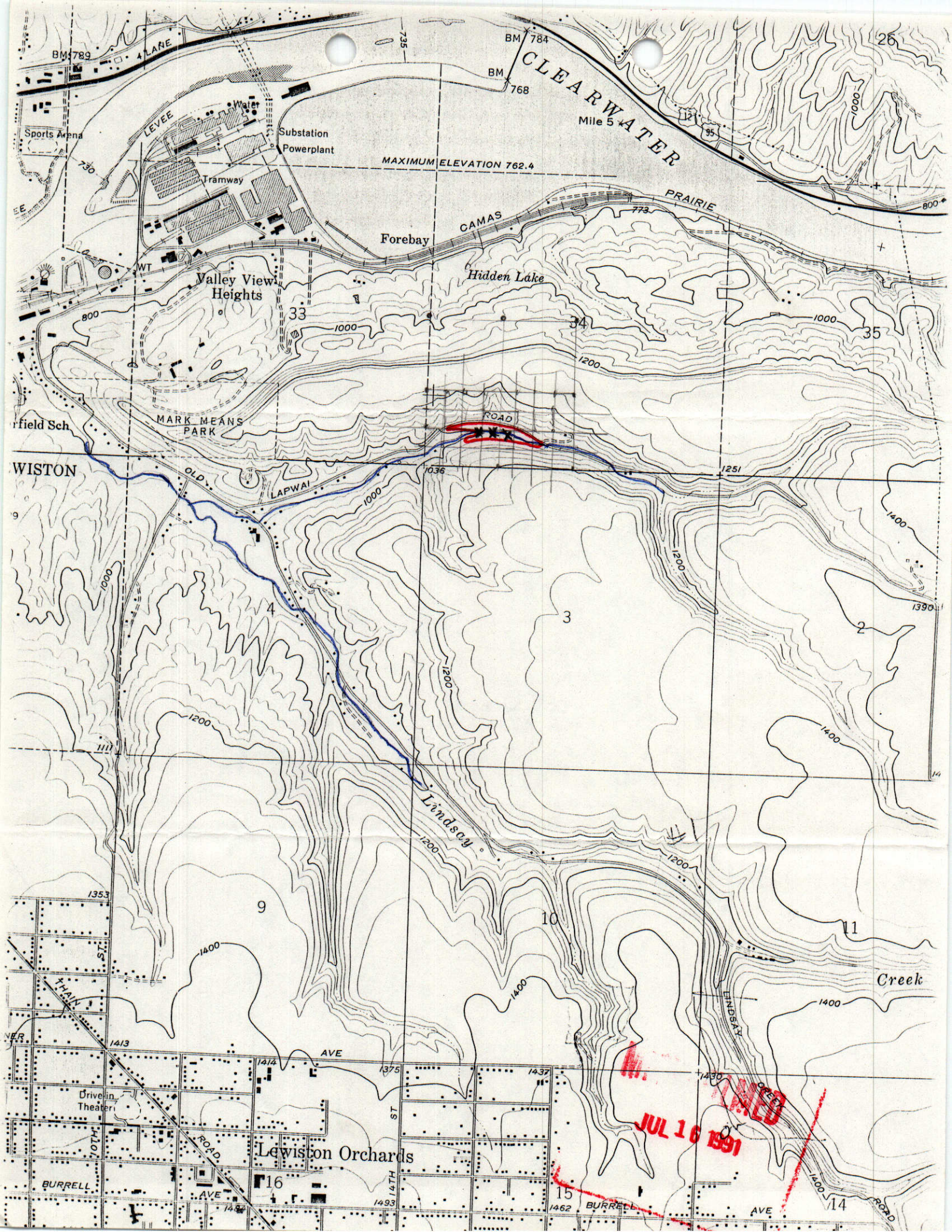




13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

all water diversion and use is within area
marked in Red on supplied map



SEE ATTACHED

MICROFILMED

JUL 16 1991

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.

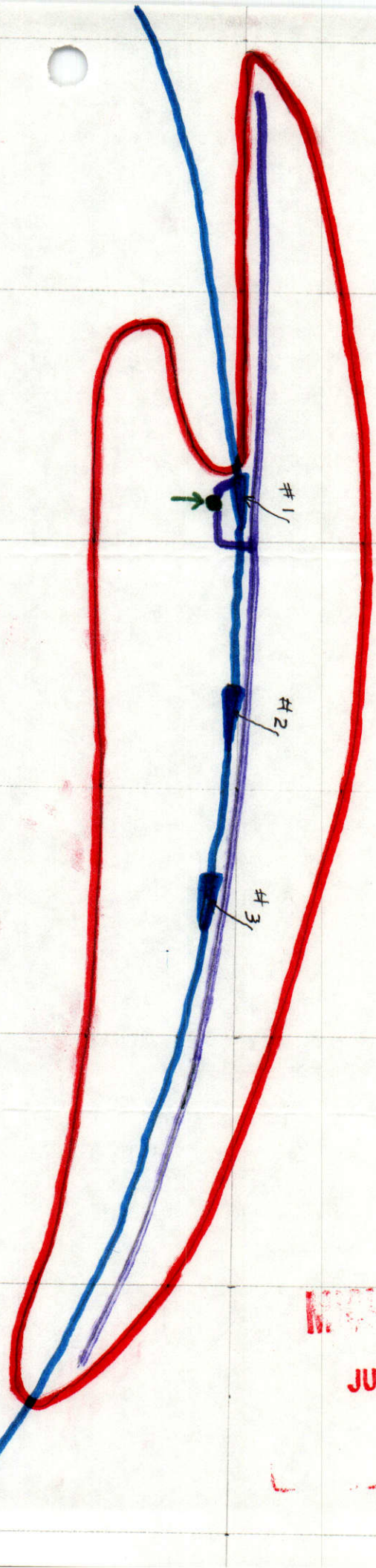
Carroll G. Fairbairn

(Applicant)

— Boundary of Property to Be
 installed
 Pipe line
 Stream with roads
 Pump location

RECEIVED

JUL 16 1991



NOTICE OF APPLICATION FOR WATER RIGHT

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

85-07557
FINCH, JR., VURRELL G.
FINCH, JR., KRISTIE C.
601 BRYDEN ST.
LEWISTON, ID 83501
Source: UNNAMED STREAM
Tributary: LINDSAY CREEK
Diversion Pt:

SESWSW Sec 34 T 36N
R 05W
SWSW Sec 34 T 36N
R 05W

Use: IRRIGATION
(.200 CFS)
IRRIGATION SOTRAGE
(.200 AF)
IRRIGATION FROM STOR-
AGE (2.00 AF)
Total Diversion:
(2.00 CFS) (2.00 AF)

Date Filed: 2/15/1991
In: T36N R05W S34 SWSW SESW
10.0 ACRES TOTAL

85-07558
ROBERTS, THOMAS C.
ROBERTS, VICKI A.
TURNER, RAY D.
TURNER, GERALDINE A.
225 PRESTON
LEWISTON, ID 83501
Source: GROUNDWATER
Diversion Pt:

NENWSE Sec 23 T 35N R 05W
Use: IRRIGATION (.080 CFS)
DOMESTIC (.130 CFS)
Total Diversion:
(.210 CFS)

Dated Filed: 2/20/1991
In: T35N R05W S23 NWSE
4.0 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
Water Resources, Northern REgion,
1910 Northwest Blvd., Suite 210, Co-
eur d'Alene, Idaho 83814 on or before
MARCH 25, 1991.

R. KEITH HIGGINSON, Director

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Nez Perce

Perm Book 4/16

Sue Baumeister

deposes and says, I am the Legal Clerk, being duly sworn,
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 030791

WEEK for 2 consecutive WEEKS, or once a
publication thereof being on the 030791, the first
publication thereof being on the 031491, and the last pub-
lication thereof being on the 031491, 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.

Sue Baumeister

SUBSCRIBED AND SWORN BEFORE ME THIS THE 21

RECEIVED

MAR 22 1991

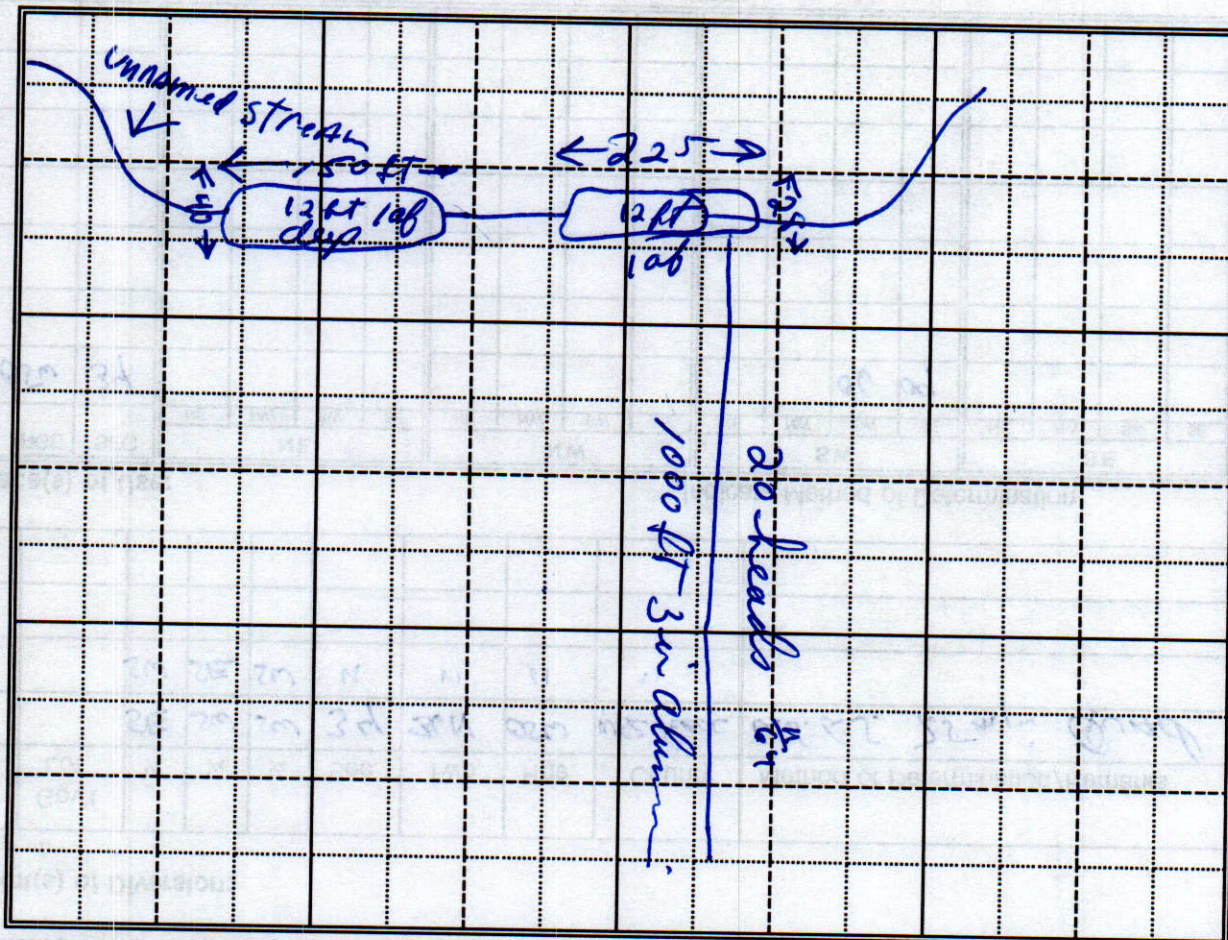
NORTHERN REGION
IDWR

1991

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

MICROFILMED
JUL 16 1991

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



Scale: 1" = NTS

____ 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
	BALDOR	7.5	Jmm 3219T	Not Legible	2 in

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

D. FLOW MEASUREMENTS

1.

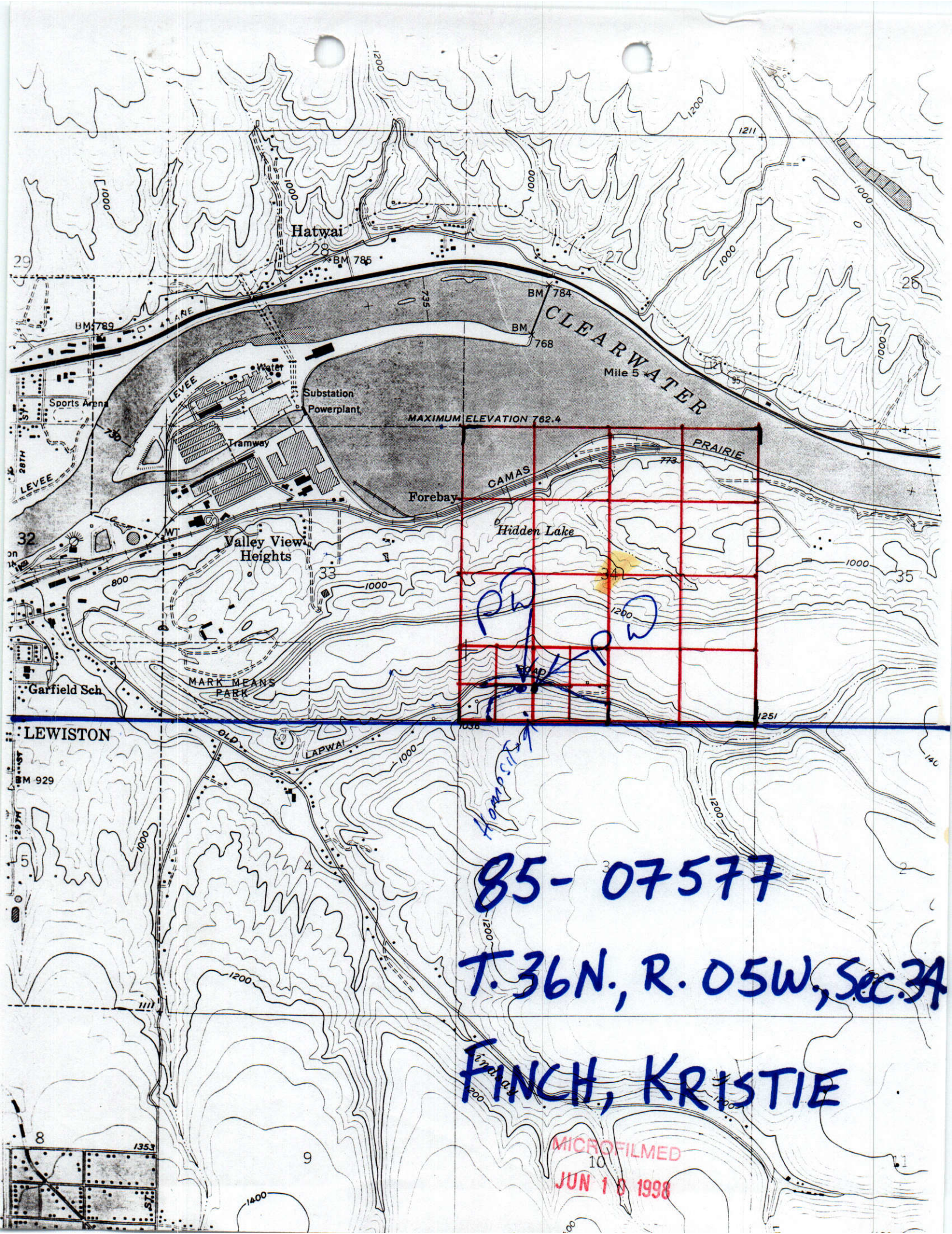
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

MICROFIL D

JUN 10 1998

RECEIVED

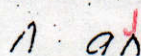


85-07577

T. 36N., R. 05W., Sec. 34

FINCH, KRISTIE

MICROFILMED
JUN 10 1998



JUN 10 1998

PERMIT #

~~85-078715~~

85-07871



MICROFILMED

JUN 10 1998

PERMIT # 85-07577



Pump

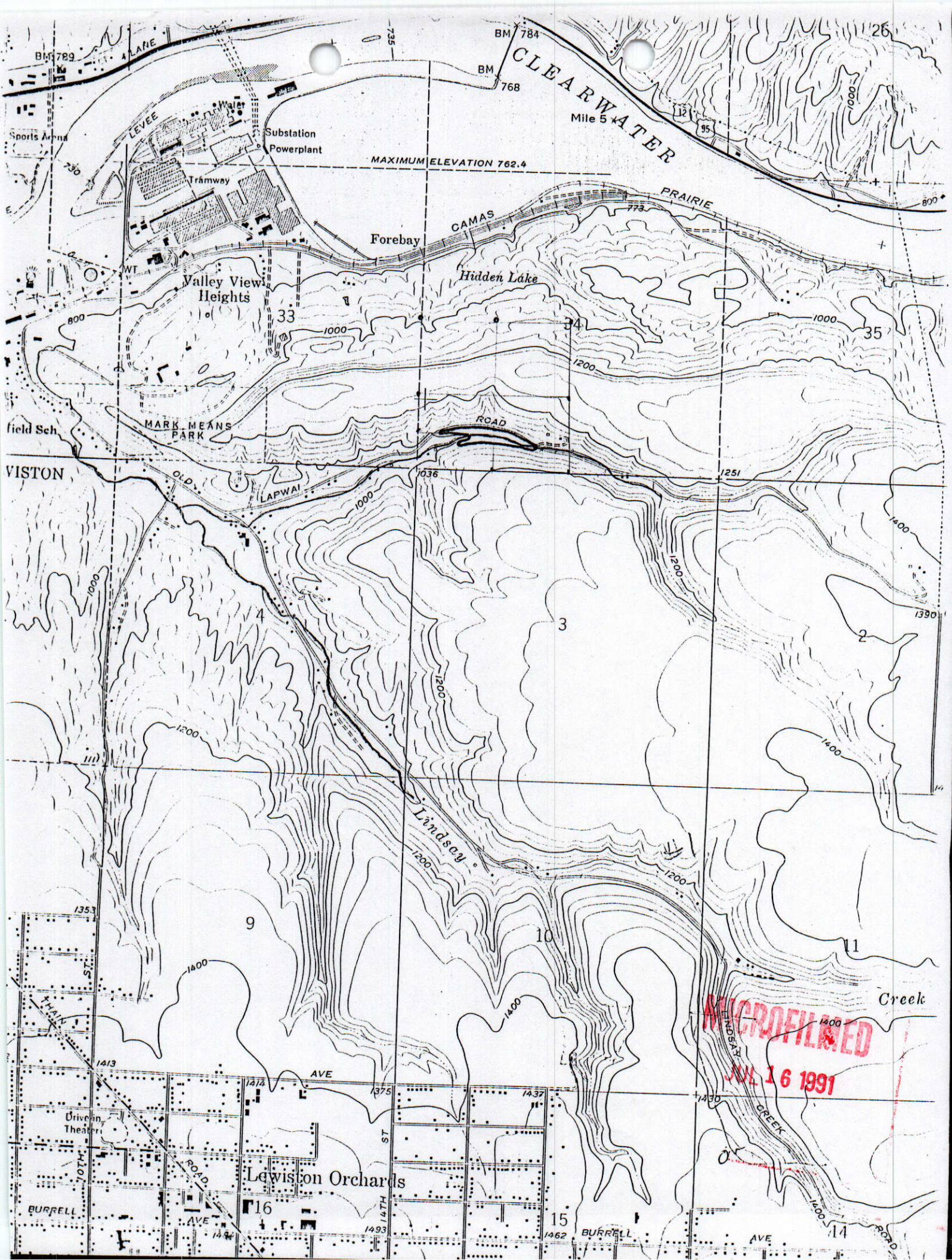


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MICROFILMED

JUN 10 1998



MICROFILMED
JUL 16 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 85-07557

Priority: February 15, 1991

Maximum Diversion Rate:

0.20 CFS

Maximum Diversion Volume:

32.0 AF

This is to certify, that KRISTIE C FINCH
VURRELL G FINCH, JR.

601 BRYDEN ST
LEWISTON ID 83501

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 15, 1991; and has submitted Proof of Beneficial Use on May 3, 1993. An examination indicates that the works have a diversion capacity of 0.200 cfs of water from:

UNNAMED STREAM

tributary to LINDSAY CREEK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.20 CFS	30.0 AF
IRRIGATION STORAGE	01/01 to 12/31		2.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		2.0 AF
	Totals	0.20 CFS	32.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 34, Township 36N, Range 05W
SESW , Sec. 34, Township 36N, Range 05W
NEZ PERCE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
36N	05W	34	SWSW 6	SESW 4		10

Total number of acres irrigated: 10

PLACE OF USE:

IRRIGATION FROM STORAGE, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that 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.

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JUN 10 1998

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 85-07557

CONDITIONS OF APPROVAL AND REMARKS

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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

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 27TH day of FEBRUARY, 1998.

Acting for


KARL J. DREHER, Director

JUN 10 1998

RECEIVED
MAY 3 1993
Department of Water Resources

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 5-3-93
Receipt No. C027376
Receipt by af

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 85-07557 Telephone No. 208-743-7524
2. Name(s) of Permit Holder(s): Kristin L. & Vannell G Finch Jr.
3. Mailing Address: 601 Bayden Lewiston ID 83501
4. Source of Water: UNNAMED Stream - Trib to Lemhi creek

If GROUNDWATER, Well Driller's Name: _____ Date Drilled: _____

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 10 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.20 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly: per tele con Klg 5/3/93

Measuring device: Required? _____ Yes ✓ No _____ Installed? _____ Yes _____ No

OR

Flow Measurement Port: Required? _____ Yes ✓ No _____ Installed? _____ Yes _____ No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

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

Name Kristin or Vannell Finch Telephone No. 208-743-7524

Address 601 Bayden Lewiston ID 83501

10. The above information 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.

RECORDED

4-21-93
Date

Vannell G Finch Jr
Signature (and title, if on behalf of a company or organization)

MAY 21 1993
Cham

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 85-07557

Proposed Priority: February 15, 1991 Maximum Diversion Rate: 0.20 CFS
This is to certify, that KRISTIE C. FINCH

VURRELL G. FINCH, JR.
601 BRYDEN ST.
LEWISTON, ID 83501

has applied for a permit to appropriate water from:

UNNAMED STREAM

tributary of LINDSAY CREEK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.20 CFS	
IRRIGATION STORAGE	01/01 to 12/31		2.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		2.0 AF
	Totals	0.20 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SESWSW Sec. 34, Township 36N, Range 05W
SWSESW Sec. 34, Township 36N, Range 05W
NEZ PERCE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
36N	05W	34	SWSW 6	SESW 4		10

Total number of acres irrigated: 10

PLACE OF USE: IRRIGATION FROM STORAGE, 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 May 3, 1993.
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 permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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JUL 16 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 85-07557

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

1st day of May, 19 91.

R. Keith Higginson
for R. Keith Higginson, Director

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JUL 16 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Vurrell G and/or Kristie C Finch Jr. Phone 743-7524
Post office address 601 Bryden LEWISTON Id 83501
2. Source of water supply unnamed stream which is a tributary of Lindsay Creek
3. Location of point of diversion is ^{2 POINTS} SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 34 Township 36N Range 5W B.M. NEZ PERCE County; additional
points of diversion if any: SW 36 SW, SEC 34, T36N, R5W
4. Water will be used for the following purposes:
Amount .2 cfs for IRRIGATION purposes from MAY 15 to NOV 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 2 A.F. for Storage for Irrigation purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 2 A.F. for IRRIGATION FROM STORAGE purposes from 3/15 to 11/15 (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) .2 cubic feet per second and/or (b) 2 acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. A Brantley pump with 90 gal/min flow - 1300' 2" plastic pipeline 14
large lined flumes - 3 DAMS IN STREAM
b. Height of storage dams ³ 8' max feet; active reservoir capacity 2 acre-feet; total
reservoir capacity 2 acre-feet; period of year when water will be diverted to storage:
Jan. 1 to DEC 31 inclusive. **NOTED**
c. Proposed well diameter is _____ inches; proposed depth of well is JUL 16 1991 feet.
d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is:
2 years (minimum 1 year). I need Next Summer's dry time
to install concrete - then next summer before water
can be stored then the can be put overhead.

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	5W	34											6	4					10

Total number of acres to be irrigated 10

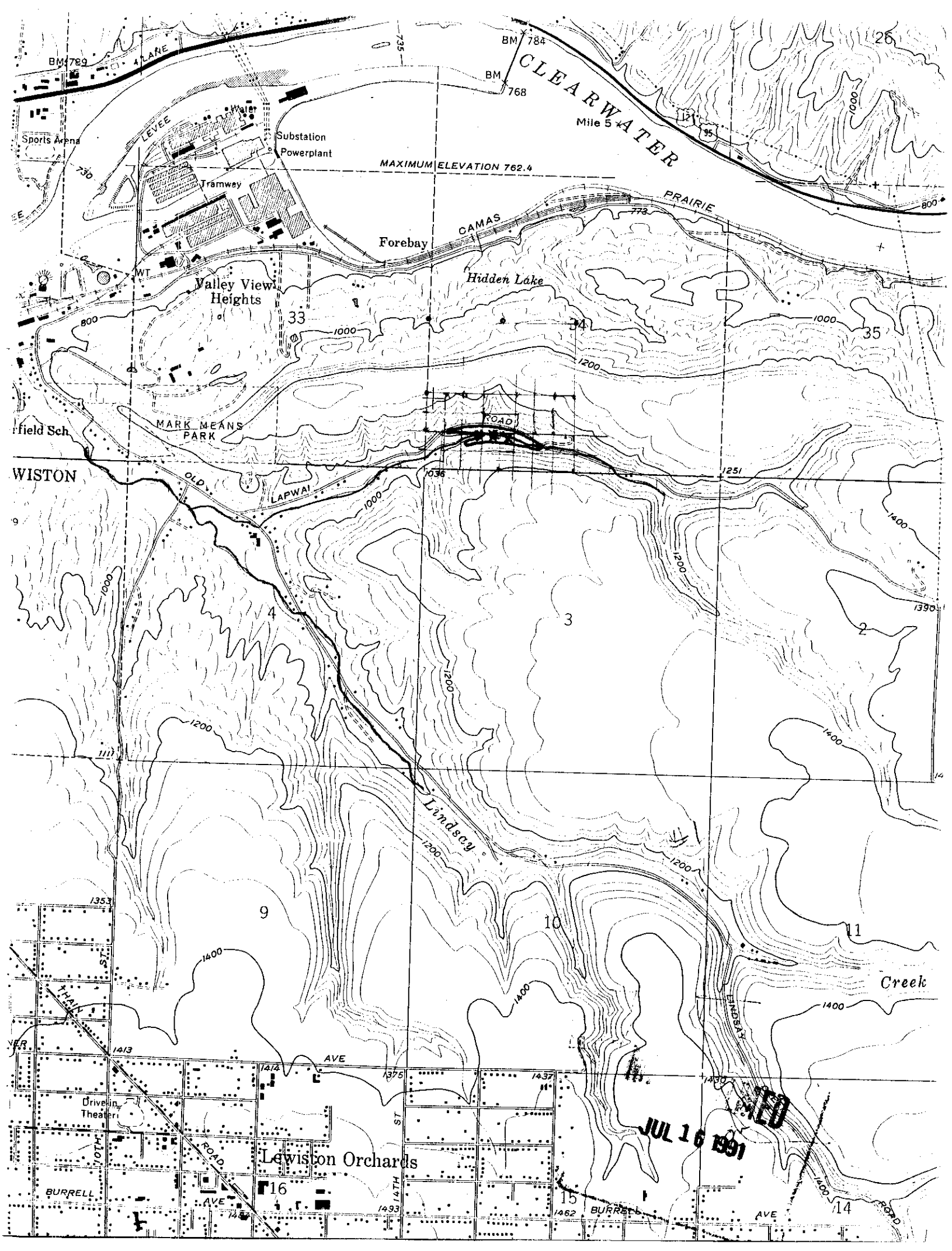
10. Describe any other water rights used for the same purposes as described above. NONE

- Who owns the property at the point of diversion? James E. Finckle & Karsten Finckle
- Who owns the land to be irrigated or place of use? same
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

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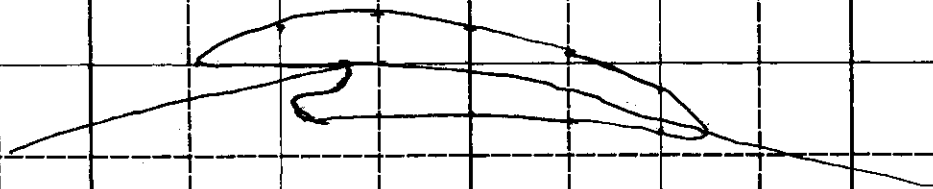
JUL 16 1991



BM 789
Sports Arena
LEVEE
Substation
Powerplant
Tramway
Valley View Heights
Field Sch
WISTON
MARK MEANS PARK
LAPWAI
FOREBAY
CAMAS
HIDDEN LAKE
CLEARWATER
Mile 5
PRAIRIE
ROAD
LINDSEY
Creek
JUL 16 1991
Lewiston Orchards
BURRELL
AVE
ST
HAT
16
15
14
13
12
11
10
9
8
7
6
5
4
3
2
1

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

all water diversion and use is within area
marked in red on supplied maps



SEE ATTACHED

MICROFILMED

JUL 16 1991

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.

Currell G. Fairbairn

(Applicant)

Received by [Signature] Date 2/15/91 Time 12:30 PM Preliminary check by TDR
Fee \$ 30.00 Receipted by [Signature] # N4312 Date 2/7/91
Publication prepared by [Signature] Date 2/7/91 Published in Sanitation News
Publication approved [Signature] Date 3/22/91

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 _____.

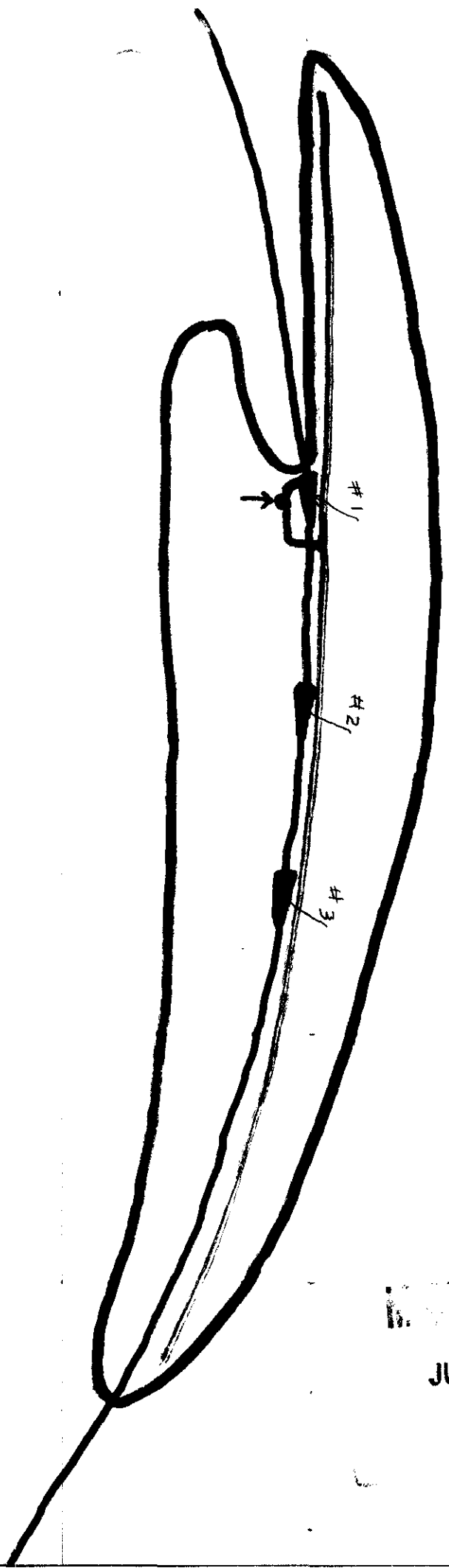
1. Approval of said application is subject to the following limitations and conditions:

- 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

JUL 16 1991

— Boundary of Property to Be
 Investigated
 Pipe Line
 — Steam well roads
 — Pump location



INVESTIGATED
 JUL 16 1991

23147
**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

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Diversion Pt:

SESWSW Sec 34 T 36N
R 05W
SWSESW Sec 34 T 36N
R 05W

Use: IRRIGATION

(.200 CFS)
IRRIGATION SOTRAGE
(2.00 AF)
IRRIGATION FROM STOR-
AGE (2.00 AF)

Total Diversion:
(2.00 CFS) (2.00 AF)
Date Filed: 2/15/1991
In: T36N R05W S34 SWSW SESW
10.0 ACRES TOTAL

85-07558
ROBERTS, THOMAS C.
ROBERTS, VICKI A.
TURNER, RAY D.
TURNER, GERALDINE A.
225 PRESTON
LEWISTON, ID 83501
Source: GROUNDWATER
Diversion Pt:

NENWSE Sec 23 T 35N R 05W
Use: IRRIGATION (.080 CFS)
DOMESTIC (.130 CFS)
Total Diversion:
(.210 CFS)

Dated Filed: 2/20/1991
In: T35N R05W S23
4.0 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
Water Resources, Northern Region,
1910 Northwest Blvd., Suite 210, Co-
eur d'Alene, Idaho 83814 on or before
MARCH 25, 1991.

R. KEITH HIGGINSON, Director

AFFID.

PUBLICATION

STATE OF IDAHO,
County of Nez Perce

Para Book 4/16

Sue Baumeister, 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 030791, or once a
WEEK for 2 consecutive WEEKS, the first
publication thereof being on the 030791, and the last pub-
lication thereof being on the 031491, and said

NOTICE OF APPLICATION

was 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.

Sue Baumeister

SUBSCRIBED AND SWORN BEFORE ME THIS 21

RECEIVED

MAR 22 1991

NORTHERN REGION
IDWR

1991

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

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

Date 2/22/91 INVOICE No. 23147

Account No. 964750 -07557

Description 23147NOTIC

Times 2 Lines 59

Tab Lines

LEGAL ADVERTISING INVOICE

SOLD TO:

ST OF ID-DEPT WATER RESOU
1910 NORTHWEST BLVD.
COEURDALENE
ID 83814

\$ 66.38

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

MAR 22 1991

NORTHERN REGION

T D W R

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, ss.
County of Nez Perce

Sue Baumeister, being duly sworn,
deposes and says, I am the Legal Clerk
of the Tribune Publishing Company, a corporation organized and existing
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set forth above.

SUBSCRIBED AND SWORN BEFORE ME THIS THE 21

1991

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

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Tributary: LINDSAY CREEK
Diversion Pt:

SESWSW Sec 34 T 36N
R 05W
SWSWSW Sec 34 T 36N
R 05W

Use: IRRIGATION (200 CFS)
IRRIGATION SOTRAGE (2.00 AF)
IRRIGATION FROM STOR-
AGE (2.00 AF)
Total Diversion:
(2.00 CFS) - (2.00 AF)

Date Filed: 2/15/1991
In: T36N R05W S34 SWSW SESW
10.0 ACRES TOTAL

85-07558
ROBERTS, THOMAS C.
ROBERTS, VICKI A.
TURNER, RAY D.
TURNER, GERALDINE A.
225 PRESTON
LEWISTON, ID 83501
Source: GROUNDWATER
Diversion Pt:

NENWSE Sec 23 T 35N R 05W
Use: IRRIGATION (.080 CFS)
DOMESTIC (.130 CFS)
Total Diversion:
(.210 CFS)

Dated Filed: 2/20/1991
In: T35N R05W S23 NWSE
4.0 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
Water Resources, Northern Region,
1910 Northwest Blvd., Suite 210, Co-
eur d'Alene, Idaho 83814 on or before
MARCH 25, 1991.

R. KEITH HIGGINSON, Director

MICROFILMED

JUL 16 1991

MEMO...



3-23-98

Ms. Townsend, RECEIVED
MAR 26 1998

Please be advised of
our address change -
DEPARTMENT OF WATER RESOURCES

Old address: 601 Bryden Ave.
Houston, Id. 83501

New address: 2264 Lapwai Rd
Houston, Id 83501

RE: Water Right # 85-07557

Water Right Holder Name =

Kristie C Finch
Vernell G. Finch Jr

Thanks for your help! Kristie

7-5-98

M E M O R A N D U M

DATE: March 9, 1998

TO: File 85-07557

FROM: Kari Lynn Townsend

RE: Returned Mail

=====

The water right license mailed in February 1998 was returned by the postoffice because of incorrect address.

I telephoned the right holder and was given the new address shown below.

2264 LAPWAI RD
LEWISTON ID 83501

I asked Mr. Finch to send us a notice of the new address in writing for our file and he agreed to do that. The license and accompanying paperwork were remailed today.

RE-EXAMINED
JUN 10 1998

RECEIVED

MAR 09 1998

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
1301 N. Orchard St.
P.O. Box 83720
Boise, ID 83720-0098
(208) 327-7900

To

LB5-07557
KRISTIE C FINCH
601 BRYDEN ST
LEWISTON

ID 83501

2264 Lapwai Rd
Lewiston 83501



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

February 27, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

KRISTIE C FINCH
VURRELL G FINCH, JR.
601 BRYDEN ST
LEWISTON ID 83501

RE: WATER RIGHT NO. 85-07557

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.

FILED

JAN 10 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.

ADVISORY

JUN 10 1938

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,



Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

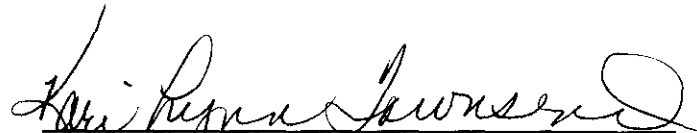
JUN 10 1988

CERTIFICATE OF MAILING

I hereby certify that on the 27th day of **February, 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. 85-07557

KRISTIE C FINCH
VURRELL G FINCH, JR.
601 BRYDEN ST
LEWISTON ID 83501


Kari Lynn Townsend
Secretary

NOTED
JUN 10 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 85-07557

DATE 2/24/98

REVIEWER: SHARLA

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

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U
Overlap file pulled & reviewed —

RATE OF DIV

Permitted Rate	<u>.20</u> cfs
Fee limit	<u>.20</u> cfs \$50 ⁰⁰
Measured	<u>.20</u> cfs
Theoretical	<u>.39</u> cfs @ 25' lift and 40 psi
Recommended Total Div Rate <u>.20</u> cfs	

ANNUAL VOLUME/ NATURE OF USES

1.65
1.74
3.4

Use <u>✓</u>	cfs	Volume Calc
<u>for</u>	<u>.20</u>	<u>10 x 3.0 = 30.0</u> af
<u>for</u>	<u>—</u>	<u>3.4 x 2.0</u> af
<u>for</u>	<u>—</u>	<u>3.4 x 2.0</u> af
<u>for</u>	<u>—</u>	<u>—</u> af
SUBTOTAL	<u>.20</u>	<u>33.4</u> af
		<u>32.0</u>

Flow rate .20 cfs X 246 days X 1.98 = 97.4 af

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

REMARKS

CONDITIONS — Watermaster Control WD# —

for GW Measurement/Measuring Device
for Overlap

— Use-specific conditions
Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed N/A
Adjustment Memo for volume

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 27 1998

Department of Water Resources

85-07557

A. GENERAL INFORMATION

Permit No. _____

1. Owner: Kristie C. & Vurrell G. Finch JR Phone No. 208-743-9524

Current Address: 601 Bryden, Lewiston ID 83501

2. Accompanied by: Vurrell Finch Jr EXAM DATE: 9-3-97

Address: Same as Above Phone No. _____

Relationship to Permit Holder: _____

3. Source: unnamed stream tributary to Dundee Creek

B. OVERLAP REVIEW

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

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SE	SW	SW	34	36N	05W	NE2 Recc	U.S.G.S. 7.5 min Quad
		SW	SE	SW	11	11	11	11	

2. Place(s) of Use:

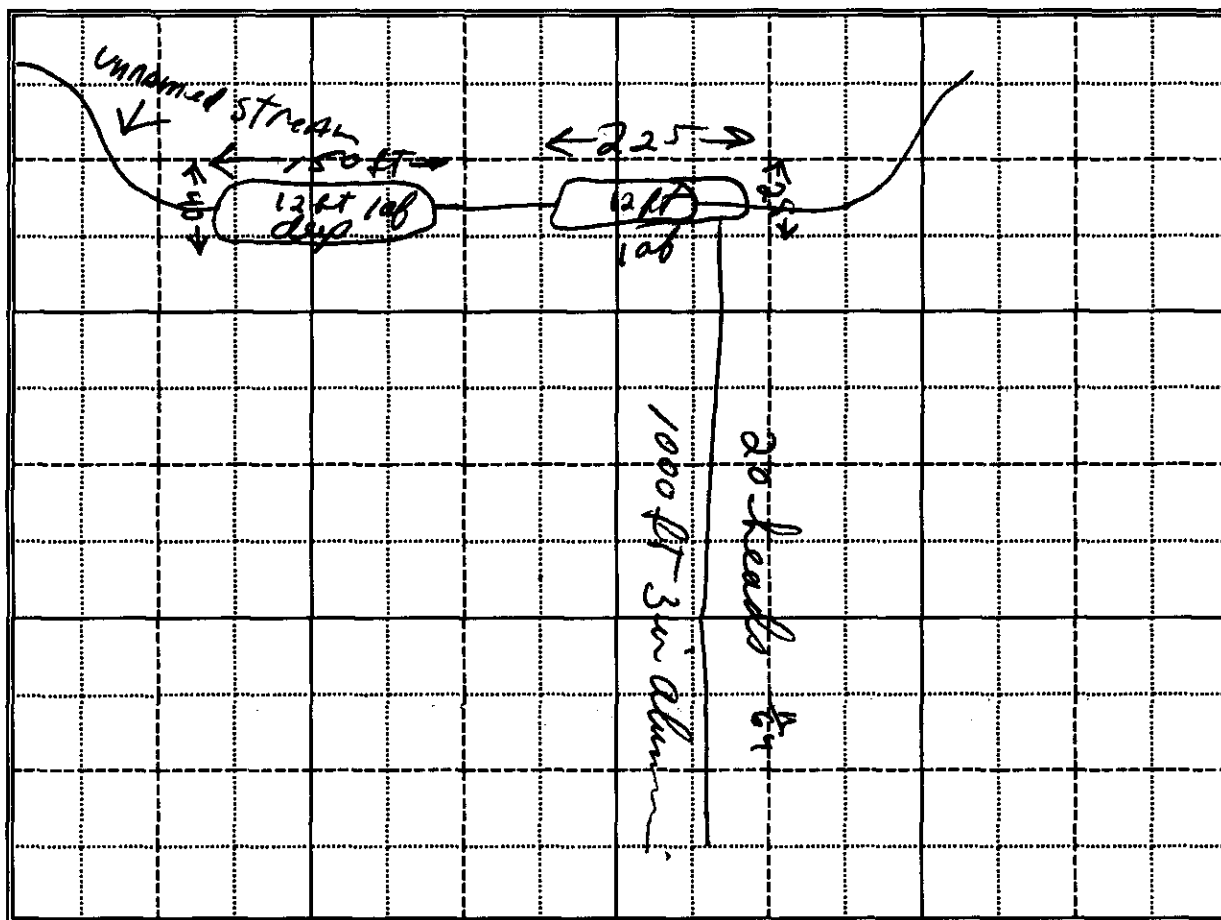
Indicate Method of Determination

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	05W	34											06	04					

ENCLOSURE

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" = NTS

____ 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
	Baldor	7.5	Jmm 3219T	Not Legible	2 in

*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:

82-01221

E. NARRATIVE/REMARKS/COMMENTS

The storage ponds were filled
in by heavy runoff, will be
re dredged this fall

Have conditions of permit approval been met? ☒ yes ☐ no

MID-LEVEL

JUN 10 1998

Additional Computation Sheets Attached

POYSONIC

[illegible]

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 10 \times 3 = 30$$

$$V_{D,R} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .2 (245) / 1.9835 = 97$$

$$V = \text{Smaller of } V_{IB} \text{ and } V_{DB} = 30$$

2. Volume Calculations for Other Uses:

 $\frac{225(28)(12)(6.6)}{43560} = 1af$

 $\frac{150(40)(12)(6.6)}{43560} = 1af$

1. Recommended Amounts

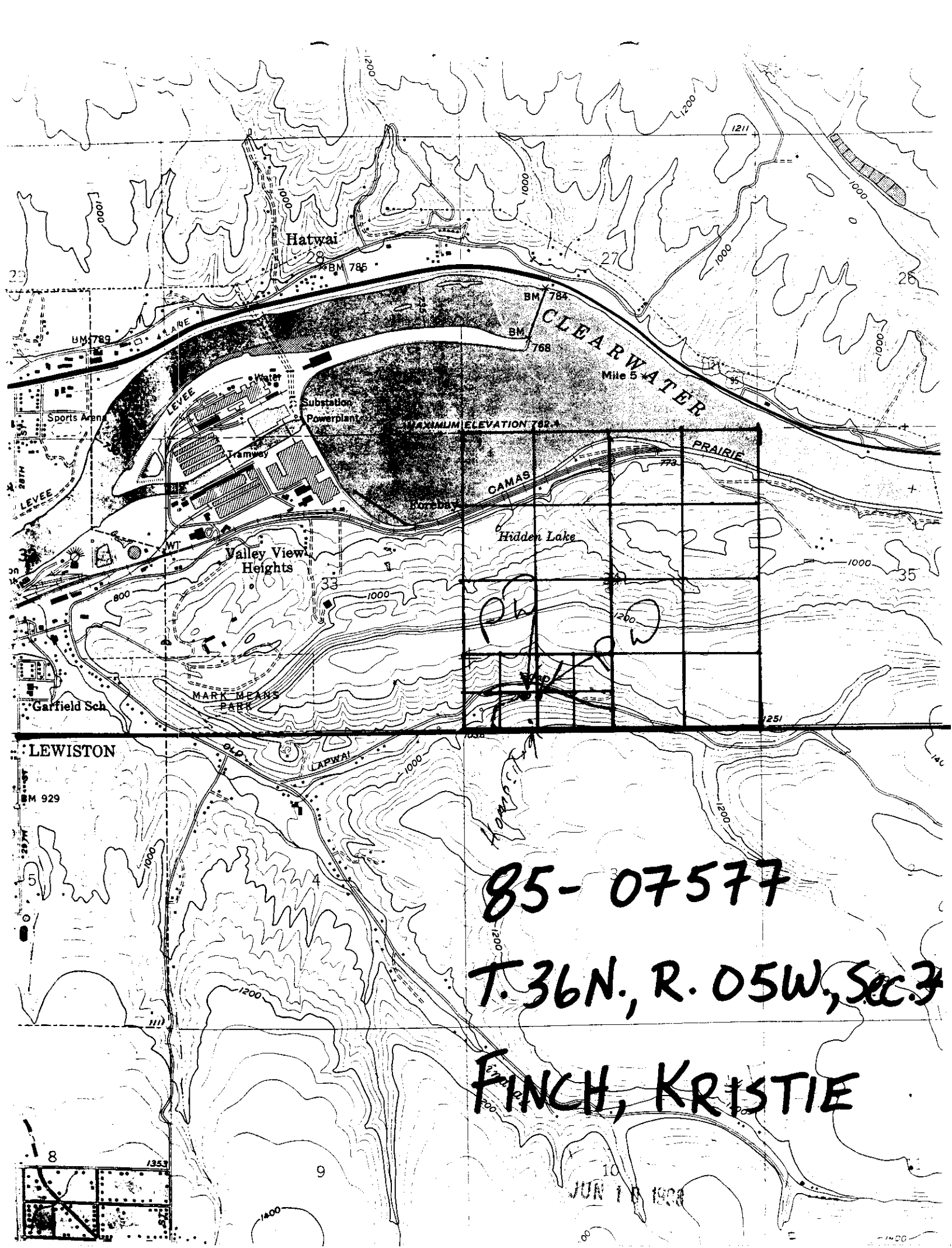
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation Storage	01-01	12-31		2.0 af
Irrigation from Storage	03-15	11-15	0.20	
Irrigation	03-15	11-15	0.20	30
Totals:			0.20	32

☐ 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

Field Examiner's Name Wayne Daldorf Date 9-17-97

Reviewer _____ Date _____

SEAL

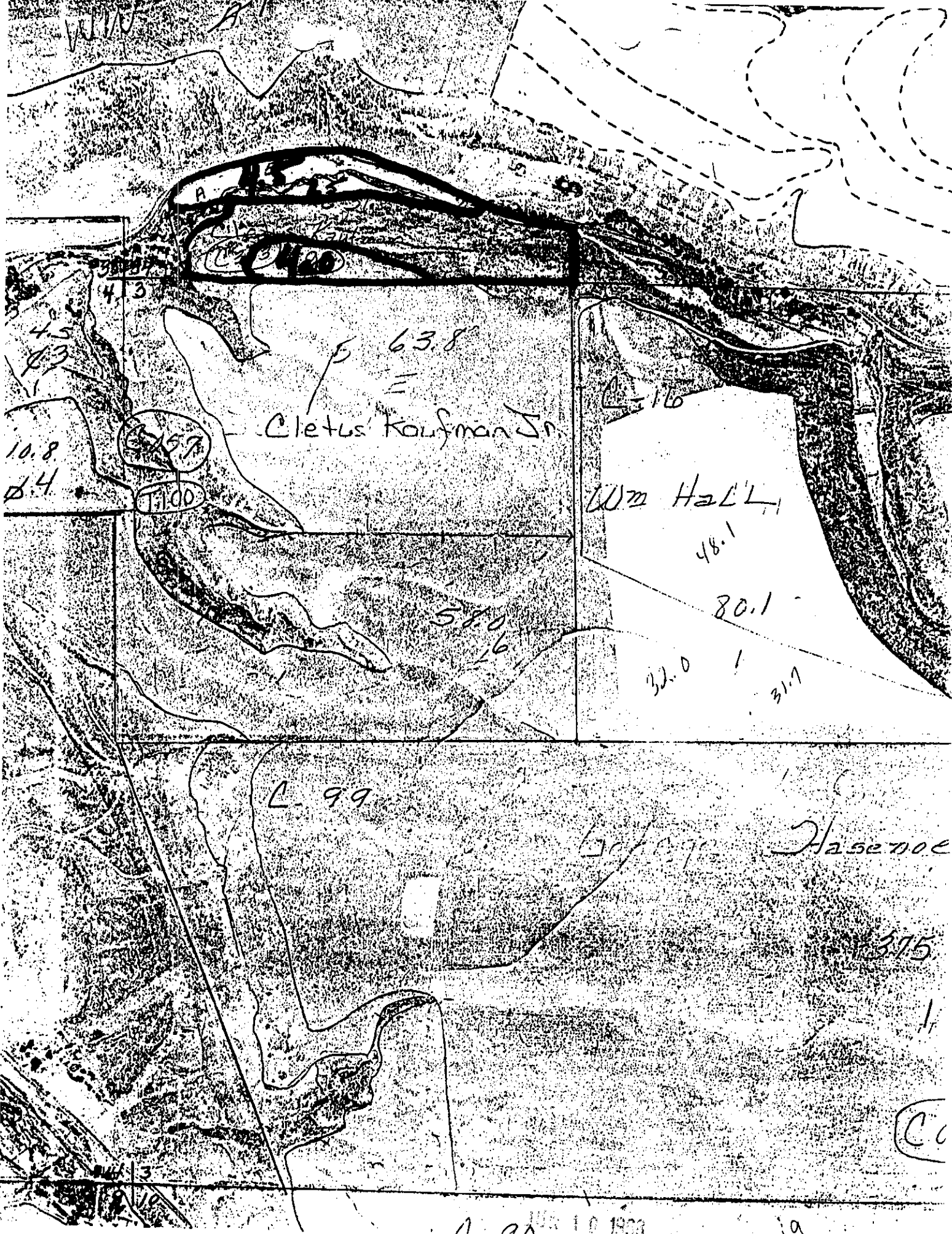


85-07577

T. 36N., R. 05W., Sec 3

FINCH, KRISTIE

JUN 10 1908



1 91

10 1900

69

PERMIT #

~~85-07871~~
85-07871



JUL 10 1988

PERMIT # 85-07577



May 7, 1993

KRISTIE C. FINCH
VURRELL G. FINCH, JR.
601 BRYDEN ST.
LEWISTON ID 83501

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 85-07557

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)765-4639.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECEIVED

MAY 21 1993

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 85-07557 Reviewed by llg Date 5/4/93

GENERAL CONSIDERATIONS

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

TYPES OF USE

irrigate - 10
Correct Uses? yes

SOURCE OF WATER

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

LICENSE EXAMINATION FEE

yes Required?
50 Amount Submitted
yes Correct?

MEASURING DEVICE

NA Required?
☐ Installed?
☐ Waiver requested?

PRIORITY CALCULATION

Date proof received NA _____
Date proof due _____ - _____
No. of days late _____ = _____
Priority Date _____ + _____
New Priority Date _____

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY

New Address _____

Proof Made 5/4/93
5/7/93 llg

February 28, 1993

KRISTIE C. FINCH
VURRELL G. FINCH, JR.
601 BRYDEN ST.
LEWISTON ID 83501

PROOF DUE NOTICE

RE: PERMIT NO. 85-07557

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 May 1, 1993. (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.

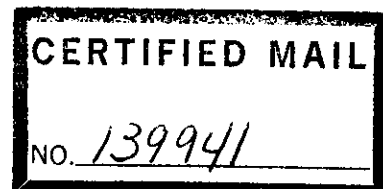
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



MICROFILMED

MAY 21 1993



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

May 3, 1991

KRISTIE C. FINCH
VURRELL G. FINCH, JR.
601 BRYDEN ST.
LEWISTON, ID 83501

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 85-07557

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,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

JUL 16 1991

APPLICATION FOR PERMIT REVIEW

Application #: 85-7557
Date: 4-30-91

Reviewer: Pam Skaggs ²⁸

- ✓ Existing:
- ✓ No - 26A-P17
 - Complete in 1 year - P16
 - Yes
 - Proof not submitted - P16
 - Proof submitted - N/A
 - Groundwater:
 - GT. 0.7 cfs - 01G-P03, 01C-P03(existing well)
 - LT. 0.7 cfs - N/A
 - Drilling Permit:
 - Approved w/permit - P99
 - Not included - 046-P23(All GW, even existing wells)
 - ✓ Location:
 - ✓ Water Districts - WD No. _____
 - Surface water - 005, 005-01H-P01(LT.7 w/pump)
005-01J-P08(GT.7)
 - 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(Cons.), 041(DCMI, w/Irr
or Irr & Dom)
 - Non Trust - 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 or 010, 09E-P10 & 054(req.)
 - ✓ Storage - 18A-for multiple measuring devices(In WD),
18B-P09(Size)
 - Rec. & Aesthetic - 027(Non-Consumptive)
 - Domestic - 021(restricted areas)
 - Ownership:
 - Non land owner - 004
 - Protested:
 - Agreement - 020
 - Minimum Stream Flow:
 - Overlapping uses - 029-P20
 - ✓ Beneficial Use Due Date: - 05-03-1993
 - Other Conditions Recommended _____

MICROFILMED

JUL 16 1991

APPLICANT: FINCH

(1). (✓) Name & Address: (If applicant is a corporation or partnership, names must be provided for the director, officers, and other partners.)

(2). (✓) Source: (See USGS Quad for names of water sources)

(3). (✓) Point of Diversion including county: (10 acre tract, Subd. lot & block)

(4). (✓) Quantity: (flow and/or volume)

(✓) Nature of proposed use: (Include description of use)

(✓) Period of use:

(5). (✓) Total Quantity: (flow and/or volume)

(6). (✓) Description of diverting works:

(7). (✓) Time required for beneficial use of water:

(8). (✓) Proposed uses:

(9). (✓) Place of use or acres irrigated:

(10). (✓) Other Water Rights:

(11). (✓) Ownership:

(13). (✓) Map:

(✓) Signature: (signator title required for corp., partnership, etc)

(✓) Fee: (Amount, receipt number and date recorded on application)

(✓) Acknowledgement Letter:

(✓) Overlap Review: Attachment? (Y) (N) ✓ Remarks? (Y) ✓ (N)

YES NO

☒ Field check required: Field check by: _____

☒ Field report attached: _____

☒ Critical groundwater area: _____

☒ Groundwater management area: _____

☒ Send dam safety information: _____

☒ Send letter for additional fish information: _____

☒ Send letter for additional power information: _____

☒ Within trust water boundary: (Attach Trust Water Supp. Analysis Sheet): _____

☒ Diversion greater than 5 cfs or 500 af, supp. analysis sheet attached: _____

☒ Well drilling permit required: _____

YES NO
☒ ☐ In form for advertising:
☒ Statewide advertising: (10.00 cfs or more, 1,000 AFA or more).

YES	NO		YES	NO	
—	☒	I.D. H & W	—	☒	U.S. BLM
—	☒	I.D. F & G	—	☒	U.S.F.S.
—	☒	I.D. Lands	—	☒	W District #
—	☒	Adj. Bur.	—	☒	G.W. Prot. Div.

RECEIVED
APR 16 1991

Department of Water Resources

Application Number 85-7557

FINAL REGIONAL PROCESSING REVIEW

YES NO

- ☒ ☐ Additional information received:
☐ ☒ Notice of pending void order issued: Final date of order response. _____
☐ ☒ Comments added
☐ ☒ Maps Copied
☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

- ☒ ☐ Publication dates and paper recorded on application:
☐ ☒ Protests received, Final date for protest 3/25/91
☐ ☒ Recommendations attached:
☐ ☒ Measuring device required:
☐ ☒ Measuring port required:
☐ ☒ Water delivered by water master? District # _____
☐ ☒ Special conditions of approval or cover letter: (see additional info. below)

Recommended Date of Priority 2-15-91

Recommended by: TDK RMA Date 4/11/91

STATE OFFICE REVIEW

See remarks for additional information. By _____ Date _____

REMARKS

85-04121 is for one acre in same 40 acre tract

85-07557

FINCH, JR., VURRELL G.
FINCH, JR., KRISTIE C.
601 BRYDEN ST.
LEWISTON, ID 83501

Source: UNNAMED STREAM

Tributary: LINDSAY CREEK

Diversion Pt: SESWSW Sec 34 T 36N R 05W
 SWSESW Sec 34 T 36N R 05W

Use: IRRIGATION (.200 CFS)
 IRRIGATION STORAGE (2.00 AF)
 IRRIGATION FROM STORAGE (2.00 AF)
 Total Diversion: (.200 CFS) (2.00 AF)

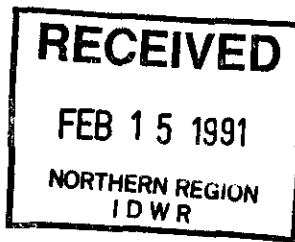
Date Filed: 2/15/ 1991

In: T36N R05W S34 SWSW SESW

10.0 ACRES TOTAL

RECORDED
JUL 16 1991

2-13-91



Mr. Tom King

Dear Sir:

I hope I can explain myself better after recieving your letter.

Item #3. My proposed point of diversion is at proposed pond
#1

Item #6. I expect to need to build three dams along the stream in order to hold enough water and still keep the size and impact of the dams to a minimum. The water flows in the stream during all the months of the year, although during July and August the flow is greatly reduced. But July and August are the months that you need the water the most, so some storage is wise.

I would divert the water from the lower pond, #1, by pumping from that pond to pressurize the pipeline. There is a spring that will give pond #1 more water than the others, but if needed, I could open headgates to let water from the upper ponds flow into the lower pond and then be pumped into the system.

Thank you.

A handwritten signature in cursive script, appearing to read "Joseph B. Smith". Below the signature is a rectangular stamp with the word "RECEIVED" in a bold, sans-serif font.

JUL 16 1991

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

February 12, 1991

Mr. Vurrell G. Finch Jr.
601 Bryden
Lewiston, Id. 838501

Re: Water Appropriation Application

Dear Applicant:

The Idaho Department of Water Resources has received your Application For Permit To appropriate The Public Waters Of The State Of Idaho and your filing fee in the amount of \$30.00 for which receipt #N-004312 is enclosed. However I regret to inform you that the application is not acceptable in its present form, so I am returning it to allow you to clarify or complete the following:

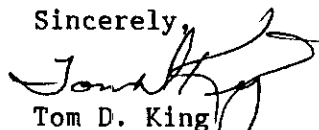
Item #3: The legal description of the point of diversion may be correct as stated, however, no point of diversion is located on the map, nor are the ponds or dams.

Item #6: a. You must describe the method you plan to use to appropriate the water. You have stated that there is a pump, pipelines and sprinklers. We need to know how you are taking control of the water. Are you contemplating three dams in the stream? Is the pump to be used to remove water from the stream and convey it to the ponds? Is the pump to be used to remove the water from the pond and gravity flow used to fill the ponds? These are the types of questions which arise from your description of the diversion works.

The Application must be completed and returned to this office with any other information you deem appropriate within 30 days of the above date. Failure to communicate with this office within that time may result in the voiding of your application.

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

RECEIVED

JUL 16 1991

Enc: App.
Receipt

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Vurrell G and/or Kristie C Finch Jr. Phone 743-7524
Post office address 601 Bryden LEWISTON Id 83501
2. Source of water supply unnamed stream which is a tributary of Lindsay Creek
3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 34 Township 36N Range 5W B.M. NEZ PERCE County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .2 cfs for IRRIGATION purposes from MAR 15 to NOV 15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 2 A.F. for Storage for Irrigation purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 2AF for IRRIGATION FROM STORAGE 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) .2 cubic feet per second and/or (b) 2 acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. A Breakley pump with 90
gal/min flow - 1300' 2" plastic pipeline 14
Rain bird heads

b. Height of storage dams 3 8' max feet; active reservoir capacity 2 acre-feet; total
reservoir capacity 2 acre-feet; period of year when water will be diverted to _____
Jan. 1 to DEC 31 inclusive.

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

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

7. Time required for the completion of the works and application of the water to the proposed beneficial use is

2 years (minimum 1 year). I need Next Summer's dry time
to install concrete - then next summer before water
can be stored then the can be put operational.

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	5W	34											6	4					10

Total number of acres to be irrigated 10

10. Describe any other water rights used for the same purposes as described above. NONE

11. a. Who owns the property at the point of diversion? Vander & Finkbeiner + Kaistka Inc.

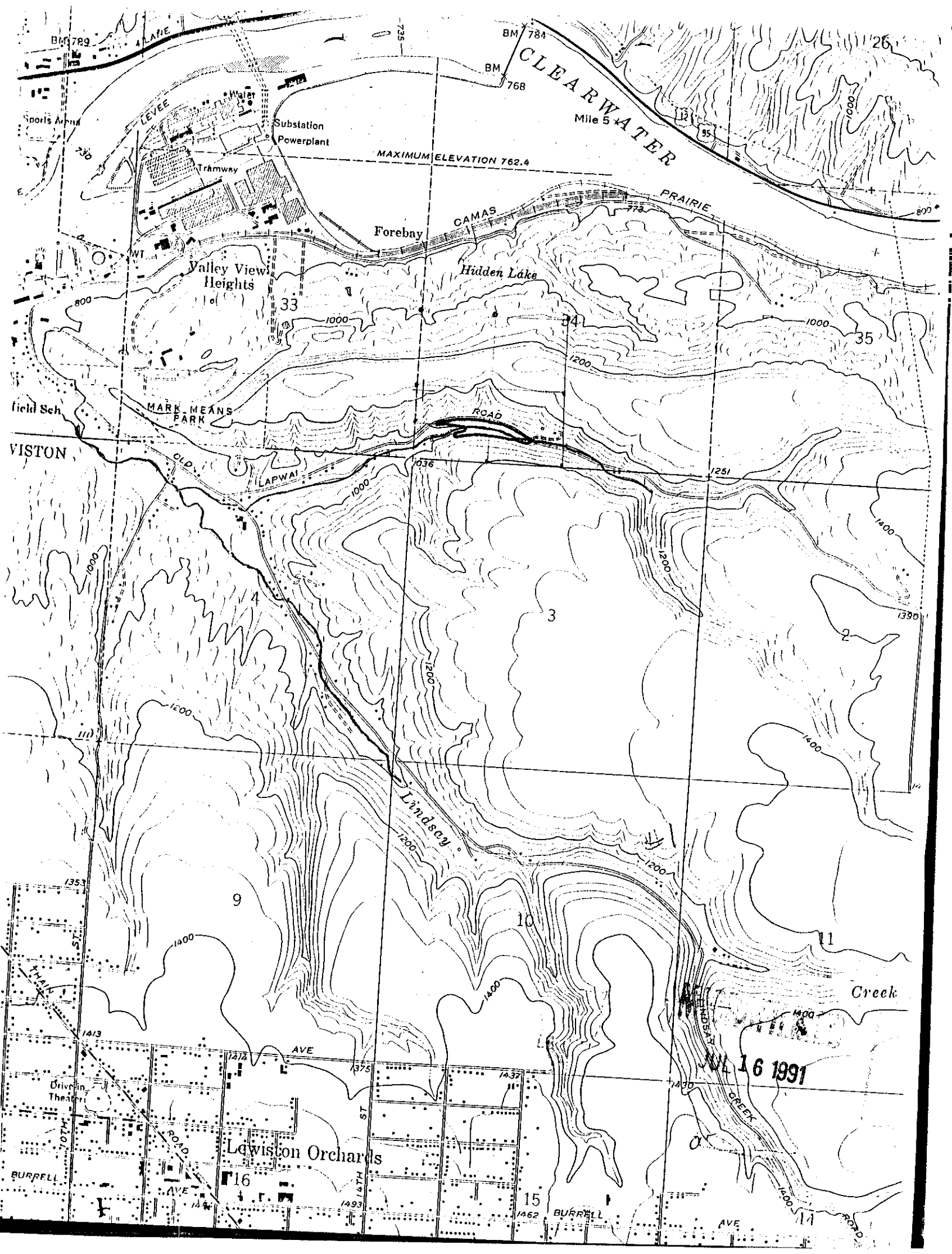
b. Who owns the land to be irrigated or place of use? SAME

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: _____

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JUL 16 1991



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

all water diversion and use is within area
marked in red on supplied maps

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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.

Carroll G. Fairbairn
(Applicant)

Received by J Date 2/7/91 Time 1:30 PM Prelim y check by
Fee \$ 30.00 Received by J # N4312 Date 2/7/91
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:

RECEIVED

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