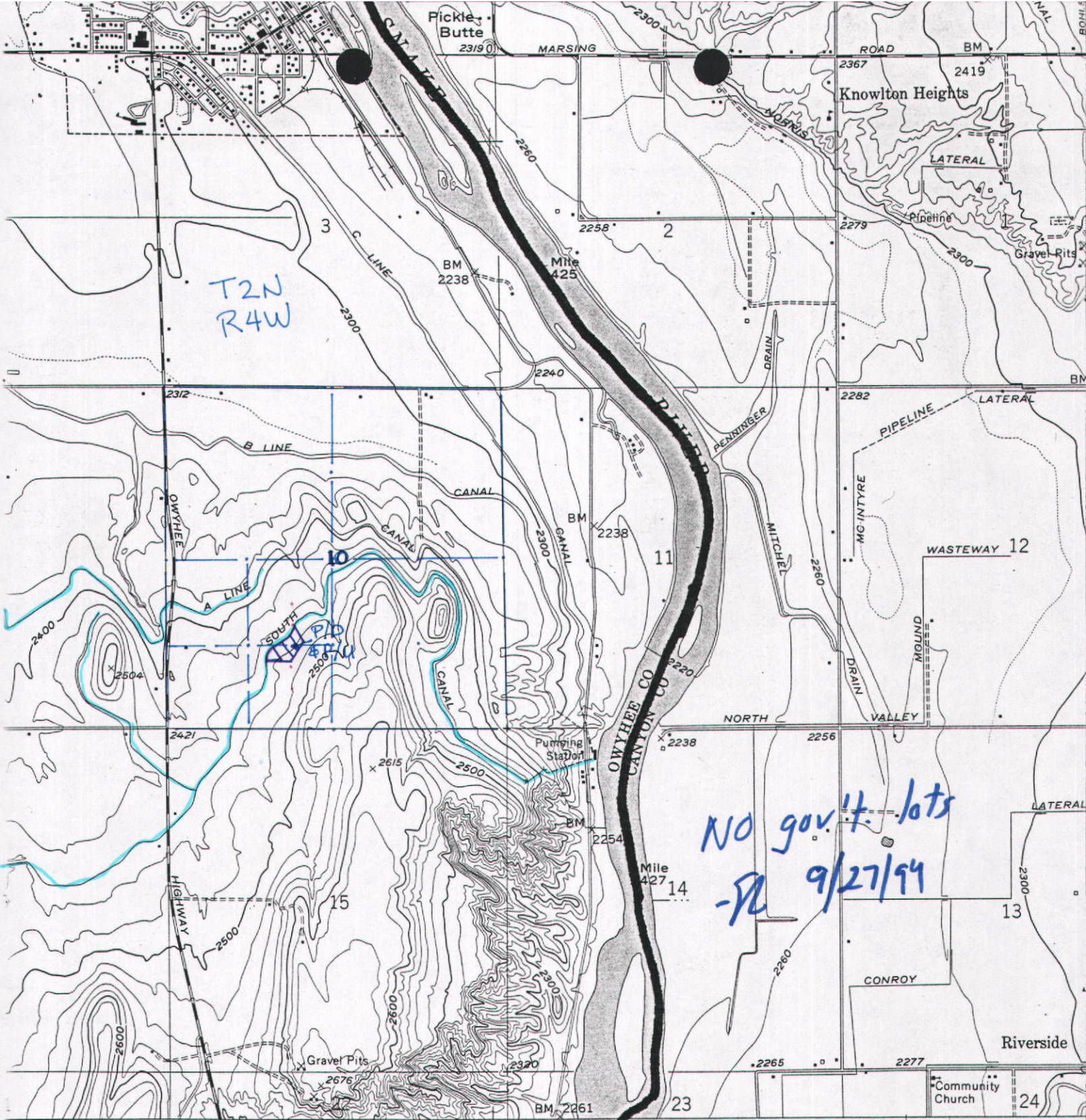
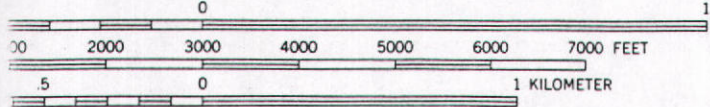




(OPALENE GULCH) 2670 IV NE
GIVENS HOT SPRINGS 8.4 MI.
MURPHY 30 MI.

SCALE 1:24000



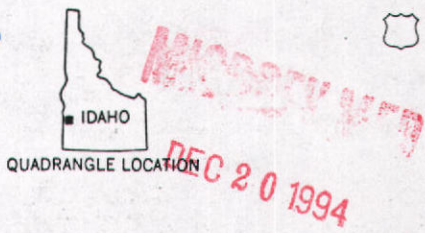
CONTOUR INTERVAL 20 FEET
DOTTED LINES REPRESENT 10-FOOT CONTOURS
FOOT INTERVAL ON RIVER SURFACE 5 FEET
DATUM IS MEAN SEA LEVEL

CONFORMS WITH NATIONAL MAP ACCURACY STANDARDS
PUBLISHED BY THE U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR WASHINGTON, D. C. 20242
A LIST OF TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

51 63

57-7603

NO gov't. lots
- PL 9/27/94



ROAD CLASSIFICATION

Medium-duty ——— Light-duty ———

Unimproved dirt ———

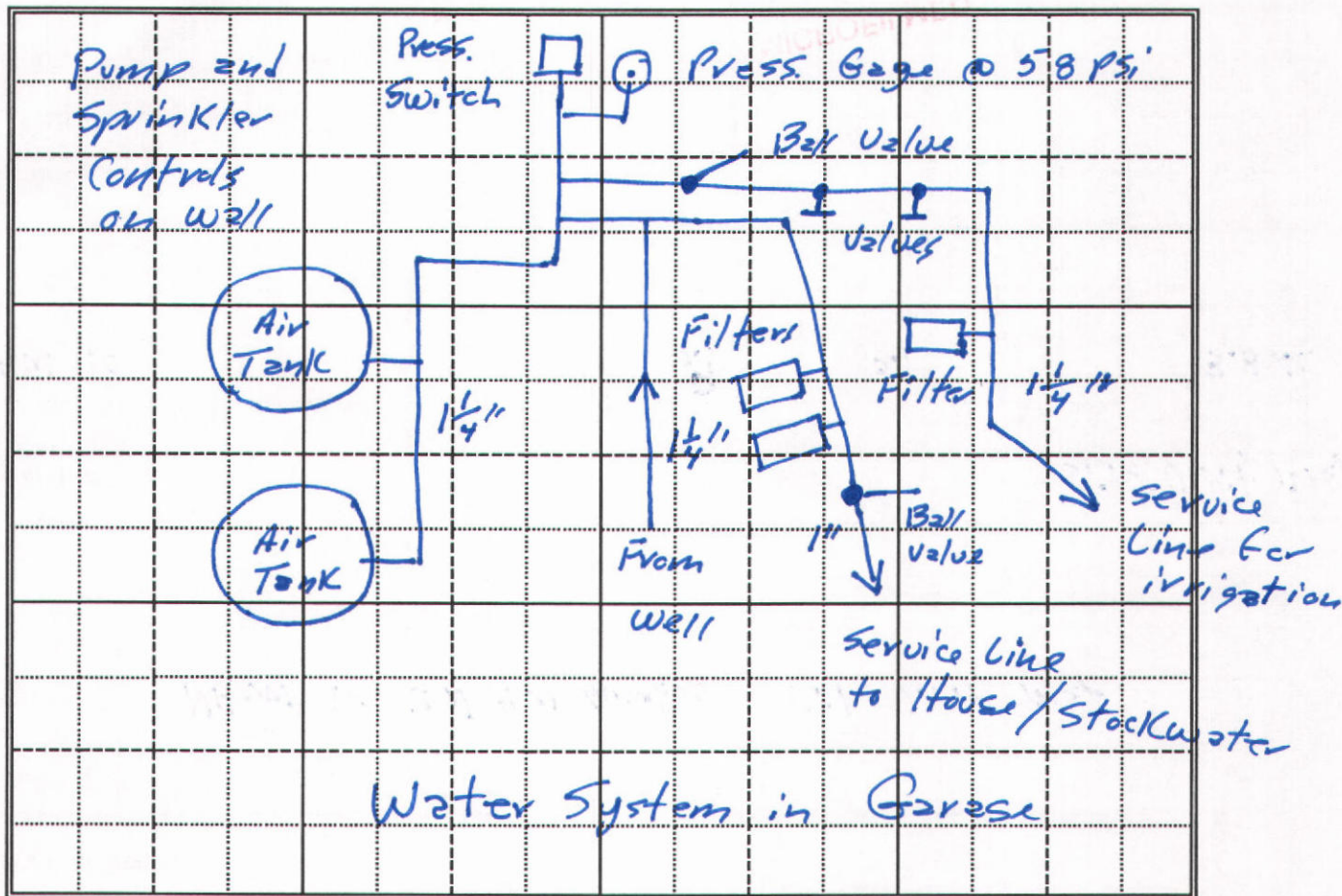
U. S. Route

State

MARSH
N4330

PHOTO

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



Scale: 1" = None

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

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

☒ 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
	Franklin	3	0594 (Date Code)	Red Jacket	Model 300 CN1-N17GC SN 807-004-5

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

D. FLOW MEASUREMENTS

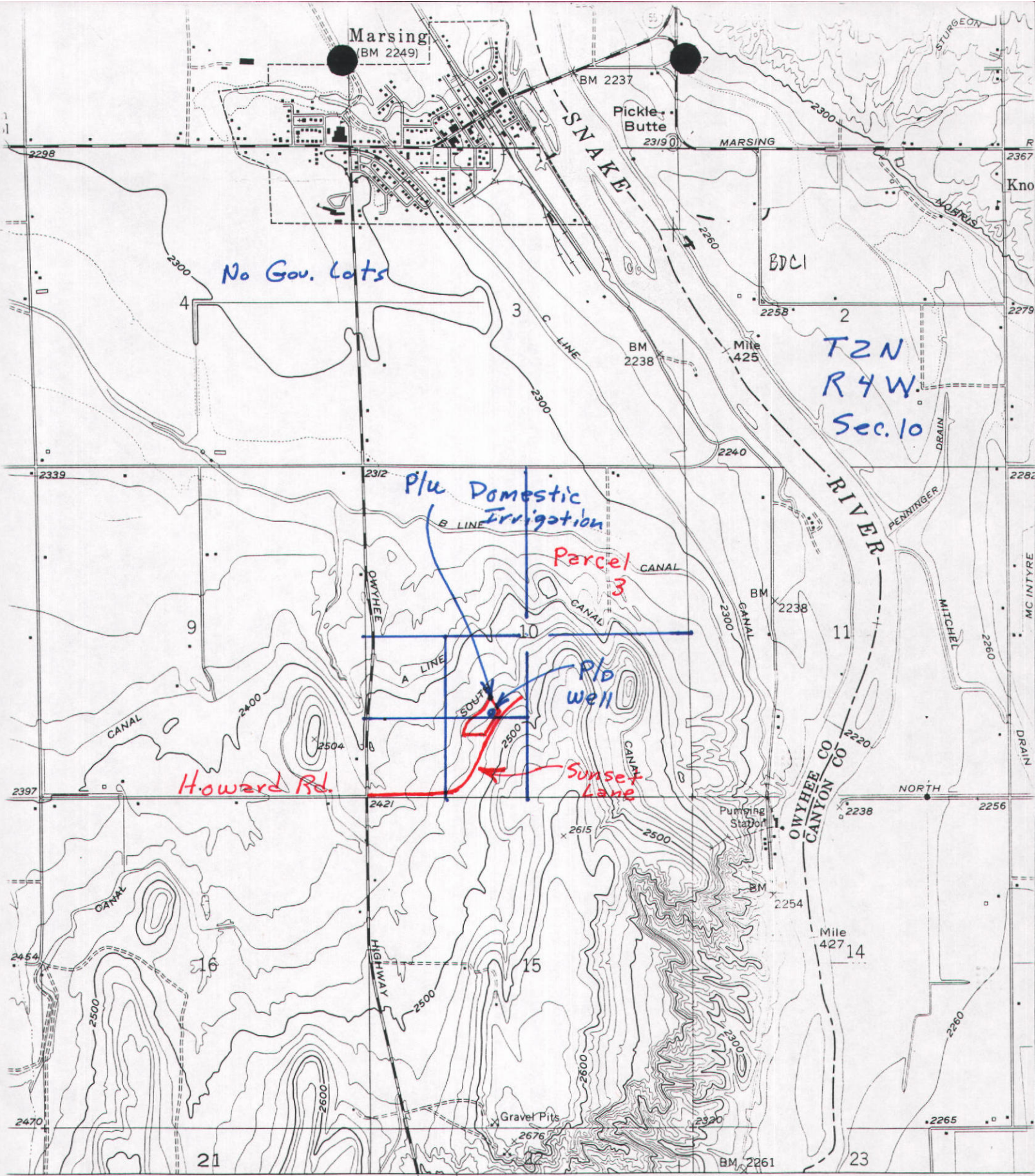
1.

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

2. Measurements: None - operational pressure range; 35-65 psi.

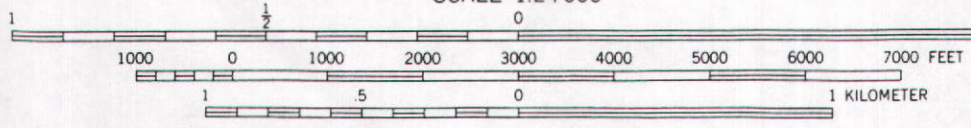
MICROFILMED

OCT 10 1981



(OPALENE GULCH) 2670 IV NE
GIVENS HOT SPRINGS 8.4 MI.
MURPHY 30 MI.

SCALE 1:24000



CONTOUR INTERVAL 20 FEET
DOTTED LINES REPRESENT 10-FOOT CONTOURS
CONTOUR INTERVAL ON RIVER SURFACE 5 FEET
DATUM IS MEAN SEA LEVEL

MICROFILMED 57-07603
OCT 19 2001

Medium

NE 1/4 SW 1/4

Pipe Sizes:

Sprinkler Mainline; 2 1/2" 1/4" N 0° 26' 54" E 445.54
 Sprinkler Laterals; 1"
 House/Stock Line; 1"
 Well to Air tanks; 1/4"

T2N
 R4W
 Sec. 10

P/u - Parcel 3

Irrigation
 Domestic
 (stock water)
 (yard)

N 53° 52' 37" E 161.47

P/u Stock water

South Canal

S 74° 52' 38" E 113.08

C-6

40.00 W.C.

Parcel 4
 5.480 Ac.

Corrals
 Arena

S 87° 45' 31" W 198.63

P/D, well

CS 1/16 Cor.
 Sec. 10

P/u, House w/yard
 27.65

Point of
 Parcel 5

S 39° 18' 56" W 122.52

Parcel 5
 5.812 Ac.

P/u, Irrigated
 Pasture

Parcel 2
 5.362 Ac.
 0.7 Ac.
 3.1 Ac.
 3.8 Ac.

Point of Beginning
 Parcel 2

Parcel 6
 5.389 Ac.

Point of Beginning
 Parcel 6

S 16° 58' 37" W 200.37

Parcel 1
 5.475 Ac.

Parcel 7

MICROFILMED
 OCT 19 2001

57-07603

Basis of Bearings

N 0° 26' 00" W 1333.50
 (1333.86)

1305.85

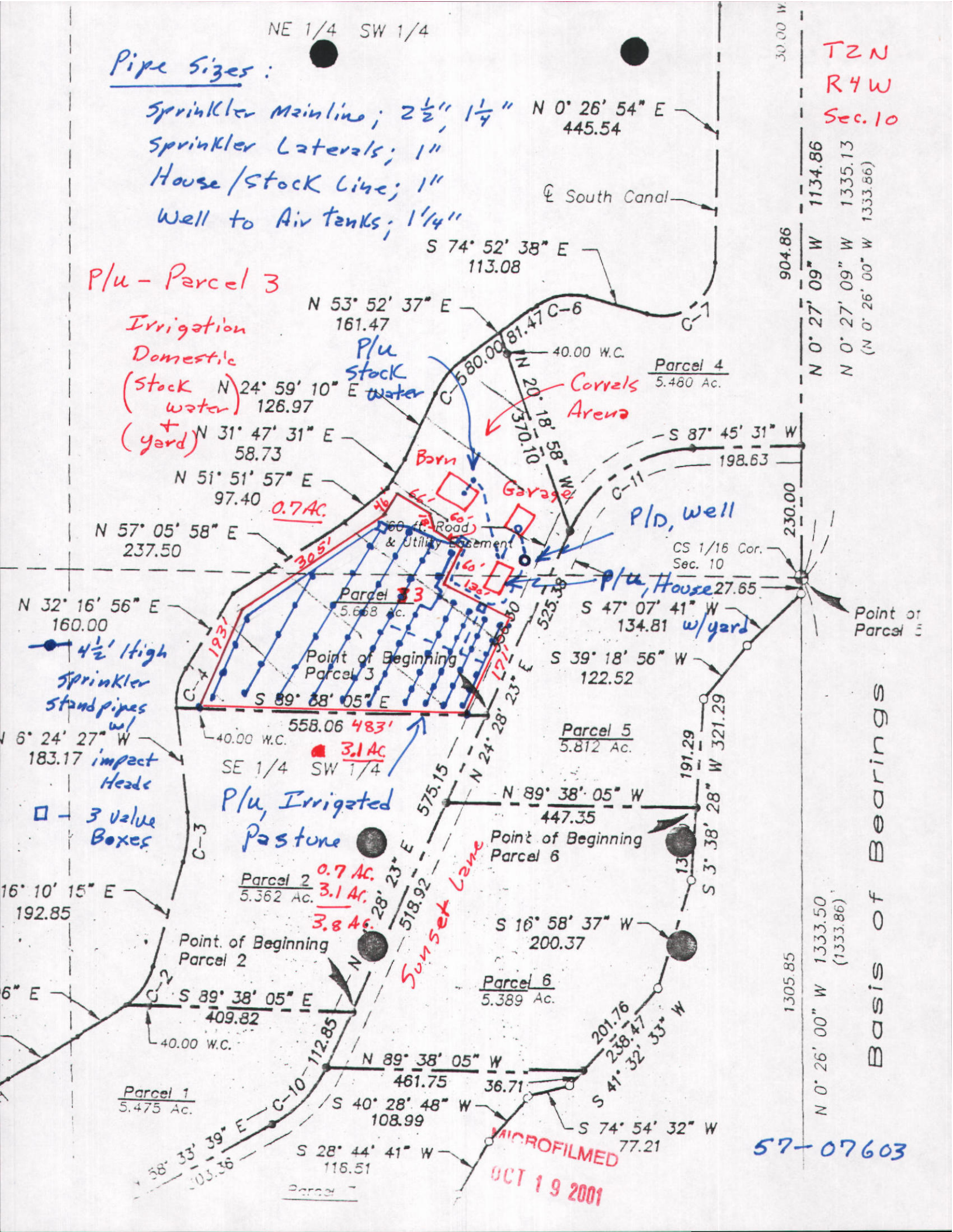
904.86

N 0° 27' 09" W 1134.86

N 0° 27' 09" W 1335.13

(N 0° 26' 00" W 1333.86)

30.00 W



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:

Well produces H_2S + Methane gas,
and some black graphite like material.
Owners have filters on service lines.

Dan Tomich Water Rights Exam.
Signature of Dept. Representative & Title

2-5-99
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



525 MICROFILMED
OCT 19 2001

1 of 3

P/D
well

P/u
faucet for
part of
yard
irrigation
under
Domestic



P/D
well

P/u
House
and
yard
irrigation



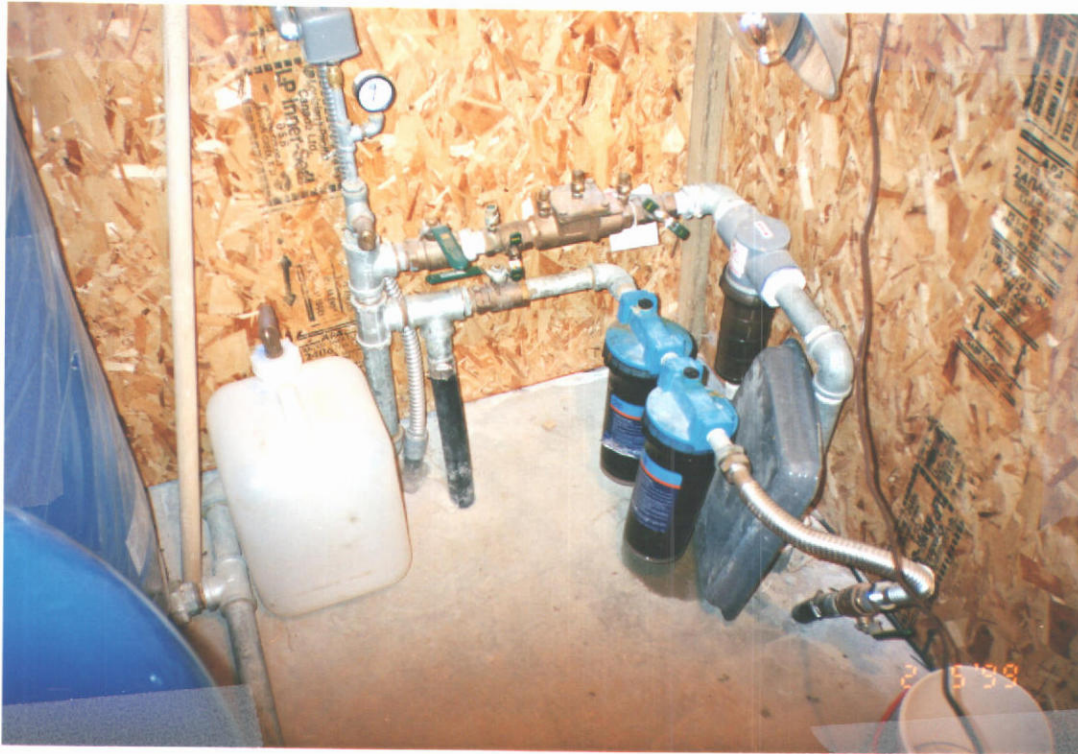
MICROFILMED
OCT 19 2001

57-07603

2 of 3

P/O

Piping, Valves,
filters,
Press. gauge
+ Switch,
Air Tanks,
etc
in
Garage



P/u
one of
two
Stockwater
faucets
at
Barn -
under
Domestic
use.

MICROFILMED
OCT 19 2001

57-07603

3 of 3

P/u

Irrigated
Pasture
(Light Brown)
Area

House,
Garage +
Barn in
Background,



View Looking North

P/u

Typical
Sprinkler
in
irrigated
Pasture.



View Looking West
MICROFILMED
OCT 19 2001

57-07603

The Owyhee Avalanche

P.O. BOX 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss
COUNTY OF OWYHEE)

I, Joe E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of **The Owyhee Avalanche**, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3. That the said **The Owyhee Avalanche** has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in said newspaper, in two (2)

(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

October 5 & 12, 1994

Signed

Subscribed and sworn to me this 12th day of Oct. A.D., 1994

Corinne Baerling
Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires October 7, 1997

NOTICE OF APPLICATION OF WATER RIGHT

The Following
application(s) have been filed
to appropriate the public
waters of the State of Idaho:
57-07603

DURNIL, BARBARA
11266 SANDHURST DR
BOISE, ID 83709
Source: GROUNDWATER
Diversion Pt: NESW Sec 10 T
02N R 04W in OWYHEE
County.
SESW Sec 10 T 02N R04W in
OWYHEE County.
Use: IRRIGATION (.150 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.190 CFS)
Date Filed: 9/12/1994
In: OWYHEE County
T02N R04W S10 NESW
SESW
5.0 ACRES TOTAL

Permits will be subject to
all prior water rights.
Protests may be submitted
based on the criteria of Sec.
42-203A, Idaho Code. Any
protest against the approval
of this application must be
filed with the Director, Dept.
of Water Resources, Western
Region 2735 Airport Way,
Boise, Idaho 83705 together
with a protest fee of \$15.00
on or before OCTOBER 24,
1994. The protestant must
also send a copy of the
protest to the applicant.

R. KEITH HIGGINSON,
Director

Publish October 5 & 12, 1994

RECEIVED

NOV 01 1994

WATER RESOURCES
WESTERN REGION

DEC 20 1994

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 57-07603

Priority: September 12, 1994

Maximum Diversion Rate 0.08 CFS
Maximum Diversion Volume 18.6 AF

It is hereby certified that BARBARA DURNIL
RT 1 BOX 470-1/2
MARSING ID 83639 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated September 12, 1994, and has
submitted Proof of Beneficial Use on October 30, 1998. An examination indicates that the works have a
diversion capacity of 0.08 cfs of water from

SOURCE

GROUND WATER

and a water right has been established as follows

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF
IRRIGATION	03/01 to 11/15	0.08 CFS	18.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 10, Twp 02N, Rge 04W, B M OWYHEE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 04W 10									10							30	40

Total Acres 4

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above
2. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation

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 used in accordance with Idaho law and applicable rules of the Department of Water Resources

Signed and sealed this 19th day of July, 2001

MICROFILMED

1999

Karl J. Dreher
for KARL J. DREHER
Director

FOR OFFICE USE ONLY
Amt. of Fee \$ 50.00
Receipt No. 013749
Receipt By: JS
Date Received: 10/30/98

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 30 1998

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.

1. Permit No. 57-07603 Telephone No. 208-896-4767

2. Name(s) of Permit Holder(s): Barbara Durnil

3. Mailing Address: Rt. 1 Box 470 1/2 Marsing ID 83639

4. Source of Water: groundwater If GROUNDWATER (well), Date Drilled: mo. 10 / yr. 94

a. Well Driller: Davis Well and Pump Drilling Permit Number: 57-94W-0044-000

b. OPTIONAL:
Pump Horsepower: 3 Pressure (psi): 50 Dynamic pumping level (ft): 200

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 1 Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 3.8 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 0.19 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 _____ or No X

Has the measuring device been installed? Yes _____ or No X

Flow Measurement Port: Is a flow measurement port required? Yes _____ or No X

Has the measurement port been installed? Yes _____ or No X

8. Fee Enclosed: \$ 50.00 (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: Barbara Durnil (Dartlett) Telephone Number: 896-4767

Address: Rt. 1 Box 470 1/2 Marsing Id 83639 (Sunset Lane)

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: B. Durnil Date: 10-29-98

(include your title, if on behalf of company or organization)

MICROFILMED

NOV 24 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

OCT 16 1996

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 57-07603

Name(s) of Permit Holder: Barbara Durnil

Mailing Address: Rt. 1 Box 470 1/2, Marsing Id. 83639

Date Proof is Due: Dec 1 1996 Telephone No. 896-4767

Describe what work has been completed toward the development of this water right:

(This must be filled out! If no work has been completed, show "none".)

Well drilled = 8" casing + 3 horse pulmen seale pump (\$9,972.71). Sprinkler system around house + garage, 1st 2 stages (\$2174.35). 3rd stage is piped. Pasture system - 1st half (= 2 acres) in + running. Control box, wiring stations set for 2nd half 1997 or 1998 (\$925.00) Costing \$ 16072.06

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

I set the house, barn + garage system on a 3 year plan with pipes layed + capped + station box in. I set the pasture system on a 2 stage plan spending \$3000 this year to segregate 1/2. Station box, wiring is in to complete plan hopefully next year.
Permit holder(s) request an extension to December 1st 1998

FEE: \$50.00

Barbara Durnil
(Signature)*

MICROFILMED

*If other than permit holder, Power of Attorney must be supplied.

DEC 19 1996

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to **December 1, 1998.**

Signed this 5th day of November, 19 96

J. Mark Saxton
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 57-07603

Proposed Priority: September 12, 1994 Maximum Diversion Rate: 0.19 CFS

This is to certify, that **BARBARA DURNIL**
11266 SANDHURST DR
BOISE ID 83709

has applied for a permit to appropriate water from: **GROUNDWATER**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.15 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.19 CFS

LOCATION OF POINT(S) OF DIVERSION: NESW , Sec. 10, Township 02N, Range 04W
SESW , Sec. 10, Township 02N, Range 04W
OWYHEE 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>
02N	04W	10	NESW 1.2	SESW 3.8		5
Total number of acres irrigated:						5

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **December 1, 1996.**
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
5. Single point of diversion located on or near the line between NESW and SESW, S10, T02N, R04W.
6. Domestic use is for 1 home.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

12th day of December, 1994.

DEC 20 1994

[Signature]
for R. Keith Higginson, Director

Drilling Permit No. 57-94-W-0044-000
 Water Right Permit No. 57-7603 (pending)
 Injection Permit No. _____

WELL DRILLER: PLEASE COMPLETE FOR VERBALS

IDWR Employee Issuing Verbal: _____

Verbal Issued Date: _____ Time: _____

RECEIVED

SEP 12 1994
 SEP 12 1994
 Department of Water Resources

State of Idaho
 Department of Water Resources

APPLICATION FOR DRILLING PERMIT

RECEIVED

SEP 13 1994

1. Applicant (please print): Barbara J. Durnil2. Mailing Address: 11266 Sandhurst Dr.

WATER RESOURCES
 WESTERN REGION

City & State Boise Idaho Zip Code 83709 Telephone 377-5860☒ Well Owner ☐ Well Operator ☐ Contractor or Other, specify _____3. Proposed Well Location: Twp. 2N, Rge. 4W, Sec. 10, SE 1/4 SW 1/4Gov't Lot No. _____ County OwyheeStreet Address of Well Site Rt. 1, Box 470 1/2, Marsing Sunset Lane. To be constructedLot, block and subdivision Lot # 3 in Parcel # 3 Sunset Development

4. Proposed Use of Well:

- ☐ DOMESTIC: The use of water for homes, organization camps, public campgrounds, livestock (1,000 head or less) and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

NON-DOMESTIC: ☒ Irrigation ☐ Municipal ☐ Industrial
☐ Stock ☐ Test ☐ Other _____
 (Over 1,000 Head) (Describe)

☐ INJECTION

☐ MONITORING: A well bore schematic and map is required for each blanket permit.
 No. of proposed wells: _____

5. Well Construction Information:

A. ☒ New well ☐ Modify (Deepen or Enlarge) ☐ Replace - See Condition 9B. Proposed Casing Diameter 8" Proposed Maximum Depth 300'

C. Anticipated bottom hole temperature:

☒ 85°F or less (Cold Water Well) ☐ 85°F to 212°F (Low Temp. Geo. Well) ☐ 212°F or more (Geothermal Well)

6. Construction Start Date: Approx. Oct. 17th, 19947. Anticipated Well Driller: DAVIS Drilling Driller's Lic. No. 101

NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's Signature Barbara Durnil Date 9-14-94

Title _____

(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is Approved

Date 12-12-94

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

DEC 20 1994

Mark B. Stiff
Signature of Authorized Department Representative

Sen. Manager
Title

Receipt No. 6031248 Received by Czy. Fee \$200.00 Date 9/12/94

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension expires: _____

RECEIVED

SEP 12 1994

Department of Water Resources

Ident. No. 57-07603

RECEIVED

NOV 28 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name: BARBARA DURNIL 208-377-5860
Address: 11266 SANDHURST DR
BOISE ID 83709

2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: NESW Sec. 10, Township 02N, Range 04W
SESW Sec. 10, Township 02N, Range 04W
OWYHEE County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	0.150		
DOMESTIC	01/01	12/31	0.040		

5. Total quantity to be appropriated is:
0.190 CFS (and/or) AF

6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc.
Well with pump.
b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
c. Proposed well diameter is 8 inches; proposed depth of well is 300
feet.
d. Is groundwater with a temperature greater than 85F being sought? NO
e. If well is already drilled, when?
Drilling Firm
Well was drilled for

7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 5 year(s).

8. Place of Use: IRRIGATION

TWN	RGE	SEC	ACRES	ACRES	ACRES	TOTAL
02N	04W	10	NESW 1.2	SESW 3.8		5

Total number of acres irrigated: 5

DEC 20 1994

Place of Use: DOMESTIC, same as IRRIGATION use

9. a. Who owns the property at the point of diversion?
APPLICANT
b. Who owns the land to be irrigated or place of use?
APPLICANT
c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.

10. Remarks:

Single point of diversion located on or near the line between
NESW and SESW, S10, T02N, R04W.
Domestic use is for 1 home.

11. Map of proposed point of diversion and place of use attached? [✓]

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.

Barbara Durand
Applicant

Received by CJ Time 3:30 pm Date 9/12/94 Preliminary check by SL

Fee \$ 50.00 Receipted by CJ # 6031248 * Date 9/12/94

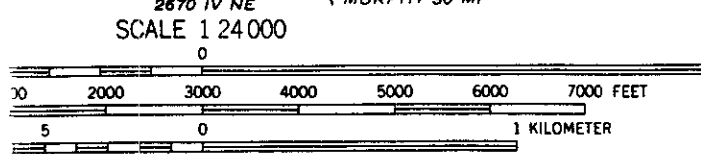
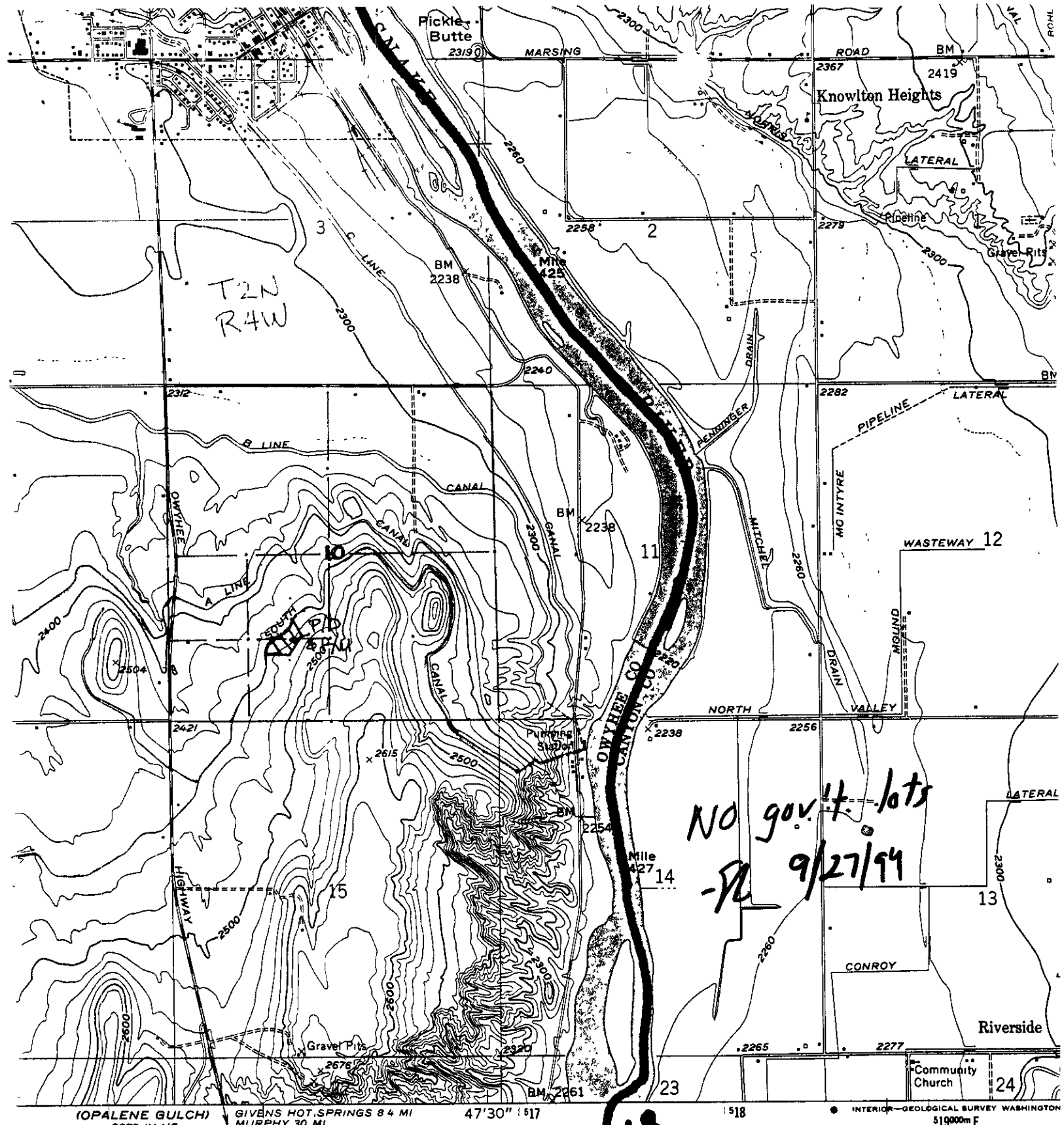
Publication prepared by AT Date 9-28-94 Published in Idaho Business Review

Publication approved AT Date 11-15-94

D.P. Appl. Attached # 57-94-W-0044

DEC 20 1994

* date entered prior to review
- SL 9/27/94



CONTOUR INTERVAL 20 FEET
 THIN LINES REPRESENT 10-FOOT CONTOURS
 CONTOUR INTERVAL ON RIVER SURFACE 5 FEET
 DATUM IS MEAN SEA LEVEL

CONFORMS WITH NATIONAL MAP ACCURACY STANDARDS
 SURVEY, DENVER, COLORADO 80225, OR WASHINGTON, D. C. 20242
 TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

51 63
 57-7603

ROAD CLASSIFICATION
 Medium-duty ——— Light-duty ———
 Unimproved dirt - - - - -
 U S Route St

QUADRANGLE LOCATION IDAHO

DEC 20 1994

MARSING N4330

PHOTO
 AMC 2671 JV



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 23, 2001

BARBARA DURNIL
RT 1 BOX 470-1/2
MARSING ID 83639

RE License No. 57-7603 - Issuance of License

Dear Water Right Holder(s).

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license

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 by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet

Please note that water right owners are required to report any change of water right ownership and/or 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 forms and instructions

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SWK.klt

Enclosure(s)

MICROFILMED

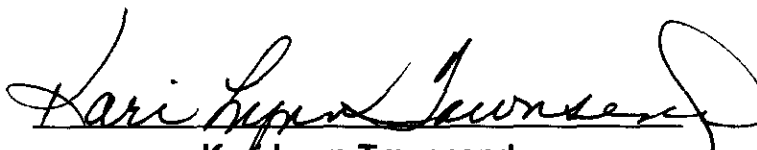
JUL 24 2001

CERTIFICATE OF MAILING

I hereby certify that on July 23, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below

RE: WATER RIGHT NO. 57-7603

**BARBARA DURNIL
RT 1 BOX 470-1/2
MARSING ID 83639**

A handwritten signature in cursive script, reading "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

**MICROFILMED
OCT 19 2001**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document 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 of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing 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 this 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 fourteen (14) 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

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 IDAPA Rules 37 01 01302 and 37 01 01303 (Rules of Procedure 302 and 303)

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OCT 19 2001

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.

Comment Report

57-7603

1 skeen 7/19/2001 License Review

Comment. License review by S Keen on 7-19-2001. Despite the 1987 photography which shows the place of use to be irrigated, I can find no overlapping water rights. Right 57-7641 is for neighboring property To cover lawn irrigation, I added 0.2 acres to the total recommended by the examiner, and I reduced the volume recommended for domestic use

2. PHARRELL 10/16/1996 Extension of Time Received

Comment Extension of Time Received

3 VAULT 10/30/1998 Proof of Beneficial Use Rcvd

Comment Proof of Beneficial Use Rcvd

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OCT 19 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
APR 3 1999
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 57-07603

1. Owner: Barbara Durnil Phone No. (208) 896-4767

Current Address: Rt. 1, Box 470 1/2, Marsing, ID 83639

2. Accompanied by: Barbara Durnil EXAM DATE: 2-5-99

Address: (Same) Phone No. (Same)

Relationship to Permit Holder: (Same)

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: None

2. Other water rights with the same point of diversion: None

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	SW	10	2N	4W	Owyhee	Site Visit, Map

2. Place(s) of Use:

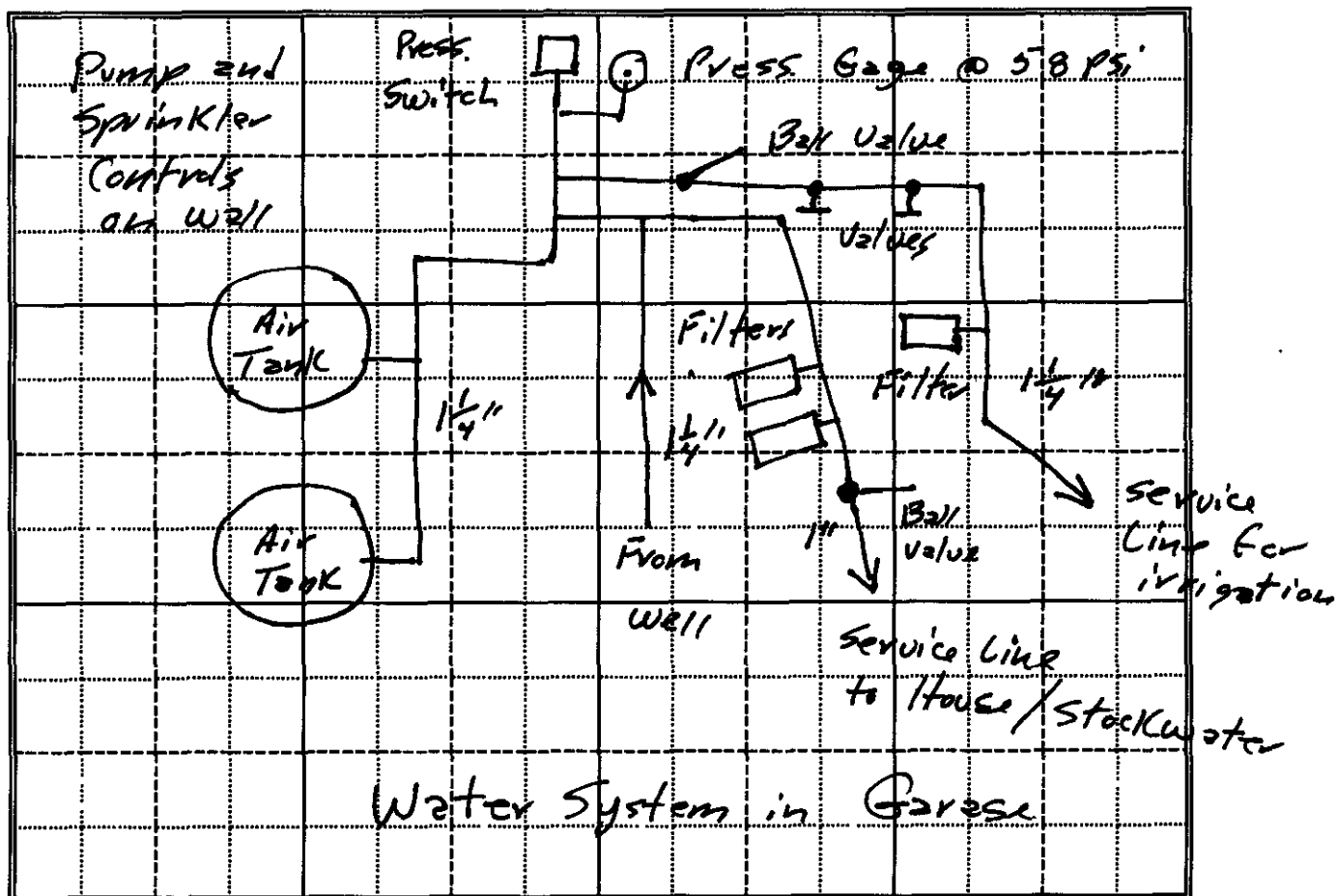
Indicate Method of Determination Site Visit, Map

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	4W	10										0.7			3.1				3.8 Ac

MICROFILMED

APR 1 2001

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



Scale: 1" = None

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

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

☒ 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
	Franklin	3	0594 (Date Code)	Red Jacket	Model 300 CN1-N17GC SN 807-004-5

*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: None - operational pressure range; 35-65 PSI.

E. NARRATIVE/REMARKS/COMMENTS

1. This permit is for domestic and irrigation water for Parcel 3 of the Sunset Subdivision. The domestic water is for one home with ~~and~~ irrigated yard, and Stock water for two horses. The irrigated land, 3.8 Ac. is separate from the house yard irrigation.

2. The well pumps water through a $1\frac{1}{4}$ " line to the air tanks, piping, valves, pump and sprinkler control system located in the garage. A 1" line supplies water to the ~~valve~~ and yard sprinkler system, and to two house faucets located at the barn for Stock watering. One faucet is inside the barn, and the other is outside.

3. A $2\frac{1}{2}$ " and $1\frac{1}{4}$ " sprinkler mainline supplies water to 10 - 1" sprinkler laterals to irrigate 3.8 Ac. of pasture for the horses. The sprinkler laterals have $4\frac{1}{2}$ ' high standpipes with impact heads on them. The system has 3 valve boxes with electrical operated valves controlled by a timer in the garage.

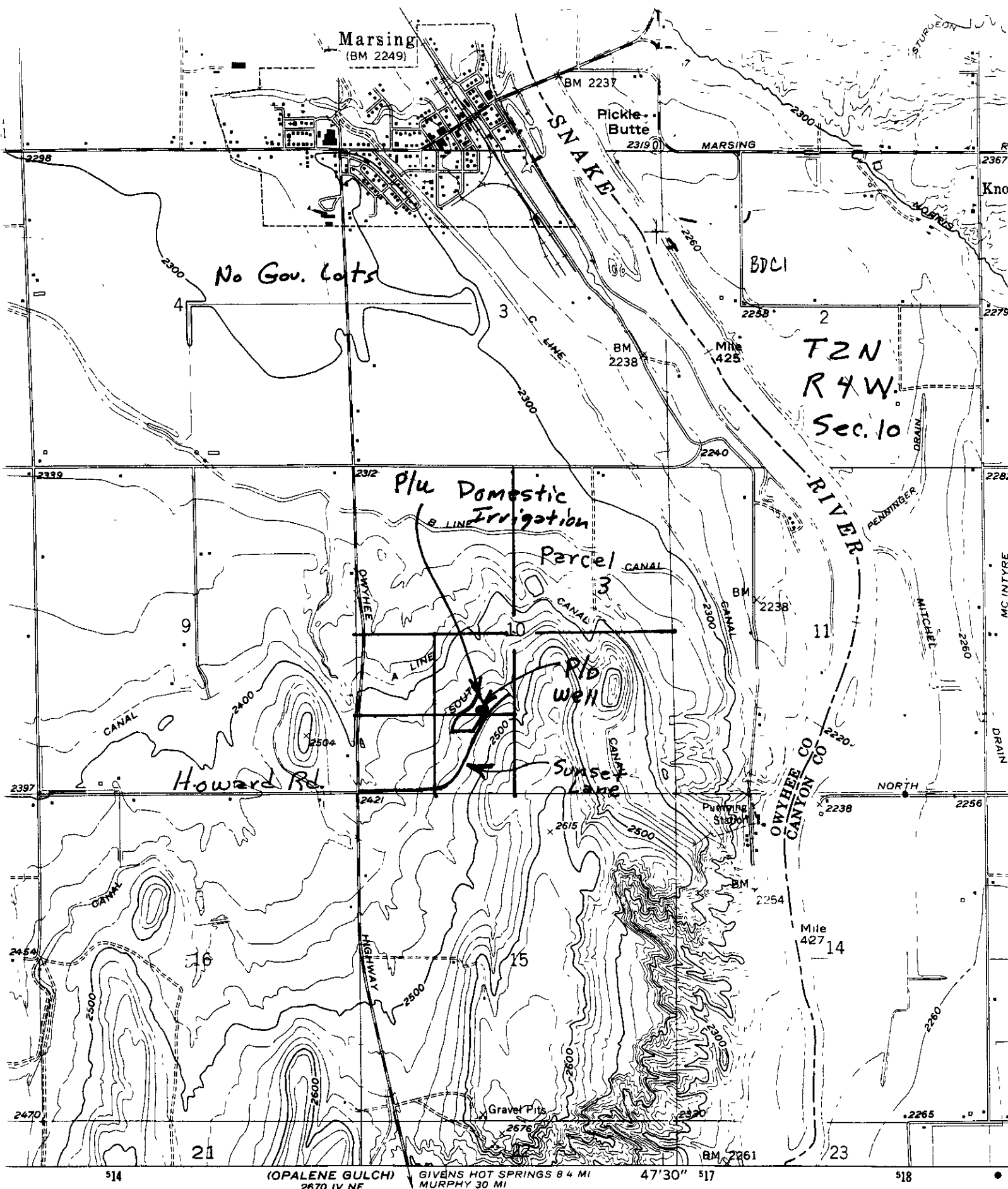
4. The water system in the garage has filters on both service lines because the well produces H_2S and methane ~~gas~~ gas, and a black graphite like substance.

Have conditions of permit approval been met? ☒ yes ☐ no

MICROFILMED

001 1 9 2001

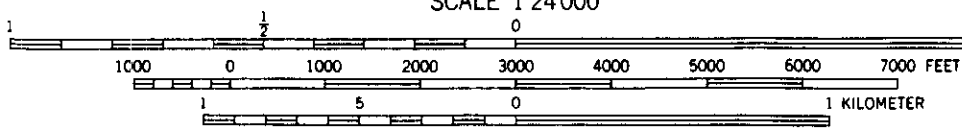
5. There is no surface water used. This land is outside the service area of Gem Irrigation Distr.



(OPALENE GULCH) 2670 IV NE
GIVENS HOT SPRINGS 8.4 MI
MURPHY 30 MI

SCALE 1:24,000

MICROFILMED 57-07603



CONTOUR INTERVAL 20 FEET
DOTTED LINES REPRESENT 10-FOOT CONTOURS
CONTOUR INTERVAL ON RIVER SURFACE 5 FEET
DATUM IS MEAN SEA LEVEL

Mediu

NE 1/4 SW 1/4

Pipe Sizes:

Sprinkler Mainline; 2 1/2" 1 1/4" N 0° 26' 54" E 445.54

Sprinkler Laterals; 1"

House/stock Line; 1"

Well to Air tanks; 1 1/4"

T2N
R4W
Sec. 10

904.86
N 0° 27' 09" W 1134.86
N 0° 27' 09" W 1335.13
(N 0° 26' 00" W 1333.86)

P/u - Parcel 3

Irrigation

Domestic

(stock water) N 24° 59' 10" E 126.97

(yard) N 31° 47' 31" E 58.73

N 51° 51' 57" E 97.40

N 57° 05' 58" E 237.50

N 32° 16' 56" E 160.00

4 1/2' High
Sprinkler
stand pipes

6° 24' 27" W 183.17
impact
Heads

3 Value
Boxes

6° 10' 15" E 192.85

Point of Beginning
Parcel 2

Parcel 1
5.475 Ac

P/u, Irrigated
Pasture

Parcel 2
0.7 Ac.
3.1 Ac.
3.8 Ac.
5.362 Ac.

N 89° 38' 05" E 409.82

Parcel 3
5.668 Ac.

N 53° 52' 37" E 161.47

P/u
Stock
water

N 24° 59' 10" E 126.97

N 31° 47' 31" E 58.73

N 51° 51' 57" E 97.40

N 57° 05' 58" E 237.50

N 32° 16' 56" E 160.00

4 1/2' High
Sprinkler
stand pipes

6° 24' 27" W 183.17
impact
Heads

3 Value
Boxes

6° 10' 15" E 192.85

Point of Beginning
Parcel 2

N 89° 38' 05" E 409.82

Parcel 1
5.475 Ac

Parcel 2
0.7 Ac.
3.1 Ac.
3.8 Ac.
5.362 Ac.

Parcel 3
5.668 Ac.

S 74° 52' 38" E 113.08

N 53° 52' 37" E 161.47

P/u
Stock
water

N 24° 59' 10" E 126.97

N 31° 47' 31" E 58.73

N 51° 51' 57" E 97.40

N 57° 05' 58" E 237.50

N 32° 16' 56" E 160.00

4 1/2' High
Sprinkler
stand pipes

6° 24' 27" W 183.17
impact
Heads

3 Value
Boxes

6° 10' 15" E 192.85

Point of Beginning
Parcel 2

N 89° 38' 05" E 409.82

Parcel 1
5.475 Ac

Parcel 2
0.7 Ac.
3.1 Ac.
3.8 Ac.
5.362 Ac.

Parcel 3
5.668 Ac.

South Canal

S 74° 52' 38" E 113.08

N 53° 52' 37" E 161.47

P/u
Stock
water

N 24° 59' 10" E 126.97

N 31° 47' 31" E 58.73

N 51° 51' 57" E 97.40

N 57° 05' 58" E 237.50

N 32° 16' 56" E 160.00

4 1/2' High
Sprinkler
stand pipes

6° 24' 27" W 183.17
impact
Heads

3 Value
Boxes

6° 10' 15" E 192.85

Point of Beginning
Parcel 2

N 89° 38' 05" E 409.82

Parcel 1
5.475 Ac

Parcel 2
0.7 Ac.
3.1 Ac.
3.8 Ac.
5.362 Ac.

Parcel 3
5.668 Ac.

40.00 W.C.

Corrals
Arena

N 20° 18' 58" E 370.10

S 87° 45' 31" W 198.63

P/D, well

CS 1/16 Cor.
Sec. 10

P/u, House 27.65

S 47° 07' 41" W 134.81 w/yard

S 39° 18' 56" W 122.52

Parcel 5
5.812 Ac.

N 89° 38' 05" W 447.35

Point of Beginning
Parcel 6

S 16° 58' 37" W 200.37

Parcel 6
5.389 Ac

S 41° 32' 33" W 201.76

S 74° 54' 32" W 77.21

S 40° 28' 48" W 108.99

N 89° 38' 05" W 461.75

S 28° 44' 41" W 116.51

S 41° 32' 33" W 201.76

S 74° 54' 32" W 77.21

S 40° 28' 48" W 108.99

Parcel 4
5.480 Ac

Corrals
Arena

N 20° 18' 58" E 370.10

S 87° 45' 31" W 198.63

P/D, well

CS 1/16 Cor.
Sec. 10

P/u, House 27.65

S 47° 07' 41" W 134.81 w/yard

S 39° 18' 56" W 122.52

Parcel 5
5.812 Ac.

N 89° 38' 05" W 447.35

Point of Beginning
Parcel 6

S 16° 58' 37" W 200.37

Parcel 6
5.389 Ac

S 41° 32' 33" W 201.76

S 74° 54' 32" W 77.21

S 40° 28' 48" W 108.99

N 89° 38' 05" W 461.75

S 28° 44' 41" W 116.51

S 41° 32' 33" W 201.76

S 74° 54' 32" W 77.21

S 40° 28' 48" W 108.99

57-07603

Basis of Bearings

N 0° 26' 00" W 1333.50
(1333.86)

1305.85

904.86

30.00 W

MICROFILMED
JUL 19 2001

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

1. DRILLING PERMIT NO: 57-94-W-0044-000 OTHER APPLICABLE NO: 57-07603

2. OWNER: Barbara Durnil Phone: (208) 896-4762

Address: Rt. 1 Box 470 1/2, Marsing, ID 83639

3. WELL LOCATION: Twp 2N, Rge. 4W, Sec. 10, NE 1/4 SW 1/4
County Owyhee (Provide sketch map and photo on reverse.)

4. DRILLER: Davis Well Pump Lic. No. 101
When Drilled? 10-23-94 to 10-26-94

5. WELL CONSTRUCTION:

Casing Diameter 8 inches Water tight cap? ☒ Yes ☐ No Access Port: ☐ Yes ☒ No

Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____

Depth of Casing 198 ft. Method Drilled Air Rotary

Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____

Control Valve? ☒ Yes ☐ No Pressure Gauge: ☒ Yes ☐ No

Condition of Piping and Valving Good

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 157 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 in Domestic use

☐ Test ☐ Municipal ☐ Industrial

☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used

☐ Other: _____

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: Well produces H_2S + Methane gas,
and some black graphite like material.
Owners have filters on service lines.

Dan Zernich Water Rights Exam.
Signature of Dept. Representative & Title

2-5-99
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



PROFILME-
100 1 2001

1 of 3

P/D
well

P/u
faucet for
part of
yard
irrigation
under
Domestic



P/D
well

P/u
House
and
yard
irrigation



MICROFILMED
OCT 1 2011

57-07603



2 of 3

P/O

Piping, Valves,
filters,
Press. gauge
+ Switch,
Air Tanks,
etc
in
Garage



P/u

one of
two
Stockwater
faucets
at
Barn -
under
Domestic
use.

MICROFILMED

OCT 19 2001

57-07603

3 of 3

P/u

Irrigated
Pasture
(Light Brown)
Area

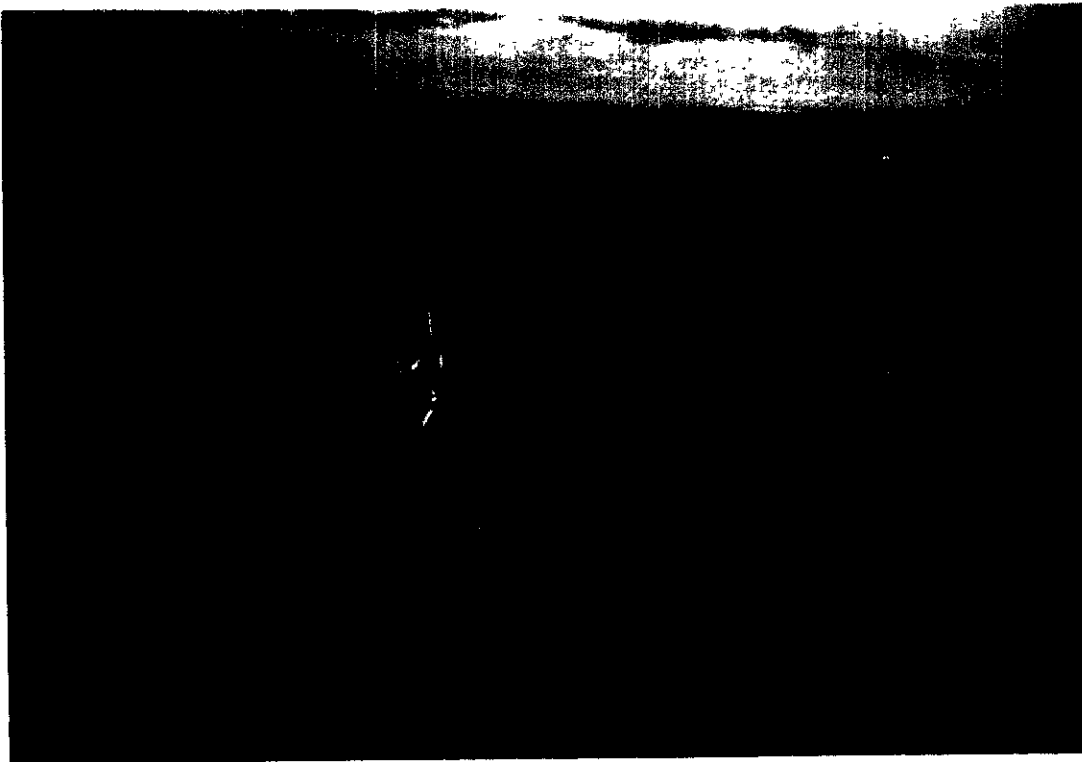
House,
Garage +
Barn in
Background.



View Looking North

P/u

Typical
Sprinkler
in
irrigated
Pasture.



View Looking West
OCT 19 2001

57-07603

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 57-67603 Reviewed by Jay Date 11-10-98

GENERAL CONSIDERATIONS

yes Name same as permit?
yes Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

dom, irr

Correct Uses? yes

SOURCE OF WATER

 Surface water source

✓ Ground water source

yes Drilling permit required?

no Copy in the file? Drilling Permit No. 57-94-W-0044-C00

200- Amount paid for permit

yes Correct?

yes Well log in the file?

LICENSE EXAMINATION FEE

yes Required?

50- Amount Submitted

yes Correct?

MEASURING DEVICE

no Required?

 Installed?

 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>
Date proof due	<u> </u>
No. of days late	<u> </u>
Priority Date	<u> </u>
New Priority Date	<u> </u>

DEFICIENCIES OR ACTION ITEMS

Proof Acceptable

DATA ENTRY

New Address X Proof Made 10-30-98



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

November 17, 1998

Barbara Durnil
Rt 1 Box 470½
Marsing ID 83639

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 57-07603

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the **WESTERN** Regional Office of the department in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

NOV 25 1998

September 30, 1998

BARBARA DURNIL
RT 1 BOX 470-1/2
MARSING ID 83639

PROOF DUE NOTICE

RE: PERMIT NO. 57-07603

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before December 1, 1998. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

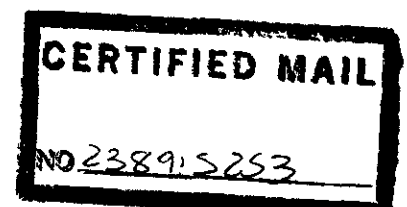
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

NOV 25 1998



ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 57-07603 Reviewed by [Signature] Date 1-5-96

BASIC INFORMATION

10-16-96 Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
yes Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?
_____ Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____
_____ Is delay by a government agency?
Is supporting documentation needed to complete the file? _____ Requested? _____
_____ Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN Recommend extend to Dec. 1, 1998, on basis of due diligence.

PRIORITY CALCULATION

Date extension received	_____	=	_____
Proof due date	_____	=	_____
Number of days late	_____	=	_____
Priority date	_____	=	_____
New Priority Date	_____	=	_____

DATA ENTRY

New Address X
Change Proof Due Date 12-1-98
Change Priority Date X



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 6, 1996

Barbara Durnil
Rt. 1 Box 470½
Marsing, ID 83639

RE: Permit No. 57-07603

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time submitted in connection with the above referenced permit. The time within which to submit proof of beneficial use is extended to **December 1, 1998**. Please note that the department has granted this extension based on **due diligence**. It is important that you work diligently toward the completion of the development during the construction period allowed since the department **will not** be able to grant additional extensions based on due diligence.

Please be advised that Section 42-248, Idaho Code, which became affective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact any office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner. Failure to maintain current records with the department could result in the assessment of a monetary penalty.

Please contact me at (208)327-7953 if you have any questions regarding this matter

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Regional Office

MICROFILMED

DEC 19 1996

September 30, 1996

BARBARA DURNIL
RT 1 BOX 470-1/2
MARSING ID 83639

PROOF DUE NOTICE

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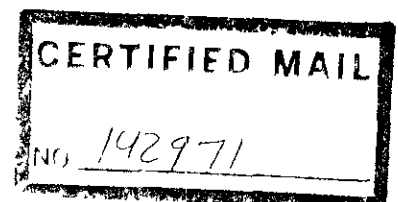
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

DEC 13 1996



1. DRILLING PERMIT NO. 57-94 W-0044-000
Other IDWR No 57-07603

2. OWNER: BARBARA J. PURNILL
Name 11266 SANDHURST DRIVE
Address BOISE State ID Zip 83709
City

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N
E

Twp. 2 North ☒ or South ☐
Rge. 4 East ☐ or West ☒
Sec. 10, 1/4 SE 1/4 SW 1/4
Gov't Lot _____ County Ocean NE

Address of Well Site RTE 1 Box 470 1/2

City MARSING
(Give at least name of road + Distance to Road or landmark)

LI. 003 BIK _____ Sub Name SUNSET
DEVELOPMENT

4. PROPOSED USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other

5. TYPE OF WORK

☒ New Well ☐ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD

☐ Mud Rotary ☒ Air Rotary ☐ Cable ☐ Other

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	
BENTONITE	0	30	200 #	

Was drive shoe used? Y ☒ N ☐

Was drive shoe seal tested? Y ☐ N ☐ How?

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
8	+2	198	250	STEEL	☒	☐	☐	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

☐ Perforations Method _____

☐ Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
						☐	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

157 ft below ground Artesian pressure _____ lb.
Depth flow encountered _____ ft. Describe access port or
control devices _____

11. WELL TESTS:

☐ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian

Yield gal./min	Drawdown	Pumping Level	Time

Water Temp _____ Bottom hole temp. _____

Water Quality test or comments.

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

[illegible]

Completed Depth 360' (Measurable)
Date, Started 10-23-94 Completed 10-26-94

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name DAVIS WELLS & COMPANY Firm No 101

Firm Official _____ Date _____

and
Supervisor or Operator Chuck Davis Date 12-15-94

(Sign once if Firm Official & Operator)

FORWARD WHITE COPY TO WATER RESOURCES



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 16, 1994

BARBARA DURNIL
RT 1 BOX 470-1/2
MARSING ID 83639

RE: WATER RIGHT NO. 57-07603

Dear Water Right Holder(s):

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

Also enclosed is a copy of the approved drilling permit submitted in connection with this water right.

Sincerely,

A handwritten signature in black ink, appearing to be 'J. Johnson', written over the typed name and title.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure

DEC 20 1994

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 57-7603 Name: Durriel Date: 1/6/94 Correct Fee? ✓

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust

SYSTEM COMPLETED:

No - ~~26A-P17~~
Complete in 1 year - P16

Yes
Proof not submitted - P16
Proof submitted - NA

GROUNDWATER:

~~+ 0.2 cfs~~ <FLO-CH> - ~~01G~~ (new), 01K (existing), No MD
- 0.2 cfs - No MD <FLOW CHART>

Drilling Permit:

Included w/permit - Permit No. 57-94-W-0044-000 P99
Existing well - NA (pre 7/1/87)

~~No WD permit?~~ - ~~046-46A(Irr)~~ ~~46B-P29~~ (post 7/1/87)

SURFACE WATER: not in WD - T17 (+.2 w/pump), No MD <FLOW CHART>

LOCATION:

Water District(~~dem~~) - WD No. _____
*Surface water - 005 (req) 01J-P08 <FLOW CHART>
(doesn't sink) or 01H-P01 <FLOW CHART>; No MD
Groundwater - P05 (new irrigation well)
In stream channel - 030 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Drainage Districts - 024
Flood Control Dist. - 063
Boise Front (63) - 058 (-85° GW temp only)
Swan Falls Flag - B <SEE CONDITION CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non Trust <1> - 048-049 (Consumptive Uses), NA

RIVER BASINS (*Surface water):

Boise R(63) - 05A (if WD), 11E (non-domestic use), NA
Payette R(65) - 064(consump. use), 047-P04(Payette Lake), NA
Snake R(01/02/03) - 11A-P04 (01), 061-P07 (02/03 No WD Cond.), NA

USE:

Fish Propagation - 07A-042 (req) & 010/06A/09E(WQ)-P10
044 (N 1000 Spr)
Irrigation - ~~03A/057,-802~~(if GW use SW 1st) ✓ 5A PU comp), NA
Power - 08A-17K-025-027(req); 01F(MD)-P19; 09E(WQ)-P10;
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Mining - 054 (req) & 06A/010/09E-P10
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA
Domestic (surface) - 021(Boise R + L Peak), 064(Payette R), NA

OWNERSHIP:

Non land owner - 004 (PD/PU)

PROTESTED: - 020(Prehearing agreement)/W19(See Order)

OTHER CONDITIONS:

REMARKS:

① WOI/1 ② W23

BENEFICIAL USE DUE: - 12-1-1996

COMMENTS:

WR0749NP
No. ~~57~~-07603

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/06/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BARBARA DURNIL 11266 SANDHURST DR BOISE ID 83709 (208) 377-5860	09/12/1994	IRRIGATION DOMESTIC	03-15 11-15 01-01 12-31	0.15 CFS 0.04 CFS	
TOTAL DIVERSION:					0.19 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T02N R04W S10 NESW SESW OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
02N	04W	10	:																	:	5.0
																				TOTAL ACRES	5.0

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: OWYHEE

Other Water Rights with Same Point(s) of Diversion and Source:
57-07603

Other Water Rights Listing Overlapping Place(s) of use:
57-07603

Conditions of Approval:

- 26A - Project construction shall commence within one year from the
- date of permit issuance and shall proceed diligently to
- completion unless it can be shown to the satisfaction of the
- Director of the Department of Water Resources that delays were
- due to circumstances over which permit holder had no control.
- 03A - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed 0.02
- cubic feet per second for each acre of land.

Remarks: Single point of diversion located on or near the line between
NESW and SESW, S10, T02N, R04W.
Domestic use is for 1 home.

Dates: App. Received: 09/12/1994 Priority Date: 09/12/1994
Proof Due Date: 12/01/1996 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Audit: 12/06/94 CZIMMER

WR0750NP
(00-138)

IDAHO DEPARTMENT OF WATER RESOURCES
PLACE OF USE 1/4 1/4 COMPARISON REPORT

DATE: 12/06/94
PAGE: 1

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
5707603	T02N R04W S10 GROUNDWATER																	
	:																	
	:																	
	:																	
	:																	
	:																	
A0200064	SNAKE RIVE :	37	36	24	33	35	34	37	30	0	19					15		27 : 327
A0200065	SNAKE RIVE :	37	36	24	33	35	34	37	30	0	19					15		27 : 327
0202014	SNAKE RIVE :										40					40		40 : 120
0202276	SNAKE RIVE :	37	37	19	29	35	35	26	20									238
5704061	WASTE WATE :				02											05		20 : 27
*5704061	WASTE WATE :				01											02		19 : 22
A5704061	WASTE WATE :				02											05		20 : 27
A5710225	SPRING :				05													5
	C27Q-X 54 :	39	39	22	37	40	34	37	31	33	39	39	37			27	09	35 : 498
	C73Q-X 54 :	39	41	34	41	39	33	37	38	32	39	36	33			24	01	39 : 506

2N 4W 5.10

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: FR DATE: 9/27/94 APPLICATION: 57-07603

REQUIRED INFORMATION

Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
Address:
Source: (See USGS Quad for names of water sources)
Point of Diversion: (10 acres for spring, lot & block descriptions for subdivisions, local name)
County:
Quantity: (flow and/or volume)
Period of use:
Nature of proposed use: (Include description of use)
Description of diverting works:
Time required for beneficial use of water:
Place of use or acres irrigated:
Map:
Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
Fee:
Yes ☐ No* In form to receipt:

Gov't. Lots:
N P/D
P/U

ADDITIONAL INFORMATION

YES NO

☒ Overlapping place of use: (Describe source & relationship to present application on the back.)
☒ Overlapping point of diversion:
☐ Field check required: Field check by:
☐ Field report attached:
☐ Critical groundwater area:
☐ Groundwater management area:
☐ 1992 moratorium
☐ Copy to SCA staff (perennial stream, non-pump diversion):
☐ Send dam safety information:
☐ Send power requirement letter:
☐ Send fish farm requirement letter:
☐ Power residency affidavit:
☐ Power efficiency form:
☐ Within trust water boundary: (If yes, attach Trust Water Supplementary Analysis Sheet.)
☐ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
*REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

RECEIVED
NOV 28 1994

Department of Water Resources

DATE REQUESTED: _____

Additional information on reverse side:

Drilling Permit Appl. included & ready for approval upon issuance of W.R.

PROCESSING

APPLICATION NO. 57-07603

YES NO

☒ ☐
☐ ☒
☒ ☐

In form for advertising:

Statewide advertising: (> 10 cfs &/or 1000 af)

Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

I.D. Health and Welfare

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

U.S. BLM

U.S. Forest Svc.

Water Dist. # _____

Other _____

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☐
☒ ☐

Affidavit of publication received:

Application published correctly: If not, record action taken.

☐ ☒
☐ ☒
☐ ☒
☐ ☒
☐ ☒
☐ ☒
☐ ☒
☒ ☒

Publication dates and paper recorded on application:

Protests received. Final date for protest 10-24-94

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, Dr

Measuring device required:

Measuring port required:

Water delivered by water master? District # _____

Special conditions of approval or cover letter: _____

26A (Allow 2 years), 46☒ See below for additional informationRecommended Date or Priority 9/12/1994Recommended by: DrDate 11/28/94

STATE OFFICE REVIEW

☐ See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION

The Owyhee Avalanche

P.O. BOX 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS
COUNTY OF OWYHEE)

I, Joe E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of **The Owyhee Avalanche**, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3. That the said **The Owyhee Avalanche** has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in said newspaper, in two (2)

(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

October 5 & 12, 1994

Signed _____

Subscribed and sworn to me this 12th day of Oct. A.D., 1994

Quinn B. Bending
Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires October 21, 1997

Following have been filed to appropriate the public waters of the State of Idaho:
WATER RIGHT # 87-07603
PURCHASER, BARBARA
11208 SANDHURST DR
BOISE, IDAHO 83749
Source: GROUNDWATER
Direction: NESW Sec 10 T
02N R04W in OWYHEE
County
Section 10 T 02N R04W in
Owyhee County.
Use: IRRIGATION (.150 CFS)
Reservoir (.040 CFS)
Total Diversion: (.190 CFS)
Date Filed: 9/12/1994
in Owyhee County
T02N R04W S10 NESW
3.0 ACRES TOTAL

Permits will be subject to all prior water rights. Protocols may be submitted based on the criteria of Sec. 12-103A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 4705 Airport Way, Boise, Idaho 83705 together with a protest fee of \$15.00 on or before OCTOBER 24, 1994. The protestant must also send a copy of the protest to the applicant.

R. HELEN HOGGINS,
Director

Filed October 12, 1994

RECEIVED

NOV 01 1994

WATER RESOURCES
WESTERN REGION

NOV 20 1994

57-07603

DURNIL, BARBARA
11266 SANDHURST DR
BOISE, ID 83709

Source: GROUNDWATER

Diversion Pt:	NESW	Sec 10 T 02N R 04W in OWYHEE County.
	SESW	Sec 10 T 02N R 04W in OWYHEE County.

Use: IRRIGATION	(.150 CFS)
DOMESTIC	(.040 CFS)
Total Diversion:	(.190 CFS)

Date Filed: 9/12/1994

In: OWYHEE County		
T02N R04W S10	NESW	SESW

5.0 ACRES TOTAL

6-1, 20 1995