

RECEIVED

RECEIVED

DEC 07 2018

FORM 202 Rev. 09/16

DEC 06 2018

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO

Ident. No.

55-13967

DEPARTMENT OF WATER RESOURCES

DEPARTMENT OF
WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Talk Trautman Jennifer Trautman Phone 1-541-586-2584
 Name connector (check one): ☐ and ☐ or ☒ and/or
 Mailing address 2170 old hwy 95 City Jordan Valley, OR
 State Oregon ZIP 97710 Email Jennifer@Trautmanlaw.com
2. Name of representative, if any _____ Phone _____
 Mailing address _____ City _____
 State _____ ZIP _____ Email _____
- a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
☐ Send original correspondence to the applicant and copies to the representative.
- b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply ground water which is a tributary of N/A
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
5S	SW	29		NW	NW		Owyhee	ground water	D0015136

5. Water will be used for the following purposes:
 Amount 0.04 CFS for Domestic purposes from 01/01 to 12-31 (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) 0.04 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
7. Proposed diverting works:
 a. Describe type and size of devices used to divert water from the source. pump
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate [Application for Construction or Enlargement of a New or Existing Dam](#). Application required? ☐ Yes ☐ No
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ No
- e. If well is already drilled, when? 06-26-2008 drilling firm Treasure Valley Drilling & pump
 well was drilled for (well owner) John Daynes; Drilling Permit No. 765096

Received by AW

Date

For Department Use

1:32 12-6-18

Time

1:32

Preliminary check by

Fee \$

100

Received by AW

Date

12-6-18

Receipt No.

C105943

Date

12-6-18

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. 10 cows & horse
- c. Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
- d. Domestic; show number of households 1
- e. Other; describe fully. Irrigation of yard

9. Description of place of use:

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

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
55	SW	29						D											

Total number of acres to be irrigated: _____

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? No Other

11. a. Who owns the property at the point of diversion? Tal R. Trautman and/or Jennifer
- b. Who owns the land to be irrigated or place of use? Tal R. Trautman and/or Jennifer
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. _____

13. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year).

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Tal R. Trautman
Signature of Applicant

Tal R. Trautman
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

Tal R. Trautman
12-6-2018 2700 Trout Creek Rd Jordan Valley Oregon 97910
-Idaho-



55-13967

RECEIVED

JAN 10 2019

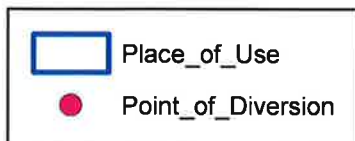
WATER RESOURCES
WESTERN REGION

State of Idaho
Department of Water Resources
Application for Permit
Tal R Trautman and/or Jennifer Trautman

This map depicts the DOMESTIC 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.



0 0.02 0.04 0.08 Miles



55-13967



610 S. Kimball Avenue
Caldwell, ID 83605

ELECTRONICALLY RECORDED-DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT

File No. 662167 KD/TG

Instrument # 297213
MURPHY, OWYHEE, IDAHO
2018-09-12 11:01:59 No. of Pages: 2
Recorded for: PIONEER TITLE COMPANY/OWYHEE
ANGELA BARKELL Fee: \$15.00
Ex-Officio Recorder Deputy: map
Index To: DEED WARRANTY
Electronically Recorded by Simplifile

WARRANTY DEED

For Value Received Mark D. Stark and Karen L. Stark, Trustees of the Mark D. Stark and Karen L. Stark Revocable Living Trust dated October 28, 2014
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Tal R. Trautman and Jennifer D. Trautman, husband and wife
hereinafter referred to as Grantee, whose current address is 2170 Old Hwy. 95 Jordan Valley, OR 97910
The following described premises, to-wit:

See Exhibit A attached hereto and made a part hereof.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: September 6, 2018

Mark D. Stark and Karen L. Stark Revocable Living Trust

By: Mark D. Stark Trustee
Mark D. Stark, Trustee

By: Karen L. Stark Trustee
Karen L. Stark, Trustee

State of Idaho, County of Canyon

This record was acknowledged before me on Sept 11, 2018 by Mark D. Stark and Karen L. Stark, as Trustees of the Mark D. Stark and Karen L. Stark Revocable Living Trust.

Kathy McDonald
Signature of notary public

Commission Expires: 5-27-2023



297213

EXHIBIT A

Parcel 1:

The West Half of the Northwest Quarter and the Northeast Quarter of the Northwest Quarter in Section 29, Township 5 South, Range 5 West, Boise Meridian, Owyhee County, Idaho.

EXCEPTING THEREFROM the following described parcel:

A parcel of land situated within the Northwest Quarter of the Northwest Quarter of Section 29, Township 5 South, Range 5 West, Boise Meridian, Owyhee County, Idaho, being more particularly described as follows:

COMMENCING at the corner common to Sections 19, 20, 29 and 30 of Township 5 South, Range 5 West, Boise Meridian, Owyhee County, Idaho; thence

South 00°49'46" West 2659.73 feet, along the westerly boundary of the Northwest Quarter of said Section 29 to the quarter corner common to said sections 29 and 30; thence along the southerly boundary of the Northwest Quarter

South 88°24'59" East 1331.52 feet to the southeast corner of the Southwest Quarter of the Northwest Quarter of said Section 29; thence along the easterly boundary of the Southwest Quarter of the Northwest Quarter

North 00°41'23" West 1328.00 feet to the southeast corner of the Northwest Quarter of the Northwest Quarter, said point being also the POINT OF BEGINNING; thence parallel to the southerly boundary of the Southwest Quarter of the Northwest Quarter

North 88°24'59" West 660.5 feet; thence parallel with the westerly boundary of the Northwest Quarter

North 00°49'46" East 660.5 feet; thence parallel with the northerly boundary of the Northwest Quarter

South 88°15'07" East 660.5 feet; thence

South 00°49'37" West 658.6 to the POINT OF BEGINNING.

Parcel 2:

A parcel of land situated within the Northwest Quarter of the Northwest Quarter of Section 29, Township 5 South, Range 5 West, Boise Meridian, Owyhee County, Idaho, being more particularly described as follows:

COMMENCING at the corner common to Sections 19, 20, 29 and 30 of Township 5 South, Range 5 West, Boise Meridian, Owyhee County, Idaho; thence

South 00°49'46" West 2659.73 feet, along the westerly boundary of the Northwest Quarter of said Section 29 to the quarter corner common to said sections 29 and 30; thence along the southerly boundary of the Northwest Quarter

South 88°24'59" East 1331.52 feet to the southeast corner of the Southwest Quarter of the Northwest Quarter of said Section 29; thence along the easterly boundary of the Southwest Quarter of the Northwest Quarter

North 00°41'23" West 1328.00 feet to the southeast corner of the Northwest Quarter of the Northwest Quarter, said point being also the POINT OF BEGINNING; thence parallel to the southerly boundary of the Southwest Quarter of the Northwest Quarter

North 88°24'59" West 660.5 feet; thence parallel with the westerly boundary of the Northwest Quarter

North 00°49'46" East 660.5 feet; thence parallel with the northerly boundary of the Northwest Quarter

South 88°15'07" East 660.5 feet; thence

South 00°49'37" West 658.6 to the POINT OF BEGINNING.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

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

BRAD LITTLE
Governor

GARY SPACKMAN
Director

January 31, 2019

TAL R. TRAUTMAN
JENNIFER TRAUTMAN
2170 OLD HWY 95
JORDAN VALLEY, ID 97910

Application for Permit No. 55-13967

Dear Applicants:

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the OWYHEE AVALANCHE on 2/6/2019 and 2/13/2019. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

Anna Kaiser
Administrative Assistant

Kaiser, Anna

From: Kaiser, Anna
Sent: Thursday, January 31, 2019 8:30 AM
To: 'Kara Morris'
Subject: Owyhee Legal Ad
Attachments: Cover Letter.docx; Legal Notice.docx

Good Morning Legal Clerk,

My name is Anna. I will be sending you legal notices, please send confirmation to my email.

Please see the attached ad for publication on 2/6/2019 & 2/13/2019.

Please confirm these are okay to publish as shown.

Anna Kaiser | Administrative Assistant I
IDWR-Western Region
2735 W Airport Way, Boise ID 83705
(208).334.2190 | anna.kaiser@idwr.idaho.gov

The following applications have been filed to appropriate the public waters of the State of Idaho:

55-13967

TAL R. TRAUTMAN
JENNIFER TRAUTMAN
2170 OLD HWY 95
JORDAN VALLEY, ID 97910
Point of Diversion NWNW S29 T05S R05W OWYHEE County Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 12/6/2018
Place Of Use: DOMESTIC
T05S R05W S29 NWNW

57-11996

HIGHWAY 78 TRUST
PO BOX 220
STAR, ID 83669-0220
(2) Point of Diversion SENE S2 T01S R03W OWYHEE County Source GROUND WATER
Use: STOCKWATER 01/01 to 12/31 0.2 CFS
Total Diversion: 0.2 CFS
Date Filed: 12/31/2018
Place Of Use: STOCKWATER
T01S R03W S2 SENE NESE

**EXTENSION OF TIME TO AVOID
FORFEITURE OF WATER RIGHT**

A. Clay and Jacoba S. Atkins of PO Box 276, Bruneau, ID 83604 filed an application on December 20, 2018 proposing an Extension of Time to Avoid Forfeiture of 5 years for Water Right No. 02-2245A with a 1963 priority from the Snake River totaling 0.7cfs & 195 afa. The right holder proposes nonuse of the right due to place of use changing over time and installation of pivots resulting a more efficient system and less acres irrigated. The irrigation right was last used in 2012. The right serves property located at the corner of Emigrant Trl and Farm Ln.

**EXTENSION OF TIME TO AVOID
FORFEITURE OF WATER RIGHT**

A. Clay and Jacoba S. Atkins of PO Box 276, Bruneau, ID 83604 filed an application on December 20, 2018 proposing an Extension of Time to Avoid Forfeiture of 5 years for Water Right No. 02-2156 with a 1959 priority from the Snake River totaling 5.79 cfs & 1575 afa. The right holder proposes nonuse of the right due to place of use changing over time and installation of pivots resulting a more efficient system and less acres irrigated. The irrigation right was last used in 2012. The right serves property located at the intersection of Farm Ln and Tindall Rd

**EXTENSION OF TIME TO AVOID
FORFEITURE OF WATER RIGHT**

A. Clay and Jacoba S. Atkins of PO Box 276, Bruneau, ID 83604 filed an application on December 20, 2018 proposing an Extension of Time to Avoid Forfeiture of 5 years for Water Right No. 02-7055 with a 1970 priority from the Snake River totaling 5.83 cfs & 1480 afa. The right holder proposes nonuse of the right due to place of use changing over time and installation of pivots resulting a more efficient system and less acres irrigated. The irrigation right was last used in 2012. The right serves property located at the intersection of Farm Ln and Tindall Rd.

**EXTENSION OF TIME TO AVOID
FORFEITURE OF WATER RIGHT**

A. Clay and Jacoba S. Atkins of PO Box 276, Bruneau, ID 83604 filed an application on December 20, 2018 proposing an Extension of Time to Avoid Forfeiture of 5 years for Water Right No. 02-7112A with a 1973 priority from the Snake River totaling 3.017 cfs & 760 afa. The right holder proposes nonuse of the right due to place of use changing over time and installation of pivots resulting a more efficient system and less acres irrigated. The irrigation right was last used in 2012. The right serves property located near the intersection of Emigrant Trl and Crane Falls Rd.

**EXTENSION OF TIME TO AVOID
FORFEITURE OF WATER RIGHT**

John Clay Atkins of 598 Harmon Ln, Hillsboro, KY 4109 filed an application on December 20, 2018 proposing an Extension of Time to Avoid Forfeiture of 5 years for Water Right No. 02-10562 with a 1963 priority from the Snake River totaling 3.4 cfs and 925 afa. The right holder proposes nonuse of the right due to place of use changing over time and installation of pivots resulting a more efficient system and less acres irrigated. The irrigation right was last used in 2012. The right serves property located at the corner of Emigrant Trl and Farm Ln in Bruneau, ID.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the right(s) or proposed extension(s) please see www.idwr.idaho.gov. Protests may be submitted based on the criteria of Idaho Code §§ 42-203A and 42-222. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 02/25/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 2/6/2019 and 2/13/2019

January 30, 2019

LEGAL NOTICE DEPARTMENT
OWYHEE AVALANCHE
PO BOX 97
HOMEDALE, ID 83628

RE: Application For Permit Nos: 55-13967, 57-11996
Application for Extension of Time to Avoid Forfeiture of Water Right Nos: 2-2245, 2-2156, 2-7112A, 2-7055, 2-10562

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). 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. Please send the affidavit and bill to this office before 2/25/2019. Your cooperation is appreciated.

Sincerely,

Anna Kaiser
Administrative Assistant

Enclosures