

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 45-07696

Priority: January 3, 1992

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

2.0 AF

This is to certify, that DON D DUFFIN

RT 1 BOX 405A

RUPERT ID 83350

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 23, 1991; and has submitted Proof of Beneficial Use on April 12, 1993. An examination indicates that the works have a diversion capacity of 0.090 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.02 CFS	2.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 1(SESE), Sec. 35, Township 09S, Range 24E
CASSIA 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>
09S	24E	35	Lot 1(SESE)	0.5		0.5

Total number of acres irrigated: 0.5

CONDITIONS OF APPROVAL AND 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.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right.
6. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.

OCT 20 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

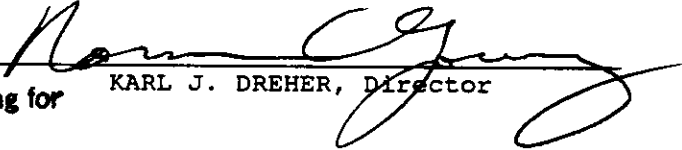
WATER RIGHT NO. 45-07696

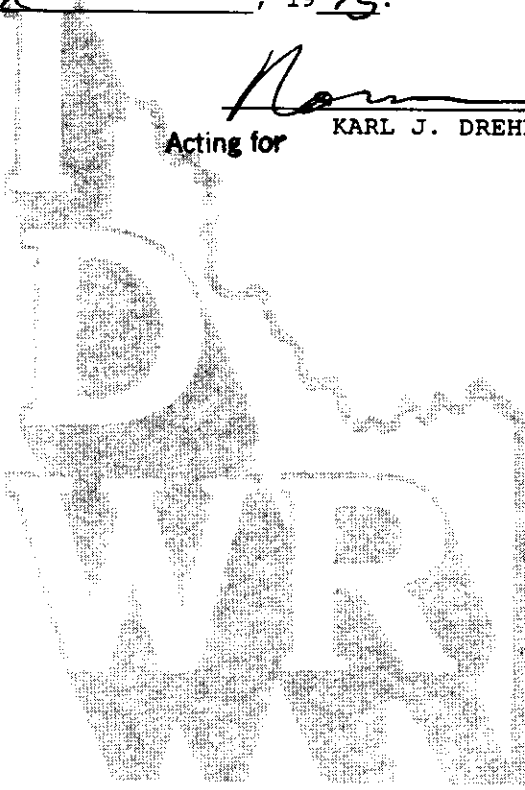
CONDITIONS OF APPROVAL AND REMARKS

7. This right when combined with all other rights shall provide no more than .02 cfs nor more than 2.0 afa for the land described above.

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 17TH day of OCTOBER, 1995.

Acting for


KARL J. DREHER, Director



1995

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 45-07696

IN THE NAME OF DON D DUFFIN

)
) ORDER OF
) REINSTATEMENT
)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before April 1, 1993; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

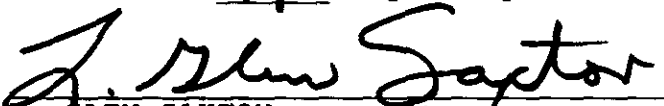
WHEREAS, the Department notified the permit holder that the permit had lapsed for failure to submit the proof of beneficial use; and,

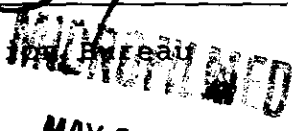
WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on April 12, 1993;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 45-07696 be REINSTATED with an advance in priority to January 3, 1992.

Dated this 14th day of April, 1993.


L. GLEN SAXTON
Chief, Water Allocation Bureau


MAY 21 1993

RECEIVED

APR 12 1993

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OFFICE USE ONLY
Amt. of Fee \$ _____
Date _____
Receipt No. _____
Receipt by _____

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 45-07696 Telephone No. (208) 654 2688
2. Name(s) of Permit Holder(s): Don D Duffin
3. Mailing Address: Rt 1 Box 405A Rupert ID 83350
4. Source of Water: SAND point (Ground water)
- If **GROUNDWATER**, Well Driller's Name: Don Duffin Date Drilled: Mar 27, 1993

OPTIONAL:

Pump horsepower: 3 Pressure (psi): 60^{LBS} Dynamic pumping level (ft.): ?

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)
Irrigation 1 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted .03 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

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

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

8. Fee Enclosed: \$ NA (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name Don Duffin Telephone No. (208) 654 2688
Address Rt 1 Box 405A Rupert ID 83350

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

Date April 7 1993 Signature (and title, if on behalf of a company or organization) [Signature]

MICROFILMED

MAY 21 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 45-07696

Proposed Priority: December 23, 1991 Maximum Diversion Rate: 0.03 CFS

This is to certify, that **DON D DUFFIN**
RT 1 BOX 405A
RUPERT ID 83350

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.03 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 1(SESE), Sec. 35, Township 09S, Range 24E
CASSIA County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S 24E 35 Lot 1(SESE) 1				1

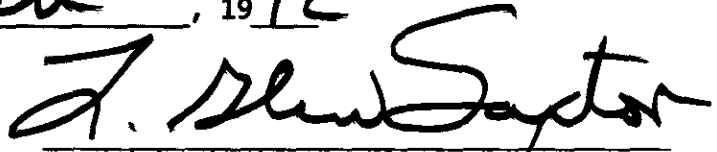
Total number of acres irrigated: 1

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1993.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.

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

23rd day of March, 1992


R. Keith Higginson, Director

MICROFILMED

APR 08 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 45-07696

RECEIVED

DEC 23 1991

To appropriate the public waters of the State of Idaho

(Don D. Duffin)

Department of Water Resources

Southern Region Office

1. Name of applicant Don D Duffin Phone 654 2688

Post office address Rt 1 Box 405 A Rupert 83350

2. Source of water supply Ground Water which is a tributary of _____

3. Location of point of diversion is SE 1/4 of SE 1/4, Govt. Lot 1

Sec. 35 Township 9S Range 24E B.M. Cassia County; additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.03 for Irrigation purposes from 3/15 to 11/15 (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 is (a) 0.03 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Sand point, buried pipe, sprinklers

b. Height of storage dam N/A feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.

c. Proposed well diameter is 4" inches; proposed depth of well is 25' feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

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

APR 08 1992

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9S	24E	35																1	1
																		LT 1	

Total number of acres to be irrigated 1

10. Describe any other water rights used for the same purposes as described above. _____

11. 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. _____

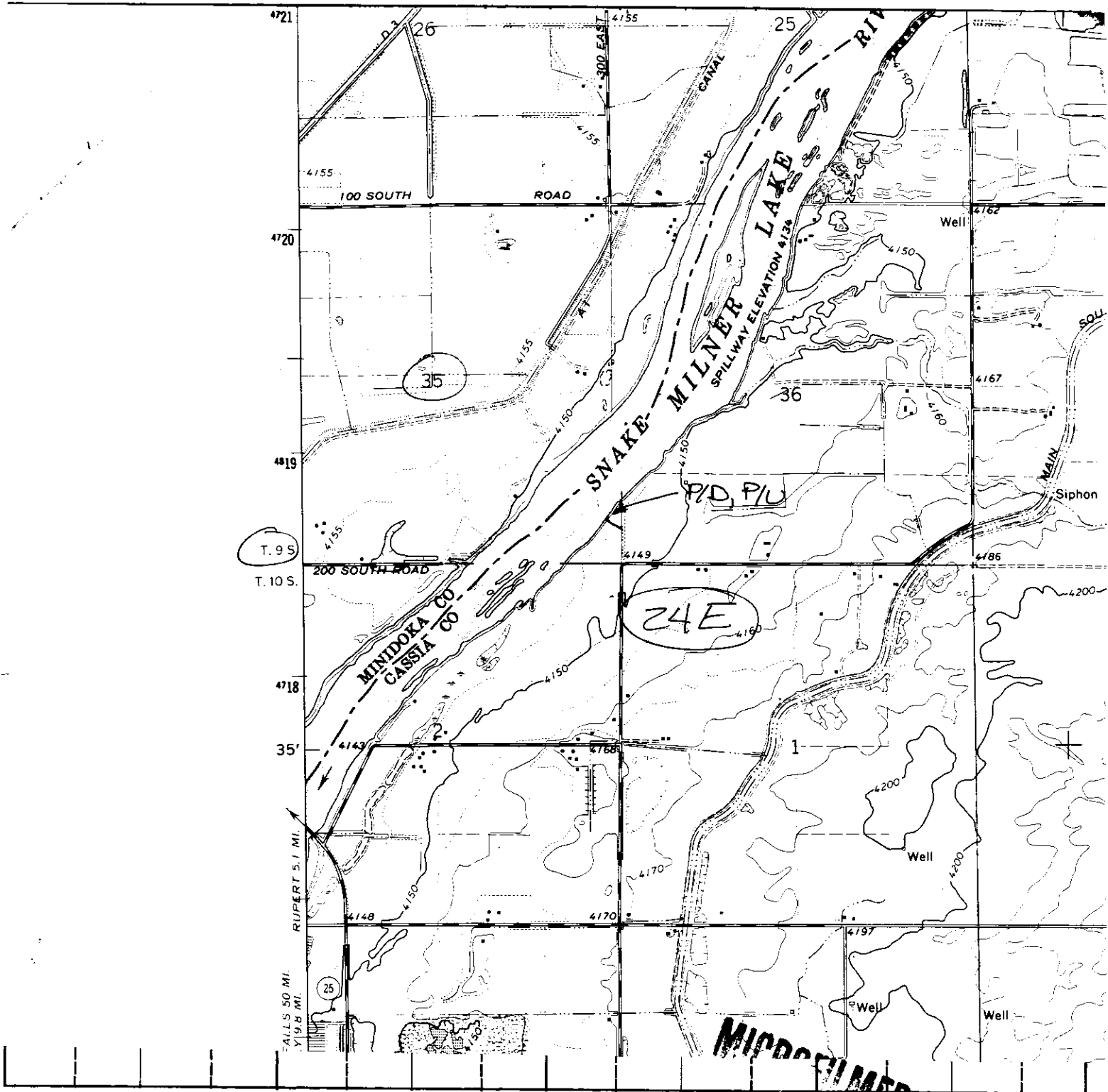
12. Remarks: _____

MICROFILMED

APR 08 1992

45-7696

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



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.

[Signature]
(Applicant)

Received by DJ Date 12/23/91 Time 3:11 Preliminary check by JF Stanton
Fee \$ 30 Receipted by DJ # 5014008 Date 12/23/91
Publication prepared by MB Date 1/8/92 Published in Idaho Press
Publication approved MBaldwin Date 2-5-92

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

RECORDED
APR 08 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 18, 1995

DON D DUFFIN
RT 1 BOX 405A
RUPERT ID 83350

RE: WATER RIGHT NO. 45-07696

Dear Water Right Holder(s):

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED
OCT 20 1995

- 0 1995

Sec. 22

Sec. 23

Sec. 24

Sec. 27

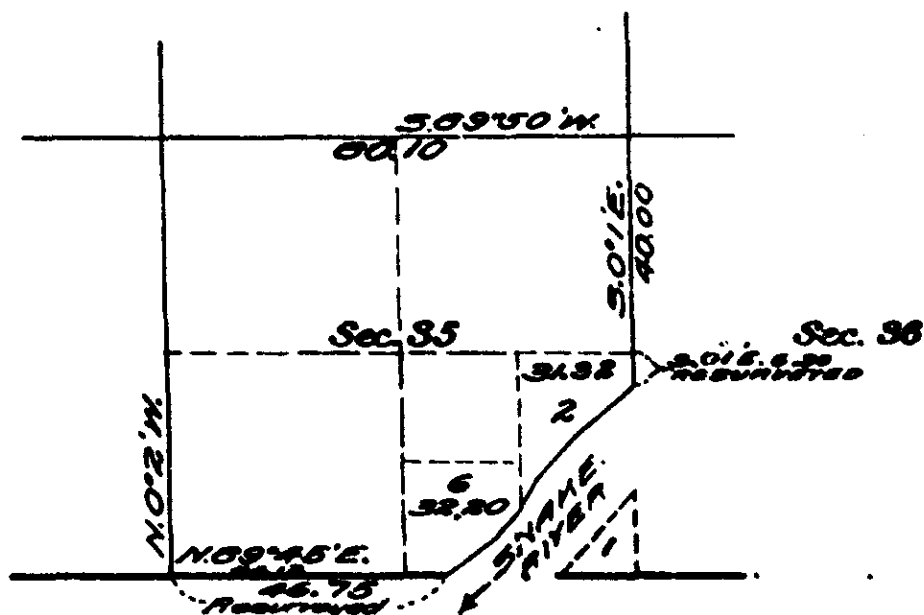
Sec. 28

Sec. 25

Sec. 34

Sec. 35

Sec. 36



When Surveyed.	
Began.	Completed.
March 19, 1911	March 19, 1911

Supplemental Plot of Sec. 35
 The above of Township No. 9 South, Range
 Meridian Idaho is strictly conformable to
 in this office, which have been examined and approved
 U.S. Surveyor General's Office,
 Boise, Idaho, March 25, 1911.

OCT 30 1915

BC

45-07696

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

OCT 30 1995

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 45-07696

1. Owner: Duffin, Don Phone No. 654-2688

Current Address: Route 1 Box 405A Rupert ID 83350

2. Accompanied by: Same EXAM DATE: 06-08-95

Address: Same Phone No. Same

Relationship to Permit Holder: owner

3. Source: Groundwater tributary to —

B. OVERLAP REVIEW

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

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	1		SE	SE	35	9S	24E	Cassia	USGS QUADRANGLE

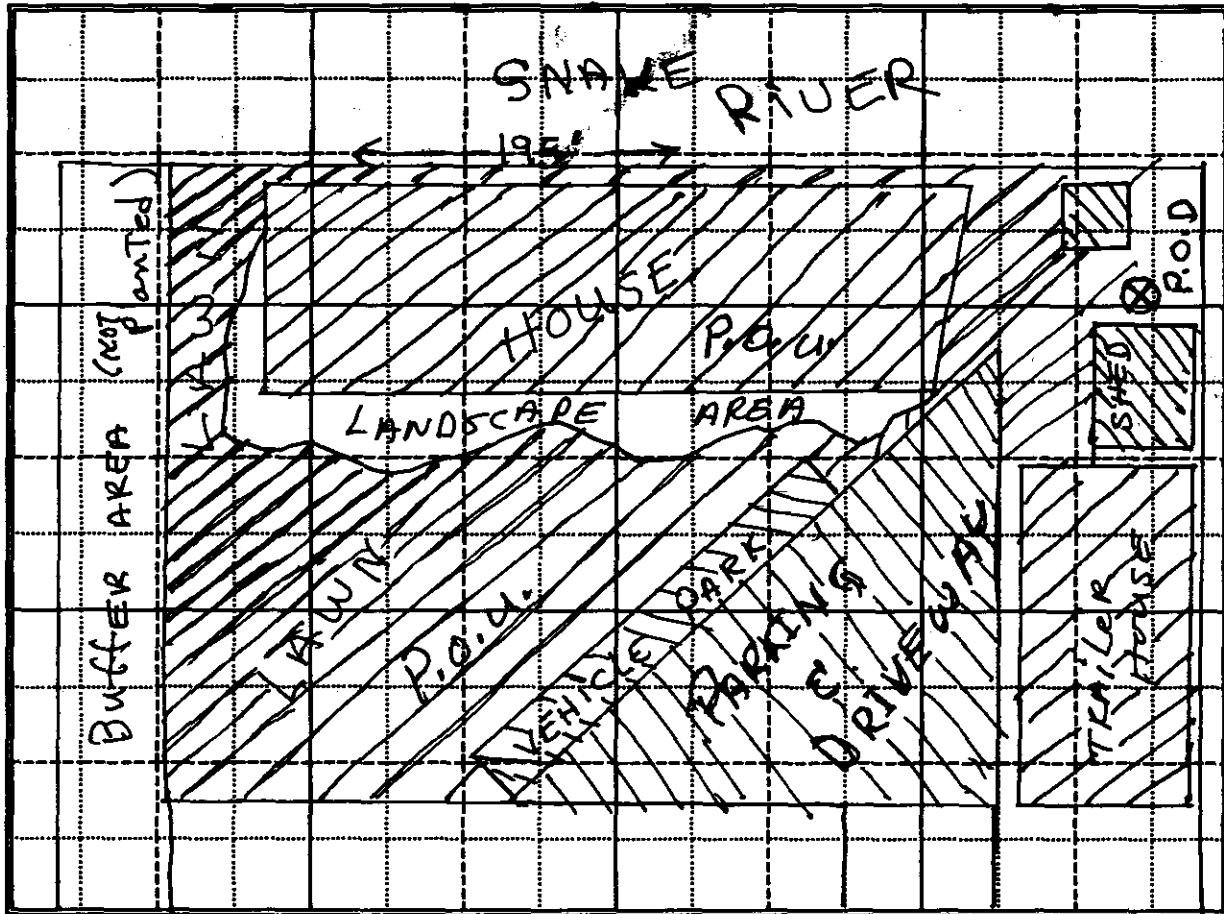
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
9S	24E	35																NE I	.5

OCT 30 1995

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



Scale: 1" = _____

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

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

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	WAYNE	1.5	135C1140	WAYNE	1 1/2" out

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

D. FLOW MEASUREMENTS

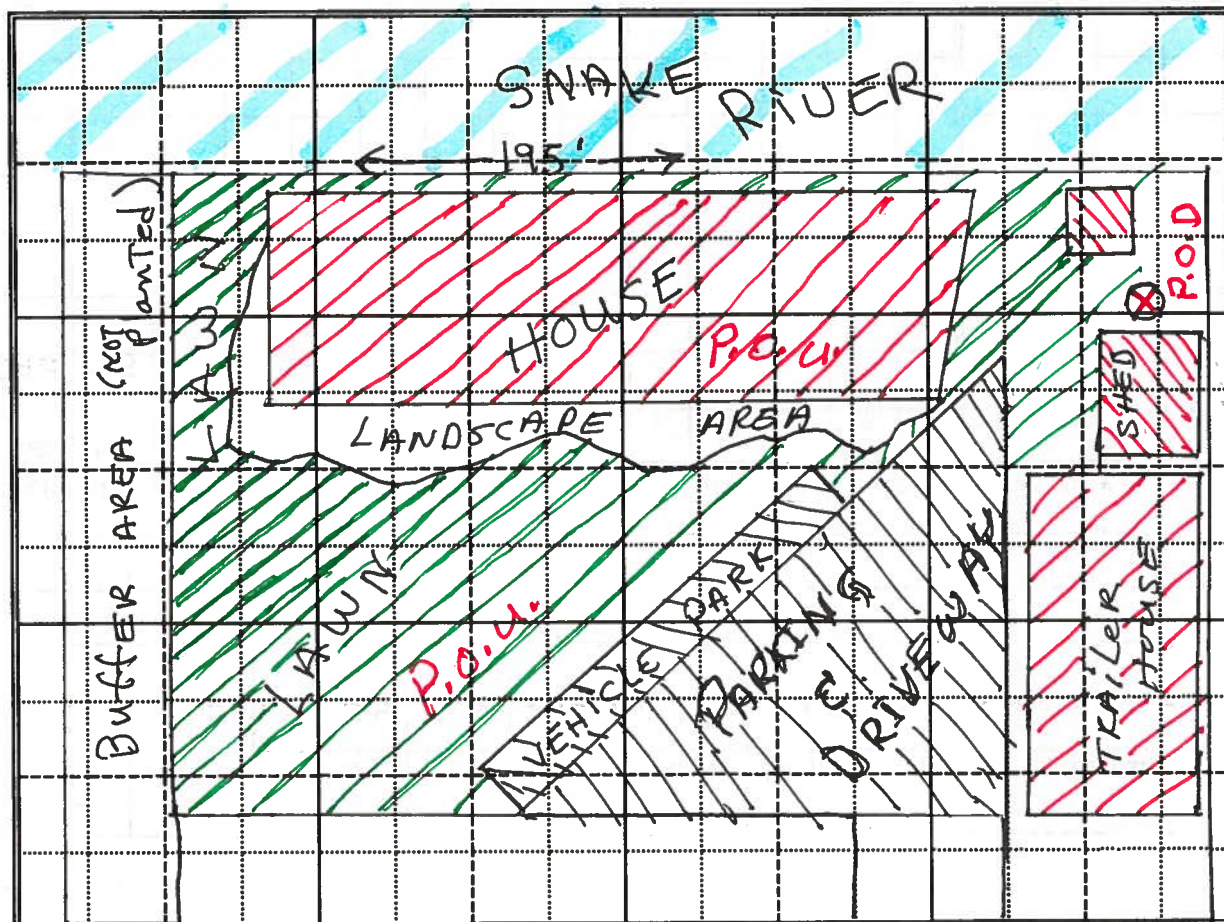
1.

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

2. Measurements: _____

OCT 30 1995

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



Scale: 1" = _____

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

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

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	WAYNE	1.5	135C1140	WAYNE	1 1/2" out

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: _____

OCT 30 1995

E. NARRATIVE/REMARKS/COMMENTS

THIS SYSTEM CONSISTS OF AN 8" WELL, 60 FT DEEP W
STATIC WATER LEVEL AT 12'. A 1.5 HP SUMMERSIBLE
WAYNE PUMP SUPPLIES WATER TO A 60 GAL PRESSURE
TANK LOCATED IN THE BASEMENT OF THE HOUSE
APPROXIMATELY 90 FT AWAY. THERE ARE FAUCET
TYPE OUTLETS = (2 ea) OUTSIDE THE LIVING AREA

AN UN-DEPTH INTERVIEW WITH THE OWNER REVEALED THAT
HIS ORIGINAL PLAN WAS TO PUT DOWN ONE OR TWO SAND-
POINTS TO SUPPLY H₂O FOR IRRIGATION. WHEN THIS PLAN
FAILED, BECAUSE OF CAVING IN OF THE SAND-POINTS HE
STATED THAT HE NOW LEASES SNAKE RIVER SURFACE
WATER TO IRRIGATE HIS LAWN.

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

OCT 30 1995

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method: $Q = \frac{(8.8) \times H.P. \times EFF}{TDH}$

$$\frac{(8.8) \times (1.5) \times .70}{(12) + (35 \times 2.31)} = \frac{9}{93} = .09 \text{ system capacity}$$

G. VOLUME CALCULATIONS**1. Volume Calculations for Irrigation:**

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:**H. RECOMMENDATIONS****1. Recommended Amounts**

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
* .04	01-01	12-31	.04	
Totals:			.04	.6 afa

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name Dallas Tyson Date 06-08-95

Reviewer _____ Date _____

* See adjustment memo.

SEAL
OCT 20 1995

MEMORANDUM

TO: File 45-07696 / Don Duffin
FROM: Brenda Chapman
DATE: October 17, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for Right 45-07696 are based on the information below:

The examiner's final licensing recommendations for this permit not only conflicted with the permitted use, but also with the recommendation on the front of the exam. I discussed the problem with the examiner, Dallas Tryon. Dallas stated that the permit holder irrigates his lawn primarily with Snake River water. If the river level is really low (as in 1992), his pump will not work and he uses the well water as a backup.

Based on that information, Dallas changed his recommendation to domestic use. By doing so, the recommendation exceeded the permitted rate of flow and extended the season of use.

Irrigation should remain the recommended use, with a reduction in area.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	4-01 to 10-31	.02	2.0

RECEIVED
OCT 30 1995

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: 45-07696
DATE: 06-08-95
BY: DR Dym

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

Q = CFS
H.P. = Total Brake Horsepower of pumping plant (including booster)
EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)
TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]
LIFT = depth to water in FEET from land surface to pumping water level
PSI = pumping pressure measured in psi near pump (if open discharge assume zero [0])

$$Q = \frac{(8.8) (1.5) (0.70)}{[(12) + (35 \times 2.31)]} = \frac{9}{93} .09$$

LIFT FROM:	PSI FROM:	NOTES ON PUMP:
measurement ()	measurement ()	Motor Make, Serial or ID
owner ()	owner ()	
area estimate ☒	estimate ()	Pump Make, Serial or ID, rating
well logs ☒	owner gage ☒	
Booster (Y) (N)		

REMARKS

ANNUAL VOLUME ANALYSIS

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

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

POTENTIAL =

REQUIRED Acre Feet/Acre/Annum =
(AF/Ann/Ac irrigation requirement from chart for area)

NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY ☒

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

007801995

GEOLOGICAL SURVEY

113°37'30"
42°37'30"

285000m E

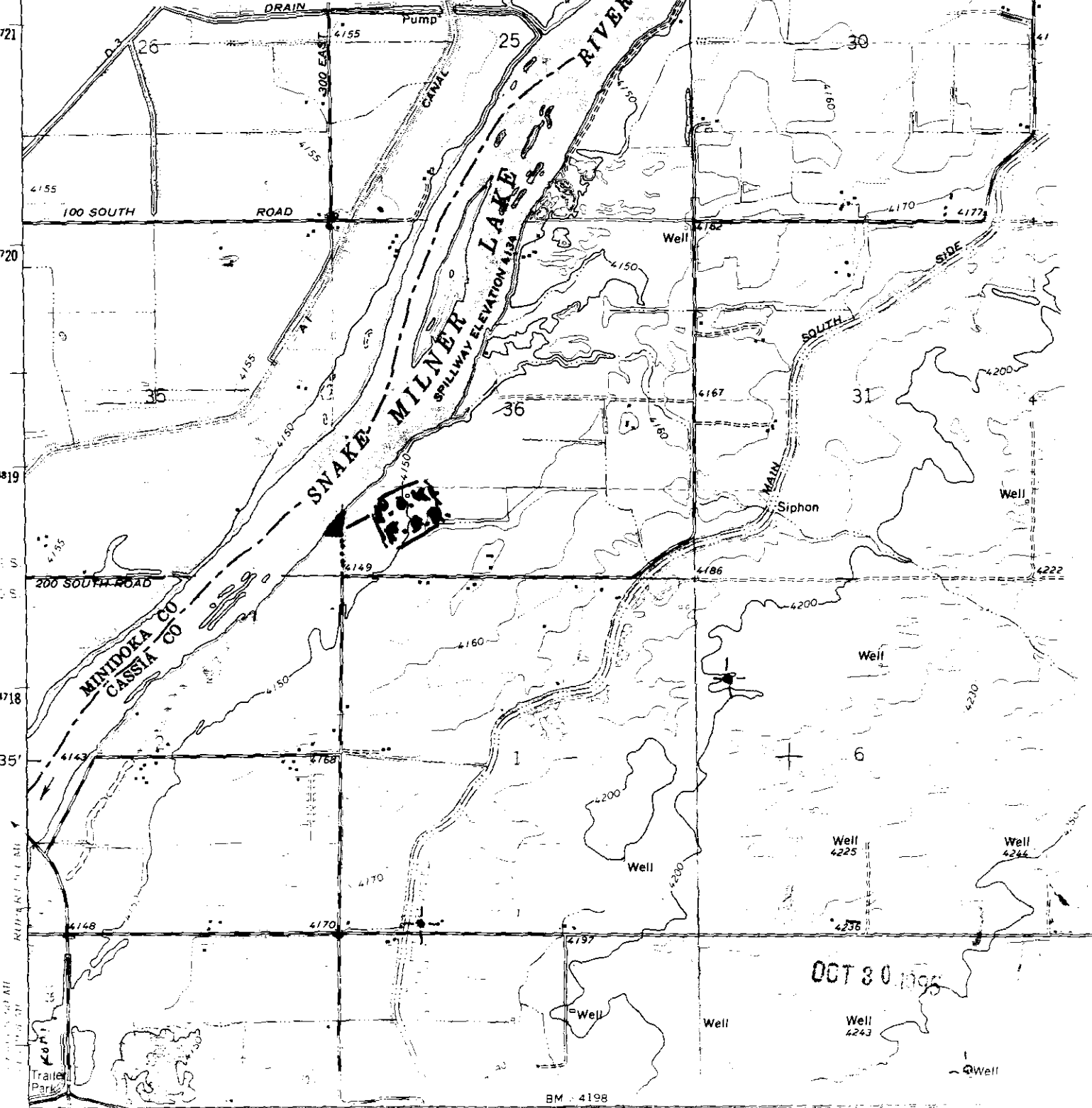
2.5 MI TO IDAHO 24

R. 24 E.

35' R 25 E

4722000m N

PERMIT 15-07696 INIT
T. R. S. 0/0
P/D 95 24E 35 LOT 1 NE/SE/SE
SCALE
PHOTO ID.



OCT 30 1995

Well 4243

Well 4244

Well 4225

Well

Well

Well

Well

April 16, 1993

DON D DUFFIN
RT 1 BOX 405A
RUPERT ID 83350

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 45-07696

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)736-3033.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

Enclosure

MICROFILMED

MAY 21 1993

45-07696

P.O. U.



P.O. U.

RECEIVED

OCT 30 1995



45-0169B



P.O. U.

P.O. U.

RECEIVED

OCT 30 1995



April 6, 1993

DON D DUFFIN
RT 1 BOX 405A
RUPERT ID 83350

LAPSE NOTICE

RE: PERMIT NO. 45-07696

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated January 31, 1993. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 4/6/93
a ~~copy~~ original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Klg

RECEIVED

MAY 21 1993

January 31, 1993

DON D DUFFIN
RT 1 BOX 405A
RUPERT ID 83350

PROOF DUE NOTICE

RE: PERMIT NO. 45-07696

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before April 1, 1993. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

RECEIVED

MAY 21 1993





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 25, 1992

DON D DUFFIN
RT 1 BOX 405A
RUPERT ID 83350

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 45-07696

Dear Permit Holder:

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

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

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

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:clh

Enclosures

RECORDED

APR 18 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

09-Jan-1992

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

DON D DUFFIN
RT 1 BOX 405A
RUPERT ID 83350

Re: Application for Permit No. 45-07696

Dear Mr. Duffin:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office will be advertising the application in the South Idaho Press on 1/17 & 1/24/92. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

MICROFILMED

APR 08 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

09-Jan-1992

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

RON CARLSON WATERMASTER
WATER DISTRICT #01
EASTERN REGION
150 SHOUP SUITE 15,
IDAHO FALLS ID 83401

Re: Application for Permit No. 45-07696

Dear Mr. Carlson:

Please find enclosed a copy of the above referenced
Application for Permit for your information and files.

If you have any questions or if this office can be of further
assistance, please feel free to contact us.

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

Enclosure

APR 01

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

RECEIVED

JAN 30 1992

Department of Water Resources
Southern Region Office

County of Cassia, }
STATE OF IDAHO } ss.

MONIQUE JONES

_____ being first
duly sworn, deposes and says that _____
is the CLERK of the South
Idaho Press, a daily newspaper published
at Burley, Idaho, in the county aforesaid
and that the paper is of general circulation
therein. Deponent further states that the
printed notice attached hereto was duly
published according to law in the regular
editions of The South Idaho Press for two
consecutive weeks, commencing with the
issue dated Jan 17 19 92, and
ending with the issue dated Jan 24,
19 92. Monique Jones

STATE OF IDAHO
COUNTY OF CASSIA }

On this 29 day of January in the year of 1992, before me,
a Notary Public, personally appeared Monique Jones,
known or identified to me to be the person whose name subscribed to the
within instrument, and being by me first duly sworn, declared that the
statements therein are true, and acknowledged to me that he executed
the same.

Kelly Simon
Notary Public for Idaho

Residing at Burley, Idaho

My commission expires: May 23, 1992

Cost of Publication: 25.92
Notary Fee: .50
Total Cost: 26.42

OK
MB
2-5-9
APR 08 1992

SOUTH IDAHO PRESS

BURLEY, IDAHO

92-007

NOTICE OF APPLICATION FOR TRUST WATER RIGHT 45-07696

DUFFIN, DON D
RT 1 BOX 405A
RUPERT, ID 83350
Source: GROUNDWATER
Diversion Pt: LOT 1 (SESE) Sec 35 T 09S R
24E in CASSIA County.
Use: IRRIGATION (.030 CFS)
Total Diversion: (.030 CFS)
Date Filed: 12/23/1991
In: CASSIA County
T09S R24E S35 Lot 1 (SESE)
1.0 ACRES TOTAL
The permit(s) will be subject to all prior water
rights. Protests may be submitted based on
the criteria of Sec. 42-203A, Idaho Code and/or
the new public interest criteria of Sec. 42-
203C, Idaho Code. Protests must be filed with
the Director, Dept. of Water Resources, 222
Shoshone Street East, Twin Falls, ID 83301 on
or before FEBRUARY 3, 1992.

/s/ R. Keith Higginson, Director
Published in the South Idaho Press on Janu-
ary 17 and 24, 1992.

AFFIDAVIT OF PUBLICATION

County of Cassia, }
STATE OF IDAHO } ss.

MONIQUE JONES

_____ being first
duly sworn, deposes and says that _____
is the _____ CLERK _____ of the South
Idaho Press, a daily newspaper published
at Burley, Idaho, in the county aforesaid
and that the paper is of general circulation
therein. Deponent further states that the
printed notice attached hereto was duly
published according to law in the regular
editions of The South Idaho Press for _____
consecutive weeks, commencing with the
issue dated _____ 19 _____, and
ending with the issue dated _____,
19 _____. _____

STATE OF IDAHO
COUNTY OF _____ }
CASSIA

On this _____ day of _____ in the year of _____, before me,
a Notary Public, personally appeared _____,
known or identified to me to be the person whose name subscribed to the
within instrument, and being by me first duly sworn, declared that the
statements therein are true, and acknowledged to me that he executed
the same.

Notary Public for Idaho

Residing at _____

My commission expires: _____

Cost of Publication: _____

Notary Fee: _____

Total Cost: _____

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

45-07696

DUFFIN, DON D
RT 1 BOX 405A
RUPERT, ID 83350

Source: GROUNDWATER

Diversion Pt: LOT 1 (SESE) Sec 35 T 09S R 24E in CASSIA County.

Use: IRRIGATION (.030 CFS)
Total Diversion: (.030 CFS)

Date Filed: 12/23/1991

In: CASSIA County
T09S R24E S35 Lot 1(SESE)

1.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 on or before FEBRUARY 3, 1992.

R. Keith Higginson, Director

Published: 1/17/1992 & 1/24/1992

MICROFILMED

APR 08 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301
(208)736-3033

JANUARY 8, 1992

SOUTH IDAHO PRESS
PO BOX 190
BURLEY, ID 83318

Gentlemen:

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

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

Please send the affidavit of publication and publication billing to this office before FEBRUARY 3, 1992.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

RECEIVED

APR 08 1992