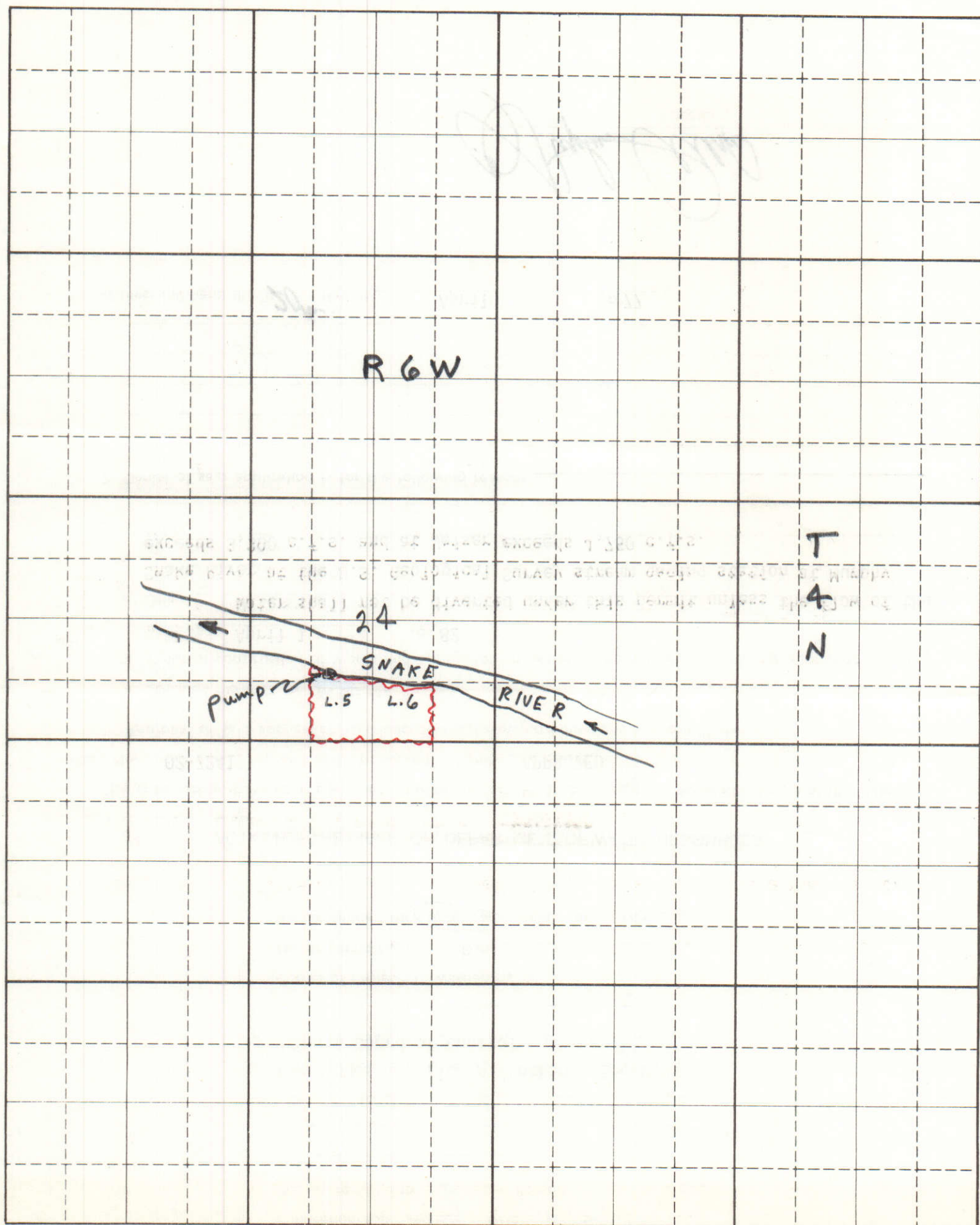


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Henry William
(Applicant)

PROOF OF PUBLICATION

STATE OF IDAHO
County of Owyhee } s.s.

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

That the annexed notice was published in said newspaper once each week and every week for 2 consecutive weeks, the first publication being on the 10 day of February, 1977, and the last publication being on the 17 day of February, 1977;

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.


PUBLISHER

Subscribed and sworn to before me this 17 day of Feb, 1977.


NOTARY PUBLIC

My commission expires 9-10-82

(SEAL)

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that STANLEY J. &/or CONNIE R. WILLIAMS Route 1, Box 232, Homedale, ID has on January 31, 1977 submitted Application No. 02 - 7241 for a permit to appropriate 1.22 cubic feet per second of water from the Snake River trib. Columbia River by means of pump and sprinkler system within Government Lot 5, Sec. 24, T. 4 N., R. 6 W., B. M., Owyhee County to be used from Mar. 15 to Nov. 15 for irrigation of 61 acres within Government Lots 5 & 6, Sec. 24, T. 4 N., R. 6 W., B. M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before February 28, 1977.

R. KEITH HIGGINSON,
Director.

Published in the OWYHEE NUGGET, Marsing, ID on February 10, 1977 and February 17, 1977.

OK
2-23-77
J

RECEIVED

FEB 23 1977

Department of Water Resources
Western Regional Office

MICROFILMED

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that Stanley J. &/or Connie R. Williams

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
----------------	---------------	-------------------	---------------

from _____ **PRIME** _____ of and

from _____ at _____ of _____

(both dates inclusive)

Description and location of place of use:

Total number of acres irrigated 17

Director

5.5

Identification No. _____

Application No. 02-7241

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 Stanley J. &/or Connie R. Williams Phone: 337-4398
post office address Route 1 Box 232 Homedale, ID 83628
2. Source of water supply Snake River which is a tributary of Columbia River
3. a. Location of point of diversion is Government Lot 5 $\frac{1}{4}$ of $\frac{1}{4}$ of Section 24 Township 4N
Range 6W B.M. Owyhee 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 0.50 1.22 for Irrigation purpose from 3-15 to 11-15 (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: 0.50

- a. 1.22 cubic feet per second and/or
b. _____ acre feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. pump and 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 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: _____

MICROFILMED

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

[illegible]

Total number of acres to be irrigated 61

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

Gem Irrigation District thru the Owyhee & Succor Creek Project are now used to
irrigate the land

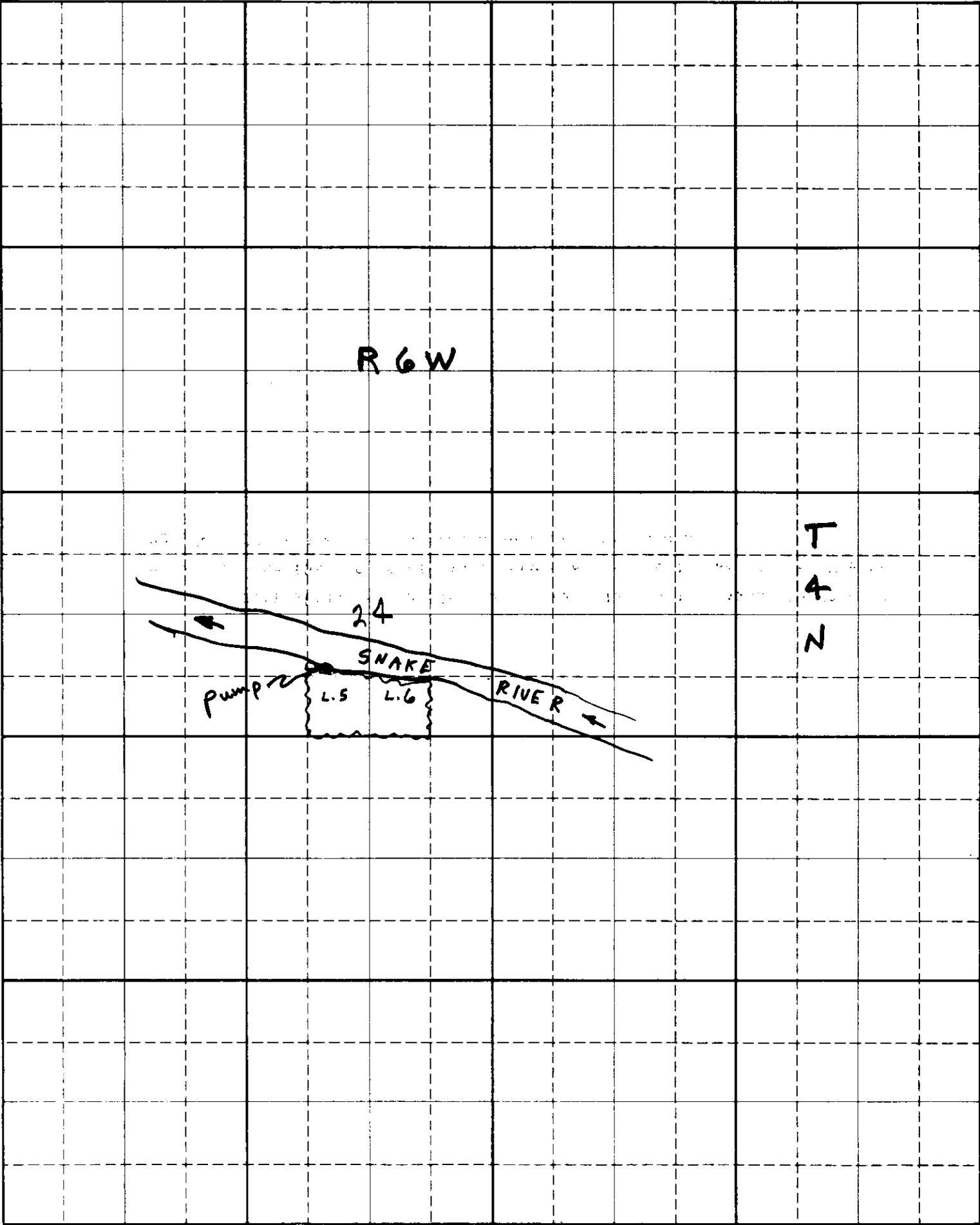
9. a. Who owns the property at the point of diversion Applicant

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 This application is proposed to provide supplemental water to 25 acres
being a part of the total 61 acres which are now irrigated. Water for 39 acres
is being supplied at 4 AF/acre by the Owyhee Project, South Board of Control.

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.

Henry Williams
(Applicant)

1/31/77
Proposed Priority _____

Received by WJH Date 1-31-77 Time 8:35^a
Preliminary check by WJH Fee \$ 35⁰⁰
Receipted by WJH Date 1-31-77 # 16195
Publication prepared by WJH Date 2-3-77
Published in Coyote Nugget
Publication dates Feb 10 & 17
Publication approved WJH Date 2-23-77
Priority reduced to _____ Reason _____

Protests filed by: Erich A. Knehans, Sec-Man.
South Board of Control Withdrawn

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by jc

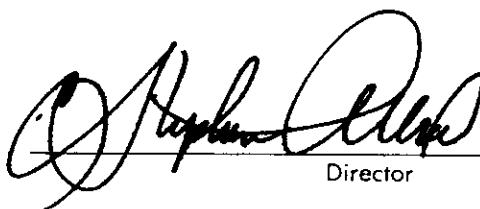
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 02-7241, 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 April 1, 19 82.
- c. Other: 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 20th day of April 19 77.


Director

PROOF OF PUBLICATION

STATE OF IDAHO

County of Owyhee

s.s.

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

That the annexed notice was published in said newspaper once each week and every week for 2 consecutive weeks, the first publication being on the 10 day of February, 1977, and the last publication being on the 17 day of February, 1977;

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.

Rodney A. Hawes
PUBLISHER

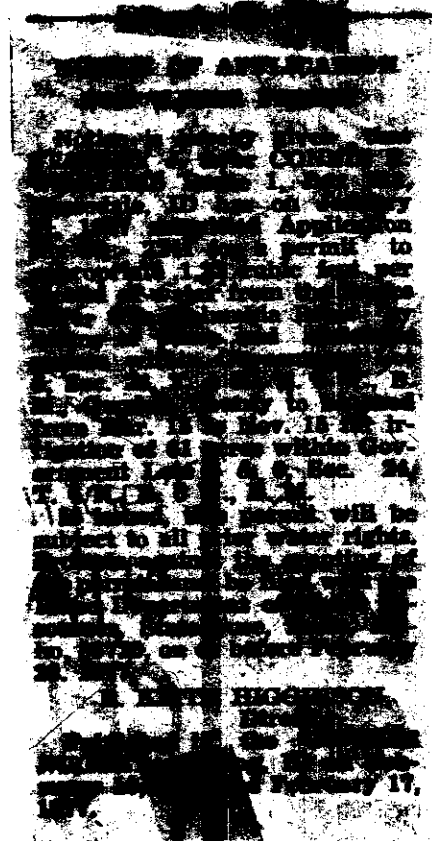
Subscribed and sworn to before me this 17 day of Feb,

1977

Lorna J. Hawes
NOTARY PUBLIC

My commission expires 9-10-82

(SEAL)



CK
2-23-77
y

MICROFILMED

June 8, 1992

STANLEY J. WILLIAMS
CONNIE R. WILLIAMS
RT. 1 BOX 232
HOMEDALE ID 83628

RE: Water Right No. A02-07241

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

STANLEY J. WILLIAMS
CONNIE R. WILLIAMS
RT. 1 BOX 232
HOMEDALE ID 83628

RE: Water Right No. A02-07241

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

STANLEY J. WILLIAMS
CONNIE R. WILLIAMS
RT. 1 BOX 232
HOMEDALE ID 83628

May 19, 1992

RE: Water Right No. A02-07241

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

March 30, 1982

RE: Permit No. 02-7241

Stanley J. &/or Connie R. Williams
Box 936
Homedale, ID 83628

Dear Mr. and Mrs. Williams:

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

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. Kenneth Dunn
~~C. STEPHEN ALLARD~~
Director

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

February 9, 1982

Stanley J. &/or Connie R. Williams
Box 936
Homedale, Idaho 83628

Re: Permit No. 02-7241

Dear Mr. & Mrs. Williams:

A representative of this Department has made an examination of the works covered by your Permit No. 02-7241, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.31 cfs Source: Snake River tributary to Columbia River

The maximum quantity diverted shall not exceed 59.5 acre feet per year.

Point(s) of diversion: GL5 (SESW), Sec. 24, T4N, R6W, Owyhee County

Beneficial use: Irrigation of 17 acres within GL5 (SESW), Sec. 24,
T4N, R6W

Priority date established: 1/31/77

Conditions (if any): This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the land above. 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.

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

RECORDED
INDEXED

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

02-7241
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 9/8/81 Accompanied by Stanley Hilling Total Q measured .31
If source is surface water, estimate total flow of source 0.31 cfs
Methods of measurement P31 nozzle calc. Meets Permit requirements? yes.

Measurement calculations:
36 hds 1/4 nozzle 45 PSI 3.84 GPM/hd. 3.5 AFA/Acre x 17 Acre = 59.5
36 x 3.84 = 138.24 x .00228 = 31.555 capacity
17 x .02 = .34 recommend 31.555 5 AFA x 17 = 85 AFA

$V = .31 \times 1.9835 \times 245 = 150.6$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
<u>case 300</u>	<u>28</u>							
<u>TRACTOR</u>				<u>Berk</u>	<u>7678094</u>			<u>tractor driven PTO</u>

System Description Pump with 300 case tractor 4" mainline 3" laterals.

*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>irrigation</u>	<u>.31</u> ✓	<u>85</u> ✓	<u>3/15</u>	<u>11/15</u>
Total	<u>.31</u> ✓	<u>85</u> ✓	<u>3/15</u>	<u>11/15</u>

Remarks new land. Driv end at S.O. Lot 5 is in S.E.N.W. Lot 5 is not properly described on permit, but lot numbers take precedence over the tract description, so therefore an amendment isn't needed in this case. J. Jui

[illegible]

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

Place(s) of Use

[illegible]

17

☐ Other

Date 2/1/82



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)

(208) 334-2190

A. Kenneth Dunn

Director

RE:

Dear

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

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. 02-7241

Name(s) of Permit Holder: Stanley J & Connie R. Williams

Post Office Address: Box 936 Homedale, IDA 83629

Tel. No. 337-4398

Source of Water: _____

Extent of Use:

☐ Domestic

(number of households)

☐ Stockwater

(number and type of stock)

☒ Irrigation

17

(acres)

☐ Other

Measuring Device:

Required?

☐ Yes ☒ No

Installed?

☐ Yes ☒ No

Access Port:

Required?

☐ Yes ☒ No

Installed?

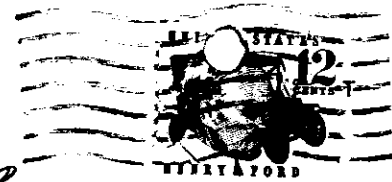
☐ Yes ☒ No

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

1 Oct 1981
Date

Stanley Williams
Signature of Permit Holder

Stanley TOV 11/19/81
P.O. Box 936
Homedale, Ida. 83628



RECEIVED

OCT 2 1981

Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

April 20, 1977

Re: Permit No. 02-7241

R

Stanley J. &/or Connie R. Williams
Route #1, Box 232
Homedale, ID 83628

Dear Mr. and Mrs. Williams:

Enclosed is a copy of your approved Application for Permit No. **02-7241** . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enclosure

MICROFILMED

March 22, 1977

Re: Application for Permit No. 02-7241

Stanley J. &/or Connie R. Williams
Route 1, Box 232
Homedale, ID 83628

Dear Mr. & Mrs. Williams:

Enclosed is a copy of a withdrawal of protest against the above referenced application.

Please be advised that this office will now continue to process your application since the protest has been withdrawn.

Sincerely,

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

LGS:rf

Enc.

MICROFILMED

March 22, 1977

Re: Application for Permit No. 02-7241
(Stanley &/or Connie Williams)

Erich A. Knehans, Sec.-Mgr.
South Board of Control
Homedale, ID 83628

Dear Mr. Knehans:

This office acknowledges receipt of the withdrawal of protest against the above referenced application for permit.

Please be advised that processing will continue since the protest has been withdrawn.

Sincerely,

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

LGS:rf

MICROFILMED

South Board of Control, Owyhee Project

Homedale, Idaho 83628

Phone 337-3760

BEVERLY FISHER
Treasurer

ERICH KNEHANS
Secy.-Mgr.

March 18, 1977

Re: Application for Permit No. 02-7241
(Stanley &/or Connie Williams)

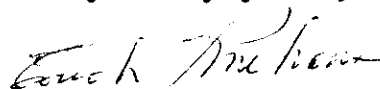
Mr. L. Glen Saxton, P. E.
Western Regional Supervisor
Idaho Department of Water Resources
92 South Cole Road
Boise, Idaho 83705

Dear Mr. Saxton:

With reference to (Application for Permit No. 02-7241)
and your letter of March 15, 1977 regarding the Permit
of Stanley Williams.

Based on the amended application, that this permit apply
to acres not under our Permit, we will withdraw our pro-
test against granting the application.

Very truly yours,



Erich Knehans, Secy.-Mgr.
South Board of Control

EK/ms

RECEIVED

March 15, 1977

Re: Application for Permit No. 02-7241
(Stanley &/or Connie Williams)

Mr. Erich A. Knehans, Sec.-Mgr.
South Board of Control
Homedale, ID 83628

Dear Mr. Knehans:

Please be advised that Mr. Stanley Williams was in this office today and changed the proposed rate of diversion from 1.22 cubic feet per second to 0.50 cubic feet per second. This change was made in order that the proposed new appropriation from the Snake River would not duplicate the land which is supplied water by the South Board of Control.

Please advise me at your earliest convenience, if based on the amended application you would withdraw your protest against the granting of the application. The withdrawal of your protest will eliminate the necessity of holding a hearing on this matter.

If you have any questions concerning this matter, please contact this office.

Sincerely,

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

LGS:rf

MICROFILMED

March 8, 1977

Re: Application for Permit No. 02-7241
Stanley &/or Connie Williams

Erich A. Knehans, Secy.-Mgr.
South Board of Control, Owyhee Project
Homedale, Idaho 83628

Dear Mr. Knehans:

This office acknowledges receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for or approve the permit subject to special conditions.

Pursuant to our telephone conversation, I have advised the applicant, Mr. Williams, that he may want to amend his application to include only the land that is not supplied by the Owyhee project.

I asked Mr. Williams to advise me of his intentions within 30 days or the matter would be set for conference and/or hearing to discuss the matters of protest.

If we may be of further assistance, please contact us.

Sincerely,

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

LGS:lp

bcc: State Office

MICROFILMED

March 8, 1977

Re: Application for Permit No. 02-7241

Stanley J. &/or Connie R. Williams
Route 1, Box 232
Homedale, Idaho 83628

Dear Mr. & Mrs. Williams:

Enclosed is a copy of a protest filed against the issuance of a permit pursuant to your Application No. 02-7241. You should be aware that the following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

From a discussion with the protestant, I was advised that the Owyhee project supplies you with water for 38.4 acres at a volume of 4 acre-feet per acre. From this information, it appears that you perhaps should only be applying for a permit from the Snake River for the difference between 61 acres minus 38.4 acres which is about 23 acres.

Please advise me if this is reasonable since such a change probably would eliminate the necessity of holding a hearing on the matter.

If I do not hear from you within thirty (30) days, you will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest.

If we may be of any assistance, please contact us.

Sincerely,

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

LGS:lp

Enclosure
bcc: State Office

MICROFILMED

South Board of Control, Owyhee Project

Homedale, Idaho 83628

Phone 337-3760

BEVERLY FISHER
Treasurer

February 23, 1977

RECEIVED

ERIC KNEHANS
Secy.-Mgr.

FEB 24 1977

Department of Water Resources

Mr. R. Keith Higginson
Director Idaho Dept. Water Resources
Statehouse
Boise, Idaho 83720

Dear Sir:

Reference to filings as follows:

Application No. 02-7241 by Stanley J. and/or Connie R. Williams

These grounds are within the Gem Irrigation District administered by the South Board of Control, Owyhee Project, a Federal Reclamation Project which holds water rights to most of these lands. The non-irrigable ground is within the Project boundaries also but are not covered as they are classed non-irrigable. This is being protested as no lands can have two water rights.

Application No. 55-7104 for a permit to inject water into Slaughterhouse Gulch, a tributary of Jordan Creek, in exchange for water that will be diverted from Jordan Creek for mining purposes.

Our objection is how will we know this will be replaced and by what means of measurements and data to confirm this action to senior water right holders to insure our water supply. What are the means of enforcement to secure our water.

Notice of claim to a water right given by Vincent C. and/or Mary L. Wideau, Rt. 1, Homedale, Idaho, has filed a claim to a water right established by diversion and application to beneficial use from Horstman Drain in Section 23, T. 3N., R. 5W.B.M., Owyhee County for use within Section 14 and 23, T. 3N., 5W.B.M.

We take exception to this claim as there is already a water right on these acres held by the Gem Irrigation District-South Board of Control, Owyhee Project, under the Federal Reclamation Project. Also, the source of water, the Horstman Drain is a Project drain subject to the District's jurisdiction.

MICROFILMED

57-4021

South Board of Control, Owyhee Project

Homedale, Idaho 83628

Phone 337-3760

BEVERLY FISHER
Treasurer

ERICH KNEHANS
Secy.-Mgr.

R. Keith Higginson

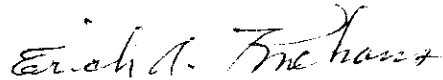
Page 2

Feb. 23, 1977

We would greatly appreciate your consideration of rejecting any water rights filed in the Owyhee Project, South Board of Control as this is under Federal Control in the hands of our Board of Directors of the South Board of Control.

Enclosed is a copy of a part of our contract with the Secretary of the Interior related to the Federal Reclamation Project.

Very truly yours,



Erich A. Knehans, Secy.-Mgr.
South Board of Control

EAK/mt.
Enc. 1

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In addition to completing the filings made by the United States, the United States is undertaking and will make filings in the States of Idaho and Oregon for the appropriation of waters pumped from the Snake River and for the appropriation of gravity water for use in the State of Idaho.

(b) The project water supply available under this contract includes the water exchange arrangements and is subject to the storage provisions of the contracts between the United States and the Owyhee Ditch Company.

(c) All irrigable lands in the project area shall have equal priority as to time with respect to the right to receive water from the project works, regardless of the time when the particular lands or Districts were first supplied with water from the project works, and the distribution of water shall be subject to the provisions of this contract.

(d) In case a dispute arises as to the character, extent, priority or validity of the right of the United States or the Districts

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to use the water supply claimed for the project, the Districts shall promptly bring and diligently prosecute judicial proceedings for the determinations of such dispute and shall take all other measures necessary for the defense and protection of the project water supply, either independently or in cooperation with the United States, when the Secretary in his discretion determines that such proceedings or other measures are desirable. Nothing in this paragraph, however, shall be construed as precluding the United States, either independently or in cooperation with the Districts, from taking such action in order to protect the project water supply.

(e) The United States does not abandon or relinquish any of the waste, seepage or return-flow waters attributable to the irrigation of the lands to which water is supplied under this contract. All such waters are reserved and intended to be retained for the use and benefit of the United States as a source of supply for the lands of the project. If suitable drainage or return-flow waters from any part of the project shall at any time be or become available at points where it can be used on lands of the project, the United States or the Districts may supply such water as a part of the supply to which the lands in the Districts are entitled.

(f) No liability shall accrue against the United States, the Boards of Control or the Districts, any of their officers, agents or

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

Cecil D. Anderson
Governor

R. Keith Higginson
Director

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

February 4, 1977

RE: Notice of Application for Water Permit No. 02-7241 - Stanley J. &/or Connie R. Williams
No. 57-7179 - Skyles & Neeley Farms
No. 57-7180 - Fred Whitson Estate
No. 57-7181 - Bessie Whitson

Owyhee Nuggett
Marsing, Idaho 83639

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 February 28, 1977.

Sincerely,

Bill submitted
2-23-77
y

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NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that STANLEY J. &/or CONNIE R. WILLIAMS
Route 1, Box 232 Homedale, ID
has on January 31, 1977 submitted Application No. 02-7241
for a permit to appropriate 1.22 cubic feet per second ~~XXXXXX~~
~~XXXXXX~~ of water from the Snake River trib. Columbia River
by means of pump and sprinkler system
within ~~CHX~~ Government Lot 5 Sec 24 T4N-R6W B.M., Owyhee County

to be used from Mar 15 to Nov 15
for irrigation of 61 acres

within ~~CHX~~ Government Lots 5 & 6 Sec 24 T4N-R6W, B.M.

If issued, this permit will be subject to all prior water rights. Pro-
tests against the granting of the permit must be filed with the Idaho Depart-
ment of Water Resources, Statehouse, Boise, Idaho, 83720, on or before
February 28, 1977.

R. KEITH HIGGINSON

Director

Published in the Owyhee Nugget, Marsing, ID
on February 10, 1977 and February 17, 1977.

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