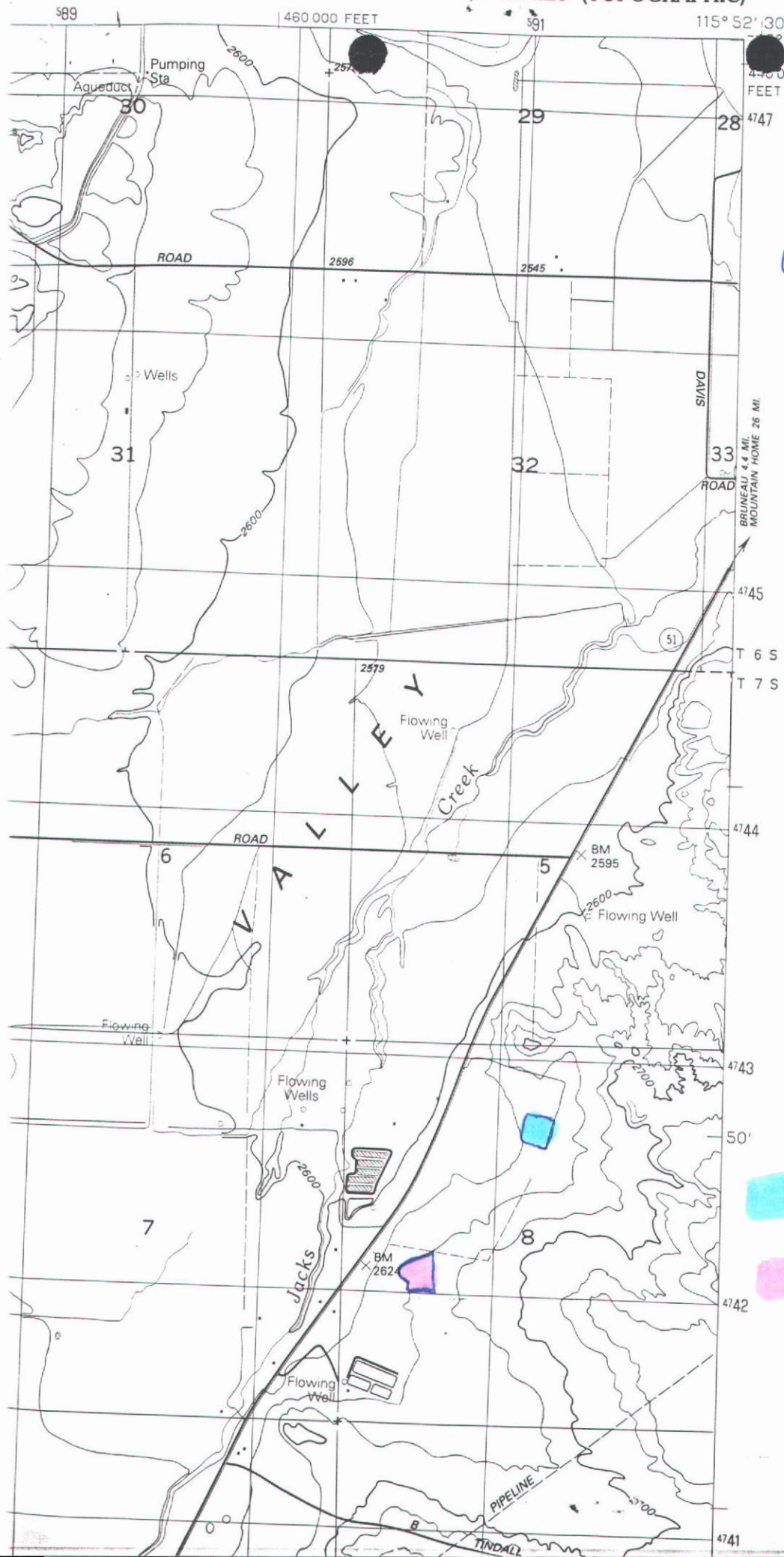


7.5 MINUTE SERIES (TOPOGRAPHIC)



Page 5 of 6

AA61
1992

Little Valley

where 7.8 acres
were on BLM
ground

moving 7.8 acres
to this area.

MICROFILMED
OCT 23 2000

[illegible]

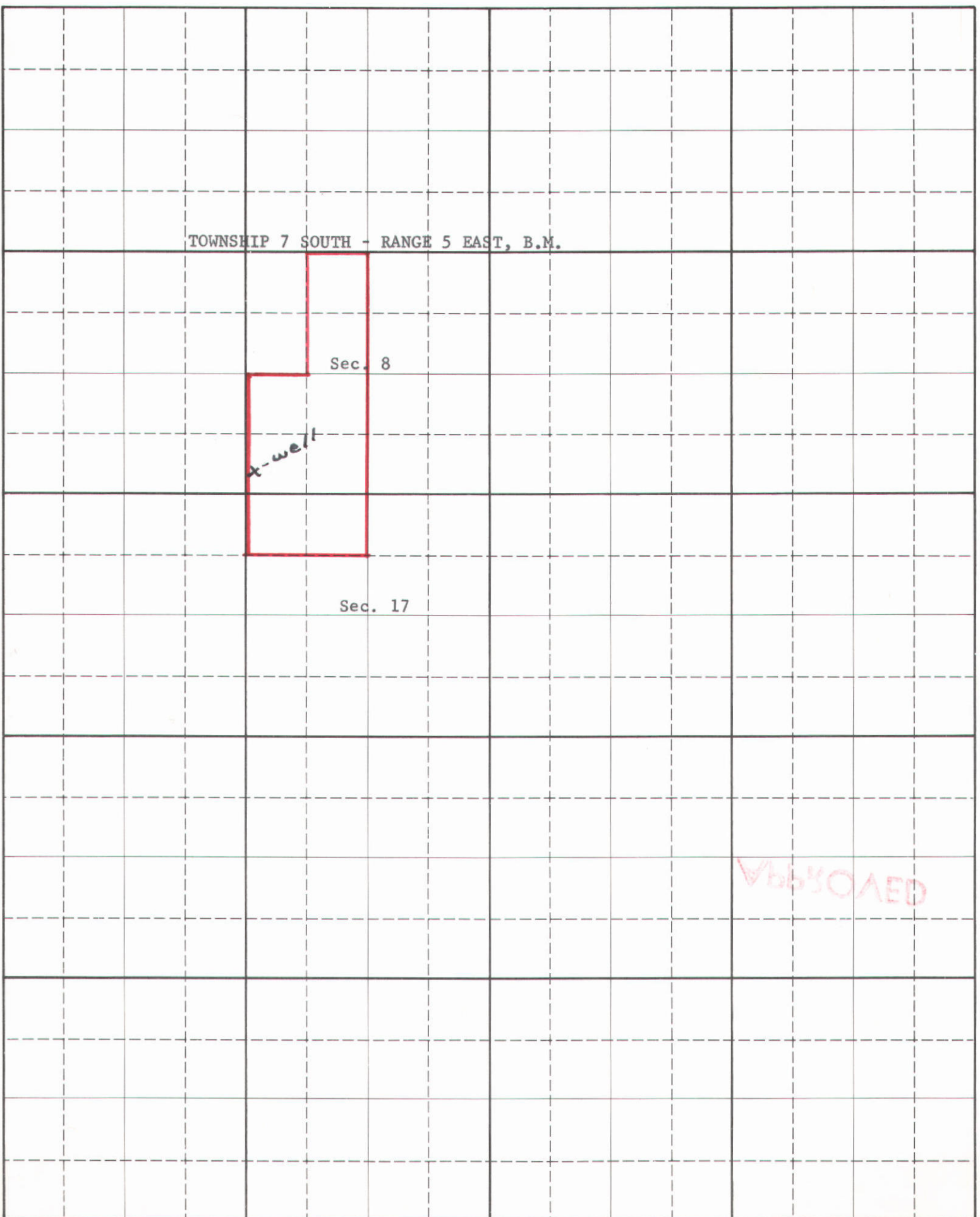
That no one will be injured by such change, and that such change will be made at permit holders own risk.

Ronald L. Davis
(signature)

I, R. KEITH HIGGINSON, Director of the Department of Water Administration,
hereby approve the above application for amendment for Permit No. 51-7013.


Director

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.

DONALD L. DAVIS

BY:

Harley M. McDaniel
(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 22 day of February, 1968, and the last publication being on the 29 day of February, 1968;

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 29 day of February, 1968.

Leona S. Hawes
NOTARY PUBLIC

My commission expires 9-10-68

(SEAL)

RECEIVED

MAR 4 1968

Department of Reclamation

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Donald L. Davis, Bruneau, Idaho 83604 has on February 2, 1968 applied for permit to divert 2.3 cubic feet per second of water from a subterranean source under application No. 51-7013. Water will be diverted by a well, and ditch system within the SW 1/4 SW 1/4, Sec. 8, T. 7 S., R. 5 E., B. M., Owyhee County and is to be used from April 1 to October 31 for irrigation in the E 1/2 NW 1/4, SW 1/4, Sec. 8, NW 1/4, Sec. 17, T. 7 S., R. 5 E., B. M.

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

R. KEITH HIGGINSON,
State Reclamation Engineer
Published in the Owyhee Nugget, Marsing, Owyhee County, Idaho, on February 22 and February 29, 1968.

51 7013

The Owyhee Avalanche

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

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss
COUNTY OF OWYHEE)

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

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

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

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

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

said newspaper, in Two (2)

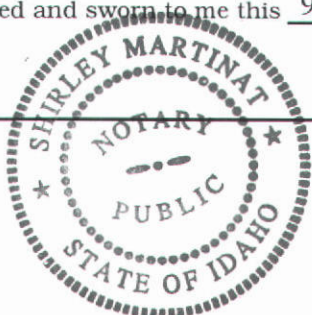
(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

February 2 and 9, 2000

Signed



Subscribed and sworn to me this 9th day of February A.D., 2000



Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires 04/22/2002

NOTICE OF PROPOSED CHANGE OF WATER RIGHTS, TRANSFER NO. 5643

Notice is given that BRUNEAU CATTLE CO. of HC 85 Box 138 Bruneau, ID 83604 has applied to the Department of Water Resources to change water right 51-07013 to satisfy Snake River Basin Adjudication (SRBA) objections pursuant to I.C. § 42-222 07S R5E S8, Owyhee County described as: LICENSE 51-07013, priority 2/6/1968, 1.27 cfs, Groundwater diverted in SWSW and used in NWNE, N 1/2 SW, and NW for irrigation of 81 acres.

PROPOSED CHANGE

Modify right to 79 total acres and move 7.8 acres from the NWNE to the NWSW. This will satisfy SRBA objection to move irrigation from public land to private land and change original license to match SRBA recommendation.

Any protest against approval of the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705-5082, together with a protest fee of \$25 for each application on or before February 22, 2000. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

2/2&9/00

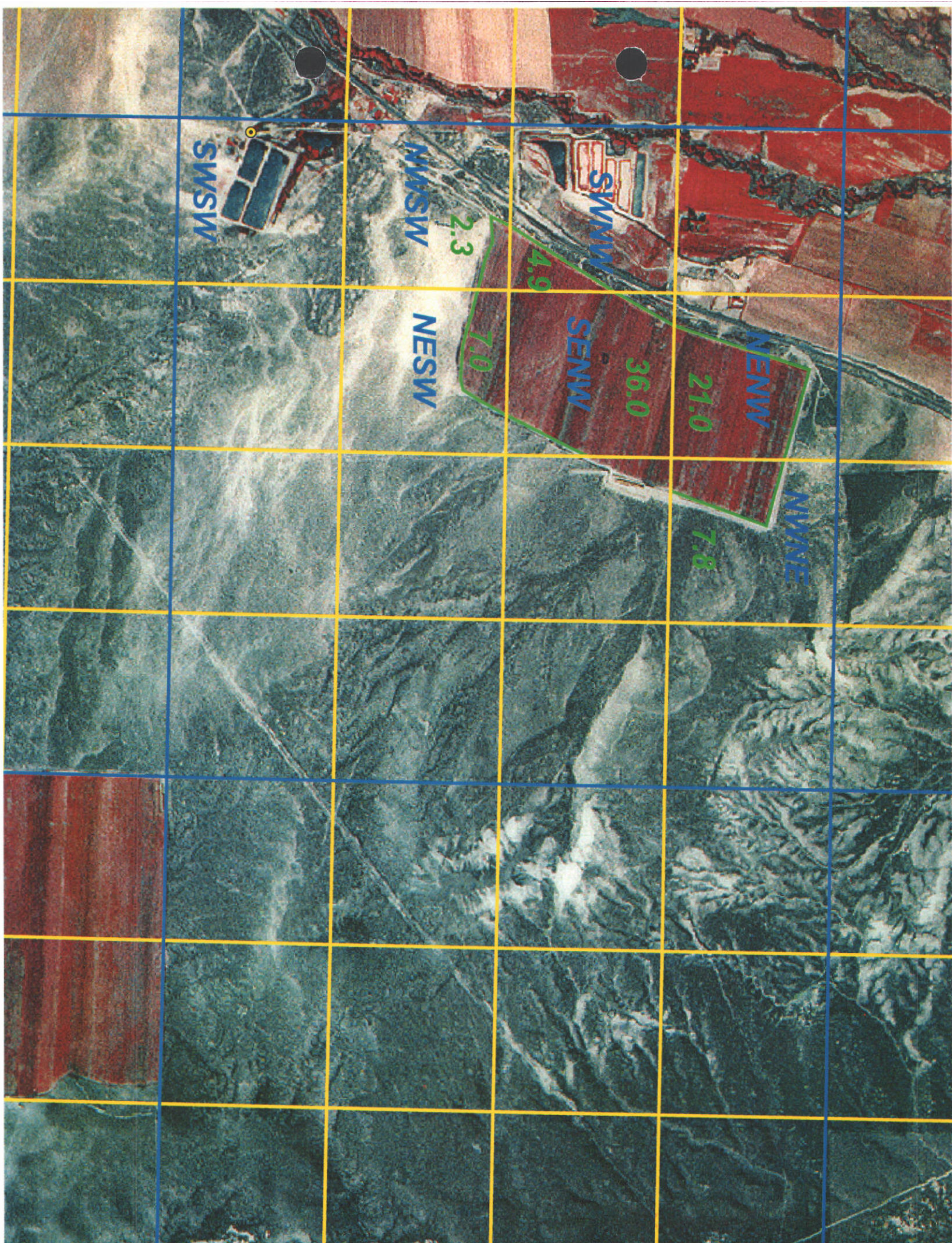
RECEIVED

FEB 28 2000

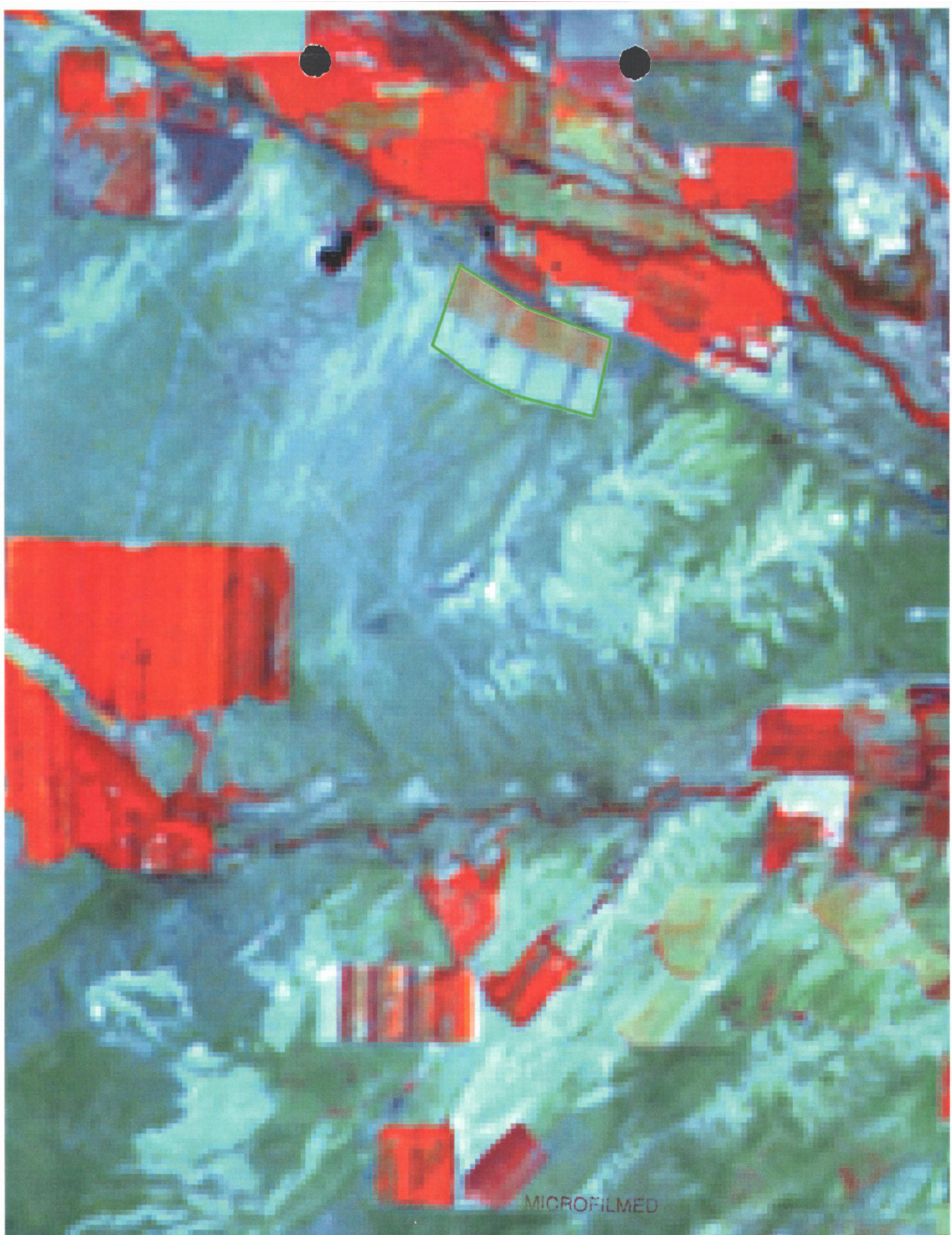
WATER RESOURCES
WESTERN REGION

MICROFILMED

OCT 23 2000



OCT 23 2000



MICROFILMED

OCT 23 2000

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

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		NE		NW		SW		SE		NE		NW		SW		SE		
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
5107013	T07S R05E S 8 GROUNDWATER																	
	:		04			:	24			04	35	:	10	04			:	81
NO MATCHES FOR THIS POU IN AJ-POU-TEMP																		
5102225	JACKS CREE :					:	07			:							:	7
*5102225	JACKS CREE :					:	07			:							:	7
A5102225	JACKS CREE :					:	06			:							:	6
5104017	JACKS CREE :					:	39	30		:							:	69
*5104017	JACKS CREE :					:	06	22	12	:							:	40
A5104017	JACKS CREE :					:	06	19	20	:							:	45
5104018	GPOUNDWATE :					:	39	30		:							:	69
A5104018	GROUNDWATE :					:	06	19	20	:							:	45
5104019	GROUNDWATE :					:	39	30		:							:	69
*5104019	GROUNDWATE :					:	06	22	12	:							:	40
A5104019	GROUNDWATE :					:	06	19	20	:							:	45
5104020	GROUNDWATE :					:	39	30		:							:	69
*5104020	GROUNDWATE :					:	S			:							:	
A5104020	GROUNDWATE :					:	06	19	20	:							:	45
5104021	GROUNDWATE :					:	39	30		:							:	69
*5104021	GROUNDWATE :					:	S			:							:	
A5104021	GROUNDWATE :					:	06	19	20	:							:	45
5104022	GROUNDWATE :					:	39	30		:							:	69
A5104022	GROUNDWATE :					:	06	19	20	:							:	45
*5107013	GROUNDWATE :		07			:	21		04	36	:	07	02				:	77
A5107013	GROUNDWATE :		04			:	24		04	35	:	10	04				:	81
5107064A	GROUNDWATE :					:	02	16	19		:						:	37
*5107064A	GROUNDWATE :					:	06	22	12		:						:	40
A5107064A	GROUNDWATE :					:	02	07	19		:						:	28
5107064B	GROUNDWATE :					:	07				:						:	7
*5107064B	GROUNDWATE :					:	07				:						:	7
A5107064B	GROUNDWATE :					:	16				:						:	16
*5107102B	GROUNDWATE :					:	07				:						:	7

NO OVER LAP SEE ATTACHED G's maps.

T
7
S

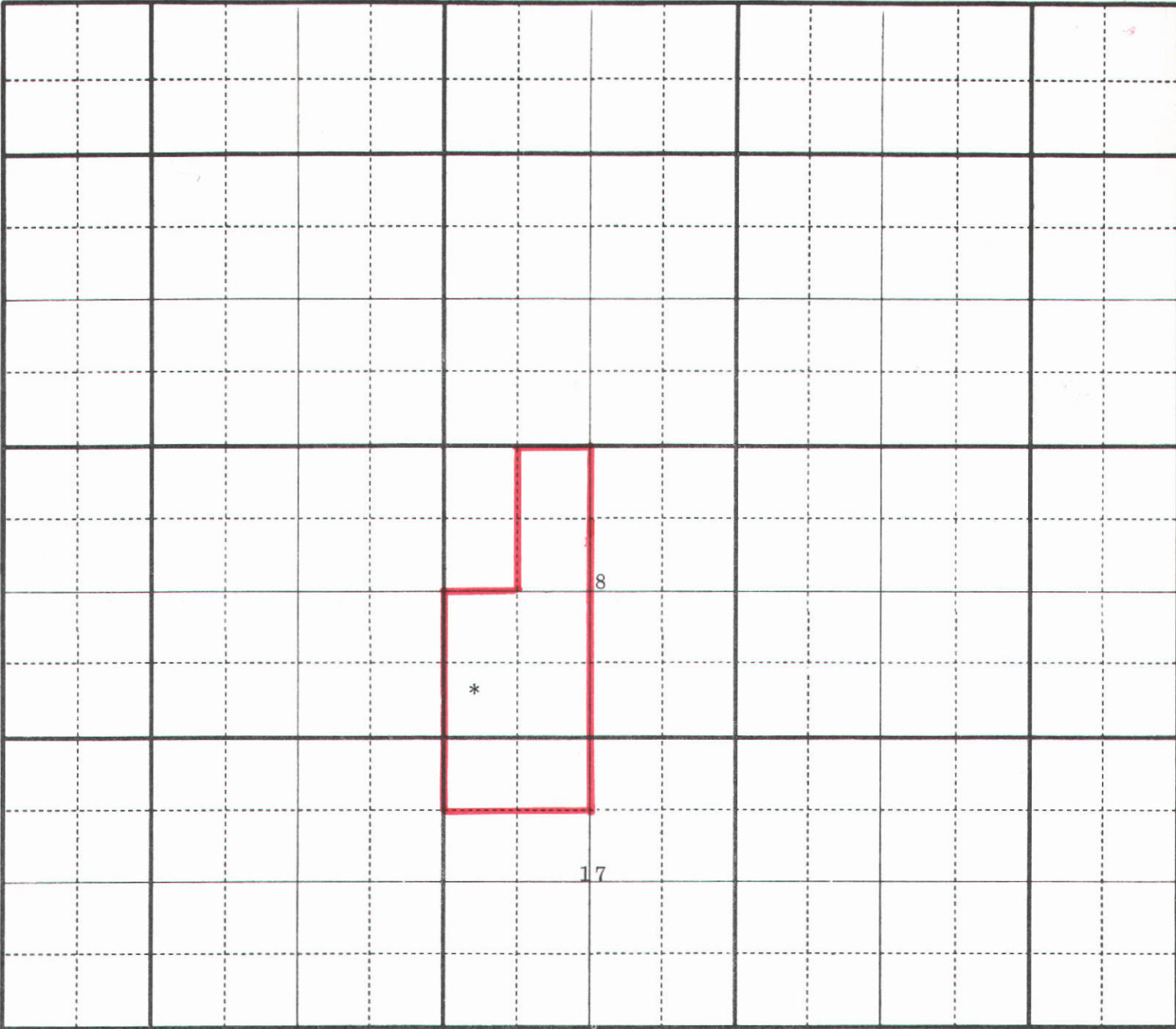


Diagram of System



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T
7
5

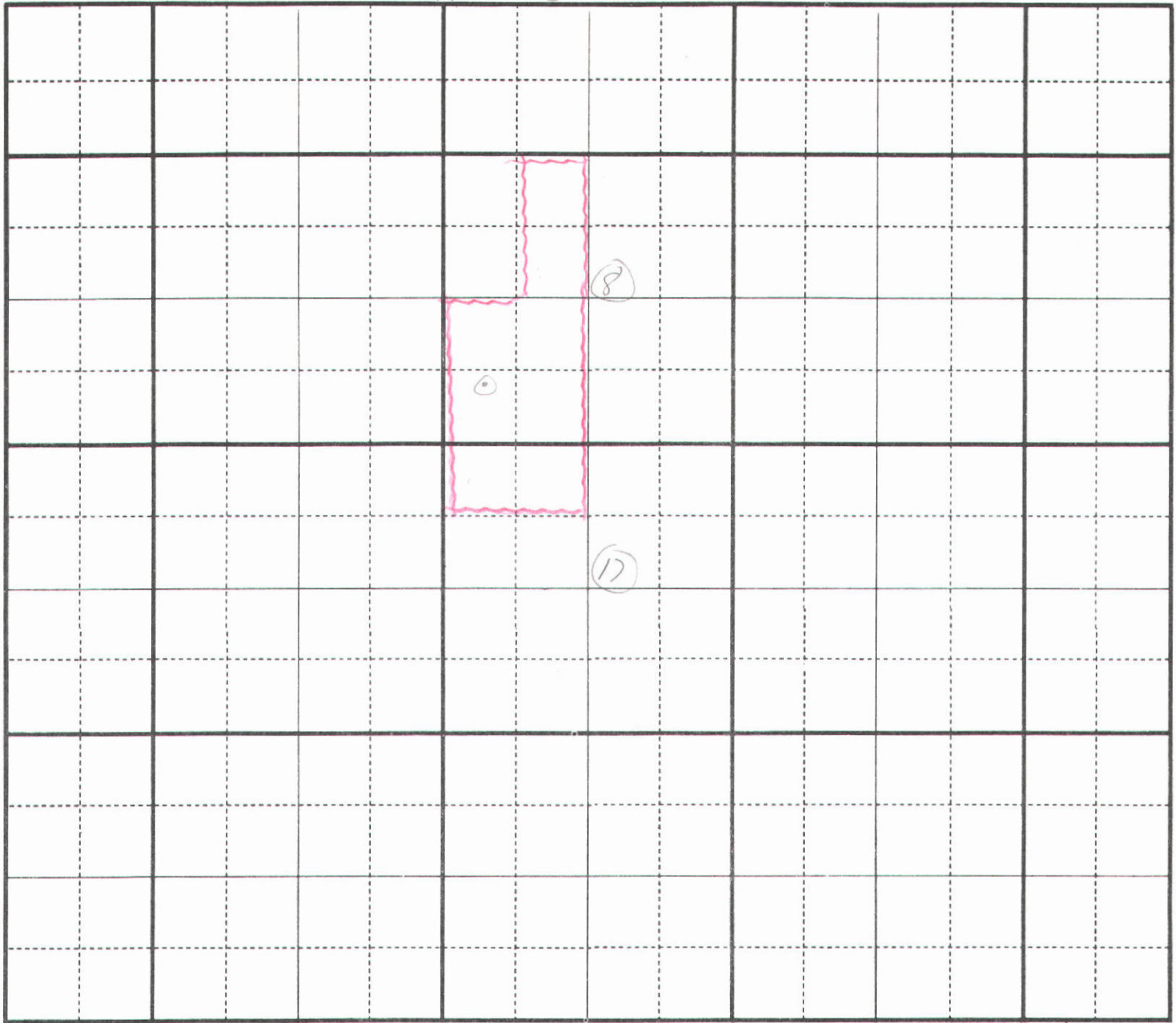


Diagram of System

DATE	EXAMINATION RECORDS

	_____by:_____

	_____by:_____

	_____by:_____

R. 5 E. 51 7013

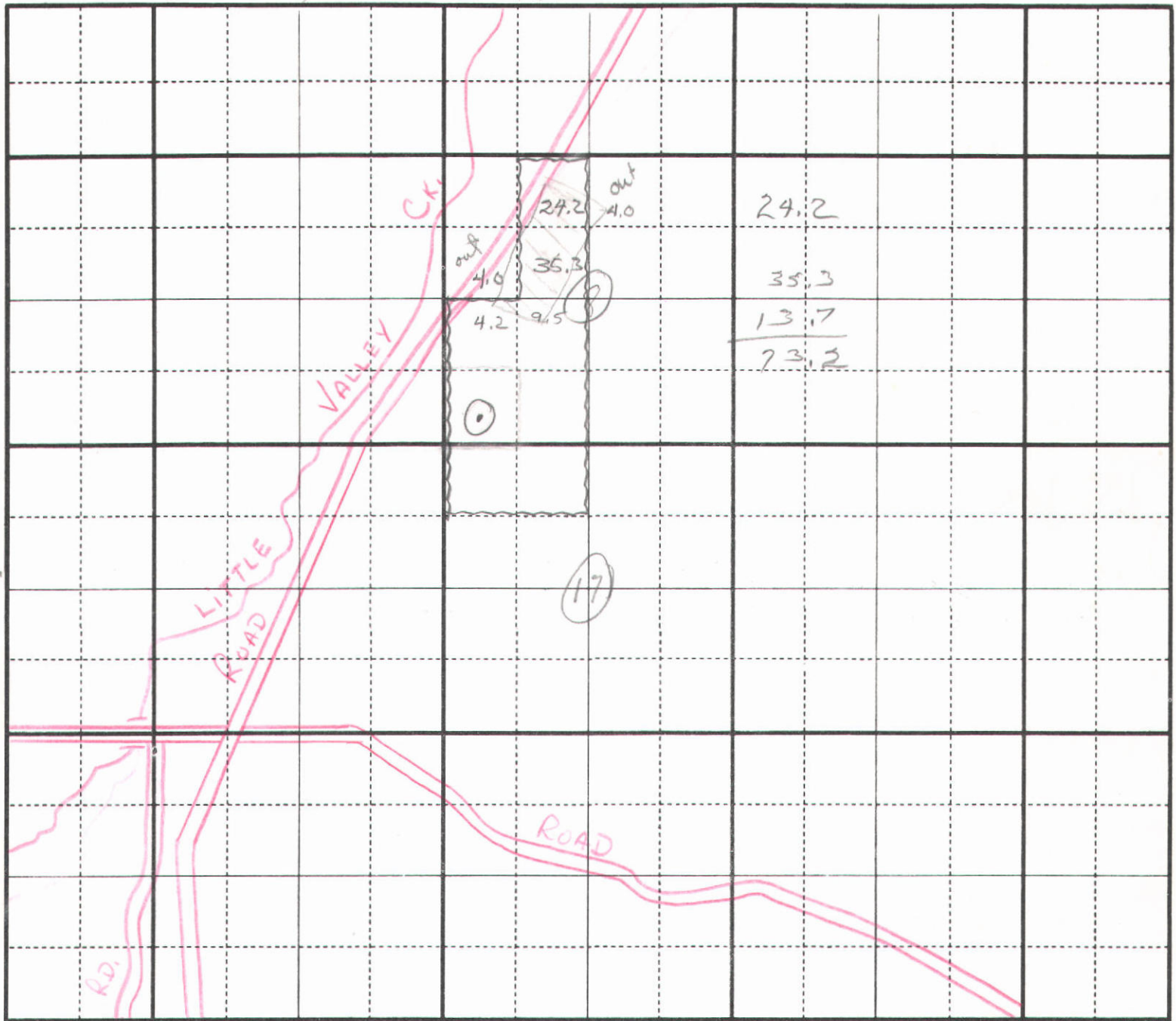


Diagram of System

$$\begin{array}{r}
 30 \frac{1}{64} \\
 30 \\
 \hline
 60
 \end{array}
 \quad
 \begin{array}{r}
 30 \frac{5}{32} \\
 30 \\
 \hline
 60
 \end{array}$$

$$\begin{array}{r}
 19 \\
 49 \\
 28 \\
 52 \\
 \hline
 4 \overline{) 148} \\
 39
 \end{array}
 \quad
 \begin{array}{r}
 13 \\
 46 \\
 25 \\
 50 \\
 \hline
 4 \overline{) 134} \\
 33
 \end{array}$$

$$\begin{array}{r}
 60 \frac{1}{64} @ 40 \text{ psi } 5.37 \text{ gpm} \\
 60 \frac{5}{32} @ 35 \text{ psi } 4.16 \text{ gpm}
 \end{array}$$

$$\begin{array}{r}
 5.37 \\
 60 \\
 \hline
 322.20 \\
 249.6 \\
 \hline
 571.80
 \end{array}
 \quad
 \begin{array}{r}
 4.16 \\
 60 \\
 \hline
 249.60
 \end{array}$$

$$\begin{array}{r}
 127 \\
 450 \overline{) 572} \\
 450 \\
 \hline
 1220 \\
 900 \\
 \hline
 3200
 \end{array}$$

$$\left. \begin{array}{l} 571.8 \text{ gpm} \\ 450 \end{array} \right\} =$$

$$\begin{array}{r}
 13 \frac{5}{32} \quad 46 \\
 19 \frac{1}{64} \quad 49 \\
 28 \frac{1}{64} \quad 52
 \end{array}$$

$$\begin{array}{r}
 25 \text{ psi} \quad 30 \text{ Heads} \quad 50 \\
 5/32
 \end{array}$$

$$\begin{array}{r}
 73.2 \\
 0.2 \\
 \hline
 1,464
 \end{array}$$



1968

February 12, 1968

Re: Application No. 51-7013
Donald L. Davis

The Owyhee Nugget
Marsing, Idaho

Gentlemen:

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

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

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

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

(Do not sign letter)

Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: legal notice

**NOTICE OF APPLICATION
FOR WATER**

Notice is hereby given that Donald L. Davis, Bruneau, Idaho 83804 has on February 2, 1968 applied for permit to divert 2.3 cubic feet per second of water from a subterranean source under application No. 51-7013. Water will be diverted by a well, and ditch system within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 7 S., R. 5 E., B. M., Owyhee County and is to be used from April 1 to October 31 for irrigation in the E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 8; N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 17, T. 7 S., R. 5 E., B. M.

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

R. KEITH HIGGINSON,
State Reclamation Engineer
Published in the Owyhee Nugget, Marsing, Owyhee County, Idaho, on February 22 and February 29, 1968.

4/26

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5643
WATER RIGHT NO. 51-07013

This is to certify that: **BRUNEAU CATTLE CO**
C/O ERIC DAVIS
HC 85 BOX 13B
BRUNEAU ID 83604

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	1.27 CFS	395.0 AF

SOURCE

GROUNDWATER

Priority: 02/06/1968

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 8, Township 07S, Range 05E
OWYHEE County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07S 05E 8	NENW 21	SWNW 4.9	SENEW 36	
	NESW 7	NWSW 10.1		79
		Total number of acres irrigated:		79

CONDITIONS OF APPROVAL AND REMARKS

1. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
2. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

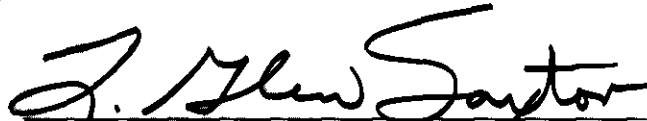
MICROFILMED
OCT 23 2000

TRANSFER NO. 5643
WATER RIGHT NO. 51-07013

CONDITIONS OF APPROVAL AND REMARKS

4. The remainder of this right was forfeited because the place of use in the SWNE on BLM land and was not claimed.
5. Rights 51-02113, 51-02117, 51-02164 and 51-07118 are also diverted through the point of diversion described above.
6. All water rights within Basin 51 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
7. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

Dated this 3rd day of April, 2000.


Chief, Water Allocation Bureau

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OCT 23 2000

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 5643RECEIVED
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

MAR 1 2000

Name of applicant BRUNEAU CATTLE CO Phone (208) 845-2762
Department of Water Resources
Post Office address C/O ERIC DAVIS HCBS BOX 138 BRUNEAU, ID 83404

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes MOVE 7.8 ACRES OF PROTECTED LAND
ON BLM TO PRIVATE GROUND FROM NWNE TO NWSE.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|-----------------|-----------------------|-------------------|-----------------------------|
| <u>51-C7013</u> | <u>2-6-1966</u> | <u>127 CFS/3954Ft</u> | <u>IRRIGATION</u> | <u>4-1-</u> to <u>10-31</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred 1.270 cubic feet per second and/or 395 acre-feet per annum.
3. Source of water GROUND WATER tributary to N/A
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	8	7S	5E	Owyhee	

5. Lands irrigated or place of use:

Twp.	Rge.	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	
7S	5E	8					21		4.9	36	7	10.1							79

Total acres 79

PART 1

6. General Information:

a. Description of diversion system SPRINKLER SYSTEM & 1200' ARTESIAN
WELL

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
MOVING 7.8 ACRES OF IRRIGATED LAND IN S8
FROM NW NE TO NW SW

d. Remarks:
CHANGING LOCATION PER AGREEMENT WITH BLM
AND SR BA COURT. LARRY BROWN WILL
NEED TO BE SENT LETTER.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____.

MICROFILMED

OCT 23 2000

Page 3 of 6

WR5809NP
No. 51-07013

IDAWO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/12/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DONALD L. DAVIS BRUNEAU ID 83604	02/06/1968	IRRIGATION	04/01 10/31	1.270 CFS	406.00 AFA
TOTAL DIVERSION:					1.270 CFS	406.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T07S R05E S08 SWSW Owyhee County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NESE	NWSE	SWSE	SESE	NENW	NWNW	SWNW	SESW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
07S	05E	8	:	04	:	24	:	04	35	:	10	04	:			81.0
TOTAL ACRES															81.0	

Pou County: Owyhee

Conditions of Approval:

- 001 - A measuring device of a type approved by the Department shall
- be permanently installed and maintained as part of the diverting
- works.

Remarks: GEN AC. IRR.=81.2
REINSTATED 4-13-1971.

Dates: App. Received: Priority Date: 02/06/1968
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 06/21/1979

Misc: Water District Number: Field Exam Fee:

Audit: 02/11/85 04/30/88 CONVERT

MICROFILMED
OCT 23 2000

AJ5809NP
No. 51-07013

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/12/00
PAGE: 2

Remarks: 51-07118.

Dates: Exam Made Date: 07/20/1998 Verified Date: Objection Filed Date: 03/31/1999

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 07/31/1998 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C14 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Audit: 02/24/94 HOWERTON 03/30/95 POST-STD 07/16/98 RHOWERTO 07/22/98 RHOWERTO
07/29/98 RHOWERTO 07/30/98 AJU10-JS 11/11/98 LHARRIS 11/19/98 CPD SHAFF
11/25/98 ADT-DSHA 04/02/99 UPD-SEGB

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:



Tax Notice



Warranty Deed



Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purpose:

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

- 10 To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED
(If the entire right is to be changed by the applicant, omit part B and C.)

- 1 amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2 Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

- 1 amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

MICROFILMED
OCT 23 2000

Total acres _____

1.5 MINUTE SERIES (TOPOGRAPHIC)

115° 52' 30"

589

1460 000 FEET

591

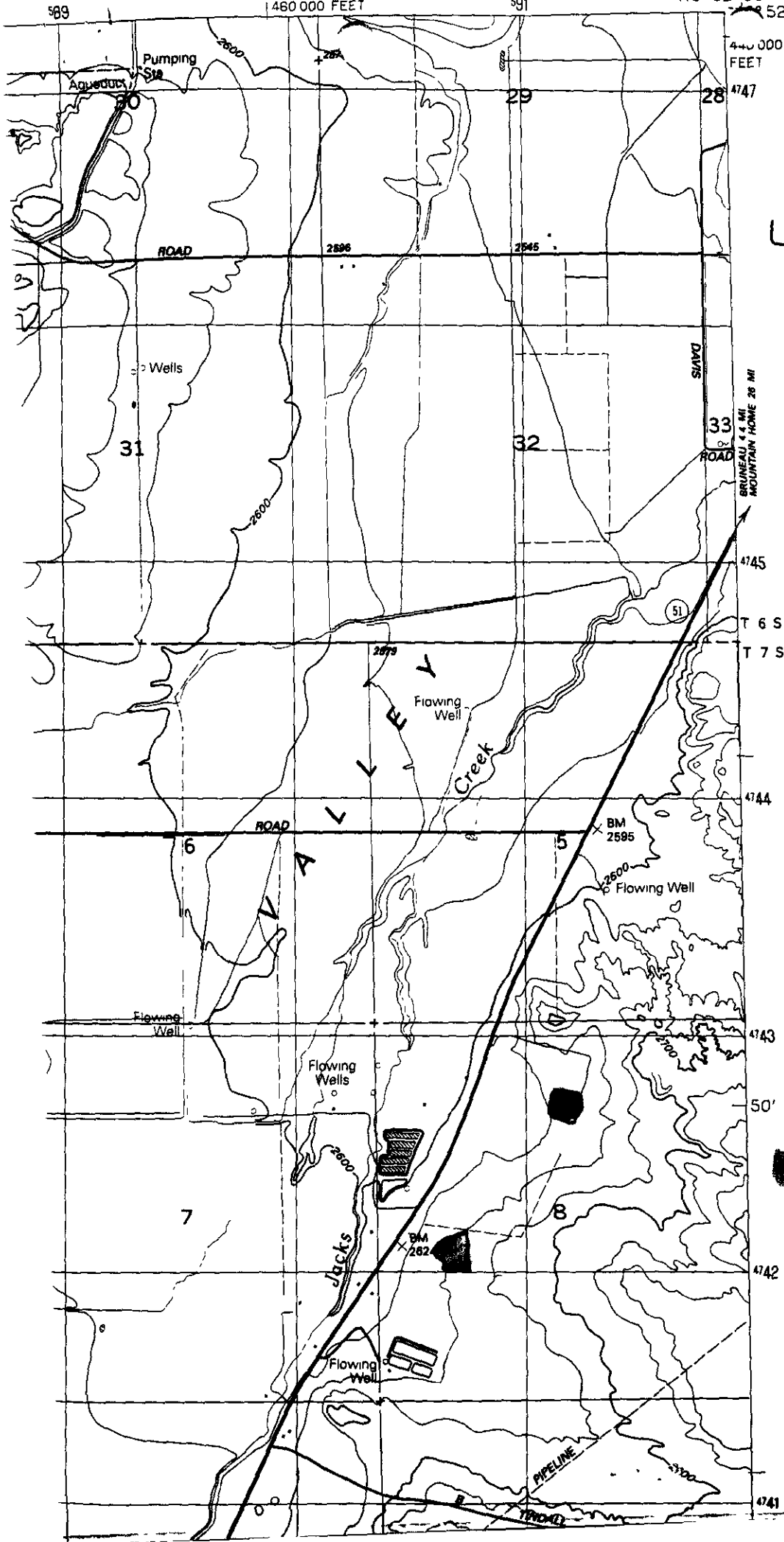
52' 30"

Page 5 of 6

AA61

1992

Little Valley



where 7.8 acres were on 30M ground

moving 7.8 acres to this area.

MICROFILMED

OCT 23 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**

1212

PART 3**B. CHANGES IN NATURE OF USE**

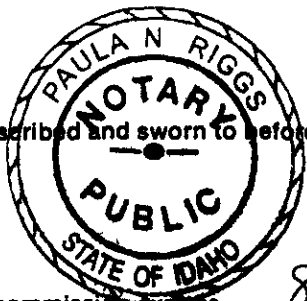
1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
				to _____
				to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



Subscribed and sworn to before me this

Greenau Cattle Co.
by: Eric L. Davis, Pres.
(Signature of Applicant)

21st day of January, 2000.

Paula N. Riggs
(Notary Public)

My commission expires

8-01-03**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by DAN Date 1-21-2000 Protest filed by _____Prelim. check by DAN Fee \$100.00 W026026Receipted by DAN FOR SB Date 12-30-99Published in Owyhee Avalanche Copies of protest forwarded by _____Pub. dates 2-24-00 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

MICROFILMED
OCT 23 2000

MURPHY, ID 83650
 208-495-1158 DR 337-5522
 1ST HALF DUE
 TAX 40.43
 LATE
 INT
 COST
 TOT

2ND HALF DUE
 TAX 40.43
 LATE
 INT
 COST
 TOT

BRUNEAU CATTLE CO
 HC 85 BOX 138
 BRUNEAU ID 83604

N2NW 17 TS 5E

TAX 80.86
 LATE
 INT
 COST
 TOT

TOT MV

TOT ACS

TAXING DISTRICT
 STATE .000000000
 COUNTY .003150404
 SCHOOL 365 .005124234
 COUNTY RD .000373040
 BRUNEAU CEM .000144634
 BRUNEAU FIRE .000076233
 BR/VALLEY LIB .000236464
 AMOUNT DUE .009105009

AMOUNT
 27.98
 45.52
 3.30
 1.28
 .68
 2.10
 80.86

MICROFILMED
 OCT 23 2000
 61-07013
 ATTACHMENT A

★ ★ ★ IMPORTANT ★ ★ ★
 PLEASE READ BOTH FRONT AND BACK
 ★ ★ ★ MONTHLY PAYMENTS ARE ACCEPTED ★ ★ ★
 PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
 APPLIED TO THE OLDEST DELINQUENT YEAR
 TO AVOID LATE CHARGES, PAYMENTS MUST BE
 RECEIVED OR POSTMARKED BY THE DUE DATE.
 KEEP TOP PORTION FOR YOUR RECORDS
 PERSONAL CHECKS ARE YOUR RECEIPT
 SUBJECT TO BANK CLEARANCE

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
 PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE
 BRUNEAU CATTLE CO
 1999
 6222

2ND HALF

AMOUNT DUE 40.43

OWYHEE COUNTY
 RP07S05E172400A
 40-00

DELINQUENT IF NOT PAID ON OR BEFORE
 JUNE 20, 2000
 TOT

★ ★ ★ ★ ★ IMPORTANT ★ ★ ★ ★ ★
PLEASE READ BOTH FRONT AND BACK ★ ★ ★ ★ ★
★ ★ ★ ★ ★ MONTHLY PAYMENTS ARE ACCEPTED ★ ★ ★ ★ ★
★ ★ ★ ★ ★ PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
★ ★ ★ ★ ★ APPLIED TO THE OLDEST DELINQUENT YEAR
★ ★ ★ ★ ★ TO AVOID LATE CHARGES, PAYMENTS MUST BE
★ ★ ★ ★ ★ RECEIVED OR POSTMARKED BY THE DUE DATE.
★ ★ ★ ★ ★ KEEP TOP PORTION FOR YOUR RECORDS
★ ★ ★ ★ ★ PERSONAL CHECKS ARE YOUR RECEIPT
★ ★ ★ ★ ★ SUBJECT TO BANK CLEARANCE

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

BRUNEAU CATTLE CO

1999
6204

DOWHEE COUNTY
 RP07S05E082400A
 40-00

DELINQUENT IF NOT PAID ON OR BEFORE
JUNE 20, 2000
TOT

Page 1 of 16

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 5643

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

original

Name of applicant Bruner Cattle Co Phone 208-845-2762
Post Office address c/o Eric Davis HC85 Box 138 Bruner, ID 83604

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Move 7.8 acres of protested land
on BLM to private ground

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 51-0703 Priority 2-6-1968 Amount 39 AFA Nature of Use IRR Period of Use 4-1 to 10-31
(0.13)
2. Total amount of water being transferred 0.13 cubic feet per second and/or 39 acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion: Same

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

5. Lands irrigated or place of use:

Twp.	Rge.	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	
73	52	8									7.8								7.8

Total acres 7.8

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. 51-07013 Decreed to Bureau Cattle Co

in case of _____ vs. _____

dated _____ in _____ county of _____

b. License No. _____ issued by the Idaho Department of Water Resources.

c. Claim No. 51-07013 on file with the Idaho Department of Water Resources.

d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below: merged tax

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 2-16-1968

5. Water is used for the following purpose.

amount 1.27 395 AFA for IRR purposes from 4-1 to 10-31

(cfs/ac-ft) amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft) amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft) amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft) amount _____ for _____ purposes from _____ to _____

6. Total amount of water under right 1.27 cubic feet per second and/or 395 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
<u>2</u>		<u>SW</u>	<u>SW</u>	<u>8</u>	<u>2S</u>	<u>SE</u>	<u>Burley City</u>	

8. Lands irrigated or place of use:

Twp.	Rge.	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	
<u>2S</u>	<u>5E</u>	<u>8</u>		<u>7.8</u>			<u>2.8</u>	<u>4.9</u>	<u>3.6</u>	<u>7.23</u>									<u>79</u>

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OCT 23 2000

Total acres 79

9. Describe any other water rights used for the same purpose as described above None

10 To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO If yes, describe _____**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED**

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount .13 for IRR purposes from 4-1 to 10-31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2 Point(s) of Diversion: Same

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	
7S	5E	8									7.8								7.8

Total acres 7.8**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 1.14 for IRR purposes from 4-1 to 10-31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: Same

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	
7S	5E	8					21		49	36	7	23							71.2

Total acres 71.2MICROFILMED
OCT 23 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

MICROFILMED
OCT 23 2000

PART 3**B. CHANGES IN NATURE OF USE**

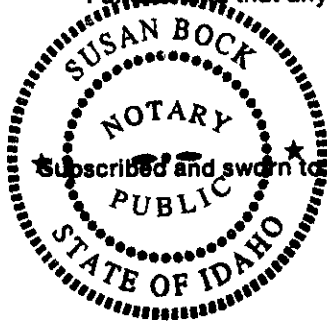
1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
				to _____
				to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



Bureau Valley Co.
by: Eric R. Davis

(Signature of Applicant)

Subscribed and sworn to before me this 30 day of December, 1999.

Susan Bock

(Notary Public)

My commission expires 10/23/2004**FOR DEPARTMENT USE ONLY**Transfer contains 6 pages and _____ attachmentsReceived by S.B. Date 12/30/99

Protest filed by _____

Prelim. check by W626026 Fee 100⁰⁰Receipted by SB Date 12/30/99Published in Owyhee Avalanche

Copies of protest forwarded by _____

Pub. dates 2-2-00, 2-9-00 OK 3-1-00 LM

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

MICROFILMED

OCT 23 2000

State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 51-7013 Priority Feb. 6, 1968 Amount 1.27 cfs

THIS IS TO CERTIFY, that DONALD L. DAVIS
of Bruneau, Idaho, has complied with the terms and conditions of Permit
No. 51-7013 issued pursuant to Application for Permit dated February 2, 1968,
and has submitted proof to the Department of Water Administration on April 5, 1971 (late proof),
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 1.27 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows.

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u> from <u>April 1</u> to <u>Oct. 31</u> at <u>1.27</u> cfs and <u>406 acre feet or</u>			
			<u>5.0 af per acre</u>

(both dates inclusive)

Subject, however, to the condition that no more than 1.27 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
406 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 8,
Twp. 7 S, Rge. 5 E, B.M. in the County of Owyhee

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7 S	5 E	8		4.0			24.2		4.0	35.3	9.5	4.2							81.2

Total number of acres irrigated 81.2

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

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 29 day of
November, 19 74.

Director

MICROFILMED

Receipt #

RECEIVED
NOV 18 1974
Department of Water Resources

Permit No. 51-7013

Total number of acres to be irrigated	81.2
---------------------------------------	------

[illegible]

That no one will be injured by such change, and that such change will be made at permit holders own risk.

Ronald F. K. Wain
(signature)

I, R. KEITH HIGGINSON, Director of the Department of Water Administration,
hereby approve the above application for amendment for Permit No. 51-7013.


Director

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 51-7013)
)
in the name of DONALD L. DAVIS)
_____)

ORDER OF REINSTATEMENT

WHEREAS, on February 2, 1968, Donald L. Davis applied to the Department of Water Administration (formerly the Department of Reclamation) for a permit to appropriate 2.3 cubic feet per second of water from an artesian well within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 7S, R. 5E, B.M., Owyhee County, to be used for the irrigation of 320 acres in Sec. 8 and 17, T. 7S, R. 5E, B.M.; and,

WHEREAS, on March 19, 1968, the Department approved Permit No. 51-7013 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before April 1, 1971; and,

WHEREAS, on January 29, 1971, the permit holder was notified by certified mail that he was required to submit proof of beneficial use and was instructed as to the steps to be taken to make said proof; and,

WHEREAS, on April 5, 1971, the permit holder was notified that Permit No. 51-7013 had lapsed for failure to submit the required proof of beneficial use; and,

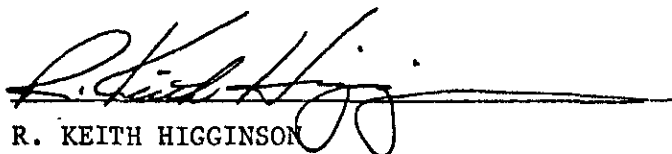
WHEREAS, on April 5, 1971, the Department received the required proof of beneficial use; and,

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

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

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 51-7013 be REINSTATED and the priority advanced to February 6, 1968.

Dated this 13TH day of April, 1971.


R. KEITH HIGGINSON
Director

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Donald L. Davis Department Water Date 4-26-71
b) Post Office Address Bruneau, Idaho 83404
2. Permit Number 42281
3. Date of Priority that you are prepared to establish 2-2-68
4. a) Source from which water was appropriated artesian well
b) Location of the point of diversion: SW 1/4 SW 1/4, Section 8
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 1.8 for irrigation purposes from April 1 to October 31 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: my pump + lined well 90 inches
I could use more if I used more lateral pipes

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: The well is owned by Bruneau Cattle Co., Little Valley Ranch + Donald L. Davis
b) Describe the agreement or understanding by which you take water from the works: I am allowed to pump from one quarter mile down with 1/4" sprinkler heads at 50% pressure.

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) 60 H.P. electric motor + pump, 4800 ft of main line with valve openings and 4 1/2 mile feeder lines. 16" casing, 1500 ft well. The well is artesian but pump is necessary for sprinkler system
b) Describe the type and size of measuring device which you have installed at your point of diversion: I have a Badger Magnetic Drive meter ordered from International Water Service
c) Give well drillers name and address and date the well was completed J. G. Johnson
Bruneau Idaho
was drilled in 1961

Exam typed 4-26-71. (CR)

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Domestic use for a family in a trailer home and also cattle in the winter months

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
7S	5E	8	NE1/4 NW1/4																35 acres
7S	5E	8	SE1/4 NW1/4																40 acres
7S	5E	8	NE1/4 SW1/4																15 acres

Total number of acres irrigated 90 acres

10. Remarks:

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

3/31/71 (Date) Donald L. Davis (Signature)

State of Idaho)
County of Ada) ss.

On this 31st day of March, 1971, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Laura J. Spangler
Notary Public residing at Basie

My commission expires 8/12/74

Identification No. 51-7013
Application No. 42281

LICENSE ISSUED FOR 1.27 SEC. FT.
LICENSE PAGE NO. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant Donald L. Davis
post office address Bruneau, Idaho 83604
2. Source of water supply well (existing) which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 8 Township 7 S
Range 5 E B.M. Owyhee County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into repumped at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M.
4. Quantity to be appropriated:
a. 2.3 cubic feet per second and/or
b. _____ acre feet per annum will be stored.
5. Water will be used for the following purposes:
irrigation purpose from April 1 to October 31 (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. flowing artesian well, ditching system

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

c. Proposed well diameter is 16 inches; proposed depth of well is 1500 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 3 years.
b. Estimated construction cost is \$ 5,000.
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 _____

51 7013

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	
7 S	5 E	8					40			40	40	40	40	40					240
		17					40	40											80

Total number of acres to be irrigated 320

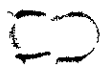
c. Describe any other water rights used for the same purposes none

9. a. Who owns the property at the point of diversion applicant's allowed desert entry I-010879

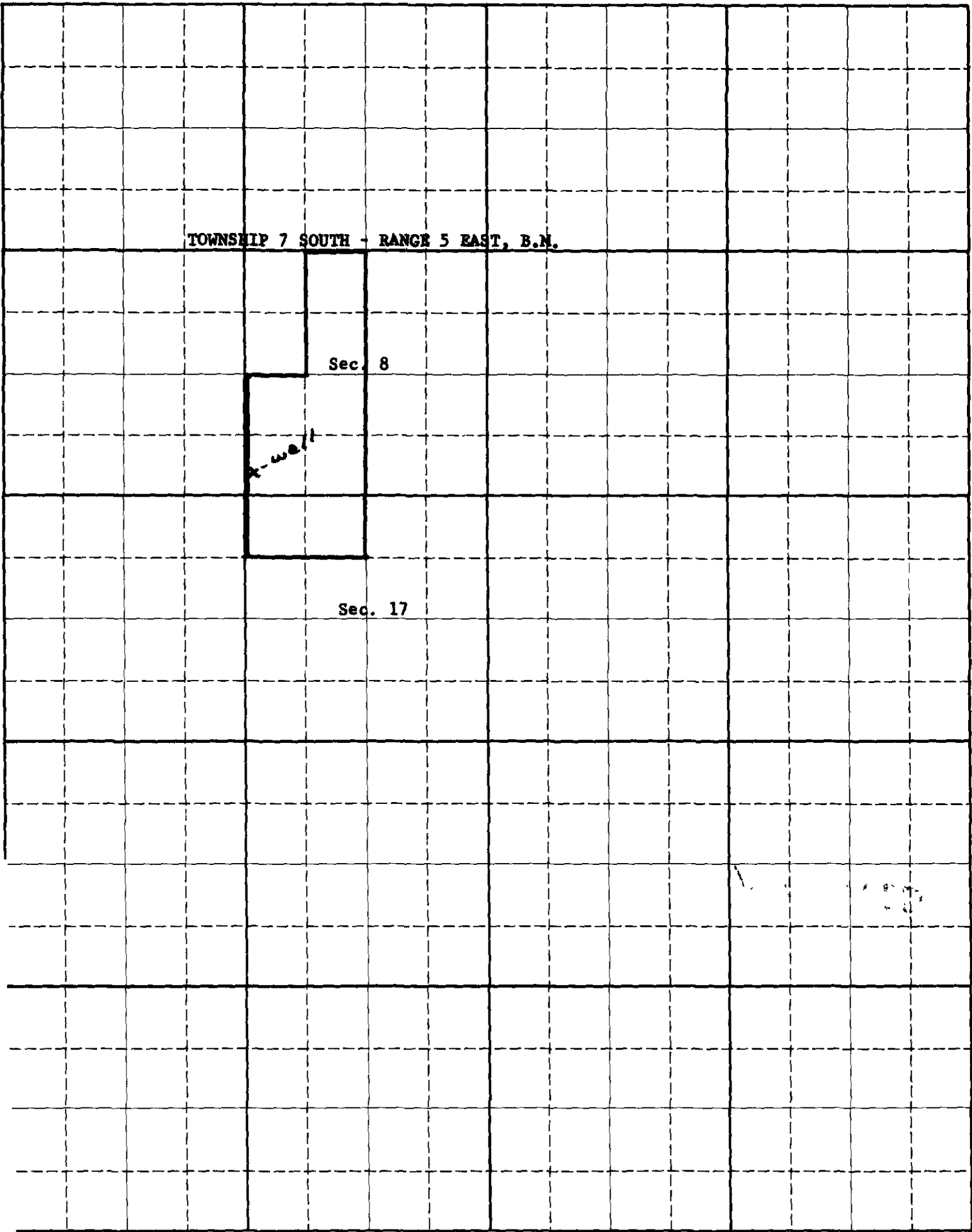
b. Who owns the land to be irrigated or place of use applicant's allowed desert entry

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

10. Remarks This well was drilled in 1961.



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.

DONALD L. DAVIS

BY: Harley M. McDaniel
(Applicant)

Received by DW Date 2-2-68 Time 8:50 AM
Preliminary check by DW Fee \$ 30.00
Received by if Date 2-2-68
Publication prepared by HS Date 2-12-68
Published in Dunsmuir Nugget
Publication dates 2-22 and 29-68
Publication approved HS Date 2-26-68
Priority reduced to 2-6-68 Reason late proof

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JAB

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. 51-7013, 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 April 1, 19 71.

c. Other: The applicant shall permanently install a measuring device of a type approved by the department as part of the diverting works.

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

Witness my hand this 19 day of March, 19 68.

R. Keith Higgins
State Reclamation Engineer

STATE OF IDAHO
OFFICE OF STATE RECLAMATION ENGINEER
POWER OF ATTORNEY

The undersigned owner (s) of Permit (Application) No. attached
of the State Reclamation Engineer of the State of Idaho hereby nominates
and appoints IDAHO LAND & APPRAISAL SERVICE, whose address is
P. O. BOX 2161, BOISE, IDAHO 83701, as attorney-in-fact, with full author-
ity to act for and on behalf of the undersigned in all matters pertaining
to Application or Permit. Such acts shall include, but not be limited
to the filing of applications, receiving of all notices, the signing and
filing of applications for extension of time and for amendment of said
Permit, ~~and the submission of proofs of completion of work and beneficial~~
~~use of water.~~

Dated this 1st day of February, 1968.

Donald L. Davis

STATE OF IDAHO)
) ss
County Ada)

On this 1st day of February, 1968, personally
appeared before me the signer (s) of the above instrument, who duly
acknowledged to me that he (she) (they) executed the same.

Laura J. Henderson
Notary Public

My Commission expires:

8/12/70

RECEIVED

FEB 1 1968

Department of Reclamation

Idaho Land Office
Box 2237
Boise, Idaho 83701

SEP 22 1967

DECISION

Thomas B. Slayton: Assignor

Desert Land Entry

Donald L. Davis : Assignee

Assignment Approved

On September 13, 1967, a foreclosure assignment of desert land entry Idaho 010879 to Thomas B. Slayton was approved for the following lands:

T. 7 S., R. 3 E., Boise Meridian, Idaho
Sec. 8, E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$
Sec. 17, N $\frac{1}{2}$ NW $\frac{1}{4}$

On September 20, 1967, Donald L. Davis filed an assignment of the Sheriff's Certificate of Sale on Foreclosure, a Quitclaim Deed, and an affidavit showing that he is qualified to accept an assignment of and hold a desert land entry.

The assignment is hereby approved and the records of this office are noted to show that Donald L. Davis is the entryman of desert land entry Idaho 010879.

To perfect title to the land, Donald L. Davis must submit the following evidence before March 23, 1968:

1. Ownership of at least one-third interest in the well.
2. An approved State water appropriation permit for the well.
3. Ownership of the mainline, sprinkler laterals, and pump to be used to irrigate the land. Those irrigation facilities should be in place so that water can be actually applied to the land by starting the pump.
4. If any of the irrigation system crosses lands not included in the entry, an easement to place the facilities on such lands must be submitted.

VSZ ORVAL G. HADLEY

Orval G. Hadley
Manager, Land Office

51 7013

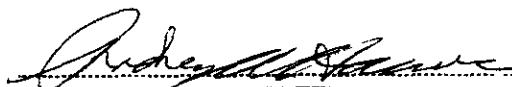
PROOF OF PUBLICATION

STATE OF IDAHO }
County of Owyhee } s.s.

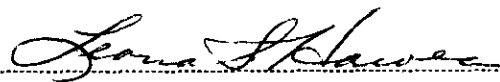
I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

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 22 day of February, 1968, and the last publication being on the 29 day of February, 1968;

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.


PUBLISHER

Subscribed and sworn to before me this 29 day of February, 1968.


NOTARY PUBLIC

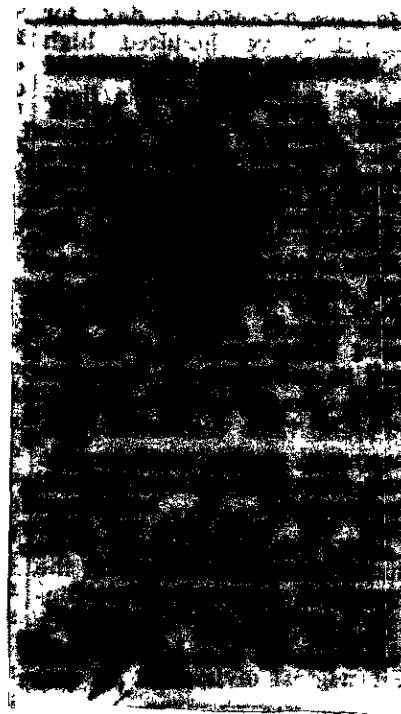
My commission expires 9-10-68

(SEAL)

RECEIVED

MAR 4 1968

Department of Reclamation



The Rigby Star

PRINTERS - PUBLISHERS

DIAL 745-7011

February 23, 1968 RIGBY, IDAHO

RECEIVED

MAR 4 1968

Department of Reclamation

State Reclamation Dept.
Room 107
State House
 Boise, Idaho 83701

Notice of Application for Water - 35-7013
Marjolein C. Christensen \$6.44

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

The Rigby Star
Joseph B. Jones
Signature of claimant

51 7013



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

April 5, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

BRUNEAU CATTLE CO
C/O ERIC DAVIS
HC 85 BOX 13B
BRUNEAU ID 83604

RE: Water Right 51-07013 (Transfer 5643)

Dear Water Right Holder(s):

Enclosed is the copy of your approved Transfer of Water Right for the above referenced water right (Transfer 5643). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

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

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

Sincerely,

Sharla Curtis
for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

MICROFILMED

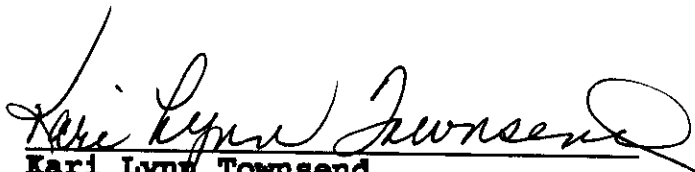
OCT 23 2000

CERTIFICATE OF MAILING

I hereby certify that on the 5th day of April, 2000 I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

RE: WATER RIGHT 51-07013 (Transfer 5643)

**BRUNEAU CATTLE CO
C/O ERIC DAVIS
HC 85 BOX 13B
BRUNEAU ID 83604**


**Kari Lynn Townsend
Secretary**

MICROFILMED

OCT 23 2000

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

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

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

ORAL ARGUMENT

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

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OCT 23 2000

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

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OCT 23 2000

TRANSFER REVIEW SHEET

(10-99)

Transfer # 5643

Date Reviewed 04-01-2000
CS

Right(s) 51-07013 SRBA recommendation

☒ WRQ/Split Summary ☒ ^{Not Available/NAP} SRBA Status ☒ Run POU Comparison Report

B:Change P/D C:Add P/D ☒ D:Change P/U E:Change Nature of Use
F:Change Period of Use G:Other H:Change P/D & Add P/D
I:Change P/D & P/U J:Add P/D & Change P/U

Proof of Ownership ³⁻²⁸⁻²⁰⁰⁰ BLM letter agreeing to Transfer of Rt from NWNE, S8, T7S, R5E,
from BLM land to privately owned land. SRBA claim by applicant.
Tax Notices cover changed QA per region.

Transfer ☒ All of Right ☐ Portion of Right

Resulting Split(s) NONE

Check Transfer Against Recorded Right:

Standard Season 3-1 to 11-15 Per Map ^{SRBA @ 5.0 acre same}
4-1 to 10-31 Standard Volume 40/3.0 as License

(1) ☒ Priority (2) ☒ Use (3) ☒ Season (W61) (4) ☒ Rate (5) ☐ Volume
(6) ☒ Source (7) ☒ P/D (8) ☐ P/U (9) ☒ Proof/Owner (10) ☒ Map
(11) NA Water District (12) Yes Pertinent Conditions (13) NO Expansion

(5) Carry designated volume from SRBA
(8) 7.8 acres from NWNE to NWSW
(3) Extended Season

Transfer Remarks W61, W63 Carry remainder remark & other rts same
as

Conditions 01M, T07, T08

Database/Processing Notes ☒ Standard Standard ☒

 Copy approval to an "X" prefix ☒

"T" Files Update Complete ☒ Approval Form ☒ Transfer Memo
Database Updated Following Approval ☒ Memo/Form Files Deleted ☐

IDAHO DEPARTMENT OF WATER RESOURCES
PREFIX/SPLIT QUERYDATE: 04/01/00
TIME: 12:44:28
PAGE: 1

WATER RIGHT NO.	NAME	OWNER	PRIORITY DATE	STG/STS	SOURCE	USE DESC	SYSTEM
51-07013	DAVIS, DONALD L.	C	02/06/1968	L/	GROUNDWATER	IRR	WR
T51-07013			02/06/1968	L/	GROUNDWATER	IRR	WR

51-07013	BRUNEAU CATTLE CO	C	02/06/1968	L/	GROUNDWATER	IRR	AJ
A51-07013	BRUNEAU CATTLE CO	C	02/06/1968	L/	GROUNDWATER	IRR	AJ

T5643

STATE OF IDAHO
RECEIVED DEPARTMENT OF WATER RESOURCES
MAR 31 2000
TRANSFER ANALYSIS SHEET

Department of Water Resources

APPLICANT Bruner Cattle Co.

TRANSFER NO. 5643

INITIAL ALLOCATION REVIEW BY DAW

DATE 1-14-2000

1. Right number(s) 51-07013

2. Type of right ☐ Decree ☒ License ☐ Statutory Claim
☐ SRBA Beneficial Use Claim

3. Purpose of transfer ☐ Change P/D ☐ Add P/D ☒ Change P/U
☐ Change N/U ☐ Change Period ☐ Split Right
☒ Other: alter license to reflect GJ Recommendation

4. Check Existing Right: ☒ Source ☒ Priority ☒ Amount ☒ Purpose
☒ Period ☒ SRBA Claim
☒ Description of original point(s) of diversion
☒ Description of original place of use
☒ Overlapping rights on original place of use

5. Check Proposed Right for amount of land &/or water transferred:

- a. ☒ Analysis memo (always - unless justify why not needed)
- b. ☒ All of right
- c. ☐ Part of right (**NOTE!** Part B should be filled in only if part of right is owned by the applicant)
- d. ☒ Description of point(s) of diversion
- e. ☒ Description of place of use
- f. ☒ Map showing P/D & P/U after transfer
- g. ☒ Correct notarized signature and \$100 fee
- h. ☐ Proof of ownership of right &/or land from which water is transferred
- i. ☒ Expansion in use of right: check rate of flow, diversion volume and consumptive use volume. Discuss in memo.
- j. NO Surface water source: IDFG letter; notify Water Planning Bureau if protected river or minimum flow reach.

Need
list of
corporate
officers,

T5643

k. ☒ Overlapping rights: check current & proposed scenarios:

Current NO OVERLAPPING RIGHTS

Proposed NO OVERLAPPING RIGHT.

l. ☒ SRBA claim(s) THIS TRANSFER IS TO MOVE

WATER FROM LANDS LEASED FROM BLM

TO LANDS OWNED BY APPLICANT PER BLM

m. ☐ Comment letters
If yes

OBJECTION TO AS CLAIM ~~ERRY BROWN~~

☒ Yes ☐ No
Water District #
Other, see #2 below for name
and address

☒ BLM ATTN: ~~ERRY BROWN~~
Bob Mallis

PUBLICATION REVIEW

1. Legal Notice electronically sent to DWR03::VAULT? ☒ Yes

2. COMMENT LETTERS

Watermaster recommendation requested on _____, Received on _____

Other comments letters: ☐ See attached information

3. Transfer published correctly? ☒ Yes ☐ No

4. Affidavit of publication received? ☒ Yes ☐ No

5. Protests received? ☐ Yes ☒ No; Acknowledgement sent? ☐ Yes

6. Data entry of application completed? ☒ Yes

RECOMMENDED ACTION

1. ☒ Approve ☐ See attached memo

2. ☐ Deny due to _____

3. Conditions (special conditions in Water Districts) _____

4. By Daniel A. Nelson

Date 3-29-00

FILE FORWARDING

1. Copies made for Region file (see attached supplemental page)? ☐ Yes ram

2. File forwarded to S.O.: by st date 3-30-00

MEMORANDUM

TO: FILE

FROM: DANIEL A. NELSON *DAN*

DATE: 2/7/2000

RE: BRUNEAU CATTLE COMPANY TRANSFER, RIGHT 51-07013

The transfer proposes to modify this water right to 79 acres of irrigation to reflect Snake River Basin Adjudication (SRBA) recommendation and to move 7.8 acres from the NWNE to the NWSW to satisfy a Bureau of Land Management (BLM) SRBA objection.

DOCUMENTS AND APPLICATION PREPARATION

The application consists of 6 pages and 1 attachments. Note the location of the following application items:

Attach. A – Tax statements for proof of ownership (A1 - A2)

The application was prepared applicant with assistance from Sue Bock Idaho Dept. of Water Resources (IDWR) agent and Daniel A. Nelson (IDWR)

Other information used in this review includes SRBA claim profile report, SRBA recommendation report, GIS map of land irrigated, BLM objection form, 1998 satellite photo, place of use comparison report, and profile report for overlapping rights (51-07118 & 51-02113C).

CURRENT RECORDS & PROPOSED CHANGE

This transfer was filed on a license for 1.270 cfs to irrigate 81 acres from groundwater and was claimed as licensed in the SRBA. Ron Howerton, SRBA Agent, performed a field review of this license on 9/24/1993 and recommended to the SRBA that 79 acres were being irrigated. BLM then filed an objection against this right stating that the 7.8 acres recommended in the NWNE was on public land. This transfer was filed to modify the license to reflect the SRBA recommendation and to move the 7.8 acres from the NWNE to the NWSW to satisfy the BLM objection.

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OCT 23 2000

VERIFICATION & OTHER ANALYSIS

The applicant has supplied tax statements as proof of ownership of this property. The SRBA has already made a recommendation for this right so proof of irrigation in 1987 is not necessary. An IDWR 1998 satellite photo of the place of use does suggest irrigation of the same field in 1998. The total number of acres irrigated can not be determined from the 1998 photo, but the field seems to have the same dimensions as the 1987 aerial photo.

Water rights 51-07118 and 51-02113 share the same point of diversion as this water right. Since the transfer application is reducing the amount of acres being irrigated from the original license this should not be a problem.

The only concern that I have with this application is the difference between the recommendation and the license. The aerial photo shows that there were acres irrigated in the SWNE that were not on the original license and were also not recommended in the SRBA. These acres could be the 2-acre difference between the license and the SRBA recommendation. The owners have not objected to this SRBA recommendation and filed their transfer excluding these acres. Therefore, I recommend that the total acres should be changed to 79 acres.

RECOMENDATIONS

I recommend that this transfer be approved to reflect the SRBA recommendation except for the 7.8 acres listed in the NWNE should be moved to the NWSW and added to the 2.3 acres already there for a total of 10.1 acres in the NWSW. A diversion rate of 1.27 cfs was recommended by the SRBA for the 79 acres and should be maintained on the license. 1.27 cfs is below the allowable .02 cfs/acre and is the systems capacity. The annual volume will need to be reduced from 406 afa on the original license to the 395 afa recommended by the SRBA. 395 afa is maximum amount that can be used for 79 acres of irrigation.

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OCT 23 2000

The Owyhee Avalanche

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

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS
COUNTY OF OWYHEE)

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

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

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

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

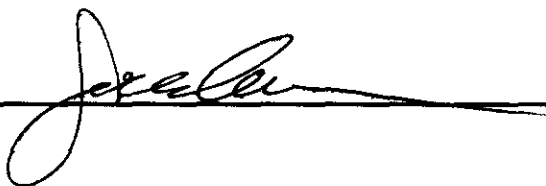
4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in

said newspaper, in Two (2)

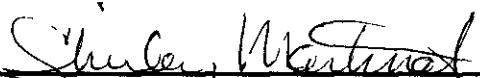
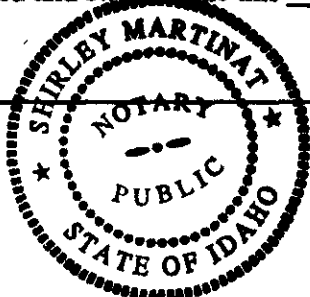
(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

February 2 and 9, 2000

Signed



Subscribed and sworn to me this 9th day of February A.D., 2000



Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires 04/22/2002

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OCT 23 2000

RECEIVED

FEB 28 2000

WATER RESOURCES
WESTERN REGION



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Lower Snake River District
Boise Field Office

3948 Development Avenue

Boise, Idaho 83705-5389

<http://www.id.blm.gov>

In Reply Refer To:

RECEIVED

MAR 28 2000

**WATER RESOURCES
WESTERN REGION**

MAR 24 2000

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

Re: Application for Transfer of Water Right No. 5643

Dear Mr. Nelson:

We have reviewed the referenced application for transfer of water right in the name of Bruneau Cattle Company, and have no objection to the proposed transfer. The transfer stems from an agreement between the BLM and the Bruneau Cattle Company to relinquish agricultural use of public lands located in T. 7 S., R. 5 E., sec. 8 NWNE.

If you have any questions regarding this response, please contact Bob Mallis of this office at 384-3348.

Sincerely,

Jenna Whitlock

for Jenna Whitlock
Bruneau Field Manager

MICROFILMED

OCT 23 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

February 4, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

BOB MALLIS
BLM
3948 DEVELOPMENT AVE
BOISE ID 83705

Re: Application for Transfer of Permit Nos. 51-04050 in the Name of Joe Liguineche and 51-07013 in the Name of Bruneau Cattle Co.

Dear Sir:

Enclosed are copies of the above-referenced applications for transfer. Please review the applications and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by February 22, 2000.

If you have any questions regarding the application, please contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Gary Spackman".

Gary Spackman

GS:st

Encl.

MICROFILMED

OCT 23 2000

AJ5809NP
No. A51-07013

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/12/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BRUNEAU CATTLE CO C/O ERIC DAVIS HC 85, BOX 138 BRUNEAU ID 83604 (208) 845-2762	02/06/1968	IRRIGATION	04-01 10-31	1.270 CFS	406.00 AFA
TOTAL DIVERSION:					1.270 CFS	406.00 AFA

Water Source: GROUNDWATER Tributary to: Stage: LICENSE

Point(s) of Diversion: T07S R05E S08 SWSW Owyhee County

Place of use Legal Description for: IRRIGATION

NE												NW								SW								SE															
				NENE		NWNE		SUNE		SENE		: NENW				NWNW		SUNW		SENW		: NESW				NWSW		SWSW		SESW		: NESE				NWSE		SWSE		SESE		:	
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM			
---	---	---	:	-----	-----	-----	-----	-----	-----	-----	-----	:	-----	-----	-----	-----	-----	-----	-----	-----	:	-----	-----	-----	-----	-----	-----	-----	-----	:	-----	-----	-----	-----	-----	-----	-----	-----	:	-----			
07S	05E	8	:				04					:		24			04		35		:		10		04				:									:	81.0				
																														TOTAL ACRES				81.0									

POU County: Owyhee

Non-Irrigation Uses: NONE

Other Rights: NONE

Conditions of Approval:

Remarks: GEN AC. IRR.=81.2

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 01/18/89 HOWERTON 02/04/91 MCCARTHY 03/30/95 POST-STD

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: JAN-14-2000
PAGE: A-1-----
RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 51-07013

NAME & ADDRESS: BRUNEAU CATTLE CO
C/O ERIC DAVIS
HC 85 BOX 138
BRUNEAU ID 83604

SOURCE: GROUNDWATER

QUANTITY: 1.27 CFS
395.0 AFY

PRIORITY DATE: 02/06/1968

POINT OF DIVERSION: T07S R05E S08 SWSW Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	1.27 CFS
			395.0 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:	IRRIGATION	Within Owyhee County			
	T07S R05E S08	NWNE 7.8	NENW 21	SWNW 4.9	SENE 36
		NESW 7	NWSW 2.3		
	79 ACRES TOTAL				

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

MICROFILMED

JAN 23 2000

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: JAN-14-2000
PAGE: A-2-----
RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 51-07013 (CONT)

OTHER PROVISIONS: (CONT)

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 51:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 51 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

THE REMAINDER OF THIS RIGHT WAS FORFEITED BECAUSE POU IN THE
SWNE IS ON BLM GROUND AND WAS NOT CLAIMED.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 51-02113, 51-02117, 51-02164 AND
51-07118.

MICROFILMED

OCT 23 2000

33

OCT 2 1 2000

RECEIVED

APR 01 1999

Department of Water Resources

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A. Subcase 51-07013

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Land Management, Idaho State OfficeAddress: 1387 South Vinnell Way
Boise, Idaho 83709-1657Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown 208 387-0835; R. Lee Leininger, 202 305-0242; Paul F. Holleman, 202 305-0494
United States Department of Justice; Environment and Natural Resource Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Bruneau Cattle Co.; c/o Eric DavisAddress: HC 85 Box 138 Bruneau, ID. 83604

Name:

Address:

Name:

Address:

Name:

Address:

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APR 24 2000

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☒ **Priority Date**
Should be: See attached
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: See attached

11. I object because:

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant's use of Federal land is no longer authorized. See attached POU. Claimant's water right should not include this POU.

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OCT 23 2000

F.

VERIFICATION (Must be Completed)

State of Idaho)

) ss.

County of Ada)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(Signature of person filing objection)

Larry C. Brown
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

Jan. 29, 1999

John W. Thornburgh

Notary Public for IdahoResiding at: BoiseMy Commission Expires: 05-16-2003

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OCT 23 2000

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on MAR 31 1999, 1999, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

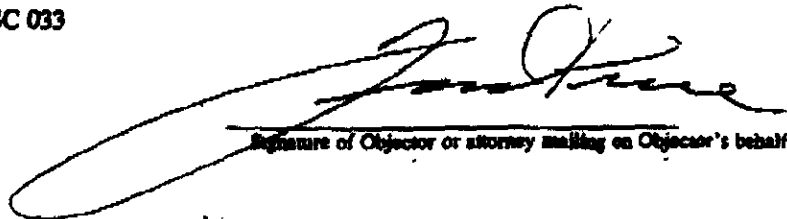
Name: Bruneau Cattle Co.; c/o Eric Davis
Address: HC 85 Box 138 Bruneau, ID. 83604
Name:
Address:
Name:
Address:
Name:
Address:

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449


Signature of Objector or attorney mailing on Objector's behalf

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OCT 23 2000

A73856NF

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: NOV-20-1998
PAGE: A-560

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 51-07013

NAME & ADDRESS: BRUNEAU CATTLE CO
C/O ERIC DAVIS
HC #5 BOX 138
BRUNEAU ID 83604Permit IDI-31192
(Expired 12-31-98)

SOURCE: GROUNDWATER

QUANTITY: 1.27 CFS
395.0 AFY

PRIORITY DATE: 02/06/1968

POINT OF DIVERSION: TOTS ROSE S08

SWSM ✓

Within CUYLER County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
IRRIGATIONPERIOD OF USE
04-01 10-31QUANTITY
1.27 CFS
395.0 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS RIGHT IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:

IRRIGATION
TOTS ROSE S08

Within CUYLER County

NAME 7.8 ~~BLM~~
SESM 7SENM 21
SWSM 2.3 ✓

SWSM 4.3 ✓

SENM 36 ✓

79 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

MICROFILMED

11 2 3 2000

AJ5856MF

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: NOV-20-1998
PAGE: A-562

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 51-07013 (CONT)

OTHER PROVISIONS: (CONT)

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 51:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SHARKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 51 ARE FROM CONNECTED SOURCES
OF WATER IN THE SHARKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

THE REMAINDER OF THIS RIGHT WAS FORFEITED BECAUSE POU IN THE
SHARKE IS ON BLM GROUND AND WAS NOT CLAIMED.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 51-02113, 51-02117, 51-02164 AND
51-07118.

MICROFILMED

OCT 23 2000



IDAHO DEPARTMENT OF WATER RESOURCES
PLACE OF USE 1/4 1/4 COMPARISON REPORT

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

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
5107013	T07S R05E S 8 GROUNDWATER																	81
NO MATCHES FOR THIS POU IN AJ-POU																		
5102225	JACKS CREE :						07											7
*5102225	JACKS CREE :						07											7
A5102225	JACKS CREE :						06											6
5104017	JACKS CREE :						39											69
*5104017	JACKS CREE :						22											40
A5104017	JACKS CREE :						19											45
5104018	GROUNDWATE :						39											69
A5104018	GROUNDWATE :						19											45
5104019	GROUNDWATE :						39											69
*5104019	GROUNDWATE :						222											40
A5104019	GROUNDWATE :						19											45
5104020	GROUNDWATE :						39											69
*5104020	GROUNDWATE :						S											
A5104020	GROUNDWATE :						19											45
5104021	GROUNDWATE :						39											69
*5104021	GROUNDWATE :						S											
A5104021	GROUNDWATE :						19											45
5104022	GROUNDWATE :						39											69
A5104022	GROUNDWATE :						19											45
5107064A	GROUNDWATE :						16											37
*5107064A	GROUNDWATE :						22											40
A5107064A	GROUNDWATE :						07											28
5107064B	GROUNDWATE :						07											7
*5107064B	GROUNDWATE :						07											7
A5107064B	GROUNDWATE :						16											16
*5107102B	GROUNDWATE :						07											7

NO OVER LAP SEE ATTACHED G's maps.

WR5809NP
No. 51-07118

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/07/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BRUNEAU CATTLE CO C/O EUGENE C DAVIS RT B BOX 138 BRUNEAU ID 83604 (208) 845-2762	01/12/1978	FISH PROPAGATION	01/01 12/31	3.200 CFS	2316.70 AFA
TOTAL DIVERSION:					3.200 CFS	2316.70 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 9.600 CFS

Point(s) of Diversion: T07S R05E S08 SWSW Owyhee County

Place of use Legal Description for: FISH PROPAGATION

NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
07S	05E	8	:														

Pou County: Owyhee

Conditions of Approval:

- R01 - A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
- 09D - Water used under this right if discharged into a natural channel shall meet Idaho Water Quality Standards.

Dates: App. Received: 05/11/1977 Priority Date: 01/12/1978 (Priority Date Advanced.)
Proof Due Date: 07/01/1982 Proof Made Date: 03/04/1983 (Proof Received Late.)
Exam Made Date: 06/14/1988 Exam Sent to S.O.: 01/14/1992
Licensed Date: 07/15/1994

Misc: Water District Number: Field Exam Fee: R (Received)

Comments: Date: 09/01/1993 User-ID: CHAPMAN Subject: RATE REDUCTION
The rate was reduced on this permit at the time of licensing because according to F & G officials, 3 changes per hour is adequate for "talapia" even in warm water.

Audit: 09/22/87 04/30/88 CONVERT 08/02/88 GARRETT 01/14/92 TAYLOR
09/02/93 CHAPMAN

WR5809NP
No. 51-02113C

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/07/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BRUNEAU CATTLE CO. C/O EUGENE C DAVIS HC85 BOX 138 BRUNEAU ID 83604 (208) 845-2762	02/27/1950	IRRIGATION	04/01 10/31	7.890 CFS	2504.00 AFA
TOTAL DIVERSION:					7.890 CFS	2504.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 13.930 CFS

Point(s) of Diversion:	T07S R05E S07	NWNE	OWYHEE County
	S08	SWSW	OWYHEE County
Point(s) of Re-diversion:	T06S R05E S21	SENE	OWYHEE County
	S28	NENW	OWYHEE County
	T07S R05E S05	SWNW	OWYHEE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE										
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM				
06S	05E	20	:					25	:							37	03	19	40	124.0		
06S	05E	21	:						:			02	20	39	30					91.0		
06S	05E	28	:						:	36	35	31	03							105.0		
06S	05E	29	:	37	30	34	40		:				01	19		31	13	40	36	03	284.0	
06S	05E	32	:		32	28	11		:	40	15	35	39	38	40	30	25	37		23	13	406.0
07S	05E	6	:			04	10		:													14.0
																		TOTAL ACRES		1024.0		

Pou County: OWYHEE

Remarks: GEN Use of this right with the rights listed below is limited to a total combined diversion rate of 13.93 cfs and to the irrigation of a combined total of 1024 acres in a single irrigation season. The combined rights include: 51-02117A, 51-02117B and 51-02164.
This right is limited to the irrigation of 626 acres within the place of use described above in a single irrigation season. The following rights are also diverted through the point(s) of diversion described above: 51-2117A, 51-02117B and 51-02164.

Dates:	App. Received:	Priority Date:	02/27/1950
	Proof Due Date: 03/13/1961	Proof Made Date:	09/14/1955
	Exam Made Date: 09/24/1993	Exam Sent to S.O.:	01/14/1994
	Licensed Date: 03/28/1994		

Misc: Water District Number: Field Exam Fee: R (Received)

WR5809NP
No. 51-02113C

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/07/00
PAGE: 2

Comments: Date: 03/08/1994 User-ID: CHAPMAN Subject: SPLIT RIGHT
Rights 51-02113A and 51-02113B were combined into Part C at
licensing.

Audit: 03/08/94 CHAPMAN 03/08/94 CHAPMAN 03/08/94 CHAPMAN 03/08/94 CHAPMAN
03/09/94 CHAPMAN 09/01/93 WILSON 02/08/98 CLEARFLD

**NOTICE OF PROPOSED CHANGE OF WATER
RIGHTS, TRANSFER NO. 5643**

Notice is given that **BRUNEAU CATTLE CO.** of HC 85 Box 138 Bruneau, ID 83604 has applied to the Department of Water Resources to change water right 51-07013 to satisfy Snake River Basin Adjudication (SRBA) objections pursuant to I.C. § 42-222 07S R5E S8, Owyhee County described as:

LICENSE 51-07013, priority 2/6/1968, 1.27 cfs, Groundwater diverted in SWSW and used in NWNE, N ½ SW, and NW for irrigation of 81 acres.

PROPOSED CHANGE

Modify right to 79 total acres and move 7.8 acres from the NWNE to the NWSW. This will satisfy SRBA objection to move irrigation from public land to private land and change original license to match SRBA recommendation.

Any protest against approval of the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705-5082, together with a protest fee of \$25 for each application on or before February 22, 2000. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Owyhee Avalanche on February 2 and 9, 2000.

MICROFILMED
OCT 23 2000

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

Water Rights: 51-07013

**NOTICE OF ADMINISTRATIVE
PROCEEDING**

IDWR has received an application for an Administrative Proceeding for the above water right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated below:

☐ Substitution of Party (waiting for documentation)

☐ Substitution of Party/Split Water Right

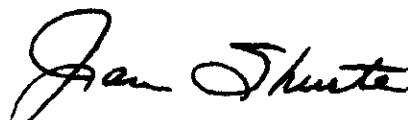
☒ I.C. § 42-222 transfer

☐ point of diversion ☒ place of use

☐ period of use ☐ nature of use

IDWR projects the Administrative Proceeding shall be completed not later than: February 2, 2001

Dated 2-2-2000



Signature of IDWR Representative

MICROFILMED

DEC 23 2000
Page 1

INSTRUCTIONS FOR MAILING

Mail this form to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

CERTIFICATE OF MAILING

I certify that on February 2, 2000, I mailed the original and copies of this form to the following persons, postage prepaid, and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant or attorney of record:

Bruneau Cattle Co
c/o Eric Davis
HC 85 Box 138
Bruneau ID 83604

3. One copy to:

Each party in the subcase, or attorney of record:

United States of America Acting Through
USDI Bureau of Land Management
1387 Vinnell Way
Boise ID 83709-1657

R Lee Leininger
550 W Fort St, MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

MICROFILMED

OCT 23 2000

November 29, 1974

Re: Permit No. 51-7013

Mr. Donald L. Davis
Bureau,
Mahe 83604

Dear Mr. Davis:

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

Also enclosed is a copy of the approved application for amendment along with receipt No. 180 for \$10.00 covering the fee.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR
Enc: Copy of license
Copy of amend w/rec #180

cc: Mahe Land & Appraisal
Enc: Copy of license

bc: ~~Southern~~ District Office
Western

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FIELD REPORT

- TOTAL ACREAGE**

DATE OF EXAM 8/27/74

ACREAGE
Found
Recommended

Irrigation Requirement Ac Ft/Ac

USE
Irrigation Q = c.f.s. V = AF/Ann. from to
Domestic Q = .02 c.f.s. V = 1.2 AF/Ann. from JAN 1 to DEC 31
Livestock Q = c.f.s. V = AF/Ann. from to

Is water co-mingled? yes no

Name source Groundwater
twp. 19 N/S, Rge 3 E/W, B.M., Sec. 33, Sub. 1/4 1/4 Valley
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 .02 cfs Method of measurement Est

Total Q recommended .02 cfs Meter No. Type Condition

Total V recommended 1.2 Ac Ft/AN

Recommended Amendments:

P.D.
Place of Use
Other
None

MEASUREMENT CALCULATION:

Q = .02 domestic

V = 1.2 Ac Ft/AN

SYSTEM DESCRIPTION:

6" Well 1/2 HP submerged pump 1" pipeline to
House

REMARKS.

Examiner's Signature James Barber Date 8/27/74

Checked by Date

Approved by Date

September 13, 1974

Mr. Donald L. Davis
Bruneau,
Idaho 83604

Dear Mr. Davis:

A representative of this Department has made an examination of the works covered by your Permit No. 51-7013 and has found the following:

Quantity of water diverted: 1.27 cfs Source: well

Amount of water that can be recognized as beneficially used
under Idaho law: 1.27 cfs

The maximum quantity diverted shall not exceed 406 acre feet
per year.

Point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, Twp. 7 S, Rge. 5 E, B.M.

Beneficial use: Irrigation of 61.2 acres within the NW $\frac{1}{4}$ NE $\frac{1}{4}$,
NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, Twp. 7 S, Rge. 5 E, B.M.

Priority date established: Feb. 6, 1968

The place of use found by our examiner differs from that description listed under your permit, therefore, it will be necessary for you to amend the permit before a water license can be issued. We have enclosed a partially completed application for amendment for your use in this matter. Please sign the application and return it to this office with a \$10.00 filing fee within 20 days of the date of this letter in order that we may issue your license as set forth above.

If you do not concur with these findings or have any questions, please contact us within the 20-day period.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enclosure
bc: Western District Office

MICROFILMED

Jim,
Would you please
make this a priority
exam?

MICROFILMED

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Donald L. Davis
Post office address Bruneau, Idaho 83604 Phone _____
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 2.3 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use: from April 1 to Oct. 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 51-7013
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 2.3 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 7S N/S, Range 5E E/W, B.M., Section 8, Subdivision SW $\frac{1}{4}$ SW $\frac{1}{4}$, Owyhee
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Other Points of Diversions: _____

Description of diverting works: 60 hp electric motor and pump, 4,800' of main line, 4 $\frac{1}{2}$ miles of sprinkler lines, 16" casing, 1,500' well (artesian)

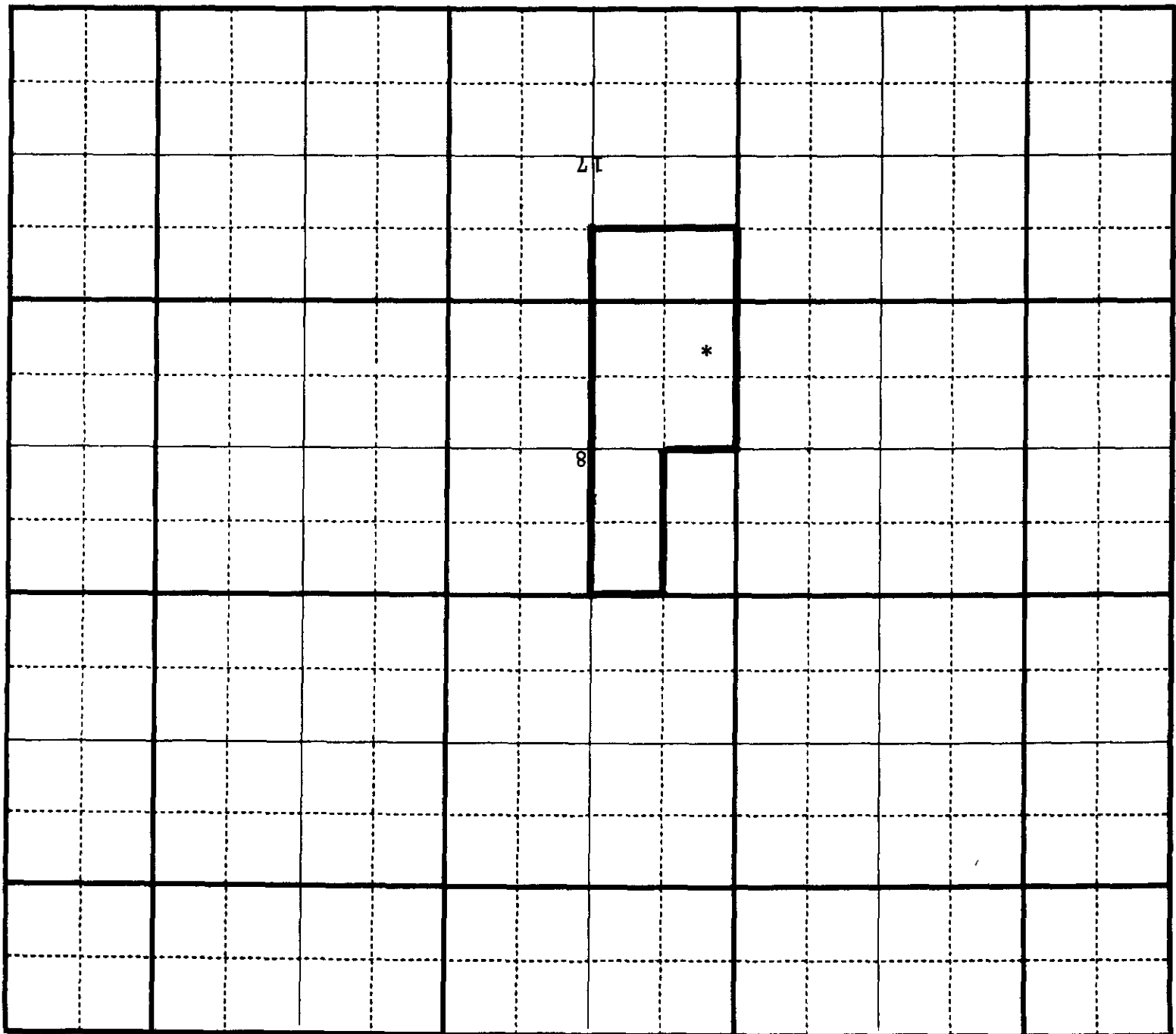
Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7S	5E	8					40			40	40	40	40	40					240
		17					40	40											80

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TOTAL ACREAGE 320



S
7
T

Diagram of System

Don Davis 51-7-13



103

PD

7	8
16	17

DATE OF EXAM 6/27/74

ACREAGE
Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
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 _____ Method of measurement _____

Total Q recommended _____ Meter No. _____ Type _____ Condition _____

Total V recommended _____

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:

SYSTEM DESCRIPTION.

REMARKS.

I have examined this well a number of times
At no time has the installed meter been operable. It
does indicate a number of gallons have passed through
the meter.
I suggest we drop the requirement and license
it from a prior examination.

Examiner's Signature _____ Date _____

Checked by James Barker Date 6/28/74

Approved by _____ Date _____

MIDDOCH MCA

July 11, 1973

Re: Permit No. 51-7013

Donald L. Davis
Bruneau,
Idaho 83604

Dear Mr. Davis:

Pursuant to your letter of July 2, we are scheduling a reexamination of your system.

If you have any questions concerning this matter, please feel free to contact us.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:jc

51-7013

Mr Bobby W. Flener
Assistant Director

JUL 2 1913
Department of Water Administration

DDF

Dear Mr. Flener,

In regard to your
letter of June 28th concerning permit
no 51-7013.

My brother was in your office
soon after the Nov. letter to get
information about your requirements
for the well and was advised to
have a metering device on the
by irrigation season. I have
had the Badger meter repaired
and was installed prior to
starting the well last spring and
it is there today. If I need
to do anything further please advise.

Ronald Flener

Don Davis
Box 139
Brunson, Ida.
83604



Mr Bobby D. Fleenor
State of Idaho.
Dept of Water Administration
Statehouse annex 2
Boise, Idaho.

51 7013

83707

June 28, 1973

Re: Permit No. 51-7013

Mr. Donald L. Davis
Bruneau,
Idaho 83604

Dear Mr. Davis:

As you will recall, the Department conducted a field examination in connection with the above referenced permit and found that the measuring device was inoperative and, therefore, a measurement could not be made.

In November, 1972, you were advised that the permit was subject to cancellation for failure to meet the requirements of the permit. To this date we have not heard from you regarding this matter.

Please be advised that unless we hear from you within 30 days of the date of this letter, the permit will be cancelled and held null and void.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

cc: Idaho Land & Appraisal

51 7013

M E M O R A N D U M

To: File #51-7013

Date: January 10, 1973

From: Robert W. Hamilton

Subject: Measuring Device

Mr. Gene Davis was in concerning the memo to Don McEldowney and advised me that they planned to contact the meter company and have a servicable meter installed on their well prior to the irrigation season. If this company can not supply a servicable meter, they will get one from another company. They will let us know when the meter is installed. He will notify his brother, Don, holder of permit #51-7013 and ask him to write a letter to this effect to us.

51 7013

T E L E P H O N E M E M O

TO: Donald McEldowney
FROM: Mr. Joe Thackerberry
DATE: January 9, 1973
SUBJECT: Permit No. 51-7013

Telephone and advise he has been retained by Mr. Donald L. Davis to make a necessary showing in connection with this permit.

Mr. Thackerberry was retained today and requires additional time beyond the January 9, 1973 deadline.

We advise Mr. Thackerberry that we would grant five additional working days within which to respond.

51 7013

SENDER: Be sure to follow instructions on other side

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

(Additional charges required for these services)

☐

Show to whom, date and address
where delivered

☐

Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

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

CERTIFIED NO.

31734

①

[Handwritten Signature]

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

②

INSURED NO.

DATE DELIVERED

12/1/72

③

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

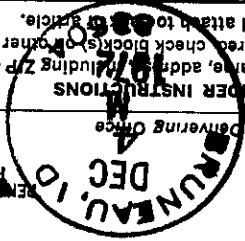
51 7013

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

PS Form 3811 Nov. 1970 c55-16-81277-1



PERMIT NO. 1000 DENVER, CO. USE TO AVOID
PAYMENT OF POSTAGE, \$300



Postmark of Denver Office

SENDER INSTRUCTIONS

- ↑
- Print in the space below your name, address, including ZIP code.
 - If special services are desired, check blocks on other side.
 - Moisten gummed ends and attach to back of article.

RETURN
TO



DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707

51 7013

November 30, 1972

CERTIFIED MAIL

31734

Re: Permit No. 51-7013

Donald L. Davis
Brunau,
Idaho 83604

Dear Mr. Davis:

It appearing to the Department of Water Administration that the terms and conditions of Permit 51-7013 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit adequate proof of beneficial use of water

you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before January 9, 1973, why said permit should not be cancelled.

Permit 51-7013 claims the use of 2.3 cubic feet per second of water from a ground water source, the point of diversion was to be located within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, Twp. 7 S, Rge. 5 E, B.M. and the permit was approved March 19, 1968.


R. KEITH HIGGINSON
Director

51 7013

FIELD REPORT

3. Water will be used for the following purposes.

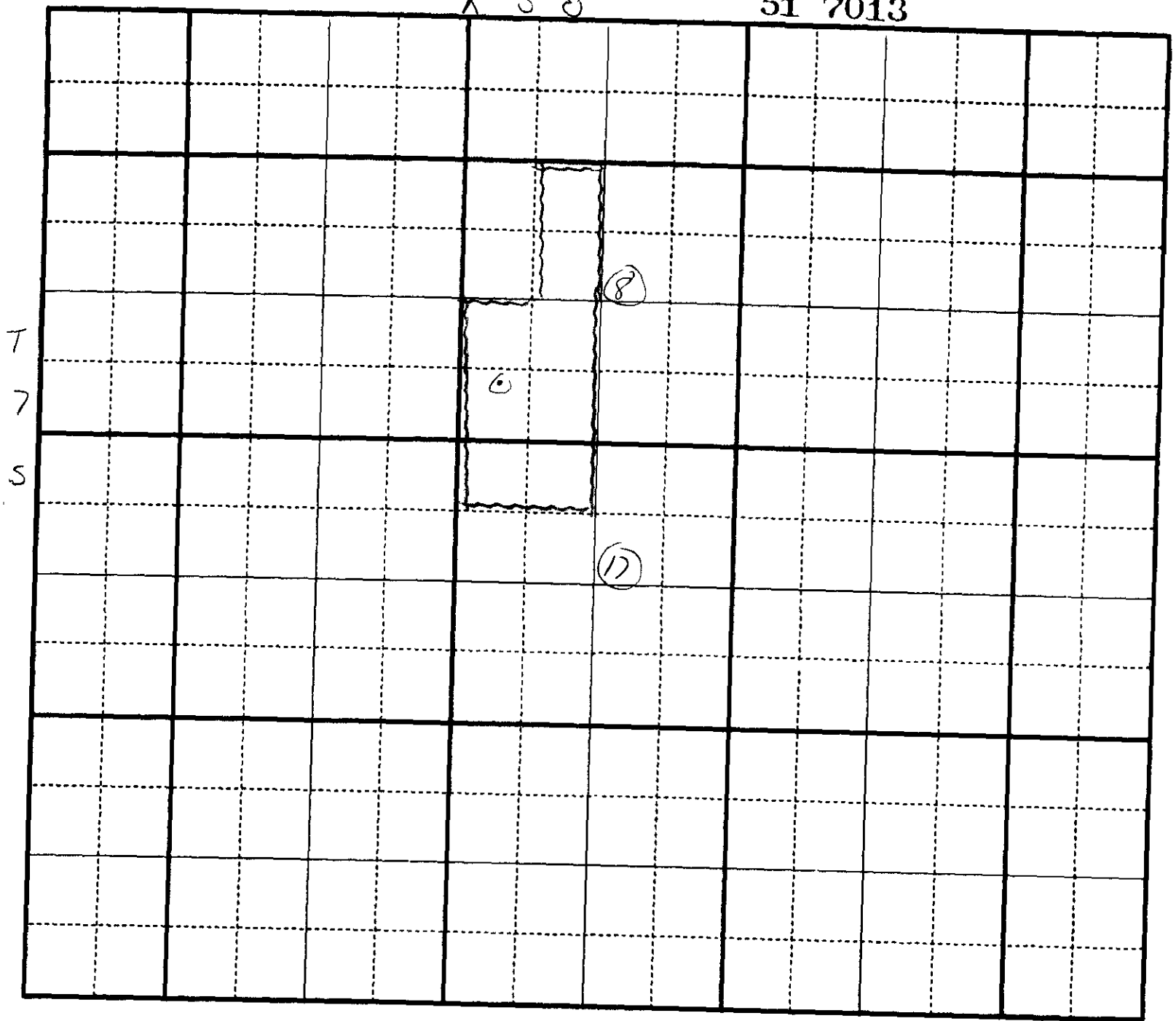
Other uses

Other Points of Diversions _____

Measuring device required. yes ☒ / no ☐

320

51 7013



DATE EXAMINATION RECORDS

EXAMINATION RECORDS

by: _____

by: _____

by: _____

by: _____

DATE OF EXAM 4 Aug 72

ACREAGE
Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q=_____ c.f.s. V=_____ AF/Ann. from _____ to _____
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 _____ Method of measurement _____

Total Q recommended _____ Meter No. _____ Type _____ Condition _____

Total V recommended _____

Recommended Amendments:
P.D. _____
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION

SYSTEM DESCRIPTION:

REMARKS:
Measuring Device Not Repaired - Still
reads 00004. So no repairs have been made
Recommend order or pre can be sent

Examiner's Signature [Signature] Date 4 Aug 72

Checked by _____ Date _____

Approved by _____ Date _____

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Donald L. Davis
Post office address Bruneau, Idaho Phone _____
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ Well (existing)
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 2.3 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from April 1 to October 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses _____

4. Total amount to be appropriated

Max Rate of Diversion 2.3 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 7 S N/S, Range 5 E E/W, B.M., Section 8, Subdivision SW $\frac{1}{4}$ SW $\frac{1}{4}$ Owyhee
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Other Points of Diversions. _____

Description of diverting works: 60 h.p. electric motor and pump, 4800 feet of main line with valve openers and 4 $\frac{1}{2}$ miles sprinkler lines, 16" casing, 1500 ft. well, the well is artesian, but pump is necessary for aprinkler system.

Measuring device required yes ☒ no ☐

6. Lands to be irrigated or place of use

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7 S	5 E	8					40			40	40	40	40	40					240
		17					40	40											80

R. 5 E. 51 7013

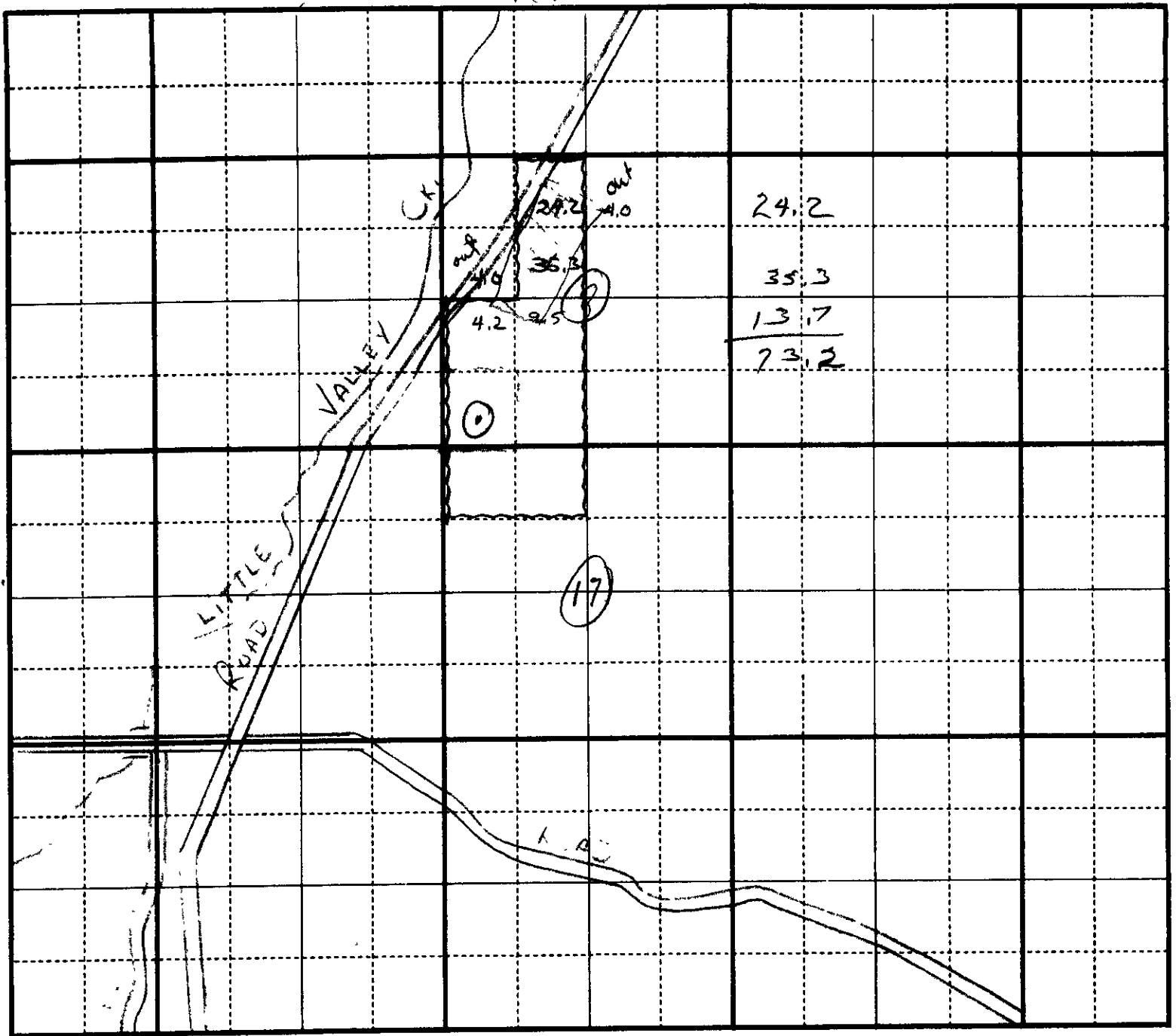


Diagram of System

$$\begin{array}{r}
 30 \frac{1}{64} \\
 30 \\
 \hline
 60
 \end{array}
 \quad
 \begin{array}{r}
 30 \frac{5}{32} \\
 30 \\
 \hline
 60
 \end{array}
 \quad
 \begin{array}{r}
 13 \frac{5}{32} \\
 19 \frac{1}{64} \\
 \hline
 46
 \end{array}
 \quad
 \begin{array}{r}
 49 \\
 \frac{1}{69} \\
 \hline
 49
 \end{array}$$

$$\begin{array}{r}
 19 \\
 49 \\
 28 \\
 52 \\
 \hline
 4148 \\
 39
 \end{array}
 \quad
 \begin{array}{r}
 13 \\
 46 \\
 25 \\
 30 \\
 \hline
 4144 \\
 33
 \end{array}$$

$$\begin{array}{r}
 28 \frac{1}{64} \\
 52 \frac{1}{64}
 \end{array}$$

25psi 30 heads 50

60 $\frac{1}{64}$ @ 40psi 5.37 gpm
 60 $\frac{5}{32}$ @ 35psi 4.16 gpm

$$\begin{array}{r}
 5.37 \\
 60 \\
 \hline
 322.20 \\
 249.6 \\
 \hline
 571.80
 \end{array}
 \quad
 \begin{array}{r}
 4.16 \\
 60 \\
 \hline
 249.60
 \end{array}$$

$$\left. \begin{array}{l} 571.8 \text{ gpm} \\ 450 \end{array} \right\} =$$

$$\begin{array}{r}
 73.2 \\
 10.4 \\
 \hline
 146.4
 \end{array}$$

$$\begin{array}{r}
 450 \sqrt{572} \\
 450 \\
 \hline
 1224 \\
 1800 \\
 \hline
 1800
 \end{array}$$

DATE OF EXAM 3 June 1971

ACREAGE
Found 81.2
Recommended 73.2

Irrigation Requirement 5.0 Ac Ft/Ac

USE
Irrigation Q = 1.27 c.f.s. V = 366.0 AF/Ann. from Mar 15 to Nov 15
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: GROUNDWATER
twp. 7 N/S Rge 5 E/W, B.M., Sec. 8 Sub. SW 1/4 SW 1/4 Chaynes
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 1.27 Method of measurement P gauge

Total Q recommended 1.27 Meter No. - Type - Condition -

Total V recommended _____

Recommended Amendments:

P.D. _____
Place of Use Add NW 1/4 NE 1/4 + SW 1/4 NW 1/4 Sec 8
Other _____
None _____

MEASUREMENT CALCULATION:

$$60 \frac{16}{32} @ 40 \text{ psi} = 571.8 \text{ gpm}$$
$$60 \frac{5}{8} @ 35 \text{ psi} = 249.6 \text{ gpm} / 450 = 1.27 \text{ CFS}$$

SYSTEM DESCRIPTION:

16" Artesian Well. 8" discharge to sprinkler
pump through gate valve. 10 HP 5550 RPM 220/440 Volts
General Electric ser No 08J123107 RainFlow Pump
Ser No 5643

REMARKS:

Land description should be amended to include
8 acres in the NW 1/4 NE 1/4 + SW 1/4 NW 1/4 of Sec 8

Badger Meter installed but inoperative at time
of exam owner stated that parts were ordered

Examiner's Signature Jim & Brent Date 4 June 71

Checked by _____ Date _____

Approved by _____ Date _____

April 14, 1971

Re: Permit 51-7013

Mr. Donald L. Davis
Bureau,
Idaho 83604

Dear Mr. Davis:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit 51-7013. Enclosed please find an Order of Reinstatement; you will note that the priority has been advanced to February 6, 1968, under this permit.

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

Very truly yours,

Donald W. McKidowney
Appropriation Supervisor

DWM:DR
Enclosure
cc: Idaho Land & Appraisal

51 7013

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

April 5, 1971

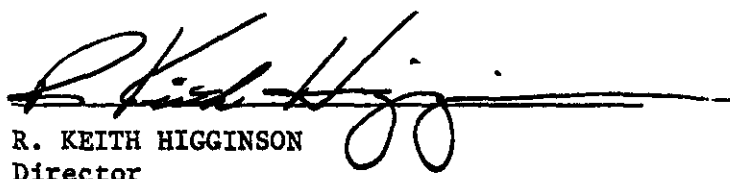
Re: Permit No. 51-7013

Donald L. Davis
Bruneau,
Idaho 83604

Dear Mr. Davis:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit 51-7013 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within sixty days from the date of this notice of lapsing.


R. KEITH HIGGINSON
Director

RKH:DR

51 7013

INSTRUCTIONS TO DELIVERING EMPLOYEE



Show to whom, date, and
address where delivered



Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

51-787

INSURED NO.

DATE DELIVERED

2-1-71

1

Donald L. Davis

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

3

SHOW WHERE DELIVERED *(only if requested)*

51 7013

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PERMIT NO. 1000
WASHINGTON, D.C. 20505
PENALTY FOR PRIVATE USE TO AVOID
POSTAGE AND FEE \$300



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

NAME OF SENDER

STREET AND NO. OR P.O. BOX

POST OFFICE, STATE, AND ZIP CODE

51 7013

POD Form 3811 Apr. 1967

c55-16-71648-10

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

January 29, 1971

CERTIFIED MAIL

#22487

Re: Permit No. **51-7013**

Donald L. Davis
Bruneau,
Idaho 83604

Dear Mr. Davis:

One of the conditions of the approval of your Permit No. 51-7013 was that proof of application of the water to beneficial use be submitted to this office on or before April 1, 1971.

Enclosed is an affidavit form which must be used to submit proof of beneficial use. You may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended.

Either the proof affidavit or a request for 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.

Director

Enc: Proof affidavit
dr

cc: Idaho Land & Appraisal Service

51 7013

March 19, 1968

Re: Permit 51-7013

Donald L. Davis
Bruneau,
Idaho 83604

Dear Mr. Davis:

We enclose a copy of your approved application for permit 51-7013 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kd

Enclosure: Copy of application
Receipt No. 452 for \$30.00

51 7013

Form 4

ANDERSON, KAUFMAN, ANDERSON AND RINGERT
LAWYERS

EUGENE H. ANDERSON
SAMUEL KAUFMAN
RICHARD ANDERSON
WILLIAM F. RINGERT

IDAHO BUILDING
BOISE, IDAHO 83701

AREA CODE 208
TELEPHONE 342-4591
POST OFFICE BOX 2773

February 2, 1968

RECEIVED

FEB 5 1968

Department of Reclamation
State House
Boise, Idaho

Department of Reclamation

Re: Donald L. Davis
Application for Permit

Gentlemen:

On September 22, 1967, the Desert Land Entry of Thomas B. Slayton was assigned to Donald L. Davis, the above named applicant. The Idaho Land Office of the Bureau of Land Management furnished me a copy of the decision approving the assignment, and I enclose a machine copy of my copy of the decision herewith.

The Desert Land Entry was made originally by Preston B. Schultz. Mr. Schultz gave a mortgage on the Entry and subsequently defaulted on the obligation which the mortgage secured. The mortgage was foreclosed and Thomas B. Slayton purchased the Entry at the foreclosure sale, as mentioned in the enclosed copy of the decision.

Please advise me if you require any additional information in order to verify the status of Donald L. Davis as Desert Land Entryman on the lands covered by the above mentioned application.

Yours very truly,

ANDERSON, KAUFMAN, ANDERSON & RINGERT

By

William F. Ringert
William F. Ringert

WFR:nh
Enc.

cc: Mr. Donald L. Davis
Idaho Land and Appraisal Service

51 7013

February 12, 1938

Re: Application No. 51-7013
Donald L. Davis

The Owyhee Nugget
Marsing, Idaho

Gentlemen:

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

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

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

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

(Do not sign letter)

Signature of claimant

Very truly yours,

Donald W. McElDowney
Appropriation Examiner

DW:ks

Enclosure: legal notice

Notice is hereby given that Donald L. Davis, Applicant, has applied for a permit to divert 2.5 cubic feet per second of water from a subterranean source under application No. 51-7013. Water will be diverted by a well, and ditch system within the SW 1/4 SW 1/4, Sec. 8, T. 1 S., R. 5 E., B. M., Owyhee County and is to be used from April 1 to October 31 for irrigation in the SW 1/4 SW 1/4, Sec. 8, T. 1 S., R. 5 E., NW 1/4, Sec. 17, T. 1 S., R. 5 E., B. M.

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

R. KEITH HIGGINSON,
State Reclamation Engineer
Published in the Owyhee Nugget, Marsing, Owyhee County, Idaho, on February 24 and February 25, 1938.

4/2/38

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Donald L. Davis, Bruneau, Idaho 83604
has on February 2, 1968
applied for permit to divert ~~acre~~ 2.3 cubic feet per second ~~/acre/foot~~
of water from a subterranean source
under application No. 51-7013. Water will be diverted by a well,
and ditch system within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, sec. 8, T. 7 S., R. 5 E.,
B.M., Owyhee County
and is to be used from April 1 to October 31 for irrigation
in the E $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, sec. 8; N $\frac{1}{4}$ NW $\frac{1}{4}$, sec. 17, T. 7 S., R. 5 E., B.M.

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

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Owyhee Nugget, Marsing, Idaho
on February 22 and February 29.