

# PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Nez Perce

ss.

Kathy Garrison

, being duly sworn

deposes and says, I am the Classified Bookkeeper 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 20 consecutive years immediately preceding the first publication of this notice, and has been so published uninterruptedly for said period; that the Notice of Application for Water Rights

attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, once a week for two consecutive weeks, the first publication thereof being on the 10th day of December, A. D. 1981, and the last publica-

tion thereof being on the 17th day of December, A. D. 1981, and said Notice of Application for Water Rights was so published in the regular and entire issue of the 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.

Kathy Garrison

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

17th day of December, 1981.

RECEIVED

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

DEC 21 1981

Department of Water Resources  
Lewiston District Office

## NOTICE OF APPLICATION FOR WATER RIGHTS

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

85-7281

McVICARS, JOHN &/or JULIE  
3208 6TH STREET C, LEWISTON, ID  
83501

Source: GROUNDWATER

Date Filed: 12/01/1981

Amount: 0.14 CFS

Diversion Point: SESW Sec 22 T 35N R 05W, NEZ PERCE CO.

Use: IRRIGATION (0.10 CFS) from 04/01 to 11/01; STOCKWATER (0.02 CFS) from 01/01 to 12/31; DOMESTIC (0.04 CFS) from 01/01 to 12/31.

Place of Use: SESW Sec 22 T 35N R 05W FOR 5 ACRES.

Diversion Means: WELL & PUMP.

86-7136

BROWNE, WALTER R. &/or RUTH A.  
717 CEDAR AVE., LEWISTON, ID  
83501

Source: GROUNDWATER

Date Filed: 12/02/1981

Amount: 0.06 CFS

Diversion Point: SWSE Sec. 33 T 37N R 01W, NEZ PERCE CO.

Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31; DOMESTIC (0.04 CFS) from 01/01 to 12/31.

Place of Use: NWNE Sec 04 T 36N R 01W SWSE Sec 33 T 37N R 01W

Diversion Means: BOX WITH STORAGE TANK.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, ID 83814, on or before DE-

CEMBER 28, 1981.

A. KENNETH DUNN  
Director

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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

FEB - 3 1988 BENEFICIAL USE FIELD REPORT SUPPLEMENT

Yes No Department of Water Resources PERMIT 85-7281  
(☒) ( ) B/U Acknowledgement Letter Sent \_\_\_\_\_ (INITIAL & DATE)  
(☒) ( ) Quad Sheet  
( ) (☒) Aerial Photo Date Requested \_\_\_\_\_ by \_\_\_\_\_  
( ) (☒) GL Plat  
( ) (☒) Copies of overlapping .... License .... Field Report .... Claim  
(☒) ( ) Photo PD/PU  
( ) (☒) Other ( list ) \_\_\_\_\_

EXAM COMPLETED BY Tom King DATE 8/87  
SR AGENT REVIEW K DATE 9/87  
REGIONAL MANAGER REVIEW PJA DATE 1/27/88  
ENTERED ON COMPUTER BY pm DATE 1/27/88  
PRELIMINARY OVERLAP REVIEW BY Tom King DATE 7/87  
(☒) NO OVERLAP FOUND

85-7157 & 85-7193 overlap ~~under the~~  
85-7157 5640 TAMMANY  
85-7193 5860 " } no overlap



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SEP 25 1989

INTERIOR  
EY

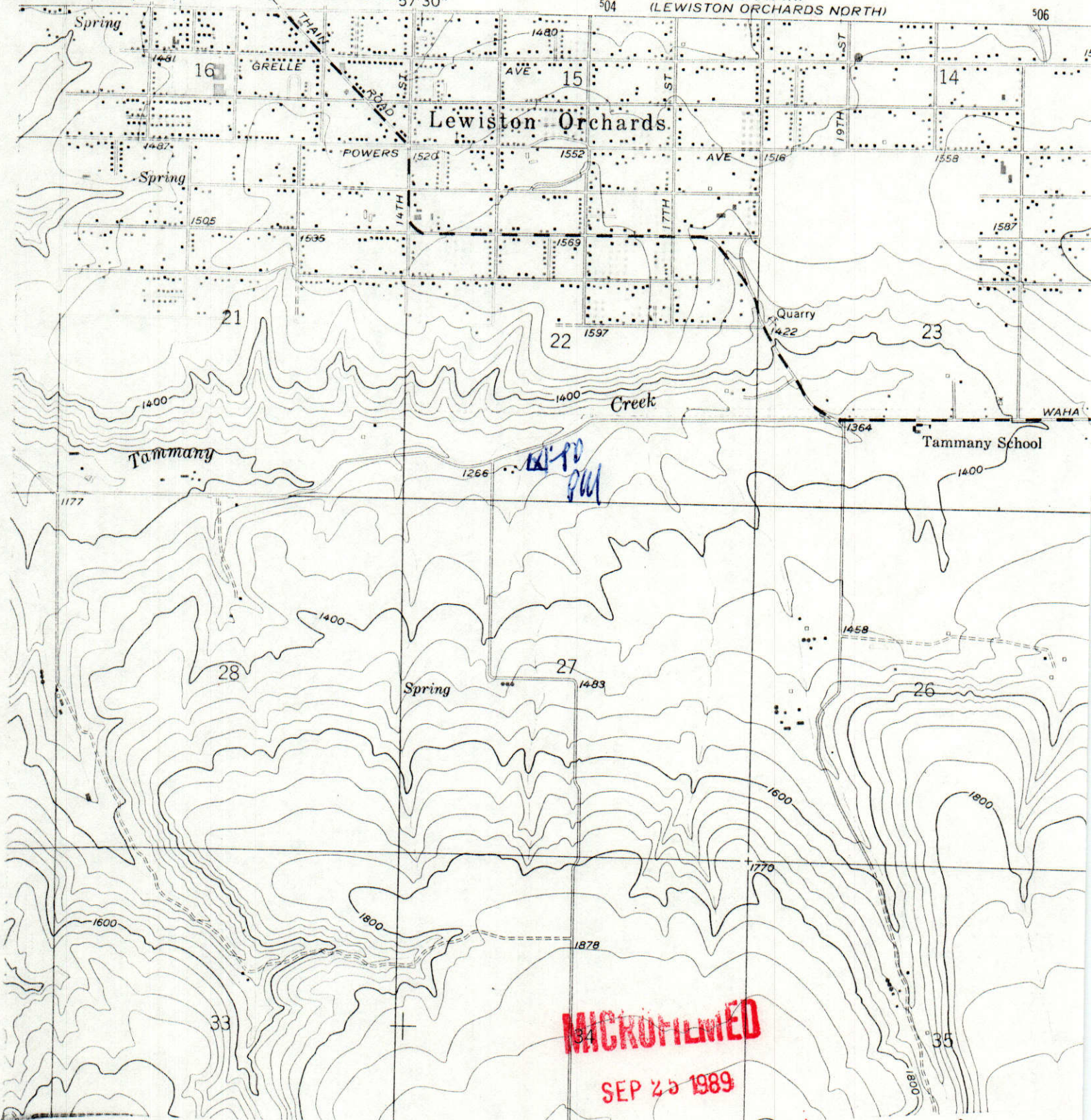
2 890 000 FEET (WASH)

4.5 MI. TO U.S. 95  
LEWISTON 4.3 MI. 57'30"

504

2676 IV NW  
(LEWISTON ORCHARDS NORTH)

506



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SEP 25 1989

TWP. 35 N., RGE. 5W SEC. 5SW22 MAP # 4-53 PERMIT # 85-7281  
DATE OF EXAM 8-4-87 8/28/87

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 85-07281

Priority: December 7, 1981

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:<sup>1</sup>

12.8 AF

This is to certify, that JOHN MC VICARS  
JULIE MC VICARS

5800 TAMMANY CREEK RD.

LEWISTON, ID 835010000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 1, 1981; and has submitted Proof of Beneficial Use on January 7, 1987. An examination indicates that the works have a diversion capacity of .040 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| IRRIGATION            | 04/01 to 11/01       | 0.04 CFS                 | 12.0 AF              |
| STOCKWATER            | 01/01 to 12/31       | 0.02 CFS                 | 0.2 AF               |
| DOMESTIC              | 01/01 to 12/31       | 0.04 CFS                 | 0.6 AF               |
|                       | Totals               | 0.04 CFS                 | 12.8 AF              |

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 22, Township 35N, Range 05W  
NEZ PERCE County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 35N        | 05W        | 22         | SESW         | 4            |              | 4            |

Total number of acres irrigated: 4

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION 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 reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 1 home.

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SEP 20 1989

State of Idaho  
Department of Water Resources

**WATER RIGHT LICENSE**  
WATER RIGHT NO. 85-07281

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 22<sup>nd</sup>  
day of AUGUST, 19 89.

Acting for *Norman C. Young*  
R. Keith Higginson, Director

MICROFILMED

SEP 23 1980

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 85-7281 IN THE )  
NAME OF JOHN &/OR JULIE MCVICARS ) ORDER OF REINSTATEMENT  
\_\_\_\_\_ )

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before January 1, 1987; and,

WHEREAS, the Department has notified the permit holders by certified mail that proof was due and instructed the permit holders as to the steps to be taken to make said proof; and,

WHEREAS, January 1, 1987 the permit lapsed for failure of the permit holders to submit proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of lapsing; and,

WHEREAS, the permit holders have provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on January 7, 1987;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 85-7281 be REINSTATED and the priority advanced to December 7, 1981.

Dated this 6<sup>th</sup> day of February, 1987.

MICROFILMED  
MAR 09 1987

*L. Glen Saxton*  
L. GLEN SAXTON  
Chief, Operations Bureau

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 John &/or Julie McVicars Phone 746-8196  
Post office address 3208 6th Street C Lewiston, Id. 83501  
2. Source of water supply Groundwater which is a tributary of \_\_\_\_\_  
3. Location of point of diversion is SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 22 Township 35N  
Range 5W B.M. NezPerce County, additional points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

Amount 0.10 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount 0.04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount 0.02 for Stock purposes from 1/1 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.14 cubic feet per second and/or b. \_\_\_\_\_ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. \_\_\_\_\_  
Pump - Berkeley #4BM21, h.p. 3, Voltage 230, pitless adaptor

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) (Month/Day)

c. Proposed well diameter is 8 inches; proposed depth of well is 211 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 22 Township 35N  
Range 5W B.M.

(2) Amount of power to be generated: \_\_\_\_\_ horsepower under \_\_\_\_\_ feet of head.

(3) List number of each kind of livestock to be watered \_\_\_\_\_  
2 horses, 2 cows

(4) Name of municipality to be served \_\_\_\_\_, or number of families to be supplied with domestic water 1.

(5) If water is to be used for other purposes describe: \_\_\_\_\_

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

| 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 | 5W    | 22   |     |     |     |     |     |     |     |     |     |     |     | 5.04 |     |     |     |     | 5.04   |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |      |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |      |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |      |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |      |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |      |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |      |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |      |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |      |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |      |     |     |     |     |        |

Total number of acres to be irrigated 5.04

c. Describe any other water rights used for the same purposes as described above.   
 None

9. a. Who owns the property at the point of diversion Applicants

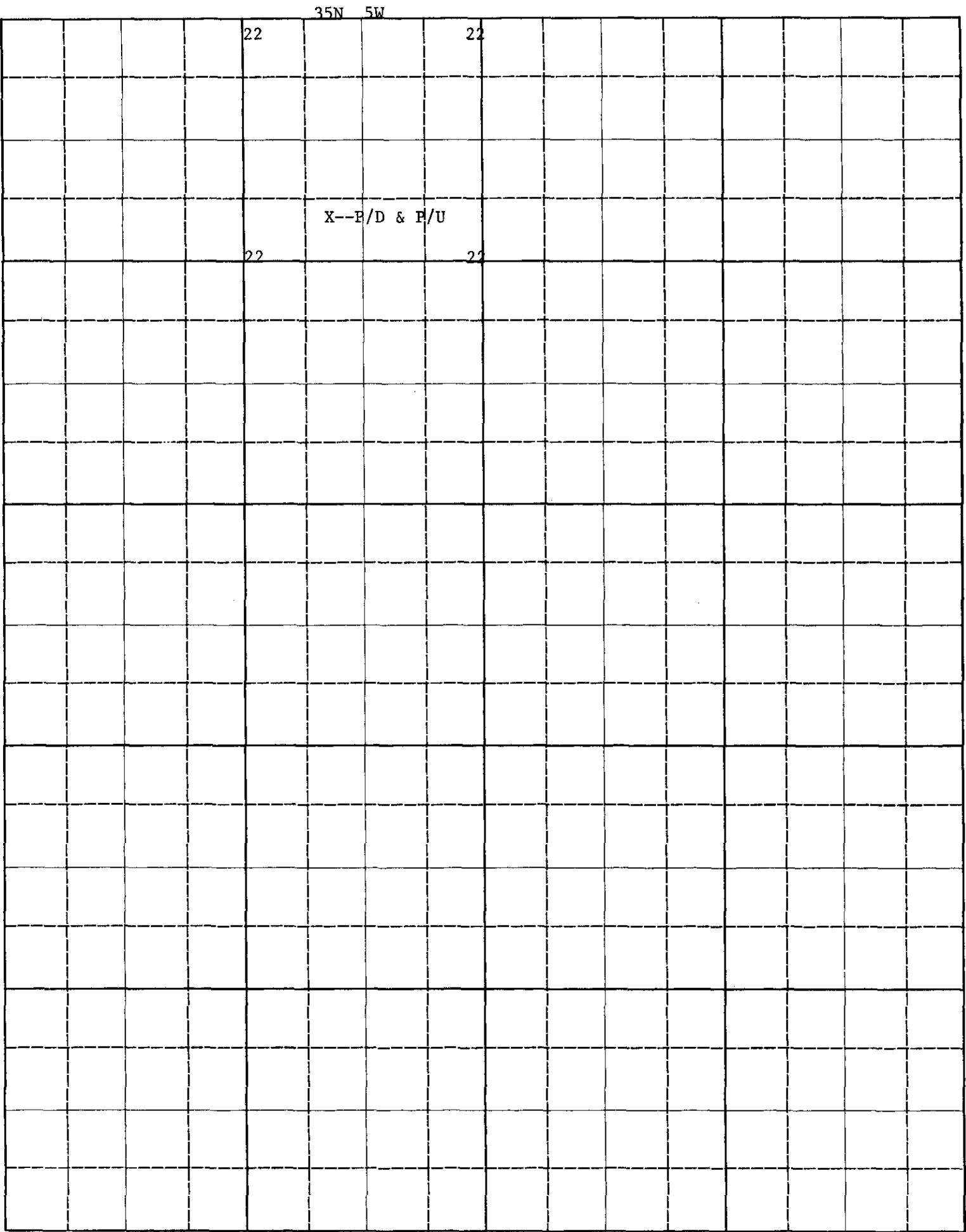
b. Who owns the land to be irrigated or place of use Applicants

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 We will start construction on home the first of 1982 and complete around August of 1982.

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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.

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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.

[Signature]  
(Applicant)

Proposed Priority 12/1/1981

Received by RAH Date 12/1/81 Time 1:00PM  
Preliminary check by RAH Fee \$ 30.00  
Receipted by ZB Date 12/1/81 (21010)  
Publication prepared by AK Date 12/3/81  
Published in Spokane Morning Tribune  
Publication dates 12/10 & 17/81  
Publication approved AK Date 12/28/81  
Protests filed by: none

Copies of protests forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial by RAH RC

**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. 85-7281, 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 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:

Witness my hand this 25<sup>th</sup> day of January, 1982.

L. Glen Saxton  
Chief, Operations Bureau

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# PUBLISHER'S AFFIDAVIT OF PUBLICATION

*J. M. [Signature]*  
12/20/81  
STATE OF IDAHO, } ss.  
County of Nez Perce }

Kathy Garrison, being duly sworn deposes and says, I am the Classified Bookkeeper 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 20 consecutive years immediately preceding the first publication of this notice, and has been so published uninterruptedly for said period; that the Notice of Application for Water Rights attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, once a week for two consecutive weeks, the first publication thereof being on the 10th day of December, A. D. 1981, and the last publication thereof being on the 17th day of December, A. D. 1981, and said Notice of Application for Water Rights was so published in the regular and entire issue of the 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.

*Kathy Garrison*

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

17th day of December, 1981

RECEIVED

*Sheryl M. Lamb*  
Notary Public in and for the State of Idaho,  
residing at Lewiston, therein.

DEC 21 1981

Department of Water Resources  
District Office

MICROFILMED

August 24, 1989

JOHN MC VICARS  
JULIE MC VICARS  
5800 TAMMANY CREEK RD.  
LEWISTON, ID 835010000

RE: PERMIT NO. 85-07281

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:sc

Enclosure

**MICROFILMED**  
SEP 23 1989

August 2, 1989

JOHN MC VICARS  
JULIE MC VICARS  
5800 TAMMANY CREEK RD.  
LEWISTON, ID 835010000

RE: PERMIT NO. 85-07281

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  
SEP 20 1989

POINT OF DIVERSION OVERLAP REVIEW

| WR-NUMBER | TWP | RNG | SC | TRACT       | LT | #SOURCE     | #NAME          |
|-----------|-----|-----|----|-------------|----|-------------|----------------|
|           |     |     |    | 1\4 1\4 1\4 |    |             |                |
| 8507281   | 35N | 05W | 22 | SE SW       |    | GROUNDWATER | MC VICARS, JOH |
| 8507157   |     |     |    |             |    | GROUNDWATER | CREA, GEORGE   |
| 8507193   |     |     |    |             |    | GROUNDWATER | BARKER, RICHAR |

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SEP 25 1989

RECEIVED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

FEB - 3 1988 BENEFICIAL USE FIELD REPORT SUPPLEMENT

Yes No Department of Water Resources PERMIT 85-7281  
( ) ( ) B/U Acknowledgement Letter Sent \_\_\_\_\_ (INITIAL & DATE)  
( ) ( ) Quad Sheet  
( ) ( ) Aerial Photo Date Requested \_\_\_\_\_ by \_\_\_\_\_  
( ) ( ) GL Plat  
( ) ( ) Copies of overlapping .... License .... Field Report .... Claim  
( ) ( ) Photo PD/PU  
( ) ( ) Other ( list ) \_\_\_\_\_

EXAM COMPLETED BY Tom King DATE 8/87  
SR AGENT REVIEW 2 DATE 9/87  
REGIONAL MANAGER REVIEW RVB DATE 1/27/88  
ENTERED ON COMPUTER BY JK DATE 1/27/88  
PRELIMINARY OVERLAP REVIEW BY Tom King DATE 1/87  
( ) NO OVERLAP FOUND

85-7157 & 85-7193 overlap  
85-7157 5640 TWINMOUNT  
85-7193 5860 " } NO overlap



FILMED

1989

INTERIOR  
EY

2 890 000 FEET (WASH)

4.5 MI. TO U.S. 95

LEWISTON 4.3 MI

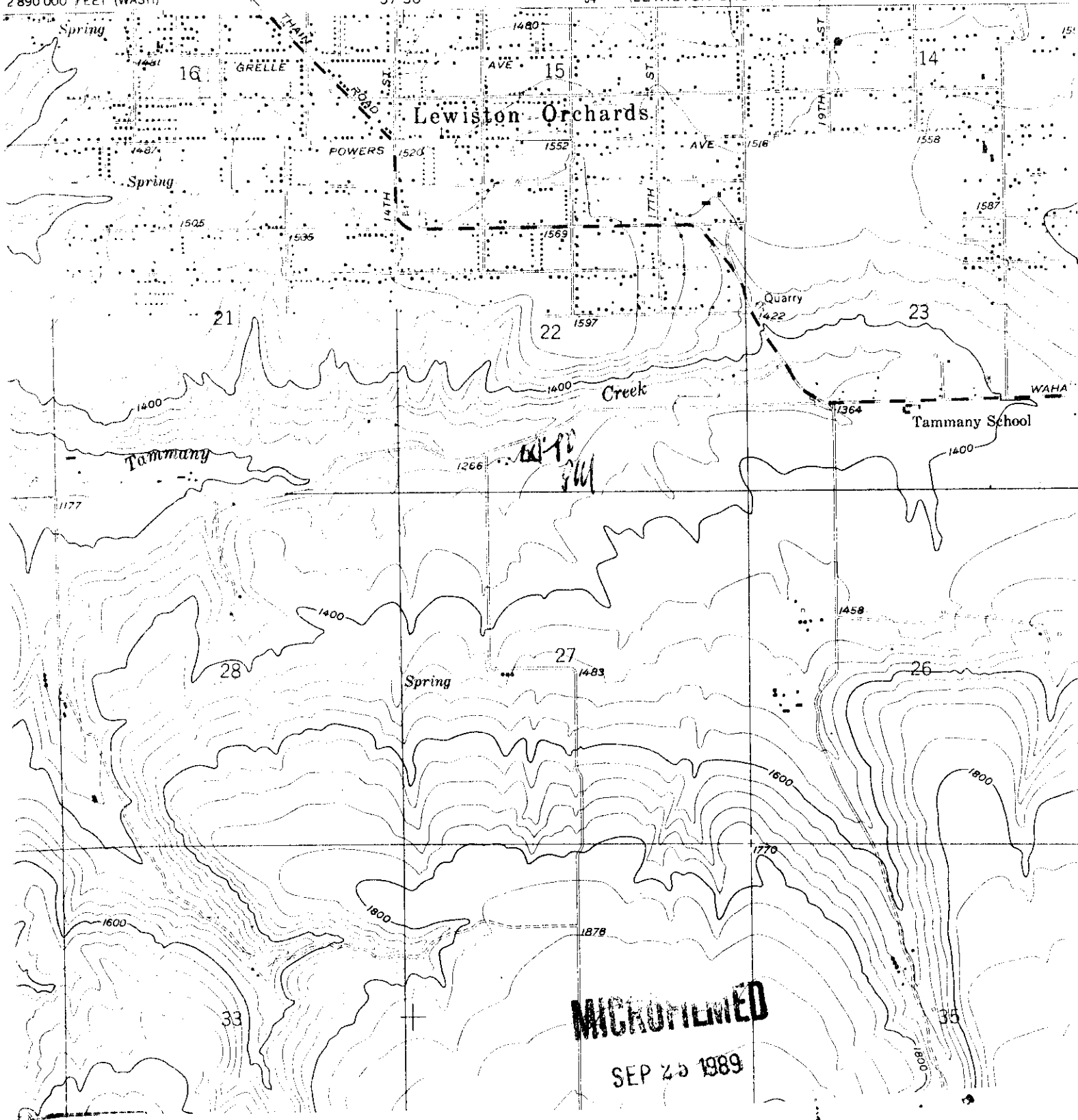
57°30"

504

2676 IV NW

(LEWISTON ORCHARDS NORTH)

506



TWP. 35 N., RGE. 5W SEC. SESW 22 MAP # 4563 PERMIT # 85-7281

DATE OF EXAM 8-4-81 8/28/87

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

**A. GENERAL INFORMATION**

Permit No. 85-7281

1. Owner: John and Julie McVicar Phone No. \_\_\_\_\_

Current Address: 5800 TAMMANY CR. RD. LEWISTON ID. 83501 <sup>k</sup>

2. Accompanied by: none EXAM. DATE: 8-4-87/8/28/87

Address: none Phone No. \_\_\_\_\_

Relationship to Permit Holder: none

3. Source: GW tributary to \_\_\_\_\_

**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" = \_\_\_\_\_

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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SEP 25 1989

**System Description (continued)**

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

8" WELL 211 FT DEEP W/ 3 HP PUMP & PIPE TO  
PLACE @ HOME, 1 RP SYSTEM & STEEL TANK

3/4" LINE / 3 X 3/4" NOZZ

☐ 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 |
|---------------------------------------|------------|----|------------------|-----------|-----------------------------------|
| SUBMER                                |            | 3  |                  |           |                                   |
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |

\*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 |
|------------|------------|-----|-----|-----|------|------|------|------------|---------------------------------|
|            |            |     | SE  | SW  | 22   | 35N  | 5W   | NE 2 PDR C | 11/41'                          |
|            |            |     |     |     |      |      |      |            |                                 |
|            |            |     |     |     |      |      |      |            |                                 |
|            |            |     |     |     |      |      |      |            |                                 |

6. Place(s) of Use:

Indicate Method of Determination 11/41'

| 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   | 22   |        |        |        |        |        |        |        |        |        |        | DS     | 4      |        |        |        |        | 4      |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Do not use this space



SE 11/41' 1989

Do not use this space

#### D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

| Measurement Equipment | Type | Make | Model No. | Serial No. | Size | Calib. Date |
|-----------------------|------|------|-----------|------------|------|-------------|
| PRESSURE              |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |

2. Measurements:

3/16 @ 30 PSI  
THREE - 3/16 NOZZLES @ 30 PSI = 165 gpm

#### E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$3(5.5) / 449.8 = 0.04 \text{ cfs}$$

2. Alternate Method for Checking Purposes:

$$8.8(3) 80\% = 0.08 \text{ cfs}$$

#### 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:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 4(3) = 12$$
$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 17.1$$
$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 12$$

2. Volume Calculations for Other Uses:

$$\begin{array}{r} 5 \text{ STOCK} \\ 1.6 \\ \hline 12.8 \end{array}$$

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SEP 25 1989

H. REMARKS AND OVERLAP REVIEW ANALYSIS

85-7157 & 85-7198 ARE FOR DIFFERENT USES FROM  
DIFFERENT WELLS

I. RECOMMENDATIONS

1. Recommended Amounts

| Beneficial Use | Period of Use |       | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|----------------|---------------|-------|------------------------------|--------------------------|
|                | From          | To    |                              |                          |
| IRR            | 4-1           | 11-1  | 0.04                         | 12                       |
| STOCK          | 1-1           | 12-31 | 0.02                         | 12                       |
| DOM            | 1-1           | 12-31 | 0.04                         | 16                       |
| Totals:        |               |       | 104                          | 12.8                     |

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

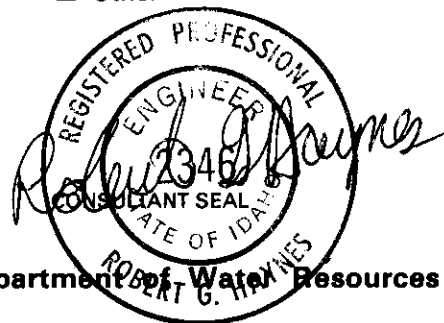
J. AUTHENTICATION

Field Examiner's Name Tom Ky

Signature Tom Ky

Certification Date 5/15/87

Field Report Preparation Date 8/28/87



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

MICROFILMED

SEP 25 1989

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

MARCH 4, 1987

JOHN M. MC VICARS  
5800 TAMMANY CK. RD.  
LEWISTON, ID 83501

RE: Permit No. 85-7281

Dear Permit Holder:

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

Enclosed please find a copy of an order involving your 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

**MICROFILMED**  
SEP 25 1989

~~John McV...~~  
5000 Tammamoy Ck. Rd  
Lewiston, ID 83501



**MICROFILMED**

SEP 25 1989



RECEIVED

JAN 12 1983

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
COMMENCEMENT OF WORKS

Permit No. 85-7281  
Name(s) of Permit Holder(s): John & Julie McVicar S  
Post Office Address: 5800 TAMMANY CR. Rd  
Lewiston, ID 83501 Tel. No. 748-5196

☒ I hereby certify that construction of diversion works for the above referenced permit began on 3/1/82 (date) and I understand that I must continue to develop the water system with 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.

8-17-82  
Date

Julie McVicar S  
Signature of Permit Holder

CALCULATION OF NEW PRIORITY DATE

FROM: RITA FLECK

TO: FILE # 85 - 7281

DATE: 2-5-87

Date proof received

Proof due

Number of day proof late

Priority date

New priority date

|       |              |
|-------|--------------|
| _____ | Jan. 7       |
| -     | Jan. 1       |
| 6     |              |
| +     | Dec. 1, 1981 |
| _____ | Dec. 7, 1981 |

Remarks:

MICROFILMED  
MAR 09 1981

RECEIVED

JAN 07 1987

no record. *It*  
Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only  
Fee Received *SHH*  
Date *1/11/87*  
Receipt # *11-19-87*  
Receipt by *[Signature]*  
Reviewed by *[Signature]*  
Sent to region *[Signature]*

## PROOF OF BENEFICIAL USE

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. 85-7281

Name(s) of Permit Holder: JOHN M. MCVICARS & JULIE A. MCVICARS ✓

Post Office Address: 5800 Tammany Creek Road ✓

Telephone No. 746-8196

Source of Water: Well ✓

Extent of Use:

Domestic Four (1) (number of households) Stockwater 2- horses (number and type of stock)

Irrigation Four (acres) Other/Remark \_\_\_\_\_

Total rate and/or volume for which proof is submitted 0 - 0.04 cfs 0 - 4 acre-feet

Show the date water was first diverted and beneficially used under this permit: 1980

Measuring Device: Required? ☐ Yes ☒ No  
Installed? ☐ Yes ☒ No  
Fee enclosed \$ n/a  
(See License Examination Fee Schedule)

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

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

JOHN M. MCVICARS

(Name)

746- 8196

(Telephone Number)

5800 Tammany Creek Road

(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.

FILED

1/5/87

Date

*John M. McVicar*  
Signature of Permit Holder (and title, if appropriate)

MAR 09 1987

JOHN M. McVICARS  
Building Contractor  
5800 Tammany Creek Rd.  
Lewiston, Idaho 83501



State Of Idaho  
Department of Water Resources  
Statehouse  
Boise, Idaho 83720



**MICROFILMED**

MAR 09 1987

FROM *Pete Flunk*DATE *12-17-1986*TO *File 85-7281*SUBJECT *Returned B/h Notice*

*The Nez Perce County Assessor's Office  
has 5800 Tammany Creek Rd., Lewiston,  
Id 83501.*

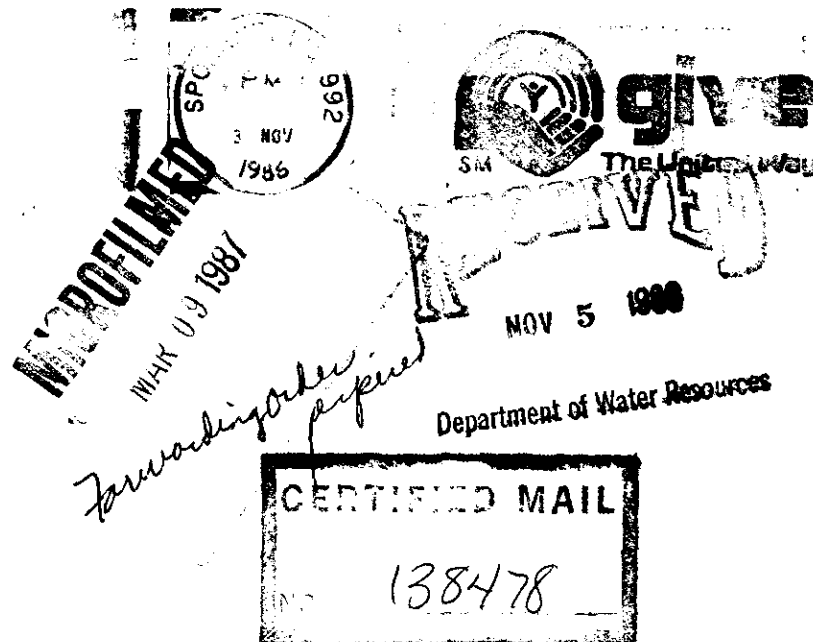
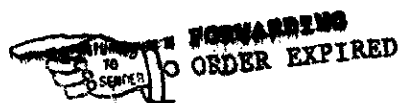
*I'm forwarding the notice to this  
address.*

**MICROFILMED**

MAR 09 1987

SIGNATURE *[Signature]*

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ehouse  
Boise, Idaho 83720



S T A T E   O F   I D A H O  
D E P A R T M E N T   O F   W A T E R   R E S O U R C E S

- - - - -

STATEHOUSE  
BOISE, IDAHO 83720  
(208) 334-4440  
CERTIFIED MAIL  
OCTOBER 31, 1986

MC VICARS, JOHN & JULIE  
3208 6TH STREET C  
LEWISTON, ID 83501

138478

P R O O F   D U E   N O T I C E

RE: PERMIT NO. 85-7281

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, 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,

HITA FLECK  
SECRETARY/RECORDS MANAGER

ENCLOSURES

**MICROFILMED**

MAR 09 1987

85-7281

A. Kenneth Dunn  
XXXXXXXXXX

November 24, 1981

Mr. John McVicars  
3208 6th St. C  
Lewiston, Id. 83501

Dear Mr. McVicars:

We are returning your Check No. 92-7001 in the amount of \$20.00  
and your Application for Permit.

I have taken the liberty of preparing a new application for you.  
To file the new application, please sign it and return it to this  
office with a \$30.00 filing fee.

Sincerely,

TOM D. KING  
Senior Water Resource Agent

TDK/pms

Enc. = Applications (2)  
Check

MICROFILMED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

---

STATEHOUSE  
BOISE, IDAHO 83720  
(208) 334-4440

MC VICARS, JOHN & JULIE  
3208 6TH STREET C  
LEWISTON, ID 83501

FEBRUARY 02, 1982

RE: PERMIT NO. 85-7281

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.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING 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

ENCLOSURE

MICROFILMED

State of Idaho  
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: RJA

APPLICATION NUMBER: 82-7281

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.  
☐ 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.

Field check by: \_\_\_\_\_

Date: \_\_\_\_\_

Comments: \_\_\_\_\_

\*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: 12/28/81 ✓  
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 12/21/81 ✓  
☒ 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? \_\_\_\_\_  
12/11/81 Date of priority recommended.  
✓ Special conditions of approval or cover letter. \_\_\_\_\_

By: RJA Date: 12/29/81

STATE OFFICE REVIEW:

return receipt w/ cover letter  
SLW/cond

- ☐ See attached sheet for more information.

By: [Signature] Date: 1/18/82

RECEIVED  
JAN 07 1982

# POINT OF DIVERSION AND STREAM INDEX INFORMATION

Prepared by W. H. HARRIS

|       |     |     |     |              |               |       |
|-------|-----|-----|-----|--------------|---------------|-------|
| TRACT | SEC | TWP | RGE | gov't<br>lot | rediv.<br>(R) | REACH |
|-------|-----|-----|-----|--------------|---------------|-------|

IDAHO STREAM CODE INDEX

|       |     |     |     |              |               |       |
|-------|-----|-----|-----|--------------|---------------|-------|
| TRACT | SEC | TWP | RGE | gov't<br>lot | rediv.<br>(R) | REACH |
|-------|-----|-----|-----|--------------|---------------|-------|

IDAHO STREAM CODE INDEX

|       |     |     |     |              |               |       |
|-------|-----|-----|-----|--------------|---------------|-------|
| TRACT | SEC | TWP | RGE | gov't<br>lot | rediv.<br>(R) | REACH |
|-------|-----|-----|-----|--------------|---------------|-------|

IDAHO STREAM CODE INDEX

|       |     |     |     |              |               |       |
|-------|-----|-----|-----|--------------|---------------|-------|
| TRACT | SEC | TWP | RGE | gov't<br>lot | rediv.<br>(R) | REACH |
|-------|-----|-----|-----|--------------|---------------|-------|

IDAHO STREAM CODE INDEX

|       |     |     |     |              |               |       |
|-------|-----|-----|-----|--------------|---------------|-------|
| TRACT | SEC | TWP | RGE | gov't<br>lot | rediv.<br>(R) | REACH |
|-------|-----|-----|-----|--------------|---------------|-------|

IDAHO STREAM CODE INDEX

IDENT. NO. 85-7281

WATER RIGHT  
DATA ENTRY LOG

Item

KK

12/2/81

*[Signature]*

12/28/81

Date Protested

Date of Hearing

Date Approved/Denied  
(Proof due date, stage and/or status,  
conditions of approval, water district)

Record Verified

**Amendment Approved**

**Extension Approved**

### Partial Proof

**Proof Complete**

Field Exam Received

Field Exam Accepted  
and changes entered

**License Signed**

**Transfer Approved**

Keypunched by State Office

85-2281

MC VICARS, JOHN &/or JULIE

3208 6TH STREET C. LEWISTON, ID 83501

Source: GROUNDWATER

Date Filed: 12/01/1981

Amount: 0.14 CFS

Diversion Point: SESW Sec 22 T 35N R 05W, NEZ PERCE Co.

|                 |            |                     |
|-----------------|------------|---------------------|
| Use: IRRIGATION | (0.10 CFS) | from 04/01 to 11/01 |
| STOCKWATER      | (0.02 CFS) | from 01/01 to 12/31 |
| DOMESTIC        | (0.04 CFS) | from 01/01 to 12/31 |

Place of Use: SESW Sec 22 T 35N R 05W FOR 5 ACRES

Diversion Means: WELL & PUMP.

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