

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 15 day of November, 1973, and the last publication being on the 22 day of November, 1973;

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 22 day of November, 1973.

Leona L. Shaw
NOTARY PUBLIC

My commission expires 9-10-76

(SEAL)

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that BUREAU OF LAND MANAGEMENT, 230 Collins Road, Boise, Idaho, has on Nov. 7, 1973 submitted Application No. 55 - 7074 for a permit to appropriate .01 cubic feet per second of water from Canopy Spring by means of headbox, pipeline and trough within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 10 S., R. 5 W., B. M., Owyhee County to be used from May 1 to Nov. 30 for livestock use and Jan. 1 to Dec. 31 for wildlife use within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 10 S., R. 5 W., B. M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before Dec. 3, 1973.

R. KEITH HIGGINSON,
Director

Published in the Owyhee Nugget, Marsing, Idaho on Nov. 15 and Nov. 22, 1973.

OK'd
11-28-73

1074

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 55-7074 Priority Nov. 7, 1973 Amount 0.01 cfs

THIS IS TO CERTIFY, that the Bureau of Land Management
of Boise, Idaho, has complied with the terms and conditions of Permit
No 55-7074 issued pursuant to Application for Permit dated November 7, 1973,
and has submitted proof to the Department of Water Resources on March 12, 1974,
that he has applied water to a beneficial use, an examination by the Department indicates that the works have a
capacity for the diversion of 0.01 cfs of water from Canopy Spring,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Livestock</u>	from <u>May 1</u> to <u>Nov. 30</u>	at <u>0.01</u> cfs and	<u>0.1 acre feet</u>
<u>Wildlife</u>	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.01</u> cfs and	<u>0.1 acre feet</u>
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.01 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
0.1 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 21,
Twp. 10 S, Rge. 5 W, B. M. in the County of Owyhee

Description and location of place of use (Project No. 5355)

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 $\frac{1}{4}$	
10 S	5 W	21																X	

Total number of acres irrigated _____

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 5 day of
February, 19 75.

MICROFILMED

Director

Identification No. _____

Application No. 55-7074

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT **APPROVED**

LICENSE ISSUED FOR SEC. 111
LICENSE PAT. 111

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

- 1 Name of applicant Bureau of Land Management, Boise District Office
post office address 230 Collins Road, Boise, Idaho 83702
2. Source of water supply Canopy Spring which is a tributary of Sinks
3. a Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 21 Township 10S
Range 5W B.M. Owyhee County; additional points of diversion if any: _____

b If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount .01 cfs for livestock purpose from 5/1 to 11/30 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .01 cfs for wildlife purpose from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated
a .01 cubic feet per second and/or
b _____ acre feet per annum.
- 6 Proposed diverting works
a Description of ditches, flumes, pumps, headgates, etc. Standard headbox, 156' of 1 $\frac{1}{2}$ " pipe
to a 583 gallon trough installation.

b Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo Day) (Mo Day)
c Proposed well diameter is _____ 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 1 years.
b Estimated construction cost is \$ 1,000.00
- 8 Description of proposed uses
a If water is **not** for irrigation
(1) Give the place of use of water SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 21 Township 10S
Range 5W 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 Licensed livestock allotted seasonal
grazing in the allotment plus wildlife.
(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 _____

55 7074

55 '2074

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

[illegible]

Total number of acres to be irrigated_____

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

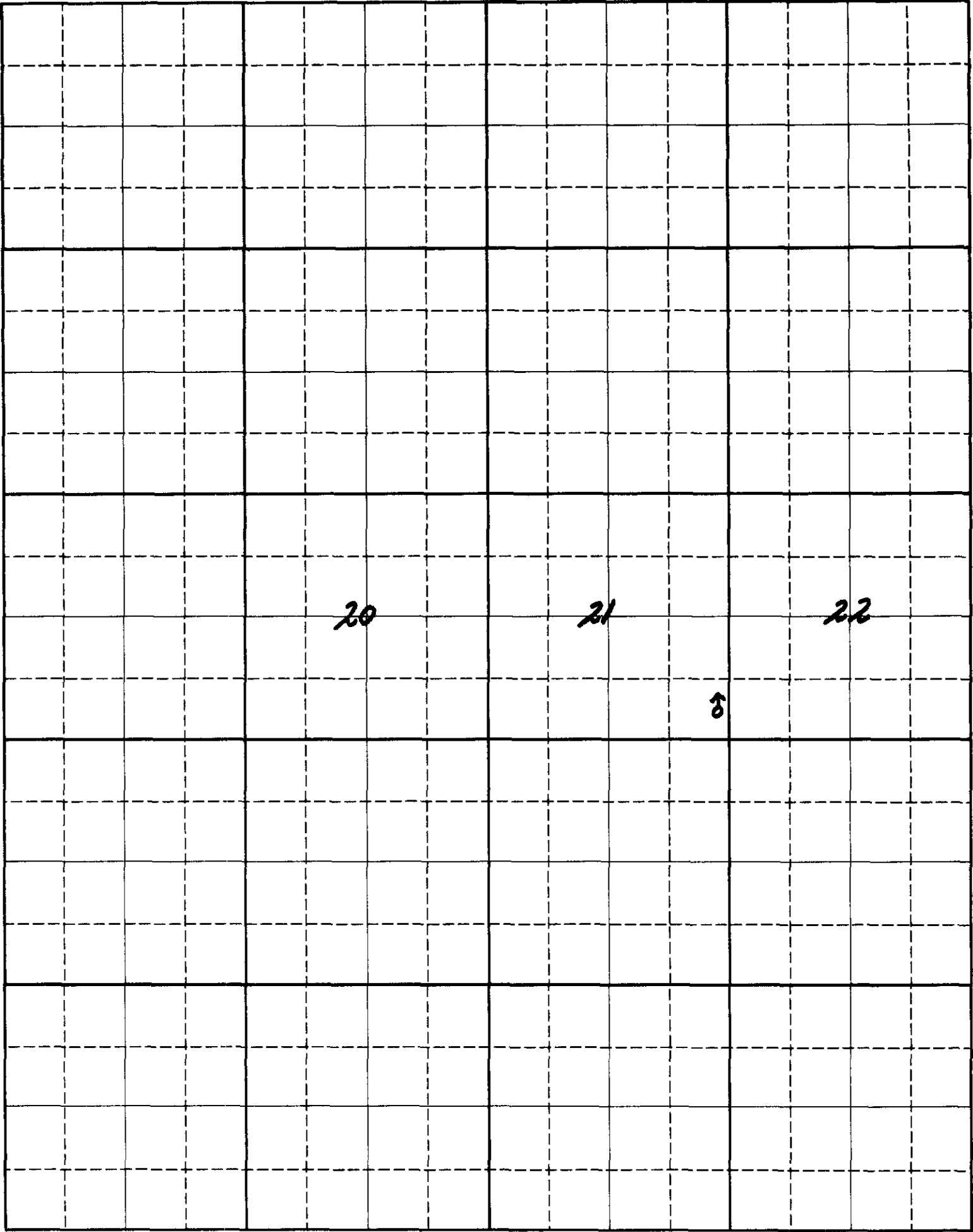
9. a. Who owns the property at the point of diversion United States Government

b. Who owns the land to be irrigated or place of use United States Government

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

10. Remarks Project No. 5355, Canopy Spring

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.

James Robles
(Applicant) District Manager

55 7074

Proposed Priority 11-7-1973

55 7074

11-7-73 3:00 pm
Received by [initials] Date 12-4-73 Time 8:00
Preliminary check by [initials] Fee \$ 10⁰⁰
Receipted by [initials] Date 11-7-73 # 13251
Publication prepared by SW Date 11-9-73
Published in Owyhee Nugget
Publication dates 11-15 11-22-73
Publication approved [initials] Date 11-28-73
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for (approval) denial by [initials] JDE

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. 55-7074, 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 January 1, 1975.
- c. Other: _____

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

Witness my hand this 6th day of December 19 73.

[Signature]
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>EEB</u>	<u>8 Nov 1973</u>	Application No. <u>55 7074</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use <u>(EEB phone call)</u> ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>EEB</u>	<u>8 Nov 73</u>	In form to receipt
	<u>NA</u>		Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)		<u>NA</u>	☐ Request Special Use Permit from U.S. F.S. ☐ Request Easement from B. L. M. ☐ Request Information from Applicant
(5)	<u>COB</u>	<u>8 Nov 73</u>	In form for advertising
(6)		<u>NA</u>	Located within Water District No. _____
(7)		<u>NA</u>	Critical groundwater area: yes _____ no _____
(8)		<u>NA</u>	Groundwater levels:
			_____ Decline (comment) _____
			_____ Stable (comment) _____
			_____ Increasing (comment) _____
(9)		<u>NA</u>	Comments: _____
(10)	<u>df</u>	<u>11-28-73</u>	Affidavit of Publication received (date) <u>OK</u>
(11)	<u>R.W.H.</u>	<u>12-3-73</u>	Final date for protests <u>12-3-73</u> Protests received: yes _____ no ☒
(12)		<u>NA</u>	Date and Place of hearing _____ Decision reached at hearing _____
(13)		<u>NA</u>	All requested information received from agencies or applicant yes _____ no _____
(14)	<u>R.W.H.</u>	<u>12-3-73</u>	Action recommended: ☒ Approve Priority <u>11-7-1973</u> ☐ Deny Reason for Reduction _____ ☐ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>Western</u>	By <u>Robert W. Hamilton</u>	Date <u>12-3-1973</u>

PROOF OF PUBLICATION

STATE OF IDAHO

County of Owyhee

S.S.

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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.

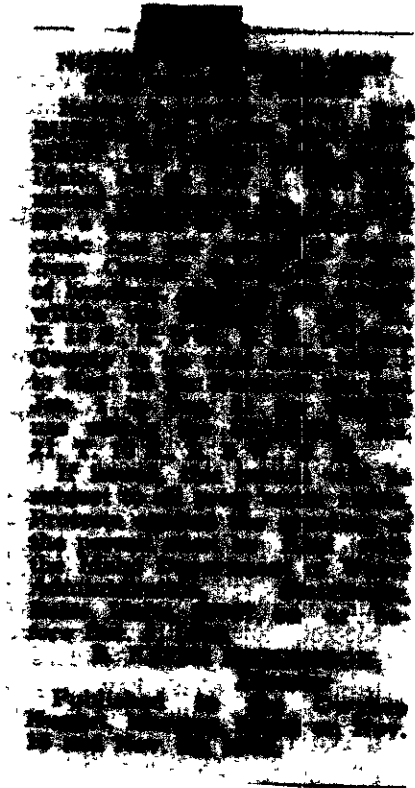
Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 22 day of November, 1973.

Lena S. Shaver
NOTARY PUBLIC

My commission expires 9-10-76

(SEAL)



OK def
11-28-73

February 6, 1975

Re: Permit Nos. 57-7093 & 55-7074

Bureau of Land Management
Boise District Office
330 Collins Road
Boise, Idaho 83702

Gentlemen:

Enclosed are copies of the water licenses issued on the above referenced permits.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

MICROFILMED

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder BLM, Boise Dist. Office
Post office address 230 Collins Rd., Boise, ID 83702 Phone _____
Person to contact _____ Phone _____

2. Source of water supply Groundwater ☐ Surface water ☒ Canopy Spring
Tributary to Sinks (name spring, stream, etc)

3. Water will be used for the following purposes:
Amount .01 c.f.s for livestock
_____ AF/Annum (nature of use)
Period of Use from May 1 to Nov. 30
(mo.-day) inclusive (mo.-day)
Amount .01 c.f.s for wildlife
_____ AF/Annum (nature of use)
Period of Use. from Jan. 1 to Dec. 31
(mo -day) inclusive (mo.-day)
Amount _____ c.f.s for _____
_____ AF/Annum (nature of use)
Period of Use from _____ to _____
(mo -day) inclusive (mo.-day)
Other uses _____

Permit No 55-7074
Examination for b/u

4. Total amount to be appropriated:
Max Rate of Diversion .01 cubic feet per second and annual volume _____ AF/Annum

5. Location of Point(s) of Diversion:
Township 10S N/S, Range 5W E/W, B.M , Section 21, Subdivision SE 1/4 SE 1/4 Owyhee
County
Township _____ N/S, Range _____ E/W, B M , Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County
Township _____ N/S, Range _____ E/W, B.M , Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County
Other Points of Diversions _____

Description of diverting works: Standard headbox, 156' of 1 1/4" pipe to a 583 gal. trough installation.

Measuring device required yes ☐ no ☒

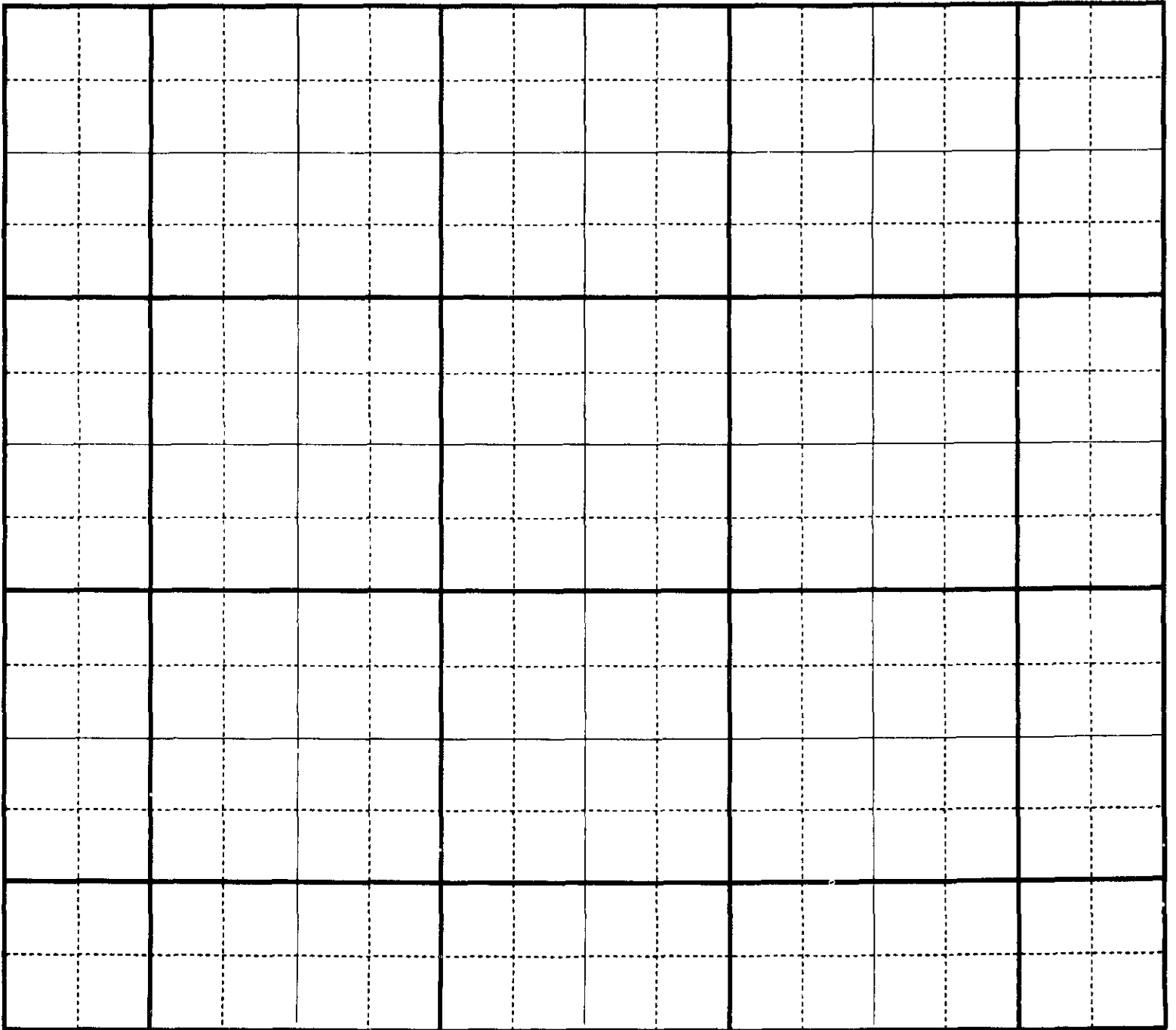
6. Lands to be irrigated or place of use

TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
10S	5W	21																X	

MICROFILMED

TOTAL ACREAGE _____

Diagram of System



DATE OF EXAM July 24, 1974

ACREAGE
Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Livestock Q= .01 c.f.s. V= _____ AF/Ann. from May 1 to Nov 30
Wildlife .01 cfs vi Jan 1 Dec 31

Is water co-mingled? yes _____ no no

Name source: Canopy Spring
twp. 10 N/S Rge 5 E/W B.M., Sec. 21, Sub. SE 1/4 SE 1/4 Owyhee
County

Exchange? yes _____ no _____

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

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

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

Total Q measured .01 cfs Method of measurement estimate

Total Q recommended .01 cfs Meter No. _____ Type _____ Condition _____

Total V recommended _____

Recommended Amendments:

P D _____
Place of Use _____
Other None

MEASUREMENT CALCULATION:

Q = .01 for livestock not to exceed .01 cfs
.01 for Wildlife
V =

SYSTEM DESCRIPTION.

Developed Spring, buried head box plastic
pipe to regular stock tank

REMARKS

Examiner's Signature James Barker Date 7/24/74

Checked by _____ Date _____

Approved by _____ Date _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2215

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

March 19, 1974

Re: Permit No.'s 55-7065, 55-7069 thru 55-7074, & 67-7175 thru 67-7179

Bureau of Land Management
Boise District Office
230 Collins Road
Boise, Idaho 83702

Gentlemen:

We acknowledge receipt of the affidavits submitted as proof of beneficial use for the above referenced permits.

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

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC

55 7074

Identification No. _____

Permit No. 55-7074
project # 5355

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

1974

Department of Reclamation

1. a) Name of Permit Holder Boise District Office, Bureau of Land Management
b) Post Office Address 230 Collins Road, Boise, Idaho 83702
2. Permit Number 55-7074
3. Date of Priority that you are prepared to establish 9/27/73
4. a) Source from which water was appropriated spring sinks
b) Location of the point of diversion: SE 1/4 SE 1/4, Section 21
Township 10S, Range 5W, Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied.
amount .01 cfs for livestock purposes from 5/1 to 11/30 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount .01 cfs for wildlife purposes from 1/1 to 12/31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated .01 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: Timing the period required to fill a container of known volume by the Development Crew Foreman.
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: n/a
b) Describe the agreement or understanding by which you take water from the works: n/a
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) Standard headbox. 156' of 1 1/2" pipe to a 583 gal. trough installation.
b) Describe the type and size of measuring device which you have installed at your point of diversion: n/a
c) Give well drillers name and address and date the well was completed n/a

Exam typed 3/19/74 by jc

55 7074

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

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

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	

Total number of acres irrigated _____

10. Remarks: Licensed cattle and horses allotted grazing, plus wildlife.

Canopy Spring # 5355

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

3/6/74
(Date)

Robert C. Krumm
(Signature)

State of Idaho)
County of Ada) ss.

On this 6th day of March, 19 74, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (~~she~~) (~~they~~) executed the same.

Merton E. Lombard

Notary Public residing at Nampa, Idaho

My commission expires November 12, 1976



United States Department of the Interior

BUREAU OF LAND MANAGEMENT
Boise District Office
230 Collins Road
Boise, Idaho 83702

IN REPLY REFER TO

7150 **ED**

Department of Water Administration

March 1, 1974

CERTIFIED MAIL #45569

State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83720

Gentlemen:

Enclosed is notarized proof of application of water to beneficial use of the following water permits:

Permit No.: 67-7175 through 67-7179
55-7069 through 55-7074
and 55-7065

If you have any questions concerning these affidavits, please contact Andre Truden of this office.

Sincerely yours,

Robert C. Krumm
District Manager

Enclosures
Proof Affidavits (12)

55 7074

December 20, 1973

Re: Permit No. 55-7074

Bureau of Land Management
230 Collins Road
Boise, Idaho 83702

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 55-7074 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosure

55 7074

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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



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

November 9, 1973

Owyhee Nugget
Marsing, Idaho 83639

Re: Application for Permit No. 51-7083 - Gale W. Conner
55-7069 - Bureau of Land Management
55-7070 - Bureau of Land Management
55-7171 - Bureau of Land Management
55-7172 - Bureau of Land Management
55-7173 - Bureau of Land Management
55-7174 - Bureau of Land Management

Gentlemen:

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

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

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

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

(signature of claimant)

Sincerely,

Bill submitted 11-28-73 df

55 7074

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that BUREAU OF LAND MANAGEMENT
230 Collins Road, Boise, Idaho
has on Nov. 7, 1973 submitted Application No. 55-7074
for a permit to appropriate .01 cubic feet per second acre feet
~~per annum~~ of water from Canopy Spring
by means of headbox, pipeline and trough
within the SE $\frac{1}{4}$ Sec. 21, T. 10 S, R. 5 W, B.M., Owyhee County

to be used from May 1 to Nov. 30 for livestock use and Jan. 1 to Dec. 31
~~for~~ for wildlife use

within the SE $\frac{1}{4}$ Sec. 21, T. 10 S, R. 5 W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before
Dec. 3, 1973.

R. KEITH HIGGINSON

Director

Published in the Owyhee Nugget, Marsing, Idaho
on Nov. 15 and Nov. 22, 1973.

55 7074