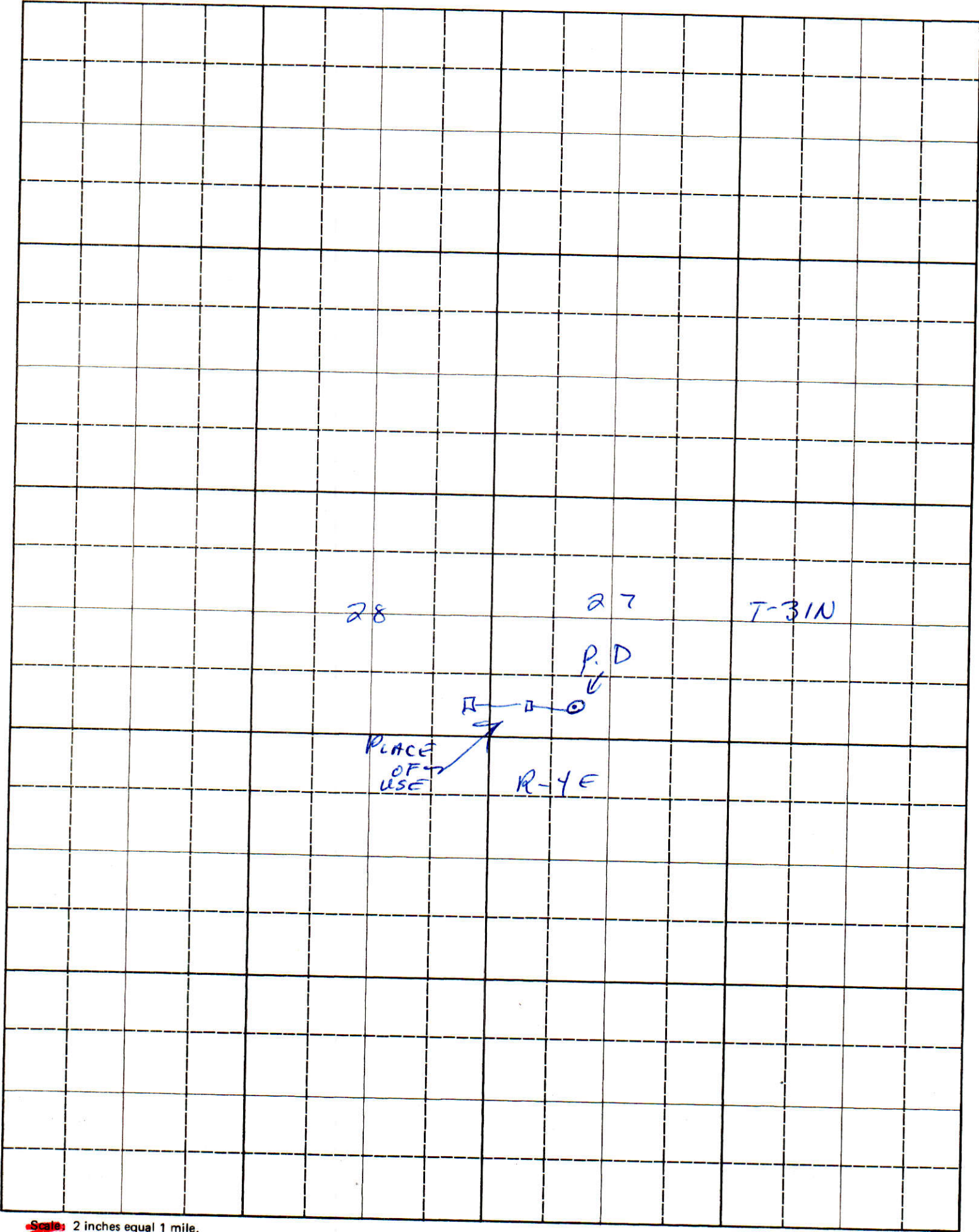


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

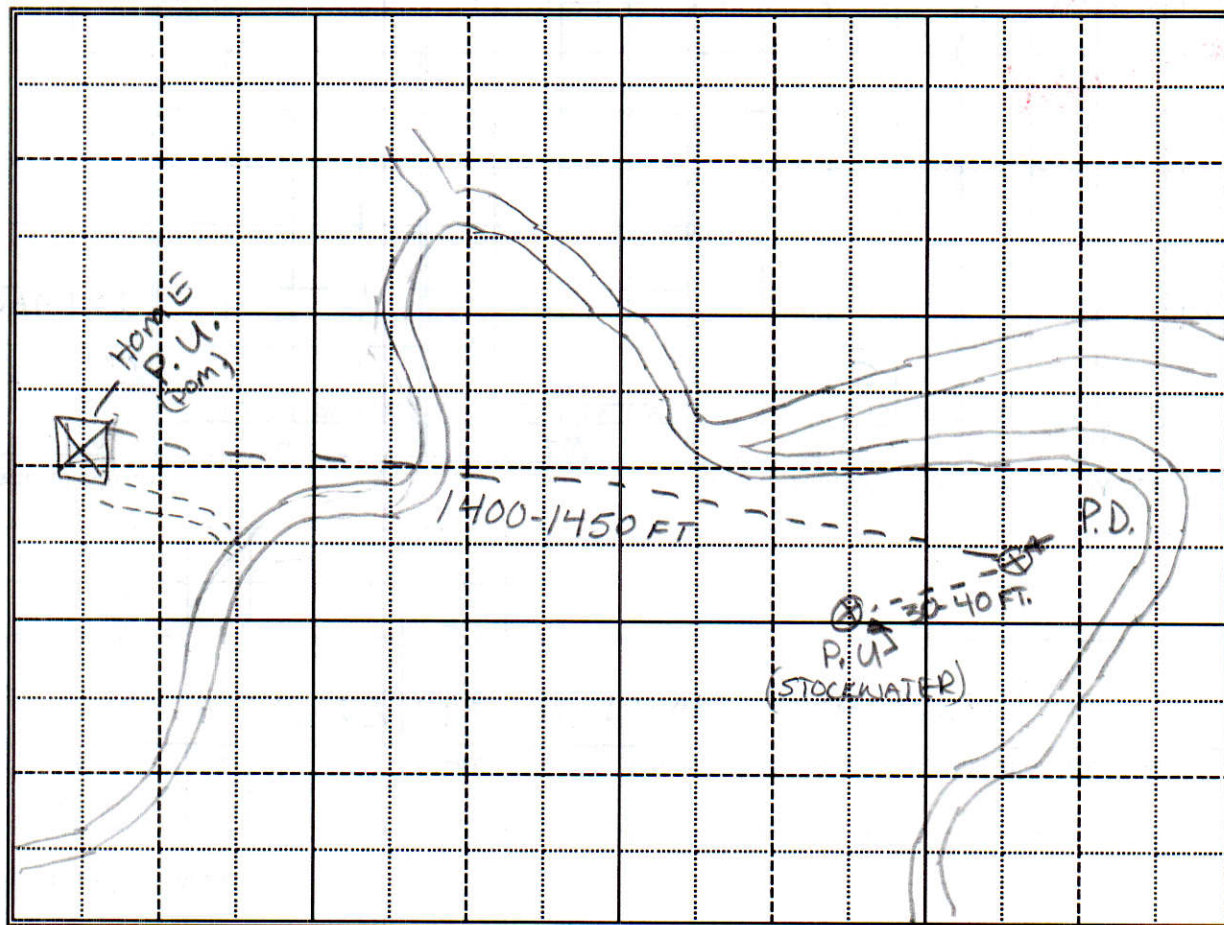
RECEIVED

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.

Bruce H. Scott

(Applicant)

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

☒ Copy of USGS 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)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
					GRAVITY FED 1 1/4" PIPE

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE						

2. Measurements: NONE

RECEIVED

JAN 20 1994

82-07068

MR. SCOTT'S
RENTAL HOUSE
P. U.



MR. SCOTT'S
P. D. (SPRING BOX)

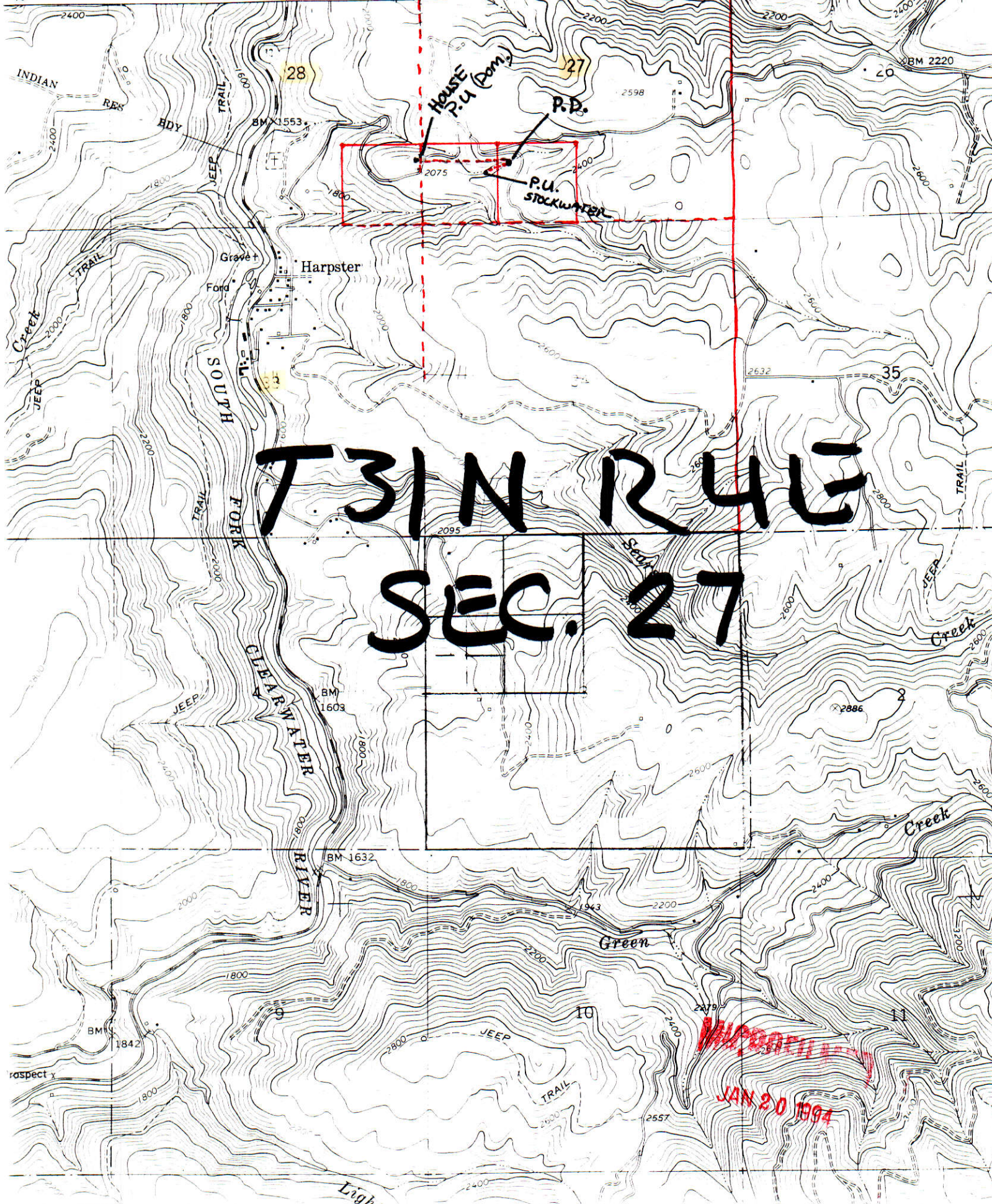


MR. SCOTT'S
STOCKWATER TROUGH
P. U.



RECEIVED

JAN 20 1994



T31N R4E
SEC. 27

JAN 20 1994

RECEIVED
JUN 24 1991

Form 219
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 8207068

1. Owner: BRUCE SCOTT

Phone No. 983-2312

Current Address: HC 66 Box 319 Kooskia 83539

2. Accompanied by: Bruce Scott

EXAM. DATE: 6/6/90

Address: HC 66 Box 319 Grangeville ID 83539

Phone No. 983-2312
983-

Relationship to Permit Holder: -

3. Source: Spring tributary to Smks

B. OVERLAP REVIEW

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

☐ Copies Attached

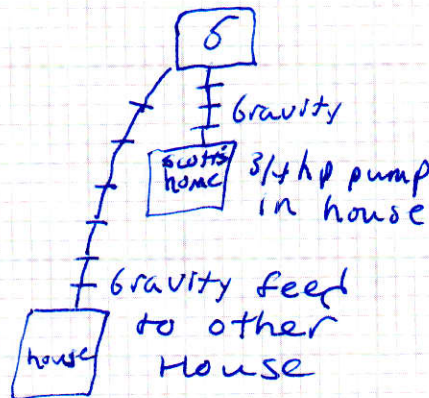
2. Other water rights with same point of diversion: None

☐ 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" = WTS

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 Photo did not develop
(required for all but single household domestic groundwater, and stockwater).

RECORDED
JAN 20 1994

Map returned with comments 05-10-92

owned by WILL SCOTT

3 Hay Barges

No Springs

No Water

plu-house

No House

PID-Spring

House - Rental House

NE corner of Sec. 27 T31 R4E

Spring - Water Right

of Sec. 27 T31 R4E

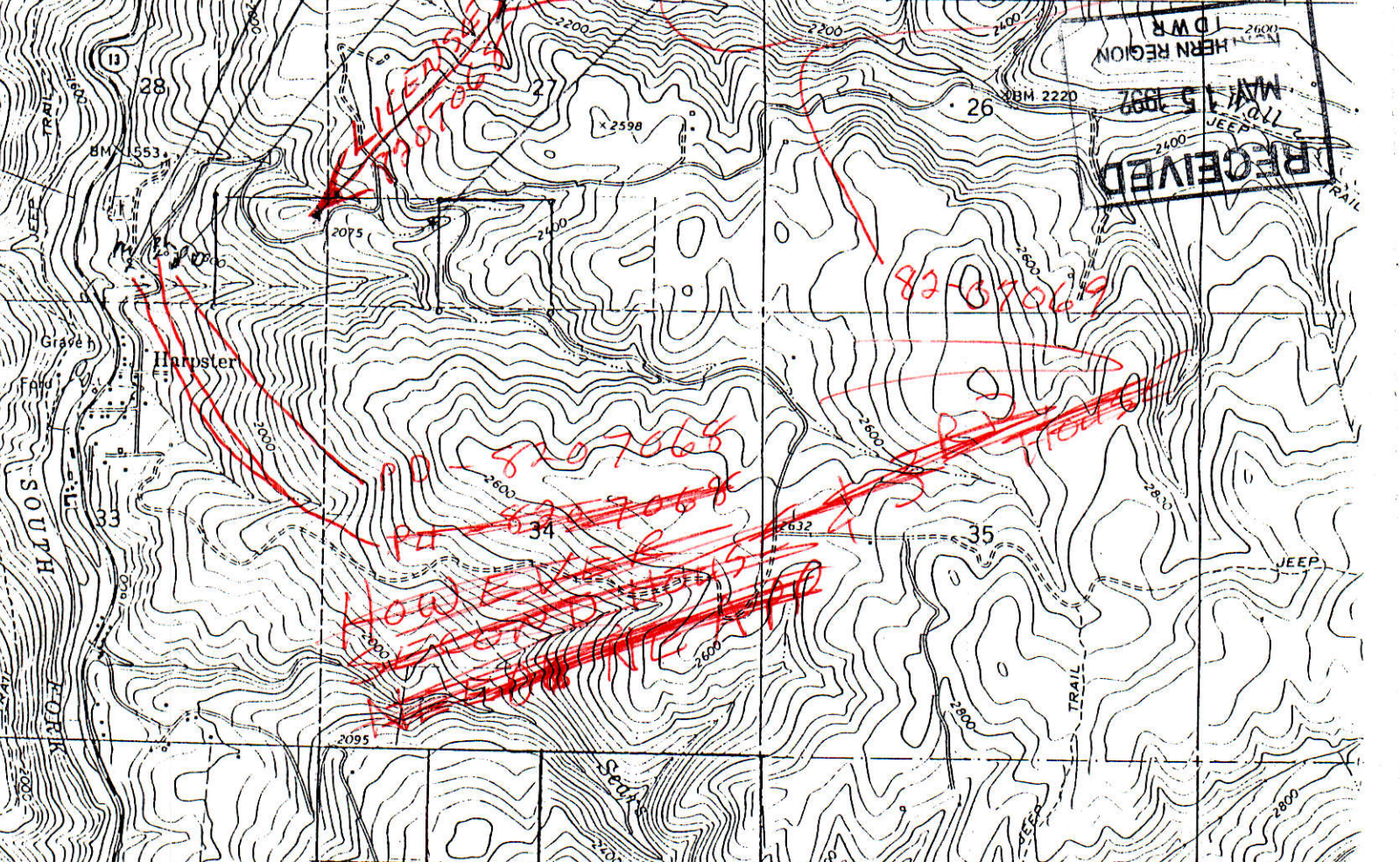
This place was purchased

recently & occupied

by Sam Dutton

ACUB RT. Kootenai, ID 83527

KOOSKIA 11 MI STILES 8 MI 57'30" 581 582 583 55' 584 1460 000



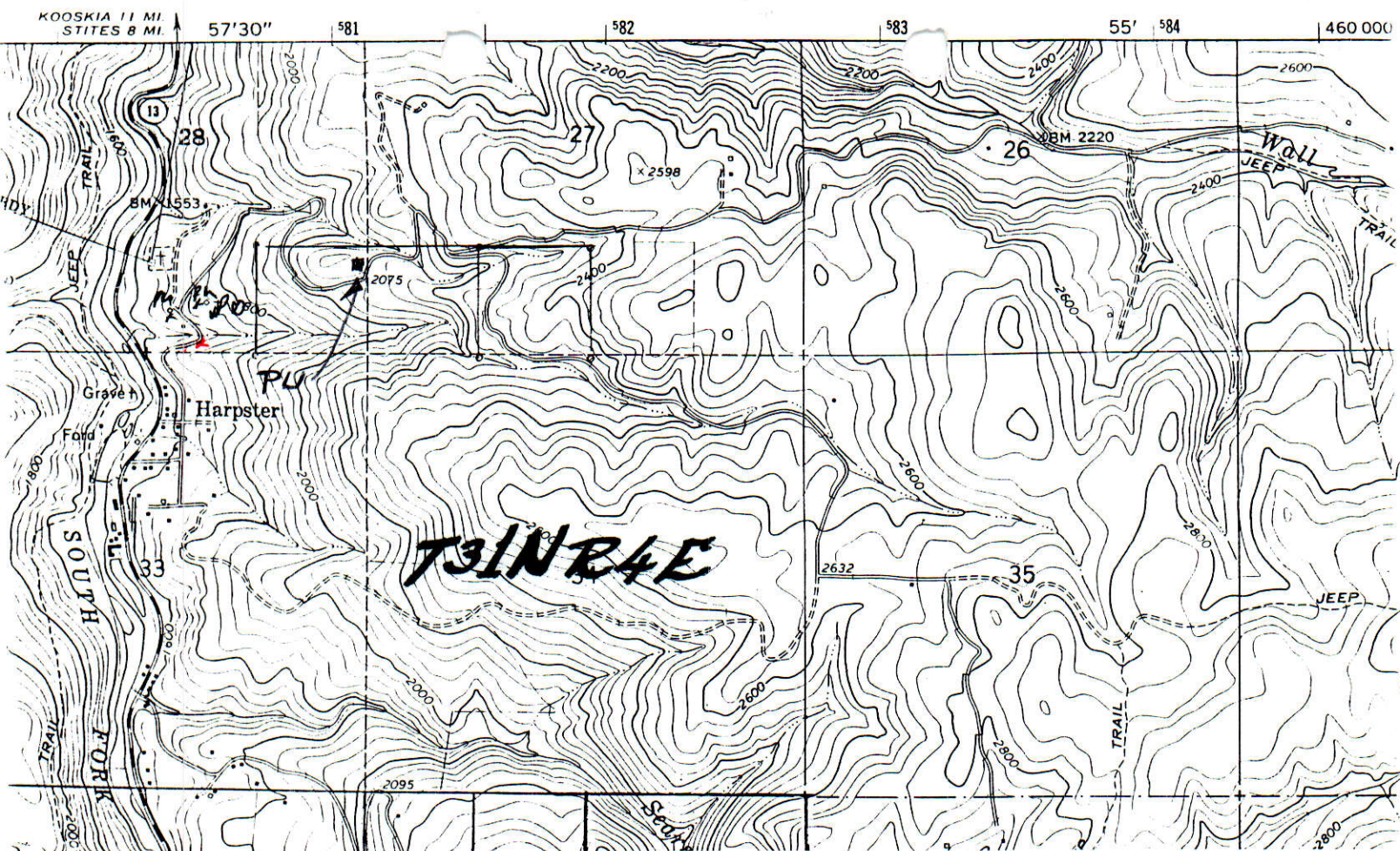
8207068

T31N R4E Sec 27

RECEIVED
MAY 04 1992
NORTHERN REGION
IDWR

JAN 20 1994

Copies from
permanent file
for your reference.
28



82-07069

Mr Scott lives

@ bottom of

grade in Brown

house. Stopped by 6/11/92 not home
NR

MEMORANDUM

TO: FILE

FM: Tom King - Sr. Water Resource Agent, Northern Region

Date: MAY 18, 1992

SUBJECT: 82-07068

On 6/6/1990 Mr. Bruce Scott Accompanied Robert Knoblock on the field examination of Mr. Scott's water system. The spring and homes shown to R. Knoblock By Mr. Scott were not the same spring and home that was permitted under the above listed permit.

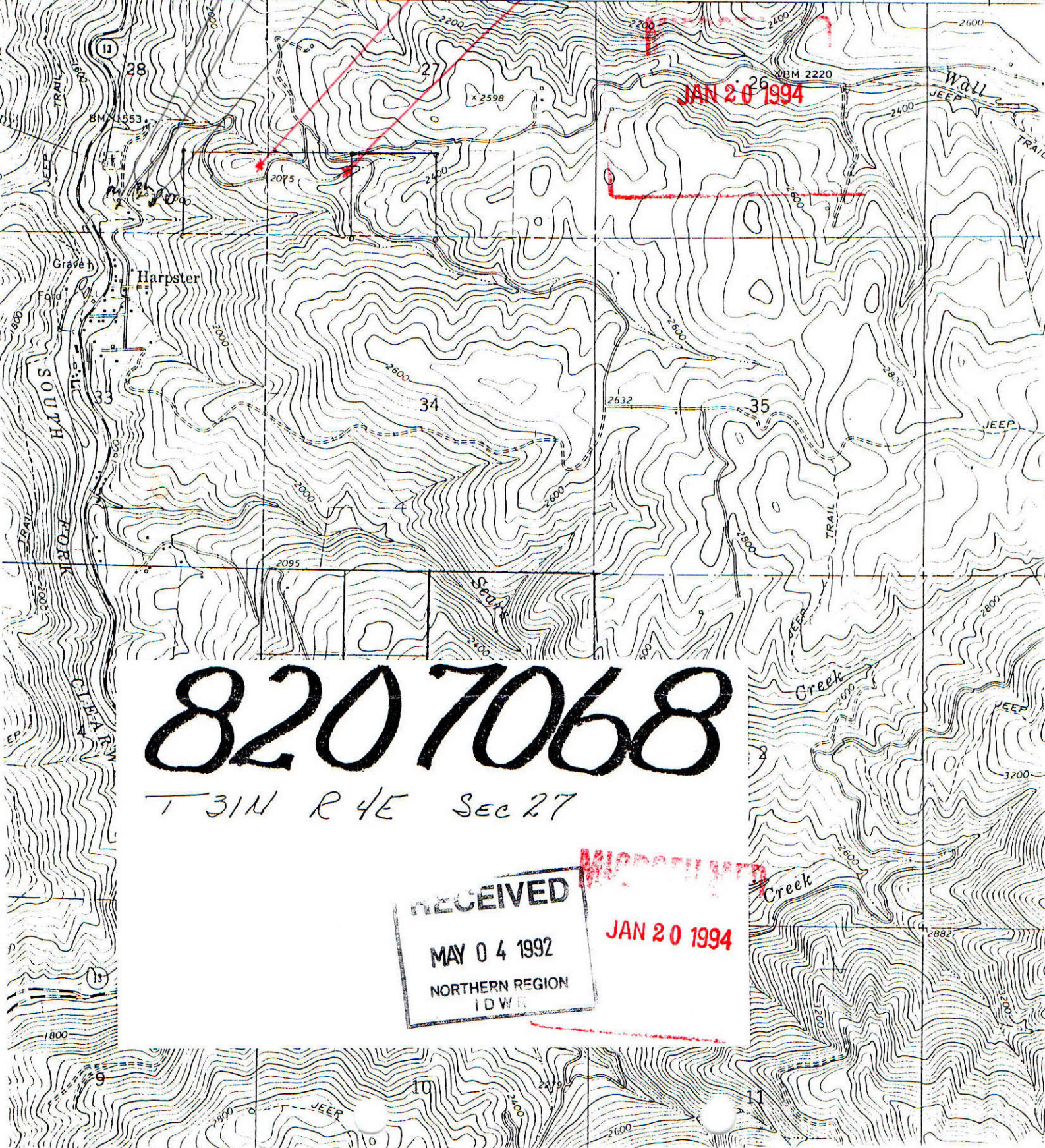
The permitted Spring is one of two springs identified in License 82-07069, the permitted home is a rental located within the SESE Sec 28.

A new exam must be made to identify the PD and PU.

JAN 20 1994

KOOSKIA 11 MI
STATES 8 MI 57'30" 581 582 583 55' 584 460 000

owned BY Bruce Scott
3 Hay Barnes
No Springs
no water
No House
P/O - House
P/O - House
P/O - Spring
owned by Bruce Scott
House - Rental-House
NE corner of SE 1/4 of Sec. 27 T.31 R.4E
Spring - Water right
of Sec. 27 SW 1/4 of SW 1/4
this place was purchased
recently & occupied
by Sam Datson
Hcub Rt.
Kooskia, ID 83539



8207068

T 31 N R 4 E Sec 27

RECEIVED
MAY 04 1992
NORTHERN REGION
IDWR

JAN 20 1994

1 the within instrument, and they acknowledged to me that they free-
2 ly executed the same for and on behalf of such corporation.

3 IN WITNESS WHEREOF, I have hereunto set my hand and
4 affixed my official seal the day and year first above written.

5 (SEAL)

William B. Taylor

6 Notary Public for Idaho, residing at Grangeville.

7 My commission expires Life, 19__.

9 STATE OF IDAHO

10 County of Idaho -- ss.

11 On this 10 day of January, 1983, before me,
12 a Notary Public in and for such county and state, personally ap-
13 peared BRUCE A. SCOTT and RUBY SCOTT, husband and wife, known to
14 me to be the persons whose names are subscribed to the within
15 instrument, and they acknowledged to me that they freely executed
16 the same.

17 IN WITNESS WHEREOF, I have hereunto set my hand and
18 affixed my official seal the day and year first above written.

19 (SEAL)

Bruce A. Scott

20 Notary Public for Idaho, residing at Grangeville.

21 My commission expires Life, 19__.

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 82-07068

Priority: September 7, 1979

Maximum Diversion Rate:

0.06 CFS

Maximum Diversion Volume:

1.4 AF

This is to certify, that BRUCE A SCOTT

HC 66 BOX 319

KOOSKIA ID 83539

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 7, 1979; and has submitted Proof of Beneficial Use on May 16, 1988. An examination indicates that the works have a diversion capacity of .060 cfs of water from:

SPRING

tributary to SINK

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>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.2 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.06 CFS	1.4 AF

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 27, Township 31N, Range 04E
IDAHO County

PLACE OF USE: STOCKWATER

TWN RGE SEC

31N 04E	27	SWSW
	28	SESE

PLACE OF USE:

DOMESTIC, same as STOCKWATER use

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. Use of water under this right may be affected by an agreement between the protestant and the right holder.

Microfilm

JAN 20 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 82-07068

CONDITIONS/REMARKS:

7. Domestic use is for 1 home.
8. Stockwater use is for 2 horses and 1 cow.

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 15TH
day of JANUARY, 1994.

Acting for *Norm C. Young*
R. Keith Higginson, Director

JAN 20 1994

Form 217
03/86

RECEIVED
MAY 16 1988

no \$ enc *Q*
Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Reviewed by *JS*
Sent to region _____

PROOF OF BENEFICIAL USE

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. 82-7068

Name(s) of Permit Holder: Bruce A. Scott

Post Office Address: HC 66 Box 319 Kooskia Id 83539

Telephone No. 983-2559

Source of Water: Spring

Extent of Use:

Domestic 1 (number of households) Stockwater 1 cow 2 Horses (number and type of stock)
Irrigation _____ (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 0.04 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: 1981

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No
Fee enclosed \$ No Fee required
(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:

Bruce Scott 983-2559
(Name) (Telephone Number)

HC 66 Box 319 Kooskia ID 83539
(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.

5/13/88 Bruce A. Scott OCT 13 1988
Date Signature of Permit Holder (and title, if appropriate)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant BRUCE A. SCOTT Phone 983-1215
Post office address Box 319 Route 2 KOOSKIA, ID 83539
2. Source of water supply UNNAMED SPRING which is a tributary of _____
3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 27 Township 31N
Range 4E B.M. IDAHO County, additional points of diversion if any: _____

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 0.02 for STOCKWATER purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.06 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. COLLECTION BOX & PIPELINE

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

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

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

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

8. Description of proposed uses:

a. If water is not for irrigation: SW SW 27
(1) Give the place of use of water: SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 28 Township 31N
Range 4E 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 2 HORSES
1 COW

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

(5) If water is to be used for other purposes describe: _____

MICROFILMED

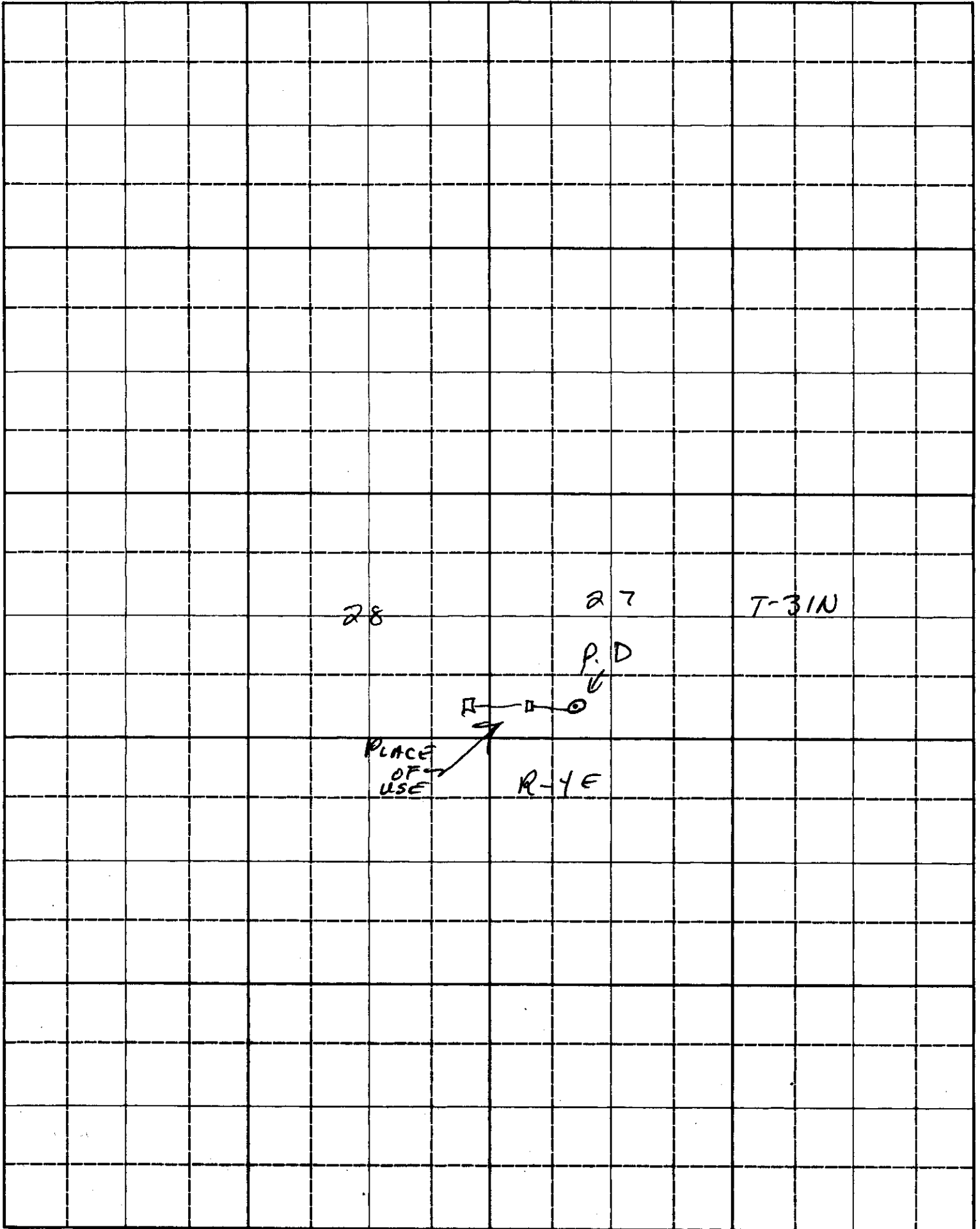
MACROPHILIA

MACROPHILIA

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

.....

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



2 inches equal 1 mile.

MICROFILMED

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.

Bruce H. Scott
(Applicant)

MICROFILMED

Proposed Priority 9-7-79

Received by KK Date 9/7/79 Time 9:30 A

Preliminary check by ✓ Fee \$ 20.00

Receipted by ms Date 9/10/79 (15818)

Publication prepared by gm Date 9/13/79

Published in Shoshone County News Press

Publication dates 9/19-26/79

Publication approved AB Date 10-16-79

Protests filed by: withdrawing Dennis W McGuire Protest

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by PSH

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. 82-7068 , and said application is hereby Approved .

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1 , 19 88 .
- 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.

Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

This permit is subject to the agreement dated April 26, 1983 between permit holder and protestant(s) to the extent such agreement covers matters within the jurisdiction of the Department of Water Resources.

Witness my hand this 22nd day of June, 1983.

A. Glen Sayton
Chief, Operations Bureau

WILLIAM B. TAYLOR, JR.
ATTORNEY AT LAW

POST OFFICE BOX 326
GRANGEVILLE, IDAHO 83520
TELEPHONE 983-0141
134 NORTH STATE STREET

POST OFFICE BOX 240
COTTONWOOD, IDAHO 83522
TELEPHONE 962-3191
SEUBERT BUILDING
(BY APPOINTMENT ONLY)

October 3, 1979

Mr. Robert G. Haynes
Regional Supervisor
Idaho Dept. of Water Resources
Northern Region
4055 Government Way
Coeur d' Alene, Idaho 83814

RECEIVED
OCT 4 1979
Department of Water Resources
Northern District Office

Re: Application No. 82-7068,
Bruce A. Scott, and Ap-
plication No. 82-7069,
Dennis W. McGuire

Dear Mr. Haynes:

This letter is in response to your letter of September 26, 1979, addressed to my client, Mr. Bruce A. Scott, concerning his application No. 82-7068. You are hereby advised that Mr. Scott intends to institute an appropriate action through this office in the Idaho County District Court to determine the validity of his rights involving the spring in question and the validity of his right-of-way easement which has been a matter of record in Idaho County for some years.

Mr. Scott has also requested that I file this letter with you as a protest to the granting of a permit and any other subsequent rights involving the same spring to Mr. Dennis W. McGuire, whose application is No. RE 82-7069, upon the grounds and for the reasons that Mr. Scott has a prior right to the water produced in such spring, for domestic purposes, as indicated in the document in his chain of title which created the pipeline easement and interest in such spring, a copy of which I am sending to you under separate cover and that Mr. Scott has a priority claim to that amount of water specified in such document for domestic purposes, and that Mr. McGuire's rights would be junior in priority to those of Mr. Scott.

This letter of protest is being filed with your office prior to October 9, 1979, pursuant to the notice published in the Idaho County Free Press.

Thank you.

Sincerely,

William B. Taylor, Jr.
Attorney for Bruce A. Scott

WBT:pvb

MICROFILMED

MR. ROBERT G. HAYNES

October 3, 1979

cc: Mr. Bruce A. Scott
Route 2 Box 319
Kooskia, Idaho 83539

Mr. Dennis W. McGuire
P. O. Box 271
Kamiah, Idaho 83536

Mr. Kenneth Hoogland, Manager
Idaho County Title Co.
109 North College St.
Grangeville, Idaho 83530

Mr. Dennis L. Albers
Attorney at Law
P. O. Box 314
Grangeville, Idaho 83530

MICROFILMED

RECEIVED

SEP 24 1979

SEPTEMBER 20, 1979

MR. TOM KING:

Department of Water Resources
Northern District Office

My name is Dennis W. McGuire and I am writing this letter in conjunction with my application for a water right. (RE 82-7069). I noticed in the Grangeville Free Press newspaper that Bruce Scott was filing for a water right on the same spring, at least that is what it looked like. I was also notified by KEN HOOGLAND of the Idaho County Title Insurance Office, and he stated that he called your office and that indeed Bruce Scott was filing for the same spring.

This is a letter of protest, so that he will not be granted a water right to my spring for the following reasons:

- (1) The spring is located on my property not his
- (2) He owns a lot of land and has numerous water rights and wells and does not need any more water, especially from someone that hardly has enough for himself.
- (3) He wants this water right so that he can put a trailer up on his property for a hired hand and then let this hired hand use my water instead of his.
- (4) I now have a young couple and their children living on my property and they are hooked into the spring and using it for their domestic water, and they barely have enough at the present time.
- (5) I do not know this Bruce Scott personally, but I understand that he is always going around and telling people that he owns this and that, mainly land and water just to get things stirred up. I do personally know people who are having problems with this Bruce Scott because he is claiming to own some of their land, and claims to have a road easement thru it etc.

The man has no right to my spring whatsoever, and the Idaho County Title Ins. Company is ready to defend this on a water easement basis. If you have any questions on this feel free to contact myself or Ken Hoogland of the Idaho County Title Ins. Co.

Sincerely: Dennis W. McGuire

Dennis W. McGuire

P.O. BOX 271

Kamiah, Idaho 83536

Home phone 935-0195 NOT HOOKED UP YET, JUST MOVED

Office phone 935-0230

KEN HOOGLAND, IDAHO COUNTY TITLE INS. CO. 983-2662

P.S. I will have my Dam Storage application completed and sent in within a week. Thank-you

RECEIVED

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

82-7068

SMITH, JR., SAMUEL W.
SMITH, HAROLD G.
P.O. BOX 946, LOS BANOS,
CA 93635

Source: AMERICAN RIVER
tributary to CLEARWATER
RIVER, SOUTH FORK

Date Filed: 08/30/1979

Amount: 0.20 CFS

Diversion Point: Sec 24 T
29N R 08E, IDAHO CO.;
patented mineral surveys
#2100 and #2311.

Use: DOMESTIC (0.16 CFS)
from 01/01 to 12/31 MINING
(0.20 CFS) from 01/01 to
12/31

Place of Use: Sec 24 T 29N R
08E; patented mineral
surveys #2100 and #2311.

Diversion Means: PUMP,
PIPE & OPEN DITCH

82-7067

SCOTT, FRANK M. &/or
EVELYN G.

STAR RT. BOX 26,
GRANGEVILLE, ID 83530

Source: UNNAMED
SPRING

Date Filed: 09/05/1979

Amount: 0.14 CFS

Diversion Point: SENW Sec
03 T 30N R 04E, IDAHO Co.

Use: IRRIGATION (0.02
CFS) from 03/15 to 11/15
STOCKWATER (0.02 CFS)
from 01/01 to 12/31
DOMESTIC (0.12 CFS) from
01/01 to 12/31

Place of Use: SENW Sec 03 T
30N R 04E FOR 1 ACRES

Diversion Means:
COLLECTION TANK &
PIPE

82-7068

SCOTT, BRUCE A.
RT. 2, BOX 319, KOOSKIA,
ID 83539

Source: UNNAMED
SPRING

Date Filed: 09/07/1979

Amount: 0.06 CFS

Diversion Point: SESW Sec
27 T 31N R 04E, IDAHO Co.

Use: STOCKWATER (0.02
CFS) from 01/01 to 12/31
DOMESTIC (0.04 CFS) from
01/01 to 12/31

Place of Use: SWSW Sec 27 T
31N R 04E SESE Sec 28 T 31N
R 04E

Diversion Means:
COLLECTION BOX & PIPE

82-7069

MCGUIRE, DENNIS W.
P.O. BOX 271, KAMIAH ID
83536

Source: UNNAMED
SPRINGS

Date Filed: 08/27/1979

Amount: 0.06 CFS 2.5 AC-FT

Diversion Point: SWSW
SESW Sec 27 T 31N R 04E,
IDAHO Co.

Use: IRRIGATION
STORAGE (0.02 CFS) from
10/01 to 04/30 IRRIGATION
FROM STORAGE (2.5 AC-
FT) from 06/01 to 08/31
STOCKWATER (0.02 CFS)
from 01/01 to 12/31
DOMESTIC (0.02 CFS) from
01/01 to 12/31

Place of Use: SWSW SESW
SWSE Sec 27 T 31N R 04E
FOR 10 ACRES

Diversion Means:
DEVELOPED SPRING &
PIPE

If issued, the permit(s)

AFFIDAVIT OF PUBLICATION

..... Nona Donaldson being first duly
sworn, says he is the Office Manager
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 2 weeks,
being published 2 times, the first publication being
on the 19 day of September 1979
and the last publication on the 26 day of
..... September 1979; 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.

Nona C. Donaldson

Subscribed and sworn to before me this 28 day
of September 1979

Marilyn J. Stelly, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

RECEIVED

OCT 1 1979

Department of Water Resources
Western Regional Office

RECEIVED

OCT 16 1979

Department of Water Resources
Northern District Office

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 18, 1994

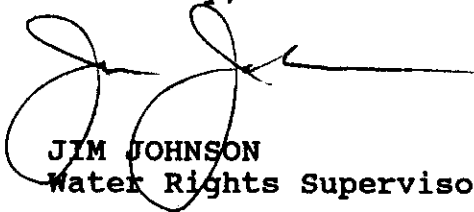
BRUCE A SCOTT
HC 66 BOX 319
KOOSKIA ID 83539

RE: WATER RIGHT NO. 82-07068

Dear Water Right Holder(s):

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

Sincerely,



JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED

JAN 20 1994

LICENSE REVIEW CHECKLIST

Permit # 02-7068

Date 1/11/93

Cindy Zimmerman ✓

NAME	Yes ☒	No ☐	Or Address Change? <u>HC 66 Box 319</u>
PRIORITY DATE			Proof Due <u>7/1/88</u> Proof R'cd <u>5/16/88</u>
<u>9/7/79</u>	☐	☒	Advance? <u> </u> Advanced to: <u> </u>
	☐	☐	Order to Reinstate Needed? <u> </u>
	☐	☐	Incorrect Fee for rate recommended? <u> </u>
SOURCE		☒	Changes? Clarification of Originally
<u>Unvaried Sp./Sk.</u>	☐	☐	Intended source <u> </u>
	☐	☐	Notice of Intent to Void - Source change. <u> </u>
P/D		☒	Amendment Needed? <u> </u>
	☐	☐	Overlap(s) <u> </u>
P/U		☒	Amendment Needed? <u> </u>
	☐	☐	Overlap(s) <u> </u>
TOTAL CFS			Measurement Done? <u>NONE MADE</u>
<u>.06</u>			
			System Capacity <u>.06</u>
			Allowable Amount: <u>.06</u>
TOTAL VOLUME		☒	Season of Use: <u>1/1-12/31</u>
	☐	☐	Calculations: <u>NONE MADE</u>
			Flow limit: <u> </u> x <u> </u> x 1.9835 = <u> </u>
			Recommended volume <u>1.4</u> AF
USES		☒	Change(s) in Nature of Use? <u> </u>
<u>Dom/1</u>	☐	☐	Amendment Needed? <u> </u>
<u>Stock/2H Cow</u>	☐	☐	
REMARKS			Multiple P/Ds in 1/4 1/4? <u> </u>
			Special Overlap <u> </u>
			Other <u>004,020</u>
CONDITIONS		☐	Measure/Lock Devices <u> </u>
	☐	☐	W/Master Control <u> </u>
	☐	☐	Irrigation Overlap <u> </u>
	☐	☐	Water Quality <u> </u>
			Water Dist <u> </u>
			App Rec'd <u>2/9/79</u>
			Exam Made <u>2/28/93</u>
COMMENTS:	<u> </u>		

RECOMMENDED	CFS	DIV VOL
<u>Dom/1</u>	<u>.04</u>	<u>1.2</u>
<u>Stock</u>	<u>.02</u>	<u>.2</u>
<u>TOTAL</u>	<u>.06</u>	<u>1.4</u>

LICENSE ☒
 1ST AMEND LETTER
 2ND AMEND LETTER

WR0749NP
No. ~~15E-07068~~

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/11/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BRUCE A SCOTT MC 66 BOX 319 KOOSKIA ID 83539	09/07/1979	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.02 CFS 0.04 CFS	0.2 AFA 1.2 AFA
TOTAL DIVERSION:					0.06 CFS	1.4 AFA

Water Source: SPRING

Tributary to: SINK

Stage: LICENSE

Point(s) of Diversion Capacity: 0.06 CFS

Point(s) of Diversion: T31N R04E S27

SESW

IDAHO County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
				NENE NWNE SWNE SENE				NENW MNW SNW SENW				NESW NWSW SWSW SESW				NESE NWSE SWSE SESE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
31N	04E	27	:											S						:
31N	04E	28	:															S		:

Place of use location for DOMESTIC is the same location as described for: STOCKWATER

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.
- 020 - Use of water under this right may be affected by an agreement between the protestant and the right holder.

Remarks: Domestic use is for 1 home.
Stockwater use is for 2 horses and 1 cow.

Dates:	App. Received:	09/07/1979	Priority Date:	09/07/1979
	Proof Due Date:	07/01/1988	Proof Made Date:	05/16/1988
	Exam Made Date:	08/28/1993	Exam Sent to S.O.:	01/05/1994
	Licensed Date:			

Misc: Water District Number: Field Exam Fee: N (Not Required)

Audit: 01/11/94 ZIMMERMA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 82-07068

1. Owner: BRUCE A. SCOTT Phone No. (208) 983-2559

Current Address: HC B6 BOX 319 KOOSKIA, ID. 83539

2. Accompanied by: BRUCE A. SCOTT EXAM DATE: 8-28-93

Address: SAME Phone No. SAME

Relationship to Permit Holder: OWNER

3. Source: SPRING tributary to SINKS

B. OVERLAP REVIEW

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

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	SW	27	31N	4E	IDAHO	U.S.G.S. TOPO.

2. Place(s) of Use:

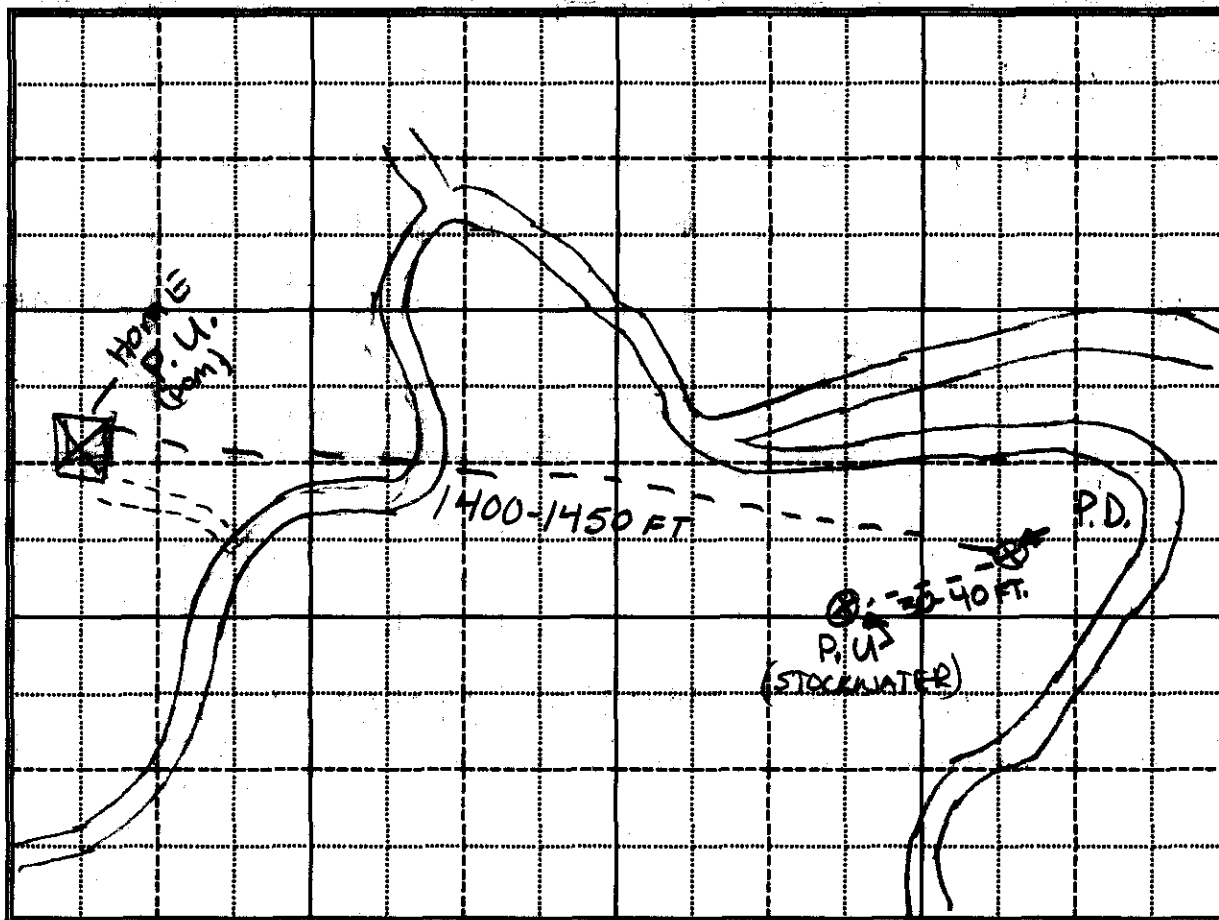
Indicate Method of Determination U.S.G.S. TOPO.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
21N	04E	27											S						
31N	04E	28																D	

REPRODUCED

JAN 20 1994

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.



Scale: 1" = _____

☒ Copy of USGS 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)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
					GEAITY F&D 1 1/4" PIPE

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE						

2. Measurements: NONE

MISSOURI

JAN 20 1994

E. NARRATIVE/REMARKS/COMMENTS

THE SYSTEM IS GRAVITY FED.
SYSTEM IS COMPLETE & IN USE.

* STOCKWATER IN USE 1 COW & 2 HORSES.

Have conditions of permit approval been met? ☒ yes ☐ no

MILWAUKEE

JAN 20 1994

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

NONE

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

NONE

 $V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{LR} \text{ and } V_{DR} =$ _____

2. Volume Calculations for Other Uses:

NONE

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
DOMESTIC	01-01	12-31	0.04	1.2
STOCKWATER	01-01	12-31	0.02	0.2
Totals:			0.06	1.4

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

I. AUTHENTICATIONField Examiner's Name JOHN M. KUNZ Date 8-28-93

Reviewer _____ Date _____

SEAL

JAN 20 1994

82-07068

MR. SCOTT'S
RENTAL HOUSE
P. U.



MR. SCOTT'S

P. D. (SPRING BOX)



MR. SCOTT'S

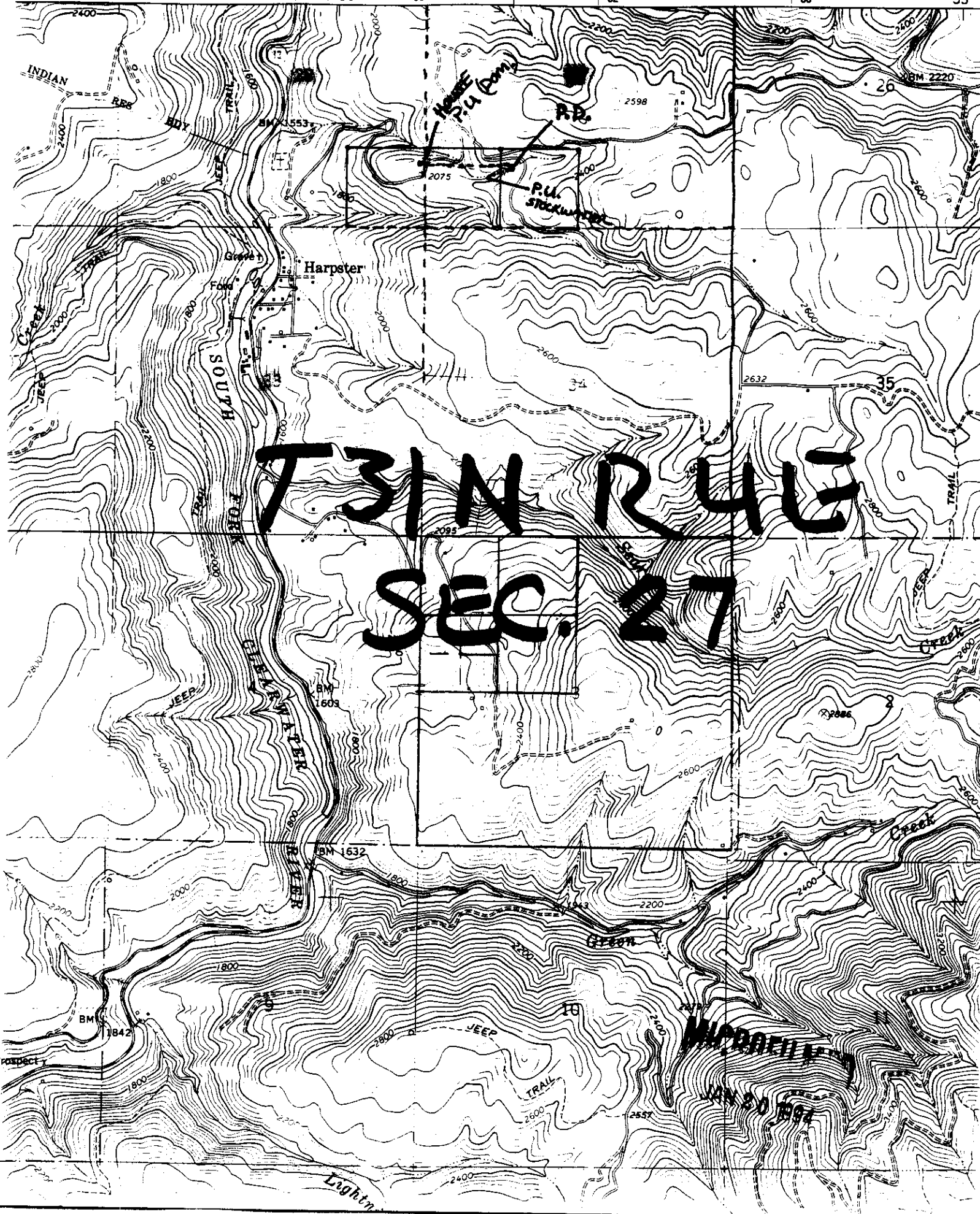
STOCKWATER TROUGH

P. U.



INDEXED

JAN 20 1994



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 24 1991

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 8207068

1. Owner: BRUCE SCOTT

Phone No. 983-2312

Current Address: HC 66 Box 319 KOOSKA 83539

2. Accompanied by: Bruce Scott

EXAM. DATE: 6/6/90

Address: HC 66 Box 319 Grangeville ID 83539

Phone No. 983-2312
983-

Relationship to Permit Holder: -

3. Source: Spring tributary to SMKS

B. OVERLAP REVIEW

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

☐ Copies Attached

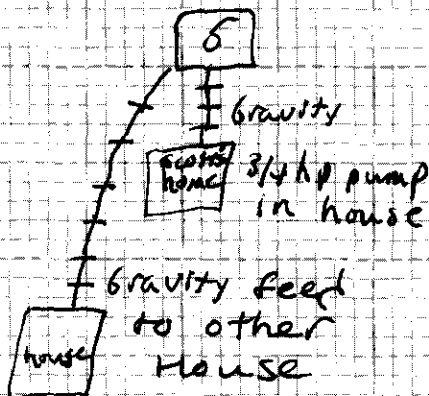
2. Other water rights with same point of diversion: None

☐ 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" = WIS

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 Photo did not develop
(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 water is caught in a collection box and is gravity fed to the Scotts house. A 3/4 hp pump is in the house to increase the pressure. The water is also gravity fed to a house across the street.

☐ 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	—	3/4	—	—	—
Unaccessible					

*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
—	—	SE	SW	SE	28	31N	4E	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	
31N	4E	28															0		0
																	1/4		1/4
																	5		5

Do not use this space

JAN 20 1994

Do not use this space

none

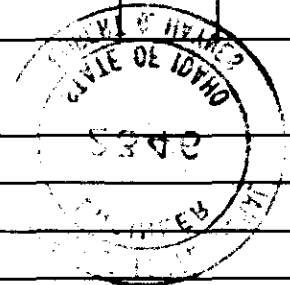
D. FLOW MEASUREMENTS

☐ 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 3 livestock
4 acre 1 with 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:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{(44)(3.0)}{1} = 132$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{132}{1.9835} = 66.5$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 66.5$

2. Volume Calculations for Other Uses:

1 domestic - 1 with lawn
3 livestock

RECEIVED
JAN 20 1994

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Photo of diversion did not develop
Mr. Scott stated the house across the street
was also supplied with the spring water

IRRIGATION IS LAND

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa) TDK	
	From	To			
Domestic (1)	1/1	12/31	1.06	1.2	1.2
stockwater (3)	1/1	12/31	1.02		1.2
irrigation	3/15	11/15	1.3		1.75
Totals:			0.06	2.15	2.0
				1.4	TDK

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

Robert Knoblock

Signature

Robert Knoblock

Certification Date

Field Report Preparation Date

6/8/90



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

RECEIVED

JAN 20 1994

Map returned with comments 05-10-92

owned by VCF SCOTT

3 Hay Barges

No Springs

No Water P/U - House

No House

P/D - Spring

Owned by VCF SCOTT
House - Rental House
NE corner of Sec. 27
of T. 31 N. R. 4 E

Spring - Water Right
of Sec. 27 T. 31 N. R. 4 E

SW 1/4
This place was purchased
Recently & occupied
by Sam Danson
HCUA, ID 83537

KOOSKIA 11 MI.
STILES 8 MI.

57'30"

55' 58'

1460 000

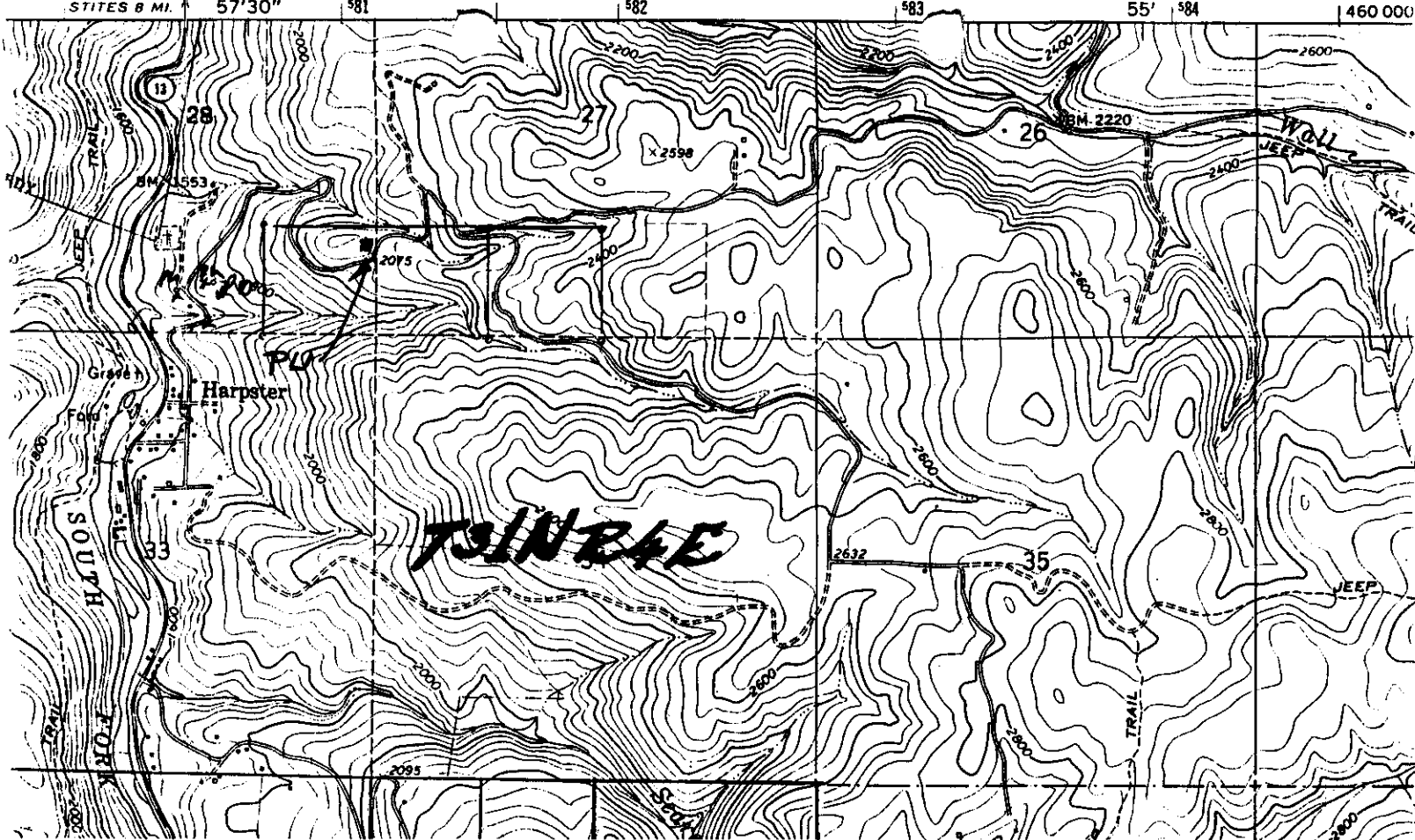
RECEIVED
MAY 15 1992
NORTHERN REGION
IDWR

820 7068

T 31 N R 4 E Sec 27

RECEIVED
MAY 04 1992
NORTHERN REGION
IDWR
JAN 20 1994

Copies from
permanent file
for your reference.
28



82-07069

Mr Scott lives

@ bottom of
grade in Brown

house. Stopped by 6/11/92 not home
RTR

MEMORANDUM

TO: FILE

FM: Tom King - Sr. Water Resource Agent, Northern Region

Date: MAY 18, 1992

SUBJECT: 82-07068

On 6/6/1990 Mr. Bruce Scott Accompanied Robert Knoblock on the field examination of Mr. Scott's water system. The spring and homes shown to R. Knoblock By Mr. Scott were not the same spring and home that was permitted under the above listed permit.

The permitted Spring is one of two springs identified in Lic 82-07069, the permitted home is a rental located within the SESE Sec 28.

A new exam must be made to identify the PD and PU.

JAN 20 1994

MEMORANDUM

TO: FILE

FM: Tom King - Sr. Water Resource Agent, Northern Region *DK*

Date: MAY 18, 1992

SUBJECT: 82-07068

=====

On 6/6/1990 Mr. Bruce Scott Accompanied Robert Knoblock on the field examination of Mr. Scott's water system. The spring and homes shown to R. Knoblock By Mr. Scott were not the same spring and home that was permitted under the above listed permit.

The permitted Spring is one of two springs identified in License 82-07069, the permitted home is a rental located within the SESE Sec 28.

A new exam must be made to identify the PD and PU.

MICROFILMED

JAN 20 1994

ACTION REQUIRED - *Field Exam Returned to Region*

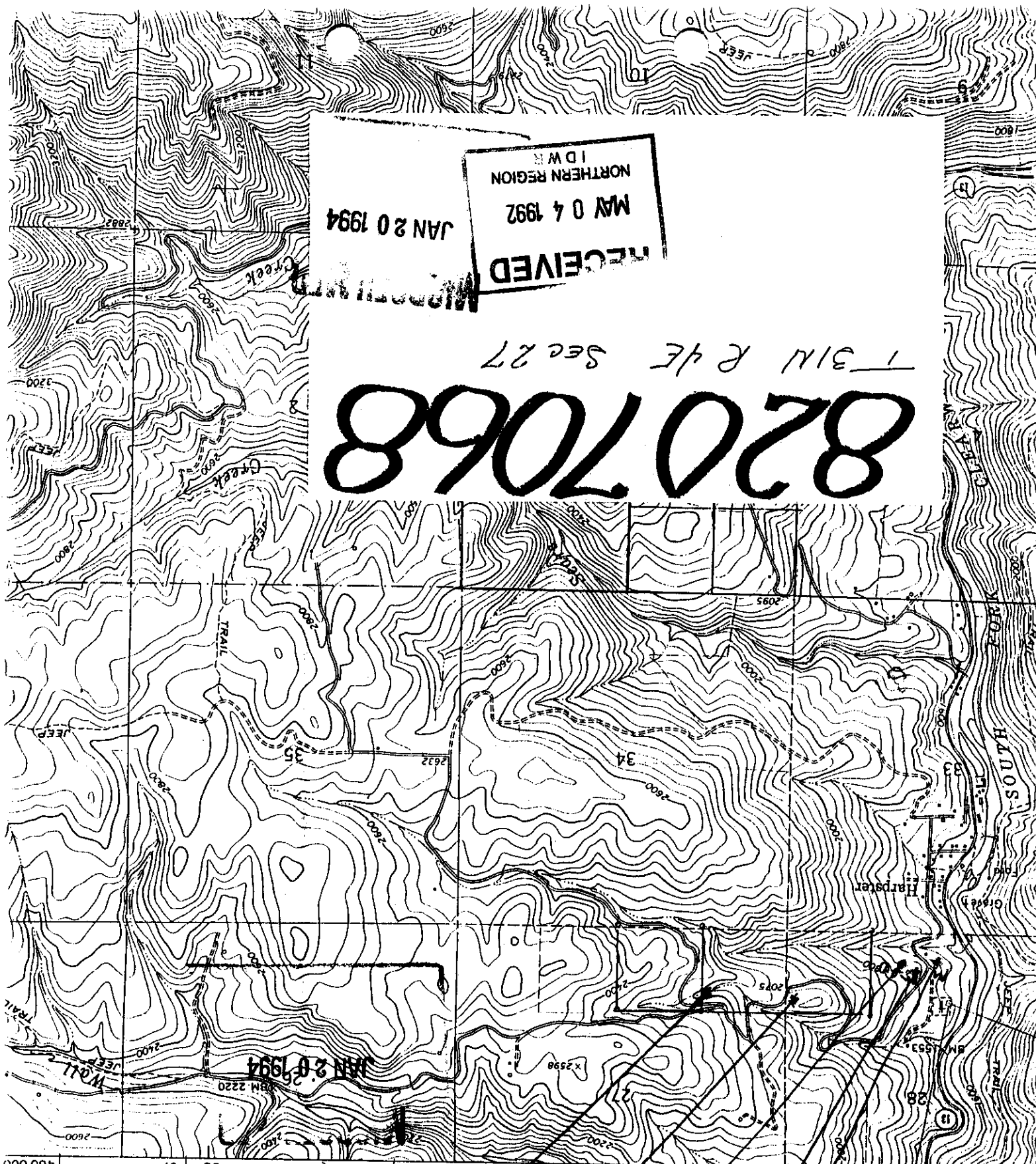
FROM: *Cam Skaggs*

TO: *File # 82-07068*

The field exam on this right was returned to the Northern Region Office per Tom King. He will clarify the status of the right, P/D and exam with the Scotts and then return it to the State Office for licensing.

CS 05-12-92

JAN 20 1994



RECEIVED
NORTHERN REGION
MAY 04 1992
JAN 20 1994

8207068
1314 R 4E Sec 27

JAN 20 1994

OWNED BY BRUCE SCOTT
3 DAY BARNES
NO SPRINGS
NO WATER PLO-HOUSE
PLO-HOUSE
RD-5
OWNED BY BRUCE SCOTT
HOUSE-RENTAL-HOUSE
NE corner of SW 1/4 of SE 4
of Sec. 27 T31 R4E
SPRING - water-right
NE corner of SW 1/4 of SE 4
of Sec. 27 T31 R4E
RECENTLY OCCUPIED
BY SAM DATSON
HILL RT. 1083537
KOOSKIA 11 MI 57'30"
STILES 8 MI



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 21, 1992

Bruce A. Scott
HC 66 Box 319
Kooskia ID 83539

RE: Permit #82-07068

Dear Mr. Scott:

After our telephone conversation yesterday, there still seems to be some confusion between us regarding the above referenced water right.

The question is regarding the location of the point of diversion or spring. Your original application shows the location of the spring in Section 27 and the place of use in Sections 27 and 28. The field examiner located the spring in the SESWSE and the place of use in the SWSE of Section 28 as illustrated by the map I have enclosed.

If the map appears to be correct to you, then the signed amendment must be returned with the \$20.00 fee in order for a corrected license to be issued. If the map appears to be incorrect, please mark the map where you believe the spring and house are located and return it to me. You must also submit evidence to support your description, such as the legal description on a deed, tax notice etc.

I will withhold your permit from further action for 30 days from the date of this letter. If no response is received, steps will be taken void the permit. Please respond at your earliest convenience.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

Enclosure

RECEIVED

JAN 20 1994

April 16, 1992

BRUCE A. SCOTT
HC 66 BOX 319
KOOSKIA ID 83539

RE: WATER RIGHT NO. 82-07068

Dear Water Right Holder(s):

We previously forwarded to you an Amendment for Water Permit so that you could amend your permit to correspond with the findings of the Department's field examiner.

As of this date, we have not received the amendment. If we do not receive it within fifteen (15) days, we will assume you no longer have any interest in the permit and cancellation proceedings will begin. Enclosed for your convenience is another amendment form in the event the first one was misplaced.

If you have any questions, please contact us.

Sincerely,

SHARLA CURTIS
Water Resource Agent

SC:clh

Enclosure

MISSOURI
JAN 20 1994

July 30, 1991

BRUCE A. SCOTT
HC 66 BOX 319
KOOSKIA, ID 83539

RE: WATER RIGHT NO. 82-07068

Dear Water Right Holder(s):

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

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

RECEIVED
JAN 20 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 1, 1991

RECEIVED
JUL 12 1991

RE: Permit No. 82-7068

Department of Water Resources

Bruce A. Scott
HC 66 Box 319
Kooskia, ID 83539

Dear Mr. Scott:

In September, 1979 you filed an application to appropriate water from a spring for domestic and stockwater purposes.

On June 17 of this year, Tom King from our Northern Regional Office spoke with your wife and she informed Mr. King that the spring is no longer owned by you but is owned by the city and is not used for your residence. If this is indeed the case, we ask that you relinquish this permit so that we can clear our records. I have enclosed a relinquishment form for this purpose.

If you have any questions, feel free to contact me.

Sincerely,

Sharla Curtis

SHARLA CURTIS
Technical Records Specialist

Enclosure

I believe this can be disregarded as there has been a mistake on the water. I thought the spring Mr. King was asking about was the one we sold. and the spring in our yard which we use. Sorry. I did not understand him.

Permit No. 82-7068 is in use at a house we own. and we have a water right on this spring. Sincerely, Ruby Scott

JAN 20 1994

There has been no change on this permit



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 1, 1991

RE: Permit No. 82-7068

Bruce A. Scott
HC 66 Box 319
Kooskia, ID 83539

Dear Mr. Scott:

In September, 1979 you filed an application to appropriate water from a spring for domestic and stockwater purposes.

On June 17 of this year, Tom King from our Northern Regional Office spoke with your wife and she informed Mr. King that the spring is no longer owned by you but is owned by the city and is not used for your residence. If this is indeed the case, we ask that you relinquish this permit so that we can clear our records. I have enclosed a relinquishment form for this purpose.

If you have any questions, feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Sharla Curtis".

SHARLA CURTIS
Technical Records Specialist

Enclosure

RECEIVED

JAN 20 1994

MEMORANDUM

TO: FILE

FM: Tom King - Sr. Water Resource Agent, Northern Region *TK*

Date: June 18, 1991

SUBJECT: 82-07068

=====

On June 17, 1991 I spoke with Mrs. Scott. She informed me that the spring within the SE SW Sec 27, T31N R04E, is now owned by the city and not in use within the Scott residence. The spring in use is relatively close to the home.

MICROFILMED

JAN 20 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 82-7068
Name(s) of Permit Holder(s): Bruce H. Scott
Post Office Address: KOOSEKIA IDAHO Box 319
Rt 2 Tel. No. 983-5259

☐ I hereby certify that construction of diversion works for the above referenced permit began on 1979 (date) 7/21/83 and I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is not an acceptable reason.

July 21-83 Date Bruce H. Scott Signature of Permit Holder

B.A. (Scott)
KOOSKIA I.D.A.
Box 319 Rt 2.



RECEIVED



JUL 25 1983

RECEIVED

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources

JAN 20 1994



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

October 17, 1988

RECEIVED
OCT 20 1988

Mr. Bruce Scott
HC 66 Box 319
Kooskia, Id. 83539

Department of Water Resources

Re: 82-7068

Dear Permitholder:

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

RECEIVED

JAN 20 1994



138521
CERTIFIED MAIL
April 30, 1988

SCOTT, BRUCE A.
RT. 2, BOX 319
KOOSKIA, ID 83539

PROOF DUE NOTICE

RE: Permit No. 82-7068

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 July 1, 1988. (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 completed 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, or the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

MICROFILMED

OCT 13 1988

DENNIS L. ALBERS
ATTORNEY AT LAW
P. O. BOX 314
GRANGEVILLE, IDAHO 83530

KAMIAH OFFICE
BOX 185 — 311 MAIN
PHONE (208) 935-2161

September 2, 1983

GRANGEVILLE OFFICE
204 W. NORTH
PHONE (208) 983-2310

✓ Comm. of works
No response req'd
DNL

Mr. Robert G. Haynes
Regional Supervisor
Department of Water Resources
Suite No. 1 - 4055 Government Way
Coeur d'Alene, Idaho 83814

RECEIVED

SEP 6 1983

Department of Water Resources
Northern District Office

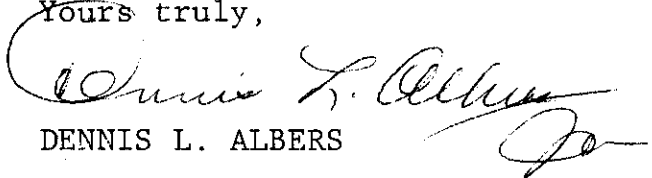
Dear Mr. Haynes:

Re: 82-7068 and 82-7069

In relation to the above permits which have now been assigned to Idaho County Title Co., Inc., and agreed upon with Bruce Scott, we received in the mail recently a card for filing about when this particular spring was impressed into beneficial use. Somehow that card has been misplaced, but please be advised that the spring has as of March, 1982, approximately, been developed with the location of two small cisterns. Mr. Scott is using his portion, and the Title Co. is using their portion currently for horse and cattle watering, but the spring is ready to be hooked to a residence once the lot is sold.

Please notify me if there is something further that you need for evidence purposes.

Yours truly,


DENNIS L. ALBERS

DLA:jee

cc/Idaho County Title Co.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

SCOTT, BRUCE A.
RT. 2, BOX 319
KODSKIA, ID 83539

JULY 06, 1983

RE: PERMIT NO. 82-7068

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

DENNIS L. ALBERS

ATTORNEY AT LAW

P. O. BOX 314

GRANGEVILLE, IDAHO 83530

KAMIAH OFFICE
BOX 185 — 311 MAIN
PHONE (208) 935-2161

April 26, 1983

GRANGEVILLE OFFICE
204 W. NORTH
PHONE (208) 983-2310

Mr. Ken Knoblock
Idaho Department of Water Resources
Route 5, Box 203 - Suite 1
Coeur d'Alene, Idaho 83814

Dear Ken:

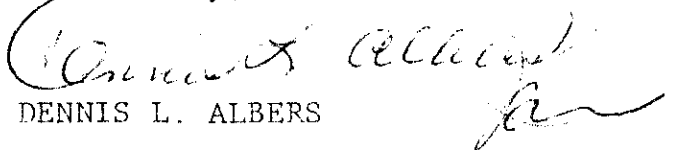
Re: McGuire-Scott-Idaho County Title Co.
Matter

After many months we finally have reached an agreement in relation to the previous dispute that was between McGuire and Bruce Scott. The title company is now the owner of the McGuire property and exceeds to all the rights that McGuire had.

We have recorded the original of this agreement as of the 26th day of April, and are sending you a copy of the agreement for processing in whatever way you feel is appropriate.

Contact me if I need to do something else to have this water right registered in the two names with the title company having the priority.

Yours truly,


DENNIS L. ALBERS

DLA:jee

Enc.

MICROFILMED

RECEIVED

APR 26 1983

Department of Water Resources
Northern District Office

RECEIVED

APR 27 1983

U.S. District Court
Northern District of Idaho

AGREEMENT

THIS AGREEMENT, made this 26 day of April, 1983, by and between IDAHO COUNTY TITLE COMPANY, INC., an Idaho Corporation, hereinafter called the TITLE COMPANY, and BRUCE A. SCOTT and RUBY SCOTT, husband and wife, hereinafter called the SCOTTS,

W I T N E S S E T H

WHEREAS, the Title Company is the owner of certain real property comprising a portion of the Southeast Quarter of the Southwest Quarter (SE1/4SW1/4) of Section 27, Township 31 North, Range 4 East, Boise Meridian, known as Lot 2, Block 1 of the Clearwater platted tracts addition of Idaho County, Idaho, according to the recorded plat thereof; and,

WHEREAS, there is a certain spring located upon such tract owned by the Title Company which is more particularly described in Instrument No. 42513, being a Warranty Deed, dated December 30, 1915, from George N. Saunders and wife, to Floyd F. Ferguson and others, recorded in Book 39 of Deeds at Page 406, records of Idaho County, State of Idaho, which spring is the subject of a recently contested and currently pending application for water right, before the Idaho Department of Water Resources; and,

WHEREAS, the parties Scott are successors in ownership of the tract of land more particularly described in a Warranty Deed of Book 39 at Page 406 as Instrument No. 42513 to the interest of Floyd F. Ferguson and others, thereunder; and,

WHEREAS, it is further anticipated that such agreement shall be binding upon the successors of the respective parties to this agreement, perpetually, unless otherwise modified by the successors, and be recorded in the Idaho County Recorder's office,

1 NOW, THEREFORE, IT IS MUTUALLY AGREED, COVENANTED
2 AND PROMISED AS FOLLOWS:

3 FIRST: That, except as hereinafter provided, Idaho
4 County Title Company, and the Scotts and their successors, as
5 the case may be, shall perpetually share equally in the water
6 produced by the hereinabove mentioned spring.

7 SECOND: That the parties shall share equally in the
8 costs of development, improvement and maintenance of such spring,
9 including any pump or pumps, and any other equipment which is
10 used in connection with the production of water from such spring.
11 Each party shall be responsible for providing their or its own
12 storage tank, of approximately 1,000 gallons in size, or other-
13 wise, and shall pay the total cost thereof, including costs of
14 installation, saving the other party or parties to this agree-
15 ment harmless from any such costs.

16 THIRD: That the Scotts shall be entitled to proceed
17 forthwith in the development and improvement of such spring, in-
18 cluding the installation of equipment, together with their stor-
19 age tank, as hereinabove described, with them advancing the
20 whole costs of such expenditures, except the cost of the tank and
21 its installation which shall be borne entirely by them, and they
22 being entitled to forthwith make installation of a pipeline
23 across the land owned by the title company to the land owned by
24 the Second Parties in a reasonable manner with as little damage
25 done to the premises of the title company as is reasonably poss-
26 ible under the circumstances and the Scotts and their heirs and
27 assigns shall have a perpetual right to enter upon the premises
28 for the purpose of maintenance, repair and other necessary work
29 upon such pipeline as it proceeds from such spring and storage
30 tank to the premises owned by the Scotts.

31 FOURTH: The parties acknowledge, that certain work
32 has already been accomplished on the spring, and that the sum of
AGREEMENT

1 \$ 458.87 has been paid upon the execution of this
2 agreement to the Scotts for reimbursement of their one-half of
3 the costs, improvements and development work. Further expendi-
4 tures on the spring which shall be for the mutual benefit of both
5 parties, shall be shared by them equally. In the event of a dis-
6 pute over the propriety of any expenditures, each party shall ap-
7 point one arbitrator and those arbitrators shall appoint a third
8 arbitrator to settle the differences and take into account all
9 facts and circumstances surrounding the improvements and the
10 decision of the arbitrator shall be binding upon all parties.

11 FIFTH: That, in all events, the title company or its
12 successors and assigns shall be entitled to a priority of the
13 water from such spring and into their tank in an amount reasonably
14 necessary to sustain the actual household, providing subsistence
15 to growing trees and shrubs, in the time of a shortage of water,
16 in an amount not to exceed 400 gallons for any one given day, be-
17 fore any water shall be used by the Scotts or their heirs or
18 assigns from such spring. Any apparatus to be installed by the
19 parties shall provide for the priority hereunder contemplated and
20 as aforesaid shall be for domestic and household uses only.

21 SIXTH: That an executed copy of this instrument shall
22 be provided by the parties to the Department of Water Resources in
23 reference to the currently pending application by them for water
24 right permits and may be used by such agency in determining
25 priorities in the issuance of permits as such department shall
26 see fit. The parties understand that the Idaho County Title
27 Company is a successor in interest to the spring and a successor
28 in interest to the application made by Dennis W. McGuire and
29 Marcia K. McGuire, husband and wife, of Kamiah, Idaho.

30 OTHER COVENANTS: It is further understood and agreed
31 that the owners of the property upon which the above mentioned
32 spring is located, as well as the owners of any adjoining prop-

erty shall be responsible for any damage done to the water line and storage tanks caused by them, their agents, employees or other representatives, during the term of this agreement.

IN WITNESS WHEREOF, the parties have hereunto set their hands on the day and year first above written.

IDAHO COUNTY TITLE COMPANY, INC.,

By: Tom Leuck, Pres.
Tom Leuck, President

ATTEST:

Dennis L. Albers
Dennis L. Albers, Secretary

(SEAL)

Bruce A. Scott
Bruce A. Scott

Ruby Scott
Ruby Scott

STATE OF IDAHO

County of Idaho -- ss.

On this 26 day of April, 1983, before me, a Notary Public in and for such county and state, personally appeared TOM LEUCK and DENNIS L. ALBERS, known to me to be the President and Secretary, respectively, of IDAHO COUNTY TITLE COMPANY, INC., an Idaho corporation, whose names are subscribed to AGREEMENT

MICROFILMED

1 the within instrument, and they acknowledged to me that they free-
2 ly executed the same for and on behalf of such corporation.

3 IN WITNESS WHEREOF, I have hereunto set my hand and
4 affixed my official seal the day and year first above written.

5 (SEAL)

6 Notary Public for Idaho, residing at Grangeville.

7 My commission expires Life, 19__.

8
9 STATE OF IDAHO

10 County of Idaho -- ss.

11 On this 10 day of January, 1983, before me,
12 a Notary Public in and for such county and state, personally ap-
13 peared BRUCE A. SCOTT and RUBY SCOTT, husband and wife, known to
14 me to be the persons whose names are subscribed to the within
15 instrument, and they acknowledged to me that they freely executed
16 the same.

17 IN WITNESS WHEREOF, I have hereunto set my hand and
18 affixed my official seal the day and year first above written.

19 (SEAL)

20 Notary Public for Idaho, residing at Grangeville.

21 My commission expires Life, 19__.

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RECEIVED

AUG 5 1982

Department of Water Resources
Northern District Office

Box 319 Rt 2
Hooskia, Mo. 63539

Aug 3, 82

Dear Sirs

Received your letter regarding Permit 82-7068 82-7069. We made an agreement for the spring, and it was drawn up for approval and sent to Dennis Alferts ^{Yr. attorney} their attorney and part owner in the property. I have talked to them and called them several times, and they say they will get it right out. But no luck so far.

I went ahead with the work and cleaned and put in the spring rings and tops and I piped the water to our place. and have been using it since 1979 after we had our meeting. So far the cost is all mine. I would like to get it settled and a permit for it. Sincerely,
Bruce A. Scott



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~C. Stephen Dunn~~
Director

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

July 27, 1982

Idaho County Title Company
109 N. College Street
Grangeville, Id. 83530

Re: 82-7068 and 82-7069

Attn: Kenneth A. Hooglund

Gentlemen:

On March 9, 1981, I wrote to Mr. Dennis W. McGuire relating to his application and an application of Mr. Bruce A. Scott, both of which were counter-protested.

At the time, I was lead to believe that an agreement was pending to resolve the matter of the protests. To date, we have not received an agreement.

In addition, Application No. 82-7069 is still in the name of Dennis W. McGuire. I am enclosing an assignment form which Mr. McGuire must sign in order to transfer ownership of that permit from himself to Idaho County Title Company.

If the Department has not received an agreement between yourself and Mr. Scott within thirty days, we shall re-schedule the matter for hearing, take evidence and testimony and issue decisions relating to the protested applications.

If you have any questions, please don't hesitate to contact this office.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH/pms
Enc. - Assignment



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~G. Stephen Allen~~
Director

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

July 27, 1982

Mr. Bruce A. Scott
Rt. 2 Box 319
Kooskia, Id. 83539

Re: 82-7068 and 82-7069

Dear Mr. Scott:

On March 9, 1981, I wrote you concerning an agreement which was pending relating to the above-referenced applications.

This is to inform you that if we have not received the agreement relating to the above-referenced applications within thirty days, the Department will re-schedule the matter for hearing at which time we will take testimony and evidence and issue a decision regarding those applications.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH/pms

MARCH 20, 1981

ROBERT G. HAYNES
Regional Supervisor:

I just got back from a two week trip and found your letter of March 9, 1981 in my mail.

If I remember correctly, at that meeting on Oct. 25, 1979, it was decided that I had first right to the spring and that Mr. Scott was entitled to all excess. But I no longer own that piece of property. The Idaho County Title Ins. Co. in Grangeville, Idaho bought it from me. I would suggest that you contact a Mr. Ken Hoogland with that agency. Besides being the present owners, they were also at the Oct. 25, 1979 meeting; and took an active part.

Any and all agreements between them and Mr. Scott are the ones that should be considered at this time.

Sincerely: Dennis W. McGuire

Dennis W. McGuire

RECEIVED

MAR 23 1981

Department of Water Resources
Northern District Office

WILLIAM B. TAYLOR, JR.
ATTORNEY AT LAW

POST OFFICE BOX 326
GRANGEVILLE, IDAHO 83530
TELEPHONE 963-0141
134 NORTH STATE STREET

POST OFFICE BOX 240
COTTONWOOD, IDAHO 83522
TELEPHONE 962-3191
SEUBERT BUILDING
(BY APPOINTMENT ONLY)

March 12, 1981

Mr. Robert G. Haynes, P.E.
Regional Supervisor
Idaho Dept. of Water Resources
4055 Government Way
Coeur d' Alene, Idaho 83814

Re: 82-7068 & 82-7069

Dear Mr. Haynes:

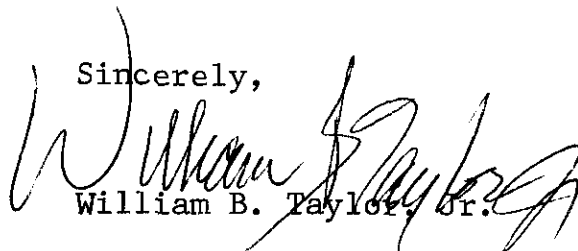
Reference is made to your letter of March 9, 1981, to my client, Mr. Bruce Scott, concerning the conference in reference to the above matters which was held on October 25, 1979.

This is to report to you that the position of Mr. Dennis McGuire has been succeeded to by the Idaho County Title Company, of Grangeville, who is represented by Dennis L. Albers, Attorney at Law.

My information is that Mr. Albers has been working on a proposed written agreement between the parties in reference to the spring and easement, which are at issue, and I am taking the liberty of sending him a copy of this letter for purposes of informing him of your inquiry, together with a copy of your letter to Mr. Scott dated March 9, 1981, with the request that he contact me so that we might finalize the matter.

Thank you.

Sincerely,


William B. Taylor, Jr.

WBT:pvb

cc: Mr. Dennis L. Albers
Attorney at Law
P. O. Box 314
Grangeville, Idaho 83530

Mr. Bruce Scott
Route 2 Box 319
Kooskia, Idaho 83539

RECEIVED
MAR 15 1981
FBI - BOISE

March 9, 1981

Mr. Bruce Scott
Rt. 2 Box 319
Kooskia, Id. 83539

Re: 82-7068
82-7069

Dear Mr. Scott:

On October 25, 1979, the Department of Water Resources held a conference regarding protests to the issuance of the two above-referenced applications for permit. Those conferences were continued pending the results of field work to determine the production of the spring that both applications proposed to develop.

To date, we have heard nothing regarding the outcome of the field investigation. Please advise us as to the following:

1. Are you still interested in pursuing your application?
2. Are you still contesting the application of Dennis McGuire (82-7069)?

If an agreement has been reached, please send us notice by mail so that we may take action on that permit.

If you have any questions, please don't hesitate to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH/pms

PS Form 3811, Aug. 1978

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

1 The following service is requested (check one).

☒ Show to whom and date delivered

☐ Show to whom, date, and address of delivery

☒ RESTRICTED DELIVERY

Show to whom and date delivered

☐ RESTRICTED DELIVERY

Show to whom, date, and address of delivery

(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:

Mr. William B. Taylor, Attorney
P. O. Box 326
Grangeville, ID 83530

ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO. 13489	INSURED NO.
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(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

William B. Taylor

DATE OF DELIVERY

10-6-79

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

KL

82-7069-68

☆ GPO: 1978-272-382

RECEIVED BY ADDRESSEE
RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

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

- Complete items 1, 2, and 3 on the back.
- Attach to front of article if space permits; otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

POSTAGE WILL BE PAID BY ADDRESSEE
PERMIT NO. 1000
COVINGTON, LA
NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES
POSTAGE FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE \$3.00



RETURN
TO



DEPARTMENT OF WATER RESOURCES
NORTHWEST DISTRICT OFFICE
SUITE 5, BOX 210, GENE #1
COVINGTON, LA 70314

RECEIVED

(Name of Sender)

OCT 9 1979

(Street or P. O. Box)

Department of Water Resources
Northwest District Office

(City, State, and ZIP Code)

96-714

96-714

85-7207 85-7205 98-7314

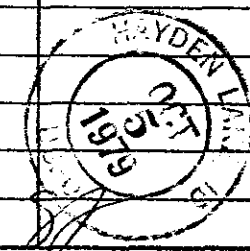
POD Form 3877-A—July 1958

NAME AND ADDRESS OF SENDER

Indicate type of mail
☐ INSURED ☐ C. O. D.
☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.
POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	DUE SENDER IF C. O. D.	ENDORSEMENT ¹	R. R. FEE	S. D. FEE	S. H. FEE ²	RESTRICTED DELIVERY FEE
1	13466 Mr. Robert Savage, Rt. 6 Box 34 Priest River ID 83856	15	80			45			
2	13467 Mr. & Mrs. John Bahler, Rt. 6 Box 29, Priest River, ID	"	"			"			
3	13468 Mr. Dag Grudem, 202 S. First Ave., Sandpoint, ID 83864	"	"			"			
4	13469 Mr. & Mrs. Ernest D. Little, P. O. Box 606, Sandpoint ID	"	"			"			
5	13470 Mr. David Goldman, Star RT. 1, Bonners Ferry, ID 83805	"	"			"			
6	13471 Mr. Ernest G. Krause, 507 Iva Dr. Farmington NM 87401	"	"			"			
7	13472 Mr. Robert R. Krause, Star Rt. 1, Porthill, ID 83853	"	"			"			
8	13473 Mr. Raymond O. Hinthorn, Star Rt. 1 Box 76, B. F. ID	"	"			"			
9	13474 Mr. Francis D. Chicane, Rt. 1 Box 106, Grangeville, ID	"	"			"			
10	13475 Mr. Vernon Workman, Rt. 1 Box 100A, Grangeville, ID	"	"			"			
11	13476 Mr. & Mrs. Sydney Smith, P. O. Box 129, Cocolalla, ID	"	"			"			
12	13477 Mr. Bruce A. Scott, Rt. 2 Box 319, Kooskia, ID 83539	"	"			"			
13	13478 ✓ Mr. Dennis W. McGuire, P. O. Box 271, Kamiah, ID 83536	"	"			"			
14	13479 Mr. William B. Taylor, P. O. Box 326, Grangerville, ID	"	"			"			X 10-9-79
15	13480 Dr. Larry R. Delane, 3326 4th Bryden C. C. Lewiston, ID	"	"			"			
16	13481 Mr. E. B. Ponack, 1428 G. St., Lewiston, ID 83501	"	"			"			
17	13482 Mr. Harold G. Smith, 1685 Redbird Rd. Lewiston, ID	"	"			"			
18									
19									
20									



TOTAL NUMBER OF PIECES LISTED BY SENDER
(36)

TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE
(36) TOTAL

POSTMASTER, PER (Name of receiving employee)
J. Jones

¹ Mark "F" if "Fragile," "P" if "Perishable," "E" if "Eggs," "EH" if "Eggs for Hatching," "B" if "Butter," "FL" if "Fragile-Liquid," and "FLU" if "Fragile-Liquid—This Side Up."
² Special-handling charges apply only to fourth-class parcels. Special-delivery service also includes special-handling service.

Name: Dennis W. McGuire / Bruce A. Scott
File: 82-7069 82-7068
Place: Idaho County Courthouse Room #31, Grangeville, ID
Date: Oct. 25, 1979 1pm

ROSTER OF ATTENDANCE

<u>Name</u>	<u>Address</u>	<u>Representing</u>
-------------	----------------	---------------------

Bruce A. Scott

Dennis W. McGuire

Kenneth A. Hoagland

William S. Taylor Jr.

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

October 9, 1979

Auditor's Office
Idaho County Courthouse
Grangeville, Idaho 83530

Dear Madam:

Re: 82-7068, 82-7069, and 85-7205

This is to confirm reservations for a conference and/or hearing to be held by this Department on Thursday, October 25, 1979, beginning at 10:30 a.m., in Meeting Room No. 31 in the Idaho County Courthouse.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

pms

RECEIVED

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PROTESTS AGAINST APPROVAL)
OF APPLICATION FOR PERMIT NO. 82-7068 IN)
THE NAME OF BRUCE A. SCOTT.)

NOTICE OF CONFERENCE
AND/OR HEARING

On September 7, 1979, Bruce A. Scott filed with the Department of Water Resources an application for Permit No. 82-7068. The Department received a protest against approval of said permit from Dennis McGuire on September 24, 1979.

The Department has set the matter of protests for conference and/or hearing for Thursday, October 25, 1979, at 1:00 p.m., in Meeting Room No. 31, located in the Idaho County Courthouse, Grangeville, Idaho 83530. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestants may allow the Department without prejudice to dismiss the protest or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

DATED: This 5th day of October, 1979.



ROBERT G. HAYNES, P.E.
Regional Supervisor

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

September 26, 1979

Mr. Dennis McGuire
P.O. Box 271
Kamiah, Idaho 83536

RE: 82-7068

Dear Mr. McGuire:

Your protest against the approval of the above-referenced application has been received and a copy has been sent to the applicant. The Department suggests that you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, IDAHO CODE):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculation?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?

You will be notified at a later date of the time and place of the conference and/or hearing. If we can be of any assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH: pms

CC: KEN HOGGLAND

MICROFILMED

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

September 26, 1979

Mr. Bruce A. Scott
Rt. 2 Box 319
Kooskia, Idaho 83539

RE: 82-7068

Dear Mr. Scott:

Enclosed is a copy of a protest filed against the approval of a permit pursuant to the above-referenced application. The Department suggests you contact the protestants directly in an effort to determine the nature of the protest and attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, IDAHO CODE):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?

You will be notified at a later date of the time and place of the conference and/or hearing. If we can be of any assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH: fms

Enclosure

ENCLOSURE

82-2068-

SCOTT, BRUCE A.

RT. 2, BOX 319, KODSKIA, ID 83539

Source: UNNAMED SPRING

Date Filed: 09/07/1979

Amount: 0.06 CFS

Diversion Point: SESW Sec 27 T 31N R 04E, IDAHO Co.

Use: STOCKWATER	(0.02 CFS)	from 01/01 to 12/31
DOMESTIC	(0.04 CFS)	from 01/01 to 12/31

Place of Use: SWSW Sec 27 T 31N R 04E SESE Sec 28 T 31N R 04E

Diversion Means: COLLECTION BOX & PIPE

RECEIVED
FEB 1 1980
FBI - BUTTE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

September 12, 1979

Mr. Bruce A. Scott
Rt. 2 Box 319
Kooskia, ID 83539

RE: 82-7068

Dear Mr. Scott:

Enclosed is Receipt No. 15018 in the amount of \$20.00 which was received by this office for the filing fee on the above-referenced item.

Sincerely,

Patricia M. Styrpa

PMS

Enclosure

MICROFILMED