

RECEIVED

RECEIVED

NOV 6 1972

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Department of Water Administration
AFFIDAVIT OF PUBLICATION

Department of Water Administration

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

NOTICE OF
EXISTING WATER PERMIT

Notice is hereby given that Connecticut Mutual Life Insurance Co., 140 Garden St., Hartford, Connecticut, has received an approved Permit No. 32250/02-2390 issued by the Idaho Dept. of Water Administration authorizing the diversion of 4.52 cubic feet per second of water from the Snake River. The priority to be established under this permit is February 24, 1965, and the permit was approved February 26, 1965.

Water is to be diverted by pipeline from a point within Lot 3, Sec. 14, Twp. 4 N, Rge. 6W, B.M., Canyon County, to be used for irrigation purposes within the S1/2 SW1/4, W1/2 SE1/4, Sec. 36, Twp. 5 N, Rge. 6W, B.M. and NE1/4 NW1/4 (lot 3), NW1/4 NW1/4 (lot 4), SW1/4 NW1/4, Sec. 1; NE1/4 NE1/4 (lot 1), NW1/4 NE1/4 (lot 2), S1/2 NE1/4, SE1/4 NW1/4, NE 1/4 SW1/4, NW 1/4 SW1/4 (lot 6), SW1/4 SW1/4 (lot 7), SE1/4 SW1/4, N1/2 SE1/4, SW1/4 SE 1/4, Sec. 2; NW1/4 NE1/4, Sec. 11; Twp. 4N, Rge. 6W, B.M. (726.62 acres)

Proof of application of the water to beneficial use is to be submitted to the Department on or before February 26, 1976. Any protest against the issuance of a license for the above referenced permit should be filed with the Idaho Dept. of Water Administration, Statehouse - Annex 2, Boise, Idaho, 83707, within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

ROBERT HIGGINSON,
Director
October 26; Nov. 2, 1972

Verla Harker
of Caldwell, Canyon County, Idaho, being first duly sworn,
deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principle Clerk of the News-Tribune, a daily, (except Sunday) newspaper published in the City of Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Two Times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

October 26; November 2, 1972

Verla Harker

Subscribed and sworn to before me this

2nd day of November, 1972

Charles D. Harko

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1975

2 2390

NOTICE OF PROPOSED CHANGE
OF WATER RIGHT

NO. 02-02390, 02-07207, 02-07259

Notice is hereby given that Big Bend Irrigation District (of Oregon) of Adrian, Oregon has applied to the Department of Water Resources for a change of Place of Use of the water of Snake River. The right sought to be changed is evidenced by licensed water rights and is recorded as follows:

LICENSED WATER RIGHT NO.	AMOUNT	PRIORITY
02-02390	13.30 cfs	2-24-1965
02-07207	1.36 cfs	11-18-1975
02-07259	3.00 cfs	12-16-1977

Point(s) of diversion: T4N R6W S14, NESW, Lot 3. The water is used for irrigation purposes

TO BE CHANGED AS FOLLOWS

Amount: 17.66 cfs

The water will be used for irrigation purposes within the boundaries of the Big Bend Irrigation District (park unit) in Oregon.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 on or before FEBRUARY 4, 1991.

R. KEITH HIGGINSON

Director

January 16, 23, 1991

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Canyon)

Sharla Ward

of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily, (except Saturday) newspaper published in the City of Nampa and Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper
two times

—in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

January 16, 23, 1991

Sharla Ward

STATE OF IDAHO)
)
COUNTY OF CANYON)

On this 23rd day of January in the year of 1991, before me, a Notary Public, personally appeared Sharla Ward, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she executed the same.

James D. Link
Notary Public for Idaho
Residing at Nampa

MY COMMISSION EXPIRES
JULY 12th, 1991

RECEIVED
JAN 24 1991

Department of Water Resources
Western Regional Office

APR 11 1991

New Plu bordered by
State Line & Riverside Canal

New Plu
939.72 acres
within PARK
unit

State
Border

PARK unit
Boundary of
Big Bend
Irrig. Dist

Pump water into
Golden Gate Canal
and thence to
irrigated land in
Big Bend Irrig.
District

Existing pipeline
(24" diameter)

P/O from
Snake River
NEW
LOT 3

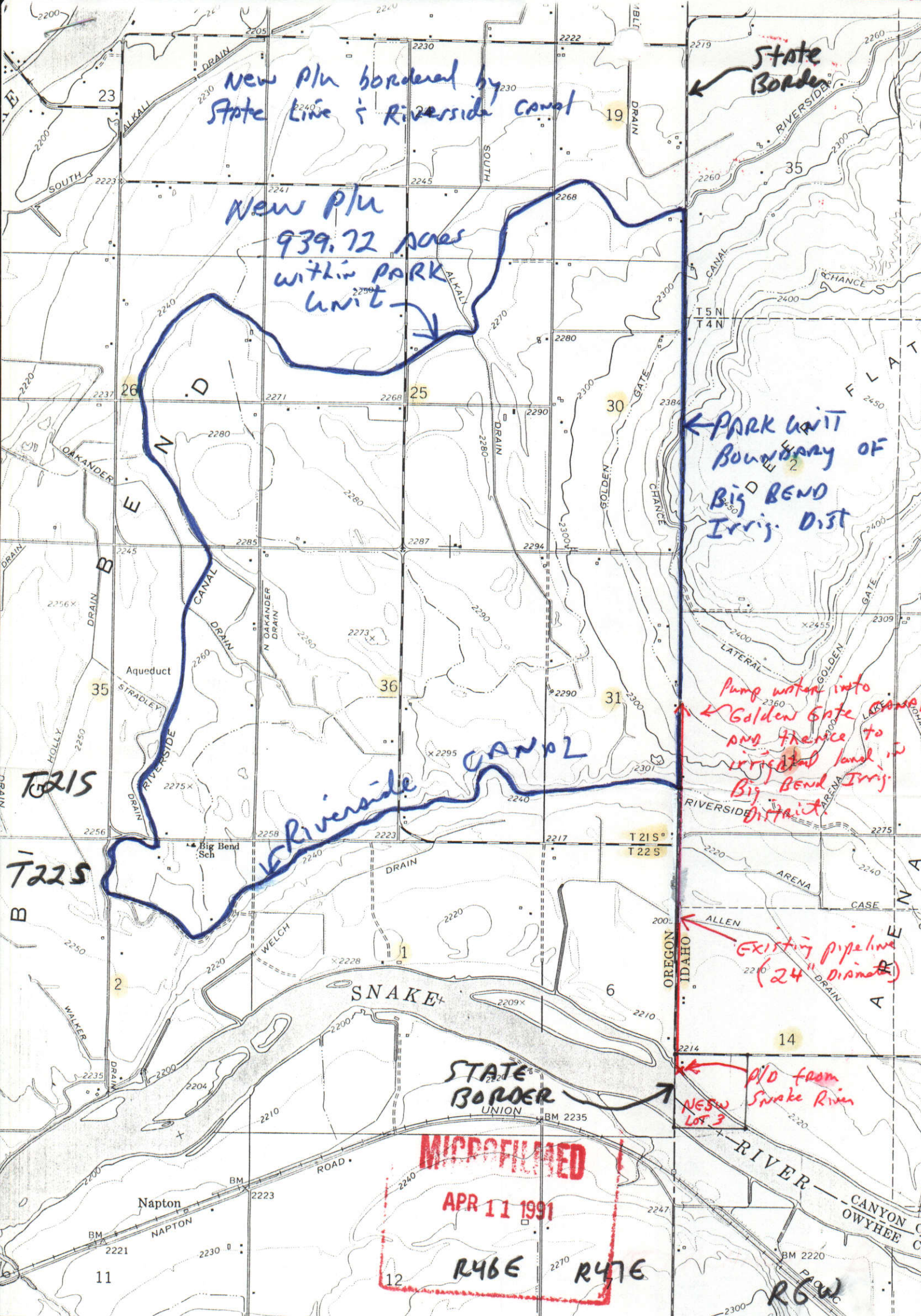
MICROFILMED

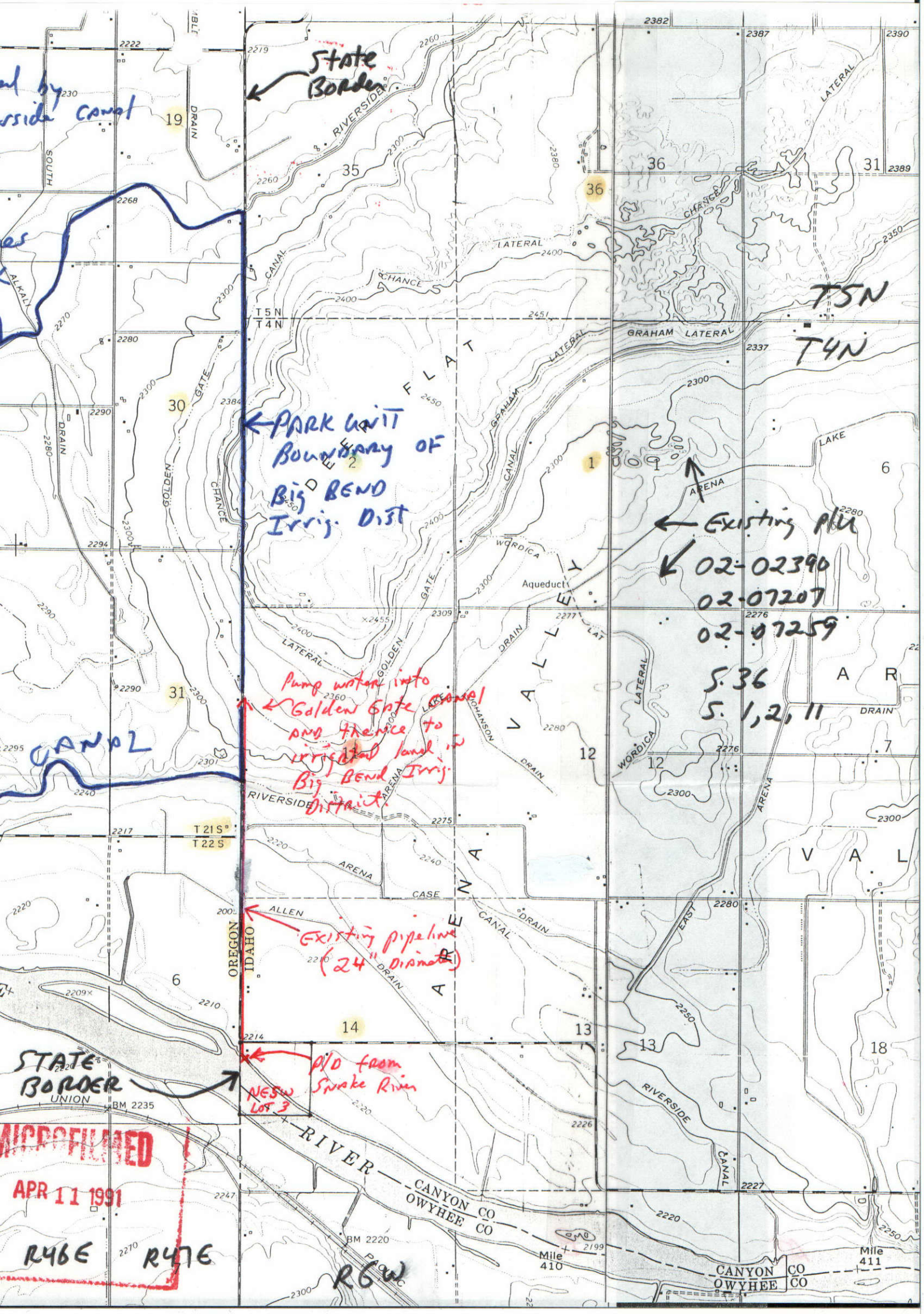
APR 11 1991

R46E

R47E

R6W





al by
sside canal

State
Border

PARK UNIT
Boundary OF
Big Bend
Irrig. Dist

Pump water into
Golden Gate Canal
and thence to
irrigated land in
Big Bend Irrig.
District

Existing pipeline
(24" diameter)

P/O from
Snake River

Existing plan
02-02390
02-07207
02-07259
5.36
5.1, 2, 11

STATE
BORDER

MICROFILMED

APR 11 1991

R46E

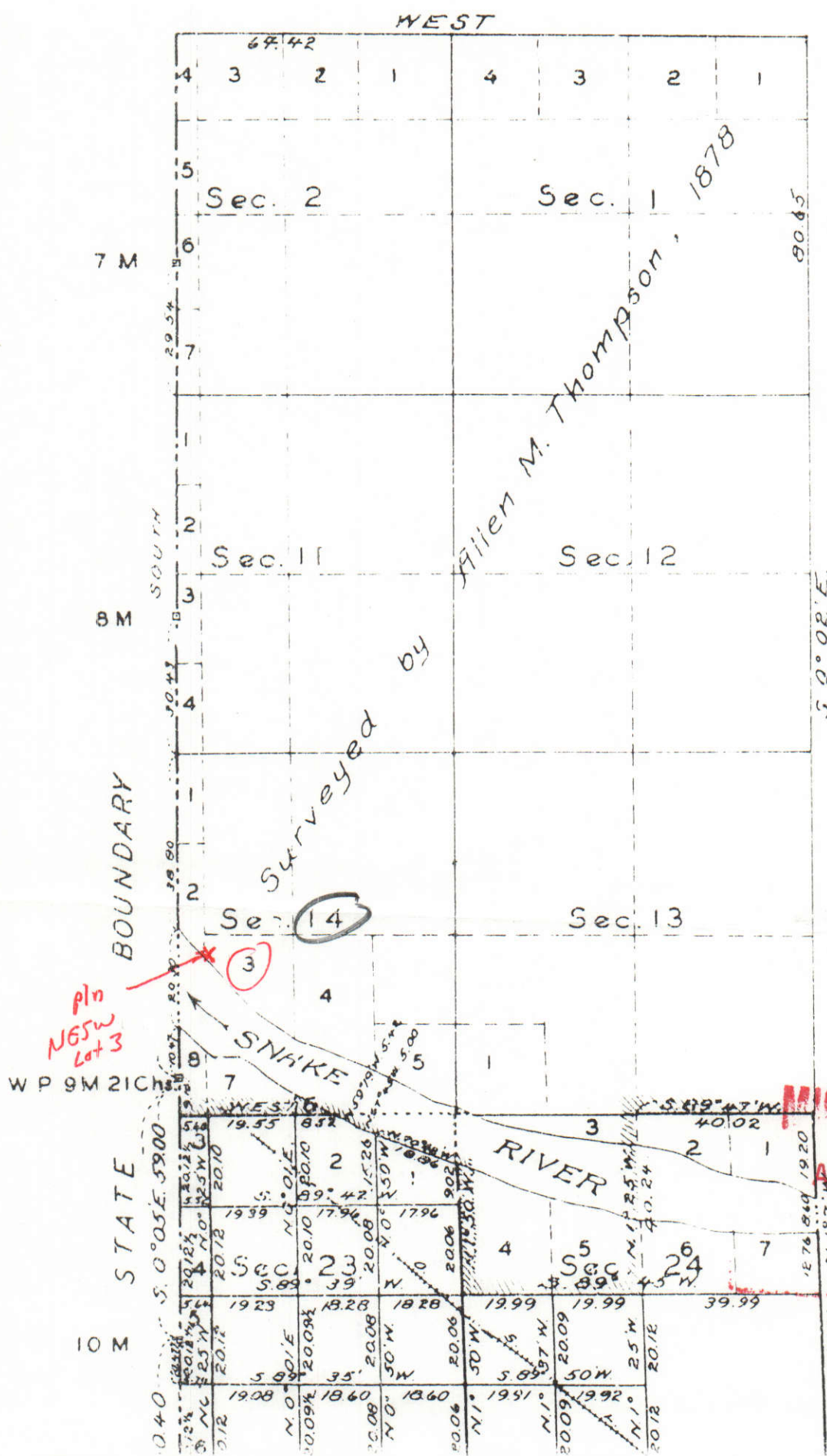
R47E

R6W

CANYON
OWYHEE CO

CO
CO

RESURVEY AND SUBDIVISION OF SECTIONS



RECEIVED

MAY 14 1990

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

Department of Water Resources
Western Regional Office

LEGAL ADVERTISING INVOICE

Amount Due

64.56

Account Name State of Idaho, Dept. of Water Resources		Account Number 47628	
Address W. Region, 2735 Airport Way		City/State Boise ID	Zip 83705
Ordered By Gail Garrett	P.O. Number	Rate nt	Run Dates May 3, 10, 1990
Identification Notice of Proposed Change of Water Right		Estimated Inches	Real Inches
Number of Affidavits Requested 1			Legal Number 5460

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 02-02390, 02-07207,
and 02-07259

Notice is hereby given that Big Bend Irrigation District of Adrian, Oregon has applied to the Department of Water Resources for a change of Place of Use of water of the Snake River. The rights sought to be changed are evidenced by Licenses and are recorded as follows:

02-02390
Amount: 13.30 cfs
Priority: 02/24/1965
Place of Use: T4N R6W S01
N1/2NW1/4, SWNW
S02 NE1/4, SENW, E1/2SW1/4,
N1/2SE1/4, SWSE
S11 NWNE
T5N R6W S36 S1/2SW1/4,
W1/2SE1/4

02-07207
Amount: 1.36 cfs
Priority: 11/18/1975
Place of Use: T5N R6W S36
E1/2SE1/4

02-07259
Amount: 3.00 cfs
Priority: 12/16/1977
Place of Use: T5N R6W S36 NW1/4,
N1/2SW1/4

TOTAL: 17.66 cfs; 939.72 Acres
The above irrigated lands are in Idaho and use a Point of Diversion in T4N R6W S14 LOT 3 (NESW). TO BE CHANGED AS FOLLOWS
All of the water will be diverted from the same point in T4N R6W S14 LOT 3 (NESW) in Idaho and will be used on 939.72 Acres in the park unit of the Big Bend Irrigation District in Oregon within the following description:

T21S R46E S25, 26, 35, 36, Willamette Meridian
T21S R47E S19, 30, 31
T22S R46E S01 and S02.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, 2735 Airport Way, Boise, Idaho 83705 on or before May 21, 1990.

R. Keith Higginson
Director
Pub. May 3, 10, 1990

5460

Debbie Richards

, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in The Idaho Statesman in conformity with Section 60-108, Idaho Code as amended, for 2

☒ consecutive weekly ☐ consecutive daily ☐ single ☐ odd skip

insertion(s) beginning with the issue of MAY 3, 1990

and ending with the issue of May 10, 1990

Debbie Richards

STATE OF IDAHO)

ss.

COUNTY OF ADA)

On this 10th day of May in the year of 1990, before me, a Notary Public, personally appeared Debbie Richards

, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Notary Public for Idaho

Residing at Boise, Idaho

My commission expires: 12/93

APR 11 1991

From FIELD EXAM 02-02390 ~~clearly shows~~
 clearly shows SWNW.
 Rge - 6W

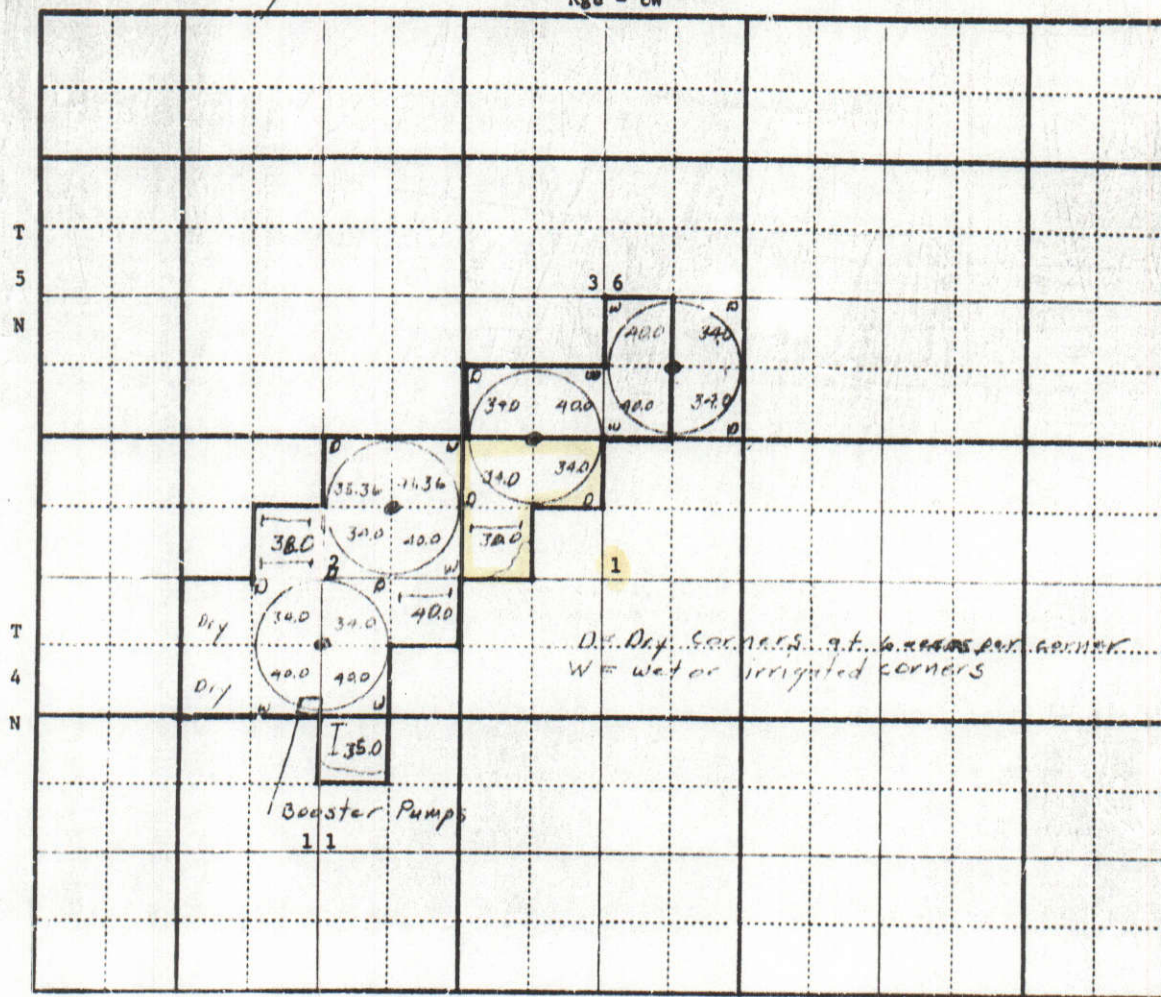


Diagram of System

Pt. of diversion is in Lot #3, Sec. 14, Twp. 4N, Rge. 6W
 Pumps from Snake River into 24" buried pipe to
 booster pumps in SE 1/4 SW 1/4 S 1/2

MICROFILMED

APR 11 1991

Department of Water Resources

WATER RIGHT LICENSE

for p. 7 & 8 from
Snake RiverLicense of Water Right No. 02-7259 Priority December 16, 1977 Amount 3.0 cfs

THIS IS TO CERTIFY, that Ronald G. Smith
 of Parma, Idaho, has complied with the terms and conditions of Permit
 No. 02-7259 issued pursuant to Application for Permit dated December 16, 1977,
 and has submitted proof to the Department of Water Resources on November 19, 1981,
 that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
 capacity for the diversion of 14.8 cfs of water from the Snake River,
 tributary to the Columbia River, and that the permit holder has applied to a beneficial use and
 established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>March 15</u> to <u>November 15</u>	at <u>3.0</u> cfs and	<u>1040.0</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 3.0 cfs of water be diverted at any one time, and
 that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
 aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1040.0 acre feet per year, said waters to be diverted within the Government Lot 3 (NE $\frac{1}{4}$ SW $\frac{1}{4}$)
Section 14, Twp 4N, Rge 6W in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5N	6W	36					38	34	34	39	32	31							208

Total number of acres irrigated 208

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

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
 Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
 herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

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

Acting for the Director

APR 11 1991

Rge - 6W

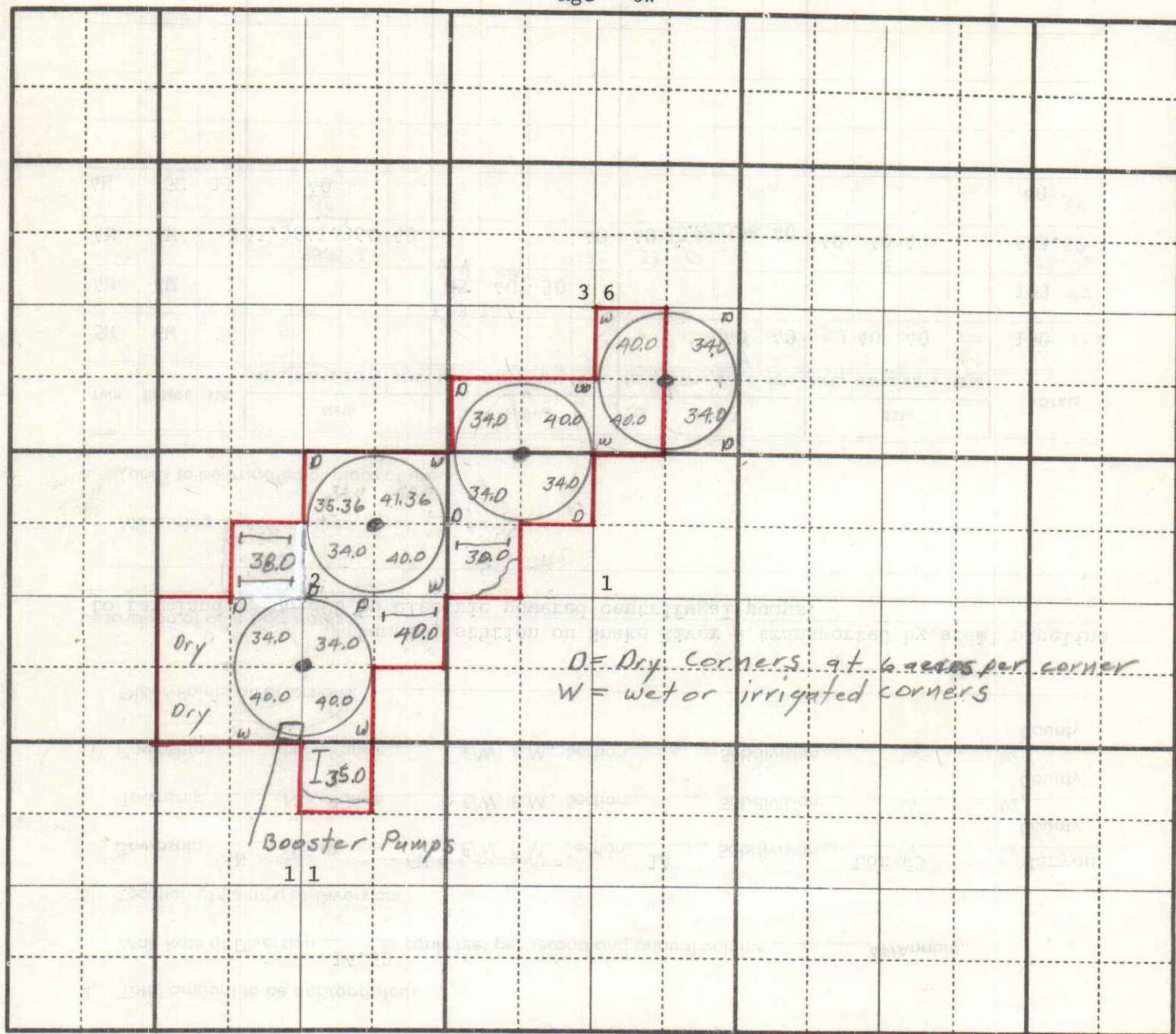
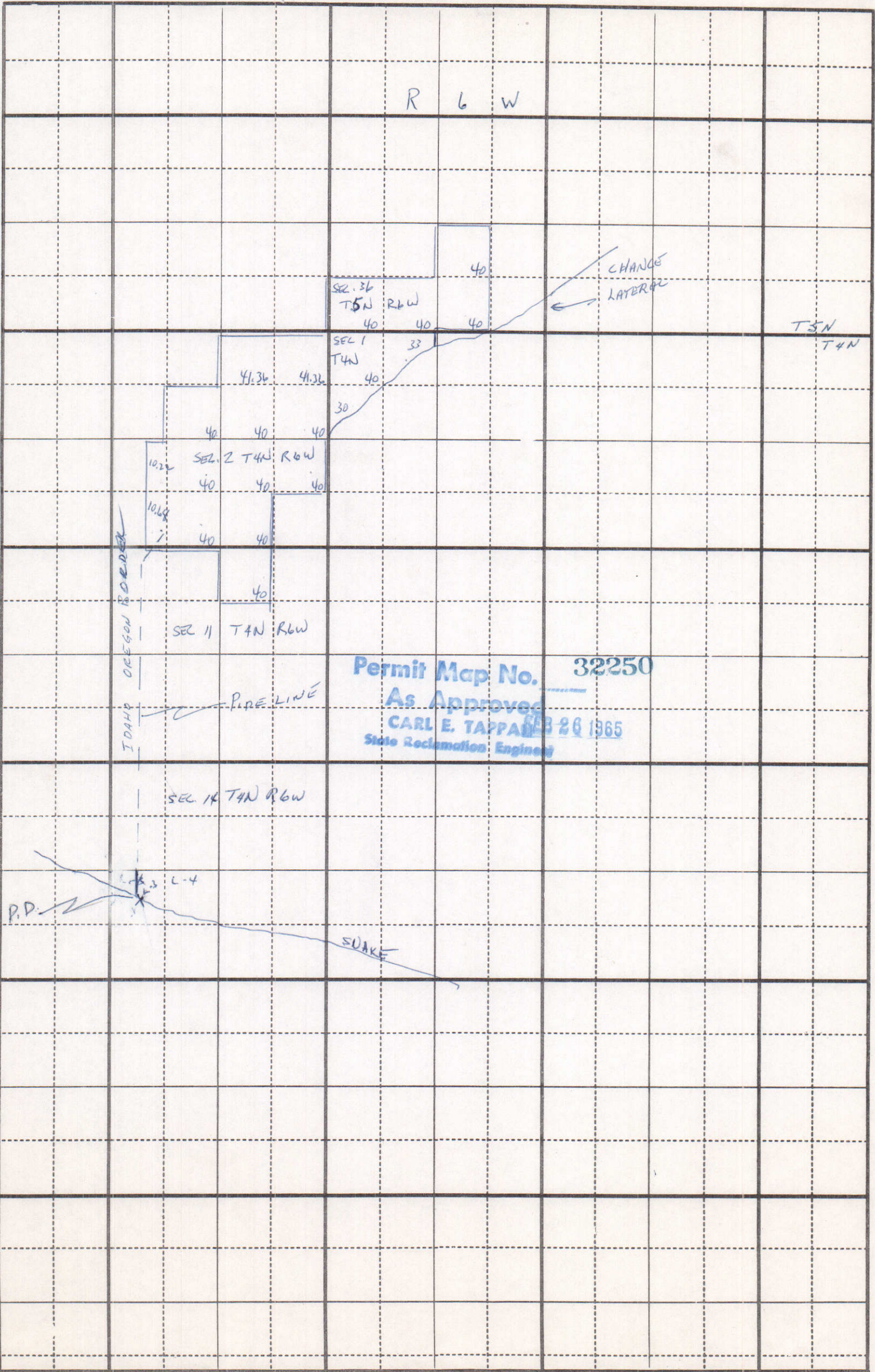
T
5
NT
4
N

Diagram of System

Pt. of diversion is in Lot #3, Sec. 14, Twp. 4N, Rge. 6W

Pumps From Snake River into 24" buried main to
booster pumps in SE 1/4 SW 1/4 Sec 2



32250

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

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

THIS IS TO CERTIFY, that Connecticut Mutual Life Insurance Company
of Hartford, Connecticut, has complied with the terms and conditions of Permit
No. 32250/02-2390 issued pursuant to Application for Permit dated February 24, 1965,
and has submitted proof to the Department of Water Resources on November 21, 1973,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 14.8 cfs of water from the Snake River,
tributary to the Columbia River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>Nov. 15</u> at <u>13.3</u> cfs and	<u>2,987 acre feet or</u> <u>4.5 af per acre</u>	
	from _____ to _____ at _____ cfs and		
	from _____ to _____ at _____ cfs and		

(both dates inclusive)

Subject, however, to the condition that no more than 13.3 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
2,987 acre feet per year, said waters to be diverted within the Lot 3 of Sec. 14,
Twp. 4 N, Rge. 6 W, B. M. in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4 N	6 W	1					L.3 84	L.4 34	30										98.00
		2	L.1 41	L.2 35		84	40			38	34		40	40	84	40			376.72
		11		35															35.00
5 N	6 W	36										34	40		40	40			154.00

Total number of acres irrigated 663.72

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of
August, 19 76.

Director

Application For Permit

To Appropriate the Public Waters of the State of Idaho

ASSIGNED TO: Connecticut Mutual Life Insurance Co.
140 Garden St., Hartford, Connecticut
(see sheriff's deed in file)

APPLICATION No. 40392
PERMIT No. 32250
DISTRICT No.

1. Name of Applicant: R. C. Kellett, Inc.

Postoffice address: Box 448, Caldwell

County: Canyon

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation: Boise - 1952
(b) Amount of capital stock: \$50,000.00
(c) Amount paid in: \$50,000.00
(d) Names and addresses of directors: Box 448, Caldwell, Ida.

II. The financial resources of the applicant are:

- (a) Cash on hand: \$25,000.00
(b) Treasury stock: 7500.00

(c) Bond to be issued:

(d) Other resources: Assets & A/R - 175,000.00 +

2. Quantity of water claimed: 726" - 14.52

cubic feet per second.

3. Source of water supply: Snake River

which is a tributary of Columbia

4. Location of point of diversion: 15'

feet distant from the NW

corner of ~~Section~~ Lot 3, T. 4 N., R. 6 W., B.M., and is in the Lot 3

of section 14, T. 4 N., R. 6 W., B. M., County of Canyon

5. Water is to be used for irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section of , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 175,000.00

8. Kind of works: Pipe line

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom fee; width at water line feet; depth of water feet;

dimensions of flume:

Diameter of pipe 24" inches; length of conduit 1.7 miles.

Average grade per mile 95 feet.

12. The time required for the completion of such work is 5 years.

13. The time required for the complete application of the water to the proposed use is 6 additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none

LICENSE ISSUED FOR 133 SEC. FT.

16. (a) Is reservoir to be used? no If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

s/ R. C. Kellett, Inc. Applicant.

By R. C. Kellett, Pres. Agent.

Date of first receipt at Department of Reclamation: 4:00 P.M. February 24, 1965

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 32250

Recorded in Book 113 Page 32250 Approved February 26, 1965

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before **Apr 11 26, 1965**

and to continue diligently and uninterruptedly to completion.

unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before **August 26, 1967**

The whole of said work to be completed on or before **February 26, 1970**

Beneficial use of water appropriated in accordance herewith, to be made on or before **February 26, 1976**

WITNESS My hand this 26th day of February, 1965

s/ CARL E. TAPPAN
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 26th
day of February, 1965.
STATE OF IDAHO

STATE OF IDAHO

Countersigned:

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLIE

Governor.

Secretary of State.

REMARKS:

14.

[illegible]

A S S I G N M E N T ✓ ✓

✓
For value received, I hereby assign all of my right, title and interest in and to Permit to
Appropriate the Public Waters of the State of Idaho, No. 32250 to C-K Land Inc. of Box 448, Caldwell,
Idaho.

R. C. KELLETT INC.

By: R. C. Kellett, Pres.

STATE OF IDAHO)
 : ss
County of)

On this 6th day of January, 1966, before me, a Notary Public for the State of Idaho, residing
at 4513 Magnolia, Boise, Idaho personally appeared R. C. Kellett known to me to be the person whose
name is subscribed to the within instrument and duly acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year
in this certificate first above written.

/s/ M. Russell Bosch
Notary Public Residing at Boise, Idaho

My commission expires: 1-19-69

(SEAL)

AFFIDAVIT OF PUBLICATION

Department of Water Administration

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

Notice is hereby given that Connecticut Mutual Life Insurance Co., 140 Garden St., Hartford, Connecticut, has received an approved Permit No. 32250/02-2390 issued by the Idaho Dept. of Water Administration authorizing the diversion of 1.52 cubic feet per second of water from the Snake River. The priority to be established under this permit is February 24, 1965, and the permit was approved February 26, 1965.

Water is to be diverted by pipeline from a point within Lot 3, Sec. 14, Twp. 4 N, Rge. 6W, B.M., Canyon County, to be used for irrigation purposes within the S1/2 SW1/4, W1/2 SE1/4, Sec. 36, Twp. 5 N, Rge. 6W, B.M. and NE1/4 NW1/4 (lot 3), NW1/4 NW1/4 (lot 4), SW1/4 NW1/4, Sec. 1; NE1/4 NE1/4 (lot 1), NW1/4 NE1/4 (lot 2), S1/2 NE1/4, SE1/4 NW1/4, NE 1/4 SW1/4, NW 1/4 SW1/4 (lot 6), SW1/4 SW1/4 (lot 7), SE1/4 SW1/4, N1/2 SE1/4, SW1/4 SE 1/4, Sec. 2; NW1/4 NE1/4, Sec. 11; Twp. 4N, Rge. 6W, B.M. (726.62 acres)

Proof of application of the water to beneficial use is to be submitted to the Department on or before February 26, 1976. Any protest against the issuance of a license for the above referenced permit should be filed with the Idaho Dept. of Water Administration, Statehouse - Annex 2, Boise, Idaho, 83707, within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

Verla Harker
of Caldwell, Canyon County, Idaho, being first duly sworn,
deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principle Clerk of the News-Tribune, a daily, (except Sunday) newspaper published in the City of Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Two Times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

October 26; November 2, 1972

Verla Harker

Subscribed and sworn to before me this

2nd day of November, 1972

Edmund J. Fawcett

Notary Public, Residing at Nampa, Idaho

5/94

Ident. No.

TC-2-1

RECEIVED

APR 16 2001

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TEMPORARY CHANGE APPLICATION

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

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

A. PURPOSE OF TRANSFER

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

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

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

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

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

3. Source of water Snake River tributary to Columbia River

4. Point(s) of Diversion:

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

Department of Water Resources

RECEIVED

MAY - 7 2001

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

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

939.72 acres within the boundaries of the Park Unit of the

Big Bend Irrigation District in Oregon.

MICROFILMED

JUN 9 1997 Total acres 939.72

6. General Information:

a. Who owns the water right to be changed? Ron Smith

b. Describe the arrangement allowing use of the right Water right, pump station, and pipeline
are being leased

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

d. Has the water right sought to be transferred been used this year? no If yes, explain.

e. Absent the changes, how would the right be used for the remainder of the year?

f. Describe other water rights used for the same purpose.

63-02388 (Boise River) 63-09074 (supplemental)

g. Remarks:

I hereby assume all risk in accordance with Section 42-222A, Idaho Code, and assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Nolan Laird Vice President
(Signature of applicant) Big Bend Irrigation Dist.

FOR DEPARTMENT USE ONLY

Received by dh Date 4/16/01 Fee \$50

Receipted 4/16/01 #10027580 Recommend: approve deny

Watermaster recommendation

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Temporary Change Application No.

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

Witness my hand this day of , 199 .

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JUN 01 2001

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

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

**ORDER AUTHORIZING
TEMPORARY CHANGE**

TC - 2 - 1

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

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

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

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

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

ORDER

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

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

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JUN 01 2001

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

DATED this 27th day of April, 2001.



Gary Spackman
Western Regional Manager

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JUN 01 2001

AGREEMENT BETWEEN

Ronald G. Smith
25357 Wamstad Road
Parma, Idaho 83660

ATTENTION:CLARY SPACK

and

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

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

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

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

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

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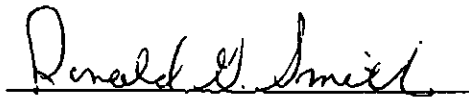
JUN 01 2001

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

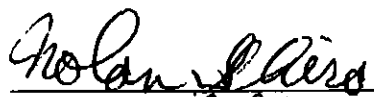
Compensation to Smith shall be \$2,000.00 per month commencing when pumping starts, but not more than \$8,000.00 in any one year.

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

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



Ronald G. Smith


Vice President BBI
Big Bend Irrigation District

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JUN 01 2001

Page 1 of 10STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPROVED

Transfer No. 3803APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1SEE TRANSFER
No. 3718Name of applicant Big Bend Irrigation District Phone 503-724-6153
Post Office address 747 Reeltop Rd Adrian OR 97901

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other None
2. Describe the reason for the proposed changes Move Snake River supplemental water from lands within Wilder Irrig. Dist. in Idaho to lands within Big Bend Irrig. Dist. in Oregon. Primary water on both lands is via the Boise project.

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

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

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

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4

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APR 11 1991

939.72 acres within the boundaries of
the Big Bend Irrigation District (Park Unit)
in Oregon.

Total acres 939.72

PART 1

6. General Information:

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 02-2390/7207/7259And said application is hereby APPROVED, subject to the following limitations and conditions:

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

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APR 11 1991

Witness my hand this

28th

day of

March19 91J. Glen Saylor
Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2
(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

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

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

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

5. Water is used for the following purpose:

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

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

7. Point(s) of Diversion:

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

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	6W	1					2.3	2.4	30										98
		2	4.1	4.2	34	40				38	34			40	40	34	40		376.72
		11		35															35
5N	6W	36														40	40		154

Total acres 663.729. Describe any other water rights used for the same purpose as described above 63-02388 (Boise River)63-09074 (supplemental)

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

N^o If yes, describe _____**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED**N/A

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

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APR 11 1991

Total acres _____

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

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

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

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Snake River tributary to Columbia River

4. Date or priority 11/18/1975

5. Water is used for the following purpose:

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

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

7. Point(s) of Diversion:

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

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>5N</u>	<u>6W</u>	<u>36</u>																	<u>68</u>

Total acres 68

9. Describe any other water rights used for the same purpose as described above

63-09074 (supplemental)

63-02388 (Boise River)

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

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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

N/A

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

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

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

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Snake River tributary to Columbia River

4. Date or priority 12/16/1977

5. Water is used for the following purpose:

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

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

7. Point(s) of Diversion:

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

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>5N</u>	<u>6W</u>	<u>36</u>					<u>38</u>	<u>34</u>	<u>34</u>	<u>39</u>	<u>32</u>	<u>31</u>							<u>208</u>

Total acres 208

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

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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

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

See map in transfer # 3718

RECORDED

APR 11 1991

PART 3

B. CHANGES IN NATURE OF USE

N/A

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

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

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

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

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

Big BENZ IHO Dick Bennett President
(Signature of Applicant)

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

Lori Harris

(Notary Public)

My commission expires 12-8-94

FOR DEPARTMENT USE ONLY

Transfer contains 10 pages and _____ attachments

Received by SL Date 12/27/90

Prelim. check by _____ Fee \$50 W012923

Receipted by SL Date 12/27/90

Published in Press-Tribune

Pub. dates 1/16 & 1/23/91

Watermaster recommendation requested on NA

_____ rec'd. _____

Copy of transfer sent to lien holder _____

RECORDED
APR 11 1991

Protest filed by _____

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for ☒ approval ☐ denial

by DPT

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT**

NO. 02-02300, 02-07207, 02-07209

Notice is hereby given that Big Bend Irrigation District (of Oregon) of Adrian, Oregon has applied to the Department of Water Resources for a change of Place of Use of the water of Snake River. The right sought to be changed is evidenced by licensed water rights and is recorded as follows:

LICENSED WATER RIGHT NO.

LICENSED WATER RIGHT NO.	AMOUNT	PRIORITY
02-02300	13.30 cfs	2-24-1965
02-07207	1.36 cfs	11-18-1975
02-07209	3.00 cfs	12-16-1977

Place(s) of diversion: T4N R6W S14, NESW, Lot 3. The water is used for irrigation purposes

TO BE CHANGED AS FOLLOWS

Amount: 17.66 cfs
The water will be used for irrigation purposes within the boundaries of the Big Bend Irrigation District (park unit) in Oregon.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Western Region, 2736 Airport Way, Boise, Idaho 83705 on or before FEBRUARY 4, 1991.

R. KEITH HIGGINSON

Director

January 16, 23, 1991

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)

) SS.

County of Canyon)

Sharla Ward

of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily, (except Saturday) newspaper published in the City of Nampa and Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper
two times

—in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

January 16, 23, 1991

STATE OF IDAHO)

)

COUNTY OF CANYON)

On this 23rd day of January in the year of 1991, before me, a Notary Public, personally appeared Sharla Ward, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she executed the same.

Janice Fisk
Notary Public for Idaho
Residing at Nampa

MY COMMISSION EXPIRES
JULY 12th, 1991

JAN 18 1991

APR 11 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES*

Transfer No. 3718

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

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

A. PURPOSE OF TRANSFER

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

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

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

[illegible]

5. Lands irrigated or place of use: 439.72 acres within the boundaries of the Big Bend

[illegible]

Irrigation District, as shown in Attachment A
Park Unit Total acres 939.72

PART 1

6. General Information:

a. Description of diversion system Two 200 hp pumps, 2' pipe to Golden Gate Canal, laterals throughout Big Bend Irrig. Dist. (withing water right unit of district).

RECORDED

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

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

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

d. Remarks:

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

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

Witness my hand this

25th day of

June

90

R. Glen Saxton

RECORDED

APR 11 1991

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

PART 2
 (Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

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

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

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

5. Water is used for the following purpose:

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

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

7. Point(s) of Diversion:

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

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>4N</u>	<u>6W</u>	<u>1</u>					<u>23</u>	<u>24</u>	<u>30</u>										<u>98</u>
		<u>2</u>	<u>21</u>	<u>22</u>						<u>38</u>	<u>34</u>			<u>40</u>	<u>40</u>	<u>34</u>	<u>40</u>		<u>376.72</u>
		<u>11</u>		<u>35</u>															<u>35</u>
<u>5N</u>	<u>6W</u>	<u>36</u>									<u>34</u>	<u>40</u>			<u>40</u>	<u>40</u>			<u>154</u>

Total acres 663.72

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

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

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Total acres _____

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

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

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

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Snake River tributary to Columbia River

4. Date or priority 11/18/1975

5. Water is used for the following purpose:

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

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

7. Point(s) of Diversion:

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

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	6W	36													68

Total acres 68

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

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

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

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

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

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Snake River tributary to Columbia River

4. Date or priority 12/16/1977

5. Water is used for the following purpose:

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

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

7. Point(s) of Diversion:

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

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	6W	36					38	34	34	39	31				208

Total acres 208

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

PART 2

Transfer No. _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

N/A

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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

N/A

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

APR 11 1991

Total acres _____

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

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

RECEIVED
APR 11 1991

*See Attachment B
prepared from info in
Attachment A.*

PART 3**B. CHANGES IN NATURE OF USE**N/A

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

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

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

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

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

x Dick Bennett (President)
(Signature of Applicant)

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

Melvin Gene Egan
(Notary Public)

My commission expires 9-2-1994

FOR DEPARTMENT USE ONLY

Transfer contains 10 pages and _____ attachments

Received by SL Date 4/19/90 Protest filed by _____

Prelim. check by SL Fee \$50.00

Receipted by SL Date 4/19/90 # W012208

Published in Press-Tribune and Statewide Copies of protest forwarded by _____

Pub. dates 5/2 & 5/9/90 5/3 & 5/10/90 Hearing held by _____ Date _____

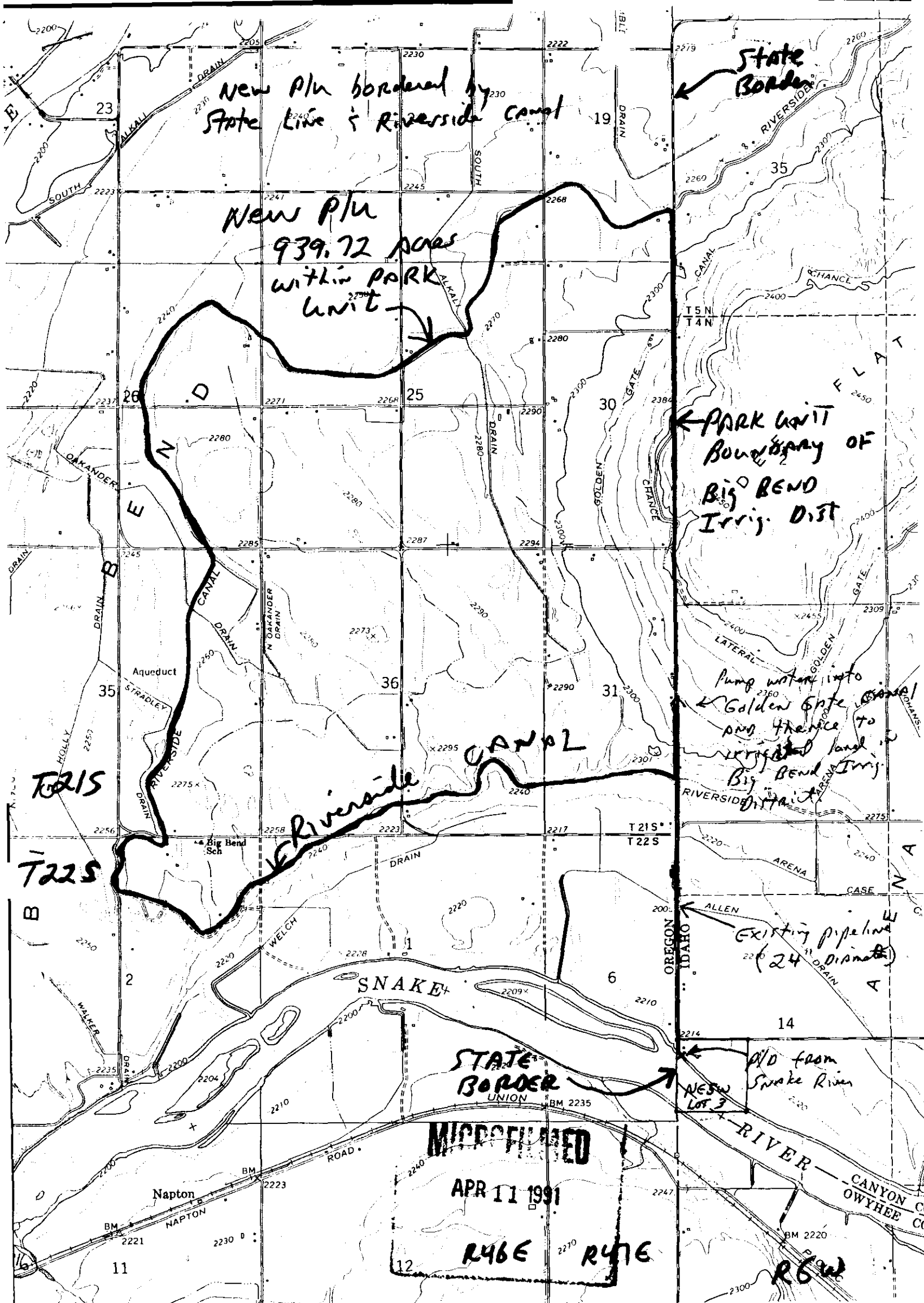
Watermaster recommendation requested on N/A Recommended for ☒ approval ☐ denial

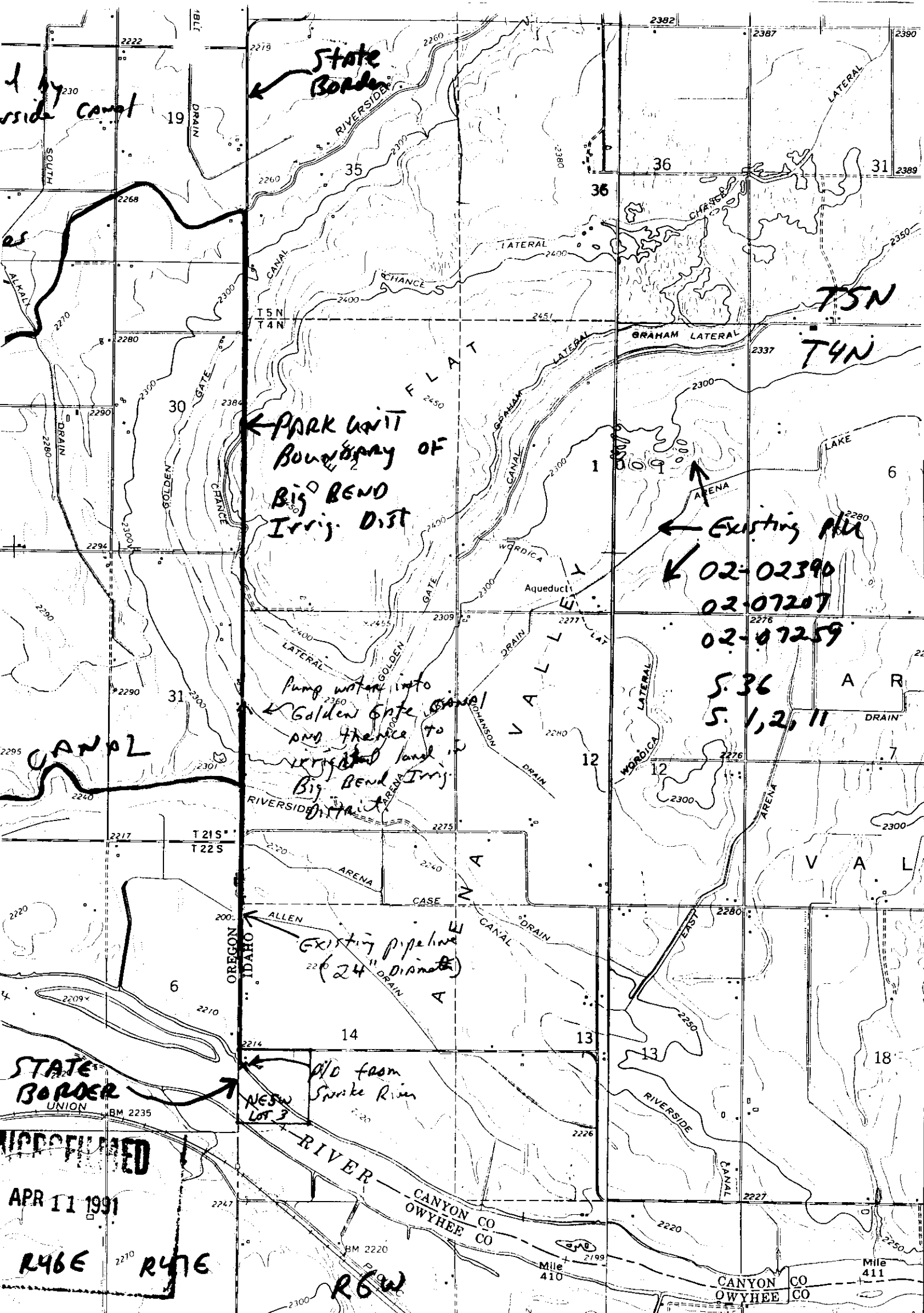
_____ rec'd. _____ by DAT

Copy of transfer sent to lien holder N/A

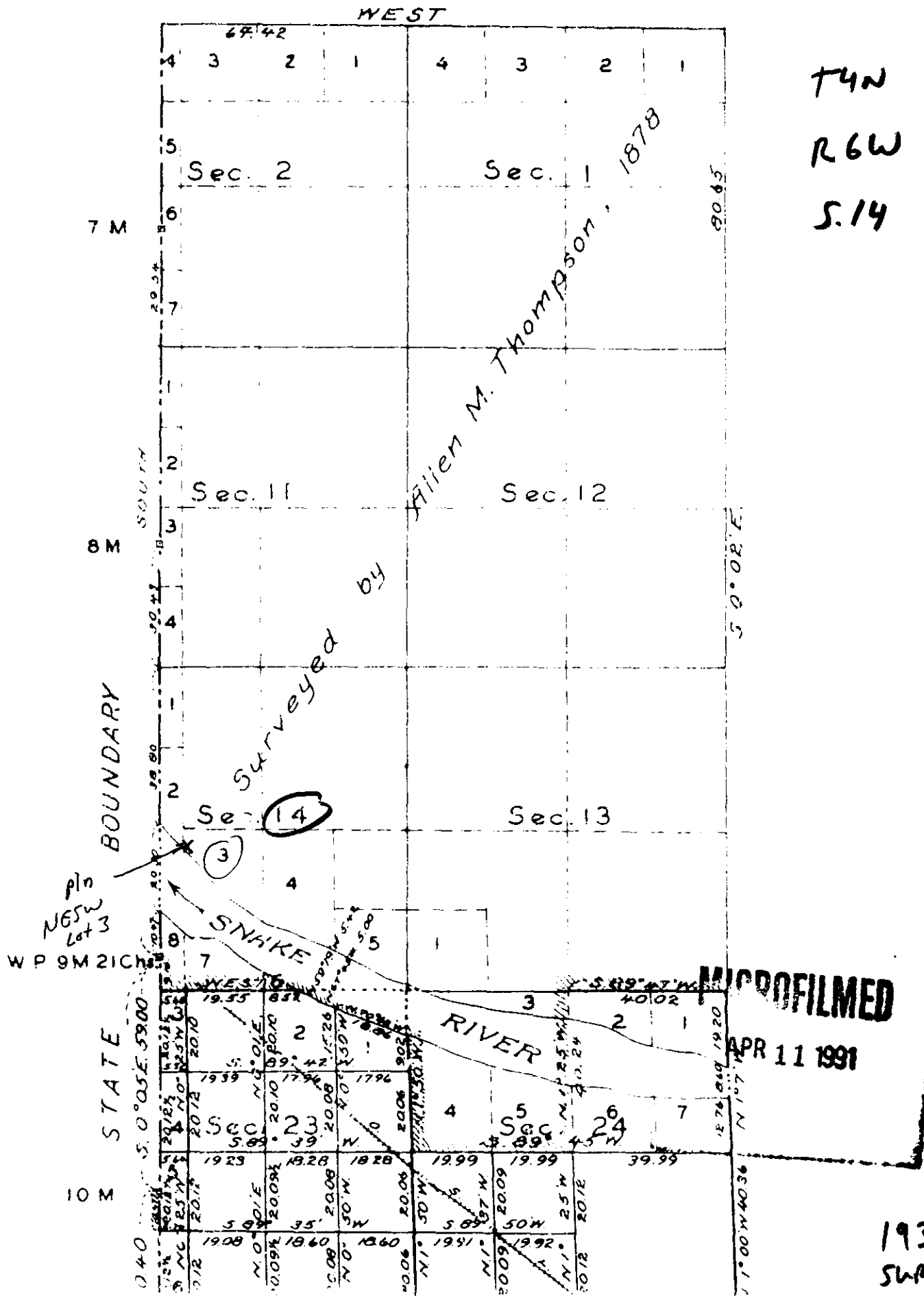
MICROFILMED

APR 11 1991





RESURVEY AND SUBDIVISION OF SECTIONS



CANYON COUNTY

1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

9R37312-010- -0

40 ac.
Mun...

4
CODE AREA
053-00
FULL MARKET VALUE
1,200

SMITH, RONALD E-ETAL
RT 3 BOX 57
PARMA ID 83660

Parcel No. 04ND6N110600
11 4N 6N NE
NONE

ROUTE RD

TAXING DISTRICT	RATE	AMOUNT	REC
AND	.000235	.28	FULL .
NAV 83	.001123	1.34	TAX
FIRE HI	.000484	.58	PEN.
CEN RD	.000169	.20	INT.
SCN 0137	.007690	9.22	COST
COUNTY	.004345	5.22	TOT.
PEST	.000078	.10	1ST INS
TOTAL LEVY	.014124		TAX
			PEN.
			INT.
			COST
			TOT.
			2ND INS
			TAX
			PEN.
			INT.
			COST
			TOT.
TOTAL TAX		16.94	
TOTAL TAX DUE		16.94	

CANYON COUNTY

1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

9R39296-000- -0

Johnson
198.14 ac

CODE AREA
091-00
FULL MARKET VALUE
79,650

SMITH, RONALD GEORGE
RT 3 BOX 57
PARMA ID 83660

Parcel No. 05ND6N362400
36 5N 6E NW
N1/2NW LESS R/W,
S1/4N & E1/2NW LESS R/W

TAXING DISTRICT	RATE	AMOUNT	REC
AND	.000235	18.72	FULL .
NAV 83	.001123	89.44	TAX
FIRE PA	.000505	40.22	PEN.
CEN RD	.000169	13.46	INT.
SCN 0137	.007690	612.50	COST
COUNTY	.004345	346.08	TOT.
PEST	.000078	6.22	1ST INS
TOTAL LEVY	.014145		TAX
			PEN.
			INT.
			COST
			TOT.
			2ND INS
			TAX
			PEN.
			INT.
			COST
			TOT.
TOTAL TAX		1,126.64	
TOTAL TAX DUE		1,126.64	

MICROFILMED

APR 11 1991

CANYON COUNTY

1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

9R37305-000- -0

TAXING DISTRICT	RATE	AMOUNT	REC
AMB	.000235	3.58	FULL
HWY #3	.001123	17.12	TAX
FIRE #1	.000484	7.38	PEN.
CEN RD	.000169	2.58	INT.
SCH #137	.007690	117.28	COST
COUNTY	.004345	66.26	TOT.
PEST	.000078	1.18	1ST INST
TOTAL LEVY	.014124		TAX
			PEN.
			INT.
			COST
			TOT.
			2ND INST
			TAX
			PEN.
			INT.
			COST
			TOT.
TOTAL TAX		215.38	
TOTAL TAX DUE		215.38	

SMITH, RONALD C-ETAL

RT 3 BOX 57
PARMA ID 83660

CODE AREA
053-00
FULL MARKET VALUE
15,250

Parcel No. 04MD6M012400
01 4N 6N NE
LOTS 3&4 LYING N & N OF GRAHAM LAT
SOUTH LYING N & N OF GRAHAM LAT

CANYON COUNTY

1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

9R37292-000- -0

TAXING DISTRICT	RATE	AMOUNT	REC
AMB	.000235	.02	FULL P.
HWY #3	.001123	.12	TAX
FIRE #1	.000484	.04	PEN.
CEN RD	.000169	.02	INT.
SCH #137	.007690	.76	COST
COUNTY	.004345	.44	TOT.
PEST	.000078		1ST INST
TOTAL LEVY	.014124		TAX
			PEN.
			INT.
			COST
			TOT.
			2ND INST
			TAX
			PEN.
			INT.
			COST
			TOT.
TOTAL TAX		1.40	
TOTAL TAX DUE		1.40	

SMITH, RONALD GEORGE

RT 3 BOX 57
PARMA ID 83660

CODE AREA
053-00
FULL MARKET VALUE
100

Parcel No. 04MD6M012500
01 4N 6N NE
TX 3 IN LT 3 S & E OF
GRAHAM LATERAL

CANYON COUNTY

1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

9R37306-000- -0

TAXING DISTRICT	RATE	AMOUNT	REC
AMB	.000235	36.32	FULL PA
HWY #3	.001123	173.54	TAX 2,
FIRE #1	.000484	74.80	PEN.
CEN RD	.000169	26.12	INT.
SCH #137	.007690	1,188.30	COST
COUNTY	.004345	671.42	TOT.
PEST	.000078	12.06	1ST INST
TOTAL LEVY	.014124		TAX
			PEN.
			INT.
			COST
			TOT.
			2ND INST
			TAX
			PEN.
			INT.
			COST
			TOT.
TOTAL TAX		2,182.56	
TOTAL TAX DUE		2,182.56	

SMITH, RONALD C-ETAL

RT 3 BOX 57
PARMA ID 83660

CODE AREA
053-00
FULL MARKET VALUE
154,515

Parcel No. 04MD6M020100
02 4N 6N NE
LOTS 1, 2, 6 & 7 LESS TX 4,
E 1/2 SW LESS TX 4, SWSE,
N 1/2 SE, S 1/2 NE, SE NW

23018 STATELINE RD

MICROFILMED

APR 11 1991

CANYON COUNTY

1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

9R37308-000- -0

CODE AREA
053-00
FULL MARKET VALUE
300

SMITH, RONALD C
RT 3 BOX 57
PARNO ID 83660

Parcel No. 04ND6M023300
02 4N 6N NW
LOT 5

TAXING DISTRICT	RATE	AMOUNT	REC
AMB	.000235	.08	FULL PA
HWY 83	.001123	.34	TAX
FIRE MI	.000484	.14	PEN.
CEN RO	.000169	.06	INT.
SCH #137	.007690	2.30	COST
COUNTY	.004345	1.30	TOT.
PEST	.000078	.02	1ST INSTA
TOTAL LEVY	.014124		TAX
TOTAL TAX		4.24	PEN.
TOTAL TAX DUE		4.24	INT.

CANYON COUNTY

ARENA VALLEY RD

1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

9R39298-000- -0

CODE AREA
091-00
FULL MARKET VALUE
17,775

SMITH, RONALD C ETAL
RT 3 BOX 57
PARNO ID 83660

Parcel No. 05ND6M367200
36 5N 6N SE
NESE, SESE LESS TH 4

TAXING DISTRICT	RATE	AMOUNT	RECE
AMB	.000235	4.18	FULL PA
HWY 83	.001123	19.96	TAX
FIRE PA	.000505	8.98	PEN.
CEN RO	.000169	3.00	INT.
SCH #137	.007690	136.68	COST
COUNTY	.004345	77.24	TOT.
PEST	.000078	1.38	1ST INSTA
TOTAL LEVY	.014145		TAX
TOTAL TAX		251.42	PEN.
TOTAL TAX DUE		251.42	INT.

CANYON COUNTY

1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

9R39297-000- -0

CODE AREA
091-00
FULL MARKET VALUE
37,450

SMITH, RONALD C ETAL
RT 3 BOX 57
PARNO ID 83660

Parcel No. 05ND6M366600
36 5N 6N SW
N1/2SE, S1/2SW

TAXING DISTRICT	RATE	AMOUNT	REC
AMB	.000235	8.80	FULL PA
HWY 83	.001123	42.06	TAX
FIRE PA	.000505	18.92	PEN.
CEN RO	.000169	6.32	INT.
SCH #137	.007690	288.00	COST
COUNTY	.004345	162.72	TOT.
PEST	.000078	2.92	1ST INSTA
TOTAL LEVY	.014145		TAX
TOTAL TAX		529.74	PEN.
TOTAL TAX DUE		529.74	INT.

MICROFILMED

APR 11 1991

CANYON COUNTY

1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

Johnson
38 ac.

9R39299-000- -0

CODE AREA
091-00
FULL MARKET VALUE
12,750

JOHNSON CATTLE CO, INC
% SMITH, RONALD GEORGE

RT 3 BOX 57
PARMA ID 83660

TAXING DISTRICT	RATE	AMOUNT	REC
AMB	.000235	3.00	FULL PA
HWY 83	.001123	14.32	TAX
FIRE PA	.000505	6.44	PEN.
CEN RD	.000169	2.16	INT.
SCN #137	.007690	98.04	COST
COUNTY	.004345	55.40	TOT
PEST	.000078	1.00	1ST INSTA
TOTAL LEVY	.014145		TAX
			PEN.
			INT.
			COST
			TOT.
			2ND INSTA
			TAX
			PEN.
			INT.
			COST
			TOT.
TOTAL TAX		180.36	
TOTAL TAX DUE		180.36	

Parcel No. 05N06N363000
36 5N 60 W
MINN LESS THAT PART N & W
OF CENTER OF RIVERSIDE CANAL

CANYON COUNTY

1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

Trunnell
80 ac.

9R39158-000- -0

CODE AREA
091-00
FULL MARKET VALUE
18,025

TRUNNELL, GERALD
% SMITH, RONALD G

25357 HANSTAD RD
PARMA ID 83660

TAXING DISTRICT	RATE	AMOUNT	REC
AMB	.000235	4.24	FULL PA
HWY 83	.001123	20.24	TAX
FIRE PA	.000505	9.10	PEN.
CEN RD	.000169	3.04	INT.
SCN #137	.007690	138.62	COST
COUNTY	.004345	78.32	TOT
PEST	.000078	1.40	1ST INST.
TOTAL LEVY	.014145		TAX
			PEN.
			INT.
			COST
			TOT.
			2ND INST
			TAX
			PEN.
			INT.
			COST
			TOT.
TOTAL TAX		254.96	
TOTAL TAX DUE		254.96	

Parcel No. 05N05N312400
31 5N 50 W
E1/2NW

CANYON COUNTY

1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

Trunnell
39.91 ac.

9R39160-000- -0

CODE AREA
091-00
FULL MARKET VALUE
9,000

TRUNNELL, GERALD
% SMITH, RONALD G

25357 HANSTAD RD
PARMA ID 83660

TAXING DISTRICT	RATE	AMOUNT	REC
AMB	.000235	2.12	FULL
HWY 83	.001123	10.10	TAX
FIRE PA	.000505	4.54	PEN.
CEN RD	.000169	1.52	INT.
SCN #137	.007690	69.22	COST
COUNTY	.004345	39.10	TOT
PEST	.000078	.70	1ST INS
TOTAL LEVY	.014145		TAX
			PEN.
			INT.
			COST
			TOT.
			2ND IN
			TAX
			PEN.
			INT.
			COST
			TOT.
TOTAL TAX		127.30	
TOTAL TAX DUE		127.30	

Parcel No. 05N05N313000
31 5N 50 W
LOT 1

ARIMA VALLEY RD

NOT FILMED

APR 11 1991

TRIBUNE PUBLISHING COMPANY, INC.
The Lewiston Morning Tribune
505 C St., P.O. Box 957
Lewiston, Idaho 83501
(208) 743-9411

Date 051090 INVOICE No. L00195755

Account No. 96476 2390

Description 95755NOTIC

Times 2 Lines 30

Tab Lines 60

LEGAL ADVERTISING
INVOICE

SOLD TO:

02-07207, 02-07259
DEPT OF WATER RESOURCES
2735 AIRPORT WAY
BOISE, ID 83705

\$ 75.00

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer To Invoice by No. Only.

AFFIDAVIT OF PUBLICATION

RECEIVED
MAY 18 1990

STATE OF IDAHO, ss.
County of Nez Perce

Department of Water Resources
Western Regional Office

SUE BAUMEISTER, being duly sworn,

deposes and says, I am the Legal Clerk
of the Tribune Publishing Company, a corporation organized and existing
under and by virtue of the laws of the State of Idaho, publishers of the

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 02-02390, 02-07207, and 02-07259

Notice is hereby given that Big Bend Irrigation District of Adrian, Oregon
has applied to the Department of Water Resources for a change of Place of
Use of the water of Snake River. The rights sought to be changed are evi-
denced by Licenses and are recorded as follows:

Right	Amount	Priority	Place of Use
02-02390	13.30 cfs.	02/24/1965	T4N R6W S01 N1/2NW1/4, SWNW S02 NE1/4, SENW, E1/2SW1/4, N1/2SE1/4, SWSE S11 NWNE
02-07207	1.36 cfs	11/18/1975	T5N R6W S36 S1/2SW1/4, W1/2SE1/4
02-07259	3.00 cfs	12/16/1977	T5N R6W S36 E1/2SE1/4
			T5N R6W S36 NW1/4, N1/2SW1/4

TOTAL 17.66 cfs

939.72 Acres

The above irrigated lands are in Idaho and use a Point of Diversion in T4N, R6W, S14 LOT 3 (NESW).

TO BE CHANGED AS FOLLOWS:

All of the water will be diverted from the same point in T4N, R6W, S14 LOT 3 (NESW) in Idaho and
will be used on 939.72 Acres in the park unit of the Big Bend Irrigation District in Oregon within the
following description:

T21S, R46E, S25, 26, 35, 36, Willamette Meridian

T21S, R47E, S19, 30, 31

T22S, R46E, S01 and S02.

Any protest against approval of the proposed change of water right application must be filed with
the Department of Water Resources, 2735 Airport Way, Boise, Idaho 83705 on or before May 21, 1990.

R. Keith Higginson
Director

ING TRIBUNE, a newspaper of general circulation
on, Nez Perce County, Idaho; That the said Lewiston
an established paper and has been published regular-
arly at least once a day for more than 21 consecutive
tely preceding the first publication of this notice, and
ed uninterrupted for said period; that the

3 OF PROPOSED

which is made a part of this affidavit was published in
Jorning Tribune, 2 time(s). Publication be-
050390

for 2 consecutive WEEK, or once a
being on the 050390, and the last pub
ing on the 051090, and said

OF PROPOSED

n the regular and entire issue of said newspaper and
nt thereof and was so published in every issue and
I paper, during the period and times of publication as

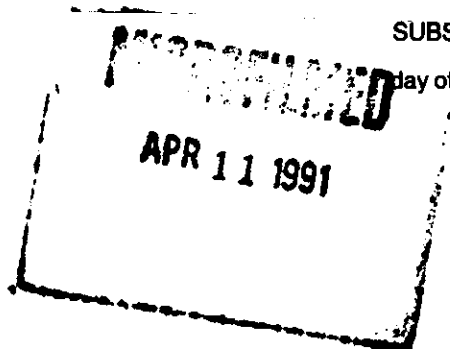
Sue Baumeister

SUBSCRIBED AND SWORN BEFORE ME THIS THE 15

day of May 1990

Shirley M. Lentz

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.



TRIBUNE PUBLISHING COMPANY, INC.
The Lewiston Morning Tribune
505 C St., P.O. Box 957
Lewiston, Idaho 83501
(208) 743-9411

Date 051090 INVOICE No. L00195755

Account No. 96476 2390

Description 95755NOTIC

Times 2 Lines 30

Tab Lines 60

**LEGAL ADVERTISING
INVOICE**

SOLD TO:

02-07207, 02-07259
DEPT OF WATER RESOURCES
2735 AIRPORT WAY
BOISE, ID 83705

\$ 75.00

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer To Invoice by No. Only.

AFFIDAVIT OF PUBLICATION

RECEIVED
MAY 18 1990

STATE OF IDAHO, ss.
County of Nez Perce

Department of Water Resources
Western Regional Office

SUE BAUMEISTER, being duly sworn,

deposes and says, I am the Legal Clerk of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho, publishers of the LEWISTON MORNING TRIBUNE, a newspaper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Morning Tribune is an established paper and has been published regularly and issued regularly at least once a day for more than 21 consecutive years next immediately preceding the first publication of this notice, and has been so published uninterrupted for said period; that the

NOTICE OF PROPOSED

attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, 2 time(s). Publication beginning on 050390 WEEK for 2 consecutive WEEK, or once a publication thereof being on the 050390, and the last publication thereof being on the 051090, and said

NOTICE OF PROPOSED

was so published in the regular and entire issue of said newspaper and not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

Sue Baumeister

SUBSCRIBED AND SWORN BEFORE ME THIS THE 15

day of May 1990

Shirley M. Lentz

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.



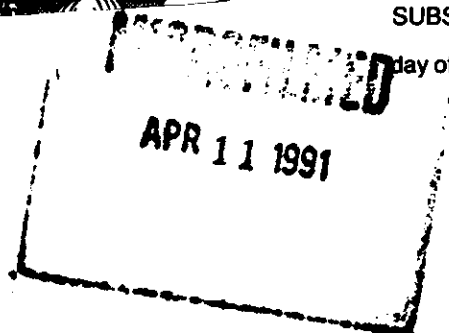
02-07207

02-07259

TOTAL
The above i

OT
All of the w
will be used
following des
T21S, R46E,
T21S, R47E,
T22S, R46E,
Any protes
the Departme

I THINK THEY TOOK ALL THE
DIET BOOKS THAT DIDN'T WORK,
GROUND THEM INTO A PULP,
SMASHED THEM INTO LITTLE
CRACKER SHAPES AND THEN
BAKED THEM UNTIL THEY
TURNED TO ROCK. ONLY 10
CALORIES EACH.



Affidavit of Publication
STATE OF IDAHO
COUNTY OF TWIN FALLS } ss.

No 21137

I, Linda Capps McShure being first duly sworn upon oath, depose and say that I am Pune Clerk of the TIMES-NEWS, published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for Two consecutive Weeks, commencing with the issue dated May 3, 1990, and ending with the issue dated May 10, 1990.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since said consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said newspaper began daily publication under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday, the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

STATE OF IDAHO
COUNTY OF TWIN FALLS

On this 18 day of May in the year of 1990, before me, a Notary Public, personally appeared Linda Capps McShure, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Debra R. Feltman
Notary Public for Idaho

Residing at Twin Falls County

My commission expires: 5/19/94

MICROFILMED
APR 11 1991

Commodities

19.03	18.35	18.99	+71
19.50	19.00	19.44	+55
19.70	19.40	19.87	+40
19.95	19.65	19.84	+28
20.03	19.84	19.95	+19
20.09	19.82	19.93	+12
20.10	19.80	19.90	+09
19.97	19.75	19.85	+08
19.81	19.70	19.81	+04
19.85	19.69	19.78	+02
19.80	19.72	19.75	-01
		19.72	-04
19.94	19.75	19.70	-06
19.75	19.70	19.68	-08
19.70	19.70	19.68	-10
		19.65	-11
19.80	19.80	19.64	-12
19.75	19.73	19.63	-13
Tue.'s sales 73,985.			
1,799, up 472.			
51.25	51.75	51.00	51.34
51.45	50.80	51.00	+08
52.25	51.40	51.71	-01
53.80	53.00	53.16	-11
54.35	53.85	54.03	-11
55.22	55.10	54.90	-11
56.40	56.90	55.77	-11
56.55	56.25	56.07	-11
56.95	55.50	55.42	-11
54.05	53.60	53.52	-11
51.70	51.70	51.87	-11
		50.79	-11
		50.19	-11
		49.99	-11
Tue.'s sales 22,492.			

Wes

PORTLAND, Ore.
Wednesday for grain
by rail, truck or bar
berley and sorghum
No. 1 soft white w
No. 1 white club v
No. 2 corn domes
No. 2 barley, unit
No. 2 barley deliv
1 hard red winter
10 pct protein
11 pct protein
12 pct protein
13 pct protein
1 dark northern s
13 pct protein
14 pct protein
15 pct protein
PORTLAND, Ore.
arriving at Portlan
by rail, truck or ba
No. 1 soft white w
No. 1 white club v
No. 1 hard red wi
14 pct dark N. sp
POCATELLO (AF
tain grain report f
POCATELLO —
4.90 (steady); 14
cent winter 3.74
OGDEN — White
5); 14 percent sp
3.76 (down 6).
PORTLAND — V
112.00-118.00 (s
2); 11 percent w
CALDWELL — V
5.30 (steady); L

Mo

64.05	62.80	63.97	+1.49
61.75	60.70	61.29	+87
59.70	58.80	59.55	+78
57.90	57.30	57.60	+39
56.00	55.50	55.90	+40
		54.80	+40
54.10	53.70	54.00	+39
53.65	53.30	53.55	+35
53.80	53.40	54.10	+20
		53.25	-20

NEW YORK (AF
of the 15 most a
sues, trading na
Name
BristMySq
GenElet
Phubler a



LEGAL NOTICE LEGAL NOTICE LEGAL NOTICE

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
NO. 02-02390, 02-07207, and 02-07259

Notice is hereby given that Big Bend Irrigation District of Adrian, Oregon has applied to the Department of Water Resources for a change of Place of Use of the water of the Snake River. The rights sought to be changed are evidenced by Licenses and are recorded as follows:

Right	Amount	Priority	Place of Use
02-02390	13.30 cfs	02/24/1965	T4N R6W S01 N1/2NW1/4, SWNW S02 NE1/4, SENW, E1/2SW1/4 N1/2SE1/4, SWSE S11 NWNE T5N R6W S36 S1/2SW1/4, W1/2SE1/4
02-07207	1.36 cfs	11/18/1975	T5N R6W S36 E1/2SE1/4
02-07259	3.00 cfs	12/16/1977	T5N R6W S36 NW1/4, N1/2SW1/4
TOTAL	17.66 cfs		939.72 Acres

The above irrigated lands are in Idaho and use a Point of Diversion in T4N, R6W, S14 Lot 3 (NESW).

TO BE CHANGED AS FOLLOWS:
All of the water will be diverted from the same point in T4N, R6W, S14 Lot 3 (NESW) in Idaho and will be used on 939.72 Acres in the park unit of the Big Bend Irrigation District in Oregon within the following description:
T21S, R46E, S25, 26, 35, 36, Willamette Meridian
T21S, R47E, S19, 30, 31
T22S, R46E, S01 and S02

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, 2735 Airport Way, Boise, Idaho 83705 on or before May 21, 1990.

R. Keith Higginson
Director
PUBLISH: Thursday, May, 3 and 10, 1990

Seure being first duly sworn upon oath, depose Seure of the TIMES-NEWS, published daily, at ear that a copy of the notice of advertisement, as per regular and entire issue of said newspaper, and not in

consecutive Weeks,
May 3, 1990,
May 10, 1990.

er is a consolidation, effective February 16, 1942, of the Idaho Sunday, and the Twin Falls News, published theretofore daily ex- consolidation had been published under said names in said city and period of more than twelve consecutive months, and said TIMES- shed as a daily newspaper except Saturday, until July 31, 1978, at tion under said name in said city and county continuously and

n 60-108 Idaho Code, Thursday, May 3, 1990, has been designated r of any court of competent jurisdiction within the state of Idaho, t at the head of the editorial column of said combined newspapers, d as the day on which said legal notices will be published.

May in the year of 1990, before me,
ida Caples McSeure
e name subscribed to the within instrument, and being by me first
are true, and acknowledged to me that he executed the same.
va R. Feltman
for Idaho
Twin Falls County
on expires: 5/19/94

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

Department of Water Resources
Western Regional Office

LEGAL ADVERTISING INVOICE

Amount Due

64.56

Account Name State of Idaho, Dept. of Water Resources		Account Number 47628	
Address W. Region, 2735 Airport Way		City/State Boise ID	Zip 83705
Ordered By Gail Garrett	P.O. Number	Rate nt	Run Dates May 3, 10, 1990
Identification Notice of Proposed Change of Water Right		Estimated Inches	Real Inches
Number of Affidavits Requested 1			Legal Number 5460

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
Notice is hereby given that the Big Bend Irrigation District of Adair, Oregon has applied to the Department of Water Resources for a change of Place of Use of water of the Snake River. The rights sought to be changed are evidenced by Licenses and are recorded as follows:
02-02390
Amount: 13.30 cfs
Priority: 02/24/1965
Place of Use: T4N R6W S01
N1/2NW1/4, SWNW
S02 NE1/4, SENW, E1/2SW1/4,
N1/2SE1/4, SWSE
S11 NWNE
T5N R6W S36 S1/2SW1/4,
W1/2SE1/4
02-07207
Amount: 1.36 cfs
Priority: 11/18/1975
Place of Use: T5N R6W S36
E1/2SE1/4
02-07259
Amount: 3.08 cfs
Priority: 12/16/1977
Place of Use: T5N R6W S36 NW1/4,
N1/2SW1/4
TOTAL: 17.66 cfs; 939.72 Acres
The above irrigated lands are in Idaho and use a Point of Diversion in T4N R6W S14 LOT 3 (NESW). TO BE CHANGED AS FOLLOWS
All of the water will be diverted from the same point in T4N R6W S14 LOT 3 (NESW) in Idaho and will be used on 939.72 Acres in the park unit of the Big Bend Irrigation District in Oregon within the following description:
T21S R46E S25, 26, 35, 36, Williamette Meridian
T21S R47E S19, 30, 31
T22S R46E S01 and S02.
Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, 2735 Airport Way, Boise, Idaho 83705 on or before May 21, 1990.
R. Keith Hightshon
Director
Pub. May 3, 10, 1990 5460

Debbie Richards

, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in The Idaho Statesman in conformity with Section 60-108, Idaho Code as amended, for 2

☒ consecutive weekly ☐ consecutive daily ☐ single ☐ odd skip

insertion(s) beginning with the issue of MAY 3, 1990

and ending with the issue of May 10, 1990

Debbie Richards

STATE OF IDAHO)

ss.

COUNTY OF ADA)

On this 10th day of May, 1990, in the year of

before me, a Notary Public, personally appeared Debbie Richards

known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

APR 11 1991

Julia Rice
Notary Public for Idaho

Residing at Boise, Idaho

My commission expires: 12/93

Proof of Publication
The Post-Register

RECEIVED
MAY 15 1990

Department of Water Resources
Western Regional Office

State of Idaho, }
County of Bonneville } ss

I, ... Ted Delezene, first being duly sworn, depose and say: That I am the Foreman of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for 2 consecutive weeks, first publication having been made on the 3rd day of May 19 90 .., last publication having been made on the 10th day of May 19 90 .., and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

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

..... Ted Delezene
..... May 19 90 ..
..... Cathy van Bonsteel
Notary Public

My commission expires March 5, 1996

B10

MICROFILMED
APR 11 1991

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 02-02390, 02-07207, *et*
and 02-07259**

Notice is hereby given that Big Bend Irrigation District of Adrian, Oregon has applied to the Department of Water Resources for a change of Place of Use of the water of Snake River. The rights sought to be changed are evidenced by Licenses and are recorded as follows:

Right 02-02390

Amount 13.30 cfs

Priority 02/24/1965

Place of Use T4N R6W S01 N1/2NW1/4, SWNW

S02 NE1/4, SENW, E1/2SW1/4,

N1/2SE1/4, SWSE

S11 NWNE

T5N R6W S36 S1/2SW1/4, W1/2SE1/4

Right 02-07207

Amount 1.36 cfs

Priority 11/18/1975

Place of Use T5N R6W S36 E1/2SE1/4

Right 02-07259

Amount 3.00 cfs

Priority 12/16/1977

Place of Use T5N R6W S36 NW1/4, N1/2SW1/4

TOTAL 17.66 cfs

939.72 Acres

The above irrigated lands are in Idaho and use a Point of Diversion in T4N, R6W, S14 LOT 3 (NESW).

TO BE CHANGED AS FOLLOWS

All of the water will be diverted from the same point in T4N, R6W, S14 LOT 3 (NESW) in Idaho and will be used on 939.72 Acres in the park unit of the Big Bend Irrigation District in Oregon within the following description:

T21S, R46E, S25, 26, 35, 36. Willamette Meridian

T21S, R47E, S19, 30, 31

T22S, R46E, S01 and S02.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, 2735 Airport Way, Boise, Idaho 83705 on or before May 21, 1990.

R. Keith Higginson
Director

Published: May 3, 10, 1990

AFFIDAVIT OF PUBLICATION

RECEIVED
MAY 10 1990

STATE OF IDAHO)
) ss.
County of Canyon)

Department of Water Resources
Western Regional Office

Kathleen D. Steed

of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily, (except Saturday) newspaper published in the City of Nampa and Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper
Two Times

—in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:
May 2, 9, 1990

Kathleen D. Steed

STATE OF IDAHO)
)
COUNTY OF CANYON)

On this 9th day of May in the year of 1990, before me, a Notary Public, personally appeared Kathleen D. Steed, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she executed the same.

MICROFILMED
APR 11 1991

Jenna Lusk
Notary Public for Idaho
Residing at Nampa
MY COMMISSION EXPIRES
JULY 12th, 1991

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Canyon)

Kathleen D. Steed

of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all
age of eighteen years,

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
NO. 02-02390, 02-07207, and 02-07259

Notice is hereby given that Big Bend Irrigation District of Adrian, Oregon has applied to the Department of Water Resources for a change of Place of Use of the water of Snake River. The rights sought to be changed are evidenced by Licenses and are recorded as follows:

Right	Amount	Priority	Place of Use
02-02390	13.30 cfs	02/24/1965	T4N R6W S01 N½ NW¼, SWNW S02 NE¼, SENW, E½ SW¼, N½ SE¼, SWSE S11 NWNE
02-07207	1.36 cfs	11/18/1975	T5N R6W S36 S½ SW¼, W½ SE¼
02-07259	3.00 cfs	12/16/1977	T5N R6W S36 E½ SE¼
TOTAL	17.66 cfs		T5N R6W S36 NW¼, N½ SW¼ 939.72 Acres

Idaho Press-Tribune, a
ished in the City of
nyon, State of Idaho;
rculation in the said
apa and Caldwell, and
ounty during a period
the first publication of

The above irrigated lands are in Idaho and use a Point of Diversion in T4N, R6W, S14 LOT 3 (NESW).
TO BE CHANGED AS FOLLOWS

All of the water will be diverted from the same point in T4N, R6W, S14 LOT 3 (NESW) in Idaho and will be used on 939.72s a printed copy, was
Acres in the park unit of the Big Bend Irrigation District in Oregon within the following description:

T21S, R46E, S25, 26, 35, 36, Willamette Meridian
T21S, R47, S19, 30, 31
T22S, R46, S01 and S02.

er, and was printed in

Any protests against approval of the proposed change of water right application must be filed with the Department of Water
Resources, 2735 Airport Way, Boise, Idaho 83705 on or before May 21, 1990.

R. KEITH HIGGINSON

ing dates:

Director
May 2, 9, 1990

May 2, 9, 1990

STATE OF IDAHO)
)
COUNTY OF CANYON)

On this 9th day of May in the
year of 1990, before me, a Notary Public, personally
appeared Kathleen D. Steed, known
or identified to me to be the person whose name subscribed to the
within instrument, and being by me first duly sworn, declared
that the statements therein are true, and acknowledged to me that
he/she executed the same.

NOTARIES

Connie Fisk

Notary Public for Idaho
Residing at Nampa

MY COMMISSION EXPIRES
JULY 12th, 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 2, 2001

BIG BEND IRRIGATION DISTRICT
747 REDTOP RD
ADRIAN OR 97901

RECEIVED

MAY - 7 2001

Department of Water Resources

*Re: Application for Transfer for Snake River Water Right
Nos. 02-2390, 02-7207 and 02-7259*

Dear Sir:

By now you probably received the approved *Temporary Change* authorizing use of the above referenced water rights in your irrigation district this year. The temporary change expires on January 1, 2002. You also filed an *Application for Transfer* for these rights, presumably to utilize supplemental water for a longer period of time as needed.

Enclosed is your partially complete transfer application. If you want to pursue a longer term arrangement, please complete the application and return it with the appropriate fee. This office will process the transfer application at that point unless you include a written request to delay processing. Processing can be delayed for up to one year upon request.

Please note the following items to complete the transfer application.

- Page 2, question 6b should be answered. Supporting documentation is needed if the answer is yes.
- Pages 4, 6 and 8, question 10 should be answered. Supporting information is needed if the answer is yes. Non-use of a supplemental water right is generally considered a defense to forfeiture if adequate water was available under the primary water right(s) serving the same land.
- Page 10, notarized signature and title are needed. Also, include the names and titles of other officers or directors of the irrigation district with your reply.
- A letter of consent from the current owner of the land described by the water rights should be included (presumably Ron Smith). If someone other than Ron Smith owns the property, proof of ownership will also be needed.

MICROFILMED

JUN 01 2001

Big Bend Irrigation District

May 2, 2001

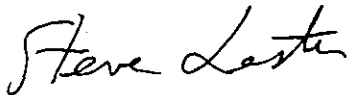
Page 2 of 2

- Describe the duration of the proposed change. Generally, a second transfer is needed to return water rights to the acres of origin. Are you proposing an automatic reversion of the water rights without a second transfer to be filed later? If so, identify the automatic reversion date.
- The filing fee for 17.66 cfs is \$930. You might be interested in limiting item B2 on page 1 of the application to 16.16 cfs. The filing fee for the latter rate of flow is \$890. See the enclosed copy of my April 20, 1990 memo extracted from Transfer No. 3718. The rate of flow limitation is explained in the memo.

A complete transfer with adequate supporting information and the correct filing fee can be returned to this office at your convenience. Be sure to ask for a delay in processing if you do not want the transfer to be processed in the near future.

Please call me at 208-334-2190 if you need further assistance.

Sincerely,



Steve Lester
Water Rights Supervisor

Enclosure

MICROFILMED
JUN 01 2001

RECEIVED
MAR 29 1991Department of Water Resources
Western Regional Office

AGREEMENT

between

Ronald G. Smith

25357 Wamstad Road

Parma, Idaho 83660

and

Big Bend Irrigation District

747 Red Top Road

Adrian, Oregon 97901

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

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

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

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

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

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

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



Ronald G. Smith



President,

Big Bend Irrigation District

April 1, 1991

RE: Transfer of Water Right Nos. 02-02390/07207
07259

Big Bend Irrigation District
747 Redtop Rd.
Adrian, OR 97901

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water rights (Trans. No. 3803). Be sure to note any conditions of approval as listed on the second page.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

MICROFILMED
APR 11 1991

MEMORANDUM

TO: FILE

FROM: TIM LUKE *OK Gary*

DATE: February 27, 1991

RE: TRANSFER NO. 3803/LICENSE NO.S 02-2390, 02-7207, 02-7259

=====

This transfer application seeks to move the above supplemental licensed rights from lands within the Wilder Irrigation district to lands within the Big Bend Irrigation District in Oregon. This transfer merely extends the arrangement which was approved last year under transfer no. 3718. This latter transfer was valid for only one season. The new transfer application seeks to continue the temporary transfer of water through the end of the 1993 irrigation season. I recommend approval of the transfer using a similar condition about the term and expiration of the transfer which was used previously in approving transfer no. 3718.

Since this is a temporary transfer, I do not believe that we need to change the place of use and points of diversion in the water rights data base or create a T-file. However, I do recommend at least adding the condition of approval and a remark to the rights in the data base which identify the transfer and reference the temporary nature of the transfer. Last year when we approved transfer no. 3718, we did not add the condition of approval to the rights in the data base. We should also insert the letter 'T' in the transfer/amendment flag of the data base. The following remark and condition should be added to the data base:

The place of use under this right has been temporarily transferred to lands within the Big Bend Irrigation District in Oregon. Transfer No. 3803 authorizing this change shall expire, and the place of use shall revert to the place of use prior to the transfer, on November 15, 1993.

The following condition should be placed on the approved transfer application:

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

FILED
APR 11 1991

CANYON COUNTY 1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND
LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

IPT

Johnson
38 ac.

9R39299-000- -0

CODE AREA
091-00
FULL MARKET VALUE
12,750

JOHNSON CATTLE CO, INC
% SMITH, RONALD GEORGE

RT 3 BOX 37
PARMA IN 83460

Parcel No. 05M06H263000

36 ON 60' W 1/4
MOUNTAIN LEASE, TRACT PART N 1/4
OF CENTER OF RIVERSIDE CANAL

TAXING DISTRICT	RATE	AMOUNT	
ADB	.000235	3.00	FULL
HWY 83	.001123	14.32	TAX
FIRE PM	.000505	6.44	PEN.
CEN RD	.000169	2.16	INT.
SCN 8137	.007490	96.04	COST
COUNTY	.004345	55.40	TOT.
PEST	.000079	1.00	1ST IN
TOTAL LEVY	.014145		TAX
			PEN.
			INT.
			COST
			TOT.
			2ND IN
			TAX
			PEN.
			INT.
			COST
			TOT.
TOTAL TAX DUE		180.36	

CANYON COUNTY 1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT
LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

Trunnell
80 ac.

9R39158-000- -0

CODE AREA
091-00
FULL MARKET VALUE
18,975

TRUNNELL, GERALD
% SMITH, RONALD G

25357 HANSTAD RD
PARMA IN 83460

Parcel No. 05M06H312400

31 ON 30' W 1/4
E1/2NW 1/4

TAXING DISTRICT	RATE	AMOUNT	
ADB	.000235	4.24	FULL
HWY 83	.001123	20.24	TAX
FIRE PM	.000505	9.10	PEN.
CEN RD	.000169	3.04	INT.
SCN 8137	.007490	138.62	COST
COUNTY	.004345	78.32	TOT.
PEST	.000079	1.40	1ST IN
TOTAL LEVY	.014145		TAX
			PEN.
			INT.
			COST
			TOT.
			2ND IN
			TAX
			PEN.
			INT.
			COST
			TOT.
TOTAL TAX DUE		254.96	

CANYON COUNTY 1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT
LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

Trunnell
39.91 ac.

9R39160-000- -0

CODE AREA
091-00
FULL MARKET VALUE
9,000

TRUNNELL, GERALD
% SMITH, RONALD G

25357 HANSTAD RD
PARMA IN 83460

Parcel No. 05M06H313000

31 ON 30' W 1/4
LOT 1

TAXING DISTRICT	RATE	AMOUNT	
ADB	.000235	2.12	FU
HWY 83	.001123	10.10	TAX
FIRE PM	.000505	4.54	PEN.
CEN RD	.000169	1.52	INT.
SCN 8137	.007490	69.22	COST
COUNTY	.004345	39.10	TOT.
PEST	.000079	.70	1ST
TOTAL LEVY	.014145		TAX
			PEN.
			INT.
			COST
			TOT.
			2ND
			TAX
			PEN.
			INT.
			COST
			TOT.
TOTAL TAX DUE		127.30	

APR 11 1991

ARIMA VALLEY RD

CANYON COUNTY

1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

9R37308-000- -0

CODE AREA

003-00

FULL MARKET VALUE

300

SMITH, ROWLD G

RT 3 BOX 57

PARCEL ID 83660

Parcel No. 04H06H023300

02 4N 6N W1

LOT 5

TAXING DISTRICT

RATE

AMOUNT

REC

MIB

.000235

.08

FULL P

MAY 03

.001123

.34

TAX

FIRE M

.000404

.14

PEN.

CEN RD

.000169

.06

INT.

SCH #137

.007490

2.30

COST

COUNTY

.004345

1.30

TOT.

PEST

.000078

.02

TAX

TOTAL LEVY

.014124

PEN.

INT.

COST

TOT.

2ND INB

TAX

PEN.

INT.

COST

TOT.

TOTAL TAX

4.24

TOTAL TAX DUE

4.24

ACCOUNT NO.

CANYON COUNTY

CRENN VALLEY RD

1989 REAL PROPERTY

CONSOLIDATED TAX NOTICE AND RECEIPT

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

9R39298-000- -0

CODE AREA

091-00

FULL MARKET VALUE

17,775

SMITH, ROWLD G ETAL

RT 3 BOX 57

PARCEL ID 83660

Parcel No. 00H06H367200

36 5N 6E

NEGE, SEBE LEBB TH 4

TAXING DISTRICT

RATE

AMOUNT

RE

MIB

.000235

4.18

FULL I

MAY 03

.001123

19.96

TAX

FIRE PA

.000505

9.98

PEN.

CEN RD

.000169

3.00

INT.

SCH #137

.007490

136.68

COST

COUNTY

.004345

77.24

TOT.

PEST

.000078

1.38

TAX

TOTAL LEVY

.014145

PEN.

INT.

COST

TOT.

2ND INB

TAX

PEN.

INT.

COST

TOT.

TOTAL TAX

231.42

TOTAL TAX DUE

231.42

ACCOUNT NO.

CANYON COUNTY

1989 REAL PROPERTY

CONSOLIDATED TAX NOTICE AND RECEIPT

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

9R39297-000- -0

CODE AREA

091-00

FULL MARKET VALUE

37,450

SMITH, ROWLD G ETAL

RT 3 BOX 57

PARCEL ID 83660

Parcel No. 00H06H366600

36 5N 6E

W1/2SE, 61/2EN

TAXING DISTRICT

RATE

AMOUNT

R

MIB

.000235

8.80

FULL

MAY 03

.001123

42.06

TAX

FIRE PA

.000405

18.92

PEN.

CEN RD

.000169

6.32

INT.

SCH #137

.007490

286.00

COST

COUNTY

.004345

162.72

TOT.

PEST

.000078

2.92

TAX

TOTAL LEVY

.014145

PEN.

INT.

COST

TOT.

2ND INB

TAX

PEN.

INT.

COST

TOT.

TOTAL TAX

529.74

TOTAL TAX DUE

529.74

CANYON COUNT

1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT

9R37305-000- -0

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

95.2 ac
munn

CODE AREA
053-00
FULL MARKET VALUE
15,250

SMITH, RONALD P-ETAL

RT 3 BOX 57
PARCELS 13 83460

Parcel No. 04H06H012400
01 4N 6N W1
LOTS 284 LYING N & N OF GRAHAM LAT
SW1/4 LYING N & N OF GRAHAM LAT

TAXING DISTRICT	RATE	AMOUNT	RE
MIB	.000235	3.58	FULL
HAY 03	.001123	17.12	TAX
FIRE W1	.000484	7.38	PEN.
CEN RD	.000169	2.58	INT.
SCN 0137	.007699	117.89	COST
COUNTY	.004345	66.26	TOT.
FEET	.000078	1.18	1ST IN
TOTAL LEVY	.014124		TAX
			PEN.
			INT.
			COST
			TOT.
			2ND IN
			TAX
			PEN.
			INT.
			COST
			TOT.
		215.38	
		215.38	

TOTAL TAX

TOTAL TAX DUE

CANYON COUNTY

1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT

9R37292-000- -0

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

3.36 ac
munn

CODE AREA
053-00
FULL MARKET VALUE
100

SMITH, RONALD GEORGE

RT 3 BOX 57
PARCELS 13 83460

Parcel No. 04H06H012500
01 4N 6N W1
TX 3 IN LT 3 9 & 1 OF
GRAHAM LATERAL

TAXING DISTRICT	RATE	AMOUNT	RE
MIB	.000235	.02	FULL
HAY 03	.001123	.12	TAX
FIRE W1	.000484	.04	PEN.
CEN RD	.000169	.02	INT.
SCN 0137	.007699	.76	COST
COUNTY	.004345	.44	TOT.
FEET	.000078		1ST IN
TOTAL LEVY	.014124		TAX
			PEN.
			INT.
			COST
			TOT.
			2ND IN
			TAX
			PEN.
			INT.
			COST
			TOT.
		1.40	
		1.40	

TOTAL TAX

TOTAL TAX DUE

CANYON COUNTY

1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT

9R37306-000- -0

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

415.59 ac
munn

CODE AREA
053-00
FULL MARKET VALUE
154,525

SMITH, RONALD P-ETAL

RT 3 BOX 57
PARCELS 13 83460

Parcel No. 04H06H020100
02 4N 6N W1
LOTS 1, 2, 6 & 7 LESS TX 4,
E 1/2 ON LESS TX 4, BASE,
N 1/2 SE, S 1/2 NE, SE NE

TAXING DISTRICT	RATE	AMOUNT	RE
MIB	.000235	36.32	FULL
HAY 03	.001123	173.54	TAX
FIRE W1	.000484	74.80	PEN.
CEN RD	.000169	26.12	INT.
SCN 0137	.007699	1,188.39	COST
COUNTY	.004345	671.42	TOT.
FEET	.000078	12.06	1ST IN
TOTAL LEVY	.014124		TAX
			PEN.
			INT.
			COST
			TOT.
			2ND IN
			TAX
			PEN.
			INT.
			COST
			TOT.
		2,182.56	
		2,182.56	

TOTAL TAX

TOTAL TAX DUE

23018 STATELINE RD

CANYON COUNT

1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT

9R37312-010- -0

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

CODE AREA
093-00
FULL MARKET VALUE
1,200

SMITH, RONALD G-ETAL

RT 3 BOX 57
PARMA IN 83460

Parcel No. 04N06N110600
11 4N 6N ME
MINE

TAXING DISTRICT	RATE	AMOUNT	RE
AMB	.000235	.28	FULL
NAV 03	.001123	1.34	TAX
FIRE M2	.000484	.59	PEN.
CEN 00	.000169	.20	INT.
SCN 0137	.007690	9.22	COST
COUNTY	.004345	5.22	TOT.
PEST	.000078	.10	1ST IN
TOTAL LEVY	.014124		TAX
			PEN.
			INT.
			COST
			TOT.
			2ND IN
			TAX
			PEN.
			INT.
			COST
			TOT.
TOTAL TAX		16.94	
TOTAL TAX DUE		16.94	

CANYON COUNTY

1989 REAL PROPERTY

ACCOUNT NO.

CONSOLIDATED TAX NOTICE AND RECEIPT

9R39296-000- -0

LEVY SHEETS AVAILABLE
KEEP TOP PORTION FOR YOUR RECORDS
PLEASE READ REVERSE
YOUR CANCELLED CHECK IS YOUR RECEIPT

CODE AREA
091-00
FULL MARKET VALUE
79,630

SMITH, RONALD GEORGE

RT 3 BOX 57
PARMA IN 83460

Parcel No. 05N06N362400
26 5N 6N ME
M1/2ND LESS R/S,
S1/4N & S1/2ND LESS R/W

TAXING DISTRICT	RATE	AMOUNT	RE
AMB	.000235	18.72	FULL
NAV 03	.001123	89.44	TAX
FIRE PM	.000300	40.22	PEN.
CEN 00	.000169	13.46	INT.
SCN 0137	.007690	612.50	COST
COUNTY	.004345	346.08	TOT.
PEST	.000078	6.22	TAX
TOTAL LEVY	.014145		PEN.
			INT.
			COST
			TOT.
			2ND IN
			TAX
			PEN.
			INT.
			COST
			TOT.
TOTAL TAX		1,126.64	
TOTAL TAX DUE		1,126.64	

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. 02-02390, 02-07207, 02-07259

Notice is hereby given that Big Bend Irrigation District (of Oregon) of Adrian, Oregon has applied to the Department of Water Resources for a change of Place of Use of the water of Snake River. The right sought to be changed is evidenced by licensed water rights and is recorded as follows:

<u>Licensed Water Right No.</u>	<u>Amount</u>	<u>Priority Date</u>
02-02390	13.30 cfs	2-24-1965
02-07207	1.36 cfs	11-18-1975
02-07259	3.00 cfs	12-16-1977

Point(s) of diversion: T4N R6W S14, NESW, Lot 3. The water is used for Irrigation purposes.

TO BE CHANGED AS FOLLOWS

Amount: 17.66 cfs

The water will be used for Irrigation purposes within the boundaries of the Big Bend Irrigation District (park unit) in Oregon.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport way, Boise, Idaho 83705 on or before February 4, 1991.

R. Keith Higginson
Director

Published in the Press-Tribune on 1/16 and 1/23/91.

ED
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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 25, 1990

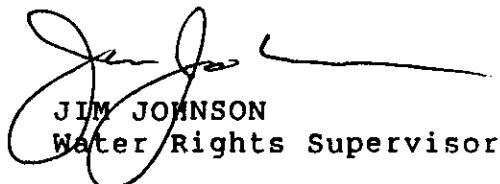
RE: Transfer of Water Right Nos. 02-2390/7207/7259

Big Bend Irrigation District
747 Redrop Rd.
Adrian, OR 97901

Gentlemen:

Enclosed is a copy of your approved Application for Transfer of the above referenced water rights (Transfer No. 3718). Be sure to note any conditions of approval as listed on the second page.

Sincerely,


JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

APR 11 1991

MEMORANDUM

TO: FILE

FROM: TIM LUKE

DATE: June 13, 1990

RE: TRANSFER APP. NO. 3718/LIC. NO.S 02-2390, 02-7207, 02-7259

=====

This transfer proposes a change in place of use of three supplemental licenses. These three Snake River rights supplement lands irrigated with water from the Boise River project. The three rights have the same POD, which is separate from the primary rights. Past field exams show that the diversion capacity of the pumping plant is 14.8 cfs. The transfer requests that the supplemental rights be moved from the place of use within the Wilder Irrigation District to a new place of use within the Big Bend Irrigation District in Oregon. The new place of use also has primary rights from the Boise River project.

All of the land identified under the three supplemental Snake River rights are owned by Ronald G. Smith, who has an agreement with Big Bend Irrigation District concerning the transfer of the rights. The agreement specifies that the rights shall revert back to Smith's land or the original POU at the end of the 1990 irrigation season.

Since this transfer is temporary and the rights remain as supplemental rights after the requested POU change, the transfer may be approved subject to the conditions below.

Note: The POU description in the database for 02-2390 omits 74 acres from the W1/2SE of section 2 that are shown on the original license document. Also, database shows 30 acres in the NENW of section 1, but license shows those 30 acres in SWNW. These errors will be corrected by Sharla.

Conditions of Approval:

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

RECORDED

APR 11 1991

MEMORANDUM

TO: DAVE TUTHILL
FROM: STEVE LESTER
DATE: APRIL 20, 1990
RE: TRANSFER APPLICATION FOR BIG BEND IRRIGATION DISTRICT

The Big Bend Irrigation District proposes to transfer supplemental Snake River water from 939.72 acres in the Wilder Irrigation District to the same number of acres in the Park Unit of the Big Bend Irrigation District in Oregon. Lands within the two districts receive primary irrigation water via the Boise Project (63-02388). Additional supplemental water from ground water is found on the existing place of use for 02-02390, 02-07207, and 02-07259. The applicant proposes to move one source of supplemental water. Irrigation will continue on the Idaho acres via Boise River and ground water. Snake River water has not been used on the Idaho lands for two or three years. The applicant expects to sign a contract with the Idaho landowner (Ronald Smith as told to me during application process) to allow a limited term for the transfer.

A number of items may need attention. These are outlined below.

- 1) Although new legislation affecting out of state transfers is not effective until 7/1/90, perhaps the department should review this transfer application in light of the new law. This would be consistent with the department policy for water right situations involving the new domestic definition (adjudication claims) effective 7/1/90. Such a review would follow the Legislature's intent.
- 2) The applicant did not want to specify a new place of use in the traditional acres per tract method. Instead, the proposed place of use is described as 939.72 acres within the Park Unit as shown in Attachments A and B. Is this acceptable? Does this alternative method open the door for an expansion via the transfer?
- 3) Due to different seasons of use in the rights, limits occur in allowable cfs rates.

<u>right</u>	<u>cfs</u>	<u>season of use</u>	<u>remarks</u>
02-02390	13.30	3/15 to 11/15	see 02-07259
02-07207	1.36	3/01 to 10/31	
02-07259	3.00	3/15 to 11/15	limited to 14.80 cfs when combined with 02-02390

Therefore, 1.36 cfs is available from 3/01 to 3/14, 16.16 cfs is available from 3/15 to 10/31, and 14.80 cfs may be used from 11/01 to 11/15. The allowable volume is 4.5 afa/acre x 939.72 acres or 4229 afa.

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Big Bend Irr. Dist. Transfer
page 2

4) An error appears in the database for 02-02390. Note the difference between the copy of the license and the proof report. The proof report lists 30 acres in the wrong tract and omits 74 acres. I cannot find any information to support the database differences and used the license and field exam information instead of the database.

5) Proof of ownership of the Idaho land will be submitted. Also, permission from any lien holders etc. will be furnished if applicable. Should the department require proof of inclusion within the Wilder Irrigation District before allowing an out of state transfer?

MISSING FILMED

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IN THE SENATE

SENATE BILL NO. 1545

BY RESOURCES AND ENVIRONMENT COMMITTEE

AN ACT

RELATING TO USE OF PUBLIC WATERS OUTSIDE THE STATE OF IDAHO; PROVIDING LEGISLATIVE INTENT; REPEALING SECTIONS 42-401, 42-408, 42-409, 42-410 AND 42-411, IDAHO CODE; AMENDING CHAPTER 4, TITLE 42, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 42-401, IDAHO CODE, TO PROVIDE CRITERIA FOR THE APPROVAL OF APPLICATIONS FOR USE OF PUBLIC WATERS OUTSIDE THE STATE; AMENDING SECTION 42-203A, IDAHO CODE, TO PROVIDE CRITERIA FOR CONSERVATION OF WATER RESOURCES WITHIN THE STATE OF IDAHO; AMENDING SECTION 42-222, IDAHO CODE, TO PROVIDE CRITERIA FOR CONSERVATION OF WATER RESOURCES WITHIN THE STATE OF IDAHO; AND PROVIDING SEVERABILITY.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. It is the intent of the legislature that passage of this act shall not affect existing appropriations of water that are used outside the state of Idaho nor affect the provisions of any interstate compact.

SECTION 2. That Sections 42-401, 42-408, 42-409, 42-410 and 42-411, Idaho Code, be, and the same are hereby repealed.

SECTION 3. That Chapter 4, Title 42, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 42-401, Idaho Code, and to read as follows:

42-401. APPLICATIONS FOR USE OF PUBLIC WATERS OUTSIDE THE STATE. (1) The state of Idaho is dedicated to the conservation of its public waters and the necessity to maintain adequate water supplies for the state's water requirements. The state of Idaho also recognizes that under appropriate conditions the out-of-state transportation and use of its public waters is not in conflict with the public welfare of its citizens or the conservation of its waters.

(2) Any person, firm or corporation or any other entity intending to withdraw water from any surface or underground water source in the state of Idaho and transport it for use outside the state or to change the place or purpose of use of a water right from a place in Idaho to a place outside the state shall file with the department of water resources an application for a permit to do so, subject to the requirements of chapter 2, title 42, Idaho Code.

(3) In order to approve an application under this chapter, the director must find that the applicant's use of water outside the state is consistent with the provisions of section 42-203A(5), Idaho Code. In addition, the director shall consider the following factors:

(a) The supply of water available to the state of Idaho;

(b) The current and reasonably anticipated water demands of the state of Idaho;

(c) Whether there are current or reasonably anticipated water shortages

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1 within the state of Idaho;

2 (d) Whether the water that is the subject of the application could feasi-
3 bly be used to alleviate current or reasonably anticipated water shortages
4 within the state of Idaho;

5 (e) The supply and sources of water available to the applicant in the
6 state where the applicant intends to use the water; and

7 (f) The demands placed on the applicant's supply in the state where the
8 applicant intends to use the water.

9 (5) By filing an application to use waters outside the state, the appli-
10 cant shall submit to and comply with the laws of the state of Idaho governing
11 the appropriation and use of water and any future changes to the water right.

12 (6) The director is empowered to condition the permit to insure that the
13 use of water in another state is subject to the same regulations and restric-
14 tions that may be imposed upon water use in the state of Idaho.

15 (7) Upon submittal of the application, the applicant shall designate an
16 agent in the state of Idaho for reception of service of process and other
17 legal notices.

18 (8) The director may, as a condition to the approval of an application
19 under this chapter, require that the applicant shall file a certificate from
20 the proper officer or official of the state where the water shall be used,
21 showing to the satisfaction of the director that the intended use would be
22 beneficial, and that the intended appropriation is feasible.

23 SECTION 4. That Section 42-203A, Idaho Code, be, and the same is hereby
24 amended to read as follows:

25 42-203A. NOTICE UPON RECEIPT OF APPLICATION -- PROTEST -- HEARING AND
26 FINDINGS -- APPEALS. (1) Upon receipt of an application to appropriate the
27 waters of this state, the department of water resources, shall prepare a
28 notice in such form as the department may prescribe, specifying: (a) the num-
29 ber of the application; (b) the date of filing thereof; (c) the name and post-
30 office address of the applicant; (d) the source of the water supply; (e) the
31 amount of water to be appropriated; (f) in general the nature of the proposed
32 use; (g) the approximate location of the point of diversion; (h) and the point
33 of use. The department shall also state in said notice that any protest
34 against the approval of such application, in form prescribed by the depart-
35 ment, shall be filed with the department within ten (10) days from the last
36 date of publication of such notice.

37 (2) The director of the department of water resources shall cause the
38 notice to be published in a newspaper printed within the county wherein the
39 point of diversion lies, or in the event no newspaper is printed in said
40 county, then in a newspaper of general circulation therein. When the applica-
41 tion proposes a diversion in excess of ten (10) c.f.s. or one thousand (1,000)
42 acre feet, the director shall cause the notice to be published in a newspaper
43 or newspapers sufficient to achieve statewide circulation. Any notice shall be
44 published at least once each week for two (2) successive weeks.

45 (3) The director of the department shall cause a copy of the notice of
46 application to be sent by ordinary mail to any person who requests in writing
47 to receive any class of notices of application and who pays an annual fee
48 fee as established by departmental regulation. **FILED**

49 (4) Any person, firm, association or corporation concerned in such
50 application may, within the time allowed in the notice of application, file
51 with said director of the department of water resources a written protest
52 against the approval of such application, which protest shall state the name

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1 and address of protestant and shall be signed by him or by his agent or attorney and shall clearly set forth his objections to the approval of such application. Hearing upon the protest so filed shall be held within sixty (60) days from the date such protest is received. Notice of this hearing shall be given by mailing notice not less than ten (10) days before the date of hearing and shall be forwarded to both the applicant and the protestant, or protestants, by certified mail. Such notice shall state the names of the applicant and protestant, or protestants, the time and place fixed for the hearing and such other information as the director of the department of water resources may deem advisable. In the event that no protest is filed, then the director of the department of water resources may forthwith approve the application, providing the same in all respects conforms with the requirements of this chapter, and with the regulations of the department of water resources.

14 (5) Such hearing shall be conducted in accordance with the provisions of section 42-1701A(1) and (2), Idaho Code. The director of the department of water resources shall find and determine from the evidence presented to what use or uses the water sought to be appropriated can be and are intended to be applied. In all applications whether protested or not protested, where the proposed use is such (a) that it will reduce the quantity of water under existing water rights, or (b) that the water supply itself is insufficient for the purpose for which it is sought to be appropriated, or (c) where it appears to the satisfaction of the department director that such application is not made in good faith, is made for delay or speculative purposes, or (d) that the applicant has not sufficient financial resources with which to complete the work involved therein, or (e) that it will conflict with the local public interest, where the local public interest is defined as the affairs of the people in the area directly affected by the proposed use, or (f) that it is contrary to conservation of water resources within the state of Idaho; the director of the department of water resources may reject such application and refuse issuance of a permit therefor, or may partially approve and grant a permit for a smaller quantity of water than applied for, or may grant a permit upon conditions. The provisions of this section shall apply to any boundary stream between this and any other state in all cases where the water sought to be appropriated has its source largely within the state, irrespective of the location of any proposed power generating plant.

36 (6) Any person or corporation who has formally appeared at the hearing, aggrieved by the judgment of the director of the department of water resources, may seek judicial review thereof in accordance with section 42-1701A(4), Idaho Code.

40 SECTION 5. That Section 42-222, Idaho Code, be, and the same is hereby
41 amended to read as follows:

42 42-222. CHANGE IN POINT OF DIVERSION, PLACE OF USE, PERIOD OF USE, OR
43 NATURE OF USE OF WATER UNDER ESTABLISHED RIGHTS -- FORFEITURE AND EXTENSION --
44 APPEALS. (1) Any person, entitled to the use of water whether represented by
45 license issued by the department of water resources, by claims to water rights
46 by reason of diversion and application to a beneficial use as filed under the
47 provisions of this chapter, or by decree of the court, who shall desire to
48 change the point of diversion, place of use, period of use or nature of use of
49 all or part of the water, under the right shall first make application to the
50 department of water resources for approval of such change. Such application
51 shall be upon forms furnished by the department and shall describe the right
52 licensed, claimed or decreed which is to be changed and the changes which are

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1 proposed, and shall be accompanied by the statutory filing fee as in this
 2 chapter provided. Upon receipt of such application it shall be the duty of the
 3 director of the department of water resources to examine same, obtain any con-
 4 sent required by section 42-108, Idaho Code, and if otherwise proper to pro-
 5 vide notice of the proposed change in the same manner as applications under
 6 section 42-203A, Idaho Code. Such notice shall advise that anyone who desires
 7 to protest the proposed change shall file notice of protests with the depart-
 8 ment within ten (10) days of the last date of publication. Upon the receipt of
 9 any protest it shall be the duty of the director of the department of water
 10 resources to investigate the same and to conduct a hearing thereon. He shall
 11 also advise the watermaster of the district in which such water is used of the
 12 proposed change and the watermaster shall notify the director of the depart-
 13 ment of water resources of his recommendation on the application, and the
 14 director of the department of water resources shall not finally determine the
 15 action on the application for change until he has received from such
 16 watermaster his recommendation thereof, which action of the watermaster shall
 17 be received and considered as other evidence.

18 The director of the department of water resources shall examine all the
 19 evidence and available information and shall approve the change in whole, or
 20 in part, or upon conditions, provided no other water rights are injured
 21 thereby, the change does not constitute an enlargement in use of the original
 22 right, and the change is consistent with the conservation of water resources
 23 within the state of Idaho and is in the local public interest as defined in
 24 section 42-203A(5), Idaho Code; except the director shall not approve a change
 25 in the nature of use from agricultural use where such change would signifi-
 26 cantly affect the agricultural base of the local area. The transfer of the
 27 right to the use of stored water for irrigation purposes shall not constitute
 28 an enlargement in use of the original right even though more acres may be
 29 irrigated, if no other water rights are injured thereby. A copy of the
 30 approved application for change shall be returned to the applicant and he
 31 shall be authorized upon receipt thereof to make the change and the original
 32 water right shall be presumed to have been amended by reason of such autho-
 33 rized change. In the event the director of the department of water resources
 34 determines that a proposed change shall not be approved as provided in this
 35 section, he shall deny the same and forward notice of such action to the
 36 applicant by certified mail, which decision shall be subject to judicial
 37 review as hereafter provided.

38 (2) All rights to the use of water acquired under this chapter or other-
 39 wise shall be lost and forfeited by a failure for the term of five (5) years
 40 to apply it to the beneficial use for which it was appropriated and when any
 41 right to the use of water shall be lost through nonuse or forfeiture such
 42 rights to such water shall revert to the state and be again subject to appro-
 43 priation under this chapter; except that all water rights appurtenant to land
 44 contracted in a federal cropland set-aside program, shall not be lost and for-
 45 feited for nonuse during the contracted period. The five (5) year period of
 46 nonuse for forfeiture of a water right shall begin to accrue upon termination
 47 of the contract if a period of nonuse did not occur prior to the effective
 48 date of the contract or shall continue to accrue if a period of nonuse
 49 occurred prior to the effective date of the contract. Upon proper showing
 50 before the director of the department of water resources of good and suffi-
 51 cient reason for nonapplication to beneficial use of such water for a term
 52 of five (5) years, the director of the department of water resources may be
 53 authorized to grant an extension of time extending the time for forfeiture of
 54 title for nonuse thereof, to such waters for a period of not to exceed five

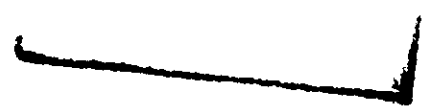
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(5) additional years. Application for an extension shall be made before the end of the five (5) year period upon forms to be furnished by the department of water resources and shall fully describe the right on which an extension of time to resume the use is requested and the reasons for such nonuse and shall be accompanied by the statutory filing fee; provided that water rights appurtenant to land contracted in a federal cropland set-aside program are exempt from this requirement. Upon the receipt of such application it shall be the duty of the director of the department of water resources to examine the same and to provide notice of the application for an extension in the same manner as applications under section 42-203A, Idaho Code. The notice shall fully describe the right, the extension for which is requested and the reason for such nonuse and shall state that any person desiring to object to the requested extension may submit a protest to the director of the department of water resources within ten (10) days of the last date of publication. Upon receipt of a protest it shall be the duty of the director of the department of water resources to investigate and conduct a hearing thereon as in this chapter provided. The director of the department of water resources shall find from the evidence presented in any hearing, or from information available to the department, the reasons for such nonuse of water and where it appears to the satisfaction of the director of the department of water resources that other rights will not be impaired by granting an extension of time within which to resume the use of the water and good cause appearing for such nonuse, he may grant one (1) extension of five (5) years within which to resume such use. In his approval of the application for an extension of time under this section the director of the department of water resources shall set the date when the use of water is to be resumed. Sixty (60) days before such date the director of the department of water resources shall forward to the applicant at his address of record a notice by certified mail setting forth the date on which the use of water is to be resumed and a form for reporting the resumption of the use of the water right. If the use of the water has not been resumed and report thereon made on or before the date set for resumption of use such right shall revert to the state and again be subject to appropriation, as provided in this section. In the event the director of the department of water resources determines that a proposed extension of time within which to resume use of a water right shall not be approved as provided in this section, he shall deny same and forward notice of such action to the applicant by certified mail, which decision shall be subject to judicial review as hereafter provided.

(3) Any person or persons feeling themselves aggrieved by the determination of the department of water resources in approving or rejecting an application to change the point of diversion, place, period of use or nature of use of water under an established right or an application for an extension of time within which to resume the use of water as provided in this section, may, if a protest was filed and a hearing held thereon, seek judicial review pursuant to section 42-1701A(4), Idaho Code. If no protest was filed and no hearing held, the applicant may request a hearing pursuant to section 42-1701A(3), Idaho Code, for the purpose of contesting the action of the director and may seek judicial review of the final order of the director following the hearing pursuant to section 42-1701A(4), Idaho Code.

SECTION 6. The provisions of this act are hereby declared to be severable and if any provision of this act or the application of such provision to any person or circumstance is declared invalid for any reason, such declaration shall not affect the validity of remaining portions of this act.

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AGREEMENT

between

Ronald G. Smith

25357 Wawstad Road

Parma, Idaho 83660

and

Big Bend Irrigation District

747 Red Top Road

Adrian, Oregon 97901

Smith, who owns water right numbers 32250/02-2390, 02-7207 and 02-7259 containing about 8,000 gallons per minute more or less, agrees to lease said water rights to Big Bend Irrigation District for the 1990 irrigation season. Smith also agrees to lease his pumping station and about 6400 feet of twenty-four inch steel pipeline along State Line Road which will divert said 8,000 gallons Snake River water per minute to the Golden Gate Canal owned by the Boise Project Board of Control of which the Big Bend Irrigation District is a part.

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

Big Bend Irrigation District will remove a section of the twenty-four inch pipe and construct a weir pool at said Golden Gate Canal to deliver and measure said 8,000 gallons per minute to said canal.

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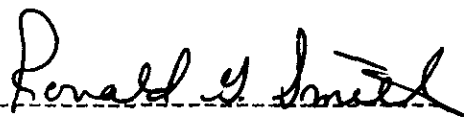
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If the said twenty-four inch pipeline is damaged or is rendered unusable, Big Bend Irrigation shall not be held liable. If Big Bend Irrigation District prefers to repair the pipeline, they may do so at their option. Big Bend Irrigation District agrees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

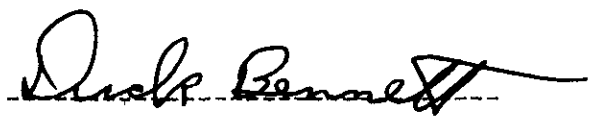
Compensation to Smith shall be \$2,000.00 per month commencing when pumping starts, but not more than \$8,000.00 for the total 1990 irrigation season.

This agreement may be renewed yearly if both Smith and Big Bend Irrigation District agree.

Any time after the 1990 irrigation season, at Smith's request, the removed section of pipe shall be reinstalled at the expense of Big Bend Irrigation District. At the end of the 1990 irrigation season or one year from the date of the permit issued to Big Bend Irrigation District, said permit will automatically be transferred back to Smith through action of the Idaho Department of Water Resources.



Ronald G. Smith



President,

Big Bend Irrigation District

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STATE OF OREGON)

County of Malheur) ss.

On this 4th day of May, 1990, before me a Notary
Public personally appeared Allick Bennett and
Ronald Smith known or identified to me to be the
persons whose names are subscribed to the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my
official seal the day and year in this certificate first above
written.

(SEAL)

Quette K. Truystag

Notary Public for Oregon

Residing at Adrian, Oregon

My commission expires 8-04, 1993

UUUUU

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APR 11 1991

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 02-02390, 02-07207, and 02-07259

Notice is hereby given that Big Bend Irrigation District of Adrian, Oregon has applied to the Department of Water Resources for a change of Place of Use of the water of Snake River. The rights sought to be changed are evidenced by Licenses and are recorded as follows:

<u>Right</u>	<u>Amount</u>	<u>Priority</u>	<u>Place of Use</u>
02-02390	13.30 cfs	02/24/1965	T4N R6W S01 N1/2NW1/4, SWNW S02 NE1/4, SENW, E1/2SW1/4, N1/2SE1/4, SWSE S11 NWNE T5N R6W S36 S1/2SW1/4, W1/2SE1/4
02-07207	1.36 cfs	11/18/1975	T5N R6W S36 E1/2SE1/4
02-07259	3.00 cfs	12/16/1977	T5N R6W S36 NW1/4, N1/2SW1/4
TOTAL	17.66 cfs		939.72 Acres

The above irrigated lands are in Idaho and use a Point of Diversion in T4N, R6W, S14 LOT 3 (NESW).

TO BE CHANGED AS FOLLOWS

All of the water will be diverted from the same point in T4N, R6W, S14 LOT 3 (NESW) in Idaho and will be used on 939.72 Acres in the park unit of the Big Bend Irrigation District in Oregon within the following description:
T21S, R46E, S25, 26, 35, 36, Willamette Meridian
T21S, R47E, S19, 30, 31
T22S, R46E, S01 and S02.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, 2735 Airport Way, Boise, Idaho 83705 on or before May 21, 1990.

R. Keith Higgins
Director

Published in the Press-Tribune on 5/2 and 5/09/1990
Published in the Statewide papers on 5/3 and 5/10/1990

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Describing the PARK unit of the district.

project lands described in said petition, for the reason that it will provide a drainage system for said lands by extending the system now under construction at a much less cost than if a new system with separate outlets were to be constructed for said project lands, and for the further reason that by having the work done by the United States it will give the owners of said project lands the benefit of the Reclamation Act and the amendments thereto providing for the payment of construction charge in installments extending over a period of twenty years and without interest.

"And the Board being now fully advised in the premises, it is therefore hereby ORDERED that the boundaries of the Big Bend Irrigation District be so changed and amended as to include within the said District the lands mentioned in said petition and described as follows, to-wit:

"Commencing at the intersection of the south line of the canal known as the Riverside Canal, and the east line of Lot eight (8) in Section thirty-one (31), Township twenty-one (21) South, Range forty-seven (47) East, W. M., said point being also located on the State line between Idaho and Oregon; thence west along and adjoining the south side of said Riverside Canal through Section thirty-one (31), Township twenty-one (21) South, Range forty-seven (47) East, W. M.; thence following along the south side of said Riverside Canal westerly through Section thirty-six (36), Township Twenty-one (21) South, Range forty-six (46) East, W. M., and Sections one (1) and two (2), in Township twenty-two (22) South, Range forty-six (46) East, W. M.; thence east and northerly along the westerly boundary line of the right of way of said Riverside Canal through Sections thirty-five (35), Twenty-six (26), twenty-five (25), and twenty-four (24) in Township twenty-one (21) South, Range forty-six (46) East, W. M., as said canal is constructed through said sections and also through the Southwest Quarter (SW¹) of Section nineteen (19), Township twenty-one (21) South, Range forty-seven (47) East, W. M. to where said Riverside Canal crosses the State line between Idaho and Oregon in said Section 19; thence south along said boundary line between Idaho and Oregon to the south line of the right of way of said Riverside Canal, the point of beginning; and that said lands be and they are hereby designated as the Park Unit of said Big Bend Irrigation District.

"And it is further hereby ORDERED that the boundary of said Big Bend Irrigation District with the lands included, be, and the same is hereby fixed, established and defined as follows, to-wit:

APR 11 1931

"Beginning at the intersection of the north bank of the Snake River with the State line between Idaho and Oregon on the east line of the fractional Section six (6), Township twenty-two (22) South, Range forty-seven (47) East, W. M.; thence north along the State line between Oregon and Idaho to the intersection of said State line with the south bank of Snake River; thence south and west along the bank of the Snake River through Sections seven (7) and eighteen (18), Township twenty-one (21) South, Range forty-seven (47) East, W. M., and Sections thirteen (13), fourteen (14), twenty-two (22), twenty-seven (27) and thirty-four (34) Township twenty-one (21) South, Range forty-six (46) East, W. M.

ATTACHMENT A

WATER RIGHT LICENSE

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

THIS IS TO CERTIFY, that Connecticut Mutual Life Insurance Company
of Hartford, Connecticut, has complied with the terms and conditions of Permit
No. 32250/02-2390 issued pursuant to Application for Permit dated February 24, 1965
and has submitted proof to the Department of Water Resources on November 21, 1973
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 14.8 cfs of water from the Snake River
tributary to the Columbia River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from March 15 to Nov. 15	at 13.3 cfs and	2,987 acre feet or 4.5 af per acre
	from to	at cfs and	
	from to	at cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 13.3 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
2,987 acre feet per year, said waters to be diverted within the Lot 3 of Sec. 14,
Twp. 4 N, Rge. 6 W, B. M. in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4 N	6 W	1					L.3 34	L.4 34	30										98.00
		2	L.1 41	L.2 35	34	40				38	34			40	40	34	40		376.72
		11		35															35.00
5 N	6 W	36										34	40		40	40			154.00

Total number of acres irrigated 663.72

MICROFILMED

APR 11 1991

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of August, 19 76.

Director

See attached
proof report.
Appears to be
database error
in P/W. Found
no transfer etc.
changing original
license. *JK*
4/20/70

APR 17 1970

Water Right Number - 02-02390

Adj. Flag Translation: Standard Water Right Number

Old (D) Number - 32250

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

CONNECTICUT MUTUAL LIFE INSURANCE CO.

1 - 140 GARDEN ST.

2 -

3 -

City- HARTFORD

State- CT Zip 06115

Phone - 208-000-0000

*** O - ORIGINAL OWNER ***

R.C. KELLETT INC.

1 -

2 -

3 -

City-

State- ID Zip 20800

Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - S - - - +
02/24/1965 L - LICENSE

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
SNAKE RIVER COLUMBIA RIVER

TwN	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Stream Index (Blank if no Index Code)
04N	06W	14	NE SW	3	(27)	CANYON		

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/15	11/15	13.300	2987.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
13.300 2987.00

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
04N	06W	1	NE NW	3	30.0	01	IRRIGATION	(27) CANYON
04N	06W	1	NE NW	3	34.0	01	IRRIGATION	(27) CANYON
04N	06W	1	NW NW	4	34.0	01	IRRIGATION	(27) CANYON
04N	06W	2	NE NE	1	41.0	01	IRRIGATION	(27) CANYON
04N	06W	2	NW NE	2	35.0	01	IRRIGATION	(27) CANYON
04N	06W	2	SW NE		34.0	01	IRRIGATION	(27) CANYON
04N	06W	2	SE NE		40.0	01	IRRIGATION	(27) CANYON
04N	06W	2	SE NW		38.0	01	IRRIGATION	(27) CANYON
04N	06W	2	NE SW		34.0	01	IRRIGATION	(27) CANYON
04N	06W	2	SE SW		40.0	01	IRRIGATION	(27) CANYON
04N	06W	2	NE SE		40.0	01	IRRIGATION	(27) CANYON
04N	06W	11	NW NE		35.0	01	IRRIGATION	(27) CANYON
05N	06W	36	SW SW		34.0	01	IRRIGATION	(27) CANYON
05N	06W	36	SE SW		40.0	01	IRRIGATION	(27) CANYON
05N	06W	36	NW SE		40.0	01	IRRIGATION	(27) CANYON
05N	06W	36	SW SE		40.0	01	IRRIGATION	(27) CANYON

Check
prior
difference
from
license
copy

S. 1 SWNW 70 - should be SWNW
S. 2 NWSE 34
SWSE 40

TOTAL 589

But license copy shows 663.72

The .72 is explained by rounding.

The 74 acres from W 1/2 SE 1/4 S. 2 appears to be a database error.

MPR081115
APR 11 1991

Water right number - 02-02390

Adj. flag translation: Standard Water Right Number

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
----	-----	-----	-------	-----	-------	------	-------------	--------

Total Acres: 589.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - -
No Remarks found.

+ - - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers found.

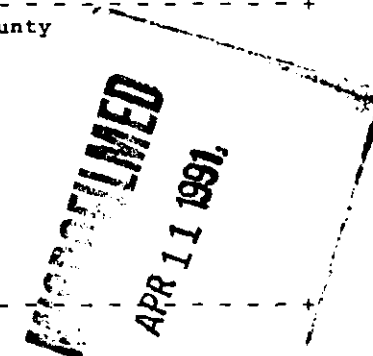
+ - - - - - Conditions of Approval - - - - -
016 - See remarks for additional conditions of approval.

+ - - - - Decree Plaintiff - - - +	+ - - - - Decree Defendant - - - +	+ - - Decree Date - + 00/00/0000
------------------------------------	------------------------------------	-------------------------------------

+ - - Audit Fields - 02/24/81 04/30/88 CONVERT 06/26/89 CURTIS 08/01/89 CURTIS

+ - - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Start Work Date - 00/00/0000	Verified Date - 00/00/0000	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 02/16/1979	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 00/00/0000	Presumption Flag -	
		Microfilm Roll Number -



clearly shows SW NW.
Age - 6

Rgo - EW

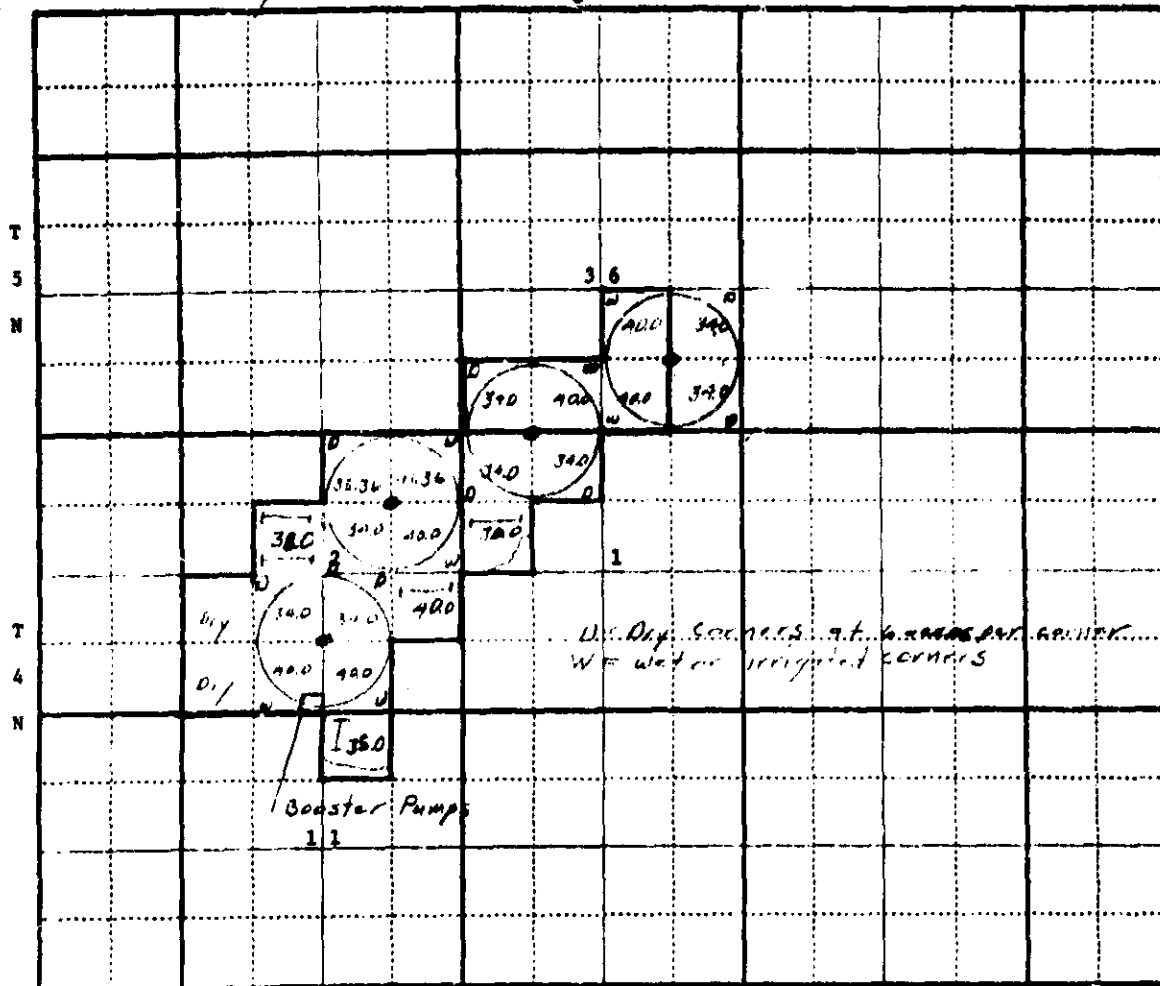


Diagram of System

Pt. of diversion is in Lot #3, Sec. 14, Twp. 4N, Rgs. 6W
 Pumps in Snake River into 24" buried pipe to
 booster pumps in SE 1/4 Sec. 2

MICROFILMED

APR 11 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 02-7207 Priority Nov. 18, 1975 Amount 1.36 cfs

THIS IS TO CERTIFY, that MUNN - SHULTHIES
of Nyssa, Oregon, has complied with the terms and conditions of Permit
No. 02-7207 issued pursuant to Application for Permit dated November 18, 1975,
and has submitted proof to the Department of Water Resources on September 14, 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 14.8 cfs of water from the Snake River,
tributary to the Columbia River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 1</u> to <u>Oct. 31</u>	at <u>1.36</u> cfs and	<u>306 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>4.5 af per acre</u>
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 1.36 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
306 acre feet per year, said waters to be diverted within the Lot 3 of Sec. 14,
Twp. 4 N, Rge. 6 W, B.M. in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5 N	6 W	36													34			34	68

Total number of acres irrigated 68

APR 11 1991

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 24 day of
September, 19 76.

Director

Water Right Number - 02-07207

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
MUNN SHULTHIES1 -
2 -
3 -City- NYSSA
Phone - 208-000-0000

State- OR Zip-

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
11/18/1975 L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SNAKE RIVER COLUMBIA RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)
04N 06W 14 NE SW 3 (27) CANYON+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/01 10/31 1.360+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.360 306.00+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
05N 06W 36 NE SE 34.0 01 IRRIGATION (27) CANYON
05N 06W 36 SE SE 34.0 01 IRRIGATION (27) CANYON

Total Acres: 68.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

APR 11 1991

[illegible]

Microfilm Roll Number -

APR 11 1991

Department of Water Resources

WATER RIGHT LICENSE

for p. 7 & 8 from
Snake RiverLicense of Water Right No. 02-7259 Priority December 16, 1977 Amount 3.0 cfs.

THIS IS TO CERTIFY, that Ronald G. Smith
 of Parma, Idaho, has complied with the terms and conditions of Permit
 No. 02-7259 issued pursuant to Application for Permit dated December 16, 1977
 and has submitted proof to the Department of Water Resources on November 19, 1981
 that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
 capacity for the diversion of 14.8 cfs of water from the Snake River
tributary to the Columbia River, and that the permit holder has applied to a beneficial use and

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>March 15</u> to <u>November 15</u>	at <u>3.0</u> cfs and	<u>1040.0</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 3.0 cfs of water be diverted at any one time, and
 that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
 aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1040.0 acre feet per year, said waters to be diverted within the Government Lot 3 (NE $\frac{1}{4}$ SW $\frac{1}{4}$)
Section 14, Twp 4N, Rge 6W in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5N	6W	36					38	34	34	39	32	31							208

Total number of acres irrigated 208

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

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho

Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
 herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

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

Acting for the Director

APR 11 1991

Water Right Number - 02-07259

OK

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
SMITH

RONALD G.

1 - RT 3 BOX 57

2 -

3 -

City- PARMA

Phone -

State- ID Zip- 83660

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
12/16/1977 L - LICENSE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
SNAKE RIVER COLUMBIA RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County Stream Index (Blank if no Index Code)

04N 06W 14 NE SW 3 (27) CANYON

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

03/15

11/15

3.000

1040.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
3.000 1040.00+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

05N 06W 36 NE NW 38.0 01 IRRIGATION

(27) CANYON

05N 06W 36 NW NW 34.0 01 IRRIGATION

(27) CANYON

05N 06W 36 SW NW 34.0 01 IRRIGATION

(27) CANYON

05N 06W 36 SE NW 39.0 01 IRRIGATION

(27) CANYON

05N 06W 36 NE SW 32.0 01 IRRIGATION

(27) CANYON

05N 06W 36 NW SW 31.0 01 IRRIGATION

(27) CANYON

Total Acres: 208.0

+ - - Diversion Means - PUMP & PIPELINE.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - WILDER IRR. DIST.

+ - - - - Remarks - - - - - +

THIS RT. WHEN COMBINED WITH RT 02-2390 SHALL NOT EXCEED 14.8 CFS.
WATER SHALL NOT BE DIVERTED UNDER THIS LIC. UNLESS THE FLOW OF
THE SNAKE RIVER AT THE U.S. GEOLOGICAL SURVEY STREAM GAGING
STATION AT MURPHY EXCEEDS 3300 CFS AND AT WEISER EXCEEDS
4750 CFS.

APR 11 1991

Water right number - 02-07259

Adj. flag translation: Standard Water Right Number

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

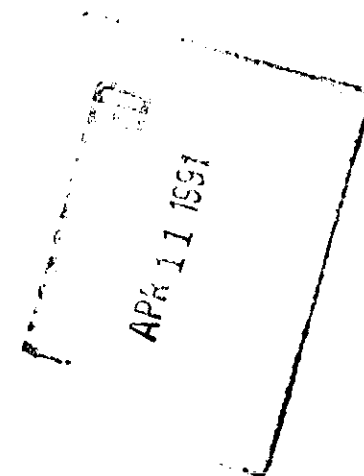
+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields - 02/11/85 04/30/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 03/01/1983	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 03/08/1978	Protested Date - 00/00/0000	Swan Falls - Z
Proof Made Date - 01/01/1900	Hearing Date - 00/00/0000	Temporary Right - P
Start Work Date - 00/00/0000	Verified Date - 02/11/1985	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 02/27/1984	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 00/00/0000	Presumption Flag -	Microfilm Roll Number -



WELL NO.	WELL NAME	WELL TYPE	WELL DEPTH (FEET)	WELL STATUS	WELL LOCATION	WELL DATE	WELL COMMENTS
1917	UNNAMED STREAM	NH	NH	3.0	01	63-08517	TRUESDELL
1869	BOISE RIVER	IT	IT	0.0	01	63-08517	ITANO
1918	BOISE RIVER	NH	NH	6.0	01	63-08565	HICKOX
1869	BOISE RIVER	NH	NH	6.0	01	63-08565	HICKOX
1919	BOISE RIVER	SH	NH	30.0	01	63-08517	ITANO
1952	GROUNDWATER	SE	NH	40.0	01	63-08511	TRUESDELL
1869	BOISE RIVER	SE	NH	40.0	01	63-08511	TRUESDELL
1919	BOISE RIVER	SH	SH	5.0	01	63-09963	NOE
1945	UNNAMED STREAM	SE	SE	40.0	01	63-10647	J.F. WATSON FARMS
1869	BOISE RIVER						
1919	BOISE RIVER						

E12 [REDACTED]

DATE: 09/06/89 PAGE: 1500		IDRAW DEPARTMENT OF WATER RESOURCES WATER RIGHTS MICROPHONE BY PLACE OF USE										DATE: 09/06/89 PAGE: 1515		HW001MP 100-211			
ITY	WATER SOURCE	TWP	RNG	SECT	TRACT N 1 N	LOT	ACRES	WATER-USE-CODE	WATER RIGHT NO.	LAST NAME	STG	PRIORITY DATE	WATER SOURCE	TWP	RNG	SECT	
914	UNNAMED STREAM	04N	05W	36					63-02390	U.S. DEPT. OF INTE	L	08/18/1924	BOISE RIVER				
949	WASTE WATER				NH	NH			03-04520	THOMPSON	C	S	10/01/1951	GROUNDWATER	05N	02E 31	
	WASTE WATER				SE SW				63-05273	J.R. SIMPLOT CO.	C	S	11/15/1960	GROUNDWATER			
069	BOISE RIVER				NE	NH	30.0	01	63-02390	U.S. DEPT. OF INTE	L	08/18/1924	BOISE RIVER				
914	UNNAMED STREAM				NE	NH			02-02390	R.C. KELLETT INC.	C	L	02/24/1965	SNAKE RIVER			
949	WASTE WATER				NE	NH	24.0	01	63-09074	CONNECTICUT MUTUAL	C	P	11/08/1977	GROUNDWATER			
	WASTE WATER									SMITH	C						
069	BOISE RIVER				NE	NH	3	34.0	01	02-02390	R.C. KELLETT INC.	C	L	02/24/1965	SNAKE RIVER		
949	WASTE WATER				NE	NH				CONNECTICUT MUTUAL	C						
	WASTE WATER									SMITH	C						
069	BOISE RIVER				NE	NH				63-09074	SMITH	C	P	11/08/1977	GROUNDWATER		
934	WEST END DRAIN				NH	NH	40.0	01	63-09074	SMITH	C	P	11/08/1977	GROUNDWATER			
069	BOISE RIVER									FARM CREDIT SERVICE	C						
914	BOISE RIVER				NH	NH	4	34.0	01	02-02390	R.C. KELLETT INC.	C	L	02/24/1965	SNAKE RIVER		
069	BOISE RIVER									CONNECTICUT MUTUAL	C						
914	BOISE RIVER				SW	NH	30.0	01	63-09074	SMITH	C	P	11/08/1977	GROUNDWATER			
914	UNNAMED STREAM									FARM CREDIT SERVICE	C						
949	WASTE WATER				SE	SW	40.0	01	63-03240	THOMPSON	C	L	06/02/1961	ARENA VALLEY DRAIN			
	WASTE WATER				NE	NE	40.0	01	63-12390	U.S. DEPT. OF INTE	C	L	08/18/1924	BOISE RIVER			
069	BOISE RIVER				NE	NE			63-09074	SMITH	C	P	11/08/1977	GROUNDWATER			
	BOISE RIVER				NE	NE	1	41.0	01	02-02390	R.C. KELLETT INC.	C	L	02/24/1965	SNAKE RIVER		
	DIXIE SLOUGH									CONNECTICUT MUTUAL	C						
090	BOISE RIVER				NH	NE	40.0	01	63-09074	SMITH	C	P	11/08/1977	GROUNDWATER			
090	BOISE RIVER									FARM CREDIT SERVICE	C						
930	POOR BOY DITCH				NH	NE	2	35.0	01	02-02390	R.C. KELLETT INC.	C	L	02/24/1965	SNAKE RIVER		
919	UNNAMED STREAM				SW	NE	34.0	01	02-02390	CONNECTICUT MUTUAL	C	L	02/24/1965	SNAKE RIVER			
										CONNECTICUT MUTUAL	C						
					SW	NE	40.0	01	63-09074	SMITH	C	P	11/08/1977	GROUNDWATER			
					SE	NE				FARM CREDIT SERVICE	C						
					SE	NE	40.0	01	02-02390	R.C. KELLETT INC.	C	L	02/24/1965	SNAKE RIVER			
										CONNECTICUT MUTUAL	C						
					SE	NE	40.0	01	63-09074	SMITH	C	P	11/08/1977	GROUNDWATER			
					SE	NE				FARM CREDIT SERVICE	C						
					SE	NE	40.0	01	02-02390	R.C. KELLETT INC.	C	L	02/24/1965	SNAKE RIVER			
										CONNECTICUT MUTUAL	C						
					SE	NE	40.0	01	63-09074	SMITH	C	P	11/08/1977	GROUNDWATER			
					SE	NE				FARM CREDIT SERVICE	C						
					SE	NE	40.0	01	02-02390	R.C. KELLETT INC.	C	L	02/24/1965	SNAKE RIVER			
										CONNECTICUT MUTUAL	C						
					NE	SE	40.0	01	63-09074	SMITH	C	P	11/08/1977	GROUNDWATER			
										FARM CREDIT SERVICE	C						
					NH	SE	40.0	01	63-09074	SMITH	C	P	11/08/1977	GROUNDWATER			
										FARM CREDIT SERVICE	C						
			</														

F12 [REDACTED]

DATE: 09/06/89 PAGE: 1501		W4N001NP (00-21)		IDAHO DEPARTMENT OF WATER RESOURCES WATER RIGHTS MICROFILME BY PLACE OF USE										DATE: 09/06/89 PAGE: 1516		W4N001NP (00-21)	
TV	WATER SOURCE	TWP	RNG	SECT	TRACT 1 4 1 4	LOT	ACRES	WATER-USE-CODE	WATER RIGHT NO.	LAST NAME	O	STG	PRIORITY DATE	WATER SOURCE	TWP	RNG	SECT
869	BOISE RIVER	05N	03E	2	SW	SE	40.0	01	63-09074	SMITH	C	P	11/08/1977	GROUNDWATER	05N	03E	15
890	BOISE RIVER									FARM CREDIT SERVIC	C						16
938	POOR BOY DITCH				NE	NE	25.0	01	63-02380	U.S. DEPT. OF INTE	L	L	08/18/1924	BOISE RIVER			
869	BOISE RIVER				NE	NE		01	02-02390	R.C. KELLETT INC.	O	L	02/24/1965	SHANKE RIVER			
938	POOR BOY DITCH				NE	NE	40.0	01	63-09074	CONNECTICUT MUTUAL	C	P	11/08/1977	GROUNDWATER			21
960	PIPE GULCH				NE	SW				SMITH	C						22
960	PIPE GULCH				NE	SW	14.0	01	63-02374	FARM CREDIT SERVIC	C	L	08/02/1922	INDIAN CREEK			
935	PIPE GULCH				SW	SW	3	3.0	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
940	PIPE GULCH				SE	SW	4	4.0	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
940	PIPE GULCH				SE	SW	18.0	01	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
935	PIPE GULCH				NE	SE	1.0	01	63-02389	RIVERSIDE IRRIGATI	C	L	10/18/1924	ARENA LAKE DRAIN			
935	PIPE GULCH				SW	SE	7.0	01	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
921	PIPE GULCH				SW	SE	32.0	01	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
921	PIPE GULCH				SW	SE	35.0	01	63-02389	RIVERSIDE IRRIGATI	C	L	10/18/1924	ARENA LAKE DRAIN			
910	PIPE GULCH				SE	SE	27.3	01	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
910	PIPE GULCH				SE	SE	22.0	01	63-02389	RIVERSIDE IRRIGATI	C	L	10/18/1924	ARENA LAKE DRAIN			
945	DRAIN DITCH, WEST END				SW	NE	40.0	01	63-02380	U.S. DEPT. OF INTE	L	L	08/18/1924	BOISE RIVER			
936	WEST END DRAIN				NE	NE	36.0	01	63-10663	HIXON	C	P	07/21/1980	GROUNDWATER			
924	BOISE RIVER				SE	NE			63-09436	RAMSCHER	C	L	08/26/1980	ARENA LAKE DRAIN			
955	UNPAVED DRAIN				SW	NE	2.0	01	63-10663	HIXON	C	P	07/21/1980	GROUNDWATER			
914	GUESS GULCH				SW	SE		43	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
955	UNPAVED DRAIN				SW	SE		01	63-04361	BRITLES	C	S	06/01/1912	GROUNDWATER			
956	WEST END DRAIN				SW	NE	6.0	01	63-02380	U.S. DEPT. OF INTE	L	L	08/18/1924	BOISE RIVER			
956	WEST END DRAIN				NE	NE	30.0	01	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
956	WEST END DRAIN				NE	NE	5.0	01	63-04035	ATEN	C	S	11/04/1933	CASE DRAIN DITCH			
956	WEST END DRAIN				NE	NE	28.0	01	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
914	GUESS GULCH				SW	NE	24.0	01	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
914	GUESS GULCH				SW	NE	24.0	01	63-02389	RIVERSIDE IRRIGATI	C	L	10/18/1924	ARENA LAKE DRAIN			
955	UNPAVED DRAIN				SW	NE	32.0	01	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
914	GUESS GULCH				SW	NE	40.0	01	63-02389	RIVERSIDE IRRIGATI	C	L	10/18/1924	ARENA LAKE DRAIN			
955	UNPAVED DRAIN				SW	NE	38.0	01	63-10590	S & K FARMS	C	P	03/24/1980	ALLEN DRAIN			
914	GUESS GULCH				SE	NE	17.0	01	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
914	GUESS GULCH				SE	NE	23.0	01	63-02389	RIVERSIDE IRRIGATI	C	L	10/18/1924	ARENA LAKE DRAIN			
927	DIXIE DRAIN				NE	SW	29.0	01	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
927	WEST END DRAIN				NE	SW	33.0	01	63-02389	RIVERSIDE IRRIGATI	C	L	10/18/1924	ARENA LAKE DRAIN			
947	WASTE WATER				NE	SW	29.0	01	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
947	WASTE WATER				NE	SW	35.0	01	63-02389	RIVERSIDE IRRIGATI	C	L	10/18/1924	ARENA LAKE DRAIN			
947	WASTE WATER				NE	SW	38.0	01	63-02389	RIVERSIDE IRRIGATI	C	L	10/18/1924	ARENA LAKE DRAIN			
924	BOISE RIVER				SE	SW	29.0	01	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
914	GUESS GULCH				SE	SW	36.0	01	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
947	WASTE WATER				SE	SW	32.0	01	63-02389	RIVERSIDE IRRIGATI	C	L	10/18/1924	ARENA LAKE DRAIN			
947	WASTE WATER				NE	SW	18.0	01	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
947	WASTE WATER				NE	SW	12.0	01	63-02389	RIVERSIDE IRRIGATI	C	L	10/18/1924	ARENA LAKE DRAIN			
924	BOISE RIVER				SW	SE	30.0	01	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
914	GUESS GULCH				SW	SE	37.0	01	63-02389	RIVERSIDE IRRIGATI	C	L	10/18/1924	ARENA LAKE DRAIN			
988	GROUNDWATER				NE	SE	21.0	01	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
988	GROUNDWATER				NE	SE	27.0	01	63-02389	RIVERSIDE IRRIGATI	C	L	10/18/1924	ARENA LAKE DRAIN			
988	GROUNDWATER				NE	SE	35.0	01	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			
988	GROUNDWATER				NE	SE	40.0	01	63-02389	RIVERSIDE IRRIGATI	C	L	10/18/1924	ARENA LAKE DRAIN			
988	GROUNDWATER				NE	SE	32.0	01	63-02374	THE RIVERSIDE IRRIG	L	L	08/02/1922	INDIAN CREEK			

36

NE NW	1	48.0	01	63-02374	THE RIVERSIDE IRRIGATION	C	L	08/02/1922	INDIAN CREEK
SE NW	2	48.0	01	63-02374	THE RIVERSIDE IRRIGATION	C	L	08/02/1922	INDIAN CREEK
NE SW	3	48.0	01	63-02374	THE RIVERSIDE IRRIGATION	C	L	08/02/1922	INDIAN CREEK
				63-02388	U.S. DEPT. OF INTERIOR	C	L	08/18/1924	BOISE RIVER
NE NW		38.0	01	02-07259	SMITH	C	L	12/16/1977	SNAKE RIVER
NE NW		40.0	01	63-09074	SMITH	O	P	11/08/1977	GROUNDWATER
					FARM CREDIT SERVICE	C			
NW NW		34.0	01	02-07259	SMITH	C	L	12/16/1977	SNAKE RIVER
NW NW		1.0	01	63-02279	THE RIVERSIDE IRRIGATION	C	L	11/04/1915	INDIAN CREEK
NW NW		38.0	01	63-09074	SMITH	O	P	11/08/1977	GROUNDWATER
					FARM CREDIT SERVICE	C			
SW NW		34.0	01	02-07259	SMITH	C	L	12/16/1977	SNAKE RIVER
SW NW		40.0	01	63-09074	SMITH	O	P	11/08/1977	GROUNDWATER
					FARM CREDIT SERVICE	C			
SE NW		39.0	01	02-07259	SMITH	C	L	12/16/1977	SNAKE RIVER
SE NW		40.0	01	63-09074	SMITH	O	P	11/08/1977	GROUNDWATER
					FARM CREDIT SERVICE	C			
NE SW		32.0	01	02-07259	SMITH	C	L	12/16/1977	SNAKE RIVER
NE SW		40.0	01	63-09074	SMITH	O	P	11/08/1977	GROUNDWATER
					FARM CREDIT SERVICE	C			
NW SW		31.0	01	02-07259	SMITH	C	L	12/16/1977	SNAKE RIVER
NW SW		40.0	01	63-09074	SMITH	O	P	11/08/1977	GROUNDWATER
					FARM CREDIT SERVICE	C			
SW SW		34.0	01	02-02390	R.C. KELLETT INC.	O	L	02/24/1965	SNAKE RIVER
					CONNECTICUT MUTUAL	C			
SW SW		40.0	01	63-09074	SMITH	O	P	11/08/1977	GROUNDWATER
					FARM CREDIT SERVICE	C			
SE SW		40.0	01	02-02390	R.C. KELLETT INC.	O	L	02/24/1965	SNAKE RIVER
					CONNECTICUT MUTUAL	C			
SE SW		40.0	01	63-09074	SMITH	O	P	11/08/1977	GROUNDWATER
					FARM CREDIT SERVICE	C			
NE SE		34.0	01	02-07207	MUNN SMULTHIES	C	L	11/18/1975	SNAKE RIVER
NE SE		40.0	01	63-09074	SMITH	O	P	11/08/1977	GROUNDWATER
					FARM CREDIT SERVICE	C			
NW SE		40.0	01	02-02390	R.C. KELLETT INC.	O	L	02/24/1965	SNAKE RIVER
					CONNECTICUT MUTUAL	C			
NW SE		40.0	01	63-09074	SMITH	O	P	11/08/1977	GROUNDWATER
					FARM CREDIT SERVICE	C			
SW SE		40.0	01	02-02390	R.C. KELLETT INC.	O	L	02/24/1965	SNAKE RIVER
					CONNECTICUT MUTUAL	C			
SW SE		40.0	01	63-09074	SMITH	O	P	11/08/1977	GROUNDWATER
					FARM CREDIT SERVICE	C			
SE SE		34.0	01	02-07207	MUNN SMULTHIES	C	L	11/18/1975	SNAKE RIVER

C12

APR 11 1991

WR4001NP
(00-21)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS MICROFICHE BY PLACE OF USE

DATE: 09/06/89
PAGE: 1782

TWP	RNG	SECT	TRACT	LOT	ACRES	WATER-USE-CODE	WATER RIGHT NO.	LAST NAME	O	STG	PRIORITY DATE	WATER SOURCE
05N	06W	36	SE SE		40.0	01	63-09074	SMITH	O	P	11/08/1977	GROUNDWATER
								FARM CREDIT SERVICE	C			
06N	01E	5	NE NE			04	65-00409	THABERT LAND & LIO	C	D	01/01/1915	SPRING
		7	NE SW			04	65-09469	LITTLE	C	D	06/01/1950	SPRINGS
			SW SW			04	65-09469	LITTLE	C	D	06/01/1950	SPRINGS
		12	SW SW			04	65-05572	L.X.L. MINING CO.	C	D	06/16/1904	SPRING

September 3, 1976

Re: Permit No. 32250/02-2390
Connecticut Mutual Life Ins. Co.

Mr. Lorin E. Munn
Route 1, Box 425
Nyssa, OR 97913

Dear Mr. Munn:

Enclosed for your records is a copy of the Water License issued on the above referenced permit.

We are herewith returning the proof of beneficial use affidavit which was recently submitted as it is unacceptable. The affidavit pertains to permit 02-2390, which was just licensed; ~~whereas~~ we believe it was your intent to make proof under Permit No. 02-7207.

13
You should be aware that if you were to make proof under 02-7207 at this time, that we could only license that permit for 68 acres in the E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 36, Twp. 5N, Rge. 6W, B.M. in the amount of 1.28 cfs. We are enclosing another proof affidavit for your consideration along with a copy of permit 02-7207. Please note that this permit was issued with the condition that a measuring device be installed.

Should you have questions regarding this matter, please feel free to contact us.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enc: Copy of license / 02-2390
Copy of permit / 02-7207
Proof affidavits (2)

cc: Mr. Jack Hetherington
Federal Land Bank Assn.

September 3, 1976

Re: Permit No. 32250/02-2390

Connecticut Mutual Life Insurance Co.
Real Estate Investments
140 Garden Street
Hartford, Connecticut 06115

Gentlemen:

Enclosed is a copy of the Water License issued on the above referenced permit.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

Enc: Copy of license

cc: Mr. Rodney H. Moore
P.O. Box 53, Nampa, ID 83651

July 14, 1976

Connecticut Mutual Life Insurance Co.
Real Estate Investments
140 Garden Street
Hartford, Connecticut 06115

Re: Permit No. 32250/02-2390

Gentlemen:

A representative of this Department has made an examination of the works covered by the above referenced permit and has found the following:

Quantity of water diverted: 14.8 cfs Source: Snake River

Amount of water that can be recognized as beneficially used under Idaho law: 13.3 cfs

The maximum quantity diverted shall not exceed 2,987 acre feet, or 4.5 af per acre, per year.

Point of diversion: Lot 3 of Sec. 14, Twp. 4 N, Rge. 6 W, B.M.

Beneficial use: Irrigation of 663.72 acres within the N $\frac{1}{4}$ NW $\frac{1}{4}$ (64), SW $\frac{1}{4}$ NW $\frac{1}{4}$ (30), Sec. 1; NE $\frac{1}{4}$ (150.72), SE $\frac{1}{4}$ NW $\frac{1}{4}$ (38), E $\frac{1}{2}$ SW $\frac{1}{4}$ (74), N $\frac{1}{2}$ SE $\frac{1}{4}$ (74), SW $\frac{1}{4}$ SE $\frac{1}{4}$ (40), Sec. 2; NW $\frac{1}{4}$ NE $\frac{1}{4}$ (35), Sec. 11; Twp. 4 N, Rge. 6 W, B.M. and S $\frac{1}{2}$ SW $\frac{1}{4}$ (74), W $\frac{1}{2}$ SE $\frac{1}{4}$ (80), Sec. 36, Twp. 5 N, Rge. 6 W, B.M.

Priority date established: February 24, 1965

If you do not concur with these findings please contact us within 15 days, otherwise a water license will be issued as set forth above.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

cc: Mr. Rodney H. Moore
P.O. Box 53, Nampa, ID 83651
Mr. Lorin E. Munn
Rt. 1, Box 425, Nyssa, OR 97913

bc: WESTERN REGIONAL OFFICE

FIELD REPORT

TOTAL ACREAGE 726.62

Rge - 6W

T
5
N

T
4
N

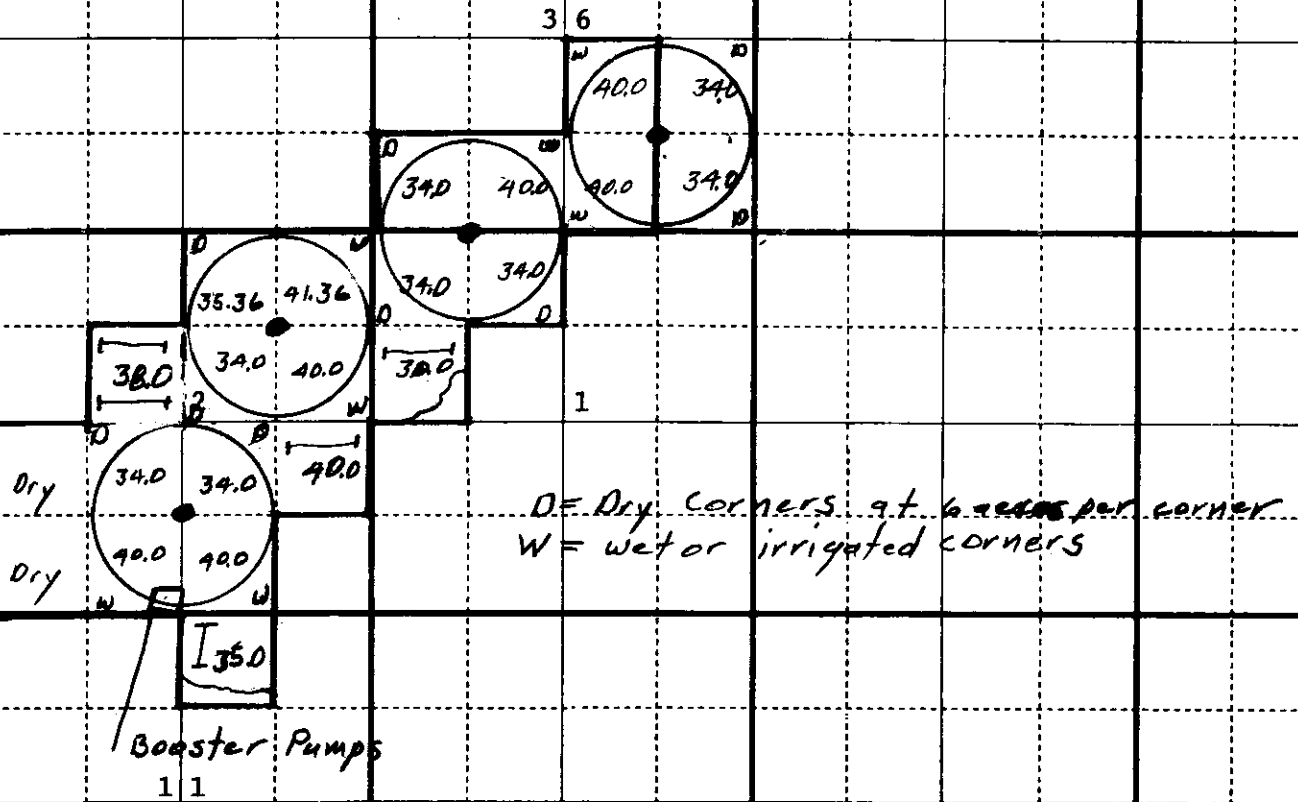


Diagram of System

Pt. of diversion is in Lot #3, Sec. 14, Twp. 4N, Rge. 6W
Pumps From Snake River into 24" buried main to
booster pumps in SE 1/4 SW 1/4 Sec 2

DATE OF EXAM 7/9/76

ACREAGE

Found 730.72
Recommended 662.72

Irrigation Requirement 4.5 Ac Ft/Ac

USE

Irrigation Q = 13.25 c.f.s. V = 2986.79 AF/Ann. from 3/15 to 11/15
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. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no X

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 6640 gpm = 14.79 cfs Method of measurement sprinkler system

Total Q recommended 13.27 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 2986.79 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use Amend to include E 1/2 SE 1/4 Sec 36 T5N R6W
Other _____
None _____

MEASUREMENT CALCULATION:

4 center pivots putting out 1000 gpm, 7 1/4 mile wheel lines with Model 30, 3/4" nozzles at 165 gpm per line and 7 1/4 mile hand lines with Model 30, 3/4" nozzles at 165 gpm per line all at 80 psi average.

(4 x 1000 gpm) + (16 x 165 gpm) = 6640 gpm = 14.79 cfs

SYSTEM DESCRIPTION:

2000 ft of River @ 6 E Motor 300 HP Model # 5K6287KH157A on Johnson pump with 12" discharge
#2 Westinghouse Motor 300 HP Serial # 3S-65 on Johnson pump with 12" discharge
into 24" main then 3 booster pumps #1 Westinghouse Motor 150 HP Model ABPD Serial
3-37VB069 with Johnson pump Serial # P615191 #2 Westinghouse Motor 200 HP
Serial # 3-5VB090 on Johnson pump #3 Johnson 6 E Motor 250 HP Model # 5K6286KH505A
Serial # BJT21A127 on Johnson pump booster run under and pump lines.

REMARKS:

With an amendment could increase acres & water to
max. listed on permit.

Examiner's Signature G. L. Jirica Date 7/12/76

Checked by THS Date 7/12-76

Approved by _____ Date _____

November 18, 1975

Re: Permit No. 32250/02-2390

Mr. Rodney H. Moore
Connecticut Mutual Life Insurance Co.
P.O. Box 53
Nampa, Idaho 83651

Dear Mr. Moore:

Thank you for your letter of November 12th authorizing Mr. Munn's signature on the proof made under the above referenced permit on November 21, 1973.

The license for this permit cannot be issued until the field examination is conducted; I have this date asked our district personnel to schedule this exam during the 1976 irrigation season.

The license will be issued for the amount of water that the system is capable of producing, but cannot exceed 14.52 cfs as limited by the permit.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

ddr
cc: Mr. Lorin E. Munn



From The Desk of
RODNEY H. MOORE

P.O. BOX 53 NAMPA, IDAHO

11-12-75

SM

Darlene,

I trust this letter will clear up
this item and clear the way for this
permit to go to license.

As a matter of information, what
is the consequence of the Proof of Use
being submitted for 18 cfs when the
original permit is for 14.52 cfs? Will
the measure taken at the time of inspection
be the amount called for in the
license?

Thanks for your help.

Rodney

RECEIVED

● Connecticut Mutual Life INSURANCE COMPANY, SINCE 1846 NOV 13 1975

140 Garden Street, Hartford, Connecticut 06115 Tel: (203) 549-4111 Department of Water Resources

Rodney H. Moore, A.R.A., Manager
Nampa Idaho Office
Agricultural Investments

November 12, 1975

312 13th Avenue S.
P.O. Box 53
Nampa, Idaho 83651
Tel: (208) 466-0419

Ms. D. Darlene Reich
Department of Water Resources
State House
Boise, Idaho 83720

Re: Permit No. 32250/02-2390
Our Real Estate 2-H, Ballantyne
Canyon County, Idaho

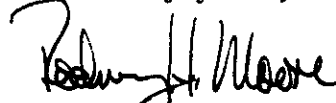
Dear Ms. Reich:

This letter will acknowledge the Proof of Application of Water to Beneficial Use filed with the Department of Water Resources under the above-captioned permit. It will further acknowledge that irrigation improvements were carried on by the Munns, purchasers of this property under contract from Jim Ballantyne, purchaser of same from Connecticut Mutual.

Recognizing the title to the subject property and the above-captioned permit remain with Connecticut Mutual, by this letter we authorize Lorin E. Munn to sign and submit this Proof of Application of Beneficial Use. Being operators and in possession of the property, they have caused improvements to be made to the irrigation system and therefore have firsthand knowledge as to the capabilities of the delivery system and application of the irrigation water on this property.

It is our joint intent that the original permit with a priority date of Feb. 24, 1965, be perfected to a license prior to Feb. 26, 1976. Therefore, please consider this letter as our authority for the submission of the original Proof of Application of Water to Beneficial Use.

Sincerely yours,



Rodney H. Moore, A.R.A.

RHM:eg

cc: Jim McCandless
Jim Ballantyne
Ag-Land Mortgage



November 10, 1975

Re: Permit No. 32250/02-2390
Connecticut Mutual Life Insurance Co.

Mr. Rodney H. Moore
Connecticut Mutual Life Insurance Co.
P. O. Box 53
Nampa, Idaho 83651

Dear Mr. Moore:

Pursuant to our phone conversation of this date, I am forwarding copies of the proof affidavit accepted by the Department in November, 1973, in connection with the above referenced permit.

Since this affidavit was signed by Mr. Lorin E. Munn, we need a power of attorney from Connecticut Mutual which authorizes Mr. Munn to execute this proof. Have enclosed a 'sample' power of attorney form for your consideration.

Thanking you in advance for your cooperation and help in resolving this problem.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

ddr
Enclosures

bc: Western District Office
ATTN: Bob Hamilton

HENIGSON, STUNZ & FONDA
ATTORNEYS AT LAW

HAROLD HENIGSON
GENE STUNZ
STEPHEN B. FONDA

FILE
JAN 2
Department of Water Administration
106 MAIN STREET
NYSSA, OREGON 97913
503 372-2268

December 21, 1973

State of Idaho
Dept. of Water Administration
Statehouse Annex 2
Boise, Idaho 83707

Re: Permit No. 33250/02-2390

Gentlemen:

I am including herewith a copy of a letter written to Connecticut Mutual Life Insurance Company. My clients, Munn-Schulthies, are purchasing the real property from Connecticut Mutual Life Insurance Company. When your field representative desires to examine their irrigation system, I request that you call me and I will make arrangements for someone to meet you at the real property.

Thank you kindly.

Very truly yours,


Gene Stunz

GS:yr

Enclosure

UNRECORDED

November 23, 1973

Re: Permit No. 33250/02-2390

Connecticut Mutual Life Insurance Company
140 Garden Street
Hartford, Connecticut 06115

Gentlemen:

We acknowledge receipt of the affidavit submitted as proof of 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. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC

cc: R. M. Turnbow
Eberle, Berlin, Kading, Turnbow & Gillespie

62-2390

EBERLE, BERLIN, KADING, TURNBOW & GILLESPIE
CHARTERED

TELEPHONE (208) 344-8535

T. H. EBERLE
JAMES L. BERLIN
R. B. KADING, JR.
R. M. TURNBOW
JAMES R. GILLESPIE
JOHN L. RUNFT
KENNETH L. PURSLEY
WILLIAM J. MCKLVEEN
DALE G. HIGER
WARREN E. JONES
PETER C. JENKINS
MARK S. GESTON
MICHAEL A. GREENE

ATTORNEYS AND COUNSELORS AT LAW
CAPITOL PARK PLAZA
300 NORTH SIXTH STREET
POST OFFICE Box 1368
BOISE, IDAHO 83701

JOHN B. BELL
COUNSEL

J. L. EBERLE (1890-1964)
DALE O. MORGAN (1914-1970)

20 November 1973

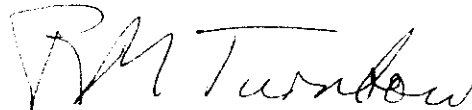
Department of Water Administration
614 State Street
Statehouse - Annex 2
Boise, Idaho 83707

Gentlemen:

Enclosed please find original Proof of Application of Water to Beneficial Use for filing.

Please contact us if you desire any further assistance or information prior to the time you issue the water license.

Very truly yours,



RMT/sp
Enclosure

02-2390

Identification No. _____

Permit No. G32250

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
NOV 21 1973
Department of Reclamation

1. a) Name of Permit Holder Connecticut Mutual Life Insurance Company
b) Post Office Address 140 Garden Street, Hartford, Conn. 06115
2. Permit Number G32250
3. Date of Priority that you are prepared to establish February 26, 1965
4. a) Source from which water was appropriated Snake River
b) Location of the point of diversion: 1/4 Lot 3 1/4, Section 14
Township 4N., Range 4 W.B.M. Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
~~Agricultural~~
amount 18 cfs for farming purposes from 5/1/73 to 12/31/73 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 18 cfs 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: Curve chart from Johnston Pump Mfg. Co. based on maximum performance.
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: Does not apply
b) Describe the agreement or understanding by which you take water from the works: Does not apply
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) Pumping station on Snake River and transported by steel pipeline to farmland. Two 300 HP electric powered centrifugal pumps.
b) Describe the type and size of measuring device which you have installed at your point of diversion: Only performance curves of pumps operated at maximum capacity.
c) Give well drillers name and address and date the well was completed Does not apply.

Exam typed 11/21/73 by jc

02-2390

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use For irrigation only.

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: All of the land described in Schedule "A" which is attached hereto, which totals 720 acres, is irrigated.

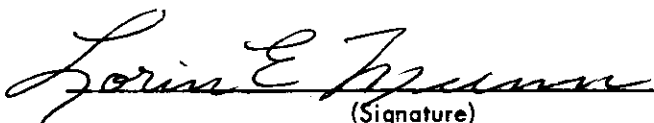
TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres irrigated 720

10. Remarks:

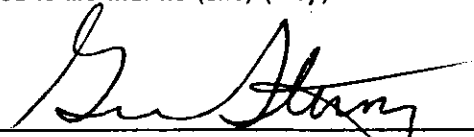
The above information is a true statement of the extent to which the above numbered permit has been developed.

October 17, 1973
(Date)


(Signature)

State of OREGON)
County of Malheur) ss.

On this 17th day of October, 1973, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.



Notary Public residing at Nyssa, Oregon

My commission expires 2/23/76

SCHEDULE "A"

PARCEL NO. I:

All that part of Lot 3 of Section 1, Township 4 North, Range 6 West of the Boise Meridian, Canyon County, Idaho, lying West and North of the center line of the right-of-way of the Graham lateral.

All that part of Lot 4 of Section 1, Township 4 North, Range 6 West of the Boise Meridian, Canyon County, Idaho, lying West and North of the center line of the right-of-way of the Graham Lateral.

All that part of the Southwest Quarter of the Northwest Quarter of Section 1, Township 4 North, Range 6 West of the Boise Meridian, Canyon County, Idaho, lying West and North of the center line of the right-of-way of the Graham lateral.

Lots 1, 2, 6, and 7; East one-half of the Southwest Quarter;
The Southwest Quarter of the Southeast Quarter;
The North one-half of the Southeast Quarter;
The South one-half of the Northeast Quarter;
The Southeast Quarter of the Northwest Quarter
all in Section 2, Township 4 North, Range 6 West of the Boise Meridian, Canyon County, Idaho.

The Northwest quarter of the Northeast Quarter in Section 11, Township 4 North, Range 6 West of the Boise Meridian, Canyon County, Idaho.

PARCEL NO. II:

The West one-half of the Southeast Quarter and the South one-half of the Southwest Quarter of Section 36, Township 5 North, Range 6 West of the Boise Meridian, Canyon County, Idaho.

02-2390

PHONE-G-GRAM for: Len

M. Gene Stuntz of Attorney

☒ Telephoned ☒ Please return the call ☐ Will call again ☐ Came in ☐ See me

Message: G-32250 02-2390

2 2390

(503) 372-2268 Call Back 55
in Nyasa, Oregon

Phone: _____ Date 3/19/73 Time 11:25am By nyl

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

August 30, 1973

Re: Permit No. 32250/02-2390
Connecticut Mutual Life Ins. Co.

Mr. R. M. Turnbow
P.O. Box 1368
Boise, Idaho 83701

Dear Mr. Turnbow:

Pursuant to the request of your office on this date, please find enclosed a proof affidavit and assignment form for use in connection with the above referenced permit.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR/bjg

Enc: B/U affidavit
Assignment form

2 2390

August 10, 1973

Mr. Rodney H. Moore
Connecticut Mutual Life Ins. Co.
P.O. Box 53
Nampa, Idaho 83651

Dear Mr. Moore:

As you requested we are enclosing a Beneficial Use form
and an Assignment Form for your use.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

bjg

Enclosures

December 8, 1972

Re: Permit No. 32250/02-2390

Mr. Rodney H. Moore
Connecticut Mutual Life Ins. Co.
P.O. Box 53
Nampa, Idaho 83651

Dear Mr. Moore:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

Since proof of beneficial use is not due under this permit until February 26, 1976, the Department will notify you sixty days in advance of the proof due date. We wish to advise you, however, that if the requirements have been met under the permit, you may submit proof at any time prior to the above mentioned date.

Very truly yours,

Darlene Reich, Secretary to

BOBBY D. FLEENOR
Assistant Director

BDF:DR

2 2390

● Connecticut Mutual Life INSURANCE COMPANY, SINCE 1846

140 Garden Street, Hartford, Connecticut 06115 Tel: (203) 249-0631

Rodney H. Moore, Appraiser
Agricultural Loans

December 5, 1972

701 1/2 12th Avenue S.
P.O. Box 53
Nampa, Idaho 83651
Tel: 466-0419

RECEIVED
Department of Water Administration

Mr. Bobby D. Fleenor
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Re: Real Estate 2-H, Kellett Farm,
Canyon County, Idaho

Dear Mr. Fleenor:

Enclosed please find the Affidavit of Publication which was published in the News Tribune at Caldwell October 26 and November 2, 1972.

As per your letter of October 18, 1972, we are forwarding this affidavit to you to be held in your file with regard to Permit No. 32250/02-2390. I trust this will take care of the transfer of this water permit to the name of Connecticut Mutual Life Insurance Company.

Sincerely yours,



Rodney H. Moore

cc: George Judah
George Schwab
Bill Taylor

Enclosure

RHM:eg

2 2380

CONNECTICUT MUTUAL LIFE INSURANCE COMPANY
HARTFORD, CONNECTICUT

RECEIVED

NOV 29 1972

Department of Water Administration

November 28, 1972

The Idaho Free Press
P. O. Box 88
Nampa, Idaho 83651

Re: Real Estate 2-H, Kellett Farm,
Canyon County, Idaho

Gentlemen:

Enclosed please find our check in the amount of \$19.00 as payment for the published notice of existing water permit #32250 which was carried in your newspaper on October 26 and November 2, 1972.

Upon receipt of this, would you please forward to us a receipt for same along with an affidavit for this publication. Thank you.

Sincerely yours,

Rodney H. Moore

cc: George Schwab
Bobby D. Fleenor ✓

RHM:eg

Enclosure

2 2390

November 13, 1972

Re: Permit No. 32250/02-2390

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

Gentlemen:

Enclosed you will find a copy of our letter of October 18, 1972. Please note that we requested the bill and affidavit of publication to be sent to:

Connecticut Mutual Life Ins. Co.

Rodney H. Moore

P.O. Box 53

Nampa, Idaho 83651

We are herewith returning the bill and affidavit to you.

Very truly yours,

Darlene Reich, Secretary to

BOBBY D. FLEENOR

Assistant Director

BDF:DR
Enclosures

2 2390

The Idaho Free Press

Published Daily Except Sunday

P. O. BOX 88, NAMPA, IDAHO 83651

ca

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Connecticut Mutual Life Insurance Co., 140 Garden St., Hartford, Connecticut, has received an approved Permit No. 32250/02-2390 issued by the Idaho Dept. of Water Administration authorizing the diversion of 14.52 cubic feet per second of water from the Snake River. The priority to be established under this permit is February 24, 1965, and the permit was approved February 26, 1965.

Water is to be diverted by pipeline from a point within Lot 3, Sec. 14, Twp. 4 N, Rge. 6W, B.M., Canyon County, to be used for irrigation purposes within the S1/2 SW1/4, W1/2 SE1/4, Sec. 36, Twp. 5 N, Rge. 6W, B.M. and NE1/4 NW1/4 (lot 3), NW1/4 NW1/4 (lot 4), SW1/4 NW1/4, Sec. 1; NE1/4 NE1/4 (lot 1), NW1/4 NE1/4 (lot 2), S1/2 NE1/4, SE1/4 NW1/4, NE 1/4 SW1/4, NW 1/4 SW1/4 (lot 6), SW1/4 SW1/4 (lot 7), SE1/4 SW1/4, N1/2 SE1/4, SW1/4 SE 1/4, Sec. 2; NW1/4 NE1/4, Sec. 11; Twp. 4N, Rge. 6W, B.M. (726.62 acres)

Proof of application of the water to beneficial use is to be submitted to the Department on or before February 26, 1976. Any protest against the issuance of a license for the above referenced permit should be filed with the Idaho Dept. of Water Administration, Statehouse - Annex 2, Boise, Idaho, 83707, within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON,
Director

October 26; Nov. 2, 1972

AREA CODE 208
466-7891
RECEIVED
1972
Department of Water Administration

please file
02-2390

Above is proof of your copy as it will appear in the News-Tribune or Idaho Free Press beginning Oct 26. If there are any corrections please notify by Oct 25.

Adam J. Kalb
Publisher

Verla Harker
Legal Clerk

2 2390

October 18, 1972

Re: Permit No. 32250/02-2390

Mr. Rodney H. Moore
Connecticut Mutual Life Ins. Co.
P.O. Box 53
Nampa, Idaho 83651

Dear Mr. Moore:

We have caused the legal notice for the above referenced permit to be published in the News Tribune at Caldwell, Idaho, on October 26th and November 2nd, 1972.

You will be required to submit an affidavit of publication to this Department. The affidavit may be obtained from the above mentioned newspaper upon payment of the bill for publication; the newspaper will bill you direct.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

32250

October 18, 1972

Re: Permit No. 32250/02-2390

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

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates, allowing time for you to submit to us a galley proof for our 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 this office immediately.

The expense of the publication is to be paid by: Connecticut Mutual Life Ins. Co.
Rodney H. Moore
P.O. Box 53
Nampa, Idaho 83651

to whom you should furnish an affidavit of publication.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Legal notice

2 2390

RECEIVED

NOTICE OF EXISTING WATER PERMIT

Department

Notice is hereby given that Connecticut Mutual Life Insurance Co., 140 Garden St., Hartford, Connecticut, has received an approved Permit No. 32250/02-2390 issued by the Idaho Dept. of Water Administration authorizing the diversion of 14.52 cubic feet per second of water from the Snake River. The priority to be established under this permit is February 24, 1965, and the permit was approved February 26, 1965.

Water is to be diverted by pipeline from a point within Lot 3, Sec. 14, Twp. 4 N, Rge. 6 W, B.M., Canyon County, to be used for irrigation purposes within the S $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 36, Twp. 5 N, Rge. 6 W, B.M. and NE $\frac{1}{4}$ NW $\frac{1}{4}$ (lot 3), NW $\frac{1}{4}$ NW $\frac{1}{4}$ (lot 4), SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1; NE $\frac{1}{4}$ NE $\frac{1}{4}$ (lot 1), NW $\frac{1}{4}$ NE $\frac{1}{4}$ (lot 2), S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ (lot 6), SW $\frac{1}{4}$ SW $\frac{1}{4}$ (lot 7), SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11; Twp. 4 N, Rge. 6 W, B.M. (726.62 acres)

Proof of application of the water to beneficial use is to be submitted to the Department on or before February 26, 1976. Any protest against the issuance of a license for the above referenced permit should be filed with the Idaho Dept. of Water Administration, Statehouse - Annex 2, Boise, Idaho, 83707, within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON, Director

Published in the News Tribune at Caldwell, Idaho, on October 26
and November 2, 1972.

Permit No. 32250/02-2390

Director:

You are hereby authorized to have the above notice published at my expense in the News Tribune at Caldwell, Idaho; published in the county in which the works are situated.

Connecticut Mutual Life Insurance Co.

by Rodney H. Moore
(Signature)

P.O. Box 53 32250
(Address)

October 10, 1972
(Date)

Nampa, Idaho 83651

● Connecticut Mutual Life INSURANCE COMPANY, SINCE 1846

140 Garden Street, Hartford, Connecticut 06115 Tel: (203) 249-0631

Rodney H. Moore, Appraiser
Agricultural Loans

October 12, 1972

208 1/2 12th Avenue S.

P.O. Box 53

Nampa, Idaho 83651

RECEIVED

OCT 16 1972

Department of Water Administration

Mr. Bobby D. Fleenor, Assistant Director
Department of Water Administration
State House - Annex 2
Boise, Idaho 83707

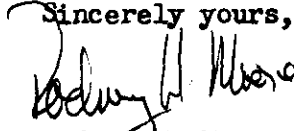
Re: Permit #32250/02-2390
Real Estate 2-H, Canyon County,
Idaho

Dear Mr. Fleenor:

This letter is in answer to yours of August 25, 1972, with reference to the Advertising Authorization for the Notice of Existing Water Permit which has been transferred to the name of Connecticut Mutual Life Insurance Company.

I have executed this authorization on behalf of Connecticut Mutual and would ask that you begin the advertising on this permit as soon as possible. I assume that if there are any protests which are filed with your office in connection with the advertising of this permit, you will let us know immediately.

We appreciate your handling this for us.

Sincerely yours,

Rodney H. Moore

cc: George Judah

RHM:eg

2 2390

August 25, 1972

Re: Permit No. 32250/02-2390

Mr. Rodney H. Moore
CONNECTICUT MUTUAL LIFE
140 Garden St.
Hartford, Connecticut 06115

Dear Mr. Moore:

We acknowledge receipt of the copy of the Sheriff's Deed on Foreclosure and have accepted it as an assignment conveying the above referenced permit to Connecticut Mutual Life Insurance Company. The deed has been recorded and the Department's records changed accordingly.

It will be required that notice of this permit be published for two consecutive weeks at your expense in a newspaper as prescribed by the Department. If you will complete and return the enclosed advertising authorization, we will cause the notice to be published. If you should have any questions regarding this matter, please contact us.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Advertising authorization

32250

MEMORANDUM

Date: August 24, 1972

Re: File No. 02-2390

On August 11, 1972, Rodney Moore of Conneticut Mutual Life Insurance called concerning Permit No. G-32250/02-2390 and advised that Conneticut Mutual Life Insurance Comapny has obtained this property through sheriff of sale. He will submit a Sheriffs Deed of Sale which shows the permit number, and request that the ownership of the permit be changed to Conneticut Mutual Life Insurance. As soon as the assignment has been recorded, Conneticut Mutual should be advised that they have to advertise the permit.


2 2390

● **Connecticut Mutual Life** INSURANCE COMPANY, SINCE 1846

140 Garden Street, Hartford, Connecticut 06115 Tel: (203) 549-4111

Rodney H. Moore, Appraiser
Agricultural Loans

312 13th Avenue S.

P. O. Box 53

Nampa, Idaho 83651

Tel: 466-0419

August 15, 1972

Mr. Don McEldowney
Idaho Department of Water Administration
State House
Boise, Idaho

Re: Real Estate 2-H, Kellett Farm,
Canyon County, Idaho

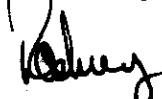
Dear Don:

Enclosed please find a copy of the Sheriff's deed on the above-captioned property which is now owned by Connecticut Mutual. This property includes a water permit #022390 (old #G-32250) covering water pumped for irrigation from the Snake River to the subject property.

The purpose of this document is to change the name of the ownership in your files to Connecticut Mutual.

It is my understanding that this permit covers the subject water right until February 26, 1976, before which date proof of beneficial use must be filed. I would appreciate it if you would forward to me the necessary papers to move this permit to a license status.

Sincerely yours,



Rodney H. Moore

Enclosure

cc: Salvatore J. Mastandrea

RHM:eg

2 2350

Inst. No. 639239

SHERIFF'S DEED ON FORECLOSURE

THIS DEED, made the 6th day of February, 1970, by Dale Haile, Sheriff of the County of Canyon, State of Idaho, the grantor, to The Connecticut Mutual Life Insurance Company, a corporation, grantee, witnesseth:

WHEREAS, in and by a judgment and decree made and entered on the 9th day of January, 1969, in and by the District Court of the Third Judicial District of the State of Idaho, in and for the County of Canyon, in a suit then pending in said court, wherein The Connecticut Mutual Life Insurance Company, a corporation, was plaintiff, and C-K Land, Inc., an Idaho corporation; R. C. Kellett, also known as Richard C. Kellett and Thelma Cozene Kellett, husband and wife; Tamura Farms, Inc., a Utah corporation; J. F. Johnson and Mary E. Johnson, husband and wife; Western Idaho Production Credit Association, a corporation organized under and by virtue of the laws of the United States of America; Farm Development Corporation, an Idaho corporation; Farmer's Financial Service Co., an Idaho corporation; J. R. Simplot Company, a Nevada corporation; American Box Company, a Division of Altanil Corporation, a foreign corporation; The United States of America; Tamura Brothers, a partnership consisting of George Tamura, Ben Tamura and Ken Tamura; and State of Idaho, Income Tax Division, were defendants, it was, among other things, ordered, adjudged and decreed that the mortgaged premises described in said complaint and decree in said action be sold at public auction by the sheriff of said county, in the manner directed by law, and an order of sale issued out of said court in said action was duly issued and delivered to said sheriff on the 9th day of January, 1969, requiring him to make sale of said property and premises as therein directed;

AND WHEREAS, in obedience to said decree and order of sale, and after due public notice given as required by law, the said sheriff did, on the 4th day of February, 1969, at 2:00 P.M. duly sell at public auction at the County Court House in Caldwell, in said County of Canyon, State of Idaho, the premises in said decree and hereinafter described;

AND WHEREAS, at such sale, said premises and property were fairly sold in one parcel and other property in one lot, to The Connecticut Mutual Life Insurance Company, the grantee herein, whose bid was the highest therefor, for the sum of One Hundred Seventy-nine Thousand One Hundred Fifty-eight and 45/100 Dollars (\$179,158.45); which sum was duly paid by the purchaser to said sheriff, and said sheriff thereupon delivered his certificate of sale to said purchaser and filed a duplicate thereof in the office of the County Recorder of the County of Canyon, State of Idaho, as required by law;

AND WHEREAS, one year's time having expired since the date of said sale, and no redemption has been made of the property so sold by any person or corporation entitled to so redeem:

NOW, THEREFORE, in consideration of the premises, and of the sum so paid as aforesaid, and in compliance with the statute made and provided therefor, said grantor, as sheriff aforesaid, does hereby grant, bargain, sell and convey to said grantee, and its successors and assigns forever, all that real and personal property situate in the County of Canyon, State of Idaho, described as follows:

PARCEL NO. 1:

All that part of Lot 3 of Section 1, Township 4 North, Range 6 West of the Boise Meridian, Canyon County, Idaho, lying West and North of the center line of the right-of-way of the Graham lateral.

All that part of Lot 4 of Section 1, Township 4 North, Range 6 West of the Boise Meridian, Canyon County, Idaho, lying West and North of the center line of the right-of-way of the Graham Lateral.

All that part of the Southwest Quarter of the Northwest Quarter of Section 1, Township 4 North, Range 6 West of the Boise Meridian, Canyon County, Idaho, lying West and North of the center line of the right-of-way of the Graham lateral.

Lots 1, 2, 6, and 7; East one-half of the Southwest Quarter;

The Southwest Quarter of the Southeast Quarter;

The North one-half of the Southeast Quarter;

The South one-half of the Northeast Quarter;

The Southeast Quarter of the Northwest Quarter

all in Section 2, Township 4 North, Range 6

West of the Boise Meridian, Canyon County, Idaho.

The Northwest quarter of the Northeast Quarter in Section 11, Township 4 North, Range 6 West of the Boise Meridian, Canyon County, Idaho.

Together with right of way easements for pumping station located in Northwest corner of Lot 3, Section 14, Township 4 North, Range 6 West of the Boise Meridian and pipe line from pump site to above property described in Easements from the following Easements recorded in the records of Canyon County, State of Idaho.

GOLDEN GATE HIGHWAY DISTRICT, recorded as Document No. 573200 on November 18, 1965; CANYON COUNTY DISTRICT, recorded as Document No. 573201 on November 18, 1965; RIVERSIDE IRRIGATION, LIMITED, recorded as Document No. 573202 on November 18, 1965; U.S. DEPARTMENT OF INTERIOR, BUREAU OF RECLAMATION, REGION - BOISE PROJECT, recorded as Document No. 573203, on November 18, 1965; J. F. JOHNSON, recorded as Document No. 573204 on November 18, 1965; RIVERSIDE IRRIGATION DISTRICT, recorded as Document No. 573205 on November 18, 1965; WALTER HICKMAN, a widower, recorded as Document No. 573206 on November 18, 1965; WILMER BISHOP and CATHERINE BISHOP, husband and wife, recorded as Document No. 573207 on November 18, 1965; RAY WOOD and MAGGIE B. WOOD, husband and wife, recorded as Document No. 573208 on November 18, 1965.

The West one-half of the Southeast Quarter and the South one-half of the Southwest Quarter of Section 36, Township 5 North, Range 6 West of the Boise Meridian, Canyon County, Idaho.

Together with right-of-way easements for pumping station located in Northwest corner of Lot 3, Section 14, Township 4 North, Range 6 West of the Boise Meridian and pipe line from pump site to above property as described in Easements recorded in records of Canyon County, State of Idaho from: GOLDEN GATE HIGHWAY DISTRICT, recorded as Document No. 573200 on November 18, 1965; CANYON COUNTY DISTRICT, recorded as Document No. 573201 on November 18, 1965; RIVERSIDE IRRIGATION, LIMITED, recorded as Document No. 573202 on November 18, 1965; U.S. DEPARTMENT OF INTERIOR BUREAU OF RECLAMATION, REGION - BOISE PROJECT, recorded as Document No. 573203, on November 18, 1965; J. F. JOHNSON, recorded as Document No. 573204 on November 18, 1965; RIVERSIDE IRRIGATION DISTRICT, recorded as Document No. 573205 on November 18, 1965; WALTER HICKMAN, a widower, recorded as Document No. 573206, recorded November 18, 1965; WILMER BISHOP and CATHERINE D. BISHOP, husband and wife, recorded as Document No. 573207 on November 18, 1965; RAY WOOD and MAGGIE B. WOOD, husband and wife, recorded as Document No. 573208 on November 18, 1965.

Conveying with the above described land any and all water rights and irrigating ditches belonging or in anywise appertaining thereto and especially including, but not limited to, the following:

An allocation of water for 14.52 cfs from the Snake River under Permit No. G 32250 with priority date of February 26, 1965.

All right, title and interest in and to the following irrigation equipment:

- a. One 1965 Johnston Pump, with one Westinghouse electric 200 h/p motor, Serial No. 3-5V8090;
- b. One 1965 Johnston Pump with one Westinghouse electric 300 h/p motor, Serial No. 676 A650C06;
- c. One 1965 Johnston Pump with one electric, 100 h/p motor, Serial No. 29N7784;
- d. One 1965 Johnston Pump with one electric 150 h/p motor, Serial No. 383B790G37;
- e. 3 1/4 - 1 1/4 mile 3" aluminum laterals with end plugs and rainbird sprinkler heads;
- f. 9,736 feet of 24" steel mainline; 3,960 feet of 18" steel mainline; 1,300 feet of 12" aluminum mainline; 1,300 feet of 10" aluminum mainline; 2,600 feet of 8" aluminum mainline; 4,320 feet of 6" aluminum mainline together with all risers, reducers and connectors and any and all substitutions, replacements or additions to said irrigation system on the above described mortgaged real estate and pipe line easements.

Together with all tenements and appurtenances thereunto belonging.

To have and to hold the above-described premises with the appurtenances unto said grantee and and its successors and assigns forever.

IN WITNESS WHEREOF, said grantor, as sheriff aforesaid, has hereunto set his hand the day and year first above written.

Dale H. Haile

Sheriff of Canyon County
State of Idaho

STATE OF IDAHO)
) ss.
County of Canyon)

On this, the 6th day of February, 1970, before me, personally appeared DALE HAILE, Sheriff of the County of Canyon, State of Idaho, known to me to be the same person whose name is subscribed to the foregoing instrument, and acknowledged to me that he as such Sheriff aforesaid executed the same.

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

Mary M. Gould

Notary Public for Idaho
Residing at Caldwell
My Commission expires March 30, 1971

639239

FILED

FEB 6 1 47 PM '70

WALLACE ERY
COUNTY CLERK

Lavona Raye

RECORDED
AT THE REQUEST OF

E. H. & Berlin

Deeds

400

Dale Haile

Sheriff

*To
The Connecticut
Mutual Life Ins. Co.*

Sheriff's Deed

E. H. & Berlin

2 2320

October 1, 1969

Re: Permit No. 32250 (New No. 02-2390)

C & K Land, Inc.
Box 448
Caldwell, Idaho

Gentlemen:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit ~~_____~~. Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

Enc. Order
Advertising package

02-2390
32250

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 32250)

in the name of C & K Land, Inc.,)

Box 448, Caldwell, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law;
and,

WHEREAS, these changes raised questions as to the procedures to be followed by
holders of permits issued prior to the effective date of the amendments, May 31, 1967;
and,

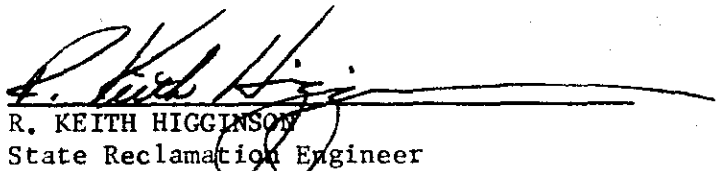
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 32250 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are
hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42,
Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit
holders expense for two weekly issues in the official newspaper of
the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of
works as originally specified, but will be required to submit proof
to the Department of Reclamation of the application of the water to
beneficial use on or before February 26, 1976. The permit holder
should be aware that failure to complete one-fifth (1/5) of the works
within one-half (1/2) of the time originally set for Completion of
Works may be grounds for cancellation at the instance of the Depart-
ment.

Dated this 19th day of SEPTEMBER, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

02-2390
32250

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that C & K Land, Inc., Box 448, Caldwell, Idaho

has received an approved permit No.

32250 issued by the Idaho State Reclamation Department authorizing the diversion ~~storage~~ of 14.52 cubic feet per second ~~acre/feet/per/annum~~ of water from the Snake River tributary of the Columbia River, subject to all prior rights. The priority to be established under this permit is February 24, 1965 and the permit was approved February 26, 1965.

Water is to be diverted by pipeline
Sec. 14,
from a point within the Lot 3, T. 4 N., R. 6 W., B. M.,

Canyon County

to be used for irrigation
in the S $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 36, T. 5 N, R. 6 W, B. M.; Lot 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$),
SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1; Lot 1 (NE $\frac{1}{4}$ NE $\frac{1}{4}$), Lot 2 (NW $\frac{1}{4}$ NE $\frac{1}{4}$), S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Lot 6 (NW $\frac{1}{4}$ SW $\frac{1}{4}$),
Lot 7 (SW $\frac{1}{4}$ SW $\frac{1}{4}$), N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, T. 4 N, R. 6 W, B. M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before February 26, 1976. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the News-Tribune, Caldwell, Idaho on

and _____.

۹۶-۹۷-۹۸

January 11, 1966

RE: Permit No. 32250

R. C. Kellett, Inc.
Box 448
Caldwell, Idaho

Dear Mr. Kellett:

Enclosed is the assignment of the above numbered permit
to C-K Land, Inc.

Also enclosed is departmental receipt No. 33065 in the
amount of \$0.50 covering the recording fee.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. assignment, receipt

32250

RECEIVED
JAN 6 1966

Department of Recreation

A S S I G N M E N T

For value received, I hereby assign ALL of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 32250 to C-K LAND INC. of Box 448 Caldwell, Idaho

R. C. KELLETT INC
Permit Holder
By R. C. Kellett PRES.

Wife of Permit Holder

STATE OF IDAHO)
 : ss
County of)

On this 6th day of JANUARY, 1966, before me, a Notary Public for the State of Idaho, residing at 4513 MAGNOLIA DRIVE, IDAHO. personally appeared R. C. KELLETT are known to me to be the person whose name is subscribed to the within instrument and duly acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

[Signature]
Notary Public
Residing at Boise, Idaho

My commission expires: 1-19-69

* If fractional part of permit is to be assigned, the fractional part of the land to which the assigned fraction is appurtenant should be described by legal subdivisions

32250

March 8, 1965

Re: Permit No. 32250

R. C. Kellett, Inc.,
Box 448,
Caldwell, Idaho.

Gentlemen:

We enclose Permit No. 32250 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. 32651 which was issued covering payment in the amount of \$ 8.50 for the filing fee of the above mentioned permit.

Very truly yours,

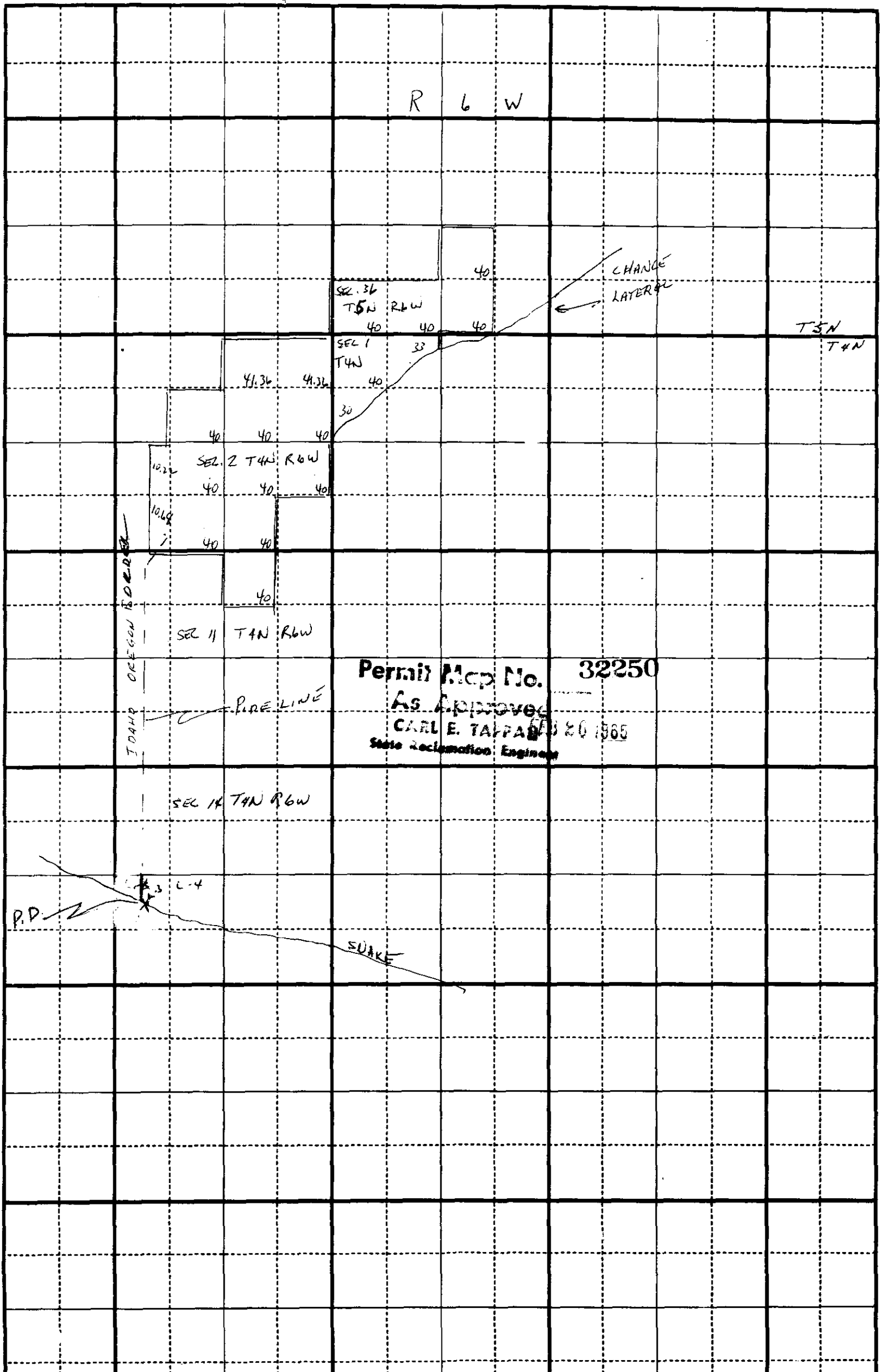
CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

32250

NAME OF APPLICANT.....

Form No. 0

SCALE: 2 inches Equal 1 Mile. Draw Plan in Ink.

B37250