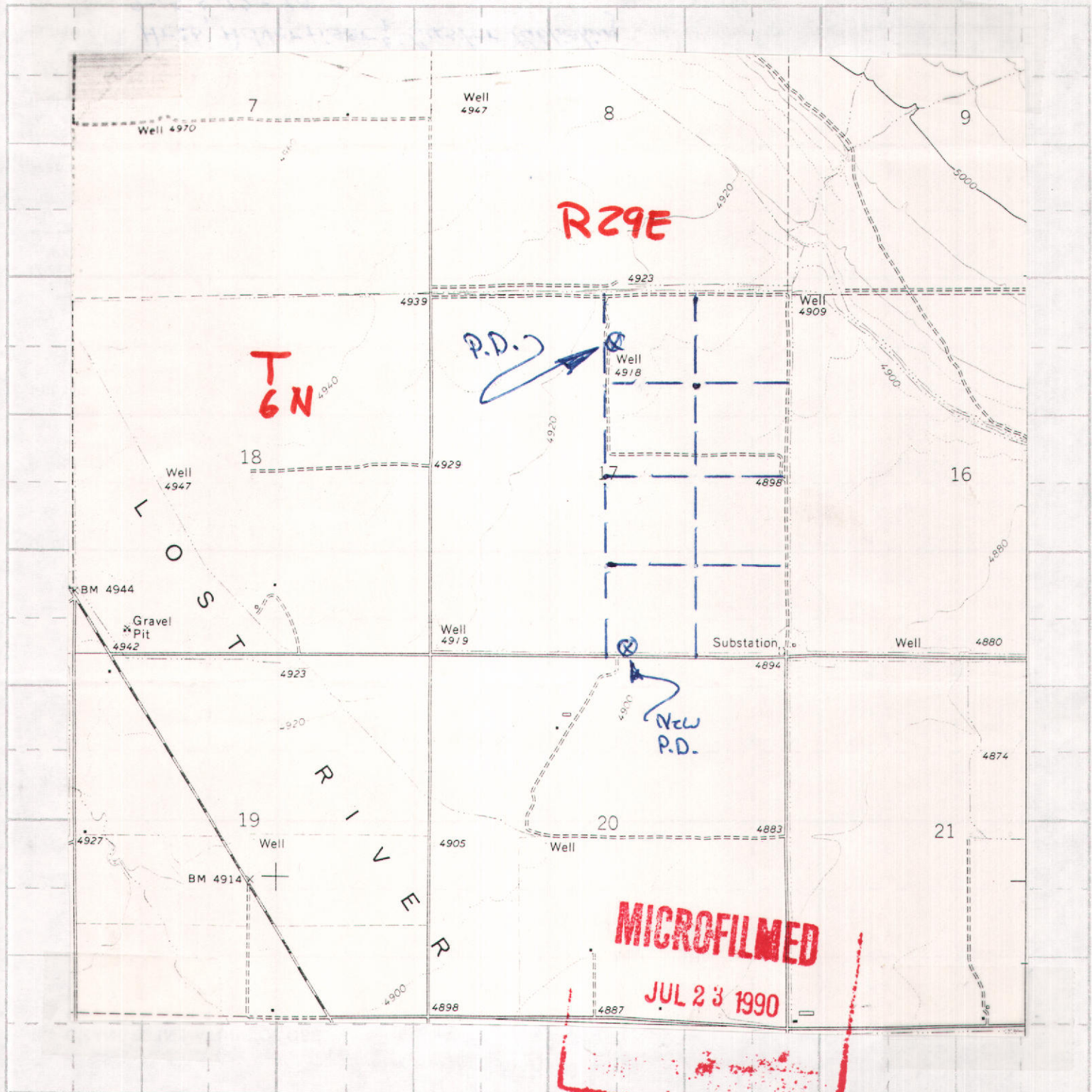


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- 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.



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

July 29, 1960

Re: Permit No. **G-22878**Maxine L. Dragnich
Howe, IdahoDear **Mrs. Dragnich:**

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. **G-22878** shows the **133** inches, or **275** c.f.s. of water for the irrigation of **2.66** miner's acres.

Upon receipt of the statutory fee of \$ **21.00** -based at the rate of \$2.00 for each 40-acre subdivision - we will issue the License and Certificate of Water Right, confirming the right with priority of to the use of **16.00** second feet of surface water with the point of diversion in

June 25, 1952

2.66

the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 17 for irrigation of 275 acres in the E $\frac{1}{2}$ of Section 17, Township 6 North, Range 29 East, B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

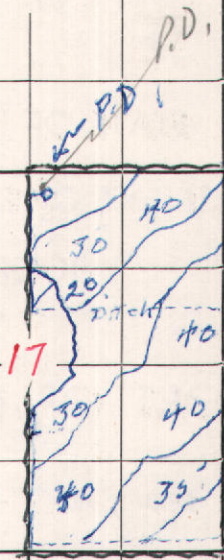
Fee \$ 21.00
Area - 275 Ac
Q = 2.66 CFS 133"

22878

RT

R-29E.

T.
6
N.



70

60

70

75
275 acres.

20

Subdivisions = 8

Area = 275 acres

Q = 133" or

266 eff.

29

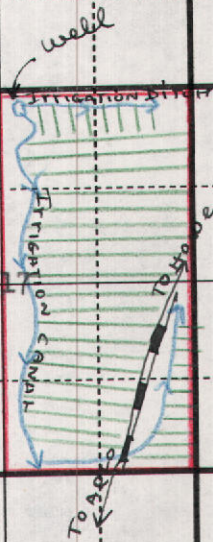
TO STATE HIGHWAY No. 22

NAME OF APPLICANT Maxine L. Dragnich

Form No. 0

T 6 N - R 29 E

Sec. 1



Permit Map No. 4-22878
As Approved
JUL 2 1952
MARK R. KULP
State Reclamation Engineer

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

52878

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3656APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

APPROVED

Name of applicant Little Lost River Farms Inc. c/o Gary Owens Phone 767-3013Post Office address HC 65, Box 1071, 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 would like to add an existing well on the south end of the farm to help run two pivots.

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>33-02062</u> | <u>6-25-1952</u> | <u>2.66</u> | <u>Irrigation</u> | <u>4-1</u> to <u>11-1</u> |
| <u>33-07030</u> | <u>1-17-1974</u> | <u>2.85</u> | <u>Irrigation</u> | <u>4-1</u> to <u>11-1</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred * 2.85 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
Old	well	NW	NE	17	6N	29E	Butte	
New	well	SW	SE	17	6N	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	
A	6N	29E	17	40	40	36	40									40	39	39	38	312
B	6N	29E	17	40	30	20	40									40	30	40	35	275

MICROFILMED

JUL 23 1990

"A" - 33-07030 "B" - 33-02062

Total acres _____

PART 1

6. General Information:

a. Description of diversion system _____ Two wells & pumps to (2) Pivots

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: _____ Ground will be more efficiently irrigated with this system. These are overlapping licenses conditioned for no more than 2.85 cfs when used in conjunction.

d. Remarks: _____ Additional well is an old one that came with the property. We desire to reactivate it as a second p.d. for these two rights.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____ 33-2062/7030

APPROVED

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

1. The maximum combined rate of diversion and annual volume of water under these rights shall not exceed 2.85 cfs and 936.0 afa.

Witness my hand this _____

25th

day of _____

June

19 90

Chief, Water Alloc. Bureau

RECEIVED

JUL 23 1990

J. Alan Saylor

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 33-02062 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 6-25-1952

5. Water is used for the following purpose:

amount 2.66 cfs for Irrigation purposes from 4-1 to 11-1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.66 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	17	6N	29E	Butte	

8. 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	
6N	29E	17	40	30	20	40									40	30	40	35	275

MICROFILMED
JUL 23 1990

Total acres 275

9. Describe any other water rights used for the same purpose as described above

33-07030

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

_____ NO _____ If yes, describe

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

- | 1. amount | | for | | purposes from | | to | |
|-------------|--|-----|--|---------------|--|----|--|
| (cfs/ac-ft) | | | | | | | |
| amount | | for | | purposes from | | to | |
| (cfs/ac-ft) | | | | | | | |
| amount | | for | | purposes from | | to | |
| (cfs/ac-ft) | | | | | | | |
| amount | | for | | purposes from | | to | |
| (cfs/ac-ft) | | | | | | | |

2. Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

Total acres

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

- | | | | | |
|----|--------------------|-----|---------------|----|
| 1. | amount (cts/ac-ft) | for | purposes from | to |
| | amount (cts/ac-ft) | for | purposes from | to |
| | amount (cts/ac-ft) | for | purposes from | to |
| | amount (cts/ac-ft) | for | purposes from | to |

2. Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

Total acres

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

PART 2
(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. 33-07030 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____4. Date or priority 1-17-1974

5. Water is used for the following purpose:

amount 2.85 cfs for Irrigation purposes from 4-1 to 11-1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 2.85 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	17	6N	29E	Butte	

8. 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	
6N	29E	17	40	40	36	40									40	39	39	38	312

MICROFILMED
 JUL 23 1990

Total acres 3129. Describe any other water rights used for the same purpose as described above 33-02062

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO _____ If yes, describe

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

- | | | | | |
|----|-------------|-----|---------------|----|
| 1. | amount | for | purposes from | to |
| | (cfs/ac-ft) | | | |
| | amount | for | purposes from | to |
| | (cfs/ac-ft) | | | |
| | amount | for | purposes from | to |
| | (cfs/ac-ft) | | | |

2. Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

Total acres

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

- | | | | | |
|--------------------------|-------------|-----|---------------|----|
| 1. | amount | for | purposes from | to |
| | (cts/ac-ft) | | | |
| | amount | for | purposes from | to |
| | (cts/ac-ft) | | | |
| | amount | for | purposes from | to |
| | (cts/ac-ft) | | | |
| 2. Point(s) of Division: | | | | |

2. Point(s) of Diversion:

[illegible]

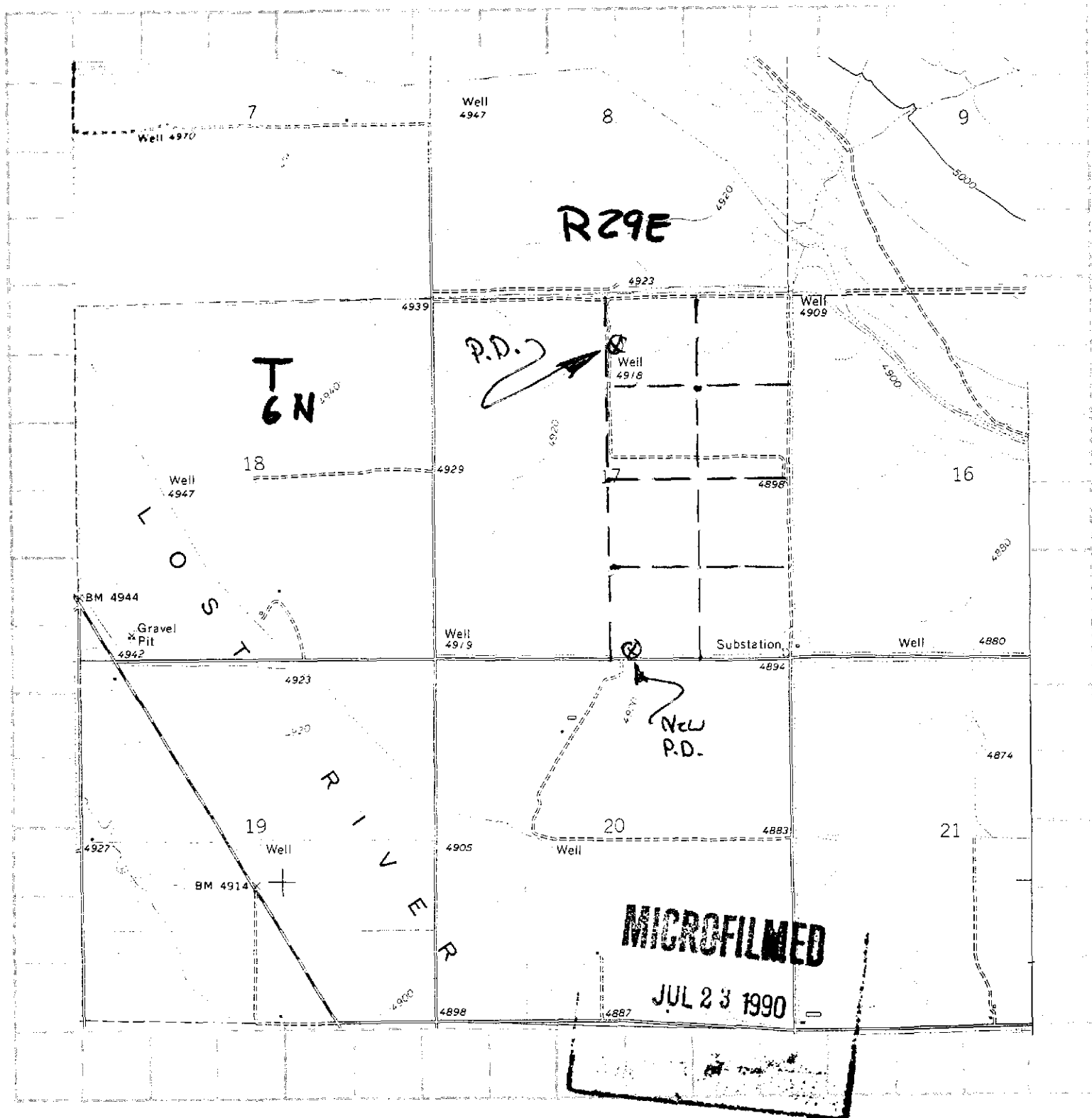
3. Lands irrigated or place of use:

[illegible]

Total acres

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.



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

B. CHANGES IN NATURE OF USE

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

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.

Subscribed and sworn to before me this _____ day of _____, 1989

(Signature of Applicant)

(Notary Public)

My commission expires 4-6-99

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____

Prelim. check by _____

Received by _____

Date _____

Fee # _____

Date _____

Protest filed by _____

Published in _____

Pub. dates _____

Watermaster recommendation requested on _____

Recommended for _____

☒ approval ☐ denial

rec'd. _____

Copy of transfer sent to lien holder _____

JUL 2 1990

MICROFILMED

John Garg

CONSOLIDATED TAX NOTICE AND RECEIPT
BUTTE COUNTY TREASURER, LORI BECK 1989

UNPAID TAX RECEIPT
BUTTE COUNTY TREASURER, LORI BECK 1989
P.O. BOX 121, ARCO, ID. 83213
(208) 527-3047 REAL PROPERTY

MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	ENL. NUMBER
56203	5-00	RP06N29E170145A	2840

E2 SEC 17

L 56203

WAC 7.200

311.010 OWENS, GARY R
TOT ACRES & DUNKEN, R NEIL
DELINQUENT CERT & HESTER, HOWARD

1987 RP HC # 65 BOX 1071
1986 RP HDWE, ID 83244

ADDITIONAL DELINQUENCIES

WHEN MAILING YOUR CANCELLED CHECK WILL BE RECEIPT

PLEASE READ BACK OF TAX NOTICE. THANK YOU.
YOUR CANCELLED CHECK WILL BE RECEIPT

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT
REAL PROPERTY 1989 RP06N29E170145A
CONNS, GARY R
BUNKEN, R NEIL
** DELINQUENCIES ** 2840

STATE CODE	TAX	CODE	AREA	TAX	2ND INSTALLMENT
00			355.77		355.77
					PEN
					SUB TOT
					INT
					TOT

**PERSONAL CHECKS SUBJECT TO BANK CLEARANCE
MAKE CHECKS PAYABLE TO**

BUTTE COUNTY TAX COLLECTOR

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT
REAL PROPERTY 1989 RP06N29E170145A
OWENS, GARY R
& DUNKEN, R NEIL
*** DELINQUENCIES **

SPECIAL CODE	TAX	CODE	AREA	TAX	TOTAL TAX
			711.54		711.54
					PEN
					SUB TOT
					INT
					TOT
SPECIAL CODE	TAX	CODE	AREA	TAX	1ST INSTALLMENT

PEN.	355.77	5-00
SUB TOT.		1st

DELINQUENT IF NOT PAID ON OR BEFORE	JUNE 20, 1990	CHECK #	CASH
DATE PAID			
PAID BY			

DELINQUENT IF NOT PAID ON OR BEFORE
DATE PAID
PAID BY

TXNT-2B-89

CONSOLIDATED TAX NOTICE AND RECEIPT
BUTTE COUNTY TREASURER, LORI BECK 1989
 P.O. BOX 121, ARCO, ID. 83213
 (208) 527-3047

MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
35060	5-00	RP06N29E197200A	2851

E2SE4; FR W2SE4 T#37-74
 SEC 19

L 35060

MAC 1.000

135.000 OWENS, GARY R
 TOT ACRES & DUNKEN, R NEIL
 & HESTER, HOWARD

HC # 65 BOX 1071
 HOWE, ID 83244

DELINQUENT CERT
1988 RP
1987 RP
1986 RP

ADDITIONAL DELINQUENCIES

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT
 REAL PROPERTY 1989 RP06N29E197200A
 OWENS, GARY R
 & DUNKEN, R NEIL
 2851
 ** DELINQUENCIES **

SPECIAL CODE	TAX	CODE	AREA	TAX	2ND INSTALLMENT
				221.95	221.95
					PEN
					SUB TOT
					INT
					TOT

PERSONAL CHECKS SUBJECT TO BANK CLEARANCE
 MAKE CHECKS PAYABLE TO
 BUTTE COUNTY TAX COLLECTOR

DELINQUENT IF NOT PAID ON OR BEFORE
 DATE PAID
 PAID BY

JUNE 20, 1990
 CHECK #
 CASH

TAXING DISTRICT	RATE	AMOUNT	RECEIPT
STATE			FULL PAYMENT
COUNTY	.004571	160.26	TAX 443.90
SCHOOL #111	.006346	222.50	PEN
CEMETERY	.000173	6.08	SUB TOT
LIBRARY	.000556	19.50	INT
HOSP DIST	.001014	35.56	TOT
			1ST INSTALLMENT
			TAX 221.95
			PEN
			SUB TOT
			INT
			TOT
			2ND INSTALLMENT
			TAX 221.95
			PEN
			SUB TOT
			INT
			TOT
TOTAL	.012660	443.90	

PLEASE READ BACK OF TAX NOTICE THANK YOU
 WHEN MAILING YOUR CANCELLED CHECK WILL BE RECEIPT

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT
 REAL PROPERTY 1989 RP06N29E197200A
 OWENS, GARY R
 & DUNKEN, R NEIL
 2851
 ** DELINQUENCIES **

SPECIAL CODE	TAX	CODE	AREA	TAX	TOTAL TAX
				443.90	443.90
					PEN
					SUB TOT
					INT
					TOT

SPECIAL CODE	TAX	CODE	AREA	TAX	1ST INSTALLMENT
				221.95	221.95
					PEN
					SUB TOT
					INT
					TOT

DELINQUENT IF NOT PAID ON OR BEFORE
 DATE PAID
 PAID BY

DECEMBER 20, 1989
 CHECK #
 CASH

MICROFILMED

JUL 20 1990

CONSOLIDATED TAX NOTICE AND RECEIPT
BUTTE COUNTY TREASURER, CURT BECK 1989
 P.O. BOX 121, ARCO, ID. 83213
 (208) 527-3047

MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
42404	5-00	RP06N29E292400A	2898

S2NE4; N2NW4; SE4NW4;
 FR SW4NW4 T# 59-77
 SEC 29

31904
 10500
 4.000

OWENS, GARY R
 & DUNKEN, R NEIL
 & HESTER, HOWARD

HC # 65 BOX 1071
 HOWE, ID 83244

DELINQUENT CERT.
 1988 RP
 1987 RP
 1986 RP

ADDITIONAL DELINQUENCIES

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT
 REAL PROPERTY 1989 RP06N29E292400A
 OWENS, GARY R
 & DUNKEN, R NEIL
 2898
 ** DELINQUENCIES **

SPECIAL CODE	TAX	CODE	AREA	TAX	2ND INSTALLMENT
				268.43	268.43
				PEN	
				SUB TOT	
				INT	
				TOT	

PERSONAL CHECKS SUBJECT TO BANK CLEARANCE
 MAKE CHECKS PAYABLE TO

BUTTE COUNTY TAX COLLECTOR

DELINQUENT IF NOT PAID ON OR BEFORE
 DATE PAID
 PAID BY

JUNE 20, 1990
 CHECK #
 CASH

TAXING DISTRICT	DATE	AMOUNT	RECEIPT
STATE	.004571	193.84	TAX 536.86
COUNTY	.006346	269.10	PEN
SCHOOL #111	.000173	7.34	SUB TOT
CEMETERY	.000556	23.58	INT
LIBRARY	.001014	43.00	TOT
HOSP DIST			
			1ST INSTALLMENT
			TAX 268.43
			PEN
			SUB TOT
			INT
			TOT
			2ND INSTALLMENT
			TAX 268.43
			PEN
			SUB TOT
			INT
			TOT
TOTAL	.012660	536.96	

PLEASE READ BACK OF TAX NOTICE THANK YOU
 WHEN MAILING YOUR CANCELLED CHECK WILL BE RECEIPT

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT
 REAL PROPERTY 1989 RP06N29E292400A
 OWENS, GARY R
 & DUNKEN, R NEIL
 2898
 ** DELINQUENCIES **

SPECIAL CODE	TAX	CODE	AREA	TAX	TOTAL TAX
				536.86	536.86
				PEN	
				SUB TOT	
				INT	
				TOT	

PERSONAL CHECKS SUBJECT TO BANK CLEARANCE
 MAKE CHECKS PAYABLE TO

BUTTE COUNTY TAX COLLECTOR

DELINQUENT IF NOT PAID ON OR BEFORE
 DATE PAID
 PAID BY

DECEMBER 20, 1989
 CHECK #
 CASH

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Margaret Parks, Publisher of the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2 consecutive weeks, commencing with the issue dated Feb 15 1990 and ending with the issue dated Feb 22 1990

Margaret Parks

STATE OF IDAHO

COUNTY OF CUSTER

On this 22nd day of Feb. in the year of 1990, before me, a Notary Public,

personally appeared Margaret Parks, 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.

Ethel M. Peck

Notary Public for Idaho

Residing at Challis

My commission expires: 3-21-92

RECORDED

FEB 20 1990

Department of Water Resources
Eastern District Office

NOTICE OF PROPOSED CHANGE TO A WATER RIGHT

NO'S 33-02062 & 33-07030

Notice is hereby given that Little Lost River Farms, Inc. have applied to the Department of Water Resources to add a point of diversion from the waters of a ground-water source. The rights sought to be changed are evidenced by License No's 33-02062 & 33-07030 and are recorded as follows:

NO. 33-02062 AMOUNT: 2.66 cfs PRIORITY: 6-25-1952

NO. 33-07030 AMOUNT: 2.85 cfs PRIORITY: 1-17-1974

POINT OF DIVERSION: NWNE SEC 17 T6N R29E BUTTE COUNTY

The water is used for irrigation from April 1 to November 1 within the E1/2 SEC 17 T6N R29E, B.M.

TO BE CHANGED AS FOLLOWS:

Only 2.85 cfs will be diverted within NWNE SWSE SEC 17 T6N R29E and used to irrigate 587 acres within the E1/2 SEC 17 T6N R29E, B.M.

Any protests against the above proposed water right change must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID 83402, on or before March 5, 1990.

R. Keith Higginson, Director
Feb. 15 & 22, 1990.

RECORDED

JUL 20 1990

RECEIVED

FEB 22 1990

Department of Water Resources
Eastern District Office

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 Feb. 15, 1990
and ending with the issue dated

Feb. 22, 1990
Colleen Babcock

STATE OF IDAHO }
COUNTY OF BUTTE }

On this 26 day of February
in the year of 1990, 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. Carr
Notary Public for Idaho

Residing at Arco, ID
My commission expires: 12-17-91

NOTICE OF PROPOSED CHANGE
TO A WATER RIGHT

NO'S 33-02062 & 33-07030

Notice is hereby given that Little Lost
River Farms, Inc. have applied to the
Department of Water Resources to add a
point of diversion from the waters of a
groundwater source. The rights sought
to be changed are evidenced by License
No's 33-02062 & 33-07030 and are re-
corded as follows:

NO. 33-02062
AMOUNT: 2.86 cfs
PRIORITY: 8-25-1952
NO. 33-07030
AMOUNT: 2.85 cfs
PRIORITY: 1-17-1974

POINT OF DIVERSION: NWNE SEC
17 T6N R29E BUTTE COUNTY

The water is used for irrigation from
April 1 to November 1 within the E1/4 SEC
17 T6N R29E, B.M.

TO BE CHANGED AS FOLLOWS:

Only 2.85 cfs will be diverted within
NWNE SWSE SEC 17 T6N R29E and
used to irrigate 587 acres within the E1/4
SEC 17 T6N R29E, B.M.

Any protests against the above pro-
posed water right change must be filed
with the Idaho Department of Water
Resources, 150 Shoup Ave., Idaho Falls,
ID 83402, on or before March 5, 1990.

R. Keith Higginson
Director

Published in the ARCO ADVERTISER
on February 15 & 22, 1990.

MICROFILMED
JUL 23 1990

State of Idaho

License and Certificate of Water Right

Water License No. G-22878

Amount 2.66 c.f.s.

Water District No. _____

Priority June 25, 1952

THIS IS TO CERTIFY that

MAXINE L. DRAGNICH

of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 25, 1952; that Permit No. G-22878 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2.66 second feet, was issued thereunder on November 12, 1965, showing that said works were completed on the 11th day of June, 1960; and that on the 11th day of June, 1960,

MAXINE L. DRAGNICH

of Boise, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-22878 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 13 of Licenses at page 8400, on the 12 day of November, 1965;

The right hereby confirmed dates from June 25, 1952;

The Point of Diversion is located

in the NW 1/4 NE 1/4, Sec. 17, Tp. 6N, R. 29E, B. M. Butte County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.66 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 N	29 E	17	EN NE1/4	80	80
			NW1/4 NE1/4	40	30
			SW1/4 NE1/4	40	20
			NE1/4 SE1/4	40	40
			NW1/4 SE1/4	40	30
			SW1/4 SE1/4	40	40
			SE1/4 SE1/4	40	35
			Total number of acres to be irrigated: 275		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 12 day of November, 1965.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

33 2002

33-2062

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 30624
Permit No. G- 22878
District No.

1. Name of Applicant: **MAXINE L. DRAGNICH**
Postoffice address: **Howe** County: **Butte** State: **Idaho**
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. **6.4** or Idaho
Miners' inches **320** or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: **Subterranean, to be raised through a drilled well.**
4. Location of point of diversion or well is in the **NW** $\frac{1}{4}$ of the **NE** $\frac{1}{4}$ of Section **17**
Twp. 6 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.**
8. Estimated cost of works: **\$ 5,000.00**
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 **Three (3)** 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) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

Idaho as herein set forth.

Applicant.

Harley M. McDowell

Date of first receipt at Department of Reclamation: 11:00 A. M. June 25, 1952

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-22878

Recorded in Book 81 Page 22878 Approved July 2, 1952

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before **September 2, 1952** and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before January 2, 1954

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before **July 2, 1955**

Witness my hand this 2nd day of July, 1952

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, EDSON H. DEAL, Acting, Governor of the State of Idaho, and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 2nd day of July, 1952

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS

By **EDSON H. DEAL**

Acting Governor

12.

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	
6 N.	29 E.	17	40	40	40	40									40	40	40	40	320
STATE OF IDAHO DEPARTMENT OF RECLAMATION WHEREAS, Permit No. G-22878, in the name of MAXINE L. DRAGNICH, requires proofs of completion of works a beneficial use to be made on or before July 2, 1955; and, WHEREAS, said Permit was issued in connection with Desert Land Entry Idaho Serial # 03066; and, WHEREAS, applicant was prevented from proceeding with construction pending allowance of said Desert Land Entry, which was not allowed until April 8, 1955; NOW, THEREFORE, an Extension of Time is allowed for Completion of Works and Beneficial Use Proofs on Permit No. G-22878 to April 8, 1960, or the length of time applicant was prevented from proceeding pending allowance of his Desert Land Entry and a similar extension is allowed for every other act required under the terms and conditions of Permit No. G-22878. Signed at Boise, Idaho, this 3rd day of July, 1957. /s/ Mark R. Kulp MARK R. KULP State Reclamation Engineer Approved and recorded: July 3, 1957.																			

S T A T E O F I D A H O
D E P A R T M E N T O F R E C L A M A T I O N

In the Matter of the Reinstatement)
of Permit No. G-22878 Under the)
Provisions of Section 5594, Idaho)
Compiled Statutes.)

ORDER REINSTATING PERMIT

WHEREAS, Permit No. G-22878 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: July 2, 1955; and,

WHEREAS, On the 4th day of October, 1955, notice to show cause why said permit should not be canceled, under the provisions of Section 5594, Compiled Statutes of Idaho, was duly served on the holder of said permit; and,

WHEREAS, On the 10th day of November, 1955 the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were not completed within the time required, pending allowance of Desert Land Entry; and,

WHEREAS, On the 8th day of April, 1955 the Desert Land Entry was allowed; and

WHEREAS, After examination of the said situation the State Reclamation Engineer of the State of Idaho, is fully satisfied that the works of diversion will be completed as required under the extended terms of said Permit No. G-22878, and that the holder had acted in good faith;

IT IS, THEREFORE, Hereby Ordered that said Permit No. G-22878 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 3rd day of July, 1957.

/s/ Mark R. Kulp
State Reclamation Engineer

(SEAL)

Recorded: July 3, 1957.

Permit No. G-22878
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that Maxine L. Dragnich of Howe, County of Butte, and State of Idaho, the holder of Permit No. G-22878, issued upon Application No. G-30624, bearing date of priority of June 25, 1952, authorizing the diversion of 6.4 second feet of waters of a well, County of Butte, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.66 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters NW¹/₄NE¹/₄, Sec. 17, T. 6 N., R. 29 E., B. M. and that the lands proposed to be irrigated by the use or place of use of said water are described, as follows to-wit:

E¹/₂, Sec. 17, T. 6 N., R. 29 E., B. M.

Witness my hand this 12th day of November, A. D. 1965.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: June 11, 1960

LICENSE ISSUED FOR 2.66 SEC. FT.
LICENSE PAGE NO. 8400



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 25, 1990

RE: Transfer of Water Right Nos. 33-2062/7030

Little Lost River Farms Inc.
c/o Gary Owens
HC 65 Box 1071
Howe, ID 83244

Gentlemen:

Enclosed is a copy of your approved Application for Transfer of the above referenced water rights (Transfer No. 3656). Be sure to note any conditions of approval as listed on the second page.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Jim Johnson', written over the typed name and title.

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

JUL 20 1990

MEMORANDUM

TO: FILE

FROM: TIM LUKE

DATE: June 7, 1990

RE: TRANSFER APP. NO. 3656/LICENSE NO.S 33-2062 & 33-7030

=====

This transfer seeks to add a point of diversion to two overlapping place of use groundwater licenses which presently share the same single well or point of diversion.

Both Ron Carlson and Keith Wilson of our Eastern Region office have written memos to the file expressing some concern that allowing an additional well will result in a rate of diversion that exceeds the licensed amount allowed for both licenses. Ron however has noted that the licensed volume parameter may allow an increased diversion rate and has suggested that the volume is the more important parameter. I concur with Ron's analysis and recomemnd that the transfer be approved. I further suggest that we reiterate the combined rate of diversion and volume condition issued with license no. 33-7030 and shown below. The 2.85 cfs flow rate, if taken over a 24 hr/day period, will produce sufficient volume for 312 acres over the entire irrigation season for this area.

Conditions of Approval:

The maximum combined rate of diversion and annual volume of water under right no.s 33-2062 & 33-7030 shall not exceed 2.85 cfs and 936 afa.

MICROFILMED

JUL 25 1990

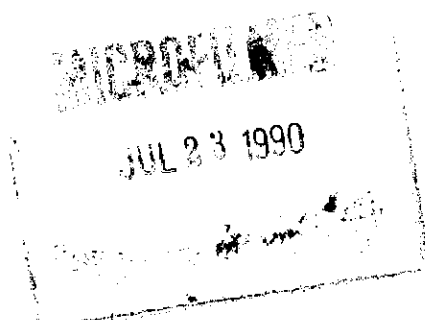
MEMORANDUM

Date: May 31, 1990

From: Ron Carlson *RDC*

To: Transfer file 33-02062, 33-07030

Water right 33-07030 licensed in the name of Jack W. Mays is limited in combination with license 33-02062 to 2.85 CFS and/or 936 AF/YR. It is doubtful that under actual field conditions anyone will be able to produce the water necessary to irrigate 312 acres, even in the Little Lost basin, without exceeding the 2.85 CFS diversion rate limit. However, the department granted the right to divert 936 AF annually from groundwater for the described lands. If the volume is considered to be limit of the rights this application will not represent an expansion and should be approved. If the rate of diversion is a binding parameter then the approval of a second well will undoubtedly result in a combined rate of diversion in excess of the specified 2.85 CFS. The final action on this application probably rests with the department's ultimate decision on the nature of a groundwater right. It is my position that the volume is the important parameter and we should not care if it is pumped in 100 days or in 165 days.



FROM KEITH C. WILSON

DATE 31 Jan 1990

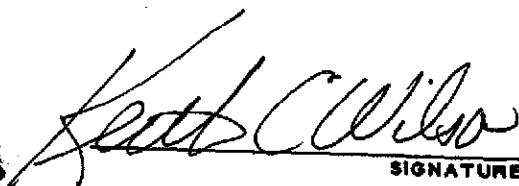
TO Transfer file Water Right 33-02062/07030

SUBJECT Adding P/D to existing licenses

it would appear to me that Mr. Owens also wishes to increase the flow to the system so that in combination would exceed 2.85 cfs.

MICROFILMED

JUL 23 1990


SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: KCW Wilson

1. Right number 33-02062 & 33-07030 Applicant Little Lost River Farms, Inc.
c/o Gary Owens
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. 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 use
 - b. ☒ 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. Both Lic. for Same Plu
 - 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. *See attached Letter KCW*
 - h. ☒ Check for expansion in use of right. Comments NONE
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) _____
 - j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on N.A. Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* Total diversion volume limited to 936 AF/year

4. By RDC Date 5/31/90 JUN 05 1990

Department of Water Resources

08-Feb-1990

LITTLE LOST RIVER FARMS, INC.
HC 65, BOX 1071
HOWE, ID 83244

RE: Transfer Application No. 33-02062, 33-07030

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your application. Please refer to the application numbers above in all further correspondence.

This office is currently in the process of advertising the application in the ARCO ADVERTISER. The advertisement will be published 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 final action is taken. If the protest is not resolved by the involved parties this Department will conduct a conference and/or hearing on the matter.

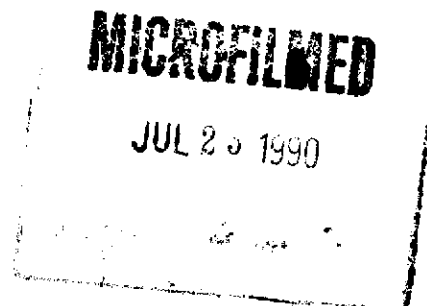
If the application is not protested, it will be forwarded to our state office in about five weeks. Department personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When final processing of the application is complete, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Sincerely,

Harold W. Jones
Water Rights Supervisor

HWJ/rb



NOTICE OF PROPOSED CHANGE TO A WATER RIGHT

NO's 33-02062 & 33-07030

Notice is hereby given that Little Lost River Farms, Inc. have applied to the Department of Water Resources to add a point of diversion from the waters of a groundwater source. The rights sought to be changed are evidenced by License No's 33-02062 & 33-07030 and are recorded as follows:

NO. 33-02062 AMOUNT: 2.66 cfs PRIORITY: 6-25-1952

NO. 33-07030 AMOUNT: 2.85 cfs PRIORITY: 1-17-1974

POINT OF DIVERSION: NWNE SEC 17 T6N R29E BUTTE COUNTY

The water is used for irrigation from April 1 to November 1 within the E1/2 SEC 17 T6N R29E, B.M.

TO BE CHANGED AS FOLLOWS:

Only 2.85 cfs will be diverted within NWNE SWSE SEC 17 T6N R29E and used to irrigate 587 acres within the E1/2 SEC 17 T6N R29E, B.M.

Any protests against the above proposed water right change must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID 83402, on or before March 5, 1990.

R. Keith Higginson

Director

Published in the CUSTER COUNTY PRESS on February 15 & 22, 1990.

MICROFILMED

JUL 24 1990

5, 1990

**NOTICE OF PROPOSED CHANGE
TO A WATER RIGHT**

NO'S 33-02062 & 33-07030

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NO. 33-02062 AMOUNT: 2.66
cfs PRIORITY: 6-25-1952

NO. 33-07030 AMOUNT: 2.85
cfs PRIORITY: 1-17-1974

POINT OF DIVERSION: NWNE
SEC 17 T6N R29E BUTTE
COUNTY

The water is used for irrigation from April 1 to November 1 within the E1/2 SEC 17 T6N R29E, B.M.

TO BE CHANGED AS FOL-
LOWS:

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R. Keith Higginson, Director
Pub: Feb. 15 & 22, 1990.



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NO's 33-02062 & 33-07030

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NO. 33-07030 AMOUNT: 2.85 cfs PRIORITY: 1-17-1974

POINT OF DIVERSION: NWNE SEC 17 T6N R29E BUTTE COUNTY

The water is used for irrigation from April 1 to November 1 within the E1/2 SEC 17 T6N R29E, B.M.

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R. Keith Higginson

Director

Published in the ARCO ADVERTISER on February 15 & 22, 1990.

MICROFILMED

JUL 26 1990

31 January 1990

Gary Owens
C/O Little Lost River Farms Inc.
HC 65 Box 1071
Howe, Idaho 83244

RE: Application for Transfer Rights 33-02062 & 33-07030

Dear Mr. Owens:

In order to complete the processing of the application for transfer this office must have documentation which shows proof of ownership of the property to which the water rights are appurtenant. This documentation can consist of last year's tax notice, warranty deed, or some other document.

Please send the requested documentation on or before 14 February 1990.

Your prompt response will be appreciated.

Sincerely,

Keith C. Wilson
Keith C. Wilson
Senior Resource Agent

MICROFILMED

JUL 23 1990

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

March 20, 1967

Jack W. Mays
Howe, Idaho

Dear Mr. Mays:

The Agricultural Stabilization and Conservation Service has supplied this department with a list of farmers who drilled wells under the 1966 Drought Emergency Program. Your name appears on the list; however, we are unable to determine under what permit the well was drilled. Would you please advise this office as to the number of the permit authorizing the well?

State Law requires that a permit be obtained prior to the diversion of irrigation water from a well. If no permit has been issued, application forms should be obtained from this office and a filing made.

Very truly yours,

A handwritten signature in cursive script that reads "Donald J. Watts".

Donald J. Watts
Engineer

DJW:nw

22878

RECEIVED
MAR 28 1967
Department of Reclamation

Howe, Idaho
Mar. 25, 1967

Dept. of Reclamation
Boise, Idaho.

In answer to your letter of Mar. 20 the well in question was drilled in 1960 under the name of Maxine L. Dragnich. Permit No. G22878. Location: NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 17 Twp 6N Rge. 29E BM. Butte Co.

The Ranch has been sold to Jack W. Mays & Harry H. Mays (Howe, Idaho.)

Very truly yours,

Jack W. Mays
Jack W. Mays
Howe, Idaho.

22878

November 12, 1965

Re: Permit No. G-28878 - Maxine L. Dragnich

Mr. Harry H. Mays
Howe, Idaho

Dear Mr. Mays:

Enclosed are Certificate of Completion of Works
and License and Certificate of Water Right on the above
numbered permit.

Also enclosed is departmental receipt No. G-9958
in the amount of \$21.00 covering the fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
receipt

cc: Maxine L. Dragnich
Howe, Idaho

22878

IDAHO LAND & APPRAISAL SERVICE

HARLEY M. McDOWELL
E. J. McDOWELL
MGR. OWNERS

MERVIN J. CHRISTENSEN
(LICENSED SURVEYOR)

JOSEPH J. THACKABERRY

224 IDAHO BLDG.

BOISE, IDAHO 83701

P. O. Box 2161
PHONE 344-2547

ALL PROPERTY APPRAISALS
CUSTOM DRAFTING, MAPPING
LAND PURCHASES
OIL AND GAS LEASES

GRAZING MANAGEMENT
FEDERAL LAND APPLICATIONS
WATER FILINGS & PROOF
STATE LAND LEASES & ASSIGNS

November 9, 1965

RECEIVED
NOV 10 1965

Department of Reclamation

CANADA

Mr. Ralph W. Thomas
Deputy State Reclamation Engineer
107 State House
Boise, Idaho 83701

Re: Water Permit No. G-22878, Maxine L. Dragnich

Dear Mr. Thomas:

Enclosed is a check in the amount of \$21.00 for payment of the fees due on the above water permit. This check is submitted by Harry H. Mays, however, these fees are being paid for Mrs. Maxine L. Dragnich and the license should show this.

If you have any questions, please do not hesitate to let me know.

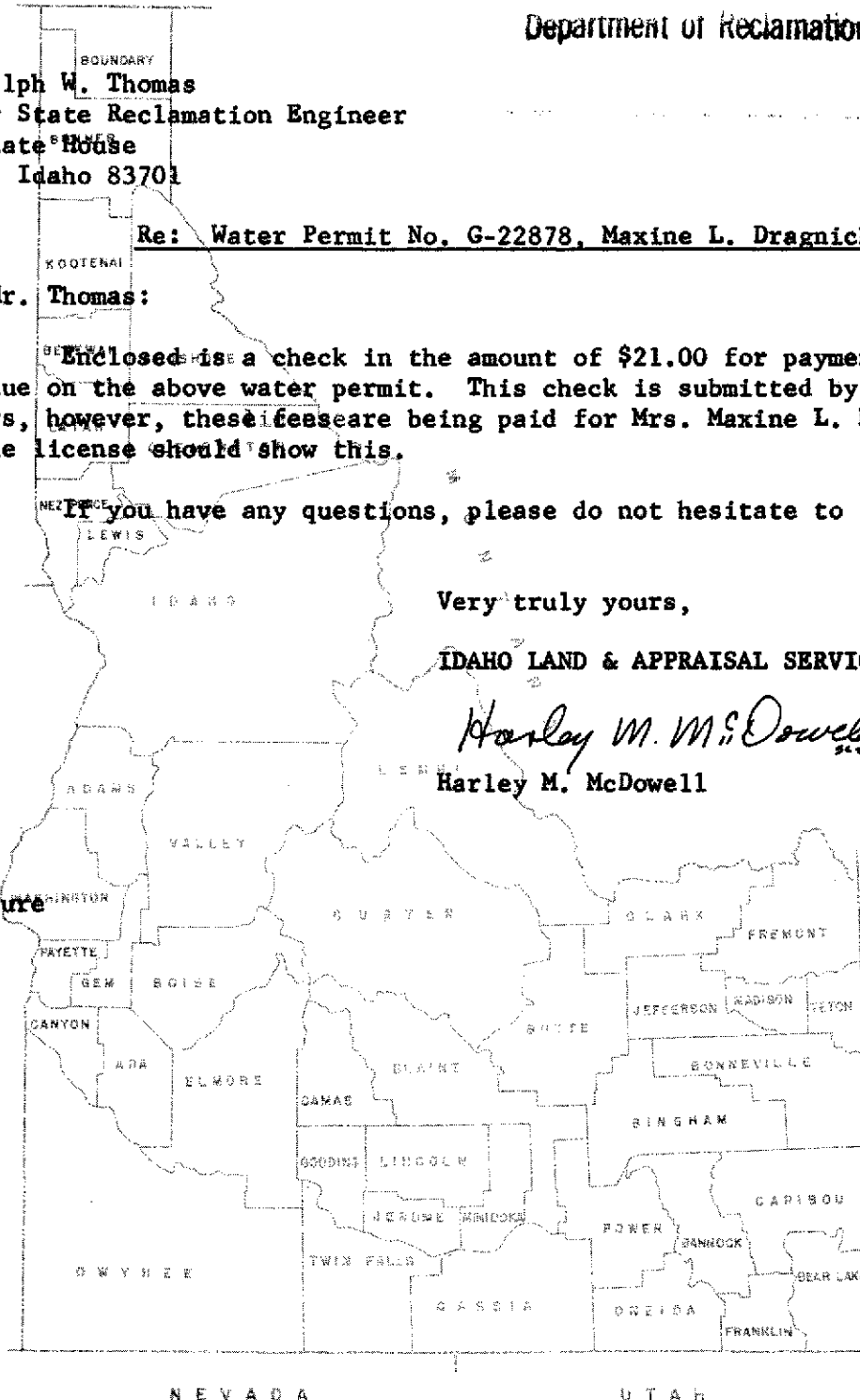
Very truly yours,

IDAHO LAND & APPRAISAL SERVICE

Harley M. McDowell
Harley M. McDowell

sld

Enclosure



22878

September 24, 1965

RE: Permit No. G-22878, Maxine L. Dragnich
Application for Permit, Harry H. Mays

Harley M. McDowell
Idaho Land & Appraisal Service
Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed is a copy of a letter in regard to irrigation of land which is included in the application for permit with no mention under existing water rights.

Kindly see that the fees are paid or Permit No. G-22878 is relinquished.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

rwt;mr

Enc. copy of letter

22878

September 24, 1965

RE: Permit No. G-22878, Maxine L. Dragnich
Application for Permit, Harry H. Mays

Harley M. McDowell
Idaho Land & Appraisal Service
Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed is a copy of a letter in regard to irrigation of land which is included in the application for permit with no mention under existing water rights.

Kindly see that the fees are paid or Permit No. G-22878 is relinquished.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

rwt:mr

Enc. copy of letter

22878

July 29, 1960

Re: Permit No. **Q-22878**

Merrine L. Dragnich
Howe, Idaho

Dear **Mrs. Dragnich:**

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. shows the **Q-22878** is capable of conveying **133** miner's inches, or **2.66** c.f.s. of water for the irrigation of **275** acres.

Upon receipt of the statutory fee of \$ **2.66** -based at the rate of \$2.00 for each 40-acre subdivision - we will issue **21.00** License and Certificate of Water Right, confirming the right with priority of to the use of **16.00** second feet of surface water with the point of diversion in

June 25, 1952 **2.66**
the NW **1/4** of Section 17 for irrigation of **275** acres in the E **1/2** of Section 17, Township 6 North, Range 29 East, B.M.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mf

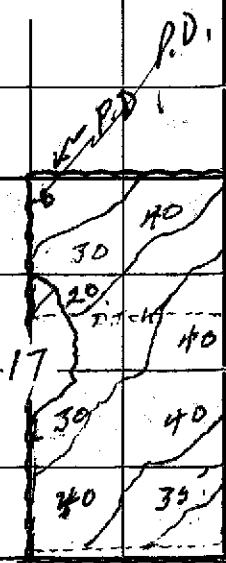
Fee \$ 21.00
Area - 275Ac
Q = 2.66 CFS 133"

22878

RT

R-29E.

T.
6
N.



70

60

70

75
275 acres.

20

29

Subdivisions = 8

Area = 275 acres

Q = 133" or

266 ft.

TO HOPKINS TWP. N. 10. 29 E.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-22878

REPORT ON PROOF OF Completion of Works & Beneficial Use

Maxine L. Dragnich, Howe, Idaho

*Q 6.4 cfs
area 320
Elev 2,666 ft
Acres 275*

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-22878

This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Maxine L. Dragnich2. Source of water supply: Subterranean, to be raised through a drilled well3. Location of point of diversion: Is in the NW 1/4 NE 1/4 of Section 17T. 6 N R. 29 E.B.M. County of Butte4. Describe works as they exist, giving dimensions and capacities of same: 16" x 120' led to bottomQ = 100' u = 77' Col. = 120' x 10'50 hp. Louis Allis 470V 2401820Johnston Lumb. J.R. 2972 Conc. Curb. 5' x 5' Pump sets
up on 4-6" timber blocks. Anchor controls on SW 4'
del them 10" O.D. x 8' into box - to open ditch. No protection.5. Water is used for: irrigation6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

E 1/2 of Sec. 17., Twp. 6 N., Rge. 29 E.B.M.Delivery is too high to use Spading Meter with
accuracy.Water was measured over 2' c/p. weir. 133"

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Jack Mays (brother) & Harry Mays (father)alongMr. Dragnich is a Lt Colonel in air force.This examination was made on the 20 day of July, 19 60(Signed) E. N. Humphrey Examiner.22878

Maxine L. Dragnich
Howe, Idaho

120' x 16" cut to bottom

Permit No. G-22878

Bank Map = broken

Examination for Completion of Works & Beneficial Use

County Butte

17-6N.-29E.

Q2 6.4 c.f.s.

3- Well

P.D. = NW. 1/4, Sec. 17, T. 6N. - R. 29E. B.M.

Use Irrigation

Filed = June 25, 1952

Due = April 8, 1960

29

no other right

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
JUL 22 1960

Department of Reclamation

June 29, 1960

RE: Permit No. G-22878

Mrs. Maxine L. Dragulich
Howe, Idaho

Dear Mrs. Dragulich:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in the Arco Advertiser, all submitted in proof of completion of works and beneficial use on Permit No. G-22878.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR

cc: Harley M. McDowell
P. O. Box 2161
Boise, Idaho

22878

SPECIAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That Maxine L. Dragnich of San Rafael of the County of Marin State of California, do by these presents hereby make, constitute, and appoint Jack W. Mays of the City of Howe County of Butte State of Idaho, true and lawful attorney in fact for me and in my name, place, and stead, to: take proof on water permit G-22878 (Idaho).

Granting and giving unto said attorney in fact full authority and power to do and perform any and all other acts necessary or incident to the performance and execution of the powers herein expressly granted, with power to do and perform all acts authorized hereby, as fully to all intents and purposes as the grantor might or could do if personally present, with full power of substitution.

In Testimony Whereof, I have hereunto set my hand this 8th day of June, 1960.

Witnessed by:

Maxine L. Dragnich (SEAL)
Maxine L. Dragnich
James E. Rose of Hamilton AFB, California
James E. Rose of Hamilton AFB, California
James E. Rose of Hamilton AFB, California

ACKNOWLEDGMENT

STATE OF California) ss
County of Marin

Officer in the U.S. Air Force

I, the undersigned, do hereby certify that I am a duly commissioned/qualified and authorized Notary Public to administer oaths; and that Maxine L. Dragnich grantor in the above and foregoing Power of Attorney who is personally well known to me as the person who executed the foregoing Power of Attorney, appeared before me this day with the territorial limits of my authority and, being first duly sworn, acknowledged to me that he had signed and executed said instrument after the contents thereof had been read and duly explained to him and acknowledged to me that the execution of said instrument by him was his free and voluntary act and deed for the uses and purposes therein set forth.

In Witness Whereof, I have hereunto set my hand and affixed my official seal this 8th day of June, 1960.

~~RECEIVED~~

~~RECEIVED~~

Gordon S. Jackson
GORDON S. JACKSON
Major, USAF
Staff Judge Advocate

Edward J. Duignan
EDWARD J. DUIGNAN
1STLT, USAF
Asst. Staff Judge Advocate

AUTHORIZED TO ADMINISTER OATHS AND AS
A NOTARY UNDER 10 USC 936 AND AFR 20-1c.

22878

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 2 7 1960
Department of Reclamation

Permit No. G-22878

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.

Ans. Maxine L. Dragnich, Howe, Idaho (at the present time I am living in San Rafael, Cal. while my husband is in the service). I am a housewife and my po address is Howe, Ida.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf. By authority of the attached special power of attorney, I,

Ans. Jack W. Mays of Howe, Ida., am appearing in behalf of Maxine L. Dragnich.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. G-22878 - 7/2/52. Date of priority - 6/25/52

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. From a drilled well 40 rds south & 30' east from the NW corner of the NW 1/4 NE 1/4, Section 17, T 6 S - R 29 E.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. A drilled well to raise subterranean water, drilled to a depth of 120', cased 120' with 16" casing, water stands at 78' & pumps from 100'. Discharge of pump is 200". I estimate this & it was measured by the Johnson Pump Co. of Ida. Falls, measure by orifice pressure method. All distribution is by gravity, there is no sprinkler irrigation. I have 1 main ditch along west side approx. 1 mi. long, carry 250", 1 main ditch along north side, 1/2 mi. long & will carry 200" and 8 lateral contour ditches each carrying at least 200".

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water is used only for irrigation in NE 1/4 NE 1/4 (35), NW 1/4 NE 1/4 (36), SW 1/4 NE 1/4 (40), SE 1/4 NE 1/4 (49), NE 1/4 SE 1/4 (40), NW 1/4 SE 1/4 (20), SW 1/4 SE 1/4 (34), SE 1/4 SE 1/4 (40). There is no natural meadow and all improvements are a result of beneficial use on the land. I have spent approximately \$6,000.00 on improvements.

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. This well was drilled by Cole Drilling Co. of Gooding, Idaho

22878
21

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. This is used only for irrigation.

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. I need all the water I can get to put on this land. For some crops I could use more.

Ques. 9. 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.

Ans. I am the same person who made the original.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. This was started immediately after the permit was filed and I have continued it all times.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. No other water pertinent to this.

(Sign)

Maxine L. Dragnich
By Jack W. Mays with Power
of Attorney for Maxine L. Dragnich

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 Boise, County of Ada

State of Idaho, on this 11th day of June, A. D. 1960.

Jack W. Mays appearing for Maxine L. Dragnich
with Power of Attorney

Harley M. McDowell, Notary Public

My commission expires 10/11/63

22878

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 27 1967
Department of Reclamation

Permit No. G-22878

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.

Ans. Lawrence R. Hawley, age 44, I live 5 mi. north of Howe, Idaho. My occupation is farming and livestock and my postoffice address is Howe, Idaho

Ques. 2. Are you acquainted with Maxine L. Dragnich, the holder of Permit No. G-22878? How long have you known him and where does he reside?

Ans. I have known her for 30 years. She is living in San Rafael, Cal. with her husband who is in the service but her legal address is Howe, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-22878, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. A well in the NW¹NE¹, Sec. 17, T6N-R29E. The well is 120' deep, 16" casing for 120', water stands at 78' and pumps from 100'. The main ditch on the west is 1 mi. long & will carry 200", the other main ditch is on the north side and will carry 200". There are 8 laterals that will carry 200" each.

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

Ans. 200"

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. I have never seen this well measured but I have seen the flow of water when it was pumped. I have several wells of my own and I know the property so I estimate it should deliver right around 200".

22878

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. The water is used to irrigate the NE $\frac{1}{4}$ NE $\frac{1}{4}$ (10), NW $\frac{1}{4}$ NE $\frac{1}{4}$ (10), SW $\frac{1}{4}$ NE $\frac{1}{4}$ (15), SE $\frac{1}{4}$ NE $\frac{1}{4}$ (15), NE $\frac{1}{4}$ SE $\frac{1}{4}$ (0), NW $\frac{1}{4}$ SE $\frac{1}{4}$ (0), SE $\frac{1}{4}$ SE $\frac{1}{4}$ (0). There is no natural meadow and all improvements have been a result of use on the land.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Irrigation only.

Ques. 9. (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.

Ans. The soil is a loam with pea gravel underneath. It is good land when it is irrigated and for a lot of crops, it will take as much as 1"/ac. On some crops they can get by here for 5/8", but it really needs as much water as she has here.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No interest.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have land both to the east and west here. It/join this but I drive by very often and I know the land very well and have been familiar with it since it started being developed.

(Signed) Laurence A. Hawley

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 Boise, County of Ada, State of Idaho, on this 11th day of June, A. D. 1960.

Harley M. McDowell
Harley M. McDowell Notary Public.

My commission expires 10/11/63

22878

RECEIVED
JUN 2 7 1960

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHOPermit No. G-22878Proof 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.

Ans. William M. Butler, Age 43, I live 4 mi. north of Howe, Idaho. I am a
farmer and my postoffice address is Howe, IdahoQues. 2. Are you acquainted with Maxine L. Dragnich, the
holder of Permit No. G-22878? How long have you known him and where does
he reside?Ans. I have known her 10 years and know that her legal residence is Howe, Idaho
but she is now living in San Rafael with her husband who is in the service.Ques. 3. Have you read or heard read said Permit No. G-22878, and are you
familiar with its provisions and conditions?Ans. I am familiar with the above mentioned permit.Ques. 4. State source of water supply, place of diversion, and describe works for con-
veying water from point of diversion to place of use.Ans. From a drilled well in the NW 1/4 NE 1/4, Sec. 17, T 6 N - R 29 E. The well is 120'
deep, 120' of 16" casing, water stands at 78' and pumps from 100'. The main ditch on
the west side is 1 mi. long & will convey 250", the other main ditch is on the north side,
1/2 mi. long & will carry 200". There are 8 laterals that will carry 200" each.Ques. 5. How many second feet of water do you estimate said works will safely con-
duct to place of use, and how much water have you seen being so conveyed?Ans. The works will conduct 200".Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons
per minute have you seen the pump deliver, and how did you measure or estimate the
amount?Ans. The pump will deliver 200" which is my estimate from having seen the water
on the fields, seeing wells in the area and from seeing the irrigating permit. I was
not present when it was measured although I understand the Pump Co. did measure this.

22878

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. The water is used to irrigate the NE $\frac{1}{4}$ NE $\frac{1}{4}$ (10), NW $\frac{1}{4}$ NE $\frac{1}{4}$ (10), SW $\frac{1}{4}$ NE $\frac{1}{4}$ (15), SE $\frac{1}{4}$ NE $\frac{1}{4}$ (15), NE $\frac{1}{4}$ SE $\frac{1}{4}$ (0), NW $\frac{1}{4}$ SE $\frac{1}{4}$ (0), SW $\frac{1}{4}$ SE $\frac{1}{4}$ (0), SE $\frac{1}{4}$ SE $\frac{1}{4}$ (0). There is no natural meadow and all improvements have been a direct result of beneficial use on the land.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. The water is used for irrigation only.

Ques. 9. (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.

Ans. The soil is a loam soil, sweet sage and I figure it will take close to 1"/ac. and some crops you can get by with 5/8".

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. I have no interest in this at all.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. My land joins this on the south, I have seen this project since it first started and I know the entire area - I see it almost every day.

(Signed) William M. Butler

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 Boise, County of Ada, State of Idaho, on this 11th day of June, A. D. 19 60.

Harley M. McDowell
Harley M. McDowell Notary Public.

My commission expires 11/10/63

22878

Affidavit of Publication

RESERVED
JUN 1 01960
Department of Reclamation

I, Dolly Cross, 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 4 (four) consecutive weeks, commencing
with the issue dated May 13, 1960
and ending with the issue dated June 3, 1960

Dolly Cross
Dolly Cross,

Subscribed and sworn to before me this

3 day of June, 19 60

Margaret E. Pearson
Notary Public.

Residence, Arco, Idaho.

My commission expires 1-16, 19 61

LEGAL NOTICE

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

Notice is hereby given that at 11 a. m., on the 11th day of June, 1960, at Boise, Idaho, County of Ada, State of Idaho, before Harley M. McDowell, Notary Public, at 618 Idaho Bldg., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-22878 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Maxine Dragnich, Howe, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.4 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 6.4 cubic feet per second.

4. The point of diversion of said water is NW¼ NE¼, Sec. 17, T. 6 N., R. 29 E., B. M., Idaho.

5. The place where said water is used is E½ Sec. 17, T. 6 N., R. 29 E., B. M., Idaho.

6. The date of priority which said user is prepared to establish is June 23, 1952.

GEO. N. CARTER,
State Reclamation Engineer.
Pub. May 13 thru June 3, 1960.

22878

2268

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

May 3, 1960

DEPOSITIONS ARE OF NO VALUE

UNLESS AFFIDAVIT OF PUBLICATION

IS ATTACHED

Re: Permit No. G-22878

Maxine Dragnich

Mr. Harley M. McDowell,
Idaho Land & Map Service,
Box 2161,
Boise, Idaho.

Dear Mr. McDowell:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-22878, in the name of Maxine Dragnich. Final Proof is to be made before you, as Notary on the 11th day of June, 1960, at 11:00 o'clock A.M., at 618 Idaho Bldg., Boise, Idaho.

As of this date we have mailed the Notice to the Area Advertiser with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, that your Notary's seal has been placed on each and that all depositions, (Holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.
EPR:Pk
cc: Applicant

22878

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Date: May 3, 1960

Re: Permit No. G-22878
Maxine Dragnich

Arco Advertiser,
Arco, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **June 11, 1960** the date set for proof; the expense of the publication is to be paid by the applicant

Maxine Dragnich

of

Howe, Idaho

to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication**

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense

Encl.

22878

RECEIVED
MAY 3 1960
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 29, 1960

(P. O.) XXXX Howe, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Advertiser of Arco, Idaho published in
the county in which the works are situated. *Butte Co.*

Maxine L. Dragnich
x Maxine L. Dragnich
Maxine L. Dragnich

(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.)

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

Engineer.

22878

RECEIVED
MAY 3 1960
Department of Reclamation

Form 36

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

Notice is hereby given that at 11 A., M., on the 11 day of June,
1960, at Boise, Idaho, County of Ada, State of Idaho,
before Harley M. McDowell, Notary Public, at (address) 618 Idaho Bldg.,
Boise, Idaho, proof will be submitted of the completion of
works for the diversion of 6.4 cubic feet per second of underground water
from a well, and of the application to beneficial use of said water, in accord-
ance with the terms and conditions of Permit No. 0-22878 heretofore issued
by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding
said permit is Maxine Draznich, Howe, Idaho

2. Said works of diversion will be fully completed on the date set for
such completion, and the amount of water which said works are capable of con-
veying to the place of use is 6.4 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
6.4 cubic feet per second.

4. The point of diversion of said water is NW 1/4, Sec. 17, T6N-R29E., B.M., Ida.

5. The place where said water is used is E 1/2, Sec. 17, T 6 N - R 29 E., B.M., Idaho

6. The date of priority which said user is prepared to establish is
6/25/52.

Geo. H. Carter
State Reclamation Engineer

March 16, 1960

Re: Permit No. G-22878
Maxine L. Dragnich

Mr. Jack W. Mays
Horse, Idaho

Dear Mr. Mays:

You have requested an extension of 60 days time to make proofs under Permit noted, on account of some trouble with the well driller.

The Desert Entry was allowed April 8, 1955, and the full five years were allowed to April 8, 1960 in which to complete the works and beneficially use the water.

If the holder of the permit can show completion of works by April 8, 1960, after the regular notice in a local paper, the Certificate of Completion of Works can be issued. Proof of beneficial use of the water can be made later and license issued with the date of priority advanced the length of time the proof of beneficial use is late.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

RT:EPR:ew

22878

RT

RECEIVED
MAR 1 6 1960
Department of Reclamation

Howe, Idaho
Mar. 14, 1960

Re: Permit No. G-22878
Maxine L. Dragnich

Geo. N. Carter
State Reclamation Engineer
Boise, Idaho.

Dear Sir:

In regard to the above Desert Land Entry we were supposed to have water ready by April 8, 1960. As of now we are having some trouble with the well driller, would it be possible to get an extention of time? Sixty days would be sufficient time for us to deliver the required ammount of water for this entry.

Please advise by return mail.

Very truly yours,

Jack W. Mays

Jack W. Mays
Howe, Idaho.

D.E. allowed April 8, 1955
Proofs due April 8, 1960

22878

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 22878

Date: Feb. 1, 1960

Maxine L. Dragnich
Home, Idaho

Dear Mrs. Dragnich:

The date for proofs of Completion of Works and Application of Water to Beneficial Use, as set out under the terms of Permit No. G- 22878 are due not later than **April 8, 1960.**

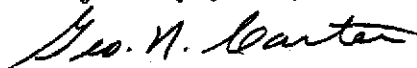
Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list which has been recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least forty (40) days before the mentioned date, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point of, or points of diversion; and the location of use of the lands which are irrigated -- all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with Form 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named and before the notary public, as advertised in the publication notice.

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

Enclosures Form 36 - 11 - instructions

22878

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Reinstatement
of Permit No. G-22878 Under the
Provisions of Section 5594, Idaho
Compiled Statutes.

ORDER REINSTATING PERMIT

WHEREAS, Permit No. G-22878 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: July 2, 1955; and,

WHEREAS, On the 4th day of October, 1955 notice to show cause why said permit should not be canceled, under the provisions of Section 5594, Compiled Statutes of Idaho, was duly served on the holder of said permit; and,

WHEREAS, On the 10th day of November, 1955 the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were ~~not~~ ^{not} completed within the time required; ~~and~~ pending allowance of Desert Land Entry; and,

WHEREAS, On the 8th day of April, 1955 ~~dispositions~~ ^{the Desert Land Entry was allowed; and,} ~~on the 10th day of April 1955 the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and,~~

WHEREAS, After examination of the said ~~situation~~ ^{situation} the ~~Commissioner~~ ^{State} ~~of the State of Idaho~~ ^{Engineer} is fully satisfied that the works of diversion ~~were~~ ^{extended} completed as required under the terms of said Permit No. G-22878, and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby Ordered that said Permit No. G-22878 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 3rd day of July, 1957.

Mark R. Kulp
~~Commissioner of Reclamation~~
State Reclamation Engineer
By _____ Assistant

22878

July 3, 1957

Re: Permit No. G-22878

Maxine L. Dragnich
Howe
Idaho

Dear Miss Dragnich:

Enclosed is an Extension of Time for proofs of completion of works and application of water to beneficial use under Permit No. G-22878 to April 8, 1960.

This extension of time has been approved by the State Reclamation Engineer and recorded in the Department of Reclamation in Book 81 of Permits at Page 22878. It should now be attached to the original permit to which it refers and of which it becomes a part.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR/nls
Enc.

22878

S T A T E O F I D A H O
D E P A R T M E N T O F R E C L A M A T I O N

WHEREAS, Permit No. G-22878, in the name of MAXINE L. DRAGNICH, requires proofs of completion of works and beneficial use to be made on or before July 2, 1955; and,

WHEREAS, said Permit was issued in connection with Desert Land Entry Idaho Serial # 03066; and,

WHEREAS, applicant was prevented from proceeding with construction pending allowance of said Desert Land Entry, which was not allowed until April 8, 1955;

NOW, THEREFORE, an Extension of Time is allowed for Completion of Works and Beneficial Use Proofs on Permit No. G-22878 to April 8, 1960, or the length of time applicant was prevented from proceeding pending allowance of his Desert Land Entry and a similar extension is allowed for every other act required under the terms and conditions of Permit No. G-22878.

Signed at Boise, Idaho, this 3rd day of July, 1957.

MARK R. KULP
State Reclamation Engineer

22878

RECEIVED
NOV 10 1955

Department of Reclamation

October 31st, 1955

Mr. Mark R. Kulp
State Reclamation Engineer
Boise, Idaho.

RE: Permit # G-22878

Dear Sir:

I have your letter dated October 28th, 1955 stating that you are unable to approve my application for extension.

I believe that possibly my original letter did not fully explain the circumstances contained in my desert land entry and I would like to request at this time a reconsideration on the basis that my original application was filed under Idaho #03066 for desert entry. This was allowed April 20th, 1953. However, as you know it was under the Old Carey Act Project and there was a great deal of confusion as to the actual validity of the restorations and in 1954 we were informally advised when contacting the Land Office, that this allowance was going to be rescinded and in 1955 the allowance on my desert entry was rescinded, therefore, with this uncertainty I did not feel justified in going ahead and employing a well driller and putting a fence on land that I might lose. After cooperation through your office and with the Department of Interior my entry was again reallocated and took a new date of April 8th, 1955.

This reallocation prompted my request to you for an extension of time. I at this time again respectfully request that you give me the full statutory time for the development of this well and the completion of my permit in accordance with the statute after and beginning April 8th, 1955. Immediately upon notice of your decision I will see that work is started in compliance with the statutory requirements.

Very truly yours,

Maxine L. Dragnich
Maxine L. Dragnich

22878

✓
October 28, 1955

RE: Permit No. G-22878

Maxine L. Dragnish
Howe
Idaho

Dear Madam:

We have your application for extension of time for completion of works under Permit No. G-22878.

We received the application in this office on June 1, 1955, but have deferred action due to the statement in our letter of about May 11, that a two year extension "can be granted" and to the statement on the application for extension of time that no work had been done on the Permit from the time of its approval on July 2, 1952, to the date of the application for extension of time dated May 31, 1955.

The terms of the Permit required that the work should start within 60 days of the date of approval and that one fifth of the work should be completed in one half the time or by January 2, 1954, and the statutes provide that the work must be prosecuted diligently and uninterruptedly to completion.

We interpret the 60 day requirement for starting quite liberally in case of wells as we know how difficult it is to employ a well driller and start drilling. We also extend time when entry is delayed by the Bureau of Land Management or Court Action, but when no actual work has been done to meet the requirements of the Permit there is no legal basis for approval of the Application for Extension of time.

We therefore are unable to approve your Application for extension of time under Permit No. G-22878.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

K:eu
CC: Mr. Harley M. McDowell

22878

DELIVERING
BY EMPLOYEE

☐

Deliver ONLY to addressee

☐

Show address where delivered

Received from the Postmaster the Registered or Insured Article, the number of which appears on the face of this return receipt.

1

Maxine L. Dragnich
(Signature or name of addressee)

2

(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery _____, 19____

Form 3811
Rev. 4-54

At Post Office Window

U. S. GOVERNMENT PRINTING OFFICE 16-12621-3

22878

Post Office Department
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE \$300

(GPO)



STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Return to

Street and Number,
or Post Office Box,

BOISE, IDAHO

REGISTERED MAIL
CERTIFIED MAIL
No. _____
INSURED PARCEL
No. 19118
RETURN RECEIPT REQUESTED

BOISE,

IDAHO.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

October 4, 1955

Re: Permit No. 0-22878

To Maxine L. Dragnich

Howe, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 0-22878
to Appropriate the Public Waters of the State of Idaho, have not been complied with as to

Completion of work July 2, 1955

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. 0-22878
is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before forty days from
date of this notice why said Permit should not be cancelled.

Said Permit No. 0-22878 claims the use of 6.4 cubic feet per second of the
waters of a well with point of diversion located
in the NW 1/4 NE 1/4 Section 17, Township 6 North, Range 29 East, B. M., and
was approved July 2, 1952

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the

4th day of October, 1955

Mark R. Kulp

State Reclamation Engineer.

By

Assistant.

Called 4-20-53

Supervisor under D. L. 834

22878

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

October 4, 195⁵

Re: Permit No. G-22878

To Maxine L. Dragnich
Howe, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G-22878
to Appropriate the Public Waters of the State of Idaho, have not been complied with as to
Completion of works July 2, 1955

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. G-22878
is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before forty days from
date of this notice why said Permit should not be cancelled.

Said Permit No. G-22878 claims the use of 6.4 cubic feet per second of the
waters of a well with point of diversion located
in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 17, Township 6 North, Range 29 East, B. M., and
was approved July 2, 1952

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the
4th day of October, 195⁵

Mark R. Kull

State Reclamation Engineer.

By _____ Assistant.

22878

4-22878

Permit No. G.22878

Application for Extension of Time
FOR COMPLETION OF WORKS

Maxine L. Dragnich, of Howe, Idaho

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

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho
No. G-22878

Under the terms and conditions of said permit, construction work thereunder was required to be
completed by July 2, 1955

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

None

costing \$

That he is unable to complete the remainder of the work within the required time, for the following reasons, to-wit:

H. R. Balding, 711 Souza Ave. Modesto, California claims
the 160 acres on which my permit (G-22878) is located. He
also has a water permit located on this same 160 acres. Until
this matter is settled it would be inadvisable for me to go the
expense of Completion of works on my permit.

Signed Maxine L. Dragnich

WHEREFORE, He asks that the Commissioner of Reclamation extend the time for the completion of works under said permit to July 2, 1957

Subscribed and sworn to before me this 31 day of May, 1955

John H. Bennett

Notary Public.

My commission expires 7/16/55

Date of receipt at office of Department of Reclamation June 1-1955

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, Commissioner of Reclamation of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. to
19

Witness my hand this day of 19

Commissioner of Reclamation.

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, Commissioner of Reclamation of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. to
19

Witness my hand this day of 19

Commissioner of Reclamation.

22878

RE: Permits Nos. G-22878 & G-22238

Maxine L. Dragnich
Howe
Idaho

Dear Madam:

We have your letter of May 10 in reply to notice that proof of Completion of Works will be due on your Permit No. G-22878 July 2, 1955, and note your statement in regard to claim of H. R. Balding on the same land.

Our records show Permit No. G-22238 in the name of H. R. Balding filed July 6, 1951, for a well on the same land but there is nothing in our file to show that this was a Desert Land Entry which your Application states.

An Extension can be granted for two years which should give time for the matter to be settled and if not it is possible that a further Extension could be allowed.

We enclose an Application for Extension which you may execute and return to this Department for Approval and record.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu

22878

Howe, Idaho
May 10, 1955

State of Idaho
Dept. of Reclamation
State Reclamation Engineer
Boise, Idaho

Dear Mr. Kulp:

I have received the blank notice for completion of works and application of water to beneficial use under my permit No. G 22878.

This water filing is located on the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 17. Recently Mr. H. R. Balding contacted me and claims prior right to the NE $\frac{1}{4}$ Sec. 17, and he also has a water filing on the same quarter.

Would it be possible for you to grant me an extension of time on this matter until such time as prior right is established? I do not feel that any work should be done on completing my water project when there is another claim to the land.

Yours truly,

Maxine L. Dragnich

Maxine L. Dragnich

app 7-2-5-2

RECEIVED
MAY 13 1955
Department of Reclamation

22238

22878

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

May 1, 1955

Maxine L. Dragnich
Howe
Idaho

Dear ~~Sister~~ Madam:

We enclose herewith blank notice for proof of completion of works and application of water to beneficial use under your Permit No. G-22878. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This proof must be submitted before a Notary Public or other officer authorized by law to administer oaths.

The date for proof, as set out in your permit, is not later than July 2, 1955.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

22878

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Land Office
P. O. Box 2237
Boise, Idaho

RECEIVED
APR 12 1955
Department of Reclamation

April 8, 1955

(Date)

AMENDED NOTICE OF ALLOWANCE

Miss Maxine L. Dragnich

Howe, Idaho

Sir:

Your desert-land entry, Serial No. Idaho 03066
(Kind of application or entry)

Receipt No. 5197, for 3.20
acres, Section 17

Township 6 North, Range 29 East, Boise Meridian,
containing 320 acres, has this day been allowed, subject to
your further compliance with law and regulations applicable thereto.

In correspondence relating to this entry, always refer to the serial number.

The above entry is allowed, subject to any
existing rights-of-way.

Very respectfully,

Manager

cc: DRH, Idaho Falls, Idaho
State Reclamation Engineer, Boise
L.O., Boise
L&M Officer, Boise
R.M., Boise

22878

July 15, 1952

RE: Permit No. G-22878

Mr. Harley M. McDowell
Idaho Building
Boise, Idaho

Dear Mr. McDowell:

We enclose Permit No. G-22878 in the name of Maxine L. Dregnich and direct her attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose two copies of this permit, one of which has been certified to be used in connection with her desert entry filed in the Idaho Land & Survey Office.

Also departmental receipt No. 24605 for \$8.50 which includes \$6.50 filing fee and \$2.00 for the extra copies.

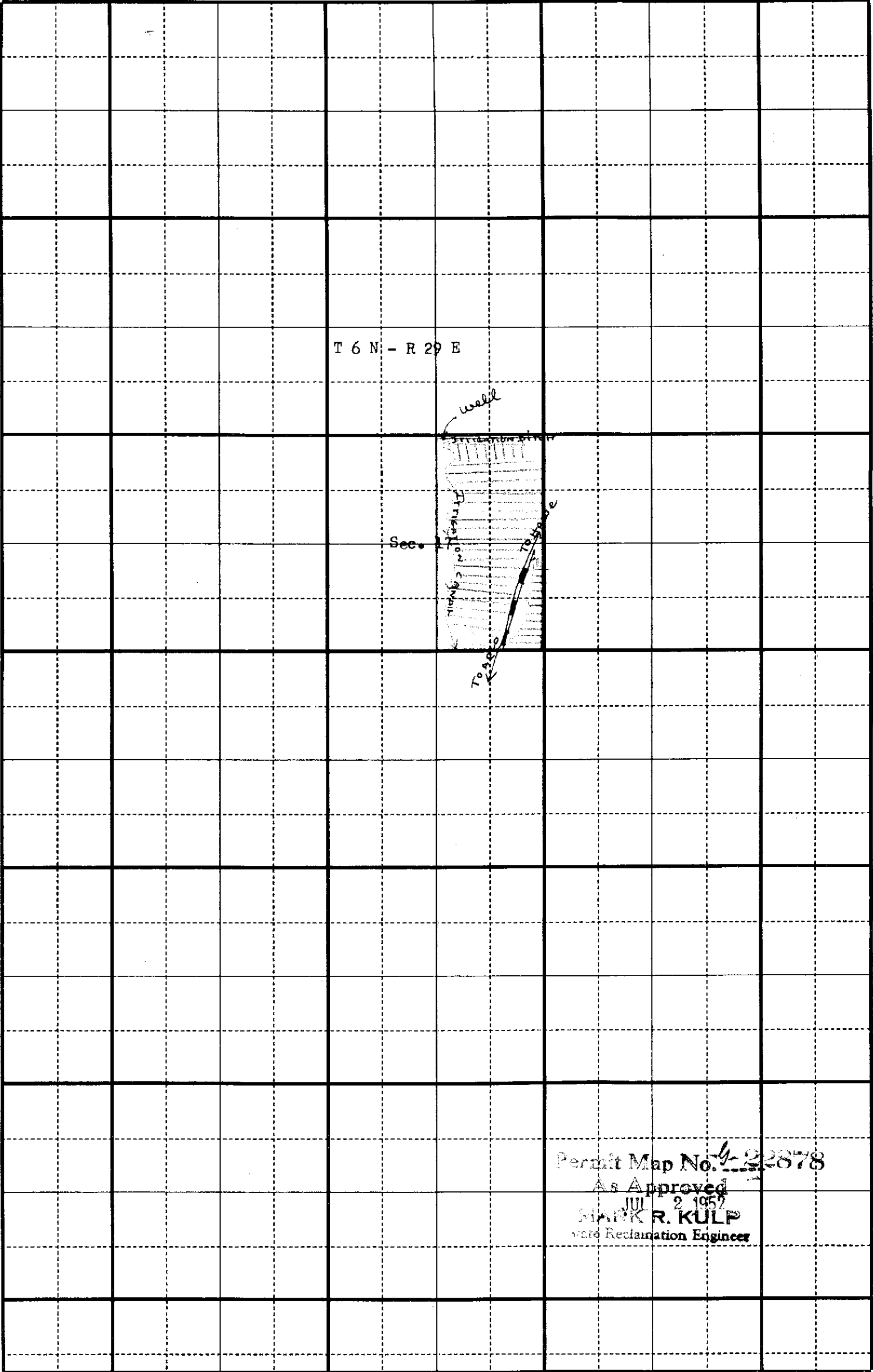
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

fg
Enc.

22878



**PLETION OF WORKS AND
APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 11 a. m., on the 11th day of June, 1960, at Boise, Idaho, County of Ada, State of Idaho, before Harley M. McDowell, Notary Public, at 618 Idaho Bldg., Boise, Idaho, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-22878 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Maxine Dragnich, Howe, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.4 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 6.4 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, T. 6 N., R. 29 E., B. M., Idaho.

5. The place where said water is used is E $\frac{1}{2}$ Sec. 17, T. 6 N., R. 29 E., B. M., Idaho.

6. The date of priority which said user is prepared to establish is June 25, 1952. ✓

GEO. N. CARTER,

State Reclamation Engineer.

Pub. May 13 thru June 3, 1960.