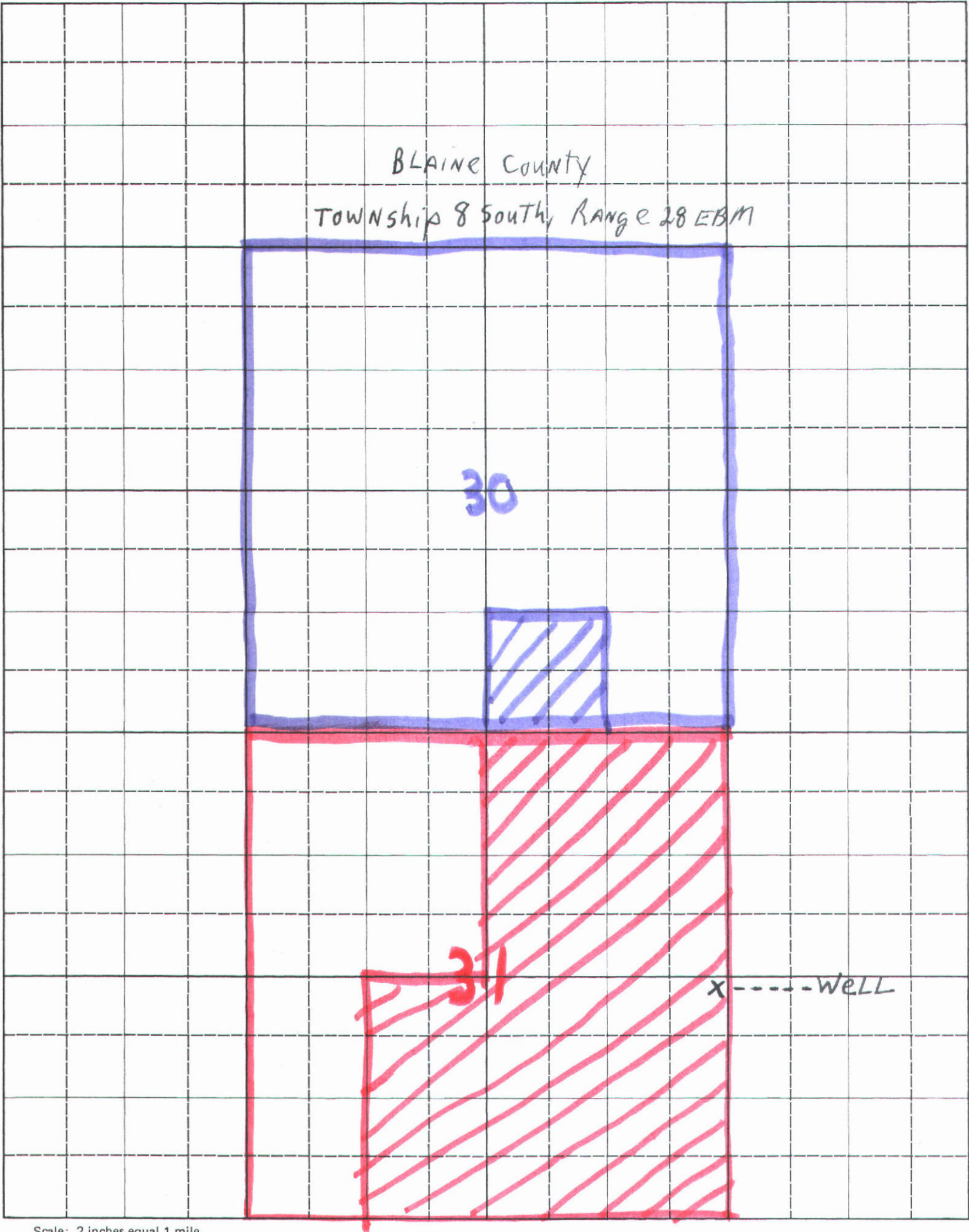


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

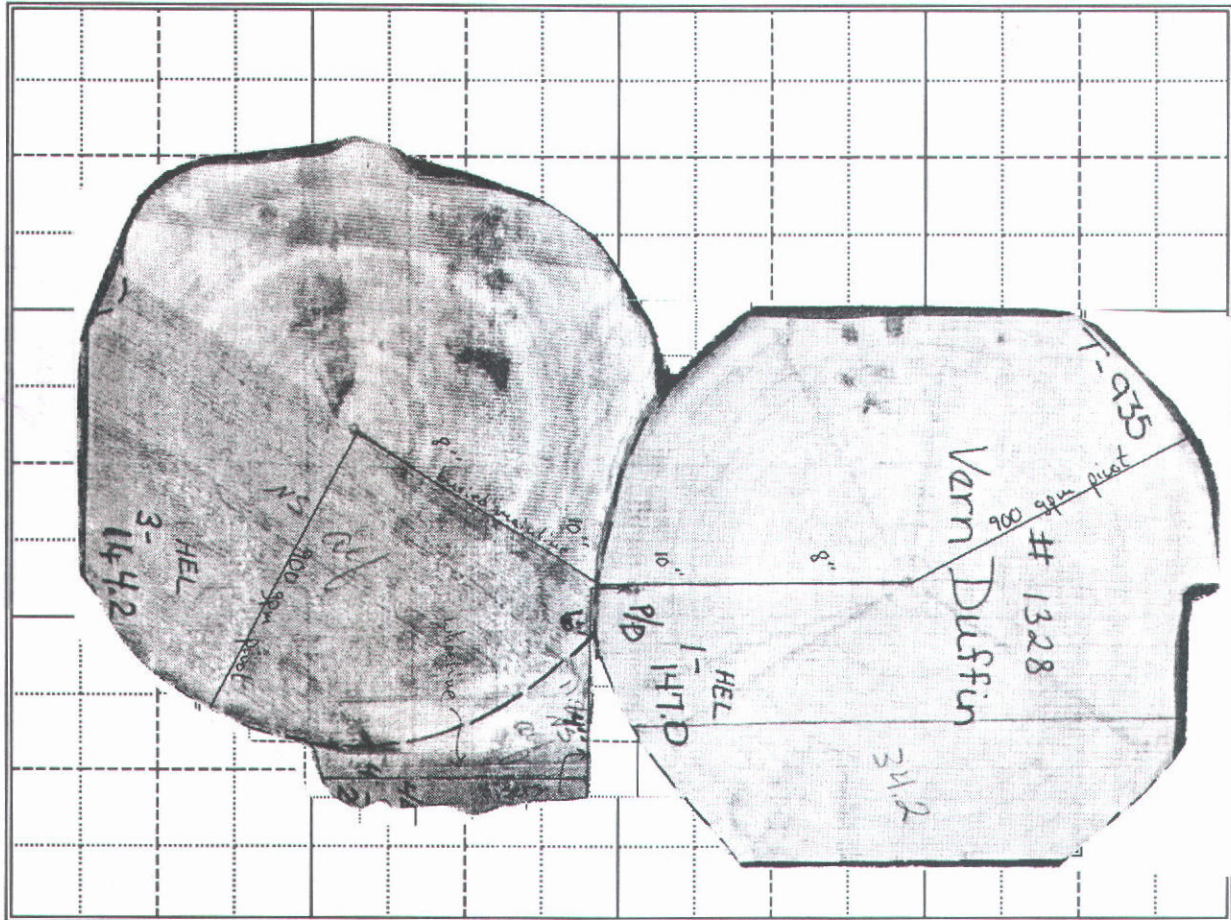
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

MICROFILMED

SEP 04 1990

[Signature]
(Applicant)

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



Scale: 1" = 500'

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

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

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	John Deere 46-40 (Diesel)	180	626443		

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

D. FLOW MEASUREMENTS

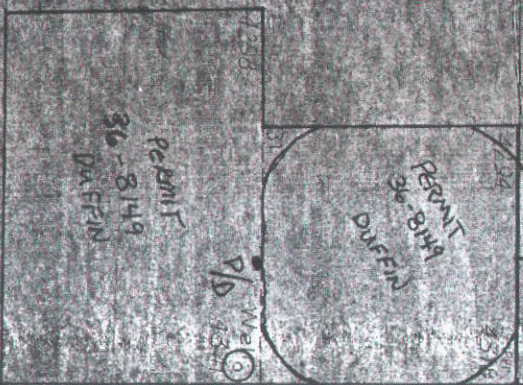
1.

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

2. Measurements: None

JAN 19 1994

PERMIT 36-8149 INIT B.B.
T. R. S. Q/Q
P/D 85 286 31 NESE
SCALE _____
PHOTO ID. _____



JAN 19 1994

T-89

36-8149

30 29
31 32

T-935

1328

Vern Duffin

34.2

HEL
1-
147.0

2-
7.9

HEL
4-
20.6

HEL
3-
144.2

31 32
6 5

13.4
NS
0.6

RECORDED
JAN 19 1994

#36-8149



#2
P/U



#2 P/D

Photo 1009

JAN 19 1994

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho,

County of Blaine

} ss.

JUL - 6 1990

Department of Water Resources
Southern Region Office

DANIEL J. GORHAM

, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the

annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first

publication of said advertisement was on the 6th day of June, 1990, and

the date of the last publication was on the 13th day of June, 1990.

Daniel J. Gorham
Subscribed and sworn to before me this 13th day of June, 1990.
(SEAL)

Roberta McKee

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice 52
Number of Insertions 2
Lines tabular at _____ 6c / Pica
Lines straight at 28.60 5c / Pica
Subsequent lines at 22.88 4c / Pica
TOTAL COST 51.48

COPY OF NOTICE
(Paste Here)

2 Applications

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Rec.

BILL TO

Two file on water rights

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

36-08149 ✓ok

DUFFIN, VERN R.

RT. 1

ABERDEEN, ID 83210

Source: GROUNDWATER

Division Pt: NESE Sec 31 T 08S

R 28E

Use: IRRIGATION (7.200 CFS)

Total Diversion: (7.200 CFS)

Date Filed: 2/24/1983

Date Amended: 5/3/90

In: T08S R28E S30 SWSE; S31

NENE NWNE SWNE SENE NESW

SESW NESE NWSE SWSE SESE

360.0 ACRES TOTAL

37-08196 ✓ok

STEVENSON, J.F.

#36 HILLSIDE RANCH RD.

GANNETT, ID 83313

Source: GROUNDWATER

Division Pt: NENE Sec 30 T 01N

R 19E

Use: IRRIGATION (3.200 CFS)

Total Diversion: (3.200 CFS)

Date Filed: 10/29/1984

In: T01N R19E S30 NESE NWSE

SWSE SESE

160.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code, and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone Street East, Twin Falls, Idaho 83301, on or before JUNE 25, 1990.

R. Keith Higginson, Director

Publish: Wood River Journal--
June 6 & 13, 1990.

7-8 pt./line tabular: 6 pica
7-8 pt./line successive
insertion: 4 pica

NO 7068

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.

T8S, R 27E, BLAINE COUNTY

Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at AM, FALLS, Idaho, this 27th day of April, 19 90.

[Signature]
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by [Signature] Fee = \$20.00

Received by Julia Date 5-3-90

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

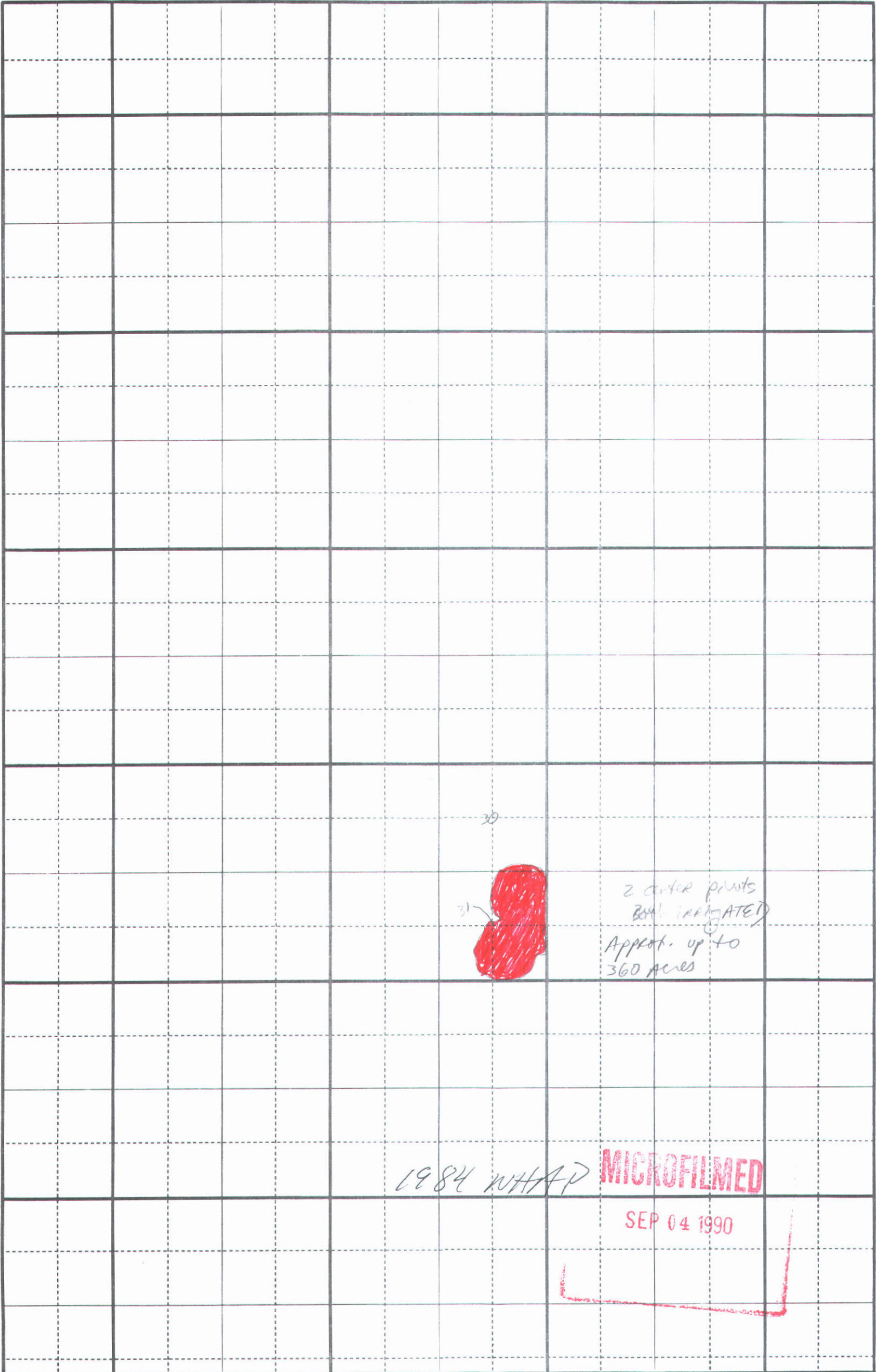
I, _____, Director of the Department of Water Resources hereby

MICROFILMED

SEP 04 1990

Witness my hand this _____ day of _____, 19 _____.

Director



STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

FEB 03 1997

Please print or type. Attach pages with additional information. Instructions are on the back of this page. WATER RESOURCES
WESTERN REGION
Incomplete forms will be returned.

RECEIVED

1. Water Right Number(s) 36-08149 FEB 05 1997

Adjudication Claim Number(s) _____ Department of Water Resources
Western Region

2. The following **REQUIRED** information must be submitted with this form.

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Vern Duffin

4. New Owner/Claimant(s) Kevin Ramsey

Name connector (Check one): [] AND, [] OR, [] AND/OR

New Mailing Address P.O. Box 41 American Falls Id 83211

City, State and ZIP Code Am. Falls Id 83211

New Telephone Number (208) 226-1916

5. Date you acquired the property MAY 22 - 1995

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated 303 Number and type of stock _____

Diversion rate in CFS 4.5 Number of homes 0 Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) Kevin Ramsey Date 1-30-97

Date _____

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

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

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

18038

3

QUITCLAIM DEED

For Value Received VERN DUFFIN,

RECEIVED

FEB 03 1997

WATER RESOURCES
WESTERN REGION

do hereby convey, release, remise and forever quit claim unto KEVIN RAMSEY,

whose current address is P.O. Box 41 American Falls, Idaho 83211

the following described premises, to-wit:

A water right No. 36-08149, licensed with the Idaho Department of Water Resources, priority date February 22, 1983, location of point of diversion: NESE, Sec. 31, Township 08S, Range 28E, Blaine County; place of use (irrigation) Township 08S, Range 28 E, Section 30, 31, as allowed on the Water Right License, a copy of which is attached hereto and incorporated herein by reference.

together with their appurtenances.

Dated: this 22 day of May, 1995.

Vern Duffin
VERN DUFFIN

STATE OF IDAHO, COUNTY OF POWER
On this 22 day of May, 1995,
before me, a notary public in and for said State, personally
appeared Vern Duffin,

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to
me that he executed the same.

Paul G. Britia
Notary Public
Residing at American Falls, Idaho
Comm. Expires 9-11-98

379611

BLAINE CO. REQUEST
OR FIRST AMERICAN TITLE CO.

'95 MAY 24 PM 3 45

Mary Green, CLERK *ms*

FEES \$900

Deed

WARRANTY DEED

For Value Received VERN R. DUFFIN and MARILYN DUFFIN, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

KEVIN K. RAMSEY, A SINGLE PERSON

whose address is: P.O. Box 41 American Falls, Idaho 83211

Hereinafter called the Grantee, the following described premises situated in BLAINE County, Idaho, to-wit:

PARCEL NO. 1:

Township 8 South, Range 28 East of the Boise Meridian, Blaine County, Idaho
Section 30: SW1/4 SE1/4

PARCEL NO. 2:

Township 8 South, Range 28 East of the Boise Meridian, Blaine County, Idaho
Section 31: E1/2; SE1/4 SW1/4 and NE1/4 SW1/4

RECEIVED
FEB 03 1997
WATER RESOURCES
WESTERN REGION

378609

BLAINE CO REQUEST
FIRST AMERICAN TITLE CO

'95 MAY 24 PM 3 43

M. Mary Green, CLEAR

FEES \$3.00

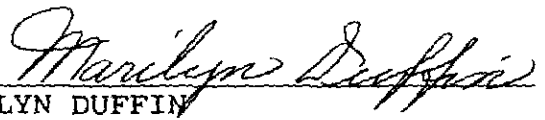
Deed

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

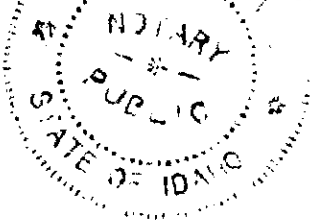
Dated: 5/19/1995


VERN R. DUFFIN


MARILYN DUFFIN

STATE OF IDAHO)
: ss
COUNTY OF BANNOCK)

On This 19th day of MAY, in the year 1995, before me, a Notary Public in and for said State, personally appeared VERN R. DUFFIN and MARILYN DUFFIN, 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.




Notary Public of Idaho
Residing at BOCATELLO, ID.
Commission Expires: 4-28-99

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08149

Priority: February 22, 1983

Maximum Diversion Rate: 4.50 CFS

Maximum Diversion Volume: 1212.0 AF

This is to certify, that VERN R DUFFIN
2142 SOUTH 2800 WEST
ABERDEEN ID 83210

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 22, 1983; and has submitted Proof of Beneficial Use on October 29, 1990. An examination indicates that the works have a diversion capacity of 4.500 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
-----------------------	----------------------	--------------------------	----------------------

IRRIGATION	04/01 to 10/31	4.50 CFS	1212.0 AF
------------	----------------	----------	-----------

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 31, Township 08S, Range 28E
BLAINE 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>
08S	28E	30	SWSE 3				3
		31	NENE 36	NWNE 36	SWNE 37		
			SENE 36	NESW 16	SESW 17		
			NESE 29	NWSE 40	SWSE 39		
			SESE 14				300

Total number of acres irrigated: 303

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 36-08149

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 15th
day of JANUARY, 1994.

Acting for *Norman C. Young*
R. Keith Higginson, Director

08/89

For Office Use Only

Amt. of Fee \$

Date

Receipt No.

Received by

OCT 29 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

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/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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 36-08149 Telephone No. 397-4100
 Name(s) of Permit Holder(s): VERN R. DUFFIN
 Post Office Address: 2142 South 2800 West, Aberdeen, Idaho 83210
 Source of Water: GROUND WATER
 If ground water, well driller's name: ~~JOHN~~ KENNY VOLLMER Date drilled: April 1, 1982
 Extent of Use:
 Domestic _____ (No. of households) Irrigation 360 (No. of acres)
 Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 7.2 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: MAY 1, 1982

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes ☒ No Installed? Yes ☒ No

OR

Flow Measurement Port: Required? ☒ Yes No Installed? ☒ Yes No

Fee Enclosed: \$ 275.00 (See License Examination Fee Schedule)

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

Vern R. Duffin 397 4100
 Name Telephone No.
2142 South 2800 West Aberdeen, Idaho
 Address 83210

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.

MICROFILMED

DEC 17 1990

Date

Signature (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 36-08149

Proposed Priority: February 22, 1983 Maximum Diversion Rate: 7.20 CFS
This is to certify, that **VERN R. DUFFIN**
RT. 1
ABERDEEN, ID 83210
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	04/01 to 11/01	7.20 CFS

LOCATION OF POINT(S) OF DIVERSION: NESE Sec. 31, Township 08S, Range 28E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08S	28E	30	SWSE 10			10
		31	NENE 39	NWNE 38	SWNE 40	
			SENE 40	NESW 22	SESW 21	
			NESE 40	NWSE 40	SWSE 40	
			SESE 30			350

Total number of acres irrigated: 360

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **September 1, 1991**.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

13th day of August, 1990

[Signature]
for R. Keith Higginson, Director

SEP 04 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED APPLICATION FOR PERMIT AMENDED

To appropriate the public waters of the State of Idaho

1. Name of applicant VERN R. DUFFIN Phone 397-4100

Post office address Route # 1, Aberdeen, Idaho 83210

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

3. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 31 Township 8 S.
28E

Range 31-EB.M. Blaine County, additional points of diversion if any: _____

None

4. Water will be used for the following purposes:

Amount 7.2 cfs* for irrigation purposes from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated: Changes made per telecon w/Ben Cavanass SM 2/22/83

a. 7.2* cubic feet per second and/or b. _____ acre-feet per annum.
2.8 cfs

* CHANGES MADE AS SHOWN ON FORM 211 RECEIVED 5/3/90

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Deep well, diesel motor, pump, panel, mainline & pivots

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

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 20" inches; proposed depth of well is 200 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 2 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

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

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

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

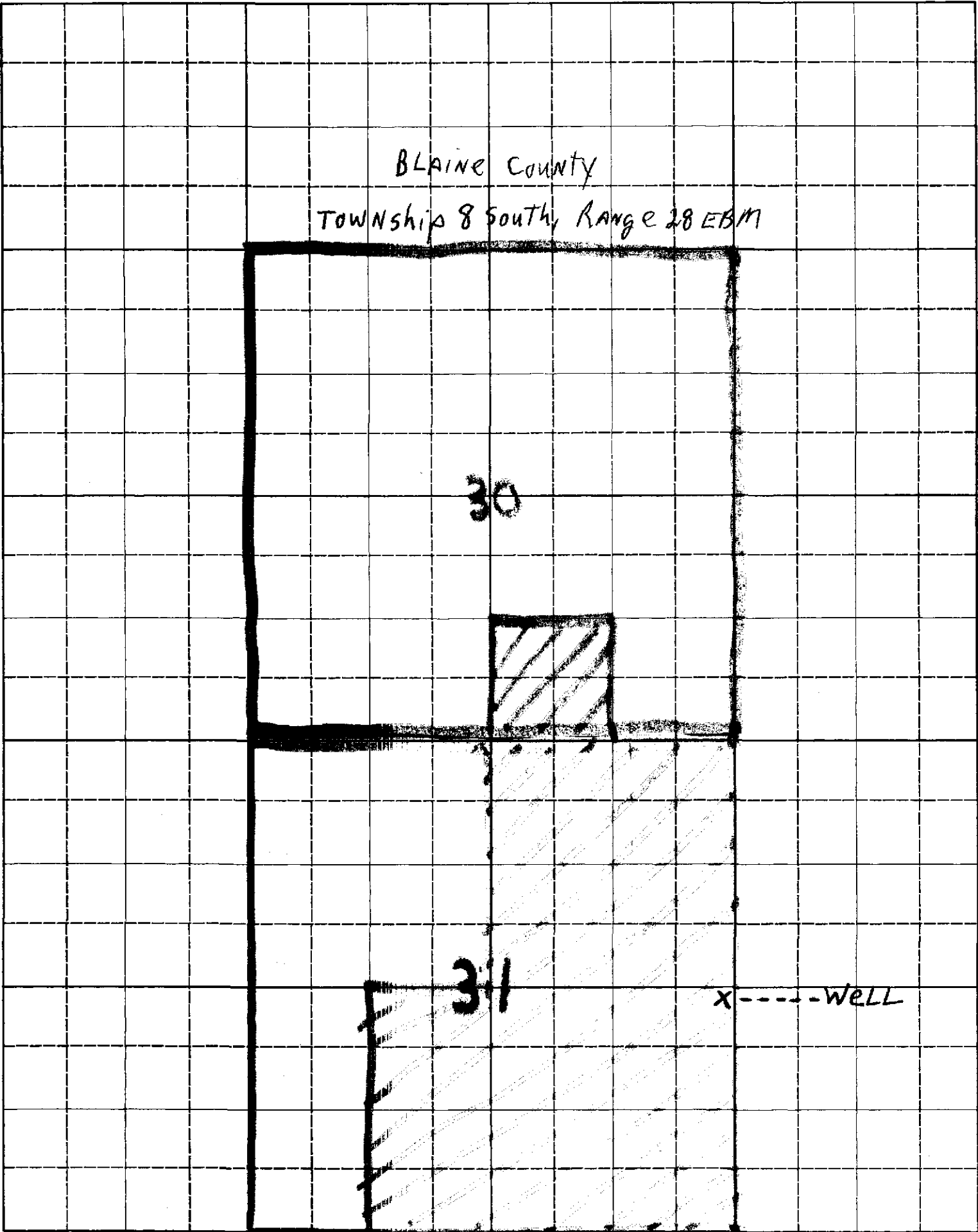
(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____

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

RECEIVED

SEP 04 1980

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.

MICROFILMED

SEP 04 1990

[Signature]
(Applicant)

Received by marpe Date 2/24/83 Time 11:30 a
Preliminary check by CW Date 2-22-83 Time 3:45P
Preliminary check by T.G. Blau Fee \$ 205.00 # 26035
Receipted by marpe Date 2/24/83
Publication prepared by M.B. Date 5/18/90
Published in Wood River Journal
Publication dates 6/6 & 6/13/90
Publication approved A. Darnen Date 7-9-90
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by AK

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. Other:

MICROFILMED
SEP 04 1990

208 E. 18th
T. R. S. R. 18 E. 18th

W.E. & S.E. 4
du



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

March 14, 1997

KEVIN RAMSEY
PO BOX 41
AMERICAN FALLS IDAHO 83211

RE: WATER RIGHT NO. 36-08149

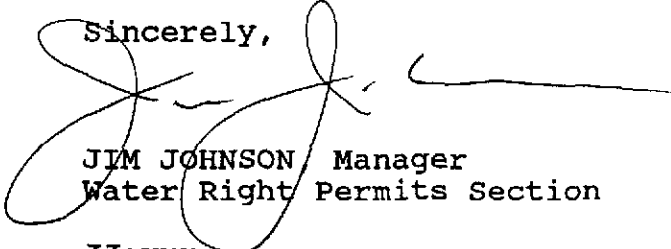
Dear Water Right Holder(s):

We acknowledge receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership. We have also enclosed a report regarding this water right.

Just a reminder, because of the new law that went into effect July 1, 1996, water right owners are required to report any change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:vrr

Enclosure



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

January 18, 1994

VERN R DUFFIN
2142 SOUTH 2800 WEST
ABERDEEN ID 83210

RE: WATER RIGHT NO. 36-08149

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jim Johnson', written over the typed name and title.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED

JAN 19 1994

WR0749NP
No. L36-08149

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/10/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VERN R DUFFIN 2142 SOUTH 2800 WEST ABERDEEN ID 83210 (208) 397-4100	02/22/1983	IRRIGATION	04-01 10-31	4.50 CFS	1212.0 AFA
TOTAL DIVERSION:					4.50 CFS	1212.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 4.50 CFS

Point(s) of Diversion: T08S R28E S31 NESE BLAINE 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	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac			
08S	28E	30	:								:								:															03	3.0
08S	28E	31	:	36		36		37		36	:								:	16				17	:	29		40		39		14		300.0	
TOTAL ACRES																												303.0							

Pou County: BLAINE

Other Water Rights with Same Point(s) of Diversion and Source:
36-08149

Other Water Rights Listing Overlapping Place(s) of use:
36-08149

Conditions of Approval:

- R31 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.0 afa per acre for the
- lands above.

Dates:	App. Received:	02/22/1983	Priority Date:	02/22/1983
	Proof Due Date:	09/01/1991	Proof Made Date:	10/29/1990
	Exam Made Date:	08/03/1992	Exam Sent to S.O.:	12/27/1993
	Licensed Date:			

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 01/10/94 CHAPMAN

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

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

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM				
		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac			
L3608149	T08S R28E S30	GROUNDWATER																03				3
NO MATCHES FOR THIS POU IN AJ-POU																						
~~3608149~~	~~GROUNDWATER~~																	10				10
L3608149	T08S R28E S31	GROUNDWATER																				
			36	36	37	36						16					17	29	40	39	14	300
NO MATCHES FOR THIS POU IN AJ-POU																						
~~3608149~~	~~GROUNDWATER~~		39	38	40	40						22					21	40	40	40	30	350

No overlaps

LICENSE REVIEW CHECKLIST

Permit # 36-8149 Date 1-10-94 Brenda Chapman

NAME Yes No Or Address Change?

PRIORITY DATE — ✓ Advance? — Advanced to: —
— ✓ Order to Reinstate Needed? —
— ✓ Incorrect Fee for rate recommended? —

SOURCE — ✓ Changes? Clarification of **Originally Intended** source —
— ✓ Notice of Intent to Void - Source change. —

P/D — ✓ Amendment Needed? —
— ✓ Overlap(s) —

P/U — ✓ Amendment Needed? —
— ✓ Overlap(s) —

TOTAL CFS — ✓ Measurement ✓ Theoretical only —
36 SPRINKLERS @ 5.91 gpm = 212.76 +
2 900 gpm pivots = 1800 = 2013 gpm or 4.5 CFS
 Allowable Amount: 303 X .02 = 6.06
 Capacity of System: 4.5 CFS

TOTAL VOLUME Season of Use: C/4.0 4-1 to 10-31

— ✓ Calculations: —
303 X 4 = 1212 AFA
 Flow limit: 4.5 x 214 x 1.9835 = 1910

USES — ✓ Change(s) in Nature of Use? —
— ✓ Amendment Needed? —

REMARKS — ✓ Multiple P/Ds in 1/4 1/4? —
— ✓ Special Overlap —

CONDITIONS — ✓ Measuring/Locking Devices —
— ✓ W/Master Control — Water Dist —
R31 — Irrigation Overlap 2-22-83 App Rec'd
— ✓ Water Quality 8-3-92 Exam Made
— ✓ Other —

COMMENTS: Reduce rate to system capacity; Reduce
acres

RECOMMENDED	CFS	DIV VOL	LICENSE
<u>Irrigation</u>	<u>4.5</u>	<u>1212</u>	<u>✓</u>
<u>—</u>	<u>—</u>	<u>1212</u>	1ST AMEND LETTER <u>—</u>
<u>—</u>	<u>—</u>	<u>—</u>	2ND AMEND LETTER <u>—</u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

DEC 28 1993

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 36-8149

1. Owner: Vern R. Duffin

Phone No. 397-4100

Current Address: 2142 South 2800 West Aberdeen 83210

2. Accompanied by: Ray Cagle

EXAM DATE: 8-3-92

Address: _____

Phone No. 548-2475

Relationship to Permit Holder: Hired Hand

3. Source: groundwater

tributary to _____

B. OVERLAP REVIEW

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

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	SE	31	08S	28E	Blaine	Aerial Map

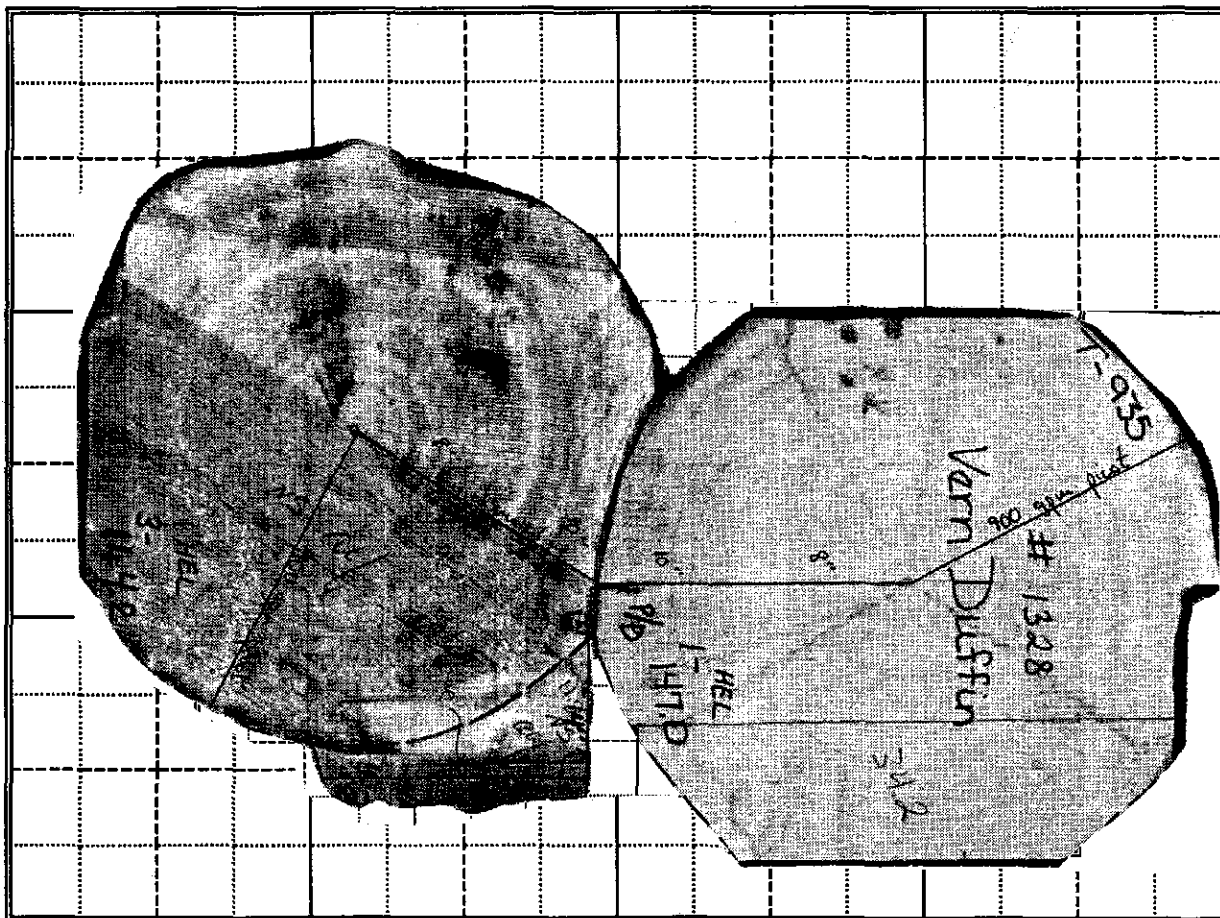
2. Place(s) of Use:

Indicate Method of Determination Aerial Map

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	28E	30															3		3
		31	36	36	37	36					16			17	29	40	39	14	300

JAN 10 1994

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



Scale: 1" = 500'

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

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

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	John Deere 4640 (Diesel)	180	626443		

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: None

JAN 19 1994

E. NARRATIVE/REMARKS/COMMENTS

This P/O is in a somewhat remote area near Lupi. A 180 H.P. diesel pump supplies water to two 900 gpm pivots & one quarter-mile long wheeline. Three buried mainlines with 10" & 6" diameters run from the P/O.

The wheeline has 36 hds with 1 1/4" nozzle diameters.

No well log was available on this well. An area estimate couldn't be done because of the remoteness of this area.

The owner said the ^{static} water level was at 95' and the well depth was at 140'. In accordance with the ASCE aerial map & the planimeter, I find 303 acres being irrigated.

The owner's hired hand said that they haven't run the wheeline in the last couple of years. He said that the pump can supply enough water to run the wheeline while both the pivots are running. My estimation of 45 psi at the hds while both pivots were running with 60 psi at the well head came out to be 5.91 gpm at each head. This estimation of $(5.91 \times 36) 213$ gpm and two 900 gpm pivots came out to be 2013 gpm or 4.5 cfs, very close to the theoretical flow rate. I find his statement very valid. The acres by the wheeline had some crop growth from the overspray of the pivot & showed evidence of past development, therefore I included the acres in my recommended P/O.

Legal limit 6.1 cfs

Legal limit 1212 ac/a

Exempted up to 8.0 cfs

Theoretical system capacity 1910 ac/a

Theoretical 4.2 cfs

Estimated at exam 4.5 cfs

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

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JAN 10 1994

F. FLOW CALCULATIONS

✓ Additional Computation Sheets Attached

Measured Method:

36 hds with "1/4" nozzles @ 5.91 gpm at each head
(estimated 45psi)

$$36 \times 5.91 = 213 \text{ gpm}$$

$$\text{Two pivots} = 1800 \text{ gpm} = \frac{213 \text{ gpm}}{48.8} = 4.5 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (303)(4.0) = 1212 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (4.5)(214)(1.9835) = 1910 \text{ afa}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 1212 \text{ afa}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4/1	10/31	4.5	1212
Totals:			4.5 cfs	1212 afa

2. Recommended Amendments

___ Change P.D. as reflected above ___ Add P.D. as reflected above ✓ None
___ Change P.U. as reflected above ___ Add P.U. as reflected above ___ Other

I. AUTHENTICATION

Field Examiner's Name Brett Barry Date 8-21-92

Reviewer M. Schultz Date 9-10-92



GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: 36-8149
DATE: Brett Booby
BY: 8-21-92

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (H.P.) \times (EFF.)}{TDH}$

Q = CFS

H.P. = Total Brake Horsepower of pumping plant (including booster)

EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)

TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]

LIFT = depth to water in FEET from land surface to pumping water level

PSI = pumping pressure measured in psi near pump
(if open discharge assume zero [0])

$Q = \frac{(8.8) \times (100 H.P.) \times (0.70)}{[(100 ft) + (55 psi \times 2.31)]} = 4.2 cfs$

LIFT FROM:

measurement ()

owner (X)

area estimate ()

well logs ()

Booster (Y) (N)

PSI FROM:

measurement ()

owner (X)

estimate ()

owner gage (X)

NOTES ON PUMP:

Motor Make, Serial or ID

Sohn Deer (Diesel) 626443

Pump Make, Serial or ID, rating

REMARKS

There was no well log available & there were no other wells drilled nearby so an area estimate couldn't be done.

ANNUAL VOLUME ANALYSIS

POTENTIAL Acre Feet/Acre/Annum = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

(season)	(days)
3/15 - 11/15	246
4/1 - 11/1	215
4/15 - 10/15	184
3/1 - 12/1	276

POTENTIAL = $\frac{(246 \text{ days}) \times (1.98) \times (4.2 cfs)}{1.303 \text{ acres}} = 5.87 \text{ cfs/acre}$

REQUIRED Acre Feet/Acre/Annum =

(AF/Ann/Ac irrigation requirement from chart for area)

NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY ()

IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()

1994

PERMIT 36-8149 INIT B.B.
T. R. S. Q/Q
P/D 85 28E 31 NESE
SCALE _____
PHOTO ID. _____

Permit
36-8142
HR 62A

36-8149

30/29
31/32

1328

Vern Duffin

34.2

HEL
1-
147.0

HEL

4-
20.6

HEL

3-
144.2

31/32

#36-8149

#2
P/U



#2 P/D

10/1/71

December 7, 1990

VERN R. DUFFIN
RT. 1
ABERDEEN, ID 83210

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08149

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.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)734-3578.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

RECORDED
DEC 17 1990

Cavaness & Boomer

BEN CAVANESS
HENRY R. (Hank) BOOMER

ATTORNEYS-AT-LAW
P.O. Box 70 — 376 Roosevelt
American Falls, Idaho 83211

October 26, 1990

Telephone
(208) 226-2562
Fax (208) 226-2578

Idaho Dept. of Water Resources
Statehouse Mail
Boise, ID 83720

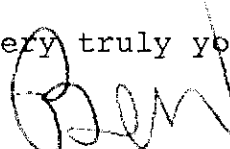
Department of Water Resources

Re: Proof of Beneficial Use - Permit # 36-08149

Dear Sir:

Enclosed is the Proof of Beneficial Use for Permit #36-08149 and the check in the amount of \$275 covering the filing fee. Please commence the field investigation and the issuance of the license at the earliest date possible.

Very truly yours,


Ben Cavaness

BC:mh

Encl.

MICROFILMED

DEC 17 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
August 13, 1990

VERN R. DUFFIN
RT. 1
ABERDEEN, ID 83210

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 36-08149

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of

RECEIVED
SEP 14 1990

SEP 14 1990

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

WHITE - State Auditor
YELLOW - Remittance Advice
PINK - State Auditor then Agency
GOLDENROD - Agency Copy

EXPENDITURE VOUCHER

AUDITOR USE

STATE OF IDAHO
Office of State Auditor

AGENCY USE

Date	2376
Code	08/03/90
	193002

VENDOR: If you require additional information regarding this payment, please contact the State agency listed below.

AGENCY NAME: DEPT. OF WATER RESOURCES

Document No.	
Pre-Audit	Date
Warrant No.	

CHECK ONE:

(1) MISCELLANEOUS EXPENDITURE

() STATE CONTRACT

() PURCHASE ORDER

() MISCELLANEOUS
ENCUMBRANCE REQUISITION

PAY

TO

CAVANESE & BOOMER
ATTORNEYS AT LAW
PO BOX 70
AMERICAN FALLS, ID 83211

PAYMENT: () PARTIAL () FINAL

Encumbrance Reference No.

LINE No.	PROGRAM	FUND	ACCT.		DESCRIPTION	LINE AMOUNT	AGENCY USE
			Maj	Min			
1	05 10 999	1238	8831		REFUNDS PER KAY WALKER WD #36-8149 8/ 1/90	20.00 20.00	
TOTAL						20.00	

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

Date

Head of Agency or Institution

State Auditor

MEMORANDUM

TO: FILE 36-8149

FROM: KAY WALKER *kw*

RE: WAIVER OF RULE 4,5.

DATE: 2-AUG-1990

=====

Application 36-8149 was filed prior to July 1, 1985 and represents development that occurred in 1983. Normally, additional information would be required under Rule 4,5. of the Water Appropriation Rules and Regulations. Possible issues that the additional information should address have probably already been raised during development and operation. The Rule 4,5. informational requirement should be waived.

RECEIVED
FEDERAL BUREAU OF INVESTIGATION
U.S. DEPARTMENT OF JUSTICE

AUG 14 1990

MEMORANDUM

TO: FISCAL SECTION

FROM: KAY WALKER *kw*

RE: REFUND REQUEST

DATE: 1-AUG-1990

COPY

=====

Please issue a \$20.00 refund to Cavaness & Boomer for an application for amendment that was not necessary for Application No. 36-8149. The fee was receipted on May 3, 1990, under Receipt No. C016651.

Send receipt to: Cavaness & Boomer
Attorneys at Law
P.O. Box 70
American Falls, ID 83211

See attached letter from Tim Luke for more information.
Thanks!! Kay

*see
letter
of 5/4/90,
below...
kw*

RECEIVED
AUG 14 1990

25-May-1990

VERN R DUFFIN
RT 1
ABERDEEN ID 82210

Re: Application for Permit No. 36-08149

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 will be advertising the application in the Wood River Journal on 6/6 & 6/13/90. 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

RECEIVED

SEP 04 1990

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho,

County of Blaine

} ss.

JUL - 6 1990

Department of Water Resources
Southern Region Office

DANIEL J. GORHAM

, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the

annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first

publication of said advertisement was on the 6th day of June, 1990, and

the date of the last publication was on the 13th day of June, 1990.

Daniel J. Gorham

Subscribed and sworn to before me this 13th day of Jun, 1990.
(SEAL)

Rolanda DeKercher
NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions _____
Lines tabular at _____ 6c / Pica
Lines straight at 28.60 5c / Pica
Subsequent lines at 22.88 4c / Pica
TOTAL COST 51.48

COPY OF NOTICE
(Paste Here)

2 Applications
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Rec.
BILL TO

Two file on water rights

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

36-08149 *Vol*
DUFFIN, VERN R.
RT. 1
ABERDEEN, ID 83210
Source: GROUNDWATER
Division Pt: NESE Sec 31 T 08S
R 28E
Use: IRRIGATION (7.200 CFS)
Total Diversion: (7.200 CFS)
Date Filed: 2/24/1983
Date Amended: 5/3/90
In: T08S R28E S30 SWSE; S31
NENE NWNE SWNE SENE NESW
SESW NESE NWSE SWSE SESE
360.0 ACRES TOTAL

37-08196 *Vol*
STEVENSON, J.F.
#36 HILLSIDE RANCH RD.
GANNETT, ID 83313
Source: GROUNDWATER
Division Pt: NENE Sec 30 T 01N
R 19E
Use: IRRIGATION (3.200 CFS)
Total Diversion: (3.200 CFS)
Date Filed: 10/29/1984
In: T01N R19E S30 NESE NWSE
SWSE SESE
160.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code, and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone Street East, Twin Falls, Idaho 83301, on or before JUNE 25, 1990.

R. Keith Higginson, Director
Publish: Wood River Journal-
June 6 & 13, 1990.

7-8 pt./line tabular: 6/pica
8 pt./line successive
insertion: 4/pica

No. 7068

STATE OF IDAH
DEPARTMENT OF WATER RESOURC
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301
(208)734-3578

MAY 18, 1990

WOOD RIVER JOURNAL
P.O. BOX 988
HAILEY, ID 83333

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Please send the affidavit of publication and publication billing to this office before JUNE 25, 1990.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

RECEIVED
MAY 18 1990

SEP 6 1990

36-08149

DUFFIN, VERN R.
RT. 1
ABERDEEN, ID 83210

Source: GROUNDWATER

Diversion Pt: NESE Sec 31 T 08S R 28E

Use: IRRIGATION (7.200 CFS)
Total Diversion: (7.200 CFS)

Date Filed: 2/24/ 1983

Date Amended: 5/3/90

In: T08S R28E S30
S31

SWSE
NENE
NESW
SWSE

NWNE
SESW
SESE

SWNE
NESE

SENE
NWSE

360.0 ACRES TOTAL

MICROFILMED
SEP 04 1984

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

36-08149 ✓

DUFFIN, VERN R.
RT. 1

ABERDEEN, ID 83210

Source: GROUNDWATER

Diversion Pt: NESE Sec 31 T 08S
R 28E

Use: IRRIGATION (7.200 CFS)

Total Diversion: (7.200 CFS)

Date Filed: 2/24/1983

Date Amended: 5/3/90

In: T08S R28E S30 SWSE; S31
NENE NWNE SWNE SENE NESW
SESW NESE NWSE SWSE SESE
360.0 ACRES TOTAL

37-08196

STEVENSON, J.F.

#36 HILLSIDE RANCH RD.

GANNETT, ID 83313

Source: GROUNDWATER

Diversion Pt: NENE Sec 30 T 01N
R 19E

Use: IRRIGATION (3.200 CFS)

Total Diversion: (3.200 CFS)

Date Filed: 10/29/1984

In: T01N R19E S30 NESE NWSE
SWSE SESE

160.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code, and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone Street East, Twin Falls, Idaho 83301, on or before JUNE 25, 1990.

R. Keith Higginson, Director

Publish: Wood River Journal-
June 6 & 13, 1990.

OK
MB
6/8/90

RECEIVED

JUL 1 1990

Appb

Idaho Department of Water Resources
Soc...

rights

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SEP 04 1990

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone Street East, Twin Falls, Idaho 83301 on or before JUNE 25, 1990.

R. Keith Higginson, Director

Published 6/ 6/1990 & 6/13/1990

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SEP 04 1990

FROM *Tim Luke*

DATE *5-3-90*

TO *Mary/Southern*

SUBJECT *App 36-8149*

*This App is exempt from Sec. 42-203C, I. C. (Trust
Water Processing) Pkg. advertise AS Potable App.*

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MAY 7 1990

Department of Water Resources
Southern Region Office

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SEP 04 1990

TH

[Signature]

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 4, 1990

Ben Cavaness
P.O. Box 70
American Falls, ID 83211

RE: Application No. 36-8149, Vern Duffin

Dear Ben:

I have received your latest correspondence along with the amendment form endorse by Mr. Duffin which reduces the number of acres under application 36-8149. I appreciate your cooperation in this matter.

Because the above filing is still in the application stage, it was not necessary to complete an application for amendment of permit form and submit the \$20.00 amendment fee. Your client merely needed to endorse and make the changes on the copy of the original application which I sent you. The \$20.00 amendment fee will be refunded under separate cover.

Since the acreage under the amended version of the application was developed prior to October of 1984, the application may be processed without further consideration of the requirements of Section 42-203C, Idaho Code. An approved permit therefore will not be subject to trust water conditions. The Department will proceed with routine advertising of the application. Advertising will be handled from our Twin Falls office.

Sincerely,

Tim Luke
Sr. Water Resource Agent

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SEP 12 1990

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MAY 03 1990STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

*CHANGES Added/made to
ORIGINAL Application - 7/2/90
5-3-90*Comes now VERN R. DUFFIN,of (address) Route # 1 (2142 South, 2800 West, Aberdeen, Idaho 83210), and represents to the
Director of the Idaho Department of Water Resources:That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 36-8149, and requests that the permit and permit map be changed as follows:

1. Point of diversion: (NO CHANGE) $\frac{1}{4}$ $\frac{1}{4}$, Section _____, Township _____, Range _____, B.M.,
County of _____. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 7.2cfs for irrigation purposes from April 1 to Nov 1 (both dates inclusive)
(cfs or acre feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
8S	28E	30															10		10
8S	28E	31	39	38	40	40					22			21	40	40	40	30	350
8S	28E																		

Total number of acres to be irrigated = 360

4. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or the 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: N/A

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SEP 04 1990

Show 40-acre subdivisions, townships, ranges and ditches.

T85, A 27 E. BLAINE County

30

31

x

WELL

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Am. Falls, Idaho, this 27th day of April, 1990.

(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by Fee = \$20.00

Received by Julia Date 5-3-90

Publication prepared by _____ Date _____

Published in

Publication dates

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

, Director of the Department of Water Resources hereby

MICROFILMED

SEP 04 1990

Witness my hand this _____ day of _____, 19____

Director

BEN CAVANESS
HENRY R. (Hank) BOOMER

Cavaness & Boomer

ATTORNEYS-AT-LAW
P.O. Box 70 — 376 Roosevelt
American Falls, Idaho 83211

Telephone
(208) 226-2562

May 1, 1990

Tim Luke
Idaho Dept. of Water Resources
1301 North Orchard St.
Statehouse Mail
Boise , ID 83720

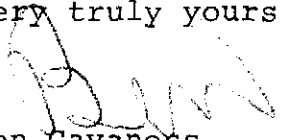
Re: Vern R. Duffin, Permit #36-8149

Dear Tim:

Enclosed is the Application for Amendment of a Permit that I have completed in accordance with the map that you mailed to me to make the required amendment. Also enclosed is a check in the amount of \$20 to cover the cost of filing. If additional fees are required, please advise.

If you have any problems or questions, please let me know.

Very truly yours,


Ben Cavaness

BC:mh

cc: Vern Duffin

MICROFILMED

SEP 04 1990



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

March 13, 1990

Ben Cavaness
Cavaness & Boomer
P.O. Box 70
American Falls, ID 83211

Re: Application for Permit No. 36-8149

Dear Ben:

I have received the trust water questionnaire and your correspondence concerning the above referenced application.

Your correspondence and the questionnaire claim that the land described under the application has been developed. In particular, the questionnaire states that 302 acres were developed and irrigated in 1983. I have reviewed 1984 aerial photography for this ground and estimate that no more than 360 acres were irrigated under the two pivot systems. The application is for 440 acres.

Since there is at least 80 acres under the application which were not developed prior to October of 1984, this application currently represents an appropriation of trust water for at least 80 acres. If you amend the application to reflect the number of acres developed as of October, 1984, then the application will be exempt from the review requirements of Section 42-203C, Idaho Code, and the Department will not add trust water conditions to the approved permit. Once the permit is approved, you will have up to one year to submit proof (you may submit proof at any time within that year). If you do not amend the permit, the Department will assume you are still interested in developing the additional acreage and will treat the application as a partial trust water appropriation.

I have again enclosed a copy of the application in case you wish to amend it. I will hold the application for at least 15 days before pursuing any processing to allow you the time to discuss this matter with Mr. Duffin.

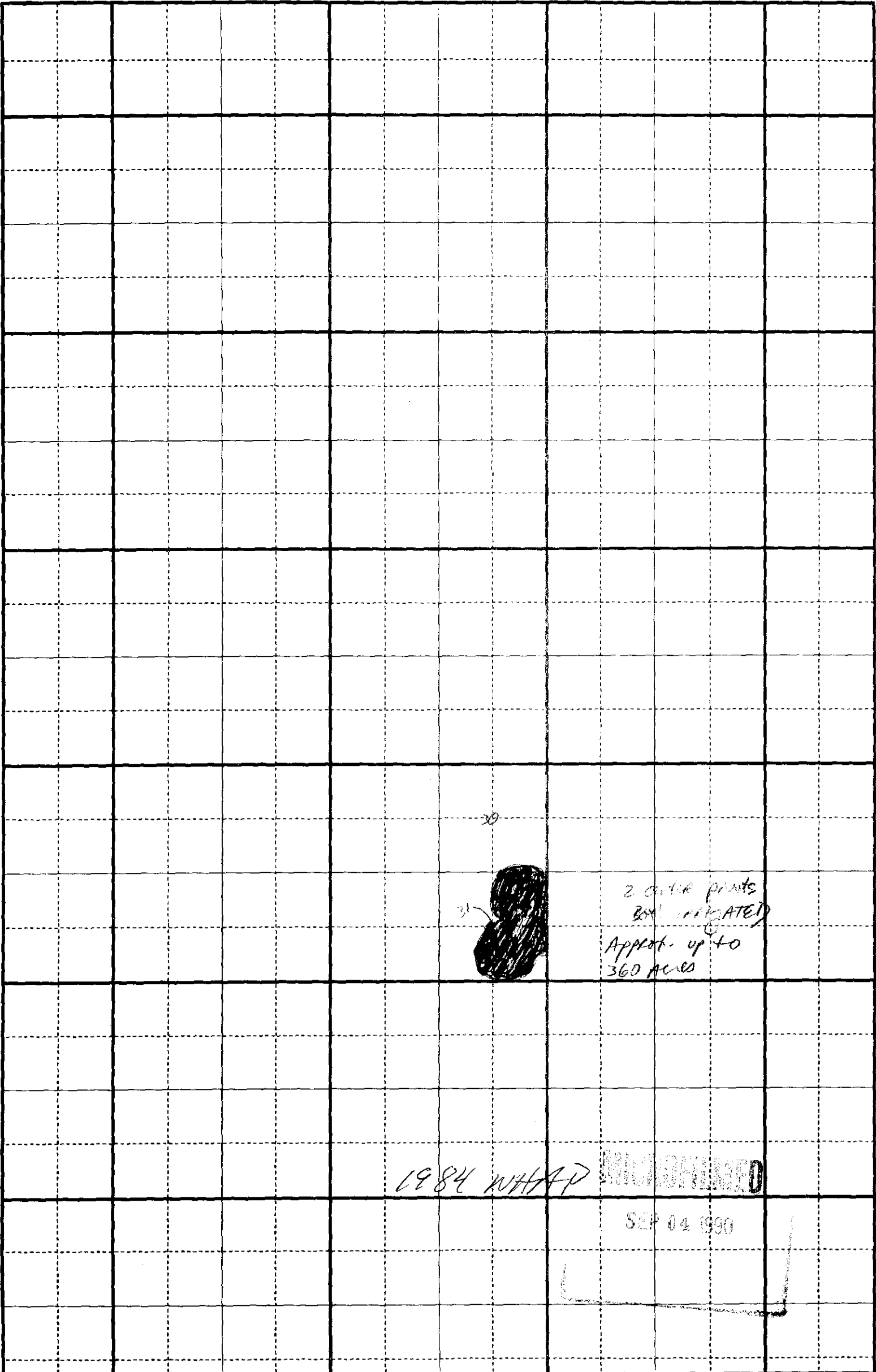
Please feel free to contact me directly at this office if you have questions concerning this matter.

Sincerely,

Tim Luke
Sr. Water Resource Agent

MICROFILMED

SEP 04 1990



255-50

288 257-178
 179

Cavaness & Boomer

BEN CAVANESS
HENRY R. (Hank) BOOMER

ATTORNEYS-AT-LAW
P.O. Box 70 — 376 Roosevelt
American Falls, Idaho 83211

Telephone
(208) 226-2562

March 8, 1990

Tim Luke,
Idaho Dept. of Water Resources
1301 N. Orchard Street
Statehouse Mail
Boise, ID 83720

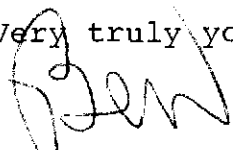
RECEIVED
MAR 09 1990
Department of Water Resources

Re: Permit #36-8149 - Vern R. Duffin

Dear Tim:

Enclosed is Trust Water Information Questionnaire completed by Vern R. Duffin for Application #36-8149. He has already developed this property and wishes to continue with the field examine at the earliest date possible. If you are ready for us to file a report on the Completion of Works, please advise and we will do so immediately.

Very truly yours,


Ben Cavaness

BC:mh

Encl.

MICROFILMED

SEP 04 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

RECEIVED
MAR 09 1990
Department of Water Resources

Application No. 36-8149

INSTRUCTIONS: IF YOU ARE NOT INTERESTED IN HAVING THE APPLICATION PROCESSED, PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

IF YOU WISH TO HAVE THE APPLICATION PROCESSED, PLEASE ANSWER THE FOLLOWING QUESTIONS AS THOROUGHLY AS POSSIBLE. FAILURE TO RETURN EITHER THE WITHDRAWAL FORM OR QUESTIONNAIRE IS CAUSE FOR THE DEPARTMENT TO VOID THE APPLICATION.

- 1a. Are you the current owner of the land or place of use described under this application? Yes X No
b. If you are not the property owner, please describe the arrangement enabling you to develop the proposed project.

I am the property owner

- 2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes yes No

b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain restrictions and/or conditions. You may be asked to verify uses established prior to October, 1984.)

I have installed 2 circles, 1 wheel line and 1 handline that we irrigate under this well

3. Please state the number of acres you have irrigated under this application since October 1, 1984. 302 acres

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete.

5. If the permit is a supplemental filing please identify other water rights which are used on the same land.

Use the reverse side of this form if you wish to add any comments. You may mark changes on the enclosed application to designate any proposed amendments. (Note: Proposed changes which result in an expansion of use will not be considered by the department.)

I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in voiding of the application.

Applicant Kevin R. Ruffin

Date 2/24/90

I drilled the well in winter of 1982-83 and installed 2 circles, 1 wheel line + 1 handline in the spring of 1983 and farmed the 302 acres in 1983.
I had to change location of well due to lack of water in well and will show location on map.

REC 04 1990

5. REMARKS/COMMENTS:

[illegible]

SEP 04 1990



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

February 20, 1990

RE: APPLICATION FOR PERMIT NO. 36-8149

Dear APPLICANT:

Due to the Swan Falls litigation, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development if any, that has already occurred under the application. Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

1. If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed withdrawal form and return it to the Department. If you request a withdrawal of the application and the application was not previously advertised, the department will refund your original filing fee.

2. If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, then you must complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments &/or amendments concerning the application. Your completion of the questionnaire will expedite processing and help the department determine if the water diverted under the application is public water or trust water. Approved trust water applications may be subject to additional conditions.

Failure to return either of the above forms within thirty (30) days of the date of this letter is cause for the Department to void the application.

Please be further advised that if any undeveloped portion of your proposed project is greater than 200 acres, the Department will issue a notice requesting additional information as required by Water Appropriation Rule 4,5. (in particular, Rules 4,5,3. thru 4,5,3,5, apply to your project if it is more than 200 acres).

RECORDED

SEP 04 1990

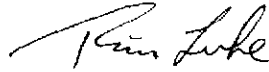
Page 2

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 327-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720
Attn: Tim Luke

Please note that a copy of your application is enclosed. The application number is also shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Agent

Enclosures

2025-07-10 10:10:10

2025-07-10 1990

Cavaness and Beebe

BEN CAVANESS
MARK BEEBE

ATTORNEYS-AT-LAW
P.O. Box 70
American Falls, Idaho 83211

Telephone
(208) 226-2562

February 17, 1983

RECEIVED

FEB 22 1983

Department of Water Resources
Eastern District Office

Dept. of Water Resources
150 Shoup
Idaho Falls, Idaho 83401

Re; Vern Duffin - Water Application

Dear Sir:

Enclosed is the Application for Permit along with Mr. Duffin's check in the amount of \$205.00 for filing. Please advise if you have any questions.

Very truly yours,

Ben Cavaness

BC:mh

MICROFILMED

SEP 04 1990