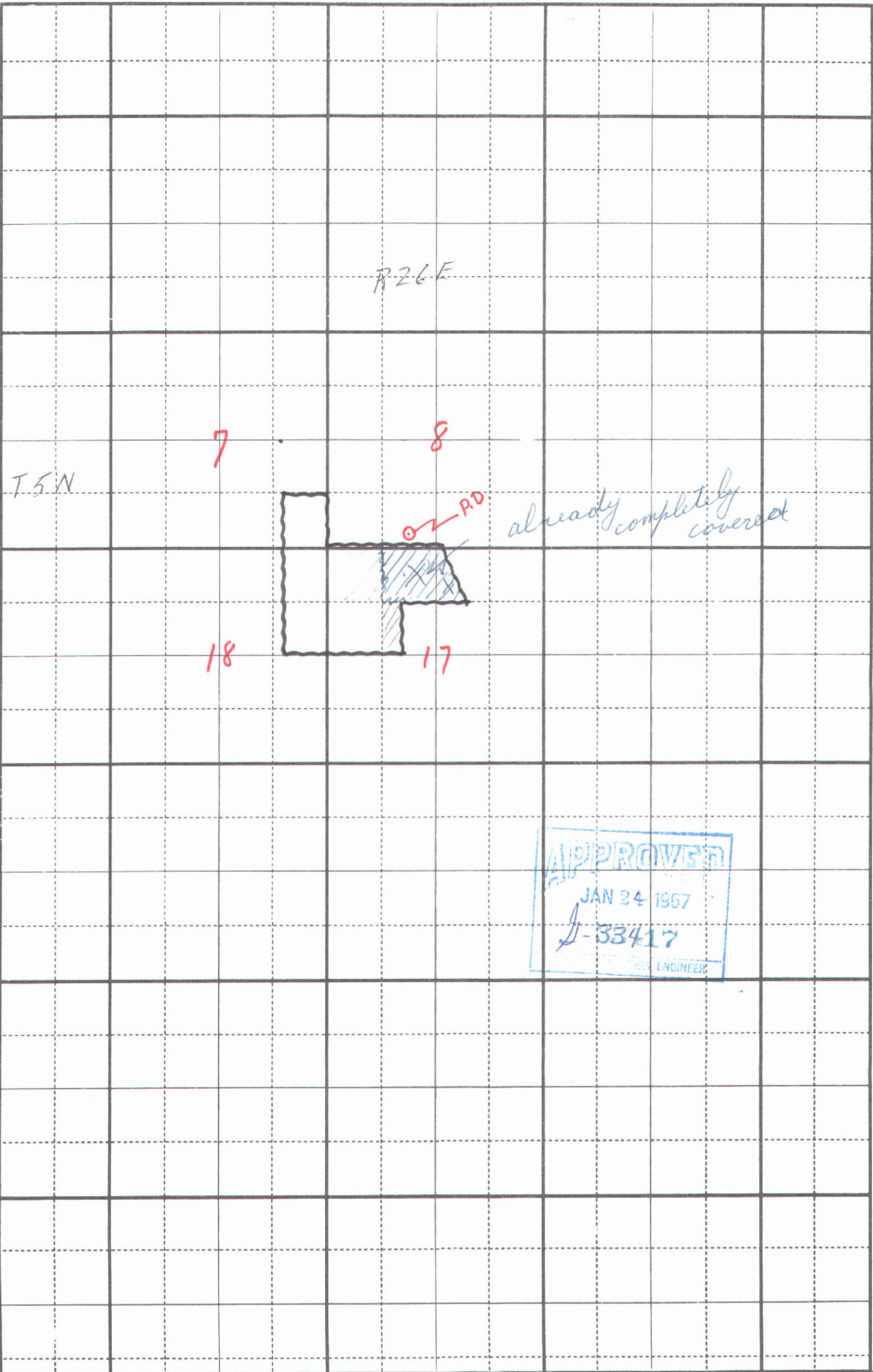
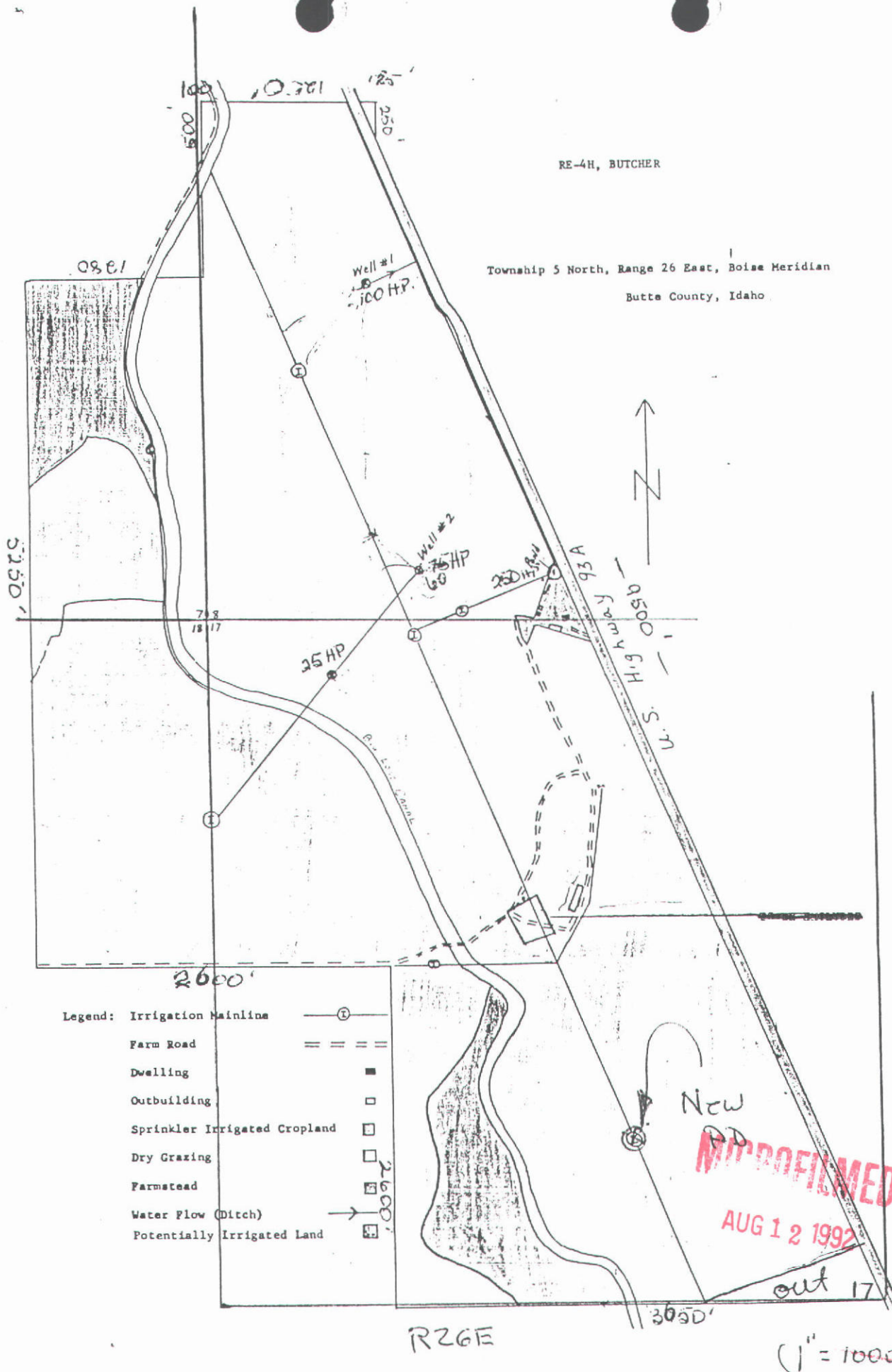




APPROVED
JAN 24 1967
J-33417
FOR ENGINEER

Township 5 North, Range 26 East, Boise Meridian
Butte County, Idaho



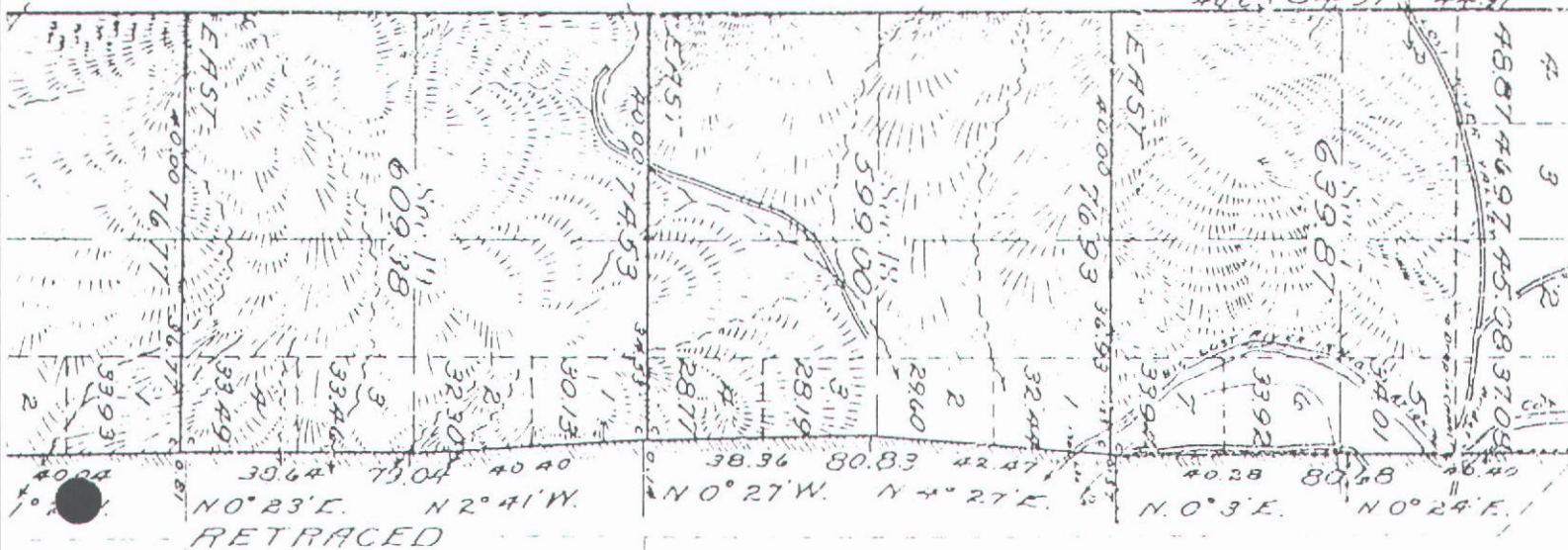
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Sec. 7 5 5 7	Sec. 8 R26E	Sec. 9	Sec. 10 MICROFILMED AUG 12 1992 1890
and Wm. H. Richards Jr. - 1912 Sec. 18 1 2 3 4	Sec. 17	Sec. 16	Sec. 15 Samuel G. Rhoades
by Fred D. Spofford Sec. 19 1 2 3 4	Sec. 20 by	Sec. 21 Oscar Sonnenkelb	Sec. 22
Sec. 30 1 2	Sec. 29 Surveyed	Sec. 28	Sec. 27

49. C, 84.91, 44.81



rupee

50

Osaka Sonnenkald

West side of
sect. 12 boys
cut resulting
in S. area access
per $\frac{1}{4}$ of $\frac{1}{4}$ but
S. 11/15
No Cont. lots
designated.
H. C. S.
of

MICROFILMED

AUG 12 1992

04/04/20

Affidavit of Publication

I, Elizabeth L. Brammer, of the
Arco Advertiser, a weekly newspaper of general
circulation, published weekly at Arco, Idaho, since
March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,

for two consecutive weeks, commencing with

the issue dated February 18, 1971

and ending with the issue dated Feb. 25, 1971

Elizabeth L. Brammer

Subscribed and sworn to before me this

25th day of February, 1971

Deanna J. Paulson

Notary Public

Residence: Arco, Idaho.

My commission expires July 27, 1974

PUBLIC NOTICE

NOTICE OF CORRECTION
Notice is hereby given that Permit No. G-33417/34-2503 in the name of Hillary P. Butcher was advertised incorrectly.

The point of diversion was advertised as being the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 5 N., R. 26 E., B.M. WHEREAS, the actual point of diversion is the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 5 N., R. 26 E., B.M.

Any protest of the above correction must be received by the Department of Water Administration within 10 days from the last date of publication of this notice.

R. KEITH HIGGINSON,
Director.

Published in the Arco Advertiser, Arco, Idaho, on February 18 and February 25, 1971.

34 2503

Affidavit of Publication

I, Elizabeth L. Brammer, of the
Arco Advertiser, a weekly newspaper of general
circulation, published weekly at Arco, Idaho, since
March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,

for two consecutive weeks, commencing with

the issue dated February 18, 1971

and ending with the issue dated February 25, 1971

Elizabeth L. Brammer

Subscribed and sworn to before me this

25th day of February, 1971

Martha J. Paulsen

Notary Public

Residence: Arco, Idaho.

My commission expires July 27, 1974

PUBLIC NOTICE

NOTICE OF CORRECTION

Notice is hereby given that Permit No. G-33417/34-2503 in the name of Hillary P. Butcher was advertised incorrectly.

The point of diversion was advertised as being the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 5 N., R. 26 E., B.M. WHEREAS, the actual point of diversion is the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 5 N., R. 26 E., B.M.

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Director.

Published in the Arco Advertiser, Arco, Idaho, on February 18 and February 25, 1971.

34 2503

Affidavit of Publication

I, Elizabeth L. Brammer, of the Arco Advertiser, a weekly newspaper of general circulation, published weekly at Arco, Idaho, since March, 1909, do solemnly swear that a copy of this notice, per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof,

for two consecutive weeks, commencing with

the issue dated December 3, 1970

and ending with the issue dated December 10, 1970

Elizabeth L. Brammer

Subscribed and sworn to before me this

16 day of Dec, 1970

Betty J. Mayo
Notary Public

Residence: Arco, Idaho. 2-4
My commission expires 73, 1973

PUBLIC NOTICE

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Hilary P. Butcher, Route 1, Moore, Idaho, has received an approved Permit No. G-33417/34-2503 issued by the Idaho Department of Water Administration authorizing the diversion of 3.6 cubic feet per second of water from a ground water source. The priority to be established under this permit is December 19, 1966 and the permit was approved January 24, 1967.

Water is to be diverted by well, pumps, pipe and sprinklers from a point within the SW 1/4 SW 1/4 Sec. 8, T. 5 N., R. 26 E., B.M., Butte County, to be used for irrigation in the SE 1/4 SE 1/4, Sec. 7; W 1/4 NW 1/4, SE 1/4 NW 1/4, Sec. 17; E 1/2 NE 1/4, Sec. 18; T. 5 N., R. 26 E., B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before January 24, 1972. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON,
Idaho Dept. of Water Administration, STATEHOUSE,
Boise, Idaho.

Published in the Arco Advertiser, Arco, Idaho, on December 3 and December 10, 1970.

34 2503

Appraiser's Initials H B 21

PLAT OF FARM

Application No. _____

Use Standard Legend. Indicate roads and show direction and distance to nearest town. Indicate points of compass — show scale of map. Designate section numbers at section centers. If more than one source of irrigation supply, indicate area served by each.



Scale 1" = 1320'
 TWP 5N RNG 26 EBM
BUTTE Co., IDA.

34 2503

34 2503

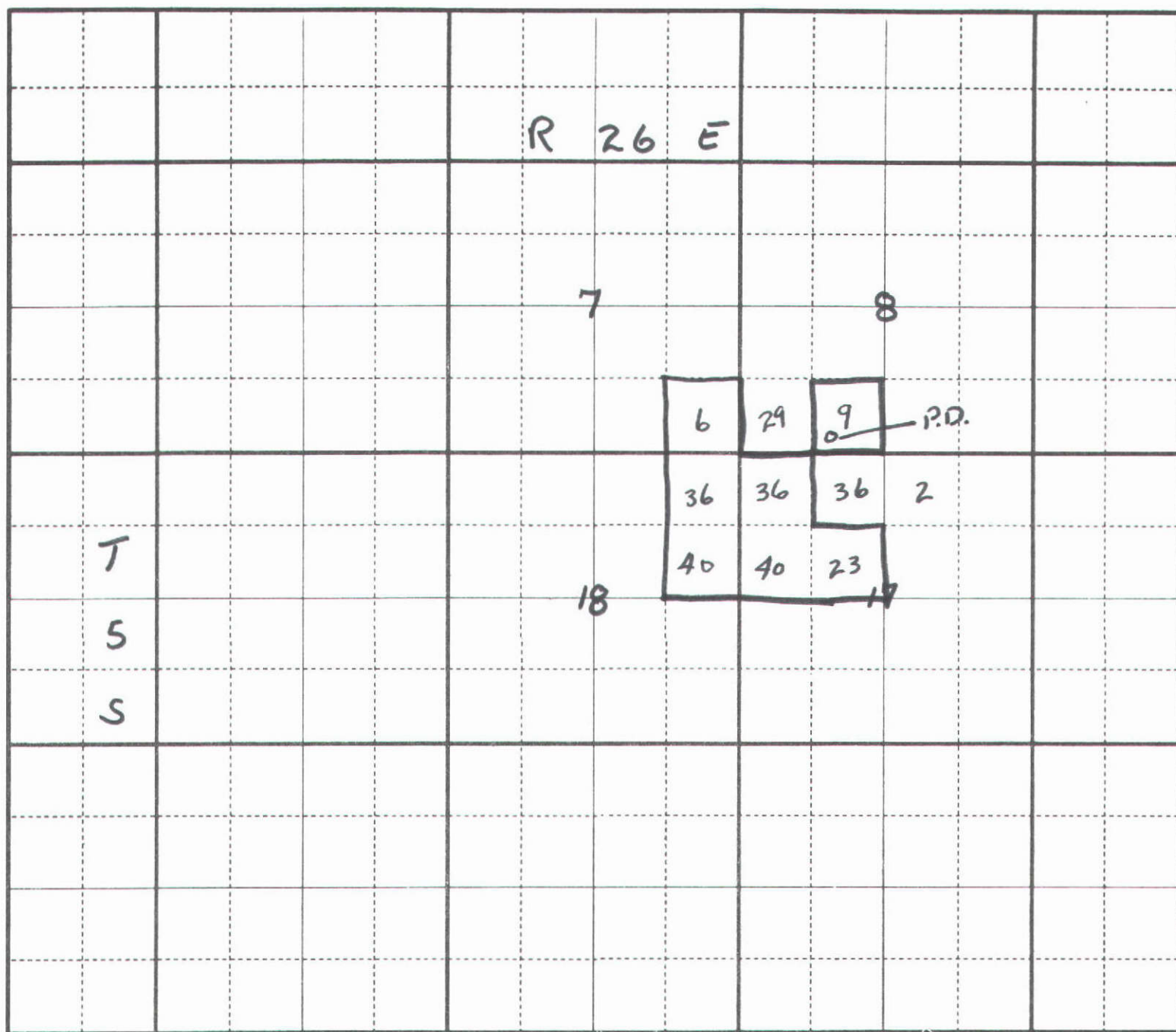


Diagram of System

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No 3930APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Ronald or Charlene Dee Phone 554-3908
Post Office address P0 Box 452, Moore ID

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes I need to add a well to supply a pivot on the south part of my property rather than pump through a long mainline to said pivot.

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

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|---------------------|------------|--------------------|---------------|----------------|
| 34-02318 <u>314</u> | 11/30/1954 | 4.50 | Irrigation | 04/15 to 10/15 |
| 34-02414 <u>157</u> | 05/01/1961 | 2.80 | Irrigation | 04/15 to 10/15 |
| 34-02503 <u>157</u> | 12/19/1967 | 3.60 | Irrigation | 04/15 to 10/15 |
| 34-07027 <u>31</u> | 06/29/1972 | 0.40 | Irrigation | 04/15 to 10/15 |
| 34-12053 | 12/31/1976 | 1.65 | Irrigation | 04/15 to 10/15 |
2. Total amount of water being transferred 8.67* cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge.	County	Local name for diversion
		NE	SE	17	5N	26E	Butte	New
		NW	SW	8	5N	26E	Butte	(Original)
		SE	SW	8	5N	26E	Butte	(Original)

5. Lands irrigated or place of use.

Twp	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	26E	7													25	4	1	6	36
		8						10	37		18	40	40	35					180
		17		12	27		40	44	47	28	10			5	5	40	37	20	315
		18	32	3	3	29													6867

Total acres 599 598

PART 1**6 General Information:**

- a Description of diversion system 3 wells and pumps to pivots, wheel lines and hand lines.
- b Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A Yes _____ No _____ If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes
- c Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
N/A
- d. Remarks:
Water rights listed are the proposed recommendations for the current Directors Report issued 1/23/92. *Remarks on claims state that total cfs for groundwater will not exceed 8.67 cfs. Claim 34-12053 is an expansion claim that gets no extra water. Undoubtably cfs is the capacity of the two wells.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

34-2318/2414/2503/7027

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

A34-12053

And said application is hereby APPROVED, subject to the following limitations and conditions
See attached sheet for conditions of approval.

Witness my hand this

20

day of

July, 19 92J. Glen Saxton

Chief, Water Alloc. Bureau

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

PART 2
 (Attach one copy for each right)

*Taken from W.R. Record
 developed from "R" adj. record
 See "R" record remarks.*

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs _____
 dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A 34-12053 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right

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

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____4. Date or priority 12/31/1976

5. Water is used for the following purpose:

amount 1.65 cfs for Irrigation purposes from 04/15 to 10/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 1.65 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge	County	Local name for diversion
		NW	SW	8	5N	26E	Butte	
		SE	SW	8	5N	26E	Butte	

8. Lands irrigated or place of use.

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
5N	26E	7													25	4	1	6	36
		8						10	37		18	40	40	35					180
		17		12	27		40	44	47	28	10			5	5	40	37	20	315
		18	32	3	3	29													<u>5867</u>

Total acres 599 598

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

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources
- c. Claim No. 34-07027 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 06/29/1972

5. Water is used for the following purpose:

amount 0.40 cfs for Irrigation purposes from 04/15 to 10/15
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

6. Total amount of water under right 0.40 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp.	Rge.	County	Local name for diversion
		NW	SW	8	5N	26E	Butte	
		SE	SW	8	5N	26E	Butte	

8. Lands irrigated or place of use

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
5N	26E	7													25	4	1	6	36
		8						10	37		18	40	40	35					180
		17		12	27		40	44	47	28	10			5	5	40	37	20	315
		18	32	3	3	29													6867

Total acres 599 598

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

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1 Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. 34-02503 on file with the Idaho Department of Water Resources
- d. Transfer No. _____ which produced this right

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

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 12/19/1967

5. Water is used for the following purpose

amount 3.60 cfs for Irrigation purposes from 04/15 to 10/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.60 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge	County	Local name for diversion
		NW	SW	8	5N	26E	Butte	
		SE	SW	8	5N	26E	Butte	

8. Lands irrigated or place of use:

Twp.	Rge	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
5N	26E	7													25	4	1	6	36
		8						10	37		18	40	40	35					180
		17		12	27		40	44	47	28	10			5	5	40	37	20	315
		18	32	3	3	29													68 67

Total acres 599 591

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

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. 34-02414 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☒ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 05/01/1961

5. Water is used for the following purpose:

amount 2.80 for Irrigation purposes from 04/15 to 10/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.80 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp	Rge.	County	Local name for diversion
		NW	SW	8	5N	26E	Butte	
		SE	SW	8	5N	26E	Butte	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
5N	26E	7													25	4	1	6	36
		8						10	37		18	40	40	35					180
		17		12	27		40	44	47	28	10			5	5	40	37	20	315
		18	32	3	3	29													6867

Total acres 599 598

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

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1 Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. 34-02318 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right

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

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 11/30/1954

5. Water is used for the following purpose:

amount 4.50 cfs for Irrigation purposes from 04/15 to 10/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 4.50 cubic feet per second and/or _____ acre-feet per annum

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SW	8	5N	26E	Butte	
		SE	SW	8	5N	26E	Butte	

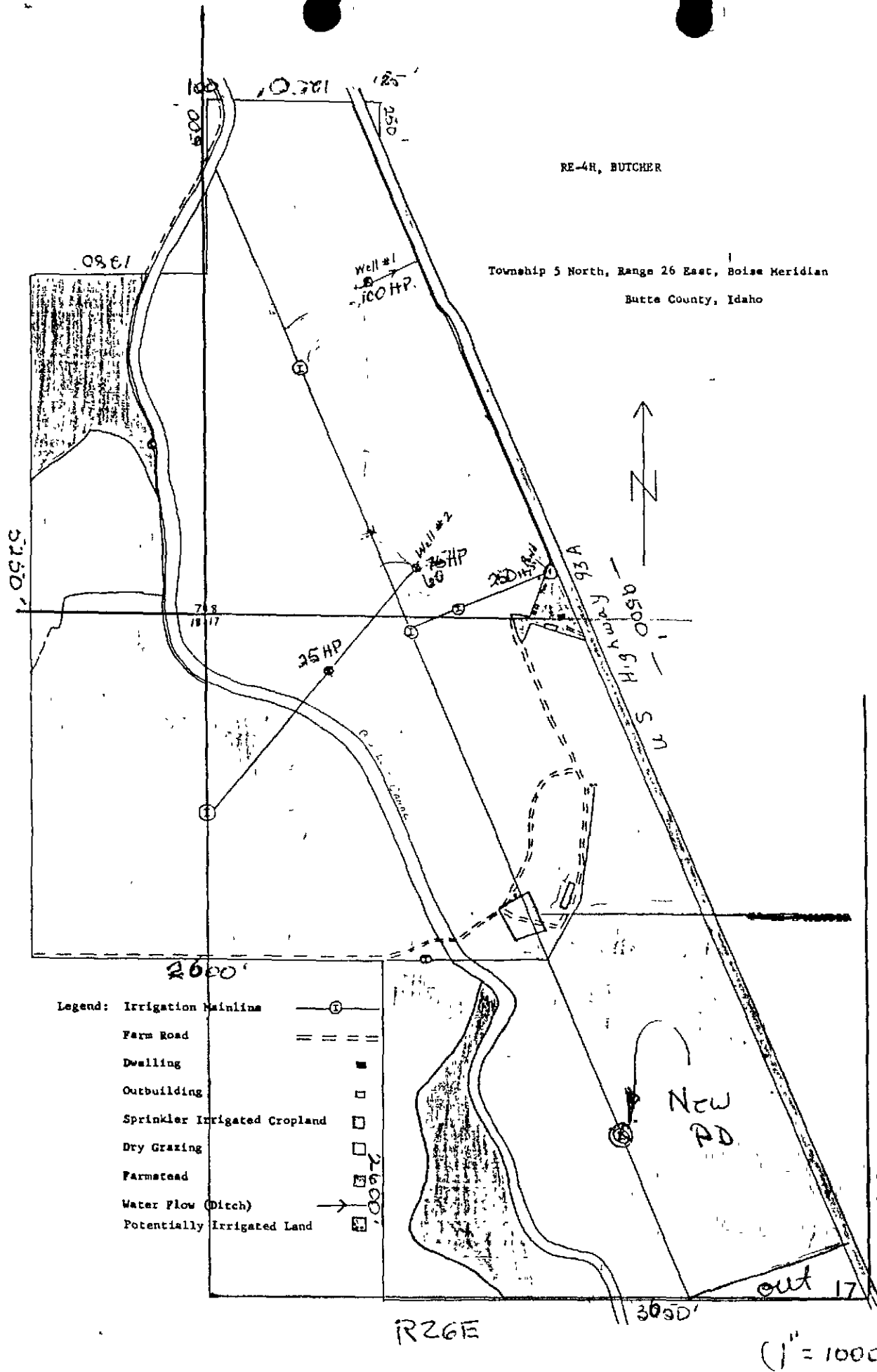
8. Lands irrigated or place of use:

Twp.	Rge.	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
5N	26E	7													25	4	1	6	36
		8						10	37		18	40	40	35					180
		17		12	27		40	44	47	28	10			5	5	40	37	20	315
		18	32	3	3	29													~~58~~ 67

Total acres 599 598

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

Township 5 North, Range 26 East, Boise Meridian
Butte County, Idaho



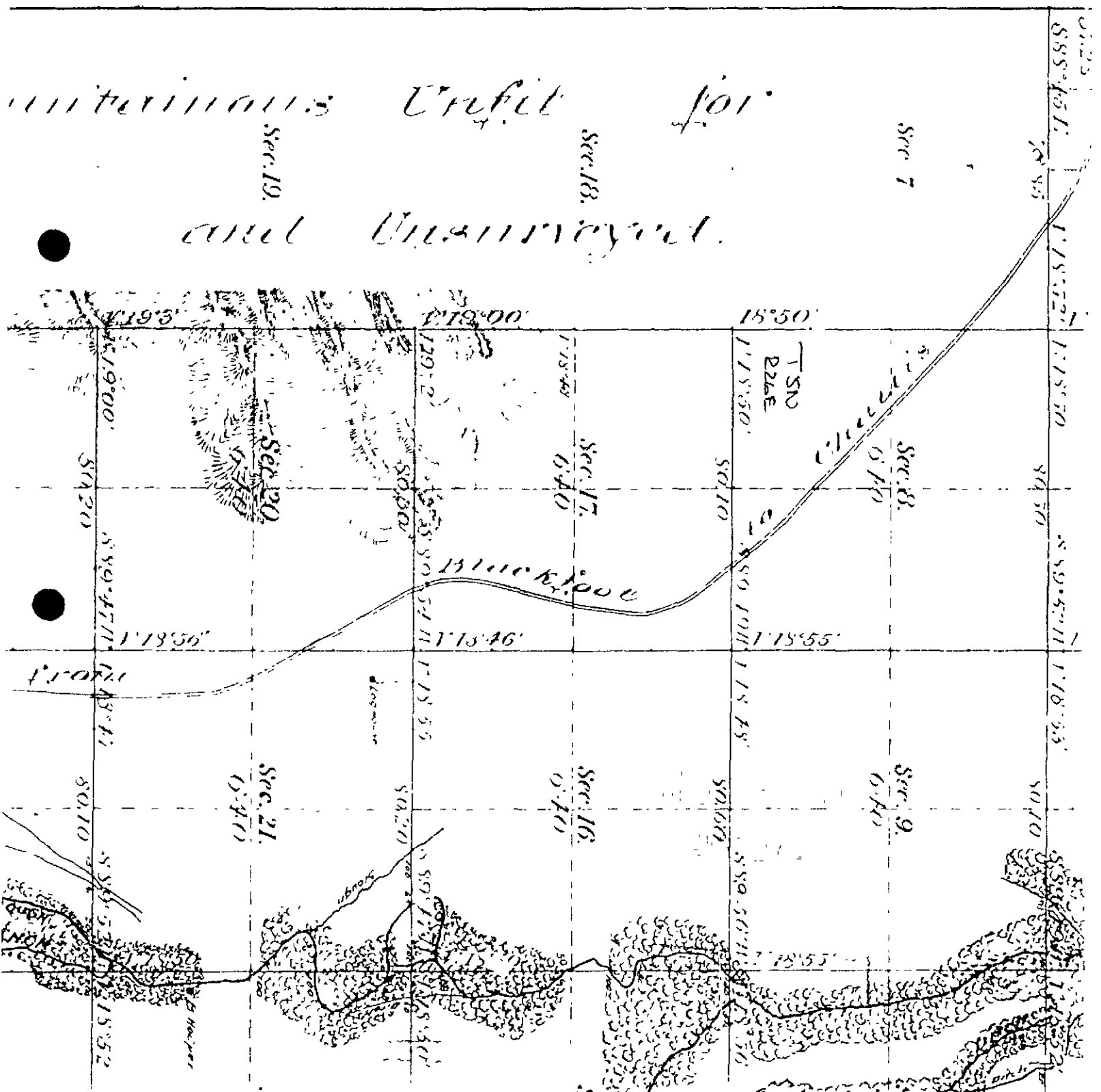
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7		R26E					
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3		3		3		3	
4		4		4		4	
and Wm H. Richards Jr. - 1912		Sec. 17		Sec. 16		Sec. 15	
Sec. 18		by		Oscar Sonnenkelb		and Samuel G. Rhoades	
by Fred D. Spofford		Sec. 20		Sec. 21		Sec. 22	
Sec. 19		1		2		3	
2		3		4		5	
4		1		2		3	
by		Surveyed		Sec. 28		Sec. 27	
Sec. 30		Sec. 29		Sec. 28		Sec. 27	

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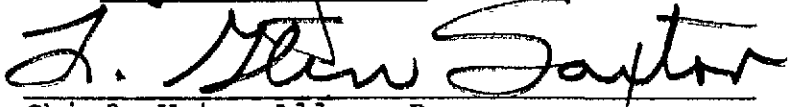
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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

CONDITIONS OF APPROVAL
Transfer of Water Rights
Nos. 34-2318/2414/2503/7027 & A34-12053

1. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
2. If construction of the well under this right was not initiated prior to July 1, 1987, commencement of well construction or diversion of water under this right is prohibited unless a drilling permit is obtained from the Department.
3. Use of water under this transfer is limited to a combined annual volume of 2093.0 acre feet for the irrigation of 598 acres. Each **licensed** right, when used individually, is limited as follows:
 - 34-2318 - 315 acres/1102.5 acre feet
 - 34-2414 - 157 acres/549.5 acre feet
 - 34-2503 - 180 acres/630.0 acre feet
 - 34-7027 - 37 acres/129.5 acre feet
4. The combined rate of diversion under these rights shall not exceed 8.67 cfs.
5. The well shall be cased with unperforated casing and sealed to a minimum depth of 150 feet or to the first confining layer, whichever is deeper. Both the owner and the well driller are charged with the responsibility of taking whatever steps might be necessary to prevent groundwater from the cased and sealed interval of the well from entering the well.
6. The right holder shall notify the department at least five (5) days prior to the start of well construction in order that the department can observe the work.
7. The Director retains jurisdiction of this transfer in order to instruct the watermaster of Water District No. 34, Big Lost River, in the diversion and use of the right in order to protect prior water rights as determined by the Director.
8. The Director retains jurisdiction of the construction of the well to require mitigation or reconstruction of the well if prior water rights are injured as determined by the Director.

Dated this 20th day of July, 1992.


Chief, Water Alloc. Bureau

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No 33417/34-2503 Priority Dec. 19, 1967 Amount 3.60 cfs

THIS IS TO CERTIFY, that HILLARY P. BUTCHER
of Moore, Idaho, has complied with the terms and conditions of Permit
No. 33417/34-2503 issued pursuant to Application for Permit dated December 19, 1967,
and has submitted proof to the Department of Water Administration on July 30, 1971,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.78 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows.

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Oct. 31</u>	at <u>3.60</u> cfs and	<u>540 acre feet or</u> <u>3.0 af per acre</u>
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 3.60 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
540 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 8,
Twp. 5 N, Rge. 26 E, B. M. in the County of Butte

Description and location of place of use

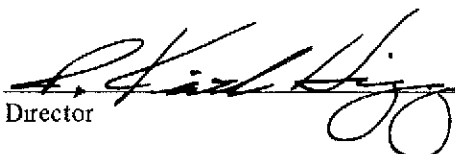
Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5 N	26 E	7																6	6
		17						40	40	18									98
		18	36			40													76

Total number of acres irrigated 180

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7 day of
March, 19 74.


Director

34-2503

Affidavit of Publication

I, Elizabeth L. Brammer, of the
Arco Advertiser, a weekly newspaper of general
circulation, published weekly at Arco, Idaho, since
March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,

for two
consecutive weeks, commencing with

the issue dated February 18, 1971

and ending with the issue dated Feb. 25, 1971

Elizabeth L. Brammer

Subscribed and sworn to before me this

25th day of February, 1971

Harold J. Jackson
Notary Public

Residence: Arco, Idaho

My commission expires July 27, 1974

PUBLIC NOTICE

NOTICE OF CORRECTION

Notice is hereby given that Permit No. G-33417/34-2503 in the name of Hillary P. Butcher was advertised incorrectly.

The point of diversion was advertised as being the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 8, T. 5 N., R. 26 E., B.M. WHEREAS, the actual point of diversion is the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 8, T. 5 N., R. 26 E., B.M.

Any protest of the above correction must be received by the Department of Water Administration within 10 days from the last date of publication of this notice

R. KEITH HIGGINSON,
Director

Published in the Arco Advertiser, Arco, Idaho, on February 18 and February 25, 1971

34 15-11

Affidavit of Publication

I, Elizabeth L. Bremner, of the Arco Advertiser, a weekly newspaper of general circulation, published weekly at Arco, Idaho, since March, 1909, do solemnly swear that a copy of this notice, per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof,

for two consecutive weeks, commencing with

the issue dated February 18, 1971

and ending with the issue dated February 25, 1971

Elizabeth L. Bremner

Subscribed and sworn to before me this

23rd day of February, 1971

Hanna S. Davis

Notary Public

Residence: Arco, Idaho.

My commission expires July 27, 1974

PUBLIC NOTICE

NOTICE OF CORRECTION

Notice is hereby given that Permit No G-33417/34-2503 in the name of Hillary P. Butcher was advertised incorrectly

The point of diversion was advertised as being the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 5 N., R. 26 E.B.M WHEREAS, the actual point of diversion is the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 5 N., R. 26 E.B.M

Any protest of the above correction must be received by the Department of Water Administration within 10 days from the last date of publication of this notice

R. KEITH HIGGINSON,
Director.

Published in the Arco Advertiser, Arco, Idaho, on February 18 and February 25, 1971

01 25

Affidavit of Publication

I, Elizabeth L. Dranner, of the
Arco Advertiser, a weekly newspaper of general
circulation, published weekly at Arco, Idaho, since
March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,

for two consecutive weeks, commencing with

the issue dated December 3, 1970

and ending with the issue dated December 10, 1970

Elizabeth L. Dranner

Subscribed and sworn to before me this

16 day of Dec, 1970

Betty J. Mayo
Notary Public

Residence: Arco, Idaho. 2-4
My commission expires 7-7, 1977

PUBLIC NOTICE

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Hilary P. Butcher, Route 1, Moore, Idaho, has received an approved Permit No. G-33417/34-2503 issued by the Idaho Department of Water Administration authorizing the diversion of 3.6 cubic feet per second of water from a ground water source. The priority to be established under this permit is December 19, 1966 and the permit was approved January 24, 1967.

Water is to be diverted by well, pumps, pipe and sprinklers from a point within the SW¹/₄SW¹/₄ Sec. 8, T. 5 N., R. 26 E., B.M., Butte County, to be used for irrigation in the SE¹/₄SE¹/₄, Sec. 7; W¹/₂NW¹/₄, SE¹/₄NW¹/₄, Sec. 17; E¹/₂NE¹/₄, Sec. 18, T. 5 N., R. 26 E.B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before January 24, 1972. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON,
Idaho Dept of Water Admin-
istration, STATEHOUSE,
Boise, Idaho

Published in the Arco Advertiser, Arco, Idaho, on December 3 and December 10, 1970.

11 25 0

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-33417/34-2503)

in the name of HILLARY P. BUTCHER

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,

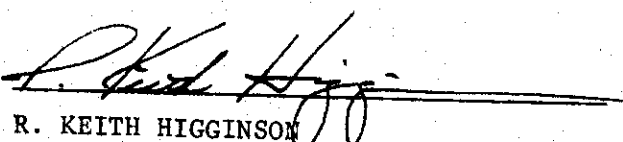
WHEREAS, on August 1, 1968, the Department of Water Administration adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-33417 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 Procedure as follows:

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

Dated this 15TH day of October, 1970.


R. KEITH HIGGINSON
Director

34-2503
33417

Address all communications to:

P. O.

APPLICATION FOR PERMIT

TO APPROPRIATE THE SUBTERRANEAN WATERS OF THE STATE OF IDAHO

Application No. G 41678

Permit No. G 33417

Water District No. _____

RECEIVED
DEC 10 1966
8:45 P.M.
Department of Reclamation

1. Name of applicant: HILLARY P. BUTCHER

Post office address RT 1, MOORE County BUTTE State IDAHO

2. Quantity of water claimed: 4.44 3.6

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 8

Twp. 5N, Rge. 24E, B.M., County of BUTTE

5. Water is to be used for: IRRIGATION

6. If for domestic, 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: Pump, Pipes & Sprinklers

8. Estimated cost of works: \$ 7,000.00

9. (a) Is reservoir to be used? _____

(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: _____

33417

(Continued)

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:

(Give irrigable acreage in 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	
5N	26E	18	30			30									X			X	60
		17		X			X	40	40	10									90
		7																	40
																			140
																			30
																			30
																			230
																			180

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: LIC - G 29683

FOR OTHER LAND HOWEVER THIS IS SAME WELL # G 25373

(a) X (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) 4.44 (cubic feet per second, inches or gallons per minute) is for new lands.

33417

Remarks: DESERT ENTRY ONLY FOR 30 ACRES

SE $\frac{1}{4}$ NE $\frac{1}{4}$ SEC 18. ALL OTHER LAND IS
DEEDED.

This water for previously dry land
not covered by G 23373 or G 29683

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

x Hollary D. Butcher
Applicant

By _____ Agent

33417

Approval of State Reclamation Engineer

The number of this permit is G 33417

JAN 24 1967

Recorded in Book 117 Page 33417 Approved

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

Bond in the sum of \$ _____ to be filed before _____

One-fifth of the work above specified to be completed on or before July 24, 1969

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before January 24, 1972

Witness my hand this 24th day of January, 19 67.

R. Keith Higgins
State Reclamation Engineer

IN TESTIMONY WHEREOF, We DON SAMUELSON, Governor of the State of Idaho,

and EDSON H. DEAL Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be

hereunto affixed, this 24th day of January, 19 67

Countersigned

STATE OF IDAHO

By [Signature]
Secretary of State

By Don Samuelson
Governor.

No. G 33417

PERMIT

Date of first receipt at office of State
Reclamation Engineer

December 19, 1967 2:45 P.M.

Returned to applicant for correction

Corrected application received

Fees, \$ 6.00 plus \$1.00 for B.L.M. Copy

FILING FEES FOR USE PERMIT:

For the first Sec. Ft. \$5.00

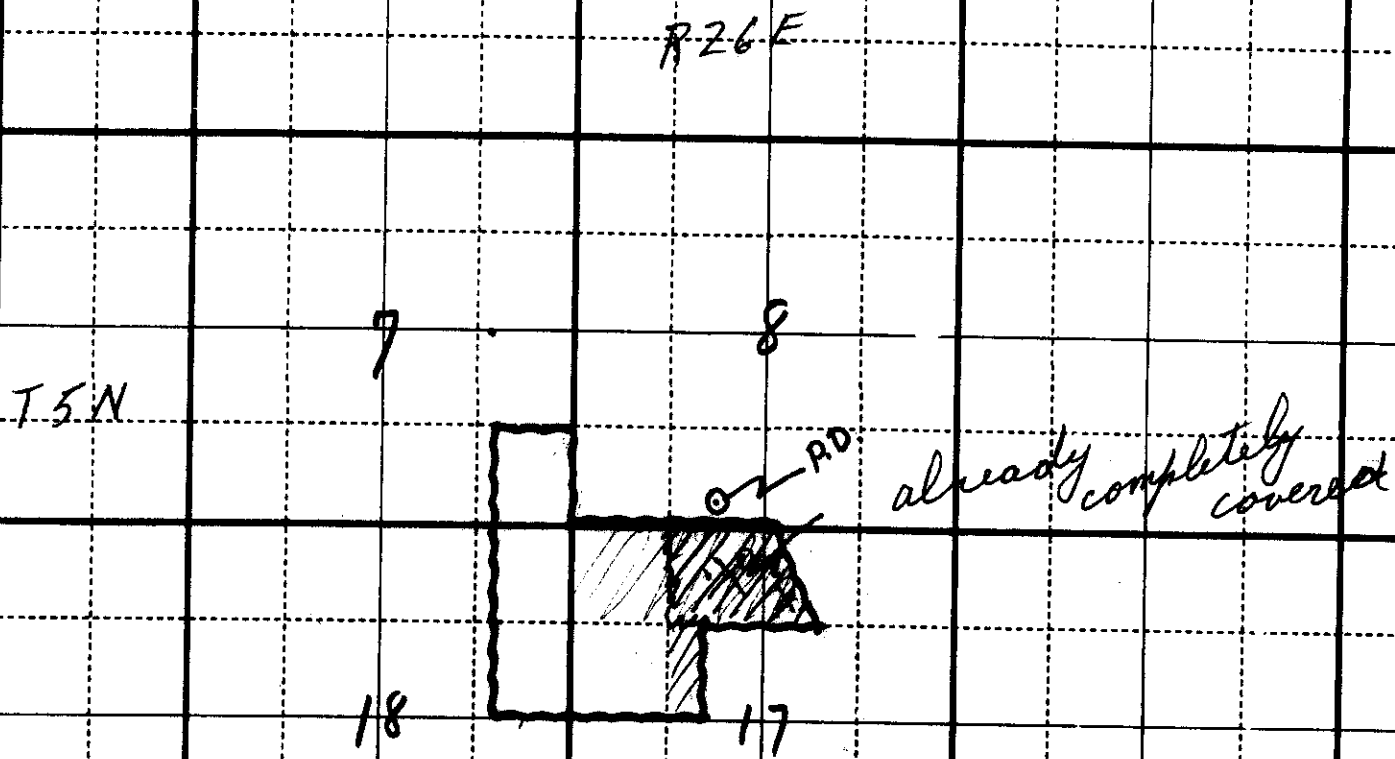
For each additional Sec. Ft. or Fraction

Thereof .25

33417

NAME OF APPLICANT HARRY P. BUTCHER

Form No. 0



APPROVED
JAN 24 1967
J-33417
ENGINEER

33417
K.O.

34-2503

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 41671
Permit No. G- 33417
District No.

1. Name of Applicant: Hillary P. Butcher
Postoffice address: Route #1, Moore County: Butte State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 3.6 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 SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 8
Twp. 5 N , Rge. 26 E , B.M., County of Butte
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: pumps, pipes, and sprinklers
8. Estimated cost of works: \$ 7,000.00
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is
years. 5
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: License G-29683 for other
land, however, this is same well and G-25373.
 - (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) 4.44 (cubic feet per second, ~~inches or gallons per minute~~) is for new lands.

Desert entry only for 30 acres SE 1/4 NE 1/4, Section 18, all other land is deeded. This water for previously dry land not covered by G-25373 or G-29683.

Remarks:

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

/s/ HILLARY P. BUTCHER

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: December 19, 1967 2:45 P.M.

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 33417

Recorded in Book 117 Page 33417 Approved January 24, 1967

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

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

Work to begin on or before and to continue diligently and uninterruptedly to completion, unless

temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before July 24, 1969

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before January 24, 1972

Witness my hand this 24th day of January, 1967.

/s/ R. KEITH HIGGINSON
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, DON SAMUELSON, Governor of the State of Idaho, and EDSON H. DEAL, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 24th day of January, 1967.

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ EDSON H. DEAL

Secretary of State.

By /s/ DON SAMUELSON

Governor

12.

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	
5 N	26 E	18 17 7	30			30		40	40	10							30		60 90 30
Total number of acres to be irrigated:																			180

LICENSE ISSUED FOR 3.6 DEC. 1967
LICENSE NO. 10.



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

C. F. H. D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 30, 1992

RONALD DEE
CHARLENE DEE
PO BOX 452
MOORE ID 83255

RE: Transfer of Water Right Nos. 34-02318, 34-02414, 34-02503,
34-07027, & A34-12053.

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of
the above referenced water rights (Transfer No. 3930). Be sure
to note any conditions of approval as listed on the second page.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over a horizontal line.

JIM JOHNSON
Water Rights Supervisor

JJ:cz

Enclosure

MEMORANDUM

TO: Files 34-2414/2503/7027

FROM: Sharla

DATE: May 7, 1992

RE: Transfer No. 3930

See file 34-2318 for all correspondence regarding the above referenced transfer.

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

March 8, 1974

Re: Permit No. 33417/34-2503

Hillary P. Butcher
Route 1
Moore, Idaho 83255

Dear Mr. Butcher:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

Enclosure

34-2503

February 22, 1974

Hillary P. Butcher
Route 1
Moore, Idaho 83255

Dear Mr. Butcher:

A representative of this Department has made an examination of the works covered by your Permit No. ~~33417/34-2503~~ and has found the following:

Quantity of water diverted: 3.73 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 3.60 cfs

The maximum quantity diverted shall not exceed 540 acre feet per year.

Beneficial use: For irrigation of 130 acres within the SE $\frac{1}{4}$ Sec. 7, NE $\frac{1}{4}$ Sec. 17, E $\frac{1}{2}$ Sec. 18, Twp. 5 N, Rge. 26 E

Point of diversion: SE $\frac{1}{4}$ Sec. 3, Twp. 5 N, Rge. 26 E, E.M.

Priority date established: December 19, 1967

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.

Sincerely,

BOLLY D. FLETCHER
Assistant Director

jlr

34-2503

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1 Name of permit holder Hillary P. Butcher
Post office address Route #1, Moore, Idaho Phone 554-3251
Person to contact _____ Phone _____

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

3. Water will be used for the following purposes.

Amount 3.6 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

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

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

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

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

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

Other uses: _____

Permit No 33417/34-2503
Examination for B/U

4. Total amount to be appropriated.

Max Rate of Diversion 3.6 cubic feet per second and annual volume _____ AF/Annum

5 Location of Point(s) of Diversion.

Township 5 ~~N~~^S, Range 26 ~~E~~^W, B.M., Section 8, Subdivision SE $\frac{1}{4}$ SW $\frac{1}{4}$, Butte
County

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

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

Other Points of Diversions. 60 h.p. electric motor and pump with 75 h.p. centrifugal
booster pump - pipes and lateral sprinkler

Description of diverting works _____

Measuring device required yes ☐ no ☒

6 Lands to be irrigated or place of use.

TWP	RANGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5N	26E	18	30			30													60
"	"	17					40	40	10										90
"	"	7															30		30

TOTAL ACREAGE 180
24-7-2

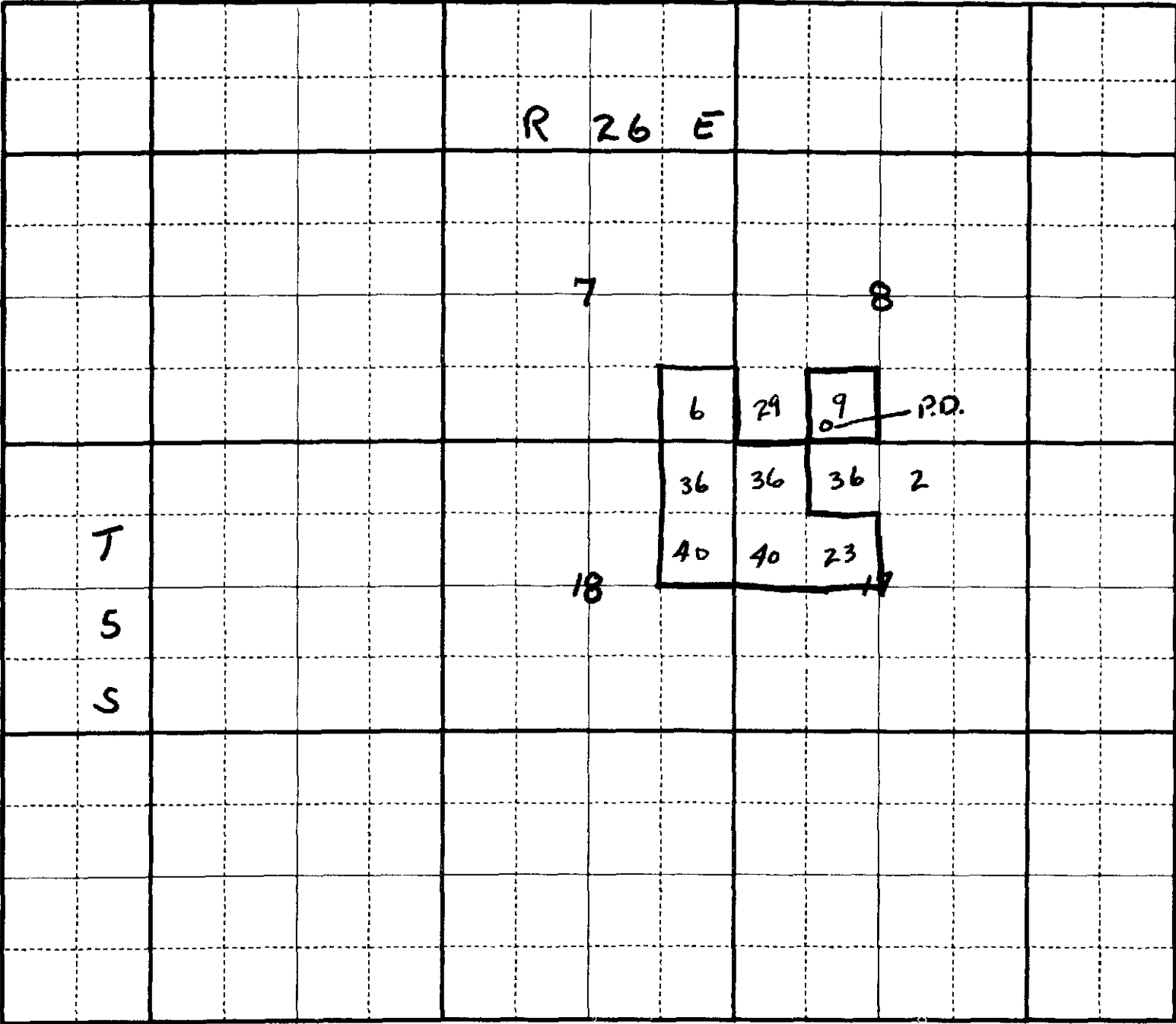


Diagram of System

DATE OF EXAM Aug 9, 1973

ACREAGE
Found 257
Recommended 180

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q= cfs V= AF/Ann. from Apr 1 to Oct 31
Domestic Q= c.f.s. V= AF/Ann. from to
Livestock Q= cfs V= AF/Ann. from to

Is water co-mingled? yes ☒ no ☐

Name source 34-2317 34-2318 34-2414
twp. N/S, Rge E/W, B.M., Sec. , Sub 1/4 1/4
County

Exchange? yes ☐ no ☐

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

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

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

Total Q measured 3.78 Method of measurement SPARKING

Total Q recommended Meter No Type Condition IDWA

Total V recommended

Recommended Amendments

P D
Place of Use X 29 Ac SW 1/4 SW 1/4 Sec 8 36 Ac NE 1/4 Sec 17
Other 2 Ac NW 1/4 Sec 17
None

MEASUREMENT CALCULATION:

43560 cu ft flow in 115 sec = 378 cfs

SYSTEM DESCRIPTION:

60HP G.E. TRI-CIAD Pump Motor Ser# 5K6266XL5A
LAYNE-BOWLER Mdl # 12KHMM
Booster - WAGNER 75 HP Ser# ACD7W10082 MOTOR
FAIRBANKS-MORSE Ser# KTPJ1082

REMARKS

License 34-2317, 34-2318, 34-2414, and Permit
Also covers this ground.

Examiner's Signature William Rhoads Date Oct 17, 1973

Checked by John Ferebauer Date Feb 1, 1974

Approved by Date

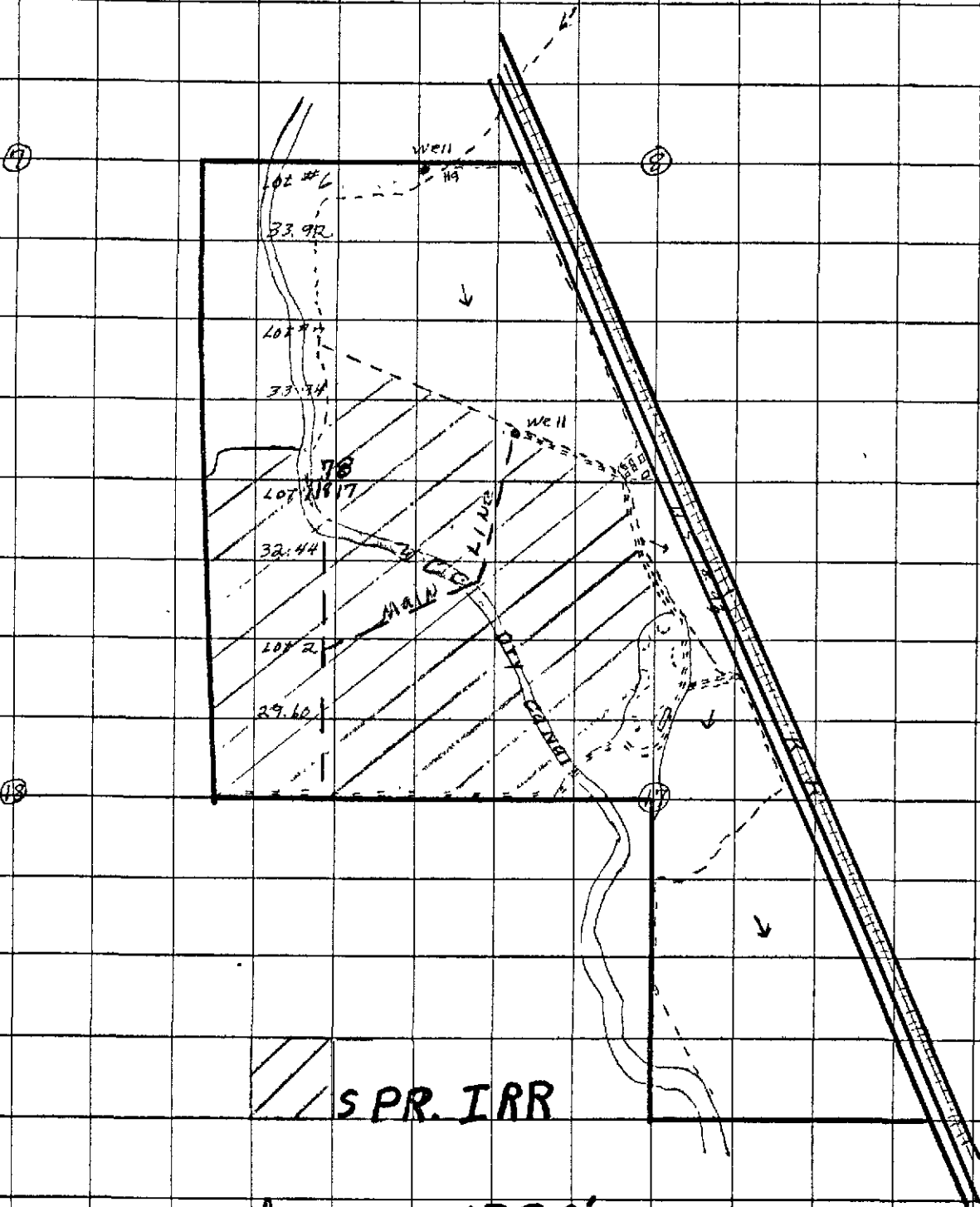
34-2503

Appraiser's Initials H B 21

PLAT OF FARM

Application No. _____

Use Standard Legend. Indicate roads and show direction and distance to nearest town. Indicate points of compass — show scale of map.
Designate section numbers at section centers. If more than one source of irrigation supply, indicate area served by each.



Scale 1" = 1320'
TWP 5N RNG 26 EBM
BUTTE Co., IDA.

34 25 3

34 13

October 18, 1971

Re: Permit No. G-33417/34-2503 - Hillary P. Butcher

Federal Land Bank Assn. of Blackfoot
188 West Judicial
Blackfoot, Idaho 83221

Gentlemen:

In answer to your recent inquiry, please be advised that proof of beneficial use of water was made on July 30, 1971, in connection with the above referenced permit. A license can be issued as soon as the Department conducts a field examination.

If we may be of further assistance, please advise.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
cc: Eastern District Office
Dept. of Water Admin.

34 2503

TO: Bob Fleenor

FROM: Norm Young

SUBJECT: Status of Permit No. 34-2503

DATE: October 15, 1971

The Federal Land Bank of Blackfoot would like to know whether proof of beneficial use has been filed on Permit No. 34-2503 in the name of Hillary P. Butcher, for the amount of 3.6 c.f.s. and a priority date of December 19, 1967.

Norm

NCY:bj

August 9, 1971

Re: Permit No. G-33417/34-2503

Mr. Hillary P. Butcher
Moore,
Idaho 83255

Dear Mr. Butcher:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for 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 examination so that you may show him the system.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

44 2503

Identification No. _____

Permit No. 33417

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

JUL 30 1971

Department of Water Administration

1. a) Name of Permit Holder Hillary P. Butcher

b) Post Office Address Moore, Idaho 83255

2. Permit Number 33417

3. Date of Priority that you are prepared to establish Dec. 19, 1966

4. a) Source from which water was appropriated Subterranean

b) Location of the point of diversion: SE 1/4 SW 1/4, Section 8

Township 5N, Range 26E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

amount 3.6 for Irrigation purposes from April 1 to Oct. 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated 3.6 cfs and/or acre feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: U.S.G.S.

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) 60 H.P. Electric Motor & Pump with 75 H.P. Cent. Booster Pump - Pipes & Lateral Sprinkler

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

c) Give well drillers name and address and date the well was completed Same well as Listed under License G-29683. The amount used is in addition to that shown under said License G-29683.

34-2563

Hand typed 9-30-71

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.	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	
5N	26E	7															20		20
5N	26E	17							40										40
5N	26E	18	32			30													62

Total number of acres irrigated 122

10. Remarks: _____

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

7-28-71 (Date) William D. Butcher (Signature)

State of Idaho
County of Butte

On this 28th day of July, 19 71, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Edna H. Mefford
Notary Public residing at Arco, Idaho

My commission expires October 10, 1971

Identification No. _____

Permit No. 33417

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Hillary P. Butcher
b) Post Office Address Moore, Idaho 83255
2. Permit Number 33417
3. Date of Priority that you are prepared to establish Dec. 19, 1966
4. a) Source from which water was appropriated Subterranean
b) Location of the point of diversion: SE 1/4 SW 1/4, Section 8
Township 5N, Range 26E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied.
amount 3.6 for Irrigation purposes from April 1 to Oct. 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day) /
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 3.6 cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: U.S.G.S.

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) 60 H.P. Electric Motor & Pump with
75 H.P. Cent. Booster Pump - Pipes & Lateral Sprinkler

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

c) Give well drillers name and address and date the well was completed Same well as Listed under
License G-29683. The amount used is in addition to that shown under said
License G-29683.

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.	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	
5N	26E	7																20	20
5N	26E	17							40	1									40
5N	26E	18	32			30													62

Total number of acres irrigated 122

10. Remarks: _____

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

7-28-71 (Date) William D. Butcher (Signature)

State of Idaho)
County of Butte) ss.

On this 28th day of July, 1971, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Edna H. Maynard
Notary Public residing at Arco, Idaho

My commission expires October 16, 1974

March 12, 1971

Re: Permit No. G-33417/34-2503 - Hillary P. Butcher

Arco Advertiser
Box "C"
Arco, Idaho 83213

Gentlemen:

We are herewith returning the certified bill in connection with the correction notice which was published for the above referenced permit.

Please refer to our letter of January 29, 1971, in which we requested that you publish the correction notice at your expense as we did not receive a tear sheet for proofing prior to the first publications.

Thank you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enclosure

January 29, 1971

Re: Permit No. G-33417/34-2503 - Hillary P. Butcher

Arco Advertiser
Box "C"
Arco, Idaho 83213

Gentlemen:

Enclosed is a notice of correction which we wish to have published for two consecutive weekly issues of your newspaper at your expense as we did not receive a galley proof from you. We have inserted the publication dates, allowing ample time for you to submit to us a galley proof for our review before publication.

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

Please furnish us with an affidavit of publication. Your assistance is greatly appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: notice of correction

64 25 3

NOTICE OF CORRECTION

Notice is hereby given that Permit No. G-33417/34-2503 in the name of Hillary P. Butcher was advertised incorrectly.

The point of diversion was advertised as being the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 5N, R. 26E, B.M. WHEREAS, the actual point of diversion is the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 5N, R. 26E, B.M.

Any protest of the above correction must be received by the Department of Water Administration within 10 days from the last date of publication of this notice.

R. KEITH HIGGINSON
Director

Published in the Arco Advertiser, Arco, Idaho on February 11 and February 18, 1971.

34 2503

January 29, 1971

Re: Permit No. G-33417/34-2503

Mr. Hillary P. Butcher
Route #1
Moore, Idaho 83255

Dear Mr. Butcher:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

Since proof of beneficial use of the water is not required until January 24, 1972, the Department will notify you sixty days in advance of this date as to further requirements. We wish to advise you, however, that if you have fulfilled the requirements under the permit you may submit proof any time prior to the above date.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/dg

34 2503

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse — Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

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

November 20, 1970

Re: Permit No. G-33417/34-2503

Mr. Hillary P. Butcher
Rural Route
Arco, Idaho 83213

Dear Mr. Butcher:

The legal notice for the above-referenced permit is being published in the

Arco Advertiser, Arco, Idaho on December 3

and December 10, 1970.

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

Thank you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Re: Permit No. G-33417/34-2503

Mr. Hillary P. Butcher
Route # 1
Moore, Idaho 83255

Dear Mr. Butcher:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until January 24, 1972; however, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the Arco Advertiser, Arco, Idaho and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

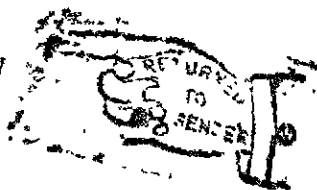
Very truly yours,

Donald W. McElowney
Appropriation Supervisor

DWM:CM

34 25 3

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707



☒ Moved, left no address
☐ No such name
☐ Moved not from here
☒ Addressed incorrectly

Hillary P. Butcher
Rural Route
Arco, Idaho 83213



RECEIVED

NOV 25 1970

Department of Water Administration

resent w:
Rt. #1, Moose, Ida
11-25-70
dg



34 2503

November 20, 1970

Re: Permit No. G-33417/34-2503

Mr. Hillary P. Butcher
Rural Route
Arco, Idaho 83213

Dear Mr. Butcher:

The legal notice for the above-referenced permit is being published in the

Arco Advertiser, Arco, Idaho on December 3
and December 10, 1970.

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

Thank you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

34-2503
33417

November 19, 1970

Re: Permit No. 34-2503 - Hillary P. Butcher

Arco Advertiser
Box "C"
Arco, Idaho 83213

Gentlemen:

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

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

The expense of the publication is to be paid by Hillary P. Butcher, Rural Route, Arco, Idaho, to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enc: Legal notice

34-2503
33417

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Hillary P. Butcher, Route 1, Moore,
Idaho, has received an approved Permit No.
G-33417/34-2503 issued by the Idaho Department of Water Administration auth-
orizing the diversion ~~surface~~ of 3.6 cubic feet per second ~~acre feet~~
~~per/annum~~ of water from a ground water source.
The priority to be established under this permit is December 19, 1966
and the permit was approved January 24, 1967.

Water is to be diverted by well, pumps, pipe and sprinklers
from a point within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8, T. 5N, R. 26E, B.M., Butte County,
to be used for irrigation
in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7; W $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17; E $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18; T. 5N,
R. 26E, B.M.

Proof of the application of the water to beneficial use is to be sub-
mitted to the Department on or before January 24, 1972. Any protests
against the issuance of the license for the above referenced permit should
be filed with the Idaho Department of Water Administration within ten (10)
days of the last date of publication of this notice or prior to the licensing
of the permit. Licensing may commence prior to the date beneficial use proof
is due without further notice.

R. KEITH HIGGINSON, Director
Idaho Dept. of Water Administration
STATEHOUSE, Boise, Idaho

Published in the Arco Advertiser, Arco, Idaho,
on December 3 and December 10, 1970.

Permit No. G-33417/34-2503

Director:

You are hereby authorized to have the above notice published at my expense
in the Arco Advertiser of Arco, Idaho;
published in the county in which the works are situated.

Hillary P. Butcher
(Signature)

Rural Route
(Address)

29 Oct 1970
(Date)

Arco, Idaho

34-2503
33417

October 19, 1970

Re: Permit No. G-33417 (New No. 34-2503)

Mr. Hillary P. Butcher
Route 1
Moore, Idaho 83255

Dear Mr. Butcher:

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

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

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

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enc: Order
Advertising package

34-2503
33417



UNITED STATES
DEPARTMENT OF THE INTERIOR

IN REPLY REFER TO
LVS8
Idaho 017320

G-33417
BUREAU OF LAND MANAGEMENT
Idaho Land Office
P.O. Box 2237
Boise, Idaho 83701

NOTICE OF ALLOWANCE

MAR 6 1967

Hillary P. Butcher
Rural Route 1
Moore, Idaho 83255

Department of the Interior

Dear Mr. Butcher:

Your Desert Land Entry, Serial No. Idaho 017320,
Receipt No. 107724, for Lot 2 Section 16,
Township 5 N., Range 26 E., Boise Meridian, Idaho, containing
29.60 acres, is hereby allowed, subject to any valid existing rights and
your further compliance with laws and regulations applicable thereto. The
acceptability of final proof is contingent upon development and reclamation
of the land in accordance with your plan of development which is on file in
the Boise Land Office. Any substantial change in source of water or deviation
in the construction of the irrigating facilities must have the approval of the
Bureau of Land Management. The irrigable acreage of this entry has been deter-
mined to be approximately 25 acres. In correspondence relat-
ing to this entry, always refer to the serial number shown above.

Sincerely yours,

/S/ Eugene E. Rubin

Eugene E. Rubin
Acting Manager, Land Office

January 30, 1967

Re: Permit No. G-33417

Hillary P. Butcher
Route #1
Moore, Idaho

Dear Mr. Butcher:

We enclose Permit No. **G-33417** in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

~~XXXXXXXXXXXX~~ We also enclose Departmental Receipt No. **G-11203** which was issued covering payment in the amount of \$ **6.00** for the filing fee of the above mentioned permit, and **\$1.00** for B.L.M. copy, was given to you at the time you were in our office.

Very truly yours,

Enc.

permit

M. RUSSELL BOSCH
Office Manager

MRB:ejw

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

33417

ACKNOWLEDGEMENT

Date: 7-11-71

Re: Application No. EC0-117-1966

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

Signed:

William G. Butcher

Applicant

33417



UNITED STATES
DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

Idaho Land Office
P. O. Box 2237
Boise, Idaho 83701

IN REPLY REFER TO

L:VSS
Idaho 017320

DEC 12 1966

J. 33417

Hillary P. Butcher
Rural Route 1
Moore, Idaho 83255

Dear Mr. Butcher:

On November 7, 1966 our Idaho Falls District Manager issued an "Initial Decision" approving your desert land petition Idaho 017320.

According to your plan of development, water for irrigation is to be obtained from an existing well under State water license G-29683. If this license is to be used to show your right to appropriate the water, it must also show that water is made appurtenant to lot 2, Sec. 18, T. 5 N., R. 26 E., Boise Mer., Idaho. If the license does not show water is appurtenant to this lot, then you should contact the State Reclamation Engineer and find out the procedure to be followed in order to make water from the existing well appurtenant to lot 2, Sec. 18. The attached extra copy of this letter should be submitted to the State Department of Reclamation at the time you contact that office.

We would appreciate receiving, within the next 30 days, either a copy of your license, if lot 2 is shown on the list of lands to be irrigated, or other evidence showing that you have a right to appropriate water and that it is to be made appurtenant to lot 2.

Sincerely yours,

Eugene E. Babin
Acting Manager, Land Office

33417