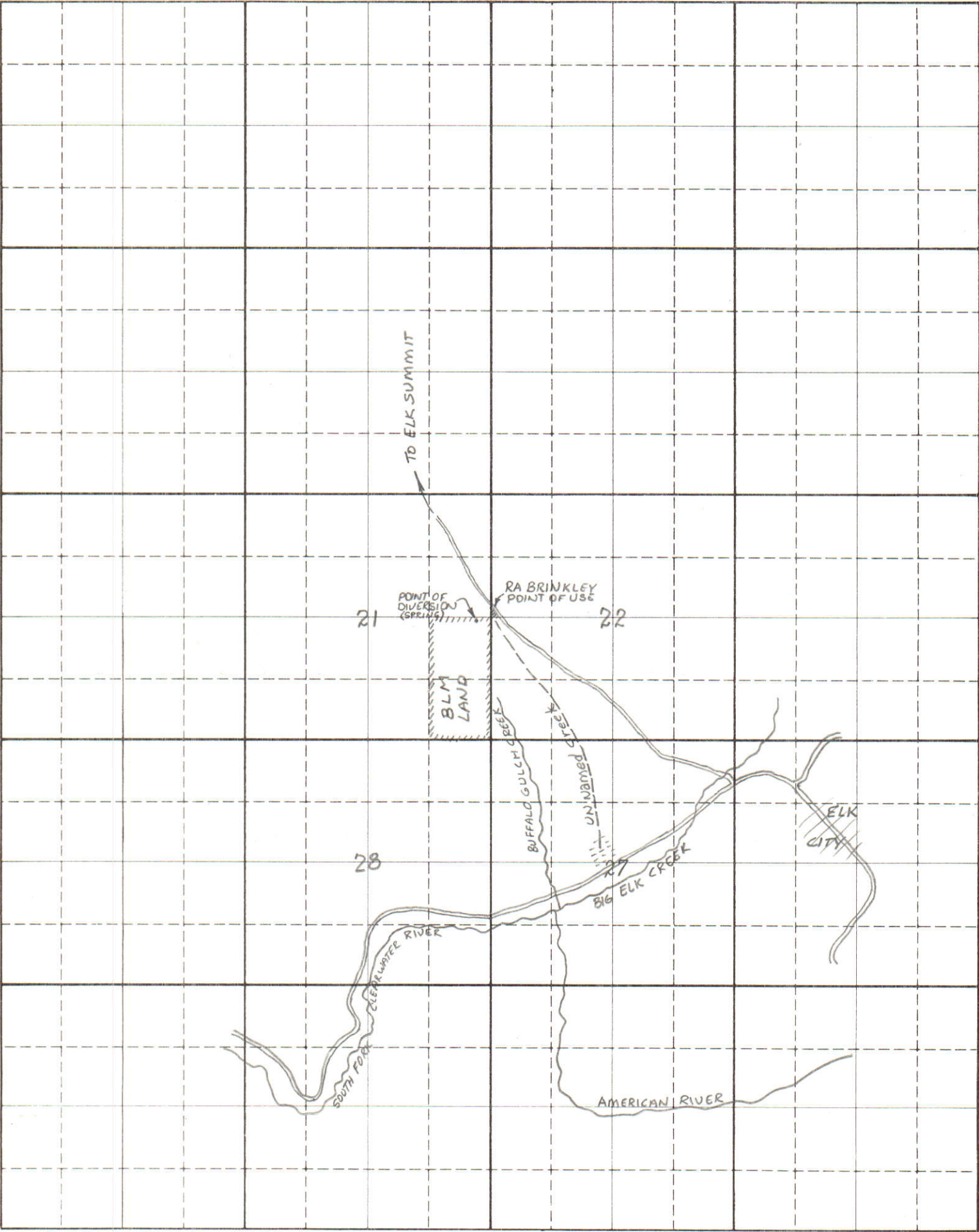


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Robert A Brinkley  
(Applicant)

RECEIVED

AUG 20 1975

Department of Water Resources  
Northern District Office

## AFFIDAVIT OF PUBLICATION

.....Lori A. Hauger..... 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 .....two weeks, being published .....two times, the first publication being on the .....30 day of .....JulyAugust, 197....., and the last publication on the ..... day of ..... 197...5.; 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.

.....Lori A. Hauger.....

Subscribed and sworn to before me this .....6 day of .....August....., 197...5....

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

### NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Robert A. Brinkley, P.O. Box 432, Elk City, Idaho has on July 18, 1975 submitted Application No. 82-7039 for a permit to appropriate 0.04 cubic feet per second of water from a Spring by means of pipeline and storage sump within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 21, T. 29N, R. 8E, B.M., Idaho County to be used from Jan. 1 to Dec. 31 for domestic purposes (0.04 cfs); and from April 1 to Nov. 31 for stockwatering purposes (0.02 cfs) within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 22, T. 29N, R. 8E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Idaho, 83814 on or before August 18, 1975.

R. KEITH HIGGINSON  
DIRECTOR

Published in the Idaho County Free Press, Grangeville, Idaho on July 30 and Aug. 6, 1975. JY 30 A 6

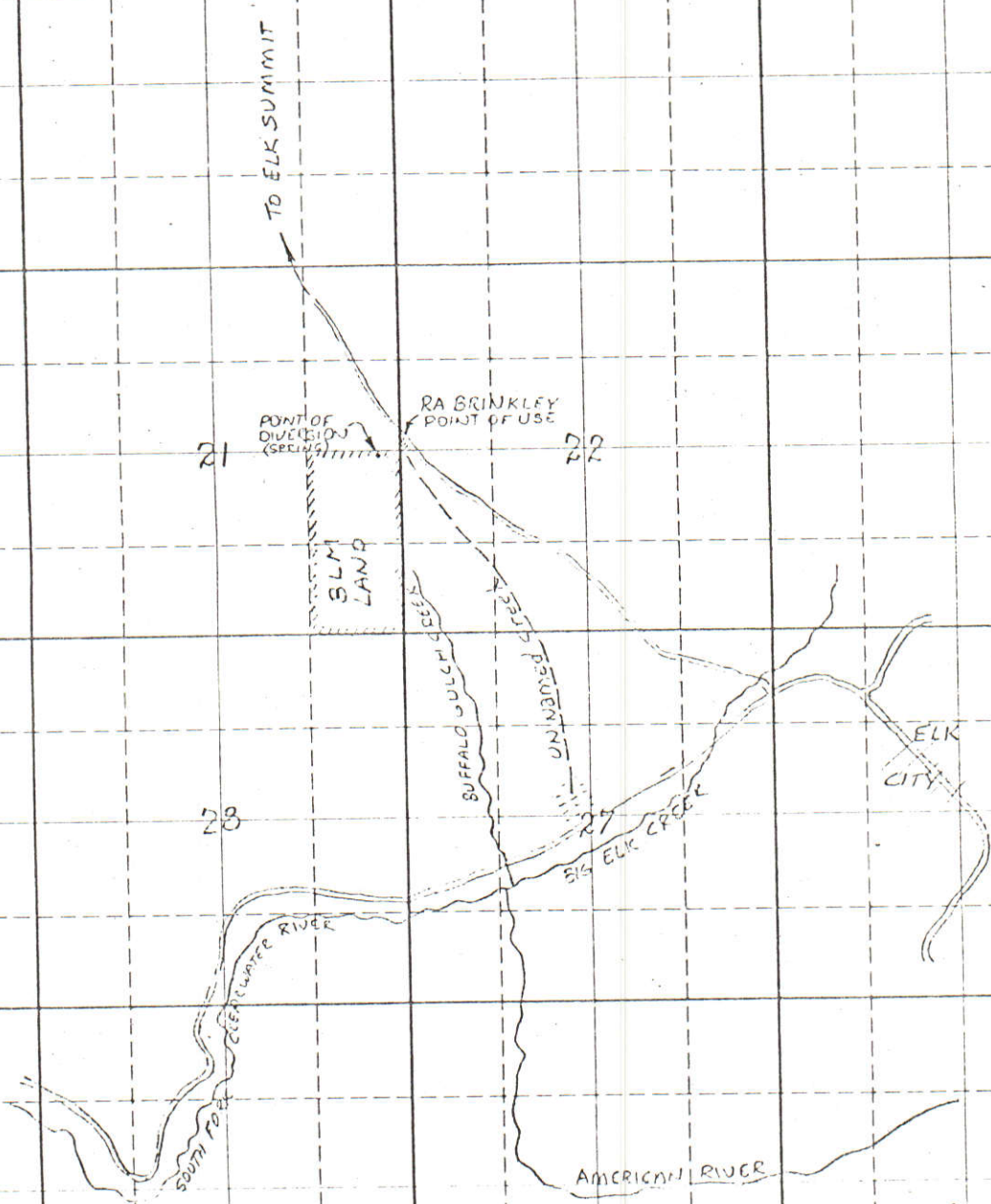
MICROFILMED







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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

*Robert A. Brinkley*  
(Applicant)

State of Idaho  
Department of Water Resources  
WATER RIGHT LICENSE

License of Water Right No. 82-7039 Priority July 18, 1975 Amount 0.04 cfs

THIS IS TO CERTIFY, that ROBERT A. BRINKLEY  
of Orofino, Idaho, has complied with the terms and conditions of Permit  
No. 82-7039 issued pursuant to Application for Permit dated July 18, 1975,  
and has submitted proof to the Department of Water Resources on October 31, 1977,  
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a  
capacity for the diversion of 0.04 cfs of water from a spring,  
tributary to Big Elk Creek, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use    | Period of Use                        | Rate of Diversion   | Annual Volume            |
|-------------------|--------------------------------------|---------------------|--------------------------|
| <u>Domestic</u>   | <u>from January 1 to December 31</u> | <u>at 0.04 cfs</u>  | <u>and 1.2 acre feet</u> |
| <u>Stockwater</u> | <u>from April 1 to November 1</u>    | <u>at 0.04 cfs</u>  | <u>and 0.2 acre feet</u> |
|                   | <u>from _____ to _____</u>           | <u>at _____ cfs</u> | <u>and _____</u>         |
|                   | <u>(both dates inclusive)</u>        |                     |                          |

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and  
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose  
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed  
1.4 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 21  
Twp. 29N, Rge. 8E, B.M. in the County of Idaho

Description and location of place of use:

| Twp. | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | Totals |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 29N  | 8E    | 22   |                  |                  |                  |                  |                  | X                |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

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

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 26 day of  
July, 19 79.

Deputy Director

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE  
STATE OF IDAHO

IN THE MATTER OF EXTENDING THE PROOF DUE )  
DATE IN CONNECTION WITH PERMIT NO. 82-7039 ) ORDER  
IN THE NAME OF ROBERT A. BRINKLEY )

---

WHEREAS, on July 18, 1975, Robert A. Brinkley applied to the Department of Water Resources for a permit to appropriate 0.04 cubic feet per second of water from a spring, tributary to the Big Elk Creek, to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 21, Twp. 29N, Rge. 8E, B.M., Idaho County, to be used for domestic and stockwatering purposes; and,

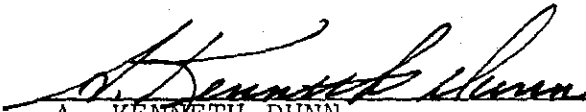
WHEREAS, on October 21, 1975, the Department approved said application and issued Permit No. 82-7039 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before November 1, 1976; and,

WHEREAS, on July 30, 1976, the permit holder submitted a request for an extension of time; and,

WHEREAS, it appears that under the circumstances, the permit holder has been proceeding with reasonable diligence and has given good cause for delay;

IT IS, THEREFORE, HEREBY ORDERED that the time within which to submit proof of beneficial use of water under Permit No. 82-7039 be extended to November 1, 1977.

Dated this 9 day of August, 1976.

  
A. KENNETH DUNN  
Administrator, Operations Division

Identification No. 82-7039

Application No. \_\_\_\_\_

**APPROVED** **STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR PERMIT**

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

1. Name of applicant Robert A. Brinkley Phone: 842-2316  
post office address p.o. Box 432 Elk City Idaho
2. Source of water supply Spring water which is a tributary of Big Elk Creek
3. a. Location of point of diversion is NE (Per phone call 7-21-75. FE)  
NW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 21 Township 29N  
Range 8E B.M. Idaho County County; additional points of diversion if any: none
- b. If water is not consumed, it will be discharged into unnamed creek/Big Elk cr at a point in SW  $\frac{1}{4}$   
of NW  $\frac{1}{4}$  of Section 22 Township 29N Range 8E B.M. Idaho County
4. Water will be used for the following purposes:  
Amount .04 cfs for Domestic purpose from Jan 1 to Dec 31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount .02 cfs for Stock water purpose from Apr 1 to Nov 31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:  
a. 0.04 cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. Infiltration gallery (3' X 3')  
with 3/4" pipe line to existing water storage sump.
- b. Height of storage dam NA feet, active reservoir capacity \_\_\_\_\_ acre feet; total reservoir  
capacity \_\_\_\_\_ acre feet, materials used in storage dam: \_\_\_\_\_  
Period of year during which storage will occur \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is NA inches; proposed depth of well is \_\_\_\_\_ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use  
is one years.  
b. Estimated construction cost is \$ 500.00.
8. Description of proposed uses:  
a. If water is not for irrigation: SW (Per phone call 7-21-75. FE)  
(1) Give the place of use of water: SW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 22 Township 29N  
Range 8 E B.M.  
(2) Amount of power to be generated: NA hp under \_\_\_\_\_ feet of head.  
(3) List number of each kind of livestock to be watered 2 to 3 Beef Cattle
- (4) Name of municipality to be served NA, or number of families to be  
supplied with domestic water \_\_\_\_\_.
- (5) If water is to be used for other purposes describe: Domestic and stock watering only

NOTIFIED

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

| TWP. | RANGE | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

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

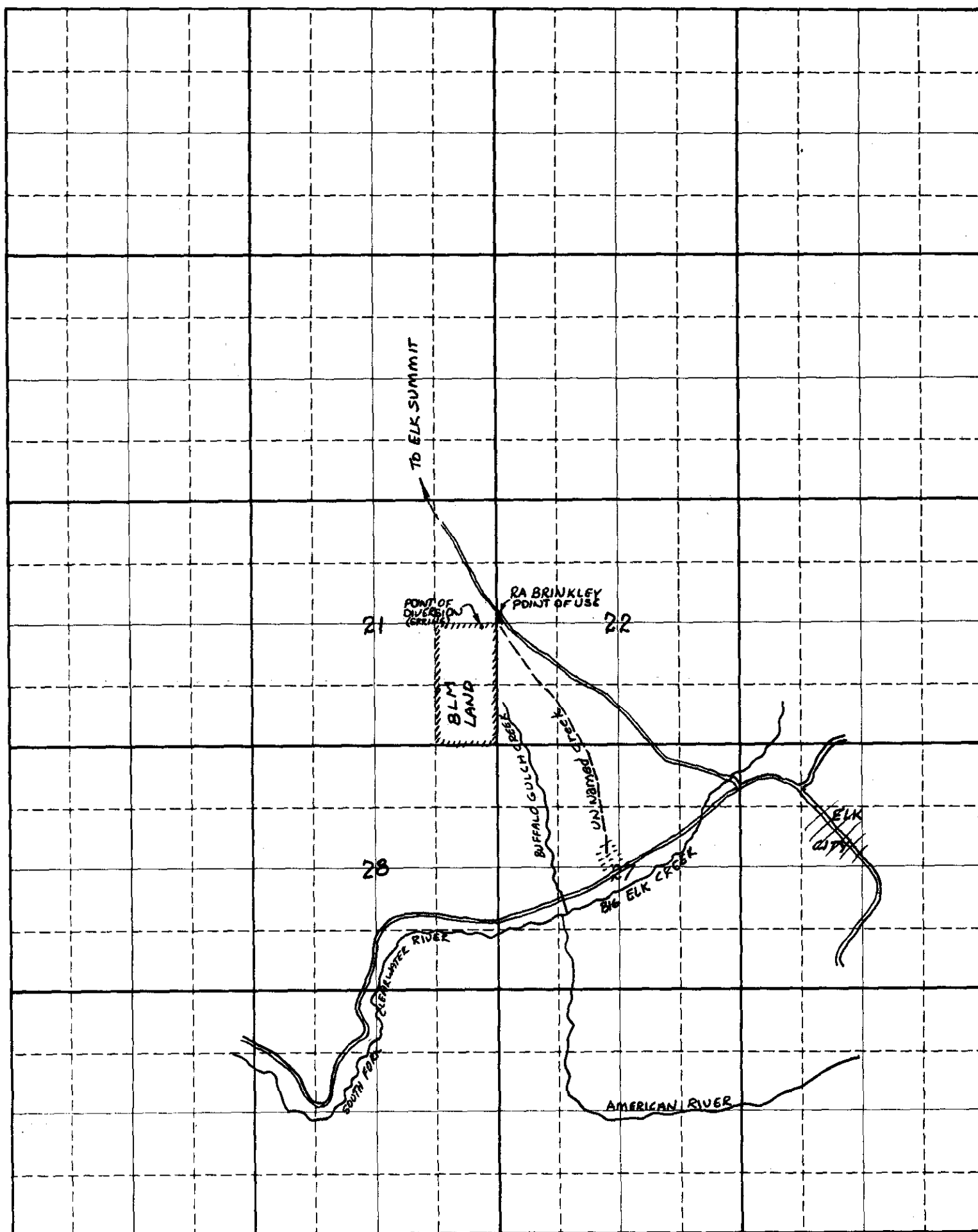
c. Describe any other water rights used for the same purposes as described above. \_\_\_\_\_  
There is an existing intermittent spring and water storage sump on the property to be served in SE 1/4 of NW 1/4 of Sec 22.

9. a. Who owns the property at the point of diversion U.S. Bureau of Land Management  
b. Who owns the land to be irrigated or place of use Robert A. Brinkley (applicant)  
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing The Bureau of Land Management has been asked to provide an easement to the spring site. They require that Water Rights be obtained prior to granting of any easement.

10. Remarks The need for Water Rights to this spring is due to the lack of adequate water from the intermittent spring now being used and to the fact that drilled wells in this area generally produce water of very poor quality.  
The water is needed for domestic purposes and appears to be of very good quality.  
It is proposed to construct a protected infiltration gallery and pipe the water to the existing water storage sump. This sump contains about 500 gallons of water. The water will then be pumped to the house as needed through a pump pressurized system.

*I talked to the Manager of the BLM office in Cottonwood Idaho on the matter of right of way & he suggested I inform you that I had applied for the right of way. R A Brinkley*

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Robert A. Brinkley  
(Applicant)

Proposed Priority 7-18-1975

Received by CP Date 7-18-75 Time 1:00 p.m.

Preliminary check by TE Fee \$ 10.00

Receipted by TE Date 7-21-75 # 960

Publication prepared by CP Date 7-25-75

Published in Idaho County Free Press

Publication dates 7-30 & 8-6-75

Publication approved CP Date 8-20-75

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by JYS

#### 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. 82-7039, and said application is hereby APPROVED.

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

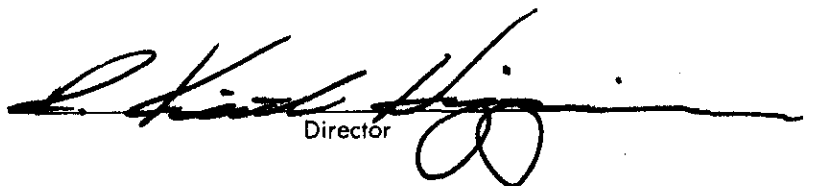
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 19 76.

c. Other: The issuance of this permit in no way grants any right-of-way or easement across the land of another person.

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

Witness my hand this 21 day of October, 19 75.

  
Director

RECEIVED

AUG 20 1975

Department of Water Resources  
Northern District Office

## AFFIDAVIT OF PUBLICATION

.....Lori A. Hauger..... 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 .....two  
being published .....two..... times, the first publication being  
on the .....30..... day of .....July....., 197.....  
and the last publication on the ..... day of  
..... 197..5.; 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.

.....Lori A. Hauger.....

Subscribed and sworn to before me this .....6  
of .....August....., 197..5...

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

IDENT. NO. 82-7039

WATER RIGHT  
DATA ENTRY LOG[illegible]



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

JOHN V. EVANS  
Governor

C. STEPHEN ALLRED  
Director

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

July 26, 1979

Robert A. Brinkley  
Box 1936  
Orofino, ID 83655

Dear MR. Brinkley:

RE: Water Right No. 82-7039

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

Sincerely,

*Jan Grover*  
JAN GROVER  
Water Rights Supervisor

JG:lr

Enclosure

RECEIVED  
JUL 27 1979  
STATE OF IDAHO



State of Idaho

## DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

July 26, 1979

Steve Didier

Elk City,

ID 83525

Dear MR. Didier:

RE: Water Right No. 82-7039

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

Sincerely,

*Jan Grover*  
JAN GROVER  
Water Rights Supervisor

JG:lr

Enclosure

RECEIVED

Send copy  
of license to  
Steve Didier  
Elk City, SD.

DEPARTMENT OF WATER RESOURCES  
FIELD REPORT

Robert A. Brinkley

1. Name of permit holder

Post office address Box 1936, Orofino, ID 83544 Phone 842-2316

## Water Resources

Person to contact \_\_\_\_\_ Phone \_\_\_\_\_

2. Source of water supply: Groundwater ☐ Surface water ☒ Spring  
(name spring, stream, etc.)  
Tributary to Big Elk Cr.

3. Water will be used for the following purposes:

Amount 0.04 c.f.s. for Dome. (1)  
AF/Annum (nature of use)

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

Amount 0.02 c.f.s. for Stockwater (2 to 3 beef cattle)  
           AF/Annum (nature of use)

Period of Use: from Apr. 1 to Nov. 31  
(mo.-day) inclusive (mo.-day)

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

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

Other uses: \_\_\_\_\_

4. Total amount to be appropriated:

Max Rate of Diversion 0.04 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

5. Location of Point(s) of Diversion:

Township 29N N/S, Range 8E E/W, B.M., Section 21, Subdivision NE 1/4 SE 1/4 140

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4, \_\_\_\_\_ County \_\_\_\_\_

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4, \_\_\_\_\_ County \_\_\_\_\_

Other Points of Diversions: \_\_\_\_\_

Description of diverting works: 18" dia. sump made up of 7 20" long sec. concrete pipe, water enters sump thru the bottom which is set on existing densely packed sand & gravel about 12' below surface, flows thru 735' 3/4" pvc pipe to an existing well

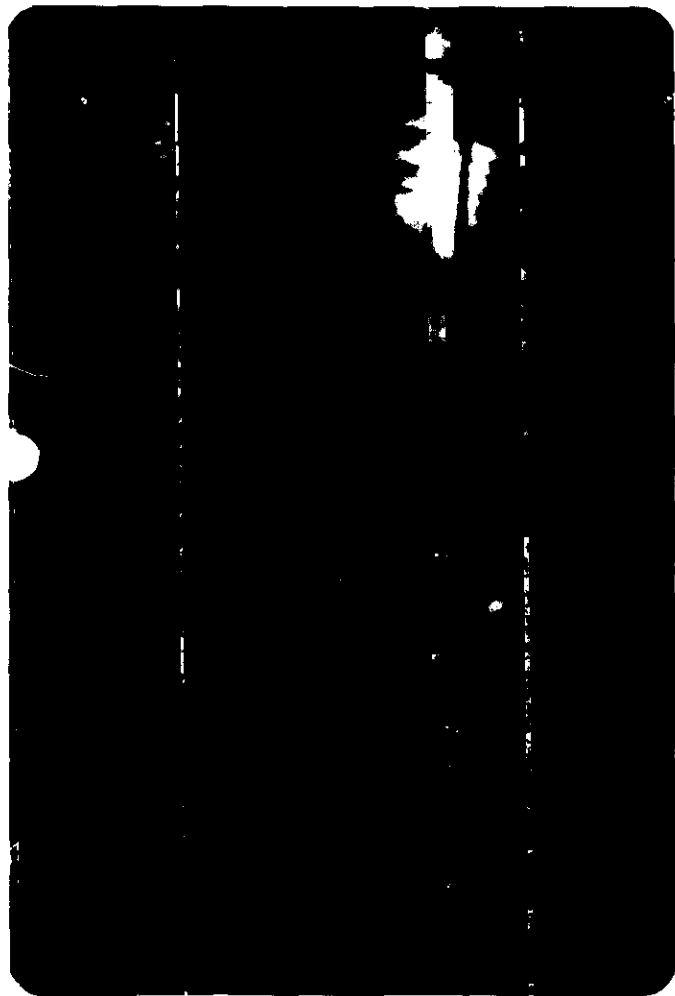
Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

Permit No. 82-7039

Examination for W/u







DATE OF EXAM 7/25/78

ACREAGE  
Found \_\_\_\_\_  
Recommended \_\_\_\_\_

Irrigation Requirement \_\_\_\_\_ Ac Ft/Ac

USE  
Irrigation Q= \_\_\_\_\_ c.f.s. V= \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
Domestic Q= 0.04 c.f.s. V= 1.2 AF/Ann. from Jan 1 to Dec 31  
Livestock Q= 0.02 c.f.s. V= 0.2 AF/Ann. from Apr 1 to Nov 30

Is water co-mingled? yes \_\_\_\_\_ no \_\_\_\_\_

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

Exchange? yes \_\_\_\_\_ no \_\_\_\_\_

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

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

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

Total Q measured none made Method of measurement \_\_\_\_\_

Total Q recommended 0.04 p/a Meter No. \_\_\_\_\_ Type \_\_\_\_\_ Condition \_\_\_\_\_

Total V recommended 1.4 AF/ann

Recommended Amendments:  
P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None \_\_\_\_\_

MEASUREMENT CALCULATION:  
One bore hole @ 0.67 cfs @ 1.2 AF/ann  
3-4 holes @ 0.02 cfs @ 0.2 AF/ann  
Total 0.67 cfs 1.4 AF/ann

SYSTEM DESCRIPTION:  
Developed spring with pipe line to place of use  
See 2nd pipeline to place of use

REMARKS:  
Property sold to Steve W. Dillie - not home - contacted  
neighbors & verified photo of Sec Cor.

Examiner's Signature J. D. King Date 8/3/78  
Checked by Bob Haynes Date \_\_\_\_\_  
Approved by \_\_\_\_\_ Date \_\_\_\_\_

RECEIVED

JUN 26 1978

Bobby D. Greenor  
Department of Water Resources  
Chief, Water Rights

June 27 78  
Orfino Idaho

Re Permit  
# 82-7039

Dear Mr Greenor

Would you please send me  
papers for Reassignment of Water Rights

I have sold my property in Elkhart  
and want to Transfer the Water Rights  
& Landless to Mr Steve Dider  
of Elk city who now owns the  
Property.

P.S. The spring we opened up turned  
out real good once clear cold water  
which is very unusual for that area

Thanks for all your trouble  
in this matter Robert A Brinkley

PO Box 1934 Orfino  
729 Johnson Ave Idaho  
83544

November 9, 1977

Re: Permit No. 82-7039

Robert A. Brinkley  
Box 1936  
Orofino, ID 83544

Dear Mr. Brinkley:

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

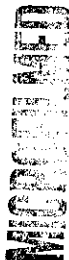
Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, but our examiner will try to contact you at the time he makes the exam so that you may show him the system.

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

Sincerely,

JANICE RENK  
Water Rights Bureau

/jr



# RECEIVED

OCT 31 1977

Identification No. \_\_\_\_\_

Permit No. \_\_\_\_\_

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder ROBERT H BRINKLEY  
b) Post Office Address Box 1936 Orofino IDAHO 83544
2. Permit Number 82-7039
3. Date of Priority that you are prepared to establish 7-18-1975
4. a) Source from which water was appropriated UNDERGROUND SPRING  
b) Location of the point of diversion: NE 1/4 SE 1/4, Section 21  
Township 29N, Range 8E IDAHO COUNTY Boise Meridian, Other points of diversion: NONE

5. a) The amount of water and use to which the water has been applied:  
Amount 1.012 CFS for DOMESTIC purposes from JAN 1 to Dec 31 incl.  
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated 1.012 CFS = 5.4 GPM cfs and/or acre-feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Flow was calculated to be 5.4 GPM based on 735 ft at 3/4" PVC pipe under a 50 ft head (using C=130). M. J. Brinkley, P.E.

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

- a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:  
3/4" PVC PIPE UNDER 10 FT. WIDE BUREAU OF LAND MANAGEMENT LAND EASEMENT
- b) Describe the agreement or understanding by which you take water from the works: PERMIT # 82-7039

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) WATER IS INTERCEPTED IN A 18" IS. DIAMETER SUMP MADE UP OF 7-20" LONG CONCRETE PIPE. WATER ENTERS SUMP THROUGH THE BOTTOM WHICH IS SET ON EXISTING DENSELY PACKED SAND & GRAVEL ABOUT 12' 6" BELOW SURFACE. IT FLOWS THRU 735 FT. 1/4" INCH PVC PIPE TO AN EXISTING WELL.  
b) Describe the type and size of measuring device which you have installed at your point of diversion: NONE

c) Give well driller's name and address and the date the well was completed: WORK WATS  
COMPLETED ON 1 OCT 77

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:

DOMESTIC USE FOR PRIVATE RESIDENCE

Exam typed 11/8/77 by [Signature]

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

| T | R | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTAL |
|---|---|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|
|   |   |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

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

10. Remarks: See attached Photos of completed work.  
Seeding of disturbed ground will be seeded spring  
of 1978.

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

10-5-77  
(Date)

Rahent A Brinkley  
(Signature)

State of Idaho )  
 ) ss.  
County of Clearwater )

On this 5<sup>th</sup> day of October, 19 77, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Beverly Wood  
Notary Public residing at Prosser, Id

My commission expires 7/1/78

August 31, 1977

CERTIFIED MAIL

138877

Re: Permit No. 82-7039

Robert A. Brinkley  
c/o M. D. Brinkley  
3715 14th St.  
Lewiston, Idaho 83501

Dear Mr. Brinkley:

One of the conditions of approval of your water Permit No. 82-7039 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before November 1, 1977. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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



---

C. STEPHEN ALLRED  
Director

CSA:jfr

Enc: Proof affidavit

RECEIVED  
AUG 31 1977

August 10, 1976

Re: Permit No. 82-7039

Robert A. Brinkley  
c/o M.D. Brinkley  
3715 14th St.  
Lewiston, Idaho 83501

Dear Mr. Brinkley:

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to **November 1, 1977.**

Sincerely,

D. Darlene Reich  
Water Rights Supervisor

---



# STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

October 23, 1975

Re: Permit No. 82-7039

Robert A. Brinkley  
P. O. Box 432  
Elk City, ID 83525

Dear Mr. Brinkley:

Enclosed is a copy of your approved Application for Permit No. 82-7039. We direct your attention to the conditions of approval as listed on the fourth page.

Please be advised that the Idaho Supreme Court has ruled that a water right initiated and/or put to beneficial use by aid of trespass on private property is invalid.

Sincerely,

  
BOBBY D. FLEENOR  
Chief, Water Rights

BDF:rb

Enc.

Identification No. 82-7039

Application No.

APPROVED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

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

1. Name of applicant Robert A. Brinkley Phone: 842-2316  
post office address p.o. Box 432 Elk City Idaho
2. Source of water supply Spring water which is a tributary of Big Elk Creek
3. a. Location of point of diversion is NE (Per phone call 7-21-75. FE)  
XX  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 21 Township 29N  
Range 8E B.M. Idaho County County; additional points of diversion if any: none
- b. If water is not consumed, it will be discharged into unnamed creek/Big Elk cr at a point in SW  $\frac{1}{4}$   
of NW  $\frac{1}{4}$  of Section 22 Township 29N Range 8E B.M. Idaho County
4. Water will be used for the following purposes:  
Amount .04 cfs for Domestic purpose from Jan 1 to Dec 31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount .02 cfs for Stock water purpose from Apr 1 to Nov 31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount        for        purpose from        to        (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:  
a. 0.04 cubic feet per second and/or  
b.        acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. Infiltration gallery (3'X 3')  
with 3/4" pipe line to existing water storage sump.
- b. Height of storage dam NA feet, active reservoir capacity        acre feet; total reservoir  
capacity        acre feet, materials used in storage dam:         
Period of year during which storage will occur        to        inclusive.  
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is NA inches; proposed depth of well is        feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use  
is one years.  
b. Estimated construction cost is \$ 500.00.
8. Description of proposed uses:  
a. If water is not for irrigation: SW (Per phone call 7-21-75. FE)  
(1) Give the place of use of water: XX  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 22 Township 29N  
Range 8 E B.M.  
(2) Amount of power to be generated: NA hp under        feet of head.  
(3) List number of each kind of livestock to be watered 2 to 3 Beef Cattle  
(4) Name of municipality to be served NA, or number of families to be  
supplied with domestic water       .  
(5) If water is to be used for other purposes describe: Domestic and stock watering only

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

| TWP. | RANGE | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

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

c. Describe any other water rights used for the same purposes as described above \_\_\_\_\_

There is an existing intermittent spring and water storage sump on the property to be served in SE 1/4 of NW 1/4 of Sec 22.

9. a. Who owns the property at the point of diversion U.S. Bureau of Land Management

b. Who owns the land to be irrigated or place of use Robert A. Brinkley (applicant)

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing The Bureau of Land Management has been asked to provide an easement to the spring site. They require that Water Rights be obtained prior to granting of any easement.

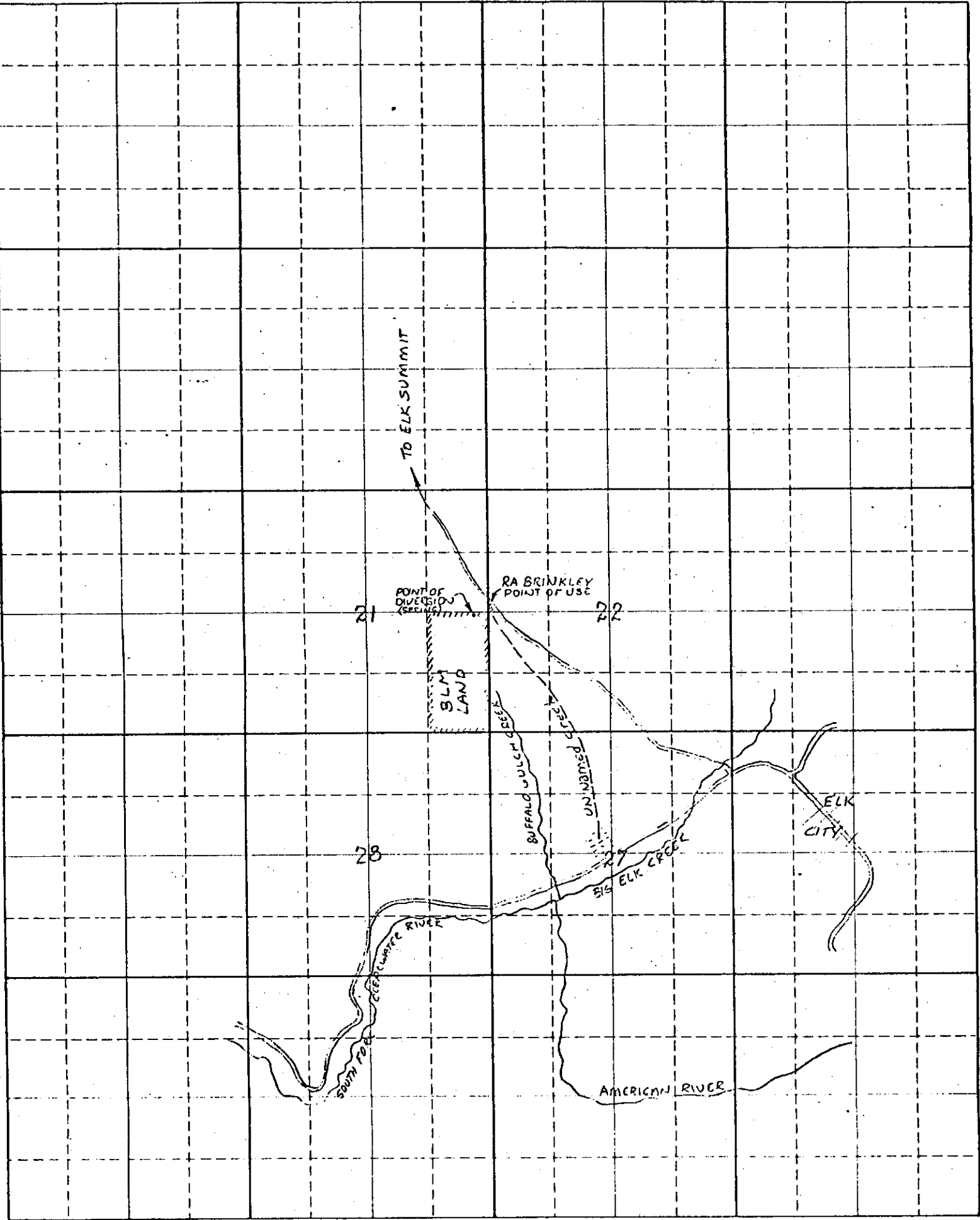
10. Remarks The need for Water Rights to this spring is due to the lack of adequate water from the intermittent spring now being used and to the fact that drilled wells in this area generally produce water of very poor quality.

The water is needed for domestic purposes and appears to be of very good quality.

It is proposed to construct a protected infiltration gallery and pipe the water to the existing water storage sump. This sump contains about 500 gallons of water. The water will then be pumped to the house as needed through a pump pressurized system.

*I talked to the Manager of the BLM office in Cottonwood, Idaho on the matter of supplying the water. I will inform you that I have applied for the right thing. J. H. Brinkley*

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

*Robert A. Brinkley*  
(Applicant)

Received by CP Date 7-18-75 Time 1:00 p.m.

Preliminary check by FE Fee \$ 10.00

Received by FE Date 7-21-75 # 962

Publication prepared by CP Date 7-25-75

Published in Idaho County Free Press

Publication dates 7-30 & 8-6-75

Publication approved CP Date 8-20-75

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by FE 30F

### 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. 82-7039, 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 November 1, 19 76.

c. Other: The issuance of this permit in no way grants any right-of-way or easement across the land of another person.

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

Witness my hand this 21 day of October 19 75.

P. Karl Higley  
Director

JUL 30 1970

Department of Water Resources

Re: Water Rights Permit No. 82-7039

Lewiston Idaho

19



# United States Department of the Interior

IN REPLY REFER TO

I-9914 (943)

BUREAU OF LAND MANAGEMENT  
Idaho State Office  
Room 398, Federal Building  
550 W. Fort Street  
P. O. Box 042  
Boise, Idaho 83724

JUN 28 1976

Mr. Robert A. Brinkley  
c/o Marlin D. Brinkley  
3715 - 14th Street  
Lewiston, Idaho 83501

Dear Mr. Brinkley:

Your right-of-way application, I-9914, has been recommended for approval. We have notified the Idaho Department of Water Resources, so that they may approve your application for a water permit (copy of letter enclosed).

As soon as you receive your approved permit forward a copy to us. Your right-of-way will be appraised to determine the rental. We will notify you when the appraisal has been completed.

Sincerely yours,

*Vincent S. Strobel*

Vincent S. Strobel, Chief  
Branch of L&M Operations

Enclosure



July 2, 1976

Mr. Vincent S. Strobel  
Bureau of Land Management  
P. O. Box 042  
Boise, Idaho 83724

Re: Right of Way Application I-9914

Dear Mr. Strobel:

Enclosed is a copy of my approved water rights application as requested by your letter of June 28, 1976.

As you will note, the application was approved 21 October 1975. I have until 1 November 1976 to provide proof of construction of the water lines according to page 4 of the permit.

It is imperative that I receive the right-of-way as soon as possible to complete the project by 1 November.

Thank you for your interest in this matter.

Sincerely,

Robert A. Brinkley

RAB/bb  
Enclosure



# United States Department of the Interior

IN REPLY REFER TO

I-9914 (943)

## BUREAU OF LAND MANAGEMENT

Idaho State Office  
Room 398, Federal Building  
550 W. Fort Street  
P. O. Box 042  
Boise, Idaho 83724

JUL 8 1976

Mr. Robert A. Brinkley  
P. O. Box 432  
Elk City, ID 83525

Dear Mr. Brinkley:

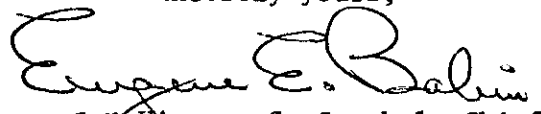
Your right-of-way file I-9914 is now before our Appraisal Staff for an appraisal to determine the fair market rental for use of the land. Because of the large number of prior filed rights-of-way requiring appraisals it will not be possible to have the appraisal completed this year.

May we suggest you contact the Department of Water Resources and ask for an extension of at least a year to submit proof of construction of works and application of water to beneficial use.

If the Department of Water Resources is unable to grant an extension, a right-of-way can be granted subject to the condition that you agree to pay the appraised rental value when the appraisal is completed.

We will wait for further word from you on your request for an extension from the Department of Water Resources.

Sincerely yours,

  
For Vincent S. Strobel, Chief  
Branch of L&M Operations



*Save Energy and You Serve America!*



RECEIVED

IN REPLY REFER TO

United States Department of the Interior

BUREAU OF LAND MANAGEMENT  
Department of Water Resources

Idaho State Office  
Room 398, Federal Building  
550 W. Fort Street  
P. O. Box 042  
Boise, Idaho 83724

I-9914 (943)  
RECEIVED

JUN 30 1976

Department of Water Resources  
Northern District Office

JUN 28 1976

State of Idaho  
Department of Water Resources  
Route 5, Box 203  
4055 Government Way  
Coeur d'Alene, Idaho 83814

*file*

Gentlemen:

Please refer to water permit application 82-7039, filed by Robert A. Brinkley, to divert water from the NE $\frac{1}{4}$ SE $\frac{1}{4}$  of sec. 21, T. 29 N., R. 8 E., B.M., Idaho.

Mr. Brinkley has filed a right-of-way application, serialized I-9914, with the Bureau of Land Management, which has been recommended for approval. The right-of-way grant will be issued as soon as we receive a copy of his approved water permit and an appraisal has been made to determine the rental.

Sincerely yours,

*Vincent S. Strobel*

Vincent S. Strobel, Chief  
Branch of L&M Operations



November 3, 1975

Re: Permit Nos. 61-7095  
37-7426  
63-8174

~~82-7039~~  
63-7726  
69-7009

Bureau of Land Management  
P. O. Box 042  
Boise, ID 83704

Gentlemen:

Enclosed are approved copies of permits which might be of interest to your agency as the point of diversion or place of use is on BLM land.

Sincerely,

RITA BENDELE  
Senior Clerk

RB

Enc. .

C  
O  
P  
Y

October 23, 1975

Re: Permit No. 82-7039

Robert A. Brinkley  
P. O. Box 432  
Elk City, ID 83525

Dear Mr. Brinkley:

Enclosed is a copy of your approved Application for Permit No. 82-7039. We direct your attention to the conditions of approval as listed on the fourth page.

Please be advised that the Idaho Supreme Court has ruled that a water right initiated and/or put to beneficial use by aid of trespass on private property is invalid.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:rb

Enc.

RECOMMENDED

CONDITIONS OF APPROVAL

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

☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.

☐ Maximum rate of diversion shall not exceed \_\_\_\_\_ c.f.s.

☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of \_\_\_\_\_ Creek will not be impaired for other beneficial uses.

☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.

☐ Use of water under this permit is subject to control by the watermaster of State Water District No. \_\_\_\_\_, \_\_\_\_\_ River.

☐ The proposed well shall not be drilled within \_\_\_\_\_ feet of another well.

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

☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.

☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.

☐ Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

Application No. 82-7039

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

(1) HP 7/24/75

In form to receipt

(2) \_\_\_\_\_

Send Copies to:

\_\_\_\_\_ Idaho State Health Department  
\_\_\_\_\_ Idaho Fish and Game Department  
\_\_\_\_\_ Bureau of Land Management

(3) \_\_\_\_\_

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

(4) HP 7/24/75

In form for advertising

(5) \_\_\_\_\_

Platted on Map No. \_\_\_\_\_

(6) \_\_\_\_\_

Located within Water District No. \_\_\_\_\_

(7) \_\_\_\_\_

Critical groundwater area: yes \_\_\_\_\_ no \_\_\_\_\_

(8) \_\_\_\_\_

Groundwater levels:

\_\_\_\_\_ Declining, \_\_\_\_\_ Stable, \_\_\_\_\_ Increasing

(comment) \_\_\_\_\_

(9) \_\_\_\_\_

Other rights on the same place of use

(10) \_\_\_\_\_

Comments: \_\_\_\_\_

(11) cp 8/20

Affidavit of Publication received(date) Aug. 20, 1975

(12) cp 7/25

Final date for protests August 18, 1975  
Protests received: yes \_\_\_\_\_ no ☒

(13) \_\_\_\_\_

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

(14) \_\_\_\_\_

Action recommended:

☒ Approve Subject to BLM Easement

\_\_\_\_\_ Proposed Priority 7-18-75

\_\_\_\_\_ Reason for Reduction AUG 20 1975

No Measuring device required Department of Water Resources

\_\_\_\_\_ See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Bonham

By Bob Haynes Date 8-21-75

RECEIVED

RECEIVED



# United States Department of the Interior

IN REPLY REFER TO

2870 (580)

## BUREAU OF LAND MANAGEMENT

Cottonwood Resource Area Headquarters  
Route 3  
Cottonwood, Idaho 83522

July 30, 1975

RECEIVED

AUG 1 1975

Department of Water Resources  
Northern District Office

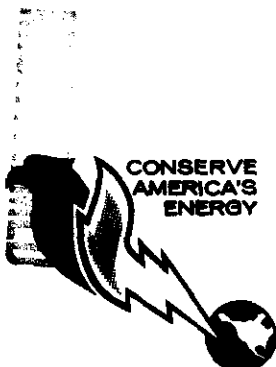
Mr. Fred Eisenbarth  
Route 5 Box 203  
4055 Government Way  
Coeur d'Alene, Idaho 83814

Dear Mr. Eisenbarth:

On July 14, 1975 Mr. Robert Brinkley of Elk City attempted to file an application for a pipeline right-of-way across BLM lands. At that time I did not have a copy of the pertinent regulations. Today I mailed a copy of the procedures for filing a right-of-way across BLM and should hear from him shortly. As soon as we receive and serialize the case I will send you a copy of the application.

Sincerely yours,

  
RICHARD D. HARMS  
Area Manager



*Save Energy and You Serve America!*

Route 5, Box 203  
Suite #1  
4055 Government Way

XXXXXXXXXX  
XXXXXXXXXXXXXXXXXXXX

July 28, 1975

Re: Application for Permit No. 82-7039

Mr. Robert A. Brinkley  
P.O. Box 432  
Elk City, ID 83525

Dear Mr. Brinkley:

We have begun processing your Application for Permit; however, since your point of diversion is listed as being on Bureau of Land Management property, we will require a copy of your Easement from that agency before taking final action on your application.

Your assistance in this matter is appreciated, and if there are any questions, feel free to contact our office.

Very truly yours,

FRED EISENBARTH  
District Supervisor

FE:CP

RECEIVED  
JUL 30 1975  
FEDERAL BUREAU OF LAND MANAGEMENT  
ELK CITY, IDAHO

Route 5, Box 203  
Suite #1  
4055 Government Way

XXXXXXX  
XXXXXXXXXXXX

July 28, 1975

Re: Application for Permit No. 82-7039 - Robert A. Brinkley

Bureau of Land Management  
Route 3  
Cottonwood, ID 83522

Gentlemen:

We would like to know if an application for an Easement has been filed with your office in connection with the above referenced item.

Mr. Brinkley has applied to our office to divert water from the NE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 21, Township 29 North, Range 8 East, B.M., Idaho County, which is on Bureau of Land Management property (a copy of the area involved is enclosed). If an application for an Easement has been submitted, we would appreciate receiving a copy of this document for our records as soon as possible.

Thank you for your assistance in this matter.

Very truly yours,

FRED EISENBARTH  
District Supervisor

FE:CP

Enclosure

RECEIVED  
JUL 29 1975

Route 5, Box 203  
Suite #1  
4055 Government Way

XXXXXX  
XXXXXXXXXX

July 28, 1975

Re: Application for Permit No. 82-7039

Mr. Robert A. Brinkley  
P.O. Box 432  
Elk City, ID 83525

Dear Mr. Brinkley:

Attached is your receipt No. 960 in the amount of \$10 for the filing fee on the above referenced Application which was received in this office.

Very truly yours,

FRED EISENBARTH  
District Supervisor

FE:CP

Attachment

RECEIVED



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

Cecil D. Andrus  
Governor

R. Keith Higginson  
Director

Route 5, Box 203  
Suite #1  
4055 Government Way

XXXXXXXXXX  
Room 888  
401 West XX  
Coeur d'Alene, Idaho 83814  
(208) 667-6484

July 25, 1975

Re: Application No. 82-7039 Robert A. Brinkley  
" " 85-7116 - Wickes Forest Industries

Idaho County Free Press  
Box 267  
Grangeville, ID 83530

Gentlemen:

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

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

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

Very truly yours,

FRED EISENBARTH  
Northern District Manager

FE:CP

Epc: Legal Notice(s)

Bill: 8-20-75. 4

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Robert A. Brinkley,

P.O. Box 432, Elk City, Idaho

has on July 18, 1975 submitted Application No. 82-7039

for a permit to appropriate 0.04 cubic feet per second ~~acres feet per annum~~  
of water from a Spring

by means of pipeline and storage sump

within the NE<sup>1</sup>/<sub>4</sub> Sec. 21, T. 29N, R. 8E, B.M., Idaho County

to be used from Jan. 1 to Dec. 31 for domestic purposes (0.04 cfs); and from  
~~from~~ April 1 to Nov. 31 for stockwatering purposes (0.02 cfs)

within the SW<sup>1</sup>/<sub>4</sub> Sec. 22, T. 29N, R. 8E, B.M.

If issued, this permit will be subject to all prior water rights. Protests  
against the granting of the permit must be filed with the Idaho Department of  
Water Resources, 4055 Gov't. Way  
~~401 Front Ave.~~, Coeur d'Alene, Idaho, 83814 on or before August 18, 1975.

R. KEITH HIGGINSON

Director

Published in the Idaho County Free Press, Grangeville, Idaho

on July 30 and Aug. 6, 1975