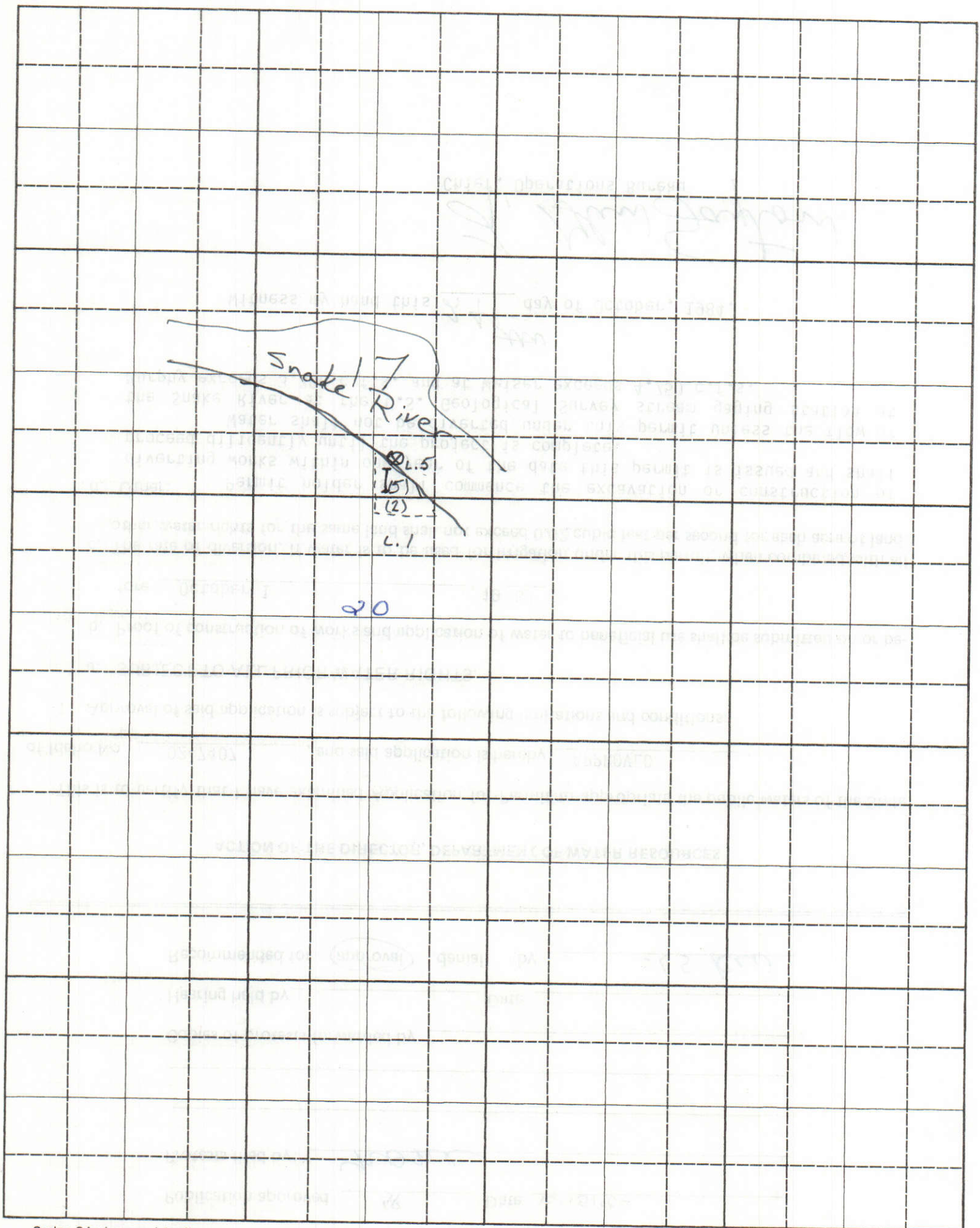


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

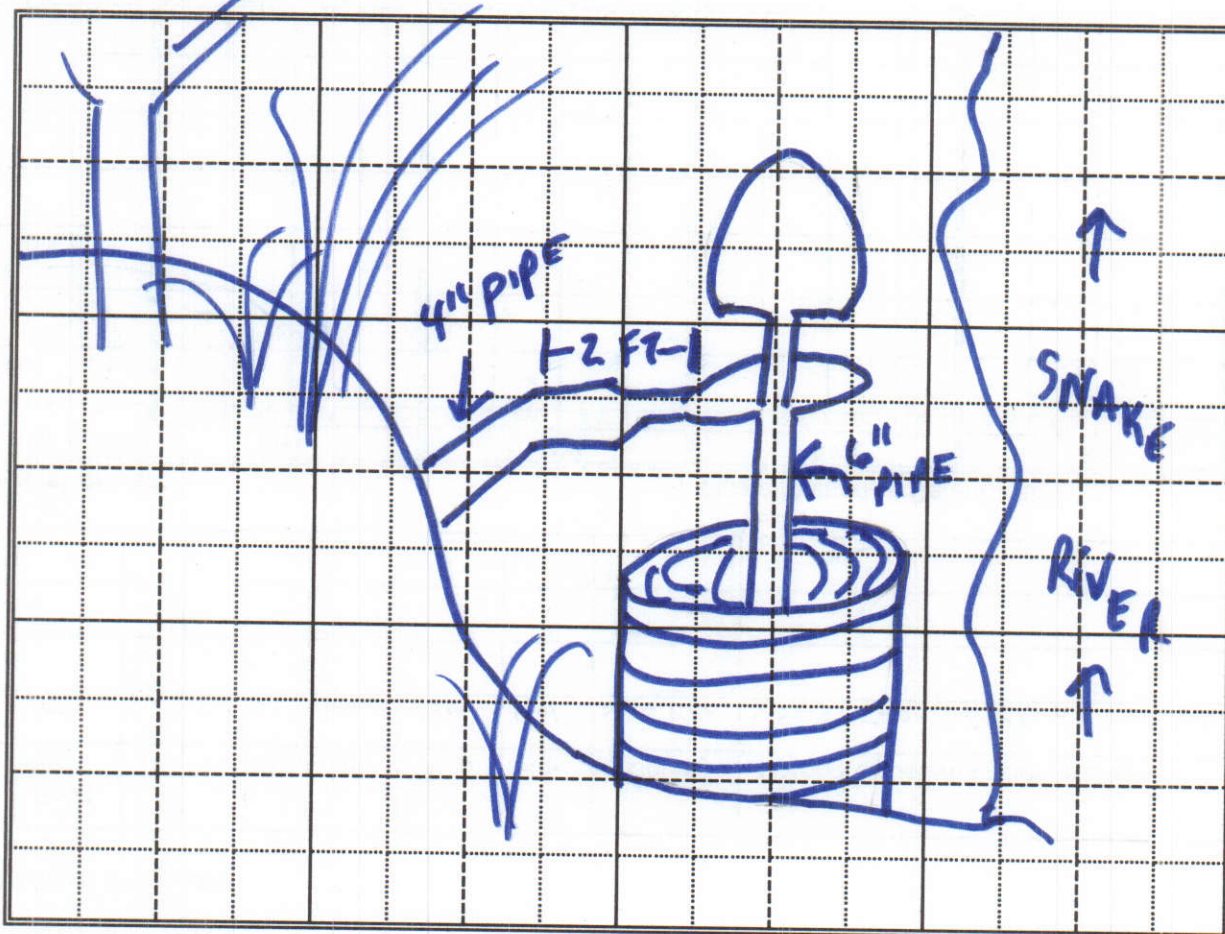
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

*Agustin Abadia*  
(Applicant)

Proposed Project

**MICROFILMED**  
**MICROFILMED**

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



NOT TO SCALE

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

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

☐ Photo of Diversion and System Attached  
See file 02-07403

4.

| Well or Diversion Identification No.* | Motor Make | Hp  | Motor Serial No.      | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|------------|-----|-----------------------|-----------|-----------------------------------|
| 1                                     | CENTURY    | 7.5 | 6-32988-03<br>52131CZ | Iacuzzi   | S.N. J7JTH0129                    |
|                                       |            |     |                       |           |                                   |
|                                       |            |     |                       |           |                                   |

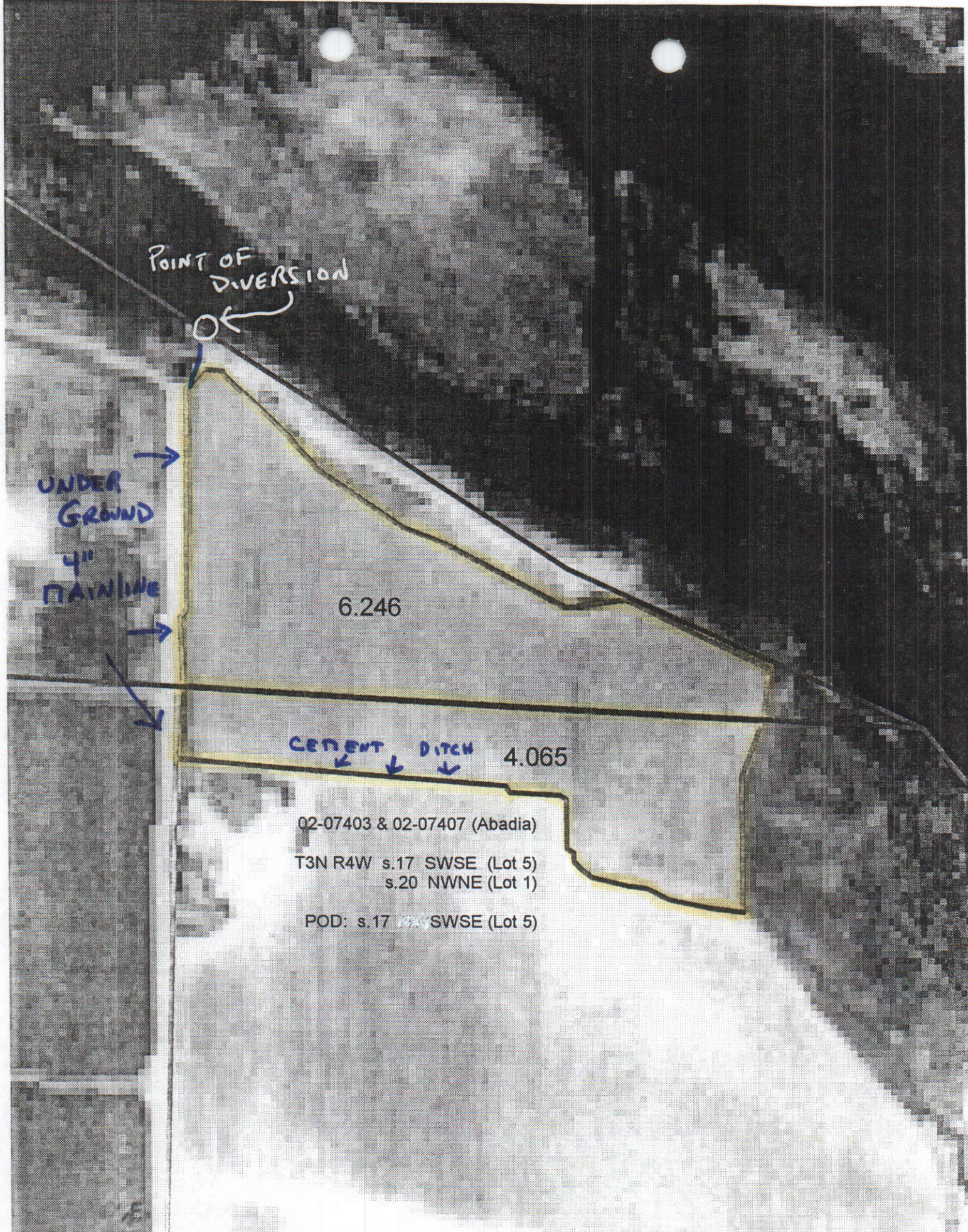
\*Code to correspond with No. on map and aerial photo

#### D. FLOW MEASUREMENTS

1.

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

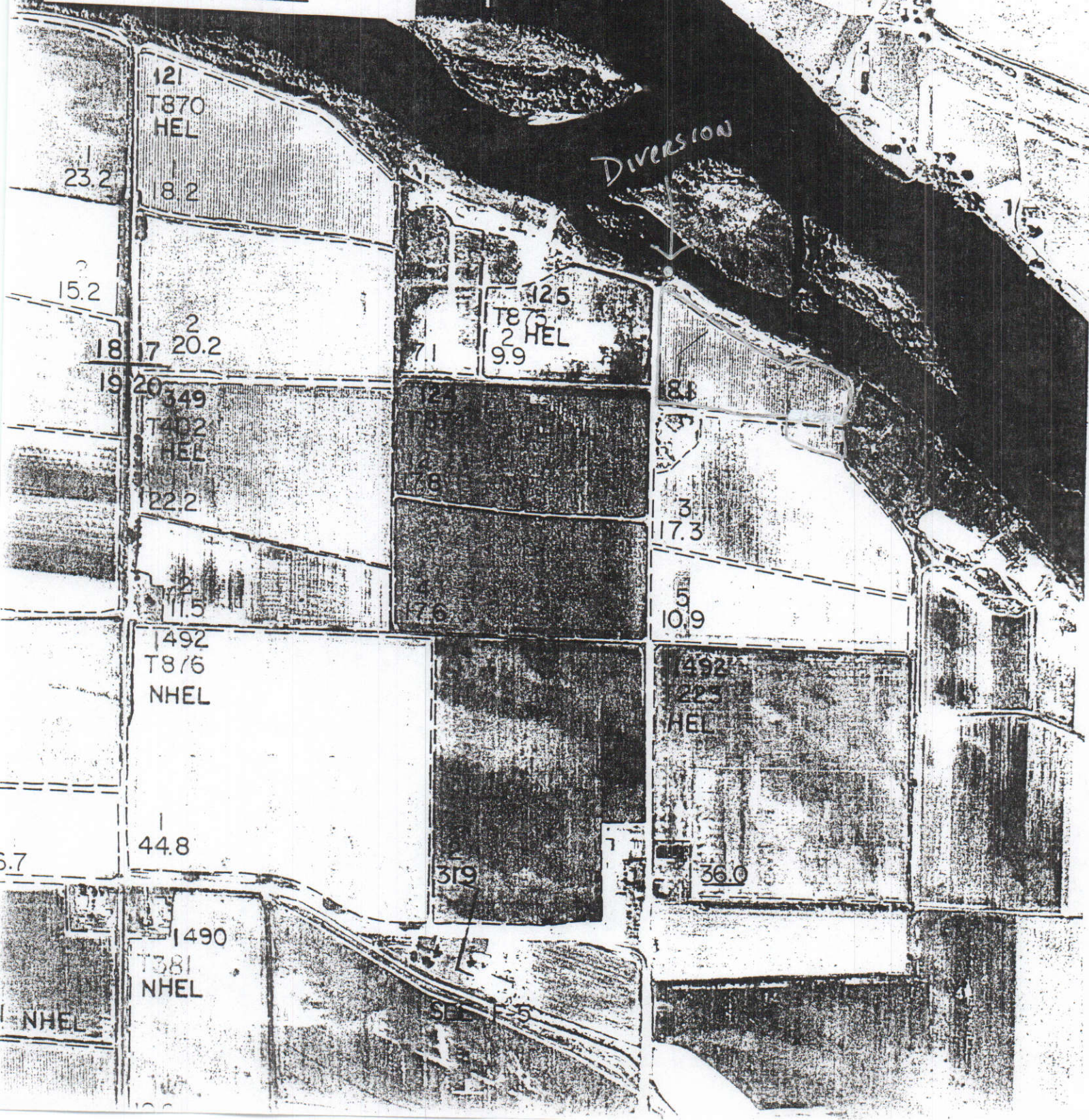
2. Measurements: Unable to get a measurement - power to diversion has been cut.



Original in file no. 02-07403

M. Minicucci Jan 7, 1998  
ArcView GIS Version 3.0

PERMIT 02-07407 INIT T17  
T. R. S. Q/Q  
P/D 03N 04W 12 SWSE (LOT 5)  
SCALE  
PHOTO ID. ASCS (1987)





PHOTOGRAPHER AND DATE OF PHOTOS MM. Wicucci 09/11/1997

FILE NO. AND LEGAL DESCR. 02-07407 T03N R04W S-17+20



Place of use. Photo taken from  
Northwest corner of POU, just  
south of direction, looking south  
along west side of POU.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Agustin Abadia Phone 896-4448  
Post office address Rt. 1, Box 116, Marsing, ID 83639  
2. Source of water supply Snake River which is a tributary of Columbia River  
3. Location of point of diversion is SW <sup>Lot 5</sup>  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 17 Township 3N  
Range 4W B.M. Owyhee County, additional points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

Amount .14 for Irrigation purposes from 3-15 to 11-15 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .14 cubic feet per second and/or b. \_\_\_\_\_ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump, pipeline & sprinkler system.

b. Height of storage dam \_\_\_\_\_ feet, active reservoir capacity \_\_\_\_\_ acre-feet; total reservoir capacity \_\_\_\_\_ acre-feet, materials used in storage dam: \_\_\_\_\_

Period of year when water will be diverted to storage \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Month/Day) (Month/Day)

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

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

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_  
Range \_\_\_\_\_ B.M.

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

(3) List number of each kind of livestock to be watered \_\_\_\_\_

(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: \_\_\_\_\_

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

| TWP | RANGE | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|-----|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|     |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 3N  | 4W    | 17   |     |     |     |     |     |     |     |     |     |     |     |     |     |     | 4.5 |     | 5      |
|     |       | 20   |     | 4.1 |     |     |     |     |     |     |     |     |     |     |     |     | 5   |     | 2      |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated 7

c. Describe any other water rights used for the same purposes as described above.

Gen Irrigation District

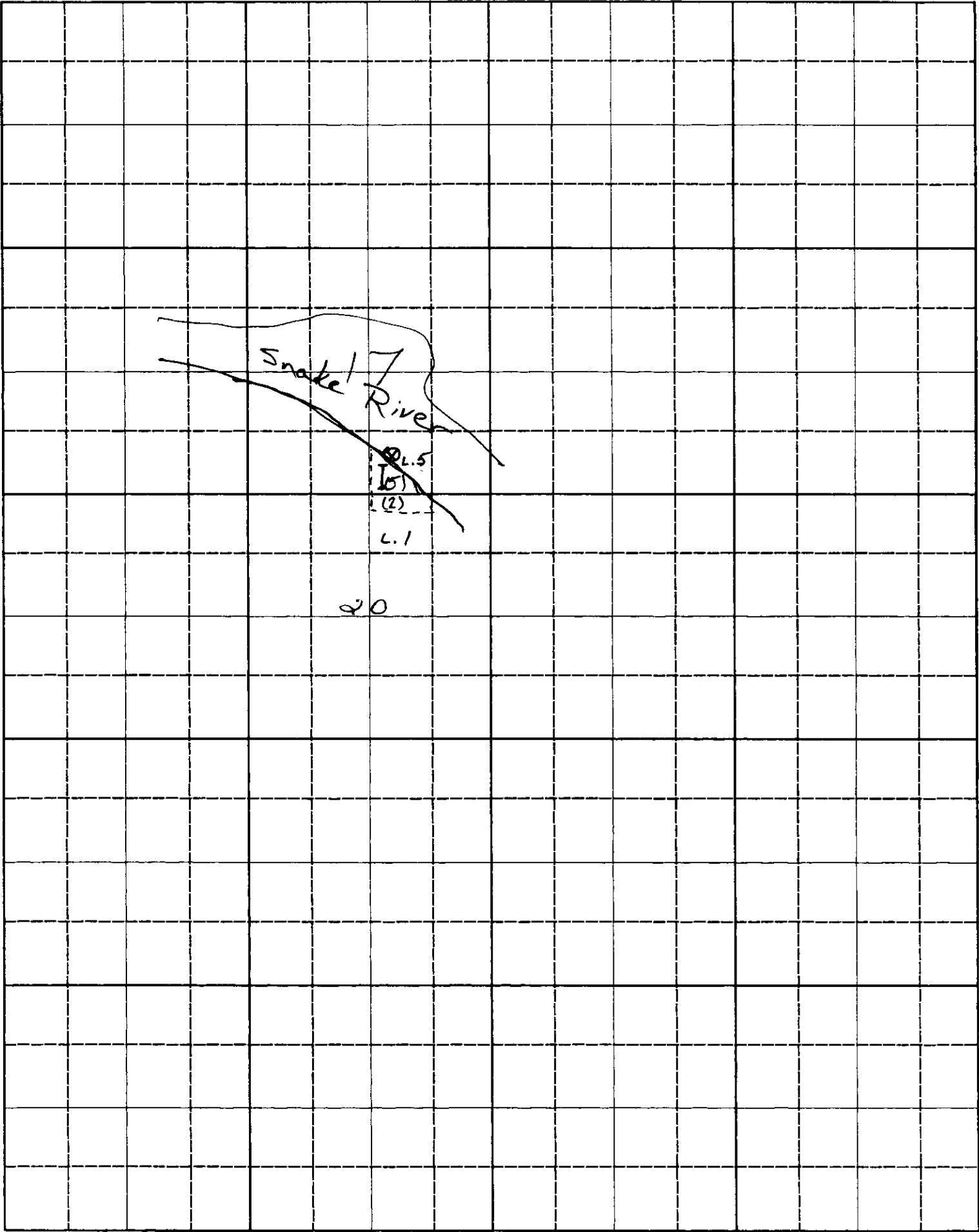
9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks

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



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

*Agustin Obadia*  
(Applicant)

**MICROFILMED**

Proposed Priority 9/19/84

**MICROFILMED**

Received by SL Date 9/19/84 Time 2:30 pm  
Preliminary check by JE Fee \$ 30- # 34556  
Receipted by SL Date 9/19/84  
Publication prepared by JP Date 9/20/84  
Published in Owyhee Nugget  
Publication dates 9/26 & 10/3/84  
Publication approved JS Date 10/15/84  
Protests filed by: none  
  
Copies of protests forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial by CLS kw

**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. 02-7407, 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 October 1, 19 89.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: 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.

Water shall not be diverted under this permit unless the flow of the Snake River at the U.S. Geological Survey stream gaging station at Murphy exceeds 3,300 c.f.s. and at Weiser exceeds 4,750 c.f.s.

Witness my hand this 24<sup>th</sup> day of October, 1984.

J. Glen Saxton  
Chief, Operations Bureau

# PROOF OF PUBLICATION

RECORDED  
60711-01

Department of Water Resources  
Western Regional Office

STATE OF IDAHO, County of Owyhee, s.s.

I, MICK HODGES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by MICK HODGES, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once a week and every week for 2 consecutive weeks, the first publication being on the 26 day of September, 1984, and the last publication being on the 3 day of October, 1984;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy - eight consecutive weeks prior to the first publication of the attached notice.

Mick Hodges  
PUBLISHER

Subscribed and sworn to before me this 3 day of

October, 1984.

Ken L. Hodges  
NOTARY PUBLIC

My commission expires 3-86

(SEAL)

## NOTICE OF APPLICATION FOR WATER RIGHT

The following applications have been filed to appropriate the public waters of the State of Idaho:

02-7403  
STOWELL, DIBRELL C.  
2321 N. MIDDLETON RD.,  
NAMPA, ID 83651  
Source: SNAKE RIVER trib. to  
COLUMBIA RIVER  
Date Filed: 09/10/1984  
Diversion Pt: NWNW Sec 23 T  
02N R 04W  
Use: IRRIGATION (0.80 CFS)  
In: NWNE Sec 20 T 02N R 04W  
FOR 40 ACRES

02-7407 ✓ JP  
ABADIA, AGUSTIN  
RT. 1 BOX 116, MARSING, ID  
83639  
Source: SNAKE RIVER trib. to  
COLUMBIA RIVER  
Date Filed: 09/19/1984  
Diversion Pt: LOT 05 (SWSE) Sec  
17 T 03N R 04W  
Use: IRRIGATION (0.14 CFS)  
In: LOT 05 (SWSE) Sec 17 T 03N  
R 04W LOT 01 (NWNE) Sec 20  
T 03N R 04W FOR 7 ACRES

02-7406  
STOWELL, DANA B.  
2321 N. MIDDLETON RD.,  
NAMPA, ID 83651  
Source: SNAKE RIVER trib. to  
COLUMBIA RIVER  
Date Filed: 09/13/1984  
Diversion Pt: NWNW Sec 23 T  
02N R 04W  
Use: IRRIGATION (0.80 CFS)  
In: NWSE Sec 20 T 02N R 04W  
FOR 40 ACRES

The permits will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before OCTOBER 15, 1984.

KEN DUNN, Director

Published in the Owyhee Nugget, Marsing and Homedale, Owyhee County, Idaho 9/26 & 10/3/1984.

MICROFILMED

**AUG 16 2000**

DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

## A. GENERAL INFORMATION

Permit No. 02-07407

1. Owner: Mrs. Abadia (MARIA?) Phone No. 896-4448

Current Address: Rt 1 Box 116 Parsippany 83639

2. Accompanied by: Mrs. Albadia + her son EXAM DATE: 09/11/1993

Address: Same Phone No.

Relationship to Permit Holder: Wife + son

3. Source: Snake River tributary to Columbia River

## B. OVERLAP REVIEW

1. Other water rights with the same place of use: 02-07803, 02-02276 (Gen IRR.) DISTRICT

2. Other water rights with the same point of diversion: 02-07407

### C. DIVERSION AND DELIVERY SYSTEM

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

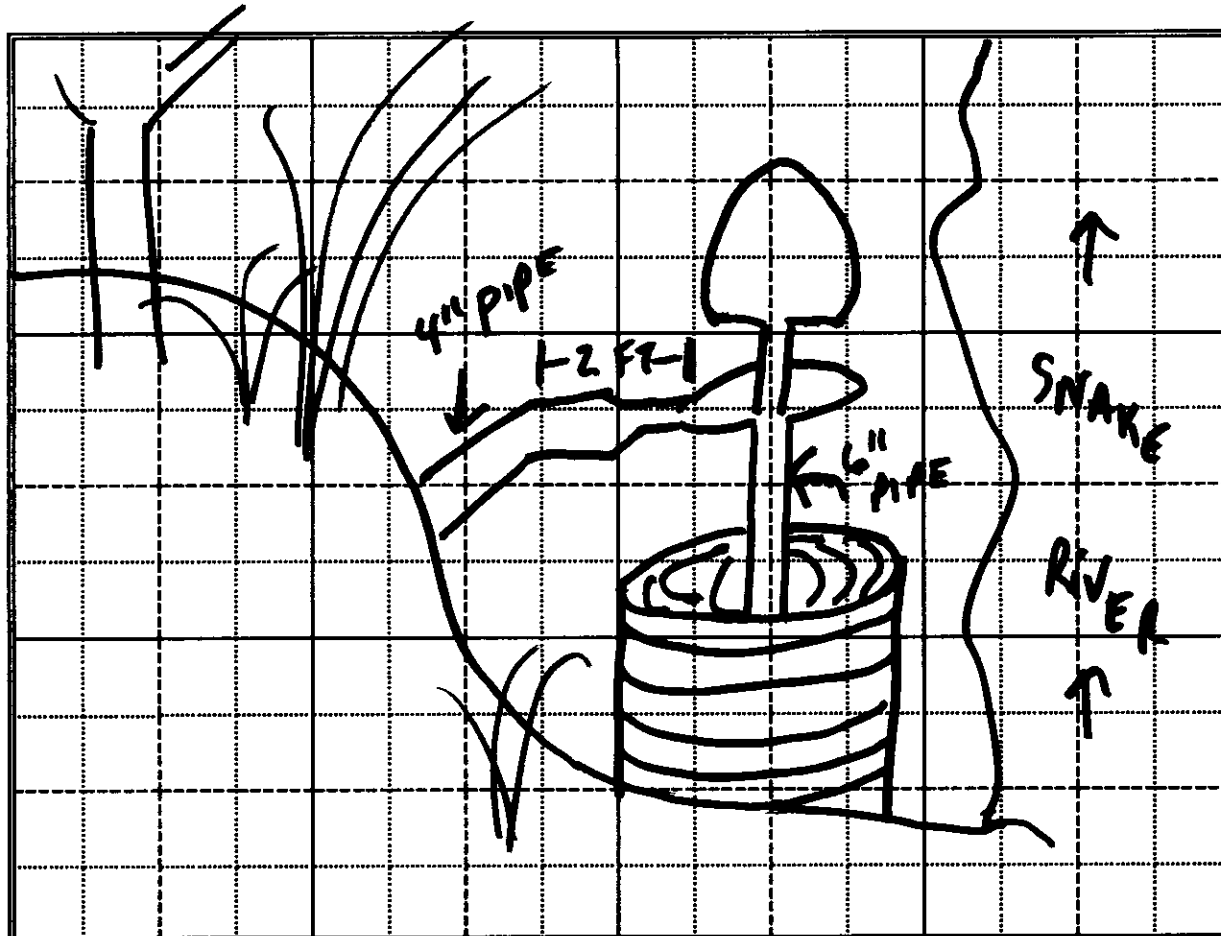
[illegible]

**2. Place(s) of Use:**

**Indicate Method of Determination**

[illegible]

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



NOT TO SCALE  
Scale: X

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

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

☐ Photo of Diversion and System Attached  
See file 02-07403

4.

| Well or Diversion Identification No.* | Motor Make | Hp  | Motor Serial No.      | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|------------|-----|-----------------------|-----------|-----------------------------------|
| 1                                     | CENTURY    | 7.5 | 6-32988-03<br>52131C2 | Jacuzzi   | S.N. J7JTH0129                    |
|                                       |            |     |                       |           |                                   |
|                                       |            |     |                       |           |                                   |

\*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:** Unable to get a measurement - power to diversion has been cut.

#### E. NARRATIVE/REMARKS/COMMENTS

Applications were submitted in anticipation of subdivision of this parcel (see also 02-07403) - see conversation memo dated 05/19/1993. The property was not subdivided but the irrigation system was developed. This right is supplemental to Gem Irrigation District water, and has not been used in 6 or 7 years (per Mrs. Abadia).

A 7.5 motor and pump are located on a metal frame on top of a 2 ft culvert which has been buried vertically into the river bank. A four inch buried mainline runs directly south to the place of use. The POV is limited to the acre field which is south of the river and north east the house. The mainline runs along the west edge of the field. There are some risers but Mrs. Abadia indicated that the water was run all the way up to a cement ditch that runs along the south border of the field. Water was siphoned from the ditch.

Acres were divided between this permit and permit 02-07403. Both ~~the~~ permits are diverted at the same point of diversion through the same irrigation system. The greatest number of acres are recommended on the senior right (02-07403), with the 1/4-1/4 distribution as close to the permit as possible. This permit is recommended for the remainder of the irrigated acres.

\*\* Please note: Proof of B/V was paid for twice. See receipt nos W001911 and C006813. Applicant is due \$50 refund. Request for refund forwarded to S.O. Fiscal 01/08/1998 by TTR.

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

**F. FLOW CALCULATIONS**

\_\_\_\_ Additional Computation Sheets Attached

Measured Method:

$$\frac{7.5 \times 8.8 \times .70}{12} = 3.85 \text{ (open discharge)}$$

$$\frac{7.5 \times 8.8 \times .70}{12 + (50)(2.31)} = .36 \text{ (0.50 p.s.i. sprinkler } \overset{\text{head}}{\text{pressure}})$$

**G. VOLUME CALCULATIONS**

## 1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 4 \times 4.5 = 18$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .08 \times 247 \times 1.9835 = 39.19$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 18$$

## 2. Volume Calculations for Other Uses:

**H. RECOMMENDATIONS**

## 1. Recommended Amounts

| Beneficial Use | Period of Use |       | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|----------------|---------------|-------|------------------------------|--------------------------|
|                | From          | To    |                              |                          |
| Irrigation     | 3-15          | 11-15 | .08                          | 18                       |
|                |               |       |                              |                          |
|                |               |       |                              |                          |
|                |               |       |                              |                          |
|                |               |       |                              |                          |
| Totals:        |               |       | .08                          | 18                       |

## 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 W. H. Thompson Date 01/07/1998

Reviewer \_\_\_\_\_ Date \_\_\_\_\_

SEAL

POINT OF  
DIVERSION  
OK

6.246

CEMENT DITCH 4.065

02-07403 & 02-07407 (Abadia)

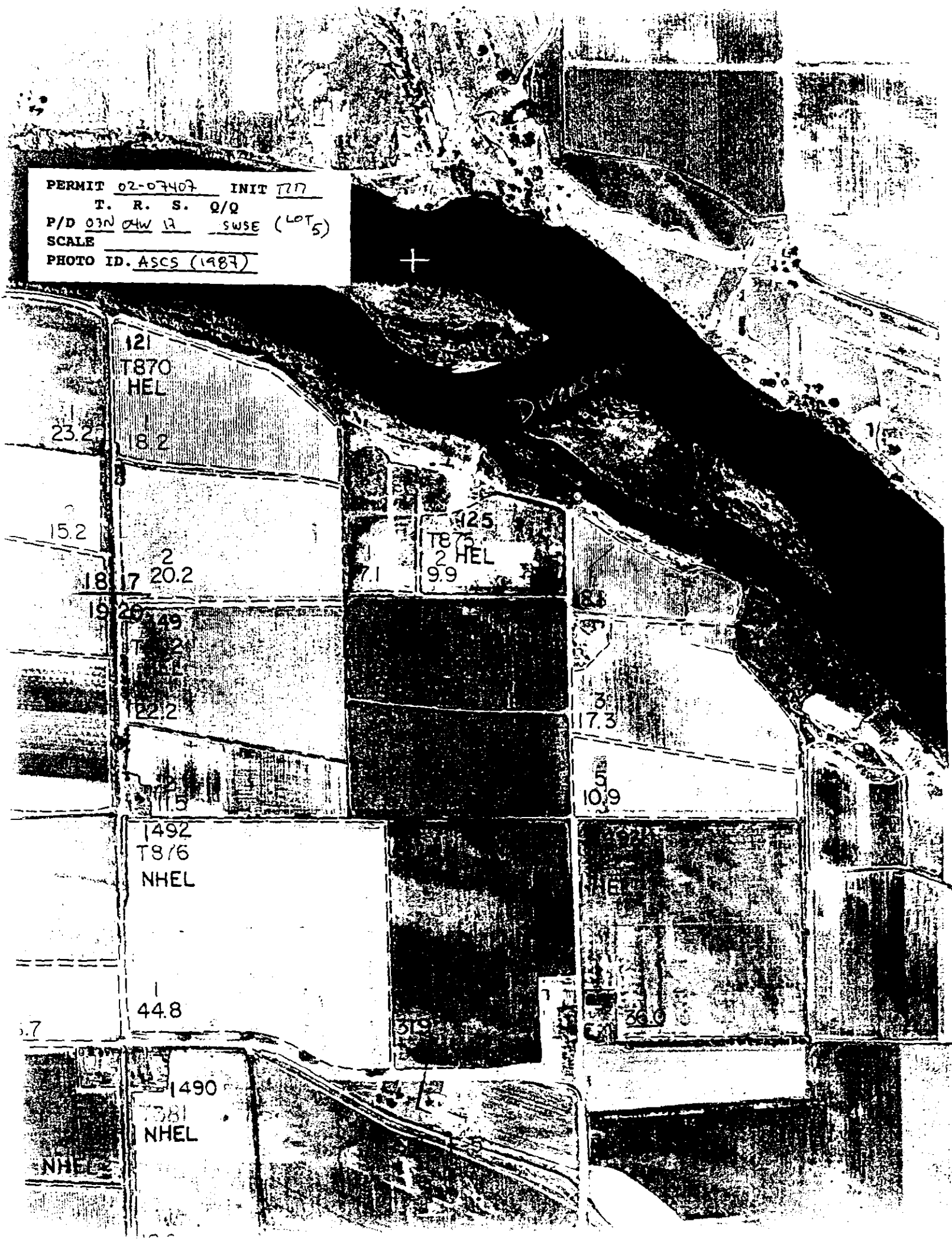
T3N R4W s.17 SWSE (Lot 5)  
s.20 NWNE (Lot 1)

POD: s.17 SWSE (Lot 5)

Original in file NO. 02-07403

M. Minicucci Jan 7, 1998  
ArcView GIS Version 3.0

PERMIT 02-07407 INIT 777  
T. R. S. Q/Q  
P/D 03N 04W 12 SWSE (LOT 5)  
SCALE  
PHOTO ID. ASCS (1987)



9/10 Abadia

33

02-07403, 07407

Property has not been subdivided.

IRRIGATED w/ DISTRICT H<sub>2</sub>O  
(from the south)

Not used in 6 or 7 years

Not used now.

Power disconnected

Jacuzzi pump

Model 75 GH2-S

Serial NO. J75TH0129

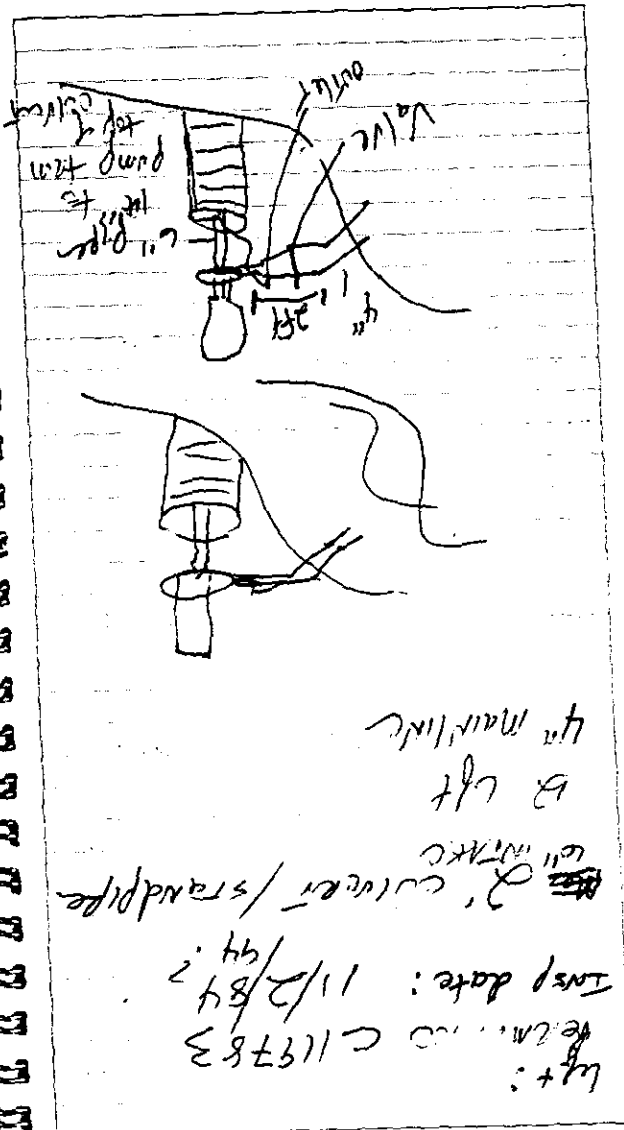
CENTURY MOTOR  
7.5 HP

Model NO. 6-32988-03  
521310

To underground system

Power lines run down east  
side of rd. to pump

Stub in middle of foundation  
@ end of road



4\" main line  
B. 4 ft

2\" collector / stand pipe  
4\" intake

Inspection date: 11/2/84  
C 119783

9/11/97 Abadia

34



PHOTOGRAPHER AND DATE OF PHOTOS MYINICUCCI 09/11/1997  
FILE NO. AND LEGAL DESCR. 02-07407 T03N R04W S-17+20



Place of use. Photo taken from  
northwest corner of POU, just  
south of direction, looking south  
along west side of POU.

June 8, 1992

AGUSTIN ABADIA  
RT. 1 BOX 116  
MARSING ID 83639

RE: Water Right No. 02-07407

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 satisfied 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

June 12, 1992

AGUSTIN ABADIA  
RT. 1 BOX 116  
MARSING ID 83639

RE: Water Right No. 02-07407

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

May 19, 1992

AGUSTIN ABADIA  
RT. 1 BOX 116  
MARSING ID 83639

RE: Water Right No. 02-07407

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 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

Form 217  
03/86

**RECEIVED**  
MAY 15 1989

STATE OF IDAHO

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

**PROOF OF BENEFICIAL USE**

For Office Use Only

Fee Received 50

Date 5/15/89

Receipt # 1000813

Receipt by R. J. Buring

Reviewed by [Signature]

Sent to region 525 89

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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. 02-7407

Name(s) of Permit Holder: Agustin Abadia

Post Office Address: Rt. 1, Box 116, Marsing, ID 83639

Telephone No. 896-4448

Source of Water: Snake River

Extent of Use:

Domestic                      (number of households) Stockwater                      (number and type of stock)

Irrigation 7 (acres) Other/Remark                     

Total rate and/or volume for which proof is submitted .14 cfs                      acre-feet

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

Measuring Device: Required? Yes X No  
Installed? Yes        No

Fee enclosed \$ 50  
(See License Examination Fee Schedule)

Flow Measurement Port: Required? Yes X No  
Installed? Yes        No

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

same as above

(Name)

(Telephone Number)

(Address)

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

**NOT RECORDED**

JUN 12 1989

X Agustin Abadia  
Signature of Permit Holder (and title, if appropriate)

Date

November 1, 1984

RE: Permit No. 02-7407

Agustin Abadia  
Rt. 1, Box 116  
Marsing, ID 83639

Dear Permit Holder:

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

Note also that water shall not be diverted under this permit unless a base flow of the Snake River at the U.S. Geological Survey stream gaging station at Murphy exceeds 3,300 cfs and at Weiser exceeds 4,750 cfs. 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 base flow is 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.

The 1982 Idaho Legislature added a 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,

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

DRT:sc  
Enclosures

**MICROFILMED**

02-7407-

ABADIA, AGUSTIN

RT. 1 BOX 116, MARSING, ID 83639

Source: SNAKE RIVER trib. to COLUMBIA RIVER

Date Filed: 09/19/1984

Diversion Pt: LOT 05 (SWSE) Sec 17 T 03N R 04W

Use: IRRIGATION (0.14 CFS)

In: LOT 05 (SWSE) Sec 17 T 03N R 04W LOT 01 (NWNE) Sec 20 T 03N R 04W  
FOR 7 ACRES

**MICROFILMED**