

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: A43-02531
Date Received: 10/18/1989
Receipt No: S010211
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLAIR TEETER 208-638-5522
Address: MALTA, ID 83342

2. Date of Priority: JUL 21, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13S	25E	21	SE	NE			CASSIA

5. Description of diverting works:
150' WELL, 25HP PUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.140		
STOCKWATER	01/01	12/31	0.020		
HEATING	01/01	12/31	0.040		

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

8. Total consumptive use is 270.0 Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE, S/50 BEEF STOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	25E	21	SE	NE		IRR	10.0

A43-02531

Page 1

Date: 01/19/90

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	25E	21	SE NE	NE SE		HEAT IRR	16.0
					Section Acres		26.0
		22	SW NE NW	NW SW SW		IRR IRR IRR	7.0 22.0 35.0
					Section Acres		64.0
					Total Acres		90.0

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:
A43-00355, 00358, 10618, 04145

14. Remarks:
REPRESENTS LICENSE 43-02531 (IRRIG) AND STATUTORY CLAIM
43-04144 (STOCK/HEAT). SEPERATE PRIORITY DATES, SHOULD BE
FILED AS SEPERATE CLAIMS. SEE ATTACHED PROOFS AND LETTER.

OWNERSHIP CHANGE 1/19/90 ADM

15. Basis of Claim: LICENSE
Water Right Number: 29990

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MAR 03

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

JAN 11 1990

Department of Water Resources
Southern Region Office

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[] Water Right Number(s): A43-00355, 00358, 02531, 04145,

[] Name and Address of Former Claimant: 10618

AUDREY DUFFEE

705 E. 18th LANE

BURLEY ID 83318

[] New Claimant(s): CLAIR TEETER

[] New Mailing Address: MALTA ID 83342

New Telephone Number: (208) 638-5522

[] Does the change in ownership result in a splitting of the water right claimed? yes no

If yes, then describe the portion of the water right that is now claimed by the new owner:

[] Attach proof of ownership
Describe proof attached:

[] Signature of New Claimant(s): Clair Teeter

Date: 1/8/90

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 1/19/90 By: AD

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 1/19/90 By: AD

Claim Numbers of Split, if any:

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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: A43-02531
Date Received: 10/18/1989
Receipt No: S010211
Received By: lw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: AUDREY DURFEE
Address: 705 E. 18TH LN
BURLEY, ID 83318 208-678-7481

2. Date of Priority: JUL 21, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13S	25E	21	SE	NE			CASSIA

5. Description of diverting works:
150' WELL, 25HP PUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.140		
STOCKWATER	01/01	12/31	0.020		
HEATING	01/01	12/31	0.040		

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

8. Total consumptive use is 270.0 Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE, S/50 BEEF STOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	25E	21	SE	NE		IRR	10.0

A43-02531

Page 1

Date: 10/18/89

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MAR 03 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	25E	21	SE NE	NE SE		HEAT IRR	16.0
					Section Acres		26.0
		22	SW NE NW	NW SW SW		IRR IRR IRR	7.0 22.0 35.0
					Section Acres		64.0
					Total Acres		90.0

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:
A43-00355, 00358, 10618, 04145

14. Remarks:
REPRESENTS LICENSE 43-02531 (IRRIG) AND STATUTORY CLAIM
43-04144 (STOCK/HEAT). SEPERATE PRIORITY DATES, SHOULD BE
FILED AS SEPERATE CLAIMS. SEE ATTACHED PROOFS AND LETTER.

15. Basis of Claim: LICENSE
Water Right Number: 29990

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MAR 03 1993

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

OCT 18 1989

OCT 18 1989

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

Department of Water Resources
Southern Region Office

**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

Date Received

Receipt Number

RECEIVED

JUN 12 1989

Department of Water Resources
Southern Region Office

**NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW**

RECEIVED

OCT 11 1989

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) Audrey Durfee Phone (208) 678-7481
Mailing Address 705 E. 18th Lane, Burley, Idaho Zip 83318

2. Date of Priority (Only one (1) per claim) July 21, 1961

3. Source of water supply (a) Groundwater
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 13S Range 25E Section 21,
_____ 1/4 of SE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Cassia,

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Deep well 150 feet deep, artesian
pressure, 25 H.P. pump and motor, mainlines and handline sprinklers. Water
lines to house and barn for heating and stockwater.

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MAR 03 1993

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 1.14 or _____

For Stockwater purposes from 1/1 to 12/31 amount .02 or _____

For Heating purposes from 1/1 to 12/31 amount .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.2 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 270 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) One household and 50 head of beef cattle.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
13S	25E	22							7		22	35							64
		21				10									16				26

Total number of acres irrigated 90

11. In which county (ies) are lands listed above as place of use located? Cassia

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

Decreed rights - see claims of claimant on 22 acres in or None ()
NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 22

14. Remarks:

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MAR 03 1993

Last Name Durfee Ident No. _____

Copies: White -State, Yellow-Claimant

irrigate

A hand-drawn map on a grid background, oriented with North at the top. The map features several labeled areas and landmarks:

- Top Left:** A shaded area labeled "WELL & PUMP".
- Top Center:** A small shaded square labeled "NW".
- Top Right:** A shaded area labeled "NE".
- Middle Left:** A shaded area labeled "SE".
- Middle Center:** A shaded area labeled "SW".
- Middle Right:** A shaded area labeled "SE".
- Bottom Left:** A shaded area labeled "NE".
- Bottom Center:** A shaded area labeled "NW".
- Bottom Right:** A shaded area labeled "SE".
- Center:** A shaded area labeled "CASSIN CREEK".
- Bottom Center:** A shaded area labeled "POND" and "SPRINGS".
- Bottom Right:** A shaded area labeled "NW".

The map also includes various directional labels (NE, NW, SE, SW) and a grid of lines. A large, irregular shaded area is located in the bottom right corner.

2

Ident. No.

MAR 03 1993

80 a - 80 a

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 43-2531 (G29990) and 43-4144
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

Signature of Claimant (s) Rudney Surfer Date June 8, 1989

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of Minidoka) SS.

Subscribed and sworn (or affirmed) before me this 8th day of June 1989

SEAL

Notary Public Roger D. Ling

Residing at Rupert, Idaho

My Commission Expires 10/30/94

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, Roger D. Ling will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature Roger D. Ling

Address P.O. Box 396, Rupert, Idaho 83350

Date June 8, 1989

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MAR 03 1993

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

Water Right Number - 43-02531

Adj. Flag Translation: Standard Water Right Number

Old (D) Number - 29990

--- Last Name --- +

+ First Name --- +

+ Address --- +

--- Status --- +

*** C - CURRENT OWNER ***
DURFEE

LYLE N.

1 -
2 -
3 -
City- ELBA
Phone -

State- ID Zip- 83326

+ - Priority Date - - +
07/21/1961

+ - Region - - - +
17

+ - Stage - - - +
L - LICENSE

+ - Source - - - - +
GROUNDWATER

+ - Tributary - - - - +

Twn Rng Sec Tract Lot RFlg County
13S 25E 21 SE NE (31) CASSIA

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

01 - IRRIGATION

1.140

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.140

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
13S	25E	21	SE NE		10.0		01	IRRIGATION	(31) CASSIA
13S	25E	21	NE SE		16.0		01	IRRIGATION	(31) CASSIA
13S	25E	22	SW NW		7.0		01	IRRIGATION	(31) CASSIA
13S	25E	22	NE SW		22.0		01	IRRIGATION	(31) CASSIA
13S	25E	22	NW SW		35.0		01	IRRIGATION	(31) CASSIA

Total Acres: 90.0

+ - Diversion Means -

+ - Non-Irrigation Use -

+ - Other Rights for Same Use -

Remarks
No Remarks found.

Conditions of Approval
No Conditions of Approval found.

MAR 03 1993
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MICROFILMED
MAR 03 1993

MICROFILMED
MAR 03 1993

Water Right Number - 43-04144

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - +

*** C - CURRENT OWNER ***
DURFEE

LYLE N.

1 -
2 -
3 -
City- MALTA
Phone -

State- ID Zip- 83342

+ - - Priority Date - - +

01/01/1962

+ - - Region - - - +
17

+ - - Stage - - - +
S - STATUTORY CLAIM

+ - - Status - - - +

+ - - - - Source - - - - +
GROUNDWATER

+ - - - - Tributary - - - - +

+ - - - - Point of Diversion - - - - +
TwN Rng Sec Tract Lot RFlg County
13S 25E 21 SE NE (31) CASSIA

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

04 - STOCKWATER
22 - HEATING

01/01
01/01

12/31
12/31

0.020
0.040

+ - Total Div. Rate - + - Total Div. Volume - + - Total Div. Capacity - +
0.060

+ - - - - Place of Use - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
13S 25E 21 SE NE 04 STOCKWATER (31) CASSIA

Total Acres:

+ - - Diversion Means - WELL, PUMP

+ - - Non-Irrigation Use - S/200 RANGE

+ - - Other Rights for Same Use -

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

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

+ - - - - Decree Plaintiff - - - +

+ - Decree Defendant - - - +

00/00/0000

MICROFILMED
MAR 3 1993

Water right number - 43-04144

Adj. flag translation: Standard Water Right Number

+ - - - - Audit Fields -

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 01/28/1986	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

MICROFILMED
MAR 03 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

June 19, 1989

Roger A. Ling
LING NIELSEN & ROBINSON TRUST ACCOUNT
P O BOX 396
RUPERT, ID 83350

RECEIVED

OCT 11 1989

Department of Water Resources
Southern Region Office

RE: SRBA Claim

Dear Claimant:

Please find enclosed your claim and your check # 8203 for \$ 403 which you submitted to our office. I am returning these pursuant to Rule 10,4 of the Department's Adjudications Rules and Regulations. In checking your claim it appears that the following items need clarification: (Please review enclosed instructions and use enclosed form to refile claim)

- [] Item #1 Name - Address
- [] Item #2 Priority
- [] Item #3 Source
- [] Item #4 Point of Diversion Legal Description
- [] Item #5 Description of Diversion Works
- [] Item #6 Uses descriptions
- [] Item #7 Total Diversion Rate
- [] Item #8 Total Consumptive Use
- [] Item #9 Description of Non-irrigation Uses
- [] Item #10 Place of Use Legal Description
- [] Item #11 County of Place of Use
- [] Item #12 Ownership of Property
- [] Item #13 Other water rights for same uses
- [] Item #14 Remarks
- [] Item #15 Basis of Claim
- [] Item #16 Signature & Notorization
- [] Improper fee (THE CORRECT FEE IS \$ _____)

need to file 2 separate claims, 2 different priorities involved - 1961 for living 1962 for heat + stock cannot combine priorities. see attached proofs.

+ \$50 per claim + \$1 per acre

If you will make any necessary corrections and return the documents with the correct fee within 30 days from the date of this letter, your filing will not be assessed an additional late filing fee. Please do not hesitate to contact this office if you have any questions or concerns.

Sincerely,

Lori White

Lori White
Sr. Water Resource Agent

Encl:

MICROFILMED

MAR 03 1993

LING, NIELSEN & ROBINSON

ROGER D. LING
ROBERT M. NIELSEN
BRENT T. ROBINSON
DAVID W. HALEY
MARK A. INGRAM
RICK BOLLAR

ATTORNEYS AT LAW
615 "H" STREET
P. O. BOX 396
RUPERT, IDAHO 83350

AREA CODE 208
TELEPHONE 436-4717
FAX 436-6804

October 10, 1989

RECEIVED

OCT 11 1989

Department of Water Resources
Southern Region Office

Lori White
Sr. Water Resource Agent
Department of Water Resources
Southern Region
2148 4th Avenue, East
Twin Falls, Idaho 83301

RE: Snake River Adjudication Claims of Audrey Durfee

Dear Ms. White:

On the 8th day of June, 1989 this office submitted on behalf of Audrey Durfee five claims which included water for irrigation for 153 acres. I also submitted to you the filing fee in the sum of \$403.00. I am resubmitting these claims and again tendering the filing fee as originally prepared. The first rejected claim indicates that it was one claim for two uses with different priorities. We disagree. It is our position that the irrigation use has the same priority as the use for heat and stockwater. The fact that a prior claim was filed showing a different priority date is not binding upon the claimant. The claim properly shows a priority date of July 21, 1961. The second rejected claim is also being resubmitted. The fact that the statutory claim previously filed and the application does not show the same priority date does not indicate that the water was not used as indicated in the claims since July 31, 1968.

We insist that these claims be filed as prepared, notwithstanding the fact that the records of the Department of Water Resources do not establish the priority date. We are prepared to present evidence to establish this priority date in the adjudication.

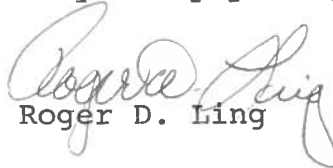
I hope that you would agree that a license or permit does not limit the water user from establishing the priority date upon which this water was used and place of use. The second rejected claim above referred to represents a water spread of

MICROFILMED
MAR 03 1993

Lori White
Page 2
October 10, 1989

waste water, including springs that were created by the irrigation of the land. The second rejected claim also should remain a claim for 2 cfs.

Very truly yours,


Roger D. Ling

RDL:kp

Enclosures

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MAR 03 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Oct. 18, 1989

Re: A43-02531

AUDREY DURFEE
705 E 18TH LN
BURLEY ID 83318

A43-00358
A43-10618
A43-00355
A43-04145

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in black ink, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED
MAR 03 1993

**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: 43-2531

CLAIR TEETER

MALTA ID 83342

Telephone Number: (208) 638-5522

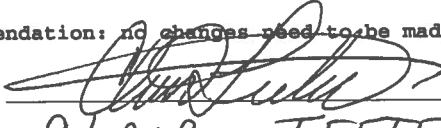
1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

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

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: 6-5-01

SIGNATURE: 

Please print your name: CLAIR TEETER

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, (208) 736-3033

RECEIVED
JUN 11 2001
Department of Water Resources

03/15/2001

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

RIGHT NUMBER: 43-2531
NAME AND ADDRESS: CLAIR TEETER
MALTA, ID 83342

SOURCE: GROUND WATER

VERIFIED BY KKC

QUANTITY: 1.14 CFS
360 AFY

PRIORITY DATE: 07/21/1961

POINT OF DIVERSION: T13S R25E S21 NESENE 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	1.14 CFS 360.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T13S R25E S21	SENE	34	T13S R25E S21	NESE	16
T13S R25E S22	SWNE	12	T13S R25E S22	SWNW	10
T13S R25E S22	NESW	34	T13S R25E S22	NWSW	40
T13S R25E S22	NWSE	24			

170 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 90 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

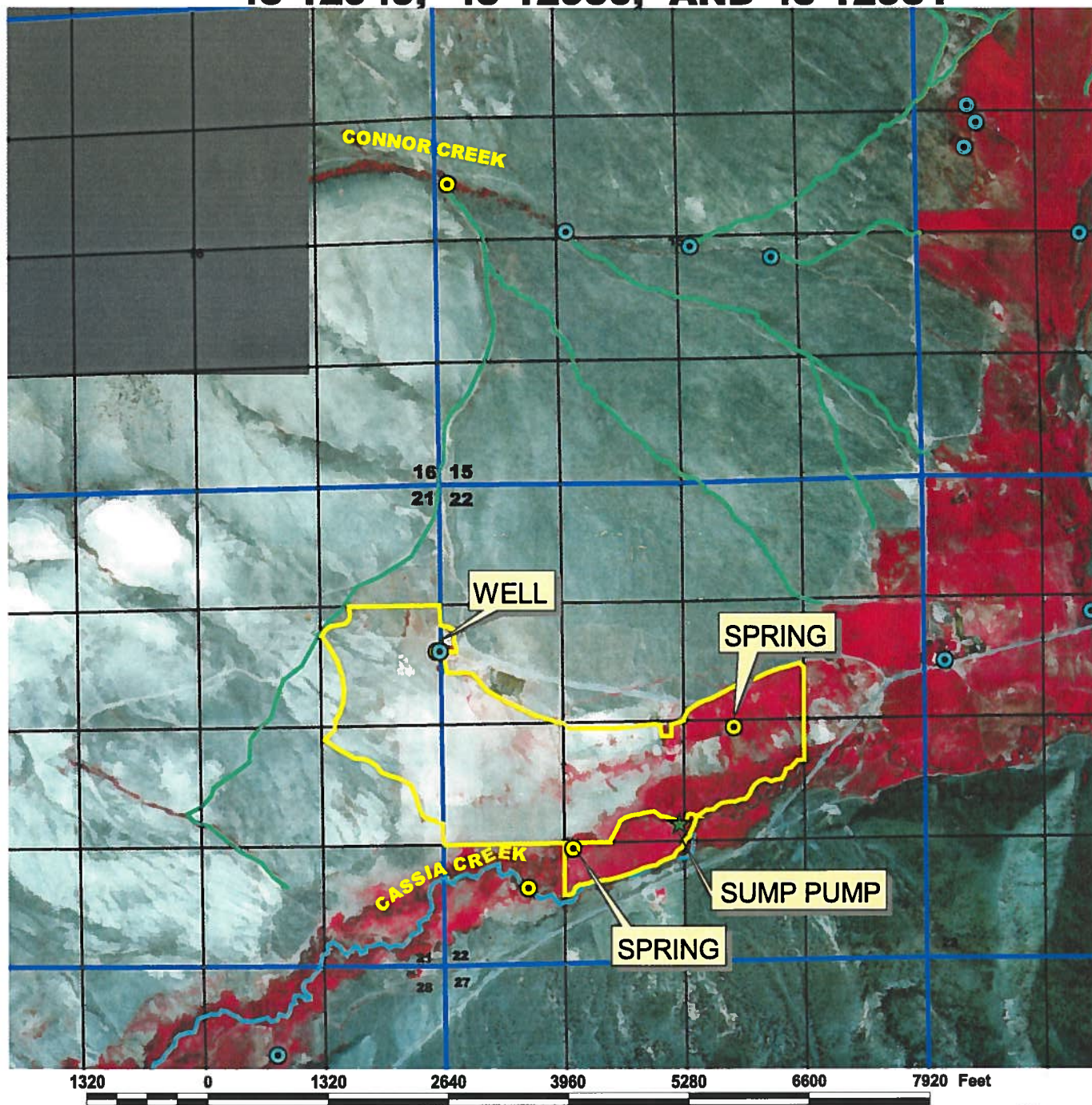
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 185 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 43-2531, 43-10618, 43-12947, 43-12948, 43-12949, 43-12950, AND 43-12951.

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

**RECOMMENDED PLACE OF USE FOR
43-2531, 43-10618, 43-12947, 43-12948,
43-12949, 43-12950, AND 43-12951**



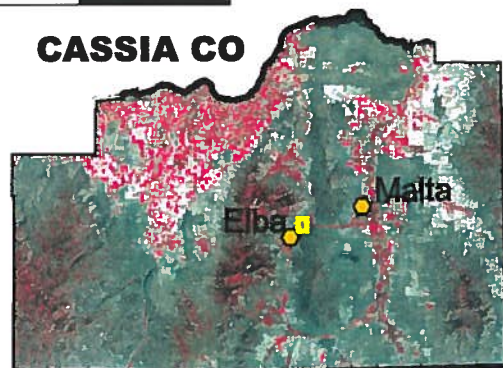
PLACE OF USE
TWP 13S, RNG 25E, SEC 21 & 22
Data entry on March 15, 2001

GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

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



CASSIA CO



3-5-01
KKC

43- 2531

Lyle Durfee submitted proof on 7-28-66
and states in Question 9.

part of the water was used approximately 2 yrs ago
and part of it was used last month. Used continuously
since that time.

1966 → less 2 yrs → 1964

Beneficial use started in 1964 can recognize
Dom/Stock under a new claim with a 1964 priority
date.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Sept 29, 1966

Permit No. G-29990

This proof is for Completion of Works Beneficial Use in Water District No. _____

1. Name of applicant Lyle N. Durfee

2. Source of water supply: a well

3. Location of point of diversion: Is in the SE1/4 of Section 21

T. 13 S. R. 25 E. N. 2 County of Cassia

4. Describe works as they exist, giving dimensions and capacities of same 25 HP US

Wellschaff Motor 350722V, Layne-Boring Pump Model 10 B.H. 4x2 6" x 2' x 2' 2" 1720 RPM - 6" discharge to open ditch

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions 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 other than irrigation):

SE1/4, NE1/4, Sec. 21; SE1/4, NE1/4, NW1/4, SE1/4, W1/4, Sec. 22,

T. 13 S., R. 25 E., N. 2

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Mr. Lyle Durfee

Drifite Method - Capacity varies with lift

@ 58' lift 6" 50 RPM 5" or less 25" pig = 614 GPM

@ 207.7' lift - 6" 70 RPM 5" or less 13 1/2" pig = 452 GPM. This will probably represent the average pumping capacity.

Allow max volume

This examination was made on the 29th day of September, 1966

(Signed)

Lyle Johnson

Examiner

R. 25 E



Subdivisions 5
Area 90 acres
1.14
allow Q - 10 ft or 50 ft

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Permit No. 9-29990

RECEIVED
MAY 2 1966
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Work

DEPOSITION OF HOLDER

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

ELMER M. BURRILL, Boise, Idaho, Farmer, Malta, Idaho

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

Not a Corporation

Ques. 3. State number, approval date of permit, and date of priority:

Permit 9-2990, July 28, 1961, July 21, 1961

Ques. 4. State source of water supply: Subirrigation

Give location of point of diversion, shading subdivision, section, township and range:
SE 1/4 NE 1/4, Sec. 21, Twp. 13 S., Rge. 25 E.B.M. in Cassia County, Idaho

Ques. 5. Describe your works of diversion: Electric Pump which pumps into a steel pipe and into open ditches

state amount of water they are capable of conveying from point of diversion to place of use: 250-300"; Give name of canal or ditch or other work by which water is conducted to such place of use: No name

if a well, state depth of well 512 feet; depth and size of casing 225' of 16" - 125' of 14"; depth to water _____; if pump is used, state discharge of pump: 62"; tell how it was measured or determined over a weir and through a test pump; if sprinkler irrigation, give number and size of nozzles and operating pressure: Not sprinkler system

Ques. 6. State for what purpose water is used: Irrigation and domestic
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

SE 1/4 NE 1/4 - 10 acres; NE 1/4 SE 1/4 - 35 acres in Sec. 21, Twp. 13 S., Rge. 25 E.B.M.

SW 1/4 NE 1/4 - 30 acres; SW 1/4 NW 1/4 - 20 acres; SE 1/4 NW 1/4 - 20 acres; NE 1/4 SW 1/4 - 40 acres

NW 1/4 SW 1/4 - 40 acres; SE 1/4 SW 1/4 - 25 acres; NW 1/4 SE 1/4 - 40 acres; NE 1/4 SE 1/4 - 40 acres

Sec. 22, Twp. 13 S., Rge. 25 E.B.M.

State nature of all improvements which have been made as a direct result of said use:

Land that has previously been cultivated but has had insufficient water has been placed under cultivation once more by the use of this water.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Lyle Durfee, Elba, Idaho

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Domestic

Ques. 8: 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:

I am the original permit holder

Ques. 9: State when and in what amount the water diverted under above mentioned permit has been first used: part of the water was used first time approximately 2 years ago and part of it was used last month and continuously since that time

Ques. 10. Describe all other water rights appurtenant to same place of use:

40" of 1883 - 65" of 1881 8" with no data

(sign) Lyle M. Durfee

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

Burley

County of

Cassia

State of Idaho, on this 28th day of July, A. D. 1966

(SEAL)

My commission expires: 6/13/69

Herman E. Bedke
HERMAN E. BEDKE, Notary Public
Residing at Burley, Idaho

ORIGINAL
The State of Idaho
PERMIT.

Application No. C
Permit No. G
District No.

- (a) _____ (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
- (b) _____ (cubic feet per second, inches or gallons per minute) is for new lands.

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

5

that

Date of first receipt at Department of Reclamation _____

Returned to applicants for correction.

43
 1945-1946, 1947-1948, 1949-1950, 1951-1952, 1953-1954, 1955-1956, 1957-1958, 1959-1960, 1961-1962, 1963-1964, 1965-1966, 1967-1968, 1969-1970, 1971-1972, 1973-1974, 1975-1976, 1977-1978, 1979-1980, 1981-1982, 1983-1984, 1985-1986, 1987-1988, 1989-1990, 1991-1992, 1993-1994, 1995-1996, 1997-1998, 1999-2000, 2001-2002, 2003-2004, 2005-2006, 2007-2008, 2009-2010, 2011-2012, 2013-2014, 2015-2016, 2017-2018, 2019-2020, 2021-2022, 2023-2024, 2025-2026, 2027-2028, 2029-2030, 2031-2032, 2033-2034, 2035-2036, 2037-2038, 2039-2040, 2041-2042, 2043-2044, 2045-2046, 2047-2048, 2049-2050, 2051-2052, 2053-2054, 2055-2056, 2057-2058, 2059-2060, 2061-2062, 2063-2064, 2065-2066, 2067-2068, 2069-2070, 2071-2072, 2073-2074, 2075-2076, 2077-2078, 2079-2080, 2081-2082, 2083-2084, 2085-2086, 2087-2088, 2089-2090, 2091-2092, 2093-2094, 2095-2096, 2097-2098, 2099-2100, 2101-2102, 2103-2104, 2105-2106, 2107-2108, 2109-2110, 2111-2112, 2113-2114, 2115-2116, 2117-2118, 2119-2120, 2121-2122, 2123-2124, 2125-2126, 2127-2128, 2129-2130, 2131-2132, 2133-2134, 2135-2136, 2137-2138, 2139-2140, 2141-2142, 2143-2144, 2145-2146, 2147-2148, 2149-2150, 2151-2152, 2153-2154, 2155-2156, 2157-2158, 2159-2160, 2161-2162, 2163-2164, 2165-2166, 2167-2168, 2169-2170, 2171-2172, 2173-2174, 2175-2176, 2177-2178, 2179-2180, 2181-2182, 2183-2184, 2185-2186, 2187-2188, 2189-2190, 2191-2192, 2193-2194, 2195-2196, 2197-2198, 2199-2200, 2201-2202, 2203-2204, 2205-2206, 2207-2208, 2209-2210, 2211-2212, 2213-2214, 2215-2216, 2217-2218, 2219-2220, 2221-2222, 2223-2224, 2225-2226, 2227-2228, 2229-2230, 2231-2232, 2233-2234, 2235-2236, 2237-2238, 2239-2240, 2241-2242, 2243-2244, 2245-2246, 2247-2248, 2249-2250, 2251-2252, 2253-2254, 2255-2256, 2257-2258, 2259-2260, 2261-2262, 2263-2264, 2265-2266, 2267-2268, 2269-2270, 2271-2272, 2273-2274, 2275-2276, 2277-2278, 2279-2280, 2281-2282, 2283-2284, 2285-2286, 2287-2288, 2289-2290, 2291-2292, 2293-2294, 2295-2296, 2297-2298, 2299-2300, 2301-2302, 2303-2304, 2305-2306, 2307-2308, 2309-2310, 2311-2312, 2313-2314, 2315-2316, 2317-2318, 2319-2320, 2321-2322, 2323-2324, 2325-2326, 2327-2328, 2329-2330, 2331-2332, 2333-2334, 2335-2336, 2337-2338, 2339-2340, 2341-2342, 2343-2344, 2345-2346, 2347-2348, 2349-2350, 2351-2352, 2353-2354, 2355-2356, 2357-2358, 2359-2360, 2361-2362, 2363-2364, 2365-2366, 2367-2368, 2369-2370, 2371-2372, 2373-2374, 2375-2376, 2377-2378, 2379-2380, 2381-2382, 2383-2384, 2385-2386, 2387-2388, 2389-2390, 2391-2392, 2393-2394, 2395-2396, 2397-2398, 2399-2400, 2401-2402, 2403-2404, 2405-2406, 2407-2408, 2409-2410, 2411-2412, 2413-2414, 2415-2416, 2417-2418, 2419-2420, 2421-2422, 2423-2424, 2425-2426, 2427-2428, 2429-2430, 2431-2432, 2433-2434, 2435-2436, 2437-2438, 2439-2440, 2441-2442, 2443-2444, 2445-2446, 2447-2448, 2449-2450, 2451-2452, 2453-2454, 2455-2456, 2457-2458, 2459-2460, 2461-2462, 2463-2464, 2465-2466, 2467-2468, 2469-2470, 2471-2472, 2473-2474, 2475-2476, 2477-2478, 2479-2480, 2481-2482, 2483-2484, 2485-2486, 2487-2488, 2489-2490, 2491-2492, 2493-2494, 2495-2496, 2497-2498, 2499-2500, 2501-2502, 2503-2504, 2505-2506, 2507-2508, 2509-2510, 2511-2512, 2513-2514, 2515-2516, 2517-2518, 2519-2520, 2521-2522, 2523-2524, 2525-2526, 2527-2528, 2529-2530, 2531-2532, 2533-2534, 2535-2536, 2537-2538, 2539-2540, 2541-2542, 2543-2544, 2545-2546, 2547-2548, 2549-2550, 2551-2552, 2553-2554, 2555-2556, 2557-2558, 2559-2560, 2561-2562, 2563-2564, 2565-2566, 2567-2568, 2569-2570, 2571-2572, 2573-2574, 2575-2576, 2577-2578, 2579-2580, 2581-2582, 2583-2584, 2585-2586, 2587-2588, 2589-2590, 2591-2592, 2593-2594, 2595-2596, 2597-2598, 2599-2600, 2601-2602, 2603-2604, 2605-2606, 2607-2608, 2609-2610, 2611-2612, 2613-2614, 2615-2616, 2617-2618, 2619-2620, 2621-2622, 2623-2624, 2625-2626, 2627-2628, 2629-2630, 2631-2632, 2633-2634, 2635-2636, 2637-2638, 2639-2640, 2641-2642, 2643-2644, 2645-2646, 2647-2648, 2649-2650, 2651-2652, 2653-2654, 2655-2656, 2657-2658, 2659-2660, 2661-2662, 2663-2664, 2665-2666, 2667-2668, 2669-2670, 2671-2672, 2673-2674, 2675-2676, 2677-2678, 2679-2680, 2681-2682, 2683-2684, 2685-2686, 2687-2

[Faint, illegible text]

Recording of Bone

10

1998

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:

[illegible]

林氏认为，在“文革”期间，中国知识界对西方文学理论的研究，基本上处于停滞状态。这一时期，中国知识界对西方文学理论的研究，基本上处于停滞状态。

and to ensure the integrity and confidentiality of complete, uncor-

...interrupted by circumstances over which the person holds no control.

One half of the work above specified to be completed on or before

The extent of soil water to be depleted and therefore the water appropriated as an income between, to be made and goods stored in it

35 1995-2000 1995-2000 1995-2000

24

STATE RECLAMATION ENGINEER

IN TESTIMONY WHEREOF, We

Governor of the State of Idaho

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 _____ day of _____, 19____.

100-45710-10

**STATE OF TEXAS,**

1994

1990-1991

16

[illegible]

CERTIFICATE OF COMPLETION OF WORK

TO ALL WHOM IT MAY CONCERN:

This is to certify that **LYLE N. DUFFEE** of **Malta, County of Cassia, and State of Idaho**, the holder of Permit No. G-1449, issued upon Application No. G-25009 bearing date of priority of July 23, 1961, authorizing the diversion of water from the waters of a well, County of Cassia, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit, that said works are adequate for diverting and conveying to the place of intended use 1.14 second feet of the waters of a well, tributary of subterranean flow, that the point of diversion of said waters is **SE 1/4, Sec. 21, T. 13S. R. 25E. B.M.** and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: **S1/2SE1/4, NE1/4SE1/4, and E1/4SW1/4SW1/4, 1/4SW1/4, Sec. 22, T. 13S. R. 25E. B.M.**

Final of Completion of Works made July 28, 1962

Witness my hand this 30th day of March, A.D. 1962.

S. R. KEITH JOGGSON
Sole Importers

COPIES DESTROYED FOR _____ SEC. PL.
RELEASE 13 10



1992



APR 28 1921



43-2531

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G-38009
Permit No. G-29990
District No.

1. Name of Applicant: Lyle N. Durfee
Postoffice address: Malta County: Cassia State: Idaho
2. Quantity of water claimed: 280 miners inches or 5.6 c.f.s.
 - (a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: subterranean
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 21
Twp. 13 S , Rge. 25 E. , B.M., County of Cassia
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Turbon pump
8. Estimated cost of works: \$10,000.00
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (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) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
40 in. 83 ; 58 - 81
 - (a) 5.6 (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

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

s/ Lyle N. Durfee

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. July 21, 1961

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 29990

Recorded in Book 105 Page 29990 Approved July 28, 1961

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

and to continue diligently and uninterruptedly to completion, unless

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

One-fifth of the work above specified to be completed on or before January 28, 1964

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before July 28, 1966

Witness my hand this 28th

day of July, 1961

s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 28th day of July, 1961.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

Secretary of State.

By s/ ROBERT E. SMYLLIE

Governor

12.

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	
13 S	25 E	21				10									35				45
13 S	25 E	22			30			20	20		40	40		25		40	20		235
																			280
Permit No. G-29990 + CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that LYLE N. DURFEE of Malta, County of Cassia, and State of Idaho, the holder of Permit No. G-29990, issued upon Application No. G-38009 bearing date of priority of July 21, 1961, authorizing the diversion of 5.6 second feet of waters of a well, County of Cassia, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.14 second feet of the waters of a well, tributary of subterranean flow; that the point of diversion of said waters SE ¹ / ₄ NE ¹ / ₄ , Sec. 21, T. 13 S, R. 25 E, B.M. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: SE ¹ / ₄ NE ¹ / ₄ , NE ¹ / ₄ SE ¹ / ₄ , Sec. 21; SW ¹ / ₄ NW ¹ / ₄ , N ¹ / ₂ SW ¹ / ₄ , Sec. 22; T. 13 S, R. 25 E, B.M.																			
Proof of Completion of Works made: July 28, 1966.																			
Witness my hand this 30th day of March, A.D. 1967.																			
															S/ R. KEITH HIGGINSON State Reclamation Engineer				
															LICENSE ISSUED FOR 1.14 SEC. FT. LICENSE PAG: NO. 8767				