

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 57-11805

Priority: February 02, 2012

Maximum Diversion Rate: 0.24 CFS

This is to certify, that JUNAYO RANCH LTD PARTNERSHIP
1087 W RIVER ST STE 230
BOISE ID 83702

has applied for a permit to appropriate water from:

Source: WASTE WATER

Tributary: MACKS CREEK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.24 CFS

LOCATION OF POINT(S) OF DIVERSION:

WASTE WATER SW1/4SE1/4 Sec. 14, Twp 02S, Rge 04W, B.M. OWYHEE County

PLACE OF USE: IRRIGATION

Twp Rge 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		6.0
02S 04W 23			6.0														6.0

Total Acres: 12

CONDITIONS OF APPROVAL

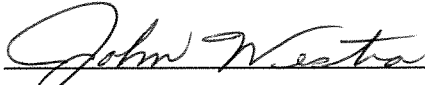
1. Proof of application of water to beneficial use shall be submitted on or before **May 01, 2013**.
2. Subject to all prior water rights.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 57R, Reynolds Creek.
4. The waste water diverted under this right is subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place of use or manner of wasting it, or to recapture it.
5. 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.
6. 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.
7. This right does not grant any right-of-way or easement across the land of another.

State of Idaho
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NO. 57-11805

8. 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.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 27 day of April, 2012.


JOHN WESTRA, Western Regional Manager





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

April 27, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

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

RE: Permit No. 57-11805

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit 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 by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

Also, please note that water right owners are required to report any change of water right 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. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-334-2190.

Sincerely,

A handwritten signature in black ink, appearing to read "John Westra". The signature is written in a cursive style with a large initial "J".

for

John Westra

Western Regional Manager

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on April 27, 2012 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 57-11805

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

**MICHAEL CREAMER
GIVENS PURSLEY LLP
301 W BANNOCK ST
PO BOX 2720
BOISE ID 83701**

A handwritten signature in cursive script, appearing to read "Mandi Pearson", is written over a horizontal line.

**Mandi Pearson
Office Specialist II**

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.

RECEIVED

MAR 22 2012

WATER RESOURCES
WESTERN REGION

State of Idaho

Department of Water Resources

WATERMASTER RECOMMENDATION FORM

Water District # Reynolds Creek Dist. 57R
Application # 57-11805
Applicant Name Junayo Ranch Limited Partnership

Watermaster Recommendation

- a) ☐ I do not oppose approval of this application.
- b) ☒ I do not oppose approval of this application if it is conditioned as follows:
- 1- I do not oppose this application if it is in conformance and compliance with water rights 57-7400 and 57-2325 limiting the use of irrigation storage.
 - 2- I do not oppose this application if there are measuring devices, approved by Dist.57R, in place both above and below the place of use, prior to use.
- c) ☒ I oppose approval of this application for the following reasons:
- 1- The waters of Reynolds Creek and its tributaries are fully adjudicated.
 - 2- By diverting waste water (which normally flows into Cottle Creek) onto a new 12 acre field and allowing the runoff to return through the Macks Creek drainage, Junayo Ranch LP (Mr. Owen Orndorf) has essentially created a new way to store the waters of Cottle Creek (for which he has no storage right) thus possibly effecting all downstream senior water rights.
- d) ☒ Additional comments:
- 1- At 6a. of Application for Permit 57-11805 there is no description of the type or size of devices – either diversion or measuring.
 - 2- This waste water application is for the waters of Cottle Creek (not Macks Creek as indicated in the application) for which Junayo Ranch DOES NOT HAVE either a live flow, storage or transfer right at this time.
 - 3- This project is indicative of Mr. Owen Orndorf's (Orndorf Law Offices and Junayo Ranch LP) ongoing practice of completing projects prior to obtaining the legal right to do so.

Connie Brandau 3-19-12
Watermaster Signature

Connie Brandau
Printed Name

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESIdent. No. 57-11205**APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) JUNAGO RANCH LIMITED PARTNERSHIP Phone (208) 343 8880
Name connector (check one): ☐ and ☐ or ☐ and/orMailing address: 1087 RIVER STREET City BOISEState IDA Zip 83702 Email: _____2. Source of water supply WASTE WATER which is a tributary of MACKS CREEK

3. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
2S	4W	14			SW	SE	Dwyhee	WASTE WATER	

4. Water will be used for the following purposes:

Amount .24 cfs for IRRIGATION purposes from 3-1 to 11-15 (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)5. Total quantity to be appropriated is (a) .24 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. DIVERT WASTE WATER TO GRAVITY SYSTEM

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 11.

For dams 10 feet or more in height OR reservoirs with a total 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? _____; drilling firm _____

Well was drilled for (well owner) _____; Drilling Permit No. _____

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

a. Hydropower; show total feet of head and proposed capacity in kW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality or the applicant's qualifications as a municipal provider. _____

d. Domestic; show number of households _____

e. Other; describe fully. _____

COPY

8. 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	
2S	4W	14															6		6
2S	4W	23		6															6

Total number of acres to be irrigated: 12

9. 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? NONE

10. a. Who owns the property at the point of diversion? JUNAYO RANCH LIMITED PARTNERSHIP
 b. Who owns the land to be irrigated or place of use? SAME
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

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

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

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

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.

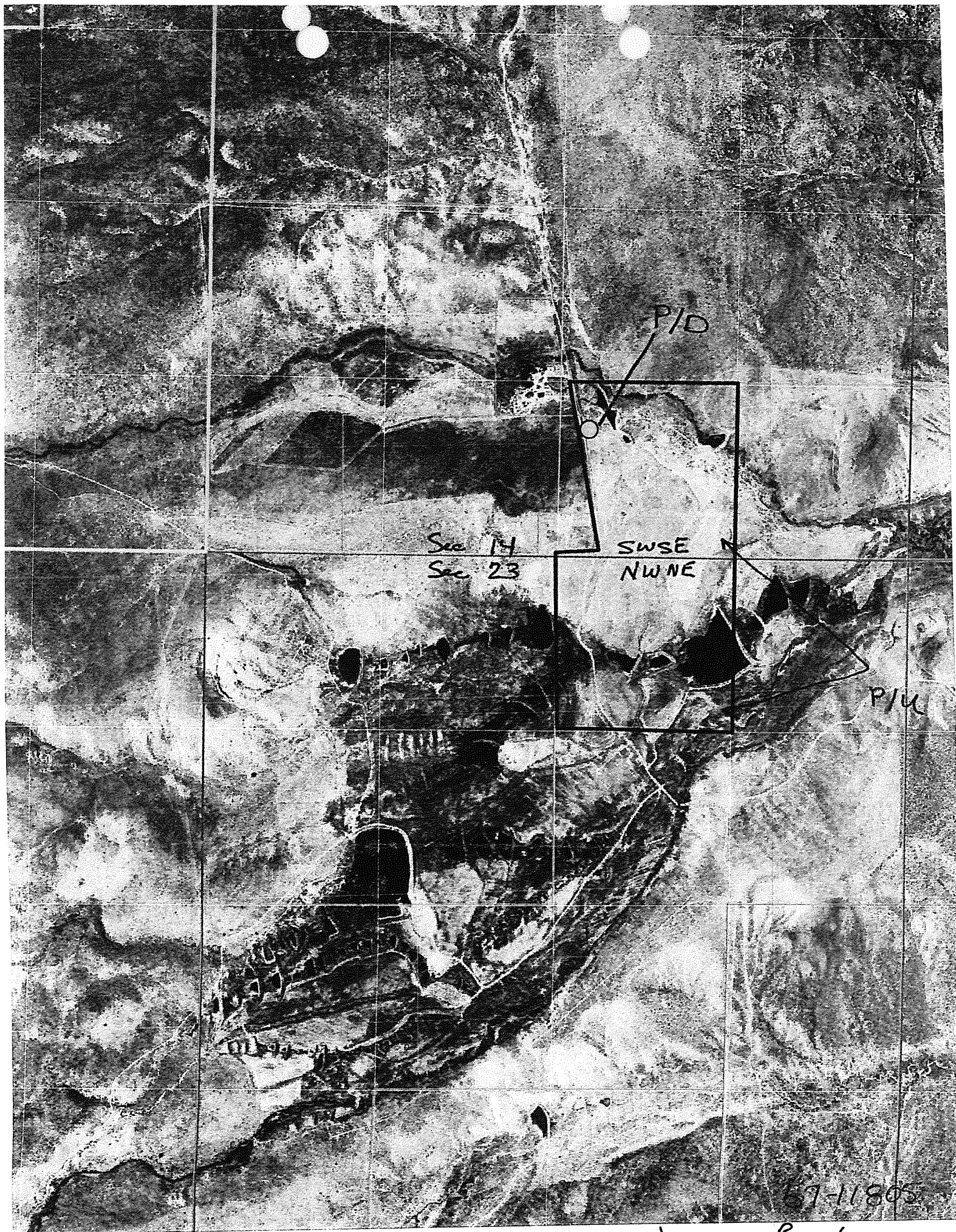
Owen H. Orndorff
 Signature of Applicant
Owen H. Orndorff General Partner
 Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

For Department Use:

Received by MP Date 2-2-12 Time _____ Preliminary check by VLM
 Fee \$ 250.00 Received by MP Receipt No. WD39881 Date 2-2-12



Junaro Ranch.

Close

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

2/9/2012

WATER RIGHT NO. 57-7400

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JUNAYO RANCH LTD PARTNERSHIP 1087 W RIVER ST STE 230 BOISE, ID 83702 (208)343-8880

Priority Date: 01/13/1984

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
REYNOLDS CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION STORAGE	01/01	12/31		150 AFA
IRRIGATION FROM STORAGE	03/15	11/15		150 AFA
DIVERSION TO STORAGE	11/15	03/15	4.6 CFS	
Total Diversion			4.6 CFS	

Location of Point(s) of Diversion:

REYNOLDS CREEK | NENE | Sec. 25 | Township 02S | Range 04W | OWYHEE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION FROM STORAGE OWYHEE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
02S	03W	18		NESW 2	3		NWSW 15	4		SWSW 2				
	04W	13		SENE 9										
		24		NENE 22			NWNE 4			SWNE 3			SENE 14	

Total Acres: 71

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 57R.
2. X36 Rights 57-00252, 57-01070, 57-02325, 57-07040, 57-07472 and 57-07532 are also diverted through the point of diversion described above.
3. X35 Rights 57-00249, 57-01073, 57-07040, 57-00252, 57-01070, 57-02296, 57-02325, 57-07472, 57-07532 and 57-07400 when combined shall not exceed the irrigation of 160 acres.
4. Rights 57-02325, 57-07040, and 57-07400 are limited to a total annual combined storage capacity of 160 af.
5. Rights 57-00252, 57-01070, 57-02325, 57-07040, 57-07472, 57-07532 and 57-07400 when combined shall not exceed a total diversion rate of 4.6 cfs.
6. R63 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 lands above.
7. Storage facility known as Tyson West.
8. R40 The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.

Dates:

Licensed Date: 06/28/2002

Decreed Date:

Permit Proof Due Date: 3/1/1989

Permit Proof Made Date: 1/30/1989

Permit Approved Date: 3/7/1984

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 01/13/1984

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 57R

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Combined Acres Limit:

Combined Volume Limit:

Combined Rate Limit: 4.6

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

2/9/2012

WATER RIGHT NO. 57-2325

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JUNAYO RANCH LTD PARTNERSHIP 1087 W RIVER ST STE 230 BOISE, ID 83702 (208)343-8880
Original Owner	C T RANCH CO MURPHY, ID 83650

Priority Date: 08/10/1966

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
REYNOLDS CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION STORAGE	1/01	12/31		160 AFA
IRRIGATION FROM STORAGE	3/15	11/15		160 AFA
DIVERSION TO STORAGE	1/01	12/31	4.6 CFS	
Total Diversion			4.6 CFS	

Location of Point(s) of Diversion:

REYNOLDS CREEK | NENE | Sec. 25 | Township 02S | Range 04W | OWYHEE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION FROM STORAGE OWYHEE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
02S	04W	13		SENE	5									
				NESE	21		SESE	25						

Total Acres: 51

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. USE OF THIS RIGHT WITH RIGHT NO. 57-07040 IS LIMITED TO A TOTAL COMBINED ANNUAL STORAGE VOLUME OF 160 AF. RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF THESE RIGHTS IS LIMITED TO 4.6 CFS. OTHER RIGHT NOS.: 57-00252, 57-01070 AND 57-07040.
3. USE OF THIS RIGHT WITH RIGHT NO. 57-02296 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 63 ACRES IN A SINGLE IRRIGATION SEASON.
4. THE FOLLOWING LANGUAGE IS FROM THE "STIPULATION BY CERTAIN DEFENDANTS FOR ENTRY OF DECREE ADJUDICATING WATER RIGHTS", INCORPORATED IN THE DECREE FILED MARCH 23, 1988 DECREES THIS RIGHT. THE LANGUAGE IS A VERBATUM PORTION OF THE STIPULATION. 6. JUNAYO RANCH, FOR ITSELF AND AS SUCCESSOR IN INTEREST TO C.T. RANCH COMPANY AND JUNAYO RANCH COMPANY, FORMER UPPER USERS, AGREES THAT ITS WATER RIGHTS OTHER THAN NO. 57-2325 AND NO. 57-7040 DO NOT ENTITLE IT TO DIVERT WATER TO STORAGE DURING THE IRRIGATION SEASON, EVEN THOUGH IT MAY BE PHYSICALLY POSSIBLE TO DIVERT WATER INTO ITS STORAGE FACILITIES DURING THE IRRIGATION SEASON, AND THAT NO DIVERSION TO STORAGE IS AUTHORIZED UNDER THEIR RIGHTS NOS. 57-2325 AND 57-7040 DURING THE IRRIGATION SEASON UNLESS ALL PRIOR WATER RIGHTS ON REYNOLDS CREEK ARE BEING SATISFIED. JUNAYO RANCH FURTHER AGREES THAT (1) STORAGE CAPACITY UNDER PERMIT NO. 57-7454 SHALL NOT EXCEED TWENTY-FIVE ACRE FEET PER ANNUM (25 AFA)[AFY], (2) STORAGE UNDER ANY PERMIT ISSUED PURSUANT TO APPLICATION NO. 57-7473 SHALL NOT EXCEED FIFTY ACRE FEET PER ANNUM (50 AFA), (3) STORAGE UNDER PERMIT NO. 57-7454 COMBINED WITH STORAGE UNDER ANY PERMIT ISSUED PURSUANT TO APPLICATION NO. 57-7473 SHALL NOT EXCEED SEVENTY-FIVE ACRE FEET PER ANNUM (75 AFA), AND STORAGE UNDER ANY PERMIT ISSUED PURSUANT TO APPLICATION NO. 57-7472 SHALL NOT EXCEED TEN ACRE FEET PER ANNUM (10 AFA) FOR THE STORAGE POND IDENTIFIED IN THAT APPLICATION, AND JUNAYO RANCH FURTHER AGREES THAT THE CONDITION OR CONDITIONS IMPOSED BY THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES IN ANY WATER PERMIT NOW HELD BY JUNAYO RANCH, OR IN ANY PERMIT ISSUED TO JUNAYO RANCH PURSUANT TO AN APPLICATION IDENTIFIED IN THIS STIPULATION, OR ANY CONDITION WITH RESPECT TO ANY SUCH WATER PERMIT, NOW HELD OR HEREAFTER ISSUED TO JUNAYO RANCH, IMPOSED BY THIS STIPULATION OR BY AN AGREEMENT BETWEEN IT AND ALL OF THE OTHER PARTIES TO THIS STIPULATION, SHALL BE CARRIED FORWARD INTO ANY SUPPLEMENTAL DECREE ENTERED IN THIS ACTION OR ANY DECREE ENTERED IN ANY OTHER ACTION ADJUDICATING THE RIGHTS TO THE USE OF THE WATERS OF REYNOLDS CREEK.

Dates:

Licensed Date:

Decreed Date: 01/22/2003

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

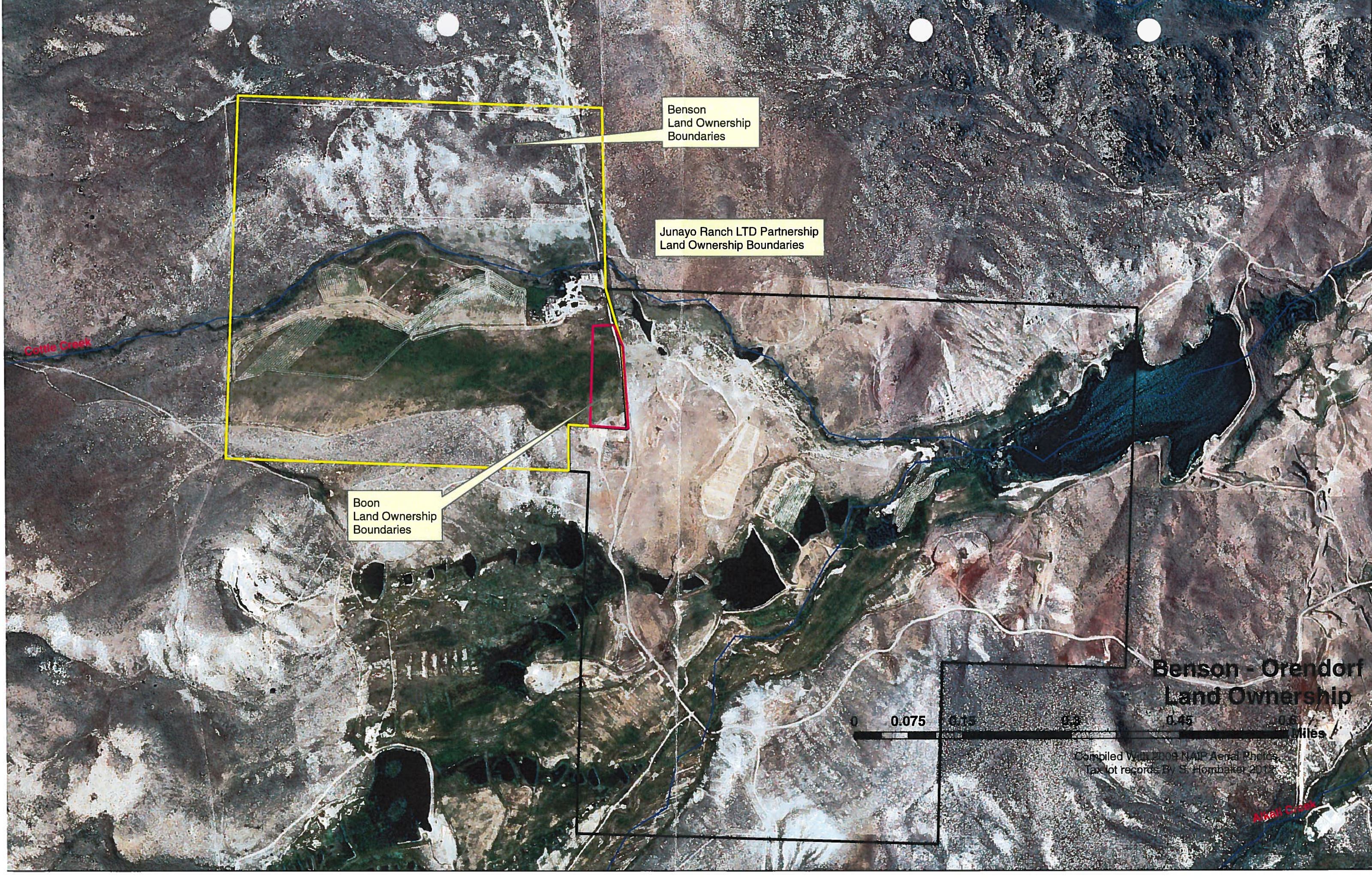
Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:



Benson
Land Ownership
Boundaries

Junayo Ranch LTD Partnership
Land Ownership Boundaries

Boon
Land Ownership
Boundaries

**Benson - Orendorf
Land Ownership**

0 0.075 0.15 0.225 0.3 0.375 0.45 0.6 Miles

Compiled With 2009 NAIP Aerial Photos
Tax lot records By S. Hombaker 2013

The Owyhee Avalanche

P.O. Box 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss
COUNTY OF OWYHEE)

I, Robert 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 president 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 printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in said newspaper, in TWO (2)
(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

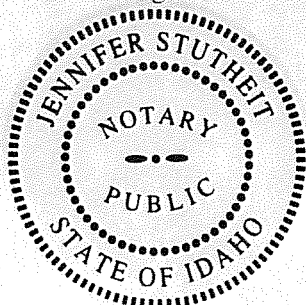
MARCH 7, 14, 2012

SIGNED: Robert E. Aman

STATE OF IDAHO)
COUNTY OF OWYHEE)

On this 4 day of Apr. in the year of 2012 before me, a

Notary Public, personally appeared ROBERT 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.



Jennifer Stutheit
Notary Public of Idaho
Residing at HOMEDALE, IDAHO
My commission expires: JANUARY 3, 2015

THE FOLLOWING APPLICATION(S) HAVE BEEN FILED TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO: 57-11805 JUNAYO RANCH LTD PARTNERSHIP, 1087 WRIVER ST STE 230, BOISE, ID 83702 Point of Diversion: SWSE S14 T02S R04W OWYHEE County Source WASTE WATER Tributary MACKS CREEK Use: IRRIGATION 03/15 to 11/15 0.24 CFS Total Diversion: 0.24 CFS Date Filed: 2/2/2012 Place of Use: IRRIGATION T02S R04W S14 SWSE & S23 NWNE Total Acres: 12 PROPOSED CHANGE OF WATER RIGHT

John W. Jones of 17864 Oreana Loop Rd., Murphy Idaho 83650 filed Application No. 77749 to transfer one water right with an 1870 priority date from Pickett Creek totaling 0.68 cfs. The purpose of the transfer is to add a point of diversion about 1 mile downstream from the existing diversion used by this owner. Water will be used at the current place of use in Oreana.

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 rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this 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 3/26/2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director
3/7,14/12