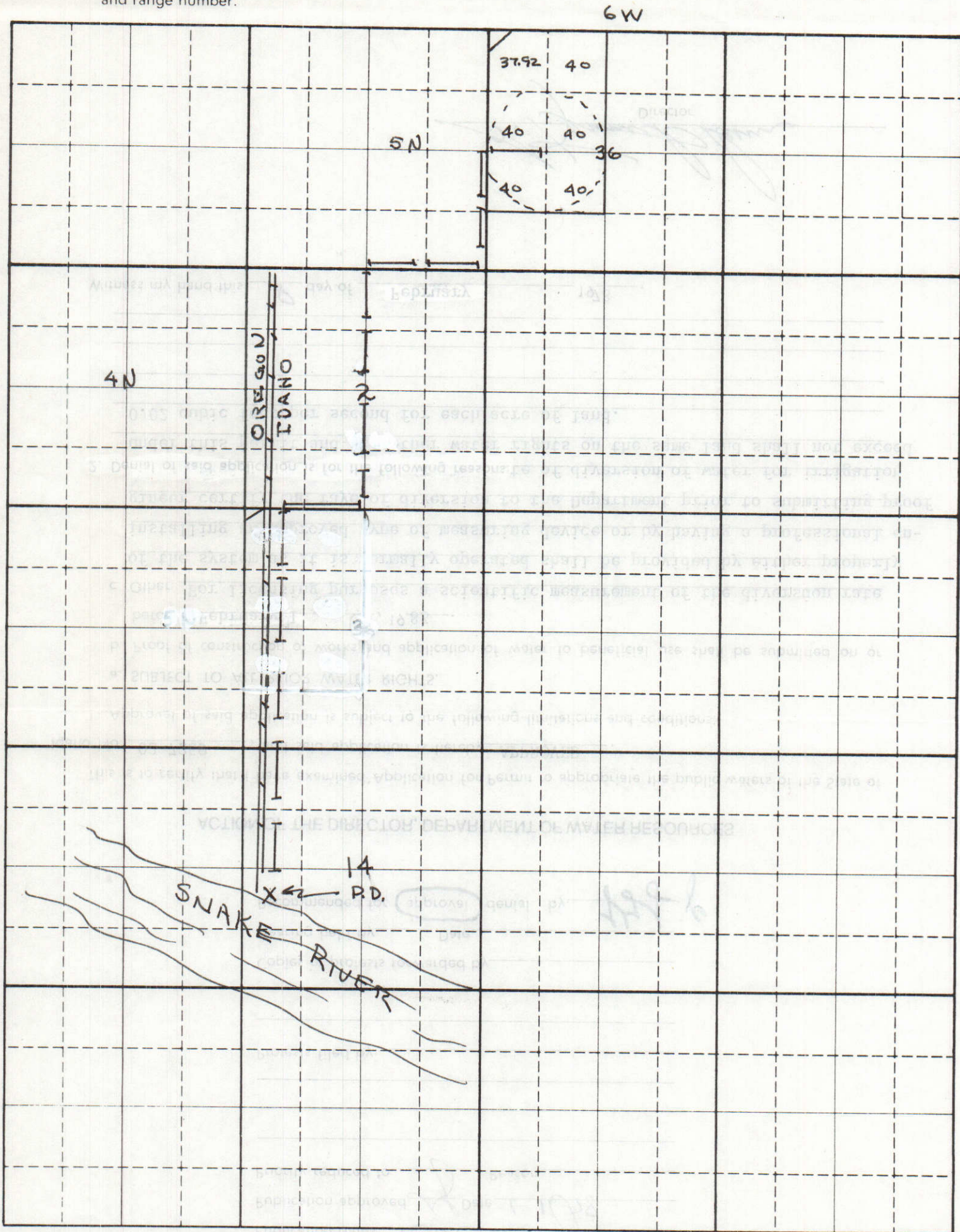


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Ronald E. Smith
(Applicant)

MICROFILMED

AFFIDAVIT OF PUBLICATION

RECEIVED
JAN 10 1978

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

Department of Water Resources
Western Regional Office

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 News-Tribune, a daily, (except Sunday) newspaper published in the City of 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 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:

December 29, 1977; January 5, 1978

Subscribed and sworn to before me this _____

19 78 5th day of January

Jannet Gush
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1981

MICROFILMED

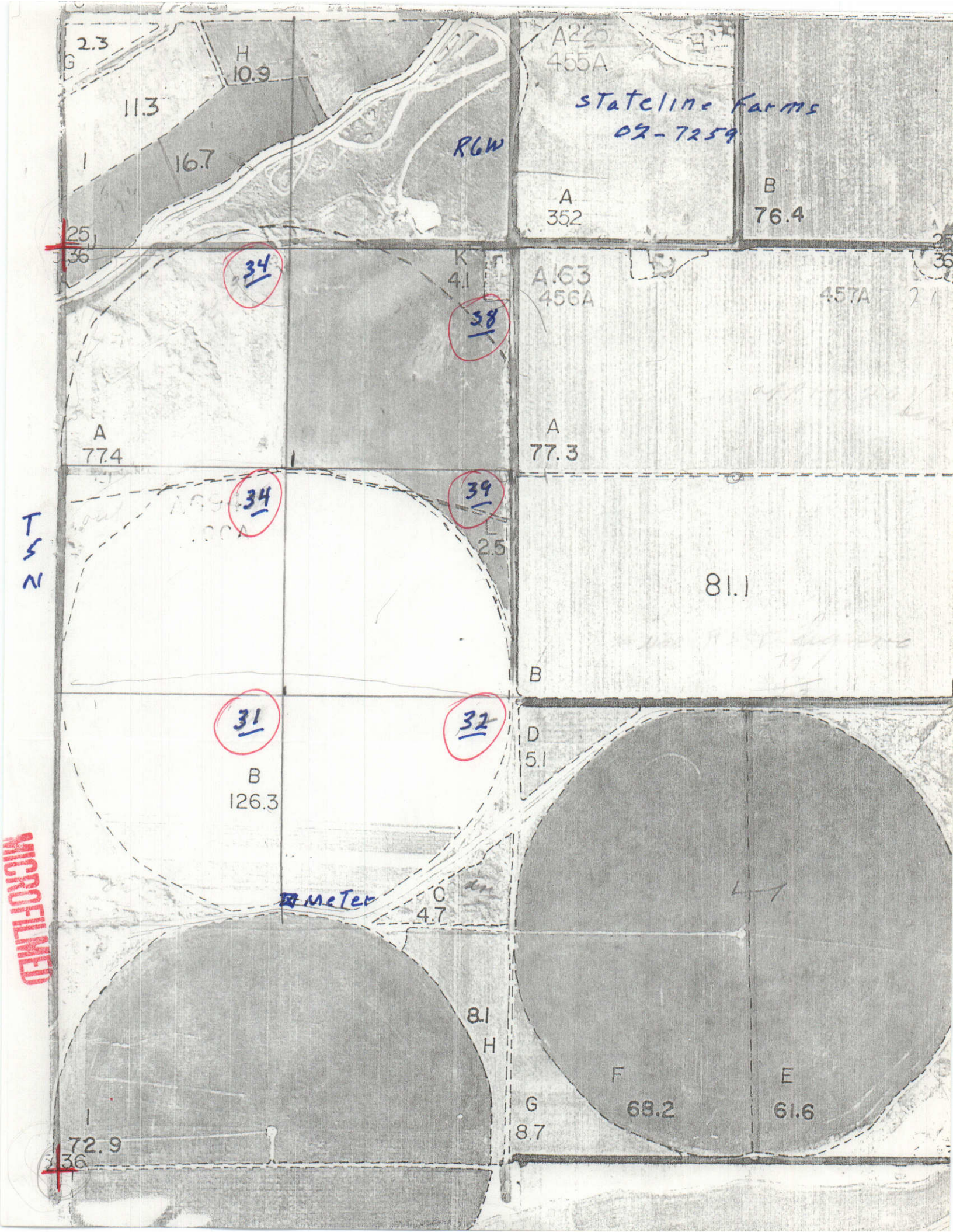
NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that RONALD G. SMITH Route 3, Box 57 Parma, ID has on December 16, 1977 submitted Application No. 02-7259 for a permit to appropriate 3.0 cubic feet per second of water from the Snake River trib. Columbia River by means of pumps within Government Lot 3, Sec 14 T4N-R6W B.M., Canyon County to be used from March 15 to Nov 15 for irrigation of 237.92 acres within the NW¼, N½SW¼ Sec 36 T5N-R6W 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 Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before January 16, 1978.

C. STEPHEN ALLRED
Director
Dec. 29, 1977; Jan. 5, 1978

OK
1-11-78
mf



2.3

H
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11.3

16.7

RGW

A225
455A

Stateline Farms
02-7259

A
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B
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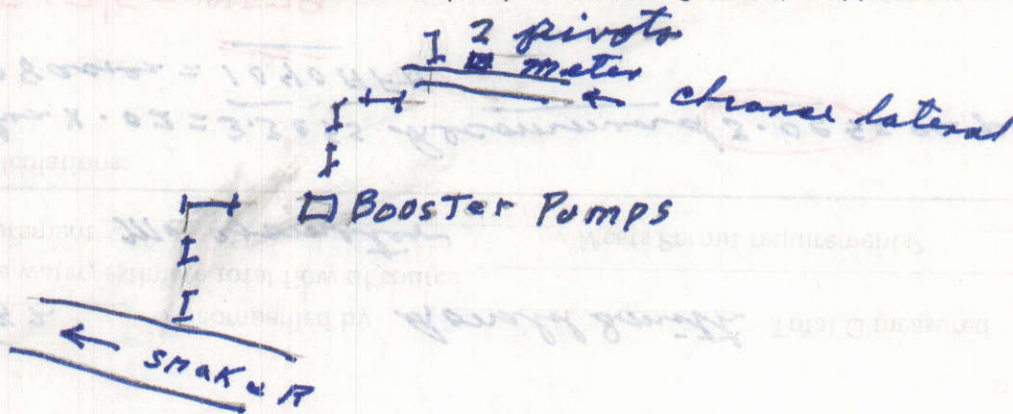
E
61.6

I
72.9

36

Place of use		Point of Direction	
RLW		RLW	
	34 38		
T	34 39	T	14
S	36	4	P.D
N	31 32	N	63

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: L3 NESW Sec 14 T4N R6W

Place(s) of Use

[illegible]

☐ Change P.D. as reflected above

☒ Change P.U. as reflected above

☐ Add P.D. as reflected above

☐ Add P.U. as reflected above

☒ None
☐ Other

Examiner's Signature Gabe X. Meyer

Checked by DBS

Approved by

Date 6/18/82

Date 8/27/82

Date 4-26-83

5/94

RECEIVED

APR 16 2001

WATER RESOURCES
WESTERN REGIONIdent. No. TC-2-1STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TEMPORARY CHANGE APPLICATION

(To change point of diversion, place of use or purpose of use)

Name of applicant Big Bend Irrigation District Phone 541-724-6153Post Office address 747 Redton Road, Adrian, OR 97901

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change purpose of use ☐ Other

2. Describe the proposed change(s) and the reason(s) therefor Move Snake River supplemental water from lands within Wilder Irrigation District in Idaho to lands within Big Bend Irrigation District in Oregon. Primary water on both lands is via the Boise Project.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount	Nature	Period of Use
<u>02-02390</u>	<u>2/24/1965</u>	<u>13.30 cfs</u>	<u>Irrigation</u>	<u>3/15 to 11/15</u>
<u>02-07207</u>	<u>11/18/1975</u>	<u>1.36 cfs</u>	<u>Irrigation</u>	<u>3/01 to 10/31</u>
<u>02-07259</u>	<u>12/16/1977</u>	<u>3.00 cfs</u>	<u>Irrigation</u>	<u>3/15 to 11/15</u>
				to

2. Total amount of water being transferred 17.66 cubic feet/second and/or _____ acre-feet per annum

3. Source of water SNAKE RIVER tributary to COLUMBIA RIVER

4. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
<u>03</u>	<u>03</u>		<u>NE</u>	<u>SW</u>	<u>14</u>	<u>LN</u>	<u>6W</u>	<u>Canyon</u>	

5. Lands Irrigated or Place(s) of Use:

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

939.72 acres within the boundaries of the Park Unit of the

Big Bend Irrigation District in Oregon.

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Total acres 939.72

JUN 01 2001

RECEIVED

MAY - 7 2001

Department of Water Resources

6. General Information:

- a. Who owns the water right to be changed? Ron Smith
- b. Describe the arrangement allowing use of the right Water right, pump station, and pipeline
are being leased
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this application:

- d. Has the water right sought to be transferred been used this year? no If yes, explain. _____
- e. Absent the changes, how would the right be used for the remainder of the year? _____
- f. Describe other water rights used for the same purpose.
63-02388 (Boise River) 63-09074 (supplemental)
- g. Remarks:

I hereby assume all risk in accordance with Section 42-222A, Idaho Code, and assert that no one will be injured by such change and that 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. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Rolan L. Loria, Vice Pres.
(Signature of applicant) Big Bend Irrigati

FOR DEPARTMENT USE ONLY

Received by dh Date 4/16/01 Fee \$50
Receipted 4/16/01 # 1007580 Recommend: approve deny
Watermaster recommendation _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Temporary Change Application No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 199__.

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF APPLICATION)
FOR TEMPORARY CHANGE OF A)
WATER RIGHT NOS. 02-02390,)
02-07207, & 02-07259 IN THE NAME)
OF BIG BEND IRRIGATION DISTRICT)
_____)

**ORDER AUTHORIZING
TEMPORARY CHANGE**

TC - 2 - 1

WHEREAS, a drought emergency has been declared for Canyon County to allow administrative actions to lessen the severe impacts of the drought conditions in the county; and

WHEREAS, section 42-222A, Idaho Code, provides that upon declaration of a drought emergency, the director of the Department of Water Resources ("Department") is authorized to allow temporary changes in the point of diversion, the place of use, and the purpose of use for valid existing water rights or temporary exchanges of water, as provided in section 42-240, Idaho Code, when the director determines that such changes can be accomplished in accordance with the provisions of section 42-222A, Idaho Code; and

WHEREAS, on April 16, 2001, Big Bend Irrigation District ("applicant") submitted the attached Temporary Change Application ("application") to the Department; and

WHEREAS, the Department has reviewed the application and has determined the application can be approved with certain conditions; and

WHEREAS, The applicant assumes all risk and is the responsible party if diversion and use of water under the temporary change approval causes injury to other water rights or constitutes an enlargement in use of the original right;

ORDER

IT IS HEREBY ORDERED that the application is **APPROVED** subject to the following conditions:

1. Diversion and use of right nos. is authorized only at the point of diversion and place of use described on the application or as otherwise approved in this order.
2. This temporary change approval does not authorize construction of a new well as a new point of diversion.

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JUN 5 1 2001

3. This temporary change approval may only be used to provide a replacement water supply to lands or other uses that normally have a full water supply, except for the drought condition. This temporary change approval may not be used to provide water for new development or to allow expansion of the use of water under existing water rights.
4. Rights 02-02390, 02-07207, and 02-07259 are limited to the irrigation of a total of 939.72 acres in a single irrigation season.
5. This temporary approval does not authorize the use of diversion works or a delivery system owned by or managed by a corporation or an irrigation district without the written consent of such corporation or irrigation district.
6. The applicant agrees to hold the director and the state of Idaho harmless from all liability on account of the diversion and use of water under this temporary change approval.
7. This temporary change approval does not grant any right-of-way or easement to use the diversion works or conveyance works of another person or entity.
8. The water rights transferred by this approval are subject to any minimum streamflow on the Snake River that bears a date of priority earlier than the water right transferred.
9. This temporary change approval expires on January 1, 2002 unless rescinded or extended by the director. Thereafter, the water right shall revert to the point of diversion, place of use and nature of use existing prior to the temporary change approval.

DATED this 27th day of April, 2001.



Gary Spackman
Western Regional Manager

AGREEMENT BETWEEN

Ronald G. Smith
25357 Wamstad Road
Parma, Idaho 83660

ATTENTION:
CLAY SPACK

and

Big Bend Irrigation District
747 Red Top Road
Adrian, Oregon 97901

Smith, who owns Idaho water rights, number 32250/02-2390, 02-7207 and 02-7259, containing about 8,000 gallons per minute more or less, agrees to lease these water rights to Big Bend Irrigation District for the 2001-2003 irrigation seasons. Smith also agrees to lease his pumping station and about 6,400 feet of twenty-four inch steel pipeline along State Line Road which will divert said 8,000 gallons Snake River water per minute to the Golden Gate Canal owned by the Boise Project Board of Control of which the Big Bend Irrigation District is a part.

Big Bend Irrigation District agrees to furnish two pumps which have a combined total of 400 horsepower to be located at said pumping station. The District also agrees to contract with Idaho Power for the power needed to operate said pumps and to pay all power costs.

Big Bend Irrigation District has removed a section of the twenty-four inch pipe and constructed a weir pool at the Golden Gate Canal to deliver and measure 8,000 gallons per minute into the canal.

If the twenty-four inch pipeline is damaged or is rendered unusable, Big Bend Irrigation shall not be held liable. If Big Bend Irrigation District prefers to repair the pipeline, it may do so at its option. Big Bend Irrigation District agrees to indemnify and hold Smith harmless against damages and injury relating to the

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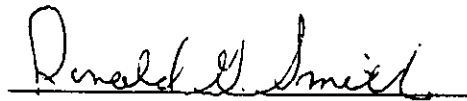
JUN 9 1 2001

pumping and delivery of this water unless such damages and injury result from the actions of Smith.

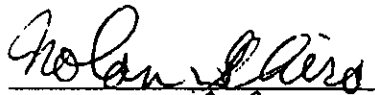
Compensation to Smith shall be \$2,000.00 per month commencing when pumping starts, but not more than \$8,000.00 in any one year.

Either Smith or Big Bend may terminate this lease for the 2001, 2002 and 2003 irrigation seasons by giving written notice prior to February 1, 2002 for the 2002 irrigation season or February 1, 2003 for the 2003 irrigation season.

Any time after the 2003 irrigation season, at Smith's request, the pipe coming into the weir pool constructed by the District shall be capped at the expense of the District so water will continue up the pipeline to the Smith property. Any time after the 2003 irrigation season, at Smith's request, the permit issued to Big Bend Irrigation District will automatically be transferred back to Smith through action of the Idaho Department of Water Resources.



Ronald G. Smith


Vice President BBID
Big Bend Irrigation District

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JUN 01 2001

Total acres 939.72

PART 1

6. General Information:

- a. Description of diversion system Two 200 hp. pumps, 2' pipeline to Golden Gate Canal, laterals throughout the Big Bend Irrig. Dist. (within the Park unit of district).
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
Land will continue to be irrigated via the primary Boise Project water & by ground water. The supplemental Snake River water was used in Big Bend district in the previous season (re: transfer # 3718).
- d. Remarks:
This transfer intends to move the water to the Big Bend Irrig. Dist. through the 1993 irrigation season. (end of 1993 season).

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 02-2390/7207/7259

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

- 1) This transfer shall expire, and the place of use under the above rights shall revert to the place of use prior to the transfer, on November 15, 1993.

MICROFILMED

APR 11 1991

Witness my hand this

28th

day of

March19 91

J. Glen Saylor
Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 02-02390 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water SNAKE RIVER tributary to COLUMBIA RIVER

4. Date or priority 2/24/1965

5. Water is used for the following purpose:

amount 13.30 cfs for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right 13.30 cubic feet per second and/or 2987 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
3		NE	SW	14	4N	6W	Canyon	

8. Lands irrigated or place of use:

Twp.	Rge.	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	
4N	6W	1					2.3	2.4	30										98
		2	2.1	2.2			34	34							40	40	34	40	376.72
		11			35														35
5N	6W	36											34	40		40	40		154

Total acres 663.72

9. Describe any other water rights used for the same purpose as described above 63-02388 (Boise River)

63-09074 (supplemental)

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

N/A

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

N/A

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. 02-07207 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water SNAKE RIVER tributary to COLUMBIA RIVER

4. Date or priority 11/18/1975

5. Water is used for the following purpose:

amount 1.36 cfs for IRRIGATION purposes from 3/1 to 10/31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 1.36 cubic feet per second and/or 306 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
03		NE	SW	14	4N	6W	CANYON	

8. Lands irrigated or place of use:

Twp.	Rge.	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	
5N	6W	36													34			34	68

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APR 11 1991

Total acres 68

9. Describe any other water rights used for the same purpose as described above 63-02388 (Boise River)

63-09074 (supplemental)

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.) N/A

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

N/A

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

RECEIVED
APR 11 1981

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. 02-07259 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Snake River tributary to Columbia River

4. Date or priority 12/16/1977

5. Water is used for the following purpose:

amount 3.00 cfs for Irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 3.00 cubic feet per second and/or 1040 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
<u>03</u>		<u>NE</u>	<u>SW</u>	<u>14</u>	<u>4N</u>	<u>6W</u>	<u>CANYON</u>	

8. Lands irrigated or place of use:

Twp.	Rge.	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	
<u>5N</u>	<u>6W</u>	<u>36</u>					<u>38</u>	<u>34</u>	<u>34</u>	<u>39</u>	<u>32</u>	<u>31</u>							<u>208</u>

MICROFILMED

APR 11 1991

Total acres 208

9. Describe any other water rights used for the same purpose as described above 63-02388 (Bonne River)
63-09074 (supplemental)

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

N/A

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) N/A

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

See map in transfer # 3718

MICROFILMED

APR 11 1991

PART 3

B. CHANGES IN NATURE OF USE

N/A

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that 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.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Big Bend IHO Dick Bennett President
(Signature of Applicant)

Subscribed and sworn to before me this 27 day of December, 19 90.

Helen Harris

(Notary Public)

My commission expires 12-8-94

FOR DEPARTMENT USE ONLY

Transfer contains 10 pages and _____ attachments

Received by SL Date 12/27/90 Protest filed by _____

Prelim. check by _____ Fee \$50 W012923

Receipted by SL Date 12/27/90

Published in Press-Tribune Copies of protest forwarded by _____

Pub. dates 1/16 & 1/23/91 Hearing held by _____ Date _____

Watermaster recommendation requested NA Recommended for ☒ approval ☐ denial

_____ rec'd. DR by _____

Copy of transfer sent to lien holder APR 11 1991



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3718

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

APPROVED

Name of applicant Big Bend Irrigation District Phone 503-724-6153
Post Office address 747 Redtop Road Adrian OR. 97901

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Move Snake River supplemental water from lands within Wilder Irrig. Dist. in Idaho to lands within Big Bend Irrig. Dist. in Oregon. Primary water on both lands is via the Boise Project.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|--|-------------------|-----------------------|------------------------------|-----------------------------|
| <u>02-02390</u> | <u>2/24/1965</u> | <u>13.30 cfs</u> | <u>Irrigation</u> | <u>3/15</u> to <u>11/15</u> |
| <u>02-07207</u> | <u>11/18/1975</u> | <u>1.36 cfs</u> | <u>Irrigation</u> | <u>3/01</u> to <u>10/31</u> |
| <u>02-07259</u> | <u>12/16/1977</u> | <u>3.00 cfs</u> | <u>Irrigation</u> | <u>3/15</u> to <u>11/15</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| 2. Total amount of water being transferred | | <u>17.66</u> | cubic feet per second and/or | _____ acre-feet per annum. |
| 3. Source of water | | <u>Snake River</u> | tributary to | <u>Columbia River</u> |
| 4. Point(s) of Diversion: | | | | |

[illegible]

5. Lands irrigated or place of use: 939.72 acres within the boundaries of the Big Bend

[illegible]

Irrigation District, as shown in Attachment A
Park Unit

Total acres	939.72
-------------	--------

PART 1

6. General Information:

a. Description of diversion system Two 200 hp pumps, 2' pipeline to Golden Gate Canal, laterals throughout Big Bend Irrig. Dist. (within the Park Unit of district).

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Land will continue to be irrigated via Boise Project water & ground water. Supplemental Snake River water has not been used in past 2 or 3 years, thus transfer will not affect the land.

d. Remarks:

Essentially, the transfer will move supplemental water to other land for supplemental use due to the drought conditions. Primary right on existing & proposed places of use is Boise River water via Boise Project. ground water is also a supplemental source on existing pln in Idaho.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 02-2390/7207/7259

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

This transfer shall expire on November 15, 1990 and the place of use shall revert to the place of use prior to the transfer.

Witness my hand and seal this

MICROFILMED

JUN 26 1990

day of

June

19 90

R. Glen Saxton

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2
 (Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. 02-02390 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice☐ Warranty Deed☐ Other _____3. Source of water Snake River tributary to Columbia River4. Date or priority 2/24/1965

5. Water is used for the following purpose:

amount 13.30 cfs for Irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 13.30 cubic feet per second and/or 2,987 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
<u>3</u>		<u>NE</u>	<u>SW</u>	<u>14</u>	<u>4N</u>	<u>6W</u>	<u>Canyon</u>	

8. Lands irrigated or place of use:

Twp.	Rge.	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	
<u>4N</u>	<u>6W</u>	<u>1</u>					<u>23</u>	<u>24</u>	<u>30</u>										<u>98</u>
		<u>2</u>	<u>61</u>	<u>22</u>	<u>34</u>	<u>4</u>	<u>34</u>	<u>34</u>	<u>30</u>		<u>34</u>			<u>40</u>	<u>40</u>	<u>34</u>	<u>40</u>		<u>336.72</u>
		<u>11</u>		<u>35</u>															<u>35</u>
<u>5N</u>	<u>6W</u>	<u>36</u>					<u>JUN 26 1990</u>				<u>34</u>	<u>40</u>			<u>40</u>	<u>40</u>			<u>154</u>

Total acres 663.72

9. Describe any other water rights used for the same purpose as described above 63-02388 (Boise River,
Boise Project, Primary source), 63-09074 (supplemental)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 02-07207 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Snake River tributary to Columbia River

4. Date or priority 11/18/1975

5. Water is used for the following purpose:

amount 1.36 cfs for Irrigation purposes from 3/1 to 10/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.36 cubic feet per second and/or 306 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
<u>03</u>		<u>NE</u>	<u>SW</u>	<u>14</u>	<u>4N</u>	<u>6W</u>	<u>Canyon</u>	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
<u>5N</u>	<u>6W</u>	<u>36</u>													<u>34</u>			<u>34</u>	<u>68</u>

MICROFILMED

JUN 26 1990

Total acres 68

9. Describe any other water rights used for the same purpose as described above 63-02388 Boise River,
Boise Project, Primary source), 63-09074 (supplemental)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 02-07259 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Snake River tributary to Columbia River

4. Date or priority 12/16/1977

5. Water is used for the following purpose:

amount 3.00 cfs for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.00 cubic feet per second and/or 1040 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
03		NE	SW	14	4N	6W	Canyon	

8. Lands irrigated or place of use:

Twp.	Rge.	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	
5N	6W	36					38	39	34	39	32	31							208

MICROFILMED

JUN 6 1990

Total acres 208

9. Describe any other water rights used for the same purpose as described above 63-02388 (Boise River, Boise Project, Primary Source), 63-09074 (Supplemental)

PART 3

B. CHANGES IN NATURE OF USE

N/A

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that 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.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

x Dick Bennett (President)
(Signature of Applicant)

Subscribed and sworn to before me this 19th day of April, 19 90.

Melvin Gene Egan
(Notary Public)

My commission expires 9-2-1994

FOR DEPARTMENT USE ONLY

Transfer contains 10 pages and _____ attachments
 Received by RL Date 4/19/90 Protest filed by _____
 Prelim. check by RL Fee \$50.00
 Receipted by RL Date 4/19/90 # W012208
 Published in Press-Tribune and Statewide Copies of protest forwarded by _____
 Pub. dates 5/2 & 5/9/90 5/3 & 5/10/90 Hearing held by _____ Date _____
 Watermaster recommendation requested on N/A Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by DRT

Copy of transfer sent to lien holder N/A **MICROFILMED**

JUN 26 1990

Identification No. _____

Application No. 02-7259

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT APPROVED

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

1. Name of applicant Ronald G. Smith Phone: 722-6333
post office address Rt. 3, Box 57, Parma, ID 83660
2. Source of water supply Snake River which is a tributary of _____
3. a. Location of point of diversion is Lot 3 $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section 14 Township 4N
Range 6W 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 3.00 for Irrigation purpose from Mar. 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. 3.00 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. two 300 hp elec. powered pumps

- 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 _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ _____.
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: _____

APPROVED

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	
5N	6W	36					40	37.92	40	40	40	40							237.92

Total number of acres to be irrigated 237.92

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

Wilder Irrigation Dist., New application for groundwater

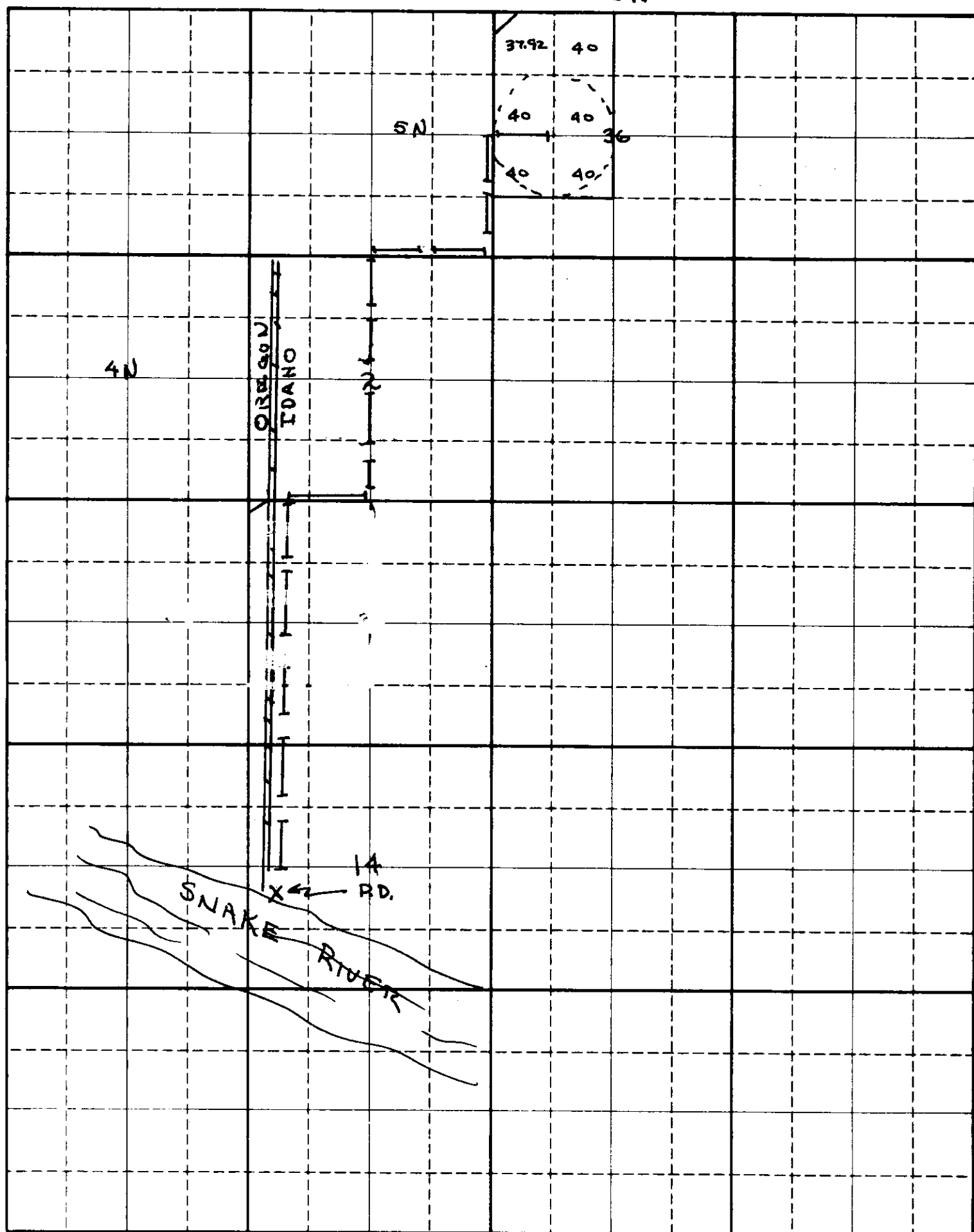
9. a. Who owns the property at the point of diversion Applicant

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.

Ronald E. Smith
(Applicant)

MICROFILMED

12/16/77
Proposed Priority

Received by JS Date 12/16/77 Time 3:55 p.m.
Preliminary check by JS Fee \$ 45.00
Received by j Date 12/16/77 # 10220
Publication prepared by ry Date 12-22-77
Published in Neep & Tribune
Publication dates Dec 29 & Jan 5
Publication approved ry Date 1-11-78
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ryf jc

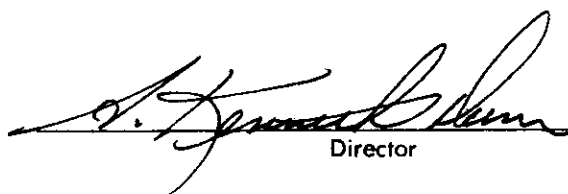
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 02-7259, 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 March 1, 1983.
- c. Other: For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water. (2) The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Witness my hand this 8 day of March 1978.


Director

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 02-7259 Priority December 16, 1977 Amount 3.0 cfs

THIS IS TO CERTIFY, that Ronald G. Smith
of Parma, Idaho, has complied with the terms and conditions of Permit
No. 02-7259 issued pursuant to Application for Permit dated December 16, 1977,
and has submitted proof to the Department of Water Resources on November 19, 1981,
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 14.8 cfs of water from the Snake River,
tributary to the Columbia River, 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
Irrigation	from <u>March 15</u> to <u>November 15</u> at <u>3.0</u> cfs and <u>1040.0</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 3.0 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 confined for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1040.0 acre feet per year, said waters to be diverted within the Government Lot 3 (NE $\frac{1}{4}$ SW $\frac{1}{4}$)
Section 14, Twp 4N, Rge 6W 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 $\frac{1}{4}$	
5N	6W	36					38	34	34	39	32	31							208

Total number of acres irrigated 208

This right when combined with Right No. 02-2390 shall not exceed 14.8 cfs.
Water shall not be diverted under this license unless the flow of the Snake
River at the U.S. Geological Survey stream gaging station at Murphy exceeds
3,300 cubic feet per second and at Weiser exceeds 4,750 cubic feet per second.

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, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 18TH day of
JANUARY, 19 84.

Acting for the Director Norman C Young

AFFIDAVIT OF PUBLICATION

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

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 News-Tribune,
a daily, (except Sunday) newspaper published in the City of
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 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:

December 29, 1977; January 5, 1978

OK
1-11-78
jlf

Verla Harker

Subscribed and sworn to before me this _____

19 78 5th day of January

Jeanne Gush
Notary Public, Residing at Nampa, Idaho
MY COM. EXPIRES
JULY 12th, 1981

NOTED FOR ME

June 8, 1992

STATELINE FARMS
RT. 3 BOX 57
PARMA ID 83660

RE: Water Right No. A02-07259

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

MICROFILMED
JUN 01 2001

June 12, 1992

STATELINE FARMS
RT. 3 BOX 57
PARMA ID 83660

RE: Water Right No. A02-07259

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

MICROFILMED

JUN 13 2001

May 19, 1992

STATELINE FARMS
RT. 3 BOX 57
PARMA ID 83660

RE: Water Right No. A02-07259

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

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JUN 01 2001

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

MICROFILMED
JUN 01 2001

RECEIVED
MAR 29 1991Department of Water Resources
Western Regional Office**AGREEMENT**

between

Ronald G. Smith

25357 Wamstad Road

Parma, Idaho 83660

and

Big Bend Irrigation District

747 Red Top Road

Adrian, Oregon 97901

Smith, who owns Idaho water rights, numbers 32250/02-2390, 02-7207 and 02-7259, containing about 8,000 gallons per minute more or less, agrees to lease these water rights to Big Bend Irrigation District for the 1991-1993 irrigation seasons. Smith also agrees to lease his pumping station and about 6400 feet of twenty-four inch steel pipeline along State Line Road which will divert said 8,000 gallons Snake River water per minute to the Golden Gate Canal owned by the Boise Project Board of Control of which the Big Bend Irrigation District is a part.

Big Bend Irrigation District agrees to furnish two pumps which have a combined total of 400 horsepower to be located at said pumping station. The District also agrees to contract with Idaho Power for the power needed to operate said pumps and to pay all power costs.

Big Bend Irrigation District has removed a section of the twenty-four inch pipe and constructed a weir pool at the Golden Gate Canal to deliver and measure 8,000 gallons per minute into the canal.

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JUN 8 1 2001

If the twenty-four inch pipeline is damaged or is rendered unusable, Big Bend Irrigation shall not be held liable. If Big Bend Irrigation District prefers to repair the pipeline, it may do so at its option. Big Bend Irrigation District agrees to indemnify and hold Smith harmless against damages and injury relating to the pumping and delivery of this water unless such damages and injury result from the actions of Smith.

Compensation to Smith shall be \$2,000.00 per month commencing when pumping starts, but not more than \$8,000.00 in any one year.

Either Smith or Big Bend may terminate this lease for the 1992 or 1993 irrigation seasons by giving written notice prior to February 1, 1992, for the 1992 irrigation season or February 1, 1993, for the 1993 irrigation season.

Any time after the 1993 irrigation season, at Smith's request, the pipe coming into the weir pool constructed by the District shall be capped at the expense of the District so water will continue up the pipeline to the Smith property. Any time after the 1993 irrigation season, at Smith's request, the permit issued to Big Bend Irrigation District will automatically be transferred back to Smith through action of the Idaho Department of Water Resources.



Ronald G. Smith



President,

Big Bend Irrigation District

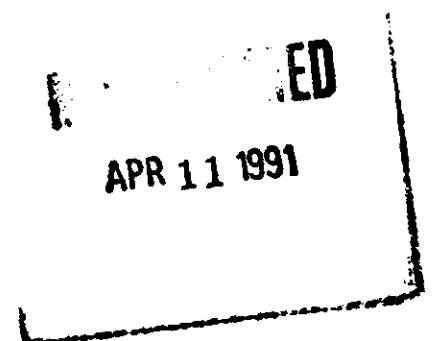
MICROFILMED

JUN 01 2001

MEMORANDUM

TO: Files 02-7207 & 02-7259
FROM: Brenda
DATE: March 27, 1991
RE: Transfer No. 3803

See file 02-2390 for all correspondence regarding the above referenced transfer.



TER-DEPARTMENT MEMO — 1

FROM Sharla

DATE 6/21/90

TO File 02-7259

SUBJECT Trans. 3718

See file 02-2390 for all correspondence regarding the above referenced transfer.

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JUN 26 1990

SIGNATURE

January 23, 1984

RE: Permit No. 02-7258

Ronald G. Smith
Rt. 3, Box 57
Parma, ID 83660

Dear Mr. Smith:

Enclosed herewith is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

RECEIVED



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

July 5, 1983

Ronald G. Smith
Rt. 3 Box 57
Parma, ID 83660

Dear Mr. Smith,

A representative of this Department has made an examination of the works covered by your Permit No. 02-7259, and has found the following:

Amount of water 3.0 cfs can be recognized as beneficially used under Idaho law: Snake River trib Columbia River
Source: 1040.0

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

Government Lot 3 (NE $\frac{1}{4}$ SE $\frac{1}{4}$) Section 14, Twp 4N, Rge 6W

Point(s) of diversion:

Section 36, Twp 6N, Rge 6W
Beneficial use: Irrigation of 145 acres in the NW $\frac{1}{4}$, 63 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$,

December 16, 1977

Priority date established:

not exceed 14.8 cfs. This right when combined with Right No. 02-2390 shall
Conditions (if any):

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,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw

RECEIVED
JUL 11 1983

2.3

H
10.9

11.3

16.7

RLW

stateline farms
02-7259

A
352

B
76.4

25

36

34

41

A.C.S
4504

A
77.4

A
77.3

34

39

L
2.5

81.1

B

31

32

B
126.3

D
5.1

meter

C
4.7

81

H

G

8.7

72.9

36

T
S
N

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Place of use			Point of Dissection		
RLW			RLW		
	34	38			
T	34	39	T		
S		36	4	14	
N	31	32	N	P.D	
				63	

1 2 pivots
meter
channel lateral
Booster Pumps
SNAKE

Place(s) of Use

[illegible]☒ None
☐ Other

Date 6/18/82

Date 8/27/82

Date 4-26-83

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

02-7259
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 6/17/82 Accompanied by Donald Smith Total Q measured 3.3
If source is surface water, estimate total flow of source 14.8
Methods of measurement me anometer Meets Permit requirements? Capacity

Measurement calculations:

$165 \text{ inches} \times .02 = 3.3055$ Recommended 3.0 cfs as per permit
 $595 \times 208 \text{ acres} = 1040 \text{ AFA}$
 $30 \times 1.9835 \times 215 = 1457.9$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	<u>2</u>					<u>Me anometer</u>		
						<u># 8014127</u>		

System Description

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Irrigation requirement =		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
<u>gr</u>	<u>3.0</u> ✓	<u>1040</u> ✓	<u>3/15</u>	<u>11/15</u>
Total	<u>3.0</u> ✓	<u>1040</u> ✓	<u>3/15</u>	<u>11/15</u>

Remarks
② P.D. 1-300 HP Westinghouse Motor Serial # 35-65
1-300 HP S.E. " " C J T 307124
get new pumps no serial numbers on pumps.
Booster pumps - 1-75 HP 1-200 HP 1-250 HP.
③ meter on line at place of use.
④ Capacity of entire system at P.D. is 14.8 cfs
as shown on license 02-2390

Overlap Review for 02-7259

Permit 63-2004 Boise River - No Overlap because of ~~permit stage~~ ^{OK} different source
Superseded by Decree 63-0301

Permit 63-9074 gw - No Overlap because of ~~permit stage~~ ^{OK} different source

License 02-2390 Snake R. T/D GL3 Sec 14 T4N R6W
(same)

T/D see attached license
copy
(different)

L 02-2390 13.3 cfs
This right 02-7259 3.0

16.3 Greater than capacity (14.8)
Recommend limiting to
capacity R17 OK

RC 4/26/83

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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 32250/02-2390 Priority Feb. 24, 1965 Amount 13.3 cfs

THIS IS TO CERTIFY, that Connecticut Mutual Life Insurance Company
of Hartford, Connecticut, has complied with the terms and conditions of Permit
No. 32250/02-2390 issued pursuant to Application for Permit dated February 24, 1965,
and has submitted proof to the Department of Water Resources on November 21, 1973,
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 14.8 cfs of water from the Snake River,
tributary to the Columbia River, 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>13.3</u> cfs and	<u>2,987 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 13.3 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
2,987 acre feet per year, said waters to be diverted within the Lot 3 of Sec. 14,
Twp. 4 N, Rge. 6 W, B. M. in the County of Canyon

Description and location of 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	
4 N	6 W	1					L.3 34	L.4 34	30										98.00
		2	L.1 41. 36	L.2 35. 36	34	40				38	34			40	40	34	40		376.72
		11		35															35.00
5 N	6 W	36										34	40		40	40			154.00

Total number of acres irrigated 663.72

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 30 day of
August, 19 76.

Director



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

A. Kenneth Dunn

Director

(208) 334-2190

April 30, 1982

Ronald G. Smith
Rt. 3 Box 57
Parma, Id. 83660

RE: 02-7259

Dear Mr. Smith:

We acknowledge receipt of your statement submitted as proof as beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

☐ A field examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

☒ A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

Judy Pense

Judy Pense
Secretary

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DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 02-7259

Name(s) of Permit Holder: RONALD G. SMITH

Post Office Address: RT. 3, Box 57, PARMA ID., 83660

Source of Water:

SNAKE R.

Extent of Use:

☐ Domestic

☐ Stockwater

☒ Irrigation

☐ Other

238

(number of households)

(number and type of stock)

(acres) NOV 1 1981

Measuring Device:

Required?

☒ Yes ☐ No

Installed?

☒ Yes ☐ No

Access Port:

Required?

☐ Yes ☐ No

Installed?

☐ Yes ☐ No

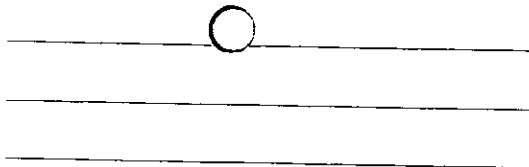
Department of Water Resources

Western Regional Office

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

11/19/1981
Date

Ronald G. Smith
Signature of Permit Holder



○ PLACE
TEN CENT
STAMP
HERE

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IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

January 21, 1981

Ronald G. Smith
Route 3, Box 87
Parma, ID 83660

Dear Mr. Smith:

Re: Permit No. 02-7259

Pursuant to your telephone conversation with Roberta Garrett, enclosed is a statement of beneficial use postcard.

If you have any questions, please feel free to contact me.

Sincerely,

RIAN FLECK
Sr. Secretary

Enclosure

March 17, 1978

Re: Permit No. 02-7259

Ronald G. Smith
Route 3, Box 57
Parma, ID 83660

Dear Mr. Smith:

Your approved copy of Application for Permit No. 02-7259 is enclosed and we direct your attention to the conditions of approval on the fourth page.

Please 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. Enclosed is a letter describing the different types of measuring devices accepted by this Department.

You must also be aware that 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 land 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 a base flow is maintained in the Snake River as is the presently recommended policy approved by the state legislature then no water would be available for this permit. Therefore, you should consider carefully these facts before you make any expenditures for the construction of your system.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure



STATE OF IDAHO

DEPARTMENT OF LANDS

STATEHOUSE, BOISE, IDAHO 83720

GORDON C. TROMBLEY
DIRECTOR

STATE BOARD OF LAND COMMISSIONERS

JOHN V. EVANS
GOVERNOR AND PRESIDENT
PETE T. CENARRUSA
SECRETARY OF STATE
WAYNE L. KIDWELL
ATTORNEY GENERAL
JOE R. WILLIAMS
STATE AUDITOR
ROY TRUBY
SUPT OF PUBLIC INSTRUCTION

19 January 1978

L. Glen Saxton
Department of Water Resources
Western District
STATEHOUSE MAIL

RE: Ronald G. Smith
02-7259

Dear Glen:

Thank you for the copy of the above numbered application. The work described will require a permit from the Department of Lands in addition to your permit.

The applicant is being so notified of our requirements.

Very truly yours,

DIVISION OF EARTH RESOURCES

WILLIAM A. SCRIBNER, Chief
Bureau of Navigable Waters

WAS:ph

cc: Southwest Idaho Area

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EQUAL OPPORTUNITY EMPLOYER

January 17, 1978

Re: Application for Permit No. 02-7259
Ronald G. Smith

Mr. Bill Scribner
Department of Lands
Statehouse Mail
Boise, ID 83720

Dear Mr. Scribner:

Enclosed is a copy of the above referenced application for permit which may be of interest to your agency. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter.

If you have questions regarding the application, please contact this office.

Sincerely,

L. GLEN SAXTON, P.E.
Western Regional Supervisor

LGS:rf

Enc.

RECEIVED



DEPARTMENT OF WATER RESOURCES

WESTERN REGION

John V. Evans
Governor

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

December 22, 1977

Re: Notice of Proposed Amending of Water Permit No. 63-8521 -- John I. Haas, Inc.
Notice of Application for Permit No. 02-7259 -- Ronald G. Smith

News Tribune
P. O. Box 1179
Caldwell, ID 83605

Gentlemen:

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

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

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

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before January 16, 1978.

Sincerely,

RITA FLECK
Secretary

Bill submitted
1-11-78
26

RECEIVED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that RONALD G. SMITH
Route 3, Box 57 Parma, ID
has on December 16, 1977 submitted Application No. 02-7259
for a permit to appropriate 3.0 cubic feet per second ~~XXXXXX feet~~
~~per annum~~ of water from the Snake River trib. Columbia River
by means of pumps
within ~~the~~ Government Lot 3, Sec 14 T4N-R6W B.M., Canyon County

to be used from Mar 15 to Nov 15
for irrigation of 237.92 acres

within the NW¹₄, NE²₄ SW¹₄ Sec 36 T5N-R6W 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 Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before January 16, 1978.

C. STEPHEN ALLRED

Director

Published in the News-Tribune, Caldwell, ID
on December 29, 1977 and January 5, 1978.