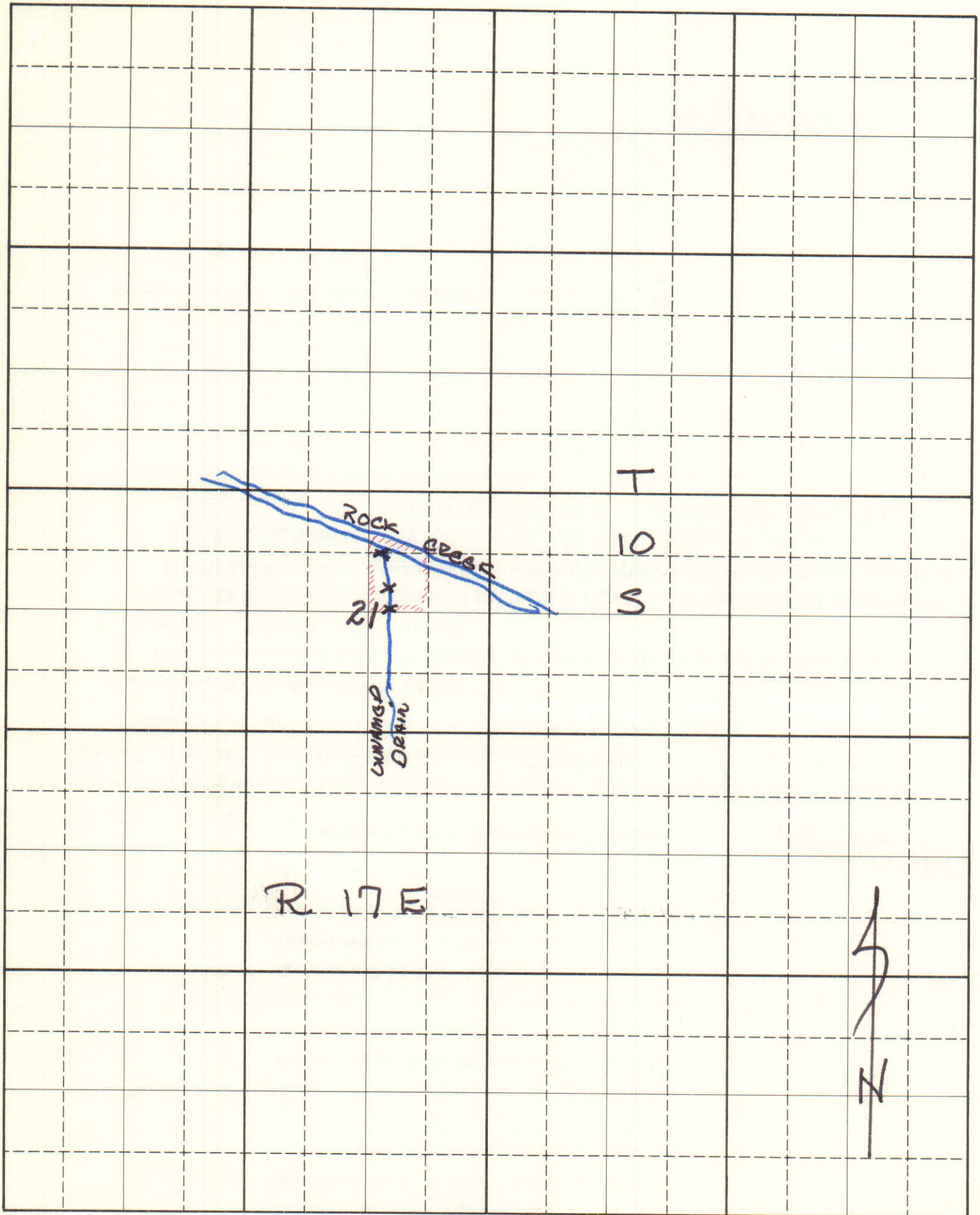


11. Map of proposed project:



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.

Benno J. Peters
 (Applicant)
Marjorie Marie Peters

Affidavit of Publication

No 14185

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Benno D. and Marjorie M. Deters, 659 Park Avenue, Route 1, Twin Falls, Idaho has on July 1, 1969 applied for permit under application No. 47-7016 to divert 1.0 cubic feet per second of water from unnamed drain tributary of Rock Creek. Water will be diverted by gravity diversion into delivery system from two points within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, and one point within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, T. 10 S, R. 17 E, B. M., Twin Falls, County and is to be used from April 1 to November 1 for irrigation in the W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 21, T. 10 S, R. 17 E, B. M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of this notice.

R. KEITH HIGGINSON,
State Reclamation Engineer
Published in the Times-News, Twin Falls, Idaho, on July 17 and 24, 1969.

I, Carolene Jennings, being first duly sworn upon oath depose and say that I am principal clerk of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for Two consecutive Tuesdays, commencing with the issue dated July 17, 1969, and ending with the issue dated July 24, 1969.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

RECEIVED

JUL 25 1969

Department of Reclamation

Subscribed and sworn to before me this July 24 day of

47 7016

Carolene Jennings
July 24, 1969
W. H. Hesterman
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

The TIMES-NEWS
TWIN FALLS, IDAHO

State of Idaho
Department of Reclamation
Statehouse--Annex 2
Boise, Idaho 83707

DETERS APPLICATION FOR WATER

July 17, 1969	27 lines @ \$.15 - - - -	\$4.05
July 24, 1969	27 lines @ \$.10 - - - -	<u>2.70</u>

Total Due \$6.75

"I hereby certify that the above account is correct and
just, that the supplies were actually furnished and/or that
the services were actually rendered as charged, and that
I/we have not received payment therefor."

SIGNED: The Times-News - Magic Valley Newspapers, Inc.

BY:

INVOICE

47 7016

Bill submitted 8-4-69 ds



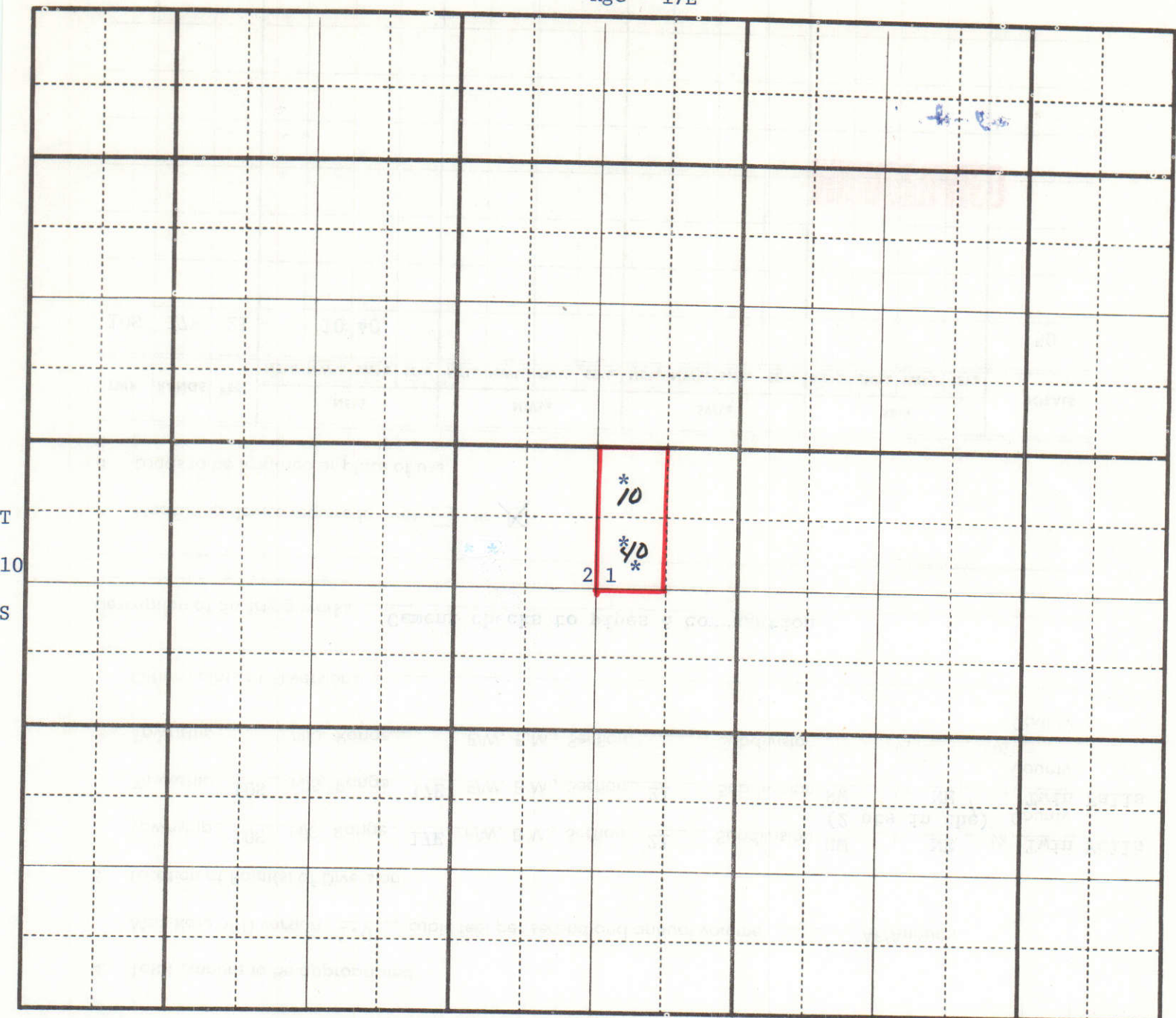


Diagram of System

17 26
20 21

16 15
21 22



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 47-7016 Priority July 1, 1969 Amount 1.0 cfs

THIS IS TO CERTIFY, that Benno D. & Marjorie M. Deters
of Twin Falls, Idaho, has complied with the terms and conditions of Permit
No. 47-7016 issued pursuant to Application for Permit dated July 1, 1969,
and has submitted proof to the Department of Water Resources on July 31, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 6.86 cfs of water from an unnamed drain (waste water)
tributary to Rock Creek, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Nov. 1</u>	at <u>1.0</u> cfs and	<u>200 acre feet or</u> <u>4.0 af per acre</u>
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 1.0 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
200 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 21,
Twp. 10 S, Rge. 17 E, B. M. in the County of Twin Falls

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
10 S	17 E	21		10	40														50

Total number of acres irrigated 50

RECORDED

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17 day of
December, 19 74.

Director

Identification No.

47-7016

Application No.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

LICENSE ISSUED FOR 100 SEC. FL.
LICENSE PAS 100

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant Benno D. and Marjorie M. Deters
post office address 659 Park Avenue, Route 1, Twin Falls, Idaho 83301
2. Source of water supply unnamed drain which is a tributary of Rock Creek
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 21 Township 10 S
Range 17 E B.M. Twin Falls County; additional points of diversion if any: 2 points within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, T. 10 S, R. 17 E, 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 1.0 for irrigation purpose from April 1 to November 1 (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. 1.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. gravity diversion from drain
into delivery 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 _____ inches; proposed depth of well is _____ 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 \$ completed.
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: _____

47 7016

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
10 S	17 E	21		10	40														50

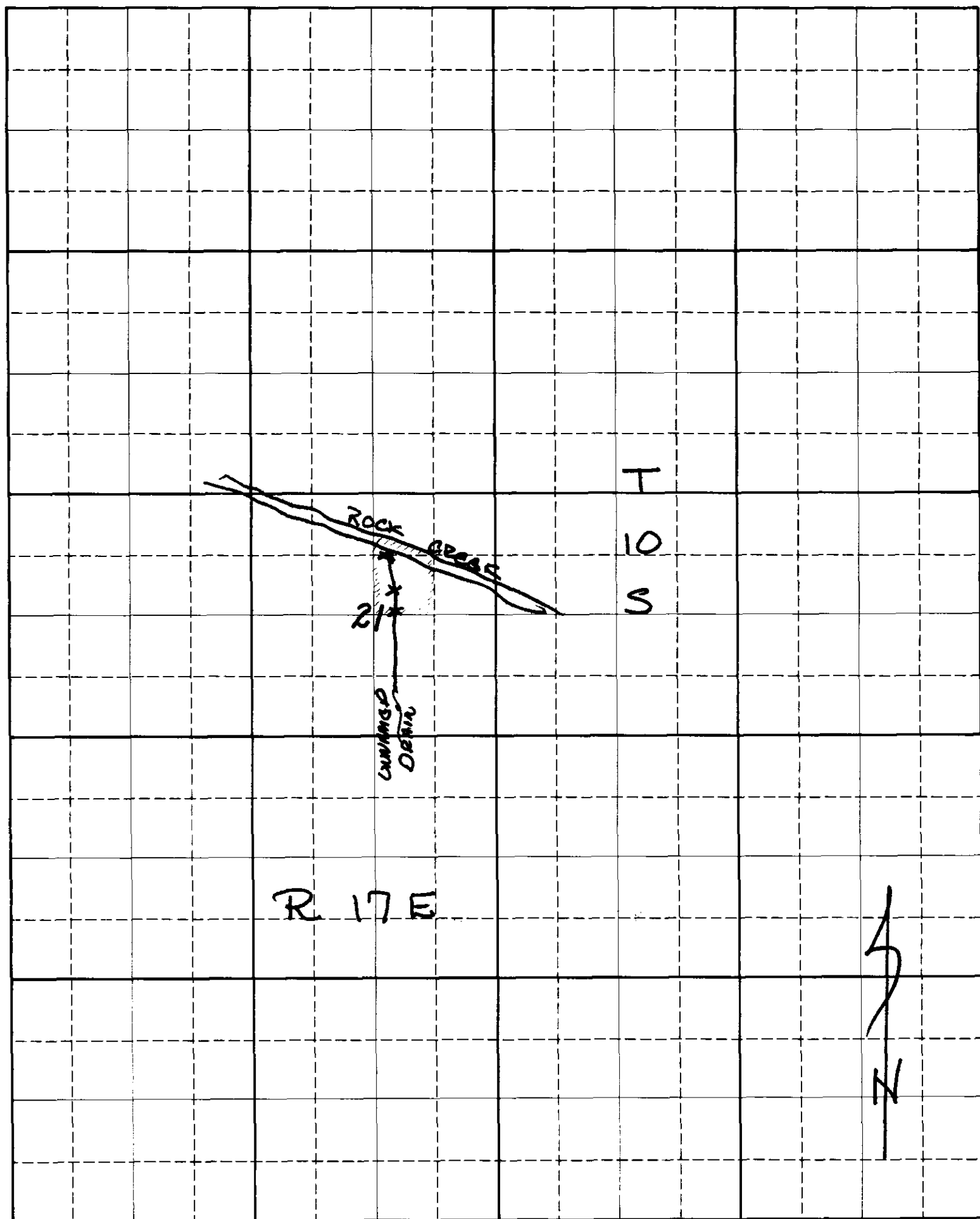
Total number of acres to be irrigated 50

c. Describe any other water rights used for the same purposes 40 shares within the Twin Falls Canal Company which will be used in conjunction with this filing.

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

10. Remarks

11. Map of proposed project:



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.

Benno J. Deters
(Applicant)

Marjorie Marie Deters

Received by MA Date 7/1/69 Time 4:45 PM
Preliminary check by MA Fee \$ 20.00
Receipted by ij Date 7-2-69
Publication prepared by ty Date 7-10-69
Published in Times News
Publication dates 7-12 + 29-69
Publication approved TA Date 7-15-69
Priority reduced to _____ Reason _____

Protests filed by: none 8-11-69

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by Duke us 1 pmc

ACTION OF STATE RECLAMATION ENGINEER

APPROVED

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 47-7016, 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 August 1, 19 74.
- c. Other: This permit is supplemental to all prior rights. The applicant shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works. Measuring device requirement removed per Order of 8/2/74.

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

Witness my hand this 12th day of August 19 69

L. Keith Higgins
State Reclamation Engineer

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING)
DEVICE REQUIREMENT FOR PERMIT NO. 47-7016)
in the name of BENNO D. & MARJORIE M. DETERS)

ORDER

WHEREAS, on July 1, 1969, Benno D. and Marjorie M. Deters applied to the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate 1.0 cubic feet per second of water from an unnamed drain, tributary to Rock Creek, within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, Twp. 10S, Rge. 17E, B.M., Twin Falls County, to be used for irrigation purposes; and,

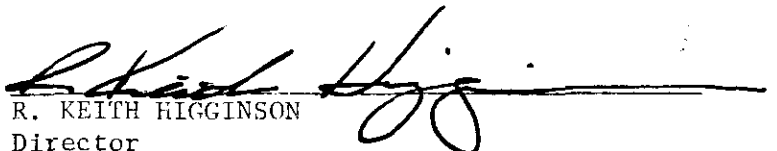
WHEREAS, on August 12, 1969, the Department approved said application and issued Permit No. 47-7016 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before August 1, 1974, and that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 31, 1974, the Department received the required proof of beneficial use along with a request that the measuring device requirement be removed from said permit; and,

WHEREAS, it has been determined by the Department that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permit;

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as a part of the diverting works, be and is, REMOVED from Permit No. 47-7016.

Dated this 2 day of August, 1974.


R. KEITH HIGGINSON
Director

BDF:JG

47-7016

Affidavit of Publication

No 14185

STATE OF IDAHO,

COUNTY OF TWIN FALLS }

ss.

I, Carolyn Jennings, being first duly sworn upon

oath depose and say that I am principal clerk of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for two

consecutive Thursdays, commencing with the issue dated

July 17, 1969, and ending with the issue dated July 24, 1969.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Carolyn Jennings
Subscribed and sworn to before me this 24th day of

July, 1969

W. W. Whiting
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

RECEIVED

JUL 25 1969

Department of Reclamation

47 7010

The TIMES-NEWS
TWIN FALLS, IDAHO

State of Idaho
Department of Reclamation
Statehouse—Annex 2
Boise, Idaho 83707

DETERS APPLICATION FOR WATER

July 17, 1969	27 lines @ \$.15 - - - -	\$4.05
July 24, 1969	27 lines @ \$.10 - - - -	<u>2.70</u>
Total Due		\$6.75

"I hereby certify that the above account is correct and
just, that the supplies were actually furnished and/or that
the services were actually rendered as charged, and that
I/we have not received payment therefor."

SIGNED: The Times-News - Magic Valley Newspapers, Inc.

BY:

Carole J. Jernigan

INVOICE

Bill ... 5 4 69

December 18, 1974

Re: Permit No. 47-7016

Mr. & Mrs. Benno Deters
659 Park Avenue, Route 1
Twin Falls, Idaho 83301

Dear Mr. & Mrs. Deters:

Enclosed is a copy of the water license issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

180

12-4-74

Benno D. & Marjorie M. Deters
Route 1, 659 Park Avenue
Twin Falls, Idaho 83301

Dear Mr. & Mrs. Deters:

A representative of this Department has made an examination of the works covered by your Permit No. 47-7016 and has found the following:

Quantity of water diverted: 6.86 cfs Source: unnamed drain (waste water)
Amount of water that can be recognized as beneficially used under Idaho law: 1.0 cfs
The maximum quantity diverted shall not exceed 200 acre feet per year.
Point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, Twp. 10 S, Rge. 17 E, B.M.
Beneficial use: Irrigation of 50 acres within the W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 21, Twp. 10 S,
Rge. 17 E, B.M.
Priority date established: July 1, 1969

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Our field examination also indicates that your rate of diversion exceeds that authorized by your permit. Unless you have another valid permit for other grounds to be irrigated from this same source or other beneficial uses of this water, you must reduce your rate of diversion to that allowed by law. If you have any questions regarding this matter, please contact us.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR
bc: Southern District Office

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

Post office address 659 Park Avenue, Rt. 1, Twin Falls, ID Phone 733-3116

Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☒ unnamed drain
(name spring, stream, etc.)
Tributary to _____

Amount 1.0 c.f.s. for irrigation
 AF/Annum (nature of use)

Period of Use: from Apr. 1 to Nov. 1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Max Rate of Diversion 1.0 cubic feet per second and annual volume _____ AF/Annum.

Township 10S N/S, Range 17E E/W, B.M., Section 21, Subdivision NW $\frac{1}{4}$ NE $\frac{1}{4}$, Twin Falls
(2 pts in the) County

Township 10S N/S, Range 17E E/W, B.M., Section 21, Subdivision SW $\frac{1}{4}$ NE $\frac{1}{4}$, Twin Falls
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Other Points of Diversions: _____

Description of diverting works: Cement checks to pipes & corrugation

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE _____ **50**

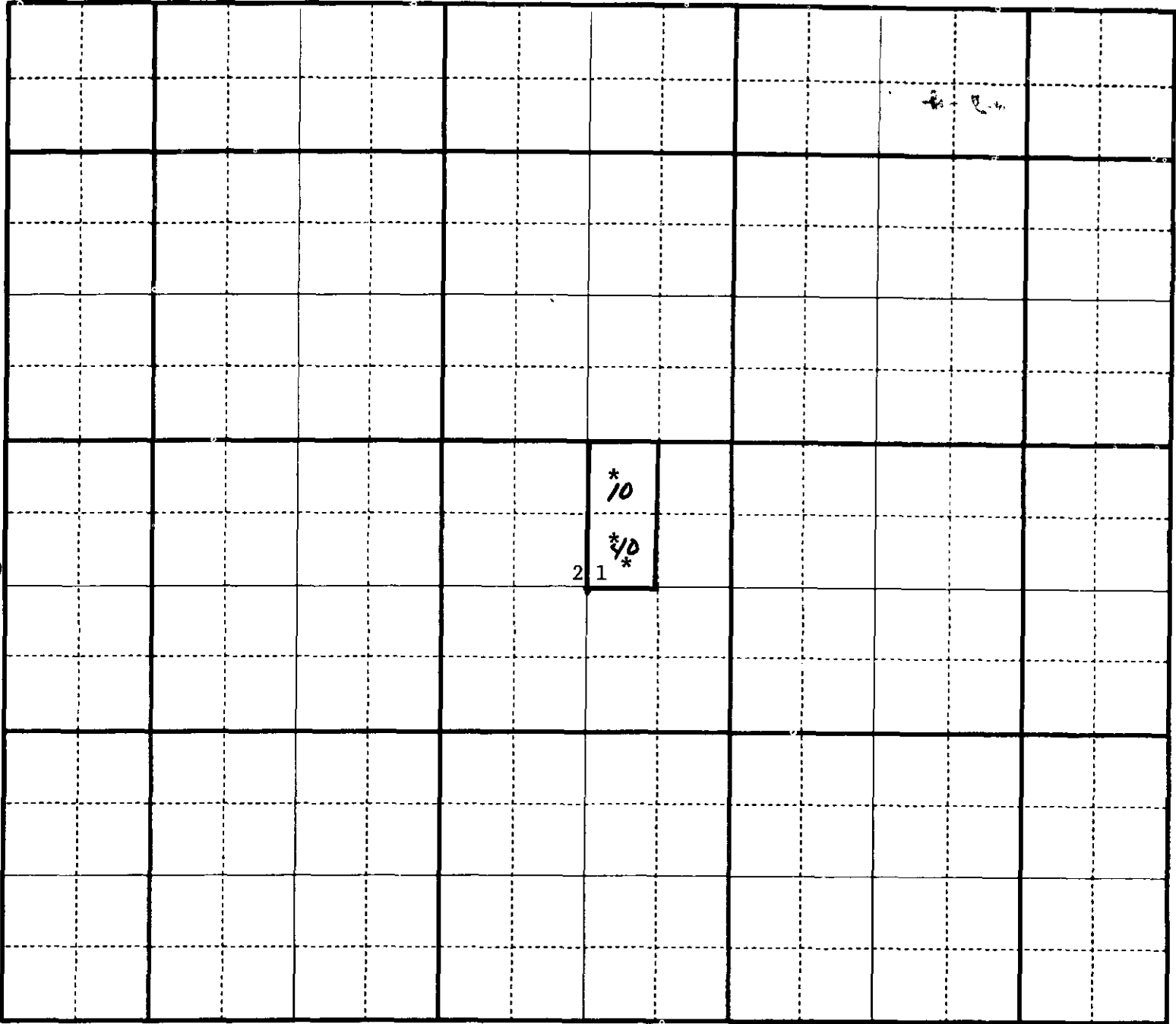


Diagram of System

DATE OF EXAM 9-3-74

ACREAGE
Found 50
Recommended 50

Irrigation Requirement 4.0 Ac Ft/Ac

USE
Irrigation Q = 1.0 c.f.s. V = 200 AF/Ann. from 4-1 to 11-1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 6.86 c.f.s. Method of measurement See discharge Notes. Double A Meter

Total Q recommended 1.0 c.f.s. Meter No. R-624 Type ☒ Condition good

Total V recommended 200 Ac Ft/ANN.

Recommended Amendments:

P.D. ☒
Place of Use ☒
Other ☒
None ☒

MEASUREMENT CALCULATION:

Q = 1.0 c.f.s. Amount applied for, 6.86 c.f.s. Amount Meas.
V = 200 Ac Ft/ANN. = (4.0 Irr Reg) (50 Acres)

SYSTEM DESCRIPTION:

waste water diverts from field above to ditch which conveys the water to its place of use.

REMARKS:

point of diversion is in the SWNE, Sec. 21
T 10 S - R 17 E.

Examiner's Signature Gary Lunderburg Date 9-4-74

Checked by Bob Payne Date 9-4-74

Approved by _____ Date _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Date 9-3, 1977 **DISCHARGE MEASUREMENT NOTES**

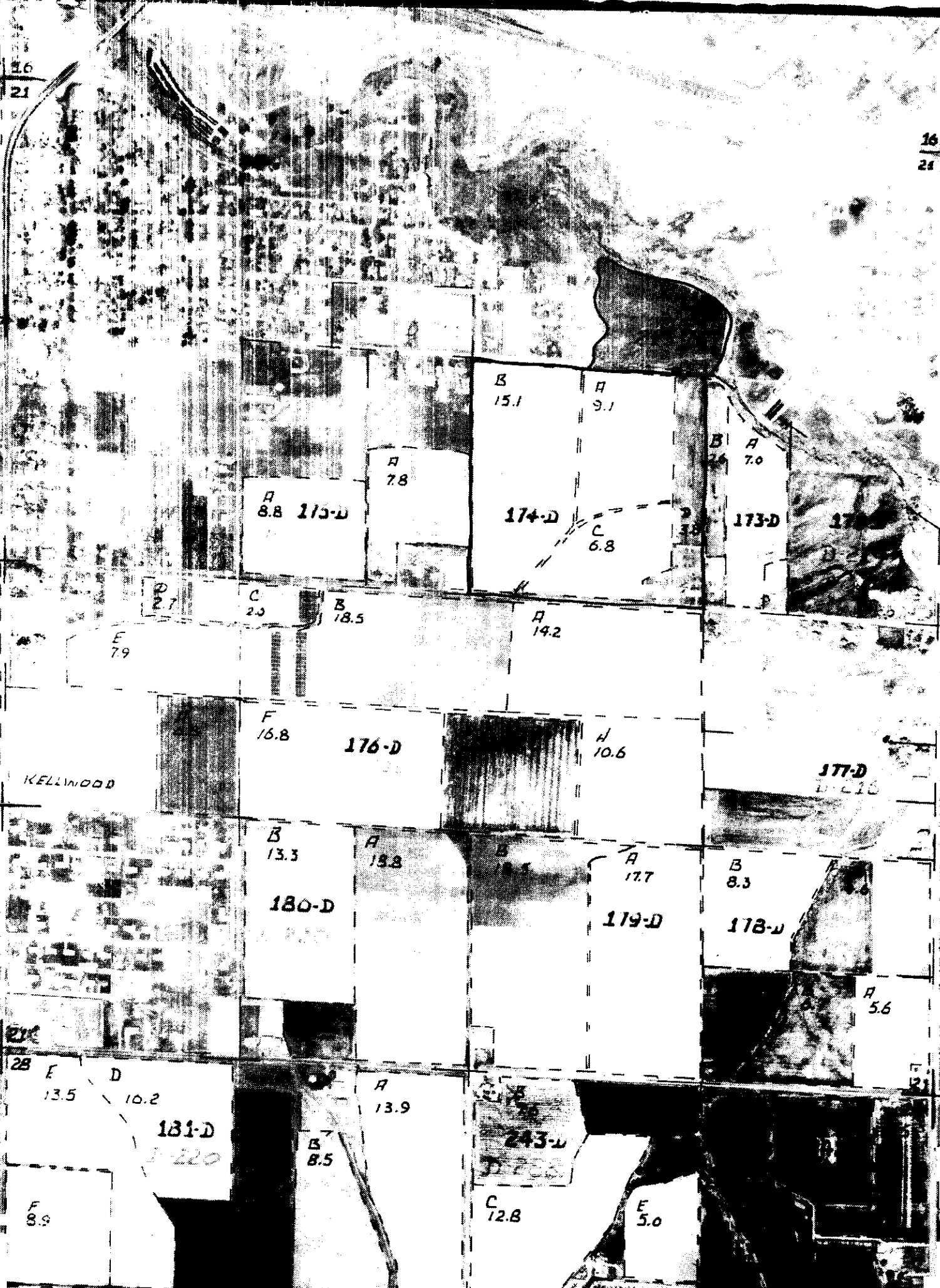
Benno Deter: River at

[illegible]

No. _____ of _____ Sheets. Comp. by DM Chk by _____

17 16
20 21

16 15
21 22



KELLWOOD

August 2, 1974

Re: Permit No. 47-7016

Benno D. & Marjorie M. Deters
659 Park Avenue, Rt. 1
Twin Falls, Idaho 83301

Dear Mr. & Mrs. Deters:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed is an Order which removes the measuring device requirement from this 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.

If you have any questions concerning the field exam, please contact our Southern District Office at 1041 Blue Lakes Blvd., North, Twin Falls, Idaho.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:JG
Enclosure

47-7016

Identification No. _____

Permit No. 47-7016

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
JUL 31 1974

Department of Water Resources

1. a) Name of Permit Holder Benno D. and Marjorie M. Deters
b) Post Office Address 659 Park Ave., Rt. 1, Twin Falls, Id.
47-7016
2. Permit Number 47-7016
3. Date of Priority that you are prepared to establish 7-1-69
4. a) Source from which water was appropriated unnamed drain
b) Location of the point of diversion: SW 1/4 NE 1/4, Section 21
Township 10S, Range 17E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount 1.0 cfs for irrigation purposes from Apr. 1 to Nov. 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 1.0 cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) _____
cement checks to pipes and corrugation
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well drillers name and address and date the well was completed _____

Exam typed 8/2/74 by jo

47-7016

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10S	17E	21		10	40														50

Total number of acres irrigated 50

10. Remarks: _____

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

(Date)

Lenno D. Peters

Mrs. Lenno Peters

(Signature)

State of Idaho ss.
County of Twin Falls

On this 30 day of July, 1974, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

[Signature]

Notary Public residing at Twinsburg

My commission expires March 15, 1976

RECEIVED

JUL 31 1974

Department of Water Resources

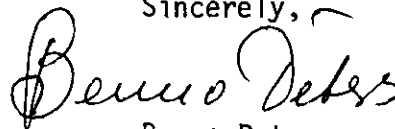
July 30, 1974

Mr. Bob Fleenor
Department of Water Resources
Statehouse -- Annex 2
Boise, Idaho 83707

Dear Mr. Fleenor:

Regarding the required measuring device you have requested for my wastewater application No. 47-7016, it would seem unnecessary to install this as the water spills into the Snake River Canyon immediately after leaving my land. I am asking for a waiver of this requirement.

Sincerely,



Benno Deters

47-7016

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐ Show address
where delivered

☐ Deliver ONLY
to addressee *

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

25412

1

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

2

DATE DELIVERED

6/1/74

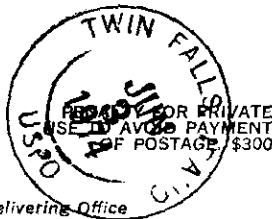
SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

3

47-7016

47-7016

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



Postmark of Delivering Office

SENDER INSTRUCTIONS

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



- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



PS Form
June 1973
3811

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707

47-7016

May 31, 1974

CERTIFIED MAIL

#25412

Re: Permit No. 47-7016

Benno D. & Marjorie M. Deters
659 Park Ave., Route #1
Twin Falls, ID 83301

Dear Mr. & Mrs. Deters:

One of the conditions of approval of your water Permit No. 47-7016 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before August 1, 1974. Enclosed is an affidavit form which must 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.

Either the beneficial use affidavit 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.



R. KEITH HIGGINSON
Director

Enc: Proof affidavit

47-7016

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

August 15, 1969

Re: Permit No. 47-7016

Mr. & Mrs. Benno D. Deters
659 Park Avenue, Route 1
Twin Falls, Idaho 83301

Dear Mr. & Mrs. Deters:

We enclose a copy of your approved application for permit 47-7016
in which we direct your attention to the limitations and conditions as given
on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh
Enclosures: Copy of permit
Receipt No. 3235 for \$20.00
1 informational letter

47 7016

DON SAMUELSON
GOVERNOR



STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

July 10, 1969

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Benno D. and Marjorie M. Deters, 659 Park Avenue, Route 1, Twin Falls, Idaho has on July 1, 1969 applied for permit under application No. 47-7016 to divert 1.0 cubic feet per second of water from unnamed drain tributary of Rock Creek. Water will be diverted by gravity diversion into delivery system from two points within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and one point within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, T. 10 S., R. 17 E., B. M., Twin Falls, County and is to be used from April 1 to November 1 for irrigation in the W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 21, T. 10 S., R. 17 E., B. M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of this notice.

R. KEITH HIGGINSON,
State Reclamation Engineer
Published in the Times-News, Twin Falls, Idaho, on July 17 and 24, 1969.

Re: Application for Permit No. 47-7070-
Frame Trout Farm

Application for Permit No. 47-7016-
Benno D. and Marjorie M. Deters

Application for Permit No. 47-7018-
John C. Ahrendsen

Times News
Twin Falls, Idaho

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 date. If you cannot publish the notice on the proposed dates please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation, along with the publication bill. In order to receive payment, the following certification must appear on the bill:

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of same has been paid,

Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg
Enc: Legal Notice (3)

47 7016

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Benno D. and Marjorie M. Peters, 659 Park
Avenue, Route 1, Twin Falls, Idaho has on July 1, 1969
applied for permit under application No. 47-7016
to divert ~~1.0~~ 1.0 cubic feet per second ~~back to the~~
of water from unnamed drain tributary of Rock Creek.
Water will be diverted by gravity diversion into delivery system
dd
from two points within the
within the SW 1/4, and one point within the NW 1/4, Sec. 21, T. 10 S,
R. 17 E, B. M., Twin Falls, County ✓
and is to be used from April 1 to November 1 for irrigation

in the SW 1/4, Sec. 21, T. 10 S, R. 17 E, B. M.

Any protest against this application must be filed with the Department
of Reclamation within ten days from the last date of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Times News, Twin Falls, Idaho,
on July 17 and July 24, 1969.