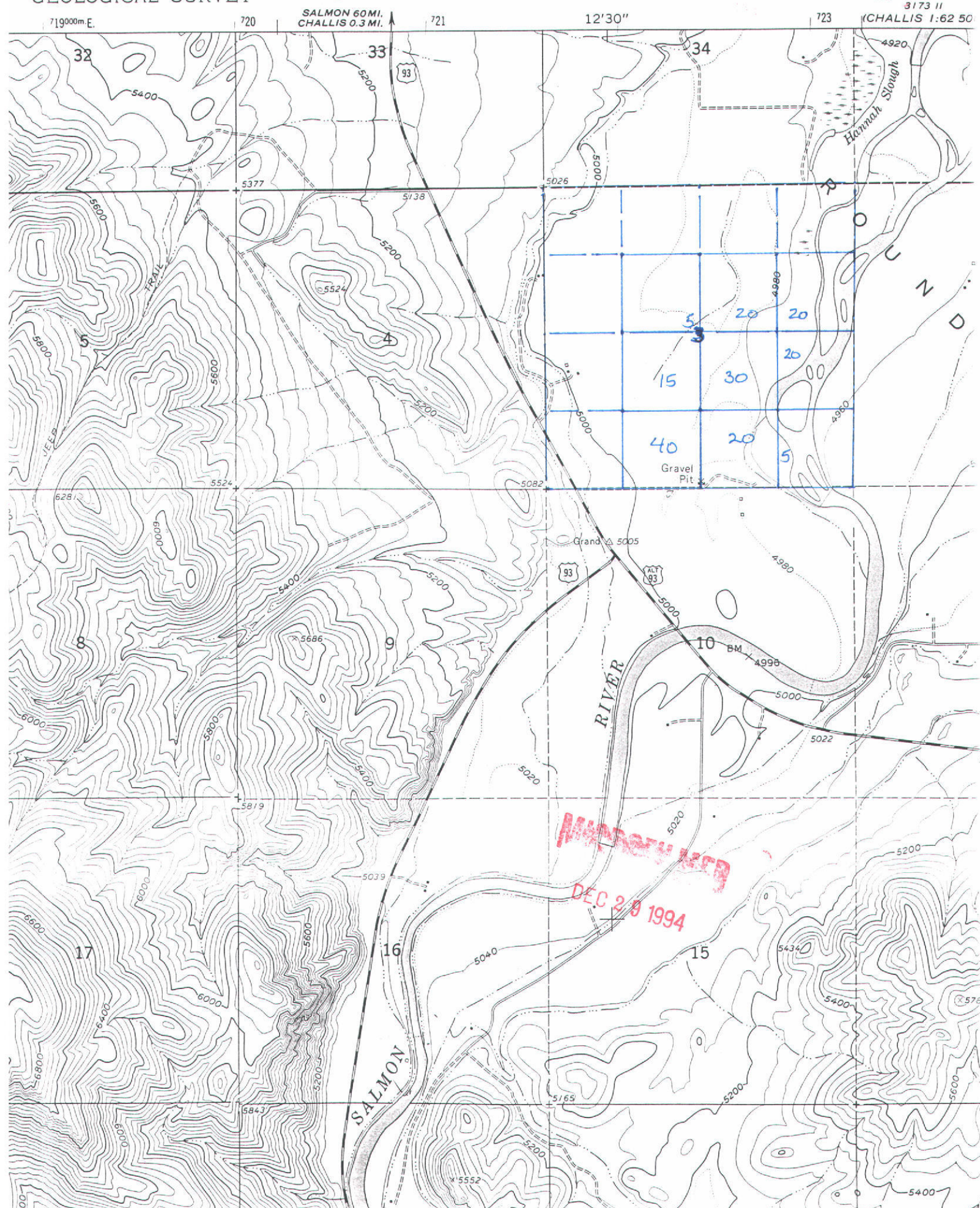


UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



11/99
RECEIVED

JUL 23 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$25 filing fee 25.00
Receipt # 055064
Date 7-23-01

Department of Water Resources

ASSIGNMENT OF PERMIT

To change the ownership of a permit

Jude C Dunfee
Joyce I Dunfee, hereby assign to Dunfee LAND Company, LP
of, HC 68 Box 357 Clayton ID 208838-2393
(Full Address) 83227 (Phone)

All my right, title, and interest in and to Permit No. 72-07528 to
appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to for
Permit No. _____ to appropriate the public waters of the State of Idaho.
(Describe portion of the application for permit assigned, listing the number of acres in each 40 acre
subdivision, point of diversion location, and amount of the water in cubic feet per second.)

Made this 18 day of June, 2001.

Jude C Dunfee
Permit Holder(s)

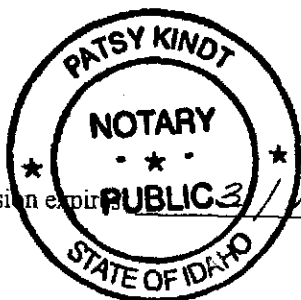
State of Idaho

County of CUSTER

On this 18 day of June, 2001, personally appeared before me the signer(s) of the above
instrument, who duly acknowledged to me that he (she) (they) executed the same.

Patsy Kindt
Notary Public residing at Challis ID

SEAL



My commission expires 12/10/04

MICROFILMED
SEP 25 2001

11/99

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAY 11 2001
Department of Water Resources
Southern Region

ASSIGNMENT OF APPLICATION FOR PERMIT

To change the ownership of an application for permit

Jimmie D.
I, JIMMIE D DOWTON
DENISE R DOWTON, hereby assign to JUDE C DUNFEE
JOYCE F DUNFEE
of, HC 68 Box 357 CLAYTON IDAHO 83227 208 838 2393
(Full Address) (Phone)

All my right, title, and interest in and to Application for Permit No. 72-07528
to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to Application for
Permit No. _____ to appropriate the public waters of the State of Idaho.
(Describe portion of the application for permit assigned, listing the number of acres in each 40 acre
subdivision, point of diversion location, and amount of the water in cubic feet per second.)

RECEIVED

MAY 17 2001

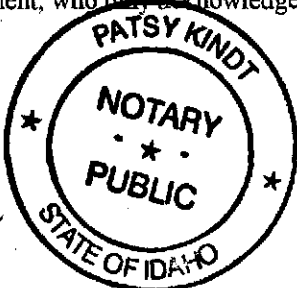
Department of Water Resources

Made this 12 day of MARCH, 2001

J. Denise R. Dowton Jimmie D. Dowton
Applicant(s)

State of Idaho)
County of CUSTER)ss

On this 12 day of MARCH, 2001, personally appeared before me the signer(s) of the above
instrument, who duly acknowledged to me that he (she) (they) executed the same.



Patsy Kindt
Notary Public residing at Challis

SEAL

My commission expires: 3/12/04 MICROFILMED
SEP 25 2001

Received 5-11-01
By JE Stanton
B2S. 5023941

72-7528

RECEIVED

OCT 04 1999 0211794

Department of Water Resources

WARRANTY DEED

For Value Received JIMMIE D. DOWTON and DENISE R. DOWTON, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto JUDE C. DUNFEE AND JOYCE I. DUNFEE, Trustees, Dunfee Family Trust, the Grantees, whose current address is HC 68 Box 357, Clayton, Idaho 83227, the following described premises, in Custer County, Idaho, to-wit:

See Exhibit "A", attached hereto and incorporated by reference herein as though fully set forth.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: This 23 day of August, 1996.

Jimmie D. Dowton
JIMMIE D. DOWTON

Denise R. Dowton
DENISE R. DOWTON

STATE OF IDAHO)
: ss
County of CUSTER)

On this 23 day of
AUGUST, 1996, before
me, a Notary Public, per-
sonally appeared JIMMIE
D. DOWTON AND
DENISE R. DOWTON
known or identified to me to
be the person(s) whose name(s)
are subscribed to the within
instrument, and acknowledged to
me that they executed the same.

Latay Kendt
Notary Public for Idaho
Residing at Challis
Commission Expires 3/12/98

STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instrument was filed for
record at the request of Custer County Title
at 20 minutes past 4
o'clock P.M., this 23rd day of August
1996, in my office, and duly recorded in Book
_____ of Deeds at page _____.

Ethel M. Peck

Ex-Officio Recorder

BY

Wendy Murphy
Deputy

Fee: \$ 6⁰⁰
Mail to:

MICROFILMED

APR 18 2000

211794

Beginning at a point that is South $89^{\circ}49'21''$ East, along the Section Line 567.71 feet from the Southwest corner of Section 3, Township 13 North, Range 19 East of the Boise Meridian; said point being on the Easterly right-of-way line of U.S. Highway No. 93; running thence South $89^{\circ}49'21''$ East, 2071.08 feet;
thence North $39^{\circ}29'19''$ East, 1056.21 feet;
thence South $78^{\circ}52'01''$ East, 811.44 feet;
thence North $07^{\circ}29'11''$ East, 106.01 feet;
thence North $22^{\circ}49'45''$ East, 286.23 feet;
thence North $37^{\circ}38'24''$ East, 326.06 feet;
thence North $13^{\circ}45'21''$ East, 373.23 feet;
thence North $19^{\circ}30'27''$ East, 214.12 feet;
thence North $32^{\circ}43'47''$ East, 274.36 feet;
thence North $19^{\circ}35'37''$ East, 304.92 feet;
thence North $27^{\circ}51'31''$ East, 133.84 feet;
thence North $21^{\circ}07'10''$ East, 401.96 feet;
thence North $10^{\circ}51'25''$ East, 382.15 feet;
thence North $02^{\circ}49'47''$ West, 365.80 feet;
thence North $05^{\circ}24'11''$ West, 253.46 feet;
thence South $89^{\circ}47'04''$ West, 2421.74 feet;
thence South $00^{\circ}16'26''$ West, 34.79 feet;
thence South $88^{\circ}45'30''$ West, 600.00 feet;
thence South 185.83 feet to a point on a curve having a radius of 1296.30 feet and a tangent that bears South $78^{\circ}21'48''$ East; thence to the right along said curve 4397.07 feet, through a central angle of $194^{\circ}20'54''$;
thence South $00^{\circ}10'39''$ West, 1122.24 feet;
thence North $89^{\circ}49'21''$ West, 675.68 feet;
thence South $36^{\circ}36'36''$ West, 7.90 feet to the Easterly right-of-way line of U.S. Highway No. 93; thence South $28^{\circ}38'24''$ East, 49.81 feet to the Point of Beginning.

EXHIBIT "A"

J.D.
Wup

MICROFILMED

APR 18 2000

COMMITMENT FOR TITLE INSURANCE

ISSUED BY

First American Title Insurance Company



CUSTER COUNTY TITLE, INC.
8th & Main
P.O. Box 370
Challis, ID 83226
(208) 879-4424
Fax: (208) 879-5249

Agent for:

First American Title Insurance Company

AGREEMENT TO ISSUE POLICY

We agree to issue a policy to you according to the terms of this Commitment. When we show the policy amount and your name as the proposed insured in Schedule A, this Commitment becomes effective as of the Commitment Date shown in Schedule A.

If the Requirements shown in this Commitment have not been met within six months after the Commitment Date, our obligation under this Commitment will end. Also, our obligation under this Commitment will end when the Policy is issued and then our obligation to you will be under the Policy.

Our obligation under this Commitment is limited by the following:

The Provisions in Schedule A.

The Requirements in Schedule B-1.

The Exceptions in Schedule B-2.

The Conditions on the other side of this page 1.

This Commitment is not valid without SCHEDULE A and Sections 1 and 2 of SCHEDULE B.



First American Title Insurance Company

BY *Parker S. Kennedy* PRESIDENT

ATTEST *Mark R. Amerson* SECRETARY

MICROFILMED

APR 18 2000

BY *Patsy Kindt* COUNTERSIGNED

SCHEDULE A

1. Commitment Date: **June 3, 1996, 8:00 A.M.**

2. **Policy or Policies to be issued:** **Policy Amount**
 - (x) (a) Owner's Standard Policy
Form 1402-87 (4-6-90) \$861,525.00

Proposed Insured: **Jude C. Dunfee and Joyce I. Dunfee, Trustees, Dunfee Family Trust.**

 - () (b) Extended Loan
Form 1506-92 (10-17-92)
Proposed Insured:

3. A fee simple interest in the land described in this Commitment is owned, at the Commitment Date, by **Jimmie D. Dowton and Denise R. Dowton, husband and wife.**

4. **The Land referred to in this Commitment is described as follows:**

See attached.

MICROFILMED

APR 18 2000

SCHEDULE C

The land referred to in this commitment is situated in the State of Idaho, County of Custer and is described as follows:

Beginning at a point that is South $89^{\circ}49'21''$ East, along the Section Line 567.71 feet from the Southwest corner of Section 3, Township 13 North, Range 19 East of the Boise Meridian; said point being on the Easterly right-of-way line of U.S. Highway No. 93; running thence South $89^{\circ}49'21''$ East, 2071.08 feet;
thence North $39^{\circ}29'19''$ East, 1056.21 feet;
thence South $78^{\circ}52'01''$ East, 811.44 feet;
thence North $07^{\circ}29'11''$ East, 106.01 feet;
thence North $22^{\circ}49'45''$ East, 286.23 feet;
thence North $37^{\circ}38'24''$ East, 326.06 feet;
thence North $13^{\circ}45'21''$ East, 373.23 feet;
thence North $19^{\circ}30'27''$ East, 214.12 feet;
thence North $32^{\circ}43'47''$ East, 274.36 feet;
thence North $19^{\circ}35'37''$ East, 304.92 feet;
thence North $27^{\circ}51'31''$ East, 133.84 feet;
thence North $21^{\circ}07'10''$ East, 401.96 feet;
thence North $10^{\circ}51'25''$ East, 382.15 feet;
thence North $02^{\circ}49'47''$ West, 365.80 feet;
thence North $05^{\circ}24'11''$ West, 253.46 feet;
thence South $89^{\circ}47'04''$ West, 2421.74 feet;
thence South $00^{\circ}16'26''$ West, 34.79 feet;
thence South $88^{\circ}45'30''$ West, 600.00 feet;
thence South 185.83 feet to a point on a curve having a radius of 1296.30 feet and a tangent that bears South $78^{\circ}21'48''$ East; thence to the right along said curve 4397.07 feet, through a central angle of $194^{\circ}20'54''$;
thence South $00^{\circ}10'39''$ West, 1122.24 feet;
thence North $89^{\circ}49'21''$ West, 675.68 feet;
thence South $36^{\circ}36'36''$ West, 7.90 feet to the Easterly right-of-way line of U.S. Highway No. 93; thence South $28^{\circ}38'24''$ East, 49.81 feet to the Point of Beginning.

MICROFILMED
APR 18 2000

RECEIVED

OCT 04 1999

FOR OFFICE USE ONLY
Amt. of Fee \$: 150 -
Receipt No. 6046745
Receipt By: KL
Date Received: 10/9/99

OCT 04 1999

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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. 72-07528 Telephone No. 208 838 2393

2. Name(s) of Permit Holder(s): Jude C Dunfee Joyce I Dunfee

3. Mailing Address: HC 68 Box 357 Clayton ID 83227

4. Source of Water: GROUNDWATER (well), Date Drilled: mo. Aug / yr. 1981

a. Well Driller: Andrew Well Drilling Drilling Permit Number: 72-71-72

b. OPTIONAL:
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____

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

Domestic (No. of households): _____ Stockwater (No. and type of stock): 50 Horses 200 Cattle

Irrigation (No. of acres): 175 Other: FIRE PROTECTION

6. Total rate of diversion and/or volume for which proof is submitted: 3.00 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 <u>✓</u>
	Has the measuring device been installed?	Yes _____ or No <u>✓</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes _____ or No <u>✓</u>
	Has the measurement port been installed?	Yes _____ or No <u>✓</u>

8. Fee Enclosed: \$ 150.00 (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: Clive Dunfee Telephone Number: 208 838 2393

Address: PO Box 225 CHALLIS ID 83226

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: Jude C Dunfee Date: 9/29/99
(include your title, if on behalf of company or organization)

APR 18 2000

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 72-07528

Proposed Priority: July 11, 1994

Maximum Diversion Rate:

3.00 CFS

This is to certify, that JIMMY D DOWTON
DENISE R DOWTON
JOYCE I DUNFEE
JUDE C DUNFEE
HC 68 BOX 357
CLAYTON ID 83227

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	04/15 to 10/15	3.00 CFS
STOCKWATER	01/01 to 12/31	0.04 CFS
FIRE PROTECTION	01/01 to 12/31	3.00 CFS
	Totals	3.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 3, Township 13N, Range 19E
CUSTER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
13N	19E	3	SWNE 20	SENE 20	SENW 5		
			NESW 15	SESW 40	NESE 20		
			NWSE 30	SWSE 20	SESE 5		175

Total number of acres irrigated: 175

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: FIRE PROTECTION, 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 **November 1, 1999**.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. A well drilled pursuant to this permit must be located at least 500 feet from any existing well. Well spacing closer than 500 feet must be approved by the Department of Water Resources.
6. Construction of the well must comply with Idaho well construction standards.

DEC 29 1994

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

NO. 72-07528

CONDITIONS/REMARKS:

7. 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.
8. The right holder shall use the full allotment of his surface water right, to the extent it is available, in conjunction with groundwater diverted pursuant to this right.
9. Stockwater use is for 50 horses, 200 range cattle.
10. Place of use is located within Mt. Ash Meadows Subdivision.

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

22 day of November, 1994.

R. Keith Higginson

for
R. Keith Higginson, Director

DEC 29 1994

RECEIVED
OCT 06 1994

Department of Water Resources
STATE OF IDAHO

Ident. No. 72-07528

WATER

JUL 11 1994

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Department of Water Resources
Southern Region Office

To appropriate the public waters of the State of Idaho

1. Name of applicant Jimmy D and/or Denise R DOWTON and 7/for 2088794610
Joyce I and/or Jude C Dunfee Phone 2088382393

Post office address Hc 68 Box 357 Clayton ID 83227

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

3. Location of point of diversion is _____ 1/4 of SE 1/4 of SW 1/4, Govt. Lot _____

Sec. 3 Township 13N Range 19E B.M. Custer County; additional
points of diversion if any: _____

4. Water will be used for the following purposes: * Per telecon w/applicant
Amount 3 cfs for irrigation purposes from 3/1 to 10/15 (both dates inclusive)
(cfs or acre-feet per annum) 4/15

Amount 3 cfs for Fire Hydrants purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.04 cfs for stock water purposes from 1/1 to 12/31 (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 is (a) 3,0 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Existing Well, Pump PVC piping and risers Fire Hydrants

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 175 feet.

d. Is ground water with a temperature of greater than 85°F being sought? No

e. If well is already drilled, when? 1981; Drilling firm Andrew Well Drilling Idaho Falls
Well was drilled for (well owner) Charles Boge

7. Time required for the completion of the works and application of the water to be proposed hereafter
5 years (minimum 1 year).

* standard irrigation season 11/14/94 etc. 1994

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. Horses 50 Cow-Calf pairs 200
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. Fire Hydrants, Landscapping, Trees, common Area grasses,

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13N	19E	3			20	20				15	15			40	20	30	20	5	155 175 *
13N	19E	3			F	F				F	F			F	F	F	F	F	185
13N	19E	3			S	S				S	S			S	S	S	S	S	250 Head

F = Fire Protection

Total number of acres to be irrigated 155 175 *

* Total property. Actual irrigation will be less due to homes, roads, etc.

10. Describe any other water rights used for the same purposes as described above. Gini Ditch

11. a. Who owns the property at the point of diversion? Jimmy D and Denise Downton

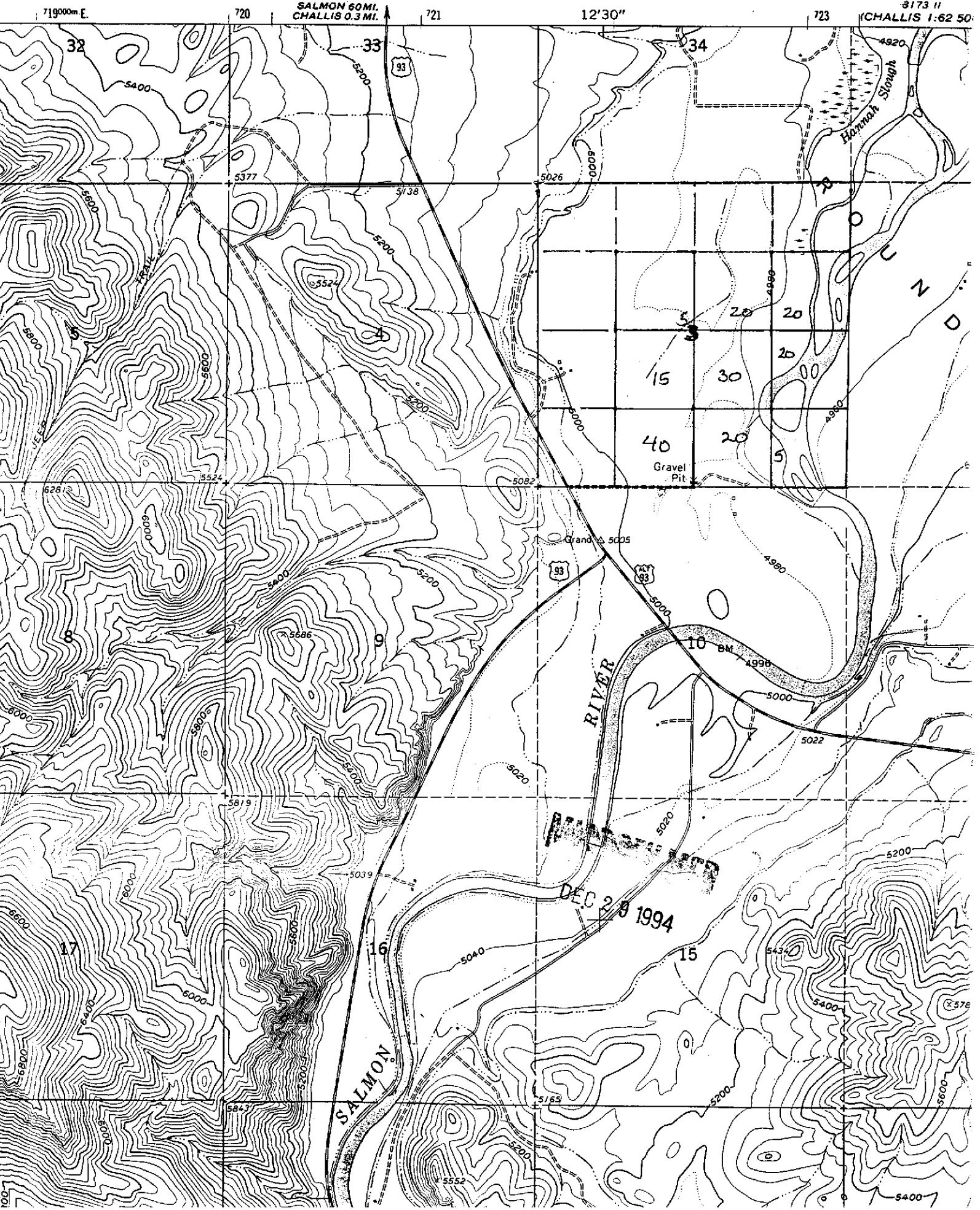
b. Who owns the land to be irrigated or place of use? Jimmy D and Denise Downton

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Joyce I and Jude C Dunfee are working together in Development of Mt Ash Meadows Subdivision with # Downtons

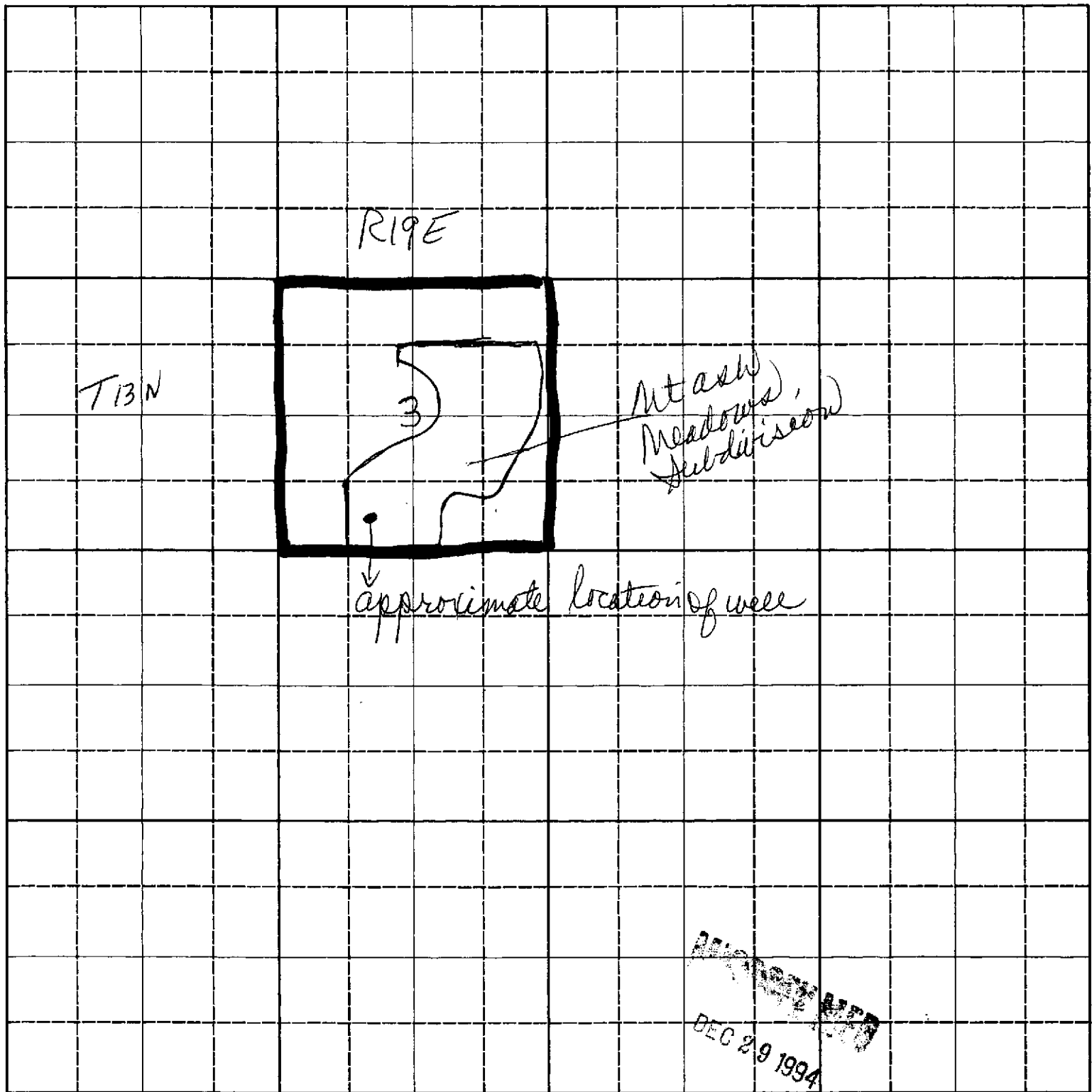
12. Remarks: Subdivision has tentative approval of Custer County Commissioners. Final approval expected August 8, 1994. There will be 40 lots for residential development and 90 acres of common area for horses and cattle plus equestrian lots with horses.

DEC 29 1994

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



13. 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.

[Signature]
(Applicant)

Received by SL Date 7/11/94 Time 12:30 Preliminary check by Ch. Messenger
Fee \$ 140.00 Receipted by det # 5017101 Date 07-11-94
Publication prepared by MB Date 9/2/94 Published in Challis Messenger
Publication approved MBaldwin Date 9/23/94

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. _____, and said application is hereby _____.

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

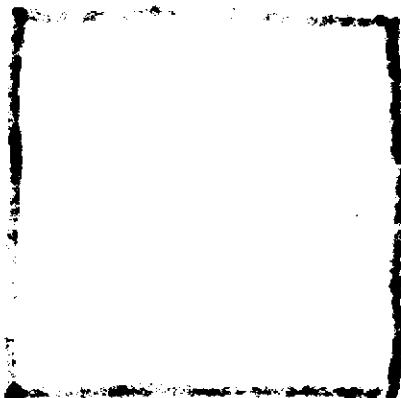
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.

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. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:



DEC 29 1994



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 24, 2001

DUNFEE LAND CO LP
HC 68 BOX 357
CLAYTON ID 83227

RE: Change of Ownership for Water Right 72-7528

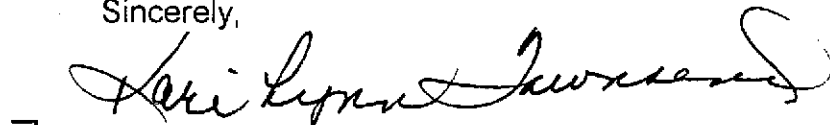
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,


for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED

SEP 25 2001



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

May 18, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JUDE C DUNFEE
JOYCE I DUNFEE
HC 68 BOX 357
CLAYTON ID 83227

RE: Change of Ownership for Water Right 72-7528

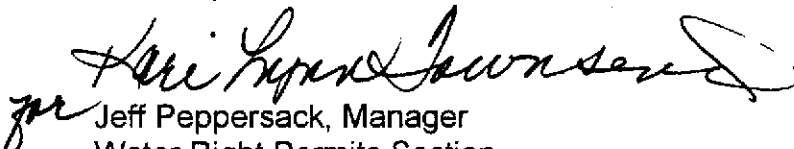
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,


for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED

SEP 25 2001



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

January 13, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RECEIVED

FEB - 8 2000

JUDE AND JOYCE DUNFEE
HC 68 BOX 357
CLAYTON, ID 83227

Department of Water Resources

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 72-07528

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 SOUTHERN Regional Office of the department in Twin Falls at (208) 736-3033.

Sincerely,

L. Glen Saxton

L. GLEN SAXTON, Chief
Water Allocation Bureau

c: IDWR - Regional Office

2-3-00
Thank you for letter and
Receipt for \$150.00
We are in California until end
of April. We'll call Twin Falls
when we return to Idaho.
Thank you.

Jude Dunfee

MICROFILMED

SEP 25 2001

JUDE & JOYCE DUNFEE

HC 68 Box 357 Clayton, Idaho 83227 (208) 838-2393

9/29/99

Julie & Garbrough
State of Idaho
Department of Water Resources

RECEIVED

OCT 04 1999

Department of Water Resources

Re: Permit No. 72-07528

We are enclosing a Proof of Beneficial Use
for the above permit.

I am also enclosing a copy of the Warranty,
Deed and Title Insurance for our
purchase from Dorton on August 23, 1996.
The land has been developed and the
Dorton's are no longer involved with
the land and the well.

Joyce Dunfee

MICROFILMED

APR 18 2000



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

January 13, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JUDE AND JOYCE DUNFEE
HC 68 BOX 357
CLAYTON, ID 83227

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 72-07528

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 **SOUTHERN** Regional Office of the department in Twin Falls at (208) 736-3033.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED
APR 18 2000

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 72-07528 Reviewed by MS Date 01-10-00

GENERAL CONSIDERATIONS

NO Name same as permit?
NO Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

for - 175
5th, Fine Ho
Correct Uses? yes

SOURCE OF WATER

 Surface water source

✓ Ground water source

yes Drilling permit required?

 Copy in the file? Drilling Permit No.

 Amount paid for permit Correct?

 Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
150 Amount Submitted
yes Correct?

MEASURING DEVICE

NO Required?
 Installed?
 Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

address the ackn^{ts} only to Dunfee

OK - ackn proof

Permit only in name of Jude & Joyce Dunfee

DATA ENTRY

New Address

Proof Made Oct 4, 1999

August 31, 1999

JIMMY D DOWTON
DENISE R DOWTON
JOYCE I DUNFEE
JUDE C DUNFEE
HC 68 BOX 357
CLAYTON ID 83227

PROOF DUE NOTICE

RE: PERMIT NO. 72-07528

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 November 1, 1999.

(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.

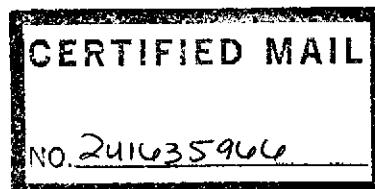
SINCERELY,

MICROFILMED

APR 18 2000

JULIE L. YARBROUGH
Senior Secretary

Enclosures





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

November 22, 1994

JIMMY D DOWTON
DENISE R DOWTON
JOYCE I DUNFEE
JUDE C DUNFEE
HC 68 BOX 357
CLAYTON ID 83227-

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 72-07528

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

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.

If a well has not already been constructed you are required to obtain a "drilling permit" from the department. The right to drill a well is not a part of this permit to appropriate water.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over a horizontal line.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure

RECEIVED
DEC 29 1994

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 72-7528 Name: Downton Dunfee Date: 11/14/94 Correct Fee? ✓

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

SYSTEM COMPLETED:

No - P6A-P17 - gw.
Complete in 1 year - P16

Yes

Proof not submitted - P16
Proof submitted - NA

GROUNDWATER:

+ 0.2 cfs <FLO-CH> - T17 (new), 01K (existing), No MD
- 0.2 cfs - No MD <FLOW CHART>

Drilling Permit:

Included w/permit - Permit No. _____, P99
Existing well - NA (pre 7/1/87)
No WD permit? - 46-46A(Irr)-46B-P23 (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, ~~823~~ (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(FERE); 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

PROTESTED:

OTHER CONDITIONS:

REMARKS:

① WOR/504/200 PC

BENEFICIAL USE DUE:

COMMENTS:

11-1-1999

WR0749NP
No. P72-07528

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/14/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JIMMY D DOWTON	07/11/1994	IRRIGATION	04-15 10-15	3.00 CFS	
C	DENISE R DOWTON		STOCKWATER	01-01 12-31	0.04 CFS	
	HC 68 BOX 357		FIRE PROTECTION	01-01 12-31	3.00 CFS	
	CLAYTON ID 83227					
	(208) 879-4610					
			TOTAL DIVERSION:		3.00 CFS	
C	JOYCE I DUNFEE					
C	JUDE C DUNFEE					
	HC 68 BOX 357					
	CLAYTON ID 83227					
	(208) 838-2393					

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T13N R19E S03 SESW CUSTER County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
			:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
13N	19E	3	:				20	20	:				05	:	15			40	:	20	30	20	05	:	175.0
																							TOTAL ACRES		175.0

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

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

Pou County: CUSTER

Other Water Rights with Same Point(s) of Diversion and Source:
72-07528

Other Water Rights Listing Overlapping Place(s) of use:
72-04019 72-04055 72-07528

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.
- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 46A - A well drilled pursuant to this permit must be located at least 500 feet from any existing well. Well spacing closer than 500 feet must be approved by the Department of Water Resources.
- 46B - Construction of the well must comply with Idaho well construction standards.
- 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

Conditions of Approval:

- cubic feet per second for each acre of land.
- 803 - The right holder shall use the full allotment of his surface
- water right, to the extent it is available, in conjunction with
- groundwater diverted pursuant to this right.

Remarks: Stockwater use is for 50 horses, 200 range cattle.
Place of use is located within Mt. Ash Meadows Subdivision.

Dates: App. Received: 07/11/1994 Priority Date: 07/11/1994
Proof Due Date: 11/01/1999 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Audit: 11/14/94 CZIMMERM

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

WR-NUMBER	SOURCE	NE				NW				SW				SE				NE				NW				SW				SE				SUM																								
		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac																										
7207528	T13N R19E S 3	GROUNDWATER																																																								
	:					20				20								05				15								40				20				30				20				05				175								
1 7200243	SALMON RIV :									06-1																								06-1				10-1				10-1																
2 7204005	WARM SPRIN :									06-1																								06-1				10-1				10-1																
3 7204019	SALMON RIV :					40				36								40				40				40				40				07-15				08-40				09-30				401												
7204040	SALMON RIV :																	09																												9												
4 7204055	SALMON RIV :	05				28				03				29				40				37				18				08								06								174												
A7204055A	SALMON RIV :																					02				10																				12												
R7204055A	SALMON RIV :																	04-03				10																								13												
A7204055B	SALMON RIV :					24												40				27				02																				93												
5 A7204055C	SALMON RIV :					28								15																																				43								
7204151	SALMON RIV :																	04-16																												16												
6 7204178	SALMON RIV :																																	06-18								10-30				57												
7 7204192A	SALMON RIV :																																	06-13								10-10				30												
8 A7204192B	SALMON RIV :																																	06-42								10-10				30												
R7204192C	SALMON RIV :																																	06-03								10-02				5												
9 7207364	WARM SPRIN :																																	06-18												18												
10 A7210480	SALMON RIV :	27				40				37				35				08				15				35				40				40				31				40				15				39				28				430
R7210480	SALMON RIV :	27				40				37				35				08				15				35				40				40				31				40				15				39				28				430
11 A7210481	SALMON RIV :	27				40				37				35				08				15				35				40				40				31				40				15				39				28				430
R7210481	SALMON RIV :	27				40				37				35				08				15				35				40				40				31				40				15				39				28				430
12 A7210482	SALMON RIV :	27				40				37				35				08				15				35				40				40				31				40				15				39				28				430
R7210482	SALMON RIV :	27				40				37				35				08				15				35				40				40				31				40				15				39				28				430
R7216279	SALMON RIV :	01-03				02-18												03-36				04-23				09				05																				94								
	C37Q-U 25 :					25																42				39				40				37				24				39								246								
NO QTRS	MAPPING	Lot01-27				Lot02-26				Lot03-36				Lot04-33				Lot05-27				Lot06-15				Lot07-13				Lot08-41				Lot09-25				Lot10-29																				

WE:

- 72-00243, Burstedt, in, decree 1890
- 72-04005, Burstedt, uses identified as stock/dom 2.0 cfs., 1917 stat. claim
- 72-4019, Boge, 407 A in, 6.7 cfs, 1901 stat. claim.
- 72-4055, Hammond, 270 A in, 7 cfs, 1885 stat claim.
- 72-4178, Westergard et al, 1267 A in, 30.0 cfs, 1952 stat claim
- 72-4192A, Westergard et al, 354 A in, 23.81 cfs (T4034) 1884 stat claim
- 72-7364, Salmon R. Newford Ranch, 250 A, 5.0 cfs, application 1983

AS:

- A72-4055C, Cypress Thompson Gr. Mining, 43 A., 0.66 cfs, (stat claim)
- A72-4192C, Salmon R. Newford Ranch, 299 A, 15 cfs
- A72-10480, Elmer Ditch Co, 2915 A, 120 cfs
- A72-10481, " " " " 67 cfs
- A72-10482, " " " " 25.3 cfs

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY J. E. Stanton DATE , 19
APPLICATION NO. 72-07528

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (see USGS quad for names of water sources)
☒ Point of diversion (10 Acres for spring, lot & block descriptions for subdivisions, local name, flow &/or volume.)
☒ County
☒ Quantity (flow &/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 signator is required)
☒ Fee
☒ Yes No* In form to receipt
- ++++PROPOSED PRIORITY DATE
7-11 1994

ADDITIONAL INFORMATION

- ☒ Overlapping place of use(Describe source & relationship to present application on the back. surface water
☐ Overlapping point of diversion.
☐ Yes ☒ No Field check required
☐ Yes ☒ No Field check by
☐ Yes ☒ No Field report attached
☐ Yes ☒ No Critical Ground water area
☐ Yes ☒ No Groundwater management area
☐ Yes ☒ No Send Dam safety information
☐ Yes ☒ No Send power requirement letter
☐ Yes ☒ No Send fish farm requirement letter
☐ Yes ☒ No Power residency affidavit.
☐ Yes ☒ No Power efficiency form
☐ Yes ☒ No Within trustwater boundary(If yes, attach trustwater supplementary analysis sheet.
☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.

See reverse side for additional information.

* REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT:

Date Requested , 19

Process App.

RECEIVED

OCT 06 1994

Department of Water Resources

PROCESSING ☒ Yes ☐ No In form for Advertising
☐ Yes ☒ No No Statewide Advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on app.

SEND COPIES TO: ☐ Idaho Dept of Health & Welfare ☐ USDI BLM
☐ Idaho Dept of Fish & Game ☐ USFS
☐ Idaho Dept of Lands ☐ Water Dist.
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received.
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates and paper, recorded on App.
☐ Yes ☒ No Protests received
Final date for Protest _____
☒ Yes ☐ No Protests, dates, resolution of protest, recorded on app.
☐ Yes ☒ No Recommendations attached
☒ Yes ☐ No Measuring device required
☐ Yes ☒ No Access port required
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what dist. _____
☒ Yes ☐ No Special conditions of approval or cover letter below. _____

See below for additional information ☒
Date of priority recommended 7/11, 19 94
By ADP Date 10/4, 19 94

STATE OFFICE REVIEW

See below for additional information

By _____ Date _____, 19 ____

ADDITIONAL INFORMATION: 001, 046, R48

LOCAL PUBLIC INTEREST

Comments recieved from:

☐ City	☐ Idaho Fish & Game	☐ Irrigation Dist
☐ County	☐ Idaho Health & welfare	☐ Canal Company
☐ Reservations	☐ Div. of Enviromental Quality	☐ Other _____

PROJECT IMPACTS/IMPLICATIONS REPORT

COMMENTS:

DATE _____, 19____

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Ruth E. Burchill, representing the
Challis Messenger, a weekly newspaper, pub-
lished at Challis, Idaho, do solemnly swear that
the notice hereto attached and made a part here-
of, was published in the regular and entire issue
of the Challis Messenger for 2
consecutive weeks, commencing with the issue
dated Sept 15 1994 and ending with
the issue dated Sept 22 1994.

Ruth E. Burchill

STATE OF IDAHO

COUNTY OF CUSTER

On this 22 day of Sept in the
year of 1994 before me, a Notary Public,
personally appeared Ruth E. Burchill
known or identified to me to be the person
whose name subscribed to the within instru-
ment, and being by me first duly sworn, declared
that the statements therein are true, and ac-
knowledgeed to me that he executed the same.

Sharon Sammiton
Notary Public for Idaho

Residing at Challis

My commission expires: 10/21/94

NOTICE FOR APPLICATION FOR WATER PERMIT

The following application has
been filed to appropriate the
public waters of the State of
Idaho:

72-07528

JIMMY D. &/OR DENISE R. DOWTON
&/OR
JOYCE L. &/OR JUDE C. DUNFEE
HC 68 BOX 357
CLAYTON ID 83227

Source: groundwater

Diversion Pt: SESW, S3, T13N,
R19E; Custer County.

Use:
irrigation (3.0 cfs) 03/01-10/15
fire protection (3.0 cfs)
1/1-12/31
stockwater (.04 cfs) 1/1-12/31

Total Diversion: 3.0 cfs

Date Filed: 7/11/94

In: Stockwater, fire
protection and irrigation of
175 acres within S1/2NE, SEW, N,
E1/2SW, SE, S3, T13N,
R19E; Custer County.

The permit will be subject to
all prior water rights. Any
protest must be filed with the
Director, Dept. of Water
Resources, Southern Region, 222
Shoshone Street East, Twin
Falls, ID 83301 together with
a protest fee of \$25.00 on or
before October 3, 1994. The
protestant must also send a
copy of the protest to the
applicant.

R. Keith Higginson, Director

Pub: Sept. 15 & 22, 1994

SEP 23 1994

DEC 29 1994

Department of Water Resources
Southern Region Office

STATEMENT

**Custer Publishing, Inc.**

Phone 879-4445

P.O. Box 405

Challis, Idaho 83226

*Dept. of Water
222 Shoshone St. East
Twin Falls, Id 83301*

Job No.	Date	DESCRIPTION	Amount
	9-22-94	Notice of Application For Water Permit <u>72-07528</u> Sept 15 + 22, 1994 40 lines OK mb 9/23/94	\$41.40
		SEP 23 1994 Department of Water Resources Southern Region Office	

A finance charge of 1½ percent (annual percentage rate of 18%) with a minimum charge of 50¢ will be charged to all accounts not paid within 30 days of billing.

DEC 29 1994

State

NOTICE OF APPLICATION FOR WATER PERMIT

The following application has been filed to appropriate the public waters of the State of Idaho:

72-07528

JIMMY D. &/OR DENISE R. DOWTON
&/OR
JOYCE I. &/OR JUDE C. DUNFEE
HC 68 BOX 357
CLAYTON ID 83227

Source: groundwater

Diversion Pt: SESW, S3, T13N,
R19E; Custer County.

Use:
irrigation (3.0 cfs) 03/01-10/15
fire protection (3.0 cfs)
1/1-12/31
stockwater (.04 cfs) 1/1-12/31

Total Diversion: 3.0 cfs

Date Filed: 7/11/94

In: Stockwater, fire
protection and irrigation of
175 acres within S1/2NE, SENW,
E1/2SW, SE, S3, T13N,
R19E; Custer County.

The permit will be subject to all prior water rights. Any protest must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before October 3, 1994. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson, Director

Published in the Challis
Messenger on 9/15 & 9/22/94.

RECEIVED
FILE

DEC 29 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

September 6, 1994

R. KEITH HIGGINSON
Director

JIMMY D &/OR DENISE R DOWTON &/OR
JOYCE I &/OR JUDE C DUNFEE
HC 68 BOX 357
CLAYTON ID 83227

Re: Application for Permit No. 72-07528

Dear Applicant (s):

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office has scheduled advertising the application in the Challis Messenger for 9/15 & 9/22/94. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB