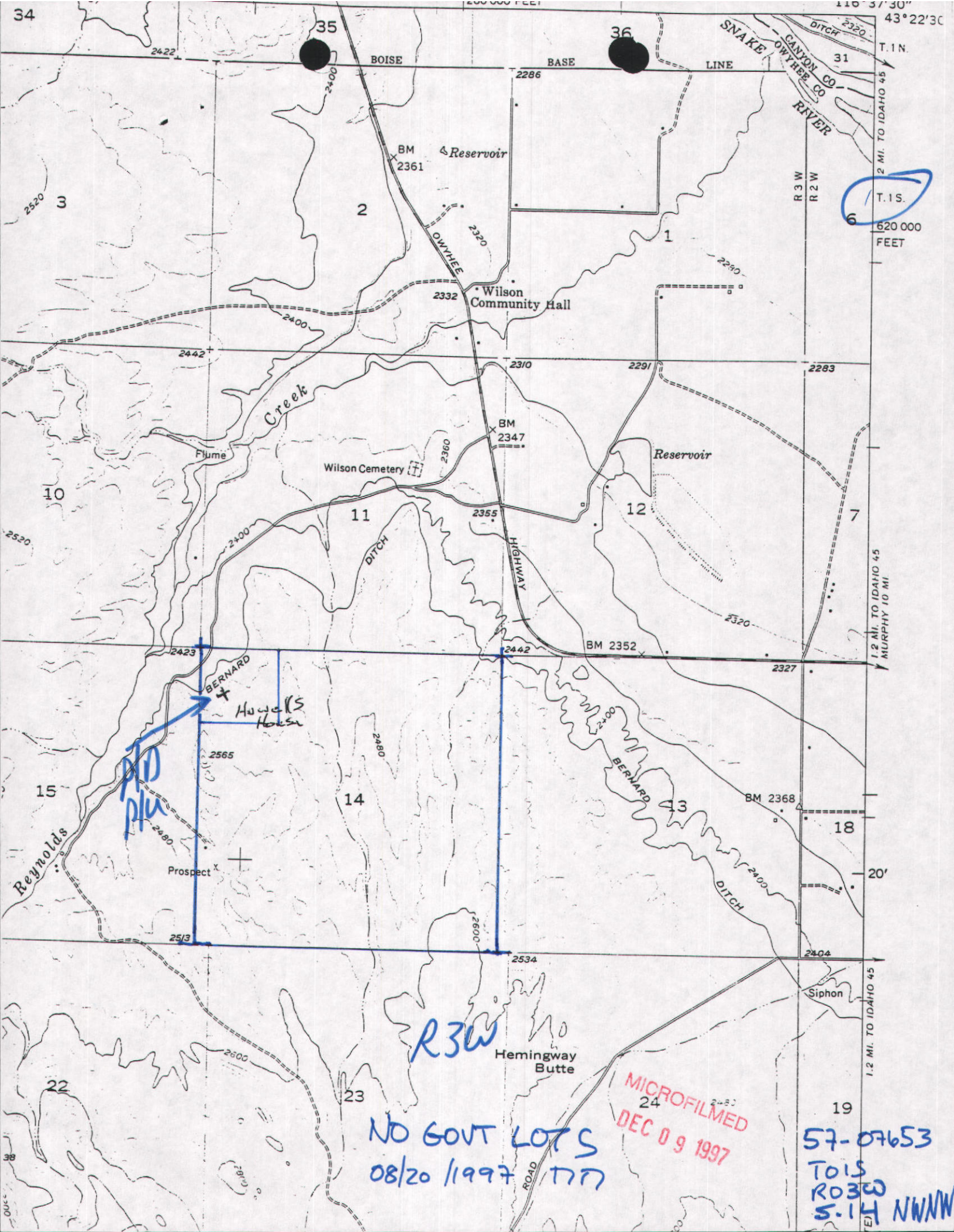
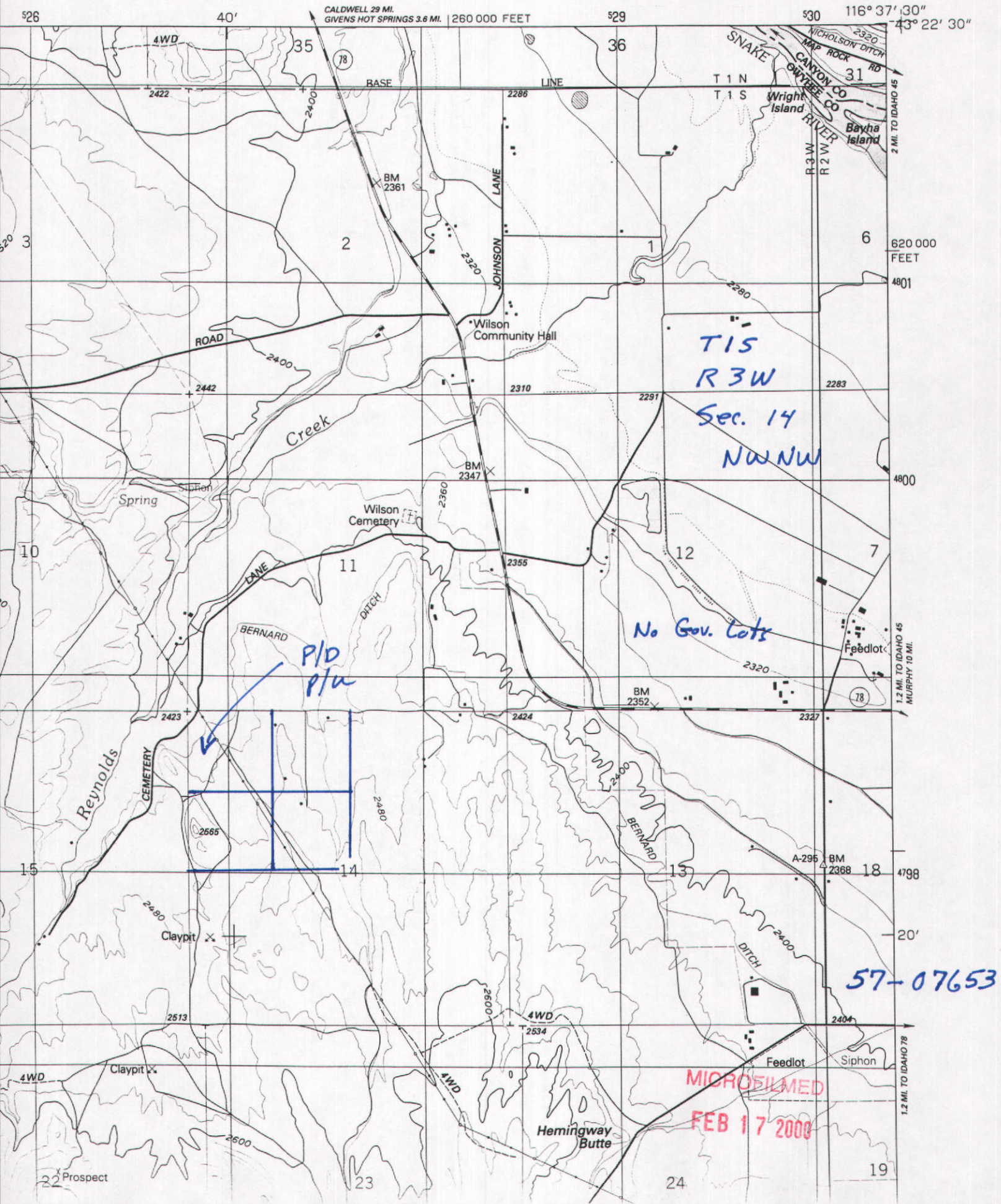




WILSON PEAK QUADRANGLE
IDAHO

7.5 MINUTE SERIES (TOPOGRAPHIC)



The Owyhee Avalanche

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

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss
COUNTY OF OWYHEE)

I, Joe E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of The Owyhee Avalanche, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

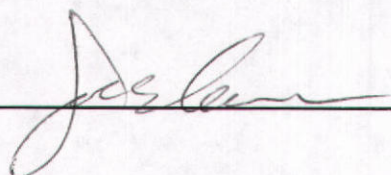
3. That the said The Owyhee Avalanche has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in

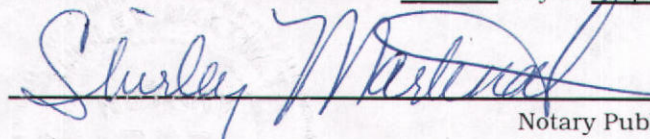
said newspaper, in Two (2)

(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

September 3 and 10, 1997

Signed 

Subscribed and sworn to me this 10th day of September A.D., 19 97



Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires April 22, 2002

NOTICE OF APPLICATION FOR WATER RIGHT

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

57-07653

HOWELLS, DAVID G
HOWELLS, PAULETTE R
HC 79 BOX 1305
MELBA, ID 83641
Source: GROUNDWATER
Diversión Pt: NWNW Sec 14 T
01S R 03W in OWYHEE
County.

Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)
Date Filed: 8/11/1997
In: OWYHEE County
T01S R03W S14 NWNW

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before SEPTEMBER 22, 1997. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

9/3&10/97

MICROFILMED
DEC 09 1997

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 57-07653

Priority: August 11, 1997

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that PAULETTE R HOWELLS
DAVID G HOWELLS

HC 79 BOX 1305

MELBA ID 83641

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 11, 1997; and has submitted Proof of Beneficial Use on October 27, 1998. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: NWNW , Sec. 14, Township 01S, Range 03W
OWYHEE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

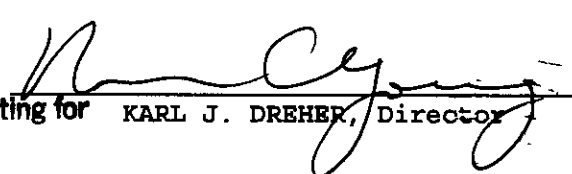
01S 03W 14

NWNW

CONDITIONS OF APPROVAL AND REMARKS

1. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
2. The domestic use authorized under this right shall not exceed 13,000 gallons per day.
3. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 31st day of DECEMBER, 1999.


Acting for KARL J. DREHER, Director

MICROFILMED
FEB 17 2000

FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No. 0413769
Receipt By: JS
Date Received: 10/27/98
RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OCT 27 1998

PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 57-07653 Telephone No. 495-2605

2. Name(s) of Permit Holder(s): David G & Paulette R Howells

3. Mailing Address: HC 79 Box 1305, Melba, ID 83641

4. Source of Water: Ground If **GROUNDWATER** (well), Date Drilled: mo. 10 / yr. 97

a. Well Driller: Adamson Pump & Drilling Drilling Permit Number: _____

b. **OPTIONAL:**
Pump Horsepower: 2 Pressure (psi): _____ Dynamic pumping level (ft): _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 1 Stockwater (No. and type of stock): _____

Irrigation (No. of acres): _____ Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: .04 cfs OR _____ acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?	Yes _____ or <u>No</u> _____
Has the measuring device been installed?	Yes _____ or <u>No</u> _____
Flow Measurement Port: Is a flow measurement port required?	Yes _____ or <u>No</u> _____
Has the measurement port been installed?	Yes _____ or <u>No</u> _____

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Paulette Howells Telephone Number: work 466-8907

Address: HC 79 Box 1305 Melba, ID 83641

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Paulette Howells Date: 10-25-98
(include your title, if on behalf of company of organization)

NOV 25 1998

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 57-07653

Proposed Priority: August 11, 1997

Maximum Diversion Rate:

0.04 CFS

This is to certify, that DAVID G HOWELLS
PAULETTE R HOWELLS
HC 79 BOX 1305
MELBA ID 83641

has applied for a permit to appropriate water from: GROUNDWATER

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 14, Township 01S, Range 03W
OWYHEE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

01S 03W 14

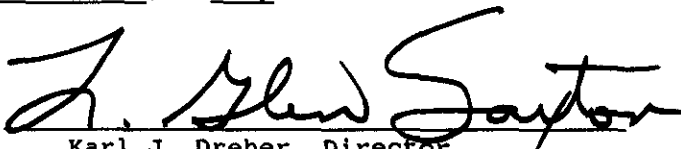
NWNW

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 1998.
2. Subject to all prior water rights.
3. Domestic use is for 1 home.
4. The domestic use authorized under this right shall not exceed 13,000 gallons per day.
5. The irrigation occurring under this domestic use shall not exceed 1/2 acre in connection with a home.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, Affixed at Boise, this

7th day of November, 1997.


Karl J. Dreher, Director
for

MICROFILMED

DEC 09 1997

RECEIVED

AUG 11 1997

FORM 202

2/96

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 57-07653

1. Name of Applicant DAVID G. & PAULETTE R. HOWELLS Phone 459-2605
 Mailing address HC 79 Box 1305 MELBA, ID 83641
2. Source of water supply WELL Groundwater which is a tributary of _____
3. Location of point of diversion is Township 1S Range 3W Sec. 14 in the _____ 1/4,
NW 1/4, NW 1/4, Govt. Lot _____, B.M., Owyhee County;
 additional points of diversion if any: _____

4. Water will be used for the following purposes:

- Amount 0.04 for DOMESTIC purposes from Jan 1 to Dec 31 (both dates inclusive)
 (cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .04 and/or (b) _____
 cubic feet per second acre feet per annum

6. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source 2 hp pump
Well, 2 hp pump, pipeline.

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

- c. Proposed well diameter is 6 inches; proposed depth of well is 185 feet

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

- e. If well is already drilled, when? 7-31-92; Drilling firm Adamson Pump & Drilling;

Well was drilled for (well owner) David & Paulette Howells; Drilling Permit No. 57-97-10-0047-000

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

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1 MICROFILMED
- e. Other; describe fully. _____

DEC 09 1997

*Source corrected as per ~~WDR~~ IDWR standard. 08/20/1997 T.T.

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

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

TWP	RGE	SEC	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7S	3W	14	~~7/7~~				D												~~7/7~~

Total number of acres to be irrigated ~~7/7~~

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

11. a. Who owns the property at the point of diversion? David G + Paulette R Howells

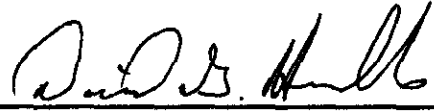
b. Who owns the land to be irrigated or place of use? David G + Paulette R Howells

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

12. Remarks: _____

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

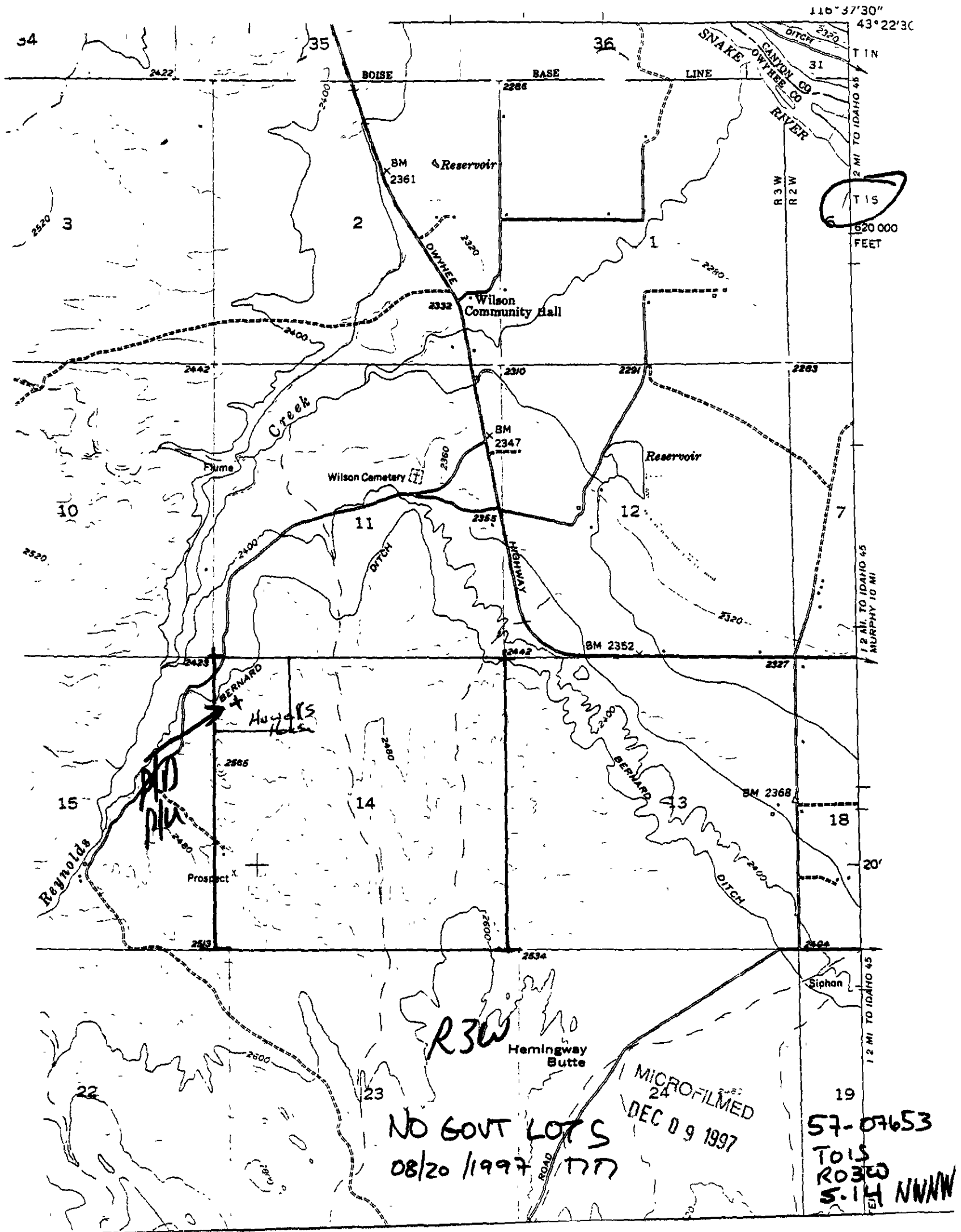
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.


Signature of Applicant (and title, if applicable)

Received by SL Date 8/11/97 Time 3:45 p.m. Preliminary check by 177
Fee \$ 50 Received by SL # 6022973 Date 8/11/97
Publication prepared by AT Date 8-27-97 Published in Ogden Avalanche 9-3-97
Publication approved AT Date 9-30-97

MICROFILMED

DEC 09 1997





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

January 3, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

PAULETTE R HOWELLS
DAVID G HOWELLS
HC 79 BOX 1305
MELBA ID 83641

RE: WATER RIGHT NO. 57-07653

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet to obtain the proper reporting form.

If you have any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

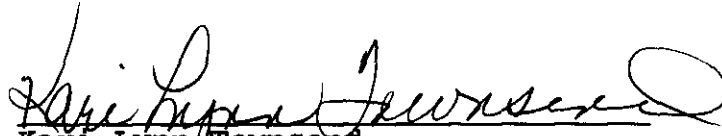
RECEIVED
JAN 7 2000

CERTIFICATE OF MAILING

I hereby certify that on the 3rd day of January, 2000, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 57-07653

PAULETTE R HOWELLS
DAVID G HOWELLS
HC 79 BOX 1305
MELBA ID 83641


Kari Lynn Townsend
Secretary

MICROFILMED
FEB 17 2000

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

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

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

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

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

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FEB 17 2000

CERTIFICATE OF SERVICE

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

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

LICENSE REVIEW CHECKLIST

Permit No 57-07653 Date: 12/29/99 Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion: OK

Does change clarify original intended source? If no, void permit.
Change (P39/P49) Add (P45/P44) Feds (P43)

W32 (multiple in 1/4/1/4)
W36 (overlap)
W59 (subdivision description)

Place of Use OK

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)
W27 (ppu acre limit)

Overlaps: Right(s): _____
File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion.

Permitted rate 0.04 cfs
Fee Limit 0.04 cfs
Measured _____ cfs
Theoretical _____ cfs

Recommended Total Diversion Rate 0.04

Water Uses OK

Change (P46)

Irrigation	_____ cfs	_____ af
Stockwater	_____ cfs	_____ af
Domestic	<u>0.04</u> cfs	<u>7.2</u> af
	_____ cfs	_____ af
	_____ cfs	_____ af
Total	<u>0.04</u> cfs	<u>7.2</u> af

Irrigation - overlap (R58-R61, R62-R65, R66-R69)
supp Gw (WB7/065/079)
overlap spec combined rts (W35)
>1 acre (W31)
Domestic (W01/wb5/070/071/075)
Power (W42 or W43/025/027/R22 or R23)
Fish (042)
Fire (077)
Water Quality (081/R07)
Payette - (W22/047/27A)

Volume Determination

_____ cfs x 1 9835 x _____ days = _____ af (vs) _____ acres x _____ (FHR) = _____ af

Remarks W01

Additional Conditions

NO Watermaster Control
NO GW Measurement/Measuring Device
070,071 Other
Trust (052/R55 - remove 051)
Non-trust (048/049)

Government Lots? NO

Advance Priority? yes

no

If yes, explain why below

SRBA Claim? N/A

Adjust memo _____

Amend Letters _____

P87, S06

Second Amendment Notice _____

S06

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAR - 3 1999
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 57-07653

1. Owner: David G. & Paulette R. Howells Phone No. (208) 495-2605

Current Address: HC 79, Box 1305, Melba, ID 83641

2. Accompanied by: (office exam) EXAM DATE: 1-26-99

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: None

2. Other water rights with the same point of diversion: None

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NW	NW	14	1 S	3 W	Owyhee	County Assessor

2. Place(s) of Use:

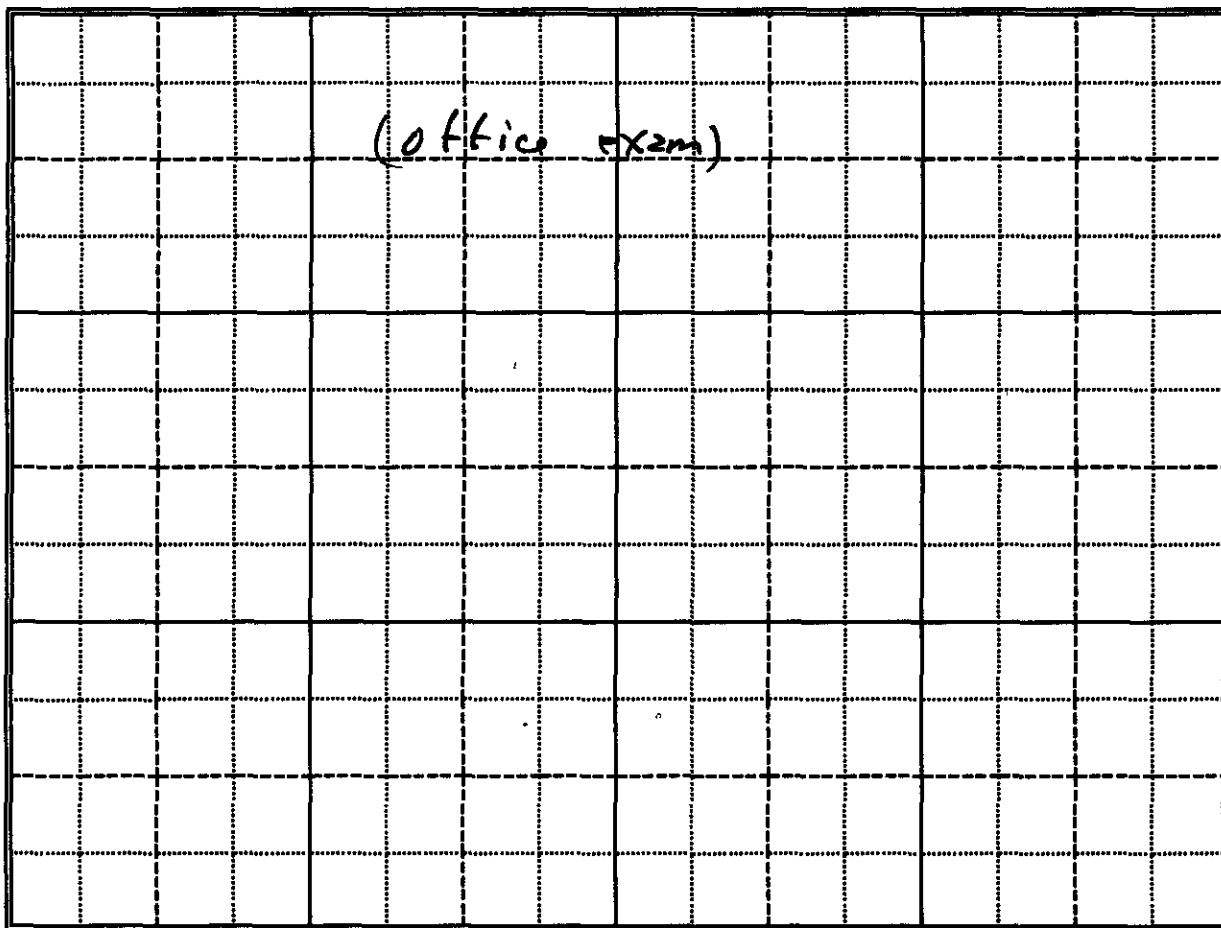
Indicate Method of Determination Cty Assessor

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1 S	3 W	14					D												

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FEB 17 2000

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.



Scale: 1" = _____

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required)

☐ Aerial Photo Attached (required for irrigation of 10+ acres)

☐ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		2			

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: None - office exam

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FEB 17 2000

E. NARRATIVE/REMARKS/COMMENTS

1. This was done as an office exam.
2. Called Owyhee County Assessor's office, and verified that David + Paulette Howells have 1 home and 5.083 AC. on the tax rolls in NW NW, Sec. 14, T1S, R3W.
3. The well was drilled under permit 57-97-W-0047-000. A 185' well was drilled on 7-21-97 / 7-22-97, and then abandoned under 57-97-W-0072-300. A replacement well was then drilled on 10-17-97 / 10-20-97 to 190', and is adjacent to the first well. Water Temp. was 68°F.

Have conditions of permit approval been met? ☒ yes ☐ no

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FEB 17 2000

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method: None

Single Family Domestic: Q = 0.04 cfs

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$ _____

2. Volume Calculations for Other Uses:

Domestic; Allow 1.2 AFA

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Domestic</u>	<u>01/01</u>	<u>12/31</u>	<u>0.04</u>	<u>1.2</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>0.04</u>	<u>1.2</u>

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name L. J. Smith Date 1-26-99

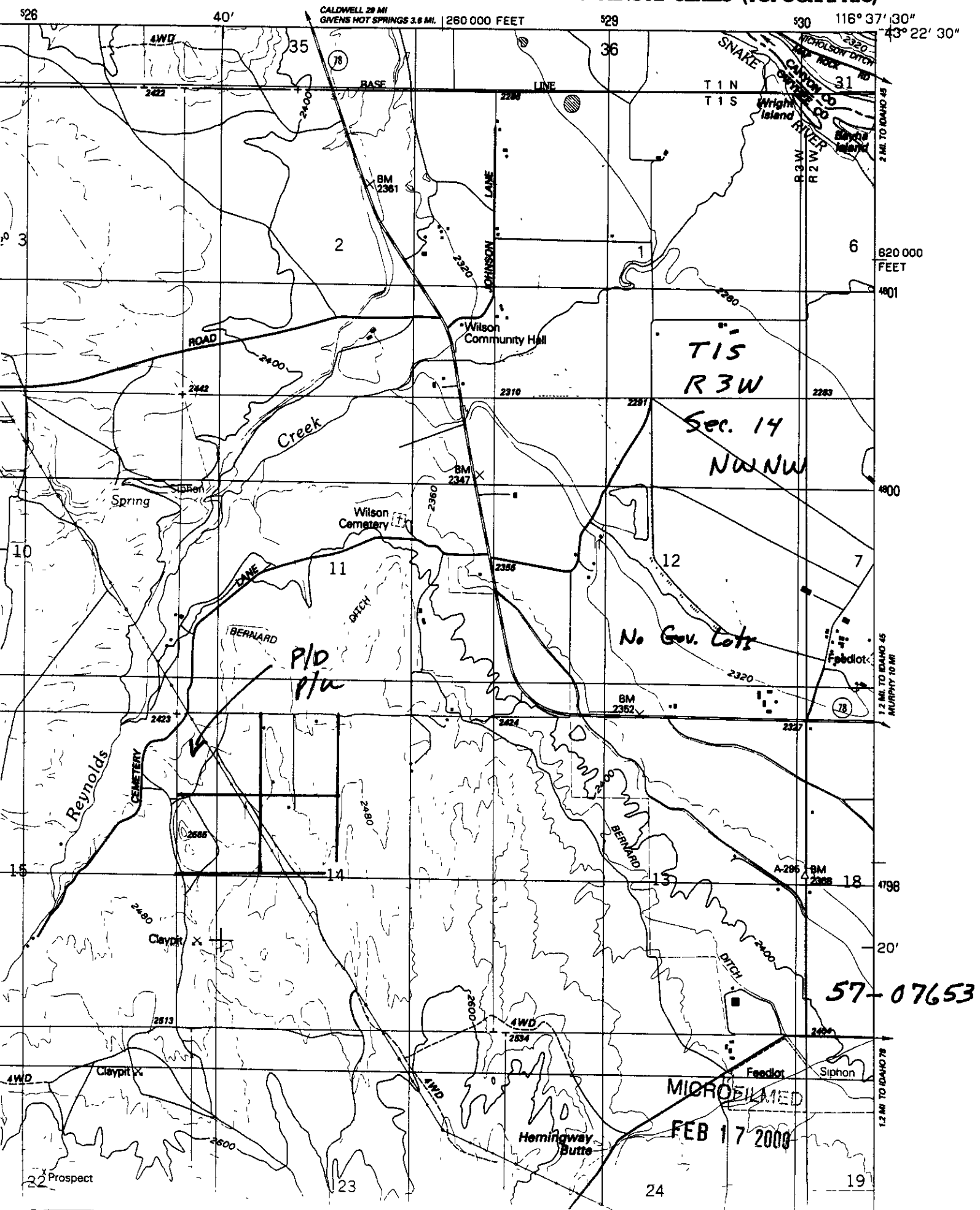
Reviewer _____ Date _____

SEAL

MICROFILMED

FEB 17 2000

WILSON PEAK QUADRANGLE
IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)



Permit No. 57-07653 Reviewed by [Signature] Date 11-12-98

Proof Made 10-27-98



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

November 13, 1998

David and Paulette Howells
HC 79 Box 1305
Melba ID 83641

PROOF ACKNOWLEDGMENT LETTER

RE: Water Right No. 57-07653

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form and \$50.00 license examination fee submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

A license exam fee is not required for a rate of diversion of 0.04 cfs or less from a ground water source. Therefore, you are entitled to a refund of the license examination fee.

I have initiated the process to refund the \$50.00 examination fee. You should receive the refund within seven (7) to ten (10) business days under separate cover.

If you have questions concerning the field examination, please contact the department's **WESTERN** Regional Office in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c: IDWR - Region
Fiscal

MICROFILMED

NOV 25 1998

August 31, 1998

DAVID G HOWELLS
PAULETTE R HOWELLS
HC 79 BOX 1305
MELBA ID 83641

PROOF DUE NOTICE

RE: PERMIT NO. 57-07653

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before November 1, 1998. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

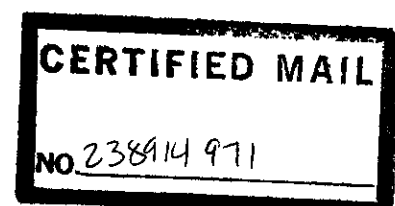
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED
NOV 25 1998



State of Idaho
Department of Water Resources

APPLICATION FOR
REPAIR () OR ABANDONMENT (X) OF A WELL

RECEIVED

OCT 29 1997

RECEIVED WATER RESOURCES
WESTERN REGION

OCT 30 1997

1. LEGAL CONTACT (Owner or Operator)

Date: 10-24-97 Department of Water Resources
Name: DAVE Adamson Phone Number 464-6439
Mailing Address: 1320 Smith Ave.
City: Nampa State Id. Zip Code 83451

owner → Dave + Paulette Howell; HC 79, Box 1305 Melba, 83641

2. WELL LOCATION

Township 1 South Range 3 West Section 14 NW - per water right
Gov't Lot No. _____ County Owyhee 1/4 NE 1/4 _____ 1/4
Street Address of Well Site: Rocky Top Road (off China Ditch Road) Walter's Ferry - Melba
Lot _____, Block _____, Subdivision Name _____

3. TYPE OF WELL

(X) DOMESTIC: Water used for homes, organization camps, public campgrounds, livestock (1,000 head or less) and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

NON-DOMESTIC: [] Irrigation [] Municipal [] Industrial
[] Stock [] Test [] Other _____
(Over 1,000 head) (Describe)

() INJECTION
() MONITORING

4. WELL SPECIFICATIONS

new well drilled for owners see 57-97-W-0047-000
Previous Drilling Permit Number 57-97-W-0047-000
Water Right Number _____
Well Log on File? (X) Yes () No
Casing Size: 6" Material: STEEL Temperature: 68
Casing Height Above Ground: 2'
Flowing Artesian? () Yes (X) No
Static Water Level: 46 (Measured) Well Depth: 185 (Measured)
Remarks: _____

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JAN 07 1998

5. CONDITION OF WELL, REPAIRS REQUIRED

6. PROPOSED METHODS OF REPAIR OR ABANDONMENT

(This Application must be approved prior to commencement of operations)

Poured 32 Bags of 5/8" (1650#) of Bentonite down well
& put casing off 4' below ground.

7. NAME OF DRILLER OR INDIVIDUAL PERFORMING THE REPAIR OR ABANDONMENT

DAVE Adamson - #457

8. DATE OF PROPOSED REPAIR OR ABANDONMENT

Oct. 17, 1997

9. APPLICANT'S SIGNATURE

Dave Adamson

DATE: 10-24-97

Title Owner, Adamson Pump & Drilling
(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This application for repair/abandonment is Accepted. Date 10/29/97

This approval does not constitute an endorsement of the proper abandonment of this well, without an attached document prepared by an Idaho Licensed Water Well Driller, Professional Geologist or Engineer who witnessed the procedure. This approval is subject to the following conditions of approval. READ CAREFULLY!

CONDITIONS OF APPROVAL:

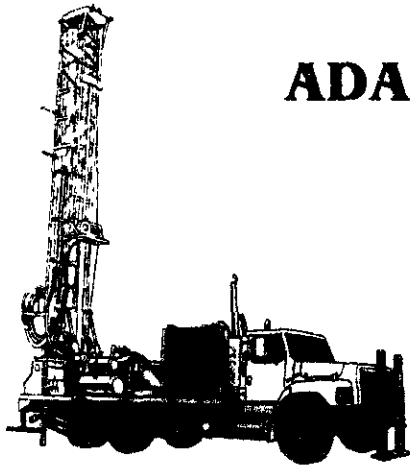
1. Pursuant to Section 42-238(4), Idaho Code. All repairs and/or abandonment must meet the requirements of the Department's Rules and Regulations for Well Construction Standards.
2. Abandonment or repair of this well may require the services of a well driller licensed in the State of Idaho.

MANAGER
WESTERN REGIONAL OFFICE

MICROFILMED
JAN 07 1998

Signature of Authorized Department Representative

Title



ADAMSON PUMP AND DRILLING CO.

PUMPS • *Dave Adamson* • WELLS

1320 SMITH AVENUE • NAMPA, IDAHO 83651

RECEIVED RECEIVED

OCT 30 1997 OCT 29 1997

Department of Water Resources WATER RESOURCES
WESTERN REGION

October 27, 1997

Dear Sirs:

In July we drilled a well for Dave and Paulette Howell out in the Melba area. After 5 water testings did not pass because of bacteria, a video was taken of the well. It was found to be constructed properly. The well was then abandoned and a new well was drilled about 20 feet away under the same permit number. The first well was abandoned at the time the second well was drilled. Please find enclosed, the paper work to this affect.

Thank you for your attention.

Sincerely,

Miriam Adamson
Adamson Pump & Drilling

MICROFILMED
JAN 07 1998

WELL DRILLER'S REPORT

Use Typewriter or Ballpoint Pen

Office Use Only

Inspected by _____

Twp _____ Rge _____ Sec _____

1/4 _____ 1/4 _____ 1/4 _____

Lat: _____ Long: _____

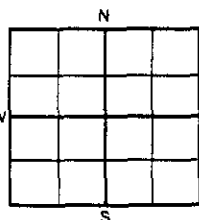
1. DRILLING PERMIT NO. 57-97-61-0047-000Other IDWR No. 57-07653

2. OWNER:

Name DAVE + PAULETTE HOWELLAddress HC 79 Box 1305City Melba State Id Zip 83641

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location

Twp 1 North ☐ or 1 South ☒
Rge 3 East ☐ or 3 West ☒
Sec 14 NW 1/4 NE 1/4 SE 1/4 SW 1/4
Gov't Lot _____ County Owyhee 10 acres 40 acres 160 acres
Lat: _____ Long: _____Address of Well Site Rocky Top Lane (off China Ditch Rd.)
City Walters Ferry
(Give at least name of road + Distance to Road or Landmark)

Lt. _____ Blk. _____ Sub. Name _____

4. USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK check all that apply (Replacement etc)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT		METHOD
Material	From	To	Sacks or Pounds		
<u>Bentonite</u>	<u>0</u>	<u>76</u>	<u>2700</u> (1350#)		<u>Over bore</u>

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) _____Was drive shoe seal tested? ☐ Y ☒ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
<u>12"</u>	<u>+2</u>	<u>76</u>	<u>12.50</u>	<u>Steel</u>	☒	☐	☒	☐

Length of Headpipe 0 Length of Tailpipe _____

9. PERFORATIONS/SCREENS

☐ Perforations Method _____
☐ Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material

Casing ☐ Liner ☐
MICROFILM
JAN 07 1938

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

46 ft below ground Artesian pressure _____ lb.
Depth flow encountered _____ ft Describe access port or control devices. _____

11. WELL TESTS:

☐ Pump ☐ Bailor ☒ Air ☐ Flowing Artesian

Yield gal./min	Drawdown	Pumping Level	Time
<u>125</u>			<u>1 HR.</u>

Water Temp 68° Bottom hole temp _____Water Quality test or comments Iron = 1, PH = 7.5Grains = 7 Depth first Water Encountered 130

12. LITHOLOGIC LOG: (Describe repairs or abandonment) Water

Bore Dia	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
<u>10</u>	<u>0</u>	<u>2</u>	<u>Top Soil</u>		
<u>11</u>	<u>2</u>	<u>30</u>	<u>Sedimentary Rock</u>		
<u>11</u>	<u>30</u>	<u>38</u>	<u>Black Lava Rock w/ clay</u>		
<u>11</u>	<u>38</u>	<u>76</u>	<u>Black + dk. Br. Sedimentary Rock</u>		
<u>6</u>	<u>76</u>	<u>110</u>	<u>" " " "</u>		
	<u>110</u>	<u>120</u>	<u>Hard Region Clay Rock</u>		
	<u>120</u>	<u>130</u>	<u>Bluish Clay Rock, Hard</u>		
	<u>130</u>	<u>157</u>	<u>" " " "</u>		<u>X</u>
	<u>157</u>	<u>157.5</u>	<u>Hard Rock</u>		
	<u>157.5</u>	<u>165</u>	<u>Clay Rock</u>		
	<u>165</u>	<u>170</u>	<u>Clay + coarse sand</u>		<u>X</u>
	<u>171</u>	<u>180</u>	<u>Blue clay soft + Hard</u>		
	<u>180</u>	<u>185</u>	<u>Coarse white sand + clay</u>		<u>X</u>
	<u>185</u>	<u>190</u>	<u>White Sand Stone</u>		<u>X</u>

RECEIVED

RECEIVED OCT 29 1997

OCT 30 1997 WATER RESOURCES WESTERN REGION

Department of Water Resources

Completed Depth 185' (Measurable)Date: Started 10-17-97 Completed 10-20-97

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed

Firm Name Adamsen Pump & Drilling Firm No. 0457Firm Official Miriam Adamsen Date 10-24-97

and

Supervisor or Operator DAVE Adamsen Date 10-24-97

(Sign once if Firm Official & Operator)

FORWARD WHITE COPY TO WATER RESOURCES

52-97-W-0047-000

**DESCRIPTION FOR:
PARCEL 3 - 5.08 ACRES
A PORTION OF THE W 1/2 OF THE NW 1/4
SECTION 14, T.1S., R.3W., B.M.
OWYHEE COUNTY, IDAHO**

A parcel of land being a portion of the W 1/2 of the NW 1/4 of Section 14, T.1S., R.3W., B.M., Owyhee County, Idaho and more particularly described as follows:

Beginning at an aluminum cap marking the Northwest corner of said Section 14; thence along the Westerly boundary of said W 1/2 of the NW 1/4 of Section 14, South 00°37'50" West 667.98 feet to an iron pin being the REAL POINT OF BEGINNING; thence continuing South 00°37'50" West 333.98 feet to an iron pin; thence South 89°19'33" East 663.12 feet to an iron pin; thence North 00°39'50" East 333.70 feet to an iron pin; thence North 89°18'06" West 663.31 feet to the REAL POINT OF BEGINNING, comprising 5.08 Acres, more or less.

SUBJECT TO:

A Road Easement being the Easterly 25.00 feet of the above described parcel of land.

A 175 foot wide power transmission line easement in favor of Pacific Power & Light Company as described in Instrument No. 165298 Records of Owyhee County, Idaho.

Any easements of record or appearing on the above described parcel of land.



JAN 17 1938

52-97-W-0047-000

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MICROFILMED

JAN 07 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 7, 1997

DAVID G HOWELLS
PAULETTE R HOWELLS
HC 79 BOX 1305
MELBA ID 83641

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 57-07653

Dear Permit Holder:

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

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

MICROFILMED

DEC 09 1997

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

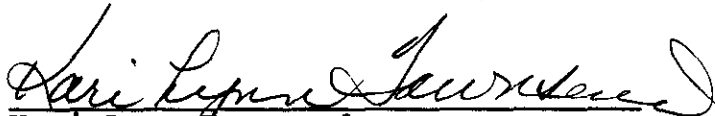
MICROFILMED
DEC 09 1997

CERTIFICATE OF MAILING

I hereby certify that on the 7th day of November, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 57-07653

DAVID G HOWELLS
PAULETTE R HOWELLS
HC 79 BOX 1305
MELBA ID 83641


Kari Lynn Townsend
Secretary

MICROFILMED

DEC 09 1997

APPLICATION FOR PERMIT STATE OFFICE REVIEW

by *Cindy Lou*No.: 51-07453 Name: Howells Date: 11/5/97 Ad OK? ☒ Gvmt Lts: ☒

AREA OF CONCERN:

- ~~NA~~ ^{No} Mor / GWMA / ~~Non-trust~~
- 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

1 year/no proof
>1 year

- P16
- 26A-P17

GROUNDWATER: (✓ FLO-CH)

WMD (✓ MAP)

>0.24 cfs/5 acres
≤ 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)

- No MD

WMD

>0.24 cfs

- 01M (report when notified)

>5 a

- 01M; 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)

≤ 0.24 cfs/5 acres

- No MD

DRILLING PERMIT:

Existing well

- NA (pre 7/1/87; ✓ WDAQ3)

Included w/permit

- Permit No 51-97-W-0047-000, P99

No drilling permit?

- 046-46B-P23 (post 7/1/87)

irr. in WD

- P05 (new well location)

SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated)

IN/ABOVE MIN STR. FLOW (✓ MAP)

- *WB9

WD (✓ MAP & LISTING)

- R04 (WD #)-01J-P08 (MD)

Pumped >0.20 cfs

- 01H-P01 (LD & MD) or No MD (in-stream stock)

WMD (✓ MAP)

>0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

SPRINGS/SINK, INACTIVE WD & REST OF STATE

>0.24 cfs/5 acres

- 01M or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

RIVER BASINS: (*Surface water)

Snake R (01)

- *W22-P04, NA

(02/03-irr)

- 007-P07 (w/ remark *WB9 if above Weiser), NA

Payette R(65)

- *W22 (regulated uses), 047-P04 (Payette Lake), NA

Salmon R (70's)

- 029 (fish screens), NA

USE:

Domestic surface

- *WB5 (Big Wood R or Boise R ↑ Star Bridge), 27A (Payette River), NA

>1 in rest area

- 071-070

Fish Propagation

- 029-007-042(req)-081-R07 (WQ)-P10, 044 (N of 1000 Springs)

Heating/Cooling

- R07 (injection well)

Irr ≤ 5 acres

- R49/R50/R51/R52 (0.03 cfs/acre + 3 0/3 5/4 0/4 5 AF)

> 5 acres

- R29/R30/R31/R32 (0.02 cfs/acre + 3 0/3 5/4 0/4 5 AF)

Mining

- 054(req)-081-R07-P10

Muni (in restricted areas)

- 022, 075, 004 (+memo?), NA (not in restricted area)

Power

- 17H/17K(+uses)-08A-025-01N(P19)-028-081-R07(P10), 027 (if no other cons use),

17G (FERC) or 17M (FERC), 18B-P09, >25 cfs-P18

Stock

- R37 (BLM/USFS), NA

Storage (✓3 compo)

- 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

LOCATION:

42-248 area

- P84 (in 20/30/40/50/60/70/80 (87) basin)

Boise Front LoGeo

- 058 (<85° GW temp only)

In-stream dev

- P52 (stream channel alteration)

Irr Dist/Canal Co

- 023 (Twin Falls area)

SWAN FALLS FLAG (See Code Chart)

- B

Trust

- 051-052-053-P74 (Consumptive Uses), NA

Non-Trust (1)

- 048-049 (Consumptive Uses), NA

OWNERSHIP:

- 004 (PD/PU)

OTHER CONDITIONS:

STANDARD REMARKS:

- ① 010 ② 071 ③ 001/1

BENEFICIAL USE DUE:

- 12/1/1998

COMMENTS:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED

OCT 31 1997

DEPARTMENT OF WATER RESOURCES

INITIAL REVIEW BY: TTTINICCCI DATE: 08/20/1997 APPLICATION: 57-07653

REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County:
- ☒ Quantity: (flow and/or volume)
- ☒ Period of use:
- ☒ Nature of proposed use: (Include description of use)
- ☒ Description of diverting works:
- ☒ Time required for beneficial use of water:
- ☒ Place of use or acres irrigated:
- ☒ Map: (show T, R, S, QQ &/or QQQ)
- ☒ Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
- ☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
- ☒ Fee:
- ☒ Yes ☐ No* In form to receipt:

Gov't. Lots:
NO P/D
NO P/U

ADDITIONAL INFORMATION

N/A ADVERTISE REMARK(S)
(Reviewer identify which remarks)

T FLAG CHANGED TO P FLAG

YES NO

- ☐ ☒ Overlapping place of use: (Describe source & relationship to present application on next page.)
- ☐ ☒ Overlapping point of diversion.
- ☐ ☒ Critical groundwater area:
- ☐ ☒ Groundwater management area:
- ☐ ☒ 1992 moratorium:
- ☐ ☒ Copy to SCA staff: (perennial stream, non-pump diversion &/or any mining).
- ☐ ☒ Copy to Dam Safety staff: (for any storage)
- ☐ ☒ Mitigation plan: where ground water replaces surface water for irrigation, request additional information &/or mitigation plan to address reduced aquifer recharge
- ☐ ☒ Send power requirement letter:
- ☐ ☒ Send fish farm requirement letter:
- ☐ ☒ Power residency affidavit:
- ☐ ☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
- ☐ ☒ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

DATE REQUESTED

ADDITIONAL INFORMATION ON REVERSE SIDE:

D.P. 57-97-W-0047-07653

-82

PROCESSING

APP. NO. 57-07653

YES NO

☒ ☐ In form for advertising:
☐ ☒ Statewide advertising: (> 10 cfs &/or 1000 af)
☒ ☐ Fee amount, receipt number and date recorded on application:

SEND COPIES TO:

YES NO

☐ ☒ I.D. Health & Welfare
☐ ☐ I.D. District Health
☐ ☐ I.D. Fish & Game
☐ ☐ I.D. Lands
☐ ☐ Adjudication Bureau

YES NO

☐ ☒ U.S. BLM
☐ ☐ U.S. Forest Service
☐ ☐ Water Dist. # _____
☐ ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW:

YES NO

☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

☒ ☐ Publication dates and paper recorded on application:
☐ ☒ Protests received. Final date for protest 9-22-97
☐ ☒ Protest dates, resolution of protest recorded on application:
☐ ☒ Recommendations attached:
☐ ☒ Measuring device required:
☐ ☒ Measuring port required:
☐ ☒ Water delivered by water master? District # _____
☐ ☒ Special conditions of approval or cover letter: Irrigation limited to 1/2 acre.
Daily diversion not to exceed 13,000 gallons.

See below for additional information

Recommended Date or Priority 8/11/97Recommended by: bars Date: 10/30/97STATE OFFICE REVIEW

See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION:

The Owyhee Avalanche

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

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS
COUNTY OF OWYHEE)

I, Joe E Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned

2 That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of The Owyhee Avalanche, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho

3 That the said The Owyhee Avalanche has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice

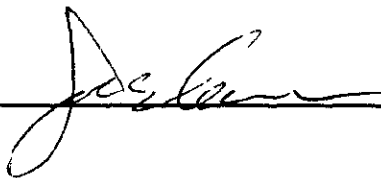
4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in

said newspaper, in Two (2)

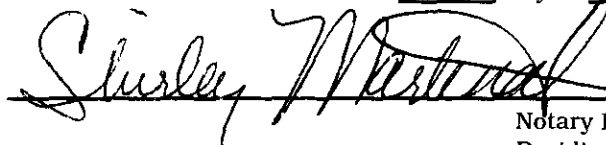
(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s)

September 3 and 10, 1997

Signed _____



Subscribed and sworn to me this 10th day of September A D., 19 97



Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires April 22, 2002

THE FIVE WATER RIGHT

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

97-07083
HOWELL, DAVID G
HOWELL, JULIETTE R
HC 79 BOX 1508
MELBA, ID 83441
Source: GROUNDWATER
Diversion F: NWNW Sec 14 T
OIS R 05W in OWYHEE
County.
Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)
Date Filed: 9/11/1997
In: OWYHEE County
TO IS ROW S14 NWNW

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before SEPTEMBER 22, 1997. The protestant must also send a copy of the protest to the applicant.

KARE G. BROOKS, Director

9/30/97

MICROFILMED
DEC 09 1997



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 27, 1997

ID DEPT OF HEALTH & WELFARE
DIV OF ENV QUALITY
BOISE REGIONAL OFFICE
PO BOX 83720
BOISE ID 83706

Re: Application for Permit No. 57-07653 in the Name of David G.
&/or Paulette R. Howells

Dear Sir:

Enclosed is a copy of the above-referenced application for permit which may be of interest to your agency. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter, however, if your agency desires to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by September 22, 1997.

If you have any questions regarding the application, please contact this office.

Sincerely,


Gary Spackman

GS:st

Enclosure(s):

MICROFILMED
DEC 09 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 27, 1997

JON HAUPT
US BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE ID 83705

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&/or Paulette R. Howells

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Sincerely,

Gary Spackman

GS/st

Enclosure(s):

MICROFILMED

DEC 09 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

AUGUST 27, 1997

Legal Notices Department
Owyhee Avalanche
P.O. Box 97
Homedale, ID 83628

Dear Legal Dept.:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before SEPTEMBER 22, 1997.

Yours truly,

SUE TAYLOR
Secretary/Office Coordinator

Encl.

MICROFILMED

DEC 09 1997

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

DEC 09 1997

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before SEPTEMBER 22, 1997. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 9/ 3/1997 & 9/10/1997

MICROFILMED

DEC 09 1997

57-07653

HOWELLS, DAVID G
HOWELLS, PAULETTE R
HC 79 BOX 1305
MELBA, ID 83641

Source: GROUNDWATER

Diversion Pt: NWNW Sec 14 T 01S R 03W in OWYHEE County.

Use: DOMESTIC	(	0.040 CFS)
Total Diversion:	(	0.040 CFS)

Date Filed: 8/11/1997

In: OWYHEE County	
T01S R03W S14	NWNW

MICROFILMED

DEC 09 1997

**DESCRIPTION FOR:
PARCEL 3 - 5.08 ACRES
A PORTION OF THE W 1/2 OF THE NW 1/4
SECTION 14, T.1S., R.3W., B.M.
OWYHEE COUNTY, IDAHO**

A parcel of land being a portion of the W 1/2 of the NW 1/4 of Section 14, T.1S., R.3W., B.M., Owyhee County, Idaho and more particularly described as follows:

Beginning at an aluminum cap marking the Northwest corner of said Section 14; thence along the Westerly boundary of said W 1/2 of the NW 1/4 of Section 14, South 00°37'50" West 667.98 feet to an iron pin being the REAL POINT OF BEGINNING; thence continuing South 00°37'50" West 333.98 feet to an iron pin; thence South 89°19'33" East 663.12 feet to an iron pin; thence North 00°39'50" East 333.70 feet to an iron pin; thence North 89°18'06" West 663.31 feet to the REAL POINT OF BEGINNING, comprising 5.08 Acres, more or less.

SUBJECT TO:

A Road Easement being the Easterly 25.00 feet of the above described parcel of land.

A 175 foot wide power transmission line easement in favor of Pacific Power & Light Company as described in Instrument No. 165298 Records of Owyhee County, Idaho.

Any easements of record or appearing on the above described parcel of land.



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DEC 9 1997