

51-2152

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Earl D. Owen
Middleton, Idaho

Application No. G- 36336
Permit No. G- 28364
District No.

1. Name of Applicant: R. L. OWEN
Postoffice address: Anaheim County: State: Calif.
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 4.0 or Idaho
Miners' inches 200 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 SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 16
Twp. 7 S , Rge. 6 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: artesian well and ditches
8. Estimated cost of works: \$ 6,000
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 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: Bruneau River water 50 miners inches.
 - (a) 0.5 (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) 3.5 (cubic feet per second, ~~inches or gallons per minute~~) is for new lands.

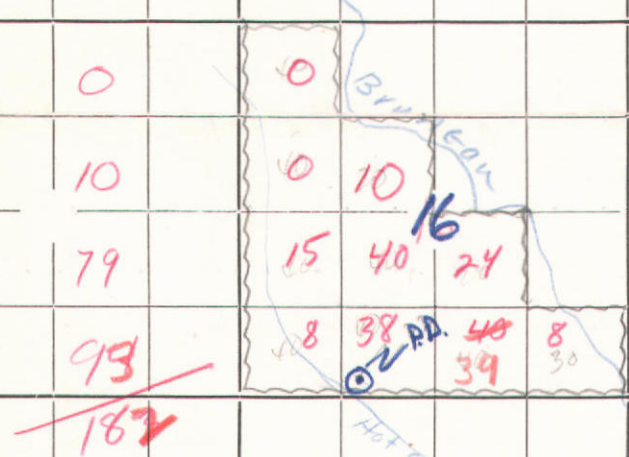


12470
12110211

R 6 E

acres for divisions of holder

T
7
S



93
182

287

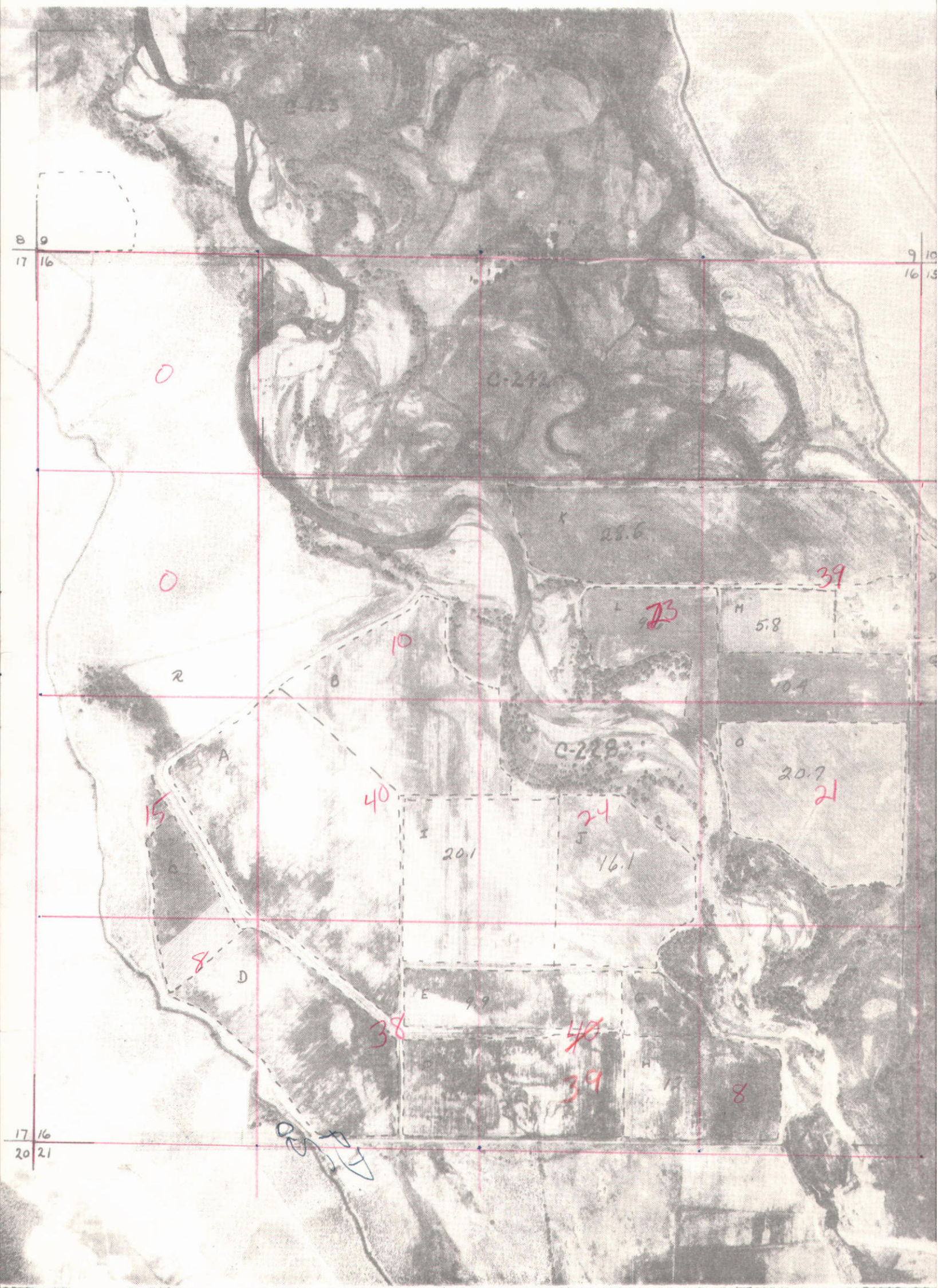
Area = ¹⁸²~~183~~ Acres

Subdivisions = 8

Q = Allow ~~3.64 cfs~~ = 183"
3.64 - 182"

Hot Spring
Backus Dam
Diversen

Cleveland



Re: Permit No. G-28364
R. L. Owen

November 9, 1964

Mr. E. D. Owen,
Middleton, Idaho.

Dear Mr. Owen:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28364, in the name of Willard E. R. L. Owen, Anaheim, California. Final Proof is to be made before ~~you~~ Cox as Notary on the 16th day of December, 19 64, at 2:00 o'clock P.M., at Willard E. Cox Agency, Middleton, Idaho.

As of this date, we have mailed the Notice to the Orysee Nugget Marsing, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, that your Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

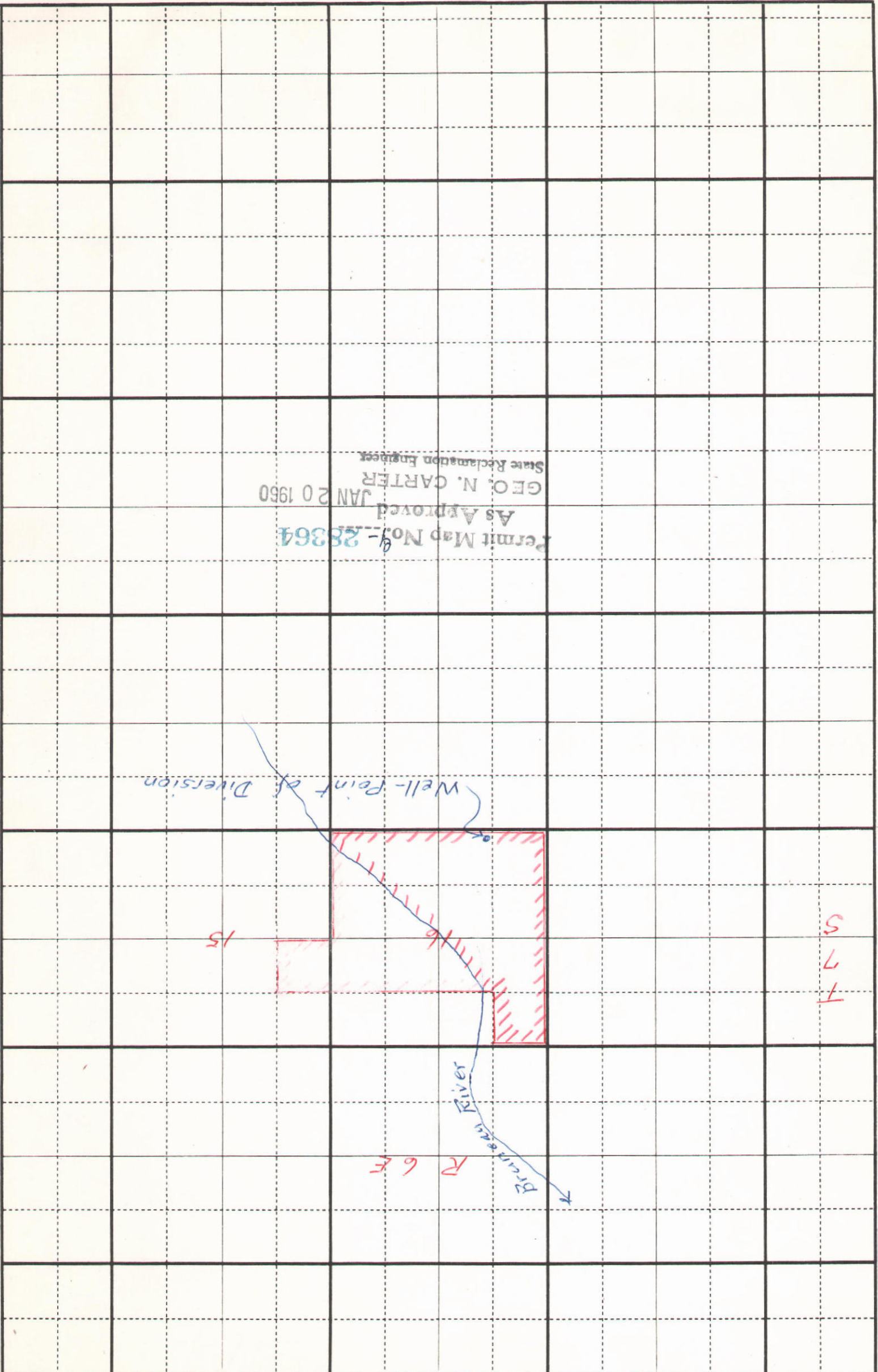
Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Applicant
cc: Willard E. Cox
Middleton, Idaho

28364



Permit Map No. 4-28364
As Approved JAN 20 1950
GEO. N. CARTER
State Reclamation Engineer

State of Idaho

License and Certificate of Water Right

Water License No. G-28364 Priority January 5, 1960 Amount 3.64 c.f.s.

THIS IS TO CERTIFY that R. L. OWEN

of Anaheim, California, made application for a permit to appropriate the public waters of the State of Idaho, dated January 5, 1960; that Permit No. G-28364 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 3.64 second feet, was issued thereunder on March 17, 1967, showing that said works were completed on the 16th day of December, 1964; and that on the 16th day of December, 1964, R. L. OWEN

of Anaheim, State of California, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of a well,

a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-28364 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 14 of Licenses, at Page 8708, on the 17th day of March, 1967.

The right hereby confirmed dates from January 5, 1960

The Point of Diversion is located

in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, Twp. 7 S., R. 6 E., B.M. Owyhee County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 3.64 cubic feet per second.

Description and location of use:

Twp	Range	Section	Forty-Acre Tract	No Acres Described in Permit	No Acres Actually Irrigated
7 S.	6 E.	16	SE $\frac{1}{4}$ NW $\frac{1}{4}$	20	10
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	15
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	8
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	38
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	20	24
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	39
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	30	8
			Total number of acres to be irrigated:		182

The right to the use of the water aforesaid 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 17th day of March, 1967.

R. Keith Higgins
State Reclamation Engineer.

28364

State of Idaho

LICENSE AND CERTIFICATE
OF WATER RIGHT

Water License No. G-28364

To R. L. Owen

Anaheim, California

Source of Supply a well, tributary

of subterranean flow

Owyhee County

Amount 3.64 Sec. Ft.

Point of Diversion SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16,

T. 7 S., R. 6 E., B.M.,

Place of Use SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$,

S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 16, T. 7 S., R. 6 E., B.M.

Purpose Irrigation

Date of Priority January 5, 1960

Recorded March 17, 1967

in Book 14 of Licenses, Page 8708

State of Idaho
License and Certificate of Water Right

Water License No. G-28364

Amount 3.64 c.f.s.

Water District No. _____

Priority January 5, 1960

THIS IS TO CERTIFY that R. L. OWEN
of Anaheim, California, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 5, 1960; that Permit No. G-28364
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.64 second feet, was issued thereunder on March 17, 1967, showing that said works
were completed on the 16th day of December, 1964; and that on the 16th
day of December, 1964, R. L. OWEN

of Anaheim, State of California, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-28364 of the Department of Reclamation,
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
14 of Licenses at page 8708, on the 17 day of March, 1967;
The right hereby confirmed dates from January 5, 1960;

The Point of Diversion is located
in the SE 1/4 SW 1/4, Sec. 16, Tp. 7 S., R. 6 E., B. M., Owyhee County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 3.64 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	6 E.	16	SE ¹ / ₄ NW ¹ / ₄	20	10
			NE ¹ / ₄ SW ¹ / ₄	40	40
			NW ¹ / ₄ SW ¹ / ₄	40	15
			SW ¹ / ₄ SW ¹ / ₄	40	8
			SE ¹ / ₄ SW ¹ / ₄	40	38
			NW ¹ / ₄ SE ¹ / ₄	20	24
			SW ¹ / ₄ SE ¹ / ₄	40	39
			SE ¹ / ₄ SE ¹ / ₄	30	8
			Total number of acres to be irrigated:		182

The right to the use of the water aforesaid 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
17th day of March, 1967.

s/ R. Keith Higginson
State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. G-27985 Amount 3.90 c.f.s.
Water District No. _____ Priority June 12, 1959

THIS IS TO CERTIFY that THERN HENRY TEEPLES -Assignee CHARLES E. and MARGARET E. SPARKS of Sterling, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 12, 19 59; that Permit No. G-27985 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3.90 second feet, was issued thereunder on March 17, 19 67, showing that said works were completed on the 15th day of May, 19 64; and that on the 15th day of May, 1964, CHARLES E. AND MARGARET E. SPARKS

of Sterling, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of irrigation and domestic use, under Use Permit No. G-27985 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 14 of Licenses at page 8707, on the 17 day of March, 1967; The right hereby confirmed dates from June 12, 19 59;

The Point of Diversion is located in the NW 1/4 SW 1/4, Sec. 5, Tp. 4 S., R. 31 E., B. M., Bingham County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 3.90 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 S.	31 E.	6	NE <u>1/4</u> SE <u>1/4</u>	36	20
			SW <u>1/4</u> NW <u>1/4</u>	36	20
			NE <u>1/4</u> SW <u>1/4</u>	38	25
		8	NW <u>1/4</u> SW <u>1/4</u>	36	15
			SE <u>1/4</u> SW <u>1/4</u>	38	40
			SW <u>1/4</u> NE <u>1/4</u>	22	10
			NE <u>1/4</u> NW <u>1/4</u>	32	40
			SE <u>1/4</u> NW <u>1/4</u>	28	25
			Total number of acres to be irrigated:		195

The right to the use of the water aforesaid 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 17th day of March, 19 67.

s/ R. Keith Higginson
State Reclamation Engineer.

(SEAL)

51-21

APPLICATION FOR PERMIT To appropriate the Subterranean Waters of The State of Idaho

Earl D. Owen
Middleton, Idaho

Application No. G- 36336
Permit No. G- 28364
District No.

1. Name of Applicant: R. L. OWEN

Postoffice address: Anaheim

County:

State: Calif.

2. Quantity of water claimed:

(a) Rate of withdrawal in cubic feet per second 4.0 or Idaho
Miners' inches 200 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 SE 1/4 of the SW 1/4 of Section 16
Twp. 7 S , Rge. 6 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: artesian well and ditches

8. Estimated cost of works: \$ 6,000

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 on hand. \$

(b) Treasury stock:

(c) Bonds to be issued:

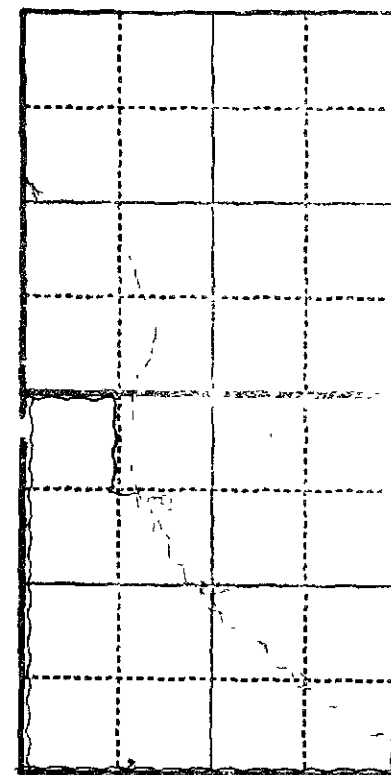
(d) Other resources:

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: Bruneau River water 50 miners inches.

(a) 0.5 (cubic feet per second, ~~inches of water~~ of the water herein applied for is to be supplemental to the existing water rights.

(b) 3.5 (cubic feet per second, ~~inches of water~~ is for new lands.



16-41

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	6 E	16					40	40	20		40	40	40	40		20	40	30	350
Total number of acres to be irrigated:																			350
Permit No. G-28364 --																			
CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that R. L. OWEN of Anaheim, County of --, and State of California, the holder of Permit No. G-28364, issued upon Application No. G-36336 bearing date of priority of January 5, 1960, authorizing the diversion of 4.0 second feet of waters of a well, County of Owyhee, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 3.64 second feet of the waters of a well, tributary of subterranean flow; that the point of diversion of said waters is in the SE ¹ / ₄ SW ¹ / ₄ , Sec. 16, T. 7 S., R. 6 E., B.M. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit:																			
SE ¹ / ₄ NW ¹ / ₄ , SW ¹ / ₄ , NW ¹ / ₄ SE ¹ / ₄ , S ¹ / ₂ SE ¹ / ₄ , Sec. 16, T. 7 S., R. 6 E., B.M.																			
Proof of Completion of Works Made: December 16, 1964																			
Witness my hand this 17th day of March, A. D. 1967.																			
s/ R. KEITH HIGGINSON State Reclamation Engineer																			
LICENSE ISSUED FOR 3.64 SEC. FT. LICENSE PAG NO. 8708																			

March 17, 1967

Re: Permit No. G-28364

R. L. Owen
c/o B. D. Owen
Middleton, Idaho 83644

Dear Mr. Owen:

Enclosed is the Certificate of Completion
of Works and License and Certificate of Water
Right on the above numbered permit.

Also enclosed is departmental receipt No.
G-11334 in the amount of \$21.00 covering the fees.

We are pleased to have been of service to
you. If you have any questions, please do not
hesitate to contact us.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:dj

Enc.: certificates
receipt for \$21.00

28364

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that **R. L. Owen**
 of **Anaheim**, County of, and State of
California, the holder of Permit No. **G-28364**,, issued upon
 Application No. **G-36336**, bearing date of priority of **January 5, 1960**, authorizing the
 diversion of **4.0** second feet of waters of a well,

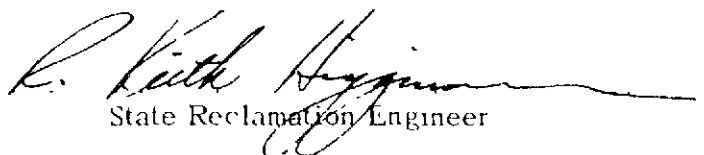
County of **Owyhee**, State of Idaho, for **irrigation**
 purposes, has fully complied with the provisions of the laws of the State of Idaho
 relating to the proof of completion of the works of diversion set out and described in said
 Permit, that said works are adequate for diverting and conveying to the place of intended
 use **3.64** second feet of the waters of a well, tributary of
subterranean flow;

that the point of diversion of said waters is in the **SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, T. 7 S.,**
R. 6 E., B.M.

and that the lands proposed to be irrigated by the use or place of use of said water are
 described as follows, to-wit: **SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 16, T. 7 S.,**
R. 6 E., B.M.

Proof of Completion of Works Made: **December 16, 1964.**

Witness my hand this **17th** day of **March**, A. D. 19 **67**


 State Reclamation Engineer

Permit No. G-28364

**Certificate of Completion
of Works**

Dated March 17, 1967

Stream a well

County Owyhee

Amount 3.64 c.f.s.

Date of Priority January 5, 1960

Recorded in Book 100

of Permits, page 28364

28364

STATE OF IDAHO

Department of Reclamation

N^o G-11334Boise, Idaho, Feb. 16, 1962

XXXXXX

RECEIVED FROM Reginald Anderson of Boise, Idaho \$ 21.00
Twenty One Dollars and 00/100 DOLLARS

FOR

Well Driller's License Fee	- \$	
Application No.	- \$	
Proofs <u>C/44 G-28364</u>	- \$	<u>21.00</u>
Certified Copy	- - - \$	
Recording Assignment	- - - \$	
	- - - \$	
TOTAL	- - - \$	<u>21.00</u>

Mary Leach
 STATE RECLAMATION DEPARTMENT

R. L. Owen
 c/o E. D. Owen
 Middleton, Idaho 83644

Dear Mr. Owen

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-28364 shows the well(~~X~~) is (~~290~~) capable of conveying 182 miner's inches, or 3.64 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 21.00, we will issue the Certificate of Completion of Works for 3.64 c.f.s. and the License and Certificate of Water Right for 3.64 c.f.s. confirming the right, with priority of January 5, 1960 to the use of subterranean water with the point of diversion in SE1/4SW1/4, Sec. 16, T. 7 S, R. 6 E, B.M., for irrigation of 182 acres in SE1/4NW1/4, SW1/4, W1/2SE1/4, SE1/4SE1/4, Sec. 16, T. 7 S, R. 6 E, B.M.

Very truly yours,

M. Russell Bosch
 Office Manager

MRB:nw

28364

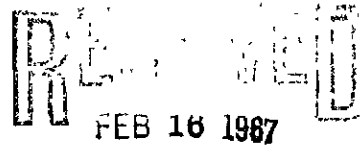
ANDERSON, KAUFMAN, ANDERSON AND RINGERT
LAWYERS

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

IDAHO BUILDING
BOISE, IDAHO 83701

AREA CODE 208
TELEPHONE 342-4591
POST OFFICE BOX 2773

February 15, 1967



State Reclamation Engineer
Statehouse
Boise, Idaho

Department of Reclamation

Re: Permit No. G 28364

Dear Sir:

Herewith is check for \$21.00 in payment of the amount specified by your recent letter to E. D. Owen of the fees of your office remaining to be paid in the above captioned matter, which has gone to final proof.

Yours very truly,

ANDERSON, KAUFMAN, ANDERSON
AND RINGERT

By


Eugene H. Anderson

EHA:pho
Enclosure

28364

January 24, 1967

RE: Permit No. G-28364

R. L. Owen
c/o E. D. Owen
Middleton, Idaho 83644

Dear Mr. Owen

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-28364 shows the well(3) is (250) capable of conveying 182 miner's inches, or 3.64 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 21.00, we will issue the Certificate of Completion of Works for 3.64 c.f.s. and the License and Certificate of Water Right for 3.64 c.f.s. confirming the right, with priority of January 5, 1960 to the use of subterranean water with the point of diversion in SE1/4SW1/4, Sec. 16, T. 7 S, R. 6 E, B.M., for irrigation of 182 acres in SE1/4NW1/4, SW1/4, W1/2SE1/4, SE1/4SE1/4, Sec. 16, T. 7 S, R. 6 E, B.M.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:nw

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mm
28364

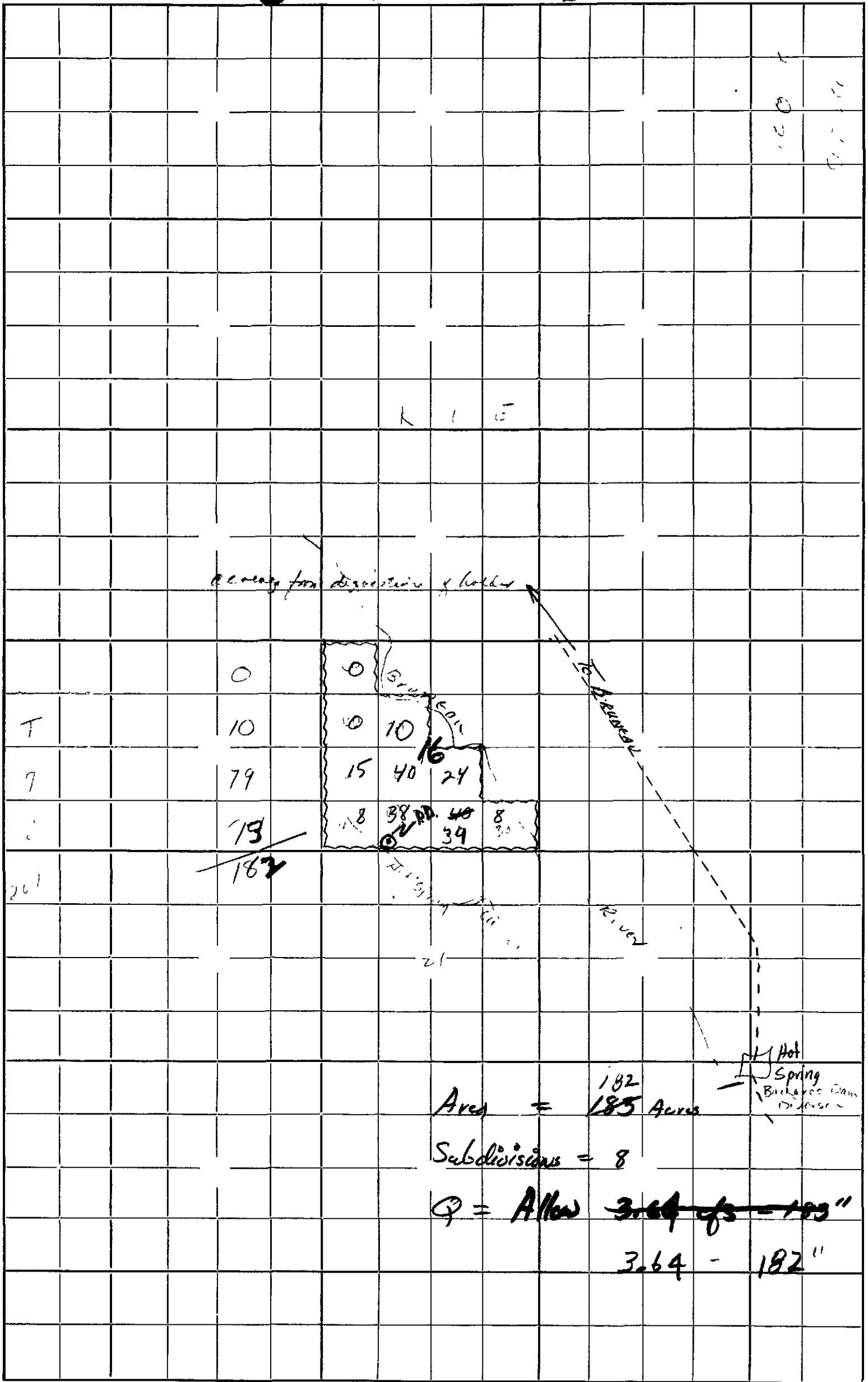
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-28364

REPORT ON PROOF OF Completion of Works & Beneficial Use

R. L. Owen & E. D. Owen, Middleton, Idaho



Area for Division & holder

	0	0	0	10	16	
T	10	0	10			
7	79	15	40	24		
	79	18	38	40	8	
			39	30		
201	182					

Hot Spring

River

Hot Spring
Buckeye Dam
Buckeye

Area = 182 Acres

Subdivisions = 8

Q = Allow ~~3.64~~ of ~~182~~"
3.64 - 182"

Cleven



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-28364

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant R. L. Owen
2. Source of water supply: Subterranean
3. Location of point of diversion: Is in the SE 1/4 SW 1/4 of Section 16
T. 7 S. R. 6 E.B.M. County of Owyhee

4. Describe works as they exist, giving dimensions and capacities of same: _____

Flowing Hot flowing well - 513' Deep X 12" Well is enclosed and controlled by large gate valves and discharges through a 12" C.M.R. enclosed in cement - The flow is delivered to the Hot Springs Canal then re diverted via headgates to the lands irrigated.

5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NW 1/4 NW 1/4, S 1/2 NW 1/4, SW 1/4, NW 1/4 SE 1/4, S 1/2 SE 1/4 Sec. 16., Twp. 7 S., Rge. 6 E.B.M.

Total No. of acres 350

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks:

Measurement: 12" I.D. pipe = 12" @ 21"

x = 21" y = 12" V = 7.0

1.75 .785 x 7.0 = 5.495 cfs or 5.50 cfs

This is a poor measurement but there is obviously more water produced than was filed on.

This examination was made on the 30 day of September, 1966

(Signed)

Dan W. H. Dan W. H. Eldredge
Examiner.

Plat 28364

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

513' x 12"
558'
H. E. D. Owen
Middleton, Idaho 83644
Permit No. A-20344

Examination for Completion of Works & Beneficial Use

County Owyhee

Sec. 16 T. 7 S. R. 6 E. 34

Quantity: 4.0

Source: Well (Flowing)

P. D.: SESW - 16 - 75 - 6 E

Use: Irrigation

Filed: 5 January 60

Due: 20 January 65

Made: Dec. 16, 1964

Priority: Jan. 5, 1960

Extension:

Protest:

Completion of Works:

Other Rights:

50" Sunbeam River

Eustaquio Ocamica
Owns well affects the down well.

1M April 1962

January 5, 1965

Re: Permit No. 28364

E. D. Owen
Middleton, Idaho

Dear Mr. Owen:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the OWYHEE NUGGET, all submitted in probf of completion of works and beneficial use on Permit No. 28364.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours ,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:
cc: R. L. Owen
312 Evening Star Lane
Newport Beach, California

28364

RE: Permit No. G-28364
R. L. Owen

Mr. E. D. Owen
Middleton, Idaho

Dear Earl:

This acknowledges receipt of your proofs in connection with the above numbered permit. However, you did fail to send in a photo-copy of power of attorney given to you to handle the business affairs for Dick.

The proofs appear to be in good shape and as soon as we receive the copy of the power of attorney we will process them and will send you a form letter concerning same.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR

28364

PROOF OF PUBLICATION

STATE OF IDAHO }
County of Owyhee } ss.

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 4 consecutive weeks, the first publication being on the 12 day of Nov., 1964, and the last publication being on the 3 day of December, 1964;

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


PUBLISHER.

Subscribed and sworn to before me this 3rd day of December, 1964.


NOTARY PUBLIC

My commission expires 9-10-64

(SEAL)

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2:00 P. M., on the 16th day of December 1964, at Middleton, County of Canyon, State of Idaho, before Willard E. Cox, Notary Public, at (address) Willard E. Cox Agency, proof will be submitted of the completion of works for the diversion of 4.0 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28364, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is R. L. Owen, Anaheim, California Agent, E. D. Owen, Middleton, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 4.0 cubic feet per second.

3. The use to which said water has been applied is irrigation, purposes, and the amount applied to beneficial use is 4.0 cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16., Twp. 7 S., Rge. 6 E. B. M.

5. The place where said water is used is NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 16., Twp. 7 S., Rge. 6 E. B. M.

6. The date of priority which said user is prepared to establish is January 5, 1960.

CARL E. TAPPAN,
State Reclamation Engineer
(Nov. 12 - Dec. 3)

28364

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEC 17 1964
Department of Reclamation

Permit No. G 28364

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

and Completion of Works

Ques. 1. State your name, residence, occupation and postoffice address: _____

R. L. Owen By E. D. Owen, acting as agent by Power of Atty
Middleton, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; G-28364, 1-20-60, 1-5-60

Ques. 4. State source of water supply: Subterranean
Give location of point of diversion, showing subdivision, section, township and range:
SE⁴SW⁴Sec. 16, Twp. 7S, Range 6E B.M.

Ques. 5. Describe your works of diversion: Laterals and canals

_____ ; state amount of water they are capable of conveying from point of diversion to place of use 4.0 cfs ; Give name of canal or ditch or other works by which water is conducted to such place of use: _____

_____ ; if a well, state depth of well 513 Feet ; depth and size of casing: 12 1/2 " ; depth to water artisan ; if pump is used,

state discharge of pump: _____ ; tell how it was measured or determined: Weir

_____ ; if sprinkler irrigation, give number and size of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: Irrigation
If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water : 80 acres in W 1/2 NW⁴, 20 acres SE⁴NW⁴, 160 acres SW⁴, 20 acres NW⁴SE⁴, 40 acres SW⁴SE⁴, 30 acres SE SE⁴ all in Sec. 16., Twp. 7S., Rge. 6 E. B.M.

State nature of all improvements which have been made as a direct result of said use:

Land leveled - Ditches constructed - Headgates installed - Seeded - Crops harvested

28364

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Irvine E. Glineski Bruneau, Idaho

Ques. 7. If for other than irrigation purposes, state purpose and how used:

Domestic

Ques. 8. What is the minimum amount of water required for the purpose specified above:

4000 gal per month

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Individual obtained by purchase.

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: March, 1960 Time used since first use:

Each year

Ques. 11. Describe all other water rights appurtenant to same place of use:

50 inches from Warm Springs Ditch Co., G-32132

(sign) R. L. Owen, E. D. Owen agt.

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Middleton, County of Canyon

State of Idaho, on this 16th day of December, A.D. 19 64.

Willard Elay

My Commission expires: March 21, 67

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

Not Applicable

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

Well drained, comparatively level land., 350 inches of water

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No

Ques. 10. When did you first see this water used: March 1960

Other times you have seen such use: Each year during the crop season

(Signed)

Earl A. Roller

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Middleton

 , County of Canyon, State of Idaho, on this 16th day of December,

A. D., ~~1962~~. 1964

Willard E. La

Notary Public for State of Idaho

Residing: Middleton, Idaho

My commission expires: 3/21/67

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

Not Applicable

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

Well drained, comparatively level land., 350 inches of water

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No

Ques. 10. When did you first see this water used: April 1964

Other times you have seen such use: Each year during the crop season

(Signed)

Robert B. L. L.

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Middleton

 , County of Canyon, State of Idaho, on this 16th day of December,

A. D., ~~1962~~ 1964

Willard E. L.

Notary Public for State of Idaho

Residing: Middleton, Idaho

My commission expires: 3/21/67

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 9, 1964

(P. O.) Box 2, Middleton, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

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.

R. L. Owen
agent - E. D. Owen

(In case of canals or other works designed to divert and
carry more than 50 cubic feet of water per second, the following certificate
must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the
attached notice are true.

Engineer

NOTICE OF PROOF OF COMPLETION OF WORKS

and
APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

Notice is hereby given that at 2:00 P.M., on the 16th day of December, 1964, at Middleton, County of Canyon, State of Idaho, before Willard E. Cox Agency (State Notary), Notary Public, at (address) WILLARD E COX AGENCY, proof will be submitted of the completion of works for the diversion of 4.0 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 0-28364, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is E. L. Owan, Anaheim, California Agent, E. D. Owan, Middleton, Idaho
2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 4.0 cubic feet per second.
3. The use to which said water has been applied is irrigation, purposes, and the amount applied to beneficial use is 4.0 cubic feet per second.
4. The point of diversion of said water is SE 1/4 SW 1/4 Sec. 16., Twp. 7 S., Rge. 6 E.B.M.
5. The place where said water is used is NE 1/4 NW 1/4, S 1/4 NW 1/4, SW 1/4 NW 1/4 SE 1/4, S 1/4 SE 1/4 Sec. 16., Twp. 7 S., Rge. 6 E.B.M.
6. The date of priority which said user is prepared to establish is January 5, 1960.

CARL E. TAPPAN

State Reclamation Engineer

28364/2

Re: Permit No. G-28364
R. L. Owen

Date: Nov. 9, 1964

Owyhee Nugget
Marsing, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to December 16, 1964
the date set for proof; the expense of the publication is to be paid
by the applicant 's agent, E. D. Owen,
of Middleton, Idaho to whom you should
furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this
office with a copy or tear sheet of the first publication. **

Very truly yours,


CARL E. TAPPAN
State Reclamation Engineer

** If the first copy is not received in this office for checking
purposes and errors appear in subsequent issues, it is possible
that re-publication of corrected copy will be at your own expense

28364

Re: Permit No. **0-28364**
R. L. Oann

November 9, 1964

**Mr. E. D. Oann,
Middleton, Idaho.**

Dear Mr. Oann:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. **0-28364**, in the name of **Willard E. R. L. Oann, Anaheim, California**. Final Proof is to be made before **Willard E. Cox** as Notary on the **16th** day of **December**, 19 **64**, at **2:00** o'clock **P.M.**, at **Willard E. Cox Agency, Middleton**, Idaho.

As of this date, we have mailed the Notice to the **Ogden Nugget** **Morning, Idaho**, with instructions to publish it once a week for **four** consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, that your Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) **EDNA P. RULE**
Chief Clerk

Encl.
EJR:pmk
cc: Applicant
Willard E. Cox
Middleton, Idaho

28364

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 28364 - R. L. Owens

Nov. 2, 1964

Earl D. Owens
Middleton, Idaho

Dear Mr. Owens:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 28364 are due not later than Jan 20, 1965

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated -- all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named, and before the notary public, as advertised in the publication notice.

Very truly yours,

CARL E. TAPPAN,

State Reclamation Engineer

Enclosures 36 and 11

28364

February 3, 1960

RE: Permit No. G-28364
R. L. Owen
Anaheim, California

Earl D. Owen
Middleton, Idaho

Dear Mr. Owen:

We enclose Permit No. G-28364 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Receipt No. G-4544 covering payment in the amount of \$5.75 for the filing fee of the above mentioned permit was given to you when you were in our office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

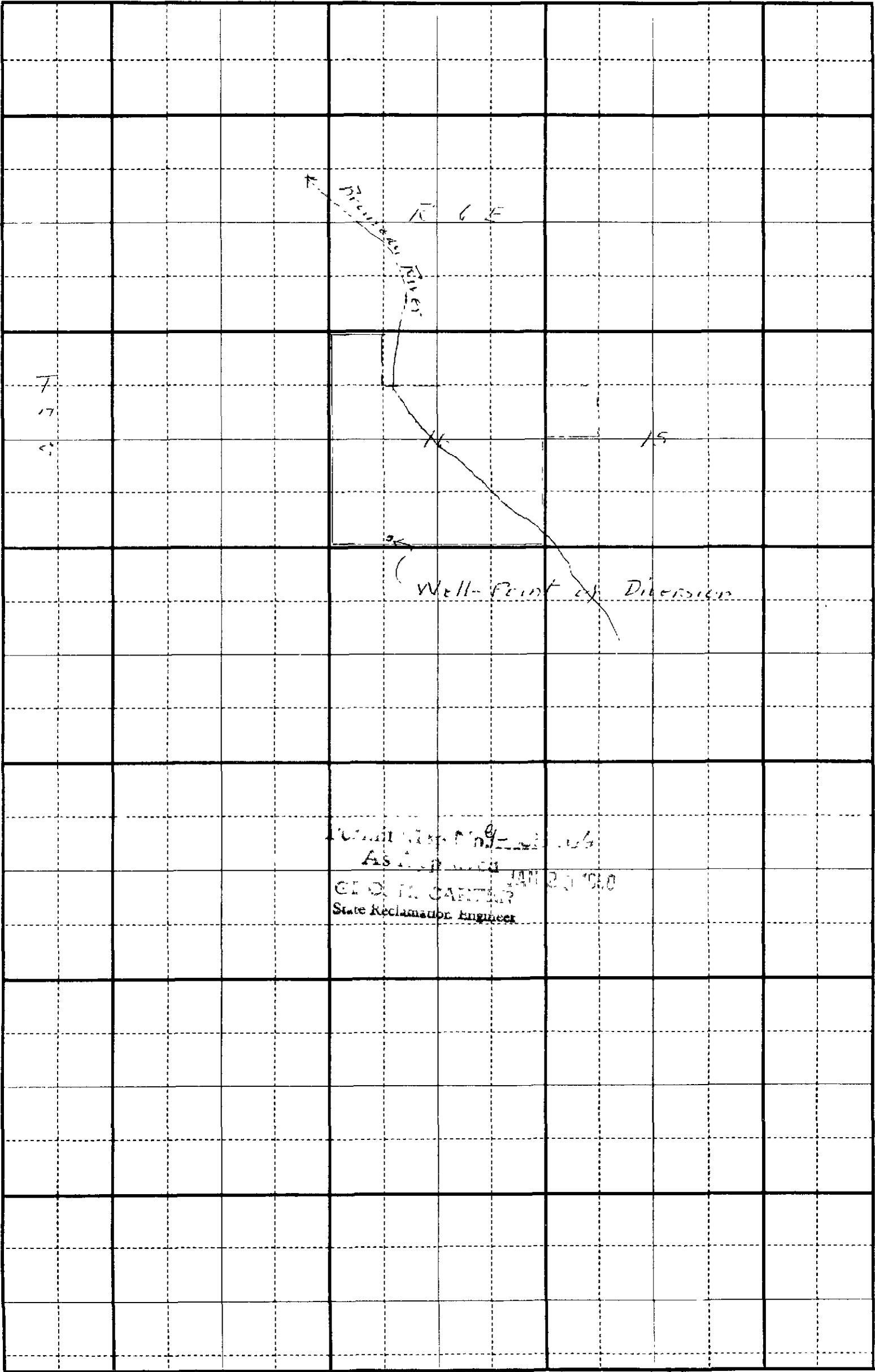
(Mrs.) Edna Rutledge Rule
Chief Clerk

ERR:mr
Enc. permit

28364

NAME OF APPLICANT R. L. Allen

Form No. 0



Received by
Asst. Engineer
GEORGE CARTER
State Reclamation Engineer
JAN 20 1910

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Power of Attorney

538 1-53

THIS FORM FURNISHED BY TITLE INSURANCE AND TRUST COMPANY

Know All Men by These Presents: That RICHARD L. OWEN and MARY LOUISEOWEN, husband and wife,

the undersigned (jointly and severally, if more than one) hereby make, constitute and appoint

KARL D. OWEN

my true and lawful Attorney for me and in my name, place and stead and for my use and benefit:

(a) To ask, demand, sue for, recover, collect and receive each and every sum of money, debt, account, legacy, bequest, interest, dividend, annuity and demand (which now is or hereafter shall become due, owing or payable) belonging to or claimed by me, and to use and take any lawful means for the recovery thereof by legal process or otherwise, and to execute and deliver a satisfaction or release therefor, together with the right and power to compromise or compound any claim or demand;

(b) To exercise any or all of the following powers as to real property, any interest therein and, or any building thereon: To contract for, purchase, receive and take possession thereof and of evidence of title thereto; to lease the same for any term or purpose, including leases for business, residence, and oil and/or mineral development; to sell, exchange, grant or convey the same with or without warranty; and to mortgage, transfer in trust, or otherwise encumber or hypothecate the same to secure payment of a negotiable or non-negotiable note or performance of any obligation or agreement;

(c) To exercise any or all of the following powers as to all kinds of personal property and goods, wares and merchandise, choses in action and other property in possession or in action. To contract for, buy, sell, exchange, transfer and in any legal manner deal in and with the same; and to mortgage, transfer in trust, or otherwise encumber or hypothecate the same to secure payment of a negotiable or non-negotiable note or performance of any obligation or agreement;

(d) To borrow money and to execute and deliver negotiable or non-negotiable notes therefor with or without security; and to loan money and receive negotiable or non-negotiable notes therefor with such security as he shall deem proper;

(e) To create, amend, supplement and terminate any trust and to instruct and advise the trustee of any trust wherein I am or may be trustor or beneficiary; to represent and vote stock, exercise stock rights, accept and deal with any dividend, distribution or bonus, join in any corporate financing, reorganization, merger, liquidation, consolidation or other action and the extension, compromise, conversion, adjustment, enforcement or foreclosure, singly or in conjunction with others of any corporate stock, bond, note, debenture or other security; to compound, compromise, adjust, settle and satisfy any obligation, secured or unsecured, owing by or to me and to give or accept any property and/or money whether or not equal to or less in value than the amount owing in payment, settlement or satisfaction thereof;

(f) To transact business of any kind or class and as my act and deed to sign, execute, acknowledge and deliver any deed, lease, assignment of lease, covenant, indenture, indemnity, agreement, mortgage, deed of trust, assignment of mortgage or of the beneficial interest under deed of trust, extension or renewal of any obligation, subordination or waiver of priority, hypothecation, bottomry, charter-party, bill of lading, bill of sale, bill, bond, note, whether negotiable or non-negotiable, receipt, evidence of debt, full or partial release or satisfaction of mortgage, judgment and other debt, request for partial or full reconveyance of deed of trust and such other instruments in writing of any kind or class as may be necessary or proper in the premises

Giving and Granting unto my said Attorney full power and authority to do and perform all and every act and thing whatsoever requisite, necessary or appropriate to be done in and about the premises as fully to all intents and purposes as I might or could do if personally present, hereby ratifying all that my said Attorney shall lawfully do or cause to be done by virtue of these presents. The powers and authority hereby conferred upon my said Attorney shall be applicable to all real and personal property or interests therein now owned or hereafter acquired by me and wherever situate

My said Attorney is empowered hereby to determine in his sole discretion the time when, purpose for and manner in which any power herein conferred upon him shall be exercised, and the conditions, provisions and covenants of any instrument or document which may be executed by him pursuant hereto; and in the acquisition or disposition of real or personal property, my said Attorney shall have exclusive power to fix the terms thereof for cash, credit and/or property, and if on credit with or without security.

The undersigned, if a married woman, hereby further authorizes and empowers my said Attorney, as my duly authorized agent, to join in my behalf, in the execution of any instrument by which any community real property or any interest therein, now owned or hereafter acquired by my spouse and myself, or either of us, is sold, leased, encumbered, or conveyed.

When the context so requires, the masculine gender includes the feminine and/or neuter, and the singular number includes the plural.

Witness my hand this 8th day of January, 19 59.*Richard L. Owen**Mary Louise Owen*STATE OF CALIFORNIA
COUNTY OF

SS.

Los Angeles

On January 8, 1959
before me, the undersigned, a Notary Public in
and for said County and State, personally appeared
Richard L. Owen and Mary
Louise Owen

known to me to be the persons, whose names are
subscribed to the within instrument and acknowledged
they

executed the same.

WITNESS my hand and official seal.

(Seal) *Ruth E. Allen*
Notary Public in and for said County and State

SPACE BELOW FOR RECORDER'S USE ONLY

WHEN RECORDED MAIL TO

Kindel & Anderson

510 S. Spring
F. A.

Title Order No.

Escrow or Loan No.

28364

**NOTICE OF PROOF
OF COMPLETION OF WORKS
AND
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 2:00 P. M., on the 16th day of December, 1964, at Middleton, County of Canyon, State of Idaho, before Willard E. Cox, Notary Public, at (address) Willard E. Cox Agency, proof will be submitted of the completion of works for the diversion of 4.0 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28364, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is R. L. Owen, Anaheim, California Agent, E. D. Owen, Middleton, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 4.0 cubic feet per second.

3. The use to which said water has been applied is irrigation, purposes, and the amount applied to beneficial use is 4.0 cubic feet per second.

4. The point of diversion of said water is SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10., Twp. 7 S., Rge. 6 E. B. M.

5. The place where said water is used is NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 16., Twp 7 S., Rge. 6 E. B. M.

6. The date of priority which said user is prepared to establish is January 5, 1960.

CARL E. TAPPAN,
State Reclamation Engineer,
(Nov. 12 — Dec. 28 1964)