

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

EXHIBIT A

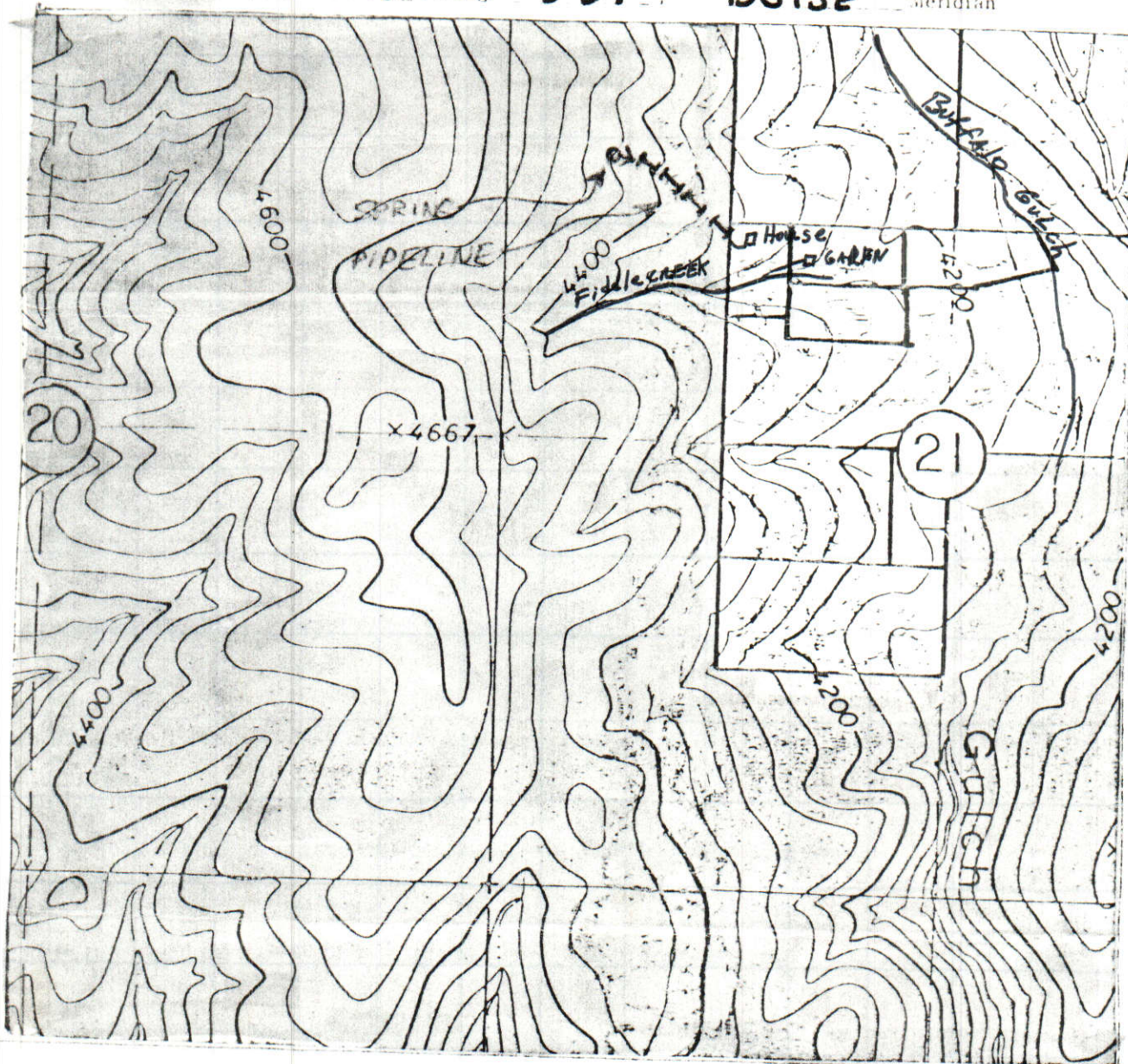
9/1/87

MAP

Serial Number

I-24460

Township **29 N.** Range **8 E.** **BOISE** Meridian



LAND OWNERSHIP KEY AND ADDITIONAL TOPOGRAPHIC SYMBOLS



PUBLIC LAND (B.L.M.)

PRIVATE LAND

RIGHT-OF-WAY I-24460

Scale: 1" = **960'**

OTHER DATA

NORTH



LAND REPORT

MAP

EXHIBIT A

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.

RECORDED

AUG 18 1988

Gary & Lea Ann Loomis
(Applicant)

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 16th day of March, 1988, and the last publication on the 23rd day of March, 1988; 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 23rd day of March, 1988.

Notary Public
for State of Idaho, residing at Grangeville, Idaho.

NOTICE OF APPLICATION FOR WATER RIGHT

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

82-7157

LOOMIS, GARY &/or REA ANN

P.O. BOX 382, ELK CITY, ID 83525

Source: SPRING trib. to FIDDLE CREEK

FIDDLE CREEK trib. to BUFFALO GULCH CREEK

Diversion Pt: NWNW SENW Sec 21 T 29N R 08E

Use: DOMESTIC (0.040 CFS)

Date Filed: 03/01/1988

In: SENW Sec 21 T 29N R 08E

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Government Way, Suite 9, Coeur d'Alene, Idaho 83814 on or before APRIL 4, 1988.

R. KEITH HIGGINSON, Dir.
Published 3/16 & 3/23/88.

M16-23

OK

3/28/88

RECEIVED
MAY 13 1988

Department of Water Resources
Northern District Office

RECORDED

AUG 18 1988



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 82-07157

1. Owner: GARY / REA ANN LOOMIS

Phone No. 848-2218

Current Address: Box 382 Elk City, ID 83525

2. Accompanied by: Rea Ann Loomis

EXAM. DATE: 7/26/90

Address: Same

Phone No. Same

Relationship to Permit Holder: —

3. Source: Spring
+ unnamed Stream

tributary to Yvette Buffalo Creek
tributary to unnamed stream

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE

☐ Copies Attached

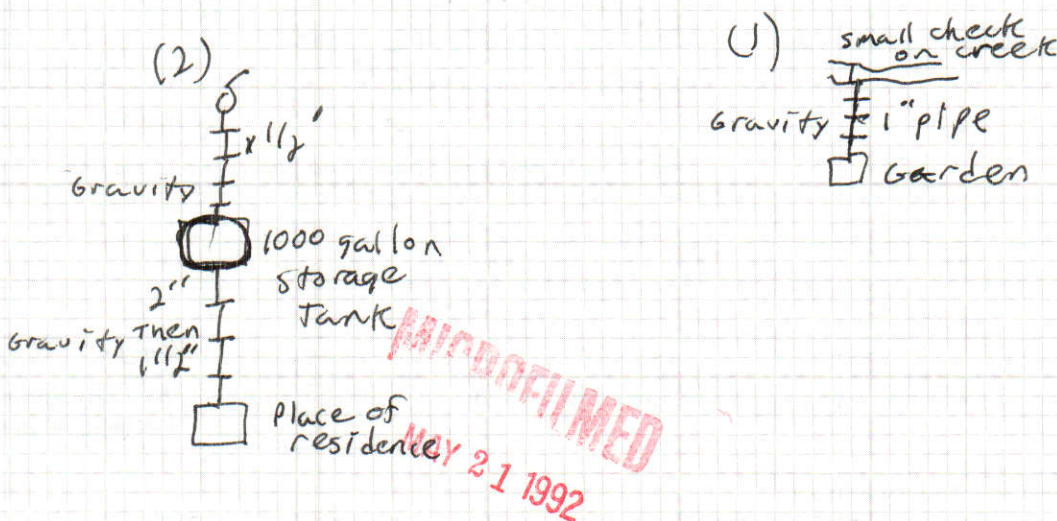
2. Other water rights with same point of diversion: NONE

☐ 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



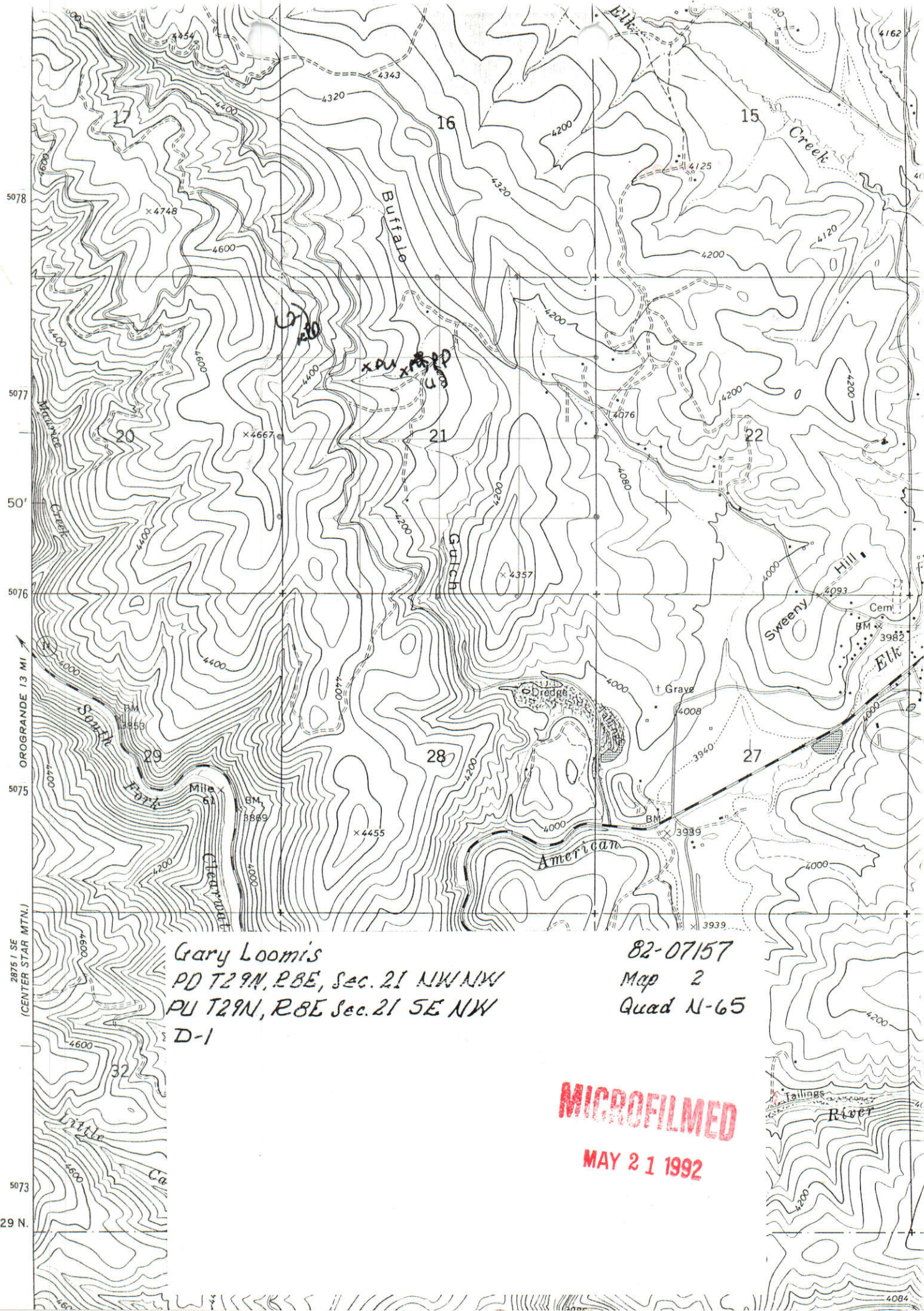
Scale: 1" = NTS

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
(required for irrigation of 10 acres or more).

☒ Photo of Diversion and System Attached none
(required for all but single household domestic groundwater, and stockwater.)

MICROFILMED
MAY 21 1992



Gary Loomis
PD T29N, R8E, Sec. 21 NW NW
PU T29N, R8E Sec. 21 SE NW
D-1

82-07157
Map 2
Quad N-65

MICROFILMED
MAY 21 1992

T. 29 N.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 82-07157

Priority: March 1, 1988

Maximum Diversion Rate:
Maximum Diversion Volume:

0.04 CFS
1.2 AF

This is to certify, that GARY LOOMIS
REA ANN LOOMIS

PO BOX 382

ELK CITY ID 835250000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 1, 1988; and has submitted Proof of Beneficial Use on June 9, 1988. An examination indicates that the works have a diversion capacity of .040 cfs of water from:

SPRING
UNNAMED STREAM

tributary to UNNAMED STREAM
tributary to AMERICAN RIVER

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	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNNW , Sec. 21, Township 29N, Range 08E
SENW , Sec. 21, Township 29N, Range 08E
IDAHO County

PLACE OF USE: DOMESTIC

TWN RGE SEC

29N 08E 21 SENW

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 permit in no way grants any right-of-way or easement across the land of another.
6. Source is known locally as Fiddle Creek.

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MAY 21 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 82-07157

CONDITIONS/REMARKS:

7. Domestic use is for 1 home.

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 17th
day of April, 1992.

Acting for R. Keith Higginson, Director

MAY 21 1992

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 Gary & Red Ann Loomis Phone 208-842-2218
Post office address P.O. Box 382, Elk City, Idaho 83525

2. Source of water supply, Spring Trib. to Fiddle Cr. & Fiddle Cr. Trib to Buffalo Gulch Cr. } PER TEL/CON W/APP 3-1-88 JK

3. Location of point of diversion is NW 1/4 NW 1/4 (within) 1/4 of 1/4 of Section 21 Township 29N
Range 8E B.M. IDAHO County, additional points of diversion if any: _____

SE 1/4 of NW 1/4 sec. 21 diversion for small garden spot.

4. Water will be used for the following purposes:

Amount 0.04 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:

a. 0.04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. see Attached

1) DECOMPOSED SPRING WITH GRAVITY FEED PIPELINE TO HOME PER TEL/CON W/APP 3-1-88 JK
PUMP & PIPELINE FROM FIDDLE CR. TO GARDEN

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

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

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

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SE 1/4 of NW 1/4 of Section 21 Township 29N
Range 8E B.M.

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

(3) List number of each kind of livestock to be watered NONE

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

(5) If water is to be used for other purposes describe: DOMESTIC (HOME, SMALL GARDEN)

AUG 18 1988

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
29N	8E	21								1/2									1/2 A.

Total number of acres to be irrigated 1/2

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

9. a. Who owns the property at the point of diversion WE DO

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

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 Above our spring they have a cyanide Heap Leach for gold. We hope by making this application for water rights, that the water APPROPRIATED will be kept at the standard it is now.
WHAT ARE OUR RIGHTS under present IDAHO LAW?

RECEIVED

400 FEB 1980

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

EXHIBIT A

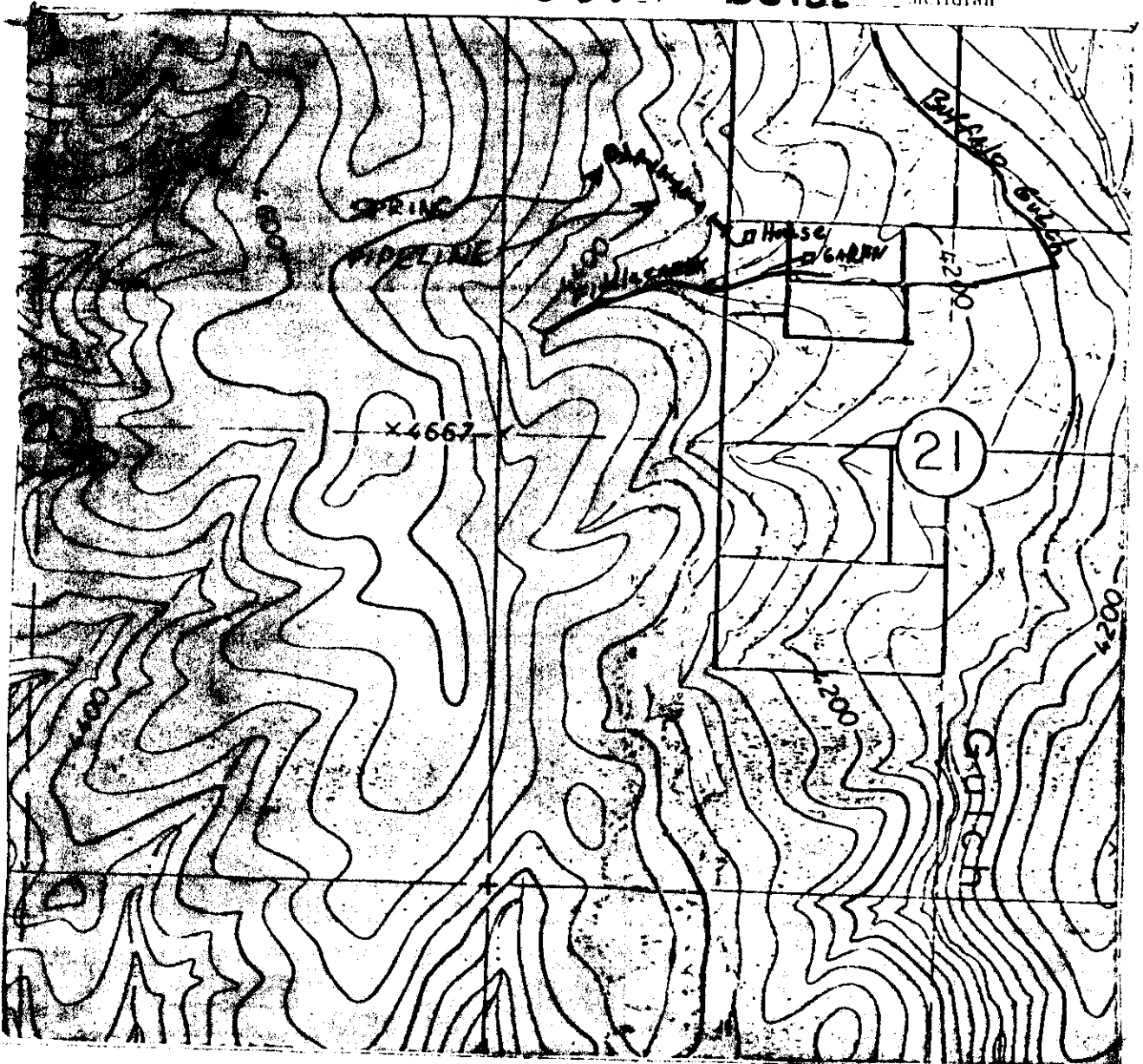
9/1/87

MAP

Serial Number

I-24460

Township **29 N.** Range **8 E.** **BOISE** Meridian



LAND OWNERSHIP KEY AND ADDITIONAL TOPOGRAPHIC SYMBOLS



PUBLIC LAND (B.L.M.)

PRIVATE LAND

RIGHT-OF-WAY I-24460

Scale: 1" = **960'**

OTHER DATA

NORTH



LAND REPORT

MAP

EXHIBIT A

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.

RECEIVED

AUG 18 1988

Gary & Lea Ann Loomis
(Applicant)

Proposed Priority 3/1/88

Received by pm Date 3/1/88 Time 2:00 PM
Preliminary check by JK Fee \$ 30.00
Receipted by pm Date 3/2/88 (41957)
Publication prepared by pm Date 3/10/88
Published in Idaho County Free Press
Publication dates 3/16-23/88
Publication approved pm Date 3/28/88
Protests filed by: none

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

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. 82-7157, 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 June 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. Other: The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 16th day of May, 1988.

R. Paul Higgins
Director

MICROFILMED

AUG 18 1988

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

RIGHT-OF-WAY GRANT/TEMPORARY USE PERMIT

Issuing Office

Coeur d'Alene District

Serial Number

I-24460

1. A (right-of-way) (permit) is hereby granted pursuant to:

- a. ☒ Title V of the Federal Land Policy and Management Act of October 21, 1976 (90 Stat. 2776; 43 U.S.C. 1761);
- b. ☐ Section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185);
- c. ☐ Other (describe) _____

2. Nature of Interest:

- a. By this instrument, the holder Gary and RaeAnn Loomis receives a right to construct, operate, maintain, and terminate a spring development and buried water pipeline on public lands (or Federal land for MLA Rights-of-Way) described as follows:

T. 29 N., R. 8 E., B.M., Section 21, NW $\frac{1}{4}$ NW $\frac{1}{4}$ (within)

The right-of-way is for a buried springbox and pipeline to provide water to adjacent private land for domestic purposes. A map showing the location of the right-of-way over the above-described public land is attached hereto as Exhibit "A".

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DISTRICT OFFICE

Water Resources
District Office

MICROFILMED

AUG 18 1988

- b. The right-of-way or permit area granted herein is 5 feet wide, 900 feet long and contains 0.1 acres, more or less. If a site type facility, the facility contains _____ acres.
- c. This instrument shall terminate on December 31, 1996, 10 years from its effective date, prior thereto, it is relinquished, abandoned, terminated, or modified pursuant to the terms and conditions of this instrument or of any applicable Federal law or regulation.
- d. This instrument ☒ may ☐ may not be renewed. If renewed, the right-of-way or permit shall be subject to the regulations existing at the time of renewal and any other terms and conditions that the authorized officer deems necessary to protect the public interest.
- e. Notwithstanding the expiration of this instrument or any renewal thereof, early relinquishment, abandonment, or termination, the provisions of this instrument, to the extent applicable, shall continue in effect and shall be binding on the holder, its successors, or assigns, until they have fully satisfied the obligations and/or liabilities accruing herein before or on account of the expiration, or prior termination, of the grant.

3. Rental:

For and in consideration of the rights granted, the holder agrees to pay the Bureau of Land Management fair market value rental as determined by the authorized officer unless specifically exempted from such payment by regulation. Provided, however, that the rental may be adjusted by the authorized officer, whenever necessary, to reflect changes in the fair market rental value as determined by the application of sound business management principles, and so far as practicable and feasible, in accordance with comparable commercial practices.

4. Terms and Conditions:

- a. This grant or permit is issued subject to the holder's compliance with all applicable regulations contained in Title 43 Code of Federal Regulations parts 2800 and 2880.
- b. Upon grant termination by the authorized officer, all improvements shall be removed from the public lands within 30 days, or otherwise disposed of as provided in paragraph (4)(d) or as directed by the authorized officer.
- c. Each grant issued pursuant to the authority of paragraph (1)(a) for a term of 20 years or more shall, at a minimum, be reviewed by the authorized officer at the end of the 20th year and at regular intervals thereafter not to exceed 10 years. Provided, however, that a right-of-way or permit granted herein may be reviewed at any time deemed necessary by the authorized officer.
- d. The stipulations, plans, maps, or designs set forth in Exhibit(s) A & B, dated 9/1/87, attached hereto, are incorporated into and made a part of this grant instrument as fully and effectively as if they were set forth herein in their entirety.
- e. Failure of the holder to comply with applicable law or any provision of this right-of-way grant or permit shall constitute grounds for suspension or termination thereof.
- f. The holder shall perform all operations in a good and workmanlike manner so as to ensure protection of the environment and the health and safety of the public.

Further terms and conditions are contained in Exhibit "B" of this document.

RECORDED

AUG 18 1988

IN WITNESS WHEREOF, The undersigned agrees to the terms and conditions of this right-of-way grant or permit.

X Gary Loomis
(Signature of Holder)

(Title)

9/9/87

(Date)

Larry O. Wilson
(Signature of Authorized Officer)

(Title)

Area Manager

9/9/87

(Effective Date of Grant)

9/1/87

TERMS AND CONDITIONS

- g. The grant may be subject to cancellation upon failure to provide the BLM with a copy of the approval from the State of Idaho for the holder to appropriate water from the subject spring.
- h. Holder shall take immediate action to repair all leaks which may occur in the water system. Holder shall be responsible for repairs and rehabilitation of any damages which may occur to the public lands both within and adjacent to this right-of-way that may result from operation of the water system.
- i. Holder will seed all disturbed areas in the fall after construction is completed. Holder shall purchase and apply two pounds of Kentucky Bluegrass or a comparable species on all disturbed areas within the right-of-way area.

MICROFILMED

AUG 18 1988

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
RECEIPT AND ACCOUNTING ADVICE

NO. 141-00
Coeur d'Alene
Cottonwood, ID
09/01/81

Subject: 1-24466
Applicant: Gary and Rita Ann Loomis
P.O. Box 182
Elk City, ID 83525

14 x 5017.1 \$20.00 Monitoring
14 x 3220 18 \$ 6.00 Rental

Remitter:

Assignor:

SERIAL NO.

REFER TO THE ABOVE CASE SERIAL NUMBER IN ALL CORRESPONDENCE. PLEASE INFORM THIS OFFICE OF ANY CHANGE IN ADDRESS.

NOTE: This notice is a receipt for monies paid the United States. If these monies are for required fees in connection with your application to lease, purchase, enter, or otherwise acquire an interest in public lands or resources, this receipt is not an authorization to utilize the land applied for and it does not convey any right, title, or interest in the land for which application is made.

RECORDED

AUG 18 1988

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 16th day of March, 1988,
and the last publication on the 23rd day of
March, 1988; 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 23rd day
of March, 1988.

Notary Public
for State of Idaho, residing at Grangeville, Idaho.

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

89-7157

LOOMIS, GARY & REA ANN
P.O. BOX 382, ELK CITY, ID 83525
Source: SPRING trib. to FIDDLE
CREEK

FIDDLE CREEK trib. to BUFFALO
GULCH CREEK

Division Pt. NWNW Sec 21 T
20N R 08E

Use: DOMESTIC (0.040 CFS)

Date Filed: 03/07/1988

In: SENW Sec 21 T 20N R 08E

The permit(s) will be subject to all prior
water rights. Protests must be filed with
the Director, Dept. of Water Resources,
4005 Government Way, Suite 9, Coeur
d'Alene, Idaho 83814 on or before
APRIL 4, 1988.

R. KEITH HIGGINSON, Dir.
Published 3/16 & 3/23/88.

M16-23

OK

3/28/88

Water Resources
District Office

AUG 18 1988

April 20, 1992

GARY LOOMIS
REA ANN LOOMIS
PO BOX 382
ELK CITY ID 835250000

RE: WATER RIGHT NO. 82-07157

Dear Water Right Holder(s):

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

Sincerely,

SHARLA CURTIS
Water Resource Agent

SC:clh

Enclosure

RECORDED

MAY 21 1992

LICENSE REVIEW CHECKLIST

Date 04-10-92

Permit # 82-7157
28

	Yes	No	
NAME	☐	☒	Address Change?
PRIORITY DATE	☐	☒	Advance? _____
	☐	☒	Memo to Advance _____
	☐	☒	Order to Reinstate Needed? _____
TOTAL CFS	☐	☒	Incorrect Fee for rate recommended? _____
	☒ NA	☐	Disagree with Actual Measurement? _____
	☒ NA	☐	Disagree with Theoretical? _____
	☐	☒	Limited by Capacity? <u>.04 cfs</u>
TOTAL VOLUME			Rate/ac _____ AFA Irr. Season _____
			Standard Irr. Season _____
			Season Recommended _____
	☒ NA	☐	Disagree with Examiner's Calculations? _____
			<u>1 Dom = 1.2 AFA</u>
	☐	☒	Limited by Flow? _____
SOURCE	☒	☐	Changes? Clarification of Originally
		☒	Intended source <u>Fiddlet Creek to unnamed stream</u>
		☒	Notice of Intent to Void. <u>Spring & Stream to American River</u>
P/D		☒	Verify with Map
	☐	☒	Amendment Needed? _____
	☐	☒	Is Overlap Analysis a Consideration? _____
P/U		☒	Verify with Map
	☐	☒	Amendment Needed? _____
	☐	☒	Is Overlap Analysis a Consideration? _____
USES	☐	☒	Changes required to be compatible with
		☒	Maps, Data Entry Standards, etc? _____
	☐	☒	Change(s) in Nature of Use? _____
	☐	☒	Amendment Needed? _____
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4? _____
	☒	☐	Non-Irrigation Uses <u>Dom / 1 Horse</u>
	☐	☒	Special Overlap Condition _____
	☒	☐	Other <u>Source</u>
CONDITIONS	☐	☒	Measuring Device
	☐	☒	W/Master Control
	☐	☒	Overlap
	☐	☒	Water Quality
			DATES/MISC
			☐ Water Dist.
			☒ App Rec'd
			☒ Exam Made

COMMENTS/MEMOS NEEDED:

License ☒ 10-Day ☐ 15-Day ☐ Special Correspondence _____

[Handwritten signature]

WRO749NP
No. L82-07157

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

DATE: 04/10/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GARY LOOMIS	03/01/1988	DOMESTIC	01-01 12-31	0.04 CFS	1.2 AFA
C	REA ANN LOOMIS PO BOX 382 ELK CITY ID 835250000 (208) 842-2218			TOTAL DIVERSION:	0.04 CFS	1.2 AFA

Water Source: SPRING
UNNAMED STREAM

Tributary to: UNNAMED STREAM
AMERICAN RIVER

Stage: LICENSE

Point(s) of Diversion Capacity: 0.04 CFS

Point(s) of Diversion: T29N R08E S21 SW NW NW SE NW

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	:
29N	08E	21	:																	:
			:																	:

Pou County: IDAHO

Conditions of Approval:

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

Remarks: Source is known locally as Fiddle Creek.
Domestic use is for 1 home.

Dates: App. Received: 03/01/1988 Priority Date: 03/01/1988
Proof Due Date: 06/01/1989 Proof Made Date: 06/09/1988
Exam Made Date: 07/26/1990 Exam Sent to S.O.:
Licensed Date:

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

Audit: 04/10/92 SKAGGS

SENIOR AGENT REVIEW

Check List
for
Beneficial Use Field Report

Permit 82-07157

✓ 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.
Method of determination
✓ 6. Irrigation (Rule 5,1,8), Method of determination,
Compare USGS/Land Survey? Aerial Photos/Permit.

✓ 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
JUN 19 1991
Department of Water Resources

Signature [Signature]

Date 8/16/90



p/0

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 82-07157

1. Owner: GARY / REA ANN LOOMIS

Phone No. 842-2218

Current Address: Box 382 Elk City, ID 83525

2. Accompanied by: Rea Ann Loomis

EXAM. DATE: 7/26/90

Address: Same

Phone No. Same

Relationship to Permit Holder: —

3. Source: Spring tributary to Yonkers Buffalo Creek
+ unnamed Stream gulch

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE

☐ Copies Attached

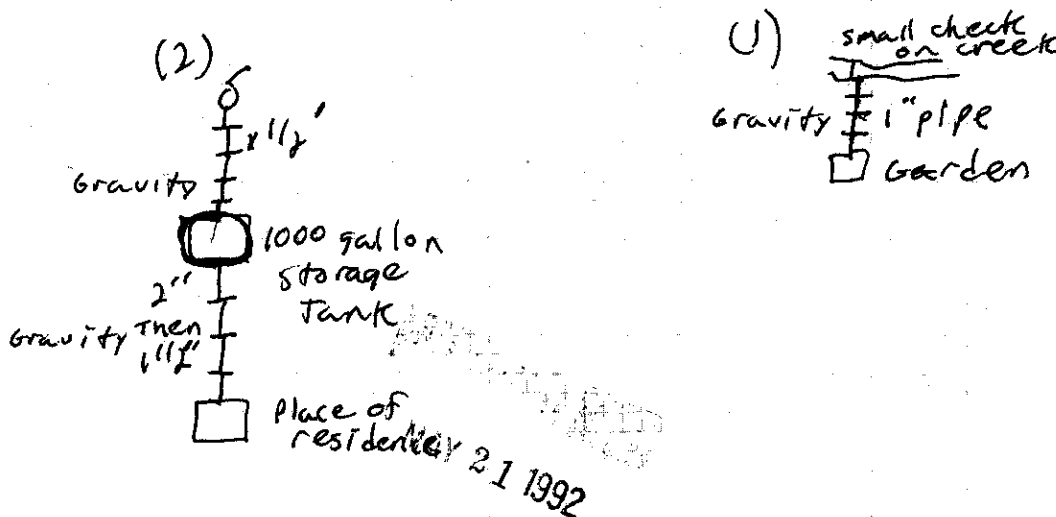
2. Other water rights with same point of diversion: NONE

☐ 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
(required for irrigation of 10 acres or more).

☒ Photo of Diversion and System Attached some
(required for all but single household domestic groundwater, and stockwater).

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System Description (continued)

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

The spring is caught and fed through 1 1/2" PVC to a 1000 gallon storage tank and then gravity fed through 2" PVC which is reduced to 1 1/2" PVC to the place of residence.

A small check is put on an unnamed stream and a 1" PVC line is laid out to a small garden where the water is gravity fed.

☐ 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
Gravity	—	—	—	—	—

*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
(2)	—	SW	NW	NW	21	29N	8E	Idaho	Map
(1)	—	SE	NW		21	29N	8E	Idaho	Map

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

Indicate Method of Determination

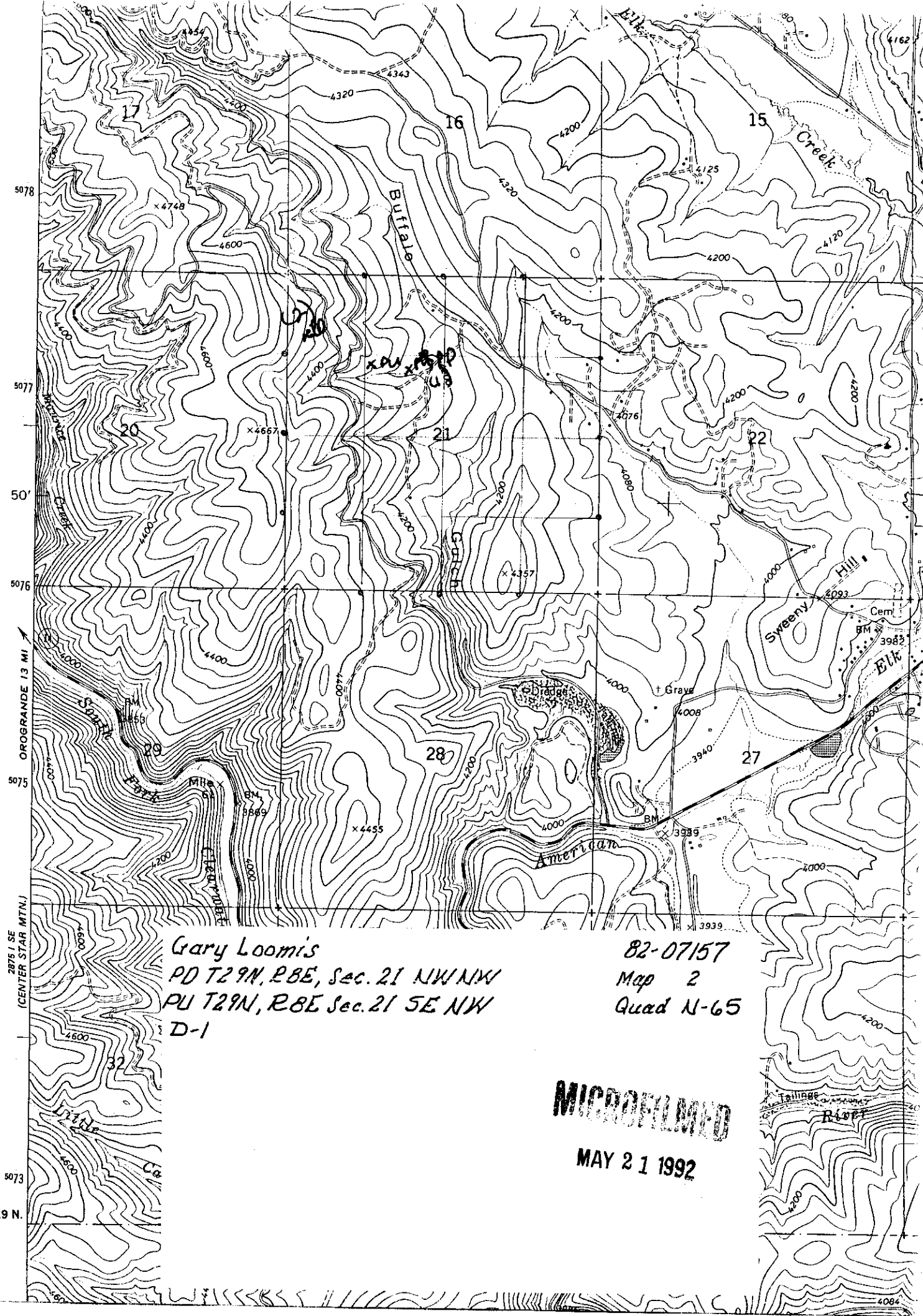
Map

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	
29N	8E	21								D									

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MAY 21 1992

Do not use this space



Gary Loomis
PD T29N, R8E, Sec. 21 NW1NW
PU T29N, R8E Sec. 21 SE NW
D-1

82-07157
Map 2
Quad N-65

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T. 29 N.

Do not use this space

D. FLOW MEASUREMENTS

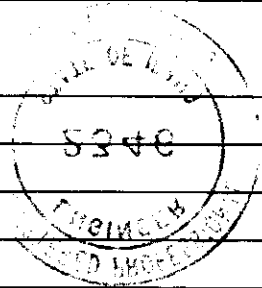
None

☐ Additional Data Sheets Attached

1.

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

2. Measurements:



E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes: 1 Domestic w/ lawn

F. PUMP EFFICIENCY DATA (Optional)

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

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

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

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

2. Volume Calculations for Other Uses:

1 Domestic w/ lawn

REMARKS AND OVERLAP REVIEW ANALYSIS

Fiddle creek is not named on a U.S. Map so it ~~was~~ was changed to unnamed stream.
 the SOURCE LOCALLY KNOWN AS FIDDLE CREEK

RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic (1)	1/1	12/31	.04	1.2
Totals:			.04	1.2

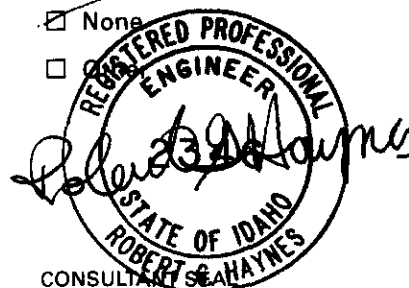
2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

- ☒ None
☐

AUTHENTICATION

Field Examiner's Name Robert Knobloch
 Signature Robert Knobloch
 Certification Date 4/16/90
 Field Report Preparation Date 7/30/90



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



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

September 12, 1988

Mr. Gary Loomis
P.O. Box 382
Elk City, Id. 83525

Re: 82-7157

Dear Mr. Loomis:

We acknowledge receipt of your statement of completion of water development 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 do not know at this time when he will be able to conduct the examination; however, the examiner will try to contact you at the time he makes the examination so that you may show him the system. If you will not be available to show the system, please provide this office with the name and address of someone who will be able to do so. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office. Please be sure to use the above-referenced permit number in all future correspondence concerning this examination.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

TDK/pms

RECORDED

MAY 21 1992



1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 82-7157

Date: 8-5-1988

General Considerations:

y Name same as permit
y Signature the same as permit holder
n Address change _____ If yes, prepare a data entry
y Proof received timely _____
_____ Reinstated

Source of Water:

y Surface water
n Groundwater
_____ 1. well log in file
_____ 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

y Rate of diversion appropriate for uses
y Is rate or volume and fee appropriate?
y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

y Is a measuring device or access port required?
n Has one been installed?
n Waiver or modification of measuring device requested

Remarks: *Proof acceptable*

Priority Calculation:

Date proof received	_____	_____
Date proof due	_____	+ _____
No. of days late	_____	= _____
Priority date	_____	+ _____
NEW PRIORITY DATE	_____	= _____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

03/26
RECEIVED

JUN - 9 1988

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Department of Water Resources

For Office Use Only

Fee Received _____

Date _____

Receipt # _____

Receipt by _____

Reviewed by MySent to region 6

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

Permit No. 82-7157Name(s) of Permit Holder: Gary Loomis and Rea Ann Schuster-Loomis ✓Post Office Address: P.O. Box 382 Elk City, Idaho 83525 ✓Telephone No. work phone (842-2218)Source of Water: Spring trib. to Fiddle Creek, Fiddle Creek tributary to Buffalo Gulch

Extent of Use:

Domestic ☒ 1 ☒ (number of households) Stockwater _____ (number and type of stock)

Irrigation _____ (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 0.04 cfs 4 acre-feetShow the date water was first diverted and beneficially used under this permit: 3/1/88Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ NoFee enclosed \$ -0-
(See License Examination Fee Schedule)Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

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

Rea Ann Loomis or Gary Loomis

(Name) (Telephone Number)
We will be gone from June 13-July 11, 1988. Please contact us by letter (as we have no home phone) about the Field Representative's visit and we will call that person to confirm date and time and directions.
P.O. Box 382 Elk City, Idaho 83525
Thanks.

(Address)

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

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AUG 18 1988

5/30/88
Date

Rea Ann Schuster-Loomis
Signature of Permit Holder (and title, if appropriate)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY JK DATE 3-1-88 APPLICATION NUMBER 82-7157

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
- ☐ Yes ☒ No 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 NECESSARY INTEREST
IN P.D.

Date Requested

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APR 18 1988

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 4/4/88
☒ 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 3/1/88
By RW Date 4/14/88

STATE OFFICE REVIEW

☐ See below for additional information
By RW Date 5/11/88

ADDITIONAL INFORMATION

CHECK W/ ASSESSOR TX# 216 APPROX SACRE WITHIN SENEW SEC 21 T29N R8E
NO OWNERSHIP IN NW1/4

82-7157

LOOMIS, GARY &/or REA ANN

P.O. BOX 382, ELK CITY, ID 83525

Source: SPRING trib. to FIDDLE CREEK
FIDDLE CREEK trib. to BUFFALO GULCH CREEK

Diversion Pt: NWNW SENW Sec 21 T 29N R 08E

Use: DOMESTIC (0.040 CFS)

Date Filed: 03/01/1988

In: SENW Sec 21 T 29N R 08E

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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

March 10, 1988

Bureau of Land Management
1080 N. Third St.
Coeur d'Alene, Id. 83814

Re: 82-7157

Gentlemen:

Enclosed is information which may be of interest to your Agency relating to an application recently filed with the Idaho Department of Water Resources.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms
Enclosure

MICROFILMED

AUG 18 1988

Celebrate
IDAHO
1890 • CENTENNIAL • 1990

3/4/88

Dear Tom,

Enclosed is a copy of the
Right of Way granted to us
from BLM for the springbox
and pipeline. Hope this is
what you need.

Thanks for your help!

Lee Ann Loomis

P.S. Do you have a pamphlet or any
information on how water rights
protect you or what they enable
you to do? Thanks.

*sent to
Tom
3/8/88*

RECEIVED MICROFILMED

MAR 8 1988

AUG 18 1988

Department of Water Resources
Northern District Office



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

March 2, 1988

R. KEITH HIGGINSON
Director

Mr. and Mrs. Gary Loomis
P.O. Box 382
Elk City, Id. 83525

Dear Mr. and Mrs. Loomis:

Enclosed is Receipt No. 41957 in the amount of \$30.00 for the filing fee of your Application for Permit. We are currently processing your application, but it may not be approved without some additional information.

A water right cannot be developed in trespass and according to the Idaho County Assessor's Office, you do not own property within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21, Township 29N, Range 8E, upon which the spring is located. You must, therefore, show possessory interest in the point of diversion or describe the arrangements you have made with the owner of the land which allows you to construct a diversion work and convey the water across his property.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc.

RECEIVED

AUG 18 1988

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