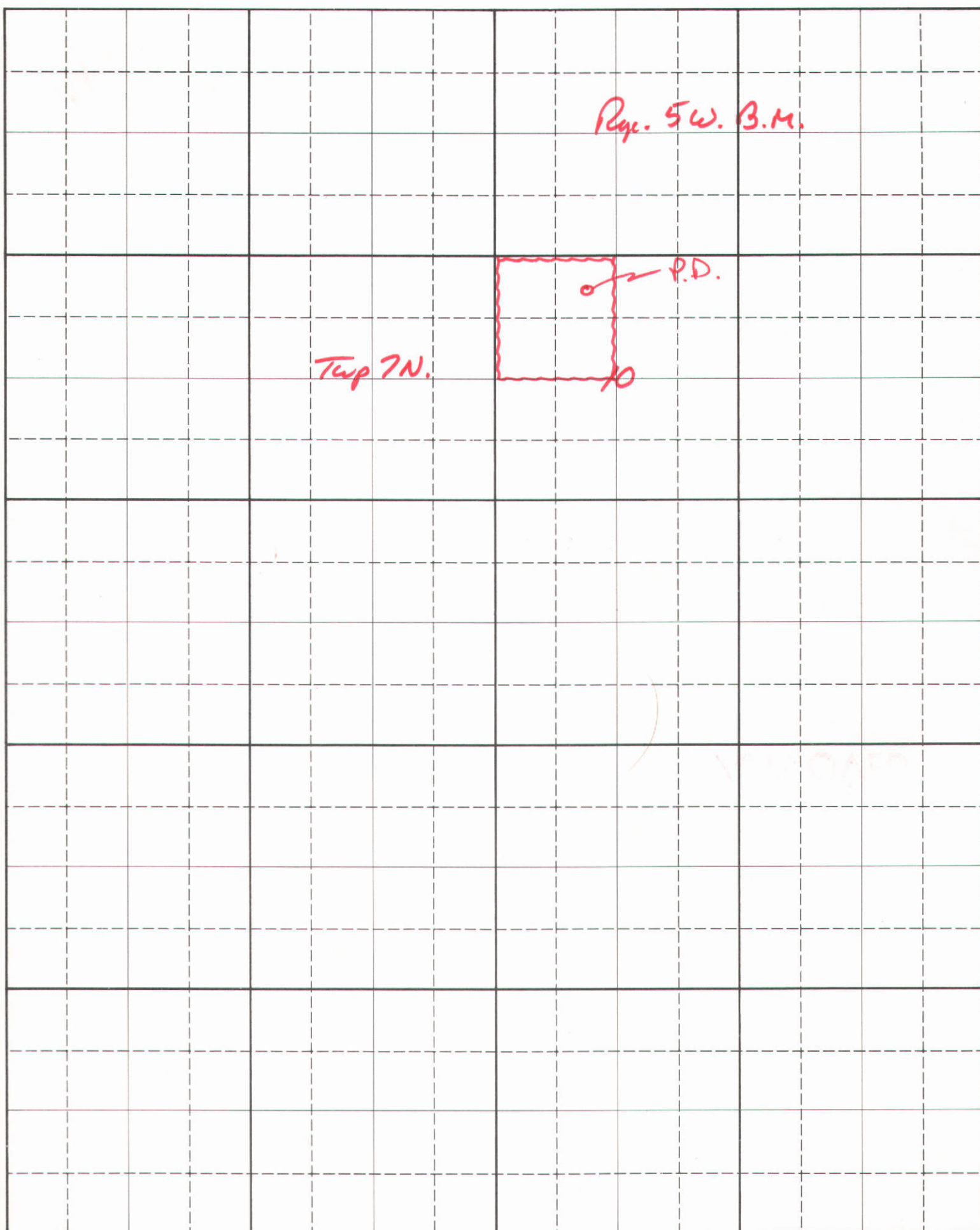


11. Map of proposed project:



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.

Genevieve E. Eddins
(Applicant)

65-7031

AFFIDAVIT OF PUBLICATION

RECEIVED
APR 15 1968
Department of Reclamation

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Bingham D. Eglen and Genevieve E. Eddins, Route #1, Fruitland, Idaho have on March 15, 1968 applied for permit to divert 2.6 cubic feet per second of water from an unnamed stream, tributary of the Snake River under application No. 65-7031. Water will be diverted by a pump, motor, storage dam, with pond and sprinklers within the NE 1/4 NW 1/4, sec. 10, T. 7 N, R. 5 W.B.M., Payette County and is to be used from April 1 to November 15 for irrigation and from November 15 to April 1 for storage in the NW 1/4, sec. 10, T. 7 N, R. 5 W.B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. Keith Higginson

State Reclamation Engineer

Published in the Payette Valley Sentinel, New Plymouth on April 4 and April 11.

STATE OF IDAHO, }

County of Payette }

ss.

Sandra F. Mills

, being duly sworn, deposes and says

that she is publisher of the Payette Valley Sentinel, a weekly newspaper published at New Plymouth, in the County of Payette, State of Idaho; that the said paper is in general circulation in the county aforesaid and in the vicinity of New Plymouth and has been for more than 78 consecutive weeks last preceding the first publication of the advertisement, a copy of which is attached hereto; that said advertisement was published in said newspaper once a week for 2 consecutive weeks in the regular and entire issue of every number of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement. Such advertisement was published in

the issue beginning with April 4, 1968 and ending with the issue of April 11, 1968

Subscribed and sworn to before me this 15th day of April, 1968

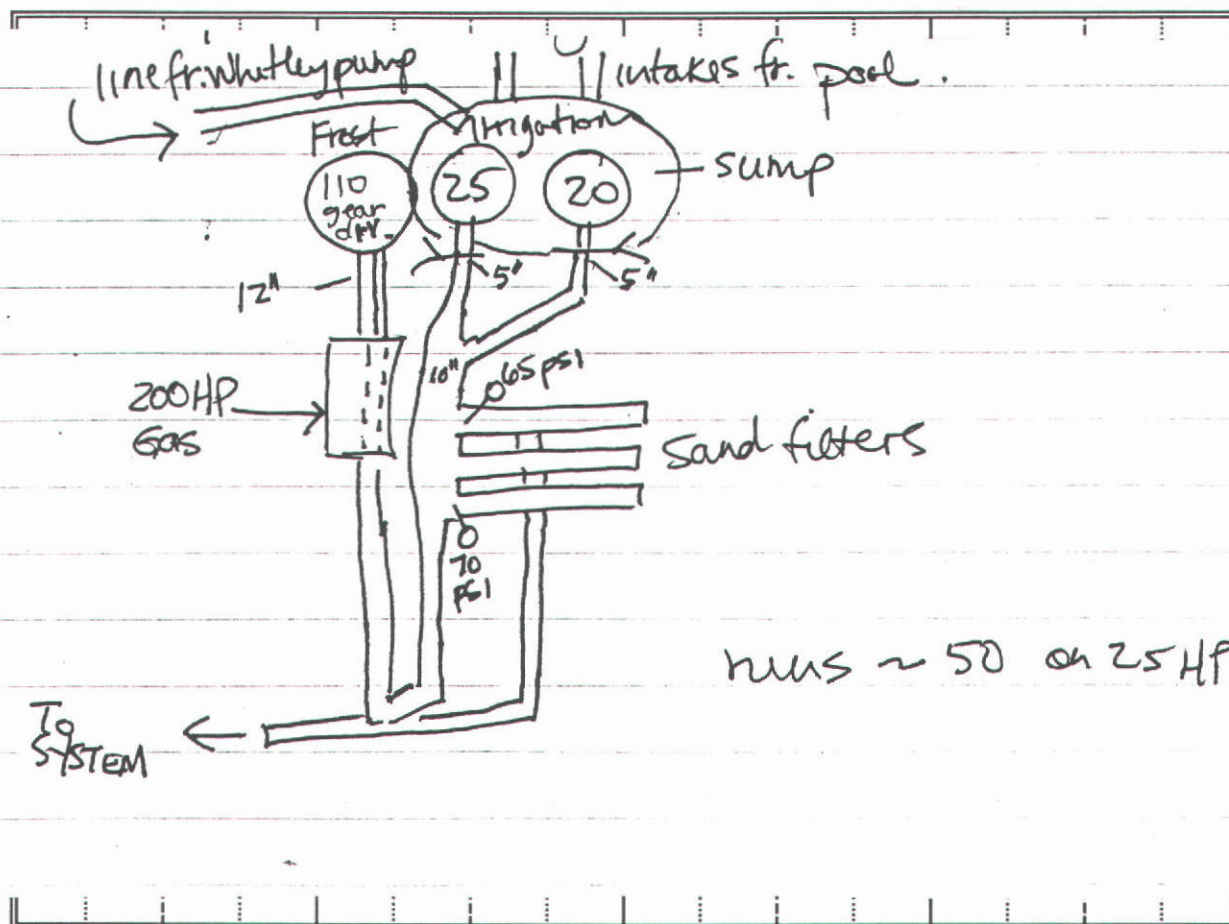
Sandra F. Mills
Bonnie B. Hewitt

Notary Public for Idaho
Residence, New Plymouth, Idaho

all submitted 4-19-68

65-7031

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4. (IRR FR STORAGE) ~~also~~

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
IRR # 1	GE	20	PSJ887864	Cornell	centrif. 3"
IRR # 2	GE	25	GEJ305374	"	" "
FROST	Diesel engine -	No rating		Holloshaft	12" 1138323

*Code to correspond with No. on map and aerial photo

gear drive 110HP

D. FLOW MEASUREMENTS

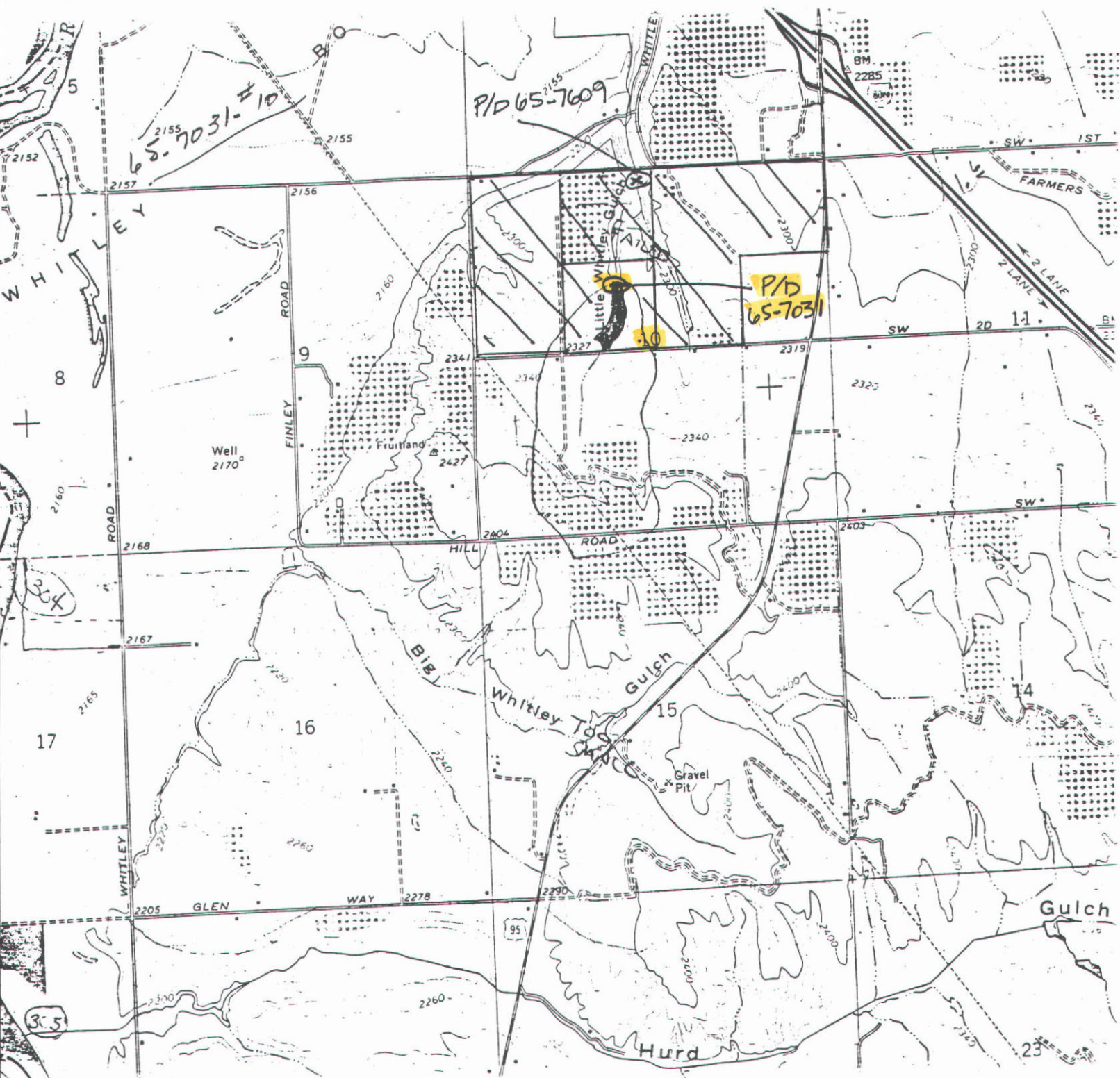
1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
			MICROFILMED			
			NOV 28 2000			

2. Measurements: ^{nozzle} Used theoretical - pressure gage non-op. Manifold pressure = 65 psi on 25HP pump only. Large pump only used in case of frost control, w/in irrigation season = irrigation

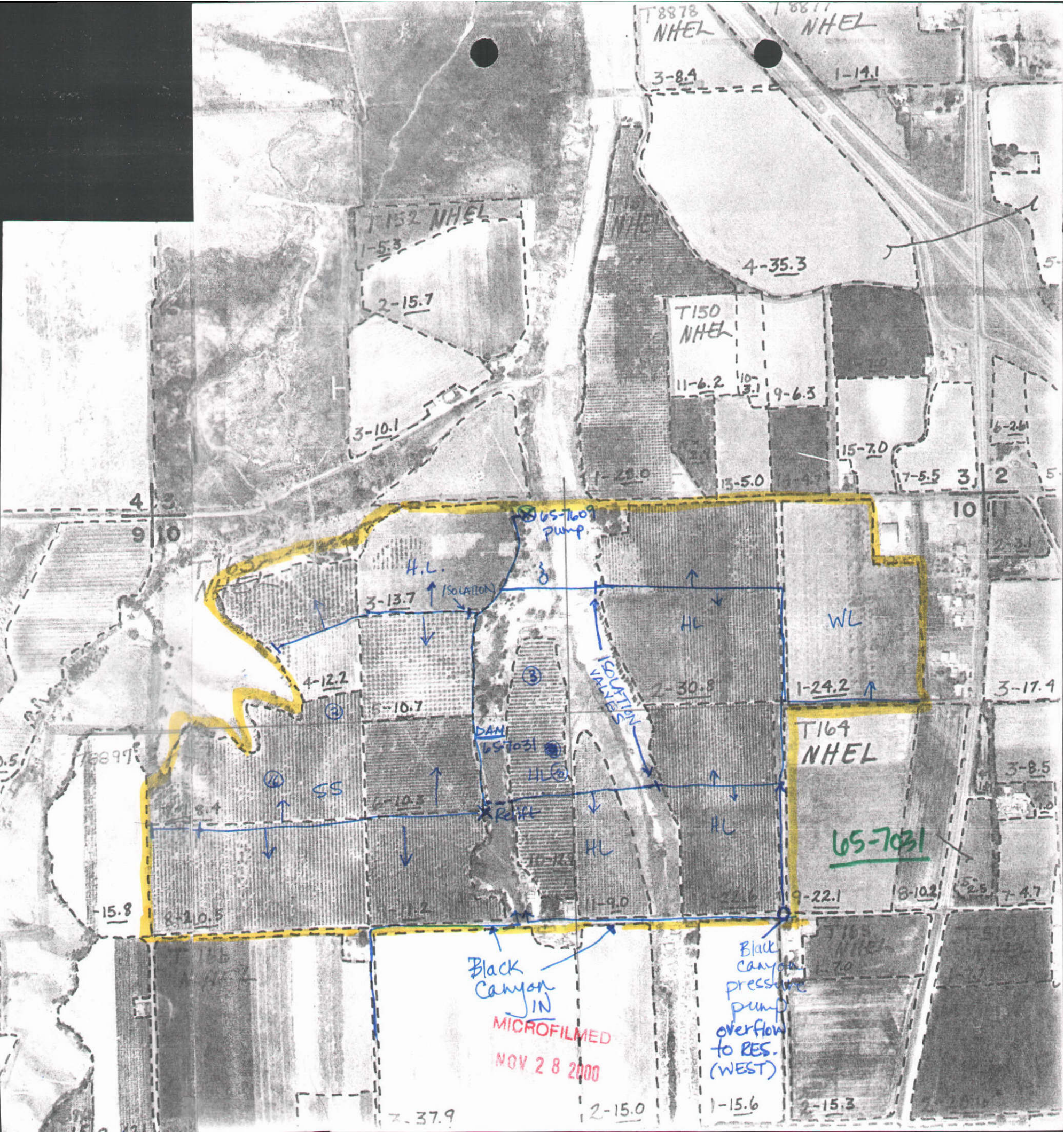
25HP pump # one exam; running about 50 sprinklers on orchard.

65-110HP



MICROFILMED
NOV 28 2000

65-7031
7N5W S10





Lift station
for irrigation
from storage.
Large pump used
for frost control.
Also a P/D for
65-7609
(small pumps
only)



Solid set sprinklers
on orchard.
P/W in SENW SIO

MICROFILMED
NOV 28 2000

65-7031



Black Canyon
pick-up station in
SWNE S10. (P/O
for 65-5893?)
overflows exit
west to reservoir



Flu in NE S10

MICROFILMED
NOV 28 2000

65-7031

GENERAL CONDITION AND DESCRIPTION OF DAM:

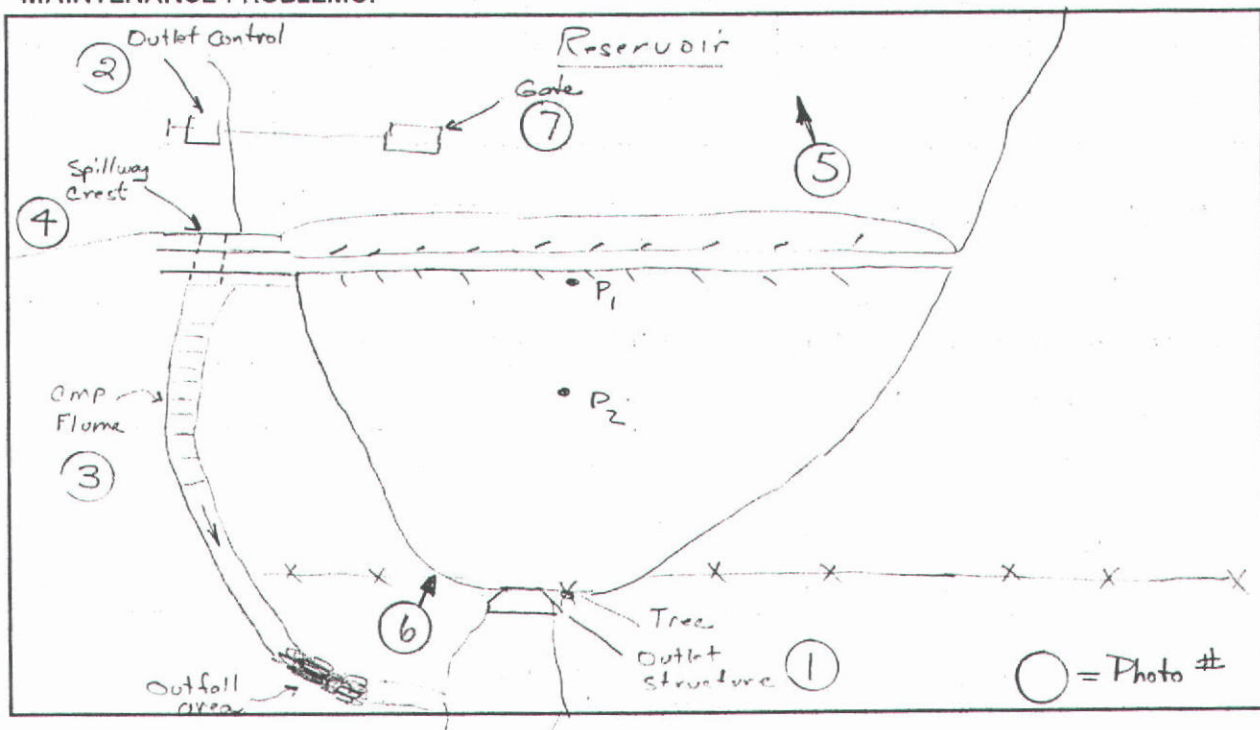
GOOD, THE TREE GROWTH HAS BEEN REMOVED FROM THE EMBANKMENT AND SPILLWAY AREA. THERE IS ONE TREE THAT REMAINS NEAR THE OUTLET STRUCTURE WING WALL. MR. SURMEIER INDICATED, THEY WILL REMOVE IT ASAP. SOME SILT BUILDUP AT THE OUTLET GATE. UPSTREAM SLOPE OF THE EMBANKMENT IS STABLE, AND NO EROSION EVIDENT.

NO PROBLEMS WERE NOTED

INSTRUMENTATION READINGS (Piezometers, Seepage measurement, Alignment, Elevation, etc.):

PIEZOMETERS WERE NOT READ.

SKETCH OF DAM SHOWING LOCATION OF SPILLWAY, OUTLET WORKS AND ANY MAINTENANCE PROBLEMS:



RECOMMENDATIONS:

ISSUE A STORAGE CERTIFICATE FOR A 2 YEAR PERIOD

MAINTENANCE:

- CONTINUE TO CONTROL LARGE GROWTH ON THE EMBANKMENT AND IN THE SPILLWAY CHANNEL. REMOVE THE MATURE TREE NEAR THE OUTLET STRUCTURE WING WALL.
- CONTROL GOPHER AND RODENT ACTIVITY
- PERIODICALLY OPERATE THE OUTLET GATE TO REMOVE SILT BUILDUP AND ASSURE IT WILL OPERATE PROPERLY.
- MONITOR THE LOWER SPILLWAY CHANNEL OUTFALL AREA AND BELOW THE OUTLET STRUCTURE FOR EROSION. REPAIR AS REQUIRED.

Date: 1/9/96

Inspected by: J. Wenta, Western Reg

MICROFILMED

NOV 28 2000

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-07031

Priority: June 8, 1968

Maximum Diversion Rate: 1.30 CFS
Maximum Diversion Volume: 746.0 AF

This is to certify, that DALTON J SURMEIER
DONNA J SURMEIER

1610 SW 2ND AVE
FRUITLAND ID 83619

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 15, 1968; and has submitted Proof of Beneficial Use on May 25, 1978. An examination indicates that the works have a diversion capacity of 1.900 cfs of water from:

LITTLE WHITLEY GULCH tributary to SNAKE RIVER

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>
IRRIGATION	03/01 to 11/15	1.30 CFS	720.0 AF
IRRIGATION STORAGE	11/15 to 03/01		26.0 AF
IRRIGATION FROM STORAGE	03/01 to 11/15		26.0 AF
	Totals	1.30 CFS	746.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 10, Township 07N, Range 05W
SENW , Sec. 10, Township 07N, Range 05W
PAYETTE County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N 05W 10	NENE 24	NWNE 31	SWNE 32	
	NENW 27	NWNW 14	SWNW 37	
	SENW 32			197

Total number of acres irrigated: 197

PLACE OF USE:

IRRIGATION FROM STORAGE, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
2. The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.

MICROFILMED

1978 1000

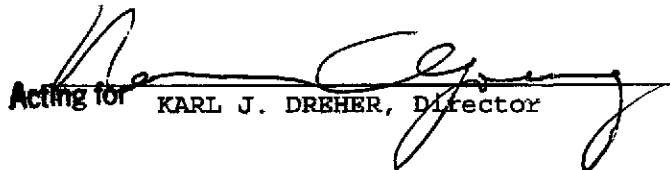
State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-07031

CONDITIONS OF APPROVAL AND REMARKS

3. Rights 65-02565, 65-05893, 65-07609 and 65-07031 when combined shall not exceed the irrigation of 197 acres.
4. Water may be stored in this reservoir year around.
5. Two points of diversion are located within SENW, S10, T07N, R05W.
6. This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.
7. Rights 65-02565, 65-07031 and 65-07609 when combined shall not exceed a total diversion rate of 1.90 cfs, a total annual maximum diversion volume of 886.5 af at the field headgate, and the irrigation of 197 acres.
8. Rights 65-02565 and 65-07609 are also diverted through the point of diversion in NENW and from one point in the SENW, S10, T07N, R05W.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 21st day of NOVEMBER, 2000.


Acting for KARL J. DREHER, Director

MICROFILMED

NOV 28 2000

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-07031

Date of Priority: June 8, 1968 Maximum Diversion Rate: 1.30 CFS
Maximum Diversion Volume: 746.0 AF

Comes now DALTON J SURMEIER
DONNA J SURMEIER

1610 SW 2ND AVE
FRUITLAND ID 83619

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the
State of Idaho No. 65-07031, and requests that the permit be changed as follows:

Source: LITTLE WHITLEY GULCH tributary to SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/01 to 11/15	1.30 CFS	720.0 AF
IRRIGATION STORAGE	11/15 to 03/01		26.0 AF
IRRIGATION FROM STORAGE	03/01 to 11/15		26.0 AF
	Totals	1.30 CFS	746.0 AF

LOCATION OF POINT(S) OF DIVERSION: NENW , Sec. 10, Township 07N, Range 05W
SENW , Sec. 10, Township 07N, Range 05W
PAYETTE County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N 05W 10	NENE 24	NWNE 31	SWNE 32	
	NENW 27	NWNW 14	SWNW 37	
	SENE 32			197

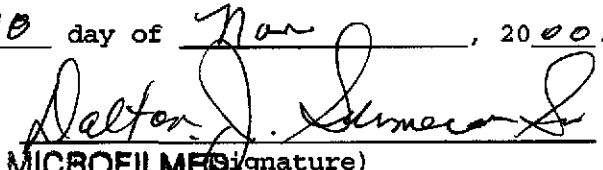
Total number of acres irrigated: 197

PLACE OF USE:

IRRIGATION FROM STORAGE, same as IRRIGATION use

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

Signed at _____, this 20 day of Nov, 2000.


MICROFILMED (Signature)

NOV 28 2000

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-07031

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = 50. Received by KW # 050198 Date 8/22/2000

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 65-07031 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
2. The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.
3. Rights 65-02565, 65-05893, 65-07609 and 65-07031 when combined shall not exceed the irrigation of 197 acres.
4. Water may be stored in this reservoir year around.
5. Two points of diversion are located within SENW, S10, T07N, R05W. This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.
6. Rights 65-02565, 65-07031 and 65-07609 when combined shall not exceed a total diversion rate of 1.90 cfs, a total annual maximum diversion volume of 886.5 af at the field headgate, and the irrigation of 197 acres.
7. Rights 65-02565 and 65-07609 are also diverted through the point of diversion in NENW and from one point in the SENW, S10, T07N, R05W.

Witness my hand this 21st day of NOVEMBER, 2000.

Acting for  KARL J. DREHER, Director

MICROFILMED

NOV 28 2000

DATE: 09/25/00
PAGE: 1

NOV 28 2006

RECEIVED

SEP 18 2000

State of Idaho
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

ASSIGNMENT OF PERMIT

To change the ownership of a permit

Genevieve E. Eddins or
I, Bingham D. Ehlen, hereby assign to Dalton J. &/or Donna J. Surmeier
(Permit Holder)
of 1610 SW 2nd Ave., Fruitland ID 83619
(Full Address and Phone Number)

All my right, title, and interest in and to Permit No. 65-07031
to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
Permit No. _____ to appropriate the public waters of the State of Idaho.

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
point of diversion location, and the amount of water in cubic feet per second.

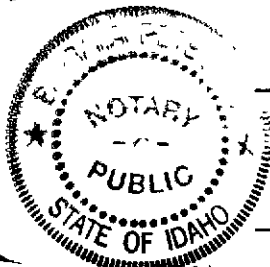
Made this 15th day of Sept, 19 2000

x Genevieve E Eddins
Permit Holder(s)

State of Idaho)
County of Paigette ss

On this 15th day of Sept, 2000, personally appeared before me
the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.

SEAL



Barbara Petersen
Notary Public

Barbara Petersen
Signature

My commission expires: 12/04 MICROFILMED

SEP 28 2000

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)
65-07031 IN THE NAME OF)
BINGHAM D. EBLEN & GENEIVE E.)
EDDINS)
_____)

**ORDER ADVANCING THE
DATE OF PRIORITY**

WHEREAS, on June 5, 1986, the Department sent the permit holders an Examination Fee Notice informing them that they had 60 days to submit the required examination fee; and,

WHEREAS, Section 42-217, Idaho Code, provides that the Department may lapse a permit for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner; and,

WHEREAS, on October 28, 1986, the permit holders submitted the examination fee. The fee was 85 days late, but the Department did not issue an order advancing the priority date;

IT IS, THEREFORE, HEREBY ORDERED that the priority date of Permit No. 65-07031 be advanced to June 8, 1968.

DATED this 29th day of June, 2000.


L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED

NOV 28 2000

Identification No. _____

Permit No. 65-7031

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAY

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources
Western Regional Office

1. a) Name of Permit Holder Bingham D. Eble &/or Genevieve E. Eddins
b) Post Office Address Rt. 1 Fruitland, ID 83619
2. Permit Number 65-7031
3. Date of Priority that you are prepared to establish 3-15-68
4. a) Source from which water was appropriated unnamed stream
b) Location of the point of diversion: NE 1/4 NW 1/4, Section 10
Township 7N, Range 5W Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 2.6 for irrigation purposes from 4-1 to 11-15 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 60 AF for storage purposes from 11-15 to 4-1 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 2.6 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: 2' weir
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 2' weir above reservoir, pump & sprinkler system
from pond
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well driller's name and address and the date the well was completed: _____
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Exam typed 6/20/88 by [signature]

APPROVED

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	3W	10					40	40	40	40									160

Total number of acres irrigated 160

10. Remarks: 10' high dam 60 AF storage

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

May 22nd 1978
(Date)

Bryant E. Eblen
Genevieve E. Eblen
(Signature)

State of Alabama)
County of Barbour) ss.

On this 22nd day of May, 1978, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Eugene R. Myrick
Notary Public residing at _____
Eufaula, Alabama

My commission expires 10-10-80

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR EXTENSION OF TIME

RECEIVED
MAY 30 1973
Department of Water Administration

State of Idaho)
County of Payette) 452-4457 Permit No. 65-7031

BINGHAM D. &/or GENEIVE E. EBBLIN of Route #1, Box 160, Fruitland, Idaho
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder *, of Permit to Appropriate the Public Waters of the State of Idaho No. 65-7031.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before June 1, 19 73.

That he has heretofore performed the following work described under said permit:

Extended road on each side of canyon to location of measuring device and pump

station. Difficult working conditions. Orchards are young and
expanding and full use of water has not been realized as yet

Costing \$ 800.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: Unable to estimate the amount of water required and

unable to find dragline to excavate sump for pumping well. Have been unable to
estimate the size of equipment necessary for project. Somewhat dangerous working
equipment in canyon.

Wherefore, he asks that the Department of Water Administration extend the time for the completion of obligations under said permit to June 1, 19 78.

Bingham D. Ebbelin
(signature) *

Subscribed and sworn before me this 30 day of May, 19 73.

seal

My commission expires

May 26, 1974

Kenneth A. Ford
(notary public)

ACTION OF THE DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Idaho Department of Water Administration, State of Idaho, hereby approve the above application for extension of time for Permit No.
65-7031 to June 1, 1978.

Witness my hand this 4 day of June, 19 73.

R. Keith Higgins
Director

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available through the Department of Water Administration, Statehouse - Annex 2, Boise, Idaho, 83707.

65 7031

Identification No. 65-7031
Application No. 42366

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPROVED

1. Name of applicant BIGHAM D. ^{EDDINS} ~~EDDINS~~ and GENEVIE E. EDDINS
post office address Route #1, Fruitland, Idaho 83619
2. Source of water supply unnamed stream which is a tributary of Snake River
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 10 Township 7 N
Range 5 W B.M. Payette 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. Quantity to be appropriated:
a. 2.6 cubic feet per second and/or
b. _____ acre feet per annum will be stored.
5. Water will be used for the following purposes:
irrigation purpose from April 1 to November 15 (both dates inclusive)
storage purpose from November 15 to April 1 (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
6. Proposed diverting works.
a. Description of ditches, flumes, pumps, headgates, etc. pump, motor, storage dam and pond,
surface and sprinkler irrigation

(existing dam)
b. Height of storage dam 10 feet; active reservoir capacity 60 acre feet; total reservoir
capacity 60 acre feet; materials used in storage dam: _____

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 5 years.
b. Estimated construction cost is \$ 3,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe _____

65-7031

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

TWP	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
7 N	5 W	10					40	40	40	40									160

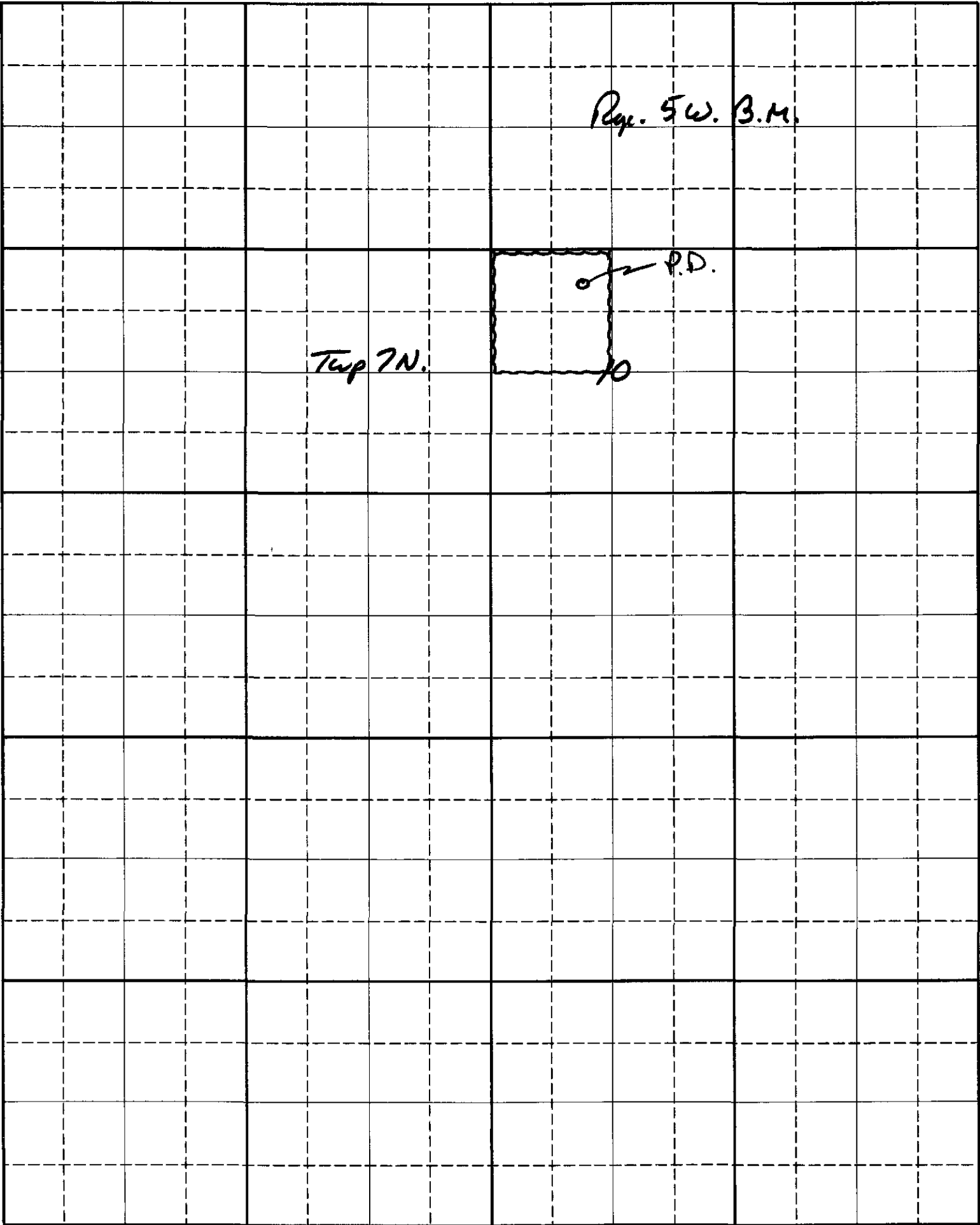
Total number of acres to be irrigated 160

c. Describe any other water rights used for the same purposes Farmers Cooperative Irrigation (Black Canyon) for 66 A. Water Lic. 22735 for .60 c.f.s. for 40 acres in the NE1/4NW1/4, sec. 10.

9. a. Who owns the property at the point of diversion self
- b. Who owns the land to be irrigated or place of use self
- 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:



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.

Genevieve E. Eddins
(Applicant)

Received by John Date 3-15-68 Time 12 AM
Preliminary check by _____ Fee \$ 30.00
Received by ef Date 3-18-68
Publication prepared by KS Date 3-29-68
Published in Payette Valley Sentinel
Publication dates 4-4-68
Publication approved KS Date 4-3-68
Priority reduced to _____ Reason _____

Protests filed by: none

Copies of protests forwarded by KS 4-15-68
Hearing held by _____ Date _____
Recommended for approval denial by DN CS

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 65-7031, and said application is hereby APPROVED **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 June 1, 19 73.
- c. Other: The applicant shall permanently install a measuring device of a type approved by the department as part of the diverting works.
This permit is supplemental to all prior rights.

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

Witness my hand this 3 day of June, 19 68.

R. Keith Higgins
State Reclamation Engineer

BEFORE THE STATE RECLAMATION ENGINEER
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
PERMIT NO. 42366 in the name of)
BIGHAM D. EBLEN & GENEIVE E. EDDINS)

ORDER GRANTING PERMIT

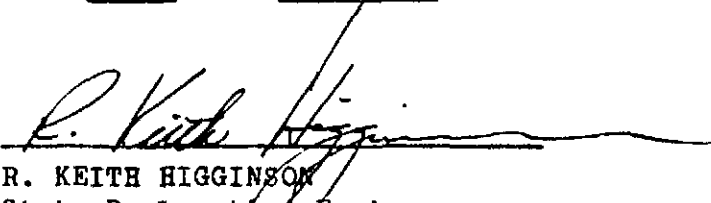
WHEREAS, Application for Permit No. 42366 was made by Bigham D. Eblen and Geneive E. Eddins and received in the office of the State Reclamation Engineer on March 18, 1968, and;

WHEREAS, said application was protested by Russell F. Hyatt and hearing of the protest was held in the Payette County Courthouse on May 23, 1968, and;

WHEREAS, Russell F. Hyatt has voluntarily withdrawn his protest upon recognition of his right granted by virtue of license 27379;

NOW, THEREFORE, the State Reclamation Engineer hereby approves Application for Permit No. 42366 subject to the conditions and limitations stated thereon.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 29th day of May, 1968.


R. KEITH HIGGINSON
State Reclamation Engineer

ow
2.08

65-7031

BEFORE THE STATE RECLAMATION ENGINEER
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
PERMIT NO. 42366 in the name of)
BIGHAM D. EBLEN & GENEIVE E. EDDINS)

MEMORANDUM DECISION

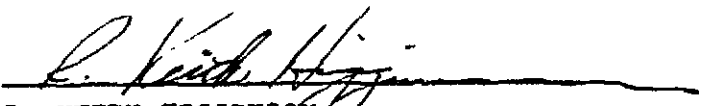
Application for Permit No. 42366 was filed by Bigham D. Eblen and Geneive E. Eddins of Fruitland, Idaho, and received in the Department of Reclamation on March 18, 1968. The application proposes to divert 2.6 c.f.s. of water from an unnamed stream in NE~~X~~NW~~X~~, Sec. 10, T. 7 N, R. 5 W, B.M., Payette County, for the irrigation of 160 acres in NW~~X~~, Sec. 10, T. 7 N, R. 5 W, B.M.

On April 9, 1968, a protest filed by Russell F. Hyatt of Fruitland, Idaho, was received in the Department of Reclamation. The protestant requested a hearing based on the contention that he had a prior right to the water sought to be appropriated under Application for Permit No. 42366.

A hearing was held at the Payette County Courthouse on May 23, 1968, and it was resolved that Mr. Hyatt has a prior right in the unnamed stream crossing the north boundary of NE~~X~~NW~~X~~, Sec. 10, T. 7 N, R. 5 W, B.M. for 0.82 c.f.s. of water by virtue of license 27379 except that on the west branch of said unnamed stream, which enters the NE~~X~~NW~~X~~, Sec. 10, T. 7 N, R. 5 W, B.M. across the south line of said NE~~X~~NW~~X~~, Sec. 10, T. 7 N, R. 5 W, B.M., Mr. Eblen has acquired a superior right to 0.6 c.f.s. of water by virtue of license 22375.

The State Reclamation Engineer finds that since the relative rights of the applicant and the protestant have been resolved to the satisfaction of both parties that Application for Permit No. 42366 should be approved.

DATED THIS 29th day of May, 1968.


R. KEITH HIGGINSON
State Reclamation Engineer

ow. of.

65-7031

AFFIDAVIT OF PUBLICATION

RECEIVED
APR 15 1968
Department of Reclamation

STATE OF IDAHO, }
County of Payette } ss.

Sandra L. Mills, being duly sworn, deposes and says

that she is publisher of the Payette Valley Sentinel, a weekly newspaper published at New Plymouth, in the County of Payette, State of Idaho; that the said paper is in general circulation in the county aforesaid and in the vicinity of New Plymouth and has been for more than 78 consecutive weeks last preceding the first publication of the advertisement, a copy of which is attached hereto; that said advertisement was published in said newspaper once a week for 2 consecutive weeks in the regular and entire issue of every number of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement. Such advertisement was published in

the issue beginning with April 4, 1968 and ending with the issue of April 11, 1968

Subscribed and sworn to before me this 15th day of April, 1968

Sandra L. Mills
Bernieth B. Hewitt
Notary Public for Idaho
Residence, New Plymouth, Idaho

all submitted 4-19-68

65-7031

April 8, 1968

Dept of Reclamation
State of Idaho
 Boise, Idaho

RECEIVED
APR 9 1968

Dear Sirs:

In reference to application for water rights filed by Mr. R. D. Eglem and Genevieve E. Eddine ABE Trustant, Idaho, March 15, 1968 Application # 65-7031.

I wish to call your attention to previous license and certificate of water rights # 27379- issued May 12, 1958. In the amount of 0.82 c.f.s. in the name of Russell L. Hyatt and Ida E. Hyatt co owners. Conveying waters from unnamed stream and waste water from Black Canyon irrigation district. 65-7031

Since this application covers the same water in township 7N range 5W section

I, in view, we wish to
protest and request a hearing
before the Bureau of Reclamation.

Yours Truly

Mrs G. F. Hyatt

G. F. Hyatt

B#1 Fruitland, Ida.

65-7031



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

November 22, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DALTON J SURMEIER
DONNA J SURMEIER
1610 SW 2ND AVE
FRUITLAND ID 83619

RE: WATER RIGHT NO. 65-07031

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet to obtain the proper reporting form.

If you have any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

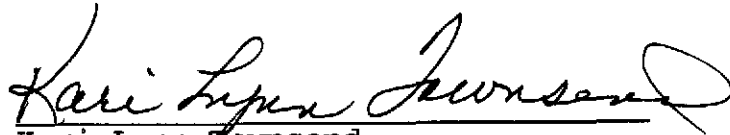
NOV 28 2000

CERTIFICATE OF MAILING

I hereby certify that on the 22nd day of November, 2000, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 65-07031

DALTON J SURMEIER
DONNA J SURMEIER
1610 SW 2ND AVE
FRUITLAND ID 83619


Kari Lynn Townsend
Secretary

MICROFILMED
NOV 28 2000

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. *A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.*

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED
NOV 28 2000

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



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

November 15, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JOHN &/OR DONNA SURMEIER
1610 SW 2ND AVE
FRUITLAND ID 83619

RE: Water Right Permits 65-07031 and 65-07609

Dear Mr. and Mrs. Surmeier:

We have re-evaluated the licensing of these permits again. We have determined that the live flow from Little Whitley Gulch should have been included under your senior permit (65-07031) so the proposed licensing recommendations have changed. We have also included Right 65-02565 in the overlap conditions since it was found to be diverted from Little Whitley Gulch even though the Payette River Decree described the source as an unnamed stream. Once again I am enclosing licensing amendments that need to be signed and returned if you agree with these changes.

If you have any questions regarding the revision of the proposed licenses, please do not hesitate to call me. The phone number at my desk is (208)327-7944.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Kay', written over the typed name 'KAY WALKER'.

KAY WALKER
Sr. Water Resource Agent

Enclosures

MICROFILMED
NOV 28 2000

RECEIVED

SEP 18 2000

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-07031

Date of Priority: June 8, 1968

Maximum Storage Volume: 26.0 AF

Comes now

GENEVIEVE E EDDINS
BINGHAM D EBLEN

C/O JOHN SURMEIER
1610 SW 2ND AVE
FRUITLAND ID 83619

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 65-07031, and requests that the permit be changed as follows:

Source: LITTLE WHITLEY GULCH tributary to SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION STORAGE	01/01 to 12/31		26.0 AF
IRRIGATION FROM STORAGE	03/01 to 11/15		26.0 AF
	Totals		26.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SENW, Sec. 10, Township 07N, Range 05W
PAYETTE County

PLACE OF USE: IRRIGATION FROM STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N	05W	10	NWNE 18	SWNE 32	NENW 27	
			NWNW 14	SWNW 37	SENW 32	160

Total number of acres irrigated: 160

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

Signed at Fruitland Id., this 15 day of Sept., 2000.

MICROFILMED

NOV 28 2000

John Surmeier
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-07031

FOR DEPARTMENT USE ONLY

Preliminary check by ____ Fee = 50. Receipted by tw # C050198 Date 8/22/2000

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 65-07031 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
2. Rights 65-02565, 65-05893, 65-07609 and 65-07031 when combined shall not exceed the irrigation of 170 acres.

Witness my hand this _____ day of _____, 20____.

KARL J. DREHER, Director

MICROFILMED

NOV 28 2000

MEMORANDUM

TO: File 65-07031

FROM: KAY WALKER *Kay*

RE: Phone conversation with Donna Surmeier

Date: September 13, 2000

.....

Donna Surmeier called me this afternoon in regard to my letter of September 8th. Mrs. Surmeier stated that her mother is still alive so they can obtain an assignment of this permit from her. I told her I would send the form out this afternoon to take care of this matter.

Mrs. Surmeier also stated that there is water in the reservoir under this right year-round. I told her I would send a revised licensing amendment to change the season of use to show storage occurring year-round. This is agreeable to the Surmeiers.

MICROFILMED
NOV 28 2000

RECEIVED

AUG 22 2000

Department of Water Resources

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 65-07031

Date of Priority: June 8, 1968

Maximum Storage Volume: 26.0 AF

Comes now

GENEVIEVE E EDDINS
BINGHAM D EBLEN

C/O JOHN SURMEIER
1610 SW 2ND AVE
FRUITLAND ID 83619

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 65-07031, and requests that the permit be changed as follows:

Source: LITTLE WHITLEY GULCH

tributary to SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION STORAGE	03/01 to 11/15		26.0 AF
IRRIGATION FROM STORAGE	03/01 to 11/15		26.0 AF
	Totals		26.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SENW , Sec. 10, Township 07N, Range 05W
PAYETTE County

PLACE OF USE: IRRIGATION FROM STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N	05W	10	NWNE 18	SWNE 32	NENW 27	
			NWNW 14	SWNW 37	SENW 32	160

Total number of acres irrigated: 160

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

Signed at _____,

this

22

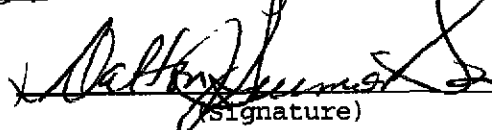
day of

August

2000.

MICROFILMED

NOV 28 2000


(Signature)



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

September 8, 2000

RE: Water Right Permit 65-07031

John &/or Donna Surmeier
1610 SW 2nd Ave
Fruitland ID 83619

Dear Mr. and Mrs. Surmeier:

I prepared and submitted the above referenced permit for licensing after your visit to our office on August 22 and it was returned to me because administration is not comfortable issuing a license to people that are deceased. If you recall, this is the permit that is in the name of Genevieve E. Eddins and Bingham D. Eblen for use of water from Little Whitley Gulch. Enclosed, for your convenience, is a profile report of the permit as it is now recorded in our file. Would it be possible for you to send me a copy of whatever you have that gave you ownership of the permit? The documentation could be in the form of a deed showing the lands were conveyed to you or something showing you as the administrators of the property, etc. I did not think this would be a problem but it turned into one and I have tried to contact you at your home but did not get an answer.

Another issue that came up has to do with the storage use under this permit. The permit requested a season of use for storage of water from November 15 through April 1. When do you begin storing water in the pond and when do you stop? Are you storing water year-round? If you are, we can issue the license for the year-round use. I just need to know what is actually being done. I can't resubmit the license for signature until I have heard from you

If you have any questions regarding the information requested in this letter, please do not hesitate to call me. The phone number at my desk is (208)327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

Enclosure

MICROFILMED

NOV 28 2000



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

July 21, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GENEVIEVE E EDDINS
BINGHAM D EBLEN
C/O JOHN SURMEIER
1610 SW 2ND AVE
FRUITLAND ID 83619

RE: WATER RIGHT NO. 65-07031

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has been actually developed. I have not yet received the amendment. If I do not receive it within 14 days, I will assume you no longer have any interest in the permit and cancellation proceedings will begin. Enclosed for your convenience is another amendment form. Please note that the filing fee for this amendment is \$50.00

If you have any questions, please call me at (208) 327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:klt

Enclosure

MICROFILMED

NOV 28 2000

7-24
Dan Surmeier
called- his parents
are out of town and
won't be back until
middle of August.
They will submit
amendments upon
return.
KW

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

RECEIVED

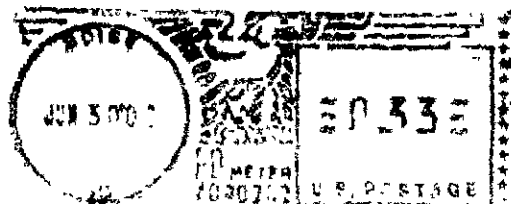
JUL - 7 2000

Department of Water Resources

GENEVIEVE EDDINS
BINGHAM D EBLEM
RT 1
FRUITLAND ID 83619



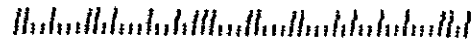
INSUFFICIENT
ADDRESS



7.11.10 - Mail Present
to address by
arrangement.

RET
MICROFILMED

NOV 24 2000





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

June 30, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GENEVIEVE E EDDINS
BINGHAM D EBLEN
C/O JOHN SURMEIER
1610 SW 2ND AVE
FRUITLAND ID 83619

RE: WATER RIGHT NO. 65-07031

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms that a water right has been established in compliance with the terms of the permit. The examiner who verified your water use reported that the point(s) of diversion and place(s) of use developed are in locations other than what was described on your permit. Therefore, before a license can be issued, your permit must be amended to depict your water right as it was actually developed.

The enclosed Application for Amendment form depicts the point(s) of diversion and place(s) of use and other information as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:klt

Enclosure

MICROFILMED

NOV 28 2000

LICENSE REVIEW CHECKLIST

Permit No 65-07031 Date: 6-29-2000 Reviewer: Kay Walker

Change/OK

Name/Address

change to Surmeier (Nonna is daughter of Eblems)
address

Source

Point of Diversion

clarify
change

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use

change

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps Right(s)

65-02565

File reviewed Profile reports printed ☒

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate

2.6 cfs 160 AF storage

Fee Limit

300 AF

Recommended Total Diversion Rate

60 AF

Measured

26 cfs AF

Theoretical

_____ cfs

no live flow -
see 65-07609
for live flow
component

Water Uses

clarify

Change (P46)

Irrigation

stor

cfs

26 af

Stockwater

cfs

_____ af

Domestic

cfs

_____ af

Irr from Stor

cfs

26 af

cfs

_____ af

Total

N/A

cfs

26 af

Irrigation - overlap (R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/079)

overlap spec combined rts (W35)

>1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (081/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

season of use
3/1 to 11/15

Volume Determination

N/A - allow 26.0 AF for storage -

_____ cfs x 1.9835 x _____ days = _____ af

(vs) _____ af

160 acres x

4.5 (FHR) =

720 af

3.5 con

Remarks

R65

Additional Conditions

☒ Watermaster Control

☒ GW Measurement/Measuring Device

☒ Other

Trust (062/R55 - remove 051)

Non-trust (048/049)

0 water msmt. dist
0 gw dist

Government Lots? _____

Advance Priority? ☒ yes

☐ no

If yes, explain why below

late submittal of exam fee

SRBA Claim? yes

Adjust memo _____

Amend Letters

P37

P87, S06

Second Amendment Notice

P49

S06

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		NE		NW		SW		SE		NE		NW		SW		SE		
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
L6507031	T07N R05W S10 LITTLE WHITLEY GULCH																	
	→ storage water :			18	32			27	14	37	32							: 160
6502565	UNNAMED ST ← live flow							27										: 27
A6502565	UNNAMED ST :							27										: 27
A650290071	LARGE CLAI :	1		1		1		1	1	1	1	1	1	1	1	1	1	: 1
6505893	WASTE WATE :			30	31													: 61
A6505893	WASTE WATE :			30	31													: 61
6506061	SPRING :							02										: 2
A6506061	SPRING :							02										: 2
6507031	UNNAMED ST :							40	40	40	40							: 160
A6507031	UNNAMED ST :							40	40	40	40							: 160
6507609	LITTLE WHI :	30		40	40			40	40	40	40							: 270
A6507609	LITTLE WHI :	30		40	40			40	40	40	40							: 270
L6507609	LITTLE WHI :	24		31	32			14	37	32								: 170

→ live flow

WR5809NP
No. 65-02565

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 10/18/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BINGHAM D. EBLEN	04/21/1952	IRRIGATION	03/15 11/15	0.600 CFS	
TOTAL DIVERSION:					0.600 CFS	

Water Source: UNNAMED STREAM

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T07N R05W S10 NENW

PAYETTE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
07N	05W	10	:					:					:					:					:	27.0
TOTAL ACRES																							27.0	

Pou County: PAYETTE

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-7031, 65-7609 & BLACK
CANYON IRRIGATION DISTRICT SHALL PROVIDE NO MORE THAN .02
CFS/ACRE.

Dates: App. Received: Priority Date: 04/21/1952
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 65 Field Exam Fee:

OL Rights

WR5809NP
No. 65-05893

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 10/18/00
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BINGHAM D. EBLEN	12/15/1969	IRRIGATION	03/15 11/15	1.220 CFS	
TOTAL DIVERSION:					1.220 CFS	

Water Source: WASTE WATER

Tributary to: LITTLE WHITLEY GULCH

Stage: DECREED

Point(s) of Diversion:

T07N R05W S10

SWNE

PAYETTE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
07N	05W	10	:		30		31	:					:					:						61.0
TOTAL ACRES																							61.0	

Pou County: PAYETTE

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS OF BLACK CANYON IRRIGATION
DISTRICT & 65-7609 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

Dates:	App. Received:	Priority Date:	12/15/1969
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:



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

June 30, 2000

KARL J. DREHER
DIRECTOR

GENEVIEVE E EDDINS
BINGHAM D EBLEM
RT 1
FRUITLAND ID 83619

Re: Permit No. 65-07031

Dear Ms. Eddins:

Enclosed is an Order advancing the Date of Priority for the referenced water right permit.

If you have any questions, you may contact either Glen Saxton or myself at (208)327-7900.

Sincerely,

A handwritten signature in cursive script, reading 'Deborah Drew-Ellis'.

Deborah Drew-Ellis
Administrative Assistant
Water Allocation Bureau

Encl.
cc: Region
Donna Surmeier

MICROFILMED

NOV 28 2000

CALCULATION OF NEW PRIORITY DATES
LATE EXAM FEES

FOR PERMIT NO. 65-07031
BY: Kay Walker
DATE: 6-29-2000

	DATE	NUMBER OF DAYS (From Table of Days Between Two Dates)
A. EXAMINATION FEE NOTICE SENT	<u>6-5-86</u>	<u>156</u>
B. DATE FEE DUE (60 days)	<u>8-4-86</u>	<u>216</u>
C. DATE FEE RECEIVED	<u>10-28-86</u>	<u>301</u>
D. NUMBER OF DAYS LATE (C - B)	<u> </u>	<u>85</u>
E. ORIGINAL PRIORITY DATE (Check Reinstatement, etc)	<u>3-15-68</u>	<u>74</u>
F. NEW PRIORITY DATE (D + E)	<u>6-8-68</u>	<u>159</u>

REMARKS:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 20 2000
DEPARTMENT OF WATER RESOURCES

A. GENERAL INFORMATION * see note in remarks
 1. Owner: Bingham D (deceased) & Genevieve E Eblen Permit No. 65-7031 / ~~1449~~
 Phone No. 452-4294 (JOHN)
 Current Address: c/o ~~John~~ Surmeier, John
1610 SW 2nd Ave Fruitland ID 83619
 2. Accompanied by: Dan & John Surmeier EXAM DATE: 5-7-97
 Address: _____ Phone No. 452-3136 (DAN)
 Relationship to Permit Holder: present owner
 3. Source: Little Whitley Gulch tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 65-7409, 2565, 5893
 2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	NW	10	7N	SW	Payette	Map, visit: Dan Site & Relief
			~~NE~~	~~NW~~	~~10~~	~~7N~~	~~SW~~	~~"~~	~~Pump in ^{Little} Whitley Gulch~~ (Not this permit) cgl

2. Place(s) of Use:

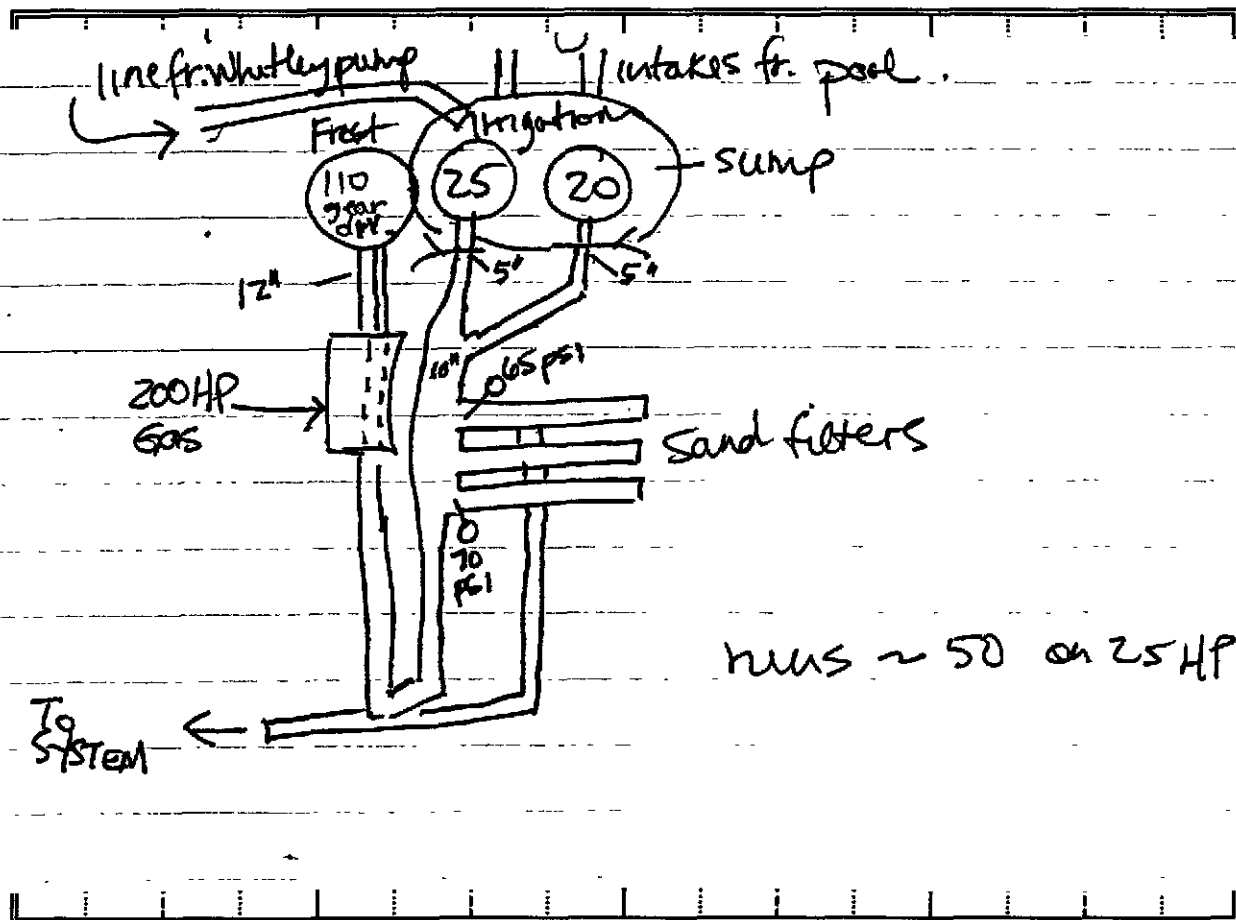
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7N	5W	10		18	32		27	14	37	32									160
									</										

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3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.D. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrange Attached Showing location(s) of point(s) of diversion and place(s) of use (required)

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4. (IRR FR STORAGE) ~~GACA~~

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
IRR # 1	GE	20	PSJ887864	Cornell	centrif. 3"
IRR # 2	GE	25	GEJ305374	"	" "
FROST	Diesel engine - No rating			Holloshaft gear drive 110HP	12" 1138323

*Code to correspond with No. on map and aerial photo

gear drive 110HP

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
			MICROFILMED			
			NOV 28 2000			

2. ^{nozzle} Measurements: Used theoretical - pressure gage non-op. Manifold pressure = 65 psi on 25HP pump only. Large pump only. Used in case of frost control, w/in irrigation season = irrigation

25HP pump # one exam, running about ~~25~~ 50 sprinklers on orchard.

E. NARRATIVE/REMARKS/COMMENTS

(see D65-7031)

Dam and reservoir, 26 AF (per dam inspection) with controllable outlet, used for storage of flows in Little Whitley Gulch and regulation of incoming Black Canyon Shares. A relief station on the west side of the reservoir pumps to buried mainline running to the west, north, and back east under the res. pool. Used with permit 65-7609 which pumps natural/waste flows from Little Whitley Gulch downstream from dam.

ownership ~~###~~

Eblins are Mrs. Surmeier's parents. Mr. Eblen is deceased. Mrs. Surmeier is planning on obtaining an assignment from Mrs. Eblen. Send amendment to Surmeiers if necessary.

Source is actually Little Whitley Gulch. Isolation valves within system allow operation of several distinct zones from various pump stations/sources. See 65-7609 and system map. All live irrigation to be recommended under 65-7609.

Overlaps: No P/O overlaps. 65-7609 & 65-2565 for irrigation from natural flow on some of some acres. 65-5893 for irrigation from waste water in W $\frac{1}{2}$ NE $\frac{1}{4}$. All acres have Black Canyon Shares.

Have conditions of permit approval been met? ☒ yes ☐ no

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F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

*See 65-7609. Flow N/A this permit***G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 160 \times 4.5 = 720 \text{ AF}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

*IRR STORAGE 26AF from Dam Report***H. RECOMMENDATIONS**

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>IRR STORAGE</i>	<i>3/15</i>	<i>11/15</i>		<i>26.0</i>
<i>IRR FROM STOR</i>	<i>3/15</i>	<i>11/15</i>		<i>26.0</i>
Totals:				<i>26.0</i>

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

I. AUTHENTICATIONField Examiner's Name *Cindy Hodges* Date *5-28-97*

Reviewer _____ Date _____

SEAL

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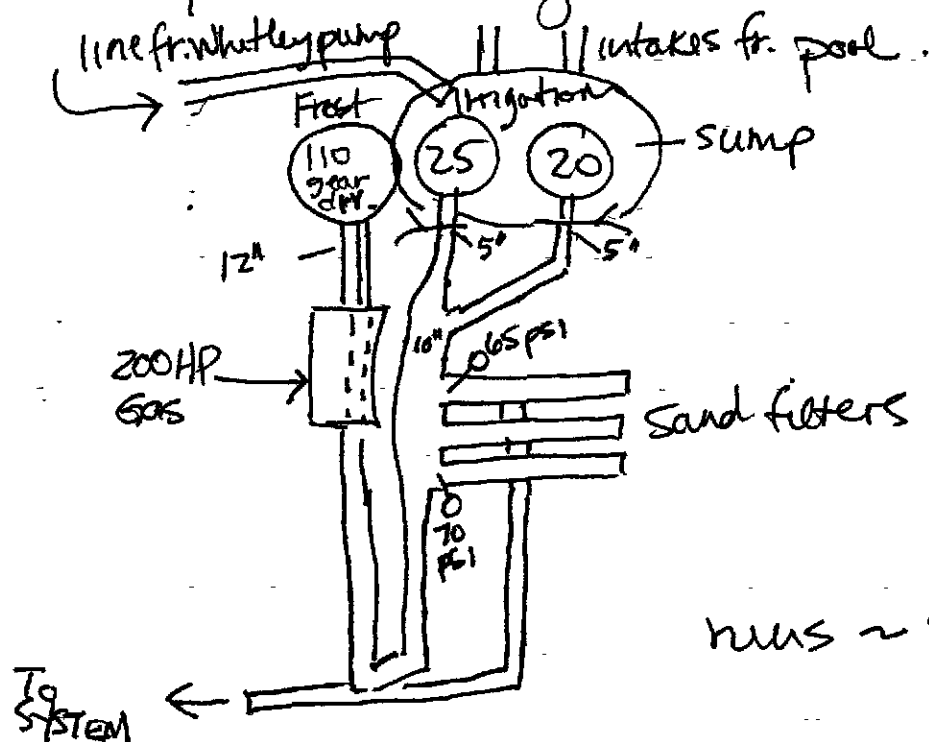
5-7-97

Little Whitley Pump tied to main system

Relief pumps at Res:

GE 20HP PSJ887864 Comet pumps
GE 25HP ~~GE~~ J305374 Centrif. 3" disch
Holloshaft 110HP rated gear drive, turbine 1138323 12" disch
lft 3-12' depending on pool

@ exca 4' to pumps another 2' to fields
only 25HP running

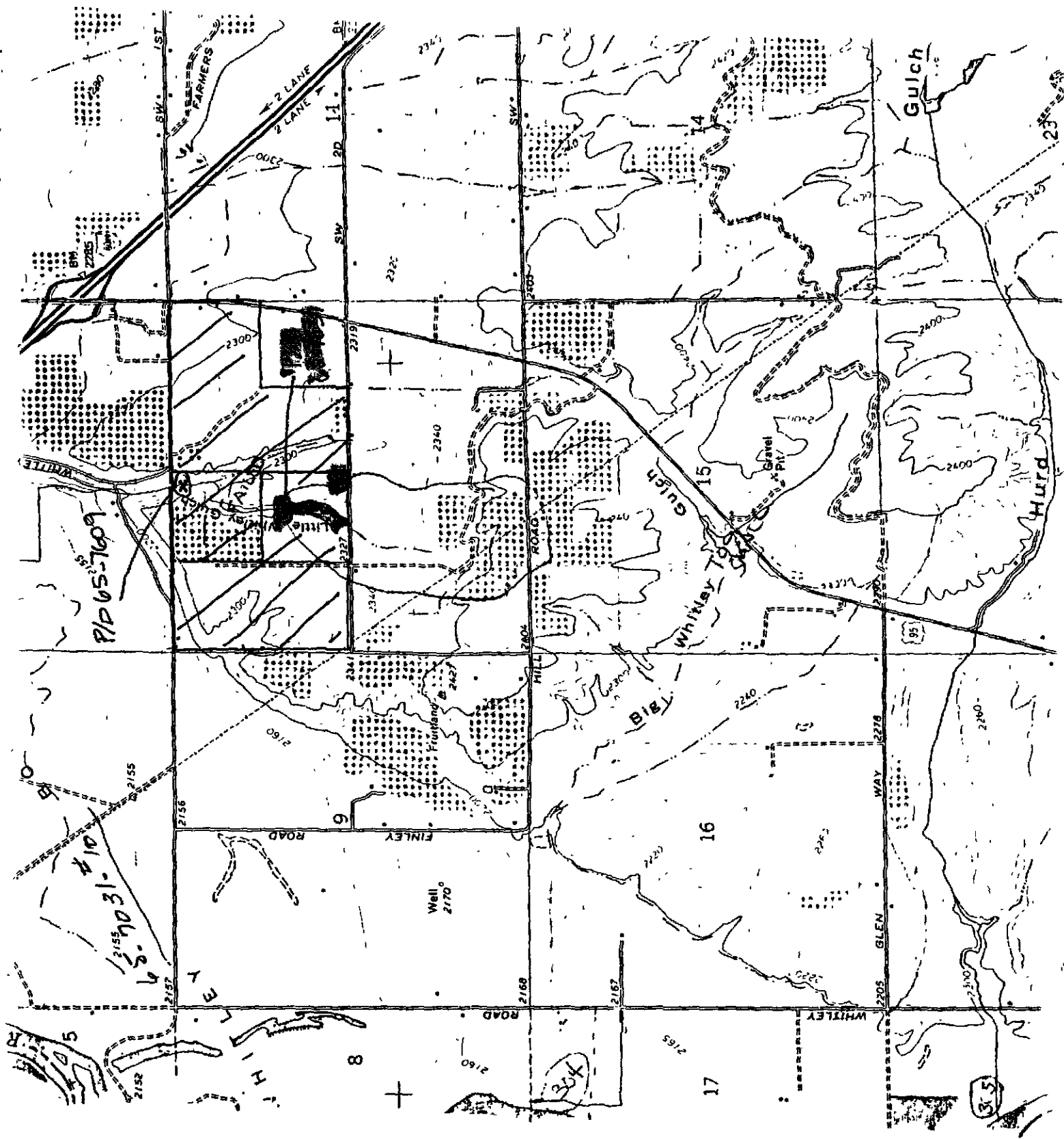


runs ~ 50 on 25HP

Whitley pump - 10HP?

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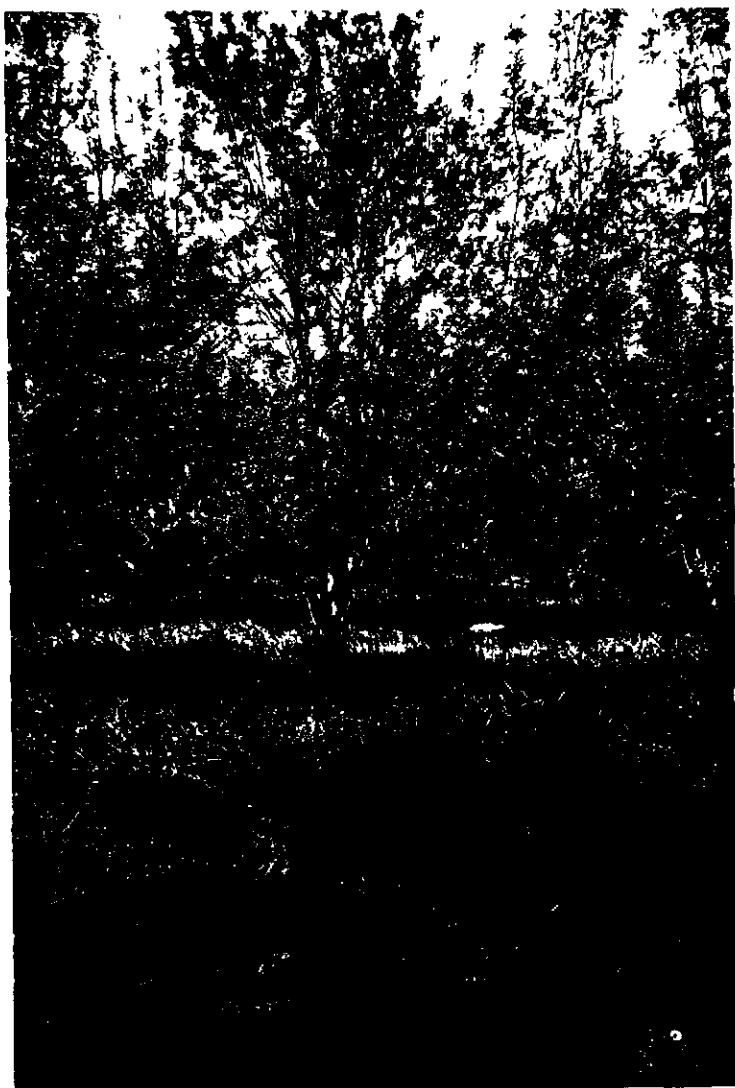
65-7031
7N5W S10

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NOV 28 2000

1888
NHE



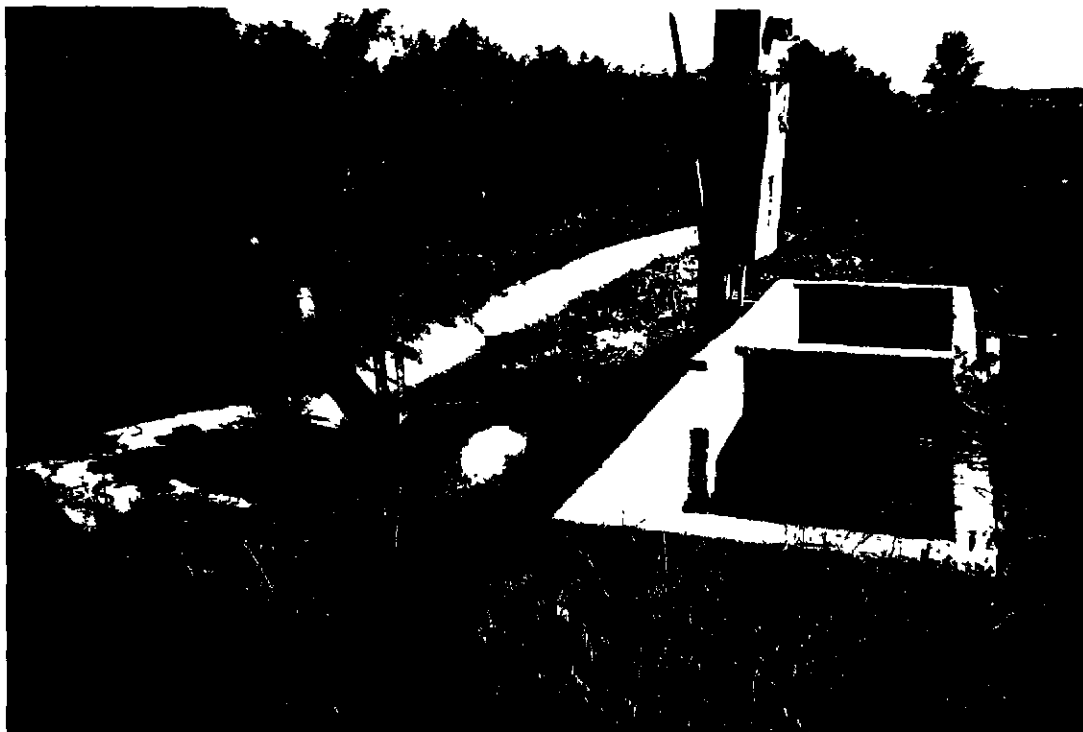
Relift station
for irrigation
from storage.
Large pump used
for frost control.
Also a P/D for
65-7609
(small pumps
only)



Solid set sprinklers
on orchard
P/n in SENW SIO

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65-7031



Black Canyon
pick-up station in
SWNE SIO. (P/O
for 65-5893?)
overflows exit
west to reservoir



P/O in NE SIO

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65-7031

Surmeier 65-7301 & 65-7609

Land Ust. All in Sec 10, T7N R5W N1/2

Total ac = 196.5

NENE 24

NWNE 31 } - 65-5893 Supplemental waste water

SWNE 32 }

NENW 27 - 65-2565 fr. Little Whitley

NWNW 14

ENNW 37

SENW 32

✓ 197



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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
RECORD OF INSPECTION OF DAMName of Dam: SURMEIERFile No. D65-7031Stream: LITTLE WHITNEY GULCH☐ OffstreamName of Owner: D. SURMEIERLocation: 10 Sec 07N T 5W RIndividuals accompanying Inspector: TALKED WITH DAN SURMEIER BY PHONE

RESERVOIR CHARACTERISTICS:

Dam height 26.6 ftPhotographs Y/N ☒ YStorage capacity 26 ac-ftSurface area 3 AC.Hazard class 2 Size class 2

CONDITION OF EMBANKMENT OR STRUCTURE:

☐

Poor

☐

Fair

☒

Good

☐

Excellent

STRUCTURE TYPE:

☒

Earth

☐

Rockfill

☐

Conc. arch

☐

Conc. gravity

☐

Timber crib

☐

Other

	UPSTREAM SLOPE	CREST	DOWNSTREAM SLOPE	TOE AREA
SURFACE COVER MATERIAL	EARTH	EARTH	EARTH	EARTH
GROWTH	PASTURE	PASTURE	PASTURE	TREE @ OUTLET
SETTLEMENT OR CRACKS	NONE	NONE	NONE	NONE
SURFACE EROSION	NONE	NONE	NONE	NONE
DEBRIS	NONE	NONE	NONE	NONE
ANIMAL BURROWS	NONE	NONE	GOPHER MOUNDS	NONE
CREST WIDTH AND SLOPE GRADIENT	3:1	18 FT	2.5:1	

CONDITION OF OUTLET WORKS:

☐

Poor

☐

Fair

☒

Good

☐

Excellent

Location:

☐

Left side

☐

Center

☐

Right side

☒

Other

RIGHT ABUTMENT

Description and condition:

12 INCH DIA. CONCRETE PIPE THROUGH THE DAM

Gate hoist:

☒

Manual

☐

Electric

☐

Other

Stem:

☒

Inclined from entrance to crest

☐

Vertical on tower at entrance

☐

Vertical through dam from crest

☐

Downstream valve

Entrance:

SOME SILT BUILD-UP PHOTO #7

Outlet:

GOOD, LARGE TREE BESIDE WING WALL

CONDITION OF SPILLWAY:

☐

Poor

☐

Fair

☒

Good

☐

Excellent

Location:

☐

Left abutment

☒

Right abutment

☐

Away from dam

☐

Other

Base width

3 FT

Freeboard at crest

5.5 FT

Sideslope

VERT

Channel slope

MILD

Fetch

1/8 MILECMP

Overflow channel:

☒

Well defined

☒

Flow directed away from toe

☐

Flow could reach toe

Erosion control present

CMP FLUME, ROCK /CONCRETE

Erosion present

LOWER CHANNEL, OUTFALL

Maintenance condition:

Debris

NONE

Growth

NONE

SEEPAGE:

Reservoir level during inspection

DEAD STORAGE

	TOE AREA	DOWNSTREAM SLOPE	ABUTMENTS	OTHER
PIPING OF MATERIAL EVIDENT (est G.P.M.)	NONE	NONE	NONE	
FLOWING WATER (est G.P.M.)	NONE	NONE	NONE	
MARSHY OR STANDING WATER	NONE	NONE	NONE	
DAMP	NONE	NONE	NONE	
EVIDENT FROM GROWTH PRESENT	NONE	NONE	NONE	

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GROUND IS FROZEN--SEVERAL INCHES OF SNOW COVER.

GENERAL CONDITION AND DESCRIPTION OF DAM:

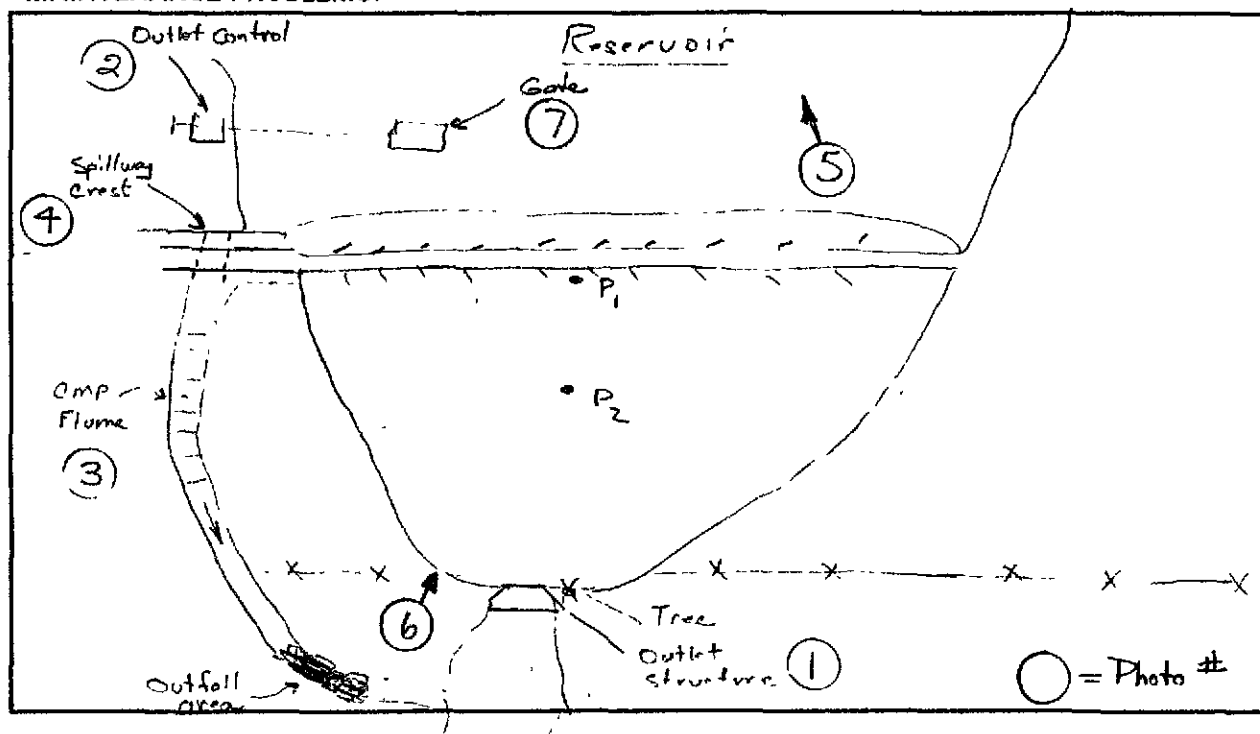
GOOD, THE TREE GROWTH HAS BEEN REMOVED FROM THE EMBANKMENT AND SPILLWAY AREA. THERE IS ONE TREE THAT REMAINS NEAR THE OUTLET STRUCTURE WING WALL. MR. SURMEIER INDICATED, THEY WILL REMOVE IT ASAP. SOME SILT BUILDUP AT THE OUTLET GATE. UPSTREAM SLOPE OF THE EMBANKMENT IS STABLE, AND NO EROSION EVIDENT.

NO PROBLEMS WERE NOTED

INSTRUMENTATION READINGS (Piezometers, Seepage measurement, Alignment, Elevation, etc.).

PIEZOMETERS WERE NOT READ.

SKETCH OF DAM SHOWING LOCATION OF SPILLWAY, OUTLET WORKS AND ANY MAINTENANCE PROBLEMS:



RECOMMENDATIONS:

ISSUE A STORAGE CERTIFICATE FOR A 2 YEAR PERIOD

MAINTENANCE:

- CONTINUE TO CONTROL LARGE GROWTH ON THE EMBANKMENT AND IN THE SPILLWAY CHANNEL. REMOVE THE MATURE TREE NEAR THE OUTLET STRUCTURE WING WALL.
- CONTROL GOPHER AND RODENT ACTIVITY
- PERIODICALLY OPERATE THE OUTLET GATE TO REMOVE SILT BUILDUP AND ASSURE IT WILL OPERATE PROPERLY.
- MONITOR THE LOWER SPILLWAY CHANNEL OUTFALL AREA AND BELOW THE OUTLET STRUCTURE FOR EROSION. REPAIR AS REQUIRED.

Date: 1/9/96

Inspected by: J. Wenta, Western Reg

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NOV 28 2000

4/86

00701 13

Department of Water Resources
Western Regional OfficeDepartment of Water Resources
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

RECEIVED

NOV 7 1986

For Office Use Only
Fee Received 150.00
Date 10/28/86
Receipt # 42229
Receipt by RCJ
Sent to S.O. 11-7-86LATE REPT OF FEE
RCJ1. Permit No. 65-7031

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)2. Permit Holder: Bigham D. Eblen & Genevieve E. Eblen3. Post Office Address: Rt. 1 Box 1738, Fruitland, ID 83619Telephone No. 452-42944. Source of Water: unnamed stream

5. Extent of Use:

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 160 (acres) Other/Remark _____6. Total rate &/or volume for which proof is submitted 2.6 cfs _____ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

3-15-68

8. Person to contact to accompany the department representative during the field examination:

Dalton J. Surmeier

(Name)

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as above

NOV 28 2000 (Address)

as above

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

Date

10-28-86

Signature of Permit Holder (and title, if appropriate)

Bigham D. Eblen\$150.00

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.

due 8/4/16

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NOV 28 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

RS-7031
FLEEN, HINGHAM D.
FLEEN, GENEVIEVE F.
RJ. 1
FRUITLAND, IL #3619

Mailing address:
Storehouse
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. P.E.
Manager, Western Regional Office

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NOV 28 2009

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720

65-7031
EBLEN, BINGHAM D.
EDDINS, BENEVIEVE E.
RT. 1
FRUITLAND, ID 83619

138466

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 28 2000

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

MICROFILMED

NOV 28 2000

June 20, 1978

Re: Permit No. 65-7031

Bigham D. Eble &/or
Genevieve E. Eddins
Route 1
Fruitland, ID 83619

Dear Mr. Eble & Ms. Eddins:

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

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

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

Sincerely,

JANICE RENK
Water Rights

RECEIVED

BIGHAM D. EBLEN
EUFULA BANK & TRUST BUILDING
218-20 212 EAST BROAD STREET - PHONE 205-687-8238
EUFULA, ALABAMA 36027

MAILING ADDRESS:
P.O. Box 578

MAY 22, 1978

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION
92 SOUTH COLE ROAD
BOISE, IDAHO 83705

RECEIVED
MAY 25 1978

Department of Water Resources
Western Regional Office

ATTN: ROBERT HAMILTON
SUPERVISOR OF WATER DISTRIBUTION

GENTLEMEN:

WE HAVE YOUR LETTER OF MAY 19TH, 1978,
REGARDING THE EXECUTION BY MY WIFE AND MYSELF OF
A "BENEFICIAL USE" FORM.

THE FORM HAS BEEN COMPLETED, AS YOU
ASKED, AND IS ENCLOSED HERewith.

YOURS VERY TRULY,

Bigham D. Eblen
BIGHAM D. EBLEN

BDE:RMM

ENCL. 1

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

March 31, 1978

CERTIFIED MAIL

128570

Re: Permit No. 65-7031

Bigham D. Eblen & Genevieve E. Eddins
Route 1
Fruitland, Idaho 83619

Dear Mr. Eblen and Ms. Eddins:

One of the conditions of approval of your water Permit No. 65-7031 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before June 1, 1978. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.

Norman C. Young
NORMAN C. YOUNG
Administrator,
Resources Administration Division

NCY:jfr

Encl: Proof affidavit

ENCLOSURE

June 5, 1973

Re: Permit No. 65-7031

Bigham D. Eblen & Genevieve E. Eddins
Route #1
Fruitland, Idaho 83619

Dear Mr. Eblen & Ms. Eddins:

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to June 1, 1978.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

jc
Enclosure

65 7031

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)



Show to whom, date and address
where delivered



Deliver **ONLY**
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

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

CERTIFIED NO.

24429

①

Byrd D. Ehlert and

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

②

Barbara Ehlert

DATE DELIVERED

MAY 5

1971

③

SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

R. Oacarty
65 7021

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



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

Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.



- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.



**RETURN
TO**

DEPARTMENT OF WATER ADMINISTRATION

STATEHOUSE - ANNEX #2

BOISE, IDAHO 83707

65 7631

March 30, 1973

CERTIFIED MAIL

#24929

Re: Permit No. 65-7031

Bigham D. Eblen & Genevieve E. Eddins
Route # 1
Fruitland, Idaho 83619

Dear Mr. Eblen & Mrs. Eddins:

One of the conditions of approval of your water Permit No. 65-7031 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before June 1, 1973. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

Enc: Proof affidavit

65 7031

June 3, 1968

Re: Permit 65-7031

Bigham D. Eblen & Geneive E. Eddins
Route # 1
Fruitland, Idaho 83619

Dear Mr. Eblen & Mrs. Eddins:

Enclosed you will find a memorandum decision and an order granting your permit. We will process your permit and send you a copy as soon as possible.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kd

Enclosure: memorandum decision
order

cc. Mr. Russell F. Hyatt
Route 1
Fruitland, Idaho 83619

65-7031

M E M O

To: Steve Allred

Date: June 25, 1968

From: Don McEldowney

Subject: Reservoir Construction
Permit 65-7031

On June 11, 1968 Mr. Bigham D. Eblen came to our office concerning a reservoir he had built and had later filed a permit. The reservoir is located in the NW¹/₄, sec. 10, T. 7 N, R. 5 W, B.M. and can be seen on quadrangle Nyssia, 7.5 minute series.

The department conducted a field examination and advised that the requirements for plans, specifications, and drawings be waived. This dam is covered by Permit Number 65-7031 and the plan requirements have been waived.

Mr. Eblen now indicates that he is going to contract a private engineer and build a second storage reservoir upstream from the first. The reservoir will be 18 feet in height or greater and will impound approximately 100 acre feet of water. Mr. Eblen stated that he had preliminary plans drawn up by the Soil Conservation Service, District Office of Payette County; however, they would not release them under instructions from their Boise and Portland offices. The indication was that they felt they wanted to study the situation further, inasmuch as an excessive amount of water was going over the top of the original reservoir and that possibly there was a safety hazard involved in putting two dams on this small stream without much more detailed information.

Don McEldowney
Appropriation Examiner

cc: Keith Higginson
Jack Barnett

65-7031

June 3, 1968

Re: Permit 65-7031

Bigham D. Eblen & Genevive E. Eddins
Route #1
Fruitland, Idaho 83619

Dear Mr. Eblen & Mrs. Eddins:

We enclose a copy of your approved application for permit 65-7031 in
which we direct your attention to the limitations and conditions as given on
the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:mjl

Enclosures Copy of Application
Receipt No. 653 for \$30.00

Hearing at Payette County Courthouse on May 23, 1968 (Hyatt vs. Eblen)

Hearing opened and recessed for a conference by unanimous consent. No recording was made by request of both parties.

It was resolved that Mr. Hyatt has the prior right in the unnamed stream crossing the north boundary of NE~~X~~NW~~X~~, Sec. 10, for 41" under License 27379 except that on the west branch of said stream, which enters the NE~~X~~NW~~X~~, Sec. 10, across the south line of said NE~~X~~NW~~X~~, Sec. 10, Mr. Eblen has a superior right to 30" by virtue of License 22375.

It was resolved that a formal hearing was unnecessary. Hearing closed.

65-7031

BEFORE THE STATE RECLAMATION ENGINEER

of the

STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR PERMIT)

NOTICE OF CONFERENCE

) AND HEARING FOR PROTEST

in the name of BIGHAM D. EBLEN AND GENEIVE E. EDDINGS)

On March 15, 1968, Bigham D. Eblen and Geneive E. Eddings filed with the Department of Reclamation, application to appropriate the public waters of the State of Idaho. On April 9, 1968 the Department of Reclamation received a protest filed by Mr. and Mrs. R. F. Hyatt, Fruitland, Idaho.

Please be advised that the Department of Reclamation has set the matter of protest for conference and possibly a hearing for May 23, 1968 at 10:00 a.m. in the Payette County Court House, Payette, Idaho.

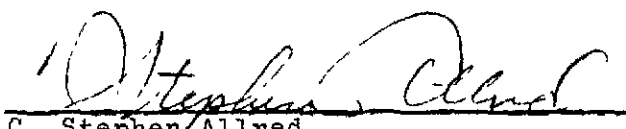
Any hearing will be held in accordance with the rules and regulations of the Idaho Code and Adopted rules of practice and procedure of the Department of Reclamation.

Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved. The burden of proof is with the protestant.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestant, may allow the Department of Reclamation without prejudice to dismiss the protest or application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 29 th day of April, 1968.


C. Stephen Allred
Assistant State Reclamation Engineer

Mailed this _____ th day of _____, 19____ to _____

_____ by Certified Mail No. _____

65-7031

INSTRUCTIONS TO DELIVERING EMPLOYEE



Show to whom, date, and
address where delivered



Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

1

James E. Edkins

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

3

SHOW WHERE DELIVERED *(only if requested)*

5/2/68

c55-16-71548-10

GPO

65-7031

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

65-2121

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300MAY
POSTMARK OF
DELIVERING OFFICE

PM

1968

IDAHO

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**RETURN
TO**

NAME OF SENDER

Dept. of Reclamation

STREET AND NO. OR P.O. BOX

Capitol Annex 2

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83701

NAME AND ADDRESS OF SENDER

Pg 2 - Dept. of Biol

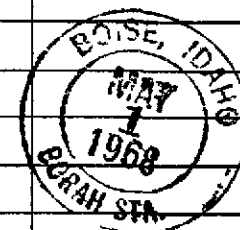
Indicate type of mail

☐ INSURED☐ C. O. D.☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	DUE SENDER IF C. O. D.	ENDORSEMENT ¹	R. R. FEE	S. D. FEE	S. H. FEE ²	RESTRICTED DELIVERY FEE	REMARKS
1	20001. Mary Stull, Vowynhamstrum	.06	30			10				
2	35 W. Cortez, Soda Spr. Ida									
3	20002 Leonard O. Kingdon, Soda Spr.									
4	20003 Bingham N. Eble, E. Therville									
5	Eddins, Rt #1, Fruitland, Ida									
6	20004 m/m B. J. Wyath, Fruitland, Ida									
7	20005 Wm. Clay C. Crampert, Bureau of									
8	Spt. Fishline, Box 3237, Portland,									
9	Oregon									
10	20006 Peter B. Gibson, Att, Box 749, Bonanza									
11	Ferry, Idaho									
12	20007 City of Bonanza Ferry, Bonanza									
13	Ferry, Ida.									
14										
15										
16										
17										
18										
19										
20										
TOTAL NUMBER OF PIECES LISTED BY SENDER		TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE		POSTMASTER, PER (Name of receiving employee)		¹ Mark "F" if "Fragile," "P" if "Perishable," "E" if "Eggs," "EH" if "Eggs for Hatching," "B" if "Butter," "FL" if "Fragile-Liquid," and "FLU" if "Fragile-Liquid-This Side Up." ² Special-handling charges apply only to fourth-class parcels. Special-delivery service also includes special-handling service.				

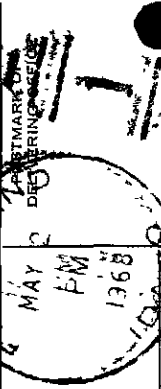


65-7031

POD Form 3877-A—July 1958

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

PERMIT FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE \$300



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

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TO**

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Dept. of Reclamation

STREET AND NO. OR P.O. BOX

Capitol Annex 2

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83701

INSTRUCTIONS TO DELIVERING EMPLOYEE

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

CERTIFIED NO.

INSURED NO.

DATE DELIVERED

1

2

3

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

SHOW WHERE DELIVERED *(only if requested)*

65-7031

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

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

65-7031

POSTMARK OF
DELIVERING OFFICE

APR 15

PM

1968

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TO

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NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

Room 107, Statehouse

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83701

INSTRUCTIONS TO DELIVERING EMPLOYEE

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☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

19952

1

Genevieve Edkins

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

3

4/10/68

5-7031

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

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

65-7031

BOOKMARK OF
DELIVERING OFFICE

APR 16

PM

1968

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TO

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NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

Room 107, Statehouse

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83701

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

19953

1

Mr. A. F. C. [Signature]

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

3

SHOW WHERE DELIVERED *(only if requested)*

4/16/68

65-7031

NAME AND ADDRESS OF SENDER
Dept. of Education

Indicate type of mail:
☐ INSURED ☐ C. O. D.
☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	POSTMARK AND DATE OF RECEIPT	DOE SENDER (ENDORSEMENT IF C. O. D.)	R. R. FEE	S. D. FEE	S. H. FEE	RESTRICTED DELIVERY FEE	REMARKS
1	19952 Biopharm N. Olsen & Sonville									
2	E. Edging St #1 Fruitland	.06	.30			.10				65-7031
3	19953 Mrs. R. J. Hyatt, Rt #1, Fruitland	.06	.30			.10				65-7031
4										
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POSTMASTER, PER (Name of receiving employee)

TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE

TOTAL NUMBER OF PIECES LISTED BY SENDER

APR 13 1968
BOISE
IDAHO

NOTICE OF APPLICATION
FOR WATER

Notice is hereby given that ^e
~~Bingham D. Eggen and Genevieve~~
~~E. Eddins, Route #1, Fruitland,~~
~~Idaho, on March 15, 1968 applied~~
for permit to divert ~~2.6~~ cubic
feet per second of water from
an unnamed stream, tributary of
the Snake River under applica-
tion No. 65-7631. Water will be
diverted by a pump, motor, sto-
rage dam, with pond and sprink-
lers within the NE 1/4 NW 1/4,
sec. 10, T. 7 N, R. 5 W, B.
M., Payette County and is to be
used from April 1 to November
15 for irrigation and from Nov-
ember 15 to April 1 for sto-
rage in the NW 1/4, sec. 10,
T. 7 N, R. 5 W, B.M.

Any protest against this
application must be filed with
the Department of Reclamation
within ten days from the last
date of publication of this notice.

R. Keith Higginson

State Reclamation Engineer

Published in the Payette Val-
ley Sentinel, New Plymouth on
~~April 4 and April 11.~~

have

OK

Corrections
marked
will be
made.

April 15, 1968

Re: Application No. 65-7031

Higham D. Eble and Genevive E. Eddins
Route #1
Fruitland, Idaho 83619

Dear Mr. Eble:

Enclosed is a copy of a protest received in opposition to the approval of your Application No. 65-7031. The protest was filed by Mr. and Mrs. R. F. Hyatt of Route #1, Fruitland, Idaho.

The department will schedule a conference and hearing at a later date. You will be notified of the time, place and date.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

CERTIFIED MAIL

65-7031

April 15, 1968

Re: Application No. 65-7031
Bigham D. Eblen and Genevive E. Eddins

Mrs. and Mr. R. F. Hyatt
Route #1
Fruitland, Idaho

Dear Mr. Hyatt:

Please be advised that the Department of Reclamation is in receipt of your protest filed in opposition to the approval of the above referenced application for permit by Bigham D. Eblen and Genevive E. Eddins.

The department will schedule a conference and a hearing to be held at a later date. You will be advised as to the time, place, and date.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWK:ks

CERTIFIED MAIL

65-7031

April 9, 1968

Re: Permit No. 65-7031

Bigham D. Eblen
Route 1
Fruitland, Idaho

Dear Mr. Eblen:

Before consideration can be given to your request to waive the requirement for plans of your newly constructed dam we would like to have a written statement from you describing the method of construction, materials used and general features of the dam.

We are also asking that you have Mr. Kane of the Soil Conservation Service submit a description of the dam and the construction procedure together with any comments he might have as to the adequacy of the construction directly to us.

In order to expedite a prompt solution to your problem we would like to have replies from both you and Mr. Kane within two weeks.

Very truly yours,

Donald J. Watts, P. E.
Engineer

DJW:dj

Copy to: Bob Kane
U. S. Soil Conservation Service
Payette, Idaho 83661

65-7031

March 29, 1908

Re: Application No. 65-7031
Bigham D. Eglen and Geneive E. Eddins

Payette Valley Sentinel
New Plymouth,
Idaho 83655

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 date. If you can not publish the notice on the proposed dates please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation, 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 same has been paid.

(Do not sign letter.)
Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: legal notice

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Bingham D. Eglem and Genevieve E. Eddins
have
Route #1, Fruitland, Idaho has on March 15, 1968
applied for permit to divert ~~store~~ 2.6 cubic feet per second ~~and feet~~
of water from an unnamed stream, tributary of the Snake River
under application No. 65-7031. Water will be diverted by a pump, motor,
sprinklers
storage dam, with pond and within the NE 1/4, sec. 10, T. 7 N. R. 5 W,
B.M., Payette County
and is to be used from April 1 to November 15 for irrigation and from November
15 to April 1 for storage
in the NW, sec. 10, T. 7 N, R. 5 W, B.M.

Any protest against this application must be filed with the Department of
Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Payette Valley Sentinel, New Plymouth
on April 4 and April 11.

65-7031 8-1