



WATER-RIGHT DOCKET

Nez Perce National Historical Park

Docket No: 5

WELL, DOMESTIC-IRRIGATION

State Water Rights Documentation

01-20-1989: notice of claim to a water right: # 84-7178

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 84-7178

Date Received

Receipt Number

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

Please type or print clearly

United States of America
1. Name of Claimant (s) National Park Service Phone (303) 221-8301
Water Resources Division
Mailing Address 301 S. Howes St. Room 353, Fort Collins, CO Zip 80521

2. Date of Priority (Only one (1) per claim) 06/08/1983

3. Source of water supply (a) Ground water
which is tributary to (b)

4. a. Location of existing point of diversion is: Township 33N Range 4E Section 7
1/4 of SE 1/4 of SW 1/4, Govt. Lot, B.M., County of Idaho

Additional points of diversion if any: None

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

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

Govt. Lot B.M., County of

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

Well with pump and pipeline to place of use. Well depth is 210 feet.

(both dates are inclusive) (cfs) (acre feet)

For Domestic purposes from 1/1 to 12/31 amount 0.01 or _____

For Irrigation purposes from 5/1 to 8/30 amount 0.01 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.01 (cfs) and/or (b) 2.1 (acre feet)

8. Total consumptive use claimed is 1.0 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic - 1 public drinking fountain, 2 public flush toilets.

10. Description of place of use:

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
33N	4E	7												$\frac{1}{2}$					$\frac{1}{2}$
33N	4E	7												D					D

Total number of acres irrigated $\frac{1}{2}$ acre

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

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

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

14. Remarks:

The water right claimed herein is used at Nez Perce National Historical Park.

Last Name USA - National Park Service Ident No. 84-7178

Copies: White -State, Yellow-Claimant

If applicable provide IDWR Water Right Number 84-7178
 Court _____ Case Number _____ Decree Date _____
 Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) _____ Date _____
 _____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Chief _____ Title _____
 of Water Rights Branch (WRB), Water Resources Division (WRD), that I have signed the foregoing
 National Park Service Organization (NPS)
 document in the space below as _____ Chief _____ of _____ WRB, WRD, NPS
 Title _____ Organization _____
 and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]
 Title and Organization _____ Chief, WRB, WRD, NPS Date 1/20/89

State of Idaho/or Colorado)
) SS.
 County of Larimer)

Subscribed and sworn (or affirmed) before me this 20th day of January, 19 89

SEAL

Notary Public

Residing at 205 W. Oak, Ft. Collins, CO 80506My Commission Expires 9-29-91

Please Print Name

17. Notice of Appearance:

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

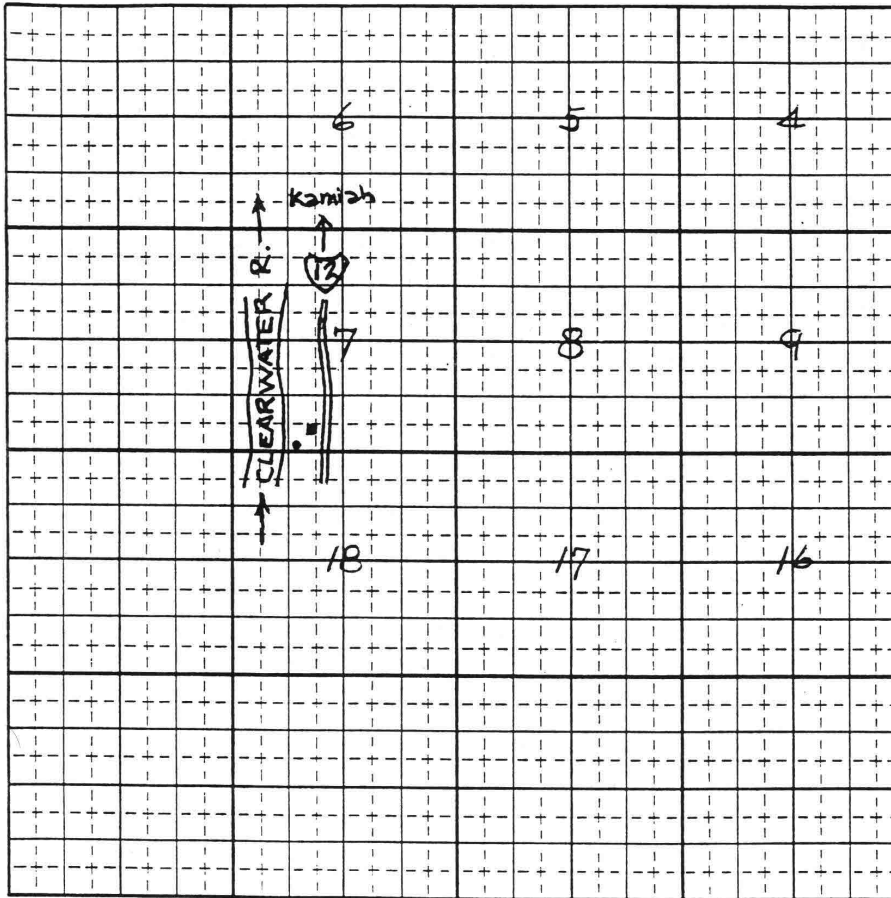
Signature [Signature]
 Address U.S. Dept. of Justice - Land + Natural Resources Division - Indian Resources Section
P.O. Box 44378 Washington, D.C. 20026-4378
 Date 2/1/89

Last Name USA - National Park Ident. Number 84-7178
Service

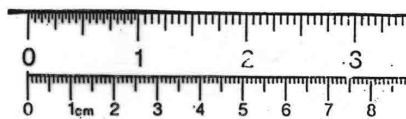
Copies White-State, Yellow-Claimant

Scale: 2 inches equals 1 mile

Township 33 North Range 4 East



Last Name USA - National Park Service Ident No. 84-7178 Copies: White-State, Yellow-Claimant





State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

November 9, 1987

U.S. DEPT. OF INTERIOR
NATIONAL PARK SERVICE
NEZ PERCE NATL. HIST. PARK
P.O. BOX 93
SPALDING, ID 83551

RECEIVED
NEZ PERCE N.H.P.

NOV 12 1987

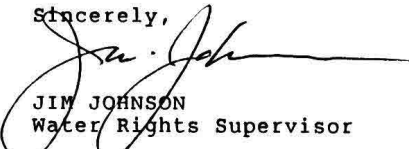
☒ Sup.	☐
☐ Asst. Sup.	☐
☐ Chief & Asst.	☐
☐ Admin.	☐
☐	☐ File

RE: Permit No. 84-7178

Dear Permit Holder(s):

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

Sincerely,


JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 84-7178

Priority: June 8, 1983 Amount: .01 CFS 2.1 AFA

This is to certify, that U.S. DEPT. OF INTERIOR

NATIONAL PARK SERVICE

NEZ PERCE NATL. HIST. PARK

P.O. BOX 93

SPALDING, ID 83551

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated June 8, 1983, and has submitted proof to the Department of Water Resources on July 20, 1984, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .01 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Irrigation	05/01 to 08/30	.01 cfs	1.5 afa
Domestic	01/01 to 12/31	.01 cfs	.6 afa
	Totals	.01 CFS	2.1 AFA

LOCATION OF POINT OF DIVERSION(S): SESW, Sec. 7, Township 33N, Range 4E
Idaho County

PLACE OF USE: Irrigation

TWN RGE SEC

33N 4E 7 SESW

PLACE OF USE: Domestic, same as Irrigation use

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Actual acres irrigated = 0.5.

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 9th day of November, 19 87.

Director

Form 219B
5/84STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORTRECEIVED
JUL 26 198584-7178
Permit No.

Department of Water Resources

1. Measurement Calculations

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

Domestic (drinking water) - allow 0.01 cfs

Irrigation - $Q_{I.R.} = 0.01 \text{ cfs}$ $Q_{T \max} = 0.02 \text{ cfs}$ $Q_{app} = 0.01 \text{ cfs}$ $\therefore Q_T = 0.01 \text{ cfs}$

- b) Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (1/2)(3.0) = 1.5$ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.38$ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 1.5$

- c) Volume Calculations for Other Uses:

Domestic (non-irrigation) = 0.6 AFA

2. Overlap Review

- a) Other water rights with same place of use:
- None

- b) Other water rights with same point of diversion:
- None

- c) Analysis:

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MAR 16 1988

RECOMMENDED AMOUNTS

3.	Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
	84-7178	6/8/83	0.01	6/8/83	6/30/84	0.01

4. Permit Holder: United States of America National Park ServiceAddress: P.O. Box 93 Spalding, Id 835515. Source: Groundwater tributary to _____

6. Beneficial Use	Period of Use From To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
<u>Domestic</u>	<u>1/1 12/31</u>	<u>0.01</u>	<u>0.6</u>
<u>Irrigation</u>	<u>5/1 8/30</u>	<u>0.01</u>	<u>1.5</u>
Allowable Maximums:			<u>0.01 2.1</u>

7. Point(s) of Diversion:

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
			SE	SW	7	33N	4E	Idaho

8. Place(s) of Use

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
33N	4E	7															8 1/2		1/2
Total Acres																		1/2	

9. Recommended Conditions/Remarks: Ac. IRRIG = 1/2 Ac.

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

Checked in Regional Office by

Approved in State Office by

MAR 16 1988

Date 6/20/85Date 1/17/85Date 10/20/87

JUL 26 1985

Department of Water Resources

Permit No. 84-7178

Phone No. 843-2261

- | | | | | | | |
|----|--------------------------------|-----------------------|-----------|-----------------------------|----------------------|--|
| 4. | Well/Diversion*
No. | Motor
Make | HP | Motor
Serial No. | Pump
Make | Pump Serial No. or
Discharge Size |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

*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.)
6" well pump and pipeline to drinking fountains
and ~10 ac lawn irrigation

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

7. Measurements ☐ Additional data/computation sheets attached

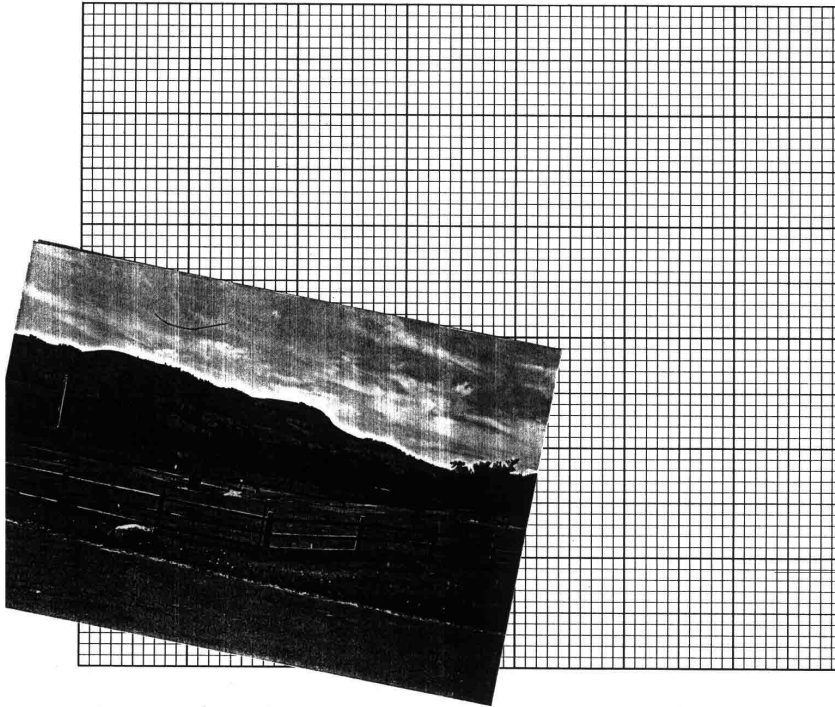
- | 8. Point(s) of Diversion: | Indicate Method of Determination |
|---------------------------|----------------------------------|
|---------------------------|----------------------------------|

[illegible]

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

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	
33N	4E	7																1/2	

10. Other water rights on these ' ds None
11. Other water right diverted from same p.d. None
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 _____

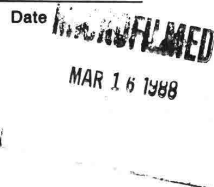
15. Recommended Amendments
- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
- ☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

16. Examiner's/Consultant's Signature L. B. Bond Date 5/22/85

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____



CONSULTANT SEAL

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

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

August 30, 1984

UNITED STATES NATIONAL PARK SERVICE
NEZ PERCE HISTORICAL PARK
BOX 93
SPALDING ID 83551

RE: Permit No. 84-7178

Dear Permit Holder:

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

Before a Water Right License can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 765-4639 or in person at our office.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

RECEIVED

MAR 16 1988

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 84-7178.

Name(s) of Permit Holder: United States of America Nat. Park Service

Post Office Address: Nez Perce National Historical Park P.O. Box 93
Spalding, Idaho 83551 Tel. No. (208) 843-2261

Source of Water: Ground water

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 1.0 (acres)
☒ Other Public drinking fountain and comfort station/restroom

Measuring Device: Required? ☐ Yes ☐ No Installed? ☒ Yes ☐ No
Access Port: Required? ☐ Yes ☐ No Installed? ☒ Yes ☐ No

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

7/18/84

Date

APPROVED

John C. Whitaker
Signature of Permit Holder

Form 204-p
6/82

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 84-7178
Name(s) of Permit Holder(s): United States of America, Nat. Park Service
Post Office Address: Nez Perce National Historical Park P.O. Box 93
Spalding, Id. 83551 Tel. No. (208) 843-2261

☒ I hereby certify that construction of diversion works for the above referenced permit began on Nov 23, 1979 _(date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

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

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

7/13/84
Date

Andy C. Whitaker
Signature of Permit Holder

Form 202
RECEIVED

JUN 8 1983

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMITIdent. No. 84-7178

APPROVED

Department of Water Resources
Northern District Office To appropriate the public waters of the State of Idaho

1. Name of applicant United States of America, Nat. Park Service Phone (208) 843 2261
Post office address C/O Nez Perce Nat'l Historic Park, P.O.Box 93, Spaulding, ID 83551
2. Source of water supply Ground water which is a tributary of _____
3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 7 Township 33N
Range 4 E B.M. LEWIS Idaho (fm. map pms 11/10/83) County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Allow 0.01 cfs *kw 12/9/83

Amount 0.001 for domestic* purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.01 for irrigation purposes from 5/1 to 8/30 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

*See remarks

5. Total quantity to be appropriated:

- a. 0.01 cubic feet per second and/or b. 0.02 acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. 6" ID multi casing well-210 ft. deep with 300' of 2" pvc buried pipe line to serve comfort station and drinking fountain and hose connection.
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____
Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial

Allow 1 year *kw 12/9/83
use is _____ years (minimum 1 year - maximum 5 years). completed 1981.

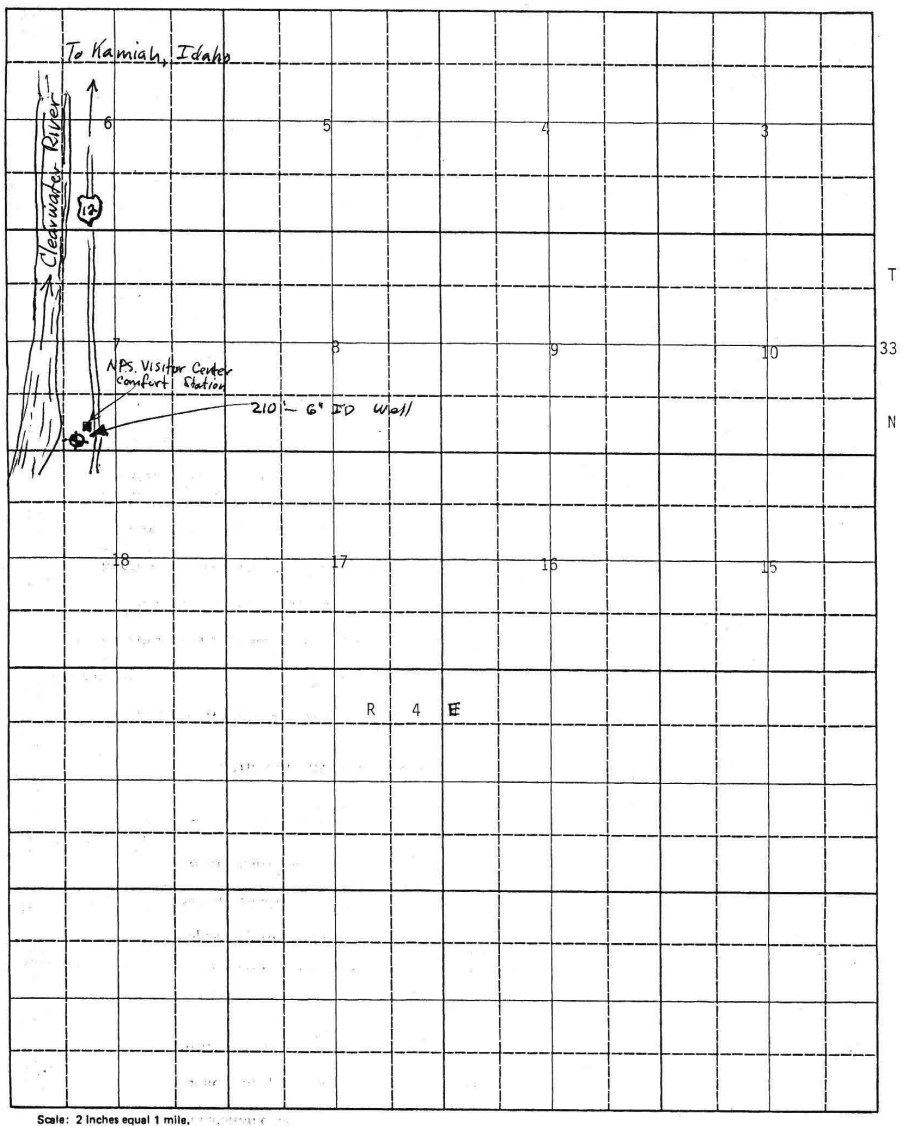
8. Description of proposed uses:

a. If water is not for irrigation:

- (1) Give the place of use of water: SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 7 Township 33N
Range 4E B.M.
- (2) Amount of power to be generated: -0- horsepower under _____ feet of head.
- (3) List number of each kind of livestock to be watered -0-
- (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: _____

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.

MICROFILMED

Stacy C. Whitaker
(Applicant)
by Superintendent Nez Perce Nat'l Historical Park



CENTRAL

Proposed Priority 9/8/83
 Received by [Signature] Date 6/8/83 Time 3:30 pm
 Preliminary check by [Signature] Fee \$ 30.00
 Received by [Signature] Date 11/7/83 (31358)
 Publication prepared by [Signature] Date 11/10/83
 Published in Id. City News Press
 Publication dates 11/10-23/83
 Publication approved [Signature] Date 11/24/83
 Protests filed by: NONE

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by [Signature] kw

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. 84-7178, 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 January 1, 19 85.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:

Witness my hand this 19th day of December, 1983.

[Signature]
 Chief, Operations Bureau

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

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

U.S. DEPT. OF INTERIOR
NATIONAL PARK SERVICE
NEZ PERCE NATL. HIST. PARK
P.O. BOX 93
SPALDING, ID 83551

JANUARY 04, 1984

RE: PERMIT NO. 84-7178

DEAR PERMIT HOLDER:

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

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT. ALSO ENCLOSED FOR YOUR CONVENIENCE IS THE STATEMENT OF BENEFICIAL USE POSTCARD THAT MUST BE SUBMITTED WHEN YOUR PROJECT IS COMPLETED.

SINCERELY,

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

ENCLOSURE

MICROFILMED

NOTICE OF APPLICATION
FOR WATER RIGHT
The following application(s) have been filed to appropriate the public waters of the State of Idaho:
94-7173
U.S. DEPT. OF INTERIOR
NATIONAL PARK SERVICE, NEZ PERCE NATL HIST. PARK, P.O. BOX 83, SPALDING, ID 83551
Source: GROUNDWATER
Date Filed: 06/06/1983
Diversion Pt.: SESW Sec 07 T 33N R 04E
Use: IRRIGATION (0.01 CFS) DOMESTIC (0.0010 CFS)
In: SESW Sec 07 T 33N R 04E FOR 1 ACRES.
The permit(s) will be subject to all prior water rights. Permits must be filed with the Director, Dept. of Water Resources, 4055 Gov't Way, Coeur d'Alene, Id. 83814 on or before DECEMBER 5, 1983.
KENDUNN, Dir.
Published 11/16 & 11/23/83.
N16-23

OK
11/25/83

AFFIDAVIT OF PUBLICATION

Nona Donaldson being first duly sworn, says he is the office manager of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for 2 weeks, being published 2 times, the first publication being on the 16 day of November, 19 83, and the last publication on the 23 day of November, 19 83; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Nona Donaldson

Subscribed and sworn to before me this 23 day of November, 19 83

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

MICROFILMED

RECEIVED
NOV 23 1983
Department of Water Resources

84-2178

U.S. DEPT. OF INTERIOR

NATIONAL PARK SERVICE, NEZ PERCE NATL. HIST. PARK, P.O. BOX 93,
SPALDING, ID 83551

Source: GROUNDWATER

Date Filed: 06/08/1983

Diversion Pt: SESW Sec 07 T 33N R 04E

Use: IRRIGATION	(0.01 CFS)
DOMESTIC	(0.0010 CFS)

In: SESW Sec 07 T 33N R 04E FOR 1 ACRES

MICROFILMED

Form No. 202a
3/79State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JK APPLICATION NUMBER: 84-7178

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☐ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

Fee - receipt 11/1/83 p

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
☐ Yes ☒ No Final date for protests: 12/5/83
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 11/29/83
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☐ No Measuring device required.
☐ Yes ☐ No Access port required.
☐ Yes ☐ No Will water be delivered by watermaster? If yes, what district? _____
☒ 6/8/83 Date of priority recommended.
 Special conditions of approval or cover letter. _____

By: DA Date: 12/6/83 Department of Water Resources

STATE OFFICE REVIEW:

LTC

- ☐ See attached sheet for more information.

By: Ray Date: 12/13/83 DECEMBER 1983

MICROFILMED

Department of Water Resources

Form 202
3/78

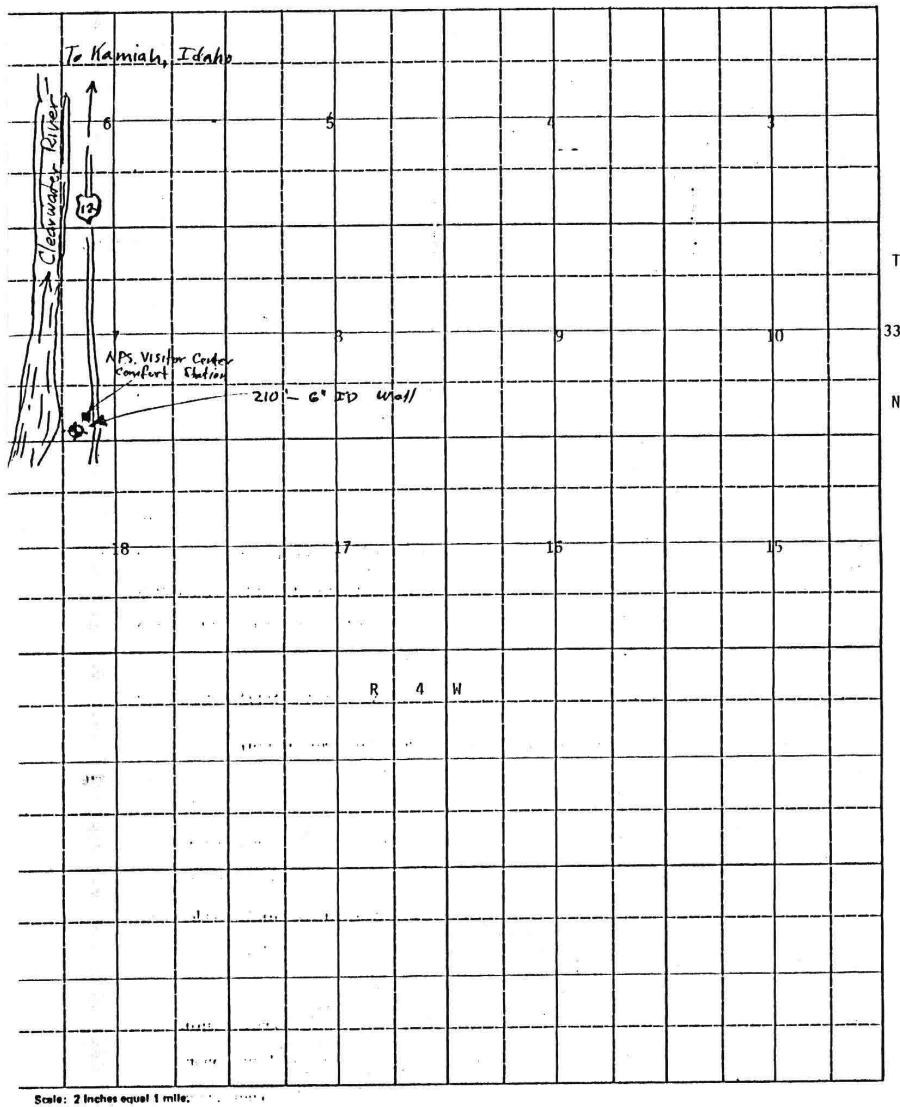
Ident. No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
-- APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant United States of America, Nat. Park Service Phone (208) 843 2261
Post office address C/O Nez Perce Nat'l Historic Park, P.O.Box 93, Spaulding, ID 83551
2. Source of water supply Ground water which is a tributary of _____
3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 7 Township 33N
Range 4 E B.M. Lewis County, additional points of diversion if any: _____
4. Water will be used for the following purposes:
 Amount 0.001 for domestic* purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount 0.01 for irrigation purposes from 5/1 to 8/30 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum) *See remarks
5. Total quantity to be appropriated:
 a. 0.01 cubic feet per second and/or b. 0.02 acre-feet per annum.
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 6" ID multi casing well-210 ft. deep with 300' of 2" pvc buried pipe line to serve comfort station and drinking fountain and hose connection.
 - b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____
 Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. Time required for the completion of the works and application of the water to the proposed beneficial use is _____ years (minimum 1 year — maximum 5 years). completed 1981.
8. Description of proposed uses:
 - a. If water is not for irrigation:
 - (1) Give the place of use of water: SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 7 Township 33N
Range 4E B.M.
 - (2) Amount of power to be generated: -0- horsepower under _____ feet of head.
 - (3) List number of each kind of livestock to be watered -0-
 - (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: _____

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.

by Superintendent Nez Perce Nat'l Historical Park



Received by _____ Date _____ Time _____
Preliminary check by _____ Fee \$ _____
Receipted by _____ Date _____
Publication prepared by _____ Date _____
Published in _____
Publication dates _____
Publication approved _____ Date _____
Protests filed by: _____

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

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. _____, and said application is hereby _____.

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 _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:

Other Supporting Information



United States Department of the Interior

OFFICE OF THE SOLICITOR

Pacific Northwest Region
500 N.E. Multnomah Street, Suite 607
Portland, Oregon 97232

MAY 11 1989

NPS.PN.0329

MEMORANDUM

TO: Owen Williams, Water Resources Division, NPS

FROM: Barbara Scott-Brier, ORS

SUBJECT: In Re the General Adjudication of Rights to the Use of
Water from the Snake River Basin Water System, Civ. No.
39576 (5th Jud. Dist., Twin Falls, Id.)

Owen

Enclosed, as you requested, is a copy of the Department of Justice's February 2, 1989, cover letter to the State of Idaho and copies of the United States' filings regarding Snake River water right claims of the National Park Service.

Please let me know if you have any questions or comments.

cc w/attach:
Lynn Collins, Reg. Sol., SLC
Jack Hockberger, Boise FO, SOL
Bob Oser, Reg 1, FWS
Lou Hilderbrand, PAO, BIA



HM:PCMonson:gpt
90-6-2-63

Washington, D.C. 20530

February 2, 1989

Mr. Clive Strong
Assistant Attorney General
State of Idaho
Statehouse
Boise, Idaho 83720

Dear Clive,

Re: In re the General Adjudication of Rights to the
Use of Water from the Snake River Basin Water
System, Civ. No. 39576 (5th Jud. Dist. Twin
Falls).

Please find enclosed the claims of the United States for the Nez Perce National Historic Park and for that portion of Yellowstone National Park which is located in the Snake River Basin in Idaho. The claims for the Nez Perce National Historic Park are for state law appropriative water rights only and are described on the enclosed forms. I have enclosed both parts of each form, and would appreciate you or the Department of Water Resources assigning a number, if necessary, and acknowledging receipt of the form and returning it to me. No reserved water rights are claimed for this historic park because the land was not reserved from the public domain.

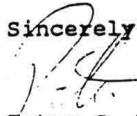
Water rights for Yellowstone are reserved rights and are described in a separate document and enclosures which include a map. I am informed by the Park Service that there are no state appropriative rights for Yellowstone in the area under adjudication.

I am informed that there are two new park units in Idaho--City of Rocks National Reserve and Hagerman Fossil Beds National Monument--which were recently established by congressional act. The Park Service is compiling claims for these two new units which will be submitted at a later date, hopefully within the next six months.

2

Once you have had an opportunity to review these claims, we will be glad to work with you in preparing one or more stipulations to be filed in Court which would be similar to the version which we have proposed for Craters of the Moon. If you have any questions, of course, do not hesitate to call me.

Sincerely,


Peter C. Monson
Attorney, Indian Resources Section
Land and Natural Resources Division
(202) 272-5749

Enclosures
cc: w/o enc.

Lynn Collins, Esquire
Barbara Scott-Brier, Esquire
John Hill, Esquire
Warren Derbidge, Esquire
Stan Ponce

Vett Hughes
Alice Johns
Owen Williams
Stanley L. Ponce

January 20, 1989

LS4(479)
PNWR/NEPE/Water Rights

Memorandum

To: Regional Director, Pacific Northwest Region
Attention: Richard L. Winters

From: Chief, Water Resources Division

Subject: General Adjudication of Rights to the Use of Water From the Snake
River Basin Water System (5th Jud. Dist., Twin Falls, ID) on Appeal,
No's. 17267 and 17265 (Id. S. Ct.)

NOTICES OF CLAIM TO A WATER RIGHT for Nez Perce National Historical Park and a
draft letter from the Regional Director, Pacific Northwest Region, to the
Solicitor, Pacific Northwest Region are attached. To meet Court-imposed
deadlines, these claims must be received in the Solicitor's Office by
January 25, 1989.

If you have any questions, please contact Owen Williams at (303) 221-8301.

Stanley L. Ponce

Attachments

cc: NEPE - Superintendent
WASO, WRD - Williams

bcc: PNW - Ron Hyra
Barbara Scott Brick

FNP:JHUGHES:jr:221-8329:01/19/89:WANG #227

January 20, 1989

L54(479)
PNWR/NEPE/Water Rights

Memorandum

To: Solicitor, Pacific Northwest Region
Attention: Barbara Scott-Brier

From: Regional Director, Pacific Northwest Region

Subject: General Adjudication of Rights to the use of water
from the Snake River Basin Water System (5th Jud.
Dist., Twin Falls, ID) on Appeal, Nos. 17267 and
17265 (Id. S. Ct.).

NOTICES OF CLAIM TO A WATER RIGHT for Nez Perce National
Historical Park (NEPE) are enclosed. The Notices are for
appropriative water rights; no Federal reserved water right
claims were prepared since none of the park land was reserved
from public domain.

By memorandum of January 12, 1989 from the Chief, Water Rights
Branch, Water Resources Division (WRD), you were informed of two
new park units in Idaho -- City of Rocks National Reserve and
Hagerman Fossil Beds National Monument -- which were recently
established by Congressional Act. It is my understanding that
water right claims for these units are not needed by January 25,
1989, as are the NEPE claims, and that when the NEPE claims are
submitted, the State of Idaho will be informed that the United
States is developing claims to be submitted at a later date for
the two new units.

If you have any questions regarding the attached, please contact
Owen Williams of the WRD at (303) 221-8301.

Attachments

cc: NEPE - Superintendent
PNWR - Hyra
WASO,WRD - Williams



John V. Evans
Governor

C. Stephen Allred
Director

September 26, 1983

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

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

Finance Office
Pacific Northwest Region
Westin Building - Rm. 1920
2001 6th Ave.
Seattle, Wa. 98121

Re: Order No. PX-9370-3-0067

Gentlemen:

Enclosed is the above-referenced Order for Supplies or Services requesting that \$90.00 be paid to the Idaho Department of Water Resources for one (1) Claim to a Water Right and two (2) Applications for Permit for Water Rights.

We have completed the back of the form and assume that this is all that is required to receive payment.

If any further information is needed, please contact this office.

Sincerely,

Patricia M. Styba
Secretary - O/C

Enc. - Order for Supplies or Services

MICROFILMED

MARK ALL PACKS AND PAPERS WITH CONTRACT AND/OR ORDER NUMBERS						
1. ORDER NO. 06/07/83	2. CONTRACT NO. (if any) Govt.					
3. ORDER NO. PX-9370-3-0067						
4. ISSUING OFFICE Department of Interior, National Park Service, Nez Perce National Historical Park; P. O. Box 93, Spalding, Idaho 83551						
5. ACCOUNTING AND APPROPRIATION DATA 9370 - 105.2500 N (39N) \$90.00						
6. SHIP TO (Consignee and Address, ZIP Code) Nez Perce National Historical Park P. O. Box 93, Spalding, Idaho 83551	VIA Best Method					
7. TO CONTRACTOR (Name, Address, ZIP Code) IDAHO DEPT. OF WATER RESOURCES Northern Regional Office Route 5, Box 203 Suite 1 Coeur d'Alene, Idaho 83814	8. TYPE OF ORDER ☒ (a) Purchase Reference year Please furnish the following on the terms specified in the sales of this order and on the attached sheets, if any, including delivery as indicated. This purchase is regulated by the authority of Section 302(c)(1) of the Act (41 U.S.C. 252(c)(1)) ☐ (b) Delivery Except for billing instructions on the reverse, this delivery order is subject to instructions contained on this side only of this form and is issued subject to the terms and conditions of the above numbered contract.					
9. REQUISITION OFFICE NEPE/Administration	10. REQUISITION NO. PURCHASE AUTHORITY A-9370-3-0026					
11. FOB POINT Shipping Point	12. GOVERNMENT B/L NO. None					
13. DELIVERY TO FOB POINT ON OR BEFORE NLT 06/30/83	14. DISCOUNT TERM Net 30					
15. SCHEDULE						
Item No. (a)	Supplies or Services (b)	Quantity Ordered (c)	Unit (d)	Unit Price (e)	Amount (f)	Quantity Accepted (g)
1.	Filing fees, federal water right claims: -- surface water right claim -- ground water permit	1 2	ea ea	30.00 30.00	\$30.00 60.00	
Bob - claim fees - 3 complete back of this form & send to Seattle for fees R RECEIVED JUN 8 1983 Department of Interior Northern Regional Office						
16. CLASSIFICATION ☐ SMALL BUSINESS ☒ OTHER THAN SMALL BUSINESS ☐ MINORITY BUSINESS ENTERPRISE						15. (h) Total from column (f) pages
SEE BILLING INSTRUCTIONS ON REVERSE	17. SHIPPING POINT	18. GROSS SHIPPING WEIGHT	19. INVOICE NO.			
	20. MAIL INVOICE TO (Include ZIP Code) Finance Office, Pacific NW Region, Rm 1920, Westin Bldg., 2001 6th Ave., Seattle, WA 98121				\$90.00	15. (i) GRAND TOTAL
21. UNITED STATES OF AMERICA By (Signature) <i>Carol M. Camel</i>			22. NAME (Typed) Mrs. Carol M. Camel TITLE: CONTRACTING ORDERING OFFICER			

ORDER FOR SUPPLIES OR SERVICES

147-108

STANDARD FORM 147 (REV. 2-77)
Prescribed by GSA FPMR (41 CFR) 101-11.6

MICROFILMED



IN REPLY REFER TO:

United States Department of the Interior

NATIONAL PARK SERVICE

Nez Perce National Historical Park
Box 93
Spalding, Idaho 83551

L54
(NEPE-S)

June 7, 1983

Northern Regional Office
Idaho Department of Water Resources
Route 5, Box 203
Suite 1
Coeur d'Alene, ID 83814

Gentlemen:

Enclosed are applications for two water permits and one claim to a water right for waters used by the Nez Perce National Historical Park.

Also enclosed is a purchase order for \$90 in filing fees.

Your assistance is appreciated.

Sincerely,

Fahy C. Whitaker
Superintendent

Enclosures

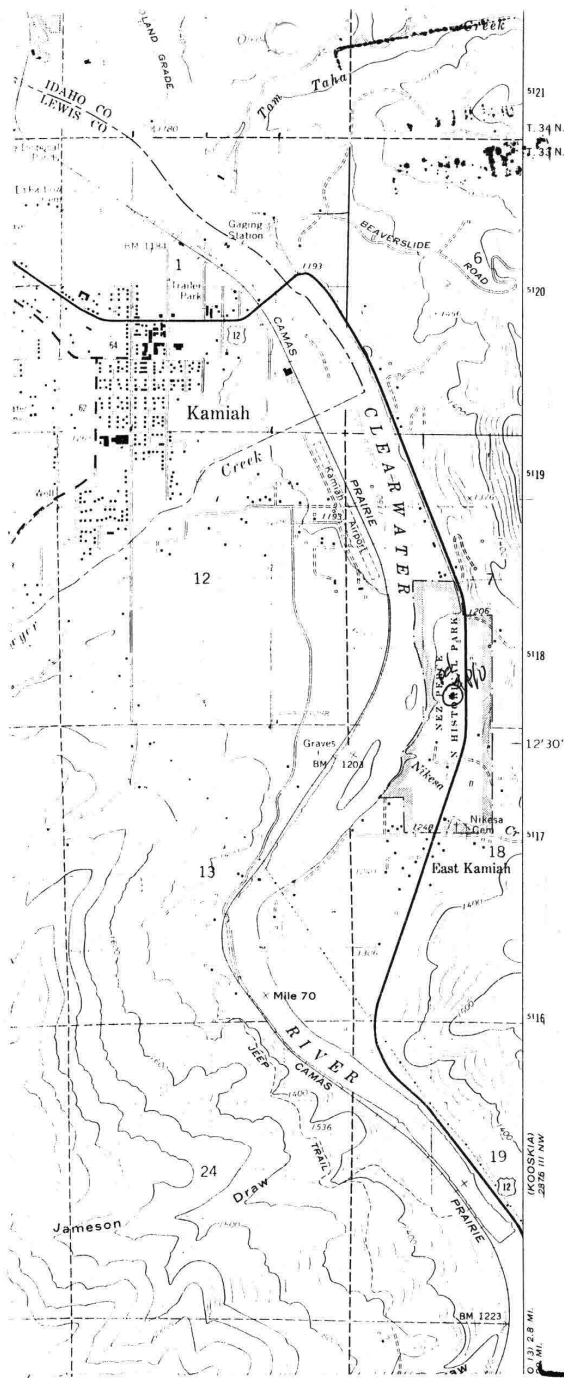
MICROFILMED

RECEIVED

JUN 8 1983

**Department of Water Resources
Northern District Office**

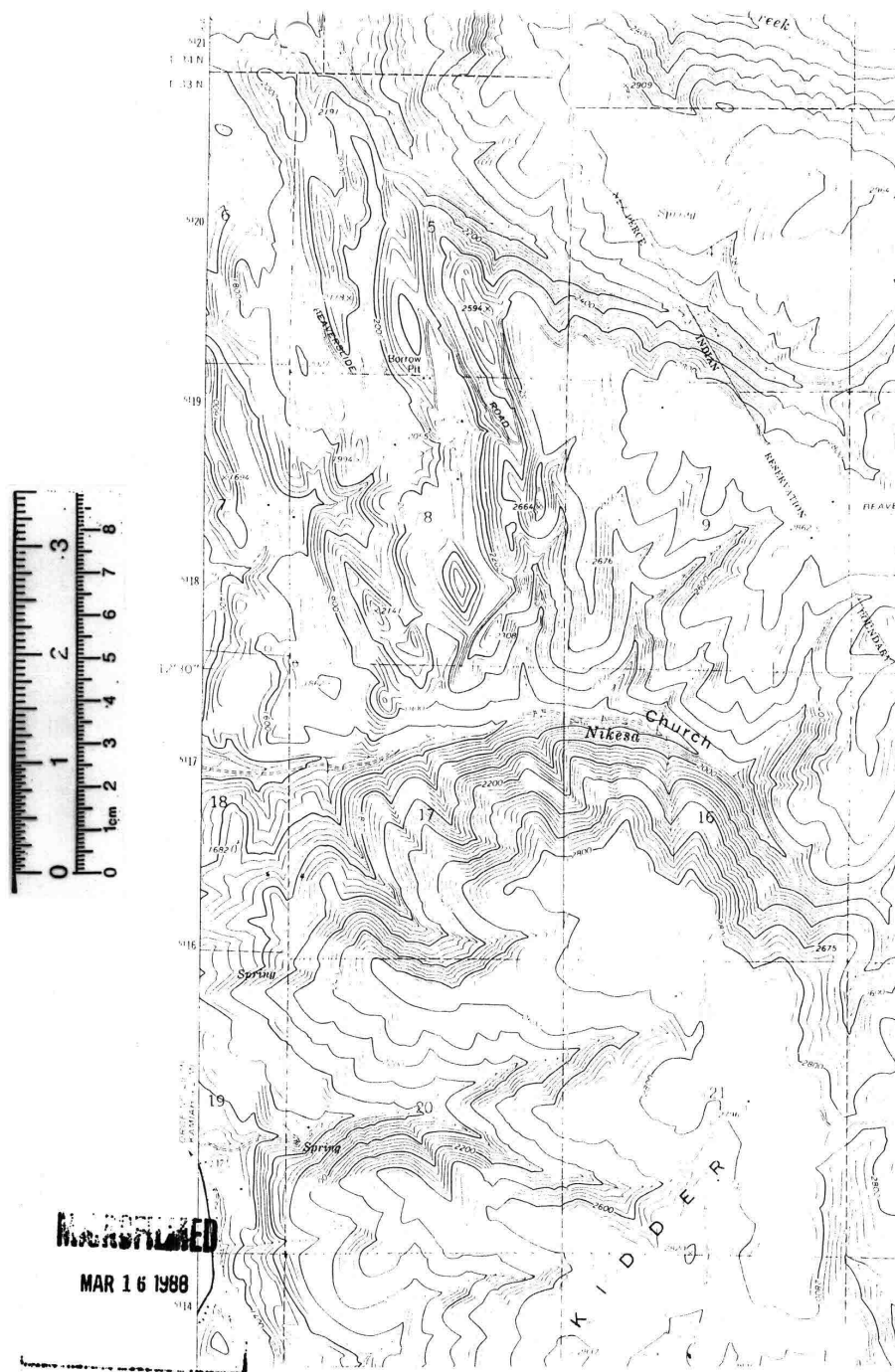
Maps and Miscellaneous Information



MANUSCRIPT

MAR 16 1988

TWP. 33 N RGE. 4 E SEC. 7 MAP # M-10 MAP SCALE 7 1/2
 DATE OF FIELD EXAM _____ FIELD REPORT MAP PERMIT # 84-7178



TWP. 33 N RGE. 4 E SEC. 7 MAP # 14-11 MAP SCALE 7 1/2
DATE OF FIELD EXAM _____ FIELD REPORT MAP PERMIT # 84-7178

Docket Information

Number of Documents in Docket 35
Documents Dated from 6/7/1983 to 5/11/1989
Docket Compiled: 6/2/2011