

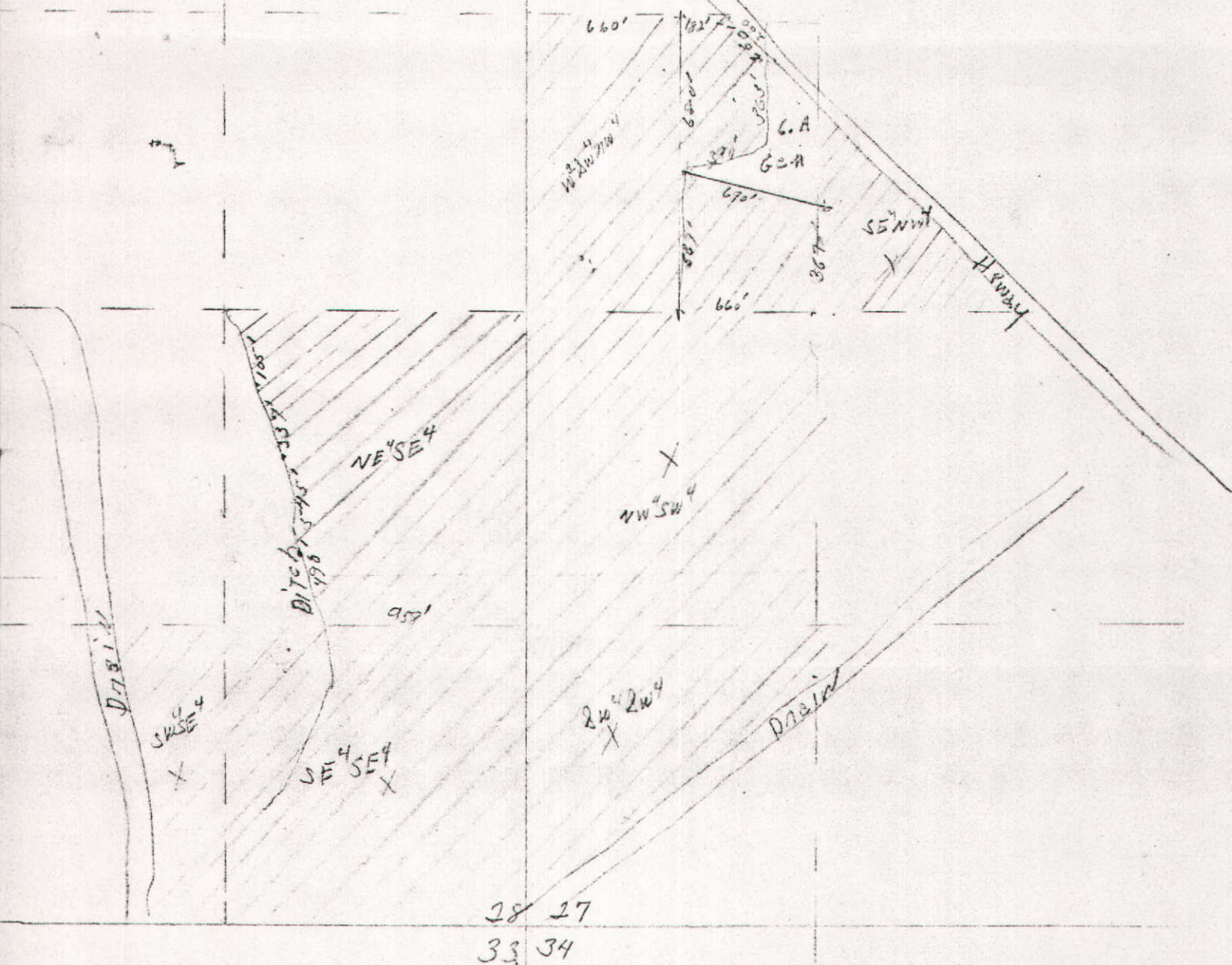
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22

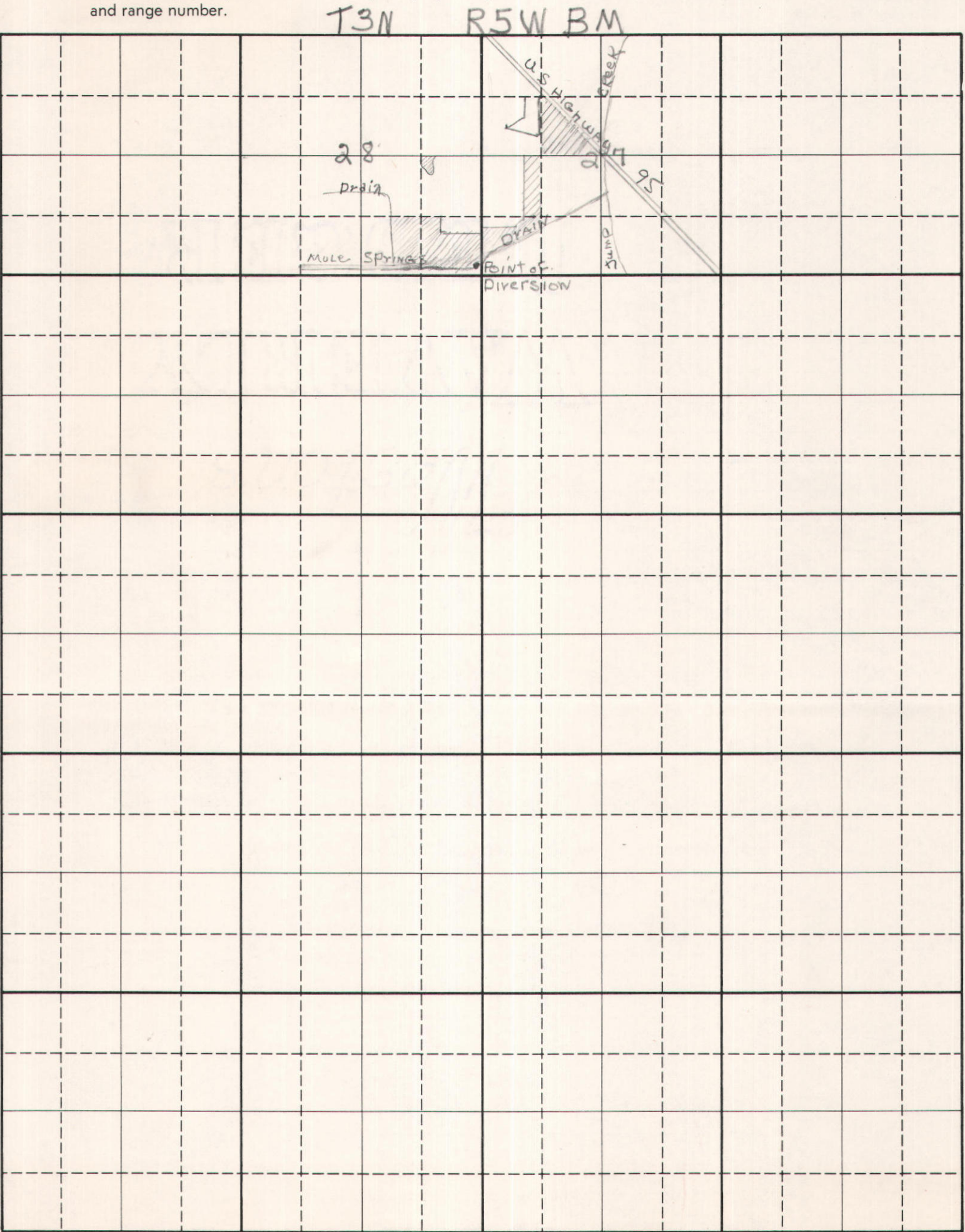
21 22 3N-RSW, B.M.

28

27



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

Place of use 

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.

Harper Saunders
(Applicant)

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that HARPER SAUNDERS, Box 613, Homedale, Idaho, has on Jan. 29, 1974, submitted Application No. 57-7111 for a permit to appropriate 1.72 cubic feet per second of water from Mule Springs Drain, trib. to Jump Creek by means of pump, pipeline and sprinklers within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 3 N, R. 5 W, B.M., Owyhee County to be used from Jan. 1 to Dec. 31 for livestock use and March 1 to Oct. 31 for irrigation of 85 acres within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 27, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28, T. 3 N, R. 5 W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83707, on or before Aug. 26, 1974.
R. KEITH HIGGINSON
Director

Published in the Owyhee Chronicle, Homedale, Idaho on Aug. 8, 1974 and Aug. 15, 1974.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
COUNTY OF OWYHEE)

I, Everett A. Colley, 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 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 printer or publisher of THE OWYHEE CHRONICLE, a newspaper of general circulation printed and published weekly, on Thursday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho.

3. That the said THE OWYHEE CHRONICLE 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 NOTICE OF APPLICATION
FOR WATER PERMIT

of which a printed copy, taken from said newspaper, is hereto annexed, was published in the regular issue thereof, and not in a supplement thereto, in said

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

Aug. 8, 1974

Aug. 15, 1974

(Signed)

Everett A. Colley

Subscribed and sworn to before me this 15th day of Aug.
A. D., 19 74.

Evelyn S. Colley
Notary Public in and for the State of Idaho.

residing at Homedale, Idaho

My commission expires 2-6, 19 76.

RECEIVED

AUG 16 1974

Department of Water Resources

57-7111

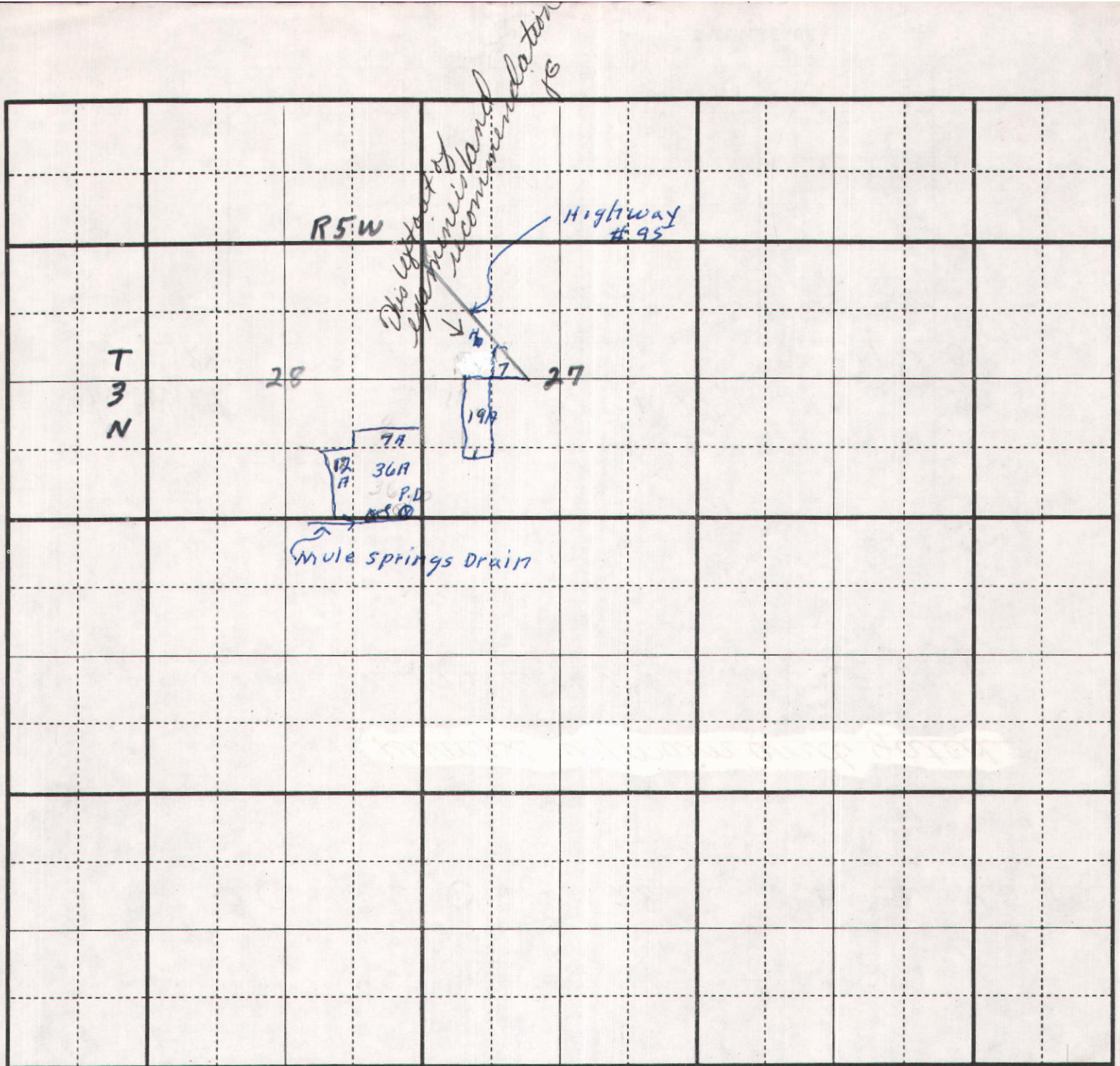


Diagram of System

See attached ASES Aerial photo of Irrigation Diagram



WATER RIGHT LICENSE

THIS IS TO CERTIFY, that HARPER SAUNDERS

DET

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 57-7111

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "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"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MICROFILMED

Identification No. _____

Application No. 57-711

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

APPROVED

- 1 Name of applicant HARPER SAUNDERS
post office address Box 613, Homedale, Idaho 83628
Mule Springs Drain Tributary
2. Source of water supply to Jump Creek which is a tributary of Snake River
- 3 a Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 28 Township 3N
Range 5W B.M. Owyhee County; additional points of diversion if any: none
- b If water is not consumed, it will be discharged into Source of supply at a point in SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 28 Township 3N Range 5W B.M. _____
4. Water will be used for the following purposes:
Amount 1.7 for irrigation purpose from March 1 to Oct 31 (both dates inclusive)
Amount .02 for livestock purpose from January 1 to Dec 31 (both dates inclusive)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
5. Total quantity to be appropriated:
a. 1.72 cubic feet per second and/or
b. _____ acre feet per annum.
- 6 Proposed diverting works.
a. Description of ditches, flumes, pumps, headgates, etc. diversion will be by means of 1-5 h.p and 1-30 h.p. 3-phase electric pumps together with suitable main and gated aluminum pipes and wheel move sprinklers
- b Height of storage dam None feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam. _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c Proposed well diameter is none inches; proposed depth of well is _____ feet.
- 7 a Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years
b. Estimated construction cost is \$ 20,000.00.
- 8 Description of proposed uses
a If water is **not** for irrigation
(1) Give the place of use of water SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 28 Township 3N
Range 5W B.M.
(2) Amount of power to be generated: none hp under _____ feet of head
(3) List number of each kind of livestock to be watered approximately 200 head of beef cattle
(4) Name of municipality to be served none, or number of families to be supplied with domestic water _____
(5) If water is to be used for other purposes describe. None

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	
3N	5W	27							5			10	20						35
3N	5W	28													5		17	28	50
																			85

Total number of acres to be irrigated _____

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

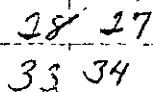
9. a. Who owns the property at the point of diversion the applicant Harper Saunders

b. Who owns the land to be irrigated or place of use the applicant Harper Saunders

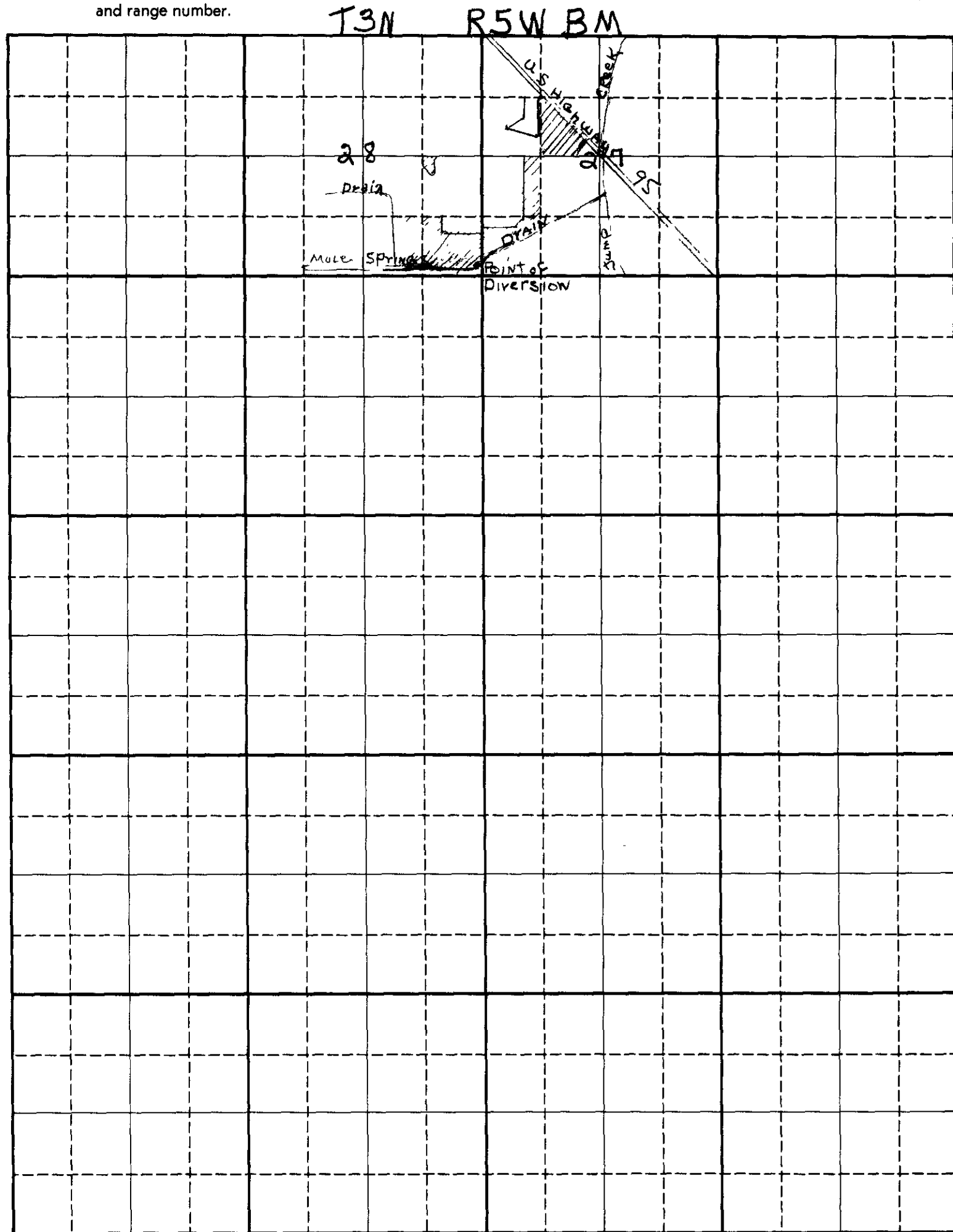
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks The water applied for under this permit will be used to bring into cultivation portions of a farm which have no present water right. Other portions of this farm have an existing water right within the Gem Irrigation District

28 27



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

Place of use

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.

Harper Saunders
(Applicant)

Proposed Priority 1-29-1974

Received by Date 1-29-74 Time 8:00A

Preliminary check by Fee \$ 35.20

Receipted by Date 1-29-74 Rec't # 13634

Publication prepared by Date 1-31-74 SW 8-1-74

Published in Owyhee Chronicle Owyhee Chronicle

Publication dates 2-7-74 2-14-74 8-8, 8-15-74

Publication approved Date 8-20-74

Priority reduced to Reason

Protests filed by:

Copies of protests forwarded by

Hearing held by Date

Recommended for approval denial by

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 57-7111, 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 August 1, 19 79.

c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 29 day of August 19 74.

A. Kenneth Dunn
For the Director

By A. KENNETH DUNN, ADMINISTRATOR

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
COUNTY OF OWYHEE)

I, **Everett A. Colley**, 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 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 **printer** or publisher of THE OWYHEE CHRONICLE, a newspaper of general circulation printed and published weekly, on Thursday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho.

3. That the said THE OWYHEE CHRONICLE 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 **NOTICE OF APPLICATION**
FOR WATER PERMIT

of which a printed copy, taken from said newspaper, is hereto annexed, was published in the regular issue thereof, and not in a supplement thereto, in said

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

Aug. 8, 1974

Aug. 15, 1974

RECEIVED

AUG 16 1974

Water Resources

(Signed)

Everett A. Colley

Subscribed and sworn to before me this **15th** day of **Aug.**
A. D., 19 **74**

Euclyn S. Colley
Notary Public in and for the State of Idaho.

residing at **Homedale**, Idaho

My commission expires **2-6**, 19 **76**.

57-7111



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

December 13, 1979

Re: Permit No. 57-7111

Harper Saunders
Box 613
Homedale, ID 83628

Dear Mr. Saunders:

A representative of this Department made an examination of the works covered by your Permit No. 57-7111 on August 30, 1979, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 1.58 cfs Source: Mule Springs Drain

The maximum quantity diverted shall not exceed 369 acre feet per
year.

Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, Twp. 3N, Rge. 5W, B.M.1

Beneficial use: Irrigation of 82 acres within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 27;
NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28, Twp. 3N, Rge. 5W, B.M.

Priority date established: January 29, 1974

If you do not concur with these findings please contact us within 10 days, otherwise a
water license will be issued as set forth above.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw

MICROFILMED

FIELD REPORT

3. Water will be used for the following purposes.

Other uses: _____

- ### Other Points of Diversions

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

85

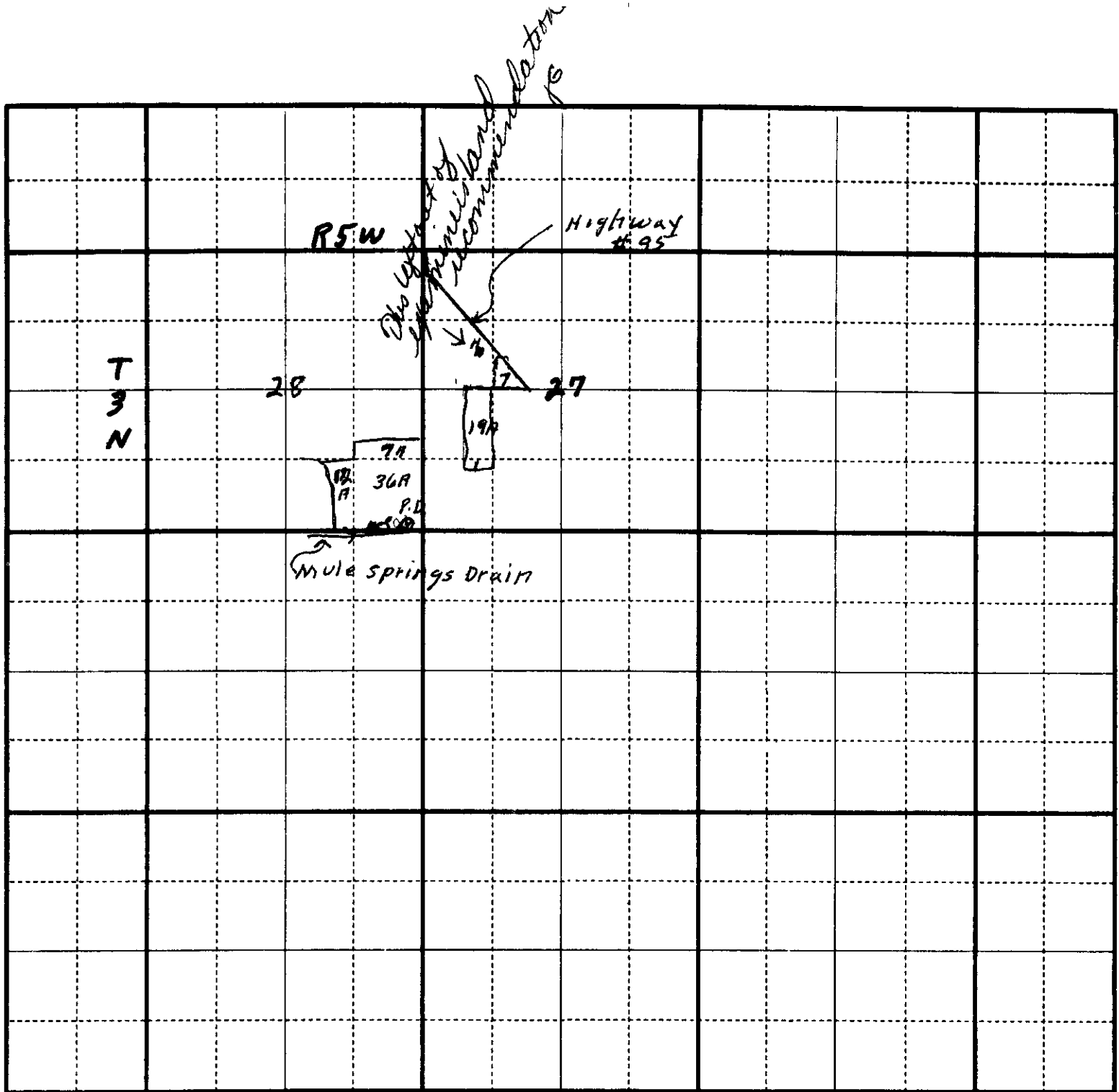


Diagram of System

See attached ASES Aerial photo of Irrigation Diagram



DATE OF EXAM 8/30/79

ACREAGE
Found 82
Recommended 82

Irrigation Requirement 4.5 Ac Ft/Ac

USE
Irrigation Q= 1.58 c.f.s. V= 369 AF/Ann. from 3/15 to 11/15
Domestic Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no _____

Name source _____
twp _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no _____

Name source exchanged with: _____
twp _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection:
twp _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange:
twp _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 1.58 Method of measurement 2' Cipolletti weir

Total Q recommended 1.58 Meter No. _____ Type _____ Condition _____

Total V recommended 369

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION
Read .38 on 2 foot cipolletti. Ref: Water measurement
Manual Second Edition 1967 .38 = 1.58 cfs.
Total AF 82 acres x 4.5 AF = 369.

SYSTEM DESCRIPTION:
7 1/2 HP motor + pump to holding basin with 2 ft cipolletti
weir empties into holding pond. 15 HP motor + pump
installed to pump water from pond to place of use.

REMARKS
called John + he said no stock water used.

Examiner's Signature John K. Moyer Date 8/31/79

Checked by DBS Date 9/4/79

Approved by _____ Date _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS

Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED

Director

(208) 384-2190

August 9, 1979

Harper Saunders
P. O. Box 613
Homedale, ID 83628

RE: Permit No. 57-7111

Dear Mr. Saunders:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

☒ A field examination of your system has been scheduled for

Thursday, August 30th at 11:00 am.

If this time and date is not convenient for you, please contact this office as soon as possible.

☐ A field examiner will contact you to arrange to examine your system.

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

Sincerely,

Kay Walker
Secretary

RECEIVED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address
Statehouse
Boise, Idaho 83720
(208) 384-2215

May 31, 1979

100980

Harper Saunders
Box 613
Homedale, ID 83628

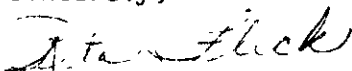
Dear Mr. Saunders:

One of the conditions of approval of your water Permit No. 57-7111 was that evidence of the extent of development must be submitted to this office on or before August 1, 1979. (See last page of your approved permit). Enclosed is a post card which may be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use post card or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect within 60 days.

Sincerely,


RITA FLECK
Sr. Secretary

Enc: ☒ post card
Access port specs.

MICROFILMED

January 30, 1979

Re: Permit No. 57-7111

Harper Saunders
Box 613
Homedale, Idaho 83628

Dear Mr. Saunders:

A measuring device or access port should be installed at the point where you pump the water from the stream source.

The specifications on the access port are not available as of this date. However, when you submit proof you can complete Item 7-b, which refers to a measuring device requirement by stating you will install an access port as soon as the specifications are available. A copy of these specifications will be forwarded to you when they are completed.

If you have any questions, please contact us.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

MICROFILMED

TELEPHONE 337-3821
AREA CODE 208

HARPER SAUNDERS
Farming - Livestock
HOMEDALE, IDAHO
January 24, 1979

POST OFFICE BOX 613
ZIP CODE 83628

RECEIVED

JAN 26 1979

Department of Water Resources
Statehouse,
Boise Idaho 83720

Department of Water Resources

Gentlemen:

I will soon be applying to your department for
final approval of water permit No. 57-7111.

In order to comply with the provision for a
measuring device or access port, I need additional
information. In this system there are two pumps, one
which lifts water from the stream source into a
settling pond. The other pumps the water from the
settling pond into the irrigation system.

Please advise which one should be provided with a
measuring device or access port for determining the
rate of diversion by your department. Also please
send information as to the size and location of the
access port or other device as provided in the order
dated August 18th. 1978.

Sincerely,

Harper Saunders
Harper Saunders

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

NOV 28 1979

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition should be less restrictive and provide more flexibility to you in the development of your water right system. The specifications related to the size and location of the access port will be available upon request from the Department, as soon as the Department's measuring equipment is obtained.

If you have questions regarding this matter, please contact this office or our regional offices.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:JG:kw

Enclosure

MICROFILMED

September 3, 1974

Re: Permit No. 57-7111

Harper Saunders
Box 613
Homedale, Idaho 83628

Dear Mr. Saunders:

Enclosed is a copy of your approved Application for Permit No. 57-7111. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse Annex 2
Boise Idaho 83707
(208) 384-2215
Western District Office



Water Rights Administration
Water Resource Investigation
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

August 2, 1974

Owyhee Chronicle
20 E. Idaho Ave.
Homedale, ID 83628

Re: Application for Permit No. 57-7111

Gentlemen.

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

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Sincerely,

Bill Submitted
8-20-74
cu

MICROFILMED

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that HARPER SAUNDERS, Box 613, Homedale, Idaho, has on Jan. 29, 1974, submitted Application No 57-7111 for a permit to appropriate 1.72 cubic feet per second of water from Mule Springs Drain, trib. to Jump Creek by means of pump, pipeline and sprinklers within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 3 N, R. 5 W, B M, Owyhee County to be used from Jan. 1 to Dec. 31 for livestock use and March 1 to Oct. 31 for irrigation of 35 acres within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ -SW $\frac{1}{4}$, Sec. 27, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ -SE $\frac{1}{4}$, Sec. 28, T. 3 N, R. 5 W, B M

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83707, on or before Aug. 26, 1974.

R. KEITH HIGGINSON
Director

Published in the Owyhee Chronicle, Homedale, Idaho on Aug. 8, 1974 and Aug. 15, 1974.

OK
8-9-74
OK

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that HARPER SAUNDERS
Box 613, Homedale, Idaho
has on Jan. 29, 1974 submitted Application No. 57-7111
for a permit to appropriate 1.72 cubic feet per second ~~none~~
~~maximum~~ of water from Mule Springs Drain, trib. to Jump Creek
by means of pump, pipeline and sprinklers
within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 3 N, R. 5 W, B.M., Owyhee County

to be used from Jan. 1 to Dec. 31 for livestock use and March 1 to Oct. 31
for irrigation of 85 acres

within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 27, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28, T. 3 N, R. 5 W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water ~~Administration~~ ^{Resources}, Statehouse, Boise, Idaho, 83707, on or before Aug. 26, 1974.

R. KEITH HIGGINSON

Director

Published in the Owyhee Chronicle, Homedale, Idaho
on Aug. 8, 1974 and Aug. 15, 1974.

MICROFILMED

THE Owyhee Chronicle

Phone 337-3581

PUBLISHING
PRINTING
ADVERTISING

RECEIVED
JUL 29 1974

Department of Water Resources

EVERETT A. COLLEY, Publisher

20 East Idaho Avenue
HOMEDALE, IDAHO, 83628

July 25, 1974

Susan Whaley
Clerk-Typist
Department of Water Resources
State Capitol
Boise, Idaho 83720

Dear Susan:

Regarding the publication of Application for Permit No. 57-7111--
Harper Saunders.

I received this legal notice for publication Feb. 7-14, 1974, but
later received a phone call to cancel the publication because of
error or misunderstanding.

I held the notice for some time expecting new instructions, but
have received none, and now the notice seems to have been misplaced.
If this notice is now cleared for publication I would be glad to
publish it upon receipt of new copy.

Yours truly,

THE OWYHEE CHRONICLE

Everett A. Colley
Everett A. Colley,
Publisher

MICROFILMED

July 23, 1974

Owyhee Chronicle
20 East Idaho Avenue
Homedale, Idaho 83628

Re: Application for Permit No. 57-7111 - Harper Saunders

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced item. The legal notice was to have been published in your paper on February 7 and February 14, 1974.

Your cooperation in this matter is greatly appreciated.

Sincerely,

SUSAN WHALEY
Clerk-Typist

SW:s

MICROFILMED

TELEPHONE 337-3135
AREA CODE 208

RICHARD B. EISMANN
ATTORNEY AT LAW
HOMEDALE, IDAHO

JUL - 2 1974

POST OFFICE BOX 36
HOMEDALE, IDAHO 83628
RECEIVED
JUL 3 1974
Department of Water Resources

State of Idaho
Department of Water Administration
Attention: Mr. Robert W. Hamilton
614 State Street
Boise, Idaho 83720

Re: Application for Permit No. 57-7111 - Saunders

Dear Mr. Hamilton:

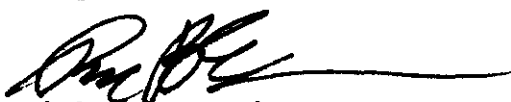
Enclosed herewith please find a copy of a license agreement with the Gem Irrigation District.

Please review the matter and advise if the enclosed authorization complies with your letter of March 20, 1974.

If you have any questions, please contact me.

Thank you for your attention to this matter.

Very truly yours,



Richard B. Eismann
RBE/imp /CUD
Enclosure:

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C STEPHEN ALLRED

Director

Mailing address

Statehouse

Boise, Idaho 83720

(208) 384-2215

January 4, 1980

Harper Saunders
Box 613
Homedale, ID 83628

Dear Mr. Saunders:

RE: Permit No. 57-7111

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

Sincerely,

Jan Grover
JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED

LICENSE AGREEMENT

THIS AGREEMENT Made and entered into this _____ day
of February, 1974, by and between GEM IRRIGATION DISTRICT,
a quasi municipal corporation, with its principal place of busi-
ness at Homedale, Owyhee County, Idaho, party of the first part,
hereinafter referred to as licensor, and Harper Saunders
_____ of Owyhee County, Idaho, party of the
second part, hereinafter referred to as licensee, WITNESSETH:

In consideration of the mutual agreements and covenants
hereinafter stated, the parties hereto agree as follows:

I.

The licensor hereby grants to the licensee a license
to construct, erect and maintain an irrigation pump and connect-
ing ditches and facilities for conveying irrigation water in the
Mule Creek Drain of the licensor located in the SE
Corner of the SE $\frac{1}{4}$
Section 28, Township 3 North, Range 5 West of the
Boise Meridian, and by means of said pump and connecting ditches
and facilities to take water from said Drain to apply for bene-
ficial uses upon the following described real property owned by
the licensee:

Sec. 27, T. 3N., R. 5W.B.M.: SE $\frac{1}{4}$ NW $\frac{1}{4}$, 5 ac.; NW $\frac{1}{4}$ SW $\frac{1}{4}$, 10 ac.;
SW $\frac{1}{4}$ SW $\frac{1}{4}$, 20 ac.; Sec. 28, T. 3N., R. 5W.B.M.: NE $\frac{1}{4}$ SE $\frac{1}{4}$, 5 ac.,
SW $\frac{1}{4}$ SE $\frac{1}{4}$, 17 ac., SE $\frac{1}{4}$ SE $\frac{1}{4}$, 28 ac.

II.

The licensee agrees to install said pump and connecting
ditches and facilities in a good and workmanlike manner and so not
to obstruct in any manner the flow of water in said Drain or to
interfere in any manner whatsoever with the distribution, opera-
tion and maintenance of any part of licensor's irrigation or
drainage project.

Regarding any pump, connecting ditches or facilities installed,
erected and constructed by the licensee, the ownership of the same
shall remain the licensee's and the licensor shall be under no
duty to maintain or furnish any repairs for said pump, connecting
ditches or facilities.

57-714

III.

Regarding the installation of said irrigation pump, connecting ditches or facilities by licensee, licensee agrees to install the same in accordance with instructions and requirements of licensor and before operating said pump, connecting ditches and facilities, said licensee will obtain approval of installation from licensor.

Failure to obtain such approval shall automatically terminate said license.

IV.

It is understood and agreed that the license herein given is subject to all provisions and conditions of the licensor's contract with the United States Government for the supply of irrigation water, which contract is recorded September 11, 1952 at 2:30 P.M. in Book 8 of Bonds and Agreements, Page 501, Records of Owyhee County, Idaho.

IN WITNESS WHEREOF, the parties hereto have executed this license agreement the day and year first above written.

GEM IRRIGATION DISTRICT

By Tom Cotton, Secty.-Mgr.

Licensor

Harold Saunders

Licensee

March 20, 1974

Richard B. Eismann
Attorney at Law
P. O. Box 36
Homedale, ID 83628

Re: Application for Permit No. 57-7111 - Saunders

Dear Mr. Eismann:

We are holding Mr. Saunders Application for Permit pending receipt of a letter of authorization from the Gem Irrigation District or an amended application as mentioned by you in our telephone conversation. Please advise us which way you plan to proceed.

Sincerely,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:df

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse Annex 2
Boise, Idaho 83707
(208) 384-2215
Western District Office



Water Rights Administration
Water Resource Development
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

February 1, 1974

**Owyhee Chronicle
20 East Idaho Avenue
Homedale, Idaho 83628**

Re: Application for Permit No. 57-7111 - Harper Saunders

Gentlemen

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

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Sincerely,

MICROFILMED

Proof Requested

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that HARPER SAUNDERS, Box 613, Homedale, Idaho has on Jan. 29, 1974 submitted Application No. 57-7111 for a permit to appropriate 1.72 cubic feet per second of water from Mule Springs Drain, trib. to Jump Creek by means of pumps, pipeline & sprinkler system within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, S. 28, T. 3 N., R. 5 W., B. M., Owyhee County, to be used from Jan. 1 to Dec. 31 for stock use & March 1 to Oct. 31 for irrigation of 85 acres within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ -SW $\frac{1}{4}$, S. 27, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, S. 28, T. 3 N., R. 5 W., B. M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before Feb. 25, 1974.

R. KEITH HIGGINSON
Director

Published in the Owyhee Chronicle, Homedale, Idaho on Feb. 7, 1974 and Feb. 14, 1974.

OK df
2-6-74

NOTICE OF APPLICATION FOR WATER PERMIT

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has on Jan. 29, 1974 submitted Application No. 57-7111
for a permit to appropriate 1.72 cubic feet per second ~~XXXXXXX~~
~~XXXXXXX~~ of water from Mule Springs Drain, trib. to Jump Creek
by means of pumps, pipeline & sprinkler system
within the SE¹/₄SE¹/₄, S. 28, T. 3 N., R. 5 W., B.M., Owyhee County

to be used from Jan. 1 to Dec. 31 for stock use & March 1 to Oct. 31
for irrigation of 85 acres

within the SE¹/₄NW¹/₄, W¹/₂SW¹/₄, S. 27, NE¹/₄SE¹/₄, S¹/₂SE¹/₄, S. 28, T. 3 N., R. 5 W., B.M.

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R. KEITH HIGGINSON

Director

MICROFILMED

Published in the Owyhee Chronicle, Homedale, Idaho

on Feb. 7, 1974 and Feb. 14, 1974

January 30, 1974

Richard B. Eismann
Attorney at Law
P. O. Box 36
Homedale, ID 83628

Re: Application for Permit No. 57-7111 - Harper Saunders

Dear Mr. Eismann:

Enclosed please find Receipt No. 13634 in the amount of \$35.00 for the above referenced application along with your two copies of the application.

In checking a map of the area in which Mr. Saunders is filing for a water right, it appears that this drain was dug by the irrigation district. They do use water from some of their drains and we ask that you supply us with a letter from the Gem Irrigation District to the effect that they have no objections to Mr. Saunders taking water from the drain.

If you have any questions regarding this matter, feel free to contact us.

Sincerely,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:def

Enclosures

MICROFILMED

TELEPHONE 337-3135
AREA CODE 208

RICHARD B. EISMANN
ATTORNEY AT LAW
HOMEDALE, IDAHO

JAN 28 1974

RECEIVED
POST OFFICE BOX 36
ZIP CODE 83698
JAN 29 1974
Department of Water Administration

Idaho Department of Water Administration
Statehouse - Annex No. 2
Boise, Idaho 83707

Re: Harper Saunders

Gentlemen:

Enclosed herewith please find an original and two copies
of the Application for Permit to appropriate the Public Waters
of the State of Idaho.

Also enclosed is my check in the sum of \$35.00 as the filing
fee in such matter.

Would you please file the original application, affix your
filing date to the two copies and return the same to me
for my records.

Thank you for your attention to this matter.

Very truly yours,



Richard B. Eismann
RBE/imp
Enclosure:

Copy to:

Mr. Harper Saunders

MICROFILMED

57-7111

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 57-7111

Name(s) of Permit Holder: Harper Saunders

Post Office Address: P.O. Box 613, Homedale Idaho 83628

Source of Water: Mule Springs, trib. to Jump Creek.

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater 100 hd. beef (number and type of stock)
☒ Irrigation 85 (acres)
☐ Other

Measuring Device: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No
Access Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

July 20, 1979

Date

Harper Saunders
Signature of Permit Holder

NOT FILMED

PLACE
TEN CENT
STAMP
HERE

RECEIVED

JUL 2 1979



Department of Water Resources
IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item Initial Date

- (1) EB 1/30/74 Application No. 67-111
- (2) EB 1/30/74 ☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee
- (3) EB 1/30/74 In form to receipt
EB 1/30/74 Send Copies to:
☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management
- (4) EB 1/30/74 ☐ Request Special Use Permit from U. S. F. S.
☐ Request Easement from B. L. M.
☐ Request Information from Applicant
- (5) EB 1/30/74 In form for advertising
- (6) EB 1/30/74 Located within Water District No. _____
- (7) EB 1/30/74 Critical groundwater area: yes _____ no _____
- (8) EB 1/30/74 Groundwater levels:
_____ Decline (comment) _____
_____ Stable (comment) _____
_____ Increasing (comment) _____
- (9) EB 1/30/74 Comments: _____
- (10) Ca 8-20-74 Affidavit of Publication received (date) OL
- (11) EB 26 Aug 74 Final date for protests 26 Aug 1974
Protests received: yes _____ no ✓
- (12) EB 26 Aug 74 Date and Place of hearing _____
Decision reached at hearing _____
- (13) EB 26 Aug 74 All requested information received from agencies or applicant
yes _____ no _____
- (14) EB 26 Aug 74 Action recommended:
☒ Approve Priority _____
☐ Deny Reason for Reduction _____
☒ Measuring device required
☐ See attached sheet for additional conditions of approval
☐ No additional conditions for approval
- (15) District Western By W. C. [Signature] Date RECEIVED