

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

9

T-28N

P.D.  
&  
P.U.

R-10E

APPROVED

AUG 18 1988

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.

Mervin E. Leonard  
(Applicant)



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

**A. GENERAL INFORMATION**

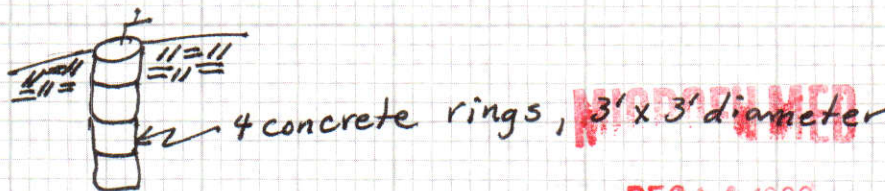
1. Owner: Mervin E. or Aline L. Leonard Permit No. 82-07164  
Current Address: 13616 Hwy 12 Orofino ID 83554 Phone No. 476-5470  
2. Accompanied by: SAME EXAM. DATE: ~~8/6~~ 8/7/91  
Address: \_\_\_\_\_ Phone No. \_\_\_\_\_  
Relationship to Permit Holder: \_\_\_\_\_  
3. Source: Groundwater tributary to \_\_\_\_\_

**B. OVERLAP REVIEW**

1. Other water rights with same place of use: None ☐ Copies Attached  
2. Other water rights with same point of diversion: None ☐ Copies Attached ☐ Copies of Field Exam's Attached

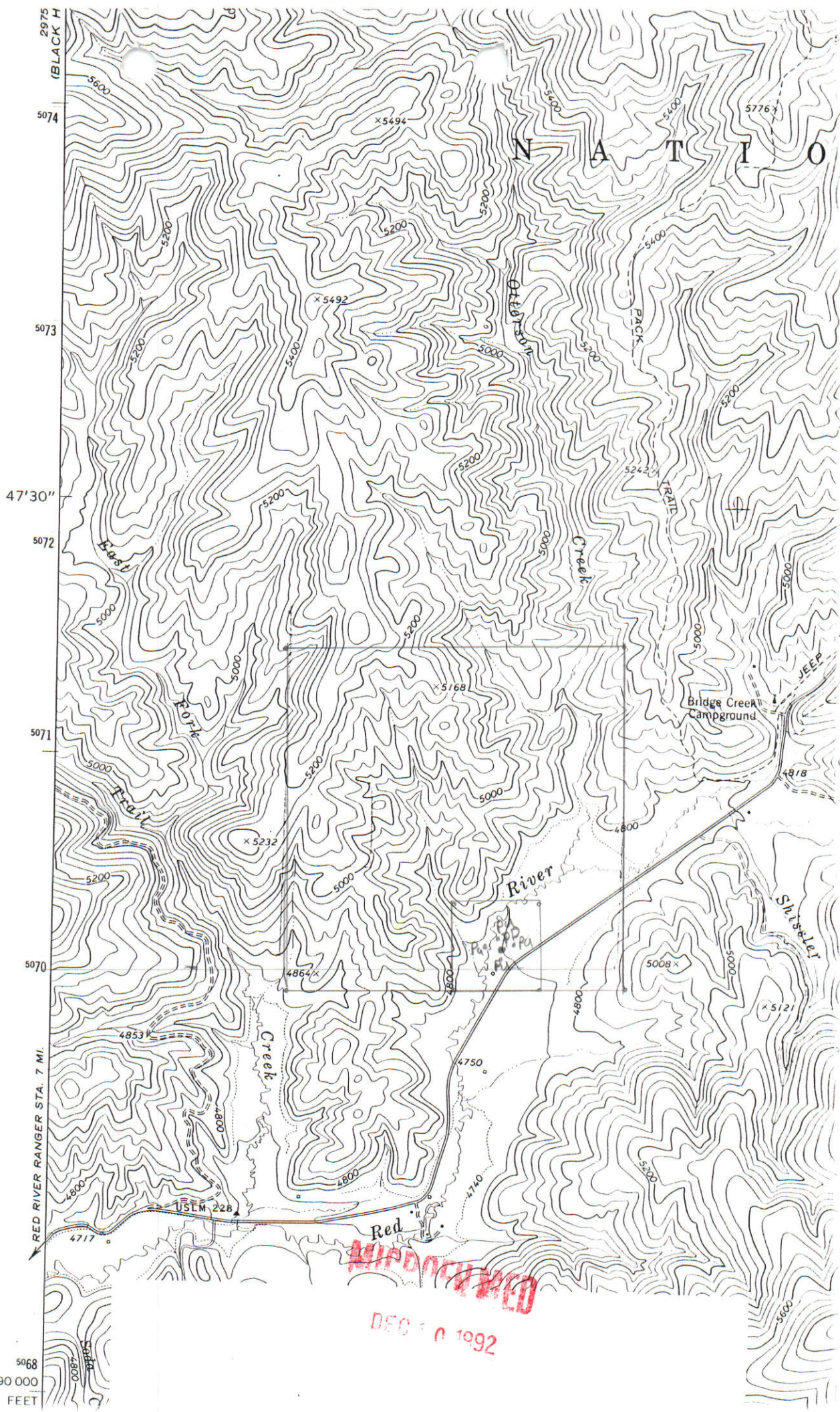
**C. SYSTEM DESCRIPTION**

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



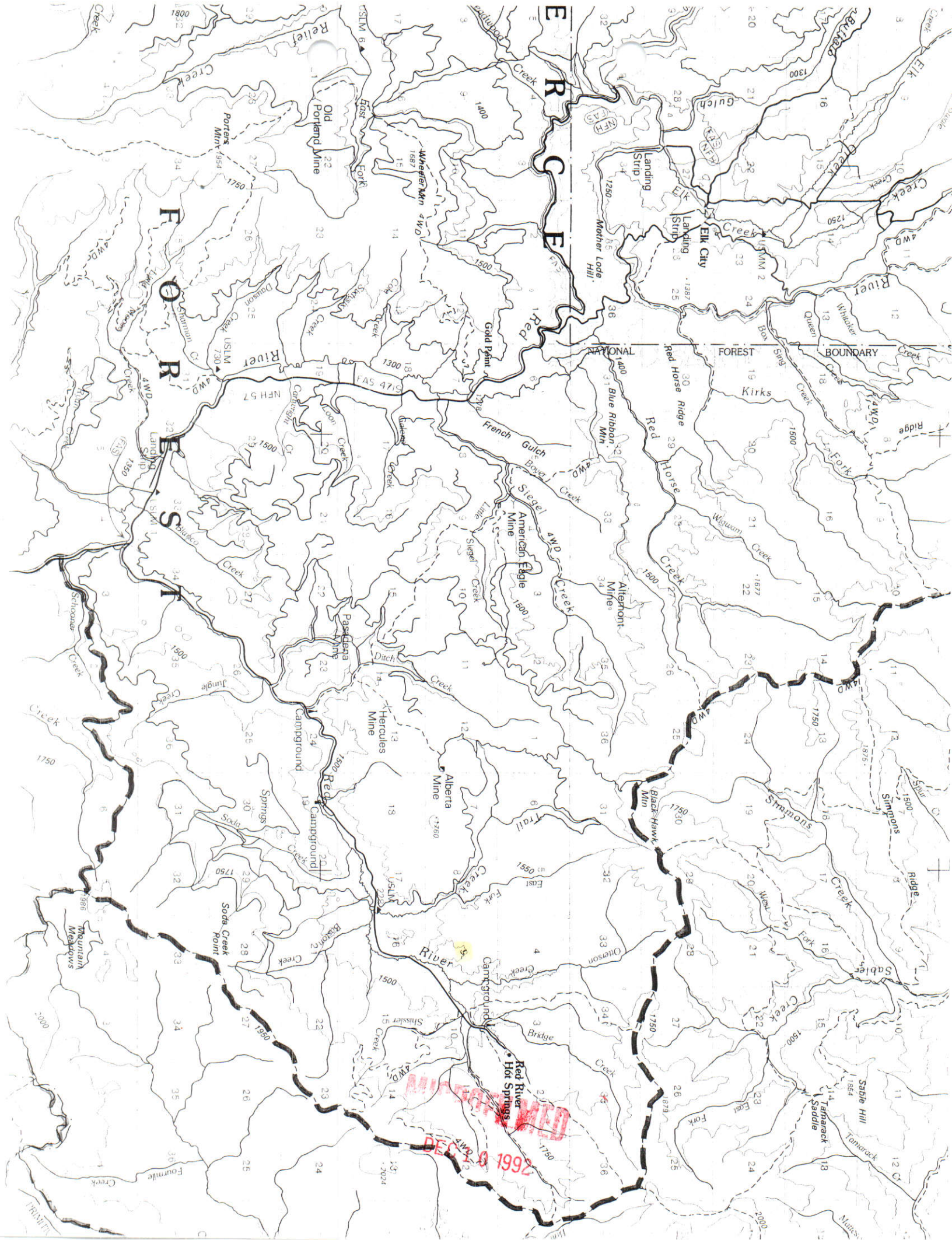
Scale: 1" = NTS

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



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1 490 000  
FEET



State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 82-07164

Priority: August 4, 1988

Maximum Diversion Rate: 0.04 CFS  
Maximum Diversion Volume: 2.4 AF

This is to certify, that ALINE L LEONARD  
MERVIN E LEONARD

13616 HWY 12  
OROFINO ID 83544

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 3, 1988; and has submitted Proof of Beneficial Use on June 18, 1991. An examination indicates that the works have a diversion capacity of .040 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| DOMESTIC              | 01/01 to 12/31       | 0.04 CFS                 | 2.4 AF               |

LOCATION OF POINT(S) OF DIVERSION: SWSE , Sec. 9, Township 28N, Range 10E  
IDAHO County

PLACE OF USE: DOMESTIC  
TWN RGE SEC

28N 10E 9 SWSE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The issuance of this right in no way grants any right-of-way or easement across the land of another.
6. Domestic use is for 4 homes.

**MICROFILMED**

DEC 10 1992

State of Idaho  
Department of Water Resources

**WATER RIGHT LICENSE**

WATER RIGHT NO. 82-07164

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.  
Witness the seal and signature of the Director, affixed at Boise, this 21<sup>ST</sup>  
day of SEPTEMBER, 1992.

Acting for R. Keith Higginson, Director

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DEC 10 1992

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

For Office Use Only  
\$15 FEE Received by D.K.  
Date 10-6-89  
Receipt # C011945

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit proof  
of beneficial use for a water right permit

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 82-7164

Name(s) of Permit Holder: Merwin E. or Aline L. Leonard

Post Office Address: 13616 Highway 12

Orpico, Id 83544 Telephone No. 476-5470

Date Proof is Due: August 1, 1989

Describe what work has been completed toward the development of this water right:  
(This must be filled out! If no work has been completed, show "none".)

Well dug by a backhoe to 12', lined with 4  
cement rings, pump installed

Costing \$ 60

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Vacation property - for financial reasons we are  
unable to install any water lines. Also the  
freezing problem in the winter has us perplexed.

Permit holder(s) request an extension to Oct, 1994. X Merwin E. Leonard  
(1 yr. minimum) (Signature)\*

FEE: \$15.00

\*IF OTHER THAN PERMIT HOLDER,  
POWER OF ATTORNEY MUST BE SUPPLIED.

NOV 2 1989

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to August 1, 1991.

IT IS FURTHER ORDERED that the permit be REINSTATED and the priority advanced to August 4, 1988, pursuant to Sec. 42-218a, Idaho Code.

Signed this 12<sup>th</sup> day of October, 1989.

J. Glen Saylor  
Chief, Water Allocation Bureau

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant MERVIN E. or ALINE L. LEONARD Phone 476-5470  
Post office address 13616 HWY 12, OROFINO, ID 83544
2. Source of water supply GROUNDWATER which is a tributary of \_\_\_\_\_
3. Location of point of diversion is \_\_\_\_\_ 1/4 of SW 1/4 of SE 1/4, Govt. Lot 7  
Sec. 9 Township 28N Range 10E B.M. IDAHO County; additional  
points of diversion if any: \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount .10 for DOMESTIC 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)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .10 and/or (b) \_\_\_\_\_  
cubic feet per second acre feet per annum
6. Proposed diverting works:
  - a. Description of ditches, flumes, pumps, headgates, etc. WELL & PUMP
  - b. Height of storage dam \_\_\_\_\_ feet; active reservoir capacity \_\_\_\_\_ acre-feet; total  
reservoir capacity \_\_\_\_\_ acre-feet; period of year when water will be diverted to storage:  
\_\_\_\_\_ to \_\_\_\_\_ inclusive.
  - c. Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet.
  - d. Is ground water with a temperature of greater than 90°F being sought? \_\_\_\_\_
7. Time required for the completion of the works and application of the water to the proposed beneficial use is  
1 years (minimum 1 year).

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AUG 18 1988

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. \_\_\_\_\_
- b. Stockwatering; list number and kind of livestock. \_\_\_\_\_
- c. Municipal; show name of municipality. \_\_\_\_\_
- d. Domestic; show number of households. 4 RECREATIONAL USERS
- e. Other; describe fully. \_\_\_\_\_

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| 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 |        |
| 28N | 10E   | 9    |        |        |        |        |        |        |        |        |        |        |        |        |        |        | D      |        |        |
|     |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres to be irrigated \_\_\_\_\_

10. Describe any other water rights used for the same purposes as described above. NONE

11. a. Who owns the property at the point of diversion? APPLICANT

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

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

12. Remarks: \_\_\_\_\_

RECORDED

AUG 18 1988

P.D.  
P.4

9

T-28N

R-10E

RECEIVED  
AUG 18 1988

Miriam E. Leonard  
(Applicant)

Received by PSH Date 6/3/88 Time 1:50 PM Proposed Priority 6/3/88  
Fee \$ 5.00 Receipted by KK # N-81 Preliminary check by CGH  
Publication prepared by mm Date 6/8/88 Published in 5/13/88  
Publication approved mm Date 7/11/88

### 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. 82-7164, 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 August 1, 19 89.
- 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. The water right acquired under this permit if 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 permit 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 permit.
- e. Other: Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.  
The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 3rd day of August, 1988.

[Signature]  
Director

**MICROFILMED**

AUG 18 1988

NOTICE OF APPLICATION FOR  
WATER RIGHT

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

81-07124

FELTON, LESTER B.; FELTON, THEL-  
MA I.; HCR 75 BOX 71; KOOSKIA, ID  
83539

Source: SELWAY RIVER Tributary:  
CLEARWATER RIVER, MIDDLE F  
Diversion Pt: LOT 1 (NWNW) Sec 15 T  
32N R 07E

Use: DOMESTIC (.020 CFS)

Date Filed: 6/03/1988

In: T32N R07E S15 Lot 1 (NWNW).

81-07125

BRAWNER, JAMES R.; HC 75 BOX  
115A; KOOSKIA, ID 83539

Source: SUTTLE CREEK Tributary:  
CLEARWATER RIVER, MIDDLE F  
Diversion Pt: NWSNW Sec 33 T 33N  
R 05E

Use: DOMESTIC (.040 CFS)

Date Filed: 5/13/1988

In: T33N R05E S33 SENW.

82-07164

LEONARD, MERVIN E.; LEONARD,  
ALINE L.; 13616 HWY. 12; OROFINO,  
ID 83544

Source: GROUNDWATER  
Diversion Pt: LOT 7 (SWSE) Sec 9 T  
28N R 10E

Use: DOMESTIC (.100 CFS)

Date Filed: 6/03/1988

In: T28N R10E S09 SWSE.

84-07199

DIGGS, W.E.; P.O. BOX 186; KAMIAH,  
ID 83536

Source: CLEARWATER RIVER  
Tributary: SNAKE RIVER  
Diversion Pt: SWSW Sec 29 T 33N R  
04E

Use: IRRIGATION (.200 CFS)

Date Filed: 5/12/1988

In: T33N R04E S29 SWSW

10.0 ACRES TOTAL

84-07200

BOOTH, MILO E.; RT. 1 BOX 48; KAMI-  
AH, ID 83536

Source: SPRING Tributary: CLEARWA-  
TER RIVER  
Diversion Pt: NESNW Sec 21 T 33N R  
04E

Use: DOMESTIC (.010 CFS)

Date Filed: 5/12/1988

In: T33N R04E S21 SWNE.

85-07459

MC GREGOR CO.; DIVN. OF MC GRE-  
GOR LAND & LIVESTOCK CO.; P.O.  
BOX 740; COLFAX, WA 99111

Source: GROUNDWATER  
Diversion Pt: NWNE Sec 10 T 32N R  
02E

Use: INDUSTRIAL (.010 CFS) DOMES-  
TIC (.010 CFS)

Date Filed: 6/06/1988

In: T32N R02E S10 NWNE.

85-07460

GILLET, STELLA

P.O. BOX 11

STITES, ID 83552

Source: CLEARWATER RIVER,  
SOUTH FORK Tributary: CLEARWA-  
TER RIVER

Diversion Pt: NENENE Sec 32 T 32N R  
04E

Use: STOCKWATER (.020 CFS)

Date Filed: 6/06/1988

In: T32N R04E S32 NENE.

85-07463

JOHNS, RONALD H.; NINE, GORDON;  
NOLAN, ROBERT P.; RT. 2 BOX 159;  
GRANGEVILLE, ID 83530

Source: GROUNDWATER

Diversion Pt: SWSWSW Sec 26 T 30N  
R 03E

Use: IRRIGATION (.030 CFS) DOMES-  
TIC (.040 CFS)

Date Filed: 6/06/1988

In: T30N R03E S26 SWSW

1.0 ACRES TOTAL

The permit(s) will be subject to all prior  
water rights. Protests must be filed with  
the Director, Dept. of Water Resources,  
Northern Region, Government Way  
Suite 9, Coeur d'Alene, Idaho 83814 on  
or before JULY 5, 1988.

R. KEITH HIGGINSON, Director  
Published 6/15/1988 & 6/22/1988

J15-22

AFFIDAVIT OF PUBLICATION

Charlotte Sotin

being first duly

sworn, says he is the Bookkeeper  
of the IDAHO COUNTY FREE PRESS, a weekly newspaper which  
is published and issued weekly at Grangeville, Idaho 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 two weeks,  
being published two times, the first publication being  
on the 15th day of June, 19 88,  
and the last publication on the 22nd day of  
June, 19 88; and that the said notice  
was published in the newspaper proper and not 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.

Charlotte Sotin

Subscribed and sworn to before me this 22nd day  
of June, 19 88.

[Signature] Notary Public  
for State of Idaho, residing at Grangeville, Idaho.

RECEIVED

JUN 29 1988

Department of Water Resources  
Northern District Office

RECEIVED

AUG 18 1988

September 25, 1992

ALINE L LEONARD  
MERVIN E LEONARD  
13616 HWY 12  
OROFINO ID 83544

RE: WATER RIGHT NO. 82-07164

Dear Water Right Holder(s):

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

Sincerely,

PAMELA SKAGGS  
Water Resource Agent

PS:cz

Enclosure



DEC 10 1992

September 1, 1992

ALINE L LEONARD  
MERVIN E LEONARD  
13616 HWY 12  
OROFINO ID 83544

RE: WATER RIGHT NO. 82-07164

Dear Water Right Holder(s):

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

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

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

Sincerely,

PAMELA SKAGGS  
Water Resource Agent

PS:cz

Enclosure

RECEIVED

DEC 10 1992

# LICENSE REVIEW CHECKLIST

Permit # 82-07164

Date 8-28-92  
28

|               | Yes                                 | No                                  |                                                             |
|---------------|-------------------------------------|-------------------------------------|-------------------------------------------------------------|
| NAME          | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Address Change?                                             |
| PRIORITY DATE | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Advance?                                                    |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Memo to Advance                                             |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Order to Reinstate Needed?                                  |
| TOTAL CFS     | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Incorrect Fee for rate recommended?                         |
|               | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Disagree with Actual Measurement?                           |
|               |                                     |                                     | <u>.04 cfs (DOM)</u>                                        |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Disagree with Theoretical? <u>.04 @ 10' dynamic</u>         |
|               | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Limited by Capacity? <u>.04 cfs</u>                         |
| TOTAL VOLUME  |                                     |                                     | Rate/ac <u>    </u> AFA Irr. Season <u>    </u>             |
|               |                                     |                                     | <u>    </u> Standard Irr. Season                            |
|               |                                     |                                     | <u>    </u> Season Recommended                              |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Disagree with Examiner's Calculations?                      |
|               |                                     |                                     | <u>4 x .6 = 2.4 afa (DOM)</u>                               |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Limited by Flow? <u>.04 x 365 1.9835 = 2.9 &gt; 2.4</u>     |
| SOURCE        | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Changes? Clarification of <u>Originally</u>                 |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <u>Intended</u> source                                      |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Notice of Intent to Void.                                   |
| P/D           |                                     |                                     | Verify with Map                                             |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Amendment Needed?                                           |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Is Overlap Analysis a Consideration?                        |
| P/U           |                                     |                                     | Verify with Map                                             |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Amendment Needed?                                           |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Is Overlap Analysis a Consideration?                        |
| USES          | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Change(s) in Nature of Use?                                 |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Amendment Needed?                                           |
| REMARKS       | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Multiple P/Ds in 1/4 1/4?                                   |
|               | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Non-Irr. Uses <u>DOM/4 Homes</u>                            |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Special Overlap Condition                                   |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Other <u>    </u>                                           |
| CONDITIONS    | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Measuring Device                                            |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | W/Master Control                                            |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Overlap                                                     |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Water Quality                                               |
|               |                                     |                                     | DATES/MISC                                                  |
|               |                                     |                                     | <u>    </u> <input checked="" type="checkbox"/> Water Dist. |
|               |                                     |                                     | <u>    </u> <input checked="" type="checkbox"/> App Rec'd   |
|               |                                     |                                     | <u>    </u> <input checked="" type="checkbox"/> Exam Made   |

COMMENTS/MEMOS NEEDED: Reduced rate

License      10-Day ☒ 15-Day      Special Correspondence

WR0749NP  
No. L82-07164

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

DATE: 08/28/92  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS   | PRIORITY<br>DATE | WATER USE | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|------------------|------------------|-----------|-----------------------|-------------------|---------------------|
| C             | ALINE L LEONARD  | 08/04/1988       | DOMESTIC  | 01-01 12-31           | 0.04 CFS          | 2.4 AFA             |
| C             | MERVIN E LEONARD |                  |           |                       |                   |                     |
|               | 13616 HWY 12     |                  |           |                       |                   |                     |
|               | OROFINO ID 83544 |                  |           |                       |                   |                     |
|               | (208) 476-5470   |                  |           |                       |                   |                     |
|               |                  |                  |           | TOTAL DIVERSION:      | 0.04 CFS          | 2.4 AFA             |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.04 CFS

Point(s) of Diversion: T28N R10E S09 SW SE

Place of use Legal Description for: DOMESTIC

|           | NE      |       |       |       | NW      |       |       |       | SW      |       |       |       | SE      |       |       |       |
|-----------|---------|-------|-------|-------|---------|-------|-------|-------|---------|-------|-------|-------|---------|-------|-------|-------|
| T R S     | : Lt Ac | Lt Ac | Lt Ac | Lt Ac | : Lt Ac | Lt Ac | Lt Ac | Lt Ac | : Lt Ac | Lt Ac | Lt Ac | Lt Ac | : Lt Ac | Lt Ac | Lt Ac | Lt Ac |
| 28N 10E 9 | :       |       |       |       | :       |       |       |       | :       |       |       |       | :       |       |       |       |
|           | :       |       |       |       | :       |       |       |       | :       |       |       |       | :       |       |       |       |

Pou County: IDAHO

Conditions of Approval:

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

Remarks: Domestic use is for 4 homes.

|        |                 |            |                    |            |
|--------|-----------------|------------|--------------------|------------|
| Dates: | App. Received:  | 06/03/1988 | Priority Date:     | 08/04/1988 |
|        | Proof Due Date: | 08/01/1991 | Proof Made Date:   | 06/18/1991 |
|        | Exam Made Date: | 08/07/1991 | Exam Sent to S.O.: | 07/22/1992 |
|        | Licensed Date:  |            |                    |            |

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

Audit: 08/28/92 SKAGGS

**SENIOR AGENT REVIEW**

**Check List**  
**for**  
**Beneficial Use Field Report**

Permit 82-07164

**A. GENERAL INFORMATION**

- ✓ 1. Name and address are most current available. (Check BU statement)  
✓ 2. Exam Date  
✓ 3. Source (Check Permit)

**B. OVERLAP REVIEW**

- ✓ 1. & 2. (Rule 5,1,4)

**C. SYSTEM DESCRIPTION**

- ✓ 1. Diversion System Diagram (Rule 5,1,3 / 5,1,4)  
✓ 2. USGS (Rule 5,1,7 / 5,1,9) Aerial (Rule 5,1,17)  
✓ Photo of pd and/or pu or explanation  
✓ 3. Word Picture (Rule 5,1,3 / 5,1,4)  
✓ 4. Diversion (Rule 5,1,3)  
✓ 5. Compare with USGS Map/Land Survey Maps/Aerial Photos/Permit.  
✓ Government Lot ?  
✓ Method of determination  
✓ 6. Compare USGS/Land Survey? Aerial Photos/Permit.  
✓ Method of determination,  
✓ Irrigation (Rule 5,1,8),

✓ **D. FLOW MEASUREMENTS** Check math (Rule 5,1,13 / 5,1,14)

✓ **E. FLOW CALCULATIONS** Check math (Rule 5,1,13 / 5,1,14)

✓ **F. OPTIONAL**

✓ **G. VOLUME CALCULATIONS**

- Three significant figures/not less than 0.10 (Rule 6,1,2)  
Fish (Rule 5,1,11) number stock, homes, etc... (Rule 5,1,12)

**H. REMARKS AND OVERLAP ANALYSES**

- ✓ All actual uses listed (Rule 5,1,2):  
✓ All unused, permitted uses listed (Rule 5,1,2):  
✓ Overlaps (Rule 5,1,4):  
✓ Return flows (Rule 5,1,5):  
✓ Conditions (Rule 5,1,6).

**I. RECOMMENDATIONS**

- ✓ 1. Municipal (Rule 5,1,10): Compare with items E & G, permit, fee, capacity  
(Rule 5,1,15): Measured flows for each use listed separately (Rule 5,1,14).  
Period of year (Rule 5,1,13)  
✓ 2. Compare permit to exam for amendments (Rule 5,1,16)

✓ **J. AUTHENTICATION**

Name, Signature, Certification Date, Exam Date.

✓ **WELL INSPECTION REPORT**

Check with permit and well log for discrepancies

**RECEIVED**  
JUL 27 1992

Department of Water Resources

Signature Tom D. King  
Tom D. King Sr. Water Resource Agent

Date 4/27/91



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

**A. GENERAL INFORMATION**

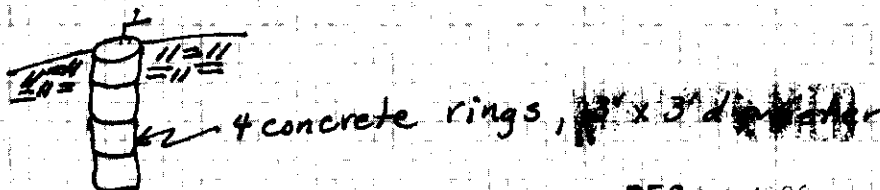
1. Owner: Mervin E. or Aline L. Leonard Permit No. 82-07164  
Current Address: 13616 Hwy 12, Orofino ID 83554 Phone No. 476-5470  
2. Accompanied by: SAME EXAM. DATE: 8/7/81  
Address: \_\_\_\_\_ Phone No. \_\_\_\_\_  
Relationship to Permit Holder: \_\_\_\_\_  
3. Source: Groundwater tributary to \_\_\_\_\_

**B. OVERLAP REVIEW**

1. Other water rights with same place of use: None ☐ Copies Attached  
2. Other water rights with same point of diversion: None ☐ Copies Attached ☐ Copies of Field Exam's Attached

**C. SYSTEM DESCRIPTION**

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



DEC 10 1982

Scale: 1" = NTS

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

**System Description (continued)**

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

Well 3' x 12' (4 concrete rings 3' x 3' diameter) with submersible 1/3 hp pump which pumps water through vinyl hose to buckets for each home

☐ See Remarks on page 4 for continuation

4.

| Well or Diversion Identification No.* | Motor Make | Hp  | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|------------|-----|------------------|-----------|-----------------------------------|
| Submersible                           |            | 1/3 |                  | Gould     | DMP 2                             |
|                                       |            |     |                  |           |                                   |
|                                       |            |     |                  |           |                                   |
|                                       |            |     |                  |           |                                   |

\*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

| Ident. No. | Gov't. Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Method of Determination/Remarks                          |
|------------|------------|-----|-----|-----|------|------|------|--------|----------------------------------------------------------|
|            |            |     | SW  | SE  | 9    | 28N  | 10E  | IDAHO  | Maps (Both USGS Quads & Idaho Dept. Transportation Maps) |
|            |            |     |     |     |      |      |      |        |                                                          |
|            |            |     |     |     |      |      |      |        |                                                          |
|            |            |     |     |     |      |      |      |        |                                                          |

6. **Place(s) of Use:**

Indicate Method of Determination Maps

| 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 |        |
| 28N  | 10E  | 9    |        |        |        |        |        |        |        |        |        |        |        |        |        |        | D      |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

**MICROFILMED**

DEC 10 1992

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS None ☐ Additional Data Sheets Attached

1.

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

2. Measurements:

None

E. FLOW CALCULATIONS ☐ Additional Computation Sheets Attached

1. Measured Method:

$$\frac{(1/3)(8.8)(70\%)}{(2.31)(20)(12)} = \frac{205}{58.2} = 0.04 \text{ cfs}$$

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: \_\_\_\_\_ psi x 2.31 = \_\_\_\_\_ ft (1); Dynamic pumping level: \_\_\_\_\_ ft (2)

Total Head: (1) + (2) = \_\_\_\_\_ (3) ; Flow rate: \_\_\_\_\_ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = \_\_\_\_\_ (5)

Meter Input KW: 3.6 x \_\_\_\_\_ KH x \_\_\_\_\_ CTR or \_\_\_\_\_ MULT x \_\_\_\_\_ PTR x \_\_\_\_\_ N/ \_\_\_\_\_ T = \_\_\_\_\_ (6)

Meter Input HP: (6) x 1.34 = \_\_\_\_\_ (7)

Panel Input KW: \_\_\_\_\_ Ave PF x \_\_\_\_\_ Ave Volts x \_\_\_\_\_ Ave Ampsx .001732 = \_\_\_\_\_ (6)

Panel Input HP: (6) x 1.34 = \_\_\_\_\_ (7) Efficiency: (5)/(7) x 100 = \_\_\_\_\_ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$  \_\_\_\_\_

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

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$  \_\_\_\_\_

2. Volume Calculations for Other Uses:

4 homes

.6 x 4 = 2.4 afa

DFC10

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Proof statement says pumping level is 15 feet, however Mr Leonard stated the well was only 12 feet deep at the time of the exam.

I. RECOMMENDATIONS

1. Recommended Amounts

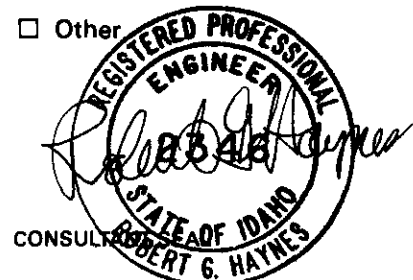
| Beneficial Use              | Period of Use |       | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|-----------------------------|---------------|-------|------------------------------|--------------------------|
|                             | From          | To    |                              |                          |
| Domestic (4) <sup>TDK</sup> | 1-1           | 12-31 | 0.04 cfs                     | 2.4 afa                  |
|                             |               |       |                              |                          |
|                             |               |       |                              |                          |
| Totals:                     |               |       | 0.04 cfs                     | 2.4 afa                  |

2. Recommended Amendments

- ☐ Change P.D. as reflected above    ☐ Add P.D. as reflected above    ☒ None  
☐ Change P.U. as reflected above    ☐ Add P.U. as reflected above    ☐ Other

J. AUTHENTICATION

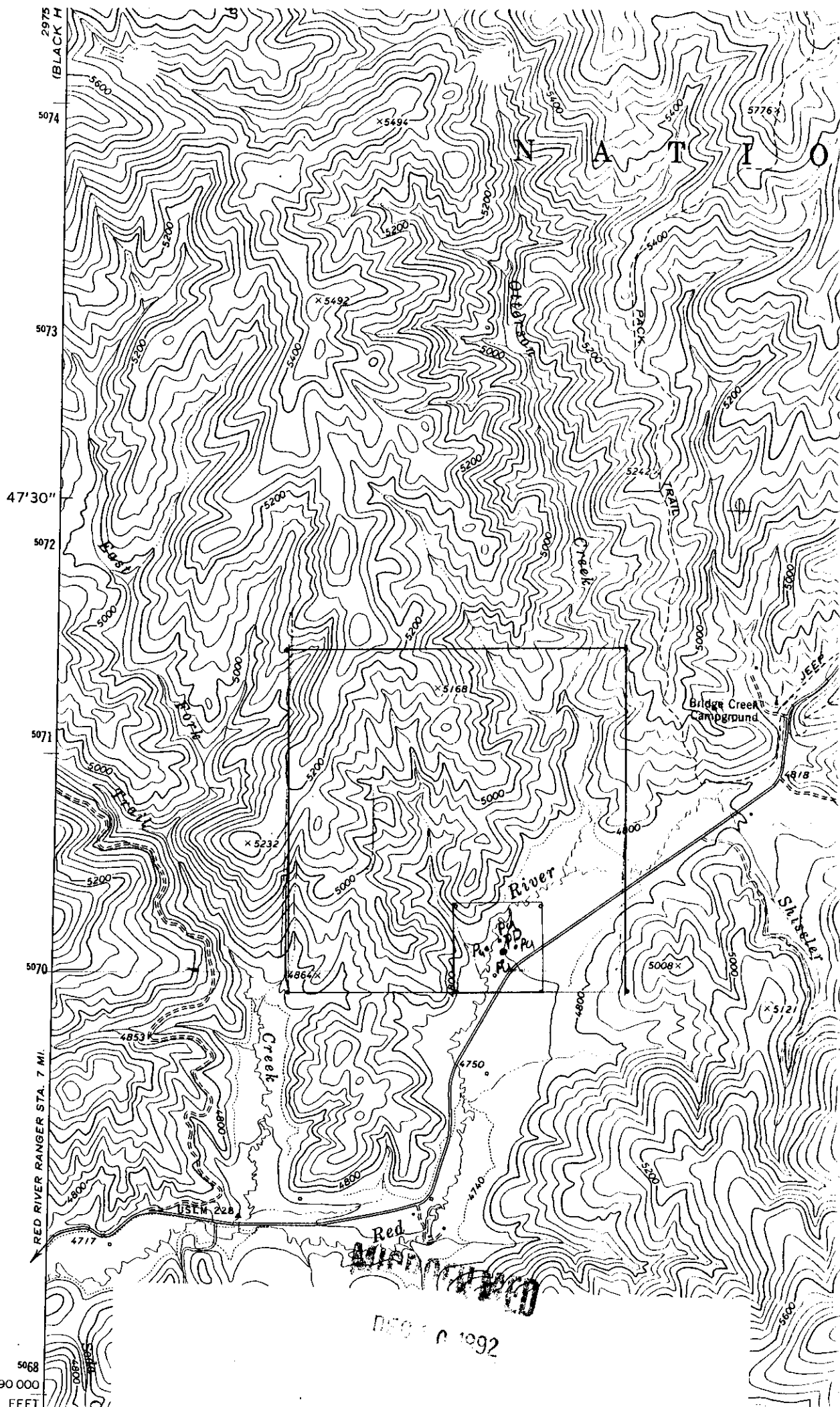
Field Examiner's Name Theresa J. Bright  
 Signature Theresa J. Bright  
 Certification Date 4/10/91  
 Field Report Preparation Date 8/19/1991



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

UNRECORDED

DEC 10 1992



2975  
(BLACK H  
5074  
5073  
47'30"  
5072  
5071  
5070  
RED RIVER RANGER STA. 7 MI.  
5068  
1 490 000  
FEET

N A T I O

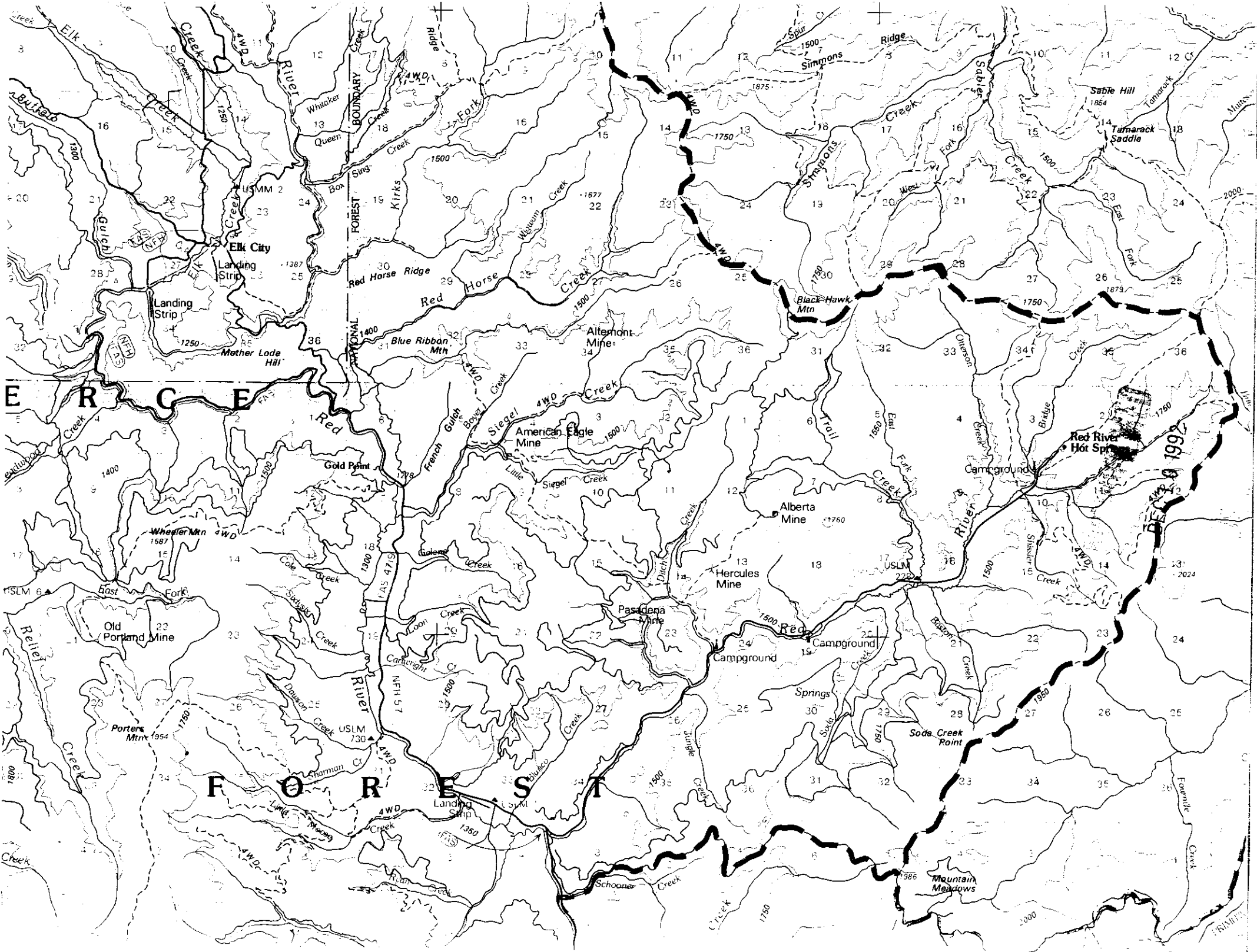
River

Bridge Creek  
Campground

Shusler

Red

DEC 10 1992



June 20, 1991

MERVIN E. LEONARD  
ALINE L. LEONARD  
13616 HWY. 12  
OROFINO, ID 83544

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 82-07164

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)765-4639.

Sincerely,

Rita Fleck  
Secretary/Records Manager

c: IDWR - Region

INDEXED

JUL 16 1991

ANALYSIS SHEET  
for  
PROOF OF BENEFICIAL USE

Permit No. 82-7164

Date 6-20-91

GENERAL CONSIDERATIONS

- ☒ Name same as permit?  
☒ Address same as permit? If no, indicate below.  
☒ Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

- ☐ Surface water source  
☒ Ground water source  
☒ Drill permit req'd?  
☒ Copy in file? Drill permit no. \_\_\_\_\_  
☒ Amt paid for drilling permit? \_\_\_\_\_ Correct?  
☒ Well log in file?

LICENSE EXAMINATION FEE

- ☒ Required?  
50.00 Amount submitted?  
☒ Correct amount?

MEASURING DEVICE

- No Measuring device or access port required?  
☒ Installed?  
☒ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

*Proof acceptable*

PRIORITY CALCULATION

|                     |           |   |
|---------------------|-----------|---|
| Date proof received | <u>NA</u> |   |
| Date proof due      |           | - |
| No. of days late    |           | = |
| Priority date       |           | + |
| NEW PRIORITY DATE   |           | = |

*JP*

**RECEIVED**  
JUN 17 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only

Amt. of Fee \$ 50.00

Date 6/18/91

Receipt No. 4929855

Received by J. L. Linton

Department of Water Resources

**PROOF OF BENEFICIAL USE**

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 82-07164 Telephone No. 476-5470
2. Name(s) of Permit Holder(s): MERVIN E. Leonard
3. Post Office Address: 13616 HWY 12 OROFINO, ID 83544
4. Source of Water: Well
  - a. If ground water, well driller's name: HAND Dug Date drilled: 1986
  - b. Pump horsepower: 1/3 Pressure (psi): 80 Dynamic pumping level (ft.): 15
5. Extent of Use:
 

|                                          |                                 |
|------------------------------------------|---------------------------------|
| Domestic <u>4</u> (No. of households)    | Irrigation _____ (No. of acres) |
| Stockwater _____ (No. and type of stock) | Other _____                     |

4 Recreational cabins use this well to pump water into Barrels for domestic use
6. Total rate and/or volume for which proof is submitted .05-.02 cfs 5-20 acre/feet
7. Refer to the approval conditions on your permit and respond accordingly:
 

Measuring device: Required? Yes ☒ No X Installed? Yes No

OR

Flow Measurement Port: Required? Yes ☒ No X Installed? Yes No
8. Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)
9. Person to contact to accompany the Department representative during the field examination:
 

|                                            |                 |
|--------------------------------------------|-----------------|
| <u>Mervin Leonard</u>                      | <u>476-5470</u> |
| Name                                       | Telephone No.   |
| <u>13616 Hwy 12 - Orofino, Idaho 83544</u> |                 |
| Address                                    |                 |

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

JUL 16 1991

6/14/91  
Date

Mervin E. Leonard  
Signature (and title if on behalf of a company or organization)

138719  
May 31, 1991

MERVIN E. LEONARD  
ALINE L. LEONARD  
13616 HWY. 12  
OROFINO, ID 83544

PROOF DUE NOTICE

RE: PERMIT NO. 82-07164

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before August 1, 1991. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck  
Secretary/Records Manager

Enclosures

JUL 16 1991

October 23, 1989

Mervin E. or Aline L. Leonard  
13616 Highway 12  
Orofino, ID 83544

Dear Mr. and Mrs. Leonard:

Re: Permit No. 82-7164

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to August 1, 1991. Note that the permit has been reinstated since the extension request was submitted after the proof due date.

Along with the extension request, you sent a letter asking several questions. The first questions is regarding the warranty deed in relationship with the water right. If a warranty deed specifically identifies a water right by identification number, then the warranty deed can convey ownership of existing water rights.

The second question discusses the exemption from filing. This exemption allies to a single-family household use of water with up to one-half acre of irrigation and some stockwater from a ground water source (well). A water right to this extent can be developed even if the permit were to lapse.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK  
Secretary/Records Manager

Enclosure

**RECORDED**

NOV 24 1989

## STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 82-7164Reviewed by [Signature]Date 10-12-89

## BASIC INFORMATION

Y Date stamp received  
Y Extension received timely (not too early not too late)  
Y Fee received and receipted  
Y Name and signature same as permit  
N Address change

## BASIS FOR EXTENSION REQUEST

Y Has adequate work been completed to demonstrate due diligence?  
Y Has the cost incurred been adequate to demonstrate an intent to complete the project?  
N/A Has the permit been involved in litigation?  
a. Swan Falls \_\_\_\_\_ Dismissed from Swan Falls \_\_\_\_\_  
Other \_\_\_\_\_ Identify \_\_\_\_\_  
b. Is supporting documentation needed to complete the file? \_\_\_\_\_  
Requested \_\_\_\_\_  
c. Calculate the period of delay

Date litigation completed \_\_\_\_\_

Date litigation began \_\_\_\_\_

Total period of delay = \_\_\_\_\_

Present proof due date + \_\_\_\_\_

NEW PROOF DUE DATE = \_\_\_\_\_

N/A Is delay by a government agency?  
Is supporting documentation needed to complete the file? \_\_\_\_\_  
Requested? \_\_\_\_\_

ACTION TAKEN - *Recommended approval based on due diligence for 2 years*

Y Reinstate Date extension received Oct 2 = 275  
Proof due date Aug 1 = -213  
No. of days late = 62  
Priority date June 3 '88 = +154  
ADJUSTED PRIORITY DATE Aug 4, 88 = 216

## DATE ENTRY

X Change proof due date \_\_\_\_\_ Address change  
X Priority date change



SEP 27 1989

9/28/89

Department of Water Resources

Dear Mr. Saxton,

Enclosed is our request for extension and the fee.

I thought of several questions after I talked with you.

① Does our warranty deed which says we have a water right mean anything?

② You said under the law even if we let the permit lapse there was an exemption allowed, ~~can~~ you explain what that means.

I would appreciate your writing down the things you told me & sending ~~that~~ along with our other papers. In translating to everyone else I wasn't able to remember all your explanations.

Thank you,

Carol Ponzio

**MICROFILMED**

NOV 26 1989

# WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

August 14, 1989

MERVIN E. LEONARD  
ALINE L. LEONARD  
13616 HWY. 12  
OROFINO, ID 83544

LAPSE NOTICE

RE: PERMIT NO. 82-07164

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced water permit has lapsed. This office did not receive either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time. You were provided the proper form in our proof due notice to you dated May 31, 1989.

Your permit cannot be reinstated unless you submit proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal (including the examination fee or a completed field examination report) or the extension request form together with the \$15 fee must be received by this department within sixty days of the date of mailing of this lapse notice or the permit will no longer be of any force or effect.

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which might bring title to the water in question.

L. GLEN SAXTON  
Chief, Water Allocation Bureau

Enclosures

LGS:RF

**MICROFILMED**

NOV 22 1989

VERIFICATION OF MAILING

8-18-89

This document was  
mailed by first class mail,  
registered to the

*[Signature]*

138312  
May 31, 1989

MERVIN E. LEONARD  
ALINE L. LEONARD  
13616 HWY. 12  
OROFINO, ID 83544

PROOF DUE NOTICE

RE: PERMIT NO. 82-07164

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before August 1, 1989. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck  
Secretary/Records Manager

Enclosures

**MICROFILMED**

NOV 22 1989

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

-----

Statehouse  
Boise, Idaho 83720  
(208) 334-7900  
August 8, 1988

MERVIN E. LEONARD  
ALINE L. LEONARD  
13616 HWY. 12  
OROFINO, ID 83544

P E R M I T   A P P R O V A L   N O T I C E

RE: PERMIT NO.        82-07164

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct you attention to the conditions of approval on the final page.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is the statement of beneficial use that must be submitted when your project is completed.

Sincerely,

Gary Spackman  
Supervisor, Water Allocation Section

GS: SC  
Enclosures

**RECEIVED**

AUG 18 1988

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY AWA DATE 6/9/86 APPLICATION NUMBER 82-7164

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)  
☒ Address  
☒ Source (See USGS Quad for names of water sources)  
☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)  
☒ County  
☒ Quantity (flow and/or volume)  
☒ Period of Use  
☒ Nature of proposed use (Include description of use.)  
☒ Description of diverting works  
☒ Time required for beneficial use of water  
☒ Place of use or acres irrigated  
☒ Map  
☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)  
☒ Fee  
☐ Yes ☐ No\* In form to receipt

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)  
☐ Overlapping point of diversion  
☐ Yes ☒ No Field check required  
Field check by \_\_\_\_\_  
☐ Yes ☒ No Field report attached  
☐ Yes ☒ No Critical groundwater area  
☐ Yes ☒ No Groundwater management area  
☐ Yes ☒ No Send dam safety information  
☐ Yes ☒ No Send power requirement letter  
☐ Yes ☒ No Send fish farm requirement letter  
☐ Yes ☒ No Power residency affidavit  
☐ Yes ☒ No Power efficiency form  
☐ Yes ☒ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)  
☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)  
☐ See reverse side for additional information

REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested

JUL 22 1986

Department of Water Resources

**PROCESSING**

☒ Yes ☒ No In form for advertising  
☒ Yes ☒ No Statewide advertising  
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

**SEND COPIES TO**

☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM  
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service  
☐ Idaho Dept. of Lands ☐ Water District  
☐ Adjudication Bureau Unit ☐ Other \_\_\_\_\_

**FINAL REGIONAL PROCESSING REVIEW**

☒ Yes ☐ No Affidavit of publication received  
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application  
☐ Yes ☒ No Protests received  
Final date for protest 7/1/88  
☐ Yes ☒ No Protests, dates, resolution of protest, recorded on application  
☐ Yes ☒ No Recommendations attached  
☐ Yes ☒ No Measuring device required  
☐ Yes ☒ No Access port required  
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what Dist. \_\_\_\_\_  
☐ Yes ☒ No Special conditions of approval or cover letter below. \_\_\_\_\_

☐ See below for additional information  
Date of priority recommended 6/3/88  
By PJR Date 7/19/88

**STATE OFFICE REVIEW**

P23 P110 4604

☐ See below for additional information  
By rw Date 7/25/88

**ADDITIONAL INFORMATION**



State of Idaho

## DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

June 9, 1988

Mr. Mervin Leonard  
13616 Hwy. 12  
Orofino, Id. 83544

Dear Mr. Leonard:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned Identification No. 82-7164. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in the Idaho County Free Press. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to the final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Enclosed please find your Receipt No. N201 for the amount of \$5.00 which is the balance of the \$30.00 filing fee for your Application for Permit.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

ROBERT G. HAYNES, P.E.  
Regional Manager

RGH/pms  
Enc. - Receipt

RECEIVED

AUG 18 1988



82-07164

LEONARD, MERVIN E.  
LEONARD, ALINE L.  
13616 HWY. 12  
OROFINO, ID 83544

Source: GROUNDWATER

Diversion Pt: LOT 7 (SWSE) Sec 9 T 28N R 10E

Use: DOMESTIC ( .100 CFS)

Date Filed: 6/03/1988

In: T28N R10E S09 SWSE

**REPROFILMED**

AUG 18 1988



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**

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

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

May 27, 1988

Mr. Mervin E. Leonard  
13616 Highway 12  
Orofino, Id. 83544

Dear Mr. Leonard:

If groundwater was used for multi-owner water systems, a permit to appropriate water should have been obtained in 1986. We have completed the appropriate form. Please review it, sign on page 3 and return to our office with \$5.00.

The claim for the Snake River Basin Adjudication was the incorrect form and we will apply the \$25.00 filing fee toward this permit.

Sincerely,

KENNETH KNOBLOCK  
Stream Channel Specialist

KK/pms

Enc. - Application

RECEIVED  
FILMED

AUG 18 1988

*Celebrate*  
**IDAHO**  
1900 • 2000 • 2000

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39356

Ident. Number A82-10006Date Received 5/10/88Receipt Number N-81

NOTICE OF CLAIM  
TO A  
WATER RIGHT

ACQUIRED UNDER STATE LAW DOMESTIC & STOCK WATER  
USE UNDER 13,000 GAL/DAY

Please type or print clearly

1. Name of Claimant (s) MERVINE & ALINE L. LEONARD Phone (208) 476-5470Mailing Address 13616 HIGHWAY 12, DROFINO, ID Zip 835442. Date of Priority (Only one (1) per claim) AUGUST 1, 19863. Source of water supply (a) GROUNDWATER  
which is tributary to (b) \_\_\_\_\_4. a. Location of existing point of diversion is: Township 28N Range 10E Section 9, Lot 7  
SW 1/4 of SW 1/4 of SE 1/4, ~~SW~~ Lot, 1 E.B.M., County of IDAHO

Additional points of diversion if any: \_\_\_\_\_

b. If instream flow, beginning point of claimed instream flow is:

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,

Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_

\_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),  
including the dates of any changes or enlargements in use, the dimensions of the diversion works as  
constructed and as enlarged and the depth of each well.PUMP IN DUG WELL WITH LINES TO 3 CABINS & TRAILER HOUSE

RECEIVED

AUG 18 1988

Department of Water  
Northern District

Copies: White-State, Yellow-Claimant

## **HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION**

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For DOMESTIC purposes from 1/1 to 12/31 amount .04 CFS or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) .04 CFS (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is \_\_\_\_\_ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) DOMESTIC FOR FOUR RECREATIONAL USES.

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP         | RNG        | SEC      | NE 1/4 |       |       |       | NW 1/4 |       |       |       | SW 1/4 |       |       |       | SE 1/4 |       |       |          | 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    |        |
| <u>T33N</u> | <u>10E</u> | <u>9</u> |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       | <u>D</u> |        |
|             |            |          |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |          |        |
|             |            |          |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |          |        |
|             |            |          |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |          |        |
|             |            |          |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |          |        |
|             |            |          |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |          |        |
|             |            |          |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |          |        |
|             |            |          |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |          |        |
|             |            |          |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |          |        |

Total number of acres irrigated \_\_\_\_\_

11. In which county (ies) are lands listed above as place of use located? IDAHO

12. Do you own the property listed above as place of use? Yes ☒ No ☐

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. \_\_\_\_\_ or None (☒)

14. Remarks:

**RECEIVED**

AUG 18 1988

Last Name LEONARD

Ident No. A82-10006

Copies: White - State, Yellow - Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

**MICROFILMED**  
JUN 18 1988

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_

Decree \_\_\_\_\_

If applicable provide IDWR Water Right Number \_\_\_\_\_

Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_

Plaintiff vs Defendant \_\_\_\_\_

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do \_\_\_\_\_ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments \_\_\_\_\_

**For Individuals:** I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) X *Gline L. Leonard* Date 5-9-88

Date \_\_\_\_\_

**For Organizations:** I do solemnly swear or affirm that I am \_\_\_\_\_

Title

of \_\_\_\_\_, that I have signed the foregoing

Organization

document in the space below as \_\_\_\_\_ of \_\_\_\_\_

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent \_\_\_\_\_

Title and Organization \_\_\_\_\_ Date \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )  
County of Clearwater ) SS.

Subscribed and sworn (or affirmed) before me this 9th day of May 19 88

SEAL

Notary Public *Martha A. Hensley*

Residing at *Arden, Idaho*

My Commission Expires 12/2/92

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, \_\_\_\_\_ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

AUG 18 1988

Last Name LEONARD Ident. Number A82-10006

Copies White-State, Yellow-Claimant



State of Idaho  
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

Dear Claimant:

We hereby acknowledge receipt of your Claim to a Water Right in the Snake River Basin Adjudication. It has been assigned the identification number listed on the enclosed receipt.

You should have retained a copy of the claim for your records. If not, please notify this office.

Sincerely,

  
PATRICIA M. STYPA *for*  
Secretary/Office Coordinator

Enc. - Receipt

*We assume that the 3 cabins and the trailer house ~~are~~ have the same owner. If this not the case please let us know*

RECEIVED

AUG 18 1988

*Celebrate*  
**IDAHO**  
1890 • CENTENNIAL • 1990