28-92 Reviewer: Brenda Miller

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
 LT. 0.2 cfs - No measurement required <flow chart>
 Drilling Permit:
 <Approved> w/permit - P99 *Well drilled 1/5-30-90*
 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: - 12-01-1997

Other Conditions/Remarks: -

Salmon-Clearwater-Exempt-GW

No. a
4/87-06/92n

U. S. DEPARTMENT OF WATER RESOURCE.
APPROPRIATION APPLICATION ANALYSIS SHEET

APPLICATION # _____

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

APPLICANT: MCCORMICK, RICHARD BY: AB DATE: 8/11/92

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
☒ Dam information requested
or not requested
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)

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: 8/14/92

☒ (Include Moratorium Remark)

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

8/15/92 Advertised in: San Joaquin

County of: NEZ PERLE

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 *****

(Yes) (No)

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

Checked by: _____ Date: ____/____/____

Remarks: _____

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

(Yes) (No)

- ☐ Notice of pending void order issued. Final order response date: ____/____/____
- ☐ Further information required from applicant
- ☒ Affidavit of publication received
- ☒ Application published correctly, If not, record action taken: _____
- ☒ Publication dates and paper recorded on application
- ☒ Protests received. Final protest date: 9/8/92
- ☐ Measuring device required
- ☐ Measuring port required
- ☐ Special conditions: _____
- ☐ Special conditions of approval supplement and/or cover letter attached:

RECEIVED
SEP 14 1992

Department of Water Resources

Approval Recommended by: AB

Date: 9/5/92

85-07574

MC CORMICK, LESLIE R
MC CORMICK, RICHARD J
1619 G ST
LEWISTON, ID 83501

Source: GROUNDWATER

Diversion Pt: SENWNE Sec 11 T 36N R 02W in NEZ PERCE County.

Use: IRRIGATION (.040 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)

Date Filed: 8/ 4/1992

In: NEZ PERCE County
T36N R02W S11 NWNE

3.0 ACRES TOTAL

RECORDED

DEC 11 1992



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) 765-2088

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

August 13, 1992

Mr. and Mrs. Richard McCormick
1619 G Street
Lewiston, Id. 83501

Re: 85-7574, 85-7575, and 85-7576

Dear Mr. and Mrs. McCormick:

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

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

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

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

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

Sincerely,

Allen Beardslee
Sr. Water Resource Agent

RECEIVED

DEC 11 1992

July 14, 1992

Mr. Richard McCormick
1619 G St
Lewiston, ID 83501

RE: Water Rights.

Dear Sir:

We are returning your four Applications for Permit along with Receipt Number N005607 for the amount of \$120.00.

As we discussed earlier, I have made the following modifications to your water right filings:

1. Combined the two filings associated with the diversion from the spring on Hasenoshrl's property onto one Application for Permit form.
2. Listed the legal description for your well to the nearest 10 acre tract, the Place of Use to a 40 acre tract and changed the diversion rate to 0.04 CFS (18 GPM).
3. Filed a Snake River Basin Adjudication Claim to represent the historical in-stream stockwater use dating back to 06/01/1900, instead of the Application for Permit.

The fee for the Snake River Basin Adjudication Claim is \$75.00 (\$25.00 filing fee and \$50.00 late fee). The two Applications for Permit are \$30.00 each. The total filing fee is \$135.00.

Please review all of the information on these filings, make any necessary changes, sign the Snake River Basin Adjudication Claim before a Notary Public and send them back to this office with \$15.00 to cover the filing fees.

Your Application for Permit for Springs tributary to Jacks Creek will be placed on hold until the Clearwater Moratorium for new water rights is lifted.

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

Thank you,

ALLEN BEARDSLEE
SR. WATER RESOURCE AGENT

Enclosures: 4 Applications for Permit & 1 Snake River Basin Adjudication Claim.

RECORDED

DEC 11 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. _____

\$30-

To appropriate the public waters of the State of Idaho

1. Name of applicant Richard J. and/or Leslie R. McCormick Phone (208) 743-2636

Post office address 1619 G Street, Lewiston, Idaho 83501

2. Source of water supply Ground water - Well which is a tributary of N/A

3. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____

Sec. 11 Township 36N Range 2W B.M. Nez Perce County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.04 for Irrigation purposes from 04/01 to 11/01 (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) _____ and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump to be installed - Expect 3
1,200 GAL RESERVOIR

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 6" inches; proposed depth of well is 428 feet.

d. Is ground water with a temperature of greater than 90°F being sought? NO

7. Time required for the completion of the works and application of the water to the _____ is

5 years (minimum 1 year).

Permit
Issued
5/30/90
Well
Drilled

NOT RECORDED

DEC 11 1992

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

- a. Hydropower; show total feet of head and proposed capacity in KW. N/A
- b. Stockwatering; list number and kind of livestock. Anticipated future usage-estimated 2 horses, 5-10 head of cattle
- c. Municipal; show name of municipality. N/A
- d. Domestic; show number of households. One
- e. Other; describe fully. Irrigation

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	
36N	2W	11		3															3
		11		D															
		11		S															

Total number of acres to be irrigated 3

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

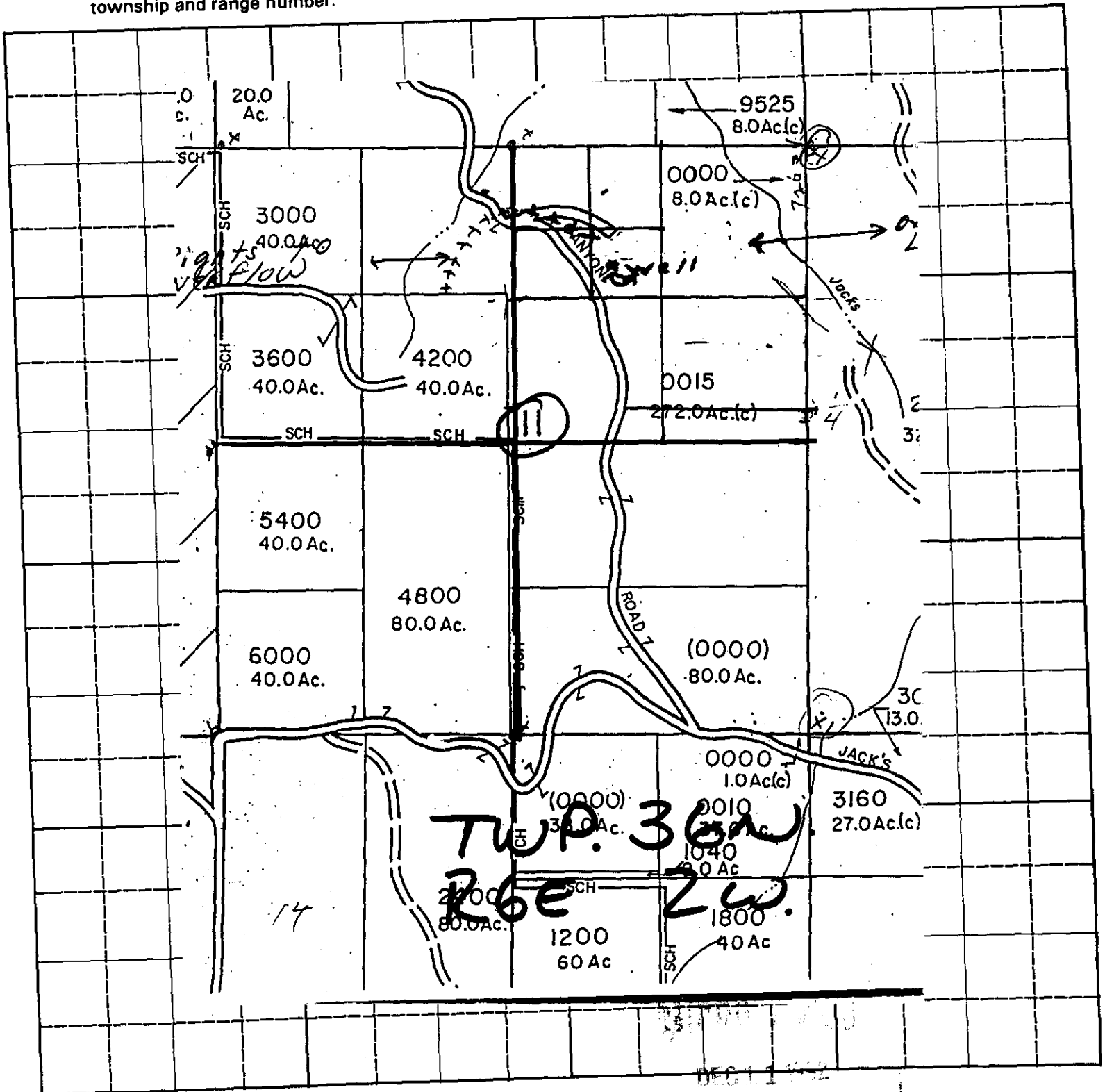
11. a. Who owns the property at the point of diversion? Richard J. and Leslie R. McCormick
- b. Who owns the land to be irrigated or place of use? Richard J. and Leslie R. McCormick
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. N/A

12. Remarks: 5 years required for completion of work - Power has to be run to property - House constructed - Waterlines installed

DEC 11 1992

Refer to enclosed aerial, section and quadrangl maps.

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.

Richard J. McCormick
(Applicant)

Received by PM Date 6/23/92 Time 11:5AM Preliminary check by _____
Fee \$ 30.00 Receipted by PM # N5667 Date 6/24/92
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

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:

DEC 1 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. _____

To appropriate the public waters of the State of Idaho

1. Name of applicant Richard J. and/or Leslie R. McCormick Phone (208) 743-2636
Post office address 1619 G Street, Lewiston, ID 83501
No diversion to storage
2. Source of water supply Spring which is a tributary of Jacks Creek
3. Location of point of diversion is 1/4 of N/E 1/4 of N/W 1/4 of S/E 1/4 of S/W Lot _____
Sec. 11 Township 35N Range 2W B.M. Nez Perce County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .04 for Storage purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .04 for Irrigation purposes from 04/01 to 11/01 (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) .08 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 1 to 1 1/2 HP pump - Pond presently in
place - Spring is inside the pond
b. Height of storage dam 12 feet; active reservoir capacity 8 acre-feet; total
reservoir capacity 8 acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet.
d. Is ground water with a temperature of greater than 90°F being sought? No
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).

RECEIVED
DEC 11 1992

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

- a. Hydropower; show total feet of head and proposed capacity in KW. N/A
- b. Stockwatering; list number and kind of livestock. Anticipated future usage - 2 horses, 5-10 head of cattle
- c. Municipal; show name of municipality. N/A
- d. Domestic; show number of households. N/A
- e. Other; describe fully. Irrigation

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	
36N	2W	11					2												2
		11					S												

* Four acres total will be irrigated from pond

Total number of acres to be irrigated 2*

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? Richard J. and Leslie R. McCormick
- b. Who owns the land to be irrigated or place of use? Richard J. and Leslie R. McCormick
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

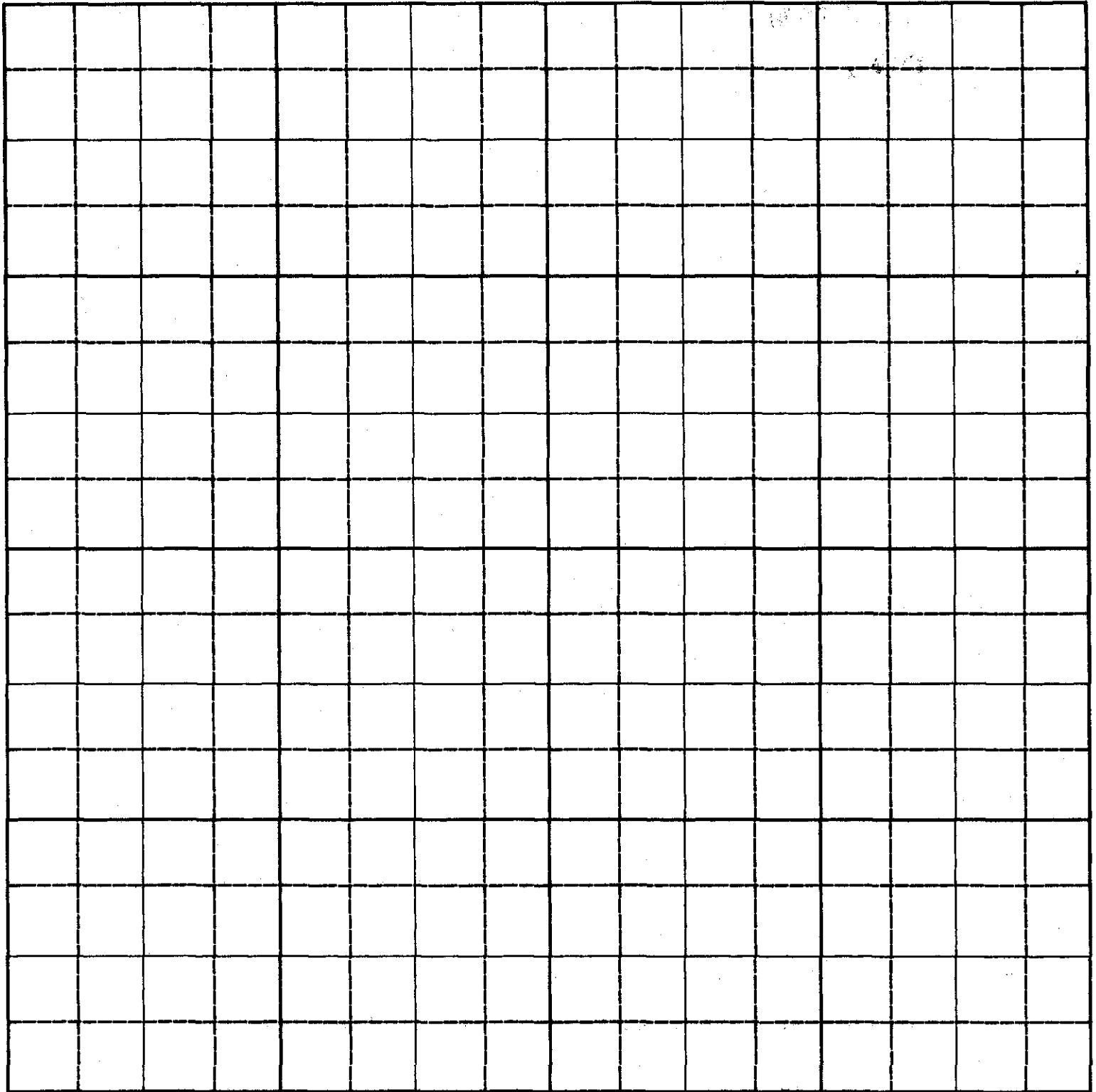
12. Remarks: It is our understanding that the Pond has been in place since at least the 1960s, probably earlier. If this is important, please advise and we will try and obtain a more specific date.

MICROFILMED

DEC 11 1992

Refer to enclosed aerial, section and range maps.

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.

Richard J. Mc Cormick
(Applicant)

RECORDED

DEC 11 1992

Received by pm Date 6/23/92 Time 11:15 AM Preliminary check by _____
Fee \$ 30.00 Received by pm # N 5607 Date 6/24/92
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

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 11 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region Office

1910 Northwest Blvd. * Suite 210 * Coeur d'Alene, Id. * 83814 * (208) 765-4639

Cecil D. Andrus
Governor

R. Keith Higginson
Director

December 26, 1990

Mr. Richard McCormick
1619 G St.
Lewiston, Id. 83501

Dear Mr. McCormick:

I have enclosed the appropriation applications we discussed on the telephone today. Item #4 is completed differently on the pond application than is shown in the instructions.

Water will be used for the following purposes:

Amt 0.04 cfs for Diversion to Storage fm 1/1 to 12/31 (both dates inclusive)
Amt 0.08 cfs for Irrigation purposes fm 4/1 to 11/1 (both dates inclusive)
Amt 2.0 AF for Storage for Irrigation fm 1/1 to 12/31 (both dates inclusive)
Amt 2.0 AF for Irrigation fm storage fm 4/1 to 11/1 (both dates inclusive)
Amt 2.0 AF for Storage for Stockwater fm 1/1 to 12/31 (both dates inclusive)

The preceding example indicates that:

1). Water will be taken from spring A and placed into storage at the rate of 0.04 cfs, this water will be diverted from January through December of each year. Since Spring B is in the pond there is no diversion to storage from that spring.

2). Water will be taken from spring A and B and used for irrigation at the rate of 0.04 cfs for each spring. This water will be diverted from April through November of each year.

3). The water will also be diverted at a rate of 0.02 cfs for Stockwater storage purposes from January through December of each year.

2.0 acre feet of the water will be stored from January through December of each year for irrigation purposes.

2.0 acre feet of the water may be removed from storage from April until November of each year for irrigation purposes.

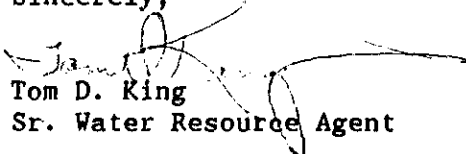
RECEIVED

DEC 11 1992

Mr. McCormick
Page Two
December 26, 1990

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

Sincerely,



Tom D. King
Sr. Water Resource Agent

Enc: App (3)
Inst.

DEC 11 1992