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MAY 23 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

**WITHDRAWAL
OF
APPLICATION FOR TRANSFER OF WATER RIGHT(S)**

I/We, Steven R Ward and Tonya M Ward
(Applicant's Printed Name) (Applicant's Printed Name)

hereby withdraw our Application for Transfer No. 82313 of Water Right

No(s). 43-4008, 43-7152

Signed this 19 day of May, 20 18.

Steven R Ward

Tonya M Ward

2900 S Narrows Rd

Malta ID 83342

Steven Ward
(Signature/Title of Applicant)

Tonya Ward
(Signature/Title of Applicant)

data-entry done by Allison.

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

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DEPT OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☐ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change ☐ Ownership split

1. **APPLICANT(S)** Steve Ward Phone 208-431-5575
2. **MAILING ADDRESS** 2900 S NARROWS RD City Malta
State ID Zip 83342 Email steve.ward64@live.com

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the [fee schedule](#).

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. **LIST WATER RIGHT NUMBER(S)** 43-4008, 43-7152

- ☐ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 3.44 cubic feet per second and/or _____ acre-feet per annum.
(diversion rate) (storage volume)

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, *Water Right Transfers, Online Resources*.

New?	Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Source	Local name or tag #
X		NE	NW	SW	26	15S	24E	Cassia		
									LAT 42.0891395	
									LONG 113.6235991	
		NW	NE	SE	27	15S	24E	Cassia		A0019794 W
		NE	NE	SE	27	15S	24E	Cassia		A0019790 M

WITHDRAWN

6. GENERAL INFORMATION

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Flow meters will be installed

- b. Who owns the property at the point(s) of diversion? Steve Ward
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

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SOUTHERN REGION

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☒ No
☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

7. MAP - ☐ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and $\frac{1}{4}$ $\frac{1}{4}$ of section information. The *Map Tool*, available at maps.idwr.idaho.gov/TransferApplicationLayouts/ provides a satisfactory template for creating the required map.

8. SIGNATURE - The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Steve Ward
Signature of applicant or authorized agent

Steve Ward
Print name and title if applicable

4-23-18
Date

Tony Ward
Signature of applicant or authorized agent

Tonya Ward
Print name and title if applicable

4-23-18
Date

9. FEE - ☐ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The Fee Schedule is available at www.idwr.idaho.gov, *Water Right Transfers, Step 4* and in the Application for Transfer Instructions.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments. Received by CS Date 4-23-2018

Fee paid \$140- Date 4-23-2018 Receipted by Am Receipt # 5036099

Preliminary review by _____ Date _____ Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

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☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☒ No
☐ If yes and there are multiple owners, attach a [Lessor Designation](#) form.
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(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☐ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and ¼ ¼ of section information. The *Map Tool*, available at maps.idwr.idaho.gov/TransferApplicationLayouts/ provides a satisfactory template for creating the required map.

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Steve Ward
Signature of applicant or authorized agent

Steve Ward
Print name and title if applicable

4-23-18
Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

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FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments.

Received by A. SKINNER

Date 4/23/2018

Fee paid \$740 Date 4/23/18

Received by DM

Receipt # 5036699

Preliminary review by AI

Date 4/23

Active in the Water Supply Bank? Yes ☐ No ☒

W-9 received? Yes ☐ No ☐

Name on W-9 _____

W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

15

14

13

18

22

23

24

19

15S24E

15S25E

27

26

New Well

25

30

34

35

36

31

TRANSFER

82313

3

2

1

6

16S24E

16S25E

10

11

12

7

Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AEX, Getmapping, Aerogrid, IGN, IGP, swisstopo, and the GIS User Community



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 31, 2018

STEVEN R WARD
TONYA M WARD
2900 S NARROWS RD
MALTA ID 83342

Re: Withdrawal of Application for Transfer No. 82313
Water Right No. 43-4008 & 43-7152

Dear Applicant(s):

Thank you for your recent withdrawal of the above referenced application for transfer. No further action is required and the matter is now closed.

Please note, a refund request in the amount of \$740.00 has been submitted for processing. Upon approval, the refund will be sent directly to you.

Please contact our office at 208-736-3033 if you have additional questions on this matter. Also, more information about water rights and other matters administered by this agency is available on our website at www.idwr.idaho.gov.

Sincerely,

A handwritten signature in blue ink that reads "Denise Maline".

Denise Maline
Administrative Assistant
Southern Region

May 19, 2018

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DEPT OF WATER RESOURCES
SOUTHERN REGION

Steve Ward
2900 South Narrows Rd
Malta, Idaho 83342
208 431 5575

IDWR Southern Region
650 Addison Ave W Ste500
Twin Falls, Idaho 83301

To Whom it May Concern,

This is in regards to an application for transfer of water rights. At this time we wish to withdrawal this request and request a refund for our filing fee.

Thank you,

A handwritten signature in black ink, appearing to read "Steve Ward", written over the printed name.

Steve Ward

Inouye, Allison

From: Inouye, Allison
Sent: Wednesday, May 30, 2018 4:05 PM
To: Marston, Sascha
Subject: Refund request

Hi Sascha,

Could you please issue a refund to Steve Ward for \$740? He withdrew a transfer application prior to advertising. The original receipt number was S036699.

His address is:

Steve Ward
2900 S Narrows Rd
Malta ID 83342

Thank you –
Allison

Allison Inouye
Water Resource Agent
Southern Regional Office | Idaho Dept. of Water Resources
p (208) 736-3033 | f (208) 736-3037
Allison.Inouye@idwr.idaho.gov

Inouye, Allison

From: Inouye, Allison
Sent: Tuesday, May 15, 2018 11:36 AM
To: 'steward64@live.com'
Subject: Water right transfer application withdrawal form
Attachments: T82313 Withdrawal Form.docx

Hi Steve,

Attached is the form to withdraw your transfer application that you can print out. It needs to be signed by you and Tonya. Please mail it to our office (we need original signatures) **along with a note requesting a refund** of your filing fee. Then we will initiate your refund from our state office in Boise.

IDWR Southern Region
650 Addison Ave W Ste 500
Twin Falls, ID 83301-5858

Feel free to contact our office with any questions.

Thanks,
Allison

Allison Inouye
Water Resource Agent
Southern Regional Office | Idaho Dept. of Water Resources
p (208) 736-3033 | f (208) 736-3037
Allison.Inouye@idwr.idaho.gov

MEMORANDUM

Date: April 25, 2018
To: Transfer 82313
From: Allison Inouye
Re: Initial Review

During the initial processing of the transfer application, a review of the water rights backfile revealed information dating back to the 1990s regarding the well involved in this transfer application. The information indicates that there is a hydraulic connection between this well and a well on the neighboring property to the south. Additionally, the backfile indicates that the previous owner of this property had filed an application for transfer which included adding the same well that is proposed in this transfer as a POD to water rights 43-4008 and 43-7152. That transfer was protested by multiple parties who primarily cited concerns about well interference. The transfer application was later amended and the well was removed from the proposal; however, it appears that the protests were never resolved and the transfer was ultimately denied due to the applicants' failure to diligently pursue the application.

Considering this historical information, the Regional Manager determined that the currently proposed transfer was not approvable as filed. He called the applicant on 4/24/2018 to discuss the situation and explained that the applicant could choose to pursue the transfer if he could provide a written statement of concurrence from the owner of the neighboring well, or alternatively he could withdraw the transfer. He also explained that if the applicant chooses to continue pursuing the transfer, it will be subject to the public notice and protest period. The Regional Manager gave the applicant 30 days to decide how he would like to proceed in the matter.