

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

RECEIVED
MAY 06 2016
Department of Water Resources
Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☐ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change ☐ Ownership split

1. APPLICANT(S) DENO DUOUNAKE Phone 413-563-9401
2. MAILING ADDRESS 51 WINTERBERRY LN City FLORENCE
State MA Zip 01062 Email DENO.DUOUNAKE@ROSSIGNOL.COM

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
- ☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
- ☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the [fee schedule](#).

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 29-7094

- ☒ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. TOTAL AMOUNT OF WATER transferred is 0.02 cubic feet per second and/or _____ acre-feet per annum.
(diversion rate) (storage volume)

5. POINT OF DIVERSION – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, *Water Right Transfers, Online Resources*.

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
		SW	SW	NW	24	07S	35E	Bannock	Ground Water	
			SW	NW	24	07S	35E	Bannock	Ground Water	

6. GENERAL INFORMATION

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Irrigation pump to wheel lines and hand lines. The additional point of diversion will be for stockwater purposes only.

- b. Who owns the property at the point(s) of diversion? Applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☒ No

- ☐ If yes and there are multiple owners, attach a [Lessor Designation](#) form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an [IRS Form W-9](#).
(Disregard if these items are on file and ownership has not changed.)

7. MAP – ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and $\frac{1}{4}$ $\frac{1}{4}$ of section information. The *Map Tool*, available at maps.idwr.idaho.gov/TransferApplicationLayouts/ provides a satisfactory template for creating the required map.

8. SIGNATURE – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

* PLUS BRO SIGN NOTE

Deno Duounake

Signature of applicant or authorized agent

DENO DUOUNAKE

Print name and title if applicable

4/4/2016

Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

9. FEE – ☐ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The [Fee Schedule](#) is available at www.idwr.idaho.gov, *Water Right Transfers, Step 4* and in the [Application for Transfer Instructions](#).

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments.

Received by JB

Date 5/6/2016

Fee paid \$200. Date 5/6/2016

Received by JB

Receipt # E042071

Preliminary review by _____

Date _____

Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐

Name on W-9 _____

W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/11/2016

WATER RIGHT NO. 29-7094

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAVID DUDUNAKE 31042 TIMBER DR KENDRICK, ID 83537 (208)790-3407
Current Owner	HARRY DUDUNAKE 520 ANTON DR MERIDIAN, ID 83646 (208)869-3111
Current Owner	DENO DUDUNAKE 51 WINTERBERRY LN FLORENCE, MA 01062 (413)563-9401
Original Owner	JOHN M DUDUNAKE 5406 W OLD HWY 91 POCATELLO, ID 83204 (208)775-3601

Priority Date: 07/28/1972

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.68 CFS	224 AFA
STOCKWATER	01/01	12/31	0.02 CFS	0.7 AFA
Total Diversion			0.68 CFS	

80912

Location of Point(s) of Diversion:

GROUND WATER|SWSWNW|Sec. 24|Township 07S|Range 35E|BANNOCK County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07S	35E	23		SENE	0.5									
		24		SWNW	31		SENE	22						

Place of Use Legal Description: STOCKWATER same as IRRIGATION

Total Acres: 53.5

Conditions of Approval:

1. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. C18 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.
4. STOCKWATER: 30 HEAD

Dates:

Licensed Date:

Decreed Date: 03/22/2004

Permit Proof Due Date: 8/1/1977

Permit Proof Made Date: 1/1/1900

Permit Approved Date: 8/31/1972

Permit Moratorium Expiration Date:

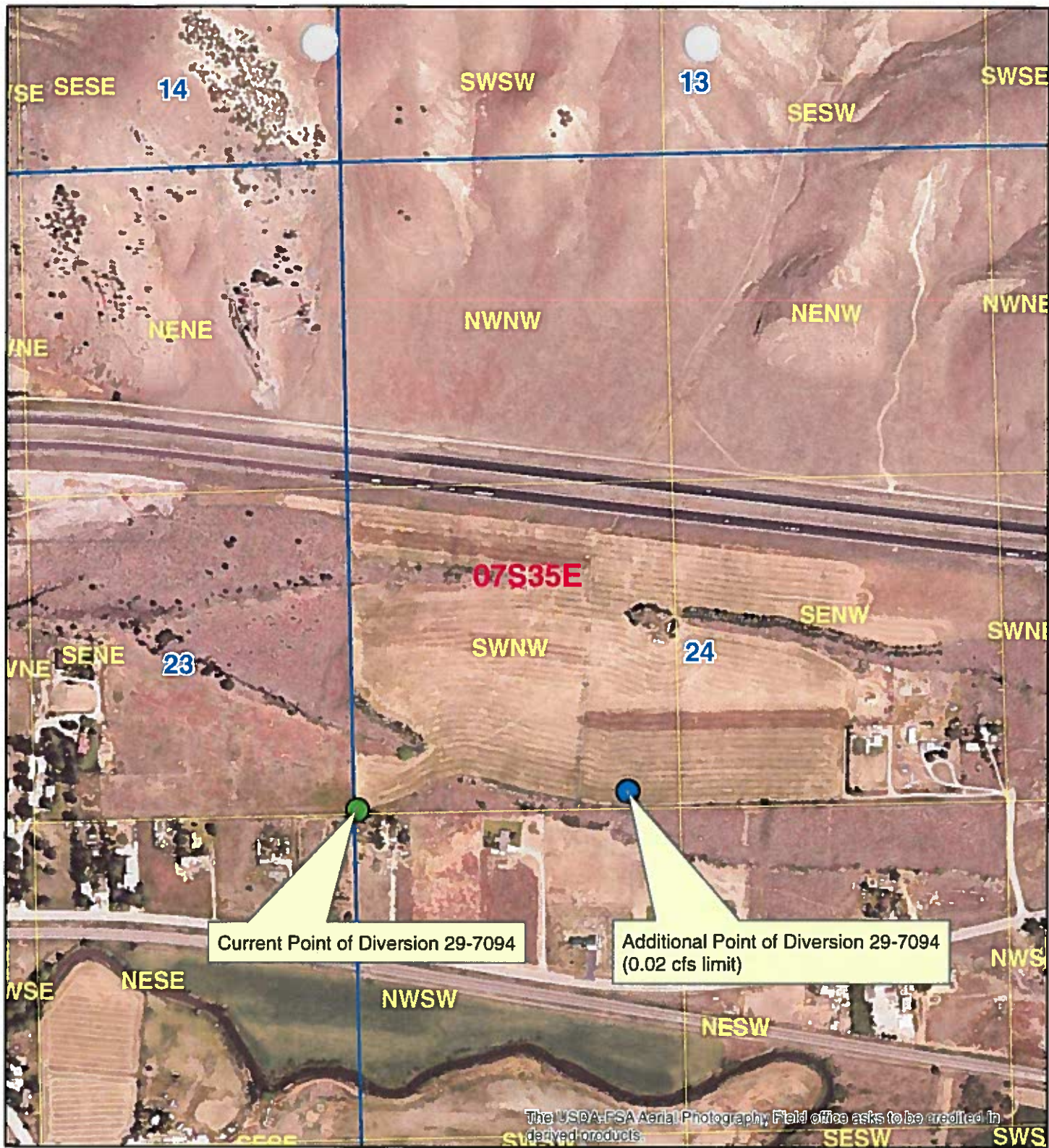
80912

Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Water Supply Bank Enrollment Date Accepted:
Water Supply Bank Enrollment Date Removed:
Application Received Date:
Protest Deadline Date:
Number of Protests: 0

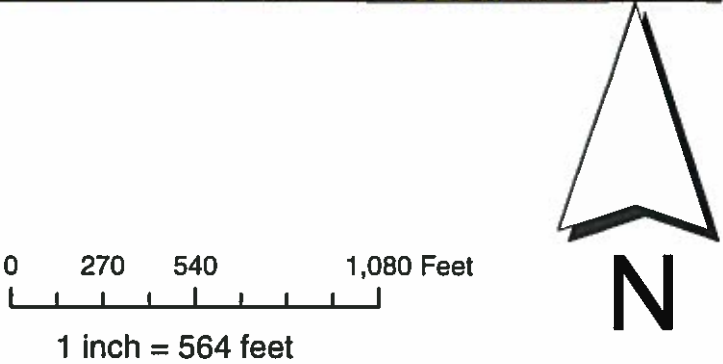
Other Information:
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

80912



-  Township/Range
-  Sections
-  QQ



Subject: Water right--simple follow up needed by you

Date: Monday, May 2, 2016 3:17 PM

From: Deno Deduneke <deno.dudunake@rossignol.com>

To: Dave dudunke <djdudunake@tds.net>, Harry Dudunake <hdude61@yahoo.com>, Janet and Dave Dudunake <janet.dudunake@clearwaterpaper.com>

RECEIVED

MAY 05 2016

Department of Water Resources
Eastern Region

Hello Brothers,

Can you please ASAP print the attached document and then either mail or fax to Blake Jordan at
Idaho Falls Water Resource office fax # is 208-525-7177.

As all three of us are on the water right ownership... he needs a copy of your signature for the files. What is happening here is it is costing us 200.00 bucks to have it recorded on our water rights that the lower pump area (where we put in the new pole 2 years ago) can be a pumping point off our current number. Min use of .020 CFS.

On my end I have the application and signed it along with the check coming from the estate checking account. This now puts all as it should be done... correctly.

Let me know if any questions..okay. I am mailing a copy of this to you as well...so one way or the other it is followed up on...thanks much,
Deno

PS..fax and mailing address found in the attached...can ya let me know when it done on your end..thanks

May 2, 2016

TO:

David Dudunake 31042 Timber Dr. Kendrick, Id 83537

Harry Dudunake 520 Anton Dr Meridian, Id 83646

FROM: Deno Dudunake 51 Winterberry Lane Florence, Ma 01062

PLEASE SIGN THEN FAX OR MAIL THIS DOCUMENT TO:

Dept Of Water Resources

900 N Skyline Dr., Ste A

Idaho Falls, Id 83402-1718

Attn: Blake Jordan

FAX 208-525-7177

PHONE 208-525-7161

Attn: Blake Jordan

REFERENCE WATER RIGHT # 29-7094

"Point of Diversion"

Co-owner applicants signatures needed.

I Harry Dudunake here by agree and provide authority
(print your name)

for the authorization as co-owner to the plan for a "point of diversion" on our
property of 0.020 CFS as stock water. Under water right 29-7094.

Please consider this document and my signature as my approval.

Harry Dudunake DATE: 5-6-16
(your signature)

May 2, 2016

TO:

David Dudunake 31042 Timber Dr. Kendrick, Id 83537

Harry Dudunake 520 Anton Dr Meridian, Id 83646

FROM: Deno Dudunake 51 Winterberry Lane Florence, Ma 01062

PLEASE SIGN THEN FAX OR MAIL THIS DOCUMENT TO:

Dept Of Water Resources

900 N Skyline Dr., Ste A

Idaho Falls, Id 83402-1718

Attn: Blake Jordan

FAX 208-525-7177

PHONE 208-525-7161

Attn: Blake Jordan

REFERENCE WATER RIGHT # 29-7094

"Point of Diversion"

Co-owner applicants signatures needed.

I David Dudunake here by agree and provide authority
(print your name)

for the authorization as co-owner to the plan for a "point of diversion" on our
property of 0.020 CFS as stock water. Under water right 29-7094.

Please consider this document and my signature as my approval.

 DATE: 5/6/16
(your signature)

→ Paid May 6th

80912"