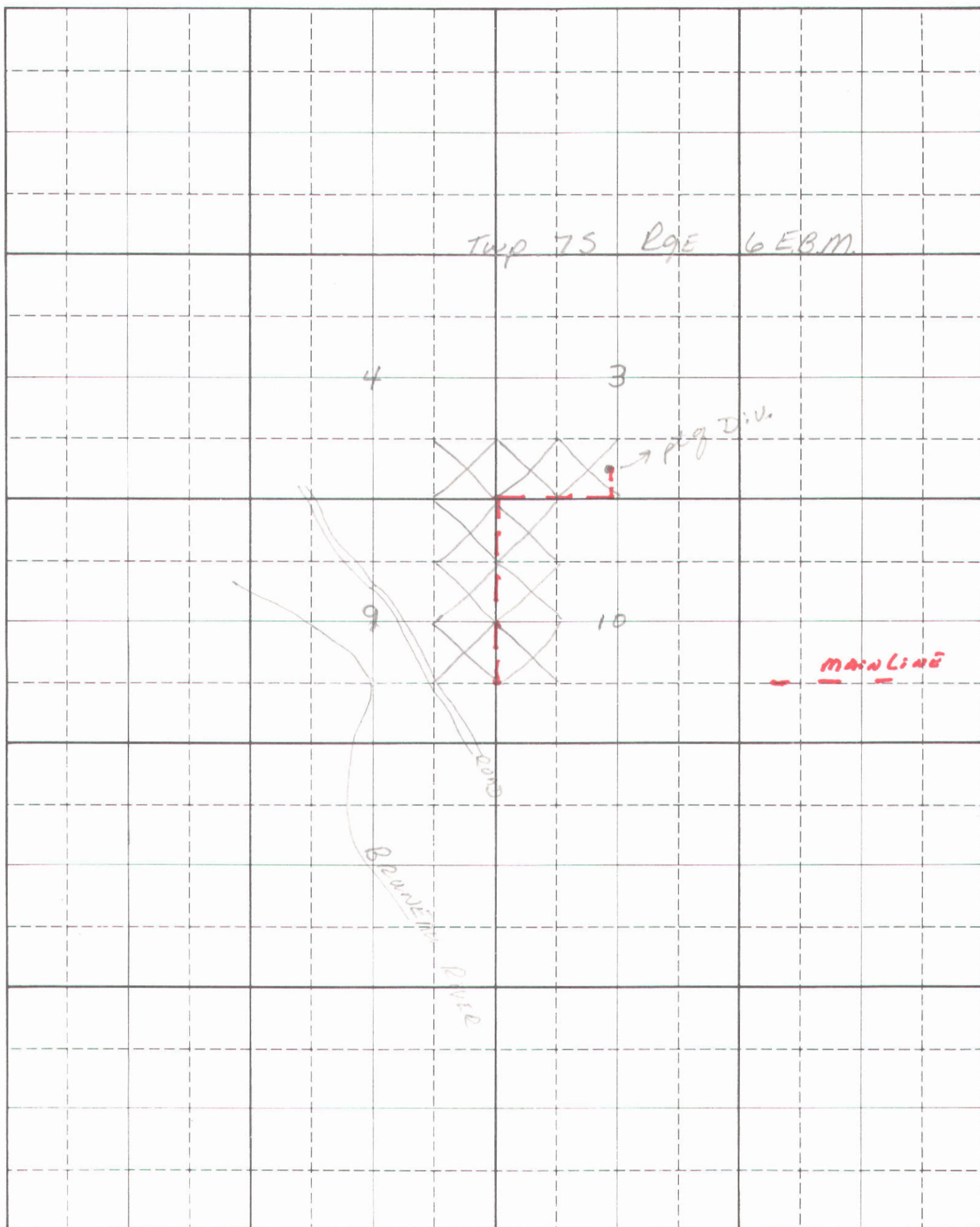


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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

X Thomas D. Bunn
(Applicant)

PROOF OF PUBLICATION

STATE OF IDAHO

County of Owyhee

s.s.

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

That the annexed notice was published in said newspaper once each week and every week for 2 consecutive weeks, the first publication being on the 21 day of July, 1977, and the last publication being on the 28 day of July, 1977;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 28 day of July, 1977.

Leonard K. Hawes
NOTARY PUBLIC

My commission expires 9-10-80

(SEAL)

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that TOMMY D. BERRY, Highland Valley Road, Boise, ID has on July 7, 1977 submitted Application No. 51 - 7119 for a permit to appropriate 7.2 cubic feet per second of water from a groundwater source by means of well and sprinkler system within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T7S - R6E B. M., Owyhee County, to be used from Mar. 15 to Nov. 15 for irrigation of 360 acres within the S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 3; SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 4; E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9; W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 10, T7S - R6E B. M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before August 8, 1977.

C. STEPHEN ALLRED
Director.

Published in the Owyhee Nugget, Marsing, ID on July 21, 1977 and July 28, 1977.

OK 1st
7-29-77

Fig. 1

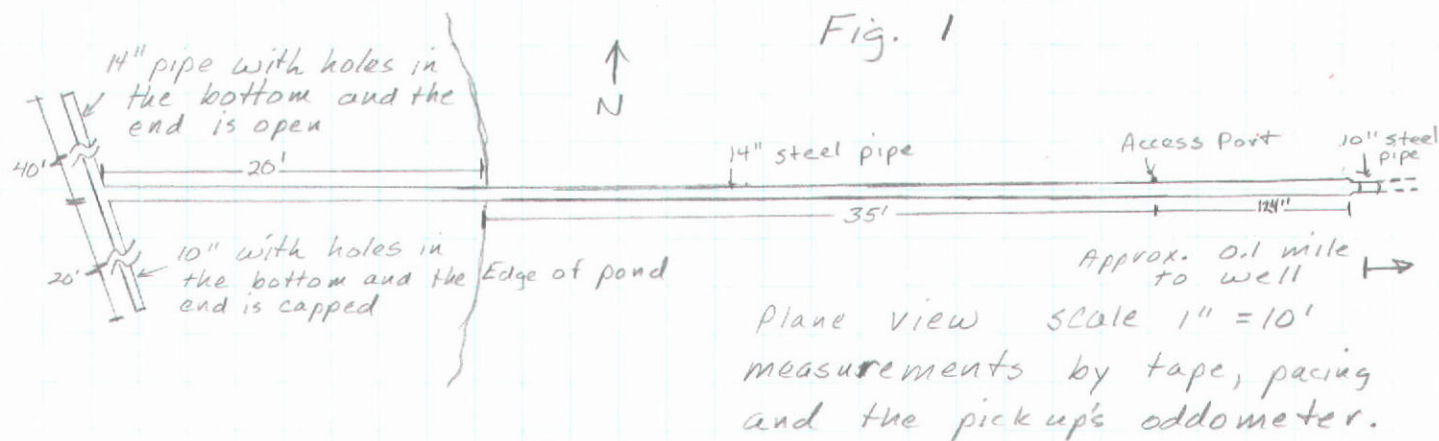
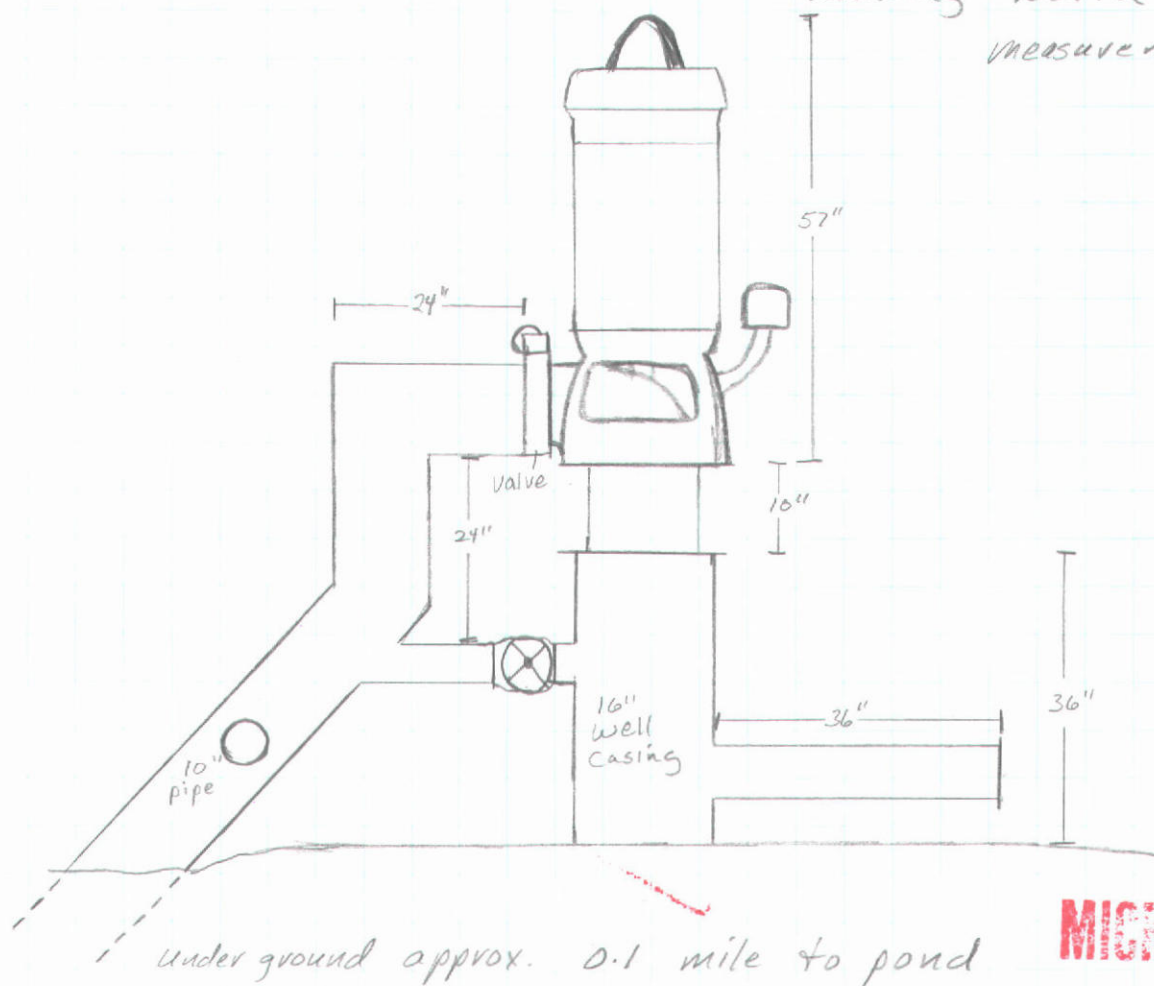


Fig 2

Looking North Scale 1" = 2' measurements by tape



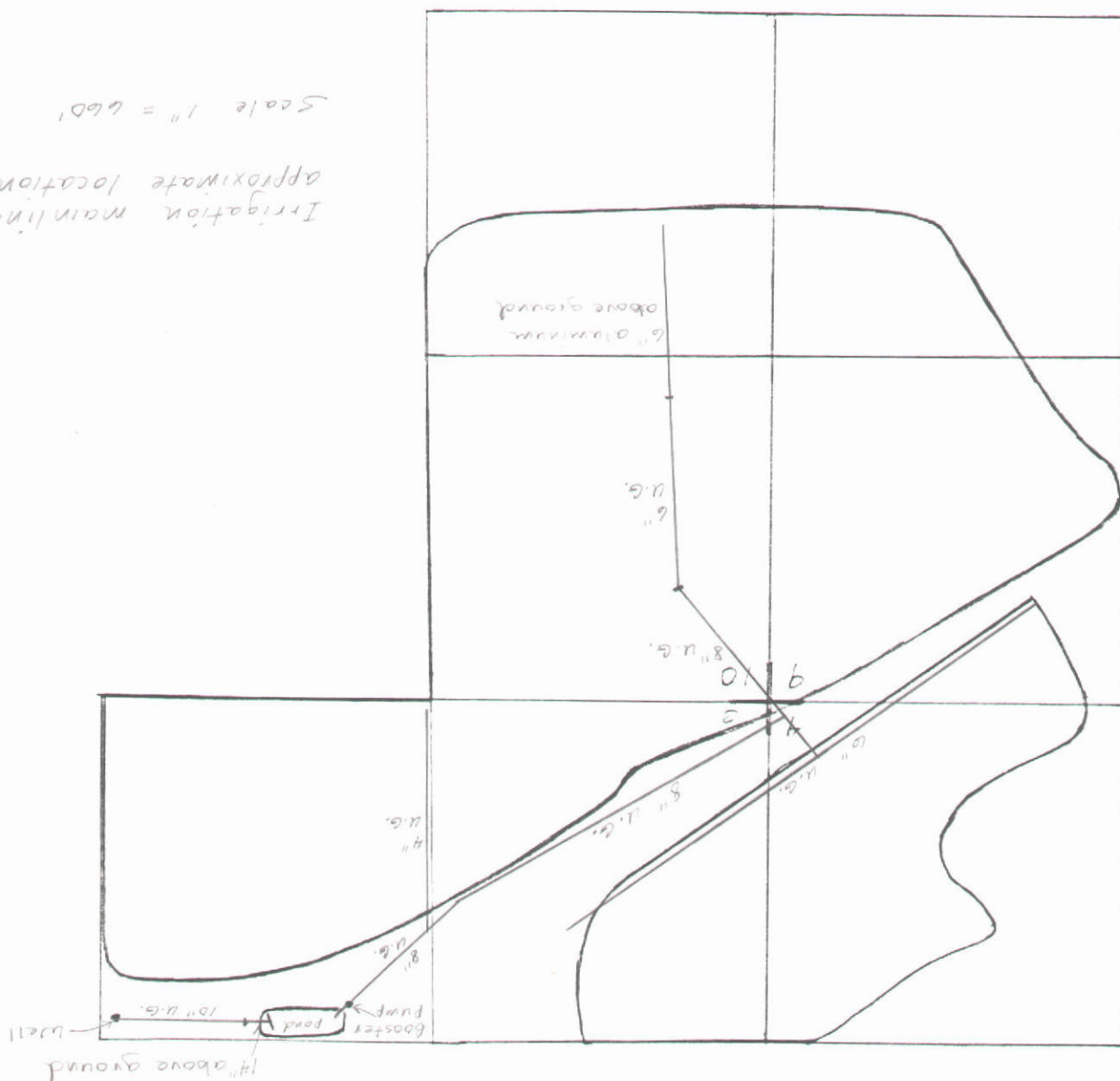
MICROFILMED

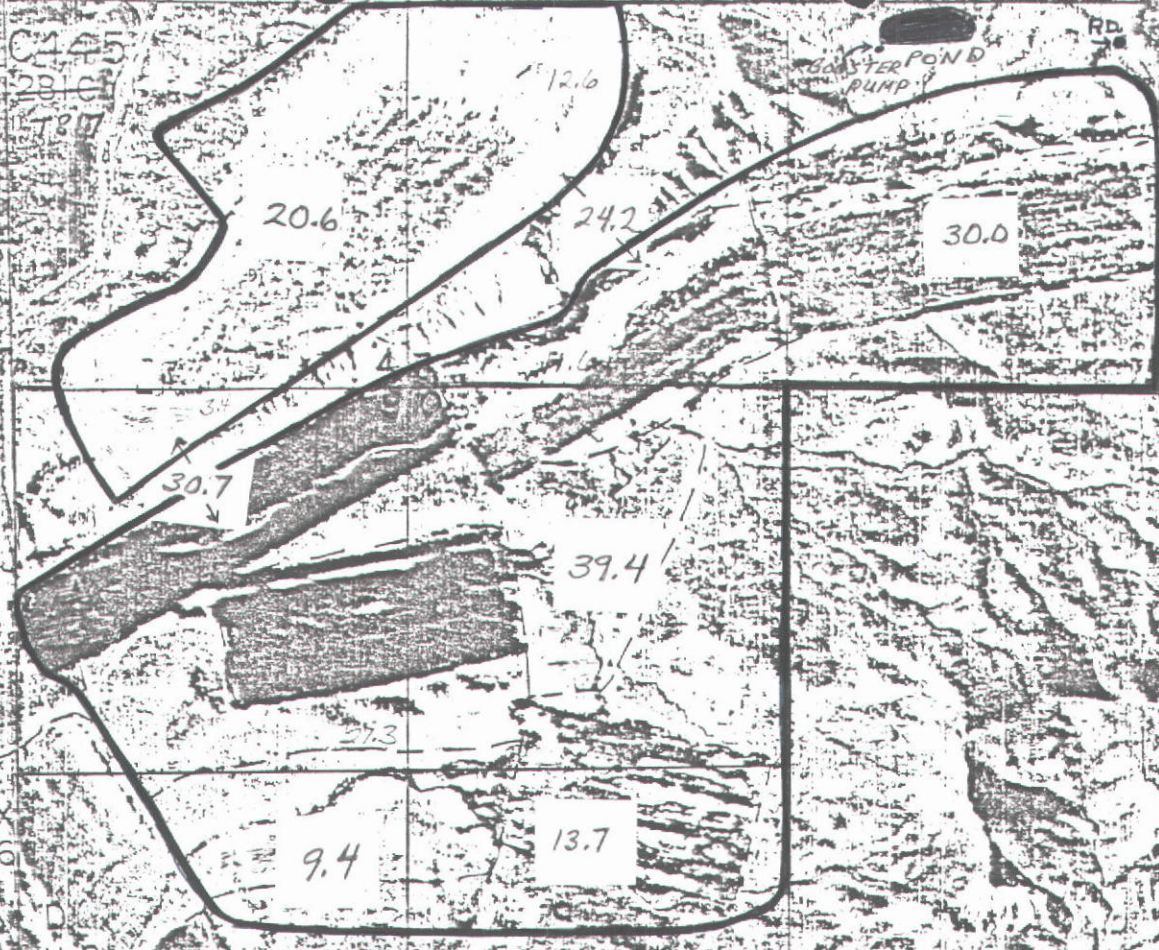
JUL 23 1990

በፊት ለፊት

R 6 E

Irrigation mainlines
approximate locations
Scale 1" = 660'





ADDITIONAL LAND
HAS BEEN CULTIVATED
AND IRRIGATED SINCE
THIS PHOTO
WAS TAKEN.

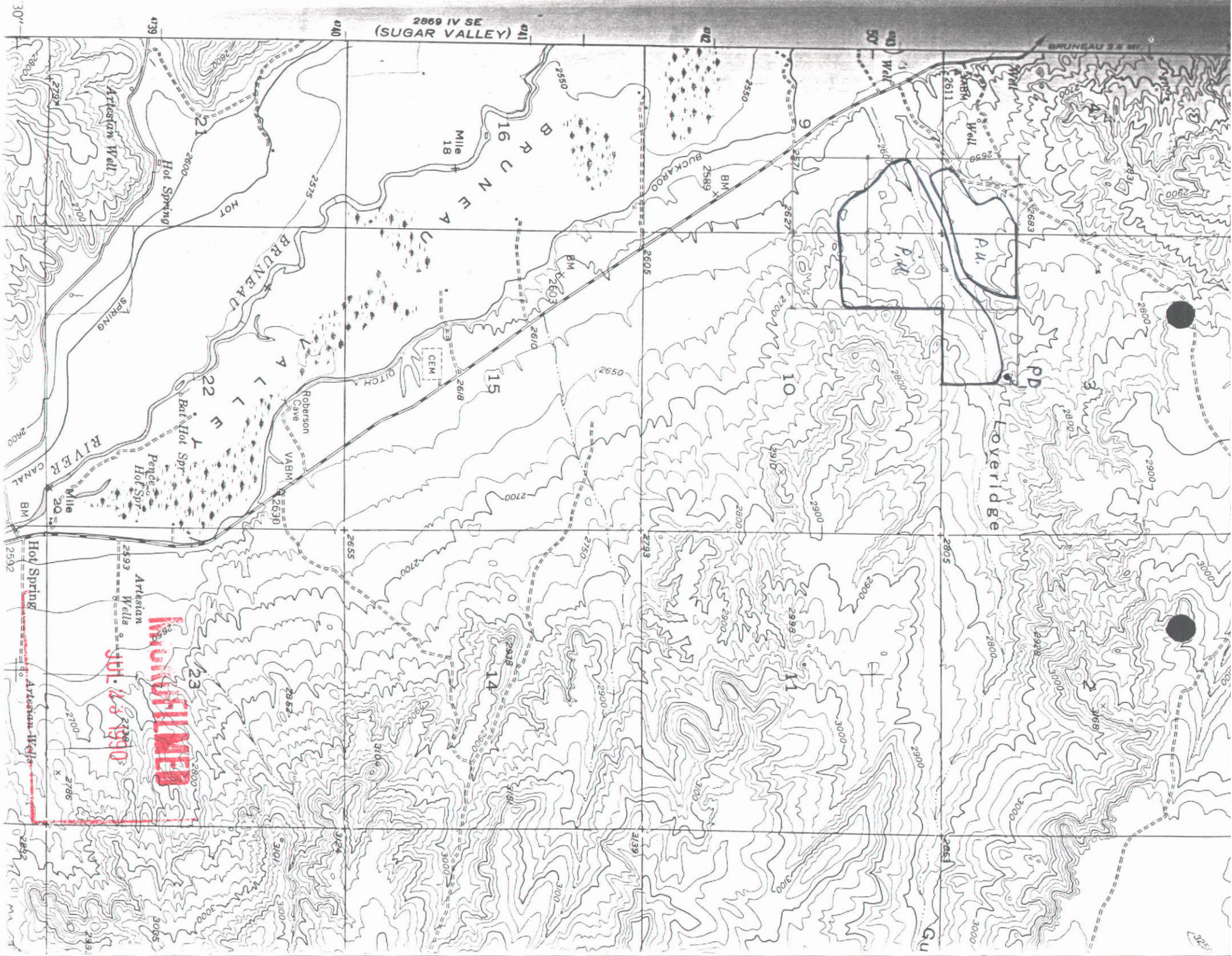
MICROFILMED

JUL 23 1990

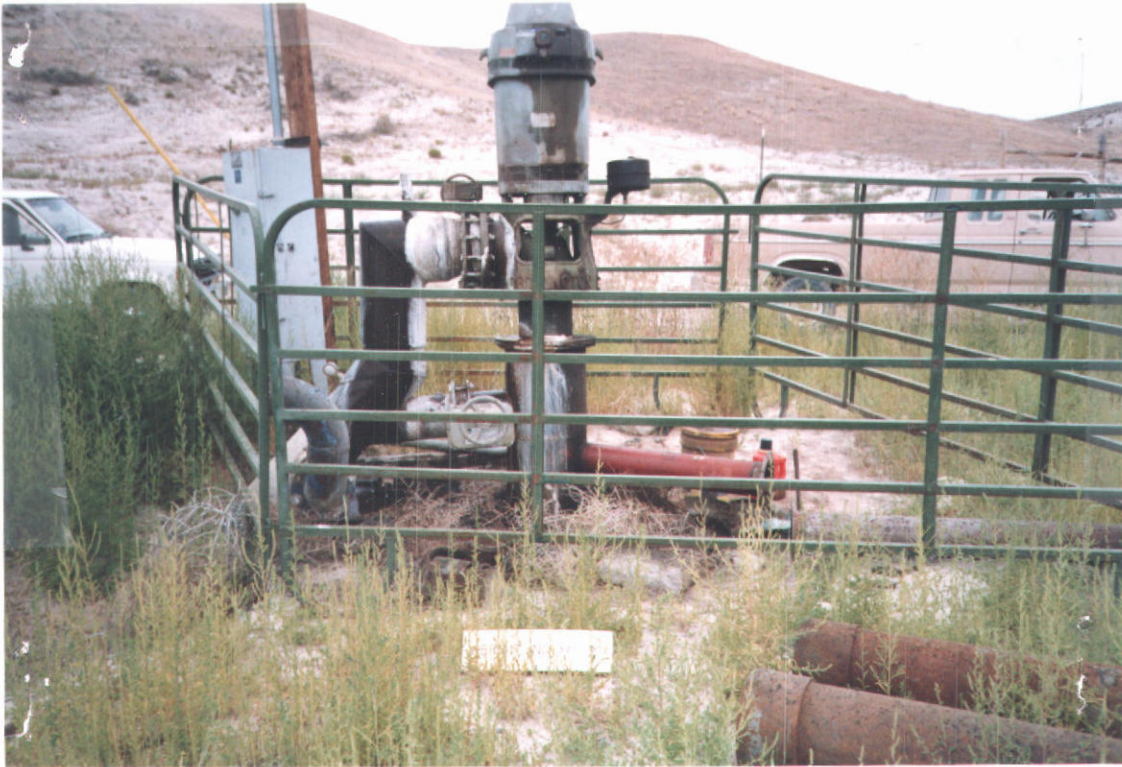
6132
1550
52

9 10
16 15

12.3



51- 7119



P.D.

Looking North



Looking West
point where
10" pipe from
pump emerges.
A 14" pipe
then goes to
the cooling
pond visible
in the background

MICROFILMED

JUL 23 1990

51-7119



P.U.
Looking North-
east

MICROFILMED

JUL 23 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 51-07119

Priority: July 13, 1977

Maximum Diversion Rate: 3.00 CFS
Maximum Diversion Volume: 844.6 AF

This is to certify, that EUGENE M. PERKINS
CHARLENE R. PERKINS

HC 85 BOX 109A
BRUNEAU, ID 83604

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 13, 1977; and has submitted Proof of Beneficial Use on August 22, 1983. An examination indicates that the works have a diversion capacity of 3.080 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>
IRRIGATION	03/15 to 11/15	3.00 CFS	840.0 AF
STOCKWATER	01/01 to 12/31	0.23 CFS	4.6 AF
	Totals	3.00 CFS	844.6 AF

LOCATION OF POINT(S) OF DIVERSION: SESW , Sec. 3, Township 07S, Range 06E
OWYHEE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07S	06E	3	SWSW 24	SESW 30		54
		4	SESE 21			21
		9	NENE 31	SENE 9		40
		10	NWNW 39	SWNW 14		53
			Total number of acres irrigated:			168

PLACE OF USE: STOCKWATER

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
07S	06E	3
		SESW

MICROFILMED

JUL 25 1990

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 51-07119

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 5.0 afa per acre for the lands above.
6. Stockwater is for 1000 head of range cattle.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 11TH day of JULY, 1990.

Acting for R. Keith Higginson, Director

MICROFILMED

JUL 23 1990

RECEIVED
MAR 05 1990

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 51-07119

Department of Water Resources

Date of Priority: July 13, 1977

Maximum Diversion Rate: 3.00 CFS
Maximum Diversion Volume: 844.6 AF

Comes now

EUGENE M. PERKINS
CHARLENE R. PERKINS

HC 85 BOX 109A
BRUNEAU, ID 83604

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. 51-07119, 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>
IRRIGATION	03/15 to 11/15	3.00 CFS	840.0 AF
STOCKWATER	01/01 to 12/31	0.23 CFS	4.6 AF
	Totals	3.00 CFS	844.6 AF

LOCATION OF POINT(S) OF DIVERSION:

SESW, Sec. 3, Township 07S, Range 06E
OWYHEE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07S	06E	3	SWSW 24	SESW 30		54
		4	SESE 21			21
		9	NENE 31	SENE 9		40
		10	NNNW 39	SWNW 14		53

PLACE OF USE: STOCKWATER

TWN RGE SEC

07S 06E 3 SESW

MICROFILMED

JUL 23 1990

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 Eugene M. Perkins, this 28 day of Feb, 1990.

Eugene M. Perkins
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 51-07119

FOR DEPARTMENT USE ONLY

#C016882

Preliminary check by kw Fee = \$20.00 ✓ Received by ju Date 5-17-90

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 51-07119 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
- ✓ 5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 5.0 afa per acre for the lands above.

Witness my hand this 11th day of July, 1990.

R. Keith Higginson
Acting for R. Keith Higginson, Director

RECEIVED

JUL 23 1990

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMITS AND PENDING APPLICATION FOR PERMIT

We, Richard L. Owen, Trustee of the Owen Family Revocable Trust A Established August 30, 1966, as Amended and Restated on October 12, 1988, and Velma Marie Owen, Successor Trustee of Owen's Ranch Trust Dated May 17, 1967, hereby assign to J. R. Simplot as Trustee, J. R. Simplot Self-Declaration of Revocable Trust, established by Written Instrument Dated December 1, 1989 of Post Office Box 27 Boise, ID, 83707:

All right, title, and interest in and to Permit No's 51-04104, 51-07082, 51-07107, 51-07119, 51-07183, 51-07281, 51-07293 and all right, title, and interest in and to pending Application for Permit No. 51-07346.

Made this 31st day of August, 1994.

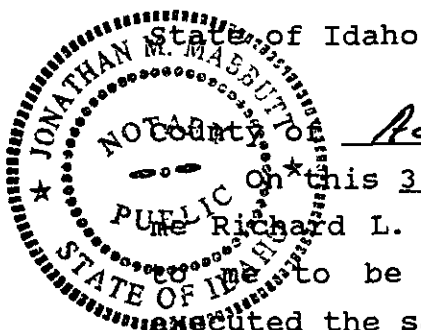
Permit Holder and Applicant

 trustee

Richard L. Owen, Trustee of the
Owen Family Revocable Trust A

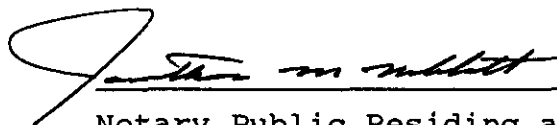
Velma Marie Owen - TRUSTEE

Velma Marie Owen, Successor Trustee
of Owen's Ranch Trust Dated May 17,
1967



ss

On this 31st day of August, 1994, personally appeared before me Richard L. Owen, Trustee and Velma Marie Owen, Trustee known to be the signer(s) of the above instrument and who executed the same.



Notary Public Residing at

Merridian, ID

Exp. Date: 4.25.2000

WATER RIGHT SPLIT

SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT C.F.S.
Orginial Permit	51-7119	Tommy D. Berry	7.2 cfs
Full Assignment	51-7119	Farmers Home Administration	7.2 cfs
Full Assignment	51-7119	Frank H. Davis	7.2 cfs
Full Assignment	51-7119	Eugene M. and Charlene R. Perkins	7.2 cfs

MICROFILMED



OK to process as
assignment
RC 8/23/83

QUITCLAIM DEED

RECEIVED

For Value Received

Frank H. Davis

4136 Catalpa

Boise, Idaho 83703

AUG 22 1983

Department of Water Resources

do hereby convey, release, remise and forever quit claim

unto Eugene M. Perkins and Charlene R. Perkins

the following described premises, to-wit: County of Owyhee, State of Idaho

IN TOWNSHIP 7 SOUTH, RANGE 6 EAST, B.M., OWYHEE COUNTY, IDAHO

Section 3: S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 4: SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9: NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 10: W $\frac{1}{2}$ NW $\frac{1}{4}$ AND ALL rights to State of Idaho

Water Permit No. 51-7119

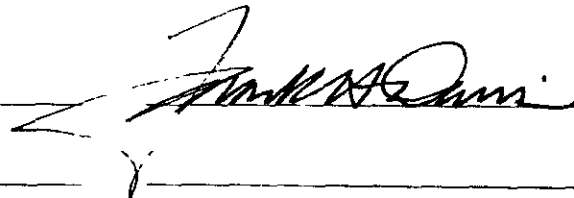
EXCEPTING ALL geothermal water and minerals.

This land is conveyed and quitclaimed in its present condition.

together with their appurtenances.

Dated:

December 9, 1982.



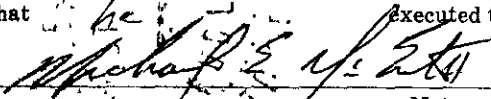
STATE OF IDAHO, COUNTY OF

On this 9th day of December, 1982,
before me, a notary public in and for said State, personally
appeared

FRANK H. DAVIS

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to
me that he executed the same.

SEE # 2



Notary Public

Residing at Boise, Idaho

Comm. Expires Nov. 26, 1984

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at
the request of

at _____ minutes past _____ o'clock m.,

this _____ day of

19 _____, in my office, and duly recorded in Book
of Deeds at page _____

Ex-Officio Recorder

By _____ Deputy.

Fees \$

Mail to:

UNRECORDED

Position 5

Form FHA 465-12
(7-16-73)

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
QUITCLAIM DEED

OK to process
as a document
RC 8/23/83
RECEIVED

AUG 22 1983

Department of Water Resources

The UNITED STATES OF AMERICA, acting through the Administrator of the Farmers Home Administration, United States Department of Agriculture, CONVEYS and QUITCLAIMS to

Frank H. Davis, 4136 Catalpa, Boise, Idaho 83703

for the sum of Forty-Five Thousand Dollars and No/100----(\$45,000.00)

all interest in the following described real estate situated in the County of Owyhee

State of Idaho, to-wit

IN TOWNSHIP 7 SOUTH, RANGE 6 EAST, B.M., OWYHEE COUNTY, IDAHO

Section 3: S $\frac{1}{2}$ SW $\frac{1}{4}$

Section 4: SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 9: NE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 10: W $\frac{1}{2}$ NW $\frac{1}{4}$ AND All rights to State of Idaho

Water Permit No. 51-7119

EXCEPTING ALL geothermal water and minerals.

This land is conveyed and quitclaimed in its present condition.

This deed is executed and delivered pursuant to the provisions of a credit sale of Government Inventory Property formerly belonging to Tommy D. Berry and Cynthia J. Berry, 12-52-51962329, Advice No. 81519, and the

authority set forth in 7 CFR 1800.22

FHA 465-12 (7-16-73)

UNRECORDED

For Office Use Only
Fee Received <u>15.00</u>
Date <u>10-6-82</u>
Receipt # <u>24745</u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME
To provide additional time in which to submit
proof of beneficial use on a water right permit

(formerly Tommy D. Berry)
assigned to United States Department of Agriculture, Farmers Home Administration,
(Name) Box 10, Grand View, Idaho (Address)

State of Idaho, deposes and says

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Water of
the State of Idaho No 51-7119

That under the terms and conditions of said permit, work thereunder was required to be completed on or before
September 1, 1982

That he has heretofore performed the following work described under said permit
(This must be filled out! If no work has been completed put none.)

Drilled well and constructed a holding pond; well has pump and motor and required
measuring device Costing \$

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:
Tommy D. Berry has conveyed the subject property to the United States Government in
exchange for forgiveness of debts. It is the government's desire to allow the
new land owner (bids are presently being accepted for the sale of the property) to
file the necessary proof of beneficial use.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations
under said permit to September 1, 19 83
(1 yr. minimum, 5 yrs. maximum)

NOTE
AS OF JULY 1, 1980,
THERE IS A \$15.00
CHARGE FOR REQUESTS
FOR EXTENSION OF
TIME

*Please note that the Grand View office of Farmers Home
Administration has been closed and all its business
transferred to the Mountain Home FmHA office at 286 South
3rd West and all correspondence should now be with that office.

Nancy G. Heasley
Assistant County Supervisor
*IF OTHER THAN HOLDER, Power of Attorney must be supplied

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within
which to submit the statement of beneficial use is extended to September 1, 1983.

Signed this 18th day of October, 19 82

J. Glen Saxton
Acting Chief, Operations Bureau

RECEIVED DEPARTMENT OF WATER RESOURCES JUL 13 1982

State of Idaho
Department of Water Resources
JUL 13 1982

ASSIGNMENT OF PERMIT
Department of Water Resources

Department of Water Resources
Western Regional Office

We, Tommy D. Berry & Cynthia J. Berry, hereby assign to Farmers Home Administration

of P.O. Box 10 Grand View, Idaho 83624
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. (51-7119)
to appropriate the public waters of the State of Idaho.

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

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 6th day of July, 19 82.

Tommy D. Berry
Permit Holder Tommy D. Berry

Cynthia J. Berry
Spouse of Permit Holder Cynthia J. Berry

State of Idaho)
County of Jerome) ss.

On this 6th day of July, 19 82, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

John C. Halliwell
Notary Public residing at

My commission expires:
8-22-85

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. **51-7119**

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

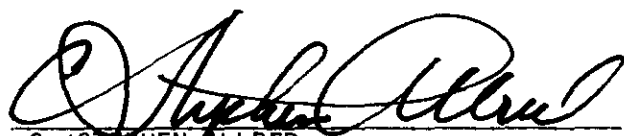
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

Identification No. _____

Application No. 51-7119

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Tommy D. Bell Phone: 342-3965
post office address HIGHLAND VALLEY ROAD, Boise, Idaho

2. Source of water supply Deep well which is a tributary of _____

3. a. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 3 Township 7S
Range 6E B.M. Owyhee County; additional points of diversion if any:
Pt. may be changed to SWSW AFTER
EXACT DRILLING SITE DETERMINED

✓ 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 UNDER Deepwell Range 6E B.M. SPRINKLER no expected
DISCHARGE

4. Water will be used for the following purposes:

Amount 7.2 for irrigation purpose from MAR. 15 to NOV 15 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated:

a. 7.2 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well and
sprinkler system

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

Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)

c. Proposed well diameter is 16 inches; proposed depth of well is 1000 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 \$ 47,750.

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: _____

MICROFILMED

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

TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
75	6E8M	3									40	40							80
75	6E8M	4												40					40
75	6E8M	9	40											40					120
75	6E8M	10					40	40	40			40							120

Total number of acres to be irrigated 360

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

Some Buckaroo water being used on farm.

Joseph
By Robert

9 a. Who owns the property at the point of diversion Applicant has option on farm-owned

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

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

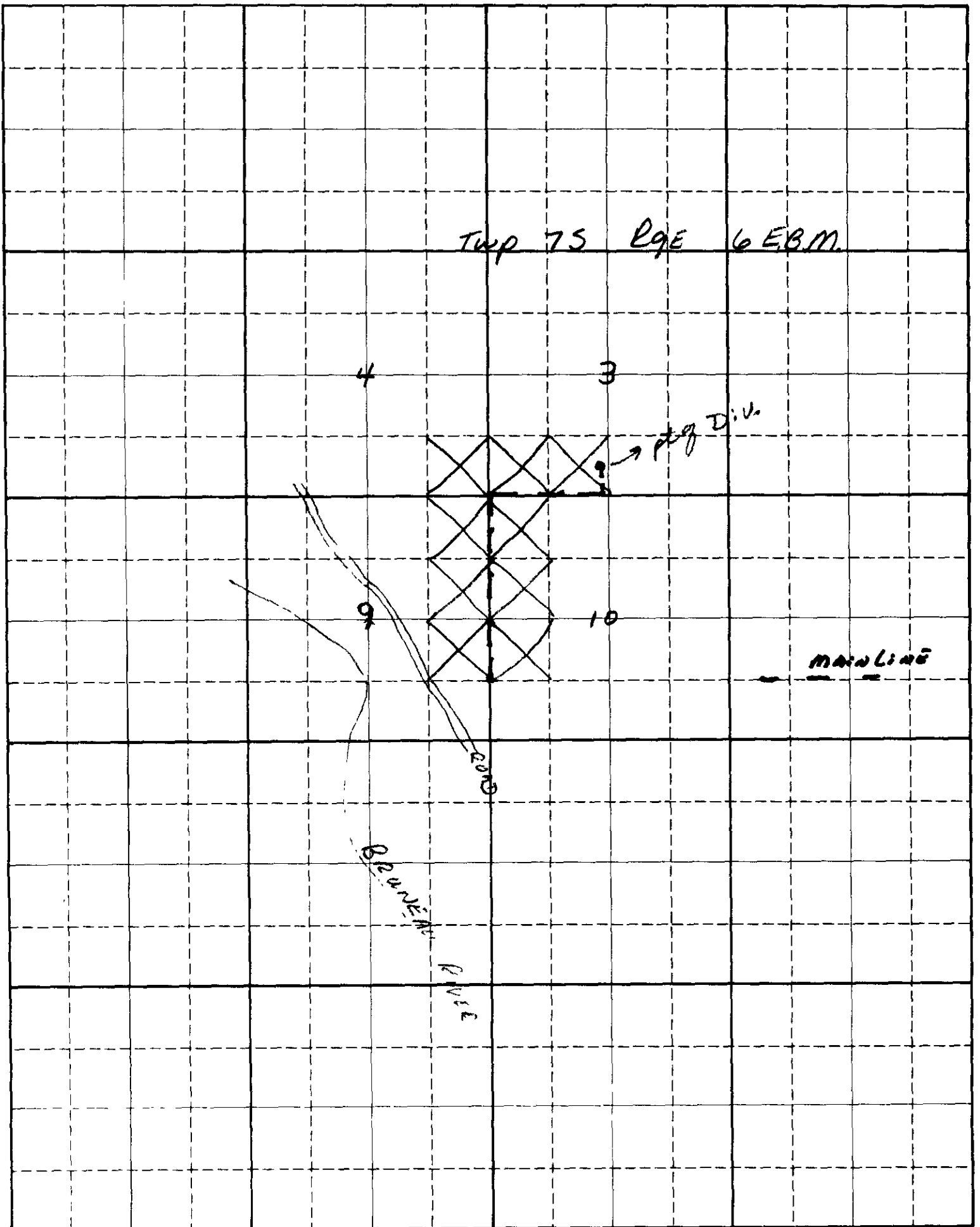
applicant to make this filing Option on farm - Development to

be performed after purchase of farm.

10 Remarks

This unit is presently part of 540 ac
farm which, only for 265" of Buckaroo
water right. There is a proposed sale
of the balance of the farm which would
return the Buckaroo water and leave this
farm with well water only.

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



Scale 2 inches equal 1 mile

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

X Thomas D. Beane
(Applicant)

Proposed Priority 7/13/77

Received by Date 7-7-77 Time 11:30
Preliminary check by 615 Fee \$ 95.00
Received by Date 7-13-77 # 8190
Publication prepared by Date 7-18-77
Published in August 1977
Publication dates July 21/28
Publication approved Date 9-29-77
Priority reduced to 7-13-77 Reason Filing fee
received in the office on this date.

Protests filed by
Copies of protests forwarded by
Hearing held by Date
Recommended for approval denial by

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 51-7119, and said application is hereby APPROVED
1 Approval of said application is subject to the following limitations and conditions

- a SUBJECT TO ALL PRIOR WATER RIGHTS.
- b Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 19 82.
- c Other

For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water.
The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Witness my hand this 16 day of September 19 77.

Deputy Director

PROOF OF PUBLICATION

STATE OF IDAHO
County of Owyhee } s.s.

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

That the annexed notice was published in said newspaper once each week and every week for 2 consecutive weeks, the first publication being on the 21 day of July, 1977, and the last publication being on the 28 day of July, 1977;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 28 day of July, 1977.

Rodney A. Hawes
NOTARY PUBLIC

My commission expires 9-10-80

SEAL)

Depa.

Wester



1K 1st
7-29-77

2500 Filing fee
received 10/6/94
script # C031413

RECEIVED
OCT 6 1994

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMITS AND PENDING APPLICATION FOR PERMIT
Department of Water Resources

We, Richard L. Owen, Trustee of the Owen Family Revocable Trust A Established August 30, 1966, as Amended and Restated on October 12, 1988, and Velma Marie Owen, Successor Trustee of Owen's Ranch Trust Dated May 17, 1967, hereby assign to J. R. Simplot as Trustee, J. R. Simplot Self-Declaration of Revocable Trust, established by Written Instrument Dated December 1, 1989 of Post Office Box 27 Boise, ID, 83707:

All right, title, and interest in and to Permit No's 51-04104, 51-07082, 51-07107, 51-07119, 51-07183, 51-07281, 51-07293 and all right, title, and interest in and to pending Application for Permit No. 51-07346.

Made this 31st day of August, 1994.

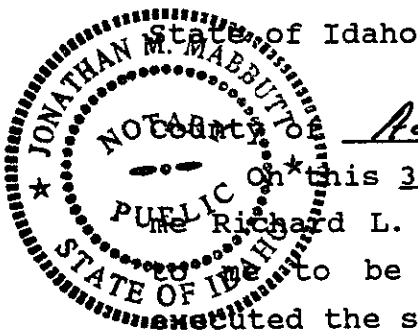
Permit Holder and Applicant

 trustee

Richard L. Owen, Trustee of the
Owen Family Revocable Trust A

 - TRUSTEE

Velma Marie Owen, Successor Trustee
of Owen's Ranch Trust Dated May 17,
1967

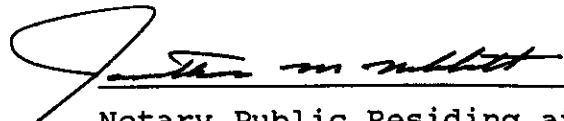


State of Idaho)

ss

Notary Public)
Rda

On this 31st day of August, 1994, personally appeared before me Richard L. Owen, Trustee and Velma Marie Owen, Trustee known to be the signer(s) of the above instrument and who executed the same.


Notary Public Residing at
Merridian ID

database updated 10/11/94 cxx

Exp. Date: 4.25.2000



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

September 21, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

VIC CONRAD
J R SIMPLOT REVOCABLE TRUST
PO BOX 27
BOISE ID 83707-0027

RE: Assignments of Water Right Nos. 51-04104, 51-07082, 51-07107, 51-07119,
51-07183, 51-07281, 51-07293, and 51-07346.

Dear Mr. Conrad:

I recently received an 'Assignment of Permit' form on the above water rights assigning these rights from Owen Family Revocable Trust to J R Simplot Revocable Trust. I also received a 'New Property Owner Notice of Change of Water Right Ownership' form on the Snake River Basin Adjudication claims which I have forwarded to the Adjudication Bureau for processing.

Right no. 51-04104 is a statutory claim, and right no. 51-07119 is a license. Licensed and statutory claimed water rights are considered real property; therefore, proof of owning the land is proof of owning the water rights unless extenuating circumstances exist. Water right statute does not provide a means for changing owner of record for these water rights; although, I have placed your correspondence in each of the water right files.

Right no. 51-07183 is a permit in the name of Fred W Marsh. The assignment submitted was not signed by Marsh and, therefore, is not acceptable for this permit.

The other rights are in the stage of permit, except for 51-07346 which is a pending application for permit. As of July 1, 1994, the assignment of a permit or application for permit must be accompanied by a \$25.00 filing fee. Assignments are not acceptable without filing fees. The assignment fees for the five permits and one application for permit total \$150.00. I am returning the assignment to you, please resubmit the assignment with the filing fee to my attention at the above address.

If you have any further questions or require assistance, please feel free to contact me directly at (208) 327-7944.

Respectfully,

Cindy Zimmerman
Water Resource Agent

RECEIVED

SEP 14 1994

Department of Water Resources

CORPORATE HEADQUARTERS

HAND DELIVERY

September 8, 1994

David R. Tuthill, Jr., P.E.
Manager, Western Regional Office
State of Idaho
Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

RECEIVED

SEP 09 1994

WATER RESOURCES
WESTERN REGION

Re: Simplot Trust Purchase of Owen Owyhee County, Idaho Property.

Dear Mr. Tuthill:

Enclosed for filing are the following fully executed original documents connected with the August 31, 1994, sale of the Owen Family Revocable Trust A and Owen's Ranch Trust Owyhee County, Idaho farm and ranch properties to the J. R. Simplot Self-Declaration of Revocable Trust:

- 1. State of Idaho Department of Water Resources Assignment of Permits and Pending Application for Permit.**
- 2. New Property Owner Notice of Change of Water Right Ownership.**

As I mentioned to you in our telephone conversation yesterday, Owen retained ownership of one of the ranches known as "Pole Creek". The water rights associated with the Pole Creek Ranch are not included in any of the enclosed water right lists.

Please arrange for a photo-copy of the enclosed with your date stamp indicating receipt to be mailed to my attention at the letterhead address.

Sincerely,



Vic Conrad
Associate, Simplot
Land and Development

encl. Original Notice of Change of Water Right Ownership
Original Assignment of Permits and Pending Application for Permit

July 12, 1990

EUGENE M. PERKINS
CHARLENE R. PERKINS
HC 85 BOX 109A
BRUNEAU, ID 83604

RE: PERMIT NO. 51-07119

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

JUL 25 1990

RECEIVED

MAY 17 1990

Department of Water Resources

Amendment was signed
and mailed. I forgot to
include the check for \$20.00
As per phone call I am
sending that \$20.00 filing
fee.

Eugene M. Perkins
Charlene R. Perkins
HC 85 Box 109-A
Brunear, Idaho 83604

Permit No. 51-07119

INDEXED

JUL 23 1990

RECEIVED

MAY 17 1990

Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 2, 1990

RE: Permit No. 63-8738

Virgil Isaacson
19240 Middleton, Rd.
Caldwell, ID 83605

Dear Permit Holder:

Thank you for returning the licensing Amendment, however you did not include the \$20.00 filing fee.

I will hold the amendment form here for twenty (20) days without further action. Please return the \$20.00 filing fee for the amendment by April 18, 1990.

If you have any questions, please contact me at 327-7947.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over the typed name and title.

JIM JOHNSON
Water Rights Supervisor

JJ:sc

MICROFILMED

JUL 23 1990

January 23, 1990

EUGENE M. PERKINS
CHARLENE R. PERKINS
HC 85 BOX 109A
BRUNEAU, ID 83604

RE: PERMIT NO. 51-07119

Dear Permit Holder(s):

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

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

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

JUL 2 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

51-7119
Permit No.

P.D.
SESU 3 75 6E
SWSW
P.U.
Sec 349 & 10 75 6E

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

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index CA 7-28-87 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?
Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____

Check of P/U index CA 7-28-87 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of water right(s) attached?
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Other: _____

Aerial Photo

Required? ☒ yes ☐ no If yes: ☒ copy attached?

Scheduling Letter sent? CA 7-23-87 (Initial and date)

☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

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

C. Review and Processing:

Exam Completed Antw Fritchle 8-13-87 (Signature of examiner and date)
Exam Reviewed by Senior Water Resource Agent 9/8/87 (Initial and date)
Exam Reviewed by Manager of Regional Office DNR 12/23/87 (Initial and date)
Exam Date Entered in Computer ✓ (Initial and date)
Exam sent to State Office DNR 12/23/87 (Initial and date)
Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

RECEIVED
DEC 23 1987
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 51-7119
1 Owner. Eugene M. and Charlene Perkins Phone No. 845-2745
Current Address: HC 85 Box 109A, Bruneau, ID 83604
2 Accompanied by: Eugene Perkins EXAM DATE: 8-13-87
Address same as above Phone No. 845-2745
Relationship to Permit Holder. Owner
3 Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1 Other water rights with same place of use. NONE

☐ Copies Attached
2 Other water rights with same point of diversion NONE

☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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

MICROFILMED

JUL 23 1990

Scale: 1" = _____

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

3 Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc)

The system has a 1500' deep well (16" diameter to 304', 14" diameter from 304' to 1500') with a 125 H.P. turbine pump. From the well the water is piped approximately 0.1 mile through a 10" underground pipeline (the last 65' in a 14" above ground pipe), to a cooling pond. The cooling pond is approximately 100' by 350' by 8' deep. A 75 H.P. turbine pump (U.S. Motors

☐ See Remarks on page 4 for continuation

Well or Diversion Identification No.*	U.S. Motors	125	R-9982-03-679	Worthington	VTP-53202
Motor Make					
Hp					
Motor Serial No.					
Pump Make					
Pump Serial No. or Discharge Size					

5 Point(s) of Diversion:

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

[illegible]

6. Place(s) of Use:

Indicate Method of Determination

[illegible]

Do not use this space

0661 8 2 700

UNCLASSIFIED

Do not use this space

D. FLOW MEASUREMENTS

☒ Additional Data Sheets Attached

1

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Annubar		Dover	7517-316-55	091439	14"	
Manometer		IDWR		#1	48"	

2 Measurements:

Pumping level was at 142' (measured with well probe)
Most of the nozzles checked were 5/32" operating
between 40 to 45 psi. Some 1/8" and 1/64" nozzles
were also found. I used data for Rain Bird Model
30 with 5/32" nozzles at 40 psi for the calculations.

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached = 3.08 cfs

1 Measured Method: $300 \text{ heads} \times \frac{4.45 \text{ gpm}}{1 \text{ head}} = 1335 \text{ gpm}$ $\frac{1335}{448.8} = 2.97 \text{ cfs}$

2 Alternate Method for Checking Purposes.

$$\frac{125 \times (88) \times (.8)}{142 + 2.3(0)} = 6.20 \text{ cfs}$$

ANNUBAR (SEE ATTACHED SHEET)
MEAS. 3.08 CFS.

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: $\frac{40}{\text{psi}} \times 2.31 = \frac{92.4}{\text{ft (1)}}$, Dynamic pumping level: $\frac{0}{\text{ft (2)}}$

Total Head. (1) + (2) = $\frac{92.4}{\text{(3)}}$; Flow rate $\frac{3.08}{\text{cfs (4)}}$

Water HP. (3) x (4) ÷ 8.8 = $\frac{32.3}{\text{(5)}}$

Meter Input KW: $3.6 \times \frac{43.2}{\text{KH}} \times \text{CTR or MULT} \times \text{PTR} \times \frac{10}{\text{N/}} \times \frac{40}{\text{T}} = \frac{38.9}{\text{(6)}}$

Meter Input HP. (6) x 1.34 = $\frac{52.1}{\text{(7)}}$

Panel Input KW: Ave PF x Ave Volts x Ave Amps x 0.01732 = (6)

Panel Input HP: (6) x 1.34 = (7) Efficiency: (5)/(7) x 100 = $\frac{62.0}{\%}$

The pump at the pond was used for the pump efficiency data. The meter at the well's pump was not readable. The flow rate out of the pond may not have been exactly equal to the flow rate into the pond.

G. VOLUME CALCULATIONS

1 Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{168 \times 5}{\text{ata}} = \frac{840}{\text{ata}}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{3000 \times 245 \times 1.98}{\text{ata}} = \frac{1455.3}{\text{ata}}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = \frac{840}{\text{ata}}$$

2. Volume Calculations for Other Uses:

1000 head = 14 ata $\frac{119}{365} = 4.6 \text{ ata}$ (Stationable for full year)

$$0.23 \times 119 \times 1.98 = \frac{54.2}{\text{ata}}$$

$$14 \text{ ata} < 54.2 \text{ ata}$$

$$4.6 \text{ ata} < 14 \text{ ata}$$

RECORDED
FILMED

JUL 23 1990

H. REMARKS AND OVERLAP REVIEW ANALYSIS

S.M. BEJALASIS on a Worthington pump is used to pressurize the sprinkler lines. This pump is located near the southwest corner of the pond. The sprinkler system has 8", 6" and 4" underground mainlines and some 6" above ground lines and 5 handlines. Approximately 300 Rain Bird type heads were operating at the time of the exam. The irrigated land to the south of the land irrigated from the well receives surface water from the Buckaroo Ditch. The pond is also used for stockwater for up to 1000 head of cattle during the winter months. Water temp was approx. 1200 F.

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (ata)
	From	To		
Irrigation	3-15	11-15	3.00	840.0
Stockwater	11-16	3-14	0.23	4.6
	1-1	12-31	Der	

Totals:

3.00

844.6

2. Recommended Amendments

- ☐ Change P.D. as reflected above
- ☐ Add P.D. as reflected above
- ☒ Add P.U. as reflected above for Stockwater
- ☐ Other Add Use
- ☐ None

J. AUTHENTICATION

Field Examiner's Name
Signature
Certification Date
Field Report Preparation Date

Carter Fritschle
Carter Fritschle
8-13-87

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

Condition R-33

Mr. Perkins has been using the pond for stockwater during the winter months, and he is diverting less water than applied for. Therefore, I recommend adding the stockwater use to this license. Fee paid for a maximum of 3.00 cfs.

JUL 23 1990
12/30/87



Fig. 1

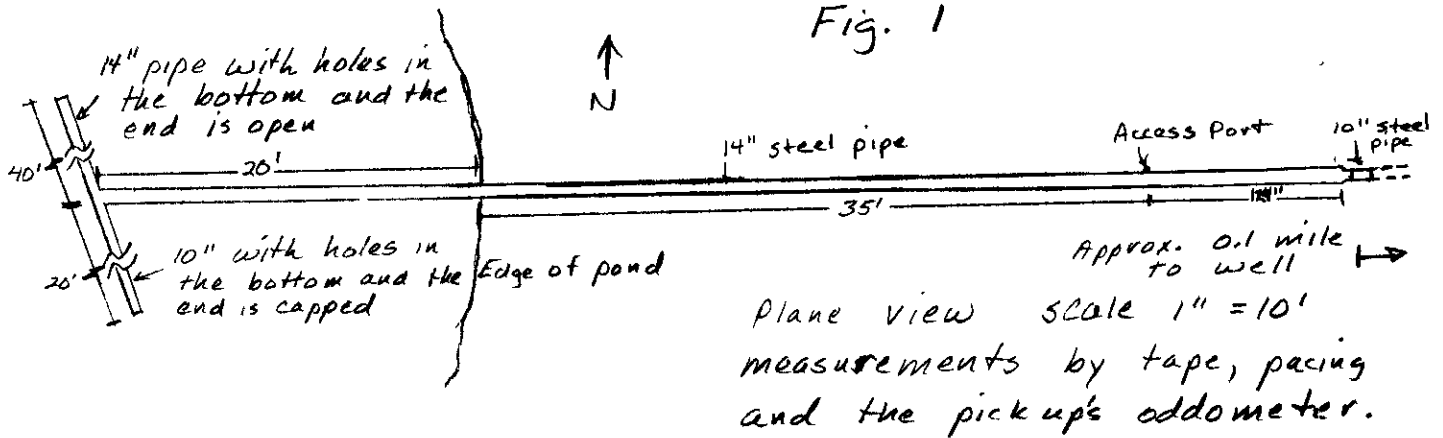
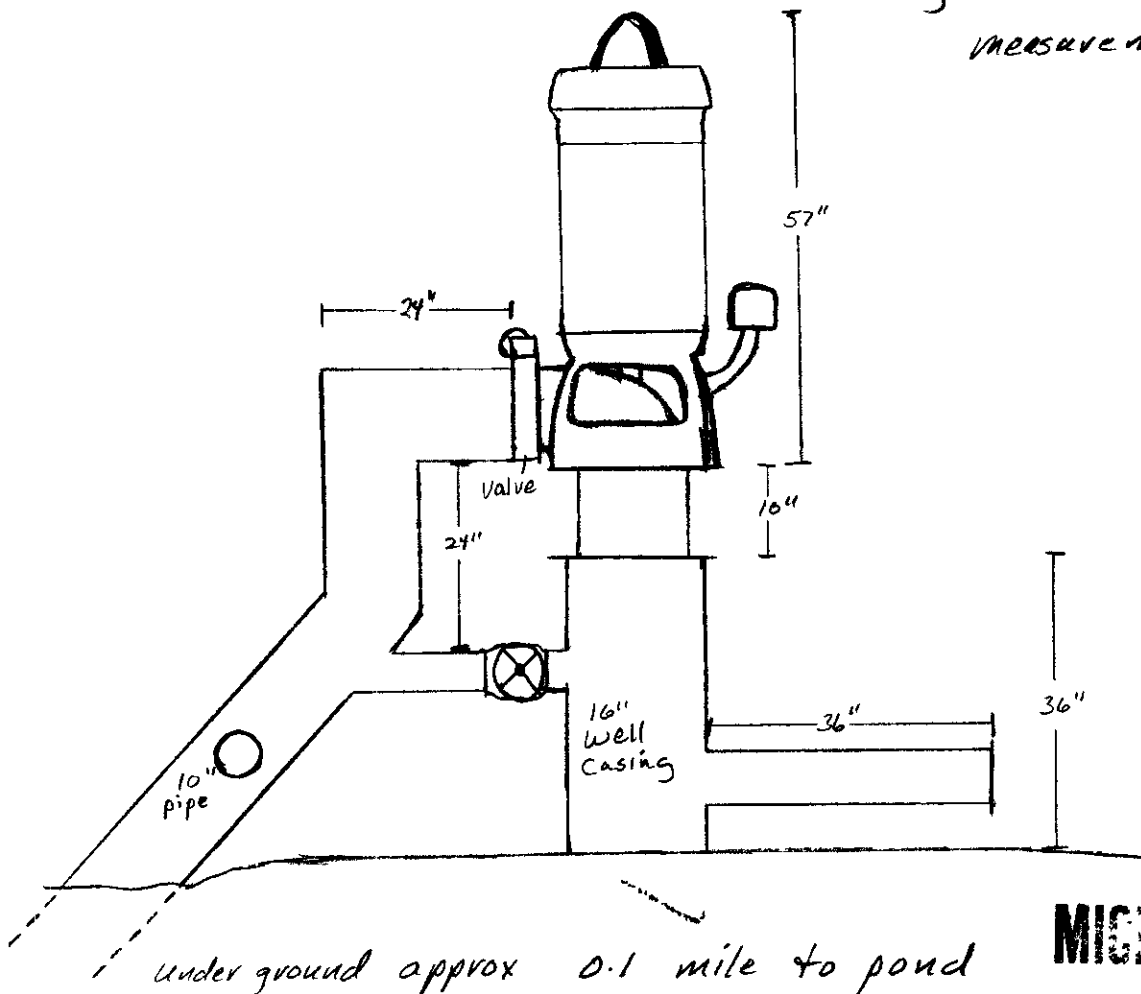


Fig 2

Looking North Scale 1" = 2' measurements by tape



MICROFILMED

JUL 23 1990

State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR ANNUBAR MEASUREMENT

Measured by: Carter Fritschle Date 8-13-87
Owner: Eugene Perkins Permit No. 51-7119

Description of well &/or measuring site

- Include any clarifications of the sketch
- Include legal description if more than one p.d. is described in the Field Report

The access port located 124" west of the point where the 10" pipe increased to a 14" pipe, and 35' ~~west~~ East of the edge of the pond.

MEASURED INSIDE PIPE DIAMETER IN INCHES (ID)

CIR = Pipe Circumference in Inches = 44.75
T = Pipe Thickness in Inches = 0.125
ID = 2 [(0.1592 X CIR) - T] = ... 14.0

ANNUBAR DESCRIPTION & CONSTANT (C)

Size Used in Test 14"
State ID No. 091439

Select C based on size from Table below.

Nominal Pipe Size	C
4"	4.23
6"	3.75
8"	3.87
10"	3.94
12"	3.99
14"- 16"	4.01
18"- 24"	4.02
30" or larger	4.03

C selected 4.01

DIFFERENTIAL PRESSURE READING IN INCHES OF H₂O (H)

High Reading = 7.3
Low Reading = 4.2
High - Low = H = ... 3.1

CALCULATION OF DISCHARGE IN CFS (Q)

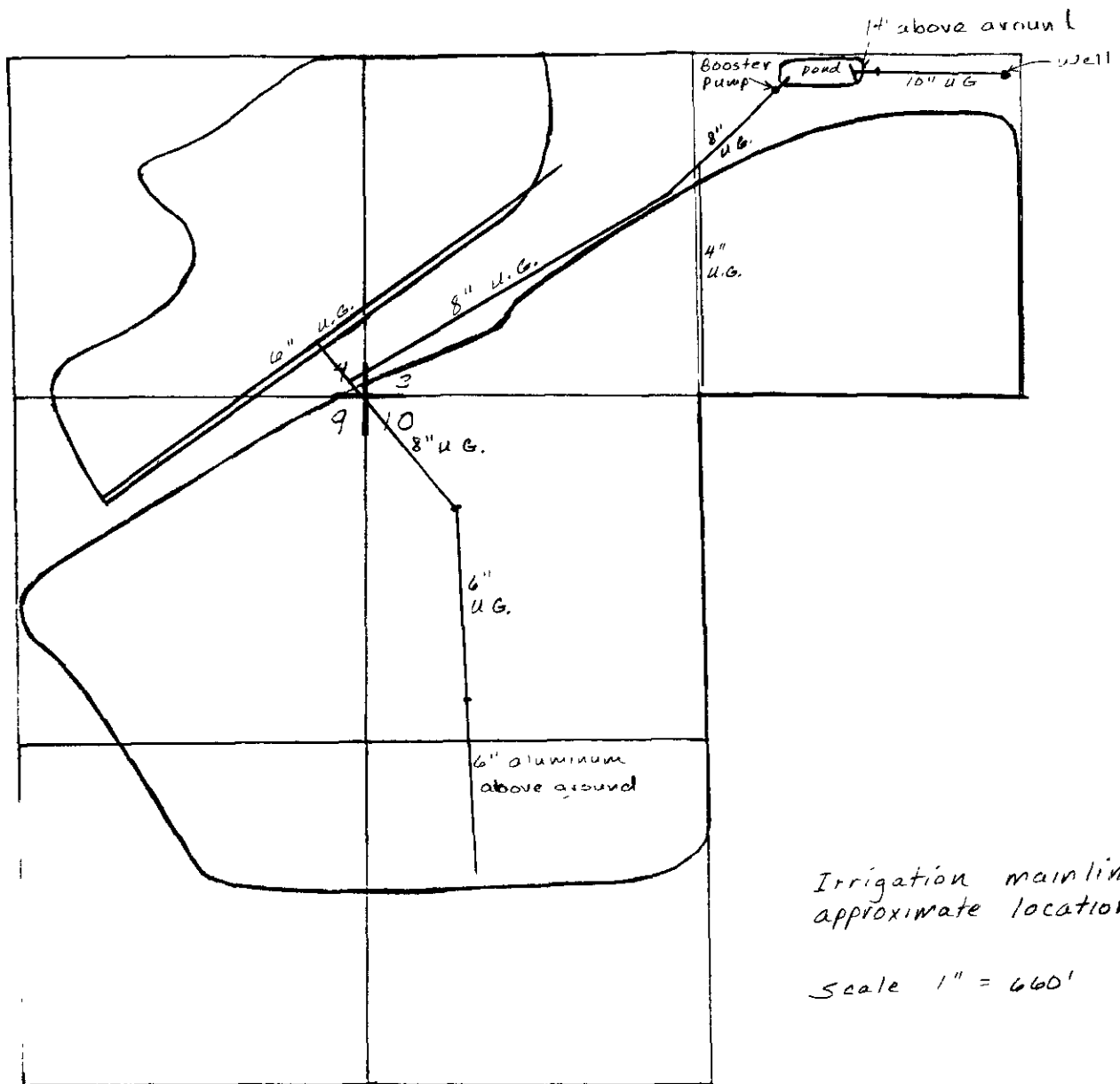
$$Q = \frac{(ID)^2 \cdot (\sqrt{H}) \cdot (C)}{448.8}$$

$$Q = \frac{(14.0)^2 \cdot (\sqrt{3.1}) \cdot (4.01)}{448.8} = 3.08 \text{ CFS}$$

SKETCH (If not shown on Field Report)

MICROFILMED

JUL 22 1990



R 6 E

MICROFILMED

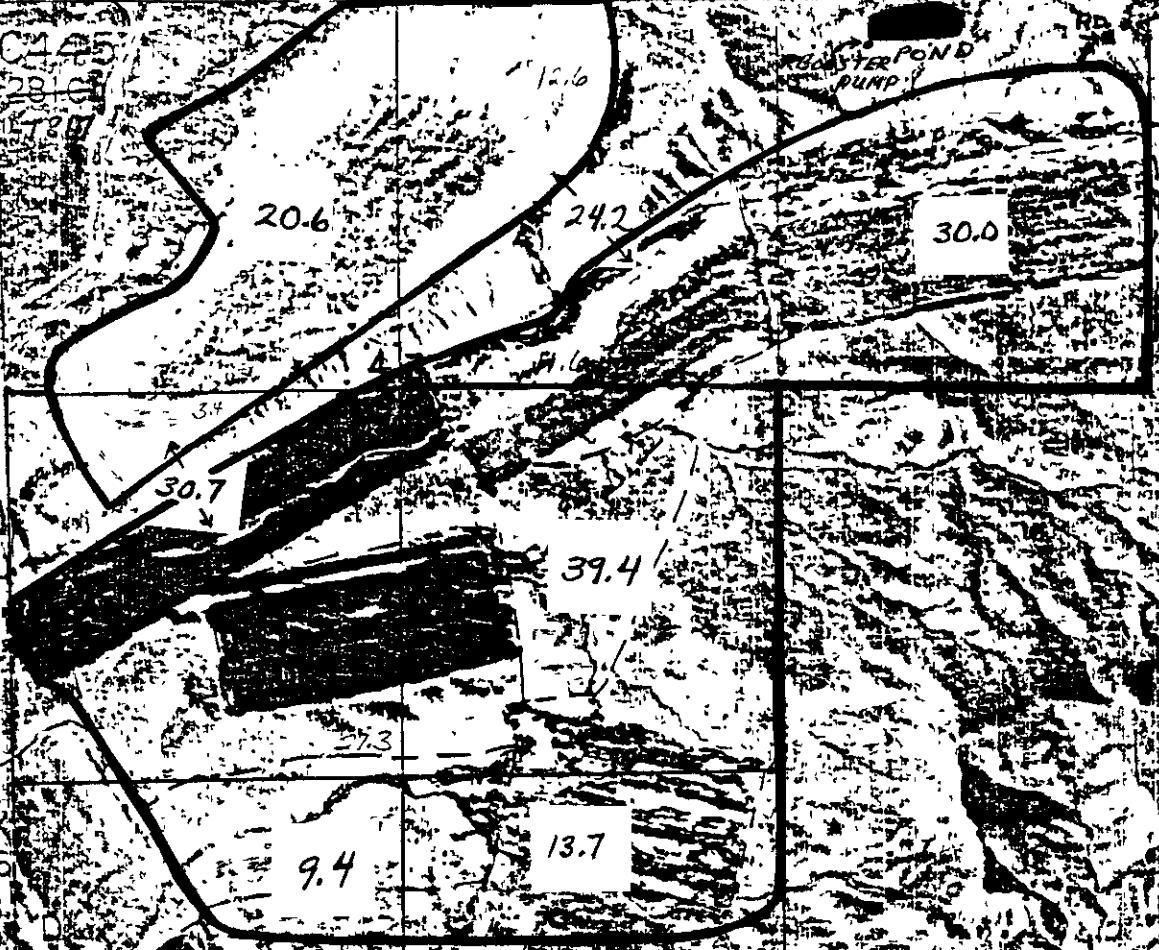
JUL 12 1990

C145
28
178

BOOSTER POND
PUMP

RD

WELL



ADDITIONAL LAND
HAS BEEN CULTIVATED
AND IRRIGATED SINCE
PHOTO
WAS TAKEN

UNCLASSIFIED

JUL 20 1990

13
XX
26

29.6

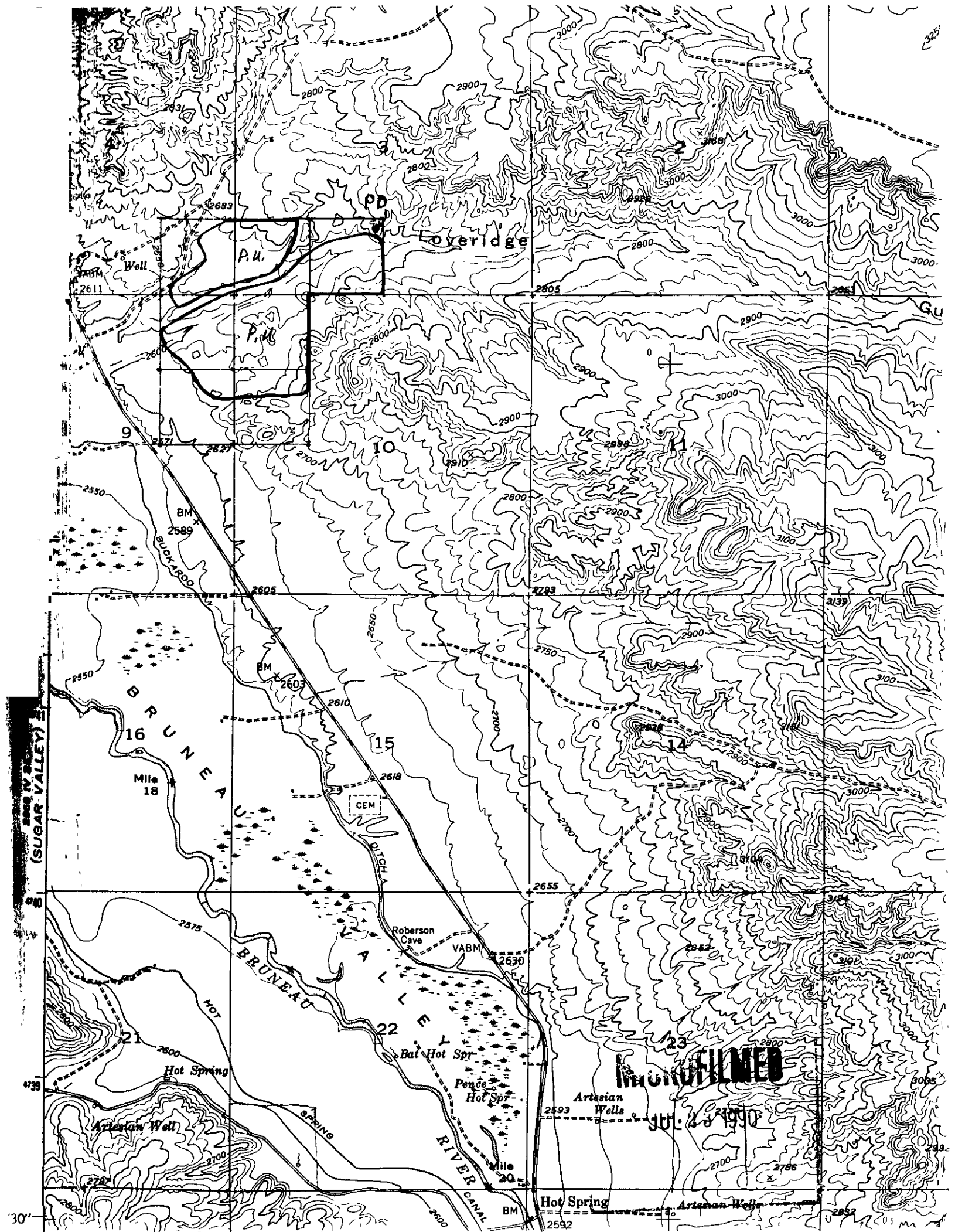
B

9 10

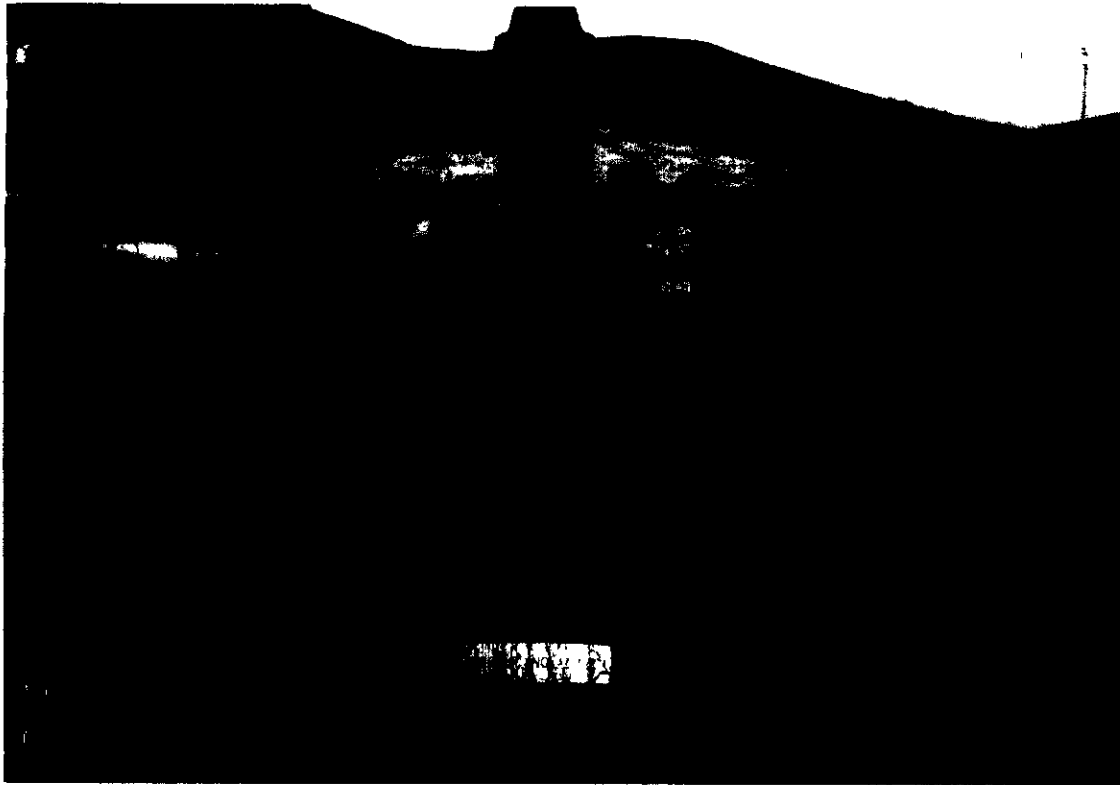
16 15

10

12.3

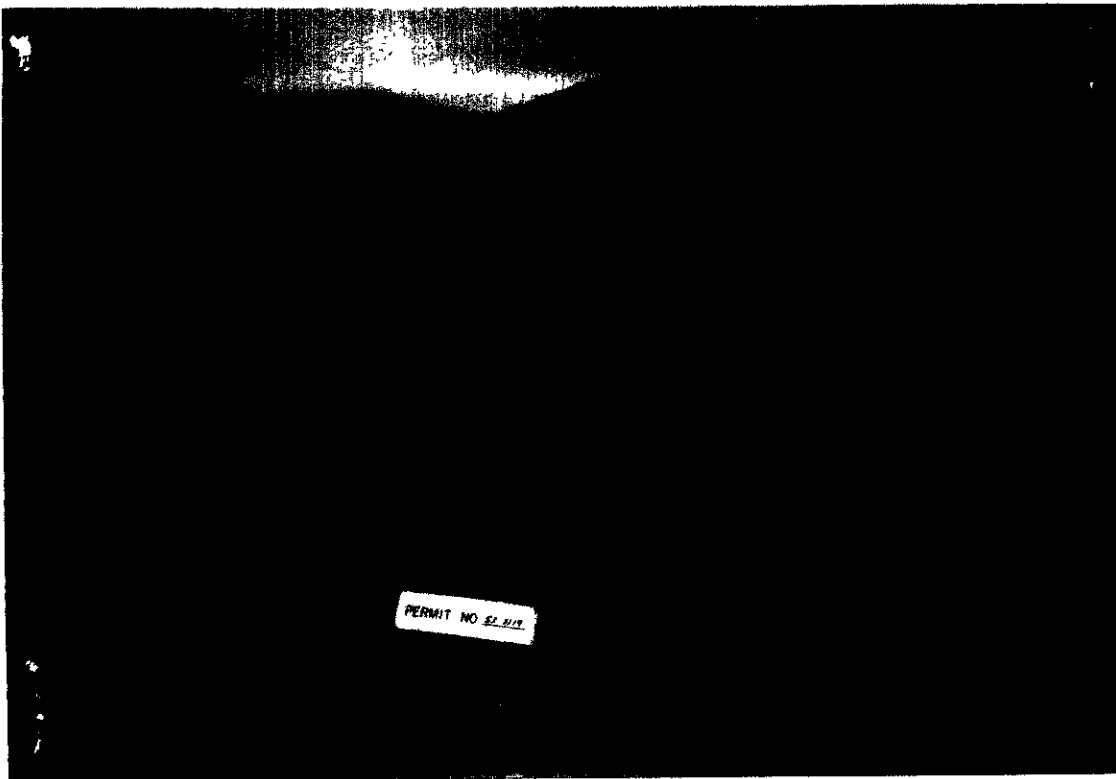


51- 7119



P.D.

Looking North

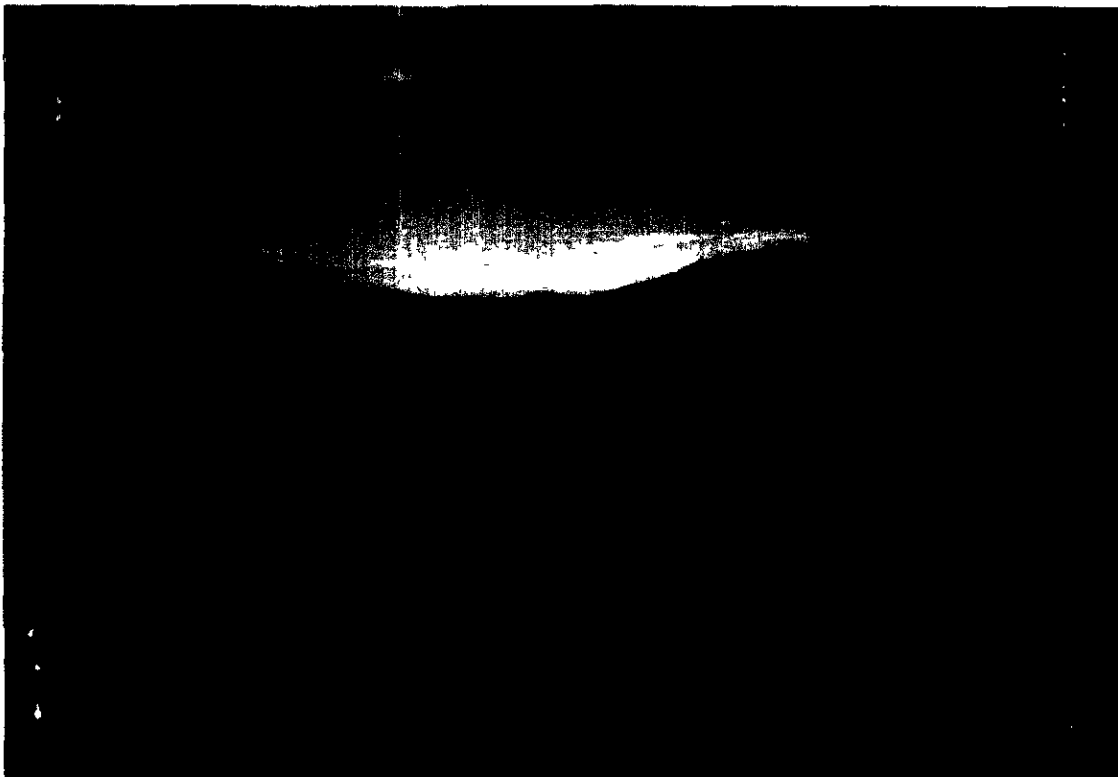


Looking West
point where
10" pipe from
pump emerges.
A 14" pipe
then goes to
the cooling
pond visible
in the background

MICROFILMED

JUL 23 1990

51-7119



P. U.
Looking North-
east

MICROFILMED

JUL 23 1990

4/86
RECEIVED
JUN 18 1987

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

KEY UNCHANGED

For Office Use Only
Fee Received 150⁰⁰
Date 5/27/1987
Receipt # 44865
Receipt by DM
Sent to S.O. 6/8/87-2 H

1. Permit No. 51-71A

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: Eugene M. and Charlene R. Perkins

3. Post Office Address: Box 109 A HC 85 Brunson, Idaho 83604

Telephone No. 845-2745

4. Source of Water: WELL

5. Extent of Use:

Domestic _____ (No. of households) Stockwater 1000 ^{COWS} (No. and type of stock)

Irrigation ~ 200 (acres) Other/Remark Didn't Get enough water to irrigate all the ground that was in the place

6. Total rate &/or volume for which proof is submitted 3.0 ~~4.0~~ cfs _____ acre-feet

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

April of 1980

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

Eugene Perkins (Name)

Box 109 A HC 85 Brunson, Idaho (Address) 845-2745 (Phone Number)

☐ I choose to have the field examination conducted by JUL 23 1987 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.)

April 25 1987
Date

Eugene M. Perkins
Signature of Permit Holder (and title, if appropriate)

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.



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

51-7119
PERKINS, EUGENE M.
PERKINS, CHARLENE R.
STAR RT. P BOX 109A
BRUNEAU, ID 83604

138042

April 3, 1987

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 set 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.

RECEIVED

JUL 23 1987



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

(208) 334-4440

February 6, 1984

Norwest Financial
Burley Mall
Burley, ID 83318

Attention: Cindy Mikelson

Dear Ms. Mikelson

RE: Permit No. 51-7119 - Eugene M. and Charlene R. Perkins

In response to your phone call on February 2, 1984, please be advised that proof of construction of works and application of water to beneficial use for the above-referenced permit has been timely submitted to the Department on August 22, 1983 by the permit holders. The Department now needs to conduct a field examination of the system and determine the extent of beneficial use. Based on the results of that examination, the Department can issue a license of water right.

The timing of the Department's examination and license issuance cannot be definitely determined, however, since the Department presently has a backlog of approximately 2,500 exams to do with the capability to do approximately 1000 per year.

Upon written request and a legitimate need, the Department would attempt to conduct a specific exam as soon as possible.

I hope this letter provides the information you need.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:rf

MICROFILMED

JUN 13 1990

August 24, 1983

Eugene M. and Charlene R. Perkins
Box 109A
Bruneau, ID

Dear Mr. and Mrs. Perkins:

Re: Permit No. 51-7119

This office acknowledges receipt of the assignment conveying this permit to you. The assignment has been entered into the department's records. A copy of the permit is enclosed for your records.

Also, this office acknowledges receipt of the statement of beneficial use submitted for the 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 or a representative may show him the system.

If you have any questions regarding the field examination, please contact our Western Regional office at 334-2190.

Sincerely,

RITA I. FLECK
Sr. Secretary

Enclosures

RECEIVED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has considered development to the extent shown below of Permit No. 51-7119.

Name(s) of Permit Holder: Eugene M. Perkins

Post Office Address: Box 109 A State Rte

Bear River, Idaho 83401 Tel No. _____

Source of Water: _____

Extent of Use: _____

☐ Domestic	_____	(number of households)
☒ Stockwater	<u>1000</u>	(number and type of stock)
☒ Irrigation	<u>200</u>	(acres)
☐ Other	_____	

Measure of Device	☐ Required?	☐ Yes	☐ No	Installed?	☐ Yes	☐ No
Access Point	☐ Required?	☐ Yes	☐ No	Installed?	☐ Yes	☐ No

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

Date August 22, 1983 Eugene M Perkins
Signature of Permit Holder

PLACE
13 CENT
STAMP
HERE



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES

STATEHOUSE

BOISE, IDAHO 83720

RECEIVED

AUG 22

ALICE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

FARMERS HOME ADMN.

PAGE 19
GRANT NO. 1083424

see
mt Home
Address

138738

PROOF DUE NOTICE

JUNE 30, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 51-7119 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE SEPTEMBER 01, 1983. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

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

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

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

ENCLOSURES

October 21, 1982

U.S. Dept. of Agriculture
Farmers Home Administration
286 S. 3rd W.
Mountain Home, ID 83649

Gentlemen:

Re: Permit No. 51-7119

Enclosed is a copy of the approved request for extension of time. The time within which to submit the statement of beneficial use is extended to September 1, 1983.

Sincerely,

RITA I. FLECK
Sr. Secretary

Enc: Ext. of Time



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
(208) 334-4440

EXTENSION OF TIME

October 6, 1982

U.S. Dept. of Agriculture
Farmers Home Administration
286 South 3rd West
Mountain Home, ID 83647

PERMIT NO. 51-7119

We are in receipt of the \$15 extension fee for Extension(s) of Time to provide additional time in which to submit proof of beneficial use on a water right permit.

Your request for extension(s) of time is being reviewed by staff. You will be informed of our decision when review has been completed.

Enclosed is our receipt No. 24745.

Roberta Garrett
Records Supervisor

Enclosure

1228703

U.S. DEPARTMENT OF AGRICULTURE

SPEED MEMO

PART NUMBER

DATE

1

10-14-82 RECEIVED

SUBJECT

OCT 5 1982

Department of Water Resources

Tom Berry
Permit # 51-7119

Department of Water Resource
Boise, Idaho
FROM
Fm HA
Mountain Home

MESSAGE (WRITE CONCISE MESSAGE. SIGN AND FORWARD PARTS 1 AND 3 TO ADDRESSEE. RETAIN PART 2.)

Jim Johnson:

Enclosed is check No. 50,715,776 in the amount
of \$15.00 for the filing fees on Permit No. 51-7119.

Thank you for your cooperation.

Yvonne M. Clapier
County Office Asst.

SIGNATURE

REPLY (USE THIS SPACE FOR REPLY. SIGN AND DATE. RETURN PART 3 TO SENDER. RETAIN PART 1)

WIRE COPY TO

SIGNATURE

DATE

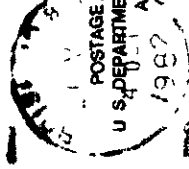
UNITED STATES DEPARTMENT OF AGRICULTURE

Farmers Home Administration, USDA
286 South 3rd West
Mountain Home, ID 83647

OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE, \$300

Attn: Jim Johnson

25

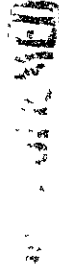


POSTAGE AND FEES PAID
U.S. DEPARTMENT OF AGRICULTURE
AGR-101



FIRST CLASS MAIL

Department of Water Resources
State Office - Statehouse
450 W. State Street
Boise, Idaho 83720



CONVERSATION MEMORANDUM

DATE 9-2-82

FILE 51-7119

NAME OF PARTY Pam - FARM HOME

EMPLOYEE Juni Johnson

RE: The above called asking for additional time in which to return the \$15.00 filing fee.

She said that an voucher had to be prepared and sent to St Louis.

The time to respond should be extended to October 1982.

If we have not heard from them by then call Pam at 587-9791

Called 9-4-82 and talked to Pam. she said that they have received the check on Friday and will be sending it to us today. Juni

Microfilm

August 27, 1982

RE: Permit No. 51-7119 (formerly Tommy D. Berry)

United States of Agriculture
Farmers Home Administration
286 South Third West
Mountain Home, ID 83647

Gentlemen:

Thank you for returning the request for extension in which to submit proof to beneficial use of water under Permit No. 51-7119. We cannot, however, approve your request because the \$15.00 filing fee was not included with the request.

We will hold your request for extension of time form here. Please submit the \$15.00 fee on or before September 15, 1982.

If you have any questions, please let me know.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw

U.S. DEPARTMENT OF AGRICULTURE

SPEED MEMO

PART NUMBER

DATE

Department of Water Resources

1

August 11, 1982

SUBJECT

FROM

Farmers Home Administration
286 South Third West
Mountain Home, Idaho 83647

"Request for Extension of Time"

Tommy D. Berry

TO: SAC () DIRECTOR () ASST. DIR. () CHIEF OF BUREAU ()

Enclosed please find a "Request for Extension of Time" on property formerly owned by Tommy D. Berry and is now owned by the United States of America, acting through the Farmers Home Administration.

If we need to furnish any further information please contact Yvonne or Nancy at 587-9791.

RECEIVED

Thank you,

AUG 13 1982

Yvonne M. Clapier
Yvonne M. Clapier
County Office Assistant

Department of Water Resources

Enclosure

PLEASE NOTE: Our Office is now in Mountain Home, Idaho

SIGNATURE

REPLY (USE THIS SPACE FOR REPLY SIGN AND DATE RETURN PART 2 TO SENDER RETAIN PART 1)

SIGNATURE

DATE

St

if

F

D

V

CERTIFIED MAIL
138404

July 26, 1982

Robert C. Lowe, County Supervisor
United States Department of Agriculture
Farmers Home Administration
P. O. Box 10
Gradd View, ID 83624

Dear Mr. Lowe:

Re: Permit No. 51-7119

This office acknowledges receipt of the assignment conveying the above-referenced permit to you. The assignment has been entered into the department's records. Enclosed for your information is a copy of the permit.

As per your request and our letter to Tommy D. Berry, enclosed are the necessary forms used to fulfill the requirement of beneficial use. If the project is completed, the permit holder needs to submit the statement of beneficial use. If the project is partially completed or has been prevented from proceeding by litigation, an extension of time can be requested. One or the other form must be received in this office on or before September 1, 1982 to prevent the permit from lapsing.

If you have any questions concerning this permit, please feel free to contact me by letter or phone at 334-4290.

Sincerely,

RITA I. FLECK
Sr. Secretary

UNITED STATES DEPARTMENT OF AGRICULTURE

FARMERS HOME ADMINISTRATION

P.O. Box 10
Grand View, Idaho 83624

RECEIVED

JUL 13 1982

Department of Water Resources

July 8, 1982

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region
92 South Cole Road
Boise, Idaho 83709

On March 31, 1982 the United States of America, acting through the Farmers Home Administration, acquired title to the land previously owned by Joseph Black, being purchased on contract by Thomas D. Berry on which water permit Number 51-7119 is appurtenant to.

Enclosed is an Assignment of said Permit.

In reviewing the permit we find that proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 1982.

We are requesting that you send us the necessary forms and information in order for the Farmers Home Administration to claim said permit.

Sincerely,



Robert C. Lowe
County Supervisor

Enclosure: "Assignment of Permit"

RECEIVED

JUL 13 1982

Department of Water Resources
Western Regional Office

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138262

BERRY, TOMMY D.
BOX 109-B
BRUNEAU, ID 83604

JUNE 30, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 51-7119 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE SEPTEMBER 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY 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 POST CARD 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 WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

MICROFILM

07/02/81

WATER RIGHTS FULT REPORT

ALERT 1000 0000 01-01-81

ACI

LUN

C 01/01/81 01/01/81 01/01/81

CITY - BRUNEAU

STATE - ID ZIP CODE - 83604

See - Western change of
51-7119 address

Tom Berry

Box 109-B

Bruneau, Idaho

83604

3/79

IDENT. NO. 51-7119

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address
Statehouse
Boise, Idaho 83720
(208) 384-2215

November 15, 1979

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the Regional Office nearest to you.

Sincerely,

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

DRT:lr

Enclosures

Northern Region Office
Rt. #5, Box 203 Government Way
Coeur d'Alene, Idaho 83814

Eastern Region Office
1515 Lincoln Street
Idaho Falls, Idaho 83401

Southern Region Office
1041 Blue Lake Blvd. North
Twin Falls, Idaho 83301

Western Region Office
92 S. Cole Road
Boise, Idaho 83705

Handwritten note:
MILWAUKEE

September 19, 1977

Re: Permit No. 51-7119

Tommy D. Berry
Highland Valley Road
Boise, ID 83706

Dear Mr. Berry:

Enclosed is a copy of your approved Application for Permit No. 51-7119 . We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to either install and maintain a measuring device at your point of diversion or to provide the Department a certified measurement of the systems diversion capacity prior to submitting proof of beneficial use of water. We have enclosed a letter describing the different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Operations Bureau

BDF/cah

Enclosure

A small, dark, rectangular stamp or mark, possibly a filing or processing stamp, located at the bottom left of the page.

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 51-

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

☐ Pre-permit exam
☐ Adjudication Claim
☐ Dam Construction
☐ Papers Sent

(1) 6hs 7/13/77

In form to receipt

(2) _____

Send Copies to:

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

(3) _____

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

(4) 6hs 7/13/77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Cal Other rights on the same place of use *now platted*

(10) _____

Comments: _____

(11) if ok

Affidavit of Publication received (date) 7-29-77

(12) _____

Final date for protests 8-8-77

Protests received: yes _____ no ☒

(13) _____

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

(14) _____

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority

_____ Reason for Reduction _____

☒ Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District W By WJH Date 8-8-77

Supplemental



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS

Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED

Director

(208) 384-2190

July 18, 1977

Re: Application for Permit No. 51-7119

Mr. Tommy D. Berry
Highland Valley Road
Boise, ID 83706

Dear Mr. Berry:

Enclosed is your Receipt No. 8140 in the amount of \$95.00
for Application for Permit No. 51-7119 which was received in
this office on July 13, 1977.

Sincerely,

RITA FLECK
Secretary

RF

Enclosure



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

July 13, 1977

Re: Notice of Application for Water Permit No. 51-7119 -- Tommy D. Berry

Owyhee Nugget
Marsing,
Idaho 83639

Gentlemen:

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. In order to receive payment, the following certification must appear on the bill:

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

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before August 8, 1977.

Sincerely,

RITA FLECK
Secretary

Bill submitted
7-29-77
J

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that TOMMY D. BERRY
Highland Valley Road, Boise, ID
has on July 7, 1977 submitted Application No. 51-7119
for a permit to appropriate 7.2 cubic feet per second ~~acres feet~~
~~per acre~~ of water from a groundwater source
by means of well and sprinkler system
within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 3 T7S-R6E B.M., Owyhee County
to be used from Mar 15 to Nov 15
for irrigation of 360 acres
within the S $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 3; SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 4; E $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 9; W $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec 10 T7S-R6E B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before August 8, 1977.

C. STEPHEN ALLRED

Director

Published in the Owyhee Nugget, Marsing, ID
on July 21, 1977 and July 28, 1977.