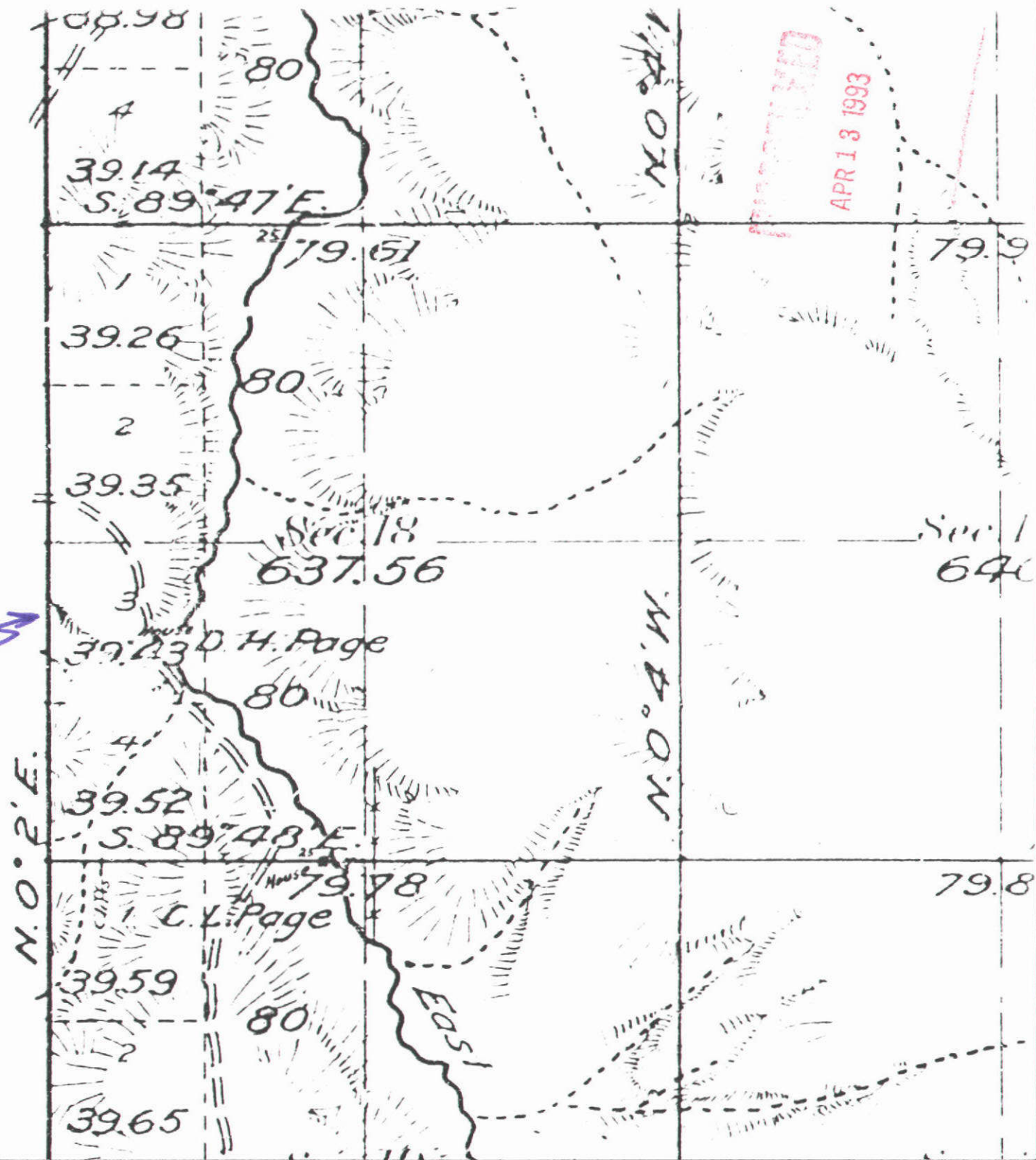


T12S
R10E

Lot 3



APR 13 1993

N. 89° 58' W.

Sec. 4

Sec. 3

659.04

656.92

160

150

160

160

S. 89° 55' W.

N. 89° 57' W.

80.04

79. 94

MT. 1

M. 81 v. 5

82.57

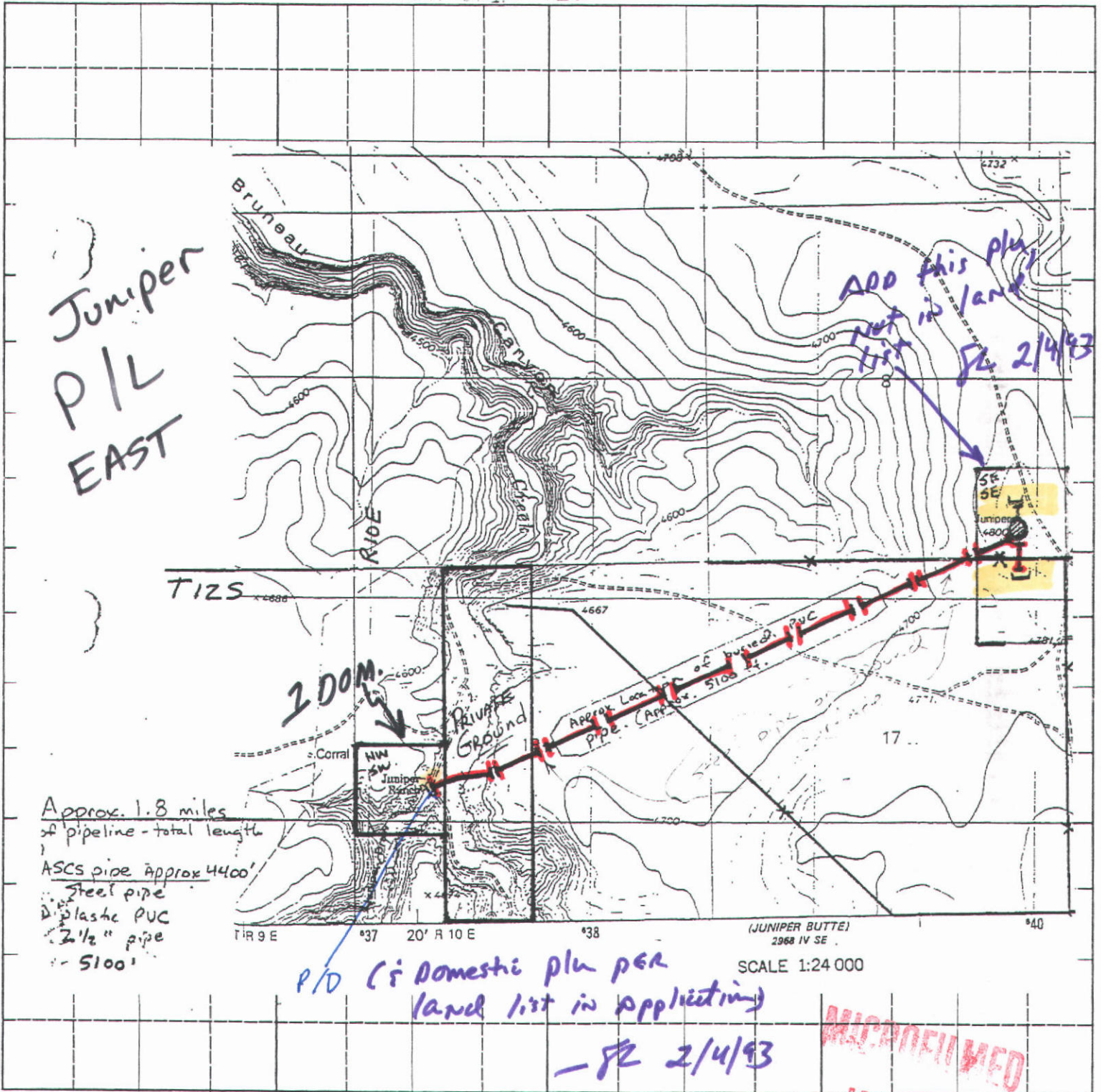
○

1

SI-7342

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

TOWNSHIP 12S



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.

MAP #2

points of use claimed

51-7342

T125

(Clover Butte North)
Gravel

4530

(¹/₂ Tonjaan Ranch)
- Guard

R9E
R10E

T125

5.14 p/m
covered by
51-07310
- 82 2/4/93

Same well as
BUTTE
this application

(Clover Butte
South
Quad)

(Junior Butte)
Guad

Juniper Ranch
Phase I
As-Built
Stock Water System
Don Lomick
2-22-90

Juniper
P/L
WEST

MAP #1

points of use
claimed

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Juniper Ranch Water System

DESIGNED

RECEIVED

MAR 1 1993

Department of Water Resources
Western Regional Office

THE OWYHEE AVALANCHE

P.O. BOX 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
COUNTY OF OWYHEE)

I, Joe E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of **The Owyhee Avalanche**, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3. That the said **The Owyhee Avalanche** has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in said

newspaper, in

two (2)

(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

February 3, 1993

February 10, 1993

Non-Fatal
error.

Signed

Joe E. Aman

Subscribed and sworn to before me this 10th day of February A.D., 1993

Conrad Bowlin

NOTARIAL

Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires October 1997

APR 13 1993

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

51-07342

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE, ID 83706
Source: GROUNDWATER
Diversión Pt: LOT 3
(NENWSW) Sec 18 T 12S R
10E in OWYHEE County.
Use: STOCKWATER (.230
CFS)
DOMESTIC (.030 CFS)
Total Diversión: (.230 CFS)
Date Filed: 1/22/1993
In: OWYHEE County
T12S R09E S03 NESE
S04 Lot 4(NWNW) SWNW
S09 NESW
S10 NENW
S11 SESW
S12 NESW
S13 NENW NWNW
S15 NWNE
S22 SENE
S24 NWNW SWSW
S27 SWSE SESE
R10E S17 NENE
S18 Lot 3(NWSW)

51-07343

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE, ID 83706
Source: CLOVER CREEK
Tributary: BRUNEAU RIVER
Diversión Pt: LOT 3
(NENWSW) Sec 18 T 12S R
10E in OWYHEE County.
Use: STOCKWATER (.150
CFS) Stock, Domestic
IRRIGATION FROM
STORAGE (.030 CFS)
WILDLIFE (.020 CFS)
Total Diversión: (.200 CFS)
Date Filed: 1/22/1993
In: OWYHEE County
T12S R09E S03 NESE
S04 Lot 4(NWNW) SWNW
S09 NESW
S10 NENW
S11 SENW
S12 NESW
S13 NENW NWNW
S15 NWNE
S22 SESE
S24 NWNW SWSW
S27 SWSE SESE
R10E S17 NENE
S18 Lot 43 (SWSW)

55-07432

ELORDI, JIM
PO BOX 55
JORDAN VALLEY, OR 97910
Source: UNNAMED STREAM
Tributary: SODA CREEK
Diversión Pt: NWSWSE Sec
22 T 04S R 05W in OWYHEE
County.
Use: STOCKWATER
STORAGE (.20 AF)
Total Diversión: (.20 AF)
Date Filed: 1/19/1993

In: OWYHEE County
T04S R05W S22 SWSE
55-07433

ELORDI, JIM
PO BOX 55
JORDAN VALLEY, OR 97910
Source: UNNAMED STREAM
Tributary: SODA CREEK
Diversión Pt: NWSE Sec 26 T
04S R 05W in OWYHEE
County.

Use: STOCKWATER
STORAGE (.10 AF)
Total Diversión: (.10 AF)
Date Filed: 1/19/1993
In: OWYHEE County
T04S R05W S26 NWSE
55-07434

ELORDI, JIM
PO BOX 55
JORDAN VALLEY, OR 97910
Source: UNNAMED STREAM
Tributary: SODA CREEK
Diversión Pt: NESWSW Sec
26 T 04S R 05W in OWYHEE
County.

Use: STOCKWATER
STORAGE (.10 AF)
Total Diversión: (.10 AF)
Date Filed: 1/19/1993
In: OWYHEE County
T04S R05W SWSW
55-07435

ELORDI, JIM
PO BOX 55
JORDAN VALLEY, OR 97910
Source: UNNAMED STREAM
Tributary: SODA CREEK
Diversión Pt: NWNWNE Sec
27 T 04S R 05W in OWYHEE
County.

Use: STOCKWATER
STORAGE (.10 AF)
Total Diversión: (.10 AF)
Date Filed: 1/19/1993
In: OWYHEE County
T04S R05W S27 NWNE
55-07436

ELORDI, JIM
PO BOX 55
JORDAN VALLEY, OR 97910
Source: UNNAMED STREAM
Tributary: SODA CREEK
Diversión Pt: SESENE Sec
27 T 04S R 05W in OWYHEE
County.

Use: STOCKWATER
STORAGE (.10 AF)
Total Diversión: (.10 AF)
Date Filed: 1/19/1993
In: OWYHEE County
T04S R05W S27 SENE
55-07437

ELORDI, JIM
PO BOX 55
JORDAN VALLEY, OR 97910
Source: UNNAMED STREAM
Tributary: SODA CREEK
Diversión Pt: SESWSE Sec
34 T 04S R 05W in OWYHEE
County.

Use: STOCKWATER (.050
CFS)
STOCKWATER STORAGE
(.20 AF)
Total Diversión: (.050 CFS)
Date Filed: 1/19/1993
In: OWYHEE County
T04S R05W S34 SWSE
55-07438

ELORDI, JIM
PO BOX 55
JORDAN VALLEY, OR 97910
Source: UNNAMED STREAM
Tributary: SODA CREEK
Diversión Pt: NWNWNE Sec
34 T 04S R 05W in OWYHEE
County.

Use: STOCKWATER (.050
CFS)
STOCKWATER STORAGE
(.20 AF)
Total Diversión: (.050 CFS)
Date Filed: 1/19/1993
In: OWYHEE County
T04S R05W S34 NWNE

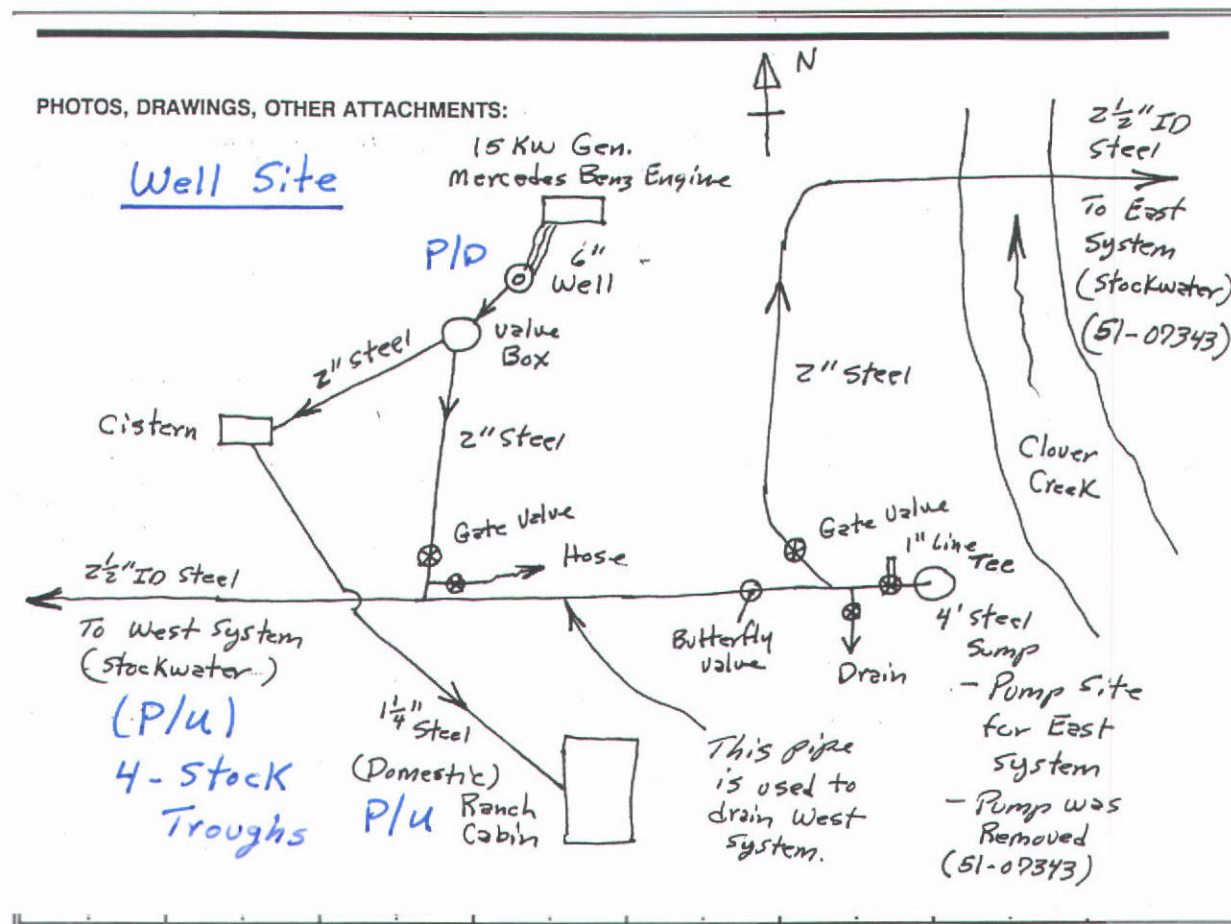
Permits will be subject to
all prior water rights.
Protests may be submitted
based on the criteria of Sec.

42-203A, Idaho Code and/or
the public interest criteria of
Sec. 42-203C, Idaho Code.
Protests must be filed with
the Director, Dept. of Water
Resources, Western Region,
2735 Airport Way, Boise,
Idaho 83705 on or before
February 22, 1993.

R. KEITH HIGGINSON,
Director

Publish February 3 & 10, 1993

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



Scale: 1" = None

☒ 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.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Franklin	5		Sta-Rite	Model 20P4J035
(Power Source is 15 KW Gen. / Mercedes Benz Diesel Engine)					

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

D. FLOW MEASUREMENTS

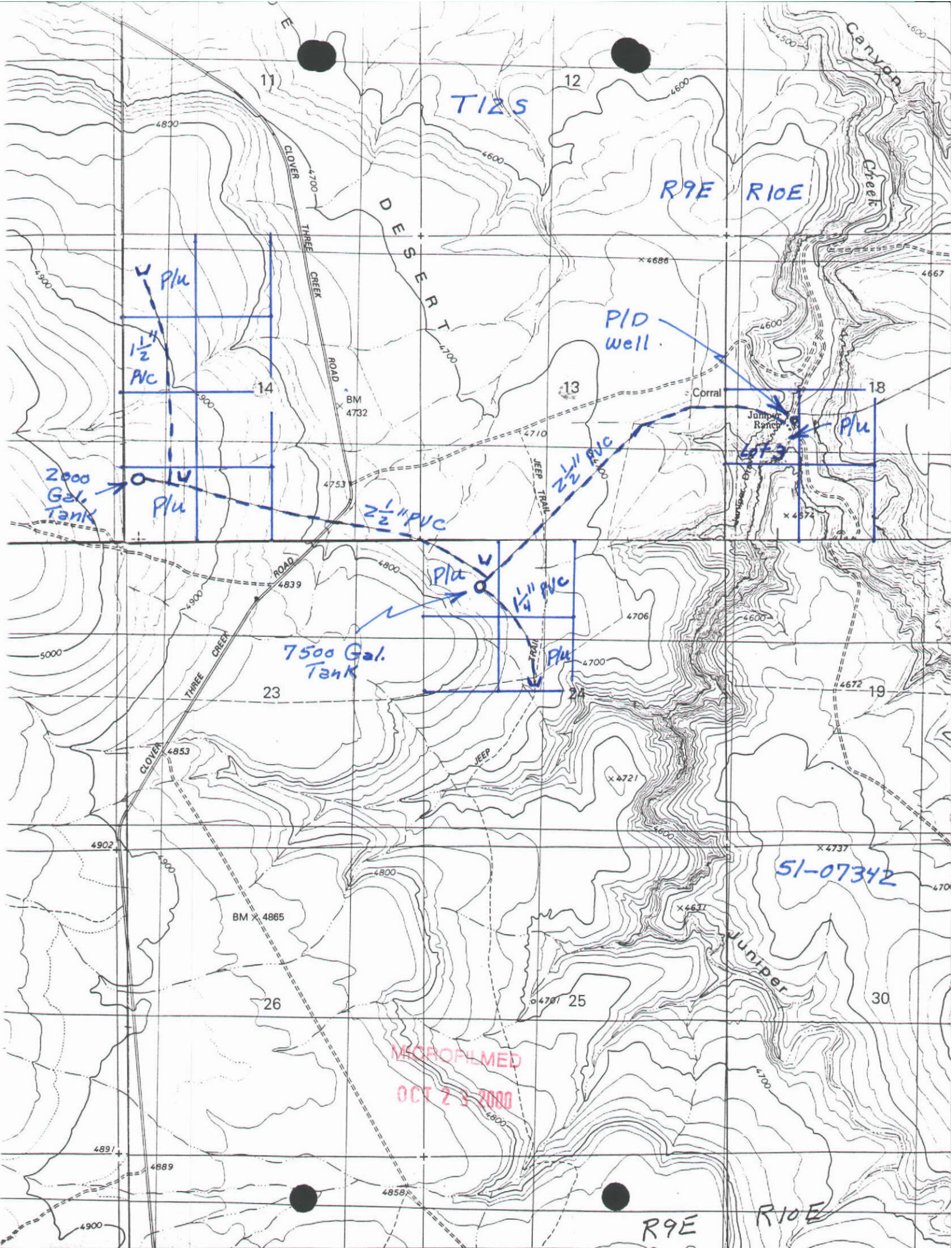
1.

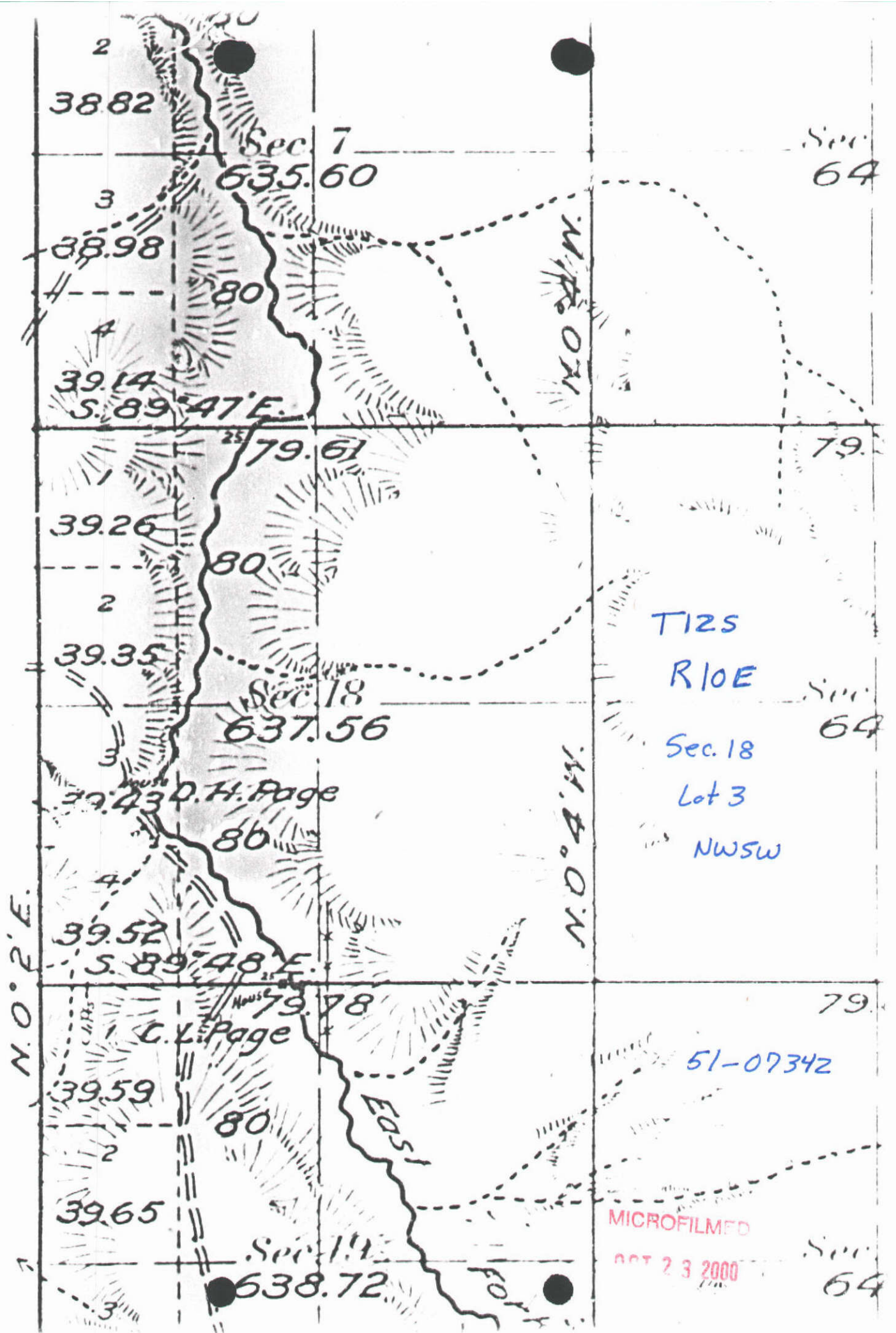
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: None - Well, Pump, pipe, etc. data:

Well depth - 605', static water - 243', draw down to 341',
pump depth - 462', static lift to first tank - 668'.

MICROFILMED





1 of 3

P/D

6" well
and
Valve
Box.

~~Engine~~

Diesel
Engine -
Gen. in
shed.



P/u

Concrete
Cistern
+ Cabin -
Domestic.

Note $2\frac{1}{2}$ "
Steel pipe
for Stock
water
System.

MICROFILMED 51-07342

OCT 23 2000

2 of 3



P/u

Cabin -
Domestic.

View
Looking
Southwest



P/u

7500 Gal.
Tank

(buried)

and
stock
Trough -
Right-center.

View
Looking
North

MICROFILMED
OCT 23 2000

51-07342

3 of 3

P/u

Stock
Trough
near

7500 Gal.
Tank.

one of four
Troughs.

View
Looking
Northwest.



P/u

2000 Gal.
Tank.

View
Looking
Northwest.



MISSING
OCT 23 2000

51-07342

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 51-07342

Priority: January 22, 1993 Maximum Diversion Rate: 0.03 CFS
Maximum Diversion Volume: 2.5 AF

This is to certify, that US DEPT OF INTERIOR
WELLS LIVESTOCK INC

BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 22, 1993; and has submitted Proof of Beneficial Use on March 27, 1995. An examination indicates that the works have a diversion capacity of 0.030 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.03 CFS	2.5 AF
WILDLIFE	01/01 to 12/31	0.02 CFS	2.5 AF
	Totals	0.03 CFS	2.5 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3 (NENWSW), Sec. 18, Township 12S, Range 10E
OWYHEE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

12S 09E 14	NWNW	
24	NWNW	SENE

PLACE OF USE: WILDLIFE

TWN RGE SEC

12S 09E 14	NWNW	SWSW
24	NWNW	SENE

CONDITIONS OF APPROVAL AND REMARKS

1. The issuance of this right does not grant any right-of-way or easement across the land of another.
2. Right 51-07310 is also diverted through the point of diversion described above.
3. Rights 51-07310 and 51-07342 when combined shall not exceed a total diversion rate of 0.03 cfs.

MICROFILMED

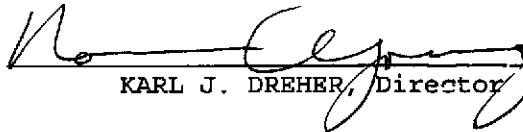
JUL 23 1999

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 51-07342

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 4TH day of APRIL, 2006.


KARL J. DREHER, Director

MICROFILMED

OCT 23 2003

State of Idaho
Department of Water Resources

RECEIVED

MAR 30 2000

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 51-07342

Department of Water Resources

Date of Priority: January 22, 1993

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

2.5 AF

Comes now

US DEPT OF INTERIOR
WELLS LIVESTOCK INC

BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

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. 51-07342, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.03 CFS	2.5 AF
WILDLIFE	01/01 to 12/31	0.02 CFS	2.5 AF
	Totals	0.03 CFS	2.5 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3 (NENWSW), Sec. 18, Township 12S, Range 10E
OWYHEE County

PLACE OF USE: STOCKWATERTWN RGE SEC

12S 09E 14	NWNW	
24	NWNW	SESW

PLACE OF USE: WILDLIFETWN RGE SEC

12S 09E 14	NWNW	SWSW
24	NWNW	SESW

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 BLM STATE OFFICE, this 28th day of March, 2000.

MICROFILMED

(Signature)

OCT 23 2000

PAGE 2

State of Idaho
Department of Water Resources**APPLICATION FOR AMENDMENT**
(For Licensing Purposes)
WATER RIGHT NO. 51-07342

FOR DEPARTMENT USE ONLY

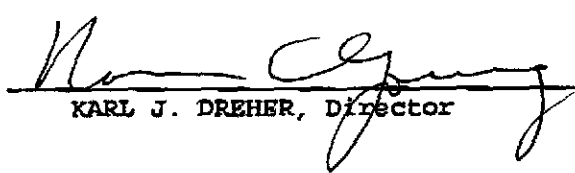
Preliminary check by _____ Fee = 50.00 Received by JM # 0048644 Date 3/30/00

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. 51-07342 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The issuance of this right does not grant any right-of-way or easement across the land of another.
2. Right 51-07310 is also diverted through the point of diversion described above.
3. Rights 51-07310 and 51-07342 when combined shall not exceed a total diversion rate of 0.03 cfs.

Witness my hand this 4TH day of APRIL, 2000.
KARL J. DREHER, DirectorMICROFILMED
OCT 23 2000

RECEIVED

MAR 27 1995

WATER RESOURCES
WESTERN REGION

OFFICE USE ONLY
Amt. of Fee \$ 50-
Date 3-27-95
Receipt No. WDR786
Receipt by EB

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 51-07342 Telephone No. 543-4618 or 384-3070
2. Name(s) of Permit Holder(s): US DEPT OF INTERIOR (BLM) & WELLS LIVESTOCK INC
3. Mailing Address: 3380 AMERICANA TERRACE BOISE ID 83706
4. Source of Water: GROUNDWATER

If **GROUNDWATER**, Well Driller's Name: EATON DRILLING & PUMP SERVICE Date Drilled: 8-26-87

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic ONE (No. of households) Stockwater 450 to 550 range cattle (No. and type of stock)

Irrigation _____ (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.17 cfs cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? _____ Yes ☒ No _____ Installed? _____ Yes _____ No

OR
Flow Measurement Port: Required? ☒ Yes _____ No _____ Installed? _____ Yes _____ No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

WALTER WELLS (home 543-4618) or (farm 537-6709)

Name Telephone No.

512 N. BROADWAY BUHL, ID 83316

Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

22 Mar 95

1/9/95

Date

Raymond H. Nelson Area Manager - BLM
W. E. Wells Wells Livestock
Signature (and title, if on behalf of a company or organization)

RECEIVED

MAR 16 1994

Department of Water Resources

For Office Use Only
\$15 Fee Received by VR
Date 3-14-94
Receipt No. W017255

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 51-07342

Name(s) of Permit Holder: (BLM) US DEPT OF INTERIOR AND WELLS LIVESTOCK INC.

Mailing Address: 3380 AMERICANA TERRACE, BOISE IDAHO 83706

Date Proof is Due APRIL 1, 1994

Telephone No. 736-2371 or 543-4618

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

This well was drilled in August of 1987. Several project phases have been completed
to appropriate water from this source to other lands (state, federal & private). The first
phase completed was constructing pipeline out of the west side of the canyon onto fed.
ground. The second phase completed last year was constructing pipeline
out of the east side of the canyon. Extensions & spurlines are Costing \$
whats left to be completed.

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

This permit is jointly filed by US Dept of Interior and Wells Livestock Inc. Other federal
agencies are also involved in some of the funding of this project. Work is being completed
in separate phases as funding & clearances become available for all agencies involved.

Permit holder(s) request an extension to APRIL 1, 19 95

FEE: \$15.00

W.E. Wells
(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

L. Gary Carson

APR 14 1995

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to April 1, 1995.

Signed this 31st day march, 19 94

J. Glen Saylor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 51-07342

Proposed Priority: January 22, 1993 Maximum Diversion Rate: 0.17 CFS
This is to certify, that **WELLS LIVESTOCK INC**

**US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3380 AMERICANA TERRACE
BOISE ID 83706**

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.14 CFS
WILDLIFE	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.01 CFS
	Totals	0.17 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NENWSW), Sec. 18, Township 12S, Range 10E
OWYHEE County

PLACE OF USE: STOCKWATER
TWN RGE SEC

12S 09E	3	NESE	
	4	Lot 4(NWNW)	SWNW
	9	NESW	
	10	NENW	
	11	SENW	
	12	NESW	
	13	NENW	NWNW
	15	NWNE	
	22	SENE	
	24	NWNW	SWSW
	27	SWSE	SESE
10E	8	SESE	
	17	NENE	

PLACE OF USE: WILDLIFE, same as STOCKWATER use

PLACE OF USE: DOMESTIC
TWN RGE SEC

12S 10E 18 Lot 3(NWSW)

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1994.
2. Subject to all prior water rights.

RECEIVED

APR 13 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 51-07342

CONDITIONS/REMARKS:

3. The issuance of this right in no way grants any right-of-way or easement across the land of another.
4. Domestic use is for 1 home.
5. Stockwater use is for 600 range cattle.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

22 day of March, 1993.

R. Keith Higginson
for R. Keith Higginson, Director

APR 13 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: BUREAU OF LAND MANAGEMENT 208-384-3300
Address: 3948 DEVELOPMENT AVENUE
BOISE ID 83705
AND WELLS LIVESTOCK INC. (SAME ADDRESS AS BLM)
2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: Lot 3 (NENWSW), Sec. 18, Township 12S, Range 10E
OWYHEE County
4. Water will be used for the following purposes:
- | Purpose | From | To | CFS | (or) | AF |
|------------|-------|-------|-------|------|----|
| STOCKWATER | 01/01 | 12/31 | 0.230 | .17 | |
| DOMESTIC | 01/01 | 12/31 | 0.030 | .01 | |
| LIVESTOCK | 01/01 | 12/31 | | .02 | |
5. Total quantity to be appropriated is:
0.230 CFS (and/or) AF
6. Proposed diverting works:
- Description of ditches, flumes, pumps, headgates, etc.
WELL, PUMP, PIPELINE, Existing System
 - Height of storage dam feet; active reservoir capacity acre-feet; total reservoir capacity acre-feet; period of year when water will be diverted to storage: to inclusive.
 - Proposed well diameter is 6 inches; proposed depth of well is 605 feet.
 - Is groundwater with a temperature greater than 85F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 year(s).
8. Place of Use: STOCKWATER

TWN RGE SEC

12S 09E	3	NESE	
	4	Lot 4 (NWNW)	SWNW
	9	NESW	
	10	NENW	
	11	~~SESW~~ SENW	
	12	NESW	
	13	NENW	NWNW
	15	NWNE	

APR 13 1993

* per talk with C. Jones of BLM, see comm. memo 2/4/93.

Existing system completed after 11/1987 24-in. well drilled in 1982.
Data base updated.

— JCL 2/4/93

Place of Use: STOCKWATER

TWN RGE SEC

22	SENE	
24	NWNW	SWSW
27	SWSE	SESE
10E 17	NENE	
8	SESE	

Place of Use: DOMESTIC

TWN RGE SEC

12S 10E 18 Lot 3 (NWSW)

PLACE OF USE: WILDLIFE
SAME AS
STOCKWATER

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

WELLS LIVESTOCK INC

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

~~APPLICANT~~ BLM & WELLS LIVESTOCK

c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.
CO-OPERATIVE AGREEMENT BETWEEN PARTIES

10. Remarks:

Domestic use is for one home, Stockwater use is for 600 range
cattle.
partially covered by Right No. 51-07310.

11. Map of proposed point of diversion and place of use attached? [X]

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.

See original for both
Applicant Signatures.

Received by LG Date 1/27/93 Time 9:30 Preliminary check by SC

* Fee \$ 45⁰⁰ Receipted by LG # W.D. 5843 Date 1/22/93

Publication prepared by GG Date 1/27/93 Published in Douglas Republic

Publication approved SC Date 3-1-93 2/3 & 2/10/1993

APR 13 1993

*
SEE COMMENTS. DATABASE UPDATED 2/4/93 PER TELECON WITH C. JONES
OF BLM. -SC 2/4/93

Comments: Date: 1/22/1993 User-ID: GRAVES

Subject:
OTHER RIGHTS

Clover Creek also provides water to the uses described
(51-07343).

Comments: Date: 2/ 4/1993 User-ID: LESTER

Subject:
UPDATED INFORMATION

For some unexplainable reason, this application and appl. -07343 were advertised prior to review. Staff review included a telecon today with C. Jones of BLM office in Twin Falls. He said that Wells' name should be left on application to be joined with "and" instead of and/or. He told me that entire system in both appls. existed but after 11/87. The well, originally drilled in 1982 and deepened in Oct. 1987 per notes in file 51-07310, serves 1 home in NWSW S.18; therefore, domestic rate was reduced in -07342 and provides full D/1 water when combined with -07310. Also, stock rate was reduced per no. of head. Total rate requires \$30 fee but not sure if \$15 refund is in order; if so, would be due to dept. error in not catching rate limits before advertising.

Regarding the moratorium, combined uses in each application fit the 13,000 gpd limits of 42-111. Application processing should continue for these essentially non-consumptive uses from both

APR 13 1993

sources.

If well was deepened after 7/87, what is the drilling permit no.?

A note in 51-07310 refers to 51-87-W-001 but I cannot find this drilling permit.

No refund issue exists for -07343. Note in overlap that 77-07270 is listed in same P/D location in S.18. This basin no. is wrong and should be corrected; cannot locate file today at region. What is the story with 77-07270?

51-07242
COMMENTS
CONT.

APR 18 1993

51-7342

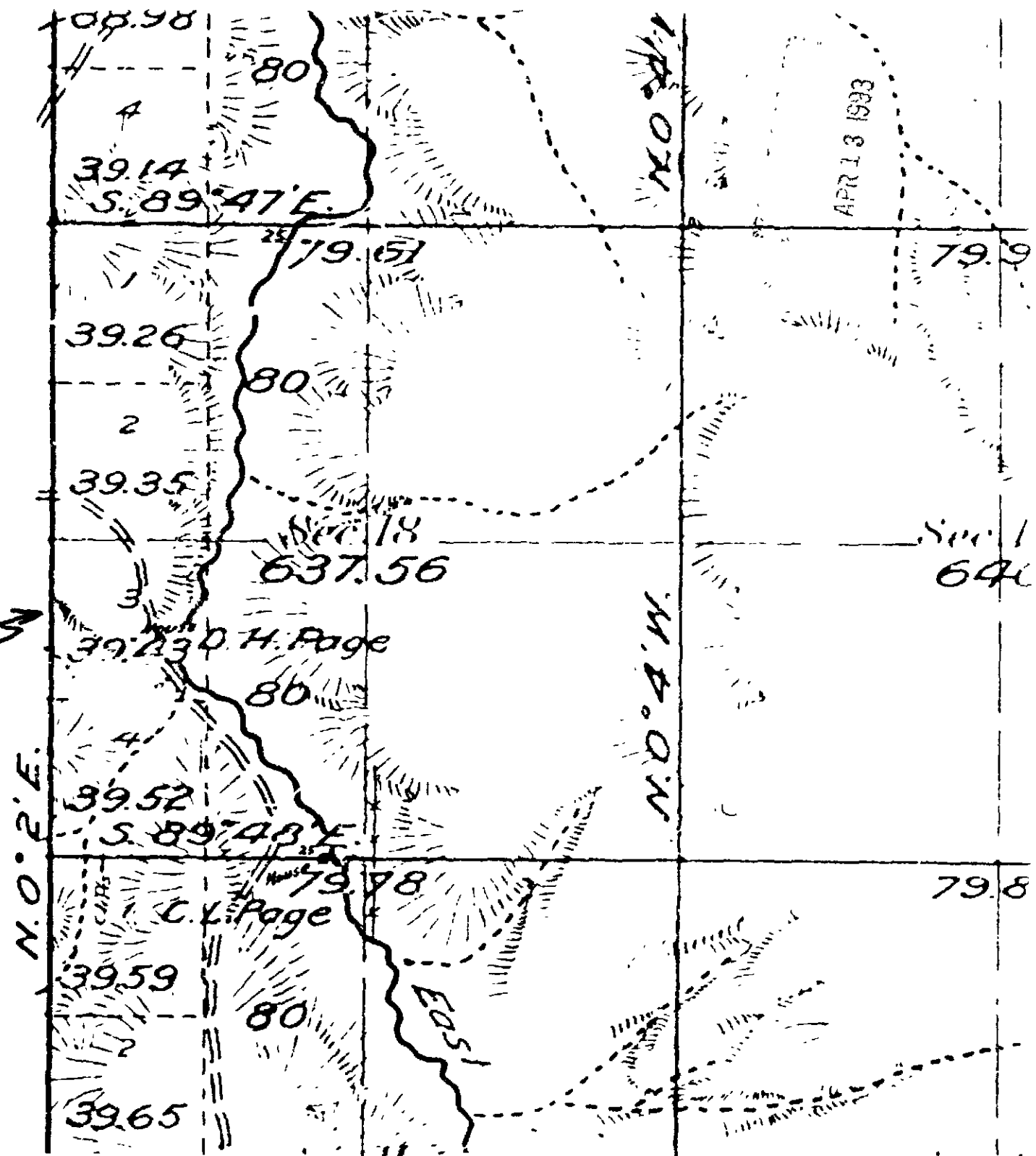
T125
R10E

I

i

K

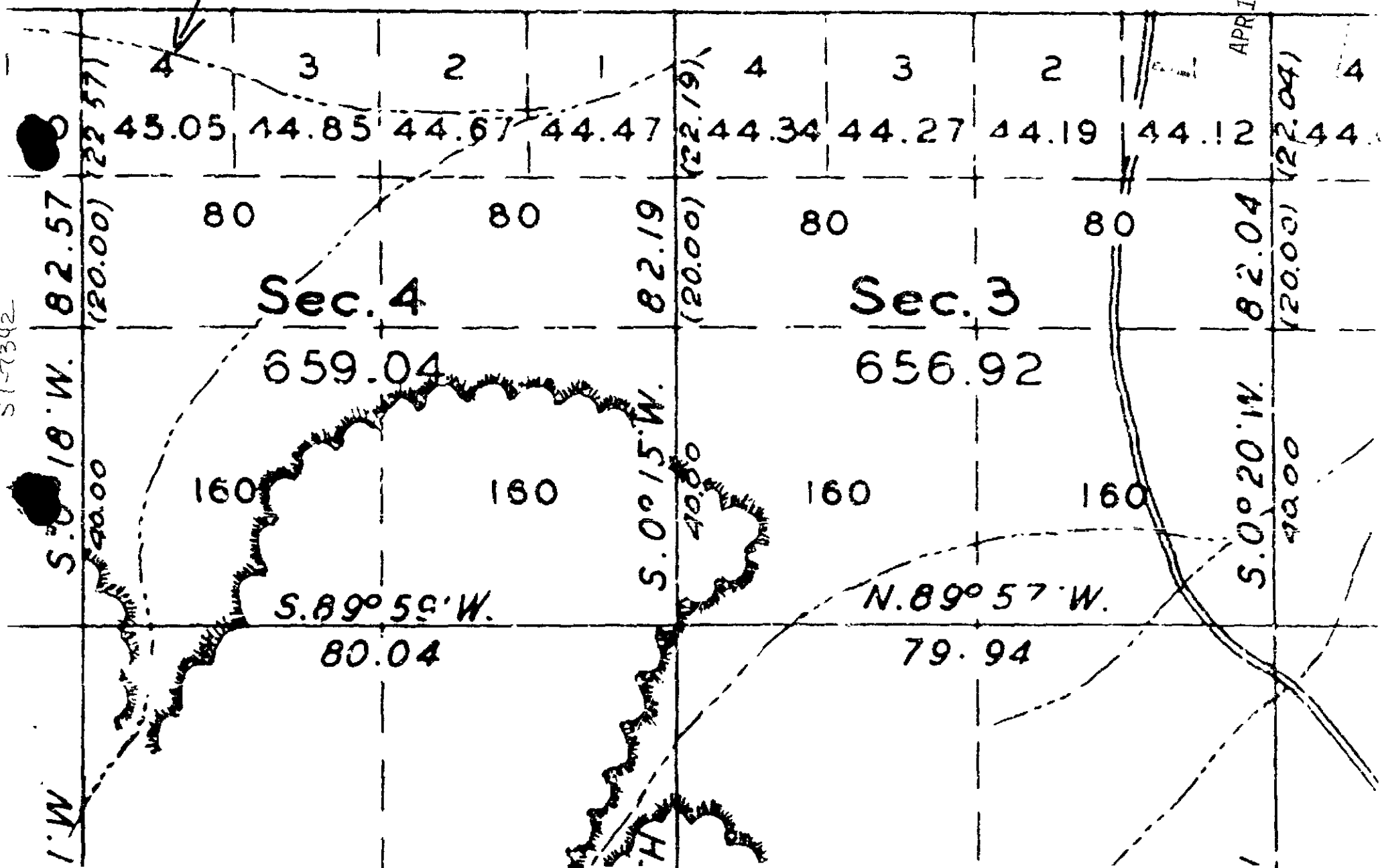
Lot 3



T125
R 96

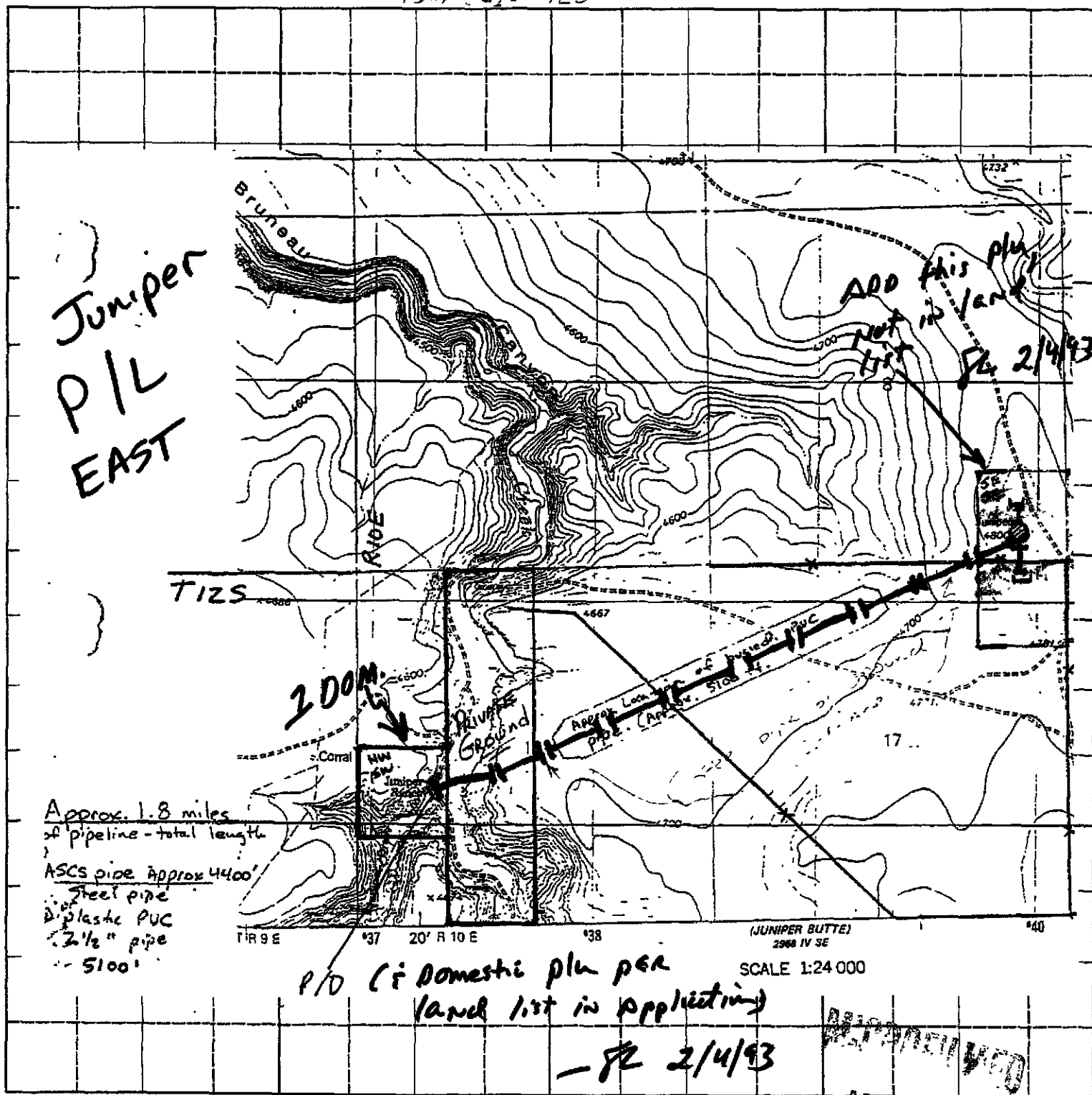
N. 89° 58' W.

APR 13 1994



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

TOWNSHIP 12S



Scale. 2 inches equal 1 mile

APR 18 1993

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

MAP #2

points of use claimed

51-7342

T125

(Clover Butte North)
Quad

R9E
R10E

T12S

CLOVER BUTTE

5.14 pm
covered by
ST-07310
- 82 2/4/43

Same well as
this Application

CLOVER BUTTE

(Clover Butte)
South
Quad

(Juniper Butte)
Quad

SEE
ADDITIONAL
MAP FOR
Juniper
P/L
EAST

Juniper Ranch
Phase I
As-Built
Stock Water System
Don Tomich
2-22-90

Juniper
P/L
WEST

MAP #1

W. points of use
claimed

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Juniper Ranch Water System

DESIGNED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident No 51-07342
32

To appropriate the public waters of the State of Idaho

1. Name of applicant Bureau of Land Management ~~and~~ ^{and} Wells Livestock Inc. Phone 208-384-3300
~~208-384-3300~~

Post office address 3948 Development Ave. Boise, Id. 83705 ~~512 N. Broadway, Dubl, Id. 83316~~

2. Source of water supply Groundwater which is a tributary of N/A

3. Location of point of diversion is N^{ak} ~~NE~~ ^{1/4} of NW ^{1/4} of SW ^{1/4}, Govt. Lot 3

Sec 18 Township 12S Range 10E B M Owyhee County, additional points of diversion if any _____

4. Water will be used for the following purposes

Amount 0.23^{.14} for Stockwater purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.03^{.07} for Domestic purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .02 for Wildlife purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

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

5. Total quantity to be appropriated is (a) 0.26^{.17} cfs and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works.

a. Description of ditches, flumes, pumps, headgates, etc. Water is pumped from well to various beneficial points of use on range (see map showing trough location)

b. Height of storage dam N/A feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.

c. Proposed well diameter is 6" inches, proposed depth of well is 605' feet

d. Is ground water with a temperature of greater than 90°F being sought? No - 85°F or less

7. Time required for the completion of the works and application of the water to the proposed beneficial use is

1 years (minimum 1 year).

- NAMES - SHOW BOTH
* - 5/6ms = .14 cfs max
- D/I allow .11 " " balance covered by
51.67511, same well + domestic unit
- Wildlife per plan & as ID 51-07342

APR 13 1993

FILE 2/4/93 - See
Comm. memo - 4
C. Jones

ORIGINAL

8 Description of proposed uses (if irrigation only, go to item 9).

- a Hydropower; show total feet of head and proposed capacity in KW _____
- b Stockwatering; list number and kind of livestock approx. 600 Range Cattle
- c. Municipal, show name of municipality _____
- d. Domestic, show number of households. 1 household with small lawn irrig.
- e. Other; describe fully. water will be pumped from private well to beneficial points of use described below. (see map for trough location)

9 Description of place of use

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below
- b. If water is used for other purposes, place a symbol of the use (example. D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
~~125~~	~~10E~~	~~18~~																~~S/W~~	
✓ 125	10E	17	S/W																
✓ 125	9E	13					S/W	S/W											
✓ 125	9E	12									S/W								
✓ 125	9E	11								S/W									
✓ 125	9E	24						S/W											
✓ 125	9E	24											S/W						
✓ 125	9E	3													S/W				
✓ 125	9E	10					S/W												
✓ 125	9E	15		S/W															
✓ 125	9E	9									S/W								
✓ 125	9E	4						S/W	S/W										
✓ 125	9E	22				S/W													
✓ 125	9E	27														S/W	S/W		
✓ 125	10E	18											DUG						
✓ 125	10E	8																S/W	

Total number of acres to be irrigated 0

10. Describe any other water rights used for the same purposes as described above. A seperate permit will be filed to divert water from Clover Creek to beneficial points of use in the allotment

11. a. Who owns the property at the point of diversion? Wells Livestock Inc.
- b. Who owns the land to be irrigated or place of use? Bureau of Land Management and Wells Livestock Inc.
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Co-operative agreement between parties

12. Remarks. Water is pumped from well on private ground to beneficial points of use on Federal land. The applicants include The Bureau of Land Management and Wells Livestock Inc.

* S. 8 per Applicant's map J- 2/4/93

Ark - 3 1993

13 Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. SEE ATTACHED MAPS

SEE
ATTACHED
MAPS

APR 13 1993

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

Charles B. Jones
for *Maeter & Meles*
Charles B. Jones (Applicant)
Charles B. Jones
Acting Area Manager

Received by Ly Date 1/22/93 Time 9:30 Preliminary check by SL
Fee \$ 45 Receipted by Ly # W015843 Date 1/22/93
Publication prepared by GG Date 1/27/93 Published in Owyhee Avalanche
2/3 & 2/10/1993
Publication approved AT Date 3-3-93

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____

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 _____, 19 ____

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit

e Other.

APR 13 1993

RECEIVED

MAR 1 1993

Department of Water Resources
Western Regional Office

THE OWYHEE AVALANCHE

P.O. BOX 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
)ss
COUNTY OF OWYHEE)

I, Joe E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of **The Owyhee Avalanche**, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3. That the said **The Owyhee Avalanche** has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in said

newspaper, in

two (2)

(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

February 3, 1993

February 10, 1993

Non-fatal
error.

Signed

Joe E. Aman

Subscribed and sworn to before me this 10th day of February A.D., 1993

Carol E. Anderson

Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires October 1997

APR 13 1993

FOR WATER RIGHT
The following application(s) have been filed to appropriate the public waters of the State of Idaho:

51-07342

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE, ID 83706
Source: GROUNDWATER
Diversión Pt: LOT 3
(NENWSW) Sec 18 T 12S R
10E in OWYHEE County.
Use: STOCKWATER (.230
CFS)
DOMESTIC (.030 CFS)
Total Diversión: (.230 CFS)
Date Filed: 1/22/1993
In: OWYHEE County
T12S R09E S03 NESE
S04 Lot 4(NWNW) SWNW
S09 NESW
S10 NENW
S11 SESW
S12 NESW
S13 NENW NWNW
S15 NWNE
S22 SENE
S24 NWNW SWSW
S27 SWSE SESE
R10E S17 NENE
S18 Lot 3(NWSW)

51-07343

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE, ID 83706
Source: CLOVER CREEK
Tributary: BRUNEAU RIVER
Diversión Pt: LOT 3
(NENWSW) Sec 18 T 12S R
10E in OWYHEE County.
Use: STOCKWATER (.150
CFS) ~~Stock, Domestic~~
IRRIGATION FROM
STORAGE (.030 CFS)
WILDLIFE (.020 CFS)
Total Diversión: (.200 CFS)
Date Filed: 1/22/1993
In: OWYHEE County
T12S R09E S03 NESE
S04 Lot 4(NWNW) SWNW
S09 NESW
S10 NENW
S11 SENW
S12 NESW
S13 NENW NWNW
S15 NWNE
S22 SESE
S24 NWNW SWSW
S27 SWSE SESE
R10E S17 NENE
S18 Lot 43 (SWSW)

55-07432

ELORDI, JIM
PO BOX 55
JORDAN VALLEY, OR 97910
Source: UNNAMED STREAM
Tributary: SODA CREEK
Diversión Pt: NWSWSE Sec
22 T 04S R 05W in OWYHEE
County.
Use: STOCKWATER
STORAGE (.20 AF)
Total Diversión: (.20 AF)

In: OWYHEE County
T04S R05W S22 SWSE
55-07433

ELORDI, JIM
PO BOX 55
JORDAN VALLEY, OR 97910
Source: UNNAMED STREAM
Tributary: SODA CREEK
Diversión Pt: NWSE Sec 26 T
04S R 05W in OWYHEE
County.
Use: STOCKWATER
STORAGE (.10 AF)
Total Diversión: (.10 AF)
Date Filed: 1/19/1993
In: OWYHEE County
T04S R05W S26 NWSE
55-07434

ELORDI, JIM
PO BOX 55
JORDAN VALLEY, OR 97910
Source: UNNAMED STREAM
Tributary: SODA CREEK
Diversión Pt: NESWSW Sec
26 T 04S R 05W in OWYHEE
County.
Use: STOCKWATER
STORAGE (.10 AF)
Total Diversión: (.10 AF)
Date Filed: 1/19/1993
In: OWYHEE County
T04S R05W SWSW
55-07435

ELORDI, JIM
PO BOX 55
JORDAN VALLEY, OR 97910
Source: UNNAMED STREAM
Tributary: SODA CREEK
Diversión Pt: NWNWNE Sec
27 T 04S R 05W in OWYHEE
County.
Use: STOCKWATER
STORAGE (.10 AF)
Total Diversión: (.10 AF)
Date Filed: 1/19/1993
In: OWYHEE County
T04S R05W S27 NWNE
55-07436

ELORDI, JIM
PO BOX 55
JORDAN VALLEY, OR 97910
Source: UNNAMED STREAM
Tributary: SODA CREEK
Diversión Pt: SESENE Sec
27 T 04S R 05W in OWYHEE
County.
Use: STOCKWATER
STORAGE (.10 AF)
Total Diversión: (.10 AF)
Date Filed: 1/19/1993
In: OWYHEE County
T04S R05W S27 SENE
55-07437

ELORDI, JIM
PO BOX 55
JORDAN VALLEY, OR 97910
Source: UNNAMED STREAM
Tributary: SODA CREEK
Diversión Pt: SESWSE Sec
34 T 04S R 05W in OWYHEE
County.
Use: STOCKWATER (.050
CFS)
STOCKWATER STORAGE
(.20 AF)
Total Diversión: (.050 CFS)
Date Filed: 1/19/1993
In: OWYHEE County
T04S R05W S34 SWSE
55-07438

ELORDI, JIM
PO BOX 55
JORDAN VALLEY, OR 97910
Source: UNNAMED STREAM
Tributary: SODA CREEK
Diversión Pt: NWNWNE Sec
34 T 04S R 05W in OWYHEE
County.
Use: STOCKWATER (.050
CFS)
STOCKWATER STORAGE
(.20 AF)
Total Diversión: (.050 CFS)
Date Filed: 1/19/1993
In: OWYHEE County
T04S R05W S34 NWNE
Permits will be subject to
all prior water rights.
Protests may be submitted
based on the criteria of Sec.

42-203A, Idaho Code and/or
the public interest criteria of
Sec. 42-203C, Idaho Code.
Protests must be filed with
the Director, Dept. of Water
Resources, Western Region,
2735 Airport Way, Boise,
Idaho 83705 on or before
February 22, 1993.

R. KEITH HIGGINSON,
Director

Publish February 3 & 10, 1993



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

April 4, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1387 S VINNELL WAY
BOISE ID 83709-1657

RE: WATER RIGHT 51-07342

Dear Water Right Holder(s):

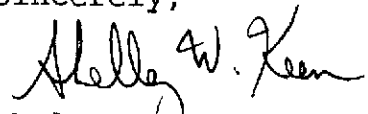
The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become 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,


Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosures

cc: Wells Livestock Inc.

MICROFILMED

APR 7 2000

CERTIFICATE OF MAILING

I hereby certify that on the 4th day of April, 2000, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

RE: Water Right 51-07342

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1387 S VINNELL WAY
BOISE ID 83709-1657

WELLS LIVESTOCK INC
782 E 3800 N
BUHL ID 83316



Kari Lynn Townsend
Secretary

MICROFILMED

OCT 23 2000

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order 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 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 the 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 twenty-one (21) 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 a 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. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

MICROFILMED
OCT 23 2000

CERTIFICATE OF SERVICE

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

FINAL ORDER

The Department 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 Department 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

March 14, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1387 S VINNELL WAY
BOISE ID 83709-1657

RE: WATER RIGHTS 51-07342

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 your place(s) of use is in a location other than what was described on your permit. Therefore, before a license can be issued, the permit must be amended to depict your water right as it was actually developed.

The enclosed Application for Amendment form depicts the place(s) of use and other information as it 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
for KAY WALKER
Sr. Water Resource Agent

KW:klt

Enclosure

cc: Wells Livestock Inc.

MICROFILMED
OCT 29 2000

LICENSE REVIEW CHECKLIST

Permit No. 51-07342 Date: 12/27/99 Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK
Point of Diversion OK

Does change clarify original intended source? If no, void permit.
Change (P39/P47) Add (P45/P42) Feds (P43)

W32 (multiple in 1/4/1/4)
W36 (overlap)
W59 (subdivision description)

Place of Use change

Change (P41/P47) Add (P41/P42) Feds (P43)

W60 (subdivision description)
W27 (ppu acre limit)

Overlaps Right(s): 51-07310 - also in license process
File reviewed _____ Profile reports printed _____

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

Rate of Diversion:

Permitted rate 0.17 cfs
Fee Limit 0.17 cfs
Measured _____ cfs
Theoretical 0.03 cfs

Recommended Total Diversion Rate 0.03

Water Uses OK

Change (P46) -

Remove domestic use - covered under 51-07310

Irrigation _____ cfs _____ af
Stockwater 0.03 cfs 2.5 af
Domestic _____ cfs _____ af
Wildlife 0.03 cfs 4.5 af
Total 0.03 cfs 2.5 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)

Volume Determination

_____ cfs x 1.9835 x _____ days = _____ af (vs) _____ acres x _____ (FHR) = _____ af

Remarks

W35(51-07310, 0.03 cfs) W36(51-07310)

Additional Conditions

NO Watermaster Control
NO GW Measurement/Measuring Device
NO Other
Trust (052/R55 - remove 051)
Non-trust (048/049)

Government Lots? NO

Advance Priority? yes If yes, explain why below.
no

SRBA Claim? NO

Adjust memo _____

Amend Letters

P41 P87, S06

Second Amendment Notice

P44 S06

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

FEB 24 1998

Department of Water Resources

A. GENERAL INFORMATION

Wells Livestock Inc.
U.S. Dept. of Interior
Bureau of Land Management
Lower Snake River District
Boise Field Office
Permit No. 51-07342
BLM: (208) 384-3300
Phone No. (208) 543-4618 (Wells)
3948 Development Ave
Boise, ID 83705

1. Owner: BLM - John Ash; Walter Wells EXAM DATE: 7-16-96

2. Accompanied by: Walter Wells - Wells Livestock Inc. Address: 512 N. Broadway, Buhl, ID 83316 Phone No. John Ash (208) 736-2353

Relationship to Permit Holder: John Ash - BLM employee; & Walter Wells Co-owner

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 51-07310
2. Other water rights with the same point of diversion: 51-07343, 51-07310

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
	3	NE	NW	SW	18	12S	10E	Owyhee	Site Visit, Map

2. Place(s) of Use:

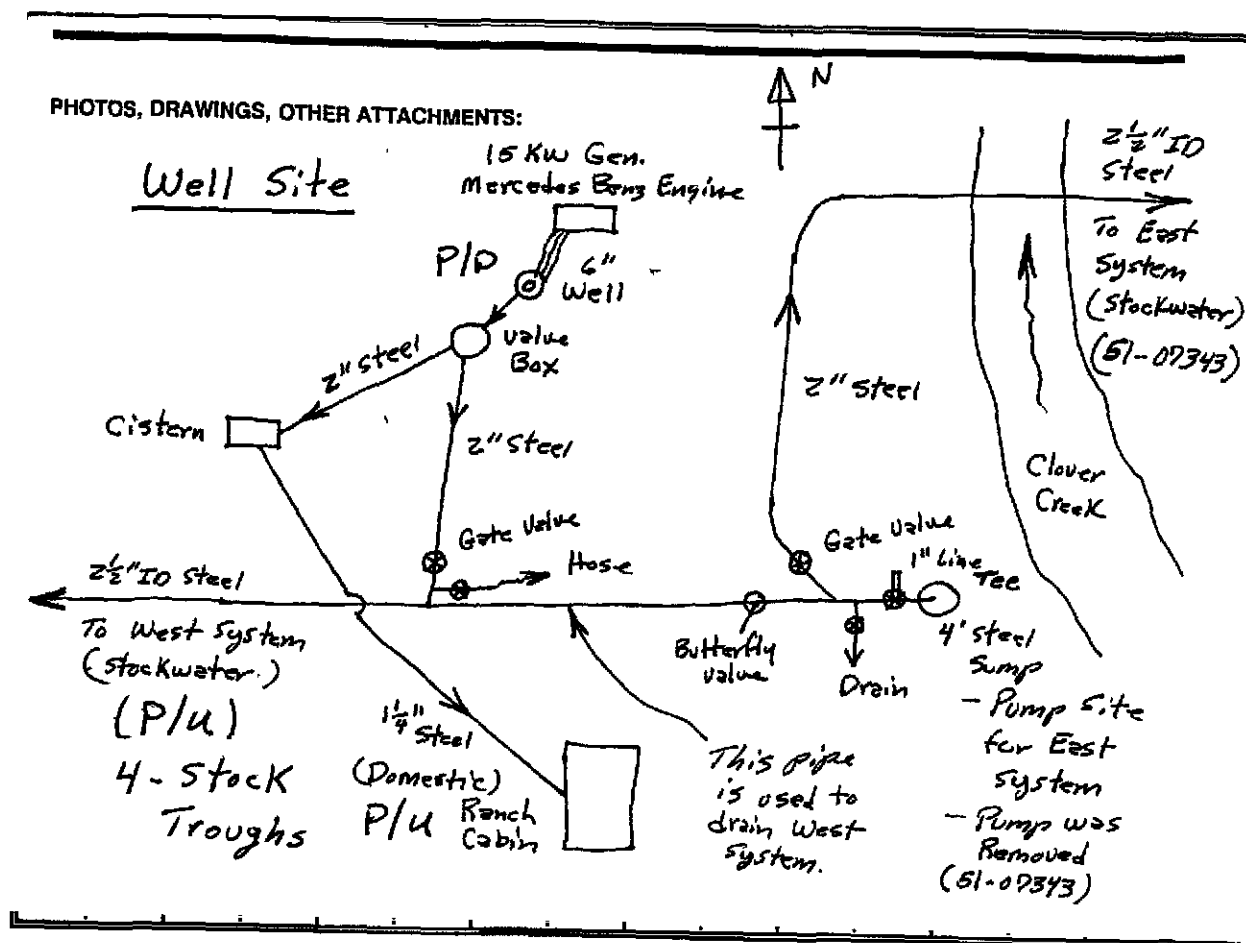
Indicate Method of Determination Site Visit, Map

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	9E	14						S					S						
		24						S		S									
	10E	18											Lot 3 D						

MICROFILMED

2002 2 4 2000

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



Scale: 1" = None

← 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.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Franklin	5		Sta-Rite	Model 20P4J035
(Power Source is 15 KW Gen. / Mercedes Benz Diesel Engine)					

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: None - Well, Pump, pipe, etc. data:

Well depth - 605', Static water - 243', draw down to 341',
pump depth - 462', Static lift to first tank - 668'.

NOV 29 2000

E. NARRATIVE/REMARKS/COMMENTS

1. The water system for this permit includes a well, a pressure pipe system, a cistern, a 7500 Gal. and 2000 Gal. storage tanks, and 4 stock watering troughs, that serve domestic, stockwater and wildlife uses.
 2. The well and ranch cabin for domestic use are located on private land - Walter Wells; and the storage tanks and stock troughs are located on BLM land. Walter Wells has the grazing allotment for the BLM stock water areas.
 3. The well pumps water to a cistern used as storage for the domestic use at the cabin, and to the two storage tanks for livestock and wildlife use.
 4. The piping at the well site is also interconnected to the water system for WR 51-07343. WR 51-07343 pumps water from Clover Creek to a stockwater system on the East Side of the Canyon.
 5. The well and same water system serves stockwater at the corrals by the cabin, and the domestic at the cabin under WR 51-07310. This is a permit owned by Walter Wells on his private land.
- Have conditions of permit approval been met? ☐ yes ☐ no
6. The livestock ~~water~~ ^{use} is for 550 Range Cattle. The grazing season is normally from Aug. 15 to Dec. 15 (123 days) on the BLM Allotment.

Additional Computation Sheets Attached

$$H = 911'$$

$$Q_{max} = \frac{(8.8)(54P)(70\%)}{TDH}$$

$$TDH = H + H_f + H_e + H_v$$

$H_f = \text{friction loss}$

$$H_2 = M_{isc} = 102 \text{ Hf}$$
$$H_1 = \text{vel.} = U^2/2g$$

$$H = \begin{array}{r} 243' \text{ (Well)} \\ 668' \text{ (First Tank)} \\ \hline 911' \end{array}$$

Using Pipe tables:

<u>Assume Q</u>	<u>Vel.</u>	<u>TDH</u>	<u>Actual Q</u>
30 GPM, 0.07 cfs	1.77 fps	946'	0.03 cfs
20 , 0.04	1.18	928'	0.03
15 , 0.03	0.88	921'	0.03
Requirement) =			

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

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

$$V = \text{Smaller of } V_{LB} \text{ and } V_{DB} =$$

2. Volume Calculations for Other Uses: 1) Domestic - Allow 0.6 AFA interval.

2) Stockwater = $V_{D.R} = (0.03 \text{ cfs})(123 \text{ days})(1.9835) = 7.32 \text{ AFA}$

$$V_{\text{allowed}} = (550 \text{ Head}) \left(\frac{12 \text{ Gal.}}{\text{Day-Head}} \right) \left(\frac{123 \text{ days}}{\text{Ann.}} \right) \left(\frac{\text{AF}}{325,850 \text{ Gal.}} \right)$$

$$= 2.49 \text{ AFA}$$

H. RECOMMENDATIONS

≈ 2.50 AFA

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Stockwater	01/01	12/31	0.03	2.50
wildlife	01/01	12/31	0.02	
Domestic	01/01	12/31	0.01	0.60
		Totals:	0.03	3.10

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

1) Ch. P/u as shown
in this report.

2) Note Address Change.

I. AUTHENTICATION

Field Examiner's Name

Date 7-20-78

Reviewer

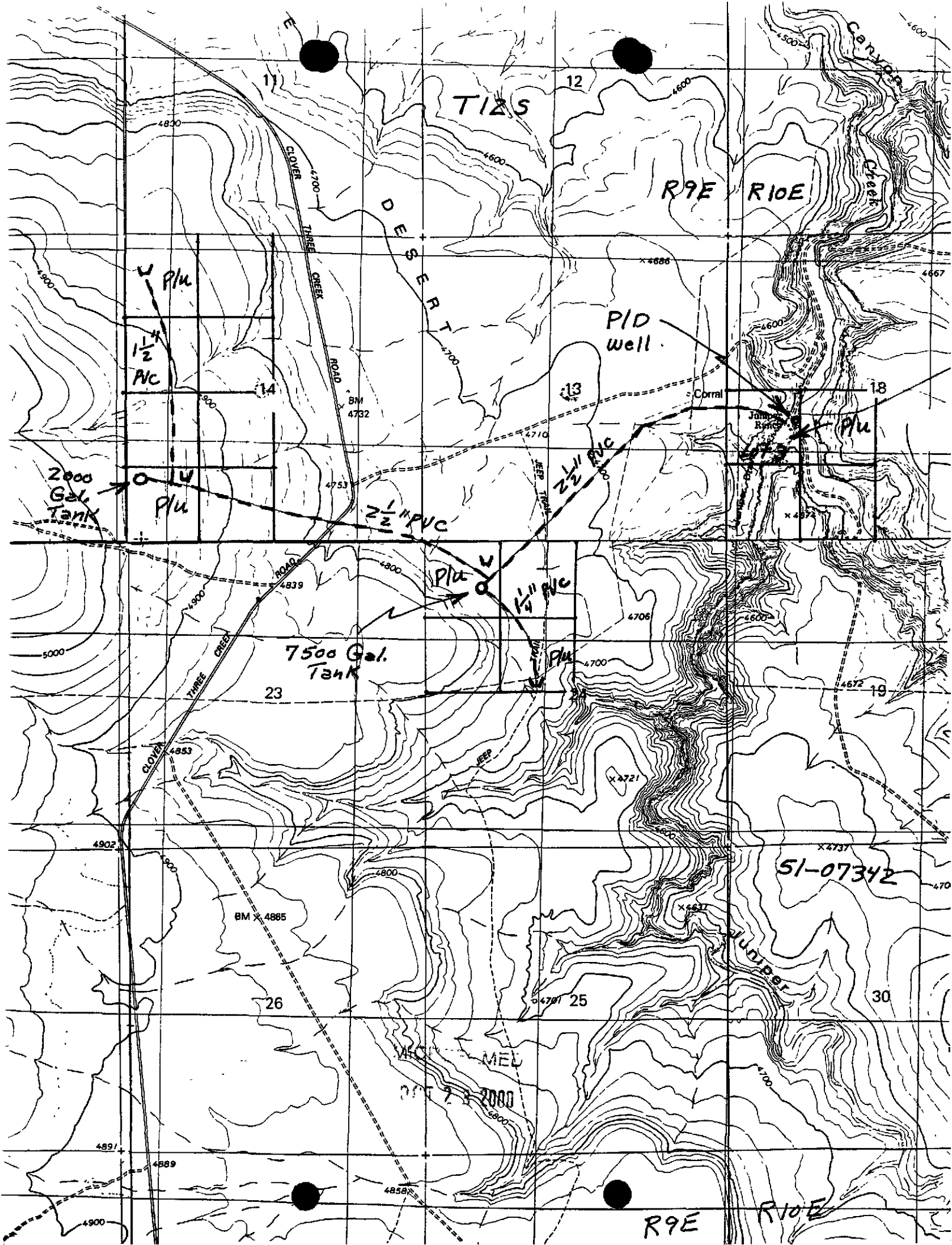
Date _____

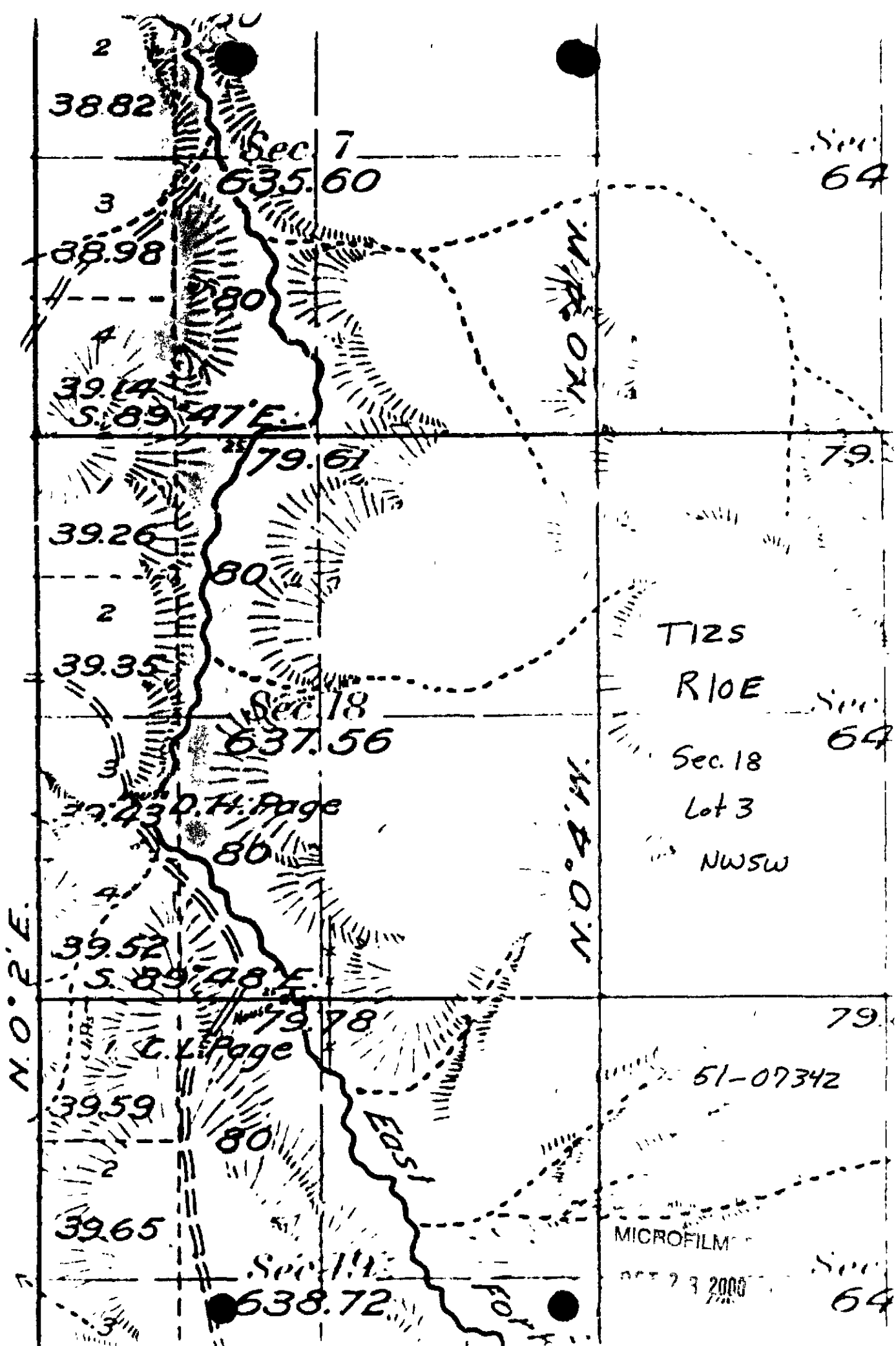
3) Max. Div. Rate
is only 0.03 cts

SEAL

MICROFILM - 16mm. - 100'

OCT 23 2009





IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

(None)

1. DRILLING PERMIT NO: _____ OTHER APPLICABLE NO: 51-07342
Hm (208) 543-4618
2. OWNER: Wells Livestock, Inc. Walter Wells Phone: WK (208) 537-6709
Address: 512 N. Broadway Buhl, ID 83316 @ Castleford
farm
3. WELL LOCATION: Twp 12S, Rge. 10E, Sec. 18 NE 1/4 NW 1/4 SW 1/4
County Owyhee (Provide sketch map and photo on reverse.)
485 S. Idaho
Twin Falls, ID Ph. (208) 536-2223
4. DRILLER: Eaton Drilling & Pump Service, Inc. Lic. No. _____
When Drilled? The well was drilled to a depth of 396' by an unknown
company at an unknown date. Eaton Drilling deepened the well to 600'
5. WELL CONSTRUCTION: from 8-26-87 to 9-1-87, and installed the pump & motor.
Casing Diameter 6 inches Water tight cap? ☒ Yes ☐ No Access Port: ☒ Yes ☐ No
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing 20 ft. Method Drilled Rotary - Air (Eaton Drilling)
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☒ Yes ☐ No Pressure Gauge: ☐ Yes ☒ No
Condition of Piping and Valving Good
Auger to a depth of _____ ft. Evidence of Annular Seal ☐ Yes ☒ No
Are there obvious construction problems that may be a source for contamination or waste of water?
☒ Yes ☐ No (Describe in Remarks and Attach Photo - On Reverse)
1) Well depth - 600'
2) water level @ Pump - 341'
drawdown
of Pump Set @ 462'
6. HYDROLOGIC INFORMATION:
Depth to Static Water 261 ft. Water Temperature _____
Flowing Artesian ☐ Yes ☒ No Pressure: _____ (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____
7. WELL USE:
☒ Domestic 1 - Ranch ☐ Irrigation 550 Range
☐ Test Cabin ☐ Municipal 600 cows
☐ Abandoned ☐ Waste Disposal/Injection ☐ Industrial 600
☒ Other: Wildlife ☐ Not Used 600
600

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☒ Yes ☐ No

Is there a possible source of contamination nearby? ☒ Yes ☐ No

If yes, what Type? Livestock, Sewerage disposal from cabin, Clover Creek

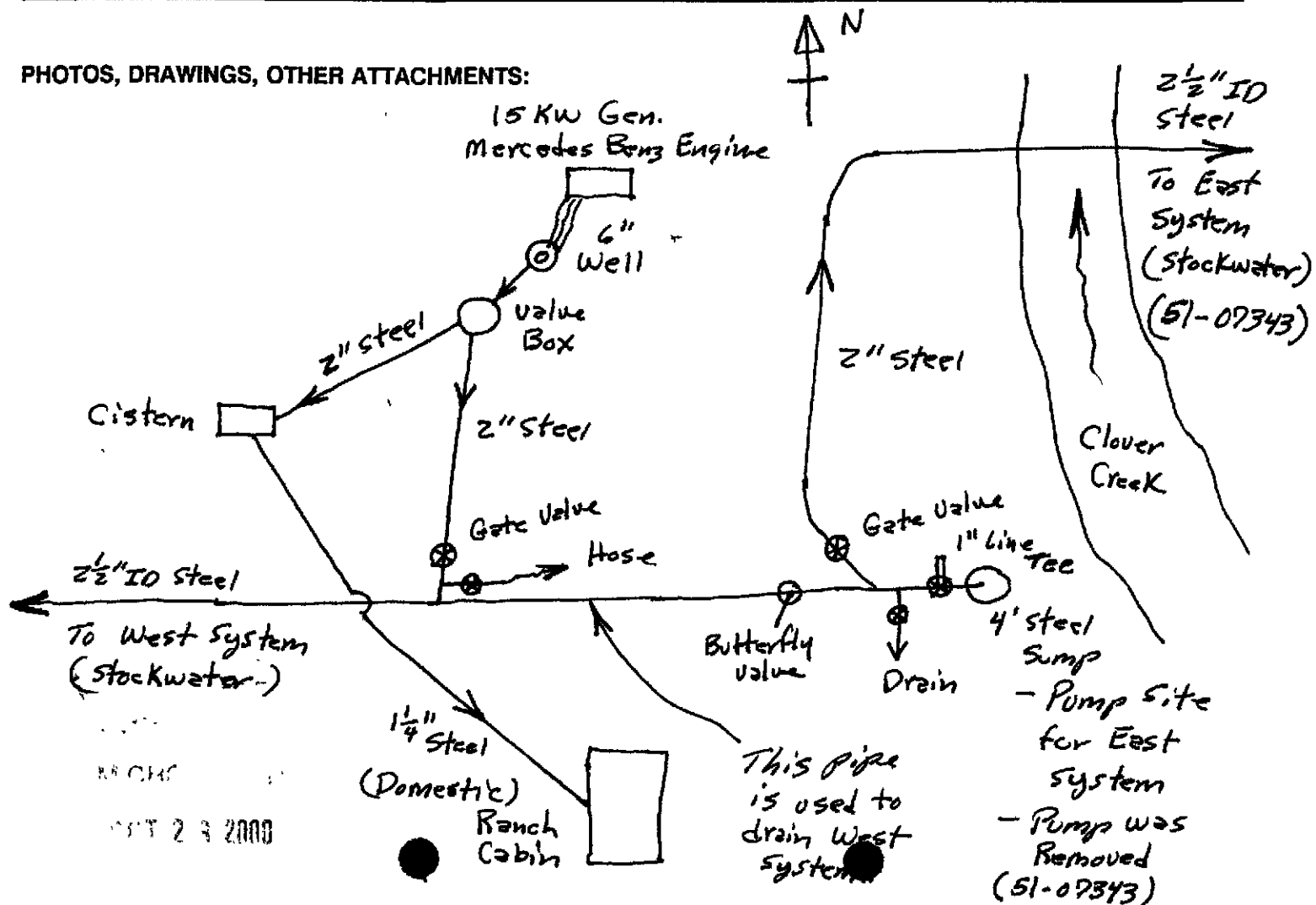
How far away from the well is this source? _____

9. REMARKS: The well only has 20' of 6" casing and probably does not have an annular seal. Range cows and horses use the area around the well - it is not fenced. The ranch cabin is located about 100' south of the well and has a toilet with an unknown sewerage disposal system. The well is located in the Clover Creek floodplain about 50' west of the creek, and may be flooded in extreme runoff years. The area near the well has stock corrals and old equipment and discarded fuel and oil drums, etc.

Dan Tomich Water Rights Examiner
Signature of Dept. Representative & Title

7-16-96
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



1 of 3

P/O

6" well
and
Valve
Box.

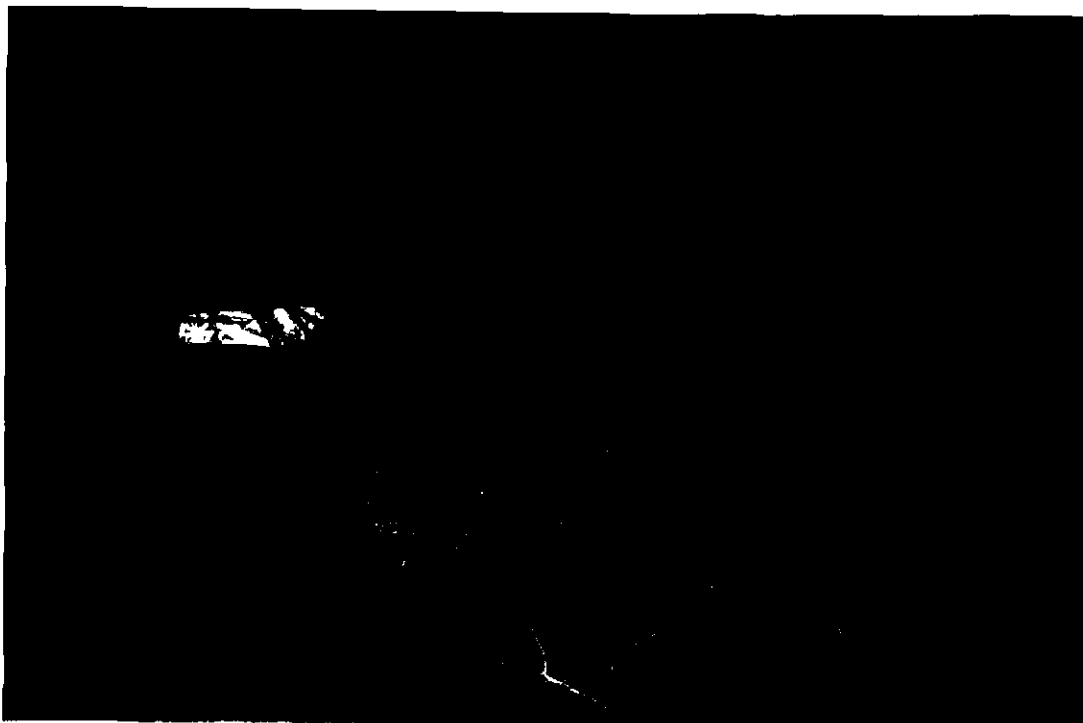
~~_____~~

Diesel
Engine -
Gen. in
shed.



P/u
Concrete
Cistern
+ Cabin -
Domestic.

Note $2\frac{1}{2}$ "
Steel pipe
for Stock
water
system.



51-07342

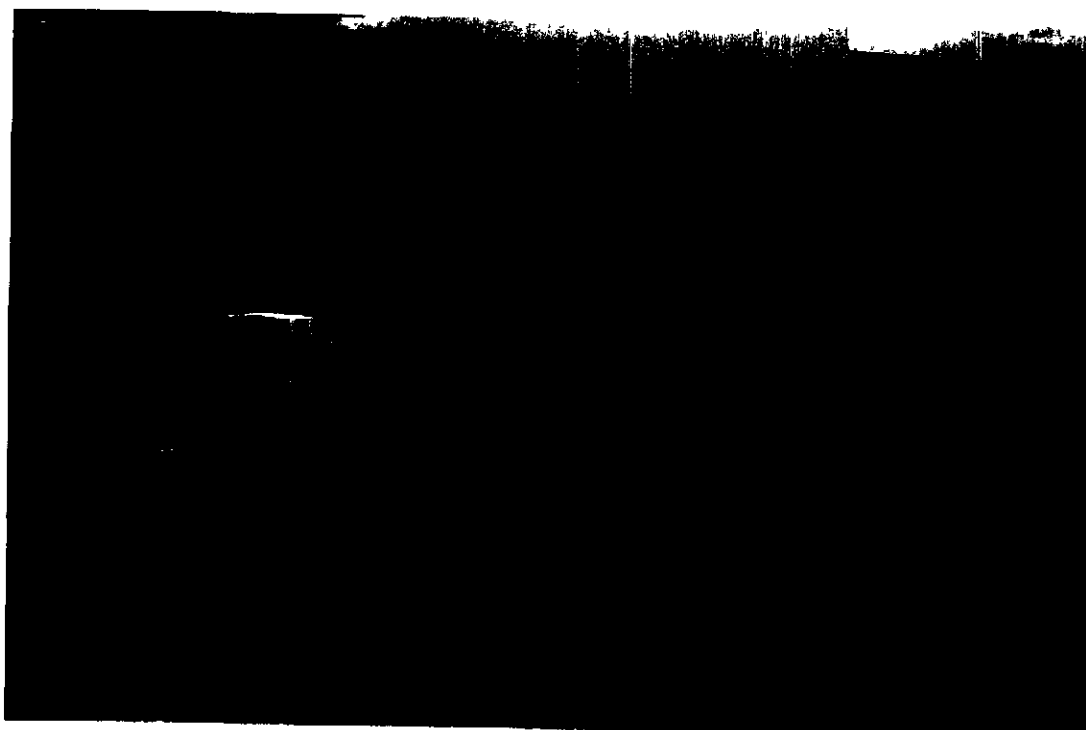
2 of 3



P/u

Cabin -
Domestic.

View
Looking
Southwest



P/u

7500 Gal.
Tank

(buried)
and

stock

Trough -

Right-center.

View
Looking
North

MICRO
OCT 24 2000

51-07342

3 of 3

P/U

Stock
Trough
near

7500 Gal.
Tank.

one of four
Troughs.

View
Looking
Northwest.



P/U

2000 Gal.
Tank.

View
Looking
Northwest.



Min
257 2 3 2000

51-07342

March 30, 1995

US DEPT OF INTERIOR
WELLS LIVESTOCK INC
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 51-07342

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

APR 14 1995



United States Department of the Interior

BUREAU OF LAND MANAGEMENT
Jarbidge Resource Area
2620 Kimberly Road
Twin Falls, ID 83301

TAKE
PRIDE IN
AMERICA

IN REPLY REFER TO

RECEIVED

MAR 27 1995

WATER RESOURCES
WESTERN REGION

1010
51-07342
51-07343

CERTIFIED MAIL NO. Z 420 120 299
RETURN RECEIPT REQUESTED

March 22, 1995

State of Idaho
Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705

RECEIVED

MAR 29 1995

Department of Water Resources

Dear DWR:

Enclosed, please find completed Proof of Beneficial Use forms (DWR 217) for permit No. 51-07342 (groundwater) and No. 51-07343 (Instream). Accompanying each water permit (PBU) is the appropriate license examination fee of \$50.00.

These water developments were completed during the summer of 1994 and are now in operation and ready for your inspection.

Since these are joint holder permits, the Dept. of Interior, BLM or Wells Livestock Company may be contacted if you have any questions and concerns. For clarity, the Jarbidge Resource Area, BLM, in Twin Falls is the issuing office of project development on public land. We may be contacted at 736-2350, as well as our State Office in Boise (as indicated on the enclosed forms).

Sincerely,

Raymond R. Hoem
Jarbidge Area Manager

Enclosures

APR 14 1995

January 31, 1995

US DEPT OF INTERIOR
WELLS LIVESTOCK INC
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706

PROOF DUE NOTICE

RE: PERMIT NO. 51-07342

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before April 1, 1995.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

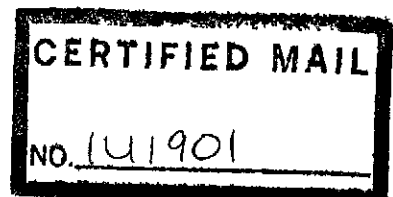
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures



April 1, 1994

U.S. Dept. of Interior and
Wells Livestock Inc.
3380 Americana Terrace
Boise, ID 83706

RE: Permit No. 51-07342

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to April 1, 1995.

Please note that the department has granted this extension based on the lack of construction funds available to a United States Agency. It is important that you work diligently toward the completion of this project during the construction period allowed since the department may not be able to grant additional extension requests.

If you have any questions or if I can be of any further assistance, please feel free to contact this office.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Regional Office

APR 14 1995

January 31, 1994

US DEPT OF INTERIOR
WELLS LIVESTOCK INC
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706

PROOF DUE NOTICE

RE: PERMIT NO. 51-07342

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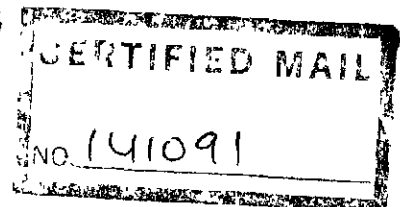
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SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

APR 14 1995





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 23, 1993

US DEPT OF INTERIOR
WELLS LIVESTOCK INC
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 51-07342

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

Brenda L. Chapman

BRENDA L. CHAPMAN
Water Resource Agent

BLC:cz

Enclosures

RECORDED

APR 13 1993

14	NE	SW	04	51-04106	WELLS LIVESTOCK IN C	S	04/01/1946	CLOVER CREEK
27	SW	NE	04	51-04106	WELLS LIVESTOCK IN C	S	04/01/1946	CLOVER CREEK
10E 7	NE	SW	04	51-04106	WELLS LIVESTOCK IN C	S	04/01/1946	CLOVER CREEK

A 05

WR4002NP
(00-22)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY POINT OF DIVERSION

DATE: 01/12/92
PAGE: 2214

TRP ROW SECT	TRACT 1/4 1/4 1/4	LOT	WATER USE CODE	WATER RIGHT NO.	LAST NAME	Q STG C	PRIORITY DATE	POB FLAG	WATER SOURCE
12E 7	SE SW	04		51-04106	WELLS LIVESTOCK IN C	S	04/01/1946		CLOVER CREEK
	NW SE	04		51-04106	WELLS LIVESTOCK IN C	S	04/01/1946		CLOVER CREEK
	SW SE	04		51-04106	WELLS LIVESTOCK IN C	S	04/01/1946		CLOVER CREEK
18	SE NW	04		51-04106	WELLS LIVESTOCK IN C	S	04/01/1946		CLOVER CREEK
	NW SW	04, 43		51-07310	WELLS LIVESTOCK IN C	P	07/11/1988		GROUNDWATER
	NW SW	04, 43		77-07270	WELLS LIVESTOCK IN C	A	07/11/1988		GROUNDWATER
	SE SW	01, 04		51-07174	WELLS LIVESTOCK IN C	A	07/29/1981		CRAWFISH SPRINGS
28	NW SW	04		51-04106	WELLS LIVESTOCK IN C	S	04/01/1946		CLOVER CREEK
	SW SW	04		51-04106	WELLS LIVESTOCK IN C	S	04/01/1946		CLOVER CREEK
	SE SW	04		51-04106	WELLS LIVESTOCK IN C	S	04/01/1946		CLOVER CREEK
29	NW NE	04		51-04106	WELLS LIVESTOCK IN C	S	04/01/1946		CLOVER CREEK
	SW NE	04		51-04106	WELLS LIVESTOCK IN C	S	04/01/1946		CLOVER CREEK
	NE NW	04		51-04106	WELLS LIVESTOCK IN C	S	04/01/1946		CLOVER CREEK
11E 4	NW NW	04		51-02359	U.S. DEPT. OF INTE	C	08/28/1968		GROUNDWATER
5	NW SE	05		51-02303	U.S. DEPT. OF INTE	C	02/16/1949		UNNAMED STREAM
11	NE SE	05		51-02315	U.S. DEPT. OF INTE	C	02/16/1949		UNNAMED STREAM
19	SW NW	05		51-02304	U.S. DEPT. OF INTE	C	02/16/1949		UNNAMED STREAM
22	SW SE	05		51-02307	U.S. DEPT. OF INTE	C	02/16/1949		UNNAMED STREAM
31	NW SW	05		51-02309	U.S. DEPT. OF INTE	C	02/16/1949		UNNAMED STREAM
33	NE SW	05		51-02324	U.S. DEPT. OF INTE	C	02/16/1949		UNNAMED STREAM
13E 1	NE NE	05, 06		47-02452	STILL	C	02/28/1964		UNNAMED STREAM
	SW SW	05, 55		47-07748	CLARK	C	07/20/1981		UNNAMED STREAM
2	NW NE	2 05, 55		47-07748	CLARK	C	07/20/1981		UNNAMED STREAM
3	NE NE	1 05, 55		47-07748	CLARK	C	07/20/1981		UNNAMED STREAM
4	NW SE	05, 55		47-07748	CLARK	C	07/20/1981		UNNAMED STREAM
	SE SE	05, 55		47-07748	CLARK	C	07/20/1981		UNNAMED STREAM
9	SW NE	05, 55		47-07748	CLARK	C	07/20/1981		UNNAMED STREAM
21	SW SW	05, 55		47-07748	CLARK	C	07/20/1981		UNNAMED STREAM
23	NE NW	01		47-04291	HEIL LAND & LIVEST	C	05/01/1969		WASTE WATER
	SE NW	01, 04		47-02265	ARMSTRONG	O	08/17/1952		UNNAMED STREAM
	SE NW	01, 04		47-07821	ARMSTRONG CORP. ROGERS ROGERS	C C C	05/11/1982		WASTE WATER
	NE SW	01		47-04291	HEIL LAND & LIVEST	C	05/01/1969		WASTE WATER
	NE NW	01		47-04251	JACKSON	C	03/15/1940		WASTE WATER
14E 7	SW NE	04, 16, 05, 17, 18, 30		47-04411	U.S. DEPT. OF INTE	C	09/01/1967		UNNAMED STREAM
22	NW NE	05		47-02320	U.S. DEPT. OF INTE	C	05/27/1959		UNNAMED STREAM
23	SW SE	05		47-02621	U.S. DEPT. OF INTE	C	05/27/1959		UNNAMED STREAM
	SW SE	05		47-02624	U.S. DEPT. OF INTE	C	08/26/1959		SPRING
35	NE SW	05		47-02622	U.S. DEPT. OF INTE	C	05/27/1959		UNNAMED STREAM
15E 2	NW NE	05		47-02636	U.S. DEPT. OF INTE	C	10/19/1964		UNNAMED STREAM
	NW NE	05		47-02638	U.S. DEPT. OF INTE	C	10/19/1964		UNNAMED STREAM
5	NW NW	05		47-02637	U.S. DEPT. OF INTE	C	10/19/1964		UNNAMED STREAM
	NW NW	05		47-02639	U.S. DEPT. OF INTE	C	10/19/1964		UNNAMED STREAM
	--	05		47-02640	U.S. DEPT. OF INTE	C	10/19/1964		UNNAMED STREAM

Same well

What?
Same location
but prop. is
B 77-

Can't find
file

SW
2/4/93

CONVERSATION MEMORANDUM

DATE

2/4/93

FILE

51-07342 & 07343

NAME OF PARTY Chuck Jones, BLM office Third Falls (736-2356)EMPLOYEE Steve Laster

RE:

Clarification:

- 1) just 1 well in S. 18, same well as 51-07310. *
- 2) just 1 Domestic ~~unit~~ unit & well.
- 3) both apply same same system.
- 4) joint name was to show that Wells owns well, p/l all on public land; BLM office in Basin removed Wells' name from appls., standard procedure for BLM lands now.
- 5) Wildlife uses same both appls.

Therefore: $5/500 = .14$ cfs max. per appl.

D/I in g.w. Appl. .03 cfs from same well for same D/I via 51-07310, allow .01 cfs on new Appl., total is .04 cfs in 2 rights.

D/I in S.W. Appl. .04 cfs OK (^{new} source).

Add p/l in 125 106 S. 8 SESE for stock per map.

Follow-up call:

- 6) Keep appls. in both names, initial with "and".
- 7) Existing systems but initial ~~just~~ **RECEIVED**

APR 13 1993

* per 51-07310 originally drilled 1982, deepened 1987?

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

GRANT OF EASEMENT AND RIGHT-OF-WAY

Tract No.

T-25445

For and in consideration of the agreement by the Grantee pursuant to the acts of June 28, 1934 (43 U.S.C. 315, et. seq.), as amended, April 27, 1935 (16 U.S.C. 590a), July 14, 1952 (7 U.S.C. 1651), and October 21, 1976 (43 U.S.C. 1701 et. seq.), as amended,

Wells Livestock, Inc.

hereinafter called Grantor whether one or more, does hereby grant to the UNITED STATES OF AMERICA, an easement and right-of-way to construct the following improvements.

A well and pipeline development, including the right to use and pipe water from said well to public land for livestock purposes.

over and across the following-described property situated in the County of Owyhee
State of Idaho, to wit:

A parcel of land lying in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 18, T. 12 S., R. 10 E., 8.M.

The easement described herein contains 2.0 acres more or less. A plat showing the easement described above is attached hereto as Exhibit A and made a part hereof.

If the improvements identified above are located substantially as described herein, the location as constructed is hereby deemed accepted by Grantor as the true location of the easement granted.

The easement and right-of-way hereby granted is for the full, free, unrestricted, and quiet use and enjoyment by the grantee of the land of the grantor occupied by the said improvements for any and all purposes deemed necessary or beneficial for, or in connection with, the control, administration, or use of the public land surrounding or adjacent to the land herein described, which may be properly grazed from, serviced by, or used in connection with the said land and improvements, including the right of ingress and egress to, from, and over the land of the grantor by the grantee, its officers, agents, permittees, allottees, and licensees for the purpose of repairing, renewing, or using the said improvements, or for other

business pertaining to the use and maintenance thereof, and shall be appurtenant to said public land.

This grant shall be effective so long as the easement shall be actually used for the aforesaid purposes, and all rights hereunder shall revert to the grantor when and in the event the use thereof shall be discontinued or abandoned by the grantee of which due notice shall be given to the grantor by the grantee. Upon termination or abandonment of this easement, the grantee may at its option and within reasonable time, remove any improvements constructed by grantee on the land hereunder.

Accepted
by the Department of Justice:

Dated this 13TH day of JANUARY

1988

WELLS LIVESTOCK, INC.

NOTARIZED

[Signature]
(Signature of Authorized Officer)

APR 13 1993

DSD, Operations

(Title)

[Signature]
President

[Signature]
Secretary

(Acknowledgement on reverse)

!p

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

JANUARY 27, 1993

Owyhee Avalanche
P.O. Box 97
Homedale, ID 83628

Dear Legal Dept.:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before FEBRUARY 22, 1993.

Yours truly,

GAIL GARRETT
Secretary

Encl.

APR 13 1993

51-07342

US DEPT OF INTERIOR
WELLS LIVESTOCK INC
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE, ID 83706

Source: GROUNDWATER

Diversion Pt: LOT 3 (NENWSW) Sec 18 T 12S R 10E in OWYHEE County.

Use: STOCKWATER (.140 CFS)
DOMESTIC (.010 CFS)
WILDLIFE (.020 CFS)
Total Diversion: (.170 CFS)

Date Filed: 1/22/1993

In: OWYHEE County
T12S R09E S03 NESE
S04 Lot 4 (NWNW) SWNW
S09 NESW
S10 NENW
S11 SENW
S12 NESW
S13 NENW NWNW
S15 NWNE
S22 SENE
S24 NWNW SWSW
S27 SWSE SESE
R10E S08 SESE
S17 NENE
S18 Lot 3 (NWSW)

APR 13 1993