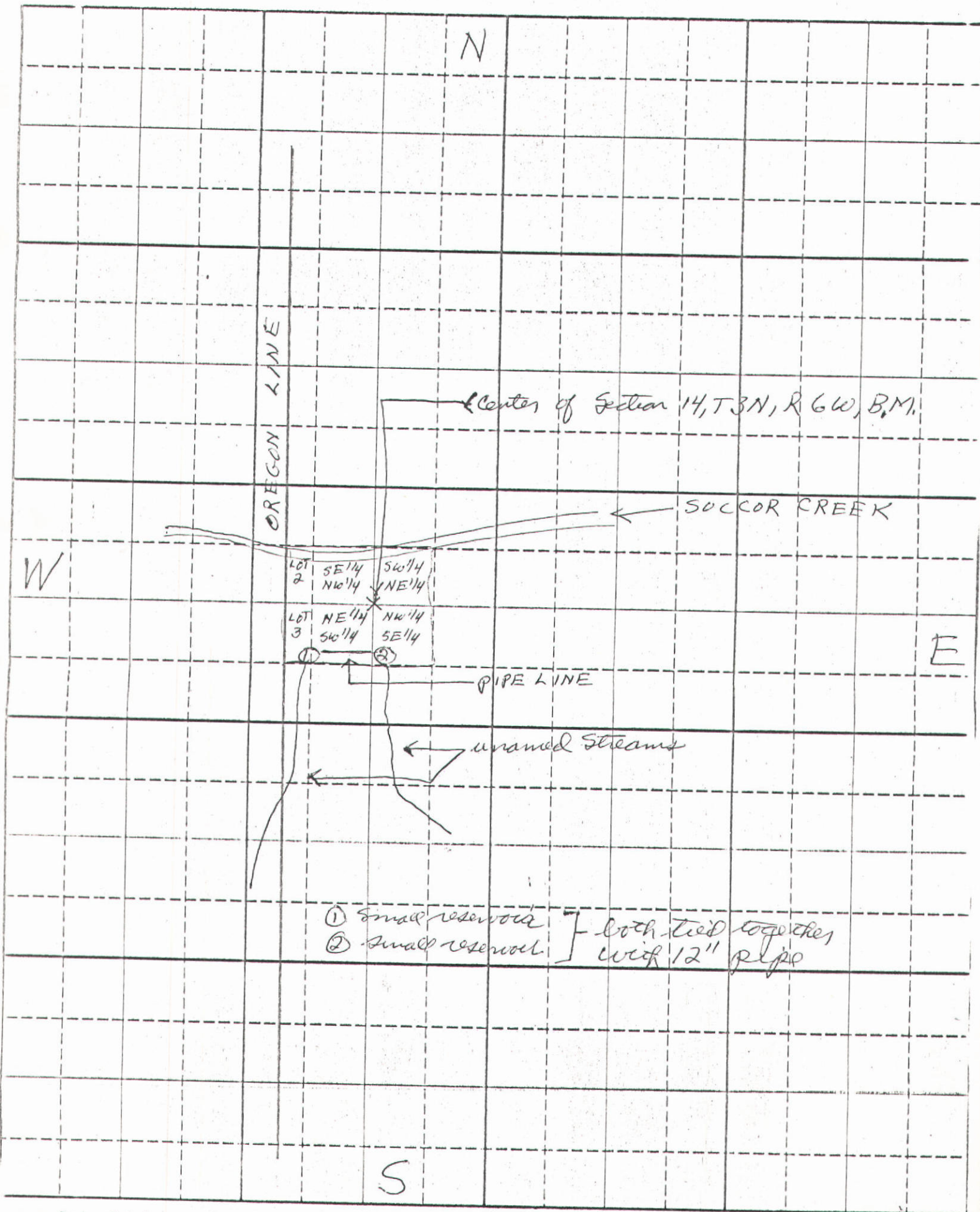


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number,



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.

A. J. Nation
(Applicant) A. J. Nation

ST 7046

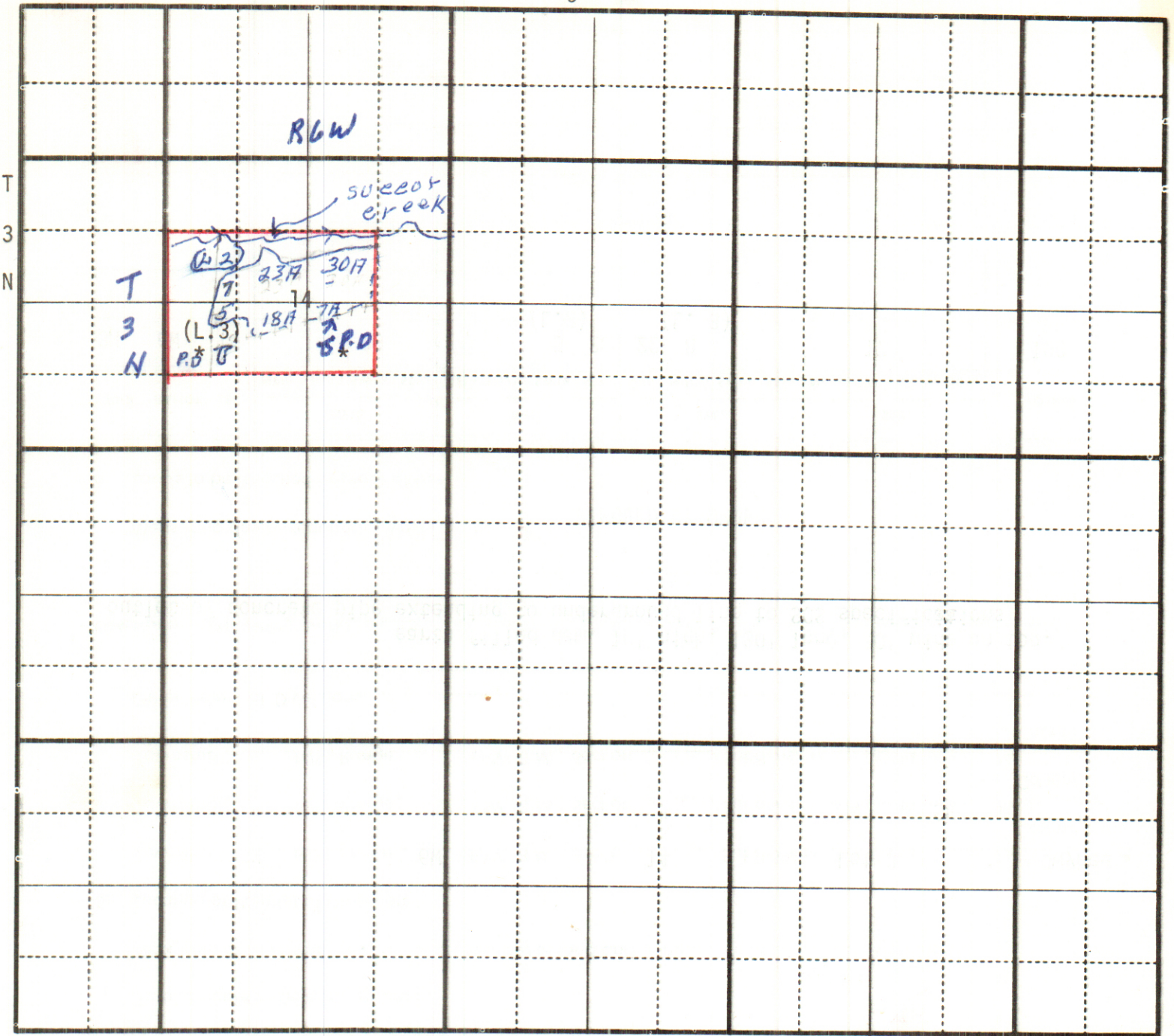
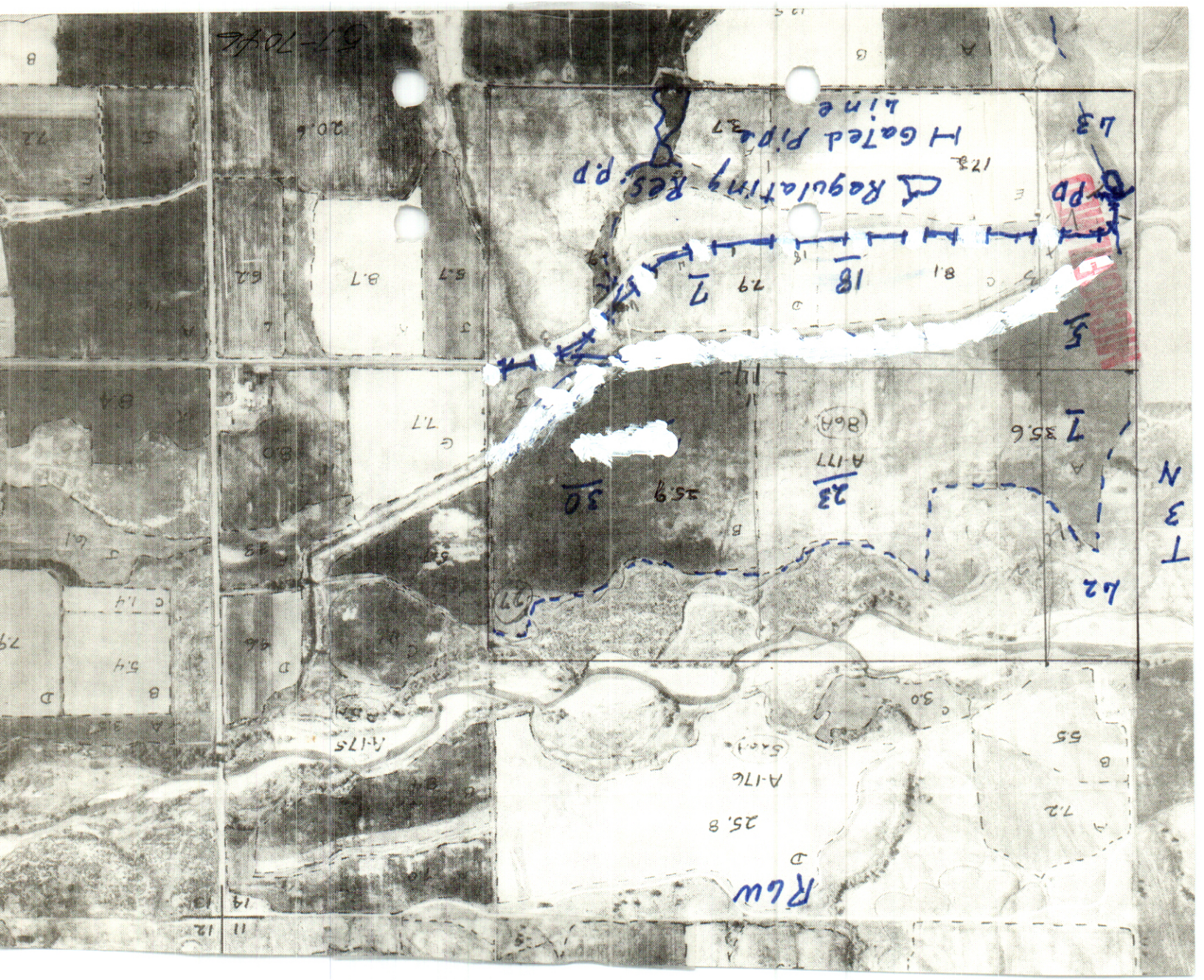


Diagram of System



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 11 day of Feb., 1971, and the last publication being on the 18 day of Feb., 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 18 day of Feb., 1971.

Lana Hawes
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

RECEIVED

FEB 24 1971

Department of Water Administration

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that A. J. Nation, Route No. 1, Homedale, Idaho has on January 22, 1971 submitted Application No. 57 - 7046 for a permit to appropriate 2.0 cubic feet per second of water from two unnamed streams, trib. to Succor Creek, by means of two reservoirs and pipe within Lot 3, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 3 N., R. 6 W., B. M., Owyhee County, to be used from March 15 to October 15 for the irrigation of 100 acres within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 2), SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 3), NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 3 N., R. 6 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 March 1, 1971.

R. KEITH HIGGINSON,
Director

Published in the Owyhee Nugget, Marsing, Idaho on February 11, 1971, and February 18, 1971.

57 7046

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 57-7046 Priority January 22, 1971 Amount 1.8 cfs

THIS IS TO CERTIFY, that A. J. Nation
of Homedale, Idaho, has complied with the terms and conditions of Permit
No. 57-7046 issued pursuant to Application for Permit dated January 22, 1971,
and has submitted proof to the Department of Water Resources on February 28, 1977,
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 1.8 cfs of water from unnamed stream,
tributary to Succor Creek, 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>Irrigation</u>	from <u>March 15</u> to <u>November 15</u>	at <u>1.8</u> cfs and	<u>405.0</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.8 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
405.0 acre feet per year, said waters to be diverted within the Government Lot 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$),
NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, Twp. 3N, Rge. 6W 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 $\frac{1}{4}$	
3N	6W	14			30			GL2	7	23	18	GL3	5						90

Total number of acres irrigated 90

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 for the lands above.

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, and is subject to all prior water rights, as provided by the laws of Idaho

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7th day of

March, 19 83

Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 57-7046
IN THE NAME OF A. J. NATION

ORDER

WHEREAS, on January 22, 1971, A. J. Nation applied to the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate 2.00 cubic feet per second of water from an unnamed stream to be diverted from within Lot 3, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, Twp. 3N, Rge. 6W, B.M., Owyhee County, to be used for irrigation purposes; and,

WHEREAS, on March 18, 1971, the Department approved said application and issued Permit No. 57-7046 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before March 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 February 24, 1976, the Department received a request for an extension of time, and 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;

WHEREAS, it appears that under the circumstances, the permit holder has been proceeding with reasonable diligence and has given good cause for delay;

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. 57-7046, IT IS FURTHER ORDERED that the time within which to submit proof of beneficial use of water be extended to March 1, 1977.

Dated this 4 day of March, 1976.


A. KENNETH DUNN

Administrator, Operations Division

MICROFILMED

Identification No. 57-7046
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant A. J. Nation
post office address Route #1, Homedale, Idaho
2. Source of water supply unnamed stream which is a tributary of Succor Creek
3. a. Location of point of diversion is Lot 3 ~~XXXXXXX~~ Section 14 Township 3N
Range 6W B.M. Owyhee County; additional points of diversion if any: NW 1/4 SE 1/4 of Section 14, T3N, R6W. B. M. Owyhee County
- b. If water is not consumed, it will be discharged into Succor Creek at a point in Lot 2 ~~XX~~
~~XX~~ of Section 14 Township 3N, Range 6W B.M. and various other points
4. Water will be used for the following purposes:
Amount 2CFS for irrigation purpose from March 15 to October 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (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. two cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. unnamed streams
flow directly into two small reservoirs which are tied together with
a twelve inch pipe
- b. Height of storage dam 16 feet, active reservoir capacity 11 acre feet; total reservoir capacity 43 acre feet, materials used in storage dam: earth
Period of year during which storage will occur March 15 to October 15 inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is _____ 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 five years.
b. Estimated construction cost is \$ 17,000.00.
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: _____ 1/4 of _____ 1/4 of Section _____ Township _____
Range _____ 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 _____

(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: _____

57 7046

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

TWP.	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4 Lot 3				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	6W	14			20				5	28	22	8					17		100

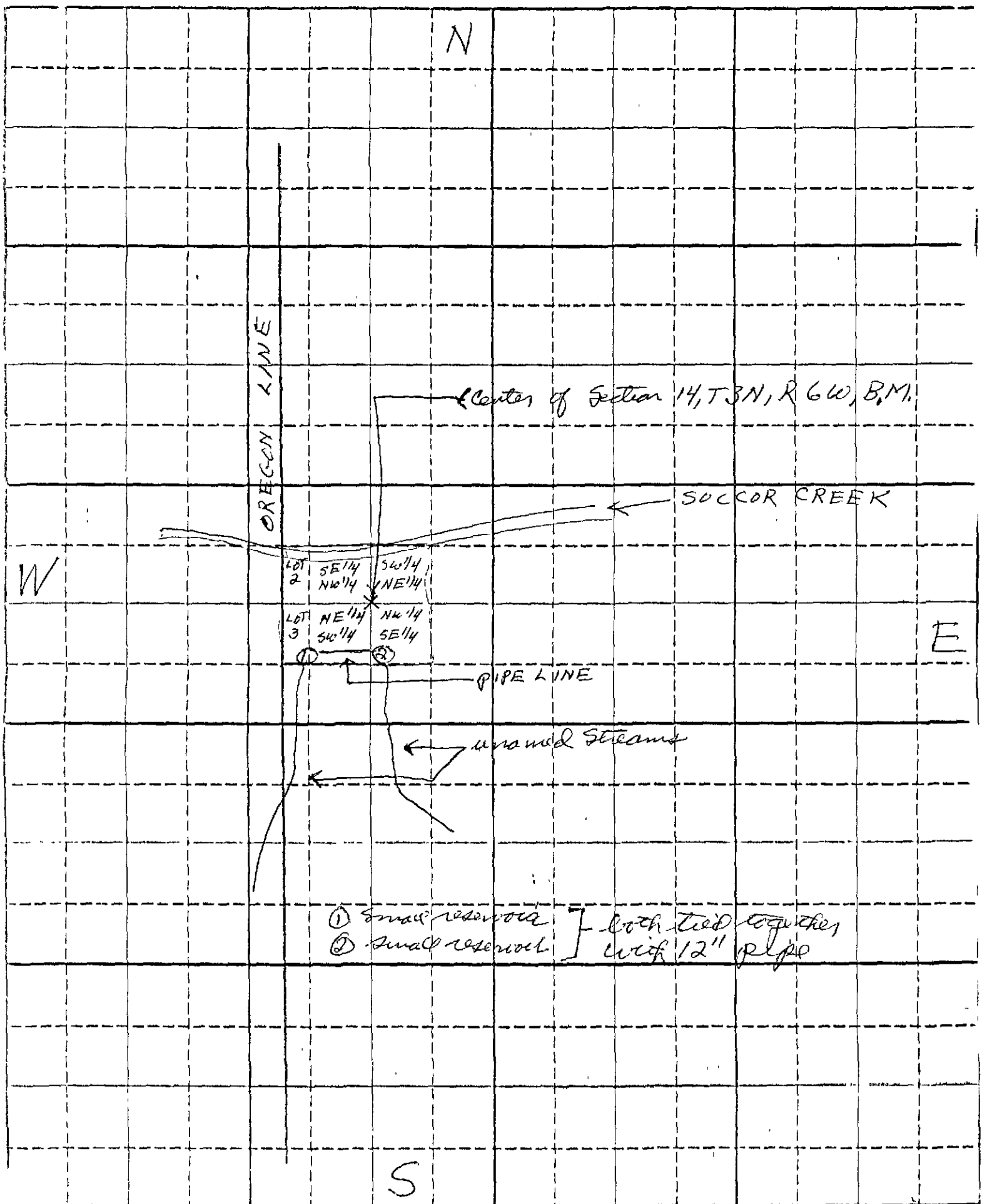
Total number of acres to be irrigated 100

c. Describe any other water rights used for the same purposes as described above a right out of Succor Creek for 2 C.F.S. of which a claim to water right has been filed

9. a. Who owns the property at the point of diversion United States A.J. Nation Sec 6 6th v 2-22-71
b. Who owns the land to be irrigated or place of use A. J. Nation
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing not applicable

10. Remarks the premises are irrigated by a right out of Succor Creek for 2 C.F. S. which usually furnishes water only during early spring runoffs

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.

A. J. Nation
(Applicant) A. J. Nation

7045

Received by sl Date 1-22-71 Time 9 00 A
Preliminary check by sl Fee \$ 25.00
Received by sl Date 1-22-71
Publication prepared by dg Date 2-2-71
Published in Owyhee Nugget
Publication dates 2-11 & 2-18, 71
Publication approved sl Date 2-24-71
Priority reduced to _____ Reason _____

Protests filed by: _____

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

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 57-7046, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 1976.
- 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.

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

Witness my hand this 18th day of March, 1971.


Deputy Director

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 57-7046 Name A. J. Nation

Source unnamed stream (2), trib. to Succor Creek

Point of Diversion Lot 3, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 3N, R. 6W, B.M., Owyhee County

Quantity 2.0 Use irrigation Period Mar. 15 - Oct. 15

Quantity Use Period

Quantity Use Period

Well Size Diameter Proposed Depth Feet

Use 100 acres

Date Forwarded 2-2-71 Date Returned ? Received by ?

COMMENTS: WICKAMS ARE NOT SHOWN ON USES. PRELIM GRAVEYMD
Pi. QUAD MAP. FLOW data not available for these streams
but stream gages upstream and downstream on Succor Cr
show it to be dry from July to October on normal
years. Flows are normally 30 to 80 cfs during May and June in
Succor Cr.

RECOMMENDED:

Applied: Qty. 2 cfs Use irrig Period 3-15 to 10-15 AF/A 4.5 AF 450

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Maximum: Qty. 2 cfs Use irrig Period 3-15 to 11-15 AF/A 4.5 AF 450

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

ACTION: Approved X Denied

Conditions of approval or reason for denial: Subject to prior
downstream rights on Succor Creek.

INVESTIGATION By Norman C Young Title W. R. Engineer
Date February 3, 1971

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 11 day of Feb., 1971, and the last publication being on the 18 day of Feb., 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 18 day of Feb., 1971.

Rodney A. Hawes
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that A. J. Nation, Route No. 1, Homedale, Idaho has on January 22, 1971 submitted Application No. 57 - 7046 for a permit to appropriate 2.0 cubic feet per second of water from two unnamed streams, trib. to Succor Creek, by means of two reservoirs and pipe within Lot 3, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 3 N., R. 6 W., B. M., Owyhee County, to be used from March 15 to October 15 for the irrigation of 100 acres within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 2), SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 3), NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 3 N., R. 6 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 March 1, 1971.

R. KEITH HIGGINSON,
Director

Published in the Owyhee Nugget, Marsing, Idaho on February 11, 1971, and February 18, 1971.

57 7046

March 29, 1983

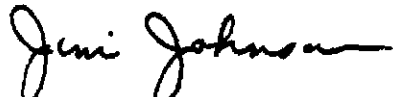
RE: Permit No. 57-7046

A. J. Nation
Route #1
Homedale, ID 83628

Dear Mr. Nation:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

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

February 4, 1963

RE: Permit No. 57-7046

A. J. Nation
Route #1
Homedale, ID 83628

Dear Mr. Nation:

A representative of this Department has made an examination of the works covered by your Permit No. 57-7046, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 1.0 cfs Source: unnamed stream trib. to Succor Creek

The maximum quantity diverted shall not exceed 405.0 acre feet
per year.

Point(s) of diversion: Gov. Lot 3(NW $\frac{1}{4}$ SW $\frac{1}{4}$), NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, Twp. 3N,
Rge. 6W, Owyhee County

Beneficial use: Irrigation of 90 acres within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Gov. Lot 2(SW $\frac{1}{4}$ NW $\frac{1}{4}$),
SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Gov. Lot 3(NW $\frac{1}{4}$ SW $\frac{1}{4}$), NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, Twp. 3N, Rge. 6W

Priority date established: January 22, 1971

Conditions (if any): 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 for the
lands above.

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,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder A. J. Nation
Post office address Rt. 1, Homedale, ID 83628 Phone _____
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ unnamed stream
(name spring, stream, etc.)
Tributary to Succor Cr.

3. Water will be used for the following purposes:

Amount 2.00 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from Mar. 15 to Oct. 15
(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)

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

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

Other uses: _____

Permit No. 57-7046
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 2.00 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 3N N/S, Range 6W E/W, B.M., Section 14, Subdivision Lot 3 $\frac{1}{4}$, Owyhee

Township " N/S, Range " E/W, B.M., Section ", Subdivision NW $\frac{1}{4}$ SE $\frac{1}{4}$, "

Township " N/S, Range " E/W, B.M., Section ", Subdivision " $\frac{1}{4}$ " $\frac{1}{4}$, "

Other Points of Diversions: _____

Description of diverting works earth filled dam, 10' high, 130' long, 20' wide on top,
outlet of concrete pipe extending to underground line to SCS specifications

Measuring device required. yes ☐ no ☒

REMOVED BY ORDER

6. Lands to be irrigated or 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 $\frac{1}{4}$	
3N	6W	14			20				5	28	22	8				17			100
									(L. 2)			(L. 3)							

TOTAL ACREAGE 100

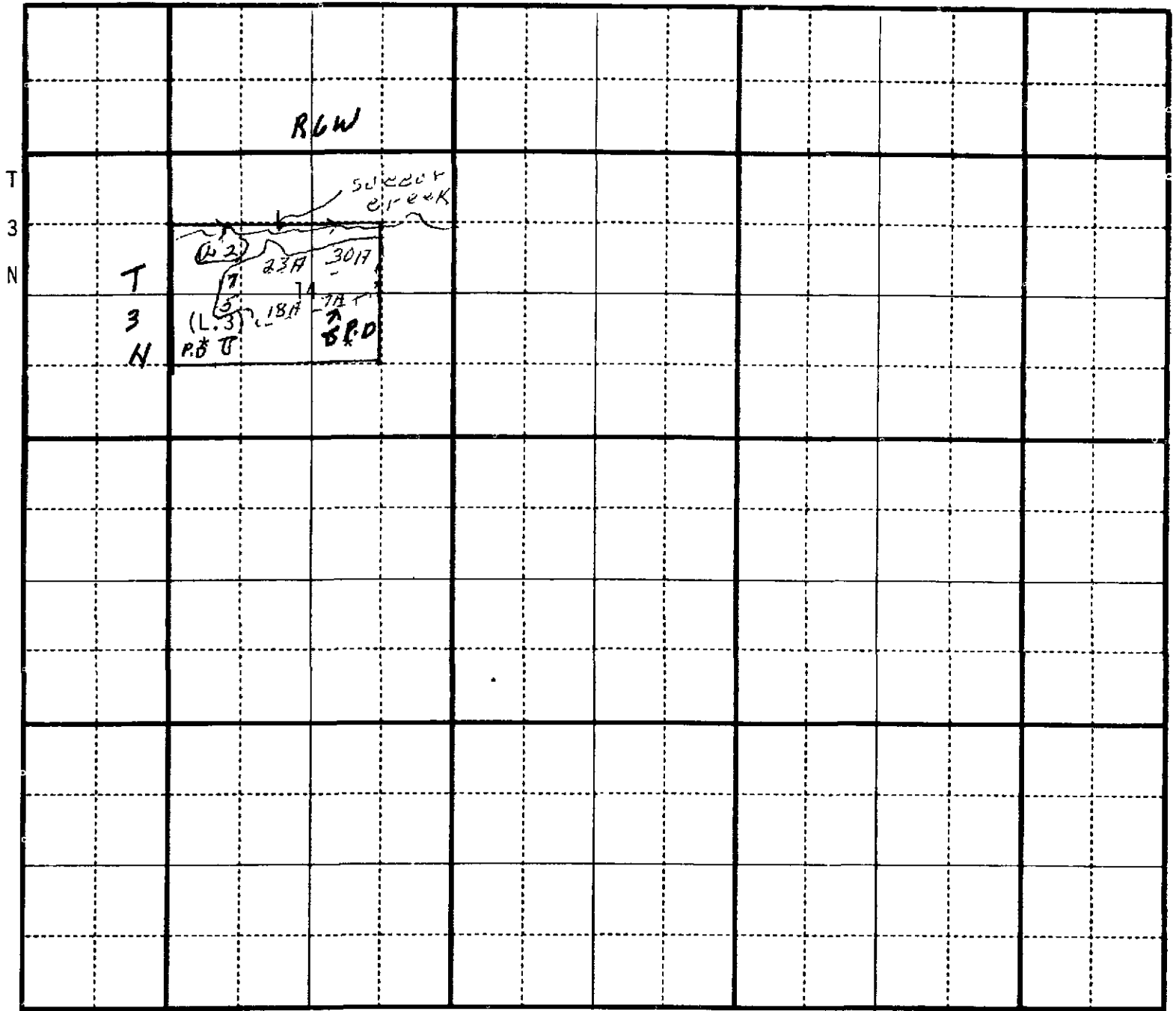
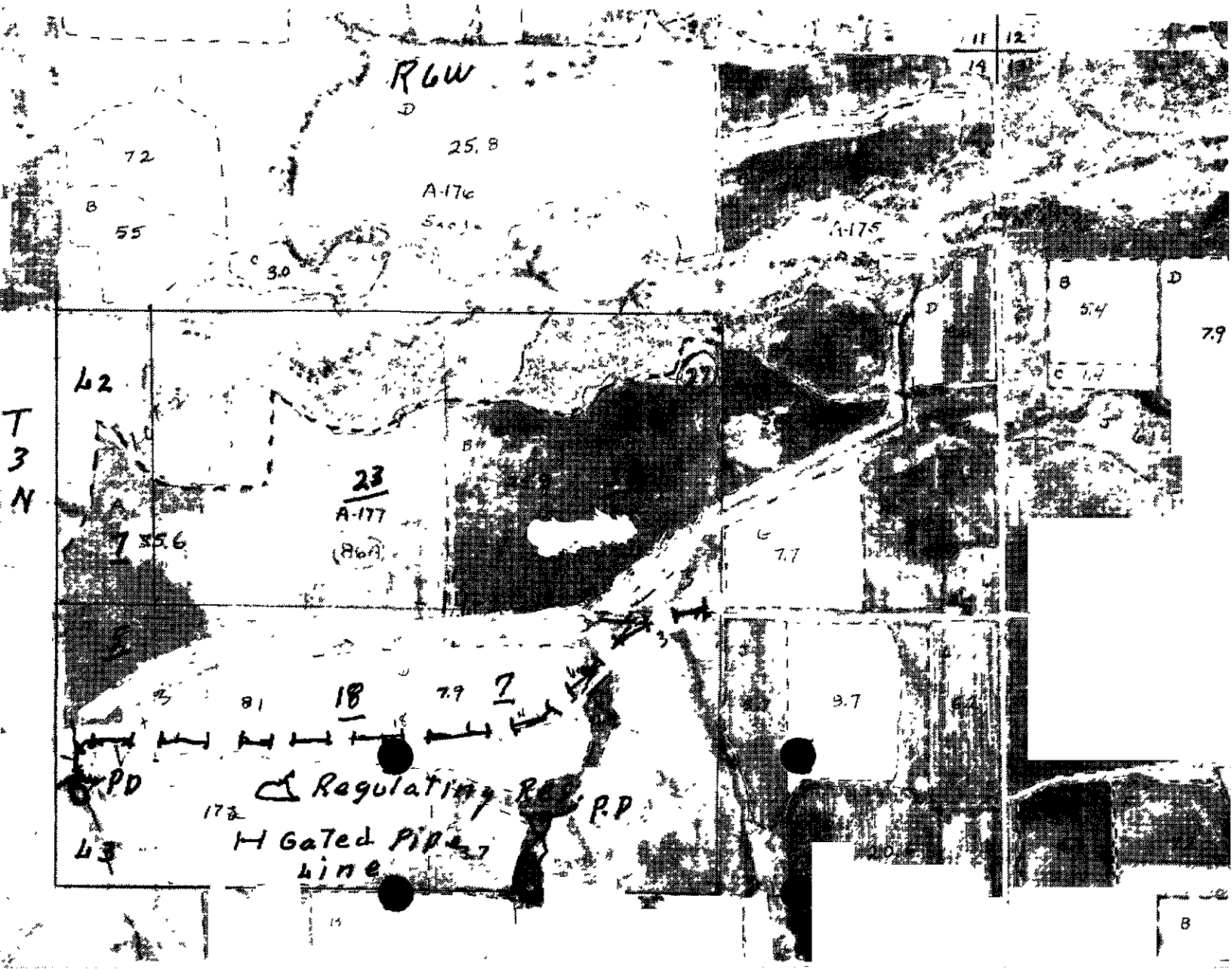


Diagram of System



DATE OF EXAM 8/31/79

ACREAGE

Found 90
Recommended 90 ✓

Irrigation Requirement 4.5 Ac F/AC

USE

Irrigation Q= 1.8 ✓ c.f.s. V= 405 ✓ 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 _____ Method of measurement _____

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

Total V recommended 405

Recommended Amendments:

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

MEASUREMENT CALCULATION:

Due to irregularity of runoff flow rate cannot be determined.
90 acres x 4.5 AF = 405 AF/annum.

SYSTEM DESCRIPTION:

11 AF regulating reservoir - approximately 3200 ft of 12 inch concrete pipe with well outlets for gated pipe.

Allow 2.0 cfs for irrigation $V = 90 \times 4.5 = 405.0$
 $1.8 \times 1.983 \times 245 = 874.7$

Allow .02 cfs/ac = $90 \times .02 = 1.8$ cfs

REMARKS:

The source of water in this unnamed stream is irrigation return flow which is available at irregular intervals. At present this user captures all available water during the irrigation season in his on stream storage. He refills the storage whenever water is available.

Owner's Signature John H. Meyer Date 8/31/79

Checked by QBS Date 9/4/79

Approved by [Signature] Date 1-14-1983

Claim 57-4006 Successor A. - No Overlap - different source
Recommend condition R16(4.5)

March 10, 1977

Re: Permit No. 57-7046

A. J. Nation
Route 1
Homedale, ID 83628

Dear Mr. Nation,

We acknowledge receipt of the affidavit 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. We cannot tell during which part of the irrigation season this examination will be made, but our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Boise,

Sincerely,

JANICE RENK
Water Rights Bureau

/jr:la

MICROFILMED

Identification No. _____

Permit No. 57-7046

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
MAY 13 1977
OK
DEPT. OF WATER RESOURCES

1. a) Name of Permit Holder A.J. Nation
b) Post Office Address Rt# 1 Homedale, Idaho 83628
2. Permit Number #57-7046
3. Date of Priority that you are prepared to establish 3-19-71
4. a) Source from which water was appropriated _____
b) Location of the point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ and ~~1/4~~ 400 ft. North of South Boundary of Lot #3
NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ $\frac{1}{4}$, Section 14
Township 3N, Range 6W Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Amount zero to 1.0 acre ft. irrigation purposes from 3-15 to 10-15 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Lob #3 Amount zero to 1 acre ft. irrigation purposes from 3-15 to 10-15 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 zero to 1.0 acre ft at each site 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: Applicant -- waiver for measuring 3-4-76

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) Earth filled dam, 10 ft. high, 130 ft. long, 20 ft. width on top, outlet of concrete pipe extending to underground line, To SCS specifications.

b) Describe the type and size of measuring device which you have installed at your point of diversion:

Permanent waiver dated March 4, 1976

c) Give well driller's name and address and the date the well was completed:

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

MICROFILMED

3/9/77

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Lot #2 and Lot #3

T	R	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$ Lot #2				SW $\frac{1}{4}$ Lot #3				SE $\frac{1}{4}$				TOTAL
			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 $\frac{1}{4}$	
3N ~~2N~~	6W	14			20			5/	28	22	8/					17			100

Total number of acres irrigated 100

10. Remarks: Collection of waste water from other farms lying to the South and West draining thru the natural gulleys. Both sites are on applicants property and water storage does not backup to other properties.

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

February 25, 1977

(Date)

x WJ Nation
(Signature)

State of IDAHO)
) ss.
County of OWYHEE)

On this 25th day of February, 19 77 personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (~~they~~) executed the same.

Sherrard L. Probst
Notary Public residing at Caldwell

My commission expires May 1980

March 5, 1976

Re: Permit No. 57-7046

A. J. Nation
Route 1
Homedale, Idaho 83628

Dear Mr. Nation:

Enclosed is an Order which removes the measuring device requirement from the above referenced permit. Included on this order is an extension of time. The time within which to submit proof of beneficial use on Permit no. 57-7046 has been extended to March 1, 1977.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

Enclosure

UNRECORDED

MAKING PROOF OF BENEFICIAL USE

HOW TO MAKE PROOF

In order for a permit holder to fulfill the conditions of the permit and obtain a water license, he must submit proof of application of water to beneficial use on or before the date set forth in his permit. Each permit holder will be notified 60 days prior to the date set for such proof. In order for the proof to be valid, it must be received by the Department on or before that date. Proof is made upon a form which is available from the Department. It is very important that you complete this form completely and accurately. The information that you give on the form will enable the Department to make a field examination which is necessary before the license can be issued. The information you enter on the proof form should be an indication of the actual development of your project. This development must also correspond to that described by the permit. If it does not and changes in your project have been made, you should apply to amend your permit to include the actual development. Application for amendment forms are available from the Department on request.

WHAT TO DO IN CASE YOU HAVE NOT COMPLETED THE APPLICATION OF WATER TO BENEFICIAL USE

If you have not been able to complete the application of water to beneficial use within the time allowed, due to reasons beyond your control, you may apply to the Department for an extension of time. However, in order for an application for extension of time to be considered, it must be filed prior to the date on which proof of beneficial use is due. Each application for extension of time is considered on its own merit.

WHAT TO DO IF YOU FAIL TO MAKE PROOF OF BENEFICIAL USE ON TIME

If you have applied the water to beneficial use, but were unable to submit proof of application of water to beneficial use on or before the date set for such proof and your permit has lapsed, you may petition the Department within 60 days from the date that a notice of lapsing was sent to you to reinstate your permit. In order for the Department to reinstate a permit, you must show reasonable cause why such permit should be reinstated. Submission of proof of beneficial use within 60 days will automatically be considered by the Department as cause for reinstatement. The priority of all reinstated permits will be advanced a time equal to the number of days that such showing is subsequent to the date set for proof. After 60 days, there is no way in which the Department can reinstate a permit.

ISSUANCE OF LICENSE

After the Department has completed an examination of your proof and if it appears that you have complied with the terms of the permit, the Department will issue a water license. The license becomes prima facie evidence of a water right. The license will include the maximum rate of diversion, the total annual volume of water which may be diverted, the period of the year during which you may use the water, the nature of use to which you may apply the water, the priority which you have established, and any other conditions of the water right.

RECEIVED
JAN 10 1964
WATER DIVISION

INSTRUCTIONS FOR FILING PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. Give the name and post office address of the permit holder. If the person making proof is other than that person who originally applied for the permit, that person must either be an elected official of the company, a general partner of a partnership, must have been assigned the permit from the original owner, or must have a valid power of attorney from the permit holder on file with the Department of Water Resources.
2. Give the number of the permit upon which you are making proof.
3. Give the date of priority which you wish to establish. That priority normally is the date upon which the Department received the application. This can be found on the top line of the back page of the permit.
4. Describe the source from which you have appropriated the water by giving the name and location of the point of diversion as described by 40acre subdivisions of the Federal Land Survey.
- 5a. Describe the amount of water in cubic feet per second or acre feet and the use to which you have applied the water, and the period during the year which you have been using the water.
- 5b. Give the total amount of water you have appropriated. This will not necessarily be the amount shown on the permit, but should be determined accurately by measurement.
- 5c. Describe how and by whom the measurement of the amount of water appropriated was made and give the name of the person making the measurement. This person should be someone who has a recognized ability and the necessary training to make such a measurement.
6. If you convey water through facilities owned by persons other than yourself, complete Item #6a and #6b.
- 7a. Describe the means by which you divert the water.
- 7b. Describe the type of measuring device which you have installed and if the device is not a standard device, attach to the proof form a rating table which will allow the Department to determine the quantity of water going through the device or being stored in the reservoir.
8. Describe any uses you may have other than irrigation.
9. Describe the acreage which you have irrigated by listing the number of acres irrigated in each 40acre tract.
10. Remarks.

Sign and date the form and have your signature acknowledged by a Notary Public. For permits involving the irrigation of one (1) acre or more, obtain a copy of an aerial photograph of the property in question, if they are available, from your local Agricultural Stabilization and Conservation office. That map should clearly show the lands you irrigate and the section corner near the lands being irrigated. Mail the proof form and the above information to the Department of Water Resources, State Capitol, Boise, Idaho 83720.

December 31, 1976

CERTIFIED MAIL

138175

Re: Permit No. 57-7046

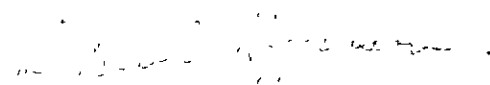
A. J. Nation
Route 1
Homedale, Idaho 83628

Dear Mr. Nation:

One of the conditions of approval of your water Permit No. 57-7046 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before March 1, 1977. Enclosed is an affidavit form which must 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 affidavit 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.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

MICROFILMED

A.J. Nations
Route 1
Homedale, Idaho
February 21, 1976

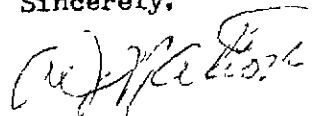
State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

Dear Sirs:

I regard to your letter of December 31, 1975, I would like to reply that because of the distance of 1-5/8 miles from inlet at creek to outlet on my property and since the ditch passes through three other places before it reaches my property, it would require a lot of work to do this.

It has worked well without any problems since the year of 1888. I hereby request a waiver on this measuring device. If you cannot grant a waiver, I would like an extension of more time as the soil is just beginning to thaw and is still too wet to get this extra work done by this date.

Sincerely,



A.J. Nations

RECEIVED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

December 31, 1975

CERTIFIED MAIL

Re: Permit No. 57-7046

A. J. Nation
Route 1
Homedale, ID 83628

Dear Mr. Nation:

One of the conditions of approval of your water Permit No. 57-7046 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before March 1, 1976. Enclosed is an affidavit form which must 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 affidavit 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.

R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

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. Nettleton
Member

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

Dear Wateruser:

The Department of Water Administration approves the use of any standard device for which information is readily available. The type selected will depend upon the particular conditions at your diversion point. Any of the following standard types may be used:

Weirs

- a. rectangular
- b. cipolletti
- c. v-notch

Orifices

Flumes

- a. parshall flume
- b. trapezoidal flume

Commercial Types

- a. displacement or propeller meter
- b. cox flow meter or collins flow meter
- c. venturi meter
- d. deflection meter
- e. meter gates

Regardless of the type used the device must be properly installed to insure standard conditions. Other types may be approved upon written application to the Department stating the description of the device and how you intend to use it. If the device that you install is not a standard type, you should obtain an extra copy of the rating table for this office.

Very truly yours,

Bobby D. Fleenor

BOBBY D. FLEENOR
Assistant Director

BDF:kh

RECORDED
INDEXED
JUN 10 1964
FBI - BOISE

A.J. Nations
Route 1
Homedale, Idaho 83628



RECEIVED

State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

January 25, 1971

Re: Application for Permit No. 57-7046

Mr. A. J. Nation
Route #1
Homedale, Idaho 83628

Dear Mr. Nation:

In reviewing your application for permit, it is noted that the points of diversions are to be located on Federal property. Therefore, it will be necessary for you to submit a copy of the easement from the Federal government before your application can be finalized.

If you have any questions on the matter, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

*Disputed
1/31 Attorney*

57 7046

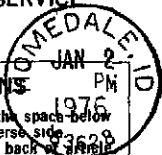
UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below

- Complete items 1, 2, and 3 on reverse side
- Moisten gummed ends and attach to back of envelope



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



**RETURN
TO**



MICROFILMED

**DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720**

- **SENDER.** Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ **RESTRICTED DELIVERY.**
 Show to whom and date delivered..... 65¢
☐ **RESTRICTED DELIVERY.**
 Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

A. J. Nation

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

1382/2

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

A. J. Nation

4. DATE OF DELIVERY

1/12/75

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

DT

December 31, 1975

CERTIFIED MAIL

138212

Re: Permit No. 57-7046

A. J. Nation
Route 1
Homedale, ID 83628

Dear Mr. Nation:

One of the conditions of approval of your water Permit No. 57-7046 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before March 1, 1976. Enclosed is an affidavit form which must 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 affidavit 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.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

MICROFILMED

March 19, 1971

A. J. Nation
Route 1
Bonsdale, Idaho 83628

Dear Mr. Nation:

Enclosed is a copy of your approved Application for Permit No. 57-7046. 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. FLEENOF
Assistant Director

BDF:kh

Enc: Copy of permit
Information letter

cc: Richard B. Kismann

57 7046

TELEPHONE 337-3135
AREA CODE 208

RICHARD B EISMANN

ATTORNEY AT LAW

HOMEDALE, IDAHO

February 22, 1971

POST OFFICE BOX 36
ZIP CODE 83628

State of Idaho
Department of Water Administration
Attention: Mr. Donald W. McEldowney
Statehouse -- Annex 2
Boise, Idaho 83707

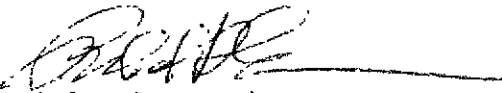
Dear Mr. McEldowney:

Attached is a copy of your letter of January 25, 1971
concerning the application for permit no. 57-7046.

Line 9. a should be changed from the words "United States"
to "A. J. Nation". Mr. Nation is the owner of the property
involved.

Thank you very much.

Very truly yours,



Richard B. Eismann
RBE/imp

57 7046

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

January 25, 1971

Re: Application for Permit No. 57-7046

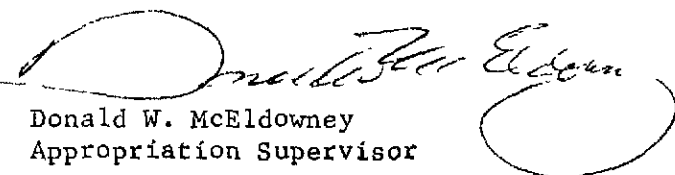
Mr. A. J. Nation
Route #1
Homedale, Idaho 83628

Dear Mr. Nation:

In reviewing your application for permit, it is noted that the points of diversions are to be located on Federal property. Therefore, it will be necessary for you to submit a copy of the easement from the Federal government before your application can be finalized.

If you have any questions on the matter, please contact us.

Very truly yours,


Donald W. McEldowney
Appropriation Supervisor

DWM/DG

*g.a. change for United States
to a 2 meter*

57 7046

February 2, 1971

Re: Application No. 57-7046 - A. J. Nation

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,

Dorian Clay,
Appropriation Examiner

DC/DG
Enc: legal notice

*Bill submitted
2-2-71
dc*

57 7046

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that A. J. Nation, Route #1, Homedale, Idaho

has on January 22, 1971 submitted Application No. 57-7046
for a permit to appropriate 2.0 cubic feet per second ddt/ddt/ddt/ddt
of water from two unnamed streams, trib. to Succor Creek
by means of two reservoirs and pipe
within Lot 3, NW1/4, Sec. 14, T. 3N, R. 6W, B.M., Owyhee County

to be used from March 15 to October 15
for the irrigation of 100 acres

within the SW1/4, SW1/4 (Lot 2), SE1/4, NE1/4, NW1/4 (Lot 3), NW1/4, Sec. 14, T. 3N, R. 6W, B.M.

Issued

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 March 1, 1971.

R. KEITH HIGGINSON
Director

Published in the Owyhee Nugget, Marsing, Idaho
on February 11 and February 18, 1971.

57 7046

December 22, 1970

Re: Claim to a Water Right - A. J. Nation
Application for Permit

Mr. Richard B. Eismann
Attorney at Law
Post Office Box # 36
Homedale, Idaho 83628

Dear Mr. Eismann:

We are returning the application for permit, claim to a water right, and your personal check #92-300 in the amount of \$20.00, as we have several questions that need clarification before we could process either of these forms. If, in fact, the point of diversion on the above referenced claim is in Oregon, then this department would have no interest in that claim. If you find that the point of diversion is in Idaho, and you re-submit the claim, then there will be a \$10.00 filing fee.

In reviewing the above referenced application, it appears to be in order. However, the filing fee for 2 cubic feet per second of water will be \$25.00.

We wish to advise you that it would take approximately six to eight weeks to process either of these forms. Once they have been processed, and properly recorded, we will send the applicant the approved copies. We are enclosing five each of the above referenced forms for your use. If we may be of any further assistance in this matter, please feel free to contact us.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:cm

Enc: application for permit form
claim to a water right form
check #92-300 (\$20.00)
five application for permit forms
five claim to a water right forms

57 7016

January 22, 1971

Richard B. Eismann
Attorney at Law
Box 36
Homedale, Idaho 83628

Dear Mr. Eismann:

Returned herewith is Departmental Receipt No. 5536 in the amount of
\$25.00 for Application for Permit in the name of A. J. Nation,
which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure: Receipt

TELEPHONE 337-3135
AREA CODE 208

RICHARD B. EISMANN

ATTORNEY AT LAW

HOMEDALE, IDAHO

January 21, 1971

POST OFFICE BOX 36
ZIP CODE 83628

State of Idaho
Department of Water Administration
State House Annex No. 2
Boise, Idaho 83707

Department of Water Administration

Gentlemen:

Enclosed herewith please find Mr. A. J. Nation's application for permit together with my check in the sum of \$20.00 and my additional check in the sum of \$5.00.

Please file the original permit and endorse your filing data on the copy and return it to me for my files.

Thank you very much.

Very truly yours,


Richard B. Eismann
RBE/imp
Enclosure:

57 7011

TELEPHONE 337-3135
AREA CODE 208

RICHARD B. EISMANN

ATTORNEY AT LAW

HOMEDALE, IDAHO

December 18, 1970

POST OFFICE BOX 36
ZIP CODE 83628

Idaho Department of Reclamation
Statehouse Annex No. 2
Boise, Idaho 83707

Gentlemen:

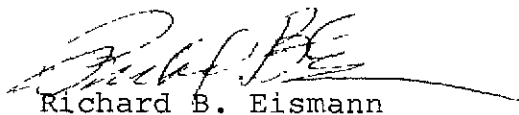
Enclosed herewith please find the original and one copy of the application of my client, A. J. Nation, for a permit to appropriate the public waters of the State of Idaho together with a permit fee of \$20.00.

Please file the original application, endorse your filing data on the copy enclosed and return the copy to me.

If you have any questions, please contact me and not my client. My client is now and will for some time be absent from his residence and it will expedite matters if you will direct your correspondence to me.

Thank you very much.

Very truly yours,



Richard B. Eismann

RBE/imp

Enclosure:

Copy to: Mr. A. J. Nation

57 7013

TELEPHONE 337-3135
AREA CODE 208

RICHARD B. EISMANN

ATTORNEY AT LAW

HOMEDALE, IDAHO

December 18, 1970

POST OFFICE BOX 36
ZIP CODE 83628

Idaho Department of Reclamation
Statehouse Annex No. 2
Boise, Idaho 83707

Gentlemen:

Enclosed herewith please find the original and one copy
of the claim to a water right which I am filing with you
on behalf of A. J. Nation, my client.

Please file the original, endorse your filing data
on the copy and return it to me.

If you have any questions, please contact me and not
my client. My client is now and will for some time
be absent from his residence and it will expedite
matters if you will direct your correspondence to me.

Thank you very much.

Very truly yours,


Richard B. Eismann
RBE/imp
Enclosure:

Copy to Mr. A. J. Nation

No file

57 7071