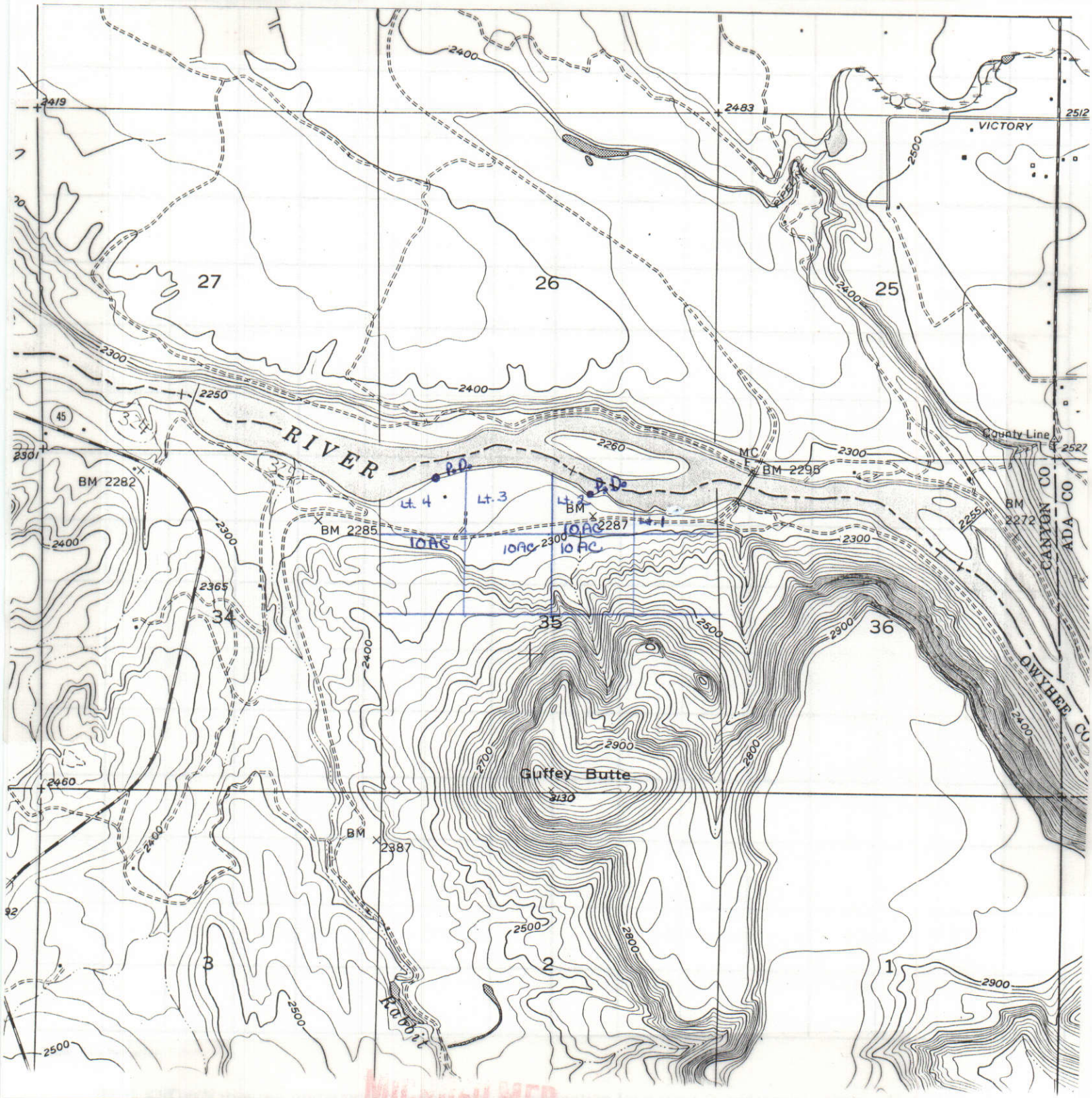
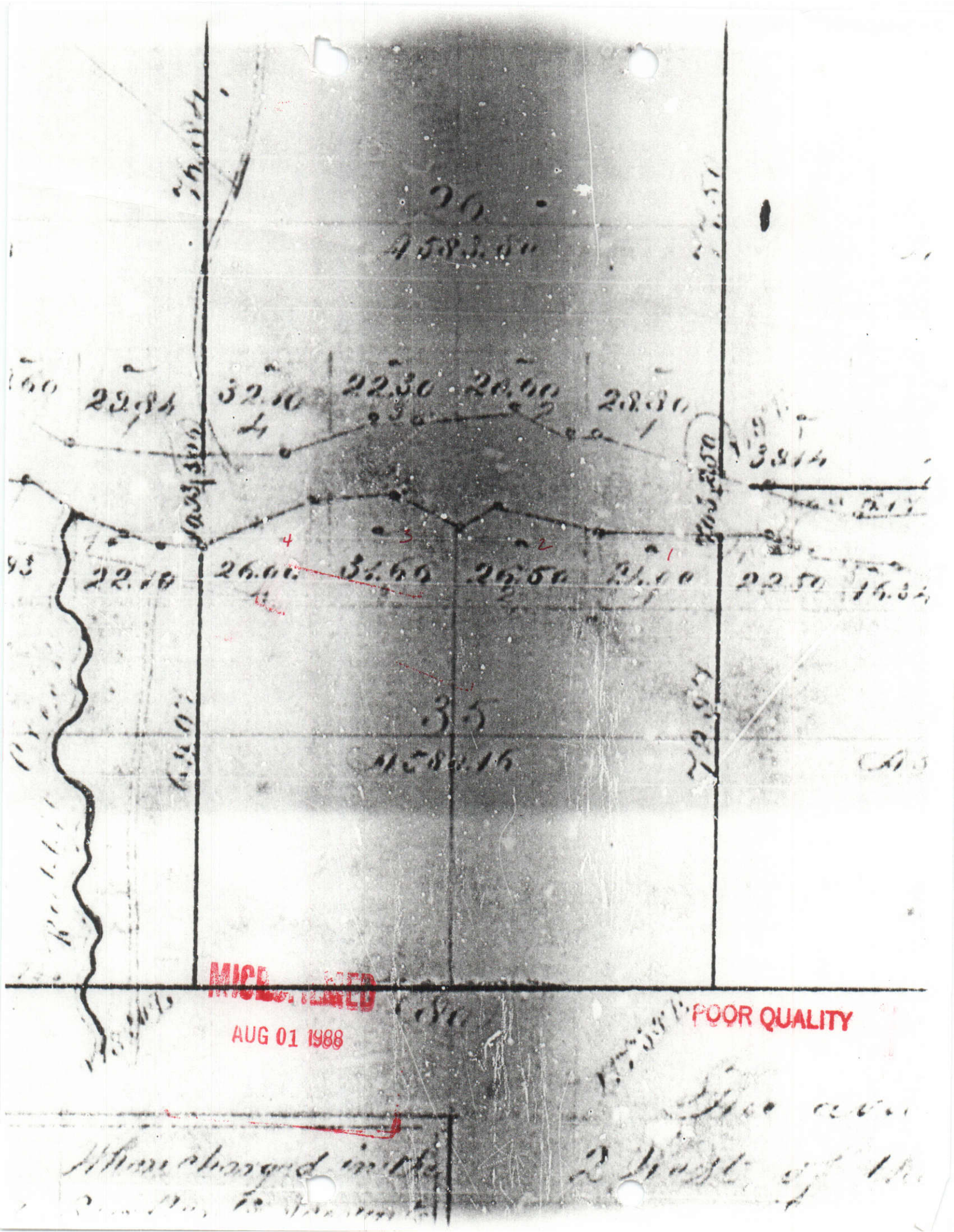
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



the State of Idaho as herein set forth.

AUG 01 1988

Ida A. Smith
(Applicant)


36
4583.00
23.84
32.10
22.30
20.00
28.30
22.10
26.00
34.50
26.50
24.10
22.50
35
4584.16
MISCELLANEOUS
AUG 01 1988
POOR QUALITY

SUPERSEDES 132-43, 43C
DEC. 75

Lorry Graves Water Resource Dept
33.4-2190

APRIL 1985

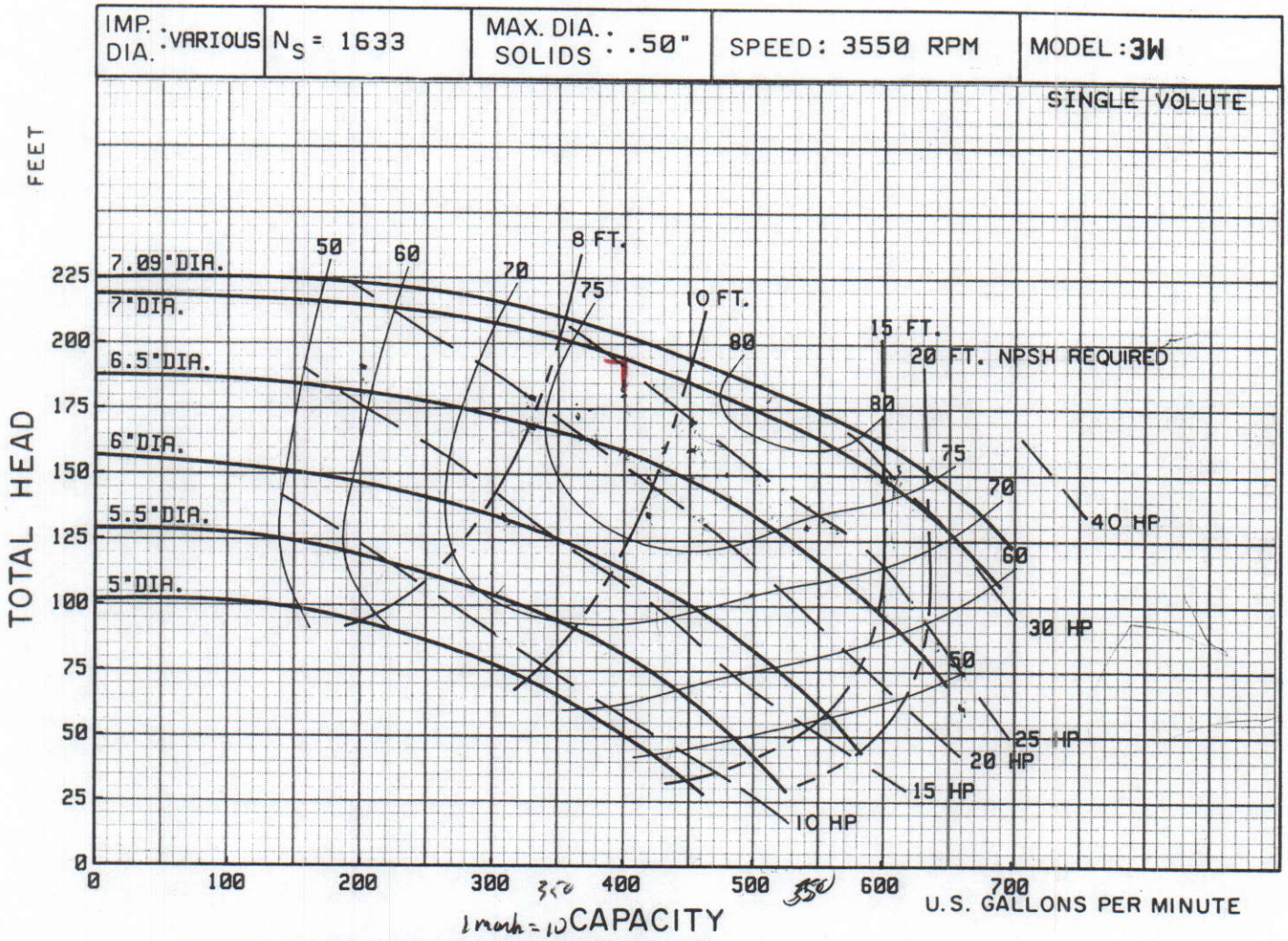
132-34

MODEL 3W PUMP

SPEED - 3600 RPM

CLOSED IMPELLER

60 HERTZ



HP	MAXIMUM IMPELLER DIAMETER	
	FOR FULL MOTOR LOAD	FOR FULL MOTOR LOAD + 15% S.F.
40	A(7.09")	
30	B(6.94")	B+(7.09")
25	C(6.62")	C+(6.81")
20	D(6.25")	D+(6.5")
15	E(5.81")	E+(6.19")
10	F(5.06")	F+(5.62")

FT. x (.305) = METERS

GPM x (.227) = CUBIC METERS PER HOUR

400 @ 195' TDH
9pm
.89cfs

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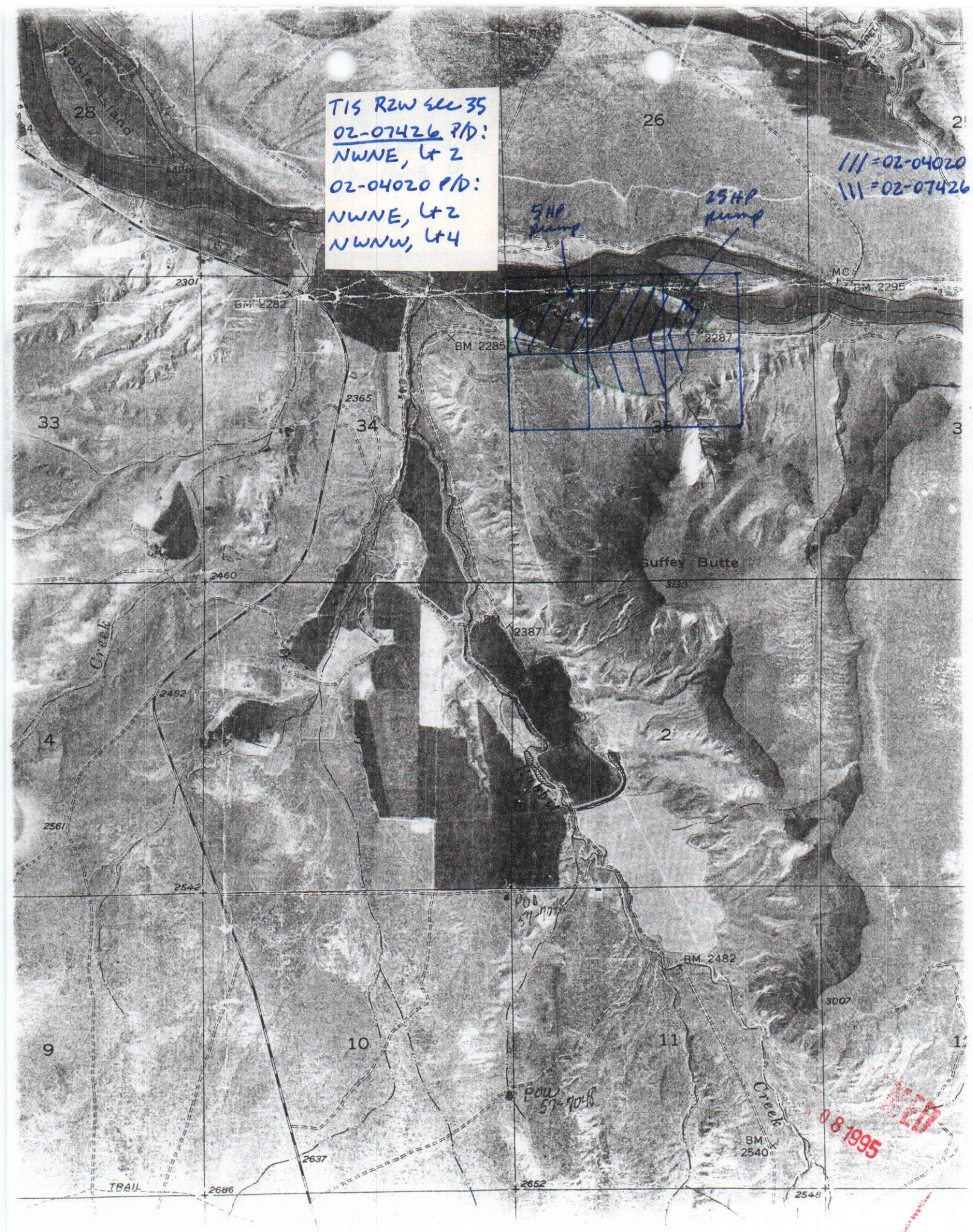
Performances shown are for close-coupled electric configuration with packing.
Other mounting styles may require horsepower and/or performance adjustments.


T1S R2W Sec 35
02-07426 P/D:
NWNE, Lt 2
02-04020 P/D:
NWNE, Lt 2
NWNW, Lt 4
III = 02-04020
III = 02-07426
5 HP pump
25 HP pump
Noble Island
28
26
33
34
35
3
4
2
9
10
11
12
BM 2282
BM 2285
BM 2295
2287
2301
2365
2460
Guffey Butte
3130
BM 2387
2492
2561
2542
POD 57-1077
BM 2482
3007
POW 57-1078
BM 2540
2637
2686
2652
2548
TRAIL
Creek
MC
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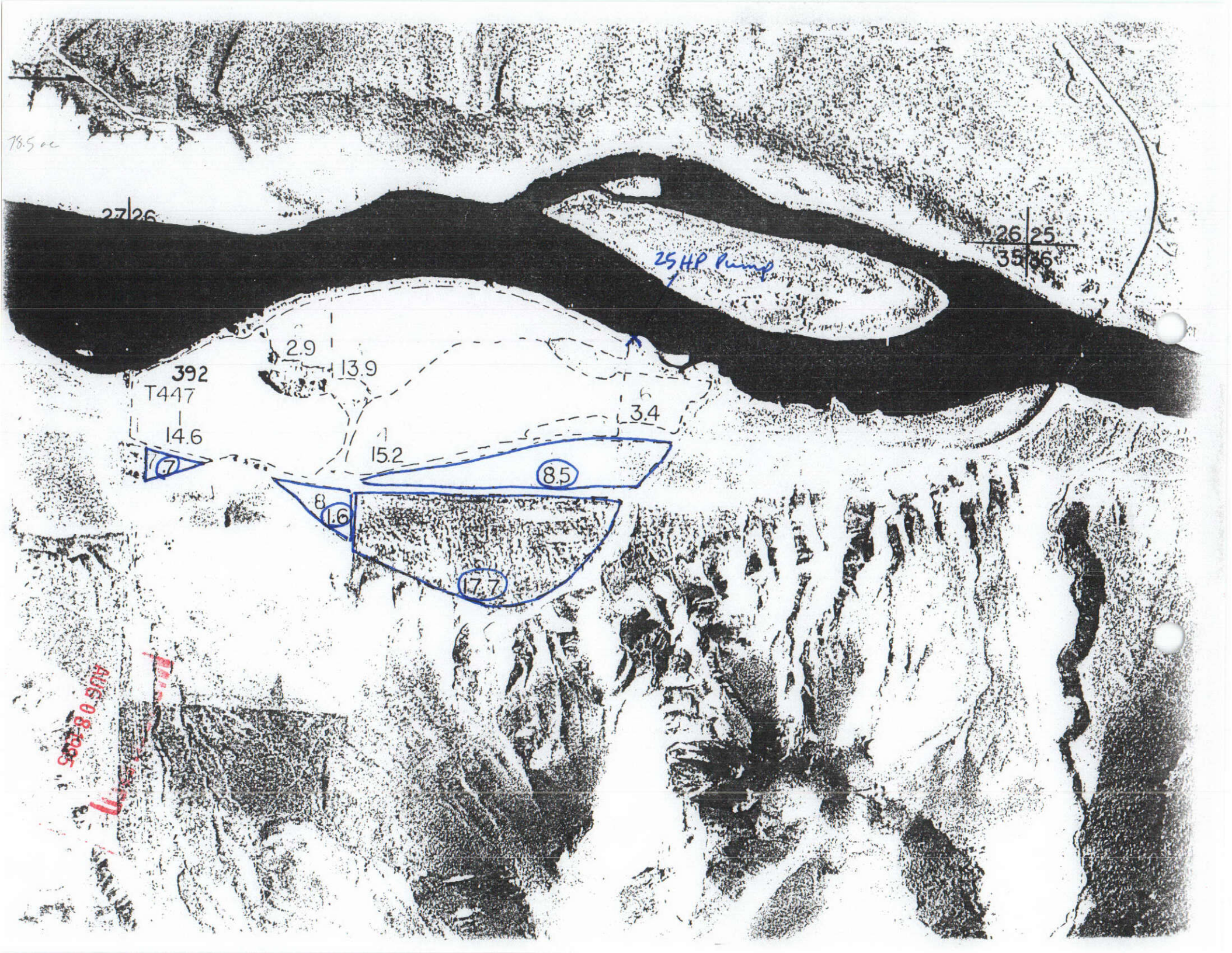
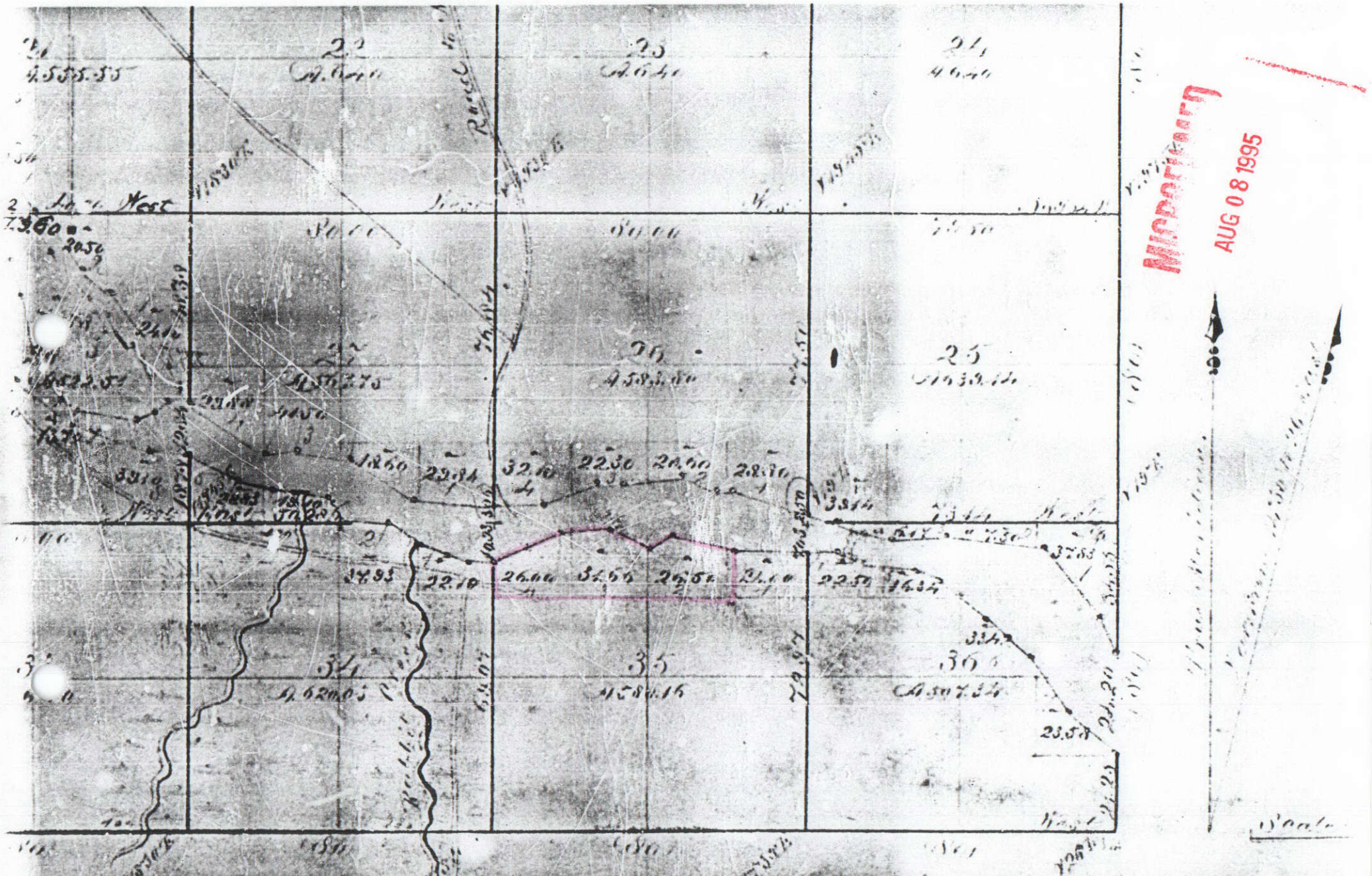
08 1995


78.5 ac
27 26
26 25
35 36
25 HP Pump
2.9
13.9
392
T447
14.6
3.4
15.2
8.5
8
1.6
17.7
.7



NATIONAL
AUG 08 1995

Commenced	When completed	When charged with Surveyor's Compensation
25th 1868	August 26th 1868	October 2nd 1868

The above Map of Township
2 West of the State Meridian, is
literally conformable to the field notes
of the Original Survey thereof

25HP Cornell Pump
7" intake
400 GPM = .89 cfs

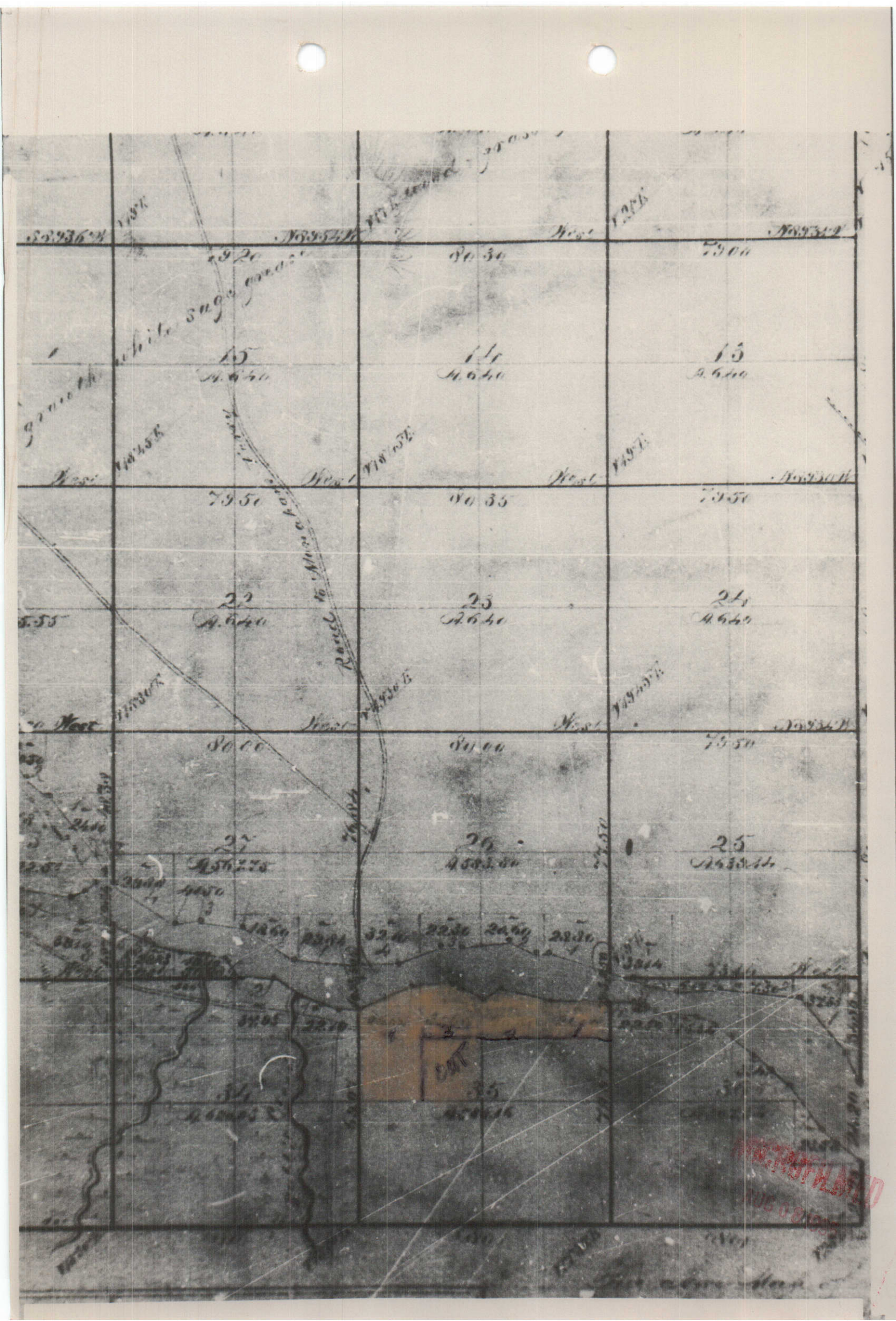
AUG 08 1995

1

P/u

1

AUG 0 8 1995



The Owyhee Avalanche.

P.O. BOX 97 HOMEDALE, ID 83628 (208) 337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
)ss.
COUNTY OF OWYHEE)

I, Joe E Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now am over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of **The Owyhee Avalanche**, a newspaper of general circulation printed and published weekly, Wednesday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho.

3. That the said **The Owyhee Avalanche**, a continuation of the Owyhee Chronicle and the Owyhee Nugget, has been printed and published continuously and uninterruptedly in said County during a period of seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not in a supplement thereto, in said newpaper, in two (2) (consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

March 16, 1988

March 23, 1988

(Signed) Joe E Aman

Subscribed and sworn to before me this 23rd day of March A.D., 19 88

Alleen Aman Patrick

Notary Public in and for the State of Idaho,

residing at Homedale, Idaho.

My commission expires 10/1/90

NOTICE OF APPLICATION FOR WATER RIGHT

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

02-7426 ✓ AP

SMITH, PHILLIP &/or IDA ANNA
HC 39, MELBA, ID. 83641
Source: SNAKE RIVER trib. to COLUMBIA RIVER
Diversion Pt: LOT 02 (NWNE) LOT 04 (NWNW) Sec 35 T 01S R 02W
Use: IRRIGATION(0.8 CFS)
Date Filed: 02/25/1988
In: LOT 02 (NWNE) SWNE SWNW SENW Sec 35 T 01S R 02W FOR 4 ACRES

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 on or before April 4, 1988.

R. KEITH HIGGINSON, Dir.

3-16&23 2tc

RECEIVED
APR 8 1988
Department of Water Resources
Western Regional Office

MICROFILMED
AUG 01 1988

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
~~Original Application~~	~~02-07426~~	~~Phillip Smith~~ ~~Ida Anna Smith~~	~~0.80~~
Full Assignment	02-07426	Ida Anna Smith	0.60

MICROFILMED
AUG 08 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 02-07426

Priority: February 25, 1988 Maximum Diversion Rate: 0.60 CFS
Maximum Diversion Volume: 135.0 AF

This is to certify, that IDA ANNA SMITH
HC 79 BOX 39
MELBA ID 83641 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 25, 1988; and has submitted Proof of Beneficial Use on May 9, 1990. An examination indicates that the works have a diversion capacity of 0.890 cfs of water from:

SNAKE RIVER tributary to COLUMBIA RIVER

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

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
IRRIGATION	03/15 to 11/15	0.60 CFS	135.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 2(NWNE), Sec. 35, Township 01S, Range 02W
OWYHEE County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
01S	02W	35	Lot 2(NWNE)	4	SWNE	3	Lot 3(NENW)	5	
			Lot 4(NWNW)	1	SWNW	2	SENW	15	30

Total number of acres irrigated: 30

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
6. Water shall not be diverted under this right unless the flow of the Snake River exceeds established downstream minimum stream flows.

RECEIVED
AUG 08 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 02-07426

CONDITIONS/REMARKS:

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 19TH day of July, 1995.

Acting for KARL J. DREHER, Director

95

State of Idaho
Department of Water Resources

RECEIVED
JUL 13 1995
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 02-07426

Date of Priority: February 25, 1988

Maximum Diversion Rate: 0.60 CFS
Maximum Diversion Volume: 135.0 AF

Comes now IDA ANNA SMITH
HC 79 BOX 39
MELBA ID 83641 and represents to the Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 02-07426, and requests that the permit be changed as follows:

Source: **SNAKE RIVER** tributary to **COLUMBIA RIVER**

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
IRRIGATION	03/15 to 11/15	0.60 CFS	135.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 2(NWNE), Sec. 35, Township 01S, Range 02W
OWYHEE County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC			ACRES			ACRES			ACRES	TOTAL
01S	02W	35	Lot	2(NWNE)	4	SWNE	3	Lot	3(NENW)	5		
			Lot	4(NWNW)	1	SWNW	2		SENW	15		30

Total number of acres irrigated: 30

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

Signed at MELBA, this 10 day of July, 1995.

RECEIVED
AUG 08 1995

Ida Anna Smith
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 02-07426

****

FOR DEPARTMENT USE ONLY

Preliminary check by ____ Fee = 50.00 Receipted by JW # C033183 Date 7-13-95

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 02-07426 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
6. Water shall not be diverted under this right unless the flow of the Snake River exceeds established downstream minimum stream flows.

Witness my hand this 19TH day of July, 1995.

Acting for KARL J. DREHER, Director

AUG 08 1995

C6/93

Pd $25 -
6-2-95
#W0 19278
By: VR

State of Idaho
DEPARTMENT OF WATER RESOURCES

RECEIVED
JUN 0 2 1995
WATER RESOURCES
WESTERN REGION

ASSIGNMENT OF PERMIT

To change the ownership of a permit

I, PHILLIP &/OR IDA ANNA SMITH, hereby assign to IDA ANNA SMITH
(Permit Holder)
of BOX 39 MELBA ID 83641
HC 79
(Full Address)

All my right, title, and interest in and to Permit No. 02-07426 to appropriate the public waters of the State of Idaho.

RECEIVED
JUN 0 6 1995
Department of Water Resources

OR (for partial assignments)

The following described portion of my right, title, and interest in and to Permit No. _____ to appropriate the public waters of the State of Idaho.

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision, point of diversion location, and the amount of water in cubic feet per second.

_____

_____

_____

_____

_____

Made this 6 day of June, 1995.

Ida Anna Smith
Permit Holder(s)

State of Idaho)
ss
County of Ada)

On this 1st day of June, 1995, personally appeared before me the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.

LORI GRAVES NOTARY SEAL STATE OF

Lori Graves
Notary Public

_____
Signature

My commission expires: 6/18/98

AUG 0 8 1995

database updated 6/19/95 cj.

Form 217
08/89

RECEIVED
MAY 09 1990
Department of Water Resources

$100.00

For Office Use Only
Amt. of Fee ~~$1 75.00~~
Date 5-9-90
Receipt No. 0116751
Received by Julie

Refund $75.00

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

Permit No. A02-04020 / A02-07426 Telephone No. 495-2620

Name(s) of Permit Holder(s): IDA A SMITH

Post Office Address: HC 79-BOX 39 MELBA ID 83641

Source of Water: SNAKE RIVER

If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:

Domestic _____ (No. of households) Irrigation ~~100~~ 40* (No. of acres)

Stockwater ~~100~~ CATTLE (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted .80* cfs ~~350~~ acre/feet

Show date water was first diverted and beneficially used under this permit: 1946

* Per telephone conversation with Ida Smith, 6-15-90

One of the following may be a condition of approval of your permit:

Measuring device: Required? ✓Yes __No Installed? ✓Yes __No

OR

Flow Measurement Port: Required? X Yes __No Installed? ✓Yes __No

Fee Enclosed: $ 175.00 (See License Examination Fee Schedule)

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

IDA A SMITH 495-2620
Name Telephone No.

HC 79 BOX 39 MELBA ID 83641
Address

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

MICROFILMED
AUG 13 1990

5-7-1990 Ida Anna Smith
Date Signature (and title if on behalf of a company or organization)

Form 202
6/85

Ident. No. 02-7426

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant PHILLIP +/OR IDA ANNA SMITH Phone 495-2620
   Post office address HC 39, MELBA, ID 83641
2. Source of water supply SNAKE RIVER which is a tributary of COLUMBIA R.
3. Location of point of diversion is _____ ¼ of NW ¼ of NE ¼, Govt. Lot 2
   Sec. 35 Township 1S Range 2W B.M. OWYHEE County; additional
   points of diversion if any: NWNW (GOVT. LOT 4), SEC. 35, TWP. 1S, RGE. 2W.
4. Water will be used for the following purposes:
   Amount .80 (cfs ~~or acre-feet per annum~~) for IRRIGATION purposes from 3/15 to 11/15 (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)
5. Total quantity to be appropriated is (a) .80 (cubic feet per second) and/or (b) _____ (acre feet per annum)
6. Proposed diverting works:
   a. Description of ditches, flumes, pumps, headgates, etc. 25 HP. PUMP + 10 HP PUMP TO SPRINKLER SYSTEM.

   b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.

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

   d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 3 years (*minimum 1 year*).

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AUG 01 1988

8. Description of proposed uses (*if irrigation only, go to item 9*):

a. Hydropower; show total feet of head and proposed capacity in KW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. _____

e. Other; describe fully. _____

9. Description of place of use:

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

b. If water is used for other purposes, place a symbol of the use (*example: D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15	2W	35		1.2 10	10				10	10									40

Total number of acres to be irrigated 40

10. Describe any other water rights used for the same purposes as described above. 02-4020 - DIFFERENT LANDS, SAME POINTS OF DIVERSION.

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

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

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

12. Remarks: _____

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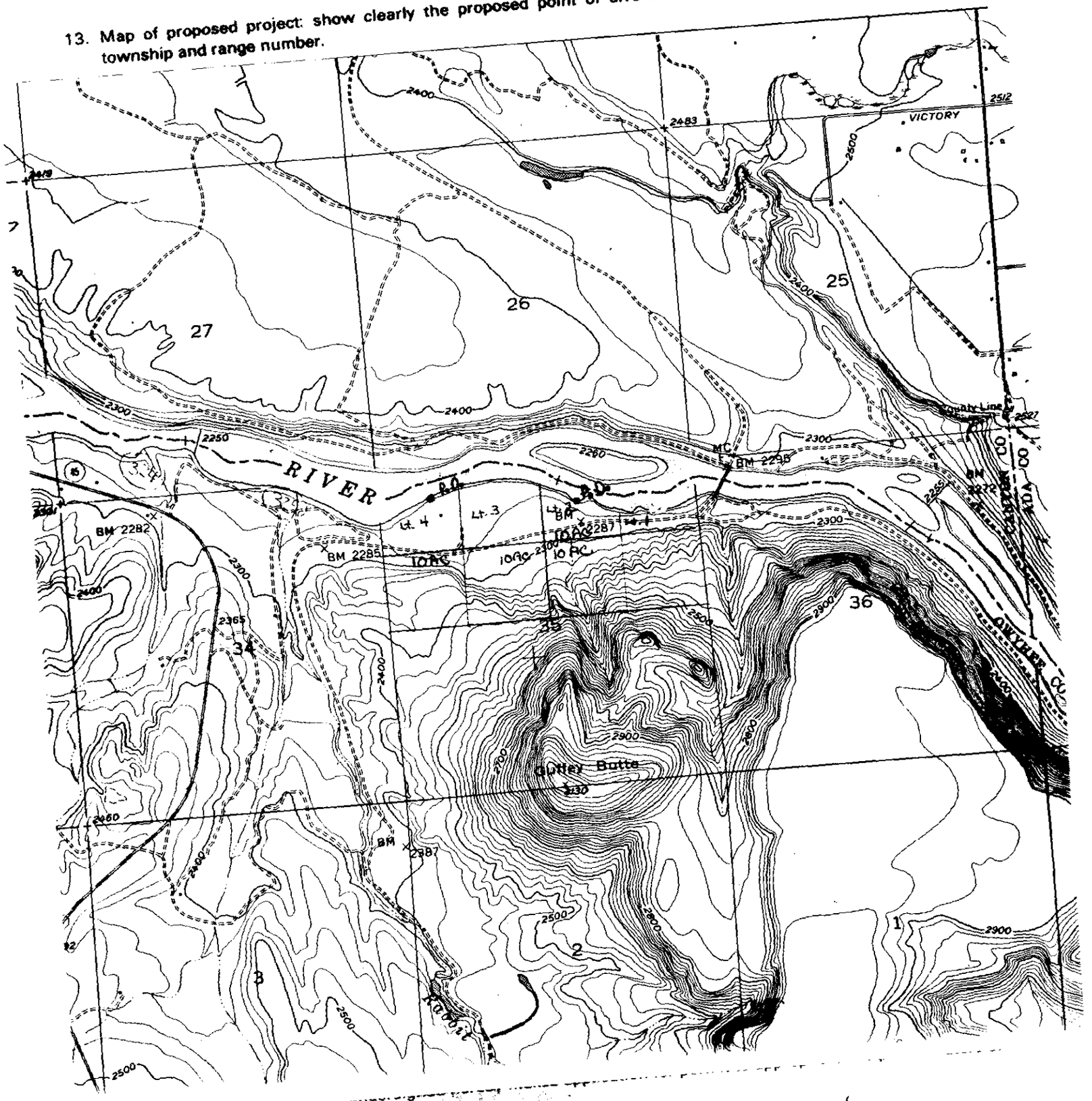
AUG 01 1988

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



the State of Idaho as herein set forth.

AUG 01 1988

Ida A Smith
(Applicant)

Proposed Priority 2/25/88

Received by [signature] Date 2/25/88 Time 12:00 Preliminary check by _____

Fee $ 45.00 Receipted by [signature] # W000003 Date 2/25/88

Publication prepared by GG Date 3-9-88 Published in Owyhee Avalanche 3/16 & 3/23/88

Publication approved DP Date 4/8/88

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. 02-7426, 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, 19 90.

   c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

   d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

   e. Other:

Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Water shall not be diverted under this permit unless the flow of the Snake River exceeds established downstream minimum stream flows.

Witness my hand this 16th day of May, 1988.

[signature]
Director

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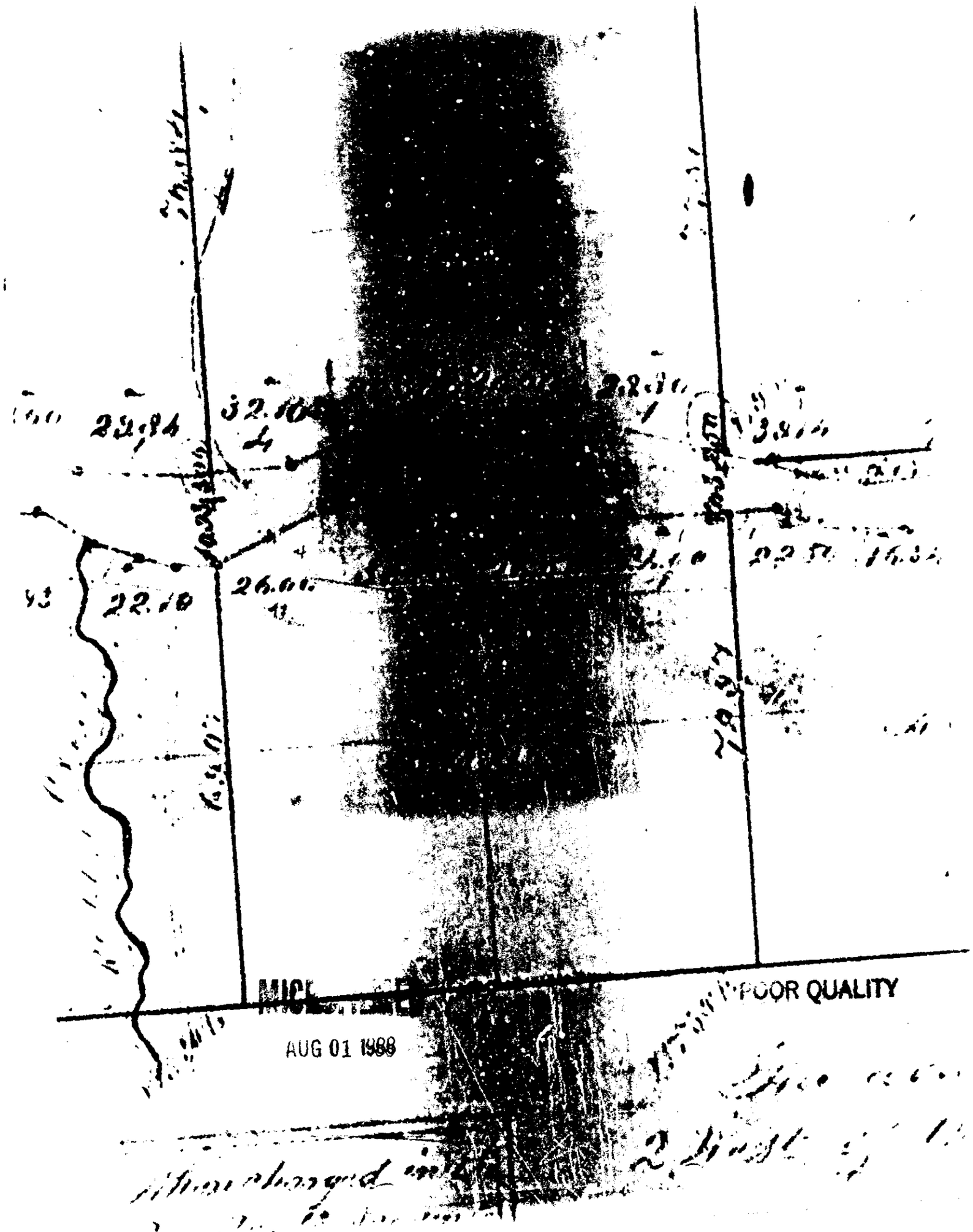
AUG 01 1988



POOR QUALITY

AUG 01 1988

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 20, 1995

IDA ANNA SMITH
HC 79 BOX 39
MELBA ID 83641

RE: WATER RIGHT NO. 02-07426

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment.

Should you have any questions regarding these documents, please contact me.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

MICROFILMED
AUG 08 1995

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 20, 1995

IDA ANNA SMITH
HC 79 BOX 39
MELBA ID 83641

RE: WATER RIGHT NO. 02-07426

Dear Ms. Smith:

We have received your notice of assignment to remove Phillip Smith's name from the ownership of water right 02-07426. Our records have been changed accordingly.

As we discussed on the phone a few weeks ago, water right 02-07426 covers the use of Snake River water to irrigate 30 acres of your land. Irrigation of the remaining 50 or so acres has been claimed by you in the Snake River Basin Adjudication (SRBA) as right A02-04020. The department's recommendations for your SRBA claim will be reported to you in the future when investigation of all the Snake River rights in your area is complete.

Meanwhile, water right 02-07426 is in the process of being licensed. Before a license can be issued, however, your permit must be amended to correspond with the findings of the department's field examiner, Lori Graves.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the place of use description. Please review the form carefully. If you concur with the information presented, sign the amendment and return it with the $50.00 filing fee within 60 days.

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/remarks may be modified upon further administrative review.

MICROFILMED

AUG 08 1995

If you have any questions, please call me at (208)327-7946 in Boise.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK

Enclosure

AUG 08 1995

5-26-1995

I am returning these papers because they have Philpot name on them.
As you found at the Dougherty County Court house the land is all in my name Philpot name was never on water right No 02-074020
Please send me the papers without Philpot name on them.
If you need more information on this I can send you the death certificate and the decree from the probate court

Ida Smith

RECEIVED
MAY 30 1995
WATER RESOURCES
WESTERN REGION

RECEIVED
JUN 02 1995
Department of Water Resources

MICROFILMED
AUG 08 1995

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 23, 1995

PHILLIP SMITH
IDA ANNA SMITH
HC 79 BOX 39
MELBA ID 83641

RE: WATER RIGHT NO. 02-07426

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the place(s) of use description. Please review carefully and if you concur, sign the amendment and return with the $50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

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AUG 08 1995

Form 219
6/92

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NOV 2 2 1994
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 02-07426

1. Owner: Ida Smith Phone No. 495-2620

Current Address: HC 79 Box 39, Melba Id 83641

2. Accompanied by: Tony EXAM DATE: 9/12/94

Address: same Phone No.

Relationship to Permit Holder: Farm Mgr

3. Source: Snake R tributary to Columbia R

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 02-04020 / A 02-04020
   " "
2. Other water rights with the same point of diversion: "

C. DIVERSION AND DELIVERY SYSTEM

1. **Point(s) of Diversion:**

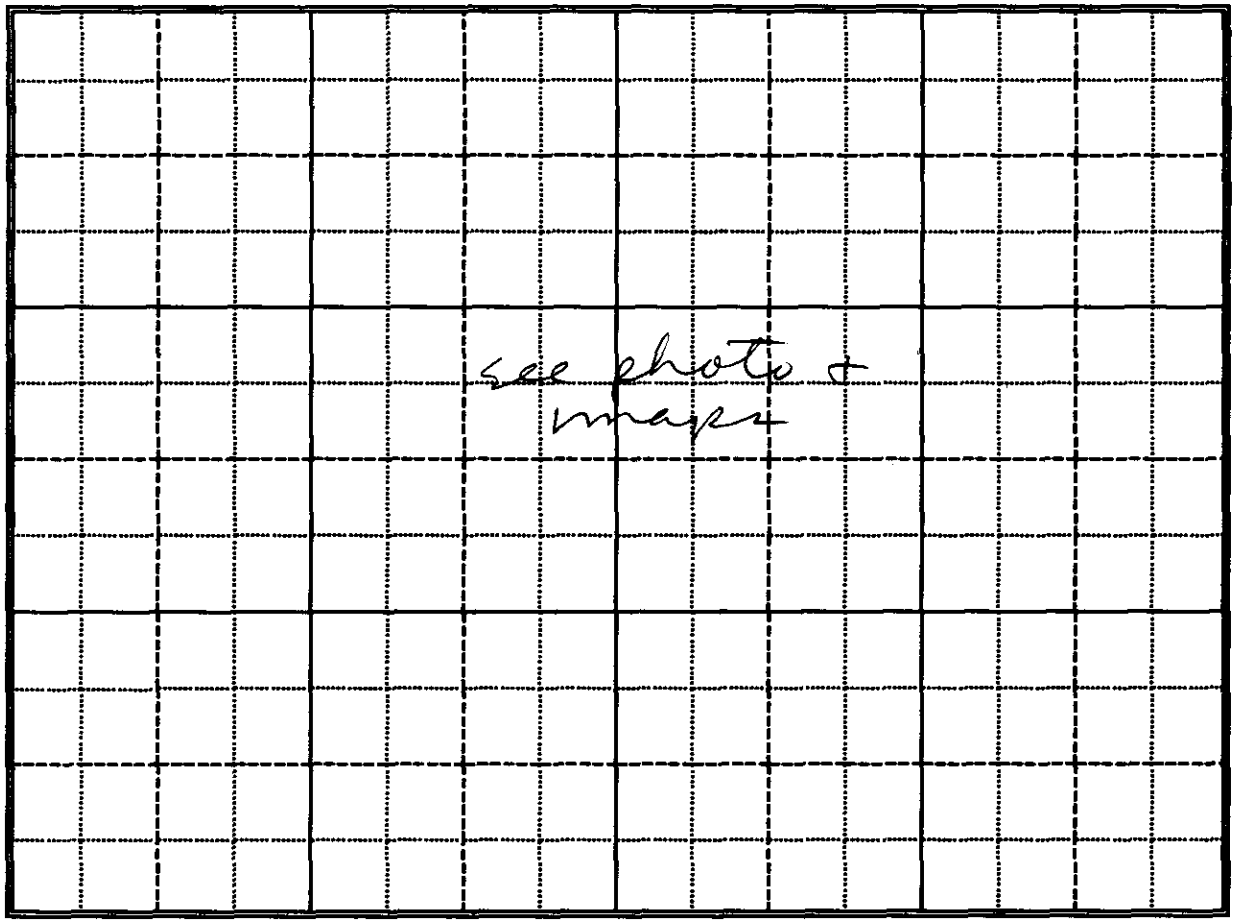
Ident No.	Gov't Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	2		NW	NE	35	15	2W	Owyhee	USGS Quad, ASCS Photo

2. **Place(s) of Use:** Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15	2W	35		42 4	3		43 5	44 1	2	15									30
														AUG 08 1995					

---

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



Scale: 1" = _____.

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

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

_____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Marathon	25	5VL256TTDR5016A9L	Cornell	50720

Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

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

2. **Measurements:** Pump curve supplied by Dave @ Rain for Rent (installed the sprinkler system) 466-8929

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E. NARRATIVE/REMARKS/COMMENTS

A 25 hp Cornell pump supplies water to 80 acres via handline sprinklers. A 5 hp pump can also be used on the west 15 acres north of the road (around the homestead). Both pumps and the northern 50 acres are represented by claim 02-04020/A02-04020. This property was originally gravity irrigated. A field exam was conducted in 1981 and 50 acres were found to be irrigated at that time. In 1987, the gravity irrigation system was converted to sprinklers and 30 additional acres were developed and are represented by permit 02-07426. These acres can only get water from the 25 hp pump. The sprinkler nozzle sizes are mixed, the majority being 9/64". Pressure throughout the system varied between 35 and 50 psi. Permissible P/U was not recommended since the 5 hp pump is a seperate system and water from this pump cannot be applied to the 02-07426 acres added after the system was converted to sprinklers.
No other water rights are used.

(Note to file in case applicant disagrees with the field findings):
At the time of the exam for permit 02-07426, the applicant insisted that 100 acres were being irrigated based on the government lot plat map. The ASCS photo shows 78.5 acres. I included 1.5 acres of pasture/yard/garden area. Even after showing the applicant the ASCS photo, she still insisted that 100 acres were irrigated, but could not establish any additional irrigated area other than that on the photo. I tried to explain that the government lot plat map acres were based on old surveys that change over time. Also, looking through the SRBA file for A02-04020, the applicant had written a letter in 1990, stating that she estimated 84 acres of total irrigation after the sprinkler system was installed. The total system capacity (including the 5 hp pump) is 1.18 cfs, which is sufficient for 80 acres at .015 cfs/acre. The system capacity without the 5 hp pump included is .01 cfs/acre for 80 acres.

Have conditions of permit approval been met? ✓ yes ___ no

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curve

F. FLOW CALCULATIONS ___/___ Additional Computation Sheets Attached

Measured Method:

Pump Curve: 400 GPM @ 195' TDH = .89 cfs

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.}$ = (Acres Irrigated) x (Irrigation Requirement) = 30 x 4.5 = 135

$V_{D.R.}$ = [Diversion Rate (cfs)] x (Days in Irrigation Season) x 1.9835 = .6 x 246 x 1.9835 = 292.8

V = Smaller of $V_{I.R.}$ and $V_{D.R.}$ = 135

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use From	Period of Use To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
Irrigation	3/15	11/15	.6	135
		Totals:	.6 cfs	135 afa

* **2. Recommended Amendments**

___ Change P.D. as reflected above ___ Add P.D. as reflected above ___/___ None

___ Change P.U. as reflected above ___ Add P.U. as reflected above ___ Other

I. AUTHENTICATION

Field Examiner's Name Lori Gravina Date 9/23/94

Reviewer _____ Date _____ SEAL

* See attached adjustment explanation memo. BC

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MEMORANDUM

TO: File 02-07426 / Ida Smith

FROM: Brenda Chapman

DATE: May 22, 1995

RE: Recommendation Adjustment(s)

==========

The final licensing recommendations for the above referenced water right are based on the information below:

H. RECOMMENDATIONS

2. Recommended Amendments

☐ Change P.D. ☐ Add P.D. ☐ None

☐ Change P.U. ☒ Add P.U. ☐ Other

The exam confirms there are two new ¼¼'s in the place of use; therefore, an amendment is necessary.

AUG 08 1995

SUPERSEDES 132-43, 43C
DEC. 75

Lorry Graves Water Resource Dept
132-34
334-2190

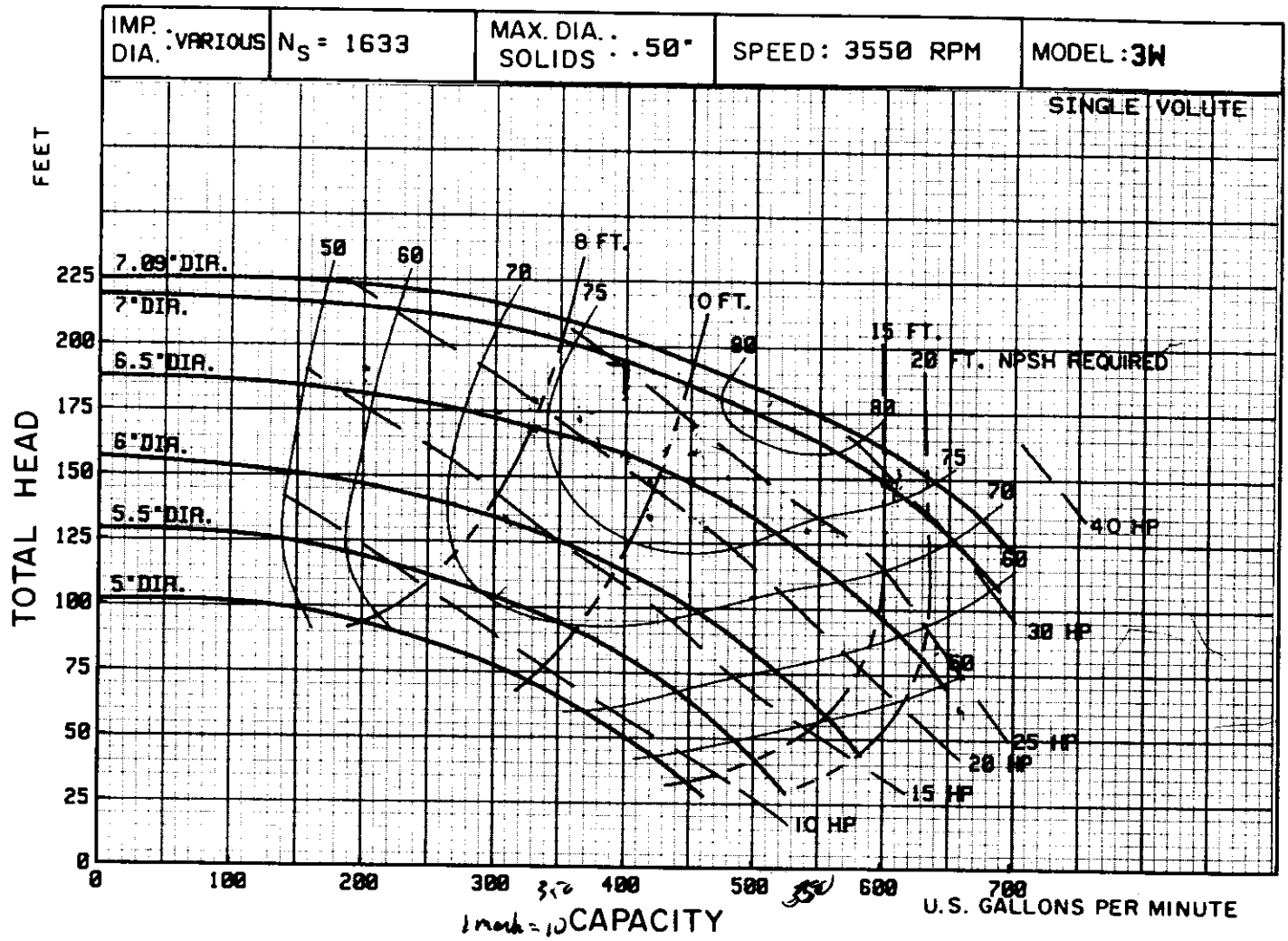
APRIL 1985

MODEL 3W PUMP

SPEED - 3600 RPM

CLOSED IMPELLER

60 HERTZ



HP	MAXIMUM IMPELLER DIAMETER	
	FOR FULL MOTOR LOAD	FOR FULL MOTOR LOAD + 15% S.F.
40	A(7.09")	
30	B(6.94")	B+(7.09")
25	C(6.62")	C+(6.81")
20	D(6.25")	D+(6.5")
15	E(5.81")	E+(6.19")
10	F(5.06")	F+(5.62")

FT. x (.305) = METERS

GPM x (.227) = CUBIC METERS PER HOUR

400 @ 195' TDH
gpm

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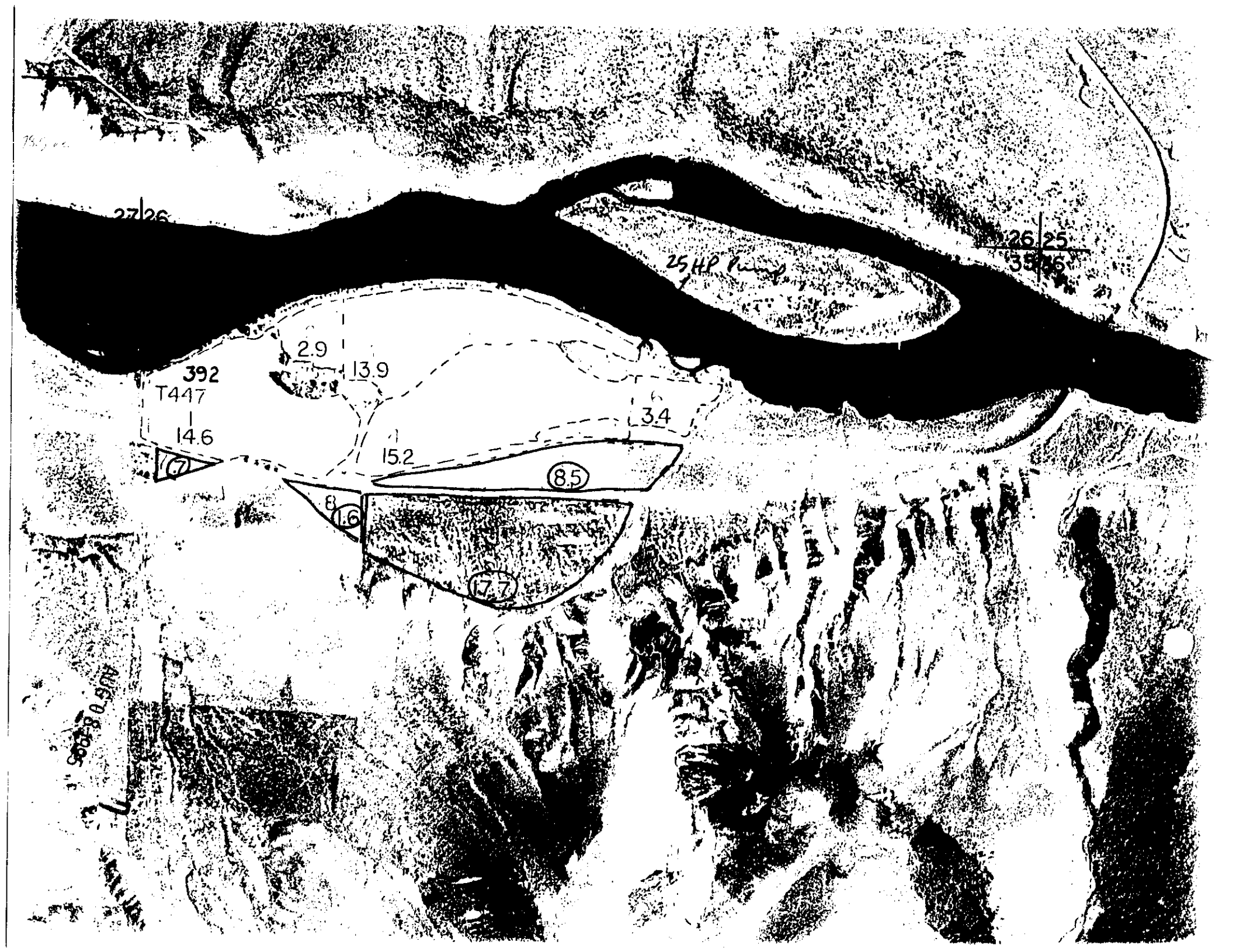
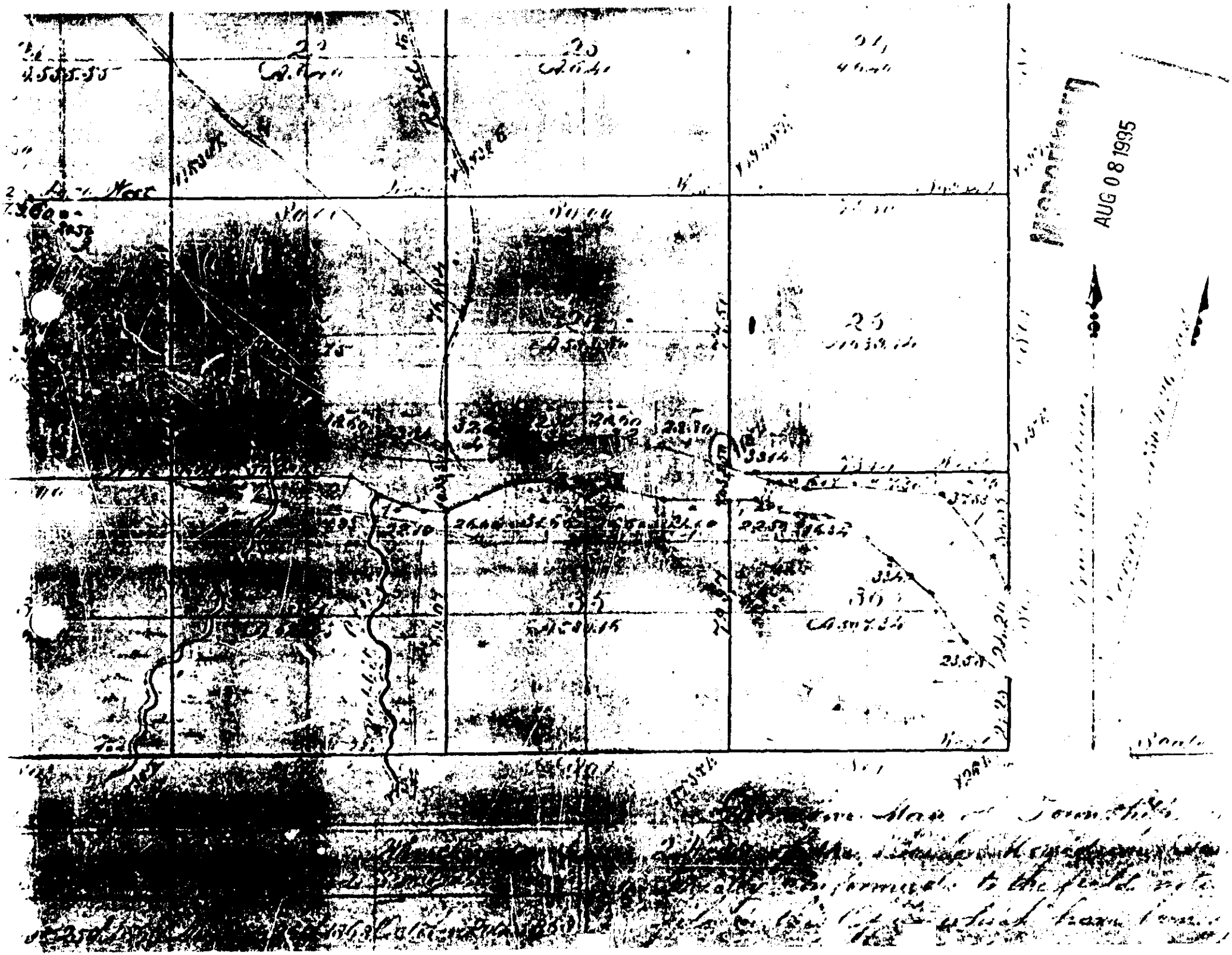
Performances shown are for close-coupled electric configuration with packing.
Other mounting styles may require horsepower and/or performance adjustments.

CORNELL PUMP CO. — PORTLAND, OREGON

T1S R2W Sec 35
02-07426 P/D:
NWNE, Lt 2
02-04020 P/D:
NWNW, Lt 4
1/4 = 02-04020
1/4 = 02-07426
33
34
2387
2482
BM 2540
TRAIL


27/26
26/25
35/36
25 HP Pump
2.9
13.9
392
T447
14.6
3.4
15.2
1.7
8.5
8
1.6
17.7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25HP Cornell Pump
7" intake
400 GPM = .89 cfs

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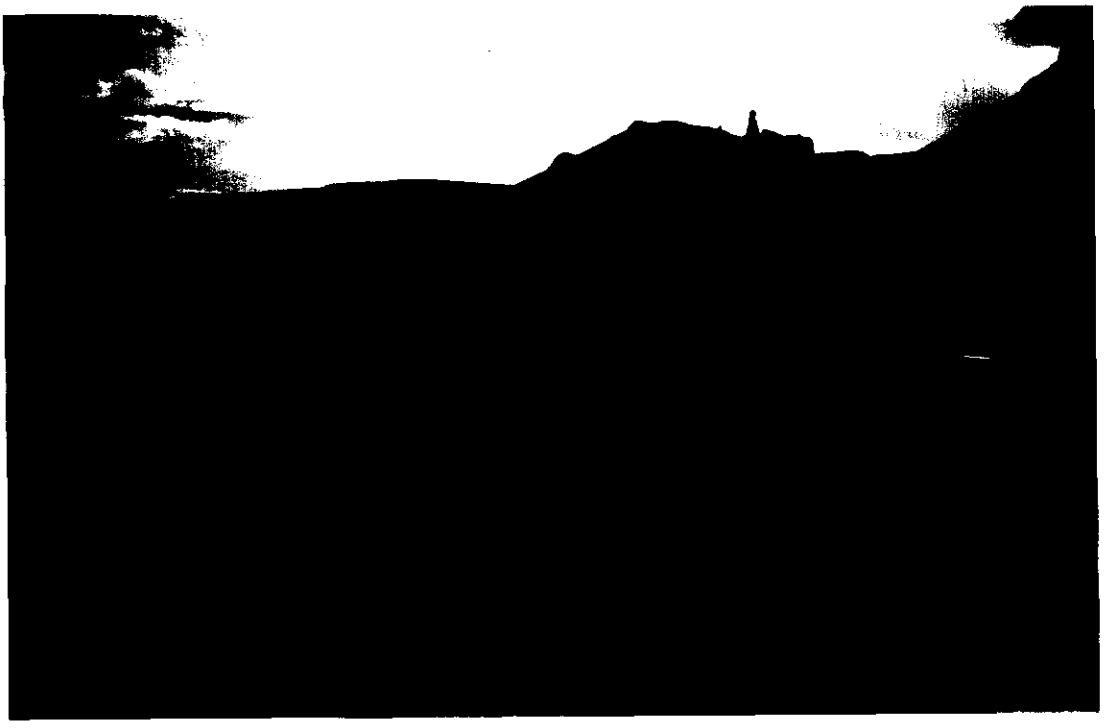

p/u

AUG 0 8 1995

4H

June 8, 1992

PHILLIP SMITH
IDA ANNA SMITH
HC 39
MELBA ID 83641-0000

RE: Water Right No. 02-07426

Dear Water Right Holder(s):

On May 19, 1992, the department sent you a letter advising that you might be required to temporarily cease diverting water from the Snake River or its tributaries if the established minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second measured near Weiser is not satisified or likely will not be satisfied.

The flow of the Snake River at Weiser is now less than 4,750 cfs. You are, therefore, directed to immediately cease diverting water under the above referenced water right and to not resume use until authorized by the department.

Past flow records show that the duration of seasonal low flow periods typically last several days to a week. Since your use of water is extremely important to you and since mail notification includes a delay associated with mail delivery time, feel free to call the toll-free telephone number 1-800-451-4129 to determine when you are again authorized to divert and use water under your water right. Please use this phone number only in connection with resumption of use.

You need to be aware that Section 42-351, Idaho Code, provides for penalties of up to $100 per day for unauthorized diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

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4H

June 12, 1992

PHILLIP SMITH
IDA ANNA SMITH
HC 39
MELBA ID 83641-0000

RE: Water Right No. 02-07426

Dear Water Right Holder(s):

On June 8, 1992, the department sent you a letter which directed you to immediately cease diverting water under the above referenced water right, since the minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second (cfs) measured near Weiser was not being satisfied.

The flow of the Snake River at Weiser is now above 4,750 cfs. You are, therefore, authorized to again divert water under your water right. If the minimum stream flow is not met later this year, however, the department will again notify you to temporarily cease diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

AUG 0 8 1995

4H

May 19, 1992

PHILLIP SMITH
IDA ANNA SMITH
HC 39
MELBA ID 83641-0000

RE: Water Right No. 02-07426

Dear Water Right Holder(s):

Department water right records show that you divert water from the Snake River or its tributaries under a water right that has a priority date later than December 29, 1976. This is the priority of the established minimum stream flow of the Snake River at the Weiser Gage (Weiser) in the amount of 4,750 cubic feet per second.

Because of the continuing drought conditions in the Snake River Basin, department hydrologists project that during 1992, there could be periods when the required minimum flow will not be satisfied due to low flows of the Snake River. The department urges you to not divert at a higher rate than authorized by your water right and to not use your right in any manner different than authorized. In addition, when the minimum flow will not be satisfied or is not being satisfied, you are required to cease diverting water under your water right, because your right is of later priority than the minimum stream flow at Weiser.

If the department determines the minimum flow will not be satisfied, the department will advise you and will provide as much lead time as possible in requiring that you temporarily cease your diversion of water. The greatest likelihood for this to occur is during a period from mid-June to late June.

While the department expects good cooperation from junior water right holders, water users should be aware that Section 42-352, Idaho Code, provides for penalties of up to $100 per day for unauthorized diversions of water.

The department has contacted both the Idaho Power Company and the U.S. Bureau of Reclamation with respect to the timing of storage releases from upstream reservoirs for flow enhancement.

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purposes. This type of coordination could minimize the impact on existing water users and reduce the need to curtail diversions.

The department has scheduled public information meetings relative to this potential regulation as follows:

Mountain Home - June 4, 1992 - 10:00 a.m. - gymnasium at North Elementary School, 290 E. 12th N.

Caldwell - June 4, 1992 - 7:00 p.m. - Ballroom in the Student Union Building, Albertson College of Idaho, 2112 Cleveland

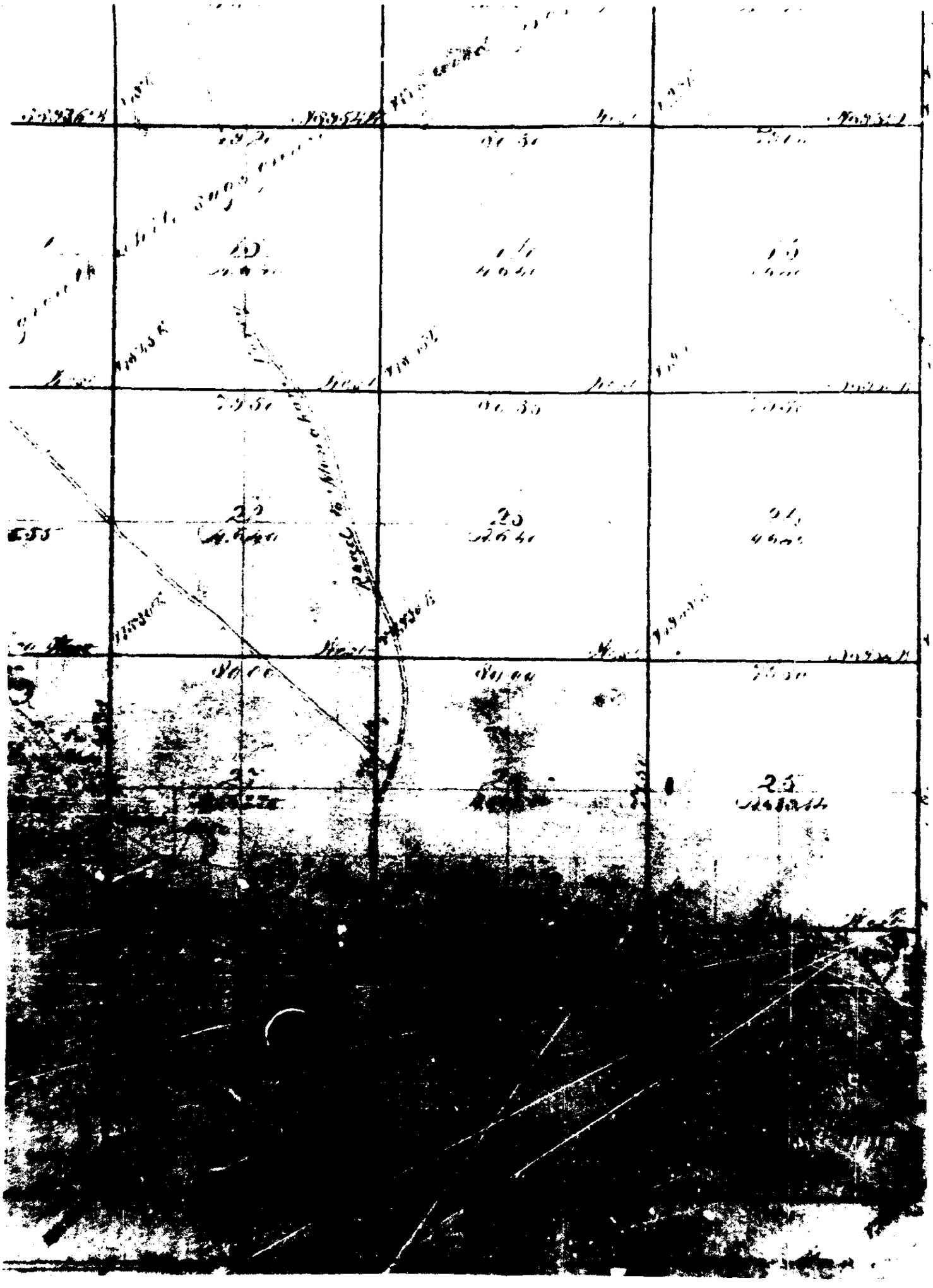
If you have questions concerning this letter or wish to provide the name of a different contact person or address to receive department correspondence, please contact the department.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg

AUG 08 1995



8710-208-8203 / FORM DA-8 Rev. 11-86
WHITE – State Auditor
YELLOW – Remittance Advice
PINK – State Auditor then Agency
GOLDENROD – Agency Copy

EXPENDITURE VOUCHER

STATE OF IDAHO
Office of State Auditor

AUDITOR USE

Document No.	
Pre–Audit	Date
Warrant No.	

AGENCY USE

2307
Date: 07/25/90
Code: 193002

VENDOR: If you require additional information regarding this payment, please contact the State agency listed below.

AGENCY NAME: DEPT. OF WATER RESOURCES

CHECK ONE:

(1) MISCELLANEOUS EXPENDITURE
( ) STATE CONTRACT
( ) PURCHASE ORDER
( ) MISCELLANEOUS ENCUMBRANCE REQUISITION

PAY TO

PHILLIP &/OR IDA ANNA SMITH
HC 79 BOX 39
MELBA, ID 83641

PAYMENT: ( ) PARTIAL ( ) FINAL

Encumbrance Reference No.

LINE No.	PROGRAM	FUND	ACCT. Maj	ACCT. Min	DESCRIPTION	LINE AMOUNT	AGENCY USE
1	06 20 122	1238	8831		REFUNDS PER RITA FLECK WR #02-7426 RECEIPT #C016751 7/23/90 75.00	75.00	

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AUG 13 1990

TOTAL 75.00

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

Date Head of Agency or Institution

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

State Auditor

July 23, 1990

Phillip &/or Ida Anna Smith
HC 79 Box 39
Melba, ID 83641

Dear Mr. and Mrs. Smith:

Re: Permit No. 02-7426

The department has an acceptable proof of beneficial use form. The license examination fee for 0.80 cfs is $100. The department received $175. I have initiated a refund of $75. It takes several weeks for the refund to reach you.

The next step is for the department to conduct the field inspection to confirm and determine the extent of beneficial use. I cannot tell just when the representative from our Western Regional office will conduct the exam, but he/she will try to contact you or your representative prior to being in the area.

If you have any questions concerning the refund, contact this office and if you have questions concerning the field examination contact the regional office at 334-2190.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enc.: receipt #C016751

c: Acct. Sec.
Reg. Office

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AUG 13 1990

MEMORANDUM

DATE: July 23, 1990

TO: FISCAL SECTION

FROM: Nina Shields or Rita Fleck

RE: REFUND - Permit No. 02-7426

Please prepare a refund of $75.00 (receipt No. C016751). Attached is a copy of a letter which explains why the refund is necessary.

Also, please reference the identification number on any papers returned to me for the file. Thanks.

Attachments: letter
receipt

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AUG 13 1990

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: C016751

Date: 05/09/90
Time: 12:34:10

Received
From: SMITH, IDA ANNA

Type of Payment	Program Acct Class	Amount
PROOF OF BENEFICIAL USE (02-7426)	0620122 1238 6490	$100.00
OVERPAYMENT	0620122 1238 6490	$75.00
	Total	$175.00

CHECK 1038

Idaho Department of Water Resources

Region: STATE

Signature:

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AUG 13 1990

June 12, 1990

Phillip and Ida Anna Smith
HC 39
Melba, ID 83641

Dear Mr. and Mrs. Smith:

Re: Permit No. 02-04020 and 02-7426

On May 9, 1990, the department received the proof of beneficial use form along with the $175 filing fee. It appears that you have submitted proof of beneficial use for essentially three rights.

A02-04020 is an Snake River Adjudication Claim filed based on a Claim to a Water Right. The original claim informed the department that you had developed a water right using 360 AF of water from the Snake River for irrigation of 60 acres with a 1946 priority date. You later modified the first claim by filing a Snake River Adjudication Claim showing 50 acres of irrigation with the other information being the same. This is one water right.

It is not necessary to file a proof of beneficial use for these types of right. So the information on either the Claim to a Water Right or the Snake River Adjudication Claim should not reflect on the proof of beneficial use form.

Permit No. 02-7426 is the second right. It proposed the diversion of water from the Snake River for irrigation of 40 acres at a diversion rate of 0.80 cfs (an inch per acre) from the same point of diversion as A02-4020 with a priority date of the day the application for permit was filed, which is February 25, 1988. For this right, it is necessary to submit the proof of beneficial use form.

The third right is an unrecorded right. It is not necessary to make a record for water used for stock when the amount of water consumed is less than 2,500 gallons per day or the number of cattle is less than 350 head. Even though this is an unrecorded use of water, it is still a valid right.

Note the enclosed copy of the proof of beneficial use form. I propose to change it by reducing the irrigated acreage to 40 acres and the rate

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AUG 1 5 1990

of diversion to 0.80 cfs as recorded on Permit No. 02-7426. I also propose to remove the stockwater use from the proof form. Since I will be reducing the rate of diversion, a $75 refund is necessary. (It usually takes from two to four weeks to process a refund).

I will hold the proof form for 15 days. If I do not hear from you within this period of time, I will assume you agree with the changes.

Please review this information carefully. If you have any question or need more discussion on these right, please contact me.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

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AUG 13 1990

138384

March 31, 1990

PHILLIP SMITH
IDA ANNA SMITH
HC 39
MELBA, ID 836410000

PROOF DUE NOTICE

RE: PERMIT NO. 02-07426

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before June 1, 1990. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

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AUG 13 1990

IDAHO STATE
HC 79 BOX 39
MELBA ID. 83641

BOISE, ID
PM
15 JUN

JUN 16 1988

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AUG 13 1990

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Form 204-p
6/82

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

COMMENCEMENT OF WORKS

Permit No. 72-07426
Name(s) of Permit Holder(s): Phillip th IDA Smith
Post Office Address: HC79 30A39 BA ID.
83641 Tel. No.

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☐ I hereby certify that construction of diverting works for the above referenced permit began on 4-1- (illegible). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

_____

_____

*Note: A financing difficulty is not an acceptable reason.

6-14-90
Date

Ida Anna Smith
Signature of Permit Holder

S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 334-7900
June 1, 1988

PHILLIP SMITH
IDA ANNA SMITH
HC 39
MELBA, ID 836410000

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 02-07426

Dear Permit Holder:

Be sure to note the special condition requiring you to install a measuring device, or a flow measurement port to provide for the installation of measuring equipment by the Department. Enclosed please find a list of measuring device options, and specifications for the installation of the flow measurement port.

Note also that water shall not be diverted under this permit unless the flow of the Snake River exceeds established downstream minimum stream flows. In addition, there are many applications for permit for the use of Snake River water that are prior to your permit. These applications have been filed for the irrigation of lands that the applicants are attempting to obtain under the Federal Land laws such as Desert Entry and Carey Act. If these lands are developed, and if the established minimum stream flows are maintained, then no water would be available for this permit. Therefore, you should carefully consider these facts before making any expenditures for the construction of your system.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

MAILED

AUG 01 1988

GARY SPACKMAN, Supervisor
Water Allocation Section

Enclosures

The Owyhee Avalanche.

P.O. BOX 97 HOMEDALE, ID 83628 (208) 337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
)ss.
COUNTY OF OWYHEE)

I, Joe E Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now am over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of **The Owyhee Avalanche**, a newspaper of general circulation printed and published weekly, Wednesday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho.

3. That the said **The Owyhee Avalanche**, a continuation of the Owyhee Chronicle and the Owyhee Nugget, has been printed and published continuously and uninterruptedly in said County during a period of seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not in a supplement thereto, in said newpaper, in two (2) (consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

March 16, 1988

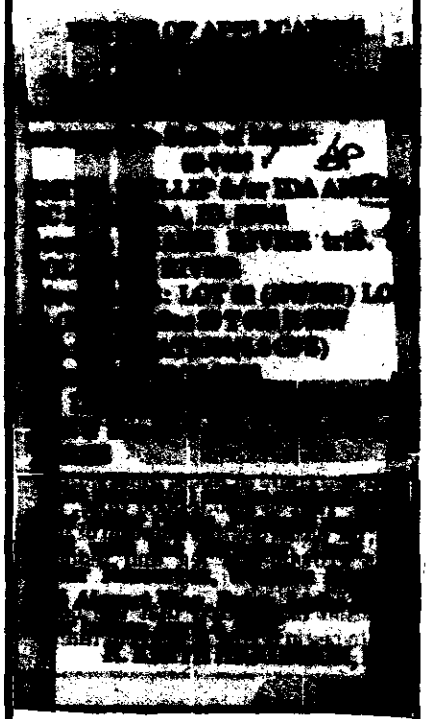
March 23, 1988

(Signed) Joe E Aman

Subscribed and sworn to before me this 23rd day of March A.D. 19 88.

Alice Aman Patrick
Notary Public in and for the State of Idaho,
residing at Homedale, Idaho.

My commission expires 10/1/90



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Department of Water Resources
Western Regional Office

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STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Western Region

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

MARCH 9, 1988

Owyhee Avalanche
P.O. Box 97
Homedale, ID 8362828

4

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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before APRIL 4, 1988.

Yours truly,

JUDY PENSE
Secretary

Encl.

MAILED
AUG 01 1988

NOTICE OF APPLICATION FOR WATER RIGHT

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

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

R. KEITH HIGGINSON, Dir.

Published 03/16 & 03/23/88.

APR 01 1988

02-7426

SMITH, PHILLIP &/or IDA ANNA

HC 39, MELBA, ID 83641

Source: SNAKE RIVER trib. to COLUMBIA RIVER

Diversion Pt: LOT 02 (NWNE) LOT 04 (NWNW) Sec 35 T 01S R 02W

Use: IRRIGATION (0.8 CFS)

Date Filed: 02/25/1988

In: LOT 02 (NWNE) SWNE SWNW SENW Sec 35 T 01S R 02W FOR 40 ACRES

RECEIVED
AUG 01 1988