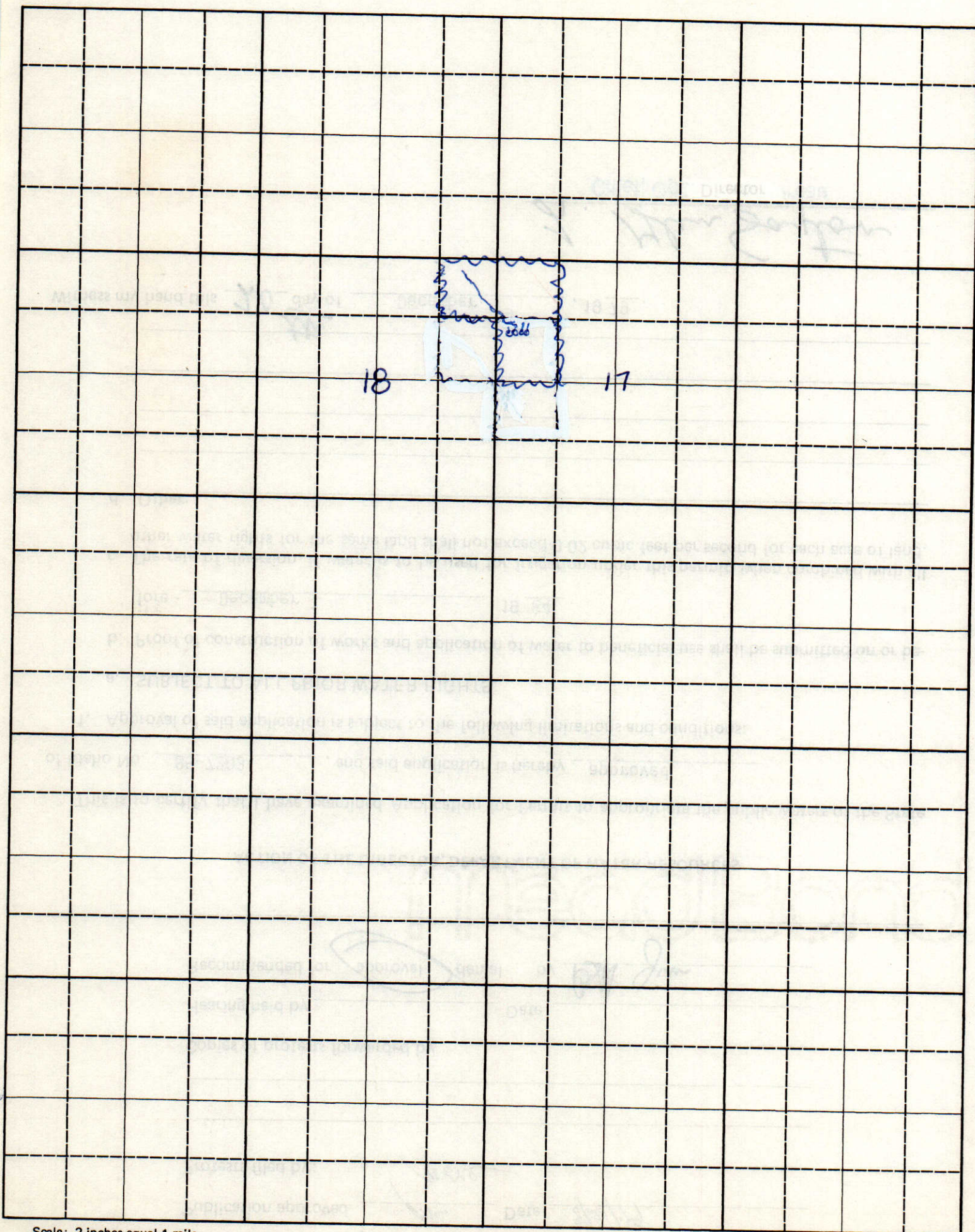


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

John F. Ahern
(Applicant)

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Nez Perce } ss.

Linda Lou McCall

, 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 consecu-
tive 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

Right

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 9th day of
August, A. D. 1979, and the last publica-
tion thereof being on the 16th day of August,
A. D. 1979, and said Notice Of Application For
was so published in the regular and entire issue of the said
newspaper and not in a supplement thereof and was so pub-
lished in every issue and number of the said paper, during the
period and times of publication as set forth above.

Linda Lou McCall

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

16th day of August, 19 79.

Paulitta J. Hamilton

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

NOTICE OF APPLICATION FOR WATER RIGHT

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

85-7203

Ahern, John J. and/or Margaret
J., 1705 Red Bird Road, Lewiston,
ID 83501.

Source: 4 unnamed springs
tributary to unnamed stream, un-
named stream tributary to Red
Bird Creek.

Dated filed: 06-29-1979.

Amount: 0.20 cfs.

Diversion point: SWNW Sec. 17
T 33N R 04W, Nez Perce County.

Use: Irrigation (0.20 cfs) from
05-01 to 10-01; Fish Prop. (0.20
cfs) from 01-01 to 12-31.

Place of use: NWNW SWNW
Sec. 17 T 33N R 04W NENE Sec.
18 T 33N R 04W, for 10 acres.

Diversion means: Gravity-flow
pipe.

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 Govt.
Way, Coeur d'Alene, ID 83814 on
or before August 27, 1979.

C. STEPHEN ALLRED
Director

Water Right

RECEIVED

AUG 20 1979

Department of Water Resources
Northern District Office

3M 5-72 LT 42669

MICROFILMED

PROOF OF PUBLICATION

I, Robert E. Wherry, publisher of The Lewis County Herald, a weekly newspaper of general circulation established in 1897 and published continuously in the City of Nezperce, County of Lewis, State of Idaho do solemnly swear that the herewith attached publication was printed in the regular edition of The Lewis County Herald, and not in a supplement, for

2 consecutive issues, the first publication having been on the 12 day of July, 1979, and the last publication on the 19 day of July, 1979.
Robert E. Wherry

Subscribed and sworn to before me, a Notary Public, this 27 day of July,

19 79

Dorinda E. Wherry

NOTICE

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho: AHERN, JOHN J. &/or MARGARET J.

1705 RED BIRD RD., LEWISTON, ID 83501

Source: 4 UNNAMED SPRINGS tributary to UNNAMED STREAM

UNNAMED STREAM tributary to RED BIRD CREEK

Date Filed: 06/29/1979

Amount: 0.20 CFS

Diversion Point: SWNW Sec 17 T 33N R 04W, Nez Perce Co.

Use: IRRIGATION (0.20 CFS) from 05/01 to 10/01

Fish Prop. (0.20 CFS) from 01/01 to 12/31

Place of Use: NWNW SWNW Sec 17 T 33N R 04W NENE Sec 18 T 33N R 04W FOR 10 ACRES

Diversion Means: GRAVITY-FLOW PIPE

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 JULY 30, 1979.

C. STEPHEN ALLRED
Director

Published 7/12 & 7/19/1979

RECEIVED

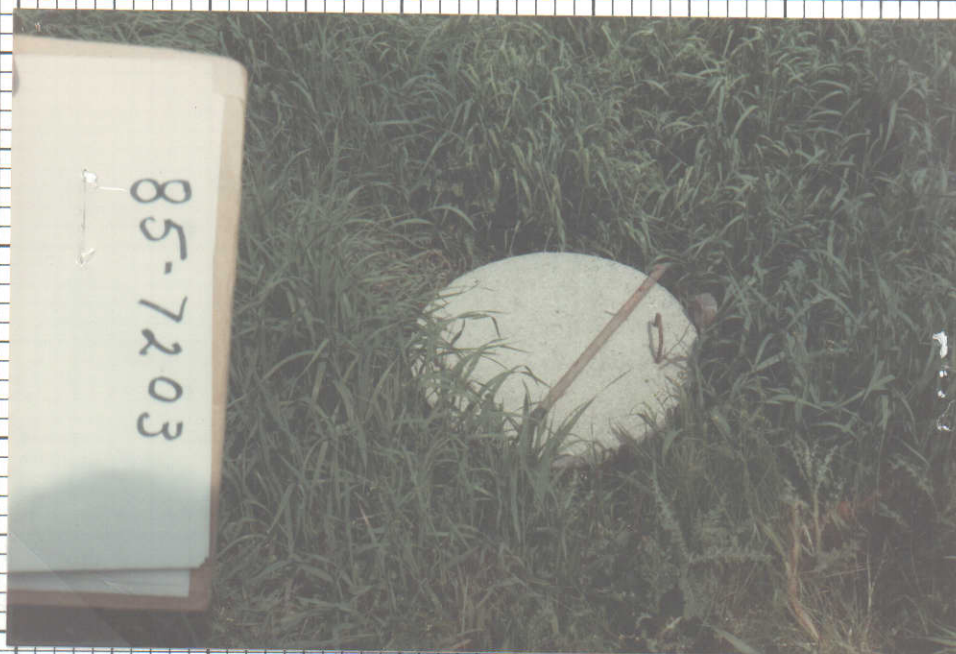
JUL 30 1979

Department of Water Resources
Northern District Office

MICROFILMED

10. Other water rights on these lands Yes -
11. Other water right diverted from same p.d. Yes -
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.

MICROFILMED



13. ☒ **Photo of Diversion & System Attached**

☐ **Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached**

14. Remarks _____

15. Recommended Amendments

☒ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None



TWP. 33N RGE. 4W SEC. 17 MAP # M-4 MAP SCALE

DATE OF FIELD EXAM _____

FIELD REPORT MAP PERMIT # 85-7203

State of Idaho
Department of Water Resources
WATER RIGHT LICENSE

License of Water Right No. 85-7203 Priority June 29, 1979 Amount 0.05 cfs

THIS IS TO CERTIFY, that Margaret J. Ahern
of Lewiston, Idaho, has complied with the terms and conditions of Permit
No. 85-7203 issued pursuant to Application for Permit dated June 29, 1979,
and has submitted proof to the Department of Water Resources on November 5, 1984,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.05 cfs of water from a spring,
tributary to Redbird Creek, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>November 1</u>	at <u>0.04</u> cfs and	<u>6.0</u> acre feet
Fish Propagation	from <u>January 1</u> to <u>December 31</u>	at <u>0.05</u> cfs and	<u>N/A</u>
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.05 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
6.0 acre feet per year, said waters to be diverted within the SE1NE1 Section 18,
Twp 33N, Rge 4W in the County of Nez Perce

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
33N	4W	18	1																1
		17						1											1

Total number of acres irrigated 2

MICROFILMED

MICROFILMED

CONDITIONS OF APPROVAL

a. Modifications to or variance from this license must be made within the limits of Section 42-222, **Idaho Code**, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

Use of water under this right is subject to policies set forth in the State of Idaho Water Plan, including Policy No. 32F.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 2ND day of MAY, 19 86.

Acting for the Norman C. Young
Director

RECEIVED

APR 28 1988

Ident. No. 85-7203

STATE OF IDAHO

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)

APPROVED

Comes now Margaret J. Ahern Phone _____
of (address) 1705 Red Bird Rd. Lewiston, ID 83501, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the
State of Idaho No. 85-7203, and requests that the permit be changed as follows:

1a. Point of diversion: SE 1/4 NE 1/4, Section 18, Township 33N, Range 4W,
B.M., County of Nez Perce. Other points of diversion: _____

1b. Source: a spring tributary to Redbird Creek

2a. Period and nature of use:

Amount 0.04 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or ~~acre feet per annum~~)

Amount 0.05 for Propagation 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)

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

2b. The maximum quantity diverted shall not exceed 0.05 cfs or 6.0 acre feet
per year.

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE				NW				SW				SE				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	
33N	4W	18	1																1
		17					X												1

Total number of acres to be irrigated = 2

4. Date of priority: June 29, 1979

MICROFILMED

5. Conditions (if any): Use of water under this right is subject to policies set forth in the State of Idaho Water Plan, including Policy No. 32F.

MICROFILMED

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

Signed at Margaret J. Chern this 25 day of April, 1986
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by Jim Fee = \$20.00

Receipted by af

Date

4-28-86

#37619

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, of the Department of Water Resources hereby Approve the above Application for Amendment for Permit No. 85-7203.

Witness my hand this 2ND day of MAY, 1986.

Acting for the Director

Norman C. Young

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 J. &/or Margaret J. Ahern Phone 746-0715
Post office address 1705 Redbird Road Lewiston ID 83501
2. Source of water supply unnamed Springs and an unnamed stream which is a tributary of Redbird
3. Location of point of diversion is 5 points SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 17 Township 33N
Range 4W B.M. Nez Perce County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

- Amount 0.20 for Irrigation purposes from May 1 to Oct 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.20 for Fish Prop purposes from Jan 1 to Dec 31 (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. 0.20 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. Gravity feed pipeline

- 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 _____ inches; proposed depth of well is _____ 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: W $\frac{1}{2}$ NW 17
(1) Give the place of use of water: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 18 Township 33N
Range 4W 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 _____
(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
(5) If water is to be used for other purposes describe: 2000 lb fish production annually

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	
33N	4W	17						4	1										5
		18	5																5

Total number of acres to be irrigated 5

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

None

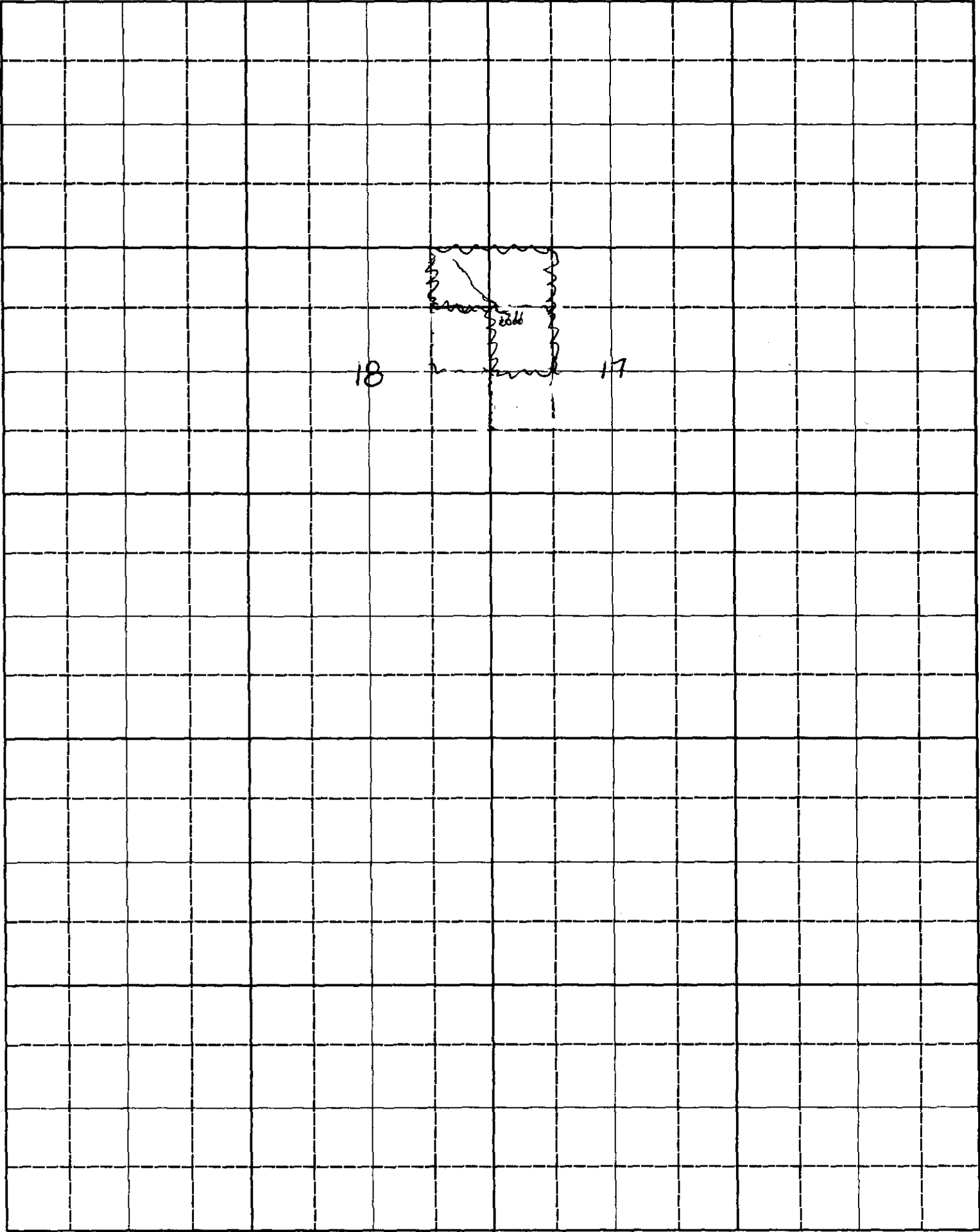
9. a. Who owns the property at the point of diversion Appl.

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

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

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.

John F. Alhara
(Applicant)

Proposed Priority 6/29/79

Received by RJA Date 6-29-79 Time 10:00AM

Preliminary check by TK Fee \$ 2000

Receipted by RJA Date 6-29-79 # 14069

Publication prepared by mo Date 7/5/79

Published in Lewiston Morning Tribune

Publication dates 7/12-19/79 / 8/9-16/79

Publication approved mo Date 8/21/79

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RJA Jim

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. 85-7203, 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 December 1, 19 84.

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 20th day of December, 19 79.

L. Glen Saxton
Chief, Bureau

Your Valley Press for legal to
be published on August 9 & 16.

•LEGAL 8/9/79 THURSDAY 2TW

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

85-7203

Ahern, John J. and/or Margaret J., 1705 Red Bird Road, Lewiston, ID 83501.

Source: 4 unnamed springs tributary to unnamed stream, unnamed stream tributary to Red Bird Creek.

Dated filed: 06-29-1979.

Amount: 0.20 cfs.

Diversion point: SWNW Sec. 17 T 33N R 04W, Nez Perce County.

Use: Irrigation (0.20 cfs) from 05-01 to 10-01; Fish Prop. (0.20 cfs) from 01-01 to 12-31.

Place of use: NWNW SWNW Sec. 17 T 33N R 04W NENE Sec. 18 T 33N R 04W, for 10 acres.

Diversion means: Gravity-flow pipe.

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 Govt. Way, Coeur d'Alene, ID 83814 on or before August 27, 1979.

C. STEPHEN ALLRED
Director

OK

EXPIRATION
1980

Deposited
for filing
1979

MICROFILMED

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Nez Perce } ss.

Linda Lou McCall, 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 consecu-
tive 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
Right 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 9th day of
August, A. D. 19 79, and the last publica-
tion thereof being on the 16th day of August,
A. D. 19 79, and said Notice Of Application For
Water Right was so published in the regular and entire issue of the said
newspaper and not in a supplement thereof and was so pub-
lished in every issue and number of the said paper, during the
period and times of publication as set forth above.

Linda Lou McCall

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

16th day of August, 19 79.

Thelma J. Hamilton

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

I, Robert E. Wherry, publisher of The Lewis County Herald, a weekly newspaper of general circulation established in 1897 and published continuously in the City of Nezperce, County of Lewis, State of Idaho do solemnly swear that the herewith attached publication was printed in the regular edition of The Lewis County Herald, and not in a supplement, for

2 consecutive issues, the first publication having been on the 12 day of July, 1977, and the last publication on the 19 day of July, 1977.

Robert E. Wherry

Subscribed and sworn to
before me, a Notary Public,

this 27 day of July,

19 79

19 ⁷⁹ Patricia E. Ahern

[Illegible text due to extreme noise and corruption in the image]

Espionage
 North America
 MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

June 17, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MARGARET AHERN
1705 REDBIRD RD
LEWISTON ID 83501

RE: Water Rights

Dear Ms. Ahern:

Al Beardslee and I met in Coeur D'Alene last week and took the opportunity to discuss your water right filings. In the following paragraphs I will summarize Al's findings and explain the necessary course of action, if any, for each of your water right filings.

Water Right Records

- Licensed right 85-07203 is for irrigation and fish propagation from a spring located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 18, T33N, R4W. It has a June 29, 1979, priority. According to Al, the license appears to be accurate and no course of action is necessary.
- Licensed right 85-07223 is for domestic and recreation purposes from a spring in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 7, Township 33 North, Range 4 West. It has a February 29, 1980, priority. Al reported that there is no domestic or recreation use at the licensed location. He thinks, as you have suggested, that this right was probably intended to describe the use of water from a spring located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 18, T33N, R4W, for domestic purposes in your home in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 17. He reported that this spring is the same one that is the source for the irrigation and fish propagation uses licensed on 85-07203. I am looking into the possibility of amending license 85-07223 to match Al's findings, but it may be necessary for you to file an application for transfer to correct the point of diversion and place of use for the water right. I will let you know what I find out.
- Al reported that voided permit 85-07222 is for domestic purposes in "the Moore house." The source is a spring in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 18. I have recommended that IDWR rescind the order voiding the permit and issue a water right license for this use. I hope to have the license in the mail to you soon.
- Statutory claim 85-04133 is for stock watering purposes from a spring in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 7, T33N, R4W. Al reported that this claim appears to be correct. No action is recommended.

17 JUN 1997

Margaret Ahern
June 17, 1997
Page 2

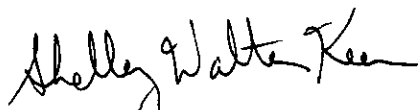
- Statutory claim 85-04134 is for stock watering purposes from a spring in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 18, T33N, R4W. AI reported that this claim is accurate. No action is recommended.

Snake River Basin Adjudication Claims

- SRBA claim A85-07203 is for licensed right 85-07203, but for some reason the claimed point of diversion does not match the licensed point of diversion. AI believes that the licensed point of diversion, which is the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 18, is correct. I have passed this information to IDWR's Adjudication Bureau. You may be asked if you wish to amend your claim.
- SRBA claim A85-04133 claims the same water use as statutory claim 85-04133. It appears to be correct and no action is necessary.
- SRBA claim A85-04134 claims the same water use as statutory claim 85-04134. It appears to be correct and no action is necessary.
- SRBA claim A85-11214 is a beneficial use claim for stock watering purposes from a spring in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 18, T33N, R4W. AI reported that he did not see a spring at the claimed location. He suggested that the claim should be for the stockwater use from spring located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 18. The spring is near, but is not the same as, the spring source for licensed right 85-07203. I have passed this information to IDWR's Adjudication Bureau. You may be asked if you wish to amend your claim.
- SRBA claim A85-112145 is a beneficial use claim for stock watering purposes from a spring in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 18, T33 North, R4W. AI reported that he did not see a spring at the claimed location. He suggested that the claim should be for the stockwater use from the two springs piped to the stock trough located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 18. I have passed this information to IDWR's Adjudication Bureau. You may be asked if you wish to amend your claim.

I hope this information is helpful to you. You should be hearing from me again soon. If you have any questions, please contact me at 208-327-7946.

Respectfully,



Shelley Walter Keen
Water Rights Supervisor

MEMORANDUM

DATE: June 17, 1997

TO: Adjudication Bureau

FROM: Shelley W. Keen ^(SWK)

RE: Accuracy of SRBA Claims A85-07203

While carrying out his water allocation duties, Al Beardslee had reason to visit the property of Margaret Ahern. Al reported to me that claim A85-07203 is accurate, except that the point of diversion should be NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ of S18, T33N, R4W, as licensed. The fish propagation use is for a pond in which fish are stocked for recreational purposes.

11/10/97

SEP 16 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 85-7203

Name(s) of Permit Holder(s): John F. O'Brien

Post Office Address: 1705 N. 2nd St.
Lewiston, ID 83501 Phone: 208-746-0715

☐ I hereby certify that construction of diversion works for the above referenced permit began on Complete (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.

7/21/82
Date

John F. O'Brien
Signature of Permit Holder

PAUL & MIDGE AHERN

705 RED BIRD ROAD

LEWISTON, ID 83501

208-746-0715



MICROFILMED

DEC 21 1988



Department of Water Resources
JUL 8 1982

RECEIVED

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

March 19, 1986

RE: Permit No. 85-7203

Margaret J. Ahern
1705 Red Bird Rd.
Lewiston, ID 83501

Dear Ms. Ahern:

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment. Also enclosed is Departmental Receipt No. 37619 in the amount of \$20.00.

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosures

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT



85-7203
Permit No.

JUL 22 1985

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

est. Maximum stream flow is $\sim 0.05 \text{ cfs}$

Irrigation $\sim 2 \text{ ac} \rightarrow 0.04 \text{ cfs}$ ✓

Storage probably should have been applied for, but was not.

b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{I.R.} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{6.0 \text{ AFA}} \quad \checkmark \quad \underline{3.0 \text{ AFA}} \\ V_{D.R.} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\cancel{6.0 \text{ AFA}} 17.0 \times 214 \text{ days}} \\ V &= \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{6.0 \text{ AFA}} \quad \checkmark \end{aligned}$$

c) Volume Calculations for Other Uses:

- Fish propagation requires year around flow. If $Q_{max} \sim 0.05 \text{ cfs}$
 $\rightarrow V = (0.05 \text{ ft}^3/\text{s}) (3600 \text{ s/hr}) (24 \text{ hr/d}) (365 \text{ d/yr}) (1 \text{ AFA} / 43,560 \text{ ft}^3) = 36.2 \text{ AFA}$

2. Overlap Review

a) Other water rights with same place of use: _____

b) Other water rights with same point of diversion: _____

c) Analysis:

MICROFILMED

LICENSE
RECOMMENDED

RECOMMENDED AMOUNTS

30 day #1

6/29/1979

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
85-7203	6/29/79	0.05 cfs	~~6/29/79~~	11-5-1984	0.05 cfs

4. Permit Holder: Margaret J. Ahern ~~John Ahern (deceased)~~

Address: 1705 Red Bird Rd Lewisston, Id 83501

5. Source: Spring tributary to Redbird Creek

Beneficial Use	Period of Use From To	Rate of Diversion per w.u. handbook Q (cfs)	Annual Volume V (afa)
Irrigation	4/1 → 11/1	0.04	6.0 AF
Fish Prop. (Recreation)	1/1 → 12/31	0.05	~~36.2~~ N/A

Allowable Maximums: 0.05 cfs 6.0 AF

7. Point(s) of Diversion: change

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
			SE	NE	18	33N	4W	Near Perce

8. Place(s) of Use

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		
33N	4W	18	1															1	✓	
33N	4W	17					X	1										1	✓	
Total Acres																			2	✓

9. Recommended Conditions/Remarks: R34

(for consideration of Mrs. Ahern I suggest we license permit in her name only)

10. 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

11. Examiner's Signature J. Beard

Date 6/28/85

Checked in Regional Office by Bob Haynes

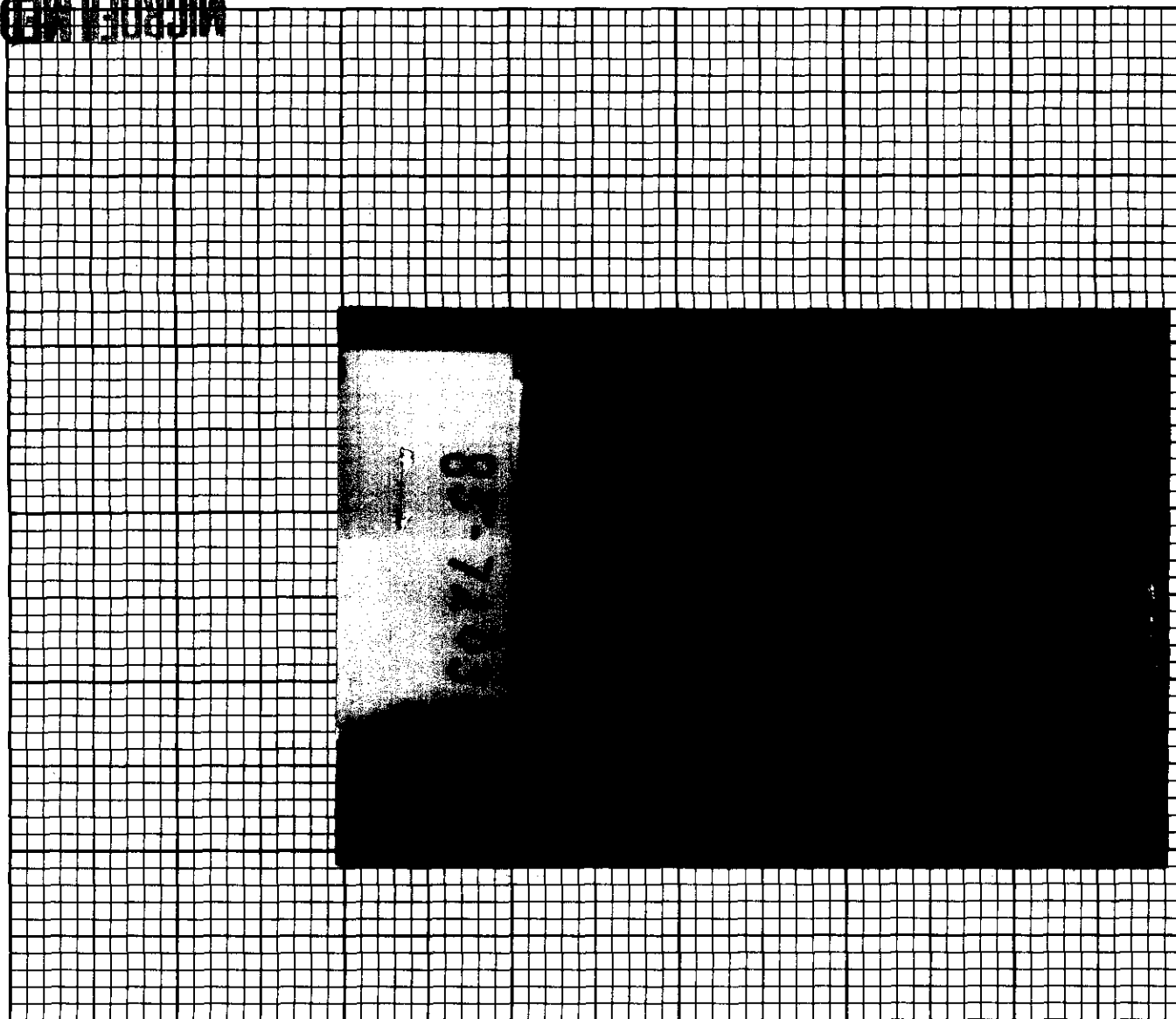
Date 7/17/85

Approved in State Office by K. Walker

Date 4/2/86

10. Other water rights on these lands Yes -
11. Other water right diverted from same p.d. Yes -
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.

MICROFILMED



13. ☒ Photo of Diversion & System Attached

☐ Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached

14. Remarks

15. 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

16. Examiner's/Consultant's Signature

A. Beard

Date 5/31/85

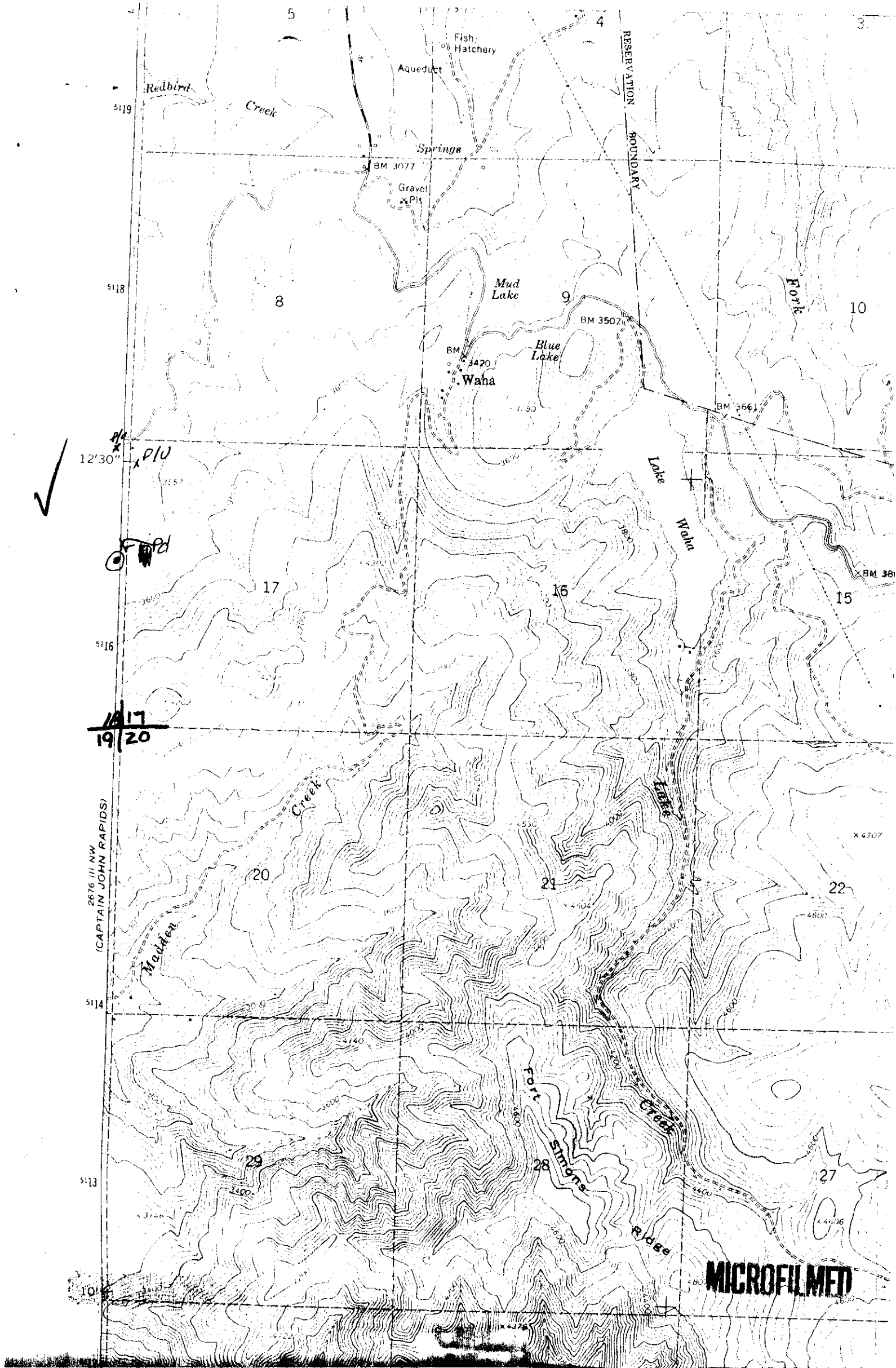
Consultant's License Number

IDWR Director's Authorization to Conduct

Beneficial Use Examination

Date

CONSULTANT SEAL



TWP. 33N RGE. 4W SEC. 17 MAP # M-4 MAP SCALE _____
DATE OF FIELD EXAM _____ FIELD REPORT MAP PERMIT # 85-7203



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

April 16, 1986

RE: Permit No. 85-7203

Margaret J. Ahern
1705 Red Bird Rd.
Lewiston, ID 83501

Dear Permit Holder(s):

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

The enclosed application for amendment contains all of the information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

November 26, 1985

RE: Water Rights

Margaret J. Ahern
1705 Redbird Rd.
Lewiston, ID 83501

Dear Ms. Ahern:

We are in receipt of your letter requesting information on your water rights. Be advised that we have found five water rights belonging to you. They are listed below for your information.

Claim 85-4133 - This claim is filed on a spring with a priority date of 1961; to be used for stockwater in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, Twp 33N, Rge 4W. The amount claimed on this document is 0.04 cfs.

Claim 85-4134 - This claim is filed on a spring with a priority of 1960; to be used for stockwater within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, Twp 33N, Rge 4W. The amount claimed is 0.02 cfs.

Permit 85-7203 - This permit is filed on four springs and an unnamed stream; to be used for irrigation and fish propagation. The amount filed on is 0.20 cfs. Our office has conducted a field examination on this system, and will license it in the near future.

Permit 85-7222 - This permit is filed on a spring to be used for domestic purposes. The amount filed on is 0.04 cfs. We have received your proof of beneficial use. The next step will be for an examiner from our Coeur d'Alene office to inspect this system.

Permit 85-7223 - This permit is filed on a spring to be used for domestic and recreation purposes. The amount filed on is 0.04 cfs. We have received your proof of beneficial use of this permit also.

We find that you have met all the requirements necessary to license your permits. The completion of these rights is now up to the Department.

MICROFILMED

Page 2

If you have any further questions regarding your water rights, or if you need a copy of one or more of the above mentioned rights, please do not hesitate to contact our office.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:sc

MICROFILMED

Sorry I never received your permit for signature. Now am concerned about my other permits.

I called Boise about a year ago concerning them. And there was a field man out.

I have two more springs that he had filed on and I can't seem to get any information on them. could you please tell me what I do if they have not been filed on.

RECEIVED

SEP 30 1985

Department of Water Resources

Thank you
Margaret J. Ahern
1705 Red Bird Rd
Lewiston, Idaho 83501

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN W. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

JANUARY 3, 1985

JOHN AHERN
1705 REDBIRD RD.
LEWISTON ID 83501

RE: Permit No. 85-7203

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 at 765-4639 or in person at our office.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Asent

cc: IDWR - State Office

MICROFILMED

DEPARTMENT OF WATER RESOURCES 85-7203

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has committed development to the extent shown below of Permit No.

Name(s) of Permit Holder: John or Margaret J. Ahern

Post Office Address: 1705 Red Bird Rd
Lewiston Idaho 83501 Tel. No. 746-0715

Source of Water: Springs

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater Beef 100 Lbs (number and type of stock)
☐ Irrigation (acres)
☒ Other fish pond

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

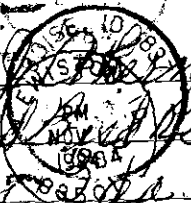
The above information is a true statement of the extent to which the above numbered permit has been developed.

10/4/84
Date

MICROFILMED

Margaret J. Ahern
Signature of Permit Holder

Margaret
1705 Red
Lewiston



RECEIVED

NOV 5 1984



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138315

AHERN, JOHN J. & MARGARET J.
1705 RED BIRD RD.
LEWISTON, ID 83501

PROOF DUE NOTICE

SEPTEMBER 30, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 85-7203 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE DECEMBER 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH 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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A 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

December 20, 1979

John & Margaret Ahern
1705 Redbird Road
Lewiston, Idaho 83501

Dear Mr. & Mrs. Ahern,

RE: Permit No. 85-7203

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Please be advised also that, depending upon your plans for fish propagation, you may be subject to regulations of the Department of Fish and Game. We suggest that you check with them before starting construction.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:mr

Enclosure

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: AK

APPLICATION NUMBER: PS-7203

CHECK:

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

Field check by: _____

Date: _____

Comments: _____

☐ 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.

*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. None platted

☒ Yes ☐ No*

In form for advertising.

Final date for protests: August 27, 1979

☐ Yes ☐ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 8/20/79
☒ 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? _____

6-29-79

Date of priority recommended.

Special conditions of approval or cover letter. _____

By: RYH

Date: 8-31-79

STATE OFFICE REVIEW:

This site was held in Northern Region pending draft decision on 85-718 & 85-7188 RHA 92-4-79

Short letter w/o condition add Fish & Game Paragraph

☐ See attached sheet for more information.

By: Juni

Date: 12/11/79



85-2203-

AHERN, JOHN J. &/or MARGARET J.

1705 RED BIRD RD., LEWISTON, ID 83501

Source: 4 UNNAMED SPRINGS tributary to UNNAMED STREAM
UNNAMED STREAM tributary to RED BIRD CREEK

Date Filed: 06/29/1979

Amount: 0.20 CFS

Diversion Point: SWNW Sec 17 T 33N R 04W, NEZ PERCE Co.

Use: IRRIGATION	(0.20 CFS)	from 05/01 to 10/01
FISH PROP.	(0.20 CFS)	from 01/01 to 12/31

Place of Use: NWNW SWNW Sec 17 T 33N R 04W NENE Sec 18 T 33N R 04W
FOR 10 ACRES

Diversion Means: GRAVITY-FLOW PIPE

IDENT. NO. 85-7203

WATER RIGHT
DATA ENTRY LOG

Item

Transfer Approved
