

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

township and range

770 19 1984

1984

T-35N R-7

P.D. & P.U.

R-4W

MICROFILMED

MAR 04 1988

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.

Harold G. Smith
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 24 1991

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 85-07445

1. Owner: Harold G. Smith

Phone No. 843-2929

Current Address: Rt. 1 Box 183B Lapwai, ID 83540

2. Accompanied by: Harold Smith

EXAM. DATE: 7/10/90

Address: None Same

Phone No. Same

Relationship to Permit Holder: None

3. Source: Spring tributary to Sweetwater Creek

B. OVERLAP REVIEW

1. Other water rights with same place of use: None

☐ Copies Attached

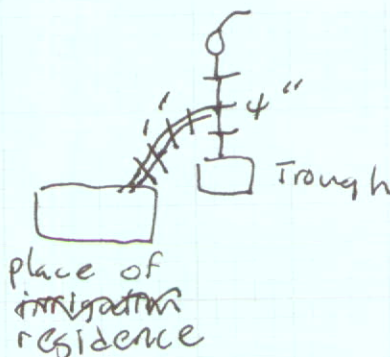
2. Other water rights with same point of diversion: None

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



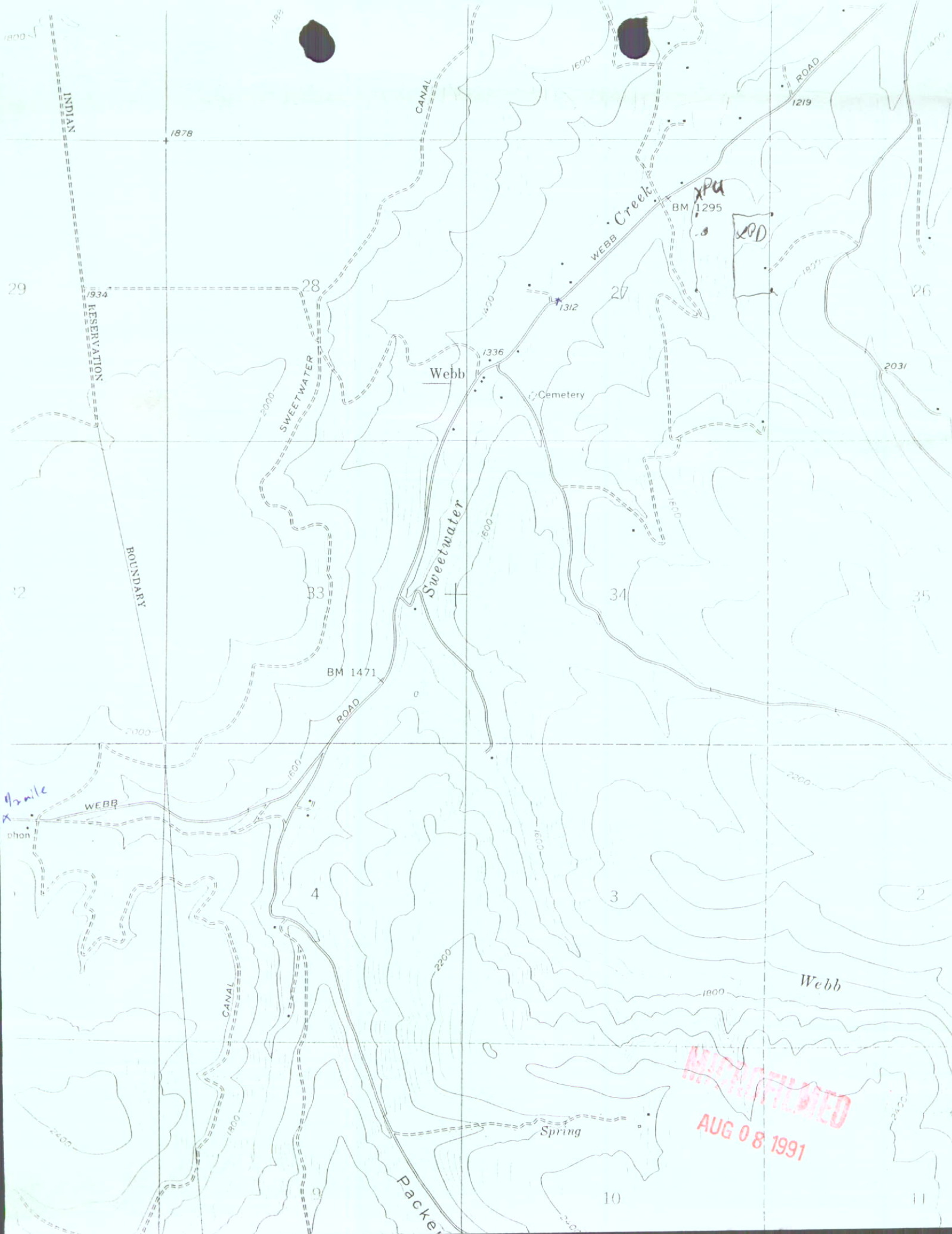
INDEXED
AUG 08 1991

Scale: 1" = NTS

2. ☒ Copy of U.S.G.S. 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 or more).

- ☒ Photo of Diversion and System Attached Pictures did not turn out
(required for all but single household domestic groundwater, and stockwater).



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 85-07445

Priority: August 12, 1987

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.04 CFS
1.3 AF

This is to certify, that HAROLD G. SMITH
ELLEN R. SMITH

RT. 1 BOX 183B

LAPWAI, ID 835400000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 12, 1987; and has submitted Proof of Beneficial Use on November 7, 1989. An examination indicates that the works have a diversion capacity of .040 cfs of water from:

SPRING tributary to SWEETWATER 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>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.04 CFS	1.3 AF

LOCATION OF POINT(S) OF DIVERSION:

NESENE, Sec. 27, Township 35N, Range 04W
NEZ PERCE County

PLACE OF USE: STOCKWATER
TWN RGE SEC

35N 04W 27 NENE

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

RECORDED

AUG 08 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

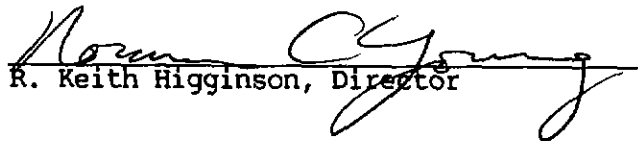
WATER RIGHT NO. 85-07445

CONDITIONS/REMARKS:

5. Stockwater use is for 20 sheep; domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 30th
day of July, 1991.

Acting for


R. Keith Higginson, Director

MICROFILMED

AUG 08 1991

RECEIVED
JUL 17 1991

State of Idaho
Department of Water Resources

APPROVED

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 85-07445

Date of Priority: August 12, 1987

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.04 CFS
1.3 AF

Comes now

HAROLD G. SMITH
ELLEN R. SMITH

RT. 1 BOX 183B
LAPWAI, ID 835400000

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 85-07445, and requests that the permit be changed as follows:

Source: SPRING

tributary to SWEETWATER CREEK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.04 CFS	1.3 AF

LOCATION OF POINT(S) OF DIVERSION:

NESENE, Sec. 27, Township 35N, Range 04W
NEZ PERCE County

PLACE OF USE: STOCKWATER
TWN RGE SEC

35N 04W 27

NENE

PLACE OF USE: DOMESTIC, same as STOCKWATER use

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at LAPWAI ID, this 15TH day of July, 19 91

MICROFILMED

Harold G. Smith
(Signature)

AUG 08 1991

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 85-07445

FOR DEPARTMENT USE ONLY

Preliminary check by SA Fee = \$20.00

Receipted by [Signature] Date 7-17-91

C021213

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 85-07445 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Stockwater use is for 20 sheep; domestic use is for 1 home.

Witness my hand this 30th day of July, 1991.

Acting for

[Signature]
R. Keith Higginson, Director

RECEIVED

AUG 08 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant HAROLD G. & ELLEN R. SMITH Phone _____
Rt. 1 Box 183B Lapwai Id. 83540
Post office address HC 69 Box 40, RIGGINS, ID 83549
2. Source of water supply SPRING which is a tributary of SWEETWATER CR
3. Location of point of diversion is E 1/2 1/4 of SE 1/4 of NE 1/4, Govt. Lot _____
Sec. 27 Township 35N Range 4W B.M. NEZ PERCE County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 for DOMESTIC purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs ~~acre-feet per annum~~)

Amount .02 for STOCKWATER purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs ~~acre-feet per annum~~)

Amount .04 for DIV. TO STORAGE purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs ~~acre-feet per annum~~)

Amount 1 for STORAGE FOR RECREATION purposes from JAN 1 to DEC 31 (both dates inclusive)
(~~cfs~~ acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.084 and/or (b) 1
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 4" PERFORATED PIPE INTAKE
4" PIPELINE TO PLACE OF USE. ~~STORAGE~~ POND WILL
BE DUG. POND WILL BE 20' X 30' X 5'

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

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

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

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

MONITORING

MAR 04 1988

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. 20 SHEEP
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1
- e. Other; describe fully. RECREATION - TROUT POND FOR PERSONAL USE

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	
35N	4W	27				D SR													

Total number of acres to be irrigated _____

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? APPLICANT
- b. Who owns the land to be irrigated or place of use? "
- 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: _____

MAR 04 1988

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

T-35N Q 7 P.D. & P.U.
 R-4W

MICROFILMED
 MAR 04 1988

RECEIVED

MAR 04 1988

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.

Harold G. Smith
(Applicant)

(Applicant)

Proposed Priority 8/12/87

Received by KK Date 8/28/87 Time 2:00p Preliminary check by K
Fee \$ 30.00 Receipted by KK # 41689 Date 8/28/87
Publication prepared by ms Date 9/24/87 Published in Lawson Tribune
Publication approved ms Date 11/17/87

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. 85-7445, and said application is hereby APPROVED.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 19 90.

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: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 24 day of December, 1987.

R. Kent Higgins
Director

RECORDED

MAR 04 1988

TRIBUNE PUBLISHING COMPANY, INC.

The Lewiston Morning Tribune
505 G St., P.O. Box 957
Lewiston, Idaho 83501
(208) 743-9411

Date 102287 INVOICE No. LD0119004

Account No. 96475

Description 19004NOTIC

Times 2 Lines 29

**LEGAL ADVERTISING
INVOICE**

SOLD TO:

STATE OF IDAHO
DEPT. OF WATER RESOURCES
STATEHOUSE
BOISE
ID 83720

RECEIVED
OCT 26 1987

\$ 25.38
RECEIVED
NOV 23 1987

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.

**NOTICE OF APPLICATION
FOR WATER RIGHT**
The following application(s) have been filed to appropriate the public waters of the State of Idaho:
85-7445
SMITH, HAROLD G. &/or
ELLEN R.
Rt. 1 Box 183B, Lapwai, Id. 83540
Source: SPRING trib. to SWEET-
WATER CREEK
Diversion Pt: SENE Sec 27 T 35N R 04W
Use: STOCKWATER (0.020 CFS)
DOMESTIC (0.040 CFS)
RECREATION STORAGE (1.0 AF)
DIVERSION TO STORAGE (0.040 CFS)
Date Filed: 08/12/1987
In: SENE Sec 27 T 35N R 04W
The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Government Way, Suite 9, Coeur d'Alene, Idaho 83814 on or before NOVEMBER 2, 1987.
R. KEITH HIGGINSON, Dir.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, ss.
County of Nez Perce

C. M. Viers, 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 regularly 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 beginning on 101587 or once a WEEK for 2 consecutive WEEKS, the first publication thereof being on the 101587, and the last publication thereof being on the 102287, 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.

C. M. Viers

SUBSCRIBED AND SWORN BEFORE ME THIS THE 23 day of October 1987

MicroFILMED

MAR 04 1988

[Signature]

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

July 31, 1991

HAROLD G. SMITH
ELLEN R. SMITH
RT. 1 BOX 183B
LAPWAI, ID 835400000

RE: WATER RIGHT NO. 85-07445

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

RECORDED
INDEXED

AUG 08 1991

July 8, 1991

HAROLD G. SMITH
ELLEN R. SMITH
RT. 1 BOX 183B
LAPWAI, ID 835400000

RE: WATER RIGHT NO. 85-07445

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

RECEIVED
AUG 08 1991

AUG 08 1991

LICENSE REVIEW CHECKLIST

Permit No. 85-7445

Name/Address change? ok ✓

Priority date Advance? yes no ✓
Memo to advance

Order to reinstate needed? yes no ✓

Total cfs Limited by fee N/A

Limited by capacity

Total volume Limited by flow

Chart checked for AF rate/ac N/A

Capacity Actual measurement checked

Theoretical checked

If greater than permit, check for other rts

Source Changed? yes no ✓

If so, is memo needed to clarify?

P/D Verify with map ✓ permit ✓

More than one per 1/4? Remember remark

Check p/d overlap N/A

Uses Check irrigation period of use w/ chart

P/U Verify with map ✓ permit ✓ amendment needed
> 5 acres irrigated, run overlap N/A

Remarks More than one p/d in 1/4 ✓

Description of non-irrig uses ✓

Special overlap condition

Conditions -

Measuring device
W.Master control
Overlap
Water quality
Other

Dates/Misc. -

Water Dist
App Rec'd ✓
Proof Rec'd ✓

CHECK FOR ADJ. CLAIM Needed according to proof filed

Filed - needs amended

Add'l fee required

Not filed ✓

Not needed ✓ proof made 1989

Comments/Changes to Examiner's Recommendations:

AUG 08 1991

License 10-day 30-day ✓

Back of field report signed?

Reviewer J. Curtis Date 7/3/91 Review time 5 min.

SENIOR AGENT REVIEW

Check List
for
Beneficial Use Field Report

Permit 85-07445

✓ A. GENERAL INFORMATION

- ✓ 1. Name and address are most current available. (Check BU statement)
✓ 2. Exam Date
✓ 3. Source (Check Permit)

✓ B. OVERLAP REVIEW

- ✓ 1. & 2. (Rule 5,1,4)

✓ C. SYSTEM DESCRIPTION

- ✓ 1. Diversion System Diagram (Rule 5,1,3 / 5,1,4)
✓ 2. USGS (Rule 5,1,7 / 5,1,9) Aerial (Rule 5,1,17)
Photo of pd and/or pu or explanation
✓ 3. Word Picture (Rule 5,1,3 / 5,1,4)
✓ 4. Diversion (Rule 5,1,3)
✓ 5. Compare with USGS Map/Land Survey Maps/Aerial Photos/Permit.
Method of determination
✓ 6. Irrigation (Rule 5,1,8), Method of determination, *SHOW DOMESTIC*
Compare USGS/Land Survey? Aerial Photos/Permit.
SHOW P/U MORE CLEARLY ON MAP.

- ✓ D. FLOW MEASUREMENTS Check math (Rule 5,1,13 / 5,1,14)

- ✓ E. FLOW CALCULATIONS Check math (Rule 5,1,13 / 5,1,14)

✓ F. OPTIONAL

✓ G. VOLUME CALCULATIONS

- ✓ Three significant figures/not less than 0.10 (Rule 6,1,2)
Fish (Rule 5,1,11) number stock, homes, etc... (Rule 5,1,12)

✓ H. REMARKS AND OVERLAP ANALYSES

- ✓ All actual uses listed (Rule 5,1,2):
✓ All unused, permitted uses listed (Rule 5,1,2):
✓ Overlaps (Rule 5,1,4):
✓ Return flows (Rule 5,1,5):
✓ Conditions (Rule 5,1,6).

✓ I. RECOMMENDATIONS

- ✓ 1. Municipal (Rule 5,1,10): Compare with items E & G, permit, fee, capacity
(Rule 5,1,15): Measured flows for each use listed separately (Rule 5,1,14).
Period of year (Rule 5,1,13)
✓ 2. Compare permit to exam for amendments (Rule 5,1,16)

✓ J. AUTHENTICATION

✓ Name, Signature, Certification Date, Exam Date.

✓ WELL INSPECTION REPORT

✓ Check with permit and well log for discrepancies

Signature J. D. King Date 8/16/90

RECEIVED
JUN 24 1991

Form 219
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

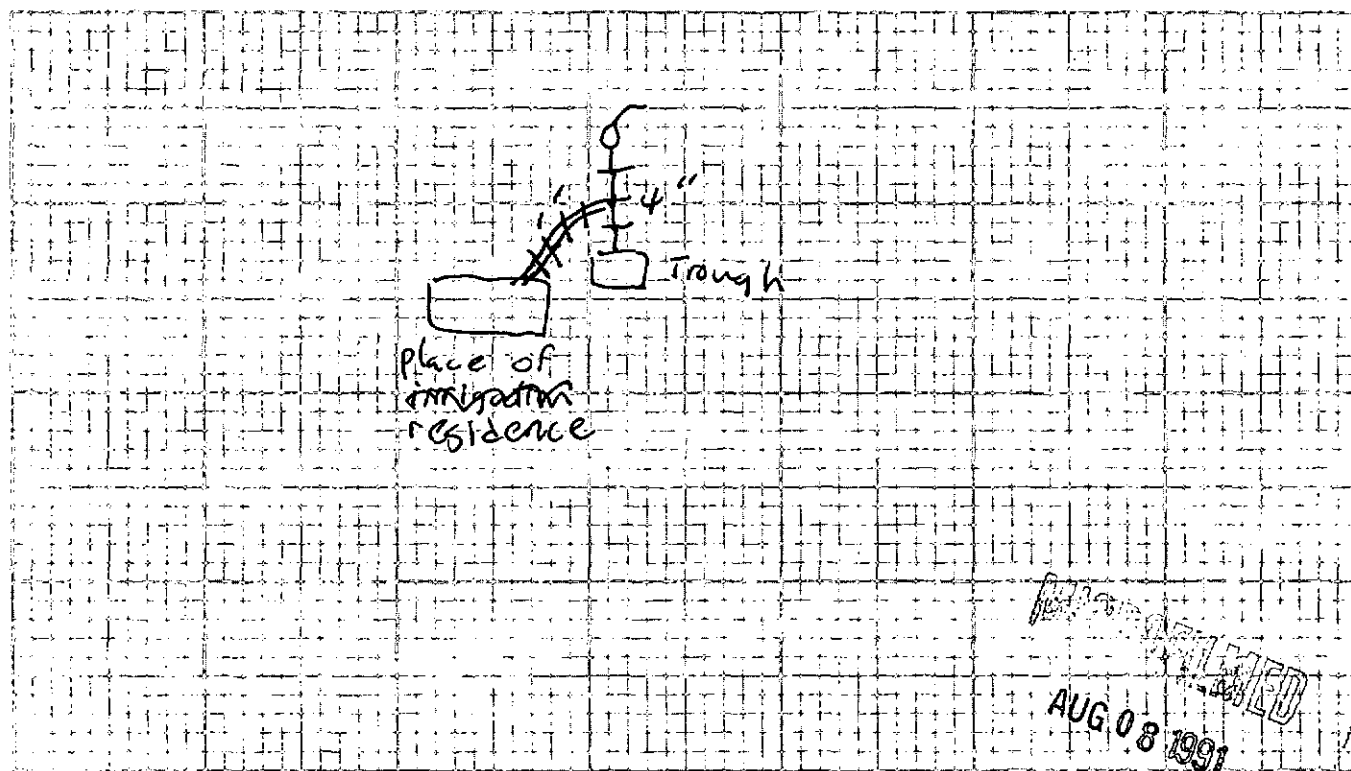
Permit No. 85-07445
1. Owner: Harold G. Smith Phone No. 843-2929
Current Address: Rt. 1 Box 183B Lapwai, ID 83540
2. Accompanied by: Harold Smith EXAM. DATE: 7/10/90
Address: None of Same Phone No. Same
Relationship to Permit Holder: None
3. Source: Spring tributary to Sweetwater Creek

B. OVERLAP REVIEW

1. Other water rights with same place of use: None ☐ Copies Attached
2. Other water rights with same point of diversion: None ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NTS

2. ☒ Copy of U.S.G.S. Quadrangle Attached ☐ Aerial Photo Attached
Showing location(s) of point(s) of diversion and (required for irrigation of 10 acres or more).
place(s) of use (required).
☒ Photo of Diversion and System Attached Pictures did not turn out
(required for all but single household domestic groundwater, and stockwater.)

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

The spring water runs through 4" PVC to a trough. Off the 4" PVC, a 1" line runs to the place of residence and waters the lawn.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
GRAVITY	—	—	—	—	—

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

5. **Point(s) of Diversion:**

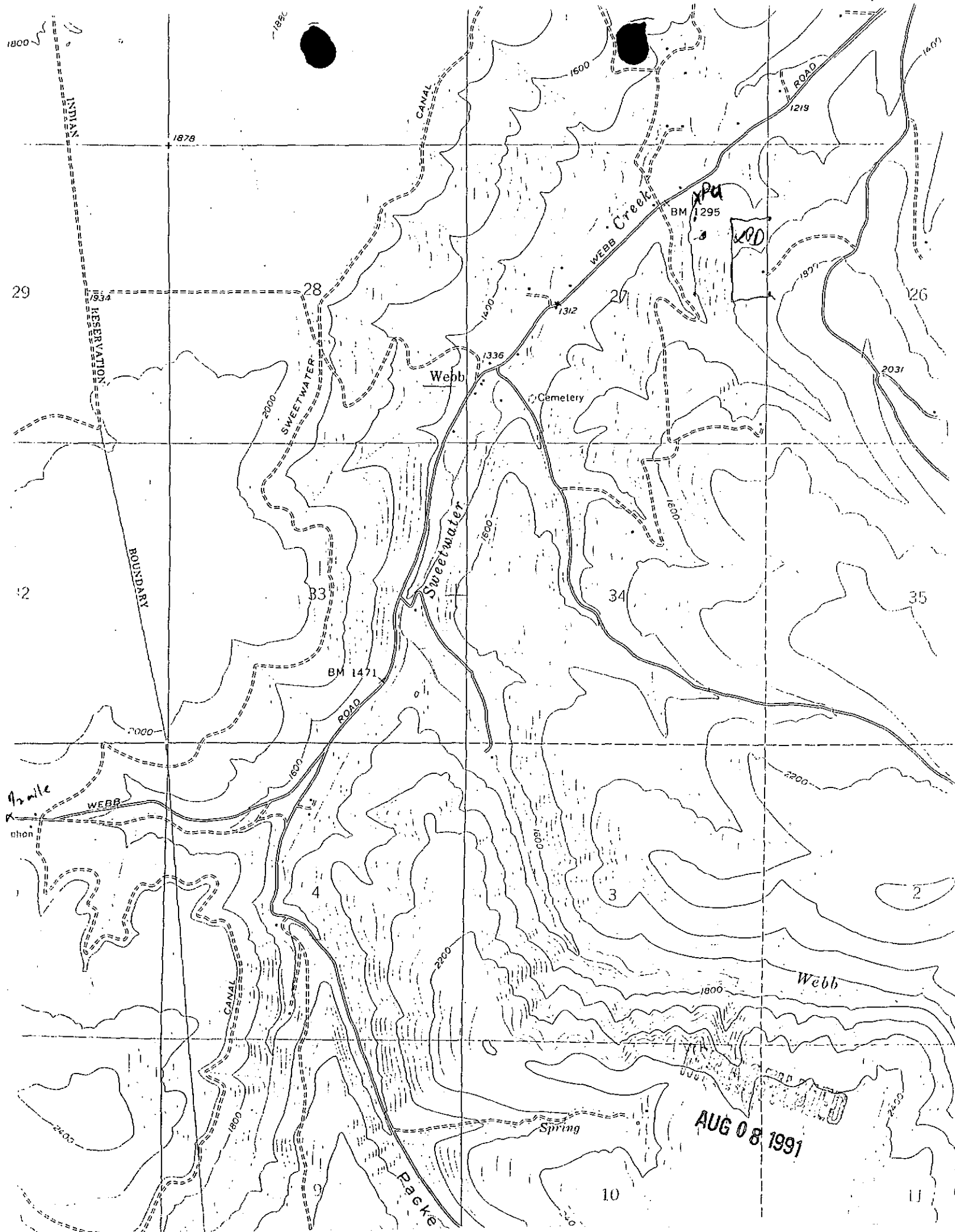
Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
—	—	NE	SE	NE	27	35N	4W	Nez Perce	Map

6. **Place(s) of Use:**

Indicate Method of Determination

Map

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
35N	4W	27	0			0													X
			5			0													



Do not use this space

D. FLOW MEASUREMENTS

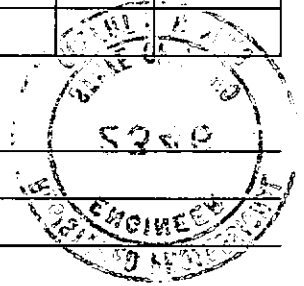
None

☐ Additional Data Sheets Attached

1.

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

2. Measurements:



E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

*1/2 Acre → domestic
no sheep*

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{(1/2)(3.0)} = \underline{3/2}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\quad\quad\quad}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{1.5}$

2. Volume Calculations for Other Uses:

*20 sheep → .04 AF
Dom IRR = .6 AF*

AUG 08 1991

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Mr. Smith did not finish a planned pond to be used for recreation.

I. RECOMMENDATIONS

1. Recommended Amounts

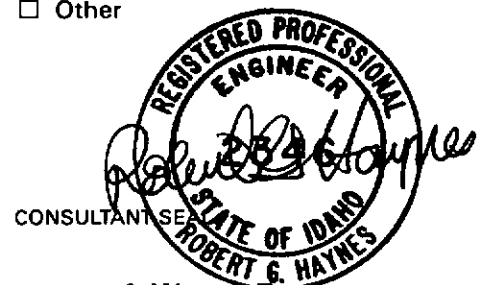
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	3/15	11/15	.03	.6 7.5 ^{7.5}
Irrigation				
Stock (20)	1/1	12/31	.02	.1 1.04
Totals:			.04	3.0 7.5 ^{7.5}

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

J. AUTHENTICATION

Field Examiner's Name Robert Knoblock
 Signature Robert Knoblock
 Certification Date 4/16/90
 Field Report Preparation Date 7/23/90



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

MISSING

AUG 08 1991

January 24, 1990

HAROLD G. SMITH
ELLEN R. SMITH
RT. 1 BOX 183B
LAPWAI, ID 835400000

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 85-07445

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,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

MAR 19 1990

1/80

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 85-7445

Date: 12/28/89

General Considerations:

- ☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change NO If yes, prepare a data entry
☒ Proof received timely
☐ Reinstated

Source of Water:

- ☒ Surface water
☐ Groundwater
NA 1. well log in file
NA 2. drilling permit
NA A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

- ☒ Rate of diversion appropriate for uses
☒ Is rate or volume and fee appropriate?
☒ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

- NO Is a measuring device or access port required?
☐ Has one been installed?
☐ Waiver or modification of measuring device requested

Remarks:

Proof acceptable

Priority Calculation:

Date proof received

Date proof due

No. of days late

Priority date

NEW PRIORITY DATE

<u>NA</u>	

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED

NOV 07 1989

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

no fee encl.
Department of Water Resources

PROOF OF BENEFICIAL USE

For Office Use Only
Amt. of Fee \$ _____
Date _____
Receipt No. _____
Received by _____
MS-1-5-90

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 85-7445

Telephone No. 208-843-2929

Name(s) of Permit Holder(s): HAROLD G. SMITH

Post Office Address: Route 1 Box 183B Lapwai, Idaho 83540

Source of Water: Spring

If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:

Domestic 1 (No. of households)

Irrigation 1 (No. of acres)

Stockwater 20 Sheep (No. and type of stock)

Other Trout Pond Personal use

Total rate and/or volume for which proof is submitted .04 cfs 1 acre/feet

Show date water was first diverted and beneficially used under this permit: March 1988

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes ☒ No Installed? Yes No

OR

Flow Measurement Port: Required? Yes ☒ No Installed? Yes No

Fee Enclosed: \$ N/A (See License Examination Fee Schedule) (Under minimum)

Person to contact to accompany the Department representative during the field examination:

OWNER-HAROLD G. SMITH

208-843-2929

Name

Telephone No.

Route 1 Box 183B Lapwai, Idaho 83540

Address

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.

RECEIVED
MAR 19 1990

11-4-89
Date

Harold G. Smith
Signature (and title if on behalf of a company or organization)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 85-7445-

Name(s) of Permit Holder(s): HAROLD E & ELLEN R. SMITH

Post Office Address: RTE 1 BX 123B

LAPWAI 117 Tel. No. 208-243-2929

☒ I hereby certify that construction of diversion works for the above referenced permit began on 7-1-88 (date) I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is not an acceptable reason.

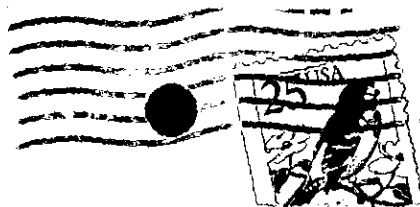
11-4-88
Date

Harold E. Smith
Signature of Permit Holder

MICROFILMED

MAR 19 1990

HAROLD E
RTE 1 B
LAPUWAI 15
PRIGANE, WA 96778
1300
588
73540



INFORMATION



MAR 19 1990

RECEIVED
NOV 07 1988

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES

STATEHOUSE

BOISE, IDAHO 83720

11/11/2019 11:11:11 AM

138841
October 31, 1989

HAROLD G. SMITH
ELLEN R. SMITH
RT. 1 BOX 183B
LAPWAI, ID 835400000

PROOF DUE NOTICE

RE: PERMIT NO. 85-07445

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before January 1, 1990. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

RECEIVED

MAR 19 1990

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
JANUARY 14, 1988

SMITH, HAROLD G. & ELLEN R.
RT. 1 BOX 183B
LAPWAI, ID 83540

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 85-7445

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

PLEASE NOTE THE REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED A FORM ENTITLED "INSTRUCTIONS FOR PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

GARY SPACKMAN
SUPERVISOR, WATER ALLOCATION SECTION

GS: SC
ENCLOSURES

RECEIVED
MAR 04 1988

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: L

APPLICATION NUMBER: 85-7445

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.

Field check by: _____

Date: _____

Comments: _____

- ☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____

- ☒ Yes ☐ No* In form for advertising.
Final date for protests: 10/19/87 11/2/87
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 11/10/87
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
☒ 8/12/87 Date of priority recommended.
Special conditions of approval or cover letter. _____

NONE

allow 2 yrs. for Bill development

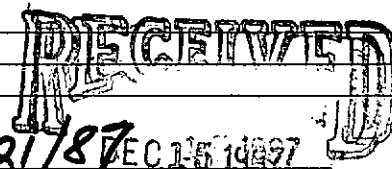
By: PAH Date: 12/8/87

STATE OFFICE REVIEW:

6/17 26

- ☐ See attached sheet for more information.

By: kw Date: 12/21/87



Department of Water Resources

85-7445

SMITH, HAROLD G. &/or ELLEN R.

HC 69 BOX 40, RIGGINS, ID 83549

Clear person
Rt. 1 Box 153B Layton, Id. 83548

Source: SPRING trib. to SWEETWATER CREEK

Diversion Pt: SENE Sec 27 T 35N R 04W

Use: STOCKWATER	(0.020 CFS)
DOMESTIC	(0.040 CFS)
RECREATION STORAGE	(1.0 AF)
DIVERSION TO STORAGE	(0.040 CFS)

Date Filed: 08/12/1977 1987

In: SENE Sec 27 T 35N R 04W

*changed
schedule
10/7/87*

INDEXED

MAR 04 1988

September 29, 1987

Mr. Harold G. Smith
Rt. 1 Box 183B
Lapwai, Id. 83540

Re: 85-7445

Dear Mr. Smith:

Pursuant to your recent letter, please be advised that the advertising of your water right, as well as others, was delayed due to unavoidable circumstances.

The statutes allow for advertising of water rights only on the first and third Thursdays of each month, therefore, it is scheduled to be advertised on October 15 and 22, 1987.

If you have any further questions, please don't hesitate to contact this office.

Sincerely,

PATRICIA M. STYPA
Secretary/Office Coordinator

RECEIVED

MAR 04 1988

COPY

HAROLD G. SMITH
Route #1 Box 53H
Lapwai, Id 83540

RECEIVED
SEP 28 1987

Department of Water Resources
Northern District Office

Id Dept of Water Resources
4055 Govt Way
Coeur d'Alene, Id 83814

Gentlemen:

I was in the office on Aug 28th for help in filing a water application and it was my understanding that the legal notice would come out in the Lewiston Tribune on Sept 17 but apparently it did not run or I missed it.

Will you please check your records to see if that date is correct and advise me?

I got no satisfaction at all from the newspaper.

Sincerely,



HAROLD G. SMITH

Note new address. I was formerly at HC 69
Box 40 Riggins.

RECEIVED

MAR 04 1988

August 18, 1987

Mr. Harold G. Smith
HC 69 Box 40
Riggins, Id. 83549

Dear Mr. Smith:

This office is in receipt of your Application for a Permit and Check No. 92-6 in the amount of \$30.00 and we are returning same to you because the application cannot be formally receipted until the following information is provided:

Item No. 3. must agree with the map and the map must be made to scale.

Also, the Department would probably not approved an Application for Permit for a single-family unit with a diversion rate in excess of 0.04 CFS.

Please note that your application has been initialed and dated as being received on August 12, 1987. If the requested information is provided within thirty days of the date of this letter, your date of priority will be maintained.

Instructions for completing an Application for Permit are included for your information. If you desire assistance, please feel free to contact this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Application
Check
Instructions

MICROFILMED

MAR 04 1988

COPY

IDENT. NO. 85-7445

WATER RIGHT
DATA ENTRY LOG

[illegible]