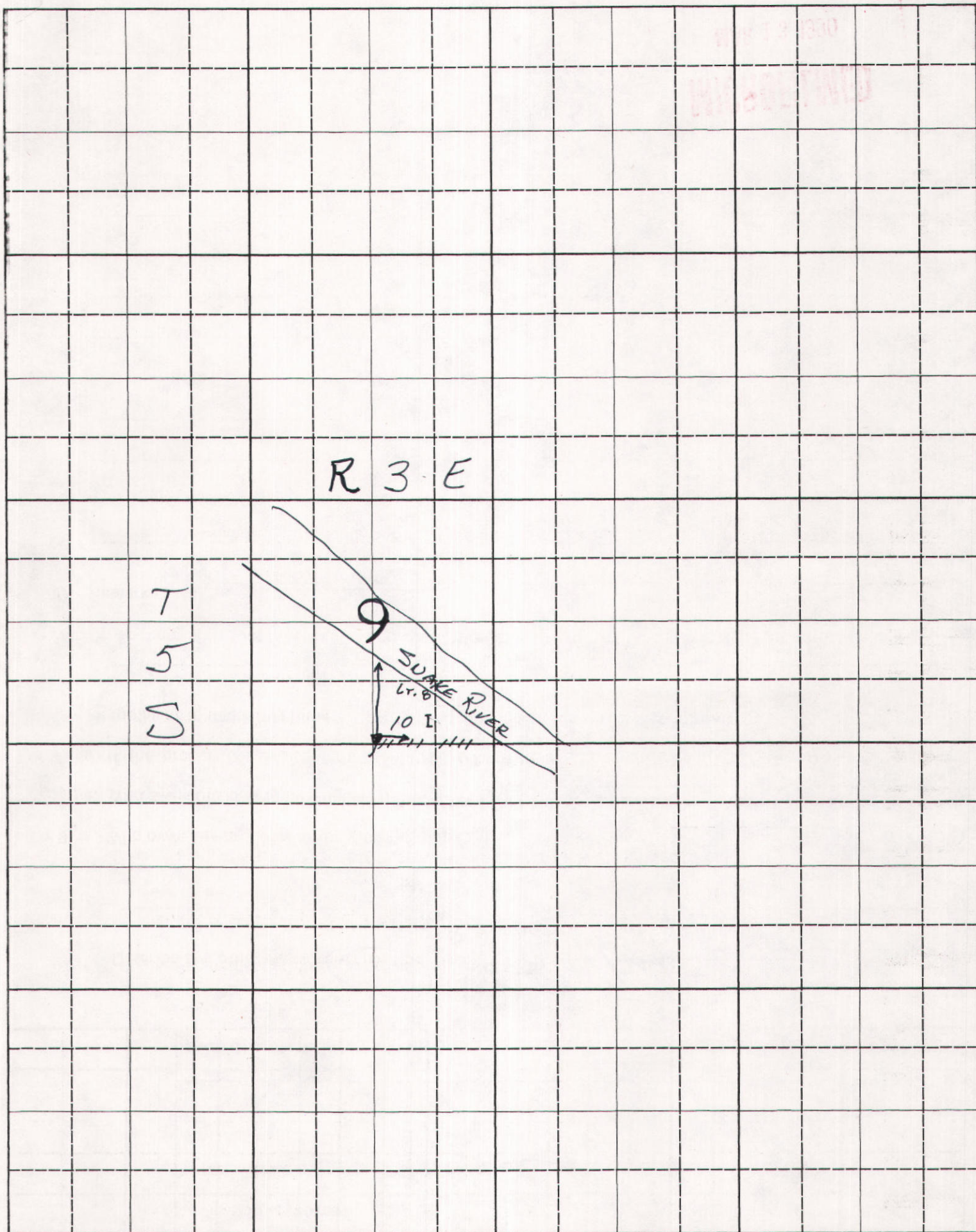


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

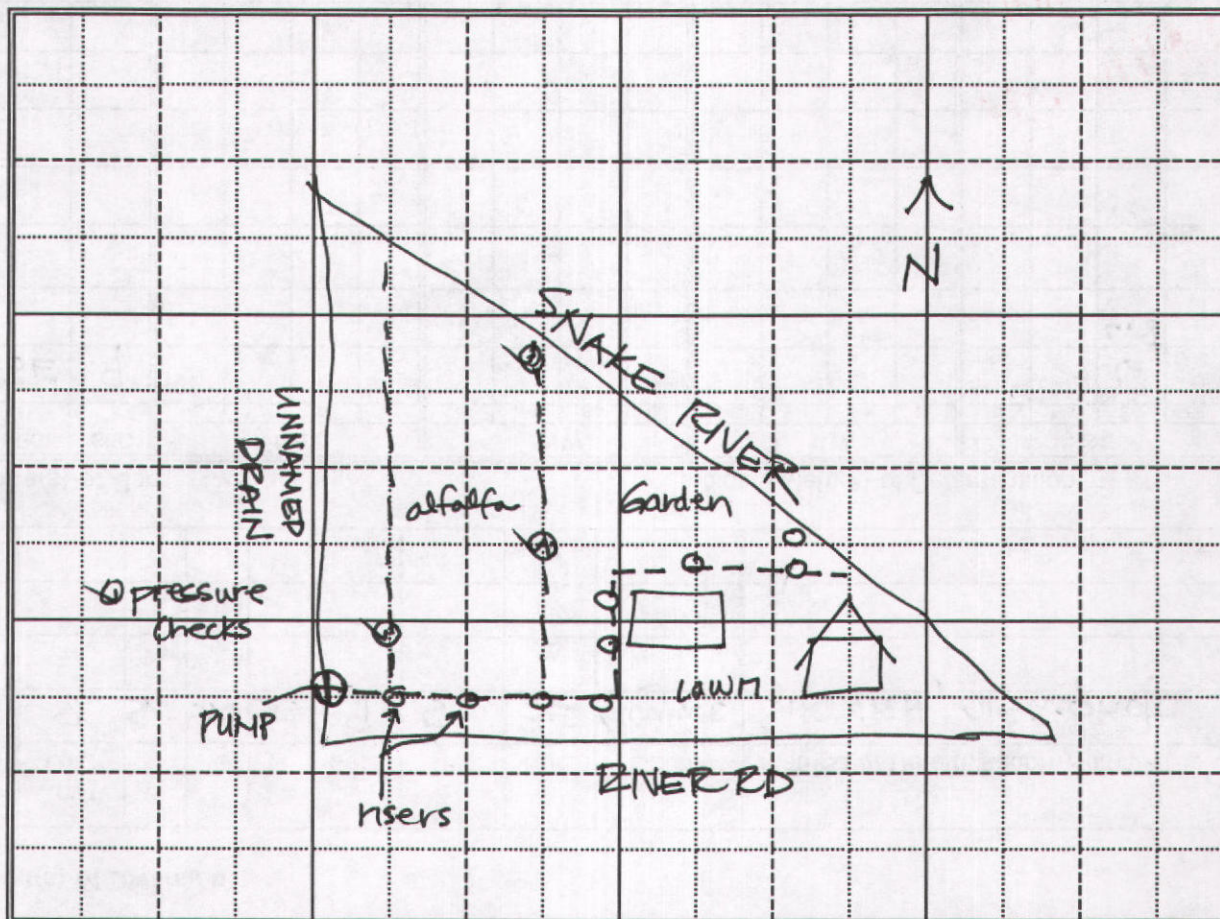
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

MICROFILMED

MAR 13 1990

Flossie Cullen
(Applicant)

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
	Baldor	7.5	A89	Cornell	2" 1/4"

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

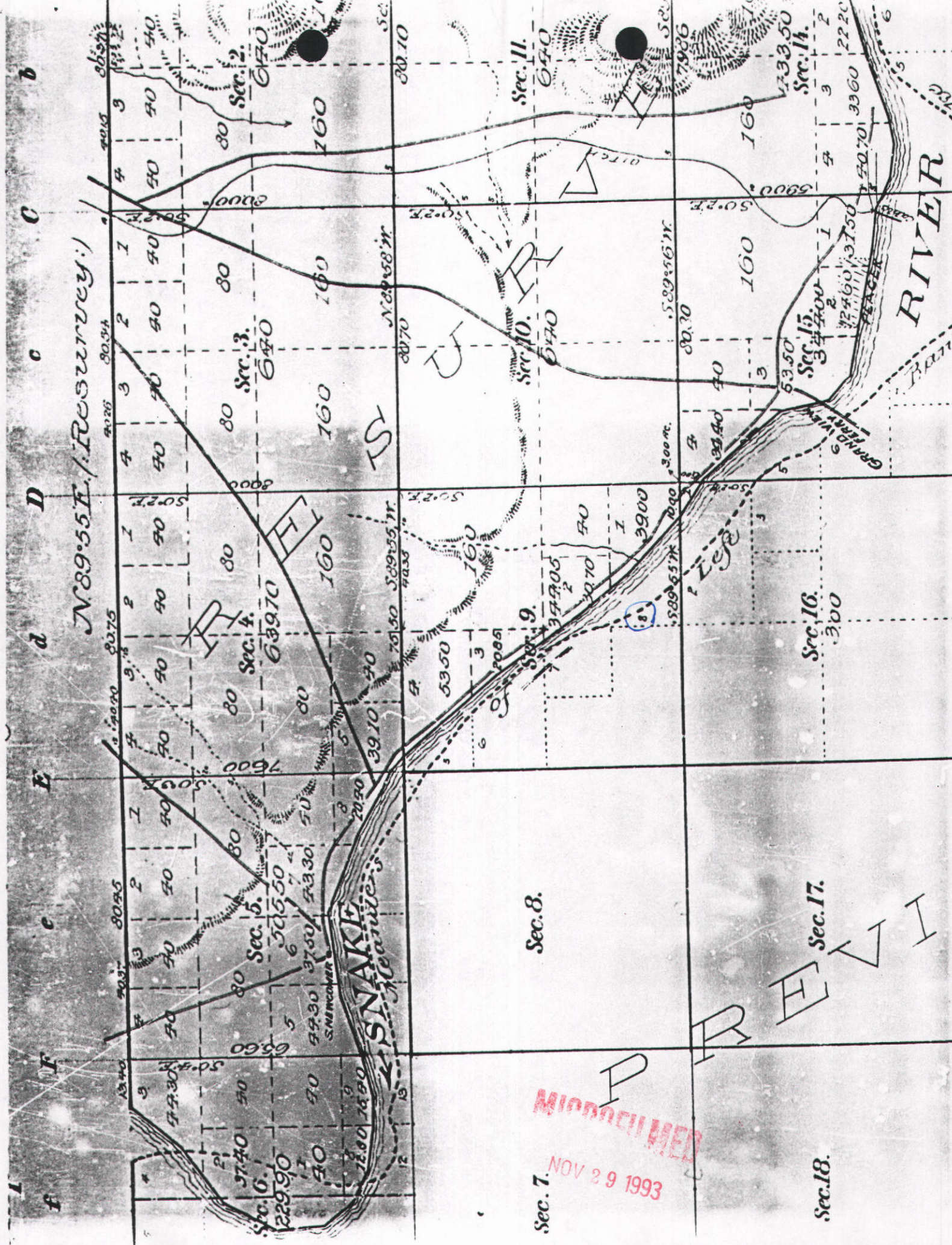
D. FLOW MEASUREMENTS

1.

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

2. Measurements: 29 heads, rainbird type 30, pressure measured at 55, 50, 60 Nozzle 5/32

NOV 29 1993



N 89° 55' E. / Resurvey:

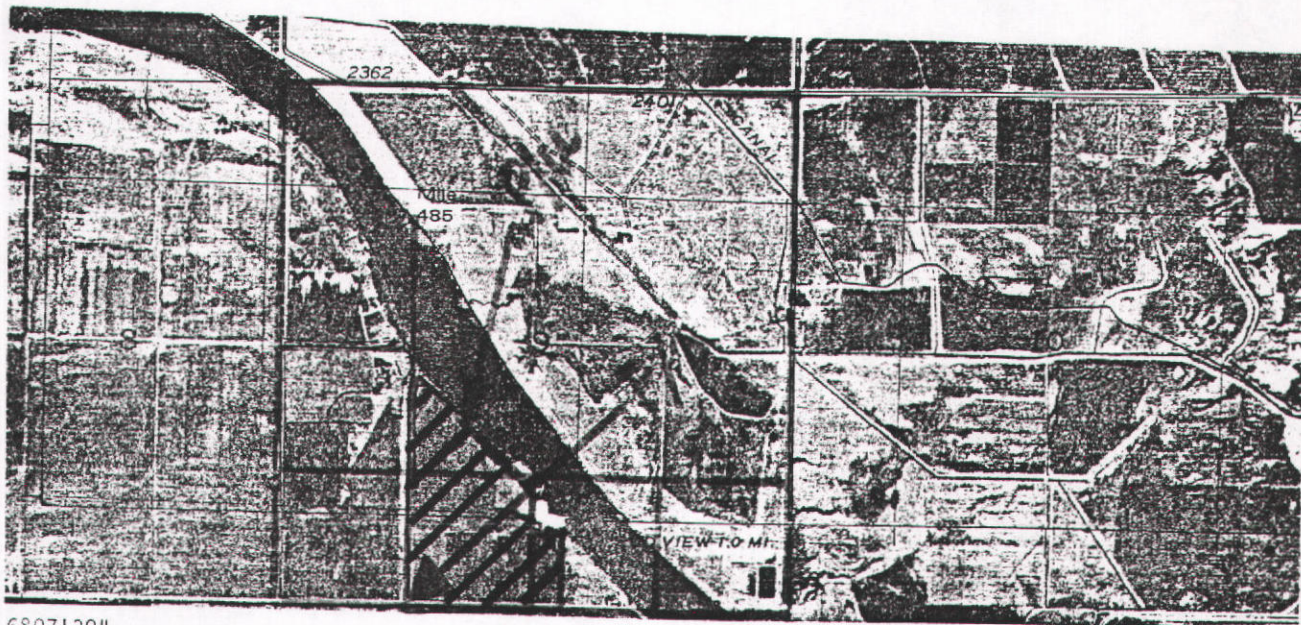
MIDWESTERN
NOV 29 1993

OVERLAP INFO FROM A57-2268

MAP # 1.

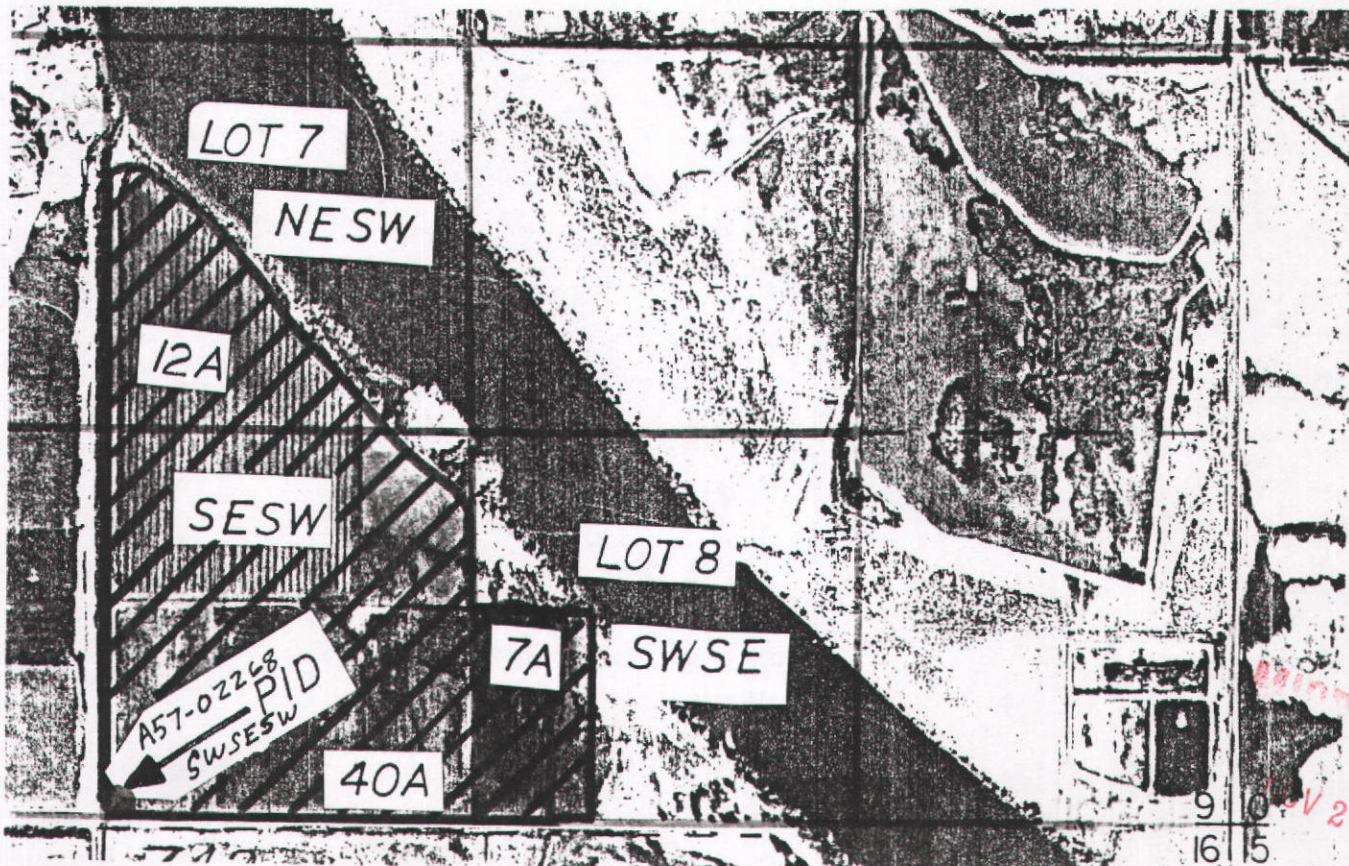
Adjacent acres.

This is a Ortho Quad. This map shows the location of place of use and point of diversion relative to the Snake River and section data. A57-02268. T5S., R3E., Sec. 9, NESW Lot 7, SESW, SWSE Lot 8.



MAP # 2.

This map is a ASCS Map which shows the P/D, POU & Irrig. Data. (NESW=12 ACRES, Lot 7), (SESW=40 ACRES), (SWSE=7 ACRES, Lot 8).



RECEIVED
JUN 29 1993

55,9E 52c 9

4

630
T714

1 NHEL 12.5
26 HEL

3 16.9 NHEL
4 NHEL 13.2

21.2 NHEL

63 NHEL

NOV 29 1993

7 19.1 NHEL

3 21.9 NHEL

57-7419

(from Planimeter)
meas.

vac.
P/U

532

742

P/D

Lot 8 (SWSE)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

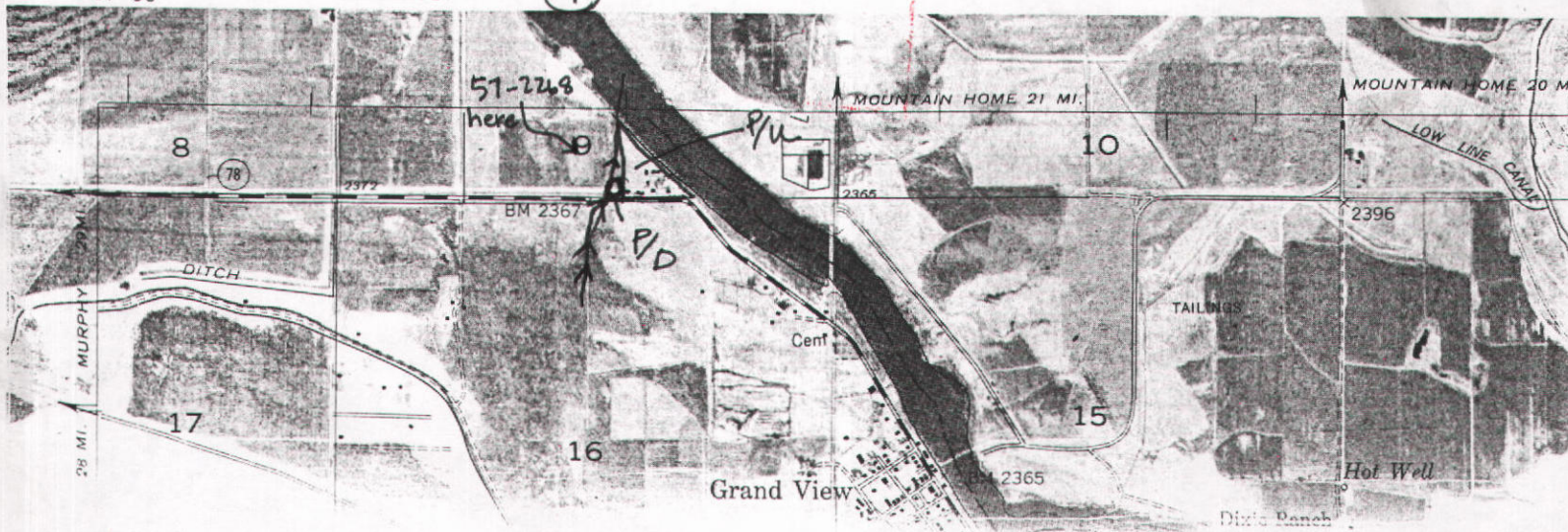
Microfilm

NOV 29 1993

116°07'30"

572000m. E.

9



57-7419 g4



P/D & intake screen
in drain



P/u

NOV 29 1993

Dept. of Water
Statehouse

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):

Dec. 10 & 13

Signed

Joe E. Aman

Subscribed and sworn to before me this

13th day of Dec A.D., 1989

Olivia Aman Patricia

Notary Public in and for the State of Idaho
Residing at Nampa, Idaho
Commission expires October 1990

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

57-07419

**CULLEN, FLETCHER
CULLEN, FLOSSIE
HC 85 BOX 202**

GRANDVIEW, ID 83624

Source: UNNAMED DRAIN

Tributary: SNAKE RIVER

Diversion Pt: LOT 8 (SWSE)

Sec 9 T 05S R 03E

Use: IRRIGATION (.200 CFS)

STOCKWATER (.020 CFS)

Total Diversion: (.200 CFS)

Date Filed: 3/14/1983

In: T05S R03E S09 Lot 8
(SWSE)

10.0 ACRES TOTAL

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and /or the public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before DECEMBER 25, 1989.

R. KEITH HIGGINSON,
Director

Published Dec. 6, 13, 1989.

MICROFILMED

MAR 13 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 57-07419

Priority: March 14, 1983

Maximum Diversion Rate: 0.12 CFS
Maximum Diversion Volume: 27.0 AF

This is to certify, that LEO H BOYD
ANNA GWEN BOYD

PO BOX 130

GRAND VIEW ID 83624

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 14, 1983; and has submitted Proof of Beneficial Use on March 3, 1992. An examination indicates that the works have a diversion capacity of .460 cfs of water from:

UNNAMED DRAIN tributary to SNAKE RIVER

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>
IRRIGATION	03/15 to 11/15	0.12 CFS	27.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 8(SWSE), Sec. 9, Township 05S, Range 03E
OWYHEE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05S	03E	9	Lot 8(SWSE)	6		6

Total number of acres irrigated: 6

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
6. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.

NOV 29 1993

State of Idaho
Department of Water Resources

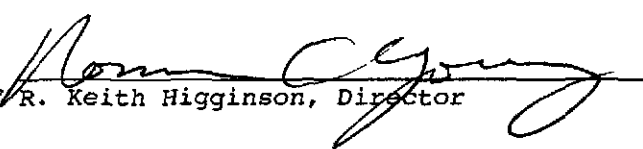
WATER RIGHT LICENSE

WATER RIGHT NO. 57-07419

CONDITIONS/REMARKS:

7. The Director retains jurisdiction of the right issued to change, add or remove any requirement as determined to be appropriate.
8. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 12th
day of NOVEMBER, 1993.

Acting for  R. Keith Higginson, Director

11 1993

RECEIVED
MAR 3 1992

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only
Amt. of Fee \$ 2.00
Date 3/2/92
Receipt No. 11-248
Received by MB

Department of Water Resources

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

- 1 Permit No. 57-07419 Telephone No. 834 2145
- 2 Name(s) of Permit Holder(s) Lee "H" & Anna Susan Baxel
- 3 Post Office Address 133 Grand View St. 83624
- 4 Source of Water: Unirrigated Stream Tributary of Snake River
 - a If ground water, well driller's name _____ Date drilled: _____
 - b Pump horsepower: 7.5 Pressure (psi): 70 Dynamic pumping level (ft.): _____
- 5 Extent of Use:

Domestic _____ (No. of households)	Irrigation <u>10</u> (No. of acres)
Stockwater _____ (No. and type of stock)	Other _____
- 6 Total rate and/or volume for which proof is submitted 0.25 cfs _____ acre/feet
- 7 Refer to the approval conditions on your permit and respond accordingly:

Measuring device:	Required? <u>Yes</u> <u>No</u>	Installed? <u>Yes</u> <u>No</u>
OR		
Flow Measurement Port	Required? <u>Yes</u> <u>No</u>	Installed? <u>Yes</u> <u>No</u>
- 8 Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)
- 9 Person to contact to accompany the Department representative during the field examination:

<u>Lee "H" Baxel</u>	<u>834 2145</u>
Name	Telephone No.
<u>133 Grand View St. 83624</u>	
Address	

- 10 The above information 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

APR 09 1992

3/2/92
Date

Lee "H" Baxel
Signature (and title if on behalf of a company or organization)

Form 204
RECEIVED
JAN 14 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 FEE Received by OK
Date 1/14/92
Receipt # 0022922

Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 57-07419
Name(s) of Permit Holder: Leo H. Anna Gwen Boyd (assignment of Permit 1-8-92)
Post Office Address: P.O. Box 130 Grand View Idaho 83624
on
(River Road) Telephone No. 208-834-2148
Date Proof Is Due: 1-March-92

Describe what work has been completed toward the development of this water right: Ditch for water
(This must be filled out! If no work has been completed, show "none".)
from Grandview Irrigation District has been cleaned & widened in
spots for pump placement. A contract is being let with Agri Lines
Irrigation to complete the project by 1 April 1992.
Costing \$ 4,000

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:
The property changed owners June 19, 1991 & water permit on
8 Jan. 1992. The previous owner did not complete because of
age & financial conditions.

Permit holder(s) request an extension to 1 March, 1993. Leo H. Boyd Anna Gwen Boyd
(1 yr. minimum) (Signature)*

FEE: \$15.00
*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED
and the time within which to submit proof of beneficial use is extended to
March 1, 1993.

Signed this 21st day of January, 19 92.
JAN 23 1992
J. Glen Saxton
Chief, Water Allocation Bureau

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Application	57-07419	Fletcher Cullen Flossie Cullen	0.20
Full Assignment	57-07419	Leo H. Boyd Anna Gwen Boyd	0.20

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JAN 09 1992

State of Idaho

Department of Water Resources

Department of Water Resources

ASSIGNMENT OF PERMIT

I, Flossie Cullen, hereby assign to Leo H. Anna Gwen Boyd
of P.O. Box 130 Grand View, Idaho 83624
Address

All my right, title, and interest in and to Permit No. 57-07419
to appropriate the public waters of the State of Idaho.

The following described portion of my right, title, and interest in and
to Permit No. 57-07419 to appropriate the public waters of
the State of Idaho. (Describe that portion of the permit being
assigned by listing the acreage within each 40 acre subdivision, the
point of diversion and the amount of water in cubic feet per second for
direct diversion, or acre feet for storage)

Lat 8 SWSE, Sec. 9, Township ^{05S}~~05E~~, Range 03E
Owyhee County

Made this 8 day of Jan, 19 92.

Flossie Cullen
Permit Holder

Deceased Oct. 14, 83
Spouse of Permit Holder

State of Idaho)
County of Owyhee) ss

On this 8 day of Jan, 19 92, personally appeared before
me the signer(s) of the above instrument, who duly acknowledged to me that
he (she) (they) executed the same.

Linda R. Smisek

Notary Public residing at

Mt. Home, Id

s e a l

My commission expires:

4-18-94

57-07419

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 57-07419

Proposed Priority: March 14, 1983 Maximum Diversion Rate: 0.20 CFS

This is to certify, that **FLETCHER CULLEN**
FLOSSIE CULLEN
HC 85 BOX 202
GRANDVIEW, ID 83624

has applied for a permit to appropriate water from:

UNNAMED DRAIN tributary of **SNAKE RIVER**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.20 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
	Totals	0.20 CFS

LOCATION OF POINT(S) OF DIVERSION: LOT 8(SWSE), Sec. 9, Township 05S, Range 03E
OWYHEE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05S	03E	9	LOT 8(SWSE)	10		10
Total number of acres irrigated:						10

PLACE OF USE: STOCKWATER, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **March 1, 1992**.
2. Subject to all prior water rights.
3. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
4. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
5. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
6. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

MAR 13 1990

MICROFILMED

Permit To Appropriate Water

NO. 57-07419

CONDITIONS/REMARKS:

7. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

13th day of February, 1990


R. Keith Higginson, Director

for

MAILED 10 1990

MAILED 10 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant FLETCHER &/OR FLOSSIE CULLEN Phone 834-2755

Post office address Rt. B, Box 202, Grandview, ID 83624

2. Source of water supply drain ditch which is a tributary of Snake River

3. Location of point of diversion is SW ^{Lot 8} $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 9 Township 5S

Range 3E B.M. Owyhee County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .20 for irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .02 for stockwater purposes from 1/1 to 12/31 (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)

5. Total quantity to be appropriated:

a. .20 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Diversion dam, pump, ditches and
sprinklers

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

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

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation: ^{Lot 8}
(1) Give the place of use of water: SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 9 Township 5S

Range 3E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 5 head range cattle

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

MICROFILMED

MAR 13 1990

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

TWP	RANGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	3E	9															18 10		10

Total number of acres to be irrigated 10

c. Describe any other water rights used for the same purposes as described above.

Grandview Irrigation District

9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

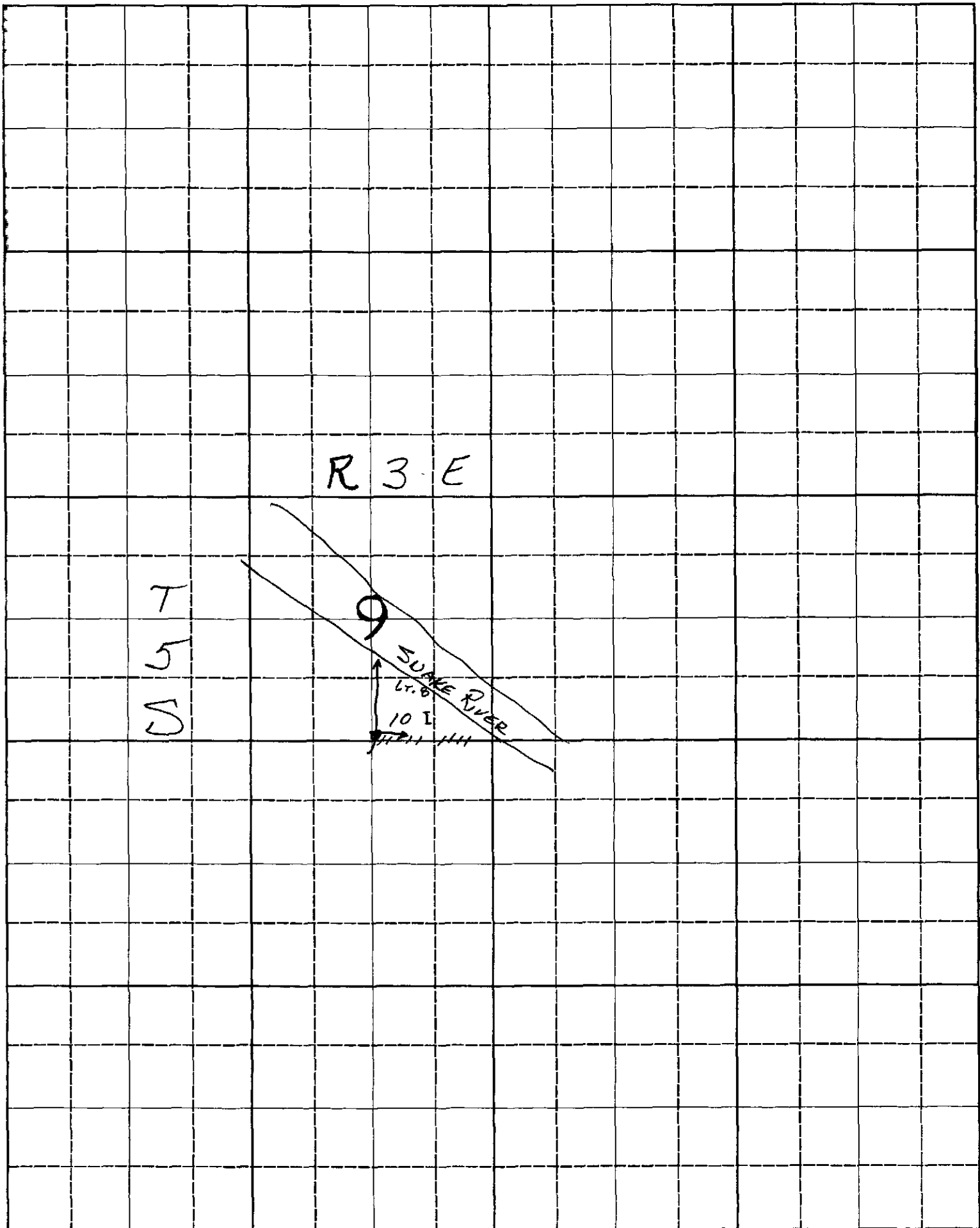
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

RECEIVED

MAR 13 1990

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale 2 inches equal 1 mile.

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

MICROFILMED

MAR 13 1990

Flossie Cullen
(Applicant)

Received by JS Date 3/14/83 Time 1:40 PM
Preliminary check by 655 Fee \$ 30- 27847
Receipted by JP Date 3/14/83
Publication prepared by JP Date _____
Published in _____
Publication dates _____
Publication approved _____ Date _____
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by KW

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:

MICROFILMED

MAR 13 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 2, 1993

LEO H BOYD
ANNA GWEN BOYD
PO BOX 130
GRAND VIEW ID 83624

RE: WATER RIGHT NO. 57-07419

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', with a long horizontal line extending to the right.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

NOV 29 1993

WR0749NP
No. L57-07419

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 10/19/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEO H BOYD	03/14/1983	IRRIGATION	03-15 11-15	0.12 CFS	27.0 AFA
C	ANNA GWEN BOYD PO BOX 130 GRAND VIEW ID 83264 (208) 834-2148					
TOTAL DIVERSION:					0.12 CFS	27.0 AFA

Water Source: UNNAMED DRAIN

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion Capacity: 0.46 CFS

Point(s) of Diversion: T05S R03E S09 Lot 08(SW SE)

Place of use Legal Description for: IRRIGATION

												NW				SW				SE																																
				NENE				NWNE				SWNE				SENE				NENW				NWNW				SWNW				SESW				NENE				NWSE				SWSE				SESE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM															
05S	03E	9	:																																																	
																																08-06	:	6.0																		
																																TOTAL ACRES	:	6.0																		

Pou County: OWYHEE

~~Non-Irrigation Uses: S/S RANGE~~

Other Rights: GRANDVIEW IRR. DIST.

Other Water Rights with Same Point(s) of Diversion and Source:
57-07419

Other Water Rights Listing Overlapping Place(s) of use:
02-02034 57-07419

Conditions of Approval:

- R55 - This right is for the use of trust water and is subject to review
 - 20 years after the issuance of the permit to determine
 - availability of water and to re-evaluate the public interest.
- R56 - Diversion and use of water under this right is subject to an
 - annual use fee if rules are subsequently promulgated which
 - provide for the submittal of the fee.
- R57 - The Director retains jurisdiction of the right issued to
 - change, add or remove any requirement as determined to be
 - appropriate.
- R32 - This right when combined with all other rights shall provide no
 - more than .02 cfs per acre nor more than 4.5 afa per acre for the
 - lands above.

Dates:	App. Received:	03/14/1983	Priority Date:	03/14/1983
	Proof Due Date:	03/01/1993	Proof Made Date:	03/03/1992
	Exam Made Date:	06/18/1993	Exam Sent to S.O.:	08/17/1993
	Licensed Date:			

IDAHO DEPARTMENT OF WATER RESOURCES
PLACE OF USE 1/4 1/4 COMPARISON REPORT
(REGIONAL)

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
L5707419	T05S R03E S 9 UNNAMED DRAIN																	6
A0200029	SNAKE RIVE :							05-37		07-11	28	04-40	38					167
A0200078	SNAKE RIVE :	I	I	40	I	04-1	I		03-21					I	02-31		01-1	92
A0200079	SNAKE RIVE :	I	I	40	I	04-1	I		03-21					I	02-31		01-1	92
A0200203	SNAKE RIVE :							05-37		07-11	28	04-40	38					167
0202034	SNAKE RIVE :						05-12	06-50		07-35	40	40	40					235
A0202034	SNAKE RIVE :							05-37		07-11	28	04-40	38					167
5702268	UNNAMED DI :									25			40					65
A5702268	UNNAMED DR :									07-18			40					65
5707419	UNNAMED DR :																	10
6104019	WASTE WATE :			25														25
A6104019	UNNAMED DR :			25														25
6107326	UNNAMED DR :			25														25

* Grandview
Irrigation Dist

LICENSE REVIEW CHECKLIST

Permit # 58-111 Date 1-1-75 Brenda Chapman

NAME	Yes <u>1.1</u> No <u>1.1</u>	Or Address Change?
PRIORITY DATE	<u> </u> <u> </u>	Advance? <u> </u> Memo to Advance <u> </u> Order to Reinstate Needed? <u> </u> Incorrect Fee for rate recommended? <u> </u>
SOURCE	<u> </u> <u> </u>	Changes? Clarification of Originally Intended source <u> </u> Notice of Intent to Void - Source change. <u> </u>
P/D	<u> </u> <u> </u>	Amendment Needed? <u> </u> Overlap(s) <u> </u>
P/U	<u> </u> <u> </u>	Amendment Needed? <u> </u> Overlap(s) <u> </u>
TOTAL CFS	<u> </u> <u> </u>	Disagree/Measurement <u> </u> <u> </u> <u> </u> System Capacity <u> </u> Allowable Amount: <u> </u>
TOTAL VOLUME	<u> </u> <u> </u>	Disagree/Measurement <u> </u> <u> </u> <u> </u> Flow limit: <u> </u> x <u> </u> x 1.9835 = <u>53.5</u> Season <u>1/1/75 - 12/31/75</u>
USES	<u> </u> <u> </u>	Change(s) in Nature of Use? <u> </u> Amendment Needed? <u> </u>
REMARKS	<u> </u> <u> </u>	Multiple P/Ds in 1/4 1/4? <u> </u> Special Overlap <u> </u> Other <u> </u>
CONDITIONS	<u> </u> <u> </u>	Measuring/Locking Devices <u> </u> W/Master Control <u> </u> Water Dist <u> </u> Irrigation Overlap <u> </u> App Rec'd <u> </u> Water Quality <u> </u> Exam Made <u> </u>
COMMENTS:	<u> </u> <u> </u> <u> </u>	

RECOMMENDED	CFS	DIV VOL	LICENSE <u> </u>
<u> </u>	<u> </u>	<u> </u>	AMEND <u> </u>
<u> </u>	<u> </u>	<u> </u>	2ND AMEND <u> </u>
<u> </u>	<u> </u>	<u> </u>	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

AUG 19 1993

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 57-749

1 Owner: Leo H. &/or Anna Gwen Boyd Phone No. 834 2148

Current Address: PO Box 130 Grand View ID 83624

2. Accompanied by: Mr & Mrs Boyd EXAM DATE: 10/18/93

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: unnamed drain tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 02-2034 (Grandview Irr.), 57-2268

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
	8	SW	SW	SE	9	SS	3E	Owyhee	Site Visit, Orthophoto

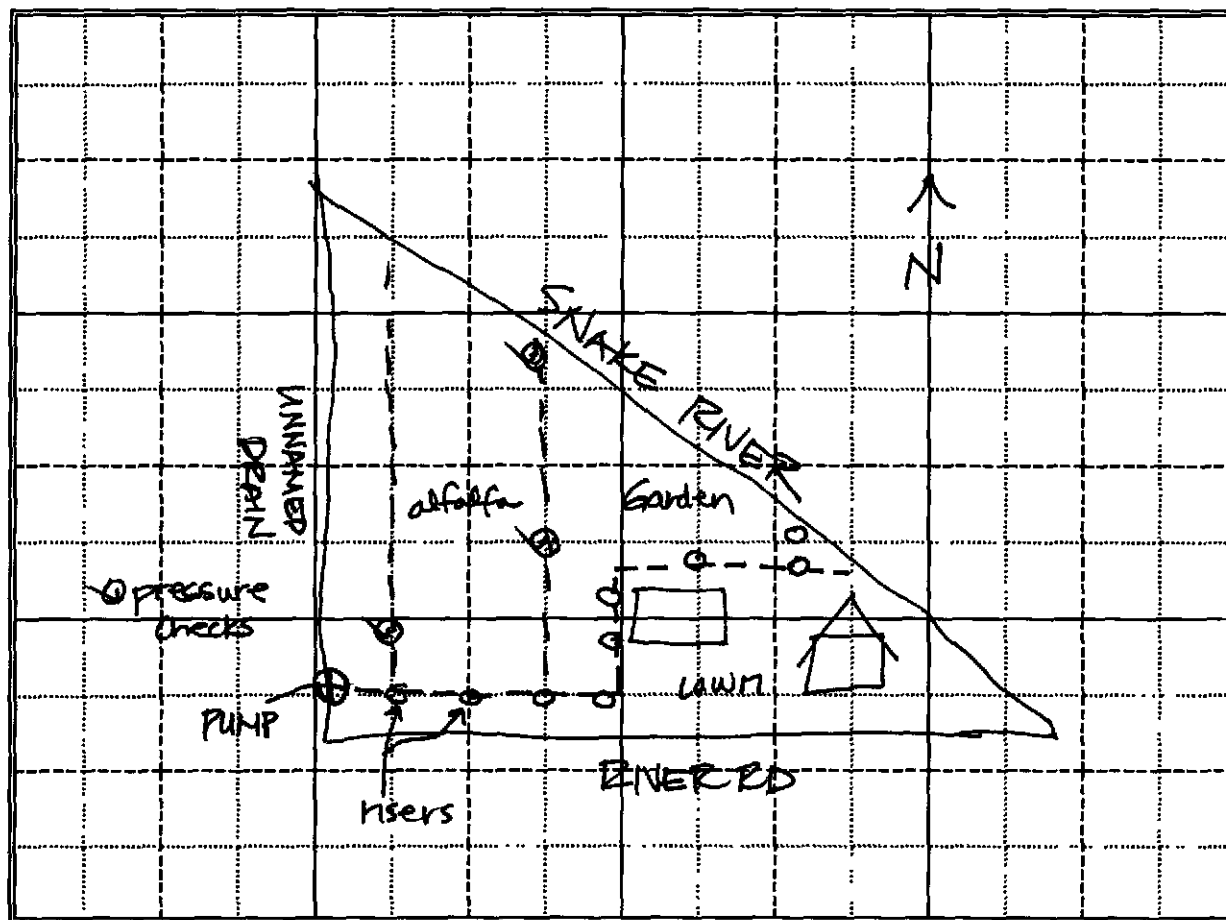
2 Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5S	3E	9															6		6
																	4.8		

NOV 29 1993

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
	Baldor	7.5	A89	Cornell	2" 1 1/4"

*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
Pressure gage						

2. Measurements: 29 heads, rainbird type 30, pressure measured at 55, 50, 60 Nozzle 5/32

NOV 25 1988

E. NARRATIVE/REMARKS/COMMENTS

7.5 HP pump/motor in unnamed drain - delivery to sprinklers on approx 10 acres, using 4" mainline to 1/2" risers to 3" handlines to rainbirds.

At time of measurement, 29 heads in operation.

Drain is perennial, fed by springs & runoff. Grandview I.D. tap is in Sec. 16 off Grandview canal - I.D. water is also delivered via the drain & pumping system.

At time of exam, no Grandview water was being delivered; natural flow in drain ~~is~~ in excess of system capacity. Grandview shares used when ~~water~~ natural flows are insufficient.

Water used on alfalfa, lawn & garden.

No stock water use found.

Overlap w/ 57-2268 not significant - use is for adjacent acres. (see attached overlap info)

Grandview Irrigation District water on same acres.

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

NOV 29 1993

Additional Computation Sheets Attached

5/32 nozzle @ avg 55 psi = 7.17 gpm x 29 heads = 207.93 gpm
(from Rainbird charts) = .46 cfs

Check: $\frac{7.5 \times \overset{8.8}{\cancel{8.8}} \times .7}{5 + (2.31 \times 55)} = .35$

$$= \frac{.46 \text{ CFS}}{\text{system capacity}}$$

allow .16 for irrig of 8 acres

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 8 \times 4.5 = 36$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .16 \times 246 \times 1.9835 = 78.1$$

$$V = \text{Smaller of } V_{LR} \text{ and } V_{DR} = 36$$

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRR	3/15	11/15	.16	36
Totals:			.16	36

☐ 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

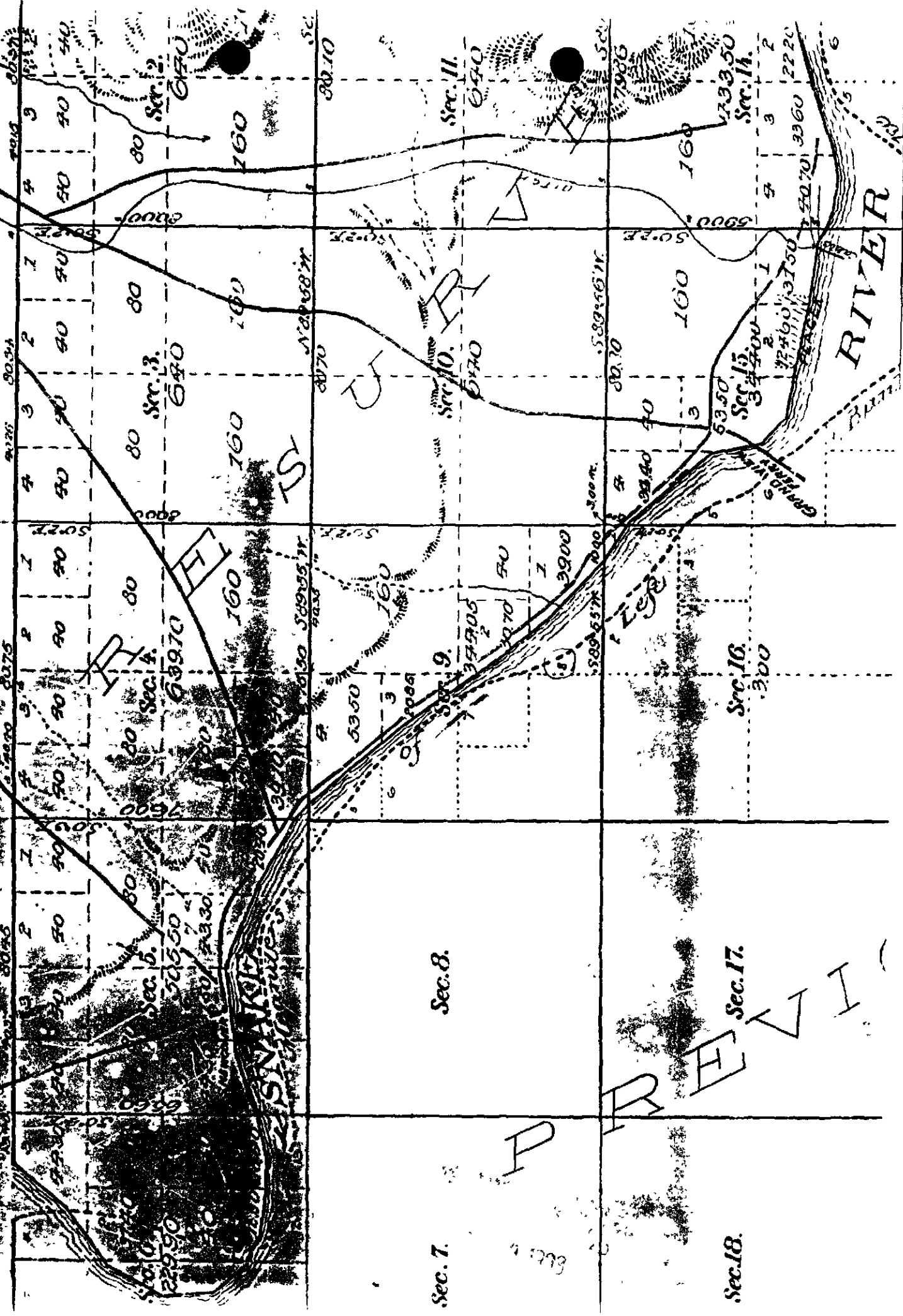
Field Examiner's Name CINDY HODGES Date 7/1/93

Reviewer _____ Date _____

SEAL

NOV 29 1993

N 89° 55' E. 7.12 survey



Sec. 8.

Sec. 7.

Sec. 17.

Sec. 18.

RIVER

OVERLAP INFO FROM A57-2268

MAP # 1.

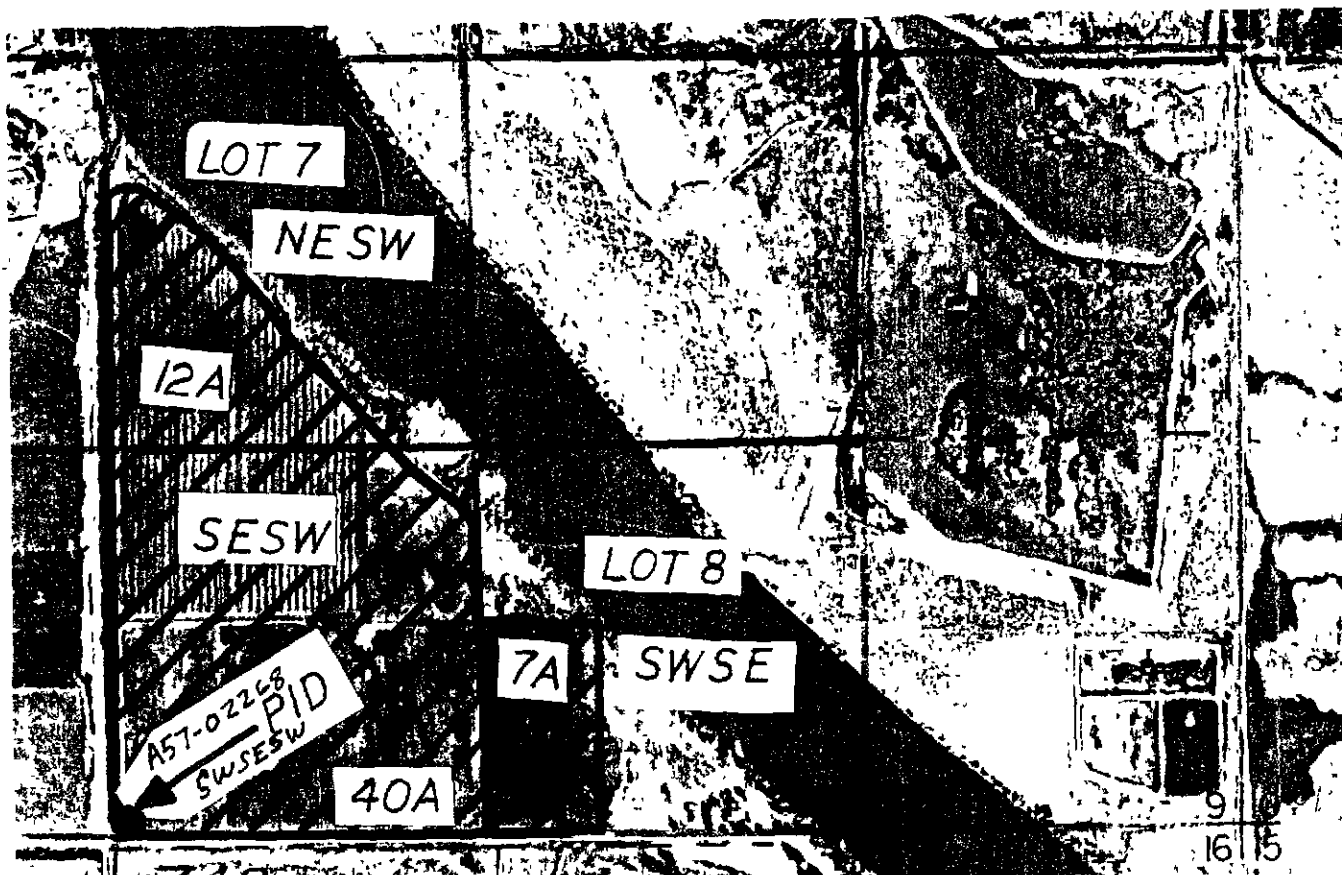
Adjacent acres.

This is a Ortho Quad. This map shows the location of place of use and point of diversion relative to the Snake River and section data. A57-02268. T5S., R3E., Sec. 9, NESW Lot 7, SESW, SWSE Lot 8.



MAP # 2.

This map is a ASCS Map which shows the P/D, POU & Irrig. Data. (NESW=12 ACRES, Lot 7), (SESW=40 ACRES), (SWSE=7 ACRES, Lot 8).



630
T714

1 NHEL
12.5 26 HEL

4 NHEL
13.2

191 NOV 5 1953
8/9 NHEL

532

21.2 NHEL

8
21.9 NHEL

742

6 NHEL

(from Planimeter)
meas.

57-119

6ac

9/11

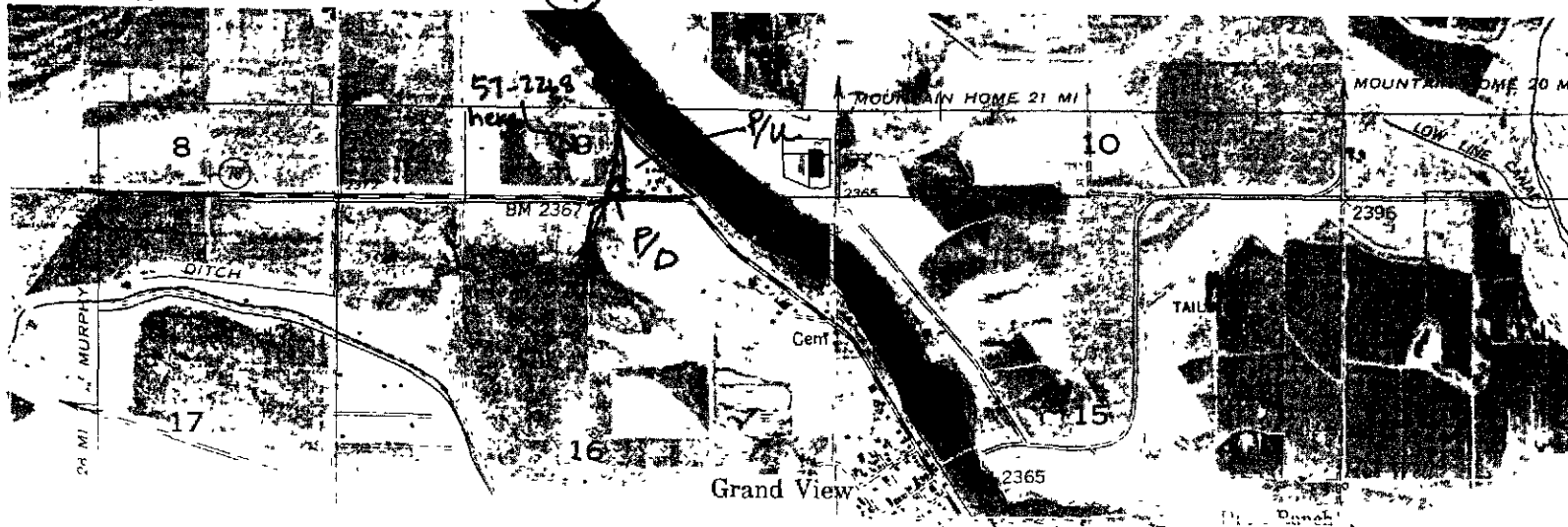
P/D

Lot 8 (SWSE)

10-2-1953

716°07'30"

572000m. E.



57-7444 234



Field of tall grass
in field.



Pile

June 8, 1992

LEO H BOYD
PO BOX 130
GRAND VIEW ID 83624

RE: Water Right No. 57-07419

Dear Water Right Holder(s):

On May 19, 1992, the department sent you a letter advising that you might be required to temporarily cease diverting water from the Snake River or its tributaries if the established minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second measured near Weiser is not satisfied or likely will not be satisfied.

The flow of the Snake River at Weiser is now less than 4,750 cfs. You are, therefore, directed to immediately cease diverting water under the above referenced water right and to not resume use until authorized by the department.

Past flow records show that the duration of seasonal low flow periods typically last several days to a week. Since your use of water is extremely important to you and since mail notification includes a delay associated with mail delivery time, feel free to call the toll-free telephone number 1-800-451-4129 to determine when you are again authorized to divert and use water under your water right. Please use this phone number only in connection with resumption of use.

You need to be aware that Section 42-351, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

June 12, 1992

ANNA GWEN BOYD
PO BOX 130
GRAND VIEW ID 83264

RE: Water Right No. 57-07419

Dear Water Right Holder(s):

On June 8, 1992, the department sent you a letter which directed you to immediately cease diverting water under the above referenced water right, since the minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second (cfs) measured near Weiser was not being satisfied.

The flow of the Snake River at Weiser is now above 4,750 cfs. You are, therefore, authorized to again divert water under your water right. If the minimum stream flow is not met later this year, however, the department will again notify you to temporarily cease diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

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GRAND VIEW ID 83264

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Sincerely,

R. KEITH HIGGINSON
Director

June 12, 1992

MARK JENSEN
HC 79 BOX 103 B
MELBA ID 83641-0000

RE: Water Right No. 57-07457

Dear Water Right Holder(s):

On June 8, 1992, the department sent you a letter which directed you to immediately cease diverting water under the above referenced water right, since the minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second (cfs) measured near Weiser was not being satisfied.

The flow of the Snake River at Weiser is now above 4,750 cfs. You are, therefore, authorized to again divert water under your water right. If the minimum stream flow is not met later this year, however, the department will again notify you to temporarily cease diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

May 19, 1992

LEO H BOYD
PO BOX 130
GRAND VIEW ID 83624

RE: Water Right No. 57-07419

Dear Water Right Holder(s):

Department water right records show that you divert water from the Snake River or its tributaries under a water right that has a priority date later than December 29, 1976. This is the priority of the established minimum stream flow of the Snake River at the Weiser Gage (Weiser) in the amount of 4,750 cubic feet per second.

Because of the continuing drought conditions in the Snake River Basin, department hydrologists project that during 1992, there could be periods when the required minimum flow will not be satisfied due to low flows of the Snake River. The department urges you to not divert at a higher rate than authorized by your water right and to not use your right in any manner different than authorized. In addition, when the minimum flow will not be satisfied or is not being satisfied, you are required to cease diverting water under your water right, because your right is of later priority than the minimum stream flow at Weiser.

If the department determines the minimum flow will not be satisfied, the department will advise you and will provide as much lead time as possible in requiring that you temporarily cease your diversion of water. The greatest likelihood for this to occur is during a period from mid-June to late June.

While the department expects good cooperation from junior water right holders, water users should be aware that Section 42-352, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversions of water.

The department has contacted both the Idaho Power Company and the U.S. Bureau of Reclamation with respect to the timing of storage releases from upstream reservoirs for flow enhancement purposes. This type of coordination could minimize the impact on

existing water users and reduce the need to curtail diversions.

The department has scheduled public information meetings relative to this potential regulation as follows:

Mountain Home - June 4, 1992 - 10:00 a.m. - gymnasium at
North Elementary School, 290 E. 12th N.

Caldwell - June 4, 1992 - 7:00 p.m. - Ballroom in the
Student Union Building, Albertson College of Idaho,
2112 Cleveland

If you have questions concerning this letter or wish to provide the name of a different contact person or address to receive department correspondence, please contact the department.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg

May 19, 1992

ANNA GWEN BOYD
PO BOX 130
GRAND VIEW ID 83264

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2112 Cleveland

If you have questions concerning this letter or wish to provide the name of a different contact person or address to receive department correspondence, please contact the department.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg

March 6, 1992

LEO H BOYD
ANNA GWEN BOYD
PO BOX 130
GRAND VIEW ID 83624

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 57-07419

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form 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.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 57-07414

Reviewed by KLG

Date 3/4/42

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?

irrigate - 1

yes Address same as permit?

yes Proof timely received?

Correct Uses? yes

If not, complete calculation below.

SOURCE OF WATER

✓ Surface water source

 Ground water source

N/A Drilling permit required?

 Copy in the file? Drilling Permit No.

 Amount paid for permit Correct?

 Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?

N/A Required?

50 Amount Submitted

 Installed?

yes Correct?

 Waiver requested?

PRIORITY CALCULATION

Date proof received 3/3/42 62

Date proof due 3/1/42 - 60

No. of days late = 2

Priority Date 3/14/42 + 73

New Priority Date 3/16/42 75

DEFICIENCIES OR ACTION ITEMS

None available

Proof not submitted

DATA ENTRY

New Address

Proof Made



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 21, 1992

Leo H. and Anna Boyd
P.O. Box 130
Grandview, ID 83624

Re: Permit No. 57-07419

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to March 1, 1993.

Please note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed. The department may not be able to grant additional requests.

If you have any questions or if I can be of any further assistance, please feel free to contact this office.

Sincerely,

Karen L. Gustafson
Karen L. Gustafson
Secretary/Records Manager

Enclosure

C: IDWR-Regional Office

ANALYSIS SHEET
FOR
EXTENSION OF TIME

Permit No. 57-07419 Reviewed by llg Date 1/17/92

BASIC INFORMATION

1/14/92 Date stamp received
llg Extension received timely
llg Fee received and receipted
llg Name and signature same as permit
llg Address Change

BASIS FOR EXTENSION REQUEST

✓ Has adequate work been completed to demonstrate due diligence?
 Has the permit been involved in litigation?
 Is supporting documentation needed to complete the file? Requested?
 Is delay by a government agency?
 Is supporting documentation needed to complete the file? Requested?
 Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

extension approved based on due diligence
extended to 3/1/93

PRIORITY CALCULATION

Date extension received	<u>N/A</u>	=	<u> </u>
Proof due date	<u> </u>	=	<u> </u>
Number of days late	<u> </u>	=	<u> </u>
Priority date	<u> </u>	=	<u> </u>
New Priority Date	<u> </u>	=	<u> </u>

DATA ENTRY

New Address
Change Proof Due Date 1/21/92 llg
Change Priority Date

138372
December 31, 1991

FLETCHER CULLEN
FLOSSIE CULLEN
HC 85 BOX 202
GRANDVIEW ID 83624

PROOF DUE NOTICE

RE: PERMIT NO. 57-07419

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 March 1, 1992. (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,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 57-07419
Name(s) of Permit Holder(s): Florian Cullen
Post Office Address: P.O. Box 203
Grand View, Idaho Tel. No. 834-2755

☒ I hereby certify that construction of diversion works for the above referenced permit began on Summer 1990 (date) and that I must

continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is
not an acceptable reason

Date

Signature of Permit Holder

Flossie Cullen

760 85 Box 202

Grandview, Idaho

83424



REC-1

NOV 27 1990



Department of Water Resources

RECEIVED
JAN 23 1991

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
February 13, 1990

FLETCHER CULLEN
FLOSSIE CULLEN
HC 85 BOX 202
GRANDVIEW, ID 83624

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P57-07419

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed 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 license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

RECORDED

MAR 13 1990

Dept. of Water
Statehouse

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 ALCO (2)

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

Dec 6 & 13

Signed Joe E. Aman

Subscribed and sworn to before me this 13th day of Oct A.D., 1988
Clara Anna Patricia

Notary Public in and for the State of Idaho
Residing at Nampa, Idaho
Commission expires October 1990

NOTICE OF APPLICATION FOR TRUST WATER RIGHT 57-07419 CULLEN, FLETCHER CULLEN, FLOSSIE HC 85 BOX 202

GRANDVIEW, ID 83624

Source: UNNAMED DRAIN

Tributary: SNAKE RIVER

Diversion Pt: LOT 8 (SWSE)

Sec 9 T 05S R 03E

Use: IRRIGATION (.200 CFS)

STOCKWATER (.020 CFS)

Total Diversion: (.200 CFS)

Date Filed: 3/14/1983

In: T05S R03E S09 Lot 8
(SWSE)

10.0 ACRES TOTAL

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and /or the public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mall, Boise, Idaho 83720 on or before DECEMBER 25, 1989.

R. KEITH HIGGINSON,
Director

Published Dec. 6, 13, 1989.

MICROFILMED

MAR 13 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
State Office
1301 North Orchard St.

Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

NOVEMBER 28, 1989

Owyhee Avalanche
P.O. Box 97
Homedale, ID 83628

Dear Legal Dept.:

Enclosed you will find legal notices 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 DECEMBER 25, 1989.

Yours truly,

SHARLA CURTIS
Secretary

Encl.

INDEXED

MAR 13 1990

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

57-07419

CULLEN, FLETCHER
CULLEN, FLOSSIE
HC 85 BOX 202
GRANDVIEW, ID 83624

Source: UNNAMED DRAIN

Tributary: SNAKE RIVER

Diversion Pt: LOT 8 (SWSE) Sec 9 T 05S R 03E

Use: IRRIGATION (.200 CFS)
STOCKWATER (.020 CFS)
Total Diversion: (.200 CFS)

Date Filed: 3/14/1983

In: T05S R03E S09 Lot 8 (SWSE)

10.0 ACRES TOTAL

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before DECEMBER 25, 1989.

R. KEITH HIGGINSON, Director

Published 12/06/1989 & 12/13/1989

RECEIVED

MAR 13 1990

MEMORANDUM

TO: FILE/APPLICATION NO. 5707419

FROM: TIM LUKE

RE: SWAN FALLS PROCESSING

DATE: 11-22-89

The applicant has returned the trust water questionnaire and has claimed that a portion of the land under this application was developed prior to October of 1984.

The source of water under this application apparently supplements deliveries from Grandview Irrigation District. The applicant claims that 8 of the 10 acres under the application were irrigated prior to October, 1984. The department's remote sensing report for Owyhee County (based on 1984 data for this particular area of Owyhee Co.), shows 4 acres classified as irrigated.

Since there is evidence that a portion of the land under the application was not irrigated, I recommend that this application be processed as a trust filing and that 6 acres be counted toward the 20,000 acre per year depletion limit.

INDEXED FILMED

MAR 13 1990

WR-NUMBER	NE				NW				SW				SE				LOT	+	SUM
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
5707419	T05S	R03E	S 9																
0202034				:		5L12	6L50	:	7L35				:		8L18	:	115		
5707419				:				:					:		8L10	:	10		
A0200029				:		5LX	6LX	:	7LX		4LX	:			8LX	:			
A0200203				:		5LX		:	7LX		4LX	:			8LX	:			
A0202034				:		5LX	6LX	:	7LX		4LX	:			8LX	:			
73 MAPPING: 1L12 2L18 3L11 4L14 5L6 6L26 7L11 8L4																			

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WR-NUMBER	NAME	STG	SOURCE	T	R	S	NE				NW				SW				SE				SUM
							NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5707419																							
0202034	GRANDVIEW IRRIGATION	D L	SNAKE RIVER	05S	03E	9											40	40	40		120		
5702268	COLSON	L	UNNAMED DITCH	05S	03E	9											25		40		65		
5707419	CULLEN	A	UNNAMED DRAIN	05S	03E	9																	
6104019	TOWLE	S	WASTE WATER	05S	03E	9			25												25		
6107326	TOWLE	L	UNNAMED DRAIN	05S	03E	9			25												25		
A0200029	GRAND VIEW IRRIGATION	J	SNAKE RIVER	05S	03E	9											X		X				
A0200203	GRAND VIEW IRRIGATION	D	SNAKE RIVER	05S	03E	9											X		X				
A0202034	GRAND VIEW IRRIGATION	L	SNAKE RIVER	05S	03E	9											X		X				
	1986 MAPPING DATA ---	-	COUNTY 73 QUAD AA 10	05S	03E	9	13	9	29	16							38	40	35	21	201		

MAR 13 1990

RECEIVED

RECEIVED

NOV 20 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

Department of Water Resources

Application No. 57-7419

INSTRUCTIONS: IF YOU ARE NOT INTERESTED IN HAVING THE APPLICATION PROCESSED, PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

IF YOU WISH TO HAVE THE APPLICATION PROCESSED, PLEASE ANSWER THE FOLLOWING QUESTIONS AS THOROUGHLY AS POSSIBLE. FAILURE TO RETURN EITHER THE WITHDRAWAL FORM OR QUESTIONNAIRE IS CAUSE FOR THE DEPARTMENT TO VOID THE APPLICATION.

1a. Are you the current owner of the land or place of use described under this application? Yes ☒ No ☐

b. If you are not the property owner, please describe the arrangement enabling you to develop the proposed project.

2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes ☒ No ☐

b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain restrictions and/or conditions. You may be asked to verify uses established prior to October, 1984.)

Eight acres irrigated growing alfalfa,
peaches and garden

3. Please state the number of acres you have irrigated under this application since October 1, 1984. _____

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete. _____

5. If the permit is a supplemental filing please identify other water rights which are used on the same land.

Use the reverse side of this form if you wish to add any comments. You may mark changes on the enclosed application to designate any proposed amendments. (Note: Proposed changes which result in an expansion of use will not be considered by the department.)

I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in voiding of the application.

Applicant Thomas Cullen
HC 85 Box 202

Date 11/17/87

Microfilm

MAR 13 1990

IDAHO DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

A flume made of wood brought
water from a canal to this land
After the flume deteriorated water
has been pumped from this
drain ditch.

The water right for this place dates
back to about 1909 or 1910

MICROFILMED

MAR 13 1990

I have lived in Grand
View for about 50 years
and have seen hay and
pasture irrigated with water
from this drain ditch.

Lee J. Kenworthy

Box 425

Grandview, Ida 83624

PH. (208) 834-2408

INDEXED

MAR 13 1990



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

October 23, 1989

RE: APPLICATION FOR PERMIT NO. 57-7419

DEAR APPLICANT:

Due to the Swan Falls litigation, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development if any, that has already occurred under your application.

Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

1. If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed withdrawal form and return it to the Department. If you request a withdrawal of the application and the application was not previously advertised, the department will refund your original filing fee.

2. If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, the department asks that you complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments and/or amendments concerning the application. Your completion of the questionnaire will expedite processing and help the department determine if the water diverted under the application is public water or trust water.

Approved trust water applications may be subject to additional conditions.

Failure to return either of the above forms within thirty (30) days of the date of this letter is cause for the department to void the application.

MICROFILMED

MAR 13 1990

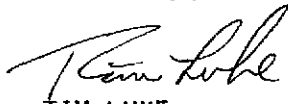
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If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 327-7864. The enclosed forms and all other relative information should be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720
Attn: Tim Luke

Please note that a copy of your application is enclosed. The application number is shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Agent

Enclosures

TL:sc

cc: Region

INDEXED FILMED

MAR 13 1990

CONVERSATION MEMORANDUM

DATE

6/22/87

FILE

51-7419

NAME OF PARTY

Flossie Cullen

EMPLOYEE

Dave Tutthill

RE:

Status

Mrs Cullen inquired about the status of her water right

and I explained why it was still being held due to
the Swan Falls processing holdup.

Drt

RECORDED

MAR 18 1990

52-7419_

CULLEN, FLETCHER &/or FLOSSIE

RT. B BOX 202, GRANDVIEW, ID 83624

Source: UNNAMED DRAIN trib. to SNAKE RIVER

Date Filed: 03/14/1983

Diversion Pt: LOT 08 (SWSE) Sec 09 T 05S R 03E

Use: IRRIGATION	(0.20 CFS)
STOCKWATER	(0.02 CFS)

In: LOT 08 (SWSE) Sec 09 T 05S R 03E FOR 10 ACRES