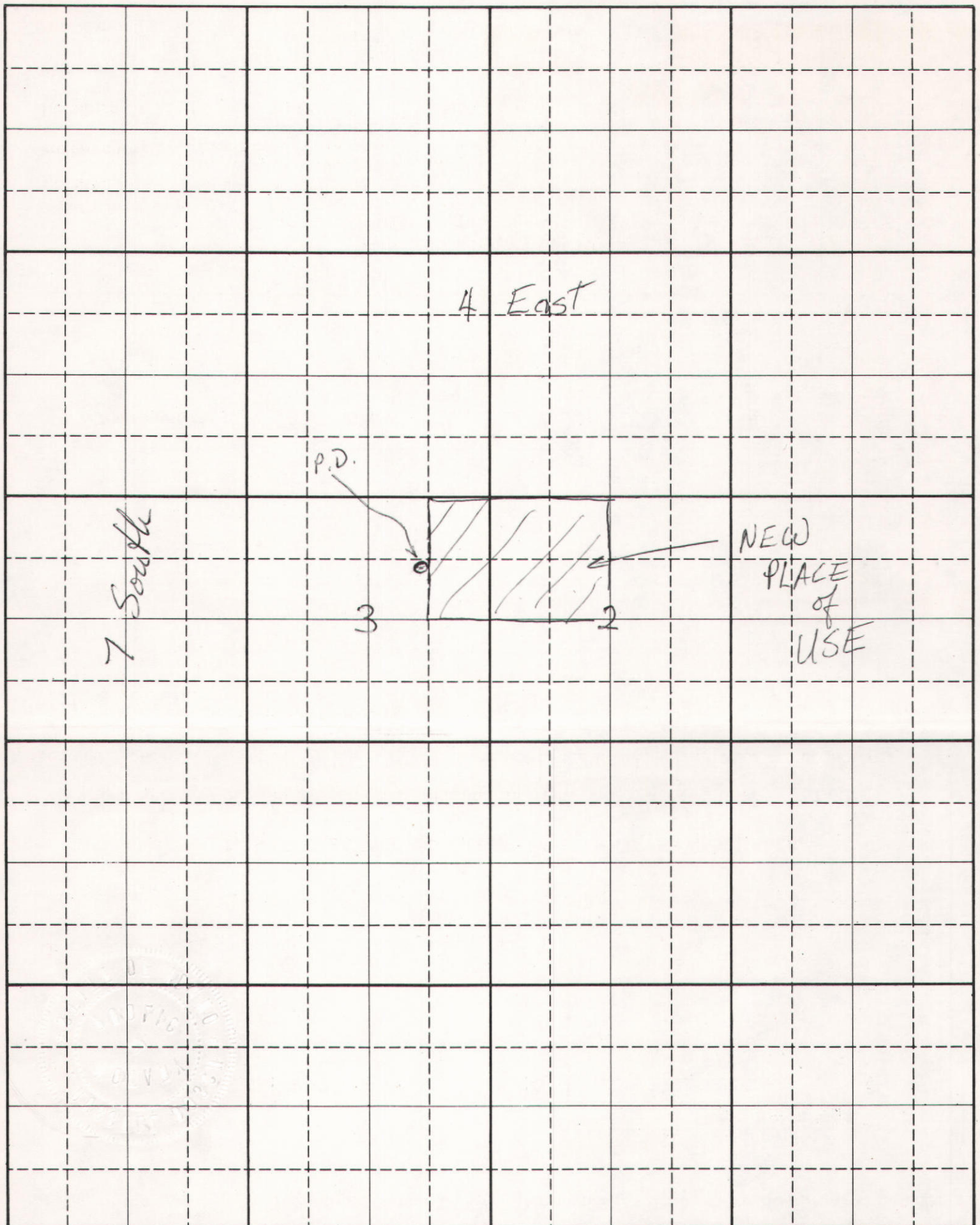


- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

MILWAUKEE

PROOF OF PUBLICATION

STATE OF IDAHO

County of Owyhee

s.s.

I, RODNEY A. HAWES, being first duly sworn, on oath say 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 2 day of March, 1978, and the last publication being on the 9 day of March, 1978;

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 9 day of March, 1978.

Donald Hawes
NOTARY PUBLIC

My commission expires 9-10-80

(SEAL)

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 51 - 2191

Notice is hereby given that CLARENCE A. & / or VERNA MERRICK Route B, Box 149, of Bruneau, Idaho has applied to the Department of Water Resources for a change of place of use of the water of a ground-water source.

The right sought to be changed is evidenced by License No. 51 - 2191 and is recorded as follows:

Amount: 4.25 cfs.

Priority: January 28, 1964.

Point(s) of Diversion: SW $\frac{1}{4}$ -NE $\frac{1}{4}$ Sec. 3, T7S - R4E B. M., Owyhee County.

The water is used for irrigation purposes of 318 acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 3, T7S - R4E B. M., Owyhee County.

TO BE CHANGED AS FOLLOWS

Amount: 4.25 cfs.

Point(s) of Diversion: SW $\frac{1}{4}$ -NE $\frac{1}{4}$ Sec. 3 T7S - R4E B. M., Owyhee County.

The water will be used for irrigation purposes of 234 acres within the NW $\frac{1}{4}$ Sec. 2, E $\frac{1}{2}$ -NE $\frac{1}{4}$ Sec. 3 T7S - R4E B. M.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705 on or before March 20, 1978.

C. STEPHEN ALLRED,
Director

Published in the Owyhee Nugget, Marsing, Idaho on March 2, 1978 and March 9, 1978.

ok
3-13-78
JH
RECEIVED

MAR 13 1978

Department of Water Resources
Western Regional Office

P 4 E

O.K.

40 40 40 40 40

40 40

38

Area = 318 ACRES

Q = 4.25 C.F.S

max. V = 318 X 5 = 1590 AF

V = 4.25 X 1.98 X 210 = 1766

Sub. 8

Priority - January 28, 1964

P.D.

X

EXAMINATION REPORT

Permit No. G-31684 / 51-2191 51-2191

Name of Applicant Emma P. Merrick, Bruneau, Idaho

Source of Water Ground Water

a tributary of _____

Location of P.D. SW¹/₄NE¹/₄, sec. 3; NW¹/₄SE¹/₄, sec. 10, T. 7 S, R. 4 E, B.M.

Owyhee County

Water is used for Irrigation

Quantity of water claimed: Permit 6.4 Depositions 230 miners in.

Type of measuring device installed or method of measurement and general description of diversion works No measuring device required - none installed

12 inch layne turbine pump, 200 HP U.S. Motor, 16 inch well casing, well 1135 feet deep

512 nozzles 9/64 with 80 lbs pressure at discharge

Land to be irrigated or place of use:			Description
TWP.	RGE.	SEC.	
7 S	4 E	2	SW ¹ / ₄ NW ¹ / ₄ , N ¹ / ₂ SW ¹ / ₄ , SE ¹ / ₄ SW ¹ / ₄
		3	S ¹ / ₂ NE ¹ / ₄ , S ¹ / ₂ NW ¹ / ₄

Filed - January 28, 1964

Due - February 3, 1969

Made - January 7, 1969

Priority - January 28, 1964

Total acreage 318

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.)

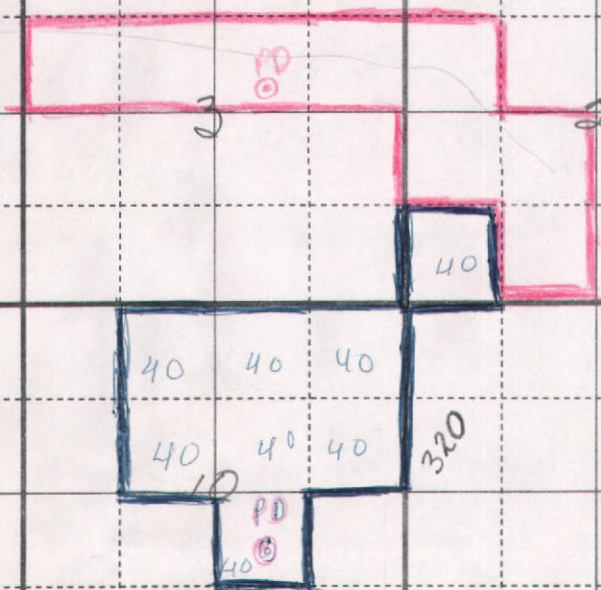
none

51-2191
31684

P.D. 11/11

Range 4 E

T
W
P



1

5

Permit # 31684

6.4 dfo

Priority 1-28-64

Permit # 59276 / 51-2162

6.4 dfo

Priority 1-9-61

PROOF OF PUBLICATION

RECEIVED

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

FEB 3 1969

Department of Reclamation

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 23 day of Jan, 1969, and the last publication being on the 30 day of Jan, 1969;

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 31 day of Jan, 1969...

Lona S. Hawes
NOTARY PUBLIC

My commission expires 9-10-72
(SEAL)

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that Emma P. Merrick, Bruneau, Idaho has received an approved permit No. G-31684 to divert 6.4 cubic feet per second of water from a ground water source. The priority to be established under this permit is January 28, 1964. Water will be diverted by pump and sprinkler within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 10, T. 7 S., R. 4 E., B. M., Owyhee County and is to be used for irrigation in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2; S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 3, T. 7 S., R. 4 E., B. M.

Any protests against the intent of the permit 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 January 23 and January 30, 1969.

31684

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
2218	Clarence A. &/or Verna Merrick	4.25	0	51-2191

T

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11/11/11

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant Clarence A. & Verna Merrick Phone 845-2312
Post office address Route B, Box 149, Bruneau, ID 83604

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)
- b. License No. 51-2191 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____
3. Source of water groundwater tributary to _____
4. Date of priority January 28, 1964
5. Water is used for the following purposes:
amount 4.25 for irrigation purposes from March 20 to October 20
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day – both dates inclusive)
6. Total amount of water under right: a. 4.25 cubic feet per second
b. 1590 &/or acre feet per annum
7. Location of original point of diversion is SW ¼ of NE ¼ of Section 3
Township 7S Range 4E, B.M., in Owyhee County
Additional points of diversion, if any _____
8. Lands irrigated or place of use:

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	4E	2							40		40	40		38					158
		3			40	40			40	40									160

Total number of acres to be irrigated 318

B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, omit part B)

1. Amount of water
- a. cubic feet per second

&/or

b. acre feet per annum
2. Point of diversion 1/4 1/4, Section Township
- Range , B.M., County
- Additional points
3. Place of use:

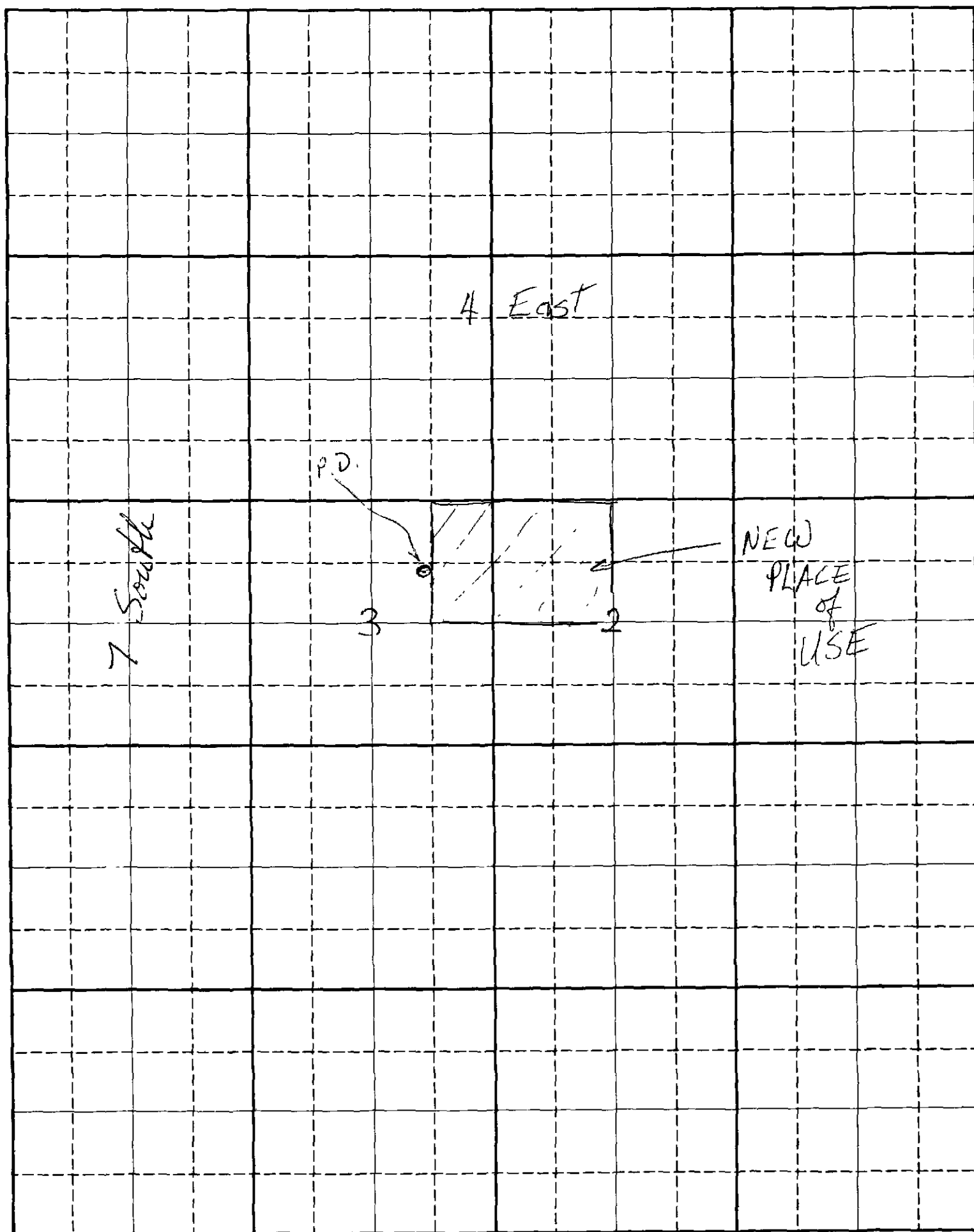
TWP	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion NO CHANGE
- a. Amount of water to be diverted c.f.s. &/or acre feet
- b. Point(s) of diversion 1/4 1/4, Section Township
- Range , B.M., County
- Additional points
- c. Description of diverting works
- d. Describe the reasons for applying for a change in the point(s) of diversion
2. Change in place of use
- a. Describe the lands or place of use to which the right will be transferred:

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	4E	2					38	39	40	37									154
		3	40			40													80

- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

3. Remarks _____

I hereby assert that no one will be injured by such change and 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.

Clarence A. Merrif
C. A. Merrif
(Signature of applicant)

Subscribed and sworn to before me this 14th day of FEBRUARY, 19 78.

M. Russell Louch
(Notary public)

My commission expires Jan 19, 1981

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 51-2191 and said application is hereby APPROVED, subject to the following limitations and conditions:
The maximum annual volume authorized to be diverted by this transfer shall not exceed 1170 acre feet.

Witness my hand this 9th day of May, 19 78.

Norman C. Young
Administrator

FOR DEPARTMENT USE ONLY

Received by <u>WAM</u>	Date <u>2-14-78</u>	Protest filed by _____
Prelim. check by <u>KWH</u>	Fee <u>20⁰⁰</u>	_____
Received by <u>WAM</u>	Date <u>2-14-78 # 10335</u>	_____
Published in <u>Cumby's Nugget</u>		Copies of protest forwarded by _____
Pub. dates <u>17 March 24 31, 1978</u>		Hearing held by _____ Date _____
Watermaster recommendation requested on _____		Recommended for <u>approval</u> denial
_____ rec'd. _____		by <u>DBS J.S.</u>

PROOF OF PUBLICATION

STATE OF IDAHO

County of Owyhee

s.s.

I, RODNEY A. HAWES, being first duly sworn, on oath say 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 2 day of March, 1978, and the last publication being on the 9 day of March, 1978;

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 9 day of March, 1978.

Rodney A. Hawes
NOTARY PUBLIC

My commission expires 9-10-80

(SEAL)

NOTICE TO BE CHANGED CHANGE OF WATER RIGHT

NO. 51 - 2191

Notice is hereby given that CLARENCE A. & / or VERA MERRICK Route B, Box 149, of Bruneau, Idaho has applied to the Department of Water Resources for a change of place of use of the water of a ground-water source.

The right sought to be changed is evidenced by License No. 51 - 2191 and is recorded as follows:

Amount: 4.25 cfs.
Priority: January 28, 1964.
Point(s) of Diversion: SW 1/4 NE 1/4 Sec. 3, T7S - R4E B. M., Owyhee County.

The water is used for irrigation purposes of 318 acres within the SW 1/4 NW 1/4, N 1/2 SW 1/4, SE 1/4 SW 1/4 Sec. 2, S 1/2 NE 1/4, S 1/2 NW 1/4 Sec. 3, T7S - R4E B. M., Owyhee County.

TO BE CHANGED AS FOLLOWS

Amount: 4.25 cfs.
Point(s) of Diversion: SW 1/4 NE 1/4 Sec. 3 T7S - R4E B. M., Owyhee County.

The water will be used for irrigation purposes of 234 acres within the NW 1/4 Sec. 2, E 1/2 NE 1/4 Sec. 3 T7S - R4E B. M.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705 on or before March 20, 1978.

C. STEPHEN ALLRED,
Director

Published in the Owyhee Nugget, Marsing, Idaho on March 2, 1978 and March 9, 1978.

OK
3-13-78
JF

PROOF OF PUBLICATION

STATE OF IDAHO

County of Owyhee

s.s.

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Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 9 day of March, 1978.

Rodney A. Hawes
NOTARY PUBLIC

My commission expires 9-10-80

(SEAL)

PROPOSED
WATER RIGHT
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Amount: 4.25 cfs.
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The water is used for irrigation purposes of 318 acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 3, T7S - R4E B. M., Owyhee County.

TO BE CHANGED AS FOLLOWS

Amount: 4.25 cfs.
Point(s) of Diversion: SW $\frac{1}{4}$ -NE $\frac{1}{4}$ Sec. 3 T7S - R4E B. M., Owyhee County.
The water will be used for irrigation purposes of 234 acres within the NW $\frac{1}{4}$ Sec. 2, E $\frac{1}{2}$ -NE $\frac{1}{4}$ Sec. 3 T7S - R4E B. M.
Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705 on or before March 20, 1978.

C. STEPHEN ALLRED,
Director

Published in the Owyhee Nugget, Marsing, Idaho on March 2, 1978 and March 9, 1978.

OK
3-13-78
J

QUITCLAIM DEED

THIS INDENTURE, Made this 29 day of October
 in the year of our Lord one thousand nine hundred and Sixty Eight between
 Emma P. Merrick (widow)
 of Bruneau County of Owyhee
 State of Idaho, the party of the first part, and
 C. A. Merrick
 of Bruneau County of Owyhee
 State of Idaho, the party of the second part.

WITNESSETH That the said party of the first part, for and in consideration of the sum of Ten Dollars and other valuable considerations— — — — — DOLLARS, lawful money of the United States of America, to Emma P. Merrick and paid by the said party of the second part, the receipt whereof is hereby acknowledged, do es by these presents remise, release and forever QUITCLAIM, unto the said party of the second part, and to his heirs and assigns, all 320 acres certain lot, piece or parcel of land, situate, lying and being in , County of Owyhee, State of Idaho, bounded and particularly described as follows, to-wit:

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

EXCEPTING AND RESERVING TO THE UNITED STATES:

1. A right-of-way thereon for ditches and canals constructed by the authority of the United States. Act of August 30, 1890, 26 Stat. 391; U.S.C. 945;
2. All the oil and gas in the lands so patented, and to it, or persons authorized by it, the right to prospect for mine and remove such deposits from the same upon compliance with the conditions and subject to the provisions and limitations of the Act of July 17, 1914, 38 Stat. 509, as supplemented; 30 U.S.C. 121-124; and
3. A right-of-way over and across a 50 foot strip parallel and adjacent to the north boundary of the N $\frac{1}{2}$ SW $\frac{1}{4}$ said Section 2 for livestock movement.

Q123187

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the part Y of the second part, and to his heirs and assigns forever.

IN WITNESS WHEREOF, The said part y of the first part has hereunto set her hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Adrian B. Rice Emma P. Merrick [Seal]
[Seal]
[Seal]
[Seal]

STATE OF IDAHO

County of Owyhee ss.

On this 31 day of October in the year 19 68, before me

Leon Wickel a Notary Public
in and for said State, personally appeared Emma P. Merrick

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

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Leon Wickel
Notary Public for the State of Idaho.
Residing at Grand View, Idaho.

No. 123187

QUITCLAIM DEED

Emma P. Merrick

-TO-

C. A. Merrick

Dated _____, 19____

STATE OF IDAHO

County of Owyhee ss.

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

Owyhee County Abstract Co.

at 10 minutes past 10:00

o'clock A M., this 24th day

of April, A.D. 1969

in my office, and duly recorded in Book

of _____ at page _____

NICK IHLI

By June Johnson Ex-Officio Recorder.

Fees, \$ 1.50 Deputy.

Mail to C. A. Merrick

R. B. - Box 149

Bureau Idaho

SYMS-YORK COMPANY, BOISE

WATER LICENSE

Water License No G-31684/51-2191 Priority January 28, 1964 Amount 4.25 c.f.s.

THIS IS TO CERTIFY, that EMMA P. MERRICK
of Bruneau, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated January 28, 1961, that Permit G-31684/51-2191 was issued pursuant
to said application; that the proposed works were completed on or about January 4, 1969,
with a storage/or carrying capacity of 8.94 c.f.s., said works consisting of
well, pump, motor, and sprinkler system, and that on January 7, 1969,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 1590
acre feet per season, with a maximum rate of diversion of 4.25 cubic feet per second of the waters
of ground-water, tributary of _____,
for the purpose of Irrigation from March 20 to October 20;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation; the point of diversion is
located in SW 1/4 NE 1/4, Sec 3, T 7 S, R 4 E, B.M., and
other additional points _____, in the County of
Owyhee, and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 1590 acre feet per year.

Description and location of place of use

TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7 S	4 E	2							40		40	40		38					158
		3			40	10			40	40									160

Total number of acres irrigated 318

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

6th day of August, 1970.

[Signature]
State Reclamation Engineer

51 2191

51-2191
31684

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 39797
Permit No. G- 31684
District No.

Assigned to James F. Merrick
Drummond Idaho
8/10/04

1. Name of Applicant: Mary E. Moehring
Postoffice address: 623 No. 11th St., Caldwell County: Canyon State: Idaho
2. Quantity of water claimed: 6.4 cfs
(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
4. Location of point of diversion or well is in the SW 1/4 of the NE 1/4 of Section 3
Twp. 7 S , Rge. 4 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 1/4 of the 1/4 of Section , Twp
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp , Rge , B.M.
7. Kind of works: Electric pump & sprinkler
8. Estimated cost of works: \$ 27,100.
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 5
years
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 onhand: \$
(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.

Twp.	Range	Sec	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
7 S.	4 E	2 3			40	40			40	40			40	40					160 160 TOTAL 320

A S S I G N M E N T ✓

For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G-31684 to Emma P. Merrick of Bruneau, Idaho.

/s/ MARY E. MOEHRING McBRIDE
Permit Holder

/s/ LEROY McBRIDE, Husband of permit holder

State of Idaho)
 : ss
County of Ada)

On this 16th day of May, 1966, before me, a Notary Public for the State of Idaho, residing at Boise, Idaho, personally appeared Mary E. Moehring McBride and Leroy McBride known to me to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written.

/s/ GEORGE E. CASEY
Notary Public residing at Boise, Idaho

My commission expires: 4-22-68

Amendment to POINT OF DIVERSION ✓

Comes now Emma P. Merrick and represents to the State Reclamation Engineer of the State of Idaho, That she is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-31684. That the point of diversion is described in said Permit as being located: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 3, T 7 S., R 4 E., B.M. That he now requests that the point of diversion be changed to a point located: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 3, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 10, T 7 S., R 4 E., B.M. That the reason for desiring to make such change is as follows: To utilize the excess water from the well in Section 10. That no one will be injured by such change and such change will be made at Permit Holder's own risk.

Signed at Boise, Idaho this 3rd day of January, 1967.

//s/ EMMA P. MERRICK By
C. A. MERRICK

Date of receipt at office of Department of Reclamation: January 3, 1967.

APPROVAL OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-31684. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

Recorded in book 111 of Permit at page G-31684, January 12, 1967.

ISSUED FOR 4.25 SEC. 1
USE PAG. NO. _____

WATER RIGHT NUMBER 51-2191 05.

OWNER LAST NAME - MOEHRING ✓

OWNER LAST NAME - MERRICK ✓

OWNER LAST NAME - MERRICK ✓

ADDRESS LINE 1 - RT. B BOX 149 ✓

ADDRESS LINE 3 -

SOURCE - GROUNDWATER ✓

STAGE - LICENSE ✓

STATUS -

TOTAL DIV. VOLUME - 1590.00 AFA TRFR/AMEND - T ✓

DIVERSION POINT - SWNE 03 07S 04E LOT REGIV -

FROM - 03-15 TO - 10-21 USE - IRRIGATION

USE - IRRIGATION ✓

USE - IRRIGATION ✓

DECREE NAME -

REMARKS - TRANS. 2218. ✓

VOL. NOT TO EXCEED 1170. AFA. ✓

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 31684

PROOF MADE - FLD EXAM - COND. OF APPROVAL - 16

DIVERSION MEANS -

FIRST NAME - MARY E. ✓

FIRST NAME - CLARENCE A. ✓

FIRST NAME - VERA ✓

ORIG OWNER - D ✓

ORIG OWNER -

ORIG OWNER -

ADDRESS LINE 2 -

CITY - BRUNEAU ✓

STATE - ID ZIP CODE - 83604 ✓

TRIBUTARY OF -

PRIORITY - 01-28-1964 COUNTY - Owyhee

TOTAL DIV. RATE - 4.2500 -CFS

JULY/CAREY ACT - RIGHT BASIS -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

USE DIV. RATE - 4.2500 CFS USE DIV. VOLUME - 1590.00 AFA

PLACE OF USE - TWN 07S RNG 04E SEC 03 TRACT NENE LOT AC 40 TRACT SENE LOT AC 40 ✓

PLACE OF USE - TWN 07S RNG 04E SEC 02 TRACT NENW LOT AC 38 TRACT NWNW LOT AC 39 ✓

TRACT SWNW LOT AC 40 TRACT SENW LOT AC 37 ✓

DATE -

TOTAL ACRES 234 ✓

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 31684 / 51-2191
Old No. New No.

Record

1. Original Owner: Mary E. MoehringPresent Owner: Clarence A. & Uerna Merrick2. Address: Rt. B Box 1493. City: Bruneau State: ID Zip: 836044. A. Source of Water: gr

B. Tributary of:

5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 1-28-1964D. County: 73E. Total Diversion Rate: 4.25F. Total Diversion Volume: 1590.G. Transfer/Amendment (P,T of A or blank): T

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SWNE</u>	<u>3</u>	<u>7S</u>	<u>4E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from 3-15 to 10-20 for A purposes. Amount 4.25/1590.
(cfs or AC-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

6-3000/517131

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
P. O. Box 148
Marsing, Idaho 83639

August 3, 1978

State Of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83702

RECEIVED
JUL 11 1978
Department of Water Resources

Gentlemen:

This is to inform you that Mr. and Mrs. Tommy Gibson, Bruneau, Idaho, 83604, the holder of Permit No. G-31684 and License No. 51-2191 have mortgaged these rights to the United States of America, Farmers Home Administration. They have agreed that they will not assign or amend the permit without the written consent of the Farmers Home Administration.

Would you please make the necessary notations on your records showing our mortgage interest.

Sincerely,


Dennis J. Dines
County Supervisor

May 15, 1978

Re: Transfer of Water Right No.'s 51-2163 and 51-2191

Clarence A. &/or Verna Merrick
Route B, Box 149
Bruneau, ID 83604

Dear Mr. and Mrs. Merrick:

Enclosed are copies of the approved Applications for Transfer of Water Right No. 51-2163 (Transfer No. 2217) and Water Right No. 51-2191 (Transfer No. 2218).

Be sure to note the conditions of approval as listed on the fourth pages.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosures



DEPARTMENT OF WATER RESOURCES

WESTERN REGION

John V. Evans
Governor

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

February 24, 1978

Re: Notice of Application for Water Permit No. 57-7209 -- Warren Taylor
57-7210 -- Douglas A. Jones
Notice of Proposed Change of Water Right No. 51-2163 -- Mrs. Verna Merrick
51-2191 -- Clarence &/or Verna Merrick

Owyhee Nugget
Marsing,
Idaho 83639

Gentlemen:

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

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

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

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before March 20, 1978.

Sincerely,

RITA FLECK
Secretary

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. 51-2191

Notice is hereby given that CLARENCE A. &/or VERA MERRICK
of Route B, Box 149,
Bruneau, Idaho has applied to the Department of Water
Resources for a change of place of use
of the water of a groundwater source.
The right sought to be changed is evidenced by License No. 51-2191

and is recorded as follows:

Amount: 4.25 cfs Priority: January 28, 1964
Point(s) of Diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 3 T7S-R4E B.M., Owyhee County
The water is used for irrigation purposes of 318 acres within the
SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ Sec 3, T7S-R4E B.M., Owyhee County

TO BE CHANGED AS FOLLOWS

Amount: 4.25 cfs
Point(s) of Diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 3 T7S-R4E B.M., Owyhee County
The water will be used for irrigation purposes of 234 acres within the
NW $\frac{1}{4}$ Sec 2, E $\frac{1}{2}$ NE $\frac{1}{4}$ Sec 3 T7S-R4E B.M.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705 on or before March 20, 1978.

C. STEPHEN ALLRED

Director

Published in the Owyhee Nugget, Marsing, Idaho
on March 2, 1978 and March 9, 1978

MICROFILMED

DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

1. Source groundwater

Name Clarence A. for Verna Merrick

2. Right Being Transferred

Right No. 51-2191

a. ☐ Decree

Transfer No. _____

☒ License

☐ Use

b. ☒ Priority

c. ☒ Location - Original P. D.

d. ☒ " - Original P. U.

e. ☒ " - New P.D.

f. ☒ " - New P.U.

g. ☒ Amount

☒ All

☐ Part

3. ☒ Proof of Ownership of Right

Comment _____

4. ☒ Expansion of Right

Comment _____

5. ☒ Map

6. ☐ Signature

7. ☐ Fee

8. Watermaster's Comments NA.

9. Comments _____

10. Initial Review by _____

Date _____

11. Recommended Action

☒ Approve

☐ Deny

☐ Conditions _____

By [Signature]

Date 3-21-78

100

August 6, 1970

Re: Permit No. 51-2191

Emma P. Merrick
Bruneau,
Idaho 83604

Dear Ms. Merrick:

Enclosed herewith is your Water License issued on the above numbered permit.

Very truly yours,

C. Stephen Alfred
Deputy Director

CSA:kh

Enclosure

51-2191

31684

July 27, 1970

Re: Permit No. 51-2191 (G-31684)

Emma P. Merrick
Bruneau,
Idaho 83604

Dear Ms. Merrick:

A representative of this department has made an examination of the works covered by your Permit No. 51-2191 and has found the following:

Quantity of water diverted: 8.94 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho law: 4.25 c.f.s.

The maximum quantity diverted shall not exceed 1500 acre feet per season.

Beneficial Use: Irrigation of 318 acres within SW¹, NW¹, N¹SW¹, SE¹SW¹ Sec. 2; S¹N¹ Sec. 3, T. 7 S., R. 4 E., B.M.

The priority date established is : January 28, 1964

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:kh

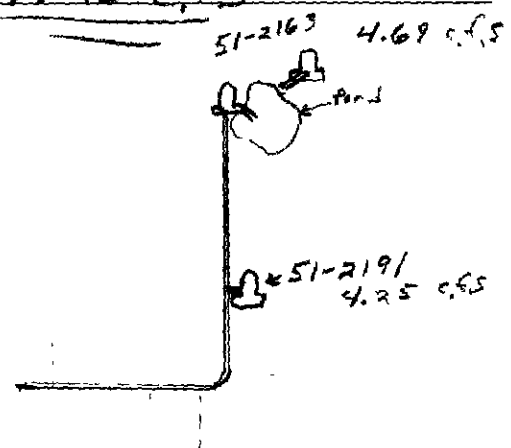
51-2191
31684

Source of supply ground water
a tributary of _____
Location of P.D.(s) SW 1/4 NE 1/4 Sec 3 T. 7S - R 4E B.M.

Water is used for irrigation
Quantity of water found 4.25 c.f.s.
How was the measurement made? pit & tube
Measurement calculations Well from permit 29277 and
this well (31684) run together in one main
line. Therefore I measured all sprinkler heads
and subtracted 29277 from total. Total quantity
was 8.94 c.f.s. measured as follows:
768 - 1/4" nozzles with average pressure of 45 lbs.
252 - 5/32" nozzles with average pressure of 30 lbs.

$2949 \text{ gpm} + 1058 \text{ gpm} = 4007 \text{ gpm}$
 $4001 \div 448.8 = 8.94 \text{ c.f.s.}$
 $8.94 - 4.69 = 4.25 \text{ c.f.s.}$

Diversion works description and diagram
Hollow shaft
200 H.P. 1800 R.P.M.
440 V. of 240 A. type HV
Region B Code C
Serial: 1404538
Layne + Bowler
Serial: 44461



Indicate area irrigated in each subdivision on the map
Total acreage irrigated 318

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use

Who represented the permit holder at the examination?
Pete Merrick
Recommended allowance for licensing 4.25 c.f.s.
Description of required amendments. Comments.

The point of diversion is in Sec
3, SWNE 7S-4E

Report checked? ✓
Examination date 27 May
Signature [Signature]

AKD 6-1-70

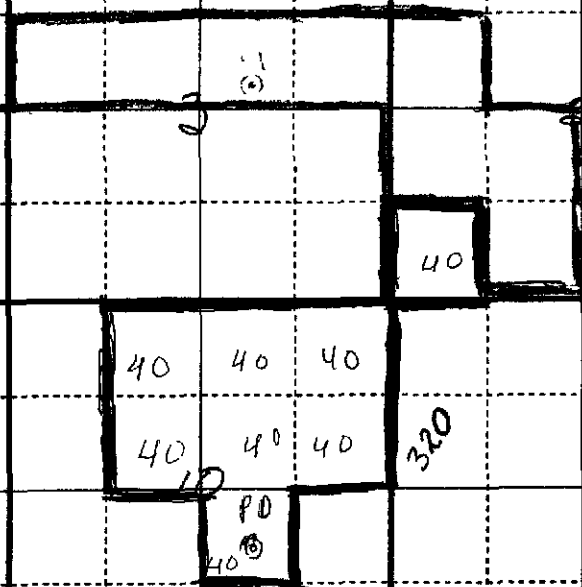
318 to
Kt

Range 4 E

T
W
P

7

5



Permit # 39276 / 51-2162

6.4 cfs

Priority 1-9-61

Hollmuskoff

200 H.P. 3pl. 6000 rpm
1800 R.P.M. 440 V. 240 A.
Type HVO Design B Code C
Serial 1404538

Layne Boulton
Serial 44461

Rainbird
- ✓ 9/64 32 @ 34 lbs.

✓ 5/32 36 @ 34 lbs.

✓ 9/64 32 @ 33 lbs

✓ 5/32 36 @ 33 lbs

✓ 9/64 32 @ 34 lbs.

✓ 5/32 36 @ 34

✓ 9/64 32 @ 34 lbs

✓ 9/64 32 @ 40 lbs

✓ 9/64 32 @ 46 lbs.

✓ 5/32 36 @ 38 lbs

✓ 5/32 36 @ 38 lbs.

✓ 5/32 36 @ 38

✓ 5/32 36 @ 38

✓ 9/64 32 @ 48 lbs

✓ 9/64 36 @ 50

✓ 9/64 36 @ 51 lbs

✓ 9/64 36 @ 50 lbs

✓ 9/64 36 @ 50 lbs

✓ 9/64 32 @ 50 lbs

✓ 9/64 32 @ 50 lbs

✓ 9/64 32 @ 49 lbs

✓ 9/64 28 @ 48 lbs

✓ 9/64 28 @ 48 lbs

✓ 9/64 32 @ 40

✓ 9/64 32 @ 40

✓ 9/64 32 @ 44

✓ 9/64 32 @ 44

✓ 9/64 32 @ 43

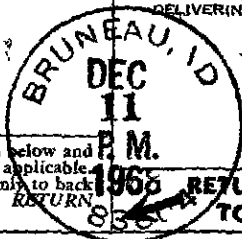
✓ 9/64 28 @ 43

✓ 9/64 28 @ 43

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

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

POSTMARK OF
DELIVERING OFFICE



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
RECEIPT REQUESTED.

NAME OF SENDER

STREET AND NO. OR P.O. BOX

POST OFFICE, STATE, AND ZIP CODE

Don't know
Boise, Idaho 83707

H-311 84

c55-18-71648-10

POD Form 3811 Apr. 1967

INSTRUCTIONShow 1:
address wi.
(Additional charge required for these services)and
edDeliver ONLY
to addressee**LIVERING EMPLOYEE****RECEIPT***Received the numbered article described below.*

REGISTERED NO.

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

CERTIFIED NO.

1

*Emma Merrick**20365*

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

Lerna Merrick

DATE DELIVERED

SHOW WHERE DELIVERED (only if requested)

12/11/68

3

51-2191

655-18-71648-10 GPO
H-311084

December 19, 1969

C
O
P
Y
Re: Permit No. G-29276/51-2162

Mr. Clarence A. Merrick
Route B
Grandview, Idaho 83624

Dear Mr. Merrick:

Upon preparing to license the above numbered permit, we find that a proportionate share of this permit was to be licensed under permit G-31684/51-2191 in the name of Emma P. Merrick. This fact was overlooked when the fee letter was prepared, therefore, we can only issue your water license on this permit for a maximum rate of diversion of 4.14 c.f.s. and a maximum of 1,106 acre feet per year. The license will still be issued for 316 acres.

If you disagree with any of these figures, please advise us within ten days of the date of this letter; otherwise, a license will be issued for these amounts.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA:kh

exam re made
5-27-70
51-2191
31684

February 10, 1969

Re: Permit No. G-31684

Emma F. Merrick
Bruneau, Idaho

Dear Mrs. Merrick:

We acknowledge receipt of the affidavit of publication
submitted in connection with the above referenced 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 exam so that you may show him your system. If someone
other than yourself should be contacted, please advise this
Department.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

*exam
typed
31684*

**NOTICE OF APPROVED
APPLICATION FOR WATER**

Notice is hereby given that Emma P. Merrick, Bruneau Idaho has received an approved permit No. G-31684 to divert 6.4 cubic feet per second of water from a ground water source. The priority to be established under this permit is January 28, 1964. Water will be diverted by pump and sprinkler within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3; NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 10, T. 7 S., R. 4 E., B. M., Owyhee County and is to be used for irrigation in the SW $\frac{1}{4}$ -NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2; S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 3, T. 7 S., R. 4 E., B. M.

Any protests against the intent of the permit 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 Nug-
get, Marsing, Owyhee County,
Idaho on January 23 and Janu-
ary 30, 1969.

RECEIVED

JAN 14 1969

Department of Reclamation

G-31684

PROOF OF PUBLICATION

STATE OF IDAHO

County of Owyhee

} s.s.

FEB 8 1969

Department of Reclamation

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 23 day of Jan, 1969, and the last publication being on the 30 day of Jan, 1969;

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 31 day of Jan, 1969....

Lona S. Hawes
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that **Emma P. Merrick**, Bruneau, Idaho has received an approved permit No. G-31684 to divert 6.4 cubic feet per second of water from a ground water source. The priority to be established under this permit is January 28, 1964. Water will be diverted by pump and sprinkler within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 10, T. 7 S., R. 4 E., B. M., Owyhee County and is to be used for irrigation in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2; S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 3, T. 7 S., R. 4 E., B. M.

Any protests against the intent of the permit 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 January 23 and January 30, 1969.

31084

January 10, 1969

Re: Permit No. G-31684
Emma P. Merrick

Owyhee Nugget
Marsing, Idaho

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 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 can not publish the notice on the proposed dates, please contact the Department of Reclamation immediately.
Emma P. Merrick,

The expense of the publication is to be paid by _____
Bruneau, Idaho

_____ ,
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg

Enc: legal notice

cc: Emma P. Merrick

NOTE: The permit holder is required to obtain an affidavit of publication from the above referenced newspaper and to submit it to the Department at once.

31684

January 9, 1969

Re: Permit No. G-31684

Emma P. Merrick
Bruneau, Idaho

Dear Mrs. Merrick:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit ~~G-31684~~.

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 yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM;tg

Enc: copy of letter to newspaper
(Please read note marked in red)

31684

RECEIVED

JAN 7 1969

NOTICE OF APPROVED APPLICATION FOR WATER

Department of Reclamation

Notice is hereby given that Emma P. Merrick, Bruneau, Idaho

has received an approved permit No. G-31684 to divert stop
6.4 cubic feet per second stop/feet of water from
a ground water source

. The priority to be established
under this permit is January 28, 1968
Water will be diverted by pump and sprinkler

within the SW1/4, Sec. 3,
Bruneau, Idaho, T. 7 S., R. 4 E., B. M., Owyhee County

and is to be used for irrigation
in the SW1/4, NW1/4, SE1/4, Sec. 2; SW1/4, SE1/4, Sec. 3, T. 7 S.,
R. 4 E., B. M.

Any protests against the intent of the permit 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 January 23 and January 30, 1969

State Reclamation Engineer:

Permit No. G-31684

You are hereby authorized to have the attached notice published at my expense
in the Owyhee Nugget of Marsing, Idaho;
published in the county in which the works are situated.

Emma Merrick
(signature)

Rural Route B, Box 149

Bruneau, Idaho 83604
(address)

Jan 4, 1969
(date)

31684

Identification No. _____

Permit No. _____

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder EMMA P. Merrick
 b) Post Office Address Brunner, Idaho
 2. Permit Number G-31684
 3. Date of Priority that you are prepared to establish Feb. 3, 1964 January 28-64
 4. a) Source from which water was appropriated Well
 b) Location of the point of diversion: SW 1/4 NE 1/4 Section 3
 Township 7S, Range 4E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
 amount 2.30 minor inches for irrigation purposes from Mar. 20 to Oct. 20 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 2.30 minor inches cfs and/or acre feet per annum 4.6 cfs
 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: Layne Pump Co. Twin Falls, Idaho

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) 12" Layne Turbine pump, 200 hp, 415 motor
16" well casing 113.5' deep

- b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
NONE - discharged directly into sprinkler system of 512 1/2" nozzles
with 80 lbs pressure at discharge.

- c) Give well drillers name and address and date the well was completed Commons Drilling Co.
Rupert, Idaho May 24, 1967

31684

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	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	84E	3			40	40			40	40									
7S	4E	2							40		40	40	38						
"																			
"																			
"																			
"																			
"																			
"																			

Total number of acres irrigated 318

10. Remarks: _____

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

Jan 4, 1969 (Date) x Edward W. Zwick (Signature)

State of Idaho
County of Franklin ss.

On this 4th day of Jan, 1969, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Olva F. Perkins
Notary Public residing at Hammond

My commission expires 12-12-1971

31684

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-11134)

in the name of Emma P. Merrick)

Bruneau, Idaho)

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,

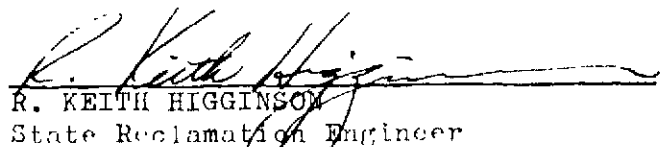
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-11134 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.
 - b. The permittee will not be required to submit proof of completion of work as originally specified, but will be required to submit proof to the Department of Reclamation of the application of the water to beneficial use on or before February 1, 1969. The permit holder should be aware that failure to complete one-fifth (1/5) of the work within one-half (1/2) of the time originally set for Completion of Works may be grounds for cancellation at the instance of the Department.

Dated this 3 day of December, 1968.


R. KEITH HIGGINSON
State Reclamation Engineer

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

April 9, 1969

Pete Merrick
Star Route B, Box 149
Bruneau, Idaho

Gentlemen:

It has been brought to our attention that on or about
March 31, 19 68, you had a well drilled.
The well is reported to be located at a point in the
SWNE, Sec. 3, T. 7S, R.
4E, B.M. for irrigation use.

A search of our records has failed to find your application or approved permit. Under existing Idaho Statutes, Sections 42-226, 42-229, and 42-230 of the Idaho Code, you are required to file and obtain an approved permit before you divert waters from a subterranean source, with the exception of domestic wells which are defined under Section 42-111 of the Idaho Code.

If we have overlooked your permit, please advise the Department as to your permit number. However, if you have not yet filled out an application for permit, please use the instructions and the blank application form which we have enclosed.

We will be very happy to assist you with any questions you may have.

Very truly yours,

A handwritten signature in dark ink, reading "Donald W. McEldowney".

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: Application for Permit
Instructions

51-2191

State of Idaho
Dept. of Reclamation, 123 24 1969
Bureau of Reclamation
April 20, 1969
Department of Reclamation

SEARCHED	INDEXED
SERIALIZED	FILED
APR 20 1969	
FBI - IDAHO	

Dear Sirs;

Relative to the well which you have
reference to, I'm afraid you have been
misinformed, the well which exists
in that location was completed in
May 1967 and was covered by permit, #
G-31684.

However, in May of 1968 there was
additional casing put down to shut off some
sand that was coming in, perhaps this is
what you were referred to. I trust this
information may be of assistance to you.

Yours Sincerely,

C. A. Merrick

Filed on Log

1316 1
Cheney

April 9, 1969

Pete Merrick
Star Route B, Box 149
Bruneau, Idaho

Gentlemen:

It has been brought to our attention that on or about
March 31, 1968, you had a well drilled.
The well is reported to be located at a point in the
SWNE, Sec. 3, T. 7S, R.
4E, B.M. for irrigation use.

A search of our records has failed to find your application or approved permit. Under existing Idaho Statutes, Sections 42-226, 42-229, and 42-230 of the Idaho Code, you are required to file and obtain an approved permit before you divert waters from a subterranean source, with the exception of domestic wells which are defined under Section 42-111 of the Idaho Code.

If we have overlooked your permit, please advise the Department as to your permit number. However, if you have not yet filled out an application for permit, please use the instructions and the blank application form which we have enclosed.

We will be very happy to assist you with any questions you may have.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: Application for Permit
Instructions

December 2, 1968

Re: Permit No. G-31684

Emma P. Merrick
Bruneau, Idaho

Dear Mrs. Merrick:

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 those 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, stating that you have been issued a permit and are now submitting proof of beneficial use. 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 it upon request at any time.

Very truly yours,

Donald W. McElowney
Appropriation Examiner

DWM:tg
Enc: order
proof due notice
proof package
advertising package

31684

December 2, 1968

Re: Permit No. G-31684

Emma P. Merrick
Bruneau, Idaho

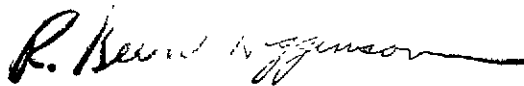
Dear Mrs. Merrick:

One of the conditions of the approval of your permit
~~G-31684~~ was that proof of application of the water to
beneficial use be submitted to this office on or before _____

~~February 3~~, 19~~69~~.

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

Either the proof or a request for extension 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.



State Reclamation Engineer

Enclosure: Proof form

Application for Amendment

POINT OF DIVERSION

Permit No. G-31684

Comes now Emma P. Merrick and represents to the State Reclamation Engineer of the State of Idaho:

That she is ~~(owner)~~ the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-31684.

That the point of diversion is described in said Permit as being located:

SW1/4NE1/4, Sec. 3, T. 7 S., R. 4 E., B.M.

That he now requests that the point of diversion be changed to a point located: SW1/4NE1/4, Sec. 3, NW1/4SE1/4, Sec. 10, T. 7 S., R. 4 E., B.M.

That the reason for desiring to make such change is as follows:

To utilize the excess water from the well in Section 10.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Boise, Idaho, this 3rd day of January 19 67

Emma P. Merrick By
E. P. Merrick

Date of Receipt at Department Of Reclamation: January 3, 1967

APPROVAL OF STATE RECLAMATION ENGINEER

R. Keith Higginson

I, ~~XXXXXXXXXXXX~~ State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-31684. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded in Book 111 of
Permits, at Page G-31684
January 12, 19 66 67

R. Keith Higginson
State Reclamation Engineer

31684

A S S I G N M E N T

For value received, I hereby assign All of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. 631684 to Gemma P. Merrick of Bureau, Idaho

* _____

Mary E. Moehring McBride
Permit holder

LeRoy McBride
Husband: Wife of Permit holder

STATE OF IDAHO)
County of Ada) ss

On this 16 day of May, 1966, before me, a Notary Public for the State of Idaho, residing at Boise, Idaho personally appeared Mary E. Moehring McBride and LeRoy McBride are known to me to be the person and whose name is subscribed to the within instrument and duly acknowledged to me that I he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

James E. Eason
Notary Public
Residing at Boise, Idaho

My commission expires: 4-22-68

* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions

631684

Don W. Samuelson
XXXXXXXXXXXXXX

January 12, 1967

RE: Permit G-31684

Emma P. Merrick
Bruneau, Idaho

Dear Mrs. Merrick:

Enclosed herewith is the assignment on the above referenced permit and the amendment to the point of diversion which has been recorded in this department.

Departmental receipt No. G-11217 in the amount of \$1.50 was given to you at the time you were in our office.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Encl: Assignment
Amendment

631684

T 7 L, R 4 S

Sec 2, LWNW, N²LW, L²EW

Sec 3, L²N²

15800
78
35
21100 31684

A C K N O W L E D G E M E N T

Date: January 3, 1967

Re: Application No. G-31684

I hereby acknowledge that, even though I was assisted by employees of the Idaho State Department of Reclamation in the preparation of Application No. G-31684, all responsibility with regard to the accuracy and completeness of the information contained therein rests with me.

Signed:

W. J. Derrick

Applicant

G31684

Application for Amendment

POINT OF DIVERSION

Permit No. G 31684

DEPARTMENT OF RECLAMATION
1965

Comes now Mary E. Mocking
and represents to the State Reclamation Engineer of the State of Idaho:

That she is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G 31684.

That the point of diversion is described in said Permit as being located:
SW¹ NE⁴ Sec. 3., Twp. 7S., Rge. 4E.B.M.

That she now requests that the point of diversion be changed to a point include
located: NW⁴ SE⁴ Sec. 10., Twp. 7S., Rge. 4E.B.M.

That the reason for desiring to make such change is as follows:

To utilize The excess water from this well

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Boise, Idaho this 29 day of Nov., 1965

Mary E. Mocking
by C.G. Merrick agent

Date of Receipt at Department of Reclamation: Nov. 29 - 1965

APPROVAL OF STATE RECLAMATION ENGINEER

I, Ralph W. Thomas, Deputy, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-31684. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Ralph W. Thomas
Deputy State Reclamation Engineer

Recorded in Book 111 of
Permits, at Page 31684
December 3, 1965

G 31684

Application for Amendment

POINT OF DIVERSION

Permit No. G 31684

NOV 29 1965
Department of Reclamation

Comes now Mary E. Mocking
and represents to the State Reclamation Engineer of the State of Idaho:

That she is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G 31684.

That the point of diversion is described in said Permit as being located:

SW¹ NE⁴ Sec. 3, Twp. 7S, Rge. 4 E.B.M.

That she now requests that the point of diversion be changed to ^{include} a point located: NW⁴ SE⁴ Sec. 10, Twp. 7S, Rge. 4 E.B.M.

That the reason for desiring to make such change is as follows:

To utilize the excess water from this well

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Boise, Idaho this 29 day of Nov., 1965

Mary E. Mocking
by C. A. Merrick agent

Date of Receipt at Department of Reclamation: Nov. 29 - 1965

APPROVAL OF STATE RECLAMATION ENGINEER

I, Ralph W. Thomas, Deputy, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-31684. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Ralph W. Thomas
Deputy State Reclamation Engineer

Recorded in Book 111 of
Permits, at Page 31684
December 3, 1965

G 31684



UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

IN REPLY REFER TO:

L:VSS
Idaho 015064

Land Office
P. O. Box 2237
Boise, Idaho

AUG 7 1964

RECEIVED
AUG 10 1964

NOTICE OF ALLOWANCE

2. 31684
Mary E. Moehring
P. O. Box 108
Fruitland, Idaho

Department of Reclamation

Dear Mrs. Moehring:

Your Desert Land Entry, Serial No. Idaho 015064,
Receipt No. 96174, for SW¹/₄ NW¹/₄, NE¹/₄ SW¹/₄,
Sec. 2; S¹/₂ NW¹/₄, S¹/₂ NE¹/₄, Section 3,
Township 7 S., Range 4 E., Boise Meridian, Idaho,
containing 320 acres, has this day been allowed, subject
to any valid existing rights and your further compliance with laws
and regulations applicable thereto. In correspondence relating to
this entry, always refer to the serial number shown above.

Subject to the Act of July 17, 1914 which may require the
reservation of all oil and gas deposits to the United States.

Subject to the reservation of a right-of-way 50 feet wide
parallel to the north boundary of NE¹/₄ SW¹/₄ Sec. 2 for livestock movement.

Sincerely yours,

Curtis R. Taylor
~~Orval G. Hadley~~

Acting Land Office Manager

cc: State Recl. Engr. ✓

531684

February 11, 1964

Re: Permit No. G-31684

Mary E. Moehring,
623 North 11th St.,
Caldwell, Idaho.

Dear Mrs. Moehring:

We enclose Permit No. G-31684 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

By this same mail, we have sent to the Bureau of Land Management two copies of this permit, one of which has been certified, to be used in connection with the Desert Land Entry filed in that office. A copy of that letter is enclosed.

~~Enclosed~~ Departmental Receipt No. G-8531 which was issued covering payment in the amount of \$ 8.50, which includes \$ 6.50 for the filing fee and \$ 2.00 for the copies sent to the Bureau of Land Management, was given to you while in our office.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

31684

February 11, 1964

Re: Permit No. G-31684
Mary E. Moehring

Bureau of Land Management,
P. O. Box 2237,
Boise, Idaho.

Gentlemen:

We enclose two copies of Permit No. G-31684, one
of which has been certified, to be used in connection with
Desert Land Entry filed in your office by permit holder
Mary E. Moehring of
623 North 11th St., Caldwell, Idaho.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

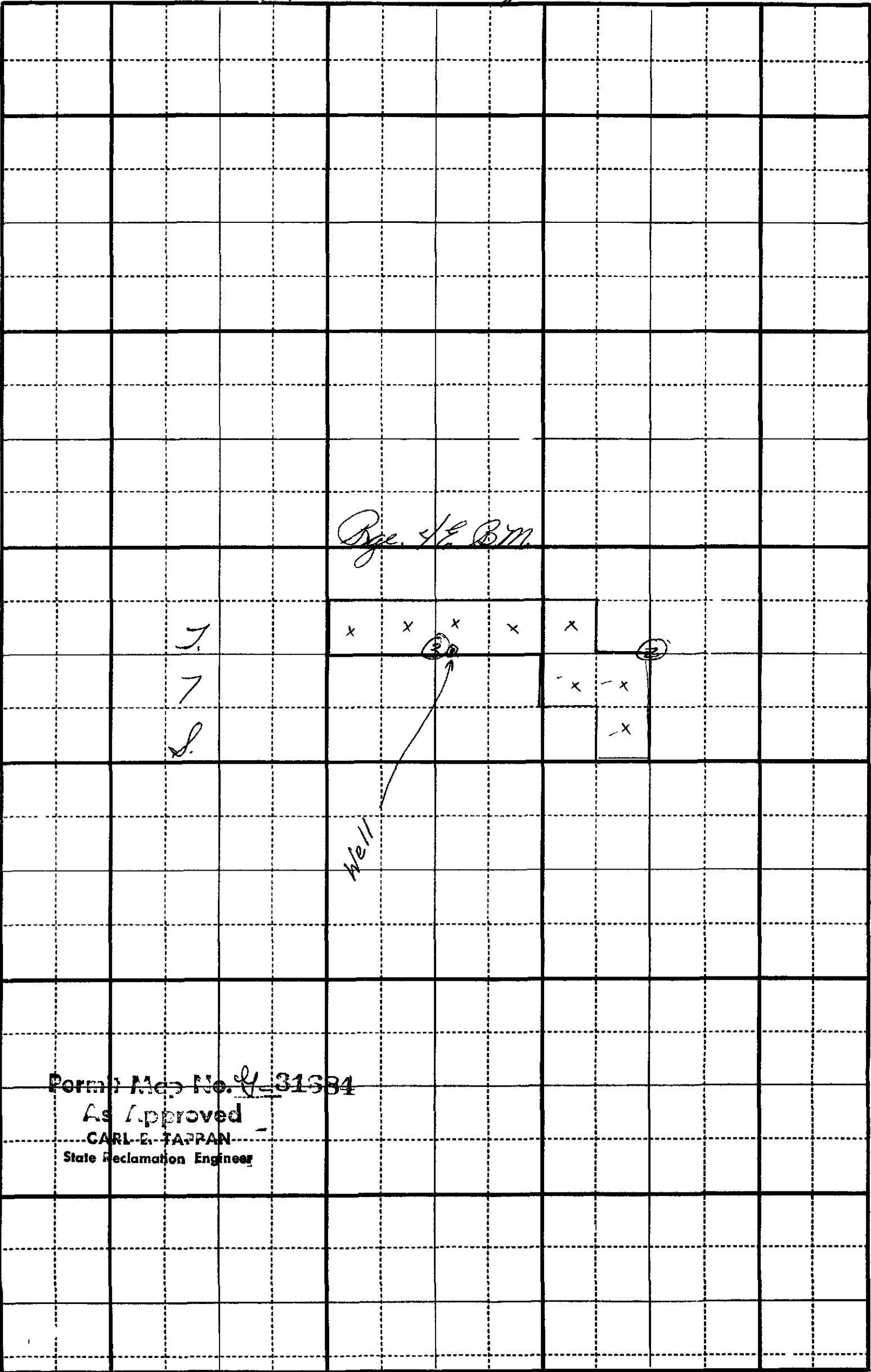
(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Applicant

831684

NAME OF APPLICANT Mary E. Mocking

Form No. 0



Permit Map No. 31684
As Approved
CARL E. TAPPAN
State Reclamation Engineer