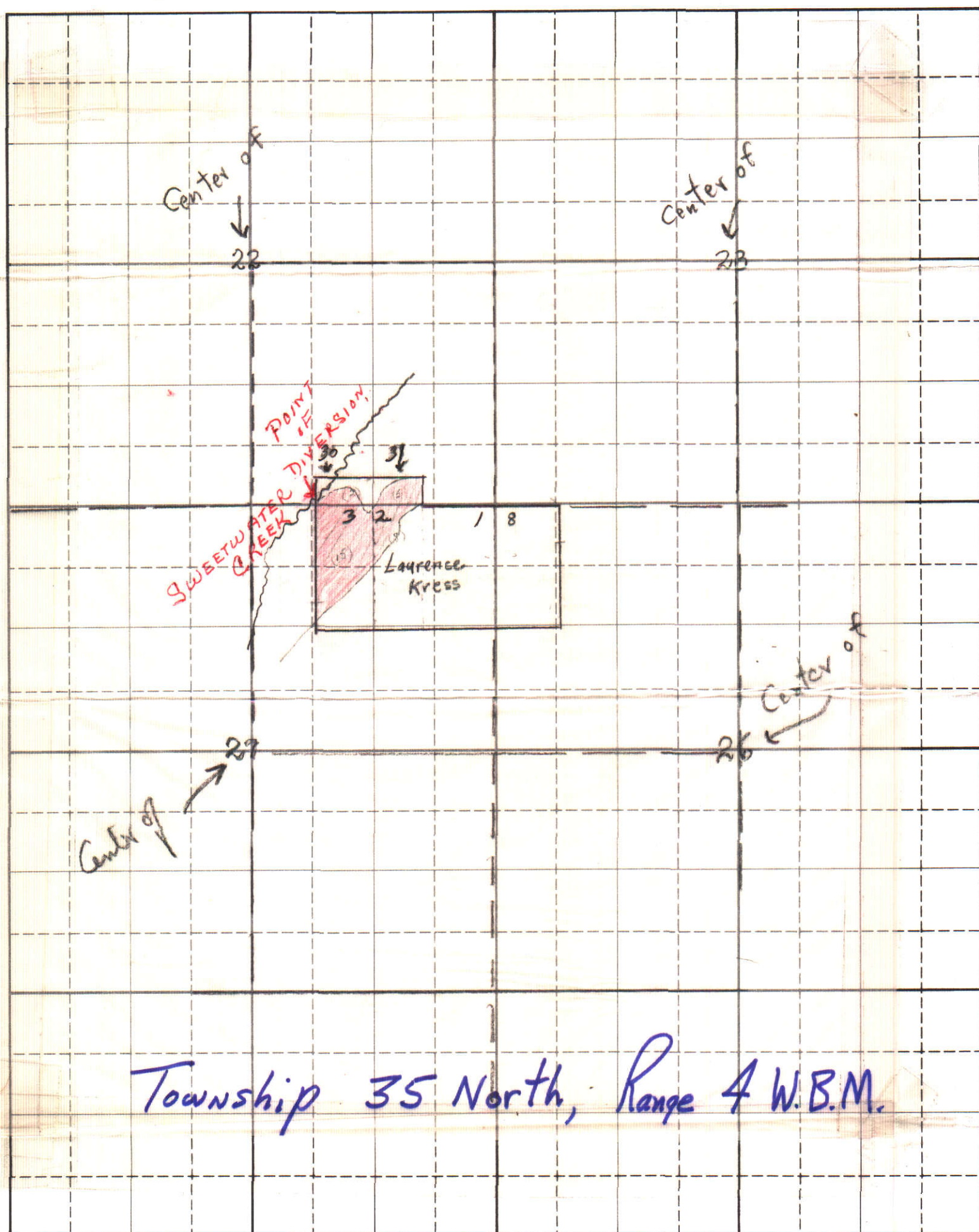


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Laurence Kress
(Applicant)

85 7085

35N

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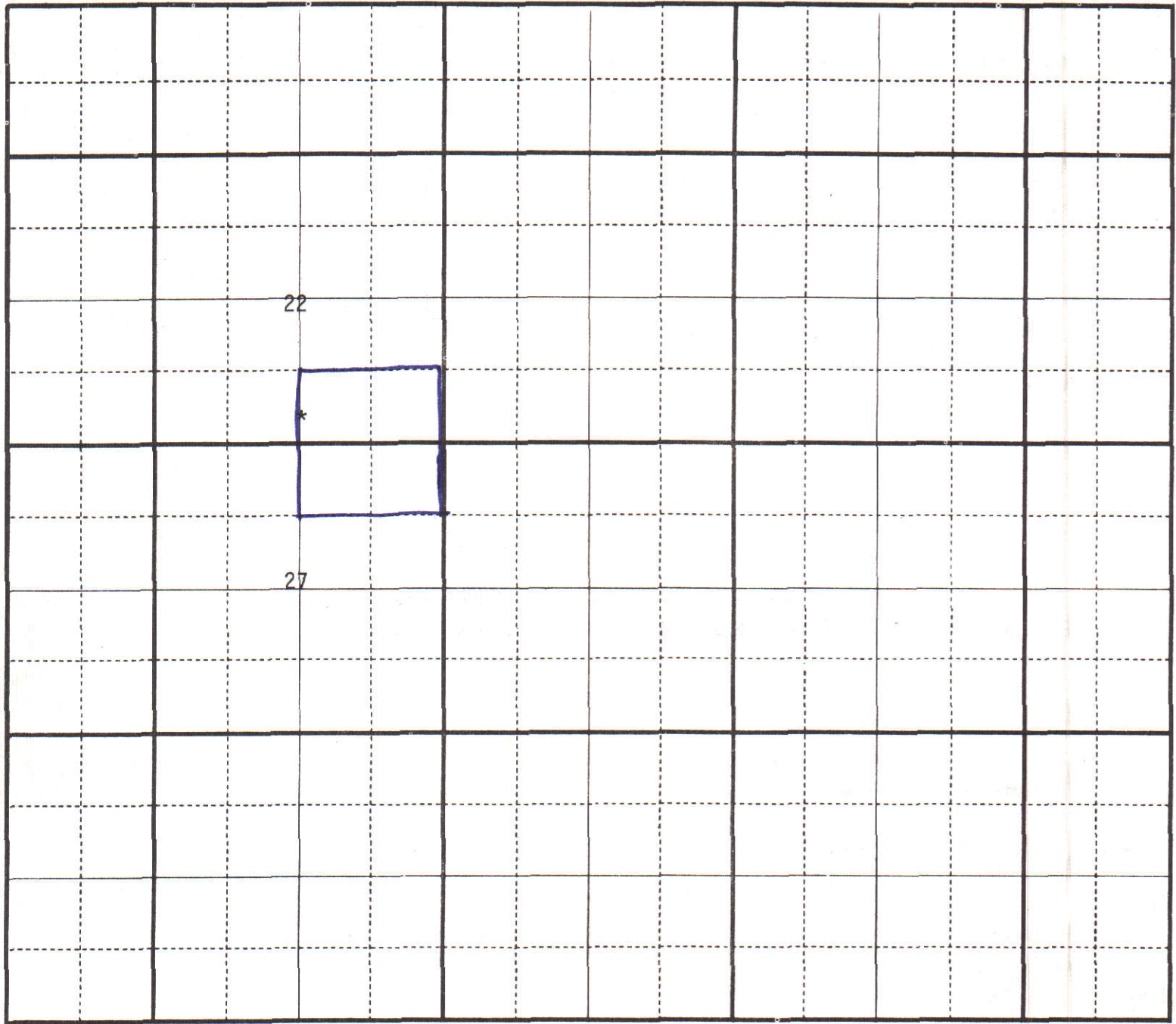


Diagram of System

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 85-7085 Priority May 16, 1974 Amount 0.62 cfs

THIS IS TO CERTIFY, that LAURENCE KRESS
of Lapwai, Idaho, has complied with the terms and conditions of Permit
No. 85-7085 issued pursuant to Application for Permit dated May 16, 1974,
and has submitted proof to the Department of Water Resources on June 14, 1976,
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 0.637 cfs of water from Sweetwater Creek,
tributary to Clearwater River, 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
<u>Irrigation</u>	from <u>April 1</u> to <u>October 1</u>	at <u>0.60</u> cfs and	<u>90 acre feet</u>
<u>Stockwater</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.02</u> cfs and	<u>0.7 acre feet</u>
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.62 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
90.7 acre feet per year, said waters to be diverted within the Government Lot 30, Sec. 22,
Twp. 35N, Rge. 4W, B. M. 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	
35N	4W	22															L 30 2	L 31 5	7
		27	L 2 8	L 3 15															23

Total number of acres irrigated 30

A measuring device of a type approved by this Department shall be maintained
as part of the diverting works.

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 10 day of
April, 19 78.

Director

STATE OF IDAHO

ORDER

Dated this 2nd day of July, 1975.


A. KENNETH DUNN
Administrator, Operations Division

jfr

CONFIDENTIAL

Identification No. 85-7085

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Laurence Kress
post office address Route 1, Box 113-A, Lapwai, Idaho 83540
2. Source of water supply Sweetwater Creek which is a tributary of Clearwater River
3. a. Location of point of diversion is Lot 30 ~~xxx~~ of Section 22 Township 35N
Range 4W B.M. Nez Perce County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ 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:
7.10. 5/16/74 per phone call to Mr. Kress's office
Amount 0.6 for Irrigation purpose from April 1 to Oct. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 for Stockwater purpose from Jan. 1 to Dec. 31 (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:
a. 0.62 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Electric pump (30 h.p.) and
sprinkling system with sprinklers for raising hay and grass for grazing.

b. Height of storage dam _____ 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 1 years.
b. Estimated construction cost is \$ 10,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation: SAME AS PLACE OF USE FOR IRRIGATION.
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ 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 100 beef cattle.

(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: _____

85 7085

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
35N	4W	22															L. 30 2	L. 31 5	7
		27	L. 2 8	L. 3 15															23

Total number of acres to be irrigated 30

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

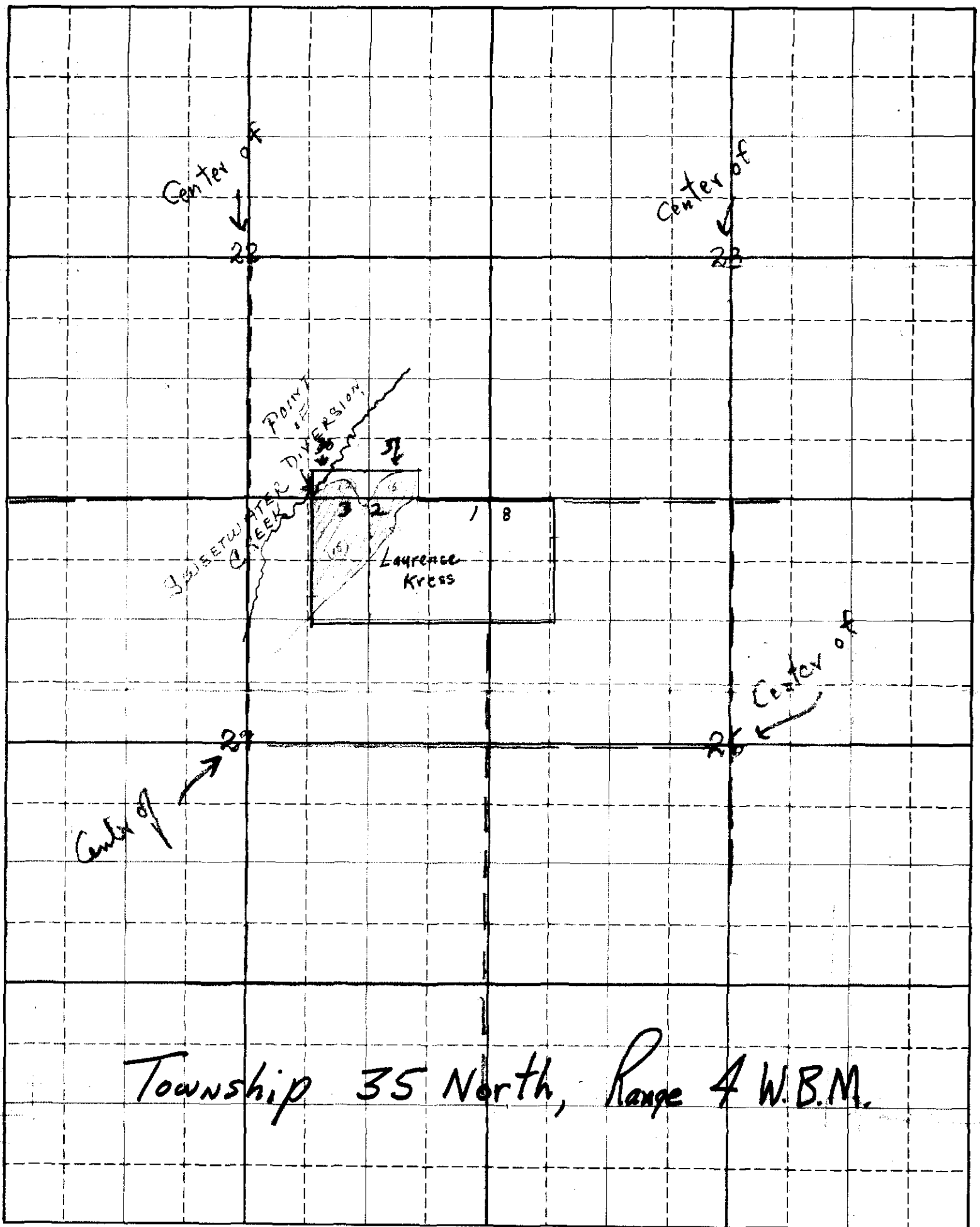
9. a. Who owns the property at the point of diversion Applicant

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

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.

Laurence Kress
(Applicant)

85 7035

Received by CP Date 5-16-74 Time 1:00 p.m.
Preliminary check by SP Fee \$ 25.00
Receipted by SP Date 5-16-74 # 14082
Publication prepared by CP Date 5-17-74
Published in Lewiston Morning Tribune
Publication dates 5-23 & 5-30-74
Publication approved CP Date 6-5-74
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for (approval) denial by SP BDF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 85-7085, and said application is hereby APPROVED.

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

- ~~a. SUBJECT TO ALL PRIOR WATER RIGHTS.~~
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1975.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 24 day of June 19 74.


Director

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Laurence Kress
post office address Rt 1 - Box 113A Lapwai Idaho 83540
2. Source of water supply Sweetwater Creek which is a tributary of Clearwater River
3. a. Location of point of diversion is S 1/2 of S 1/2 (Lot 30) of Section 22 Township 35 N
Range 4 W B.M. Neg. Pump County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ 1/4
of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

- ^{.9} Amount 1.4 for Irrigation purpose from April 1st to Oct 1 (both dates inclusive)
(acre-feet per annum)
- ^{.02} Amount 0.00223 for Stock Water purpose from Jan 1 to Dec 31 (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:

- ^{.92} a. 1.4 acre-feet per annum for irrigation
cubic feet per second and/or
- b. 1 gal. per minute or 0.00223 cfs for stock watering
acre-feet per annum

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. Electric Pump (30 hp.)
and Sprinkling System with Sprinklers for raising
and grass for grazing

- b. Height of storage dam _____ 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 1 years.

- b. Estimated construction cost is \$ 10,000⁰⁰.

8. Description of proposed uses:

- a. If water is **not** for irrigation: (Same as place of use for irrigation)
- (1) Give the place of use of water: _____ 1/4 of _____ 1/4 of Section _____ Township _____
Range _____ 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 100 beef Cattle
- (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: _____

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

TWP.	RANGE	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	
35	4	26	Lot 8																0
35	4	27	Lot 1, 2, 3				8	15											23
35	4	22	Lot 30				(S 1/2 S 1/2)												2
			Lot 31				(S 1/2 S 1/2)												5
35N	46	22															(2.30)	(2.31)	7
35N	46	27	42	43													2	5	23
			8	15															

Total number of acres to be irrigated 30

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

[illegible]

Lauren Kress
(Applicant)

85 70852

Received by CP Date 2-4-74 Time 1:00 PM
 Preliminary check by _____ Fee \$ _____
 Receipted by _____ Date _____
 Publication prepared by _____ Date _____
 Published in _____
 Publication dates _____
 Publication approved _____ Date _____
 Priority reduced to _____ Reason _____

 Protests filed by: _____

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

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 _____, 19____.
- c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this _____ day of _____ 19____.

 Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>TE</u>	<u>5/16/74</u>	Application No. <u>85-7085</u>
(2)			☒ 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
(3)	<u>TE</u>	<u>5/16</u>	In form to receipt Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U. S. F. S. ☐ Request Easement from B. L. M. ☐ Request Information from Applicant
(5)	<u>TE</u>	<u>5/16</u>	In form for advertising
(6)			Located within Water District No. _____
(7)			Critical groundwater area: yes _____ no _____
(8)			Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) _____ ☐ Increasing (comment) _____
(9)			Comments: _____
(10)	<u>CP</u>	<u>6/5</u>	Affidavit of Publication received (date) <u>MAY 31, 1974</u>
(11)	<u>CP</u>	<u>5/17</u>	Final date for protests <u>JUNE 10, 1974</u> Protests received: yes _____ no ☒
(12)			Date and Place of hearing _____ Decision reached at hearing _____
(13)	<u>TE</u>	<u>6/11/74</u>	All requested information received from agencies or applicant yes ☒ no _____
(14)	<u>TE</u>	<u>6/11/74</u>	Action recommended: ☒ Approve Priority <u>5/16/74</u> ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☐ No additional conditions for approval
(15)	District <u>Northern</u>	By <u>Paul Lambuth</u>	Date <u>6/11/74</u>

RECEIVED

85 7085

Department of Water Administration

PUBLISHER'S AFFIDAVIT OF PUBLICATION

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

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Laurence Kress, Route 1, Box 113-A, Lapwai, Idaho, has on May 16, 1974, submitted Application No. 85-7085 for a permit to appropriate 0.62 cubic feet per second of water from Sweetwater Creek by means of pump and sprinklers within Lot 30, Sec. 22, T. 35N, R. 4W, B.M., Nez Perce County, to be used from Jan. 1 to Dec. 31 for stockwatering purposes (0.02 cfs); and from April 1 to Oct. 1 for the irrigation of 30 acres (0.6 cfs), both within the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 22; N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 27, T. 35N, R. 4W, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before June 10, 1974.

R. KEITH HIGGINSON,
Director

D.N. Sinclair, being duly sworn deposes and says, I am the office manager 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 attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, once a week for 2 consecutive weeks, the first publication thereof being on the 23rd day of May, A. D. 1974, and the last publication thereof being on the 30th day of May, A. D. 1974 and said Notice of Application 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.

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

M 30th day of May, 1974.

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

WATER RIGHT NUMBER 85-7085

WATER RIGHTS EDIT REPORT

10/03/79

PAGE 245

ACT
ION

N
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N

OWNER LAST NAME - KRESS

FIRST NAME - LAURENCE

SOURCE - SWEETWATER CREEK

CITY - LAPWAI

STATE - ID

STAGE - LICENSE

TRIBUTARY OF - CLEARWATER RIVER

PRIORITY - 05-16-1974

COUNTY - MADISON

TOTAL DIV. RATE -

.6200CFS

TOTAL DIV. VOLUME - 90.70 AFA

DIVERSION POINT - 22 35N 04W LOT 30

FROM - 04-01 TO - 10-01 USE - IRRIGATION

USE DIV. RATE -

.6000CFS

USE DIV. VOLUME -

90.00 AFA

FROM - 01-01 TO - 12-31 USE - STOCKWATER

USE DIV. RATE -

.0200CFS

USE DIV. VOLUME -

.70 AFA

USE - IRRIGATION

PLACE OF USE - TWN 35N RNG 04W SEC 22 TRACT SWSE LOT 30 AC 02 TRACT SESE LOT 31 AC 05

USE - IRRIGATION

PLACE OF USE - TWN 35N RNG 04W SEC 27 TRACT NENE LOT 02 AC 08 TRACT NWNE LOT 03 AC 15

COND. OF APPRVL - 01

WATER RIGHT NUMBER 85-7085

WATER RIGHTS EDIT REPORT

02/23/81

PAGE 440

ACT

ION

X DIVERSION POINT - 22 35W 04W LOT 30

L DIVERSION POINT - S4SE 22 35W 04W LOT 30

IDENT. NO. 85-7085

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

WATER RIGHT
DATA ENTRY LOG

[illegible]



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

April 13, 1978

Re: Permit No. 85-7085

Laurence Kress
Route 1, Box 113-A
Lapwai, ID 83540

Dear Mr. Kress:

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

2000075 1000000



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

March 23, 1978

Re: Permit No. 85-7085

Laurence Kress
Route 1, Box 113-A
Lapwai, ID 83540

Dear Mr. Kress:

A representative of this Department made an examination of the works covered by your Permit No. 85-7085 on August 8, 1977, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.62 cfs Source: Sweetwater Creek

The maximum quantity diverted shall not exceed 90.7 acre feet per year.

Point of diversion: Govt. Lot 30, Sec. 22, Twp. 35N, Rge. 4W, B. M.

Beneficial use: Irrigation of 30 acres within Lot 30, Lot 31, Sec. 22;
Lot 1 & Lot 2, Sec. 27, Twp. 35N, Rge. 4W, B. M.

Priority date established: May 16, 1974

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

FIELD REPORT

RECEIVED

843-2498

JUN 24 1976

17. Name of permit holder

Laurence Kress

Post office address Rt. 1, Box 113-A, Lapwai, ID 83540

Person to contact

Phone _____
Department of Water Resources
Northern District Office
Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Sweetwater Cr.
(name spring, stream, etc.)
Tributary to Clearwater River

3. Water will be used for the following purposes:

Amount 0.60 c.f.s. for Irrigation
AF/Annum (nature of use)

Period of Use: from April 1 to Oct. 1
(mo.-day) inclusive (mo.-day)

Amount 0.02 c.f.s. for Stockwater (100 cattle)
 AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 85-7085

Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 0.62 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 35N N/S, Range 4W E/W, B.M., Section 22, Subdivision Lot 30 $\frac{1}{4}$ $\frac{1}{4}$, Nez Perce

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____

Other Points of Diversions: _____

Description of diverting works: the water is diverted out of Sweetwater Cr. by use of a 30 hp pump which sucks the water out of the creek

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]

30

TOTAL ACREAGE

35N

R
4
W

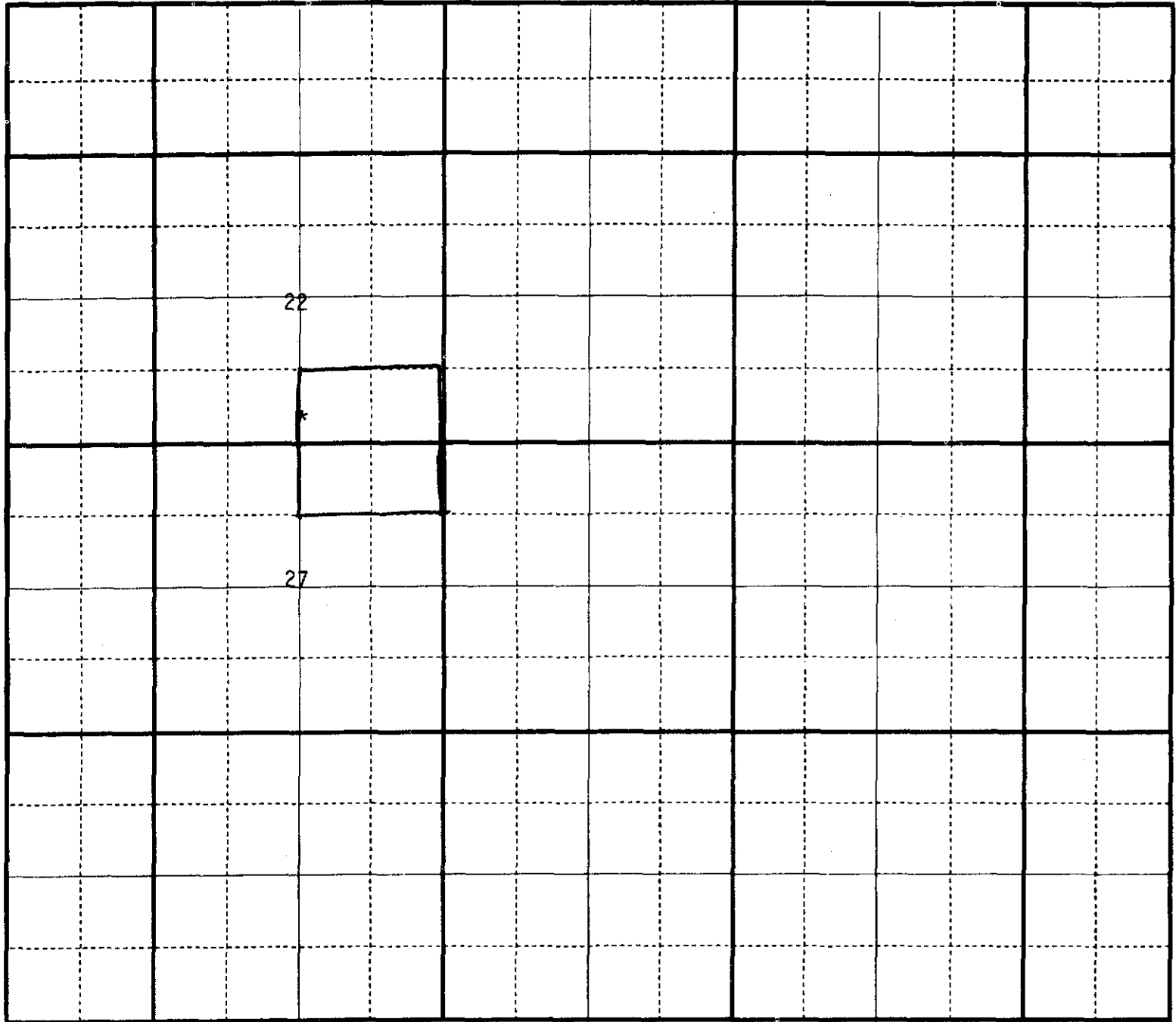


Diagram of System

DATE OF EXAM 7-12-77 Re-exam 8-8-77

ACREAGE
Found 30
Recommended 30

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q= 0.60 c.f.s. V= 90 AF/Ann. from Apr 1 to Oct 1
Domestic Q= c.f.s. V= AF/Ann. from to
Livestock Q= 0.02 c.f.s. V= 0.7 AF/Ann. from Jan 1 to Dec 31

Is water co-mingled? yes no X

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

Exchange? yes no X

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 0.00085 AF/min Method of measurement meter

Total Q recommended 0.62 cfs Meter No. M0647279 Type Bodger Condition good

Total V recommended 90.7 AF/Ann

Recommended Amendments:

P.D.
Place of Use
Other
None

MEASUREMENT CALCULATION:
0.00085 AF/min x 325,851 = 276.97 gpm = 0.617 cfs irrigation
4488 0.02 " stock
0.637 "
0.62 " Applied for.

SYSTEM DESCRIPTION:
Pump & Motor with pipeline to place of use

REMARKS:
Pump & Motor I.D. Tags illegible

Examiner's Signature J. D. King Date 8-8-77
Checked by Bob Fayner Date 8-10-77
Approved by Date

Badger 4064-279
 Acme 14 Main illeg. No

03,0001
 .00006

15 .0

RB 30

28-0 32,521

50- .0004

$$\begin{array}{r} 5.55 \\ 32 \\ \hline 1110 \\ 1665 \\ \hline 448.8 \overline{) 177.61} \end{array}$$

$$\begin{array}{r} 65.179 \text{ mm} \\ .0005 \overline{) 325.851} \\ \hline 30 \quad 55 \\ \hline 25 \quad 35 \end{array}$$

$$66 \leftarrow \begin{array}{l} .0005 \\ .0004 \end{array} = .0009$$

$$20 \leftarrow \begin{array}{l} .0007 \\ .0045 \end{array} = .0075$$

$$40 \leftarrow \begin{array}{l} .0075 \\ .0001 \end{array} = .0085$$

$$08 \leftarrow \begin{array}{l} 0 \\ .0085 \end{array}$$

$$\begin{array}{r} 448.8 \overline{) 65.17} \\ \hline 4488 \\ \hline 20290 \\ 17952 \\ \hline 1238 \end{array}$$

$$0.00085 \text{ AF/min}$$

$$0.00085 \times 325,851 = 276.97 \text{ g/min}$$

$$\frac{276.97}{448.8} = 0.617$$

October 19, 1976

Re: Permit No. 85-7085

Mr. Laurence Kress
Route 1, Box 113-A
Lapwai, ID 83540

Dear Mr. Kress:

I sincerely apologize for not getting back to you last summer. I will be down to make the field examination on your system next summer.

Your water right will remain in effect and will not be injured. Please contact us if there are any questions.

Very truly yours,

Kenneth Knoblock
Water Resource Agent

KK:cp

bcc: Boise



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

October 19, 1976

Re: Permit No. 85-7085

Mr. Laurence Kress
Route 1, Box 113-A
Lapwai, ID 83540

Dear Mr. Kress:

I sincerely apologize for not getting back to you last summer. I will be down to make the field examination on your system next summer.

Your water right will remain in effect and will not be injured. Please contact us if there are any questions.

Very truly yours,

Kenneth Knoblock
Water Resource Agent

KK:cp

June 23, 1976

Re: Permit No. 85-7085

Laurence Kress
Route 1, Box 113-A
Lapwai, Idaho 83540

Dear Mr. Kress:

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 during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions concerning the field exam, please contact our District Office in Coeur d'Alene.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

Identification No. _____

Permit No. 85-7085

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Laurence Kress
 b) Post Office Address Route 1 Box 123-A, Lapwai, ID 83540
2. Permit Number 85-7085
3. Date of Priority that you are prepared to establish 1 April 1972
4. a) Source from which water was appropriated Sweetwater Creek
 b) Location of the point of diversion: SW ¼ SE ¼, Section 22
Township 35, Range 4 West Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
 Amount 7.6 for irrigation purposes from Apr 1 to Oct 1 incl.
 (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
 Amount 0.02 for stockwater 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 7.62 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: Applicant measured the rate of flow using a 6 inch Badger flow meter; it is a propeller type
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:
does not apply
 b) Describe the agreement or understanding by which you take water from the works:
does not apply
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) the water is diverted out of Sweetwater Creek by use of a 30 hp pump which sucks the water out of the creek
 b) Describe the type and size of measuring device which you have installed at your point of diversion: 6 inch Badger flow meter with propeller type
 c) Give well driller's name and address and the date the well was completed:
does not apply
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
small amount used for stockwater

6-22-76 fr

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

Total number of acres irrigated 30

10. Remarks:

10 June 1976

(Date)

Lauren Hesse
(Signature)

State of IDAHO)

) SS.

County of Nez Perce)

On this 10th day of June, 19 76, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at Lewiston
in the state of Idaho.

My commission expires 11 July 1977

Law Offices of
Paul C. Keeton
CHARTERED
312 MILLER STREET
Lewiston, Idaho
83501

ASSOCIATE
John Reid Tait

10 June 1976

RECEIVED
JUN 14 1976
Department of Water Resources
AREA CODE 208
743-6231
P.O. DRAWER E

Mr. R. Keith Higginson
Director
Department of Water Resources
Statehouse
Boise, ID 83720

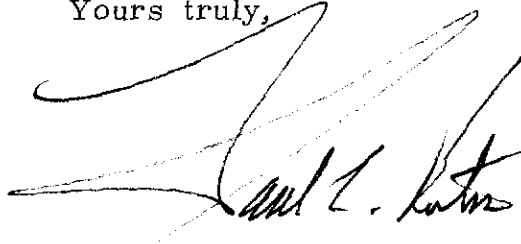
RE: Permit No. 85-7085 - Laurence Kress

Dear Mr. Higginson:

Enclosed herein you will find Proof of Application of Water to Beneficial Use, which has been signed by Mr. Kress.

On Thursday, 10 June 1976, I talked with your office by phone and they advised me that an aerial photo would not be necessary. If there are any problems concerning this matter, please contact me at once and we will supply any additional information that may be necessary.

Yours truly,



K:D
Encl: Proof

CC: Laurence Kress w/encl

UNITED STATES POSTAL SERVICE

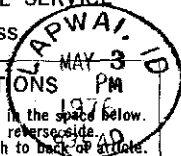
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

RETURN
TO



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



- **SENDER:** Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ RESTRICTED DELIVERY.
 Show to whom and date delivered..... 65¢
☐ RESTRICTED DELIVERY.
 Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

[Faint, illegible text]

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	138608	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☒ Addressee ☐ Authorized agent

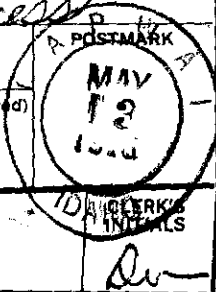
Wanda Kress

4. DATE OF DELIVERY

5-1-76

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:



April 30, 1976

CERTIFIED MAIL #138608

Re: Permit No. 85-7085

Laurence Kress
Route 1, Box 113 A
Lapwai, Idaho 83540

Dear Mr. Kress:

One of the conditions of approval of your water Permit No. 85-7085 (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 JULY 1, 1976. 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.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

July 2, 1975

Re: Permit No. 85-7085

Laurence Kress
Route 1, Box 113A
Lapwai, Idaho 83540

Dear Mr. Kress:

Enclosed is an Order which extends the time within which to submit proof of beneficial use for the above referenced permit.

The time has been extended to July 1, 1976.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

Enclosure

RECEIVED

Lapwai Idaho
June 1, 1975

1975
Department of Water Resources

State Of Idaho
Department Of Water Administration

Dear Sir,

In regard to my Water Right Permit No. 85-7085 which I was supposed to have a meter on watering device for gallons per minute on by July 1, 1975, am requesting for an extension of time of 30 days, I have had a great lot of trouble trying to find a meter, and as of now I have found one, but am not sure I can get it fixed by then. There has been a great delay in the Co. sending it, and I will need some more time to get it fixed up.

Just as soon as the meter gets here I will get it installed, and the proper papers returned to you.

THANK YOU,

RECEIVED

Laurence Kress
Rt. 1. Box 190
Lapwai, Idaho

RECEIVED
JUN 11 1964

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse-- Annex 2
Boise,
Idaho

CERTIFIED

No. 198309

MAIL

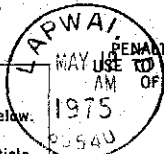
83707

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



**RETURN
TO**



DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED

- SENDER: Complete items 1 and 2.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ DELIVER ONLY TO ADDRESSEE and
show to whom and date delivered..... 65¢
☐ DELIVER ONLY TO ADDRESSEE and
show to whom, date, and address of
delivery 85¢

ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

210789

(Always obtain signature of addressee or agent)

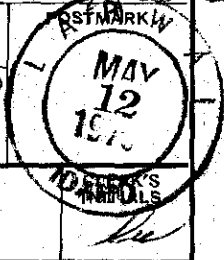
I have received the article described above.
SIGNATURE

4. DATE OF DELIVERY

05-12-75

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:



May 1, 1975

CERTIFIED MAIL

#26789

Re: Permit No. 85-7085

Laurence Kress
Route #1, Box 113-A
Lapwai, ID 83540

Dear Mr. Kress:

One of the conditions of approval of your water Permit No. 85-7085 (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 July 1, 1975. 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.

R. Keith Higginson

R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

MICROFILMED

June 25, 1974

Re: Permit No. 85-7085

Laurence Kress
Route 1, Box 113-A
Lapwai, Idaho 83540

Dear Mr. Kress:

Enclosed is a copy of your approved Application for Permit No. 85-7085. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

85 7085

May 17, 1974

Re: Application No. 85-7085 - Laurence Kress

Lewiston Morning Tribune
505 C Street
Lewiston, ID 83501

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,

FRED EISENBARTH
Northern District Manager

FE:CP

Enc: Legal Notice

Bill Submitted 6-5-74 by cp

85 7085

THE *Tribune* PUBLISHING CO.

Producers of Printing of Distinction

5th & C Sts.

Lewiston, Idaho 83501

Phone 743-9411

Sold to

Dept. of Labor

101 Broad St.

Bozeman, Idaho 83725
Northern Idaho State

MAY 31 1975

Date May 30th, 1975

acc# 195473

Requisition No.	Job No.	Quantity	DESCRIPTION	Amount
			Producers of Printing of Distinction Application # 85-7085 11 Lines 2 Lines 174 hereby certify the above account is correct and just, that the supplies were actually furnished and/or the services were actually rendered as charged and that I/We have not received payment therefor. THANK YOU FOR YOUR PATRONAGE Check Your Order Carefully and Call Us If Not Satisfactory	714.47 incl. in

NOTICE: This is an Invoice of Purchase made by you. Statement will be rendered the first of month.
Please Retain This Invoice as Your Statement Will Refer to Invoice by Number Only

85-7085

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Laurence Kress,
Route 1, Box 113-A, Lapwai, Idaho
has on May 16, 1974 submitted Application No. 85-7085
for a permit to appropriate 0.62 cubic feet per second ~~acre-feet per annum~~
of water from Sweetwater Creek
by means of pump and sprinklers
within ~~the~~ Lot 30, Sec. 22, T. 35N, R. 4W, B.M., Nez Perce County

to be used from Jan. 1 to Dec. 31 for stockwatering purposes (0.02 cfs); and
~~also~~ from April 1 to Oct. 1 for the irrigation of 30 acres (0.6 cfs), both

within the S₁SE₄, Sec. 22; N₁NE₄, Sec. 27, T. 35N, R. 4W, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before June 10, 1974.

R. KEITH HIGGINSON

Director

Published in the Lewiston Morning Tribune, Lewiston, Idaho
on May 23 and May 30, 1974 85 7085

Legal 5-23-74 2TW S

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Laurence Kress, Route 1, Box 113-A, Lapwai, Idaho, has on May 16, 1974, submitted Application No. 85-7085 for a permit to appropriate 0.62 cubic feet per second of water from Sweetwater Creek by means of pump and sprinklers within Lot 30, Sec. 22, T. 35N, R. 4W, B.M., Nez Perce County, to be used from Jan. 1 to Dec. 31 for stockwatering purposes (0.02 cfs); and from April 1 to Oct. 1 for the irrigation of 30 acres (0.6 cfs), both within the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 22; N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 27, T. 35N, R. 4W, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before June 10, 1974.

R. KEITH HIGGINSON,
Director

OK.
5-22-74
P

85 7085

May 17, 1974

Re: Application for Permit No. 85-7085

Mr. Laurence Kress
Route 1, Box 113-A
Lapwai, ID 83540

Dear Mr. Kress:

Attached is your receipt No. 14082 in the amount of \$25 for the filing fee on the above referenced application which was received in this office.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enclosure

85 7085

Law Offices of
Paul C. Keeton
CHARTERED
312 MILLER STREET
Lewiston, Idaho
83501

15 May 1974

AREA CODE 208
743-6231

P. O. DRAWER E

RECEIVED

MAY 1974

WATER DIVISION
BOISE, IDAHO

Mr. Fred Eisenbarth
Northern District Manager
Department of Water Administration
Room 209, 401 Front Avenue
Coeur d'Alene, Idaho 83814

RE: Application for Permit - Lawrence Kress

Dear Mr. Eisenbarth:

We have had some correspondence on this water permit and you last wrote me on 5 February 1974. We are ready to complete this matter and I am enclosing herein Application for Permit, signed by Mr. Kress and his check for \$25.00 in payment of filing fee for 0.92 cubic feet per second of water.

Will you please give this matter your early attention and advise at your early opportunity.

Yours truly,

Paul C. Keeton

D
Encl: 2

85 7085
85

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

February 5, 1974

Paul C. Keeton
P.O. Drawer E
Lewiston, ID 83501

Dear Mr. Keeton:

We are returning the Application for Permit you submitted in behalf of Laurence Kress. Please note that we have taken the liberty of typing a new application using the information you listed.

We have changed the amount of water requested under Item 4 to the maximum allowable according to the Idaho Code (1 inch per acre). We have also listed the acres to be irrigated by 40-acre tract.

Please review all items on the form making any corrections necessary, have Mr. Kress sign the application, and return it to our office along with the filing fee. The filing fee for 0.92 cubic feet per second of water is \$25.

If we may be of any further assistance, feel free to contact us.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enclosures

85 7085

Law Offices of
Paul C. Keeton
CHARTERED
312 MILLER STREET
Lewiston, Idaho
83501

February 1, 1974

AREA CODE 208
743-6231

P. O. DRAWER E

State of Idaho
Department of Water Administration
Northern District Office
401 Front Avenue, Room 209
Coeur d'Alene, Idaho 83814

Gentlemen:

re: Application for Permit for Laurence Kress

Enclosed herein you will find Application for Permit to Appropriate
Public Waters by Laurence Kress, together with his check in the
amount of \$45.00.

If for any reason you need more information, please advise.

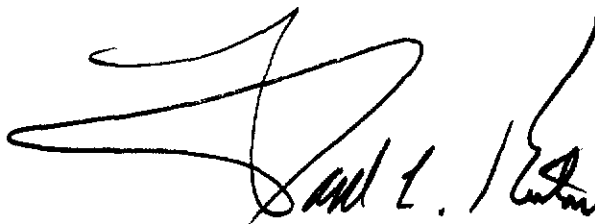
Thank you for your courtesy.

Yours truly,

PCK/d

enc.

cc: Mr. Laurence Kress

A handwritten signature in dark ink, appearing to read "Paul C. Keeton", is written over a large, stylized, handwritten "X" or "Z" mark.

85 7085