

Township 3 North, Range 5 West, B. M.,  
Owyhee County, Idaho

6 56.0

5 39.9

4 17.9

13

3 36.2

8 26.2

7 15.3

308

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6 50.0

5 41.57

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40001

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401-01

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This Sketch is for location  
purposes only.  
Ihli Title & Escrow Company, Inc.  
assumes no liability for variations.

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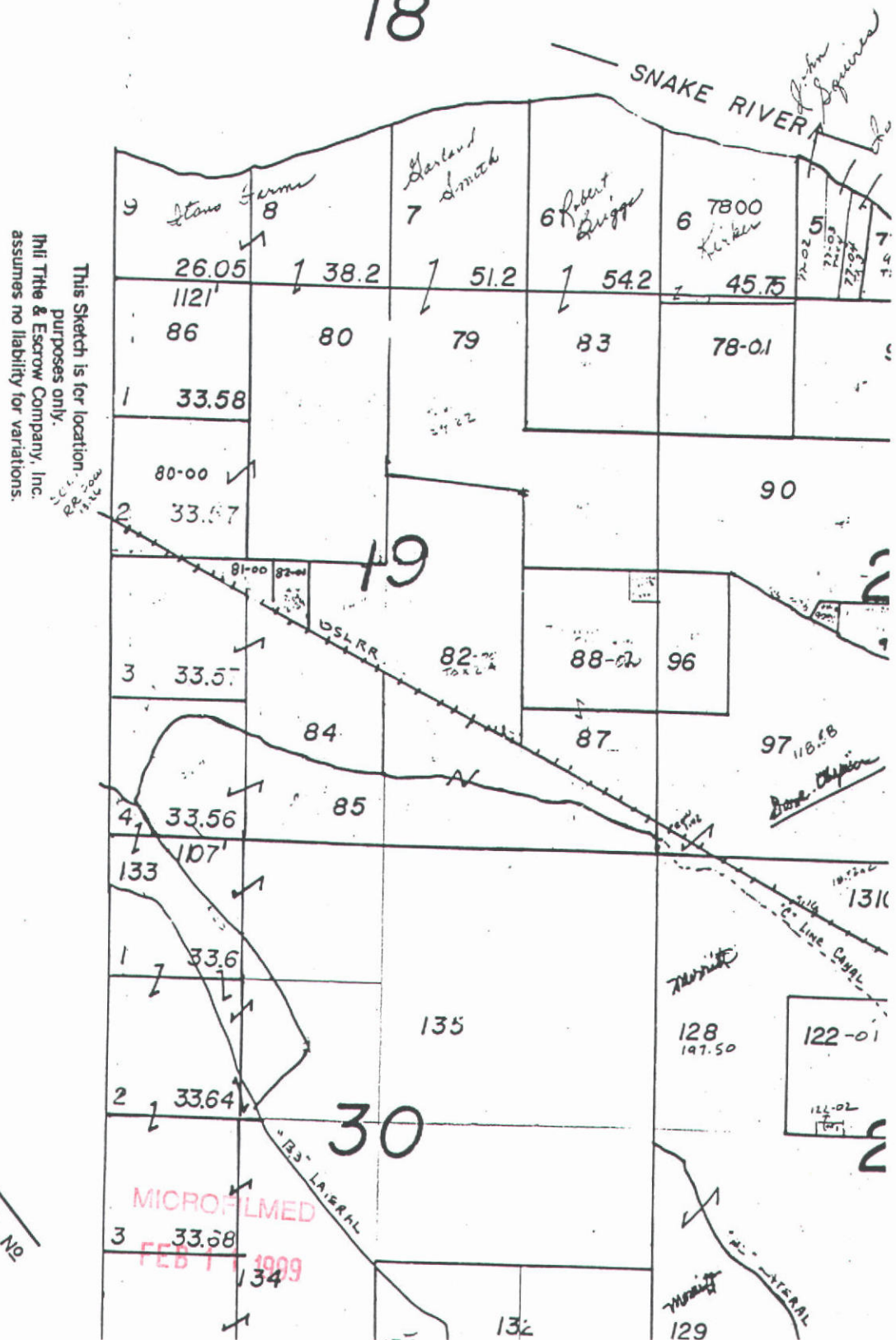
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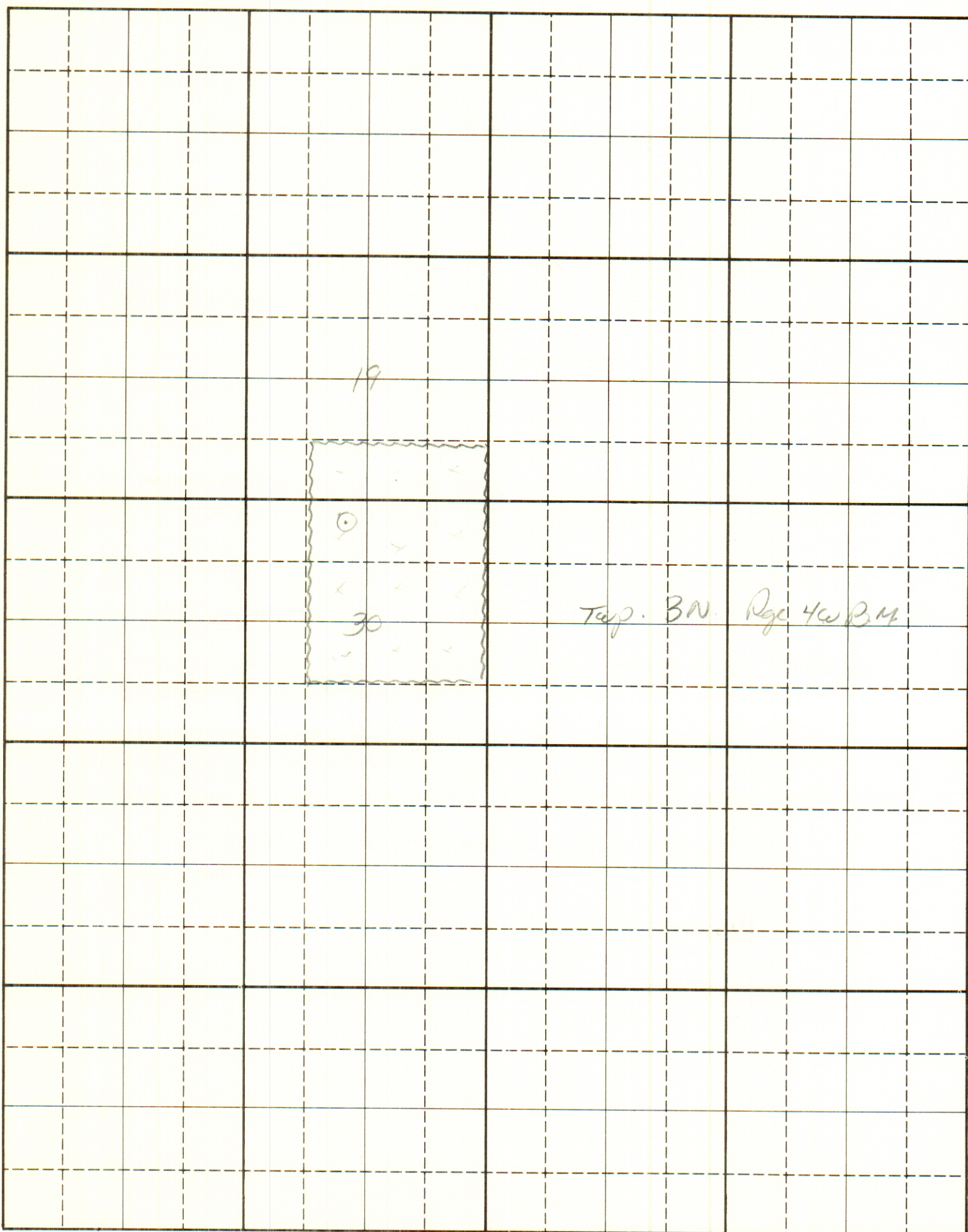
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11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

*Lodge Hand & Liversedge Inc.*  
(Applicant)  
*By William H. Lodge Secretary*

57 7047



# 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 each week and every week for 2 consecutive weeks, the first publication being on the 18 day of March, 1971, and the last publication being on the 25 day of March, 1971;

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 25 day of March, 1971.

Louise Scherer  
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

RECEIVED

MAR 25 1971

Department of Water Administration

## NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lodge Land & Livestock, Inc., Box 128, Caldwell, Idaho, has on March 1, 1971, submitted Application No. 57 - 7047 for a permit to appropriate 1.0 cubic feet per second of water from a ground water source by means of well, pump, motor and pipe within the NE $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 30, T. 3 N., R. 4 W., B. M., Owyhee County, to be used from Jan. 1 to Dec. 31 for stock watering purposes and from March 15 to Nov. 30 for the irrigation of 400 acres within the N $\frac{1}{2}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 30; SE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 19; T. 3 N., R. 4 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 April 5, 1971.

R. KEITH HIGGINSON  
Director

Published in the Owyhee Nugget, Marsing, Idaho, on March 18 and March 25, 1971.

57 7047

STATE OF IDAHO  
IDAHO DEPARTMENT OF WATER RESOURCES  
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.  
Incomplete forms will be returned.

- Water Right Number(s) 57-02292, 57-02335, 57-07047, 57-10669
- Adjudication Claim Number(s) \_\_\_\_\_
2. The following REQUIRED information must be submitted with this form.
- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.  
AND
- B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)  
OR
- C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Lodge Land & Livestock Co.  
P. O. Box 128  
Caldwell, ID 83605-0128
4. New Owner/Claimant(s) DeRuyter Dairy - Nicolaas J. + Suzanne M.  
Name connector (Check one): ☒ AND ☐ OR ☐ AND/OR  
New Mailing Address P. O. Box 580  
City, State and ZIP Code Marsing, ID 83639-0580  
New Telephone Number (208) 896-5242
5. Date you acquired the property May 1, 1997
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
- Number of acres actually irrigated N/A Number and type of stock N/A
- Diversion rate in CFS N/A Number of homes N/A Other uses N/A  
cubic feet per second
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Nicolaas J. DeRuyter Date 3-24-98  
Nicolaas J. DeRuyter Date \_\_\_\_\_
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)  
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

RECORDED

FILED

RECEIVED  
DEC 09 1998  
DEPARTMENT OF WATER RESOURCES

## DeRuyter Dairy

P. O. Box 580  
Marsing, ID 83639-0580

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Phone 208.896.5402  
Fax 208 896 5302

December 7, 1998

TO: Kari Lynn Townsend - Idaho Dept. of Water Resources  
208-327-7866

FROM: Suzanne DeRuyter  
DeRuyter Dairy

RE: Change of Ownership - 57-02292, 57-02335, 57-07047, 57-10669

Finally, please find attached a copy of our title, land description, and aerial map of the property so we can transfer water rights. If you should need anything else, please contact me at the above number.

Thank you,

DERUYTER DAIRY

*Suzanne*  
Suzanne DeRuyter

6 pages total

# Owner's Policy

American Land Title Association Owner's Policy 10-17-92



Policy Number **SV 2509448**

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS FROM COVERAGE CONTAINED IN SCHEDULE B AND THE CONDITIONS AND STIPULATIONS,

OLD REPUBLIC NATIONAL TITLE INSURANCE COMPANY, a Minnesota corporation, herein called the Company,

insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the Amount of Insurance stated in Schedule A, sustained or incurred by the insured by reason of

- 1 Title to the estate or interest described in Schedule A being vested other than as stated therein,
- 2 Any defect in or lien or encumbrance on the title,
- 3 Unmarketability of the title,
- 4 Lack of a right of access to and from the land.

The Company will also pay the costs, attorneys' fees and expenses incurred in defense of the title, as insured, but only to the extent provided in the Conditions and Stipulations

IN WITNESS WHEREOF, the said Old Republic National Title Insurance Company has caused its corporate name and seal to be hereunto affixed by its duly authorized officers as of the date shown in Schedule A, the policy to be valid when countersigned by an authorized officer or agent of the Company.

## EXCLUSIONS FROM COVERAGE

The following matters are expressly excluded from the coverage of this policy and the Company will not pay loss or damage, costs, attorneys' fees or expenses which arise by reason of

- 1 (a) Any law, ordinance or governmental regulation (including, but not limited to, building and zoning laws, ordinances, or regulations) restricting, regulating, prohibiting or relating to (i) the occupancy, use, or enjoyment of the land, (ii) the character, dimensions or location of any improvement now or hereafter erected on the land, (iii) a separation in ownership or a change in the dimensions or area of the land or any parcel of which the land is or was a part, or (iv) environmental protection, or the effect of any violation of these laws, ordinances or governmental regulations, except to the extent that a notice of the enforcement thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.
- (b) Any governmental police power not excluded by (a) above, except to the extent that a notice of the exercise thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy
- 2 Rights of eminent domain unless notice of the exercise thereof has been recorded in the public records at Date of Policy, but not excluding from coverage any taking which has occurred prior to Date of Policy which would be binding on the rights of a purchaser for value without knowledge
- 3 Defects, liens, encumbrances, adverse claims, or other matters
  - (a) created, suffered, assumed or agreed to by the insured claimant,
  - (b) not known to the Company, not recorded in the public records at Date of Policy, but known to the insured claimant and not disclosed in writing to the Company by the insured claimant prior to the date the insured claimant became an insured under this policy,
  - (c) resulting in no loss or damage to the insured claimant,
  - (d) attaching or creating subsequent to Date of Policy, or
  - (e) resulting in loss or damage which would not have been sustained if the insured claimant had paid value for the estate or interest insured by this policy
- 4 Any claim, which arises out of the transaction vesting in the insured the estate or interest insured by this policy, by reason of the operation of federal bankruptcy, state insolvency, or similar creditors' rights laws, that is based on
  - (a) the transaction creating the estate or interest insured by this policy being deemed a fraudulent conveyance or fraudulent transfer; or
  - (b) the transaction creating the estate or interest insured by this policy being deemed a preferential transfer except where the preferential transfer results from the failure
    - (i) to timely record the instrument of transfer, or
    - (ii) of such recordation to impart notice to a purchaser for value or a judgment or lien creditor

Issued through the Office of

**IHLI TITLE & ESCROW COMPANY, INC.**

**OLD REPUBLIC NATIONAL TITLE INSURANCE COMPANY**

A Stock Company

400 Second Avenue South, Minneapolis, Minnesota 55401

(612) 371-1111

  
Authorized Signatory **President**

By

Attest

President

Secretary

**Schedule A**

File Number 2564 Policy Number SV 2509448 Amount \$ 1,175,000.00  
1. Policy Date May 1, 1997 at 5:00 P.M.



2. Name of Insured:

**NICOLAAS J. DeRUYTER and SUZANNE M. DeRUYTER**

3. The estate or interest in the land described herein and which is covered by this policy is:

Fee Simple

4. Title to the estate or interest covered by this policy at the date hereof is vested in:

**NICOLAAS J. DeRUYTER and SUZANNE M. DeRUYTER, husband and wife**

5. The land referred to in this policy is situated in the County of Owyhee  
State of Idaho and is described as follows:

Exhibit "A" attached hereto and made a part hereof

Exhibit "A" Land Description  
File No. 2564  
Policy No. SV 2509448

IN TOWNSHIP 3 NORTH, RANGE 4 WEST, B. M., OWYHEE COUNTY,  
IDAHO

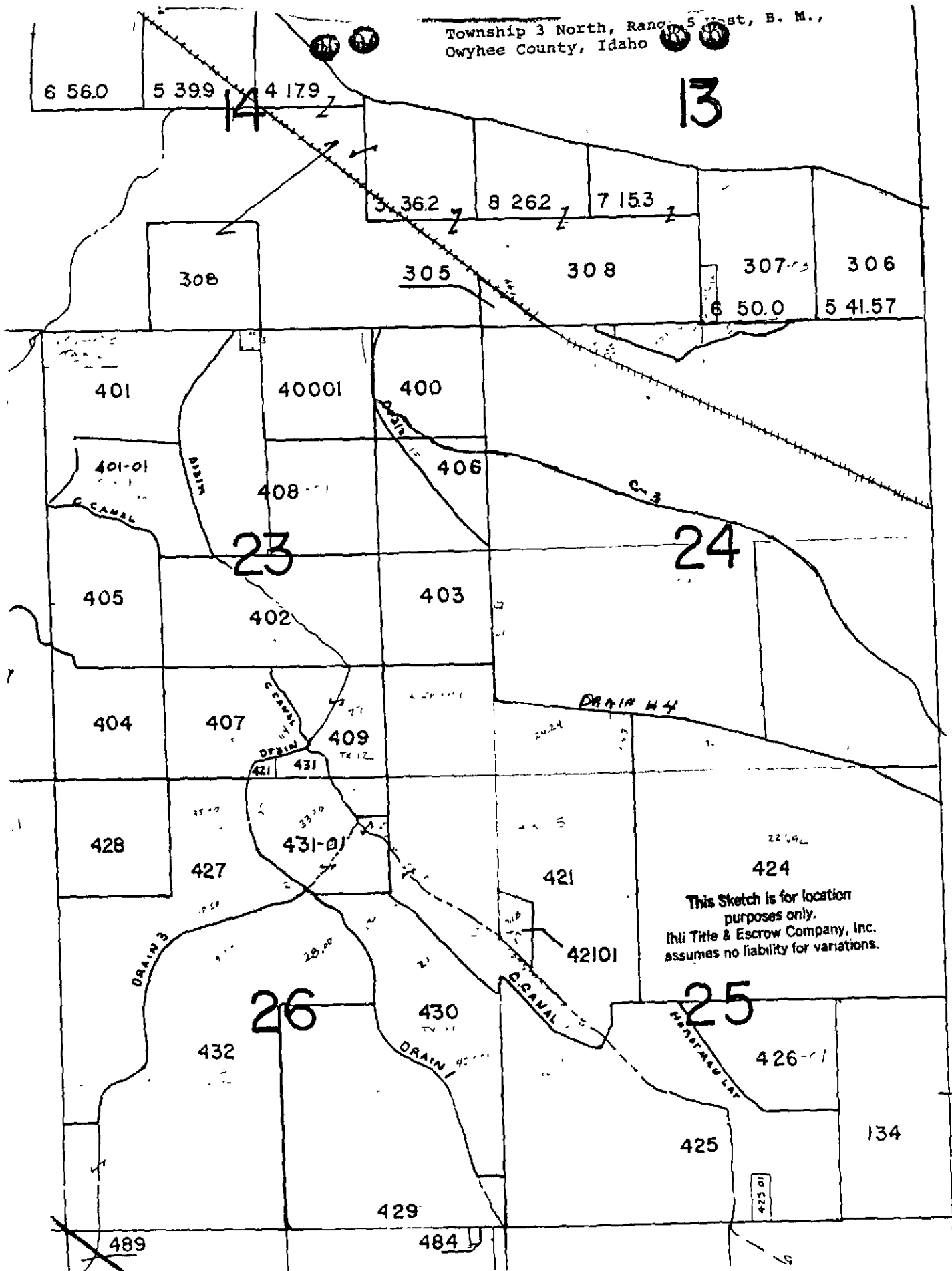
Section 19: That part of the SE $\frac{1}{4}$  lying South of the  
Union Pacific Railroad Right of Way:  
All that part of the SW $\frac{1}{4}$  lying East and South  
of the Right of Way of the Diversion canal to  
the C-2 $\frac{1}{2}$  siphon and South of the C Canal of the  
Gem Irrigation District.

Section 30: NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$  and those parts of  
Lots 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$ ) and 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$ ), SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$   
and SW $\frac{1}{4}$ SE $\frac{1}{4}$  lying North and East of the Gem  
Irrigation District Drain and C-2 $\frac{1}{2}$  Lateral  
rights of way, as now constructed.

IN TOWNSHIP 3 NORTH, RANGE 5 WEST, B. M., OWYHEE COUNTY,  
IDAHO

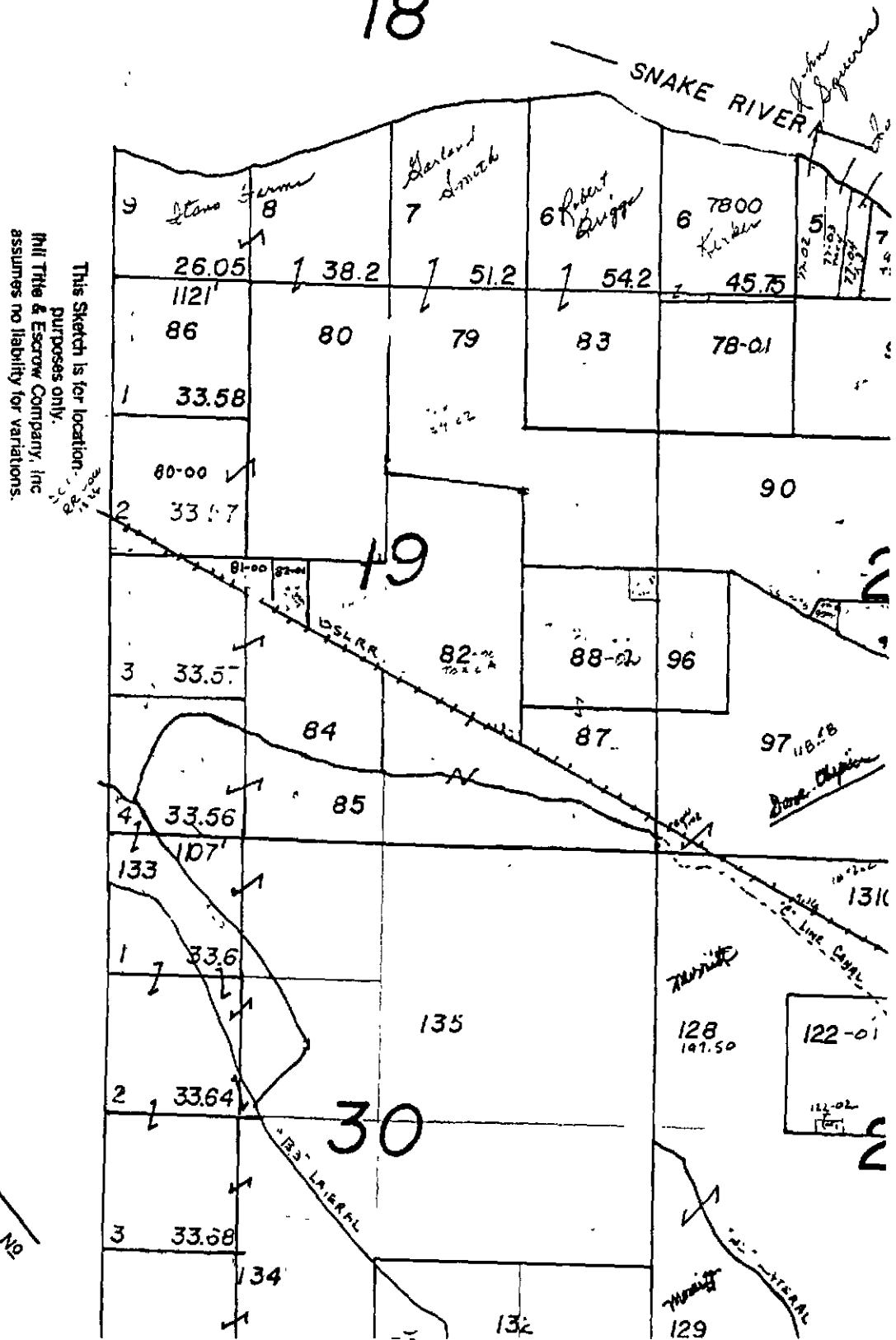
Section 24: All that part of the SE $\frac{1}{4}$ , lying North of Drain  
No. 4 and South of the Diversion Lateral from  
Drain No. 4 and "C-3" Lateral,  
EXCEPTING THEREFROM the following described  
land: That part of the SE $\frac{1}{4}$  of Section 24, T3N,  
R5W, B. M., described as follows: Commencing at the  
Northwest corner of said SE $\frac{1}{4}$  of said Section, Township and  
Range; thence East along the North line of the said SE $\frac{1}{4}$  535  
feet; thence South to a point on the North line of Drain No.  
4, which said point is 560 feet East of the West line of  
said SE $\frac{1}{4}$ ; thence meandering Northwesterly along the North  
line of Drain No. 4 to a point where said line bisects the  
West side of the SE $\frac{1}{4}$ ; thence North along the West line of  
said SE $\frac{1}{4}$  to the Point of Beginning.

Township 3 North, Range 5 East, B. M.,  
Owyhee County, Idaho



Township 3 North, Range 4 West, B. M., Owyhee County, Idaho

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This sketch is for location purposes only. Phil Title & Escrow Company, Inc. assumes no liability for variations.

OWNERSHIP PARCEL NO  
THREE DIGITS



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**TRANSFER OF WATER RIGHT**

TRANSFER NO. 5007  
WATER RIGHT NO(S). 57-02292/57-02335/57-07047

This is to certify that: **LODGE LAND & LIVESTOCK INC**  
**PO BOX 128**  
**CALDWELL ID 83605**

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| Right No. 57-02292 :  |                      |                       |                      |
| Priority: 04/14/1966  |                      |                       |                      |
| STOCKWATER            | 01/01 to 12/31       | 0.89 CFS              | 117.6 AF             |
| COMMERCIAL            | 01/01 to 12/31       | 0.89 CFS              | 151.9 AF             |
|                       |                      | <u>0.89 CFS</u>       | <u>269.5 AF</u>      |
| Right No. 57-02335 :  |                      |                       |                      |
| Priority: 01/25/1961  |                      |                       |                      |
| IRRIGATION            | 03/15 to 11/15       | 3.87 CFS              | 1314.0 AF            |
| Right No. 57-07047 :  |                      |                       |                      |
| Priority: 03/01/1971  |                      |                       |                      |
| IRRIGATION            | 03/15 to 11/15       | 0.56 CFS              | 272.1 AF             |
| STOCKWATER            | 01/01 to 12/31       | 0.14 CFS              | 8.0 AF               |
|                       |                      | <u>0.56 CFS</u>       | <u>280.1 AF</u>      |
| SUBTOTAL:             |                      | * 4.43 CFS            | * 1362.5 AF          |
| TOTAL:                |                      | ** 5.32 CFS           | ** 1632.0 AF         |

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 19, Township 03N, Range 04W  
NENE , Sec. 30, Township 03N, Range 04W  
SWNE , Sec. 30, Township 03N, Range 04W  
NENW , Sec. 30, Township 03N, Range 04W  
NWSE , Sec. 30, Township 03N, Range 04W  
OWYHEE County

PLACE OF USE: IRRIGATION

| <u>TWN RGE SEC</u>               | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|----------------------------------|--------------|--------------|--------------|--------------|
| 03N 04W 19                       | SWSW 15      | SESW 26      | SWSE 27      |              |
|                                  | SESE 16      |              |              | 84           |
| 30                               | SWNE 40      | SENE 39      | NENW 19      |              |
|                                  | NWNW 13      | SWNW 7       | SENE 23      |              |
|                                  | NESE 39      | NWSE 37      |              | 217          |
| Total number of acres irrigated: |              |              |              | *** 301      |

TRANSFER NO. 5007  
WATER RIGHT NO(S). 57-02292/57-02335/57-07047

PLACE OF USE: STOCKWATER

TWN RGE SEC

03N 04W 30

NENE  
SENE

NWNE

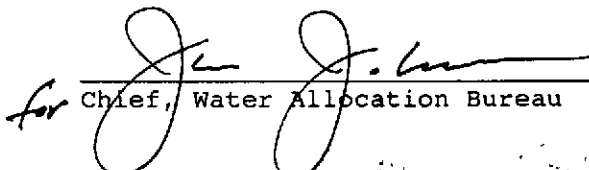
NENW

PLACE OF USE: COMMERCIAL, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
2. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- \*\* 6. The total instantaneous diversion of water from all points of diversion under Transfer 5007 shall not exceed 5.32 cfs, nor a total combined annual volume of 1632.0 af.
7. After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
8. Right 57-02292 shall not exceed a diversion rate of 0.89 cfs and an annual diversion volume of 269.5 af for stockwater and commercial uses at a dairy.
- \* 9. Rights 57-02335 and 57-07047 shall not exceed a total combined diversion rate of 4.43 cfs, a total combined annual diversion volume of 1362.5 af, and the irrigation of 301.0 acres.
- \*\*\* 10. Right 57-02335 shall not exceed the irrigation of 292.0 acres in the place of use described above in a single irrigation season.
11. Water used for irrigation under Rights 57-02335 and 57-07047 is combined with water from Gem Irrigation District.

Dated this 19<sup>TH</sup> day of June, 1998.

for  Chief, Water Allocation Bureau

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 57-7047 Priority March 1, 1971 Amount 0.56 cfs

THIS IS TO CERTIFY, that Lodge Land & Livestock, Inc.  
of Caldwell, Idaho, has complied with the terms and conditions of Permit  
No. 57-7047 issued pursuant to Application for Permit dated March 1, 1971,  
and has submitted proof to the Department of Water Resources on September 12, 1973,  
that he has applied water to a beneficial use, an examination by the Department indicates that the works have a  
capacity for the diversion of 0.56 cfs of water from a ground water source,  
tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows

| Beneficial Use                                                                                          | Period of Use | Rate of Diversion | Annual Volume |
|---------------------------------------------------------------------------------------------------------|---------------|-------------------|---------------|
| <u>Stockwater</u> from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.14</u> cfs and <u>8 acre feet</u>        |               |                   |               |
| <u>Irrigation</u> from <u>March 15</u> to <u>Nov. 30</u> at <u>0.56</u> cfs and <u>289 acre feet or</u> |               |                   |               |
| from _____ to _____ at _____ cfs and <u>*4.5 af per acre</u>                                            |               |                   |               |
| (both dates inclusive)                                                                                  |               |                   |               |

Subject, however, to the condition that no more than 0.56 cfs of water be diverted at any one time, and  
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose  
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed  
297 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$  of Sec. 30,  
Twp. 3 N, Rge. 4 W, B.M. in the County of Owyhee

Description and location of place of use:

| Twp             | Range | 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 $\frac{1}{4}$ |        |
| 3 N             | 4 W   | 19   |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 20               |                  |                  | 30               | 30               | 80     |
|                 |       | 30   | 38               | 40               | 40               | 38               | 40               |                  |                  | 40               | 40               |                  |                  |                  | 38               | 40               |                  |                  | 354    |
|                 |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| Stockwater Use: |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| 3 N             | 4 W   | 30   |                  |                  |                  |                  | X                | X                | X                | X                | X                |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated 434

\* Subject to the condition that the maximum volume per year shall not exceed 4.5  
acre feet per acre when combined with Licenses No. 57-2292 and 57-2335.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho  
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7 day of  
April, 19 75.

Director

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION  
OF THE  
STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING )  
DEVICE REQUIREMENT FOR PERMIT NO. 57-7047 ) ORDER  
IN THE NAME OF LODGE LAND & LIVESTOCK, INC )

WHEREAS, on March 1, 1971, Lodge Land & Livestock, Inc. applied to the Department of Water Administration (formerly the Department of Reclamation) for a permit to appropriate 1.0 cubic feet per second of water from a ground water source to be diverted within the NE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>, Section 30, Twp. 3N, Rge. 4W, B.M., Owyhee County, to be used for irrigation and stockwatering purposes; and,

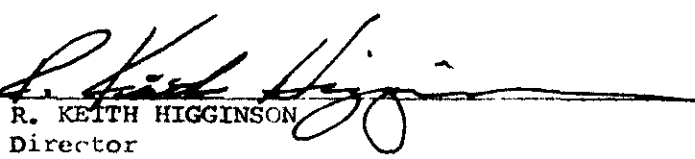
WHEREAS, on April 15, 1971, the Department approved said application and issued Permit No. 57-7047 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before April 1, 1976, and that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on September 12, 1973, the Department received the required proof of application of water to beneficial use along with a request that the measuring device requirement be removed from said permit; and,

WHEREAS, it has been determined by the Department that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permit;

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works, be and is, REMOVED from Permit No. 57-7047.

Dated this 17 day of September, 1973.

  
R. KEITH HIGGINSON  
Director

57-7047

Identification No. \_\_\_\_\_

Application No. \_\_\_\_\_

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

APPROVED

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

- 1 Name of applicant Lodge Land & Livestock, Inc.  
post office address Box 128, Caldwell, Idaho ~~83702~~
2. Source of water supply ground water which is a tributary of \_\_\_\_\_
- 3 a. Location of point of diversion is NE  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 30 Township 3N  
Range 4W B.M. Owyhee County; additional points of diversion if any: \_\_\_\_\_
- b. If water is not consumed, it will be discharged into \_\_\_\_\_ at a point in \_\_\_\_\_  $\frac{1}{4}$   
of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_
4. Water will be used for the following purposes.  
Amount 1.0 for irrigation purpose from Mar. 15 to Nov. 30 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount .40 for stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:  
a 1.0 cubic feet per second and/or  
b \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a Description of ditches, flumes, pumps, headgates, etc Drilled wells, pumps, motors, pipes  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
b Height of storage dam \_\_\_\_\_ 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 12 inches; proposed depth of well is 135 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 \$ ---
- 8 Description of proposed uses:  
a If water is **not** for irrigation SE $\frac{1}{4}$  NW $\frac{1}{4}$ , NE $\frac{1}{4}$  NW $\frac{1}{4}$ , SW $\frac{1}{4}$  NW $\frac{1}{4}$ , NW $\frac{1}{4}$  NW $\frac{1}{4}$ , Sec. 30  
(1) Give the place of use of water. NE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 30 Township 3N  
Range 4W B.M.  
(2) Amount of power to be generated. \_\_\_\_\_ hp under \_\_\_\_\_ feet of head  
(3) List number of each kind of livestock to be watered 2,000 beef  
\_\_\_\_\_  
(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 Stock watering tanks  
\_\_\_\_\_  
\_\_\_\_\_

57 7017

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

[illegible]

Total number of acres to be irrigated 400

c. Describe any other water rights used for the same purposes as described above. ~~63-3222~~ 57-2335  
3.87 for 292 acres & 57-2292

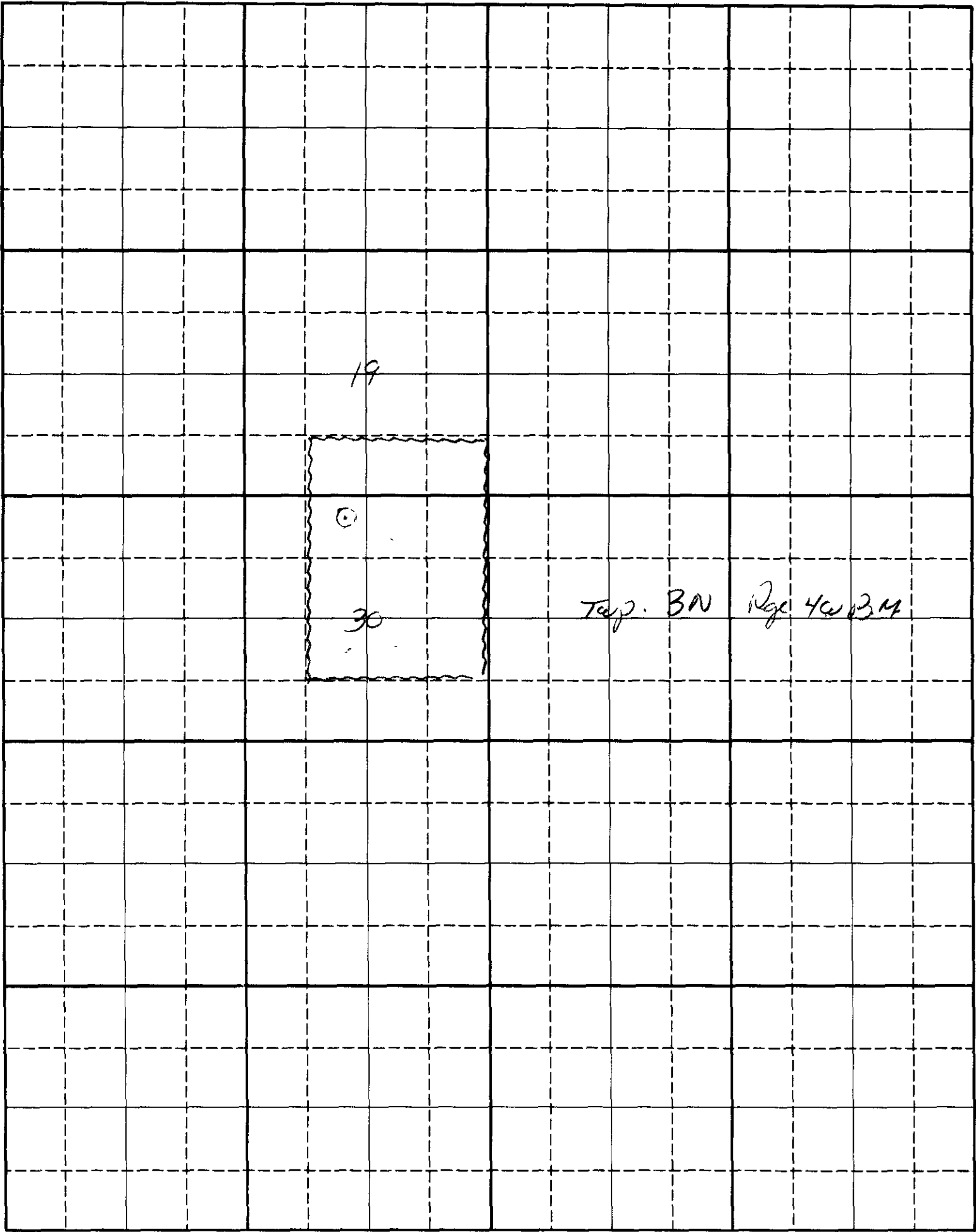
9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks .

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.

*Lodge Hand & Lumber Co. Inc.*  
(Applicant)  
By *William E. Lodge* Secretary

3-1-71

Received by ej Date 3-1-71 Time 9:10Preliminary check by du Fee \$ 20.00Receipted by ej Date 3-1-71Publication prepared by dr Date 3-10-71Published in Owyhee Nugget at MarsingPublication dates 3-18 & 3-25, 1971Publication approved du Date 3-30-71

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by D. R. D. F. C.

## 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. 57-7047, 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 April 1, 19 76.
- c. Other: The permit holder shall permanently install and maintain as part of the diverting works a measuring device at the point of diversion of a type approved by this Department.  
This permit is supplemental to all prior rights.

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

Witness my hand this 15 day of April 19 71.

R. Kirk Hiji  
Director

# 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 each week and every week for 2 consecutive weeks, the first publication being on the 18 day of March, 1971, and the last publication being on the 25 day of March, 1971;

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 25 day of March, 1971.

James A. Hawes  
NOTARY PUBLIC

My commission expires 4-16-72

(SEAL)

## NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lodge Land & Livestock, Inc., Box 128, Caldwell, Idaho, has on March 1, 1971, submitted Application No. 57 - 7047 for a permit to appropriate 1.0 cubic feet per second of water from a ground water source by means of well, pump, motor and pipe within the NE $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 30, T. 3 N., R. 4 W., B. M., Owyhee County, to be used from Jan. 1 to Dec. 31 for stock watering purposes and from March 15 to Nov. 30 for the irrigation of 400 acres within the N $\frac{1}{2}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 30; SE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 19; T. 3 N., R. 4 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 April 5, 1971.

R. KEITH HIGGINSON  
Director

Published in the Owyhee Nugget, Marsing, Idaho, on March 18 and March 25, 1971.

57 7047

## STAFF ANALYSIS

COMMENTS: WATER TABLE is stable (W.B.#18 +11).  
Several irrigation wells ARE LOCATED  
within 1 mile of the point of proposed  
diversion. Aquifer is sediment mostly fine.  
Drawdowns are high for only due to  
moderate yields. Typically 500 gpm with 200 to  
300 ft of drawdowns.

ACTION:           Approved X                                 Denied \_\_\_\_\_

Conditions of approval or reason for denial: Acceptance of reduced  
irrigation season or written justification  
of the shorter season. RECOMMEND spacing well  
as far from existing wells as possible.

57 7047

2000 caws @ 15 gpd = 30,000 gpd  
0.4 cfs will provide 260,000 gpd  
Daily pumping time would be:

$$\frac{30,000}{260,000} \times 24 \times 3 \text{ hrs}$$

Diversion is not provided.

$$A-F/\text{hr} = \frac{(30,000)(265)}{328,000} \approx 24 A-F/\text{hr}$$

57 7047

April 7, 1975

Re: Permit No. 57-7047

Lodge Land & Livestock, Inc.  
Box 128  
Caldwell, Idaho 83605

Gentlemen:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:jfr

Enclosure



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

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

Phone: (208)327-7900 FAX: (208)327-7866 [www.idwr.state.id.us/idwr/idwrhome.htm](http://www.idwr.state.id.us/idwr/idwrhome.htm)

January 19, 1999

DIRK KEMPTHORNE

Governor

KARL J. DREHER

Director

DE RUYTER DAIRY  
NICOLAAS J DE RUYTER  
SUZANNE M DE RUYTER  
PO BOX 580  
MARSING ID 83639-0580

RE: Water Rights 57-02292/57-02335/57-07047/57-10669

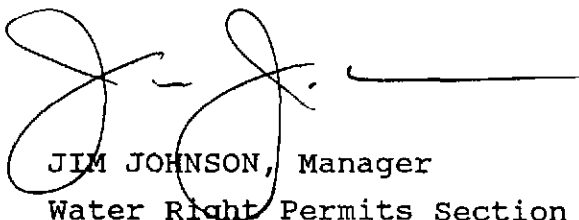
Dear Mr. & Mrs. DeRuyter:

The Department is in receipt of the correspondence changing ownership of the above referenced water rights to you. We have modified our records to reflect this change in ownership and computer generated reports are enclosed.

Just a reminder, because of a law that went into effect July 1, 1996, all water right owners are required to report change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee to the water right owner. If you have other water rights that haven't had the ownership updated please contact the department as soon as possible.

If you have any questions regarding this matter, please feel free to contact me at (208) 327-7947.

Sincerely,



JIM JOHNSON, Manager  
Water Right Permits Section

JJ:klt

Enclosure

6.12.99 11:11

10/1/99 10:14

## MEMORANDUM

**TO:** Files 57-02292, 57-02335 & 57-07047

**FROM:** Pam Skaggs<sup>PS</sup>/State Office

**SUBJECT:** Transfer 5007

**DATE:** June 19, 1998

ok [signature]

---

Transfer 5007 adds points of diversion, changes the place of use under Rights 57-02992, 57-02335 and 57-07047, and changes the nature and season of use under Right 57-02292. The applicant is building a dairy. ✓

These three rights have been used together to irrigate 361.0 acres. Region review provided detailed information describing the use of surface water from Gem Irrigation District. The transfer removes 60 acres from irrigation that did not receive supplemental surface water. ✓

All of Right 57-02292 has been identified to provide the commercial and stockwater needs of the proposed dairy facility. Right 57-07047 already provides for a portion of the total stockwater use requirement. The remaining 301 acres will continue to be irrigated under a combined system and permissible place of use as described under Rights 57-02335 and 57-07047. Irrigated acres have been rearranged to allow for the construction of the dairy. ✓

All wells are existing irrigation wells. No expansion occurs through this change in nature of use. Recommended conditions include water quality, multiple points of diversion measuring devices, future annual reporting, combined limits, permissible place of use limit, irrigation overlap and standard transfer conditions. ✓

See attached Change in Nature of Use Evaluation sheet

UNRECORDED

JUN 21 1998

**Transfer 5007**

Pam Skaggs

06-19-98

**Stock Requirements**

3000 dairy cows x 35 gpd x 365 days = 38,325,000 gal/325,850 = 117.6 afa Div. Vol

3000 dairy cows x 0.0058 af per year = 17.4 afa C U. Vol.

(600 dry stock = 8.0 af already provided under Right 57-07047)

**Commercial Requirements**

135,577.8 gpd x 365 = 49,485,897.0 gal/325,850 = 151.9 afa Div. Vol

Approximately 50 % loss = 0.50 x 151.9 afa = 76.0 afa C U. Vol

**Total Dairy Requirements**

Total Div. Vol. Required = 117.7 afa + 151.9 afa = 269.5 afa

Total C.U. Vol. Required = 17.4 afa + 76.0 afa = 93.4 afa

60 Acres Retired from Irrigation = 270.0 afa Div. Vol. &gt; 269.5 afa for Dairy

= 210.0 afa C U Vol. &gt; 93.4 afa for Dairy

**Change in Nature of Use Evaluation**

| <u>Original</u> | <u>Use</u> | <u>Rate</u> | <u>Acres</u> | <u>Div Vol / C U Vol</u> |
|-----------------|------------|-------------|--------------|--------------------------|
| 57-02292        | Irrigation | 0.89 cfs    | 69.0         | 310.5 afa/ 241.5 afa     |
| 57-02335        | Irrigation | 3.87 cfs    | 292.0        | 1314.0 afa/ 1022.0 afa   |
| 57-07047        | Irrigation | 0.56 cfs    | 361.0        | 272.1 afa/ 272.1 afa     |
|                 | Stockwater | 0.14 cfs    | -----        | 8.0 afa/ 0.0 afa         |
|                 |            | 0.56 cfs    |              | 280.1 afa/ 272.1 afa     |
| -----           |            |             |              |                          |
| Combined Limits |            | 5.32 cfs    | 361.0        | 1632.5 afa/ 1263.5 afa   |
| <u>Proposed</u> | <u>Use</u> | <u>Rate</u> | <u>Acres</u> | <u>Div Vol / C U Vol</u> |
| 57-02292        | Stockwater | 0.89 cfs    | -----        | 117.6 afa/ 17.4 afa      |
|                 | Commercial | 0.89 cfs    | -----        | 151.9 afa/ 76.0 afa      |
|                 |            | 0.89        |              | 269.5 afa/ 93.4 afa      |
| 57-02335        | Irrigation | 3.87 cfs    | 292.0        | 1314.0 afa/ 1022.0 afa   |
| 57-07047        | Irrigation | 0.56 cfs    | 301.0        | 272.1 afa/ 272.1 afa     |
|                 | Stockwater | 0.14 cfs    | -----        | 8.0 afa/ 0.0 afa         |
|                 |            | 0.56 cfs    |              | 280.1 afa/ 272.1 afa     |
| -----           |            |             |              |                          |
| Combined Limits |            | 5.32 cfs    | 301.0        | 1632.0 afa/ 1146.9 afa*  |

\* 93.4 + 1022.0 + (9 x 3.5) = 1146.9 afa

MEMORANDUM

TO: FILE 57-07047

FROM: PAM SKAGGS

RE: TRANSFER # 5007

DATE: 8-25-97

=====

Original Transfer Application, Form and correspondence  
regarding the above referenced Transfer is located within  
file # 57-02292

MICROFILMED

JUN 26 1998



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus  
Governor

R. Keith Higginson  
Director

Statehouse  
Boise, Idaho 83720  
(208) 384-2215

3-26-75

Lodge Land & Livestock, Inc.  
Box 128  
Caldwell, Idaho 83605

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 57-7047 and has found the following:

Quantity of water diverted: 0.56 cfs      Source: ground water

Amount of water that can be recognized as beneficially used under Idaho law: 0.56 cfs

\* The maximum quantity diverted shall not exceed 297 acre feet per year.

Point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 30, Twp. 3 N, Rge. 4 W, B.M.

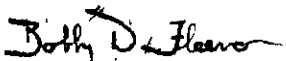
Beneficial use: Irrigation of 434 acres within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 19; NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 30; and stockwater purposes in the NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 30; all in Twp. 3 N, Rge. 4 W

Priority date established: March 1, 1971

\* Subject to the condition that the maximum volume per year shall not exceed 4.5 acre feet per acre when combined with Licenses No. 57-2292 and 57-2335.

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,

  
BOBBY D. FLEENOR  
Chief, Water Rights

**MICROFILMED**

**WATER RESOURCE BOARD:**

John F. Streiff  
Chairman

Franklin Jones  
Member

George L. Yost  
Vice-Chairman

M. Reed Hansen  
Member

Donald R. Kramer  
Secretary

Scott W. Reed  
Member

Edwin C. Schlender  
Member

Joseph H. Nattleton  
Member

DEPARTMENT OF WATER ADMINISTRATION  
FIELD REPORT

1 Name of permit holder Lodge Land & Livestock, Inc.  
Post office address Box 128, Caldwell, Idaho 83605 Phone \_\_\_\_\_  
Person to contact \_\_\_\_\_ Phone \_\_\_\_\_

2. Source of water supply Groundwater ☒ Surface water ☐ \_\_\_\_\_  
(name spring, stream, etc.)  
Tributary to \_\_\_\_\_

3 Water will be used for the following purposes.

Amount 1.0 c.f.s. for irrigation  
\_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from Mar. 15 to Nov. 30  
(mo.-day) inclusive (mo.-day)

Amount .40 c.f.s. for stockwater  
\_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
\_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Other uses \_\_\_\_\_

Permit No 57-1047  
Examination for W

4. Total amount to be appropriated

Max Rate of Diversion 1.0 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum

5. Location of Point(s) of Diversion

Township 3N N/S, Range 4W E/W, B M., Section 30, Subdivision NE 1/4 NW 1/4, Owyhee  
County

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4, \_\_\_\_\_  
County

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4, \_\_\_\_\_  
County

Other Points of Diversions \_\_\_\_\_

Description of diverting works 15 hp turbine pump, 12" well casing, 135' - 1 hp submersible pump for stockwater.

Measuring device required. yes ☐ no ☒

6 Lands to be irrigated or place of use

| TWP | RANGE | SEC | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |              |        |        | SE 1/4 |        |        |        | TOTALS |
|-----|-------|-----|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------------|--------|--------|--------|--------|--------|--------|--------|
|     |       |     | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4       | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 3N  | 4W    | 30  | 40     | 40     | 40     | 40     | X      | X      | X      | X      | X      | (stockwater) |        |        | 40     | 40     |        |        | 360    |
|     |       | 19  |        |        |        |        |        |        |        |        |        |              | 20     |        |        |        | 30     | 30     | 80     |
|     |       |     |        |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |
|     |       |     |        |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |
|     |       |     |        |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |
|     |       |     |        |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |
|     |       |     |        |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |
|     |       |     |        |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |
|     |       |     |        |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |
|     |       |     |        |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |

TOTAL ACREAGE

420

T  
3  
N

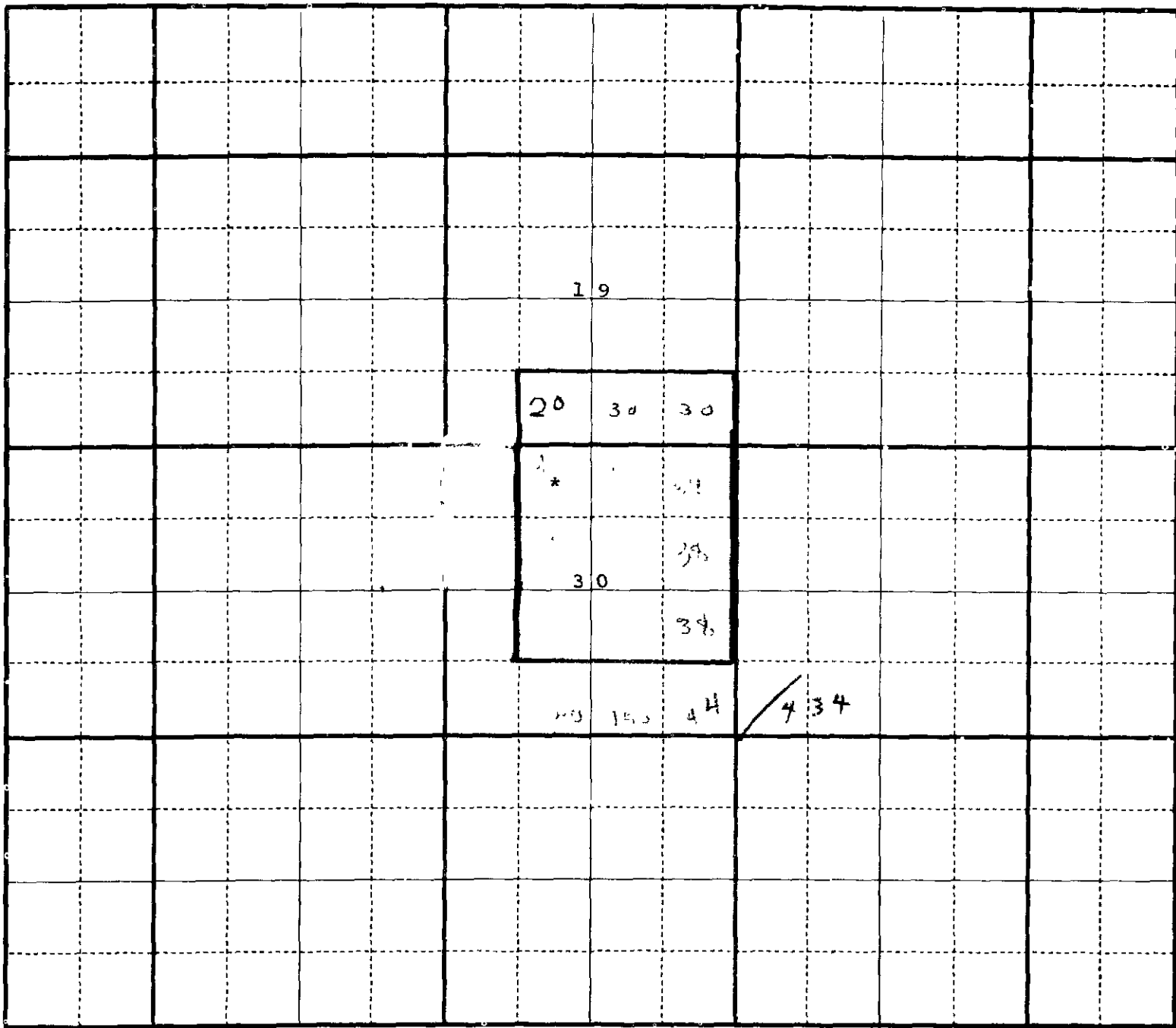


Diagram of System

DATE OF EXAM May 30, 1974

ACREAGE  
Found 434 Ac  
Recommended 434 Ac

Irrigation Requirement 4.5 Ac Ft/Ac

USE  
Irrigation Q = .56 c.f.s. V = 235.2 AF/Ann. from Mar 15 to Nov 30  
Domestic Q =        c.f.s. V =        AF/Ann. from        to         
Livestock Q = .14 c.f.s. V = 8.1 AF/Ann. from Jan 1 to Dec 31

Is water co-mingled? yes no

Name source: Groundwater  
twp. 7 N/S Rge 4 E/W B.M., Sec. 30, Sub. NE 1/4 NW 1/4 Owyhee 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 .56 cfs Method of measurement Figure

Total Q recommended .56 cfs Meter No.        Type        Condition       

Total V recommended 243.3 Ac Ft/Ann

Recommended Amendments:

P.D.         
Place of Use         
Other         
None

MEASUREMENT CALCULATION:

4.2 Head = 11/64 @ 50 psi x 6 gpm = 252 gpm/150  
Q = .56 cfs + .14 for livestock not to exceed .56 cfs  
V = (.56)(2)(210) = 235.2 Ac Ft/Ann + 8.1 for stock = 243.3

SYSTEM DESCRIPTION:

15 HP Genexel Electric motor  
230/460 Volt 1750 RPM LEJ 112370 (Ser No)  
4" Discharge To Buried Mainline No Toga on the Pump

REMARKS:

Entire Acreage is in Alfalfa only water is  
along the county road on the east boundary  
This system is part of a larger system

Examiner's Signature James Barker Date 5/31/74

Checked by        Date       

Approved by        Date

Identification No. \_\_\_\_\_

Permit No. \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED  
SEP 12 1973

Department of Water Administration

1. a) Name of Permit Holder Lodge Land & Livestock Inc.  
b) Post Office Address Box 128 Caldwell, Idaho
2. Permit Number 57-7047
3. Date of Priority that you are prepared to establish \_\_\_\_\_
4. a) Source from which water was appropriated \_\_\_\_\_  
b) Location of the point of diversion: NE 1/4 NW 1/4, Section 30  
Township 3N, Range 4W Boise Meridian, Other points of diversion: \_\_\_\_\_
5. a) The amount of water and use to which the water has been applied:  
amount 1.0, 3 for irrigation purposes from MAR. 15 to Nov 30 incl.  
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)  
amount 1.0, 3 for stockwater purposes from JAN. 1 to Dec. 31 incl.  
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)  
b) Total amount appropriated 1.0, 3 cfs and/or acre feet per annum  
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Drilled wells, pump, motors, pipes
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:  
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: \_\_\_\_\_  
b) Describe the agreement or understanding by which you take water from the works: \_\_\_\_\_
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 15 H.P. turbine pump, 12" well casing, 135' - 1 H.P. submersible for stock water.  
b) Describe the type and size of measuring device which you have installed at your point of diversion: See Remarks  
c) Give well drillers name and address and date the well was completed Guy Doty

Exam typed 9/18/73 by jco

57 7047

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use from 1973

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

| TWP. | RANGE | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 3 N  | 4 W   | 30   | 40     | 40     | 40     | 40     | 40     |        |        | 40     | 40     |        |        |        | 40     | 40     |        |        | 320    |
|      |       | 19   |        |        |        |        |        |        |        |        |        |        |        | 20     |        |        | 30     | 30     | 80     |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
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|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres irrigated 400

10. Remarks: Due to decrease in quantity from that originally applied for, I request that the measuring device requirement be removed.

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

9-12-73  
(Date)

Lodge Land & Livestock Inc. by  
(Signature) William L. Dodge

State of Idaho )  
County of Ada ) ss.

On this 12th day of September, 19 73, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Thomas J. Woods  
Notary Public residing at Boise, Idaho

My commission expires 6-15-77

September 18, 1973

Re: Permit No. 57-7047

Lodge Land & Livestock, Inc.  
Box 128  
Caldwell, Idaho 83605

Gentlemen:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed please find an Order which removes the measuring device requirement for this permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

Sincerely,

D. Darlene Reich  
Water Rights Supervisor

DER:JC  
Enc: Measuring Device Removal Order

57 7047

April 15, 1971

Re: Permit No. 57-7047 - Lodge Land & Livestock, Inc.

Lodge Land & Livestock, Inc.  
Box 128  
Caldwell, Idaho 83605

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 57-7047. 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.

Very truly yours,

BOBBY D. FLEENCF  
Assistant Director

BDF:kh

Enclosures

57 7047

March 10, 1971

Re: Application No. 55-7009 - Riddle Ranches, Inc.  
57-7047 - Lodge Land & Livestock, Inc.

Owyhee Nugget  
Marsing,  
Idaho 83639

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 our 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 date. 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)

Very truly yours,

Donald W. McEldowney  
Appropriation Supervisor

*Bill submitted  
3-20-71  
DW*

DWM:DR  
Enc: Legal notices (2)

57 7047

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lodge Land & Livestock, Inc., Box 128,  
Caldwell, Idaho,  
has on March 1, 1971, submitted Application No. 57-7047  
for a permit to appropriate 1.0 cubic feet per second ~~acre-feet per annum~~  
of water from a ground water source  
by means of well, pump, motor and pipe  
within the NE $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 30, T. 3N, R. 4W, B.M., Owyhee County,  
  
  
to be used from Jan. 1 to Dec. 31 for stock watering purposes and from March 15 to Nov. 30  
for the irrigation of 400 acres  
  
within the N $\frac{1}{2}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 30; SE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 19; T. 3N, R. 4W, B.M.  
  
  
If <sup>issued</sup> ~~made~~, 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 April 5, 1971.

R. KEITH HIGGINSON  
Director

Published in the Owyhee Nugget, Marsing, Ida Idaho.  
on March 18 and March 25, 1971.

57 7047

March 1, 1971

Lodge Land and Livestock, Inc.  
Box 128  
Caldwell, Idaho 83701

Gentlemen:

Attached herewith is Departmental Receipt No. 5701 in the amount of  
\$20.00 for Application for Permit,  
which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH  
Administrative Assistant

MRB:ejw

Enclosure

57 7047