

RECEIVED

Aug 21, 2026

DEPARTMENT OF
WATER RESOURCES

CHRIS M. BROMLEY ISB #6530
CANDICE M. MCHUGH ISB #5908
MCHUGH BROMLEY, PLLC
PO Box 107
BOISE, ID 83701
Telephone (208) 287-0991
Facsimile (208) 287-0864
Email: cbromley@mchughbromley.com
cmchugh@mchughbromley.com

Attorneys for Juniper Station Farm, LLC

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

IN THE MATTER OF PERMITS 61-12096 IN
THE NAME OF BOWNS CREEK
PROPERTIES LLC, 63-32499 IN THE NAME
OF MAYFIELD TOWNSITE LLC, AND 63-
35473 IN THE NAME OF MAYFIELD
RANCH LLC

**SECOND DECLARATION OF
CHRIS M. BROMLEY**

I, CHRIS M. BROMLEY, declare and state as follows:

1. I make this declaration pursuant to Idaho Code § 9-1406 and I declare under penalty of perjury pursuant to the law of the State of Idaho that the following is true and correct.
2. I am an attorney of record for Juniper Station Farm, LLC, in the above captioned matter.
3. Attached hereto as exhibits are true and correct excerpts of documents contained in the Idaho Department of Water Resources' online water rights backfile.
4. Attached hereto as **Exhibit A** are documents associated with Water Right No. 2-2402, located in the online file as .pdf pages 10 and 35.
5. Attached hereto as **Exhibit B** are documents associated with Water Right No. 2-2405, located in the online file as .pdf pages 14-16, 23, and 84.
6. Attached hereto as **Exhibit C** are documents associated with Water Right No. 13-2284, located in the online file as .pdf pages 12 and 18.

7. Attached hereto as **Exhibit D** are documents associated with Water Right No. 67-2380, located in the online file as .pdf pages 13 and 44.

8. Attached hereto as **Exhibit E** are documents associated with Water Right No. 95-9712, located in the online file as .pdf pages 5 and 33.

Dated this 21st day of August, 2026.



CHRIS M. BROMLEY

CERTIFICATE OF SERVICE

I certify that on this 21st day of August, 2026, I caused to be served a true and correct copy of the foregoing upon the following persons by the method(s) indicated:

Idaho Dept. of Water Res.
PO Box 83720
Boise, ID 83720-0098
file@idwr.idaho.gov
james.cefalo@idwr.idaho.gov

Michael Lawrence
GIVENS PURSLEY
PO Box 2720
Boise, ID 83701-2720
mpl@givenspursley.com

Bryce S. Farris
SAWTOOTH LAW OFFICES PLLC
1101 W. River St., Ste. 110
Boise, ID 83707
bryce@sawtoothlaw.com

Norman Semanko
PARSONS BEHLE & LATIMER
800 W. Main St., Ste. 1300
Boise, ID 83702
nsemanko@parsonsbehle.com



CHRIS M. BROMLEY

EXHIBIT A

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 33439/02-2402)
in the name of Donald P. Pancoast, Jr.)
_____)

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 Water Administration adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 33439 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 Procedure 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 Water Administration of the application of the water to beneficial use on or before February 1, 1978. 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 23rd day of October, 1970.


R. KEITH HIGGINSON
Director

RKH/DG

02-2402
33439

October 30, 1970

Re: Permit No. 33439 (new no. 02-2402)

Mr. Donald P. Pancoast, Jr.
7509 Delight
Lamont, California

Dear Mr. Pancoast;

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. 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 them upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: order
advertising package

02-2402
33439

EXHIBIT B

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 33623/02-2405)
in the name of D. O. BYBEE)
_____)

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 Water Administration adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 33623/02-2405 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 Procedure 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.

Dated this 24 day of June, 1972.


R. KEITH HIGGINSON
Director

2 2405

June 26, 1972

Re: Permit No. 33623/02-2405

Mr. D. O. Bybee
Box 72
Grandview, Idaho 83624

Dear Mr. Bybee:

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 permit holder to make proof of beneficial use of water.

The enclosed Order modifies the above referenced 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 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 have any questions regarding this matter, please contact us.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Order
Advertising authorization

2 2405

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

IN THE MATTER OF PERMIT)
)
NO. 02-2405B IN THE NAME) ORDER TO SHOW CAUSE
)
OF NORMA J. YORGASON TRUST)
_____)

This matter having come before the Department of Water Resources as a result of an investigation by the Department to determine the extent of beneficial use of water, the Department makes the following findings of fact, conclusions of law and order:

FINDINGS OF FACT

1. On May 18, 1967, D. O. Bybee applied to the Department of Water Resources for a permit to appropriate 3.0 cubic feet per second of water from Snake River tributary to Columbia River within the Gov. Lot 5 (NE1/4SE1/4), Section 33, Township 5 South, Range 4 East, B.M., Owyhee County, to be used for irrigation purposes.
2. On June 27, 1967 the Department approved the Application for Permit.
3. On April 30, 1974 the Department received Proof of Beneficial Use for the Permit.
4. On November 7, 1983 the Department received an Assignment of Permit assigning a portion of the right, title and interest in the Permit to Norma J. Yorgason Trust, hereinafter referred to as Yorgason Trust.

FEB 22 1994

5. On March 11, 1983 the Department conducted a field examination and the examiner's report indicated that water has been diverted and put to a beneficial use within a different legal description than authorized by the Permit.

6. On January 17, 1985 the Department sent a notice and an Amendment to the Permit holder, Yorgason Trust, stating that the Permit had to be amended before the Department could issue a license.

6. On January 20, 1986 the Department sent a second notice to the Permit holder stating that the Permit had to be amended before the Department could issue a license.

7. The Department has not received the Application for Amendment of the Permit.

8. The provisions of Section 42-311, Idaho Code, authorize the Director of the Department of Water Resources to cancel permits for which development requirements have not been completed.

CONCLUSIONS OF LAW

1. Section 42-219, Idaho Code, states:

In the event that the department shall find that the applicant has not fully complied with the law and the conditions of the permit, it may issue a license for that portion of use which is in accordance with the permit, or may refuse issuance of a license and void the permit.

2. Development of the acreage listed on the permit was a condition of the permit, and compliance with the condition was required prior to perfection of a water right.

3. The Department of Water Resources is unable to issue a license for that portion of use which is in accordance with the

assigned portion of the permit, because development was entirely outside the confines of the property described in the permit.

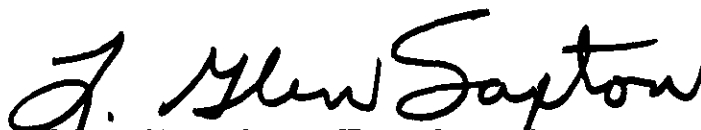
4. The permit could have been amended by the permit holder but the permit holder has failed or refused to file the appropriate amendment.

5. A license should not be issued on this portion of the original permit, and the partial permit assigned to Yorgason Trust should be voided.

ORDER

IT IS, THEREFORE ORDERED that the permit holder show cause before the Director of the Department of Water Resources within thirty days from the date of mailing of this Order why a license should be issued, and FURTHER, why Permit No. 02-2405B should not be voided.

Dated this 20th day of August, 1986.


L. GLEN SAXTON
Chief, Operations Bureau

FEB 22 1994

EXHIBIT C

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 33629/13-2284)
in the name of Ronald T. Womack) 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,

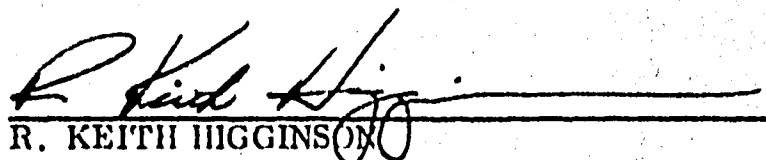
WHEREAS, on August 1, 1968, the Department of Water Administration adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 13-2284 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 Procedure 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 Water Administration of the application of the water to beneficial use on or before June 27, 1971. 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 31st day of July, 1970.


R. KEITH HIGGINS
Director

RKH/DG

13-2284
33629

August 11, 1970

Re: Permit No. 33629/13-2284

Mr. Ronald T. Womack
Route #1
Preston, Idaho

Dear Mr. Womack:

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; 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 them upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: order
advertising package

cc: Farmers Home Administration, Preston, Idaho

13-2284
33629

EXHIBIT D

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 33582/67-2380)

in the name of LAVELLE CRAIG)

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,

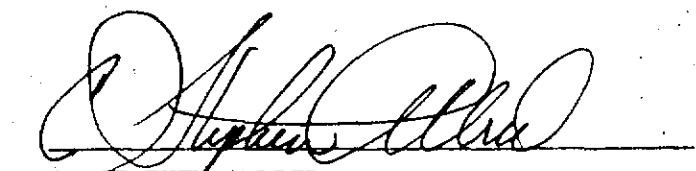
WHEREAS, on August 1, 1968, the Department of Water Administration adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

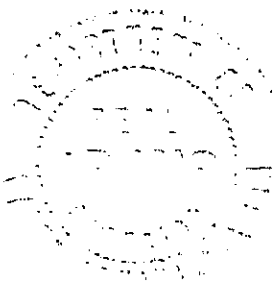
WHEREAS, Permit No. 33582 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedure 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 Water Administration of the application of the water to beneficial use on or before May 19, 1972. 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 12th day of August, 1970.


C. STEPHEN ALLRED
Deputy Director



67-2380
33582

August 13, 1970

Re: Permit No. 33582 (New No. 67-2380)

Mr. LaVelle Craig
Midvale
Idaho 83645

Dear Mr. Craig:

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; 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 them upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enc: Order
Advertising package

67-2380
33582

EXHIBIT E

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 33556)
in the name of Donald A. Nunn)
Route #1, Box 90, Athol, 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,

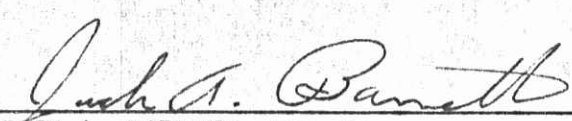
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 33556 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 April 19, 1972. 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 31st day of July, 1969.


JACK A. BARNETT, Deputy
State Reclamation Engineer

96-2315
33556

Re: Permit No. 33556

July 31, 1969

Donald A. Nunn
Route 1, Box 90
Athol, Idaho 83801

Dear Mr. Nunn:

In reply to your letter of July 28, 1969.

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:DR
Enc: Order
Advertising package

33556
96-2315