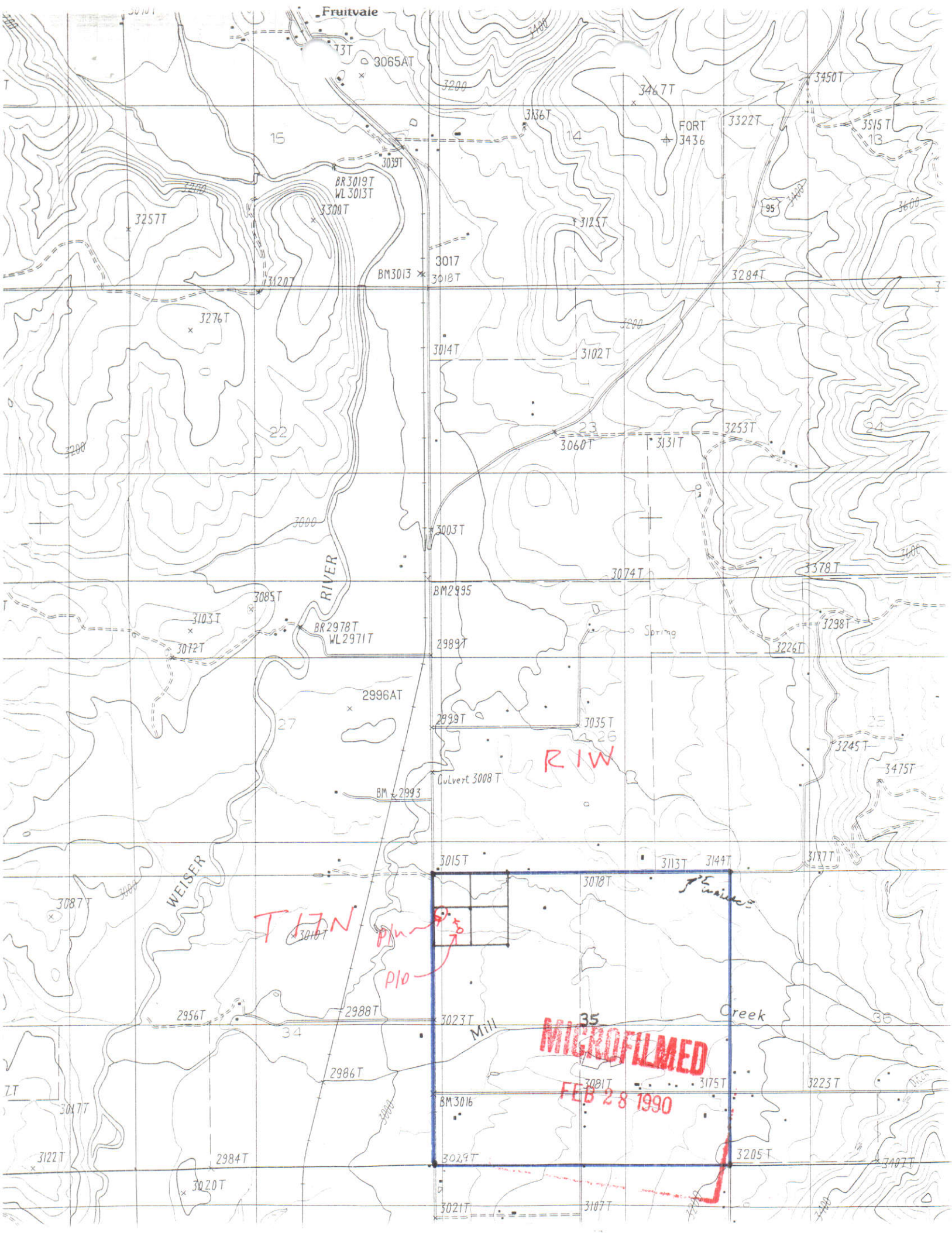




Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the " Notice of Application

67-07766 and 67-07767

as per clipping

hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

two (2)

consecutive weeks, the first publication of the

same being made in the issue dated August 3, 1989

and the last in the issue dated August 10, 1989 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said " Notice " as aforesaid.

Bert J. Rogers

Subscribed and sworn to before me this 10th

day of August, 1989

Patricia Cole

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF APPLICATION

FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

67-07766 ✓ at

BROWN, LLOYD A.
BROWN, FLORENCE E.
HC62 BOX 1395
COUNCIL, ID 83612
Source: SPRING

Tributary: SINKS

Diversion Pt: SWNNWN Sec 35
T 17N R 01W

Use: IRRIGATION (.030 CFS)
STOCKWATER (.020 CFS)

Date Filed: 7/20/1989
In: T17N R01W S35 NWNW

67-07767

INDIAN VALLEY COMMUNITY HALL INC.

INDIAN VALLEY RD.
INDIAN VALLEY, ID 83632

Source: GROUNDWATER
Diversion Pt: SWSW Sec 11 T
14N R 01W

Use: DOMESTIC (.040 CFS)
Date Filed: 7/13/1989

In: T14N R01W S11 SWSW

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 on or before AUGUST 21, 1989.

R. KEITH HIGGINSON,

Director

Published 8/02/1989 & 8/09/1989

MICROFILMED

FEB 28 1990

7/94

For Office Use Only
\$25 Filing Fee
Receipt# 3678
Date 7-24-96

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ASSIGNMENT OF PERMIT

I, Glarence E. Brown, hereby assign to Rodney and/or Joanne Lakey
of, 2286 US Hwy 95 Council, ID 83612 208 253 1131
(Full Address) (Phone)

All my right, title, and interest in and to Permit No. 267-07766 to
appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
Permit No. _____ to appropriate the public waters of the State of
Idaho. (Describe portion of the permit assigned listing the number of acres in each 40 acre
subdivision, point of diversion location, and the amount of water in cubic feet per second.)

Made this _____ day of _____, 19____.

Permit Holder

State of Idaho)

County of Idaho) ss

On this 8th day of May, 1996, personally appeared before me the signer(s) of the
above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Debbie S. Maxwell

Notary Public residing at

seal

Council, Idaho

My commission expires: 8/24/01

RECEIVED

AUG 30 1996

Department of Water Resources

OCT 10 1996

334 7900

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
~~Original Assignment~~	~~67-07766~~	~~Brown, Lloyd A~~ ~~Brown, Florence E~~	~~0.03~~
Full Assignment	67-07766	Lakey, Rodney Lakey, Joanne	0.03

8/29/96

FILED

OCT 10 1996

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 67-07766

Proposed Priority: July 20, 1989

Maximum Diversion Rate:

0.03 CFS

This is to certify, that LLOYD A. BROWN
FLORENCE E. BROWN
HC 62 BOX 1395
COUNCIL, ID 83612

has applied for a permit to appropriate water from:

SPRING

tributary of SINKS

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.03 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
	Totals	0.03 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWNWNW Sec. 35, Township 17N, Range 01W
ADAMS County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
17N 01W 35	NWNW 1			1

Total number of acres irrigated: 1

PLACE OF USE: STOCKWATER, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 1990.
2. Subject to all prior water rights.
3. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

5th day of October, 1989.

MICROFILMED

FEB 28 1990

R. Keith Higginson
R. Keith Higginson, Director

Ident. No. 67-07766

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: LLOYD A. BROWN 208-253-4771
Address: HC62 BOX 1395
COUNCIL, ID 83612

AND/OR
Name: FLORENCE E. BROWN 208-253-4771
Address: HC62 BOX 1395
COUNCIL, ID 83612

2. Source: SPRING Trib. to: SINKS

3. Location of point of diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
17N	01W	35	SW NW NW		ADAMS

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AFA
IRRIGATION	03/15	11/15	0.030		
STOCKWATER	01/01	12/31	0.020		

5. Total quantity appropriated is:
0.030 CFS (and/or) AFA

6. Proposed diverting works:

- Description of ditches, flumes, pumps, headgates, etc.
DEVELOPED SPRING WITH PUMP TO PLACE OF USE
- Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
- Proposed well diameter is inches; proposed depth of well is
feet.
- Is groundwater with a temperature greater than 90F being sought? NO

7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 years.

MICROFILMED

FEB 28 1990

+ per tip map, data entry 7/21/89, SL

8. Description of proposed uses:

DEVELOPED SPRING WITH PUMP AND PIPE TO PLACE OF USE.
STOCKWATER FOR 30 hds.

9. Description of place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
17N	01W	35	NW NW		IRR	1*

10. Describe any other water rights used for the same purposes.
WELL WATER

11. a. Who owns the property at the point of diversion?

APPLICANT

b. Who owns the land to be irrigated or place of use?

APPLICANT

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

12. Remarks:

13. Map of proposed point of diversion and place of use attached? ☒

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 Lloyd Brown
Applicant

Received by Dnr Date 7/29/1989 Time 11:20 Preliminary check by SL

Fee \$ 30.00 Receipted by Dnr # W003738 Date 7/20/89

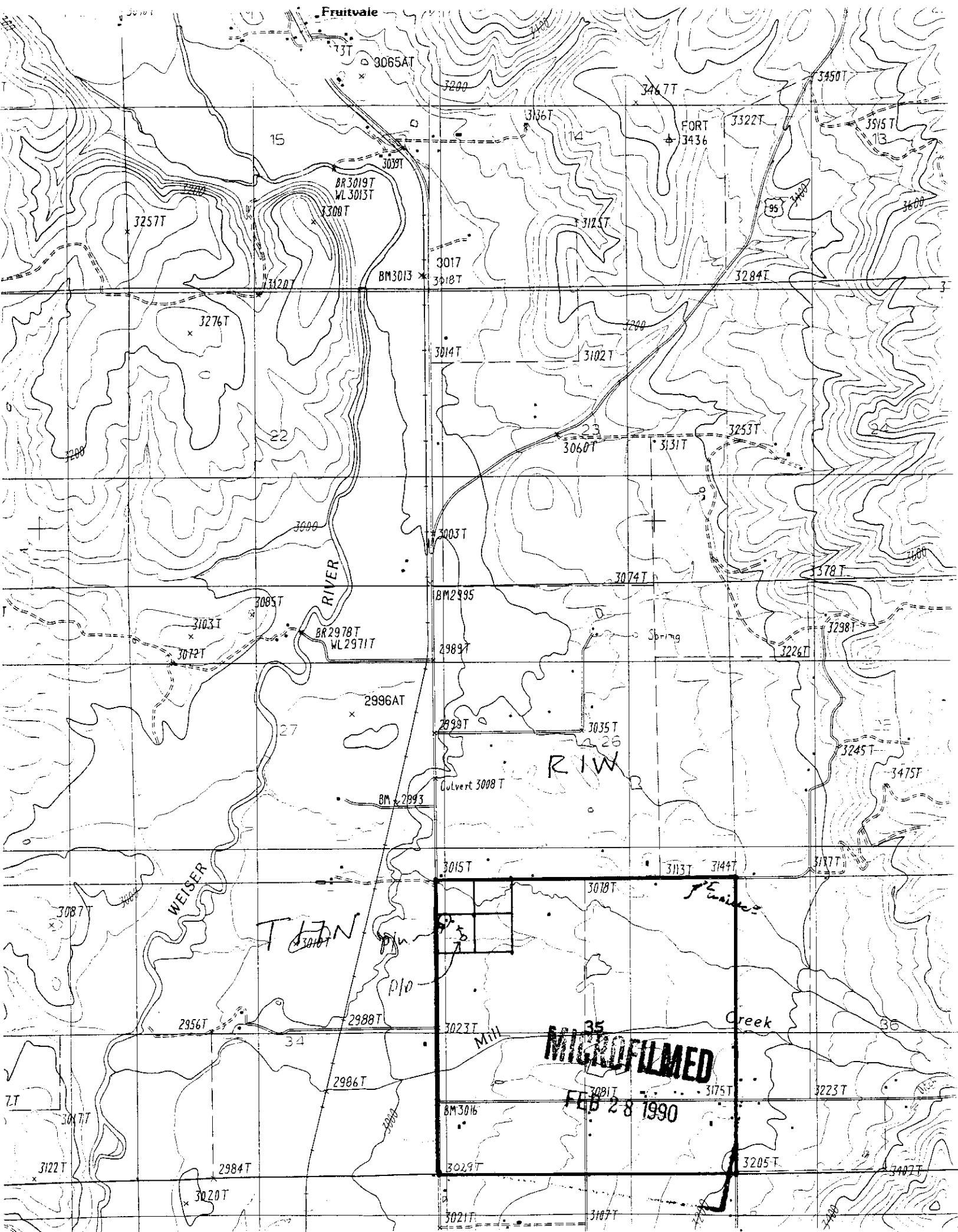
Publication prepared by GG Date 7-26-89 Published in Adams County Leader

Publication approved st Date 8/3 & 8/10/89
8-25-89

MICROFILMED

FEB 28 1990

* Allow 1 ac. per proof of B/U submitted same day.
kw 9/27/89



Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the " Notice of Application

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hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

two (2)

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same being made in the issue dated August 3, 1989

and the last in the issue dated August 10, 1989 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said " Notice " as aforesaid.

Subscribed and sworn to before me this 10th

day of August, 1989

Notary Public for Idaho,
Residing at Council, Idaho

FILE OF APPLICATIONS
FOR WATER RIGHTS
The following applications
have been filed for publication
in the public waters of the State
of Idaho:

67-07766
BROWN, R. J. &
BROWN, R. J. &
HC62 BOX 4000
COUNCIL, ID 83612
Source: SPRENG

Tributary: SINKS
Diversion Pt: SWNNWN Sec 35
T 14N R 01W
Use: IRRIGATION (.030 CFS)
SPRINKLER (.040 CFS)
Date Filed: 7/20/1989
In: T14N R01W S35 NWNW

67-07767
INDIAN VALLEY COMMUN-
ITY HALL, INC.
INDIAN VALLEY, ID 83432
INDIAN VALLEY, ID 83432

Source: GROUNDWATER
Diversion Pt: 14N R 01W
14N R 01W
Use: DOMESTIC (.040 CFS)
Date Filed: 7/13/1989
In: T14N R01W S11 S35N

The permit(s) will be subject
to all prior water rights. Per-
mits must be filed with the Di-
rector, Dept. of Water Resour-
ces, Western Region, 2735 Airport
Way Boise, Idaho 83705 on or
before AUGUST 21, 1989.

R. MARVIN HENDERSON,
Director
Published 8/10/1989 at 1:00 PM

MICROFILMED

FEB 28 1990



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 30, 1996

RODNEY AND/OR
JOANNE LAKEY
2286 US HWY 95
COUNCIL ID 83612

RE: Permit No. 67-07766

Dear Permit Holder(s):

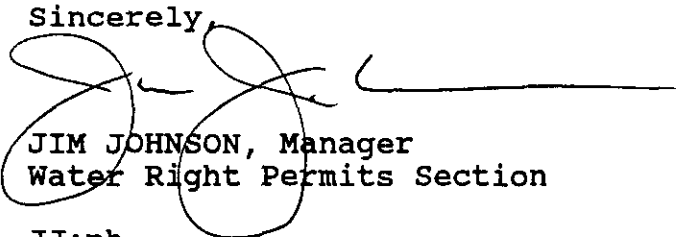
We acknowledge receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

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

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address **PRIOR** TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:ph

RECEIVED

OCT 10 1996

WR0749NP
No. 67-07766

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/29/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RODNEY LAKEY	07/20/1989	IRRIGATION	03/15 11/15	0.030 CFS	
C	JOANNE LAKEY		STOCKWATER	01/01 12/31	0.020 CFS	
					TOTAL DIVERSION:	0.050 CFS

2285 NE MAY 93
COUNCIL ID 83612
(208) 253-1131

Water Source: SPRING

Tributary to: SINKS

Stage: PERMIT

Point(s) of Diversion: T17N R01W S35 SWNWNW ADAMS County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
17N	01W	35	:					:	01				:					:					:	1.0
																							TOTAL ACRES	1.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Pou County: ADAMS

Other Rights: WELL WATER

Conditions of Approval:

- 057 - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed
- 0.03 cubic feet per second for each acre of land.

Dates: App. Received: 07/20/1989 Priority Date: 07/20/1989
Proof Due Date: 11/01/1990 Proof Made Date: 07/20/1989
Exam Made Date: 06/21/1991 Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee: N (Not Required)

December 7, 1989

LLOYD A. BROWN
FLORENCE E. BROWN
HC 62 BOX 1395
COUNCIL, ID 83612

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 67-07766

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

FEB 28 1990

Brown

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 67-7766

Date: 12/4/89

General Considerations:

- ☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change no If yes, prepare a data entry
☒ Proof received timely
☐ Reinstated

Source of Water:

- ☒ Surface water
☐ Groundwater
☒ 1. well log in file
☒ 2. drilling permit
☒ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

- ☒ Rate of diversion appropriate for uses
☒ Is rate or volume and fee appropriate?
☐ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

- ☒ Is a measuring device or access port required?
☒ Has one been installed?
☒ Waiver or modification of measuring device requested

Remarks:

Proof acceptable

Priority Calculation:

Date proof received

Date proof due

No. of days late

Priority date

NEW PRIORITY DATE

<u>NA</u>	
	-
	=
	+
	=

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 334-7900
October 6, 1989

LLOYD A. BROWN
FLORENCE E. BROWN
HC 62 BOX 1395
COUNCIL, ID 83612

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P67-07766

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

FEB 28 1990

03/86

For Office Use Only

Fee Received N/ADate 7/20/89

Receipt # _____

Receipt by _____

Reviewed by AS 12/4/89

Sent to region _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 67-07766Name(s) of Permit Holder: Lloyd & Florence BrownPost Office Address: HC 62 Box 1395 Council Id 83612Telephone No. 253-4771Source of Water: Spring

Extent of Use:

Domestic _____ (number of households)

Stockwater 30 hd range (number and type of stock)Irrigation 1 (acres)

Other/Remark _____

Total rate and/or volume for which proof is submitted .03 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: _____

 Measuring Device: Required? ☐ Yes ☒ No
 Installed? ☐ Yes ☒ No

 Fee enclosed \$ NA
 (See License Examination Fee Schedule)

 Flow Measurement Port: Required? ☐ Yes ☒ No
 Installed? ☐ Yes ☒ No

Person to contact to accompany the Department representative during the field examination:

See above

(Name)

(Telephone Number)

(Address)

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

FEB 28 1990

 X 7/20/89
 Date

 X Lloyd & Florence Brown
 Signature of Permit Holder (and title, if appropriate)

State of Idaho
Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.

pa 17N 1W S. 35 - EWNWNW
" NWNNW

Form No. 202a.
3/89

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: 82 DATE: 7/21/89 APPLICATION: 67-07766

REQUIRED INFORMATION

☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
☒ Address:
☒ Source: (See USGS Quad for names of water sources)
☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
☒ County:
☒ Quantity: (flow and/or volume) Gov't. Lots:
☒ Period of use: N P/D
☒ Nature of proposed use: (Include description of use) N P/U
☒ Description of diverting works:
☒ Time required for beneficial use of water:
☒ Place of use or acres irrigated:
☒ Map:
☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
☒ Fee:
☒ Yes ☐ No* In form to receipt:

ADDITIONAL INFORMATION

YES	NO	
☒	☐	Overlapping place of use: (Describe source & relationship to present application on the back.)
☐	☒	Overlapping point of diversion:
☐	☐	Field check required: Field check by: _____
☐	☐	Field report attached:
☐	☐	Critical groundwater area:
☐	☐	Groundwater management area:
☐	☐	Diversion within interim protected river area
☐	☐	Send dam safety information:
☐	☐	Send power requirement letter:
☐	☐	Send fish farm requirement letter:
☐	☐	Power residency affidavit:
☐	☐	Power efficiency form:
☐	☐	Within trust water boundary: (If yes, attach Trust Water Supplementary Analysis Sheet.)
☐	☐	Diversion greater than 5 cfs or 500 af: (If yes, attach Large Diversion supplementary analysis sheet.)
☐	☐	*REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

DATE REQUESTED: _____

☒ Additional information on reverse side:

RECEIVED
SEP 01 1989

Department of Water Resources

APPLICATION NO. 67-07766

✓ ✓

Fee amount, receipt number and date recorded on application:

YES NO

Adjudication Bureau

YES NO

Other

~~YES~~ NO



Application published correctly: If not, record action taken.

✓ ✓

✓

✓

✓

✓

0

✓

✓

✓

✓

✓

Special conditions of approval or cover letter:

Recommended by: [Signature] Date 8/29/1989

See below for additional information. By kw Date 9/27/89

NOTE: Proof of B.U. submitted with appl. for this existing system.

overlap

P/W 67-00361 mill creek, irrig. (acres not specified in microfiche; may
or may not be same land as in appl.).

Route for B/C once permit has been issued - KW

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

JULY 26, 1989

Adams County Leader
P.O. Box 23
Council, ID 83612

Dear Legal Dept.:

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

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before AUGUST 21, 1989.

Yours truly,

GAIL GARRETT
Secretary

Encl.

MICROFILMED

FEB 28 1990

67-07766

BROWN, LLOYD A.
BROWN, FLORENCE E.
HC62 BOX 1395
COUNCIL, ID 83612

Tributary: SINKS

Source: SPRING

Diversion Pt:

SWNWNW Sec 35 T 17N R 01W

Use: IRRIGATION
STOCKWATER

(.030 CFS)
(.020 CFS)

Date Filed: 7/20/1989

In: T17N R01W S35

NWNW

MICROFILMED

FEB 28 1990