

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 45-07249

Priority: November 8, 1975

Maximum Diversion Rate: 4.54 CFS

Maximum Diversion Volume: 908.0 AF

This is to certify, that BRUCE B TURNER

WATER CANYON #13

DECLO ID 83323

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 28, 1975; and has submitted Proof of Beneficial Use on June 4, 1985. An examination indicates that the works have a diversion capacity of 5.470 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	4.54 CFS	908.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWNW , Sec. 36, Township 10S, 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>
11S	24E	1	Lot 3(NENW) 39	SENW 40	NESW 40	
			NWSW 39	SWSW 34	SESW 35	227

Total number of acres irrigated: 227

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 that 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. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
6. The issuance of this right in no way grants any right-of-way or easement across the land of another.
7. This right uses the same well as Right 45-07501 and when combined with Right 45-07501 shall not exceed a combined diversion rate of 5.47 cfs.

MINORITY VED

JUN 29 1994

State of Idaho
Department of Water Resources

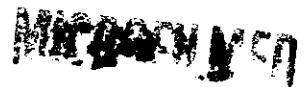
WATER RIGHT LICENSE

WATER RIGHT NO. 45-07249

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 12th
day of MAY, 1994.

Acting for


R. Keith Higginson, Director



JUN 29 1994

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT)
NO. 45-07249 IN THE NAME OF)
BRUCE B. TURNER)

ORDER ADVANCING
DATE OF PRIORITY

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 45-07249 for issuance of a license, the Department finds, concludes and orders:

FINDINGS OF FACT

1. The Department approved Application for Permit No. 45-07249 to appropriate the public waters of the State of Idaho with a proposed priority of OCTOBER 28, 1975.

2. On AUGUST 12, 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. The examination fee was due on OCTOBER 11, 1986.

3. The license examination fee was received on OCTOBER 22, 1986, 11 day(s) late.

RECEIVED

JUN 29 1994

CONCLUSIONS OF LAW

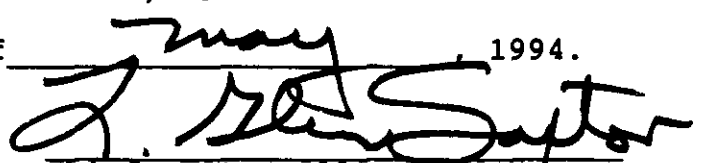
1. The Director may advance the priority date of the permit one day for each day the license examination fee is late, pursuant to the provisions of Section 42-217, Idaho Code.

2. The date of priority of Permit No. 45-07249 should be advanced 11 day(s).

ORDER

IT IS HEREBY ORDERED that the date of priority of Permit No. 45-07249 is advanced to NOVEMBER 08, 1975.

Dated this 10th day of May, 1994.


Chief, Water Allocation Bureau

JUN 29 1994

RECEIVED

4/86

OCT 22 1986

Department of Water Resources
Southern Region Office

Department of Water Resources
Southern Region Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received 200.00
Date 10/22/86
Receipt # 38780
Receipt by M. Baldwin
Sent to S.O. 10/22/86

RECEIVED

OCT 23 1986

1. Permit No. 45-7249

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: Bruce B. TURNER

3. Post Office Address: Water Canyon #13

Oak Id 83333 Telephone No. 654 2616

4. Source of Water: Deep well

5. Extent of Use:

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

Irrigation X _____ (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 4.80 cfs _____ acre-feet

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

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

Bruce B. Turner (Name)

Water Canyon #13 Oak Id (Address) 654 2616 (Telephone Number)

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

Oct 10 1986
Date

Bruce B. Turner
Signature of Permit Holder (and title, if appropriate)

JUN 29 1994

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.

RECEIVED
JUN 6 1985

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED

JUN 4 1985

Department of Water Resources

Department of Water Resources
Boise, Idaho 83720

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 45-7249

Name(s) of Permit Holder: Bruce B. Turner ✓

Post Office Address: Water Canyon #13 Declo ID. ✓

Telephone No. 208-654-2616

Source of Water: Deep Well ✓

Extent of Use:

Domestic _____ (number of households)

Stockwater _____ (number and type of stock)

Irrigation ~~400~~ 300 (acres) ✓

Other/Remarks _____

Indicate the date water was first diverted and beneficially used under this permit: May 1982 ✓

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

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

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

Bruce B. Turner
(Name)

Water Canyon #13 Declo ID. 208-654-2616
(Address) (Telephone Number)

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

June 1 1985
Date

Bruce B. Turner
Signature of Permit Holder (and Title, if appropriate) ✓

MICROFILMED

Jan

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit
proof of beneficial use on a water right permit

Bruce B. Turner of Water Canyon #13, Declo
(Name) (Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public
Waters of the State of Idaho No. 45-7249.

That under the terms and conditions of said permit, work thereunder was required to be completed on or
before February 1, 1981.

That he has heretofore performed the following work described under said permit: _____

Drilling of the well is nearly completed, & the land has been prepared for
seeding. All needed equipment has been purchased.

Costing \$ 180,000.

That he is unable to complete the remainder of the work within the required time for the following
reasons, to-wit: Drilling tools have been dropped down the hole twice, thereby prolonging
the drilling process.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of
obligations under said permit to February 1, 1986.

Bruce B. Turner
(Signature)*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time
within which to submit the statement of beneficial use is extended to February 1, 1986.

Signed this 3 day of February, 1981.

David R. T. Tully
Acting Chief, Operations Bureau

* IF OTHER THAN HOLDER, Power of Attorney must be supplied.

15 fee received by maria Date 1/22/81 Receipt # 16775

MICROFILMED

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
PERMIT NO. 45-7249 IN THE NAME OF)
BRUCE B. TURNER)

MEMORANDUM DECISION
AND ORDER

On October 28, 1975, Mr. Bruce B. Turner of Declo, Idaho filed an application for Permit No. 45-7249 to appropriate 4.8 cubic feet per second of water from a groundwater source in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, Twp. 10S, Rge. 24E, B.M. Cassia County for irrigation of 240 acres.

The Department caused notice of the application to be published in the South Idaho Press, Burley, Idaho on November 4 and November 11, 1975. On November 7, Mr. Turner amended the application by changing the point of diversion to the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, B.M. Notice of this amended application was published in the South Idaho Press, Burley, Idaho on November 18 and November 25, 1975. On November 24, 1975, Mr. Turner again amended Application for Permit No. 45-7249, to propose points of diversion located in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 1, Twp. 11S, Rge. 24E, B.M. and SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, Twp. 10S, Rge. 24E, B.M. Cassia County. On December 2, 1975, the Department received a protest against the granting of said permit from Mr. F. P. Lynch, on December 3, 1975 from Mr. Bill Darrington and on December 17, 1975, from Mr. Norman H. Nielson, Attorney on behalf of the Burley Irrigation District.

A conference was held in Twin Falls, Idaho on January 16, 1976 to consider the application and the protests. The protestants, Mr. F. P. Lynch and Mr. Bill Darrington represented themselves and Mr. Norman H. Nielson represented the Burley Irrigation District. Mr. Bruce B. Turner, the applicant, represented himself. After a discussion of the issues, the parties agreed to allow the Department of Water Resources to reach a decision in the matter based upon the information presented at the conference and all pertinent information in the files of the Department.

After reviewing the evidence and information presented at the conference, the Director of the Department of Water Resources makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

(1) The protestant, Mr. Bill Darrington's domestic well is 55 feet deep with the water level about 15 feet below ground surface.

(2) Mr. Darrington's existing well is about $\frac{1}{4}$ mile distance from any wells proposed under this permit.

(3) The applicant proposes to drill a well about 50 feet from Marsh Creek which is tributary to the Snake River.

(4) The Burley Irrigation District claims they are entitled to return flows of which Marsh Creek is a portion as stated in their contract with the U. S. Department of Interior, Bureau of Reclamation. Article 7 of that contract is as follows:

PROVISIONS RELATING TO NATURAL FLOW RIGHTS AND STORAGE IN LAKE WALCOTT

NATURAL FLOW RIGHTS

7. (a) There are held for the Minidoka Project (Gravity Division and South Side Pumping Division) these amounts of natural flow from Snake River with these priorities:

- (3) The amount of lawful gain in flow coming into the river between the Neeley gage and Milner Dam when stored water is being drawn for the project as measured by the Watermaster from time to time.

(5) One of the wells is proposed to be drilled about 100 feet away from a well that is proposed by Mr. F. P. Lynch under Application for Permit No. 45-7245 which is earlier in priority than this application.

CONCLUSIONS OF LAW

(1) The Director of the Department of Water Resources is charged with the protection of reasonable groundwater pumping levels according to the doctrine of "first in time is first in right." However, this doctrine must reasonably be exercised so that it will not hinder full economic development of the underground water resources. The present water level is above the reasonable economic pumping level for this area.

(2) The return flows of Marsh Creek to the Snake River are fully appropriated, therefore, the waters of Marsh Creek may not be interfered with by the drilling of a well nearby in an attempt to obtain the underflow of the creek.

MICROFILMED

(3) A permit cannot be denied on the basis of possible interference with a well under a prior permit that has not yet been drilled. However, if interference occurs between the two wells at a later date the permit holder must recognize that the priority of this permit is later in time and, therefore, subject to the water right of another well.

ORDER

IT IS, THEREFORE, ORDERED and Application for Permit No. 45-7249 is hereby APPROVED subject to the following limitations and conditions:

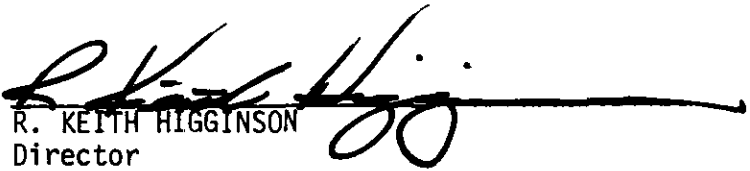
(1) That said permit shall be subject to all prior water rights.

(2) That proof of construction of works and application of water to beneficial use shall be submitted to the Department of Water Resources on or before February 1, 1981.

(3) Measuring devices of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

(4) Unperforated casing shall be installed to a minimum depth of 50 feet below the land surface in the well drilled in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, Twp. 10S, Rge. 24E, B.M.

Dated this 20 day of February, 1976.


R. KEITH HIGGINSON
Director

Identification No. _____

Application No. 45-7249

APPROVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
AMENDED (See Application For Amendment dated 11-24-74)
APPLICATION FOR PERMIT

RECEIVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

NOV 24 1975

Department of Water Resources
Southern District Office

1. Name of applicant Bruce B. Turner Phone: _____
post office address Route #1, Box 105D, Declo, Idaho 83323
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 1 Township 11S
Range 24E B.M. Cassia County; additional points of diversion if any: _____
SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, Twp. 10S, Rge. 24E; NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, B.M.
- 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 4.80 cfs for Irrigation purpose from March 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (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. 4.80 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 and 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 during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 24 inches; proposed depth of well is 350 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 \$ 150,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ 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 _____

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

RECEIVED
NOV 24 1975

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	
11S	24E	1					40			40	40	40	40	40					240

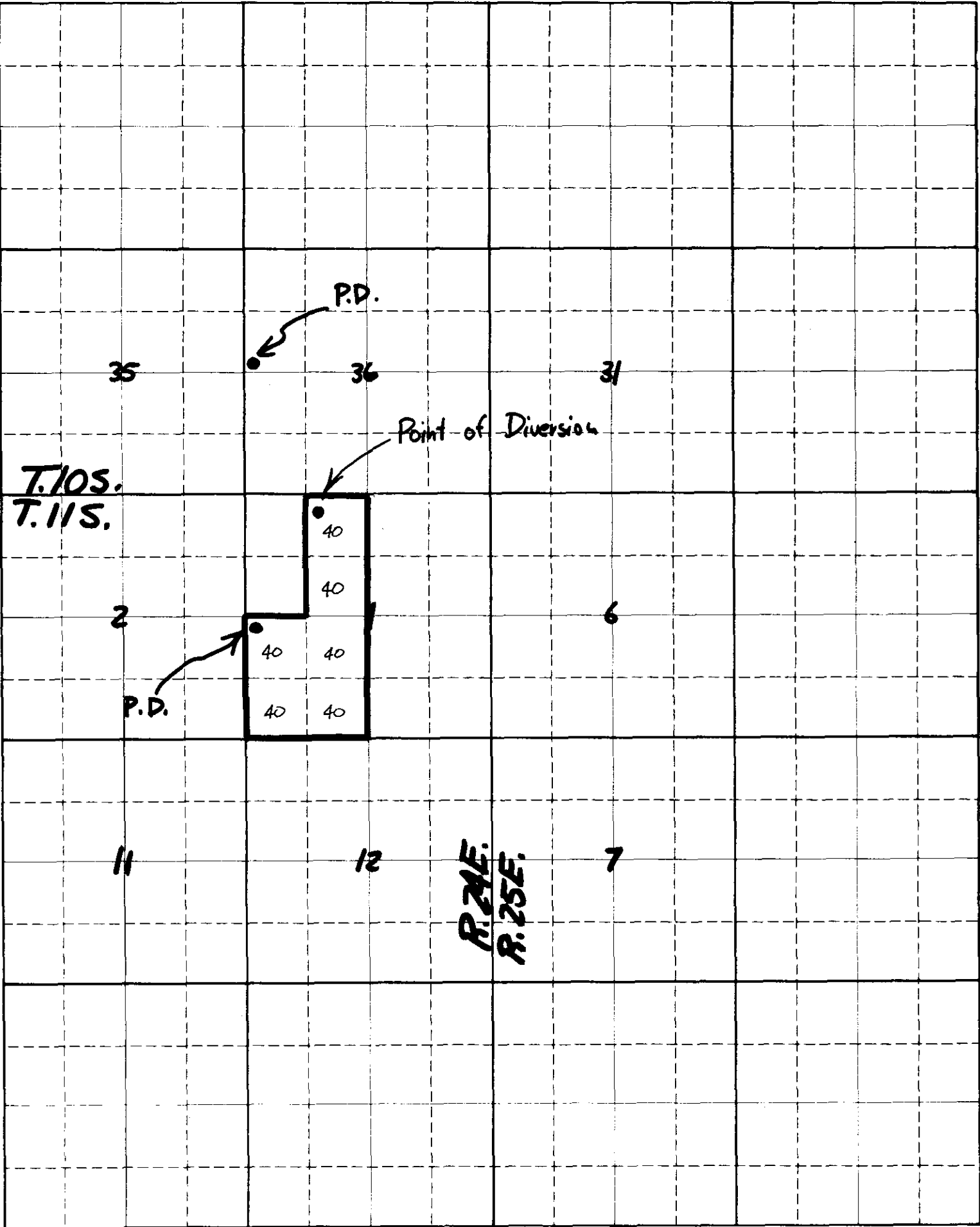
Total number of acres to be irrigated 240

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

9. a. Who owns the property at the point of diversion Bill Richardson
- b. Who owns the land to be irrigated or place of use Bill Richardson
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Applicant has an earnest money agreement with Mr. Richardson.

10. Remarks

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.

Bruce B. Turner
(Applicant)

PROPOSED PRIORITY: 10-28-1975

Received by TGB Date 10/28/75 Time 4:30 p.m.

Preliminary check by ADM Fee \$ 65.00

#1731

Received by CC Date 10/28/75

Publication prepared by CC Date 11/10/75

Published in South Idaho Press

Publication dates 11-18 & 11-25-75

Publication approved CC Date 12-12-75

Priority reduced to _____ Reason _____

Amended Application
published 12-2 & 12-9-75
in the South Idaho Press.

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by _____

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. 45-7249, and said application is hereby APPROVED.

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

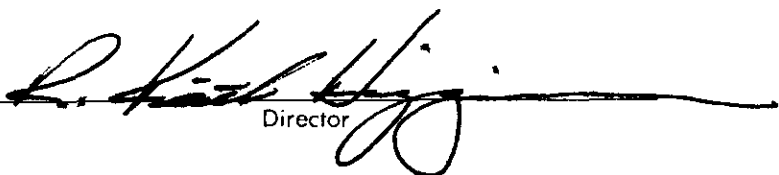
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 19 81.

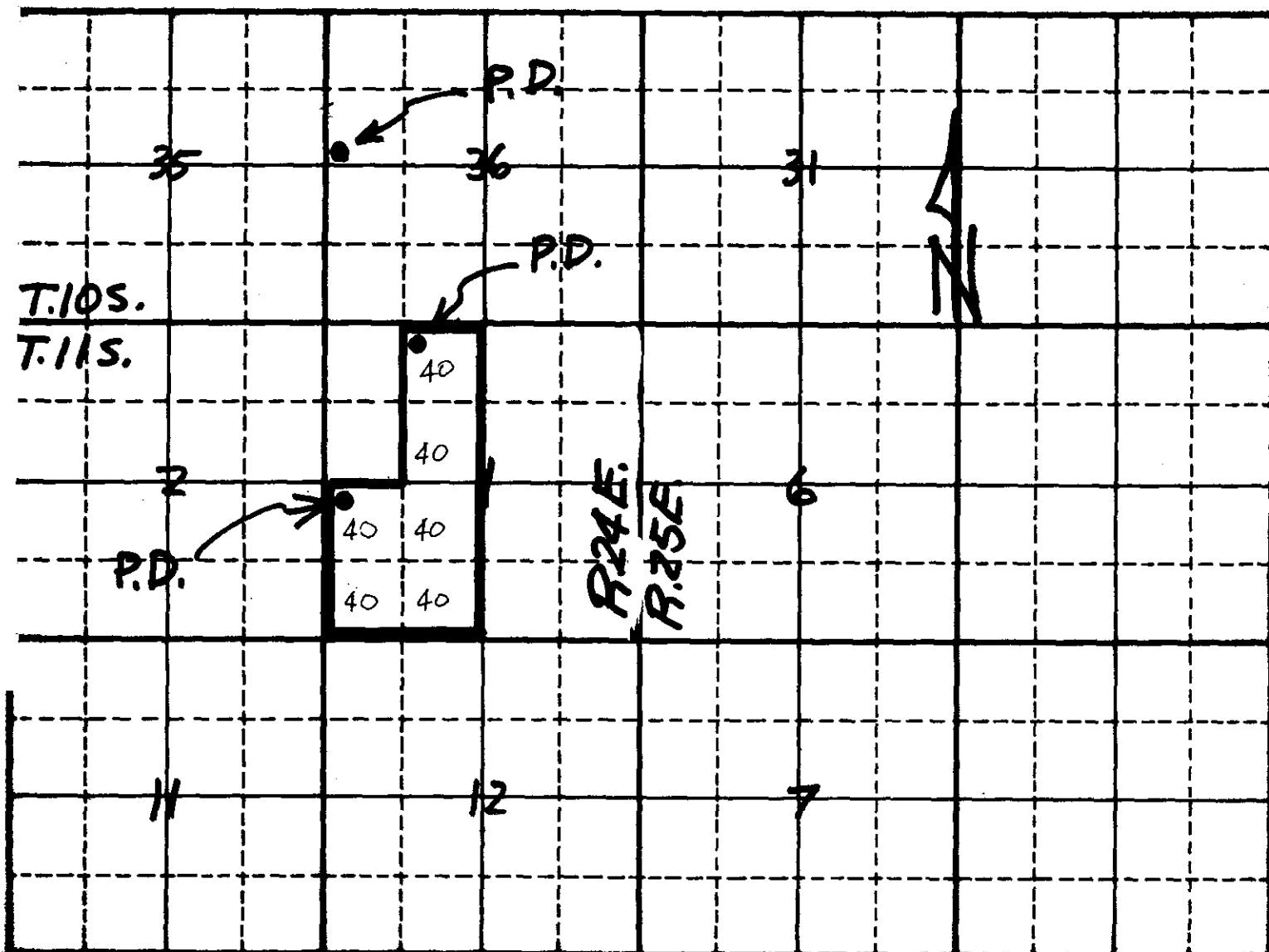
c. Other: Pursuant to Memorandum Decision and Order of this date.

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

Witness my hand this 20 day of February 19 76.


Director

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile

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

Signed at Twin Falls, this 24th day of November, 19 25.

Bruce B. Sumner
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Director

Identification No. _____

Application No. 45-7249

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant Bruce B. Turner
post office address Route #1, Box 105D, Declo, Idaho 83323
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is NE 1/4 1/4 of NW 1/4 of Section 1 Township 11 S.
Range 24E B.M. Cassia County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ 1/4
of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 4.80 cfs for Irrigation purpose from March 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (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. 4.80 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 and 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 during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 24 inches; proposed depth of well is 350 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 \$ 150,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ 1/4 of _____ 1/4 of Section _____ Township _____
Range _____ 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 _____

(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: _____

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	
11S	24E	1					40			40	40	40	40	40					240

Total number of acres to be irrigated 240

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

9. a. Who owns the property at the point of diversion Bill Richardson

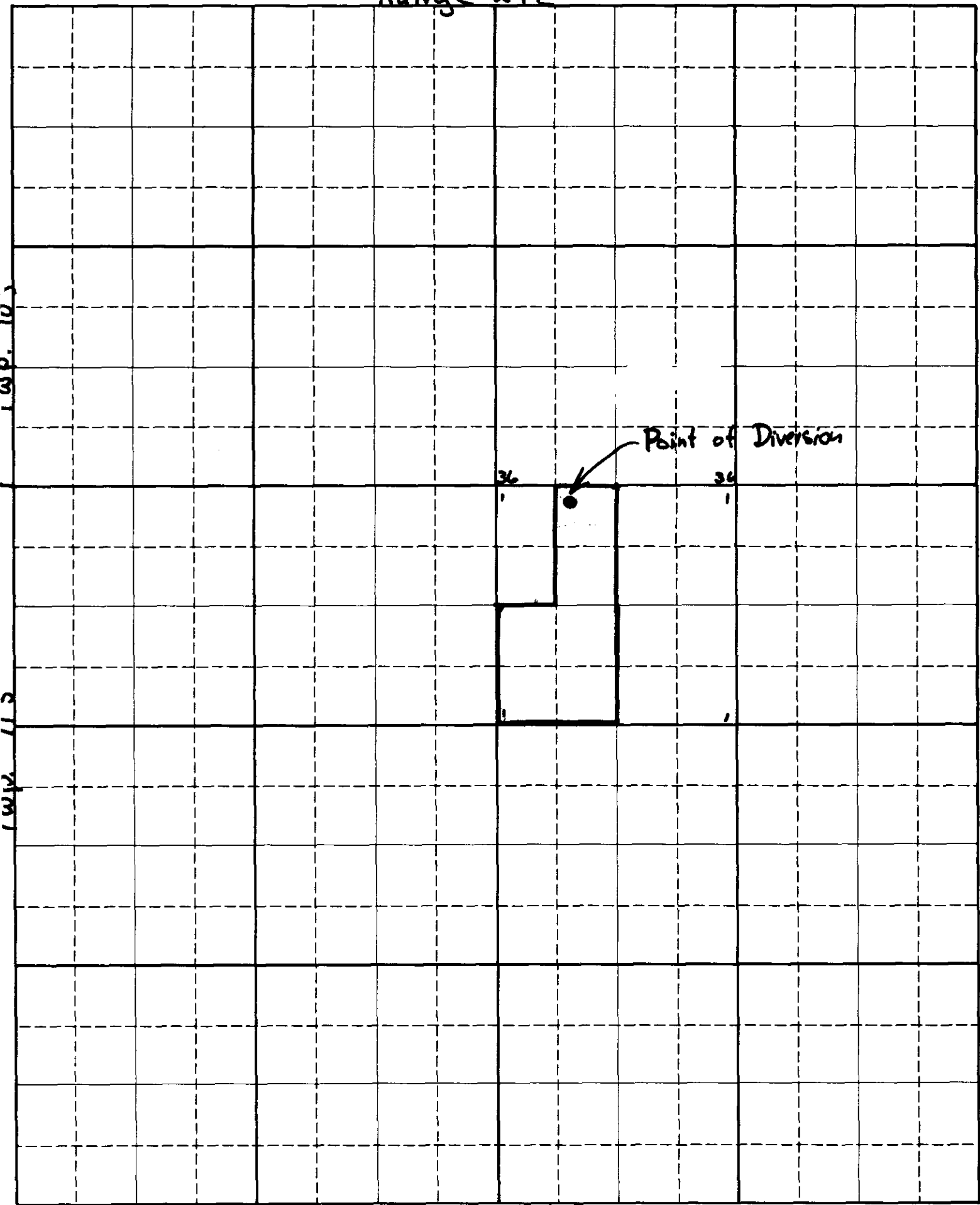
b. Who owns the land to be irrigated or place of use Bill Richardson

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Applicant has an earnest money agreement with Mr. Richardson.

10. Remarks The issuance of this permit to Mr. Richardson is any right of way or easement across the land of another person?

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

Range 24E



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.

Bruce B. Turner
(Applicant)

Received by THB Date 10-28-75 Time 4:30 pm
Preliminary check by ADM Fee \$ 65.00 #1731
Received by CC Date 10-28-75
Publication prepared by CC Date 10-29-75
Published in South Idaho Press
Publication dates 11-4 & 11-11-75
Publication approved CC Date 12-1-75
Priority reduced to _____ Reason _____

Protests filed by: _____

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

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. _____, and said application is hereby _____.

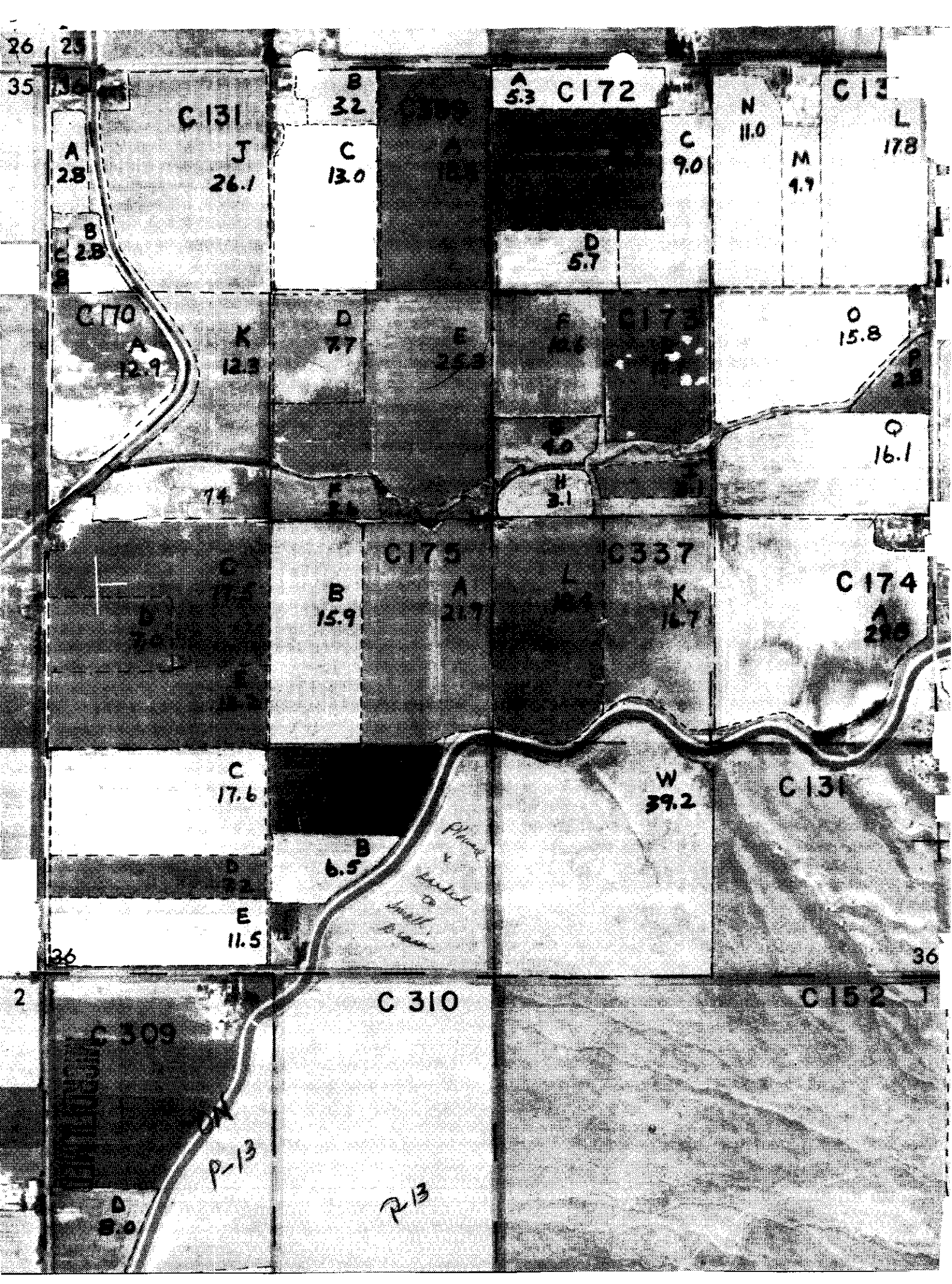
1. Approval of said application is subject to the following limitations and conditions:

- 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. Other: _____

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

Witness my hand this _____ day of _____ 19____.

Director



C310

A
78.8

E
15.2

F
17.3

B
159.0

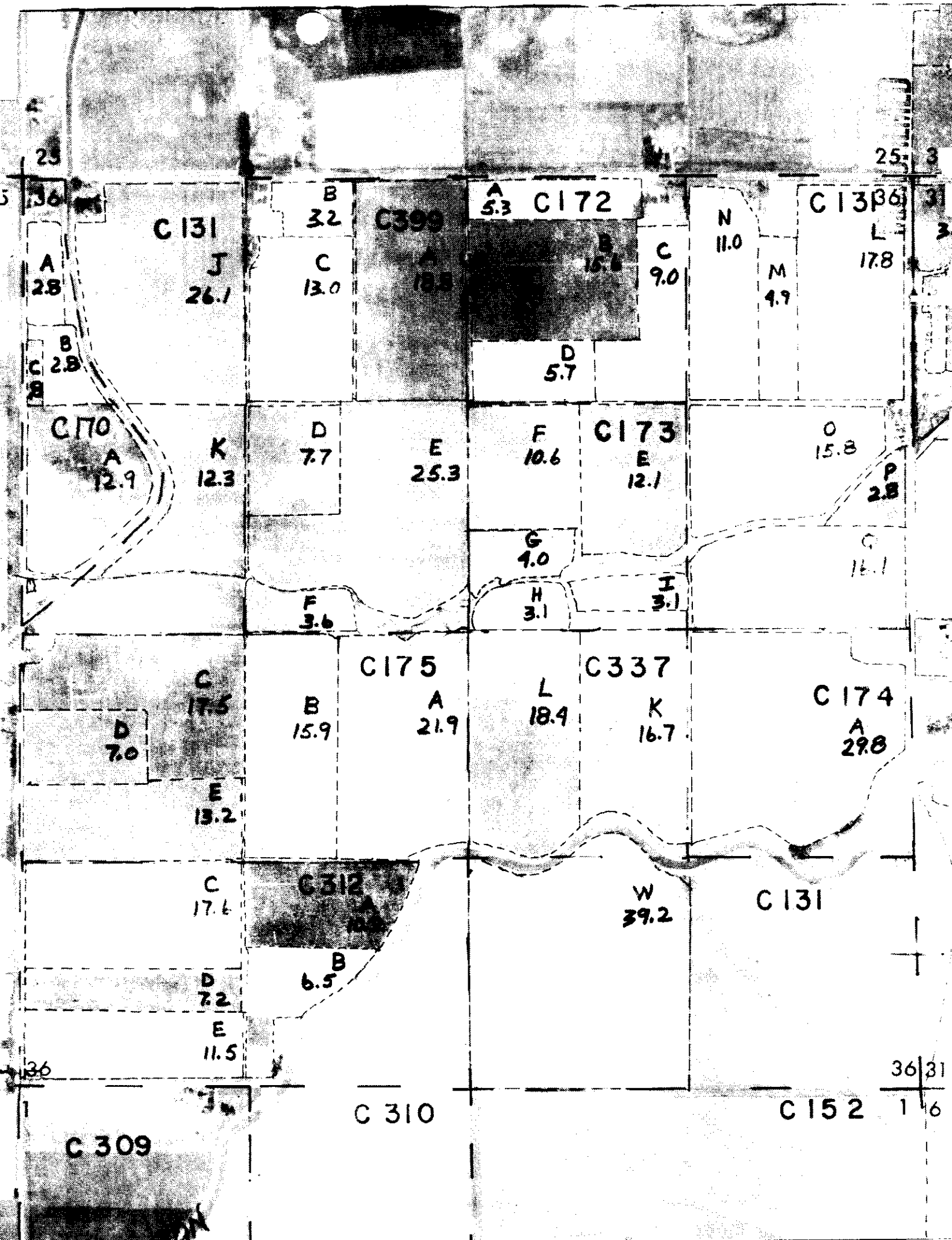
C248

G
90.6

H
21

I
126.5

J
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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

May 13, 1994

BRUCE B TURNER
WATER CANYON #13
DECLO ID 83323

RE: WATER RIGHT NO. 45-07249

Dear Water Right Holder(s):

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

Also enclosed is an Order Advancing Date of Priority to November 8, 1975, for late submittal of the examination fee.

If you have any questions about these documents please contact me within 10 days of receipt of them.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

JUN 29 1994

BENEFICIAL USE FIELD REPORT REVIEW

TO: FILE 45-07249

FROM: BRENDA CHAPMAN

RE: PRIORITY ADVANCE REVIEW

DATE: 9-MAY-1994

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:	OCTOBER 28 1975	301
EXAM FEE NOTICE		
Exam Fee Notice Date:	AUGUST 12 1986	224
Exam Fee/Info Sheet Received Date:	OCTOBER 22 1986	295
Exam Fee or Info Due Date:	OCTOBER 11 1986	284
Days Late:		11 DAY(S)
NEW PRIORITY DATE		
Original Priority Date:	OCTOBER 28 1975	301
Total Days Late:		11 DAY(S)
New Priority Date:	NOVEMBER 08 1975	312

RECEIVED

JUN 29 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 05 1991

Department of Water Resources

A. GENERAL INFORMATION

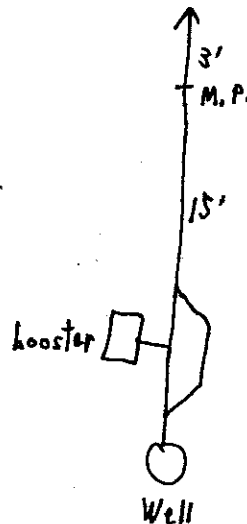
1. Owner: Bruce Turner Permit No. 45-7249
Current Address: Water Canyon #13, Declo, ID 83323 Phone No. 654-2590
2. Accompanied by: Mr. Turner EXAM. DATE: 8-29-89
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: none ☐ Copies Attached
2. Other water rights with same point of diversion: 45-7501, App 45-7551 ☒ 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



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JUN 29 1994

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.)

Well, motor, pump, booster pump, mainline 3/4 mile to 2 booster pumps (large booster runs when system is fully on, smaller booster runs when only part of system is in use). Boosters move water to any part of Sec. 1 lands as needed; system can't be separated into 2 separate parts with separate flow rates. Pivot sprinklers & handlines.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Main pump	GE	300	CTJ304147	Aurora	382 70232
Booster at Well	U.S. Motors	60	E211P12P329R072M	"	88-C4196
Booster on Land	"	60	R-9420-02-054M	"	1-15073-1
" "	Marathon	100	93219-12/22-3	Cornell	36068

*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
		SW	SW	NW	36	105	24E	Cassia	

6. Place(s) of Use:

Indicate Method of Determination

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	
11S	24E	36					39		40	40	39	34	35						227
							143												

Do not use this space

JUN 28 2004

Do not use this space

D. FLOW MEASUREMENTS

☒ Additional Data Sheets Attached

1.

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

2. Measurements:

Measured 5.47 cfs, Allow ^{4.54}~~4.8~~ cfs (²²⁷~~240~~ gcs, x .02 cfs/gcs.)

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: 40 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:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{227}{240} \times 4 = 908 \text{ AFA}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{4.54}{4.8} \times 245 \times 1.9835 = 2206.2$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 908 \text{ AFA}$

2. Volume Calculations for Other Uses:

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JUN 29 1994

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Mr. Turner purchased 29 acres in W $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 1 since permit was approved. Parts of original land (pivot corners) are not being watered, so permit can be amended to add the new land. When both permits are amended, 48 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 1 will still be without a water right. The 49 acres are irrigated with this system. System averages $\frac{3}{4}$ " of water per acre for 360 acres. Not to exceed 5.47 cfs when combined with 45-9501. Since new land is covered by App. for permit 45-9551 & Adjudication Claim A45-10921, recommend license be issued only on the irrigated portion of the original tract.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
Irrigation	* 3-15	11-15	4.8 4.54	960 908
	4-1	10-31		
Totals:			4.8 4.54	908

2. Recommended Amendments

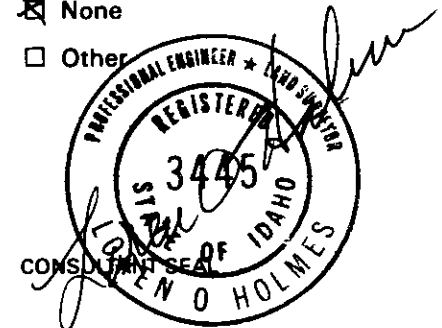
- ☐ Change P.D. as reflected above
☒ Change P.U. as reflected above

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

- ☒ None
☐ Other

J. AUTHENTICATION

Field Examiner's Name J. E. Stanton
 Signature J. E. Stanton
 Certification Date 8-31-89 4-19-90 4/10/91
 Field Report Preparation Date 4/2/90



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

* See attached sheet for explanation of changes made. (BC)

ADJUSTMENTS TO FIELD EXAM MEMORANDUM

TO: File 45-07249
FROM: Brenda Chapman
DATE: May 10, 1994
RE: Adjustments Made

=====

* An adjustment was made on the field exam in the following portion(s) based on the information below.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	4-1 to 10-31	4.54	908

The season of use was changed to the current standards.

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JUN 29 1994

State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR ANNUBAR MEASUREMENT

Measured by: J. E. Stanton Date 8-29-89
Owner: Bruce Turner Permit No. 45-7249, 45-7501

Description of well &/or measuring site

- Include any clarifications of the sketch
- Include legal description if more than one p.d. is described in the Field Report

MEASURED INSIDE PIPE DIAMETER IN INCHES (ID)

CIR = Pipe Circumference in Inches = 44 1/4"
T = Pipe Thickness in Inches = 1/4"
ID = $2 [(0.1592 \times \text{CIR}) - T] =$ 13.59

ANNUBAR DESCRIPTION & CONSTANT (C)

Size Used in Test 13.25
State ID No. 1438

Select C based on size from Table below.

Nominal Pipe Size	C
4"	4.23
6"	3.75
8"	3.87
10"	3.94
12"	3.99
14"- 16"	4.01
18"- 24"	4.02
30" or larger	4.03

C selected 4.01

DIFFERENTIAL PRESSURE READING IN INCHES OF H₂O (H)

High Reading = 2448.0 25.1
Low Reading = 1244.0 14,
High - Low = H = ... 11.0

CALCULATION OF DISCHARGE IN CFS (Q)

$$Q = \frac{(ID)^2 \cdot (\sqrt{H}) \cdot (C)}{448.8}$$
$$Q = \frac{(13.59)^2 (\sqrt{11}) (4.01)}{448.8} = \frac{2456 \text{ gpm}}{5.47 \text{ CFS}}$$

SKETCH (If not shown on Field Report)

JUN 29 1984

3289 1/2 SW
(RUPERT SW)

113°E
42°30'

4708000m N

4707

4706

4705

4704

271200"

UNITED STATES

Flume

CANAL

*300 SOUTH

950 EAST

ROAD

PD

Siphon

Marsh

CANAL

PIPELINE

45-7240

39

40

45-7501

45-7501

94T

39

40

34

35

R. 25 E. 35'

MAP SHEET

JUN 29 1994

11.12

HEL

3

17.8

36

16 2
18.8

694
T1262

1878
T1991

Unden
App. 45-7551

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1407
T8359

UN 29 1994

7
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5
5.2

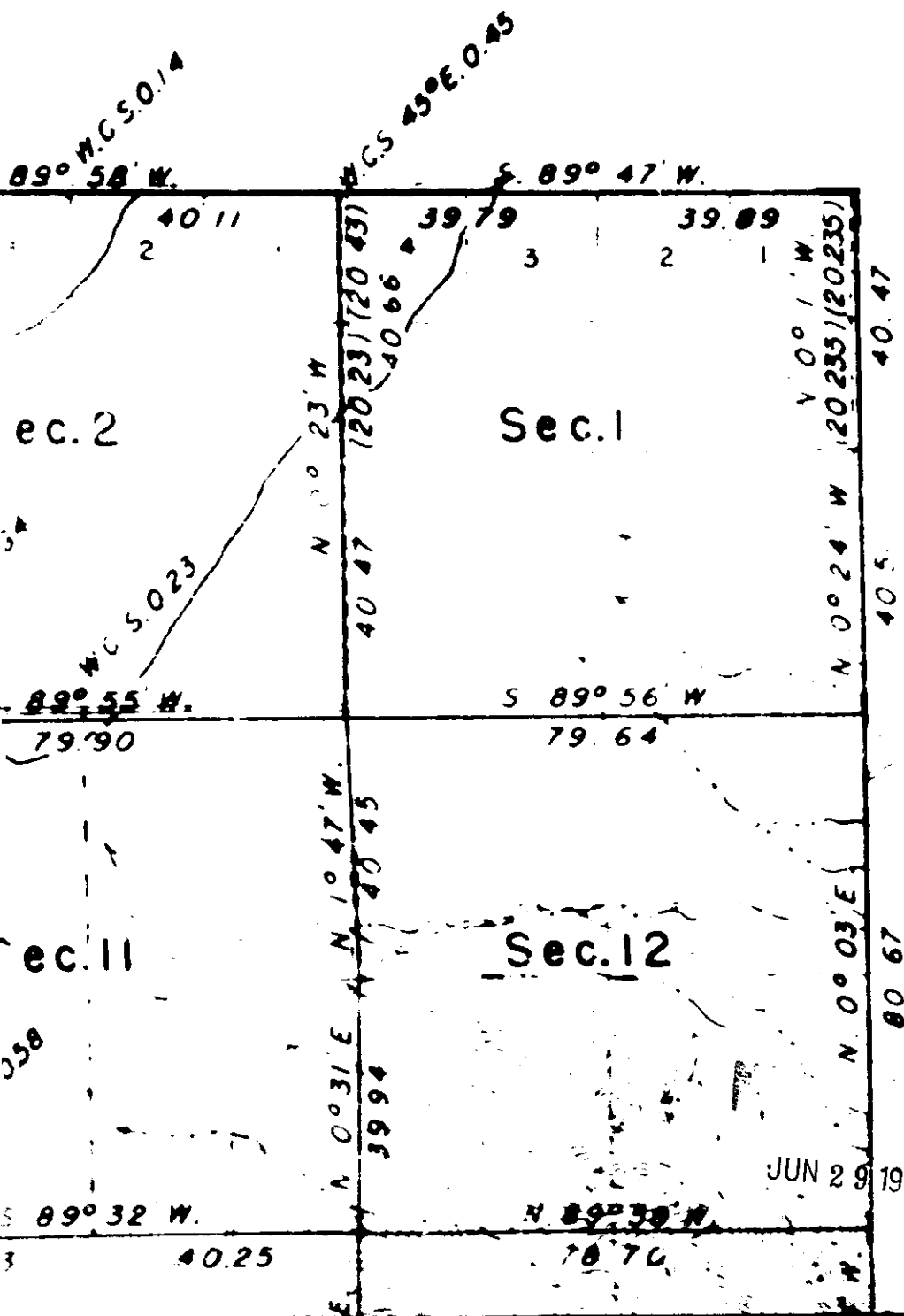
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PLACED IN THE OPEN FILES OCTOBER 8, 194

THE BOISE MERIDIAN , IDAH



THIS PLAT OF T.
T. 11 S., R. 24 E.
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OF THE LINES OF
SURVEY AS SHOWN
APPROVED NOVEMBE
THEIR TRUE ORIGI
ACCORDING TO THE
EVIDENCE OF THE
ORIGINAL CORNERS
BETWEEN THE MEAS

45-7249 7501



Well & pump,
measuring point



Measuring setup

UNRECORDED

JUN 29 1994

45-7249, 7501



Booster Pump & P/U

RECEIVED

JUN 29 1994



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

45-7249
TURNER, BRUCE R.
WATER CANYON #13
DECLU. ID 83323

138077

August 12, 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 or geologists 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 of certified water

JUN 29 1994

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.

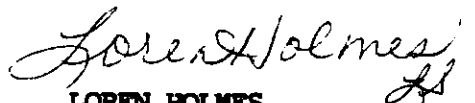
FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

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 office.

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

Sincerely,


LOREN HOLMES
Southern Regional Manager

Enclosures

INDEXED

JUN 29 1994

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Southern Region

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

AUGUST 2, 1985

BRUCE B. TURNER
WATER CANYON #13
DECLD

ID 83323

RE: Permit No. 45-7249

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

RECEIVED

JUN 29 1994

45-7249

RECEIVED

DEC 18 1981

Department of Water Resources

Declo, Idaho 83323
Dec. 9, 1981

Director of the Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

RECEIVED

DEC 11 1981

Department

of Water Resources
Twin Falls Office

Dear Mr. Dunn:

I am writing this letter of protest in regards to Bruce B. Turner, who has filed for water rights on Marsh Creek about one mile above me.

The reason is obvious, it would eliminate water used for live-stock and domestic purpose, as well as wild game, which the creek provides a natural habitat.

Marsh Creek runs right through our property and has been utilized by our family for over 60 years.

We would hate to see any individual get water rights to this water.

Sincerely,

Richard N. Moncur
Richard N. Moncur

MICROFILMED

Burdell T. Curtis

338 WEST 13TH STREET
BURLEY, IDAHO 83318

PHONE 678-5188

Dec. 7, 1981

DEC 8 1981
Idaho Dept. of Water Resources
Twin Falls Office

Mr. Loren O. Holmes
Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301

Dear Mr. Holmes:

I was manager of the Burley Irrigation District for 15 years, retiring in June 1978. Based on the years of experience I was requested by the Board of Directors to enter a protest against Mr. Burce Turner's application #45-7490 to divert 4.80 cfs of water from Marsh Creek to irrigate land outside of the BID.

The District has drain pumps at H canal and Marsh Creek and one at G Canal and Marsh Creek where water is pumped from the creek into the H and G canals. At times during the Irrigation season there is not enough water to operate the pumps at full capacity. During the irrigation season the water in Marsh Creek is drain water from the irrigation District. Very little if any water comes off the Six S Ranch.

I am informed that Mr. Turner has agreed to rent water from the storage rental Committee to compensate for the water he would divert. This water in the river would be of no benefit to the District during the peak irrigation season. As early as June 10th, until Sept. 1st, Bid is pumping full capacity from the river and would have no way to lift the water to the canals from the river. They need all the drain pumps to supplement the 1015 CFS that is pumped at First Lift pumping station. If this permit is granted BID would not be able to operate both pumps.

Marsh Creek flows through my farm for approximately one half mile and drains my farm. I made application 10 years ago with the BID to pump water from the creek to irrigate land above the J Canal one mile above where Mr. Turner would divert his water. My application was denied for the same reasons as stated above.

Sincerely yours
Burdell T. Curtis

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DEC 18 1981

Department of Water Resources

PROTEST ON NOTICE OF APPLICATION OF
WATER PERMIT NO. 45-7490

To: The Department of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301

and

Mr. Bruce B. Turner
Canyon #13
Declo, ID 83323

RECEIVED
DEC 8 1981
Department of Water Resources
Southern District Office

COMES NOW the Burley Irrigation District and protests the granting of Application Permit No. 45-7490 to Bruce B. Turner on the grounds and for the reasons:

1. That there is insufficient water in the natural flow of Marsh Creek to fill the amount applied for in the claim in that the Burley Irrigation District as successor to the Minidoka Reclamation Project of the United States is the owner of 150 second feet of water with a priority of April 10, 1909, designated as Right No. 8 in the Foster Decree signed by Judge Walters on the 20th day of June, 1913.

2. That any drainage, seepage, or waste water in said channel of Marsh Creek within the boundaries of the Burley Irrigation District belong to the Burley Irrigation District and are not subject to appropriation by any other persons and that the control of said waters is in the Burley Irrigation District for its use and that the Department of Water Resources of the State of Idaho has no control or jurisdiction over the same.

3. That the channel of Marsh Creek within the boundaries of the Burley Irrigation District is part of the water distribution system since the Project was developed over 70 years ago and that the Burley Irrigation District has used all the flow of Marsh Creek including the drainage, seepage, and waste water collected therein since said time to fill the water requirements of lands situated on the Project.

BEDKE & WHIPPLE
ATTORNEYS AT LAW
P. O. Box 249
BURLEY, IDAHO 83318
TELEPHONE: (208) 678-8574

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4. That the granting of the permit by the Department of Water Resources would authorize an unlawful interference with the water rights and water owned and controlled by the Burley Irrigation District.

5. That the Burley Irrigation District owns all seepage, drain and waste water in the various channels throughout the Project and in many instances pumps the same back in the system for distribution and any waters that cannot be used and does reach the Snake River is measured and the Burley Irrigation District is given credit for the amount that recharges the Snake River or fills the Milner Reservoir and this practice has been approved by the Department of Reclamation and the Federal Government over many years and the granting of this permit by the Department of Water Resources would interfere with said water to the District's detriment.

6. That the applicant has no means or facilities of taking delivery of water from the Milner Pool.

DATED this 24 day of December, 1981.

Herman E. Bedke
Herman E. Bedke, Attorney for
Burley Irrigation District

BEDKE & WHIPPLE
ATTORNEYS AT LAW
P. O. Box 249
BURLEY, IDAHO 83318
TELEPHONE: (208) 678-553

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Bruce B. Turner Phone 654-7321

Post office address Water Canyon #13, Declo, ID 83323

2. Source of water supply Marsh Creek which is a tributary of Snake River *
Snake River

3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 36 Township 10S

Range 24E B.M. Cassia County, additional points of diversion if any: _____

*Source description changed to conform to stream index 11/16/81 ADM

4. Water will be used for the following purposes:

Amount 4.80cfs 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. 4.80 cubic feet per second and/or b. 720 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump, pipeline, sprinklers

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: _____

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11S	24E	1					Lt3 40			40	40	40	40	40					240

Total number of acres to be irrigated 240

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

groundwater rights

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

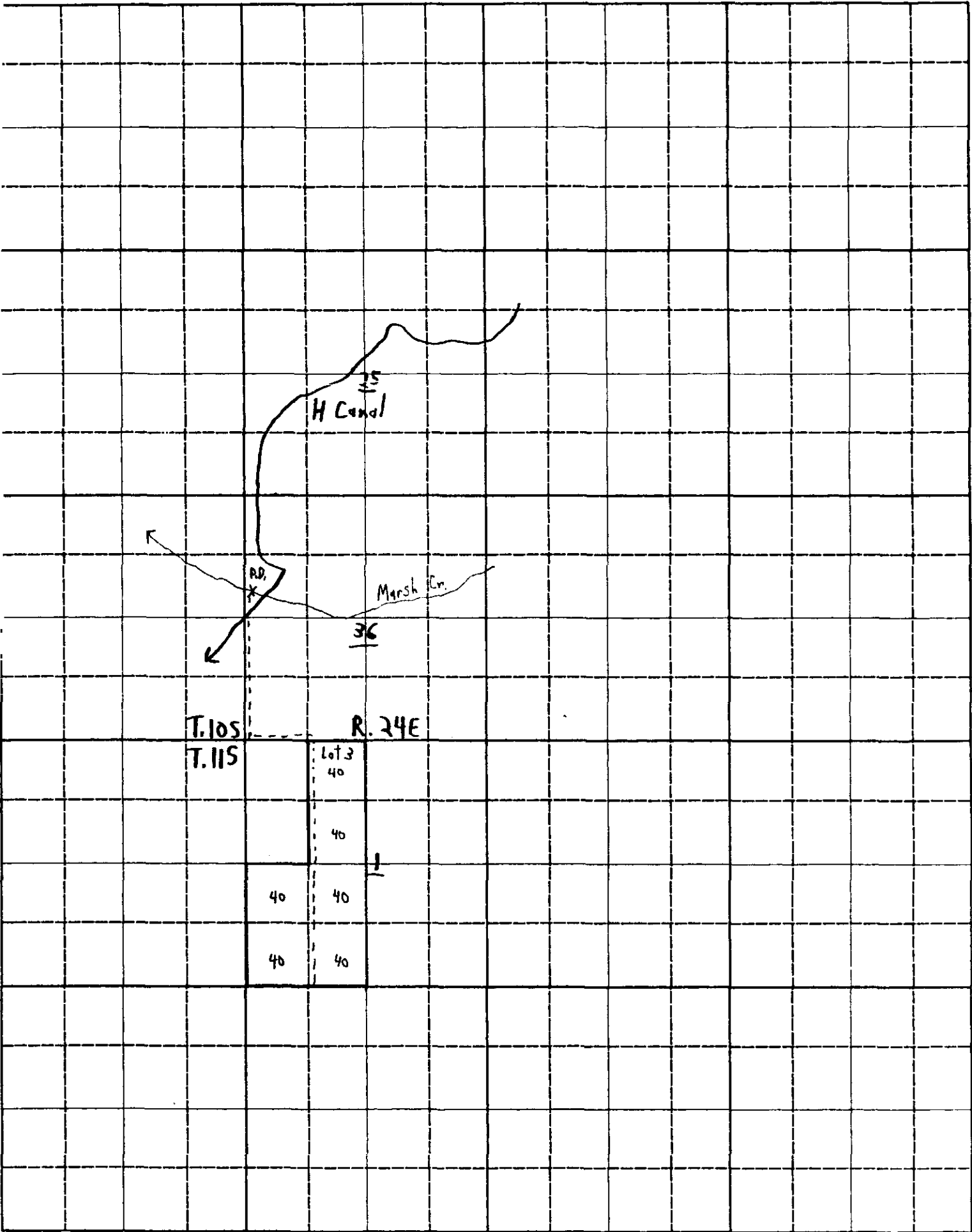
b. Who owns the land to be irrigated or place of use W. L. Richardson

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Ground has been leased for some time; purchase option will be exercised next February

10. Remarks 720 AFA (3 AFA/ac) will be rented annually from Milner Pool, with diversion point on Marsh Creek, at the suggestion of District #01 watermaster.
The only known right below the P. D. is License 45-2005, which has not been used for many years; this area is now served by Burley Irrigation District.

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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.

Bruce B. Turner
(Applicant)

MICROFILMED

Received by JA Date 11-10-81 Time 11:30 am
Preliminary check by ADM Fee \$ 125.00
Receipted by JA Date 11-10-81 # 20643
Publication prepared by manje Date 11/19/81
Published in south idaho press
Publication dates 11/26 + 12/3/81
Publication approved _____ Date _____
Protests filed by: _____

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:

MICROFILMED

February 4, 1981

Bruce B. Turner
Water Canyon #13
Declo, ID 83323

Dear Mr. Turner:

Re: Permit No. 45-7249

Enclosed is a copy of the approved request for extension of time. The time within which to submit the statement of beneficial use is extended to February 1, 1986.

Please be advised that the Department voided the statement of beneficial use submitted on December 8, 1980 and will again notify you when proof is due.

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

Sincerely,

RITA FLECK
Sr. Secretary

Enclosure

cc: Southern Region - Gary F.

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

January 27, 1981

Bruce B. Turner
Water Canyon #13
Declo, Idaho 83323

Re: Permit No. 45-7249

Dear Mr. Turner:

We acknowledge receipt of the affidavit 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. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

Field examinations must be done while the system is in operation. For this reason we concentrate on irrigation permits during the summer months and do examinations on permits for other uses during the non-irrigating months.

If you have any questions regarding the field examination, please contact our office.

Sincerely,

Gary L. Funderburg
Senior Water Resource Agent

GLF:marya

MICROFILMED

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. HE 7249

Name(s) of Permit Holder: Bruce B Turner

Post Office Address: Water Canyon # 13

Dec 10 Idaho 83323 Tel. No. 654-7521

Source of Water: Under Ground

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 150 (acres)
☐ Other

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

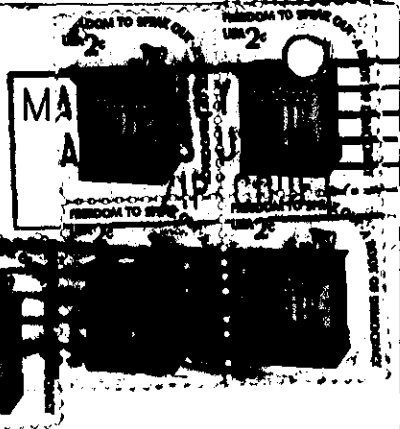
Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

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

Dec 2 1980
 Date

Bruce B. Turner
 Signature of Permit Holder

Bruce B T
water Canyon
Dec 10, Idaho



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

0

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

TURNER, BRUCE B.
RT. 1 BOX 105D
DECLO, ID 83323

138662

NOVEMBER 30, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 45-7249 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE FEBRUARY 01, 1981. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENCLOSURES

MICROFILMED

February 20, 1976

Re: Permit No. 45-7249

Bruce B. Turner
Route 1, Box 105D
Declo, ID 83323

Dear Mr. Turner:

Enclosed is a copy of your approved Application for Permit NO. 45-7249. We direct your attention to the conditions of approval as listed on the third page of the Memorandum Decision and Order.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your points of diversion has been placed upon your permit. We are enclosing a letter describing the different types of measuring devices accepted by this office.

If you do not agree with the decision of the Department, a re-hearing before the Department must be requested within 20 days of the date of the decision or you may appeal directly to the district court within 60 days of the date of the decision.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:rb

Enc.

cc: F. P. Lynch, protestant
Bill Darrington, protestant
Norman H. Nielson, Attorney

RECORDED
INDEXED

ROUTING AND TRANSMITTAL SLIP		ACTION	
1 TO (Name, office symbol or location) Reed Newby		INITIALS	CIRCULATE
		DATE	COORDINATION
2 IDWA 1041 Blue Lakes Blvd N. Twin Falls, Ida. 83301		INITIALS	FILE
		DATE	INFORMATION
3		INITIALS	NOTE AND RETURN
		DATE	PER CON-VERSATION
4		INITIALS	SEE ME
		DATE	SIGNATURE
RECEIVED JAN 23 1976 Department of Water Resources Southern District Office			
REMARKS This is just the cover sheet and the one & only reference to the river gain to be credited to the Minidoka Project.			
Do NOT use this form as a RECORD of approvals, concurrences, disapprovals, clearances, and similar actions.			
FROM (Name, office symbol or location) Art Larson		DATE	1/22/76
		PHONE	

OPTIONAL FORM 41

AUGUST 1967

GSA FPMR (41CFR) 100-11.206

GPO 643-18-81418-1 419-015

5041-101

INTER-DEPARTMENT MEMO — 1

FROM Reid J Newby'

DATE January 21, 1976

to File

Application for Permit No. 45-7249

As per telephone call from Bob Flemer this date " the Burley Irrigation Dsitric

SUBJECT

recindened permission to Mr. Bruce B. Turner to cross any of their canals
as of Jan. 19, 1976 .

Reid

MICROFILMED

SIGNATURE

Minidoka Irrigation District

JAN 23 1976

Department of Water Resources
Southeast District Office

Draft B
July 1957

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

Contract No.
14-06-100-1833

CONTRACT WITH MINIDOKA IRRIGATION DISTRICT CONCERNING STORAGE CAPACITY IN AMERICAN FALLS, JACKSON LAKE AND PALISADES RESERVOIRS, AND RELATED MATTERS

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7	Natural Flow Rights	4-5
8	Lake Walcott Storage	5
9	Later Natural Flow Rights	5
	<u>Provisions Relating to Storage Capacity in American Falls Reservoir (Articles 10 through 14)</u>	
10	Capacity to be Available to the District	6
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14	Nature and Extent of American Falls Reservoir Storage Rights	12
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19	Nature and Extent of Palisades Storage Right	18-20
20	Saving of Winter Water; Special Storage Right	20-23

RECEIVED

JAN 23 1976

Department of Water Resources
Southern District Office

"Watermaster" shall mean the officer of the State of Idaho charged by law with the distribution of Snake River water in the lower and upper valleys, or such other officer properly authorized by law and designated by mutual agreement of the Secretary and the Advisory Committee.

PROVISIONS RELATING TO NATURAL FLOW RIGHTS
AND STORAGE IN LAKE MILCOTT
(Articles 7, 8 and 9)

NATURAL FLOW RIGHTS

7. (a) There are held for the Minidoka Project (Gravity Division and South Side Pumping Division) these amounts of natural flow from Snake River with these priorities:

<u>Amount</u>	<u>Priority</u>
(1) 1/ 1726 cubic feet per second	March 26, 1903 1/
(2) 1/ 1000 cubic feet per second	August 6, 1908 1/
(3) The amount of lawful gain in flow coming into the river between the Neeley gage and Milner Dam when stored water is being drawn for the project as measured by the Watermaster from time to time.	

The total of these three amounts shall be divided on a daily basis, when the maximum amount is not available to both divisions, in these percentages:

To the Gravity Division	62%
To the South Side Pumping Division	38%

1/ These are amounts and priorities of natural flow rights established by decree of the Fourth Judicial District of Idaho on June 20, 1913, in the case of Twin Falls Canal Company v. Charles N. Foster et al.

We the undersigned hereby agree to allow the Department of Water Resources to reach a decision based upon the information obtained at the conference held in Twin Falls Idaho on Jan. 15, 1976, and the official records of the Department.

Dated this 15th day of January 1975

V. H. Nelson
Barly In Dist.
William Armstrong
Bruce B. Turner

MICROFILM

Applicant - Bruce Turner

Protestant -

Burley I.D. - Norman Nielson

Bill Darrington -

F. P. Lynch -

Appl. intends to have as few

Issues

① - Whether drilling of well 100' away would cause injury by being within the cone of depression

- There is a domestic well in the area that may reveal information on strata and cone of depression

② Domestic well owned by Darrington 55 ft. - at least 15 ft. - Domestic & Stock 60 head - no filing that is known - SE NE Sec 2 - about 1/4 mile from nearest proposed point of Diversion.

③ Burley Irrigation Dist has a water right to all the return ~~flow~~ flow to the river. Water Bearing 30 or 40 feet deep.

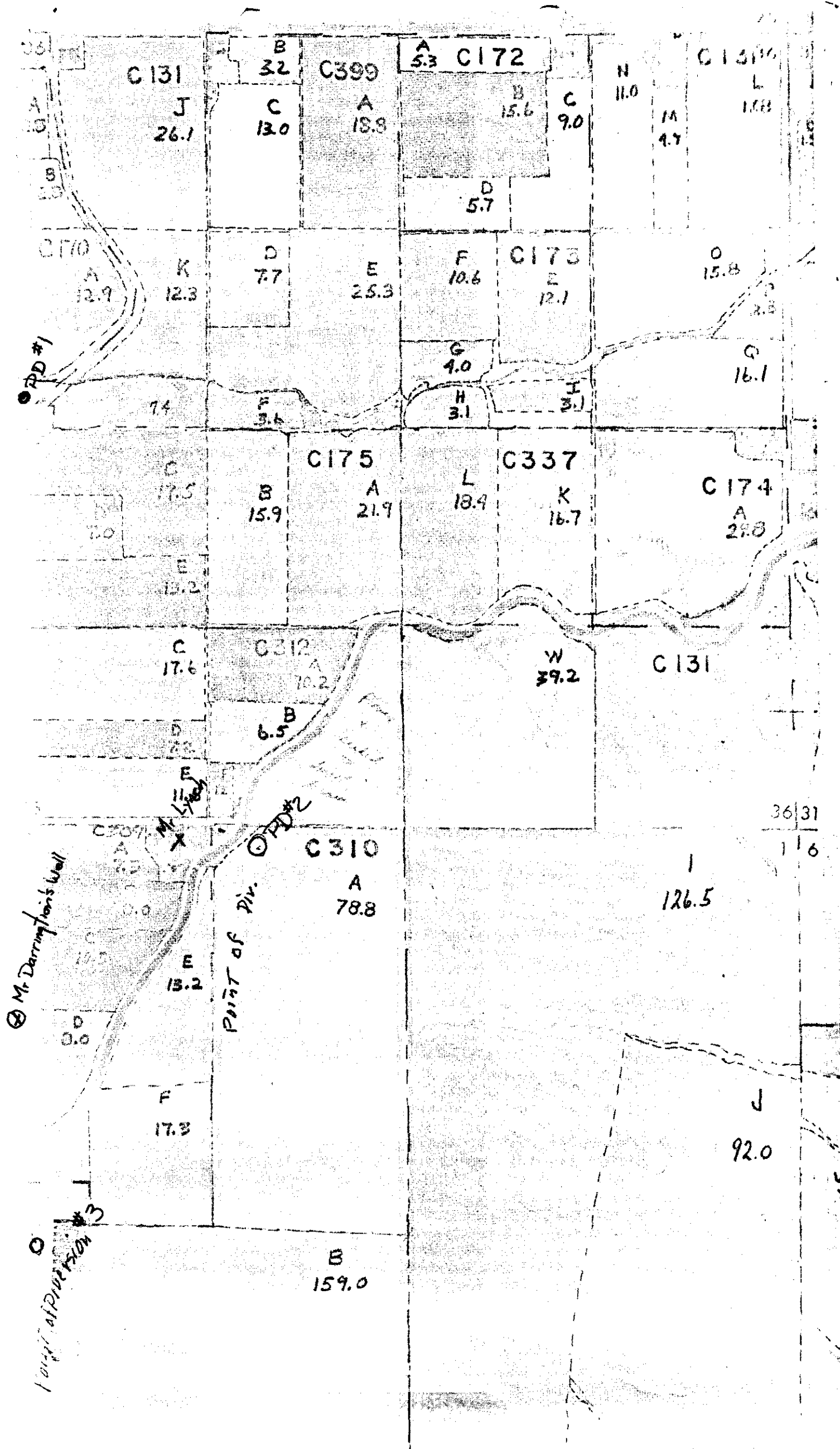
One P.D. Near Marsh CK about 50 or 60 feet away from Marsh CK. -

Depth of unperforated casing — 40 or 50 ft would
satisfy Burley Irrigation Dist.

Marsh Creek is tributary to Snake River —

Possible Agreement — B.I.D.

RECEIVED



December 18, 1975

Re: Application For Permit No. 45-7249 - Bruce B. Turner

Mr. Bruce B. Turner
Route #1, Box 105D
Declo, Idaho 83323

Dear Mr. Turner:

We have enclosed a copy of the protest filed against the issuance of permit pursuant to your Application No. 45-7249. We have corresponded with you in the past concerning the original protests filed in connection with this application. Information contained in that letter pertains to this protest also.

If we may be of any assistance, please contact us.

Sincerely,

MICHAEL L. STEELE
Southern Region Supervisor

MLS:cc

enclosure

December 18, 1975

Re: Application For Permit No. 45-7249 - Bruce B. Turner

Nielson & Bedke
Attorneys At Law
P. O. Box 249
Burley, Idaho 83318

Attn: Mr. Norman H. Nielson

Dear Mr. Nielson:

This is to acknowledge receipt of the protest submitted in behalf of the Burley Irrigation District to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing 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 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?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Sincerely,

MICHAEL L. STEELE
Southern Region Supervisor

MLS:cc

bc: IDWR - State Office

Send as
Certified Letters

No. 735622

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO		POSTMARK OR DATE
Mr. Bruce B. Turner		
STREET AND NO.		
Route #1, Box 105D		
P.O., STATE AND ZIP CODE		
Declo, Idaho 83323		
OPTIONAL SERVICES FOR ADDITIONAL FEES		
RETURN RECEIPT SERVICES	1. Shows to whom and date delivered	15¢
	With delivery to addressee only	65¢
	2. Shows to whom, date and where delivered ..	35¢
	With delivery to addressee only	85¢
DELIVER TO ADDRESSEE ONLY		50¢
SPECIAL DELIVERY (extra fee required)		

PS Form 3800 NO INSURANCE COVERAGE PROVIDED— (See other side)
Apr. 1971 NOT FOR INTERNATIONAL MAIL
☆ GPO : 1974 O - 551-454

No. 735620

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO		POSTMARK OR DATE
MR. BILL DARRINGTON		
STREET AND NO.		
Route #1, Box 99		
P.O., STATE AND ZIP CODE		
Declo, Idaho 83323		
OPTIONAL SERVICES FOR ADDITIONAL FEES		
RETURN RECEIPT SERVICES	1. Shows to whom and date delivered	15¢
	With delivery to addressee only	65¢
	2. Shows to whom, date and where delivered ..	35¢
	With delivery to addressee only	85¢
DELIVER TO ADDRESSEE ONLY		50¢
SPECIAL DELIVERY (extra fee required)		

PS Form 3800 NO INSURANCE COVERAGE PROVIDED— (See other side)
Apr. 1971 NOT FOR INTERNATIONAL MAIL
☆ GPO : 1974 O - 551-454

No. 735621

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO		POSTMARK OR DATE
Mr. F. P. Lynch		
STREET AND NO.		
Route #1		
P.O., STATE AND ZIP CODE		
Declo, Idaho 83323		
OPTIONAL SERVICES FOR ADDITIONAL FEES		
RETURN RECEIPT SERVICES	1. Shows to whom and date delivered	15¢
	With delivery to addressee only	65¢
	2. Shows to whom, date and where delivered ..	35¢
	With delivery to addressee only	85¢
DELIVER TO ADDRESSEE ONLY		50¢
SPECIAL DELIVERY (extra fee required)		

PS Form 3800 NO INSURANCE COVERAGE PROVIDED— (See other side)
Apr. 1971 NOT FOR INTERNATIONAL MAIL
☆ GPO : 1974 O - 551-454

PS Form 3811, Nov. 1973

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1 and 2.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
- ☐ Show to whom and date delivered..... 15¢
 - ☐ Show to whom, date, & address of delivery.. 35¢
 - ☐ DELIVER ONLY TO ADDRESSEE and show to whom and date delivered..... 65¢
 - ☐ DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery..... 85¢

RECEIVED

2. ARTICLE ADDRESSED TO:

DEC 18 1975

3. ARTICLE DESCRIPTION:
Department of Water Resources
REGISTERED NO. CERTIFIED NO. INSURED NO.
Southern District Office
735620

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE

4. DATE OF DELIVERY
12-17-75

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

DEC 17 PM 1975
CLERK'S INITIALS

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

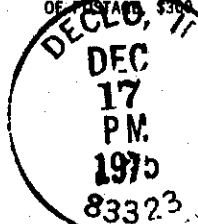
- Complete Items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



**IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN DISTRICT OFFICE
1041 BLUE LAKES BLVD. NORTH
TWIN FALLS, IDAHO 83301**

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE \$300



PS Form 3811, Nov. 1973

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

- SENDER: Complete items 1 and 2.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ DELIVER ONLY TO ADDRESSEE and
show to whom and date delivered..... 65¢
☐ DELIVER ONLY TO ADDRESSEE and
show to whom, date, and address of
delivery..... 85¢

2. ARTICLE ADDRESSED TO:

DEC 18 1975

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO.

INSURED NO.

735621

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE

4. DATE OF DELIVERY

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

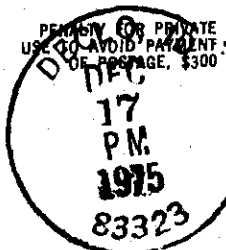
- Complete items 1 and 2 on reverse side.
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**RETURN
TO**



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN DISTRICT OFFICE
1041 BLUE LAKES BLVD. NORTH
TWIN FALLS, IDAHO 83301

PERMISSION OR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$3.00



PS Form 3811, Nov. 1973

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

- SENDER: Complete items 1 and 2.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ DELIVER ONLY TO ADDRESSEE and show to whom and date delivered..... 65¢
☐ DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

Brink B. Burns

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

755622

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE

4. DATE OF DELIVERY

5. ADDRESS (Complete only if requested)

POST OFFICE

18

P.M.

1975

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

MB

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.

**PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300**



**RETURN
TO**



**IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN DISTRICT OFFICE
1041 BLUE LAKES BLVD. NORTH
TWIN FALLS, IDAHO 83301**

Mr. William Darrington

Route #1, Box 99

Declo, Idaho 83323

Nielson & Bedke, Law Offices

P. O. Box 249

1734 Overland Avenue

Burley, Idaho 83318

PS Form 3811, Nov. 1973

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

- **SENDER:** Complete items 1 and 2.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ **DELIVER ONLY TO ADDRESSEE** and show to whom and date delivered..... 65¢
☐ **DELIVER ONLY TO ADDRESSEE** and show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	735619	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE

[Handwritten Signature]

4. DATE OF DELIVERY

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

DEC 8 1975

SENDER INSTRUCTIONS

Fill in your name, address, and ZIP Code in the space below.

- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN DISTRICT OFFICE
1041 BLUE LAKES BLVD. NORTH
TWIN FALLS, IDAHO 83301

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE \$300



PS Form 3811, Nov. 1973

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

- SENDER: Complete items 1 and 2.
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1. The following service is requested (check one).
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- ☐ Show to whom, date, & address of delivery.. 35¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom and date delivered..... 65¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery..... 85¢

RECEIVED
DEC 8 1975
Department of Water Resources
Southern District Office

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

735618

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE

4. DATE OF DELIVERY

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

POSTMARK
DECLO, ID
DEC 5 1975
CLERK'S INITIALS
JCSO

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



**RETURN
TO**



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN DISTRICT OFFICE
1041 BLUE LAKES BLVD. NORTH
TWIN FALLS, IDAHO 83301

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

In the Matter of Protest Against Approval }
Of Application For Permit No. 45-7249 in } NOTICE OF CONFERENCE AND/OR HEARING
the name of Bruce B. Turner }
..... }

On October 28, 1975, Bruce B. Turner filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On November 24, 1975, Mr. Turner subsequently filed amended application for permit. On December 2, 1975, the Department received protests against approval of said application from Mr. Bill Darrington, and Mr. F. P. Lynch.

The Department has set the matter of protest for conference and/or hearing for Thursday, January 15, 1976, at 1:30 p.m., at the Department of Water Resources, Southern District Office, 1041 Blue Lakes Blvd. North, Twin Falls, 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 argument on all issues involved.

Any party desiring the taking of stenographic notes by a qualified court reporter must request such in writing at least five (5) days before the date set for hearing and must submit to the director the name of a qualified reporter who is available on the date set for hearing. The party requesting the reporter shall bear the expense of the reporter's attendance fees. 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.

Dated this sixteenth day of December, 1975.


MICHAEL L. STEELE
Southern District Supervisor

NIELSON & BEDKE
ATTORNEYS AND COUNSELORS AT LAW
P. O. BOX 249
1734 OVERLAND AVENUE
BURLEY, IDAHO 83318

NORMAN H. NIELSON
HERMAN E. BEDKE

AREA CODE 208
TELEPHONE 678-5574

December 16, 1975

RECEIVED

DEC 17 1975

Department of Water Resources
Southern District Office

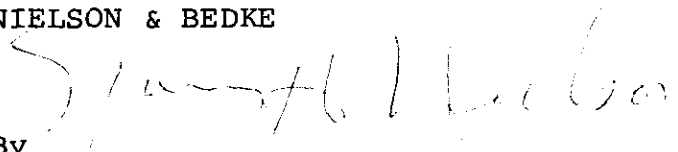
Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301

Gentlemen

Enclosed please find a Protest Against Proposed
Amendment to application for water permit under
application number 45-7249. Would you please
file this in you file.

Yours truly

NIELSON & BEDKE

By 

Norman H. Nielson

NHN:lt

Enclosure

(SPACE BELOW FOR FILING STAMP ONLY)

NIELSON & BEDKE
ATTORNEYS AT LAW
P. O. BOX 249
BURLEY, IDAHO 83318
TELEPHONE: (208) 678-5574

RECEIVED

DEC 17 1975

Department of Water Resources
Southern District Office

Attorneys for _____

IDAHO DEPARTMENT OF WATER RESOURCES

In the Matter of Protest Against	)	
Approval of Application for Permit	)	PROTEST AGAINST
No. 45-7249 in the name of	)	PROPOSED AMENDMENT
Bruce B. Turner.	)	
_____	)	

To Whom It May Concern:

The Burley Irrigation District, by its attorney, Norman H. Nielson, hereby protests the proposed amendment of Application for Permit No. 45-7249. This protest is made because the water affected by this action is within the Burley Irrigation District and it is reasonably foreseeable that the surface and sub-surface waters of the Burley Irrigation District will be depleted if the proposed amendment is approved.

Please set a hearing on this matter.

DATED this 16 day of December, 1975.

NIELSON & BEDKE

By

Norman H. Nielson
Norman H. Nielson

Protest Against Proposed Amendment

December 5, 1975

Re: Application For Permit No. 45-7249 - Bruce B. Turner

Mr. Bruce B. Turner
Route #1, Box 105D
Declo, Idaho 83323

Dear Mr. Turner:

We have enclosed a copy of the protests filed against the issuance of a permit pursuant to your Application No. 45-7249. You should be aware that the following are the principle items we can consider at a conference and/or hearing 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 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?

The Department cannot allow a permit for irrigation purposes which would entail the use of more than a continuous flow of .02 cubic feet per second of water for each acre of land, or an annual amount of 5 acre feet for each acre of land, unless the applicant can show that more is required. (Section 42-202, Idaho Code)

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

If we may be of any assistance, please contact us.

Sincerely,

MICHAEL L. STEELE
Southern District Supervisor

MLS:cc
enc.

bc: IDWR - Boise



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
SOUTHERN DISTRICT

TWIN FALLS, IDAHO 83301

December 5, 1975

Re: Application For Permit No. 45-7249 - Bruce B. Turner

Mr. Bill Darrington
Route #1, Box 99
Declo, Idaho 83323

Dear Mr. Darrington:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing 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 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?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Sincerely,

Michael L. Steele
MICHAEL L. STEELE
Southern District Supervisor

MLS:cc

RECEIVED

cc: Baig

RECEIVED

DEC 3 1975

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

Declo, Idaho
Dec. 2, 1975

Dear Sir:

I am protesting the application of Bruce B. Turner, Route 1, Declo, Idaho, Application # 45-7249 for a permit to appropriate 4.80 Cubic feet per second of water from Ground-water sources.

Reason for this protest is the depletion of water for domestic well purposes. Other domestic wells in my area have been lowered because of development of irrigation wells.

I maintain that if the water content in my well is lowered that it shall be the responsibility of the users of irrigation wells to lower my domestic well to furnish me a sufficient supply of water.

Sincerely yours,

Bill Darrington

Bill Darrington
Route 1 Box 99
Declo, Idaho 83323

RECORDED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
SOUTHERN DISTRICT

TWIN FALLS, IDAHO 83301

December 5, 1975

Re: Application For Permit No. 45-7249 - Bruce B. Turner

Mr. F. P. Lynch
Route #1
Declo, Idaho 83323

Dear Mr. Lynch;

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing 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 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?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Sincerely,

Michael L. Steele

MICHAEL L. STEELE
Southern District Supervisor

MLS:cc

MICROFILMED

cc. Baird

RECEIVED

DEC 2 1975

Dec 1 1975

Department of Water Resources
Southern Division

Idaho Department of Water Resources

1041 Blue Lake Blvd North

Terrebonne, Idaho

Dear Sirs:

In regards of water permit
application 10-40-2000-0000

Re: Turner.

NE 1/4 NW 1/4 Sec 1, Twp. 11 S. Rge.
24 E. E. 11.

I believe that this permit
if issued will be in the
cone, or that area of the water
underground cone, or whatever
it is called, will be in the
area of the water permit that
is applied for. if it is
under bond to protect the
interest of it.

I am under the impression
that the water well has to
be a certain distance from
another water well

Trinity square

W. H. Church

HT 1, 1000 ft. 1000 ft.

88323

RECEIVED

November 26, 1975

RE: ^{Amended} Application For Permit No. 45-7249 - Bruce B. Turner

South Idaho Press
Box 190
Burley, ID 83318

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 ample 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.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

MICHAEL L. STEELE
Southern District Supervisor

MLS:cc

Bill submitted: 12-12-75 CC

75-402

**NOTICE OF AMENDED
APPLICATION FOR WATER
PERMIT**

Notice is hereby given that Application For Permit No. 45-7249 in the name of Bruce B. Turner, Route No. 1, Declo, Idaho was filed for the diversion of 4.80 cubic feet per second of water from a groundwater source in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, B.M., Cassia County, to be used from March 15 to November 15, for the irrigation of 240 acres within the E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, B.M.

The applicant now proposes to amend Application For Permit No. 45-7249, requesting 4.80 cubic feet per second of water from a groundwater source in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, B.M.; SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, Twp. 10S, Rge. 24E; NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, B.M., Cassia County, to be used from March 15 to November 15 for the irrigation of 240 acres within the E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, B.M.

Any protest against the proposed amending of this application must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, on or before December 19, 1975.

R. KEITH HIGGINSON

Director

Published in the South Idaho Press on 12-2-75 and 12-9-75.

O.K. cc
12-1-75

RECEIVED

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that Application For Permit No. 45-7249 in the name of Bruce B. Turner, Route #1, Declo, Idaho was filed for the diversion of 4.80 cubic feet per second of water from a groundwater source in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, B.M., Cassia County, to be used from March 15 to November 15, for the irrigation of 240 acres within the E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, B.M.

The applicant now proposes to amend Application For Permit No. 45-7249, requesting 4.80 cubic feet per second of water from a groundwater source in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, B.M.; SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, Twp. 10S, Rge. 24E; NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, B.M. Cassia County, to be used from March 15 to November 15 for the irrigation of 240 acres within the E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, B.M.

Any protest against the proposed amending of this application must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, on or before December 19, 1975.

R. KEITH HIGGINSON

Director

Published in the South Idaho Press
on 12-2-75 and 12-9-75

INTER-DEPARTMENT MEMO — 1

FROM Allen Merritt

DATE 11-25-75

TO File

SUBJECT Application For Permit No. 45-7249 - Bruce B. Turner

On October 28, 1975, Bruce B. Turner made application for permit number 45-7249. On November 3, 1975, Mr. Turner telephoned the office and said he wished to change the point of diversion. Since the application had not been advertised as of that date, the advertising was stopped and the permit held. On November 7, 1975, Mr. Turner came into the office and made the corrections on the application. Mr. Turner's permit will be reprocessed with a priority date of November 7, 1975.

RECEIVED
NOV 25 1975
FBI - NEW YORK

am

SIGNATURE

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)

STATE OF IDAHO) ss.

Zelma Stevenson being first

duly sworn, deposes and says that ~~she~~ is the
Manager of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for 2
consecutive weeks, commencing with the issue
dated December 2, 1975, and ending
with the issue dated December 9, 1975.

Zelma Stevenson
Subscribed and sworn to before me
this 11th day of December
1975.

Edith Ravistatt Notary Public

Cost of Publication 13.65

Notary Fee _____

Total Cost _____

My Commission expires October 23, 1979



O.K.C.C.
12/12/75

RECEIVED

DEC 12 1975

Department of Water Resources
Southern District Office

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss.
STATE OF IDAHO)

Bruce B. Turner being first

duly sworn, deposes and says that he is the

Bruce B. Turner 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. Dependent 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 1975, and ending with the issue dated 1975.

Subscribed and sworn to before me

this day of 1975.

..... Notary Public

Cost of Publication 13.25

Notary Fee

Total Cost

My Commission expires October 23, 1979

75-402

NOTICE OF AMENDED
APPLICATION FOR WATER
PERMIT

Notice is hereby given that Application For Permit No. 45-7249 in the name of Bruce B. Turner, Route No. 1, Declo, Idaho was filed for the diversion of 4.80 cubic feet per second of water from a groundwater source in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, B.M., Cassia County, to be used from March 15 to November 15, for the irrigation of 240 acres within the E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, B.M.

The applicant now proposes to amend Application For Permit No. 45-7249, requesting 4.80 cubic feet per second of water from a groundwater source in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, B.M.; SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, Twp. 10S, Rge. 24E; NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, B.M. Cassia County, to be used from March 15 to November 15 for the irrigation of 240 acres within the E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, B.M.

Any protest against the proposed amending of this application must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, on or before December 19, 1975.

R. KEITH HIGGINSON
Director

Published in the South Idaho Press
on 12-2-75 and 12-9-75.

November 10, 1975

RE: Application For Permit No. 45-7249 - Bruce B. Turner

South Idaho Press
Box 190
Burley, ID 83318

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 ample 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.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

MIKE STEELE
Southern District Supervisor

MS:cc

Bill submitted: 12-1-75 CC

75-385

**NOTICE OF APPLICATION FOR
WATER PERMIT**

Notice is hereby given that Bruce B. Turner, Route No. 1, Box 105D, Declo, Idaho 83323 has on 10/28/75 submitted Application No. 45-7249 for a permit to appropriate 4.80 cubic feet per second of water from Groundwater by means of well, pump and sprinkler system within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, B.M. Cassia County to be used from March 15 to November 15 for Irrigation of 240 acres within the E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, 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, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before December 5, 1975.

R. KEITH HIGGINSON
Director

Published in the South Idaho Press
on 11-18 and 11-25-75.

O.K. e
11-13-75

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Bruce B. Turner

Route #1, Box 105D, Declo, Idaho 83323

has on 10/28/75 submitted Application No. 45-7249

for a permit to appropriate 4.80 cubic feet per second ~~surface water~~

of water from Groundwater

by means of well, pump and sprinkler system.

within the NE 1/4, Sec. 1, Twp. 11S, Rge. 24E, B.M. Cassia County

to be used from March 15 to November 15

for Irrigation of 240 acres

within the E 1/4, SW 1/4, Sec. 1, Twp. 11S, Rge. 24E, 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, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before December 5, 1975.

R. KEITH HIGGINSON

Director

Published in the South Idaho Press

on 11-18 and 11-25-75

MICROFILMED

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss.
STATE OF IDAHO)

Zelma Stevenson, being first
duly sworn, deposes and says that he is the
publisher of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for 2
consecutive weeks, commencing with the issue
dated November 18, 1975, and ending
with the issue dated November 25, 1975.

Zelma Stevenson
Subscribed and sworn to before me
this 26th day of November
1975.

Edith Rountalt Notary Public

Cost of Publication 9.45
Notary Fee _____
Total Cost _____

My Commission expires October 23, 1979

RECEIVED

NOV 28 1975

Dept. of Water Resources
Southern District Office



OK CC
12-1-75

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss.
STATE OF IDAHO)

Julia Thompson being first

duly sworn, deposes and says that he is the

Jack Kuper 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 December 1, 1975, and ending

with the issue dated December 5, 1975

Julia Thompson

Subscribed and sworn to before me

this 5th day of December

1975.

John A. Gustafson Notary Public

Cost of Publication 7.50

Notary Fee

Total Cost

My Commission expires October 23, 1979

75-385

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Bruce B. Turner, Route No. 1, Box 105D, Declo, Idaho 83323 has on 10/28/75 submitted Application No. 45-7249 for a permit to appropriate 4.80 cubic feet per second of water from Groundwater by means of well, pump and sprinkler system within the NE 1/4 NW 1/4, Sec. 1, Twp. 11S, Rge. 24E, B.M. Cassia County to be used from March 15 to November 15 for irrigation of 240 acres within the SE 1/4 W 1/4, SW 1/4, Sec. 1, Twp. 11S, Rge. 24E, B.M.

If issued, this permit is subject to all prior water rights and protests against the granting of this permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before December 5, 1975.

R. KEITH HIGGINSON

Director

Published in the South Idaho Press on 11-18 and 11-25-75

October 19, 1975

RE: Application For Permit No. 45-7249 - Bruce B. Turner

South Idaho Press
Box 190
Burley, Idaho 83318

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 ample 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.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

MIKE STEELE
Southern District Supervisor

MS:cc

Bill submitted: _____

MICROFILMED

75-367

**NOTICE OF APPLICATION FOR
WATER PERMIT**

Notice is hereby given that Bruce B. Turner, Route No. 1, Box 105D, Declo, Idaho 83323 has on 10-28-75 submitted Application No. 45-7249 for a permit to appropriate 4.80 cubic feet per second of water from Groundwater by means of well, pump and sprinkler system within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, Twp. 10S, Rge. 24E, B.M. Cassia County to be used from March 15 - November 15 for Irrigation of 240 acres within the E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 1, Twp. 11S, Rge. 24E, 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, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before November 21, 1975.

R. KEITH HIGGINSON
Director

Published in the South Idaho Press
on 11-4-75 and 11-11-75.

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Bruce B. Turner

Route #1, Box 105D, Declo, Idaho 83323

has on 10-28-75 submitted Application No. 45-7249

for a permit to appropriate 4.80 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~

of water from Groundwater

by means of well, pump and sprinkler system

within the NW¹/4, Sec. 36, Twp. 10S, Rge. 24E, B.M. Cassia County

to be used from March 15 - November 15

for Irrigation of 240 acres

within the E¹/₂ NW¹/₄, SW¹/₄, Sec. 1, Twp. 11S, Rge. 24E, 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, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before November 21, 1975.

R. KEITH HIGGINSON

Director

Published in the South Idaho Press

on 11-4-75 and 11-11-75

MICROFILMED