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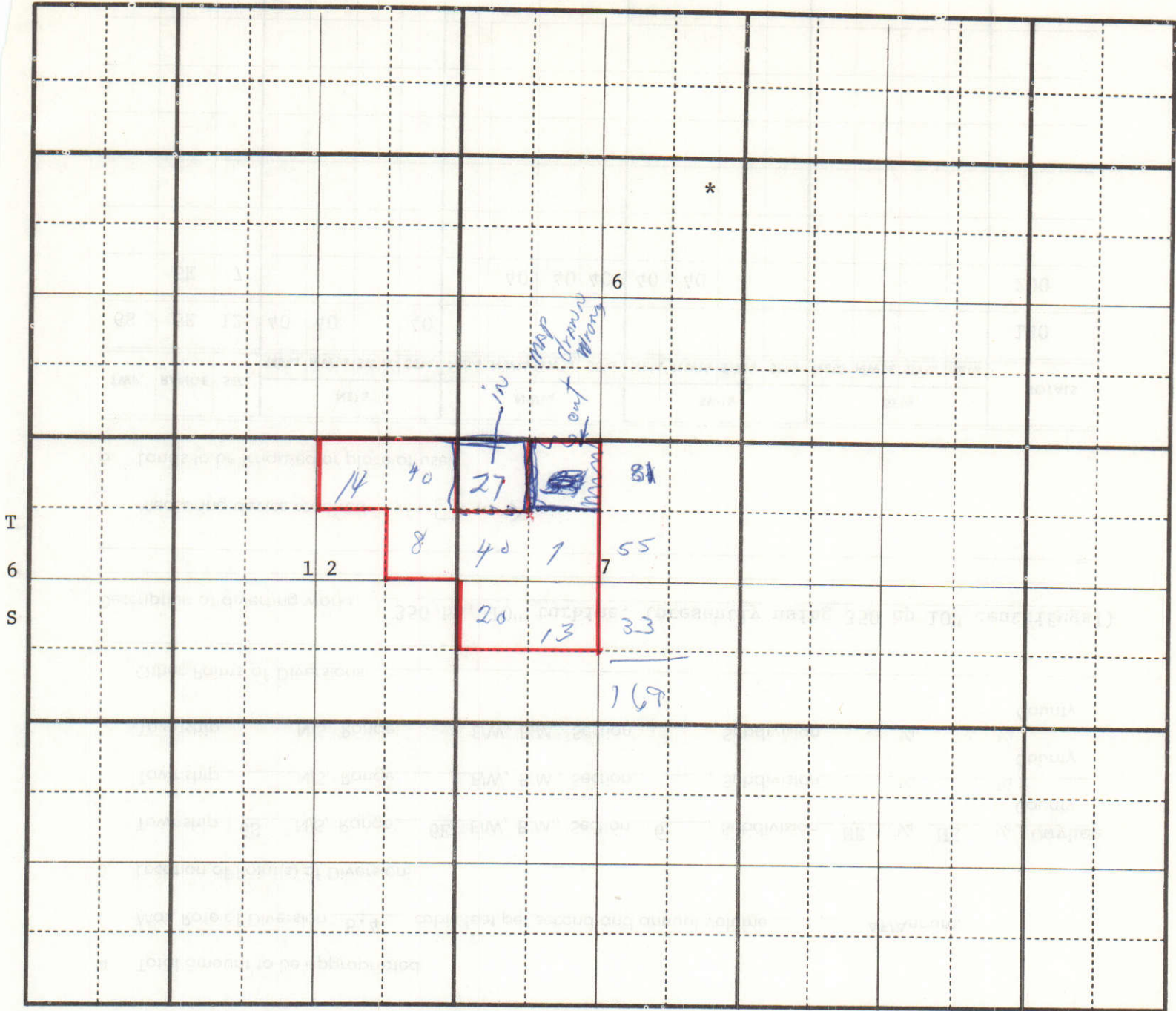


Diagram of System

02-2282

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 30 day of Jan, 1969, and the last publication being on the 6 day of Feb, 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 7 day of Feb, 1969.

Leonard S. Sawyer
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that Gertrude Ethel Durk, Hansen, Idaho has received an approved permit No. 31752 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 March 4, 1964. Water will be diverted by pumps, pipeline, sprinkler system and laterals within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, T. 6 S., R. 6 E., B. M., Owyhee County and is to be used for irrigation in the N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, T. 6 S., R. 5 E., B. M.; W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 7, T. 6 S., R. 6 E., 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 January 30, 1969 and February 6, 1969.

31752

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 30 day of Jan, 1969, and the last publication being on the 6 day of Feb., 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 12 day of March, 1969.

Lawrence J. Lawrence
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

RECEIVED

MAR 24 1969

Department of Reclamation

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that Gertrude Ethel Durk, Hansen, Idaho has received an approved permit No. 31752 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 March 4, 1964. Water will be diverted by pumps, pipeline, sprinkler system and laterals within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, T. 6 S., R. 6 E., B. M., Owyhee County and is to be used for irrigation in the N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, T. 6 S., R. 5 E., B. M.; W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 7, T. 6 S., R. 6 E., 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 January 30, 1969 and February 6, 1969.

31752

T6S-R5E

T 6S-R6E

Snake River P.D.

Pipe Sec. 6

Sec. 12

Sec. 7

all desert entry lands

Permit Map No. 31752
As Approved MAR 6 1964
CARL E. TAPPAN
State Reclamation Engineer

Office copy

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 31752/02-2282 Priority March 4, 1964 Amount 3.38 cfs

THIS IS TO CERTIFY, that GERTRUDE ETHEL DURK
of Emmett, Idaho, has complied with the terms and conditions of Permit
No. 31752/02-2282 issued pursuant to Application for Permit dated March 4, 1964,
and has submitted proof to the Department of Water Administration on February 20, 1974,
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 17.66 cfs of water from the Snake River,
tributary to the Columbia River, and that the permit holder has applied to a beneficial use &
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>3.38</u> cfs and	<u>845 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>5.0 af per acre</u>
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 3.38 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
845 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 6,
Twp. 6 S, Rge. 6 E, B. M. in the County of Owyhee

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 S	5 E	12	40	14		8													62
6 S	6 E	7					27	40	7	13	20								107

Total number of acres irrigated 169

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 12 day of
August, 19 74.

Director

02-2282

Idaho Land & Appraisal
Service,
P.O. Box 2161
Boise, Idaho

31752

02-2782

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

APPLICATION No. 39876
PERMIT No. 31752
DISTRICT No.

Gertrude Ethel Duck
Hansen Idaho
~~*Hansen Idaho*~~
~~*Route 1, Box 42*~~
Route 2, Box 368
Emmett, Idaho

1. Name of Applicant: Ralph D. Huff

Postoffice address: Rt. 1, Box 45, Hansen

County: Twin Falls

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:
(b) Treasury stock:
(c) Bond to be issued:
(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 Columbia River

4. Location of point of diversion: feet distant from the

corner of Section , T. , R. , B.M., and is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$
of section 6 , T. 6 S , R. 6 E. , 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: \$ 50,000

8. Kind of works: 2 350 hp pumps, pipeline, sprinkler system and laterals

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 feet; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe 18" inches; length of conduit 1 $\frac{1}{4}$ miles.
Average grade per mile 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 5 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

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.

Ralph D. Huff Applicant.

By s/ Harley M. McDowell Agent.
B

Date of first receipt at Department of Reclamation: 3:45 P.M. March 4, 1964

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 31752
Recorded in Book 111 Page 31752 Approved March 6, 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 May 6, 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 September 6, 1966
The whole of said work to be completed on or before March 6, 1969
Beneficial use of water appropriated in accordance herewith, to be made on or before March 6, 1974

WITNESS My hand this 6th day of March, 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 6th day of March, 1964.

Countersigned: STATE OF IDAHO
(SEAL) By s/ ARNOLD WILLIAMS Secretary of State. By s/ ROBERT E. SMYLIE Governor.

REMARKS: This permit to be used in connection with desert land entry

14.

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 $\frac{1}{4}$	
6 S	5 E	12	40	40															120
6 S	6 E	7					40	40	40		40	40							200
Total Number of Acres to be Irrigated																			320
ASSIGNMENT																			
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. 31752 to Gertrude Ethel Durk of Hansen, Idaho.																			
/s/ Ralph D. Huff, Permit Holder Single																			
STATE OF IDAHO County of ss																			
On this 12th day of April, 1965, before me, a Notary Public for the State of Idaho, residing at Kimberly, Idaho personally appeared Ralph D. Huff 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/ Frank H. Horsh Notary Public Residing at Kimberly, Idaho																			
My commission expires: July 15, 1968 (SEAL)																			

LICENSE ISSUED FOR 31752 SEC. 14
LICENSE PAGE NO.

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 31752)

in the name of Gertrude Ethel Durk)

Hansen, 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,

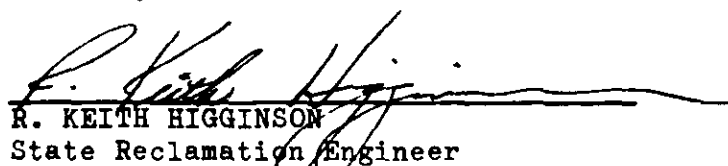
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 31752 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 March 6, 1974. 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 16th day of January, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

31752



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

August 12, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Chris Unruh
25306 16th Rd.
Montezuma KS 67867

Re: Water Right and Snake River Basin Adjudication (SRBA) Research

Dear Mr. Unruh,

In response to your telephone request of yesterday, I have enclosed print-outs of claims nos. A02-02094A, A02-02182A, A02-02281, A02-02282, A02-02284A, A02-02285, A02-02375A, and A02-07273A.

Please note that claim no. A02-07273A was split into parts C & D. I have enclosed the print-outs on both parts. Please carefully review all print-outs to verify the place of use identified on the claim is the land you are considering purchasing.

The original SRBA claim files are in our Western Region office pending verification of the claims. All mapping submitted with the claims are in those files. Since I do not have access to those files, I am not able to create the map I said I would create.

I have also enclosed "Water Right Profile Reports" that reflect the rights as they exist today. Please note that permit no. 02-07273 requires verification through a field examination. Also, a water right in the stage of a permit is the personal property of the owner of record which in this case is River Ranch Farms. The adjudication database reflects that splits of the permit and/or ownership changes may have taken place. However, the owner of record has not filed any assignments reflecting those ownership changes of the permit or portions of the permit as is required under §42-248, *Idaho Code*. I have enclosed a copy of that statute for your reference.

If you have any questions or require assistance, you may contact me directly at (208) 327-7944, or by electronic mail at czimmerm@idwr.state.id.us. For information on Idaho Dept. of Water Resources, please visit our homepage at www.idwr.state.id.us/idwr/idwrhome.htm.

Respectfully,

A handwritten signature in cursive script that reads "Cindy Zimmerman". The signature is written in dark ink and is positioned above the printed name.

Cindy Zimmerman
Water Resource Agent

Enclosures

DEC 09 1987

CHASE FRANKLIN CORPORATION

Department of Water Resources
100 SOUTH WACKER DRIVE
CHICAGO 60606
312/236-6010

December 7, 1987

Mr. Jim Johnson
Water Rights Supervisor
State of Idaho
Department of Water Resources
450 West State Street
Statehouse
Boise, ID 83720

Re: Your letter Dated November 19, 1987 Regarding Water Right Nos.
02-2094/2181/2182/2183/2281/2282/2284/2285/2375

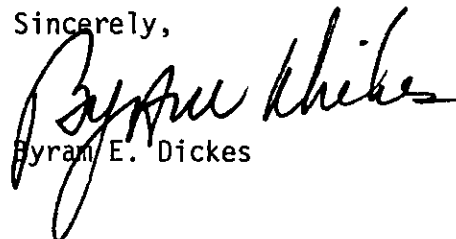
Dear Mr. Johnson:

We received your letter dated November 19, 1987 regarding the ownership change of River Ranch Farms. Your file should record the following:

Owner	River Ranch Farms
General Partner	Byram E. Dickes
Address:	100 South Wacker Drive Suite 1140 Chicago, IL 60606
Telephone:	(213) 23606010.

Thank you.

Sincerely,


Byram E. Dickes



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS

Governor

R. KEITH HIGGINSON

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

November 19, 1987

RE: Water Right Nos. 02-2094/2181/2182/2183/2281/2282/2284/2285/2375

River Ranch Associates, Ltd.
Attn: Thomas Pabian, Vice Pres.
c/o River Ranch Farms
100 S. Wacker Dr., Room 1140
Chicago, IL 60606

Dear Mr. Pabian:

We are in receipt of your correspondence of October 7, 1987 informing us of the change in land ownership of the above referenced water rights from River Ranch Associates, Ltd. to River Ranch Farms.

We have placed the correspondence in each of the identified water rights.

If we can be of further assistance, please let us know.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

October

1987

OCT 28 1987

Mr. R. Keith Higginson, Director
Idaho Department of Water Resources
450 West State
Boise, Idaho 83720

Department of Water Resources

Re: Notice of Assignment of Water Right Licenses

Dear Mr. Higginson:

This letter is to inform the Idaho Department of Water Resources that River Ranch Associates, Ltd., an Illinois limited partnership, has conveyed and assigned to River Ranch Farms, an Idaho limited partnership, all of River Ranch Associates' interest in the following water right licenses:

31752/02-2282	31753/02-2281
31757/02-2284	31758/02-2285
30876/02-2181	22385/02-2094
30878/02-2183	30877/02-2182
32447/02-2375	

River Ranch Farms' address is Room 1140, 100 South Wacker Drive, Chicago, Illinois 60606. We would appreciate your placing this letter in the Department's records respecting these licenses.

Very truly yours,

RIVER RANCH ASSOCIATES, LTD.,
an Illinois limited partnership

By: JMB Realty Corporation,
a Delaware corporation,
its general partner

By: Thomas A. Falcione
VICE President

cc: River Ranch Farms
Jeffrey C. Fereday, Esq.

QUITCLAIM DEED

FOR VALUE RECEIVED, River Ranch Associates, Ltd., an Illinois limited partnership, does hereby convey, release, remise and forever quitclaim unto River Ranch Farms, an Idaho limited partnership ("Grantee"), all of its right, title and interest in and to the real property located in Owyhee County, Idaho, to wit:

PARCEL NO. 1:

IN TOWNSHIP 6 SOUTH, RANGE 6 EAST, B.M. OWYHEE COUNTY, IDAHO

Section 3: S1/2SW1/4

Section 4: SE1/4SE1/4, W1/2SE1/4, SW1/4 EXCEPTING a tract of land in the NW1/4SE1/4 and NE1/4SW1/4 of Sec. 4, T6S, R6E, B.M., more particularly described as follows:

BEGINNING at the NE corner of the NW1/4SE1/4 of Sec. 4, an iron pin, the TRUE POINT OF BEGINNING; thence South 0°52' West 550 feet to center line of State Highway No. 78; thence Northwest along Highway No. 78 center line to the North boundary line of the NE1/4SW1/4; thence East along the North boundary line of the NE1/4SW1/4 and NW1/4SE1/4 a distance of 1740 feet to the NE corner of NW1/4SE1/4, to the TRUE POINT OF BEGINNING.

Section 5: S1/2

Section 8: NW1/4NW1/4, E1/2NW1/4, NE1/4, N1/2SE1/4, NE1/4SW1/4

Section 9: N1/2, N1/2SW1/4, SW1/4SW1/4

Section 10: NW1/4NW1/4

PARCEL NO. 2:

IN TOWNSHIP 6 SOUTH, RANGE 5 EAST, B.M., OWYHEE COUNTY, IDAHO

Section 1: Lots 3 and 4, S1/2NW1/4, NE1/4SW1/4, W1/2SE1/4, SE1/4SE1/4, NW1/4SW1/4, SE1/4SW1/4

Section 12: N1/2NE1/4, SE1/4NE1/4

IN TOWNSHIP 6 SOUTH RANGE 6 EAST, B.M., OWYHEE COUNTY, IDAHO

Section 6: S1/2, E1/2NW1/4, S1/2NE1/4

Section 7: Lots 1, 2 and 3, SE1/4NW1/4, NE1/4SW1/4, NE1/4, NE1/4NW1/4

Section 8: SW1/4NW1/4, NW1/4SW1/4

TOGETHER WITH the improvements, structures and fixtures (including but not limited to buildings, fences, pipes, pipelines, wells and reservoirs) presently located on or in the premises and owned by Grantor, and all right, title and interest that Grantor has on the date hereof in the rights and interests described in annexed Exhibit A; and together with whatever, if any, right, title and interest Grantor presently has in the following: pasturage, growing crops, growing grass and stubble located on the Land; leases, easements rights, rights of way, interests, allotments, permits, tenements, hereditaments, rents, issues, profits, revenues, royalties, benefits and payments appertaining to or associated with the premises or any part thereof (including, but not limited to, those accruing or related to present and future oil, gas, mining, grazing, agricultural and other present and future leases and those accruing under any governmental, agricultural or conservation

programs) and all of the minerals and mineral rights and interests of any type or kind in or pertaining to the premises or any part thereof (including, but not limited to, oil, gas and asphaltum and all interests therein); all water rights and all water on or under the surface of the premises, and all ditches, ditch rights, flumes, aqueducts, canals, appropriations, franchises and all other rights, privileges or interests appurtenant to or used in connection with the premises or any part thereof.

TO HAVE AND TO HOLD the said premises with their appurtenances unto the said Grantee, its successors and assigns forever.

DATED this 7th day of October, 1987.

RIVER RANCH ASSOCIATES, LTD.,
an Illinois limited partnership

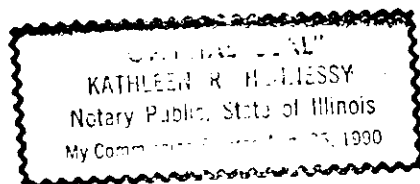
By: JMB Realty Corporation,
a Delaware corporation,
its general partner

By: Thomas J. Pabian
VICE President

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

On this 7th day of October, 1987, before me, the undersigned, a Notary Public in and for said State and County, personally appeared Thomas J. Pabian, known or identified to me to be the VICE President of JMB Realty Corporation, which corporation is known or identified to me to be the general partner of River Ranch Associates, Ltd., an Illinois limited partnership, and acknowledged to me that he executed the within and foregoing instrument for and on behalf of said partnership and in said partnership's name.

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



Kathleen R. Hennessey
Notary Public for Illinois
Residing at C.C. Hills, Illinois
My commission expires: Aug 25, 1990

Exhibit A

to

Quitclaim Deed

1. The following water licenses: License Nos. 31752/02-2282, 31753/02-2281, 31757/02-2284, 31758/02-2285, 30876/02-2181, 22385/02-2094, 30878/02-2183, 30877/02-2182 and 32447/02-2375.

2. Such additional water permit as shall be granted pursuant to Application for Permit No. 02-7273.

3. The following Rights of Way granted by the United States Department of the Interior, Bureau of Land Management:

(a) Bureau of Land Management, Right-of-Way Serial No. Idaho 04590 for a canal and pipeline as disclosed by Certificate dated November 19, 1965, recorded November 22, 1965, in Book 19 of Miscellaneous Records, Page 99, Instrument No. 114842, Owyhee County, Idaho over and upon SE1/4, NW1/4, Section 4, Township 6 South, Range 6 East, B.M.

(b) Bureau of Land Management Right-of-Way Serial No. I-125 for a pump site and irrigation pipeline as disclosed by Decision-Right-of-Way Granted recorded April 4, 1968, in Book 20 of Miscellaneous Records (deed), Page 129, Owyhee County, Idaho, as amended by Decision Proof of Construction Accepted, Partial Relinquishment Accepted dated December 15, 1978, over and upon Government Lot 4, Section 5, Township 6 South, Range 6 East, B.M.

(c) Bureau of Land Management Right-of-Way Serial No. I-127 for an irrigation pump site, pipeline and ditch as disclosed by Decision-Right-of-Way Granted recorded April 4, 1968, in Book 20 of Miscellaneous Records (deed), Page 132, Owyhee County, Idaho over and upon Government Lot 1, Section 6, and Government Lot 4, Section 5, Township 6 South, Range 6 East, B.M.

4. Permissions and Agreements to take water from the C. J. Strike Reservoir granted by Idaho Power Company and appurtenant to the premises, including but not necessarily limited to the following:

(a) Permission and Agreement dated March 3, 1977, between Idaho Power Company and River Ranch Farms, an Idaho limited partnership, recorded March 28, 1977, as Instrument No. 150234, Owyhee County, Idaho.

(b) Permission and Agreement dated April 29, 1964, between Idaho Power Company and Josephine Durk, Claudie M. Durk, Ralph D. Huff and Jack Matheney.



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

August 13, 1974

Re: Permit No. 31758/02-2285, 31757/02-2284,
31752/02-2282, 31753/02-2281

Josephine Durk, Larry Durk,
Gertrude Durk, Claudie Durk
Route 3, Box 304
Emmett, Idaho 83617

Dear Sir & Ladies:

Enclosed are copies of the water licenses issued on the above referenced permits.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

WATER RESOURCE BOARD:

John F. Streiff
Chairman

Franklin Jones
Member

George L. Yost
Vice-Chairman

M. Reed Hansen
Member

Donald R. Kramer
Secretary

Scott W. Reed
Member

Edwin C. Schlender
Member

Joseph H. Nettleton
Member

02-2282

July 24, 1974

Gertrude Ethel Durk
Route 3, Box 304
Emmett, Idaho 83617

Dear Ms. Durk:

A representative of this Department has made an examination of the works covered by your Permit No. 02-2282 and has found the following:

Quantity of water diverted: 17.66 cfs Source: Snake River

Amount of water that can be recognized as beneficially used under Idaho law: 3.38 cfs

The maximum quantity diverted shall not exceed 845 acre feet per year.

Beneficial use: For irrigation of 169 acres within the NE $\frac{1}{4}$, SE $\frac{1}{4}$, NE $\frac{1}{4}$, Sec. 12, Twp. 6S, Rge. 5E and NW $\frac{1}{4}$, S $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, Twp. 6S, Rge. 6E

Point of diversion: NE $\frac{1}{4}$, Sec. 6, Twp. 6S, Rge. 6E, B.M.

Priority date established: March 4, 1964

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:jfr

02-2282

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Gertrude Ethel Durk
Post office address Rt. #3, Box 304, Emmett, ID 83617 Phone _____
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Snake River
(name spring, stream, etc.)
Tributary to Columbia River

3. Water will be used for the following purposes:

Amount 6.4 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use: from Mar. 15 to Nov. 15
(mo.-day) inclusive (mo.-day)

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

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

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

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

Other uses: _____

Permit No. 31752/02-2282
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 6.4 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 6S N/S, Range 6E E/W, B.M., Section 6, Subdivision NE 1/4 NE 1/4, Owyhee
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County

Other Points of Diversions: _____

Description of diverting works: 350 hp, 10" turbine, (presently using 350 hp 10" centrifugal)

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	5E	12	40	40		40													120
	6E	7						40	40	40	40	40							200

TOTAL ACREAGE 320

02-2282

Rge - 5E

Rge - 6E

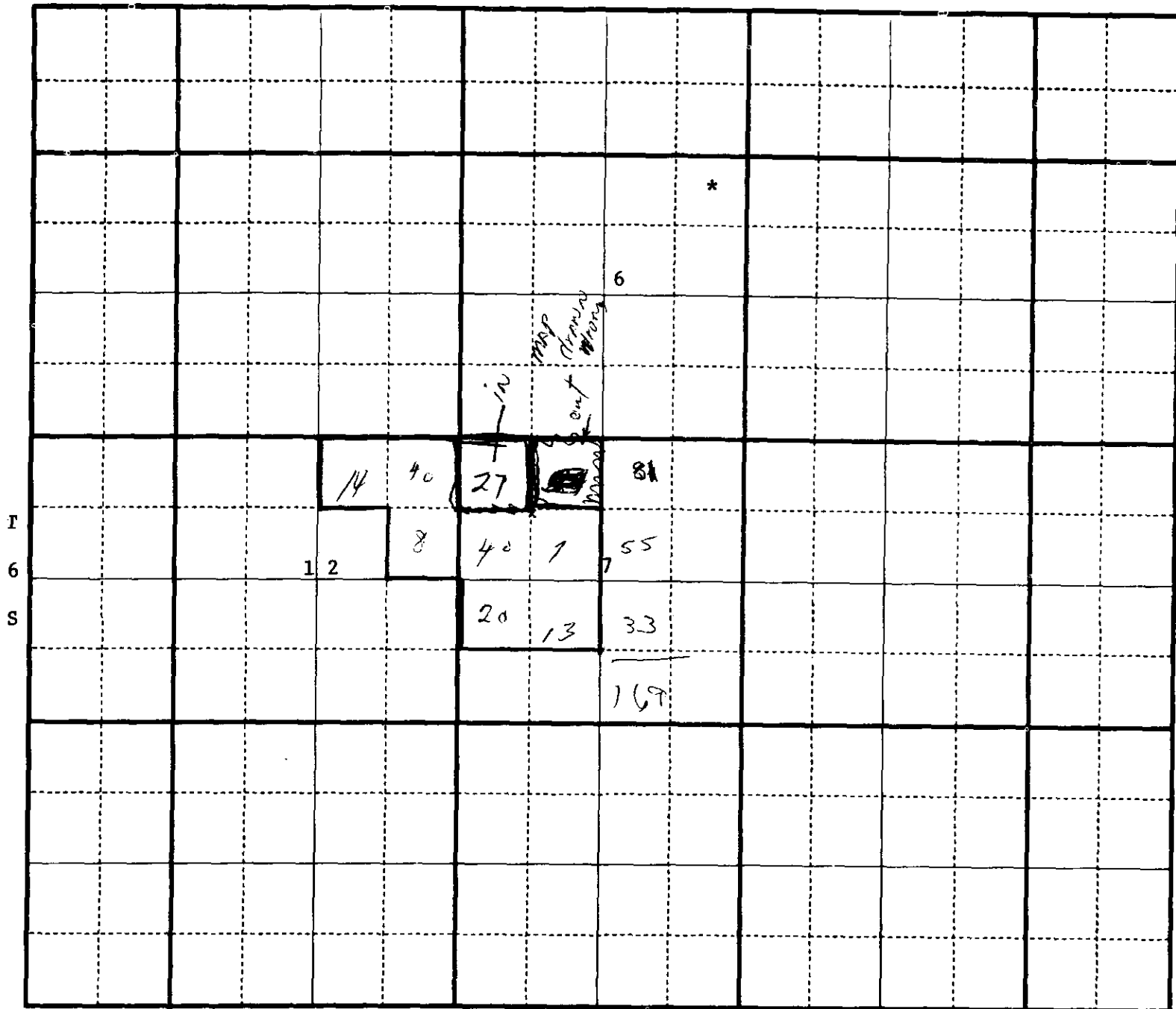


Diagram of System

DATE OF EXAM 7 June 74

ACREAGE
Found 169
Recommended 169

Irrigation Requirement S.C Ac Ft/Ac

USE
Irrigation Q= 3.38 c.f.s. V= 945 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: Snake River
twp. 6 NS, Rge 6 EW, B.M., Sec. 6, Sub. NE 1/4 NE 1/4 Owyhee
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 17.66 cfs Method of measurement Gauge

Total Q recommended 3.38 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 945 Ac Ft/Ann

Recommended Amendments:
P.D. _____
Place of Use _____
Other _____
None

MEASUREMENT CALCULATION:
 $Q = 55 \text{ lines } 33 \text{ heads } @ 60 \text{ psi } 9/64 \text{ heads } (4.38)$
 $Q = (55)(33)(4.38)/950 = 17.66 \text{ cfs}$ show 3.38 cfs
 $V = (5.0)(169) = 945 \text{ ac ft}$

SYSTEM DESCRIPTION:
2 (550 HP) 115 Motors 2300 Volt 1770 RPM 2 Layne
Pumps 10" discharge into two 20" Mainlines for transportation
to place of use. Gate Valves on each pump. Third pump
1 1/2 large centrifugal type approx 350 HP
Large Metal building houses all pumps & equipment

REMARKS:
Same system supplies 02-2281, 02-2284, 02-2288

Examiner's Signature James Barker Date 28 June 74
Checked by _____ Date _____
Approved by _____ Date _____

02-2282

February 22, 1974

Re: Permit No. 31752/02-2282

Gertrude Ethel Durk
Route #3, Box 304
Emmett, ID 83617

Dear Ms. Durk:

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.

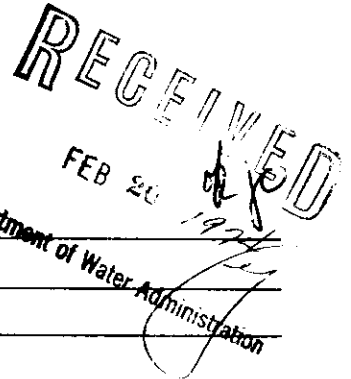
Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC

02-2282

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
PROOF OF APPLICATION OF WATER TO BENEFICIAL USE



1. a) Name of Permit Holder Gertrude Ethel Durk
b) Post Office Address Rt. 3, Box 304, Emmett, Idaho 83617
2. Permit Number 31752 - 02-2282
3. Date of Priority that you are prepared to establish March 4, 1964
4. a) Source from which water was appropriated Snake River
b) Location of the point of diversion: NE 1/4 NE 1/4, Section 6
Township 6S, Range 6E Boise Meridian, Other points of diversion: 0
5. a) The amount of water and use to which the water has been applied:
amount 3.2 CFS for irrigation purposes from April 1 to Nov. 15 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 3.2 CFS - 960 acre feet 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: Rectangular submerged orifice measurement tables USDI Bureau of Rec. - also Price Current Meter - Eldon Durk, mgr., Emmett Irrigation Dist.
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: Durk Farming Company by pipeline
b) Describe the agreement or understanding by which you take water from the works: combined family operation
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) 350 HP 10 inch turbine (presently using 350 HP 10 inch centrifugal)
b) Describe the type and size of measuring device which you have installed at your point of diversion: Rectangular submerged orifice. Cross-sec. area 12 sq. ft. Price Current Meter
c) Give well drillers name and address and date the well was completed _____

Exam typed 2/22/74 by JA

02-2282

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

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	5E	12	40	30		5													75
6S	6E	7					5	35	5	10	30								85

Total number of acres irrigated 160

10. Remarks: Pumphouse and measuring box remodeled January and February, 1974

about 35 acres available for irrigated pasture

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

February 16, 1974
(Date)

Eldon O Dusk Bertine & Ethel Dusk
Dusk Farming Co.
(Signature)

State of Idaho ss.
County of Gem

On this 20th day of February, 1974, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Eva A. Helbert
Notary Public residing at Gem County
Boise, Idaho
Emmett, Idaho

My commission expires June 15, 1977
December 1977

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐

Show address
where delivered

☐

Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

①

Arthur E. E. E. E. E.

INSURED NO.

②

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

③

SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

02-2282

ALWAYS USE
YOUR ZIP CODE
7703-02
1-35

PS Form **3811** Sep. 1972

655-10-81277-2

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.



- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



02-2282

December 31, 1973

CERTIFIED MAIL

#25050

Re: Permit No. 31752/02-2282

Gertrude Ethel Durk
Route #2, Box 368
Emmett, Idaho 83617

Dear Mrs. Durk:

One of the conditions of approval of your water Permit No. 31752/02-2282 (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 March 6, 1974. 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

Enc: Proof affidavit

02-2282

March 20, 1969

Re: Permit No. 31752

Gertrude Ethel Durk
Route 2, Box #68
Emmett, Idaho

Dear Mrs. Durk:

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 March 6, 1974 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

31752

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 30 day of Jan, 1969, and the last publication being on the 6 day of Feb, 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 7 day of Feb, 1969.

Leon S. Hawes
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that Gertrude Ethel Durk, Hansen, Idaho has received an approved permit No. 31752 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 March 4, 1964. Water will be diverted by pumps, pipeline, sprinkler system and laterals within the NE 1/4, Sec. 6, T. 6 S., R. 6 E., B. M., Owyhee County and is to be used for irrigation in the N 1/2 NE 1/4, SE 1/4 NE 1/4, Sec. 12, T. 6 S., R. 6 E., B. M.; W 1/2 NW 1/4, SE 1/4 NW 1/4, N 1/2 SW 1/4, Sec. 7, T. 6 S., R. 6 E., 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 January 30, 1969 and February 6, 1969.

31752

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 30 day of Jan, 1969, and the last publication being on the 6 day of Feb, 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 12 day of March, 1969.

James L. ...
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Gertrude Ethel Durk, Hansen, Idaho has received an approved permit No. 31752 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 March 4, 1964. Water will be diverted by pumps, pipeline, sprinkler system and laterals within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, T. 6 S., R. 6 E., B. M., Owyhee County and is to be used for irrigation in the N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, T. 6 S., R. 5 E., B. M.; W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 7, T. 6 S., R. 6 E., 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 January 30, 1969 and February 6, 1969.

31752

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

January 17, 1969

Re: Permit No. 31752

Gertrude Ethel Durk
Hansen, Idaho

Dear Mrs. Durk:

We notice on the authorization allowing the Department to publish a legal notice concerning the existence of the above referenced permit that you have changed your address. This does not correspond with the Department's records. We, therefore, are requesting that you write the Department requesting that we change your address on our records so that we may address all future correspondence to you at your present residence.

We have caused the notice to be published in the Owyhee Nugget, Marsing, Idaho and you will be required as the permit holder to obtain an affidavit of publication from this newspaper and to submit it to the Department. You may obtain this affidavit any time after February 6, 1969.

Very truly yours,

A handwritten signature in cursive script that reads "Donald W. McEldowney".

Donald W. McEldowney
Appropriation Examiner

DWM:TG

Dear Sir,

31752

I answered the above correspondence immediately with the correct address but your correspondence Mar. 7, 1969 was still sent to Rte 1, Box 45, Hansen, Idaho. My address is: Gertrude Ethel Durk, Rte 2, Box 368, Emmett, Idaho 83617

March 6, 1969

Re: Permit No. 31752

Gertrude Ethel Durk
Routell, Box 45
Hansen, Idaho

Dear Mrs. Durk:

This is the final notice you will receive from the Department of Reclamation reminding you to obtain the affidavit of publication from the Owyhee Nugget, Marsing, Idaho. Often you will find that many newspapers do not retain copies of these legal notices for any length of time and if you are not able to obtain an affidavit of publication from the Owyhee Nugget at the time you submit beneficial use proof, you will be required to republish the notice once again at your expense.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

31752

Jan. 22, 1969

RECEIVED

Dept. of Reclamation
Statehouse - Annex 2
Boise, Ida. 83707

JAN 24 1969

Department of Reclamation

Dear Mr. McEldowney,

Re. permit numbers 31752 and
31753. Will you please change
the address for both Gertrude
Ethel Turk and Claudie M. Turk
from Route 1, Box 45, Hansen, Idaho
to Route 2, Box 368, Emmett, Idaho
83617. Thank you.

Sincerely,

Claudie M. Turk

Rte 2, Box 368

Emmett, Ida. 83617

✓	DWMC

31752

February 24, 1969

Re: Permit No. 31752

Gertrude Ethel Durk
Route 1, Box 45
Hansen, Idaho

Dear Mrs. Durk:

As of this date, we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Since proof of the application of the water to beneficial use is not due until March 6, 1974, it is not necessary for you to submit this affidavit at this time. However, many newspapers do not keep copies of these advertisements for their files. We recommend, therefore, that you obtain this affidavit from the Owyhee Nugget, Marsing, Idaho and submit it to the Department to save any readvertising expense you may incur when you are ready to submit proof.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

31752

January 17, 1969

Re: Permit No. 31752

Gertrude Ethel Durk
Hansen, Idaho

Dear Mrs. Durk:

We notice on the authorization allowing the Department to publish a legal notice concerning the existence of the above referenced permit that you have changed your address. This does not correspond with the Department's records. We, therefore, are requesting that you write the Department requesting that we change your address on our records so that we may address all future correspondence to you at your present residence.

We have caused the notice to be published in the Owyhee Nugget, Marsing, Idaho and you will be required as the permit holder to obtain an affidavit of publication from this newspaper and to submit it to the Department. You may obtain this affidavit any time after February 6, 1969.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

31752

31752

JAN 15 1969

NOTICE OF APPROVED APPLICATION FOR WATER

Department of Reclamation

Notice is hereby given that ^{Ethel} ~~Gertrude Ethel Durk, Hansen, Idaho~~
Rte 2, Box 368, Emmett, Ida. 83617
has received an approved permit No. 31752 to divert ~~about~~
6.4 cubic feet per second ~~about~~ of water from
Snake River tributary of the Columbia River
The priority to be established
under this permit is March 4, 1964.
Water will be diverted by pumps, pipeline, sprinkler system and laterals
within the NE1/4, Sec. 6,
T. 6 S., R. 6 E., B. M., Owyhee County
and is to be used for irrigation
in the N1/4, SE1/4, Sec. 12, T. 6 S., R. 5 E., B. M.; W1/4, SE1/4,
N1/4SW, Sec. 7, ^{T. 6 S.} R. 6 E., 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 January 30 and February 6, 1969.

State Reclamation Engineer: Permit No. 31752

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.

Gertrude Ethel Durk
(signature)

Rte 2, Box 368, Emmett, Ida. 83617
(address)

Jan 14, 1969
(date)

31752

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

April 30, 1965

Re: Permit No. 31752

To Ralph E. Huff
Route #1, Box 45
Hansen, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 31752
to appropriate the Public Waters of the State of Idaho, have not been complied with as to

Desert Land Entry Application was relinquished and case closed

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. 31752
is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before forty days from
date of this notice why said Permit should not be cancelled.

Said Permit No. 31752 claims the use of 6.4 cubic feet per second of the
waters of Snake River with point of diversion located
NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 6., Twp. 6 S., Rge. 6 E.B.M. OWYHEE COUNTY, and
was approved.

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the
day of _____, 1965

Ralph E. Thomas, Deputy
State Reclamation Engineer.

By _____ Assistant.

*Permit assigned - Do not cancel
until 5 yrs past.*

REW

31752

21754
UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Idaho State Office
P. O. Box 2237
Boise, Idaho 83701

April 14, 1965

Memorandum

To: District Manager **Boise District Office**
From: Land Office Manager
Subject: Land status changes

RECEIVED
APR 15 1965
Department of Conservation

The following action has been taken and noted on the status records in the BIM
Land Office:

<u>Serial No.</u>	<u>Name</u>	<u>Action Taken</u>
<u>DL I- 015145</u>	<u>Ralph E. Huff</u>	<u>T. 6 S., R. 5 E., Sec. 12.</u>
		<u>T. 6 S., R. 6 E., Sec. 7.</u>
		<u>Case closed. Application</u>
		<u>relinquished.</u>

Manager

ILO-14
(May 1964)

31752

April 13, 1965

RE: Permit Nos. 31752, Gertrude Ethel Durk
31757, Larry J. Durk

Harley M. McDowell
Idaho Land & Appraisal Service
Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed are the assignments of the above numbered permits.

Departmental receipt No. 32730 in the amount of \$1.00 covering
the fees was given to Gertrude Ethel Durk.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

TPR:mr

Enc. assignments 2

31752

32730
564

ASSIGNMENT

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. 31752 to Gertrude Ethel Durk of Hansen, Idaho

*

Ralph D. Huff
Permit Holder Ralph D. Huff

SINGLE
Wife of Permit Holder

STATE OF IDAHO)
 : ss
County of)

On this 12th day of April, 1965, before me, a Notary Public for the State of Idaho, residing at Kimberly, Idaho personally appeared Ralph D. Huff 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.

Frank D. French
Notary Public
Residing at Kimberly, Idaho

My commission expires: July 15, 1968

* 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

31752

March 11, 1964

Re: Permit No. 31752 - Ralph D. Huff
31753 - Claudia M. Durk

Mr. Harley M. McDowell,
Idaho Land & Appraisal Service,
Box 2161,
Boise, Idaho.

Dear Mr. McDowell:

We enclose Permit No. 31752 and 31753 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

~~Microfilm~~ Departmental Receipt No. 32117 which was issued covering payment in the amount of \$ 13.00 for the filing fee of the above mentioned permit, 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

cc: Ralph D. Huff
Claudia M. Durk

31752

January 17, 1969

Re: Permit No. 31752
Gertrude Ethel Durk

Owyhee Nugget
Marsing, 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.

The expense of the publication is to be paid by Gertrude
Ethel Durk, Hansen, Idaho,
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg
Enc: legal notice

31752

January 2, 1969

Re: Permit No. 31752

Gertrude Ethel Durk
Hansen, Idaho

Dear Mrs. Durk:

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 [REDACTED]. 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

2100



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:VSS
Idaho 016314

31752

NOTICE OF ALLOWANCE

Gertrude E. Durk
Route 1, Box 45
Hansen, Idaho 83334

RECEIVED
OCT 3 1966

EP 1 1966

Dear Mrs. Durk:

Department of Reclamation

Your Desert Land Entry, Serial No. Idaho 016314,
Receipt No. 103077, for 1/4 NE 1/4, NE 1/4, Sec. 12, T. 6 S., R. 5 E.,
Lots 1, 2, 3, SE 1/4, NE 1/4 Section 7,
Township 6 S., Range 6 E., Boise Meridian, Idaho, containing
314.34 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,

JOE E. D. BARNES

Orval G. Hadley
Manager, Land Office

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

