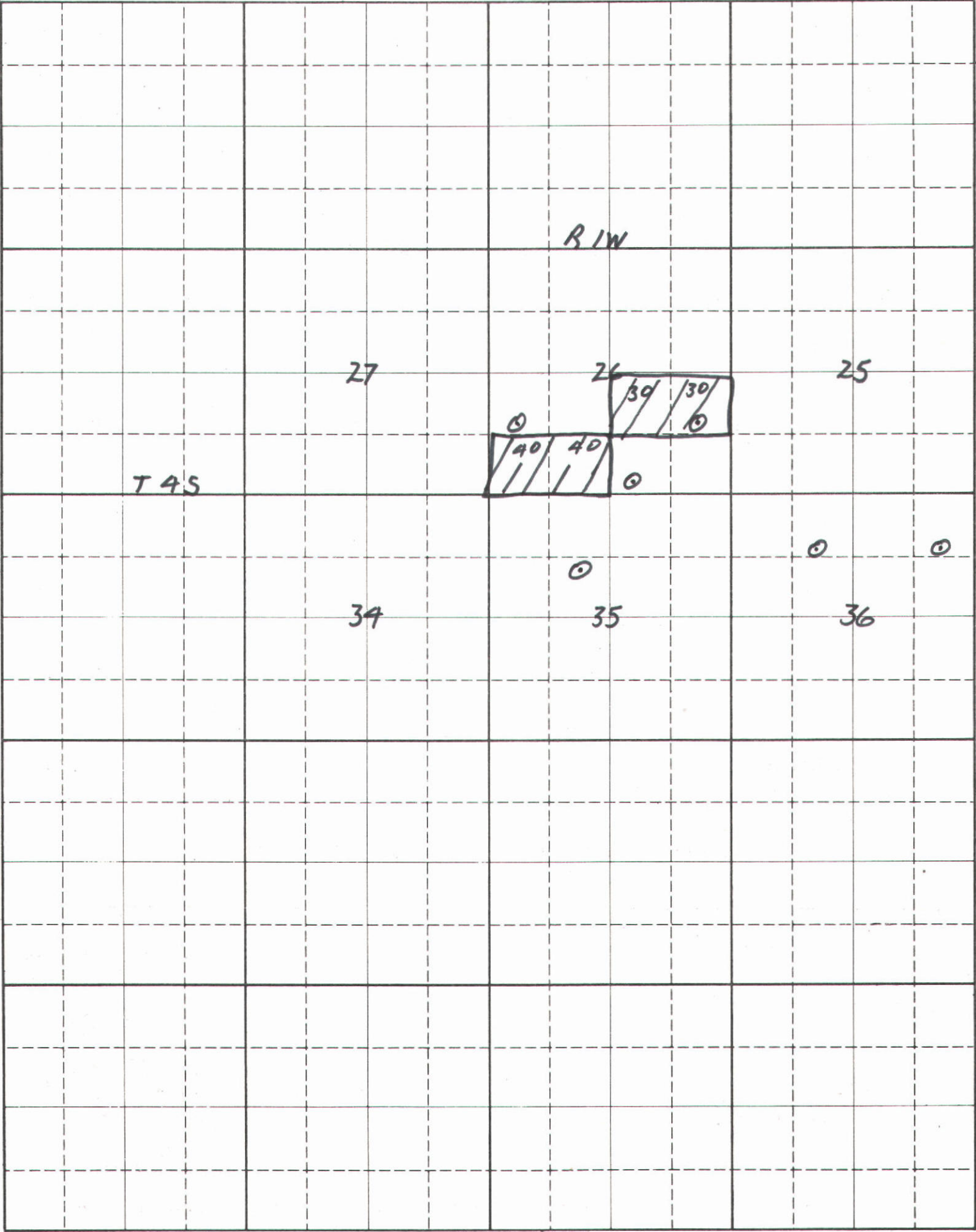


3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

Top. 45
 Page 14

26
 10
 10

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

this 29th day of October, 1967
Engelbert
 (signature)
Eva Maria Finetti

I, C. Stephen Allred, Deputy, State Reclamation Engineer of the State of Idaho,
hereby APPROVE the above amendment for permit No. G-32058/57-2278

November 19 69
Stephen Ulbrich
Deputy State Reclamation Engineer

D
Fees
Paid

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 14 day of Aug, 1969, and the last publication being on the 21 day of Aug, 1969;

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 21 day of Aug, 1969.

Leona S. Hawes
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that **Angelo Giusti and Elva Maria Giusti, Oreana, Idaho**, has received an approved permit No. **G 32058** issued by the Idaho State Reclamation Department authorizing the diversion of 6.0 cubic feet per second of water from a ground water source subject to all prior rights. The priority to be established under this permit is September 10, 1964 and the permit was approved September 11, 1964. Water is to be diverted by well, pump, pipe and sprinklers from a point within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 4 S., R. 1 W., B. M., Owyhee County, to be used for irrigation in the SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 26; N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 34, T. 4 S., R. 1 W., B. M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before September 11, 1969. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON,
State Reclamation Engineer
Published in the Owyhee Nugget, Marsing, Idaho on August 14 and August 21, 1969.

57-2278
32058

Rec'd
9-24-69 P.M.
gms

PROOF OF PUBLICATION

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

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

That the annexed notice was published in said newspaper once a week and every week for 2 consecutive weeks, the first publication being on the 1 day of May, 1980, and the last publication being on the 1 day of May, 1980;

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 8 day of

May, 1980.

James H. Hume
NOTARY PUBLIC

My commission expires 9-16-82

(SEAL)

NOTICE OF PROPOSED CHANGES OF WATER RIGHTS No. 57 - 2277

Notice is hereby given that Triangle Ranch of Oreana, Idaho has applied to the Department of Water Resources for a change of point of diversion of groundwater.

The right sought to be changed is evidenced by License No. 57 - 2277 and is recorded as follows:

Amount: 2.10 cfs. Priority 8/6/1964.

Point(s) of Diversion: NE $\frac{1}{4}$ -NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec 36, Twp 4S, Rge 1W

The water is used for Irrigation purposes from 3/15 to 11/15 for 164 acres in portions of Section 36, T4S, R1W, Owyhee County

TO BE CHANGED AS FOLLOWS

Amount: 2.10 cfs

Point(s) of Diversion: NE $\frac{1}{4}$ -NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec 36; SW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ -SW $\frac{1}{4}$, Sec 26; SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec 35, T4S R1W

The water will be used for Irrigation purposes from 3/15 to 10/15 for the same 164 acres.

No. 57 - 2278

Notice is hereby given that Triangle Ranch of Oreana, Idaho has applied to the Department of Water Resources for a change of point of diversion of the water of groundwater.

The right sought to be changed is evidenced by License No. 57 - 2278 and is recorded as follows:

Amount: 2.8 cfs. Priority: 9/14/1964

Point(s) of Diversion: NW $\frac{1}{4}$ -SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 26, T4S R1W

The water is used for Irrigation purposes from 3/1 to 10/31 for 140 acres in portions of Section 26 T4S R1W Owyhee County.

TO BE CHANGED AS FOLLOWS

Amount: 2.8 cfs

Point(s) of Diversion: SW $\frac{1}{4}$ -SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 26; SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 35; NE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec 36 T4S R1W

The water will be used for Irrigation purposes from 3/1 to 10/31 for the same 140 acres.

No. 57 - 2271

Notice is hereby given that Anvelo &/or Elva Mari Gusti of Oreana, Idaho has applied to the Department of Water Resources for a change of point of diversion of groundwater.

The right sought to be changed is evidenced by License No. 57 - 2271 and is recorded as follows:

Amount: 4.5 cfs. Priority: 3/30/1964.

Point(s) of Diversion: SW $\frac{1}{4}$ -SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, Twp 4S, Rge 1W

The water is used for Irrigation purposes from 3/15 to 10/15 for 225 acres in portions of Sec 26, 34, 35, all in Twp 4S, Rge 1W.

TO BE CHANGED AS FOLLOWS

Amount: 4.5 cfs

Point(s) of Diversion: SW $\frac{1}{4}$ -SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, NE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec 36, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, all in Twp 4S, Rge 1W.

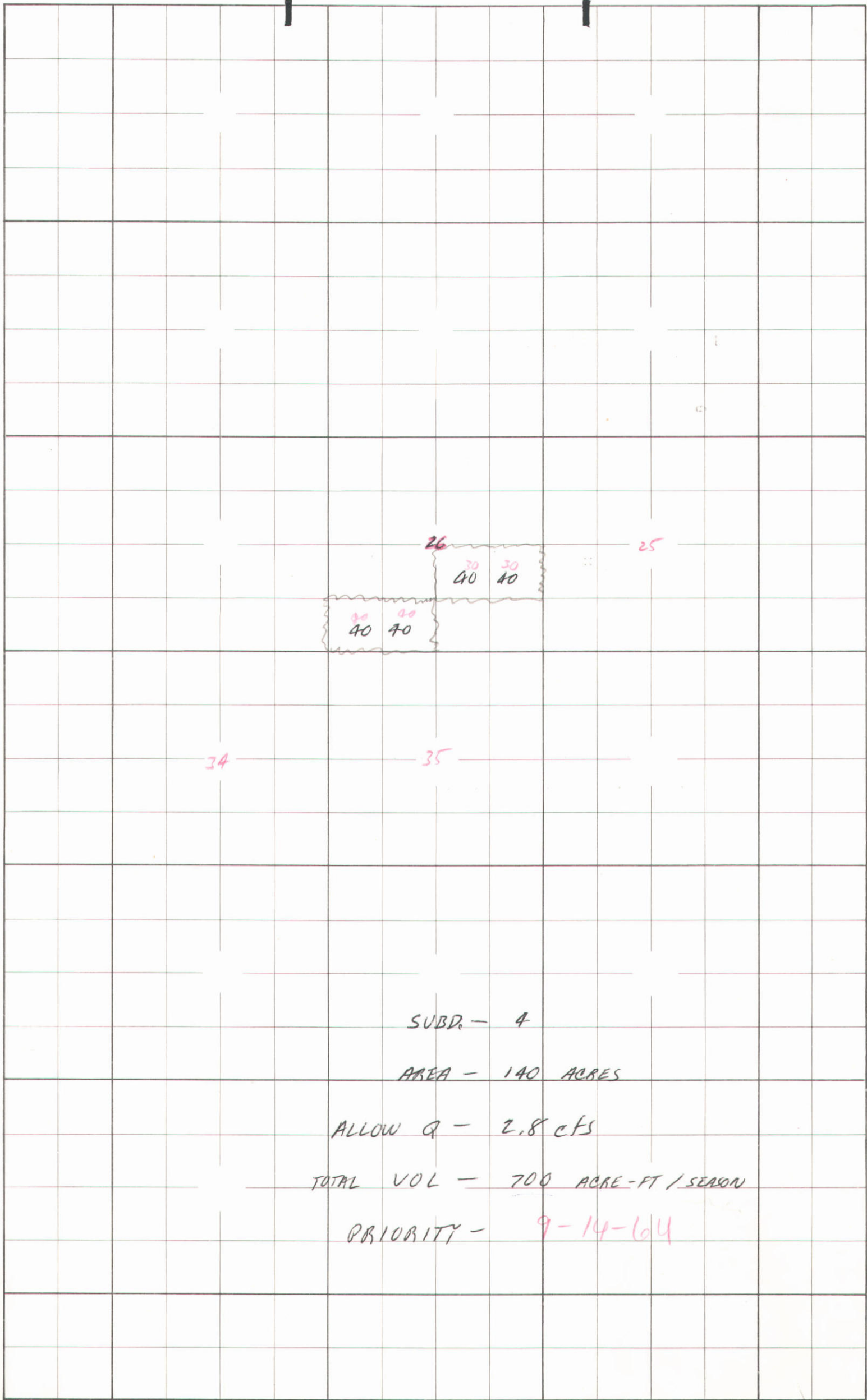
The water will be used for Irrigation purposes from 3/15 to 10/15 for same 225 acres.

Any protest against approval of the proposed changes of water right applications must be filed with the Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709 on or before May 19, 1980.

C. STEPHEN ALLRED,

Director

Published May 1 and 8, 1980 in the Owyhee Nugget, Marsing, Owyhee County, Idaho.





UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

IN REPLY REFER TO:

L:VSS

Idaho 015207

Land Office
P. O. Box 2237
Boise, Idaho 83701

SEP 29 1965

Mr. Lester M. Buck
Triangle Ranch
Oreana, Idaho

RECEIVED
SEP 30 1965

NOTICE OF ALLOWANCE

Dear Mr. Buck:

Department of Reclamation

Your Desert Land Entry, Serial No. Idaho 015207, Receipt No. 96344
for SW 1/4, N 1/2 Sec. 26; N 1/2

Township 4 S., Range 1 W., Boise Meridian, Idaho, containing 320 acres, Section 34,
has this day been allowed, subject to any valid existing rights and your
further compliance with laws and regulations applicable thereto. The accept-
ability of final proof is contingent upon development and reclamation of the
land in accordance with your plan of development which is on file in the Boise
Land Office. Any substantial change in source of water or deviation in the
construction of the irrigating facilities must have the approval of the Bureau
of Land Management. The irrigable acreage of this entry has been determined to
be approximately 238 acres. In correspondence relating to this entry,
always refer to the serial number shown above.

Subject to the Act of July 17, 1914, which may require the reservation of all
oil and gas deposits to the United States.

Sincerely yours,

/S/ ORVAL G. HADLEY

Orval G. Hadley
Manager, Land Office

cc: State Reclamation Engineer

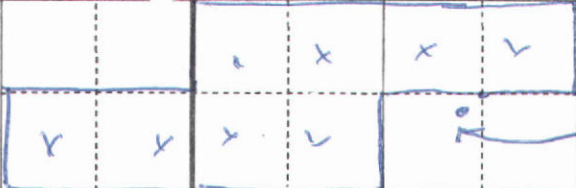
NAME OF APPLICANT Lester M. Buck

Form No. 0

Twp 4 S.

R 1 W

See 26



Location of well

Permit Map No. 32058
As Approved SEP 11 1966
CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant TRIANGLE RANCH Phone 834-2458
Post office address Oreana, Idaho

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____ (Name of court)
- b. License No. 57-2278 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant Land purchased from Lester M. Buck by Triangle Ranch.
3. Source of water groundwater tributary to _____
4. Date of priority 9/14/1964
5. Water is used for the following purposes:
amount 2.8 for irrigation purposes from 3/1 to 10/31
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)
6. Total amount of water under right: a. 2.8 cubic feet per second
&/or
b. _____ acre feet per annum
7. Location of original point of diversion is SW ¼ of SE ¼ of Section 26
Township 4S Range 1W, B.M., in _____ County
Additional points of diversion, if any NW¼SW¼, Sec. 26, T. 4S, R. 1W
8. Lands irrigated or place of use:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4S	1W	26											40	40	30	30			140

Total number of acres to be irrigated 140

9. Describe any other water rights used for the same purposes as described above None

MICROFILMED

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County _____
Additional points _____

3. Place of use:

TWP	RANGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion
- a. Amount of water to be diverted 2.8 c.f.s. &/or _____ acre feet
- b. Point(s) of diversion SW _____ ¼ SE _____ ¼, Section 26 Township 4S
Range 1W, B.M., Owyhee County _____
Additional points NW¼SW¼, NE¼SE¼, Sec. 26; SE¼NW¼, Sec. 35; NE¼NE¼, NE¼NW¼,
Sec. 36, T. 4S, R. 1W.
- c. Description of diverting works Wells with pumps and pipelines.
- d. Describe the reasons for applying for a change in the point(s) of diversion Consolidate
system so that all wells can be used to irrigate ranch.

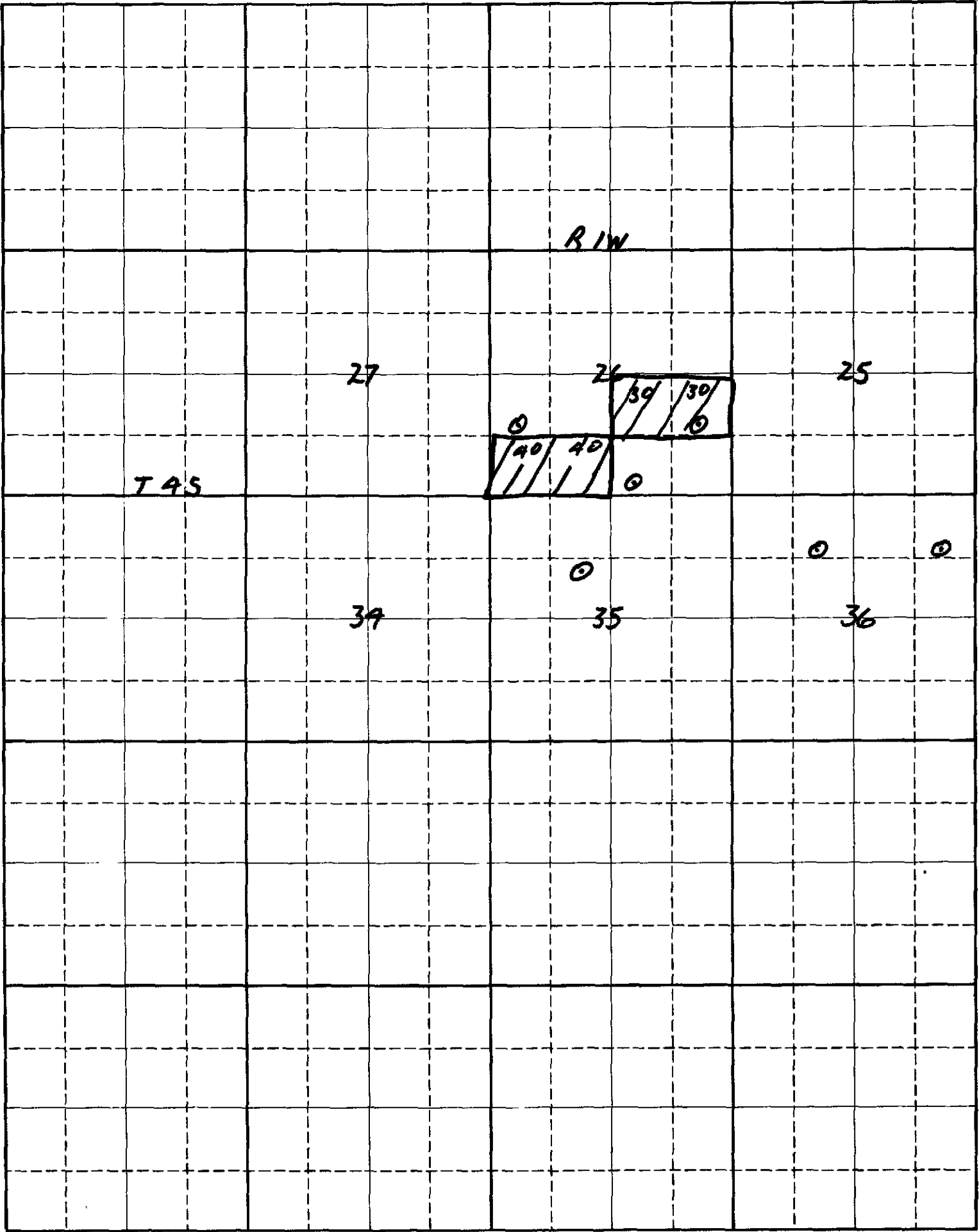
2. Change in place of use No Change

- a. Describe the lands or place of use to which the right will be transferred:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

4. Remarks _____

I hereby assert that no one will be injured by such change and the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

Michael J. Givert
(Signature of applicant)

Subscribed and sworn to before me this 15th day of April, 19 80.

Nancy M. Northway
(Notary public)

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 57-2278 and said application is hereby approved, subject to the following limitations and conditions:

Witness my hand this 29th day of June, 19 80.

Norman C. Young
NORMAN C. YOUNG
Administrator, Resources Admin. Div.

FOR DEPARTMENT USE ONLY

Received by <u>ghs</u>	Date <u>4/15/80</u>	Protest filed by _____
Prelim. check by <u>CWB</u>	Fee <u>\$35.00</u>	_____
Receipted by <u>ghs</u>	Date <u>4/15/80</u>	# <u>16249</u>
Published in <u>Owyhee Nugget</u>	Copies of protest forwarded by _____	
Pub. dates <u>5/1 & 5/8</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on <u>—</u>	Recommended for <u>approval</u> denial	
_____ rec'd. _____	by <u>ghs</u> <u>Jim</u> <u>DRS</u>	

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 57-2278 Priority 9-14-64 Amount 2.8 c.f.s.
(late proof)

THIS IS TO CERTIFY, that LESTER M. BUCK
of Oreana, Idaho, has complied with the terms and conditions of Permit
No. 57-2278 issued pursuant to Application for Permit dated 9-10-64,
and has submitted proof to the Department of Water Administration on 9-15-69,
that he has applied water to a beneficial use, an examination by the Department indicates that the
works have a capacity of 9.38 c.f.s., and that the water has in fact been applied to a
beneficial use, a right to the use of water from a ground-water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 2.8 c.f.s. for Irrigation from 3-1 to 10-31 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 2.8 c.f.s. of water be diverted at
any one time, said waters to be diverted within the _____

SW¹/₄SE¹/₄ & NW¹/₄SW¹/₄ Sec. 26, Twp. 4 S., Rge. 1 W., B.M.

in the county of Owyhee, and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 700 acre feet per year or _____
5.0 acre feet per acre.

Description and location of 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	
4 S	1 W	26											40	40	30	30			140

Total number of acres irrigated 140

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 8 day of
December, 1970.


Deputy Director

57 2278

57-2218

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 40192
Permit No. G- 32058
District No.

Assigned to Angelo & Elva M
Gilbert - Oreana -
Idaho

1. Name of Applicant: **Lester M. Buck**
Postoffice address: **Oreana** County: **Owyhee** State: **Idaho**
2. Quantity of water claimed: **300 inches - 6.0 cfs**
(a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: **Subterranean**
4. Location of point of diversion or well is in the **SW 1/4** of the **SE 1/4** of Section **26**
Twp. **4 S.**, Rge. **1 W.**, B.M., County of **Owyhee**
5. Water is to be used for: **Irrigation**
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the **1/4** of the **1/4** of Section **26**, Twp.
Rge. **1 W.**, B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the **1/4** of the **1/4** of Section **26**, Twp. **4 S.**, Rge. **1 W.**, B.M.
7. Kind of works: **Pipe & pump - sprinklers**
8. Estimated cost of works: **\$40,000.00**
9. (a) Is reservoir to be used? **No**
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is **5** years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are **none**
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) (cubic feet per second, inches or gallons per minute) is for new lands.

Twp	Range	Sec	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4 S	1 W	26								40	40	40	40	40	40			240	
4 S	1 W	27														40	40	80	
																	TOTAL	320	

A S S I G N M E N T ✓

For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G-32058 to Angelo Giusti and Elva Maria Giusti, husband and wife of Oreana, Idaho.

/s/ Lester M. Buck, Permit Holder

/s/ MARGARET ANN BUCK, Wife of
Permit Holder

State of Idaho)
 : ss
County of Canyon)

On this 7th day of November, 1966, before me, a Notary Public for the State of Idaho, residing at Nampa, Idaho personally appeared Lester M. Buck and Margaret Ann Buck, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same. In witness whereof, I have hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written.

/s/ JAMES E. SCHILLER,
Notary Public residing at Nampa,
Idaho, Canyon County, Idaho

My commission expires: 11-16-69

AMENDMENT TO LAND LIST ✓

Comes now Angelo Giusti and represents to the State Reclamation Engineer of the State of Idaho, That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-32058, and requests that the list of lands to be irrigated as described in said Permit be changed to read as follows: That from the list of lands to be irrigated the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 27, T 4 S., R 1 W., B.M., Owyhee County, Idaho, be eliminated and that the N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 34, T 4 S., R 1 W., B.M., Owyhee County, Idaho, be substituted therefor. That an additional amount of water is not asked for and that the rights of others will not be adversely affected by such change.

Signed at Nampa, Idaho this _____ day of November, 1966.

/s/ ANGELO GIUSTI

Date of receipt at office of Department of Reclamation: November 23, 1966.

APPROVAL OF STATE RECLAMATION ENGINEER

I, Jack A. Barnett, Assistant, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-32058. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ JACK A. BARNETT, Assistant
State Reclamation Engineer

Recorded: 11-29-66

See amendment dated November 4, 1969

See assignment dated January 6, 1970

11 SE ISSUED FOR 2.8 SEC. FT.
LICENSE PAGE NO. _____

Received 1-6-70

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

ASSIGNMENT OF PERMIT

I, Angelo & Elva M. Giusti, hereby assign to Lester M. Buck,
Name
of Triangle Ranch, Oreana, Idaho 83659,
Address

CHECK ONE

- ☒ All my right, title, and interest, in and to Permit No. 57-2278
to appropriate the public waters of the State of Idaho.
- ☐ The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the State
of Idaho. (Give that portion of the permit being assigned by describing
the land list and the point of diversion - describe by acreage within
each 40-acre subdivision.)

Made this 6th day of January, 19 70.

Angelo Giusti
Permit Holder

Elva Maria Giusti Δ
Wife of Permit Holder

State of Idaho)
County of Canyon) ss.

On this 6th day of January, 19 70, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

John M. Remington
Notary Public residing at _____
Nampa, Idaho

My commission expires 3-1-72

57-2278
32058

Department of hospitalation.

Permit No. 57-2278

Oreana, Idaho

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho

1. Point of diversion: NW 1/4 SW 1/4, Sec. 26, T. 4 S

SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 4S, R. 1W, B.M.

mo. - day mo. - day

For _____ purposes from _____ to _____ (both dates incl.)

[illegible]

57-2278
32058

[illegible]

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

this 29th day of October, 1967,
Engels
 (signature)
Love Maria Lin

I, C. Stephen Allred, Deputy, State Reclamation Engineer of the State of Idaho,

D
Fees
Paid

November 19 69
Stephen Ubold
Deputy State Reclamation Engineer

32058

Application for Amendment

LAND LIST

Permit No. G-32058

RECEIVED
NOV 23 1966

Department of Reclamation

Comes now Angelo Giusti, and represents
to the STATE RECLAMATION ENGINEER of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the
State of Idaho, No. G-32058, and requests that the list of lands to be irrigated,
as described in said permit, be changed to read as follows:

That from the list of lands to be irrigated the S½ of the SE¼ of
Section 27, Township 4 South, Range 1 W.B.M., Owyhee County, Idaho,
be eliminated, and that the N½ of the NE¼ of Section 34, Twp. 4 S.,
R. 1 W.B.M., Owyhee County, Idaho, be substituted therefor.

~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~

That an additional amount of water is not asked for, and that the rights of others
will not be adversely affected by such change.

Signed at Nampa, Idaho this _____ day of November, 1966.

Angelo Giusti

Date of receipt at office of Department of Reclamation November 23, 1966

APPROVAL OF STATE RECLAMATION ENGINEER

I, Jack A. Barnett, Assistant
I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, hereby approve
the above and foregoing application for amendment to Permit to appropriate the Public
Waters of the State of Idaho, No. G-32058. This approval constitutes a new permit
and is issued as an amendment to the original permit, to which it refers, and of which
it becomes a part, and said application is approved only insofar as the rights of others
will not be adversely affected thereby.

Jack A. Barnett
Assistant, State Reclamation Engineer

32058

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 14 day of Aug, 1967, and the last publication being on the 21 day of Aug, 1967;

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 21 day of Aug, 1967.

Leon S. Hawes
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

NOTICE OF PERMIT WATER DIVERSION

Notice is hereby given that **Angelo Giusti**, of **Maria Giusti, Oregon**, Idaho, has received an approved permit No. **G 32058** issued by the Idaho State Reclamation Department authorizing the diversion of 6.0 cubic feet per second of water from a ground water source subject to all prior rights. The priority to be established under this permit is September 10, 1964 and the permit was approved September 11, 1964. Water is to be diverted by well, pump, pipe and sprinklers from a point within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 4 S., R. 1 W., B. M., Owyhee County, to be used for irrigation in the SW $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28; N $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34, T. 4 S., R. 1 W. B. M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before September 11, 1969. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON,
State Reclamation Engineer
Published in the Owyhee Nugget, Marsing, Idaho on August 14 and August 21, 1969.

57-2278
32058



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

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

June 19, 1980

Triangle Ranch
Oreana,
Idaho 83659

Dear Sirs,

RE: Transfer of Water Right No.'s 57-2277 & 57-2278

Enclosed is a copy of your approved Application for Transfer of the above referenced water rights (Transfer No.'s 2438 & 2439). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:mr

Enclosure

MICROFILMED

Mr. Giusti is sending proof of ownership 4/15/80 bks

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: CW Ryan

1. Right number 57-2278 Applicant TRIANGLE RANCH

2. Type of right: ☐ Decree ☒ License ☐ Claim

3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Other _____

4. Check:

(a) ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use

(b) ☒ Description of original point of diversion:

(c) ☒ Description of original place of use.

5. Amount of land &/or water transferred:

(a) ☒ All of right.

N/A. (b) ☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).

OK. (c) ☒ Check description of point(s) of diversion.

NO choice (d) ☒ Check description of place of use.

OK. (e) ☒ Check map (shows p.d. and p.u. after transfer).

OK. (f) ☒ Check for correct signature, notarization, and fee.

OK. (g) ☐ Check proof of ownership of right &/or land from which water is transferred.

None (h) ☒ Check for expansion in use of right. Comments SHOULD BE ON THE WAY

N/A. SP. only (i) ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) _____

j. ☒ Is use within a Watermaster District? ☒ Yes ☐ No

If yes, what district? 57-B groundwater

FINAL PROCESSING REVIEW BY: HLD

1. Watermaster recommendation requested on HLD Received on _____

2. Is transfer published correctly? ☒ Yes ☐ No

3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve

2. ☐ Deny

3. Conditions* _____

4. By DJS Date 5/20/80

in 6/5/80
* All uses within Watermaster Districts require special conditions.

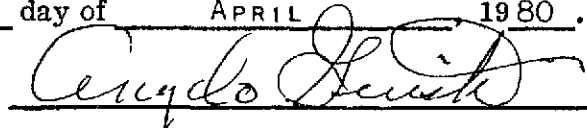
MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

POWER OF ATTORNEY

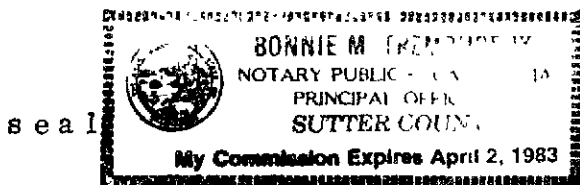
The undersigned holder(s) of Permit/Application No. 57-2278 of the
Department of Water Resources of the State of Idaho hereby nominates _____
MICHAEL G. GIUSTI, whose address is OREANA STAR ROUTE, MURPHY, IDAHO 83650
as attorney-in-fact, with full authority to act for and on behalf of the undersigned in all
matters pertaining to the above numbered permit or application. Such acts shall include,
but not be limited to, the filing of application, receiving of all notices, the signing and
filing of applications for extension of time and for amendments of said permits, and the
submission of proofs of completion of works and beneficial use of water.

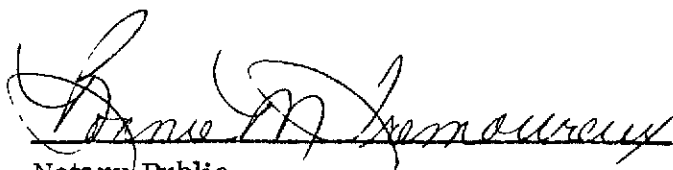
Dated this 4TH day of APRIL, 1980.



STATE OF ~~IDAHO~~ CALIFORNIA
County of SUTTER) ss.

On this 4TH day of APRIL, 1980, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.




Notary Public
Residing at ROBBINS, CALIFORNIA

My Commission expires:
APRIL 2, 1983

MICROFILMED

ANGELO GIUSTI

PO BOX 277

ROBBINS, CALIFORNIA 95676

OFFICE - (916) 738-4446

RESIDENCE (916) 738-4261

6 MAY 1980

STATE OF IDAHO
DEPT. OF WATER RESOURCES
92 SOUTH COLE ROAD
BOISE, IDAHO 83709

GENTLEMEN:

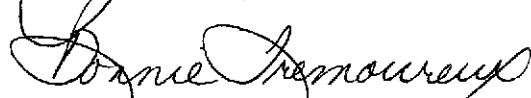
MICHAEL GIUSTI HAS ASKED THAT WE FURNISH YOUR OFFICE WITH SOME PROOF OF OWNERSHIP OF OUR LANDS IN OWYHEE COUNTY.

ENCLOSED FOR YOUR INFORMATION IS A TITLE INSURANCE POLICY DATED DECEMBER 1978 AND A DOCUMENT BETWEEN ANGELO GIUSTI AND LESTER M. BUCK WHEREBY MR. BUCK RELEASED HIS INTEREST IN ONE PIECE OF PROPERTY.

IF YOU HAVE ANY QUESTIONS ON THIS MATTER, PLEASE DO NOT HESITATE TO CALL EITHER MR. GIUSTI OR MYSELF.

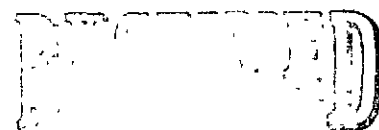
VERY TRULY YOURS,

ANGELO GIUSTI



(MRS.) BONNIE TREMOUREUX

ENC.



MAY 9 1980

Department of Water Resources

Personal Office
MICROFILMED

RECEIVED

MAY 9 1980

SAFECO
POLICY OF TITLE INSURANCE

Issued from the office of

Department of Water Resources
Western Regional Office

OWYHEE COUNTY TITLE COMPANY
MURPHY, IDAHO 83650

SAFECO TITLE INSURANCE COMPANY
OF IDAHO

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS CONTAINED IN SCHEDULE B AND THE PROVISIONS OF THE CONDITIONS AND STIPULATIONS HEREOF, SAFECO TITLE INSURANCE COMPANY OF IDAHO, an Idaho 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, and costs, attorneys' fees and expenses which the Company may become obligated to pay hereunder, sustained or incurred by the insured by reason of:

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

and in addition, if a mortgage is referred to in Schedule A as the insured mortgage by reason of

- 5 The invalidity or unenforceability of the lien of the insured mortgage upon said estate or interest except to the extent that such invalidity or unenforceability or claim thereof, arises out of the transaction evidenced by the insured mortgage and is based upon
 - a usury, or
 - b any consumer credit protection or truth in lending law
- 6 The priority of any lien or encumbrance over the lien of the insured mortgage
- 7 Any statutory lien for labor or material which now has gained or hereafter may gain priority over the lien of the insured mortgage, except any such lien arising from an improvement on the land contracted for and commenced subsequent to Date of Policy not financed in whole or in part by proceeds of the indebtedness secured by the insured mortgage which at Date of Policy the insured has advanced or is obligated to advance
- 8 Any assessments for street improvements under construction or completed at Date of Policy which now have gained or hereafter may gain priority over the insured mortgage, or
- 9 The invalidity or unenforceability of any assignment, shown in Schedule A of the insured mortgage or the failure of said assignment to vest title to the insured mortgage in the named insured assignee free and clear of all liens

In Witness Whereof, SAFECO Title Insurance Company of Idaho has caused its corporate name and seal to be hereunto affixed by its duly authorized officers as of Date of Policy shown in Schedule A.

COUNTERSIGNED:
OWYHEE COUNTY TITLE COMPANY

SAFECO TITLE INSURANCE COMPANY
OF IDAHO

By: _____

W H Little

President

Bruce M. Jones
MICROFILMED

Page 3

SCHEDULE A (Loan)

Order No 2498

Amount of Insurance \$ 680,000.00

Date of Policy. December 4, 1978
5:00 P. M.

1 Name of Insured

THE MUTUAL BENEFIT LIFE INSURANCE COMPANY

2 The estate or interest in the land described in this Schedule and which is encumbered by the insured mortgage is: Fee Simple

3 The estate or interest referred to herein is at Date of Policy vested in

ANGELO GIUSTI and ELVA MARIA GIUSTI a/k/a ELVA GIUSTI,
husband and wife, presumptively as community property.

4. The mortgage, herein referred to as the insured mortgage and the assignments thereof, if any, are described as follows

Mortgage dated September 12, 1978, executed by Angelo Giusti and Elva Maria Giusti, his wife, to The Mutual Benefit Life Insurance Company, a New Jersey corporation, given to secure the payment of \$680,000.00 and interest; recorded October 11, 1978, as Instrument No. 156466, Owyhee County Records.

5. The land referred to in this policy is described as follows

PARCEL NO. 1;
IN TOWNSHIP 4 SOUTH, RANGE 1 WEST, B. M., OWYHEE COUNTY, IDAHO
Section 25: SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 26: S $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$
Section 34: NE $\frac{1}{4}$
Section 35: N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$

CONTINUED ON PAGE 3a:

LAND DESCRIPTION CONTINUED:

Section 36: NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ EXCEPTING therefrom the following described parcel: BEGINNING at the SE corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 36, T4S, R1W, B. M.; thence North on the Section line 650 feet to a point; thence due West 270 feet to a point; thence due South 650 feet to a point on the Southerly boundary of the said NE $\frac{1}{4}$ NE $\frac{1}{4}$; thence due East 270 feet to the point of beginning.

PARCEL NO. 2:

IN TOWNSHIP 4 SOUTH, RANGE 1 WEST, B. M., OWYHEE COUNTY, IDAHO
Section 36: S $\frac{1}{2}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$

SCHEDULE B (Extended Coverage)

PART I

This policy does not insure against loss or damage by reason of the following:

1. General taxes for the year 1978 are due and payable.

2. Reservations contained in U. S. Patents, recorded October 13, 1892, in Book 5 of Patents, pages 159 and 161, and on October 23, 1913, in Book 6 of Patents, page 627, and on December 21, 1970, as Instrument No. 127659, Owyhee County Records, as follows:

Subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law, and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

Excepting and reserving to the United States all the oil and gas in the lands so patented, and to it, or persons authorized by it, the right to prospect for, mine and remove such deposits from the same upon compliance with the conditions and subject to the provisions and limitations of the Act of July 17, 1914, 38 Stat. 509, as supplemented; 30 U.S.C. 121-124.; Which last paragraph affects only SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 26; N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 34, T4S, R1W, B. M.

3. Reservations contained in Deeds from the State of Idaho, recorded February 6, 1958, in Book 50 of Deeds, page 58, and on June 2, 1964, in Book 57 of Deeds, page 196, and on December 4, 1978, as Instruments No. 156919, 156920 and 156921, Owyhee County Records, as follows:

Subject to the provisions of Section 58-604, Idaho Code, as amended by Chapter 44, 1951 Session Laws, which grants over all lands belonging to the state a right of way for ditches constructed by the authority of the United States; and to the provisions of Section 47-701, Idaho Code, reserving to the State all Mineral rights in lands sold subsequent to the 8th day of May, 1923; also reserved to the State are geothermal resources and by-products. Which reservations affect only those lands in Section 36, T4S, R1W, B. M..

CONTINUED ON PAGE 4a:

SCHEDULE B CONTINUED:

4. Power Line Easements for the erection and continued operation, maintenance, repair, alteration, inspection, relocation and replacement of an electric transmission, distribution and telephone lines and circuits, attached to a line of poles or other supports, as granted the Idaho Power Company, a corporation, by deeds recorded July 17, 1944, in Book 34 of Deeds, page 61, and on February 9, 1965, in Book 57 of Deeds, page 530, and on August 30, 1967, in Book 60 of Deeds, page 315, Owyhee County Records. Which easements are over and across the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25; the S $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ of Section 26, all in T4S, R1W, B. M.

5. Lease executed by Angelo Giusti and Elva Maria Giusti, his wife, to the Anschutz Corporation, for term of ten years from October 22, 1975, with extension provisions, for the purpose of entering in, on and under the premises, and each and every part thereof, prospecting, producing, operating for, extracting, removing, taking, storing, utilizing, processing, converting, treating, shipping, and marketing all geothermal steam and associated resources, and subject to the terms and conditions therein; recorded January 26, 1976, as Instrument No. 146248, Owyhee County Records. Which lease covers only a portion of said premises.

6. Any off record facts, encumbrances, easements or possessory claims, a survey or inspection would disclose.

202

SCHEDULE B (Extended Coverage)

PART II

In addition to the matters set forth in Part I of this Schedule, the title to the estate or interest in the land described or referred to in Schedule A is subject to the following matters, if any be shown, but the Company insures that such matters are subordinate to the lien or charge of the insured mortgage upon said estate or interest

NONE

(End of Schedule B)

copy

THIS INDENTURE, Made the 9th day of June

in the year of our Lord one thousand nine hundred and Seventy-One, between

ANGELO GUISTI and ELVA MARIA GUISTI, husband and wife,

of Robbins, County of Sutter, State of California,

the parties of the first part, and LESTER M. BUCK and MARGARET A. BUCK, husband and wife,

of Emmett, County of Gem, State of Idaho,

the parties of the second part,

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of Four Thousand and No/100 (\$4,000.00) -----DOLLARS, lawful money of the United States of America, do by these presents GRANT, BARGAIN, SELL and CONVEY, unto the said parties of the second part, and to their heirs and assigns FOREVER, all that certain real property situate in the County of Owyhee, and State of Idaho, and bounded and particularly described as follows, to-wit:

T. 4 S., R. 1 W., Boise Meridian, Idaho

Sec. 26, SW 1/4, N 1/2 SE 1/4

Sec. 34, N 1/2 NE 1/4

Together with all water, water rights, ditches and rights of way for ditches thereunto belonging or in anywise appertaining, including Water License No. 57-2278 of the Department of Water Administration, State of Idaho, and all rights under Application for Permit No. 57-7039 to the Department of Water Administration of the State of Idaho.

together with the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

THIS GRANT is intended as a mortgage to secure the payment of that certain promissory note of even date herewith, executed and delivered by the said Angelo Guisti and Elva Maria Guisti, husband and wife, to the said parties of the second part

RECORDED

AND THESE PRESENTS SHALL BE VOID if such payment be made. But in case default shall be made in the payment of said principal sum of money, or any part thereof, as provided in said note, or if interest be not paid as herein specified,

PROMISSORY NOTE

\$4,000.00

Caldwell, Idaho
June 9, 1971

FOR VALUE RECEIVED, We jointly and severally promise to pay to LESTER M. BUCK and MARGARET A. BUCK, husband and wife, or order, the sum of FOUR THOUSAND AND NO/100 DOLLARS (\$4,000.00) lawful money of the United States of America, together with interest thereon at the rate of six per cent (6%) per annum from April 1, 1971, at Emmett, Idaho, or such other place as the holders hereof may designate in writing, as follows, to-wit:

\$2,000.00, plus interest, on April 1, 1972

\$2,000.00, plus interest, on April 1, 1973

If default be made in the payment of any installments of principal and interest under this note, and if default is not made good within thirty (30) days of the due date of said installment of principal and interest, the entire principal sum and all accrued interest shall be at once due and payable without notice at the option of the holders of this note.

The makers of this note reserve the right to pay all or any part of the principal at any time and on the principal so paid the interest shall cease.

The failure of the holders of this note to enforce their rights upon default of any of the terms of this note shall not constitute a waiver of any such right in the event of a subsequent default.

If suit is instituted to collect this note or any portion thereof, we agree to pay in addition to the costs and disbursements as are allowed by law, such additional sum as the court may adjudge reasonable as attorney's fees in said suit.

The makers, endorsers, and guarantors of this note severally waive presentment for payment, notice of non-payment, protest and notice of protest.

Angelo Guisti

Elva Maria Guisti

MUTUAL RELEASE OF ALL CLAIMS

THIS AGREEMENT, Made and entered into this 9th day of June, 1971, by and between LESTER M. BUCK and MARGARET A. BUCK, husband and wife, of Emmett, County of Gem, State of Idaho, parties of the first part, and ANGELO GUISTI and ELVA MARIA GUISTI, husband and wife, of Robbins, County of Sutter, State of California, parties of the second part, WITNESSETH:

WHEREAS, The parties of the first part were employed by the parties of the second part in a farming operation in Owyhee County, Idaho, and while so employed the parties of the second part acquired certain interests in farm properties adjoining those of the parties of the first part, and

WHEREAS, The relationship of employer and employee has terminated, and with reference to said employment and the settlement of their affairs, all matters existing between them have been resolved, and each desires to release the other from any further responsibility growing out of said contract of employment;

NOW, THEREFORE, This agreement witnesses that for and in consideration of the mutual promises and agreements herein contained, and the settlements made between the parties, all of which have been completed, the parties of the first part hereby release and discharge the parties of the second part, their heirs, executors, administrators and assigns, and the parties of the second part hereby release and discharge the parties of the first part, their heirs, executors, administrators and assigns, of and from all claims, demands, damages, actions and causes of action by reason of the relationship heretofore existing between the parties hereto.

It is mutually understood and agreed that this is a full and final release of all claims of every nature and kind whatsoever, and releases claims that are known and unknown, suspected and unsuspected, and which either party has or may hereafter have against the other party.

NOTARIAL
FEB 1971

1 We further state that we have carefully read the foregoing
2 mutual release and know the contents thereof, and we sign the same
3 as our own free act.

4 WITNESS Our hands and seals this _____ day of June, 1971.

5
6 Lulu B. Buck (SEAL)

7
8 Robert G. Buck (SEAL)
Parties of the First Part

9
10 Engelo August (SEAL)

11
12 Elva Maria Huest (SEAL)
Parties of the Second Part

1 STATE OF IDAHO)
2) ss.
3 County of Canyon)

4 On this 14 day of June, 1971, before me, the under-
5 signed, a Notary Public in and for said State, personally appeared
6 LESTER M. BUCK and MARGARET A. BUCK, husband and wife, known to me
7 to be the persons whose names are subscribed to the within instrument
8 and acknowledged to me that they executed the same.

9 IN WITNESS WHEREOF, I have hereunto set my hand and af-
10 fixed my official seal the day and year in this certificate first
11 above written.

12 (SEAL)

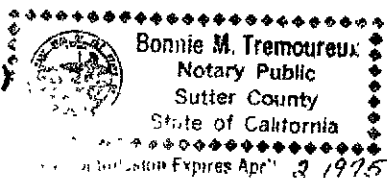
[Signature]
Notary Public for Idaho
Residing at Caldwell, Idaho

13
14
15
16
17
18 STATE OF CALIFORNIA)
19) ss.
20 County of Sutter)

21 On this 18th day of June, 1971, before me, the under-
22 signed, a Notary Public in and for said State, personally appeared
23 ANGELO GUISTI and ELVA MARIA GUISTI, husband and wife, known to me
24 to be the persons whose names are subscribed to the within instrument
25 and acknowledged to me that they executed the same.

26 IN WITNESS WHEREOF, I have hereunto set my hand and af-
27 fixed my official seal the day and year in this certificate first
28 above written.

29 (SEAL)



[Signature]
Notary Public for California
Residing at: Roberts, Calif.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. 57-2278

Notice is hereby given that Triangle Ranch
of Oreana, Idaho has applied to the Department of Water
Resources for a change of point of diversion
of the water of groundwater.
The right sought to be changed is evidenced by License No. 57-2278
and is recorded as follows:

Amount: 2.8 cfs Priority: 9/14/1964
Point(s) of Diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 26, T4S R1W
The water is used for Irrigation purposes from 3/1 to 10/31 for
140 acres in portions of Section 26 T4S R1W Owyhee County.

TO BE CHANGED AS FOLLOWS

Amount: 2.8
Point(s) of Diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 26; SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 35; NE $\frac{1}{4}$ NE $\frac{1}{4}$,
NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 36 T4S R1W
The water will be used for Irrigation purposes from 3/1 to 10/31
for the same 140 acres.

Any protest against approval of the proposed change of water right appli-
cation must be filed with the Department of Water Resources, 92 S. Cole Road,
Boise, Idaho 83705 on or before May 19, 1980.

C. STEPHEN ALLRED

Director

Published in the Owyhee Nuggett
on 5/1/80 and 5/8/80

MICROFILMED

PROOF OF PUBLICATION

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

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

That the annexed notice was published in said newspaper once a week and every week for 2 consecutive weeks, the first publication being on the 1 day of July, 1980, and the last publication being on the 1 day of July, 1980;

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 1 day of

July, 1980.

[Signature]
NOTARY PUBLIC

My commission expires July 1, 1981

(SEAL)

NOTICE OF PROPOSED CHANGES OF WATER RIGHTS No. 57 - 2277

Notice is hereby given that Triangle Ranch of Oreana, Idaho has applied to the Department of Water Resources for a change of point of diversion of groundwater.

The right sought to be changed is evidenced by License No. 57 - 2277 and is recorded as follows:

Amount: 2.10 cfs. Priority 8/6/1964.

Point(s) of Diversion: NE $\frac{1}{4}$ -NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec 36, Twp 4S, Rge 1W

The water is used for Irrigation purposes from 3/15 to 11/15 for 164 acres in portions of Section 36, T4S, R1W, Owyhee County

TO BE CHANGED AS FOLLOWS

Amount: 2.10 cfs

Point(s) of Diversion: NE $\frac{1}{4}$ -NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec 36; SW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ -SW $\frac{1}{4}$, Sec 26; SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec 35, T4S R1W

The water will be used for Irrigation purposes from 3/15 to 10/15 for the same 164 acres.

No. 57 - 2278

Notice is hereby given that Triangle Ranch of Oreana, Idaho has applied to the Department of Water Resources for a change of point of diversion of the water of groundwater.

The right sought to be changed is evidenced by License No. 57 - 2278 and is recorded as follows:

Amount: 2.8 cfs. Priority: 9/14/1964

Point(s) of Diversion: NW $\frac{1}{4}$ -SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 26, T4S R1W.

The water is used for Irrigation purposes from 3/1 to 10/31 for 140 acres in portions of Section 26 T4S R1W Owyhee County.

TO BE CHANGED AS FOLLOWS

Amount: 2.6 cfs

Point(s) of Diversion: SW $\frac{1}{4}$ -SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 26; SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec 35; NE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec 26 T4S R1W

The water will be used for Irrigation purposes from 3/1 to 10/31 for the same 140 acres.

No. 57 - 2271

Notice is hereby given that Angelo &/or Elva Mari Giusti of Oreana, Idaho has applied to the Department of Water Resources for a change of point of diversion of groundwater.

The right sought to be changed is evidenced by License No. 57 - 2271 and is recorded as follows:

Amount: 4.5 cfs. Priority: 8/30/1964.

Point(s) of Diversion: SW $\frac{1}{4}$ -SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, Twp 4S, Rge 1W

The water is used for Irrigation purposes from 3/15 to 10/15 for 225 acres in portions of Sec 26, 34, 35, all in Twp 4S, Rge 1W.

TO BE CHANGED AS FOLLOWS

Amount: 4.5 cfs

Point(s) of Diversion: SW $\frac{1}{4}$ -SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 26, 34, 35, all in Twp 4S, Rge 1W.

The water will be used for Irrigation purposes from 3/15 to 10/15 for same 225 acres.

Any protest against approval of the proposed changes of water right applications must be filed with the Department of Water Resources, 92 S Cole Road, Boise, Idaho 83709 on or before May 19, 1980.

C. STEPHEN ALLRED,

Published in the Owyhee County, Idaho.

December 9, 1970

Re: Water License No. 57-2278

C Mr. Lester M. Buck
Oreana,
Idaho 83659

Dear Mr. Buck:

O Please find enclosed Water License No. 57-2278. Please be advised that a copy
has been sent to the Bureau of Land Management.

If we can be of any assistance in the future, please feel free to contact us.

P Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

Y DWM/DG
Enc: water license no. 57-2278

57 2278



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

IN REPLY REFER TO:

L:VSS
I-015207

Idaho Land Office
Room 334 Federal Building
550 W. Fort Street
Boise, Idaho 83702

NOV 30 1970

R. Keith Higginson, Director
Idaho Dept. Water Administration
Statehouse, Annex 2
Boise, Idaho 83707

Dear Mr. Higginson:

Please refer to our letters of August 17 and October 20, 1970 regarding water permit 57-7039 and license G-32058/57-2278 for Lester M. Buck's desert land entry Idaho 015207.

We still have not received any word from you. We would appreciate being advised of the present standing of this permit and license.

Sincerely yours,

Curtis R. Taylor

Curtis R. Taylor
Assistant Manager, Lands

Approved
Permits have
been approved
and sent 12/1/70
DF

file in 57-7039 with a copy in 57-2278

57 2278

WATER LICENSE

Water License No. G-32058/57-2278 Priority September 14, 1964 Amount 2.8 c.f.s.
(late proof)

THIS IS TO CERTIFY, that Angelo & Elva Marie Giusti
of Oreana, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated September 10, 1964; that Permit G-32058/57-2278 was issued pursuant
to said application; that the proposed works were completed on or about September 8, 1969,
with a storage/or carrying capacity of 2.8 c.f.s., said works consisting of well, pump,
motor, sprinkler system; and that on September 15, 1969,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 700
acre feet per season, with a maximum rate of diversion of 2.8 cubic feet per second of the waters
of ground water, tributary of _____,
for the purpose of irrigation from March 1 to October 31;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 4 S, R. 1 W, B.M., and
other additional points NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, T. 4S, R. 1W, B.M., in the County of
Owyhee and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 700 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				N $\frac{1}{2}$				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 $\frac{1}{2}$	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 $\frac{1}{4}$	
4S	1W	26											40	40	30	30			140

Total number of acres irrigated 140

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

10 day of November, 19 69.

R. Keith Higgins
State Reclamation Engineer

57-2278
32058



Water License No. G-32058/57-2278

STATE OF IDAHO
office of the
DEPARTMENT OF RECLAMATION



WATER LICENSE

Water License No G-32058/57-2278 Priority September 14, 1964 Amount 2.8 c.f.s.
(late proof)

THIS IS TO CERTIFY, that Angelo & Elva Marie Giusti
of Oreana, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated September 10, 1964; that Permit G-32058/57-2278 was issued pursuant
to said application; that the proposed works were completed on or about September 8, 1969,
with a storage/or carrying capacity of 2.8 c.f.s., said works consisting of well, pump,
motor, sprinkler system; and that on September 15, 1969,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 700
acre feet per season, with a maximum rate of diversion of 2.8 cubic feet per second of the waters
of ground water, tributary of _____,
for the purpose of irrigation from March 1 to October 31;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation the point of diversion is
located in SW 1/4 SE 1/4, Sec 26, T. 4 S, R. 1 W, B.M., and
other additional points NW 1/4 SW 1/4, Sec. 26, T. 4S, R. 1W, B.M., in the County of
Owyhee, and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 700 acre feet per year.

Description and location of 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	
4S	1W	26											40	40	30		30		140

Total number of acres irrigated 140

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

10 day of November, 19 69.

[Signature]
State Reclamation Engineer

57-2278
32058

DON SAMUELSON
GOVERNOR



R KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

December 30, 1969

Re: Permit No. G-32058/57-2278

Angelo and Elva Marie Giusti
Oreana, Idaho

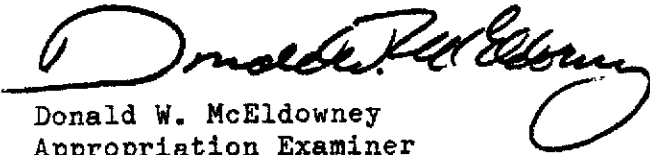
Dear Mr. and Mrs. Giusti:

In reviewing a letter of December 11, 1969, for the Bureau of Land Management to Lester M. Buck, we have re-evaluated your water license and have found that your license was issued in error. Therefore, we must request that you return the license to be evaluated once more.

On December 19, 1969, we discussed in our Boise office, the steps necessary to make changes as required by the Bureau of Land Management. Mr. Buck seemed to be in agreement and if after he explains the changes to you, you concur, then please return the license for reprocessing.

Your assistance in this matter will be most appreciated.

Very truly yours, .


Donald W. McEldowney
Appropriation Examiner

DWM:tg

Enc: none

32058
57-2278

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

December 30, 1969

Re: Permit No. G-32058/57-2278

Mr. Curtis R. Taylor,
Acting Manager
Idaho Land Office
Bureau of Land Management
Room 334, Federal Building
550 W. Fort Street
Boise, Idaho 83702

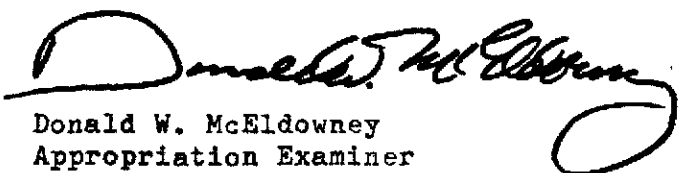
Dear Mr. Taylor:

Please accept this letter as a follow up to our telephone conversation of December 19, 1969 concerning the above referenced. We have discussed this matter as well as your letter of December 11, 1969, with Mr. Lester Buck and we find that it is necessary for the Department to recall the water license issued in connection with the above, re-evaluate the file, and to cause a new license to be issued.

At the time a new license is issued, we will supply you with a copy of the completed document. We would request that until then, you accept this as our intent to review the matter and to correct the situation as outlined in your December 11, 1969, letter.

Please contact us if we may be of further assistance.

Very truly yours,


Donald W. McEldowney
Appropriation Examiner

DWM:tg

cc: Mr. Lester M. Buck
Oreana, Idaho

32058
57-2278



UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

IN REPLY REFER TO:

L:VSS
I-015207

Idaho Land Office
Room 334, Federal Building
550 W. Fort Street
Boise, Idaho 83702

DEC 11 1969

Lester M. Buck
Oreana
Idaho 83659

Dear Mr. Buck:

We have received copies of water licenses G-32058/57-2278 and 31804/57-2271, both in names of Angelo and Elva Maria Giusti. The water under license G-32058/57-2278 is appurtenant to 160 acres in your entry. The water under the other license is not appurtenant to any of the land in your entry.

You must file evidence of your ownership of the water under license G-32058/57-2278.

You must also file evidence of your right to appropriate and use water on the N $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 26 and N $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 34, T. 4 S., R. 1 W., B.M., Idaho. This 160 acres was not included in the water license.

We have not as yet received the Affidavit of Publication from the Owyhee Nuggett as requested in our letter of October 23, 1969.

We would appreciate receiving the above evidence and affidavit within the next 30 days.

Sincerely yours,

Curtis R. Taylor
Acting Manager, Land Office

57-2278
32058

November 10, 1969

Re: Permit No. G-32058/57-2278

Angelo & Elva Marie Giusti
Triangle Ranch
Oreana, Idaho 83659

Dear Mr. & Mrs. Giusti:

Enclosed herewith is your Water License issued on the above
numbered permit.

Also enclosed is a copy of your approved amendment to
point of diversion.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA:kh
Enclosures

32058
57-2278

October 24, 1969

Re: Permit No. 32058/57-2278

Angelo & Elva Marie Giusti
Triangle Ranch
Oreana, Idaho 83659

Dear Mr. & Mrs. Giusti:

A representative from this department has made an examination of your works covered by Permit 57-2278. The works were found capable of producing 2.8 c.f.s. of which 2.8 c.f.s. can be recognized as beneficially used and licensed under Idaho law. The water is used for irrigation of 140 acres in S½SW¼, N½SE¼, Section 26, Twp. 4S, Rge. 1W, B.M..

If you disagree with the findings, please advise us within 10 days; otherwise, a license will be issued showing the findings as set forth in this letter.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:mh

3-1-70
-14-2-1-1

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-32058/57-2278

REPORT ON PROOF OF Angelo & Elva Marie Giusti



SUBD. - 4

AREA - 140 ACRES

ALLOW Q - 2.8 cfs

TOTAL VOL - 700 ACRE-FT / SEASON

PRIORITY -

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-32058/57-2278

This proof is for 6.0 cfs In Water District No. _____

1. Name of applicant Angelo & Elva Marie Giusti, Triangle Ranch, Oreana, Idaho 83659

2. Source of water supply: ground-water

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 26
T. 4 S R. 1 W, B. M. County of Owyhee

4. Describe works as they exist, giving dimensions and capacities of same: _____

pipe, pump, sprinklers

HOLLOWSHAFT MOTOR: 200 H.P. S# 1389475

PEARLESS PUMP: S# 205587

12" DISCHARGE WITH GATE VALVE INTO SPRINKLER SYSTEM

RAINBIRD MODEL 30WS $\frac{3}{4}$ NO. 3

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: YES

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 26, T. 4 S, R. 1 W, B. M.

N $\frac{1}{2}$ NE, Sec. 34, T. 4 S, R. 1 W, B. M. TOTAL - 320 acres

PROOF - N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 26

S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 26 TOTAL - 140 acres

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: MR. LESTER BUCK REPRESENTED PERMIT HOLDER

MEASUREMENT MADE ON ENTIRE SYSTEM FOR PERMIT

NO. 57-2271

2.8 cfs

This examination was made on the 11th day of AUGUST, 1969

(Signed) _____ P. M.
Examiner.

32058
57-2278 D.J.

Permit No. G-32058/57-2278

Examination for b/u- Angelo & Elva M. Guisti

County Owyhee

Sec. 26 T.4S R. 1W

Quantity: 6.0 cfs

Source: ground-water

P.D.: SW $\frac{1}{4}$ SE $\frac{1}{4}$

Use: irrigation

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: 9/10/64
Made: 9/15/69

Due: 9/11/69
Priority: ~~9-14-69~~

Due:

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
 4. If any unusual conditions are discovered, make plain statement of them under remarks.
 5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
 6. Give general characteristics of soils, topography, and crops raised.
-

September 25, 1969

Re: Permit No. 32058/57-2278

Angelo & Elva M. Giusti
Oreana, Idaho 83659

Dear Mr. and Mrs. Giusti:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

Before a license can be issued, a field examination must be made by a representative from 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. If someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

32058
57-2278

September 22, 1969

Re: Permit No. 32058 (new No. 57-2278)

Angelo & Elva Marie Giusti
Traingle Ranch
Oreana, Idaho 83659

Dear Mr. and Mrs. Giusti:

As of this date, we have not yet received the affidavit of publication to be submitted in connection with permit No. 32058/57-2278, You should be aware that many newspapers do not keep copies of these advertisements for their files. We, therefore, recommend that you obtain this affidavit as soon as possible from the Owyhee Nugget, Marsing, Idaho, and submit it promptly to the Department. Please be advised that a license will not be issued until we are in receipt of this affidavit.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

57-2278
32058

RECEIVED

Identification No. _____

Permit No. _____

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Angela Guisti and Elva Marie Guisti
b) Post Office Address Triangle Ranch, Orona, Idaho 83659
2. Permit Number * 32058

3. Date of Priority that you are prepared to establish _____

4. a) Source from which water was appropriated Well SW-SE-Sec 26-T4S-R1W

b) Location of the point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 26

Township 4S, Range 1W, Boise Meridian, Other points of diversion: _____

SW $\frac{1}{4}$, SW $\frac{1}{4}$ - Sec 26 NW $\frac{1}{4}$

5. a) The amount of water and use to which the water has been applied.

amount 6 cfs for Irrigation purposes from March 1 to Oct. 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)

amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated 6.5 cfs 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: F.E. Lubder & Son

Orifice

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) Sprinklers

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

None required

c) Give well drillers name and address and date the well was completed

F.E. Lubder & Son Woodland, Calif.
Feb 1967

57-2278
32058

of use _____

tion: _____

140 Re

140 ~~FE~~ ^W

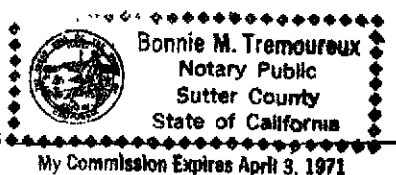
The above information is a true statement of the extent to which the above numbered permit has been developed.

Renee Gust-Eva Maria Gusti
(Signature)

State of California) ss.
County of Butte)

On this 8th day of September, 1969, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

 Notary Public residing at _____



My Commission Expires April 3, 1971

August 5, 1969

Re: Permit No. G-32058

Angelo and Elva Maria Giusti
Oreana,
Idaho

Dear Mr. & Mrs. Giusti:

The legal notice for the above referenced permit is being published in the Owyhee Nugget, Marsing, Idaho, on August 14 and August 21, 1969.

You will be required to submit an affidavit of publication to this department. The affidavit may be obtained from the above mentioned newspaper upon payment of the bill of publication.

Thanking you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

32058
57-2278

August 5, 1969

Re: Permit No. G-32058 - Angelo and Elva Maria Giusti

Owyhee Nugget
Marsing,
Idaho

Gentlemen:

Enclosed is a legal notice which we wish to have published 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 can not publish the notice on the proposed dates, please contact the Department of Reclamation immediately.

The expense of the publication is to be paid by Angelo and
Elva Maria Giusti, Oreana, Idaho,
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR
Enc: Legal notice

57-2278
32058

NOTICE OF EXISTING WATER PERMIT

Received 8-4-69
de

Notice is hereby given that Angelo Giusti and Elva Maria Giusti,
Oreana, Idaho, has received an approved permit No.
G-32058 issued by the Idaho State Reclamation Department authorizing the
diversion ~~of~~ of 6.0 cubic feet per second ~~at the feet per second~~
of water from a ground water source,
subject to all prior rights. The priority to be established under this permit is
September 10, 1964 and the permit was approved September 11, 1964.
Water is to be diverted by well, pump, pipe and sprinklers
from a point within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 4 S, R. 1 W, B.M., Owyhee County

to be used for irrigation
in the SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 26; N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 34, T. 4 S, R. 1 W, B.M.

Proof of the application of the water to beneficial use is to be submitted to the
Department on or before September 11, 1969. Any protests against
the issuance of a license for the above referenced permit should be filed with the
Department of Reclamation within ten (10) days of the last date of publication of
this notice or prior to the licensing of the permit. Licensing may commence prior
to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Owyhee Nugget, Marsing, Idaho on
August 14 and August 21, 1969.

State Reclamation Engineer: Permit No. G-32058
You are hereby authorized to have the attached notice published at my expense in
the Owyhee Nugget of Marsing, Idaho;
published in the county in which the works are situated.

Triangle Ranch
(Signature)
Oreana, Idaho

Henry Back
(Address)
3 Aug 1969
(Date)

57-2278
32058

July 1, 1969

Re: Permit No. G-32058

Angelo Giusti and Elva Maria Giusti
Oreana,
Idaho

Dear Mr. and Mrs. Giusti:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit and are now submitting proof of beneficial use. Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enc: Order
Proof due notice
Proof package
Adv. package

32058

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-32058)
in the name of Angelo Giusti and Elva Maria)
Giusti (husband and wife), Oreana, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

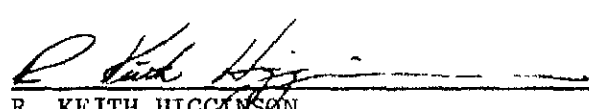
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-32058 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.

Dated this 23RD day of JUNE, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

32058

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

1

21093

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

7/2/69

3

57-2278

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

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

**POSTMARK OF
RECEIVING OFFICE**



INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

NAME OF SENDER

STREET AND NO. OR P.O. BOX

POST OFFICE, STATE, AND ZIP CODE

Dep. ...
Am ...
Boise, Idaho 83707

35-16-71848-20

POD Form 3811 Apr. 1967

July 1, 1969

Angelo Giusti and Elva Maria Giusti
Oreana,
Idaho

Re: Permit No. G-32058

Dear Mr. and Mrs. Giusti:

One of the conditions of the approval of your permit
G-32058 was that proof of application of the water to
beneficial use be submitted to this office on or before _____
Sept. 11, 1969.

Enclosed is an affidavit form which must be used to submit
this proof. You may request an extension of time provided the
delay is for reasonable cause as indicated in Section 42-204, ICA.

Either the proof or a request for extension 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.



State Reclamation Engineer

Enclosure: Proof form
DR

November 29, 1966

RE: Permit G-32058
Angelo Giusti

Schiller, Young and Williams
Attorneys at Law
P.O. Box 21
Nampa, Idaho

Gentlemen:

Enclosed herewith is amendment to land list which has been recorded in this office under the above referenced permit.

Also enclosed is departmental receipt No. G-11119 in the amount of \$1.00 which covers the recording fee.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Encl: Amendment
Receipt

32058

SCHILLER, YOUNG & WILLIAMS
ATTORNEYS AT LAW
P.O. BOX 21
1202 1ST STREET SOUTH
NAMPA, IDAHO

JAMES E. SCHILLER
R. H. (BILL) YOUNG
ROGER L. WILLIAMS

November 22, 1966

TELEPHONE 466-7809
AREA CODE 208

RECEIVED
NOV 23 1966

Department of Reclamation

Department of Reclamation
Statehouse
Boise, Idaho

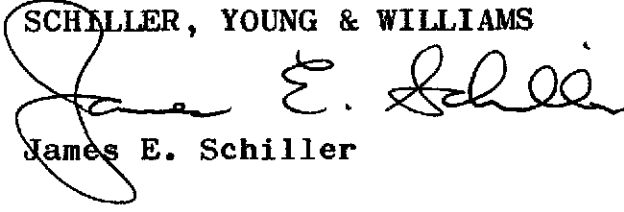
Gentlemen:

Enclosed you will find Application for Amendment to Land List, in connection with Permit No. G-32058, together with our check in the amount of \$1.00 for this amendment to the permit.

When this has been approved by the State Reclamation Engineer, we would appreciate being notified.

Sincerely yours,

SCHILLER, YOUNG & WILLIAMS


James E. Schiller

JES:jmr

Encl.

32058

November 14, 1966

RE: Permit G-31804 and G-32058
Angelo Giusti and Elva Maria Giusti
Oreana, Idaho

Schiller, Young and Williams
Attorneys at Law
P.O. Box 21
Nampa, Idaho

Gentlemen:

Enclosed herewith are the assignments on the above referenced permits which have been recorded in this department.

Also enclosed is departmental receipt No. G-11081 in the amount of \$1.00 which covers the recording fee.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Encl: Assignment (2)
Receipt

32058

RECEIVED
NOV 10 1966

Department of Reclamation

A S S I G N M E N T

For value received, I hereby assign all of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-32058 to Angelo Giusti and Elva Maria Giusti, husband and wife, of Oreana, Idaho.

* _____

Lester Buck
Permit Holder

Margaret Ann Buck
Wife of Permit Holder

STATE OF IDAHO)
County of Canyon)

On this 7th day of November, 1966, before me, a Notary Public for the State of Idaho, residing at Nampa, Idaho personally appeared Lester^{M.} Buck and Margaret Ann Buck, husband and wife, are known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

My Commission expires 11-16-69

E. J. J. J.
Notary Public, Residing at
Nampa, Canyon County,
Idaho.

* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions.

32058

SCHILLER, YOUNG & WILLIAMS
ATTORNEYS AT LAW
P.O. BOX 21
1202 1ST STREET SOUTH
NAMPA, IDAHO

JAMES E. SCHILLER
R. H. (BILL) YOUNG
ROGER L. WILLIAMS

November 9, 1966

TELEPHONE 466-7809
AREA CODE 208

RECEIVED
NOV 10 1966

Department of Reclamation

Department of Reclamation
Statehouse
Boise, Idaho

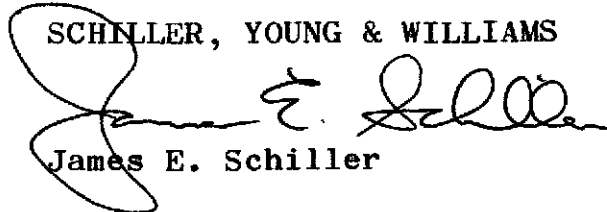
Gentlemen:

Enclosed you will find Assignment of permit No. G-31804, and Assignment of permit No. G-32058, from Buck to Giusti, together with our check in the amount of \$1.00 for your fees.

Will you kindly file these in the records in your office, and return to this office after processing?

Sincerely yours,

SCHILLER, YOUNG & WILLIAMS


James E. Schiller

JES:jmr

Encl.

32058

Re: Permit No. G-32058

September 18, 1964

Mr. Lester M. Buck,
Oreana, Idaho.

Dear Mr. Buck:

We enclose Permit No. G-32058 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

By this same mail, we have sent to the Bureau of Land Management two copies of this permit, one of which has been certified, to be used in connection with the Desert Land Entry filed in that office. A copy of that letter is enclosed.

We also enclose Departmental Receipt No. G-8879 which was issued covering payment in the amount of \$ 10.25, which includes \$ 6.25 for the filing fee and \$ 4.00 for the copies sent to the Bureau of Land Management.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

32058

Re: Permit No. G-32058
Lester M. Buck

September 18, 1964

Bureau of Land Management,
P. O. Box 2237,
Boise, Idaho.

Gentlemen:

We enclose two copies of Permit No. G-32058, one
of which has been certified, to be used in connection with
Desert Land Entry filed in your office by permit holder

Lester M. Buck of
Oreana, Idaho.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

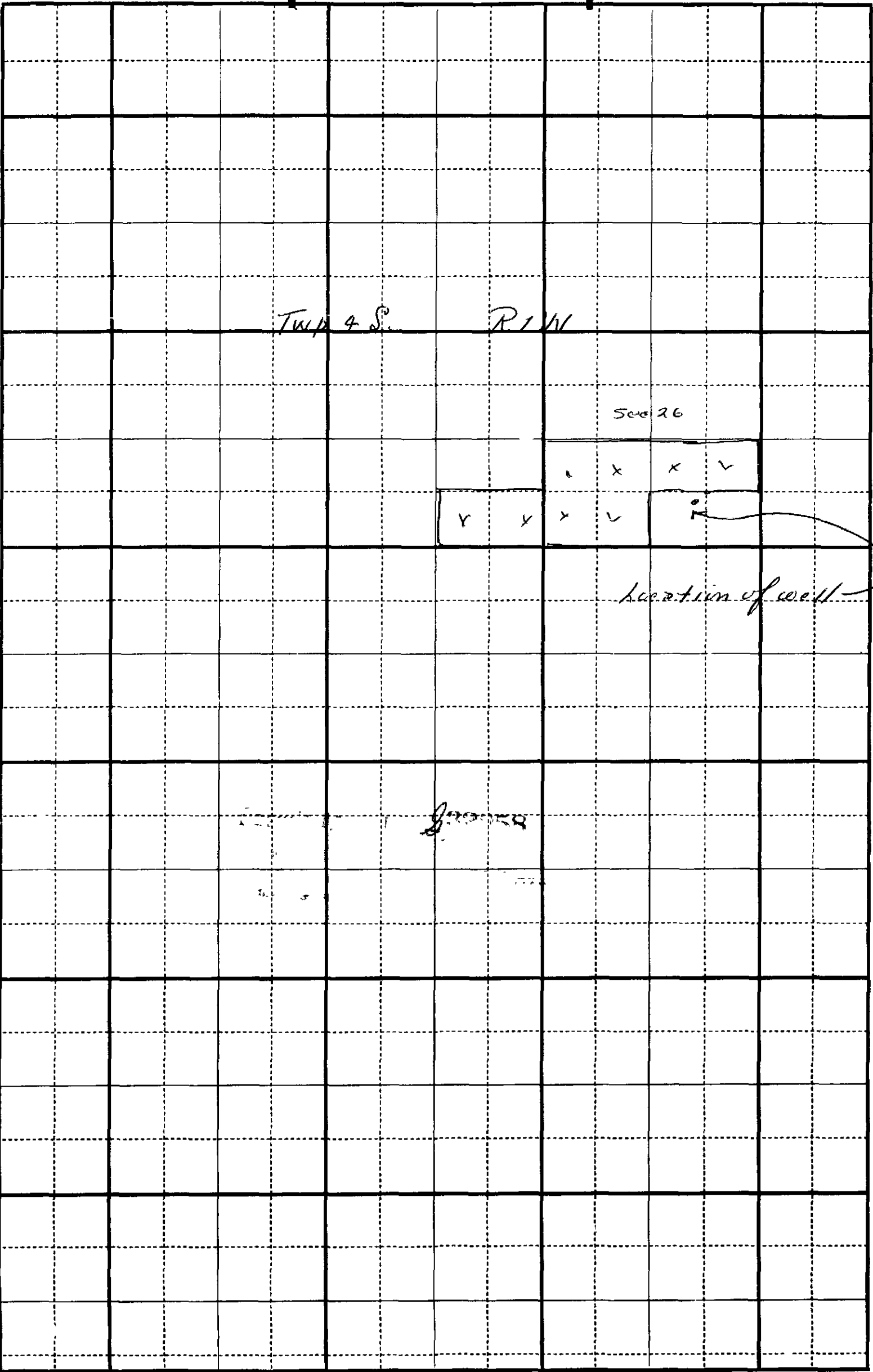
(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Applicant

32058

NAME OF APPLICANT Lester M. Buck

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

32058