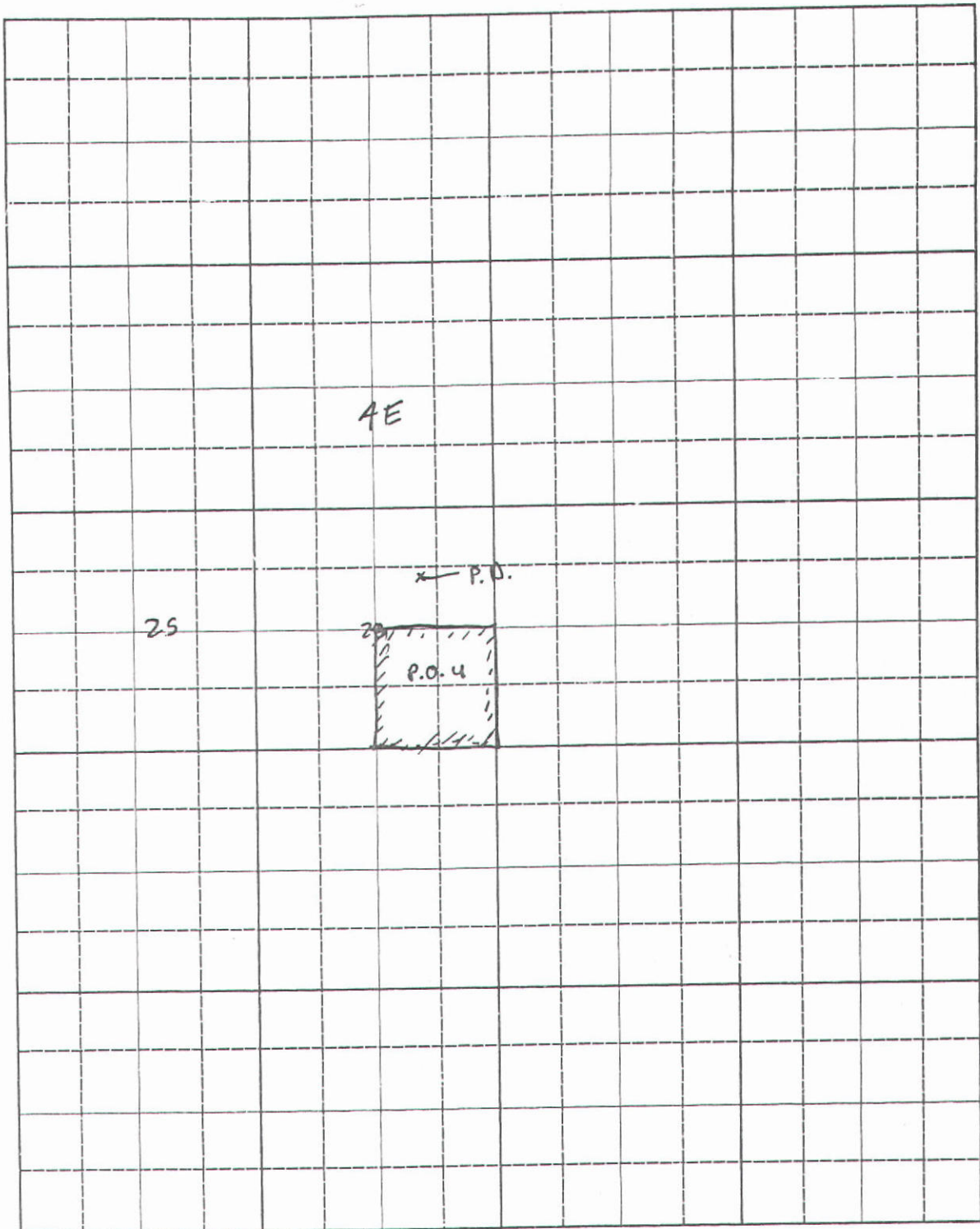


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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.

Big D Ranch Inc. By L. Joel Durand.
(Applicant)

20 | 21
22 | 23

21 | 22
23 | 24

T154 28
38.6

10.4

P/O

7 16.4
6 8.5
5 9.0

38.4

T155 32

4 138.6
7.4
146.0

10" MAIN LINE

2 4.8
3 1.8

33

28 27
35.34

29 | 28
32 | 33

Q20

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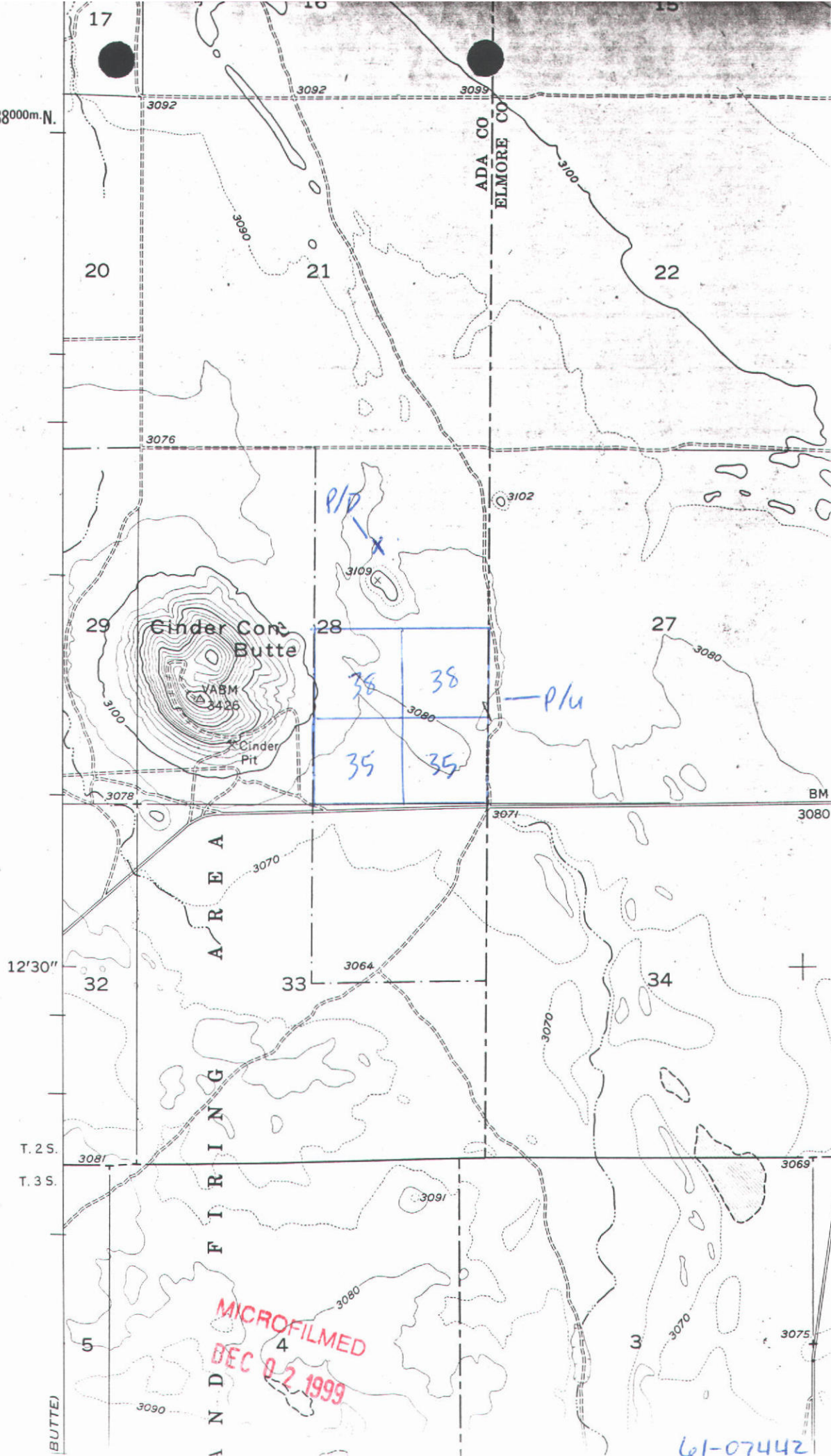
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Not To Scale

4788000m.N.

ADA CO
ELMORE CO

T2S
R4E
Sec 28
No Gov Lts



61-07442



P/D



Mainline



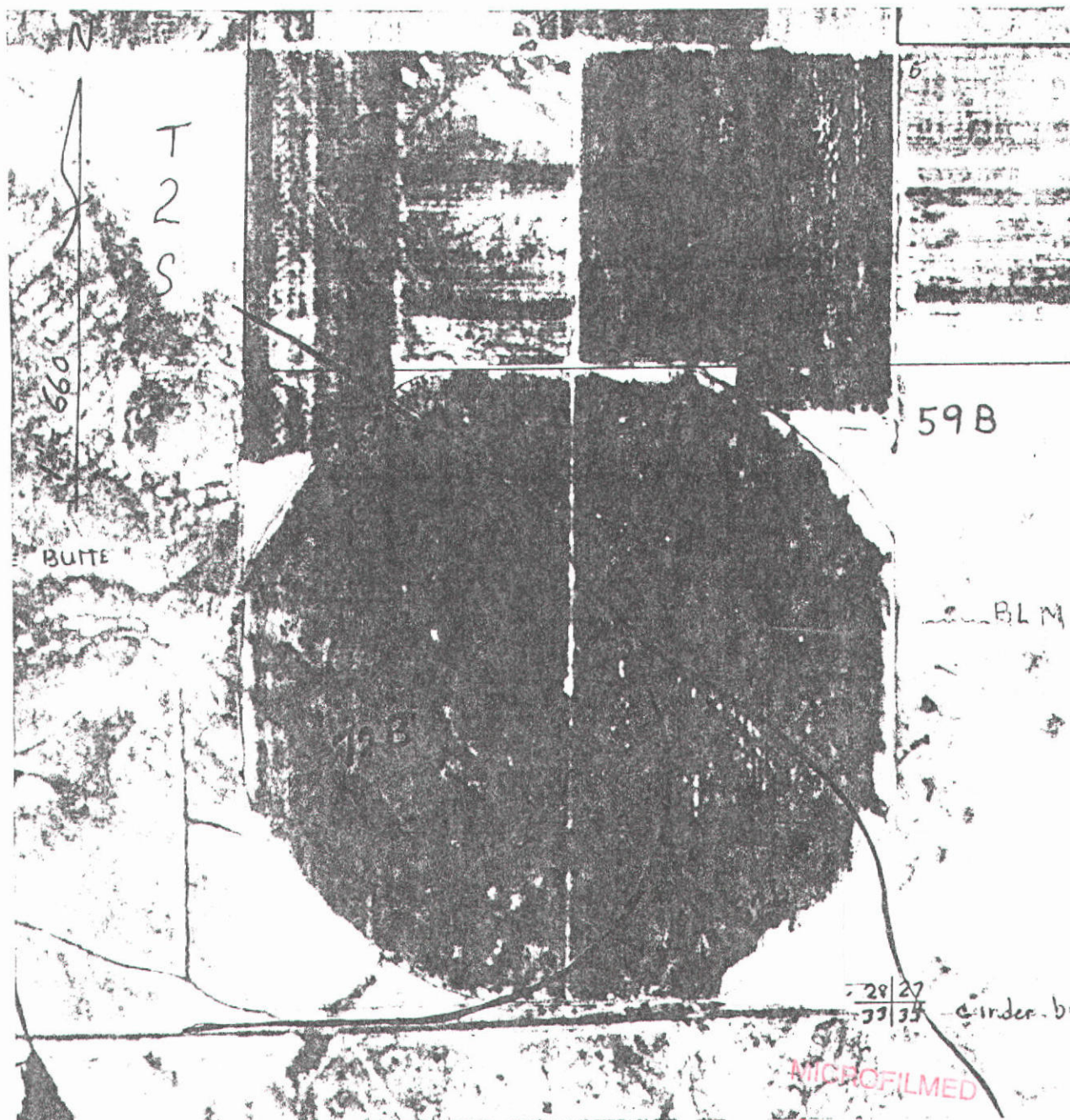
- P/4

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61-07442

SOIL MAP

Owner ELLEN DOWNER Operator Joel Durrant
County Ada State Idaho
Soil survey sheet(s) or code nos. N/A Approximate scale 1:20,000
Prepared by U. S. Department of Agriculture, Soil Conservation Service cooperating
with Ada Soil Conservation District
Tract No: 155

T. 2 S. - R. 4 E.

1984-

20|21
29|28

1/4 S.E. Section of 28
T154 28 27
38.6

21|22
27

X 10.4
6.
26.6
3.
2.0
5
2.0

38.4

2.2.0
4.4.0
4.0
X

T155 32
135.0

DOWNER Property

5
5.2

6
33
28 27
33 34

29|28
32|33

Q20

NOT TO SCALE

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OCT 29 1997

PROPERTY		KEY SHARE	DISPOSITION	METHOD	GROSS ACRES	DEED IDENTITY & NUMBER
NAME	ADDRESS					
		5	7	8	9	10

ONLY Y.)

OCT 29 1997

ALL
118a
Der Miller

ALL
4604
DURRANT + BROWN

295

48

385

1253	28
34	27

3.2

11/10/10

135.2

40.4

28

Wildcat



১৭৭৭

12
18
20
21
22

10



70-10



21
25

21 22
28 27

N-37

A117
117a

Black Raven

arf

S/WNT/OK

A
40.4

D
38.6

A117
460a

DURRANT B.

arf

Beads
pin

C
44.4 (32.8)

B
41.3 (38.1)

B
39.5

A117
461a

(3.5)

Beans

arf

DOWNER

10lc

1.5
A

1983

N.S.
alfalfa

B
135.2

10lc
D
7.0

C 10lc
5.8

28 27
33 34

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ACT 29 1997

N-37

NOT TO SCALE



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

October 12, 1982

14th Ranch
7500 S. 1st Mile Rd.
Meridian, ID 83642

Re: 02-7442

Dear Customer:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

☐ A field examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

☐ A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

Judy Pense

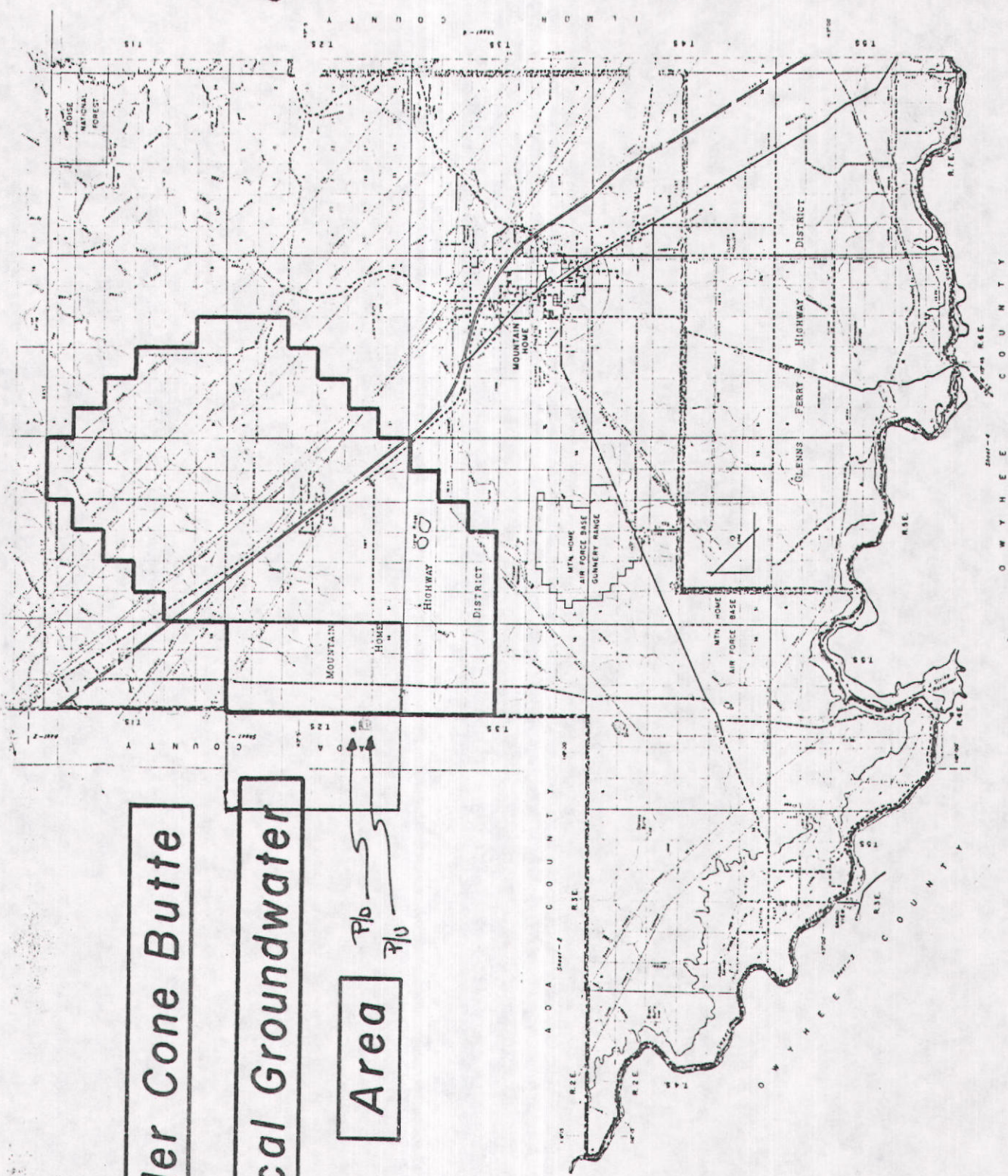
Judy Pense
Secretary

Cinder Cone Butte

Critical Groundwater

Area

P_{10} R_{10}



State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 61-07442

Priority: June 24, 1997

Maximum Diversion Rate: 2.92 CFS
Maximum Diversion Volume: 584.0 AF

This is to certify, that L JOEL DURRANT
VELEEN DURRANT

PO BOX 982

MOUNTAIN HOME ID 83647-0982

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 7, 1981; and has submitted Proof of Beneficial Use on June 24, 1997. An examination indicates that the works have a diversion capacity of 4.900 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	2.92 CFS	584.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 28, Township 02S, Range 04E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	04E	28	NESE 38	NWSE 38	SWSE 35	146
			SESE 35			

Total number of acres irrigated: 146

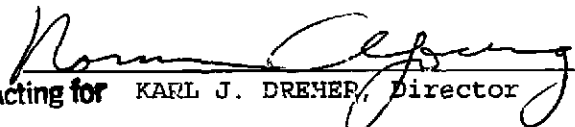
CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. Rights 61-07197, 61-07239, and 61-07321 are also diverted through the point of diversion described above.
3. Rights 61-07197, 61-07239, 61-07321, and 61-07442 when combined shall not exceed a total diversion rate of 14.70 cfs.
4. The right holder or successor-in-interest is not authorized to file an application for transfer to change the point of diversion or the place of use.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 15TH day of NOVEMBER, 1999.

MICROFILMED

DEC 07 1999


Acting for KARL J. DREHER, Director

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

IN THE MATTER OF LAPSED PERMIT)
NO. 61-07442 IN THE NAME OF L.)
JOEL DURRANT AND VELEEN DURRANT)

)

**PRELIMINARY ORDER
REINSTATING PERMIT**

This matter having come before the Idaho Department of Water Resources (department), as a result of a request to reinstate a lapsed permit, the department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. On June 30, 1981, the department issued Permit No. 61-07442 (permit) in the name of Big D Ranch authorizing the diversion of 3.2 cubic feet per second of groundwater for the irrigation of 160 acres within the SE1/4 Section 28, T2S, R4E, B.M. The proposed point of diversion was located within the SW1/4NE1/4 Section 28, T2S, R4E, B.M., Ada County.

2. On July 8, 1982, Big D Ranch submitted proof of beneficial use of water to the department.

3. On April 3, 1987, the department notified Big D Ranch by certified mail that House Bill 671, enacted by the Idaho legislature which became effective on April 4, 1986, required the Big D Ranch to submit a license examination fee. Big D Ranch did not respond to the notification and did not submit the required fee.

4. On May 5, 1988, the department sent a lapse notice to Big D Ranch advising that on June 3, 1988 the permit would lapse and be of no further force nor effect. The department also advised how to prevent the permit from lapsing and again requested the license examination fee.

5. On May 11, 1988, David R. Durrant advised the department that the Big D Ranch partnership had been dissolved in 1984 and that all correspondence should be sent to Joel Durrant (Durrant), HC 34, Box 70, Boise, Idaho, 83706.

6. On October 28, 1988, the department resent the lapse notice to Big D Ranch c/o Joel Durrant, HC 34, Box 70, Boise, Idaho, 83706 but received no response to the notice.

7. On June 24, 1997, Durrant submitted proof of beneficial use of water for the lapsed permit together with a license examination fee and requested reinstatement of the lapsed permit. Durrant subsequently provided supporting information to show that the lapsed permit essentially had been assigned to Durrant in 1984 at the time the Big D Ranch Partnership had been dissolved.

8. Durrant also submitted information to show that in 1987, the center pivot used to irrigate the SE1/4 Section 28 was removed and in 1989, the 160 acre tract was enrolled in the federal CRP program. The land has not since been irrigated.

9. Durrant explained that misdirection of the mail to him and his misunderstanding of the proof submittal process was the reason for filing a late proof of beneficial use statement.

CONCLUSIONS OF LAW

1. Section 42-218a.2., Idaho Code provides in pertinent part as follows:

That upon receipt of proof of beneficial use after sixty (60) days after such notice of lapsing, the director shall require sufficient evidence to be submitted by the permit holder to clearly establish the extent of beneficial use made during the time authorized by the permit and any extension of time previously approved. Upon finding that beneficial use occurred during the authorized period and upon a showing of reasonable cause for filing a late proof of beneficial use, the director may reinstate the permit with the priority advanced to the day that proof of beneficial use was received; (Emphasis added).

2. Durrant has provided evidence to show that water was diverted and used during the authorized development period and sufficient reason why proof was submitted late.

5. The director should reinstate the permit as requested by Durrant.

ORDER

IT IS HEREBY ORDERED that the assignment fee provided in Section 42-221, Idaho Code, is **WAIVED** since the change in ownership of the lapsed permit occurred prior to the time an assignment fee was required.

IT IS FURTHER THEREFORE, HEREBY ORDERED that lapsed Permit No. 61-07442 be **REINSTATED** in the name of L. Joel Durrant and Veleen Durrant subject to the following conditions and limitations:

1. The permit holder or successor-in-interest is not

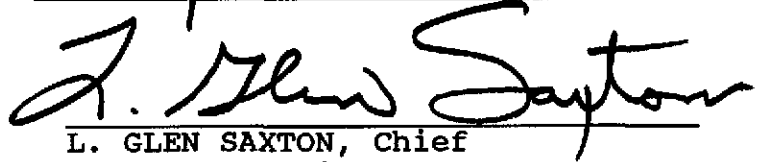
RECORDED

OCT 29 1997

authorized to amend the permit to change the point of diversion to a different well and is not authorized to file a transfer on any license issued pursuant to the permit to change the point of diversion to a different well.

2. The permit holder or successor-in-interest is not authorized to change the place of use of the right from the SE1/4 Section 28, T2S, R4E, B.M.

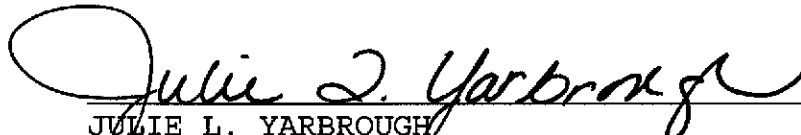
Dated this 8th day of September, 1997.


L. GLEN SAXTON, Chief
Water Allocation Bureau

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on the 9th day of September, 1997,
a true and correct copy of the foregoing **PRELIMINARY ORDER** was
forwarded, by regular U.S. Mail, to the parties listed:

L. JOEL DURRANT
VELEEN DURRANT
P.O. BOX 982
MOUNTAIN HOME, ID 83647



JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

RECEIVED

SEP 05 1997

Department of Water Resources

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[] Water Right Number(s): 61-7442

[] Name and Address of
Former Claimant: Big D. RANCH Inc.
7590 South TEN MILE Rd.
MERIDIAN Idaho ~~83647~~ 83642

[] New Claimant(s): L. JOEL DURRANT

[] New Mailing Address: Post OFFICE Box 982
Mountain Home Idaho 83647

New Telephone Number: (208) 343-9063

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

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

Big D RANCH Inc. was dissolved. MAR 1984 All property owned
by Big D RANCH- in Cinder Butte area was TRANSFERRED to L. Joel Durrant
IN that TRANSACTION. by David R Durrant included permit # 61-7442
BIG D. RANCH PRES.

[] Attach proof of ownership
Describe proof attached: _____

[] Signature of New Claimant(s): L. Joel Durrant.

Date: _____

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

(NO SPLIT)

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JUN 24 1997

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 25 1997

PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

S.E. 1/4 Section 28 T2S R4E-

1. Permit No. 61-7442 Telephone No. 208-343-9063
2. Name(s) of Permit Holder(s): Big-D-Ranch By L. Joel Durrant
3. Mailing Address: P.O. Box 982, Mountain Home Id. 83647
4. Source of Water: well If GROUNDWATER (well), Date Drilled: mo. Dec. 31 / yr. 1976
 - a. Well Driller: DAVE JOHNSON (wells 3 holes) Drilling Permit Number: -
 - b. **OPTIONAL:**
Pump Horsepower: 300 Pressure (psi): 70 psi Dynamic pumping level (ft): 380
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): - Stockwater (No. and type of stock): -
Irrigation (No. of acres): 140 Other: -
6. Total rate of diversion and/or volume for which proof is submitted: 1100 gpm. cfs OR - acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes <u>x</u>	or	No <u>-</u>
	Has the measuring device been installed?	Yes <u>x</u>	or	No <u>x</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes <u>-</u>	or	No <u>-</u>
	Has the measurement port been installed?	Yes <u>-</u>	or	No <u>-</u>
8. Fee Enclosed: \$ - (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: L. Joel Durrant Telephone Number: 343-9063
Address: Cinder Butte - home immediately North & East of Butte -
mailing Address - P.O. Box 982 Mountain Home Idaho -
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: L. Joel Durrant
(include your title, if on behalf of company or organization)

Date: MAY 14 1997

OCT 29 1997

NOTICE

This file has been REPRODUCED
from MICROFICHE.

Carla J. Block
Person Recreating File

June 26, 1999
Date

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Big D Ranch Phone 888-1710

Post office address 7590 S. Ten Mile Road, Meridian, ID 83642

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 28 Township 2S

Range 4E B.M. Ada County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 3.2 for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)

(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 3.2 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, pump & pipeline.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir

capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.

(Month/Day)

(Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial

use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____

Range _____ B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

b. If water is used for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2S	4E	28													40	40	40	40	160

Total number of acres to be irrigated 160

c. Describe any other water rights used for the same purposes as described above. None

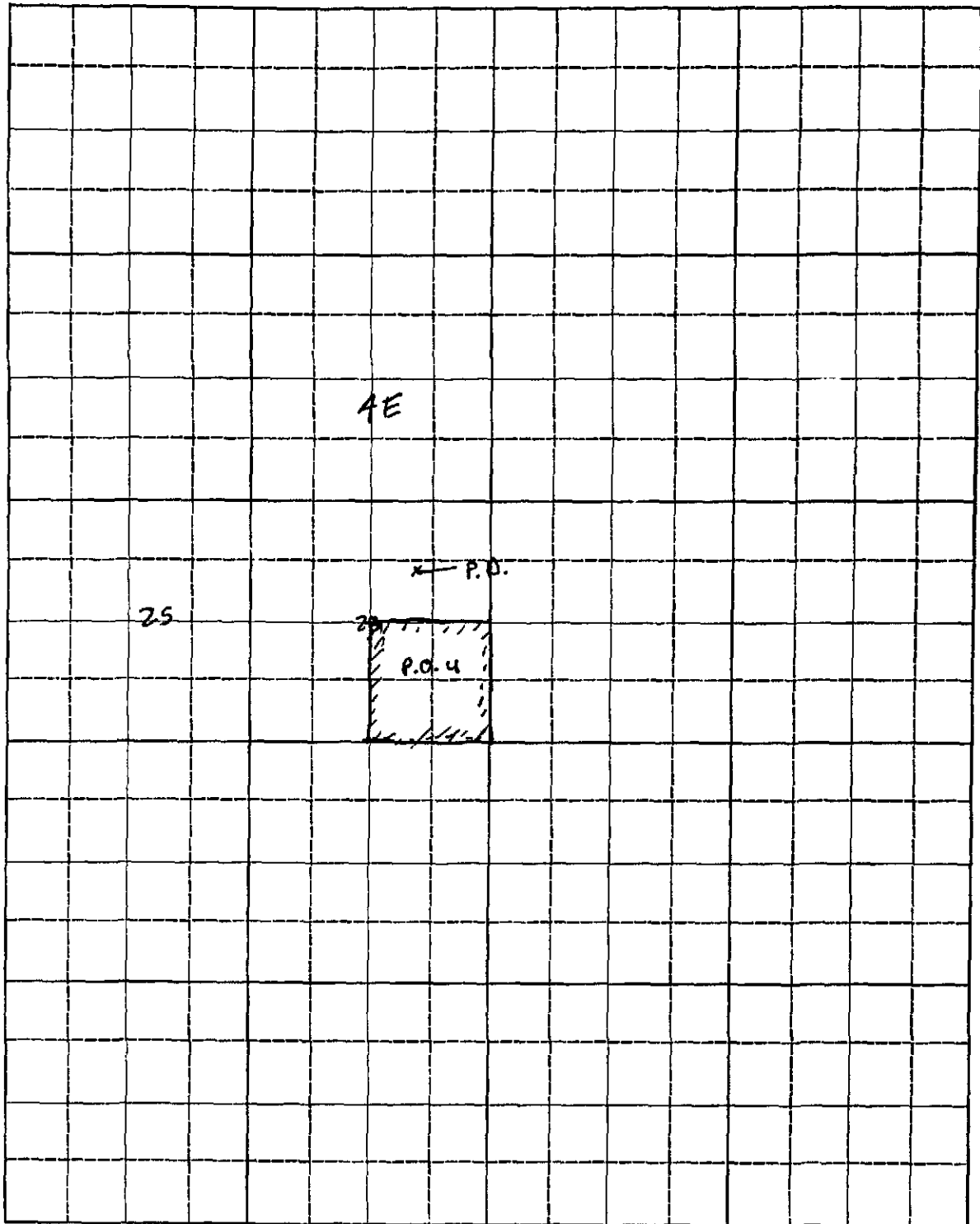
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Ellen Downer

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Applicant leases ground to be irrigated.

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale 2 inches equal 1 mile.

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.

Big D Ranch Inc. By L. Joel Durand.
(Applicant)

Proposed Priority

5/7/81

Received by Com Date 7/11/81 Time 2:30 pm

Preliminary check by CHS Fee \$ 105.00

Received by NCH Date 5/7/81 # 18915

Publication prepared by nea Date 5/15/81

Published in Stateman

Publication dates 5/21 + 28/81

Publication approved nea Date 6/5/81

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DBS R

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 61-7442, and said application is hereby approved.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 19 86.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
(2) The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 30th day of June, 19 81.

L. Glen Saxton
Chief, Operations Bureau

MEMORANDUM

To: File 61-07442
From: L. Glen Saxton 
RE: PHONE CALL FROM JOEL DURRANT
Date: November 14, 2000

On this date, Joel Durrant called wanting to know if the Department would allow a transfer of either the place of use or point of diversion of water under License No. 61-07442. I reviewed the file and license and determined that the conditions on the license precluded a change in either the point of diversion or place of use.

I called Mr. Durrant back and explained that the reason for the condition was the limited capacity of the well providing water for the right and that the condition prevents future enlargement in use of water. I also stated that because of the condition and the reason for it, that the department would not approve a transfer.

12.1.99- Mail returned
I phoned the Ada County
Assessor's Office & they
gave me the following:

< 2390 E 3775 N
Filer ID 83326 >

I verified the address
in the phone book and
got the phone number

< 326-4055 >

Mail resent on 12.2.99
Kerith

IDAHO DEPARTMENT OF WATER RESOURCES
1301 North Orchard St.
P.O. Box 83720
Boise, ID 83720-0098
(208) 327-7900

NOT DELIVERABLE
AS ADDRESS
UNRECOGNIZED

RECEIVED

DEC - 1 1999

Department of Water Resources

NOV

DEC 1 1999

WPA



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

November 16, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

L JOEL DURRANT
VELEEN DURRANT
PO BOX 982
MOUNTAIN HOME ID 83647-0982

RE: WATER RIGHT NO. 61-07442

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet to obtain the proper reporting form.

If you have any questions, please call me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

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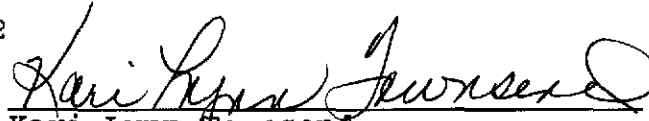
DEC 02 1999

CERTIFICATE OF MAILING

I hereby certify that on the 16th day of November, 1999, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 61-07442

L JOEL DURRANT
VELEEN DURRANT
PO BOX 982
MOUNTAIN HOME ID 83647-0982


Kari Lynn Townsend
Secretary

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DEC 02 1999

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

MICROFILMED

DEC 02 1999

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MICROFILMED
DEC 02 1999

B/U FIELD EXAM REVIEW

by Cindy Lou

Permit #: 61-7442 Name: Durant Date: 12/3/98 ✓ Lots ✓

NAME Chng Same ✓ Or Address Change?

SOURCE ✓ Clarify source _____
✓ Prelim. Order to Void - Source change.

P/D ✓ Amendment Needed? Addn'l 1/4? _____ Legal _____ P39
 Same 1/4? _____ W32 _____ P36
 Overlap(s) 61-7239

P/U ✓ Amendment Needed? reduce acres due to pivot P41
 Overlap(s) none on pivot
 (Gov't use special ¶'s) _____ *P/D & P/U Amend? P37

RATE ✓ Permit/proof fee limits 3.2 1 3.2
✓ Measured Quantity = 4.91 cfs Theoretical Quantity = 4.92 cfs
2200 gpm per 61-7239 (land currently in CRP)
 (HP) $\frac{8.8 \times 0.70 \times 300}{260' + (2.31 \times 50)} = 4.92$ cfs $\frac{146 \text{ ac} \times 0.02 \text{ cfs/ac}}{2.92 \text{ cfs}}$
✓ Recommended capacity 4.91 cfs
✓ Recommended rate 2.92 cfs

VOLUME ✓ Season: (C 1 40) 4/1-10/31 = 214 days
 Calculations: _____
146 ac x 4.0 AF/ac = 584.0 AF
✓ Flow limit: 4.91 cfs x 214 days/yr. x 1.9835 = 2084.1 AF
✓ Recommended volume 584.0 AF AF

USES ✓ Same Nature of Use? _____ P46
✓ Amendment Needed? _____

REMARKS ✓ Multiple p/d's in same 1/4? Use W32
✓ ① W36 ② Limit comb WR by capacity of well. ③ W27

CONDITIONS ✓ Measuring Device (R43) or Lockable Controlling Works (R02)
✓ Watermaster Control (R04) - WD # _____
R64 Irrigation rate/annual volume overlap
✓ GW irrigation replaces surface water (050)
✓ GW irrigation supplements surface water (065)
✓ Water Quality
✓ Other _____

PRIORITY App Rod 5/7/91 Due 6/1/96 Rcd 6/24/97 (late)
 Receipt# W22659 Fee OK? Yes/No 150
 Order to Reinstate Needed? Yes Done? 12/98 Advanced to: 6/24/97
 Priority 6/24/97 Examined 10/31/97
Connected into PPU system.

COMMENTS. reduce acres due to pivot. corners not irrigated.

USE	CFS	VOLUME
<u>Irrigation</u>	<u>2.92</u>	<u>584.0</u>
<u>TOTAL</u>	<u>2.92</u>	<u>584.0</u>

Pd: 61-7239
 SRBA Overlap no P.U.
 Adjustment Memo _____
 LICENSE
 #1 AMEND _____/P38
 #2 AMEND (R)P42/(C)P47

MEMORANDUM

DATE: December 31, 1998
TO: File No. 61-07442
FROM: Cindy Zimmerman
SUBJECT: Overlap Review²³.

An examination of 61-07239 in 1981 found the right holder was irrigating more land than he had rights for. Because of that exam, the right holder filed this right. Both exams confirm license 61-07239 and this right are diverted from the same well. The lands under both rights were put into a CRP contract from 1990 to 1999.

I searched the adjudication and allocation databases for overlapping points of diversion and places of use. No other rights or claims serve the place of use served under this right. The allocation database identifies 61-07239 as an overlapping point of diversion. The adjudication database listed "R"-records on 61-07197, 61-07239, and 61-07321 with p/d in SWNE, S28, T02S, R04E. The "R"-records show all claims as on a common system with permissible places of use. 61-07442 was not claimed and the place of use was not included in that permissible place of use.

I called Jan Shurte at Western for clarification on the recommendation of the claims. Attached is the fax Jan sent of a letter dated February 27, 1997 from the right holder explaining the interconnection. Mel Shulte reviewed and recommended the claims. I asked Mel for a copy of his system capacity calculations. I attached a copy of his calculations. The four wells recommended under the claims were measured in 1981 at 2100 gpm, 1100 gpm, 1200 gpm, and 2200 gpm, for a total of 14.70 cfs. The three claims were licensed for irrigation use at 8.00 cfs, 3.20 cfs, and 1.80 cfs, for a total of 13.00 cfs. When the SRBA claims are combined with this right, the total combined rate of flow for irrigation use should be limited to the combined system capacity of 14.70 cfs.

Examiner: Lori Graves
Examined: October 31, 1997

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	<u>D.R.</u>	<u>AV</u>	<u>ACRES</u>
61-07321	**1.80 cfs	*2812.5 AF	625
61-07197	**** 8.0 cfs	**2812.5 AF	625
61-07239	• 3.20 cfs ■ 13.0 cfs	720 AF ■ 3532.5 AF	160 785 PPU

- * When combined with 61-07197 (per license)
- ** Limited to 9.8 cfs when combined with 61-07197 (per license)
- *** When combined with 61-07321 (per license)
- **** When combined with 61-07321 limited to 9.8 cfs.
(system capacity per licenses when combined = 9.8 cfs)
- capacity of the system was 4.90 cfs.
- When all three rights are combined

Cindy your request caused me to review my recommendations and change the quantities I previously made. Call me if you have questions.

ME

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DEC 02 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

PHILIP E. BATT
GOVERNORKARL J. DREHER
DIRECTOR**FAX TRANSMITTAL COVER SHEET**

FAX # (208) 334-2348

DATE: 12-7-98TO: CINDY ZIMMERMANFROM: JAN SHURTE

DOCUMENT DESCRIPTION:

LETTER FROM JOEL DURRANT CONCERNING
COMBINING OF SYSTEM. MEL DIDN'T GO OUT
DOUBLECHECK, HOWEVER, CINDY & HIM DECIDED
TO GO WITH THIS LETTER. HOPEFULLY, THIS WILL
(OR MAKE IT WORK) IN YOUR LICENSING OF THE PERM.
I HOPE IT HELP

TOTAL PAGES SENT: _____ + COVER SHEET

CONTACT: _____

P.S. WE WILL BE RECOMMENDING THE CLAIMS ~~BE~~ BE
SHOWN ON THE R RECORDS. THANKS, Jan

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DEC 07 1999

~ Celebrating Our Centennial Year of Service to Idaho 1895-1995 ~

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MAR 05 1997

WATER RESOURCES
WESTERN REGION

February 27, 1997

Water Resources
Cindy Hodges
Atten: Mel Schulte

Mel,

After I met with you, Cindy outlined what we must do to comply with laws and regulations concerning our past usage of water and permits on land within our present farm. We joined the water from three wells in Elmore County from Section 34 and 37 T 2 S R 4 E with water in Ada County in Section 28. The farm is composed of one large contiguous parcel. In 1981 we joined irrigation pipe to make water from one well serve any of the portions of the 800 acres.

I enclose maps and invoices that indicate the time this began to be used back and forth within the four wells,

We are interested in making these three permits joined as one to the 800 acres because of an impending sale of the farm to one owner

The enclosed map by "Jan" in Jan 1977 indicates location of three wells on our farm which are associated to water permits 61-7197 and 61-9321 on Section 27 and 34 of T 2 S R 4 E. In 1981 we installed ¼ mile of 8 inch PVC and interconnected the well in Section 28 (permit 61-7239) to the main line associated with permits 61-7197 and 61-7321

We enclose a copy of an invoice from our supplier "Rain For Rent" #96003 dated April 17, 1981 showing 1380 feet of 8 inch 125 psi PVC and related steel fittings and pipe and valves and water meters, etc. to connect the underground 8 inch pipe to the existing 8 inch portable aluminum pipe.

During the years of '87 to '96 this area of ground was enrolled in government CRP. At the close of that ten year period we have put permanent buried PVC which interconnects all four wells and their respective permits and points of diversion.

help us

We ask you to prepare all necessary papers so we can properly execute and file them. We appreciate your pointing out this problem to us.

If you need further information or inspection or verification please make it known to us so we can comply.

Thanks for your help. Sincerely,

L. Jeff Burnett

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DEC 02 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

NOV 25 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 61-07442

1. Owner: L Joel Durrant Phone No. 343-9063

Current Address: PO Box 982 Mtn Home ID 83647

2. Accompanied by: Joel EXAM DATE : 10/31/97

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Ground Water tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: 61-07239

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Govt. Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Method of Determination/Remarks
			SW	NE	28	2S	4E	Ada	USGS Quad, CFSA Photos

2. Place(s) of Use:

Indicate Method of Determination CFSA PHOTO

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2S	4E	28													38	38	35	35	146

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3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

SEE ATTACHED PHOTOS AND MAPS.

Y Copy of USGS Quadrange Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

Y Aerial Photo Attached (required for irrigation of 10+ acres).

Y Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Westinghouse	300	7604	Well Line	45953

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: Flow measured on same well in 1980 for license 61-07239 with McCrometer measuring device

E. NARRATIVE/REMARKS/COMMENTS

A well equipped with a 300 hp pump supplies water to 146 acres via pivot and handline sprinklers (for the north end corners). The pivot acres were placed in CRP in 1989. The corners were not. The permit lapsed, then was reinstated in 1997 due to sufficient evidence of development and excuse for delayed correspondence (see file). The well also supplies water to 160 acres in the NE qtr of section 28. These acres are covered with license 61-07239. The pump has not changed since that exam. No other water rights are used. The North corners mentioned above have been irrigated for hay. This right, when combined with license 61-07239, should be limited to 4.91 cfs pumping capacity.

Have conditions of permit approval been met no

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F. FLOW CALCULATIONS

Measured Method:

 / Additional Computation Sheets Attached

Per 1980 field exam for license 61-07239: 2200 gpm = 4.91 cfs capacity

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 146 \times 4 = 584$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.92 \times 214 \times 1.9835 = 1239$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 584$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
<u>Irrigation</u>	<u>4/1</u>	<u>10/31</u>	<u>2.92</u>	<u>584</u>
Totals:			<u>2.92</u>	<u>584</u>

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name Lon Granger Date 11/24/98

Reviewer _____ Date _____

SEAL

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DEC 02 1999

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

B.9 D Runch
P/O SENE S. 28
T. 25 R. 4E

1481

21

#61-7239
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☒ Appointment letter mailed	7-21-80	KC	
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 7 MAY 1981 Accompanied by L. Durrant Total Q measured 4.91 cfs
If source is surface water, estimate total flow of source _____
Methods of measurement Flow meter 2200 gpm Meets Permit requirements? YES

Measurement calculations:
Flow meter 2200 gpm 4.91 cfs Allow 3.2 cfs as per permit
488 4.90
 $V = 160 \text{ ac} \times 4.5 = 720.0 \checkmark$

$$3.2 \times 1.9835 \times 245 = 1555.1$$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
<u>1</u>	<u>3/4</u>	<u>Westinghouse</u>	<u>7644</u>	<u>LINE</u>	<u>45953</u>	<u>McCombs</u>	<u>Good</u>	<u>No #</u>

System Description well pump into mainline w/ pivot and wheel lines.

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE IRRIGATION Irrigation requirement = 4.5 AFA/Acr.
Q (cfs) 32 ✓ V (afa) 720 ✓ FROM 3/15 TO 4/15

Total 3.2 720

Remarks WATER COURTS 320 ACRES. HAD DURRANT FILE NEW APP. FOR ADDITIONAL WATER.

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DEC 02 1999

61-07442

50 HP Booster



[illegible]

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DEC 02 1993

61-07442

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

1. DRILLING PERMIT NO: No Log found OTHER APPLICABLE NO: 61-07442
2. OWNER: Joel Durrant Phone: 343-9063
Address: Mtn Home
3. WELL LOCATION: Twp 25, Rge. 4e, Sec. 28, SW 1/4 NE 1/4
County Ada (Provide sketch map and photo on reverse.)
4. DRILLER: U/K Lic. No. _____
When Drilled? _____
5. WELL CONSTRUCTION:
Casing Diameter _____ inches Water tight cap? ☒ Yes ☐ No Access Port: ☐ Yes ☒ No
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing _____ ft. Method Drilled _____
Condition of Well Casing: ☐ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☐ Yes ☐ No Pressure Gauge: ☐ Yes ☐ No
Condition of Piping and Valving _____
Auger to a depth of _____ ft. Evidence of Annular Seal ☐ Yes ☐ No
Are there obvious construction problems that may be a source for contamination or waste of water?
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)
6. HYDROLOGIC INFORMATION:
Depth to Static Water _____ ft. Water Temperature cold °F
Flowing Artesian ☐ Yes ☒ No Pressure: _____ (psi)
Water Sample Taken? ☐ Yes ☐ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____
7. WELL USE:
☐ Domestic ☒ Irrigation ☐ Stock
☐ Test ☐ Municipal ☐ Industrial
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used
☐ Other: _____

DEC 02 1993

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☒ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

How far away from the well is this source? _____

9. REMARKS:

*No log found
Drilled prior to 1980*

L

Signature of Dept. Representative & Title

10/31/97

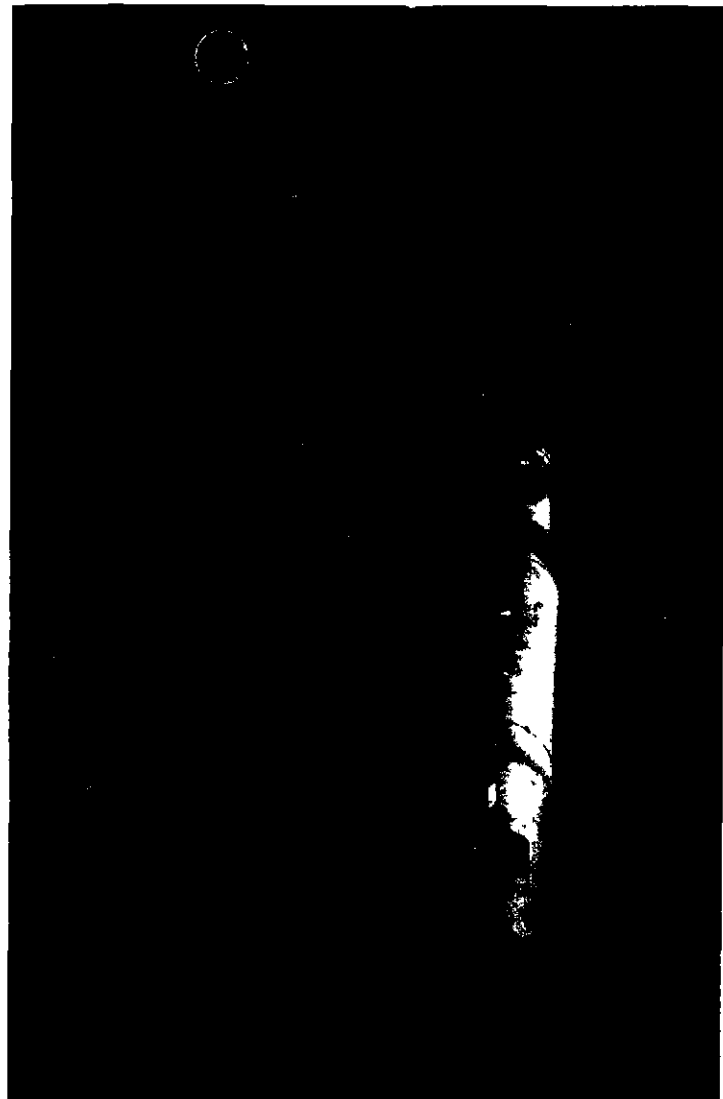
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:

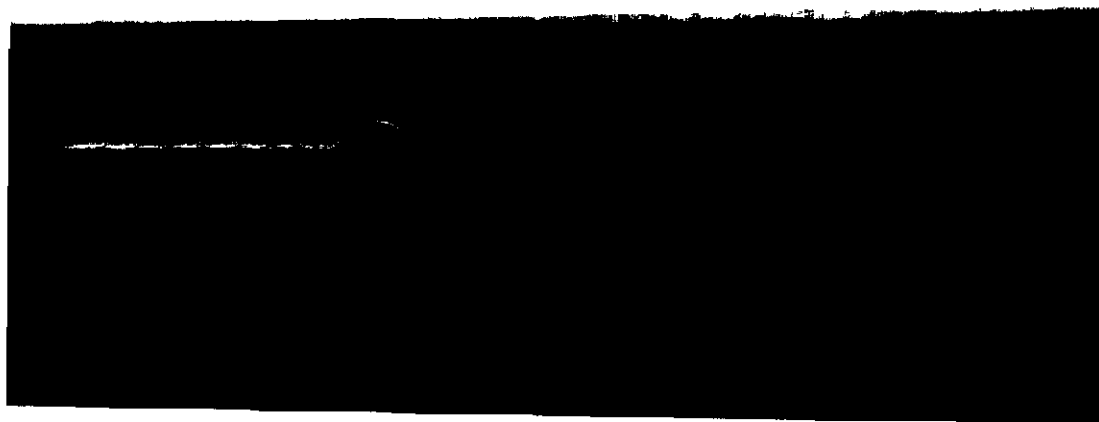
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P/D



Mainline



- P/4

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DEC 02 1999

61-07442



Farm Management Company

139 East South Temple
Suite 110
Salt Lake City, Utah 84111-1103
801/359-1600

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DEC 05 1997

Department of Water Resources

Dec. 2, 1997

Glen Saxton
State of Idaho
Department of Water Resources
1301 North Orchard St
P.O. Box 83720
Boise, ID 83720-0098

Dear Mr. Saxton

This letter is to confirm the conversation we had on Dec. 2, 1997 that relates to Permit # 61-07442. Farm Management Company is currently purchasing land from L. Joel Durrant who resides in Ada County near the Elmore County line. And we are concerned about the possibility of being required to share the well with the owner of the SE ¼ of Sec. 28, T2S R4E. The following list outlines the conditions of the permit under question.

Permit is under the control of L. Joel Durrant

Permit is non-transferable and assigned to the SE ¼ of Sec. 28, T2S R4E.

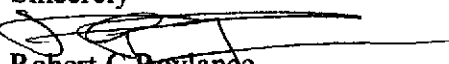
The SE ¼ of Sec. 28, T2S R2S, is owned by John and Ellen Downer

The point of diversion is at a well owned by Mr. Durrant. This well also supplies water to Permit # 61-07239. The well is located in the SW ¼ NE¼ Sec 28 T2S R4E.

The point of diversion for Permit # 61-07442 cannot be transferred to another well

It is our understanding the Idaho Dept of Water Resources will never require that the owner of the well with the point of diversion described in Permit # 61-07442 supply water to the owner of SE ¼ of Sec 28. If these assumptions are incorrect please inform us immediately.

Sincerely


Robert C. Roylance

CC L. Joel Durrant
John & Ellen Downer
Karl Keeler
Glade Pincock

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DEC 02 1999

MEMORANDUM

To: File 61-07442 in the name of Joel and Veleen Durrant
From: L. Glen Saxton *WJS*
RE: TELEPHONE CALLS
Date: November 17, 1997

On this date, I returned a call to Glen Nielsen (459-0134) of Caldwell in connection with reinstated Permit No. 61-07442. He inquired about the conditions of approval in the department's September 8, 1997 preliminary order and ultimately requested that I call Bob Roylance (1-800-677-2033) in Salt Lake City, Utah who is the farm manager for the LDS church concerning the permit and its conditions. The LDS church is considering buying the Joel Durrant property.

I did call Roylance as requested and discussed the conditions of the permit and the effect of the conditions. Roylance said he planned to contact Joel Durrant concerning the permit.

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DEC 02 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

September 9, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: In the matter of Lapsed Permit No. 61-07442 in the name of L.
Joel Durrant and Veleen Durrant

Dear Interested Parties:

The accompanying order is a "preliminary order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the department unless a party petitions for reconsideration within fourteen (14) days after issuance as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the hearing officer within fourteen (14) days of the service date of this order. The hearing officer will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding to the Director. Otherwise, this preliminary order will become a final order of the agency.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Director. The

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Director retains the right to review the preliminary order on his own motion.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one(21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

Sincerely,



L. GLEN SAXTON, Chief
Water Allocation Bureau

Enclosure

C: IDWR - Region

back to file
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Department of Water Resources

September 3, 1997

L Glen Saxton, Chief
Water Allocation Bureau
Idaho Dept Water Resources
1301 N. Orchard St
P O. Box 83720
Boise, ID 83720-0098

RE. Request to Reinstate Permit # 61-07442

Dear Mr Saxton,

Thank you for helping us via phone calls. We hope the enclosed information will suffice to provide the needed documentation to show we are the authorized permit holders.

We note that Permit # 61-07239 should be transferred from Big D Ranch, Inc. to L. Joel and Veleen Durrant. Could you help us with that transfer of license?

Please call us if there are any questions.

Thanks. Sincerely,



L. Joel Durrant

1001 28 1007

001 28 1007

Consolidated of Summit
2438114
2414576

8602441

EXHIBIT 1

CORPORATION WARRANTY DEED

THIS INDENTURE, Made this 26th day of March, 1984, between
BIG D RANCH, INC., a corporation duly organized and existing under
the laws of the State of Idaho, and having its principal office in Idaho
at Meridian, in the County of Ada, party of the first part, and L. JOE
DURRANT and WILEEN G. DURRANT, husband and wife, of 2865 W. Lake Hazel
Road, Meridian, County of Ada, State of Idaho, parties of the second part,

WITNESSETH, That the said party of the first part, having been
hereunto duly authorized by resolution of its Board of Directors, for
good and valuable consideration, to it in hand paid by the said parties
of the second part, the receipt whereof is hereby acknowledged, has
granted, bargained and sold, and by these presents does grant, bargain,
sell, convey and confirm unto the said parties of the second part, and
to their heirs and assigns forever, all the following described real
estate situated in Ada County, State of Idaho, to-wit:

PARCEL I

Northeast one-quarter (1/4) of Section 28 Township 2 South
Range 4 East Boise Meridian.

PARCEL II

Township 2 North, Range 1 West, Boise Meridian Section 2:
Beginning at a point on the Section line which bears East 1238.92'
from the Section corner common to Sections 34 and 35, Township
3 North, Range 1 West, Boise Meridian and Sections 3 and 2,
Township 2 North, Range 1 West, Boise Meridian. Thence
South 1427.31' to the center line of the MASON CREEK FEEDER.
Thence North and West following the centerline of said MASON
CREEK FEEDER to its intersection of the North line of said
Section; Thence East to the REAL POINT OF BEGINNING.

EXCEPT:

Right of ways of MASON CREEK FEEDER Canal.

SUBJECT TO ENCUMBRANCES OF RECORD.

RECORDED

TOGETHER With all and singular and tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and 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 said party of the first part.

TO HAVE AND TO HOLD, all and singular, the above-mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever. And the said party of the first part, and its successors, the said premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns, against the said party of the first part, and its successors, and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The party of the first part has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary in pursuance to said resolution the day and year first above written.

BIG D RANCH, INC.

By David R. Durrant
David R. Durrant, President

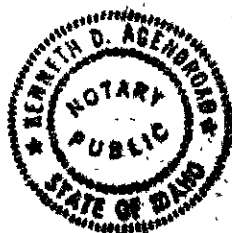
ATTEST:

L. Joe Durrant
L. Joe Durrant

STATE OF IDAHO, }
COUNTY OF ADA, } ss.

On this 26th day of March, 1984, before me, the undersigned, a Notary Public in and for said State, personally appeared David R. Durrant, known to me to be the President of Big D Ranch, Inc., the corporation that executed the within and foregoing instrument, and acknowledged to me that such corporation executed the same.

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



Kenneth D. Agenbroad
Notary Public for Idaho
Residing at *Boise, Idaho*

RECEIVED

SEP 05 1997

EXHIBIT V

Department of Water Resources

BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS, That on this 26 day of March, 1984, Big D Ranch, Inc., an Idaho corporation, of 7590 South Ten Mile Road, Meridian, Idaho, the party of the first part, for good and valuable consideration to it in hand paid by L. Joel Durrant and Veleen C. Durrant, husband and wife, the party of the second part, the receipt whereof is hereby acknowledged, does by these presents grant, bargain, sell and convey unto the said party of the second part, its executors, administrators and assigns the following described personal property:

All of that property described in Exhibits J1-2 in that Shareholder Property Settlement and Distribution Agreement of even date herewith.

TO HAVE AND TO HOLD The same to the said party of the second part, its executors, administrators and assigns, forever; and the said party of the first part does for its heirs, executors and administrators, covenant and agree to and with the said party of the second part, its executors, administrators or assigns to WARRANT and DEFEND the sale of said property, goods and chattels hereby made, unto the said party of the second part, its executors, administrators and assigns, against all and every person and persons whomsoever, lawfully claiming or to claim the same.

IN WITNESS WHEREOF, the said party of the first part hereunto set their hands and seals the day and year first above written.

Big D Ranch, Inc.

by David R. Durrant
David R. Durrant, President

by L. Joel Durrant
L. Joel Durrant, Secretary/Treasurer

STATE OF IDAHO,)
 (ss.
COUNTY OF ADA,)

On this *26th* day of March, 1984, before me, the undersigned, a Notary Public in and for the said State, personally appeared David R. Durrant, known to me to be the President, and L. Joel Durrant, known to me to be the Secretary/Treasurer of Big D Ranch, Inc., the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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

Melinda H. Martin

Notary Public for Idaho
Residing at Boise, Idaho

RECORDED

OCT 29 1987

LIST OF PERSONAL PROPERTY

Exhibit J-1

From BIG "D" RANCH, INC. to L. JOEL DURRANT

<u>Item</u>	<u>Original Base</u>		<u>Fair Market Value</u>
1973 Dodge Pickup	8/1/76	\$ 1,725	\$ 650
1086 Tractor	5/29/80	\$19,527	\$12,700
615 Combine	3/1/74	\$13,000	\$ 2,700
Welder/Generator	10/1/75	\$ 550	\$ 320
Heston Potatoe digger	1/1/76	\$ 3,700	\$ 2,300
Heston Potatoe Windrower	1/1/76	\$ 800	\$ 750
Lockwood Sp ~~ed~~ Planter	3/1/77	\$ 2,350	\$ 1,350
J.D. Offset Disc	4/1/80	\$ 1,725	\$ 1,380
Samll Trailer House	9/1/63	\$ 1,330	\$ 250
Trailer house at Cinder Butte	3/27/77	\$ 5,400	\$ 2,700
Trailer House (Ponderosa)	9/15-77	\$ 4,500	\$ 3,730
Tripple K	2/82	\$ 3,309	\$ 2,700
2 Way Radio x 3	2/82	\$ 923 each.	(420.33) \$ 1,260
1975 Chev. Pickup	5/82	\$ 1,648	\$ 1,150
1910 I-H ^{TANDEN} Truck (1972)	10/82	\$ 4,295	\$ 4,050
J.D. V Wing Ripper	11/82	\$ 1,257	\$ 1,080
Bed and Hoist	11/82	\$ 4,601	\$ 3,375
Spud Bed	8/83	\$ 794	\$ 700
J.D. 466 Baler	1981	\$ 5,200	\$ 2,120
Pipe Trailer	1981	\$ 700	\$ 350
114 Swing Tongue Windrower	1981	\$10,600	\$ 4,710
1486 Tractor	1981	\$25,566	\$13,900
914 Combine	1983	\$12,000	\$10,500
		owed on contract \$ 8,450	
		NET MICROFILM	\$ 2,050
70 Hydro Tractor			\$ 5,500
Plow 6/2 4 Bottom			\$ 1,510

PERSONAL PROPERTY - JOEL (cont.)

Exhibit J-2

<u>Item</u>	<u>Original Base</u>	<u>Fair Market Value</u>
Saddle Tank Sprayer		\$ 480
Tilt Bed Trailer		\$ 1,500
3 Point Rhino Blade		\$ 500
Vicon Rake		\$ 960
Shop Equipment		
Westing House Welder		\$ 110
Hot Saw		\$ 150
Band Saw		\$ 180
Grinder on Pedestal		\$ 60
Some Supplies (Cut off wheel and Rods)		\$ 150
Small Table		\$ 45
1 Jack (Walker)		\$ 45
Long Metal Table		\$ 60
Portable Vise		\$ 30
Some Tap-N-Die Pieces		\$ 15
Small Compressor		\$ 125
Old Drill Press		\$ 40
	TOTAL	\$77,735

Water Permits at Cinder Butte, Ada County to stay with the land when licensed.

Permit # 61-07239 NE 1/4 Sec 28 T 2 S R 4 E Ada County

Permit # 61-07442 SE 1/4 Sec 28 T 2 S R 4 E Ada County

Big D Ranch, Inc.

by

David R. Durrant

David R. Durrant, President

by

L. Joel Durrant

L. Joel Durrant, Secretary/Treasurer

RECORDED

NOV 29 1977

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 61-07442 Reviewed by [Signature] Date 8-22-97

GENERAL CONSIDERATIONS

TYPES OF USE

no Name same as permit? Inc.
no Address same as permit? _____
no Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

_____ Surface water source
✓ Ground water source
no Drilling permit required?
1 Copy in the file? Drilling Permit No. _____
1 Amount paid for permit _____ Correct?
no Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
150- Amount Submitted
yes Correct?
yes Required?
yes Installed?
_____ Waiver requested?

PRIORITY CALCULATION

Date proof received 6-24-97
Date proof due 6-1-86 - _____
No. of days late after 60 = _____
Priority Date _____ + _____
New Priority Date _____

7 6-24-97

DEFICIENCIES OR ACTION ITEMS

Recommend Reinstate + advance Priority to
6-24-97

DATA ENTRY

New Address P.O. Box 982 Proof Made 6-24-97
mtn. Home 83647



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 29, 1997

L. Joel Durrant
P.O. Box 982
Mountain Home, ID 83647

RE: REQUEST TO REINSTATE PERMIT NO. 61-07442

Dear Mr. Durrant:

I have reviewed the information you submitted on August 11, 1997 pursuant to my letter request dated July 30, 1997. The statement you submitted to show that you are authorized to file the late proof of beneficial use on behalf of Big D Ranch (permit holder) is not sufficient.

To show that you are the successor-in-interest of the permit holder, you need to show the trail of ownership of the lapsed permit from Big D Ranch to you. This could be accomplished by submitting copies of legal ownership documents showing the "trail" of ownership, if such documents exist, or by assignment of the lapsed permit from an authorized representative of Big D Ranch to you. In the latter case, you need to submit evidence to show that the assignor is an authorized representative of the permit holder.

Please provide the requested information within thirty (30) days in order that the department can further consider this matter.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

c: IDWR - W. Region

MICROFILMED
OCT 29 1997

Cinder Butte Farms

L. Joel Durrant
208-343-9063

P.O. Box 982
Mountain Home
ID 83647

RECEIVED

AUG 11 1997

Department of Water Resources

Department of Water Resources
L. Glen Saxton, Chief
Water Allocation Bureau
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720-9000

RE Request to Reinstate Water Permit #61-07442

The following information and documentation are contained in this letter

- 1) To show that I, (L. Joel Durrant) am authorized to file in behalf of Big D Ranch, the lapsed permit holder of record or an authorized representative of permit holder to another party
- 2) My interest in the parcel: Basically, we, the Durrants, more especially, L. Joel Durrant and spouse Veleen Durrant have farmed or provided care for this parcel from 1976 to this present date. Letters and copies of transactions between the Downers and us are contained inside.
- 3) I, (L. Joel Durrant) with sanction from Downers enrolled, prepared ground, planted and cared for the present government CRP set aside program. Documents are contained herewith.

If you have further queries or if we need more information set to your office, please call and give us more instructions.

Thank you very much,

L. Joel Durrant

MICROFILMED

NOV 29 1997

Cinder Butte Farms

L Joel Durrant

208 343-9063

P.O. Box 982

Mountain Home

ID 83647

Exit 74 off I-84 9 miles South on Simco Road at Cinder Butte

As a Matter of Clarification

Application for Permit # 61-07442 was instigated by L Joel Durrant in behalf of Big D Ranch, Inc.

Big D Ranch, Inc (the Durrant family of brothers) was the owner of adjacent property (NE ¼ Sec 28 T2S R4E).

The Durrants (L Joel Durrant) or Big D Ranch, Inc contacted the Downer family
Exchange of ideas and lease agreements were made with Downers in 1977.

In March 1984 Big D Ranch, Inc was voluntarily dissolved and assignments and other agreements to the Cinder Butte property in Sec 27, 28 T2S R4E were transferred to property of L Joel and Veleen Durrant

MICROFILM

OCT 29 1987

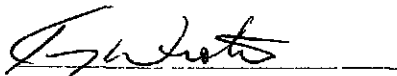
BIG D RANCH VOLUNTARILY RELINQUISHES ANY OR ALL
ASSUMED OR WRITTEN INTEREST IN THE PROPERTY AT CINDER
BUTTE MORE SPECIFICALLY (480 ACRES LOCATED IN SECTION 27,
28 T 2 S R 4 E) TO L JOEL AND VELEEN DURRANT THEY, L JOEL
AND VELEEN DURRANT ARE THE LEGAL OWNERS OF THE
PROPERTY, WITH ITS WATER RIGHTS

SIGNED



DAVID R. DURRANT
BIG D RANCH

NOTORIZED



Expires: 10/20/99
Located: Kuna, Id

MICROFILMED
OCT 29 1997

MARCH. 1984.

Be it known to all concerned :

In March 1984 the Big D Ranch Inc. was dissolved voluntarily by its stockholders. At that time the real estate ren obligations at Cinder Butte from John and Ellen Downer of Taft, californis was transferred to Joel and Veleen Durrant as they are farming and purchasing the tructs formerly owned and opperated by Big D Ranch Inc.

This land is the S E ¼ section 28 T 2 S R 4 E

Signed

David R. Durrant . . .
past Pres, Big D Ranch Inc.

Joel Durrant
past secretary

100-2050010

OCT 29 1987

#2 - Documentation
Property
C. R. Butte
SE 1/4 sec 28
T 2 N R 4 E - B.M.

~~Auto - Butte~~
Original
Joel, we need
a letter from Bric
to assign this
lease to you -

L E A S E

THIS AGREEMENT, Made and entered into this 11th day of March, 1977, by and between ELLEN C. DOWNER, a married woman doing business with her sole and separate property, of 304 East Woodrow, Taft, Kern County, California, party of the first part, hereinafter called the Lessor, and BIG D RANCH, INC., an Idaho corporation with its principal place of business in Idaho at 7590 South 10-Mile Road, Meridian, Ada County, Idaho, party of the second part, hereinafter called the Lessee, WITNESSETH:

That the lessor, for and in consideration of the rents, covenants and agreements herein contained, has leased unto the said Lessee all of the following described real property situated in the County of Ada, State of Idaho, to wit:

Southeast Quarter of Section 28, Township 2 South,
Range 4, E.B.M., Ada County, Idaho,

for a 7-year period beginning on the 11th day of March, 1977, and ending on the 31st day of December, 1983.

In consideration whereof the lessee agrees to pay to the lessor cash rent as follows:

Rent for the year 1977 shall be \$4,000.00 and shall be paid on or before May 15, 1977;

Rent for the years 1978, 1979, 1980, 1981, 1982 and 1983, shall be \$8,000.00 for each year and shall be payable \$4,000.00 on or before January 15 of each year and \$4,000.00 on or before May 15 of each year.

It is specifically understood and agreed that the lessee is hereby granted an option to extend this lease for an additional five (5) year term upon terms and conditions to be negotiated between the parties hereto.

It is mutually agreed between the parties hereto that there are no improvements on the property and that there is no irrigation water available for said premises.

RECORDED
OCT 29 1987

It is further mutually understood and agreed that all farming costs shall be paid by lessee.

It is further specifically understood and agreed that the lessor herein shall pay all state and county taxes levied or assessed against the above described real property during the term of this lease.

The lessee specifically agrees that it shall have planted and growing upon the above described premises at least fifty percent (50%) of the land in alfalfa hay by the end of said 7-year lease.

The lessee further covenants and agrees:

(a) That it will occupy, till and in all respects cultivate the premises above mentioned during the term aforesaid, in a farmerlike manner and according to the usual course of farming practiced in the neighborhood.

(b) That it will not commit waste or damage or suffer the same to be done by others.

(c) That it will not suffer or permit any liens of whatsoever kind or nature to be filed against said premises or any portion thereof without the written consent of the lessor herein.

(d) To quit and surrender up the said premises at the expiration or earlier termination of this Lease, peaceably and in as good state and condition as reasonable use and wear thereof will permit, damage by the elements excepted.

(e) That lessee has examined the said premises and accepts the same in the condition in which the same are now and that there are no warranties or representation, conditions, or covenants not included in this lease.

The lessor further covenants and agrees:

(a) That said premises shall be held by the lessee

for its sole and proper use and benefit for the term aforesaid without any interruption by the lessor, her heirs, successors, or assigns, or any person or persons lawfully claiming through the lessor, and the lessor agrees to protect the lessee against the claim of any party or parties whatsoever should any contest arise as to the ownership of the herein demised premises.

It is mutually understood and agreed by and between the parties that in the event the lessee shall make default in the payment of any of the rental hereinabove specified, or in the performance of any of the terms, conditions, or covenants to be by it kept and performed, the lessor may, at her option, cancel and terminate this lease upon the giving of thirty (30) days written notice of such default within which time such claimed default may be remedied by the lessee. In the further event that after receipt of such notice lessee shall fail to correct such default within said thirty (30) days then lessor may declare this lease null and void and may re-enter and re-take possession of the said premises and demand of the lessee a forthwith and immediate accounting and upon completion of said accounting lessee shall forthwith and immediately pay over to lessor all sums due lessor as rental for the herein demised premises pursuant to the terms and conditions providing for the payment of rental hereinabove set forth. And lessee shall, upon the re-entry and re-taking of possession by the lessor be forthwith divested of all right, title and interest in and to the property above described held by it under this lease which shall thereafter be declared to be null and void, but nothing herein shall in anywise prejudice lessor in the availing by lessor of all rights of action given unto her for the recovery of arrearages of rent.

It is mutually understood and agreed by and between the parties hereto that time is of the essence of this agreement.

IN WITNESS WHEREOF, The party of the first part, lessor, has hereunto set her hand and seal the day and year first above written.

IN WITNESS WHEREOF, The party of the second part, lessee, has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary the day and year first above written, pursuant to a resolution of its Board of Directors.

Ellen C. Downer
Ellen C. Downer

Party of the First Part - Lessor

BIG D RANCH, INC.

(CORPORATE SEAL)

ATTEST:

By L. Joel Durrant
Its Secretary

By David R. Durrant
Its President

Party of the Second Part -
Lessee

STATE OF CALIFORNIA)
) ss.
County of Kern)

On this 21st day of March, 1977, before me, the undersigned, a Notary Public in and for said State, personally appeared ELLEN C. DOWNER, a married woman doing business with her sole and separate property, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

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

(SEAL)

Dorothy E. Parrott
Notary Public for California
Residing at Taft, California
My Commission expires: 1-21-80

STATE OF IDAHO)
) ss.
County of Ada)

On this 31 day of March, 1977, before me, the undersigned, a Notary Public in and for said State, personally appeared DAVID R. DURRANT and L. JOEL DURRANT, known to me to be the President and Secretary, respectively, of BIG D RANCH, INC., a corporation, and acknowledged to me that they executed the within instrument for and on behalf of said corporation.

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

(SEAL)

Robert W. Anderson
Notary Public for Idaho
Residing at Route 6, Nampa, Idaho
MY COMMISSION EXPIRES DECEMBER 1, 1980

The undersigned parties agree to extend the above lease for three (3) years: 1984, 1985, 1986.

Rent for these years shall be the same; \$8,000 per year, and all payment dates and other considerations shall remain the same.

Ellen C. Downer

Ellen C. Downer

John M. Downer

John M. Downer

Parties of the First Part - Lessor

BIG "D" RANCH, INC.

(CORPORATE SEAL)

ATTEST:

By L. Joel Durrant
Secretary

By David R. Durrant
President

Party of the Second Part - Lessee

On this 20 day of June, 1983, the above signed appeared before me, a Notary Public in and for the State of Idaho.

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

Robert W. Anderson

(SEAL)

Robert W. Anderson
MY COMMISSION EXPIRES DECEMBER 1, 1984
Notary Public for Idaho
Residing at Route 6, Nampa, Idaho

OCT 29 1983

MARCH. 1984.

Be it known to all concerned :

In March 1984 the Big D Ranch Inc. was dissolved voluntarily by its stockholders. At that time the real estate ren obligations at Cinder Butte from John and Ellen Downer of Taft, californis was transferred to Joel and Veleon Durrant as they are farming and purchasing the ltracts formerly owned and opperated by Big D Ranch Inc.

This land is the S E ¼ section 28 T 2 S R 4 E

Signed

David R Durrant
past Pres, Big D Ranch Inc.

Joel Durrant
past secretary

2000000000
2000000000

File
Down *WATER PERMIT 61-2442*

STATE OF IDAHO
Department of Water Resources

No 18915

Boise, Idaho, *May 7*, 19*81*

RECEIVED FROM *J. Joel Durrant* of *Meridian* \$*105.00*
One Hundred Five and no cents DOLLARS

FOR

<i>1 app</i>	\$	<i>105</i>	<i>-</i>
	\$		
	\$		
	\$		
	\$		
TOTAL - - -	\$	<i>105</i>	<i>00</i>

W. J. Durrant

CINDER BUTTE FARMS
C/O MAYFIELD STAGES
BOISE, IDAHO 83707

Rental of Farm 1090

92-6/1241

BOISE OFFICE
First Security Bank of Idaho
NATIONAL ASSOCIATION
P O. BOX 7069 • BOISE, IDAHO 83730

PAY *Four thousand and no*

TO
THE
ORDER
OF
Ellen Durrant

DATE *May 18-84* AMOUNT \$*4000.00*

Mrs. Helen Durrant

⑈001090⑈ ⑆124100064⑆003 02527 53⑈

⑈0000400000⑈

#3-

ENROLLMENT IN C



United States
Department of
Agriculture

Agricultural
Stabilization and
Conservation Service

Ada County ASC Committee
30 E. Franklin Rd., Suite 70
Meridian, ID 83642
888-7326

September 18, 1989

L. Joel Durrant
HC 34, Box 70
Boise, ID 83706

Dear Mr. Durrant:

Ref: Farm No. 1786

Your bid under the 1990 Conservation Reserve Program (CRP) has been tentatively accepted by the Ada County ASC Committee (COC).

Before COC may enter into a contract for acreage offered under the 1990 CRP, the Soil Conservation Service (SCS) must develop a conservation plan approved by the Conservation District.

After SCS has provided this office with an approved conservation plan, COC will send you a copy of the signed contract. The contract will contain the number of acres contracted for, the payment, and the conservation practices that must be carried out along with the conservation plan for the acreage offered in CRP.

Practices to be carried out under CRP may be started at this time, with the understanding that cost-share PAYMENT WILL NOT BE MADE IF: 1. Practice is not included in the conservation plan, or 2. Contract is not approved by COC.

COC had until September 5, 1989, as provided by the contract to accept your request to participate in the CRP. If at the end of that time a contract has not been approved, you have the option of leaving your bid on file or withdrawing from the program.

Sincerely,

Terry P. Hendrix
County Executive Director

CC: SCS
Ellen Downer, Morro Bay, CA 93442

MICROFILMED
OCT 29 1989



CRP-1
(02-21-86)

U.S. DEPARTMENT OF AGRICULTURE
Agricultural Stabilization and Conservation Service
Commodity Credit Corporation

CONSERVATION RESERVE PROGRAM CONTRACT

1. ST. & CO. CODE &
C/D

2. CONTRACT NO.

3. FARM NO.
1787

NOTE:

The following statements are made in accordance with the Privacy Act of 1974 (5 USC 552a): The authority for requesting the information to be supplied on this form is the Food Security Act of 1985, P.L. 99-198, and the regulations promulgated thereunder (7 C.F.R. Part 704) and the Internal Revenue Code (26 USC 6109). The information requested is necessary for CCC to consider and process the offer to enter into a Conservation Reserve Program Contract, to assist in determining eligibility, and to determine the correct parties to the contract. The information may be furnished to other USDA agencies, IRS, Department of Justice, or other State and Federal law enforcement agencies, and in response to orders of a court magistrate, or administrative tribunal. Furnishing of the Social Security Number (SSN) is mandatory. Furnishing all other information is voluntary; however, failure to furnish the correct, complete information requested will result in rejection of the offer to enter into the contract.

THIS CONTRACT is entered into between the Commodity Credit Corporation (referred to as "CCC") and the undersigned owners and operators (referred to as "Owner" and "Operator", respectively) on the farm identified above (referred to as "Farm") for the fields and acres (referred to as "designated acreage") identified in Items 8-17 below and on the CRP-1A Addendum, as applicable. The Owner and Operator agree to place the designated acreage into the Conservation Reserve Program ("CRP") for a period of 10 crop years from the date the Contract is executed by the CCC. The Owner and Operator also agree to implement on such designated acreage the Conservation Plan developed for such designated acreage and approved by the applicable local conservation district based upon the conservation practices identified in Items 10 and 15 below and in Items 4 and 9 on the CRP-1A Addendum or such other conservation practices as are identified in the Conservation Plan and agreed to by the Owner and Operator. The Owner and Operator and CCC agree to comply with the terms and conditions contained in this Contract and contained in the Appendix to this Contract, entitled Appendix to CRP-1, Conservation Reserve Program Contract (referred to as "Appendix"). By signing below, each Owner and Operator acknowledges that a copy of the Appendix has been provided to the Owner and Operator and that the Owner and Operator has signed the last page of such Appendix which will be kept on file in the County Agricultural Stabilization and Conservation Service (ASCS) Office. By signing below, the Owner and Operator also agree to allow CCC a period of 30 days from the close of the applicable signup period to accept this Contract and agree to pay liquidated damages in an amount specified in the Appendix if the Owner and Operator do not allow CCC such 30-day period in which to execute this Contract.

4. OWNERS AND OPERATORS

A. OPERATOR NAME AND ADDRESS

Joel Durrant
HC 34, Box 70
Boise, ID 83706

SHARE	SSN
100%	529 48 1664

50% %	SIGNATURE x Joel Currant x Helen Currant
----------	--

DATE
7-24-89.

B. OWNER NAME AND ADDRESS

Ellen Downer
370 Fairview Ave
Morro Bay, CA 93442

SHARE	SSN
	519 32 3482

50% SIGNATURE *Ellen C. Browner*
% *Ellen C. Browner*

DATE 8-2-8
8-2-8

C.	NAME AND ADDRESS
----	------------------

SHARE	SSN
-------	-----

SIGNATURE

DATE

D.	NAME AND ADDRESS

SHARE	SSN
-------	-----

SIGNATURE

DATE

5. ACRES FOR CRP

~~138.6~~ 135.0

6. RENTAL RATE PER ACRE

\$	50	<u>00</u>
----	----	-----------

7. CONTRACT PERIOD

FROM	TO
990	1999

TRACT NO.	FIELD NO.	PRACTICE NO.	ACRES	RATE OF COST-SHARES	TRACT NO.	FIELD NO.	PRACTICE NO.	ACRES	RATE OF COST-SHARES
8	9	10	11	12	13	14	15	16	17
155	4	CPI	138.6						

MICROFILMED
OCT 29 1967

18. ANNUAL PAYMENT

6750

19. CCC USE ONLY - Payments according to the shares are approved.

CCC REPRESENTATIVE'S SIGNATURE

Capt. F. E. Loomis

DATE

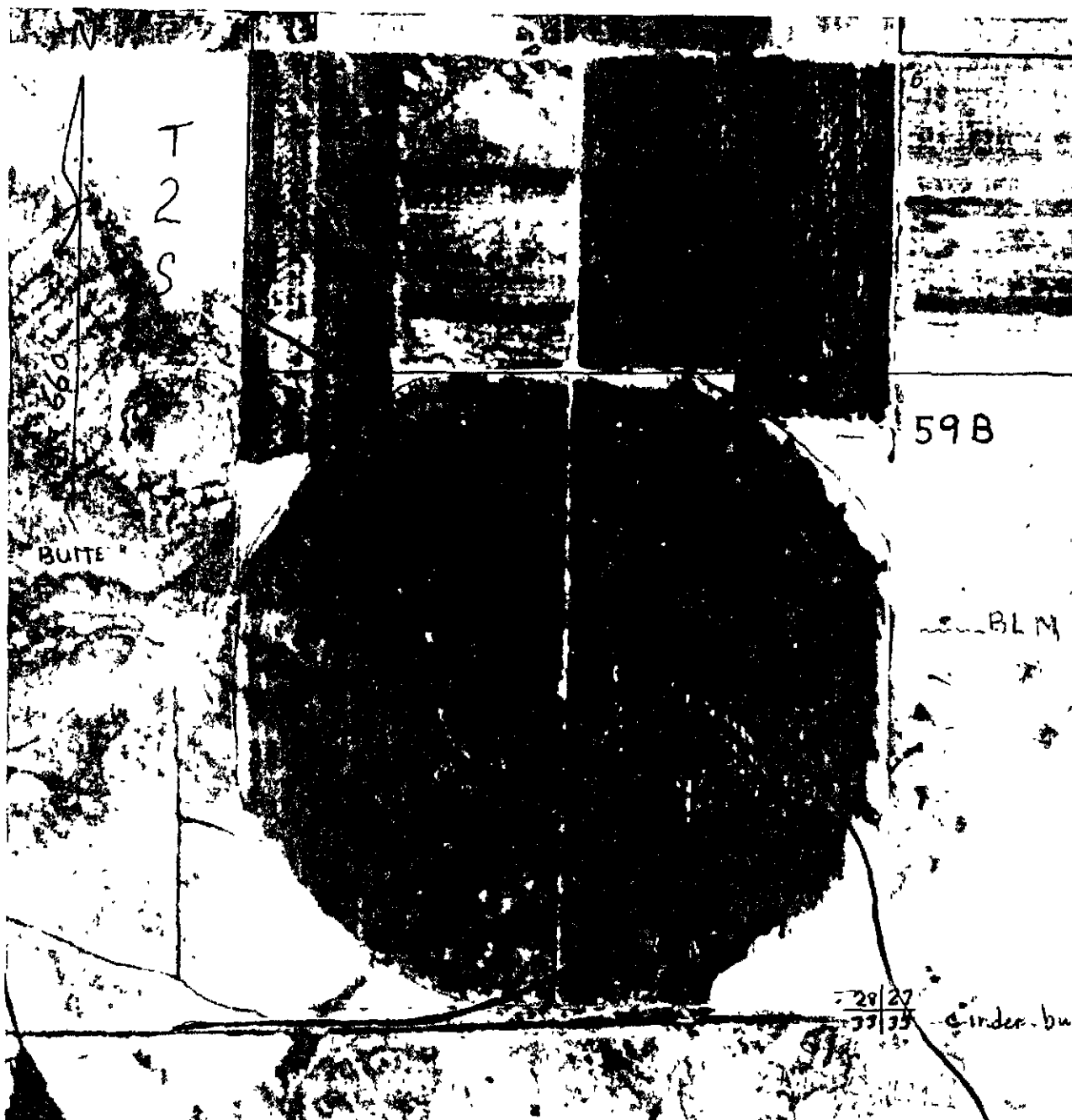
11-15-89

OPERATOR

~~ORIGINAL FILED OFFICE COPY~~

SOIL MAP

Owner ELLEN DOWNER Operator Joel Durrant
County Ada State Idaho
Soil survey sheet(s) or code nos. N/A Approximate scale 1:20,000
Prepared by U. S. Department of Agriculture, Soil Conservation Service cooperating
with Ada Soil Conservation District
Tract No: 155

T. 2 S. - R. 4 E.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

Big D Ranch
c/o L. Joel Durrant
P.O. Box 982
Mountain Home, ID 83647

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 30, 1997

RE: REQUEST TO REINSTATE LAPSED PERMIT NO. 61-07442

Dear Mr. Durrant:

I have reviewed the proof of beneficial use statement and supporting information which you submitted in connection with the above referenced lapsed permit. In order for the department to further consider the matter, you need to provide some additional information. More specifically please provide the following information within thirty (30) days:

1. Evidence to show that you are authorized to file the late proof of beneficial use on behalf of Big D Ranches, the lapsed permit holder of record. This type of showing is often accommodated by an assignment of permit by the permit holder or an authorized representative of the permit holder to another party. Evidence of authorization must also be provided.
2. Since the SE1/4 of section 28, T2S, R4E, B.M. appears to be owned by John and Ellen Downer, what is your interest in the property? Provide appropriate documentation.
3. Who enrolled the SE1/4 of section 28 into the CRP set aside program. Provide appropriate documentation.

Please contact the department if you have any questions regarding this matter.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

c: IDWR - Region

MOORE

OCT 29 1997

Cinder Butte Farms
L Joel Durrant
208-343-9063

P.O. Box 982
Mountain Home
ID 83647

Exit 74 off I-84 9 miles South on Simco Road at Cinder Butte

Lori
Idaho Water Resources
Western Region
2735 Airport Way
Boise, ID 83705

RECEIVED

JUN 24 1997

WATER RESOURCES
WESTERN REGION

RECEIVED

JUN 24 1997

WATER RESOURCES
WESTERN REGION

RECEIVED

JUN 25 1997

Department of Water Resources

RE Re-application to Reinstate Water Permit #61-7442

Dear Lori,

We enclose in this packet the following items relative to the reinstatement of water permit #61-71442.

- 1 Fee -- Check for \$ 150⁰⁰ # 3517.
2. Verification of beneficial use in form of copies of ASCS Arial photos and records showing dates and acreage of crops grown in the SE ¼ Section 28 2 S R 4 E (Ellen Downer property in Ada County, east of Cinder Butte).
- 3 Proof of beneficial use, Form #217
4. Letters from Mr. & Mrs Downer relinquishing any assumed right or interest in the water permit.
- 5 Durrant statement of why the permit lapsed and our interest in getting it re-instated

MICROFILMED

OCT 29 1997

Cinder Butte Farms

L Joel Durrant
208-343-9063

P.O. Box 982
Mountain Home
ID 83647

Exit 74 off I-84 9 miles South on Simco Road at Cinder Butte

June 20, 1997

Idaho Water Resources
Western Region
2435 Airport Way
Boise, ID 83705

RECEIVED
JUN 25 1997
Department of Water Resources

RECEIVED
JUN 24 1997
WATER RESOURCES
WESTERN REGION

Re Reinstatement of Water Permit #61-7442

In 1978, we, the Durrants of Big D Ranch of Meridian, Idaho, began leasing a parcel adjoining our farm in Section 28 R 2 S T 4 E of Ada county adjacent east and north of Cinder Butte. The lease was with the owners of the 160 acres belonging to Ellen and John Downer. We began irrigating the crops there from our well north of the Downer property. In 1981, we were advised that we must secure a permit to transfer water to this land. In June 30, 1981, L. Glen Saxton approved the application for permit #61-7442.

In 1984, the parent farm, Big D Ranch, Inc., was split among the Durrant Brothers.

In December 14, 1987, we (Joel and Veleen Durrant) received a notice from Idaho Dept. of Water Resources via Jan Shurte (Sr. Water Resources' agent) regarding the licensed water permits for our farm. One paragraph was about permit #61-7442. That letter was inadvertently misplaced in another file. Sometime later we found the letter. The due date was passed and we were not able to pay the necessary exam fees, etc.

In talking to Cindy Hodges in the winter of 1996, she told us that it might be possible to reinstate #61-7442. We are interested in getting this permit reinstated.

If you need further information, please call or advise us.

Sincerely,



L. Joel Durrant

copy

RECEIVED

JUN 24 1997

WATER RESOURCES
WESTERN REGION

February 27, 1997 ✓

Cindy Hodges
Water Resources

RECEIVED

JUN 25 1997

Department of Water Resources

RE State of Idaho WATER RESOURCES Permit #61-7442

Application for permit to appropriate waters was applied for by Big D Ranch of Meridian on 30 June 1981 by applicant L. Joel Durrant. Big D Ranch divested interest in the land in Section 28 and 27 of T 2 S, 4 E BM through a split of family assets to L. Joel and Veleen Durrant in March 1984.

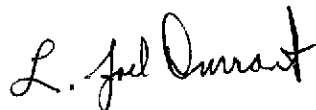
The water usage from the approved permit #61-7442 was derived from an irrigation well on NE ¼ Section 28 T 2 S R 4 E and diverted through underground 10" PVC main line to a center pivot located in the center of SE ¼ Section 28 T 2 S R 4 E. Notice of this water permit became lapsed partially because misdirection of mail from Big D to Joel Durrant and other reasons. Without knowledge of all implication we, Joel and Veleen Durrant continued to irrigate the SE ¼ parcel of Section 27 and paid yearly rent to Ellen Downer of Taft, California. In the year of 1987, we removed the center pivot and used hand sprinkler lines there on grain and potato crops. In November 1989 the 160 acre field was enrolled into the government CRP program and there has been no regular irrigation water applied since that date until the present.

We have found that we should re-file our proof on the permit claim 61-7442 to comply with possible reinstating of permit 61-7442. We are enlisting the help of your office in this matter.

We enclose aerial photos and letters from the Downers stating our farming the acres in some of the years in question.

Thanks for your help in this. Call us if we can assist.

Sincerely,



L. Joel and Veleen Durrant

RECEIVED
JUN 29 1997

2000

2

20
21
HO
HO
HO
HO
HO
HO
22

9-24-68

ASCS-578
(10-02-86)

USDA - ASCS

REPORT OF ACREAGE

NOTE. Section 374 of the Agricultural Adjustment Act of 1938, as amended, authorizes collection of the following data. The data will be used to determine eligibility for assistance. Furnishing the data is voluntary, however, without it assistance cannot be provided. The data may be furnished to any agency responsible for enforcing the provisions of the Act.

PAGE

OF

1 FARM NO. 1787-		2 TRACT NO.	3 FARMLAND	CROPLAND	4. PROGRAM YEAR	KEY	NAMES OF OTHER PRODUCERS 7	ID NUMBER 8	OTHER FARMS 9
KEY 1	5. OPERATOR NAME AND ADDRESS L. JOEL DURRANT HC 34 BOX 71 BOISE, ID 83706				6. Other Farms				
10 PHOTO NO. - LEGAL DESCRIPTION									

TRACT NO	FIELD NO.	CROP OR LAND USE	Prac- tice 1/ 14	CROP STATUS 2/ 15	16. CROP OR LAND USE SUMMARY										KEY	SHARE
					1981	1982	1983	1984	1985							
	1	WHT/GRN			138.6 1350											
	1	AIF/V.S.-				138.6 1350										
	1	AIF/ ~~W~~ e.					138.6 1350									
	1	AIF/ ~~W~~ e.						138.6 1350								
	1	AIF							138.6 1350							
19 TOTAL OPERATOR REPORT																
20 TOTAL DETERMINED ACREAGE																

1/ IR=Irrigated
 NI=NonIrrigated
 2/ I=Initial Crop
 DC=Double Crop

1/ IR=Irrigated
NI=Nonirrigated

2/1=Initial Crop
DC=Double Crop
SC=Subsequent
Crop

F=Failed Acreage
PP=Prevented Planted
A=Abandoned Acreage
INT=Intended Acreage
APPF=After PP or F

21. **OPERATOR'S CERTIFICATION** - I certify to the best of my knowledge and belief that the acreage of crops and land uses listed herein are true and correct. I understand that an inaccurate acreage report could result in a payment reduction or loss of program benefits and/or reduction in future allotments and quotas when applicable.

OPERATOR'S SIGNATURE	DATE	OPERATOR'S SIGNATURE	DATE	OPERATOR'S SIGNATURE	DATE
irrigated crop(s) listed as nonirrigated as required by Par.126, 5-PA SCDAF (Amend 5).				X <i>L. J. [Signature]</i>	<i>July 24, 89</i>

Records FROM ASCS -
 Downer property - (S.E. 1/4 Section 28 - 2S - 4E);
 1981 to 1989.

Downer

T155
 T461

>

W.
 2/80

CONTRACT

1981 - WAT/END

100% -

1982 Alfalfa -

100%

83 N.S. Alfalfa

100%

84 - Alfalfa - contract

100%

85 - "

86 - "

87 - "

alf - 100%

S.F.

88 - POTATO - 100%

S.F.

89 - BAR/ORTH/DEAN

100%

ATTACHMENT -
 rotation

1692

Farm #1 - 1787-

Joel - 1694 -
 343-9063

REPORT OF ACREAGE

USDA - ASCS

NOTE: Sect. 1374a, 7 U.S.C., authorizes collection of the following data. The data will be used to determine eligibility for assistance. Furnishing this data is voluntary; however, without it assistance cannot be provided. The data may be furnished to any agency responsible for enforcing the Act.

KEY	FARM NO.	NAME AND ADDRESS	FARM- LAND	CROP- LAND	OPERATOR	OTHER INTERESTED PRODUCERS			
						NAME AND ADDRESS	OTHER FARMS	CROP	ASSIGNMENT
KEY 1 OPERATOR	117	BIG D RANCH INC	640	62	CH97 030 D105				
	A	7590 S TEN MILE RD		4-37					
	OP	MERIDIAN ID 35012							
KEY 2 OWNER	117	3 OWNERS							
	A	BIG D / DURRANT BROS							
	OW	E DOWNER							

SECTION I - FARM FIELD REPORT (NOTE: Grey Shaded Area to be Filled in by Reporter ONLY.)

KEY	FIELD NO.	CROP OR LAND USE	CROP OR LAND USE SUMMARY				KEY	SHARE	DISPOSITION	METHOD	GROSS ACRES	DEDUCTIONS		NET ACRES	INITIAL & DATE
			1	2	3	4						IDENT./MEAS.	ACRES		
117P	A	WINTER WHEAT/420	10.4												
	B	WINTER WHEAT/420	41.3												
	A	WINTER WHEAT/420	21.6												
117a	D	P. Beans	38.6												
	C	alf.	214.4												
	AC	idle	13.8												
116a	B	alf.	135.2												
	DC	alf.	116.5												
	DC	alf.	116.5												
TOTAL OPERATOR REPORT			111.3												
TOTAL REPORTER'S REPORT															

SECTION II - OPERATOR'S CERTIFICATION

I certify to the best of my knowledge and belief that the acreages of crops and land uses listed herein are true and correct. Further, my signature constitutes authority for ASCS to enter my farm for making any program determinations.

OPERATOR'S SIGNATURE

DATE

OPERATOR'S SIGNATURE

DATE

David P. Durrant

NLY.)						
ARY	KEY	SHARE	DISPOSITION	METHOD	GROSS ACRES	DE IDENTITY & 10.
	5	6	7	8	9	10.

KEY 1 OPERATOR	FARM NO.	NAME AND ADDRESS	FARM- LAND	CROP- LAND	OPERATOR	KEY	OTHER INTERESTED PRODUCERS NAME AND ADDRESS	OTHER FARMS	ASSIGNMENT CROP	JOB
	117	BIG D RANCH INC	640	626	12105 C497	3				
	A	7590 S TEN MILE RD	N-37		OWNER	4				
	OWP	MERIDIAN ID 83642				5				
KEY 2 OWNER	117	3 OWNERS			PROGRAM YEAR 1983	6	Year -			
	A	BIG D / DURRANT BROS			OTHER 888-1710	7				
	OW	E DOWNER								

SECTION I - FARM FIELD REPORT (NOTE: Grey Shaded Area to be Filled in by Reporter ONLY.)

TRACT FIELD NO.		CROP OR LAND USE	CROP OR LAND USE SUMMARY										KEY	SHARE	DISPOSITION	METHOD	GROSS ACRES	DEDUCTIONS		NET ACRES	INITIAL DATE
1	2		3	4	5	6	7	8	9	10	11	12						13			
Da	C	Wheat/gr	37.4																		
	P	Wheat/gr	1180																		
	W	Wheat/gr	38.6																		
OWNER NOT COWDING CROP																					
Da	D	BEANS	39.5																		
	A	POTATOS	39.6																		
Da	D	BEANS	38.1																		
TOTAL OPERATOR REPORT			194.0																		
TOTAL REPORTER'S REPORT																					

RECEIVED
JUN 28 1983
ADA-BOISE ASCS

REFERENCES

EFFECTS ON REMARKS

7-27

21	22
28	27

AMT
(17a)

Bl. K. 1. n

217

5/21/98



Att 7
460a

DURRANT B.

444-68

39.5

Beas

af

101e

15
A

10L
D
2.0

5-8 102C

28
33

N-37

29 1937

NOT TO SCALE

RECEIVED
JUN 25 1997
Department of Water Resources

RECEIVED
JUN 24 1997
WATER RESOURCES
WESTERN REGION

May 30, 1997

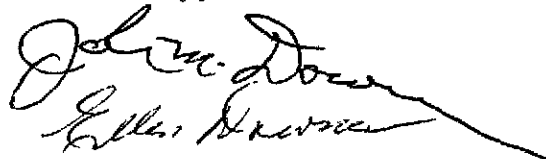
Mr. Joel Durrant
P.O. Box 982
Mountain Home, Idaho 93647

Dear Joel,

After discussion with our advisors, we see no reason you can not proceed with the water permit application on our Cinder Butte property.

If we can be of any assistance please let us know.

Sincerely,

Handwritten signatures of John and Ellen Downer. The signature of John Downer is on top, and the signature of Ellen Downer is below it, both in cursive script.

John and Ellen Downer

MICROFILMED

OCT 29 1997

copy

RECEIVED

JUN 25 1997

Department of Water Resources

RECEIVED

JUN 24 1997

WATER RESOURCES
WESTERN REGION

Cindy Hodges
Sr. Water Resource Agent
Dept. of Water Resources
2735 Airport Way
Boise, Idaho 83705

REGARDING Reinstatement of Permit #61-7442 issued to L. Joel Durrant

Cindy Hodges,

Mr. Durrant has been the tenant on our farm (S E 1/4 Section 28 T 2 S R 4 E) located in the Cinder Butte area S E of Boise since early 1977. He has provided the farm with sprinkler irrigation through a center pivot and hand lines. The farm is presently enrolled in government C R P.

As owner of this farm, we release any assumed right or interest in water permit #61-7442 to L. Joel Durrant

Signed

Ellen and John Downer
370 Fairview
Morro Bay, CA 93442
Tel (805) 772-7520

MICROFILMED
OCT 29 1997

NOTICE

This file has been REPRODUCED
from MICROFICHE.

Darla J. Block
Person Recreating File

June 26, 1997
Date

I certify that file No. 61-7442 has been
reviewed and is ready to be MICROFILMED
and DESTROYED.

P. Fleck

Signature

1-11-89

Date



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

October 28, 1988

61-7442
Big D Ranch
c/o Joel Durrant
HC 34, Box 70
Boise, ID 83706

Dear Permit Holder:

LAPSE NOTICE
License Examination Fee

You are hereby notified that under the provisions of Section 42-217 and 42-218a, Idaho Code, the above referenced permit has lapsed for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Provisions of Section 42-217, Idaho Code, and the Beneficial Use Examination Rules and Regulations provide that failure of the permit holder to submit either the fee or an acceptable field examination report within one (1) year and sixty (60) days after notification by the director that the submittal is due is cause for the director to reject the proof of beneficial use and lapse the permit. The Department notified you of the required submittal on April 3, 1987.

When a permit lapses, it can be reinstated upon a showing of reasonable cause for late submittal of proof of beneficial use, if you submit to the Department within sixty (60) days of the mailing of this notice, either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Enclosed is a fee information sheet that must be completed and submitted to the Department to reinstate the permit. If you have questions, please contact any office of the Department.

Sincerely,

L. GLEN SAXTON, Chief
Operations Bureau

LGS:hm

Enclosure

IN-DEPARTMENT MEMO — 1

FROM Heidi (via Ray Walker)

DATE 10/28/88

TO 61-7442

SUBJECT All correspondence should go to "Big D Ranch". The partnership was dissolved in 1984 per Mr. Durant's brother who was a partner in "Big D Ranch" per telephone conversation. (5/11/88)

Big D Ranch
% Joel Durant
HC 34 Box 70
Boise, ID
83706

Jim

SIGNATURE



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

61-7442
BIG D RANCH
C/O L. JOEL DURRANT
7590 S. TEN MILE RD.
MERIDIAN, ID 83642

May 5, 1988

Dear Permit Holder:

LAPSE NOTICE
License Examination Fee

You are hereby notified that under the provisions of Section 42-217 and 42-218a, Idaho Code, the above referenced permit will lapse and be of no further force nor effect on June 3, 1988, for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Provisions of § 42-217, Idaho Code, and the Beneficial Use Examination Rules and Regulations provide that failure of the permit holder to submit either the fee or an acceptable field examination report within one (1) year and sixty (60) days after notification by the director that the submittal is due is cause for the director to reject the proof of beneficial use and lapse the permit. The Department notified you of the required submittal on April 3, 1987.

If the permit lapses, it can be reinstated upon a showing of reasonable cause for late submittal of proof of beneficial use, if you submit to the Department on or before August 1, 1988, either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Enclosed is a fee information sheet that must be completed and submitted to the Department to keep the permit in good standing. If you have questions, please contact any office of the Department.

Sincerely,

L. GLEN SAXTON, Chief
Operations Bureau

Enclosure



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

2735 Alpton Way
Boise, Idaho 83705
(208) 334-2190

61-7442
BIG D RANCH
C/O L. JOEL DURRANT
7590 S. TEN MILE RD.
MERIDIAN, ID 83642

138178

April 3, 1987

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information set showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

October 12, 1982

Mr. [illegible]
[illegible]
[illegible]

Re: [illegible]

Dear [illegible]:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

☐

A field examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

☐

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

Judy Pense

Judy Pense
Secretary

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card statement that the permit holder(s) has completed development to the extent shown below permit No. 61-7442.

Name(s) of Permit Holder Big D. Ranch Inc

Post Office Address 7590 South Ten Mile Rd.

Meridian Idaho 83042 Tel No 888 1710

Source of Water deep well

Extent of Use ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation (acres)
☐ Other

Measuring Device: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No
 Access Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

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

July 7-1982
 Date

Big D. Ranch Inc
 Signature of Permit Holder

4. Joel Durrant
Big D. Ranch
2590 So. 1st Mile
Meridian, Idaho 83642



DEFEAT
MUSCULAR DYSTROPHY
SUPPORT MEETING



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources

JUL 8

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

HIG D RANCH
C/O L. JOEL DURRANT
7590 S. TEN MILE RD.
MERIDIAN, ID 83642

JULY 07, 1981

RE: PERMIT NO. 61-7442

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

BE SURE TO NOTE THE SPECIAL CONDITION REQUIRING YOU TO INSTALL A MEASURING DEVICE, OR AN ACCESS PORT TO PROVIDE FOR THE INSTALLATION OF MEASURING EQUIPMENT BY THE DEPARTMENT. ENCLOSED PLEASE FIND A LIST OF MEASURING DEVICE OPTIONS, AND SPECIFICATIONS FOR THE INSTALLATION OF THE ACCESS PORT.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID F. TUTTILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: CLS APPLICATION NUMBER: 61-7442
Engd Rand

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.

Field check by: _____
Date: _____
Comments: _____

- ☒ Yes ☒ No
☒ Yes ☒ No
☒ Yes ☒ No
☒ Yes ☒ No

Field check required.
Critical groundwater area, only 1/2 mile away from new area
Request dam safety information. Sent by: _____ Date: _____
In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. No one found
☒ Yes ☐ No* In form for advertising. 6/18/81 ✓
Final date for protests: _____
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 6/2/81 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
5/2/81 Date of priority recommended.
Special conditions of approval or cover letter. Right-of-way clause
I.P. GW letter

By: DBS Date: 6/8/81

STATE OFFICE REVIEW:

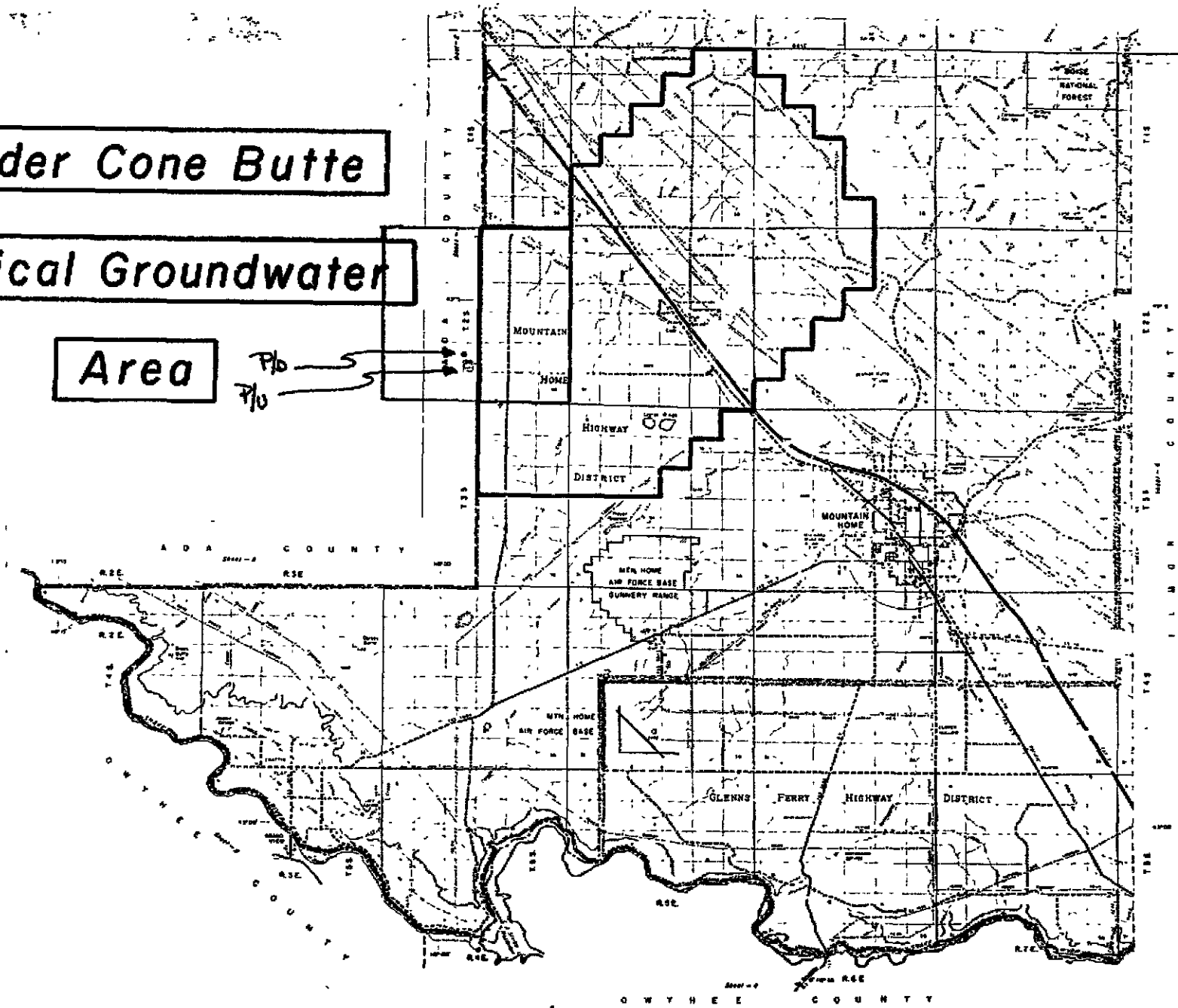
- ☐ See attached sheet for more information.
By: _____ Date: 6/25/81

Cinder Cone Butte

Critical Groundwater

Area

P10
P10



61-7442

BIG D RANCH

C/O L. JOEL DURRANT, 7590 S. TEN MILE RD., MERIDIAN, ID 83642

Source: GROUNDWATER

Date Filed: 05/07/1981

Amount: 3.20 CFS

Diversion Point: SWNE Sec 28 T 02S R 04E, ADA Co.

Use: IRRIGATION (3.20 CFS) from 03/15 to 11/15

Place of Use: NESE NWSE SWSE SESE Sec 28 T 02S R 04E FOR 160 ACRES

Diversion Means: WELL, PUMP & PIPELINE.

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709 on or before JUNE 8, 1981.

A. KENNETH DUNN

Director

Published 5/21 & 5/28/81.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83709
(208) 334-2190

MAY 15, 1981

The Idaho Statesman
Box 40
Boise, ID 83707

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billings to this office before JUNE 8, 1981.

Yours truly,

HELEN L. HARRINGTON
Secretary

Encl.

O. b. we

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Notary Public for Idaho, Residing at Boise, Idaho