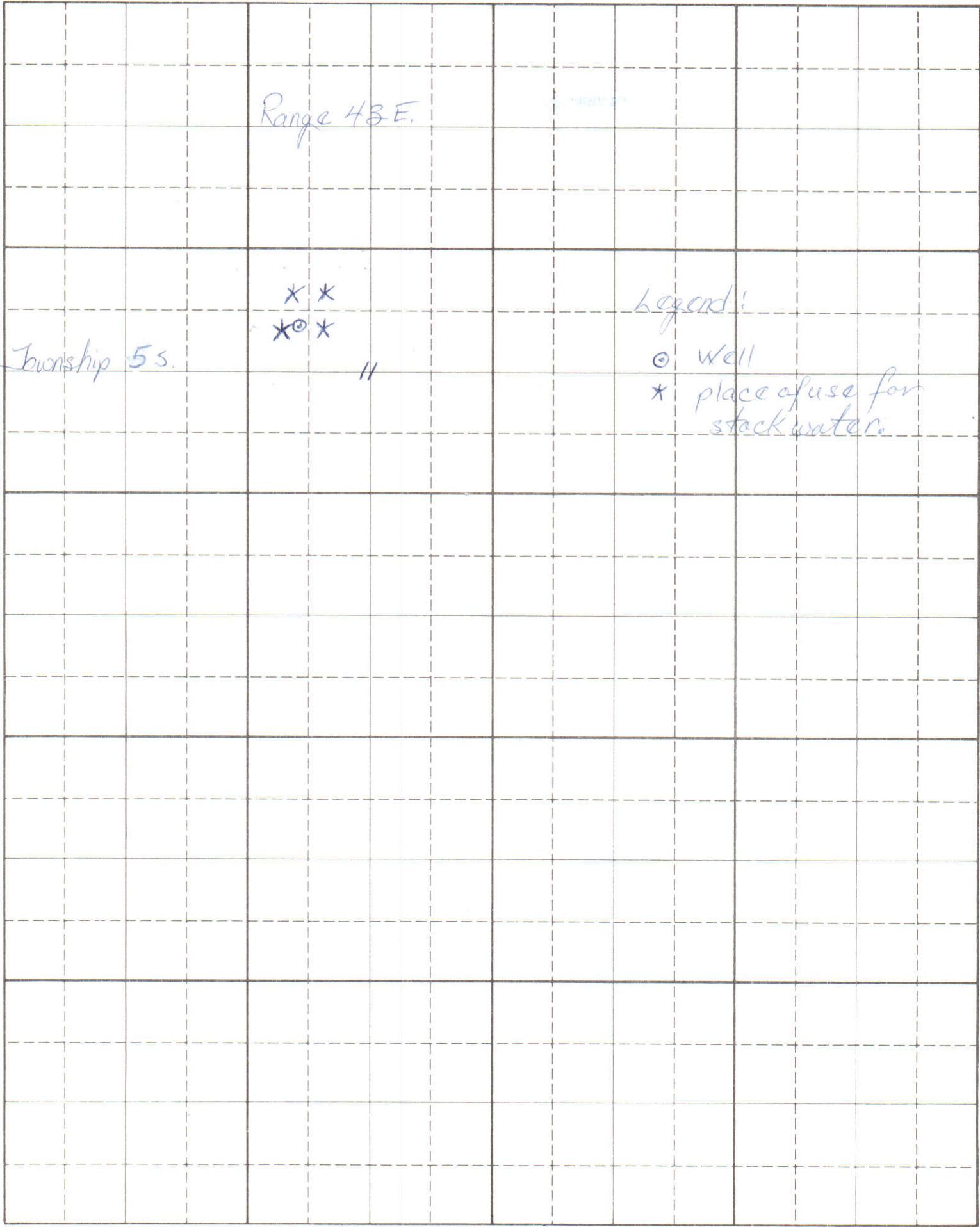


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Jack K. Nuffer
(Applicant)

RECEIVED

AUG 15 1977

Department of Water Resources
Eastern District Office

**NOTICE OF APPLICATION
FOR WATER PERMIT
NO. 25-7126**

Notice is hereby given that Jack K. Nuffer & or Phillis B. Nuffer, Wayan, Idaho have on 7-18-77 submitted Application No. 25-7126 for a permit to appropriate 0.11 cubic feet per second of water from a ground-water source by means of well and pump within the SW 1/4 NW 1/4, Sec. 11, T. 5S, R. 43E, B.M., Caribou County; to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and for stockwatering purposes for 300 head of cattle within the NW 1/4, Sec. 11, T. 5S, R. 43E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before August 15, 1977.

C. STEPHEN ALLRED
Director

Published in the Caribou County Sun, Soda Springs, Idaho on July 28 and August 4, 1977.

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his oath, states:

That he is Publisher of the Caribou County Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County, that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement;

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof

for 2 successive weekly issues thereof, the date of the first publication being the

28th day of

July, 1977

The date of the last publication

being the 4th day of

August, 19 77

Mark Steele

Subscribed and sworn to before me this 5th day

of August, 19 77

Wendy J. Stuck
Notary Public, residing at Soda Springs, Idaho (SEAL)

My Commission expires the

1st day of March

1980

NOTED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 25-07126

Priority: July 18, 1977

Maximum Diversion Rate: 0.03 CFS
Maximum Diversion Volume:¹ 4.1 AF

This is to certify, that JACK K. NUFFER
PHILLIS B. NUFFER

WAYAN, ID 83285 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 18, 1977; and has submitted Proof of Beneficial Use on March 21, 1983. An examination indicates that the works have a diversion capacity of .030 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.03 CFS	4.1 AF

LOCATION OF POINT(S) OF DIVERSION: SWNW , Sec. 11, Township 05S, Range 43E
CARIBOU County

PLACE OF USE: STOCKWATER

TWN RGE SEC

05S 43E 11 SWNW

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

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 FEBRUARY, 1990.

MICROFILMED

MAR 09 1990

Acting for

R. Keith Higginson, Director

Identification No. 25 7126

Application No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant Jack K. Nuffer &/or Phillis B. Nuffer Phone: 574-2243
post office address Wayan, Idaho
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 11 Township 5S
Range 43E B.M. Caribou County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.04 for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.07 for stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.11 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, pump, stockwater troughs and
pipng for culinary 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 during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 6 inches; proposed depth of well is 140 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 2,500.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 11 Township 5S
Range 43E B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 300 head of cattle

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water one.
(5) If water is to be used for other purposes describe: _____

MICROFILMED

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

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

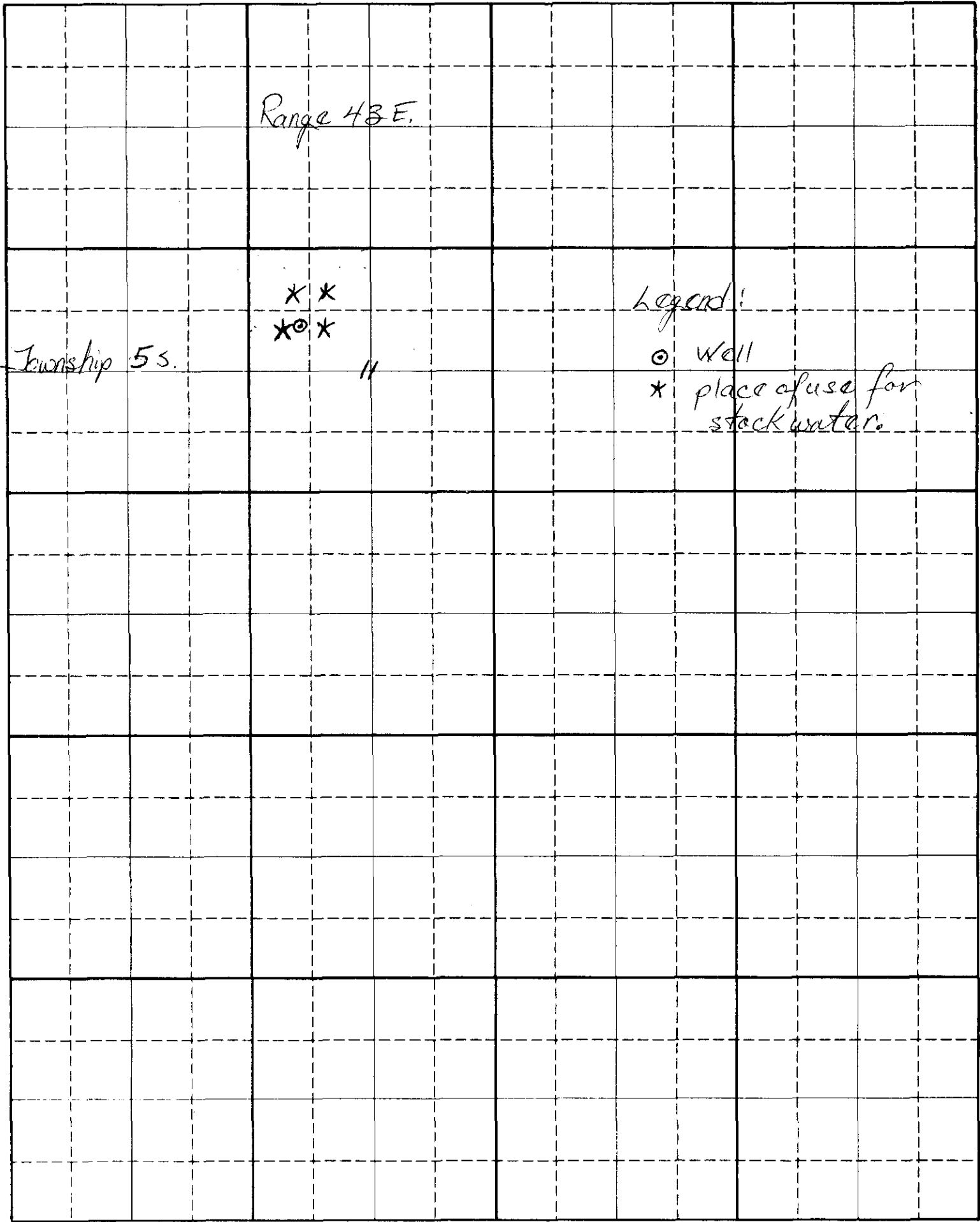
9. a. Who owns the property at the point of diversion applicant

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

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

10. Remarks Normal surface water sources have dried up and well is needed to supply water for stock.

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.

Jack K. Muffer
(Applicant)

Proposed Priority 7/18/77
Received by CW Date 7-18-77 Time 9:25 A.
Preliminary check by EMC Fee \$ 10.00
Receipted by CW Date 7-18-77 # 8272
Publication prepared by CW Date 7-18-77
Published in Boise County Journal
Publication dates July 28 & Aug. 4-1977
Publication approved me Date August 12, 1977
Priority reduced to _____ Reason _____

Protests filed by: Hughes & Hest withdrawn
Hochstetler
Copies of protests forwarded by ED
Hearing held by _____ Date _____
Recommended for approval denial by EMC js

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 25-7126, and said application is hereby APPROVED.

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

- SUBJECT TO ALL PRIOR WATER RIGHTS.
- Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 19 83.
- Other: _____

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

Witness my hand this 25TH day of May 19 78.

Norman C. Young
Administrator

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his
oath, states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County, that said
newspaper has been pub-
lished in said County uninterr-
uptedly and continuously for
over seventy-eight consecutive
weeks, prior to the first publi-
cation of the annexed notice or
advertisement;

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for 2 successive weekly
issues thereof, the date of the
first publication being the

28th day of

July, 1977

The date of the last publication

being the 4th day of

August, 1977

Subscribed and sworn to be-

fore me this 5th day

of August, 1977

Wendy J. Stahl
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the

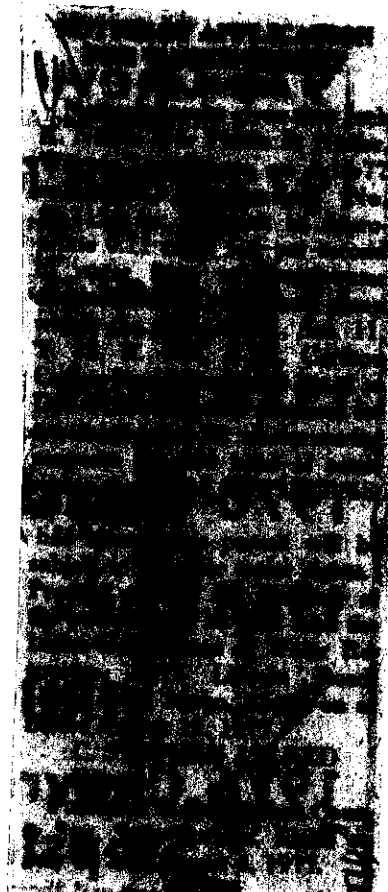
1st day of March

1980...

RECEIVED

AUG 15 1977

Department of Water Resources
Eastern District Office



MICROFILMED

February 14, 1990

JACK K. NUFFER
PHILLIS B. NUFFER
WAYAN, ID 83285

RE: PERMIT NO. 25-07126

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

Microfilm

MAR 24 1990

January 18, 1990

JACK K. NUFFER
PHILLIS B. NUFFER
WAYAN, ID 83285

RE: PERMIT NO. 25-07126

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.

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

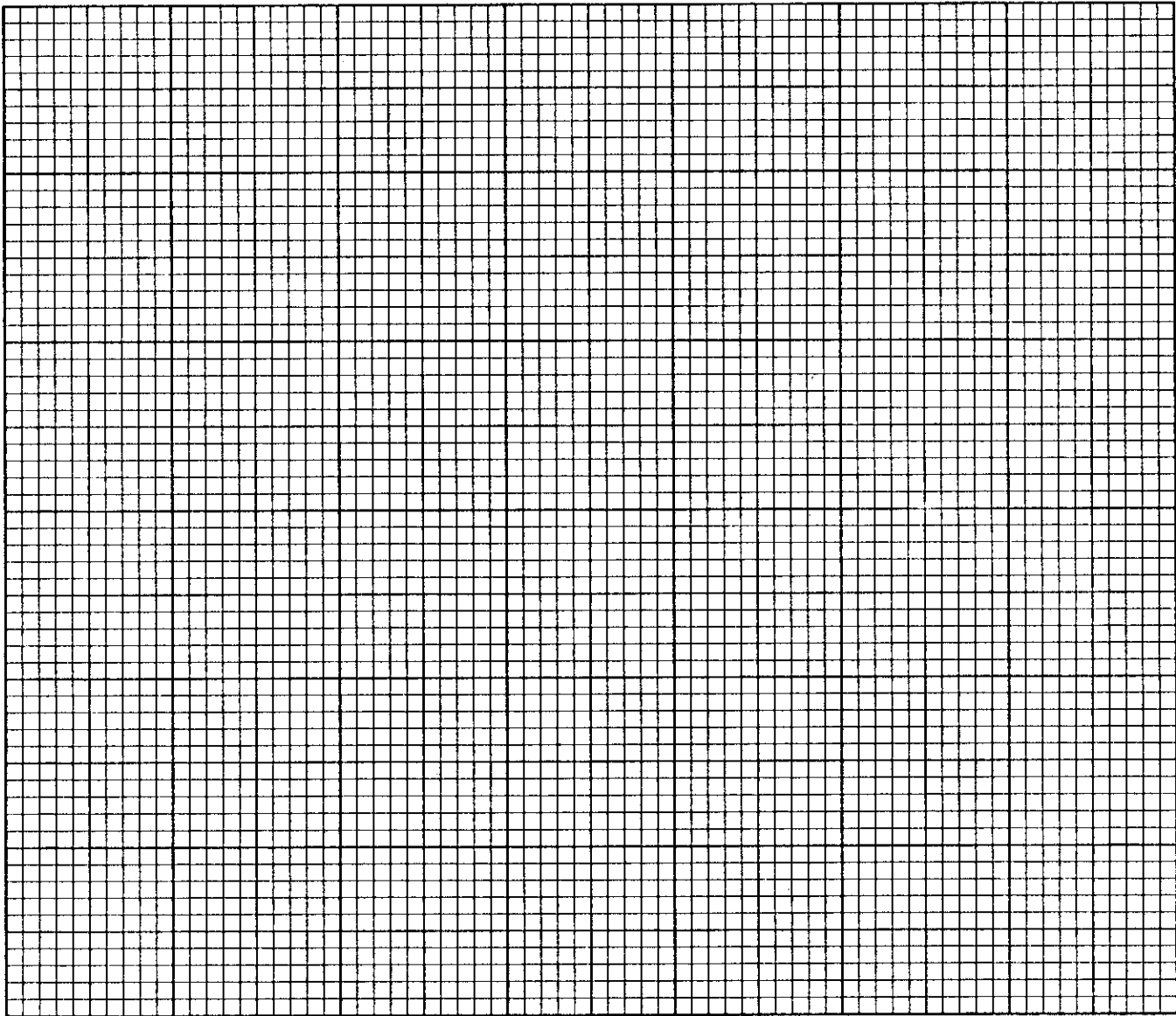
Enclosure

RECORDED

MAR 09 1990

[illegible]

10. Other water rights on these lands N/A
11. Other water right diverted from same p.d. N/A
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached ☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks _____

15. Recommended Amendments
- | | | |
|---|--|--|
| ☐ Change P.D. as reflected above | ☐ Add P.D. as reflected above | ☒ None |
| ☐ Change P.U. as reflected above | ☐ Add P.U. as reflected above | ☐ Other |
16. Examiner's/Consultant's Signature Keith C Wilson Date 31 Aug 1984
- Consultant's License Number _____
- IDWR Director's Authorization to Conduct
- Beneficial Use Examination _____

Date: **REPROFILMED**

CONSULTANT SEAL

MAR 09 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

25-7126
Permit No.

APR 1 1986

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

Department of Water Resources

Bucket & Stopwatch

$$2\frac{1}{2} \text{ gal} / 12 \text{ sec} = 0.21 \text{ gal/sec} = 12.5 \text{ gpm} = \underline{0.03 \text{ cfs}}$$

b) Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$
$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$
$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

c) Volume Calculations for Other Uses:

STOCKWATER - 4.1 afa for 300 head of range cattle

2. Overlap Review

a) Other water rights with same place of use: N/A

b) Other water rights with same point of diversion: N/A

c) Analysis:

RECEIVED

MAR 09 1990

RECOMMENDED AMOUNTS

- | | | | | | | |
|----|------------|----------|--------|-----------|----------------------|-----------------|
| 3. | Permit No. | Priority | Amount | App. Date | Date Proof Submitted | System Capacity |
| | 25-7126 | | | | | 0.03 cfs |

4. Permit Holder: _____

Address: _____

5. Source: GROUND WATER tributary to _____

6. Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
STOCKWATER	1/1	12/31	0.03 cfs	4.1 afa

Allowable Maximums: 0.03 cfs : 4.1 afa

7. Point(s) of Diversion:

[illegible]

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks: _____

UNRECORDED

MAR 09 1990

10. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other _____

11. Examiner's Signature Keith C. Wilson Date 27 Mar 1986

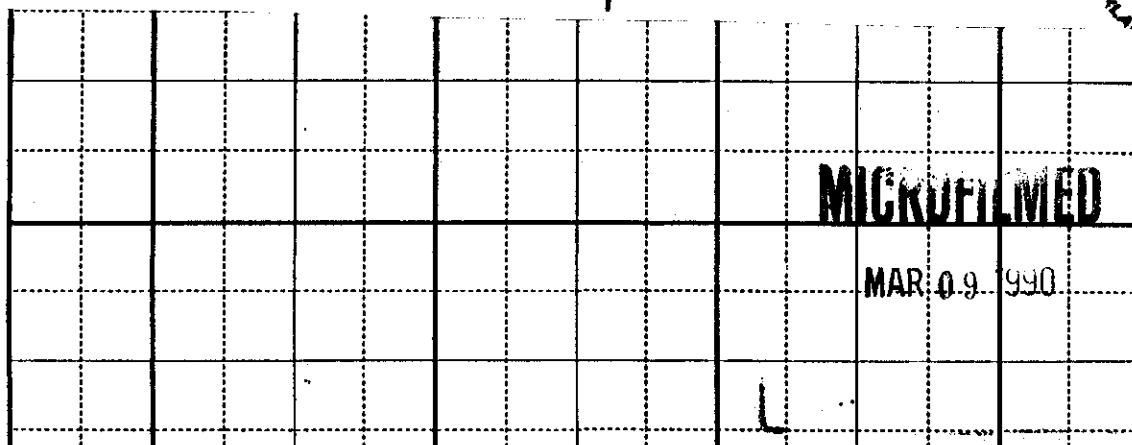
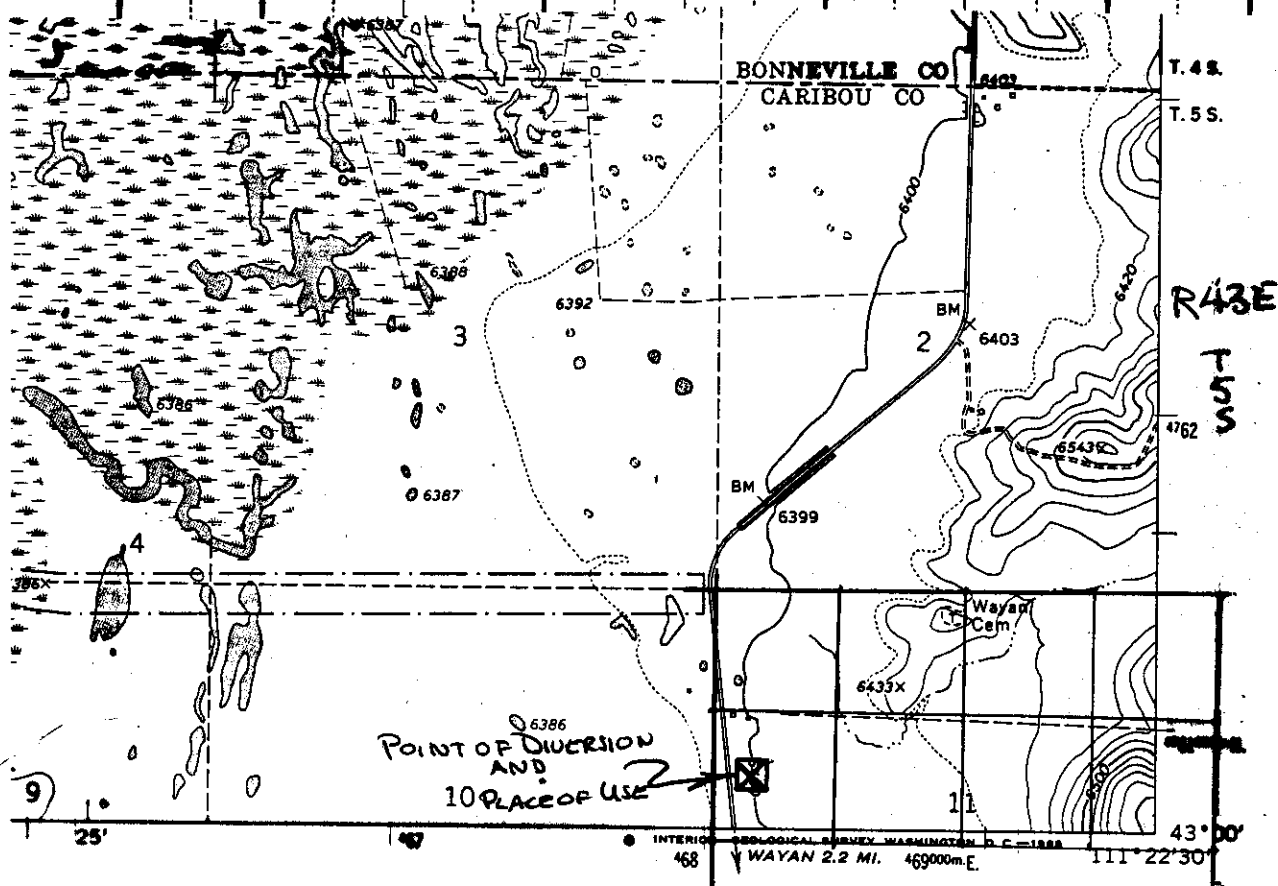
Checked in Regional Office by Gary Spallman Date 3-28-1986

Approved in State Office by _____ Date _____

NAME OF APPLICANT Naffer

25-7126

Form No. 0



Draw Plan in Ink.

25-7126



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup
Idaho Falls, Idaho 83401
(208) 525-7161

April 13, 1983

Jack K. Nuffer
Wayan, ID 83285

RE: 25-7126

Dear Mr. Nuffer:

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 examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

 X 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.

Sincerely,

Harold W. Jones
Sr. Resource Agent

HWL:JK

MICROFILMED

MAR 09 1990

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. 25-7126

Name(s) of Permit Holder: Jack K. Nuffer

Post Office Address: Wayan, Idaho 83285

Tel. No. _____

Source of Water: Well

Extent of Use: ☐ Domestic _____ (number of households)
☒ Stockwater 300 cows + yr lings (number and type of stock)
☐ Irrigation _____ (acres)
☐ Other _____

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

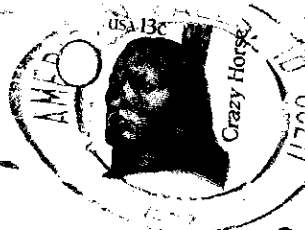
The above information is a true statement of the extent to which the above numbered permit has been developed.

3/16/83
Date

Jack K. Nuffer
Signature of Permit Holder

Jack K. Noffer

Wayan, Idaho 83285



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

MICROFILMED

Idaho Department of Water Resources
MAR 21 1983

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138229

NUFFER, JACK K. & PHILLIS B.
WAYAN, ID 83285

PROOF DUE NOTICE

FEBRUARY 28, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 25-7126 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MAY 01, 1983. (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,

RIITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES





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

May 31, 1978

Re: Permit No. 25-7126

Jack K. Nuffer &/or Phillis B. Nuffer
Wayan, ID

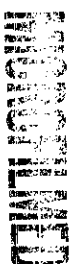
Dear Mr. &/or Mrs. Nuffer:

Enclosed is a copy of your approved Application for Permit No. 25-7126 We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure



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

Copies Sent To:

_____ Idaho Health Department _____ U.S.F.S.
_____ Idaho Fish & Game Dept. _____ Dept. of Lands
_____ Bureau of Land Management _____ Other

Dam Safety Information _____ (Goes to Permit Section)

Check:

Critical G.W. Area _____ yes ☒ no

Other rights on same land _____

Withdrawals of all protests received ☒ yes _____ no

Conditions:

ID Power Co. Letter - Snake R. _____

Meas. Dev. or Sc. Meas. no

ID Power Co. Letter - G.W. & Tribs. _____

Totalizing meter _____

Snake River Condition _____

Supplemental _____

Payette River Letter _____

Right-of-Way Cond. _____

Priority Date 2/18/77

Watermaster Cond. _____
Wtr. Dist No. _____

Water Quality #16 _____

Meas. Dev. Cond. for apps within
a Water Dist. _____

RECEIVED

Jan Grover
Reviewer
5/23/78
Date

May 12, 1978

RE: Application for Permit No. 25-7126

Mr. & Mrs. Jack K. Nuffer
Wayan,
Idaho 83285

Dear Mr. & Mrs. Nuffer:

Enclosed please find a copy of the agreement that was reached at the conference held concerning the above referenced application for permit. The Department has now resumed the processing of this application pursuant to this agreement.

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

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Enclosure

RECEIVED
MAY 15 1978

IN THE MATTER OF)
APPLICATION FOR)
PERMIT 25-7126)
FILED IN THE)
NAME OF JACK K.)
NUFFER &/or PHILLIS)
B. NUFFER.)

STIPULATION
AND
AGREEMENT
AND
WITHDRAWAL OF
PROTEST.

We are now of the opinion that the well proposed under application for permit 25-7126 will not effect our existing stockwater & domestic well. We therefore agree to withdraw our protest against the above referenced application.

Douglas Dockstader
Douglas Dockstader protestant

Geneal Dockstader
Geneal Dockstader protestant

Jack K. Nuffer
Jack K. Nuffer Applicant.

May 12, 1978

RE: Application for Permit No. 25-7126 NUFFER

Douglas Dockstader
& Geneal Dockstader
Wayan, Idaho 83285

Dear Mr. & Mrs. Dockstader:

Enclosed please find a copy of the agreement that was reached at the conference held concerning the above referenced application for permit. The Department has now resumed the processing of this application pursuant to this agreement.

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

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Enclosure

25-7127 - Jack K. Nuffer &/or Phillis B. Nuffer

May 11, 1978 - 11:00 a.m.

Legion Room, Caribou County Courthouse, Soda Springs, Idaho

ROSTER OF ATTENDANCE

Name	Address	Representing
Jack K. Nuffer	Wayan, Idaho	self
Gunt E. Rocketader	Wayan, Idaho	self
Douglas Rocketader	Wayan, Idaho	"



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

April 17, 1978

Ms. Ann Cook
Legion Room
Caribou County Courthouse
Soda Springs, Idaho 83276

Dear Ms. Cook:

This is to confirm the use of the Legion Room for conference and/or hearing to be held by this office on Wednesday, May 3, 1978, beginning at 9:00 a.m., and on Thursday, May 11, 1978, beginning at 9:00 a.m.

Thank you for your cooperation in this matter.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC : CW

DEPARTMENT OF WATER RESOURCES

EASTERN DISTRICT OFFICE

1515 LINCOLN ROAD

IDAHO FALLS, IDAHO 83401

Name and
Address
of Sender

Indicate type of mail:

☐ REGISTERED ☐ REGISTERED
C.O.D.
☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional
copies of this bill.
POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET AND POST OFFICE ADDRESS	POSTAGE	FEE	R R FEE	REG. DEL. FEE	ACTUAL VALUE	HANDLING CHARGE	REMARKS*
354	Res B & Betty J Lopez, Grace, Id.	1.3	60					13-221
355	Theresa Rasmussen, Rt. 1 Box 155, Grace							"
356	Walt Kober, Grace, Id.							"
357	Alvan Hagan, Rt. 1 Box 124, Grace							"
358	Ralph Anderson, Box 130, Grace							"
359	Jack Huffer, Ulysses, Id.							25-7126
360	Walter & Ethel Rockstarke, Ulysses, Id.					25-7127		"
361	J. A. Smith & Sons, Ulysses, Id.					27-7107		25-7127
362	Bradley Store, Ulysses, Idaho							

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

In the Matter of Protest Against)
Approval of Application for Permit)
No. 25-7126 in the Name of JACK K.)
NUFFER AND/OR PHILLIS B. NUFFER)
_____)

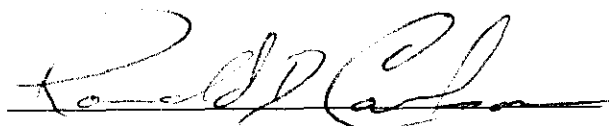
NOTICE OF CONFERENCE
AND/OR HEARING

On July 18, 1977, Jack K. and Phillis B. Nuffer filed with the Department of Water Resources an application for permit to appropriate the public waters of the State of Idaho. On July 18, 1977, the Department received a protest against approval of said application from Douglas and Geneal Dockstader.

The Department has set the matter of protest for conference and/or hearing for Thursday, May 11, 1978, at 11:00 a.m., in the Legion Room, Caribou County Courthouse, Soda Springs, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and arguments on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestant may allow the Department without prejudice to dismiss the protest or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.



RONALD D. CARLSON
Supervisor, Eastern Region

July 22, 1977

RE: Application for Permit No. 11-7127 CITY OF SODA SPRINGS
13-7204 IZATT
25-7126 NUFFER
25-7127 DOCKSTADER
Claim to a Water Right No. 13-4051 IZATT

Caribou County Sun
P. O. Box 815
Soda Springs, Idaho 83276

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted

8-15-77

by

RCW

RDC:W

Enc: Legal Notice (8)

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

July 22, 1977

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

C. Stephen Allred
Director

RE: Application for Permit No. 25-7126

Jack K. Nuffer
Wayan, Idaho 83285

Dear Mr. Nuffer:

Enclosed is a copy of a protest filed against the issuance of a permit pursuant to your Application No. 25-7126. The Department suggests you contact the protestant directly in an effort to determine the nature of the protest and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

If this office can be of further assistance, please contact us.

Sincerely,

Ronald D. Carlson

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:CD

Enclosure



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

July 22, 1977

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

RE: Application for Permit No. 25-7126

Douglas Dockstader
and Geneal Dockstader
Wayan, Idaho 83285

Dear Mr. Dockstader:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

If this office can be of further assistance, please contact us.

Sincerely,

Ronald D. Carlson

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:CD

There is no house on this
ground and we are afraid that
drilling a well this close to our
Culinary and stock well would ruin
our well dry. ~~There~~

RECEIVED

JUL 18 1977

Department of Water Resources
Eastern District Office

Douglas Rockstad
General Rockstad
Mayan, Idaho 83285

NOTICE OF APPLICATION FOR WATER PERMIT

Jack K. Nuffer &/or Phillis B. Nuffer,

Notice is hereby given that
Wayan, Idaho

have 1111 on 7-18-77 submitted Application No. 25-7126
has on _____ submitted Application No. _____
for a permit to appropriate 0.11 cubic feet per second XXXXXXXXXXXXXXXXXXXXXXX
of water from a ground-water source acre feet per annum
by means of well and pump
within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, T. 5S, R. 43E, B.M., Caribou County;

to be used from Jan. 1 to Dec. 31 for domestic purposes for one family and
for stockwatering purposes for 300 head of cattle

within the NW $\frac{1}{4}$, Sec. 11, T. 5S, R. 43E, B.M.

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before _____
August 15, 1977

C. STEPHEN ALLRED
XXXXXXXXXXXXXXXXXXXXXXX
R. KEITH HIGGINSON

Director

Published in the Caribou County Sun, Soda Springs, Idaho
on July 28 and August 4, 1977

Me. d.
Mc-
id.

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Nuffer

- ☒ 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) JH 7/18/77

In form to receipt yes

(2) " "

Send Copies to:

- NA Idaho State Health Department
NA Idaho Fish and Game Department
NA Bureau of Land Management

(3) " "

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

(4) " "

In form for advertising yes

(5) " "

Platted on Map No. 55-43E

(6) " "

Located within Water District No. Bosin 25

(7) " "

Critical groundwater area: yes " no ✓

(8) " "

Groundwater levels: No obs wells in the Area
" Declining, " Stable, " Increasing

(comment) "

(9) " "

Other rights on the same place of use None

(10) " "

Comments: No known conflicting water rights

(11) CW 8-15-77

Affidavit of Publication received (date) August 15-77

(12) CW 7-18-77

Final date for protests August 15, 1977
Protests received: yes ✓ no "

(13) EMC 5/12/78

All requested information received from agencies or applicant: yes ✓ no "

(14) EMC 5/12/78

Action recommended:

✓ Approve " Deny

7-18-77 Proposed Priority

" Reason for Reduction "

" Measuring device required "

" See attached sheet for other conditions of approval "

✓ No special conditions for approval "

(15) District Eastern

By Ernest Carlson Date 5/12/78

RECEIVED

MAY 15 1978

Department of Water Resources

Copy Sent