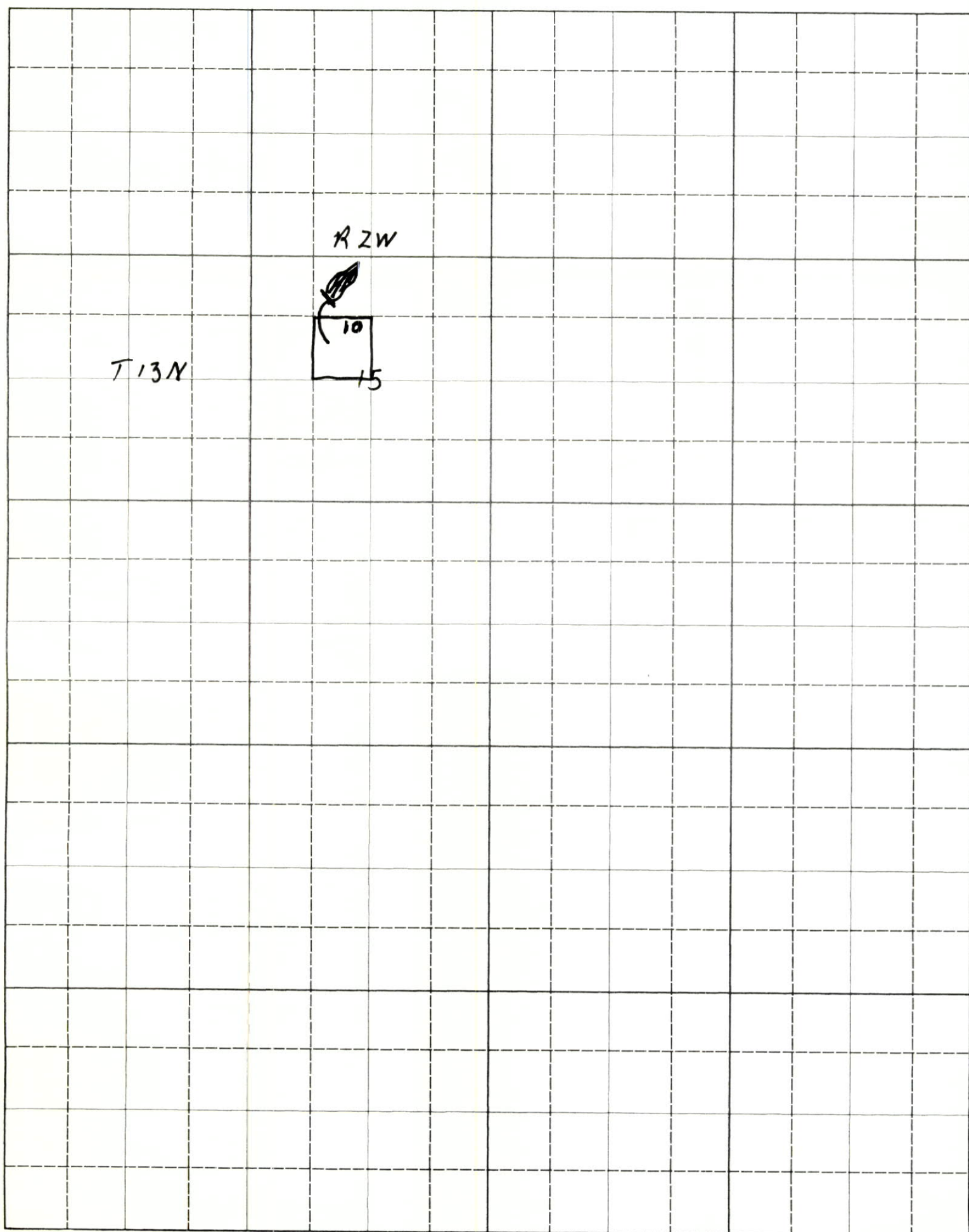


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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 Craig DeMora
(Applicant)

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Washington } ss.

Dorothy A. Booth, being duly sworn,
deposes and says:

That he is the Clerk of
THE WEISER SIGNAL, a weekly newspaper published at
Weiser, in the County of Washington and State of Idaho; that
said paper has been and is in general circulation in the
county aforesaid, and in the vicinity of Weiser; that the ad-
vertisement, a copy of which is attached hereto, was pub-
lished in said newspaper once a week for Two consecu-
tive weeks in the regular and entire issue of said paper dur-
ing the period and time of publication, and was published in
the newspaper proper and not in a supplement; that said
paper has been established and regularly published for more
than seventy-eight consecutive weeks prior to the date of
first publication of said advertisement.

Such notice was published in the issue beginning with
February 14, 1980, and ending
with the issue of February 21, 1980

Dorothy A. Booth
Fees, \$ No Charge

Subscribed and sworn to before me this 21
day of February, 1980

[Signature]
Notary Public Residing at Weiser, Idaho.

My Commission Expires 1-2, 1983

No. 465 NOTICE OF CORRECTION

Notice is hereby given that Notice of Correction for Application for
Permit No. 67-7470 in the name of E.C. &/or Craig &/or Gary
DeMoss was published in error on 12/27 & 1/3/1980.

The Place of Use for Stockwater was advertised as being within the
NWNE, S. a5, T. 13N, R. 2W. WHEREAS, the actual Place of Use
for stockwater is within the NWNE, S. 15, 13N, R. 2W, Washington
County.

Any protest against approval of this application must be filed with the
Director of the Idaho Department of Water Resources, 92 South Cole
Road, Boise, ID 83709 on or before March 3, 1980.

C. STEPHEN ALLRED, Director

Published in the Signal-American on 2/14 & 2/21/1980.

98-2S

OK-KK
3/3/80

RECEIVED

MAR 3 1980

Department of Water Resources
Western Regional Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Washington } ss.

Dorothy A. Booth, being duly sworn,
deposes and says:

That he is the *Clerk* of
THE WEISER SIGNAL, a weekly newspaper published at
Weiser, in the County of Washington and State of Idaho; that
said paper has been and is in general circulation in the
county aforesaid, and in the vicinity of Weiser; that the ad-
vertisement, a copy of which is attached hereto, was pub-
lished in said newspaper once a week for *Two* consecu-
tive weeks in the regular and entire issue of said paper dur-
ing the period and time of publication, and was published in
the newspaper proper and not in a supplement; that said
paper has been established and regularly published for more
than seventy-eight consecutive weeks prior to the date of
first publication of said advertisement.

Such notice was published in the issue beginning with
December 27, 19*79*, and ending
with the issue of *January 3*, 19*80*.

Fees, \$ *12.60*

Subscribed and sworn to before me this *3*
day of *January*, 19*80*.

[Signature]
Notary Public, Residing at Weiser, Idaho.

My Commission Expires *1-2*, 19*83*.

No. 451
NOTICE OF CORRECTION

Notice is hereby given that notice of Application for Permit No. 67-7470 in the name of E.C. &/or Craig J. &/or Gary DeMoss was published in error on 11/15 & 11/22, 1979.

The Place of Use was advertised as being within the SWNW, S. 15, T. 13N, R. 2W. WHEREAS, the actual Place of use is within the NWNE, S. 45, T. 13N, R. 2W for Stockwater purposes and within the SENW, S. 15, T. 13N, R. 2W, for irrigation purposes.

Any protest against approval of this application must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83709 on or before January 14, 1980.

C. Stephen Allred, Director

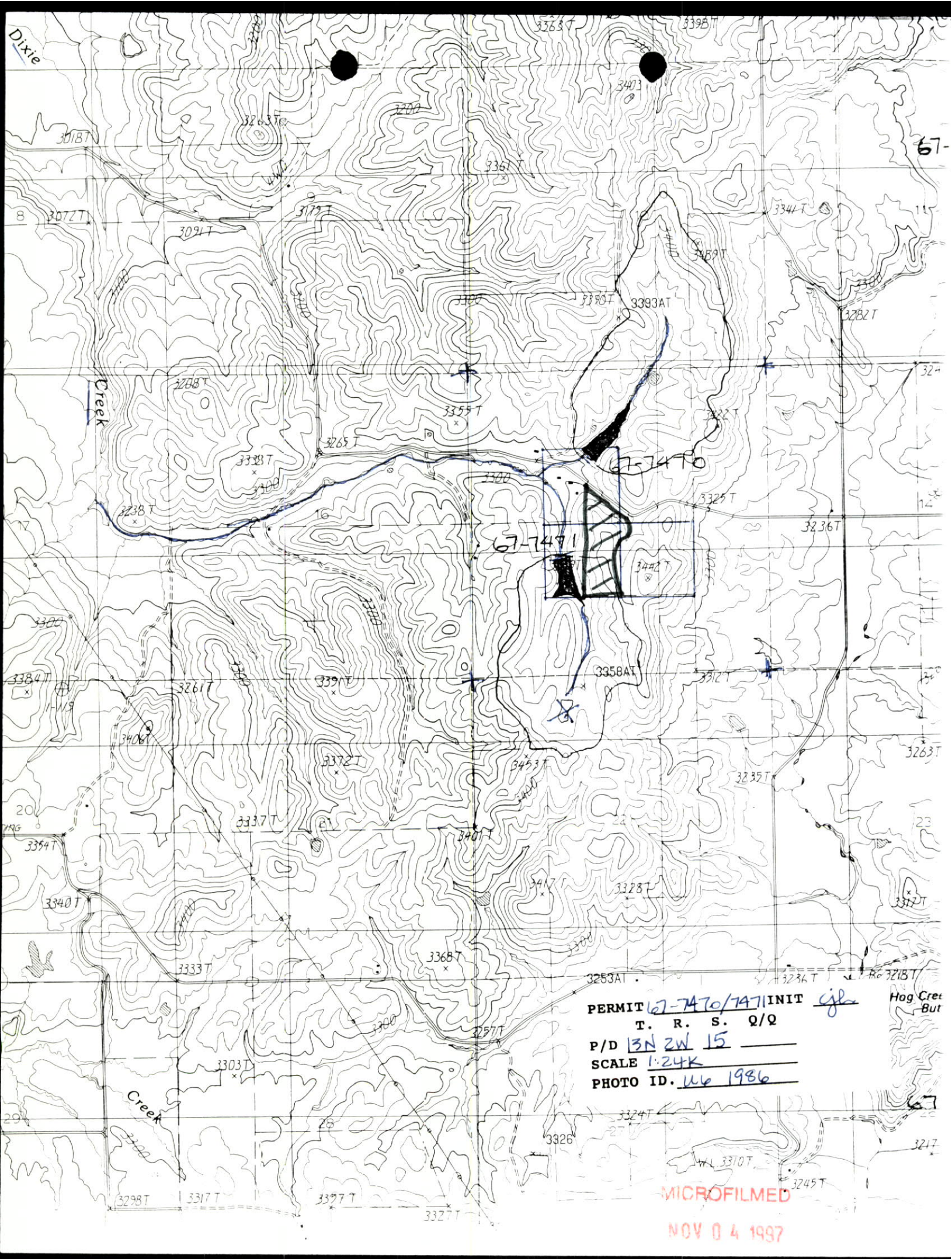
Published in the Signal American on 12/27/79 and 1/3/80.

84-2S

RECEIVED

FEB 4 1980

Department of Water Resources
Western Regional Office

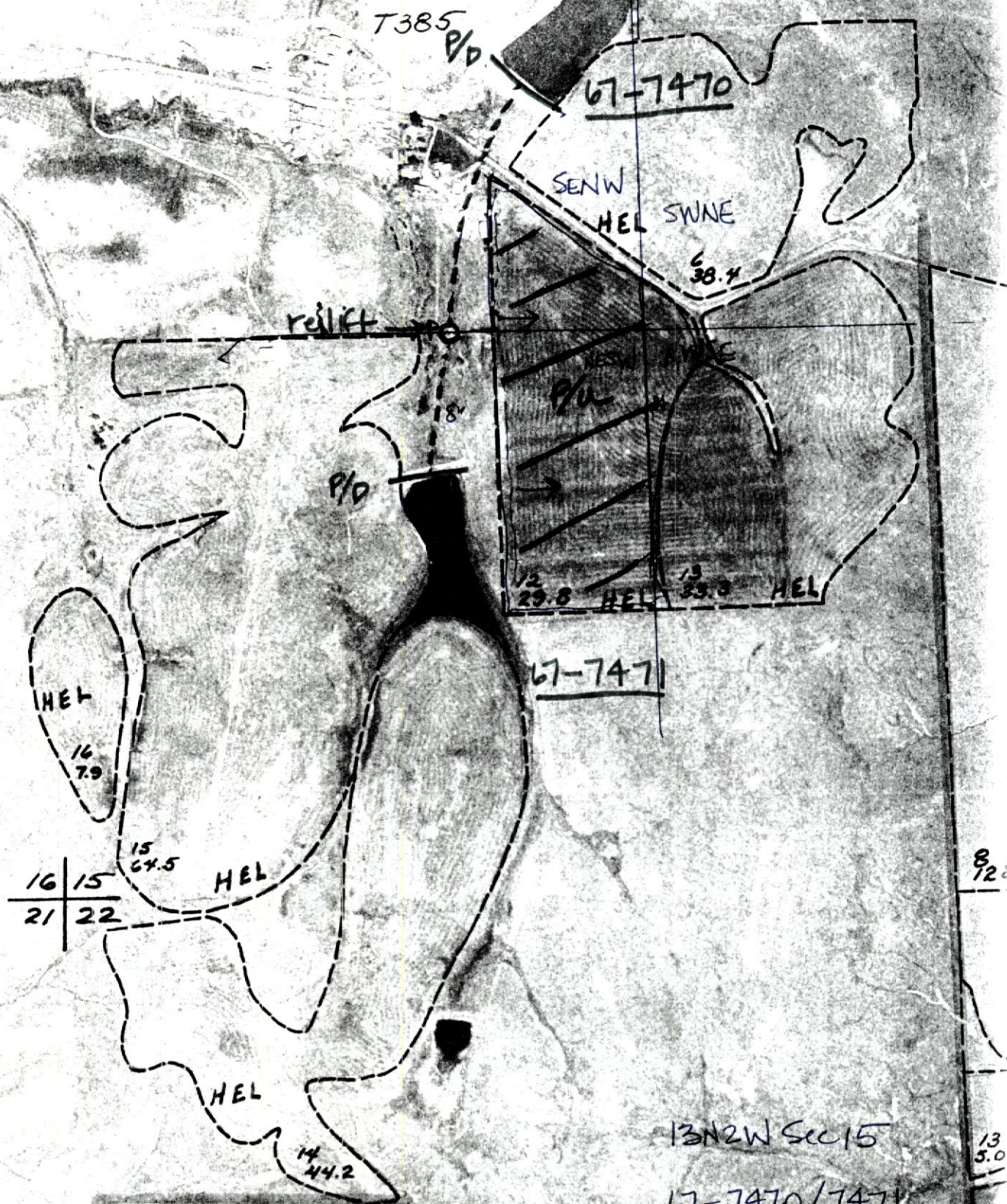


PERMIT 67-7470/7471 INIT cjl
T. R. S. Q/Q
P/D 13N 2W 15
SCALE 1:24K
PHOTO ID. 46 1986

MICROFILMED

NOV 04 1997

R 2 W



T391

MICROFILMED

NOV 04 1997

13N2W SEC 15

67-7470/7471

Noted - For Sale sign at Ranch Headquarters.

None.

A hand-drawn map of a reservoir on graph paper. The map includes the following features and labels:

- Reservoir:** The main body of water, outlined with a curved line.
- Outlet Control:** A vertical line with a small triangle at the top, labeled with a circled 3 (3).
- Concrete Crest:** A horizontal line on the right side of the reservoir, labeled with a circled 4 (4).
- Spillways:** A curved line on the right side of the reservoir, labeled with a circled 5 (5).
- Fence:** A line on the right side of the spillways, labeled with a circled 6 (6).
- Riser Valve:** A small circle at the bottom of the reservoir, labeled with a circled 1 (1).
- Drain:** A curved line at the bottom left of the reservoir, labeled with a circled 2 (2).
- North Arrow:** A vertical arrow pointing upwards, labeled 'N'.
- Legend:** A circle with a dot inside, labeled "Photo #".

RECOMMENDATIONS: Issue a storage certificate for a 5 year period.

Abundance :

1. Continue to control algae growth and sedents on the embankment.
2. Keep the spillway channel clear of any obstructions/debris.
3. Monitor seepage from the drain and tee.

Date: 6/16, 19 93 Inspected by: J. K. Hester, W. L. Hester, R. J. Hester

NOV 04 1997



Dam & Res.
#1
SE NW Sec 15

S 10'96



Dam -
View east
Outlet control
@ center

S 10'96



View to NE
across pool.

S 10'96

MICROFILMED

NOV 9 1987

61-7470



P/u-

Common to
both rights

View to South,
across county
road.



view to east



view to NE,
from res. # 2

MICROFILMED

NOV 04 1997

67-7470 9

67 7471

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07470

Priority: October 13, 1980

Maximum Storage Volume: 35.0 AF

This is to certify, that E C DE MOSS
CRAIG J DE MOSS
GARY DE MOSS

DRAWER V

NEW MEADOWS ID 83654 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 2, 1979; and has submitted Proof of Beneficial Use on January 31, 1985. An examination indicates that the works have a storage capacity of 35.000 af of water from:

UNNAMED STREAM tributary to DIXIE CREEK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION STORAGE	01/01 to 12/31		35.0 AF
IRRIGATION FROM STORAGE	04/01 to 10/31		35.0 AF
STOCKWATER STORAGE	01/01 to 12/31		5.0 AF
STOCKWATER FROM STORAGE	01/01 to 12/31		5.0 AF
	Totals		35.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE, Sec. 15, Township 13N, Range 02W
WASHINGTON County

PLACE OF USE: IRRIGATION FROM STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
13N	02W	15	SENE 7	NESW 20		27

Total number of acres irrigated: 27

PLACE OF USE: STOCKWATER STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
13N	02W	15

SENE

PLACE OF USE:

STOCKWATER FROM STORAGE, same as STOCKWATER STORAGE use

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07470

CONDITIONS OF APPROVAL AND REMARKS

4. Use of water under this water right will be regulated by the watermaster of State Water District No. 67.
5. This right is limited to the irrigation of 10 acres within the place of use described above in a single irrigation season.
6. Rights 67-07470 and 67-07471 when combined shall not exceed exceed the irrigation of 16 acres within the place of use described above in a single irrigation season.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 23rd day of OCTOBER, 1997.

Acting for

KARL J. DREHER, Director

RECEIVED

OCT 15 1997

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 67-07470

Date of Priority: October 13, 1980

Maximum Storage Volume: 35.0 AF

Comes now

E C DE MOSS
CRAIG J DE MOSS
GARY DE MOSS

DRAWER V

NEW MEADOWS ID 83654

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 67-07470, and requests that the permit be changed as follows:

Source: UNNAMED STREAM

tributary to DIXIE CREEK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION STORAGE	01/01 to 12/31		35.0 AF
IRRIGATION FROM STORAGE	04/01 to 10/31		35.0 AF
STOCKWATER STORAGE	01/01 to 12/31		5.0 AF
STOCKWATER FROM STORAGE	01/01 to 12/31		5.0 AF
	Totals		35.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SENW , Sec. 15, Township 13N, Range 02W
WASHINGTON County

PLACE OF USE: IRRIGATION FROM STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
13N	02W	15	SENW 7	NESW 20		27

Total number of acres irrigated: 27

PLACE OF USE: STOCKWATER STORAGE

TWN RGE SEC

13N 02W 15 SENW

PLACE OF USE:

STOCKWATER FROM STORAGE, same as STOCKWATER STORAGE use

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 67-07470

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Cambridge, Idaho, this 11th day of October, 1997.

Larry James
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 67-07470

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = 50⁰⁰ Receipted by KS # C040405 Date 10/15/97

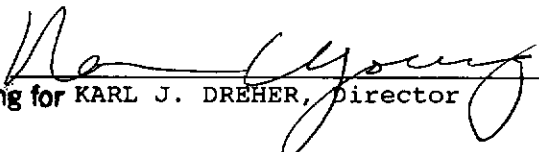
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 67-07470 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 67.
5. This right is limited to the irrigation of 10 acres within the place of use described above in a single irrigation season.
6. Rights 67-07470 and 67-07471 when combined shall not exceed exceed the irrigation of 16 acres within the place of use described above in a single irrigation season.

Witness my hand this 23rd day of OCTOBER, 1997.


Acting for KARL J. DREHER, Director

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT)
NOS. 67-07470 and 67-07471 IN THE)
NAME OF E.C., CRAIG J. &/OR)
GARY DEMOSS)
_____)

ORDER REMOVING
CONDITION OF APPROVAL

WHEREAS, on November 2, 1979, E.C. Demoss, Craig J. DeMoss and Gary DeMoss applied to the Department of Water Resources (Department) for a permit to appropriate water from an unnamed stream tributary to Dixie Creek for irrigation storage and stockwater storage uses; and,

WHEREAS, the Department approved Permit Nos. 67-07470 and 67-07471 with the following condition:

Permanent measuring devices must be installed in such a manner that the amount of water entering the reservoirs and the amount of water released from the reservoirs can be measured.

and,

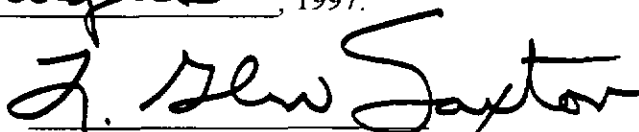
WHEREAS, the watermaster of Water District No. 67 has informed the department that measuring devices are not necessary for regulation of these water rights; and,

WHEREAS, these rights are for on-stream storage purposes only; there is no continuous diversion to and through the reservoirs as the water supply is dependent upon spring runoff; and,

WHEREAS, there appears to be reasonable cause to remove the condition,

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval requiring the installation of permanent measuring devices for Permit Nos. 67-07470 and 67-07471 is REMOVED.

Dated this 18th day of August, 1997.


L. GLEN SAXTON
Chief, Water Allocation Bureau

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT	)	
NO. 67-07470 IN THE NAME OF	)	ORDER ADVANCING
E.C., CRAIG J. &/OR GARY DEMOSS	)	DATE OF PRIORITY
_____	)	

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 67-07470 for issuance of a license, the Department finds, concludes and orders:

FINDINGS OF FACT

1. The Department approved Application for Permit No. 67-07470 to appropriate the public waters of the State of Idaho with a proposed priority of November 2, 1979.
2. On April 10, 1987 the Department advised the permit holder that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit. The examination fee was due on June 9, 1987.
3. The license examination fee was received on May 20, 1988, 345 day(s) late.

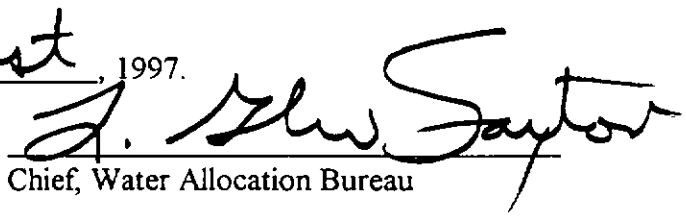
CONCLUSIONS OF LAW

1. The Director may advance the priority date of the permit one day for each day the license examination fee is late, pursuant to the provisions of Section 42-217, Idaho Code.
2. The date of priority of Permit No. 67-07470 should be advanced 345 day(s).

ORDER

IT IS HEREBY ORDERED that the date of priority of Permit No. 67-07470 is advanced to October 13, 1980.

Dated this 18th day of August, 1997.


Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant E. C. &/or Craig J. & &/or Gary DeMoss Phone 355-2367

Post office address Route #1, Box 102, Cambridge, ID 83610

2. Source of water supply unnamed stream which is a tributary of Dixie Creek ²⁵

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 15 Township 13N

Range 2W B.M. Washington County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount <u>35 AF</u> for <u>storage for</u>	purposes from <u>1/1</u>	to <u>12/31</u>	(both dates inclusive)
(cfs or acre-feet per annum) <u>irrigation</u>			
Amount <u>35 AF</u> for <u>from storage</u>	purposes from <u>4/1</u>	to <u>10/31</u>	(both dates inclusive)
(cfs or acre-feet per annum) <u>irrigation</u>			
Amount <u>5 AF</u> for <u>storage for</u>	purposes from <u>1/1</u>	to <u>12/31</u>	(both dates inclusive)
(cfs or acre-feet per annum) <u>stockwater</u>			
Amount <u>5 AF</u> for <u>from storage</u>	purposes from <u>1/1</u>	to <u>12/31</u>	(both dates inclusive)
(cfs or acre-feet per annum) <u>stockwater</u>			

5. Total quantity to be appropriated:

a. _____ cubic feet per second and/or b. 35 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 8 inch outlet with headgate
2" - 3" mainline feeding laterals with pump.

b. Height of storage dam 20 feet, active reservoir capacity 35 acre-feet; total reservoir capacity 35 acre-feet, materials used in storage dam: earth

Period of year when water will be diverted to storage 1/1 to 12/31 inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 15 Township 13N
Range 2W B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 400 beef cattle

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

RECORDED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13N	2W	15								10									10

Total number of acres to be irrigated 10

c. Describe any other water rights used for the same purposes as described above. none

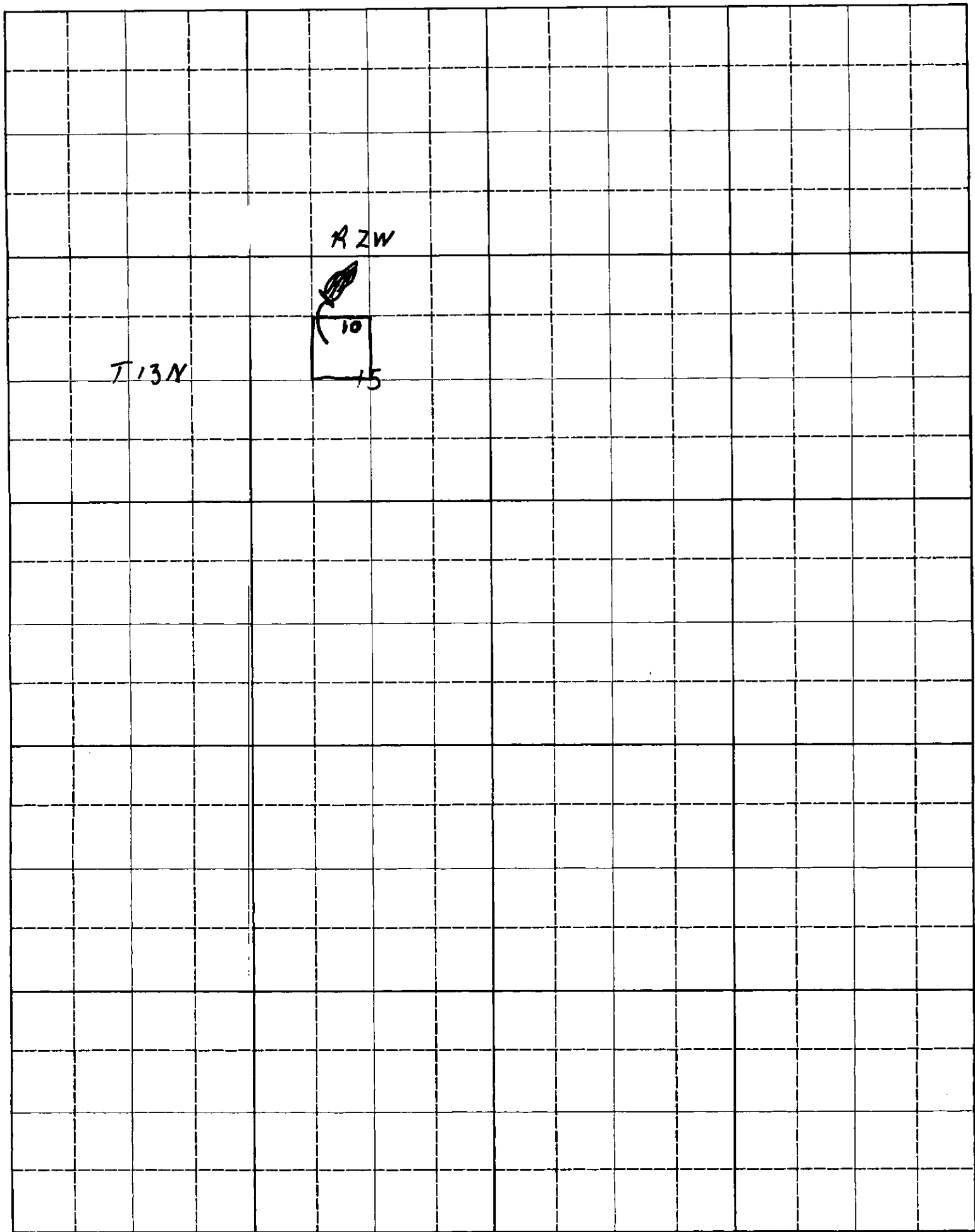
9. a. Who owns the property at the point of diversion Applicant

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 _____

10. Remarks _____

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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 Craig L DeMott
(Applicant)

Proposed Priority 11/2/79

Received by CHS Date 11/2/79 Time 4:00

Preliminary check by _____ Fee \$ 35.00 # 15219

Received by KK Date 11/2/79

Publication prepared by kk Date 11/8/79

Published in Signal American

Publication dates 11/15 & 11/22/79

2/14 & 2/21/80
12/27 & 1/3/80

Publication approved KK Date 2/4/80 2/3/80

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date: _____

Recommended for approval denial by DBS Jim

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 67-7470, and said application is hereby approved.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 19 85.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: (1) The storage of water is contingent upon certification by the Department of Water Resources, of the applicant's dam under the dam safety provisions of the Idaho Code, authorizing storage. (2) Permanent measuring devices must be installed in such a manner that the amount of water entering the reservoir and the amount of water released from the reservoir can be measured. (3) Use of water under this permit is subject to control by the watermaster of State Water District # 67, Weiser River.

Witness my hand this 10th day of March, 1980.

J. Glen Saxton
Chief, Operations Bureau

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Washington } ss.

Dorothy A. Booth, being duly sworn,
deposes and says:

That he is the CLERK of
THE WEISER SIGNAL, a weekly newspaper published at
Weiser, in the County of Washington and State of Idaho; that
said paper has been and is in general circulation in the
county aforesaid, and in the vicinity of Weiser; that the ad-
vertisement, a copy of which is attached hereto, was pub-
lished in said newspaper once a week for Two consecu-
tive weeks in the regular and entire issue of said paper dur-
ing the period and time of publication, and was published in
the newspaper proper and not in a supplement; that said
paper has been established and regularly published for more
than seventy-eight consecutive weeks prior to the date of
first publication of said advertisement.

Such notice was published in the issue beginning with
February 14, 1980, and ending
with the issue of February 21, 1980

Dorothy A. Booth
Fees, \$ no charge

Subscribed and sworn to before me this 21
day of February, 1980

[Signature]
Notary Public, Residing at Weiser, Idaho.

My Commission Expires 1-2, 1983

No. 465 NOTICE OF CORRECTION

Notice is hereby given that Notice of Correction for Application for
Permit No. 67-7470 in the name of E.C. &/or Craig &/or Gary
DeMoss was published in error on 12/27 & 1/3/1980.

The Place of Use for Stockwater was advertised as being within the
NWNE, S. 45, T. 13N, R. 2W. WHEREAS, the actual Place of Use
for stockwater is within the NWNE, S. 15, 13N, R. 2W, Washington
County.

Any protest against approval of this application must be filed with the
Director of the Idaho Department of Water Resources, 92 South Cole
Road, Boise, ID 83709 on or before March 3, 1980.

C. STEPHEN ALLRED, Director

Published in the Signal-American on 2/14 & 2/21/1980.

98-2S

OK-KR
3/3/80

RECEIVED

MAR 3 1980

Department of Water Resources
Western Regional Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Washington } ss.

Dorothy A. Barth, being duly sworn,
deposes and says:

That he is the Clerk of
THE WEISER SIGNAL, a weekly newspaper published at
Weiser, in the County of Washington and State of Idaho; that
said paper has been and is in general circulation in the
county aforesaid, and in the vicinity of Weiser; that the ad-
vertisement, a copy of which is attached hereto, was pub-
lished in said newspaper once a week for Two consecu-
tive weeks in the regular and entire issue of said paper dur-
ing the period and time of publication, and was published in
the newspaper proper and not in a supplement; that said
paper has been established and regularly published for more
than seventy-eight consecutive weeks prior to the date of
first publication of said advertisement.

Such notice was published in the issue beginning with
December 27, 1979, and ending
with the issue of January 3, 1980
Dorothy A. Barth
Fees, \$ 12.60

Subscribed and sworn to before me this 3
day of January, 1980
[Signature]
Notary Public, Residing at Weiser, Idaho.
My Commission Expires 1-2, 1983

No. 451 NOTICE OF CORRECTION

Notice is hereby given that notice of Application for Permit No. 67-7470 in the name of E.C. &/or Craig J. &/or Gary DeMoss was published in error on 11/15 & 11/22, 1979.

The Place of Use was advertised as being within the SWNW, S. 15, T. 13N, R. 2W, WHEREAS, the actual Place of use is within the NWNE, S. 65, T. 13N, R. 2W for Stockwater purposes and within the SENW, S. 15, T. 13N, R. 2W, for irrigation purposes.

Any protest against approval of this application must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83709 on or before January 14, 1980.

C. Stephen Alfred, Director

Published in the Signal American on 12/27/79 and 1/3/80.

84-2S

Department of Water Resources
Weiser, Idaho 83709

AFFIDAVIT OF PUBLICATION

RECORDED
DEC 3 1979

STATE OF IDAHO, } ss.
County of Washington }

Sarah Boles

being duly sworn,
Western Regional Office

deposes and says:

That he is the clerk of
THE WEISER SIGNAL, a weekly newspaper published at
Weiser, in the County of Washington and State of Idaho; that
said paper has been and is in general circulation in the
county aforesaid, and in the vicinity of Weiser; that the ad-
vertisement, a copy of which is attached hereto, was pub-
lished in said newspaper once a week for two consecu-
tive weeks in the regular and entire issue of said paper dur-
ing the period and time of publication, and was published in
the newspaper proper and not in a supplement; that said
paper has been established and regularly published for more
than seventy-eight consecutive weeks prior to the date of
first publication of said advertisement.

Such notice was published in the issue beginning with
November 15, 1979, and ending
with the issue of November 22, 1979.

Sarah Boles

Fees, \$ 42.00

Subscribed and sworn to before me this 22
day of Nov, 1979.

Notary Public, Residing at Weiser, Idaho.

My Commission Expires 1-8, 1982

No. 426 NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been
submitted for permit to appropriate the public waters of the State of
Idaho:

67-7470

DE MOSS, E.C. &/or CRAIG J. &/or GARY
ROUTE No. 1, BOX 102, CAMBRIDGE, ID 83610
Source: UNNAMED STREAM tributary to DIXIE CREEK
Date Filed: 11/02/1979
Amount: 35.0 AC-FT
Diversion Point: NENW Sec 15 T 13N R 02W, WASHINGTON Co.
Use: IRRIGATION STORAGE (35.0 AC-FT) from 01/01 to
12/31
IRRIGATION FROM STORAGE (35.0 AC-FT) from 04/01 to
10/31
STOCKWATER STORAGE (5.0 AC-FT) from 01/01 to 12/31
STOCKWATER FROM STORAGE (5.0 AC-FT) from 01/01 to
12/31
Place of Use: SWNW Sec 15 T 13N R 02W FOR 10 ACRES
Diversion Means: HEADGATE, MAINLINE FEEDING
LATERALS W/PUMP

67-7471

DE MOSS, E.C. &/or CRAIG J. &/or GARY
ROUTE No. 1, BOX 102, CAMBRIDGE, ID 83610
Source: UNNAMED CREEK tributary to DIXIE CREEK
Date Filed: 11/02/1979
Amount: 19.0 AC-FT
Diversion Point: NWNW Sec 22 T 13N R 02W, WASHINGTON Co.
Use: IRRIGATION STORAGE (19.0 AC-FT) from 01/01 to 12/31
IRRIGATION FROM STORAGE (19.0 AC-FT) from 04/01 to
10/31
Place of Use: NESW Sec 15 T 13N R 02W FOR 6 ACRES
Diversion Means: MAINLINE FEEDING LATERALS FOR
SPRINKLER OR GATED PIPE.

67-7473

STRINGER, LLOYD A.
730 W. 3RD, WEISER, ID 83672
Source: GROUNDWATER
Date Filed: 11/05/1979
Amount: 0.04 CFS
Diversion Point: NESW Sec 35 T 15N R 03W, WASHINGTON Co.
Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31
Place of Use: NESW Sec 35 T 15N R 03W

If issued, the permit(s) will be subject to all prior water rights. Protests
against the granting of any permit must be filed with the Director of
the Idaho Department of Water Resources, 92 S. Cole Road, Boise,
Idaho 83709 on or before DECEMBER 3, 1979.

C. STEPHEN ALLRED
Director

Published 11/15 & 11/22/79.

72-25

ENCLOSURE



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

October 23, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

LARRY JAMES
4785 N TEN MILE RD
MERIDIAN ID 83642

RE: WATER RIGHTS 67-07470 & 67-07471

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed licenses confirming that water rights have been established in accordance with the permits referenced above. The licenses are preliminary orders issued by the Department pursuant to section 67-5243, Idaho Code. They can and will become final orders without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243 (3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

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NOV 3 4 1997

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

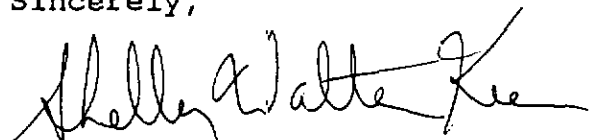
Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

Sincerely,

A handwritten signature in cursive script, appearing to read "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

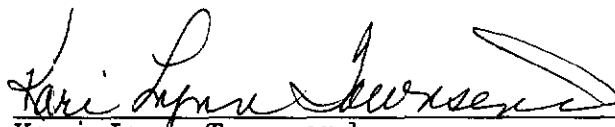
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 23rd day of October, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER to the person(s) listed below:

Water Right 67-07470 & 67-07471

LARRY JAMES
4785 N TEN MILE RD
MERIDIAN ID 83642



Kari Lynn Townsend
Secretary

MICROFILMED

NOV 04 1997

M E M O R A N D U M

DATE: October 9, 1997

TO: Files 67-07470 & 67-07471

FROM: Kari Lynn Townsend

RE: Extension of time for amendments

=====

Larry James phoned today at 1:10 p.m. to speak with Shelley and request an extra week or so to get the amendments filled out and returned to us. He has been busy with crop harvest and hasn't had time to take care of the paper work.

Shelley was at lunch so I told Mr. James that we would move the due date out to October 21st. He felt that that would give him plenty of time to respond.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 23, 1997

LARRY JAMES
4785 N TEN MILE RD
MERIDIAN ID 83642

RE: WATER RIGHT NOS. 67-07470 & 67-07471

Dear Mr. James:

In August I sent to you an Application for Amendment form so that you can amend Permit Nos. 67-07470 and 67-07471 to correspond with the findings of the Department's field examiner. I have not yet received your response.

If I do not receive the amendments within fourteen days, I will assume you no longer have any interest in these permits and I will begin the proceedings necessary to void them. In case the amendment forms I sent you have been misplaced, new ones are enclosed. Please note that the filing fee for each amendment is \$50.00 (\$100.00 total).

If you have any questions, please contact me as soon as possible at (208) 327-7946.

Sincerely,

Shelley Walter Keen
Water Rights Supervisor

enc.

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NOV 04 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

August 29, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

LARRY JAMES
4785 N TEN MILE RD
MERIDIAN ID 83642

RE: WATER RIGHT NOS. 67-07470 & 67-07471

Dear Mr. James:

I am writing to you about Water Right Permits 67-07470 & 67-07471, which were originally issued to E. C. De Moss, Craig De Moss, and Gary De Moss. The permits are being reviewed for licensing. Before water right licenses can be issued, however, the permits must be amended to depict the water rights as they were actually been developed. When I sent Application for Amendment forms to the De Mosses, Craig De Moss wrote to tell me that the property has been sold to you. I am writing to give you the opportunity to complete the process necessary to obtain water right licenses.

The enclosed Application for Amendment forms contain information that will be included on the licenses when they are issued. The amendments reflect changes in the point of diversion and place of use location for each right. The last page of each Application for Amendment form contains a list of CONDITIONS and REMARKS proposed for the licenses when they are issued. These conditions and remarks may be modified upon further administrative review. Please review the amendment forms carefully. If you concur with the information presented, sign the forms and return them with the \$100.00 filing fee (\$50.00 each) as soon as possible.

In order for the department to issue the water right licenses in your name, the permit holders of record must assign the permits to you. In case you want to pursue the assignments, which must be accompanied by a filing fee of \$25.00 each, I have enclosed two Assignment of Permit forms to help you obtain the required information and signatures. If you do not obtain the assignments from the De Mosses, the department may still issue licenses if you submit the necessary Applications for Amendment and fees. Once the licenses are issued, the water rights are appurtenant to the land, regardless of the name listed on the document. Eventually, the Snake River Basin Adjudication claims, which are in your name, will be reviewed and ownership records will be updated via the adjudication process.

If you have any questions about this information, please contact me at (208) 327-7946 in Boise.

Sincerely,

Shelley Walter Keen
Water Rights Supervisor

enc.

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NOV 04 1997

DeMoss Mtn. Meadows
Craig & Linda DeMoss
Drawer U
New Meadows, ID 83654

tel: (208) 347-2638 fax: 347-2389 e-mail: demoss@cyberhighway.net

RECEIVED

AUG 28 1997

Department of Water Resources

Aug. 25, 1997

Department of Water Resources
Shelley Walter Keen
Water Rights Supervisor
P.O. Box 83720
Boise, ID 83720-0098

Dear Ms Keen,

This letter is to inform you that we have sold the property and the reservoirs, with the water rights (Permit Nos. 67-07470 and 67-07471) to Larry James. His address is listed below. All matters concerning these permits should be sent to Mr. James.

Thank You,


Craig DeMoss

Larry James
2165 Dixie Creek Road
Cambridge, ID 83610

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NOV 04 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

July 21, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

E C DE MOSS
CRAIG J DE MOSS
GARY DE MOSS
DRAWER V
NEW MEADCWS ID 83654

RE: Water Right Nos. 67-07470 and 67-07471

Dear Permit Holders:

Water Right Permits 67-07470 and 67-07471, which were issued to you a number of years ago, are in the process of being licensed. As part of the licensing review process, we have issued the enclosed Order Removing Condition of Approval for both rights and the enclosed Order Advancing Date of Priority for right 67-07470. During the licensing review process it was also noted that before licenses can be issued your permits must be amended to depict your water uses as they were actually developed.

I have enclosed Application for Amendment forms which contain information that will be included on your licenses when they are issued. The amendment forms include changes in the point of diversion and place of use locations for each right. The last page of each Application for Amendment form contains a list of CONDITIONS and REMARKS proposed for the license when it is issued. These conditions and remarks may be modified upon further administrative review.

Please review the amendment forms carefully. If you concur with the information presented, sign the forms and return them with the \$100 (\$50 each) filing fee within fourteen days.

If you have any questions about this information, please contact me at (208) 327-7946 in Boise.

Sincerely,

Shelley Walter Keen
Water Rights Supervisor

enclosures

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NOV 04 1997

MEMORANDUM

TO: Files 67-07470 and 67-07471

FROM: Sharla

DATE: August 6, 1997

RE: Telecon

On this date, Mr. Meyer (Watermaster for Water District No. 67) called in response to my letter concerning the condition requiring measuring devices. He stated that measuring devices are not required at these reservoirs. He feels that the conditions should be removed from the rights.

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 31, 1997

Gerald Meyer
HC 70 Box 2010
Midvale, ID 83645

RE: Water Rights 67-07470 & 67-07471

Dear Gerald,

We are in the process of reviewing permit numbers 67-07470 & 67-07471 for licensing. Enclosed are profile reports describing these permits. During the field examination in May of 1996, our examiner found no measuring devices installed. One of the conditions of the permits required that permanent measuring devices be installed in such a manner that the amount of water entering the reservoirs and the amount of water released from the reservoirs could be measured. Are measuring devices necessary for regulation of these rights? If so, we will hold licensing the rights until the condition is complied with and will retain the condition when the licenses are issued. If it is not necessary, we will simply remove the condition.

I appreciate your help in this matter. If you have any additional questions, please feel free to contact me at (208) 327-5452.

Sincerely;

Sharla Curtis
Water Resource Agent

SC:cb
Enclosure

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NOV 04 1997

BENEFICIAL USE FIELD REPORT REVIEW

TO: FILE 67-07470

FROM: SHARLA CURTIS

RE: PRIORITY ADVANCE REVIEW

DATE: 23-JUL-1997

This review memo is prepared to show the process for determining what elements were involved in advancement of the priority.

	DATE	JULIAN
PERMIT		
Permit priority Date:	11/02/1979	306
EXAM FEE NOTICE		
Exam Fee Notice Date:	4/ 10/1987	100
Exam Fee/Info Sheet Received Date:	5/20/1988	505
Exam Fee or Info Due Date:	6/09/1987	160
Days Late:	345 DAY(S)	
NEW PRIORITY DATE		
Original Priority Date:	11/02/1979	306
Total Days Late:	345 DAY(S)	
New Priority Date:	10/13/1980	286

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LICENSE REVIEW CHECKLIST

PERMIT NO. 67-07470

DATE 9/23/97

REVIEWER: SHARLA

NAME Change OK

Address Change DeMoss - no assignment
up'd

SOURCE Change OK

Is change clarification of originally intended source? Yes

POINT OF DIV Change OK

If not, prepare Notice of Intent to Void Yes

PLACE OF USE Change OK

Amendment required Yes

Does map agree with written description? Yes no

OVERLAPS P/D P/U

RATE OF DIV

Permitted Rate 35 cfs
Fee limit 300 cfs
Measured 35 cfs
Theoretical cfs

Recommended Total Div Rate 35 cfs

ANNUAL VOLUME/
NATURE OF USES Use

Use	Volume Calculation
<u>25 ft</u>	<u>35</u> af
<u>47</u>	<u>"</u> af
<u>stock</u>	<u>5.0</u> af
<u>47</u>	<u>5.0</u> af
SUBTOTAL	<u>35.0</u> af

Flow rate cfs X days X 1.983 = af
Total volume recommended af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

CONDITIONS RC4 Watermaster Control WD# 67
GW Measurement/Measuring Device

P26 Overlap
Use-specific conditions 080

Advancement of Priority Date Required Yes no

SRBA Claim Filed ✓
Adjustment Memo ---

1st Amend Letter P5,138
2nd Amend Letter P47

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUL 22 1996

Department of Water Resources

Permit No. 67-~~E~~07470

A. GENERAL INFORMATION

1. Owner: DEMOSSE Phone No. 540/96

Current Address: _____

2. Accompanied by: Larry James EXAM DATE: 5/10/96

Address: 4785 N 10 MILE RD MERIDIAN 83642 Phone No. 888-4230

Relationship to Permit Holder: owner (as of 1994 - see info from SPBA file)

3. Source: unnamed stream tributary to Dixie Creek

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 67-7471

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	NW	15	13N	2W	Wash.	Demoss Dam #1
									from Dam Safety file.

2. Place(s) of Use:

Indicate Method of Determination ASCS photos

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	2W	15								7	20								27*

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* see remarks

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3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

Scale: 1" = _____

 Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

 Aerial Photo Attached (required for irrigation of 10+ acres)

 Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: None. Storage only. See dam safety info.

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E. NARRATIVE/REMARKS/COMMENTS

A 3-ac reservoir w/ 20' dam impounds approx 35 AF of water for irrigation and stock water. A second reservoir under 67-7471 used for same acres. A buried 8" mainline from the outlet southward across county road conveys flows to a pump relief station and into pressurized irrigation system. Within an approximate area of 27 acres, 16 acres irrigation is authorized under the combined rights. This right (67-7470) limited to 10 ac ~~for~~ irrigation within the place of use.

Stockwater is for 400 range cattle & 5 horses.

Stock drink primarily from reservoir. There is a tap off the outlet mainline at the ~~corral~~ corrals.

No other rights are used. Balance of ranch is dry farmed.

Assignment of permit has been solicited by Mr. James. I have included documentation of ownership submitted with SRBA claim.

~~other~~
No overlaps. License may be issued w/o impact to SRBA. Copy of exam placed in SRBA file.

Have conditions of permit approval been met? ☒ yes ☐ no *

No meas device, none necessary. Spring runoff only.
Permit holder to request waiver.

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F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 10 \times 4 = 40 \text{ AFA}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \text{N/A}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$$

2. Volume Calculations for Other Uses:

$$\frac{400 \text{ Range} \times 12 \text{ gpd/ha} \times 365 \text{ days/yr}}{325850} = 5.37 \text{ AFA}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRR STORAGE	1/1	12/31		35.0
IRR F.S.	4/1	10/31		35.0
STOCK STORAGE	1/1	12/31		5.0
STOCK F.S.	1/1	12/31		5.0
			Totals:	35.0

2. Recommended Amendments

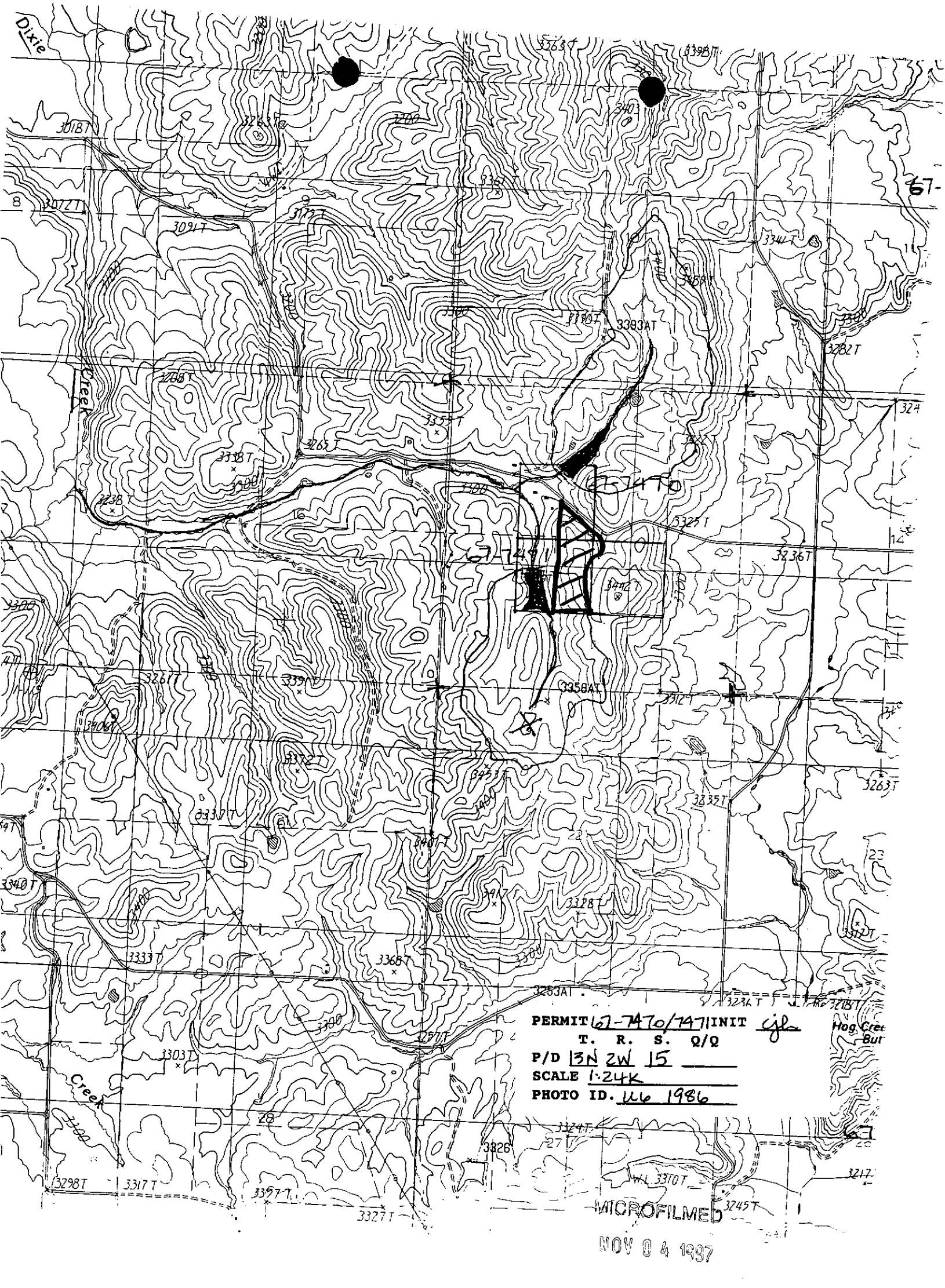
☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATIONField Examiner's Name Cindy J. Hodges Date 6.14.96

Reviewer _____ Date _____

SEAL

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PERMIT 67-7470/7471 INIT *jls*

T. R. S. Q/Q

P/D 13N 2W 15

SCALE 1:24K

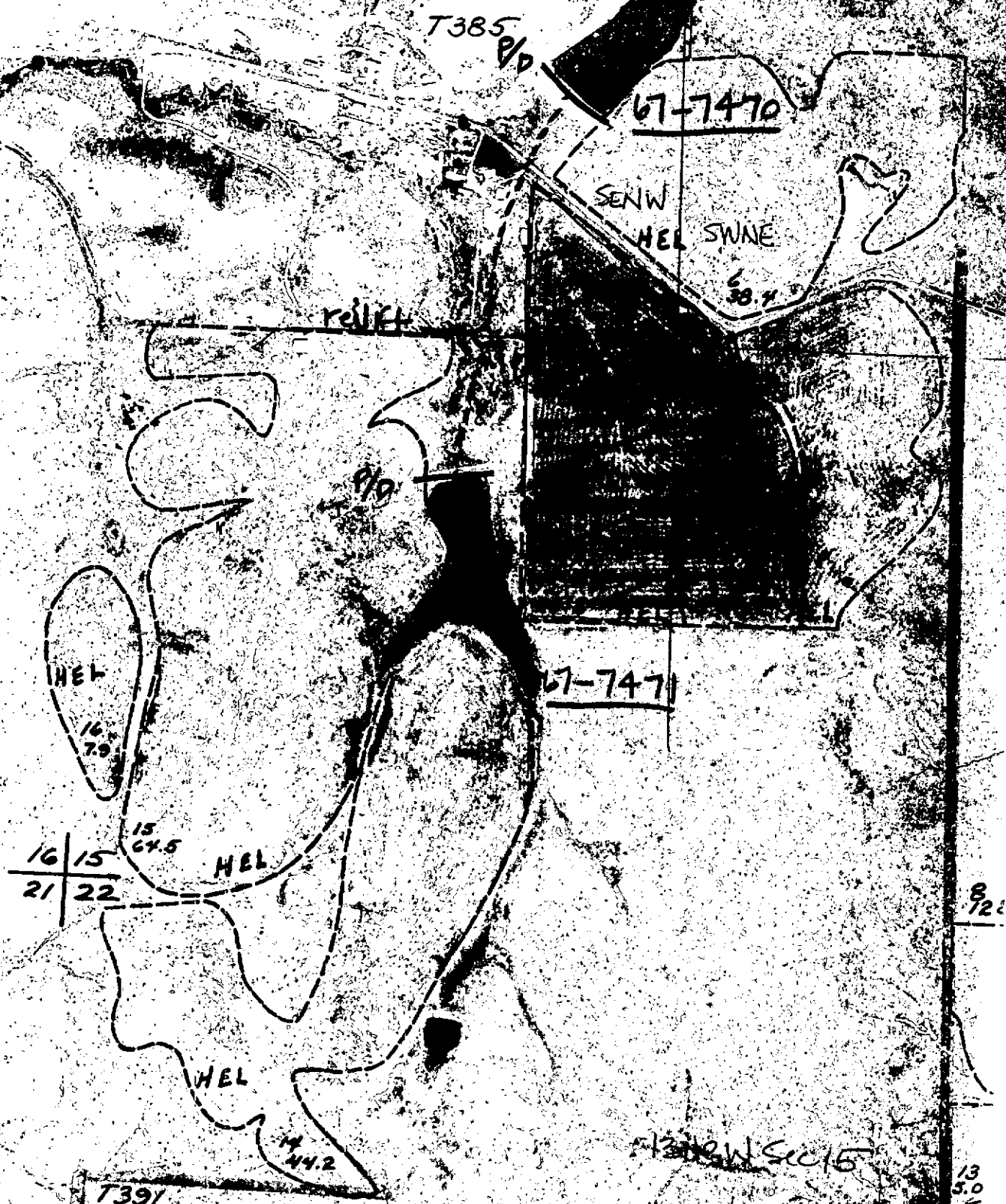
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NOV 14 1997

67-7470/7471

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
RECORD OF INSPECTION OF DAM

Name of dam: Demoss #1 Stream: Dixie Creek ☐ Offstream
Name of owner: Demoss Ranch Location: NE SW 15-13N-24W
Individuals accompanying inspector: None

Reservoir characteristics: Dam height 20 Ft Surface area 3 Ac. Storage capacity 35 ~~Ac-Ft~~
Hazard class: Significant Photographs: yes

CONDITION OF EMBANKMENT OR STRUCTURE: ☐ Poor ☐ Fair ☒ Good ☐ Excellent
Type: ☒ Earth ☐ Rockfill ☐ Conc. arch ☐ Conc. gravity ☐ Timber crib ☐ Other

	UPSTREAM SLOPE	CREST	DOWNSTREAM SLOPE	TOE AREA
Surface cover material	<u>Earth</u>			
Growth	<u>Seeded grasses</u>			
Settlement or cracks	<u>None</u>			
Surface erosion	<u>None</u>			
Debris	<u>None</u>			
Animal burrows	<u>None</u>			
Crest width and slope measurements	<u>3:1</u>	<u>± 12 Ft</u>	<u>2.4:1</u>	

CONDITION OF OUTLET WORKS: ☐ Poor ☐ Fair ☒ Good ☐ Excellent
Location: ☐ Left side ☒ Center ☐ Right side ☐ Other
Description and condition: 10" Concrete Pipe thru the dam.

Gate hoist: ☒ Manual ☐ Electric ☐ Other
Stem: ☒ Inclined from entrance to crest ☐ Vertical on tower at entrance
☐ Vertical through dam from crest ☐ Downstream valve

Entrance: Submerged Outlet: Riser valve - good.

CONDITION OF SPILLWAY: ☐ Poor ☐ Fair ☒ Good ☐ Excellent
Location: ☐ Left abutment ☒ Right abutment ☐ Away from dam ☐ Other
Base width ± 12 Ft Freeboard at crest 3.6 Ft Sideslope 2:1 Channel slope M:1 Fetch 1/8 mi
Overflow channel: ☒ Well defined ☒ Flow directed away from toe ☐ Flow could reach toe
Erosion control present: Concrete crest Erosion present: Minor in lower channel
Maintenance condition: Debris plywood sheet Growth grass channel

SEEPAGE:
Reservoir level during inspection: Approx 1 Ft. on flashboards.

	TOE AREA	DOWNSTREAM SLOPE	ABUTMENTS	OTHER
Piping of material evident (Est. G.P.M.)	<u>None</u>			
Flowing water (Est. G.P.M.)	<u>None</u>		<u>3" drain - dry</u>	<u>None</u>
Marshy or standing water	<u>None</u>	<u>MICROFILMED</u>		
Damp	<u>None</u>	<u>NOV 04 1987</u>		
Evident from growth present	<u>None</u>			

Noted - For Sale sign at Ranch Headquarters.

None.

Reservoir

Outlet Control

Concrete Crest

Landslide

Fence

Drain

Fixer Valve

1, 2, 3, 4, 5

✓ ✓ ✗ ✗ ✗ ○ = Photo. 1st

Abundance :

- Date:

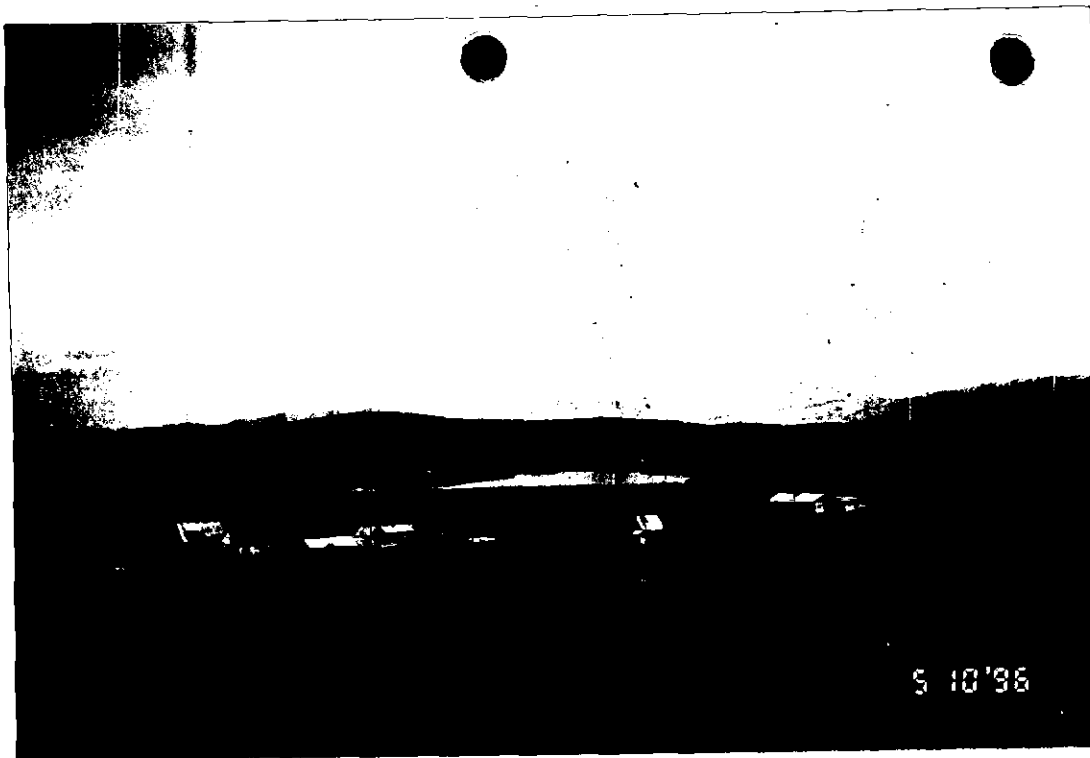
5/16

19 93

MICRODEV **Micro**

Inspected by:

∴ Weston, William Ray



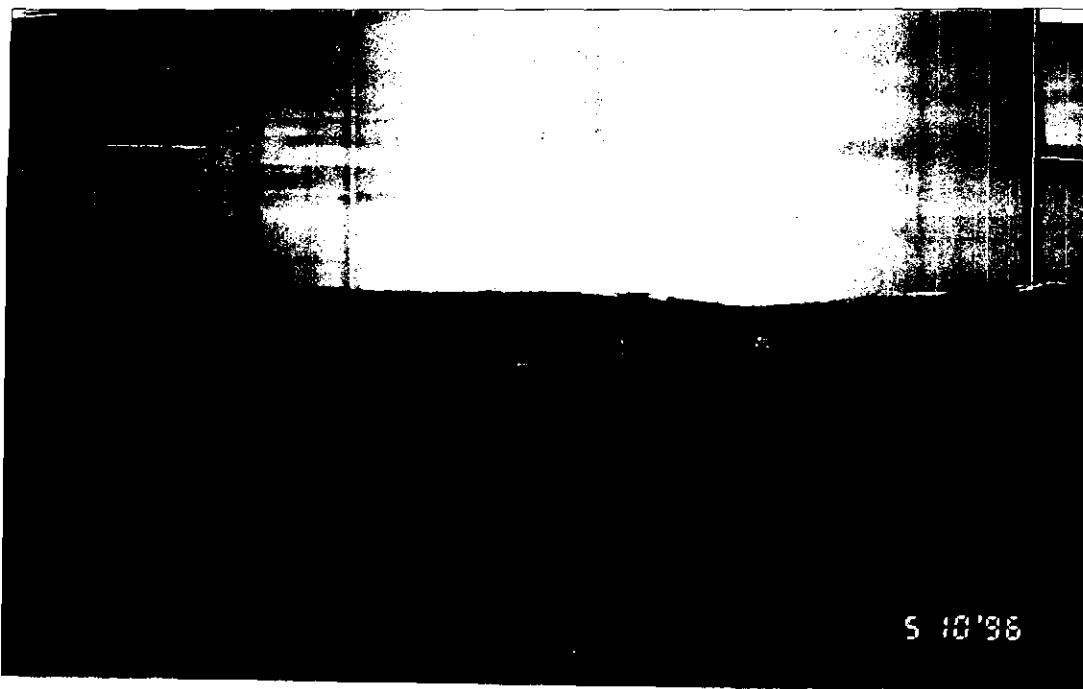
Dam & Res.
#1
SENW Sec 15

S 10'96



Dam -
View east
Outlet control
@ center

S 10'96

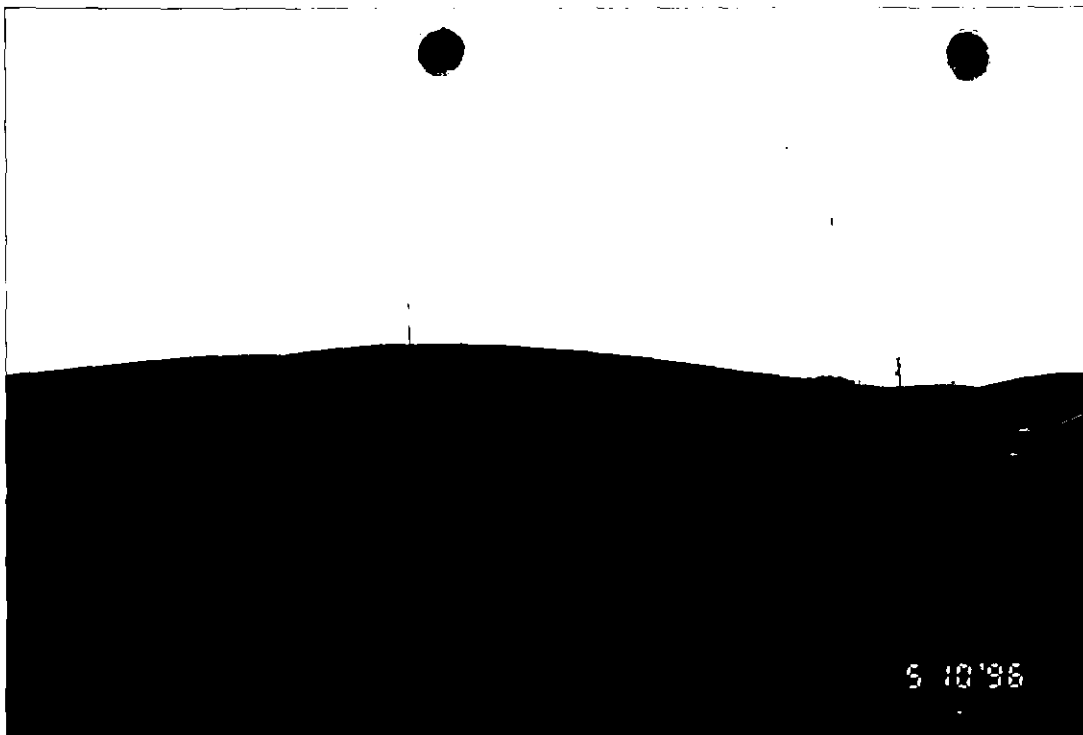


View to NE
across pool.

S 10'96

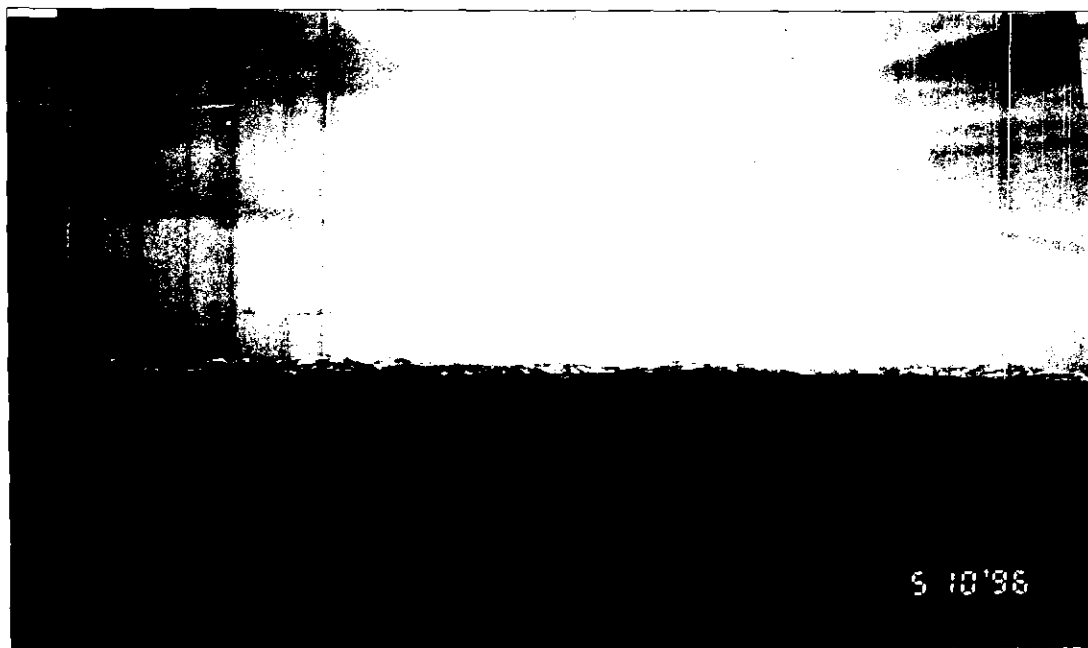
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NOV 914 1987
67-914-107



P/u-
common to
both rights

View to South,
across county
road.



view to east



view to NE,
from res. # 2

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NOV 04 1997

67-7470 9
67 7471



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 17, 1996

LARRY JAMES
4785 N TEN MILE RD
MERIDIAN ID 83642

RE: *Measuring Devices for DeMoss Reservoirs, Right Nos. 67-07470 and 67-07471
Stockwater Pond and Well Logs, Gladstone Property in Section 27*

Dear Larry:

Sorry it has taken me so long to follow up on the above items. I investigated the necessity of measuring devices for the two DeMoss Reservoirs, as called for in the permit conditions, and determined that the requirement could likely be waived. I have included that comment in my license recommendation, but **you must also request, in writing, that the condition be waived.** You may send your request in care of this office, or directly to the Water Allocation section at our State Office, 1301 N Orchard, Boise ID, 83706. Please include the permit numbers in your correspondence.

Also, if you have obtained the ownership assignments from DeMoss for the above permits, please send those along if you wish the license to be issued in your name. The SRBA claims filed for the permits have already been placed in your name and this should provide sufficient evidence of ownership for the permits if you cannot obtain the assignments.

Regarding the stockwater pond in Section 27 which we looked at, I could not find any water right of record, either as a permit or license, or as an SRBA claim. To protect this pond, you may file a water right permit, or, if you have evidence the pond has been in use since 1971 or before, you may file an SRBA claim.

As you can imagine, there are not many wells drilled for irrigation in this area. Most domestic wells are less than 200 feet deep and produce around 30 gpm. However, there were two wells constructed for irrigation purposes in 1979 about 6 miles to the east (for Meyer and Wiley) which were quite deep but very productive. There were a few shallower wells drilled to the south and west. I do not know if any of these wells are still in service. I was also able to locate a log for a domestic replacement well drilled at the DeMoss ranch in 1988. Copies of interest are included.

I have also included two application for permit forms for your use. If you need additional permit forms, claim forms, or more information, please let me know.

Sincerely,

Cindy Hodges
Sr. Water Resource Agent

Enclosures

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A67-07470
Date Received: 10/20/1989
Receipt No: W006489
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LARRY D JAMES 208-888-4230
Address: 4785 N TEN MILE ROAD
MERIDIAN ID 83642
2. Date of Priority: NOV 2, 1979
3. Source: UNNAMED STREAM Trib. to: DIXIE CREEK
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 13N | 02W | 15 | NE | NW | | | WASHINGTON |
5. Description of diverting works:
20' EARTH DAM; MAINLINE TO SPRINKLERS
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|-------------------------|-------|-------|-------|------|--------|
| IRRIGATION STORAGE | 01/01 | 12/31 | | | 35.00 |
| IRRIGATION FROM STORAGE | 04/01 | 10/31 | | | 35.00 |
| STOCKWATER STORAGE | 01/01 | 12/31 | | | 5.00 |
| STOCKWATER FROM STORAGE | 01/01 | 12/31 | | | 5.00 |
7. Total Quantity Appropriated is:
C.F.S. (and/or) 35.00 A.F.A.
8. Total consumptive use is 35.0 Acre Feet Per Annum.
9. Non-irrigation uses:
STOCKWATER, 400 BEEF CATTLE
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	02W	15	NW	NE		STO FS	

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	02W	15	NE	NW		IRR S	
			NE	NW		STOC S	
			SE	NW		IRR FS	10.0
					Section Acres		10.0
					Total Acres		10.0

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:
OWNERSHIP CHANGED BY LH 3/23/95.

15. Basis of Claim: PERMIT

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments:

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
 _____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

MAR 13 1995

Department of Water Resources

DATE OF CLOSING: NOV. 1, 1994

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____

If you have additional legal descriptions, please attach separate sheet. SEE ATTACHED LEGAL DESCRIPTION

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

RECEIVED

- ☐ Water Right Number(s)
Assigned by IDWR:

PERMIT NUMBER A67-07470

MAR 14 1995

WATER RESOURCES
WESTERN REGION

- ☐ Name and Address of Former
Owner/Claimant(s)(Seller):

DEMCOSS AND SONS, EDWIN C. DEMOSS

- ☐ New Owner/Claimant
(Purchaser):

LARRY D. JAMES

- ☐ New Mailing Address:

4785 N. 10 Mile Road
MERIDIAN, IDAHO 83642

- ☐ New Telephone Number:

(208) 988-4230

- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

WATER RIGHTS WITH DIVERSION POINTS WITHIN THE ABOVE DESCRIBED
LEGAL DESCRIPTION

- ☐ Attach proof of
ownership, describe
proof attached:

COPY OF ~~RECORDED~~ DEED TO LARRY D. JAMES

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New
Owner/Claimant(s)

Larry D. James

Date Nov 1 1994

Date

- ☐ Signature of Former
Owner/Claimant(s):

Edwin C. Demoss

Date Nov 1, 1994

Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data Entry

Date: 3-23-95 By: JD

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data Entry

Date: 3-23-95 By: JD

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

Exhibit "A"

IN TOWNSHIP 13 NORTH, RANGE 2 WEST OF THE BOISE MERIDIAN, WASHINGTON COUNTY, IDAHO:

In Section 3: SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, and the following described tracts:

Beginning at a point 630 feet West of the Southeast corner of NE $\frac{1}{4}$ SE $\frac{1}{4}$, said
Section 3,
thence West 690 feet, more or less, to the Southwest corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$,
thence North 595 feet,
thence Southeast 911 feet to the point of beginning;

AND ALSO

Beginning at a point 23 rods North of the southeast corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of
said Section 3,
thence North to the Northeast corner thereof,
thence West 80 rods,
thence S 47°25' E 33 rods,
thence Southeasterly 65 rods, more or less, to the place of beginning.

In Section 10: N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$;

In Section 15: W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$.

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MAR 14 1995

WATER, OFF. OF RECORDS
WESTERN RECORDS

PARTIAL ASSIGNMENT AND ASSUMPTION OF CONTRACT

This Partial Assignment and Assumption effective the 3rd day of March, 1994, by and between the E. C. DEMOSS & SONS LAND PARTNERSHIP, an Idaho general partnership, herein "Assignor", and LARRY D. JAMES, an unmarried man, herein "Assignee".

WITNESSETH:

WHEREAS, Richard N. Brown and Marietta A. Brown, husband and wife, "Buyers", entered into a Contract of Sale with Earl G. Whitaker and Thelma F. Whitaker, husband and wife, "Sellers", dated March 1, 1973, for the purchase and sale of certain real property which includes the subject of this Assignment; and

WHEREAS, Buyers assigned said contract to Edwin C. DeMoss and Annabell H. DeMoss, husband and wife, "DeMosses", and Maurice W. Sanders and Helen B. Sanders, "Sanders", by assignment dated September 11, 1973; and

WHEREAS, DeMosses and Sanders formed a partnership of which the subject property was an asset of said partnership; and

WHEREAS, the partnership between DeMosses and Sanders was dissolved effective June 1, 1976, and Sanders executed a quitclaim deed conveying the subject property to DeMosses recorded on December 28, 1976, as Instrument No. 109134, records of Washington County, Idaho; and

WHEREAS, DeMosses assigned said contract to DeMoss & Sons, an Idaho general partnership, comprised of Edwin C. DeMoss, Annabell H. DeMoss, Craig J. DeMoss and Gary A. DeMoss, "DeMoss & Sons", by assignment dated January 1, 1980; and

WHEREAS, DeMoss & Sons assigned said contract to Assignor herein by assignment dated December 27, 1988; and

WHEREAS, Assignor desires to assign a part of Assignor's interest in said contract to Assignee, and Assignee agrees to assume all of the obligations of Assignor under said contract,

NOW, THEREFORE, for valuable consideration and the mutual covenants contained herein, the parties agree as follows:

1. Assignor hereby assigns, transfers and conveys to Assignee all of Assignor's right, title and interest in and to that Contract of Sale dated March 1, 1973, except that portion of the property which is the subject of the Whitaker contract which is not described hereinafter;
2. Assignee agrees to assume and to perform and to pay any and all of the obligations of Assignors under the terms and conditions of said Contract of Sale, except and if otherwise provided elsewhere herein;
3. Assignor and Assignee shall deliver this Partial Assignment and Assumption of Contract to WestOne Bank, successor in interest to Idaho First National Bank, Weiser Office, Weiser, Idaho, the escrowholder under said contract; and
4. Assignor shall deliver to the escrowholder, to be placed in escrow, a bargain and sale deed conveying the hereinafter described property to Assignee, which deed shall be recorded in the appropriate order of deeds upon completion of payment of the Whitaker Contract of Sale.

The property which is the subject of this Partial Assignment and Assumption of Contract is located in Washington County, Idaho, and is more particularly described in Exhibit "A" attached hereto and incorporated herein by this reference.

It is the understanding of the parties hereto that this Partial Assignment and Assumption of Contract shall be a partial substitution of Assignee for Assignor, limited to the right, title and interest in the property described herein and not including the right, title and interest of Assignor in the remaining property which is the subject of the Whitaker Contract of Sale, but shall nevertheless be a complete substitution of Assignee for Assignor as to the obligations assumed by Assignee from Assignor as though Assignee was the original party to the Contract of Sale in the place and stead of Assignor.

IN WITNESS WHEREOF, the parties have executed this Partial Assignment and Assumption of Contract effective the day and year first above written.

ASSIGNOR:

E. C. DEMOSS & SONS LAND PARTNERSHIP

DeMoss Limited Partnership, an Idaho
limited partnership, Partner

Edwin C. DeMoss
Edwin C. DeMoss, General Partner

Annabell H. DeMoss
Annabell H. DeMoss, General Partner

Craig J. DeMoss
Craig J. DeMoss, Partner

Linda M. DeMoss
Linda M. DeMoss, Partner

Gary A. DeMoss by Craig J. DeMoss
Gary A. DeMoss, Partner
His Attorney in fact

Edwin C. DeMoss, Jr. by Craig J. DeMoss
Edwin C. DeMoss, Jr., Partner
His Attorney in fact

ASSIGNEE:

Larry D. James
Larry D. James

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MAR 14 1995

WATER RESOURCES
WESTERN REGION

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO)

County of Washington)ss.

On this 1st day of November 1994, before me, a notary public in and for said state, personally appeared Edwin C. DeMoss and Annabell H. DeMoss, known to me to be the general partners in the limited partnership of DeMoss Limited Partnership, the limited partnership named in the above instrument, and acknowledged to me that they executed the same in said limited partnership name.

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

(SEAL)

Ann L. Edwards
NOTARY PUBLIC FOR IDAHO
Residing at Wesley, Idaho
My Commission Expires: 3/27/97

STATE OF IDAHO)

County of Washington)ss.

On this 1st day of November 1994, before me, a notary public in and for said state, personally appeared Craig J. DeMoss, Linda M. DeMoss and ~~Gary A. DeMoss~~, known to me to be partners in the partnership of E. C. DeMoss & Sons Land Partnership, the partnership named in the above instrument, and acknowledged to me that they executed the same in said partnership name.

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

(SEAL)

Ann L. Edwards
NOTARY PUBLIC FOR IDAHO
Residing at Wesley, Idaho
My Commission Expires: 3/27/97

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO)
County of Washington)ss.

DEMOSS &

On this 1st day of November, 1994, before me, a notary public in and for said state, personally appeared Craig J. DeMoss, known to me to be the attorney in fact for GARY A. Edwin C. DeMoss, Jr., one of the partners in the partnership of E. C. DeMoss & Sons Land Partnership, the partnership named in the above instrument, and acknowledged to me that he executed the same as attorney in fact for Edwin C. DeMoss, Jr. AND GARY A. DEMOSS.

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

(SEAL)

Jane L Edwards
NOTARY PUBLIC FOR IDAHO
Residing at Wells, Idaho
My Commission Expires: 3/27/97

STATE OF IDAHO)
County of Washington)ss.

On this 1st day of November, 1994, before me, a notary public in and for said state, personally appeared Larry D. James, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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

Jane L Edwards
Notary Public for Idaho
Residing at Wells, Idaho
Commission expires: 3/27/97

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

EXHIBIT "A"

Land situated in Washington County, State of Idaho, more particularly described as follows:

IN TOWNSHIP 13 NORTH, RANGE 2 WEST OF BOISE MERIDIAN:

In Section 3: SW1/4 NE1/4, E1/2 SE1/4 NW1/4, NW1/4 SE1/4, S1/2 SE1/4, and the following described tracts: Beginning at a point 630 feet west of the southeast corner of NE 1/4 SE1/4, said Section 3, thence West 690 feet, more or less, to the southwest corner of said NE1/4 SE1/4, thence North 595 feet, thence southeast 911 feet to the point of beginning; AND ALSO beginning at a point 23 rods north of the southeast corner of the NE1/4 SW1/4 of said Section 3, thence North to the northeast corner thereof, thence West 80 rods, thence S 47 25' E 33 rods; Thence southeasterly 65 rods, more or less, to the place of beginning.

In Section 10: N1/2 NE1/4, SW1/4 NE1/4, W1/2 SE1/4;

In Section 15: W1/2 NE1/4, NW1/4, NW1/4SE1/4, E1/2 NE1/4 SW1/4.

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

QUITCLAIM DEED

FOR VALUE RECEIVED, E. C. DEMOSS & SONS LAND PARTNERSHIP, an Idaho general partnership, the Grantor, does hereby convey, release, remise, and forever quitclaim unto LARRY D. JAMES, an unmarried man, the Grantee, whose current address is 4785 N. Ten Mile Road, Meridian, ID 83642, the water rights appurtenant to the real property described in Exhibit "A" attached hereto and incorporated herein by this reference as though set forth in full, to-wit:

IDWR Permit No. A67-07470, subject to Grantee's obligation to perfect said water right in accordance with Idaho law.

DATED effective the 3rd day of March, 1994.

E. C. DeMoss & Sons Land Partnership,
an Idaho general partnership

DeMoss Limited Partnership,
an Idaho limited partnership, Partner

Edwin C. DeMoss
Edwin C. DeMoss, General Partner

Annabell H. DeMoss
Annabell H. DeMoss, General Partner

Craig J. DeMoss
Craig J. DeMoss, Partner

Linda M. DeMoss
Linda M. DeMoss, Partner

Gary A. DeMoss by Craig J. DeMoss
Gary A. DeMoss, Partner
by his attorney in fact.

Edwin C. DeMoss, Jr. by Craig J. DeMoss
Edwin C. DeMoss, Jr., Partner
his attorney in fact.

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO)
)ss.
County of _____)

On this 1st day of November, 1994, before me, a notary public in and for said state, personally appeared Edwin C. DeMoss and Annabell H. DeMoss, known to me to be the general partners in the limited partnership of DeMoss Limited Partnership, the limited partnership named in the above instrument, and acknowledged to me that they executed the same in said limited partnership name.

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

(SEAL)

Ann H. Edwards
NOTARY PUBLIC FOR IDAHO
Residing at _____, Idaho
My Commission Expires: 3/27/97

STATE OF IDAHO)
)ss.
County of _____)

On this 1st day of November, 1994, before me, a notary public in and for said state, personally appeared Craig J. DeMoss, Linda M. DeMoss and Gary A. DeMoss, known to me to be partners in the partnership of E. C. DeMoss & Sons Land Partnership, the partnership named in the above instrument, and acknowledged to me that they executed the same in said partnership name.

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

(SEAL)

Ann H. Edwards
NOTARY PUBLIC FOR IDAHO
Residing at _____, Idaho
My Commission Expires: 3/27/97

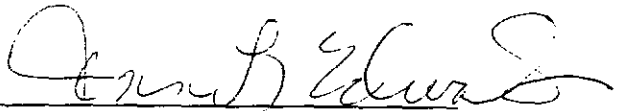
RECEIVED
MAR 14 1995
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO)
)ss.
County of _____)

On this 1st day of November 1994, before me, a notary public in and for said state, personally appeared Craig J. DeMoss, known to me to be the attorney in fact for Edwin C. DeMoss, Jr., one of the partners in the partnership of E. C. DeMoss & Sons Land Partnership, the partnership named in the above instrument, and acknowledged to me that he executed the same as attorney in fact for Edwin C. DeMoss, Jr.

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

(SEAL)


NOTARY PUBLIC FOR IDAHO
Residing at _____, Idaho
My Commission Expires: 3/27/97

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

EXHIBIT "A"

Land situated in Washington County, State of Idaho, more particularly described as follows:

IN TOWNSHIP 13 NORTH, RANGE 2 WEST OF BOISE MERIDIAN:

In Section 3: SW1/4 NE1/4, E1/2 SE1/4 NW1/4, NW1/4 SE1/4, S1/2 SE1/4, and the following described tracts: Beginning at a point 630 feet west of the southeast corner of NE 1/4 SE1/4, said Section 3, thence West 690 feet, more or less, to the southwest corner of said NE1/4 SE1/4, thence North 595 feet, thence southeast 911 feet to the point of beginning; AND ALSO beginning at a point 23 rods north of the southeast corner of the NE1/4 SW1/4 of said Section 3, thence North to the northeast corner thereof, thence West 80 rods, thence S 47 25' E 33 rods; Thence southeasterly 65 rods, more or less, to the place of beginning.

In Section 10: N1/2 NE1/4, SW1/4 NE1/4, W1/2 SE1/4;

In Section 15: W1/2 NE1/4, NW1/4, NW1/4 SE1/4, E1/2 NE1/4 SW1/4.

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

BARGAIN AND SALE DEED

FOR VALUE RECEIVED, E. C. DEMOSS & SONS LAND PARTNERSHIP, an Idaho general partnership, the Grantor, does hereby grant, bargain, sell, and convey unto LARRY D. JAMES, an unmarried man, the Grantee, whose current address is 4785 N. Ten Mile Road, Meridian, ID 83642, certain real property located in the County of Washington, State of Idaho, more particularly described in Exhibit "A" attached hereto and incorporated herein by this reference as though set forth in full.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the said premises, unto the said Grantee, their heirs and assigns forever.

DATED effective the 3rd day of March, 1994.

E. C. DeMoss & Sons Land Partnership,
an Idaho general partnership

DeMoss Limited Partnership,
an Idaho limited partnership, Partner

Edwin C. DeMoss
Edwin C. DeMoss, General Partner

Annabell H. DeMoss
Annabell H. DeMoss, General Partner

Craig J. DeMoss
Craig J. DeMoss, Partner

Linda M. DeMoss
Linda M. DeMoss, Partner

Gary A. DeMoss by Craig J. DeMoss
Gary A. DeMoss, Partner
His Attorney in fact

Edwin C. DeMoss by Craig J. DeMoss
Edwin C. DeMoss, Jr., Partner
His Attorney in fact

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO)

County of Washington) ss.

On this 1st day of November 1994, before me, a notary public in and for said state, personally appeared Edwin C. DeMoss and Annabell H. DeMoss, known to me to be the general partners in the limited partnership of DeMoss Limited Partnership, the limited partnership named in the above instrument, and acknowledged to me that they executed the same in said limited partnership name.

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

(SEAL)


NOTARY PUBLIC FOR IDAHO
Residing at Weiser, Idaho
My Commission Expires: 3/27/97

STATE OF IDAHO)

County of Washington) ss.

On this 1st day of November 1994, before me, a notary public in and for said state, personally appeared Craig J. DeMoss, Linda M. DeMoss and ~~Gary A. DeMoss~~, known to me to be partners in the partnership of E. C. DeMoss & Sons Land Partnership, the partnership named in the above instrument, and acknowledged to me that they executed the same in said partnership name.

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

(SEAL)


NOTARY PUBLIC FOR IDAHO
Residing at _____, Idaho
My Commission Expires: _____

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO

County of Washington ss.

DEMOSS AND

On this 15 day of November 1994, before me, a notary public in and for said state, personally appeared Craig J. DeMoss, known to me to be the attorney in fact for GARY A. Edwin C. DeMoss, Jr., ~~one of the~~ partners in the partnership of E. C. DeMoss & Sons Land Partnership, the partnership named in the above instrument, and acknowledged to me that he executed the same as attorney in fact for Edwin C. DeMoss, Jr. AND GARY A. DEMOSS.

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

(SEAL)

Janet Edwards
NOTARY PUBLIC FOR IDAHO
Residing at Wells, Idaho
My Commission Expires: 3/27/97

RECEIVED

MAR 14 1995

WATER RESOURCES
WESTERN REGION

EXHIBIT "A"

Land situated in Washington County, State of Idaho, more particularly described as follows:

IN TOWNSHIP 13 NORTH, RANGE 2 WEST OF BOISE MERIDIAN:

In Section 3: SW1/4 NE1/4, E1/2 SE1/4 NW1/4, NW1/4 SE1/4, S1/2 SE1/4, and the following described tracts: Beginning at a point 630 feet west of the southeast corner of NE 1/4 SE1/4, said Section 3, thence West 690 feet, more or less, to the southwest corner of said NE1/4 SE1/4, thence North 595 feet, thence southeast 911 feet to the point of beginning; AND ALSO beginning at a point 23 rods north of the southeast corner of the NE1/4 SW1/4 of said Section 3, thence North to the northeast corner thereof, thence West 80 rods, thence S 47 25' E 33 rods; Thence southeasterly 65 rods, more or less, to the place of beginning.

In Section 10: N1/2 NE1/4, SW1/4 NE1/4, W1/2 SE1/4;

In Section 15: W1/2 NE1/4, NW1/4, NW1/4SE1/4, E1/2 NE1/4 SW1/4.

Mail this card to all the people, businesses and publications who send you mail. For publications, tape an old address label over the name and old address sections and complete new address.

Your Name	Print or Type—Last Name, First Name, Middle Initial DeMoss & Sons EC and/or Craig				
Old Address	No. and Street Rt. 1 Box 102	Apt./Suite No.	P.O. Box	R.D. No.	Rural Box No.
	City and State Cambridge ID	ZIP + 4 Code 83610			
New Address	No. and Street DeMOSS & SONS	Apt./Suite No.	P.O. Box	R.D. No.	Rural Box No.
	City and State DRAWER 7 NEW MEADOWS, ID 83654 Attn Craig DeMoss	ZIP + 4 Code 83654			
Sign Here	Signature DeMoss	Date new address in effect Present 6-27-82		Keyline No. (if any)	

PS Form 3576, April 1989 RECEIVER: Be sure to record the above new address in your address book at home or office.

CHANGE-OF-ADDRESS
CARD FOR:

Correspondents,
Publishers and
Businesses



RECEIVED

JUN 2 2 1993



Department of Water Resources
W _____ ice _____

Name _____

IDAHO DEPARTMENT OF WATER RESOURCES

Address _____

WESTERN REGION

2735 Airport Way

Boise, Idaho 83705-5082

City _____

RECEIVED

JUN 23 1993

SD-0601-2 Last Name: DE MOSS

Department of Water Resources STATE

S E L	First Name	W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
DE MOSS							
EDWIN C.	C	67-07192	00/00/0000	Lapsed		0.000	
EDWIN C.	C	67-07193	00/00/0000	Lapsed		0.000	
E.C.	C	67-07470	11/02/1979	UNNAMED STR		35.000	02 IRR S 03 IRR FS 05 STOC S 06 STO FS
CRAIG J.	C	67-07470	11/02/1979	UNNAMED STR		35.000	02 IRR S 03 IRR FS 05 STOC S 06 STO FS
GARY	C	67-07470	11/02/1979	UNNAMED STR		35.000	02 IRR S 03 IRR FS 05 STOC S 06 STO FS
E. C.	C	67-07471	05/16/1988	UNNAMED CRE		19.000	02 IRR S

(Enter=Continue) (GOLD 7=This Query) (Menu _____)

Databas updated to reflect address change on 67-07470 +
67-07471. No change made to 67-07192 + 67-07193
because they have lapsed & the databas cleared.

CS

6-24-93

4/86

RECEIVED

MAY 16 1988

RECEIVED KEYPUNCHED

SEP 07 1988

Department of Water Resources
STATE OF IDAHOFor Office Use Only
Fee Received \$150.00
Date 5/23/88
Receipt #
Receipt by SP
Sent to S.O. 11/8/88

Department of Water Resources DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

RECEIVED
MAY 20 19881. Permit No. D67-7470/7471

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

- ☐ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: E.C. DeMoss & Sons3. Post Office Address: Rt. 1 Box 102 Cambridge, Ida. 83610Telephone No. 355-23684. Source of Water: reservoirs

5. Extent of Use:

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 35 (acres) Other/Remark _____6. Total rate &/or volume for which proof is submitted _____ cfs 35/19 acre-feet

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

Summer 1980

8. Person to contact to accompany the department representative during the field examination:

Craig J DeMoss

(Name)

Rt. 1 Box 102 Cambridge, Ida. 83610

(Address)

355-2369

(Telephone Number)

- ☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

Date 5/13/88

Signature of Permit Holder (and title, if appropriate)



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

67-7470
DE MOSS, E.C.
DE MOSS, CRAIG J.
RT. 1 BOX 102
CAMBRIDGE, ID 83610

May 5, 1988

Dear Permit Holder:

LAPSE NOTICE
License Examination Fee

You are hereby notified that under the provisions of Section 42-217 and 42-218a, Idaho Code, the above referenced permit will lapse and be of no further force nor effect on June 9, 1988, for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Provisions of § 42-217, Idaho Code, and the Beneficial Use Examination Rules and Regulations provide that failure of the permit holder to submit either the fee or an acceptable field examination report within one (1) year and sixty (60) days after notification by the director that the submittal is due is cause for the director to reject the proof of beneficial use and lapse the permit. The Department notified you of the required submittal on April 10, 1987.

The lapsed permit can be reinstated upon a showing of reasonable cause for late submittal of proof of beneficial use, if you submit to the Department on or before August 8, 1988, either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Enclosed is a fee information sheet that must be completed and submitted to the Department to keep the permit in good standing. If you have questions, please contact any office of the Department.

Sincerely,

L. GLEN SAXTON, Chief
Operations Bureau

Enclosure



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

67-7470
DE MOSS, E.C.
DE MOSS, CRAIG J.
RT. 1 BOX 102
CAMBRIDGE, ID 83610

138266

April 10, 1987

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

MAY 10, 1985

DEMOSS AND SONS
RT. 1 BOX 102
CAMBRIDGE ID 83610

RE: Permit No. 67-7470

Dear Permit Holder:

We acknowledge receipt of your statement 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 of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 334-2190 or in person in the third floor State Towers Building, 450 West State Street, Boise.

Sincerely,
s/Judy Pense
Secretary

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 67-7470.

Name(s) of Permit Holder: _____

Post Office Address: _____

DeMoss & Sons
Rt. 1 Box 102
Cambridge, ID 83610

Tel. No. 355-2368

Source of Water: Run off storage

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 50 (acres)
☐ Other

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

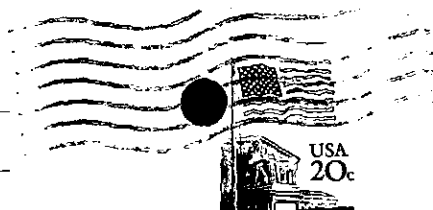
Access Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

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

Jan 29, 1985
Date

MICROFILMED DeMoss
Signature of Permit Holder

600ms 3 26
Rt. 1 Box 102
Cambridge, ID 83612



RECEIVED



JAN 31 1985

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138573

DE MOSS, E.C. & CRAIG J. & OR GARY
ROUTE #1, BOX 102
CAMBRIDGE, ID 83610

PROOF DUE NOTICE

DECEMBER 31, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 67-7470 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MARCH 01, 1985. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

VICROFILMED

IDENT. NO. 67-7470

IDENT. NO. 67-7470

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

WATER RIGHT
DATA ENTRY LOG

Initials

Date _____

Item

KK

11/8/79

Original form entered

KK

11/19/79

Edit Report Correct

Date Protested

Date of Hearing



3/24/80

Date Approved/Denied
(Proof due date, stage and/or status,
conditions of approval, water district)

Record Verified

Amendment Approved

Extension Approved

Partial Proof

Proof Complete

Field Exam Received

Field Exam Accepted
and changes entered

License Signed

Transfer Approved

Keypunched by State Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

March 11, 1980

E.C. &/or Craig J. &/or Gary DeMoss
Route # 1 Box 102
Cambridge, Idaho 83610

Dear Sirs,

RE: Permit No. 57-7470

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

Please note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. Enclosed is a letter describing the different types of measuring devices accepted by this Department.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power. While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosure

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

67-7470

INITIAL REVIEW BY: C. W. Boyer Jr.
CHECK:

APPLICATION NUMBER: 605
DeWoss

- ☐ Source.
☒ Point of diversion.
☒ County.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☒ Yes ☐ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: _____
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: _____
☒ Application published correctly. If not, record action taken: _____
☐ Fee amount, receipt date & number, recorded on application.
☐ Publication dates and paper, recorded on application.
☐ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☒ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 67
11/2/79 Date of priority recommended.
Special conditions of approval or cover letter. I.P. letter
w. m. condition

By: DBS Date: 3/4/80

STATE OFFICE REVIEW:

18 18A OS (67 Weiser River) Send copy of App to Dam Safety

I.P. letter w/measuring device

- ☐ See attached sheet for more information.

By: Juni Date: 3/10/80

7/10/80 RECEIVED

February 7, 1980

The Signal American
Box 709
Weiser, ID 83672

RE: Application for Permit No. 67-7470 - Notice of Correction

Gentlemen:

Enclosed is a copy of the original Notice ~~for~~ Correction for the above referenced application and the affidavit of publication received by our office. Note that there is a discrepancy in the two notices.

We are requesting that you publish the enclosed correction notice at your expense.

Upon receipt of an affidavit of publication for the correction notice, we will forward the bill for the first correction publication to our accounting section.

Your cooperation in this matter is greatly appreciated.

Sincerely,

Karla Knecht
Sr. Secretary

kk

Enclosures

NOTICE OF CORRECTION

Notice is hereby given that Notice of Correction for Application for Permit No. 67-7470 in the name of E.C. &/or Craig &/or Gary DeMoss was published in error on 12/27 & 1/3/1980.

The Place of Use for Stockwater was advertised as being within the NWNE, S. a5, T. 13N, R. 2W. WHEREAS, the actual Place of Use ^{for Stockwater} is within the NWNE, S. 15, T. 13N, R. 2W, Washington County.

Any protest against approval of this application must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, ID 83709 on or before March 3, 1980.

C. STEPHEN ALLRED, Director

Published in the Signal American on 2/14 & 2/21/1980.

NOTICE

NOTICE OF CORRECTION

Notice is hereby given that notice of Application for Permit No. 67-7470 in the name of E.C. &/or Craig J. &/or Gary DeMoss was published in error on 11/15 & 11/22, 1979.

The Place of Use was advertised as being within the SWNW, S. 15, T. 13N, R. 2W. WHEREAS, the actual Place of use is within the NWNE, S. 15, T. 13N, R. 2W for Stockwater purposes and within the SENW, S. 15, T. 13N, R. 2W, for irrigation purposes.

Any protest against approval of this application must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83709 on or before January 14, 1980.

C. STEPHEN ALLRED, Director

Published in the Signal American on 12/27/79 and 1/3/80.

6Z-7470-

DE MOSS, E.C. &/or CRAIG J. &/or GARY

ROUTE #1, BOX 102, CAMBRIDGE, ID 83610

Source: UNNAMED STREAM tributary to DIXIE CREEK

Date Filed: 11/02/1979

Amount: 35.0 AC-FT

Diversion Point: NENW Sec 15 T 13N R 02W, WASHINGTON Co.

Use: IRRIGATION STORAGE	(35.0 AC-FT)	from 01/01 to 12/31
IRRIGATION FROM STORAGE	(35.0 AC-FT)	from 04/01 to 10/31
STOCKWATER STORAGE	(5.0 AC-FT)	from 01/01 to 12/31
STOCKWATER FROM STORAGE	(5.0 AC-FT)	from 01/01 to 12/31

Place of Use: SENW Sec 15 T 13N R 02W FOR 10 ACRES

Diversion Means: HEADGATE, MAINLINE FEEDING LATERALS W/PUMP