

PROOF OF PUBLICATION

STATE OF IDAHO }
County of Owyhee } S.S.

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

That the annexed notice was published in said newspaper once each week and every week for 2 consecutive weeks, the first publication being on the 20 day of March, 1969, and the last publication being on the 27 day of March, 1969;

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

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 27 day of March, 1969.

Lawrence Hawes
NOTARY PUBLIC

My commission expires 9-10-72
(SEAL)

RECEIVED

APR 3 1969

Department of Reclamation

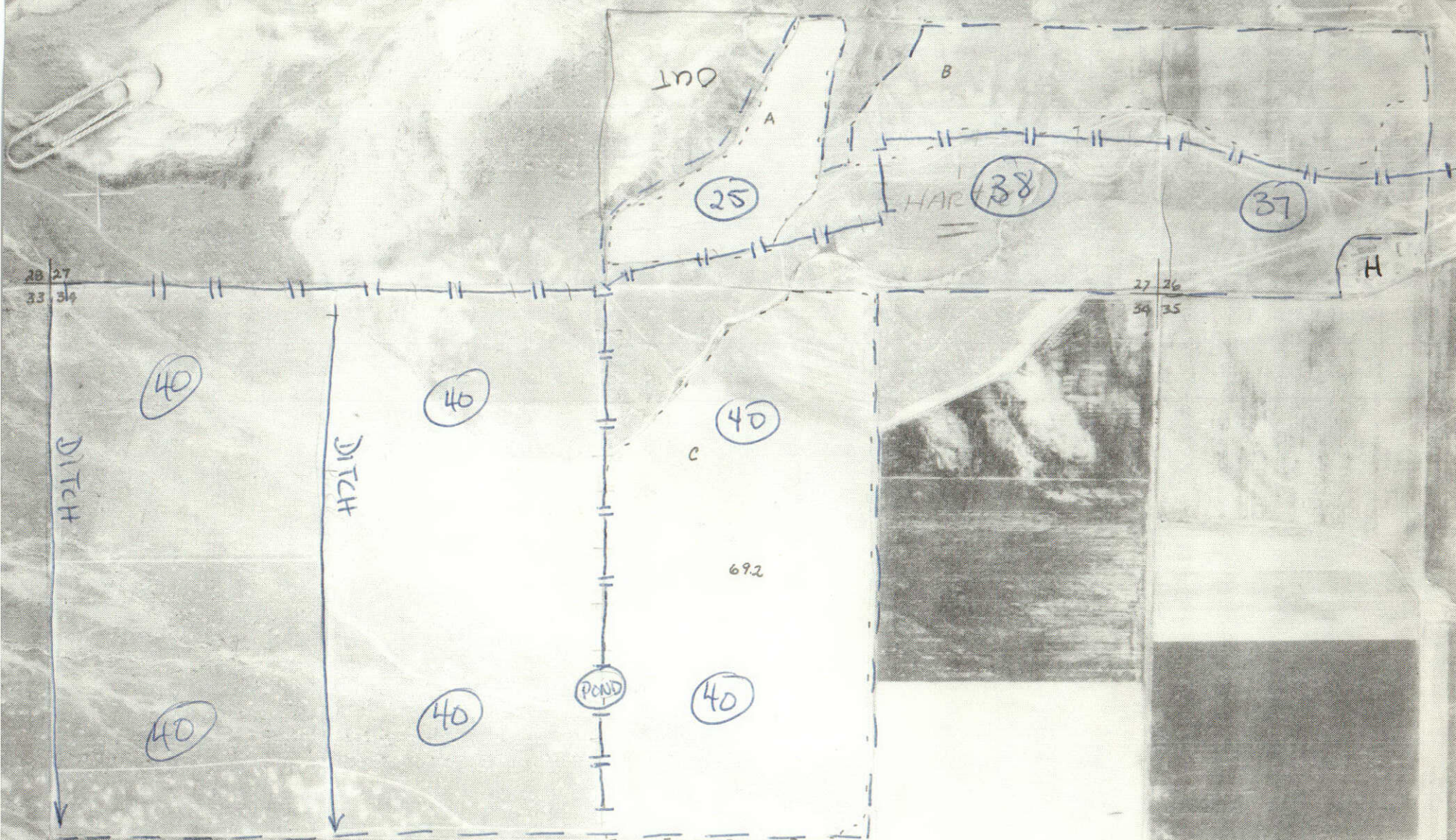
NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that Dorothea B. Hartley, Route 1, Eagle, Idaho has received an approved permit No. 31879 to divert 6.4 cubic feet per second of water from Snake River tributary of the Columbia River. The priority to be established under this permit is May 13, 1964. Water will be diverted by pump, pipe and ditches within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, T. 2 N., R. 4 W., B. M., Owyhee County and is to be used for irrigation in the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 27, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 34, T. 2 N., R. 4 W., B. M.

Any protests against the intent of the permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON,
State Reclamation Engineer
Published in the Owyhee Nugget, Marsing, Owyhee County, Idaho on March 20 and March 27, 1969.

31879



R 4 W

T
2
N

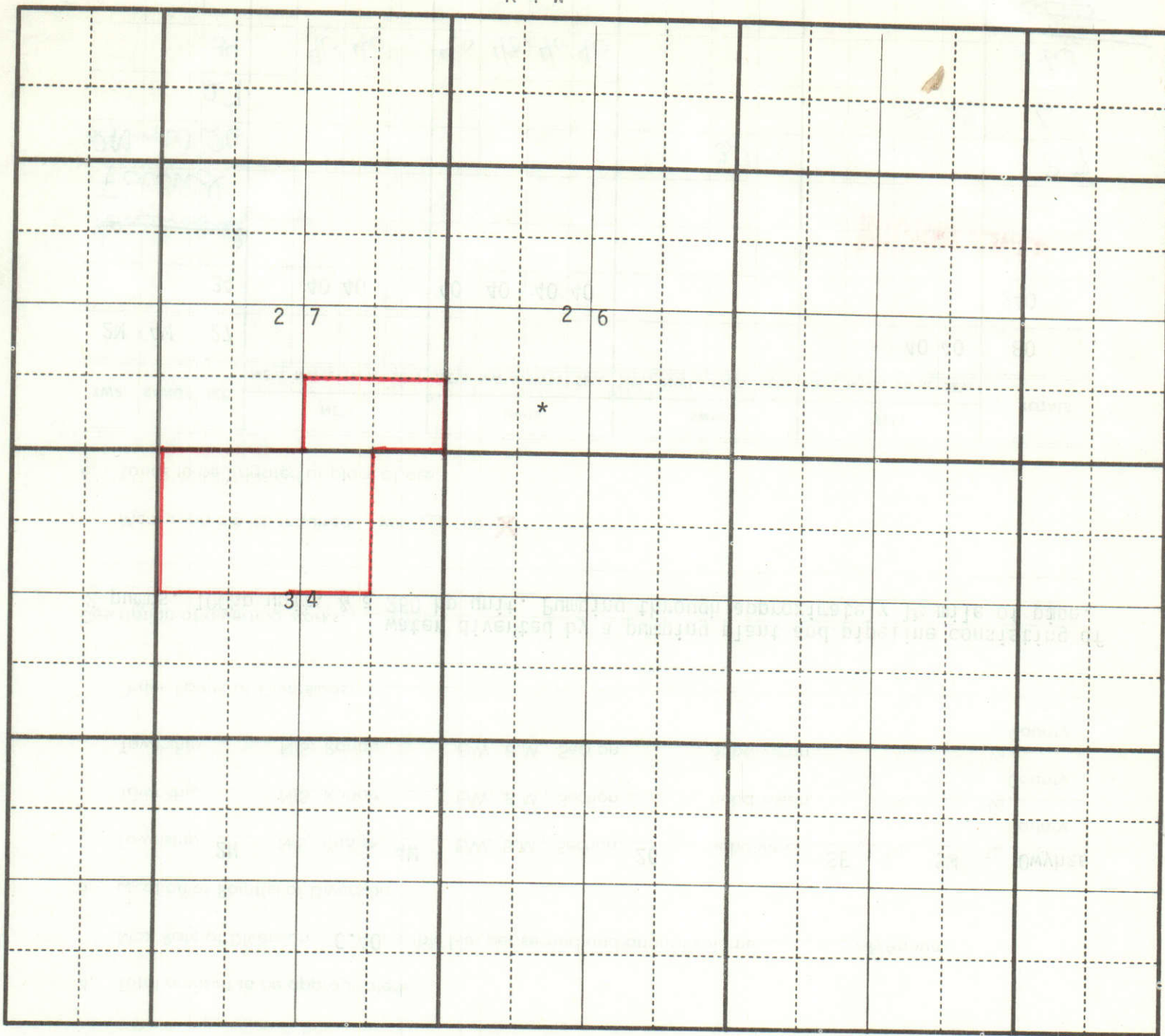


Diagram of System

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83707

RETURNED TO SENDER
REASON CHECKED
Unclaimed ☒ Refused _____
Addressee unknown _____
Insufficient Address _____
No such street number _____
No such office in state _____
Do not remain in this envelope

MAR 1 1975



Dorotha B. Hartley
Route #1
Eagle, ID 83616



*Sent by regular mail
w/ copy of permit*

● SENDER: Complete items 1 and 2; "RETURN TO" space on reverse.	
1. The following service is requested (check one). ☐ Show to whom and date delivered..... 15¢ ☐ Show to whom, date, & address of delivery.. 35¢ ☐ DELIVER ONLY TO ADDRESSEE and show to whom and date delivered..... 65¢ ☐ DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery..... 85¢	
2. ARTICLE ADDRESSED TO:	
3. ARTICLE DESCRIPTION: REGISTERED NO. 26531	INSURED NO.
(Always obtain signature of addressee or agent) I have received the article described above.	
SIGNATURE	DATE OF DELIVERY
4. ADDRESS (Complete only if requested)	
5. ADDRESS (Complete only if requested)	
6. UNABLE TO DELIVER BECAUSE:	
CLERK'S INITIALS	

* GPO : 1974 O - 527 - 803

PS Form 3811, Nov. 1973

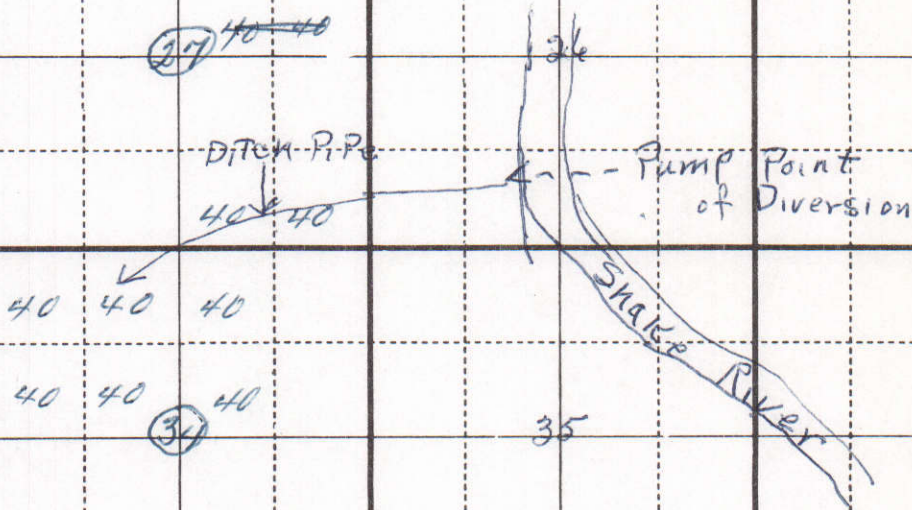
RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

MICROFILMED

Novato B. Xantley

Twp 2 N

Rge. 4 W. B. 7 W



Permit Map No. 31879

As Approved

CARL E. TAPPAN

State Reclamation Engineer

MAY 15 1964

31879

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

(late proof)
License of Water Right No. 02-2305 Priority May 14, 1964 Amount 5.19 cfs

THIS IS TO CERTIFY, that DOROTHA B. HARTLEY
of Marsing, Idaho, has complied with the terms and conditions of Permit
No. 02-2305 issued pursuant to Application for Permit dated May 13, 1964,
and has submitted proof to the Department of Water Resources on May 16, 1975,
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 5.19 cfs of water from Snake River,
tributary to Columbia River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>March 15</u> to <u>November 15</u> at <u>5.19</u> cfs and <u>1515</u> acre feet		
	from _____ at _____ cfs and _____		
	from _____ at _____ cfs and _____		

Subject, however, to the condition that no more than 5.19 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1515 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, Twp. 2N,
Rge. 4W, B.M. in the County of Owyhee

Description and location of place of use:

Twp.	Range	Sec.	NEW												Totals
			NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
2N	4W	27													63
		34	40	40	40	40	40	40							240

Total number of acres irrigated 303

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 29th day of
February, 19 80.

Deputy Director

MICROFILMED

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

IN THE MATTER OF PERMIT NO. 02-2305
in the name of DOROTHA B. HARTLEY

ORDER OF REINSTATEMENT

WHEREAS, on May 13, 1964, Dorotha B. Hartley applied to the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate 6.4 cubic feet per second of water from the Snake River within the SELSWA, Sec. 26, Twp. 2N, Rge. 4W, B.M., Owyhee County, to be used for irrigation purposes; and,

WHEREAS, on May 15, 1964, the Department approved said application and issued Permit No. 02-2305 with the condition that one-fifth (1/5) of the work be completed on or before November 15, 1966, that the whole of said work be completed on or before May 15, 1969, and that proof of beneficial use be submitted on or before May 15, 1975; and,

WHEREAS, on February 28, 1975, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on May 15, 1975, Permit No. 02-2305 automatically lapsed for failure to submit proof of beneficial use; and,

WHEREAS, on May 16, 1975, the Department received the required proof of beneficial use; and,

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

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

IT IS, THEREFORE, HEREBY ORDERED that Permit NO. 02-2305 be REINSTATED and the priority advanced to May 14, 1964.

Dated this 31st day of May, 1975.


A. KENNETH DUNN, Administrator
Operations Division

02-2305

Application For Permit
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 40006
PERMIT No. 31879
DISTRICT No.

1. Name of Applicant: Dorotha B. Hartley
Postoffice address: Eagle Rt. 1, County: Ada State: Idaho
I. If applicant is a corporation, give:
(a) Date and place of incorporation:
(b) Amount of capital stock:
(c) Amount paid in:
(d) Names and addresses of directors:

II. The financial resources of the applicant are:
(a) Cash on hand: (c) Bond to be issued:
(b) Treasury stock: (d) Other resources:

2. Quantity of water claimed: 6.4 cubic feet per second.

3. Source of water supply: Snake River which is a tributary of

4. Location of point of diversion: feet distant from the
corner of Section , T. , R. , B.M., and is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$
of section 26 , T. 2N. , R. 4 W. , B. M., County of Owyhee

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: \$ 6,000

8. Kind of works: Pump, pipe and ditches

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 2 fee; width at water line 6 feet; depth of water 1 feet;
dimensions of flume:
Diameter of pipe 15 inches; length of conduit 1.5 miles.
Average grade per mile 5 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:
Permit 27429 which is to be relinquished

16. (a) Is reservoir to be used? 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/ Dorotha B. Hartley *Applicant.*

By _____ Agent.

Date of first receipt at Department of Reclamation: 10:30 A.M. May 13, 1964

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 31879

Recorded in Book 111 Page 31879 Approved May 15, 1964

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 July 15, 1964 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 November 15, 1966

The whole of said work to be completed on or before May 15, 1969

Beneficial use of water appropriated in accordance herewith, to be made on or before May 15, 1975

WITNESS My hand this 15th day of May, 1964

s/ CARL E. TAPPAN
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE,.....ROBERT E. SMYLIE....., 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 15th.....

day of May, 19 64.

STATE OF IDAHO

Countersigned:

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLLIE
Governor.

REMARKS: Desert land entry

14.

[illegible]

PROOF OF PUBLICATION

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

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

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Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 27 day of March, 1969.

Samuel S. Hawes
NOTARY PUBLIC

My commission expires 9-10-72
(SEAL)

RECEIVED

NOTICE OF APPROVED APPLICATION FOR WATER
Notice is hereby given that Dorothea B. Hartley, Route 1, Eagle, Idaho has received an approved permit No. 31879 to divert 6.4 cubic feet per second of water from Snake River tributary of the Columbia River. The priority to be established under this permit is May 13, 1964. Water will be diverted by pump, pipe and ditches within the SE 1/4 SW 1/4, Sec. 26, T. 2 N., R. 4 W., B. M., Owyhee County and is to be used for irrigation in the S 1/4 SE 1/4, Sec. 27, W 1/4 NE 1/4, NW 1/4, Sec. 24, T. 2 N., R. 4 W., B. M.
Any protests against the intent of the permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.
R. KEITH HIGGINSON,
State Reclamation Engineer
Published in the Owyhee Nugget, Marsing, Owyhee County, Idaho on March 20 and March 27, 1969.

31879



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

March 4, 1980

Dorothea B. Hartley
Route # 1
Marsing, Idaho 83639

Dear Ms. Hartley,

RE: License No. 02-2305

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

Sincerely,

Jan Grover
JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

February 19, 1980

Re: Permit No. 02-2305

Dorotha B. Hartley
Route #1
Marsing, ID 83639

Dear Ms. Hartley:

A representative of this Department made an examination of the works covered by your Permit No. 02-2305 on July, 1978, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 5.19 cfs Source: Snake River

The maximum quantity diverted shall not exceed 1600 acre feet per
year.

Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, Twp. 2N, Rge. 4W, B.M.

Beneficial use: Irrigation of 303 acres within the SE $\frac{1}{4}$, Sec. 27;
W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 34, Twp. 2N, Rge. 4W, B.M.

Priority date established: May 14, 1964 (late proof)

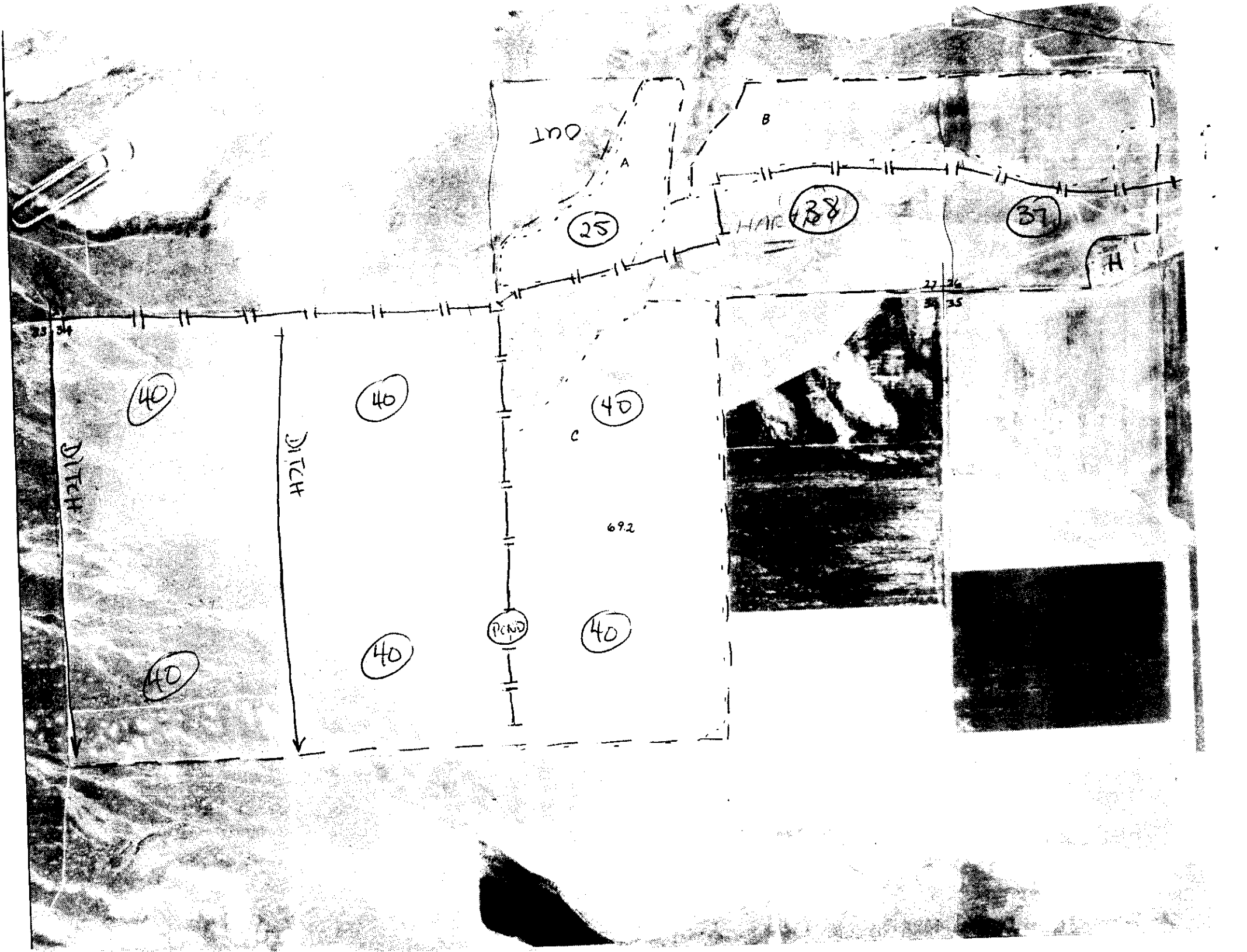
If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw

RECEIVED
FEB 20 1980



R 4 W

T
2
1

2 7

2 6

*

3 4

Diagram of System

DATE OF EXAM July 1978

ACREAGE
Found 320 A. *
Recommended 320 303 acres A.

Irrigation Requirement 5.0 Ac Ft/Ac

USE
Irrigation Q = 5.19 c.f.s. V = 1600 ¹⁵¹⁵ AF/Ann. from Mar. 15 to Nov. 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 ☒

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

Exchange? yes _____ no ☒

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

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

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

Total Q measured 5.19 cfs Method of measurement meter

Total Q recommended 5.19 cfs Meter No. _____ Type In-line Condition Good

Total V recommended 1600 AF/yr

Recommended Amendments:

P.D. _____
Place of Use ☒ Include 17 A. in SWSW, Sec. 26, 2N, 4W.
Other _____
None _____

MEASUREMENT CALCULATION:

$Q = \frac{0.033 - 0.028 \text{ AF}}{42 \text{ sec.}} = 2328 \text{ gpm} = 5.19 \text{ cfs}$
 $V = 320 \text{ A.} \times 5 \frac{\text{AF}}{\text{A. yr}} = 1600 \text{ AF/yr}$

SYSTEM DESCRIPTION:

Two pumps at Snake River powered by a US Motors, 100hp motor # 4446P and a MK Dam Division / GE 250 hp motor # SK6326XA7B, lift water ~ 200 ft. to place of use for sprinkler irrigation.

REMARKS:

Mr. Hartley was present during exam.
I delineated the 17 acres in Sec. 26 in the SW 1/4 SW 1/4 as License No. 02-7002 covers 39 acres in this 1/4 at 1". The 17 acres are on the same as the 39.

Examiner's Signature William A. Mac Allister # Date 8-8-78

Checked by _____ Date _____

Approved by _____ Date _____

27-Sept. I contacted the
Hartley's by phone - They were
irrigating - out an inspection of
pumping plant found only one pump
running - contact early 1987 (May-June)
system being changed - may have more

5

M^c Crometer
meter

$$.271 - .261 \text{ AF} / 125 \text{ sec.} = 1564 \text{ gpm} = 3.49 \text{ cfs}$$

$$Q = \frac{CPE}{h}$$

$$C = 8$$

$$0.01 \text{ AF} / 97 \text{ sec} = \frac{2015}{1995.3} \text{ gpm}$$

350

= 4.45 cfs

4.49

222 inches

200 + 50 PSI

$$\frac{Qh}{LP} = E = \frac{(3.49)(315.50)}{8(350)} = 0.39$$

39%

36%

$$.033 - .028 / 42 \text{ sec}$$

Pumps at river

① U.S. Motors Holloshaft

100hp

444UP

Cornell ~~Portland~~ Pump

② MK G.E. motor
D+M
Division

250 HP

5K6326XATB

Cornell Pump

June 6, 1975

Re: Permit No. 02-2305 (Old number - 31879)

Dorotha B. Hartley
Route 1
Eagle, Idaho 83616

Dear Mrs. Hartley:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit. We are enclosing an Order of Reinstatement; please note that the priority has been advanced to May 14, 1964.

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

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

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

Enclosure

RECEIVED

MAY 13 1964

STATE OF IDAHO

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

Identification No. _____

Permit No. 31879

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Dorothy B. Hartley
 b) Post Office Address Eagle R.t. #1
2. Permit Number 31879
3. Date of Priority that you are prepared to establish May 13, 1964
4. a) Source from which water was appropriated Snake River.
 b) Location of the point of diversion: SE. ¼ SW ¼, Section 26
 Township 2 N., Range 4 W., Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
 Amount 1.4 cfs. for Irrigation purposes from Feb. 1 to Dec. 1, incl.
 (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
 Amount 6.8 cfs. for Irrigation purposes from Feb. 1 to Dec. 1, incl.
 (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
 Amount 0.78 cfs. for Permit # 02-7002 purposes from _____ to _____ incl.
 (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
 b) Total amount appropriated for Permit # 31879 - 6.4 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: John Noyes, Dist. Conservationist - S.C.S., Marsing, Ida. -
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: This is a joint operating system by Permit Holder 02-7002 & # 31879
 b) Describe the agreement or understanding by which you take water from the works: The water produced is applied to permit # 02-7002: 0.78 cfs, to 39 acres & Permit # 31879
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) The water is diverted by a pumping plant & pipe line consisting of 2 pumps, a 100 h.p. unit & a 250 h.p. unit. Pumping through approximately 1 ½ mile of pipe
 b) Describe the type and size of measuring device which you have installed at your point of diversion: The amount of water noted in 5.a) the 1.4 cfs. is produced by the 100 h.p. pump, the 6.8 cfs is produced by the 250 h.p. pump.
 c) Give well driller's name and address and the date the well was completed: _____

If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Some water has been supplied for stock water in the winter months.

Exam typed 66-75 by ja

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2N	4W	27															25	40	65
		34		40	40		40	40	40	40									240

Total number of acres irrigated 305

10. Remarks: The SW ¼, SE ¼ has approximately
15 acres of waste land.

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

May 15, 1975

(Date)

Harold L. Huntley
(Signature)

State of Idaho)

) ss.

County of Ada)

On this 15th day of May, 19 75, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (~~they~~) executed the same.

Lolita E. Doty
Notary Public residing at Meridian, Idaho

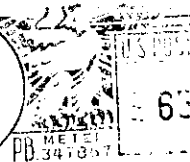
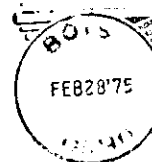
My commission expires December 7, 1977

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83707

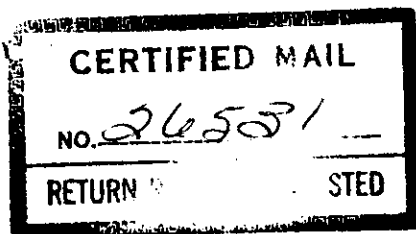


REASON CHECKED
Unclaimed ☐ Refused ☐
Addressee unknown ☐
Insufficient Address ☐
No such street number ☐
No such office in state ☐
Do not belong in this envelope ☐

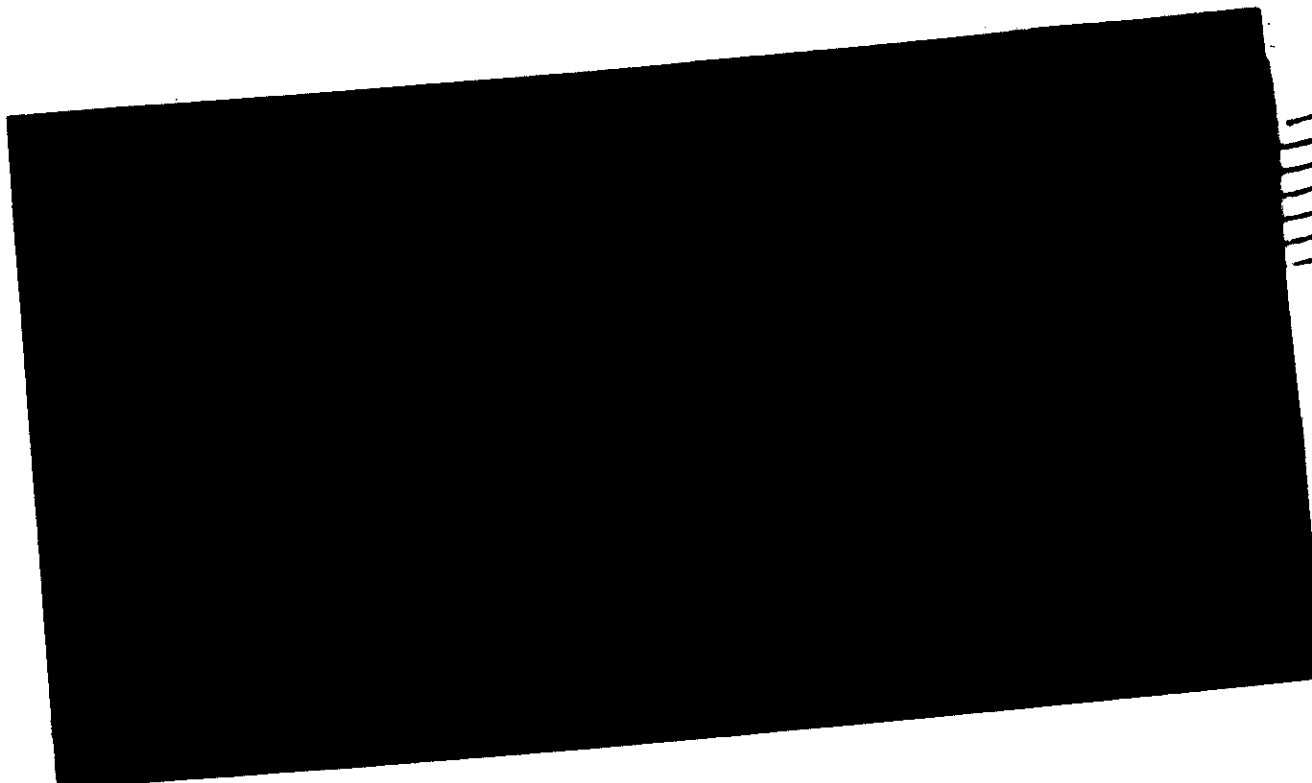
MAR 1 1975



Dorotha B. Hartley
Route #1
Eagle, ID 83616



*Sent by regular mail
w/ copy of permit.*



MAILED

February 28, 1975

CERTIFIED MAIL

26531

Re: Permit No. 31879 (New #02-2305)

Dorotha B. Hartley
Route #1
Eagle, ID 83616

Dear Ms. Hartley:

One of the conditions of approval of your water Permit No. 31879/02-2305 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before May 15, 1975. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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



R. KEITH HIGGINSON
Director

RKH:jg

Enc: Proof affidavit

MICROFILMED

April 7, 1969

Re: Permit No. 31879

Dorotha B. Hartley
Route 1
Eagle, Idaho

Dear Mrs. Hartley:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit. Since proof of beneficial use of the water is not required until May 15, 1970, the Department will notify you sixty days in advance of this date as to further requirements. We wish to advise you, however, that if you have fulfilled the requirements under the permit you may submit proof anytime prior to the above date.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg

31879

March 10, 1969

Re: Permit No. 31879
Dorothea B. Hartley

Owyhee Nugget
Marion, Idaho

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 ample time for you to submit 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 can not publish the notice on the proposed dates, please contact the Department of Reclamation immediately.
Dorothea B.

The expense of the publication is to be paid by _____
Hartley, Route 1, Eagle, Idaho

to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg

Enc: legal notice

cc: Dorothea B. Harley

NOTE: The permit holder is required to obtain an affidavit of publication from the above referenced newspaper and to submit it to the Department at once.

31879

RECEIVED
MARCH 27 1969

NOTICE OF APPROVED APPLICATION FOR WATER

Department of Reclamation

Notice is hereby given that Dorothea B. Hartley, Route 1, Eagle, Idaho
has received an approved permit No. 31879 to divert 6.4
6.4 cubic feet per second acre/foot of water from
Snake River tributary of the Columbia River
The priority to be established
under this permit is May 13, 1964
Water will be diverted by 1/2" pump, pipe and ditches
within the SE 1/4, Sec. 26,
T. 2 N, R. 4 W, B. M., Owyhee County
and is to be used for irrigation
in the SW 1/4, Sec. 27; W 1/2, NW 1/4, Sec. 34, T. 2 N, R.
4 W, B. M.

Any protests against the intent of the permit must be filed with the
Department of Reclamation within ten days from the last date of publication
of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Owyhee Nugget, Marsing, Idaho
on March 20 and March 27, 1969.

State Reclamation Engineer: Permit No. 31879
You are hereby authorized to have the attached notice published at my expense
in the Owyhee Nugget of Marsing, Idaho;
published in the county in which the works are situated.

Dorothea B. Hartley
(signature)

Route 1, Eagle, Idaho
(address)

March 5, 1969
(date)

31879

March 5, 1969

Re: Permit No. 31879

Dorothe E. Hartley
Route 1
Eagle, Idaho

Dear Mr. Hartley:

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 ~~and are now submitting proof of completion of works and beneficial use of water.~~ 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:tg
Enc: order
advertising package

31879

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 31879)

in the name of Dorotha B. Hartley)

Route 1, Eagle, 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,

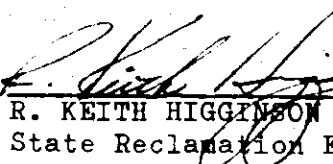
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 31879 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 May 15, 1975. 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 Department.

Dated this 28th day of February, 1969,


R. KEITH HIGGINSON
State Reclamation Engineer

31879

31879 permit



JUN 22 1966

Department of Reclamation

RECEIVED
UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Idaho Land Office
P.O. Box 2237
Boise, Idaho 83701

IN REPLY REFER TO:

L:V88
I-015335

NOTICE OF ALLOWANCE

Mrs. Dorothea B. Hartley
Route 1
Eagle, Idaho 83616

JUN 21 1966

Dear Mrs. Hartley

Your Desert Land Entry, Serial No. Idaho 015335,
Receipt No. 96498, for 2 1/2 SE 1/4, Sec. 27, T4N, R4E,
Section 34,
Township 2 N., Range 4 W., Boise Meridian, Idaho, containing
320 acres, is hereby allowed, subject to any valid existing rights and
your further compliance with laws and regulations applicable thereto. The
acceptability of final proof is contingent upon development and reclamation
of the land in accordance with your plan of development which is on file in
the Boise Land Office. Any substantial change in source of water or deviation
in the construction of the irrigating facilities must have the approval of the
Bureau of Land Management. The irrigable acreage of this entry has been deter-
mined to be approximately 220 acres. In correspondence relat-
ing to this entry, always refer to the serial number shown above.

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

Sincerely yours,

/s/ ORVAL G. HADLEY
Orval G. Hadley
Manager, Land Office

cc: State Reclamation Dept., ✓
Attn: Donald W. McEldowney

31879

Re: Permit No. 31879

May 26, 1964

Dorotha B. Hartley,
Eagle, Idaho
Route #1.

Dear Mrs. Hartley:

We enclose Permit No. 31879 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

By this same mail, we have sent to the Bureau of Land Management two copies of this permit, one of which has been certified, to be used in connection with the Desert Land Entry filed in that office. A copy of that letter is enclosed.

~~Enclosed~~ Departmental Receipt No. 32238 which was issued covering payment in the amount of \$ 8.50, which includes \$ 6.50 for the filing fee and \$ 2.00 for the copies sent to the Bureau of Land Management, was given to you while in our office.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

631879

Re: Permit No. 31879
Dorotha B. Hartley

May 26, 1964

Bureau of Land Management,
P. O. Box 2237,
Boise, Idaho.

Gentlemen:

We enclose two copies of Permit No. 31879, one
of which has been certified, to be used in connection with
Desert Land Entry filed in your office by permit holder

Dorotha B. Hartley of
Eagle, Idaho - Rt. 1,

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EIDNA P. RULE
Chief Clerk

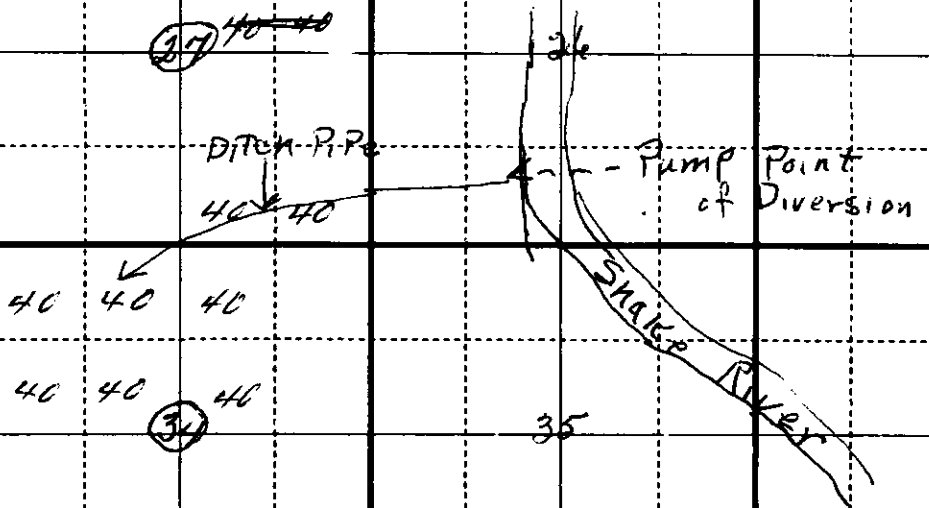
Encl.
EPR:pmk
cc: Applicant

§ 31879

NAME OF APPLICANT Novati - B. Kentley

Form No. 0

Imp 21 Rpt. 471 B. 711



Permit Map No. 31879
As Approved
CARL E. TAPPAN
State Reclamation Engineer

**NOTICE OF APPROVED
APPLICATION FOR WATER**

Notice is hereby given that Dorothea B. Hertley, Route 1, Eagle, Idaho has received an approved permit No. 31879 to divert 6.4 cubic feet per second of water from Snake River tributary of the Columbia River. The priority to be established under this permit is May 13, 1964. Water will be diverted by pump, pipe and ditches within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, T. 2 N., R. 4 W., B. M., Owyhee County and is to be used for irrigation in the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 27, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 24, T. 2 N., R. 4 W., B. M.

Any protests against the intent of the permit must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON,

State Reclamation Engineer

Published in the Owyhee Nugget, Marsing, Owyhee County, Idaho on March 20 and March 27, 1969.

RECEIVED

MAR 18 1969

Department of Reclamation

31879