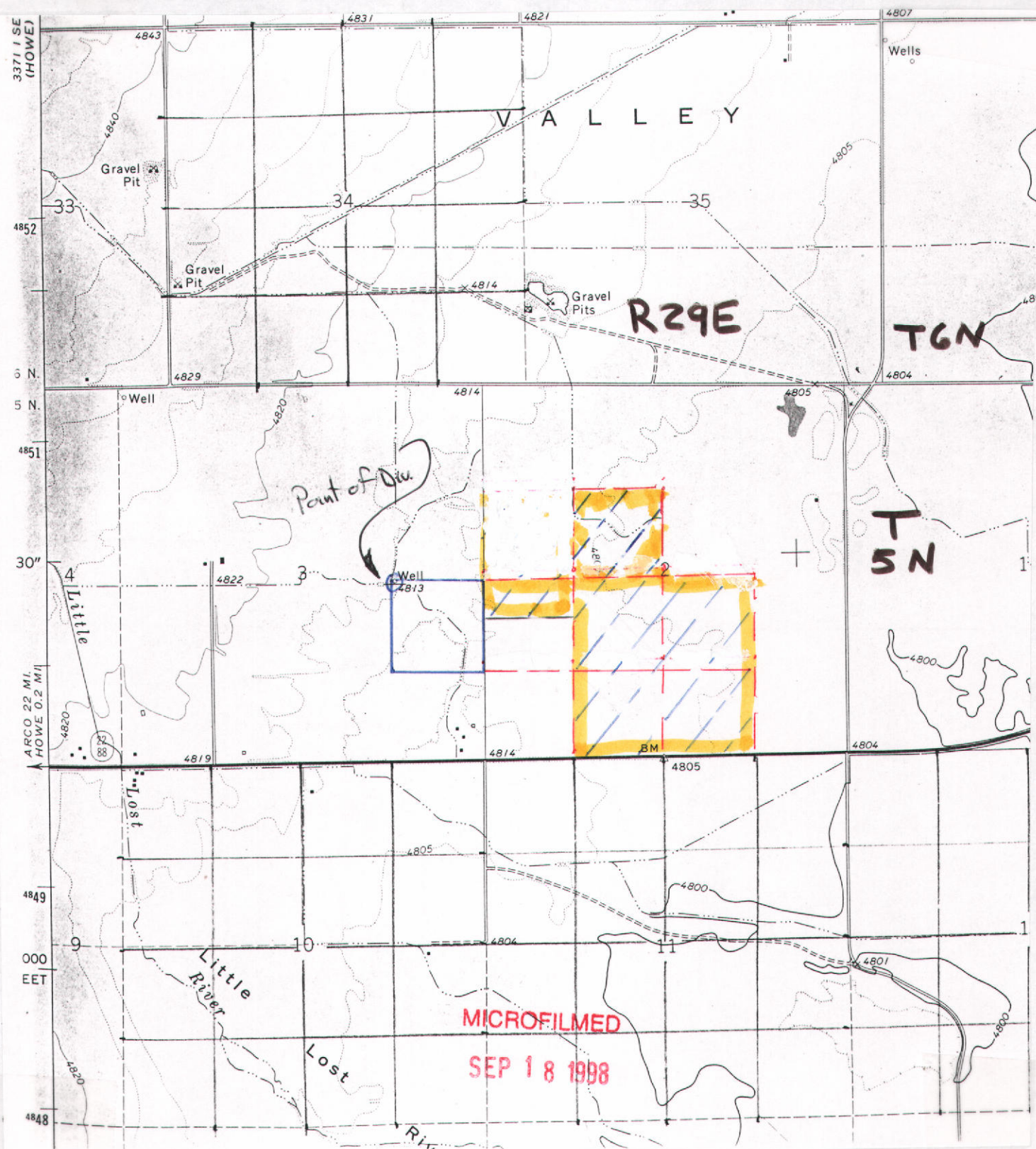


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



RECEIVED

NOV 8 1976

Department of Water Resources
Eastern District Office

Affidavit of Publication

I, ..., of the
Arco Advertiser, a weekly newspaper of general
circulation, published weekly at Arco, Idaho, since
March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,

for consecutive weeks, commencing with

the issue dated

and ending with the issue dated

Subscribed and sworn to before me this

5 day of Nov, 1976

Charles A. Jones

Notary Public

Residence: Arco, Idaho

My commission expires 5/18/78, 1978

PUBLIC NOTICE

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 33-2116

Notice is hereby given that Leo D. Amy, Howe, Idaho, has applied to the Department of Water Resources for a change in the place of use of the waters of a ground-water source. The right sought to be changed is evidenced by License No. 33-2116 and is recorded as follows:

AMOUNT: 3.33 cfs

PRIORITY: May 31, 1963

POINT OF DIVERSION:
NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 5N, R. 29E,
B.M., Butte County.

The water is used to irrigate 216 acres within the N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13, T. 5N, R. 29E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be used to irrigate 216 acres within the SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 2, T. 5N, R. 29E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before October 18, 1976.

R. KEITH HIGGINSON
Director

Published in the Arco Advertiser, Arco, Idaho, on September 30 and October 7, 1976.

MICROFILMED

12

8

F.

22.5

B-124
L. Amy

37.5

B-120
C.O. Maley

B-120
C.O. Maley

38

D.

11 12
14 13

12

13

B.
12.4

39

39

40

2116

Not running - Call tonight

83244

Sub.

1

NE $\frac{1}{4}$ SE

Irrigation

4.8 c.f.s.

of measuring devices
of diversion works_

private ditch

Land to be irrigated or place of use:

TWP.

RGE.

SEC.

Description

$$\frac{5}{N}$$

9 E

12

 $N_{2SW}^1 \frac{1}{4}, SE_{4SW}^1 \frac{1}{4}$

1

13

$$\overline{N^1_2NE^1_4}, \quad \overline{NE^1_2NW^1_4}$$

Filed - May 31, 1963

Due - September 30, 1968

Made - September 16, 1968

Priority - May 31, 1963

Total acreage 240 (Deps - 200)

240 (Deps - 200)

acreage covered by

None

Q measured	Q recommended	Volume	Acreage	Found	Subdy.	Amendments	Place of use
3.33	3.33	648	216	216	6	None	
39	39						
39	40						
38							
37.5							
225							

301

RECEIVED

SEP 17 1968

Affidavit of Publication

Department of Reclamation

I, Elizabeth L. Brammer, of the Arco Advertiser, a weekly newspaper of general circulation, published weekly at Arco, Idaho, since March, 1909, do solemnly swear that a copy of this notice, per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for four (4) consecutive weeks, commencing with the issue dated August 8, 1968 and ending with the issue dated August 29, 1968

Elizabeth L. Brammer

Subscribed and sworn to before me this

29 day of Aug., 1968

Betty J. Mago

Notary Public.

Residence: Arco, Idaho.

My commission expires 2-4, 1969

PUBLIC NOTICE

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on Sept. 16, 1968, at Arco, County of Butte, State of Idaho, before notary public, Butte County Clerk, Hazel Johnson, Arco, Idaho, proof will be submitted of the completion of works for the diversion of 4.8 c.f.s. of the waters of a subterranean source, and the application to beneficial use of said water, in accordance with the terms and conditions of permit No. G-31145, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Leo D. Amy, Howe, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 4.8 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 4.8 c.f.s.

4. The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 5 N., R. 29 E.B.M., Butte County.

5. The place where said water is used is N $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12; N $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13, T. 5 N., R. 29 E.B.M.

6. The date of priority which said user is prepared to establish is May 31, 1963.

R. KEITH HIGGINSON,
State Reclamation Engineer.
Pub. Aug. 8,15,22,29, 1968.

ly

G 31145

T5N-R29E.

Sec. 3

Sec. 2

OPD

Sec. 12

Sec. 11

Sec. 12

Sec. 13

Sec. 13

Permit Map No. 31145
As Approved JUN 3 1963
Deputy Ralph W. Thomas
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5251
WATER RIGHT NO. 33-02116

This is to certify that: **LEO AMY**
1398 HYWAY 22-33
HOWE ID 83244

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	3.33 CFS	756.0 AF

SOURCE

GROUNDWATER

Priority: 05/31/1963

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 3, Township 05N, Range 29E
BUTTE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N	29E	2	SENW 40	NESW 40	NWSW 16	
			SESW 40	NWSE 40	SWSE 40	216
Total number of acres irrigated:						216

CONDITIONS OF APPROVAL AND REMARKS

1. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
2. 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.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

MICROFILMED

SEP 18 1968

TRANSFER NO. 5251
WATER RIGHT NO. 33-02116

CONDITIONS OF APPROVAL AND REMARKS

4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dated this 15th day of September, 1998.

J. Drew Saylor
Chief, Water Allocation Bureau

MICROFILMED

SEP 18 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 5251

RECEIVED APPLICATION FOR TRANSFER OF WATER RIGHT

MAY 22 1998

PART 1

Department of Water Resources Name of applicant Leo Amy Phone (208) 767-3418
Post Office address 1398 Hyway 22-33, Howe, ID 83244

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes I will be selling this ground and a pivot will be installed on the rearranged place of use.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>33-02116</u>	<u>05/31/1963</u>	<u>3.33 cfs</u>	<u>irrigation</u>	<u>04/15</u> to <u>10/15</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 3.33 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water groundwater tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion.
		NE	SE	03	05N	29E	Butte	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
05N	29E	02								40	40	16		40		40	40		216

MICROFILMED
SEP 18 1998

Total acres 216

PART 1

6. General Information:

a. Description of diversion system well and pump to sprinkler

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ☒ Yes ☐ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

MICROFILMED

SEP 18 1998

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 33-02116

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 11/01	3.33 CFS

SOURCE

GROUNDWATER

Priority: 05/31/1963

LOCATION OF POINT(S) OF DIVERSION:NESE , Sec. 3, Township 05N, Range 29E
BUTTE CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N	29E	2	NESW 16	NWSW 40	SWSW 40	
			SESW 40	NWSE 40	SWSE 40	216
				Total number of acres irrigated:		216

CONDITIONS/REMARKS:

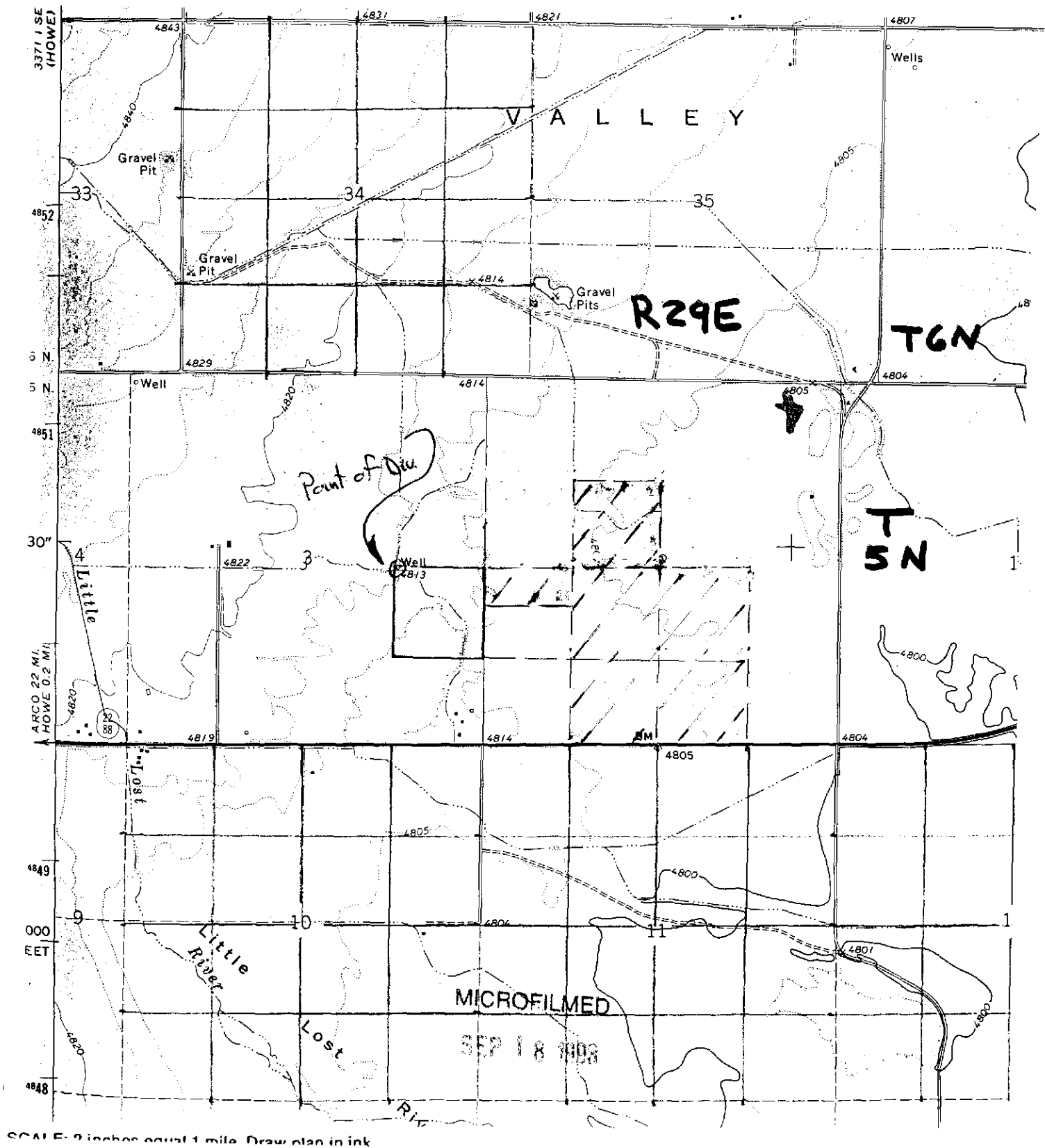
1. TRANS. 2018.

MICROFILMED

SEP 18 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.

Leo D. Amey

(Signature of Applicant)

Subscribed and sworn to before me this 13th day of April, 19 98.

Richard H. Hill

(Notary Public)

My commission expires 8-2-99

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by AR Date 4-15-98 Protest filed by _____

Prelim. check by Kaw 4-15-98 Fee \$100⁰⁰ E024039

Receipted by Allen Ruby Date 4/13/1998

Published in Area Advertiser Copies of protest forwarded by _____

Pub. dates April 23 & 30 1998 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by RA

Copy of transfer sent to lien holder _____

MICROFILMED

SEP 18 1998

MAKE CHECK PAYABLE TO:
BUTTE COUNTY TAX COLLECTOR
P.O. BOX 121, ARCO, ID 83213

1997 TAX BILL/RECEIPT

PARCEL NUMBER
RP05N29E024800
38.40

BILL# 2781 CODE AREA 10-00 L

1ST HALF DUE		2ND HALF DUE		FULL DUE		TOT MV	38.40
TAX	258.35	TAX	258.35	TAX	516.70		
LATE		LATE		LATE			
INT		INT		INT			
COST		COST		COST		WAC	1.80
TOT		TOT		TOT		TOT ACS	158.20

AMY LEO D
& AMY CLEO I
HC # 65 BOX 2113
HOWE ID 83244

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.004863461	186.7
SCHOOL #111	.005889613	226.1
L.L. WATERSHED	.000420900	16.1
CEMETERY	.000185234	7.1
LIBRARY	.000554361	21.2
HCSP DIST	.001542950	59.2
AMOUNT DUE	.013456419	516.7

E2SW4
W2SE4
SEC 2

IMPORTANT
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***
PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

COPY

RECEIPT NOT VALID UNTIL CHECK CLEARS BANK
THANK YOU

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

AMY, LEO D

COPY

1997
2781

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

COPY

AMY, LEO D

199
278

2ND HALF

1ST HALF

FULL

AMOUNT DUE 258.35

AMOUNT DUE 258.35 516.7

BUTTE COUNTY
RP05N29E024800A
10-00

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE

DATE PAID
PAID BY

JUNE 20, 1998

CHECK #

CASH

MICROFILMED

SEP 18 1998

BUTTE COUNTY
RP05N29E024800A
10-00

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE

DATE PAID 12-17-91
PAID BY C. Amy

DECEMBER 20, 1997

CHECK # 2102
CASH

TXTN 1-4

MAKE CHECK PAYABLE TO:
BUTTE COUNTY TAX COLLECTOR
P.O. BOX 121, ARCO, ID 83213

1997 TAX BILL/RECEIPT

PARCEL NUMBER
RP05N29E023001

BILL# 2779

CODE AREA 10-00

L 23.56
I 44.30

1ST HALF DUE
TAX 281.63
LATE
INT
COST
TOT

2ND HALF DUE
TAX 281.63
LATE
INT
COST
TOT

FULL DUE
TAX 563.26
LATE
INT
COST
TOT

TOT MV 67.86
HM 14.29
NET MV 53.57
WAC 1.40
TOT ACS 78.60

AMY LEO DAVID
& AMY CLEG I
HC#65 BOX 2113
HOWE

ID 83244

TAXING DISTRICT	RATE	AMCUN
STATE	.000000000	
COUNTY	.004863461	260.5
SCHOOL #111	.005889613	315.5
L.L. WATERSHED	.000420900	22.5
CEMETERY	.000185234	9.9
LIBRARY	.000554361	29.7
HCSP DIST	.001542850	82.6
DISTRICT TOTAL	.013456419	720.9
SOLID WASTE FEE		75.0
DISTRICT/SPECIAL TOTAL		795.9
*CIRCUIT BREAKER EXEMPTION		232.6
AMOUNT DUE		563.2

W2SW4
SEC 2

IMPORTANT
PLEASE READ BOTH FRONT AND BACK
MONTHLY PAYMENTS ARE ACCEPTED
PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
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KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

COPY

RECEIPT NOT VALID UNTIL CHECK CLEARS BANK
THANK YOU

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

AMY, LEO DAVID

COPY

1997
2779

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

COPY

1997
2779

2ND HALF

1ST HALF

FULL

AMOUNT DUE

281.63

AMOUNT DUE

281.63

563.26

BUTTE COUNTY
RP05N29E023001A
10-00

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE

JUNE 20, 1998

DATE PAID
PAID BY

CHECK #
CASH

MICROFILMED

SEP 18 1998

BUTTE COUNTY
RP05N29E023001A
10-00

LATE
INT
COST
TOT

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE

DECEMBER 20, 1997

DATE PAID 12-12-97
PAID BY C Amy

CHECK # 2102
CASH

TXTV 1-8

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
2018	Leo D. Amy	3.33	3.33	33-2116
	Leo D. Amy	3.33	n/a	33-2116

R

E

E

S

N

A

R

MICROFILMED
SEP 18 1998

T

Transfer No. 2018

Application No. 33-2116

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Leo D. Amy Phone 767-2081

Post office address Howe, Idaho 83244

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree to _____
(Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)

b. License No. 33-2116 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water ground water tributary to _____

4. Date of priority May 31, 1963

5. Water is used for the following purposes:

amount 3.33 for Irrigation purposes from Apr. 1 to Nov. 1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)

6. Total amount of water under right: a. 3.33 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 3
Township 5N Range 29E, B.M., in Butte County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5N	29E	12									37.5	22.5		38					98
		13	40	39			39												118

Total number of acres to be irrigated 216

requested changed, omit part B)

b. $\frac{\text{acre feet per annum}}{\text{acre}}$

2.	Point of diversion	$\frac{1}{4}$	$\frac{1}{4}$, Section
----	--------------------	---------------	-------------------------

Range

[illegible]

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

a. Amount of water to be

b. Point(s) of diversion	NE	1/4	SE	1/4, Section 3	Township 5N
--------------------------	----	-----	----	----------------	-------------

Range	29E	, B.M.,	Butte	County
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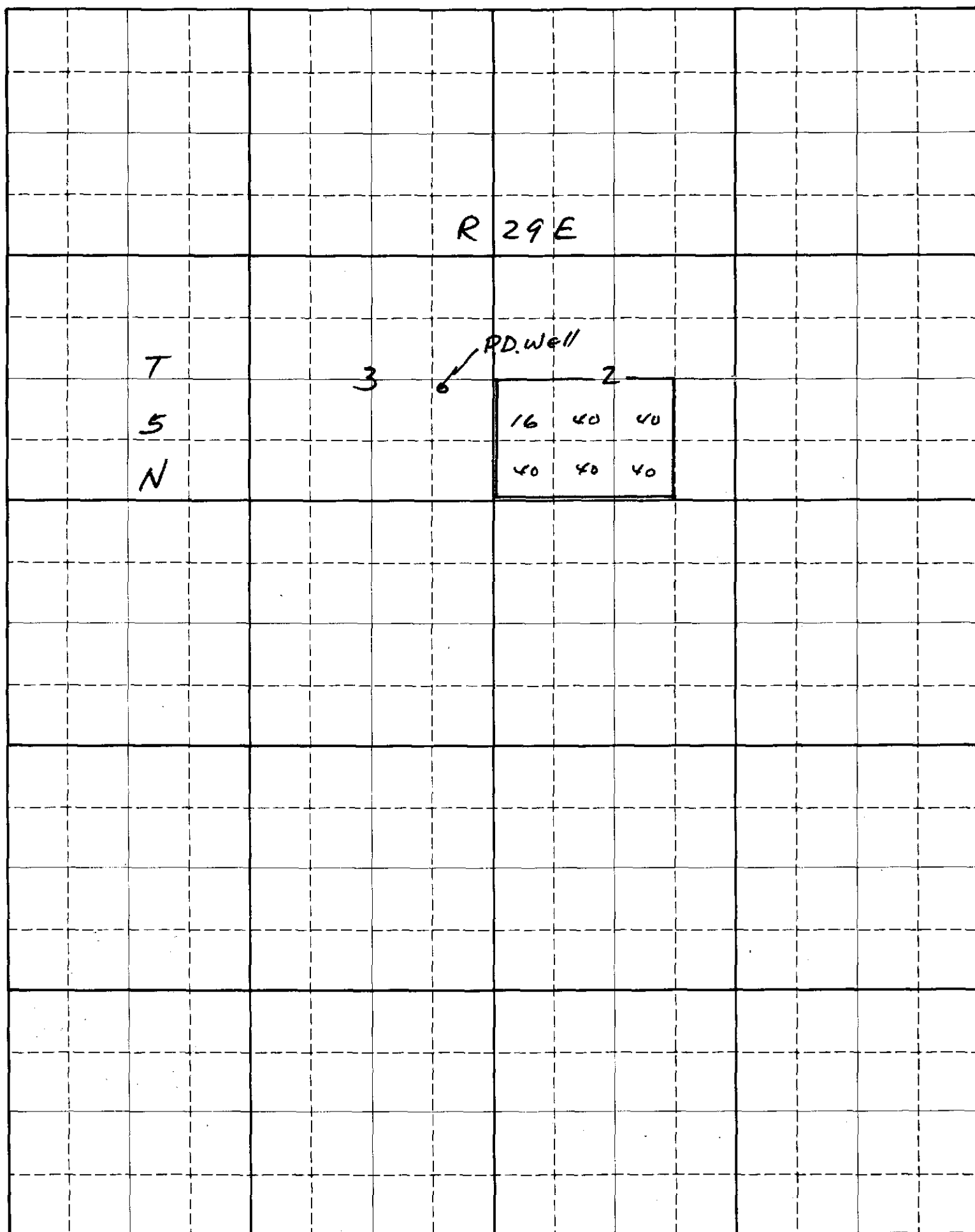
1

a. Describe the lands

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100	101	102	103	104	105	106	107	108	109	110	111	112	113	114	115	116	117	118	119	120	121	122	123	124	125	126	127	128	129	130	131	132	133	134	135	136	137	138	139	140	141	142	143	144	145	146	147	148	149	150	151	152	153	154	155	156	157	158	159	160	161	162	163	164	165	166	167	168	169	170	171	172	173	174	175	176	177	178	179	180	181	182	183	184	185	186	187	188	189	190	191	192	193	194	195	196	197	198	199	200	201	202	203	204	205	206	207	208	209	210	211	212	213	214	215	216	217	218	219	220	221	222	223	224	225	226	227	228	229	230	231	232	233	234	235	236	237	238	239	240	241	242	243	244	245	246	247	248	249	250	251	252	253	254	255	256	257	258	259	260	261	262	263	264	265	266	267	268	269	270	271	272	273	274	275	276	277	278	279	280	281	282	283	284	285	286	287	288	289	290	291	292	293	294	295	296	297	298	299	300	301	302	303	304	305	306	307	308	309	310	311	312	313	314	315	316	317	318	319	320	321	322	323	324	325	326	327	328	329	330	331	332	333	334	335	336	337	338	339	340	341	342	343	344	345	346	347	348	349	350	351	352	353	354	355	356	357	358	359	360	361	362	363	364	365	366	367	368	369	370	371	372	373	374	375	376	377	378	379	380	381	382	383	384	385	386	387	388	389	390	391	392	393	394	395	396	397	398	399	400	401	402	403	404	405	406	407	408	409	410	411	412	413	414	415	416	417	418	419	420	421	422	423	424	425	426	427	428	429	430	431	432	433	434	435	436	437	438	439	440	441	442	443	444	445	446	447	448	449	450	451	452	453	454	455	456	457	458	459	460	461	462	463	464	465	466
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216 Total number of acres to be irrigated

- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

Received by Date 9-22-76 Fee \$30.00 Prelim. check by Received by Date 9-22-76
Published in Pub. dates Sept. 30 + Oct. 7, 1976 Watermaster recommendation requested on 11.76
rec'd.
by Recommended for approval denial
Hearing held by Date
Copies of protest forwarded by
Protest filed by

FOR DEPARTMENT USE ONLY

R. KEITH HIGGINSON, Director

Witness my hand this 16 day of November, 19 76

2. Denial of said application is for the following reasons:

1. Approval of said application is subject to the following limitations and conditions:

and said application is hereby APPROVED
This is to certify that I have examined Application for Transfer of Water Rights No. 33-2116 (2018),

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

My commission expires Mar 21, 1979
Subscribed and sworn to before me this 12nd day of September, 19 76
 (Signature of applicant)
 (Notary public)

I hereby assert that no one will be injured by such change and the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

3. Remarks

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31145/33-2116 Priority May 31, 1963 Amount 3.33 cfs

THIS IS TO CERTIFY, that LEO D. AMY
of Howe, Idaho, has complied with the terms and conditions of Permit
No. 31145/33-2116 issued pursuant to Application for Permit dated May 31, 1963,
and has submitted proof to the Department of Water Administration on September 16, 1968,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 3.33 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 3.33 cfs for Irrigation from April 1 to Nov. 1 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 3.33 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 3, Twp. 5 N, Rge. 29 E, B. M.

in the county of Butte; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 648 acre feet per year or _____
3.0 acre feet per acre.

Description and location of place of use:

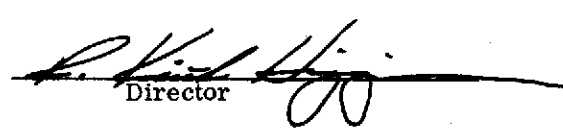
TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5 N	29 E	12									37.5	22.5		38					98
		13	40	39			39												118

Total number of acres irrigated 216

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands
or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 4 day of

October, 19 72.


Director

33 2116

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 39237
Permit No. G- 31145
District No.

1. Name of Applicant: Leo D. Amy
Postoffice address: Howe County: Butte State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 4.8 or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Drilled well
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 3
Twp. 5 N , Rge. 29 E , B.M., County of Butte
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Drilled well, to be cased and equipped with turbine type pump & motor
8. Estimated cost of works: \$ 10,000
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) 4.8 (cubic feet per second, inches or gallons per minute) is for new lands.

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5 N	29 E	12 13	40 40				40				40 40 40								120 120 <u>240</u>

ACTION OF STATE RECLAMATION ENGINEER ON
EXTENSION OF TIME

I, R. Keith Higginson, State Reclamation Engineer of the State of Idaho, hereby approve the above application for extension of time for Permit G-31145 to September 30, 1968.

Witness my hand this 11th day of April, 1968.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

LICENSE ISSUED FOR 993 SEC. FT.
LICENSE PAGE NO. _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

September 16, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

LEO AMY
1398 HYWAY 22-33
HOWE ID 83244

RE: Water Right 33-02116 (Transfer 5251)

Dear Mr. Amy:

Enclosed is the copy of your approved Transfer of Water Right for the above referenced water right (Transfer 5251). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

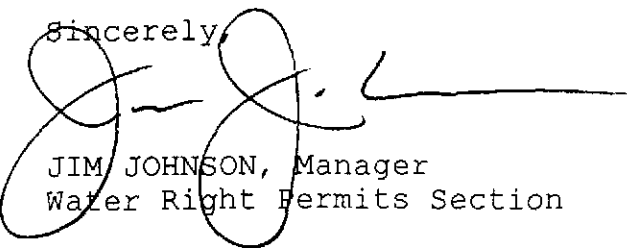
As of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

If you have acquired any other water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes in a timely manner could result in a \$100 late filing fee. You can contact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at (208) 327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt
Enclosures

MICROFILMED

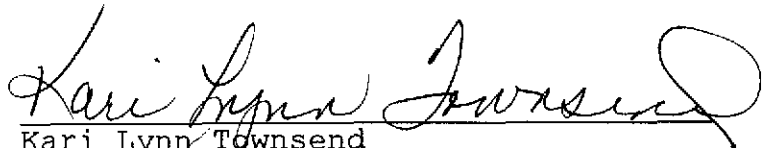
SEP 18 1998

CERTIFICATE OF MAILING

I hereby certify that on the 16th day of **September, 1998**, I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

WATER RIGHT 33-02116 (Transfer 5251)

**LEO AMY
1398 HYWAY 22-33
HOWE ID 83244**


Kari Lynn Townsend
Secretary

MICROFILMED
SEP 18 1998

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief 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 the 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 twenty-one (21) 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 a 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. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

MICROFILMED

SEP 18 1998

CERTIFICATE OF SERVICE

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

FINAL ORDER

The Department 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 Department 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.

MICROFILMED
SEP 18 1998

MEMORANDUM

TO: File 33-02116

FROM: Pam Skaggs^{PS}/State Office

SUBJECT: Transfer 5251

DATE: September 14, 1998

Transfer 5251 changes the place of use under Right 33-02116. The applicant plans to install a pivot system and wants to rearrange the irrigated acres to reflect the change in systems.

Season of use and diversion volume were adjusted to reflect current standards. Recommended conditions include future measuring & annual reporting, irrigation overlap and standard transfer conditions.

MICROFILMED

SEP 18 1998

(07-98)

Date Reviewed 9-11-58 *CS*

WRQ/Split Summary SRBA Status Run POU Comparison Report

Proof of Ownership 97 tax notices cover Licensed P/O

Transfer ✓ All of Right _____ Portion of Right
Resulting Split(s) NONE

(11) NA Water District (12) NO Pertinent Conditions (13) NO Expansion

③ Change to standard season per app. 4-15 to 10-15
④ Standard Vol = $216 \times 3.5 = 756.0 \text{ ata} < \text{VDR}$
⑤ Change P/V

Database/Processing Notes Standard ✓ Non-Standard

"T" Files Update Complete ✓ Approval Form ✓ Transfer Memo ✓
Database Updated Following Approval ✓ Memo/Form Files Deleted ✓
9-15-98 *CB*

WR0749NP
No. T33-02116

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/11/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEO AMY 1398 HYWAY 22-33 HOWE ID 83244 (208) 767-3418	05/31/1963	IRRIGATION	04/15 10/15	3.330 CFS	756.00 AFA
TOTAL DIVERSION:					3.330 CFS	756.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T05N R29E S03

NESE

BUTTE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
05N	29E	2	:					:				40	:	40	16		40	:		40	40			:	216.0
TOTAL ACRES																							216.0		

Pou County: BUTTE

Conditions of Approval:

- 01M - After specific notification by the department, the right holder
 - shall install a suitable measuring device or shall enter into an
 - agreement with the department to determine the amount of water
 - diverted from power records and shall annually report the
 - information to the department.
- 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.
- T07 - The right holder shall accomplish the change authorized by this
 - transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this
 - transfer is cause for the Director to rescind approval of the
 - transfer.
- T09 - Approval of this transfer does not preclude the opportunity for
 - review of the validity of the water right(s) in the ongoing
 - Snake River Basin Adjudication.

Dates: App. Received: Priority Date: 05/31/1963
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 04/19/1979

Misc: Water District Number: Field Exam Fee:

Comments: Date: 09/11/1998 User-ID: PSKAGGS Subject: TRANSFER 5251
Transfer 5251 changes the place of use under Right 33-02116.

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
T05N R29E S 2																		
3300031J	LITTLE LOS : 01-31					5												36
3300031K	LITTLE LOS :			I		I		I						I		I		
3300031L	LITTLE LOS :			I		I										I		
T3300031M	LITTLE LOS :							04-I		I								
A3300031P	LITTLE LOS :							04-44		40								84
R3300031P	LITTLE LOS :							04-44		40								84
3300032	LITTLE LOS :	I		I		I		I		I		I		I		I		
3300033	LITTLE LOS :	I		I		I		I		I		I		I		I		
3300035	BADGER CRE :	I		I		I		I		I		I		I		I		
A3300038	LITTLE LOS :															39		78
R3300038	LITTLE LOS :															39		78
A3300091D	LITTLE LOS :							04-44		40								84
R3300091D	LITTLE LOS :							04-44		40								84
3302070B	GROUNDWATE :															22		22
3302116	GROUNDWATE :									16	40	40	40			40	40	216
A3302116	GROUNDWATE :									16	40	40	40			40	40	216
R3302116	GROUNDWATE :									16	40	40	40			40	40	216
T3302116	GROUNDWATE :									40	40	16	40			??40	40	176216
3302139B	GROUNDWATE :															22		22
3307006B	GROUNDWATE :															12		49
A3307006B	GROUNDWATE :															12		49
R3307006B	GROUNDWATE :															12		49
3307057B	GROUNDWATE :															12		49
A3307057B	GROUNDWATE :															12		49
R3307057B	GROUNDWATE :															12		49
3307057D	GROUNDWATE :															22		22
3307210	GROUNDWATE :							03-43		40								83
A3310021	LITTLE LOS : 01-24 02-39			12		6												81
R3310021	LITTLE LOS : 01-24 02-39			12		6												81
A3310052	LITTLE LOS :															39		78
R3310052	LITTLE LOS :															39		78
--86 MAP--	C23Q-W 85 :			36		37				33	2		40	33	27	35	38	394
NO QTRS	MAPPING																	
				Lot01-39		Lot02-25		Lot04-32										

Overlapping surface rts. not claimed here.

DATE: 09/11/98
PAGE: 1

Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. R33-02116

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/11/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEO D AMY	05/31/1963	IRRIGATION	04-01 11-01	3.33 CFS	
TOTAL DIVERSION:					3.33 CFS	
CONSUMPTIVE USE:						610.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T05N R29E S03

NESE

BUTTE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
05N	29E	2	:											16	40	40	40		40	40	:	216.0
																			TOTAL ACRES		216.0	

POU County: BUTTE

Non-Irrigation Uses: N/A

Other Rights: N/A

Remarks: GEN TRANS. 2018.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 00/00/00

same as claim - no updates made yet.

SPLIT RIGHT SUMMARY
9/11/98
TRANSFER 5251

SD-0611-2 Basin: 33 Starting Water Right: 02116

S	Water	Name	O	Priority	STG/	Use	S
L	Right No.	Last, First	N	Date	STS	Desc	S
-	33-02116	AMY, LEO D.	C	05/31/1963	L/	GROUNDWATER	IRR
-	T33-02116	AMY, LEO	C	05/31/1963	L/	GROUNDWATER	IRR
-	A33-02116	AMY, LEO D	C	05/31/1963	L/	GROUNDWATER	IRR
-	R33-02116	AMY, LEO D	C	05/31/1963	L/	GROUNDWATER	IRR

no summary/no activity

4-13-98

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

T5251

INITIAL REVIEW BY: RCW1. Right number 33-02116 Applicant Leo Amy2. Type of right: ☐ Decree ☒ License ☐ Claim3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____

4. Check:

a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of useb. ☒ Description of original point of diversion.c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

a. ☒ All of right.b. ☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).c. ☒ Check description of point(s) of diversion.d. ☒ Check description of place of use.e. ☒ Check map (shows p.d. and p.u. after transfer).f. ☒ Check for correct signature, notarization, and fee.g. ☒ Check proof of ownership of right &/or land from which water is transferred.h. ☒ Check for expansion in use of right. Comments N/Ai. ☒ Check for existing water rights from same source, on land water is being transferred to.Right number(s) N/Aj. ☒ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____

2. Is transfer published correctly? ☒ Yes ☐ No3. Protest received? ☐ Yes ☐ No

RECOMMENDED ACTION

1. ☒ Approve2. ☐ Deny3. Conditions* Measuring device or alternative acceptable
to EDWR4. By RCW Date 5/19/98

* All uses within Watermaster Districts require special conditions.

RECEIVED

MAY 22 1998

Department of Water Resources

* Need Notarized
letter from
Lender
OK
Hart

T5251

AFFIDAVIT OF PUBLICATION

I, Colleen Babcock
of the Arco Advertiser, a weekly newspaper of
general circulation, published weekly at Arco, Idaho,
since March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,

for 2 consecutive weeks, commencing with
the issue dated April 23, 1998
and ending with the issue dated

April 30, 1998
Colleen Babcock

STATE OF IDAHO }

COUNTY OF BUTTE }

On this 1st day of May
in the year of 1998, before me, a Notary Public,

personally appeared

Colleen Babcock

known or identified to me to be the person whose
name subscribed to the within instrument, and being
by me first duly sworn, declared that the statements
therein are true, and acknowledged to me that he
executed the same.

Thomas D. Hunt
Notary Public for Idaho

Residing at Arco, Id

My commission expires: 1-23-2004

**NOTICE OF PROPOSED
CHANGE OF A WATER RIGHT
NO. T5251**

Notice is hereby given that Leo Amy,
1398 Hyway 22-33, Howe ID 83244, has
applied to the Department of Water Re-
sources to change place of use of a ground-
water source. The right sought to be
changed is evidenced by a license and re-
corded as follows:

License No.: 33-02116

Amount: 3.33 cfs

Source: Groundwater

Priority: 05/31/1963

Point(s) of Diversion: NESE SEC 03
T05N, R29E, BUTTE COUNTY

The water is used for irrigation of 216
acres from 4/15 to 10/15 within the NESW,
SESW, NWSW, NWSE, SWSW, SWSE, SEC
2 T05N, R29E, B.M.

TO BE CHANGED AS FOLLOWS:

The applicant intends to rearrange the
216 acres in Sec. 2 to be better fit instal-
lation of a pivot.

Any protests against approval of the
proposed changes must be filed with the
Idaho Department of Water Resources, 900
N Skyline Dr., Idaho Falls, ID 83402, to-
gether with a protest fee of \$25 on or be-
fore May 11, 1998. The protestant must
also send a copy of the Protest to the ap-
plicant.

KARL J. DREHER
Director

Published in The Arco Advertiser on
April 23 and 30, 1998.

RECEIVED

MAY 04 1998

Department of Water Resources
Eastern Region

MICROFILMED

SEP 18 1998



Farm Credit Services

RECEIVED

APR 20 1998

1020 Land Bank Street
P.O. Box 50030
Idaho Falls, Idaho 83405-0030
208/523-1785
Department of Water Resources
Eastern Region

April 17, 1998

Harold W. Jones
Water Right Supervisor
Idaho Department of Water Resources
900 N. Skyline Dr.
Idaho Falls, ID 83402-1718

RE: Water Rights #33-02116, 33-00091 & 33-00031
Our Loan #11132/441 - Leo Amy
Our Loan #34100/441 - Kelly Amy

Dear Mr. Jones:

I have reviewed the Applications For Transfer Of Water Right filed by Leo Amy, dated April 13, 1998, which proposes transferring portions of the above referenced rights. I do not find anything which is adverse to our interests as the mortgagee and therefore we have no objection to the proposed transfer.

If there is anything further you need from us please feel free to call me at 523-1793.

Sincerely,

Richard Hill
Senior Credit Officer
Northwest Farm Credit Services

cc: Leo Amy
Kelly Amy

Attachment A - Notary Acknowledgment

MICROFILMED

SEP 18 1998

Attachment A

STATE OF IDAHO)
)ss.
County of Bonneville)

On this 16th day of April, 1998, before me personally appeared Richard G. Hill, known to me to be an authorized agent of the corporation that executed the within instrument, and acknowledged to me that such corporation executed the same as its free act and deed; and on oath stated that he was authorized to execute said instrument.

Carmela Snijer
Notary Public for the State of Idaho
Residing at Idaho Falls
My commission expires 8/1/2002.

MICROFILMED

SEP 18 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

April 17, 1998

LEO AMY
1398 HYWAY 22-33
HOWE ID 83244

RE: Application for Transfers #5251 and #5252

Dear Applicant:

This office is currently in the process of advertising the application in the Arco Advertiser on April 23 and 30, 1998. The advertisement will be published once a week for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold W. Jones
Water Right Supervisor

HWJ::sc

MICROFILMED

SEP 18 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

April 17, 1998

KARL J. DREHER
DIRECTOR

ARCO ADVERTISER
PO BOX C
ARCO ID 83213

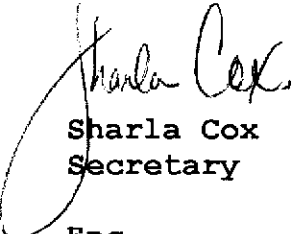
Dear Publisher:

Enclosed you will find a legal notice which we wish to have published on the dates indicated in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MAY 11, 1998.

Yours truly,


Sharla Cox
Secretary

Enc.

Filed
4/17/98

MICROFILMED

SEP 18 1998

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT
NO. T5251

Notice is hereby given that Leo Amy 1398 Hyway 22-33, Howe ID 83244, has applied to the Department of Water Resources to change place of use of a groundwater source. The right sought to be change is evidenced by a license and recorded as follows:

License No.: 33-02116 Source: Groundwater
Amount: 3.33 cfs Priority: 05/31/1963
Point(s) of Diversion: NESE SEC 03 T05N R29E, BUTTE COUNTY

The water is used for irrigation of 216 acres from 4/15 to 10/15 within the NESW, SESW, NWSW, NWSE, SWSW, SWSE, SEC 2 T05N R29E, B.M.

TO BE CHANGED AS FOLLOWS:

The applicant intends to re-arrange the 216 acres in Sect 2 to be better fit installation of a pivot.

Any protests against approval of the proposed changed must be filed with the Idaho Department of Water Resources, 900 N Skyline Dr., Idaho Falls, ID 83402, together with a protest fee of \$25 on or before May 11, 1998. The Protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

Published in the Arco Advertiser on April 23 and 30, 1998.

MICROFILMED

SEP 18 1998

November 23, 1976

Re: Transfer No. 33-2116 (#2018)

Leo D. Amy
Howe, ID 83244

Dear Mr. Amy:

Enclosed herewith is a copy of the approved Application for Transfer as referenced above.

Sincerely,

BOBBY D. FLEENORE
Chief, Water Rights

BDF:mef

Enc.

DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

1. Source Groundwater.Name Leo G. Amy

2. Right Being Transferred

Right No. 33-2116a. NA DecreeTransfer No. 2018☒ LicenseNA Useb. ☒ Priorityc. ☒ Location - Original P. D.d. ☒ " - Original P. U.e. NA " - New P.D.f. ☒ " - New P.U.g. ☒ Amount☒ AllNA Part3. ☒ Proof of Ownership of RightComment Original owner.4. No Expansion of Right

Comment _____

5. ☒ Map6. ☒ Signature7. ☒ Fee8. Watermaster's Comments NA.

9. Comments _____

10. Initial Review by Ernest M CarlsonDate 9/22/76.

11. Recommended Action

☒ Approve☐ Deny☒ Conditions MEASURING DEVICE No!By RDCDate 11/9/76Ernest M Carlson

RECEIVED

NOV 8 1976

Department of Water Resources
Eastern District Office

Affidavit of Publication

I, _____, of the
Arco Advertiser, a weekly newspaper of general
circulation, published weekly at Arco, Idaho, since
March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,

for _____ consecutive weeks, commencing with

the issue dated _____

and ending with the issue dated _____

Subscribed and sworn to before me this

5 day of _____, 1976

Notary Public

Residence: Arco, Idaho
My commission expires _____, 1978

PUBLIC NOTICE

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 33-2116

Notice is hereby given that D. Arny Howe, Idaho, has applied to the Department of Water Resources for a change in the place of use of the water right No. 33-2116. The change to be changed is evidenced by license No. 33-2116 and is recorded as follows:

AMOUNT: 2.00 CFS

PRIORITY: 1900

POINT OF DIVERSION:

NE 1/4 SW 1/4, Sec. 12, T. 29E, R. 29E, B.M., Butte County.

The water right to irrigate 216 acres within the SW 1/4, SE 1/4 SW 1/4, Sec. 12, T. 29E, R. 29E, B.M.

TO BE CHANGED TO IRRIGATE

The water right to irrigate 216 acres within the SW 1/4, W 1/2 SE 1/4, Sec. 12, T. 29E, R. 29E, B.M.

Any person claiming an interest in the above water right must file a claim with the Department of Water Resources, 1515 Lincoln Blvd., Boise, Idaho, 83721, on or before September 18, 1976.

R. KEITH HARRISON
Director

Published in the Arco Advertiser, Arco, Idaho, on September 30 and October 7, 1976.

October 18, 1976

RE: Application for Transfer No. 33-2116 AMY

Arco Advertiser
Box "C"
Arco, Idaho 83213

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on September 30 and October 7, 1976.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

cc: IDWR - State Office

Called 10-26-76
Called 11-01-76 CW

September 23, 1976

RE: Application for Transfer No. 33-2116 AMY

Arco Advertiser
Box "C"
Arco, Idaho 83213

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 11-08-76 by me

RDC:CW

Enc: Legal Notice (1)

PUBLIC NOTICE

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 33-2116

Notice is hereby given that Leo D. Amy, Howe, Idaho, has applied to the Department of Water Resources for a change in the place of use of the waters of a ground-water source. The right sought to be changed is evidenced by License No. 33-2116 and is recorded as follows:

AMOUNT: 3.33 cfs
PRIORITY: May 31, 1963
POINT OF DIVERSION:
NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 5N, R. 29E,
B.M., Butte County.

The water is used to irrigate 216 acres within the N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13, T. 5N, R. 29E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be used to irrigate 216 acres within the SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 2, T. 5N, R. 29E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before October 18, 1976.

R. KEITH HIGGINSON
Director

Published in the Arco Advertiser,
Arco, Idaho, on September 30 and
October 7, 1976.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 33-2116

Notice is hereby given that Leo D. Amy, Howe, Idaho, has applied to the Department of Water Resources for a change in the place of use of the waters of a ground-water source. The right sought to be changed is evidenced by License No. 33-2116 and is recorded as follows:

AMOUNT: 3.33 cfs PRIORITY: May 31, 1963

POINT OF DIVERSION: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 5N, R. 29E,
B.M., Butte County.

The water is used to irrigate 216 acres within the N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13, T. 5N, R. 29E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be used to irrigate 216 acres within the SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 2, T. 5N, R. 29E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before October 18, 1976.

R. KEITH HIGGINSON

Director

Published in the Arco Advertiser, Arco, Idaho, on September 30 and October 7, 1976

D-MW-
A-MW-
J-MW-

September 22, 1976

RE: Application for Transfer No. 33-2116 LEO D. AMY

Mr. Blair Archibald
Federal Land Bank Association
P.O. Box 72
Blackfoot, Idaho 83221

Dear Mr. Archibald:

This is to inform you that the above referenced transfer has been filed with this Department to change the place of use to the SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 2, T. 5N, R. 29E, B.M.

If you have any questions, please feel free to contact this office.

Very truly yours,

LOY H. JOHNSON
Senior Water Resource Agent

LHJ:cw

cc: Leo D. Amy

October 5, 1972

Re: Permit No. 31145/33-2116

Mr. Leo D. Amy
Howe,
Idaho 83244

Dear Mr. Amy:

Enclosed herewith is your Water License issued on the above referenced permit.

Also enclosed is departmental receipt No. 8887 in the amount of \$17.00 covering the licensing fee.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: License
Receipt #8887

bc: Eastern District Office

33 2116

Enclosed find check in the amount of \$17.00
as requested from your department for a
Water License.

Issue to Leo D. Amy

Howe, Idaho 83244

23 2116

September 21, 1972

Mr. Leo D. Amy
Howe,
Idaho 83244

Dear Mr. Amy:

A representative of this department has made an examination of the works covered by your Permit No. 31145/33-2116 and has found the following:

Quantity of water diverted: 3.33 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 3.33 cfs

The maximum quantity of water diverted shall not exceed 648 acre feet per season.

Beneficial Use: Irrigation of 216 acres within the N $\frac{1}{2}$ SW $\frac{1}{4}$ (60), SE $\frac{1}{4}$ SW $\frac{1}{4}$ (38), Sec. 12; N $\frac{1}{2}$ NE $\frac{1}{4}$ (79), NE $\frac{1}{4}$ NW $\frac{1}{4}$ (39), Sec. 13; Twp. 5N. Rge. 29E, B.M. Point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, Twp. 5N. Rge. 29E, B.M.

The priority date established is : May 31, 1963

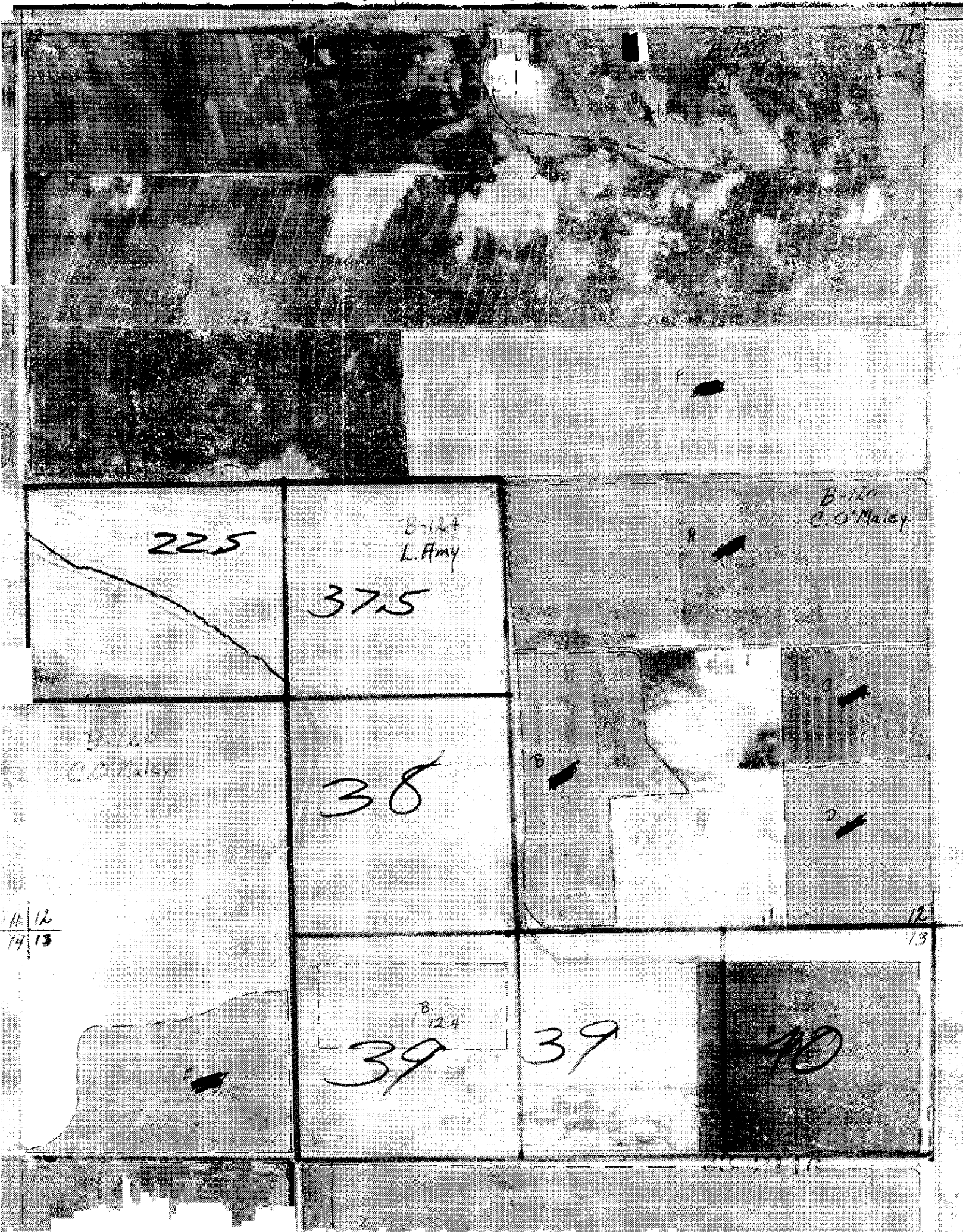
A fee totaling \$ 17.00 must be received within 30 days from the date of this letter in order that we can issue you a Water License as set forth in this letter.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

33 2116



22.5

B-124
L. Amy

37.5

B-129
C. O. Maley

B-124
C. O. Maley

38

B

D

12

13

B
12.4

39

39

40

Permit No. 6-31145/33-23

Name of Applicant Leo D. Amy, Howe, Idaho 83244

Source of Water Sub.

a tributary of

Location of P.D. NE1/4, Sec. 3, T. 5 N, R. 29 E, B.M., Butte Co.

Water is used for Irrigation

Quantity of water claimed: Permit 4.8 c.f.s. Depositions 4.8 c.f.s.

Type of measuring device installed or method of measurement and general description of diversion works 601'x16", H - 100', Q - 175" (orifice)

private ditch

Land to be irrigated or place of use:

TWP. RGE. SEC.

Description

5 N 29 E 12 NE1/4, SE1/4SW1/4

13 NE1/4, NE1/4NW1/4

Filed - May 31, 1963 Total acreage 240 (Depts - 200)

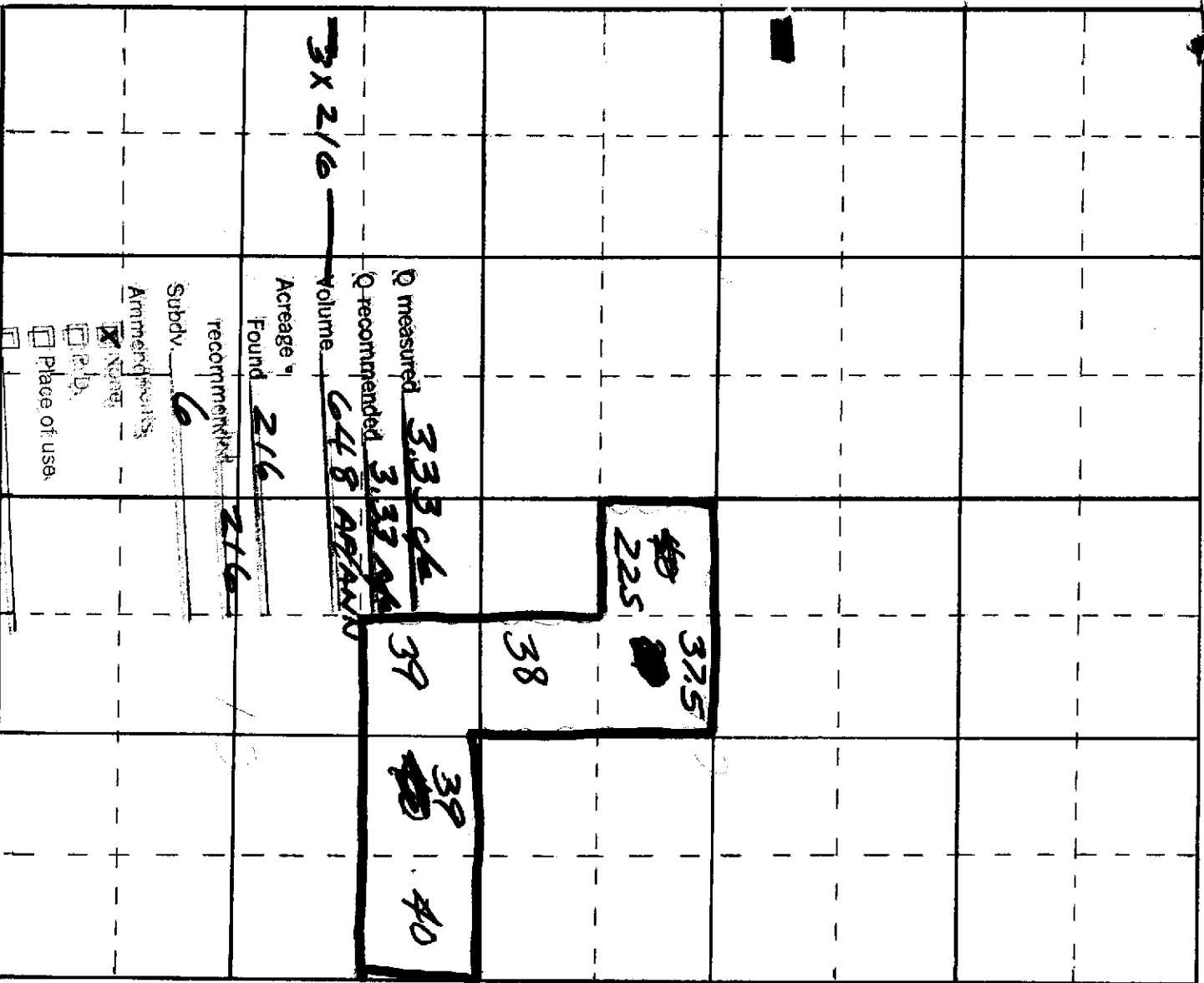
Due - September 30, 1968

Made - September 16, 1968

Priority - May 31, 1963

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.)

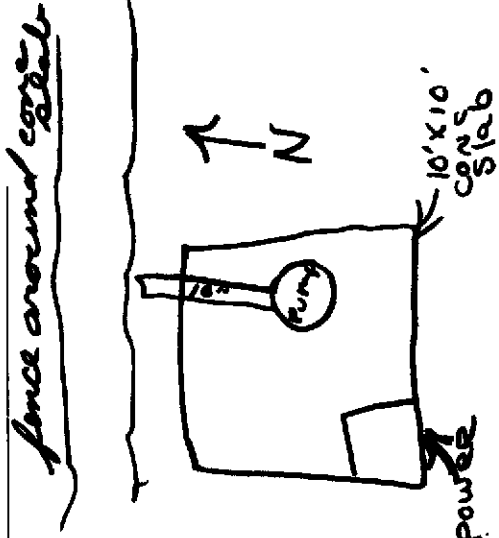
None



Source of supply ground
a tributary of SN 29E Sec 3 NE 1/4 SE 1/4
Location of P.D.(s) SN 29E Sec 3 NE 1/4 SE 1/4

Water is used for irrigation
Quantity of water found 3.33 cfs
How was the measurement made?
Measurement calculations 11' circumference 3.3' correction
1.01 101 x 3.3 = 3.33 cfs

Division works description and diagram
GE pump motor - 12.5 hp
60 cy 3 ph 1770 RPM
460 Volts #EBJ525166
Johnson Vert Pump
10" discharge north
for 8' and into open
E-W ditch.



Indicate area irrigated in each subdivision on the map.
Total acreage irrigated 2/6

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

Who represented the permit holder at the examination?

Leo Amy
Recommended allowance for licensing 3.33 cfs

Description of required amendments. Comments.

Report checked?

Examination date 9-2-71

Signature

Leo L. Chapman

September 13, 1968

Re: Permit No. G-31145

Leo D. Amy
Howe, Idaho

Dear Mr. Amy:

We acknowledge receipt of the depositions and affidavit of publication in the Arco Advertiser submitted as proof of completion of works and beneficial use on Permit No. G-31145.

Before a water license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our field examiner will try to contact you at the time he makes the examination so that you may show him the system.

Very truly yours,

Donald W. McElowney
Appropriation Examiner

DWM:dj

examined typed

631145

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-31145

RECEIVED

SEP 17 1968

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: _____

LEO D. AMY HOWE, IDAHO 83244 FARMER

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

Ques. 3. State number, approval date of permit, and date of priority: _____

G-31145 6-3-63 5-31-63

Ques. 4. State source of water supply: WELL

Give location of point of diversion, showing subdivision, section, township and range

NE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 3, TOWNSHIP 5 N., RANGE 29 E.B.M.

Ques. 5. Describe your works of diversion: THE USE TO WHICH SAID WATER HAS BEEN

APPLIED IS IRRIGATION PURPOSES; state amount of water they are capable of con-

veying from point of diversion to place of use: 4.8 c.f.s.; Give name of canal or ditch

or other works by which water is conducted to such place of use: PRIVATE DITCH

_____ ; if a well, state depth of well 601 feet; depth and size of

casing 16 inch; depth to water 100 feet; if pump is used,

state discharge of pump: 175 inches; tell how it was measured or determined orifice

_____ ; if sprinkler irrigation, give number and size

of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: IRRIGATION

(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

40 acres 40 acres 80 acres 40 acres

N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 12; N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 13 TOWNSHIP 5N., RANGE 29 E.B.M.

Doug Cashman

B 31145

State nature of all improvements which have been made as a direct result of said use:

HAY, GRAIN AND PASTURE

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: DOUG CUSHMAN 445 RIVERTON ROAD BLACKFOOT, IDAHO 83221

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 8-1-67 - Time used since first use:

APP. 2 MONTHS 1968

Ques. 10. Describe all other water rights appurtenant to same place of use:

NONE

(sign)

Leo D. Amy

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

ARCO

County of

BUTTE

State of Idaho, on this 16 day of SEPTEMBER, A. D. 19 68.

My commission expires: JANUARY 1981

Hazel Johnson
CLERK OF DISTRICT COURT

B31145

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

RECEIVED

SEP 17 1968

Permit No. G-31145

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

SIDNEY E. WERRY 41 HOWE, IDAHO 83244 RANCHER

Ques. 2 Are you acquainted with LEO D. AMY, the holder of
Permit No. G-31145? How long have you known him and where does he reside?

APP. 20 YEARS HOWE, IDAHO 83244

Ques. 3. Have you read or heard said Permit No. G-31145 read, and are you familiar
with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply:

Give location of place of diversion, showing subdivision, section, township and range

NE 1/4 SE 1/4, SECTION 3, TOWNSHIP 5 N., RANGE 29 E.B.M.

Describe works for conveying water to place of use: WELL

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 175 inches How much water have you seen being so
conveyed? 175 inches

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

40 acres in N 1/2 SW 1/4, 40 acres in SE 1/4 SW 1/4, SECTION 12, 80 ACRES IN N 1/2 NE 1/4, AND 40 acres
NE 1/4 NW 1/4, SECTION 13 TOWNSHIP 5 N., RANGE 29 E.B.M.

G 31145

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

SAGE BRUSH LAND

1 INCH PER ACRE

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? NO

Ques. 10. When did you first see this water used? 8-1-67

Other times you have seen such use: APP 2 months in 1968

(Signed):

Sidney E. Werry

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

ARCO, County of BUTTE, State of Idaho, on this L day of SEPTEMBER, A. D. 19 68

Harold Johnson
CLERK OF THE DISTRICT COURT
Residing Idaho

My commission expires JANUARY 1971

B31145

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

RECEIVED

SEP 17 1968

Permit No. G 31145

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

RALPH F. SCOTT 63 HOWE, IDAHO 83244 RANCH HAND

Ques. 2 Are you acquainted with LEO D. AMY, the holder of
Permit No. G-31145? How long have you known him and where does he reside?

APP. 30 YEARS HOWE, IDAHO 83244

Ques. 3. Have you read or heard said Permit No. G-31145 read, and are you familiar
with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: WELL

Give location of place of diversion, showing subdivision, section, township and range
NE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 3, TOWNSHIP 5 N., RANGE 29 E.B.M.

Describe works for conveying water to place of use: PRIVATE DITCH

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 175 inches How much water have you seen being so
conveyed? 175 inches

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

40 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 12, 80 acres in NE $\frac{1}{4}$, 40 acres

NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 13 TOWNSHIP 5 N., RANGE 29 E.B.M.

G31145

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

SAGE BRUSH LAND

1 inch per acre

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? NO

Ques. 10. When did you first see this water used? 8-1-67

Other times you have seen such use: APP 2 months in 1968

(Signed):

Ralph J. Scott

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

ARCO, County of BUTTE, State of Idaho, on this 16 day of SEPTEMBER, A. D. 1968

Hazel Johnson
CLERK OF THE DISTRICT COURT
Residing Arco, Idaho

My commission expires JANUARY 1971

631145

Affidavit of Publication

I, Elizabeth L. Brammer, of the
Arco Advertiser, a weekly newspaper of general
circulation, published weekly at Arco, Idaho, since
March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,
for four (4) consecutive weeks, commencing
with the issue dated August 8, 1968
and ending with the issue dated August 29, 1968

Elizabeth L. Brammer

Subscribed and sworn to before me this

29 day of Aug., 1968

Betty J. Mayo

Notary Public.

Residence: Arco, Idaho.

My commission expires 2-4, 1969

PUBLIC NOTICE

NOTICE OF PROOF OF COM- PLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on
Sept. 16, 1968, at Arco, County of
Butte, State of Idaho, before
notary public, Butte County
Clerk, Hazel Johnson, Arco, Ida-
ho, proof will be submitted of the
completion of works for the di-
version of 4.8 c.f.s. of the waters
of a subterranean source, and the
application to beneficial use of
said water, in accordance with
the terms and conditions of per-
mit No. G-31145, heretofore is-
sued by the Department of Rec-
lamation of the State of Idaho.

1. The name and address of
permit holder is Leo D. Amy,
Howe, Idaho.

2. Said works of diversion will
be fully completed on the date
for such completion, and the
amount of water which said works
are capable of conveying to the
place of use is 4.8 cubic feet per
second.

3. The use to which said water
has been applied is irrigation
purposes, and the amount applied
to beneficial use is 4.8 c.f.s.

4. The point of diversion of
said water is NE $\frac{1}{4}$ Sec. 3,
T. 5 N., R. 29 E.B.M., Butte
County.

5. The place where said water
is used is N $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 12; N $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 13, T. 5 N., R. 29 E.B.M.

6. The date of priority which
said user is prepared to establish
is May 31, 1963.

R. KEITH HIGGINSON,
State Reclamation Engineer.
Pub. Aug. 8, 15, 22, 29, 1968.

631145

Re: Permit No. G-31145

August 5, 1968

Mr. Leo D. Amy
Howe, Idaho 83244

Dear Mr. Amy:

This acknowledges receipt of the notice of intent to make proof of completion of works and application of water to beneficial use for permit No. G-51145.

We have mailed the notice to the Arco Advertiser to be published once a week for four consecutive weeks prior to September 16, 1968 which is the hearing date when the permit holder Leo D. Amy, Howe, Idaho

and two disinterested witnesses must appear before Butte County Clerk, Hazel Johnson, Arco, Idaho, notary public, to complete the enclosed depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be submitted to this office. The affidavit may be obtained from the newspaper when the advertising bill is paid by Leo D. Amy, Howe, Idaho. Be sure all the forms have the notary's seal and are signed. Please feel free to contact us if we may be of any assistance.

Very truly yours,

Ronald W. McElowney
Appropriation Examiner

DWM:ge

Enc: Depositions

cc: Notary

31145

August 5, 1968

Re: Permit No. G-31145

Arco Advertiser
Arco, Idaho 83213

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to September 16, 1968. The expense of the publication is to paid by Leo D. Amy, Howe, Idaho

to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ge

Enc: Legal Notice

31145

RECEIVED

JUL 25 1963

Department of Reclamation

NOTICE OF PROOF OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on Sept. 16, 1963 at Arco,
County of Butte, State of Idaho, before notary public (name & address) _____
Butte County Clerk, Hazel Johnson; Arco, Idaho, proof will be
submitted of the completion of works for the diversion of 4.8 c.f.s. of the waters
of a subterranean source, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit G-31145, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is Leo D. Amy, Howe, Idaho.
2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of use is
4.8 cubic feet per second.
3. The use to which said water has been applied is _____
irrigation purposes, and the amount applied to beneficial
use is 4.8 c.f.s.
4. The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, T. 5 N, R. 29 E,
B.M., Butte County.
5. The place where said water is used is N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12; N $\frac{1}{2}$ NE $\frac{1}{4}$,
NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13, T. 5 N, R. 29 E, B.M.
6. The date of priority which said user is prepared to establish is _____
May 31, 1963.

State Reclamation Engineer

31145

RECEIVED
JUL 25 1968
Department of Reclamation

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the Arco Advertiser of Arco, Idaho 83213; published in the county in which the works are situated.

Leo D. Amy
(signature)

Howe, Idaho
(address)

July 23, 1968
(date)

In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer when proof is for completion of works.

I hereby certify that the facts set forth in the attached notice are true.

Engineer

~~31144~~
31145

Re: Permit No. G-31145

June 28, 1968

Leo D. Amy
Howe, Idaho 83244

Dear Mr. Amy:

Proof of completion of works and application of water to beneficial use for the above referenced permit is due not later than September 30, 1968.

Under the terms of your permit, it is required that a notice be published once a week for four consecutive weeks in a local newspaper showing your intent to submit proof. The proof will consist of depositions which the permit holder and two disinterested witnesses must complete before the listed notary public, and must be accompanied by an affidavit of publication of the legal notice.

We have prepared the enclosed notice from the information on your permit. The complete name and address of a notary public of the State of Idaho must be entered together with a date for you to appear before the notary. Allow at least 40 days from the date the notice is mailed to this department for your appearance before the notary.

If you find any discrepancy in the notice or have made any changes, please advise this department and we will assist you in doing whatever may be necessary to assure correct publication.

If the enclosed notice is correct, complete the blank spaces on both forms, sign the form authorizing us to publish the notice at your expense, and return all forms. At the time we send the notice to the newspaper, you will be supplied with further instructions.

If you do not desire to complete the proofs and obtain a license of water right, you are requested to complete the relinquishment portion of this form below and return it to the Department of Reclamation.

State Reclamation Engineer

RELINQUISHMENT

I hereby relinquish to the State of Idaho, all my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. _____.

Dated _____

Permit Holder

31145

Witnesses

Ralph Scott

Howe, Idaho 83244.

Sidney Werry

Howe, Idaho 83244

~~3/1/45~~
3/1/45

April 24, 1968

RE: Permit Numbers G-31146 and G-31145

Idaho Land and Appraisal Service
P.O. Box 2161
Boise, Idaho 83701

Gentlemen:

Enclosed herewith are two application for extensions of time which you submitted to this office to be recorded under the above referenced permits.

These extensions have been approved by the State Reclamation Engineer and the original copies placed in our files.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:efw

Enclosures (2)

31145

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR EXTENSION OF TIME

State of Idaho)
County of Ada)

Permit No. G-31145

Leo D. Amy of Howe, Idaho
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder, of Permit to Appropriate the Public Waters of the State of Idaho No. G-31145.

That under the terms and conditions of said permit, work thereunder was required to be completed by June 3, 19 68.

That he has heretofore performed the following work described under said permit: _____

The well has been drilled and is being used on a portion of
the land

Costing \$ _____

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: This application is in connection with my desert land
entry which was not allowed until 9/30/63. since I have not completed
all the irrigation of lands I do intend to irrigate, I would like to
have this extended the full 5 years from the date of allowance.

WHEREFORE, he asks that the State Reclamation Engineer extend the time for the completion of obligations under said permit to September 30, 19 68.

Leo D. Amy
(signature)

Subscribed and sworn to before me this 8th day of April, 19 68.

Laura J. Henderson
(notary public)

My commission expires 8/12/70.

Date of receipt at office of Department of Reclamation April 9, 1968.

ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby approve the above application for extension of time for Permit G-31145
to September 30, 1968.

Witness my hand this 11th day of April, 19 68.

R. Keith Higgins
State Reclamation Engineer

March 29, 1968

Re: Permit No. G-31145

Leo D. Amy
Howe, Idaho 83244

Dear Mr. Amy:

Proof of completion of works and application of water to beneficial use for the above referenced permit is due not later than June 3, 1968.

Under the terms of your permit, it is required that a notice be published once a week for four consecutive weeks in a local newspaper showing your intent to submit proof. The proof will consist of depositions which the permit holder and two disinterested witnesses must complete before the listed notary public, and must be accompanied by an affidavit of publication of the legal notice.

We have prepared the enclosed notice from the information on your permit. The complete name and address of a notary public of the State of Idaho must be entered together with a date for you to appear before the notary. Allow at least 40 days from the date the notice is mailed to this department for your appearance before the notary.

If you find any discrepancy in the notice or have made any changes, please advise this department and we will assist you in doing whatever may be necessary to assure correct publication.

If the enclosed notice is correct, complete the blank spaces on both forms, sign the form authorizing us to publish the notice at your expense, and return all forms. At the time we send the notice to the newspaper, you will be supplied with further instructions.

If you do not desire to complete the proofs and obtain a license of water right, you are requested to complete the relinquishment portion of this form below and return it to the Department of Reclamation.

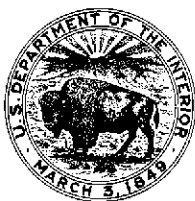
State Reclamation Engineer

RE LINQUISHMENT

I hereby relinquish to the State of Idaho, all my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. _____.

Dated _____

Permit Holder



UNITED STATES
DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

Land Office
P. O. Box 2237
Boise, Idaho

83701

IN REPLY REFER TO:

LO:VSS

Idaho-014206

SEP 30 1963

NOTICE OF ALLOWANCE

Leo D. Amy
Howe
Idaho

Dear Mr. Amy:

Your Desert Land Entry, Serial No. Idaho 014206,
Receipt No. 840283, for N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 12;
NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 13,
Township 5 N., Range 29 E., Boise Meridian, Idaho,
containing 240 acres, has this day been allowed, subject
to any valid existing rights and your further compliance with laws
and regulations applicable thereto. In correspondence relating to
this entry, always refer to the serial number shown above.

Sincerely yours,

Mitchell H. Egan

Land Office Manager

c. c. State Reclamation Engineer ✓

31145

June 6, 1963

Re: Permit No. G-31145
Leo D. Amy

Mr. Harley M. McDowell,
Idaho Land and Appraisal Service,
P. O. Box 2161,
Boise, Idaho.

Dear Mr. McDowell:

We enclose Permit No. G-31145 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

~~XXXXXXXXXXXX~~ Departmental Receipt No. G-7907 which was issued covering payment in the amount of \$ 6.00 for the filing fee of the above mentioned permit, ~~was~~ mailed to you on May 31, 1963.

Very truly yours,

~~XXXXXXXXXXXX~~

State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:pmk
Encl.
cc: Leo D. Amy
Horse, Idaho.

31145

