

State of Idaho  
Department of Water Resources  
**Permit to Appropriate Water**  
No. 57-12016

Priority: July 06, 2020

Maximum Diversion Rate: 0.40 CFS

This is to certify that

JUNAYO RANCH LTD PARTNERSHIP 1087 W RIVER ST STE 230 BOISE ID 83702-7023

has applied for a permit to appropriate water from:

Source : COTTLE CREEK

Tributary: REYNOLDS CREEK

and a permit is APPROVED for development of water as follows:

Beneficial Use

IRRIGATION

Period of Use

03/15 to 11/15

Rate of Diversion

0.40 CFS

Location of Point(s) of Diversion

COTTLE CREEK NW¼ SE¼, Sec. 14, Twp 02S, Rge 04W, B.M. OWYHEE County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	04W	14															6.0	9.0	15.0
02S	04W	23	1.0	4.0															5.0

Total Acres: 20.0

**Conditions of Approval**

1. Proof of application of water to beneficial use shall be submitted on or before **September 01, 2025**.
2. Subject to all prior water rights.
3. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 57.
4. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.
5. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

This permit is issued pursuant to the provisions of Idaho Code § 42-204.

Signed this 04 day of September, 2020.
  
 PATRICK KELLY

Water Rights Supervisor

State of Idaho  
Department of Water Resources






# Attachment to Permit to Appropriate Water

57-12016

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

04W



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.075 0.15 0.3 Miles





State of Idaho

## DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

September 04, 2020

JUNAYO RANCH LTD PARTNERSHIP  
1087 W RIVER ST STE 230  
BOISE ID 83702-7023

RE: Permit No. 57-12016

### Permit Approval Notice

Dear Permit Holder(s):

The Department of Water Resources ("Department") has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review all the conditions of approval listed on your permit. The conditions include requirements that you must accomplish, such as timely submittal of proof of beneficial use or installation of a measuring device, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district. Failure to comply with the conditions of approval may result in your permit lapsing or being canceled.

The permit is a PRELIMINARY ORDER issued pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

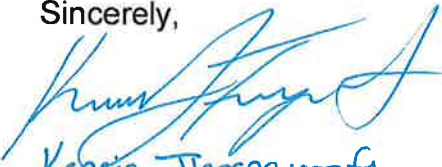
The final step in the water right process is issuance of a water right license. To receive a water right license, you must first commence the excavation or construction of your diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is complete. In addition, you must divert and use water to the full extent intended and submit a *Statement of Completion for Submitting Proof of Beneficial Use* by the date shown in condition no. 1 of your permit. The Department will send you a *Proof Due Notice* approximately 60 days prior to the date listed in condition no. 1 of your permit.

You may also require approvals from other Department programs, such as Ground Water Protection, Safety of Dams, or Stream Channel Protection, to accomplish your proposed development. Please call or visit any Department office or see the Department's website at [idwr.idaho.gov](http://idwr.idaho.gov) for more information about these programs.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 334-2190.

Sincerely,

  
For: Keesie Thorneycroft  
Patrick Kelly  
Water Rights Supervisor

Enclosure(s)

## CERTIFICATE OF SERVICE

I hereby certify that on September 04, 2020, I served a true and correct copy of Permit to Appropriate Water No. 57-12016 by U.S. Mail, postage prepaid, to the following:

JUNAYO RANCH LTD PARTNERSHIP  
1087 W RIVER ST STE 230  
BOISE ID 83702-7023



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Kensie Thorneycroft  
Administrative Assistant 1

## **EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER**

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

### **PETITION FOR RECONSIDERATION**

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

### **EXCEPTIONS AND BRIEFS**

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

### **REQUEST FOR HEARING**

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

### **ORAL ARGUMENT**

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

## **CERTIFICATE OF SERVICE**

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

## **FINAL ORDER**

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

## **APPEAL OF FINAL ORDER TO DISTRICT COURT**

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



# The Owyhee Avalanche

P.O. Box 97 • HOMEDALE, IDAHO 83628

208 / 337-4681  
EMAIL: OFFICE@OWYHEE.COM

RECEIVED

AUG 17 2020

WATER RESOURCES  
WESTERN REGION

## AFFIDAVIT OF PUBLICATION

STATE OF IDAHO )  
 ) ss  
COUNTY OF OWYHEE )

I, Joe E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of publication of the notice hereinafter mentioned, I was and now am the publisher of The Owyhee Avalanche, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3. That the said The Owyhee Avalanche has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a copy of said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in said newspaper

in two  
(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

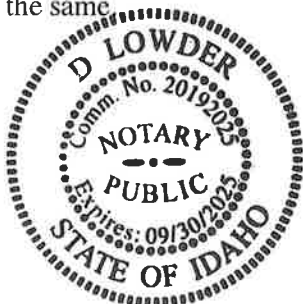
8/5 + 8/12/20

SIGNED: \_\_\_\_\_

STATE OF IDAHO

COUNTY OF OWYHEE }

On this 13<sup>th</sup> day of August in the year 2020, before me, a Notary Public, personally appeared JOE E. AMAN, known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.



[Signature]  
Notary Public of Idaho

Residing at

Homedale, ID

My commission expires:

09, 30, 2025



# Public notices

## SYNOPSIS OF OWYHEE COUNTY COMMISSIONER MINUTES

July 6, 7, 13, 20, 27 & 31, 2020  
July 6

Approved and paid all outstanding bills from the following funds:

Current Expense \$37,841; Road and Bridge \$92,684; District Court \$3,364; Fair, Grounds & Bldgs. \$232; Probation \$1,300; Health District \$4,604; Historical Society & Museum \$466; Indigent & Charity \$22,010; Jr. College Tuition \$1,250; Revaluation \$731; Solid Waste \$21,165; Weeds \$7,346; 911 \$53,258; County Vessel \$14; Taxing District Elections \$1,625; Auditors Trust \$56,704; County Vessel Trust \$1,355

Approved the Sparklight Internet Contract for the University of Idaho Extension Office in the amount of \$82.19 per month.

Approved the full-time Sheriff's hire of Shane Trautman as Detention Deputy to begin on July 6, 2020 at \$15.50 per hour.

Approved the part-time Sheriff's hire of Jon Cossel as Court Security and OHV Deputy to begin July 6, 2020.

Approved the Idaho Public Safety Communications Commission FY2021 Dedicated Enhanced Emergency Communications Grant Fee Fund Application.

July 7

A public hearing was held to take comments and testimony from the public regarding changes needed to Owyhee County Ordinance 10-03 to correct and update legal descriptions and conflicting road closures.

July 13

Approved a catering permit for July 25, 2020 from 5:00 pm to 10:00 pm at the Silver City School House for the Owyhee Cattlemen's and Shelli Baker dba The Pour House.

Approved the FY21 Indigent and Charity Financial Assistance Supplement to Compliance Proposal and Application.

Approved the USDA Rural Development Distance Education Grant letter of support.

Approved the Board of Equalization decision letter to be sent to Eco Green LLC.

Approved the Board of Equalization decision letter to be sent to Michael Hubbard.

Participating in the CARES Act Public Safety Proposal through Coronavirus Relief Trust.

Approved the State of Idaho Broadband Grant Application Certification.

Confirmed the appointments of Southwest District Health Board members: Canyon County - Tom Dale 3 Yes, Owyhee County - Kelly Aberasturi 2 Yes, Washington County - Nate Marvin 3 Yes.

Approved the purchase of a 2019 Grader from Western State Cat in the amount of \$269,300 for Road and Bridge #3.

Approved the USDA CAFO Site Suitability determination for Little Valley Land and Livestock for the use by the Planning and Zoning Board.

Approved the MOU between Owyhee County and Tek-Hut Idaho CARES Act Project 1.

Approved the MOU between Owyhee County and Tek-Hut Idaho CARES Act Project 2.

Approved the MOU between Owyhee County and Tek-Hut Idaho CARES Public Safety Project.

Approved Resolution 2020-20: Idaho CARES Act Broadband Grants Sign and Submit Resolution, authorizing the Chairman to sign and submit applications to the Idaho Department of Commerce for Idaho CARES Act Broadband Grants to finance improvements to enhance broadband systems in our community.

Placed a lien on Indigent and Charity case 20-15 and 20-16.

Approved Indigent and Charity case 20-15 and 20-16.

Departmental quarterly reports were reviewed by the Board.

Quarterly Jail Inspection was performed.

July 20

Paid all outstanding bill from the following funds:

Current Expense \$18,111; Road and Bridge \$5,697; District Court \$180; Probation \$56; Historical Society & Museum \$398; Revaluation \$175; Solid Waste \$289; Waterways \$108; PILT \$28,996

Approved a letter of support to Dustin Miller, Land Board Secretary for the Idaho State Board of Lands Commission, regarding the Owyhee Land Exchange.

Approved a catering permit for the American Legion Post #32 and the Owyhee County Fair and Rodeo for August 5, 2020 through August 6, 2020 from 10:00 a.m. until 1:00 a.m.

Approved a catering permit for the American Legion Post #32 and the Owyhee County Fair and Rodeo for August 7, 2020 through August 8, 2020 from 10:00 a.m. until 1:00 a.m.

Approved the pay and grade change for Extension Office County Agent Administrative Assistant to a grade 7, \$15.50 per hour, to begin August 1, 2020.

Approved the pay change for Solid Waste employee Roy Joiner, grade 2, \$12.40 per hour to reflect the correct pay and grade. Difference in wage will be retroactive from beginning hire date.

Approved the pay change for Solid Waste employee Carissa Hall, grade 2, \$12.40 per hour to

reflect the correct pay and grade. Difference in wage will be retroactive from beginning hire date.

Accepted the withdrawal of appeal for Indigent and Charity case 20-08.

July 27

Approved the RS2477 Road Validation Decision from the public hearing held on February 25, 2020.

Approved Resolution 2020-21: County property was determined to be an 'odd lot' property, and appraised by a licensed appraiser and valued at \$118,000.

Approved the Public Notice for the sale of the 'odd lot' property.

Approved the Notice of Award to Thueson Construction for the parking lot project at the Owyhee County Community Center in the amount of \$124,060.

Approved the M2 Automation and Control Service, Inc. Agreement.

Approved a catering permit for the Owyhee County Rodeo at the Owyhee County Fairgrounds, August 5, 2020 from 6:00 p.m. until 12:00 a.m., and to approve a catering permit for the Owyhee County Rodeo at the Owyhee County Fairgrounds, August 6 through 8, 2020, from 6:00 p.m. until 12:00 a.m.

Set the solar ordinance recommendation Public meeting for August 24, 2020 at 11:00 a.m. at the Owyhee County Courthouse, Courtroom #2.

July 31

Approved the Idaho Public Safety Communications Commission FY2021 Dedicated Enhanced Emergency Communications Grant Fee Fund Application.

Approved a comment to Secretary David Bernhardt, US Department of the Interior, and send to Jeff Small, regarding the National Garden of American Heroes.

The complete minutes can be viewed online at [www.owyheecounty.net](http://www.owyheecounty.net) or in the Clerk's office.  
08/12/2020

## NOTICE TO CREDITORS (I.C. §15-3-801(a)) IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF OWYHEE

CASE NO. CV37-20-00212 In the Matter of the Estates of MARTHA ELLEN INGHAM, Deceased.

NOTICE IS HEREBY GIVEN THAT PAUL V. INGHAM was appointed Personal Representative of the above-named estate. All persons having claims against the decedent or the estate are required to present their claims within four

## BRUNEAU FIRE PROTECTION DISTRICT FISCAL YEAR 2020/2021 PROPOSED BUDGET

The public hearing for the proposed budget for the 2020/2021 fiscal year will be held on Tuesday, August 25th, at 7pm at the Bruneau QRU Building in Bruneau, ID. For any questions, contact (208) 590-4149.

### Expenditures

	2020/2021
Utilities	1,308
Training	2,000
Building/Property	1,163
Equipment/Maintenance	1,000
PPE	2,500
New Equipment	2,000
Maint/Consumables	2,460
Insurance	2,000
Administrative	2,032
QRU Rent	10,000
Miscellaneous	10,000

### Total Expenditures

36,463

### Receipts

General Carry-over funds	10,000
Tax Levy	23,100
Sales Tax	3,003
Ag Replacement and Personal Property	360

### Total Revenue

36,463

08/05/12/2020

(4) months after the date of the first publication of this Notice or said claims will be forever barred. Claims must both be presented to the undersigned at address indicated, and filed with the Clerk of the Court.

Dated this 16th day of July, 2020

s:/Todd A. Rossman, ISB #4023

Todd A. Rossman, P.A.  
Attorneys for Personal Representative  
5660 E. Franklin Road, Suite 220  
Nampa, Idaho 83687

Tel: (208) 475-3150/Fax: (208) 546-0741  
08/05/12/2020

## PUBLIC NOTICE

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

57-12016 Vol 9/25/2020  
JUNAYO RANCH LTD PARTNERSHIP

1087 W RIVER ST STE 230 BOISE, ID 83702-7023

Point of Diversion NWSE S14 T02S R04W OWYHEE County Source COTTLE CREEK

Tributary REYNOLDS CREEK Use: IRRIGATION 03/15 to 11/15 0.4 CFS

Total Diversion: 0.4 CFS Date Filed: 07-06-2020

Place Of Use: IRRIGATION T02S R04W S14 SWSE, SESE

T02S R04W S23 NENE, NWNE

Total Acres: 20.1 acres

Permits will be subject to all

prior water rights. For additional information concerning the property location, contact the Western office at (208) 334-2190; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 8/24/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director  
08/05/12/2020

## LIEN SALE

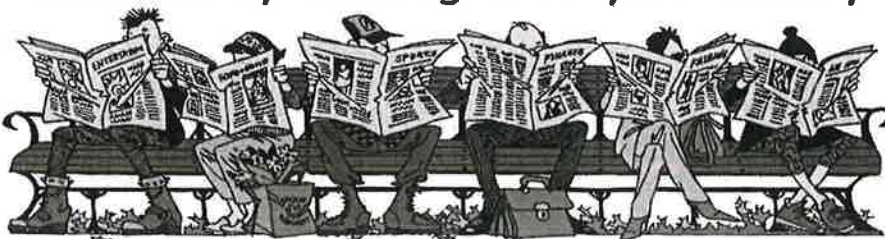
Unit M-9 Susan West, P.O. box 233 Marsing Idaho 83639 containing china hutch, air conditioner microwave and misc. household items

C-1 Carl Ruddock, 5689 West Fork Rd, Darby Montana 59829 containing oil heating stove, gooseneck hitch.

B-28 Carl Ruddock 5689 West Fork Rd, Darby Montana 59829, shop tools, ie, compressor, saws Sealed bid auction will be held at The Hwy 95 Self Storage at 3685 Hwy 95, Homedale Idaho 83628, on 8-22-2020, Cash only and items need to be removed in a timely manner, and swept out. Cash only. Units may be viewed during regular hours.

08/12/19/2020

## Wednesday morning in Owyhee County



That's when the Owyhee Avalanche hits the news stands

Get the local news you need by subscribing to The Owyhee Avalanche

337-4681

We know what's happening.

You can, too.