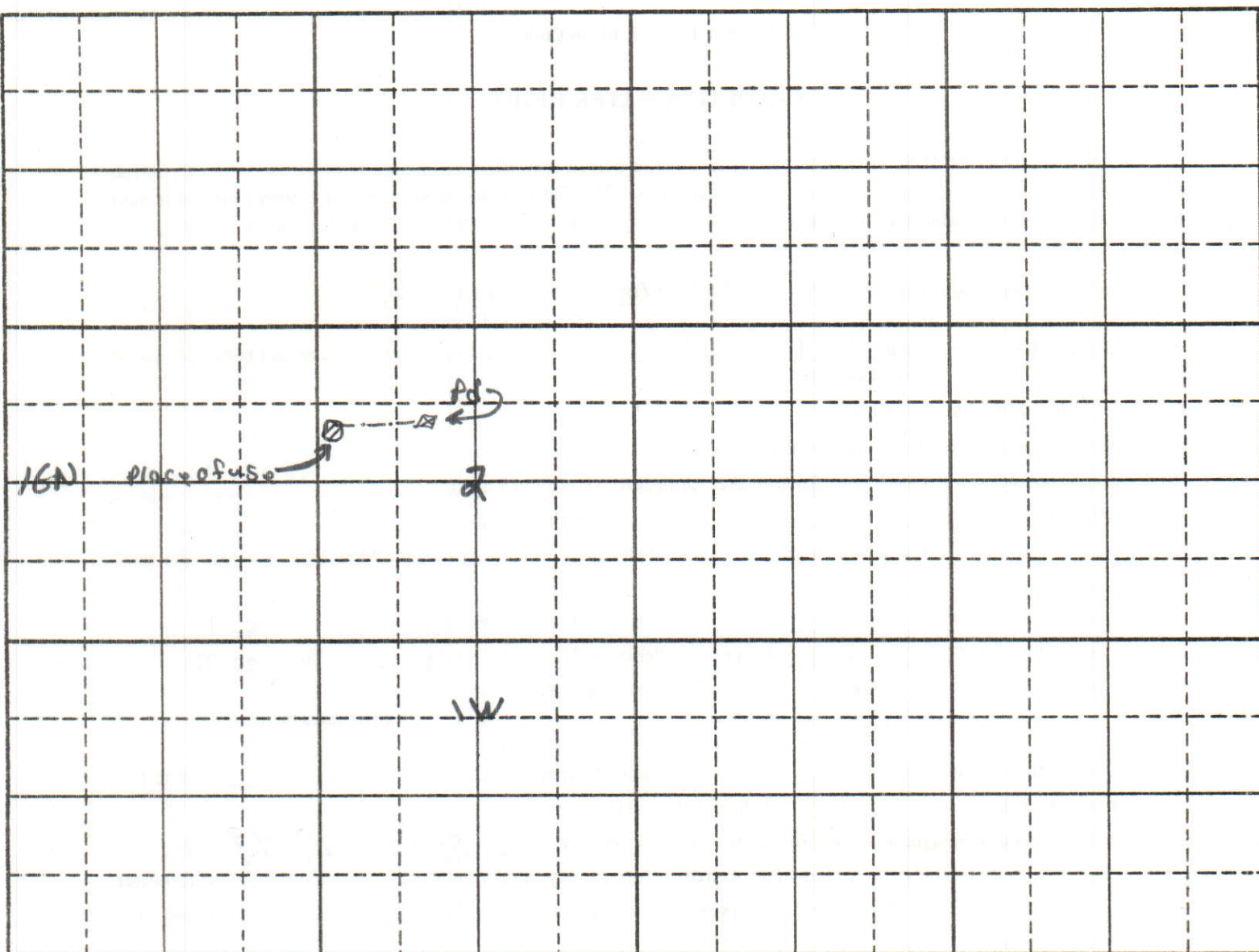


(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Adams) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Cyrtopie M. Hightengale
Morton S. Hightengale
(Claimant)

Sworn to before me this 27th day of March, 19 78.

Stella Muller
Notary Public
Residing at Council, Idaho

My commission expires Oct. 7, 1980

For Department Use Only

Received by <u>R.W.H.</u>	Date <u>3-30-78</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>R.W.H.</u>	Date <u>3-30-78</u>		claimant by:	
\$10.00 fee received by <u>Y</u>	Date <u>3-30-78</u>	#11016		
Approved for publication by <u>Adams County Leader</u>				
Published in <u>Adams County Leader</u>				
Dates <u>April 6-13, 1978</u>				

MAY 1 1978

Department of Water Resources
Western Regional Office

Affidavit of Publication

State of Idaho, County of Adams, ss:

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

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

No. 67-4248 as per clipping

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

two (2) consecutive weeks, the first publication of the

same being made in the issue dated April 20, 1978

and the last in the issue dated April 27, 1978 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said " Notice " as aforesaid.

Subscribed and sworn to before me this

day of

4-27, 1978

Dennis Laoney

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF CORRECTION

Notice is hereby given that notice of Claim to a Water Right No. 67-4248 in the name of Catherine Mary &/or Samuel Nightingale, P. O. Box 321, Council, Idaho was published in error on April 6 and 13, 1978

The point of diversion was advertised as being within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 2 T16N-R1W B. M., Adams County. WHEREAS, the actual point of diversion is located within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 2 T16N-R1W B.M.

Any exception to this claim of water right may be filed with the Director of the Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705.

C. STEPHEN ALLRED

Director

Published in the Adams County Leader, Council, Idaho on April 20, 1978 and April 27, 1978.

OK
5-2-78
[Signature]

MICROFILMED

Affidavit of Publication

State of Idaho, County of Adams, ss:

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

Leader, a newspaper; that a copy of the " Notice of Claim to a

No. 67-4248

as per clipping

hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for two (2) consecutive weeks, the first publication of the

same being made in the issue dated April 6, 1978

and the last in the issue dated April 13, 1978 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said " Notice " as aforesaid.

Subscribed and sworn to before me this

day of April 15, 1978, 19

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF CLAIM TO A WATER RIGHT NO. 67-4248

Notice is hereby given that CATHERINE MARY &/or SAMUEL NIGHTINGALE P. O. Box 321, Council, ID has filed a claim to a water right established by diversion and application to beneficial use of 0.1 cubic feet per second of water from an unnamed spring with the point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 2 T16N-R1W B.M., Adams County.

The water is claimed to be used from Jan 1 to Dec 31 for stockwater and from Apr 1 to Oct 1 for irrigation of 3 acres with a priority date of April 1, 1949; the place of use is within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 2 T16N-R1W B.M.

Any exception to this claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705.

C. STEPHEN ALLRED

Director

Published in the Adams County Leader, Council, Idaho on April 6, 1978 and April 13, 1978.

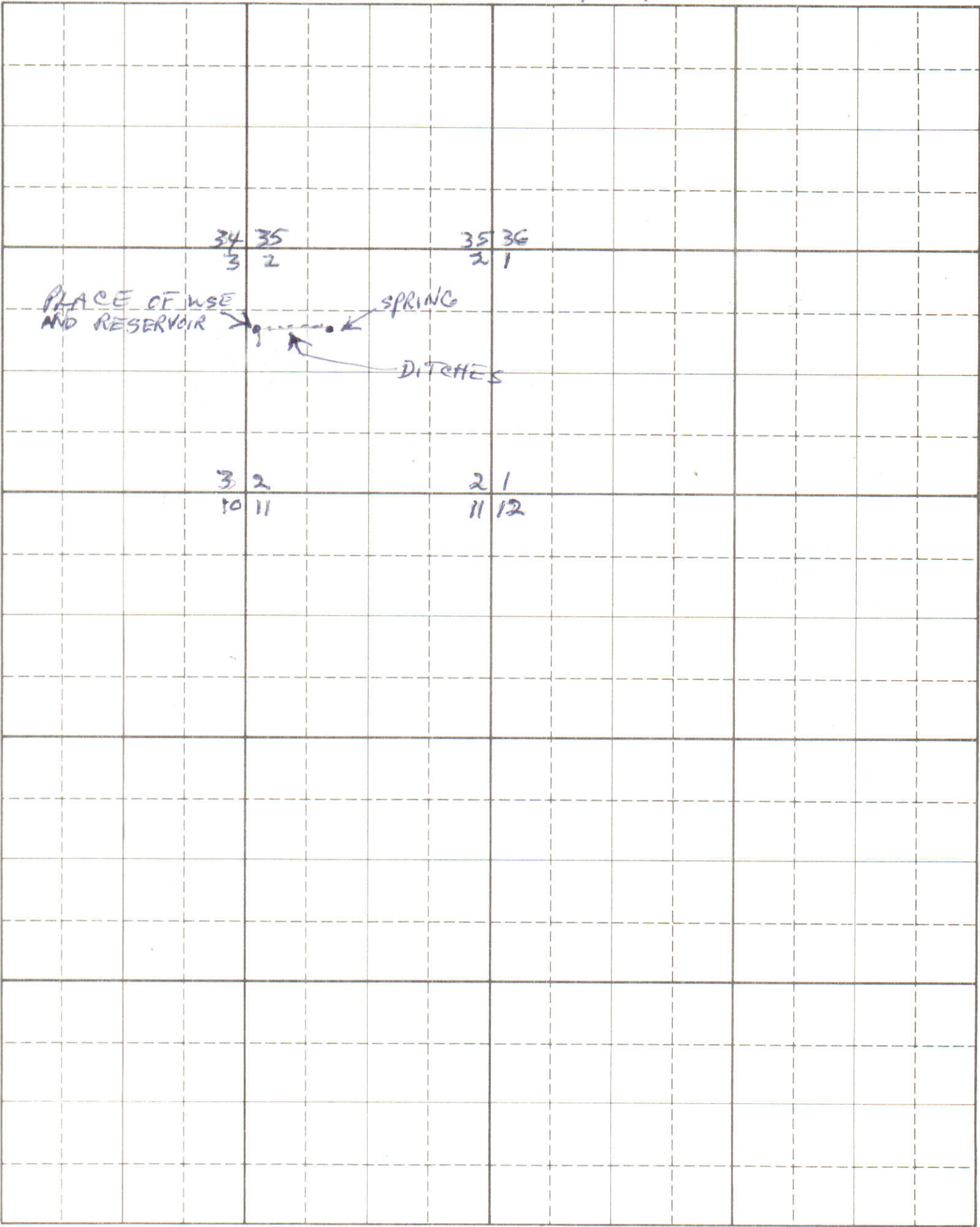
RECEIVED
APR 17 1978

Department of Water Resources
Western Regional Office

MICROFILMED

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

16-1W SEC-2



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.

Merton Samuel Nightingale
(Applicant)
Catherine Mary Nightingale

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that CATHERINE MARY &/or SAMUEL NIGHTINGALE
(name of claimant)
of P. O. Box 321 Council, ID 83612, claims a right to the diversion and beneficial use of
(mailing address)

the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) _____
 unnamed spring _____, tributary to, _____

- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount	<u>0.08</u>	Use	<u>irrigation</u>	Period of Use:	From	<u>apr 1</u>	To	<u>Oct 1</u>
Amount	<u>0.02</u>	Use	<u>stockwater</u>	Period of Use:	From	<u>Jan 1</u>	To	<u>Dec 31</u>
Amount		Use		Period of Use:	From		To	
	(cfs, gpm or a/f)		(dom., irri., stock, etc.)					(both dates inclusive)

- (3) Total quantity of water claimed: 0.1 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) 1 APRIL 1949

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
SE ¼ NW ¼, Sec. 2 Twp. 16N Rge. 1W B. M. County of Adams
 Additional points of diversion: _____

B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. _____

gravity flow through ditches and pipelines and stockwater pond 33 feet wide
X 120 feet long X approximately 3 feet deep

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

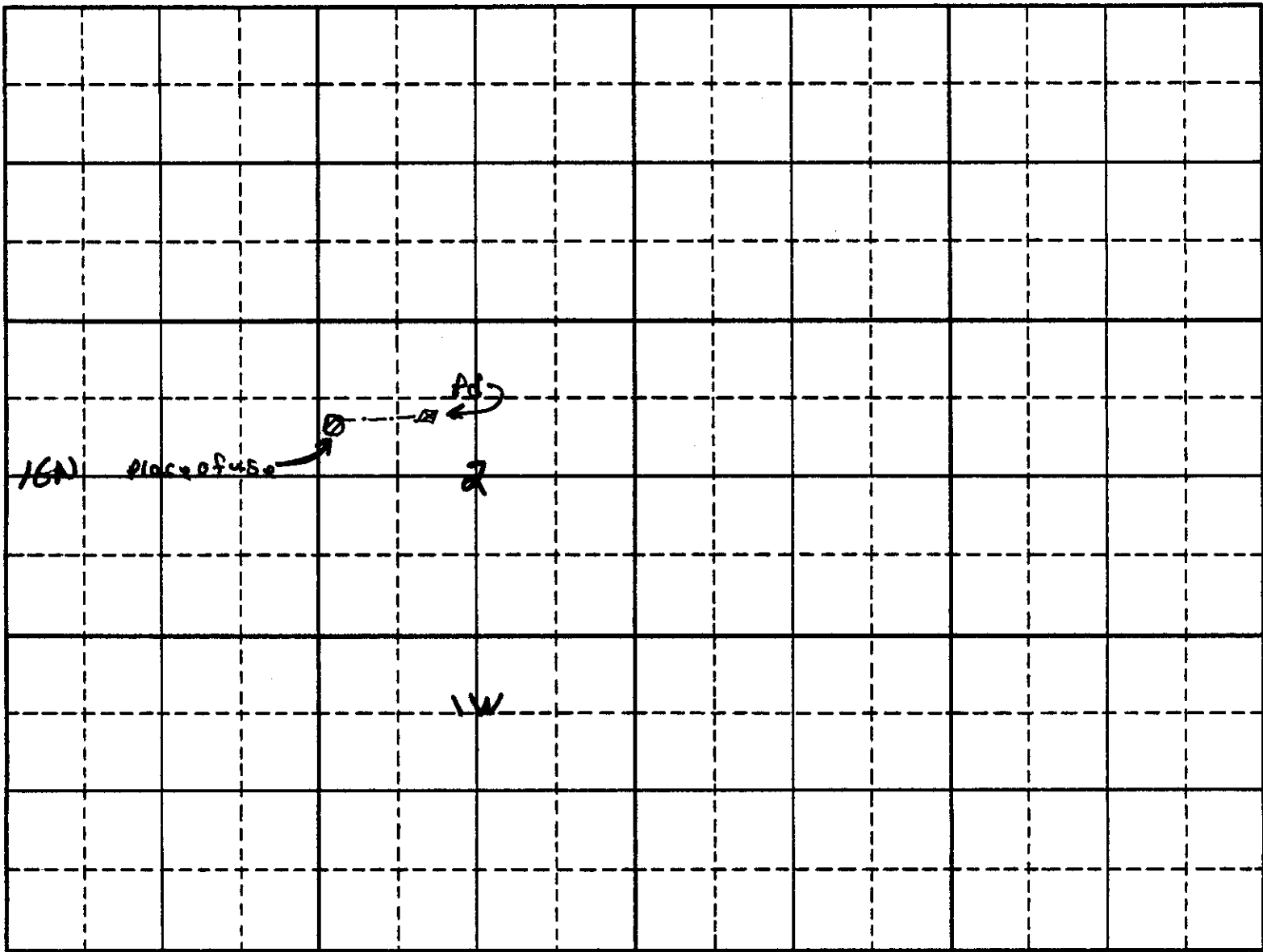
[illegible]

Total No. of acres 3

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: stockwater for 10 beef cattle and 5 horses

- (7) If you are claiming water as a member of an organization, list name of organization: _____

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Adams) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Catherine M. Nightingale
Morton Nightingale
(Claimant)

Sworn to before me this 27th day of March, 19 78.

Stella Muller
Notary Public
Residing at Council, Idaho

My commission expires Oct. 7, 1980

For Department Use Only

Received by <u>[Signature]</u>	Date <u>3-30-78</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>R.D.H.</u>	Date <u>3-30-78</u>		claimant by:	
\$10.00 fee received by <u>[Signature]</u>	Date <u>3-30-78</u>	# <u>11016</u>		
Approved for publication by <u>[Signature]</u>				
Published in <u>Adams County Leader</u>				
Dates <u>April 6 & 13, 1978</u>				

Affidavit of Publication

State of Idaho, County of Adams, ss:

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

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

No. 67-4248 as per clipping

hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for two (2) consecutive weeks, the first publication of the

same being made in the issue dated April 20, 1978

and the last in the issue dated April 27, 1978 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said "Notice" as aforesaid.

Subscribed and sworn to before me this

day of April, 1978.

Bert J. Rogers

Notary Public for Idaho,
Residing at Council, Idaho

Notary Public for Idaho
No. 116N-RLW B.M.
Any exception to this claim of water right may be filed with the Director of the Department of Water Resources, 92 South Cole Road, Boise, Idaho 83706.
April 20, 1978 and April 27, 1978

OK
5-2-78
H

Affidavit of Publication

State of Idaho, County of Adams, ss:

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

Leader, a newspaper; that a copy of the " Notice of Claim to a

No. 67-4248 as per clipping

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

two (2) consecutive weeks, the first publication of the

same being made in the issue dated April 6, 1978

and the last in the issue dated April 13, 1978 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said " Notice " as aforesaid.

Subscribed and sworn to before me this

day of , 19 .

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF CLAIM TO A WATER RIGHT NO. 67-4248

Notice is hereby given that CATHERINE MARY G. or SAMUEL NIGHTINGALE P. O. Box 321, Council, ID has filed a claim to a water right established by diversion and application to beneficial use of 0.1 cubic feet per second of water from an unnamed spring with the point of diversion in the SW 1/4 NW 1/4 Sec 2 T16N-R1W B.M., Adams County.

The water is claimed to be used from Jan 1 to Dec 31 for stockwater and from Apr 1 to Oct 1 for irrigation of 3 acres with a priority date of April 1, 1948; the place of use is within the SW 1/4 NW 1/4 Sec 2 T16N-R1W B.M.

Any exception to this claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83706.

C. STEPHEN ALLRED
Director

Published in the Adams County Leader, Council, Idaho on April 6, 1978 and April 13, 1978.

ACT
ION

N OWNER LAST NAME - NIGHTINGALE
N OWNER LAST NAME - NIGHTINGALE
N ADDRESS LINE 1 - P.O. BOX 321

FIRST NAME - CATHERINE MARY
FIRST NAME - SAMUEL

N
N SOURCE - SPRING
N STAGE - STATRY CLM

CITY - COUNCIL

STATE - ID ZIP CODE - 83612

N DIVERSION POINT - SENW 02 16N 01W

PRIORITY - 04-01-1949 COUNTY - ADAMS TOTAL DIV. RATE - .1000CFS

N FROM - 04-01 TO - 10-01 USE - IRRIGATION

USE DIV. RATE - .0800CFS

N FROM - 01-01 TO - 12-31 USE - STOCKWATER

USE DIV. RATE - .0200CFS

N USE - IRRIGATION

PLACE OF USE - TWN 16N RNG 01W SEC 02 TRACT SWSW

AC 03

N NON IRRIG USE - S/15 RANGE.

IDENT. NO. 67-4248

WATER RIGHT
DATA ENTRY LOG[illegible]

- DATA ENTRY -

Record

- | | <u>Tract</u> | <u>Sec.</u> | <u>Twp.</u> | <u>Rge.</u> | <u>Gov't Lot</u> | <u>Rediv.</u> |
|--------------------------|--------------|-------------|-----------------|-------------|------------------|---------------|
| 6. A. Point of Diversion | SE NW | 2 | 16 ^N | 1W | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

- [illegible]

8. Use Code: A

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information): S/ 15 Range.

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 67-4248

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) P.W.H. 3-30-78

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant

(4) P.W.H. 3-30-78

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) rf OK

Affidavit of Publication received(date) 5-2-78
4-18-78

(12) _____

Final date for protests _____
Protests received: yes _____ no _____

(13) _____

All requested information received from agencies or
applicant: yes _____ no _____

(14) _____

Action recommended:

☒ Approve ☐ Deny

☒ Proposed Priority

☒ Reason for Reduction _____

☒ Measuring device required

☒ See attached sheet for other conditions of
approval

☒ No special conditions for approval

(15) District W By [Signature] Date 5/8/78

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS

Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED

Director

(208) 384-2190

May 9, 1978

Mr. & Mrs. Samuel Nightingale
P. O. Box 321
Council, ID 83612

Dear Mr. & Mrs. Nightingale:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

DAVID B. SHAW
Western Regional Supervisor

DBS:rf

Enclosure

MICROFILMED

April 14, 1978

Re: Notice of Correction for Claim to a Water Right No. 67-4248 - Nightingale

Adams County Leader
Council,
Idaho 83612

Dear Publisher:

Enclosed is a copy of the original notice for the above referenced claim and the newspaper clipping 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 publication to our accounting section.

Your cooperation in this matter is greatly appreciated.

Sincerely,

RITA FLECK
Secretary

Enc: Copy of original notice
Copy of newspaper clipping
Legal notice (correction)

Bill submitted
4-18-78
5-2-78

MICROFILMED

NOTICE OF CORRECTION

Notice is hereby given that notice of Claim to a Water Right No. 67-4248 in the name of Catherine Mary &/or Samuel Nightingale, P. O. Box 321, Council, Idaho was published in error on April 6 and 13, 1978.

The point of diversion was advertised as being within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 2 T16N-R1W B.M., Adams County. WHEREAS, the actual point of diversion is located within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 2 T16N-R1W B.M.

Any exception to this claim of water right may be filed with the Director of the Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705.

C. STEPHEN ALLRED

Director

Published in the Adams County Leader, Council, Idaho on April 20, 1978 and April 27, 1978.

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

March 30, 1978

Re: Notice of Application for Water Permit No. 67-7379 -- Merton &/or Mary Nightingale
Notice of Claim to a Water Right No. 67-4248 & 67-4249 " " "
Notice of Claim to a Water Right No. 69-4012 -- Arnold &/or Ruth Emery

Adams County Leader
Council,
Idaho 83612

Gentlemen:

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

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

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

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office
before April 24, 1978.

Sincerely,

RITA FLECK
Secretary

MICROFILMED

NOTICE OF CLAIM TO A WATER RIGHT

NO. 67-4248

Notice is hereby given that CATHERINE MARY &/or SAMUEL NIGHTINGALE
P. O. Box 321, Council, ID

has filed a claim to a water right established by diversion and application
to beneficial use of 0.1 cubic feet per second ~~XXXXXXXXXX~~ of water
from an unnamed spring

with the point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 2 T16N-R1W B.M., Adams
County

The water is claimed to be used from Jan 1 to Dec 31
for stockwater and from Apr 1 to Oct 1 for irrigation of 3 acres

with a priority date of April 1, 1949 ;
the place of use is within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 2 T16N-R1W B.M.

Any exception to this claim of water right may be filed with the Direc-
tor of the Idaho Department of Water Resources, 92 South Cole Road, Boise,
Idaho 83705.

C. STEPHEN ALLRED

Director

Published in the Adams County Leader, Council, Idaho
on April 6, 1978 and April 13, 1978



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

March 30, 1978

Re: Application for Permit No. 67-7379
Claim to a Water Right Nos. 67-4248 & 67-4249

Mr. & Mrs. Nightingale
P. O. Box 321
Council, ID 83612

Dear Mr. & Mrs. Nightingale:

Enclosed is your Receipt No. 11016 in the amount of \$ 30.00
for the above referenced items which was received in
this office on March 30, 1978.

Sincerely,

RITA FLECK
Secretary

RF

Enclosure

MICROFILM



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

August 1, 1977

Re: Application for Permit
Claims to Water Rights

Merton S. Nightingale
P. O. Box 321
Council, ID 83612

Dear Mr. Nightingale:

We are returning your application and check #92-293 in the amount of \$30.00.

We have typed the information from the two early water rights on Notices of Claim to Water Right forms and retyped your new well filing.

Please complete the claim forms by including a priority date under item 4, sign the forms having the claim forms notarized.

If you have any questions, please contact this office.

Sincerely,

ERVIN E. BALLOU
Senior Water Resource Agent

EEB:rf

Enc.

RECEIVED
AUG 1 1977
BOISE, IDAHO

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Catherine Mary Nightingale Phone: 253-4721
MERTON SAMUEL NIGHTINGALE
post office address PO. BOX 321 COUNCIL IDAHO 83612

2. Source of water supply UN NAMED SPRING which is a tributary of _____

3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 2 Township 16
Range 1W B.M. ADAMS County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into A DITCH at a point in SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 2 Township 16 Range 1W B.M. ADAMS

4. Water will be used for the following purposes:

Amount .08 cfs for IRRIGATION purpose from APRIL 1 to OCT. 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .02 cfs for STOCK WATER purpose from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .1 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. GRAVITY FLOW THROUGH
DITCHES AND PIPE LINES AND STOCK WATER POND 33 FEET WIDE
X 120 FEET LONG X APPROXIMATELY 3 FEET DEEP

b. Height of storage dam 3 feet, active reservoir capacity .27 acre feet; total reservoir capacity .27 acre feet, materials used in storage dam: EARTH

Period of year during which storage will occur JAN 1 to DEC 31 inclusive.
(Mo. Day) (Mo. Day)

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

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is _____ years. SYSTEM HAS BEEN IN OPERATION FOR A NUMBER
OF YEARS

b. Estimated construction cost is \$ N/A.

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 2 Township 16
Range 1W B.M.

(2) Amount of power to be generated: N/A hp under _____ feet of head.

(3) List number of each kind of livestock to be watered 10 BEEF CATTLE AND
5 HORSES

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

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

MICROFILMED

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
16	1W	2							3										3

Total number of acres to be irrigated 3

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 MERTON S. and Catherine m. Nightingale
- b. Who owns the land to be irrigated or place of use MERTON S. and Catherine m. Nightingale
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

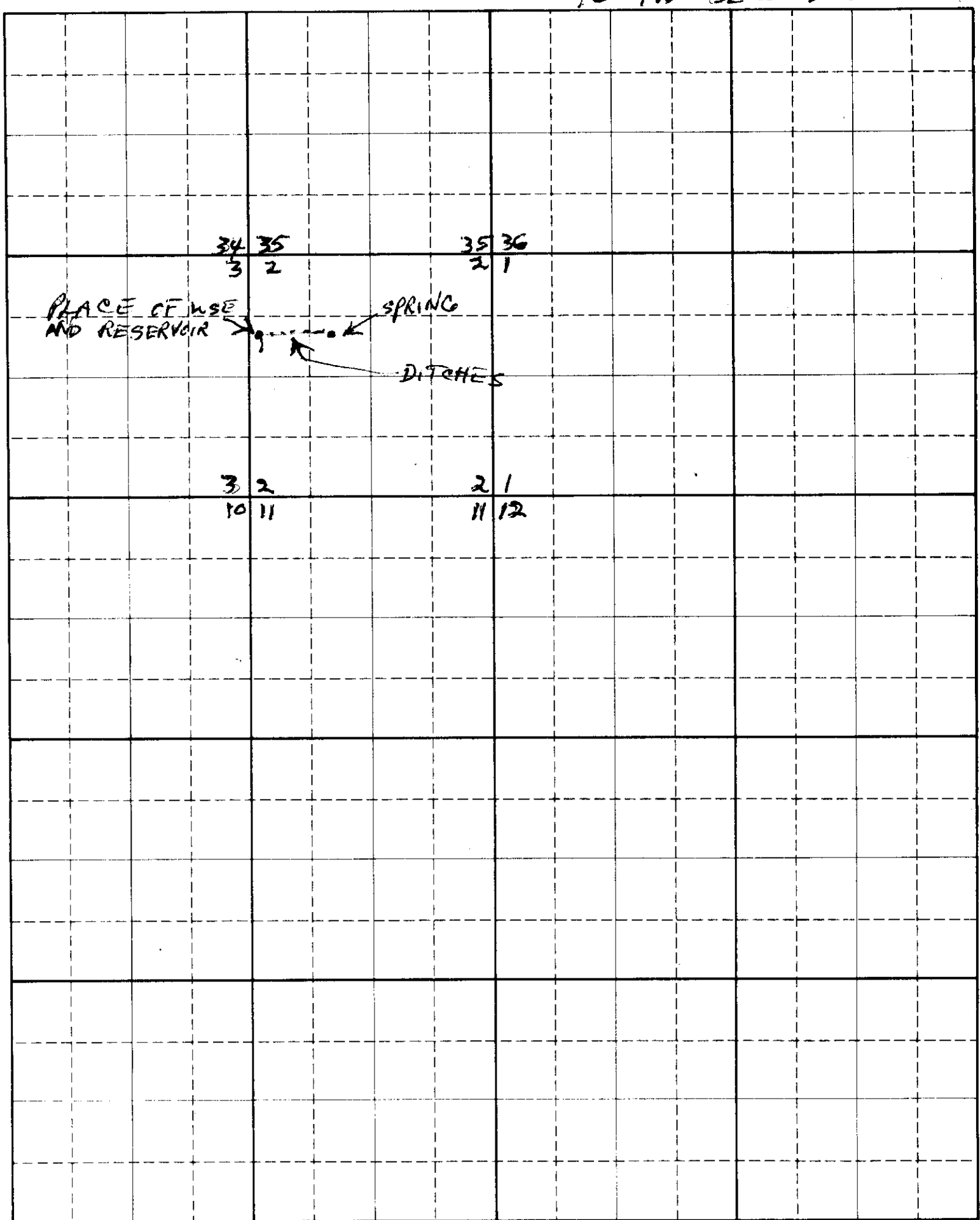
10. Remarks This Spring and irrigation system was developed

an unknown number of years ago by an earlier

land owner. It has been in use for many years.

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

16-1W SEC-2



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.

Merton Samuel Hightlingale
(Applicant)
Catherine Mary Hightlingale

Received by y Date 3-30-78 Time 11:41
Date 7/22/77 Time 8:30
Preliminary check by _____ Fee \$ 92-293
Receipted by _____ Date _____
Publication prepared by _____ Date _____
Published in _____
Publication dates _____
Publication approved _____ Date _____
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by _____

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. _____, and said application is hereby _____.

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 _____, 19____.
- c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this _____ day of _____ 19____.

Director