

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 57-11682

Priority: February 16, 2006

Maximum Diversion Rate: 0.14 CFS

This is to certify, that ROSS CAMPBELL
6183 HOWARD RD
MARSING ID 83639

has applied for a permit to appropriate water from:

Source: GROUND WATER

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>
DOMESTIC	01/01 to 12/31	0.02 CFS
IRRIGATION	03/01 to 11/15	0.12 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER SW¼ NE¼ Sec. 16, Twp 02N, Rge 04W, B.M. OWYHEE County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 04W 16			X														

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	
02N 04W 16			3.9														3.9

Total Acres: 3.9

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **April 01, 2007**.
2. Subject to all prior water rights.
3. Domestic use is for 1 home. Irrigation of lawn, garden and landscaping associated with the home is authorized under the irrigation component of this right.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

State of Idaho
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6. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 13th day of April, 2006.

Shelley W. Keen
For KARL DREHER, Director

RECEIVED RECEIVED

JAN 13 2006

APR 12 2006

FORM 202
12/99

WATER RESOURCES
WESTERN REGION

DEPARTMENT OF
WATER RESOURCES
STATE OF IDAHO

Ident. No. 57-11682

DEPARTMENT OF WATER RESOURCES APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Ross Campbell Phone 208 896-6095

Mailing address 6183 Howard Road Marsing, ID 83639

2. Source of water supply ground water which is a tributary of na

3. Location of point of diversion is Township 2 North Range 4 West Sec. 16, in the SW $\frac{1}{4}$,
NE $\frac{1}{4}$, — $\frac{1}{4}$, Govt. Lot —, B.M., Owyhee County;

additional points of diversion if any: NA

4. Water will be used for the following purposes:

Amount .14 cfs per acre for irrigation purposes from 3/1 to 11/15 (both dates inclusive)

Amount 0.02 cfs per acre for domestic purposes from 1/1 to 12/31 (both dates inclusive)

Amount — cfs per acre for — purposes from — to — (both dates inclusive)

Amount — cfs per acre for — purposes from — to — (both dates inclusive)

Amount — cfs per acre for — purposes from — to — (both dates inclusive)

Amount — cfs per acre for — purposes from — to — (both dates inclusive)

5. Total quantity to be appropriated is (a) .14 per acre and/or (b) NA
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source well drillers reports included
with this application. well pump to home + irrigation.

b. Height of storage dam NA feet; active reservoir capacity NA acre-feet; total
reservoir capacity NA acre-feet

c. Proposed well diameter is 6 inches; proposed depth of well is 338 feet

d. Is ground water with a temperature of greater than 85°F being sought? No

e. If well is already drilled, when? 10-16-79; Drilling firm Kenneth Metzger DRL;
Well was drilled for (well owner) Willis Werre; Drilling Permit No. 001943/001944

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

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. —

c. Municipal; show name of municipality. —

d. Domestic; show number of households. 1 home

e. Other; describe fully. —

RC
2-16-06

3. 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	
2N	4W	16			3.902														3.902

Total number of acres to be irrigated 3.902

10. Describe any other water rights used for the same purposes as described above. None

11. a. Who owns the property at the point of diversion? Ross Campbell

b. Who owns the land to be irrigated or place of use? Ross Campbell

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

12. Remarks: I have been informed that .03 cfs is max allowable for irrigation in this area (per acre). Please let me know if I have filled this application out incorrectly. I was not sure if I needed to multiply .03 cfs x 3.9 acres on line 5 of the application. Thanks, Ross Campbell
896-6095

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" 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.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

[Signature]
Signature of Applicant (and title, if applicable)

Received by DB Date 1-13-06 Time 12:25 PM Preliminary check by DAN
Fee \$100- Received by DB # W033749 Date 1-13-06
Publication prepared by sk Date 3-8-06 Published in OWYHEE AVALANCHE
Publication approved sk Date 4-5-06

RECORD OF SURVEY

A PORTION OF THE NE1/4 OF SECTION 16
TOWNSHIP 2 NORTH, RANGE 4 WEST, BOISE MERIDIAN
OWYHEE COUNTY, IDAHO

CURVE TABLE				
NO	RADIUS	CENTRAL ANGLE	LENGTH	CHORD
C1	171.31	31° 42' 54"	95.07	93.86
C2	219.46	31° 54' 15"	122.20	120.63
C3	181.88	53° 37' 27"	170.22	164.08
C4	171.31	31° 37' 49"	94.57	93.38

SCALE: 1" = 200'

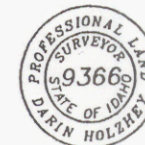
BASIS OF BEARING:
Assumed by GPS Idaho West Zone

LEGEND

- ① GLO BRASS CAP MONUMENT - FOUND
- ② 5/8" REBAR - FOUND
- 1/2" REBAR - FOUND
- 1/2" x 24" REBAR - SET
- ③ ALUMINUM CAP MONUMENT - FOUND
- CALCULATED POINT
- PROPERTY BOUNDARY LINE
- W.C. WITNESS CORNER

CERTIFICATION

I, Darin Holzhey, do hereby certify that I am a Professional Land Surveyor, licensed by the State of Idaho, and that this map has been prepared from an actual survey made on the ground under my direct supervision, that this map is an accurate representation of said survey, and that it is in conformity with the Corner Perpetuation Act, Idaho Code 55-1601 through 55-1612.



INDEX No. 244-16-1-0-0-00-00

SURVEY FOR:

WALT SMITH

Drawn By: AMJ

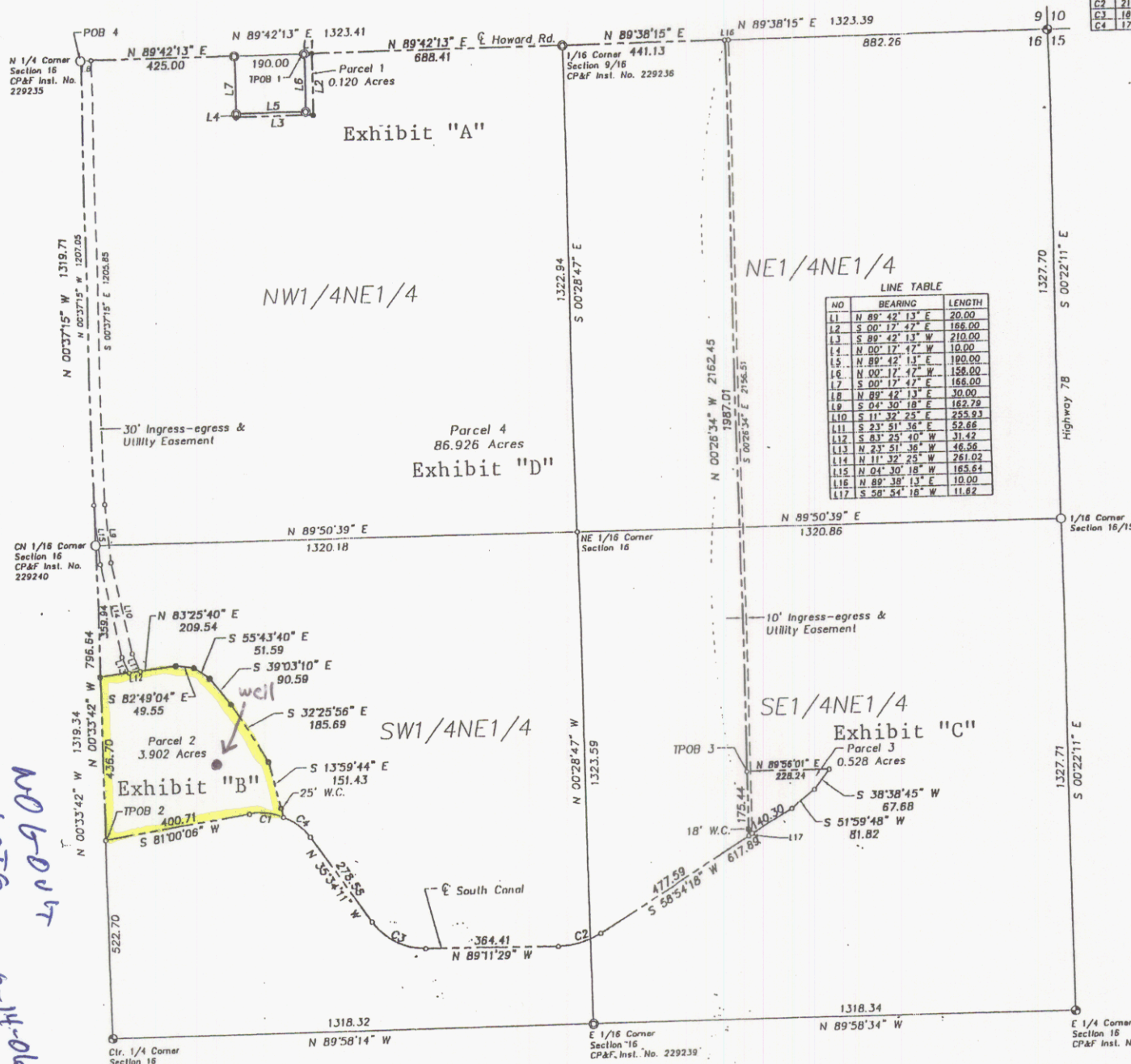
Date: June 6, 2002

Book:

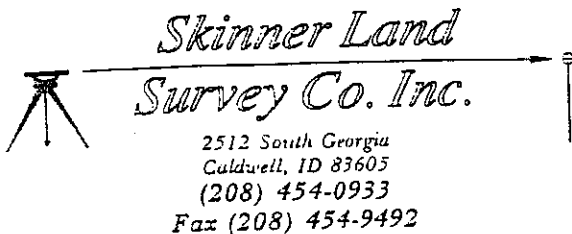
Job No. MY3202

Skinner Land Survey Co. Inc.

2512 S. Georgia Ave.
Caldwell, Id. 83605
(208)-464-0933



57-11682
NO 6004
LOT 6
8-14-06



Greg L. Skinner, PLS
Fritz Brownell, PLS
Darin Holzhey, PLS

June 06, 2002

Description for
Walt Smith
Job No. MY3202

Parcel 2

This parcel is a portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 16, Township 2 North, Range 4 West of the Boise Meridian, Owyhee County, Idaho and is more particularly described as follows:

COMMENCING at the southwest corner of said SW $\frac{1}{4}$ NE $\frac{1}{4}$;

thence North $00^{\circ} 33' 42''$ West along the west boundary of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 522.70 feet to the **TRUE POINT OF BEGINNING**;

thence continuing North $00^{\circ} 33' 42''$ West along said west boundary a distance of 436.70 feet;

thence North $83^{\circ} 25' 40''$ East a distance of 209.54 feet;

thence South $82^{\circ} 49' 04''$ East a distance of 49.55 feet;

thence South $55^{\circ} 43' 40''$ East a distance of 51.59 feet;

thence South $39^{\circ} 03' 10''$ East a distance of 90.59 feet;

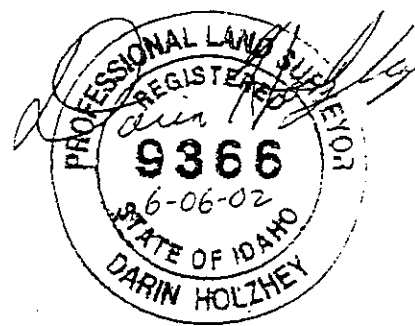
thence South $32^{\circ} 25' 56''$ East a distance of 185.69 feet;

thence South $13^{\circ} 59' 44''$ East a distance of 151.43 feet to a point of curvature;

thence along a curve to the left with an arc length of 95.07 feet, a radius of 171.31 feet, a central angle of $31^{\circ} 47' 54''$, and a long chord which bears North $83^{\circ} 05' 55''$ West a distance of 93.86 feet;

thence South $81^{\circ} 00' 06''$ West a distance of 400.71 feet to the **TRUE POINT OF BEGINNING**.

This parcel contains 3.902 acres, more or less, and is subject to all easements and rights-of-way of record or implied; also subject to a right-of-way along the South Canal, being



Smith Legal Description
Parcel 2, Page 2 of 2

the south boundary of said property, and includes the use of a 30.00-foot wide ingress-egress and utility easement more particularly described as follows:

BEGINNING at the northwest corner of said NW $\frac{1}{4}$ NE $\frac{1}{4}$;

thence North $89^{\circ} 42' 13''$ East along the north boundary of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 30.00 feet;

thence South $00^{\circ} 37' 15''$ East parallel with the west boundary of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 1205.85 feet;

thence South $04^{\circ} 30' 18''$ East a distance of 162.79 feet;

thence South $11^{\circ} 32' 25''$ East a distance of 255.93 feet;

thence South $23^{\circ} 51' 36''$ East a distance of 52.66 feet;

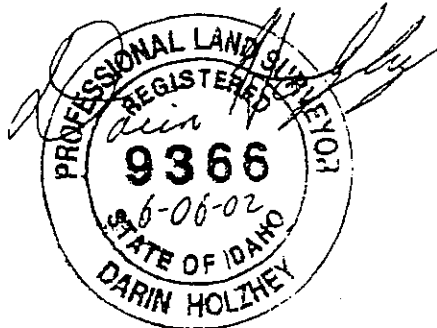
thence South $83^{\circ} 25' 40''$ West a distance of 31.42 feet;

thence North $23^{\circ} 51' 36''$ West a distance of 46.56 feet;

thence North $11^{\circ} 32' 25''$ West a distance of 261.02 feet;

thence North $04^{\circ} 30' 18''$ West a distance of 165.64 feet to a point on the west boundary of said NW $\frac{1}{4}$ NE $\frac{1}{4}$;

thence North $00^{\circ} 37' 15''$ West along said west boundary a distance of 1207.05 feet to the **POINT OF BEGINNING**.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>WILLIS WERRE</u> Address <u>MARSHING TIAHO</u> Owner's Permit No. _____	7. WATER LEVEL Static water level <u>150</u> feet below land surface. Flowing? ☐ Yes ☐ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ °F. Quality <u>32 GALS.</u>																																																																			
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____	8. WELL TEST DATA ☐ Pump ☒ Baller ☐ Air ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Discharge G.P.M.</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> </thead> <tbody> <tr> <td><u>10</u></td> <td><u>160</u></td> <td><u>2</u></td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>	Discharge G.P.M.	Pumping Level	Hours Pumped	<u>10</u>	<u>160</u>	<u>2</u>																																																													
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3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☒ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)	9. LITHOLOGIC LOG <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Hole Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th rowspan="2">Water Yrd N</th> </tr> <tr> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td><u>6</u></td> <td><u>0</u></td> <td><u>4</u></td> <td><u>TALSOIL</u></td> <td><u>/</u></td> </tr> <tr> <td></td> <td><u>4</u></td> <td><u>8</u></td> <td><u>GRAVEL</u></td> <td><u>/</u></td> </tr> <tr> <td></td> <td><u>8</u></td> <td><u>90</u></td> <td><u>SANDY BROWN CLAY</u></td> <td><u>/</u></td> </tr> <tr> <td></td> <td><u>90</u></td> <td><u>95</u></td> <td><u>BROWN SAND</u></td> <td><u>/</u></td> </tr> <tr> <td></td> <td><u>95</u></td> <td><u>135</u></td> <td><u>BROWN CLAY SANDY</u></td> <td><u>/</u></td> </tr> <tr> <td></td> <td><u>135</u></td> <td><u>140</u></td> <td><u>BROWN CLAY STICKY</u></td> <td><u>/</u></td> </tr> <tr> <td></td> <td><u>140</u></td> <td><u>202</u></td> <td><u>BROWN CLAY SANDY</u></td> <td><u>/</u></td> </tr> <tr> <td></td> <td><u>202</u></td> <td><u>210</u></td> <td><u>BLACK SAND</u></td> <td><u>/</u></td> </tr> <tr> <td></td> <td><u>210</u></td> <td><u>235</u></td> <td><u>BLUE CLAY</u></td> <td><u>/</u></td> </tr> <tr> <td></td> <td><u>235</u></td> <td><u>245</u></td> <td><u>BLACK SAND</u></td> <td><u>/</u></td> </tr> <tr> <td></td> <td><u>245</u></td> <td><u>270</u></td> <td><u>BLUE CLAY</u></td> <td><u>/</u></td> </tr> <tr> <td></td> <td><u>270</u></td> <td></td> <td><u>BLACK SAND</u></td> <td><u>/</u></td> </tr> </tbody> </table>	Hole Diam.	Depth		Material	Water Yrd N	From	To	<u>6</u>	<u>0</u>	<u>4</u>	<u>TALSOIL</u>	<u>/</u>		<u>4</u>	<u>8</u>	<u>GRAVEL</u>	<u>/</u>		<u>8</u>	<u>90</u>	<u>SANDY BROWN CLAY</u>	<u>/</u>		<u>90</u>	<u>95</u>	<u>BROWN SAND</u>	<u>/</u>		<u>95</u>	<u>135</u>	<u>BROWN CLAY SANDY</u>	<u>/</u>		<u>135</u>	<u>140</u>	<u>BROWN CLAY STICKY</u>	<u>/</u>		<u>140</u>	<u>202</u>	<u>BROWN CLAY SANDY</u>	<u>/</u>		<u>202</u>	<u>210</u>	<u>BLACK SAND</u>	<u>/</u>		<u>210</u>	<u>235</u>	<u>BLUE CLAY</u>	<u>/</u>		<u>235</u>	<u>245</u>	<u>BLACK SAND</u>	<u>/</u>		<u>245</u>	<u>270</u>	<u>BLUE CLAY</u>	<u>/</u>		<u>270</u>		<u>BLACK SAND</u>	<u>/</u>
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4. METHOD DRILLED ☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☒ Cable ☐ Dug ☐ Other _____	10. DRILLERS CERTIFICATION I/we certify that all minimum well construction standards were complied with at the time the rig was removed. <u>KEONE</u> Firm Name <u>HETZER DRILLING</u> Firm No. <u>93</u> Address <u>MARSHING TIAHO</u> Date <u>10-1-77</u> Signed by (Firm Official) <u>Kenneth Thayer</u> and (Operator) _____																																																																			
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td><u>2.50</u> inches</td> <td><u>6</u> inches</td> <td><u>1</u> feet</td> <td><u>249</u> feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> </tbody> </table> Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>_____ perforations</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ perforations</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ perforations</td> <td>_____ feet</td> <td>_____ feet</td> </tr> </tbody> </table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>18</u> Material used in seal: ☐ Cement grout ☒ Pudding clay ☐ Well cuttings Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld ☐ Cemented between strata Describe access port _____	Thickness	Diameter	From	To	<u>2.50</u> inches	<u>6</u> inches	<u>1</u> feet	<u>249</u> feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	Number	From	To	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	11. LOCATION OF WELL Sketch map location must agree with written location. N <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 25%; text-align: center;">W</td> <td style="width: 25%; text-align: center;">E</td> <td style="width: 25%; text-align: center;">S</td> <td style="width: 25%; text-align: center;">N</td> </tr> <tr> <td style="text-align: center;">1</td> <td style="text-align: center;">2</td> <td style="text-align: center;">3</td> <td style="text-align: center;">4</td> </tr> <tr> <td style="text-align: center;">5</td> <td style="text-align: center;">6</td> <td style="text-align: center;">7</td> <td style="text-align: center;">8</td> </tr> <tr> <td style="text-align: center;">9</td> <td style="text-align: center;">10</td> <td style="text-align: center;">11</td> <td style="text-align: center;">12</td> </tr> </table> S Subdivision Name _____ Lot No. _____ Block No. _____ County <u>CLAY HEE</u> <u>SW</u> x <u>NE</u> x Sec. <u>16</u>, T. <u>2</u> N., R. <u>4</u> W.	W	E	S	N	1	2	3	4	5	6	7	8	9	10	11	12																			
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USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

WELL DRILLER'S REPORT

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[illegible]

USE ADDITIONAL SHEETS IF NECESSARY -- FORWARD THE WHITE COPY TO THE DEPARTMENT

RECEIVED

JAN 13 2006

WATER RESOURCES
WESTERN REGION

REQUEST TO PROCESS

**COMPLETE REQUEST IF YOU WANT YOUR APPLICATION TO BE PROCESSED
USING ONE OF THE THREE ALTERNATIVES BELOW**

Name of Applicant

Ross Campbell

Mailing Address

6183 Howard Road

Marsing, ID 83639

Application No.
(if known)

____ IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

____ PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

☒ WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I also understand that the Director will not require mitigation until I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature

Ross Campbell

Date

1-11-06

Please return this form to:

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

Idaho Department of Water Resources Receipt

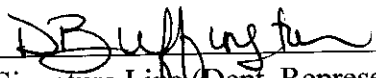
Receipt ID W033749

Payment Amount \$100.00 Date Received 1/13/2006 12:28:49 PM Region Western Status ☐
Payment Type Check Check Number 2930

Payer CAMPBELL, ROSS
Comment APPLICATION FOR PERMIT

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$100.00	PERMITS	0229	21	62103	1155


Signature Line (Dept. Representative)

**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 13, 2006

ROSS CAMPBELL
6183 HOWARD RD
MARSING ID 83639

RE: Permit No. 57-11682

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.

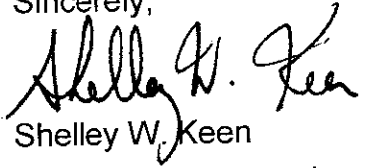
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should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

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

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 208-287-4947.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" being the most prominent.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

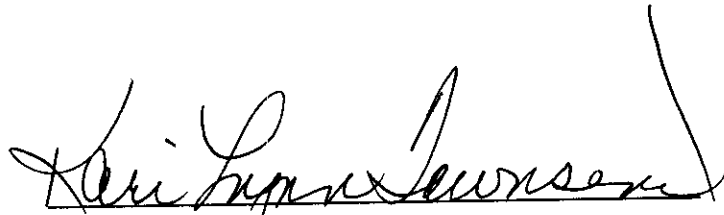
CERTIFICATE OF SERVICE

I hereby certify that on April 13, 2006 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.

57-11682

**ROSS CAMPBELL
6183 HOWARD RD
MARSING ID 83639**

A handwritten signature in black ink, reading "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

**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. 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 issuance 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.

M E M O R A N D U M

Date: April 13, 2006
To: Water Right File 57-11682
From: dnelson
Re: Comment/Analysis

This application is for the domestic use and the irrigation of 3.9 acres. There are no overlapping water rights. The applicant added the domestic use to the application on 2/16/2006, which advanced the priority date of the water right.

MEMORANDUM

Date: April 12, 2006
To: Water Right File 57-11682
From: eretelle
Re: permit review

No WD or moratorium.

No protest or overlap.

<5 acres = 0.03 afa

Recommend approval as suggested by IDWR Western

The Owyhee Avalanche

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

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 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):

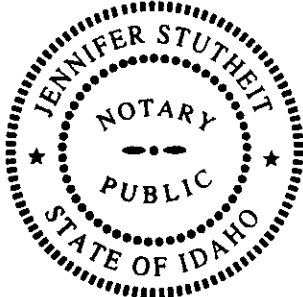
MARCH 1, 8, 2006

SIGNED: _____

STATE OF IDAHO }
COUNTY OF OWYHEE }

On this 30th day of Mar in the year of 2006 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.



Jennifer Stutheit
Notary Public of Idaho
Residing at HOMEDALE, IDAHO
My commission expires: JANUARY 3, 2009

The following application(s) have been filed to appropriate the public waters of the State of Idaho: 57-11682

ROSS CAMPBELL ✓
6183 HOWARD RD
MARSING ID 83639
Point(s) of Diversion SWNE
S16 T02N R04W OWYHEE
County Source GROUND
WATER
Use: IRRIGATION 03/01 To
11/15 0.12 CFS
Use: DOMESTIC 01/01
To 12/31 0.02 CFS
Total Diversion: 0.14 CFS
Date Filed: 02/16/2006
Place Of Use: DOMESTIC
T02N R04W S16 SWNE
Place Of Use: IRRIGATION
T02N R04W S16 SWNE
Number of Acres 3.9

Remark: Applicant agrees to mitigate consumptive use in the future as needed.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 03/20/2006. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director
3/1,8/06

RECEIVED

APR 03 2006

ACCTS PAYABLE

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705

February 22, 2006

Legal Notice Department
OWYHEE AVALANCHE
PO BOX 97
HOMEDALE ID 83628

RE: Application for Permit No. 57-11682

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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 03/20/2006. Your cooperation is appreciated.

Sincerely

Sue Kreger
Administrative Assistant

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

57-11682

ROSS CAMPBELL
6183 HOWARD RD
MARSING ID 83639

Point(s) of Diversion SWNE S16 T02N R04W OWYHEE County Source GROUND WATER

Use: IRRIGATION 03/01 To 11/15 0.12 CFS

Use: DOMESTIC 01/01 To 12/31 0.02 CFS

Total Diversion: 0.14 CFS

Date Filed: 02/16/2006

Place Of Use: DOMESTIC

T02N R04W S16 SWNE

Place Of Use: IRRIGATION

T02N R04W S16 SWNE

Number of Acres 3.9

Remark: Applicant agrees to mitigate consumptive use in the future as needed.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 03/20/2006. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Owyhee Avalanche on March 1 and 8, 2006.