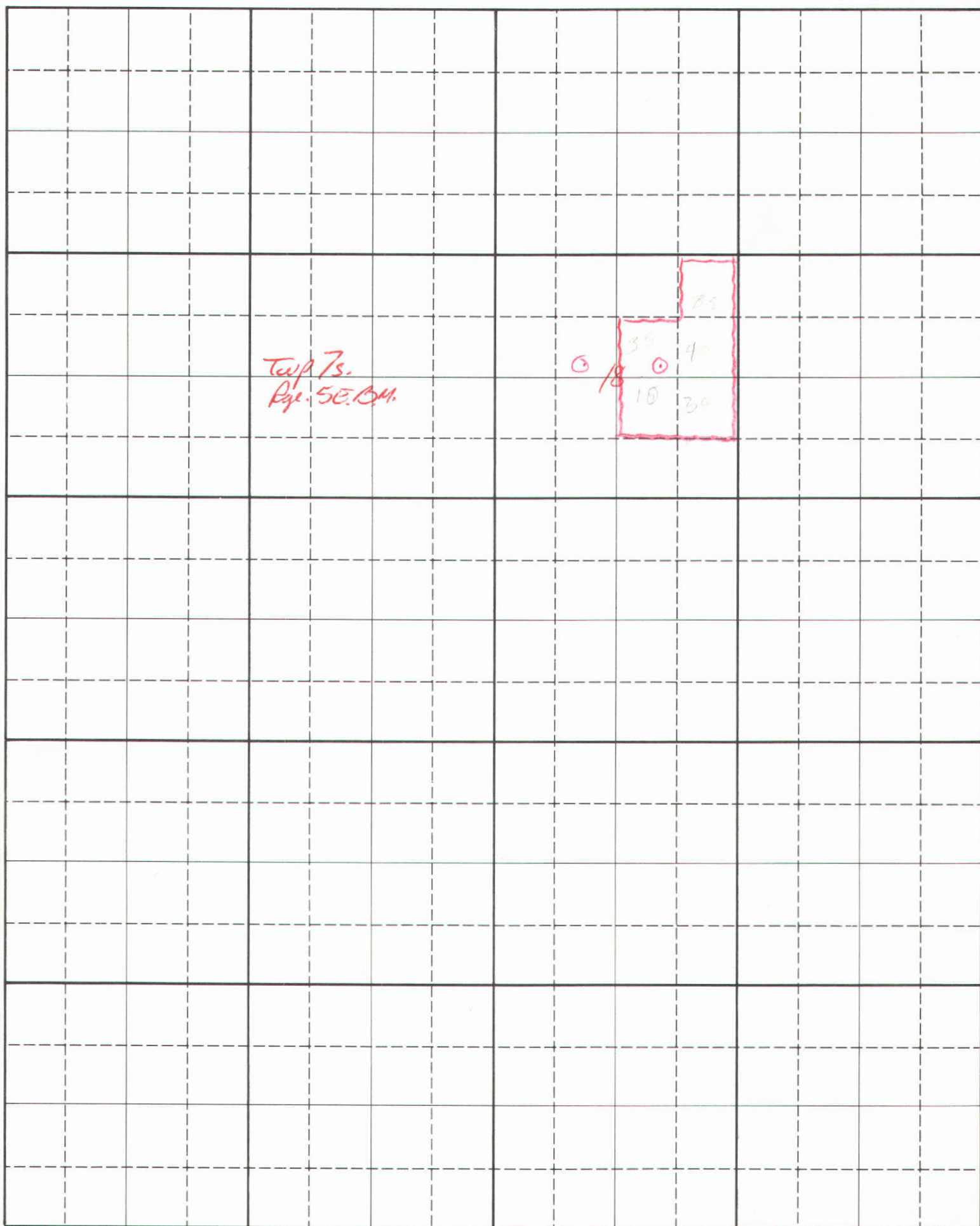


11. Map of proposed project:



Scale: 2 inches equal 1 mile

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

MICROFILMED

Clarence A. Miller Jr.  
(Applicant)

51-7054

DEPARTMENT OF RECLAMATION

STAFF ANALYSIS

Application No. 51-7054 Name Clarence A. Miller, Jr.

Source groundwater

Point of Diversion SW $\frac{1}{4}$ NE $\frac{1}{4}$  and SE $\frac{1}{4}$ NW $\frac{1}{4}$  of Sec. 18, T. 7S, R. 5E, B.M., Owyhee

Quantity 4.0 Use irrigation Period Mar. 15 - Sept. 15

Quantity          Use          Period         

Quantity          Use          Period         

Well Size 16 Diameter Proposed Depth 600 Feet

Use 200 acres

Date Forwarded 6-2-70 Date Returned 6-23-70 Received by Dell

RECOMMENDATIONS:

aquifer Basalt & Rhyolite (TSV)  
Water levels have been declining for several  
years at @ 1.0-1.5 ft/year. Elevation below  
which well will flow is approximately 2700 ft  
above M.S.L. Yields to wells is generally high in  
those wells penetrating the Basalt & Rhyolite but low in  
the wells less than @ 1000 feet deep. (Wtr Bull #14)

Qty. 4.0 Use Ir Period 3-15/9-15 AF 3.5 AFA 700

Qty.          Use          Period          AF          AFA         

Qty. 4.0 Use Ir Period 3-15/11-15 AF 3.5 AFA 700

ACTION: Approved X Denied         

Conditions of approval or reason for denial: Measuring device  
required

INVESTIGATION

By

Sheel H. Chapman

Title

WRTATT

Date

6-23-70

APPROVED

51-7054



# 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 11 day of June, 1970, and the last publication being on the 18 day of June, 1970;

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 18 day of June, 1970.

Lena S. Hawes  
NOTARY PUBLIC

My commission expires 4-10-72

(SEAL)

MICROFILMED

## NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Clarence A. Miller, Jr., Bruneau, Idaho, has on May 27, 1970, submitted Application No. 51 - 7054 to appropriate the public waters of a groundwater source.

The application proposes a maximum diversion and appropriation of 4.0 cubic feet per second of water to be diverted by wells, pumps, motors and pipe within the SW $\frac{1}{4}$ NE $\frac{1}{4}$  and SE $\frac{1}{4}$ NW $\frac{1}{4}$  of Sec. 18, T. 7 S., R. 5 E., B. M., Owyhee County, and is to be used within the E $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 18, T. 7 S., R. 5 E., B. M. from March 15 to Sept. 15 for the irrigation of 200 acres.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Reclamation on or before June 29, 1970.

R. KEITH HIGGINSON,  
State Reclamation Engineer  
Published in the Owyhee Nugget, Marsing, Idaho, on June 11 and June 18, 1970.

## NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Clarence A. Miller, Jr., Bruneau, Idaho, has on May 27, 1970, submitted Application No. 51 - 7054 to appropriate the public waters of a groundwater source.

The application proposes a maximum diversion and appropriation of 4.0 cubic feet per second of water to be diverted by wells, pumps, motors and pipe within the SW $\frac{1}{4}$ NE $\frac{1}{4}$  and SE $\frac{1}{4}$ NW $\frac{1}{4}$  of Sec. 18, T. 7 S., R. 5 E., B. M., Owyhee County, and is to be used within the E $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 18, T. 7 S., R. 5 E., B. M. from March 15 to Sept. 15 for the irrigation of 200 acres.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Reclamation on or before June 29, 1970.

R. KEITH HIGGINSON,  
State Reclamation Engineer  
Published in the Owyhee Nugget, Marsing, Idaho, on June 11 and June 18, 1970.

7054

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7  
S

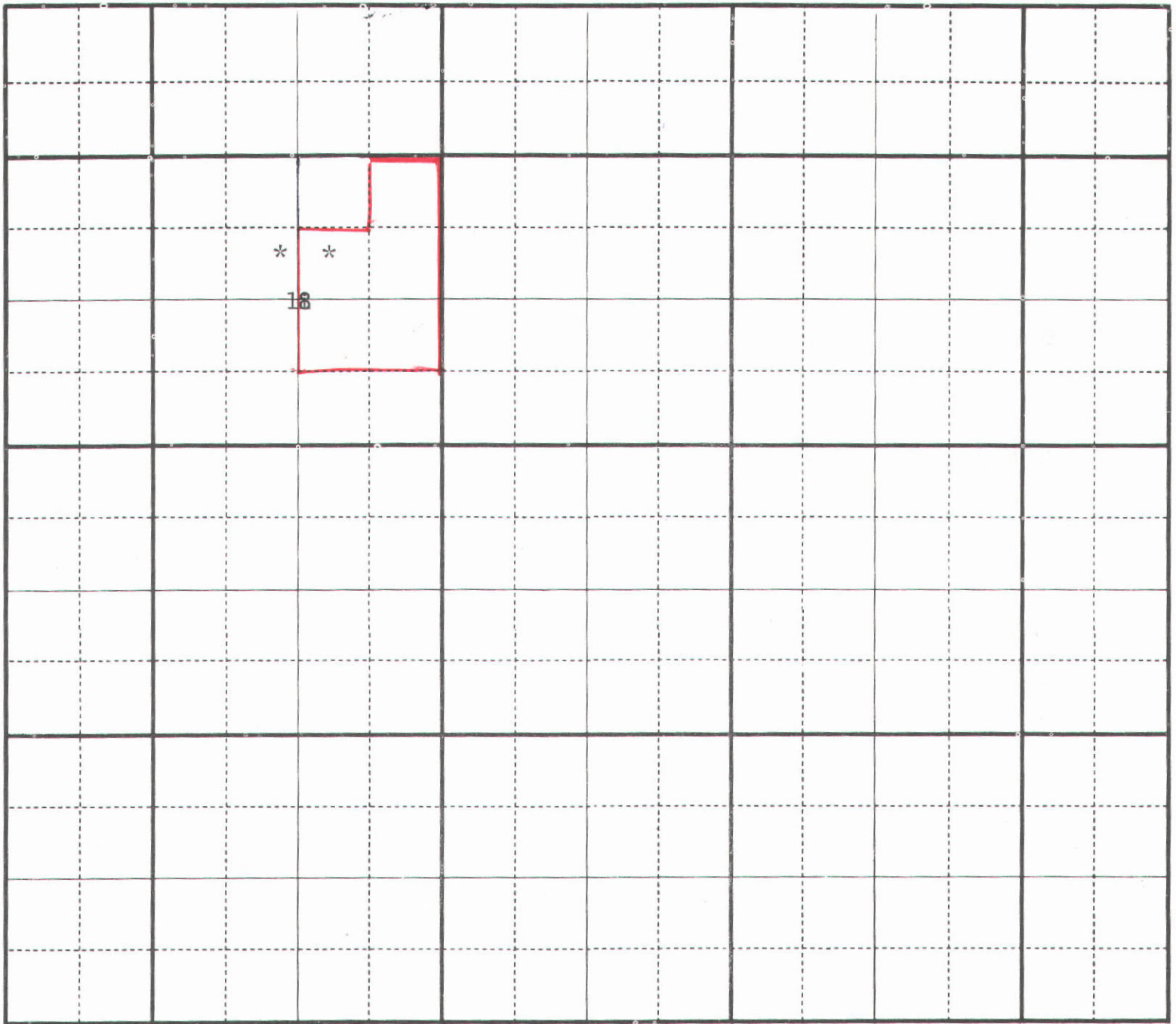


Diagram of System

RECEIVED



## WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Administration within 30 days after the completion or abandonment of the well.

[illegible]

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 51-7054 Priority (late proof)  
June 2, 1970 Amount 2.1 cfs

THIS IS TO CERTIFY, that Clarence A. Miller Jr.  
of Bruneau, Idaho, has complied with the terms and conditions of Permit  
No. 51-7054 issued pursuant to Application for Permit dated May 27, 1970,  
and has submitted proof to the Department of Water Resources on July 7, 1976,  
that he has applied water to a beneficial use, an examination by the Department indicates that the works have a  
capacity for the diversion of 2.12 cfs of water from a groundwater source,  
tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	<u>from March 15 to September 15</u>	<u>at 2.1 cfs</u>	<u>and 525.0 acre feet</u>
	<u>from _____ to _____</u>	<u>_____ cfs</u>	<u>and _____</u>
	<u>from _____ to _____</u>	<u>_____ cfs</u>	<u>and _____</u>

(both dates inclusive)

Subject, however, to the condition that no more than 2.1 cfs of water be diverted at any one time, and  
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose  
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed  
525.0 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , Section 18,  
Twp. 7S, Rge. 5E in the County of Owyhee

Description and location of place of use

Twp.	Range	SEC.				NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				Totals
		18	19	20	21	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7S	5E	18	20	19	38													105

Total number of acres irrigated 105

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31<sup>ST</sup> day of  
October \_\_\_\_\_, 19 81.

Acting for the Director

*Norman C Young*

MICROFILMED

IN THE MATTER OF PERMIT NO. 51-7054 )  
 )  
IN THE NAME OF CLARENCE A. MILLER, JR. )  
 )

WHEREAS, on May 27, 1970, Clarence A. Miller, Jr. filed with the Department of Water Resources (formerly the Department of Water Administration) for an application for permit to appropriate 4.00 cubic feet per second of groundwater to be diverted within the SW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, SE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, Sec. 18, Twp. 7S, Rge. 5E, B.M., Owyhee County, to be used for irrigation purposes; and,

WHEREAS, on July 2, 1970, the Department approved said application and issued Permit No. 51-7054 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before July 1, 1975; and,

WHEREAS, on July 2, 1975, the Department extended the time within which to submit proof of beneficial use of water to July 1, 1976; and,

WHEREAS, on April 30, 1976, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on July 1, 1976, the permit holder submitted a request for an extension of time which the Department denied pursuant to Section 42-204 of the Idaho Code; and,

WHEREAS, on July 1, 1976, the permit automatically lapsed for failure of the permit holder to submit proof of beneficial use of water; and,


WHEREAS, on July 7, 1976, the Department received the required proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 51-7054 be REINSTATED and the priority advanced to June 2, 1970.

Dated this 5 day of July, 1976.

  
A. KENNETH DUNN  
Administrator, Operations Division

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED  
JUL 1976  
Department of Water Resources

APPLICATION FOR EXTENSION OF TIME

State of Idaho )  
County of Owyhee )

Permit No. 51-7054

Clarence A. Miller Jr. of Box 168, Star Rt. B, Bruneau, ID 83604  
(name) (address)

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

That he is the holder, or the duly authorized agent of the holder \*, of Permit to  
Appropriate the Public Waters of the State of Idaho No. 51-7054.

That under the terms and conditions of said permit, work thereunder was required  
to be completed on or before July 1, 1976.

That he has heretofore performed the following work described under said permit:  
Drilled 12" well 940' deep, installed 60 h.p. motor, has irrigated with sprinkler  
system about 110 acres.

Costing \$ 18,000.00

That he is unable to complete the remainder of the work within the required time for  
the following reasons, to-wit: Lack of financing to complete work.

Wherefore, he asks that the Department of Water Resources extend the time for the  
completion of obligations under said permit to July 1, 1981.

Clarence A. Miller Jr.  
(signature) \*

Subscribed and sworn before me this 1st day of July, 1976.

seal

Don Russell  
Notary Public residing at

Boise, Idaho

My commission expires Jan 19, 1977

ACTION OF THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be DENIED  
pursuant to Section 42-204 of the Idaho Code which states that a permit holder  
may only be granted one extension of time.

**DENIED**

Witness my hand this 12 day of July, 1976.

R. Keith Higginson  
R. KEITH HIGGINSON  
Director

\* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available  
through the Department of Water Resources, Statehouse, Boise, Idaho 83720.



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR EXTENSION OF TIME

State of Idaho )  
County of ADA )

Permit No. 51-7054

Clarence A. Miller, Jr. of Bruneau,  
(name) (address)

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

That he is the holder, or the duly authorized agent of the holder \*, of Permit to  
Appropriate the Public Waters of the State of Idaho No. 51-7054.

That under the terms and conditions of said permit, work thereunder was required  
to be completed on or before July 1, 19 75.

That he has heretofore performed the following work described under said permit:  
Well has been drilling to approximately 510' Land has been cleared since the  
Fall of 1974.

Costing \$ 7000.00

That he is unable to complete the remainder of the work within the required time for  
the following reasons, to-wit: Well driller has another 30' feet to drill but has  
lost the drilling tool in the well.

Wherefore, he asks that the Department of Water Resources extend the time for the  
completion of obligations under said permit to July 1, 19 76.

X Clarence A. Miller Jr.  
(signature) \*

Subscribed and sworn before me this 27<sup>th</sup> day of June, 19 75.

s e a l

Lyle Glen Layton  
Notary Public residing at

My commission expires For Life

ACTION OF THE DIRECTOR OF THE 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 proof of water under Permit No. 51-7054 be  
extended to July 1, 1976.

Witness my hand this 2nd day of July, 19 75.

A. Kenneth Dunn  
A. KENNETH DUNN  
Administrator, Operations Division

\* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available  
through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

Identification No.

51-7054

Application No.

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant Clarence A. Miller, Jr.  
post office address Bruneau, Idaho 83604
2. Source of water supply groundwater which is a tributary of \_\_\_\_\_
3. a Location of point of diversion is SW  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 18 Township 7S  
Range 5E B.M. Owyhee County; additional points of diversion if any \_\_\_\_\_  
SE  $\frac{1}{4}$  NW  $\frac{1}{4}$  Sec. 18, T. 7S, R. 5E, B.M.
- b If water is not consumed, it will be discharged into \_\_\_\_\_ at a point in \_\_\_\_\_  $\frac{1}{4}$   
of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount 4.0 for irrigation purpose from March 15 to Sept. 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 4.0 cubic feet per second and/or  
b \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a Description of ditches, flumes, pumps, headgates, etc. drilled wells, pumps, motors  
and pipe
- 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 600 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 \$ 2,000.00.
8. Description of proposed uses  
a If water is **not** for irrigation.  
(1) Give the place of use of water \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_  
Range \_\_\_\_\_ B M  
(2) Amount of power to be generated. \_\_\_\_\_ hp under \_\_\_\_\_ feet of head  
(3) List number of each kind of livestock to be watered \_\_\_\_\_  
(4) Name of municipality to be served \_\_\_\_\_, or number of families to be  
supplied with domestic water \_\_\_\_\_.  
(5) If water is to be used for other purposes describe: \_\_\_\_\_

MICROFILMED

51-7054

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

TWP	RANGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	5E	18	40		40	40									40	40			200

Total number of acres to be irrigated 200

c. Describe any other water rights used for the same purposes

9 a. Who owns the property at the point of diversion Self - BLM

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

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

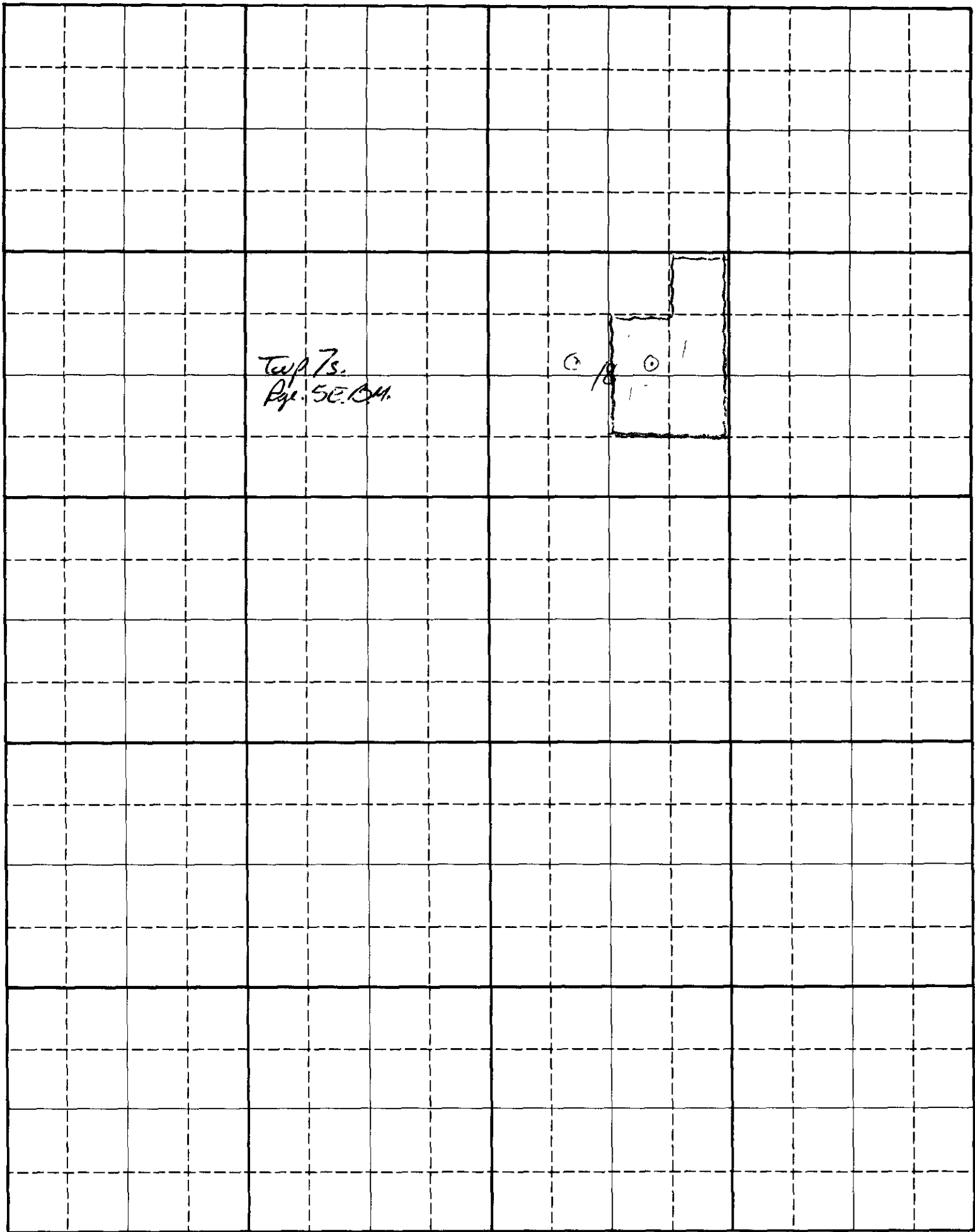
Desert Land Entry No. I-469 (14) 27 June 75

10. Remarks

MICROFILMED



11. Map of proposed project:



Scale: 2 inches equal 1 mile

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

MICROFILMED

Clarence A. Miller Jr.  
(Applicant)

Received by OKW Date 5-27-70 Time 11:44

Preliminary check by OKW Fee \$ 35.00

Received by ef Date 5-27-70

Publication prepared by de Date 6-3-70

Published in Oregonian Register

Publication dates 6-11+18-70

Publication approved de Date 6-25-70

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by OKW

**APPROVED**

#### ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 51-7054, 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 July 1, 19 75.

c. Other: The permit holder shall permanently install and maintain measuring devices of a type approved by the department as part of the diverting works. The total rate of diversion under this permit and Permit No. 51-7053, when used together, shall not exceed 4.0 c.f.s.

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

Witness my hand this 2nd day of July, 19 70.

**MINOR USE**

F. Kirk Higgs  
State Reclamation Engineer



UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

IN REPLY REFER TO:

L:VSS  
I-2429

Idaho Land Office  
Room 334 Federal Building  
550 W. Fort Street  
Boise, Idaho 83702

Clarence A. Miller, Jr.  
Bruneau  
Idaho 83604

Dear Mr. Miller:

On February 9, 1970 the Boise District Manager issued an Initial Decision approving your desert land petition I-2429.

According to your plan of development, water for irrigation is to be obtained from a well. You must submit evidence of your right to appropriate and use the water. The evidence should consist of a copy of a State water permit approved by the State Reclamation Engineer. Attached is an extra copy of this letter which should be submitted to the State Department of Reclamation at the time you apply for a permit. Unless they have knowledge that the land of the desert land application has been classified as suitable for entry, they may decline to issue the water permit.

You should make arrangements with the State Reclamation Engineer to have a copy of the permit sent to this office. We would appreciate receiving a copy of the permit as soon as possible.

Sincerely yours,

Orval G. Hadley  
Manager, Land Office

Attachment

51-7054



DEPARTMENT OF RECLAMATION

STAFF ANALYSIS

Application No. 51-7054 Name Clarence A. Miller, Jr.

Source groundwater

Point of Diversion SW 1/4 NE 1/4 and SE 1/4 NW 1/4 of Sec. 18, T. 7S, R. 5E, B.M., Owyhee

Quantity 4.0 Use irrigation Period Mar. 15 - Sept. 15

Quantity          Use          Period         

Quantity          Use          Period         

Well Size 16 Diameter Proposed Depth 600 Feet

Use 200 acres

Date Forwarded 6-2-70 Date Returned 6-23-70 Received by Deke

RECOMMENDATIONS:

Approx. Basalt & Rhyolite (TSV)  
water levels have been declining for several  
years at @ 1.0-1.5 ft/yr. Elevation below  
which well will flow is approximately 2700 ft  
above M.S.L. Yields to wells is generally high in  
those wells penetrating the Basalt & Rhyolite but low in  
the wells less than @ 1000 feet deep. (Wt. Bull #114)

Qty. 4.0 Use          Period 3-15/9-15 AF 3.5 AFA 700

Qty.          Use          Period          AF          AFA         

Qty. 1.0 Use          Period 3-15/11-15 AF 3.5 AFA 700

ACTION: Approved X Denied         

Conditions of approval or reason for denial: Measuring device  
required

INVESTIGATION

By

Shirley L. Capron

Title

RIATT

Date

6-23-70

Microfilm

51-7054

# 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 11 day of June, 1970, and the last publication being on the 18 day of June, 1970;

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

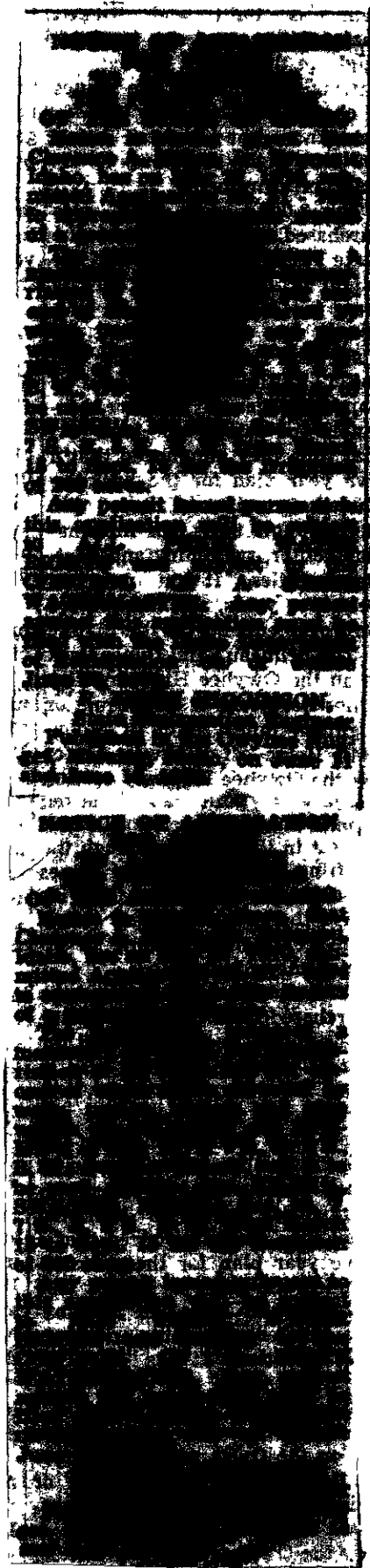
Subscribed and sworn to before me this 18 day of June, 1970.

Louise S. Hawes  
NOTARY PUBLIC

My commission expires 6-10-72

(SEAL)

MICROFILMED





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

November 19, 1981

RE: Permit No. 51-7054

Clarence A. Miller, Jr.  
Box 168, Star Route B  
Bonneau, ID 83604

Dear Mr. Miller:

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

Sincerely,

A handwritten signature in dark ink, appearing to read "Jim Johnson", is written over the typed name.

JIM JOHNSON  
Water Distribution Supervisor

Enclosure

**MICROFILMED**





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

JOHN V. EVANS  
Governor

C. STEPHEN ALLRED  
Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 334-4440

October 13, 1981

RE: Permit No. 51-7054

Clarence A. Miller Jr.  
Box 168, Star Route 8  
Bruneau, ID 83604

Dear Mr. Miller:

A representative of this Department has made an examination of the works covered by your Permit No. **51-7054**, and has found the following:

Amount of water that can be recognized as beneficially used under  
Idaho law: **2.1 cfs** Source: **a groundwater source**

The maximum quantity diverted shall not exceed **525.0** acre feet per year.

Point(s) of diversion: **SW 1/4, SE 1/4, Sec. 18, Twp. 7S, Rge. 5E, Owyhee County**

Beneficial use: **Irrigation of 105 acres within the E 1/4, SW 1/4, NE 1/4, Sec. 18, Twp. 7S, Rge. 5E**

Priority date established: **June 2, 1970 (late proof)**

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON  
Water Distribution Supervisor

Microfilm

## FIELD REPORT

Highway 51 7 miles  
in left

3. Water will be used for the following purposes:

Other uses: \_\_\_\_\_

- Max Rate of Diversion 4.00 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

5. Location of Point(s) of Diversion (Proof lists only the SW $\frac{1}{4}$ NE $\frac{1}{4}$ )

Other Points of Diversions. \_\_\_\_\_

Description of diverting works: pump with 10" bowls, 60 hp motor. 12" well casing, 940' deep

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use (Proof lists only 120 acres. Copy enclosed.)

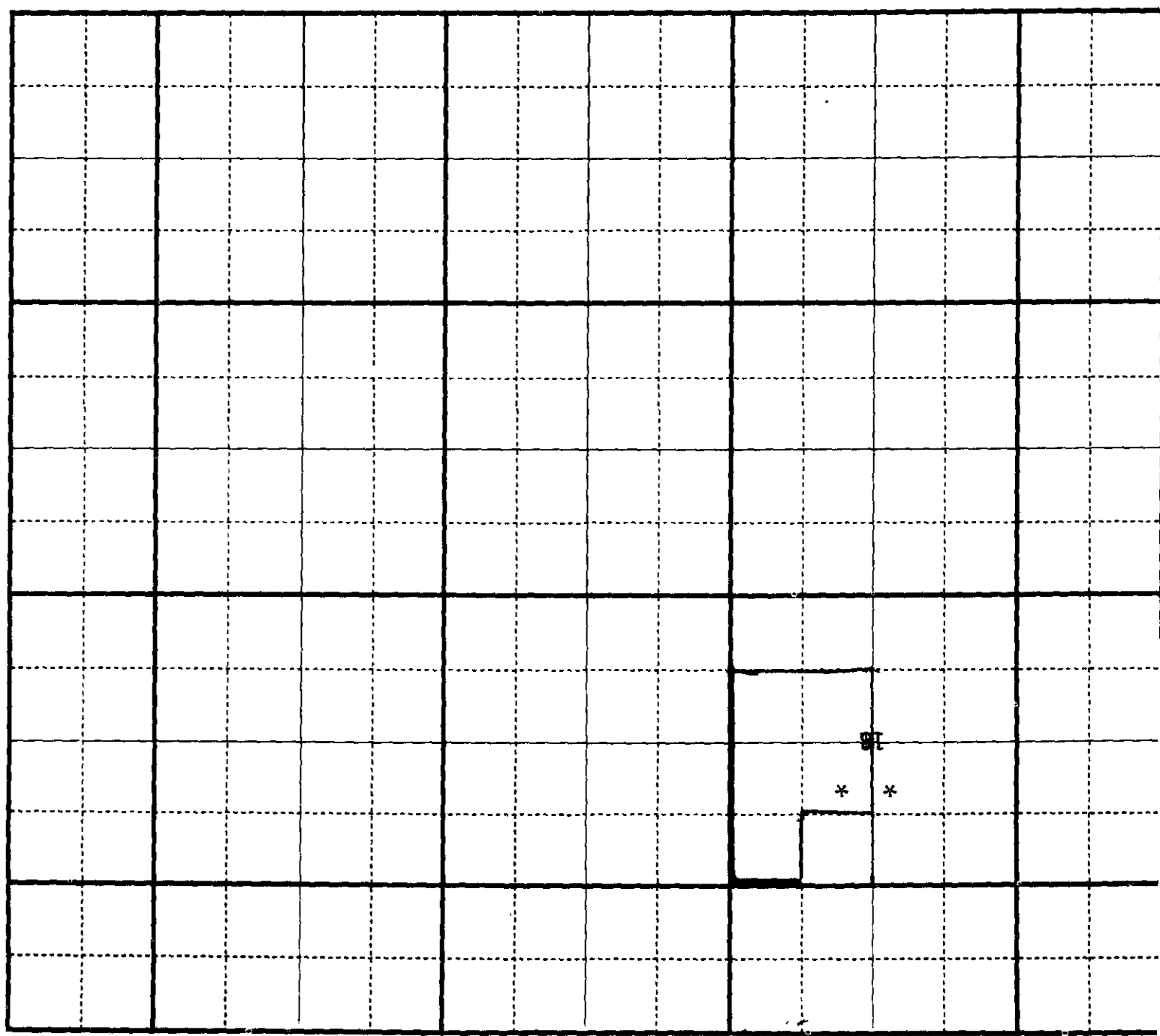
[illegible]**TOTAL ACREAGE**

~~200~~ 104.7

# MICROFILM

1000

Diagram of System





Per field report by  
John Noyes for rt. 51-7181  
it appears that only  
one well is used, rather  
than two as ~~refer~~ identified  
on the permit & License.

Jim

10-24-85

DATE OF EXAM 22 Sept 1980

*round to 105 AC*

*140*

ACREAGE  
Found 104.7  
Recommended 104.7

Irrigation Requirement 5.0 Ac Ft/Ac

USE  
Irrigation Q= 2.1 ✓ c.f.s. V= 525.0 ✓ AF/Ann. from 3/15 to 28/25  
Domestic Q= \_\_\_\_\_ c.f.s. V= \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
Livestock Q= \_\_\_\_\_ c.f.s. V= \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

Is water co-mingled? yes \_\_\_\_\_ no ✓

Name source: \_\_\_\_\_  
twp \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_

Exchange? yes \_\_\_\_\_ no ✓

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

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

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

Total Q measured 2.12 ✓ CFS Method of measurement ANNULAR

Total Q recommended 2.1 RC Meter No. 65813 Type ANNULAR Condition Good

Total V recommended 523.5

Recommended Amendments:  
P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None ✓

MEASUREMENT CALCULATION:  
15" ANNULAR 7.981" = 2.12 CFS  
Allow 105 AC x .02 = 2.1 cfs ✓  
V = 105 x 5 = 525.0 ✓ or 2.1 x 1.9835 x 245 = 1020.5

SYSTEM DESCRIPTION:  
US Motors 60 hp H/1504127-D-588 'INTG. 8" mainline  
Pipe 1" x 1/2" FZ 90 SPRINKLER SYSTEM FLOW 100'  
940 deep ARTESIAN FLOW

REMARKS:  
Recommend beneficial use for irrigation

Examiner's Signature Jul E Morris Date 25 Oct 1980  
Checked by DBS Date 11/11/80  
Approved by Rolyn Date 10/5/81

No Overlapping rights

MICROFILMED

IDENT. NO. 51-7054

WATER RIGHT  
DATA ENTRY LOG

[illegible]

July 20, 1976

Re: Permit No. 51-7054

Clarence A. Miller, Jr.  
Box 168, Star Route B  
BrunEAU, Idaho 83604

Dear Mr. Miller:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed is an Order of Reinstatement; please note that the priority has been advanced to June 2, 1970.

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

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

Sincerely,

D. DARLENE REICH  
Water Rights Supervisor

DDR:JFR

Enclosure

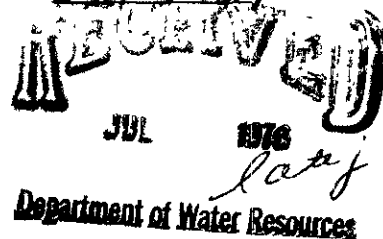
7-7-1976

Identification No. \_\_\_\_\_

Permit No. 51-7054

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE



1. a) Name of Permit Holder Clarence A. Miller Jr.  
b) Post Office Address Box 168 Str. Rt. B Bruneau, Idaho  
2. Permit Number 51-7054  
3. Date of Priority that you are prepared to establish March 15 - 1976  
4. a) Source from which water was appropriated Well  
b) Location of the point of diversion: SW 1/4 NE 1/4, Section 18  
Township 7S, Range 5E Boise Meridian, Other points of diversion: \_\_\_\_\_

5. a) The amount of water and use to which the water has been applied:  
Amount 3.35 for IRRIGATION purposes from March 15 to Nov 15 incl.  
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)  
b) Total amount appropriated \_\_\_\_\_ cfs and/or acre-feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Action Irrigation - Mt. Home

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works:

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch)

6 pump with 10 inch Bowls-  
60 horsepower motor - 12 inch well  
casing - well is 940 ft. deep.

b) Describe the type and size of measuring device which you have installed at your point of diversion:

propeller driven device installed in  
main line by pump.

c) Give well driller's name and address and the date the well was completed:

Dabe Glineski - Bruneau, Idaho  
well finished January 15 - 1967

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

Domestic water - Stock water

Exam typed 7-15-76 by ji



If you are irrigating less than 40 more acres, please submit an aerial photo of the property with this affidavit.

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	5E	18	5		35	40									30	10			120

Total number of acres irrigated 120

10. Remarks: Aerial Photo not available - 1969 shot is the latest  
taken and it shows nothing in the area. Went to  
JCS offices in Grandview and Marsing.

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

7-1-1976 (Date) Clarence A. Miller Jr. (Signature)

State of Idaho )  
County of Boyer ) ss.

On this 17th day of July, 19 76, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

My commission expires Jan 31/1978  
Notary Public residing at Idaho

PS Form 11- Original-Part II Date .....

INQUIRY FOR THE LOSS OR RIFLING OF MAIL MATTER

☒ Letter Registered No. .... ( ) Special Delivery  
( ) Parcel 1ST Certified No. 138562 ( ) Special Handling  
(Class) Insured No. .... ( ) Airmail  
(Insert "Unnumbered" if minimum fee)

( ) Ordinary. COD No. .... Amount due sender \$ .....

Envelope: ☒ Long. ( ) Short. ( ) Business reply (Postage to be paid by addressee.)

Complaint 1ST Date mailed 4 30 76 FRI  
(Loss or rifling) (Mo.) (Date) (Yr.) (Hr.) (Day of week)

Mailed at BOISE 1ST IDAHO 83708  
(Post Office) (Class) (State) (ZIP Code)

Where deposited CARRICK PICKUP  
(Main office, station, branch, or location of collection box)

Contents (describe fully) and value WATER RENEWAL  
PERMIT (Fold here)

Sender: WATER RESOURCES BOARD Addressee: CLARENCE A. WILLEY  
(Name) (Name)

STATE HOUSE (St. or P.O. Box or Rural Route No.)  
(St. or P.O. Box or Rural Route No.)

BOISE IDAHO 83720 BRUNDAV, ID.  
(City) (State) (ZIP Code) (City) (State) (ZIP Code)

PS Form 1510-Original-Part III

POSTMASTER, OFFICE OF ADDRESS: Date 7/9/76

Please show disposition of the above-described article.

OFC. L. J. Graham 83604  
(Postmaster at mailing office) (ZIP Code)

REPLY: 7/9/1976 Has addressee received article? Yes  
(Yes or No)

(If there is a record of delivery, show delivery date 5/3/76

If delivered to firm, state accepting employee's name

If not intact, what was missing?

If COD, give MO Nos. , Amts. , date

If undelivered and on hand, state reason

If received but not delivered and not on hand, state disposition

\* GPO 1973 O - 521-195

PS FORM 1510 51-7054  
OCT. 1970

L. J. Graham 83604  
(Postmaster at address office)

(ZIP Code)

July 12, 1976

Re: Permit No. 51-7054

Clarence A. Miller, Jr.  
Box 168, Star Route B  
Bruneau, Idaho 83604

Dear Mr. Miller:

Enclosed please find a copy of the DENIED application for extension of time submitted in connection with the above referenced permit.

You should be aware that Idaho is under a mandatory permit system, therefore, it will be necessary for you to file an application for permit at such time as you continue to develop this project.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

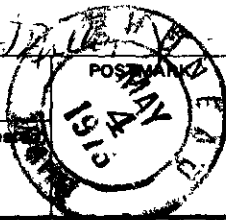
BDF:JFR

Enclosure

PS Form 3811, Jan 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

<p>● <b>SENDER</b> Complete items 1, 2, and 3 Add your address in the "RETURN TO" space on reverse</p>								
<p>1 The following service is requested (check one).</p> <p><input type="checkbox"/> Show to whom and date delivered..... 15¢</p> <p><input type="checkbox"/> Show to whom, date, &amp; address of delivery.. 35¢</p> <p><input type="checkbox"/> <b>RESTRICTED DELIVERY</b> Show to whom and date delivered..... 65¢</p> <p><input type="checkbox"/> <b>RESTRICTED DELIVERY</b> Show to whom, date, and address of delivery 85¢</p>								
<p>2 <b>ARTICLE ADDRESSED TO:</b></p> <p><i>Mr. J. B. Smith</i></p>								
<p>3. <b>ARTICLE DESCRIPTION:</b></p> <table border="1"> <tr> <td>REGISTERED NO</td> <td>CERTIFIED NO</td> <td>INSURED NO.</td> </tr> <tr> <td></td> <td><i>131562</i></td> <td></td> </tr> </table> <p>(Always obtain signature of addressee or agent)</p>			REGISTERED NO	CERTIFIED NO	INSURED NO.		<i>131562</i>	
REGISTERED NO	CERTIFIED NO	INSURED NO.						
	<i>131562</i>							
<p>I have received the article described above.</p> <p>SIGNATURE <input checked="" type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent</p> <p><i>James A. Smith</i></p>								
<p>4 <b>DATE OF DELIVERY</b></p> <p><i>1-4-76</i></p>								
<p>5 <b>ADDRESS</b> (Complete only if requested)</p>								
<p>6 <b>UNABLE TO DELIVER BECAUSE:</b></p>		<p>CLERK'S INITIALS</p>						



UNITED STATES POSTAL SERVICE  
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below

- Complete items 1, 2, and 3 on reverse side
- Moisten gummed ends and attach to back of article

RETURN  
TO



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





April 30, 1976

CERTIFIED MAIL

\*138562

Re: Permit No. 51-7054

Clarence A. Miller, Jr.  
BrunEAU,  
Habo 83604

Dear Mr. Miller:

One of the conditions of approval of your water Permit No. 51-7054 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before JULY 1, 1976. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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



R. KEITH HIGGINSON  
Director

RKH:jg  
Enc: Proof affidavit

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Administration within 30 days after the completion or abandonment of the well

1. WELL OWNER

Name Chas. E. Miller, Jr.

Address Star Route 3 Box 165

Owner's Permit No 21-7653-15/7654

7. WATER LEVEL

Static water level \_\_\_\_\_ feet below land surface

Flowing? ☒ Yes ☐ No G.P.M. flowing 1100

Temperature 55 F. Quality Good

Artesian closed in pressure \_\_\_\_\_ p.s.i.

Controlled by ☒ Valve ☐ Cap ☐ Plug

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement

☐ Abandoned (describe method of abandoning)

8. WELL TEST DATA

Discharge G.P.M.	Draw Down	Hours Pumped

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test

☐ Municipal ☐ Industrial ☐ Stock

9. LITHOLOGIC LOG

Hole Diam	Depth		Material	Water	
	From	To		Yes	No
12	0	5.26			
12	5.26	8	light grey clay loam		
12	8	8.72	clay		
12	8.72	9.50	clay		
12	9.50	11.90	clay		
12	11.90	21.2	clay		
12	21.2	22.2	clay	X	
12	22.2	23.2	clay		
12	23.2	25.2	clay		
12	25.2	27.2	clay		
12	27.2	29.2	clay		
12	29.2	31.2	clay		
12	31.2	33.2	clay		
12	33.2	35.2	clay		
12	35.2	37.2	clay		
12	37.2	39.2	clay		
12	39.2	41.2	clay		
12	41.2	43.2	clay		
12	43.2	45.2	clay		
12	45.2	47.2	clay		
12	47.2	49.2	clay		
12	49.2	51.2	clay		
12	51.2	53.2	clay		
12	53.2	55.2	clay		
12	55.2	57.2	clay		
12	57.2	59.2	clay		
12	59.2	61.2	clay		
12	61.2	63.2	clay		
12	63.2	65.2	clay		
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12	67.2	69.2	clay		
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12	79.2	81.2	clay		
12	81.2	83.2	clay		
12	83.2	85.2	clay		
12	85.2	87.2	clay		
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12	515.2	517.2	clay		
12	517.2	519.2	clay		
12	519.2	521.2	clay		
12	521.2	523.2	clay		
12	523.2	525.2	clay		
12	525.2	527.2	clay		
12	527.2	529.2	clay		
12	529.2				

July 2, 1975

Re: Permit No. 51-7054

Clarence A. Miller, Jr.  
Bruneau,  
Idaho 83604

Dear Mr. Miller:

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

The time within which to submit proof of beneficial use of water has been extended to July 1, 1976

Sincerely,

D. Darlene Reich  
Water Rights Supervisor

DDR:JFR

---

May 1, 1975

CERTIFIED MAIL

#26769

per count  
in file # 51-705<sup>3</sup>

Re: Permit No. 51-7053 & 51-7054

Clarence A. Miller, Jr.  
Brunson,  
Idaho 83604

Dear Mr. Miller:

One of the conditions of approval of your water Permit No.'s 51-7053 and 51-7054 (see last page of your approved permits) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before July 1, 1975. Enclosed is an affidavit form for each permit which must be used to submit the required proof of beneficial use.

If you have not fully completed your projects, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable causes 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 affidavits or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permits will lapse and be of no further force or effect.

  
R. Keith Higginson  
Director

RKH:jg  
Enc: Proof Affidavits (2)

RECEIVED

DEPARTMENT OF WATER ADMINISTRATION

DON SAMUELSON  
GOVERNOR



R. KEITH HIGGINSON

Director

STATE OF IDAHO

STATEHOUSE - ANNEX 2  
BOISE, IDAHO 83707

July 9, 1970

Re: Permit Nos. 31-7035 - Joan L. Johnson - D.E. I-712  
45-7062 - Geraldine C. Johnson - D.E. I-1941  
45-7063 - J. Kay Johnson - D.E. I-1942  
45-7064 - Michael Wayne Cranney - D.E. I-1824  
51-7053 - Clarence A. Miller, Jr. - D.E. I-2429  
51-7054 - Clarence A. Miller, Jr. - D.E. I-2429

Mr. Curtis Taylor, Acting Manager  
Bureau of Land Management  
Room 334, Federal Building  
Boise, Idaho 83702

Dear Curt:

Enclosed are copies of the above referenced permits which have  
been approved by this office.

Very truly yours,

C. Stephen Allred  
Deputy Director

CSA:kh  
Enclosures

51-7054



Director

July 9, 1970

Re: Permit Nos. 51-7053 & 51-7054

Mr. Clarence A. Miller, Jr.  
Bruneau,  
Idaho 83604

Dear Mr. Miller:

Enclosed are copies of your approved Applications for Permit Nos. 51-7053 and 51-7054. We direct your attention to the conditions of approval on the fourth page under approval of the State Reclamation Engineer.

Be sure to note that a special condition requiring you to install and maintain measuring devices at your points of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Very truly yours,

C. STEPHEN ALLRED  
Deputy Director

CSA:kh

Enclosures: Copies of permits  
2 informational letters

P.S. There is an additional fee of \$1 for the copy of Permit No. 51-7053 which we sent to the BLM. Please remit promptly.

51-7054

DON SAMUELSON  
GOVERNOR



R KEITH HIGGINSON  
State Reclamation Engineer

## STATE OF IDAHO

DEPARTMENT OF RECLAMATION  
STATEHOUSE - ANNEX 2  
BOISE, IDAHO 83707

June 3, 1970

Re: Application for Permit No. 51-7053 - Clarence A. Miller, Jr.  
51-7054 - Clarence A. Miller, Jr.  
51-7055 - C. A. Merrick

Owyhee Nugget  
Marsing  
Idaho 83639

Gentlemen:

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

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

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

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

\_\_\_\_\_  
(Signature of the claimant)

Very truly yours,

Donald W. McEldowney  
Appropriation Supervisor

DWM:DR

Enc: Legal notices (3)

MICROFILMED

*Bill submitted  
6-23-70  
ds*

51-7054

NOTICE OF APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Clarence A. Miller, Jr., Bruneau,  
Idaho, has on May 27, 1970,  
submitted Application No. 51-7054 to appropriate the public waters of  
a groundwater source

The ~~proposed~~ uses are

The application proposes a maximum diversion and appropriation of 4.0  
cubic feet per second ////// acre feet of water to be diverted by wells, pumps,  
motors and pipe within the SW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> and  
SE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> of Sec. 18, T. 7S, R. 5E, B.M., Owyhee County,

and is to be used within the E<sup>1</sup>/<sub>2</sub>NE<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, N<sup>1</sup>/<sub>2</sub>SE<sup>1</sup>/<sub>4</sub>, Sec. 18, T. 7S, R. 5E, B.M.  
from March 15 to Sept. 15 for the irrigation of 200 acres

Any permit issued pursuant to this application will be subject to ALL PRIOR  
WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest  
against this application must be filed with the Idaho Department of Reclamation on  
or before June 29, 1970.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Owyhee Nugget, Marsing, Idaho,  
June 11 on June 11 and June 18, 1970

MICROFILMED

X/1

51-7054