

The Owyhee Avalanche.

P.O. BOX 97

HOMEDALE, ID 83628

(208) 337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
)ss.
COUNTY OF OWYHEE)

RECEIVED
JUL 6 1988

Department of Water Resources
Western Regional Office

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 am 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, Wednesday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho.

3. That the said The Owyhee Avalanche, a continuation of the Owyhee Chronicle and the Owyhee Nugget, has been printed and published continuously and uninterrupted in said County during a period of 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 in a supplement thereto, in said newspaper, in two (2) (consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

June 15, 1988

June 22, 1988

(Signed).....

Joe E Aman

NOV 30 1988

Subscribed and sworn to before me this 22nd day of June,
A.D., 1988.

Alisa Aman Patriak

Notary Public in and for the State of Idaho,

residing at Homedale, Idaho.

My commission expires 10/1/91.

NOTICE OF APPLICATION FOR EXTENSION OF TIME TO AVOID FORFEITURE OF A PORTION OF WATER RIGHT NO. 51-2209 ✓

Notice is hereby given that James F. Black of Bruneau, Idaho has applied to the Department of Water Resources for an extension of time to avoid forfeiture of a water right. This water right is evidenced by Water Right No. 51-2209.

This License was issued for 6.40 cubic feet per second of water from groundwater with a priority date of March 25, 1966, with a point diversion within the NESE, Sec. 1, and NENE. Sec. 12, Twp. 7S., Rge. 5E., Owyhee County, for irrigation purposes from 3/15 to 11/15 within the SESW, SWSE, SESE. Sec. 1, T. 7S., R. 5E.; NE¼, Sec. 12, T. 7S., R. 5E.; and SWNW, Sec. 7, T. 7S., R. 6E.

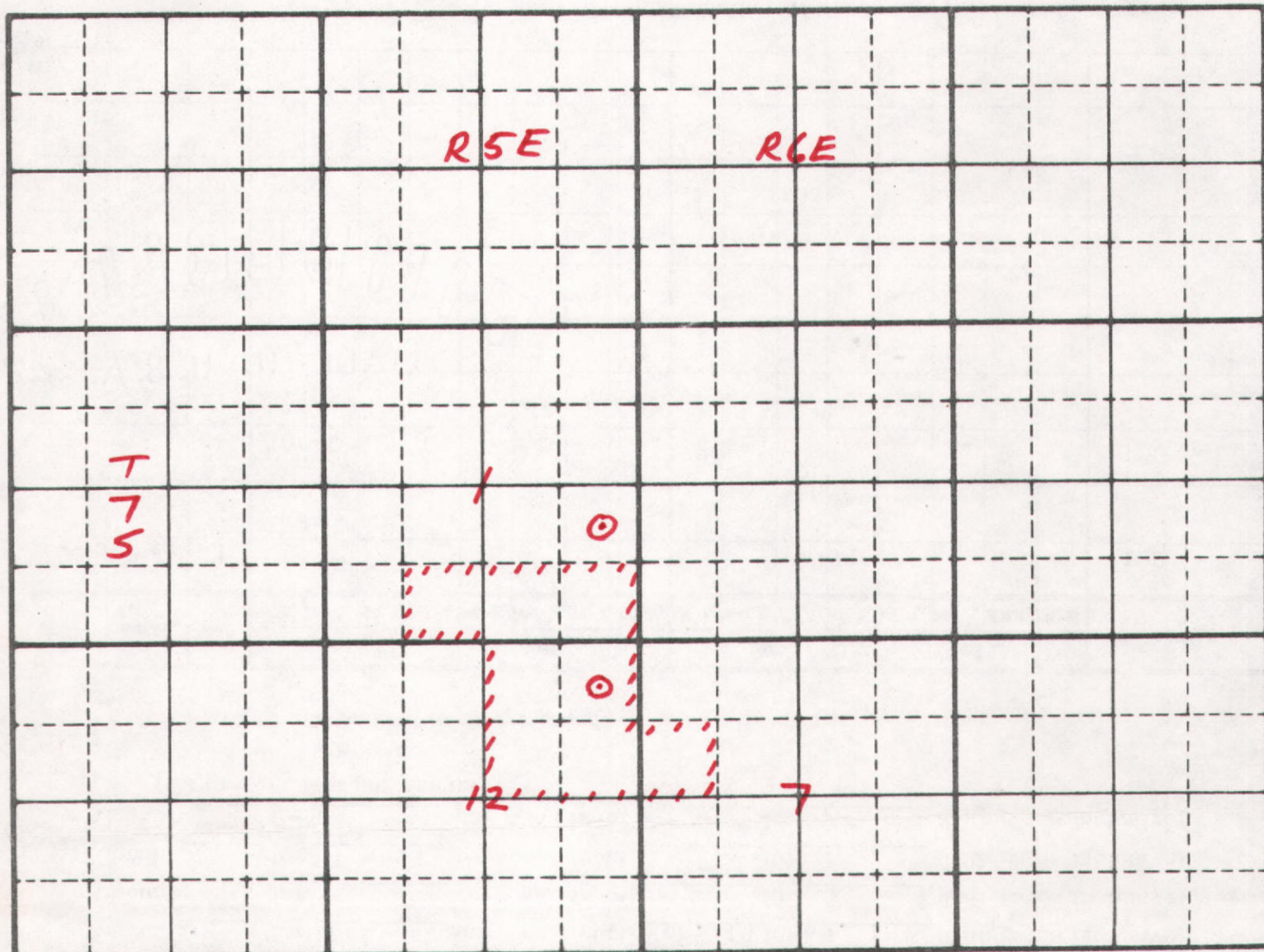
Section 42-222, Idaho Code provides that a water right shall be lost and forfeited, and the water will revert to the state upon failure to apply water to a beneficial use for a period of five consecutive years. This Section further provides that the State may allow an additional five year period of non-use without forfeiture upon showing of reasonable cause. James F. Black has applied for this extension because he is currently purchasing the property described above from the Farmers Home Administration, and he wishes to maintain the appurtenant water right until the sale is finalized. The applicant requests this extension until June 15, 1989.

Any protest against the granting of this extension may be filed with the Idaho Department of Water Resources, 2735 Airport Way, Boise, ID 83705 on or before July 5, 1988.

s/ R. KEITH HIGGINSON,
Director

6-15&22 2tc

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile

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

Signed at BURLEY, IDAHO, this 12 day of AUGUST, 19 74.

Manda Jean Hixon
(signature)

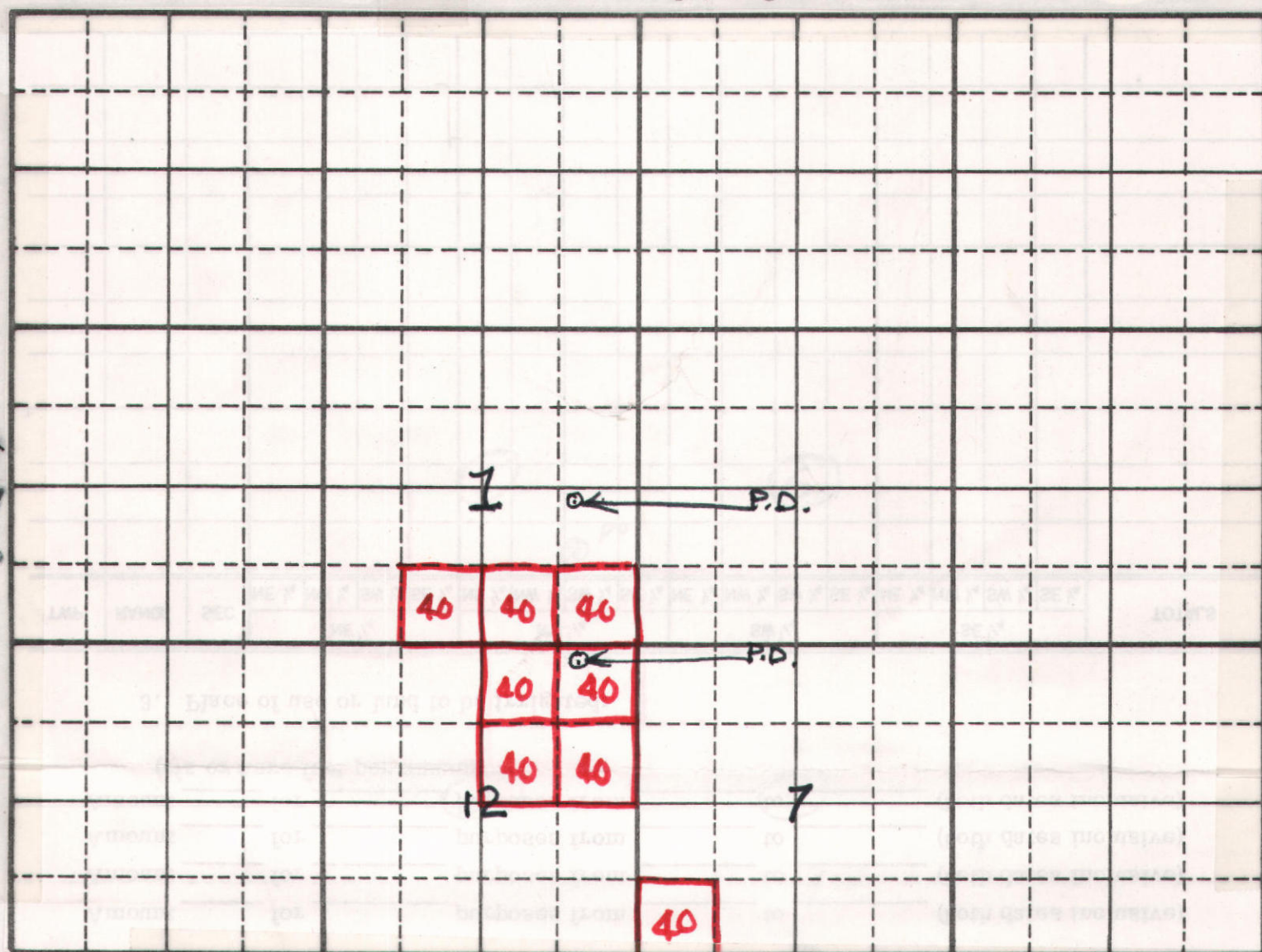
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration,
hereby approve the above application for amendment for Permit No. 32802/51-2209.

Witness my hand this 14 day of August, 19 74

R. Keith Higgins
Director

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile

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

Signed at Twin Falls Idaho, this 9th day of April, 19 74.

Handa Jean Hixon
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration, hereby approve the above application for amendment for Permit No. 51-2209.

Witness my hand this 17 day of April, 19 74.

R. Keith Higginson
Director

RECEIVED

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 13 day of August, 1970, and the last publication being on the 20 day of August, 1970;

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

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 20 day of Aug., 1970.

Leonard S. Hawes
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Irvin E. Glineski, Bruneau, Idaho, has received an approved permit No. G - 32803/51-2209 issued by the Idaho State Department of Water Administration authorizing the diversion of 6.4 cubic feet per second of water from a ground water source.

The priority to be established under this permit is March 25, 1966 and the permit was approved March 31, 1966. Water is to be diverted by well, to be cased, pump, motor and ditches from a point within the SW $\frac{1}{4}$ -NE $\frac{1}{4}$, Sec. 12, T. 7 S., R. 5 E., B. M., Owyhee County, to be used for irrigation in the SE $\frac{1}{4}$ -SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1; NE $\frac{1}{4}$, Sec. 12, T. 7 S., R. 5 E., B. M.; SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, T. 7 S., R. 6 E., B. M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before March 31, 1971. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON,
Director

Idaho Department
of Water Administration
Published in the Owyhee Nugget, Marsing, Idaho on August 13 and August 20, 1970:

del
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11-17-70

51-2209

32803

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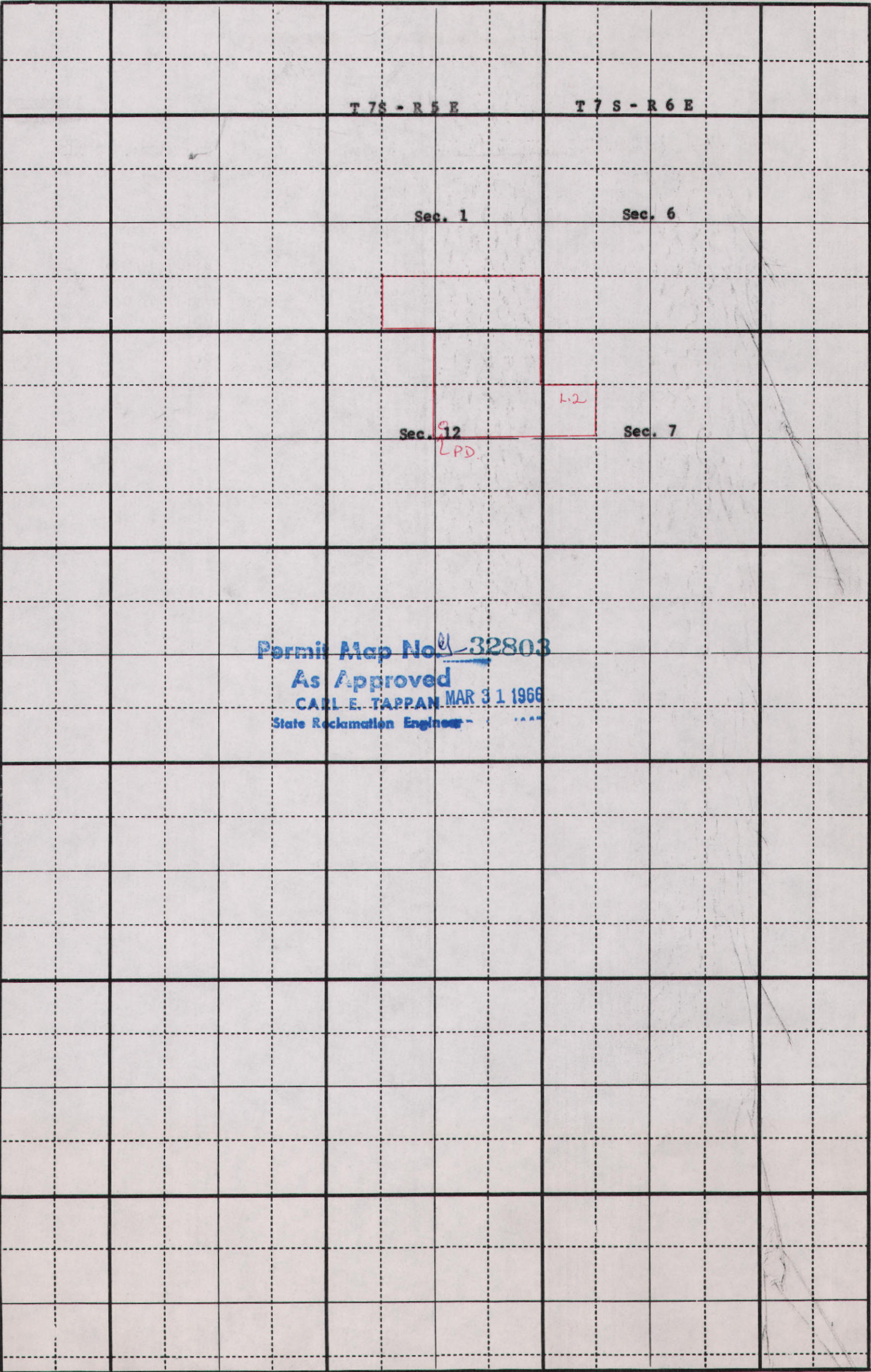
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Diagram of System



Permit Map No. 32803
As Approved
CARL E. TAPPAN MAR 31 1966
State Reclamation Engineer -

32803

#51-2209

TO: file

DATE: August 28, 1974

FROM: Jim Booker



SUBJECT: Wells, ditches and silt

I talked to Mr. and Mrs. Prow in my office about a number of problems concerning their wells and ditches.

The major problem at that time was one caused by runoff from Mr. Hisaw's desert entry project. I investigated this condition and found that runoff was following in a natural drainage under a road (culvert) then into a canal and some of Mr. Prow's ditches. The high silt content then fell out and caused plugging problems in the ditches, subsequently flooding some fields. I discussed the matter with Mr. Hisaw's hired hand but didn't make any progress towards correcting the situation. I also completed a field exam on Mr. Hisaw's system and found it operating as per his permit. I believe it has been recommended for license.

I then met with Mr. Prow and his neighbors and explained to them that they should contact an attorney or the county sheriff. They were reluctant to pursue either course as they didn't want to cause any hard feelings.

Next we discussed the problem of one person on their canal (an officer of the company) taking excessive water and interfering with other downstream shareholders. I explained to Mr. Prow that as President of the company he had jurisdiction to control the diversion of water from the canal. I believe the problem stemmed from the ditch rider being the son of the excessive water user. Again they did not wish to solve the matter themselves (as according to their bylaws) feeling that it would cause hard feelings. I had no jurisdiction in this matter but I did contact the other water user who was very defensive, he inferred to me that we had no jurisdiction in the ditch.

I then discussed the groundwater situation with the people. At that time I took their word for the fact that their wells were no longer flowing and explained that the state courts had not affirmed the right to artesian pressure. I also explained the procedure for them to establish a ground water board in the area. I also explained that they should contact an attorney to help them form the board. They seemed reluctant to do this so I suggested they simply petition our dept. to form the Groundwater board. We received a letter on July 16, 1974 that may be construed as a request to form the board but my knowledge no action was taken on that request. I also note that this request was written the same day as was the letter to Senator Church, July 15, 1974.

MICROFILMED

Form No. 0

T 7S - R 5 E

T 7 S - R 6 E

Sec. 1

Sec. 6

Sec. 12

Sec. 7

1.2

LPD

As Approved

CARL E. TAPPAN MAR 31 1968

State Reclamation Engineer -

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

832803

RECEIVED
MAY 19 1994
Department of Water Resources
VCI ✓

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RESUMPTION OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the water right holder(s) has/have resumed the use of water for the water right identified below. This form **must** be returned to the department or the water right will revert to the state of Idaho.

Water Right Number 37803/51-2209
Name(s) of Water Right Holder James F Black
Mailing Address Box 217 Brunan Idaho
Telephone Number 208-845-2122
Source of Water (Groundwater/Surface) Groundwater

Extent of Use: Domestic _____ (number of households)
Stockwater _____ (number and type of stock)
Irrigation 320 _____ (number of acres irrigated)
Other/Remarks _____

Total rate and/or volume of use 6.40 cfs 1,600 acre feet

Show the date water use will be or was resumed under this water right Aug. 1987

Person to contact to accompany the Department representative if a field examination is conducted:

Name James F Black Telephone No. 208-845-2122

Address Box 217 Brunan Idaho 83604

The above information is my true statement of the extent to which diversion and use of the above described water right has been resumed.

Date May 17, 1994 Signature James F Black 
JUL 26 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Application for Extension of Time to Avoid Forfeiture
of a Water Right

Section 42-222 of the Idaho Code provides that a water right shall be lost and forfeited and the water revert to the state upon the failure of a water user to apply the water to beneficial use for a period of five (5) years. The Director may allow an additional five (5) year period of non-use without forfeiture upon a showing of reasonable cause.

Complete fully the following application and submit it to the Department of Water Resources, Statehouse, Boise, Idaho, 83720, with the statutory fee.

1. Name of water right holder James F. Black
Post office address Box 217, Bruneau, ID 83604
2. The right was obtained or is evidenced by:
 - a. Decree to _____ in Case of _____
(Name)
 - vs. _____, Dated _____ in _____
(Name of Court)
 - Court, County of _____. Fully describe decree _____
- b. License No. 51-2209 issued by the Department of Water Resources.
- c. Claim No. _____ on file with the Department of Water Resources.
3. Source of water groundwater tributary to _____
(Name of stream or source)
4. Date of priority of right 3/25/1966
5. Amount of water a. 6.40 c.f.s. and/or
b. 1600 acre feet/annum
6. Water is used for irrigation from 3/15 to 11/15
_____ from _____ to _____
_____ from _____ to _____
(Purpose) (Month-Day) (Month-Day)
7. Location of point of diversion is NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1
Township 7S, Range 5E, B.M., in Owyhee County;
Additional points of diversion, if any NENE, S12, T7S, R5E

8. Lands irrigated or place of use:

Twp.	Rge.	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	1											40				40	40	120
		12		40	40	40													160
7S	6E	7						40											40

Total number of acres irrigated 320

9. Give last date when water was applied to beneficial use March 7, 1983
Length of extension of time requested 1 years, or until _____ (Date)

10. Explain fully your reasons for requesting an extension of time within which to resume the use of your water right and reasons for non-use Applicant is purchasing land from FHA - sale has not been finalized & applicant wants to make sure water right is not lost through non-use.

I hereby assert that no one will be injured by such extension. The information contained in this application is true to the best of my knowledge.

James Y Black
(Signature of Applicant)

Subscribed and sworn to before me this 3rd day of June, 1988.

Kathlyn A. Walker
(Notary Public)

My commission expires 2/14/1993

Residing at Eagle, Idaho

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined this application for extension of time within which to resume the use of a water right and I hereby APPROVE said application subject to the following conditions or reasons.

Beneficial use of water under this right shall resume on or before July 1, 1994.

Witness my hand this 31st day of October, 1988.

RECEIVED

NOV 30 1988

J. Glen Saylor
Chief, Operations Bureau

For Department Use Only

Received by KLW Date 6-6-88 Time 11:00 am Preliminary check by _____
Fee \$ 50.00 Receipted by KLW Date 6-7-88 Publication prepared by _____
Published in Owyhee Avalanche Dates 6/15 & 6/22/88
Publication approved by CC Date 7/14/88 Protests filed by: _____

Copies of protests forwarded by _____ Hearing held by _____ Date _____
Recommended for ☒ Approval // Denial by DET JIM

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 am 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, Wednesday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho.

3. That the said The Owyhee Avalanche, a continuation of the Owyhee Chronicle and the Owyhee Nugget, has been printed and published continuously and uninterruptedly in said County during a period of 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 in a supplement thereto, in said newspaper, in two (2) (consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

June 15, 1988

June 22, 1988

(Signed).....

JUN 20 1988

Subscribed and sworn to before me this 22nd day of June,
A.D., 1988.

Alisa Aman Patrols
Notary Public in and for the State of Idaho,

residing at Homedale, Idaho.

My commission expires 10/1/91.

NOTICE OF APPLICATION FOR EXTENSION OF TIME TO AVOID FORFEITURE OF A PORTION OF WATER RIGHT NO. 51-2209 ✓

Notice is hereby given that James F. Black of Bruneau, Idaho has applied to the Department of Water Resources for an extension of time to avoid forfeiture of a water right. This water right is evidenced by Water Right No. 51-2209.

This License was issued for 6.40 cubic feet per second of water from groundwater with a priority date of March 25, 1966, with a point diversion within the NESE, Sec. 1, and NENE, Sec. 12, Twp. 7S., Rge. 5E., Owyhee County, for irrigation purposes from 3/15 to 11/15 within the SESW, SWSE, SESE, Sec. 1, T. 7S., R. 5E.; NE 1/4, Sec. 12, T. 7S., R. 5E; and SWNW, Sec. 7, T. 7S., R. 6E.

Section 42-222, Idaho Code provides that a water right shall be lost and forfeited, and the water will revert to the state upon failure to apply water to a beneficial use for a period of five consecutive years. This Section further provides that the State may allow an additional five year period of non-use without forfeiture upon showing of reasonable cause. James F. Black has applied for this extension because he is currently purchasing the property described above from the Farmers Home Administration, and he wishes to maintain the appurtenant water right until the sale is finalized. The applicant requests this extension until June 15, 1989.

Any protest against the granting of this extension may be filed with the Idaho Department of Water Resources, 2735 Airport Way, Boise, ID 83705 on or before July 5, 1988.

s/ R. KEITH HIGGINSON,
Director
6-15&22 etc

2 ✓

NOTICE OF APPLICATION FOR EXTENSION OF TIME TO AVOID FORFEITURE OF
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This License was issued for 6.40 cubic feet per second of water from groundwater with a priority date of March 25, 1966, with a point of diversion within the NESE, Sec. 1, and NENE. Sec. 12, Twp. 7S., Rge. 5E., Owyhee County, for irrigation purposes from 3/15 to 11/15 within the SESW, SWSE, SESE, Sec. 1, T. 7S., R. 5E.; NE1/4, Sec. 12, T. 7S., R. 5E; and SWNW, Sec. 7, T. 7S., R. 6E.

Section 42-222, Idaho Code provides that a water right shall be lost and forfeited, and the water will revert to the state upon failure to apply water to a beneficial use for a period of five consecutive years. This Section further provides that the State may allow an additional five year period of non-use without forfeiture upon showing of reasonable cause. James F. Black has applied for this extension because he is currently purchasing the property described above from the Farmers Home Administration, and he wishes to maintain the appurtenant water right until the sale is finalized. The applicant requests this extension until June 15, 1989.

Any protest against the granting of this extension may be filed with the Idaho Department of Water Resources, 2735 Airport Way, Boise, ID 83705 on or before July 5, 1988.

R. Keith Higginson, Director

NOV 30 1988

Published in the Owyhee Avalanche on 6/14 & 6/21/1988.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 32803/51-2209 Priority March 25, 1966 Amount 6.40 cfs

THIS IS TO CERTIFY, that WANDA JEAN HISAW
of Burley, Idaho, has complied with the terms and conditions of Permit
No. 32803/51-2209 issued pursuant to Application for Permit dated March 25, 1966
and has submitted proof to the Department of Water Resources on April 9, 1974,
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 8.07 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>Nov. 15</u>	at <u>6.40</u> cfs and	<u>1,600 acre feet or</u> <u>5.0 af per acre</u>
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than * 6.40 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
1,600 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 1 -and-
NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 12, 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	1											40				40	40	120
		12	40	40	40	40													160
7 S	6 E	7							40										40

Total number of acres irrigated 320

* Subject to the condition that the maximum rate of diversion shall not exceed
8.07 cfs when combined with License No. 32804/51-2210.

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.

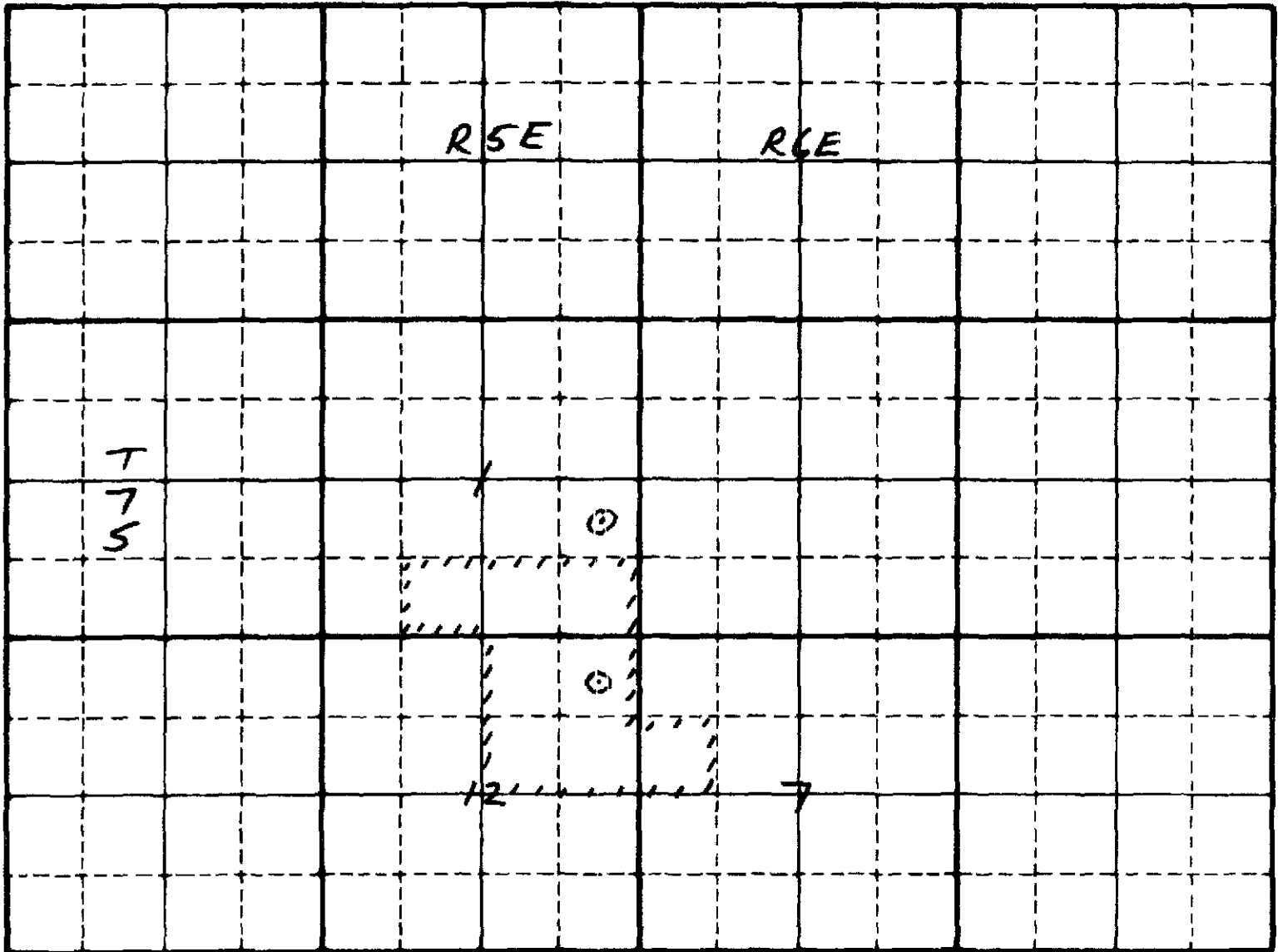
The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 25 day of
March, 19 76.



Director

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.



Scale 2 inches equal 1 mile

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

Signed at Burley, IDPHC, this 12 day of AUGUST, 19 74.

[Signature]
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration,
hereby approve the above application for amendment for Permit No. 32802/51-2209.

Witness my hand this 14 day of August, 19 74

[Signature]
Director

RECEIVED

1574

Permit No. 51-2209

Comes now Wanda Jean Hisaw _____ of (address) _____

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 51-2209, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1 Twp. 7S
Rge. 5E, B.M., County of Owyhee. Other points of diversion:
NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, T 7S, R 5E, B.M.

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 6.0 cfs for irrigation purposes from Mar. 15 to Nov. 15 (both dates inclusive)
 Amount for purposes from to (both dates inclusive)
 Amount for purposes from to (both dates inclusive)
 Amount for purposes from to (both dates inclusive)
 (cfs or acre feet per annum)

3. Place of use or land to be irrigated:

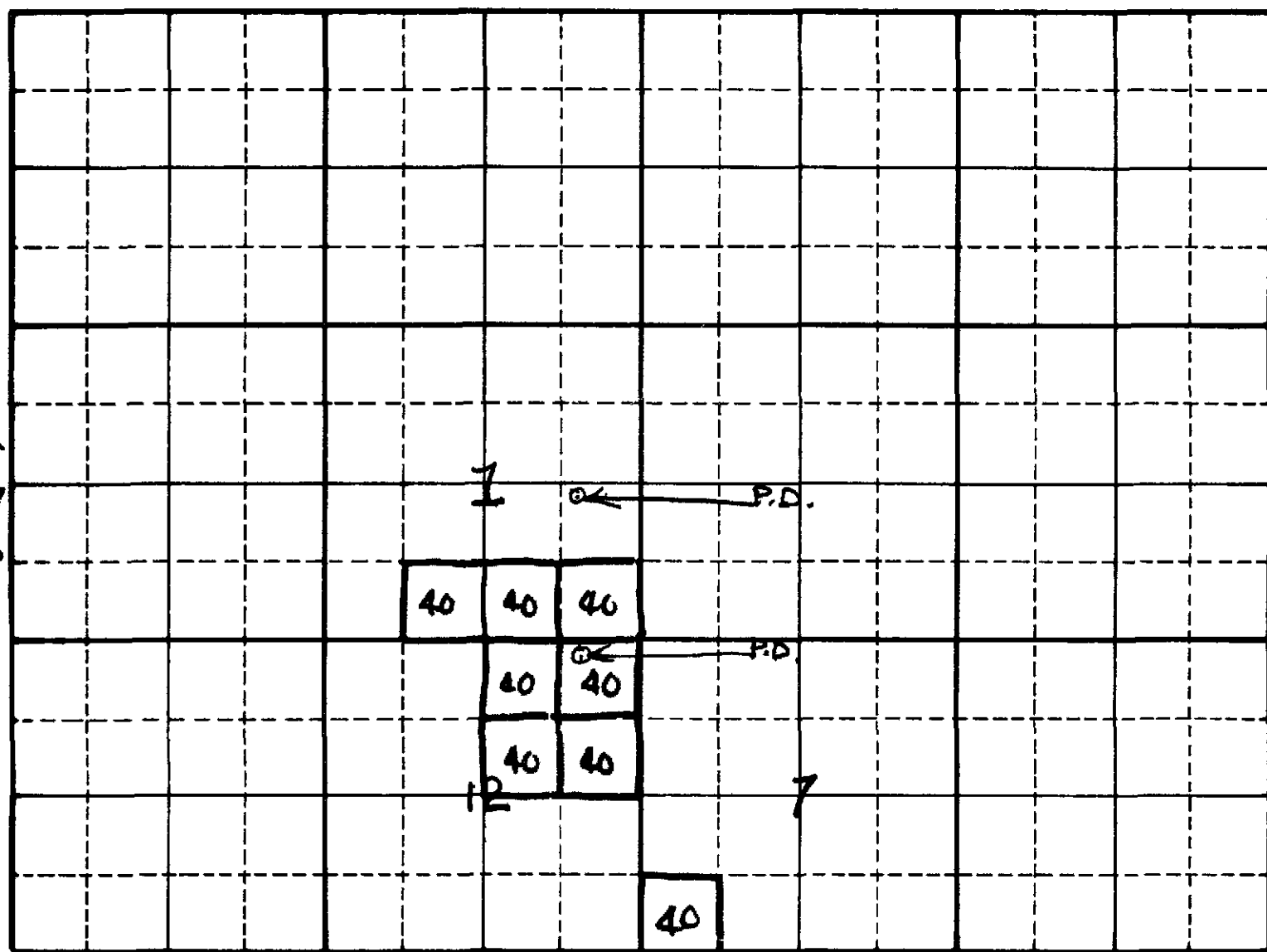
[illegible]

Total number of acres to be irrigated

320

51-2209

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile

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

Signed at Twin Falls Idaho, this 9th day of April, 19 74.

Harold Jean Hixon
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration, hereby approve the above application for amendment for Permit No. 51-2209.

Witness my hand this 17 day of April, 19 74.

R. Keith Higgins
Director

State of Idaho

Department of Water Administration

SEP 6 1973

ASSIGNMENT OF PERMIT

Department of Water Administration

I, Irvin E. Glineski, hereby assign to Wanda Jean Hisaw
of 1635 Schodde Ave, Burley Idaho 83318,
Address

CHECK ONE

☒ All my right, title, and interest, in and to Permit No. _____
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the State
of Idaho. (Describe that portion of the permit being assigned by list-
ing the acreage within each 40-acre subdivision, the point of diversion
and the amount of water in cubic feet per second for direct diversion,
or acre feet for storage.)

Made this _____ day of _____, 19 _____.

Irvin E. Glineski

Permit Holder

Wanda Jean Hisaw

Spouse of Permit Holder

State of Idaho)
County of Burley) ss.

On this 4 day of September, 19 73, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same. Irvin E. Glineski

and Wanda Jean Hisaw

James H. Heston
Notary Public residing at,

Shawnee, Idaho

My commission expires: 4-23-76

51 2209

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR EXTENSION OF TIME

State of Idaho)
County of _____)

Permit No. G-32803

Irvin E. Glineski of Bruneau, Idaho
(name) (address)

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

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Waters of the State of Idaho No. G-32803.

That under the terms and conditions of said permit, work thereunder was required to be completed by March 31, 1971.

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

A test well was drilled for purposes of showing
availability of water

Costing \$ 2,200.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: This water permit was obtained in
connection with desert entry I-015989 which was not
allowed until April 25, 1969, I respectfully request
an extension to the full 5 years from this date to
take beneficial use on my water permit.

WHEREFORE, he asks that the State Reclamation Engineer extend the time for the completion of obligations under said permit to April 25, 1974.

Irvin E. Glineski
(signature)

Subscribed and sworn to before me this 22 day of Sept, 1970

Burd Campbell
(notary public)

My commission expires _____.

Date of receipt at office of Department of Reclamation _____

ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby APPROVE the above application for extension of time for permit no. G-32803/51-2209 to April 25, 1974.

Witness my hand this 29th day of September, 1970.

[Signature]
State Reclamation Engineer

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

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-32803/51-2209)

in the name of Irvin E. Glineski)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law;
and,

WHEREAS, these changes raised questions as to the procedures to be followed by
holders of permits issued prior to the effective date of the amendments, May 31, 1967;
and,

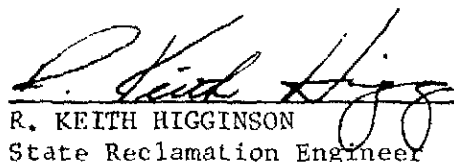
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-32803 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are
hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42,
Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit
holders expense for two weekly issues in the official newspaper of
the county in which the point of diversion lies.

Dated this 26th day of JUNE, 1970.


R. KEITH HIGGINSON
State Reclamation Engineer

RKH/DG

51-2209
32803

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 40972
Permit No. G- 32803
District No.

ASSIGNED TO: WANDA JEAN HISAW
1635 Schodde Ave.
Burley, Idaho 83318

1. Name of Applicant: Irvin E. Glineski
Postoffice address: Bruneau County: Owyhee State: Idaho
2. Quantity of water claimed: 6.4
 (a) Rate of withdrawal in cubic feet per second or Idaho
 Miners' inches or gallons per minute
 (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean flow
4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 12
 Twp. 7 S , Rge. 5 E , B.M., County of Owyhee
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
 Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
 at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Drilled well, to be cased and equipped with turbine type pump and motor. Ditches
8. Estimated cost of works: \$ 12,500.00
9. (a) Is reservoir to be used? No
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is
 years. Five
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) 6.4 (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

Irvin E. Glineski *Applicant.*

By /s/ Harley M. McDowell *Agent.*

Date of first receipt at Department of Reclamation:11:00 A.M. March 25, 1966

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 32803

Recorded in Book 115 Page 32803 Approved March 31,1966

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before and to continue deligently and uninterrupedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before September 31, 1968

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before March 31, 1971

Witness my hand this 31st day of March, 1966.

/s/ CARL E. TAPPAN
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho, and LOUIS E. CLAPP, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 31st of March, 1966.

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ LOUIS E. CLAPP
Secretary of State.

By /s/ ROBERT E. SMYLIE
Governor

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	5E	1											40			40	40		120
		12	40	40	40	40													160
	6E	7							L. 2 40										40
Total number of acres to be irrigated:																			320

FL. SEC. 11.
LICENSE ISSUED FOR 6.4
PAGE NO. 1
LICENSE

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 13 day of August, 1970, and the last publication being on the 20 day of August, 1970;

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

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 20 day of August, 1970.

Leonard S. Hawes
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Irvin E. Glineski, Bruneau, Idaho, has received an approved permit No. G - 32803/51-2209 issued by the Idaho State Department of Water Administration authorizing the diversion of 6.4 cubic feet per second of water from a ground water source.

The priority ~~was~~ established under this permit on March 25, 1966 and the permit was approved March 31, 1971. Water is to be diverted by well, to be cased, pump, motor and ditches from a point within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, T. 7 S., R. 5 E., B. M., Owyhee County, to be used for irrigation in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1; NE $\frac{1}{4}$, Sec. 12, T. 7 S., R. 5 E., B. M.; SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, T. 7 S., R. 6 E., B. M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before March 31, 1971. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON,

Director

Idaho Department

of Water Administration

Published in the Owyhee Nugget, Marsing, Idaho on August 13 and August 20, 1970:

del
OK
11-17-70

51-2209

32803



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 20, 1994

James F. Black
Box 217
Bruneau, ID 83604

RESUMPTION OF WATER ACKNOWLEDGEMENT

RE: Water Right Nos. 51-02209 & 51-02210

Dear Permit Holder:

The Department acknowledges receipt of your statement of resumption of beneficial use submitted in connection with the above referenced water right.

Pursuant to Section 42-222.2, Idaho Code, only one five (5) year extension of time to avoid forfeiture can be granted. It is, therefore, essential that you continue to use the water associated with this license. The Department cannot grant you another extension.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Western Regional Office



JUL 26 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 5, 1994

James F. Black
Box 217
Bruneau, ID 83604

NOTICE TO RESUME WATER USE

RE: License Nos. 51-02209 & 51-02210

Dear Mr. Black:

One of the conditions of approval of the applications for Extension of Time to Avoid Forfeiture of a Water Right for the above references licenses, is that diversion and use of water be resumed on or before July 1, 1994. Enclosed is a form, when submitted, will notify the department that you have again established beneficial use to the extent indicated on the form.

Failure to resume the use of water for the above referenced licenses and to notify the department will be cause for the water to revert back to the state and again be available for appropriation.

Please fill out return the resumption forms within ninety (90) days of receipt of this letter, and address any correspondence directly to me.

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

Sincerely,

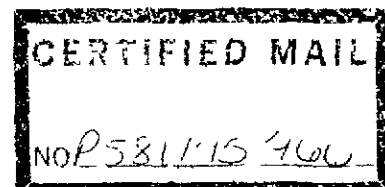
Julie L. Yarbrough
JULIE L. YARBROUGH

Senior Secretary

Enclosures

RECEIVED

JUL 26 1994





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

November 2, 1988

RE: Water Right Nos. 51-2209 & 51-2210

James F. Black
Box 217
Bruneau, ID 83604

Dear Mr. Black:

Enclosed are copies of the approved Applications for Extension of Time to Avoid Forfeiture of the above referenced water rights. Note that beneficial use of water under these rights must resume on or before July 1, 1994.

If you have any questions concerning these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosures

NOV 30 1988

October 2, 1980

United States Department of Agriculture
Farmers Home Administration
P.O. Box 10
Grandview, Idaho 83624

RE: Water Right License 51-2209 & 51-2210

Dear Ms. Ward,

In response to your letter of September 25, 1980, regarding the above stated Water Right Licenses, our Department has no provisions for changing ownership on licensed water rights without filing a transfer. However, transfer applications are only used when the water right owner changes the place of use or point of diversion. I assume this is not being done.

In Idaho, a licensed water right is considered real property and ownership to the water right is acquired when the property to which the water right is appurtenant to is purchased.

I have put a copy of your letter and copies of the mortgages in the files for reference, and no further action will be taken.

I hope this will satisfy any questions you have about the water rights. If you have further questions, please feel free to contact me at 334-4123.

Sincerely,

ROBYN HAMER
Chief Clerk

RH:mr

RECEIVED

NOV 30 1980

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
P.O. Box 10
Grand View, Idaho 83624

RECEIVED

SEP 25 1980

Department of Water Resources

September 25, 1980

Department Of Water Resources
Western Regional Office
92 S Cole Road
Boise, Idaho 83705

Enclosed are copies of water right licenses issued March 25, 1966, to Michael C. Hisaw and to Wanda Jean Hisaw. Also enclosed, are copies of real estate mortgages on this property which was transferred to Jose S. Estrada, Sr. and Anastasia M. Estradsa, Francisco G. Estrada, Joe G. Estrada, Jr., and Gonzalo G. Estrada and Belia M. Estrada.

Since the property has been transferred from the Hisaws to the four Estrada families, we would like to have the water right licenses also transferred to these four names.

Please call me at the Grand View Farmers Home Administration Office, if you have any questions. The number is 834-2297.

Nancy Ward

NANCY WARD
Assistant County Supervisor

SEP 30 1980

Department of Water Resources
Western Regional Office

Farmers Home Administration is an Equal Opportunity Lender.
Complaints of discrimination based on race, sex, religion,
national origin or marital status should be sent to:
Secretary of Agriculture, Washington, D. C. 20250

P-581 145 466

RECEIPT FOR CERTIFIED MAIL

NO POSTAGE REQUIRED IF MAILED

NOT FOR INTERNATIONAL MAIL

(See Reverse)

Send to

James F Black

Street and No.

Box 217

P.O. State and ZIP Code

Greenville Sd. 83604

Postage

Certified Fee

Private Delivery Fee

Included Delivery Postage

Return Receipt by Registered Mail

Return Receipt by Registered Mail

TOTAL Postage and Fees

Postmark or Date

June 6 1984 4:17 PM

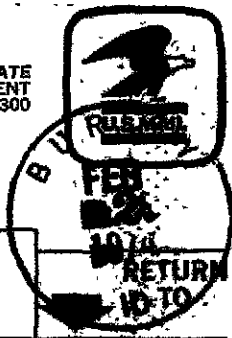
U.S. POSTAL SERVICE
OFFICIAL BUSINESS**UNCLASIFIED**PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300

NOV 30 1988

Postmark of Delivering Office

SENDER INSTRUCTIONS

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

↓ If special services are desired, check block(s) on other side.
Moisten gummed ends and attach to back of article.DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83702

51-2209

SENDER: Be sure to follow instructions on other side

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

(Additional charges required for these services)

☐

Show 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.

25 106

Handa Husan

INSURED NO.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

NY 6 1988

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

2-2-74

51-2209

REAL ESTATE MORTGAGE FOR IDAHO

THIS MORTGAGE is made and entered into by Jose S. Estrada, Sr. and

Anastacia M. Estrada, husband and wife

residing in Canyon County, Idaho, whose post office address is

Route 1, Box 182, Melba, Idaho, 83641

herein called "Borrower," and.

WHEREAS Borrower is indebted to the United States of America, acting through the Farmers Home Administration, United States Department of Agriculture, herein called the "Government," as evidenced by one or more promissory note(s) or assumption agreement(s), herein called "note," which has been executed by Borrower, is payable to the order of the Government, authorizes acceleration of the entire indebtedness at the option of the Government upon any default by Borrower, and is described as follows:

<u>Date of Instrument</u>	<u>Principal Amount</u>	<u>Annual Rate of Interest</u>	<u>Due Date of Final Installment</u>
---------------------------	-------------------------	--------------------------------	--------------------------------------

If the interest rate is less than 9 percent for Farm Ownership or operating loan secured by this instrument, then the rate may be changed as provided in the note.

April 10, 1979	\$139,000.00	-3%-	April 10, 2019
----------------	--------------	------	----------------

And the note evidences a loan to Borrower, and the Government, at any time, may assign the note and insure the payment thereof pursuant to the Consolidated Farm and Rural Development Act, or Title V of the Housing Act of 1949;

And it is the purpose and intent of this instrument that, among other things, at all times when the note is held by the Government, or in the event the Government should assign this instrument without insurance of the note, this instrument shall secure payment of the note; but when the note is held by an insured holder, this instrument shall not secure payment of the note or attach to the debt evidenced thereby, but as to the note and such debt shall constitute an indemnity mortgage to secure the Government against loss under its insurance contract by reason of any default by Borrower:

NOW, THEREFORE, in consideration of the loan(s) and (a) at all times when the note is held by the Government, or in the event the Government should assign this instrument without insurance of the payment of the note, to secure prompt payment of the note and any renewals and extensions thereof and any agreements contained therein, including any provision for the payment of an insurance or other charge, (b) at all times when the note is held by an insured holder, to secure performance of Borrower's agreement herein to indemnify and save harmless the Government against loss under its insurance contract by reason of any default by Borrower, and (c) in any event and at all times to secure the prompt payment of all advances and expenditures made by the Government, with interest, as hereinafter described, and the performance of every covenant and agreement of Borrower contained herein or in any supplementary agreement, Borrower does hereby grant, bargain, sell, convey, mortgage, and assign unto the Government the following property situated in the State of Idaho,

County(ies) of Owyhee

IN TOWNSHIP 7 SOUTH, RANGE 5 EAST, B. M., OWYHEE COUNTY, IDAHO
Section 12: NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$

IN TOWNSHIP 7 SOUTH, RANGE 6 EAST, B. M., OWYHEE COUNTY, IDAHO
Section 6: Lot 6
Section 7: Lot 2

REAL ESTATE MORTGAGE FOR IDAHO

THIS MORTGAGE is made and entered into by Gonzalo G. Estrada and Belia M. Estrada,
husband and wife

residing in Owyhee County, Idaho, whose post office address is
Star Route B, Box 124, Bruneau, Idaho, 83604
herein called "Borrower," and:

WHEREAS Borrower is indebted to the United States of America, acting through the Farmers Home Administration, United States Department of Agriculture, herein called the "Government," as evidenced by one or more promissory note(s) or assumption agreement(s), herein called "note," which has been executed by Borrower, is payable to the order of the Government, authorizes acceleration of the entire indebtedness at the option of the Government upon any default by Borrower, and is described as follows:

<u>Date of Instrument</u>	<u>Principal Amount</u>	<u>Annual Rate of Interest</u>	<u>Due Date of Final Installment</u>
---------------------------	-------------------------	--------------------------------	--------------------------------------

If the interest rate is less than 9 percent for Farm Ownership or Operating Loans secured by this instrument, then the rate may be changed as provided in the note.

April 10, 1979	\$137,000.00	-3%-	April 10, 2019
----------------	--------------	------	----------------

And the note evidences a loan to Borrower, and the Government, at any time, may assign the note and insure the payment thereof pursuant to the Consolidated Farm and Rural Development Act, or Title V of the Housing Act of 1949;

And it is the purpose and intent of this instrument that, among other things, at all times when the note is held by the Government, or in the event the Government should assign this instrument without insurance of the note, this instrument shall secure payment of the note, but when the note is held by an insured holder, this instrument shall not secure payment of the note or attach to the debt evidenced thereby, but as to the note and such debt shall constitute an indemnity mortgage to secure the Government against loss under its insurance contract by reason of any default by Borrower:

NOW, THEREFORE, in consideration of the loan(s) and (a) at all times when the note is held by the Government, or in the event the Government should assign this instrument without insurance of the payment of the note, to secure prompt payment of the note and any renewals and extensions thereof and any agreements contained therein, including any provision for the payment of an insurance or other charge, (b) at all times when the note is held by an insured holder, to secure performance of Borrower's agreement herein to indemnify and save harmless the Government against loss under its insurance contract by reason of any default by Borrower, and (c) in any event and at all times to secure the prompt payment of all advances and expenditures made by the Government, with interest, as hereinafter described, and the performance of every covenant and agreement of Borrower contained herein or in any supplementary agreement, Borrower does hereby grant, bargain, sell, convey, mortgage, and assign unto the Government the following property situated in the State of Idaho,

County(ies) of Owyhee :

IN TOWNSHIP 7 SOUTH, RANGE 5 EAST, B. M., OWYHEE COUNTY, IDAHO
Section 1: S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 12: NW $\frac{1}{4}$ NE $\frac{1}{4}$

March 11, 1976

Michael C. & Wanda Jean Hisaw
1635 Schodde Ave.
Burley, Idaho 83318

Re: 32803/51-2209 - Wanda Jean Hisaw
32804/51-2210 - Michael C. Hisaw

Dear Mr. & Mrs. Hisaw:

A representative of this Department has made an examination of the works covered by the above referenced permits and has found the following:

Quantity of water diverted: 8.07 cfs Source: ground water

Points of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 1 and NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 12,
Twp. 7 S, Rge. 5 E, B.M.

Please be advised that we are prepared to issue water licenses under these permits as follows:

51-2209 Amount of water that can be recognized as beneficially used under
Idaho law: * 6.40 cfs
Beneficial use: Irrigation of 320 acres within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$,
Sec. 1; NE $\frac{1}{4}$, Sec. 12; Twp. 7 S, Rge. 5 E, B.M. and SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec.
7, Twp. 7 S, Rge. 6 E, B.M.
Priority established: March 25, 1966

51-2210 Amount of water that can be recognized as beneficially used under
Idaho law: * 5.64 cfs
Beneficial use: Irrigation of 262 acres within the S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$,
SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1, Twp. 7 S, Rge. 5 E, B.M. and SW $\frac{1}{4}$ NW $\frac{1}{4}$,
NW $\frac{1}{4}$ SW $\frac{1}{4}$ (2 acres), Sec. 6, Twp. 7 S, Rge. 6 E, B.M.
Priority established: March 25, 1966
* Subject to the condition that the maximum rate of diversion shall not
exceed 8.07 cfs when licenses are combined.

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

March 26, 1976

Re: Permits No. 32803/51-2209 - Wanda Jean Hisaw
32804/51-2210 - Michael C. Hisaw

Michael C. & Wanda Jean Hisaw
1635 Schodde Ave.
Burley, Idaho 83318

Dear Mr. & Mrs. Hisaw:

Enclosed herewith are copies of the Water Licenses issued on the above referenced permits.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

ddr

Enc: Copy of license (2)

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

1. Name of permit holder Wanda Jean Hisaw
 Post office address 1635 Schodde Ave., Burley, ID Phone * 678 8631
 Person to contact _____ Phone 234-2351 - Peter

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

3. Water will be used for the following purposes:

Amount 6.0 c.f.s. for irrigation
 _____ AF/Annum (nature of use)

Period of Use: from Mar. 15 to Nov. 15
 (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. 32803/51-2209
 Examination for b/u
See Amend

4. Total amount to be appropriated:

Max Rate of Diversion 6.0 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 1, Subdivision NE $\frac{1}{4}$ SE $\frac{1}{4}$ Owyhee

Township 7S N/S, Range 5E E/W, B.M., Section 12, Subdivision NE $\frac{1}{4}$ NE $\frac{1}{4}$ Owyhee

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

County _____

County _____

Other Points of Diversions: _____

Description of diverting works: Turbine pump, motor - 250 hp, 16" well casing, 564' deep.

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	1												40			40	40	120
		12	40	40	40	40													160
7S	6E	7							40				40						40

TOTAL ACREAGE 320

Rge - 5E

Rge - 6E

T
7
S

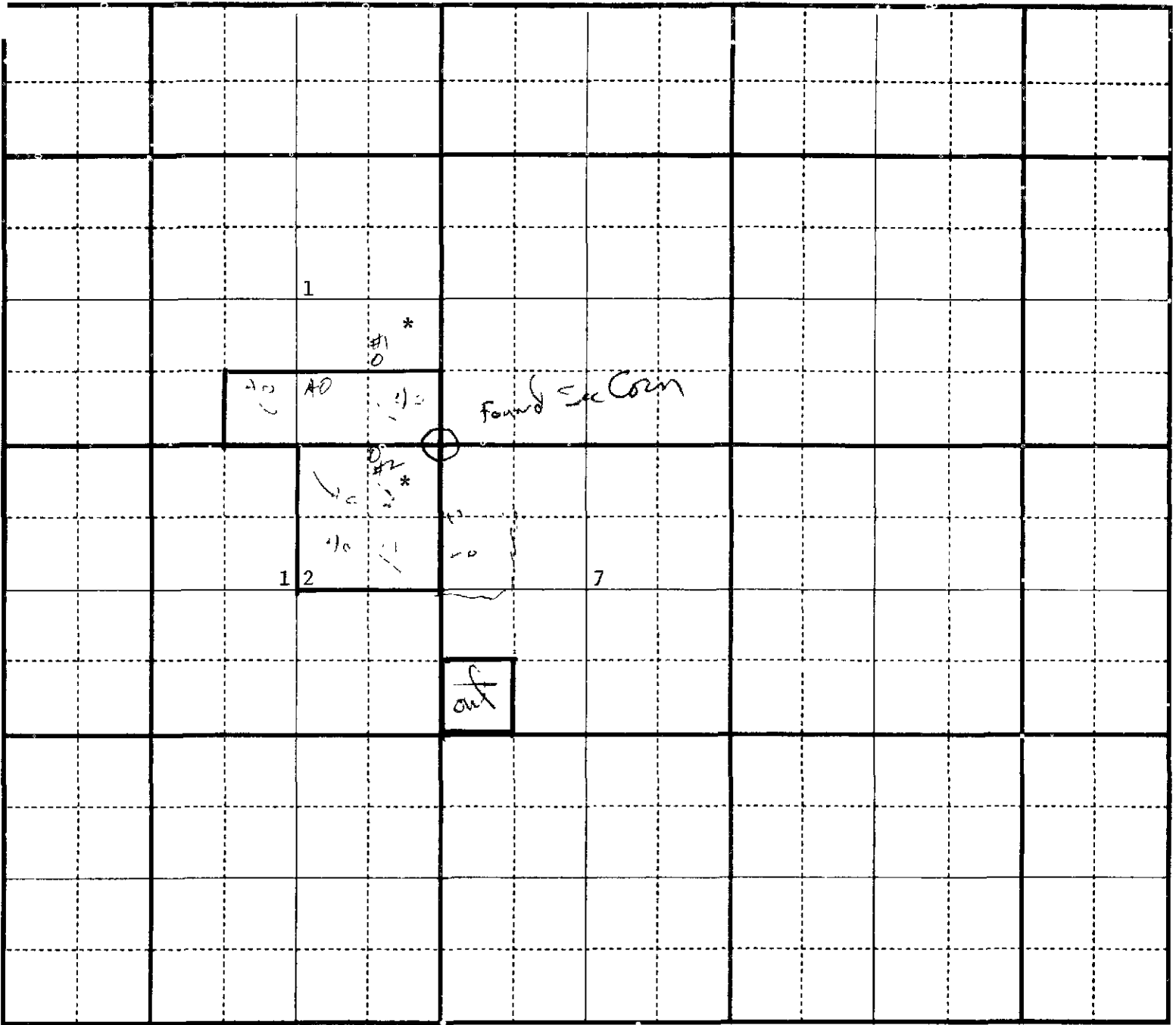


Diagram of System

6/26/75

DATE OF EXAM 19 July 74

ACREAGE
Found 320
Recommended 320

Irrigation Requirement 5 Ac Ft/Ac

USE
Irrigation Q = 6.0 c.f.s. V = 1600 AF/Ann. from 3/15 to 11/15
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 X

Name source: Groundwater
twp. 7 N/S Rge 5 E/W, B.M., Sec 12, Sub. NE 1/4 SE 1/4 Orange County

Exchange? yes _____ no X

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 8.253 Method of measurement Flow meter

Total Q recommended 6.0 Meter No 743709 Type Rate-q-flow Condition operational

Total V recommended 1600 Ac.Ft/Ann

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

MEASUREMENT CALCULATION:
Q = .01 Ac ft / min 48 sec = 1810.2 gal/min
Rate-q-flow meter # 743709 = 3620.4 gal/min
Q = .01 Ac ft / min 48 sec = 1810.2 gal/min
Rate-q-flow meter # 743707

SYSTEM DESCRIPTION: 250
#1 US Motors 350 HP 3ph 160 cycle 460 Volt 1775 RPM
Ser # C521979 Leggett & Bower Pump #45095 10" discharge
through Rate-A Flow meter 60 psi operating pressure North-South
Manhole
#2 300 HP GE Motor 460 Volt 1775 RPM Ser # AJJ113117 L+B Pump #45117
Model # SKL2B7XN164 12" discharge through Rate-q-flow meter # 743707

REMARKS:
I can't find this permit. The description
must be incorrect

Examiner's Signature Jerry Booker Date 6/28/74
Checked by _____ Date 6/26/75
Approved by _____ Date _____

TO: file

DATE: August 28, 1974

FROM: Jim Booker 

SUBJECT: Wells, ditches and silt

I talked to Mr. and Mrs. Prow in my office about a number of problems concerning their wells and ditches.

The major problem at that time was one caused by runoff from Mr. Hisaw's desert entry project. I investigated this condition and found that runoff was following in a natural drainage under a road (culvert) then into a canal and some of Mr. Prow's ditches. The high silt content then fell out and caused plugging problems in the ditches, subsequently flooding some fields. I discussed the matter with Mr. Hisaw's hired hand but didn't make any progress towards correcting the situation. I also completed a field exam on Mr. Hisaw's system and found it operating as per his permit. I believe it has been recommended for license.

I then met with Mr. Prow and his neighbors and explained to them that they should contact an attorney or the county sheriff. They were reluctant to pursue either course as they didn't want to cause any hard feelings.

Next we discussed the problem of one person on their canal (an officer of the company, taking excessive water and interfering with other downstream shareholders. I explained to Mr. Prow that as President of the company he had jurisdiction to control the diversion of water from the canal. I believe the problem stemmed from the ditch rider being the son of the excessive water user. Again they did not wish to solve the matter themselves (as according to their bylaws) feeling that it would cause hard feelings. I had no jurisdiction in this matter but I did contact the other water user who was very defensive, he inferred to me that we had no jurisdiction in the ditch.

I then discussed the groundwater situation with the people. At that time I took their word for the fact that their wells were no longer flowing and explained that the state courts had not affirmed the right to artesian pressure. I also explained the procedure for them to establish a ground water board in the area. I also explained that they should contact an attorney to help them form the board. They seemed reluctant to do this so I suggested they simply petition our dept. to form the Groundwater board. We received a letter on July 16, 1974 that may be construed as a request to form the board but ^{no} my knowledge no action was taken on that request. I also note that this request was written the same day as was the letter to Senator Church, July 15, 1974.

MICROFILMED

FROM Kenneth A. Faid

DATE August 23, 1974

TO Files

SUBJECT Groundwater Board

Mrs. Ron Prow and others were in to this office concerning this matter. The position of the department was explained and a ground water board was suggested but not pushed. Jim Booker later investigated the matter in the field. His memo will be forthcoming.

MICROFILMED

Kenneth A. Faid
SIGNATURE

--MEMORANDUM--

TO: KEN FOIT
FROM: R. KEITH HIGGINSON *RKH*
DATE: August 1, 1974
RE: ATTACHED COPIES OF LETTERS FROM SENATOR CHURCH & RONALD PROW

Enclosed is a copy of a letter to Senator Frank Church from Mr. Ronald E. Prow of Bruneau relative to wells and other matters. I would appreciate it if you would assign someone to this project and ask them to look into the matter and give me a full written report of their findings.

We should be able to give Mr. Prow more help than he indicates that he has received from the Department, particularly with regard to written suggestions to him as to procedure he can take to protect his rights and interests.

RKH/slg

Attachment

MICROFILMED

FRANK CHURCH, IDAHO, CHAIRMAN

HARRISON A. WILKINS, N.J.
ALAN BAILEY, NEV.
JENNINGS RANDOLPH, W. VA.
EDMUND S. MUSKIE, MAINE
FRANK E. MOSS, UTAH
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EDWARD W. BROOKE, MASS.
CHARLES H. PERCY, ILL.
ROBERT T. STAFFORD, VT.
J. GLENN BEALL, JR., MD.
PETE V. DOMENICI, N. MEX.
BILL BROCK, TENN.

United States Senate

SPECIAL COMMITTEE ON AGING

(PURSUANT TO S. RES. 267, 93D CONGRESS)

WASHINGTON, D.C. 20510

WILLIAM E. ORIOL, STAFF DIRECTOR
DAVID A. AFFELDT, CHIEF COUNSEL
JOHN GUY MILLER, MINORITY STAFF DIRECTOR

July 22, 1974

R. Keith Higginson, Director
Idaho Water Administration
614 West State Street
Boise, Idaho

Dear Keith:

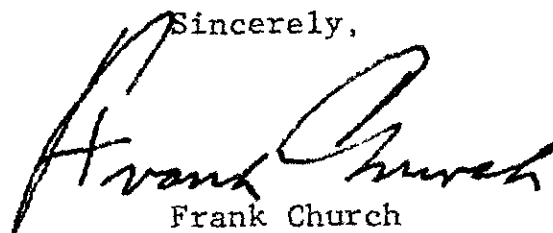
Enclosed is a letter I have received from Mr. Ronald E. Prow of Bruneau, complaining about a problem he and his neighbors have with their domestic water wells and with waste water drainage onto their land.

I have responded to Mr. Prow, telling him I am bringing his letter to your attention, asking for any assistance your office may be able to provide to him and his neighbors.

Your review of Mr. Prow's letter and any information you can give me to assist me in responding further to him will be appreciated.

With best wishes,

Sincerely,


Frank Church

MICROFILMED

July 15, 1974

RECEIVED

JUL 18 1974

Senator Frank Church
245 Russell, Senate Office Building
Washington, D. C. 20510

SENATOR FRANK CHURCH

Dear Mr. Church.

I have a water problem which is developing on the west side of the Bruneau River near Bruneau in Cwyhes County, Idaho. I have a ranch on the west side of the Bruneau Valley and obtain domestic water supply from a well at this location, this well has been producing water for domestic need for more than fifty years. Within the past year or two there have been some desert entry applications filed on land lying west of my property and some Ground water wells have been drilled by the entryman. One of the entryman is a man by the name of Hisaw. When Mr. Hisaw turned on his pumps about the middle of May 1974, we immediately noticed that the water supply for domestic needs was decreasing.

Our well was a flowing well. We also have an irregation well which overflowed about twenty five or thirty inches of water. This well has also quit flowing, this well has been filed on.

We just spent around 500.00 Dollars putting in a pump system. for the house we went down the well one hundred feet, as the table is dropping every day.

I am also having trouble with waste water from Mr. Hisaw place. It is coming off his place onto mine bringing silt which has plugged up my ditches which will ruin my crops and fields. It is seariously damanging my property.

I have ask Mr. Hisaw to take care of this problem but can,t get any place with him as he says this is my problem and not his.

As I am just buying my ranch I cannot afford to hire a lawyer to fight this man.

This problem is not mine alone but involves two other men a Mr. Albert Harley and a Mr. Clayton Turner. During the last month all three of us at one time or another have been without water for up to two weeks at a time. As I have four young children this is a real problem.

Mr. Harley has also had to spend around 500.00 dollars on pump supplies.

I understand that the Idaho Department of Water Adminerstrati ion was set up for the public use. We have been in contact with this office several times, they even sent a man out but they don't seem to even want to help us. They didn't even look at our wells or measure the Water. What are these men paid to do?

I am urgently in need of some prompt action as this waste water and silt is ruining my ditches and I am affraid its going to ruin my crops.

Please advise me whether or not you will give me any assistance in this matter. Thank you for your time.

Very truly Yours

Donald E. Brown
Box 127 Route B
Bruneau, Idaho 83604.

July 15, 1974

RECEIVED

JUL 16 1974

Department of Water Resources

Dear Mr. Higgison.

Your department sent a man out in refference to our Wells, mine (Ronald E. Prow) Albert Harleys and Clayton Turners.

He told us that we could have a board form out here to measure the water and set it so we can measure the water table.

This matter is in need of immediatly. Refere to a letter from a Mr. Perce Hall on the 25th of June 1974.

I am also having trouble with waste water from this Mr. Hisaw's Place it is coming down thru my place and seriously damageing my land. The water has so much silt in it that it has plugged up my ditches and is runing my land and crops. This is a very serious matter. I have ask Mr. Hisaw to take care of this matter , but he won't do nothing about it.

Please advise me of any help you can give in this matter.

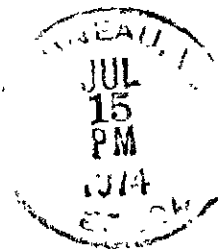
Very Truly Yours

Ronald E Prow

Box 127 Route B
Bruneau Idaho 83604

RECEIVED

Conrad E. Brown
Box 127.
Brunswick, Idaho



Mr. R. K. Higginson
Director
Idaho Department of Water Administration
State House Annex
Boise, Idaho

PCH

HALL & FRIEDLY
ATTORNEYS AT LAW
340 EAST 2ND NORTH
MOUNTAIN HOME, IDAHO 83647

PERCE HALL
JAY P. FRIEDLY

June 25, 1974

TELEPHONE
(208) 587-4412

Mr. R. K. Higginson
Director
Idaho Department of Water Administration
Statehouse Annex
Boise, Idaho

RECEIVED

Dear Sir:

Albert Harley, Jr., Ron Prow and Clayton Turner have employed me to represent them in connection with a water problem which is developing on the west side of the Bruneau River, near Bruneau in Owyhee County, Idaho. They all have homes on the west side of Bruneau valley and obtain their domestic water supply from wells at their respective locations, which wells have been producing water for their domestic needs for more than 50 years. Within the past year or two there have been some desert entry applications filed on land lying west from their property and some ground water wells have been dug by the entryman. One of the entryman is a man by the name of Hisaw. When Mr. Hisaw turned on his pumps about the middle of May, 1974, these people immediately noticed that their water supply for their domestic needs was decreasing. At the present time Mr. Harley and Mr. Prow are unable to obtain domestic water from their wells and are urgently in need of some prompt action.

I understand that they have contacted your office and that the problem has been explained. They understood that your office was going to send an engineer to the area to investigate the matter, but so far as they know, nothing has been done to this date. They feel that if someone representing your office could contact Mr. Hisaw, it is possible that the matter might be worked out among the parties without the necessity of appointing a ground water board.

Please advise me whether or not your office will give them any assistance in this matter. If so, they would appreciate action as promptly as possible because they are entirely out of domestic water at the present time.

Very truly yours,

Perce Hall
Perce Hall *md*

PH:mjo

cc: Clayton Turner
Albert Harley, Jr.
Ron Prow

RECEIVED

#51-2209

TO: FILE

DATE: August 28, 1974

FROM: [Signature]

SUBJECT: Wells, Hitches and Silt

I talked to Mr. and Mrs. Prow in my office about a number of problems concerning their well and hitches.

The major problem at that time was one caused by runoff from Mr. Hisaw's desert entry project. I have located this condition and found that runoff was following in a natural drainage under a road (culvert) then into a canal and some of Mr. Prow's ditches. The high silt content then fell out and caused plugging problems in the ditches, subsequently flooding some fields. I discussed the matter with Mr. Hisaw's engineer but didn't make any progress towards correcting the situation. I also completed a field exam on Mr. Hisaw's system and found it operating as per his permit. I believe it has been recommended for license.

I then met with Mr. Prow and his neighbors and explained to them that they should contact an attorney or the county sheriff. They were reluctant to pursue either course as they didn't want to cause any hard feelings.

Next we discussed the problem of one person on their canal (an officer of the company, taking excessive water and interfering with other downstream shareholders). I explained to Mr. Prow that as President of the company he had jurisdiction to control the diversion of water from the canal. I believe the problem stemmed from the ditch owner being the son of the excessive water user. Again they did not wish to solve the matter themselves (as according to their bylaws) feeling that it would cause hard feelings. I had no jurisdiction in this matter but I did contact the other water user who was very defensive, he inferred to me that we had no jurisdiction in the ditch.

I then discussed the groundwater situation with the people. At that time I took their word for the fact that their wells were no longer flowing and explained that the state courts had not affirmed the right to artesian pressure. I also explained the procedure for them to establish a ground water board in the area. I also explained that they could contact an attorney to help them form the board. They seemed reluctant to do this so I suggested they simply petition our dept. to form the groundwater board. We received a letter on July 16, 1974 that may be construed as a request to form the board but my knowledge no action was taken on that request. Also note that this request was written the same day as was the letter to Senator Church, dated 7/17, 1974.

MICROFILMED

INTER-DEPARTMENT MEMO — 1

DATE August 23, 1974

FROM Kenneth H. Felt

TO Files

SUBJECT Groundwater Board

Mrs. Ron Prow and others were in to this office concerning this matter. The position of the department was explained and a groundwater board was suggested but not pushed. Jim Booker later investigated the matter in the field. His memo will be forthcoming.

Kenneth H. Felt

SIGNATURE

--MEMORANDUM--

TO: KEN FOIT
FROM: R. KEITH HIGGINSON *RKH*
DATE: August 1, 1974
RE: ATTACHED COPIES OF LETTERS FROM SENATOR CHURCH & RONALD PROW

Enclosed is a copy of a letter to Senator Frank Church from Mr. Ronald F. Prow of Bruneau relative to wells and other matters. I would appreciate it if you would assign someone to this project and ask them to look into the matter and give me a full written report of their findings.

We should be able to give Mr. Prow more help than he indicates that he has received from the Department, particularly with regard to written suggestions to him as to procedure he can take to protect his rights and interests.

RKH/clg

Attachment

FRANK CHURCH, IDAHO, CHAIRMAN

HARRISON A. WILLIAMS, N.J.
ALAN B. BEELE, NEV.
JENNINGS RANDOLPH, W. VA.
EDMUND S. MUSKIE, MAINE
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PETE V. DOMENICI, N. MEX.
BILL BROCK, TENN.

United States Senate

SPECIAL COMMITTEE ON AGING

(PURSUANT TO S. RES. 287, 91ST CONGRESS)

WASHINGTON, D. C. 20510

WILLIAM E. ORJOL, STAFF DIRECTOR
DAVID A. AFFELDT, CHIEF COUNSEL
JOHN GUY MILLER, MINORITY STAFF DIRECTOR

July 22, 1974

R. Keith Higginson, Director
Idaho Water Administration
614 West State Street
Boise, Idaho

Dear Keith:

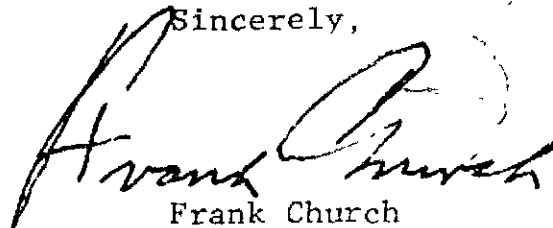
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I have responded to Mr. Prow, telling him I am bringing his letter to your attention, asking for any assistance your office may be able to provide to him and his neighbors.

Your review of Mr. Prow's letter and any information you can give me to assist me in responding further to him will be appreciated.

With best wishes,

Sincerely,


Frank Church

July 15, 1974

RECEIVED

JUL 17 1974

Department of the Interior

Dear Mr. Higginson.

Your department sent a man out in reference to our Wells, mine (Ronald E. Prow) Albert Harleys and Clayton fur. rs.

He told us that we could have a board form out here to measure the water and set it so we can measure the water table.

This matter is in need of immediatly. Refere to letter from a Mr. Perce Hall on the 25th of June 1974.

I am also having trouble with waste water from town Mr. Hisaw's Place it is coming down thru my place and seriously damageing my land. The water has so much silt in it that it has plugged up my ditches and is runing my land and crops. This is a very serious matter. I have ask Mr. Hisaw to take care of this matter , but he won't do nothing about it.

Please advise me of any help you can give in this matter.

Very Truly Yours

Box 127 Route 8
Bruner Idaho 83404

RKH

HALL & FRIEDLY
ATTORNEYS AT LAW
340 EAST 2ND NORTH
MOUNTAIN HOME, IDAHO 83647

PERCE HALL
JAY R. FRIEDLY

TELEPHONE
(208) 887-4412

June 25, 1974

Mr. R. K. Higginson
Director
Idaho Department of Water Administration
Statehouse Annex
Boise, Idaho

Dear Sir:

Albert Harley, Jr., Ron Prow and Clayton Turner have employed me to represent them in connection with a water problem which is developing on the west side of the Bruneau River, near Bruneau in Owyhee County, Idaho. They all have homes on the west side of Bruneau valley and obtain their domestic water supply from wells at their respective locations, which wells have been producing water for their domestic needs for more than 50 years. Within the past year or two there have been some desert entry applications filed on land lying west from their property and some ground water wells have been dug by the entryman. One of the entryman is a man by the name of Hisaw. When Mr. Hisaw turned on his pumps about the middle of May, 1974, these people immediately noticed that their water supply for their domestic needs was decreasing. At the present time Mr. Harley and Mr. Prow are unable to obtain domestic water from their wells and are urgently in need of some prompt action.

I understand that they have contacted your office and that the problem has been explained. They understood that your office was going to send an engineer to the area to investigate the matter, but so far as they know, nothing has been done to this date. They feel that if someone representing your office could contact Mr. Hisaw, it is possible that the matter might be worked out among the parties without the necessity of appointing a ground water board.

Please advise me whether or not your office will give them any assistance in this matter. If so, they would appreciate action as promptly as possible because they are entirely out of domestic water at the present time.

Very truly yours,
Perce Hall
Perce Hall

PH:mjo

cc: Clayton Turner
Albert Harley, Jr.
Ron Prow

April 17, 1974

Re: Permit No. 51-2209

Wanda Jean Hisaw
1635 Schodde Ave.
Burley, ID 83318

Dear Mrs. Hisaw:

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

Enclosed is a copy of the approved application for amendment submitted in connection with this permit.

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

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

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC
Enclosure

51-2209

August 15, 1974

Re: Permit No. 32803/51-2209

Wanda Jean Hisaw
1635 Schodde Ave.
Burley, ID 83318

Dear Mrs. Hisaw:

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

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

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG
Enclosure

cc: Bureau of Land Management

51-2209

October 31, 1974

Mr. Gene Curtis
Federal Land Bank Assn.
P.O. Box 7833
Boise, Idaho 83707

Dear Mr. Curtis:

Pursuant to your telephone request today, we are forwarding copies of Hisaw's permits 51-2209 and 51-2210 along with a copy of our letter acknowledging receipt of proof.

In looking through the files in connection with the well tests, I note that both proof affidavits indicate ~~the~~ test to be at 6.0 cfs. I have no idea if this means each well is producing 6.0 cfs or if it is the total diversion rate of both wells.

If we may be of any further assistance, please advise.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

ddr
Enclosures

RECEIVED
NOV 1 1974

RECEIVED

APR 9 1974

Department of Water Administration
Southern District Office

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Identification No. _____

Permit No. 32803/51-2209

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Wanda Jean Hisaw
b) Post Office Address 1635 Schodde Ave. Burley, Idaho 83318
2. Permit Number 32803/51-2209
3. Date of Priority that you are prepared to establish _____
4. a) Source from which water was appropriated Drilled well.
b) Location of the point of diversion: NE 1/4 SE 1/4, Section 12
Township 7 S., Range 5 E., Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount 6.0 cfs for IRR. purposes from 3-15 to 11-15 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 6.0 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: WELL TEST, LAGYNE + BOWLER
PUMP CO. TWIN FALLS 6.0 cfs
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Subterranean, Turbin Pump
Motor 250 HP., 16 inch well casing, 564 well depth.
b) Describe the type and size of measuring device which you have installed at your point of diversion: 10" Micrometer Model MC 01400
c) Give well drillers name and address and date the well was completed _____
Pete Cope Drilling Company
P. O. Box 561 Meridian, Idaho 83642

Exam typed 4/7/74 by jq

51-2209

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

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

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	1											40			40	40		120
7S	5E	12	40	40	40	40													160
7S	6E	7										40							40

Total number of acres irrigated 320

10. Remarks: _____

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

April 9, 1974
(Date)

Wanda Jean Nixon
(Signature)

State of Idaho)
County of Twin Falls ss.

On this 9th day of April, 1974, personally appeared before me the signer of the above instrument, who duly acknowledged to me that he (she) (~~they~~) executed the same.

Lidia A. Toppitt
Notary Public residing at Twin Falls
Idaho

My commission expires 2-24-78

January 31, 1974

CERTIFIED MAIL

25106

Re: Permit No. 32803/51-2209

Wanda Jean Hisaw
1635 Schodde Ave.
Burley, ID 83318

Dear Ms. Hisaw:

One of the conditions of approval of your water Permit No. 32803/51-2209 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before April 25, 1974. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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



R. KEITH HIGGINSON
Director

Enc: Proof affidavit

51 2209

September 10, 1973

Re: Permit No. 51-2209

Wanda Jean Hisaw
1635 Schodde Ave.
Burley, Idaho 83318

Dear Ms. Hisaw:

We acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been recorded and the Department's records changed.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC

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

November 19, 1970

Re: Permit No. G-32803/51-2209 - Irvin E. Glineski
" " G-32804/51-2210 - Grace A. Glineski

Mr. & Mrs. Irvin E. Glineski
Box 187
Bruneau, Idaho 83604

Dear Mr. & Mrs. Glineski:

We acknowledge receipt of the affidavits of publication submitted in connection with the above referenced permits.

Since proof of beneficial use of water is not due until April 25, 1974, the Department will notify you sixty days in advance of that date as to further requirements.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

cc: Idaho Land & Appraisal Service

51-2209
32803

51-2209
32803

November 9, 1970

Re: Permit No. G-32803/51-2209

Mr. Irvin E. Glineski
Post Office Box # 187
Bruneau, Idaho 83604

Dear Mr. Glineski:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until March 31, 1971 however, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the Owyhee Nuggett, Marsing, Idaho and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

Very truly yours,

Donald W. McElDowney
Appropriation Supervisor

DWM:CM

51-2209
32803

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

September 29, 1970

Re: Permit Nos. G-32803/51-2209 - Irvin E. Glineski
G-32804/51-2210 - Grace A. Glineski

Mr. and Mrs. Irvin E. Glineski
Bruneau,
Idaho 83604

Dear Mr. and Mrs. Glineski:

Please find enclosed a copy of each of the APPROVED applications for extensions of time in connection with the above referenced permits. Please note that the extensions have been granted to April 25, 1974.

Please contact this office if you have any further questions.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: copy of extension for permit no. G-32803/51-2209
copy of extension for permit no. G-32804/51-2210
cc: Idaho Land and Appraisal Service

51-2209
32803

July 31, 1970

Re: Permit No. G-32803/51-2209

Mr. Irvin E. Glineski
Box 187
Bruneau, Idaho 83804

Dear Mr. Glineski:

The legal notice for the above-referenced permit is being published in the
Owyhee Nugget, Marsing, Idaho on August 13
and August 20, 1970.

You will be required to submit an affidavit of publication to this department.
The affidavit may be obtained from the above-mentioned newspaper upon payment of
the bill of publication.

Thank you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

51-2209
32803

July 31, 1970

Re: Permit No. G-32803/51-2209

Owyhee Nugget
Marsing,
Idaho 83639

Gentlemen:

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

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

The expense of the publication is to be paid by Irvin E. Glineski, Brunau, Idaho,
Box 187, to whom you should furnish
an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enc: legal notice

51-2209
32803

3232

Administrative

The priority to be established under this permit is March 25, 1966 and the permit was approved March 31, 1966. Water is to be diverted by wall, to be cased, pump, motor, & ditches from a point within the subunit, Sec. 12, T. 7 S. R. 5 E. E. N., Owyhee County

in the ~~SW1/4, SW1/4, Sec. 1; NE1/4, Sec. 12, T. 7 S., R. 5 E., R. M.; SW1/4, Sec. 7, T. 7 S., R. 6 E., R. M.~~

R. KEITH HIGGINSON
State Reclamation Engineer

51-2209
32203

June 30, 1970

Re: Permit No. G-32803 (new no. 51-2209)

Mr. Irvin E. Glineski
Bruneau,
Idaho

Dear Mr. Glineski:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department; previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply them upon request at any time.

Very truly yours,

Donald W. McElowney
Appropriation Supervisor

DDM/DC

Enc: order

advertising package

cc: Idaho Land & Appraisal

51-2209
32803

April 11, 1966

Re: Permit No. **G-32803**
Irvin E. Glineski
Brunson, Idaho

Idaho Land and Appraisal Service
P.O. Box 2161
Boise, Idaho 83701

Gentlemen:

G-32803

We enclose Permit No. _____ in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer

G-10240

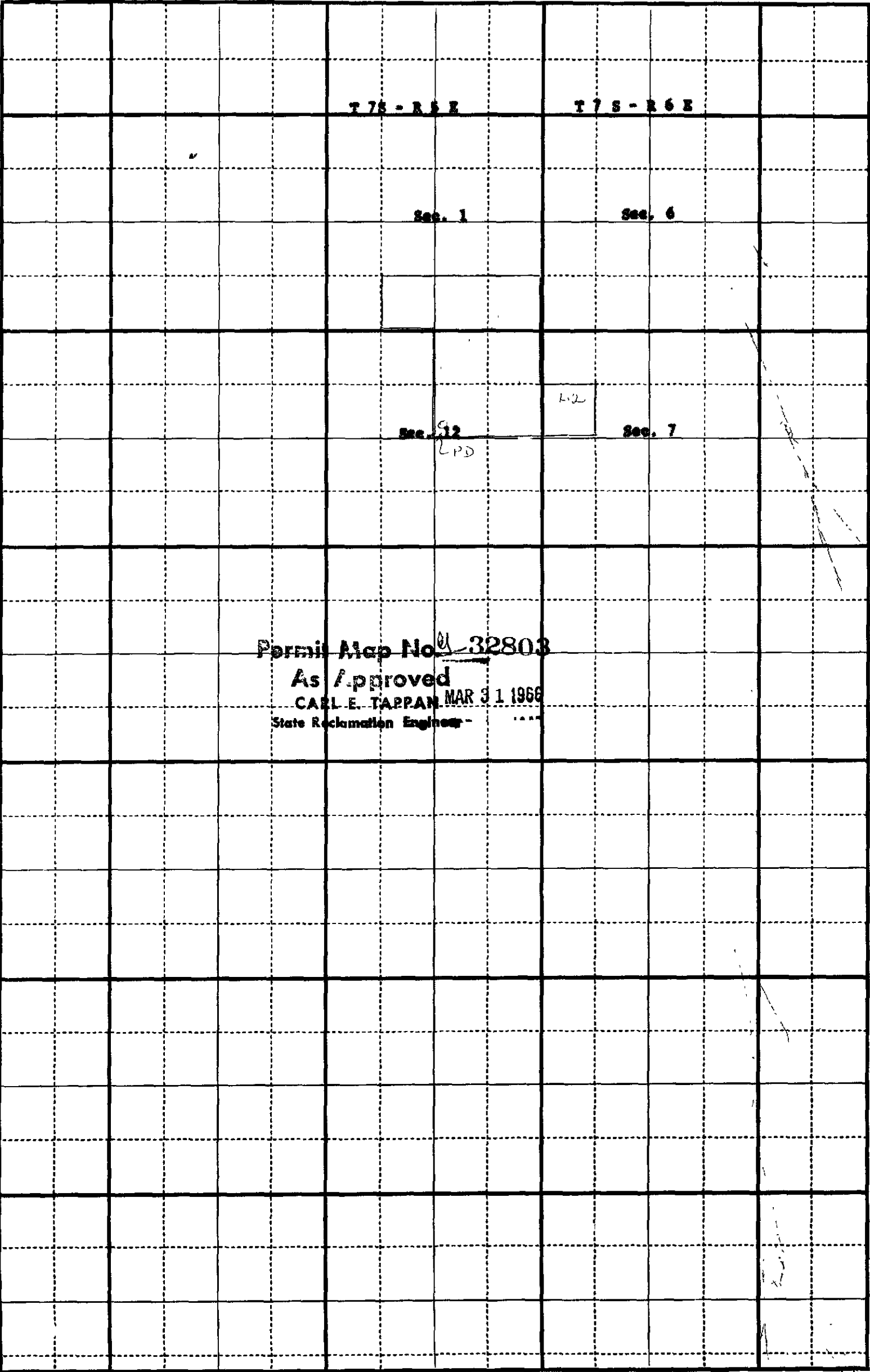
We also enclose Departmental Receipt No. **6.50** which was issued covering payment in the amount of \$ _____ for the filing fee of the above mentioned permit.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw
permit
Enc: receipt

L 32803



STATE OF IDAHO
OFFICE OF STATE RECLAMATION ENGINEER
POWER OF ATTORNEY

RECEIVED
MAR 25 1966

The undersigned owner ~~(SS)~~ of ~~Permit~~ ^{the} (Application) ~~has~~ 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 authority 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 ^{copies} 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 works and return of~~
~~has of work~~

Dated this 24th day of March, 1966.

Irvin E. Glineski
Irvin E. Glineski

STATE OF IDAHO)
County Blaine Ada) ss

On this 24th day of March 1966, personally appeared before me the signer ~~(ss)~~ of the above instrument, who duly acknowledged to me that he ~~(ss)~~ ~~(they)~~ executed the same.

Sharon Deaton
Notary Public

My Commission expires:

9/28/68

8 32803