

PUBLISHER'S AFFIDAVIT OF PUBLICATION

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

D. N. Sinclair

, being duly sworn

deposes and says, I am the Office Manager of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho, publishers of the LEWISTON MORNING TRIBUNE, a newspaper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Morning Tribune is an established paper and has been published regularly and issued regularly at least once a day for more than 20 consecutive years immediately preceding the first publication of this notice, and has been so published uninterruptedly for said

period; that the App. For Water Permit attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, once a week for two consecutive weeks, the

first publication thereof being on the 27th day of April, A. D. 19 72, and the last publication thereof being on the 4th day of May,

A. D. 19 72, and said App. For Water Permit was so published in the regular and entire issue of the said newspaper and not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

D. N. Sinclair

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

4th day of May, 19 72

J. H. Jones

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

3 7007

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Mountain West Enterprises, P.O. Box 775, Lewiston, Idaho has on April 19, 1972 submitted Application No. 03-7007 for a permit to appropriate 4.0 cubic feet per second and-or 375 acre feet per annum of water from Snake River by means of pump and pipeline within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, T. 35N, R. 6W, B.M., Nez Perce County to be stored from Jan. 1 to Dec. 31 and used for recreational purposes from Nov. 15 to March 1, and for the irrigation of 320 acres from March 1 to Nov. 15 within the S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 13; N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 24, T. 35N, R. 6W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before May 15, 1972.

R. KEITH HIGGINSON
Director Published in the Lewiston Morning Tribune, Lewiston, Idaho, on April 27 and May 4, 1972.

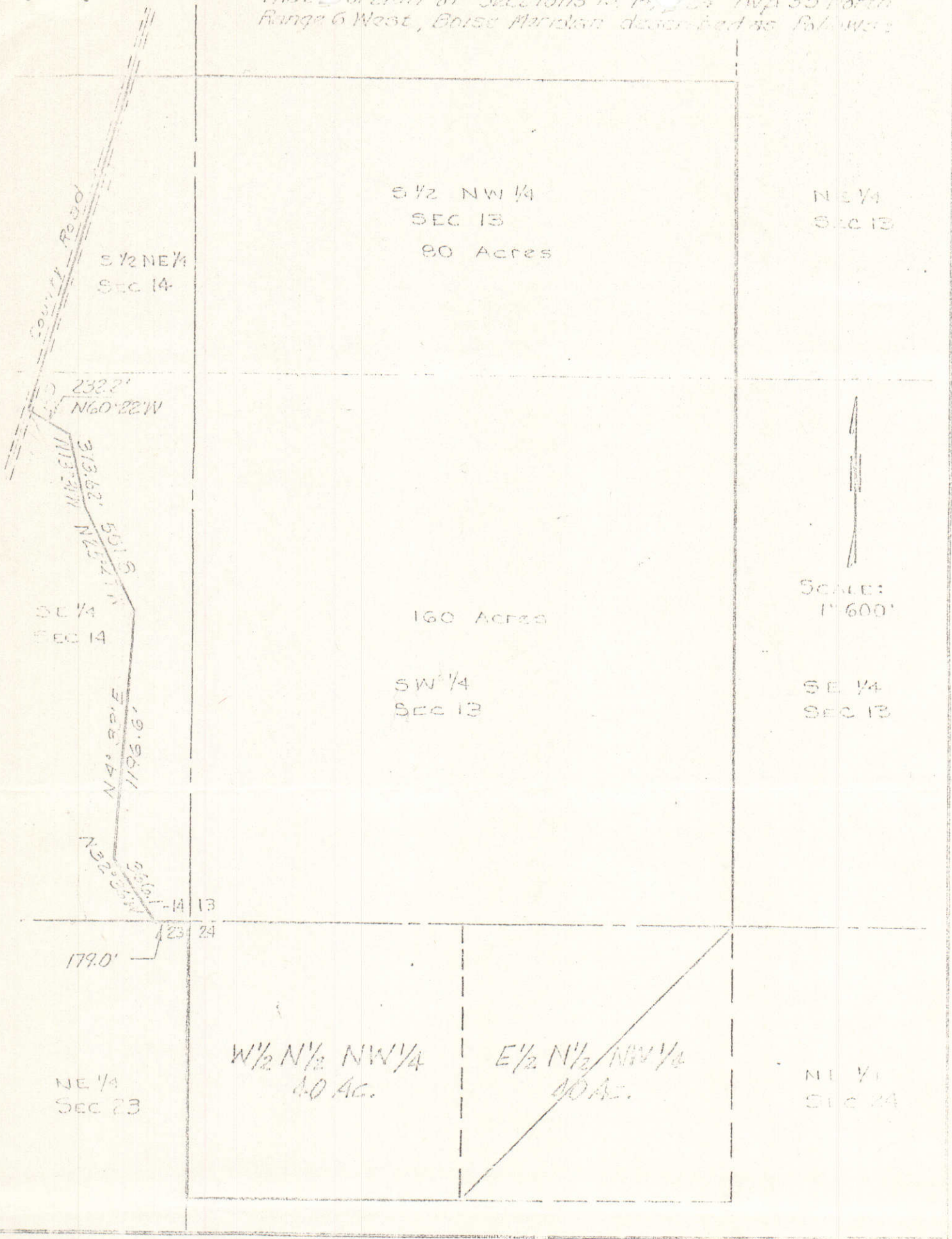
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MAY 5 1972

Department of Water Administration

EXHIBIT "A"

That portion of Sections 13, 14, 23 & 24 Twp 35 North
Range 6 West, Boise Meridian described as follows:



3 7007

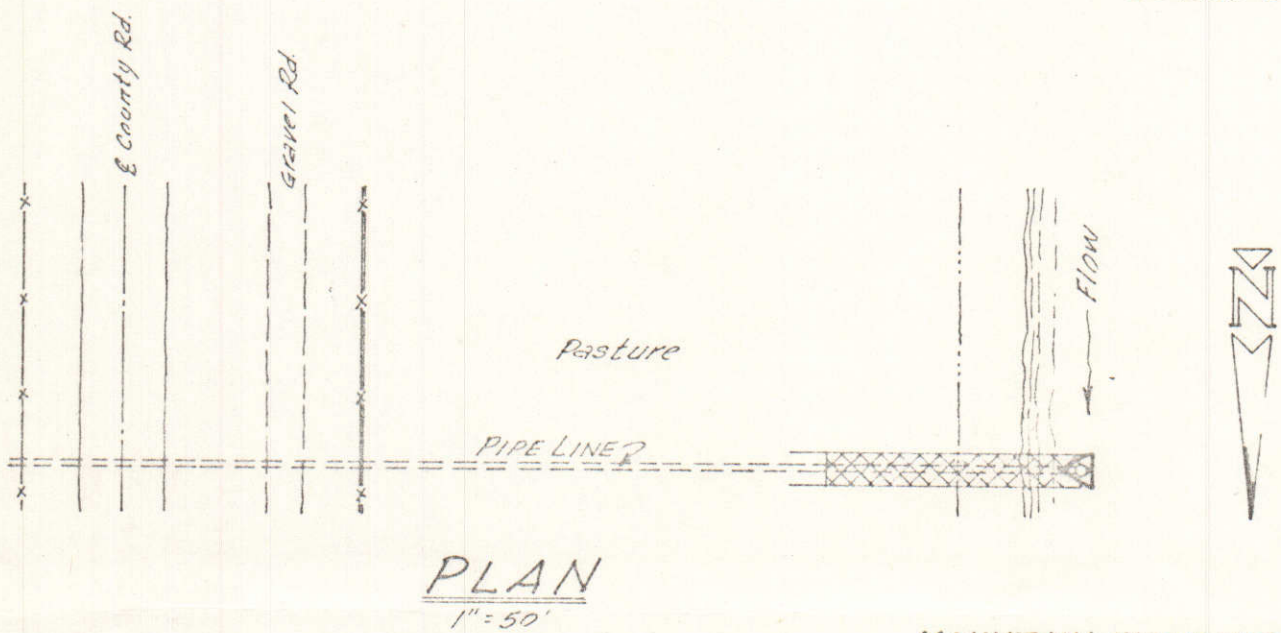
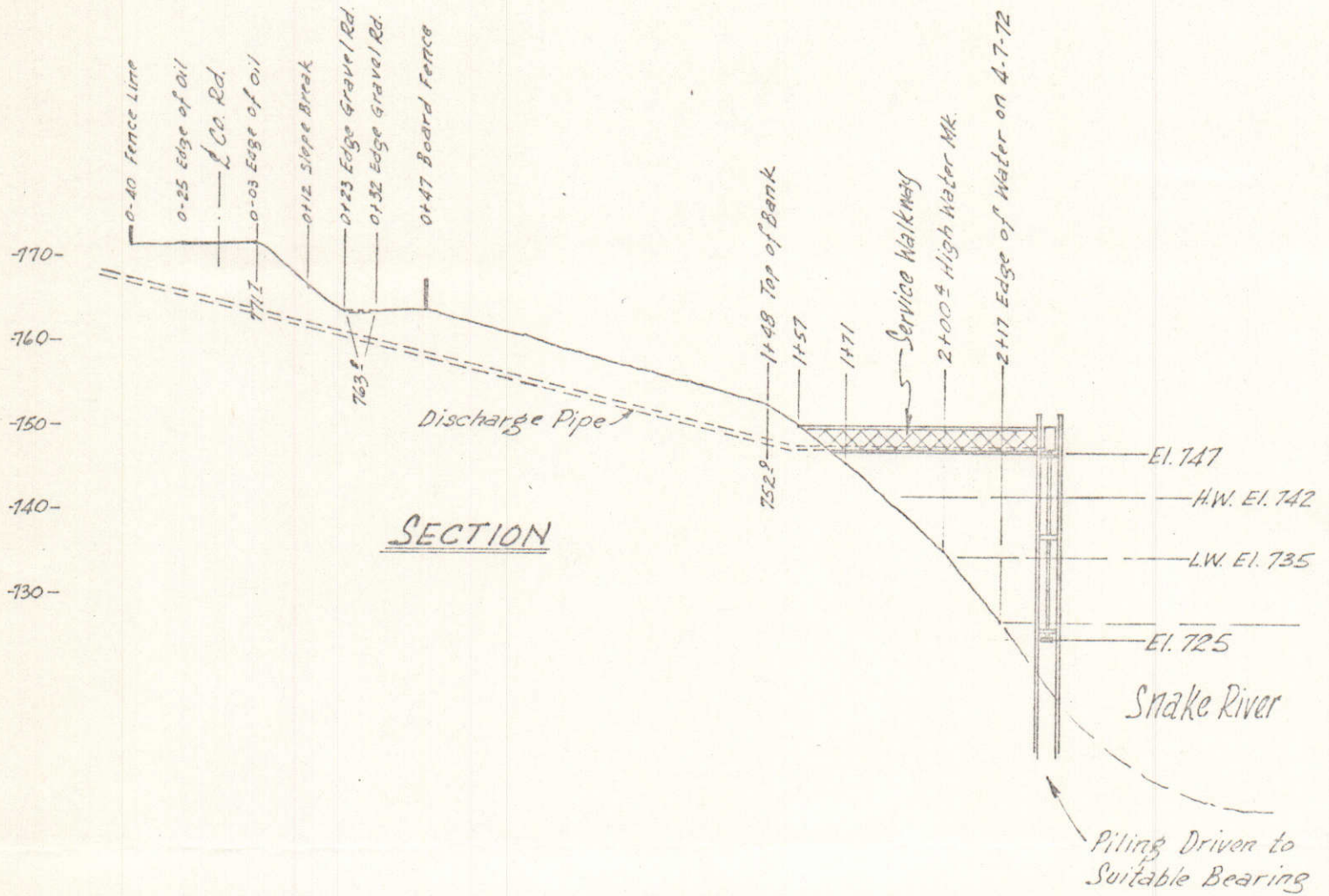
EXHIBIT "A"

EXHIBIT "B"



3 7007

EXHIBIT "B"

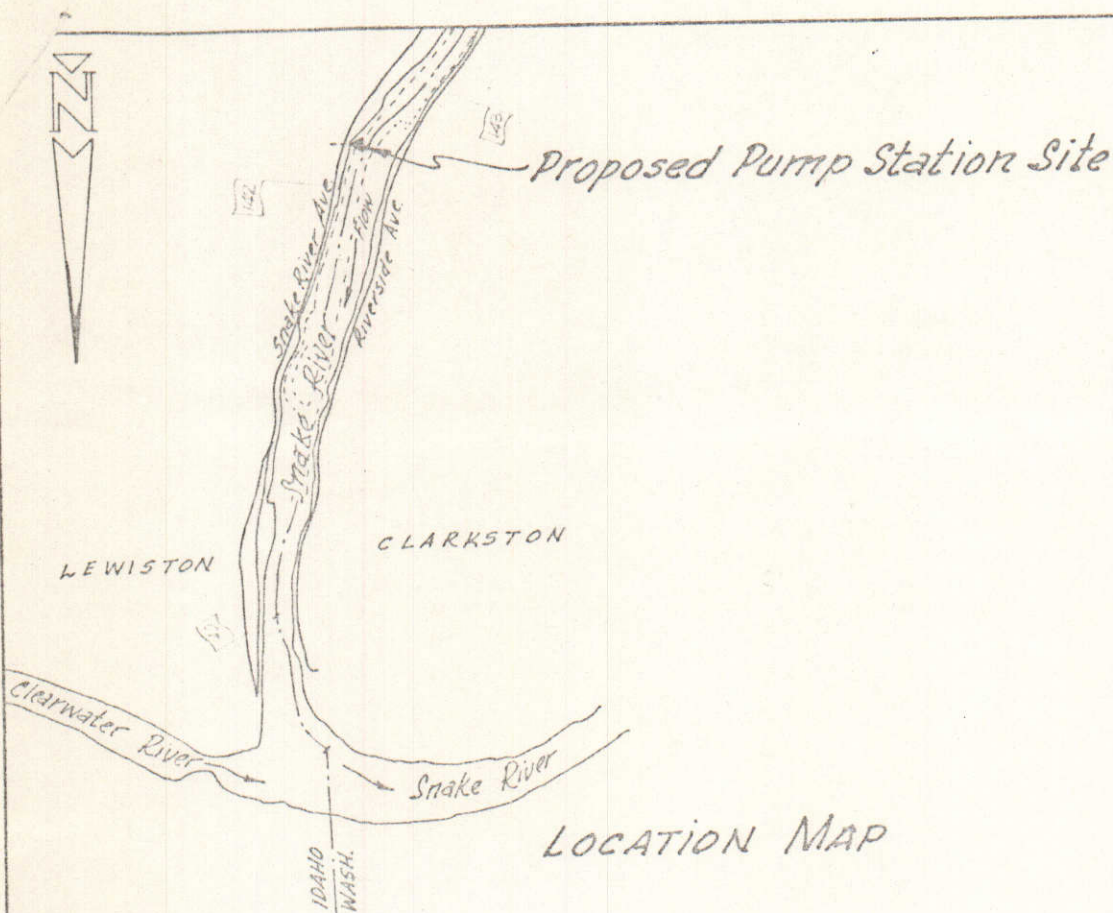


MOUNTAIN WEST ENTERPRISES

Proposed Irrigation
Pumping Station

4-10-72

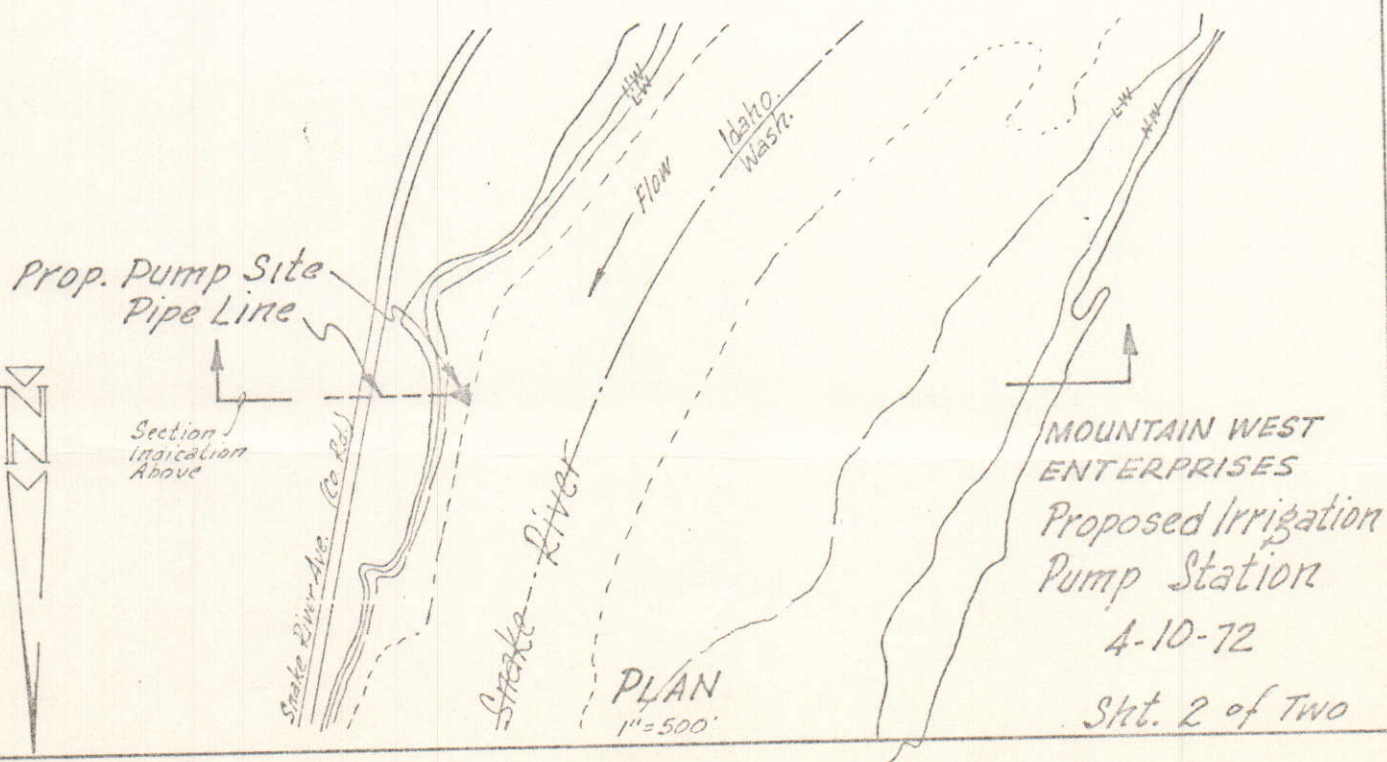
Sht. 1 of Two



LOCATION MAP

110
120

SECTION
1" = 300'



-

14. Remarks _____

- MAR 20 1990

ACRES

W 1/2 sec 13



1.6	1.6	.3
	8.4	11.8
	11.5	13.5
1.4	12.4	10.4
	4.7	

13
24

MICROFILMED

MAR 20 1990

127
1318

1318
2419

RECORDED

MAR 20 1990



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MAR 20 1990

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JUN 16 1972

Department of Water Administration

15 June 1972

C
O
P
Y

Perry, Robertson, Daly & Larson
Idaho First National Bank Bldg.
P.O. Box 525
Twin Falls, Idaho 83301

Attention: John A. Rosholt

RE: Mountain West Enterprises

Dear Mr. Rosholt:

Enclosed is Temporary Permit #1219 which authorizes the installation of a pumping station at Snake River Mile 142.5 adjacent to Lot 2, Section 14, Township 35 North, Range 6 West, Boise Meridian. The permit requires that construction details conform to Corps Notice 071-OYC-1-000164.

You will note that this permit expires December 31, 1972 and that Mountain West Enterprises, in order to continue the facility at its location, must apply for permanent easement prior to that time.

In order to issue an easement the State will need an accurate engineers description of the area occupied by the service walkway and pumping station from Engineers Station to 2+00.4 waterward as shown on the drawings submitted to the Corps of Engineers and designated as Exhibit A, attached to Temporary Permit 1219. Station 2+00.4 should be referenced accurately to a known land survey corner.

The State of Idaho right-of-way procedure information sheet is enclosed for your use.

Very truly yours,

FOR THE COMMISSIONER

William A. Scribner

WILLIAM A. SCRIBNER

Division Chief -

Recreation & Watersheds

3 7007

WAS/dm

cc: Dept. of Water Administration

Division Chief - Lands

Area Supervisor-Clearwater Area

Enclosures

Walt Adams

TEMPORARY PERMIT

No. 1219

Permission is hereby granted to Mountain West Enterprises of Lewiston, Idaho to install and maintain pumping facilities at:

Snake River Mile 142.5 adjacent to Lot 2, Section 14, Twp. 35 North, Rge. 6 West, B. M., as shown on the attached exhibits A and B.

This permit is subject to the following terms:

1. The construction will conform to the specifications listed in Public Notice 071-OYC-1-000164 from the Corps of Engineers.
2. The removal and sale of silt, sand, and gravel is not authorized by this permit.
3. The stream bed below Station 2+00.4 as shown in Exhibit A may not be disturbed except to drive steel piling as proposed.
4. The permittee will obtain from the State of Idaho an easement for continuance of the pumping facility beyond December 31, 1972.
5. The permittee will notify the Department of Public Lands by letter upon completion of construction authorized by this permit.

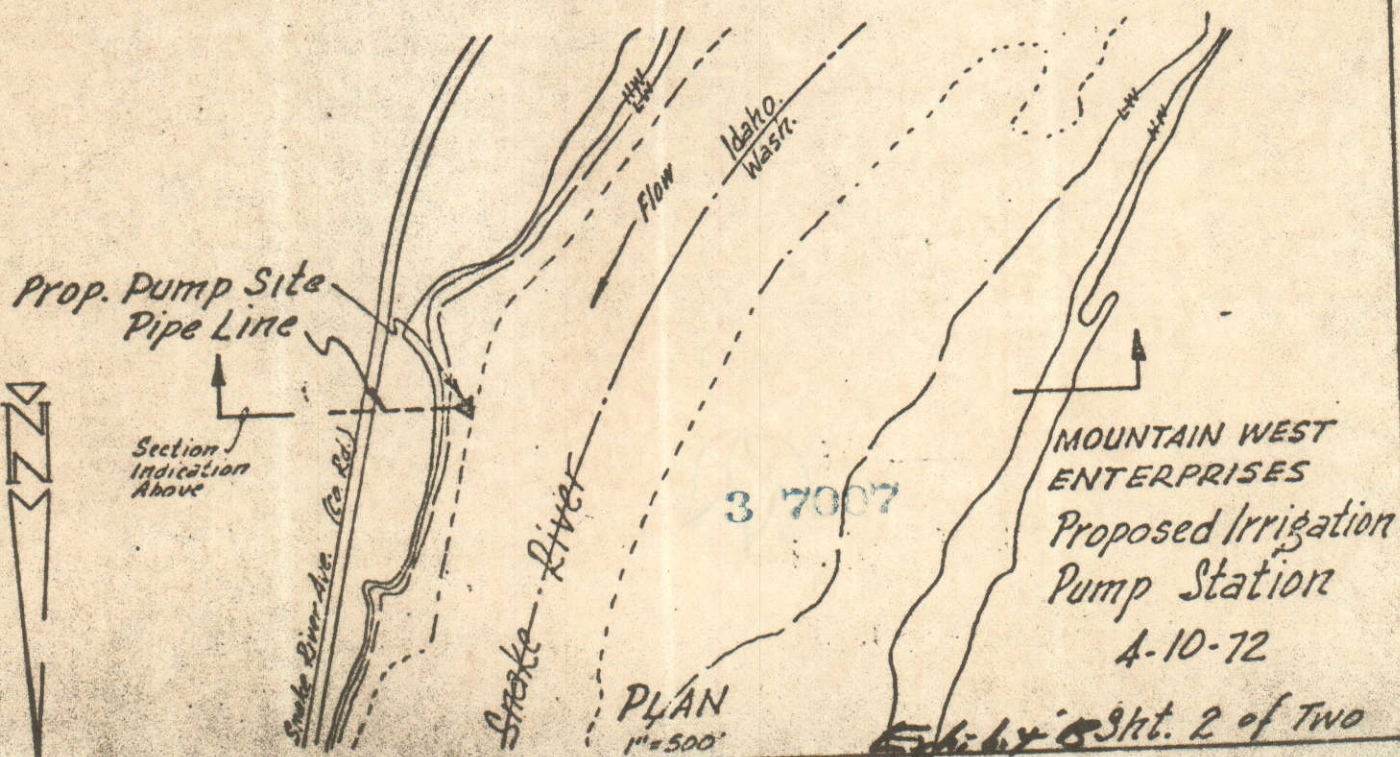
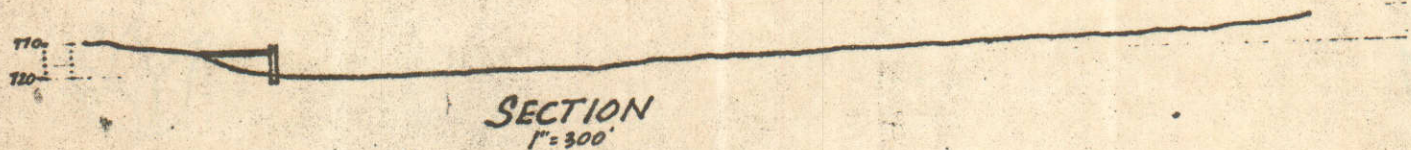
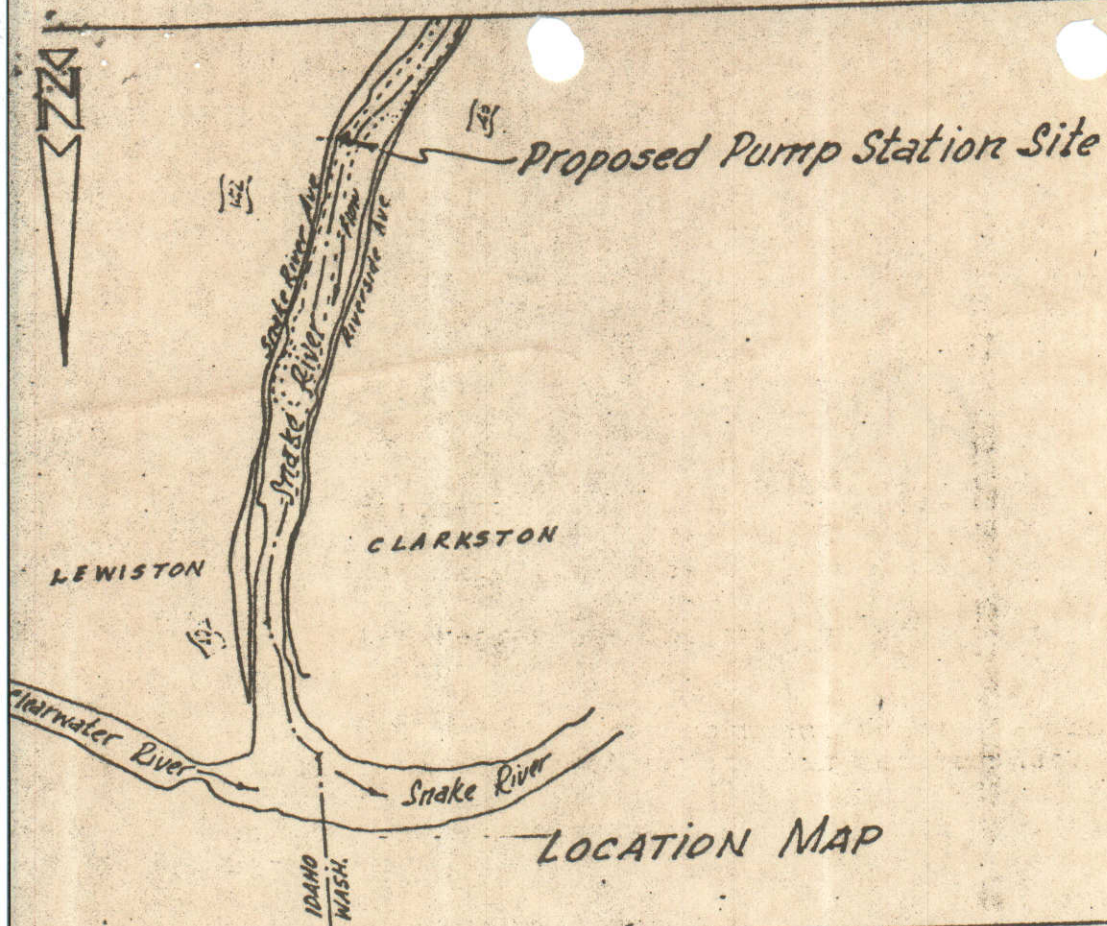
This permit expires on December 31, 1972.

Dated this 12th day of June, 1972.

STATE LAND DEPARTMENT


GORDON C. TRUMBLEY
State Land Commissioner

3 7007





DEPARTMENT OF THE ARMY
WALLA WALLA DISTRICT, CORPS OF ENGINEERS

NPWOP-NF

REFERENCE NO. 071-OYC-1-000164

6 June 1972

c. Replies should be mailed to reach this office not later than
6 July 1972.

Robert J. Kiese
for DUANE M. DOWNING

Chief, Operations Division

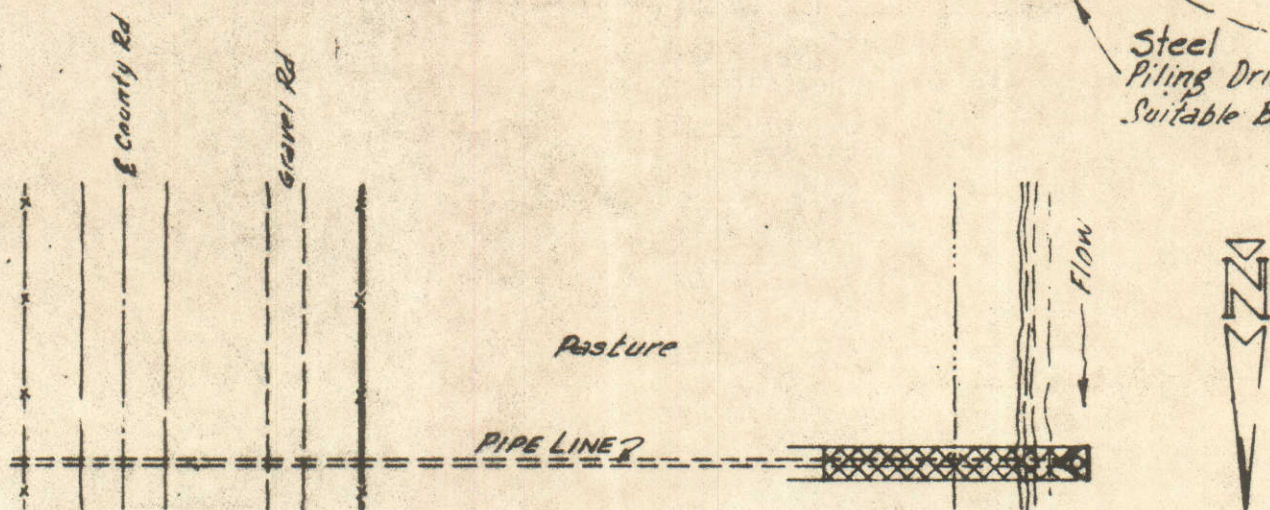
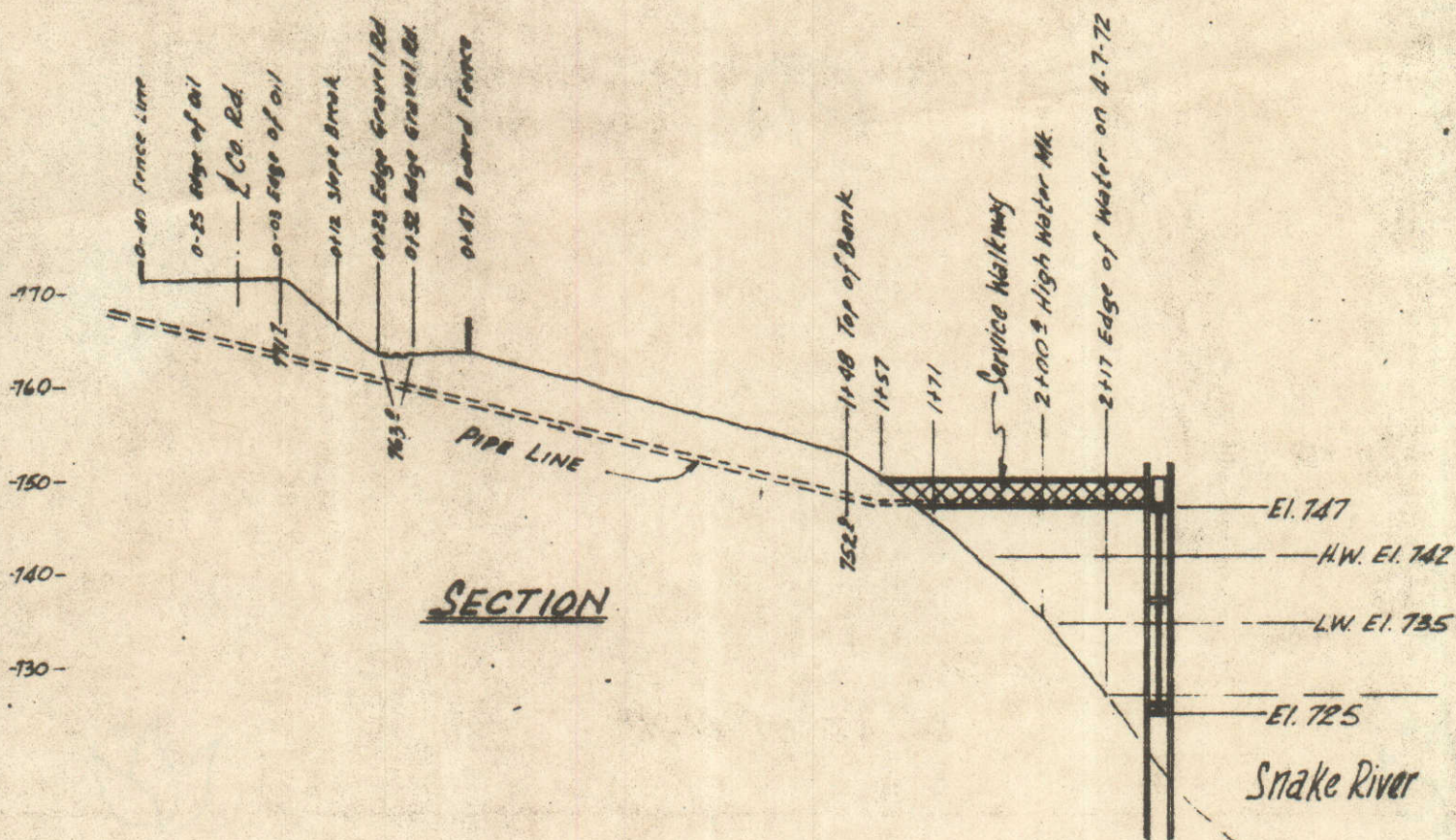
Interested parties are hereby notified that application has been made
for a permit to construct a dam across the River at the location
shown on the map. The dam is to be constructed of concrete and
will be about 100 feet high. The dam will be located on the
River about 1/2 mile upstream from the town of Walla Walla.
The dam will be located on the River about 1/2 mile upstream from
the town of Walla Walla. The dam will be located on the River
about 1/2 mile upstream from the town of Walla Walla. The dam
will be located on the River about 1/2 mile upstream from the town
of Walla Walla. The dam will be located on the River about 1/2
mile upstream from the town of Walla Walla. The dam will be located
on the River about 1/2 mile upstream from the town of Walla Walla.

Plans of the dam are shown on attached sheets.

Additional information concerning the proposed work may be obtained from Mr. A. H. Dettler, K. O. Box 775
Walla Walla, Idaho 83301, telephone 208-WA-1531.

Interested parties are hereby notified to submit in writing any
comments or objections that they may have to the proposed work.

The decision as to whether a permit will be issued will be
based on an evaluation of the impact of the proposed work on the public
interest. Factors affecting the public interest include, but are not
limited to, navigation, fish and wildlife, water quality, recreation,
flood control, and the health and welfare of the people.



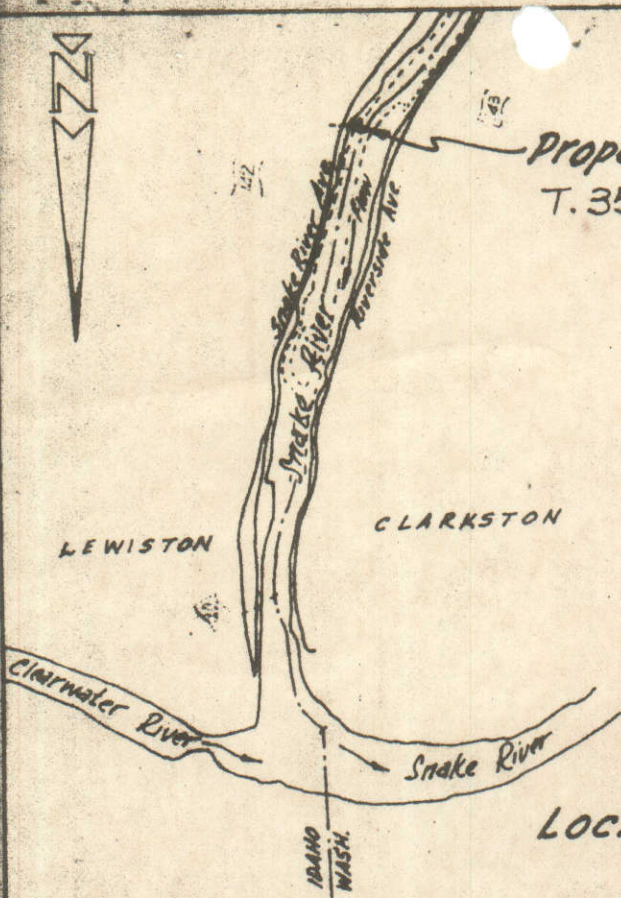
MOUNTAIN WEST ENTERPRISES

Proposed Irrigation
Pumping Station

4-10-72

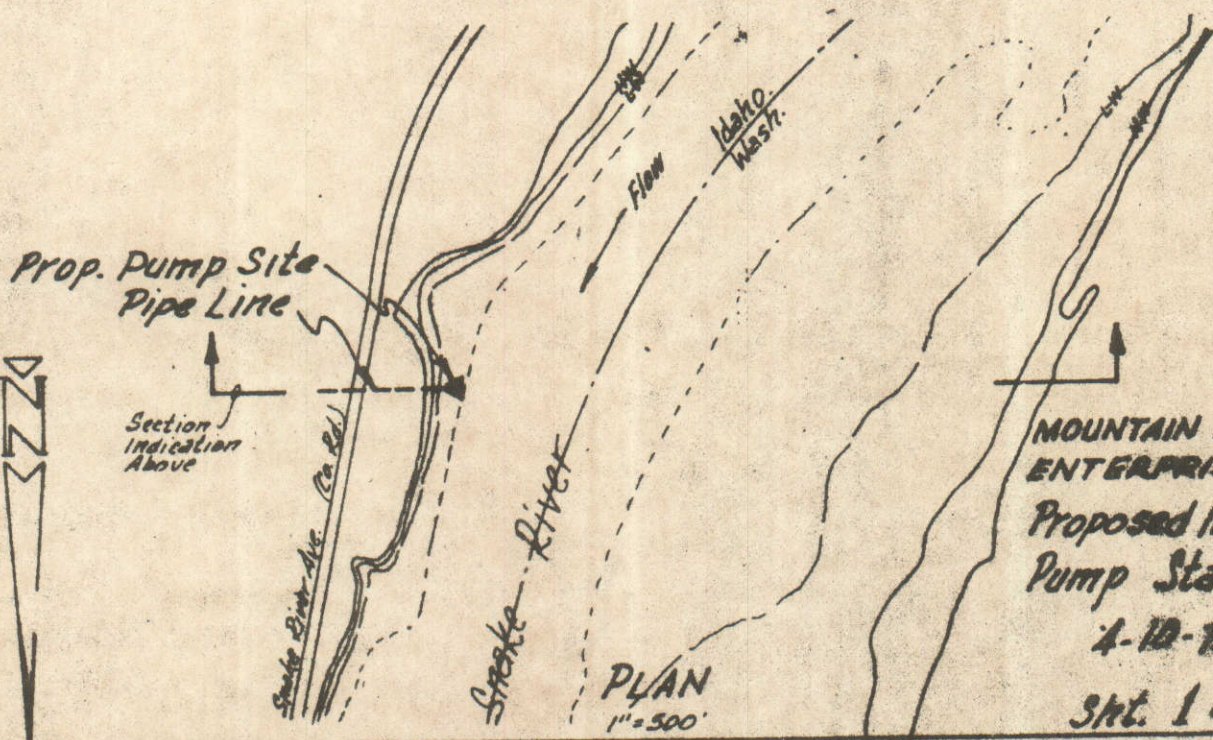
Sht. 2 of Two

Proposed Pump Station Site
T. 35 N., R. 6 W., Section 14



LOCATION MAP

SECTION
1" = 300'



PLAN
1" = 500'

**MOUNTAIN WEST
ENTERPRISES**
**Proposed Irrigation
Pump Station**
4-10-72
Sht. 1 of Two

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 03-07007

Priority: April 19, 1972

Maximum Diversion Rate: 1.05 CFS
Maximum Diversion Volume:¹ 378.0 AF

This is to certify, that LEWISTON GOLF & COUNTRY CLUB INC.
3985 COUNTRY CLUB DR.
LEWISTON, ID 83501

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 19, 1972; and has submitted Proof of Beneficial Use on August 29, 1978. An examination indicates that the works have a diversion capacity of 1.050 cfs of water from:

SNAKE RIVER tributary to COLUMBIA RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/01 to 12/01	1.05 CFS	378.0 AF
IRRIGATION STORAGE	01/01 to 12/31		45.0 AF
RECREATION	01/01 to 12/31	1.00 CFS	45.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	1.05 CFS	
	Totals	1.05 CFS	378.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 14, Township 35N, Range 06W
NEZ PERCE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
35N	06W	13	NENW 1	NWNW 2	SWNW 5	
			SENW 12	NESW 14	NWSW 12	
			SWSW 20	SESW 11		77
	14		SESE 2			2
	24		NWNW 5			5

Total number of acres irrigated: 84

PLACE OF USE: IRRIGATION STORAGE, same as IRRIGATION use
PLACE OF USE: RECREATION, same as IRRIGATION use
PLACE OF USE: DIVERSION TO STORAGE, same as IRRIGATION use

MICROFILMED

CONDITIONS/REMARKS:

MAR 20 1990

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 reflect cropping patterns or acceptable standards of water delivery efficiency.

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 03-07007

CONDITIONS/REMARKS:

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. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
6. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

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 23rd day of January, 1990.

Acting for R. Keith Higginson, Director

RECEIVED
MAR 20 1990

MAR 20 1990

State of Idaho
Department of Water Resources

001 80 1983

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 03-07007

Department of Water Resources

Date of Priority: April 19, 1972

Maximum Diversion Rate: 1.05 CFS
Maximum Diversion Volume: 378.0 AF

Comes now
3985 COUNTRY CLUB DR.
LEWISTON, ID 83501

LEWISTON GOLF & COUNTRY CLUB INC.

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 03-07007, and requests that the permit be changed as follows:

Source: SNAKE RIVER

tributary to COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/01 to 12/01	1.05 CFS	378.0 AF
IRRIGATION STORAGE	01/01 to 12/31		45.0 AF
RECREATION	01/01 to 12/31	1.00 CFS	45.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	1.05 CFS	
	Totals	1.05 CFS	378.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE, Sec. 14, Township 35N, Range 06W
NEZ PERCE County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
35N 06W 13	NENW 1	NWNW 2	SWNW 5	
	SENW 12	NESW 14	NWSW 12	
	SWSW 20	SESW 11		77
14	SESE 2			2
24	NWNW 5			5
	Total number of acres irrigated:			84

PLACE OF USE: IRRIGATION STORAGE, same as IRRIGATION use

PLACE OF USE: RECREATION, same as IRRIGATION use

PLACE OF USE: DIVERSION TO STORAGE, same as IRRIGATION use

MICROFILMED

MAR 20 1980

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Lewiston Country Club, this 24TH day of OCTOBER, 1989.

J. Gleason - Pres.
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 03-07007

FOR DEPARTMENT USE ONLY

C012576

Preliminary check by KW Fee = \$20.00 ✓ Received by D.K. Date 10-30-89

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 03-07007 with the following;

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 reflect cropping patterns or acceptable standards of water delivery 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. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

Witness my hand this 23RD day of January, 1990.


R. Keith Higginson, Director
Acting for

MICROFILMED

MAR 30 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR EXTENSION OF TIME

RECEIVED

SEP 14 1977

Department of Water Resources

State of Idaho)
County of Nez Perce)

Permit No. 03-7007

Lewiston Golf & Country Club of 3985 Country Club, Lewiston
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder *, of Permit to
Appropriate the Public Waters of the State of Idaho No. 03-7007.

That under the terms and conditions of said permit, work thereunder was required
to be completed on or before September 1, 1977.

That he has heretofore performed the following work described under said permit:

All pumps installed; 2 lakes built and inspected. underground irrigation
system completed.

Costing \$

That he is unable to complete the remainder of the work within the required time for
the following reasons, to-wit: Was not aware a flow meter was required and data
as to amounts of water used was required. Extension of time is needed for
installation of meter and gathering information.

Wherefore, he asks that the Department of Water Resources extend the time for the
completion of obligations under said permit to November 1, 1977.

Lewiston Golf & Country Club

V. Thomas Smith (MGR.)
(signature) *

Subscribed and sworn before me this 13th day of September, 1977.

seal

Gloria N. Eaton
Notary Public residing at
Lewiston Idaho

My commission expires July 26, 1980

ACTION OF THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED
And the time within which to submit proof of beneficial use of water be extended
to September 1, 1978.

Witness my hand this 30 day of September, 1977.

Betty D. Flemer
Chief, Operations Bureau

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available
through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

Mountain West Enterprises
A Joint Venture

hereby assign to Lewiston Golf & Country Club, Inc.

of Lewiston, Idaho

Address

CHECK ONE



All my right, title, and interest in and to Permit No. 03-7007
to appropriate the public waters of the State of Idaho.



The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 14th day of December, 1976.

[Signature]
Permit Holder

[Signature]
Spouse of Permit Holder

State of Idaho

County of Pay Perce) ss.

On this 14th day of December, 1976, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Terry Ingram
Notary Public residing at

Lewiston, Idaho

My commission expires:

1/11/78

MICROFILMED

ASSIGNED TO: LEWISTON GOLF & COUNTRY CLUB, INC.
3/2/77 3985 Country Club Dr.
Lewiston, ID 83501

Identification No. 03-7007
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

Power of Attorney

John A. Rosholt
P. O. Box 525
Twin Falls, Idaho

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

1. Name of applicant MOUNTAIN WEST ENTERPRISES
post office address P. O. Box 775, Lewiston, Idaho 83501
2. Source of water supply Snake River which is a tributary of Columbia River
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 14 Township 35 N.
Range 6 W. B.M. Nez Perce County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into 2 man-made lakes at a point in SW $\frac{1}{4}$ and
of SE $\frac{1}{4}$ of Section 13 Township 35 N. Range 6 W. B.M. Nez Perce County, Idaho
4. Water will be used for the following purposes:
Amount 4 cfs for irrigation purpose from Mar. 1 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 1 cfs for recreation purpose from Nov. 15 to Mar. 1st (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. 4 cubic feet per second and/or
b. 375 acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump station will be located at
Snake River with pipeline system to deliver water to 2 man-made
regulating reservoirs.

b. Height of storage dam 5 feet, active reservoir capacity 20 acre feet; total reservoir
capacity 150 acre feet, materials used in storage dam: Both earth fill
Period of year during which storage will occur Jan. 1 to Dec. 31 inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is five years.
b. Estimated construction cost is \$ 100,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 150 Dec 6-8-77
(5) If water is to be used for other purposes describe: Reservoirs described in 6b above
will also be used for recreation purposes as well as for storage
and regulation of irrigation system.

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

[illegible]

Total number of acres to be irrigated 320

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

9. a. Who owns the property at the point of diversion State of Idaho - U.S. Corps of Army Engrs.

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

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

10. Remarks Applicant contemplates a 100-acre golf course in conjunction with a subdivision development. Two lakes will be maintained as regulating reservoirs and for recreational purposes. It is presently contemplated that 150 lots which will adjoin the various eighteen fairways of the golf course will receive water for irrigation only from the system which will be constructed. The system will be closed from the pumping station to each of the lakes and fed from the lakes throughout the comprehensive irrigation system. An additional amount is requested to keep the lakes up during the winter months. The lakes are existing natural depressions which will require only earth fill structures so that they can be made and used as reservoirs. Applicant contemplates the installation of an 8-inch pipeline and appropriate size pumping equipment at the river to raise the water to the level of the lakes. See Exhibits "A", "B", and "C" for more detailed descriptions of plans.

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

[illegible]

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.

MOUNTAIN WEST ENTERPRISES

By: John A. Rosholt
(Applicant) John A. Rosholt
Attorney for Mountain West Enterprise

3 7017

Proposed priority: 4/19/72

Received by JP Date 4-19-72 Time 8:00 AM
Preliminary check by D Fee \$ 55.00
Received by JP Date 4-19-72
Publication prepared by CR Date 4-21-72
Published in Lewiston Morning Tribune, Lewiston
Publication dates 4-27 & 5-4-72
Publication approved CR Date 5-10-72
Priority reduced to _____ Reason _____

Protests filed by: _____

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

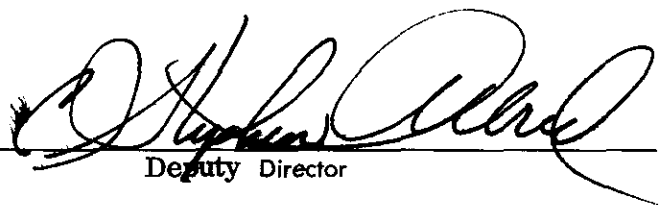
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 03-7007, and said application is hereby APPROVED.

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 September 1, 19 77.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 26th day of September, 19 72.


Deputy Director

3 7007

STATE OF IDAHO, DEPARTMENT OF WATER ADMINISTRATION:

Power of Attorney

The undersigned, an applicant for a permit to appropriate water from the Department of Water Administration for the State of Idaho hereby nominates and appoints John A. Rosholt, whose address is P. O. Box 525, Twin Falls, Idaho 83301, as Attorney-in-Fact with full authority to act for and on behalf of the undersigned in all matters pertaining to an application to appropriate water for the property of the applicant, located in Sections 13, 14, and 24 of Township 35N, Range 6W, Boise-Meridian, Nez Perce County, Idaho. Such acts shall include, but not be limited to the filing of applications, receiving of all notices, the signing and filing of applications for extension of time and for amendment of said application, and the submission of proofs of completion of works and beneficial use of water.

Dated this 14th day of April, 1972.

MOUNTAIN WEST ENTERPRISES,
a joint venture

By: A. Neil Deatley
A. Neil Deatley
Principal

State of Idaho)
) ss.
County of Nez Perce)

On this 14th day of April, 1972, before me, the undersigned, a Notary Public in and for said County and State, personally appeared A. Neil Deatley, known to me to be the Principal in Mountain West Enterprises, a joint venture, and acknowledged to me that he executes this Power of Attorney on behalf of said joint venture.

Neil Deatley
Notary Public:
Residing at: Mountain West Enterprises

RECEIVED

STATE OF IDAHO, DEPARTMENT OF WATER ADMINISTRATION APR 19 1972

Department of Water Administration

Power of Attorney

The undersigned, an applicant for a permit to appropriate water from the Department of Water Administration for the State of Idaho hereby nominates and appoints John A. Rosholt, whose address is P. O. Box 525, Twin Falls, Idaho 83301, as Attorney-in-Fact with full authority to act for and on behalf of the undersigned in all matters pertaining to an application to appropriate water for the property of the applicant, located in Sections 13, 14, and 24 of Township 35N, Range 6W, Boise-Meridian, Nez Perce County, Idaho. Such acts shall include, but not be limited to the filing of applications, receiving of all notices, the signing and filing of applications for extension of time and for amendment of said application, and the submission of proofs of completion of works and beneficial use of water.

Dated this 14th day of April, 1972.

MOUNTAIN WEST ENTERPRISES,
a joint venture

By: A. Neil Deatley
A. Neil Deatley
Principal

State of Idaho)
) ss.
County of Nez Perce)

On this 14th day of April, 1972, before me, the undersigned, a Notary Public in and for said County and State, personally appeared A. Neil Deatley, known to me to be the Principal in Mountain West Enterprises, a joint venture, and acknowledged to me that he executes this Power of Attorney on behalf of said joint venture.

Alta Miller
Notary Public:
Residing at: Lewiston, Idaho

3-7007

EXHIBIT "A" (part 1)

That portion of Sections 13, 14 & 24 Township 35 North Range 6 West, Boise Meridian described as follows:

Beginning at the section corner common to sections 13, 14 & 24, said point being the true-point-of-beginning; thence a distance of 179.0 feet West along the South line of section 14 to a point; thence N 32°36' W a distance of 366.1 feet to a point; thence N 4°33' E a distance of 1196.6 feet to a point; thence N 25°47' W a distance of 551.8 feet to a point; thence N 13°31' W a distance of 373.6 feet to a point thence N 60°22' W a distance of 232.2 feet to the center line of the county road; thence northeasterly along the center line of the county road to the north boundary line of the S $\frac{1}{2}$ NE $\frac{1}{4}$ section 14; thence east along the 1/16 line of said section 14 to the northwest corner of the S $\frac{1}{2}$ NW $\frac{1}{4}$ section 13; thence east along the 1/16 line of said section 13 to the northeast corner of the S $\frac{1}{2}$ NW $\frac{1}{4}$ section 13; thence south along the 1/4 line of section 13 to the northeast corner of the NW $\frac{1}{4}$ section 24; thence southwest to the southeast corner of the W $\frac{1}{2}$ N $\frac{1}{2}$ NW $\frac{1}{4}$ section 24; thence west along the 1/16 line of said section 24 to the west boundary line of section 24; thence north along the west boundary line of said section 24 to the section corner common to sections 13, 14 & 24 and the true-point-of-beginning.

Containing 344 acres more or less.

NOTICE OF APPLICATION FOR ORDER PERMIT

If Idaho's constitution will be subject to federal court suits. Professor argues the backing of the federal government with the Idaho Department of Water Administration. Spokane, Boise, Idaho, 83401. (208) 325-1515, 1972.

Director, Lewis-
ton, Morristown, Tenn.
Idaho, on April 27 and May 4,
1972.

D. N. Sinclair, being duly sworn

Dr. Arnold

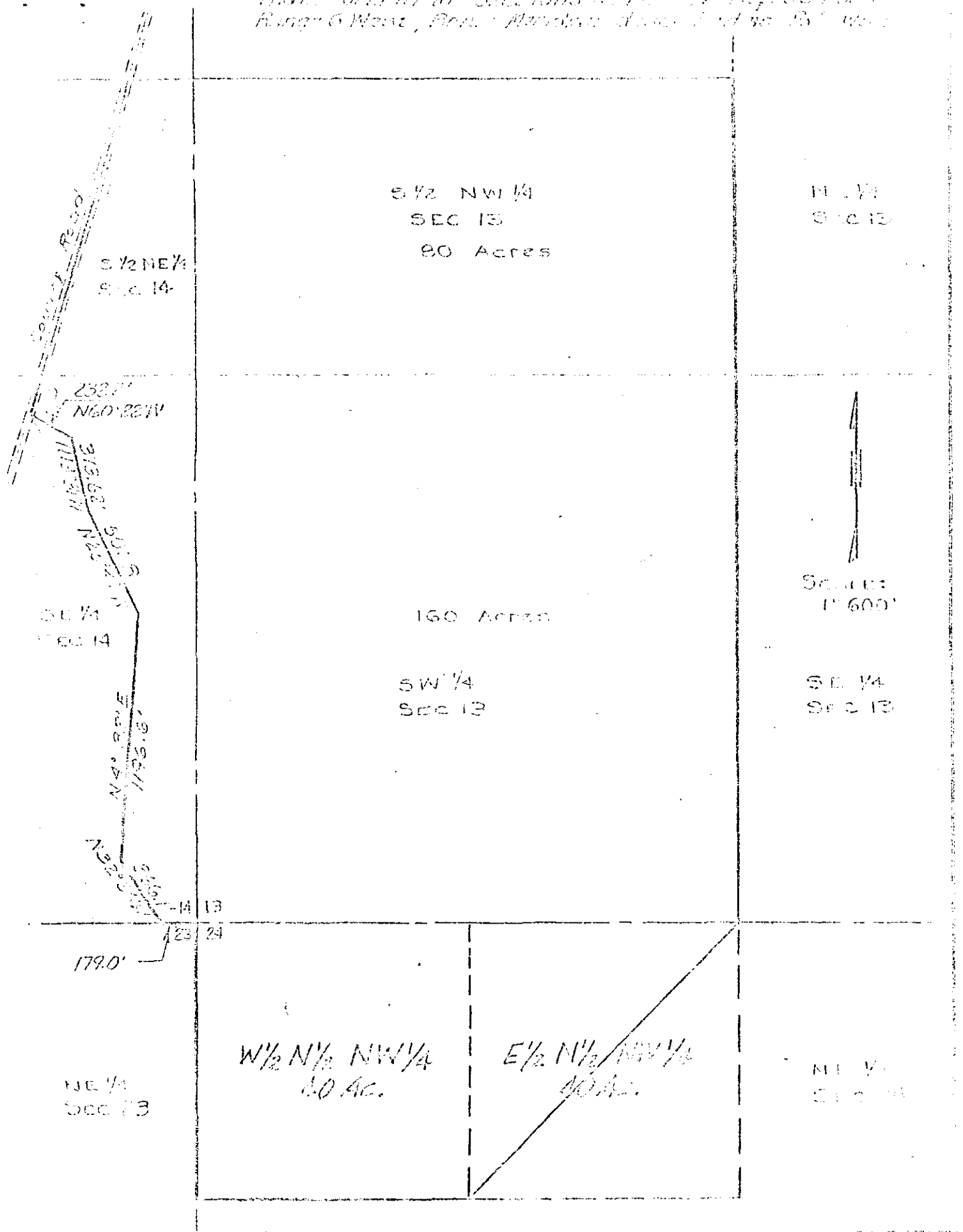
4th day of March, 1972

G. H. Jones
Notary Public in and for the State of New York,
residing at Lewiston, there

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

3700

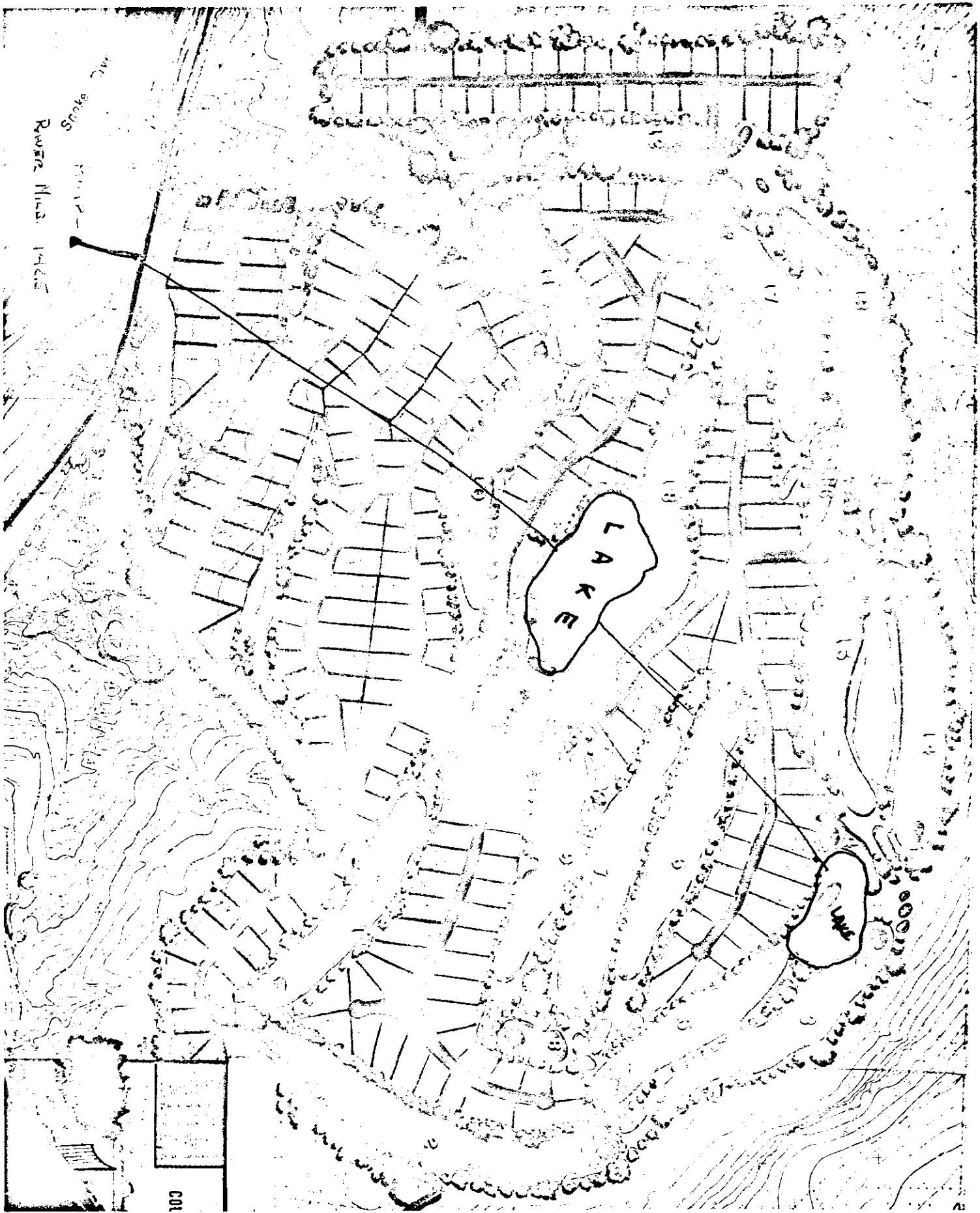
*West. portion of Sections 8 H. 74 Twp 35, North
Range 6 West, Sec. 10 Alameda Co., Ind. No. B-100.*



3 7007

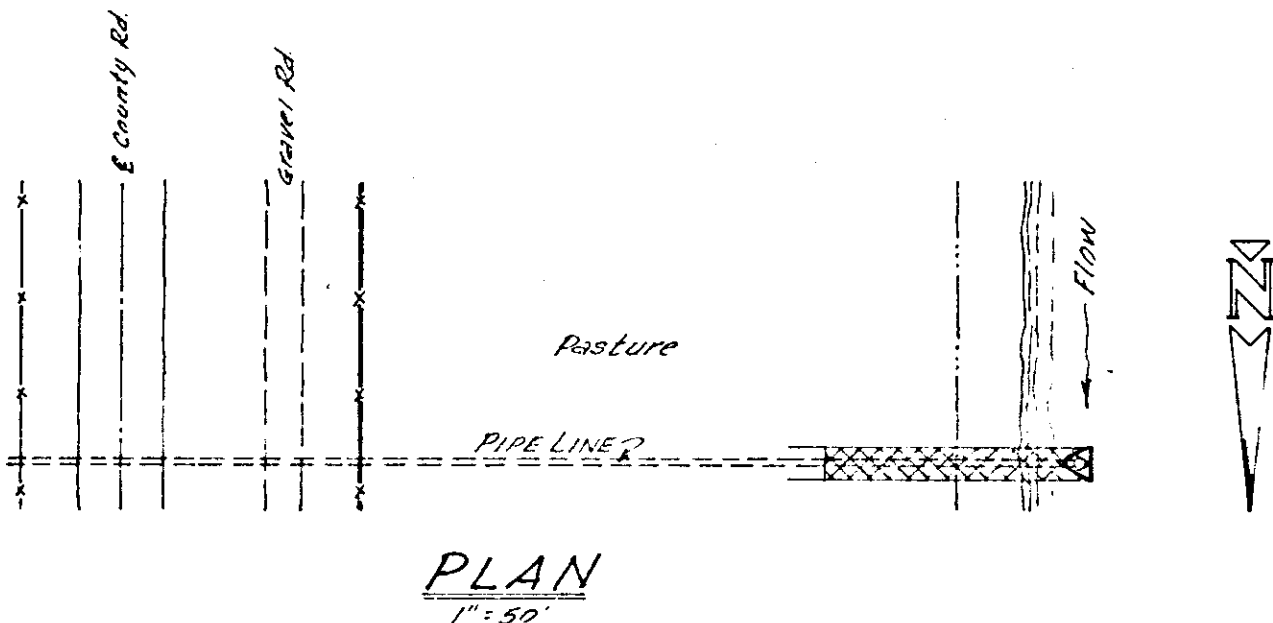
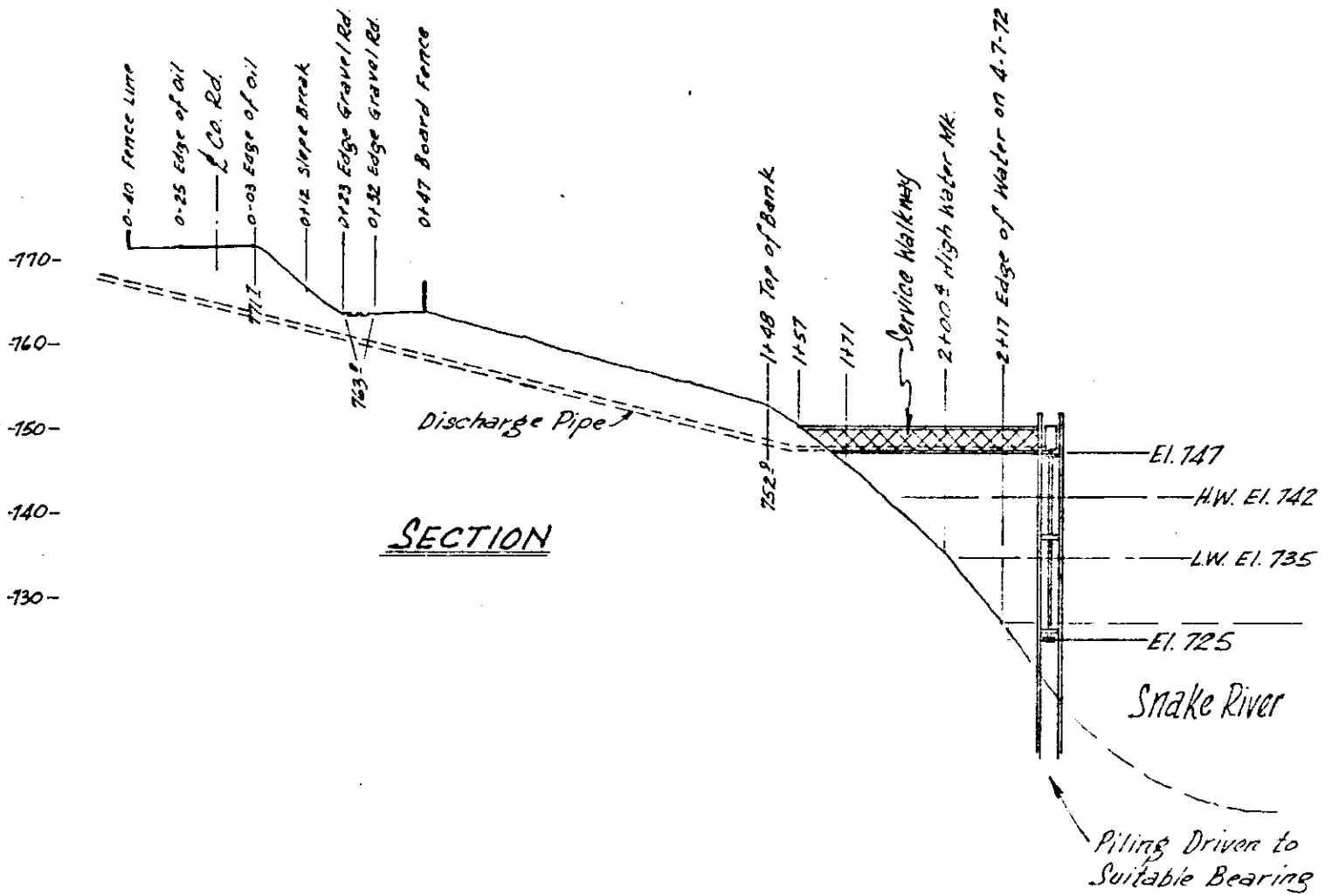
EXHIBIT "A"

EXHIBIT "B"



3 7007

EXHIBIT "B"

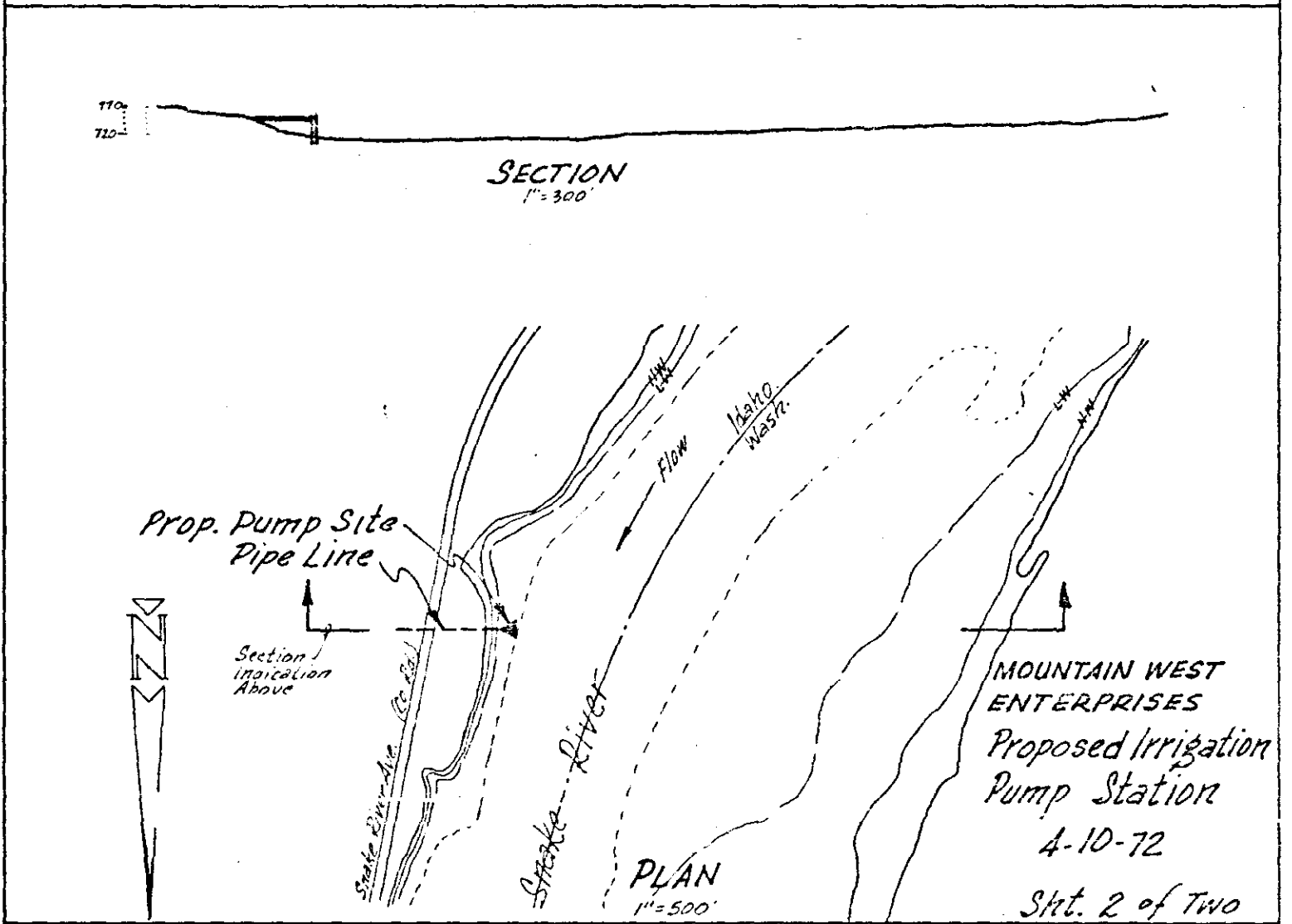
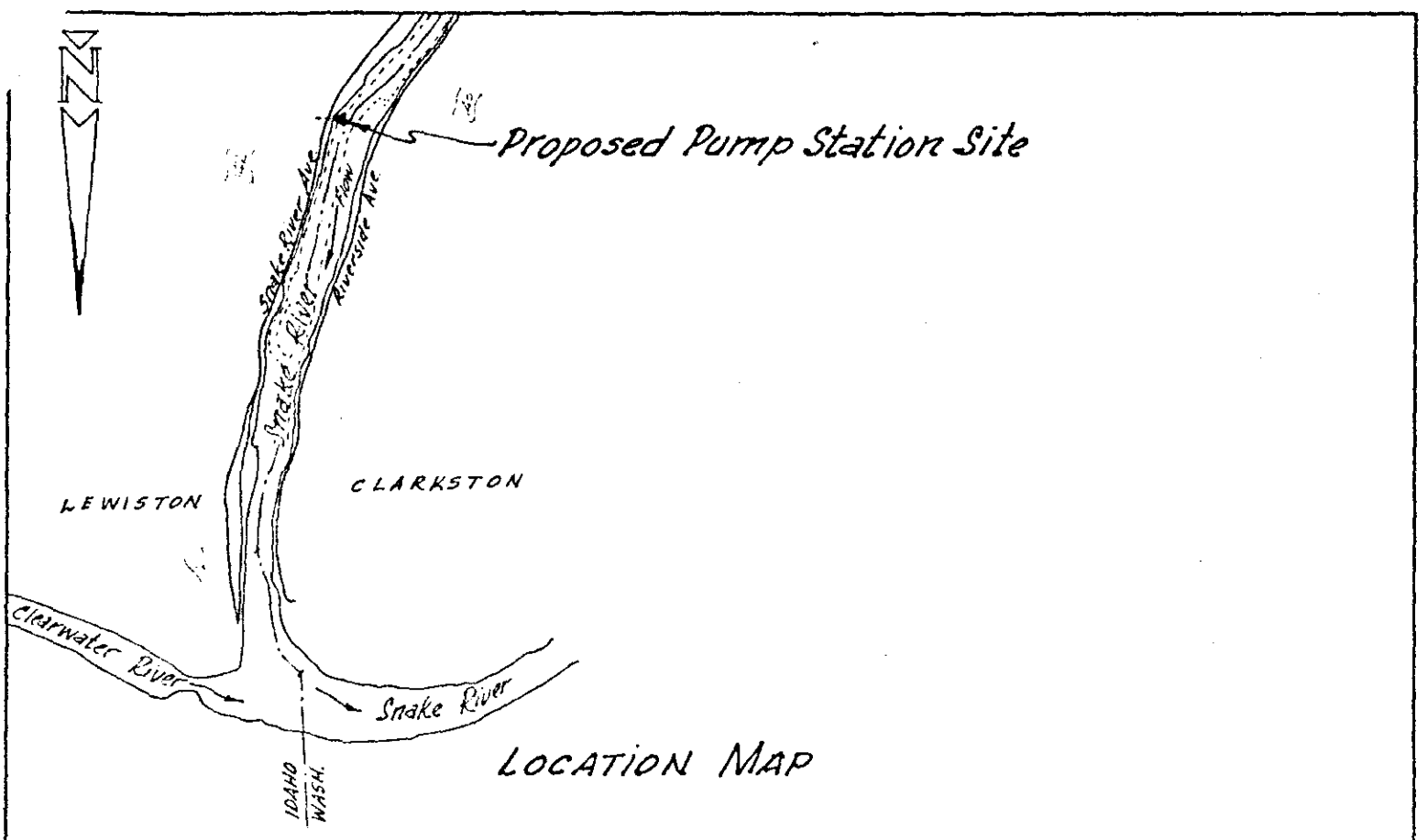


MOUNTAIN WEST ENTERPRISES

Proposed Irrigation
Pumping Station

4-10-72

Sht. 1 of Two



January 24, 1990

LEWISTON GOLF & COUNTRY CLUB INC.
3985 COUNTRY CLUB DR.
LEWISTON, ID 83501

RE: PERMIT NO. 03-07007

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED
MAR 20 1990

September 27, 1989

LEWISTON GOLF & COUNTRY CLUB INC.
3985 COUNTRY CLUB DR.
LEWISTON, ID 83501

RE: PERMIT NO. 03-07007

Dear Permit 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 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

MAR 20 1990

MEMORANDUM

TO: File 03-7007
FROM: KAY WALKER *kw*
DATE: 6-22-89
RE: Beneficial Use Field Report Review

Right No. 03-7007

Comments

Part A - General Info.

*allow irrig. season
of 3-1 to 12-1 per
Rules & Regs.*

Part C - System Description

Part D - Flow Measurements

Part E - Flow Calculations

Part F - Volume Calculations

Part G - Remarks

Part H - Recommendations

per Rules & Regs.
 $V_1 = 84 \text{ ac.} \times 4.5 \text{ AFA} = 378.0$

$$V_2 = 1.05 \text{ cfs} \times 1.9835 \times 275 \text{ days} = 572.9$$

allow 378.0 AFA

MICROFILMED

MAR 20 1990

MEMORANDUM

TO: KAY

FROM: JIM JOHNSON

DATE: March 22, 1989

RE: ADDING STORAGE TO PERMIT 03-7007

In follow up to your question concerning the addition of storage to this right since the field examiner had identified it on his examination, I have reviewed the file and believe we can.

The addition of the storage component will not result in an enlargement of the amounts originally identified on the permit because the irrigation found in use at the time of examination was substantially less than the amount approved in the permit.

The storage should be identified as storage for irrigation and should have a diversion to storage rate of flow.

The capacity of the pump is 1.05 cfs and is less than the amount applied for, therefore, the 1.05 cfs can be used to as the amount for diversion to storage. The exam listed the storage volume as 45 acre feet. This amount can be used as the volume for irrigation since the volume associated with the filing fee for 4.0 cfs. is 500 acre feet.

INDEXED
MAR 20 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Permit No. 03-7007

Phone No. 743-3549

1. Owner: Lewiston Golf & Country Club Phone No. 743-3549
Current Address: 3985 Country Club Dr Lewiston, Id
2. Accompanied by: Tom Smith EXAM. DATE: 7/30/85
Address: _____ Phone No. _____
Relationship to Permit Holder: General Manager
3. Source: Snake River tributary to Columbia River

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	GE	60	5K6257XH51	Worthington	VTP 35752

***Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.**

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
 Turbine pump w/ 6" line to reservoir. Water is pumped from ^{main} reservoir (D03-7007) to smaller reservoir with irrigation from both reservoir. Both reservoirs may be considered recreation as they are integral part of golf course.

6.	Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
		Meters	McCracker	—	—	6"	—

7. Measurements ☐ Additional data/computation sheets attached

470 gpm - New meter

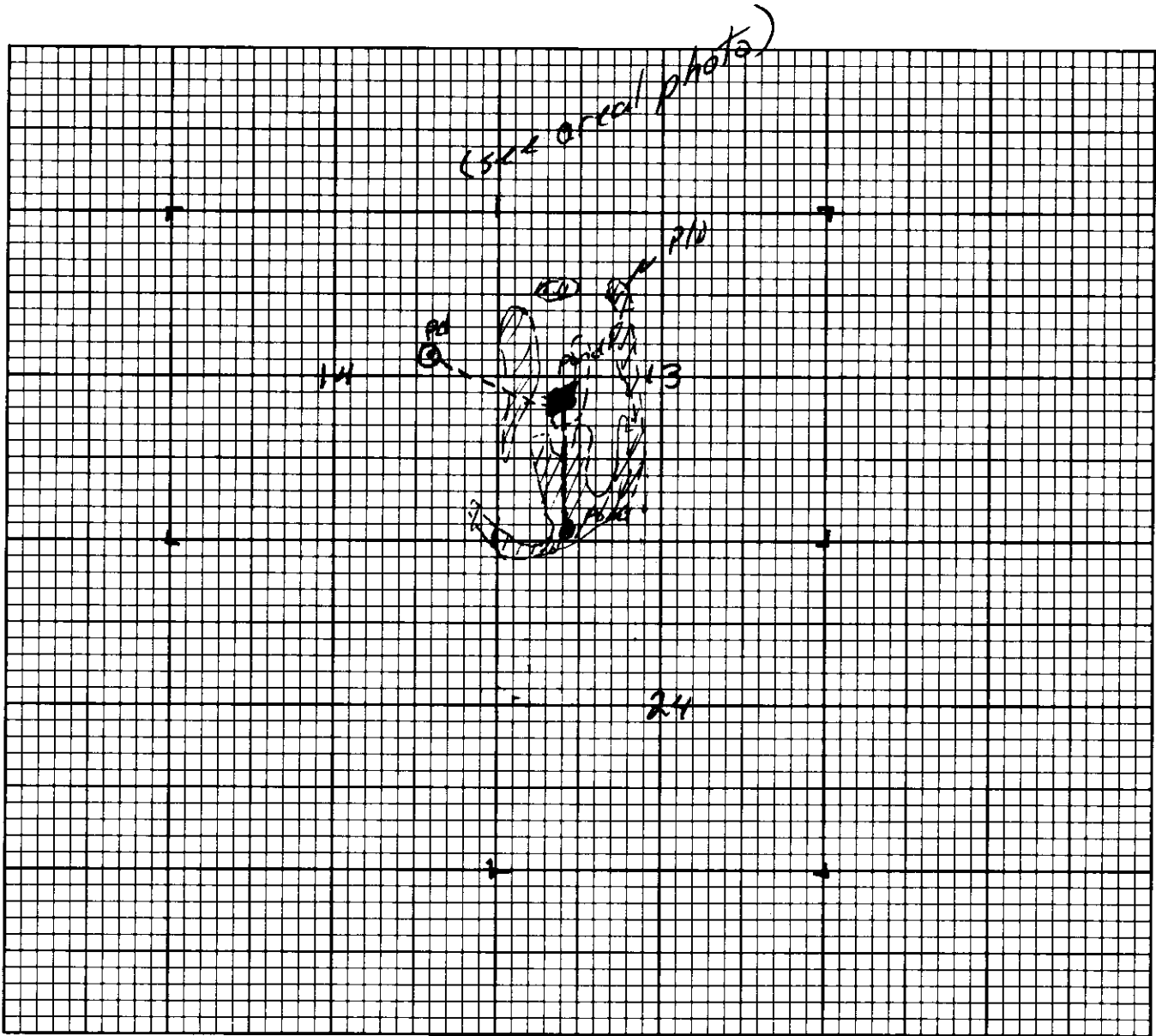
- | 8. Point(s) of Diversion: | Indicate Method of Determination |
|---------------------------|----------------------------------|
|---------------------------|----------------------------------|

[illegible]

- | | | |
|----|------------------|---|
| 9. | Place(s) of Use: | Irrigation - give acres served by system at time of exam.
Indicate Method of Determination _____ |
| | | |

[illegible]

10. Other water rights on these lands _____
11. Other water right diverted from same p.d. _____
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached ☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks _____

15. 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 |

16. Examiner's/Consultant's Signature *J. Beard* Date 8/12/85

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

MICROFILMED

MAR 20 1990

CONSULTANT SEAL

ACRES

W 1/2 sec 13



	1.6	.3
	8.4	11.8
	11.5	13.5
1.4	19.4	10.4
	4.7	

13
24

MICROFILMED

MAR 20 1990



12 7
13 18

13 18

24 19

61 02 11

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED
AUG 1985

03-2007
Permit No.

1. Measurement Calculations

Department of Water Resources

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$470 \text{ gpm} = 1.05 \text{ cfs} - 1.0 \text{ cfs recreation}$$

$$1.05 \text{ cfs Irrigation}$$

$$Q_T = \text{system capacity} = 1.05 \text{ cfs}$$

- b) Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 84(3.0) = 252 \text{ AFA}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 375 \text{ AFA}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 252 \text{ AFA}$$

- c) Volume Calculations for Other Uses:

Recreation $\rightarrow$ same as storage irrigation (recreation use is water hazard on golf course caused by storage reservoir).

$$V_T = 252 \text{ AFA}$$

2. Overlap Review

- a) Other water rights with same place of use: _____

- b) Other water rights with same point of diversion: _____

- c) Analysis:

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MAR 20 1990

RECOMMENDED AMOUNTS

3.	Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
	03-2007		1.05 cfs			

4. Permit Holder: Lewiston Golf and Country Club

Address: 3985 Country Club Dr Lewiston, Id. 83501

5. Source: Snake River tributary to Columbia River

6. Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
<u>Irrigation</u>	<u>3/15</u>	<u>11/15</u>	<u>1.05</u>	<u>252</u>
<u>Recreation</u>	<u>1/1</u>	<u>12/31</u>	<u>1.05</u> AK	<u>252</u>

Allowable Maximums: 1.05 252

7. Point(s) of Diversion:

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
			SE	NE	14	35N	6W	Nez Perce

8. Place(s) of Use

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	
35N	6W	13					1	2	5	12	14	12	20	11					77
35N	6W	14															2		2
35N	6W	24						5											5
Total Acres <u>84</u>																			

9. Recommended Conditions/Remarks: ~45 AF is stored in 2 reservoirs
although storage not filed for.

MICROFILMED

MAR 20 1990

10. 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

11. Examiner's Signature L. Brand

Checked in Regional Office by Bob Haynes

Approved in State Office by [Signature]

Date 8/14/85

Date 8/15/85

Date 12/9/88



MICROFILMED

MAR 20 1990

POINT OF DIVERSION OVER

WR-NUMBER	TWP	RNG	SC	TRACT	LT	#SOURCE	#NAME
				1\4 1\4 1\4			
0307007	35N	06W	14	SE NE		SNAKE RIVER	MOUNTAIN WEST

MICROFILMED

MAR 20 1980



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

September 22, 1978

Lewiston Golf & Country Club
3905 Country Drive Club
Lewiston, ID 83501

Gentlemen:

Re: Permit No. 03-7007

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 just when this examination will be made, but our examiner will try to contact you at the time he makes the examination 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,

RITA FLECK
Water Rights

MICROFILMED

MAR 20 1990

Identification No. _____

Permit No. 03-7007

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 29 1978

Department of Water Resources

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Lewiston Golf & Country Club
b) Post Office Address 3985 Country Drive Club Lewiston 83501
2. Permit Number 03-7007
3. Date of Priority that you are prepared to establish (see instructions)
4. a) Source from which water was appropriated Snake River
b) Location of the point of diversion: S.E. 1/4 N.E. 1/4, Section 14
Township 35 N, Range 6 W Boise Meridian, Other points of diversion:
Said point being approximately 2200 ft. South and 500 Ft. West of
N.E. 1/4 of Section 14.
5. a) The amount of water and use to which the water has been applied:
Amount 150 acre ft/ annum irrigation purposes from 2-1 to 12-1 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 150 acre ft/annum 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: Water meter at inlet of storage reservoir-
measurement made by mtc. superintendent under supervision of registered
engineer Warren Watts. (REGISTRATION NO 1531)
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:
n/a
b) Describe the agreement or understanding by which you take water from the works:
n/a
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 diverted from the Snake River into a wet
well approximately 100 ft. from the water edge. A 100 HP turbine pump
& motor delivers the water thru a 8" supply line to the golf course
reservoir.
b) Describe the type and size of measuring device which you have installed at your point of diversion: A 2" propeller
driven water meter is installed at the end of the 8" supply line.
Thus the water is metered at its discharge point into the reservoir.
c) Give well driller's name and address and the date the well was completed: n/a

RECEIVED

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

MAR 20 1990

9/22/78

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	
35	6	13		10	30		10			15	20					40			125

Total number of acres irrigated 125 Acres

10. Remarks: _____

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

8-25-78
(Date)

X D. Thomas Smith
(Signature)

State of Idaho)
) ss.
County of Payson)

On this 25 day of August, 1978, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

D. Park w Sullivan
Notary Public residing at Lewiston Idaho

My Commission Expires
August 1, 1984

My commission expires _____

MICROFILMED

MAR 20 1990



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

JOHN V. EVANS
Governor

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

C. STEPHEN ALLRED
Director

CERTIFIED MAIL

June 30, 1978

Re: Permit No. 03-7007

138730

Lewiston Golf & Country Club
3985 Country Club Drive
Lewiston, ID 83501

Gentlemen:

One of the conditions of approval of your water Permit No. 03-7007 (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 September 1, 1978. 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.


RITA FLECK
Water Rights

Encl: Proof affidavit

RECORDED

MAR 20 1990

October 3, 1977

Re: Permit No. 08-7007

Lewiston Golf & Country Club
3985 Country Club Dr.
Lewiston, ID 83501

Gentlemen:

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 September 1, 1978.

Sincerely,

Jan Grover
Water Rights Supervisor



September 2, 1977

Re: Permit No. 03-7007

Lewiston Golf & Country Club
V. Thomas Smith, Manager
3985 Country Club Dr.
Lewiston, ID 83501

Dear Mr. Smith:

We are in receipt of your letter dated August 24, 1977 in which you requested an extension of time for the above referenced permit.

However, before we can process this extension request, we must have more information concerning how much work has been done on your project.

Enclosed is an application for extension of time form which will give us this information. Please complete this form and return it to our office as soon as possible in order that this permit may remain in good standing with this Department.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr
Enc: Application





LEWISTON GOLF & COUNTRY CLUB

24 August 1977

State of Idaho
Dept. of Water Resources
Statehouse
Boise, Id. 83720

RE: Permit No. 03-7007

Dear Mr. Allred:

Due to reasons beyond our control, we will not be able to complete the application of water to beneficial use permit (gathering of information and data, installation of flow meter, etc.) before September 1, 1977. Therefore, this is a request for an extension of time (60 days), to complete the application of water to beneficial use and submit same to the Dept. of Water Resources.

Respectfully yours,

V. Thomas Smith
Manager

VTS/dm



LEWISTON GOLF & COUNTRY CLUB
LEWISTON, IDAHO 83501

**RETURN RECEIPT
REQUESTED**

State of Idaho
Dept. Of Water Resources
Statehouse
Boise, Id. 83720

10/10/94

✓



June 30, 1977

CERTIFIED MAIL

138640

Re: Permit No. 03-7007

Lewiston Golf & Country Club, Inc.
3985 Country Club Dr.
Lewiston, Idaho 83501

Gentlemen:

One of the conditions of approval of your water Permit No. 03-7007 (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 September 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

100 ✓

March 2, 1977

Re: Permit No. 03-7007

Lewiston Golf & Country Club, Inc.
3985 Country Club Dr.
Lewiston, Idaho 83501

Gentlemen:

We acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been recorded and the Department's records have been changed.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:JFR

Encl: Copy of Permit

MICROFILMED

CLEMENTS & CLEMENTS
LAWYERS
P. O. BOX 338
13TH AND IDAHO STREETS
LEWISTON, IDAHO 83501

V. R. CLEMENTS
REED CLEMENTS
ROBERT P. BROWN

TELEPHONE A/C 208 743-6538

25 February 1977

200000

Division of Water Resources

State of Idaho
Department of Water Resources
State House
Boise, ID 83720

Attention: Bobby D. Fleenor, Chief, Water Rights

Gentlemen:

Re: Permit No. 03-7007.

Please find enclosed herewith the original of a document entitled "Assignment of Permit" which was inadvertently sent to Walla Walla District Corps of Engineers and has now been returned. Thank you for forwarding the Assignment of the Corps of Engineers permit directly to the district office.

Would you please advise us if, for any reason, the enclosed Assignment of Permit is not in order or if you need anything further in order to complete the transfer.

Very truly yours,

CLEMENTS & CLEMENTS

BY Robert P. Brown
ROBERT P. BROWN

RPB:me

Enclosure

MICROFILMED

44



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

February 23, 1977

Re: Permit No. 03-7007

Robert P. Brown
CLEMENTS & CLEMENTS
13th & Idaho
Lewiston, Idaho 83501

Dear Mr. Brown:

Enclosed is an assignment form for Mountain West Enterprises to complete in order to assign their permit to the Lewiston Golf and Country Club, Inc.

We have forwarded the first assignment to the Walla Walla District, Corps of Engineers Office.

If you have any questions, please contact this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Encl.

MICROFILMED

V. R. CLEMENTS
REED CLEMENTS
ROBERT P. BROWN

CLEMENTS & CLEMENTS
LAWYERS
P. O. BOX 338
13TH AND IDAHO STREETS
LEWISTON, IDAHO 83501

TELEPHONE A/C 208 743-6538

11 February 1977

RECEIVED

FEB 15 1977

Department of Water Resources
Northern District Office

State of Idaho
Department of Water Resources
Northern District Office
4055 Government Way
Coeur d'Alene, ID 83814

Gentlemen:

Re: Mountain West Enterprises - Lewiston Golf
and Country Club, Inc.
Permit No. 03-7007.

Please find enclosed herewith the executed original of a document entitled "Assignment of Permit" with reference to the above-indicated permit. It is my understanding that the enclosed document is the only thing which you need in order to effect the transfer of the above-indicated permit from Mountain West Enterprises to Lewiston Golf and Country Club, Inc. If anything further is needed please advise us at once.

Very truly yours,

CLEMENTS & CLEMENTS

BY


ROBERT P. BROWN

RPB:me

Enclosures

cc: Lewiston Golf and Country Club, Inc.
Attention: John Pankey, President
A. Neil DeAtley
J. J. Streibick

MICROFILMED

District Engineer
Walla Walla District, Corps of Engineers
ATTN: Chief, Operations Division
Bldg. 602, City-County Airport
Walla Walla, WA 99362

RECEIVED

FEB 18 1977

Department of Water Resources
Northern District Office

December 14, 1976
Date

RE: Permit Number 071-OYC-1-000164-72-31

This will affirm that Mountain West Enterprises
(Original Permittee)

does hereby request transfer the above-referenced permit to

Lewiston Golf and Country Club, Inc.
(Successor)

as of 14th day of December, 1976 Lewiston Golf and Country Club, Inc.
(Date) (Successor)

does hereby agree to comply with the terms and conditions set forth in the
referenced permit.

BY: [Signature]
(Authorized Representative)

Lewiston Golf and Country Club, Inc.
(Successor Firm)

BY: [Signature]
(Authorized Representative)

Mountain West Enterprises
(Original Permittee Firm)

MICROFILMED

Apr 74

RECEIVED

OCT 29 1976

Boise Region

JDF
File

October 27, 1976

Re: Permit No. 03-7007 - Mountain West Enterprises

Mr. Robert P. Brown
CLEMENTS & CLEMENTS
P.O. Box 338
Lewiston, ID 83501

Dear Mr. Brown:

Pursuant to your letter of October 22, 1976, the Model 119 meter is an acceptable measuring device.

Please contact us if we may be of any further assistance.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP

cc: IDWR - Boise✓

MICROFILMED

CLEMENTS & CLEMENTS

LAWYERS

P. O. BOX 338

13TH AND IDAHO STREETS

LEWISTON, IDAHO 83501

V. R. CLEMENTS
REED CLEMENTS
ROBERT P. BROWN

TELEPHONE A/C 208 743-6538

22 October 1976

RECEIVED

OCT 26 1976

Department of Water Resources
Northern District Office

State of Idaho
Department of Water Resources
Northern District Office
4055 Government Way
Coeur d'Alene, ID 83814

Gentlemen:

In Re: Mountain West Enterprises - Lewiston
Golf and Country Club, Inc.
Permit No. 03-7007.

We earlier contacted your office by telephone with respect to the above-referenced permit. We inquired with respect to the conditions of the permit which required the permittee to install a measuring device of a type approved by the department. We are enclosing herewith photocopies of some literature concerning a flow meter furnished by Rockwell. Would you please advise us whether the Model 119 meter, described in the enclosed material, will meet the standards of your department?

Thank you for your assistance in this matter.

Very truly yours,

CLEMENTS & CLEMENTS

BY



ROBERT P. BROWN

RPB:E

Enclosure

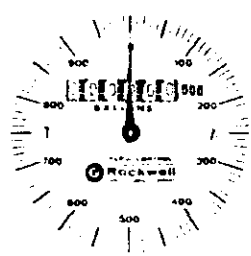
MICROFILMED

Material DISTRIBUTORS, INC.
2015 FIRST AVE. NORTH
LEWISTON, IDAHO 83501
Phone (208) 743-1508

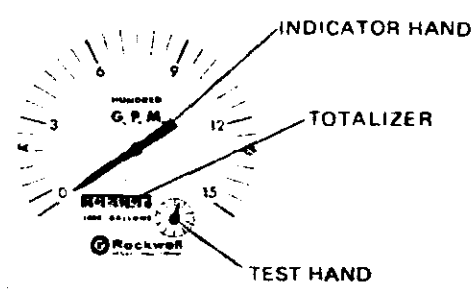
MODEL 119 and 120
150 psi WELDING SADDLE
MAGNETIC DRIVE - SEALED GEAR HOUSING
SIZES 4" thru 72"

✓
MODEL 119

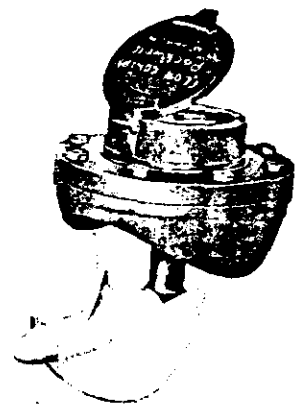
MODEL 120



STANDARD REGISTER
43000



INDICATOR-TOTALIZER



8" MODEL 119 ILLUSTRATED

For Pittsburgh, Pa

Delivery 8 to 12 weeks

DESCRIPTION

MODEL 119 and 120 Welding Saddle type meters are designed to meet AWWA specifications. Straightening vanes as required are supplied with each Saddle meter.

INSTALLATION is made by welding the saddle on the line at the desired location. The meter may be installed in any position; vertically, horizontally or inclined; on suction or discharge lines. The meter must have a full flow of liquid for proper accuracy. Valves, fittings or any other obstruction which might set up a flow disturbance should be at least five pipe diameters upstream and one pipe diameter downstream from the meter location.

PROPELLER is magnetically coupled with the driven mechanism assembly through the O-ring sealed stainless steel housing. This eliminates water in the mechanism and the need for any packing gland.

BEARINGS in the sealed, oil filled gear housing are factory lubricated for the life of the meter. Propeller bearings are designed for simplified field inspection and periodic maintenance.

STANDARD REGISTER features a 4" diameter, 100 division, center sweep dial which permits extremely accurate readings for timing purposes in determining flow rates. The register can be positioned in any of four different directions for easiest possible reading when meters are mounted in vertical or overhead installations. The register box is O-ring sealed and attaches to the meter head by four screws located under the register box lid. Oil filled registers are available upon request. The lid has a hasp for padlocking, completely eliminating unauthorized entry or removal.

CHANGE GEARS for the register may be easily replaced in the field when a change of registration dials is desired. It is not necessary to remove pressure from the line for this change.

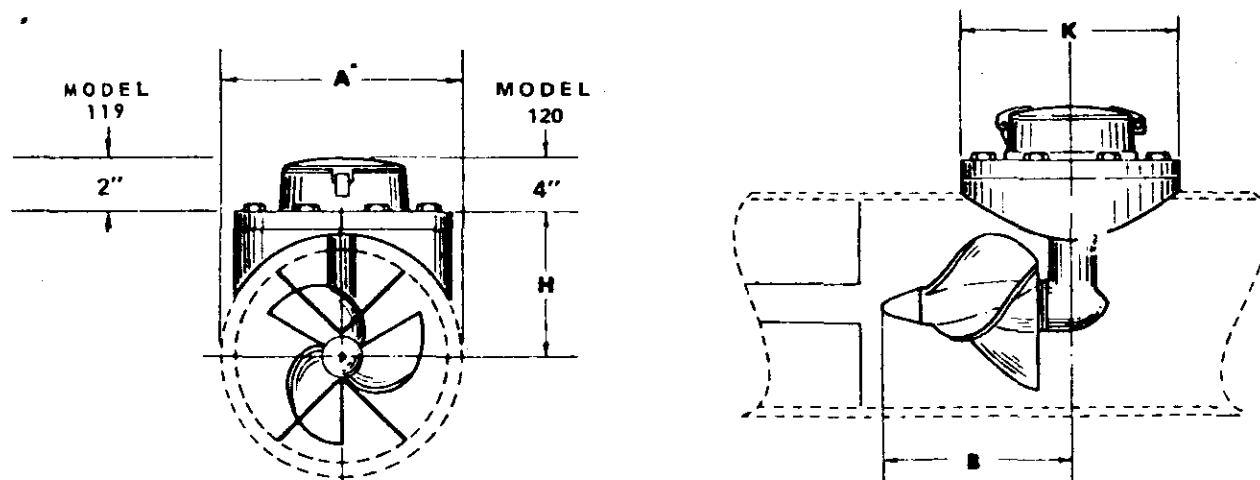
O-RING seals are used at the meter head on 6" size meter and larger; the 4" meter uses a flat gasket. All other points where water seals are required use O-ring seals.

SPECIFICATIONS

ACCURACY	plus or minus 2% of true flow within specified range.
PRESSURE RANGE	150 psi maximum working pressure. Higher working pressures on request.
TEMPERATURE RANGE	130°F maximum. (Special temperature range upon request.)
MINIMUM FLOWS	as shown are required for accurate registration. Consult factory for special construction for lower flows.
MAXIMUM FLOWS	as shown are rated for continuous duty. Consult factory for special construction for higher continuous flows.
INTERMITTENT FLOWS	as shown are safe for use 10% to 15% of total time meter is operating. Consult factory for high velocity construction for longer operating periods.
STANDARD REGISTER	six digit straight reading type with full 4" diameter, 100 division dial and center sweep test hand. Dials available: () gallons () cubic feet () acre feet () liters () cubic meters () miners inch hours () barrels or other standard units.
INDICATOR-TOTALIZER	is a combination of a 4" dial for instantaneous rate of flow indication and a six digit totalizer. The indicator dial can be furnished to read in () gallons per minute () cubic feet per second () million gallons per day, or many other standard units.
MATERIAL	magnets—permanent ceramic sleeve type. bearings—double sealed, stainless steel. meter head—cast iron. welding saddle—steel. shafts and bolts—stainless steel. propeller and other parts: polypropylene or other thermoplastic material resistant to normal water corrosion. gear housing—bronze. propeller spindle (separator)—stainless steel
OPTIONAL EQUIPMENT	blank covers, register extensions, recording instruments, indicating instruments and transmitters for controls can be furnished for each meter. Special materials can be furnished upon request.

PROFILING

MODEL 119 and 120



METER & PIPE SIZE	NORMAL FLOW RANGE GPM		INTERMITTENT FLOW MAXIMUM	DIMENSIONS				SHIPPING WEIGHT POUNDS
	Minimum	Maximum		A*	B	H	K	
4	50	500	700	4-1/2	8	3-7/8	7-1/2	30
6	90	1200	1500	6-5/8	8	5	9	40
8	100	1500	2000	8-5/8	8	6	9	40
10	125	2000	3000	10-3/4	8	7-3/8	11	55
12	150	2500	3500	12-3/4	8	8-3/8	11	55
14	250	3000	4500	14	8	9-1/4	13-1/2	100
16	350	4000	6000	16	8	10-3/8	13-1/2	100
18	450	5000	7500	18	8	11-3/8	13-1/2	100
20	550	6000	9000	20	8	12-3/8	13-1/2	100
24	800	9000	13500	24	12	16-3/8	21	300
30	1200	14000	21000	30	12	19-3/8	21	300
36	1500	20000	30000	36	12	22-3/8	21	300
42	2000	28000	40000	42	19	27	32	800
48	2800	35000	50000	48	19	30	32	800
54	3400	50000	65000	54	19	33	32	800
60	4200	60000	80000	60	19	36	32	800
66	5000	75000	95000	66	19	39	32	800
72	6000	90000	115000	72	19	42	32	800

*Dimension "A" is O.D. of Standard steel pipe. Customer to specify if saddle is to fit any other pipe size. The I.D. should also be furnished for calibration purposes.



400 North Lexington Avenue • Pittsburgh, Pennsylvania 15208

Area sales offices—representatives in all principal cities

ATLANTA AREA—3500 McCall Place, Doraville, Georgia 30340 CHICAGO AREA—4533 North Avenue, Melrose Park, Illinois 60160 EAST ORANGE, NEW JERSEY 07017, 85 Washington Street HOUSTON, TEXAS 77018, 3021-A Mangum Road, P.O. Box 2126-77001 LOS ANGELES AREA—6363 Knott Avenue, Buena Park, California 90620 NEW YORK, NEW YORK (See EAST ORANGE, NEW JERSEY Listing) SAN FRANCISCO AREA—445 Lesser Street, P.O. Box 12998, Oakland, California 94601 PITTSBURGH, PENNSYLVANIA 15208, 390 N. Lexington Avenue.

ROCKWELL MANUFACTURING CO. OF CANADA, LTD., Toronto-Montreal-Winnipeg-Calgary-Vancouver, 171 Carlingview Drive, Rexdale, Ontario, Canada

FOR INTERNATIONAL LISTINGS: ROCKWELL MFG. CO., M & U International, 400 N. Lexington Avenue, Pittsburgh, Pennsylvania 15208

Distributed throughout the world

Rockwell

MR 5M 9/72

Printed in U.S.A.

Rockwell

FLOW CONTROL PRODUCTS

DEL 119 and 120

150 psi WELDING SADDLE
MAGNETIC DRIVE- SEALED GEAR HOUSING
SIZES 4" thru 72"

SPECIFICATIONS

METER shall be a _____ " size, magnetic drive, propeller type, welding saddle, designed for 150 lbs. working pressure. Welding saddle shall be cast steel and shall be furnished with the required straightening vanes. Meter is to be suitable for normal flows of _____ to _____ GPM and shall register within 2 per cent of true flow at all flows within the rated range.

The METERHEAD shall be connected to the welding saddle tube by means of a flanged connection designed for easy removal from the tube for inspection or repair. O-ring or other compression type seal shall be used to seal the meterhead to the welding saddle.

The REGISTER DRIVE shall be completely isolated from the water pressure by an O-ring sealed bronze housing. The propeller shall be magnetically coupled to the register drive by the use of permanent sleeve type ceramic magnets.

The PROPELLER shall be mounted on double sealed, stainless steel ball bearings or special water lubricated sleeve bearings. The propeller support shaft shall be fabricated of stainless steel. The propeller shall be conical shaped, three bladed, molded of Polypropylene or other Thermoplastic material, resistant to normal water corrosion.

The REGISTER shall be protected by an O-ring sealed Register Box, that shall mount to the meterhead by screws located under the hinged lid. The hinged lid shall be complete with locking hasp.

REGISTER ALTERNATE 1

The REGISTER shall be a six digit, straight reading type with a 4" diameter, 100 division dial and center sweep test hand to permit timing with a watch for determining flow rates. The register shall totalize in units of _____ and shall be equipped with change gears to facilitate easy change of registration. Register must be readily accessible for visual inspection. Meter to be ROCKWELL-FLOW CONTROL MODEL 119 or approved equal.

REGISTER ALTERNATE 2

The RATE INDICATOR-TOTALIZER shall have a full 4" diameter Indicator dial having a range of _____ to _____ (GPM, CFS, MGD, Etc.). It shall also be equipped with a six digit, straight reading type totalizer reading in units of _____. The totalizer shall have a test hand to check the accuracy of the indicator. The assembly shall be designed for convenient installation of control switches. The unit shall have drive change gears as well as totalizer change gears. Meter to be ROCKWELL-FLOW CONTROL MODEL 120 or approved equal.



Rockwell
MANUFACTURING COMPANY

September 26, 1972

Re: Permit No. 03-7007

Mountain West Enterprises
P.O. Box 775
Lewiston, Idaho 83501

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 03-7007. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device as part of the diverting works has been placed upon your permit. We have enclosed a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Copy of permit
Information letter

cc: John A. Rosholt

3 7007

RECEIVED

JUN 16 1972

Department of Water Administration

15 June 1972

Perry, Robertson, Daly & Larsen
Idaho First National Bank Bldg.
P.O. Box 525
Twin Falls, Idaho 83301

Attention: John A. Rosholt

RE: Mountain West Enterprises

Dear Mr. Rosholt:

Enclosed is Temporary Permit #1219 which authorizes the installation of a pumping station at Snake River Mile 142.5 adjacent to Lot 2, Section 14, Township 35 North, Range 6 West, Boise Meridian. The permit requires that construction details conform to Corps Notice 071-OYC-1-000164.

You will note that this permit expires December 31, 1972 and that Mountain West Enterprises, in order to continue the facility at its location, must apply for permanent easement prior to that time.

In order to issue an easement the State will need an accurate engineers description of the area occupied by the service walkway and pumping station from Engineers Station to 2+00.4 waterward as shown on the drawings submitted to the Corps of Engineers and designated as Exhibit A, attached to Temporary Permit 1219. Station 2+00.4 should be referenced accurately to a known land survey corner.

The State of Idaho right-of-way procedure information sheet is enclosed for your use.

Very truly yours,

FOR THE COMMISSIONER

William A. Scribner

WILLIAM A. SCRIBNER

Division Chief -

Recreation & Watersheds

WAS/dm

cc: Dept. of Water Administration ✓

Division Chief - Lands

Area Supervisor-Clearwater Area ✓

Enclosures

Walt Adams

TEMPORARY PERMIT

No. 1219

Permission is hereby granted to Mountain West Enterprises of Lewiston, Idaho to install and maintain pumping facilities at:

Snake River Mile 142.5 adjacent to Lot 2, Section 14, Twp. 35 North, Rge. 6 West, E. M., as shown on the attached exhibits A and B.

This permit is subject to the following terms:

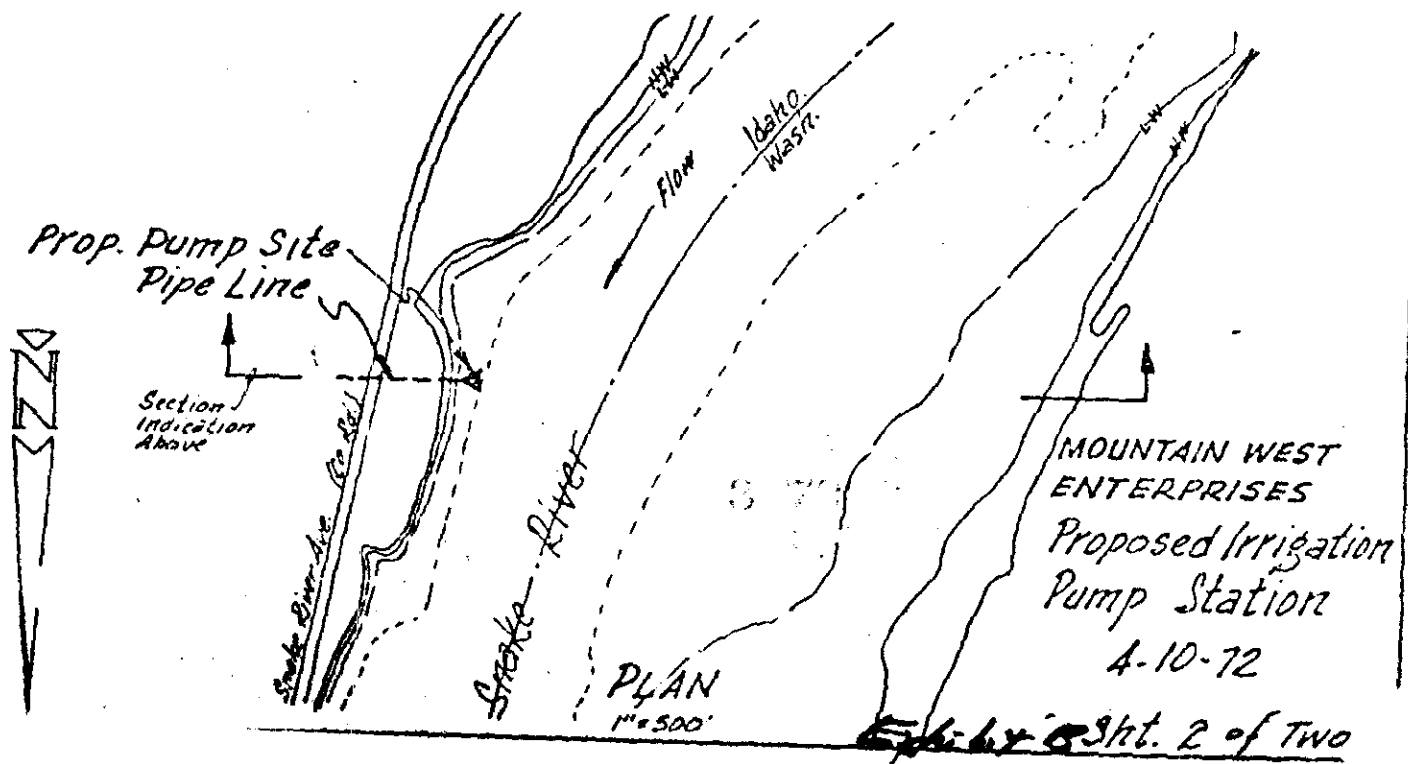
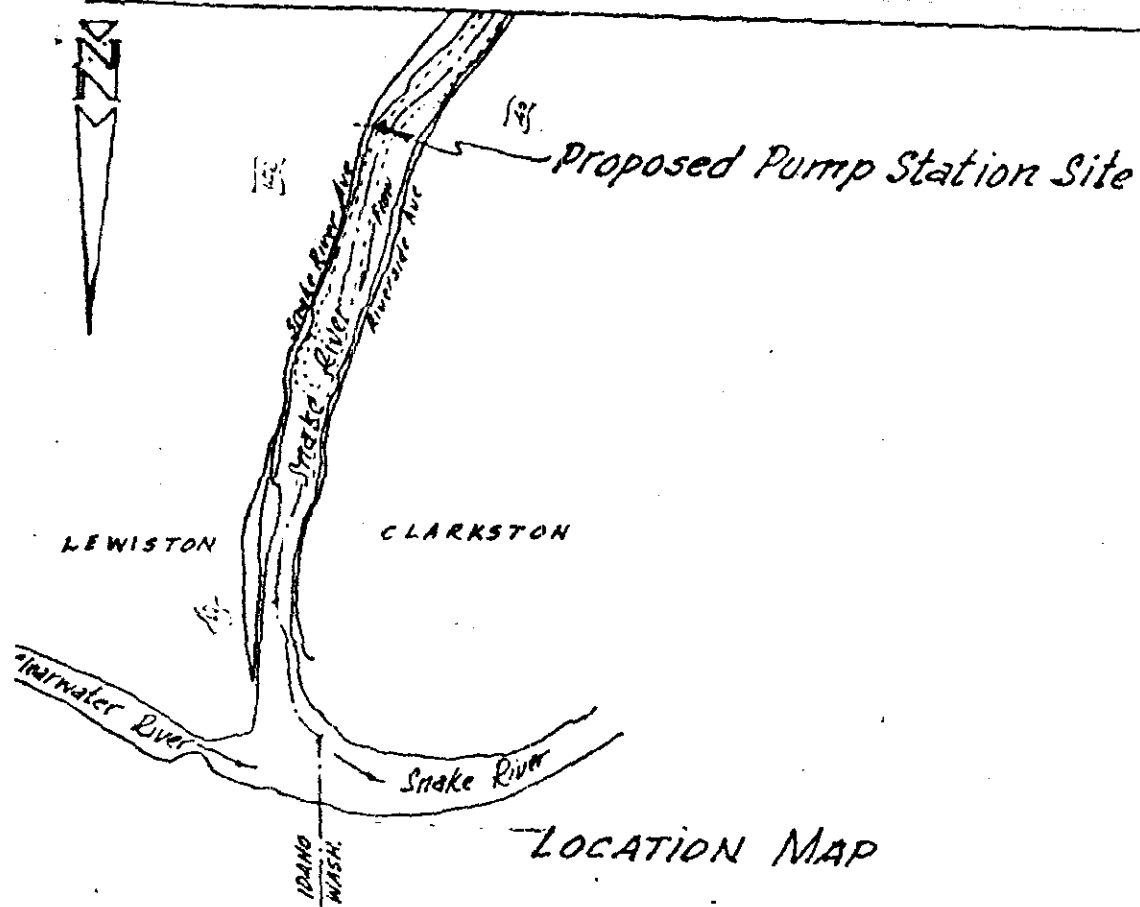
1. The construction will conform to the specifications listed in Public Notice 071-OYC-1-000164 from the Corps of Engineers.
2. The removal and sale of silt, sand, and gravel is not authorized by this permit.
3. The stream bed below Station 2+00.4 as shown in Exhibit A may not be disturbed except to drive steel piling as proposed.
4. The permittee will obtain from the State of Idaho an easement for continuance of the pumping facility beyond December 31, 1972.
5. The permittee will notify the Department of Public Lands by letter upon completion of construction authorized by this permit.

This permit expires on December 31, 1972.

Dated this 12th day of June, 1972.

STATE LAND DEPARTMENT


GORDON C. FRANKLIN
State Land Commissioner





DEPARTMENT OF THE ARMY
WALLA WALLA DISTRICT, CORPS OF ENGINEERS

B.D.G. 602, CITY-COUNTY AIRPORT
WALLA WALLA, WASHINGTON 99362

NPWOP-NF
REFERENCE NO. 071-OYC-1-000164

6 June 1972

PUBLIC NOTICE

PROPOSED IRRIGATION PUMP STATION
SNAKE RIVER

Interested parties are hereby notified that application has been made for a Department of the Army permit under Section 10 of the River and Harbor Act of 1899 to construct, operate, and maintain one-50 h.p. pump capable of delivering 800 g.p.m. The structure will be of steel piling with a metal service walkway deck. The pump will be fitted with a 1/8-inch square opening basket strainer. The approach velocity will not exceed 1/2-foot per second.

Name of Applicant: Mountain West Enterprises, P. O. Box 775,
Lewiston, Idaho 83501.

Waterway and Location: Snake River, River Mile 142.5, T. 35 N.,
R. 6 W., Section 14, Nez Perce County, Idaho.

Plans: Plans are shown on attached sheets.

Additional Information: Additional information concerning the proposed work may be obtained from Mr. A. Neil DeAtley, P. O. Box 775, Lewiston, Idaho 83501, telephone 208-743-1531.

Protests:

a. Interested parties are requested to submit in writing any comments or objections that they may have to the proposed work.

b. The decision as to whether a permit will be issued will be based on an evaluation of the impact of the proposed work on the public interest. Factors affecting the public interest include, but are not limited to, navigation, fish and wildlife, water quality, economics, conservation aesthetics, recreation, water supply, flood damage prevention, ecosystems, and, in general, the needs and welfare of the people.

3 7307

NPWOP-NF

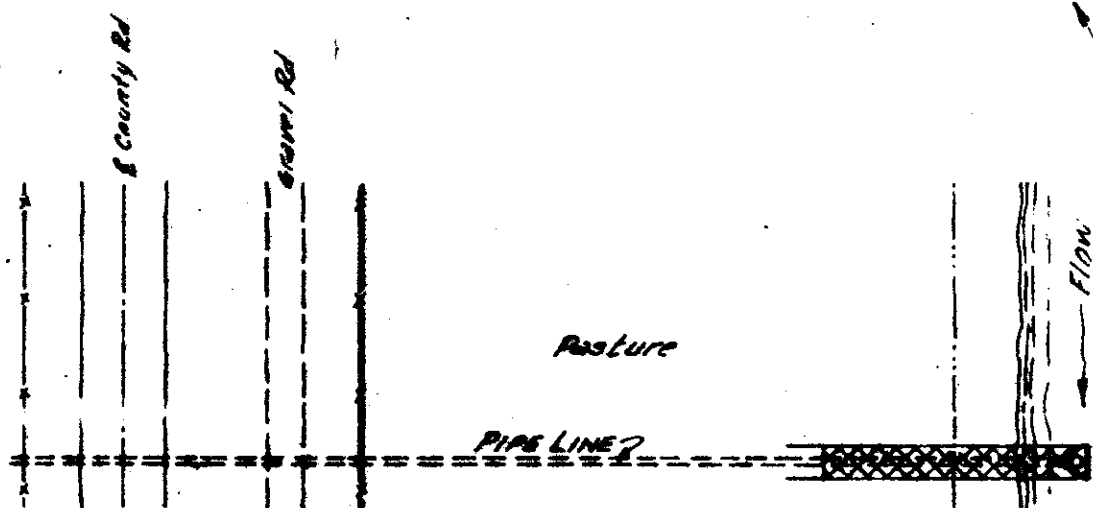
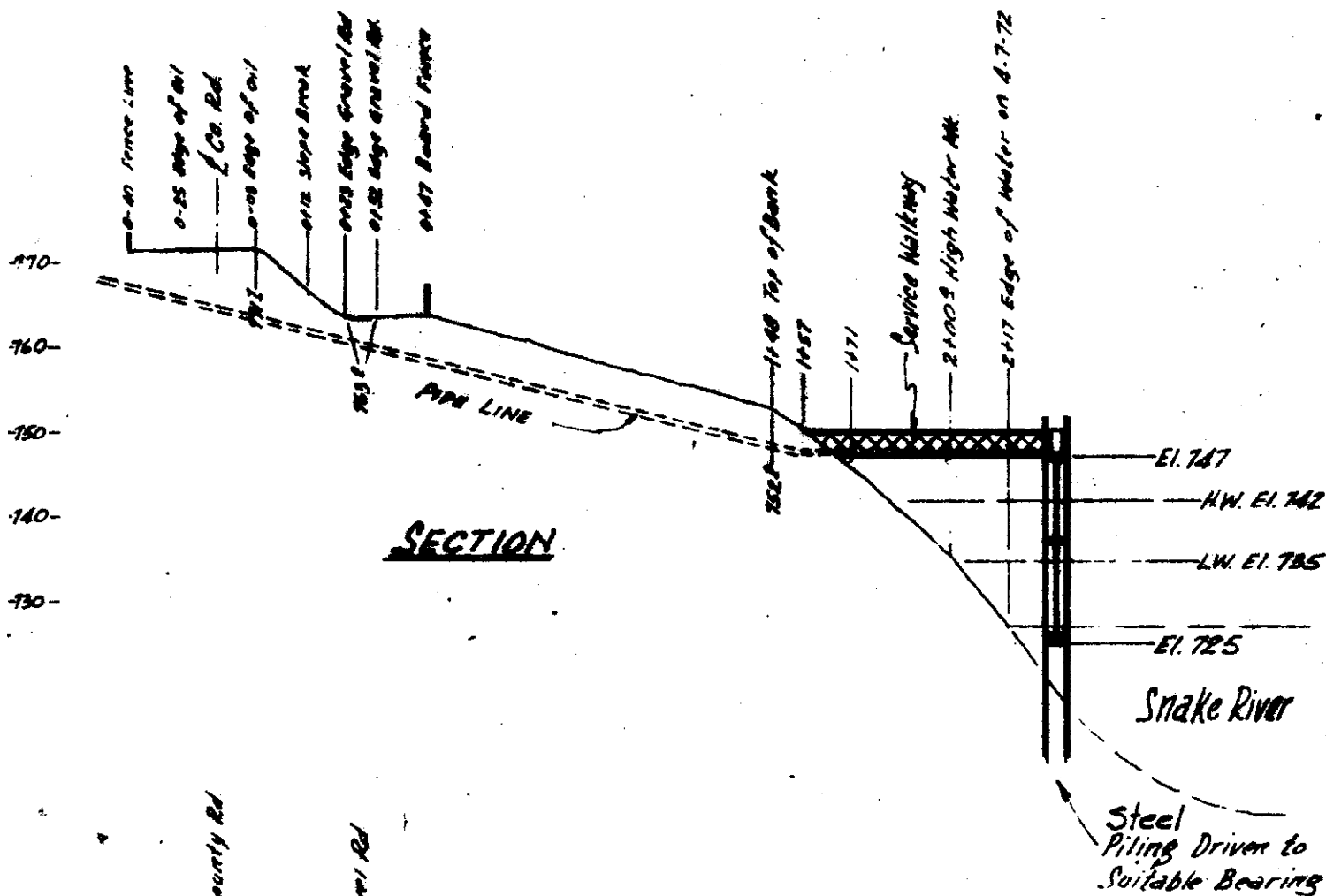
REFERENCE NO. 071-OYC-1-000164

6 June 1972

c. Replies should be mailed to reach this office not later than 6 July 1972.

Robert J. Kree
for DUANE M. DOWNING

Chief, Operations Division



MOUNTAIN WEST ENTERPRISES

Proposed Irrigation
Pumping Station

4-10-72

Sheet 2 of 2

PARRY, ROBERTSON, DALY & LARSON

LAWYERS

THE IDAHO FIRST NATIONAL BANK BUILDING

P. O. BOX 525

TWIN FALLS, IDAHO 83301

R. P. PARRY
T. M. ROBERTSON
JOHN H. DALY (1913-1966)
BERT LARSON
C. G. MCINTYRE
JOHN R. COLEMAN
THOMAS G. NELSON
JOHN A. ROSHOLT
FRED D. DECKER
ROBERT C. PAINE

May 9 2
Deposited TELEPHONE (208) 733-3722

State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Attention: Dorian Clay

Re: Application for Permit #03-7007

Dear Dorian:

Mr. A. Neil DeAtley, a principal in Mountain West Enterprises, has referred your letter of May 4, 1972, to me concerning the above-referenced permit.

You noted that in paragraph 10, we indicated that the 1 cubic foot per second requested for recreational purposes, from November 15 to March 1 (the winter season) is to keep a fresh water supply in two reservoirs created by the construction of earth-fill dams. In paragraph 6b of the application we estimated that the total capacity of the lakes would be 170 acre-feet. One cfs pumped through the winter months, would enable the applicant to basically replenish the total storage capacity of the lakes during the winter period. It is not contemplated that this would be the case, however, it is contemplated that it would be necessary to pump as much as 1 cfs for certain intervals of time to keep the lakes fresh and available for fishing and canoeing, boating, swimming, or whatever other recreation uses might be available.

The application would indicate that our only discharge would be into the lakes. In the irrigation season, this would present no problem because the water would be

3 7007

Mr. Dorian Clay

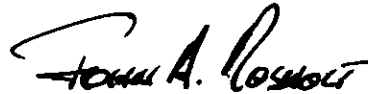
-2-

May 8, 1972

re-cycled fast enough and re-used for irrigation that the lakes could not become stagnant. In the winter months, unless we have a right to pump some fresh water into the lakes, they would suffer losses by reason of seepage and evaporation and not be as desirable for the intended purposes. I am certain that both lakes are located on natural coulees and, if it is necessary to discharge water from them during the winter months so as to make available space for fresher water, the water will be returned to the Snake River. Other than the evaporation or seepage, the recreational use would be non-consumptive.

I trust that this answers the questions in your letter of May 4. However, if there are additional questions, kindly address them to me and I will make my best attempt to answer them.

Sincerely,


JOHN A. ROSHOLT

JAR:hp

May 4, 1972

Re: Application for Permit No. 03-7007

Mountain West Enterprises
Post Office Box #776
Lewiston, Idaho 93501

Gentlemen:

In reviewing your application for permit, we find that we will need additional information concerning the amount of water requested for your recreation use. Please submit detailed information as to the nature of your proposed recreation use.

As soon as we are in receipt of this information, we shall continue with the processing of your application.

Very truly yours,

Dorian Clay
Water Resource Examiner
Western Division

DC:cs

03-7007

April 21, 1972

Mr. John A. Rosholt
Parry, Robertson, Daly & Larson
Lawyers
The Idaho First National Bank Building
P. O. Box 525
Twin Falls, Idaho 83301

Dear John:

Thank you for your recent letter with which you forwarded a power of attorney for the application by Mountain West Enterprises.

In answer to your question, we read Section 42-3806 to indicate that it is not required to obtain a stream channel alteration permit where the alteration is in connection with the diversion and use of water. Any activity within the stream channel by the water user which is for the purpose of cleaning, maintaining, constructing or repairing his facilities or removing obstructions from stream channels which interfere with water rights, would not require a permit.

Very truly yours,

R. KEITH HIGGINSON
Director

RKH:mjl

April 21, 1972

Re: Application No. 03-7007 - Mountain West Enterprises

Lewiston Morning Tribune
505 "C" Street
Lewiston, Idaho 83501

Gentlemen:

Enclosed you will find 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 the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

(signature of claimant)

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/BL
Enc: legal notice

03-7007

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Mountain West Enterprises,

P.O. Box 775, Lewiston, Idaho

has on April 19, 1972 submitted Application No. 03-7007
for a permit to appropriate 4.0 cubic feet per second and/or 375 / acre feet per annum
of water from SNAKE RIVER
by means of pump and pipeline
within the SE 1/4, Sec. 14, T. 35N, R. 6W, B.M., Nez Perce County

to be ~~used from~~ stored from Jan. 1 to Dec. 31 and used for recreational purposes
for ~~from~~ from Nov. 15 to March 1, and for the irrigation of 320 acres from March 1 to
Nov. 15

within the S 1/4, SW 1/4, Sec. 13; NE 1/4, Sec. 24, T. 35N, R. 6W, B.M.

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of Water
Administration, Statehouse, Boise, Idaho, 83707, on or before May 15, 1972.

R. KEITH HIGGINSON

Director

Published in the Lewiston Morning Tribune, Lewiston, Idaho

on April 27 and May 4, 1972

**LEGAL 4-27-72-21-w JWR PROOF
TO BOISE BEFORE PBULICA-
TION**

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Mountain West Enterprises, P.O. Box 775, Lewiston, Idaho has on April 19, 1972 submitted Application No. 03-7007 for a permit to appropriate 4.0 cubic feet per second and/or 375 acre feet per annum of water from Snake River by means of pump and pipeline within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, T. 35N, R. 6W, B.M., Nez Perce County to be stored from Jan. 1 to Dec. 31 and used for recreational purposes from Nov. 15 to March 1, and for the irrigation of 320 acres from March 1 to Nov. 15 within the S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 13; N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 24, T. 35N, R. 6W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before May 15, 1972.

R. KEITH HIGGINSON
Director Published in the Lewiston Morning Tribune, Lewiston, Idaho, on April 27 and May 4, 1972.

OK
4-26-72
ch

3 7007

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse -- Annex 2
Boise, Idaho 83707
(208) 384-2215

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

April 20, 1972

Parry, Robertson and Baly
Attorneys at Law
P. O. Box 525
Twin Falls, Idaho 83301

Gentlemen:

Attached herewith is your Receipt No. 8332 in the amount of \$ 55.00
for your application for permit submitted in the name of Mountain West
Enterprises,
which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

3 7007

PARRY, ROBERTSON, DALY & LARSON

LAWYERS

THE IDAHO FIRST NATIONAL BANK BUILDING

P. O. BOX 525

TWIN FALLS, IDAHO 83301

April 18, 1972

R. P. PARRY
T. M. ROBERTSON
JOHN H. DALY (1913-1968)
BERT LARSON
C. G. MCINTYRE
JOHN R. COLEMAN
THOMAS G. NELSON
JOHN A. ROSHOLT
FRED D. DECKER
ROBERT C. PAINE

RLA
RECEIVED

APR 19 1972

Department of Water Administration
TELEPHONE
(208) 733-3722

Mr. R. Keith Higginson, Director
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Re: Mountain West Enterprises

Dear Keith:

Enclosed is the power of attorney executed by one of the principals of Mountain West Enterprises concerning the permit I filed on their behalf last week.

On strictly the academic side, has any determination been made as to whether or not the construction of a diversion structure within the confines of a natural stream channel is an alteration within the terms of the stream protection law. In the particular case of Mountain West Enterprises, their diversion will be located temporarily below the high water line of the Snake River, obviously to be moved when slack water is backed up. I presume in any case they would be dealing with the Corps of Engineers and be exempt from the stream protection law under Idaho Code Section 42-3807. However, for my general information, I would like to know your position on the matter. Obviously it would be impossible to build any type of a diversion structure which did not alter the stream channel slightly. I am sure it is a question you have wrestled with before and I just thought I would "pick your brain" before the situation arises wherein I must advise a client as to

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PARRY, ROBERTSON, DALY & LARSON

Mr. R. Keith Higginson

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April 18, 1972

whether or not they must get a permit for alterations so as to construct a diversion structure even though they have been issued a permit to appropriate water.

Although probably no one in your department is looking forward to moving to Twin Falls, we are certainly looking forward to having a branch of your office located here. Please invite me to the grand opening.

Sincerely,



JOHN A. ROSHOLT

JAR:php

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PARRY, ROBERTSON, DALY & LARSON

LAWYERS

THE IDAHO FIRST NATIONAL BANK BUILDING

P. O. BOX 525

TWIN FALLS, IDAHO 83301

TELEPHONE
(208) 733-3722

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T. M. ROBERTSON
JOHN H. DALY (1913-1968)
BERT LARSON
C. G. MCINTYRE
JOHN R. COLEMAN
THOMAS G. NELSON
JOHN A. ROSHOLT
FRED D. DECKER
ROBERT C. PAINE

April 17, 1972

Mr. R. Keith Higginson, Director
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Attention: Water Rights Division

Dear Keith:

Under the date of April 13, 1972, I sent you a cover letter and an application for permit on behalf of Mountain West Enterprises, a joint venture. In re-checking, I note that I have left out a small acreage where the water will be beneficially used on the golf course and for some adjacent lots.

Pursuant to paragraph 2 of Idaho Code Section 42-211, I would like to amend by endorsement paragraph 8b of the application to include the NW 1/4 of the NW 1/4 of Section 24 and the NE 1/4 of the NW 1/4 of Section 24, all in Township 35 North, Range 6 West, Boise Meridian, Nez Perce County, Idaho. For convenience, I have re-typed this paragraph which can be taped or clipped to the application which I mailed to you last week. I have initialed it.

As you can tell from looking at the attachments to the permit, we don't contemplate the irrigation of all of the area but I know of no other way to break it down at this point of the planning stage. I want to make sure that the descriptions of the areas where the water will be beneficially applied encompass all possibilities. It appears that in the final analysis, approximately one hundred acres of the land will be in golf course and

PARRY, ROBERTSON, DALY & LARSON

Mr. R. Keith Higginson

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April 17, 1972

approximately one hundred fifty plus lots could receive water from the same system.

If you think that this manner of supplying an amendment for the permit is not permissible, please advise and we will comply with your request.

Sincerely,



JOHN A. ROSHOLT

JAR:php

Enclosure (1)

PARRY, ROBERTSON, DALY & LARSON

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April 13, 1972

Department of Water Administration
State House - Annex 2
Boise, Idaho 83707

Attention: Water Rights Division

Gentlemen:

Enclosed is a Power of Attorney which I have executed as a principal in Mountain West Enterprises, authorizing John A. Rosholt to sign an application for permit to appropriate waters, which permit has already been sent to you. Please include this Power of Attorney in the file.

Sincerely,



PARRY, ROBERTSON, DALY & LARSON

LAWYERS

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April 13, 1972

Mr. R. Keith Higginson, Director
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Attn: Water Rights Division

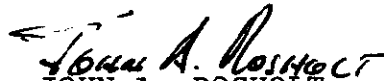
Dear Keith:

Enclosed please find application for permit to divert a maximum of four cubic feet per second from the Snake River south of Lewiston. Also enclosed is our check in the amount of \$35.00 payable to the Idaho Department of Water Administration.

Please mark the application for filing and hold it for ten days. Within that time you will receive a power of attorney executed by Mr. A. Neil De Atley authorizing my signature on the application for Mountain West Enterprises.

If there are questions or I can be of further assistance, don't hesitate to telephone me collect.

Sincerely,


JOHN A. ROSHOLT

JAR:php

Enclosure (2)

IDENT. N. 23-7007

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

WATER RIGHT
DATA ENTRY LOG

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