

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

3E

PD
↓
○

33N

11

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.

James H. Wells
(Applicant)
Anne E. Wells

RECEIVED

SEP 7 1976

Department of Water Resources
Northern District Office

AFFIDAVIT OF PUBLICATION

Larry W. Schlieper being first duly

sworn, says he is the owner
of the CLEARWATER PROGRESS, a weekly newspaper
which is published and issued weekly at Kamiah, Lewis
County, State of Idaho, and which is of general circulation
in said county and state; that the said notice, of which the
one hereto attached is a true copy, was published in said
paper for 2 weeks, being published 2 times,
the first publication being on the 12 day of Aug.
1976, and the last publication on the 19
day of Aug., 19 76; and that
the said notice was published in the newspaper proper and
not in a supplement; that said newspaper has been continu-
ously and uninterruptedly published in said county during
a period of more than seventy-eight consecutive weeks prior
to the first publication of said notice or advertisement.

Larry W. Schlieper

Subscribed and sworn to before me this 3rd day
of Sept, 19 76.

Ed D. Hancock, Notary Public,
for the State of Idaho, residing at Kamiah, Idaho.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
James H. and Anna E. Wells,
Route 2, Box 215, Kamiah,
Idaho have on July 26, 1976
submitted Application No.
85-7130 for a permit to
appropriate 0.067 cubic feet
per second of water from a
ground water source by
means of well, pump, and
pipeline within the
SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, T. 33N, R.
3E, B.M., Lewis County to be
used from March 1 to Dec. 1
for domestic purposes within
the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, T.
33N, R. 3E, B.M.

If issued, this permit will be
subject to all prior water
rights. Protests against the
granting of the permit must
be filed with the Idaho
Department of Water
Resources, 4055 Government
Way, Coeur d'Alene, Idaho
83814, on or before August
30, 1976.

R. KEITH HIGGINSON

Director

Published in the Clearwater
Progress, Kamiah, Idaho on
August 12 and August 19,
1976.

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 85-7130 Priority July 26, 1976 Amount 0.067 cfs

THIS IS TO CERTIFY, that JAMES H. & ANNA E. WELLS

of Kamiah, Idaho, has complied with the terms and conditions of Permit No. 85-7130 issued pursuant to Application for Permit dated July 26, 1976 and has submitted proof to the Department of Water Resources on August 8, 1977, 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 0.067 cfs of water from a groundwater source, tributary to _____, 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
Domestic	from <u>January 1</u> to <u>December 31</u> at <u>0.067</u> cfs and <u>1.2</u> acre feet		
	from _____ at _____ cfs and _____		
	from _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 0.067 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 for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 1.2 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, Twp. 33N, Rge. 3E, B. M. in the County of Lewis

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				Totals
			NW $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
33N	3E	11								X					

Total number of acres irrigated _____

NOTE: 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.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31 day of

July, 19 78.

[Signature]
Director

Identification No 85-7130

Application No _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

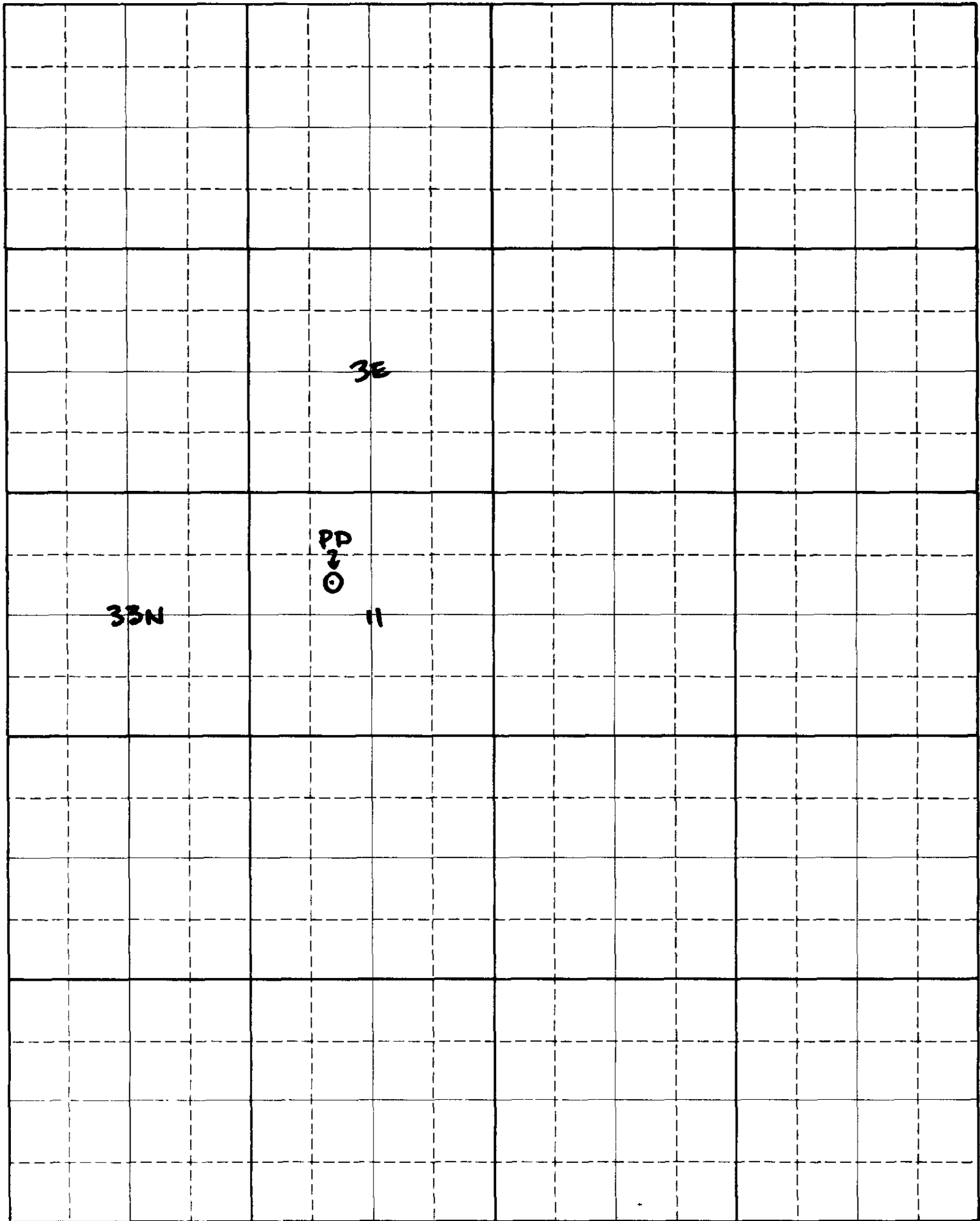
- 1 Name of applicant James H. and Anna E. Wells Phone 935-2998
post office address Route 2, Box 215, Kamiah, Idaho 83536
- 2 Source of water supply Well, underground which is a tributary of n/a
- 3 a Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 11 Township 33N
Range 3E B M Lewis County, additional points of diversion if any _____
Also known as Lot 3, block "B", Bethman's Addition to City of Kamiah, Lewis
County, Idaho
- b If water is not consumed, it will be discharged into n/a at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B M _____
- 4 Water will be used for the following purposes. Irrigation of garden and lawn.
Amount *0.067 for Domestic purpose from March 1 to December 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- 5 Total quantity to be appropriated 30 gallons per minute, four hours per day. Fire
a *0.067 cubic feet per second and/or protection standby.
b _____ acre feet per annum
- 6 Proposed diverting works
a Description of ditches, flumes, pumps, headgates, etc _____
Well, with pump, 1½ inch outlet

b Height of storage dam n/a feet, active reservoir capacity _____ acre feet, total reservoir
capacity _____ acre feet, materials used in storage dam _____
Period of year during which storage will occur _____ to _____ inclusive
(Mo Day) (Mo Day)
c Proposed well diameter is _____ inches; proposed depth of well is _____ feet
- 7 a Time required for the completion of the works and application of the water to the proposed beneficial use
is -0- years Completed. ALLOW 1 year
b Estimated construction cost is \$ 450.00
- 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 NW $\frac{1}{4}$ of Section 11 Township 33N
Range 3E B M _____
(2) Amount of power to be generated _____ hp 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 _____

*PURSUANT TO TELEPHONE CONVERSATION OF 8-2-76. RGH.

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

James H. Wells
(Applicant)
James H. Wells

7-26-76 Proposed Priority

Received by CP Date 8-2-76 Time 11:00 a.m.
7/26/76

Preliminary check by RGH Fee \$ 10.00

Received by CP Date 8-2-76 (Rec. #4334)

Publication prepared by CP Date 8-6-76

Published in Clearwater Progress

Publication dates 8-12 & 8-19-76

Publication approved CP Date 9-7-76

Priority reduced to _____ Reason _____

Protests filed by _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by CP

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 85-7130, 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 October 1, 19 77

c Other _____

2 Denial of said application is for the following reasons _____

Witness my hand this 17 day of September, 19 76

Director

RECEIVED

SEP 7 1976

Department of Water Resources
Northern District Office

AFFIDAVIT OF PUBLICATION

Larry W. Schlieper being first duly

sworn, says he is the owner of the CLEARWATER PROGRESS, a weekly newspaper which is published and issued weekly at Kamiah, Lewis County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for 2 weeks, being published 2 times, the first publication being on the 12 day of Aug., 19 76, and the last publication on the 19 day of Aug., 19 76; and that the said notice was published in the newspaper proper and not in a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Larry W. Schlieper
owner

Subscribed and sworn to before me this 3rd day of Sept, 1976

Edw. D. Haverat, Notary Public,
for the State of Idaho, residing at Kamiah, Idaho.

ACT
ION

N OWNER LAST NAME - WELLS

FIRST NAME - JAMES H.

N OWNER LAST NAME - WELLS

FIRST NAME - ANNA E.

N CITY - KAMIAH STATE - ID

N SOURCE - GROUNDWATER

N STAGE - LICENSE

PRIORITY - 07-26-1976 COUNTY - LEWIS TOTAL DIV. RATE - .0700CFS

N TOTAL DIV. VOLUME - 1.20 AFA

N DIVERSION POINT - SENW 11 33N 03E

N FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0700CFS USE DIV. VOLUME - 1.20 AFA

N USE - DOMESTIC

PLACE OF USE - TWN 33N RNG 03E SEC 11 TRACT SENW



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address
Statehouse
Boise, Idaho 83720
(208) 384-2215

August 3, 1978

Re: Permit No. 85-7130

James H. & Anna E. Wells
Route #2, Box 215
Kamiah, ID 83536

Dear Mr. and Mrs. Wells:

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw
Enclosure



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

June 14, 1978

Re: Permit No. 85-7130

James H. & Anna E. Wells
Route #2, Box 215
Kamiah, ID 83536

Dear Mr. and Mrs. Wells:

A representative of this Department made an examination of the works covered by your Permit No. 85-7130 on December 15, 1977, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.067 cfs Source: groundwater

The maximum quantity diverted shall not exceed 1.2 acre feet per
year.

Point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, Twp. 33N, Rge. 3E, B. M.

Beneficial use: Domestic use within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, Twp. 33N,
Rge. 3E, B. M.

Priority date established: July 26, 1976

If you do not concur with these findings please contact us within 10 days, otherwise a
water license will be issued as set forth above.

Sincerely,

JAN GROVER
Water Rights Supervisor
JG/kw

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DATE OF EXAM 12-12-77

ACREAGE

Found 9
Recommended 9

Irrigation Requirement 3.0 Ac Ft/Ac

USE

Irrigation Q= c.f.s. V= AF/Ann. from to
Domestic Q= 0.02 c.f.s. V= 1.2 AF/Ann. from Jan 1 to Dec 31
Livestock Q= c.f.s. V= AF/Ann. from to

Is water co-mingled? yes no ✓

Name source
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Exchange? yes no ✓

Name source exchanged with
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of injection:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of exchange:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Total Q measured 0 Method of measurement None

Total Q recommended 0.02 Meter No. Type Condition

Total V recommended 0.02

Recommended Amendments:

P.D.
Place of Use
Other
None

*Allow 0.067
(estimate amt)
this was applied for
12/14/78*

MEASUREMENT CALCULATION:
Domestic use for irrigation of lawn & garden

SYSTEM DESCRIPTION:
well w/ 1 1/2 HP Montgomery ward pump ser #56-J.
to spigot then by garden hoses to place of use.

REMARKS:
new addition - Mr. W. pointed out 5 other domestic wells
in the area.

Examiner's Signature [Signature] Date 12-15-77

Checked by [Signature] Date 12-15-77

Approved by Date

August 17, 1977

Re: Permit No. 85-7130

James H. and Anna E. Wells
Route 2, Box 215
Kamiah, ID 83536

Dear Mr. and Mrs. Wells:

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

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Coeur d'Alene.

Sincerely,

JANICE RENK
Water Rights

jr/la

Identification No. 85-7130

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
AUG 8 1976

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder James H. and Anna E. Wells
b) Post Office Address Route 2, Box 215, Kamiah, Idaho 83536
2. Permit Number 85-7130
3. Date of Priority that you are prepared to establish 7-26-76 Well drilled and in use 19 73
4. a) Source from which water was appropriated Drilled well - Ground water
b) Location of the point of diversion: SE ¼ NW ¼, Section 11
Township 33N, Range 3E Boise Meridian, Other points of diversion: Lewis County; Also known as Lot 3, Block "B", Bethman's Addition
City of Kamiah; Outside City Limits.
5. a) The amount of water and use to which the water has been applied:
Amount 25 Gal. Minute for Irrigation purposes from March 1 to Oct. 1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 25 Gal. Minute for Stand by Fire protection purposes from Jan 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated Approximate 20,571 cf, total per annum cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement:
James H. Wells (Owner) By measure at hoses.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
25' Well, with pump 1 1/2 inch outlet 1 1/2 inch Suction
b) Describe the agreement or understanding by which you take water from the works: N/A
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 25' drilled Well; Electric motor 1 1/2 hp.
directed connected pump 1 1/2" suction, 1" discharge.
connected to under ground piping and spicket outlets for hose connections.
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well driller's name and address and the date the well was completed: Ira Leach
Kamiah, Idaho 83536.
Well was drilled and pump installed (approximately April 1973)
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: n/a
Stand By for Fire protection

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: Lot 3, Block "B" 100'X 135' Bethman's Addition at Kamiah, Idaho
Outside the City Limits.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
33N	3E	11								X									

Total number of acres irrigated _____

10. Remarks: _____

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

 (Date)

Anna H. Wells
Anna E. Wells
 (Signature)

State of Idaho)
) ss.
 County of Lewis)

On this 4th day of August, 19 77, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

William Evans
 Notary Public residing at Kamiah

My commission expires Lifetime

July 29, 1977

CERTIFIED MAIL *138840*

Re: Permit No. 85-7130

James H. & Anna E. Wells
Route 2, Box 215
Kamiah, Idaho 83536

Dear Mr. & Mrs. Wells:

One of the conditions of approval of your water Permit No. 85-7130 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before October 1, 1977. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.


c: STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit

September 17, 1976

Re: Permit No. 85-7130

James H. and Anna E. Wells
Route 2, Box 215
Kamiah, ID 83536

Dear Mr. and Mrs. Wells:

Enclosed is a copy of your approved Application for Permit No. 85-7130 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enclosure

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 85-7130 Wells

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) RMH 8-2-76

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant

(4) RMH 8-2-76

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

_____ Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) cp 9/7

Affidavit of Publication received (date) SEPT. 7, 1976

(12) cp 8/16

Final date for protests August 30, 1976
Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes ☒ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority 7-26-76

_____ Reason for Reduction _____

_____ Measuring device required

_____ See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Northern

By Bob Haynes Date 9-7-76

August 31, 1976

Re: Application No. 85-7130 - James H. & Anna E. Wells

Clearwater Progress
Box 428
Kamiah, ID 83536

Gentlemen:

Could you please submit the affidavit of publication and bill in connection with the above referenced item. The legal notice was to have been published in your newspaper on August 12 and August 19, 1976.

Your assistance in this matter is appreciated.

Very truly yours,

Corda M. Patterson
Secretary

CP

August 9, 1976

Re: Application No. 85-7130

Mr. James H. Wells
Route 2, Box 215
Kamiah, ID 83536

Dear Mr. Wells:

Attached is your receipt No. 4334 in the amount of \$10 for the filing fee on the above referenced application which was received in this office.

Very truly yours,

Corda M. Patterson
Secretary

CP

Attachment



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

August 6, 1976

Re: Application No. 85-7130 - James H. & Anna E. Wells

Clearwater Progress
Box 428
Kamiah, ID 83536

Gentlemen:

Enclosed is a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:cp

Enc: Legal Notice(s)

Bill. 9-7-76.4

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that James H. and Anna E. Wells,
Route 2, Box 215, Kamiah, Idaho
have ~~has~~ on July 26, 1976 submitted Application No. 85-7130
for a permit to appropriate 0.067 cubic feet per second ~~acres feet per annum~~
of water from a ground water source
by means of well, pump, and pipeline
within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, T. 33N, R. 3E, B.M., Lewis County

to be used from March 1 to Dec. 1
for domestic purposes

within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, T. 33N, R. 3E, B.M.

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before
August 30, 1976.

R. KEITH HIGGINSON
Director

Published in the Clearwater Progress, Kamiah, Idaho
on August 12 and August 19, 1976