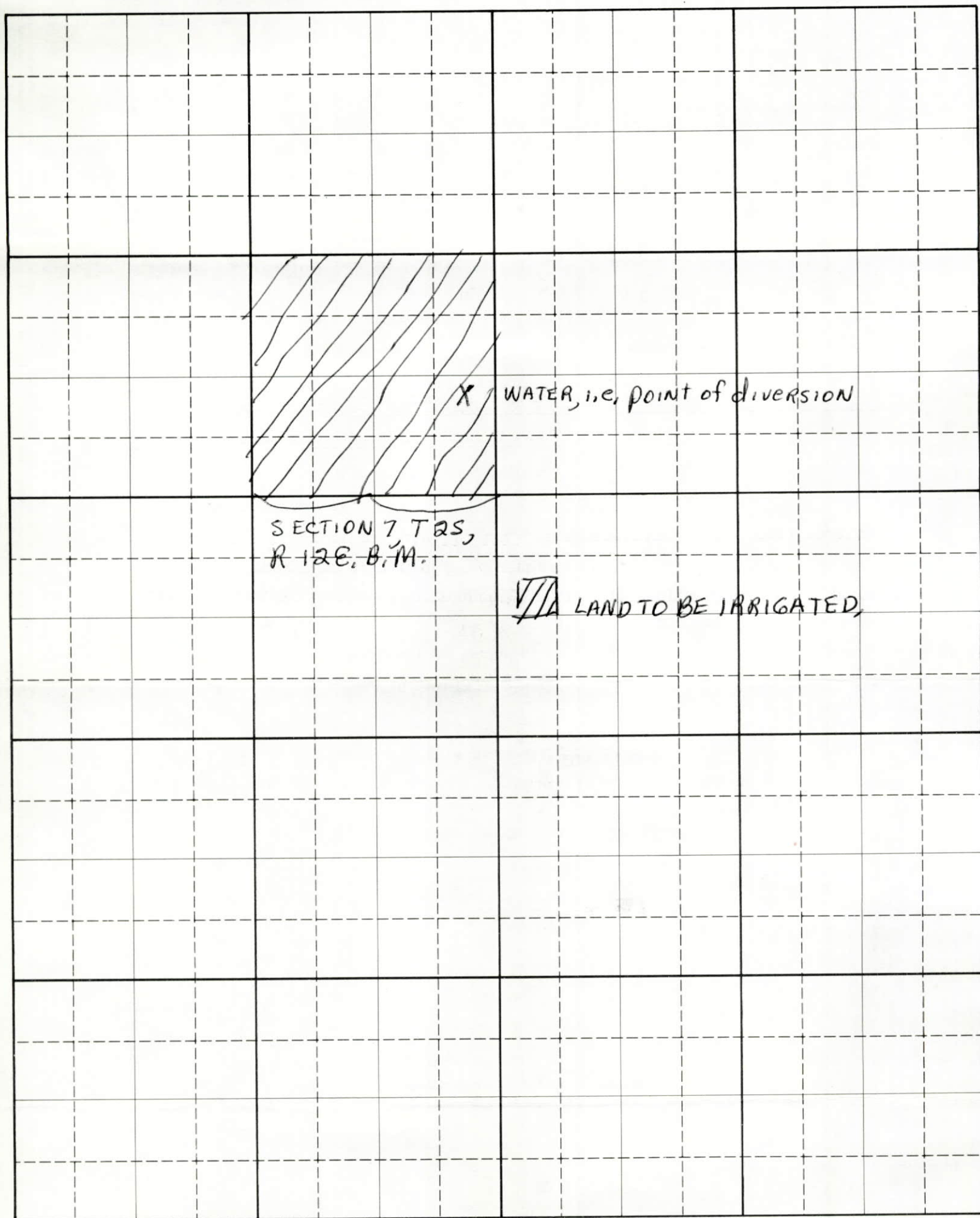


11. Map of proposed project:



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.

Gavin F. Ricci
(Applicant)

Affidavit of Publication

State of Idaho, }
County of Camas } SS.

None Reedy, being first duly sworn, deposes and says that he is the printer (publisher) of the Camas County Courier, a newspaper published every week in Camas County of Camas, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of twenty-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was

published once each week for two (2) consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 6th day of June, 1968, and the date of the last publication was on the 13th day of June, 1968.

Subscribed and sworn to before me this 17

day of June, 1968.
(SEAL)

NOTARY PUBLIC

CAMAS COUNTY COURIER

Fairfield, Idaho

COST OF PUBLICATION

Number of Lines in Notice..... 24
Number of Insertions 2
24 Lines at 14c 3.36
24 Lines at 10c 2.40
TOTAL COST \$ 5.76

COPY OF NOTICE

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Gwinn R. Rice, Hill City, Idaho has on April 30, 1968 applied for permit to divert .10 cubic feet per second of water from a spring under application No. 37-7026. Water will be diverted by a gravity system and pipes within the NE 1/4 Sec. 7, T. 2 S, R. 12 E, B.M., Camas County and is to be used from January 1 to December 31 for stock water and from May 1 to October 1 for irrigation in all of section 7, T. 2 S, R. 12 E, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. Keith Higginson
State Reclamation Engineer
6-6-2tc

RECEIVED

JUN 19 1968

Department of Reclamation

PUBLICATION RATES:

(Idaho Code, (Rev. Statutes) 1956
7 pt. per line, straight 14c
7 pt. per line, tabular 20c
7 pt. per line, successive
insertions 10c
6 pt. per line, straight 15c
6 pt. per line, tabular 20c
6 pt. per line, successive
insertion 10c

No. 67

37 7026

bill submitted 6-19-68

T
2
S

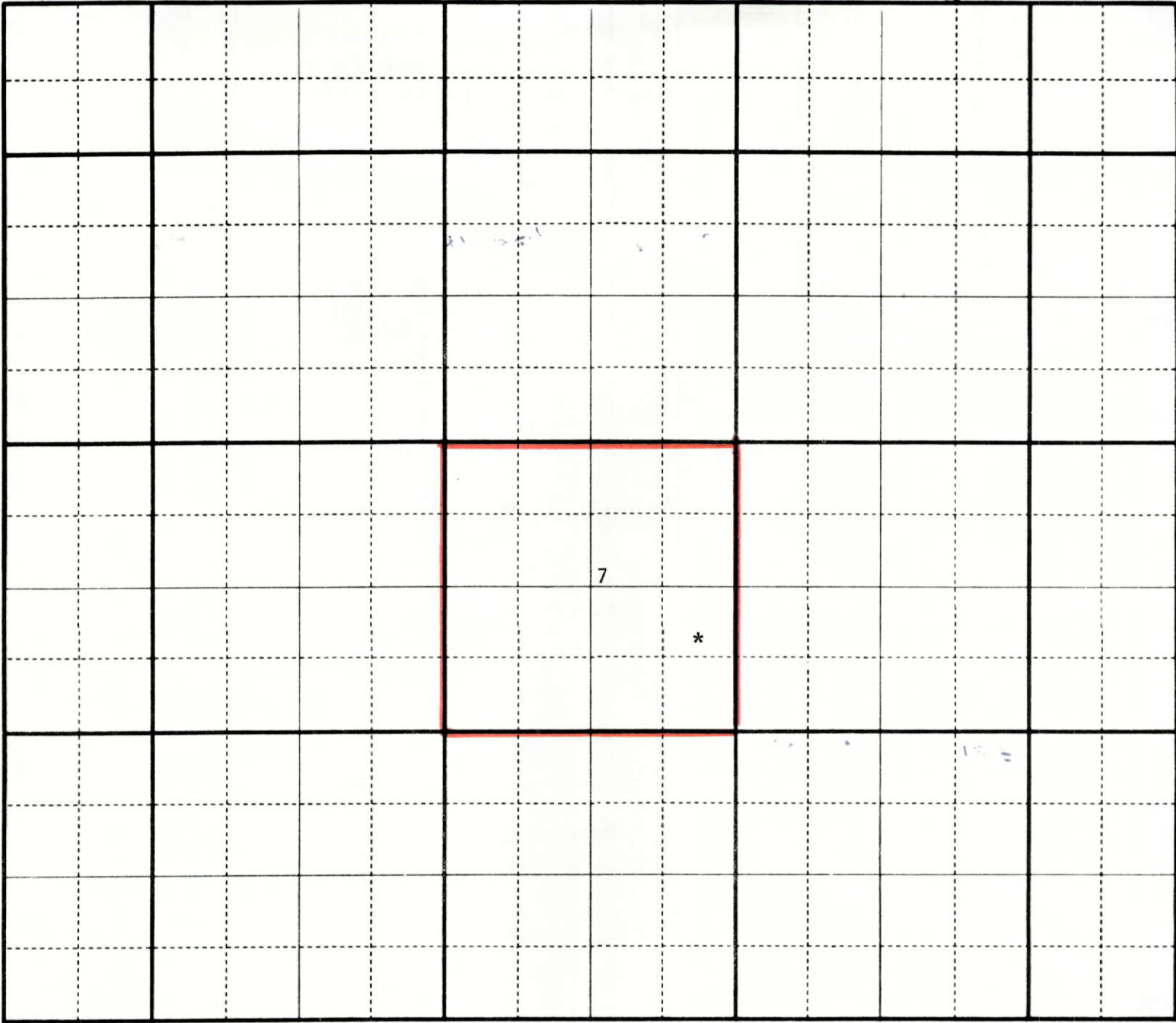


Diagram of System

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Gwinn F. Rice, Hill City, Idaho
_____ has on April 30, 1968
applied for permit to divert ~~store~~ .10 cubic feet per second ~~acre feet~~
of water from a spring
under application No. 37-7026. Water will be diverted by a gravity
system and pipes within the NE 1/4 sec. 7, T. 2 S, R.
12 E. B.M., Camas County
and is to be used from January 1 to December 31 for stock water and from
May 1 to October 1 for irrigation
in 1/4 all of section 7, T. 2 S, R. 12 E, B.M.

_____.

Any protest against this application must be filed with the Department of
Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Camas County Courier, Fairfield, Idaho,
on June 6 and June 13.

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 37-7026 Priority May 4, 1968 Amount 0.10 cfs

THIS IS TO CERTIFY, that GWINN F. RICE
of Hill City, Idaho, has complied with the terms and conditions of Permit
No. 37-7026 issued pursuant to Application for Permit dated April 30, 1968,
and has submitted proof to the Department of Water Administration on July 5, 1973,
(late proof)
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.10 cfs of water from unnamed springs,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Stockwater	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.10</u> cfs and	<u>11 acre feet</u>
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.10 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
11 acre feet per year, and waters to be diverted within the NE¹/₄ SE¹/₄ of Sec. 7,
Twp. 2 S, Rge. 12 E, B. M. in the County of Camas

Description and location of place of use:

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
2 S	12 E	7													X				

Total number of acres irrigated _____

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17th day of
December, 19 73.

Deputy Director

[Signature]

37 7026

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

IN THE MATTER OF REINSTATEMENT AND)
REMOVAL OF THE MEASURING DEVICE)
REQUIREMENT FOR PERMIT NO. 37-7026)
in the name of GWINN F. RICE)

ORDER

WHEREAS, on April 30, 1968, Gwinn F. Rice applied to the Department of Water Administration (formerly the Department of Reclamation) for a permit to appropriate .10 cfs of water from an unnamed spring to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Twp. 2S, Rge. 12E, B.M., Camas County, to be used for cattle watering and irrigation purposes; and,

WHEREAS, on July 8, 1968, the Department approved said application and issued Permit No. 37-7026 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before July 1, 1973, and that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on May 1, 1973, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on July 2, 1973, the Department notified the permit holder that Permit No. 37-7026 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, on July 5, 1973, the Department received the required proof of application of water to beneficial use along with a request that the measuring device requirement be removed from said permit; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, it has been determined by the Department that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permit;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 37-7026 be REINSTATED and the priority advanced to May 4, 1968; and,

IT IS FURTHER ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works be and is REMOVED from Permit No. 37-7026.

Dated this 11 day of July, 1973.


A. KENNETH DUNN
Deputy Director

Identification No. 37-7026
Application No. 42522

LICENSE ISSUED FOR .10 SEC. FT.
LICENSE P

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant Gwinn F. Rice
post office address Hill City, Idaho
2. Source of water supply (underground water) Springs *per phone conversation 5-16-68*
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 7 Township 2S
Range 12E B.M. Camas County; additional points of diversion if any: _____

- b. Water all consumed or allowed to run into ground.
~~If water is not consumed or allowed to run into ground, it shall be discharged into _____ at a point in _____~~
~~_____ of Section _____ Township _____ Range _____~~

4. Quantity to be appropriated:
a. .10 cubic feet per second and/or
b. _____ acre feet per annum will be stored.
5. Water will be used for the following purposes:
cattle watering purpose from January 1 to December 31 (both dates inclusive)
Irrigation purpose from May 1 to October 1 (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)

6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. gravity and pipes

- b. Height of storage dam 3 feet; active reservoir capacity 15 acre feet; total reservoir capacity 15 acre feet; materials used in storage dam: metal and cement.

- No well. All water comes from underground seepage and springs
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 5 years.
b. Estimated construction cost is \$ 1000.00.

8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: All ~~_____~~ of Section 7 Township 2S
Range 12E B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head. **Not applicable**
(3) List number of each kind of livestock to be watered 800 head of cattle

Not applicable.
(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: _____

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	
2S	12E	7	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	640

Total number of acres to be irrigated 640

c. Describe any other water rights used for the same purposes None

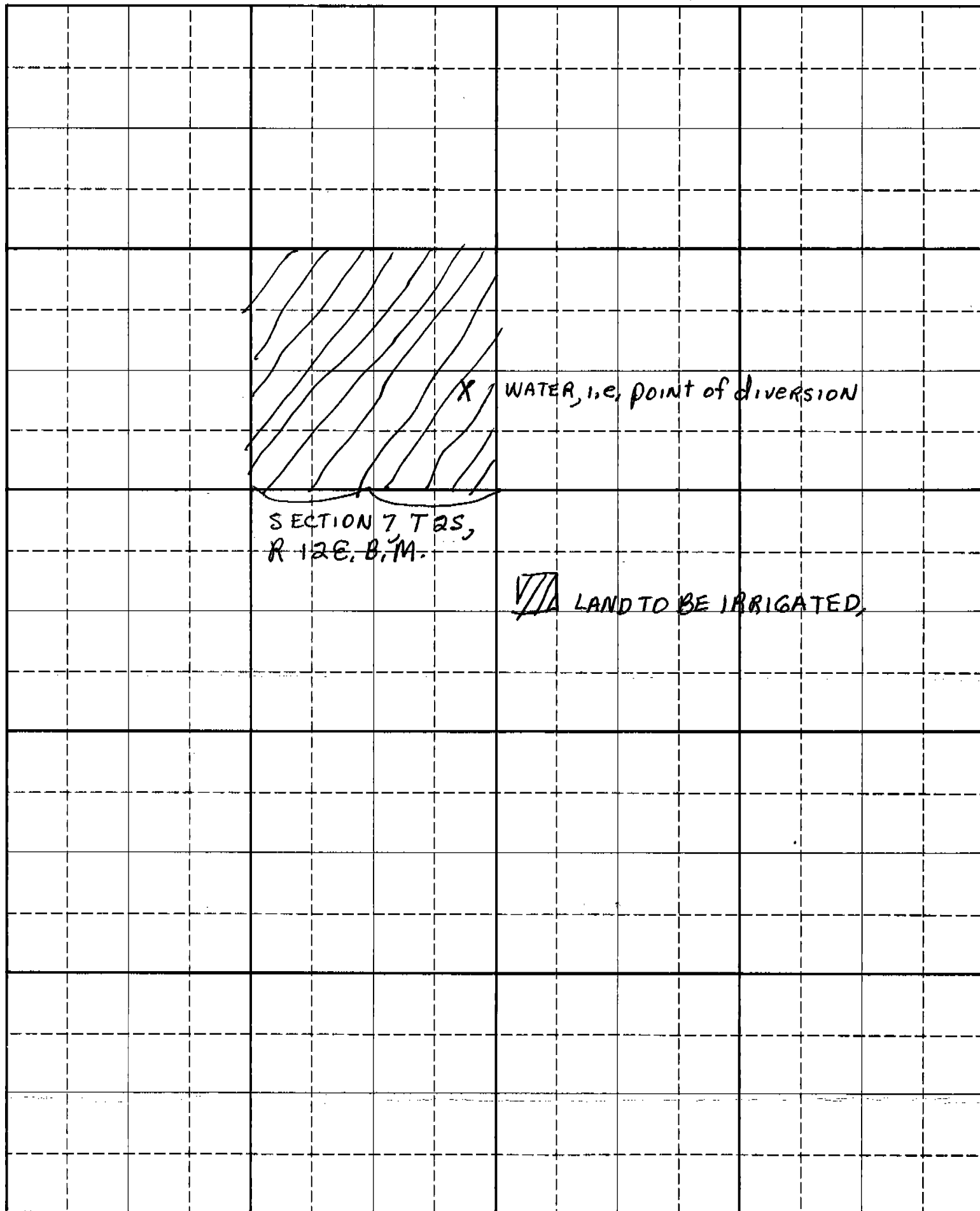
9. a. Who owns the property at the point of diversion applicant

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:



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.

Gavin F. Rie
(Applicant)

37 7026

Received by ef Date 4-30-68 Time 8:00 AM
Preliminary check by DM Fee \$ 10.00
Receipted by ef Date 5-17-68 lett # 898 given
Publication prepared by DS Date 5-27-68
Published in Camas Cty Courier
Publication dates 6-6 & 13-68
Publication approved DS Date 6-5-68
Priority reduced to _____ Reason _____

Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by CSA D. Miller

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 37-7026, 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 July 1, 19 73.
 - c. Other: The applicant shall permanently install a measuring device of a type approved by the department as part of the diverting works.
Pursuant to Order of July 11, 1973, the measuring device requirements have been removed.

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

Witness my hand this 8 day of July 19 68.

R. Keith Higgins
State Reclamation Engineer

Affidavit of Publication

State of Idaho, }
County of Camas } SS.

Nono Reedy, being first duly sworn, deposes and says that he is the printer (publisher) of the Camas County Courier, a newspaper published every week in Camas County of Camas, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of twenty-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was

published once each week for two (2) consecutive issues in said newspaper proper and not in a supplement; that the date of the

first publication of said advertisement was on the 6th day

of June, 1968, and the date of the last publication

was on the 13th day of June, 1968.

Nono Reedy

Subscribed and sworn to before me this 17th

day of June, 1968.

(SEAL) [Signature]

NOTARY PUBLIC

CAMAS COUNTY COURIER

Fairfield, Idaho

COST OF PUBLICATION

Number of Lines in Notice..... 24

Number of Insertions

24 Lines at 14c 3 36

24 Lines at 10c 2 40

TOTAL COST \$ 5.76

PUBLICATION RATES:

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7 pt. per line, straight 14c
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7 pt. per line, successive
insertions 10c
6 pt. per line, straight 15c
6 pt. per line, tabular 20c
6 pt. per line, successive
insertion 10c

No. 67

37 7026

RECEIVED

JUN 19 1968

Department of Reclamation

COPY SENT TO

Any protest against this application must be filed with the Department of Reclamation last date of publication of this notice.



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

DIRK KEMPTHORNE
GOVERNOR

August 10, 1999

KARL J. DREHER
DIRECTOR

GWINN RICE RANCH INC
PO BOX 131
HILL CITY ID 83337

RE: Snake River Basin Adjudication (SRBA)
Water Rights #37-07024, 37-07025, 37-07285, 37-07641,
37-12960, 37-12961, 37-23962, 37-12963, A37-02244A
A37-02694, A37-04049, A37-04061, A37-07286, A37-07680,
A37-07697, A37-07796 & A37-12959
and
Lapsed Applications for Permit #37-07678 and #61-07450

Dear Water Right Holder:

Thank you for signing and returning my address change letter so promptly. I checked each of the permit numbers you wrote in your enclosure and found the following:

Applications for Permit #37-07678 and #61-07450 have lapsed. If you wish to file another Application for Permit, please call IDWR to have the form sent to you.

I could find no information whatsoever in our data base about permit #37-07026.

In response to your question about telling us when you move back to Boise in the winter and back to Hill City in the summer, yes, definitely tell us. Write down each of your water right and permit numbers, sign the note and send it to us so we can update our data base.

The only way you will know if someone has filed an objection to your water rights is if you get that notice in the mail. As you read in the Notice of Filing Director's Reports you received in March, 1999, there are deadlines by which you must have the Court's form to the Court by a specific date for both objections and responses to objections.

It would be unfortunate if you missed an important deadline or missed a hearing because your mail went to one of the

8.11.99 WR2 updated
Kest

Gwinn Rice Ranch Inc.
August 10, 1999
Page 2

addresses and you were living at the other address. IDWR can help you avoid this event if you'll keep us posted of your changes.

Sincerely,

A handwritten signature in cursive script, appearing to read "Sally", written in dark ink.

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Swinn Rice Ranch, Inc.
PO Box 131
Hill City, ID 83337

State of Idaho
Department of Water Resources
1301 N. Orchard St.
PO Box 83720
Boise, Idaho 83720-0098

Dear Sally Sherman:

Thank you for changing our address.
We have numbers of water rights.
Some our under Swinn F. Rice and some
under Swinn Rice Ranch, Inc.

I wish all my water rights to be
sent to PO Box 131
Hill City, ID 83337.

We move to 1711 Woodbridge from Nov.
through March. Should we tell you
when we change?

Sincerely yours,

Swinn F Rice

Vice-President of
Swinn Rice Ranch, Inc

Here is a list of some of our water rights

Permit No	Name
# 37-7025 - May 4, '68	Gwinn F. Rice, Hill City, Idaho
# 37-7024 - May 20, '68	Gwinn F. Rice, Hill City, Idaho
W.A. # 37-7026 - May 4, '68	Gwinn F. Rice, Hill City, Idaho
W.A. # 37-7680 - Oct 3, '77	Gwinn Rice Ranch, Inc. Hill City, Idaho
# 37-7796 - Sept 13, '79	Gwinn Rice Ranch, Inc. Hill City, Idaho 83337
# 37-7641	
~~# 37-7286~~ ^{OK} ~~belongs to Linchard Coffman~~	
# 37-7678 - Lapsed	
W.A. # 37- ~~7049~~ Statutory claim (claimed)	
# 61-7450 - Lapsed	
W.A. # 37-2694 - license (~~over~~)	

cc: W.A.

GWINN RICE RANCH INC
 +
 GWINN F. RICE

RECEIVED

AUG 04 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

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

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

cc: W.A.

July 6, 1999

DIRK KEMPTHORNE
GOVERNORKARL J. DREHER
DIRECTOR

RECEIVED

JUL 12 1999

Department of Water Resources

GWINN RICE RANCH INC
1711 WOODBRIDGE LN
BOISE ID 83706-3172

Re: Snake River Basin Adjudication (SRBA)
 Water Rights #37-07024, 37-07025, 37-07285, 37-07641,
 37-12960, 37-12961, 37-12962, 37-12963, A37-02244A,
 A37-02694, A37-04049, A37-04061, A37-07286, A37-07680,
 A37-07697, A37-07796 & A37-12959
Change of Address ^{ok}

Dear Water Right Holder:

Records not changed - address in Hill City correct. - 8-10-99

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water rights can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by July 19, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water right referenced above, please write down the name and address of the new owner(s) so we can send them a form to make this required change to the water right record.

Sincerely,

Sally
 Sally Sherman
 Technical Records Specialist
 Adjudication Bureau

SS:region

The address is correct as shown above or as otherwise changed.

Gina Y. Rice Secretary 208-764-2593
 Claimant Signature Telephone No.

Address Change - *Gwinn Rice Ranch, Inc.*
P.O. Box 131
Hill City, Idaho 83337

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2190

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

December 18, 1973

Re: Permit Nos. 37-7026, 37-7025, 37-7024

Gwinn F. Rice
Hill City,
Idaho 83337

Dear Mr. Rice:

Enclosed herewith are copies of the Water Licenses issued on the above referenced permits.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

Enclosures

37 7026

December 6, 1973

Re: Permit No. 37-7026

Gwinn F. Rice
Hill City,
Idaho 83337

Dear Mr. Rice:

A representative of this Department has made an examination of the works covered by your Permit No. 37-7026 and has found the following:

Quantity of water diverted: 0.10 cfs Source: unnamed springs

Amount of water that can be recognized as beneficially used under Idaho law: 0.10 cfs

The maximum quantity diverted shall not exceed 11 acre feet per year.

Beneficial use: For steelwater purposes within the NE 1/4 Sec. 7, Twp. 2 S, Rge. 12 E

Point of diversion: NE 1/4 Sec. 7, Twp. 2 S, Rge. 12 E, B.M.

Priority date established: May 4, 1968

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

37 7026

RECEIVED

450/12000
900

764-2993
JUL 18 1973

Department of Water Administration
Southern District Office

(name spring, stream, etc.)

Permit No. 37-7026
Examination for b/u

[illegible]

640

T
2
S

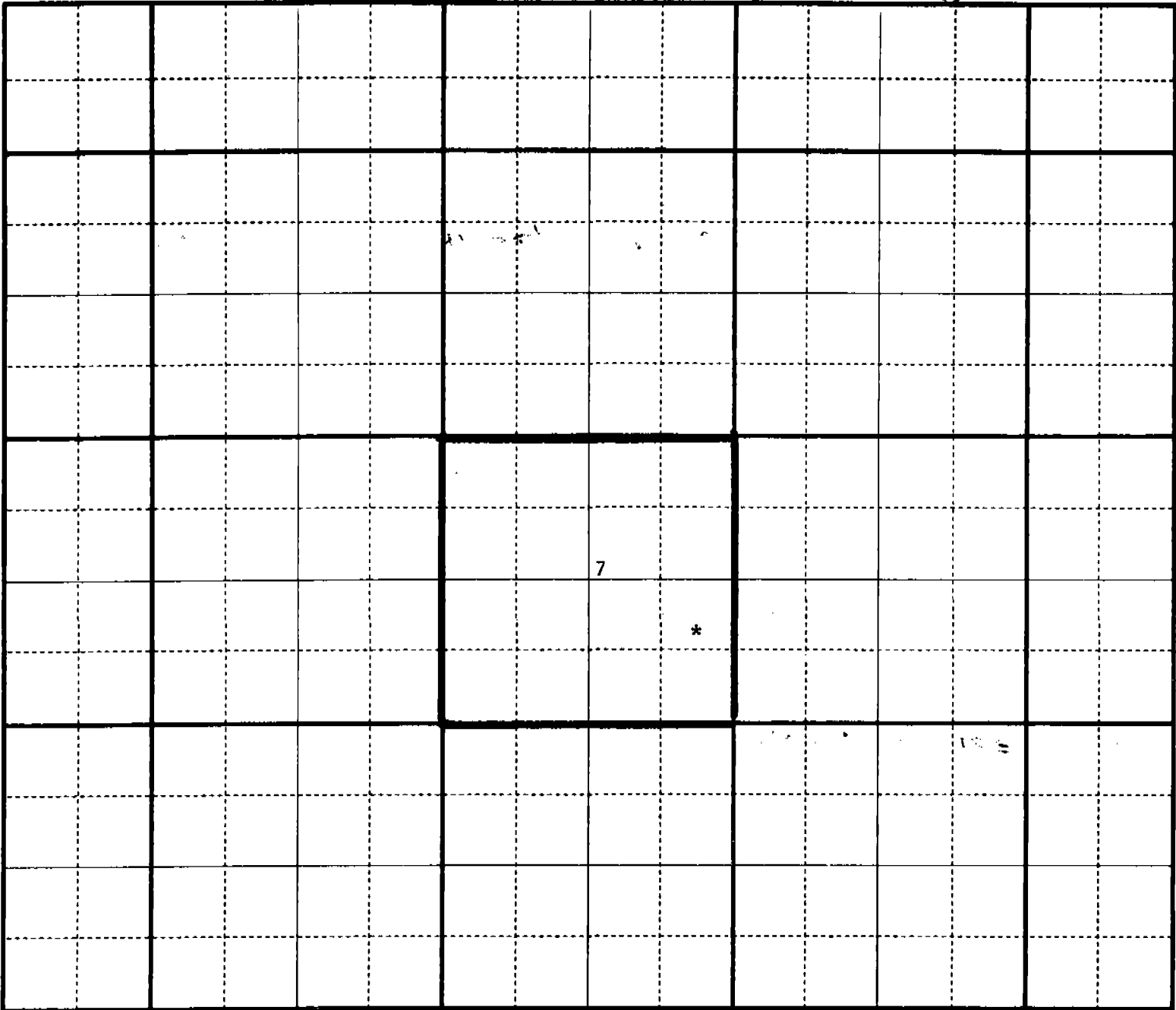


Diagram of System

DATE OF EXAM 9-13-73

ACREAGE
Found NONE
Recommended NONE

Irrigation Requirement ✓ Ac Ft/Ac

USE
Irrigation Q = ✓ c.f.s. V = ✓ AF/Ann. from ✓ to ✓
Domestic Q = ✓ c.f.s. V = ✓ AF/Ann. from ✓ to ✓
Livestock Q = .10 c.f.s. V = ~~99.22~~ 13.44 AF/Ann. from Jan 1 to Dec 31
CLF

Is water co-mingled? yes _____ no ✓

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

Exchange? yes _____ no ✓

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

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

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

Total Q measured NO Method of measurement ✓

Total Q recommended .10 c.f.s. Meter No. ✓ Type ✓ Condition ✓
13.44

Total V recommended ~~72.21~~ 13.44 AF/ANN.
CLF

Recommended Amendments:

P.D. NO
Place of Use Livestock NO water from NESE, Sec. 7 2S-12E only
Other NO
None NO

MEASUREMENT CALCULATION:

Q = .10 c.f.s. claimed
V = (365 days) (12 gal each head) (1000 Head of Runny Cattle) (.00000307)
V = 13.44 AF/ANN

SYSTEM DESCRIPTION:

Large excavated ~~water~~ pond where spring is located
at the center of the pond.

REMARKS:

There is no irrigation now in operation.
They plan to do something that might give
cattle water at NESE, Sec 7, 2S-12E. only.

Examiner's Signature Sally Lumberburg Date 9-13-73

Checked by Michael L. Steele Date 10-4-73

Approved by _____ Date _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215

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

July 12, 1973

Re: Permit No. 37-7024 thru 37-7026

Gwinn F. Rice
Hill City,
Idaho 83337

Dear Mr. Rice:

We acknowledge receipt of the affidavits submitted as proof of beneficial use for the above referenced permits. Enclosed you will find Orders which reinstate and remove the measuring device requirements. Please note that the priority date, on these permits, has been advanced.

Before water licenses can be issued, a field examination must be made by a representative of this Department. We cannot tell just when these examinations will be made, but our examiner will try to contact you at the time he makes the exam so that you may show him the systems.

If you have any questions regarding these field exams, please contact our Southern District Office at 1041 Blue Lakes Blvd. North, Twin Falls, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:jc
Enc: (3) Orders

37 7026

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation
Bureau of Reclamation

1. a) Name of Permit Holder Gwinn F. Rice
b) Post Office Address Hill City, Idaho
2. Permit Number 37-7026
3. Date of Priority that you are prepared to establish July 8, 1968
4. a) Source from which water was appropriated Springs
b) Location of the point of diversion: NE 1/4 SE 1/4, Section 7
Township 2 S, Range 12 East Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
amount .10 cfs for Cattle watering purposes from Jan 1 to Dec. 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated _____ cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: See attached application.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) An excavation approximately 18 feet wide, 70 feet long and 8 feet deep.
b) Describe the type and size of measuring device which you have installed at your point of diversion: See attached application.
c) Give well drillers name and address and date the well was completed _____

Exam typed 7/4/73 by jae

Notary Public residing at

On this 26 day of June, 19 73, personally appeared before me the
 signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

State of Idaho)
County of Gooding) ss.

(Date)

6/26/73

(Signature)

(Signature)

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

10. Remarks:

Total number of acres irrigated.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼			
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼
TOTALS			SE¼	SW¼	NW¼	NE¼	SE¼	SW¼	NW¼	NE¼	SE¼	SW¼	NW¼	NE¼	SE¼	SW¼	NW¼	NE¼

:uois

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivi-

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use. Furnishing water for 800 to 1000 head of cattle.

RECEIVED

JUL 5 1973

Department of Reclamation

STATE OF IDAHO, DEPARTMENT OF RECLAMATION

)
(
IN THE MATTER OF PERMITS NUMBER) APPLICATION FOR WAIVER
(OF PROOF REQUIREMENTS.
37-7024, 37-7025 and 37-7026.)
(
(
(

Comes now Gwinn F. Rice and moves the Department to waive the requirements of Proof of Application of water to beneficial use in the above captioned permits.

This application is made on the grounds and for the reason that the installation of a measuring device in connection with these particular permits is virtually impossible.

The diversion works are simply excavations approximately 18 feet wide, 70 feet long and 8 feet deep. The ponds thus created are apparently Artesian to the extent of the ground level. That is, the water falls to ground level but does not overflow creating a natural and automatic watering trough. I have had as many as 1,000 head of cattle using one of the ponds at one time and the diversion works are sufficient to provide water for that many head of cattle and yet does not overflow when not being used.

Dated this 26 day of June, 1973

Gwinn F. Rice

at
concord
Idaho

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215

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

July 2, 1973

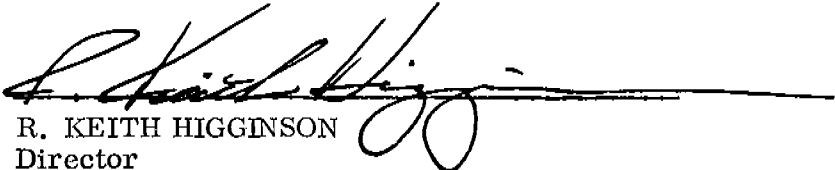
Re: Permit No.'s 37-7024, 37-7025, & 37-7026

Gwinn F. Rice
Hill City,
Idaho 83337

Dear Ms. Rice:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No.'s 37-7024, 37-7025, & 37-7026 have lapsed.

You are further advised that the Department cannot reinstate the permits except upon showing of reasonable causes within sixty days from the date of this notice of lapsing.


R. KEITH HIGGINSON
Director

cc: Robert G. Newhouse
Attorney at Law
Fairfield, Idaho 83327

37 7026

June 21, 1973

RE: Application for Permit Nos. 37-7024, 37-7025, and 37-7026

Mr. Cecil D. Hobdey
P.O. Box 176
Gooding, ID 83330

Dear Mr. Hobdey:

In response to your inquiry concerning the above referenced permits, I would suggest that you petition the Department to remove the requirement for a measuring device. This should be sent to Bob Fleenor at our Boise office. Perhaps if you explain the situation to them as you have in your letter to me, the requirement for a measuring device can be removed.

If we can be of any further assistance, please contact us.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:jmm

cc: IDWA - Boise

37-7024

May 1, 1973

CERTIFIED MAIL

#24467

Re: Permit No. 37-7024, 37-7025 & 37-7026

Gwinn F. Rice
Hill City,
Idaho 83837

Dear Ms. Rice:

One of the conditions of approval of your water Permit No. SEE ABOVE (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before July 1, 1973. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.

R. Keith Higginson

R. KEITH HIGGINSON
Director

*Certified and filed
in 37-7024
m*

Enc: Proof affidavit (3)

cc: Mr. Robert G. Nowhouse
Attorney at Law
Fairfield, Idaho 83827

37 7026

July 10, 1968

Re: Permit Nos. 37-7024, 37-7025 & 37-7026

Gwinn F. Rice
Hill City,
Idaho 83337

Dear Sir:

We enclose a copy of your approved application for permit 37-7024 & 37-7025
37-7026 in
which we direct your attention to the limitations and conditions as given on
the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures: Copies of applications
Receipt No. 898 for \$30.00

37 7026

Form 4

**NOTICE OF APPLICATION
FOR WATER**

Notice is hereby given that Gwinn R. Rupp, Hill City, Idaho has on April 30, 1968 applied for permit to divert 10 cubic feet per second of water from a spring under application No. 37-7026. Water will be diverted by a gravity system and pipes within the NE 1/4 sec. 7, T. 2 S, R. 12 E, B.M., Carnas County and is to be used from January 1 to December 31 for stock water and from May 1 to October 1 for irrigation in all of section 7, T. 2 S, R. 12 E, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. Keith Higginson
State Reclamation Engineer
6-6-2tc

RECEIVED

JUN 5 1968

Department of Reclamation

37 7026

May 27, 1968

Re: Application No. 37-7026
Gwinn F. Rice

Camas County Courier
Fairfield,
Idaho 83327

Gentlemen:

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

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

An affidavit of publication must be submitted to the Department of Reclamation, 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 same has been paid.

(Do not sign this letter)
Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: Legal Notice

37 7026

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Gwinn F. Rice, Hill City, Idaho
has on April 30, 1968
applied for permit to divert ~~sl/ve~~ .10 cubic feet per second ~~acre feet~~
of water from a spring
under application No. 37-7026. Water will be diverted by a gravity
system and pipes within the N~~2~~S~~4~~, sec. 7, T. 2 S., R.
12 E., E.S., Camas County
and is to be used from January 1 to December 31 for stock water and from
May 1 to October 1 for irrigation
in 1/4 all of section 7, T. 2 S., R. 12 E., E.S.

Any protest against this application must be filed with the Department of
Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Camas County Courier, Fairfield, Idaho
on June 6 and June 13.

ROBERT G. NEWHOUSE

ATTORNEY-AT-LAW
FAIRFIELD, IDAHO 83327

764-2251

RECEIVED

APR 30 1968

Department of Reclamation

Department of Reclamation
Room 107 Statehouse
Boise, Idaho 83701

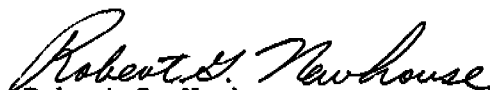
Re: Application for Permit
Gwinn F. Rice

Dear Sirs:

Enclosed with this letter are three applications for Permit to appropriate the public waters of the State of Idaho on behalf of my client, Gwinn F. Rice. Also enclosed is my client's check in the amount of \$30.00 which I gather is the proper filing fee, i.e. \$10.00 each.

Should we need to supply anything further to you, please do not hesitate to let us know.

Sincerely yours


Robert G. Newhouse
Attorney-At-Law

RGN/gp

encl

37 7026