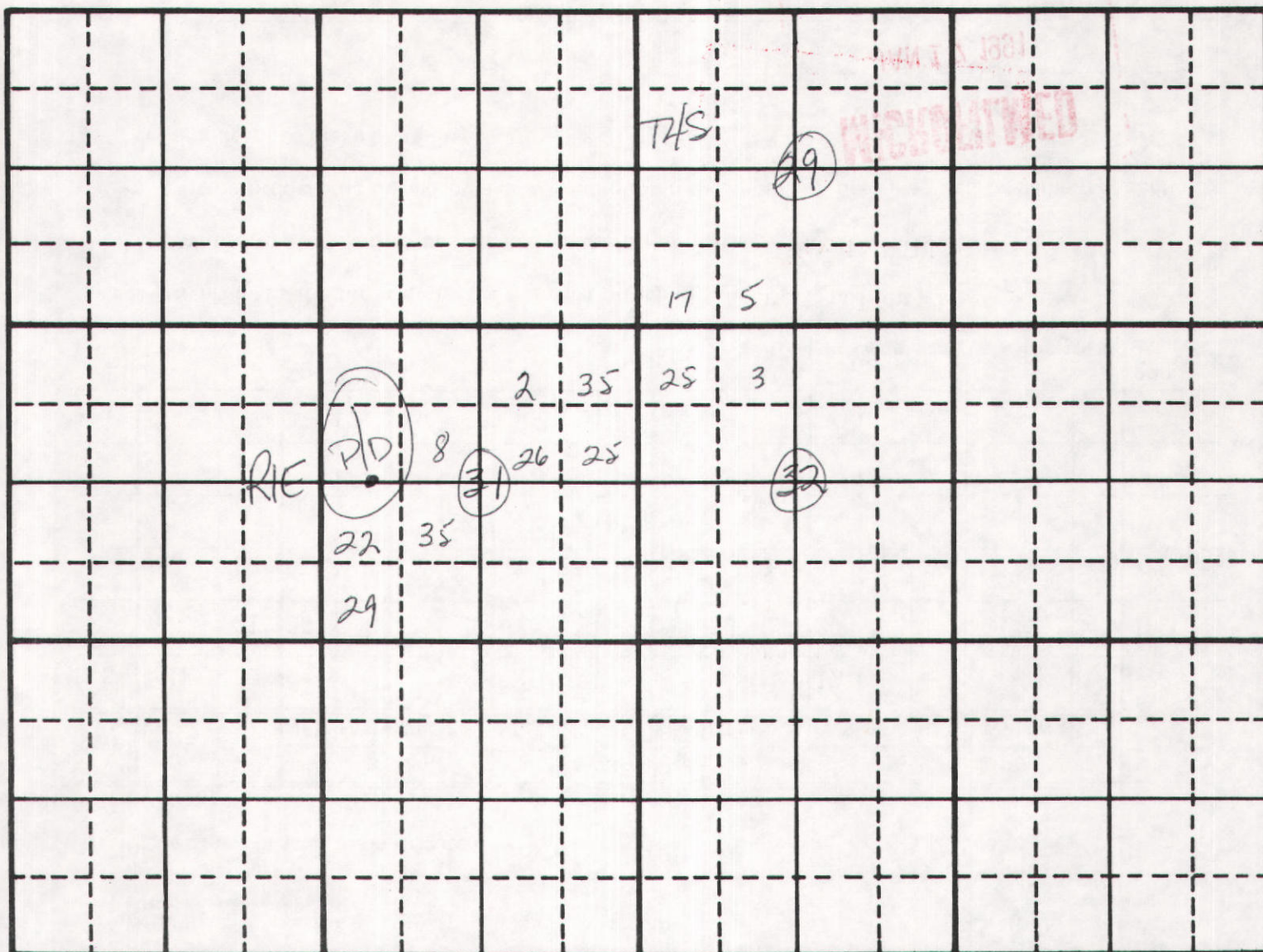


Complete the following map by showing land and point of diversion as proposed by this amendment.
Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Shirley Cox, this 27 day of Sept, 19 90.

Shirley Cox
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by SL Fee = \$20.00 ☒ Received by SC Date 9-27-90
Publication prepared by GG Date 10/10/90 Published in Owyhee Avalanche
Publication dates 10/17 & 10/24/90

ACTION OF THE DEPARTMENT OF WATER RESOURCES

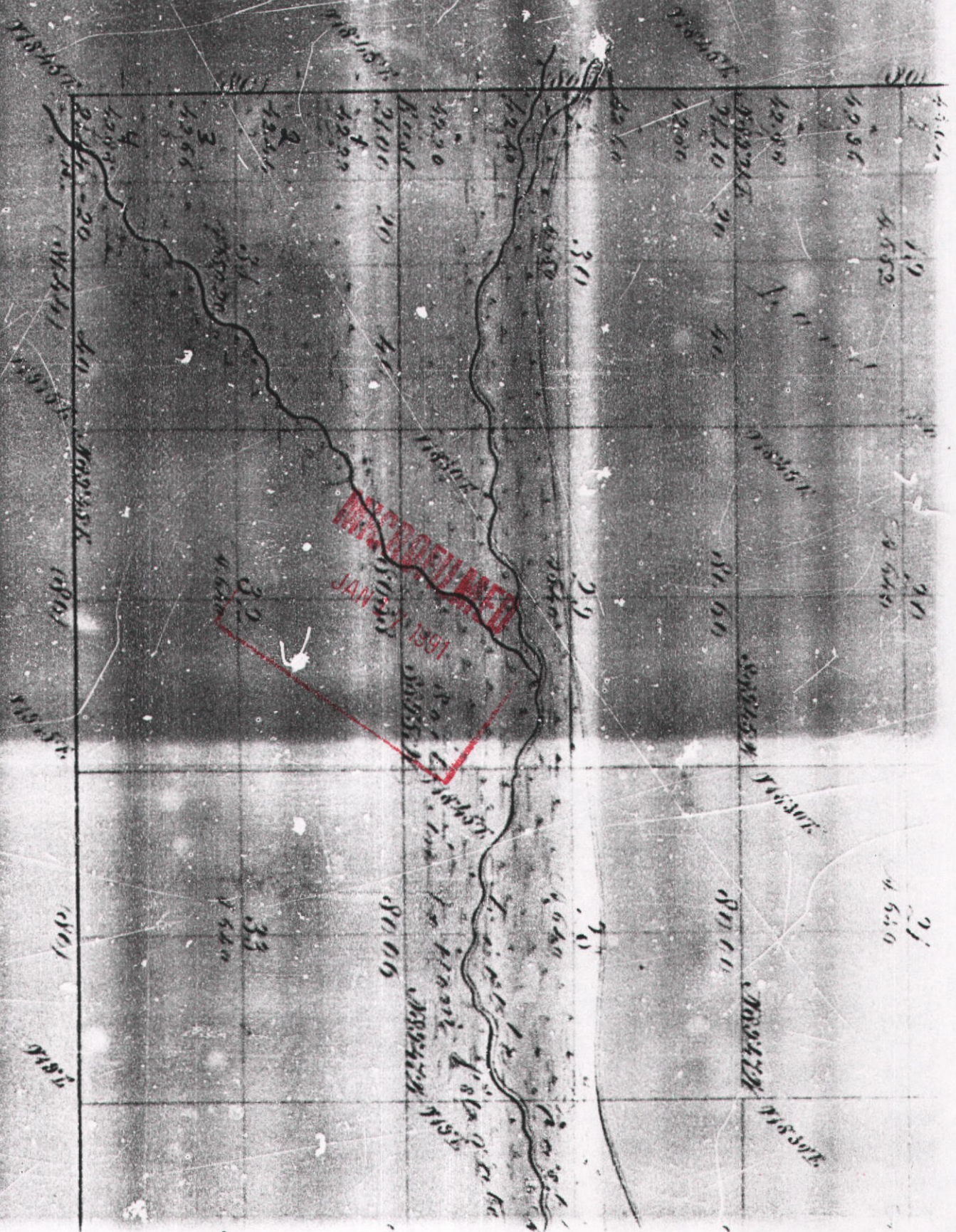
I, L. GLEN SAXTON, of the Department of Water Resources hereby
approved the above referenced application for amendment provided the conditions as
set forth in permit No. 57-7267 are met.

Witness my hand this 8th day of January, 19 91

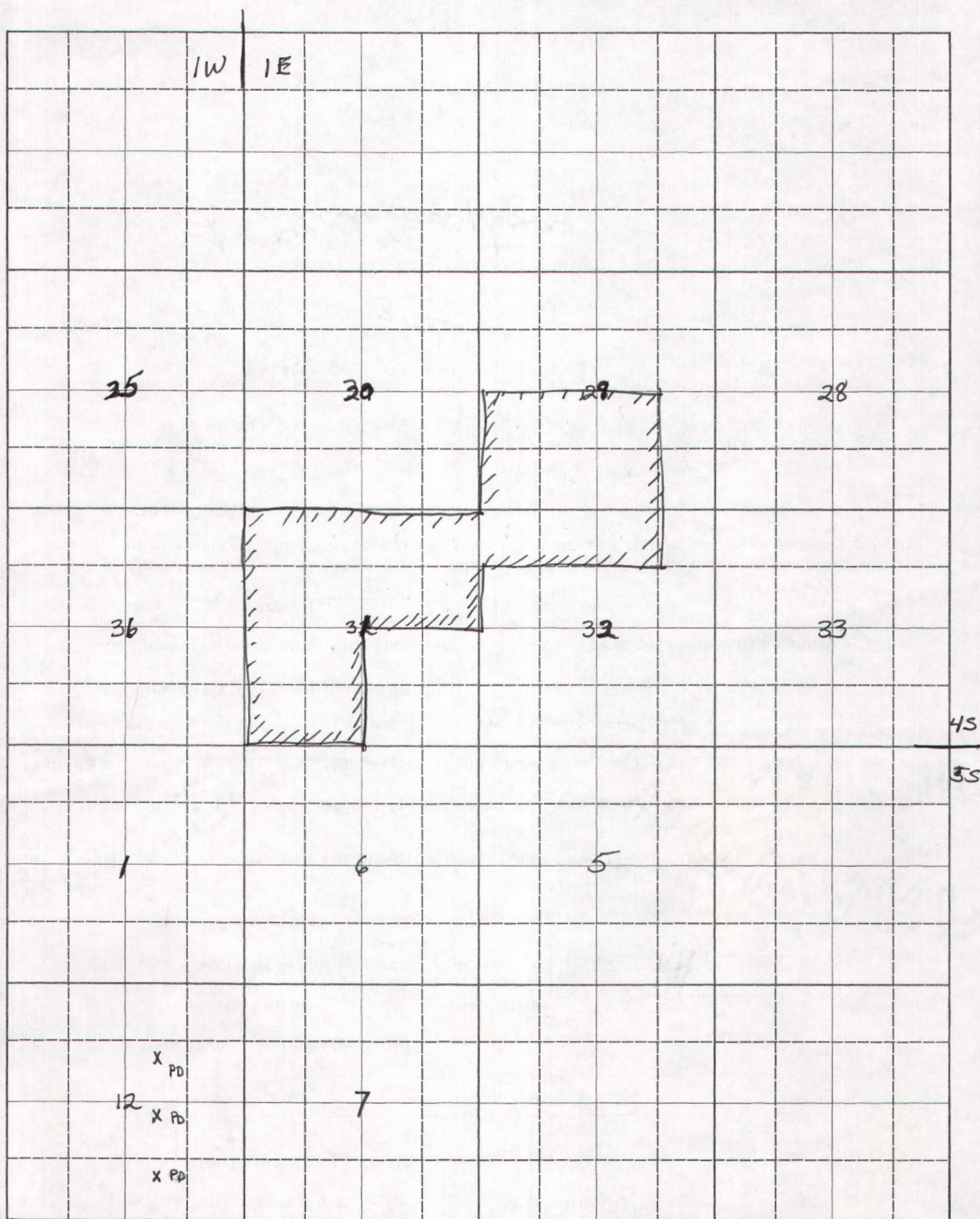
L. Glen Saxton
Chief, Water Alloc. Bureau

MICROFILMED
JAN 17 1991

R1E

[illegible]

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

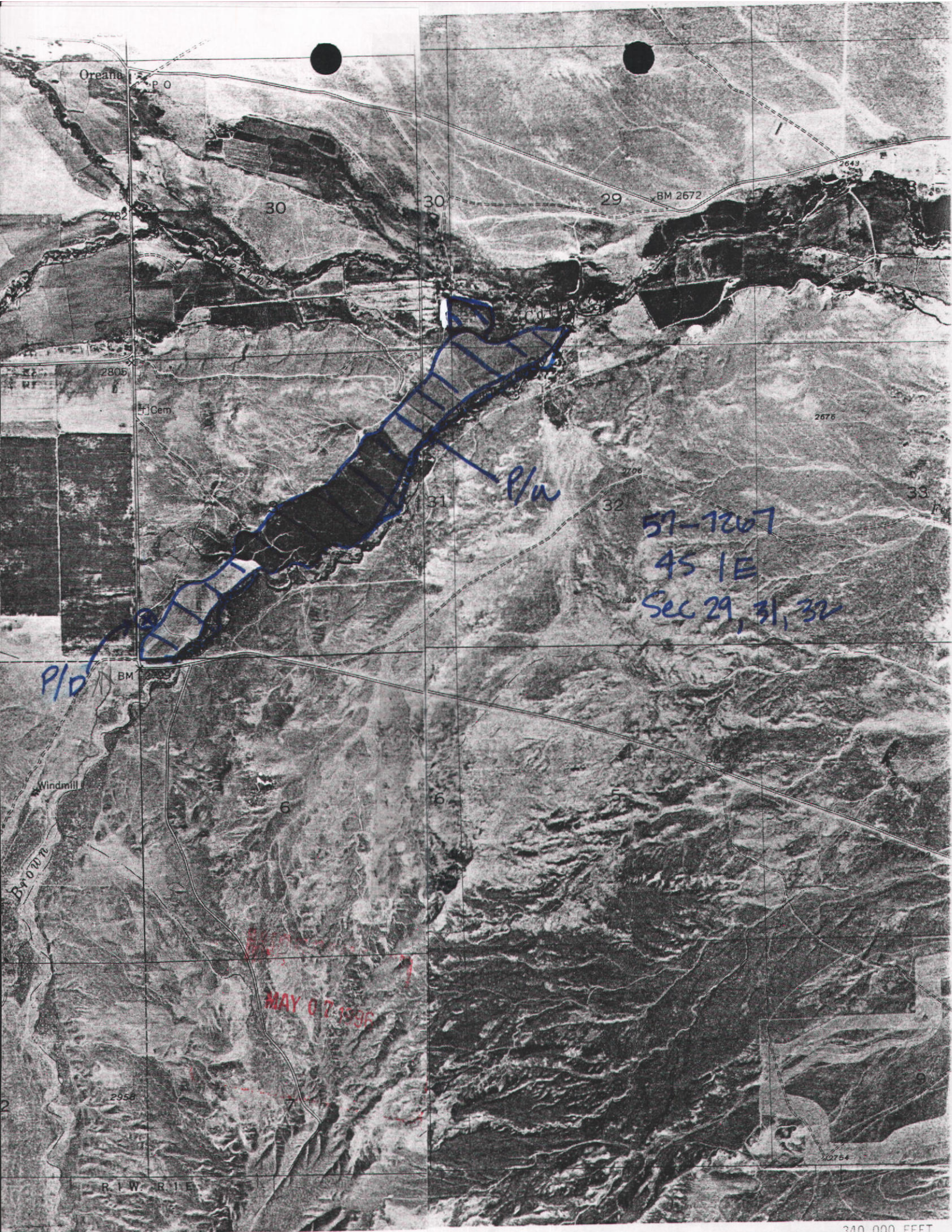


Scale: 2 inches equal 1 mile.

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.

O. M. Boy
(Applicant)

MICROFILMED



Oreana

P.O.

30

30

29

BM 2672

2643

2805

Cem.

2676

31

32

33

57-1207

45 IE

Sec 29, 31, 32

P/O

BM

Windmill

6

6

Brown

MAY 07 1936

2959

2674

R.I.W. B.I.E.

340 000 FEET

57-7267



P/D

↓ P/u



APPROVED
MAY 07 1996

57-7267



←
P/u
↙



RECEIVED
MAY 07 1996

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):

October 17 & 24, 1990

Signed

Joe E. Aman

Subscribed and sworn to before me this 31st day of Oct. A.D., 1990

Chris Bahem

Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires April 1996

NOTICE OF APPLICATION FOR AMENDMENT

Notice is hereby given that permit No. 57-07267 in the name of Shirley Cox was filed on 1/20/1981 for the diversion of 4.00 cfs from groundwater with a point of diversion within T5S R1W S12 SWNE, NWSE, and SWSE to be used for irrigation purposes from 3/1 to 11/1 within portions of T4S R1E S29 S1/2SW1/4; S31 NE1/4, SENW, NESW, LOT 3 (NWSW), LOT 4 (SWSW); S32 N1/2NW1/4 (total 232 acres).

The permit holder now proposes to amend the permit by changing the point of diversion to a single point in T4S R1E S31 Lot 2 (SWNW) and/or Lot 3 (NWSW). There is no change in the place of use.

Any protest against the approval of the proposed amendment must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 on or before November 5, 1990.

R. Keith Higginson
Director

Publish October 17 & 24, 1990

RECEIVED

NOV 05 1990

Department of Water Resources

Western Regional Office

MICROFILMED

JAN 17 1991

Show 40-acre subdivisions, townships, ranges and ditches.

[illegible]

Scale: 2 inches equal 1 mile.

Signed at Boise, this Oct. 31 day of 1989.

Shirley Cox
(Signature)

FOR DEPARTMENT USE ONLY

NA Preliminary check by _____ Fee = \$20.00 Received by _____ Date _____

Publication prepared by _____ Date _____ Published in _____

Publication dates
1990-1999
2000-2009
2010-2019
2020-2029
2030-2039
2040-2049
2050-2059
2060-2069
2070-2079
2080-2089
2090-2099
2100-2109
2110-2119
2120-2129
2130-2139
2140-2149
2150-2159
2160-2169
2170-2179
2180-2189
2190-2199
2200-2209
2210-2219
2220-2229
2230-2239
2240-2249
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3820-3829
3830-3839

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, _____, of the Department of Water Resources hereby

Witness my hand this _____ day of _____, 19 _____.

RECEIVED

DEC 19 1989

Dept. Of Water
The Owyhee Avalanche

P.O. BOX 97

HOMEDALE, ID 83628

(208) 337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
)ss.
COUNTY OF OWYHEE)

RECEIVED

SEP 14 1989

I, Joe E Aman, being first duly sworn, depose and say: Department of Water Resources

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now am 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, Wednesday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho.

3. That the said The Owyhee Avalanche, a continuation of the Owyhee Chronicle and the Owyhee Nugget, has been printed and published continuously and uninterruptedly in said County during a period of 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 in a supplement thereto, in said newspaper, in (2) two (consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

August 2 & 9, 1989

(Signed).....

Joe E Aman

MICROFILMED

DEC 19 1989

Subscribed and sworn to before me this 9th day of Aug.

A.D., 1989.

Chloe Aman Patrick

Notary Public in and for the State of Idaho,

residing at Homedale, Idaho.

My commission expires 10/91

**NOTICE OF EXISTING
WATER RIGHT PERMIT**
PERMIT NO. 57-7267
Presently Recorded as
Follows:
Name: SHIRLEY COX

Address: HC 79 BOX 2065,
OREANA, ID 83650
Source: GROUNDWATER
Diversion Pt.: SWSE NWSE
SWNE SEC. 12 T5S R1W,
OWYHEE CO.

Use: IRRIGATION (1.15
CFS)
Priority: MARCH 28, 1981
Place of Use: SWSW SESW
SEC. 29 E1/2NE SWNE
N1/2SE E1/2SW SWSW SEC.

31 N1/2NW SEC. 32 T4S R1E
Total Acres: 242
This permit was not
developed by July 1, 1985,
and is being reprocessed in
compliance with Section 42-
203D, "Idaho Code". Protests
against the continuance of

The permit must be filed with
the Director, Dept. of Water
Resources, Statehouse Mall,
Boise, ID 83720 on or before
August 21, 1989.
R. Keith Higginson,
Director
Publish: August 2 & 9, 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 57-07267

Priority: April 6, 1981

Maximum Diversion Rate:

3.92 CFS

This is to certify, that SHIRLEY COX
HC 79 BOX 2065
OREANA ID 83650

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 20, 1981; and has submitted Proof of Beneficial Use on October 10, 1991. An examination indicates that the works have a diversion capacity of 3.920 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>
-----------------------	----------------------	--------------------------	----------------------

IRRIGATION	05/15 to 11/15	3.92 CFS	
------------	----------------	----------	--

LOCATION OF POINT(S) OF DIVERSION: Lot 4 (SWSW), Sec. 31, Township 04S, Range 01E
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>
04S	01E	29	SWSW 16	SESW 5		21
		31	NENE 20	SWNE 20	SENE 20	
			SENE 1	NESW 32	Lot 3 (NWSW) 3	
		Lot 4 (SWSW)	31	SESW 3	NESE 3	
			NWSE 25			158
		32	NENW 6	NWNW 25		31

Total number of acres irrigated: 210

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. 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.
5. 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.
6. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

MAY 07 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 57-07267

CONDITIONS OF APPROVAL AND REMARKS

7. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased, or used on any other place of use.
8. This right when combined with the rights listed below and all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 945.0 af for the lands above. The combined rights include: 57-00049, 57-00055, 57-00056B, 57-00072, 57-00074, 57-00079 and 57-00081.

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 APRIL, 1996.


Acting for KARL J. DREHER, Director

MAY 07 1996

RECEIVED

APR 09 1996

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 57-07267

Date of Priority: April 6, 1981
Comes now
HC 79 BOX 2065
OREANA ID 83650

Maximum Diversion Rate: 3.92 CFS

SHIRLEY COX

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 57-07267, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	3.92 CFS	

LOCATION OF POINT(S) OF DIVERSION: Lot 4 (SWSW), Sec. 31, Township 04S, Range 01E
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>
04S	01E	29	SWSW 16	SESW 5		21
		31	NENE 20	SWNE 20	SENE 20	
			SENE 1	NESW 32	Lot 3 (NWSW) 3	
			Lot 4 (SWSW) 31	SESW 3	NESE 3	
			NWSE 25			158
		32	NENW 6	NWNW 25		31

Total number of acres irrigated: 210

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at IDAHO DEPT OF WATER RESOURCES, this 4 day of April, 1996.

RECORDED

MAY 07 1996

Shirley Cox
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 57-07267

FOR DEPARTMENT USE ONLY

Preliminary check by RJH Fee \$50 Received by RJH # W020660 Date 4-4-96

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 57-07267 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. 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.
5. 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.
6. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
7. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased, or used on any other place of use.
8. This right when combined with the rights listed below and all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 945.0 af for the lands above. The combined rights include: 57-00049, 57-00055, 57-00056B, 57-00072, 57-00074, 57-00079 and 57-00081.

Witness my hand this 12TH day of APRIL, 1996


Acting for **KARL J. DREHER, Director**

MAY 07 1996

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 57-07267

IN THE NAME OF SHIRLEY COX

) ORDER OF
) REINSTATEMENT
)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before October 1, 1991; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

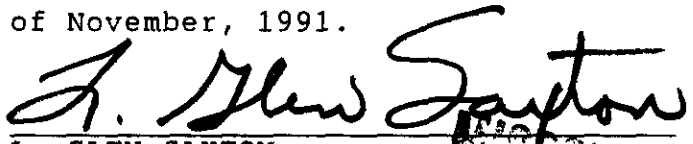
WHEREAS, the Department notified the permit holder that the permit lapsed for failure of the permit holder to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on October 10, 1991;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 57-07267 be REINSTATED with an advance in priority to April 6, 1981.

Dated this 21st day of November, 1991.


L. GLEN SAXTON
Chief, Water Allocation Bureau

DEC 11 1991

For Office Use Only
07/90

RECEIVED

OCT 10 1991

STATE OF IDAHO

For Office Use Only
Amt of Fee \$ 175.00
Date 10-10-91
Receipt No W013767
Received by JAL

Department of Water Resources
Western Regional Office

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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. 57-07267 Telephone No. 834-2028
- 2 Name(s) of Permit Holder(s) SHIRLEY COX
- 3 Post Office Address: HC 79, BOX 2065, OREANA, ID 83650
- 4 Source of Water: GROUNDWATER
- * If ground water, well driller's name: SHERAL JOHNSTON * Date drilled: NOV-14-1990
- * Pump horsepower: 100 * Pressure (psi): 228 TDH * Dynamic pumping level (ft.): 135'

- 5 Extent of Use:

Domestic _____ (No. of households)	* Irrigation <u>232</u> (No. of acres)
Stockwater _____ (No. and type of stock)	Other _____

- 6 Total rate and/or volume for which proof is submitted 4.0 cfs _____ acre/feet

- 7 Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? ☒ Yes ___ No Installed? ___ Yes ☒ No
OR
Flow Measurement Port: Required? ___ Yes ☒ No Installed? ___ Yes ☒ No

- 8 Fee Enclosed: \$ 175 (See License Examination Fee Schedule)

- * 9 Person to contact to accompany the Department representative during the field examination:

Shirley Cox Murdoch or Dennis Murdoch 834-2028
Name Telephone No.
HC 79 Box 2065 Oreana, Id- 83650
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

* 10/8/1991 Shirley Cox **DEC 11 1991**
Date Signature (and title if on behalf of a company or organization)

FILED

RECEIVED
SEP 27 1990

Ident. No. 57-7267

STATE OF IDAHO

Department of Water Resources

RECEIVED
APPROVED
SEP 28 1990

APPLICATION FOR AMENDMENT OF A PERMIT

Department of Water Resources
Columbus Regional Office

To change the point of diversion and/or the place of use.

Comes now Shirley Cox Phone _____

of (address) HC 79 Box 2065 Oreana, ID 83650, and represents to the

Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 57-7267, and requests that the permit and permit map be changed as follows.

- Point of diversion: SW 1/4 NW 1/4, Section 31, Township 4S, Range 1E, B.M.,
County of Owyhee. Other points of diversion: NWSW, S31, T4S, R1E
Only 1 well is to be drilled; exact location not determined

- Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 4.0 for Irrigation purposes from 3/1 to 11/1 (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)

- Place of use or land to be irrigated:

TWP	RGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4S	1E	29											17	5					22
		31	35	2	26	25				8	35	L3 22	L4 29						182
		32					3	25											28

Total number of acres to be irrigated = 232

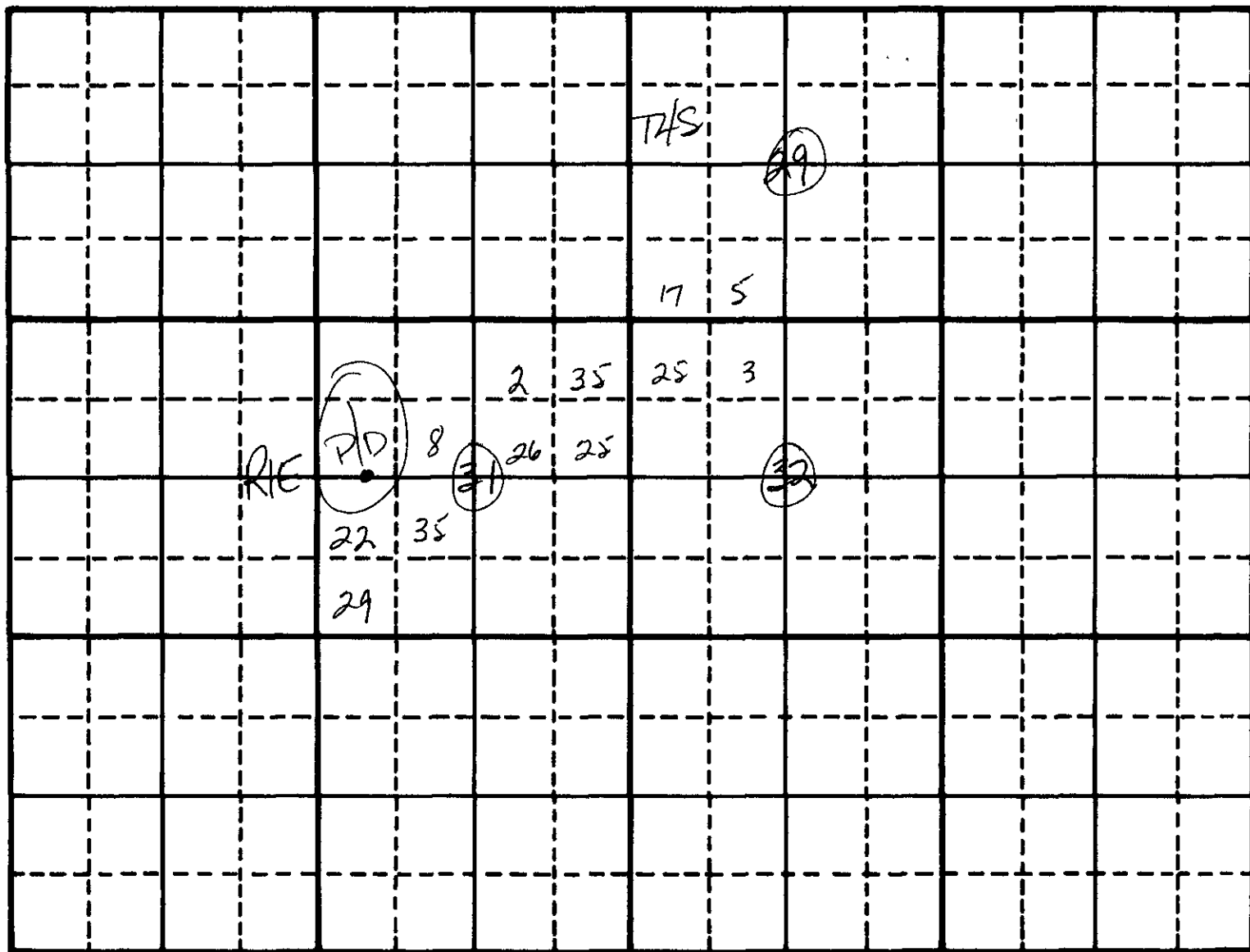
- Who owns the property at the point of diversion? Permit Holder
- Who owns the land to be irrigated or the place of use? Permit Holder
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

MICROFILMED

JAN 17 1991

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Shirley Cox, this 27 day of Sept, 19 90.

Shirley Cox
(Signature)

FOR DEPARTMENT USE ONLY

#C018447

Preliminary check by SL Fee = \$20.00 ✓

Received by SC Date 9-27-90

Publication prepared by GG Date 10/10/90

Published in Owyhee Avalanche

Publication dates 10/17 & 10/24/90

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON, of the Department of Water Resources hereby approved the above referenced application for amendment provided the conditions as set forth in permit No. 57-7267 are met.

MICROFILMED

JAN 17 1991

Witness my hand this

8th day of

January, 19 91

L. Glen Saxton
Chief, Water Alloc. Bureau

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 57-7267)

IN THE NAME OF SHIRLEY COX)

CONTINUATION ORDER

This matter having come before the Idaho Department of Water Resources (IDWR) as a requirement of Section 42-203D, Idaho Code, the Department Finds, Concludes and Orders as follows:

FINDINGS OF FACT

1. Section 42-203D, Idaho Code, directs IDWR to review all permits issued prior to July 1, 1985, located within the Swan Falls Trust Water Area, to determine if water was beneficially used prior to said date.

2. If water was not beneficially used until after July 1, 1985, Section 42-203D further directs IDWR to review the permit under the provisions of Section 42-203C, Idaho Code.

3. Section 42-203C requires IDWR to determine whether diversion of water under a permit issued prior to July 1, 1985, causes a significant reduction of trust water available for power production and, if there is a significant reduction, to determine whether the reduction is in the public interest.

4. Permit No. 57-7267 (permit) was issued to Shirley Cox (permit holder) authorizing the diversion of 4.0 cfs of groundwater for irrigation of 840 acres.

5. IDWR records show that 232 acres authorized to be irrigated under Permit No. 57-7267, are irrigated with other water rights perfected prior to July 1, 1985. Information submitted by the permit holder shows that she intends to develop the groundwater source authorized by this permit to supply 232 acres irrigated with other water rights prior to July 1, 1985. DEC 19 1989

MICROFILMED

6. Water diverted and used on or after July 1, 1985 for the irrigation of land under the terms of this permit is trust water.

7. The development and use of groundwater authorized under this permit does not cause a significant reduction of trust water.

CONCLUSIONS OF LAW

1. The water authorized for diversion under Permit No. 57-7267 is trust water.

2. The use of water under the permit satisfies the provisions of Sections 42-203C and 42-203D, Idaho Code.

3. An order continuing the permit shall be issued.

ORDER

IT IS HEREBY ORDERED that Permit No. 57-7267 is valid and may CONTINUE as provided in Section 42-203D, Idaho Code, subject to the following additional conditions and limitations:

1. The number and location of acres to be irrigated under this permit is limited to the 232 acres described on Attachment A of this order.

2. Proof of construction of works and application of water to beneficial use shall be submitted to IDWR on or before October 1, 1991.

3. The use of trust water authorized by this right is subject to review 20 years after the date of this order to determine availability of trust water and to reevaluate the public interest.

4. The construction of diversion works must be commenced within one (1) year of the date of this order and shall proceed diligently and uninterruptedly to completion unless temporarily interrupted by circumstances over which the permit holder has no control.

5. Diversion and use of trust water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.

MICROFILMED

DEC 19 1989

6. The Director retains jurisdiction of this right to change, add or remove any requirement as determined to be appropriate.

7. All conditions of approval contained on the permit are incorporated into and made a part of this order.

Dated this 20th day of November, 1989.


L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED

DEC 13 1989

Description and location of place of use.

Total number of acres irrigated

232

RECEIVED

JAN 10 1989

STATE OF IDAHO
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

Department of Water Resources

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. 57-7367

Name(s) of Permit Holder: Shirley Cox

Post Office Address: HC 79, Box 2065, Okeania, ID

Telephone No. 834-2028

Date Proof is Due: March 1, 1989

Describe what work has been completed toward the development of this water right: Land has been
(This must be filled out! If no work has been completed, show "none".)

cleared, some of the sprinkler equipment has been
purchased

Costing \$ 30,000

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Permit holder is named as a defendant in the Idaho Power
Co. vs IDWR lawsuit

Permit holder(s) request an extension for 5 years, 1989. X Shirley Cox
(1 yr. minimum) (Signature)*

FEE: \$15.00

MICROFILMED

*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

DEC 19 1989

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 October 1, 1991.

Signed this 20th day of Nov., 1989.

A. Glen Saxton
Chief, Water Allocation Bureau

Application for Amendment to reduce acres can be found on opposite side of file. See memo dated 11/6/89 from Glen Saxton for explanation as to why approval on the amendment was not needed.

MICROFILMED

DEC 19 1989

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
~~Original Permit~~	~~57-7267~~	~~Cox, Oliver~~	~~4.0~~
Full Assignment	57-7267	Cox, Shirley	4.0

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit proof
of beneficial use on a water right permitDepartment of Water Resources
Western Regional OfficeSHIRLEY COX
(Name)of HC 79, Box 2065, OREANA, ID
(Address) 83650

State of IDAHO, deposes and says.

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriation of Public Water of the

State of Idaho No 57-7267

That under the terms and conditions of said permit, work thereunder was required to be completed on or before
MARCH 1, 1986
Department of Water Resources

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

(This must be filled out! If no work has been completed put none)

LAND HAS BEEN CLEARED, SOME OF THE SPRINKLER
EQUIPMENT HAS BEEN PURCHASED.

Costing \$ 30,000.00

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

WAS INVOLVED IN IDAHO POWER CO. LAWSUIT & THE
POWER CO. WAS NOT HOOKING UP ANY NEW POWER CUSTOMERS
FOR PUMPS AT THAT TIME.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations

under said permit to MARCH 1, 1991
(1 yr minimum,
5 yrs maximum)Shirley Cox
(Signature)*

*IF OTHER THAN HOLDER, Power of Attorney must be supplied

FEE: \$15.00

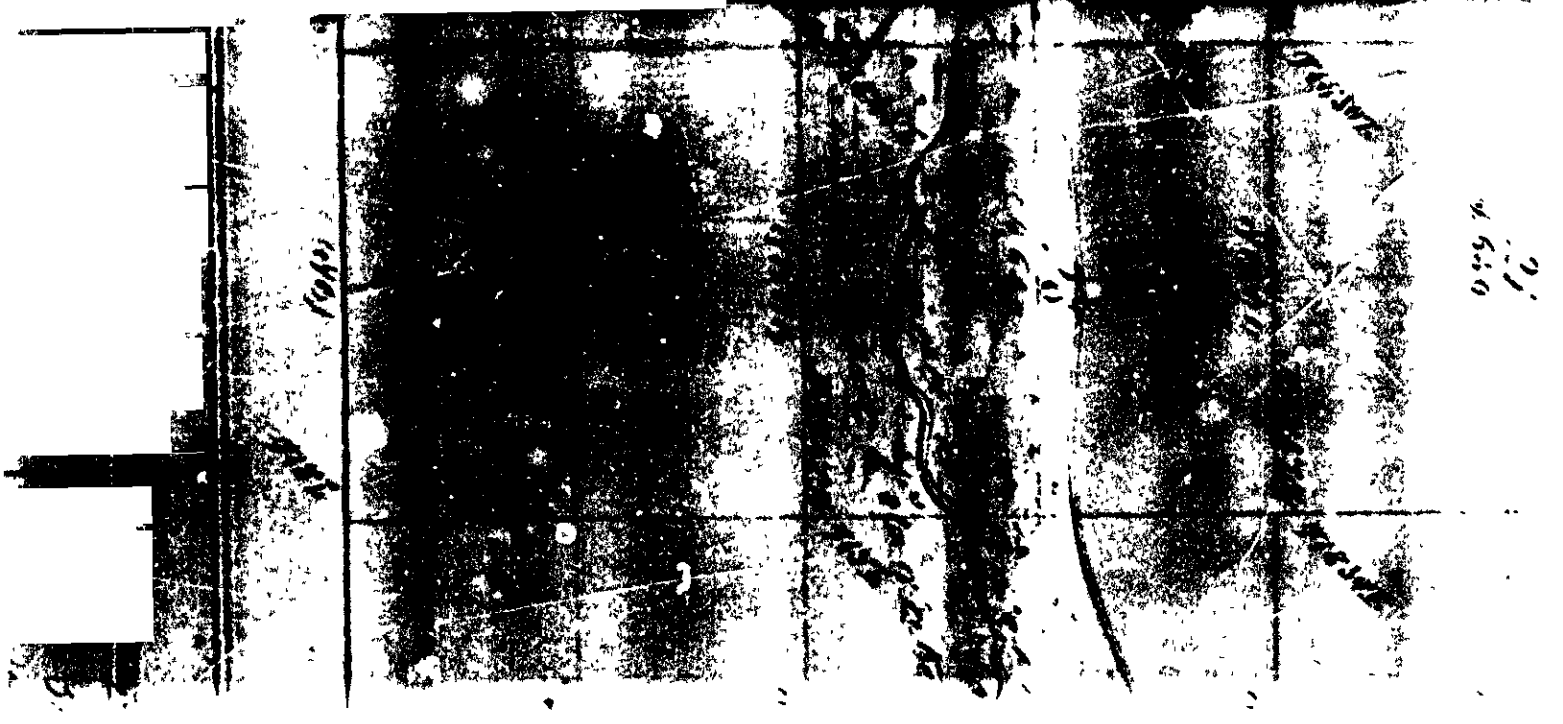
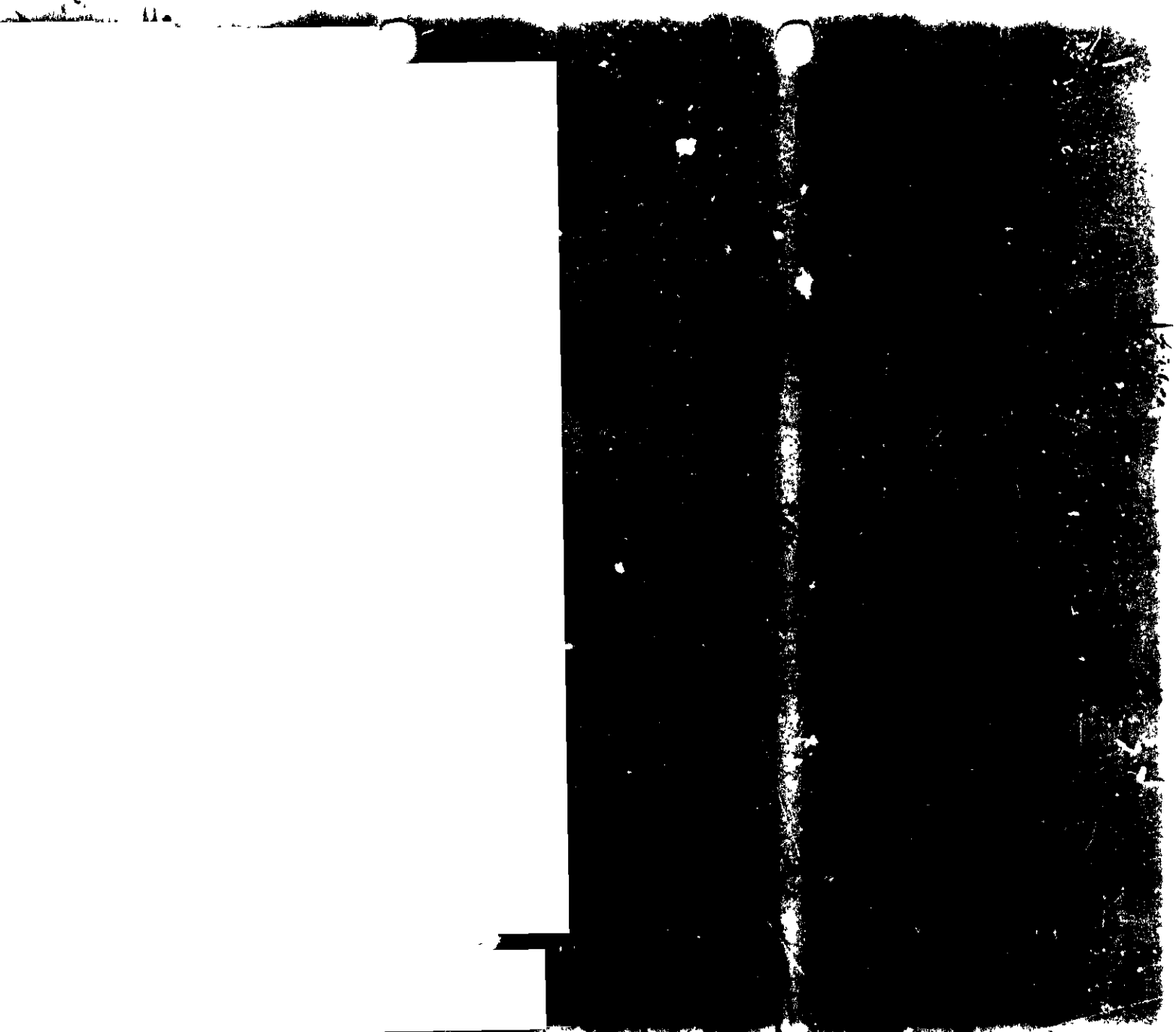
MICROFILMED

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within
which to submit proof of beneficial use is extended to March 1, 1989.IT IS FURTHER ORDERED that the permit be REINSTATED and the priority advanced to
March 28, 1981, pursuant to Sec. 42-218a, Idaho Code.

Signed this 11 day of June, 1986

A. Glen Saxton
Chief, Operations Bureau



RECEIVED

APR 9 1986

State of Idaho
Department of Water Resources

RECEIVED

APR 9 1986

Department of Water Resources

ASSIGNMENT OF PERMIT

Department of Water Resources
Western Regional Office

I, CLIVER COX, hereby assign to SHIRLEY COX
of HC 79 BOX 2065- OREANA, IDAHO 83650
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 57-7267
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. _____ 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)

Made this _____ day of _____, 19____.

D.M. Cox - Oliver Cox
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of OWYHEE) ss.

On this 9th day of April, 1986, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

[Signature]
Notary Public residing at
OREANA, ID.

My commission expires:
1987

MICROFILMED

b/c

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Oliver Cox Phone 834-2401

Post office address Oreana, Idaho 83650 HC-89, Box 2080

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12 Township 5S

Range 1W B.M. Owyhee County, additional points of diversion if any: _____

NWSE, SWNE, Sec. 12, T 5S, R 1W

4. Water will be used for the following purposes:

Amount 4.0 cfs for Irrigation purposes from 3/1 to 11/1 (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:

a. 4.0 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well and pump

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 16 inches; proposed depth of well is 300 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:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ 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 _____

(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

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	
4S	1E	31	40	40	40	40	40	40	40	40	40	40	40	40					480
4S	1E	32		40			40	40											120
4S	1E	29									40	40	40	40		40	40		240

Total number of acres to be irrigated 840

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

Browns Creek water

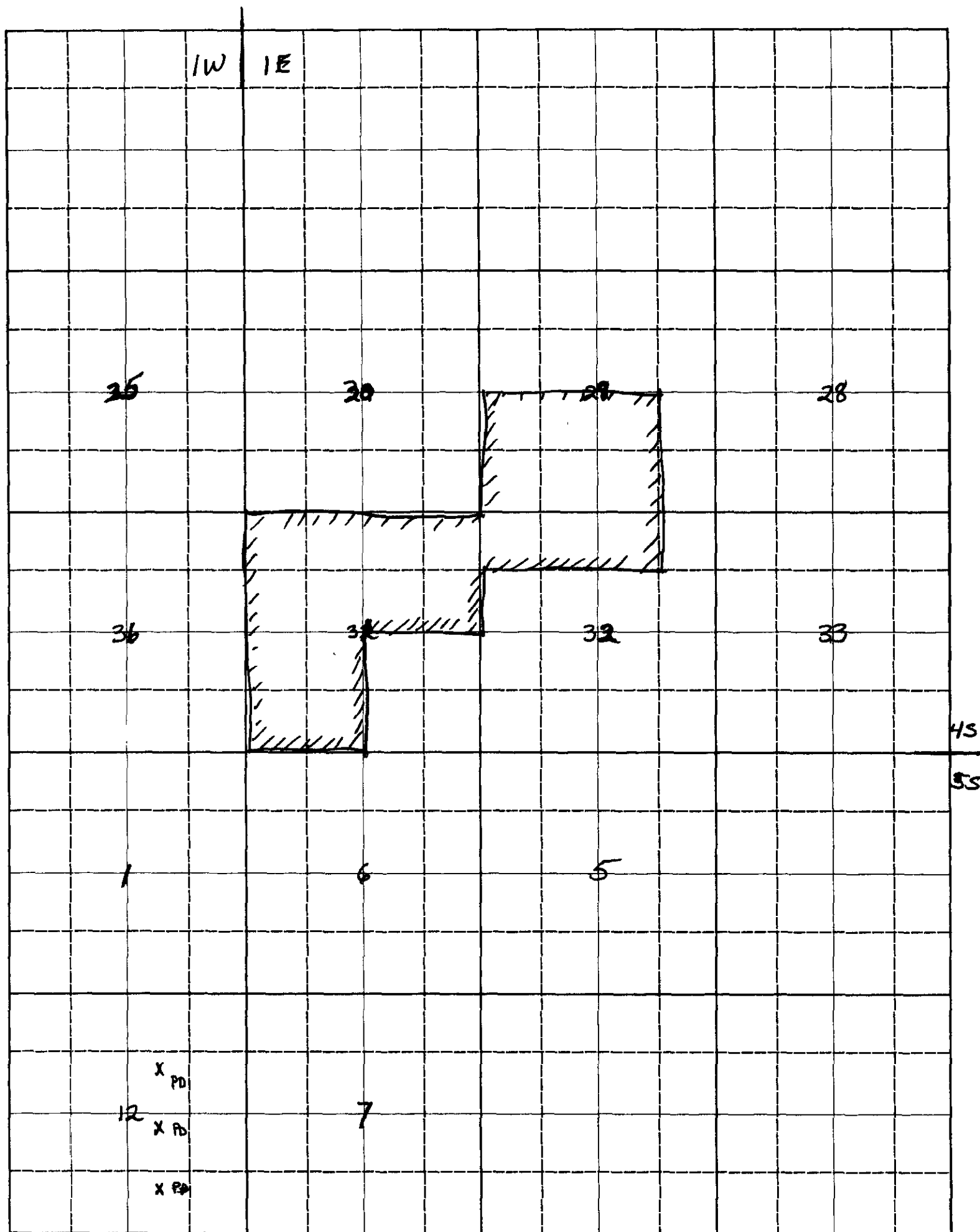
9. a. Who owns the property at the point of diversion Edith E. Adcock

b. Who owns the land to be irrigated or place of use Edith E. Adcock

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

10. Remarks Application is for less than an inch per acre--if well successful,
applicant will make additional filings--if no additional filings, water will
be used on best ground.

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.

O. M. Boy
(Applicant)

MICROFILMED

Proposed Priority 1/20/81

MICROFILMED

Received by DBS Date 1/20/81 Time 1:45

Preliminary check by js Fee \$ 105.00

Receipted by neh Date 1/20/81 # 17253

Publication prepared by neh Date 1/22/81

Published in Owyhee Nugget

Publication dates 1-29/2-6/81

Publication approved neh Date 2/18/81

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DBS RA

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. 57-7267, and said application is hereby approved.

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 March 1, 19 86.
- 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:

An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 3rd day of March, 1981.

A. Glen Saxton
Chief, Operations Bureau



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

April 22, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RECEIVED

APR 22 1998

Department of Water Resources

ROBERT A THOMAS
HC 79 BOX 2060
MURPHY ID 83650

RE: RIGHT NOS. 57-07267 AND 57-07638

Dear Mr. Thomas:

I confirmed the well location for the above referenced water right records in my field visit of April 2, 1998. You are correct that the well is in the NWSW of Section 31 instead of the SWSW.

Pending Application for Permit No. 57-07638 will show the correct well location. License No. 57-07267 can be corrected by filing the enclosed Application for Transfer. The only items needed to complete the transfer are your notarized signature and a \$100 filing fee.

Please return the completed transfer application to me at your earliest convenience. I will be glad to provide any other information that you may need in this regard.

Sincerely,

Steve Lester
Water Rights Supervisor

Enclosure

RECEIVED

CONVERSATION MEMORANDUM

MAR 24 1998

DATE 3/23/98

Department of Water Resources

FILE 57-07267

NAME OF PARTY

~~RUB~~ N/A

EMPLOYEE

FL

57-07638

RE:

Verifying Location of Existing Well:

Licensed to 57-07267 SWSW

Appl. 57-07638 W¹/₂SW but probably
is NWSW per
3/17/98 office visit

Regional staff was going to confirm w/ site
visit by 3/24 deadline for advertising purposes.

However, time will not allow site visit.

OK to advertise as existing well on/near QQ
line, then confirm in next few weeks.

If permit issued, can specify correct QQ
then.

If NWSW, Applicant can follow up w/ transfer
to correct license - no harm done, it
appears, from this technique.

orig → S.O. file 57-07267

cc → Region " " 57-07638



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

February 25, 1998

RECEIVED

FEB 27 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ROBERT THOMAS ET AL
HC 79 BOX 2060
MURPHY ID 83650

Department of Water Resources

RE: WATER RIGHT FILINGS PENDING AT IDWR

Dear Mr. Thomas:

This letter regards several water right filings pending at the Western Region office. Each filing is addressed separately as noted below.

TRANSFER #5182

The transfer involves adding a new diversion point to Catherine Creek right #57-00040. The new point will also serve as a new re-diversion point for well water injected into the creek via right #57-02235, which concerns a geothermal well.

The transfer file indicates that you are going to provide authorization for the change from the lienholder of the land described by the rights. The authorization is needed before processing can resume. Enclosed for your convenience is a copy of the first page of the transfer application plus printouts for the two rights recently decreed in the adjudication process.

APPLICATION FOR PERMIT #57-07637

This application lists the same well identified in #57-02235 but for different acres. Two pieces of information are needed for this filing.

1. The application includes land on both sides of Catherine and/or Brown Creek. Will the additional use of the well include injection of well water into the creek(s) and re-diversion of that water from the creek(s) as described by the current use of right #57-02235? If so, the injection and re-diversion points should be included in the application.

2. I.C. § 42-233 requires that geothermal ground water must first be used for heat value in a new appropriation before being used for irrigation or other non-heat value uses. It does not appear that heat value from this well is being utilized according to current water right and/or adjudication claim records. Please provide a response to the requirement of this statute.

Robert Thomas Et Al
February 25, 1998
Page 2

APPLICATION FOR PERMIT #57-07638

This filing involves additional irrigation from the well listed in license #57-07267. The application states that the license incorrectly locates the well, and the application includes a well site in NWSW and/or SWSW Section 31. Now is the time to correctly locate this well. Please use the enclosed map to locate the well. Include a justification for the location (distance from 90 degree road corner?).

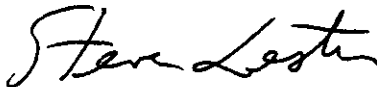
If the well is actually in NWSW Section 31, a transfer application will be needed to correct license #57-07267 while application #57-07638 is corrected and then processed.

APPLICATION FOR PERMIT #57-07639

The last application includes additional acres from the spring noted in recently decreed right #57-10558. This application can be processed without delay.

Please provide the necessary information for transfer #5182 and applications #57-07637 and #57-07638 at your earliest convenience to allow processing of these three filings to proceed. Please let me know if you need any help in this process. Application #57-07639 will move ahead in the meantime. This letter is copied to Sharon Hart Strickland at Rosholt Robertson & Tucker per her request of March 14, 1997.

Sincerely,



Steve Lester
Water Rights Supervisor

Enclosures

c: Sharon Hart Strickland



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

April 15, 1996

SHIRLEY COX
HC 79 BOX 2065
OREANA ID 83650

RE: WATER RIGHT NO. 57-07267

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment.

Should you have any questions regarding these documents, please contact me.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECORDED

MAY 07 1996



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

April 1, 1996

SHIRLEY COX
HC 79 BOX 2065
OREANA ID 83650

RE: WATER RIGHT NO. 57-07267

Dear Water Right Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has been actually developed.

As of this date, I have not received the amendment. If I do not receive it within fourteen (14) days, I will assume you no longer have any interest in the permit and cancellation proceedings will begin. Enclosed for your convenience is another amendment form in the event the first one was misplaced. Please note that the filing fee for this amendment is \$50.00.

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

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

Enclosure

RECEIVED

MAY 07 1996



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 12, 1996

SHIRLEY COX
HC 79 BOX 2065
OREANA ID 83650

RE: WATER RIGHT NO. 57-07267

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion and the place(s) of use description. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

MAY 07 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 57-07267 DATE 3-7-96



NAME	☒ Change OK	Assignment Needed <u>Married name Shirley Murdock</u>
PRIORITY DATE	<u>Done</u>	Advance? <u>Done</u> Advanced to: <u>4-6-81</u> Order to reinstate needed? <u>already Done</u> Incorrect fee for rate recommended? <u>NO</u>
SOURCE	☒	Changes or just clarification of originally intended source? _____ Notice of Intent to Void necessary? _____
POINT OF DIV	☒	Amendment needed? <u>Change to Gov Lot 4 (SEC 31) SWSW 1/4</u> Overlaps? _____
PLACE OF USE	☒	Amendment needed? <u>Add SE 1/4 acres, SEC 31</u> Overlaps? <u>Numerous various water rights (57-00049/55/56B/72/74/79/81)</u>
DIV RATE	☒ <u>Sprinkler</u>	Permit/fee limits: <u>4 CFS 232 acres</u> Meas Q = <u>3.92</u> Theo Q = <u>3.96</u> Recommend: <u>3.92</u> <u>210 X .02 = 4.2</u>
ANNUAL VOLUME	☒	Combined rates exceed capacity _____ Volume Limit: <u>NEW Season: D/4.5 (3-15 to 11-15)</u> Calculations: <u>210 X 4.5 = 945</u> Flow limit: _____ cfs x _____ x 1.9835 = _____ Combined volumes exceed capacity/allowable _____
USES	☒	Change in Nature of Use or additional uses? _____ Amendment necessary? _____
NEW CONDITIONS	☒ <u>YES</u>	Irrigation Overlap <u>Replaces Surface Water 050</u> Supplemental GW <u>065</u> Water Quality/Dam Safety/Heat-Cool/Fish _____ WM Control- District _____ Meas/Lock Devices _____ <u>YES</u> Other <u>R55 R56</u>
NEW REMARKS	☒ <u>YES</u>	Supplemental GW [in Snake River Plain] <u>WB8/644</u> Irr/Dom Combination <u>WB5</u> PPU Recommendation _____ Boise River/Wood River Source Aes/Rec Uses <u>W38</u> Multiple p/d(s) in 1/4 1/4? _____ Fire Protection <u>WB6</u> Other _____

COMMENTS: Reduce acres and rate to capacity Amend p10 and p11

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	NO
<u>Irrigation</u>	<u>3.92</u>	<u>945</u>	Adjustment Memo Needed	<u>YES</u>
		<u>in remarks</u>	LICENSE	
			1ST AMEND LETTER	<u>P37 + P38</u>
			2ND AMEND LETTER	<u>P47</u>

MEMORANDUM

TO: File 57-07267 / Shirley Cox (Murdock)
FROM: Brenda Chapman
DATE: March 8, 1996
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for Right 57-07267 are based on the information below:

H. RECOMMENDATIONS

2. Recommended Amendments

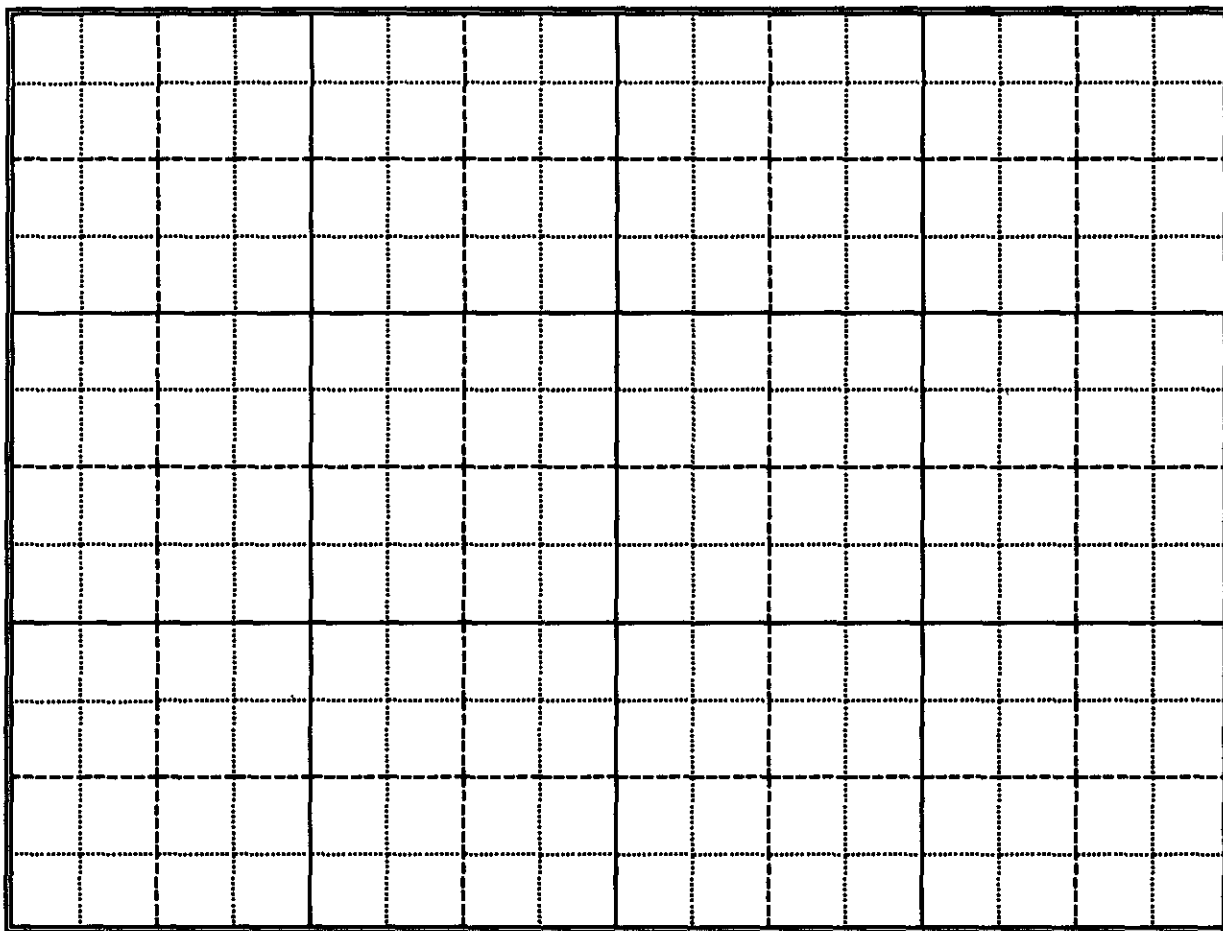
☒ Change P.D.	☐ Add P.D.	☐ None
☐ Change P.U.	☒ Add P.U.	☐ Other

The exam confirms a there is not only a change in the point of diversion but also additional places of use. Both the point of diversion and place of use need to be amended.

MAY 07 1996

210

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
	GE	150	YEG471026	Layne	12"

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

MAY 07 1996

D. FLOW MEASUREMENTS

1.

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

2. Measurements: Theoretical. Pump installed & test pumped by
Layne. Bowl setting ~ 280 PL = 135
(well log: test pump = 4.2 cfs)

E. NARRATIVE/REMARKS/COMMENTS

A pumped well, 24" x 360', delivers to buried main for sprinkler irrigation. Up to 11, (1/4 mile) lines or the equivalent, may be operated at once, using 5 gpm flow control nozzles. Discharge pressure at pump, per owner, approx 45 PSI. There is an elevation drop past the pump which keeps all lines within optimum range of 40-50 PSI.

Buried main (all 12" steel) runs length of irrigated area. - lateral mains provide users for hand and wheel lines. System was down at exam to cut hay but had been used all summer - no surface water available this year.

Overlaps w/ Browns, Hart & Catherine Creek rights on much of same acreage. Slight expansions have occurred under ground water irrigation.

Permit reduced to 232 acres during amendment. Found acres are 199.8 platted by ASCS + a 10 acre grass field in SWSW Sec 29 which is not tabulated on ASCS map.
P/D amendment req'd.

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

RECEIVED

MAY 07 1996

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

$$11 \text{ lines} \times 32 \text{ heads/line} = 352 \text{ heads}$$

$$352 \times 5 \text{ gpm} = 1760 \text{ gpm} = 3.92 \text{ cfs}$$

HP equation:

$$\frac{150 \times 8.8 \times .7}{135 + (45 \times 2.31)} = 3.86$$

G. VOLUME CALCULATIONS

allow 3.92 for 210 acres

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 210 \times 4.5 = 945$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 3.92 \times 246 \times 1.9835 = 1912.7$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 945$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRR	3/15	11/15	3.92	945.0
Totals:			3.92	9.45

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

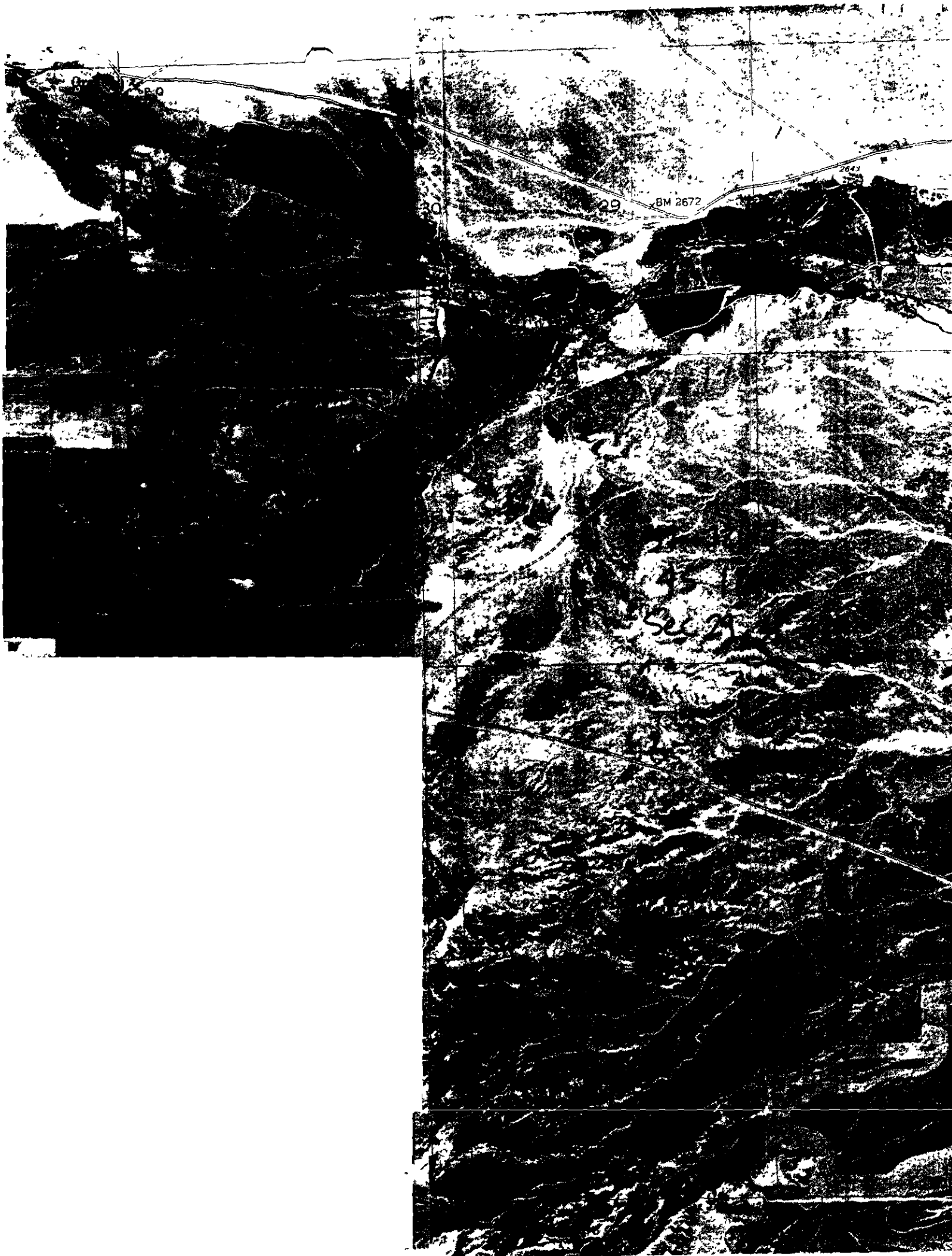
Field Examiner's Name Cindy Hodges Date 12/22/94

Reviewer _____ Date _____

SEAL

* See adjustment memo. B

MAY 07 1996





IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

1. DRILLING PERMIT NO: 57-902-013 OTHER APPLICABLE NO: 57-7267
2. OWNER: Shirley Cox (Murdoch) Phone: 834-2028
Address: HC 79, Box 2065, OREANA, ID 83650
3. WELL LOCATION: Twp 4S, Rge. 1E, Sec. 31, (incorrect log) SW 1/4 SW 1/4
County Owyhee (Provide sketch map and photo on reverse.)
4. DRILLER: Johnston Drilling Lic. No. 92
When Drilled? 1/26/91
5. WELL CONSTRUCTION TD = 360
Casing Diameter 24 inches Water tight cap? ☒ Yes ☐ No Access Port: ☒ Yes ☐ No
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing 311 ft. Method Drilled _____
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☒ Yes ☐ No Pressure Gauge: ☐ Yes ☐ No
Condition of Piping and Valving _____
Auger to a depth of 360 ft. Evidence of Annular Seal ☐ Yes ☐ No
Are there obvious construction problems that may be a source for contamination or waste of water?
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)
6. HYDROLOGIC INFORMATION
Depth to Static Water 30 ft. Water Temperature 58 °F
Flowing Artesian ☐ Yes ☒ No Pressure: _____ (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____
7. WELL USE:
☐ Domestic ☒ Irrigation ☐ Stock
☐ Test ☐ Municipal ☐ Industrial
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used
☐ Other: _____

MURDOCH
MAY 07 1996

9.

REMARKS:

No chemigation or other contaminant source

Cindy J. Hodges

Signature of Dept. Representative & Title

9/8/94

Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:

RECEIVED

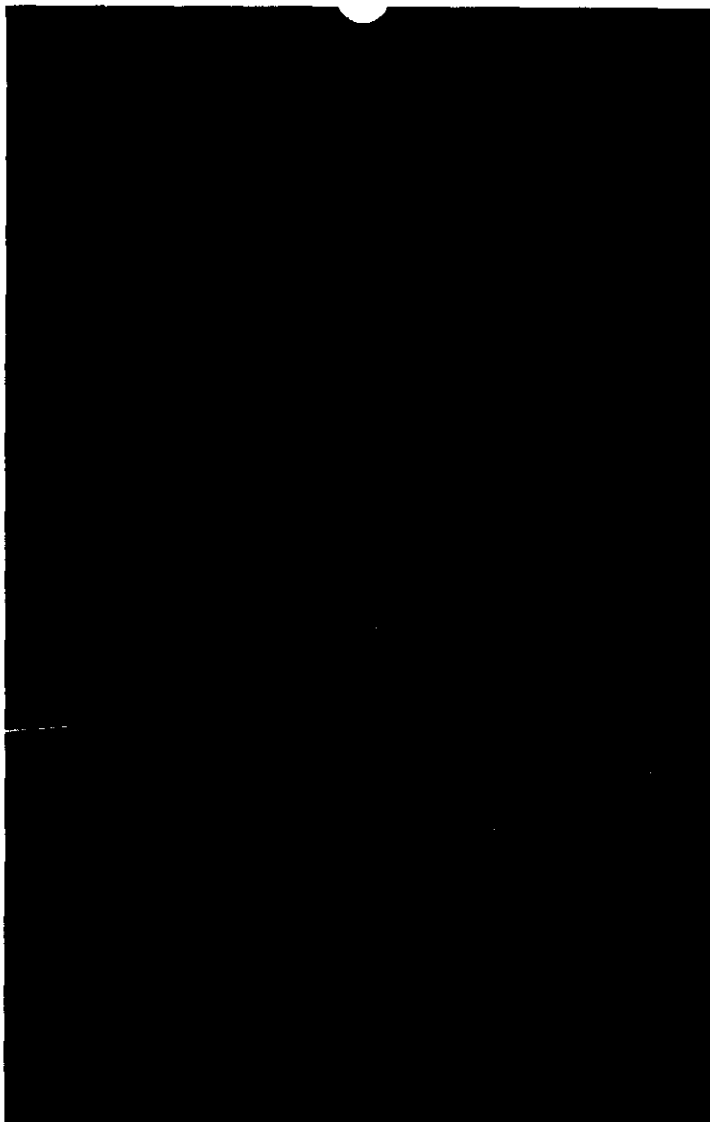
MAY 07 1996

WELL DRILLER'S REPORT

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

[illegible]

59-7267



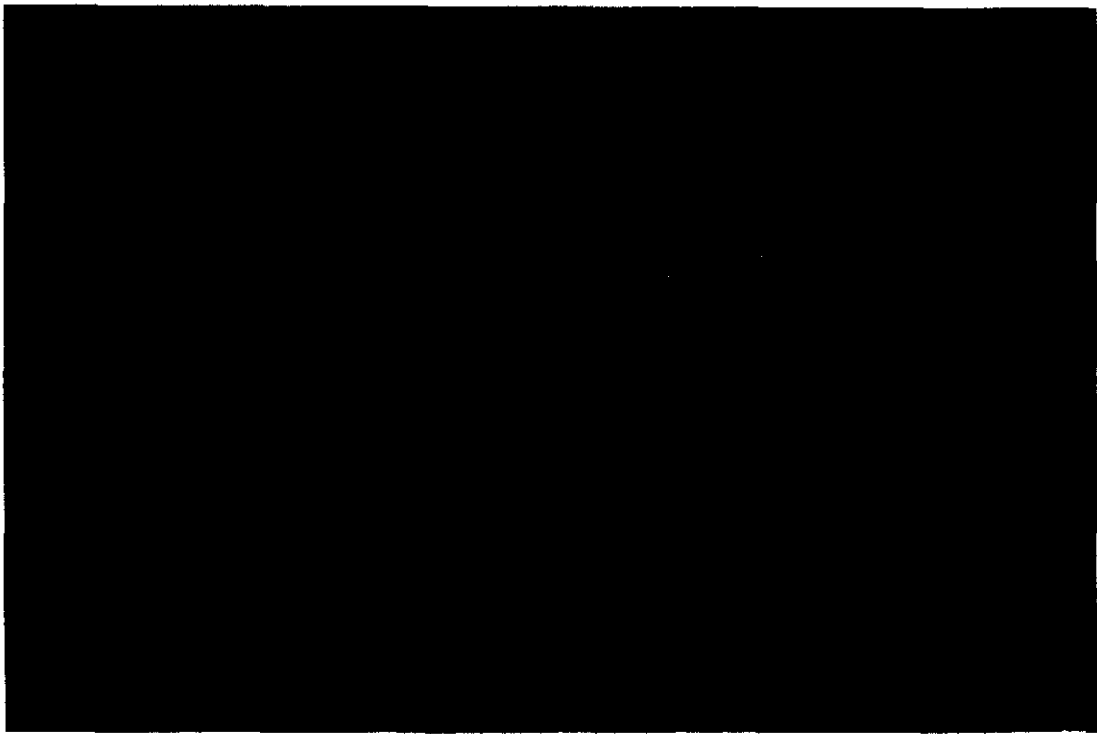
P/O

↓ P/U



RECEIVED
MAY 07 1996

57-267



↖
P/u
↘

RECEIVED
MAY 07 1996

November 22, 1991

SHIRLEY COX
HC 79 BOX 2065
OREANA ID 83650

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 57-07267

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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.

I note that the permit issued to you by the department requires the installation of a measuring device to allow the department to determine the rate of diversion. The proof which you submitted does not show that you have installed this equipment.

The installation of the measuring device must be complete by the time the department representative conducts the examination of your system unless the department has rescinded the requirement prior to the field examination. In some cases, the equipment requirement can be rescinded because the equipment cannot be physically installed, is not appropriate or can be accommodated with other measuring methods.

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

RECORDED

DEC 11 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 57-07267

Date 11/20/91

GENERAL CONSIDERATIONS

yes Name same as permit?
yes Address same as permit? If no, indicate below.
no Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

✓ Surface water source
✓ Ground water source
yes Drill permit req'd?
yes Copy in file? Drill permit no. 57-90-2-013
yes Amt paid for drilling permit? yes Correct?
yes Well log in file?

LICENSE EXAMINATION FEE

yes Required?
yes Amount submitted?
yes Correct amount?

MEASURING DEVICE

yes Measuring device or access port required?
no Installed?
NA Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS *duller 092?*

*needs measure device - order
proof acceptable*

PRIORITY CALCULATION

Date proof received	<u>10/10/91</u>	<u>283</u>
Date proof due	<u>10/1/91</u>	<u>- 274</u>
No. of days late		<u>= 9</u>
Priority date	<u>3/28/20/81</u>	<u>+ 20 87</u>
NEW PRIORITY DATE	<u>1/29/87</u>	<u>= 24 96</u>
	<u>4/6/81</u>	

*K2g
11/22/91*

WELL DRILLER'S REPORT

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

1. WELL OWNER

Name Shirley Cox

Address HC 79 Box 2065 Arcana Id.

Drilling Permit No. 57-902-013

Water Right Permit No. 57-7267 Amendment

2. NATURE OF WORK

☒ New well

☐ Deepened

☐ Replacement

☐ Well diameter increase

☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

3. PROPOSED USE

☐ Domestic

☒ Irrigation

☐ Test

☐ Municipal

☐ Industrial

☐ Stock

☐ Waste Disposal or Injection

☐ Other _____ (specify type)

4. METHOD DRILLED

☐ Rotary

☐ Air

☐ Hydraulic

☐ Reverse rotary

☒ Cable

☐ Dug

☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness

Diameter

From

To

1/4 inches

24 inches

1 feet

19 feet

1/4 inches

16 inches

1 feet

311 feet

_____ inches

_____ inches

_____ feet

_____ feet

_____ inches

_____ inches

_____ feet

_____ feet

Was casing drive shoe used?

☒ Yes ☐ No

Was a packer or seal used?

☐ Yes ☒ No

Perforated?

☒ Yes ☐ No

How perforated?

☒ Factory ☐ Knife ☐ Torch ☐ Gun

Size of perforation

1/8 inches by 3 inches

Number

From

To

2880 perforations

122 feet

302 feet

_____ perforations

_____ feet

_____ feet

_____ perforations

_____ feet

_____ feet

Well screen installed?

☐ Yes ☒ No

Manufacturer's name

Type

Model No.

Diameter

Slot size

Set from

_____ feet to _____ feet

Diameter

Slot size

Set from

_____ feet to _____ feet

Gravel packed?

☒ Yes ☐ No ☐ Size of gravel 1/2"

Placed from

0 feet to 302 feet

Surface seal depth

Material used in seal: ☒ Cement grout

☐ Bentonite

☐ Puddling clay

☐ _____

Sealing procedure used:

☐ Slurry pit ☐ Temp. surface casing

☒ Overbore to seal depth

☐ _____

Method of joining casing:

☐ Threaded ☒ Welded ☐ Solvent

☐ Weld

☐ Cemented between strata

Describe access port

1 1/2" S pipe and 6" S pipe

6. LOCATION OF WELL

Sketch map location must agree with written location

N

W

E

S

31

Subdivision Name

Lot No.

Block No.

County

Owyhee

NW 1/4 SW 1/4 Sec. 31, T 4, R 1

☒ E

☒ R

7. WATER LEVEL

Static water level 30 feet below land surface

Flowing? ☐ Yes ☒ No G.P.M. flow _____

Artesian closed-in pressure _____ p.s.i.

Controlled by: ☐ Valve ☐ Cap ☐ Plug

Temperature 58 °F. Quality _____

Describe artesian or temperature zones below

8. WELL TEST DATA

☒ Pump ☐ Bailer ☐ Air ☐ Other _____

Discharge G.P.M.

Pumping Level

Hours Pumped

1890

135

8

9. LITHOLOGIC LOG

Bore Diam.

Depth

Material

Water

From

To

Yes

No

26

0

5

top soil

X

26

5

18

yellow clay

X

24

18

40

yellow clay

X

24

40

121

blue clay

X

24

121

123

fine black sand

X

24

123

198

layers of sand and sandstone some brown a little black or white

X

24

198

268

sandy grey clay with narrow layers of sandstone

X

24

268

274

medium sand

X

24

274

279

hard sandstone

X

24

279

299

blue grey clay

X

24

299

302

medium sand

X

16

302

311

blue clay

X

12

311

360

blue clay

X

10.

Work started 9-27-90 finished 1-26-91

11. DRILLERS CERTIFICATION

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

Firm Name Johnston Drilling Firm No. 92

Address Melba Id. Date 2-4-91

Signed by (Firm Official) Elmer D Johnston

and

(Operator) J. Sherel Johnston

State of Idaho
Department of Water Resources

RECEIVED

SEP 27 1990

APPLICATION FOR DRILLING PERMIT

Department of Water Resources

1. Applicant (please print) Shirley Cox

2. Mailing Address HC 79 Box 2065

Oreana, Id. 83650 Telephone 834-2028

☒ Well Owner ☐ Well Operator ☐ Other, specify _____

3. Proposed well location on NW SW 1/4 NW 1/4, or Gov't Lot No. _____

Sec. 31, Twp. 4S, Rge. 1E, County Owyhee

Street Address of Well Site _____

Lot, block and subdivision _____

4. Proposed use of well:

☐ Domestic: The use of water for homes, organization camps, public campgrounds, livestock 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.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

☒ Non-Domestic: Any beneficial use not included within the definition of domestic.

☐ Injection

☐ Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____

5. Well construction information:

A. ☒ New well ☐ Deepen ☐ Replace - See Condition 9

B. Proposed Surface Diameter 16" Proposed Maximum Depth 400 approx.

C. Anticipated bottom hole temperature: _____

- ☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212° or more (Geothermal well)

MICROFILMED

JAN 17 1991

6. Construction Start Date Sept. 27, 1990

7. Anticipated Well Driller Shirley Cox
NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's signature Shirley Cox Date 9/27/90

Title Rancher

(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is Approved Date Sept 27, 1990

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

10. The maximum rate of diversion for use of water under this ^{drilling} permit shall not exceed 0.04 cfs and a diversion volume of 2500 gpd; nor shall the area irrigated exceed 1/2 acre of land.

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JAN 17 1991

Sturik P. Reed MS 9-27-90 MANAGER
Signature of Authorized Department Representative Title
GROUNDWATER PROTECTION SECTION

Receipt No. C018448 Received by C. Wong Fee 200.00 Date 9/27/90

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension is good for 60 days beyond the above extension approval date.

Drilling Permit No. 57-90-2-013

Water Right No. 57-7067 amendment

RECEIVED

SEP 27 1990

Department of Water Resources

REQUEST FOR EXPEDITED ISSUANCE OF A DRILLING PERMIT

Shirley Cox, Applicant, requests issuance of Drilling Permit prior to approval of a water right. The request is made for the following reason(s):

haven't much time before the permit expires and also it is going to be freezing up. Driller available and weather

Applicant understands that the drilling permit does not constitute a water right and does not authorize diversion or use of water from the well.

Applicant acknowledges that by accepting a drilling permit and commencing construction he accepts all risk that the well may not ultimately be approved for use.

Sept. 27, 1990
Date

Shirley Cox
Applicant's Signature

Rancher
Applicant's Title

MICROFILMED

JAN 17 1991

October 8, 1991

SHIRLEY COX
HC 79 BOX 2065
OREANA ID 83650

LAPSE NOTICE

RE: PERMIT NO. 57-07267

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated July 31, 1991. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:rf

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 10-11-91
a ~~copy~~ an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

RECORDED

MAY 07 1996

138971
July 31, 1991

SHIRLEY COX
HC 79 BOX 2065
OREANA, ID 83650

PROOF DUE NOTICE

RE: PERMIT NO. P57-07267

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 October 1, 1991. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

RECEIVED

MAY 07 1996

January 9, 1991

RE: Permit No. 57-7267

Shirley Cox
HC 79 Box 2065
Oreana, ID 83650

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Amendment submitted in connection with the above referenced permit.

If you have any questions concerning this document, please feel free to contact us.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

MICROFILMED

JAN 17 1991

Dept of Water Western Region

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)

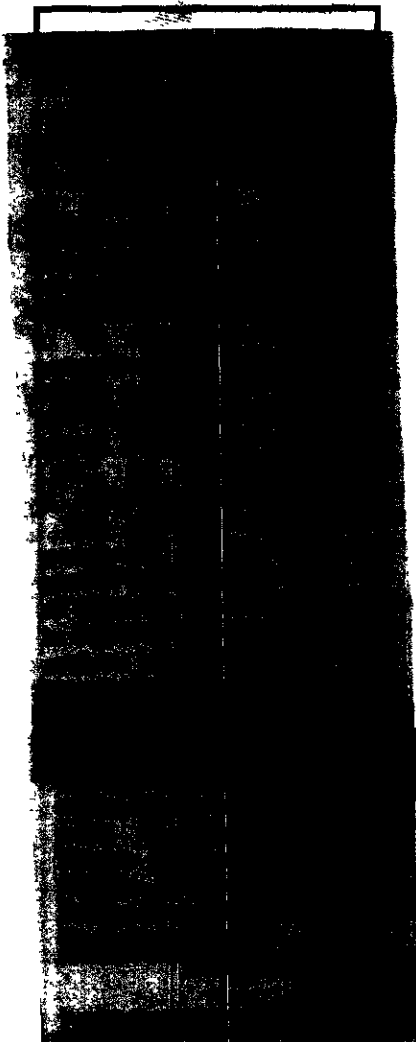
(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

October 17 & 24, 1990

Signed Joe E. Aman

Subscribed and sworn to before me this 31st day of Oct. A.D., 1990
Chrub Bahem

Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires April 1996



RECEIVED

NOV 25 1990

DEPT. OF WATER RESOURCES
BUREAU OF WATER RESOURCES
MICROFILMED

JAN 17 1991

NOTICE OF APPLICATION FOR AMENDMENT

Notice is hereby given that permit No. 57-07267 in the name of Shirley Cox was filed on 1/20/1981 for the diversion of 4.00 cfs from groundwater with a point of diversion within T5S R1W S12 SWNE, NWSE, and SWSE to be used for irrigation purposes from 3/1 to 11/1 within portions of T4S R1E S29 S1/2SW1/4; S31 NE1/4, SENW, NESW, LOT 3 (NWSW), LOT 4 (SWSW); S32 N1/2NW1/4 (total 232 acres).

The permit holder now proposes to amend the permit by changing the point of diversion to a single point in T4S R1E S31 Lot 2 (SWNW) and/or Lot 3 (NWSW). There is no change in the place of use.

Any protest against the approval of the proposed amendment must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 on or before November 5, 1990.

R. Keith Higginson
Director

Published in the Owyhee Avalanche on 10/17 and 10/24/1990.

MICROFILMED

JAN 17 1991



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

November 22, 1989

RE: Permit No. 57-7267

Shirley Cox
HC 79 Box 2065
Oreana, ID 83650

Dear Mrs. Cox:

Enclosed is an order that authorizes you to continue development under Permit to Appropriate Water No. 36-8105. Please note in condition #1., page two of the order that you must develop your system and beneficially use the water prior to October 1, 1991. Failure to beneficially use the water before October 1, 1991 could result in a loss of your water right permit.

Also enclosed is a copy of the approved extension of time request.

Please note the conditions of approval contained in your permit and the continuation order. You must comply with the conditions to fully complete beneficial use.

Sincerely,

TIM LUKE
Sr. Water Resource Agent

TL:sc

RECEIVED

DEC 19 1989

MEMORANDUM

To: ~~Tim Luke~~ File
From: L. Glen Saxton *ms*
RE: AMENDMENTS TO APPLICATIONS OR PERMITS
Date: November 6, 1989

The procedure involving an amendment depends on whether a proposed amendment is in connection with an application or a permit.

An application can be amended by making a change on the application form itself and initialing and dating the change. Another alternative is to submit a new application which is marked "amended".

A permit can only be amended by the submittal of an "Application for amendment of a permit" form which is a separate and different form than the permit form.

As you state, an amendment generally is not required to reduce the amount of acreage. In this case, I do not think an amendment is needed. The signed application for amendment form, however, can be considered as the permit holder's statement that she intends to reduce the acreage to some amount. A memo to the file to this effect with the application filed on the right side of the file rather than the left should be sufficient to show intent. A fee and advertisement of the intended reduction in acreage is not needed.

RECORDED

DEC 19 1989

STATE OF IDAHO

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

✓ Comes now Shirley Cox Phone 834-2028
of (address) HC 79 Box 2065, Orma, Idaho 83650, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 57-7267, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, Township 45, Range 1E, B.M.,
County of OWYHEE. Other points of diversion: NONE (will drill one well only)
NW SE; SW NE SEC 12 T55 R16W Td. 10/31/89

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 4.0 ^{Td. 10/31/89} for IRRIGATION purposes from 3/1 to 11/1 (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)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
45	1E	29											17	5					22
		31	35	2	26	25				8	35	623	624	22	29				182
		32					3	25											28

Total number of acres to be irrigated = 232

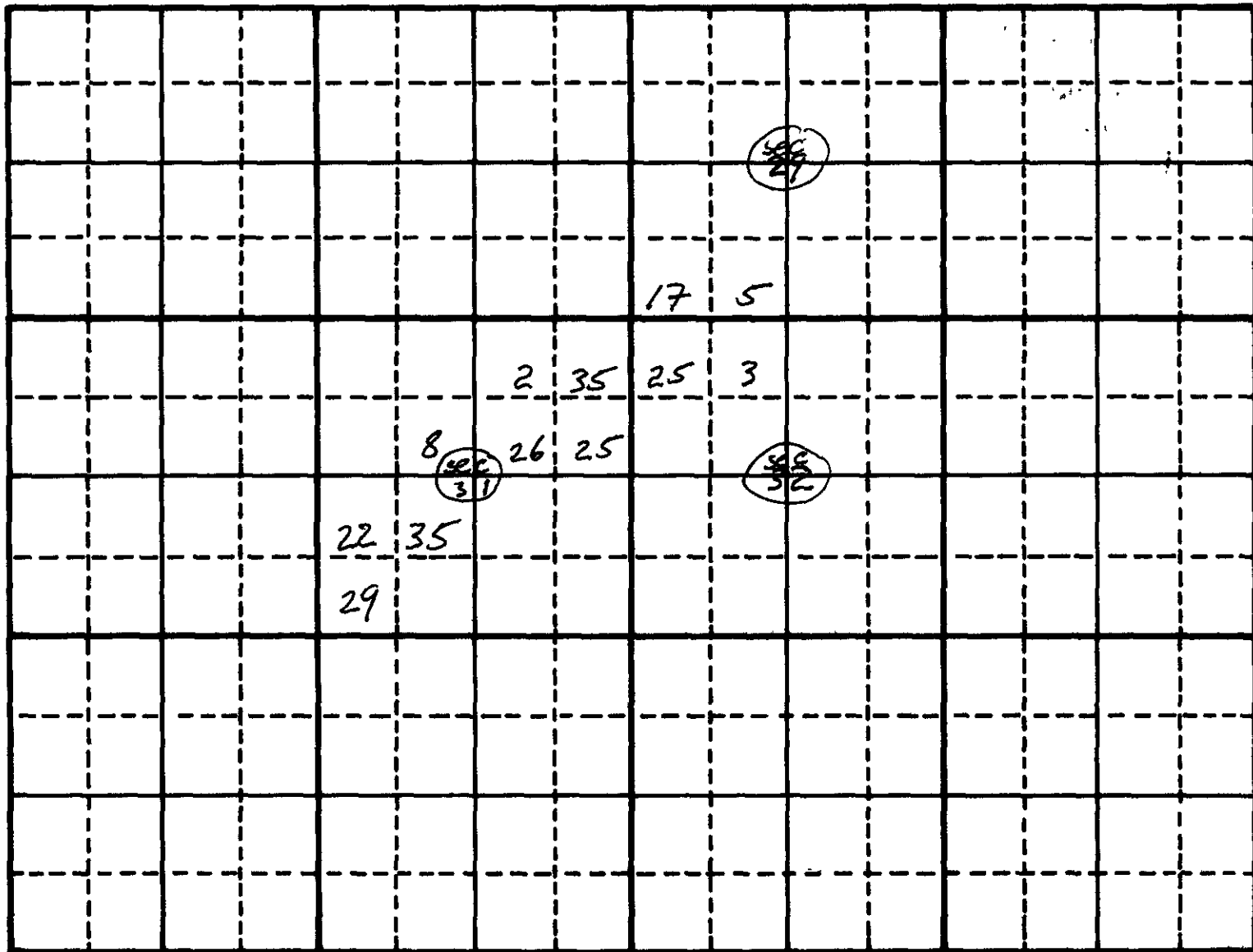
- ✓ 4. a. Who owns the property at the point of diversion? Permit Holder
b. Who owns the land to be irrigated or the place of use? SAME
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

FILED

DEC 19 1989

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Boise, this Oct. 31 day of 1989.

Shirley Cox
(Signature)

FOR DEPARTMENT USE ONLY

NA Preliminary check by _____ Fee = \$20.00 Receipted by _____ Date _____

Publication prepared by _____ Date _____ Published in _____

Publication dates _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, _____, of the Department of Water Resources hereby

Witness my hand this _____ day of _____, 19 _____.

MICROFILMED

DEC 19 1989

MEMORANDUM

TO: ~~GLEN SAXTON~~ *File*

FROM: TIM LUKE

DATE: November 3, 1989

RE: SWAN FALLS PROCESSING/CHANGES TO PERMITS
PERMIT NO. 57-7267

=====

The above referenced permit was originally approved for the irrigation of 840 acres. Through the Swan Falls review, the permit holders stated that they had no intention of irrigating 840 acres, but wished only to develop a groundwater source to supplement land that is presently irrigated with surface water rights. This existing acreage is about 232 acres. The calculation of the acreage is documented in the file.

I had originally thought that we could reduce the number of acres under the permit using the continuation order. I later developed some concern as to whether the continuation order was the proper procedure and wondered if it might create confusion in future processing. I then sent correspondence to the permit holder and asked that they endorse an amendment form. The amendment form has been endorsed and returned. I did not request an amendment fee because there were no significant changes, other than the mere reduction of acres (40 acre tracts were not changed), and reducing the number of groundwater diversions. Furthermore, the permit had already been re-advertised as required by Section 42-203D and water appropriation rule 4,2,3. No protests were received.

I know that there is a policy of not requiring amendments if only the number of acres are reduced. However, we have not in the past had to distinguish between supplemental and non-supplemental projects, as well as the size of projects and whether a project is presumed to cause a significant reduction. I have relied mainly on rule 3,4,4. as a basis to justify the endorsement of an application for amendment. Upon a second reading of this rule, it appears that I should have requested that the permit holders endorse a new application form, and accept that as an amendment. } NO!

Please inform me as to whether or not I have pursued proper procedure and to what extent the amendment form should be processed. I have two other permits where the permittees have requested a reduction in acreage. Amendments were sent to them as well.

RECEIVED

DEC 19 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

October 27, 1989

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

RE: Permit No. 57-7267

Shirley Cox
HC 79, Box 2065
Oreana, ID 83650

Dear Mrs. Cox:

The above referenced permit has been re-advertised. The protest period has passed and no protests were received by the department. The department is now in a position to issue an order which re-authorizes completion of the proposed project.

This project was originally approved for the irrigation of 840 acres. Through your visit to the office earlier this year and completion of the trust water information questionnaire, you informed the department that you wished only to develop the groundwater source for supplemental irrigation of lands that are presently irrigated with existing surface water rights. You claimed that the total number of acres to be irrigated with the groundwater source would be far less than the original permitted acres.

Before the department can proceed with issuing a continuation order, I must ask that you endorse the enclosed amendment form. I did not request this of you earlier because I felt it would be more appropriate to reduce the number of acres with the continuation order. Upon further review of department rules, however, I would prefer that you endorse the prepared amendment form. The location and number of acres is based on the documentation you previously gave me, along with other sources of aerial photography available at the department. Your endorsement of the amendment will allow the department to update the permit in accordance with your present intentions. It should also help expedite future licensing of the permit.

Please review the amendment as prepared and make any necessary changes if you wish. Since you have already paid the trust water re-advertisement fee, you need not pay an amendment fee when returning this form. The purpose of the amendment is mainly to update our records and reduce the original permitted acreage as you have requested. I apologize for any delay in completing the processing of this permit. Please contact me if you have any questions concerning this matter.

Sincerely,

TIM LUKE
Sr. Water Resource Agent

TL:sc
Enclosure

RECORDED

DEC 19 1989

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: C007669

Date: 06/21/89
Time: 09:20:36

Received
From: COX, SHIRLEY

Type of Payment	Program Acct Class	Amount
TRUST WATER RE-AD FEE (57-7267)	0610199 1238 6490	\$20.00
	Total	\$20.00

CHECK 4929

Idaho Department of Water Resources

Region: STATE

Signature: C. Hong

MICROFILMED

DEC 15 1989

Dept Of Water The Owyhee Avalanche.

P.O. BOX 97

HOMEDALE, ID 83628

(208) 337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
COUNTY OF OWYHEE) ss.

RECEIVED

SEP 14 1989

I, Joe E Aman, being first duly sworn, depose and say: Department of Water Resources

1 That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now am 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, Wednesday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho.

3 That the said The Owyhee Avalanche, a continuation of the Owyhee Chronicle and the Owyhee Nugget, has been printed and published continuously and uninterruptedly in said County during a period of 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 in a supplement thereto, in said newspaper, in (2) two (consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

August 2 & 9, 1989

(Signed)

Joe E Aman

MICROFILMED

DEC 1 1989

Subscribed and sworn to before me this 9th day of Aug

A.D., 1989

Oliver Aman Patrick

Notary Public in and for the State of Idaho,

residing at Homedale, Idaho.

My commission expires 10/91

Address: P.O. Box 2068,
Owyhee, ID 83628
GIVEN SEC. 14 FEB RIV.
OWYHEE CO.

Use: IRRIGATION (I. 15)
Priority: MAIL ROOM
Place of Use: OWYHEE SEC. 20
NI/206 EI/206 OWYHEE SEC.

THIS NOTICE WAS NOT
MAILED FOR THE
REASON THAT THE
NOTARY PUBLIC
WAS NOT
PROPERLY
NOTIFIED
OF THE
CONTENTS OF
THE NOTICE



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

July 26, 1989

Owyhee Avalanche
20 East Idaho Ave.
Homedale, ID 83628

Dear Legal Department:

Enclosed you will find a legal notice which we wish to have published on August 3 and August 10 (once a week for two consecutive weekly issues) in your newspaper. If your paper is published weekly, the notice must appear in the issue that is distributed during the weeks of July 31 and August 7. 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 billing to the office below before August 25, 1989.

Idaho Department of Water Resources
1301 North Orchard St.
Statehouse Mail
Boise, ID 83720

Sincerely,

HEIDI M. MIKEL
Secretary

MICROFILMED

DEC 19 1989

NOTICE OF EXISTING
WATER RIGHT PERMIT

PERMIT NO. 57-7267 ✓
Presently Recorded as Follows:

Name: SHIRLEY COX ✓
Address: HC 79 BOX 2065, OREANA, ID 83650 ✓
Source: GROUNDWATER ✓
Diversion Pt.: SWSE NWSE SWNE SEC. 12 T5S R1W, OWYHEE CO. ✓
Use: IRRIGATION (1.15 CFS) ✓
Priority: MARCH 28, 1981 ✓
Place of Use: SWSW SESW SEC. 29 E1/2NE SWNE N1/2SE E1/2SW SWSW
SEC. 31 N1/2NW SEC. 32 T4S R1E ✓
Total Acres: 242 ✓

This permit was not developed by July 1,
1985, and is being reprocessed in
compliance with Section 42-203D, Idaho
Code. Protests against the continuance of
the permit must be filed with the
Director, Dept. of Water Resources,
Statehouse Mail, Boise, ID 83720 on or
before August 21, 1989.

R. Keith Higginson, Director

MICROFILMED

DEC 19 1989

Department's Remote Sensing Report 1986 shows irrigation of 371 out of 840 total acres under plow. ~~Assessment~~ ^{Assessment} 2005. Cor claimed that this is the approximate # of acres irrigated w/ existing Decreed surface rights.

page 2

IDAHO DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

5. REMARKS/COMMENTS:

[illegible]

MICROFILMED

DEC 19 1989

MEMORANDUM

TO: FILE/PERMIT NO. 57-7267

FROM: TIM LUKE

DATE: July 18, 1989

RE: SWAN FALLS PROCESSING

Shirley Cox Murdock and Mr. Murdock were in the office today to discuss this permit and to respond to the department's letter of June 22, 1989 concerning Swan Falls processing and additional information required under Rule 4,5.

The Murdocks brought in a 1984 ASCS aerial photo photocopy. The date of the photo was verified by Ron Abbot of the Owyhee County ASCS office, who had assisted the Murdocks a week earlier. I phoned Mr. Abbott personally to confirm the date of the photo while the Murdocks were in my office.

The Murdocks explained that there are approximately 200 acres from the permit which they plan to irrigate from the proposed groundwater source. Mr Murdock highlighted the fields from the ASCS photo which he said would be supplemented by the groundwater source. The same fields which Mr. Murdock identified in the ASCS photo appear irrigated in the 1974 orthophoto on file here at the department. The department's 1986 7.5 min. remote sensing overlay overlaps this same acreage.

By using both the 1986 overlay and the 1974 orthophoto, I determined that the fields Murdock identified actually represent about 225 acres. Murdock identified another 17 acre parcel in the SW 1/4 of section 29 which he claimed has been irrigated in the past, but not in the past several years. It is his intention to irrigate this land with the groundwater source. This 17 acre parcel is classified as irrigated in the 1986 remote sensing report. It is difficult to classify as irrigated in either the 1974 or 1984 photos. I therefore recommend that these 17 acres be counted as supplemental along with the 225 acres above. The total number of existing irrigated acres to be supplemented with the groundwater source is 242 acres. *# ASCS photo*
/ Re-review of ortho photo shows
no more than 22 acres total in SW 1/4.

In regard to the remaining 598 acres, the Murdocks stated that they had no plans to irrigate those lands with the groundwater source. The intent of the permit is to supplement those lands in sections 31, 32 and 29 which have already been developed with surface water under existing rights by the permit holder. *T2.*
9/15/89

Based on the above information and facts, I reco

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DEC 19 1989

readvertise the permit to show only 242 acres. We may want to note that the permit proposes to develop a supplemental groundwater source for these same 242 acres. The 242 acres should be counted as supplemental acres, not as trust water acres. The continuation order should show zero trust water acres. The order should have the affect of reducing the acreage under the permit from 840 to 242 acres.

Determination of Acreage

Section 31 : 182 Acres (source: 174 ortho & '86 Remote sensing Report / see NLRD Fiche)

Section 32 : 28 Acres (source: 186 Remote sensing Report)

Section 29 : ~~SW 1/4~~ ^{SESW 5} Acres (source: 174 orthophoto)

232 Acres

~~+ 17 Acres~~ → per permittees statement / Acreage included in '86 Remote sensing Report.

~~242~~

total permitted

Acreage should be 232 Acres.

Tim Lick 7/18/89

W/Re-Review of orthophoto - recommends total of 232 Acres

Copy: Western Region

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DEC 19 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 22, 1989

RE: Permit No. 57-7267

Shirley Cox
HC 79, Box 2065
Oreana, ID 83650

NOTICE OF INFORMATION REQUIRED BY WATER APPROPRIATION RULE 4,5.

Dear Permit Holder:

The Department acknowledges receipt of the Trust Water Information Questionnaire and appropriate re-advertising fee for the above referenced permit. On behalf of the Department, I wish to thank you for your cooperation in providing the requested fee and information.

In the letter that accompanied the questionnaire, I informed you that you would need to submit additional information required by Water Appropriation Rule 4,5. if the undeveloped portion of the permit exceeds 200 acres.

The returned questionnaire indicates that you wish to pursue completion of the irrigation project as proposed under your permit. The project includes more than 200 acres and is therefore subject to the additional information requirements of Rule 4,5.

I wish to call your attention to the specific requirements under Rule 4,5. (copy enclosed). In particular, you must submit the information outlined in Rules 4,5,3,6,1. through 4,5,3,6,7. Note that Rule 4,5,3,6,4. is not applicable to your permit.

The information must be submitted within 30 days of the date of this notice. Failure to submit the required information within the time period allowed will be cause for the Department to advance the priority of the permit by the number of days that the information submittal is late. The

MICROFILMED

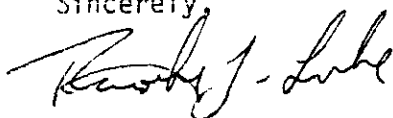
DEC 11 1989

Page 2

Department may grant an extension of time in which to submit the information upon request and a showing of good cause. Requests for extension of time must be in writing.

Please contact me at this office or call me directly at 327-7864 if you have any questions concerning the contents of this notice and/or the information requested under Rule 4,5.

Sincerely,

A handwritten signature in cursive script, appearing to read "Tim Luke".

Tim Luke
Sr. Water Resource Agent

Enclosure

RECEIVED

DEC 19 1989



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

May 24, 1989

RE: PERMIT NO. 57-7267

Dear PERMIT HOLDER:

Due to the Swan Falls litigation, development proposed by the enclosed permit may have been delayed. The Department is presently reviewing the permit and may authorize completion of development proposed under the permit.

The purpose of this letter is to determine: (1) the extent of development under the permit, and (2) your continued interest in developing or completing development under the permit.

Enclosed are two forms which will help the Department expedite the reprocessing of the permit.

Please complete and return the enclosed questionnaire if you wish to continue with your plans of development or have completed all or a portion of your development before July 1, 1985.

Please complete the enclosed relinquishment form and return it to the Department if you have abandoned or have no interest in continuing with your plans for development of the project.

If the entire project was not completed prior to July 1, 1985, and you still wish to proceed with your plans of development, then you must submit a \$20.00 re-advertisement fee to the Department as required by Water Appropriation Rule 4,2,3. and Section 42-221F, Idaho Code.

Failure to return the questionnaire and pay any required re-advertisement fee within thirty (30) days of the date of this letter is cause for the Department to cancel the permit.

If the incomplete portion of your project is for irrigation of more than 200 acres, the Department will issue a notice requesting additional information as required by Water Appropriation Rule 4.5. (copy enclosed).

RECEIVED

DEC 19 1989

Page 2

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 must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720
Attn: Tim Luke - Water Allocation/Trust Water

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

Sincerely,

A handwritten signature in dark ink, appearing to read "Tim Luke", written over a horizontal line.

TIM LUKE
Sr. Water Resource Agent

Enclosures

MICROFILMED

DEC 19 1989

January 12, 1989

Shirley Cox
HC 79, Box 2065
Oreana, ID 83650

Dear Ms. Cox:

Re: Permit No. 57-7267 - Request for Extension of Time

The department has reviewed the request for extension of time submitted in connection with the above referenced permit. Since the permit is within the Swan Falls trust water area and has been named in Ada County Civil Case No. 81375 and not dismissed, the department will hold the request without action until the permit is reprocessed in compliance with the provisions of section 42-203D, Idaho Code.

The issuance of an order on March 25, 1988 by the Federal Energy Regulatory Commission (order effective May 24, 1988) made the Swan Falls Agreement effective. As a result of the order, the department is determining which permits can be reprocessed in a given year up to the 20,000 acres per year limitation.

When additional development under the permit beyond the extent which existed on July 1, 1985 can be authorized, the department will consider the request for extension of time and will advise you accordingly of our action.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

c: Region

2400

D

L

SHIRLEY COX
HC 79 BOX 2065
OREANA, ID 83650

December 31, 1988
138835

PROOF DUE NOTICE

RE: PERMIT NO. 57-07267

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, 1989. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

DEC 19 1989

June 13, 1986

Shirley Cox
HC 79 Box 2065
Oreana, ID 83650

Dear Ms. Cox:

Re: Permit No. 57-7267

This office acknowledges receipt of the assignment conveying the permit to you. The assignment has been entered into the department's records. Enclosed is a copy of the permit for your records.

Also 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, 1989. Note that the permit has been reinstated and the priority advanced.

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

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

ENCLOSURE

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 57-2267Reviewed by [Signature]Date 6-11-86

BASIC INFORMATION

- Y Date stamp received
N Extension received timely
(not prior to 6 month before proof due date or after reinstatement period)
Y Fee received and receipted
Y Name and signature same as permit
N Address change (indicate on coding sheet)

BASIS FOR EXTENSION REQUEST

- Y Has adequate work been completed to demonstrate due diligence?
Y Has the cost incurred been adequate to demonstrate an intent to complete the project?

X Has the permit been involved in litigation?

a. Swan Falls Y Dismissed from Swan Falls No
Other Y Identify _____

b. Is supporting documentation needed to complete the file? _____
Requested _____

c. Calculate the period of delay

Proof due
Date ~~litigation completed~~ 3-1-1986

Date litigation began -3-1-1983

Total period of delay = 34RS

Present proof due date +3-1-1986

NEW PROOF DUE DATE = 3-1-1989

_____ Is delay by a government agency?

Is supporting documentation needed to complete the file? _____
Requested? _____

ACTION TAKEN - Recommend approval based on litigation

Special conditions or remarks:

Y Reinstatement Date extension received Apr 9, 1986 = 99
Proof due date Mar 1, 1986 = -60
No. of days late = 39
Priority date Jan 20, 1981 = +20
ADJUSTED PRIORITY DATE Mar 28, 1981 = 59

_____ Prepare coding sheet
_____ Change rolodex card

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Permit No. 57-7267

ASSIGNMENT REVIEW CHECK LIST

1. Signature of Permit Holder? yes
2. Notary? Yes
3. a. Full Assignment? Yes
b. Partial Assignment?
4. "No assignment" condition on permit? NO
5. Commencement of Works received? Ext. Rec'd
a. Commencement of works requested? N/A
b. Show Cause Order drafted & sent?
c. Cancellation necessary?
6. Affidavit of residency required? NO
7. Extension granted due to litigation? yes
(If yes, commencement of works is not required.)

1. Type permit summary sheet. ✓ Shanda
2. Coding sheet. ✓ Shanda
3. Acknowledgement letter type. Return w/ Ext. Request.
4. Copy to region. ✓ Shanda

Date 4-18-86

Employee Jim

MICROFILMED

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

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
MARCH 13, 1986

OLIVER COX
HC 89 BOX 2080
OREANA, ID 83650

L A P S E N O T I C E

RE: PERMIT NO. 57-7267

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A, IDAHO CODE, THE ABOVE REFERENCED WATER PERMIT HAS LAPSED. THIS OFFICE DID NOT RECEIVE EITHER AN ACCEPTABLE PROOF OF BENEFICIAL USE SHOWING THAT YOU HAVE COMPLETED THE PROJECT BY THE DATE REQUIRED ON YOUR PERMIT OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME. YOU WERE PROVIDED THE PROPER FORMS IN OUR PROOF DUE NOTICE TO YOU DATED DECEMBER 31, 1985.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT PROOF OF BENEFICIAL USE OR SUBMIT AN EXTENSION OF TIME REQUEST SHOWING REASONABLE CAUSE FOR DELAY. EITHER THE COMPLETED PROOF OF BENEFICIAL USE FORM OR THE EXTENSION REQUEST FORM MUST BE RECEIVED BY THIS OFFICE WITHIN SIXTY DAYS OF THE DATE OF MAILING OF THIS LAPSE NOTICE OR THE PERMIT WILL NO LONGER BE OF ANY FORCE OR EFFECT.

A PROOF OF BENEFICIAL USE FORM AND A REQUEST FOR EXTENSION OF TIME FORM ARE AGAIN ENCLOSED FOR YOUR USE. PLEASE NOTE THAT A FEE OF \$15.00 MUST ACCOMPANY AN EXTENSION OF TIME REQUEST AND THAT ONLY ONE EXTENSION OF TIME CAN BE GRANTED UNLESS THE PROJECT HAS NOT BEEN COMPLETED BECAUSE OF LACK OF A NECESSARY APPROVAL BY A GOVERNMENTAL AGENCY OR BY LITIGATION WHICH MIGHT BRING TITLE TO THE WATER IN QUESTION.

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

ENCLOSURES

LGS:RF

3-19-1986
Beta Fleck

MICROFILMED

To City
Date 1/9/86 Time 9:48

WHILE YOU WERE OUT

Oliver Cox

of _____

Phone 834-2401

Telephoned	☒	Please call	☒
Called to see you	☐	Will call again	☐
Wants to see you	☐	Returned your call	☐

Message Re: 57-7267

~~Box 8C~~
~~Box HC-89~~
✓ ~~Box~~

Operator

HC-89
Box 2080
Okeana, 83650

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

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
DECEMBER 31, 1985

COX, OLIVER
OREANA, ID 83650

138643

P R O O F D U E N O T I C E

RE: PERMIT NO. 57-7267

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, 1986. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST.) ENCLOSED IS A FORM WHICH 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 A COMPLETED PROOF OF BENEFICIAL USE FORM OR A 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,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

SEPTEMBER 1, 1985

DEAR PERMIT HOLDER:

ACCORDING TO OUR RECORDS, YOU ARE THE HOLDER OF A WATER PERMIT ON WHICH PROOF OF BENEFICIAL USE OF WATER WAS NOT SUBMITTED BEFORE JULY 1, 1985, WHICH INDICATES YOUR PROJECT IS NOT COMPLETE. THEREFORE, YOU NEED TO BE AWARE OF CHANGES IN IDAHO LAW, EFFECTIVE JULY 1, 1985, WHICH IMPACT ALL WATER PERMITS ISSUED BY THIS DEPARTMENT.

SPECIFICALLY, PURSUANT TO SECTION 42-203D, IDAHO CODE, THE DEPARTMENT MUST REVIEW ALL PERMITS FOR WHICH DEVELOPMENT OF WATER USE WAS NO COMPLETED ON OR BEFORE JULY 1, 1985, TO DETERMINE IF THEY MEET THE NEW REQUIREMENTS OF CHAPTER 2, TITLE 42, IDAHO CODE. RULES AND REGULATIONS GOVERNING THE RE-EVALUATION OF PERMITS ARE NOT YET FINALIZED. HOWEVER, IF YOU COMPLETED THE DEVELOPMENT UNDER YOUR PERMIT BEFORE JULY 1, 1985, YOU SHOULD SUBMIT A PROOF OF BENEFICIAL USE STATEMENT, STATING THAT THE PROJECT WAS COMPLETED BEFORE JULY 1, 1985 SO THAT YOUR PERMIT WILL NOT BE SUBJECT TO THE REVIEW REQUIREMENTS OF SECTION 42-203D, WHICH READS AS FOLLOWS:

42-203D. REVIEW OF PERMITS - OPPORTUNITY FOR HEARING. - (1)THE DEPARTMENT SHALL REVIEW ALL PERMITS ISSUED PRIOR TO THE EFFECTIVE DATE [JULY 1, 1985] OF THIS SECTION, EXCEPT TO THE EXTENT A PERMIT HAS BEEN PUT TO BENEFICIAL USE PRIOR TO JULY 1, 1985, TO DETERMINE WHETHER THEY COMPLY WITH THE PROVISIONS OF CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PROPOSED USE DOES NOT SATISFY THE CRITERIA OF CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL EITHER CANCEL THE PERMIT OR IMPOSE THE CONDITIONS REQUIRED TO BRING THE PERMIT INTO COMPLIANCE WITH CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PERMIT SATISFIES THE CRITERIA ESTABLISHED IN CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL ENTER AN ORDER CONTINUING THE PERMIT. (2)THE DEPARTMENT SHALL PROVIDE AN OPPORTUNITY FOR HEARING IN ACCORDANCE WITH SECTION 42-1701A, IDAHO CODE, AND SECTIONS 67-5209 THROUGH 67-5215, IDAHO CODE, FOR EACH HOLDER OF A PERMIT THAT IS PROPOSED EITHER TO BE CANCELLED OR MADE SUBJECT TO NEW CONDITIONS.

YOU MAY OBTAIN PROOF OF BENEFICIAL USE FORMS FROM THE DEPARTMENT. IF YOU HAVE ANY QUESTIONS, PLEASE LET US KNOW.

SINCERELY,

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

COX, OLIVER
UREANA, ID 83650

APRIL 01, 1981

RE: PERMIT NO. 57-7267

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

BE SURE TO NOTE THE SPECIAL CONDITION REQUIRING YOU TO INSTALL A MEASURING DEVICE, OR AN ACCESS PORT TO PROVIDE FOR THE INSTALLATION OF MEASURING EQUIPMENT BY THE DEPARTMENT. ENCLOSED PLEASE FIND A LIST OF MEASURING DEVICE OPTIONS, AND SPECIFICATIONS FOR THE INSTALLATION OF THE ACCESS PORT.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

PROOF OF PUBLICATION

STATE OF IDAHO, County of Owyhee, s.s.

I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once a week and every week for 2 consecutive weeks, the first publication being on the 27 day of January 1981, and the last publication being on the 3 day of February 1981;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy - eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 5 day of

January, 1981.

James H. Jones
NOTARY PUBLIC

My commission expires 4-11-84

(SEAL)

RECEIVED

FEB 17 1981

Department of Water Resources
Western Regional Office

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

51 - 7156

SNARR, JOSEPH L.
RT. B BOX 153, BRUNEAU,
ID 83604

Source: GROUNDWATER

Date Filed: 01/13/1981

Amount: 6.94 CFS

Diversion Point: NWNW

Sec 15 T 07S R 04E NWNW

SWNW NWSW Sec 10 T 07S

R 04E SWSW Sec 10 T 07S R

04E NENW SWNW Sec 15 T 07S

R 04E, OWYHEE Co

Use: IRRIGATION (6.40

CFS) from 03/15 to 11/15

STOCKWATER (0.48 CFS)

from 01/01 to 12/31

DOMESTIC (0.08 CFS) from

01/01 to 12/31

Place of Use: NWNW SW-

NW NWSW SWSW Sec 10 T

07S R 04E NWNE NENW

NWNW SWNW Sec 15 T 07S

R 04E FOR 320 ACRES

51 - 7157

NEAL, DWIGHT L. & / or

DELLA J. /

1119 OAKLAND DR., BOISE,

ID 83709

Source: GROUNDWATER

Date Filed: 01/13/1981

Amount: 12.84 CFS

Diversion Point: NWSE

SWSE Sec 06 T 07S R 05E

NENE NWNE Sec 08 T 07S R

05E SWNE SENE NESE NWSE

Sec 08 T 07S R 05E SWSE SESE

Sec 08 T 07S R 05E SWNW

SENW Sec 17 T 07S R 05E

NWSW NESW Sec 17 T 07S R

05E SWSE SESE Sec 18 T 07S

R 05E, OWYHEE COUNTY

Use: IRRIGATION (12.80

CFS) from 03/15 to 11/15

DOMESTIC (0.04 CFS) from

01/01 to 12/31

Place of Use: NWSE SW-

SE Sec 06 T 07S R 05E NENE

NWNE SWNE SENE NESE

NWSE SWSE SESE Sec 08 T

07S R 05E SWNW SENW

NESW NWSW Sec 17 T 07S R

05E SWSE SESE Sec 18 T 07S

R 05E FOR 640 ACRES

Diversion Means: WELLS,

PUMPS & PIPELINES.

51 - 7158

BRINGERT, W. F. & / or

GARY

P. O. BOX 2273, BOISE, ID

83701

Source: GROUNDWATER

Date Filed: 01/15/1981

Amount: 8.00 CFS 800.0

AC - FT

Diversion Point: SWSE

SESW NESE SENE Sec 16 T

08S R 08E NENE NWSE NE-

SW SENW Sec 16 T 08S R 08E

SWNE Sec 16 T 08S R 08E,

OWYHEE Co.

Use: IRRIGATION (8.00

CFS) from 03/15 to 11/15

DIVERSION TO STORAGE

(8.00 CFS) from 01/01 to 12/31

IRRIGATION STORAGE

PUMP, PIPELINES & PONDS.

57 - 7267

COX, OLIVER

OREANA, ID 83650

Source: GROUNDWATER

Date Filed: 01/20/1981

Amount: 4.00 CFS

Diversion Point: SWSE

NWSE SWNE Sec 12 T 05S R

01W, OWYHEE Co.

Use: IRRIGATION (4.00

CFS) from 03/01 to 11/01

Place of Use: NENE NWNE

SWNE SENE NENW NWNW

SWNW SENW NESW NWSW

SWSW SESW Sec 31 T 04S R

01E NWNE NENW NWNW Sec

32 T 04S R01E NESW NWSW

SWSW SESW NWSE SWSE

Sec 29 T 04S R 01E FOR 840

ACRES

Diversion Means: WELL &

PUMP.

If issued, he permit(s) will be

subject to all prior water rights.

Protests against the granting of

any permit must be filed with

the Director of the Idaho Department of Water Resources,

92 S. Cole Road, Boise, Idaho

83709 on or before FEBRUARY

12, 1981.

Corrections made in
Computer —

from 1W to
1E

1/29/81

Weller

SZ-226Z-

COX, OLIVER

OREANA, ID 83650

Source: GROUNDWATER

Date Filed: 01/²⁰00/1981

Amount: 4.00 CFS

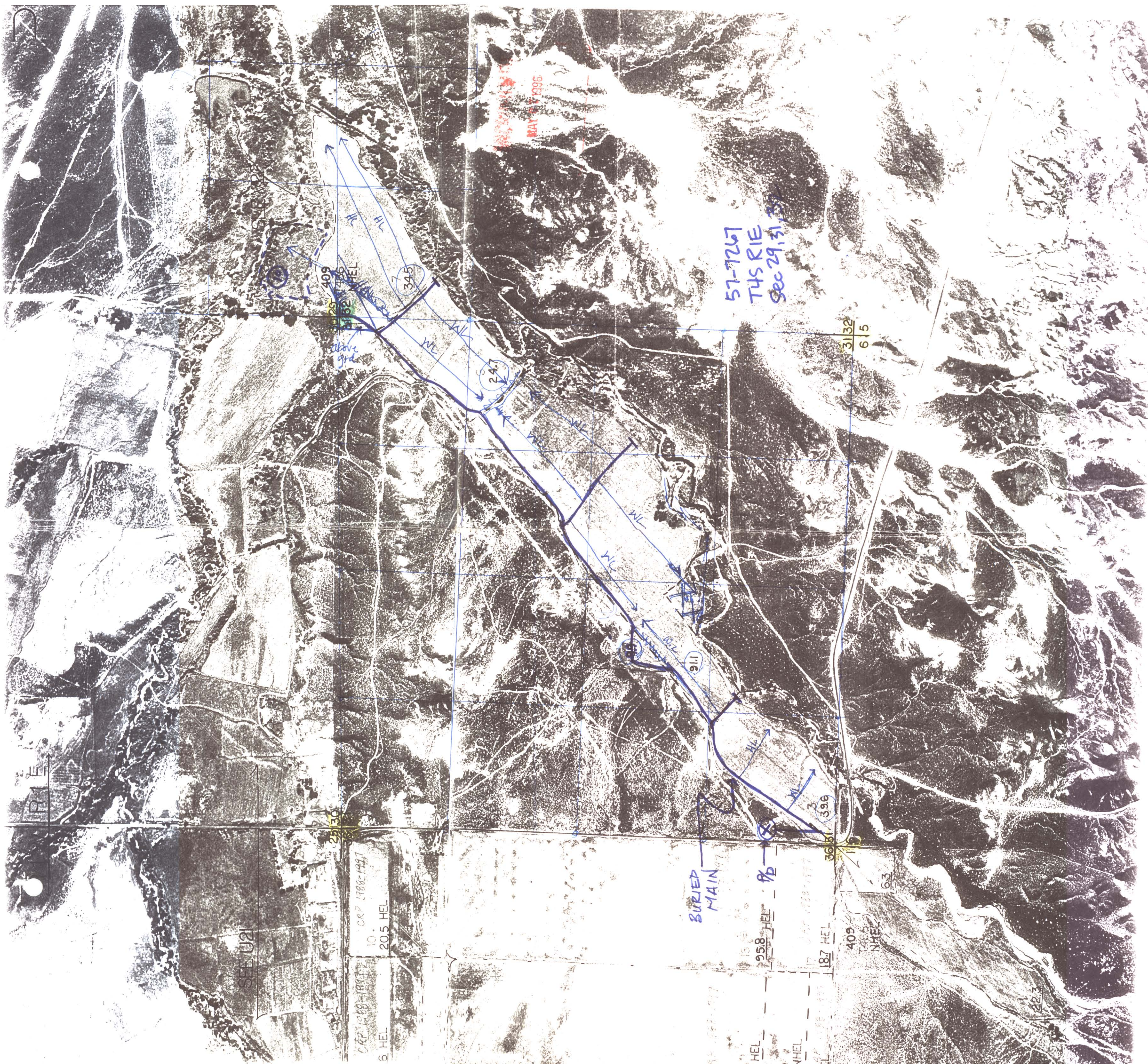
Diversion Point: SWSE NWSE SWNE Sec 12 T 05S R 01W, OWYHEE Co.

Use: IRRIGATION (4.00 CFS) from 03/01 to 11/01

Place of Use: NENE NWNE SWNE SENE NENW NWNW SWNW SENW NESW NWSW SWSW SESW
Sec 31 T 04S R 01E NWNE NENW NWNW Sec 32 T 04S R 01W NESW NWSW
SWSW SESW NWSE SWSE Sec 29 T 04S R 01W FOR 840 ACRES

Diversion Means: WELL & PUMP.

MICROFILMED



MAY 1996

57-1267
T45 RIE
Sec 29, 31, 33

3132
615

BURIED
MAIN

911

409
258 HEL
187 HEL
409 NHEL
63

10. CRP 1988-1997
20.5 HEL

SHE U21

2530

24.7

345

396

3162 NHEL

409

3132 615

283