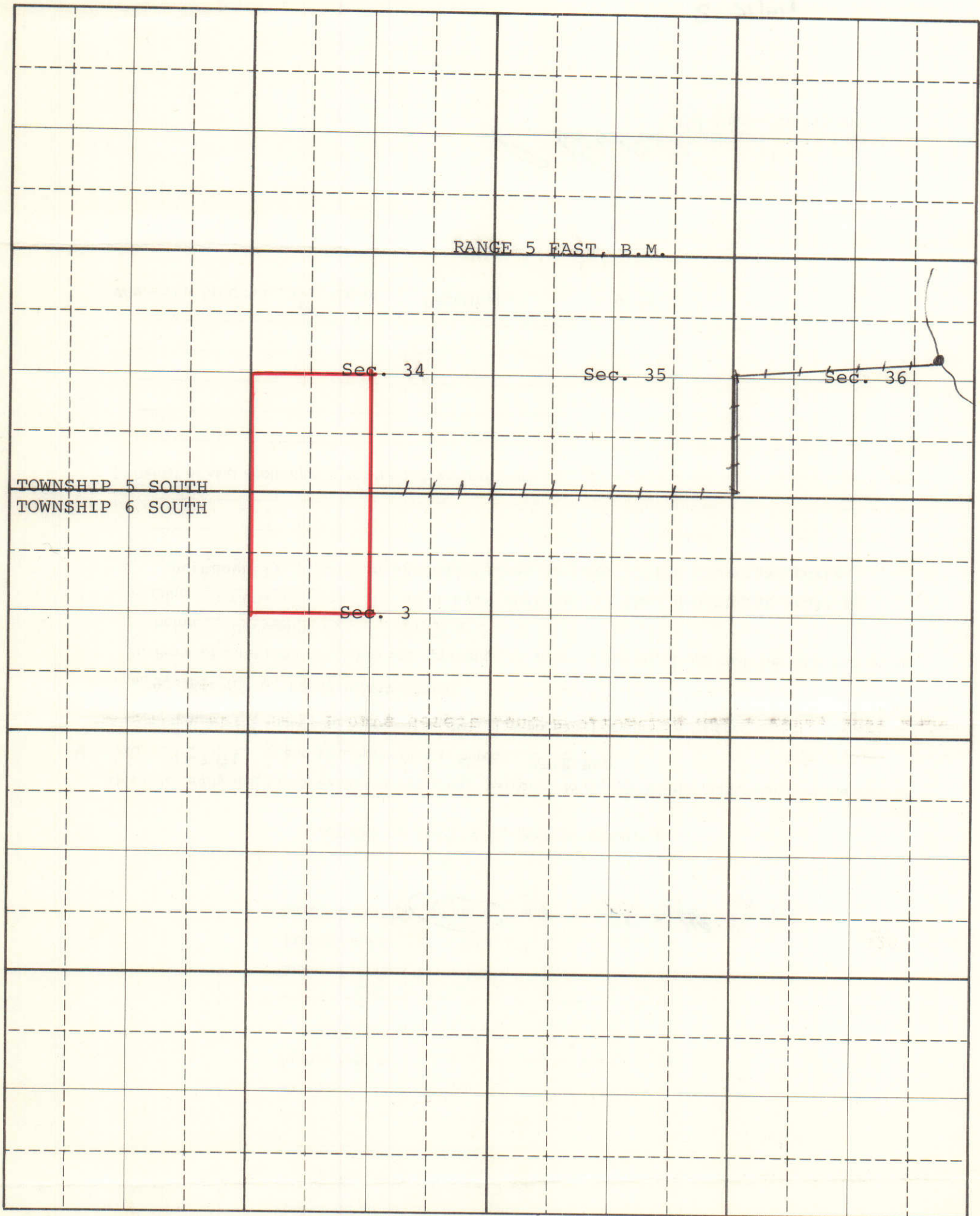


11. Map of proposed project:



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.

TERESA WHITNEY

BY: Harley M. McDowell
(Applicant)

2 7071

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 19 day of Nov, 1970, and the last publication being on the 26 day of Nov, 1970;

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 26 day of Nov, 1970.

Leona S. Hawes
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

RECEIVED

NOV 30 1970

Department of Water Administration

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Teresa Whitney, Box 163, Bruneau, Idaho, has on October 28, 1970 submitted Application No. 02 - 7071 to appropriate the public waters of the Snake River, tributary of the Columbia River.

The application proposes a maximum diversion and appropriation of 6.4 cubic feet per second of water to be diverted by sprinkler system within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T. 5 S., R. 5 E., B. M., Owyhee County, and is to be used within the SW $\frac{1}{4}$, Sec. 34, T. 5 S., R. 5 E., B. M.; and the NW $\frac{1}{4}$, Sec. 3, T. 6 S., R. 5 E., B. M., for the irrigation of 320 acres from March 1 to October 31.

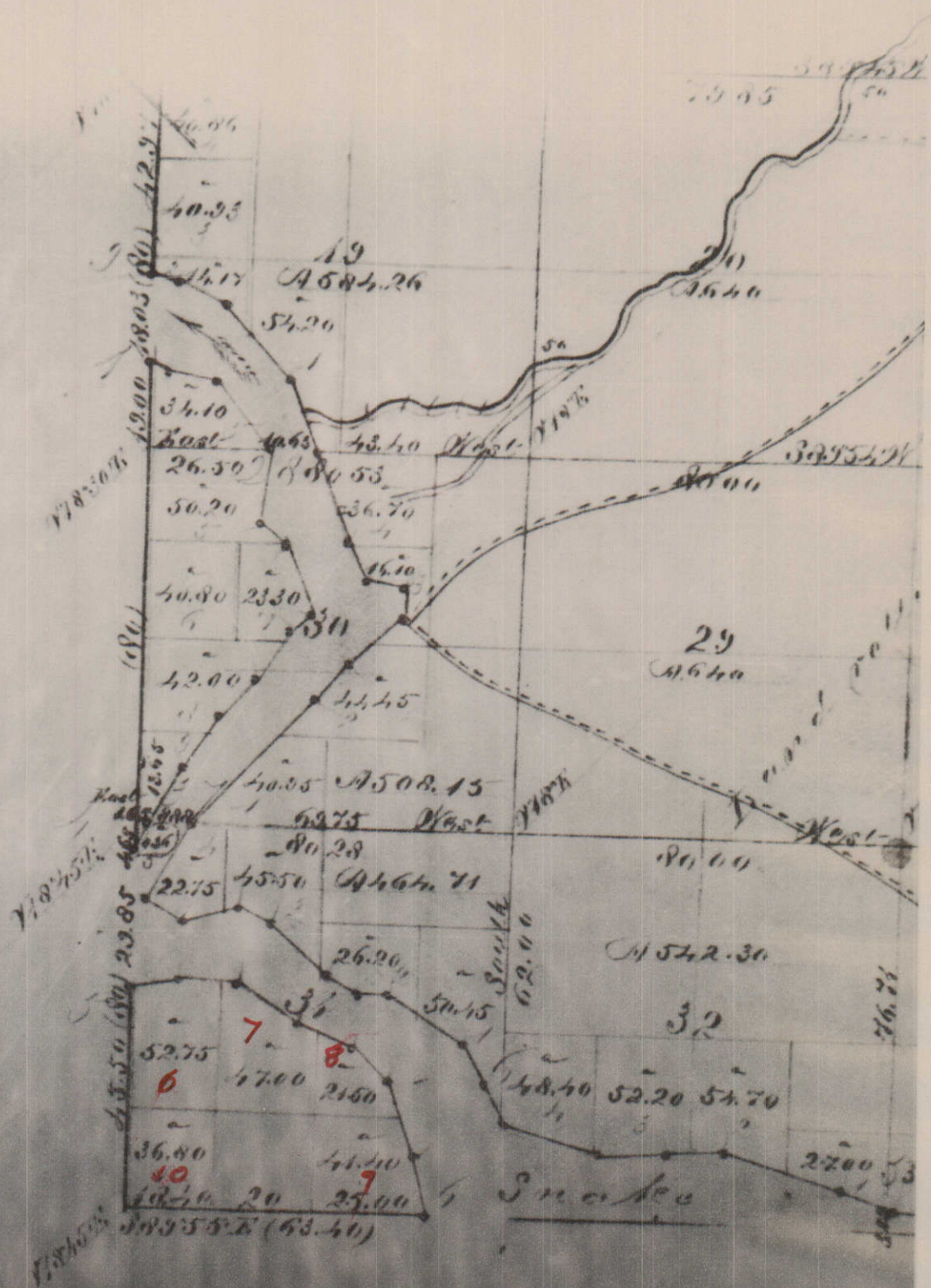
Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, on or before December 7, 1970.

R. KEITH HIGGINSON,
Director

Published in the Owyhee Nugget, Marsing, Idaho, on November 19 and November 26, 1970.

2 7071

5S
6E



Surveys Designated	By whom surveyed	Date of contract	Number of acres		
			Stated	Actual	Loss
1 Township Lines	Thos. W. Randall	August 26 1870	0.8	115	6
10 Township Lines	" " "	" " "	5.3	23	5
10 Township Lines	" " "	" " "	13	0.5	8
Total number of acres			22100.26		

MICROFILMED

C 351
217C

B
31.0

C
71.7

A
~~80.4~~

B
~~80~~
79.7

D
144.3

33 34
4 3

C 40 AC
~~39.3~~

D 40 AC
~~38.6~~ 39

C 351
217C

C 337
208C

40 AC

40 AC

E
~~42.1~~

F
~~40.2~~

SEE MEMO DATED
9-13-84
FOR REASON
FOR ACRE CHANGE

kw

MICROFILMED

5S 5E



P P Q 9 R

MICROFILMED

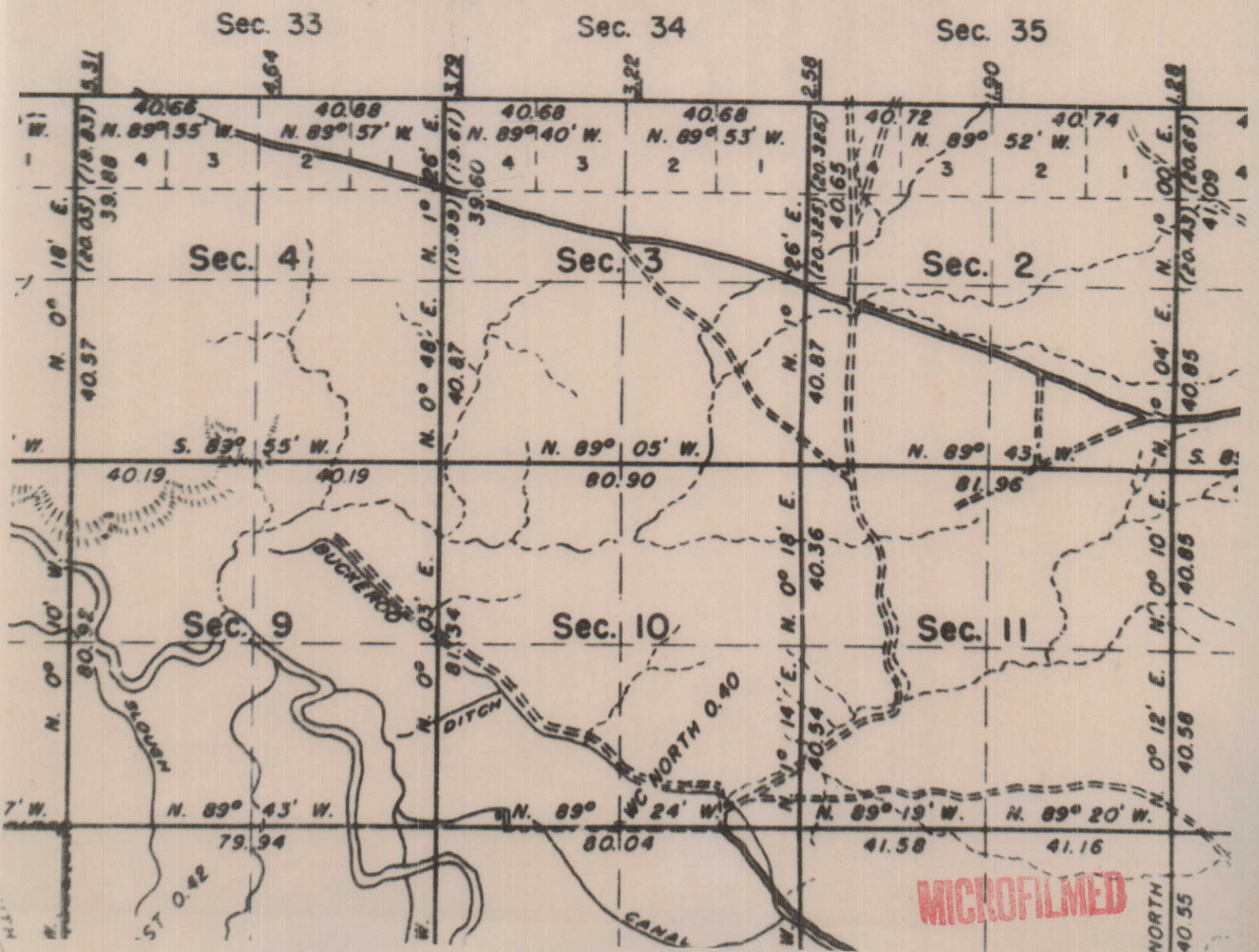
	Amount of Surveys			When Surveyed.	
	Mls.	chs.	Lvs.	Began.	Completed.
0	9	51	68	Dec. 3 ^d 1910	Dec. 21 st 1910
	7	64	36	" 9 th "	" 24 th "
	26	43	51	" 7 th "	" "

The above map of Township 5S, Range 5E, Meridian Idaho is 52 in this office.

PLACED IN THE OF

6 South

SOUTH, RANGE NO. 5 EAST OF THE BOISI
DEPENDENT RESURVEY



T
6
S

A 10x10 grid with a red square in the top-left corner. The red square is 3 units wide and 3 units high, with its bottom-left corner at (3, 3). The top-left corner of the grid is labeled '34' and the top-right corner is labeled '36'. A red asterisk is located at (8, 8).

DEPARTMENT OF WATER RESOURCES

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

(Late Proof)

License of Water Right No. 02-7071 Priority November 7, 1970 Amount 6.40 cfs

THIS IS TO CERTIFY, that Russell D. & Karen E. Hunemiller
of Mountain Home, Idaho, has complied with the terms and conditions of Permit
No. 02-7071 issued pursuant to Application for Permit dated October 28, 1970,
and has submitted proof to the Department of Water Resources on December 17, 1976,
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 43.45 cfs of water from Snake River,
tributary to 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>	<u>from March 15 to November 15</u>	<u>at 6.40 cfs</u>	<u>and 1440.0 acre feet</u>
	<u>from</u>	<u>at</u>	<u>cfs and</u>
	<u>from</u>	<u>at</u>	<u>cfs and</u>

(both dates inclusive)

Subject, however, to the condition that no more than 6.40 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 for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1440.0 acre feet per year, said waters to be diverted within the Gov. Lot 6 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)
Section 31, Twp 5S, Rge 6E in the County of Owyhee

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 $\frac{1}{4}$	
5S	5E	34									40	40	40	40					160
6S	5E	3					L.3 40	L.4 40	40	40									160

Total number of acres irrigated 320

This right when combined with License Nos. 02-2156, 02-2245, 02-2298, 02-2355, 02-2356,
02-2376, 02-7055, 02-7112, 02-7182 and 02-7222 shall not exceed 43.45 cfs.

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 26TH day of
OCTOBER, 19 84.

REGISTERED

Acting for the Director

Norman C. Young

RECEIVED

AUG 15 1984

Ident. No. _____

STATE OF IDAHO

Department of Water Resources

Licensing

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

APPROVED

Comes now Russell D. & Karen E. Hunemiller Phone 587-8604

of (address) Star Route, Box 20C Mtn. Home, ID 83647, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 02-7071, and requests that the permit and permit map be changed as follows:

Gov. Lot 6

1. Point of diversion: NW 1/4 SW 1/4, Section 31, Township 5S, Range 6E, B.M.,
County of Owyhee. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

No change

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

No change

TWP	RGE	SEC	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres to be irrigated = _____

4. a. Who owns the property at the point of diversion? _____
b. Who owns the land to be irrigated or the place of use? Russell D. & Karen E. Hunemiller
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the
applicant to make this filing: _____

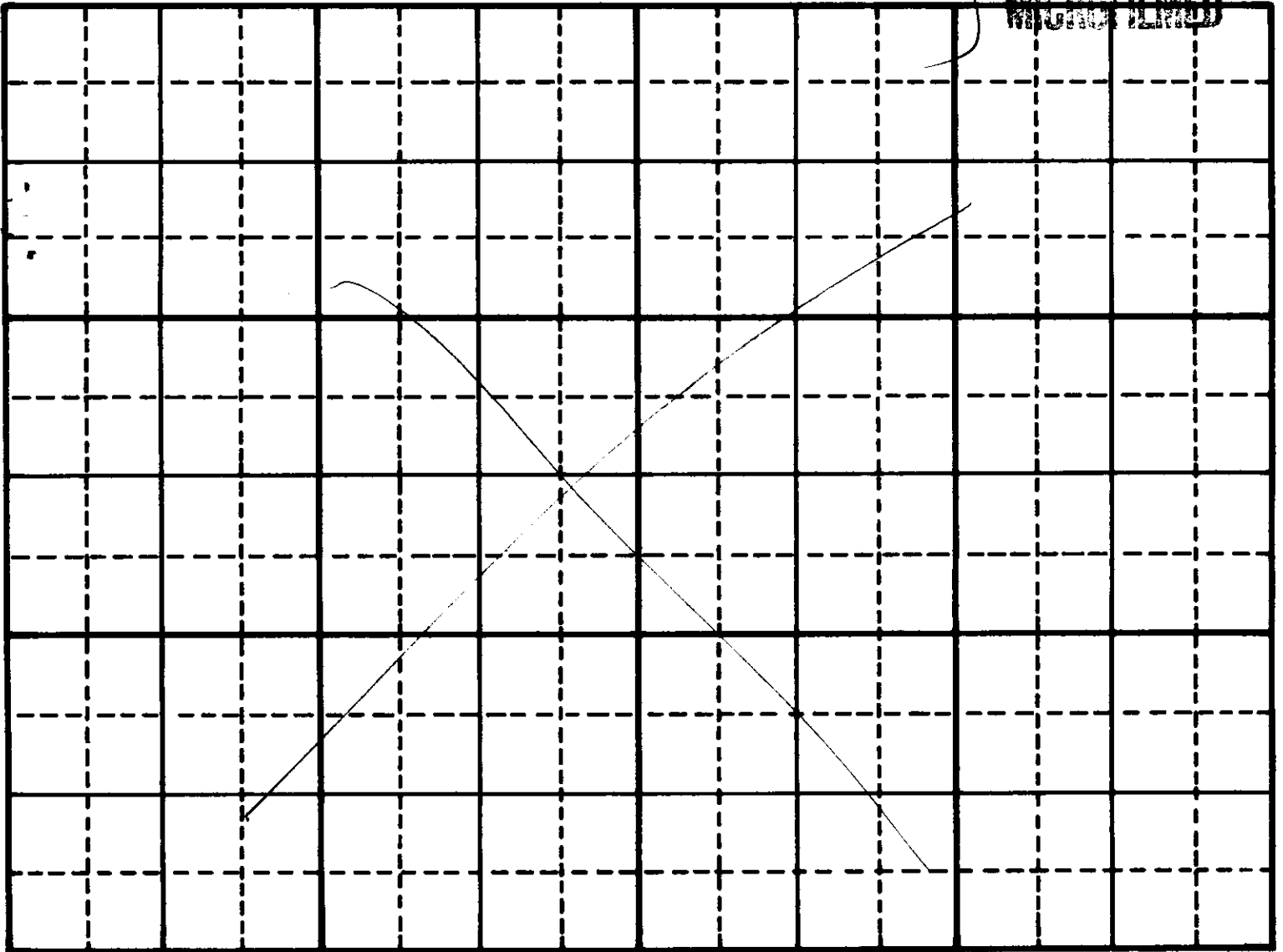
MICROFILMED

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.

Not Necessary

WATERLAND



Scale: 2 inches equal 1 mile.

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

Signed at 8:10 A.M., this 13 day of August, 1984.
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by Jim Fee = \$20.00 ☒ Received by ng Date 8-28-84 # 35020
Publication prepared by N/A Date _____ Published in _____
Publication dates _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, of the Department of Water Resources hereby
Approve the above Application for Amendment for Permit No. 02-7071.

Witness my hand this 26TH day of OCTOBER, 19 84.

Norman C. Young
Acting for the Director

WATER RIGHT SPLIT

SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT C.F.S.
Original Permit	02-7071	Teresa Whitney Long	6.4 cfs
Full Assignment	02-7071	Russell D. & Karen E. Hunemiller	6.4 cfs

MINUTEMEN

NICK IHLE
MANAGER

OWYHEE COUNTY TITLE CO.
MURPHY, IDAHO 83650

TITLE INSURANCE
RECEIVED
BONDS
SHORT ESCROWS

DEC 3 1982

November 30, 1982

Department of Water Resources

State of Idaho
Department of Water Resources
450 West State Street
Boise, Idaho 83705

Gentlemen:

Please be informed that Russell D. Hunemiller and Karen E. Hunemiller, husband and wife, are record owners of the following described premises:

IN TOWNSHIP 5 SOUTH, RANGE 5 EAST, B. M., OWYHEE COUNTY, IDAHO
Section 34: SW $\frac{1}{4}$

IN TOWNSHIP 6 SOUTH, RANGE 5 EAST, B. M., OWYHEE COUNTY, IDAHO
Section 2: SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 3: Lots 2, 3 and 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$,
S $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$

Russell D. Hunemiller, et ux. having acquired their interest through the United States of America, acting through the Farmers Home Administration, having acquired its interest through Warren W. Fowler and Beverly J. Fowler, husband and wife, having acquired their interest through Teresa Whitney Long and Beulah M. Witherspoon.

This is a request that any and all Water rights and/or Permits appurtenant to said lands described above be transferred to Russell D. Hunemiller and Karen E. Hunemiller, Star Route, Box 20C, Mountain Home, Idaho 83647, and further that said lands are encumbered by a first mortgage lien to United States of America, Acting through the Farmers Home Administration, whose address is 286 South 3rd West, Mountain Home, Idaho 83647.

Sincerely yours,

OWYHEE COUNTY TITLE COMPANY

By

Nick Ihle Mgr.

encl.

03-2245
02-7071

OK to process
as assignment
RC 12/9/82

Form FHA 465-12
(7-16-73)

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
QUITCLAIM DEED

The UNITED STATES OF AMERICA, acting through the Administrator of the Farmers Home Administration, United States Department of Agriculture, CONVEYS and QUITCLAIMS to Russell D. Hunemiller and Karen E. Hunemiller, husband and wife, Star Route Box 20C, Mountain Home, ID 83647

for the sum of THREE HUNDRED TWENTY THOUSAND DOLLARS AND NO/100---(\$320,000.00)

all interest in the following described real estate situated in the County of Owyhee

State of Idaho, to-wit:

PARCEL NO. 1:

IN TOWNSHIP 5 SOUTH, RANGE 5 EAST, BOISE MERIDIAN, OWYHEE COUNTY, IDAHO
Section 34: SW $\frac{1}{4}$

IN TOWNSHIP 6 SOUTH, RANGE 5 EAST, BOISE MERIDIAN, OWYHEE COUNTY, IDAHO
Section 3: Lots 3 and 4, S $\frac{1}{2}$ NW $\frac{1}{4}$

PARCEL NO. 2:

IN TOWNSHIP 6 SOUTH, RANGE 5 EAST, BOISE MERIDIAN, OWYHEE COUNTY, IDAHO
Section 2: SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 3: Lot 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$

Together with all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, including but not limited to State of Idaho Water License #31546-02-2245; Idaho Water Permit #02-7071 and water delivered to the property by the Edgington Irrigation Association.

This deed is executed and delivered pursuant to the provisions of the credit sale of Government Inventory property formerly belonging to Warren W. Fowler and Beverly J. Fowler, 12-52-1331643, Advice No. 83618.

authority set forth in 7 CFR 1800.22.

MICROFILMED

No member of Congress shall be admitted to any share or part of this deed or to any benefit that may arise therefrom.

Dated November 2, 19 82.

UNITED STATES OF AMERICA

By

L. Ray Peterson

L. RAY PETERSON, Acting State Director
Farmers Home Administration
United States Department of Agriculture

In the presence of:

*

*

ACKNOWLEDGMENT

STATE OF IDAHO

County of Ada

} ss:

On this 2nd day of November, before me, the undersigned, a notary public in and for said State, personally appeared L. Ray Peterson, known to me to be the Acting State Director, Farmers Home Administration, USDA, and person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on the day and year last above mentioned.

Karen Campbell

KAREN CAMPBELL
Notary Public in and for the
State of Idaho
Residing at Meridian, Idaho
My Bond Expires 1-30-84

MICROFILMED

Recorded

11/15/82

Inst # 174947

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 02-7071

IN THE NAME OF TERESA WHITNEY LONG

ORDER OF REINSTATEMENT

WHEREAS, on October 28, 1970, Teresa Whitney Long filed with the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate 6.40 cubic foot per second of water from the Snake River to be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, Twp. 5S, Rge. 5E, B.M., Owyhee County, to be used for irrigation purposes; and,

WHEREAS, on December 8, 1971, the Department approved said application and issued Permit No. 02-7071 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before December 1, 1976; and,

WHEREAS, on September 30, 1976, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on December 10, 1976, the Department notified the permit holder that Permit No. 02-7071 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, on December 17, 1976, the Department received the required proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 02-7071 be REINSTATED and the priority advanced to November 7, 1970.

Dated this 27 day of December, 1976.


A. KENNETH DUNN

Administrator, Operations Division

RECEIVED
DEC 21 1976
WATER RESOURCES
DIVISION

Identification No. 22-7071
Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

POWER OF ATTORNEY
Idaho Land & Appraisal
P.O. Box 1603
Boise, Idaho

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

1. Name of applicant Teresa Whitney
post office address Box 163, Bruneau, Idaho 83604
2. Source of water supply Snake River which is a tributary of Columbia
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 36 Township 5 S
Range 5 E 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 6.4 cfs for irrigation purpose from March 1 to October 31 (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. 6.4 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. sprinkler system
Edgington Irrigation Association will transport the water to
the place of use

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 \$ 64,000.
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: _____

2 7071

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5 S	5 E	34									40	40	40	40					160
6 S	5 E	3					40	40	40	40									160

Total number of acres to be irrigated 320

c. Describe any other water rights used for the same purposes none

9. a. Who owns the property at the point of diversion RightofWay - Edgington Irrigation Associatic

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing I have desert land application No. I-3501, this land was classified as suitable under desert land application I-1998.

10. Remarks

Received by OW Date 10-28-70 Time 8:00 AM
Preliminary check by OW Fee \$ 30.
Received by U E Date 10-28-70 # 5266
Publication prepared by dg Date 11-10-70
Published in Owyhee Nugget
Publication dates 11-19 + 11-26, 1970
Publication approved ds Date 12-2-70
Priority ~~reduced to~~ 10-28-70 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RDH 10/28/70 DF

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 02-7071, 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 December 1, 1976.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

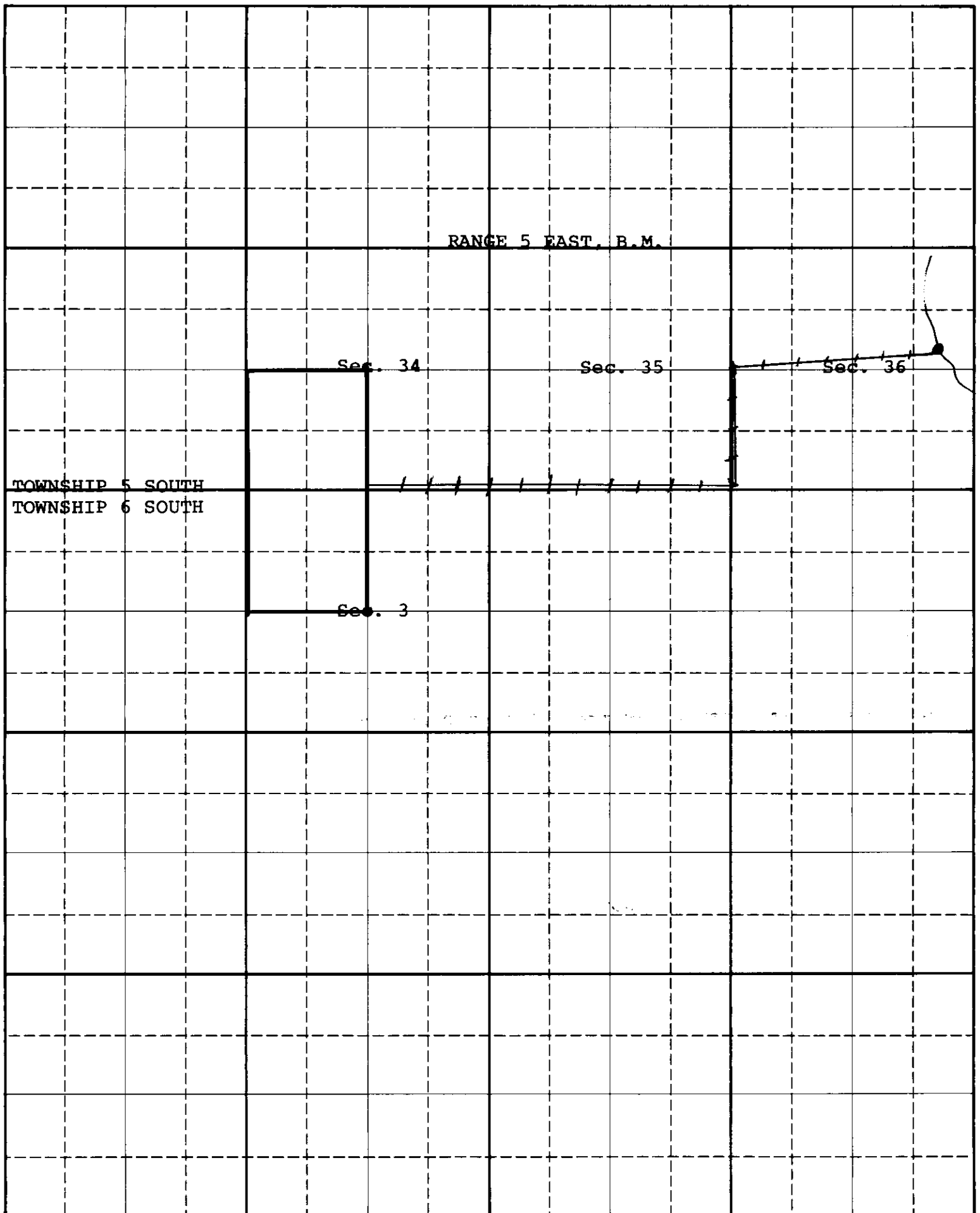
2. Denial of said application is for the following reasons: _____

Witness my hand this 8 day of December, 19 71.

R. Keith Higin
State Reclamation Engineer

2 7071

11. Map of proposed project:



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.

TERESA WHITNEY

BY: Larky M. McDowell
(Applicant)

2 7071

STATE OF IDAHO
OFFICE OF STATE RECLAMATION ENGINEER
POWER OF ATTORNEY

The undersigned owner (s) of Permit (Application) No. attached of the State Reclamation Engineer of the State of Idaho hereby nominates and appoints IDAHO LAND & APPRAISAL SERVICE, whose address is P. O. BOX 1603, BOISE, IDAHO, as attorney-in-fact, with full authority to act for and on behalf of the undersigned in all matters pertaining to Application or Permit. Such acts shall include, but not be limited to the filing of applications, receiving of all notices, the signing and filing of applications for extension of time and for amendment of said Permit, and the submission of proofs of completion of works and beneficial use of water.

Dated this 14th day of April, 1970.

Teresa Whitney
Teresa Whitney

STATE OF IDAHO)
County Elmore) ss

On this 14th day of APRIL 1970, personally appeared before me the signer (s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Wayne A. Dahl
Notary Public

My Commission expires:

7-15-71

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 02-7071 Name Teresa Whitney

Source Snake River, trib. of Columbia

Point of Diversion SE 1/4 NE 1/4, Sec. 36, T. 5 S, R. 5 E, B. M., Owyhee County

Quantity 6.4 Use irrigation Period

Quantity Use Period

Quantity Use Period

Well Size Diameter Proposed Depth Feet

Use irrigation

Date Forwarded 11-12-70 Date Returned 11-17-70 Received by dy

COMMENTS: Apparently there is sufficient water for diversion at this point. Abstract of water rights on Snake needs to be updated

RECOMMENDED:

Applied: Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Maximum: Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

ACTION: Approved Denied

Conditions of approval or reason for denial:

Need acreage figure before action can be taken

INVESTIGATION

By Sheel P. Chapman

Title WR I & II

Date 11/12/70

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 19 day of Nov, 1970, and the last publication being on the 26 day of Nov, 1970;

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 26 day of Nov, 1970.

James S. Hawes
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

RECEIVED

NOV 30 1970

Department of Water Administration

NOTIFICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Teresa Whitney, Box 163, Bruneau, Idaho, has on October 28, 1970 submitted Application No. 02 - 7071 to appropriate the public waters of the Snake River, tributary of the Columbia River.

The application proposes a maximum diversion and appropriation of 6.4 cubic feet per second of water to be diverted by sprinkler system within the SE 1/4, NE 1/4, Sec. 36, T. 5 S., R. 5 E., B. M., Owyhee County, and is to be used within the SW 1/4, Sec. 34, T. 5 S., R. 5 E., B. M.; and the NW 1/4, Sec. 3, T. 6 S., R. 5 E., B. M., for the irrigation of 320 acres from March 1 to October 31.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, on or before December 7, 1970.

R. KEITH HIGGINSON,
Director

Published in the Owyhee Nugget, Marsing, Idaho, on November 26 and November 28, 1970.

2 7071

November 6, 1984

RE: Permit No. 02-7071

Russell D. & Karen E. Hunemiller
Star Rt., Box 20C
Mtn. Home, ID 83647

Dear Mr. and Mrs. Hunemiller:

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment. Also enclosed is Departmental Receipt No. 35020 in the amount of \$20.00.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc
Enclosures

MICROFILMED

MEMORANDUM

TO: File 02-7071

FROM: Jim Johnson

DATE: September 14, 1984

RE: Acreage Determination on Field Exam

During review of the acres recommended for license, I noted that 42 acres were recommended for SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3, Twp 6S, Rge 5E. I checked the government plat and found that no lots were in this quarter-quarter.

From the dimensions given on the government plat, the NW $\frac{1}{4}$ contained 160 acres, therefore, the total acres irrigated could be 160 acres, but the acres shown on the SCS photo for each 40-acre tract were in error. Therefore, these figures were adjusted. Each tract in the NW $\frac{1}{4}$ of Section 3 should contain 40 acres.

RECORDED
INDEXED
FILMED

August 23, 1984

RE: Permit No. 02-7071

Russell D. & Karen E. Hunemiller
Star Route, Box 20C
Mtn. Home, ID 83647

Dear Mr. and Mrs. Hunemiller:

Thank you for returning the licensing Amendment, however you did not include the \$20.00 filing fee.

I will hold the amendment form here for twenty (20) days without further action. Please return the \$20.00 filing fee for the amendment by September 15, 1984.

If you have any questions, please contact me at 334-4162.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

UNRECORDED MED

Russell Hunemiller
Star Route B 20 C
Mountain Home, Idaho 83647

Note
address
(small
change)

Department of Water Resources
Statehouse
Boise, Idaho 83720



August 9, 1984

RE: Permit No. 02-7071

Russell D. & Karen E. Hunemiller
Star Route, Box 20C
Mtn. Home, ID 83647

Dear Permit Holder:

On June 29, 1984, we forwarded an amendment to you to be completed to amend this permit to correspond with the findings of the field examiner so that we could issue this license.

As of this date, we have not received this amendment. If we do not receive it within fifteen (15) days, we will assume you no longer have any interest in this permit and cancellation proceedings will begin.

If you have any questions, please contact us.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

MICROFILMED



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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director
June 29, 1984

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

RE: Permit No. 02-7071

Russell D. & Karen E. Hunemiller
Star Route, Box 20C
Mtn. Home, ID 83647

Dear Mr. and Mrs. Hunemiller:

A representative of this Department made an examination of the works covered by your Permit No. 02-7071 and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 6.40 cfs Source: Snake River trib to Columbia River

The maximum quantity diverted shall not exceed 1440.0 acre feet per year.

Point(s) of diversion: Gov. Lot 6 (NW $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 31, Twp 5S, Rge 6E

Beneficial Use: Irrigation of 160 acres within SW $\frac{1}{4}$, Sec. 34, Twp 5S, Rge 5E and 160 acres within NW $\frac{1}{4}$, Sec. 3, Twp 6S, Rge 5E

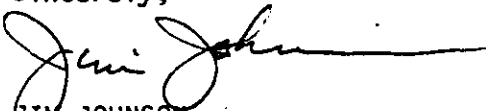
Priority date established: November 7, 1970 (Late Proof)

Conditions (if any): This right when combined with License Nos. 02-2156, 02-2245, 02-2298, 02-2355, 02-2356, 02-2376, 02-7055, 02-7112, 02-7182 and 02-7222 shall not exceed 43.45 cfs.

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

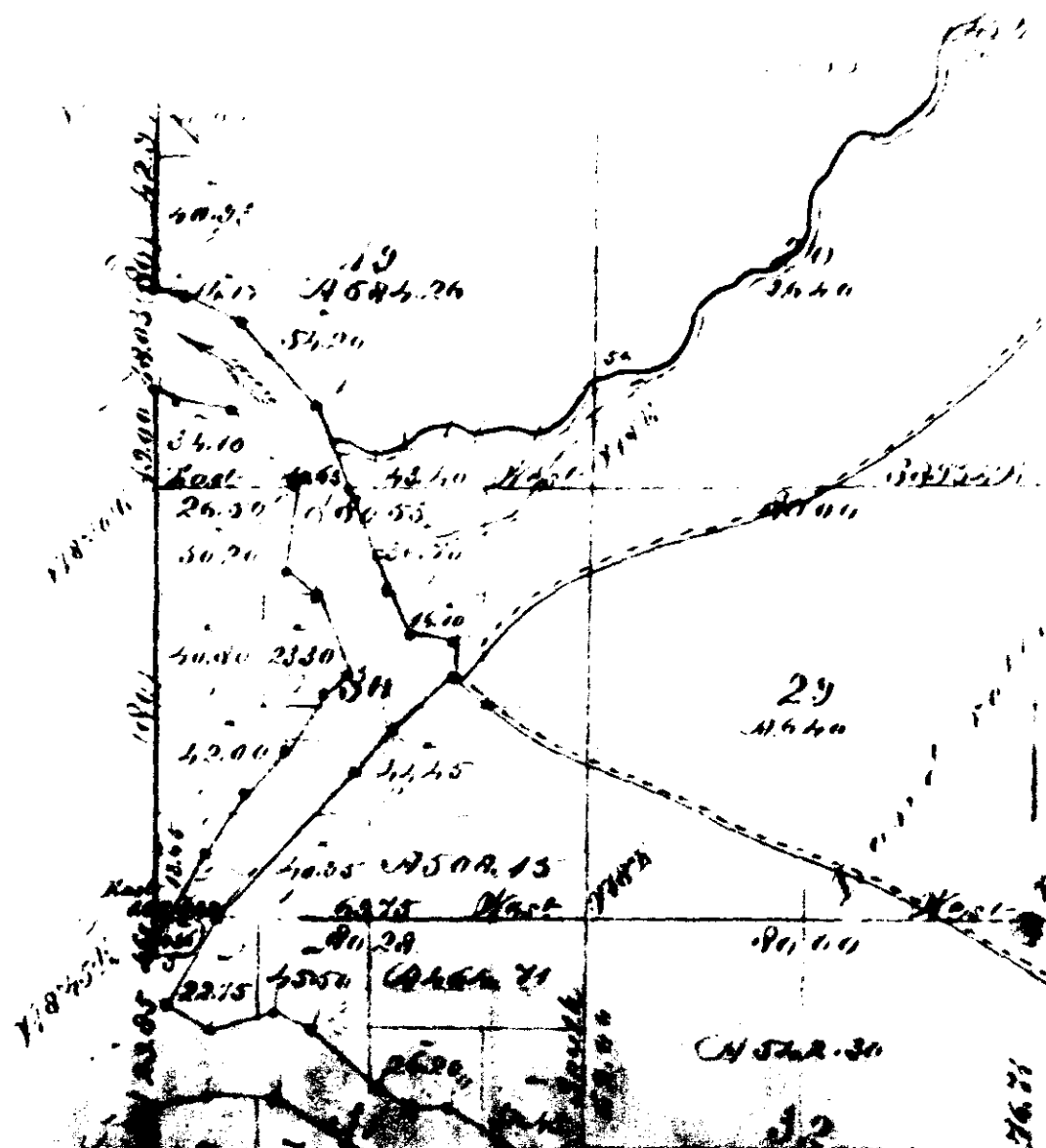
Sincerely,


JIM JOHNSON

Water Distribution Supervisor

JJ:sc
Enclosure

MICROFILMED



C 351

B
31.0

C
71.7

A
80

B
80
79.7

D
144.3

33 34
413

C 351
2170

C 337
2080

C 40 AC
39.3

D 40 AC
38.6 39

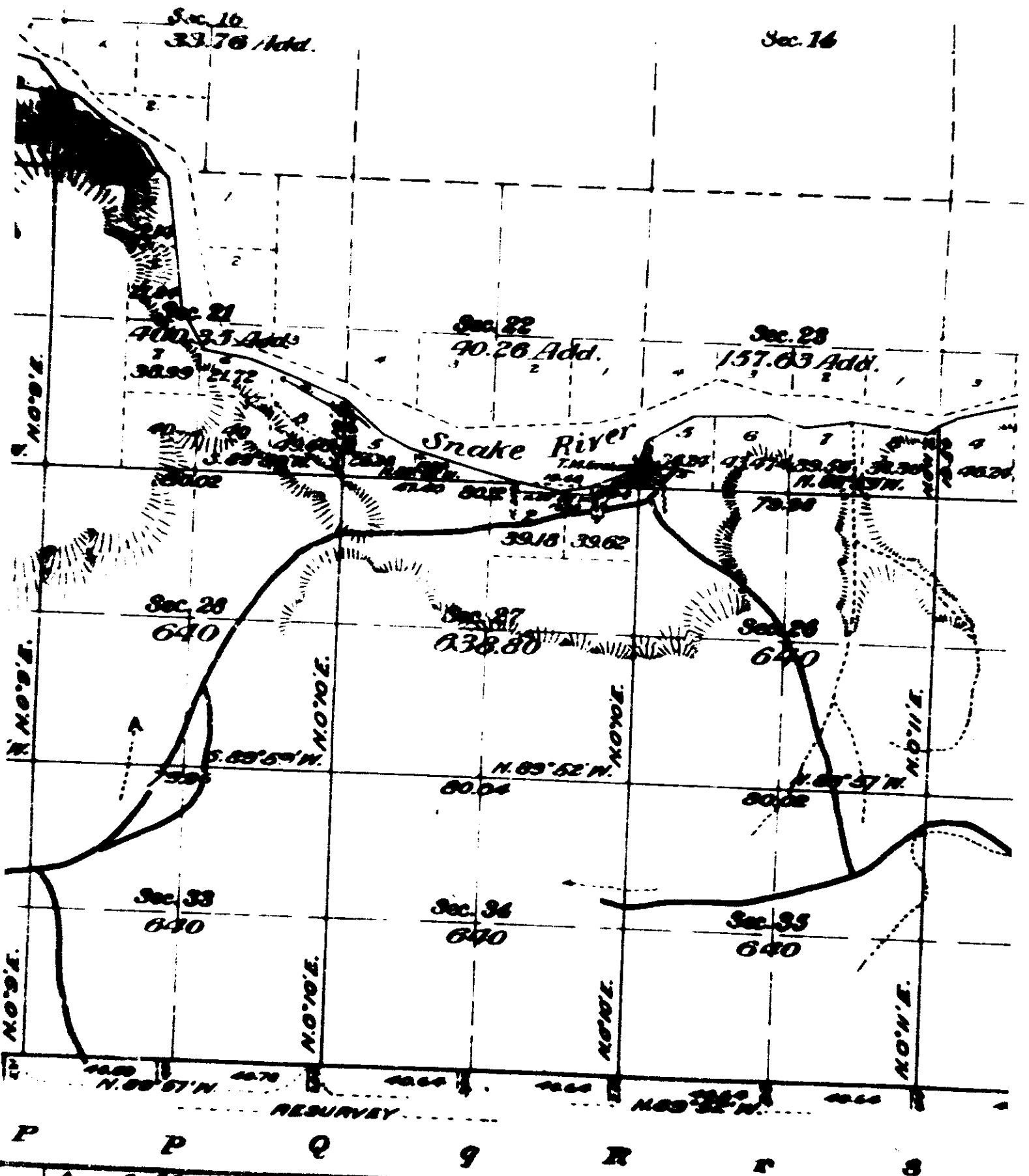
40 AC

40

E
42

F
40

55 5E



	Amount of Survey			When Surveyed	
	Acres	Sq. Rods	Perches	Begin.	Completed
9	51	68		Dec. 3 ^d 1910	Dec. 2 ^d 1910
7	64	36		" 8 ^d "	" 24 ^d "
76	43	51		" 22 ^d "	" "

The above map of Township 55 North, Range 5 East, is a true and correct copy of the original map on file in the office of the Register of Deeds for the County of Lincoln, Nebraska.

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder Teresa Whitney Long

Post office address c/o Jack Witherspoon, Rt. 3, Twin Falls, ID 83301 Phone 733-2590

Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Snake River
Tributary to _____
In the spring, stream, etc.

Tributary to

3. Water will be used for the following purposes:

Amount 6.40 c.f.s. for Irrigation
AF/Annum (nature of use)

**Department of Water Resources
Western Regional Office**

Period of Use: from March 1 to Oct. 31
(mo.-day) inclusive (mo.-day)

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

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

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

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

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 6.40 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Location of Point(s) of Diversion: 6E 31 2.6 NW SW
Township 5S N/S, Range 5E E/W, B.M., Section 36, Subdivision SE $\frac{1}{4}$ NE $\frac{1}{4}$, Owyhee
County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Other Points of Diversions:

Description of diverting works: five 600 hp pumps situated within the Snake River. They go into a joint pump into a penstock and disburse from seperate mainlines to different portions of the land of the assoc.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]

* SEE MEMO TO FILE dated 9-13-84
TOTAL ACREAGE _____

320 ✓

Rge. 5E

T
5
S

T
6
S

34

36

*

3

Diagram of System

DATE OF EXAM 5/2/76

ACREAGE

Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no _____

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no _____

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 43.45 cfs ✓ Method of measurement in-line flowmeter
68-34-101 McCremer

Total Q recommended _____ Meter No. _____ Type _____ Condition operation

Total V recommended _____

Recommended Amendments:

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

MEASUREMENT CALCULATION:

McCremer 36" # 68-34-101 at 19,500 gpm = 43.45 cfs ✓
Re-exam

SYSTEM DESCRIPTION:

Pump #1 US Motor 600 HP ID# J520385 with Vertiline pump Model 18FX1
Ser. # V-74-06535. Pump #2 US Motor 600 HP ID# J1423562 with Vertiline
pump Model 18FXH Serial # 022126A Pump #3 US Motor 600 HP ID#
J1423563 with Vertiline pump Model 18FXH Serial # 022126B Pump #4
US Motor 600 HP ID# J1423651 with Kayne & Bowler pump # 60679
Pump #5 US Motor 600 HP ID# J1423650 with Kayne & Bowler pump # 60628
REMARKS: all pumps into 36" main line.

Re-exam for water meas. For max capacity

↑ N.

000
343
000

 River

Examiner's Signature power plant 6 P. J. J. J. Date 5/21/76

Checked by 821 Date 5-21-76

Approved by _____ Date _____

MICROFILMED

DATE OF EXAM 16 OCT 1980

ACREAGE

Found 324.5 allow 320 per permit
Recommended 324.3

Irrigation Requirement 5.0 4.5 Ac Ft/Ac

USE

Irrigation $Q = 6.40$ c.f.s. $V = 1440.0$ AF/Ann. from 3/15 to 4/15 245 days
Domestic $Q =$ c.f.s. $V =$ AF/Ann. from to
Livestock $Q =$ c.f.s. $V =$ AF/Ann. from to

Is water co-mingled? yes no X

Name source:

twp. N/S, Rge E/W, B.M., Sec. Sub. $\frac{1}{4}$ $\frac{1}{4}$ County

Exchange? yes no X

Name source exchanged with:

twp. N/S, Rge E/W, B.M., Sec. Sub. $\frac{1}{4}$ $\frac{1}{4}$ County

Point of injection:

twp. N/S, Rge E/W, B.M., Sec. Sub. $\frac{1}{4}$ $\frac{1}{4}$ County

Point of exchange:

twp. N/S, Rge E/W, B.M., Sec. Sub. $\frac{1}{4}$ $\frac{1}{4}$ County

Total Q measured 43.95 CFS Method of measurement Inline flow meter

Total Q recommended 6.40 CFS Meter No. 68-34-101 Type McCracken Condition Good O.F.

Total V recommended 1600.0 1440.0

$$V = 320 \times 4.5 = 1440.0 \text{ AF}$$
$$V = 6.4 \times 1.9835 \times 245 = 3110.1 \text{ AF}$$

Recommended Amendments:

P.D. X
Place of Use
Other
None

MEASUREMENT CALCULATION:

See insert

SYSTEM DESCRIPTION:

REMARKS:

CAN divert only 10.2 CFS/AC AND NOT MORE THAN 5 AFT/AC ANN.
TOTAL DIVERSION CAN NOT EXCEED 43.95 CFS even though total
diversion licensed is greater than 43.95 CFS FROM THIS P.D.

Examiner's Signature Carl E. Morris Date 16 OCT 1980

Checked by DBS Date 11/24/80

Approved by Kay Walker Date 6-21-84

NOT RECORDED

Overlap Review for 02-7071

per micro-fische 4/21/84:

p/d - ^{same system} 02-2156	Lic. -	5.79 cfs
same sys. 02-2245	Lic. -	5.19 cfs
same sys. 02-2298	Lic. -	5.83 cfs
same sys. 02-2355	Lic. -	5.85 cfs
same sys. 02-2356	Lic. -	5.06 cfs
same sys. 02-2376	Lic. -	5.66 cfs
same sys. 02-7055	Lic. -	5.83 cfs
same sys. 02-7112	Lic. -	5.40 cfs
same sys. 02-7182	Lic. -	2.50 cfs
same sys. 02-7222	Lic. -	0.80 cfs
p/u - none - Sec. 34 - 55 - 5E		
none - Sec. 3 - 55 - 5E		

all p/d overlaps above are
same system as 02-7071. ^(all have same pump no's. per exams)
total capacity = 43.45 cfs
already licensed = 47.91 cfs (above)

Recommend license 02-7071 be
licensed for 1" per acre w/
condition: This right when
combined w/ Rights 02-2156, 02-2245,
02-2298, 02-2355, 02-2356, 02-2376,
02-7055, 02-7112, 02-7182, and 02-7222,
shall not exceed 43.45 cfs. kw

MICROFILMED

December 10, 1982

RE: Permit No. 02-7071

Russell D. & Karen E. Hunemiller
Star Route, Box 20C
Mountain Home, ID 83647

Dear Mr. and Mrs. Hunemiller:

This office acknowledges receipt of the Assignment of the above referenced permit to you.

Enclosed for your records is a copy of the permit. Be sure to note the special conditions of approval on the fourth page that identify requirements necessary for developing the permit into a licensed water right.

If you have any questions on this matter, please feel free to contact us.

Sincerely,

ROBYN CARLSON
Chief Clerk

RC:kw
Enclosures

cc: Owyhee County Title Co.

 Murphy,
ID 83750



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

September 23, 1982

RE: Permit No. 02-7071

Clay & Jacoba Atkins
Bruneau,
Idaho 83604

Dear Mr. and Mrs. Atkins:

Our office received a relinquishment form from you on the above referenced permit on September 9, 1982. I am returning the relinquishment form to you. In Idaho a permit is considered personal property and any action on the permit has to be by the permit holder. Our records show that the current permit holder is Teresa Whitney Long.

If you have any questions, please contact me at 334-4123.

Sincerely,

ROBYN CARLSON
Chief Clerk

RC:kw
Enclosure

RECEIVED
SEP 27 1982
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
P. O. Box 148
Marsing, Idaho 83639

02-7071
02-2245

August 3, 1978

State Of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83702

RECEIVED

AUG 4 1978

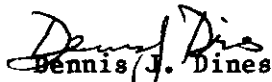
Department of Water Resources

Gentlemen:

This is to inform you that Mr. and Mrs. Warren W. Fowler, Bruneau, Idaho, 83604, the holder of Permit No. 02-7071 and License No. 31546-022245 have mortgaged these rights to the United States of America, Farmers Home Administration. They have agreed that they will not assign or amend the permit without the written consent of the Farmers Home Administration.

Would you please make the necessary notations on your records showing our mortgage interest.

Sincerely,


Dennis J. Dines
County Supervisor

MICROFILMED

January 3, 1977

Re: Permit No. 02-7071

Teresa Whitney Long
c/o Jack Witherspoon
Route 3
Twin Falls, Idaho 83301

Dear Ms. Long:

We acknowledge receipt of the affidavit submitted as proof of beneficial use on the above referenced permit. Enclosed is an Order of Reinstatement; please note that the priority has been advanced to November 7, 1970.

Before a license can be issued, a field exam must be made by a representative of this Department. We cannot tell during which part of the irrigation season this exam will be made, but our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions regarding the field exam, please contact our Regional Office in Boise.

Sincerely,

JANICE RENK
Water Rights

JR

Encl.

cc: Hackney Agency, Inc.
313 Shoshone St. North
Twin Falls, ID 83301

Identification No. _____

Permit No. 02-7071

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder Teresa Whitney Long
b) Post Office Address c/o Jack Witherspoon, Rt. #3, Twin Falls, Idaho 83301
2. Permit Number 02-7071
3. Date of Priority that you are prepared to establish October 28, 1970
4. a) Source from which water was appropriated Snake River (Owyhee County, Idaho)
b) Location of the point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 36
Township 5 S, Range 5 East Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 6.4 cfs for irrigation purposes from 3/1/74 to 10/1/74 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 6.4 cfs for irrigation purposes from 3/1/75 to 10/1/75 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 6.4 cfs for irrigation purposes from 3/1/76 to 10/1/76 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 4.5 acre feet per acre cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: volume displacement meter in mainline--done by Roger Young, a certified engineer
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: Diversion and delivery system consisting of pipe is owned by Edgington Irrigation Ass'n.--water is piped through a 14 inch steel mainline
b) Describe the agreement or understanding by which you take water from the works: Edgington Irrigation Ass'n. is a jointly owned association by the land owners and users of the water--maintenance and operation of the system is paid on a pro rata basis on the acres owned by each of the owners
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Five 600 HP pumps situated within the Snake River. They go into a joint pump into a penstock and disburse from separate mainlines to different portions of the land of the association.
b) Describe the type and size of measuring device which you have installed at your point of diversion: Rockwell flow and recording meter placed in 14 inch mainline
c) Give well driller's name and address and the date the well was completed: N/A
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: N/A

1/7/77

10 of 10
submitter
of the property
with this affidavit.

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	5E	34									40	40	40	40					160
6S	5E	3					40	40	40	40									160

Total number of acres irrigated 320

10. Remarks:

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

(Date) Terese Lang
Terese Lang (Signature)
Terese Lang

State of IDAHO)
County of Cassia) ss.

On this 18th day of November, 1976, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Thomas H. Church
Notary Public residing at Burley, Idaho

My commission expires Life



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

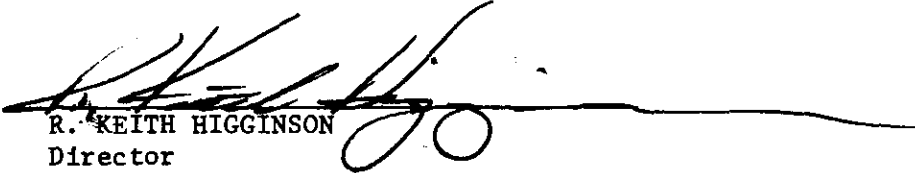
December 10, 1976

Teresa Whitney
Box 163
Bruneau, Idaho 83604

Dear Ms. Whitney:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No.02-7071 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.


R. KEITH HIGGINSON
Director

RKH:jg

cc: c/o Jay Witherspoon
Route 3
Twin Falls, Idaho 83301

WATER RESOURCE BOARD:

John F. Streiff
Chairman

Franklin Jones
Member

George L. Yost
Vice-Chairman

M. Reed Hansen
Member

Donald R. Kramer
Secretary

Scott W. Reed
Member

Edwin C. Schlender
Member

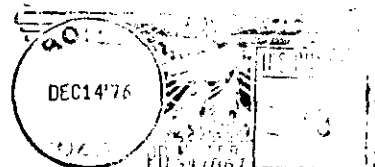
Joseph H. Nettleton
Member

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

UNDELIVERABLE AS ADDRESS
Teresa Whitney
Box 163
Bruneau, ID 83604

UNDELIVERABLE AS ADDRESS

Teresa Whitney
Box 163
Bruneau, ID 83604



RECEIVED
DEC 16 1976
Department of Water Resources



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

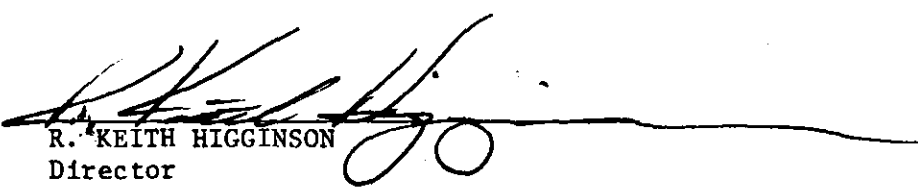
December 10, 1976

Teresa Whitney
Box 163
Bruneau, Idaho 83604

Dear Ms. Whitney:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No.02-7071 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.


R. KEITH HIGGINSON
Director

RKH:jg

cc: c/o Jay Witherspoon
Route 3
Twin Falls, Idaho 83301

WATER RESOURCE BOARD:

John F. Streiff
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Franklin Jones
Member

George L. Yost
Vice-Chairman

M. Reed Hansen
Member

Donald R. Kramer
Secretary

Scott W. Reed
Member

Edwin C. Schlender
Member

Joseph H. Nettleton
Member

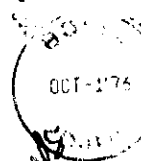
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

REASON CHECKED
Unclaimed
Address unknown
Incorrect Address
No such street
No such office in state
Do not re-mail in this envelope

UNDELIVERABLE AS ADDRESSED

Teresa Whitney
Box 163
Bruneau, ID 83604

Received 10/8/76
c/o Jay Whitman
Rt. 3
Zuni, NM



02-7071

RECEIVED

138010

September 30, 1976

CERTIFIED MAIL

138010

Re: Permit No. 02-7071

Teresa Whitney
Box 163
Bruneau, Idaho 83604

Dear Ms. Whitney:

One of the conditions of approval of your water Permit No. 02-7071 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before December 1, 1976. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit



United States Department of the Interior

IN REPLY REFER TO:

1-35-1 (113)

BUREAU OF LAND MANAGEMENT
Idaho State Office
Boise, Idaho

NOTICE OF ALLOWANCE

Teresa Whitney
Box 163
Bruneseu, Idaho 83604

JAN 3 1973

Serial No. 1-35-1

91.5 Acres

T. 5 S., R. 5 E., B.M., Idaho
Sec. 3, SW $\frac{1}{4}$

T. 6 S., R. 5 E., B.M., Idaho
Sec. 3, Lots 3, 4, S $\frac{1}{2}$ SW $\frac{1}{4}$

Your desert land application for the above-described land has this day been approved and allowed, subject to any valid existing rights and your further compliance with laws and regulations applicable thereto. The acceptability of final proof is contingent upon substantial compliance with the requirements of the Desert Land Act and appropriate rules and regulations in addition to development and reclamation of the land basically in accordance with your plan of development which is on file in the Idaho State Office. Further, your final proof must show that you have in good faith, substantially reclaimed, irrigated and cultivated all of the land in your entry. Any substantial change in source of water or deviation in the construction of the irrigation facilities must have the prior approval of the Bureau of Land Management. The irrigable acreage of this entry has been determined to be approximately 90 acres. In correspondence relating to this entry, always refer to the serial number shown above.

Subject to the Act of July 17, 1914, which will require the reservation of all oil and gas deposits to the United States.

Also subject to Idaho Power Co. right-of-way. 1-1488.

2 7071

cc: Dr. I-1
Owyhee County Assessor
State Dept. Water Admin.
Idaho Land & Appraisal

IN WITNESS WHEREOF, I have hereunto set
my hand and seal this 3rd day of
January, 19 73.

Richard H. Petrie

Richard H. Petrie, Chief
Division of Technical Services

ISO-2520-3
9/72

02-7071

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

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



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

December 14, 1971

Re: Permit No. 02-7071 - Teresa Whitney
(Desert Entry No. I-3501)

E. D. Barnes, Acting Chief
Division of Technical Services
BUREAU OF LAND MANAGEMENT
Room 334, Federal Bldg.
550 West Fort Street
Boise, Idaho 83702

Dear Mr. Barnes:

Please find enclosed a copy of the above referenced permit which has been approved by this office.

If you have any questions, please contact us.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:CR

Enc: copy

2 7071

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

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



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
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Flood Plain Management
Irrigation and
Flood Control Districts

December 14, 1971

Re: Permit No. 02-7071 - Teresa Whitney

Teresa Whitney
Box 163
Bruneau, Idaho 83604

Dear Ms. Whitney:

Enclosed is a copy of your approved Application for Permit No. 02-7071. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:cr

Enclosures

cc: Idaho Land & Appraisal
Bureau of Land Management

2 7071



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Idaho State Office
Room 334, Federal Building
550 West Fort Street
Boise, Idaho 83702

IN REPLY REFER TO:

I-3501
I-2384
(943)

CERTIFIED MAIL 36989
Return Receipt Requested

Department of the Interior
NOV 15 1971

DECISION

Teresa Whitney : Desert Land Application
Edgington Irrigation Association : Source of Water

Edgington Irrigation Association
Approved as Source of Water
for Additional Entry
Desert Entry I-3501 Held for Allowance
Water Permit Required

On October 20, 1971, the Boise District Manager continued the previous classification made under I-1998 as to the lands of Desert Land Application I-3501 as suitable for entry under the Desert Land Act.

The applicant has filed her Tenancy-in-Common Agreement with the Edgington Irrigation Association to confirm that Association as her source of water.

The Edgington Irrigation Association is hereby approved as the source of water for proposed desert entry I-3501, Teresa Whitney.

Desert Entry I-3501 is held for allowance, pending submission to this office, within thirty days of receipt of this decision, a copy of her approved permit to appropriate water from the Snake River. The file contains evidence that she filed application for Permit No. 02-7071 prior to December 9, 1970. The extra copy of this decision should be submitted to the State Department of Water Administration, Statehouse - Annex 2, Boise, Idaho 83707. Unless they have knowledge that the lands of the desert land application have been classified as suitable for entry, they may decline to issue the permit. Arrangements should be made with the Department of Water Administration to have a copy of the approved permit sent to this office as soon as it is issued. If additional time is required beyond the thirty days allowed, a written request to this office received ahead of the expiration date will receive immediate consideration. Failure to file the approved water permit copy or to

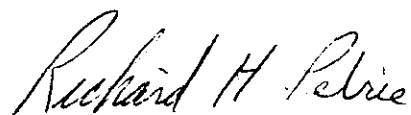
#1 paid
Dept of Water Admin
10/27/70
\$ send copy to
BLM



2 7071

request additional time, within the 30 days allowed will result in the final rejection of the application and the case will be closed without further notice.

The right of appeal to the Board of Land Appeals, Office of the Secretary, is allowed in accordance with the regulations in 43 CFR Part 1840. However, if an appeal is to be taken, the notice of appeal must be filed in this office (not the Board) within 30 days from receipt of this decision so that the case file can be transmitted to the Board. To avoid summary dismissal of the appeal, there must be strict compliance with the regulations.

A handwritten signature in cursive script, reading "Richard H. Petrie".

Richard H. Petrie, Chief
Division of Technical Services

Encls.

2 707 1

December 9, 1970

Re: Application for Permit No. 02-7071

Teresa Whitney
Box 163
Bruneau, Idaho 83604

Dear Mrs. Whitney:

Please be advised that your application for permit has been processed. However, since your application is filed in connection with a desert land entry with the Bureau of Land Management, the Department will take no further action until such time as evidence that your desert entry has been allowed is submitted to this office in writing.

Please contact us if we may be of further assistance.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

cc: Idaho Land & Appraisal Service
Bureau of Land Management (I-1998)

November 12, 1970

Re: Application Nos. 02-7071
63-7374

Mr. Curtis Taylor, Assistant Manager
Idaho Land Office
Bureau of Land Management
Room 334, Federal Building
550 W. Fort Street
Boise, Idaho 83702

Dear Mr. Taylor:

Please be advised that the following applications have been received in connection with desert entries:

I-3501	Application No. 02-7071	Teresa Whitney
I-2877	Application No. 63-7374	Ralph Yeager

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

November 9, 1970

Re: Application for Permit No. 02-7071 - Teresa Whitney

Owyhee Nugget
Marsing,
Idaho 83639

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. 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)

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enc: legal notice

Bill submitted _____ By _____

2 7071

NOTICE OF APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Teresa Whitney, Box 163, Bruneau, Idaho

has on October
November 28, 1970

submitted Application No. 02-7071 to appropriate the public waters of
the Snake River, tributary of the Columbia River.

~~The /proposed /uses /are~~

The application proposes a maximum diversion and appropriation of 6.4
cubic feet per second ~~add /ded~~ of water to be diverted by sprinkler system
within the SE $\frac{1}{4}$, Sec. 36, T.
5 S, R. 5 E, B. M., Owyhee County

and is to be used within the SW $\frac{1}{4}$, Sec. 34, T. 5 S, R. 5 E, B. M.; and the NW $\frac{1}{4}$,
Sec. 3, T. 6 S, R. 5 E, B. M., for the irrigation of 320 from March 1 to October 31.

Any permit issued pursuant to this application will be subject to ALL PRIOR
WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest
against this application must be filed with the Idaho Department of Water Adminis-
tration ~~on~~ or before December 7, 1970.

Statehouse, Boise, Idaho

R. KEITH HIGGINSON
Director

Published in the Owyhee Nugget, Marsing, Idaho
on November 19 and November 26, 1970.

2 7071

IDAHO LAND & APPRAISAL SERVICE

HARLEY M. MCDOWELL
E. J. MCDOWELL
MGR. OWNERS

633 N. 4TH

BOISE, IDAHO 83701

P. O. Box 1603
PHONE 344-2547

ALL PROPERTY APPRAISALS
CUSTOM DRAFTING, MAPPING
LAND PURCHASES
OIL AND GAS LEASES

MERVIN J. CHRISTENSEN
(LICENSED SURVEYOR)

October 27, 1970

GRAZING MANAGEMENT
FEDERAL LAND APPLICATIONS
WATER FILINGS & PROOF
STATE LAND LEASES & ASSIGNS

JOSEPH J. THACKABERRY

ROBERT W. SMITH

Mr. R. Keith Higginson, Director
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

RE: Application for Water Permit, Teresa Whitney

Dear Mr. Higginson:

Enclosed herewith please find the following:

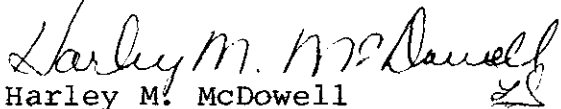
1. Application for Water Permit, Teresa Whitney
2. Power of Attorney naming Idaho Land & Appraisal Service
3. Check in the amount of \$51.00 to cover fee for 6.4 cfs plus \$1 for sending a copy of the approved permit to Idaho Land Office, Rm. 334 - Federal Bldg., 550 W. Fort, Boise, Idaho 83702.

The land contained in this application is under desert land application. It was previously classified as suitable for desert entry under application I-1998 but that entryman did not comply with all of the regulations, therefore, the entry was cancelled. It is my understanding the classification must be reviewed before they can allow the application of Mrs. Whitney (I-3501), it would certainly cut down on the waiting if the application for water permit could be processed while the classification is being reviewed. If it can not be approved before you receive notice from the BLM, could it at least be advertised?

We will appreciate anything you can do to have the water application ready for approval by the time the land classification has been reviewed.

Very truly yours,

IDAHO LAND & APPRAISAL SERVICE


Harley M. McDowell

ls
encl'
cc: Idaho Land Office

2 7071