

Joan is coming over
next week to see
you about a transfer
of licensed water
to additional lands.

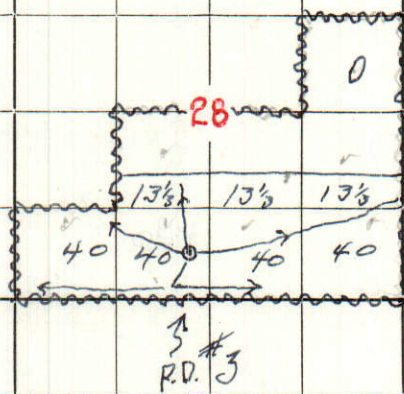
These packets are the
ones Joan talked
about over the phone
Thursday 1/23/58

JB

21 Feb

R-20E.

T.
10
S.



Subdivisions = Seven

Area = 200 acres.

Q = 175" (Sparking Meter)

T = 60°F

Affidavit of Publication

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2 P. M., on the 26th day of June, 1954, at Boise, County of Ada, State of Idaho, before Harley M. McDowell, Notary Public, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of the waters of a well located in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 10 S., R. 20 E., B. M. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 21860 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person holding said permit are Estate of Raymond P. Durk, Hansen, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use; in accordance with the plans accompanying the application for such permit is, 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.4 cubic feet per second.

4. The place where said water is used is SE $\frac{1}{4}$ NE, SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 10 S., R. 20 E., B. M.

5. The date of priority which said user is prepared to establish is January 10, 1951.

MARK R. KULP,
State Reclamation Engineer.
(Pub. May 27; June 3, 10, 17, '54)

Edna E. Pyne being first duly sworn according to law, says he is the Publisher—Manager of the FIRST SEGREGATION NEWS published weekly at Hazelton, Idaho; that said newspaper is of general circulation and had been published more than seventy-eight consecutive weeks prior to the first publication of attached notice; that notice attached hereto and made a part of this affidavit, was published in said newspaper for 4 consecutive weeks: that the first publication was on the 27 day of May, 1954 and the last publication was on the 17 day of June, 1954, that said notice was published in the entire issue of said newspaper each week during said period of time; that said notice was published in the said newspaper proper, and not in a supplement thereto.

Subscribed and sworn to before me this 18th day of June, 1954

CC. C. C. C.
Notary Public in and for the State of
Idaho, residing at Hazelton, Idaho.

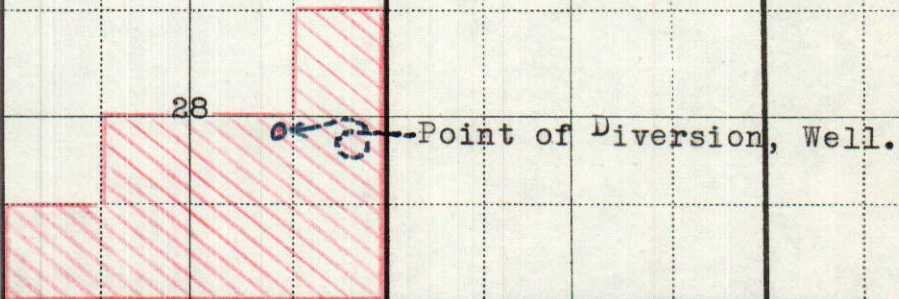
21860

NAME OF APPLICANT

Raymond P. Durk.

Form No. 0

Twp. 10.S. R. 20.E.



218700
Permit Map No. ~~21860~~
As Approved
JAN 12 1951
MARK R. KULP
State Reclamation Engineer

AFFIDAVIT of PUBLICATION

State of Idaho,
County of Jerome

SS.

H. J. Mac Knight, being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, 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 18th day of September

1958, and the date of the last publication was on the 25th

day of September, 1958

H. J. Mac Knight

Subscribed and sworn to before me this 18

day of September, 1958

(SEAL)

[Signature]

NOTARY PUBLIC

JEROME NORTH SIDE NEWS

COST OF PUBLICATION

Number of Lines in Notice 32

Number of Insertions 2

32 Lines at 15c 4.80

32 Lines at 10c 3.20

TOTAL COST 8.00

COPY NOTICE

(Paste Here)

Notice of Proposed
Transfer of Water Right
Eldon Owens Durk

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

BILL TO

Bureau of Reclamation
State House
Boise, Idaho

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Eldon Owens Durk of Hansen, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing to change the place of use of the waters of Subterranean flow as follows: Amount: 3.5 cubic feet per second. Priority: January 10, 1951. Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, Township 10 S., Range 20E, B.M. Place of Use: NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, Township 10 South, Range 20 East, B.M.

To Be Transferred To
Place of Use: N $\frac{1}{2}$ N $\frac{1}{2}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 33, Township 10 South, Range 20 East, B. M.

And that on the 1st day of October, 1958, at 10:00 o'clock a.m., at Room 107 Statehouse, Boise, Idaho before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

GEO. N. CARTER,
State Reclamation Engineer.

7 pt. per line, straight	14c
7 pt. per line, tabular	20
7 pt. per line, successive insertions	10c
6 pt. per line, straight	15c
6 pt. per line, tabular	20c
6 pt. per line, successive insertions	10c

Nº 1526

7-914
45-2360

Name of Applicant.....Eldon Owens Durk.....

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

Sec 28

well



SEC. 33

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

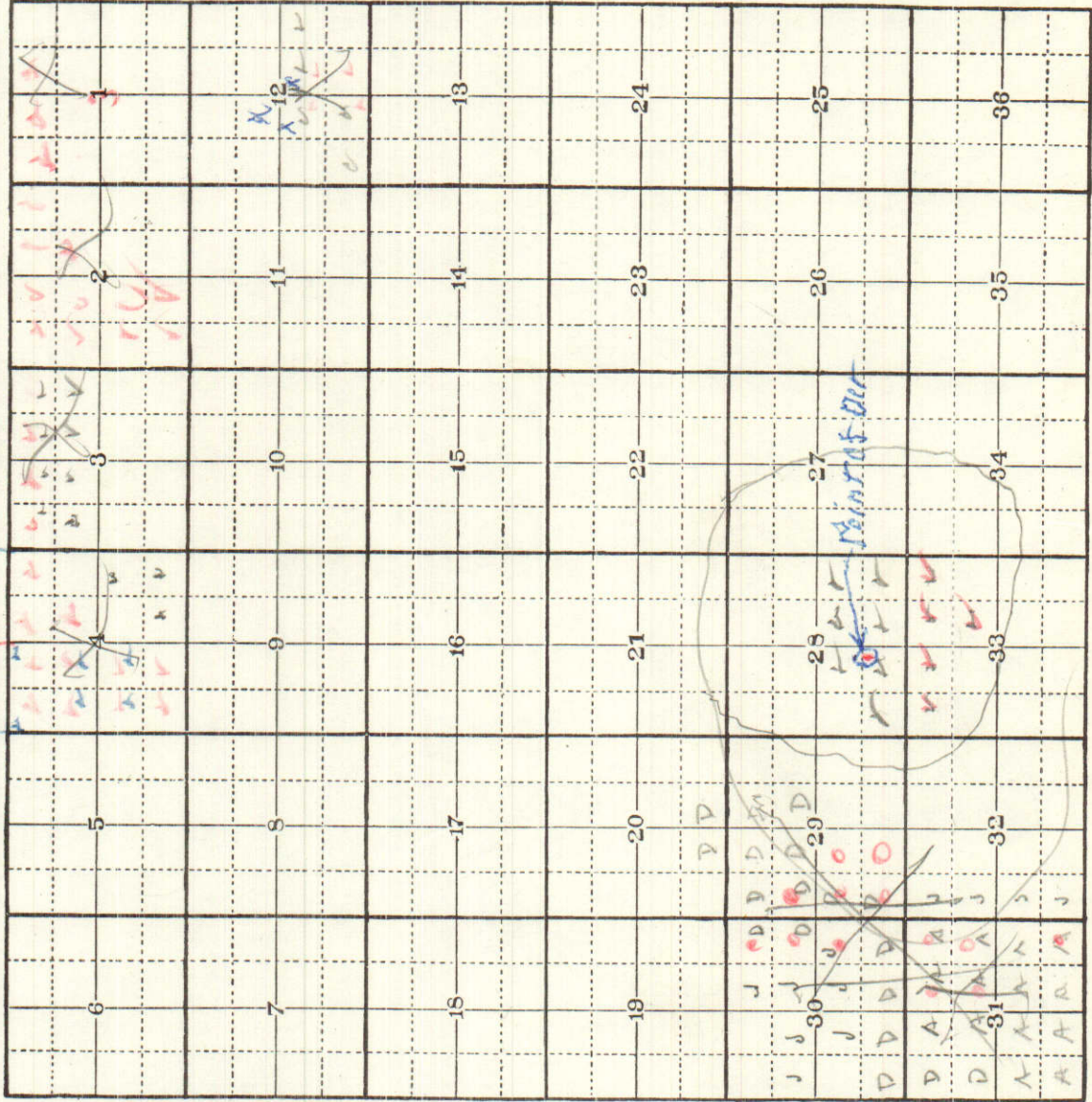
SEC.

SEC.

SCALE: ONE INCH TO ONE MILE

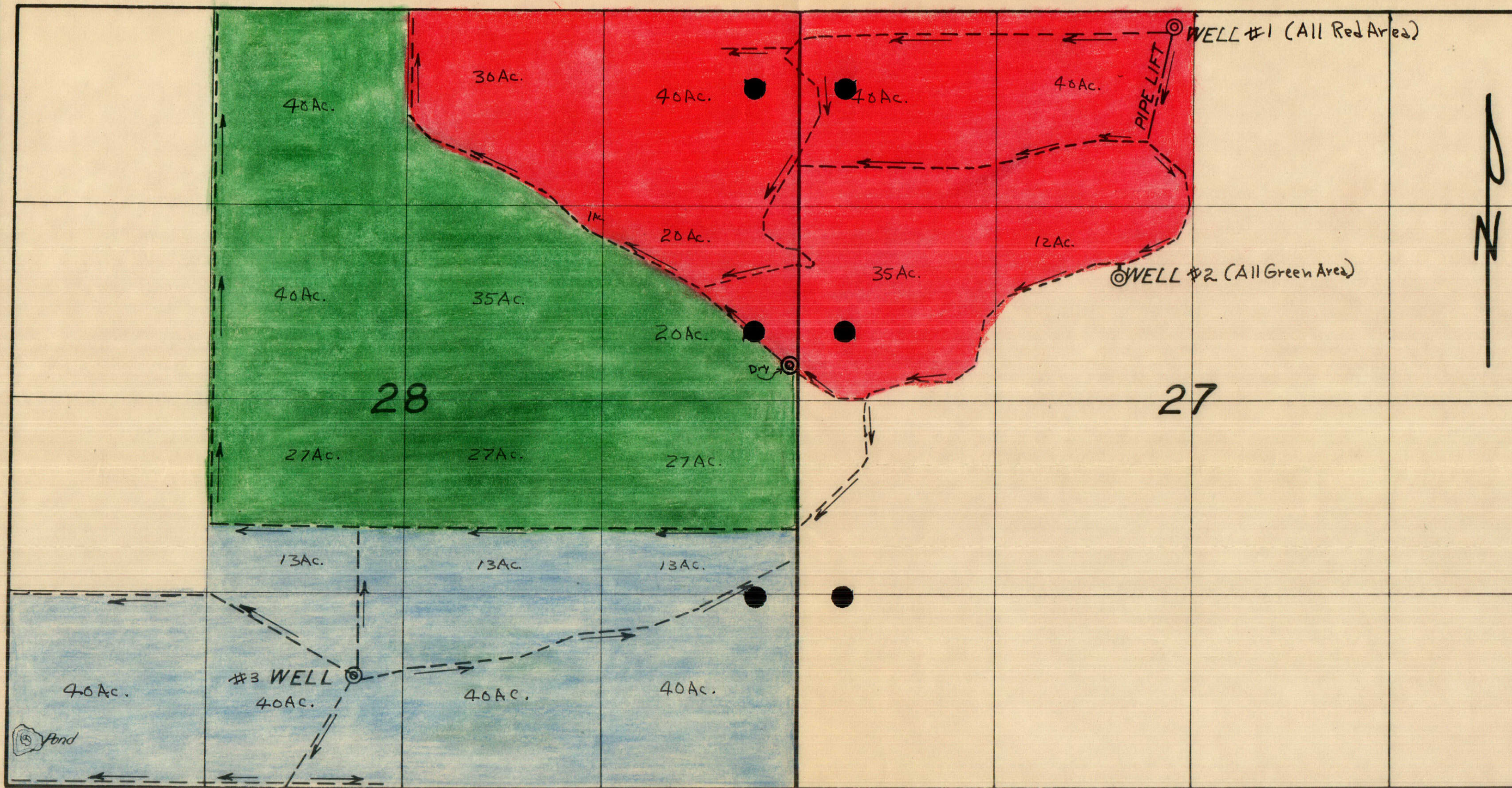
Township

Range



1-014
45-2360

Letter



#3 well All Blue Area.

LEGEND

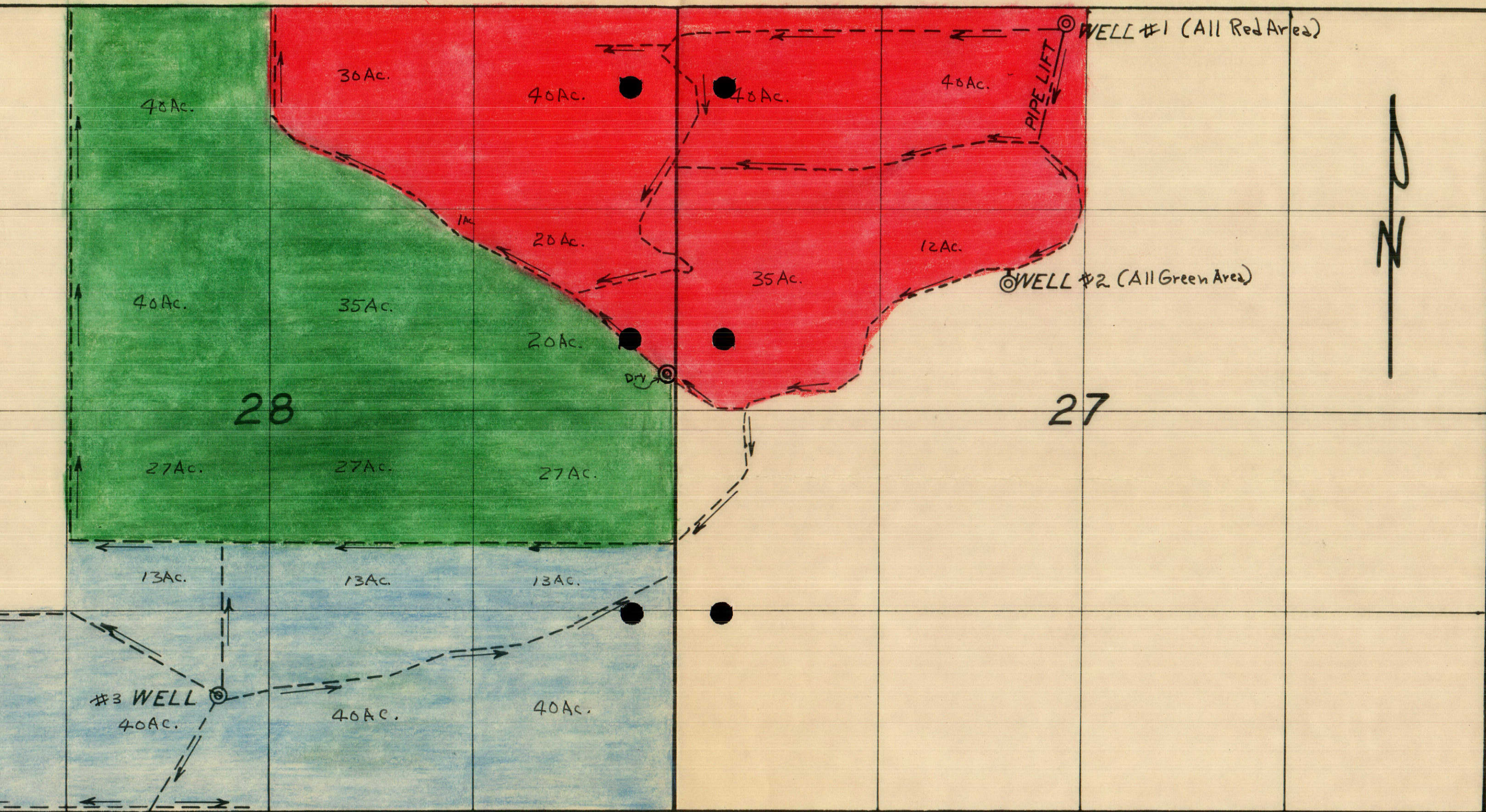
- FARM LAND
- MAIN DITCHES

DURK RANCH
T.10S, R.20E, BM.
1"=600'

I hereby certify that this map correctly represents the Durk Lands located in sections 27 and 28, T.10S, R.20E, BM. Jerome County, Idaho. Location of the irrigation wells and the main ditches leading therefrom are shown.

J. E. Han
Trin Falls
June 18,

21860



#3 well All Blue Area.

DURK RANCH
T.10S, R.20E, BM.
1"=600'

I hereby certify that this map correctly represents the Durr Lands located in sections 27 and 28 T.10S. R.20E, BM., Jerome County, Idaho.
Location of the irrigation wells and the main ditches leading therefrom are shown.

J. S. Harris CE
Trin Falls, Idaho.
June 18, 1954.

ARM LAND
AIN DITCHES

21860

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 914

THIS IS TO CERTIFY, That the Raymond P. Durk Estate, of Hansen, Idaho, is the owner of and using a certain water right for 3.5 cubic feet per second of subterranean flow from a well located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 28, Township 10 South, Range 20 East, B. M.

That said water being evidenced by virtue of License and Certificate of Water Right No. 21860, issued by the State Reclamation Engineer of the State of Idaho, dated October 1, 1954 for 3.5 cubic feet per second, with priority of January 10, 1951, and being appurtenant to the following described lands, to-wit:

SE $\frac{1}{4}$, and the E $\frac{1}{2}$ SW $\frac{1}{4}$, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$
of Section 28, Township 10 South, Range
20 East, B. M.

That said License has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume No. 9 of Licenses at Page 5360.
6

And that now, upon the application of the Raymond P. Durk Estate, of Hansen, Idaho, for a transfer of 3.5 cubic feet per second of said subterranean water made before the State Reclamation Engineer of the State of Idaho and said application having been granted the right to the use of said water upon the lands described above, is hereby abandoned and the lands to which said water shall, by this certificate, become appurtenant for irrigation and domestic purposes described as follows, to-wit:

N $\frac{1}{2}$ N $\frac{1}{2}$ and the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 33,
Township 10 South, Range 20 East, B. M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

3.5 cubic feet per second, with
priority of January 10, 1951.

That the water right hereby transferred has heretofore been conducted to the first above described lands through private ditches from a well located with point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, Township 10 South, Range 20 East, B. M.

T-914
#5-2360-36-2723

That the said water right hereby transferred will hereafter be conducted to the last above described lands through private ditches with no change in point of diversion.

That the right to the use of the aforesaid Hereby Confirmed, is restricted to the land or place of use last above described as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho, to be hereunto affixed, at Boise, Idaho, this 10th day of October, 1958.

ORO. N. CARTER
State Reclamation Engineer

T-914 36-2723
#5-2260

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of)

Raymond P. Durk Estate, of
Hansen, Idaho

For a Transfer of Water Right for
Subterranean Water in the County of
Jerome, Idaho.

ORDER GRANTING TRANSFER

NO. 914

WHEREAS, On the 1st day of October, 1958, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of the application of Raymond P. Durk Estate, of Hansen, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application and the evidence filed by the applicant, with the application, shows that the water will be consolidated on lands of the applicant for more efficient beneficial use and that no one will be injured thereby.

NOW, THEREFORE, IT IS HEREBY ORDERED, that the said application be, and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 10th day of October, 1958.

GEO. N. CARTER
State Reclamation Engineer

T-914
45-2360
36-2723

State of Idaho

License and Certificate of Water Right

Water License No. 21860

Amount 3.5 second feet

Water District No.

Priority January 10, 1951

THIS IS TO CERTIFY that RAYMOND P. DURK
 of Hansen, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated January 10, 19 51; that Permit No. 21860
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.5 second feet, was issued thereunder on October 1, 19 54, showing that said works
 were completed on the 26th day of June, 19 54; and that on the 26th
 day of June, 19 54,

THE ESTATE OF RAYMOND P. DURK

of Hansen, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of a well
~~contributory~~ (subterranean flow), for the purpose of irrigation and domestic
 use, under Use Permit No. 21860 of the Department of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
 and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
9 of Licenses at page 5366, on the 1st day of October, 19 54;
 The right hereby confirmed dates from January 10, 19 51;
 The Point of Diversion is located

in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, Tp. 10 S., R. 20 E., B. M. Jerome County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
 not exceed 3.5 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 S.	20 E.	28	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	13-1/3
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			N $\frac{1}{4}$ SE $\frac{1}{4}$	40	13-1/3
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	13-1/3
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			Number of Acres Actually Irrigated		200

#914
Trans

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
 of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

1st day of October, 19 54.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. 21428 Amount 4.84 second feet
Water District No. Priority March 28, 1950

THIS IS TO CERTIFY that VANNESS ANDERSON and RAY ANDERSON
of Burley, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 28, 1950; that Permit No. 21428
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4.84 second feet, was issued thereunder on October 1, 1954, showing that said works
were completed on the 3rd day of March, 1953; and that on the 3rd
day of March, 1953,
PRODUCE SHIPPERS, INC., Assignee,
of Burley, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
~~subterranean flow~~ (subterranean flow), for the purpose of irrigation and domestic
use, under Use Permit No. 21428 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
9 of Licenses at page 5365, on the 1st day of October, 1954;
The right hereby confirmed dates from March 28, 1950;

The Point of Diversion is located
in the NE 1/4 SW 1/4, Sec. 16, Tp. 8 S., R. 26 E., B. M. Blaine County
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 4.84 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S.	26 E.	16	NE 1/4 NE 1/4	40	--
			NW 1/4 NE 1/4	40	--
			SW 1/4 NE 1/4	40	40
			SE 1/4 NE 1/4	40	40
			NE 1/4 NW 1/4	40	--
			NW 1/4 NW 1/4	40	--
			SW 1/4 NW 1/4	40	40
			SE 1/4 NW 1/4	40	40
			NE 1/4 SW 1/4	40	40
			NW 1/4 SW 1/4	40	40
			SW 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40
			NE 1/4 SE 1/4	40	40
			NW 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	40
			SE 1/4 SE 1/4	40	40
Number of Acres Actually Irrigated -				480	

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
1st day of October, 1954.

(SEAL) MARK R. KULP
State Reclamation Engineer.

APPLICATION FOR PERMIT 45-2360

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 29582
 PERMIT No. 21860
 DISTRICT No.

1. Name of Applicant: **RAYMOND S. DURK**

Postoffice address: **Hansen**, **Idaho**

County: **Twin Falls**

State: **Idaho**

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (b) Treasury stock:
- (d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: **16.4** cubic feet per second.

cubic feet per second.

3. Source of water supply: **Subterranean flow from a well**

which is a tributary of **Snake River**

4. Location of point of diversion:

feet distant from the

corner of Section **28**, T. **10 S.**, R. **20 E.**, B. M., and is in the **NW $\frac{1}{4}$ SE $\frac{1}{4}$**

of Section **28**, T. **10 S.**, R. **20 E.**, B.M., County of **Jerome**

5. Water is to be used for **Irrigation and domestic purposes.**

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. **10 S.**, R. **20 E.**, B.M., in the of Section **28**, T. **10 S.**, R. **20 E.**, B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section **28**, T. **10 S.**, R. **20 E.**, B.M., in the of Section **28**, T. **10 S.**, R. **20 E.**, B.M.

7. Estimated cost of works: \$ **7,500.00**

8. Kind of works: **Well, pump and ditches**

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;

dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is **Five (5)** years.

13. The time required for the complete application of the water to the proposed use is **Six (6)** additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: **None**

- BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

Applicant.

Agent.

Returned to applicant for correction:

Corrected application received:

The number of this permit is 21860

Recorded in Book 78 Page 21860 Approved January 12, 1951

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before **March 12, 1951** and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before July 12, 1953

The whole of said work to be completed on or before January 12, 1956

Beneficial use of water appropriated in accordance herewith, to be made on or before January 12, 1962

WITNESS My hand this 12th day of January, 1951

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho,
and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 12th

day of January, 19 51.

STATE OF IDAHO

Countersigned:

(SEAL)

By LEN JORDAN

Governor.

By.....IRA H. MASTERS

Secretary of State.

REMARKS: Filing made in connection with a desert filing with the Bureau of Land Management.

14.

Twp.	Range	Sec.	$NE\frac{1}{4}$				$NW\frac{1}{4}$				$SW\frac{1}{4}$				$SE\frac{1}{4}$				Totals
			$NE\frac{1}{4}$	$NW\frac{1}{4}$	$SW\frac{1}{4}$	$SE\frac{1}{4}$	$NE\frac{1}{4}$	$NW\frac{1}{4}$	$SW\frac{1}{4}$	$SE\frac{1}{4}$	$NE\frac{1}{4}$	$NW\frac{1}{4}$	$SW\frac{1}{4}$	$SE\frac{1}{4}$	$NE\frac{1}{4}$	$NW\frac{1}{4}$	$SW\frac{1}{4}$	$SE\frac{1}{4}$	
10 S.	20 E.	28				40							40		40	40	40	40	320

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO. NO. 21860

Comes now Raymond P. Durk and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public waters of the State of Idaho, No. 21860

That the point of diversion is described in said permit as being located NW¹SE¹₄, Sec. 28, T. 10 S., R. 20 E.B.M.
That he now requests that the point of diversion be changed to a point located SE¹SW¹₄, Sec. 28, T. 10 S., R. 20 E.B.M.
That his reasons for desiring to make such change are as follows: Exploration in original site was unsuccessful.

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

Signed at Boise, this 8 day of March, 1954.

Raymond P. Durk
ELDON O. JURK
Administrator for Raymond P. Durk, Estate

Date of receipt at Department of Reclamation March 11, 1954.

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 21860. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 21860

Comes now Eldon Owens Durk, Administrator of the Estate of Raymond P. Durk, and represents to the State Reclamation Engineer of the State of Idaho.

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 21860 and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of Section 28, Township 10 South, Range 20 East, B. M., making a total of 200 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Hansen, Idaho, this 23 day of Sept., 1954.

/s/ ELDON OWENS DURK, Adm.
Estate of Raymond P. Durk

Date of receipt at Office of Department of Reclamation Sept. 28, 1954.

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 21860. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

Permit No. 21860
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that ESTATE OF RAYMOND P. DURK of Hansen, County of Twin Falls, and State of Idaho, the holder of Permit No. 21860, issued upon Application No. 29582 bearing date of priority of January 10, 1951, authorizing the diversion of 6.4 second feet of the waters of a well (subterranean flow) County of Jerome, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 3.5 second feet of the waters of said well; that the point of diversion of said waters is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 28, Township 10 South, Range 20 East, B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ Section 28, Township 10 South, Range 20 East, B. M.
SE $\frac{1}{4}$

Witness my hand this 1st day of October, A. D. 1954.

MARK R. KULP
State Reclamation Engineer

Proof of Completion of Works made June 26, 1954.
Certificate of Completion of Works issued October 1, 1954.

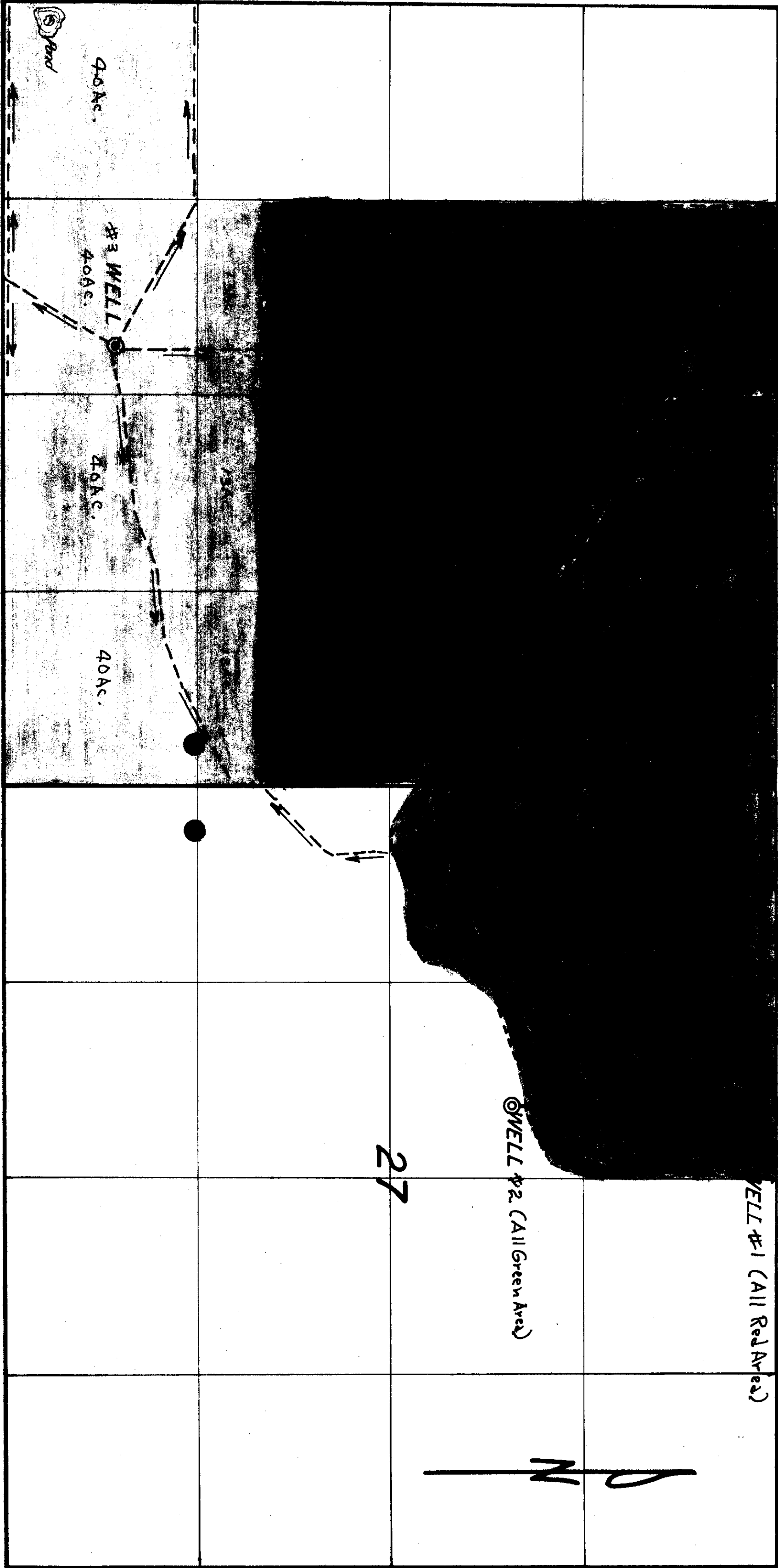
LICENSE ISSUED FOR 3.5 SEC. FT.
Pg. 5366

☐ FARM LAND
☐ MAIN DITCHES

LEGEND

DURR RANCH
T10S, R.20E, BM.
1"=600'

#3 well All Blue Area.



21860

I hereby certify that this map correctly represents the Durr Ranch located in sections 27 and 28, T10S, R.20E, BM, Jerome County, Idaho. The location of the irrigation wells and the main ditches leading therefrom are shown.

W.S. Hargrave et al
Twin Falls, Idaho.
June 18, 1954.

Joan Cunningham
next week to see
you about a transfer
of ~~business~~ ~~money~~
to additional banks.

These packets are the
ones Joan talked
about on the phone
Thursday 12/3/58

21 Res

LB

October 5, 1954

RE: Permit No. 21860

Mr. Eldon Owens Dark
Hansen
Idaho

Dear Mr. Dark:

We return your application for amendment to the land list in Permit No. 21860 which has been approved by the State Reclamation Engineer and recorded in this department.

We also enclose Certificate of Completion of Works and License and Certificate of Water Right issued under this Permit, confirming the right of the Estate of Raymond P. Dark to the use of 3.5 second feet of water from a well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 28, Township 10 South, Range 20 East B.M., with priority of January 10, 1951 for irrigation and domestic use on the NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of said Section 28.

We also enclose departmental receipt No. 26950 for \$19.00 paid in connection with completion of works and beneficial use proofs.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

21860

✓
September 21, 1954

RE: Permit No. 21860

Mr. Eldon Owens Durk
Hansen
Idaho

Dear Mr. Durk:

We now have on file the report of our field engineer on examination for completion of works and beneficial use on Permit No. 21860 in the name of Raymond P. Durk, deceased.

This report shows that you have irrigated 200 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$ of Section 28, Township 10 South, Range 20 East R.M. from the well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section.

Since this land is different from the land described in the Permit it will be necessary to amend the Permit and we enclose a form of application for amendment herewith, which should be signed and returned to this department for record.

We can then issue a Certificate of Completion of Works and License for 3 $\frac{1}{2}$ second feet of water from the well upon receipt of the statutory fees which amount to \$5.00 for Certificate of Completion of Works and \$14.00 license fee, the latter being at the rate of \$2.00 for each 40 acre subdivision in which the land is located.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

100-201860-100

100-201860-100

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21860

REPORT ON PROOF OF Completion of Works & Beneficial Use

ESTATE OF RAYMOND P. DURK, Eldon Owens Durk, Admr., Hansen, Idaho

350 ch
max

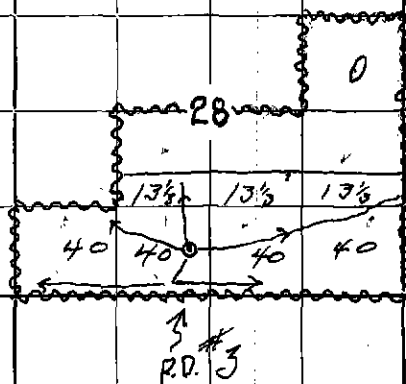
app 6.4 c/s

200 acres

7-40's

R-20E.

T.
10
S.



Subdivisions = Seven

Area = 200 acres

$Q = 175''$ (Sparkling Water)

$T = 60^{\circ}F$

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 21860

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Estate of Raymond P. Durk, Eldon Owens Durk, Admr., Hansen, Idaho

2. Source of water supply: Well

3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28

T. 10 S. R. 20 E. County of Jerome

4. Describe works as they exist, giving dimensions and capacities of same: Well is 352' deep by 16" diameter at the top. 9 stage, 14" bowls. 10" by 290' column, over-all length. There is no protection. 10'x10' concrete base. Layne Bowler Deep Well Turbine Pump No. 20302. 200 HP G. E. Motor 440 V., 235 A., No. XKJ 930003. 10" discharge to the East into a concrete sump to the fields by gravity. H=352' Not much draw down.

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 28, Twp. 10 South Range 20 East, B. M.

Proofs describe: In Section 28, Twp. 10 S., Range 20 E., B.M.

NE $\frac{1}{4}$ SE $\frac{1}{4}$ (13 acres); NW $\frac{1}{4}$ SE $\frac{1}{4}$ (13 acres); S $\frac{1}{2}$ SE $\frac{1}{4}$ (80 acres); NE $\frac{1}{4}$ SW $\frac{1}{4}$ (13 acres)

S $\frac{1}{2}$ SW $\frac{1}{4}$ (80 acres)

See the map

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: See Permits Nos. 21982 and 21861. There was a dry hole drilled and caused some change in the proposed water distribution. The colored map made by J. E. Hayes of Twin Falls is correct, as to the land irrigated and the well position.

This examination was made on the 12th day of August, 19 54

(Signed) E. M. Humphrey Examiner.

21860

Estate of Raymond P. Durk,
Eldon Owens Durk, Admr.
Hansen, Idaho
Permit No. 21860

Examination for Completion of Works
and Beneficial Use

County Jerome

21-100-295

Q = 6.4 a.s.

Q = 10.0 a.s.

1/2 SE, 21-100-295

King's River, 8.80m

300 ft in 1 mi. 273.

6.1

175"

1/2 SE, 21-100-295

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
SEP 7 1954

Department of Reclamation

#3

Loc. G. 1 mile NW

2350

XAT 900

Loc. 1 mile NW

#20302

H = 352'

14" 9/10

29' 8" over

Loc. 1 mile NW

29' 8" over

29' 8" over

10" 1/2 inch

Loc. 1 mile NW

Loc. 1 mile NW

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 8 1954

Department of Reclamation

Permit No. 21860

Proof of Application of Water to Beneficial Use
and Completion of Works

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. My name is Eldon Owens Durk; I am the administrator of the Estate of Raymond P. Durk and I reside 3/4 mile west of Hansen, Idaho; my occupation is farming and agriculture and postoffice address is Hansen, Idaho.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. I am acting in behalf of Raymond P. Durk, deceased, as administrator of the Raymond P. Durk Estate.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. The number of the permit is 21860; date of permit, January 12, 1951; date of priority, January 10, 1951.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. The source of this water supply is subterranean to be raised through a drilled well and the pt. of diversion is T 10 S - R 20 E, Section 27, SE 1/4 NW 1/4.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Works consist of a drilled well to depth of 470', 18" hole tapered to 16", the static water level is 354' and drawdown is not definitely determined. It is equipped with turbine type 200 h.p. pump and motor and flows 192 miner's inches. This was measured by the Layne & Bowler pump representative by the orifice method. The distribution is through a gravity system by ditches approx. 18" bottom, 3' deep and 7' top. These ditches extend 2 1/2 miles in length.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. This water is used for irrigation and the place of use is: NE 1/4 SE 1/4, 13 Acres; NW 1/4 SE 1/4, 13 acres; SE 1/4 SE 1/4, 40 acres; SW 1/4 SE 1/4, 40 acres; NE 1/4 SW 1/4, 13 acres; SE 1/4 SW 1/4, 40 acres; Section 28, T 10 S - R 20 E, B.M. This is all used to produce an agricultural crop. No crop can be produced without cultivation and no natural meadow is available. All the improvements including preparation of seed, bed, tillage and production of an agricultural crop has been as a direct result of this use.

21860

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. Irrigation.

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. In my opinion the minimum amount of water which will raise an agricultural crop is now being produced on this land. Any water less than this would not be adequate to properly till the land.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. I am the son and administrator of the Estate of Raymond P. Durk, the original applicant of this permit.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. The work was started immediately after issuance of the permit and in 1952 about 80 acres of this land was under cultivation; in 1953 the entire area was cultivated and irrigated and in 1954 the entire area was cultivated and irrigated to produce an agricultural crop by irrigation on this land.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. No other rights are appurtenant to this area.

REYNOLD P. DURK
(Sign) By Alton Owens Durk
Administrator.

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise, County of Ada,

State of Idaho, on this 26 day of June, A. D. 19 54

My commission expires 10/11/55

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21860

Proof of Application of Water to Beneficial Use

Deposition of Witness^{and} Completion of Works

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. My name is Harold O. Heva; age, 44; residence, Kimberly, Idaho; occupation, farming, banking, advertising business; postoffice address, Kimberly, Idaho.

Ques. 2. Are you acquainted with Eldon Owens Durk, the holder of Permit No. 21860? How long have you known him and where does he reside?

Ans. Mr. Durk is the administrator of the Estate of Raymond P. Durk. I have known him 8 years. He resides 3/4 mile west of Hansen, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21860, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Source of water, subterranean; place of diversion SE 1/4 Mt., Section 27, T. 10 S - 4 R 20 E, B.M. There is a 470' well, 200 h.p. pump and motor and 2 1/2 miles of ditches with 18" bottom, 3' deep, 7" top.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. I estimate this works will safely conduct to place of use 6.4 cubic ft. per second. I have seen this amount of water so conveyed.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. I have seen the pump deliver 192 miner's inches of water. This was measured by the orifice method by the Layne & Bowler Pump representative.

21860

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. This water is used for irrigation. The subdivisions irrigated are as follows: NE¹SE¹, 13 acres; NW¹SE¹, 13 acres; SE¹SE¹, 40 acres; SW¹SE¹, 40 acres; NE¹SW¹, 13 acres; SE¹SW¹, 40 acres; SW¹SW¹, 40 acres Section 28, T 10 S - R 20 E, B.M. The land is all cultivated and all improvements including above described works and preparation of soil, planting of crops were made as a direct result of this use.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Irrigation only.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. The soil is a volcanic ash and I estimate the amount of water required for its profitable cultivation to be the amount now in use.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I own land near here on the north so have observed the development almost every day.

(Signed) x

Harold Hoffe

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this 26 day of June, A. D. 1954.

Notary Public.

My commission expires 10/11/55

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21860

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. My name is Helen Louise Baily; age, 36; residence, 5 miles east and north of Hansen, Idaho; occupation, housewife; postoffice address, Hansen, Idaho.

Ques. 2. Are you acquainted with Eldon Owens Durk, the holder of Permit No. 21860? How long have you known him and where does he reside?

Ans. I know him to be the newly appointed administrator of the Estate of Raymond P. Durk. I have known him all my life and know that he resides 3/4 mile west of Hansen, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21860, and are you familiar with its provisions and conditions?

Ans. Yes, I am.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Source of water is subterranean; place of diversion SE 1/4, Section 27, T 10 S - R 20 E, B.M. Works consist of 470' wall, 18" hole tapering to 16"; 200 h.p. pump and meter. Ditches 2 1/2 miles long with 18" bottom, 3' deep, 7' top.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. I estimate said works will safely conduct to place of use 6.4 cubic ft. per second and I have seen this amount so conveyed.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. This pump will deliver 192 Miner's inches which was measured by the Layne & Bowler Pump representative by the orifice method.

21860

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water is used for irrigation on following described subdivisions:
NE $\frac{1}{4}$ SE $\frac{1}{4}$, 13 acres; NW $\frac{1}{4}$ SE $\frac{1}{4}$, 13 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres; NE $\frac{1}{4}$ SW $\frac{1}{4}$, 13 acres;
SE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres; SW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres, Section 28, T 10 S - R 20 E, B.M. This land is all
cultivated and all improvements listed above plus preparation for crops and planting
were as a direct result of said use.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Irrigation only.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Land is volcanic ash and I estimate the amount of water now used to be the
minimum required for its profitable cultivation.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I live near this land and have had the opportunity to watch its development
at frequent intervals.

(Signed) Helen Louise Bailey

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise,
County of Ada, State of Idaho, on this 26 day of June,
A. D. 1954.

Notary Public.

My commission expires 10/11/55.

Affidavit of Publication

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2 P. M., on the 26th day of June, 1954, at Boise, County of Ada, State of Idaho, before Harley M. McDowell, Notary Public, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of the waters of a well located in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 10 S., R. 20 E., B. M. and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 21860 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person holding said permit are Estate of Raymond P. Durk, Hansen, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit is 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.4 cubic feet per second.

4. The place where said water is used is SE $\frac{1}{4}$ NE, SE $\frac{1}{4}$, E $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 10 S., R. 20 E., B. M.

5. The date of priority which said user is prepared to establish is January 10, 1951.

MARK R. KULP,
State Reclamation Engineer.
(Pub. May 27; June 3, 10, 17, '54)

Edna C. Payne being first duly sworn according to law, says he is the Publisher—Manager of the FIRST SEGREGATION NEWS published weekly at Hazelton, Idaho; that said newspaper is of general circulation and had been published more than seventy-eight consecutive weeks prior to the first publication of attached notice; that notice attached hereto and made a part of this affidavit, was published in said newspaper for 4 consecutive weeks: that the first publication was on the 27 day of May, 1954 and the last publication was on the 17 day of June, 1954, that said notice was published in the entire issue of said newspaper each week during said period of time; that said notice was published in the said newspaper proper, and not in a supplement thereto.

Subscribed and sworn to before me this 18th day of June, 1954.

Edna C. Payne
Notary Public in and for the State of
Idaho, residing at Hazelton, Idaho.

21860

June 7, 1954

RE: Permit No. 21860

First Segregation News
Hazelton
Idaho

Gentlemen:

Please correct paragraph 1 in the notice on Permit No. 21860 appearing in your issue of June 3rd, so that the last two lines read as follows:

Estate of Raymond P. Durk, Hansen, Idaho

Please make this correction in your subsequent issues and send us a copy of your June 10th, issue containing the corrected notice.

Very truly yours,

MARK R. KULE
State Reclamation Engineer
By

Chief Clerk

A:br

21860
~~34982~~

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2 P. M., on the 26
day of June, 1954, at Boise, County of Ada
State of Idaho, before Harley M. McDowell, Notary Public,
proof will be submitted of the completion of works for the diversion of 6.4
cubic feet per second of the waters of a well located in SE 1/4, Sec. 28, T10S - R20E, B.M.
and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. 21860 heretofore issued by the Department
of Reclamation of the State of Idaho.

1. The name and postoffice address of the person ~~XXXXXXXXXXXX~~
holding said permit are Eldon O. Durk, Administrator of Raymond P. Durk estate.
~~XXXXXXXXXXXX~~

2. Said works of diversion will be fully completed on the date set for
such completion, and the amount of water which said works are capable of conveying
to the place of use, in accordance with the plans accompanying the application for
such permit, is 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation
for purposes, and the amount applied to beneficial use is
6.4 cubic feet per second.

4. The place where said water is used is SE 1/4, Sec. 28, T10S - R20E, B.M.
T 10 S - R 20 E, B.M.

5. The date of priority which said user is prepared to establish is
January 10, 1951.

MARK R. KULP
State Reclamation Engineer

[Signature]

21860

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 21860

Date: May 2, 1954

First Segregation News

Haselton, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to June 26, 1954 the date set for proof, the expense of the publication to be paid by the applicant, Raymond P. Durk, Eldon O. Durk, Adm. Estate of/ of Hansen, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication, in order that we may check same.

Very truly yours,

MARK R. HULF

State Reclamation Engineer
By

Chief Clerk

~~21860~~
21860

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)..... May 13, 1954

(P. O.)..... Boise, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
..... First Segregation News of Hazelton, Idaho published in
the county in which the works are situated.

Eldon O. Durb

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

.....
Engineer.

21866

The following permits, and two copies thereof delivered to
Harley McDowell January 15, 1951

No. 21856- Harold O. Howe and Arlene W. Howe

No. 21860- Raymond P. Durk

No. 21861- Eldon Owens Durk

21860

March 13, 1954

RE: Permit No. 21860

Mr. Harley M. McDowell
Idaho Building
Boise, Idaho

Dear Mr. McDowell:

We return the application for amendment to the point of diversion described in Permit No. 21860 in the name of Raymond P. Dark, which has been approved by the State Reclamation Engineer and recorded in this department.

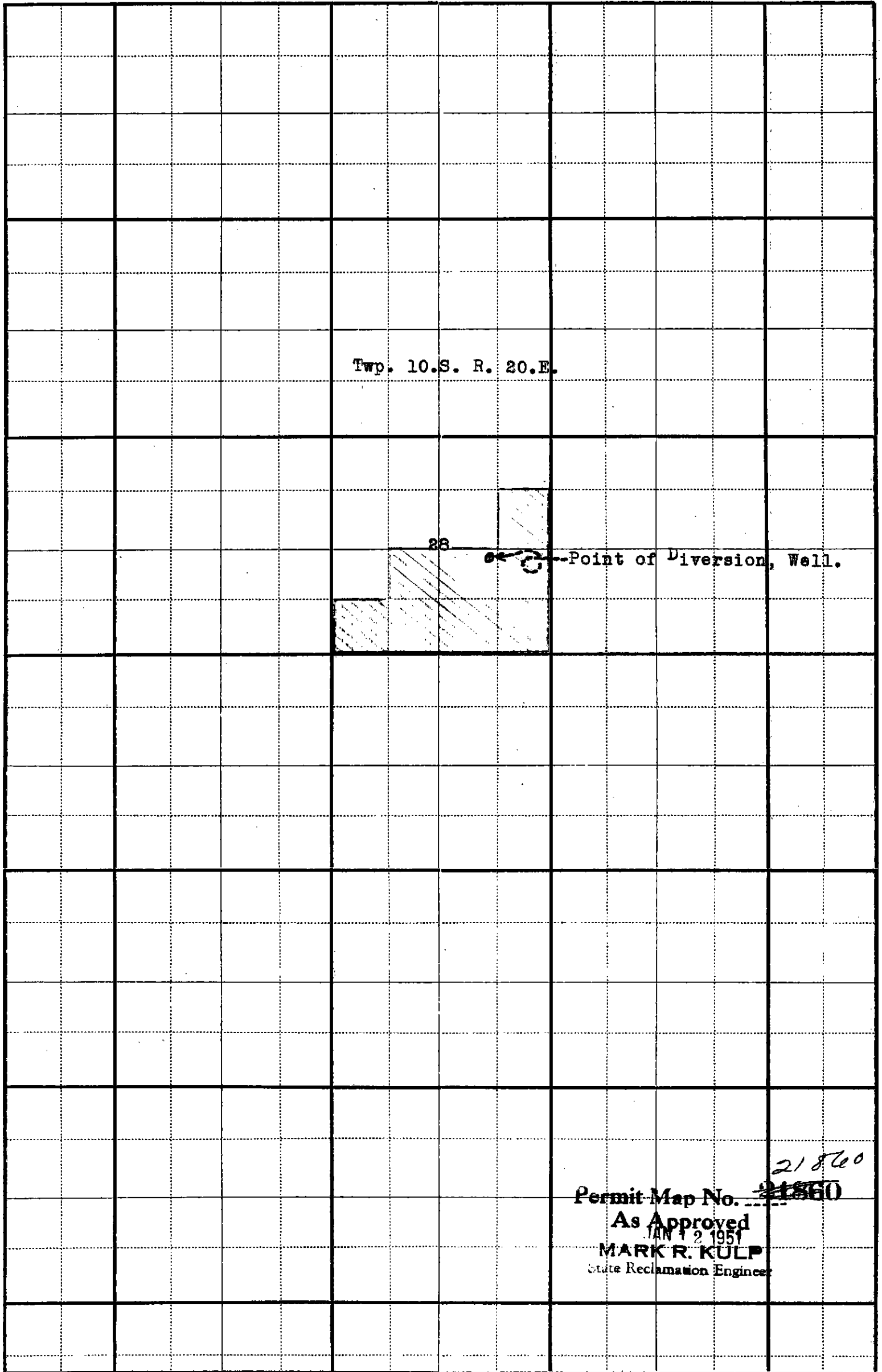
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

21860



STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of)

Raymond P. Durk Estate, of
Hansen, Idaho

For a Transfer of Water Right for
Subterranean Water in the County of
Jerome, Idaho.

ORDER GRANTING TRANSFER

NO. 914

WHEREAS, On the 1st day of October, 1958, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of the application of Raymond P. Durk Estate, of Hansen, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application and the evidence filed by the applicant, with the application, shows that the water will be consolidated on lands of the applicant for more efficient beneficial use and that no one will be injured thereby.

NOW, THEREFORE, IT IS HEREBY ORDERED, that the said application be, and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 10th day of October, 1958.

Geo. W. Carter

Geo. W. CARTER
State Reclamation Engineer

T-914
45-2360

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 914

THIS IS TO CERTIFY, That the Raymond P. Dark Estate, of Hansen, Idaho, is the owner of and using a certain water right for 3.5 cubic feet per second of subterranean flow from a well located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 28, Township 10 South, Range 20 East, B. M.

That said water being evidenced by virtue of License and Certificate of Water Right No. 21860, issued by the State Reclamation Engineer of the State of Idaho, dated October 1, 1951, for 3.5 cubic feet per second, with priority of January 10, 1951, and being appurtenant to the following described lands, to-wit:

SE $\frac{1}{4}$, and the E $\frac{1}{2}$ SW $\frac{1}{4}$, and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, Township 10 South, Range 20 East, B. M.

That said License has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume No. 9 of Licenses at Page 5360.

And that now, upon the application of the Raymond P. Dark Estate, of Hansen, Idaho, for a transfer of 3.5 cubic feet per second of said subterranean water made before the State Reclamation Engineer of the State of Idaho and said application having been granted the right to the use of said water upon the lands described above, is hereby abandoned and the lands to which said water shall, by this certificate, become appurtenant for irrigation and domestic purposes described as follows, to-wit:

N $\frac{1}{2}$ W $\frac{1}{2}$ and the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 33, Township 10 South, Range 20 East, B. M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

3.5 cubic feet per second, with
priority of January 10, 1951.

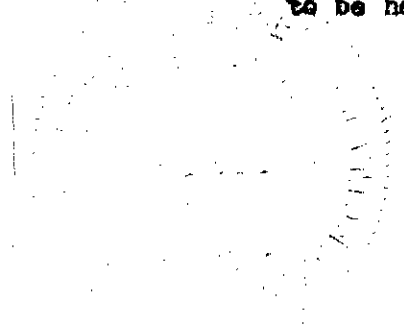
That the water right hereby transferred has heretofore been conducted to the first above described lands through private ditches from a well located with point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, Township 10 South, Range 20 East, B. M.

T-914
H5-2360

That the said water right hereby transferred will hereafter be conducted to the last above described lands through private ditches with no change in point of diversion.

That the right to the use of the aforesaid Hereby Confirmed, is restricted to the land or place of use last above described as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho, to be hereunto affixed, at Boise, Idaho, this 10th day of October, 1958.


G. N. Carter
GEO. N. CARTER
State Reclamation Engineer

T-914
45-2360

October 10, 1958

Re: Transfer of Water Right No. 914
Raymond P. Dark Estate

Mr. Harley M. McDowell
Idaho Land & Map Service
P. O. Box 2161
Boise, Idaho

Dear Harley:

We are forwarding to you the completed Transfer of Water Right No. 914, in the name of the Raymond P. Dark Estate, which is self-explanatory.

Will you see that Mr. Dark gets his copy and we are enclosing a copy for your files.

We also enclose departmental receipt No. 29315, issued in the amount of \$1.00, for the recording fee.

Very truly yours,

GEO. M. CARTER
State Reclamation Engineer

By

Mr. Roy W. Thompson
Supervisor of Water Distribution

RWT/lw
Encls. (3)

T-914
45-2360

AFFIDAVIT of PUBLICATION

State of Idaho,
County of Jerome

SS.

J. J. Mac Knight, being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, 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 18th day of September 1958, and the date of the last publication was on the 25th day of September, 1958

W. J. Mac Knight

Subscribed and sworn to before me this 26

day of September, 1958
(SEAL)

[Signature]

NOTARY PUBLIC

JEROME NORTH SIDE NEWS

COST OF PUBLICATION

Number of Lines in Notice 32

Number of Insertions 2

32 Lines at 15c 4.80

32 Lines at 10c 3.20

TOTAL COST 8.00

COPY NOTICE

(Paste Here)
Notice of Proposed
Transfer of Water Right
TITLE OF NOTICE
Eldon Owens Clark

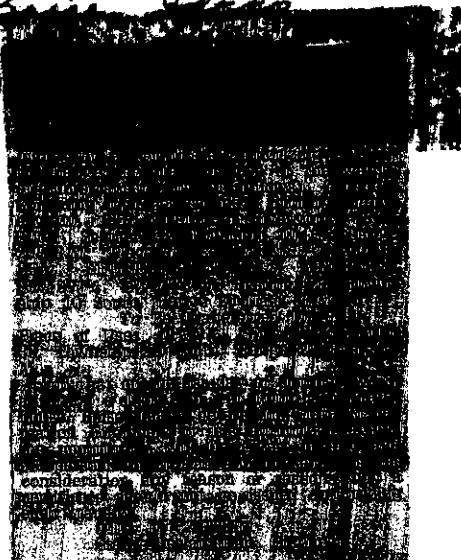
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

BILL TO

Bureau of Reclamation
State House
Boise, Idaho



consideration for each line
1 pt. per line, straight 14c
7 pt. per line, tabular 20
7 pt. per line, successive
insertions 10c
6 pt. per line, straight 15c
6 pt. per line, tabular 20c
6 pt. per line, successive
insertions 10c

Nº 1526

1-914
45-2360

October 7, 1958

Mr. Eldon Owen Durk
Hansen, Idaho

Dear Mr. Durk:

In connection with your Proposed Transfer of Water Right filed August 25, 1958, we require an Affidavit of Publication from the publishing company, the North Side News, of Jerome, Idaho, before we can issue you a Certificate of Water Right.

The Affidavit comprises a signed affidavit by the publishing company that publication notice was published at a certain time in their paper and you have to go to the newspaper to acquire the affidavit.

The notice in the paper that you returned with our letter of October 1st was just a notice of the publication. We are returning this notice of publication so that you might use same for verification purposes.

We enclose the statement of costs from the North Side News, as the expense of the publication is to be paid by the applicant.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

RWT:lw
Encls (2)

T-914
45-2360



ROBERT E. SMYLLIE
Governor

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

GEO. N. CARTER, STATE RECLAMATION ENGINEER

BOISE

October 1, 1958

RECEIVED
OCT 7 1958
Department of Reclamation

Re: Transfer of Water Right

Mr. Eldon Owen Durk
Hansen, Idaho

Dear Mr. Durk:

In connection with your Proposed Transfer of Water Right filed August 25, 1958, we require an Affidavit of Publication from the publishing company, the Northside News, of Jerome, Idaho, before we can issue you a Certificate of Water Right.

Please give this matter your attention.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Roy W. Thompson
Mr. Roy W. Thompson
Supervisor of Water Distribution

RWT:lw

Sorry the Northside News said they had a new girl in the office & she overlooked this. Hope this is information you need. Thank you for your help.

Sincerely,

Mrs. E. O. Durk

*T-914
45-2360*

**NOTICE OF PROPOSED TRANSFER OF
WATER RIGHT**

Notice is hereby given that Eldon Owens Durk of Hansen, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing to change the place of use of the waters of Subterranean flow as follows: Amount: 3.5 cubic feet per second. Priority: January 10, 1951. Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, Township 10 S., Range 20 E. B. M. Place of Use: NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, Township 10 South, Range 20 East, B. M.

To Be Transferred To
Place of Use: N $\frac{1}{2}$ N $\frac{1}{2}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 33, Township 10 South, Range 20 East, B. M.

And that on the 1st day of October, 1958, at 10:00 o'clock a.m., at Room 107 Statehouse, Boise, Idaho before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

GEO. N. CARTER,

State Reclamation Engineer.

9-19-2tc

September 22, 1958

Re: Notice of Proposed Transfer of Water Right
Eldon Owens Durk

North Side News
Jerome, Idaho

Attention: Mr. W. F. MacKnight

Dear Mr. MacKnight:

We acknowledge receipt of a copy of the Publication of Notice of Proposed Transfer of Water Right, in the name of Eldon Owens Durk, of Hansen, Idaho, published in your September 19th issue.

Upon checking the publication notice, we find an error in the following: -

It being printed starting on Line 10 -
"Place of use - NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$,
Section 28, Township 10 South, Range 20 East, B. M."-

It should read - "Place of use - NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$,
SW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, Township 10
South, Range 20 East, B. M."

Also please fill in the word "him", in line 4.

A correction in your subsequent issues will be appreciated and a copy mailed to this department for checking.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

RWT:lw

T-914
45-2360

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Proposed Transfer of Water Right
Eldon Owens Durk

Date: September 12, 1958

Northside News
Jerome, Idaho

Gentlemen:

Enclosed you will find notice for publication, once a week for ~~four~~^{two} consecutive weeks prior to **October 1, 1958** the date set for proof;

the expense of the publication is to be paid by the applicant

Eldon Owens Durk of **Hansen, Idaho**

to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear-sheet of the first publication.**

Very truly yours,

GEO. N. CARTER

State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense.

T-914
45-2360

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that ELDON OWENS DURK of
Hansen, Idaho has applied to the State Reclamation Engineer of the
State of Idaho for a certificate authorizing him to change the ~~point of diversion~~
~~and/or~~ place of use of the waters of Subterranean flow as follows:
Amount: 3.5 cubic feet per second. Priority: January 10, 1951
Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, Township 10 S., Range 20 E., B. M.
Place of Use: NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28,
Township 10 South, Range 20 East, B. M.

To Be Transferred To

~~Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, Township 10 S., Range 20 E., B. M.~~
Place of Use: N $\frac{1}{2}$ NE $\frac{1}{2}$, SW $\frac{1}{4}$ NE $\frac{1}{2}$ Section 33, Township 10 South, Range 20 East, B. M.

And that on the 1st day of October, 19 58, at 10:00 o'clock A M.,
at Room 107 Statehouse, Boise, Idaho before the State Reclamation Engineer, or
his authorized agent, the opportunity will be given to any and all persons to
appear and present, for his consideration any reason or reasons why a certificate
should not be issued authorizing such transfer.

OEO. N. CARTER
State Reclamation Engineer

T-914
45-2360

**NOTICE OF PROPOSED TRANSFER OF
WATER RIGHT**

Notice is hereby given that Eldon Owens Durk of Hansen, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing—
to change the place of use of the waters of Subterranean flow as follows: Amount: 3.5 cubic feet per second. Priority: January 10, 1951. Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, Township 10 S., Range 20E B.M. Place of Use: NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, Township 10 South, Range 20 East, B.M.

To Be Transferred To

Place of Use: N $\frac{1}{2}$ N $\frac{1}{2}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 33, Township 10 South, Range 20 East, B. M.

And that on the 1st day of October, 1958, at 10:00 o'clock a.m., at Room 107 Statehouse, Boise, Idaho before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

GEO. N. CARTER,
State Reclamation Engineer.

9-19-21c

IN THE PROBATE COURT

OF TWIN FALLS COUNTY, STATE OF IDAHO

Filed Jun 9 1953
 Everett M. Sweeley
 Probate Judge

In the Matter of the Estate of
 RAYMOND DURK, sometimes known as
 RAYMOND P. DURK,
 Deceased.

LETTERS OF ADMINISTRATION
AND OATH

STATE OF IDAHO,
 County of Twin Falls,

ss.

ELDON DURK

is hereby appointed Administrator

of the estate of Raymond Durk, sometimes known as Raymond P. Durk, deceased,

WITNESS: MARY SALMON,

Deputy Clerk of the Probate Court of the County of Twin Falls, Idaho.

with the seal thereof affixed the 9th day of

June

, A. D. 19 53 .

By order of the Court.

(Seal)

Mary Salmon

Deputy Clerk.

STATE OF IDAHO,
 County of Twin Falls,

ss.

I, ELDON DURK,

do solemnly swear

that I will perform, according to law, the duties of Administrator of the estate of Raymond Durk,
 sometimes known as Raymond P. Durk, deceased.

Eldon Durk

Subscribed and sworn to before me, this 9th day of June, A. D. 19 53 .

(Seal)

Everett M. Sweeley

Probate Judge.

T-914
 45-2360

IN THE PROBATE COURT

OF TWIN FALLS COUNTY, STATE OF IDAHO

Filed Dec 1 1953
Everett M. Sweeley
Probate Judge

IN THE MATTER OF THE ESTATE OF

RAYMOND DURK, sometimes known as

RAYMOND P. DURK,

Deceased.

DECREE OF SETTLEMENT OF FINAL ACCOUNT AND FINAL DISTRIBUTION

ELDON DURK,

the

Administrator

of the estate of said Raymond Durk,

deceased, having on the 20th

day of November, 1953, rendered and presented for settlement and filed in this Court

his final account and report of his administration of said estate, which account was for a final settlement, and having with said account filed a petition for the final distribution of the estate;

And the said account and petition this day coming on regularly to be heard, and proof having been made to the satisfaction of the Court that notice of the day appointed for the settlement of said account and hearing of said petition had been duly given as required by law and the order of this Court, and no exception or objection in writing to said account or petition having been filed or made; the said

Eldon Durk, Administrator,

appearing by

Blandford and Blandford, his

attorneys;

And it appearing to the Court after having fully examined the said account and the vouchers filed herein and heard the testimony in support thereof, that said account is in all respects true and correct:

that the residue of money in the hands of the

Administrator

at the

time of filing said account was \$266.17

; that the sum of XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

\$6,746.59

has been expended by said Administrator

as necessary charges, debts, claims and expenses of administration, the vouchers whereof have been presented and filed; and that said account is in all respects true and correct and entitled to be settled, allowed and approved, and the Court having duly considered all the matters aforesaid:

IT IS ORDERED AND DECREED, That the said final account be and the same hereby is in all respects as the same was rendered and presented for settlement, approved, allowed and settled;

And it further appearing that since the rendition of said final account there has been received by said Administrator

the sum of no dollars

and that there has been disbursed by said Administrator

the sum of no dollars

the vouchers whereof, together with a statement of said receipts and disbursements, is now reported and filed, the said statement, receipts and disbursements are settled, allowed and approved, and it further appearing that the estimated

T-914
45-2360

expense of closing estate will amount to \$3.50

, leaving a

residue of \$262.67

; and it appearing that all claims and debts against the said decedent, and all State, County and Municipal taxes legally levied on the personal property of said estate, and all transfer and estate taxes that have attached to or accrued against the said estate,

and also debts, expenses and charges of administration have been fully paid and discharged, and that said estate is ready for distribution and in condition to be closed;

And it further appearing to the Court that the said Raymond Durk died intestate, in the County of Twin Falls, State of Idaho on the 17th day of May, A. D. 1953, leaving surviving

Gertrude Durk, surviving spouse
Max Durk, son.
Eldon Durk, son.

That the said Gertrude Durk, surviving spouse, is

entitled to all the right, title and interest in and to the residue of said estate, all of said estate having been the community property of deceased and the said surviving spouse.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, That the residue of said estate of Raymond Durk sometimes known as Raymond P. Durk, deceased, hereinafter particularly described and now remaining in the hands of said Administrator, and described as follows, to-wit:

REAL PROPERTY

All right, title and interest in and to Desert Land Entry on SE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$; and SE $\frac{1}{4}$ NE $\frac{1}{4}$, all in Section 28, Township 10 South, Range 20, East of the Boise Meridian, in Jerome County, Idaho, consisting of 320 acres.

E $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 23, Township 10 South, Range 18, East of the Boise Meridian, in Twin Falls County, Idaho, consisting of 60 acres

PERSONAL PROPERTY

Bank account in Fidelity National Bank, Twin Falls, Idaho.

U. S. Savings Bond, No. Ch3950797E, Series E, par value of \$100.00, dated and issued Sept. 13, 1943, payable to Mr. Raymond P. Durk.

U. S. Savings Bond, No. Ch3950796E, Series E, par value of \$100.00, dated and issued Sept. 13, 1943, payable to Mr. Raymond P. Durk.

Household furniture and furnishings.

Livestock, consisting of 21 head of cattle.

All farm equipment, including 1933 International 1½ ton truck and 1948 International ½ ton truck (Serial No. KB1-74064, Motor No. GRD-214-198305).

All crops grown on and harvested from the above-described real property during the 1953 crop season, but which crops have not been sold to date.

and any other property not now known or discovered, which may belong to the said estate or to which the said estate may have any interest, be and the same is hereby distributed as follows, to-wit: to

Gertrude Durk, the surviving spouse, Hansen, Idaho.

Done in open Court this 1st day of

December

, 1953 .

(Seal)

Everett M. Sweeley

Probate Judge.

T-914
45-2360

IN THE PROBATE COURT
OF THE COUNTY OF TWIN FALLS
STATE OF IDAHO

STATE OF IDAHO, }
COUNTY OF TWIN FALLS, } ss.

I, F. C. Sheneberger, Judge and Ex-Officio Clerk of the Probate Court of the County of Twin Falls, and State of Idaho, do hereby certify the annexed instrument to be a full, true and correct copy of Letters of Administration and Oath & Decree of Settlement of Final Account and final Distribution in the matter of the estate of RAYMOND DURK, sometimes known as RAYMOND F. DURK, deceased now on file and of record in this office; and I further certify that the same has not been revoked or vacated, but is still in full force and effect.

Witness my hand and Seal of said Court this 2nd day of September, 1958.

F. C. Sheneberger
Probate Judge and Ex-Officio Clerk.

T-914
45-2360

Application For Transfer of Water Right

STATE OF IDAHO

County of Ada

ss.

RECEIVED
SEP 5 1958
AUG 25 1958

Department of Reclamation Department of Reclamation

Raymond P. Durk Estate, being first duly sworn, deposes and says:That his name is Eldon Owens Durk; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address isHansen, IdahoThat he is the owner and using a certain water right, bearing date of priority of Jan. 10, 1951, for 3.5 sec. ft. cubic feet per second of the waters of subterranean sourceCounty of Jerome, State of Idaho, decreed to

by decree of Judge of the Judicial District of the State of

Idaho, in and for the county of, in the case of

vs., said decree bearing date of

(or obtained by virtue of License No. 21860, issued by the State Department of Reclamation ofthe State of Idaho, dated 10/1, 1954, bearing date of 1/10/51, 1951)

for the purpose of irrigating the following described lands situate, lying and being in Water District

No. in the County of and State of Idaho, to-wit:

NE 1/4, NW 1/4, SE 1/4, SW 1/4, NE 1/4, SE 1/4, SW 1/4,Section 28, T 10 S - R 20 E., B.M.

and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i.e.

as per abstract of title of said water right hereto attached and made a part of this statement;

That said waters are now diverted from said stream in the subterranean source Well in ofSection SE 1/4, Section 28 Township 10 S, Range 20 E, B. M., and con-ducted to the above described lands through private ditch

as per map herewith and of this affidavit made a part.

CHANGE IN PLACE OF USE

That affiant and petitioner desires to abandon the use of 3.5 cubic feet per second of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of Jerome and State of Idaho, to-wit:N 1/4, Section 33; SW 1/4, Section 33, T 10 S - R 20 E., B.M.That reasons for desiring to make such transfer are as follows: More efficient use of the existing water. and wells will be better distributed to avoid drawdown. Also in event of pump failure temporary transfers of water could be made to growing crops from existing ditches.T-914
45-2360

That he intends to divert and convey said.....second feet of water to the tract of land last above described in the following manner and as per map accompanying this application:
by private ditch.

Note—If this water right has heretofore been carried jointly in a ditch with other water, affiant should secure written consent of other owners or users to removal from its original carrier and file such consent with this affidavit.

CHANGE IN POINT OF DIVERSION

That affiant desires to change the point of diversion of said waters from the point above described to a point located in $\frac{1}{4}$ of $\frac{1}{4}$ of Section....., Township....., Range....., and thereafter conduct same to the above described land through the.....ditch, as per map appended.

That his reasons for desiring to make such change are as follows:.....None.....

Petitioner asserts that no one will be injured by such transfer, or change in point of diversion, and that the change will be made at petitioner's own risk.

WHEREFORE, Affiant and Petitioner prays that the State Reclamation Engineer of the State of Idaho issue to him the proper certificate authorizing such change in point of diversion and/or place of use, in accordance with the provisions of Sections 42-108 and 42-222 of the Idaho Code.

Edson Eugene Dink
Applicant.

Subscribed and sworn to before me this 18 day of December, 1957

C. Warner Steward
Notary Public.
My Commission expires 12/19/59

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water diverted?.....
Where is the diversion point located?.....
Through what ditch is it now conducted?.....
How much land is now irrigated by the water sought to be transferred?.....
Give the description:.....

What is the total amount of water in inches, or second feet, dedicated to said land? 200 Miner's inches.

What kind of crops are being raised?

How much water per acre is now required to irrigate said land? 1" per acre.

What will be the effect on the land now irrigated, if the use of water on it is discontinued?

A new water permit has been filed with a new well for the irrigation of these lands.

Give location of new point of diversion, if change is to be made. None

Through what ditch will it be conducted after transfer?

How much water will be required per acre to irrigate the land to which this water is transferred?

1 Miner's inch per acre.

Do you claim any other water right for the land from which you seek to abandon the use of this water?

If so, give amount, date and source

Is there any other water right for the land to which you seek to make this transfer? If so, give amount,

date and source. Permit 21861 also covers these lands. Licensed for 3.84 sec. ft. from subterranean source. Licensed with priority 1/10/51.

Signed X Mrs Gertrude Durk
Eldon Owens Durk Applicant.

STATE OF IDAHO,
County of } ss.

I, , Watermaster of

Water District No. , County of , State of Idaho, whose postoffice address is , have read or heard read the foregoing affidavit and petition

of , and, of my own knowledge, believe the same to be true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized; and I hereby endorse my approval of said petition, and request that the State Reclamation Engineer issue the certificate of transfer as petitioned; or (do not approve of the issuance of the certificate of transfer prayed for) for the following reasons:

Watermaster, District No.

Dated at , Idaho, this day of , 19

T-914
45-2360

Name of Applicant Eldon Owens Durk

Spec. 18

Well

Pipeline

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC. 13

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

October 1, 1958

Re: Transfer of Water Right

Mr. Eldon Owen Durk
Hansen, Idaho

Dear Mr. Durk:

In connection with your Proposed Transfer of Water Right filed August 25, 1958, we require an Affidavit of Publication from the publishing company, the Northside News, of Jerome, Idaho, before we can issue you a Certificate of Water Right.

Please give this matter your attention.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Mr. Roy W. Thompson
Supervisor of Water Distribution

RWT:lw

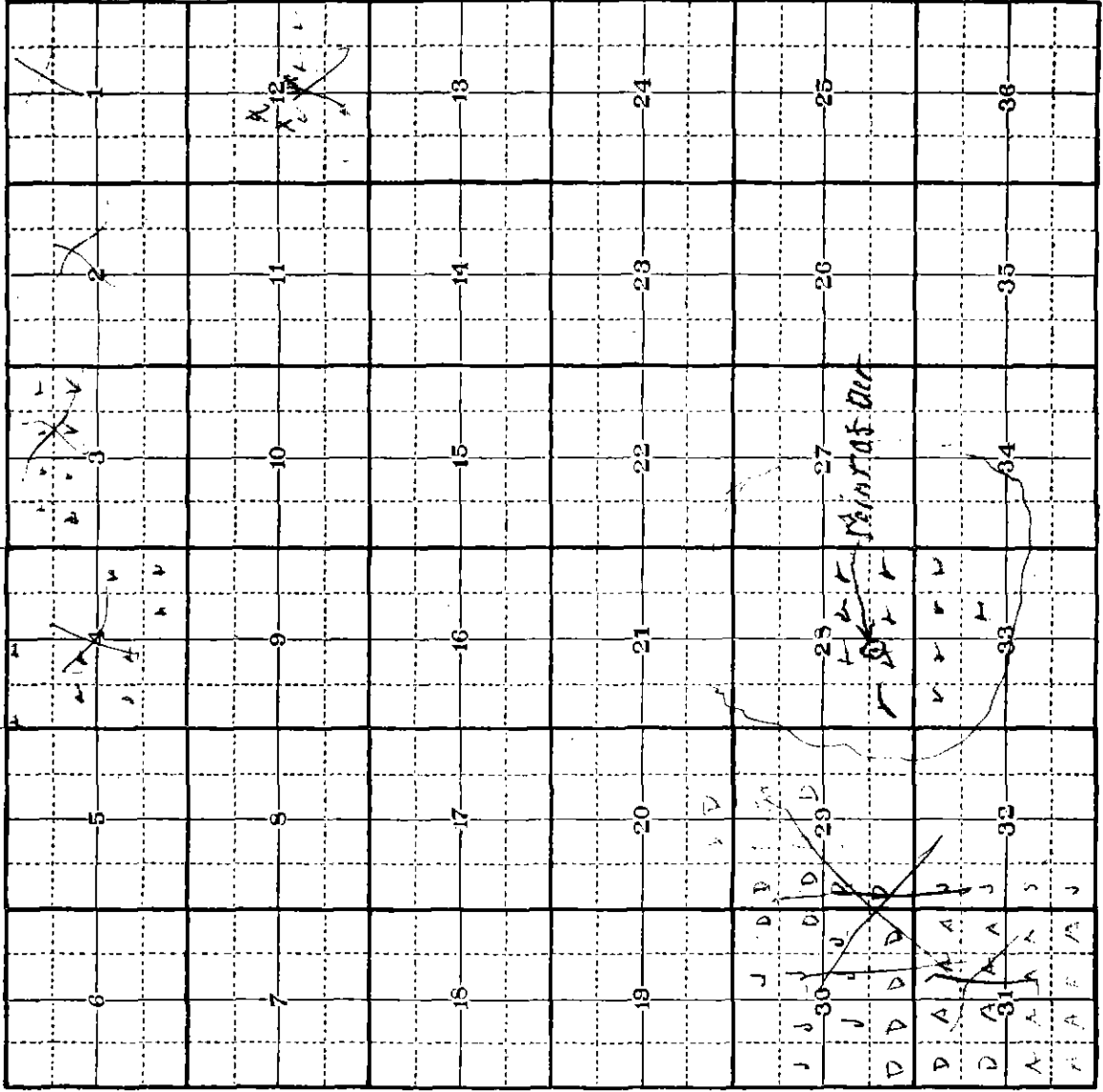
T-914
45-2360

0988-54
438360
T-014

SCALE: ONE INCH TO ONE MILE

Township

Range



3 3 3

Posto Gram from the **NORTH SIDE NEWS**

JEROME,
IDAHO

Sept. 13, 1958

Dept. of REclamation
State of Idaho
Boise, Idaho

Receipt of proposed transfer of water right for
Elden Owens Durk of Hansen has been received
and will be published in accordance with your
instructions.

W. F. MacKnight

RECEIVED
SEP 13 1958

Department of Reclamation



THIS SIDE OF CARD IS FOR ADDRESS



Geo N. Carter
State Recl. Engineer
Boise, Idaho