

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

SEC. 17, TWN 35 N, R 4 W

X Well Location

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.

MICROFILMED

Malcolm D. Crawford
(Applicant)
*Manager, Lewiston Orchards
Irrigation District*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 22 1993

Department of Water Resources

A. GENERAL INFORMATION

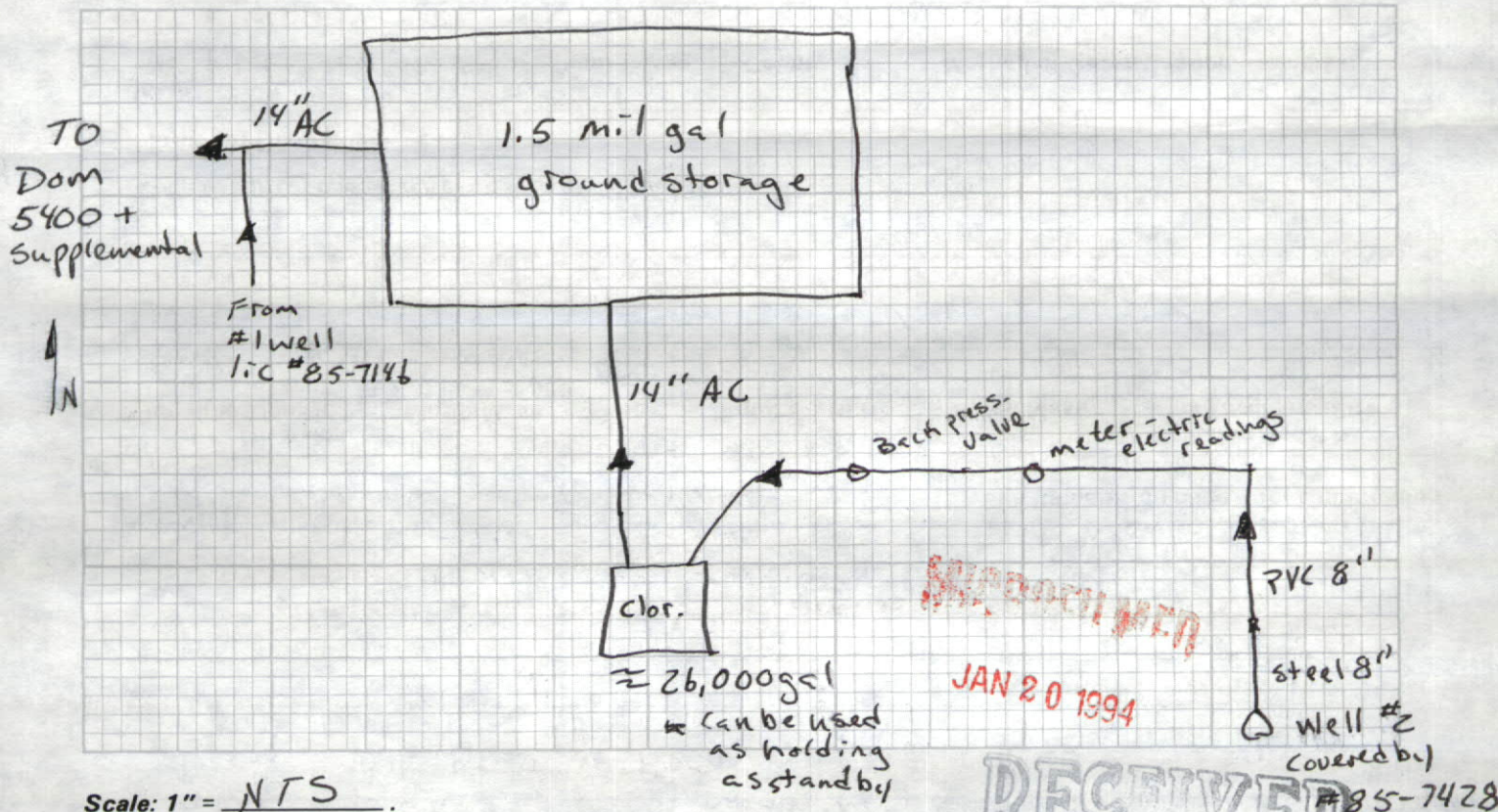
Permit No. 85-7428
Phone No. 746-8235
Owner: Lewiston Orchards Irr. Dist.
Current Address: 1520 Powers Ave, Lewiston, Idaho 83501
Accompanied by: _____ EXAM. DATE: 8-4-87
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
Source: JK GROUNDWATER tributary to _____
Underground
Aquifer

B. OVERLAP REVIEW

Other water rights with same place of use: 85-7146 supplement Fordom. ☐ Copies Attached
Other water rights with same point of diversion: NONE ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

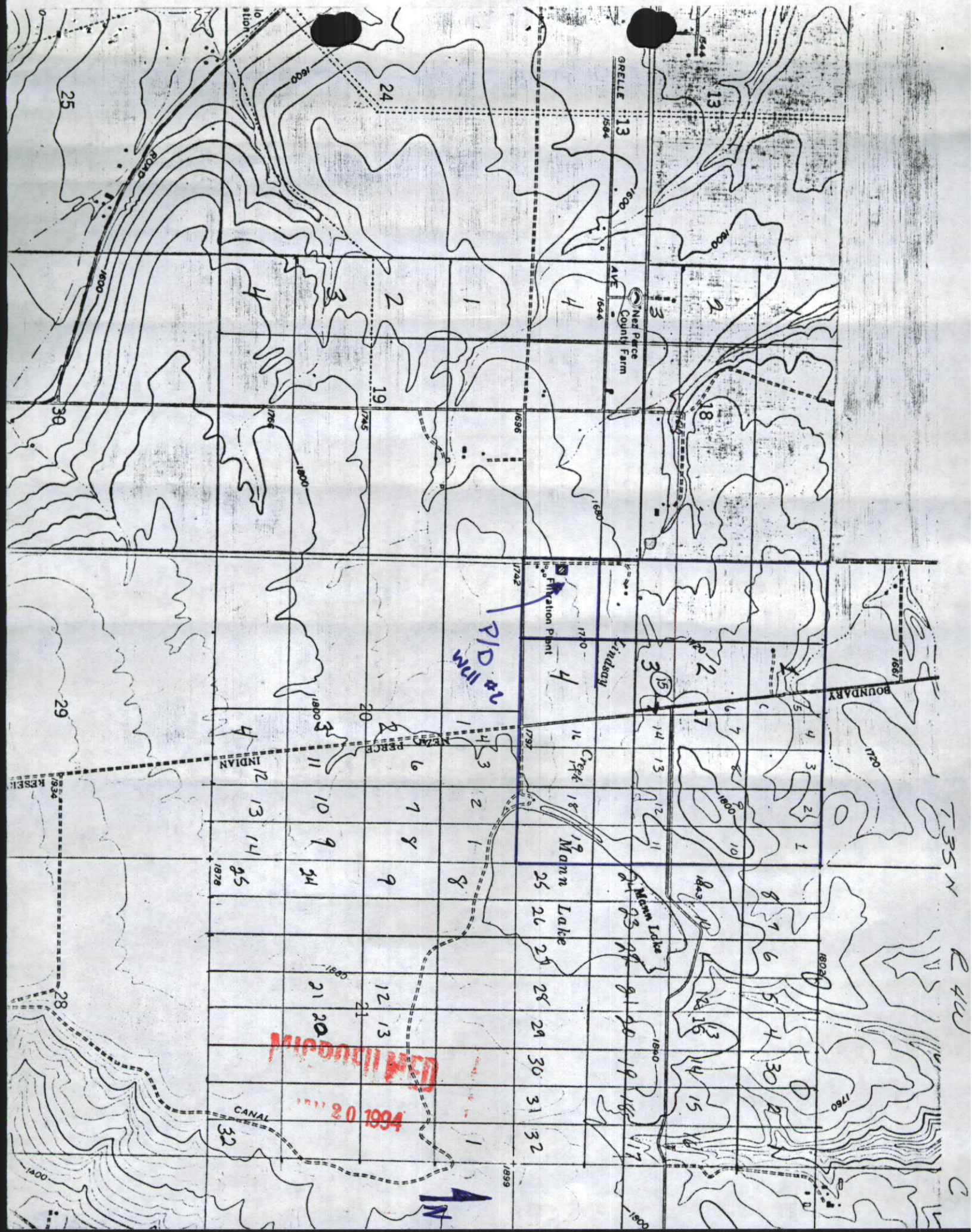
1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☐ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater)
☐ Aerial Photo Attached (required for irrigation of 10 acres or more).

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Department of Water Resources



LEWISTON SOUTH PART IRRIGATION DISTRICT

(Lewiston Orchards Irr.)

INTERTIE WITH
CITY OF LEWISTON
Dom. ONLY USE ONLY

Domestic
Only

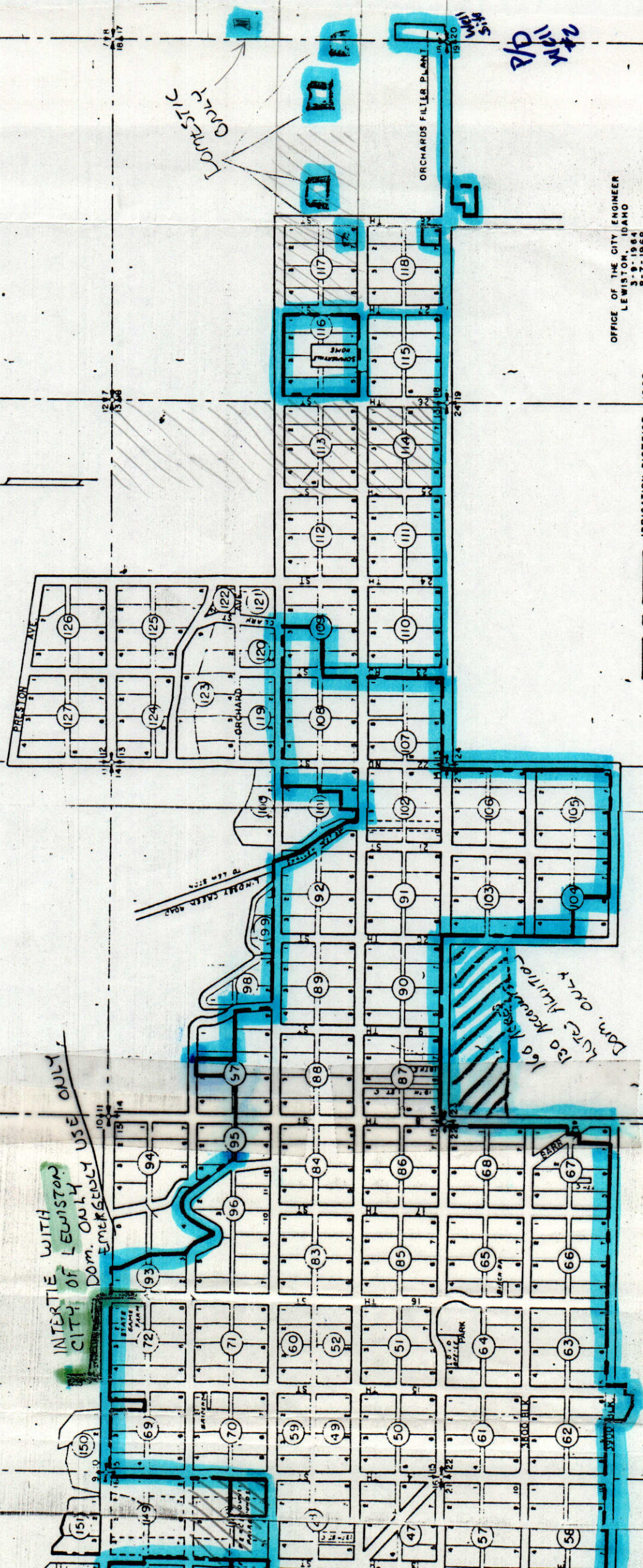
ORCHARDS FILTER PLANT

2411
11/12

OFFICE OF THE CITY ENGINEER
LEWISTON, IDAHO
3-9-1964
8-7-1968

IRRIGATION DISTRICT 1968

REVISED 12/13/1968
RMA 1464



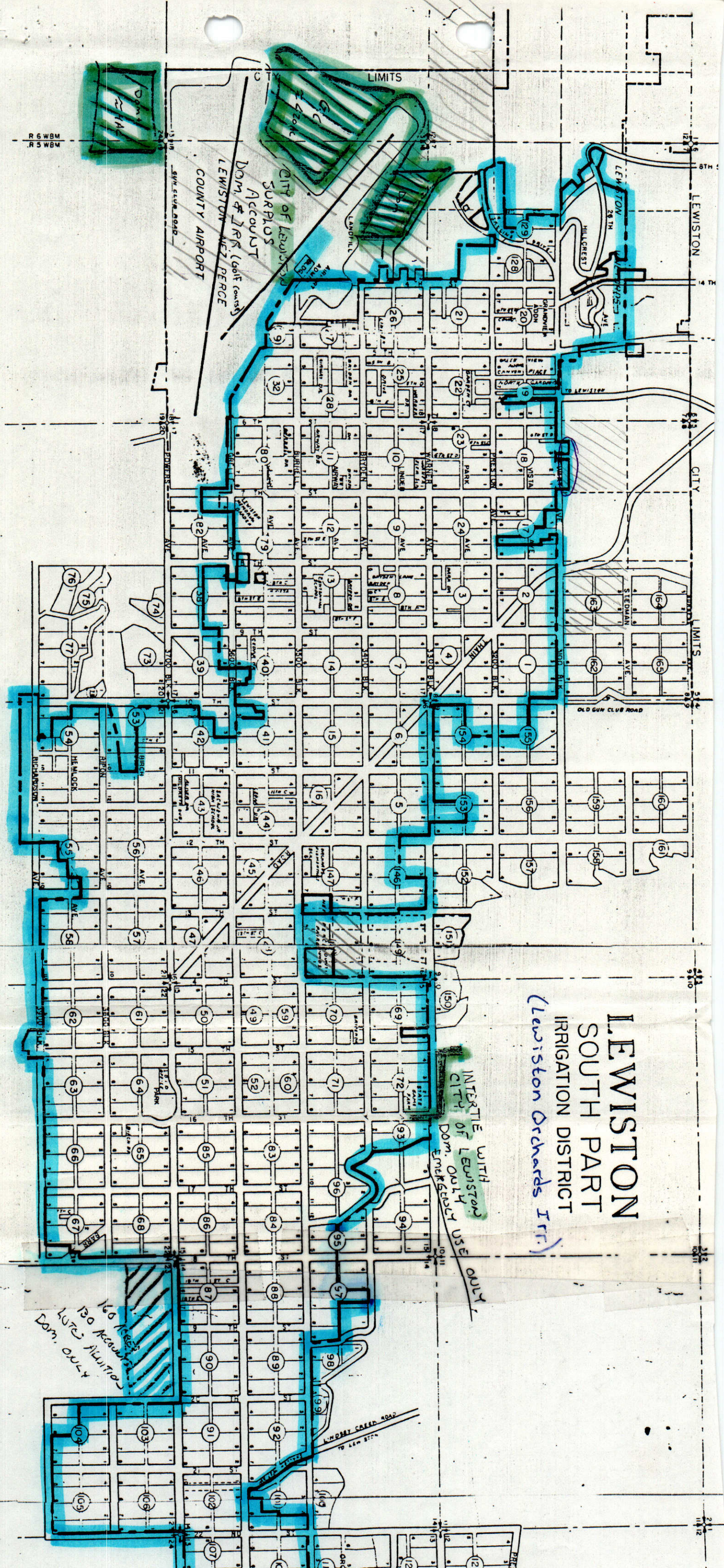
LEWISTON
SOUTH PART
IRRIGATION DISTRICT
(Lewiston Orchards Irr.)

INTERLIE WITH
CITY OF LEWISTON
DOM. ONLY
EMERGENCY USE ONLY

160 Acres
130 Acres
Dom. Only

CITY OF LEWISTON
SURPLUS
ACCOUNT
DOM. & JRR (Golf course)
LEWISTON NEZ PERCE
COUNTY AIRPORT

R 6 W 8 M
R 5 W 8 M





STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

REMARKS / PHOTOS

PERMIT # 85-7428

DATE

INITIALS



P/D
Well #2
& pump

Ground Storage
≈ 1.5 mil. gal. →

[Red stamp: JAN 20 1994]

JAN 20 1994



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

Date 040485 INVOICE No. 19297
Account No. 96475
Description NOTICE OF CO
Times 2 Lines 17
Tab Lines _____

**LEGAL ADVERTISING
INVOICE**

SOLD TO: STATE OF IDAHO
DEPT. OF WATER RESOURCES
4055 GOVERNMENT WAY
CD'A
ID 83814

RECEIVED \$ 14.88
APR 10 1985

Department of Water Resources
Northern District Office

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.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, ss.
County of Nez Perce

NOTICE OF CORRECTION
NOTICE IS HEREBY GIVEN that Application for Permit No. 85-7428 in the name of Lewiston Orchards Irrigation District was advertised incorrectly on March 7 & 14, 1985. Industrial use should have been included. Protests to the above-referenced correction must be filed with the Director, Dept. of Water Resources, 4055 Gov't Way, Ste. 14, Coeur d'Alene, Id. 83814 on or before April 15, 1985.

KEN DUNN, Dir.
Published in the Lewiston Morning Tribune on March 28 & April 4, 1985.

T. L. Dickson, 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 CORRECTION NOTICE IS HEREBY GIVEN that attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, 2 time(s). Publication being on 032885, or once a week for two consecutive weeks, the first publication thereof being on the 032885, and the last publication thereof being on the 040485, and said

NOTICE OF CORRECTION NOTICE IS HEREBY GIVEN that 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 8th day of April 1985

RECEIVED
APR 10 1985

Department of Water Resources
Northern District Office

MICROFILMED

Shulette J. Hamilton

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

These are your proofs

LEGAL-PRUF

NOTICE OF CLAIMS
TO WATER RIGHTS

The following claim(s) have been
filed on water right(s) created by
diversion and beneficial use:

85-4480

FARLEY, GILBERT &/or
VERLENE &/or DARYLE
&/or MARILYN

P.O. BOX 63, TROY, ID 83871

Source: SPRING trib. to

CLEARWATER RIVER

UNNAMED STREAMS trib. to

CLEARWATER RIVER

Priority Date: 06/01/1960

Diversion Pt: SENE NESE Sec 01 T

36N R 01W LOT 05 Sec 06 T 36N R

01E LOT 06

Sec 01 T 36N R 01W

Use: STOCKWATER (0.02 CFS)

In: LOT 06 (NENE) SENE NESE

Sec 01 T 36N R 01W LOT 05 (NENE)

Sec 06 T 36N R 01E

Exceptions to a claim may be filed
with the Director, Dept. of Water
Resources, 4055 Gov't. Way, Coeur
d'Alene, Id. 83814.

KENN DUNN, Dir.

RECEIVED
MAR 5 1985

Department of Water Resources
Northern District Office

LEGL-PRUF

NOTICE OF APPLICATION
FOR WATER RIGHT

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

85-7428

LEWISTON ORCHARDS

IRRIGATION DISTRICT

1520 POWERS AVE.,

LEWISTON, ID 83501

Source: GROUNDWATER

Date Filed: 02/28/1985

Diversion Pt: SWSW

Sec 17 T 35N R 04W

Use: MUNICIPAL (4.00 CFS)

IN: Place of Use located within the
city limits of Lewiston.

The permit(s) will be subject to
all prior water rights. Protests must
be filed with the Director, Dept. of
Water Resources, 4055 Gov't. Way,
Coeur d'Alene, Id. 83814 on or before
MARCH 25, 1985.

KEN DUNN, Dir.

MICROFILMED

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, ss.
County of Nez Perce

NOTICE OF APPLICATION FOR WATER RIGHT

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

85-7428
LEWISTON ORCHARDS
IRRIGATION DISTRICT
1520 POWERS AVE.,
LEWISTON, ID 83501
Source: GROUNDWATER
Date Filed: 02/28/1985
Diversion Pt: SWSW
Sec 17 T 35N R 04W
Use: MUNICIPAL (4.00 CFS)
IN: Place of Use located within the city limits of Lewiston.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before MARCH 25, 1985.

KEN DUNN, Dir.

T. L. Dickson, 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 FOR WATER RIGHT The following 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 030785, or once a week for two consecutive weeks, the first publication thereof being on the 030785, and the last publication thereof being on the 031485, and said

NOTICE OF APPLICATION FOR WATER RIGHT The following 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 18th day of March 1985

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

RECEIVED

MAR 19 1985

Department of Water Resources
Northern District Office

MICROFILMED

Out error
left
3/21/85
No industrial
listed

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 85-07428

Priority: February 28, 1985

Maximum Diversion Rate:

2.13 CFS

This is to certify, that LEWISTON ORCHARDS IRRIGATION DISTRICT
1520 POWERS AVE

LEWISTON ID 83501

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated February 28, 1985; and
has submitted Proof of Beneficial Use on May 20, 1987. An examination indicates
that the works have a diversion capacity of 2.130 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>
MUNICIPAL	01/01 to 12/31	2.13 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 17, Township 35N, Range 04W
NEZ PERCE County

PLACE OF USE: MUNICIPAL

TWN RGE SEC

35N 04W 18

NESW

NWSW

SESW

NWSE

NWNE

19

05W 7

SWNE

SENE

SWNW

SENW

NESW

NWSW

SWSW

SESW

NESE

NWSE

SWSE

SESE

8

SWNE

SWNW

NESW

NWSW

SWSW

SESW

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SWSE

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9

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NENE

NWNE

SWNE

SENE

NENW

NWNW

SWNW

SENW

NESW

NWSW

SESW

NESE

JAN 20 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 85-07428

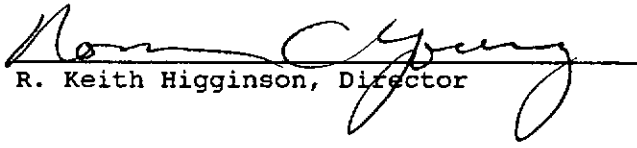
PLACE OF USE: MUNICIPAL
TWN RGE SEC

	NWSE	SWSE	SESE
18	NENE	NWNE	SWNE
	SENE	NENW	NWNW
	SWNW	NESW	NWSW
	SWSW	SESW	NESE
	NWSE		
20	NESE		
21	NENE	NWNE	SWNE
	SENE	NENW	NWNW
	SWNW	SESW	NESW
	NWSW		
22	NENE	NWNE	SWNE
	SENE	NENW	NWNW
	SWNW	SESW	
23	NENE	NWNE	SWNE
	SENE	NENW	NWNW
06W 12	SWSE	SESE	

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. 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. The issuance of this right in no way grants any right-of-way or easement across the land of another.
5. Place of use is located within the boundaries of the Lewiston Orchards Irrigation District service area.

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 16th day of November, 1993.

Acting for  R. Keith Higginson, Director

JAN 20 1994

999
RECEIVED

MAY 20 1987

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only
Fee Received \$150.00
Date 5-20-87
Receipt # 42443
Receipt by CCA
Reviewed by H
Sent to region D-22-87

PROOF OF BENEFICIAL USE

Department of Water Resources

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

Permit No. 85-7428

Name(s) of Permit Holder: LEWISTON ORCHARDS IRRIGATION DISTRICT ✓

Post Office Address: 1520 POWERS AVE. LEWISTON, ID. 83501

Telephone No. (208) 746-8235

Source of Water: UNDERGROUND AQUIFER ✓

Extent of Use:

Domestic 5400* (number of households)

Stockwater _____ (number and type of stock)

Irrigation _____ (acres)

Other/Remark *Municipal + industrial

Total rate and/or volume for which proof is submitted 2.01 TO 3.0 cts _____ acre-feet

(ABOUT 1000 GPM)

Show the date water was first diverted and beneficially used under this permit: JAN. 26, 1987

Measuring Device: Required? ☐ Yes ☐ No
Installed? ☒ Yes ☐ No

Fee enclosed \$ 150.00 ✓
(See License Examination Fee Schedule)

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

61810

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

MALCOLM CRAWFORD OR STAN FRENCH
(Name)

(208) 746-8235
(Telephone Number)

1520 POWERS AVE. LEWISTON, ID. 83501

(Address)

MICROFILMED

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.

JUL 10 1987

MAY 4, 1987

Date

Malcolm D. Crawford - Manager
Signature of Permit Holder (and title, if appropriate)

L.O.I.D.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Lewiston Orchards Irrigation District Phone (208) 746-8235

Post office address 1520 Powers Avenue Lewiston, ID 83501

2. Source of water supply Underground Aquifer which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 17 Township 35 N

Range 4 W B.M. Nez Perce County, additional points of diversion if any: _____

None

4. Water will be used for the following purposes:

Amount 4CFS for Municipal & Industrial purposes from 1/1 ~~completion~~ to 12/31 ^{*} unknown (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. Four (4) cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Submersible pump in cased well. Sized for available water supply.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) 800 to (Month/Day)

c. Proposed well diameter is 12 to 22 inches; proposed depth of well is 1800 feet.

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 - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____

Range _____ B.M. Lewiston, Idaho

(2) Amount of power to be generated: None horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered Unknown

(4) Name of municipality to be served Lewiston, Idaho, or number of families to be supplied with domestic water _____

(5) If water is to be used for other purposes describe: Municipal & Industrial use.

*kw 6/26/85

MICROFILMED

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

[illegible]

Total number of acres to be irrigated

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

See listing of water rights under remarks below.

9. a. Who owns the property at the point of diversion Lewiston Orchards Irrigation District

b. Who owns the land to be irrigated or place of use L.O.I.D. Water Users

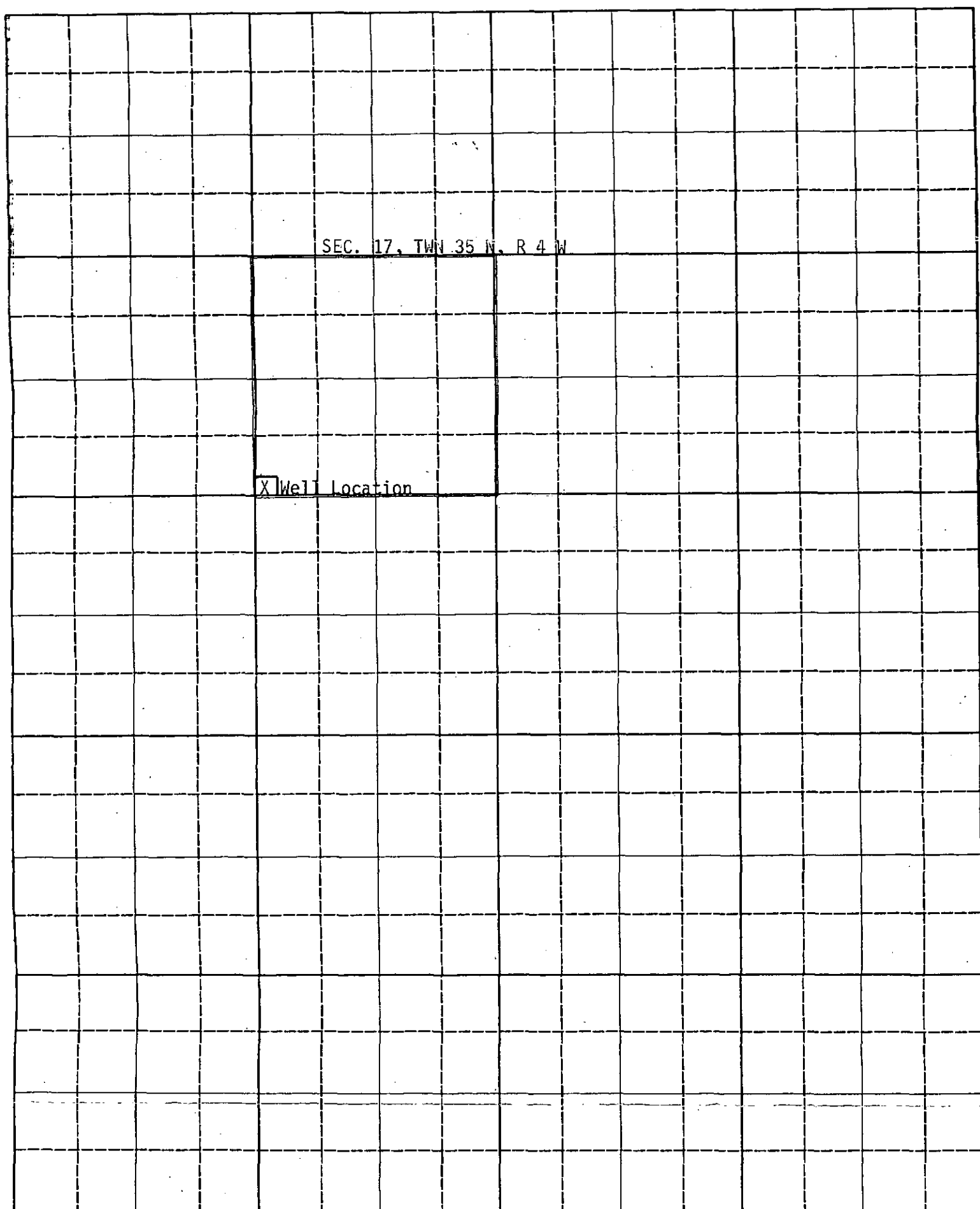
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks

8 c.)	#	Description	Qty	Priority
	85-2003	Sweetwater Canal Diversion	87.8 CFS	7/14/04
	85-2049	Lake Waha Pumping	10 CFS	5/16/15
	85-2146	Soldiers Meadow Reservoir	2000 AC-FT	5/24/22
	85-2063	Lake Waha Pumping	10 CFS	8/24/23
	85-2065	Webb Creek Diversion	40 CFS	1/30/24
	85-2147	Capt. Johns Creek Diversion	2000 AC-FT	12/4/34
	85-7146	Domestic Water Well	3 CFS	4/8/77

SECRET

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



Scale: 2 inches equal 1 mile.

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

MICROFILMED

Malcolm D. Crawford
(Applicant)
*Manager, Lewiston Orchards
Irrigation District*

Proposed Priority 2/28/85

Received by pm Date 2/28/85 Time 1:45 pm
Preliminary check by CT Fee \$ 105.00
Receipted by pm Date 2/28/85 (31721)
Publication prepared by pm Date 2/28/85
Published in Lewiston Tribune
Publication dates 3/2 & 14/85 // 3/28 & 4/4/85
Publication approved pm Date 4/16/85
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by RJA kw

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. 85-7428, 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 July 1, 19 87.
- 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. 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.
The issuance of this permit in no way grants any right-of-way or easement across the land of another.
A flow measurement port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 28 day of June, 1985.

David R. Tuttle
Acting Chief, Operations Bureau

MICROFILMED

DEED

Rec'd 2-1-47

Book 181 Page 284

THIS INDENTURE, made this 2nd day of November, 1948, between the LEWISTON ORCHARDS IRRIGATION DISTRICT, an irrigation district organized and existing under and by virtue of the laws of the State of Idaho, Grantor, and THE UNITED STATES OF AMERICA, Grantee,

WITNESSETH:

That the Lewiston Orchards Irrigation District, pursuant to Article 27 of the Repayment Contract between the Lewiston Orchards Irrigation District and the United States, dated September 10, 1947 and recorded on October 1, 1947 in Book 7 of Miscellaneous Records, beginning on page 237 in the records of the County Recorder of New Perce County, State of Idaho, has granted, bargained and sold, and by these presents doth grant, bargain, sell, convey and confirm unto the United States of America and its assigns forever, all the following described real property situated in New Perce County, State of Idaho, to-wit:

The entire domestic and irrigation water diversion and distribution system of the Lewiston Orchards Irrigation District, including but not limited to the following:

The Water Permits and Water Licenses granted by the State Engineer of the State of Idaho with respect to such system:

The Water system extending from Captain John's Canal diverting water from Captain John's Creek, including

Soldiers Meadow Reservoir on Webb Creek, Webb Canal diverting water from Webb Creek into the East Fork of Sweetwater Creek, Lake Waha Feeder Canal diverting water from the West Fork of Sweetwater Creek, Lake Waha and pumping facilities, Sweetwater Canal diverting water from Sweetwater Creek, to and including Reservoir "A", Relief Reservoir No. 1, Relief Reservoir No. 2, and the various pipe lines and canals constituting the distribution system of said irrigation and domestic water system; and

All land and rights-of-way acquired for said system by any means whatsoever, including, among others, by prescriptive right, by adverse use, by conveyances, by condemnation proceedings, by reservations and dedications made by the Lewiston Land and Water Company, Limited and by the Lewiston Sweetwater Irrigating Company, Limited, or their predecessors on plats of subdivided lands, or in deeds to private owners or in certificates of water rights.

RESERVING unto the Grantor for salvage, the existing pumping and power line facilities at Lake Waha.

EXCEPTING all lands acquired by the Grantor in connection with Reservoir "A" located in Sections sixteen, seventeen,

twenty and twenty-one, Township 33 North, Range 4 West, Boise meridian, which lie at an elevation twenty (20) feet above the maximum water surface elevation of said reservoir; and EXCEPTING all land acquired by the Grantor in connection with Soldiers Meadow Reservoir located in Sections 29 and 32, Township 33 North, Range 3 West, Boise Meridian, which lie fifty (50) feet above the maximum water surface elevation of said reservoir; and

EXCEPTING all that portion of the SE of the NW
NE of the SW
SE of the SW
of Section 31, Township 24,
North of Range 3, West Boise Meridian,

not included in the right of way for Wabb Canal running through the above described property.

TOGETHER with all and singular the tenements, hereditaments and appurtenances therunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues, and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said Grantor.

TO HAVE AND TO HOLD ALL and singular the above mentioned and described premises, together with the appurtenances, unto the United States of America and its assigns forever. And the said Grantor, its successors and assigns, the said premises in the quiet and peaceable possession of the said Grantee and its assigns, against the said Grantor, and against all and every person and persons whomsoever lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the Grantor above named has caused these presents to be signed by its President and attested to by its Secretary, and has caused the District seal to be affixed thereto, the day and year first above written.

LEWISTON ORCHARDS IRRIGATION DISTRICT

BY:

/s/ Bert Schroeder

President

ATTEST:

/s/ Wilbur C. Kelly

Secretary

(SEAL)

STATE OF IDAHO

COUNTY OF NEZ PERCE

On this 2nd day of November, in the year 1943, before me, RUSSELL S. RANDALL, a Notary Public, personally appeared BERT SCHROEDER, known to me to be the President of the Lewiston Orchards Irrigation District and the person who executed the within instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

/s/ Russell S. Randall

Notary Public for Idaho
Residing at Lewiston

(SEAL)

My commission expires 1-10-51.

Pacific Northwest Region Water Inventory Report

As of September 29, 1997

Water Right Description				Water Right Filing Activity				Priority	UseRight
Entity	Facility	Source	Action	Number	Date	CFS	Acre Ft		
LOID	CLEARWATER RIVER DIVERSION	CLEARWATER RIVER	Application	85-7109	06/17/1970	30.00		I, M	06/17/1970
			Permit	85-7109	08/04/1970				
			Certificate						
			Adjudication						
Comment: <i>Relinquished</i>									
LOID	WELL DOMESTIC	GROUND WATER	Application	85-7146	04/29/1977	3.00		M & I	04/29/1977
			Permit						
			Certificate						
			Adjudication						
Comment: <i>ABS-07146</i>									
LOID	WELL DOMESTIC	GROUNDWATER	Application	85-7428	02/28/1985	4.00		M & I	02/28/1985
			Permit	85-7428	06/28/1985	4.00		M & I	
			Certificate						
			Adjudication						
Comment: <i>ABS-07428</i>									
USA	DAMS AND CANALS	CAPTAIN JOHN CREEK	Application		12/04/1934	2,000.0		I, D	12/04/1934
			Permit	R-576	02/27/1937	2,000.0		I, D	
			Certificate	85-2147	07/20/1940	2,000.0		I, D	
			Adjudication	85-2147		20.00		I, D	
Comment: <i>20 CFS SRBA LICENSE R-576 WATER DIVERTED FROM BROWNS CREEK (TRIB CAPTAIN JOHN CREEK) FOR STORE IN SOLDIERS MEADOW RESERVOIR RELEASED FROM STORE FOR BENE USE</i>									

Comment: 20 CFS SRBA LICENSE R-576 WATER DIVERTED FROM BROWNS CREEK (TRIB CAPTAIN JOHN CREEK) FOR STORE IN SOLDIERS MEADOW RESERVOIR RELEASED FROM STORE FOR BENE USE

Division

Entity	Facility	Source	Action	Number	Date	CFS	Acres	Uses	Priority	UseRight
USA	SOLDIERS MEADOW RESERVOIR DAM	WEBB CREEK	Application	R-22037	05/24/1922		2,000.0	I	05/24/1922	
			Permit	R-294	05/29/1922		2,000.0	I		
			Certificate	85-2146	04/30/1924		2,000.0	I		
			Adjudication	85-2146			2,000.0	I, D		
Comment 2000 AF FILED IN SRBA, WATER LICENSE R-294										
USA	SWEETWATER DIVERSION AND CANAL	SWEETWATER CREEK	Application	1040	07/14/1904	100.00		I, D	07/14/1904	
			Permit	877	10/25/1904	100.00		I, D		
			Certificate	85-2803	10/22/1909	87.80		I, D		
			Adjudication	85-0016	06/12/1916	100.00		I, D		
Comment 87.8 SRBA LIC 877 4/11/16 85-2003 SUPERCEDED DECREE SIEGRIST MILL V. LEWISTON-SWEETWATER IRR CO POU 3,845.48 ACRES NEZ PERCE COUNTY BASIS OF CLAIM DECREE										
USA	WEBB CREEK DIVERSION DAM CONDUIT & CANAL	WEBB CREEK & SOLDIERS MEADOW RES/WEBB CR RES)	Application	15945	01/30/1924	40.00		I, D	01/30/1924	
			Permit	15945	04/30/1924	40.00		I, D		
			Certificate	85-2065	04/30/1924	40.00		I, D		
			Adjudication	85-2065		40.00		I, D		
Comment 40 CFS FILED IN SRBA, WATER LICENSE 15945, 3845.48 A IRRIGATED NEZ PERCE COUNTY										



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 17, 1993

LEWISTON ORCHARDS IRRIGATION DISTRICT
1520 POWERS AVE
LEWISTON ID 83501

RE: WATER RIGHT NO. 85-07428

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over a horizontal line.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED

JAN 20 1994

WR0749NP
No. L85-07428

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 11/09/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEWISTON ORCHARDS IRRIGATION DISTRICT 1520 POWERS AVE LEWISTON ID 83501 (208) 746-8235	02/28/1985	MUNICIPAL	01-01 12-31	2.13 CFS	
TOTAL DIVERSION:					2.13 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 2.13 CFS

Point(s) of Diversion: T35N R04W S17 SW SW

Place of use Legal Description for: MUNICIPAL

				NE				NW				SW				SE			
T	R	S		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
35N	04W	18	:										M	M	M		M		
35N	04W	19	:			M													
35N	05W	7	:				M			M	M		M	M	M		M	M	M
35N	05W	8	:				M			M			M	M	M		M	M	M
35N	05W	9	:										M	M	M				
35N	05W	13	:	M									M	M	M		M		M
35N	05W	14	:							M			M	M	M		M	M	M
35N	05W	15	:			M		M	M	M	M		M	M	M		M	M	M
35N	05W	16	:			M	M	M	M	M	M		M	M	M		M	M	M
35N	05W	17	:	M	M	M	M		M	M	M		M	M	M		M	M	M
35N	05W	18	:	M	M	M	M		M	M	M		M	M	M		M		
35N	05W	20	:														M		
35N	05W	21	:	M	M	M	M		M	M	M		M	M					
35N	05W	22	:	M	M	M	M		M	M	M								
35N	05W	23	:	M	M	M	M		M	M									
35N	06W	12	:															M	M

Pou County: NEZ PERCE

Other Rights: 85-2003, -2049, -2146, -2063, -2065, -2147, -7146.

Other Water Rights Listing Overlapping Place(s) of use:

85-00016 85-02007 85-02049 85-04053 85-04387 85-04465 85-07146 85-07233 85-07433 85-07458
86-07324

Conditions of Approval:

- 004 - The issuance of this right in no way grants any right-of-way
- or easement across the land of another.

Remarks: Place of use is located within the boundaries of the Lewiston
Orchards Irrigation District service area.

WR0749NP
No. L85-07428

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 11/09/93
PAGE: 2

=====
Dates: App. Received: 02/28/1985 Priority Date: 02/28/1985
Proof Due Date: 07/01/1987 Proof Made Date: 05/20/1987
Exam Made Date: 08/04/1987 Exam Sent to S.O.: 02/24/1993
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 11/09/93 CHAPMAN

LICENSE REVIEW CHECKLIST

Permit # 85-7428 Date 11-8-93 Brenda Chapman

NAME	Yes	No	Or Address Change?
		☒	
PRIORITY DATE		☒	Advance? _____ Memo to Advance _____
		☒	Order to Reinstate Needed? _____
		☒	Incorrect Fee for rate recommended? _____
SOURCE		☒	Changes? _____ Clarification of Originally Intended source _____
		☒	Notice of Intent to Void - Source change. _____
P/D		☒	Amendment Needed? _____
		☒	Overlap(s) _____
P/U		☒	Amendment Needed? _____
		☒	Overlap(s) _____
TOTAL CFS		☒	Disagree/Measurement <u>MAX from meter = 2.13 CFS</u>
		☒	<u>1 MILLION GAL AVER PER DAY = 1.55 CFS</u>
		☒	<u>GRAVITY FEED - USE 10 PSI FOR THEORETICAL</u>
		☒	Theoretical $8.8 \times .70 \times 250 \text{ HP}$
		☒	$(441 + 2.31 \times 10 \text{ psi}) = 3.31 \text{ CFS}$
		☒	Capacity <u>2.13</u>
		☒	Allowable Amount: <u>2.13 (from records)</u>
TOTAL VOLUME		<u>NA</u>	Disagree with Examiner's Calculations?
			<u>Municipal doesn't require this.</u>
			Flow limit: _____ x _____ x 1.9835 = _____
			Season _____
USES		☒	Change(s) in Nature of Use? _____
		☒	Amendment Needed? _____
REMARKS		☒	Multiple P/Ds in 1/4 1/4? _____
		☒	Special Overlap _____
		☒	Other _____
CONDITIONS		☒	Measuring/Locking Devices _____
		☒	W/Master Control _____
		☒	Irrigation Overlap <u>2-28-85</u> Water Dist App Rec'd
		☒	Water Quality <u>8-4-87</u> Exam Made

COMMENTS: Reduce rate

RECOMMENDED

municipal

CFS

2.13

DIV VOL

LICENSE

AMEND

2ND AMEND

☒

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 22 1993

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 85-7428

1. Owner: Lewiston Orchards Irr. Dist. Phone No. 746-8235

Current Address: 1520 Powers Ave, Lewiston, Idaho 83501

2. Accompanied by: _____ EXAM. DATE: 8-4-87

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: JK GROUNDWATER
Underground tributary to _____
Aquifer

B. OVERLAP REVIEW

1. Other water rights with same place of use: 85-7146 supplement Fordom.

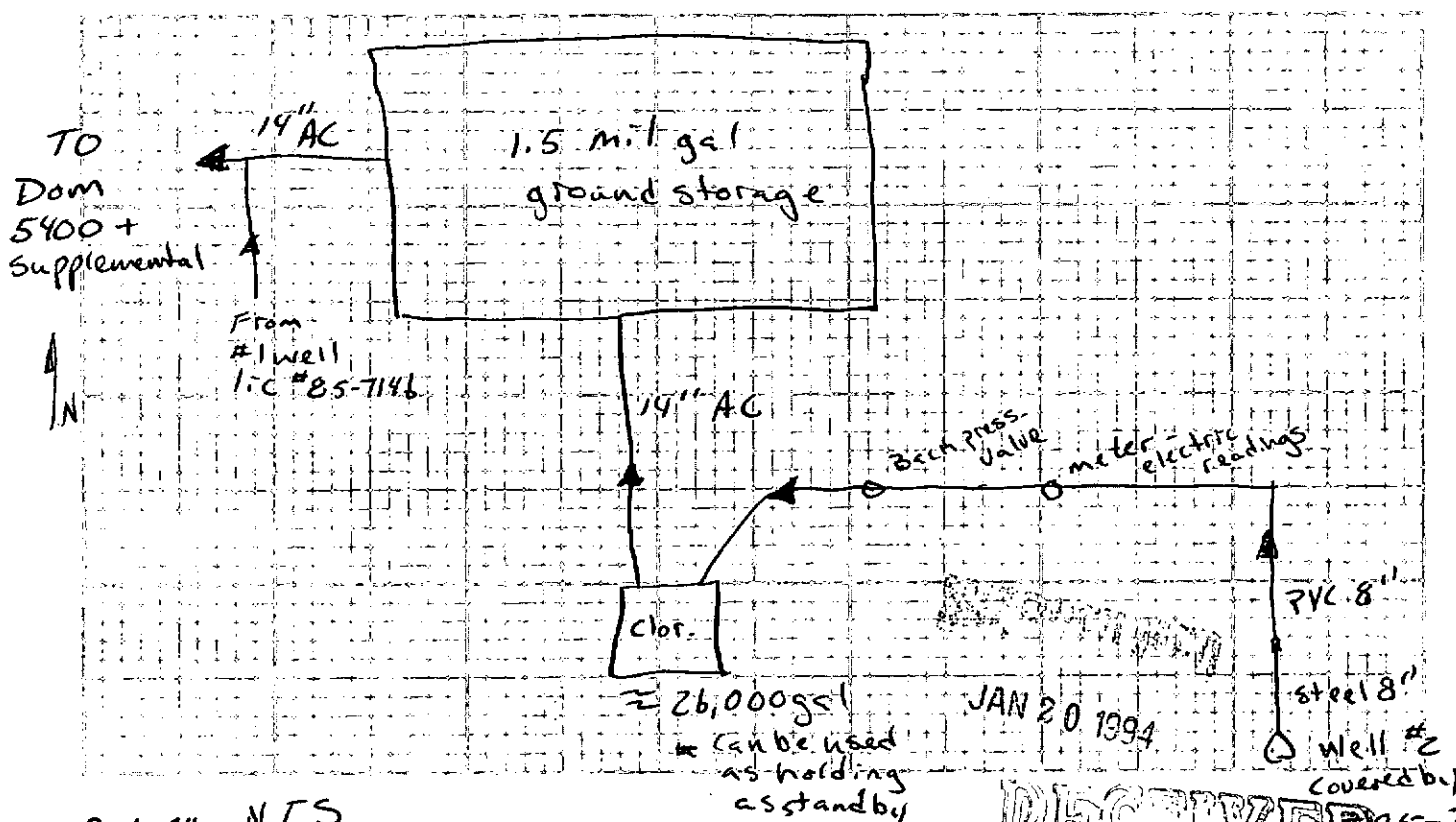
☐ Copies Attached

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
Showing location(s) of point(s) of diversion and
place(s) of use (required).

- ☐ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater)

- ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

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JUN 6 1989
85-7428

System Description (continued)

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

From pump through 8" line to 1.5 million Gal. ground storage tank. - Through 14" AC to Domestic of 5400 Approx. All gravity Feed.

Main use is within Lew. ^{Orchards Irr. Dist.} City limits, also used as supplement for out-side city limits. Also hooked up to City of Lew. Water as supplement either way. ☐ See Remarks on page 4 for continuation

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Submersible	Centrifugal - Hughes	250			8"

*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
			SW	SW	17	35N	4W	Nez Perce	Map - permit

6. Place(s) of Use: CITY OF LEWISTON & Indicate Method of Determination

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	5W	7																	
		8																	
		9																	
		13																	
		14																	
		15																	
		16																	
		17																	

13
21
22
23

Lewiston
Orchards Irr. District
(Attached map - shows Boundary)

Do not use this space

JAN 20 1994

Do not use this space

D. FLOW MEASUREMENTS

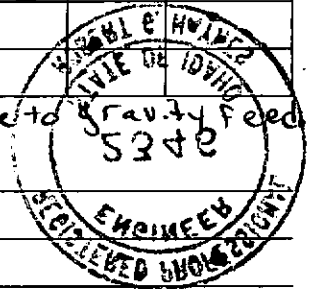
☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
meter			Rockwell	1000D-AP - 16391C		

2. Measurements:

From chart record of past use - from meter
 $1.38 \text{ mil gal/day} - \text{max.}$
 $1.0 \text{ mil gal/day} - \text{Avg. in summer}$
 Press $\approx 5 \text{ psi}$ - due to gravity feed
 $h_{st} = 441'$
 During exam 830 GPM - pump filter changes due to Resv.



E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method:

$$Q_{\text{pump}} = 3.65 \text{ cfs}$$

2. Alternate Method for Checking Purposes:

$$Q = 2.13 \text{ cfs}$$

measured - meter



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:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$

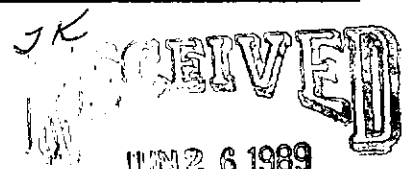
2. Volume Calculations for Other Uses:

$$V = 5400 (1.2) = 6480 \text{ AF}$$

Dom.

$$\text{Dom } 15 (1.2) = 18 \text{ AF}$$

JAN 20 1994



Department of Water Resources

H. REMARKS AND OVERLAP REVIEW ANALYSIS

#85-7146 overlaps with #85-7428 as a supplement, the lines are the same for both systems. #85-7146 is well #1 while #85-7428 covers well #2 and is the main source of water.
 10 HOMES OUTSIDE CITY BUT WITHIN LOID BOUNDARIES
 5 HOMES " " AND OUTSIDE " "

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
Domestic	1-1	12-31	2.13 cfs	18 6480 AF JK
MUNICIPAL	1-1	12-31	2.13 cfs	
Totals:			2.13 cfs	18 6480 AF JK

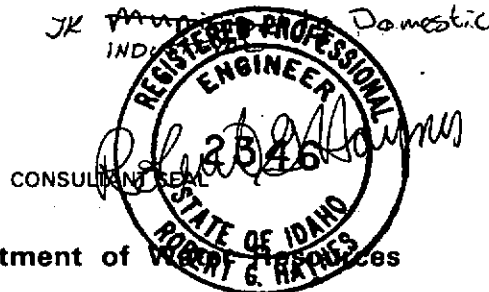
2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

☒ None
☒ Other Nature of use from JK Domestic

J. AUTHENTICATION

Field Examiner's Name Jennifer Angones
 Signature Jennifer Angones
 Certification Date 5/15/87
 Field Report Preparation Date 8-6-87



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

DOM 7/11/89

PROCESSED

JAN 20 1994

Flow cal.

$$Q_{\text{max}} = 1.38 \text{ mil } \frac{\text{gal}}{\text{day}} * \frac{\text{day}}{24 \text{ hr}} * \frac{\text{hr}}{60 \text{ min}} = 958.33 \frac{\text{gal}}{\text{min}} * \frac{1 \text{ cfs}}{448.8 \text{ gpm}}$$

Pump puts out
From records
of meter

$$= 2.13 \text{ cfs}$$

$$Q_{\text{max}} = 1.0 \text{ mil } \frac{\text{gal}}{\text{day}} * \frac{1}{24} * \frac{1}{60} * \frac{1}{448.8} = 1.55 \text{ cfs}$$

From
Chart-
meter
reading - Avg. For Summer

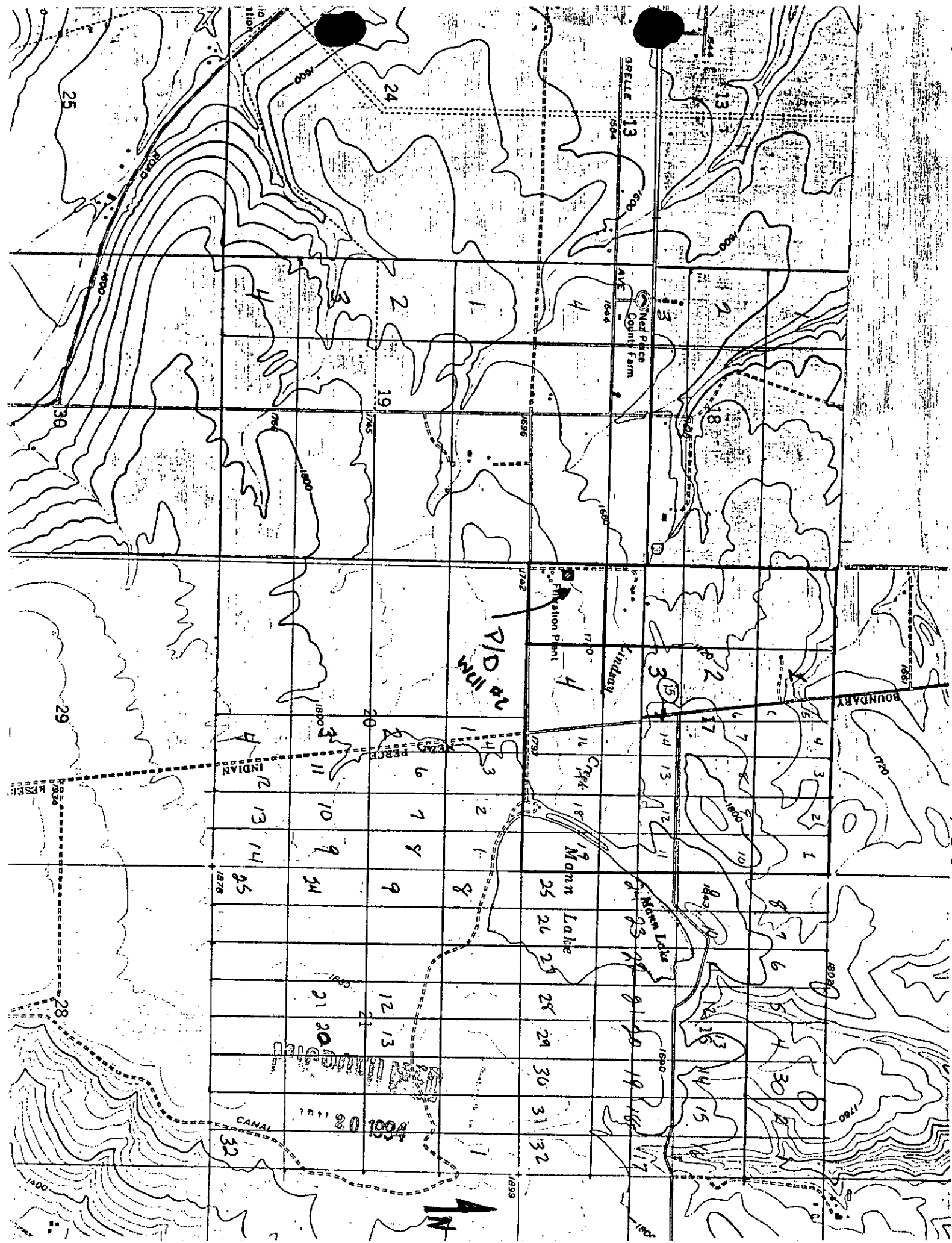
$$Q_{\text{pump}} = \frac{8.8(75)(250)}{2.3(5) + 441} = 3.65 \text{ cfs}$$

$$Q_{\text{recommended}} = 2.13 \text{ cfs}$$

max From records of
meter measurement that
pump puts out

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JAN 20 1994



T 35 N
E 44 W
C



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

REMARKS / PHOTOS

PERMIT # 85-7428

DATE

INITIALS

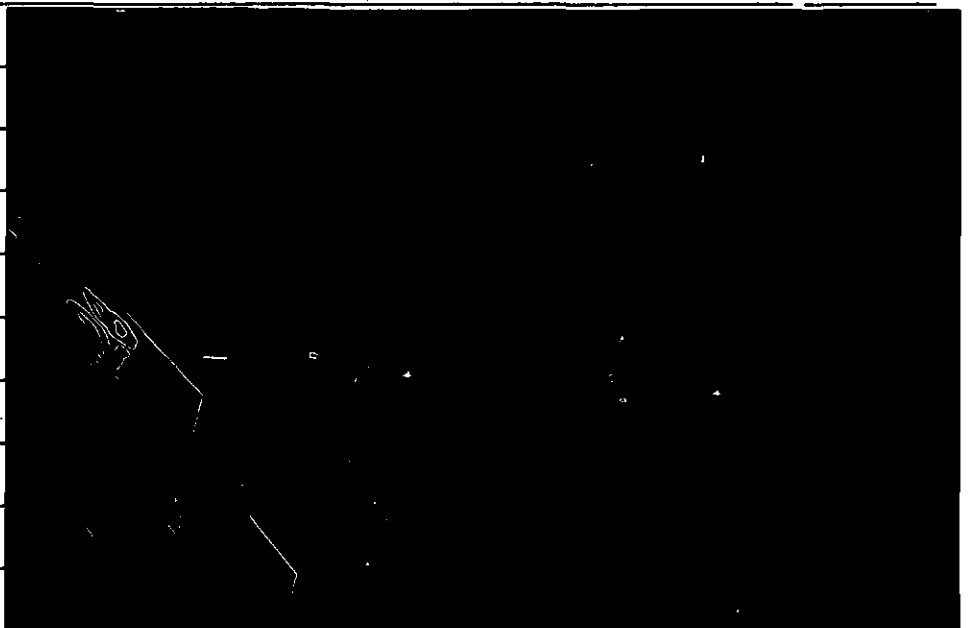


P/D
Well #2
& pump

Ground Storage
≈ 1.5 mil. gal. →

RECEIVED

JAN 20 1994



MEMORANDUM

TO: Brenda Chapman (State Office)
FROM: Allen Beardslee (Northern Region) *AB*
DATE: November 2, 1993
RE: Permit Number 85-07428 - Lewiston Irrigation District

RECEIVED
NOV 04 1993
Department of Water Resources

I spoke with Mr. Bruce Matteson of L.O.I.D. November 1, 1993. Mr. Matteson stated that 2.13 CFS was an accurate/sufficient diversion rate for the above water right filing.

Please issue License 85-07428 with a diversion rate of 2.13 CFS.

RECEIVED

JAN 20 1994

MEMORANDUM

TO: Allen Beardslee / Northern Region
FROM: Brenda Chapman
DATE: October 26, 1993
RE: Returned Exam / Permit 85-07428
Lewiston Orchards Irrigation District

=====

I am sorry we need to return this field exam to your office once again. I need some substantiating evidence to support the increased rate of flow the Lewiston Orchards Irrigation District engineering technician, Bill Larsen, recommended. Otherwise, we will have to go with the examiner's recommendation.

Thanks for your help.

RECEIVED

JAN 20 1994

MEMORANDUM

TO: FILE 85-07428

FROM: PAM SKAGGS

RE: FIELD EXAM

DATE: 28-DEC-1992

=====

I am returning this field exam to Tom King for further clarification per our telecon on this date. The information provided with the field exam is conflicting and recommendations unclear. Tom will review and also check with the water right holder if necessary and clarify the license recommendations. The file will be returned to the vault until the exam is returned from Northern Region.

RECEIVED

JAN 20 1994

MEMORANDUM

TO: Jim Johnson, Water Rights Supervisor - Permits Section

FM: Tom King, Sr. Water Resource Agent - Northern Region *TDK*

Date: August 10, 1990

Subject: Field Exam Report #85-07428

=====

The above referenced report has been reviewed and the recommended places of use changed based on my conversation on this date with Mr. Bill Larson Engineer Tech. with the Lewiston Orchards Irrigation District.

*THE CORRECTIONS WERE MADE IN
RED. THAT IS THE CORRECT INFO
AS OF AUGUST 10, 1990*

TDK

MEMORANDUM

TO: NORTHERN REGION

FROM: JIM JOHNSON

RE: RESPONSE TO RECOMMENDATION FOR LICENSE BY PERMIT HOLDER

DATE: August 6, 1990

=====

Bob, the attached memorandum was received from the permit holder back in March of this year, I am sorry that we have not followed up on this sooner. The permit holder disagrees with us on two items, recommended rate of flow and the place of use. I cannot substantiate if the flow is in error or whether the place of use description should be modified as requested. Will you follow up and modify the beneficial use report if necessary. Thanks.

RECEIVED
AUG 10 1990

1990 20 100

MEMORANDUM

To MR. SIM JOHNSON

Date 3-16-1990

From BILL LARSEN

Subject WATER RIGHT RE: PERMIT NO. 85-07428

DEAR MR. JOHNSON:

ENCLOSED ARE LIST OF LOCATIONS WHICH OUR WELL #2
IS CURRENTLY SERVING WATER TO.

CHANGES OR ADDITIONS ARE MADE IN RED INK.
IF YOU HAVE ANY QUESTION CONCERNING THIS MATTER
PLEASE CALL ME.

SINCERELY,

BILL LARSEN
ENGR. TEL.
LEWISTON ORCHARDS IRR. DIST.
1520 POWERS AVE.
LEWISTON, ID. 83501
746-8235

RECEIVED

JAN 20 1994

RECEIVED
MAR 21 1990

Department of Water Resources

WATER RIGHT NO. 85-07428

Priority: February 28, 1985

Maximum Diversion Rate: 2.13 CFS

WATER RITE 85-07428 11/2/93

This is to certify, that LEWISTON ORCHARDS IRRIGATION DISTRICT
1520 POWERS AVE.

LEWISTON, ID 83501 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated February 28, 1985; and
has submitted Proof of Beneficial Use on May 20, 1987. An examination indicates
that the works have a diversion capacity of 2.130 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>
MUNICIPAL	01/01 to 12/31	2.13 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 17, Township 35N, Range 04W
NEZ PERCE County

PLACE OF USE: MUNICIPAL

TWN RGE SEC

35N 04W 18	NWSW	SESW	<i>NWSE / NESW</i>
19	NWNE		
05W 7	SWNE	SENE	SWNW
	SENW	NESW	NWSW
	SWSW	SESW	NESE
	NWSE	SWSE	SESE
8	NESW <i>SWNW</i>	NWSW	SWSW
	SESW <i>SWNE</i>	NESE	NWSE
	SWSE	SESE	
9	NWSW	SWSW	SESW
13	NESW <i>SESE / NENE</i>	NWSW <i>NESE / SENE</i>	SWSW
14	SWNW	NESW	NWSW
	SWSW	SESW	NESE
	NWSE	SWSE	SESE
15	NWNE	SWNE	SENE
	NENW	NWNW	SWNW
	SENW	NESW	NWSW
	SWSW	SESW	NESE
	NWSE	SWSE	SESE
16	NWNE	SWNE	NENW
	NWNW	SWNW	SENW
	NESW	NWSW	SWSW
	SESW	NESE	NWSE
	SWSE	SESE	<i>SENE</i>
17	NENE	NWNE	SWNE
	SENE	NENW	NWNW
	SWNW	SENW	NESW
	NWSW	~~SWSW~~	SESW
	NESE	NWSE	SWSE

RECORDED

JAN 20 1994

35N 06W 12

SESE

SWSE

WATER RIGHT NO. 85-07428

PLACE OF USE: MUNICIPALTWN RGE SEC

35	5	17	SESE		
	18		NENE	NENW, SWNW, NWNE	NESW, SESW, SWNE
			SENE	NWNW, NESE	NWSW, SWSW, NWSE
	20		NESE		
	21		NENE	NWNE	SWNE
			SENE	NENW	NWNW
			SWNW	SENE	NESW
			NWSW		
	22		NENE	NWNE	SWNE
			SENE	NENW	NWNW
			SWNW	SENE	
	23		NENE	NWNE	SWNE
			SENE	NENW	NWNW

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. 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. Place of use within the boundaries of the Lewiston Orchards Irrigation District. An additional 15 units are served outside these boundaries.

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 _____
 day of _____, 19____.

 R. Keith Higginson, Director

RECEIVED
 JAN 20 1994

FROM *Sharla*DATE *3/16/90*TO *File 85-7428*

SUBJECT

On this date, Mr. Crawford called to say that the system produces more than 2.13 Cp & that there are some discrepancies in the plu - hold until 4/15 for correspondence they will send in.

RECEIVED

JAN 20 1994

SIGNATURE

WATER RIGHT NO. 85-07428

Priority: February 28, 1985 Maximum Diversion Rate: 2.13 CFS

This is to certify, that LEWISTON ORCHARDS IRRIGATION DISTRICT
1520 POWERS AVE.

LEWISTON, ID 83501 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated February 28, 1985; and
has submitted Proof of Beneficial Use on May 20, 1987. An examination indicates
that the works have a diversion capacity of 2.130 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>
MUNICIPAL	01/01 to 12/31	2.13 CFS	

LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 17, Township 35N, Range 04W
NEZ PERCE County

PLACE OF USE: MUNICIPAL

TWN RGE SEC

35N 04W 18	NWSW	SESW	
19	NWNE		
05W 7	SWNE	SENE	SWNW
	SENW	NESW	NWSW
	SWSW	SESW	NESE
	NWSE	SWSE	SESE
8	NESW	NWSW	SWSW
	SESW	NESE	NWSE
	SWSE	SESE	
9	NWSW	SWSW	SESW
13	NESW	NWSW	SWSW
14	SWNW	NESW	NWSW
	SWSW	SESW	NESE
	NWSE	SWSE	SESE
15	NWNE	SWNE	SENE
	NENW	NWNW	SWNW
	SENW	NESW	NWSW
	SWSW	SESW	NESE
	NWSE	SWSE	SESE
16	NWNE	SWNE	NENW
	NWNW	SWNW	SENW
	NESW	NWSW	SWSW
	SESW	NESE	NWSE
	SWSE	SESE	
17	NENE	NWNE	SWNE
	SENE	NENW	NWNW
	SWNW	SENW	NESW
	NWSW	SWSW	SESW
	NESE	NWSE	SWSE

JAN 20 1994

WATER RIGHT NO. 85-07428

PLACE OF USE: MUNICIPAL

TWN RGE SEC

	SESE		
18	NENE	NWNE	SWNE
	SENE	NESE	NWSE
20	NESE		
21	NENE	NWNE	SWNE
	SENE	NENW	NWNW
	SWNW	SENE	NESW
	NWSW		
22	NENE	NWNE	SWNE
	SENE	NENW	NWNW
	SWNW	SENE	
23	NENE	NWNE	SWNE
	SENE	NENW	NWNW

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. 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. Place of use within the boundaries of the Lewiston Orchards Irrigation District. An additional 15 units are served outside these boundaries.

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 _____ day of _____, 19____.

R. Keith Higginson, Director

RECEIVED
JAN 20 1994

March 7, 1990

LEWISTON ORCHARDS IRRIGATION DISTRICT
1520 POWERS AVE.
LEWISTON, ID 83501

RE: PERMIT NO. 85-07428

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

JAN 20 1994

MEMORANDUM

TO:FILE

FROM:ROXANNE MCCARTHY

RE: LEWISTON ORCHARDS IRRIGATION DISTRICT

DATE: 12-OCT-1989

=====

The place of use is found in the following tracts:

35N 04W 18 NWSW SESW
19 NWNE

35N 05W 07 SWNE SENE SWNW SENW SW1/4 SE1/4
08 SW1/4 SE1/4
09 NWSW SWSW SESW
13 NESW NWSW SWSW
14 SWNW SW1/4 SE1/4
15 NWNE SWNE SENE NW1/4 SW1/4 SE1/4
16 NWNE SWNE NW1/4 SW1/4 SE1/4
17 ENTIRE QUARTER
18 NE1/4 NESE NWSE
20 NESE
21 NE1/4 NW1/4 NESW NWSW
22 NE1/4 NW1/4
23 NE1/4 NENW NWNW

RECEIVED

JAN 20 1994

POINT OF DIVERSION OVERLAP REVIEW

WR-NUMBER	TWP	RNG	SC	TRACT	LT	#SOURCE	#NAME
				1\4 1\4 1\4			
8507428	35N	04W	17	SW SW		GROUNDWATER	LEWISTON ORCHARDS IR
8504483						LINDSAY CREEK	U.S. DEPT. OF INTERI
8507146						GROUNDWATER	LEWISTON ORCHARDS IR

RECEIVED

JAN 20 1994

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 765-4639

JULY 22, 1987

LEW. ORCH. IRR. DIST
1520 POWERS AVE.
LEWISTON, ID 83501

RE: Permit No. 85-7428

Dear Permit Holder:

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

Before a Water Right License can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone or in person.

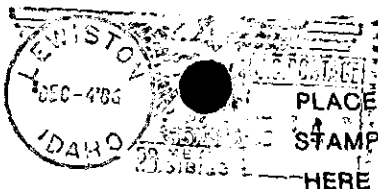
Sincerely,

/S/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

JAN 26 1988

LEWISTON, IDAHO 83501
1520 POWERS AV.
LEWISTON, ID. 83501



RECEIVED
JAN 20 1994

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 85-7428

Name(s) of Permit Holder(s): LEWISTON ORCHARDS IRRIGATION DISTRICT

Post Office Address: 1520 POWERS AVE.

LEWISTON, ID. 83501

Tel. No. (208) 746-8235

☒ I hereby certify that construction of diversion works for the above referenced permit began on JAN. 20, 1986 (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.

12-3-86
Date

Malcolm D. Crawford
Signature of Permit Holder
F. O. S. D.

LEWISTON ORCHARDS IRRIGATION DISTRICT
LEWISTON, IDAHO

04/30/87

VOUCHERS PAYABLE

150.00

150.00

MICROFILMED

JUL 10 1987

CHECK NR 4339 PAYABLE CHECK TOTAL =

150.00

150.00

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
APRIL 30, 1987

138478

LEWISTON ORCHARDS IRRIGATION DISTRICT
1520 POWERS AVE.
LEWISTON, ID 83501

PROOF DUE NOTICE

RE: PERMIT NO. 85-7428

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 JULY 1, 1987. (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 COMPLETED 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

MICROFILMED

JUL 10 1987



STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 765-4639

March 21, 1985

Idaho Division of Environment
P.O. Drawer B
Lewiston, ID 83501

Re: 85-7428

Gentlemen:

Enclosed is information which may be of interest to your Agency relating to an application recently filed with the Department of Water Resources.

Sincerely,

A handwritten signature in cursive script, reading "Robert G. Haynes", is written over the typed name.

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH/pms

Enclosure

MICROFILMED

*Please
file with
85-7428*

LEGL-PRUF

NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN that Application for Permit No. 85-7428 in the name of Lewiston Orchards Irrigation District was advertised incorrectly on March 7 & 14, 1985.

Industrial use should have been included.

Protests to the above-referenced correction must be filed with the Director, Dept. of Water Resources, 4055 Gov't Way, Ste. 14, Coeur d'Alene, Id. 83814 on or before April 15, 1985..

KEN DUNN, Dir.

Published in the Lewiston Morning Tribune on March 28 & April 4, 1985.

MICROFILMED

July 12, 1985

RE: Permit No. 85-7428

Lewiston Orchards Irr. Dist.
1520 Powers Ave.
Lewiston, ID 83501

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.

Be sure to note the special condition requiring you to install a measuring device, or a flow measurement port to provide for the installation of measuring equipment by the Department. Enclosed please find a list of measuring device options, and specifications for the installation of the flow measurement port.

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,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:sc
Enclosures

MICROFILMED

INTER-DEPARTMENT MEMO — 1

DATE 6/19/85

FROM Ken Knoblock

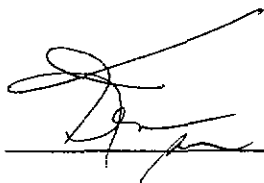
TO Kay Walker

SUBJECT 85-7428

The City of Lewiston is incorporated.

RECEIVED
JUN 24 1985

Department of water resources


SIGNATURE

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

Date 040485 INVOICE No. 19297
Account No. 96475
Description NOTICE OF CO
Times 2 Lines 17
Tab Lines _____

**LEGAL ADVERTISING
INVOICE**

SOLD TO: STATE OF IDAHO
DEPT. OF WATER RESOURCES
4055 GOVERNMENT WAY
CD'A
ID 83814

RECEIVED

APR 10 1985

\$ 14.88

Department of Water Resources
Northern District Office

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.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, ss.
County of Nez Perce

NOTICE OF CORRECTION
NOTICE IS HEREBY GIVEN that Application for Permit No. 85-7428 in the name of Lewiston Orchards Irrigation District was advertised incorrectly on March 7 & 14, 1985. Industrial use should have been included. Protests to the above-referenced correction must be filed with the Director, Dept. of Water Resources, 4055 Gov't Way, Ste. 14, Coeur d'Alene, Id. 83814 on or before April 15, 1985.

KEN DUNN, Dir.
Published in the Lewiston Morning Tribune on March 28 & April 4, 1985.

T. L. Dickson, 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 CORRECTION NOTICE IS HEREBY GIVEN that attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, 2 time(s). Publication being on 032885, or once a week for two consecutive weeks, the first publication thereof being on the 032885, and the last publication thereof being on the 040485, and said

NOTICE OF CORRECTION NOTICE IS HEREBY GIVEN that 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.

T. L. Dickson

SUBSCRIBED AND SWORN BEFORE ME THIS THE 8th day of April 1985

Shulette J. Hamilton

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

RECEIVED

APR 10 1985

Department of Water Resources
Northern District Office

MICROFILMED

These are your proofs

LEGAL-PRUF

NOTICE OF CLAIMS
TO WATER RIGHTS

The following claim(s) have been
filed on water right(s) created by
diversion and beneficial use:

85-4480

FARLEY, GILBERT &/or
VERLENE &/or DARYLE
&/or MARILYN

P.O. BOX 63, TROY, ID 83871

Source: SPRING trib. to

CLEARWATER RIVER

UNNAMED STREAMS trib. to

CLEARWATER RIVER

Priority Date: 06/01/1960

Diversion Pt: SENE NESE Sec 01 T

36N R 01W LOT 05 Sec 06 T 36N R

01E LOT 06

Sec 01 T 36N R 01W

Use: STOCKWATER (0.02 CFS)

In: LOT 06 (NENE) SENE NESE

Sec 01 T 36N R 01W LOT 05 (NENE)

Sec 06 T 36N R 01E

Exceptions to a claim may be filed
with the Director, Dept. of Water
Resources, 4055 Gov't. Way, Coeur
d'Alene, Id. 83814.

KENN DUNN, Dir.

RECEIVED
MAR 5 1985

Department of Water Resources
Northern District Office

LEGL-PRUF

NOTICE OF APPLICATION
FOR WATER RIGHT

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

85-7428

LEWISTON ORCHARDS

IRRIGATION DISTRICT

1520 POWERS AVE.,

LEWISTON, ID 83501

Source: GROUNDWATER

Date Filed: 02/28/1985

Diversion Pt: SWSW

Sec 17 T 35N R 04W

Use: MUNICIPAL (4.00 CFS)

IN: Place of Use located within the
city limits of Lewiston.

The permit(s) will be subject to
all prior water rights. Protests must
be filed with the Director, Dept. of
Water Resources, 4055 Gov't. Way,
Coeur d'Alene, Id. 83814 on or before
MARCH 25, 1985.

KEN DUNN, Dir.

MICROFILMED

NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN that Application for Permit No. 85-7428 in the name of Lewiston Orchards Irrigation District was advertised incorrectly on March 7 & 14, 1985.

Industrial use should have been included.

Protests to the above-referenced correction must be filed with the Director, Dept. of Water Resources, 4055 Gov't Way, Ste. 14, Coeur d'Alene, Id. 83814 on or before April 15, 1985..

KEN DUNN, Dir.

Published in the Lewiston Morning Tribune on March 28 & April 4, 1985.

MICROFILMED

85-7428-

LEWISTON ORCHARDS IRRIGATION DISTRICT

1520 POWERS AVE., LEWISTON, ID 83501

Source: GROUNDWATER

Date Filed: 02/28/1985

Diversion Pt: SWSW Sec 17 T 35N R 04W

Use: MUNICIPAL (4.00 CFS)

IN: Place of Use located within the city limits of Lewiston.

MICROFILMED