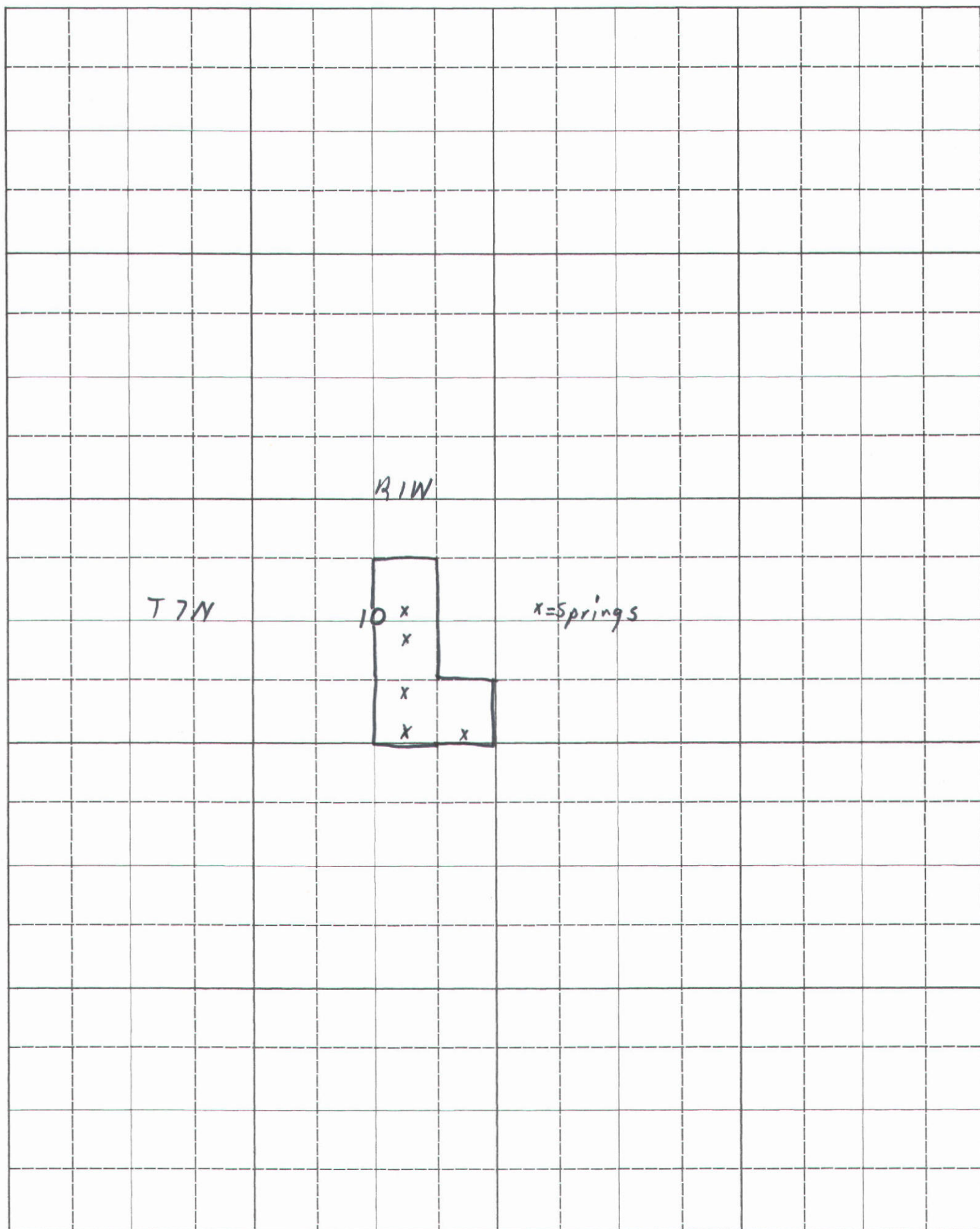


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Frank E. Marcus
(Applicant)

RECEIVED

MAR 05 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 65-12219
1. Owner: MARCUM LAND COMPANY, INC. Phone No. 888-4951
Current Address: P.O. BOX 386 MERIDIAN, ID. 83642
2. Accompanied by: FRANK E. MARCUM EXAM. DATE: 10/10/86
Address: ← SAME AS ABOVE → Phone No. _____
Relationship to Permit Holder: PRESIDENT
3. Source: SPRINGS tributary to — (SPRINGS SINK)

B. OVERLAP REVIEW

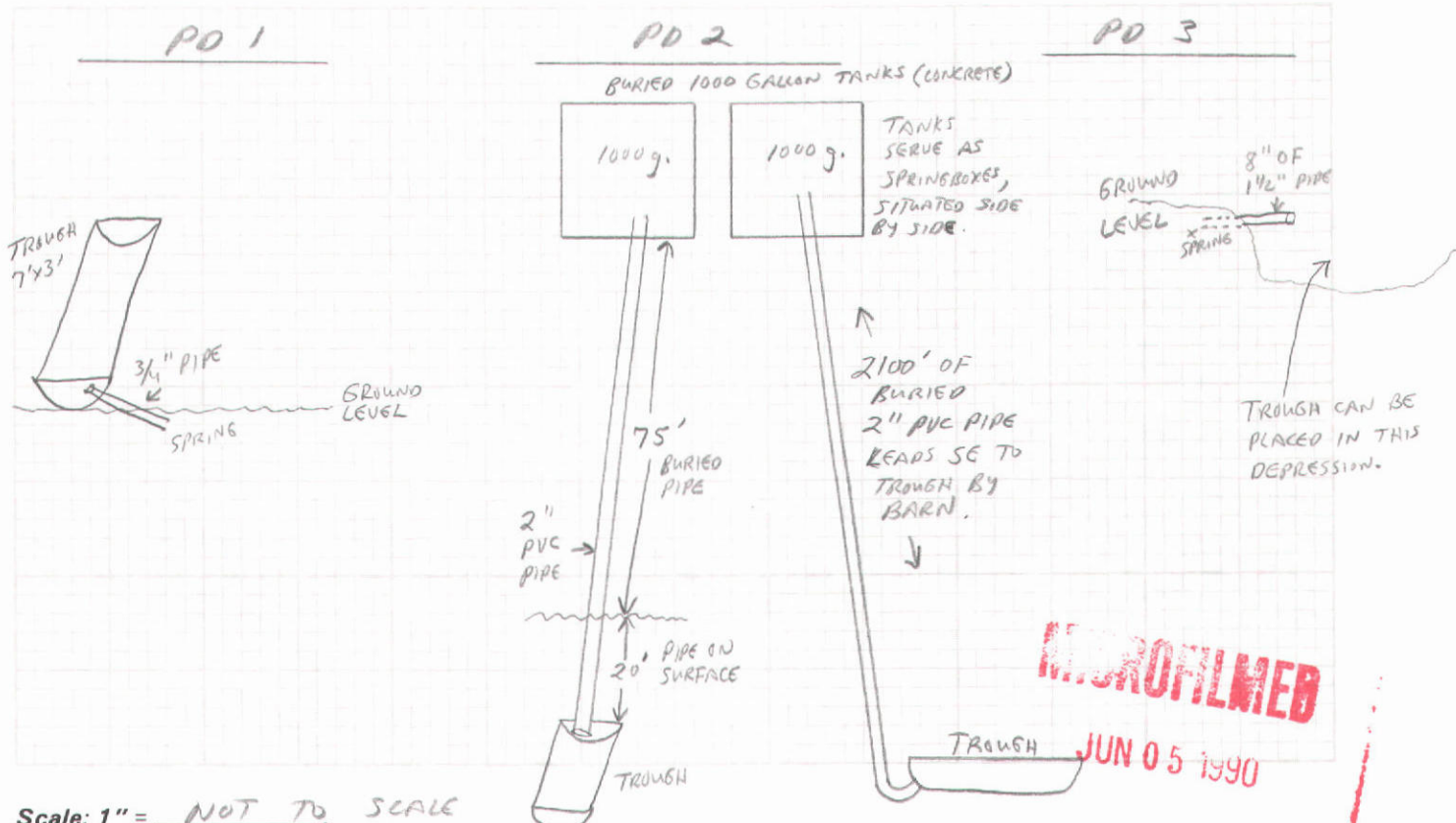
1. Other water rights with same place of use: 65-1310, 65-9266

☒ Copies Attached
2. Other water rights with same point of diversion: 65-1310, 65-9266, 65-7069

☒ Copies Attached ☒ Copies of Field Exam's Attached
NOTE: COPIES SHOW SAME INFO. FOUND IN PAYETTE R. ADJUD. BOOK, EXCEPT BOOK SHOWS 65-7069 AS A PERMIT. FOR 65-1310, OTHERS NOT AVAILABLE OR APPLICABLE

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached SEE PHOTO LOG, PHOTOS ①, ②, ③ (required for all but single household domestic groundwater, and stockwater).
☐ Aerial Photo Attached (required for irrigation of 10 acres or more).



PERMIT NO. 65-12219

FIELD EXAMINATION PHOTOS
MARCUCCI AND COMPANY, INC.

65-12219, 12220, 12221, 12222

Pg. 1 of 2

NUMBERS CORRESPOND TO
POINTS ON USGS QUAD

① 65-12219

PD NO. 1

NOTE 3/4" PIPE EMERGING
FROM SPRING TO TROUGH.



② 65-12219, LOOKING SW

PD NO. 2

SPRING ORIGINATES 75' UPHILL.
TWO 1000 GALLON (BURIED) TANKS
FOUND AT PD. BURIED LINE
LEADS TO ADDITIONAL TROUGH
SE APPROX 2100'.
LITTLE BUTTE FORMS BACKGROUND.

③ 65-12219

PD NO. 3

SPRING AND PIPE LOCATED WEST
OF BARN.
TROUGH (BEING REPLACED) FITS
BELOW PIPE, IN DEPRESSION



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④ 65-12221

15' OF 3/4" PIPE LEADS
FROM SPRING (L) TO
TROUGH (R). SPRING AND
TROUGH ARE OUT OF VIEW.
PIPE BEHIND PERMIT SIGN HOOKS
TO PIPE DISCHARGING WATER.



⑤ (LEFT)

65-12222

SPRING ORIGINATES
APPROX. 125' UP HILL
AND TO RIGHT.

SMALL BERM BELOW
MR. MARCUM ALLOWS
STOCKPOND USE IN
FOREGROUND (NATURAL
DEPRESSION).
BURIED 3/4" PIPE LEADS
FROM SPRING TO PU.

⑥ (RIGHT)

65-12220

SPRING APPROX. 50'
FROM TROUGH.
LOCATED 250' E. OF
W. BOUNDARY OF RANCH.

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JUN 05 1990



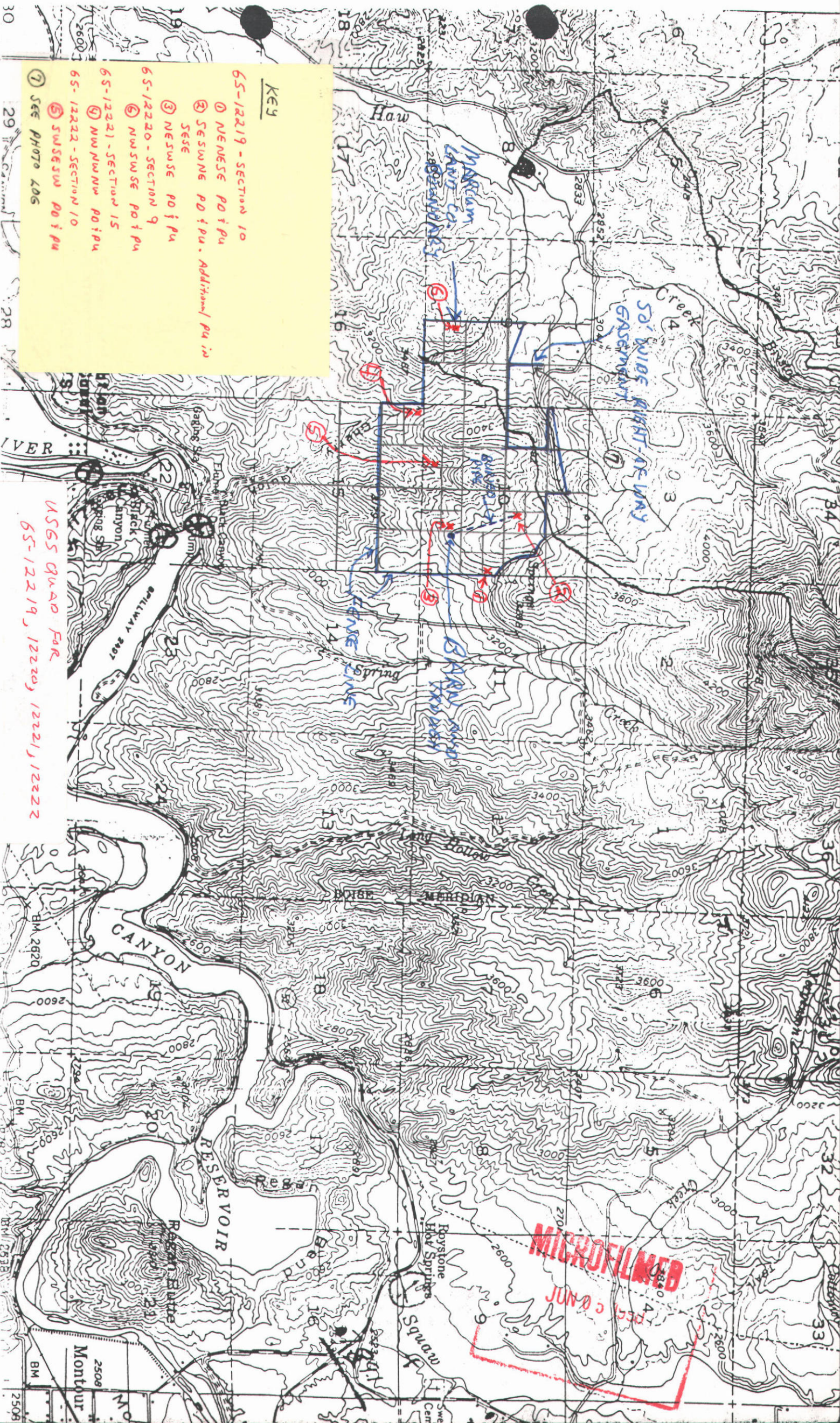
⑥^{b.} 65-12220

LOOKING ~~NW~~ TOWARDS
HAW CREEK.

TROUGH AND SPRING SEEN
IN FOREGROUND; FENCE
BOUNDARY APPEARS IN
MID-BACKGROUND.



⑦ STREAM CROSSING IN 50'
WIDE RIGHT-OF-WAY
EASEMENT IN NE 1/4 S. 9.
SITE WHERE PERMIT 65-12220
DESCRIBED DIVERSION TO
TROUGH. NEITHER DIVERSION
OR TROUGH ARE FOUND.
VIEW IS TOWARDS NW.



KEY

- 65-12219 - SECTION 10
- ① NENESE PO i pu
- ② SESUNE PO i pu. Additional pu in SESE
- ③ NESWSE PO i pu
- 65-12220 - SECTION 9
- ④ NWSESE PO i pu
- 65-12221 - SECTION 15
- ⑤ NWSESE PO i pu
- 65-12222 - SECTION 10
- ⑥ SWSESE PO i pu
- ⑦ SEE PHOTO LOG

USGS QUAD FOR
65-12219, 12220, 12221, 12222

MICROFILMED
JUN 20 1964
FBI

9



82

25.17

Dec. 16

29

Frank Albertson Property

Sections 9, 10, 15, T. 7N., R. 14W., 6th

Gen County. Idaho

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JUN 05 1990

	SWAN	04	65-0403	SWANDER	D	07-01-1965	SPRING
	SWAN	04	65-0405	SWANDER	D	07-01-1966	SPRING
	SWSE	43.04	65-1485	SWANDER	D	03-10-1945	GROUNDWATER
	SESE	04	65-1884	KLINGBACK	D	08-20-1967	SPRING
	SESE	04	65-4029	LEGG	D	01-01-1900	SPRING
03	NESH	04	65-1274	KLINGBACK	D	06-11-1934	GROUNDWATER
	NHSE	05 01.04	65-8743	JARNELL	D	04-01-1915	SPRING
07	SWSH	04	65-10557	LANHAM	D	06-01-1950	SPRING
	SWSE	43	65-1647	LITTLE	D	04-06-1966	GROUNDWATER
08	SENE	43.04	65-0520	BYATT	D	06-01-1957	GROUNDWATER
	SENH	01 03.06	65-7110	UPPER BENCH FARMS,	D	12-25-1969	HAW CREEK
	NESH	38 03.06	65-7110	UPPER BENCH FARMS,	D	12-25-1969	HAW CREEK
	NHSH	04	65-0519	UPPER BENCH FARMS,	D	06-01-1910	SPRING
	NHSH	04 03.06	65-7110	UPPER BENCH FARMS,	D	12-25-1969	HAW CREEK
	SWSH	08 03.06	65-7110	UPPER BENCH FARMS,	D	12-25-1969	HAW CREEK
	SWSH	32 03.06	65-7110	UPPER BENCH FARMS,	D	12-25-1969	HAW CREEK
	NHSE	12 03.06	65-7110	UPPER BENCH FARMS,	D	12-25-1969	HAW CREEK
	SWSE	01 03.06	65-7110	UPPER BENCH FARMS,	D	12-25-1969	HAW CREEK
09	NHNE	04 01.04	65-12307	PERKEL	P	02-25-1980	WASTE WATER
	NHNE	01 01	65-1270	PERKEL	D	06-15-1945	SPRING
	NHNE	43	65-1271	HACKETT	D	09-10-1951	GROUNDWATER
				HACKETT			
				HACKETT			

C15

65-12219

pu

HRR:SE

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY PLACE OF USE

PAGE 25
06/24/19

TOWNSHIP	RNG	SEC	TRACT	LOT	ACRES	USES	WATER RIGHT NUMBER	LAST NAME	OWNER CODE	STAGE	PRIORITY DATE	SOURCE OF WATER
----------	-----	-----	-------	-----	-------	------	--------------------	-----------	------------	-------	---------------	-----------------

(PDU CONTINUED FROM PREVIOUS PAGE)

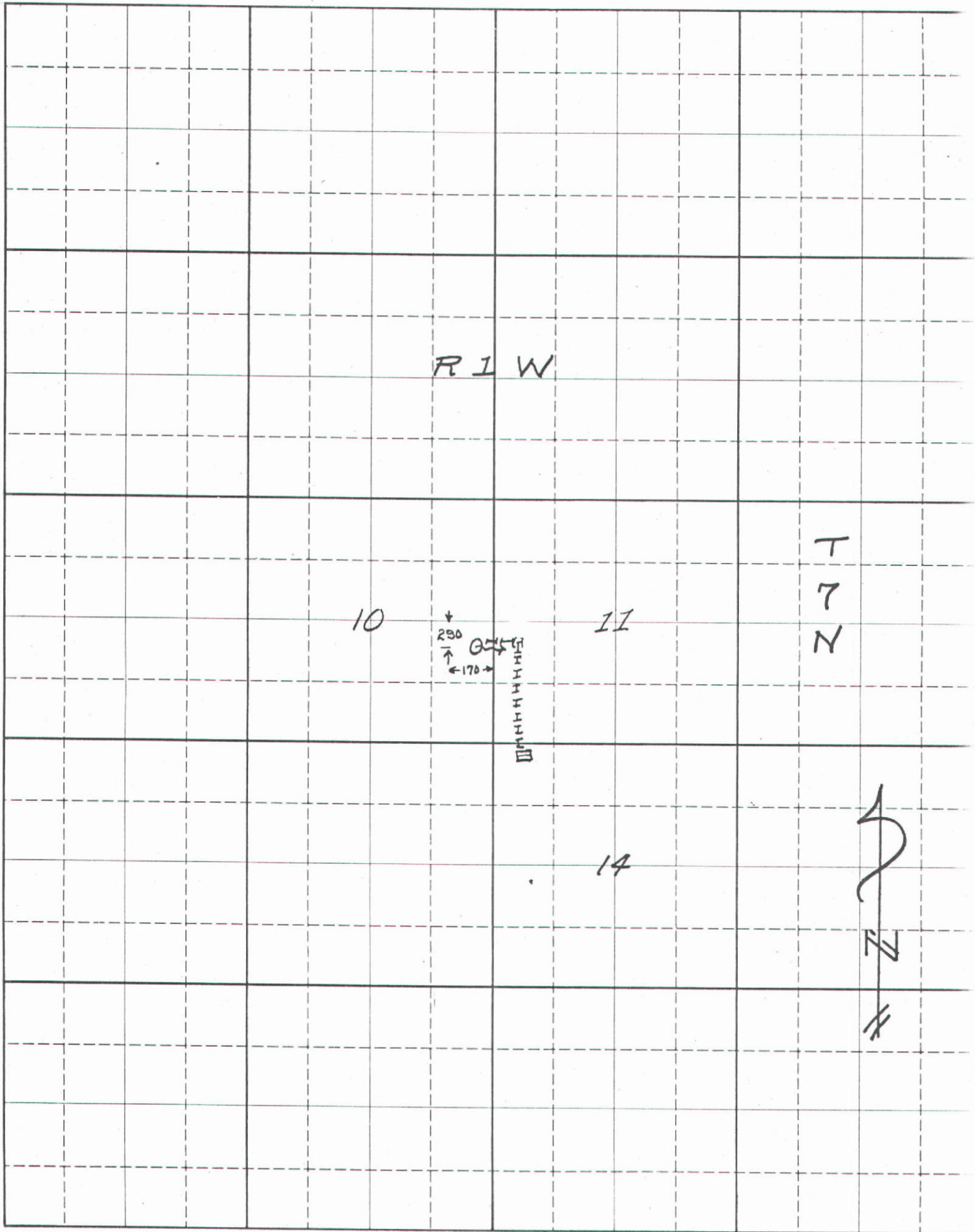
07N	01W	09	NHNE		43		65-1271	HACKETT		D	07-15-1920	SPRING
			NHNE		04		65-1272	HACKETT		D	07-15-1920	SPRING
			SWNE		04		65-12220	MARCUM LAND CO., I		P	05-22-1979	UNNAMED CREEK
			NENH	05	01		65-8746	LANHAM		D	04-01-1915	UNNAMED STREAM
			NENH		43		65-9531	LANHAM		D	05-15-1976	GROUNDWATER
			NHSH	03	01		65-8746	HELMICK		D	04-01-1915	UNNAMED STREAM
			SESH		04		65-0517	LANHAM		D	05-01-1937	SPRING
			NENE		04		65-7067	UPPER BENCH FARMS,		D	04-03-1969	GROUNDWATER
			NHNE	03	01.43, 04		65-0565	LANHAM		D	04-01-1915	SPRING
			SWNE		04.43		65-12219	ARTHUR		D	05-22-1979	SPRINGS
			SWNE		04		65-1310	MARCUM LAND CO., I		P	05-22-1979	SPRINGS
			SWNE		04		65-12219	HACKETT		D	09-10-1940	SPRING
			SWNE		04		65-12219	HACKETT		D	09-10-1940	SPRING
			SENE		04		65-7067	HACKETT		D	04-03-1969	GROUNDWATER
			NHSH	07	01.04		65-0115	LANHAM		D	04-01-1915	SPRING
			NHSH		43		65-1998	RADANDT		D	04-01-1915	SPRING
			NHSH		04		65-1998	RADANDT		D	04-01-1915	SPRING
			NESH		04		65-12222	RADANDT		D	04-01-1915	GROUNDWATER
			SESH		04		65-12222	MARCUM LAND CO., I		P	05-22-1979	SPRINGS
			NHSE		04.43		65-12219	MARCUM LAND CO., I		P	05-22-1979	SPRINGS
			SWSE		04.43		65-12219	MARCUM LAND CO., I		P	05-22-1979	SPRINGS
			SESE		04.43		65-12219	MARCUM LAND CO., I		P	05-22-1979	SPRINGS
			NENE	20	01		65-1487	MARCUM LAND CO., I		P	05-22-1979	SPRINGS
			NENH		04		65-0404	KLINGBACK		D	04-01-1920	SPRING CREEK
			NENH		04		65-0404	SWANDER		D	07-01-1945	SPRING
			NENH	05	01.04		65-0407	SWANDER		D	07-01-1955	SPRINGS
			NENH		43		65-0408	SWANDER		D	04-01-1950	SPRING
			SHNH		04		65-12248	SWANDER		L	06-11-1979	SPRING
			SWSH	07	01.43		65-12124	SWANDER		P	05-12-1978	GROUNDWATER
			SWSH	18	01.43		65-12125	JARHIN		P	05-05-1978	GROUNDWATER
			SWSE	10	01		65-2040	JARHIN		D	12-26-1905	SPRING CREEK
			SWSE		43.04		65-5189	THOMAS		D	12-26-1905	SPRING

PROFILMED

UN U 3 1980

C15

11. Map of proposed project:



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.

MICROFILMED

JUN 05 1990

Sean Jarmine
(Applicant)

65-7069

Form 42-348(42-14884) March 16, 1999

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

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

RECEIVED
 JUN 30 2000
 WATER RESOURCES
 WESTERN REGION

1. Water Right No(s): LOS-12222, LOS-12219

Adjudication Claim No(s): _____

2. The following **REQUIRED** information must be submitted with this form:

Department of Water Resources

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question. **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s) (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant

Marchum Land Company INC
B.V. 332
Meridian, Idaho 83642

4. New Owner/Claimant(s)

New Mailing Address

Ronnie R. Legg
 Name Connector (Check one): ☐ and ☐ or ☐ and/or
6800 Spring Creek Rd

City, State and ZIP Code

Emmett, Idaho 83617

New Telephone Number

(208) 365-2551

5. Date you acquired the property

Feb 7, 1989

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) or Claimant(s)

Ronnie R. Legg

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney. If you wish IDWR to correspond with him or her for all matters related to your claims.

MICROFILMED
 JUN 30 2000

RECEIVED TIME JUN. 30. 7:15AM

PRINT TIME JUN. 30. 7:16AM

FA 72770

DEED

FOR VALUE RECEIVED, MARCUM LAND COMPANY, INC., an Idaho Corporation
a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant,
Bargain, Sell and Convey unto

RON R. LEGG, a divorced man, 6800 Spring Creek Rd., Emmett, ID 83617
grantee, the following described real estate, to-wit:

APPROXIMATELY 777 acres of land commonly called Emmett Ranch property (legal description attached--schedule A)

Together with all water and water rights, ditches and ditch right used thereon or appurtenant thereto including but not limited to water under water license number 65-1222 and water license number 65-12220.

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee
his heirs and assigns forever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be herunto subscribed by its President and its corporate seal to be affixed by its Secretary this _____ day of January, 1989.

MARCUM LAMB COMPANY

By

Frank E. Marcum

PRESIDENT.

ATTEST:

SECRETARY

STATE OF IDAHO, COUNTY OF ADA *Idaho*

On this 7th day of January, 19 89
before me, a notary public in and for said State, personally
appeared FRANK E. MARCUM and

appeared FRANK E. MARCUM and
 _____, known to me to
 be the President and Secretary of the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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

Notary Public

Residing at Boise, Idaho
Comm Expires 8/1/93

STATE OF IDAHO, COUNTY OF GEM

I hereby certify that this instrument was filed for record at
the request of **First American Title Co.,**

at 10 minutes past 1 o'clock P. m.
this 23rd day of November
1993, in my office, and duly recorded ~~in~~ as a Deed
~~under Instr. #178276~~ under Instr. #178276.

Thelma R. Kolodziej
Ex-Officio Recorder

By

Fee \$6.00

Mail to 1311 Palomares Ave.
Bklyn. 83704

First American Title Company of Idaho

MICROFILMED
AUG 24 2000

S^c TD. A

Tract 1: ✓ SE $\frac{1}{4}$ of Section 9, Township 7 North, Range 1 West, Boise Meridian, Gem County Idaho;

Tract 2: ✓ A tract of land in the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 9, Township 7 North, Range 1 West, Boise Meridian, Gem County, Idaho, more particularly described as follows:

Beginning at a point 50 feet North of the Southeast corner of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 9; thence West a distance of 50 feet; thence South 1,442 feet to a point on the South line of said W $\frac{1}{2}$ of the NE $\frac{1}{4}$ Section 9; thence East on the South line of said W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 9, a distance of 50 feet to the Southeast corner of the said W $\frac{1}{2}$ of the NE $\frac{1}{4}$; thence North on the East line of said W $\frac{1}{2}$ of the NE $\frac{1}{4}$ a distance of 1,442 feet, to the Real Point of Beginning;

EXCEPT all ditch, road rights of way.

Tract 3: ✓ A tract of land in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 9, Township 7 North, Range 1 West, Boise Meridian, Gem County, Idaho, more particularly described as follows:

Beginning at a point 50 feet West of the Southeast corner of the said W $\frac{1}{2}$ of the NE $\frac{1}{4}$, Section 9, T. 7 N., R. 1 W., B.M., Gem County, Idaho; thence North 73° 23' West 1,325.34 feet to the West line of said W $\frac{1}{2}$ of the NE $\frac{1}{4}$; thence South a distance of 379 feet, to the Southwest corner of said W $\frac{1}{2}$ NE $\frac{1}{4}$; thence East a distance of 1,270 feet to the Real Point of Beginning;

EXCEPT all ditch and road rights of way.

Tract 4: ✓ The West $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 10, Township 7 North, Range 1 West of the Boise Meridian.

EXCEPT all ditch and road rights of way.

Tract 5: ✓ The SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, the E $\frac{1}{2}$ of the SE $\frac{1}{4}$, the W $\frac{1}{2}$ of the SW $\frac{1}{4}$ and That portion of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ lying South and West of a straight line commencing at the Northwest corner of said SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, running; thence Southeast to the Southeast corner of said SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ Section 10, Township 7 North, Range 1 West, Boise Meridian, Gem County, Idaho.

Tract 6: ✓ The N $\frac{1}{2}$ of the NW $\frac{1}{4}$, the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, the E $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 10, Township 7 North, Range 1 West, of the Boise Meridian, Gem County, Idaho.

EXCEPTING the following described tract of land:

Beginning at the Northwest corner of Section 10, T. 7 N., R. 1 W., B.M., Gem county, Idaho; thence South along the West sideline of said Section 10, 1190.15 feet; thence North 77° 39.3' East 512.23 feet; thence North 79° 49.4' East 618.92 feet; thence North 6° 12.3' West 560.57 feet; thence North 0° 45.6' East 273.73 feet; thence North 22° 50.0' East 691.98 feet; thence West 1324.90 feet to the West sideline of Section 3 in said township and range; thence South 0° 26' East along said West sideline of said Section 3 a distance of 497.47 feet to the Point of Beginning;

ALSO EXCEPTING that portion of the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ lying North of the County Road;

AND ALSO EXCEPTING all ditch and road rights of way.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12219

Priority: May 22, 1979

Maximum Diversion Rate:

0.12 CFS

Maximum Diversion Volume:¹

1.7 AF

This is to certify, that MARCUM LAND CO. INC.

P.O. BOX 386

MERIDIAN, ID 83642

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 10, 1979; and has submitted Proof of Beneficial Use on June 12, 1984. An examination indicates that the works have a diversion capacity of .120 cfs of water from:

SPRINGS

tributary to SINKS

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.12 CFS	1.7 AF

LOCATION OF POINT(S) OF DIVERSION:

NESWNE , Sec. 10, Township 07N, Range 01W
SESWSW , Sec. 10, Township 07N, Range 01W
GEM County

PLACE OF USE: STOCKWATER

TWN RGE SEC

07N 01W 10

SWNE

SWSE

SESE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right is subject to control by the watermaster of State Water District No. 65

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JUN 05 1990

State of Idaho
Department of Water Resources

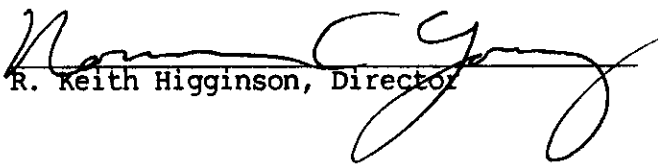
WATER RIGHT LICENSE
WATER RIGHT NO. 65-12219

CONDITIONS/REMARKS:

6. The maximum combined rate of diversion under this right & Right Nos. 65-12220 & 65-12221 shall not exceed .12 cfs.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 10TH day of MAY, 1970.

Acting for


R. Keith Higginson, Director

MICROFILMED

JUN 05 1990

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 65-12219 IN THE
NAME OF MARCUM LAND CO., INC.

)
) ORDER OF REINSTATEMENT
)
)

WHEREAS, the Department has issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before May 1, 1984; and,

WHEREAS, the Department has notified the permit holder by certified mail that proof was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, the Department has notified the permit holder that the permit has lapsed for failure of the permit holder to submit proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on June 12, 1984;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 65-12219 be REINSTATED and the priority advanced to May 22, 1979.

Dated this 23rd day of July, 1984.


L. GLEN SAXTON
Chief, Operations Bureau

MAR 10 1984

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Marcum Land Co., Inc. Phone 888-4951

Post office address P.O. Box 386, Meridian, ID 83641

2. Source of water supply Springs which is a tributary of Cherry Gulch

3. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 10 Township 7N

Range 1W B.M. Gem County, additional points of diversion if any:

SWSE, SESE, SWNE, Sec. 10, T. 7N, R. 1W

4. Water will be used for the following purposes:

Amount .12 for Stockwater purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)

Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .16 cubic feet per second and/or b. acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Spring box with pipeline to troughs.

b. Height of storage dam feet, active reservoir capacity acre-feet; total reservoir capacity acre-feet, materials used in storage dam:

Period of year when water will be diverted to storage to inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is inches; proposed depth of well is feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water:

NW	SE
SW	SE
SE	SE

SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 10 Township 7N
Range 1W B.M.

(2) Amount of power to be generated: horsepower under feet of head.

(3) List number of each kind of livestock to be watered 500 Head Stock

(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:

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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.

Stockwater Right No. 65-9266

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

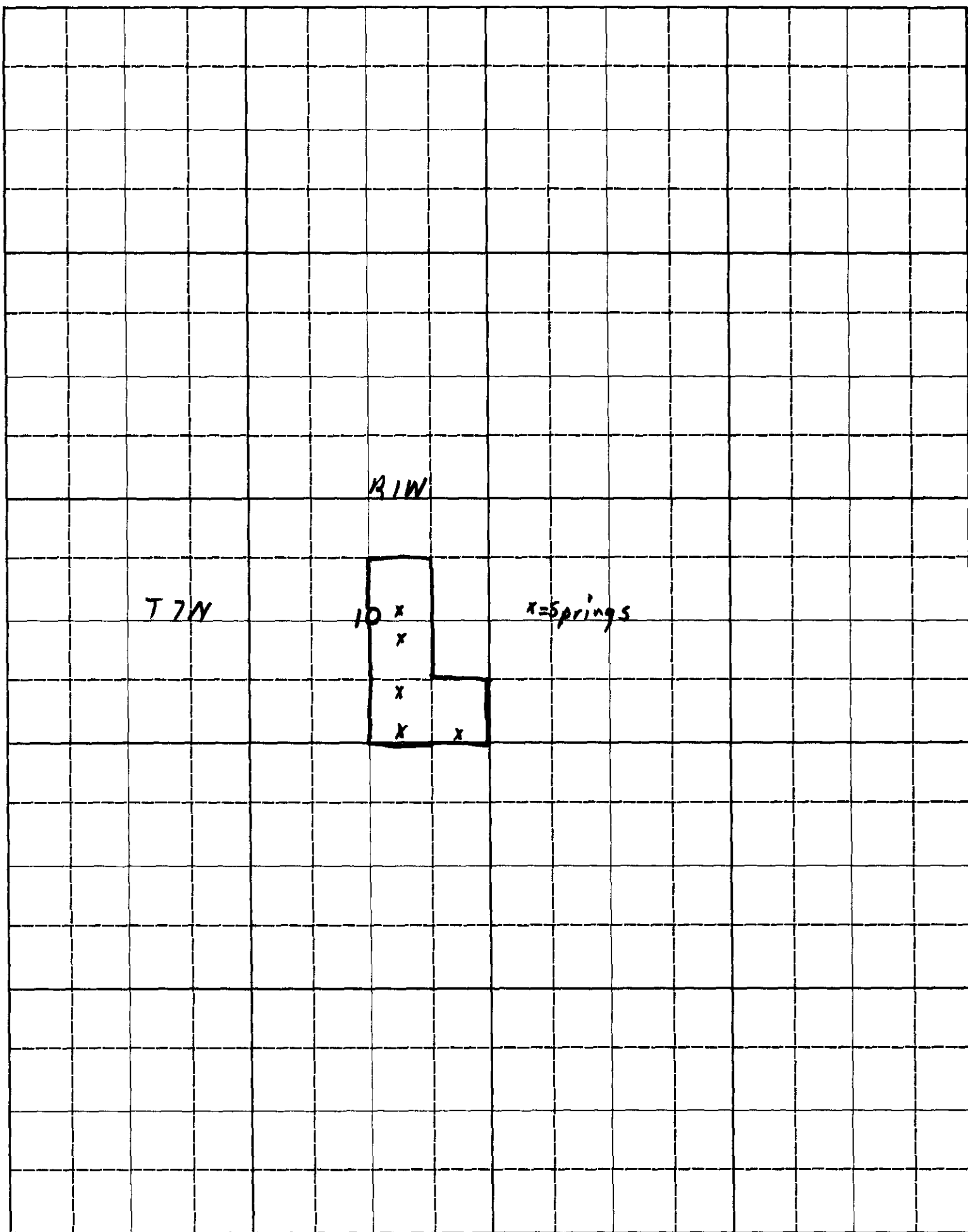
b. Who owns the land to be irrigated or place of use

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing

10. Remarks

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



Scale 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Frank E. Macdonald
(Applicant)

Proposed Priority 4-10-79

Received by 6LS Date 4/10/79 Time 2:00

Preliminary check by KW Fee \$ 20.00 # 13038

Receipted by KW Date 4/10/79

Publication prepared by KK Date 4/12/79

Published in Emmett-Messenger

Publication dates 4/26 & 4/19/79

Publication approved KP Date 5/22/79

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by PBS S.S.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 65-12219, 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 May 1, 1984.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: (1) Use of water under this permit is subject to control by the water-
master of State Water District. (2) This permit when combined with 65-12220,
65-12221, & 65-12222 shall not exceed 0.12 cubic feet per second for stock-
water.

Witness my hand this 25th day of May, 1979.

A. Glen Saxton
Chief, Operations Bureau

**NOTICE OF APPLICATION
FOR WATER RIGHT**

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

65-12217

Lawrence L. and-or Lorece I. Lamb, 1803 Union Lane, Emmett, Idaho 83617. Source: Groundwater. Date filed: April 10, 1979. Amount: 1.40 cfs. Diversion Point: NENW Sec 15 T 06N R 02W SESW Sec 10 T 06N R 02W, Gem County. Use: Irrigation, (1.40 cfs) from March 15 to November 15; Fish Prop. (1.60 cfs) from January 1 to December 31. Place of use: SESW Sec 10 T 06N R 02W NENW Sec 15 T 06N R 02W for 70 acres. Diversion Means: Pump from dug pond.

(65-12219)

Marcum Land Co., Inc., P.O. Box 386, Meridian, ID 83641. Source: Springs tributary to Cherry Gulch. Date Filed: April 10, 1979. Amount: 0.16 cfs. Diversion Point: NWSE SWSE SESE SWNE Sec 10 T. 07N R 01W, Gem County. Use: Stockwater, (0.12 cfs) from January 1 to December 31; Domestic, (0.04) from January 1 to December 31. Place of Use: NWSE SWSE SESE SWNE Sec 10 T 07N R 01W. Diversion Means: Spring box, pipeline and troughs.

65-12220

Marcum Land Co., Inc., P.O. Box 386, Meridian, ID 83641. Source: Unnamed creek tributary to Haw Creek. Priority Date: April 10, 1979. Amount: 0.12 cfs. Diversion Point: SWNE Sec 09 T 07N R 01W, Gem County. Use: Stockwater, (0.12 cfs) from January 1 to December 31. Place of Use: SWNE Sec 09 T 07N R 01W. Diversion Means: Ditch to trough.

65-12221

Marcum Land Co., Inc., P.O. Box 386, Meridian, ID 83741. Source: Springs tributary to Cherry gulch. Date Filed: April 10, 1979. Amount: 0.12 cfs. Diversion Point: NWNW Sec 15 T 07N R 01W, Gem County. Use: Stockwater, (0.12 cfs) from January 1 to December 31. Place of Use: NWNW Sec 15 T. 07N R 01W. Diversion Means: Spring box, pipeline, trough.

65-12222

Marcum Land Co., Inc., P.O. Box 386, Meridian, ID 83641. Source: Springs tributary to Cherry Gulch. Date Filed: April 10, 1979. Amount: 0.12 cfs. Diversion Point: NESW SESW Sec 10 T 07N R 01W. Use: Stockwater (0.12 cfs) from January 1 to December 31. Place of Use: NESW SESW Sec 10 T 07N R 01W. Diversion Means: Spring box, pipeline and trough.

65-12223

Marcum Land Co., Inc., P.O. Box 386, Meridian, ID 83641. Source: Groundwater. Date Filed: April 10, 1979. Amount: 5.00 cfs. Diversion Point: SESE SWSE SWNE NESW Sec 10 T 07N R 01W. NWSW SWSW Sec 10 T. 07N R 01W, Gem County. Use: Irrigation (5.00 cfs) from March 15 to November 15. Place of Use: SWNE SENE NESW NWSW SWSW SESW NESE NWSE SWSE SESE Sec. 10 T 07N R 01W NWNW Sec 15 T 07N R 01W NESE NWSE Sec 09 T 07N R 01W for 250 acres. Diversion Means: Wells and sprinkler system.

If issued, the permit(s) will be subject to all prior water rights. Protests against the grantings of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705 on or before May 7, 1979.

C. Stephen Allred, director
2-4-19,26

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

COUNTY OF GEM,

Ante Sole, being first duly sworn, on his oath deposes and says that he is the printer of Messenger-Index, a legal weekly newspaper published at Emmett, in Gem County, Idaho; that said newspaper is in general circulation in said county and has been published uninterruptedly and continuously for more than 78 weeks prior to the first publication of the annexed document; and that the document notice, process, or advertisement hereunto annexed was published in the regular edition of

Messenger-Index for 2 consecutive weekly issues thereof, be-

ginning with the issue of Apr. 19

1979, and ending with the issue of

April 26, 1979
Ante Sole

Subscribed and sworn to before me this

18th day of
May, 1979

Ante Sole

Notary Public,

Residing at Emmett, Idaho.

RECEIVED
MAY 22 1979

Department of Water Resources
Western Regional Office

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 7, 2000

RONNIE R LEGG
6800 SPRING CREEK RD
EMMETT ID 83617

RE: Change of Ownership for Water Rights 65-12219/65-12222

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

JP Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED
AUG 24 2000

May 17, 1990

MARCUM LAND CO. INC.
P.O. BOX 386
MERIDIAN, ID 83642

RE: PERMIT NO. 65-12219

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED
JUN 05 1990

November 14, 1989

MARCUM LAND CO. INC.
P.O. BOX 386
MERIDIAN, ID 83642

RE: PERMIT NO. 65-12219

Dear Permit Holder(s):

We previously forwarded to you an Amendment for Water Permit so that you could amend your permit to correspond with the findings of the Department's field examiner.

As of this date, we have not received this amendment. If we do not receive the amendment within fifteen (15) days, we will issue a Water Right License which reduces the amount that could have been allowable to you. Enclosed for your convenience is another amendment form in the event the first one was misplaced.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

JUN 05 1990

April 15, 1988

MARCUM LAND CO. INC.
P.O. BOX 386
MERIDIAN, ID 83642

RE: Permit No. 65-12219

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

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JUN 03 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

Permit No.

65-12219
RECEIVED

MAR 05 1987

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval REINSTATED 7/23/84, PRIORITY DATE 5/22/79
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat NONE
- Check of P/D index S.L. 9/22/86 (Initial and date)
- Overlap? ☒ yes ☐ no If yes: ☒ copy of exam(s) attached? where possible
- Type of Overlap? ☐ Add acres or uses to existing system
- IN SW 1/4 NE 1/4 ☒ Increase rate of flow or volume 65-7069 (PU on neighbor's property)
- ☒ Other: 65-1310 AND 65-9266 (NEITHER WRS' SYSTEM APPEARS TO BE IN PLACE ANYMORE)
- Check of P/U index S.L. 9/22/86 (Initial and date)
- Overlap? ☒ yes ☐ no If yes: ☒ copy of water right(s) attached?
- Type of Overlap? ☐ Increase rate of flow or volume
- IN SW 1/4 NE 1/4 ☒ Add P/D's 65-1310 OR 65-9266
- ☐ Increase number of acres within tracts
- ☒ Other: 65-1310 OR 65-9266
- Aerial Photo
- Required? ☐ yes ☒ no If yes: ☐ copy attached?
- Scheduling Letter sent? NONE S.L. (Initial and date)
- ☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed 11/11/86 Stev Laster (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent BD 2/17/87 (Initial and date)

Exam Reviewed by Manager of Regional Office DMR 2/24/87 (Initial and date)

Exam Date Entered in Computer S.L. 2/3/87 (Initial and date)

Exam sent to State Office HL 3/4/87 (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original Re filed in White File HL 2/27/87 (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAR 05 1987

Department of Water Resources

A. GENERAL INFORMATION

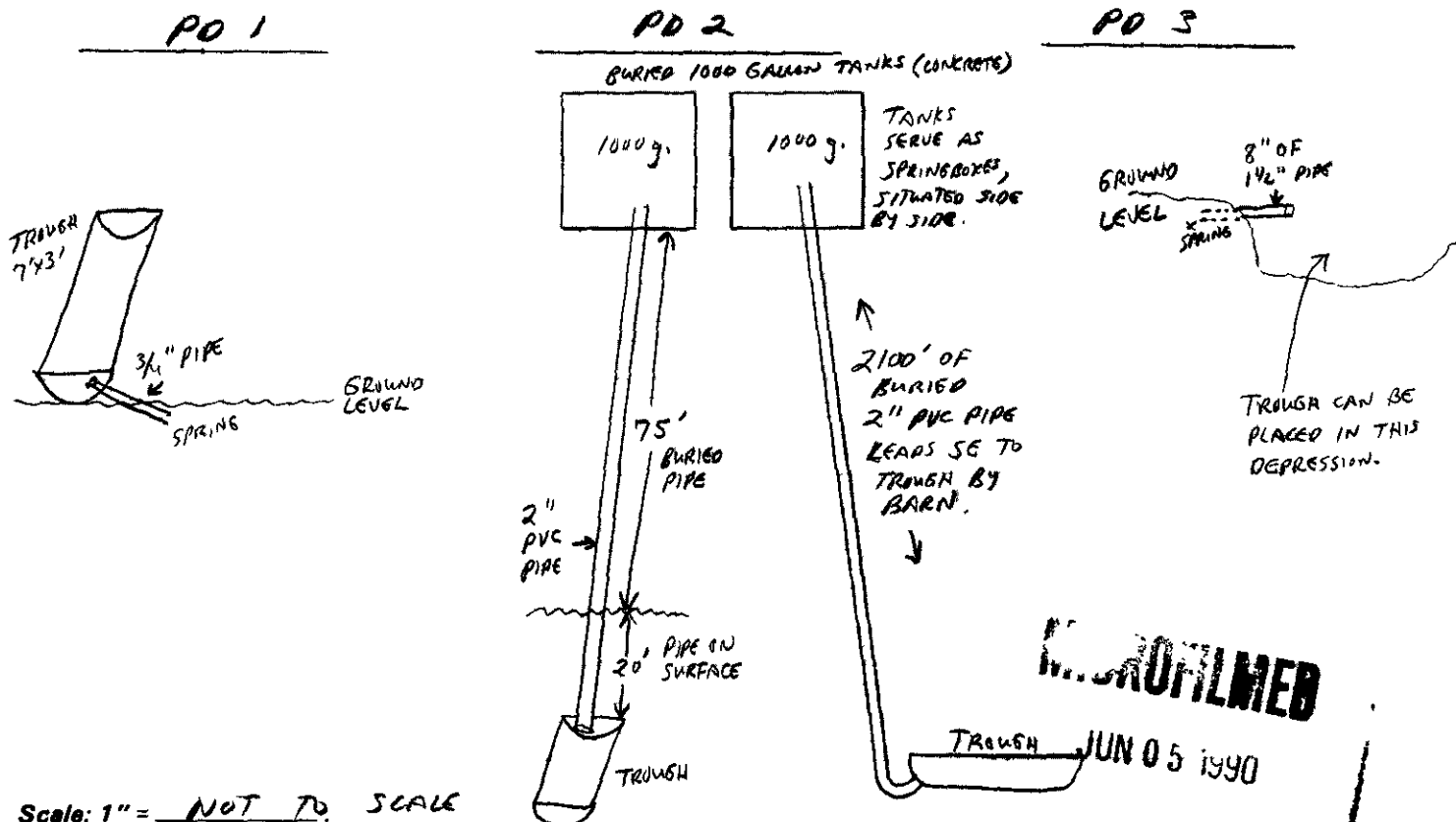
Permit No. 65-12219
1. Owner: MARCUM LAND COMPANY, INC. Phone No. 888-4951
Current Address: P.O. BOX 386 MERIDIAN, ID. 83642
2. Accompanied by: FRANK E. MARCUM EXAM. DATE: 10/10/86
Address: ← SAME AS ABOVE → Phone No. _____
Relationship to Permit Holder: PRESIDENT
3. Source: SPRINGS tributary to — (SPRINGS SINK) —

B. OVERLAP REVIEW

1. Other water rights with same place of use: 65-1310, 65-9266
2. Other water rights with same point of diversion: 65-1310, 65-9266, 65-7069
☒ Copies Attached
☒ Copies of Field Exam's Attached
NOTE: COPIES SHOW SAME INFO. FOUND IN PAYETTE R. ADJUD. BOOK, EXCEPT BOOK SHOWS 65-7069 AS A PERMIT. FOR 65-1310, OTHERS NOT AVAILABLE OR APPLICABLE

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required)
☒ Photo of Diversion and System Attached SEE PHOTO LOG, PHOTOS ①, ②, ③ (required for all but single household domestic groundwater, and stockwater.)
☐ Aerial Photo Attached (required for irrigation of 10 acres or more)

RECORDED
JUN 05 1990

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE						

2. Measurements:

NONE

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: NONE POSSIBLE - SPRINGS PROVIDE VARIABLE FLOW, GENERALLY USED DURING RUNOFF PERIODS.
2. Alternate Method for Checking Purposes: NONE POSSIBLE

F. PUMP EFFICIENCY DATA (Optional) N/A

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)
Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)
Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)
Meter Input HP: (6) x 1.34 = _____ (7)
Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)
Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1 Volume Calculations for Irrigation: N/A

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____
 $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____
 $V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$ _____

2. Volume Calculations for Other Uses.

STOCKWATER USE GENERALLY 125 h.d., 3/1-7/15

$$125 \times .0134 = 1.675 = 1.7$$

VS.

$$.12 \times 1.98 \times 137 = 32.55 = 32.6$$

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

• OMIT DOMESTIC USE FROM THIS RIGHT (NONE FOUND).

• AMENDMENTS

PO: CHANGE TO INCLUDE NENESE, OMIT NWSE AND SSE.

PU: CHANGE NWSE TO NESE.

• OVERLAP (NOTE: OWNERS RECEIVING MATRUM WERE DRAWELL AND HACKETT, STATEMENT BY FRANK MATRUM).

1) 65-7068: LICENSE FOR O. TARMAN FOR SPRING DISTRIBUTION ON HACKETT (MATRUM) PROPERTY. SAME

PO AS PO 1 IN 65-12219. PU FOR 65-7069 IS NUNNY 5.14. PRIORITY 4/3/69, LICENSED 8/2/70.

2) 3) 65-1310 AND 65-9266: DEGREES FOR HACKETT FOR TWO SPRINGS IN SWNE 5.10. CLAIMS ESTABLISHED 8/27/70

WITH PRIORITY DATES 9/10/40, MOST LIKELY THAT PO 2 IN 65-12219 OCCUPIES SITE OF ONE OF PO 1 PU OF

IN 1310 & 9266. NO OTHER DEVELOPED SPRINGS OR TRACES OF EARLIER DEVELOPMENT WERE SEEN IN SWNE 5.10.

• WHEN COMBINED WITH 65-12220, 65-12221, 65-12222, THIS SHALL NOT EXCEED

• 1/2 CFS FOR STOCKWATER. AND 65-1310 & 65-9266,

NOTE ABOUT 65-1310: .03 CFS, 1.4 AFA STOCKWATER USE. PO 1 PU SWNE 5.10.
65-9266: .01 CFS, 2.1 AFA STOCKWATER USE. PO 1 PU SWNE 5.10.

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
STOCKWATER	From 1/1 To 12/31	.12	1.7

Totals:

2 Recommended Amendments

☒ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None

☒ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name

Signature

Certification Date

Field Report Preparation Date

Steven Lester

10/10/86

CONSULTANT SEAL

2/17/87

BD

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

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JUN 05 1990

FIELD EXAMINATION PHOTOS
MARCONI AND COMPANY, INC.

65-12219, 12220, 12221, 12222

Pg. 1 of 2

NUMBERS CORRESPOND TO
POINTS ON USGS QUAD

① 65-12219

PO NO. 1

NOTE 3/4" PIPE EMERGING
FROM SPRING TO TROUGH.

② 65-12219, LOOKING SW

PO NO. 2

SPRING ORIGINATES 75' UPHILL.
TWO 1000 GALLON (BURIED) TANKS
FOUND AT PO. BURIED LINE
LEADS TO ADDITIONAL TROUGH
SW SE APPROX 2100'.
LITTLE BUTTE FORMS BACKGROUND.

③ 65-12219

PO NO. 3

SPRING AND PIPE LOCATED WEST
OF BARN.
TROUGH (BEING REPLACED) FITS
BELOW PIPE, IN DEPRESSION

MICROFILMED

JUN 05 1960

④ 65-12221

15' OF 3/4" PIPE LEADS

FROM SPRING (L) TO
TROUGH (R). SPRING AND
TROUGH ARE OUT OF VIEW.
PIPE BEHIND PERMIT SIGN HOOKS
TO PIPE DISCHARGING WATER.

FIELD EXAMINATION PHOTOS
MARCONI AND COMPANY, INC.

65-12219, 12220, 12221, 12222

PG 1 of 2

65-12219

PD ①

SPRING JUST BELOW ROAD

NUMBERS CORRESPOND TO
POINTS ON USGS QUAD

① 65-12219
PD NO. 1

NOTE 3/4" PIPE EMERGING
FROM SPRING TO TROUGH.

② 65-12219, LOOKING SW
PD NO. 2
SPRING ORIGINATES 75' UPHILL.
TWO 1000 GALLON (BURIED) TANKS
FOUND AT PD. BURIED LINE
LEADS TO ADDITIONAL TROUGH
W. SE APPROX 2100'.
LITTLE BUTTE FORMS BACKGROUND.

③ 65-12219
PD NO. 3
SPRING AND PIPE LOCATED WEST
OF BARN.
TROUGH (BEING REPLACED) FITS
BELOW PIPE, IN DEPRESSION

MICROFILMED

JUN 05 1950

④ 65-12221
15' OF 3/4" PIPE LEADS
FROM SPRING (L) TO
TROUGH (R). SPRING AND
TROUGH ARE OUT OF VIEW.
PIPE BEHIND PERMIT SIGN HOOKS
TO PIPE DISCHARGING WATER.

65-12219

PD ①

SPRING JUST BELOW ROAD

65-12219

PD ②

TWO 1000 GALLON TANKS
(BURIED) ARE 75' UPHILL, WHICH
IS ORIGIN OF SPRING.
AT

NUMBERS CORRESPOND TO
POINTS ON USGS QUAD

① 65-12219

PD NO. 1

NOTE 3/4" PIPE EMERGING
FROM SPRING TO TROUGH.

② 65-12219, LOOKING SW

PD NO. 2

SPRING ORIGINATES 75' UPHILL.

TWO 1000 GALLON (BURIED) TANKS

FOUND AT PD. BURIED LINE

LEADS TO ADDITIONAL TROUGH

W. SE APPROX 2100'

LITTLE BUTTE FORMS BACKGROUND.

③ 65-12219

PD NO. 3

SPRING AND PIPE LOCATED WEST
OF BARN.

TROUGH (BEING REPLACED) FITS
BELOW PIPE, IN DEPRESSION

MICROFILMED

JUN 05 1950

④ 65-12221

15' OF 3/4" PIPE LEADS

FROM SPRING (L) TO

TROUGH (R). SPRING AND

TROUGH ARE OUT OF VIEW.

PIPE BEHIND PERMIT SIGN HOOKS
TO PIPE DISCHARGING WATER.

65-12219

PD ①

SPRING JUST BELOW ROAD

65-12219

PD ②

TWO 1000 gallon tanks
(buried) are 75' uphill, which

65-12219

PD ③

SPRING WEST OF BARN

NUMBERS CORRESPOND TO
POINTS ON USGS QUAD

① 65-12219

PD NO. 1

NOTE 3/4" PIPE EMERGING
FROM SPRING TO TROUGH.

② 65-12219, LOOKING SW

PD NO. 2

SPRING ORIGINATES 75' UPHILL.

TWO 1000 GALLON (BURIED) TANKS

FOUND AT PD. BURIED LINE

LEADS TO ADDITIONAL TROUGH

APPROX 2100'.

LITTLE BUTTE FORMS BACKGROUND.

③ 65-12219

PD NO. 3

SPRING AND PIPE LOCATED WEST
OF BARN.

TROUGH (BEING REPLACED) FITS
BELOW PIPE, IN DEPRESSION

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JUN 05 1990

④ 65-12221

15' OF 3/4" PIPE LEADS

FROM SPRING (L) TO

TROUGH (R). SPRING AND

TROUGH ARE OUT OF VIEW.

PIPE BEHIND PERMIT SIGN HOOKS
TO PIPE DISCHARGING WATER.

65-12219

PD ①

SPRING JUST BELOW ROAD

65-12219

PD ②

TWO 1000 GALLON TANKS
(BURIED) ARE 75' UPHILL, WHICH

65-12219

PD ③

SPRING WEST OF BARN

65-12221

PD ④

SPRING IN UPPER REACHES
OF CHERRY GULCH

NUMBERS CORRESPOND TO
POINTS ON USGS QUAD

① 65-12219

PD NO. 1

NOTE 3/4" PIPE EMERGING
FROM SPRING TO TROUGH.

② 65-12219, LOOKING SW

PD NO. 2

SPRING ORIGINATES 75' UPHILL.

TWO 1000 GALLON (BURIED) TANKS

FOUND AT PD. BURIED LINE

LEADS TO ADDITIONAL TROUGH

APPROX 2100'.

LITTLE BUTTE FORMS BACKGROUND.

③ 65-12219

PD NO. 3

SPRING AND PIPE LOCATED WEST
OF BARN.

TROUGH (BEING REPLACED) FITS
BELOW PIPE, IN DEPRESSION

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JUN 05 1990

④ 65-12221

15' OF 3/4" PIPE LEADS

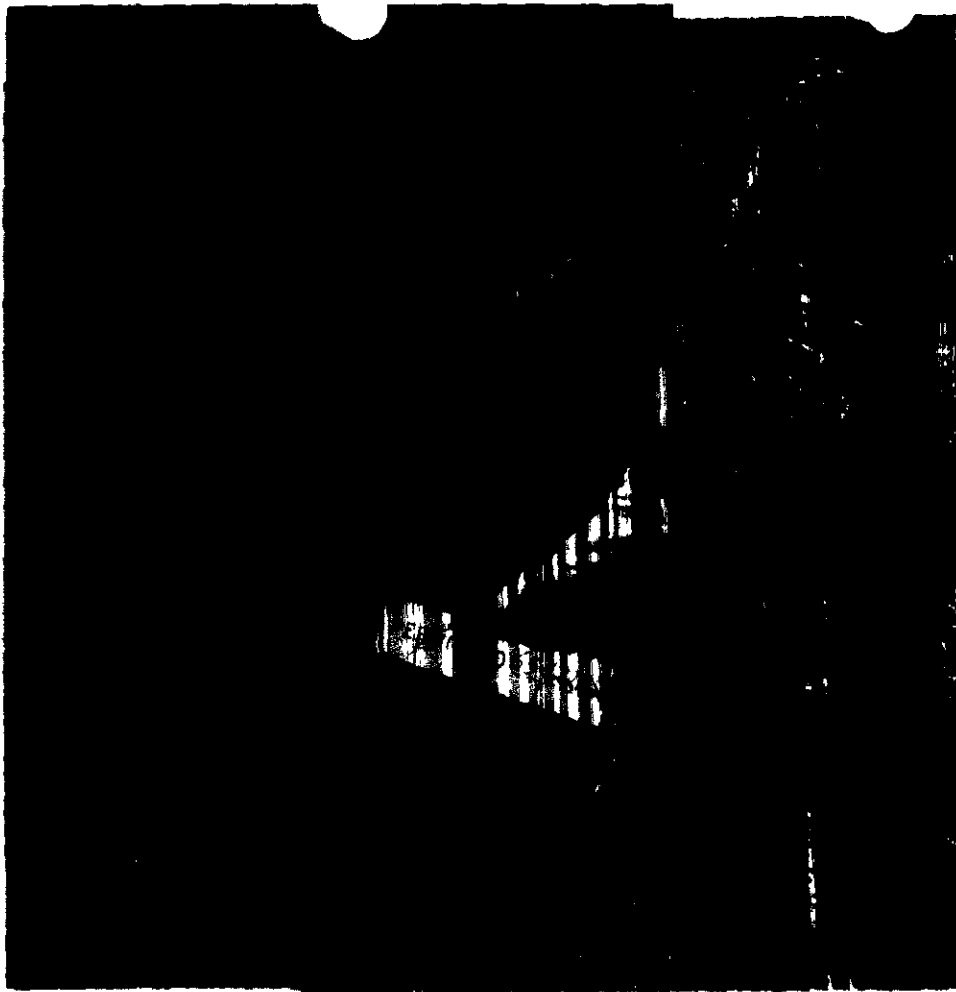
FROM SPRING (L) TO

TROUGH (R). SPRING AND

TROUGH ARE OUT OF VIEW.

PIPE BEHIND PERMIT SIGN HOOKS

TO PIPE DISCHARGING WATER.



⑤ (LEFT)

65-12222

SPRING ORIGINATES
APPROX. 125' UP HILL
AND TO RIGHT.

SMALL BERM BELOW
MR. MARCUM ALLOWS
STOCKPILING USE IN
FOREGROUND (NATURAL
DEPRESSION).
BURIED 3/4" PIPE LEADS
FROM SPRING TO PL.

⑥ (RIGHT)

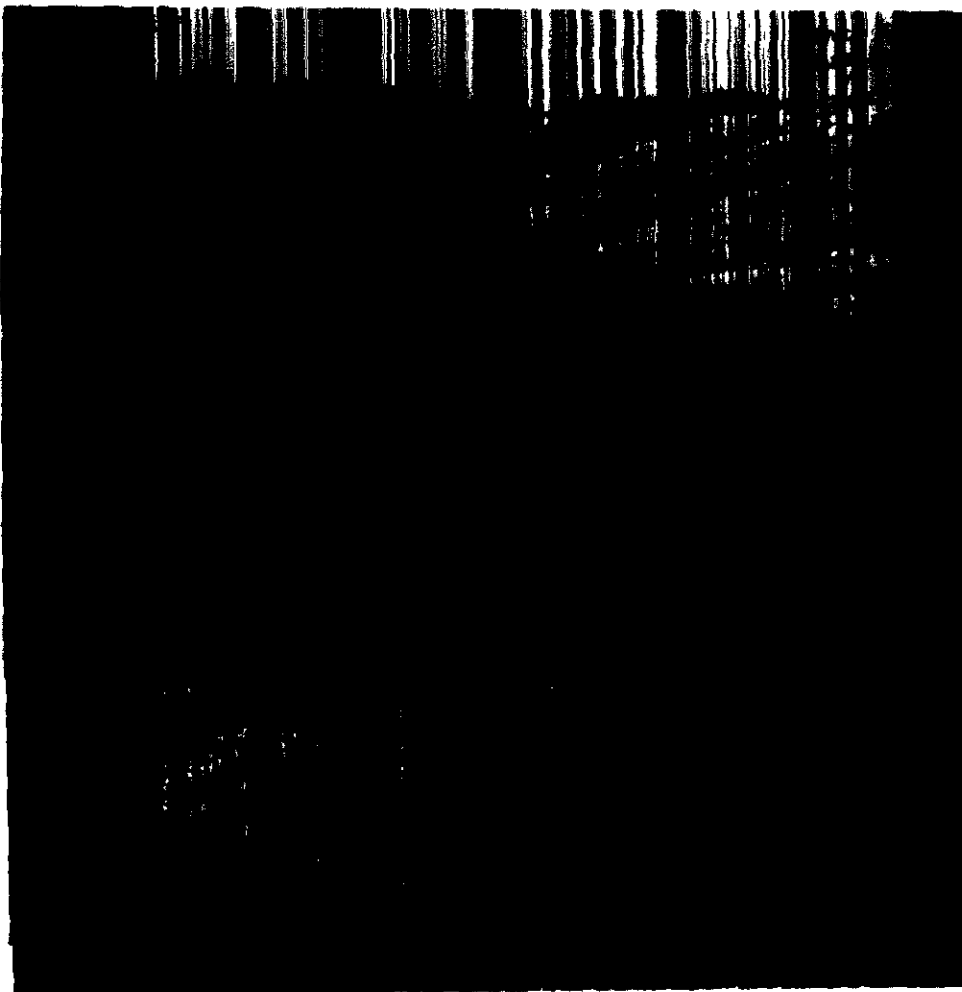
65-12220

SPRING APPROX. 50'
FROM TROUGH.

LOCATED 250' E. OF
W. BOUNDARY OF RANCH.

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JUN 05 1990



⑥

65-12230

LOOKING NW TOWARDS
HAW CREEK.

TROUGH AND SPRING SEEN
IN FOREGROUND; FENCE
BULWARK APPEARS IN
MID-BACKGROUND.

⑦

STREAM CROSSING IN 50'
WIDE RIGHT-OF-WAY
EASEMENT IN NE 1/4 S. 9.
SITE WHERE PERMIT 65-12220
DESCRIBED DIVERSION TO
TROUGH. NEITHER DIVERSION
OR TROUGH ARE FOUND.
VIEW IS TOWARDS NW.

65-12222

PD ⑤

SPRING ORIGINATES
APPROX. 125' UPHILL



⑤ (LEFT)

65-12222

SPRING ORIGINATES
APPROX. 125' UPHILL
AND TO RIGHT.

SMALL BERM BELOW
MR. MARCUM ALLOWS
STOCKPOND USE IN
FOREGROUND (NATURAL
DEPRESSION)
BURIED 3/4" PIPE LEADS
FROM SPRING TO PL.

⑥ (RIGHT)

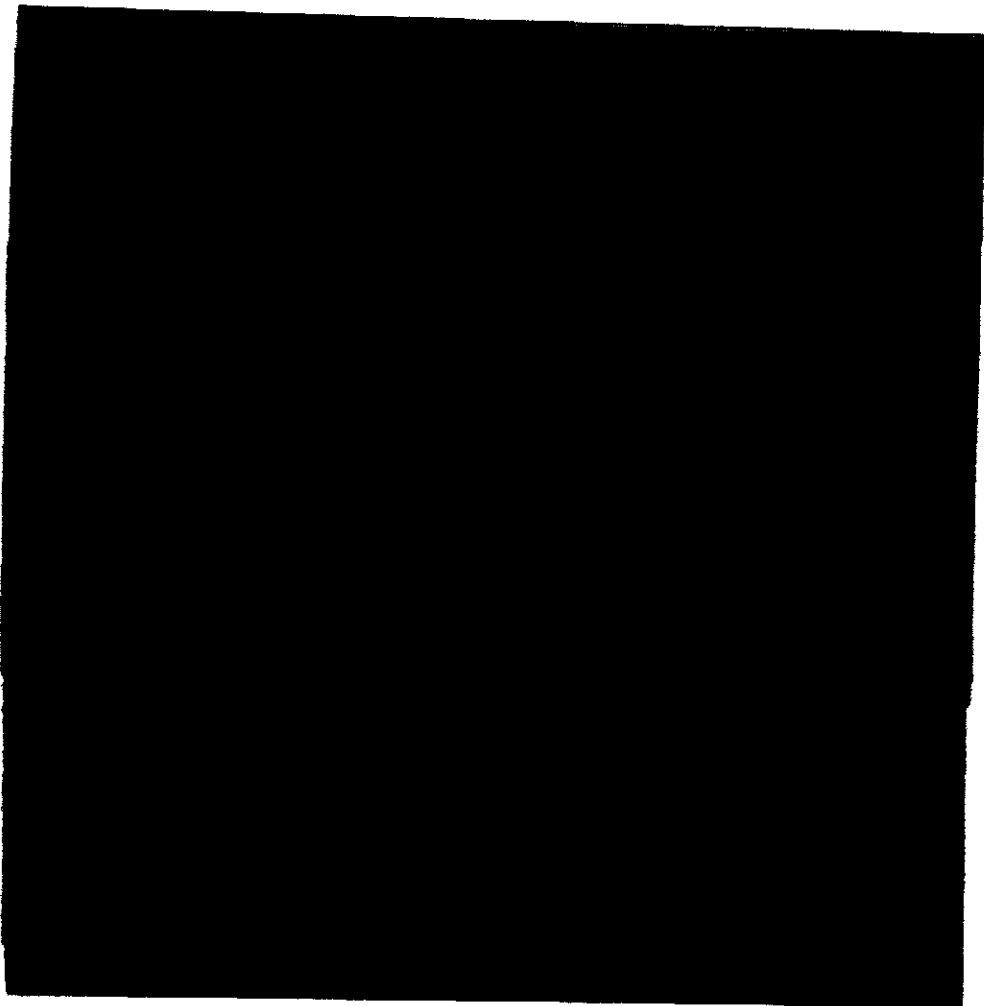
65-12220

SPRING APPROX. 50'
FROM TROUGH.

LOCATED 250' E. OF
W. BOUNDARY OF RANCH.

MICROFILMED

JUN 05 1990



⑥ 65-12220

LOOKING NW TOWARDS
HAW CREEK.

TROUGH AND SPRING SEEN
IN FOREGROUND; FENCE
BOUNDARY APPEARS IN
MID-BACKGROUND.

⑦ STREAM CROSSING IN 50'

WIDE RIGHT-OF-WAY
EASEMENT IN NE 1/4 S. 9.
SITE WHERE PERMIT 65-12220
DESCRIBED DIVERSION TO
TROUGH. NEITHER DIVERSION
OR TROUGH ARE FOUND.
VIEW IS TOWARDS NW.

65-12220

PO ⑥

SPRING ORIGINATES
APPROX 50' UPHILL
FROM TROUGH.

⑤ (LEFT)

65-12222

SPRING ORIGINATES
APPROX. 125' UPHILL
AND TO RIGHT.

SMALL BERM BELOW
MR. MARCUM ALLOWS
STOCKPILING WASTE IN
FOREGROUND (NATURAL
DEPRESSION).
BURIED 3/4" PIPE LEADS
FROM SPRING TO PU.

⑥ (RIGHT)

65-12220

SPRING APPROX. 50'
FROM TROUGH.

LOCATED 250' E. OF
W. BOUNDARY OF RANCH.

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JUN 05 1990

⑥ 65-12220

LOOKING NW TOWARDS
HAW CREEK.

TROUGH AND SPRING SEEN
IN FOREGROUND; FENCE
BOUNDARY APPEARS IN
MID-BACKGROUND.

⑦ STREAM CROSSING IN 50'

WIDE RIGHT-OF-WAY

EASEMENT IN NE 1/4 S. 9.

SITE WHERE PERMIT 65-12220

DESCRIBED DIVERSION TO

TROUGH. NEITHER DIVERSION

OR TROUGH ARE FOUND.

VIEW IS TOWARDS NW.

65-12220

PD ⑥

SPRING ORIGINATES
APPROX 50' UPHILL
FROM TROUGH.

⑤ (LEFT)

65-12222

SPRING ORIGINATES
APPROX. 125' UPHILL
AND TO RIGHT.

SMALL BERM BELOW
MR. MARCUM ALLOWS
STOCKPOND USE IN
FOREGROUND (NATURAL
DEPRESSION).
BURIED 3/4" PIPE LEADS
FROM SPRING TO PL.

⑥ (RIGHT)

65-12220

SPRING APPROX. 50'
FROM TROUGH.

LOCATED 250' E. OF
W. BOUNDARY OF RANCH

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JUN 05 1990

65-12220

PD ⑥

SPRING ORIGINATES NEAR
LARGE SHRUB (L), AND
TROUGH STANDS AT RIGHT.



⑥ 65-12220

LOOKING ~~NOW~~ TOWARDS
HAW CREEK.

TROUGH AND SPRING SEEN
IN FOREGROUND; FENCE
BOUNDARY APPEARS IN
MID-BACKGROUND.

⑦ STREAM CROSSING IN 50'

WIDE RIGHT-OF-WAY
EASEMENT IN NE 1/4 S. 9.

SITE WHERE PERMIT 65-12220

DESCRIBED DIVERSION TO
TROUGH. NEITHER DIVERSION
OR TROUGH ARE FOUND.

VIEW IS TOWARDS NW.

65-12220

PD ⑥

SPRING ORIGINATES
APPROX 50' UP HILL
FROM TROUGH.

⑤ (LEFT)

65-12222

SPRING ORIGINATES
APPROX. 125' UP HILL
AND TO RIGHT.

SMALL BERM BELOW
MR. MARCUM ALLOWS
STOCKPOND USE IN
FOREGROUND (NATURAL
DEPRESSION)
BURIED 3/4" PIPE LEADS
FROM SPRING TO PU.

⑥ (RIGHT)

65-12220

SPRING APPROX. 50'
FROM TROUGH.
LOCATED 250' E. OF
W. BOUNDARY OF RANCH.

MICROFILMED

JUN 05 1990

⑥ 65-12220

LOOKING NW TOWARDS
HAW CREEK.

TROUGH AND SPRING SEEN
IN FOREGROUND; FENCE
BOUNDARY APPEARS IN
MID-BACKGROUND.

STREAM CROSSING FOUND
IN RIGHT-OF-WAY EASEMENT
IN NE 1/4 S 9. NO DIVERSION
OR IMPROVEMENT STRUCTURES
ARE PRESENT.

⑦ STREAM CROSSING IN 50'
WIDE RIGHT-OF-WAY
EASEMENT IN NE 1/4 S. 9.
SITE WHERE PERMIT 65-12220
DESCRIBED DIVERSION TO
TROUGH. NEITHER DIVERSION
OR TROUGH ARE FOUND.
VIEW IS TOWARDS NW.

INTER-DEPARTMENT MEMO — 1

FROM Steve Lester

DATE 1/7/87

TO FILES 65-12219, 12220, 12221, 12222
MARCEM LAND COMPANY, INC.

SUBJECT

FIELD EXAMS:

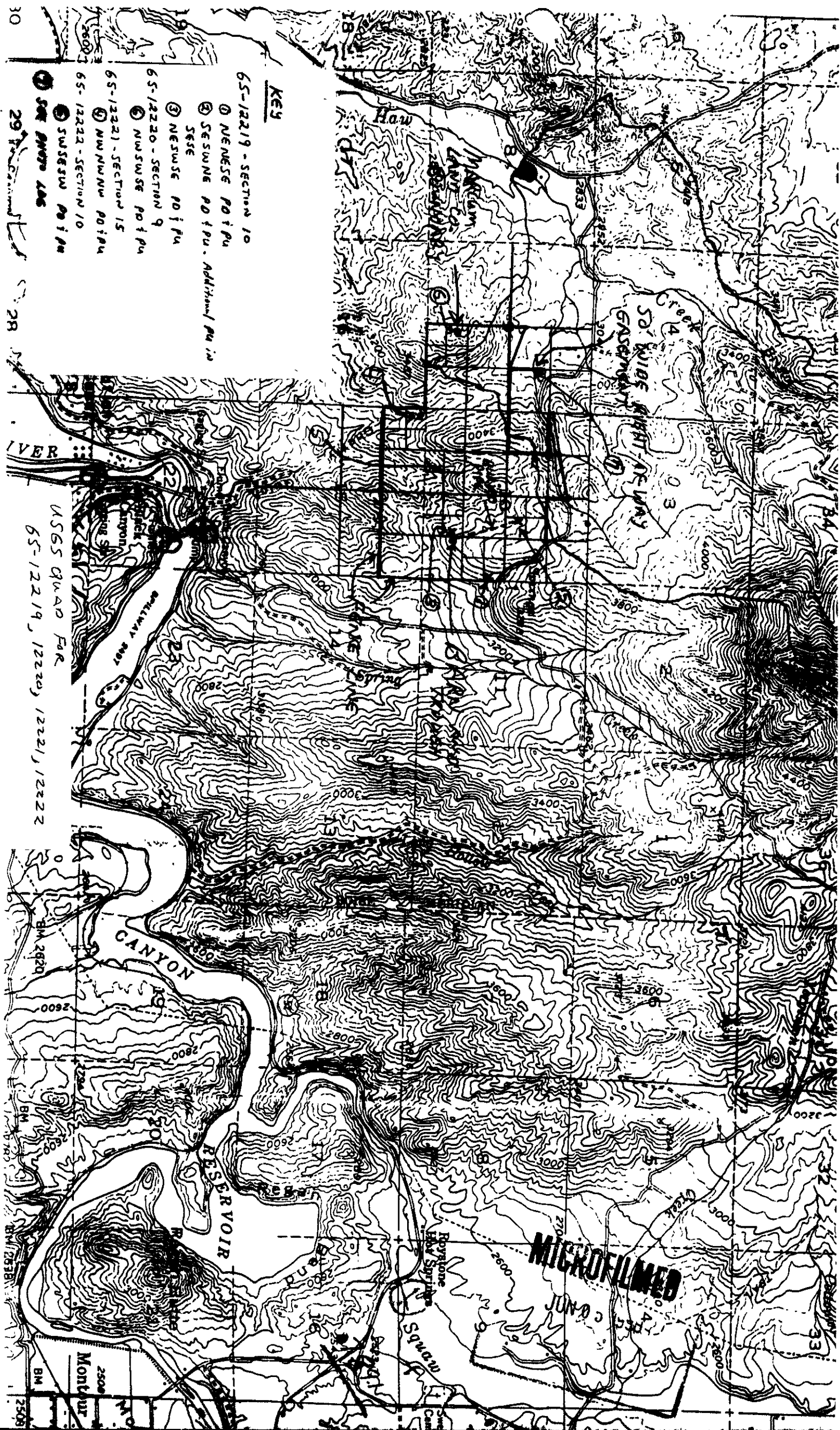
These four water rights provide stockwater use on the ±777 acre Marcum Ranch SW of Squaw Butte. Field exams for all four WR's were conducted on same day. Refer to 65-12219 for 11565 quad, photos, & microfiche overlap copies.

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JUN 05 1990

Steve Lester

SIGNATURE



KEY

65-12219 - SECTION 10

① NENESE PO 1 PU

② SESUNE PO 1 PU. Additional PU in

SESE

③ NESUSE PO 1 PU

65-12220 - SECTION 9

④ NWSUSE PO 1 PU

65-12221 - SECTION 15

⑤ NWNWSE PO 1 PU

65-12222 - SECTION 10

⑥ SWSUSE PO 1 PU

⑦ SEE PHOTO LOG

29

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IVER

USGS QUAD FOR

65-12219, 12220, 12221, 12222

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65-12219³ THROUGH 65-12222
MARSHALL LAND CO., INC

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11-1-13

FIGURE 11-1000 PROPERTY

GEA County, Idaho

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JUN 03 1990

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2017

65-12219
PD

03	NESH	01.04	65-0115	D	04-01-1915 SPRING	KLINGBACK	C
	NESH	04	65-1274	D	08-14-1934 GROUNDWATER <td>RADANDT RADANDT</td> <th>C</th>	RADANDT RADANDT	C
	NESH	04	65-1999	D	04-01-1915 GROUNDWATER <td>DARNELL DARNELL</td> <th>C</th>	DARNELL DARNELL	C
	NWSE	01.04	65-0743	D	04-01-1915 SPRING <td>RADANDT RADANDT</td> <th>C</th>	RADANDT RADANDT	C
	SWSE	01.43.04	65-0565	D	04-01-1915 SPRING <td>LANHAM LANHAM</td> <th>C</th>	LANHAM LANHAM	C
07	SMSH	04	65-10557	D	06-01-1950 SPRING <td>ARTHUR</td> <th>C</th>	ARTHUR	C
	SWSE	43	65-1647	D	04-06-1966 GROUNDWATER <td>LITTLE</td> <th>C</th>	LITTLE	C
08	SWNE	03.06	65-7110	D	12-25-1969 HAW CREEK <td>PYATT</td> <th>C</th>	PYATT	C
	SWNE	03.06	65-7110	D	12-25-1969 HAW CREEK <td>UPPER BENCH FARMS, INC</td> <th>C</th>	UPPER BENCH FARMS, INC	C
	SENE	43.04	65-0520	D	06-01-1957 GROUNDWATER <td>UPPER BENCH FARMS, INC</td> <th>C</th>	UPPER BENCH FARMS, INC	C
	NWSH	04	65-0519	D	06-01-1910 SPRING <td>UPPER BENCH FARMS, INC.</td> <th>C</th>	UPPER BENCH FARMS, INC.	C
09	NENE	04	65-1272	D	07-15-1920 SPRING <td>HACKETT HACKETT</td> <th>C</th>	HACKETT HACKETT	C
	NWNE	43	65-1271	D	09-10-1951 GROUNDWATER <td>HACKETT HACKETT</td> <th>C</th>	HACKETT HACKETT	C
	NWNE	01	65-0746	D	04-01-1915 UNNAMED STREAM <td>LANHAM LANHAM</td> <th>C</th>	LANHAM LANHAM	C

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WRR158

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY POINT OF DIVERSION

PAGE 935
06/24/1986

TWN	RNG	SEC	TRACT	LOT	USES	WATER RIGHT NUMBER	STAGE PRIORITY	RFLG	SOURCE OF WATER	LAST NAME	OWNER CODE
07N	01W	09	SWNE	04		65-12220	P		05-22-1979 UNNAMED CREEK	MARCUM LAND CO., INC	C
			SENE	01		65-1270	D		06-15-1945 SPRING	HACKETT HACKETT	C
			NENH	43		65-9521	D		05-15-1976 GROUNDWATER	HELMICK HELMICK	C
			SESH	04		65-0517	D		05-01-1937 SPRING	UPPER BENCH FARMS, INC	C
		10	NENE	04		65-7067	D		04-03-1969 GROUNDWATER	LANHAM LANHAM	C
			SWNE	04.43		65-12219	P		05-22-1979 SPRINGS	MARCUM LAND CO., INC.	C
			SWNE	04		65-1310	D		09-10-1940 SPRING LISTED AS TRIB TO SPRING CK.	HACKETT HACKETT	C
			SWNE	04		65-9266	D		09-10-1940 SPRING LISTED AS TRIB TO HAWK CK.	HACKETT HACKETT	C
			NWNE	01.04		65-12307	P		02-25-1980 HAWK WATER	PERKEL PERKEL	C
			NWNE	43		65-1990	D		04-01-1915 SPRING	RADANDT RADANDT	C
			NESH	04		65-12222	P		05-22-1979 SPRINGS	MARCUM LAND CO., INC	C
			SESH	04		65-12222	P		05-22-1979 SPRINGS	MARCUM LAND CO., INC.	C
			NESI	04.43		65-7069	D		04-03-1969 SPRING	JARMIN JARMIN	C
			NWSE	04.43		65-12219	P		05-22-1979 SPRINGS	MARCUM LAND CO., INC.	C
			SWSE	04.43		65-12219	P		05-22-1979 SPRINGS	MARCUM LAND CO., INC	C
			SESE	04.43		65-12219	P		05-22-1979 SPRINGS	MARCUM LAND CO., INC	C
		11	NENH	04		65-0404	D		07-01-1945 SPRING	SHANDER SHANDER	C
			NENH	01.04		65-0407	D		07-01-1955 SPRINGS	SHANDER SHANDER	C
			NENH	43		65-0408	D		04-01-1950 SPRING	SHANDER SHANDER	C

65-12219 → SWNE
65-12222 → SESH
65-12222 → NESI
65-12219 → NWSE
65-12219 → SWSE
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65-12219
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TOWNSHIP	RNG	SEC	TRACT	LOT	ACRES	USES	WATER RIGHT NUMBER	LAST NAME	OWNER STAGE CODE	PRIORITY DATE	SOURCE OF WATER
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(PGU CONTINUED FROM PREVIOUS PAGE)

	09	NHNE NAME	43 04	65-1271 65-1272	HACKETT HACKETT HACKETT	D	07-5-1920 SPRING
		SANE NENN	04 01	65-12220 65-8746	MARCUM LAND CO., I LANHAM	P D	04-22-1979 UNNAMED CREEK 04-01-1915 UNNAMED STREAM
		NENN	43	65-9521	LANHAM HELMICK	D	05-5-1916 GROUNDWATER
		NNNN	03 01	65-8746	HELMICK LANHAM	D	04-01-1915 UNNAMED STREAM
		BESH NENE	04 04	65-1517 65-7067	UPPER BENCH FARMS. LANHAM	D D	05-01-1937 SPRING 04-03-1969 GROUNDWATER
		NHNE ~~SENE~~ SANE	03 01.43.04 04.43 04	65-0565 65-12219 65-1380	LANHAM ARTHUR MARCUM LAND CO., I HACKETT	D P D	04-01-1915 SPRING 04-22-1979 SPRINGS 04-01-1920 SPRING
		~~SENE~~ SENE	04	65-9266	HACKETT HACKETT HACKETT	D	09-10-1940 SPRING
		SENE	04	65-7067	LANHAM	D	04-02-1963 GROUNDWATER
		NNNH	07 01.04	65-0115	RADANDT	D	04-01-1915 SPRING
		NNNW	43	65-1998	RADANDT RADANDT	D	04-01-1915 SPRING
		NNNW	04	65-1-	RADANDT RADANDT	D	04-01-1915 GROUNDWATER
		NESH SESH NSEE	04 04 04.43	65-12222 65-12232 65-12219	MARCUM LAND CO., I MARCUM LAND CO., I MARCUM LAND CO., I	P P P	05-22-1979 SPRINGS 05-22-1979 SPRINGS 05-22-1979 SPRINGS
		~~SENE~~ NENE	04.43 04.43	65-12219 65-1487	MARCUM LAND CO., I KLINGBACH	P D	05-22-1979 SPRINGS 04-01-1920 SPRING CREEK
		NENN	04	65-0404	KLINGBACH SWANDER	D	07-01-1945 SPRING
		NENH	05 01.04	65-0407	SWANDER SWANDER	D	07-01-1955 SPRINGS
		NENH	43	65-0408	SWANDER SWANDER	D	04-01-1950 SPRING
		SNHH	04	65-12248	SWANDER THOMAS	L	06-1-1979 SPRING
		SMHW	07 01.43	65-12124	JARMIN JARMIN	D	05-12-1978 GROUNDWATER
		SMWH	18 01.43	65-12125	MOSTER JARMIN	P	05-05-1978 GROUNDWATER
		SMWE	.0 01	65-2040	JARMIN THOMAS	D	12-26-1905 SPRING "DEEP"
		SMSE	43.04	65-5189	THOMAS THOMAS	D	12-26-1905 SPRING

65-12219 →

65-12222

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pu also in NESE

MICROFILMED

JUN 6 1964

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State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 65-7069 Priority April 3, 1969 Amount 0.02 cfs

THIS IS TO CERTIFY, that DEAN JARMIN
of Emmett, Idaho, has complied with the terms and conditions of Permit
No 65-7069 issued pursuant to Application for Permit dated April 3, 1969,
and has submitted proof to the Department of Water Administration on May 14, 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 0.02 cfs of water from an unnamed spring
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u>	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.02</u> cfs and	<u>1.2 acre feet</u>
<u>Stockwater</u>	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.02</u> cfs and	<u>0.2 acre feet</u>
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.02 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
1.4 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 10,
Twp. 7 N, Rge. 1 W, B.M. in the County of Gem

Description and location of place of use

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7 N	1 W	14					X												

Total number of acres irrigated _____

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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 2 day of
August, 19 74.

Director

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. None

9 a Who owns the property at the point of diversion Wayne Hackett

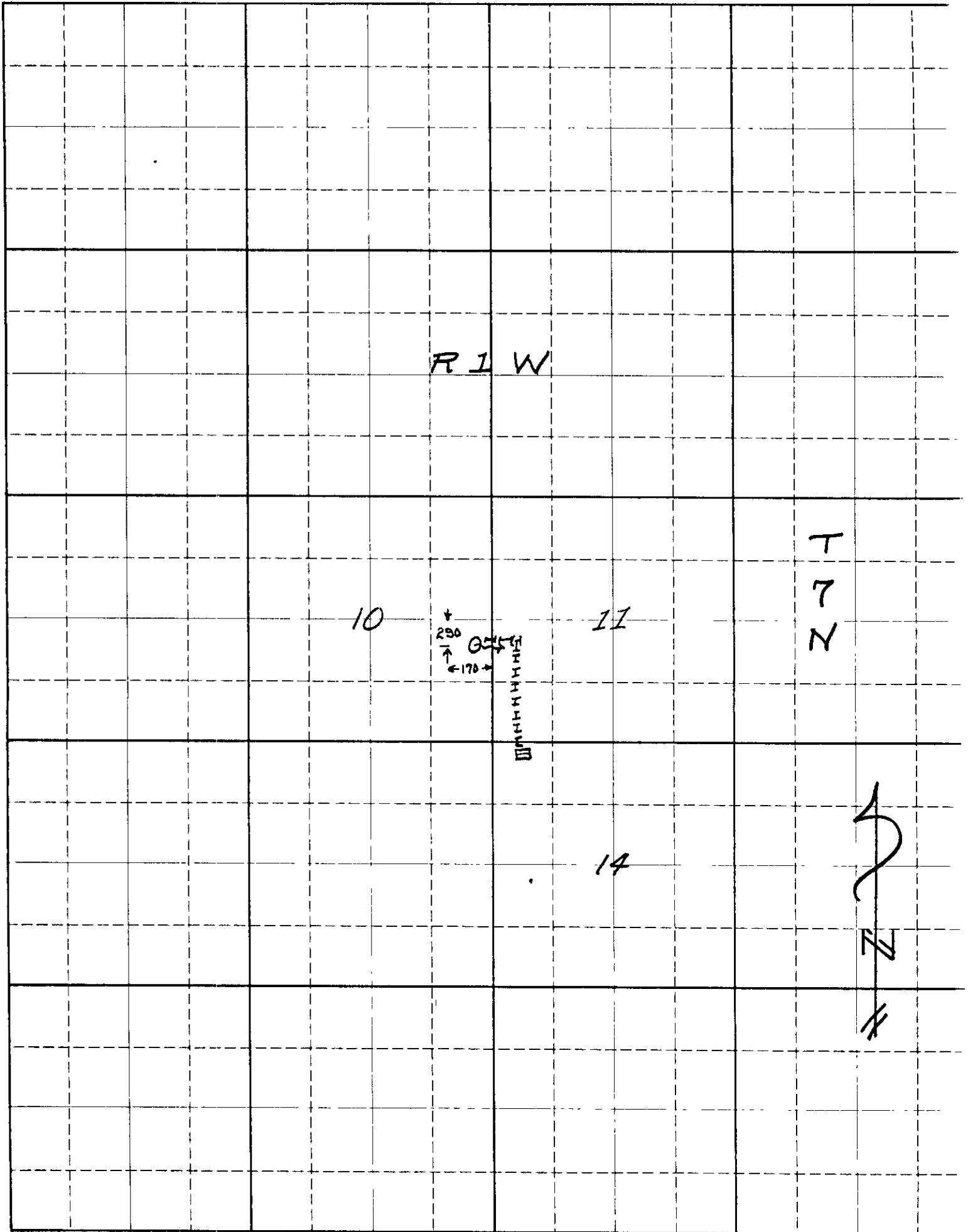
b Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Spring runs off Hackett property onto applicant's property.

10 Remarks Spring will be cleaned out and a collection box built. The spring is not a
tributary to any stream except at high water during the spring of the year. Spring
sinks on applicant's property.

RECEIVED
JUN 05 1990

11 Map of proposed project



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 set forth

JUN 03 1960

Sean Jarman
(Applicant)

65-7069

ADJUDICATION DIVISION

REPORT OF EXAMINERS

Claim No. 65-13101. Name of Applicant... Wayne D. Hackett 2. Priority... 9/10/1994 3. Source of Water... Spring

4. Determine Purpose and Quantity of Water Found Used:

(Quantity) (Dom., Irr., Stk. water, etc.) (Mo.-Day) (Mo.-Day)

.002.. Use Stockwater Period of Use From... 1/1... To... 12/31

..... Use Period of Use From..... To.....

..... Use Period of Use From..... To.....

5. Location of Point of Diversion: SWNE of Section 10Twp. 7N, Rge. 1W, County of Gem6. Describe Diversion Works. Spring Flowing Spring

7. Describe Location of Use:

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SE 1/4				SW 1/4				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>7N</u>	<u>1W</u>	<u>10</u>			<u>X</u>														

TWP. 7N RGE. 1W COUNTY Gem SCALE: 1" = 1 MILE

8. Purpose Other Than Irrigation. Stockwater 9. Remarks: ... watering 100 head of cattle? Not assigned permit no. 65-7069 because it belongs to D. R. Tarmen. CRB 3-5-71 This examination was made on the 10 day of Feb, 1971

(Signed).....

Deputy Examiner

65-7069 (License for D. Tarmen):

- PO is NESE 1/4, PO is NWNW 1/4

- Not in same 1/4 1/4 as 65-1310

JAN 15 1990

RECEIVED

MAP NO. 1

AUG 29 1970

65-9266

GEM

Department of Water Administration

(Name of Claimant)

83617 ✓

(Mailing Address)

claims a right to the diversion.

and beneficial use of the surface or groundwater, of or tributary to the Payette River:

The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) Sept. 10, 1940

- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) spring *Incorrect as London*

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed (Both Dates Inclusive)

2.1 AFA
Us

Use stock (Domestic, irrigation, stock, etc) Period of Use From Jan 1 To Dec 31
(Mo., Day) (Mo., Day)

Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both Dates Inclusive)

Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

- (4) Quantity of water claimed: 0.005 2.1 Cubic Feet Per Second, or 2.1 Acre Feet Per Annum
and/or _____ Gals. Per Minute.

- (5) A) Point of Diversion: Give location of point where water is diverted from its source. SW $\frac{1}{4}$ NE,
Sec. 10, Twp. 7N, Rge. 1W, B.M.; additional points:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.)
Give sizes and capacities; be as specific as possible. gravity (box concrete) 14" pipe trough

- (6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acres.

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: 100 head cattle claim 2/2 same cattle use both springs

- (7) Effluent, sewage waste, or return water from this use is discharged into_____

- (8) If you are claiming water as a member of an organization, list name of organization. _____

- (9) Remarks Map 7N 1W, A, Sec 10, #5

- (10) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case _____

- ☒ (G) Right based on application, license, or claim filed with State Reclamation Engineer, Office No. 65-7069 *Approved*

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual

August 27, 1970
(Date)

Individual Wayne Lackey
(Signature of Claimant)

(Signature of Spouse)

Organization

State of Idaho }
County of Blaine } ss.

Organization
Seal

KEYPINCH 7-29-77
(Signature of Authorized Agent)

On this 27th day of August, in the year 1970, before me

a notary public, personally appeared _____
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, the
corporation, partnership or _____) executed the same.

Notary Public residing at Boise, Idaho

My commission expires

DOF 7/2/77



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

65-12219
MARCIUM LAND CO., INC.
P.O. BOX 386
MERIDIAN, ID 83642

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

October 9, 1986

EXAMINATION FEE REMINDER

Dear Permit Holder:

Earlier this year you were mailed a certified letter by our state office, which described a new law related to your water right permit. The water right permit to which this law applies is identified by the number at the top of the mailing label above. The purpose of this letter is to act as a reminder of the new law and to warn you that your permit is now losing priority daily.

As described in the certified letter, House Bill 671 enacted by the 1986 Idaho Legislature requires payment of a fee before this Department can conduct the field examination needed to issue a license confirming use of water under the permit. As an alternative to submitting the fee, the Department will accept a field examination report completed by a certified water right examiner from the private sector. The certified letter described the procedure for selecting the latter alternative, whereby you initially notify us regarding which water right examiner you have selected, and provide a statement from the examiner as verification.

The date of priority of your water right permit is now being delayed one day for each day the response is late. Also, if the fee or completed field examination report are not submitted within a year from the sixty-first day after the certified letter was mailed, the permit may be lapsed and rendered invalid. The fee, or notice that a private field examination will be conducted, should be submitted as soon as possible if you wish to maintain your permit in a valid status.

Enclosed please find an Examination Fee Information Sheet, with the License Examination Fee Schedule printed on the back. This sheet should be submitted if either the fee payment option or the private examination option is selected. If you have questions or desire assistance in this matter, please feel free to contact this office.

Sincerely,

David R. Tuthill Jr.

David R. Tuthill, Jr. P.E.
Manager, Western Regional Office

MICROFILMED

JUN 05 1990

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V EVANS
Governor

Mailing address:
Statehouse
Boise, Idaho 83720

A. KENNETH DUNN
Director

65-12219
MARCUM LAND CO., INC.
P.O. BOX 386
MERIDIAN, ID 83642

65881

June 5, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

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JUN 9 1986

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

ENCLOSURE

JUN 05 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

JULY 30, 1984

MARCUM LAND CO. INC.
P.O. BOX 386
MERIDIAN ID 83642

RE: Permit No. 65-12219

Dear Permit Holder:

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

Enclosed please find a copy of an order involving your permit.

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

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

If you have any questions regarding the field examination, please contact this office by phone at 334-2190 or in person in the third floor State Towers Building, 450 West State Street, Boise.

Sincerely,
s/Judy Pense
Secretary

Enclosure

MICROFILMED

JUN 03 1990

CALCULATION OF NEW PRIORITY DATE

FROM: RITA FLECK

TO: FILE # 45-12219

DATE: 7/20/84

Date proof received

163

June 12

Proof due

- 121

May 1

Number of day proof late

42

Priority date

+ 100

Apr. 10, 1979

New priority date

142

May 22, 1979

Remarks:

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as evidence that the permit holder(s) has completed development to the extent shown below of Permit 65-12219

Name(s) of Permit Holder: MARCUM LAND CO, INC.

Post Office Address: P O Box 386

MERIDIAN, IDAHO 83642 Tel No. 888-4951

Source of Water: SPRINGS; SPRING FED SMALL CREEKS

Extent of Use: ☒ Domestic 2 OR MORE (number of households)
☒ Stockwater RANGE CATTLE (number and type of stock) 200 TO 300 PAIR
☒ Irrigation VARIABLE (acres)
☐ Other

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

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

6-11-84
Date

RECEIVED

Frank E. Marcum
Signature of Permit Holder

Mar Co Land Co, Inc
P. O. Box 386
Meridian, Id 83642



RECEIVED

JUN 12 1984



IDAHO DEPARTMENT OF WATER RESOURCES

Department of Water Resources STATEHOUSE

BOISE, IDAHO 83720

RECEIVED

WARNING

CANCELLED

OR

LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

May 17, 1984

Marcum Land Co., Inc.
P. O. Box 386
Meridian, ID 83641

Gentlemen:

Re: Permit No. 65-12219

LAPSE NOTICE

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 65-12219 has lapsed. This office did not receive either an acceptable notice that you have completed the project (proof of beneficial use) by the date required on your permit or an acceptable request for an extension of time. You were provided the proper forms in our proof due notice to you dated February 28, 1984.

Your permit cannot be reinstated unless you submit the statement of beneficial use postcard or submit an extension of time request showing reasonable cause for delay. Either the completed postcard or the extension request must be received by this office within sixty days of the date of this lapse notice or the permit will no longer be of any force or effect.

A statement of beneficial use postcard and a request for extension of time form are again enclosed for your use. Please note that a fee of \$15.00 must accompany an extension of time request and that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation.

L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

LGS:rf

CERTIFICATION OF MAILING
This document was mailed by the
Department of Lands on 5-17-1984
at the Boise, Idaho Post Office
by the following official:
[Signature]
Special Agent in Charge

RECEIVED
MAY 17 1984

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

MARCUM LAND CO., INC.
P.O. BOX 386
MERIDIAN, ID 83641

PROOF DUE NOTICE

FEBRUARY 28, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 65-12219 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MAY 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED

IDENT. NO. _____

WATER RIGHT DATA ENTRY LOG

[illegible]

June 1, 1979

Re: Permit No.'s 65-12219, 65-12220, 65-12221, 65-12222

Marcum Land Co., Inc.
P.O. Box 386
Meridian, ID 83641

Gentlemen:

Enclosed are copies of your approved Applications for Permit. We direct your attention to the conditions of approval on the fourth page of the permits.

The exercise of these permits may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permits may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al., (Ada County Civil No. 62237) may determine to what extent the exercise of your permits may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permits. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permits or a subsequent license or water right.

Also please be advised that there is insufficient natural flow available in the Payette River and tributaries to provide water for a new appropriation throughout the entire season of use.

During the spring run-off each year, there may be a period of time in which the

prior rights to the use of the natural flow and storage are filled leaving water available for your later-in-time permits. As the natural flow diminishes, however, there would be no water available for your rights unless you had arranged for an additional source of water as a supplemental supply.

This information is provided so that you will not be misled into thinking that these permits will provide sufficient water through the entire season of use. If you have any questions regarding this matter, please feel free to contact this office.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:jg

Enclosures

65-12219

AFF REVIEW - STATE OFFICE

1. Pres Name vs. Signature
2. SPR Source
3. 4 Point of Diversion
4. 0.16 Amnt. & Period of Use
5. ✓ Descrip. of Diverting Wrks.
6. 5 Time req. for Proof of B/U
7. ✓ Place of Use for other than irrig.
8. N/A Place of Use for irrigation (add acres)
9. A Property Owner at Pt. of Div. & Pl. of Use
10. ✓ Map
11. 20 Fee & Rec't. No.

Copies Sent To:

<u>NO</u> Idaho Health Department	<u>NO</u> U.S.F.S.
<u>7</u> Idaho Fish & Game Dept.	<u>7</u> Dept. of Lands
<u>1</u> Bureau of Land Management	<u>1</u> Other

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes ✓ noOther rights on same land 65-9266Withdrawals of all protests received N/A yes no

Conditions:

ID Power Co. Letter - Snake R. NoMeas. Dev. or Sc. Meas. NoID Power Co. Letter - G.W. & Tribs. YesTotalizing meter NoSnake River Condition NoSupplemental NoPayette River Letter YesRight-of-Way Cond. NoPriority Date 11/10/79Watermaster Cond. Yes #06
Wtr. Dist No. Water Quality #16 NoMeas. Dev. Cond. for apps within
a Water Dist. NoWater Quality #10 intrastate interstate

#16

This permit when combined
with 65-12220, 65-12221 & 65-12222
shall not exceed 0.12 cfs for stock
water

5/24/79
Date

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 65-12219

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) CWB 4/11/79

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant
_____ Request Dam Safety Information

(4) CWB 4/11/79

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. 65

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) AK OK

Affidavit of Publication received(date) 5/22/79

(12) _____

Final date for protests 5/7/79

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

4-10-79 Proposed Priority

Reason for Reduction _____

No Measuring device required

See attached sheet for other conditions of approval

No special conditions for _____

(15) District 65

By [Signature] Date 5/22/79

I.P. letter
Basin 65 W.M. Condition
Pay the River letter
This right combined
with 65-12222
Shall provide way for
0.12 for 5/1979
Department of Water Resources

RECEIVED

MICROFILMED

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705 on or before MAY 7, 1979.

C. STEPHEN ALLRED

Director

Published 4/19 & 4/26/79.

MICROFILMED

65-12219

MARCUM LAND CO., INC.

P.O. BOX 386, MERIDIAN, ID 83641

Source: SPRINGS tributary to CHERRY GULCH

Date Filed: 04/10/1979

Amount: 0.16 CFS

Diversion Point: NWSE SWSE SESE SWNE Sec 10 T 07N R 01W, GEM Co.

Use: STOCKWATER	(0.12 CFS)	from 01/01 to 12/31
DOMESTIC	(0.04 CFS)	from 01/01 to 12/31

Place of Use: NWSE SWSE SESE SWNE Sec 10 T 07N R 01W

Diversion Means: SPRING BOX, PIPELINE, & TROUGHS

MICROFILMED