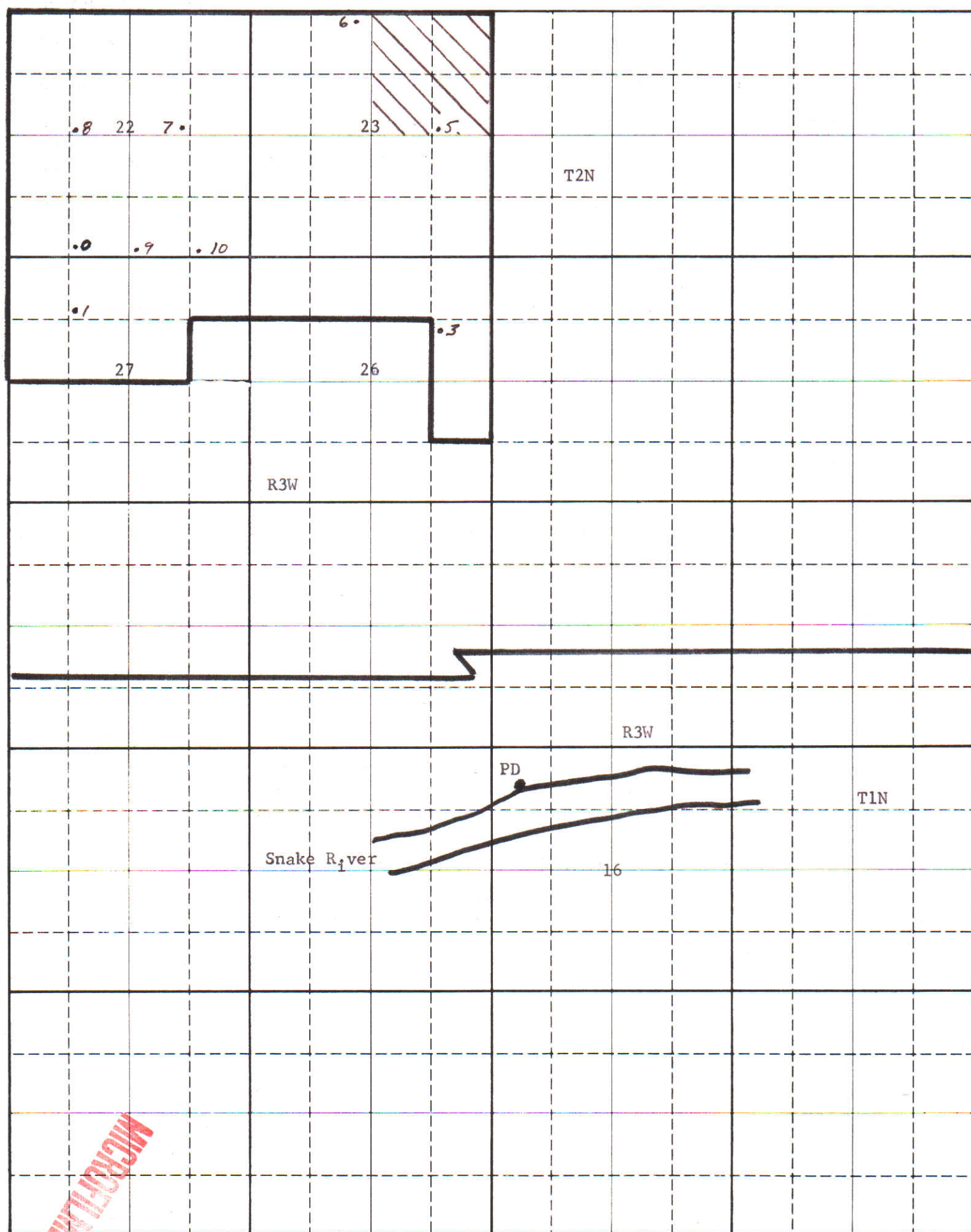


3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO)
) ss.
County of Canyon)

Connie Cutberth
of Nampa, Canyon County, Idaho, being first duly
sworn, deposes and says:

1. That I am a citizen of the United States of
America, and at all times hereinafter mentioned
was over the age of eighteen years, and not a party
to the above entitled action.

2. That I am the Principal Clerk of the Idaho
Press-Tribune, a daily, (except Saturday)
newspaper published in the City of Nampa and
Caldwell, in the County of Canyon, State of Idaho;
that the said newspaper is in general circulation
in the said County of Canyon, and in the vicinity of
Nampa and Caldwell, and has been uninterrupted-
ly published in said County during a period of
seventy-eight consecutive weeks prior to the first
publication of the notice, a copy of which is hereto
attached.

3. That the notice, of which the annexed is a printed
copy, was published in said newspaper

Two times
in the regular and entire issue of said paper, and
was printed in the newspaper proper, and not in a
supplement.

4. That said notice was published the following
dates:

July 1, 8, 1982

Connie Cutberth

Subscribed and sworn to before me this 8th
day of July

19 82

Janne Lusk
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1985

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
NO. 63-7793

Notice is hereby given that Bing/Frost Ranch Co. of 515 S.
Flower St., Los Angeles, CA 90071 has applied to the Department
of Water Resources for a change of the source of water and the
point of diversion of the water of a groundwater source. The
right source to be changed is evidenced by License 63-7793 and is
recorded as follows:

Amount: 3.20 cfs Priority May 11, 1973
Point(s) of Diversion: SENE Sec 23 T2N R3W Canyon Co.

The water is used for Irrigation purposes from March 15 to
November 15 upon 160 acres within the NE 1/4 Sec 23 T2N R3W

TO BE CHANGED AS FOLLOWS

Source of water: Groundwater and Snake River

Amount: 3.20 cfs

Point(s) of Diversion: SESW, SWNE, SENW, SWSE, SESE Sec
22; SENE, NENW Sec 23; SENE Sec 26; NENW Sec 27 T2N
R3W and NWNW Sec 16 T1N R3W

The water will be used for Irrigation purposes from March 15
to November 15 upon 160 acres within the NE 1/4 Sec 23 T2N R3W.

Any protest against approval of the proposed change of water
right application must be filed with the Department of Water
Resources, 92 S. Cole Road, Boise, Idaho 83709 on or before July
19, 1982.

A. KENNETH DUNN
Director

July 1, 8, 1982

RECEIVED

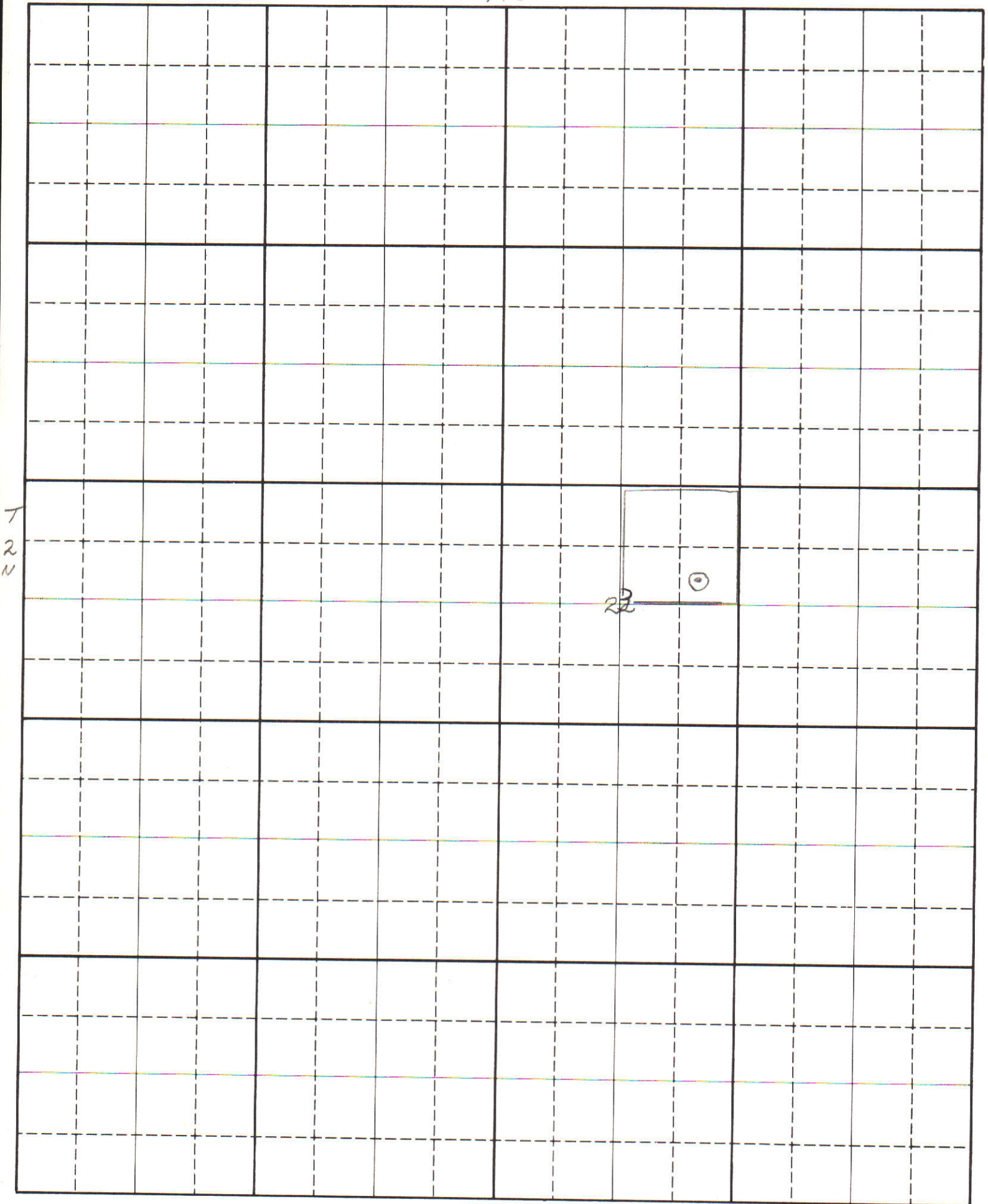
JUL 9 1982

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.

R3W



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.

Robert W. Russell
(Applicant)

63 7753

RECEIVED
JUN 4 1973

AFFIDAVIT OF PUBLICATION

Department of Water Administration

STATE OF IDAHO,)
County of Canyon.) ss.

Verla Harker
of Nampa, Canyon County, Idaho, being first duly sworn,
deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principle Clerk of the Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Two Times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

May 24, 31, 1973

Subscribed and sworn to before me this

31st day of May, 19 73

Adam D. Law
Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1975

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that ROBERT W. RUSSELL, Route #4, Nampa, Idaho has on May 11, 1973 submitted Application No. 63-7793 for a permit to appropriate 3.2 cubic feet per second of water from a ground-water source by means of well and pump within the SE1/4 NE1/4 Sec. 23, T. 2 N., R. 3 W., B.M., Canyon County to be used from March 15 to November 15 for the irrigation of 160 acres within the NE1/4, Sec. 23, T. 2 N., R. 3 W., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before June 11, 1973.

R. KEITH HIGGINSON
Director
May 24, 31, 1973

OK
mm
6-4-73

C3 7793

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 63-7793

Notice is hereby given that Bing/Frost Ranch Co.
of 515 S. Flower St., Los Angeles, CA 90071 has applied to the Department of Water
Resources for a change of the source of water and the point of diversion
of the water of a groundwater source

The right sought to be changed is evidenced by License 63-7793

and is recorded as follows:

Amount: 3.20 cfs Priority 5/11/1973

Point(s) of Diversion: SENE Sec 23 T2N R3W Canyon Co.

The water is used for Irrigation purposes from 3/15 to 11/15
upon 160 acres within the NE $\frac{1}{4}$ Sec 23 T2N R3W

TO BE CHANGED AS FOLLOWS

Source of water: Groundwater and Snake River

Amount: 3.20 cfs

Point(s) of Diversion: SESW, SWNE, SENW, SWSE, SESE Sec 22; SENE, NENW Sec 23;
SENE Sec 26; NENW Sec 27 T2N R3W and NWNW Sec 16 T1N R3W

The water will be used for Irrigation purposes from 3/15 to
11/15 upon 160 acres within the NE $\frac{1}{4}$ Sec 23 T2N R3W

Any protest against approval of the proposed change of water right appli-
cation must be filed with the Department of Water Resources, 92 S. Cole Road,
Boise, Idaho 83709 on or before July 19, 1982

A. KENNETH DUNN
Director

Published in the Press - Tribune

on 7/1

and 7/8/1982

MICROFILMED

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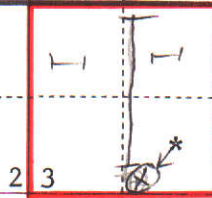


Diagram of System

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7793 Priority May 11, 1973 Amount 3.20 cfs

THIS IS TO CERTIFY, that ROBERT W. RUSSELL
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 63-7793 issued pursuant to Application for Permit dated May 11, 1973,
and has submitted proof to the Department of Water Resources on May 9, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.20 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>Nov. 15</u>	at <u>3.20</u> cfs and	<u>720 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>4.5 af per acre</u>
	from _____ to _____	at _____ cfs and	
	(both dates inclusive)		

Subject, however, to the condition that no more than 3.20 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
720 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 23,
Twp. 2 N, Rge. 3 W, B. M. in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
2 N	3 W	23	40	40	40	40													160

Total number of acres irrigated 160

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

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 25 day of
April, 19 75.

Director

If questions arise, please contact:

Sherl L. Chapman
921 S. Orchard, Suite N
Boise, ID 83705
344-6690Water Right No. 63-7793STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**APPROVED****APPLICATION FOR TRANSFER OF WATER RIGHT****To Change the Point of Diversion and/or the Place of Use**Name of applicant Bing/Frost Ranch Co. Phone 213-488-7338Post office address 515 S. Flower St., Los Angeles, CA 90071**A. DESCRIPTION OF RIGHT AS RECORDED****1. Right evidenced by:**

- a. Decree to _____
(Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)
- b. License No. 63-7793 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant Purchase of
land to which water right is appurtenant.

3. Source of water Ground Water tributary to ----

4. Date of priority May 11, 1973

5. Water is used for the following purposes:

amount 3.20 for Irrigation purposes from 3-15 to 11-15
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)

6. Total amount of water under right: a. 3.20 cubic feet per second
&/or
b. 720 acre feet per annum

7. Location of original point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 23
Township 2N Range 3W, B.M., in Canyon County
Additional points of diversion, if any -----

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
2N	3W	23	40	40	40	40													160

Total number of acres to be irrigated 160

9. Describe any other water rights used for the same purposes as described above 63-7561

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County _____
Additional points _____

3. Place of use:

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

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion
- a. Amount of water to be diverted 3.20 c.f.s. &/or 720 acre feet
- b. Point(s) of diversion SE ¼ SW ¼, Section 22 Township 2N
Range 3W, B.M., Canyon County _____
(1) (3) (5) (6)
Additional points NE¼NW¼ Sec. 27; SE¼NE¼ Sec. 26; SE¼NE¼ Sec. 23; NE¼NW¼ Sec. 23;
(7) (8) (9) (10)
SW¼NE¼ Sec. 22; SE¼NW¼ Sec. 22; SW¼SE¼ Sec. 22; SE¼SE¼ Sec. 22 all in T2N, R3W and
NW¼NW¼ Sec. 16 T1N, R3W.
c. Description of diverting works 8 wells and one pumping station on the Snake River.
- d. Describe the reasons for applying for a change in the point(s) of diversion See Attachment "A"

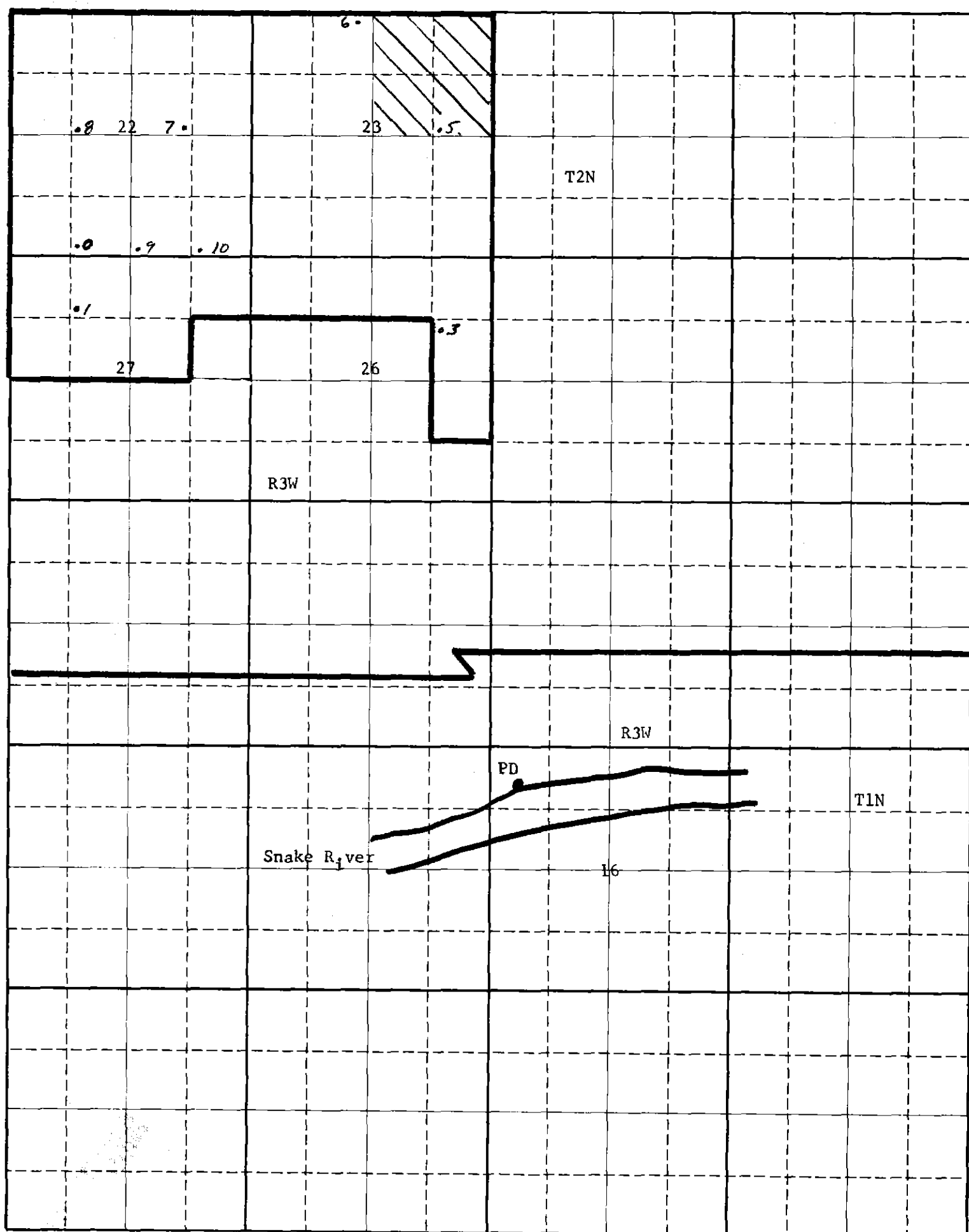
2. Change in place of use NO CHANGE

- a. Describe the lands or place of use to which the right will be transferred:

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

Total number of acres to be irrigated _____

3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

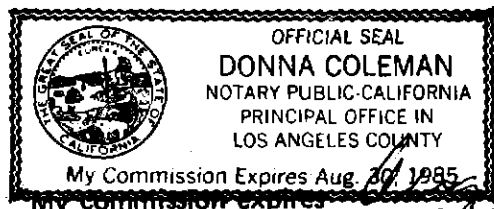
4. Remarks _____

I hereby assert that no one will be injured by such change and the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

BING/FROST RANCH CO. an
Idaho Corporation

BY: [Signature]
(Signature of applicant)
Daniel Frost, President

Subscribed and sworn to before me this 5th day of April, 1982.



[Signature]
(Notary public)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-7793

and said application is hereby APPROVED, subject to the following limitations and conditions:

1. The diversion rate of water and annual volume of water diverted at each and every point of diversion shall not exceed the amount originally licensed at that point of diversion.
2. Each point of diversion shall maintain its original priority date and in times of water shortage, each point of diversion shall be regulated according to the original priority date associated with that point of diversion.
3. No more than 1454.1 acres shall be irrigated during any irrigation season from groundwater and no more than 400 acres shall be irrigated each irrigation season with water diverted directly from the Snake River.
4. Failure to comply with condition #3 will void the approval of Transfers 2730 through 2737.

Witness my hand this 18th day of April, 1983.

[Signature]
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by 6LS Date 4/16/82 Protest filed by _____
Prelim. check by 6LS Fee 50.00
Receipted by 6LS Date 4/16/82 # 22956
Published in Press Tribune Copies of protest forwarded by _____
Pub. dates 4/1 & 2/2/82 Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for approval denial
_____ rec'd. _____ by PBS [Signature]

ATTACHMENT A

Applicant wishes to apply for transfer of water right with regard to all points of diversions applicable to this property. In the past the farm was developed in stages with wells being drilled or water being provided the land as the need developed. A portion of the property is irrigated with surface water from the Snake River and the balance irrigated from wells developed on the farm. With modernization of irrigation equipment, applicant irrigates the entire property through a single unitized irrigation system. Mainlines and lateral lines traverse the entire property and water from all of the sources of supply are comingled within the irrigation system. Since water from all sources is used to irrigate various portions of the farm property, applicant wishes to use this method of water distribution within compliance of Idaho State law. It is realized that commonly ground and surface waters are separated insofar as water right transfers are considered but because of the unique nature of the irrigation system and the comingling of all water supplies merging of the points of diversion in this manner is felt to be appropriate and necessary.

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO)

) ss.
County of Canyon)

Connie Cutberth

of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily, (except Saturday) newspaper published in the City of Nampa and Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Two times

in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

July 1, 8, 1982

RECEIVED

JUL 9 1982

Department of Water Resources
Western Regional Office

Connie Cutberth

Subscribed and sworn to before me this 8th
day of July

19 82

Janet Lusk
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1985

Identification No. _____

Application No. 63-7793

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

PERMIT ISSUED FOR 3.20 SEC. FL.
LICENSE FEE 10.

1. Name of applicant ROBERT W. RUSSELL
post office address Rt. #4, Nampa, Idaho
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 23 Township 2 N.
Range 3 W. B.M. Canyon County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 3.2 for Irrigation purpose from March 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (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. 3.2 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Drilled well, electric pump

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 16 inches; proposed depth of well is 600 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 \$ 30,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(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.	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 N.	3 W.	23	40	40	40	40													160

Total number of acres to be irrigated 160

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

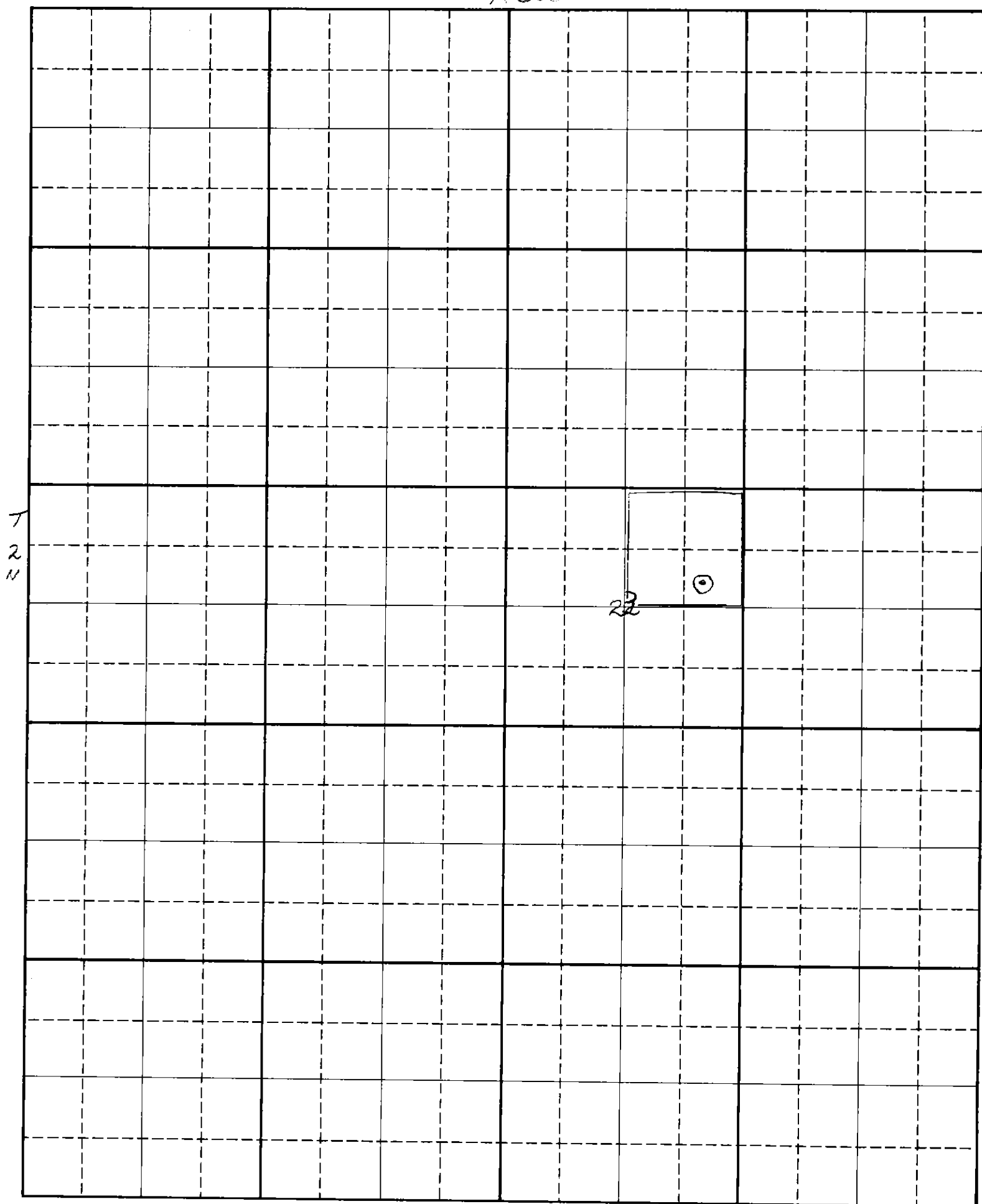
b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Land is presently under purchase contract from Walter Russell.

10. Remarks _____

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

R3W



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.

Robert W. Russell
(Applicant)

63 7733

Received by ECB Date 11 May 73 Time 11:30 AM
Preliminary check by ECB Fee \$ 55.00
Received by ef Date 5-11-73 Permit # 10491
Publication prepared by MP Date 5-16-73
Published in Idaho Free Press, Nampa
Publication dates May 24 & 31, 1973
Publication approved MP Date 6-4-73
Priority ~~recommended~~ 5-11-73 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by in DE

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

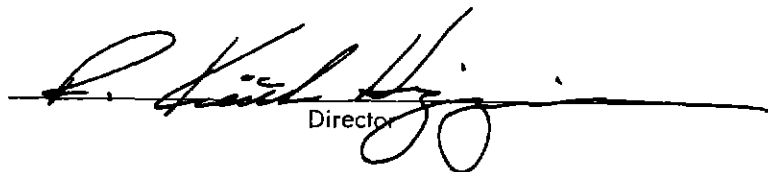
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-7793, and said application is hereby APPROVED.

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 June 1, 1978.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 20th day of June 1973.


Director

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,)
County of Canyon.) ss.

Verla Harker
of Nampa, Canyon County, Idaho, being first duly sworn,
deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principle Clerk of the Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Two Times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

May 24, 31, 1973

Subscribed and sworn to before me this

31st day of May, 19 73

Adam D. Laro
Notary Public, Residing at Nampa, Idaho

C3 7793

Notice is hereby given that ROBERT W. RUSSELL, Route #4, Nampa, Idaho has on May 11, 1973 submitted Application No. 63-7793 for a permit to appropriate 3.2 cubic feet per second of water from a ground-water source by means of well and pump within the SE1/4 NE1/4 Sec. 23, T. 2 N., R. 3 W., E.M., Canyon County to be used from March 15 to November 15 for the irrigation of 160 acres within the NE1/4, Sec. 23, T. 2 N., R. 3 W., E.M. If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before June 11, 1973.

R. KEITH HIGGINSON

OK
MD
6-4-73

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>JEB</u>	<u>14 May 73</u>	Application No. <u>627793</u> Name <u>James</u>
(2)	<u>JEB</u>	<u>14 May 73</u>	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/W ☒ Place of Use ☒ Map ☒ Fee
(3)	<u>JEB</u>	<u>14 May 73</u>	Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>JEB</u>	<u>14 May 73</u>	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	<u>JEB</u>	<u>14 May 73</u>	In form for advertising <u>yes</u>
(6)	<u>MP</u>	<u>6-4-73</u>	Affidavit of Publication received <u>OK</u>
(7)	<u>R.W.H.</u>	<u>6-13-73</u>	Final date for protests <u>6-11-73</u> Protests received: yes _____ no <u>✓</u>
(8)		<u>NA</u>	Date and Place of hearing _____ Decision reached at hearing _____
(9)	<u>R.W.H.</u>	<u>6-13-73</u>	Located within Water District No. <u>63</u>
(10)	<u>R.W.H.</u>	<u>6-13-73</u>	Critical groundwater area: yes _____ no <u>✓</u>
(11)	<u>R.W.H.</u>	<u>6-13-73</u>	Groundwater levels: ☒ Decline (comment) <u>Well in 22 4' decline 1971</u> ☐ Stable (comment) _____ ☐ Increasing (comment) _____
(12)			Comments: _____
(13)	<u>R.W.H.</u>	<u>6-13-73</u>	Action recommended: ☒ Approve Priority <u>5-11-73</u> ☐ Deny Reason for Reduction _____ <u>R.W.H. 6-13-73</u> See attached sheet for conditions of approval <u>measuring</u> <u>R.W.H. 6-13-73</u> No conditions for approval <u>down to</u>
(14)	<u>R.W.H.</u>	<u>6-13-73</u>	District <u>Western</u> By <u>Robert W. Hamilton</u> Date <u>6-13-73</u> Title <u>Superintendent of Water Dist.</u>

63 7793

MEMORANDUM

TO: Files 63-2754/2975/3104/3490/3492/7561/7793

FROM: Sharla

DATE: November 30, 1992

RE: Transcript of Hearing

See file 02-0068 for a copy of the transcript of hearing conducted on the transfers filed in connection with these rights.



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

April 21, 1983

RE: Water Right Nos. 02-0068, 63-2754, 63-2975, 63-3104, 63-3490, 63-3492,
63-7561 and 63-7793

Bing/Frost Ranch Co.
515 S. Flower St.
Los Angeles, CA 90071

Gentlemen:

Enclosed are copies of your approved applications for transfer of the above referenced water rights (Transfers Nos. 2730 through 2737). Be sure to note the conditions of approval as listed on the fourth pages of the approved transfers.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:kw
Enclosures



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: 6LS

1. Right number 63-7793 Applicant Bing/Frost Ranch Co.
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Other additional source (Snake River)
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☒ Check for expansion in use of right. Comments None
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) ~~63-7793~~ 63-7561
 - j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on N/A Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No trans. filed 7/18/82
50/22956
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* See Attached
Maximum Rate of Diversion under this it shall not exceed
256 cfs.

4. By PBS Date 7/22/82

Jim 2-11-83 - use above condition as well as
on attached sheet.
* All uses within Watermaster Districts require special conditions.

RECEIVED
SEP 16 1982



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

August 16, 1982

John H. Brandt, President
West End Project
203 11th Ave. South
Nampa, ID 83651

Re: Applications for Transfer No. 63-2754, 63-2975, 63-63-3104, 63-3490, 63-3492
63-7561, 63-7793 & 02-0068

Dear Mr. Brandt:

I am in receipt of your letter dated August 4, 1982 regarding the above numbered applications for transfer. I am aware that you did call this office prior to the dead line for submitting protests against their approval. At that time, however, I believe you were advised that this Department can accept only written protests and that those written protests must be submitted within the time limit specified by statute. Even though your earlier letter was dated July 7, 1982, which was well within the time limit for submitting protests, it was not postmarked until July 22, 1982 and was not received by our office until July 23, 1982. As I indicated in my previous letter to you the final date for submitting protests against the approval of these transfers was July 19, 1982.

You should also be aware that the granting of a transfer by this Department does not change the provisions of any legally binding contract between the West End Project and its water users. If your contract with the water users places specific conditions upon the water they receive from the project, the granting of a transfer by this agency would not serve to negate that contract.

If I can provide you with any additional information or if you have further questions regarding these applications for transfer, please feel free to contact this office.

Yours truly,

DAVID B. SHAW
Western Regional Supervisor

DBS:jp

cc: Sherl Chapman
Bing/Frost Ranch Co.

August 4, 1982

Mr. David B. Shaw
Western Regional Supervisor
Dept. of Water Resources
Statehouse
Boise, Idaho 83720

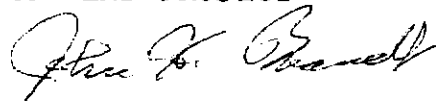
Dear Mr. Shaw:

This is to acknowledge receipt of your letter of August 3, in which you indicate a protest against the use of West End Project water on other lands than those to which the water had been allocated was received after the deadline set. That is true so far as the letter was concerned, but the protest was entered many days before the deadline by telephone.

We control this West End water according to our recorded contract. It is appurtenant to certain lands only and we will not permit its use on other lands.

Very truly yours,

WEST END PROJECT



John H. Brandt, President

JHB/ama

RECEIVED
AUG 9 1982

Department of Water Resources
Western Regional Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

August 3, 1982

Mr. John H. Brandt
West End Project
203 11th Ave. South
Nampa, ID 83651

Re: Applications for Transfer Numbers 63-2754, 63-2975, 63-3104, 63-3490
63-3492, 63-7561, 63-7793 & 02-0068

Dear Mr. Brandt:

The Department is in receipt of your letter dated July 7, 1982, concerning the above numbered applications for transfer. Your letter, however, was not received by the Department until July 23, 1982. The final date for submitting protests against the above numbered applications for transfer was July 19, 1982, as specified in Section 42-222 of the Idaho Code.

Since your letter was not received within the time limits specified by the statute, the Department cannot consider your letter as a protest against the above referenced transfers.

I am forwarding a copy of your letter along with a copy of this letter to the applicants for their information. If you have any questions, please feel free to contact this office.

Yours truly,

DAVID B. SHAW

Western Regional Supervisor

DBS:jp

cc: Sherl L. Chapman
Bing/Frost Ranch Company

RECEIVED
AUG 10 1982
DEPARTMENT OF WATER RESOURCES
BOISE, IDAHO

July 7, 1982

Dept. of Water Resources
92 South Cole Road
Boise, Idaho 83709

Gentlemen:

The West End Project hereby enters an official protest against the request of Bing/Frost Ranch Company of 515 South Flower Street, Los Angeles, California 90071, for a change of a source of water and a point of diversion of the water as set forth in published notices No. 63-7793, No. 63-3490, No. 63-2754, No. 63-2975, No. 02-0068, No. 63-7561, No. 63-3492, and No. 63-3104 appearing in the Press-Tribune newspaper dated July 1, 1982.

It has been explained to us in a telephone conversation with the Department of Water Resources representative that the purpose of the published request was to co-mingle all waters from wells and Snake River used on this farm. We have no objection to the co-mingling of well water, which could be used on any portion of the farm as far as we are concerned. But the water from the Snake River delivered by the West End Project is appurtenant to certain lands and the point of diversion and lands upon which the water may be used cannot be changed. This was provided by the contractual agreement entered into the 16th day of May, 1963, and recorded in Canyon County, Idaho.

Quoting from said contract: "Each of the parties shall hold and own as appurtenant to the lands owned and to be irrigated by such party the undivided interest above set forth, which shall be freely divisible and transferable as appurtenant to lands divided and transferred." There are 408 acres of the Bing/Frost lands served by West End Project.

We do not intend to permit the use of West End Project water on any other lands than those within the Project.

Very truly yours,

WEST END PROJECT



John H. Brandt

RECEIVED

JUL 23 1982

Idaho Department of Water Resources
Boise Regional Office

MICROFILMED
JHE/and

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 63-7793

Notice is hereby given that Bing/Frost Ranch Co.
of 515 S. Flower St., Los Angeles, CA 90071 has applied to the Department of Water
Resources for a change of the source of water and the point of diversion
of the water of a groundwater source

The right sought to be changed is evidenced by License 63-7793

and is recorded as follows:

Amount: 3.20 cfs Priority 5/11/1973

Point(s) of Diversion: SENE Sec 23 T2N R3W Canyon Co.

The water is used for Irrigation purposes from 3/15 to 11/15
upon 160 acres within the NE $\frac{1}{4}$ Sec 23 T2N R3W

TO BE CHANGED AS FOLLOWS

Source of water: Groundwater and Snake River

Amount: 3.20 cfs

Point(s) of Diversion: SESW, SWNE, SENW, SWSE, SESE Sec 22; SENE, NENW Sec 23;
SENE Sec 26; NENW Sec 27 T2N R3W and MNW Sec 16 T1N R3W

The water will be used for Irrigation purposes from 3/15 to
11/15 upon 160 acres within the NE $\frac{1}{4}$ Sec 23 T2N R3W

Any protest against approval of the proposed change of water right applica-
tion must be filed with the Department of Water Resources, 99 S. Main Road,
Boise, Idaho 83725 on or before July 19, 1982

A. FRANKLIN BOHN

Director

Published in the Press - Tribune

7/1

and

7/8/1982

MICROFILMED

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 63-7793

Notice is hereby given that Bing/Frost Ranch Co.
of 515 S. Flower St., Los Angeles, CA 90071 has applied to the Department of Water
Resources for a change of the source of water and point of diversion
of the water of a groundwater source

The right sought to be changed is evidenced by License 63-7793

and is recorded as follows:

Amount: 3.20 cfs Priority 5/11/1973

Point(s) of Diversion: SENE Sec 23 T2N R3W Canyon Co.

The water is used for Irrigation purposes From 3/15 to 11/15

upon 160 acres within the NE 1/4 Sec 23
T2N R3W

Source of water: Groundwater and Snake River TO BE CHANGED AS FOLLOWS

Amount: 3.20 cfs

Point(s) of Diversion SESW, SWNE, SENW, SWSE, SESE Sec 22; SENE, NENW Sec. 23; SENE Sec 26; NENW Sec 27 T2N R3W and NWNW Sec 16 T1N R3W

The water will be used for Irrigation purposes From 3/15 to 11/15

upon 160 acres within the NE 1/4 Sec 23 T2N
R3W

Any protest against approval of the proposed change of water right appli-
cation must be filed with the Department of Water Resources, 92 S. Cole Road,
Boise, Idaho 83709 on or before _____

A. KENNETH DUNN

Director

Published in the _____

on _____

and _____

3/79

IDENT. NO. 63-7793

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

[illegible]



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

April 25, 1975

Re: Permit No. 63-7793

Mr. Robert W. Russell
Route 4
Nampa, Idaho 83651

Dear Mr. Russell:

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

RECEIVED
MAY 1 1975
STATE HOUSE BOISE, IDAHO

March 27, 1973

Mr. Robert W. Russell
Route # 4
Nampa, Idaho 83651

Dear Mr. Russell:

A representative of this Department has made an examination of the works covered by your Permit No. 63-7793 and has found the following:

Quantity of water diverted: 2.20 cfs Source: ground water

Amount of water that can be recognized as beneficially used under Idaho law: 2.20 cfs

The maximum quantity diverted shall not exceed 720 acre feet per year.

Point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, Twp. 2 N, Rge. 3 W, B. M.

Beneficial use: Irrigation of 160 acres within the NE $\frac{1}{4}$, Sec. 23, Twp. 2 N, Rge. 3 W, B. M.

Priority date established: May 11, 1973

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

MICROFILMED

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Robert W. Russell
Post office address Route #4, Nampa, ID 83651 Phone _____
Person to contact _____ Phone _____

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

3. Water will be used for the following purposes:

Amount 3.2 c.f.s. for irrigation
 AF/Annum (nature of use)

Period of Use: from Mar. 15 to Nov. 15
(mo.-day) inclusive (mo.-day)

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

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

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

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

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 3.2 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 2N N/S, Range 3W E/W, B.M., Section 23, Subdivision SE 1/4 NE 1/4, Canyon
County

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

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions: _____

Description of diverting works: 14" pump w/400 hp motor, 16" casing, conveying water directly into a mainline for sprinkler irrigation. Well is around 600' deep.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

160

T
2
N

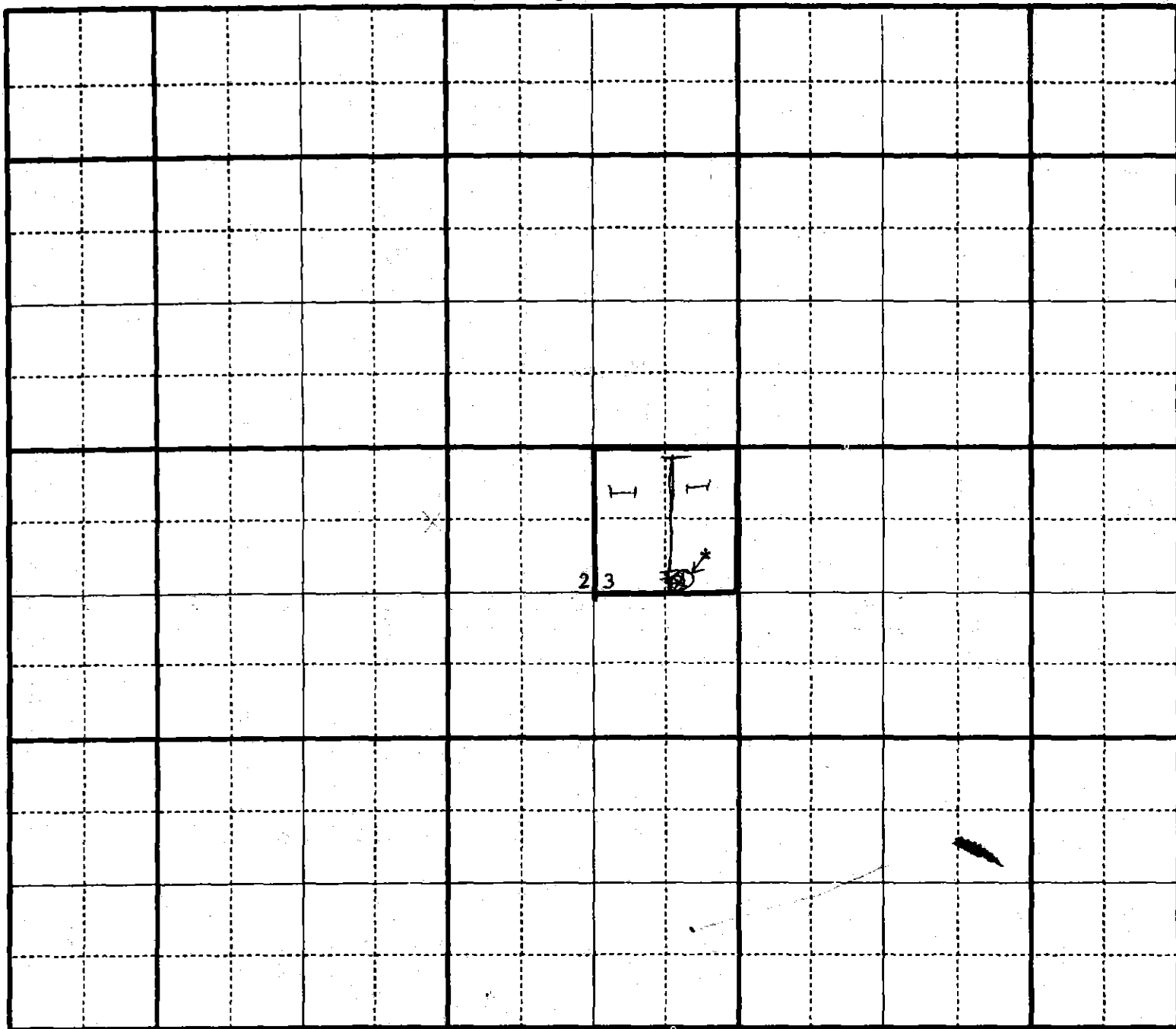


Diagram of System

DATE OF EXAM 6/26/79

ACREAGE
Found 160
Recommended 160

Irrigation Requirement 4.5 Ac Ft/Ac

USE
Irrigation Q = 3.2 c.f.s. V = 720 AF/Ann. from 3/15 to 11/15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

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 3.2 cfs Method of measurement incline flow meter

Total Q recommended 3.2 cfs Meter No. 743634 Type Rate Flow Condition new

Total V recommended 720 AF/Ann.

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None none

MEASUREMENT CALCULATION:

$Q = 1950 \text{ GPM} = 3.2 \text{ cfs}$
 $V = 160 \times 4.5 = 720$

SYSTEM DESCRIPTION:

600' well w/ 16" casing w/ Layne & Bowler pump w/ 400 HP GE motor, Ser # J11919013 w/ 10" main line & 10 Lateral sprinkler lines. 105 PSI at pump.

REMARKS:

Examiner's Signature M. Clayson Date 6/26/79

Checked by _____ Date _____

Approved by _____ Date _____

May 17, 1974

Re: Permit No.'s 63-7793 & 63-7825

Robert W. Russell
Route #4
Nampa, ID 83651

Dear Mr. Russell:

We acknowledge receipt of the affidavits submitted as proof of beneficial use for the above referenced permits.

Before licenses can be issued, field examinations 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 examinations so that you may show him the systems.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

63 7793

Identification No. _____
Permit No. 63-7793

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
MAY 9

Department of Water Administration

1. a) Name of Permit Holder Robert W. Russell
b) Post Office Address Route #4 Nampa, Idaho 83651
2. Permit Number 63-7793
3. Date of Priority that you are prepared to establish MAY 10, 1974
4. a) Source from which water was appropriated Groundwater
b) Location of the point of diversion: SE 1/4 NE 1/4, Section 23
Township 2 N., Range 3 W. Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount 3.2 for Irrigation purposes from March 15 to Nov. 15 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 3.2 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: The well was tested and rated by
Layne Pump Co. out of Nampa.
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) It is a 14" pump with a 400hp. motor in a 16" casing, conveying the water directly into a mainline for sprinkler irrigation. The well is around 600ft. deep.
b) Describe the type and size of measuring device which you have installed at your point of diversion: A 10 inch propeller meter.
c) Give well drillers name and address and date the well was completed Pete Cape
Box 561 Meridian, Idaho 83642
Completed in September, 1973.

Exam typed 5/20/74

63 7793

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

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

TWP.	RANGE	SEC.	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	
2N.	3W.	23	40	40	40	40													160

Total number of acres irrigated 160

10. Remarks: _____

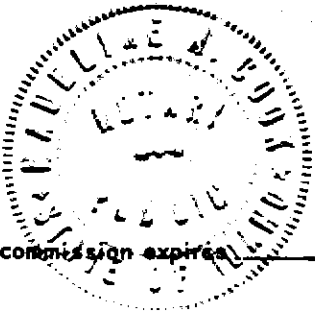
The above information is a true statement of the extent to which the above numbered permit has been developed.

May 4, 1974
(Date)

Robert W. Russell
(Signature)

State of IDAHO)
County of Canyon) ss.

On this 6th day of May, 19 74, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.



Madeline M. Cook

Notary Public residing at Caldwell, Idaho

My Commission expires: September 24, 1977

My commission expires _____

June 23, 1973

Re: Permit No. 63-7793

Robert W. Russell
Route #4
Nampa, Idaho 83651

Dear Mr. Russell:

Enclosed is a copy of your approved Application for Permit No. 63-7793. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to 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. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:jc

Enclosures

63 7793

The Idaho Free Press

Published Daily Except Sunday

P. O. BOX 88, NAMPA, IDAHO 83651

AREA CODE 208
466-7891

MAY 22 1973

5-25-73
O.K.

na

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that ROBERT W. RUSSELL, Route #4, Nampa, Idaho has on May 11, 1973 submitted Application No. 63-7793 for a permit to appropriate 3.2 cubic feet per second of water from a ground-water source by means of well and pump within the SE1/4 NE1/4 Sec. 23, T. 2 N., R. 3 W., B.M., Canyon County to be used from March 15 to November 15 for the irrigation of 160 acres within the NE1/4, Sec. 23, T. 2 N., R. 3 W., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before June 11, 1973.

R. KEITH HIGGINSON
Director
May 24, 31, 1973

Above is proof of your copy as it will appear in the News-Tribune or Idaho Free Press beginning 7/1. If there are any corrections please notify as soon as possible.

Adam J. Kalb
Publisher

Verla Harker
Legal Clerk

63 7793

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215
Western District Office



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

May 18, 1973

RE: APPLICATION FOR PERMIT NO. 63-7793 Robert W. Russell

The Idaho Free Press
P. O. Box 88
Nampa, Idaho 83651

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. 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)

Sincerely,

Bill Submitted 6-4-73

Mary Brusley

63 7793

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that ROBERT W. RUSSELL, Route #4, Nampa, Idaho

has on May 11, 1973 submitted Application No. 63-7793
for a permit to appropriate 3.2 cubic feet per second ~~XXXXXX~~
~~XXXXXX~~ of water from a groundwater source
by means of well and pump
within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, T. 2 N., R. 3 W., B.M., Canyon County

to be used from March 15 to November 15
for the irrigation of 160 acres
within the NE $\frac{1}{4}$, Sec. 23, T. 2 N., R. 3 W., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before June 11, 1973.

R. KEITH HIGGINSON

Director

Published in the Idaho Free Press, Nampa, Idaho
on May 24, 1973 and May 31, 1973