

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A43-02200
Date Received: 2/28/1989
Receipt No: S006400
Received By: SCL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: E. BRUCE DURFEE 208-824-5566
Address: P.O. BOX 187
ALMO, ID 83312

OR

Name: ELBERT L. DURFEE 208-824-5566
Address: P.O. BOX 187
ALMO, ID 83312

OR

Name: KENT DURFEE 208-824-5536
Address: P.O. BOX 175
ALMO, ID 83312

2. Date of Priority: NOV 08, 1915

3. Source: CIRCLE CREEK Trib. to: RAFT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16S	24E	11	NE	NW	NE		CASSIA

5. Description of diverting works:
EARTH DAM AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/01	0.500		

7. Total Quantity Appropriated is:
0.500 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 62.5 Acre Feet Per Annum.

9. Non-irrigation uses:

A43-02200 Page 1 Date: 02/28/89

MICROFILMED

MAR 03 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16S	24E	12	SW	NW		IRR	15.0
			SE	NW		IRR	10.0
						Section Acres	25.0
						Total Acres	25.0

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
SEE REMARKS.

14. Remarks:

OTHER WR:

A43-00148, A43-02058, A43-02214, A43-02051 (RAFT RIVER)

A43-10014, A43-02560, A43-02552, A43-04018 (GROUNDWATER)

SEE REFERENCE RIGHT A43-00337.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Kent R. Dwyer Date: 2/28/89

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 28th day
of February 19 89 Steve C. [Signature]
Notary Public

Seal

Residing at Twin Falls
My Commission Expires Dec 7 1994

06/14/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 43-2200

NAME AND ADDRESS: E BRUCE DURFEE
PO BOX 187
ALMO, ID 83312

SOURCE: CIRCLE CREEK TRIBUTARY: RAFT RIVER

QUANTITY: 0.5 CFS

PRIORITY DATE: 11/08/1915

POINT OF DIVERSION: T16S R24E S2 LOT 2 SWSWSE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	0.50 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County
T16S R24E S12 SWNW 25

25 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 349 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-337, 43-2200, 43-
13043, 43-13045, 43-13047, 43-13049, 43-13051, 43-13053.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

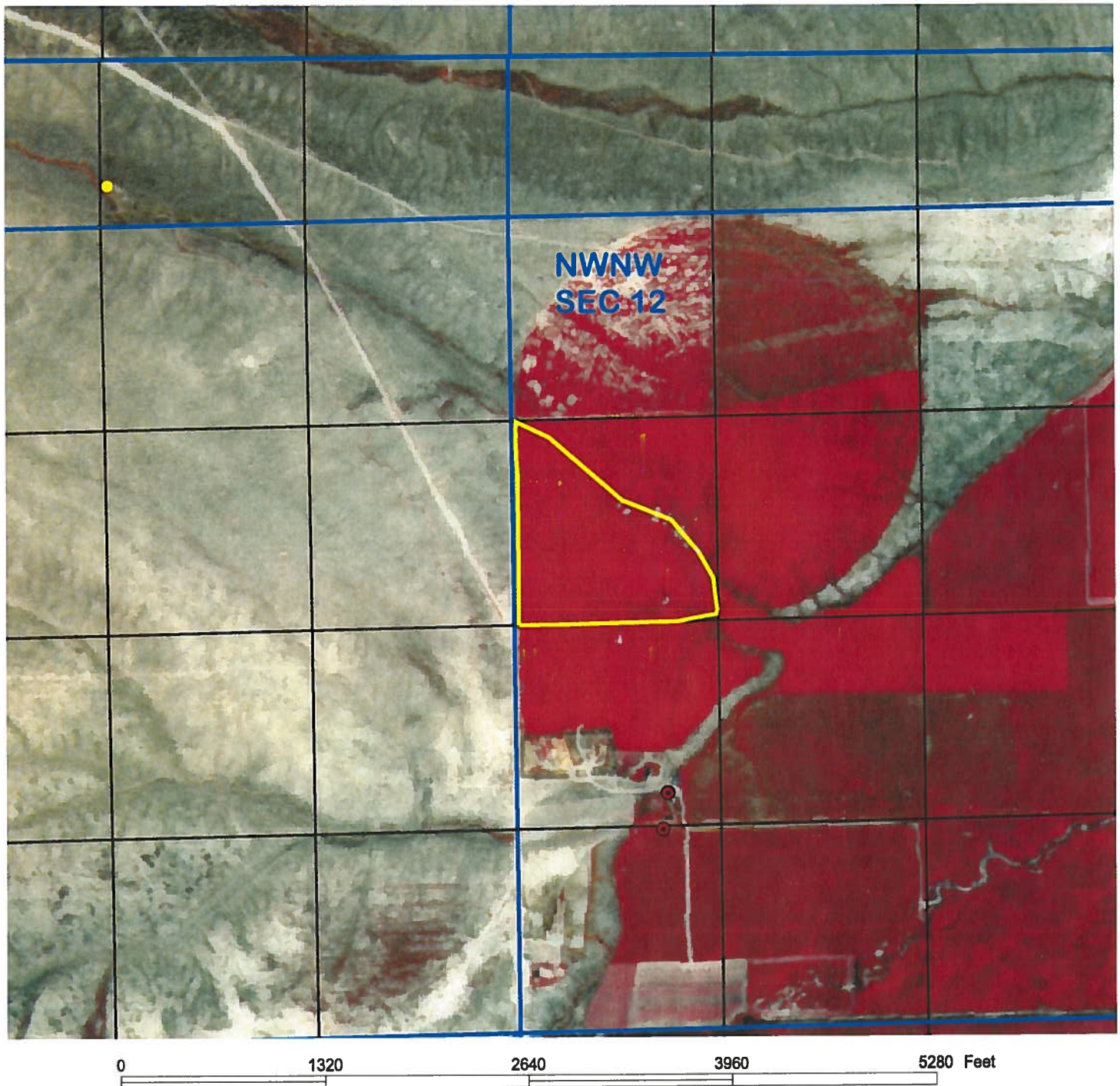
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

Idaho Department of Water Resources

RIGHTS: 43-02200
SOURCE - CIRCLE CR.

RECOMMENDED PLACE OF USE
TWP 16S, RNG 24E, SEC 12
Data entry on June 28, 2000



-  **RECOMMENDED POINT OF DIVERSION**
-  **RECOMMENDED PLACE OF USE**
-  **SECTION LINES**
-  **QUARTER/QUARTER LINES**



GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY VIKIE HANCOCK

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 15, 2001

Water right number: 43-2200

KENT DURFEE

PO BOX 175

ALMO ID 83312

Telephone Number: (208)824-5536

E BRUCE DURFEE

PO BOX 187

ALMO ID 83312

Telephone Number: (208)824-5566

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

The name on This doc.

2. Describe the changes you wish to make in the proposed recommendation:

Please Remove my name

3. Give a brief explanation as to why you disagree with these portions:

This water belongs to my brother Bruce

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 6/8/01 SIGNATURE: Kent R Durfee

Please print your name: Kent R. Durfee

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, 2087363033

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 15, 2001

Water right number: 43-2200

KENT DURFEE

PO BOX 175

ALMO ID 83312

Telephone Number: (208)824-5536

E BRUCE DURFEE

PO BOX 187

ALMO ID 83312

Telephone Number: (208)824-5566

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

Remove Kents name from This claim

3. Give a brief explanation as to why you disagree with these portions:

 I AGREE with this proposed recommendation: no changes need to be made.

DATE: 6-8-01 SIGNATURE: E. Bruce Durfee

Please print your name: E. Bruce Durfee

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, 2087363033

02/01/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 43-2200
NAME AND ADDRESS: ~~KENT DURFEE~~
~~PO BOX 175~~
~~ALMO, ID 83312~~
E BRUCE DURFEE
PO BOX 187
ALMO, ID 83312

*deleted per
DEED & NOE
dated 6-8-01
JH*

SOURCE: CIRCLE CREEK TRIBUTARY: RAFT RIVER

QUANTITY: 0.5 CFS

WHEN COMBINED, RIGHT NOS. 43-148, 43-337, 43-2051, 43-2058,
43-2200, 43-2214, 43-2552, 43-2560, 43-4018, 43-10014 SHALL
PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 11/08/1915

POINT OF DIVERSION: T16S R24E S2 LOT 2 SWSWSE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	0.50 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County
T16S R24E S12 SWNW 25

25 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 432 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-148, 43-337, 43-
2051, 43-2058, 43-2200, 43-2214, 43-2552, 43-2560, 43-4018,
43-10014.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

Water Right 43-2200

chq remarks
chq remarks
*water only appurtenant
to Bruce Durfee's
land. limited
use JH*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED**JUN 19 2001**

Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	43-387			43-2560	-
	43-2200			43-4018	-
	43-148	-		43-10014	-
	43-2081	-			
	43-2552	-			

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Bruce & Kent Durfee

4. New Owner/Claimant(s)

Bruce Durfee

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

PO Box 187

City, State and ZIP Code

Plmo, ID 83312

New Telephone Number

() _____

5. Date you acquired the property

Approx 1990

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

ALL OF 43-337 & 43-2200 plus

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Use	Water Right and/or Adjudication Claim Number	Description
	(cubic feet per second or acre-feet per annum)	(acres, number and type of stock, homes, etc)
Irrigation	<i>43-148 - 2051, 2552, - 3560</i>	
Stock	<i>43-4018, & 43-10014</i>	<i>Per meeting with V Hancock</i>
Domestic		<i>6-8-2001</i>
Other		
Total		

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Use	Water Right and/or Adjudication Claim Number	Description
	(cubic feet per second or acre-feet per annum)	(acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other		
Total		

X 7. Signature of New Owner(s) or Claimant(s) *E Bruce Dwyer*
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

RECEIVED

JUN 19 2001

Department of Water Resource
Southern Region

CERTIFICATION OF VITAL RECORD

STATE OF IDAHO

IDAHO DEPARTMENT OF HEALTH AND WELFARE
COOPERATIVE CENTER FOR HEALTH STATISTICS

CERTIFICATE OF DEATH

DATE FILED: NOVEMBER 13, 1995

STATE FILE NUMBER: 95-06803

DECEDENT: ELBERT LORENZO DURFEE

DATE OF DEATH: NOV. 06, 1995 PLACE OF DEATH: ALMO, IDAHO

DATE OF BIRTH: FEB. 12, 1906 PLACE OF BIRTH: IDAHO

AGE: 89 YEARS SEX: MALE VETERAN? NO

MARITAL STATUS: MARRIED SPOUSE (MAIDEN): GRACE AFTON ROOKER

SOCIAL SECURITY NUMBER: ~~518-42-6579~~ RESIDENCE: ALMO, IDAHO

FATHER: LORENZO DURFEE
FATHERS BIRTHPLACE: UTAH
MOTHER (MAIDEN): ANNA ABBY BRUESCH
MOTHERS BIRTHPLACE: NEW MEXICO

MORTUARY: PAYNE MORTUARY
MORTICIAN: JOSEPH W. LARSEN

BURLEY, IDAHO
DISPOSITION: BURIAL

CERTIFYING CORONER: PAUL B. YOUNG

AUTOPSY: NO

1. CAUSE OF DEATH, UNDERLYING CAUSE LAST:

INTERVAL

METASTATIC CANCER OF THE COLON

5 MONTHS

2. OTHER CONDITIONS CONTRIBUTING TO DEATH BUT UNRELATED TO ABOVE CAUSES:

NONE LISTED

MANNER OF DEATH: NATURAL

I certify that this is a true and correct reproduction or abstract of an official
record filed with the IDAHO COOPERATIVE CENTER FOR HEALTH STATISTICS.

NOVEMBER 14, 1995

DATE ISSUED: _____

Jane S. Smith
JANE S. SMITH



236446

WARRANTY DEED

THIS INDENTURE, made this 28 day of Feb,
1985, between ELBERT L. DURFEE, also known as ELBERT DURFEE and
GRACE A. DURFEE, husband and wife, of Almo, Idaho, hereinafter
called the "Grantor", and E. BRUCE DURFEE and KAY H. DURFEE,
husband and wife, whose address is Almo, Idaho, 83312, hereinafter
called the "Grantee".

W I T N E S S E T H:

That the Grantor for and in consideration of the sum of
Ten Dollars (\$10.00), lawful money of the United States of America,
and other good and valuable consideration, to the Grantor in hand
paid by the Grantee, the receipt whereof is hereby acknowledged,
has granted, bargained and sold and by these presents does grant,
bargain and sell, convey and confirm unto the Grantee, and to the
heirs and assigns of Grantee, forever, all of the following
described real estate situated in the County of Cassia, State of
Idaho, to-wit:

TOWNSHIP 16 SOUTH, RANGE 24 EAST OF THE BOISE
MERIDIAN, CASSIA COUNTY, IDAHO

Section 10: E $\frac{1}{2}$ E $\frac{1}{2}$
Section 12: S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ S $\frac{1}{2}$
Section 14: N $\frac{1}{2}$ SE $\frac{1}{4}$; E $\frac{1}{2}$ NE $\frac{1}{4}$
Section 15: NW $\frac{1}{4}$; NE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 22: SW $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 23: W $\frac{1}{2}$ NW $\frac{1}{4}$
Section 27: NW $\frac{1}{4}$ NW $\frac{1}{4}$

SUBJECT TO:

1985 and subsequent years taxes, levies and
assessments; Agreement for Easement and Right
of Way per instrument number 181075 in Book
8 of Bills of Sale and Agreement at page 327,
records of Cassia County, Idaho (affects

PARSONS, SMITH, STONE & FLETCHER
LAWYERS
BURLEY, IDAHO

property located in Sections 14, 15 and 23, Township 16 South, Range 24 East Boise Meridian; Agreement for Purchase of power with Raft River Rural Electric per instrument No. 12314 on Film No. 24, Cassia County, Idaho, as affects SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 23, Township 16 South, Range 24 East Boise Meridian; Right of Way contained in Warranty Deed recorded as Instrument Number 31368 on Film 43, records of Cassia County, Idaho; Agreement for purchase of power recorded as Instrument number 36574 on Film 51, records of Cassia County, Idaho and Geothermal Lease and Agreement with Raft River Rural Electric recorded as Instrument number 64034, on Film 77, records of Cassia County, Idaho.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property as well in law as in equity of the Grantor.

TO HAVE AND TO HOLD, all and singular the above-mentioned and described premises, together with appurtenances unto the Grantee and to the heirs and assigns of Grantee forever.

The Grantor shall and will warrant and by these presents will forever defend the said premises in the quiet and peaceable possession of the Grantee, and the heirs and assigns of the Grantee against all and every person and persons whomsoever lawfully claiming the same, except as aforesaid.

IN WITNESS WHEREOF, the Grantor has executed this Deed the day and year first above written.

Edward R. Curlee
Grace A. Curlee

1 STATE OF IDAHO)
2 County of Franklin) ss

3 On this 28 day of April in the year 1985, before me,
4 the undersigned, a Notary Public in and for said State, personally
5 appeared ELBERT L. DURFEE, also known as ELBERT DURFEE and
6 GRACE A. DURFEE, husband and wife, known or identified to me to
7 be the persons whose names are subscribed to the within instrument,
8 and acknowledged to me that they executed the same.

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Notary Public for Idaho
Residing at Burley, Idaho

900
13: 205
Oliver, 211

RECORDED AT THE REQUEST OF
E. L. Durfee
365
236446

CLAIM NUMBER: A43-02200

POU County: CASSIA

Remarks: OTHER WR:
A43-00148, A43-02058, A43-02214, A43-02051 (RAFT RIVER)
A43-10014, A43-02560, A43-02552, A43-04018 (GROUNDWATER,
SEE REFERENCE RIGHT A43-00337.

Comments

Misc: Water District Number: 43B Field Inspection Flag:
Presumption Flag:

$y_0 =$ ~~1000 - Comb limits with 2500, 4000 & 1000~~
~~415 ac 8.30 g~~
 Comb limits = 500 & 600 415 ac
 .02 g/s/ac
 C 18
 C 17
 C 16
 C 15
 C 14
 C 13
 C 12
 C 11
 C 10
 C 9
 C 8
 C 7
 C 6
 C 5
 C 4
 C 3
 C 2
 C 1

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

JUN 22 2000

Department of Water Resources
Snake River Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): _____
- Adjudication Claim No(s): A43 02552 A43 10014 A43 02560
A43-00148, -00337, -02058, -02200, -02214, -02051
2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claims(s).
(These are usually attached to your deed or on file with the county.)
 - OR
 - C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.
3. Name and Address of Former Owner/Claimant
Elbert L. Durfee
Almo ID. 83312
4. New Owner/Claimant(s)
E. Bruce or Kent R. Durfee
New Mailing Address
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
P.O. Box 187 or P.O. Box 175
City, State and ZIP Code
Almo ID. 83312
New Telephone Number
(208) 824-5566 824-5536
5. Date you acquired the property

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____	Number and type of stock _____
Diversion rate in CFS _____	Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s)
or Claimant(s)

E. Bruce Durfee
Kent R. Durfee

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

Field Exam Notes

Claim No: A43-02200

FIELD EXAM DATE: 8-26-99

Agent: Vikie Hancock

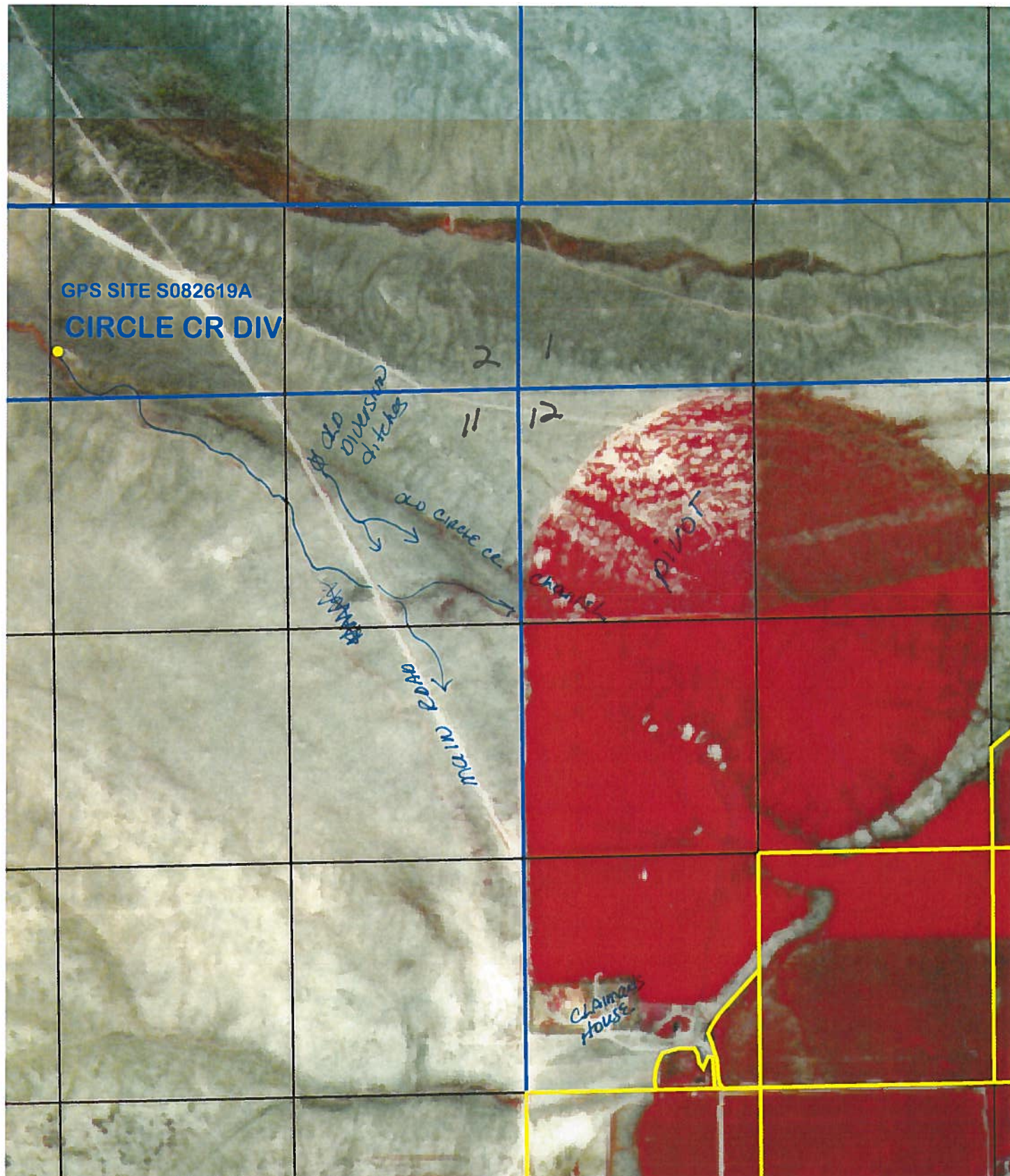
This claim is based on a license for the use of Circle Creek. Claimant states that water from Circle Creek is not often available, and therefore he has not taken the time to incorporate the water into his sprinkler system. Water was available from Circle Creek this year and last year for the first time in maybe ten years, the claimant estimates. Last year he diverted it and let it run down into his fields in the NW ¼ of section 12 in the early spring, but then flood waters washed out part of the ditch and he cut the bank at the diversion point so that the water also went down into the main channel. He did not repair the break in time, and so was unable to use the minimal water that was available from Circle Creek this year. Claimant can remember that, in the past, his father utilized Circle Creek in a series of ditches where he now has a pivot. There were two points of diversion, one just east of the main road where the old Circle Creek Channel crosses, and the one we GPS'd. He said that it seemed to him that the creek ran more regularly then. He said that now it is almost a problem because it is not hardly worth the time and effort needed to make the water usable in his sprinkler system, but that when it does run he has to put it somewhere or it floods out his field. His pivot is now located where the old natural channel would have been, and was put in during the years there was no water in Circle Creek. Claimant did state that if Circle Creek began to run consistently every spring, he would spend the time to utilize it more efficiently.

The diversion from Circle Creek was located and GPS'd in the SW ¼ SE ¼ of Section 2. Claimant states this is the only diversion point maintained now. The 1976 orthophotoquad also shows a probable diversion point at the same location in section 2. There were old ditches that could be seen to the east of the main road where it crossed the old channel, and I believe this is the p/d described in the 1918 license.

FIELD NOTES

Claim No(s): 43-02200

TWP 16S, RNG 24E,
~~Section 14~~



Raft River

00148 1882 0.8 40ac
 00337 1882 0.8 40ac
 02051 1909 2.2 110ac
 02058 1911 0.8 40ac
 02214 1917 0.12 6ac
 4.72 236ac

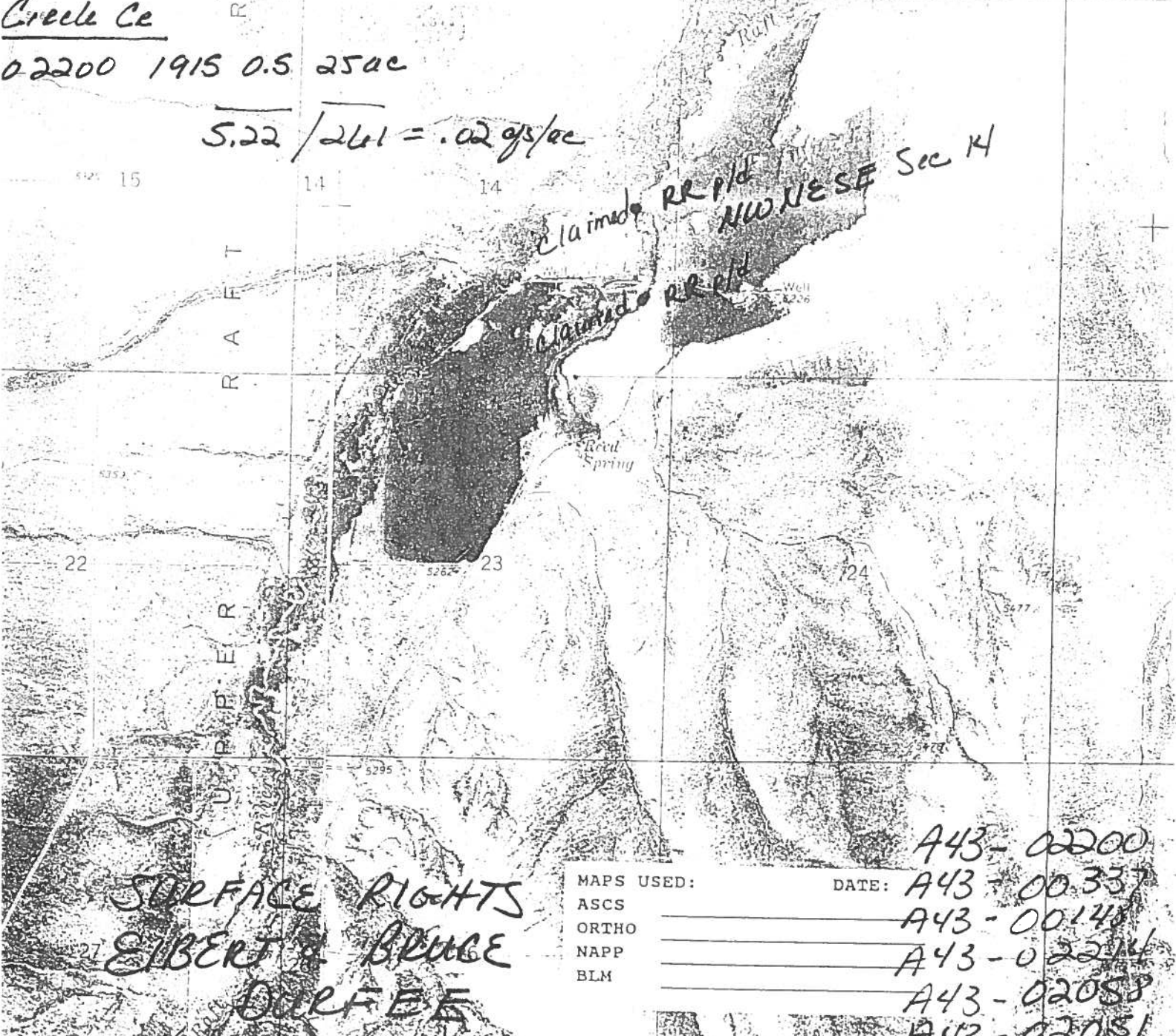
Creek Ce

02200 1915 0.5 25ac

$5.22 / 261 = .02 \text{ gys/ac}$

CLAIMED
 CIR CR
 P/d

2200 (circle) LIC 1915		12
LIC 1917 324	148 DECREE 1882	337 DECREE 1882
2058 LIC 1911	2051 LIC 1909	



MAPS USED:
 ASCS
 ORTHO
 NAPP
 BLM

DATE: A43-02200
 A43-00337
 A43-00148
 A43-02214
 A43-02058
 A42-02051

2 1
11 12 1957 FLIGHT

MRS BURL
POWERS
ASCS OFFICE
BURLEY

E152
2-2

E86
1-4

Circle Creek

OUT

11 12
14 13

K	L	M	N	O	P
8.7	6.6	4.5	4.3	10.8	
Q	7.7				
R	19.0				

7.6
12.5
4.5
10.7
6.3
5.0
7.1
9.0
3.2

I 4.4
G 2.0
H 1.9
F 1.4

5.6.9
2.7

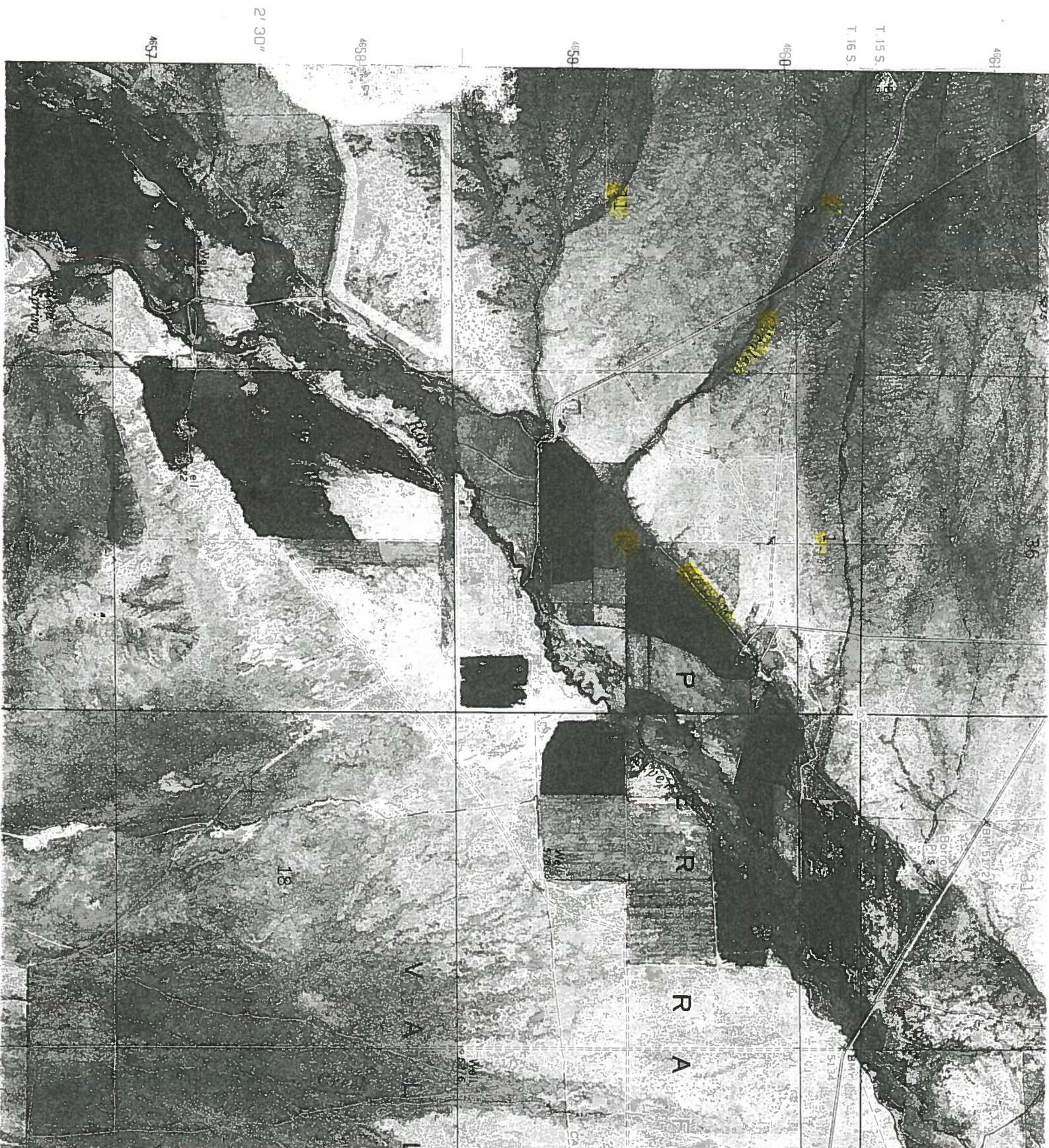
U 20.7

(Σ=164, 12/92)

43-02200

T15S
T16S

1976
Flight





Roll 21
pic 10

Circle creek diversion. No water available for years, then had water in it Last year AND THIS YEAR PER CLAIMANT. Early spring, only.

GPS site S082619A
SW SW SE Sec 2



Roll 21
pic 11

Circle Creek Rolling Hills A43-02200

State of Idaho License and Certificate of Water Right

Water License No. 11773
Water District No. 8-3

Amount 0.5 sec. ft.
Priority Nov. 8, 1915.

THIS IS TO CERTIFY that Stella Holley of Almo, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated November 8, 1915; that Permit No. 11773 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3.2 second feet, was issued thereunder on May 10, 1918, showing that said works were completed on the 27th day of April, 1918; and that on the 3d day of June, 1918,

Stella Holley of Almo, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation, State Engineer of Idaho, of a right to the use of the waters of Circle Creek, a tributary of the Snake River, for the purpose of irrigation and domestic use under Use Permit No. 11773 of the Commissioner of Reclamation. The said water has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Engineer of Idaho and entered of record in Volume 5 of Licenses, at page 2471, on the 10th day of October, 1919;

The right hereby confirmed dates from November 8, 1915;

The Point of Diversion is located in the NE 1/4 NE 1/4, Sec. 11, Tp. 16 S., R. 24 E., B.M.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.5 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
16 S.	24 E.	12	SW 1/4 NW 1/4 SE 1/4 NW 1/4		15 acres 10 acres

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

WITNESS the seal and signature of the Commissioner of Reclamation, State Engineer, at Boise, Idaho, this 19th day of October, 1919.

W. C. Swenson,
Commissioner of Reclamation, State Engineer

(SPAL)

REPORT OF ENGINEER

This proof is for Beneficial Use

In Water

1. State name of applicant and number of permit: Mrs. Stella Holley- permit 11773
2. State source of water supply: Circle Creek
3. Location of point of diversion: ~~Sec. 11, T. 15 S., R. 24 E., S. 11~~
Center of N.E. $\frac{1}{4}$, S.E. 11
4. Describe works as they exist, giving dimensions and capacities of same:
No head gate - no dam -
Ditch 1 ft. on bottom, 6 in. deep. Capacity 8 cu ft.
5. State whether or not water has been turned into works of diversion: Yes
6. Give exact location of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):
Twp. Sec. 12, T. 16 S., R. 24 E., S. 11.
S.W. $\frac{1}{4}$, 174 $\frac{1}{4}$, 10 acres, S.E. $\frac{1}{4}$, 174 $\frac{1}{4}$, 10 acres
7. Submit map on enclosed plat, showing location and details of above description.
8. How many parties conduct water in this system? Mrs. Stella Holley
9. Give names and amount of each right:
10. What large stream would the water here appropriated finally reach? Raft River
11. Describe the various tributaries en route, from point of diversion to the principal drainage stream:
None

Remarks:

This examination was made on the 20 day of Sept. 1919

(Signed) R. S. Pinner

Examiner

11773

Los Angeles Valley

828

11

CCC

Public Good

15 10
soft wood
Bridg

Raft River

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Stella Holley, 24, Almo, farmer, Almo, Idaho

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. 11777, June 3rd 1915, same date.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Circle Creek, NE4NE4, Sec. 11, Twp. 16 S., R. 24 E., B. M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Ditch 2 ft. wide, 12 ins. deep, 3/4 mile long, 4 cu. ft.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation, SW4NE4, 15 acres, SE4NE4, 5 acres, cultivated.

Ques. 7. If for other than irrigation purposes, state how applied, amount of horse power generated, etc.

Ans.

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. one inon per acre.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans.

Ques. 10. State when, how, in what amount and to what extent the water diverted under the above mentioned permit has been used.

Ans. April 1918, thru ditches, ditch full, over the cultivated lands.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. The 5 acres in SE4NW4, has been irrigated from Raft River during the each year since I filed on the land.

(Sign) Stella Holley

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Almo, County of Cassia, State of Idaho, on this 3rd day of June A. D. 1918.

W. D. Shuman
U. S. Comm.

11773



6/9/94

COMMUNICATION DOCUMENTATION

Claim No. STEED HEARING

A43-02200

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Frank Hitchcock

September 8, 1997 1:34pm

NAME:
OLEN WARD-UPPER RAFT RIVER

RE:
RECORDS FOR USAGES RELATED
STEED/REEDSPRINGS-HEARING.

WALK-IN AT 9:20-CW-WANTED ALL USAGES "LICENSES" FOR BRUCE DUFEE, KENT DUFEE, BRENT JONES AND BILL JONES.

DISCUSSED HIS PROTEST RE: STEED USAGES AND FLOWS FROM THE STEED ACRES.

REVIEWED BASIN 43 SEL/ALPHA CLAIMS RECORDS FOR UPPER RAFT RIVER CLAIMS ASSIGNED TO FH AND DID AN AJS58 QUERY FOR THE CLAIMS OF THE NOTED PEOPLE. COLLATED BY NUMBER AND PUT COPIES OF THE NAME LISTS USED WITH EACH SET.

WARD CALLED BACK AT 11:42 TO CONFIRM THE JONES CLAIMS BEING PULLED. HE STOPPED IN SHORTLY AFTER NOON TO PICK UP THE PROOFS LEFT FOR HIM AT THE FRONT DESK.