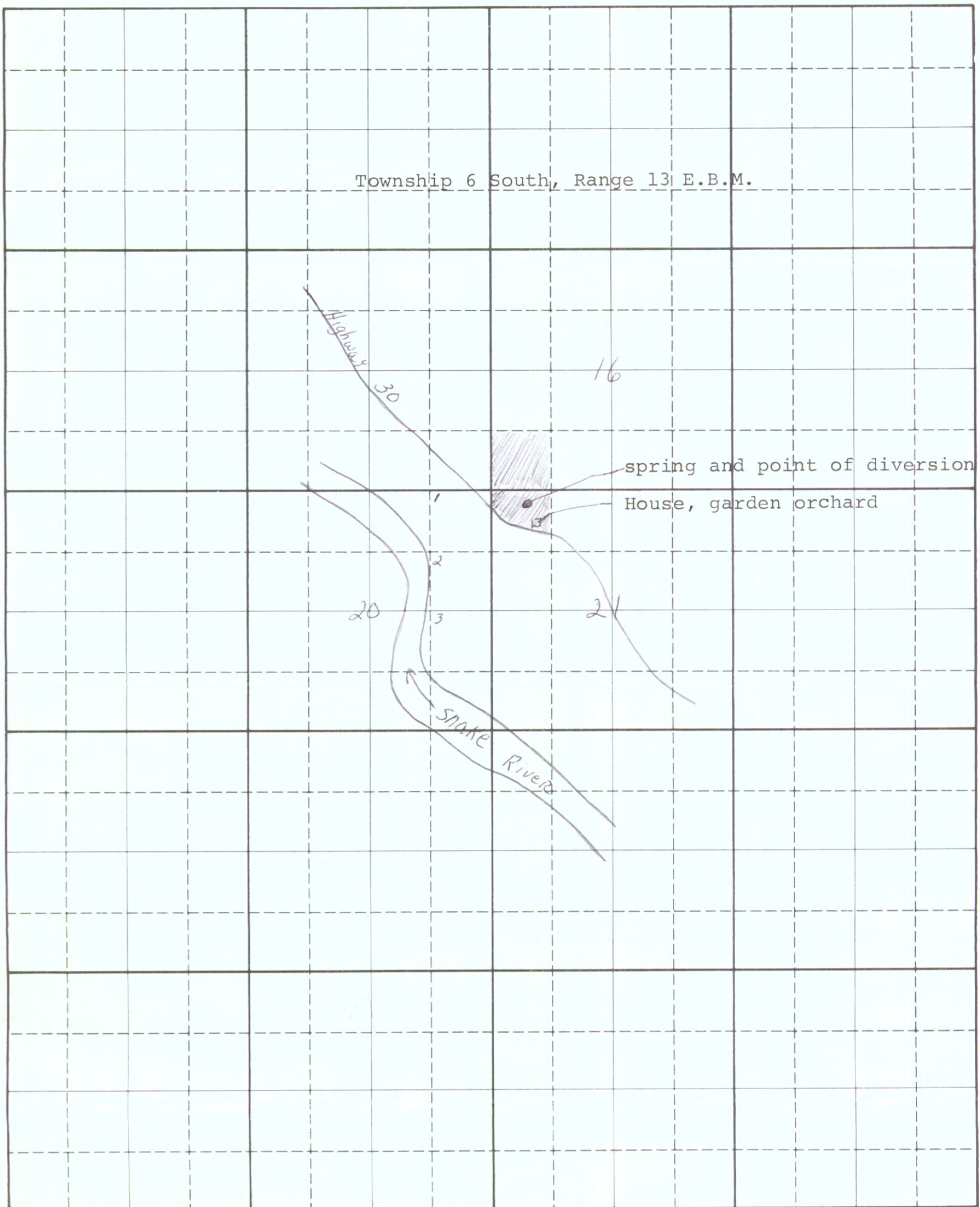


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

James E. Clift
(Applicant)

RECEIVED

SEP 16 1987

Form 219
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT Department of Water Resources

A. GENERAL INFORMATION

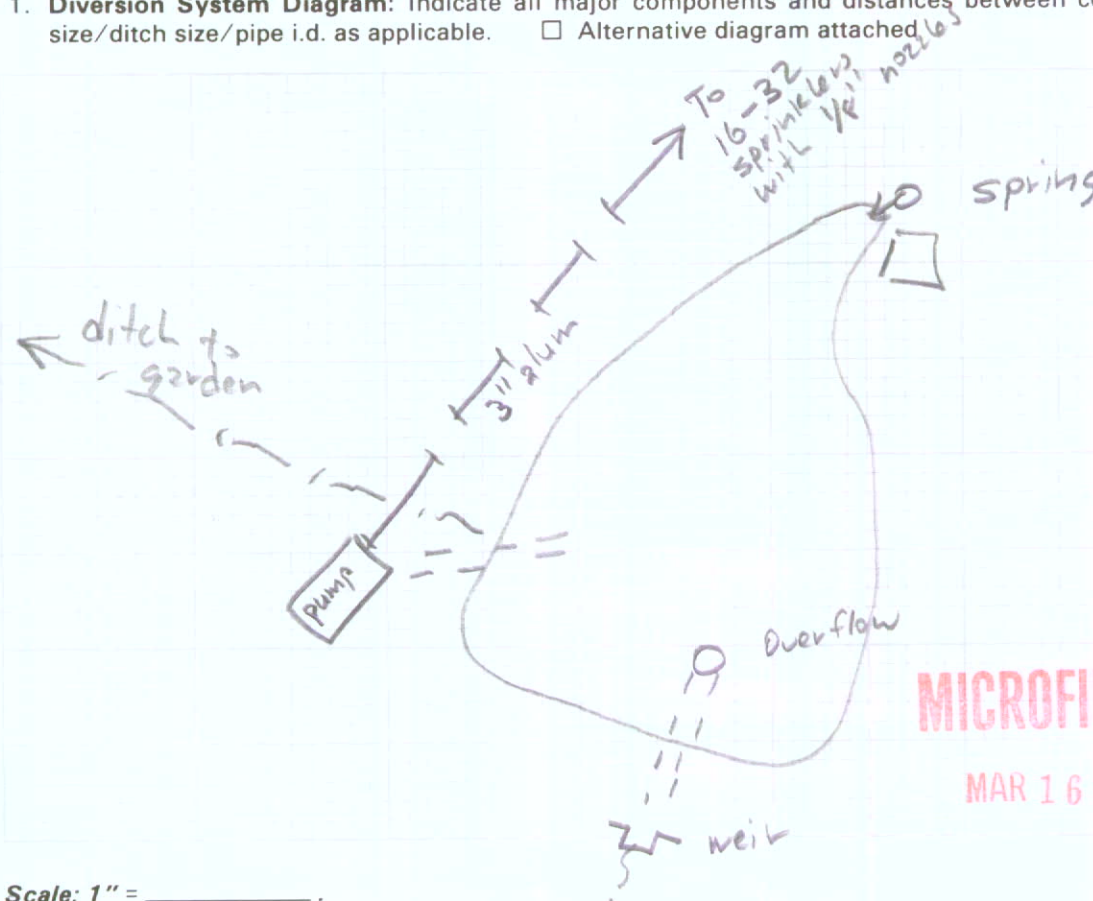
1. Owner: Duane E. Cutright Permit No. 37-7746
Current Address: Bx 501, Gooding, Idaho, 83330 Phone No. 934-4317
2. Accompanied by: Duane Cutright EXAM. DATE: 7/8/87
Address: _____ Phone No. _____
Relationship to Permit Holder: Same
3. Source: Spring tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with same place of use: Now ☐ Copies Attached
2. Other water rights with same point of diversion: 37-7738 ☒ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = _____

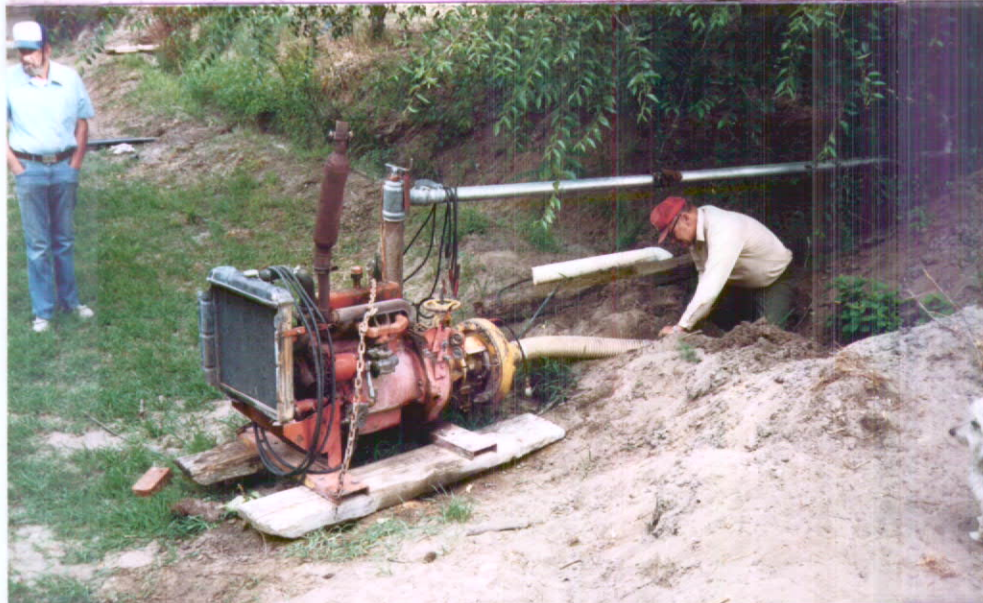
2. ☒ Copy of U.S.G.S. Quadrangle Attached ☒ Aerial Photo Attached
Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

37-7746

7/8/87



Spring @ old
tin building with
pond below,
sprinklers in background.



Propane engine
pumping water from
pond to sprinklers.



1' contracted rectangular
weir mess. total output
from spring. when
pump turned on
pump easily adjusted to
consume total flow.
During exam pump started
and outflow ceased to
flow.

MICROFILMED

MAR 16 1989

BM 2846

Shop
House

Pond
Spring

2900

21

37-7746
Land,
Irrigated

MICROFILMED

MAR 16 1989



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-07746

Priority: December 9, 1978 Amount: 0.15 CFS 72.9 AFA

This is to certify, that DUANE E. CUTRIGHT
P.O. BOX 501

GOODING, ID 83330 has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated November 28, 1978, and
has submitted proof to the Department of Water Resources on January 30, 1984, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .210 cfs of water from:

SPRING tributary to SNAKE RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	03/15 to 11/15	0.15 CFS	72.9 AFA

LOCATION OF POINT OF DIVERSION(S): NWNWNW , Sec. 21, Township 06S, Range 13E
GOODING 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>
06S	13E	16	SWSW 6			6
		21	NWNW 14			14

Total number of acres irrigated: 20

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The maximum combined rate of diversion under this right & Right 37-7738 shall not exceed 0.21 cfs.

MICROFILMED

MAR 16 1983

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-07746

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 9TH
day of MARCH, 1989.

Acting for the Director

Norman C. Green

MICROFILMED

MAR 16 1989

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT)
NO. 37-7746 IN THE NAME)
OF DUANE E. CUTRIGHT)

ORDER ADVANCING
DATE OF PRIORITY

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 37-7746 for the issuance of a license, the Department makes the following Findings of Fact, Conclusions of Law, and Order pursuant to the provisions of Idaho Code.

FINDINGS OF FACT

1. The Department approved Application for Permit No. 37-7746 to appropriate the public waters of the State of Idaho with a proposed priority of NOVEMBER 28, 1978.

2. On APRIL 30, 1986 the Department advised the permit holder that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit.

3. The license examination fee was received on
JULY 10, 1986, 11 day(s) late.

MICROFILMED

MAK 16 1989

CONCLUSIONS OF LAW

1. The Director may advance the priority date of the permit one day for each day the license examination fee is late, pursuant to the provisions of Section 42-217, Idaho Code.

2. The date of priority of Permit No. 37-7746 should be advanced 11 day(s).

ORDER

IT IS HEREBY ORDERED that the date of priority of Permit No. 37-7746 is advanced to DECEMBER 09, 1978.

Dated this 9th day of February, 1989.

J. Glen Saxton

Chief, Water Allocation Bureau

MICROFILMED

MAR 16 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED

NOV 23 1978
APPROVED

Department of Water Resources
Southern District Office

To appropriate the public waters of the State of Idaho

1. Name of applicant Duane E. Cutright Phone _____

Post office address 6601 Glenbrook Road, Chevy Chase, Maryland 20015

2. Source of water supply Unnamed Spring which is a tributary of Snake River

3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 21 Township 6S

Range 13E B.M. Gooding County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.74 cfs for irrigation purposes from Mar 15 to Nov 15 (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:

a. 0.74 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Ditch &/or flume to sprinkler system

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 _____ inches; proposed depth of well is _____ feet.

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

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ 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: _____

APPROVED
NOV 23 1978

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

[illegible]

Total number of acres to be irrigated	56
---------------------------------------	----

c. Describe any other water rights used for the same purposes as described above. See Remarks

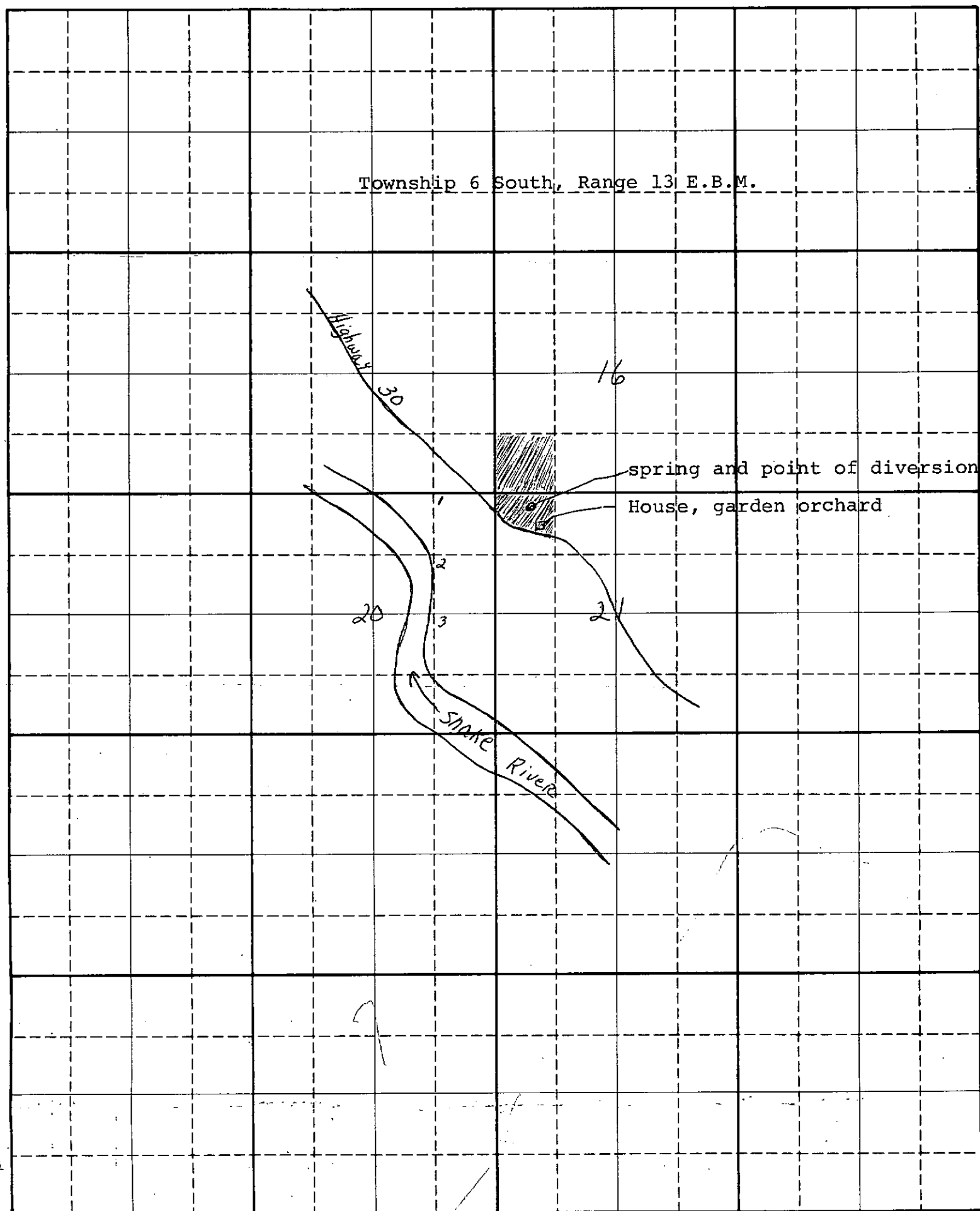
9. a. Who owns the property at the point of diversion Applicant

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks This same spring is covered by Permit 37-7738. This application replaces
37-7737, which was made on a previously-appropriated spring; applicant
understands that this previous application will probably not be approved.

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.

James E. Clift
(Applicant)

Proposed Priority 11-28-78

Received by map Date 11/28/78 Time 2:30 pm

Preliminary check by GP Fee \$ 35.00

Receipted by map Date 12/8/78 # 12636

Publication prepared by map Date 12/12/78

Published in Gooding Co. Record

Publication dates 7/4 & 12/28/78 1/4 & 1/11/79

Publication approved _____ Date _____

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by: _____

Hearing held by: _____ Date _____

Recommended for approval denial by SA S.S.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 37-7746, and said application is hereby APPROVED.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 19 84.

c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 28th day of February 19 79.

L. Glen Saxton
CHIEF, OPERATIONS BUREAU

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Gooding. } SS.

JAN 12 1979

Kim R. Compton
Department of Water Resources
Idaho District Office

being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, 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 4 day of January

19 79, and the date of the last publication was on the 11

day of January, 19 79.

Subscribed and sworn to before me this 11

day of January, 19 79.
(SEAL)

Garner H. H. H.
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice	<u>84</u>
Number of Insertions	<u>2</u>
Lines tabular at	315c
Lines straight at <u>84</u>	21c <u>17.64</u>
Subsequent lines at <u>84</u>	15c <u>12.60</u>
TOTAL COST ...	<u>30.24</u>

COPY OF NOTICE NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho.

37-7750

STEVENSON, LYNN E.
STAR ROUTE BOX 3,
BLISS, ID 83314

Source: UNNAMED
SPRINGS tributary to
SNAKE RIVER

Date Filed: 11/29/1978
Amount: 9.00 CFS

Diversion Point: SESE Sec 17 T 06S R 13E LOT 07 Sec 18 T 06S R 13E (REDIVERSI, GOODING Co.

Use: POWER (9.00 CFS) from 01/01 to 12/31

Place of Use: LOT 07 Sec 18 T 06S R 13E

Diversion Means: CHECK DAMS AND DITCHES

37-7749

STEVENSON, LYNN E.
STAR ROUTE BOX 3,
BLISS, ID 83314

Source: UNNAMED
STREAM tributary to
SNAKE RIVER

Date Filed: 11/29/1978
Amount: 9.00 CFS

Diversion Point: LOT 03 Sec 17 T 06S R 13E, GOODING Co.

Use: POWER (9.00 CFS) from 01/01 to 12/31

Place of Use: LOT 03 Sec 17 T 06S R 13E

Diversion Means: CHECK DAM AND PIPELINE

37-7746

CUTRIGHT, DUANE E.
6601 GLENBROOK ROAD,
CHEVY CHASE, MD 20015

Source: UNNAMED
SPRING tributary to
SNAKE RIVER

Date Filed: 11/28/1978
Amount: 0.74 CFS

Diversion Point: NWNW Sec 21 T 06S R 13E, GOODING Co.

Use: IRRIGATION (0.74 CFS) from 03/15 to 11/15

Place of Use: SWSW Sec 16 T 06S R 13E NWNW Sec 21 T 06S R 13E FOR 56 ACRES

Diversion Means: DITCH -&/OR FLUME

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho 83301 on or before JAN 22, 1979.

RECEIVED

/s/ C. Stephen Allred
Director

original in file # 37-7750

June 8, 1992

DUANE E. CUTRIGHT
P.O. BOX 501
GOODING ID 83330

RE: Water Right No. 37-07746

Dear Water Right Holder(s):

On May 19, 1992, the department sent you a letter advising that you might be required to temporarily cease diverting water from the Snake River or its tributaries if the established minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second measured near Weiser is not satisfied or likely will not be satisfied.

The flow of the Snake River at Weiser is now less than 4,750 cfs. You are, therefore, directed to immediately cease diverting water under the above referenced water right and to not resume use until authorized by the department.

Past flow records show that the duration of seasonal low flow periods typically last several days to a week. Since your use of water is extremely important to you and since mail notification includes a delay associated with mail delivery time, feel free to call the toll-free telephone number 1-800-451-4129 to determine when you are again authorized to divert and use water under your water right. Please use this phone number only in connection with resumption of use.

You need to be aware that Section 42-351, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

June 12, 1992

DUANE E. CUTRIGHT
P.O. BOX 501
GOODING ID 83330

RE: Water Right No. 37-07746

Dear Water Right Holder(s):

On June 8, 1992, the department sent you a letter which directed you to immediately cease diverting water under the above referenced water right, since the minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second (cfs) measured near Weiser was not being satisfied.

The flow of the Snake River at Weiser is now above 4,750 cfs. You are, therefore, authorized to again divert water under your water right. If the minimum stream flow is not met later this year, however, the department will again notify you to temporarily cease diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

May 19, 1992

DUANE E. CUTRIGHT
P.O. BOX 501
GOODING ID 83330

RE: Water Right No. 37-07746

Dear Water Right Holder(s):

Department water right records show that you divert water from the Snake River or its tributaries under a water right that has a priority date later than December 29, 1976. This is the priority of the established minimum stream flow of the Snake River at the Weiser Gage (Weiser) in the amount of 4,750 cubic feet per second.

Because of the continuing drought conditions in the Snake River Basin, department hydrologists project that during 1992, there could be periods when the required minimum flow will not be satisfied due to low flows of the Snake River. The department urges you to not divert at a higher rate than authorized by your water right and to not use your right in any manner different than authorized. In addition, when the minimum flow will not be satisfied or is not being satisfied, you are required to cease diverting water under your water right, because your right is of later priority than the minimum stream flow at Weiser.

If the department determines the minimum flow will not be satisfied, the department will advise you and will provide as much lead time as possible in requiring that you temporarily cease your diversion of water. The greatest likelihood for this to occur is during a period from mid-June to late June.

While the department expects good cooperation from junior water right holders, water users should be aware that Section 42-352, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversions of water.

The department has contacted both the Idaho Power Company and the U.S. Bureau of Reclamation with respect to the timing of storage releases from upstream reservoirs for flow enhancement purposes. This type of coordination could minimize the impact on

existing water users and reduce the need to curtail diversions.

The department has scheduled public information meetings relative to this potential regulation as follows:

Mountain Home - June 4, 1992 - 10:00 a.m. - gymnasium at
North Elementary School, 290 E. 12th N.

Caldwell - June 4, 1992 - 7:00 p.m. - Ballroom in the
Student Union Building, Albertson College of Idaho,
2112 Cleveland

If you have questions concerning this letter or wish to provide the name of a different contact person or address to receive department correspondence, please contact the department.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg .

March 13, 1989

DUANE E. CUTRIGHT
P.O. BOX 501
GOODING, ID 83330

RE: PERMIT NO. 37-07746

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

MAR 16 1989

February 10, 1989

DUANE E. CUTRIGHT
P.O. BOX 501
GOODING, ID 83330

RE: PERMIT NO. 37-07746

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

Also enclosed is an order advancing the date of priority of this right due to late submittal of the examination fee.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

MAR 16 1989

BENEFICIAL USE FIELD REPORT REVIEW

TO: FILE 37-7746

FROM: ROXANNE MCCARTHY

RE: PRIORITY ADVANCE REVIEW

DATE: 11-JAN-1989

=====

This review memo is prepared to show the process for determining what elements were involved in advancement of the priority.

	<u>DATE</u>	<u>JULIAN</u>
PERMIT		
Permit priority Date:	NOVEMBER 28 1978	332
EXAM FEE NOTICE		
Exam Fee Notice Date:	APRIL 30 1986	120
Exam Fee/Info Sheet Received Date:	JULY 10 1986	191
Exam Fee or Info Due Date:	JUNE 29 1986	180
Days Late:		11 DAY(S)
NEW PRIORITY DATE		
Orginial Priority Date:	NOVEMBER 28 1978	332
Total Days Late:		11 DAY(S)
New Priority Date:	DECEMBER 09 1978	343

MICROFILMED

MAR 16 1989

MEMORANDUM

TO: FILE #37-7746

FROM: ROXANNE MCCARTHY

RE: CHANGES TO FIELD EXAM RECOMMENDATIONS

DATE: 11-JAN-1989

=====

This spring was previously licensed under 37-7738 for 0.06 cfs. The examiner found the spring flow to be 0.21 cfs and determined that the entire flow can be utilized under these two rights. The unappropriated portion of this spring is:

$0.21 \text{ cfs} - 0.06 \text{ cfs} = 0.15 \text{ cfs}$

The volume calculation using this rate of diversion is:

$0.15 \text{ cfs} \times 245 \text{ days} \times 1.9835 = 72.9 \text{ afa}$

Allow 72.9 afa.

MICROFILMED

MAR 16 1989

6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

37-7746

Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

RECEIVED

SEP 16 1987

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
☒ Copy of Permit
☒ Copies of any Amendments/Orders with conditions of approval
☒ Computer Data Proof Report
☒ Copy of U.S.G.S. Quad
☒ Check for Government Lots. If so, make a copy of Government Plat

Department of Water Resources

Check of P/D index ADM 7/16/87 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of exam(s) attached?

Type of Overlap? ☒ Add acres or uses to existing system

☒ Increase rate of flow or volume

☐ Other: _____

Check of P/U index ADM 7/16/87 (Initial and date)

Overlap? ☐ yes ☐ no If yes: ☒ copy of water right(s) attached?

Type of Overlap? ☒ Increase rate of flow or volume

☐ Add P/D's

☒ Increase number of acres within tracts

☐ Other: _____

Aerial Photo

Required? ☒ yes ☐ no If yes: ☒ copy attached?

Scheduling Letter sent? _____ (Initial and date)

☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
☒ Photographs of Point of Diversion and Place of Use
☐ ~~Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.~~

C. Review and Processing:

Exam Completed ADM 7/16/87 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent LMH 7/20/87 (Initial and date)

Exam Reviewed by Manager of Regional Office LMH 7/20/87 (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office _____ (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

RECEIVED

SEP 16 1987

Form 219
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT Department of Water Resources

A. GENERAL INFORMATION

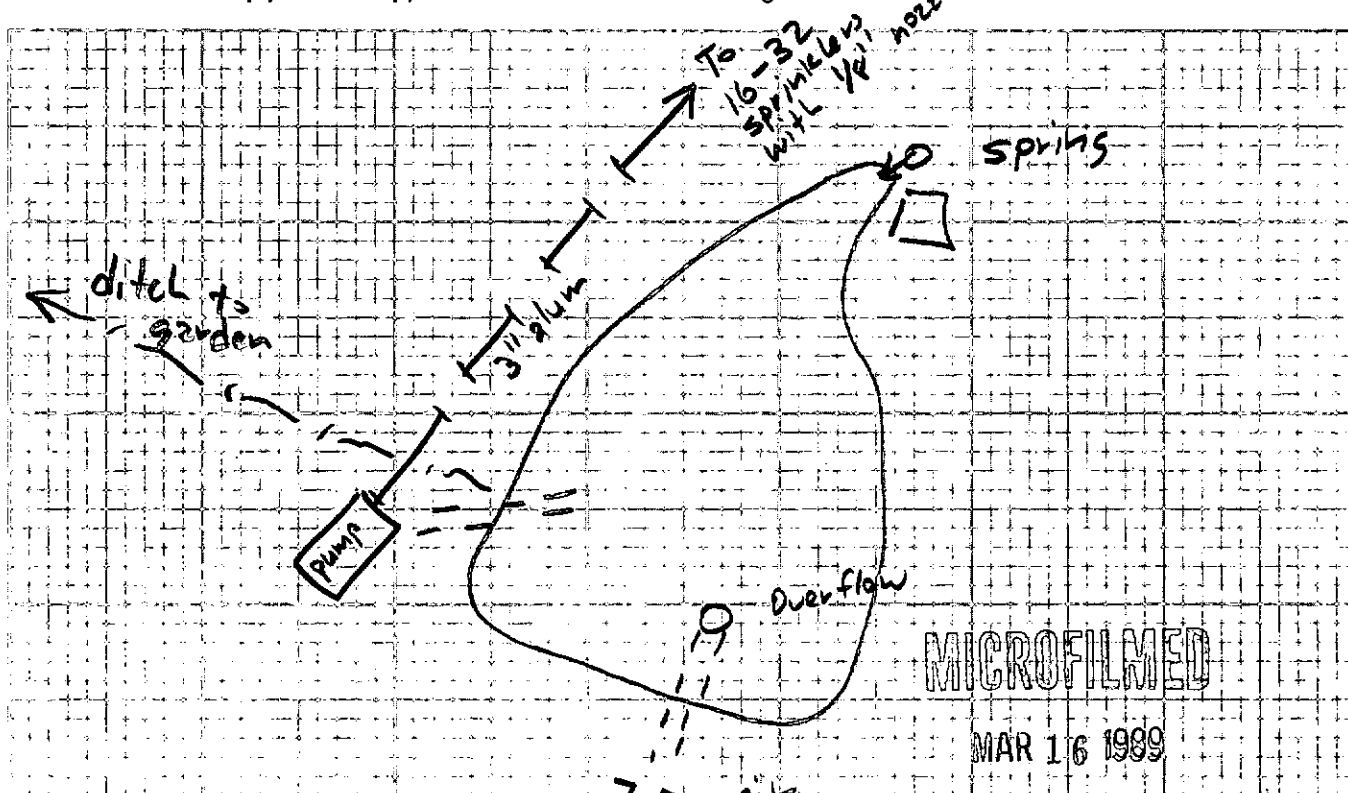
Permit No. 37-7746
Phone No. 934-4317
1. Owner: Duane E. Cutright
Current Address: Bx 501, Gooding, Idaho, 83330
2. Accompanied by: Duane Cutright EXAM. DATE: 7/8/87
Address: _____ Phone No. _____
Relationship to Permit Holder: Same
3. Source: Spring tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with same place of use: None ☐ Copies Attached
2. Other water rights with same point of diversion: 37-7738 ☒ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☒ Aerial Photo Attached (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

System Description (continued)

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

A small pond (approx 60' x 20') catches flow from spring. A propane powered pump diverts from pond to various aqnts. of 3" handline. Max. of 32 sprinkler heads normally used. At time of exam only 16 handline hookup up but others were at site.

☐ See Remarks on page 4 for continuation

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Intervention 21 Super C	?	123 6811	Pacific	H1R1480
	Propane powered				Model 3D LKUE
					500gpm @ 180'
					TDH

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NW	NW	NW	21	6S	13E	Gooding	Quard, Aerial photo

6. Place(s) of Use:

Indicate Method of Determination

Some

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	13	16										6							6
6S	13	21						14											14

20

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
1' rectangular contracted	weir					

Meas. 0.16 head = 0.21 cfs

2. Measurements:

32 rainbird sprinklers with 1/8" nozzles with 35 psi ave pressure yields $(2.7 \text{ gpm/head}) (32 \text{ heads}) = 0.19 \text{ cfs}$
448.8

Allow 0.21 cfs measured over weir

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

N/A since Propane powered.

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

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

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

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

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

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 20 \times 4.0 = 80 \text{ Afa}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (0.21) \times (246) \times (1.9835) = 102.5$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 80 \text{ Afa}$

2. Volume Calculations for Other Uses:

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MAR 16 1989

H. REMARKS AND OVERLAP REVIEW ANALYSIS

At time of exam owner indicated that he estimated that average flow was about 15% low.

Acres recommended do not include the area around house & orchard covered under 37-7738.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3/15	11/15	0.21 cfs	80.0 Afa

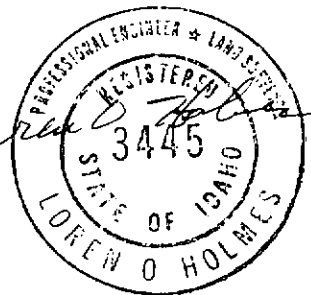
Totals: _____

2. Recommended Amendments

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

☒ None

☐ Other



J. AUTHENTICATION

Field Examiner's Name Allen Merrill
Signature [Signature]
Certification Date 5/15/87
Field Report Preparation Date 7/20/87

CONSULTANT SEAL

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

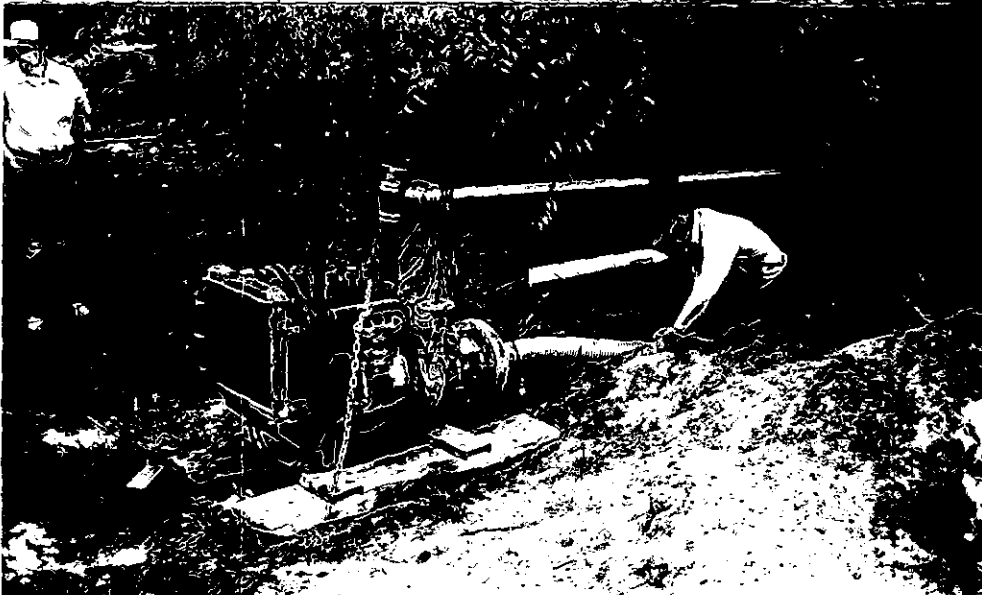
Roxanne McFarthy 4/11/89

37-7746

7/8/87



Spring @ old
tin building with
pond below,
sprinklers in background



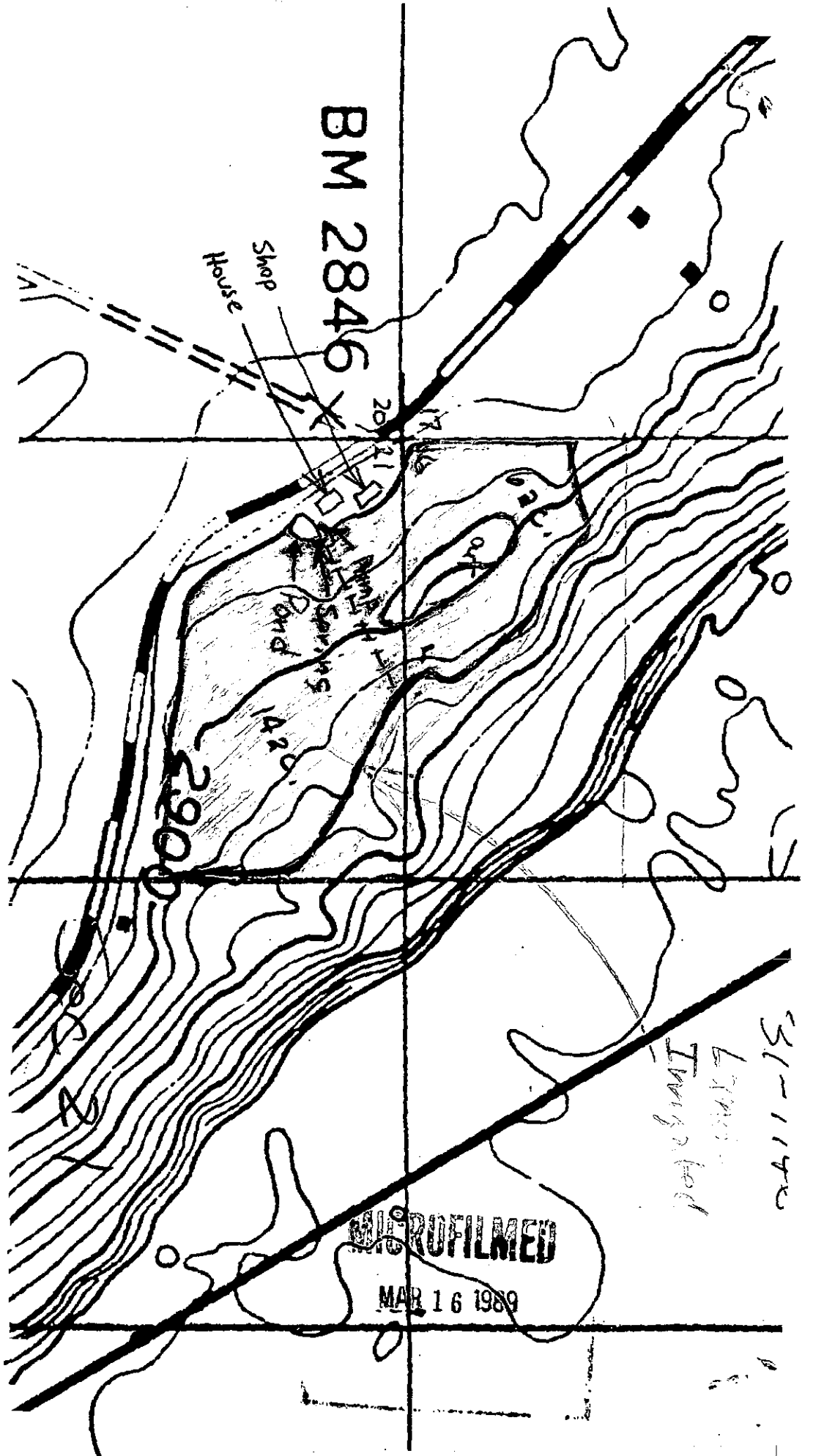
Propane engine
pumping water from
pond to sprinklers,



1' contracted rectangular
weir measures total output
from spring, when
pump turned on
pump easily adjusted to
consume total flow.
During exam pump started
and outflow ceased to
flow

UNRECORDED

MAR 16 1989



BM 2846

Shop
House

Spring
Pond

2900

MICROFILMED

MAR 16 1989

31-1140
L. 7/10/89



State of Idaho
Department of Water Resources



WATER RIGHT LICENSE

License No. 37-7738 Priority 09/28/1978 Amount .06 CFS 9.20 AF

THIS IS TO CERTIFY, that CUTRIGHT, DUANE E.

of GOODING, IDAHO 83330, has complied with the terms and conditions of
Permit No. 37-7738 issued pursuant to Application for Permit dated 09/28/1978, and has
submitted proof to the Department of Water Resources on June 26, 1979, that he has applied water to a
beneficial use; and examination by the Department indicates that the works have a capacity for the
DIVERSION OF .06 cfs of water from UNNAMED SPRING
tributary to SNAKE RIVER, and that the permit holder has
applied to a beneficial use and established a right to use water as follows:

RATE OF DIVERSION	VOLUME	BENEFICIAL USE	PERIOD OF USE
.04 CFS	1.2 ACRE FEET	DOMESTIC	01/01 - 12/31
.02 CFS	8.0 ACRE FEET	IRRIGATION	03/15 - 11/15

Location of point of diversion: TRACT. NWNW SEC. 21 TWP. 06S RGE. 13E

Location of place of use:

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
06S	13E	21						02											2

MICROFILMED

Total number of acres irrigated 2

MAR 16 1989

NOTE: Modifications to or variance from the use of water as shown on this license must be made in accordance with Section 42-222, Idaho Code, or the applicable Idaho law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho this 31 day of OCTOBER, 1980.

Director

RECEIVED

4/86

JUL 10 1986

Department of Water Resources
Sawtooth District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only

Fee Received 100

Date 7/10/86

Receipt # 38616

Receipt by M. Baldwin

Sent to S.O. 7/10/86

RECEIVED

JUL 11 1986

1. Permit No. 37-7746

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

- ☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Duane E. Cutright

3. Post Office Address: P.O. Box 501, Gooding, Idaho 83330

Telephone No. 934-4317

4. Source of Water: unnamed spring

5. Extent of Use:

Domestic (No. of households) Stockwater (No. and type of stock)

Irrigation 56 (acres) Other/Remark

6. Total rate &/or volume for which proof is submitted 0.74 cfs acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

The water was being used at the time the permit was approved and had been

since September, 1955

8. Person to contact to accompany the department representative during the field examination:

Duane E. Cutright

(Name)

1120 Montana, Gooding, ID 83330/934-4433

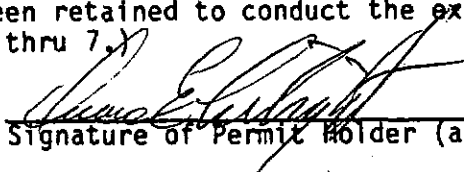
(Address)

(Telephone Number)

- ☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

July 8, 1986

Date

 Signature of Permit Holder (and title, if appropriate)

MICROFILMED

INTER-DEPARTMENT MEMO — 1

FROM

Yuen

DATE

6-10-86

TO

File 37-7746

SUBJECT

- I called Mr. Hobby today & advised that the statute is being applied retroactively & that the language in HB 671 suggests that intent.

- He will **MICROFILMED** his client. He said he does not need a written response.

MAR 16 1989

[Signature]

SIGNATURE

CECIL D. HOBDEY
CRAIG D. HOBDEY

LAW OFFICES
HOBDEY & HOBDEY
125 FIFTH AVENUE WEST
P. O. BOX 176
GOODING, IDAHO 83330

TELEPHONE
(208) 934-4429

June 4, 1986

*no response
reg'd.
called on 6-10-86
VJH*

RECEIVED

JUN 5 1986

Department of Water Resources

Mr. L. Glen Saxton
Chief, Operations Bureau
Department of Water Resources
450 W. State St.
Boise, Idaho 83720

RE: Permit No. 37-7746

Dear Mr. Saxton:

My client, Duane E. Cutright, has recently received an examination fee notice from your office. House Bill 671 was effective April 4, 1986, and there are no provisions therein making the fee retroactive.

If you feel there is adequate language in House Bill 671 providing for retroactive application of examination fees, please inform me as soon as possible so that I may discuss the situation with my client.

In any event, I would appreciate an extension of the 60 day period within which the examination fee is due while we try to sort out this situation.

Sincerely yours,

Craig D. Hobdey

Craig D. Hobdey

CDH:ls

cc: Duane E. Cutright

MICROFILMED

MAR 16 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

37-7746
CUTRIGHT, DUANE E.
P.O. BOX 501
GOODING, ID 83330

Mailing address:
Statehouse
Boise, Idaho 83720

138720

April 30, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

MAR 16 1989

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

MICROFILMED

MAR 16 1989



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

June 18, 1985

Duane E. Cutright
P.O. Box 501
Gooding, ID 83330

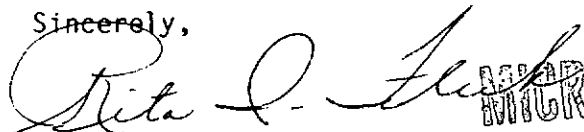
Re: Water Right Identification No. 37-7746

Dear Wateruser:

The proof of beneficial use (Form A) which you recently submitted to the department is being returned to you for the following reason:

- ☒ Proof of beneficial use has already been submitted for the water right.
- ☐ Proof of beneficial use is not applicable for existing licensed rights.
- ☐ Proof of beneficial use is not applicable for existing decreed rights.
- ☐ Proof of beneficial use is not applicable for a right represented by a claim to a water right.
- ☐ Other:

Sincerely,


RITA I. FLECK
Secretary/Records Manager

MICROFILMED

MAR 16 1985

Enclosure

cc: Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-3578

MARCH 22, 1984

DUANE E. CUTRIGHT
BOX 501
GOODING

ID 83330

RE: Permit No. 37-7746

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 734-3578 or in person at our office at 1041 Blue Lakes Blvd. N. Twin Falls, Idaho.

Sincerely,
s/Mary A. Newby
Secretary

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MAR 16 1989

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water-Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 37-7746.

Name(s) of Permit Holder:

Diane E. Cuthright

Post Office Address:

Box 501 Gooding, Idaho

Tel. No. 934-4317

Source of Water:

Spring

Extent of Use:

☐ Domestic

9

(number of households)

☒ Stockwater

20 cows & horses

(number and type of stock) See above

☒ Irrigation

30

(acres)

☐ Other

Measuring Device:

Required?

☐ Yes

☒ No

Installed?

☐ Yes

☐ No

Access Port:

Required?

☐ Yes

☒ No

Installed?

☐ Yes

☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

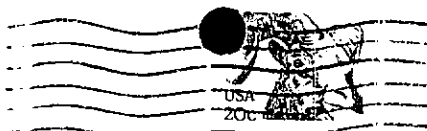
1/26/84

Date

Diane E. Cuthright

Signature of Permit Holder

David L. ...
Box 501
Calding, Idaho 83408



RECEIVED

JAN 30 1984



Department of Water Resources
IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

INTER-DEPARTMENT MEMO — 1

DATE 1-18-84

FROM Rita Fleck

TO File 37-7746

SUBJECT Returned B/U Notice

The Gooding County Assessor's office shows P. O. Box 501, Gooding, Idaho 83330 as the address on their records. I'm forwarding the notice to this address on this date.

MICROFILMED

rf

SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Boise, Idaho

CLAIM CHECK
NO.

826762

☐ HOLD

DATE

12-6-83

1ST NOTICE

2ND NOTICE

RETURN

Detached from
PS Form 3849-A
Oct. 1980

3

RR
RETURNED
TO
SENDER
FROM
ARRIVED, NOT FORWARDABLE
WASHINGTON, D.C.

BOISE, ID
PM
2 DEC
1983

RECEIVED
DEC 16 1984

Department of Water Resources

MICROFILMED

CERTIFIED MAIL
NO. 138217

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138217

CUTRIGHT, DUANE E.
6601 GLENBROOK ROAD
CHEVY CHASE, MD 20015

PROOF DUE NOTICE

NOVEMBER 30, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 37-7746 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE FEBRUARY 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

RECEIVED
NOV 30 1983



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

March 2, 1979

Re: Permit No. 37-7746

Duane E. Cutright
6601 Glenbrook Road
Chevy Chase, Maryland 20015

Dear Mr. Cutright:

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL, JR.

Supervisor, Water Allocations Section

DRT:lr

Enclosure

RECEIVED
MARCH 6 1979

37-7796

STAFF REVIEW - STATE OFFICE

1. ✓ Name vs. Signature
2. Spr Source
3. ✓ Point of Diversion
4. ✓ Amnt. & Period of Use
5. ✓ Descrip. of Diverting Wrks.
6. 5 Time req. for Proof of B/U
7. N/A Place of Use for other than irrig.
8. ✓ Place of Use for irrigation (add acres)
9. App Property Owner at Pt. of Div. & Pl. of Use
10. ✓ Map
11. 35 Fee & Rec't. No.

Copies Sent To:

<u>NO</u> Idaho Health Department	<u>NO</u> U.S.F.S.
<u>7</u> Idaho Fish & Game Dept.	<u>7</u> Dept. of Lands
<u>7</u> Bureau of Land Management	<u>7</u> Other

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes ✓ noOther rights on same land Talked to Jim Stanton about App. 37-7787 -

Southern Region will RECOMMEND that it be denied on the basis that there is insufficient water available. Applicant has agreed to this action.

Withdrawals of all protests received yes no This Application is from different springs, NOT SLANE SPRINGS.

Conditions:

ID Power Co. Letter - Snake R. NoID Power Co. Letter - G.W. & Tribs. YesSnake River Condition NoPayette River Letter NoPriority Date 11/28/78Water Quality #16 NOWater Quality #10 intrastate interstateMeas. Dev. or Sc. Meas. NOTotalizing meter Supplemental Right-of-Way Cond. Watermaster Cond. Wtr. Dist No. Meas. Dev. Cond. for apps within a Water Dist. Jim

Reviewer

1/30/79

Date

MICROFILMED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 37-7746 - Duane E. Cutright

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) JS 12-7-78

In form to receipt.

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant
_____ Request Dam Safety Information

(4) _____

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) marp 1-15-79

Affidavit of Publication received (date) 1-15-79

(12) marp 12-7-79

Final date for protests 4/8/79 1/22/79

Protests received: yes _____ no ☒

(13) LH 1-18-79

All requested information received from agencies or applicant: yes ☒ no _____

(14) LH 1-18-79

Action recommended:

☒ Approve _____ Deny

12-5-78 Proposed Priority (see letter).

Reason for Reduction _____

Measuring device required _____

See attached sheet for other conditions of approval

No special conditions for approval

(15) District S

By Loren O. Halmer Date 1-18-79

RECEIVED
JAN 23 1979

Department of Water Resources



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION

John V. Evans
Governor

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

C. Stephen Allred
Director

December 11, 1978

Cecil D. Hobdey
James Hobdey & Varin
Attorneys at Law
Box 176
Gooding, Idaho 83330

Re: Application for Permit No. 37-7746 - Duane E. Cutright

Dear Mr. Hobdey:

Enclosed is your receipt No. 37-7746 for checks No. 92-77 in the amount of \$15.00 dated November 27, 1978 and No. 92-77 in the amount of \$20.00 dated December 4, 1978 for the above referenced Application for Permit which was received in this office November 28, 1978.

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

Sincerely,

Mary A. Hill
Secretary

for

Loren O. Holmes
Southern Region Supervisor

Encl:

MICROFILMED

ANDREW F. JAMES
CECIL D. HOBDEY
JOHN F. VARIN

LAW OFFICES
JAMES, HOBDEY & VARIN
P. O. BOX 176
GOODING, IDAHO 83330
(208) 934-4429

FAIRFIELD OFFICE
P. O. BOX 185
FAIRFIELD, IDAHO 83327
(208) 764-2251

December 4, 1978

RECEIVED

DEC 5 1978

Department of Water Resources
Southern District Office

Department of Water Resources
1041 Blue Lakes Boulevard North
Twin Falls, Idaho 83301

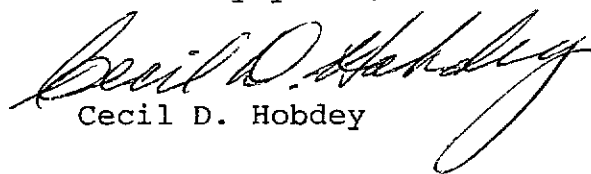
Amended
Re: Application of Duane
E. Cutright

Gentlemen:

Pursuant to our telephone conversation of this date relative to the above Amended Application, we enclose our check in the amount of \$20.00 representing the filing fee.

It is my understanding from our conversation that the permit will be processed only on the application for irrigation use, and the approval by the Department of the previously submitted application for the domestic use will remain unchanged.

Sincerely yours,


Cecil D. Hobdey

CDH:ee

Encl: Check No. 4224

RECEIVED

ANDREW F. JAMES
CECIL D. HOBDEY
JOHN F. VARIN

LAW OFFICES
JAMES, HOBDEY & VARIN
P. O. BOX 176
GOODING, IDAHO 83330
(208) 934-4429

FAIRFIELD OFFICE
P. O. BOX 185
FAIRFIELD, IDAHO 83327
(208) 764-2251

November 27, 1978

RECEIVED
NOV 29 1978
Department of Water Resources
Southern District Office

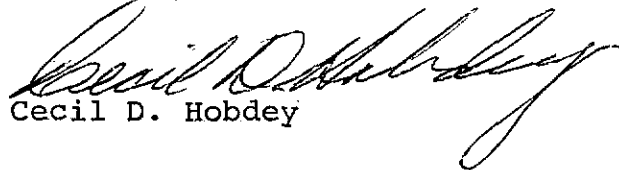
Department of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

Gentlemen:

We enclose herewith Amended Application for Permit on behalf
of Duane E. Cutright.

Also enclosed is our check in the amount of \$15.00, representing
the additional filing fee.

Sincerely yours,


Cecil D. Hobdey

CDH:dh

Enc.

RECEIVED
NOV 29 1978
Department of Water Resources
Southern District Office

INTER-DEPARTMENT MEMO — 1

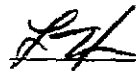
FROM Loren Holmes

DATE

TO Rile

SUBJECT Telephone Conversation with Cecil Hobday.

I called Mr Hobday regarding this Application which was filed as an Amendment to 37-7738, Adding .74 cfs for irrigation. He did not know 37-7738 had been Approved when he sent the Amended Application. I recommended that the domestic & Garden & Orchard uses be removed from the new Application & that it be handled as a new Application to Avoid reduction in Priority of 7738. He agreed to this & said he would send an Additional \$20.00 to cover the filing fee for .74 cfs



SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

DECEMBER 13, 1978

Gooding County Leader
P.O. Box 56
Gooding, Idaho 83330

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 JANUARY 8, 1979.

Yours truly,

Mary R. Hill
Secretary

Encl.

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NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

3Z-7746-

CUTRIGHT, DUANE E.

6601 GLENBROOK ROAD, CHEVY CHASE, MD 20015

Source: UNNAMED SPRING tributary to SNAKE RIVER

Date Filed: 11/28/1978

Amount: 0.74 CFS

Diversion Point: NWNW Sec 21 T 06S R 13E, GOODING Co.

Use: IRRIGATION (0.74 CFS) from 03/15 to 11/15

Place of Use: SWSM Sec 16 T 06S R 13E NWNW Sec 21 T 06S R 13E
FOR 56 ACRES

Diversion Means: DITCH &/OR FLUME

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 on or before

C. STEPHEN ALLRED JANUARY 8, 1979.

Director

Published 12/21 & 12/28.

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