

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Robert, &/or Patricia Duncan Phone 624-5708

Post office address P. O. Box 785 McCall, Idaho 83638

2. Source of water supply unnamed stream which is a tributary of Snake

3. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 27 Township 18N

Range 3E B.M. Valley County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 7 AF for Storage for Irrigation purposes from 1/1 to 12/31 (both dates inclusive)

Amount 7 AF for Irrigation from Storage purposes from 4/1 to 11/1 (both dates inclusive)

Amount 3 AF for Storage for Stockwater purposes from 1/1 to 12/31 (both dates inclusive)

Amount 3 AF for Stockwater from Storage purposes from 1/1 to 12/31 (both dates inclusive)

5. Total quantity to be appropriated:

a. _____ cubic feet per second and/or b. 10 AF acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 2 small earth dams with ditches
or pump _____

b. Height of storage dam 2-6ft feet, active reservoir capacity 10 AF acre-feet; total reservoir capacity 10 AF acre-feet, materials used in storage dam: earth

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

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

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 27 Township 18N
Range 3E B.M.

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

(3) List number of each kind of livestock to be watered 200 cattle

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

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

b. If water is for irrigation, indicate acreage in each sub-division in the tabulation below:

TWP	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
16N	3E	27							5										5

Total number of acres to be irrigated 5

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

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

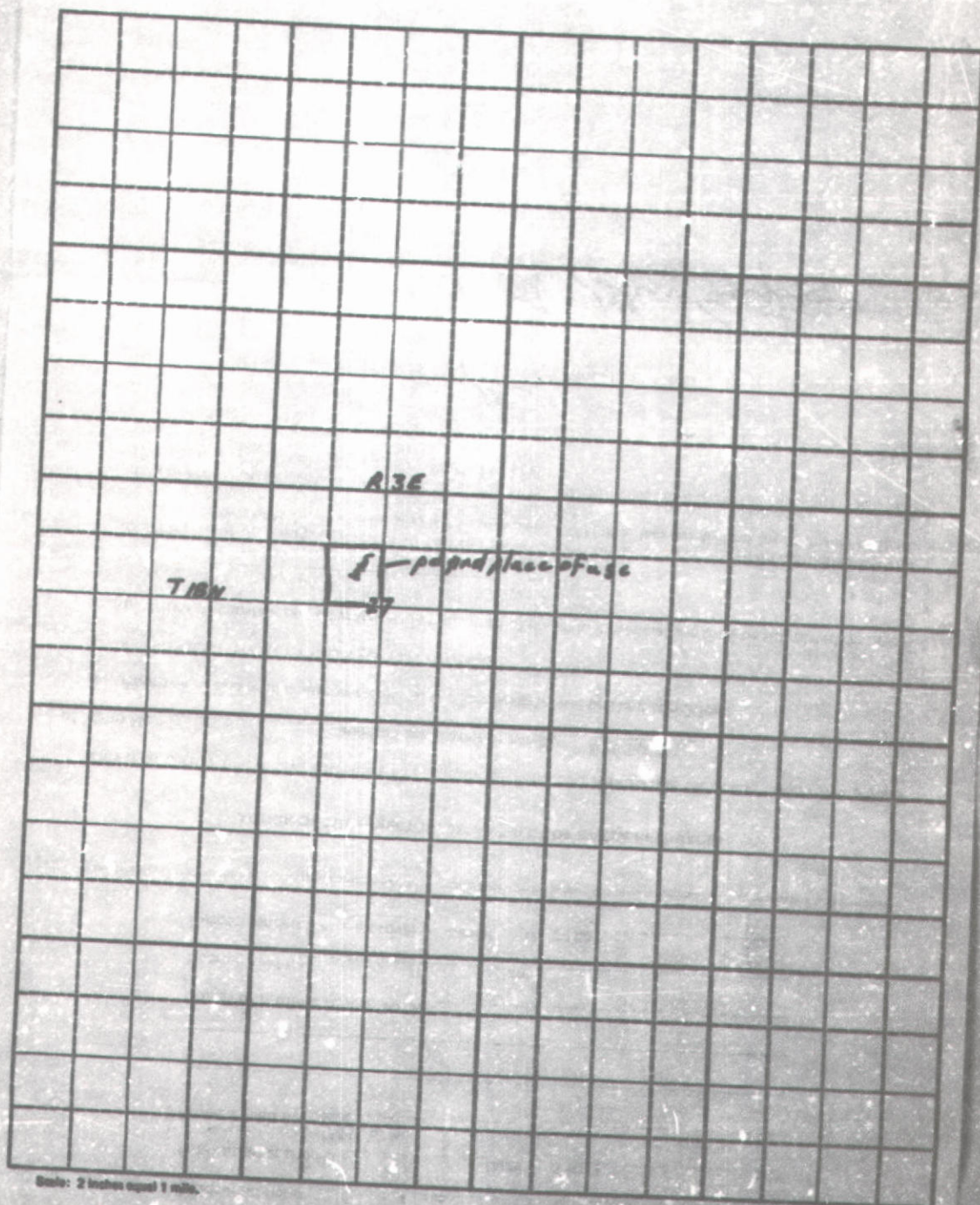
b. Who owns the land to be irrigated or place of use applicant

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 The small unnamed stream only flows during the spring run-off.

WABOARD

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



Scale: 2 inches equal 1 mile.

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

x Robert W. Duncan
(Applicant)

Proposed Priority 11/18/1981

Received by JE Date 11/18/81 Time 11:30
Preliminary check by 665 Fee \$ 30.00 20321
Receipted by JE Date 11/18/81
Publication prepared by JE Date 11/18/81
Published in Star News
Publication dates 11/18 & 11/19/81
Publication approved JE Date 11/22/81
Protests filed by: None
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by DSJ RC

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. 65-12471, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 19 87.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: Use of water under this permit is subject to control by the watermaster of State Water District No. 65, Payette River.

Witness my hand this 11th day of January, 1982.

J. Shaw Saxon
Chief, Operations Bureau

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NOV 18 1981

Department of Water Resources
Western Regional Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
AUG 21 1991

Department of Water Resources

A. GENERAL INFORMATION

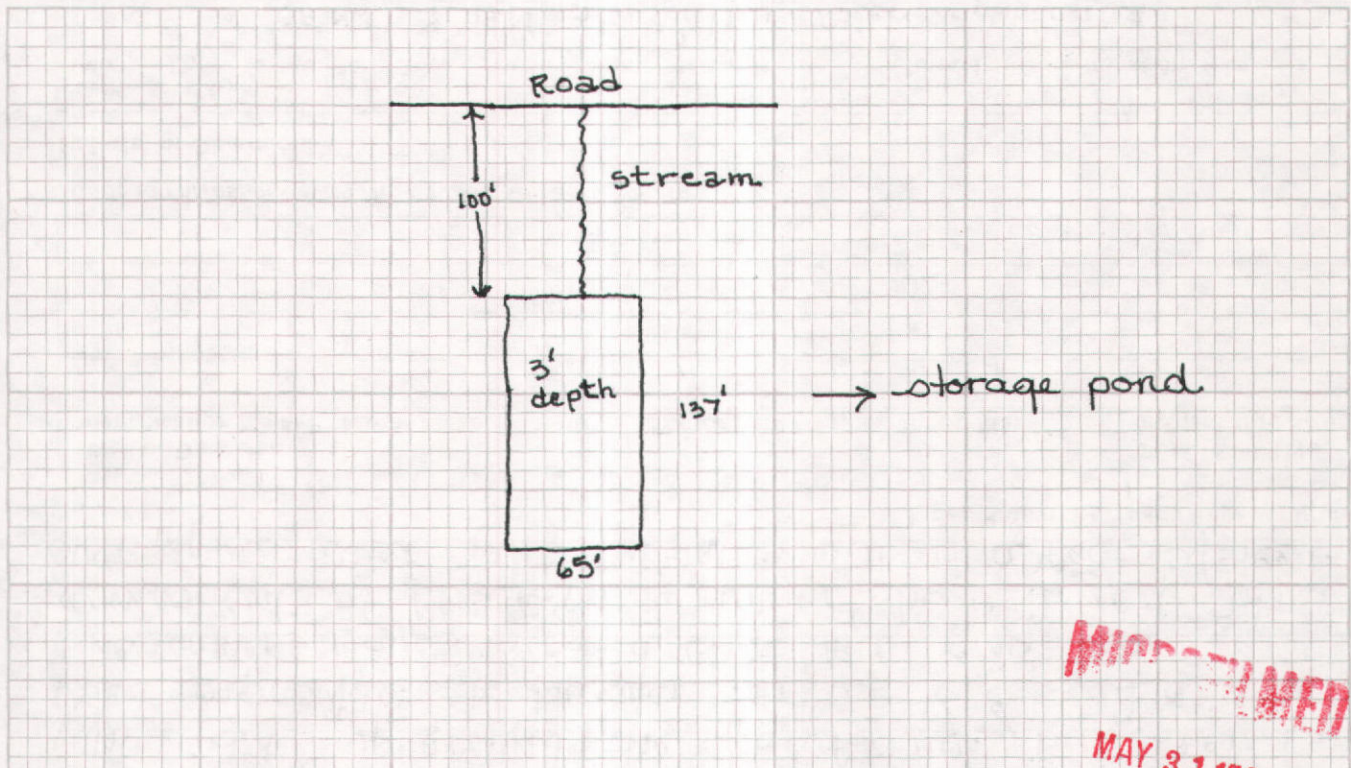
1. Owner: Gary & Toni Ryan Permit No. 65-12471
Current Address: P.O. Box 4395, McCall, Idaho 83638 Phone No. 634-4444
2. Accompanied by: Toni Ryan EXAM. DATE: 5/31/91
Address: Same Phone No. Same
Relationship to Permit Holder: wife
3. Source: unnamed stream tributary to sinks

B. OVERLAP REVIEW

1. Other water rights with same place of use: 65-12175 ☒ Copies Attached
2. Other water rights with same point of diversion: 65-12175 ☐ Copies Attached ☒ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = 50'

2. ☒ Copy of U.S.G.S. 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 or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

SOURCES

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND SURVEY

PERMIT 05-12471 INIT

T. R. S. Q/Q

P/D 18N 3E 27 SE NW

SCALE

PHOTO ID. T60

570000 E

571

574



65-12471



stream
unnamed ~~spring~~
flowing into
P/O. (also P/U)



P/O — P/U



Stock
that
consume
storage

H₂O
REPROFILMED
MAY 31 1995

65-12471

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
JANUARY 13, 1987

DUNCAN, ROBERT & PATRICIA
P.O. BOX 785
MCCALL, ID 83638

P. O. Box 977
Douglas, WY 82633

LAPSE NOTICE

RE: PERMIT NO. 65-12471

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A, IDAHO CODE, THE ABOVE REFERENCED WATER PERMIT HAS LAPSED. THIS OFFICE DID NOT RECEIVE EITHER AN ACCEPTABLE PROOF OF BENEFICIAL USE SUBMITTAL OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME. YOU WERE PROVIDED THE PROPER FORMS IN OUR PROOF DUE NOTICE TO YOU DATED OCTOBER 31, 1986.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT PROOF OF BENEFICIAL USE OR SUBMIT AN EXTENSION OF TIME REQUEST SHOWING REASONABLE CAUSE FOR DELAY. EITHER THE COMPLETED PROOF OF BENEFICIAL USE SUBMITTAL (INCLUDING THE EXAMINATION FEE OR A COMPLETED FIELD EXAMINATION REPORT) OR THE EXTENSION REQUEST FORM TOGETHER WITH THE \$15 FEE MUST BE RECEIVED BY THIS DEPARTMENT WITHIN SIXTY DAYS OF THE DATE OF MAILING OF THIS LAPSE NOTICE OR THE PERMIT WILL NO LONGER BE OF ANY FORCE OR EFFECT.

A PROOF OF BENEFICIAL USE FORM AND A REQUEST FOR EXTENSION OF TIME FORM ARE AGAIN ENCLOSED FOR YOUR USE. PLEASE NOTE THAT ONLY ONE EXTENSION OF TIME CAN BE GRANTED UNLESS THE PROJECT HAS NOT BEEN COMPLETED BECAUSE OF LACK OF A NECESSARY APPROVAL BY A GOVERNMENTAL AGENCY OR BY LITIGATION WHICH MIGHT BRING TITLE TO THE WATER IN QUESTION.

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

ENCLOSURES

LGS:RP

CERTIFICATION OF MAILING

I hereby certify that on _____
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

INTER-DEPARTMENT MEMO — 1

DATE 12-17-1936

FROM *Edna Link*

TO *File 65-12471*

SUBJECT *Returned D/h Notice*

*The Valley County Assessor's Office
has an address of 809 1/2 Douglas WY
82633.*

*I'm forwarding the notice to this
address.*

[Signature]
SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

RECEIVED

NOV 4 1988

Department of Water Resources



Box 944
DOUGLAS, WY 82633

CLAIM CHECK
488905

CHOLD

DATE

1ST NOTICE

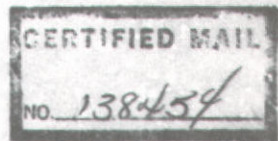
11-3

2ND NOTICE

RETURN

11-18

Detached from
PS Form 3849-A
Oct. 1988



(STATE OF IDAHO)
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
OCTOBER 31, 1986

138454

DUNCAN, ROBERT & PATRICIA
P.O. BOX 785
MCCALL, ID 83638

PROOF DUE NOTICE

RE: PERMIT NO. 65-12471

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 JANUARY 1, 1987. (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 COMPLETED 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,

BITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

DUNCAN, ROBERT & PATRICIA
P.O. BOX 785
MCCALL, ID 83618

JANUARY 20, 1982

RE: PERMIT NO. 65-1 1

DEAR PERMIT HOLDER:

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

THE EXERCISE OF THIS PERMIT MAY ALSO BE AFFECTED BY THE SUPREME COURT'S REVIEW OF THE CASE OF IDAHO POWER COMPANY VS. STATE OF IDAHO, ET AL., ADA COUNTY CIVIL NO. 62237, CURRENTLY BEING APPEALED TO THE SUPREME COURT OF IDAHO. SINCE THE USE OF WATER UNDER YOUR PERMIT MAY AFFECT THE FLOWS IN THE SNAKE RIVER BETWEEN HILNER DAM AND HELLS CANYON THE FINAL DECISION IN THIS CASE MAY DETERMINE TO WHAT EXTENT THE EXERCISE OF YOUR PERMIT IS SUBJECT TO WATER RIGHTS OF IDAHO POWER. WHILE THE SUPREME COURT IS REVIEWING THIS CASE IDAHO POWER COMPANY HAS NOT FILED A SPECIFIC PROTEST TO YOUR PERMIT. HOWEVER, THE DEPARTMENT OF WATER RESOURCES HAS BEEN ADVISED THAT THE POWER COMPANY IS NOT WAIVING ANY OF ITS RIGHTS TO CONTEST OR LIMIT THE EXERCISE OF YOUR PERMIT OR SUBSEQUENT LICENSE.

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

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

County of Valley

ss.

Beryl Baker being duly sworn deposes and says, I am the bookkeeper of the Star-News, a weekly newspaper published at McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the Notice of App. for Water of which is attached hereto and made a part hereof, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began December 10 19 81 and ended December 17 19 81

Subscribed and sworn to before me this the
17th day of December 19 81

Notary Public in and for the State of
Idaho, residing at McCall
therein.

WATER CO. INC.
2504 ADAMS COURT,
BOISE, ID 83725
Source: CROOKED WATER
Date Filed: 11-25-1981
Amount: 0.14 CFS
Diversion Point: NEW
Sec 27 T 18N R 32E,
VALLEY CO.
Use: DOMESTIC (0.14
CFS) from 01-01 to 12-31
Place of Use: NEW Sec
27 T 18N R 32E
Diversion Means: PUMP
& PIPELINES
01-1981
DUNCAN, ROBERT A. &
PATRICIA
P.O. BOX 100, MCALL, ID
83601
Source: UNNAMED
STREAM tributary to
SEWER
Date Filed: 11-25-1981
Amount: 10.6 AC-FT
Diversion Point: NEW
Sec 27 T 18N R 32E,
VALLEY CO.
Use: IRRIGATION
STORAGE (10.6 AC-FT) from
01-01 to 12-31 IRRIGATION
FROM STORAGE (10.6 AC-
FT) from 01-01 to 12-31
STOCKWATER STORAGE
(10.6 AC-FT) from 01-01 to
12-31 STOCKWATER FROM
STORAGE (10.6 AC-FT) from
01-01 to 12-31
Place of Use: NEW Sec 27
T 18N R 32E FOR 6 ACRES
Diversion Means: EARTH
DAM, DITCHES & PUMPS

It being the intention
and belief of the publisher
that the publication of this
notice is in compliance with the
requirements of the Idaho
Department of Water
Resources, 52 S. Main Street,
Boise, Idaho 83725, on or
before DECEMBER 15, 1981.
A. KENNETH DAVIS
Notary Public
Published 12-10 & 12-17-81

NOTICE OF APPLICATION
FOR WATER RIGHT
Notice is hereby given that
the following application(s)
have been submitted for con-
sideration to the public
waters of the State of Idaho:
01-1981
ROCKY MOUNTAIN

RECEIVED
DEC 23 1981

Department of Water Resources
Western Regional Office

65-12421

DUNCAN, ROBERT &/or PATRICIA

P.O. BOX 765, MCCALL, ID 83638

Source: UNNAMED STREAM tributary to SINKS

Date Filed: 11/18/1981

Amount: 10.0 AC-FT

Diversion Point: SENW Sec 27 T 18N R 03E, VALLEY Co.

Use: IRRIGATION STORAGE	(7.0 AC-FT)	from 01/01 to 12/31
IRRIGATION FROM STORAGE	(7.0 AC-FT)	from 04/01 to 11/01
STOCKWATER STORAGE	(3.0 AC-FT)	from 01/01 to 12/31
STOCKWATER FROM STORAGE	(3.0 AC-FT)	from 01/01 to 12/31

Place of Use: SENW Sec 27 T 18N R 03E FOR 5 ACRES

Diversion Means: EARTH DAMS, DITCHES & PUMP

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12471

Priority: October 5, 1988

Maximum Storage Volume:

0.1 AF

This is to certify, that GARY N RYAN
TONI D RYAN

PO BOX 4395

MC CALL ID 83638

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 18, 1981; and has submitted Proof of Beneficial Use on October 5, 1988. An examination indicates that the works have a storage capacity of 0.600 af of water from:

UNNAMED STREAM

tributary to SINKS

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER STORAGE	01/01 to 12/31		0.1 AF

LOCATION OF POINT(S) OF DIVERSION:

SENW , Sec. 27, Township 18N, Range 03E
VALLEY County

PLACE OF USE: STOCKWATER STORAGE

TWN RGE SEC

18N 03E 27

SENW

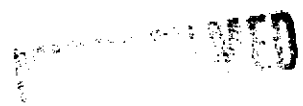
CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Stockwater storage is for 8 horses.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 24TH day of MAY, 1995.

Acting for


KARL J. DREHER, Director


MAY 31 1995

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT)
)
NO. 65-12471 IN THE NAME OF)
)
ROBERT &/OR PATRICIA DUNCAN)
_____)

ORDER OF REINSTATEMENT

This matter having come before the Idaho Department of Water Resources (Department) the Department finds as follows:

FINDINGS OF FACT

1. On January 11, 1982 the Director of the Department of Water Resources issued Permit No. 65-12471 with a condition that proof of construction of works and application of water to beneficial use be submitted on or before January 1, 1987.

2. On October 31, 1986 the Department sent a proof due notice to the permit holders.

3. On January 13, 1987 the Department sent a lapse notice to the permit holders since neither proof of beneficial use nor a request for extension of time had been received from the permit holders.

4. On October 5, 1988, Proof of Beneficial Use was received by the Department from the permit holders.

5. Section 42-218a, Idaho Code, authorizes the Department to reinstate a lapsed permit, with the priority date advanced to the date that proof of beneficial use was received, upon submittal of evidence clearly establishing the

RECEIVED

MAY 17 1989

extent of beneficial use prior to the proof due date and a showing of reasonable cause why the proof was submitted late.

6. The permit holders submitted evidence to confirm that water has been put to beneficial use. These documents include affidavits by two individuals attesting to the use of water within the authorized permit period for stockwater storage only.

7. The permit holders have stated that the proof of beneficial use statement was not sent to the Department in a timely manner because they were traveling outside of the country and experienced delay in receiving their mail.

CONCLUSIONS OF LAW

1. The permit holders have submitted proof of beneficial use along with supporting evidence which establishes that water was in fact beneficially used for stockwater storage only.

2. The permit holders have shown sufficient cause why the proof of beneficial use was not submitted in a timely manner.

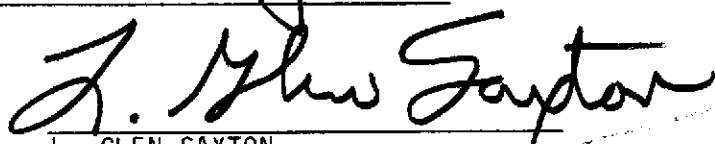
3. The permit can be reinstated for the purpose of stockwatering only and with the date of priority advanced to the date proof of beneficial use was received by the Department.

ORDER

IT IS HEREBY ORDERED that Permit No. 65-12471 is reinstated for stockwater storage only.

IT IS FURTHER ORDERED that the date of priority of this permit is advanced to October 5, 1988.

Dated this 15th day of May, 1989.


L. GLEN SAXTON
Chief, Water Allocation Bureau

Bar

State of Idaho
Department of Water Resources

REC-1
JAN 03 1989

ASSIGNMENT OF PERMIT

Department of Water Resources

I, Robert W. Duncan, hereby assign to Gary N. and Toni D. Ryan
of 12665 Cometa, Sylmar, CA 91342
Address

All my right, title, and interest in and to Permit No. 65-12471
to appropriate the public waters of the State of Idaho.

The following described portion of my right, title, and interest in and
to Permit No. 65-12471 to appropriate the public waters of the
State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage
within each 40 acre subdivision, the point of diversion and the amount of
water in cubic feet per second for direct diversion, or acre feet for storage)

All

Made this 29th day of December, 19 88.

R.W. Duncan
Permit Holder

Patricia A. Duncan
Spouse of Permit Holder

State of Idaho)
County of Valley) ss

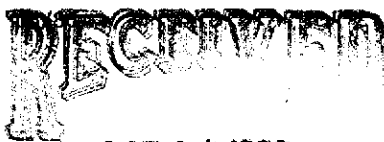
On this 29th day of December, 19 88, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

s e a l

Colleen L. Cole
Notary Public residing at
Cascade

My commission expires:
6/6/93

MAY 17 1989



OCT 05 1988

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only

Fee Received _____

Date _____

Receipt # _____

Receipt by _____

Reviewed by _____

Sent to region _____

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 65-12471Name(s) of Permit Holder: Robert &/or Patricia DuncanPost Office Address: Box 944 Douglas WY 82633Telephone No. 307-437-6835Source of Water: unnamed stream

Extent of Use:

Domestic _____ (number of households) Stockwater 200 ^{Horses} ~~Cattle~~ _{Sheep} (number and type of stock)Irrigation 20 (acres) Other/Remark _____Total rate and/or volume for which proof is submitted _____ cfs 4 acre-feetShow the date water was first diverted and beneficially used under this permit: May 11-18-81Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ NoFee enclosed \$ _____
(See License Examination Fee Schedule)Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

Person to contact to accompany the Department representative during the field examination:

Patricia Duncan 307-437-6835
(Name) (Telephone Number)

Box 944 Douglas Wyo 82633
(Address)

The above information 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.

10-4-88
Date

Patricia Duncan AND OR 10-4-88
Signature of Permit Holder (and title, if appropriate) 10-4-88
R.W. Duncan

MAY 17 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Robert E. or Patricia Duncan Phone 624-5708

Post office address P. O. Box 785 McCall, Idaho 83638

2. Source of water supply unimproved stream which is a tributary of Snake

3. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 27 Township 12N

Range 3E S.M. Valley County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 7 A.P. for Storage for purpose from 1/1 to 12/31 (both dates inclusive)
irrigation
Amount 7 A.P. for irrigation purpose from 4/1 to 11/1 (both dates inclusive)
Storage
Amount 3 A.P. for Storage for purpose from 1/1 to 12/31 (both dates inclusive)
irrigation
Amount 3 A.P. for Storage for purpose from 1/1 to 12/31 (both dates inclusive)
irrigation

5. Total quantity to be appropriated:

a. unimproved cubic feet per second and/or h. 10 A.P. acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 2 small earth dams with ditches
or pump

b. Height of storage dam 2-6 ft feet, active reservoir capacity 10 A.P. acre-feet; total reservoir capacity 10 A.P. acre-feet, materials used in storage dam: earth

Period of year when water will be diverted to storage March 1 to November 1

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

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year - maximum 6 years)

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 27 Township 12N
Range 3E S.M.

(2) Amount of power to be generated: _____ horsepower

(3) List number of each kind of livestock to be utilized 500 cattle

(4) Purpose of water use: irrigation

(5) Name of person or persons to be benefited: Robert E. or Patricia Duncan

7

[illegible]Total number of acres to be irrigated 5

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

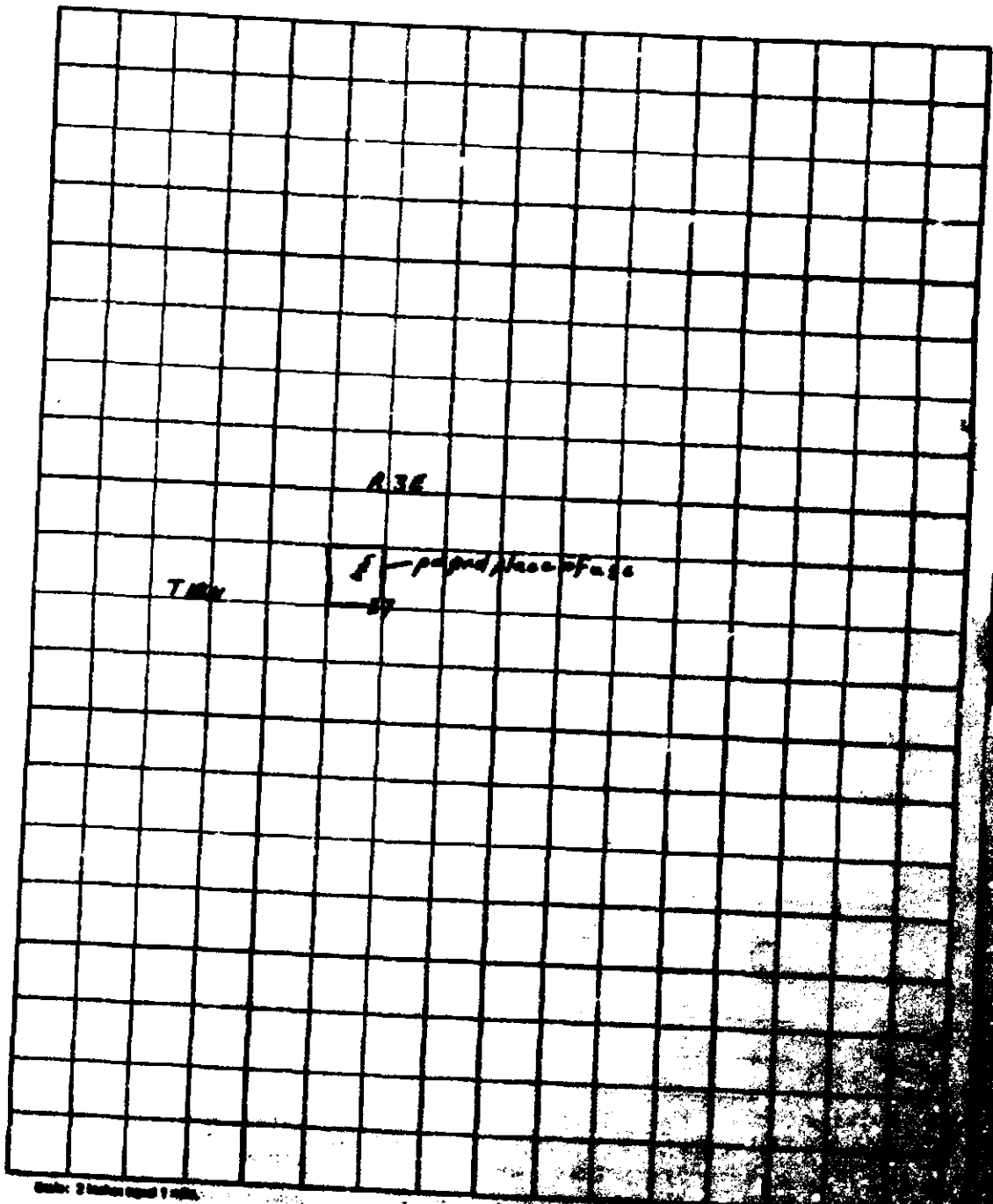
9. a. Who owns the property at the point of diversion applicant

b. Who owns the land to be irrigated or place of use **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 The small upward stress only flows during the mixing run-off.

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



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby certifies that the State of Idaho is hereby not bound.

Proposed Priority 11/18/1981

Received by JE Date 11/18/81 Time 11:30
Preliminary check by 665 Fee \$ 20.00 20331
Received by JE Date 11/18/81
Publication prepared by JE Date 11/21/81
Published in Star News
Publication date 11/18/81
Publication approved JE Date 11/22/81
Process filed by: Hall
Copies of process forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by DCJ RC

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. 65-12471, and said application is hereby APPROVED.

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

- a. **SUBJECT TO ALL PRIOR WATER RIGHTS.**
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 19 87.
- 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 acre of land.
- d. Other: Use of water under this permit is subject to control by the Watermaster of State Water District No. 66, Payette River.

Witness my hand this 11th day of January, 1982.



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

May 25, 1995

GARY N RYAN
TONI D RYAN
PO BOX 4395
MC CALL ID 83638

RE: WATER RIGHT NO. 65-12471

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED
MAY 31 1995

LICENSE REVIEW CHECKLIST



PERMIT NO. 105-12471 DATE 5-15-95

NAME	Change ☒ OK ☐	Or (Address) Change? <u>YES</u>	
PRIORITY DATE	☒	Advance? <u>YES</u> Advanced to: <u>Oct 5, 1988</u>	
		Order to reinstate needed? _____	
		Incorrect fee for rate recommended? _____	
SOURCE	☒	Changes or just clarification of originally intended source? _____	
		Notice of Intent to Void necessary? _____	
POINT OF DIV	☒	Amendment needed? _____	
		Overlaps? <u>GW 105-12175</u>	
PLACE OF USE	☒	Amendment needed? _____	
		Overlaps? <u>GW 105-12175</u>	
DIV RATE	<u>-NA-</u>	Permit/fee limits: _____	
		Meas Q = _____ Theo Q = _____ Recommend: _____	
		Combined rates exceed capacity _____	
ANNUAL VOLUME	☒	Volume Limit: _____ Season: <u>1-1 to 12-31</u>	
		Calculations: <u>POWD = 3 x 105 x 137 = 1098</u>	
		<u>REQUIREMENTS FOR 8 horses w. 1 AFA</u>	
		Flow limit: _____ cfs x _____ x 1.9835 = _____	
		Combined volumes exceed capacity/allowable _____	
USES	☒	Change in Nature of Use or additional uses? _____	
		Amendment necessary? _____	
ADDITIONAL INFO		Supplemental Groundwater _____ PPU Scenario _____	
		Irr/Dom Combination _____ Shared G/W System _____	
NEW REMARKS	<u>NO</u>	Multiple p/d(s) in 1/4 1/4? _____	
		<u>W02</u> Other <u>Stock for 8 horses</u>	
NEW CONDITIONS	<u>NO</u>	Watermaster control - District <u>105</u>	
	☒	Measuring/Locking Devices	
	☒	Irrigation Overlap	
	☒	Other _____	
		Water Quality _____ Heat/Cool/Fish verified _____	
COMMENTS:	<u>Source sinks ∴ does not need watermaster control condition.</u>		

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	<u>NO</u>
<u>Stock Storage</u>		<u>16.1</u>	Adjustment Memo Needed	<u>NO</u> <u>YES</u>
<u>Stock from Storage</u>		<u>1</u>	LICENSE	☒
_____	_____	_____	1ST AMEND LETTER	_____
_____	_____	_____	2ND AMEND LETTER	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
AUG 21 1991

Department of Water Resources

A. GENERAL INFORMATION

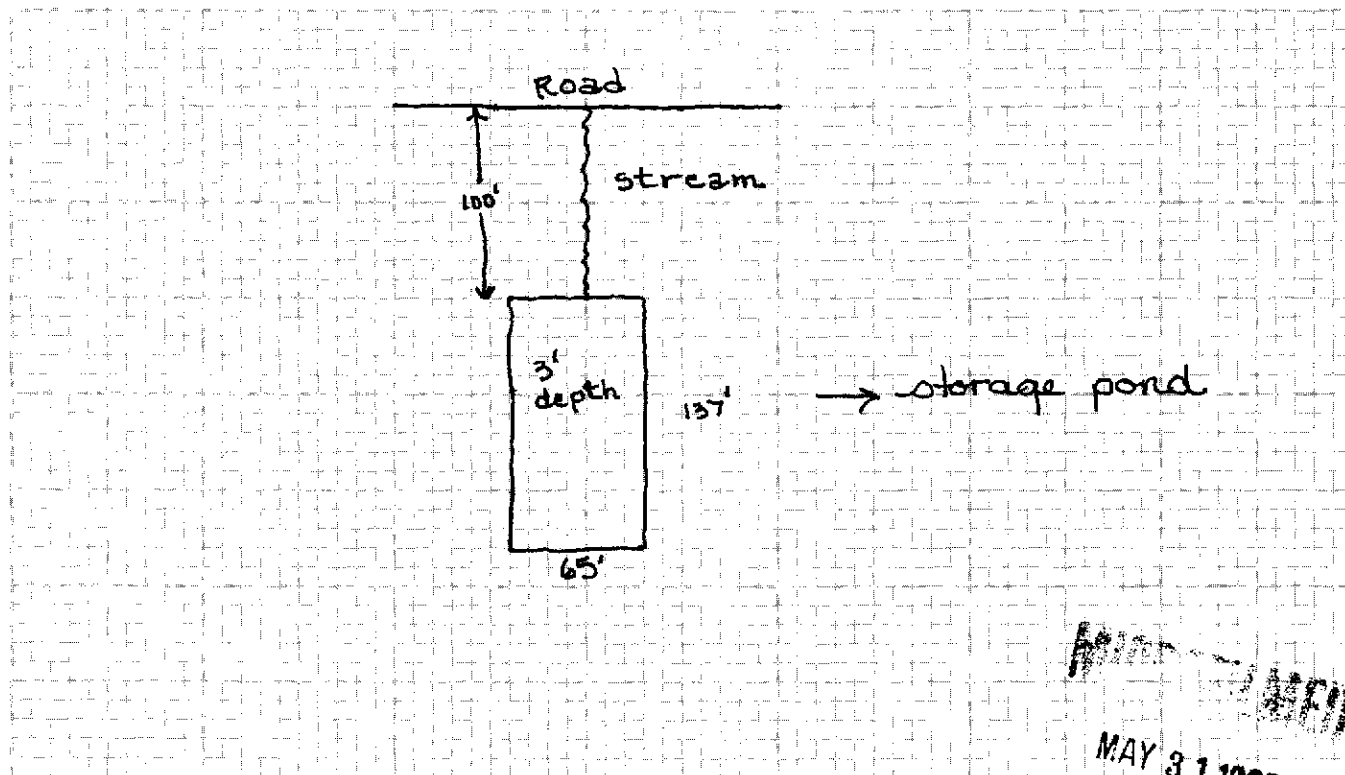
1. Owner: Gary & Toni Ryan Permit No. 65-12471
Current Address: P.O. Box 4395, McCall, Idaho 83638 Phone No. 634-4444
2. Accompanied by: Toni Ryan EXAM. DATE: 5/31/91
Address: same Phone No. same
Relationship to Permit Holder: wife
3. Source: unnamed stream tributary to sinks

B. OVERLAP REVIEW

1. Other water rights with same place of use: 65-12175
☒ Copies Attached
2. Other water rights with same point of diversion: 65-12175
☐ Copies Attached ☒ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



MAY 31 1995

Scale: 1" = 50'

2. ☒ Copy of U.S.G.S. 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 or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

System consists of an unnamed stream flowing into a storage pond 65' by 137', 3' deep. The pond is contained by an earth dam, 5' high. The stream is strictly runoff flow which dries up around the end of July. The water is used to provide stockwater for up to 8 head of horses. The owners have indicated that the irrigation component of the permit will not be utilized. The overlapped water right #65-12175 will not affect system.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	NW	27	18N	3E	Valley	7.5' orthophoto quad

6. **Place(s) of Use:**

Indicate Method of Determination same

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
18N	3E	27								X									
										S									

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

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

2. Volume Calculations for Other Uses:

Vol. of storage pond:

$$\frac{(65)(137)(3)}{43560} = .6 \text{ afa}$$

see Remarks

$$\frac{(12)(8)(365)}{325850} = .1 \text{ afa}$$

8/13/95
MAY 31 1995

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Overlap will not affect current system.
Irrigation component won't be used.

* A65-17168 is a well & does not appear
(65-12175) to be used for stock H₂O.

Owner stated no more than 8 head of stock
will use the water.

* PER A65-17168: Replaces right described in 65-12175 - *pc 8/13/91*

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Storage for stock	1/1	12/31	0	.6 afa
* Stock water from storage	1/1	12/31	0	.1 afa
Totals:			0	.6 afa

2. Recommended Amendments

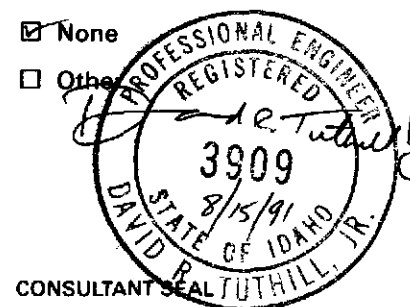
- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

☒ None

☐ Other

J. AUTHENTICATION

pc 8/13/91
Field Examiner's Name SARA West
Signature S. West
Certification Date _____
Field Report Preparation Date 6/3/91



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

* See attached adjustment memo. *BC*

RECEIVED

MAY 31 1995

MEMORANDUM

TO: File 65-12471 / Gary Ryan
FROM: Brenda Chapman
DATE: May 18, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for the above referenced water right are based on the information below:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Stock Storage	1-01 to 12-31		.1

The stock can only beneficially use .1 af per year; therefore, the storage recommendation has been reduced.

Also, the stockwater from storage use has been deleted. It is redundant to list such a minute amount again.

RECEIVED
MAY 31 1995

SOURCES

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
AERIAL SURVEY

PERMIT 05-12471 INIT

T. R. S. Q/Q

P/D 18W 3E 27 S ENU

SCALE

PHOTO ID. T60

570000m E

571

574



65-12471

stream
unnamed ~~spring~~
flowing into
P/O. (also P/U)



P/O — P/U



Stock
that
consume
storage
H₂O

NOV 9 1965

65-12471

FROM

Steve Loster

DATE

7/30/90

TO

File 65-12471

SUBJECT

ADDRESS CHANGE

Use new local address per telecon with ^{T. Ryan}~~P. Dunne~~ today!

P.O. Box 4395

McCall 83638

634-4444

RECEIVED

MAY 31 1995


SIGNATURE



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

May 16, 1989

RE: Permit No. 65-12471

Gary N. and Toni D. Ryan
12665 Cometa
Sylmar, CA 91342

Gentlemen:

Enclosed is a copy of the Order of Reinstatement which advances the date of priority of the above referenced permit to October 5, 1988 due to late submittal of proof of beneficial use.

If you have any questions concerning this matter, please feel free to contact our office.

Sincerely,


JIM JOHNSON
Water Rights Supervisor

JJ:hm

Enclosure

MAY 17 1989

RECEIVED

DEC 01 1988

Department of Water Resources

MR. TIM LUKE,

THIS LETTER IS IN REFERENCE TO PERMIT
NUMBER 65-12471 AND WHY WE FAILED
TO RENEW OUR PERMIT.

MY WIFE AND I WERE TRAVELING IN THE
WEST INNES AT THE TIME YOUR OFFICE
REQUESTED SOME ACTION ON OUR PERMIT.

OUR MAIL WAS BEING TRANSFERRED FROM MCALL
TO LYONING, THEN HELD THERE UNTIL WE
CALLED FOR IT TO BE SENT TO US. MY MAIL
WAS TWO TO THREE MONTHS LATE BY THE
TIME I RECEIVED IT. I PRE-PAID MY NORMAL
MONTHLY BILL ON AN ESTIMATED BASIS.

SOME OF MY CORRESPONDENCE IS STILL SCATTERED
"FROM HELL TO BREAKFAST" HOWEVER I AM
GETTING A HANDLE ON IT. I REGRET THAT
THIS PERMIT WAS OVERLOOKED WHEN PUTTING
MY AFFAIRS IN ORDER.

THANK YOU,

R.W. Duncan

RECEIVED

MAY 17 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

October 14, 1988

REC-1

NOV 23 1988

RE: Permit No. 65-12471

Department of Water Resources

Robert and/or Patricia Duncan
Box 944
Douglas, WY 82633

Dear Permit Holder(s):

The Department received your proof of beneficial use statement for the above referenced permit on October 5, 1988. The permit lapsed on January 1, 1987, so the 60-day late period during which the permit can be readily reinstated has passed.

Pursuant to Section 42-218a, Idaho Code, (copy enclosed) the permit can now be reinstated only if you submit the following:

a) Evidence to show that beneficial use of the water did commence and to show the extent of the use of water during the authorized permit period from the time the permit was issued until the proof due date.

b) Reasonable cause why the proof of beneficial use was filed late.

Your proof of beneficial use statement along with any information which may have been submitted with it will remain on file in this office for 60 days to allow you an opportunity to assemble and submit the additional required information.

Please feel free to contact this office if you have additional questions.

Sincerely,

TIM LUKE
Sr. Water Rights Agent

TL:sc
Enclosure

RECORDED

MAY 17 1989

CLARK

REAL ESTATE

Box 788, McCall, Idaho 83638

Memo from Jodell Barber
Sales Associate

634-7924 Office
634-5883 Res.

RECEIVED
NOV 23 1988

11-21-88

Tim Luke:

Department of Water Resources

Enclosed is the Affidavit requested by your department on the Duncan property.

The Duncans will send you a letter stating why this permit is being filed late.

Jodell Barber
Jodell Barber

MICROFILMED

MAY 17 1989

RECEIVED

NOV 23 1988

Department of Water Resources

AFFIDAVIT

RE: Robert Duncan Property
N 1/2 W1/2 S1/2 SE1/4 NW1/4 Sec 27, T18N R3E BM

I, John Kwader, am a neighbor of Robert Duncan at the above described property. For the past several years, I have observed stock being watered at the stock pond on Mr. Duncan's property.

Signed: John Kwader

Date: 11/21/88

MICROFILMED

MAY 17 1989

STATE OF IDAHO }
COUNTY OF Valley } ss.

On this 21 day of November, in the year 1988, before me
Jedee L. Barker, a Notary Public
in and for said State, personally appeared John Kwader
known to me to be the person whose name subscribed to the within instrument, and acknowledged to me that he executed the same.

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

Jedee L. Barker
Notary Public for Idaho, residing at McCall, Idaho.

RECORDED
NOV 23 1988

Department of Water Resources

AFFIDAVIT

RE: Robert Duncan Property
N 1/2 W1/2 S1/2 SE1/4 NW1/4 Sec 27, T18N R3E BM

I, Tyrone Nash, am a neighbor of Robert Duncan at the above described property. For the past several years, I have observed stock being watered at the stock pond on Mr. Duncan's property.

Signed: Tyrone O. Nash
Date: 11/21/88

RECORDED

MAY 17 1989

STATE OF IDAHO }
COUNTY OF Valley } ss.

On this 21 day of November, in the year 1988, before me
Opdell L. Barker, a Notary Public
in and for said State, personally appeared Tyrone Nash
known to me to be the person whose name subscribed to the within instrument, and acknowledged to me that he executed the same.

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

Opdell L. Barker
Notary Public for Idaho, residing at Mo. Call, Idaho.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

October 14, 1988

RE: Permit No. 65-12471

Robert and/or Patricia Duncan
Box 944
Douglas, WY 82633

Dear Permit Holder(s):

The Department received your proof of beneficial use statement for the above referenced permit on October 5, 1988. The permit lapsed on January 1, 1987, so the 60-day late period during which the permit can be readily reinstated has passed.

Pursuant to Section 42-218a, Idaho Code, (copy enclosed) the permit can now be reinstated only if you submit the following:

- a) Evidence to show that beneficial use of the water did commence and to show the extent of the use of water during the authorized permit period from the time the permit was issued until the proof due date.
- b) Reasonable cause why the proof of beneficial use was filed late.

Your proof of beneficial use statement along with any information which may have been submitted with it will remain on file in this office for 60 days to allow you an opportunity to assemble and submit the additional required information.

Please feel free to contact this office if you have additional questions.

Sincerely,

TIM LUKE
Sr. Water Rights Agent

TL:sc
Enclosure

RECEIVED

MAY 17 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
JANUARY 13, 1987

DUNCAN, ROBERT & PATRICIA
P.O. BOX 785
MCCALL, ID 83638

P. O. Box 977
Douglas, WY 82633

LAPSE NOTICE

RE: PERMIT NO. 65-12471

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A, IDAHO CODE, THE ABOVE REFERENCED WATER PERMIT HAS LAPSED. THIS OFFICE DID NOT RECEIVE EITHER AN ACCEPTABLE PROOF OF BENEFICIAL USE SUBMITTAL OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME. YOU WERE PROVIDED THE PROPER FORMS IN OUR PROOF DUE NOTICE TO YOU DATED OCTOBER 31, 1986.

YOUR PERMIT CANNOT BE REINSTITUTED UNLESS YOU SUBMIT PROOF OF BENEFICIAL USE OR SUBMIT AN EXTENSION OF TIME REQUEST SHOWING REASONABLE CAUSE FOR DELAY. EITHER THE COMPLETED PROOF OF BENEFICIAL USE SUBMITTAL (INCLUDING THE EXAMINATION FEE OR A COMPLETED FIELD EXAMINATION REPORT) OR THE EXTENSION REQUEST FORM TOGETHER WITH THE \$15 FEE MUST BE RECEIVED BY THIS DEPARTMENT WITHIN SIXTY DAYS OF THE DATE OF MAILING OF THIS LAPSE NOTICE OR THE PERMIT WILL NO LONGER BE OF ANY FORCE OR EFFECT.

A PROOF OF BENEFICIAL USE FORM AND A REQUEST FOR EXTENSION OF TIME FORM ARE AGAIN ENCLOSED FOR YOUR USE. PLEASE NOTE THAT ONLY ONE EXTENSION OF TIME CAN BE GRANTED UNLESS THE PROJECT HAS NOT BEEN COMPLETED BECAUSE OF LACK OF A NECESSARY APPROVAL BY A GOVERNMENTAL AGENCY OR BY LITIGATION WHICH MIGHT BRING TITLE TO THE WATER IN QUESTION.

L. GLEN BAXTON
CHIEF, OPERATIONS BUREAU

ENCLOSURES

LGB:RP

CERTIFICATION OF MAILING

This document was
mailed by first class mail,
postpaid, on January 13, 1987, by the
Idaho Department of Water Resources.

1
- Rita Link

- File 65-12471

- Returned B/k Notice

The Valley County Assessor's Office
has an address of 609th, Douglas, SD
52633.

I'm forwarding the notice to that
address.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

RECEIVED

NOV 4 1988

Department of Water Resources

486905

CHRG

NOV

11-3

11-78

NOV 11 1988

CERTIFIED MAIL
NO. 138454

Box 944
DOUGLAS, WY 82633

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
OCTOBER 31, 1986

138454

DUNCAN, ROBERT & PATRICIA
P.O. BOX 785
MCALL, ID 83638

PROOF DUE NOTICE

RE: PERMIT NO. 65-12471

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 JANUARY 1, 1987. (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 COMPLETED 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 WIN 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,

BITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

DUNCAN, ROBERT & PATRICIA
P.O. BOX 785
MCCALL, ID 836 18

JANUARY 20, 1982

RE: PERMIT NO. 65-1 1

DEAR PERMIT HOLDER:

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

THE EXERCISE OF THIS PERMIT MAY ALSO BE AFFECTED BY THE SUPREME COURT'S REVIEW OF THE CASE OF IDAHO POWER COMPANY VS. STATE OF IDAHO, ET AL., ADA COUNTY CIVIL NO. 62237, CURRENTLY BEING APPEALED TO THE SUPREME COURT OF IDAHO, SINCE THE USE OF WATER UNDER YOUR PERMIT MAY AFFECT THE FLOWS IN THE SHARKE RIVER BETWEEN HILMER DAM AND HELLS CANYON THE FINAL DECISION IN THIS CASE MAY DETERMINE TO WHAT EXTENT THE EXERCISE OF YOUR PERMIT IS SUBJECT TO WATER RIGHTS OF IDAHO POWER. WHILE THE SUPREME COURT IS REVIEWING THIS CASE IDAHO POWER COMPANY HAS NOT FILED A SPECIFIC PROTEST TO YOUR PERMIT. HOWEVER, THE DEPARTMENT OF WATER RESOURCES HAS BEEN ADVISED THAT THE POWER COMPANY IS NOT WAIVING ANY OF ITS RIGHTS TO CONTEST OR LIMIT THE EXERCISE OF YOUR PERMIT ON SUBSEQUENT LICENSES.

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

SINCERELY,

DAVID E. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }

County of Valley }

S.

Rayl Baker being duly sworn deposes and says, I am the proprietor of the Star-News, a weekly newspaper published at McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the Notice of App. for Writ of which is attached hereto and made a part hereof, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began December 10 19 81 and ended December 17 19 81

Rayl Baker
Subscribed and sworn to before me this the
17th day of December 19 81

Notary Public in and for the State of Idaho, residing at
thereon

RECEIVED

65-12421

DUNCAN, ROBERT &/or PATRICIA

P.O. BOX 763, MCCALL, ID 83638

Source: UNNAMED STREAM tributary to SINKS

Date Filed: 11/18/1981

Amount: 18.0 AC-FT

Diversion Point: SENN Sec 27 T 18N R 03E, VALLEY Co.

Use: IRRIGATION STORAGE	(7.0 AC-FT)	from 01/01 to 12/31
IRRIGATION FROM STORAGE	(7.0 AC-FT)	from 04/01 to 11/01
STOCKWATER STORAGE	(3.0 AC-FT)	from 01/01 to 12/31
STOCKWATER FROM STORAGE	(3.0 AC-FT)	from 01/01 to 12/31

Place of Use: SENN Sec 27 T 18N R 03E FOR 5 ACRES

Diversion Means: EARTH DAMS, DITCHES & PUMP