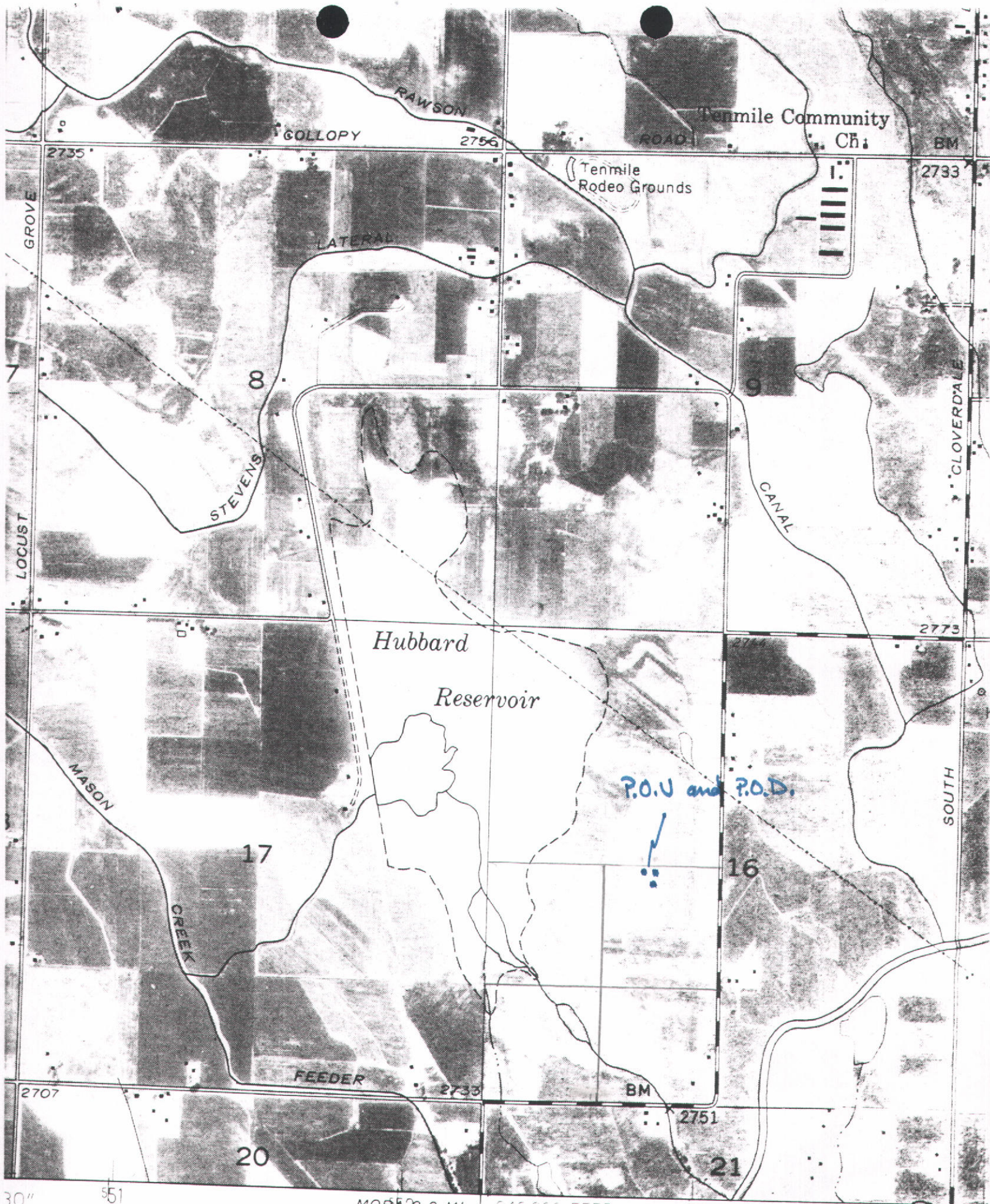




RECEIVED

AUG 30 1994

Ident. No. 63-12115

Department of Water Resources

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: WARD STABLES  
Address: C/O CONLEY WARD  
5208 HOODOO LN  
KUNA ID 83634  
208-385-9564
2. Source: GROUND WATER  
Trib. to:
3. Location of Point of Diversion: NESW Sec. 16, Township 02N, Range 01E  
ADA County
4. Water will be used for the following purposes:

| Purpose    | From  | To    | CFS   | (or) | AF |
|------------|-------|-------|-------|------|----|
| IRRIGATION | 03/15 | 11/15 | 0.030 |      |    |
5. Total quantity to be appropriated is:  
0.030 CFS (and/or) AF
6. Proposed diverting works:
  - a. Description of ditches, flumes, pumps, headgates, etc.  
EXISTING WELL, 5HP PUMP, PRESSURE TANKS AND DISTRIBUTION SYSTEM
  - b. Height of storage dam feet; active reservoir capacity  
acre-feet; total reservoir capacity acre-feet; period of  
year when water will be diverted to storage: to inclusive.
  - c. Proposed well diameter is 6 inches; proposed depth of well is 236  
feet.
  - d. Is groundwater with a temperature greater than 85F being sought? NO
  - e. If well is already drilled, when? 03/28/1991  
Drilling Firm CAN-ADA  
Well was drilled for FINWICK
7. Time required for the completion of the works and application of  
the water to the proposed beneficial use is 1 year(s).
8. Place of Use: IRRIGATION

| TWN | RGE | SEC | ACRES  | ACRES | ACRES | TOTAL |
|-----|-----|-----|--------|-------|-------|-------|
| 02N | 01E | 16  | NESW 1 |       |       | 1     |

Total number of acres irrigated: 1

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.  
MOU FOR EASEMENT FOR PUMP STATION AND PIPELINE

10. Remarks:

This right authorizes irrigation of up to 1/2 acre within each  
platted subdivision lot upon which a domestic dwelling has been  
constructed.

11. Map of proposed point of diversion and place of use attached? ☒

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.

See Original  
Applicant

Received by \_\_\_\_\_ Date \_\_\_\_\_ Time \_\_\_\_\_ Preliminary check by \_\_\_\_\_

Fee \$ \_\_\_\_\_ Receipted by \_\_\_\_\_ # \_\_\_\_\_ Date \_\_\_\_\_

Publication prepared by \_\_\_\_\_ Date \_\_\_\_\_ Published in \_\_\_\_\_

Publication approved \_\_\_\_\_ Date \_\_\_\_\_

Comments: Date: 6/ 2/1994 User-ID: HODGES

Subject:

OVERLAPPING USES, WELL INFO, FAMILY PARTNERSHIP

Well was drilled under 63-91-Z-038 and is also used pursuant to 63-11523. Existing license issued for internal domestic use for three homes and up to 1/2 acre total irrigation. This filing is for additional 1/2 acre in conjunction with 2 of the homes.

Ward Stables is a family partnership consisting of Conley, Dudley Cotton, Clay and Eloise Ward. (brothers and mother).

RECEIVED

MAY 26 1994

Department of Water Resources

Ident. No. 63-12115

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

RECEIVED

JUN 01 1994

WATER RESOURCES  
WESTERN REGION

To appropriate the public waters of the State of Idaho

208-342-6571 or  
208-385-9564

1. Name of applicant Ward Stables c/o Conley Ward Phone 208-385-9564  
Post office address 5208 Hoodoo Lane, Kuna, Idaho

2. Source of water supply Groundwater which is a tributary of \_\_\_\_\_

3. Location of point of diversion is NE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_  
Sec. 16 Township 2N Range 1E B.M. Ada County; additional  
points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

Amount .03cfs for irrigation purposes from March 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 is (a) .03 and/or (b) \_\_\_\_\_  
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Diversion system consists of existing well with pump which is operated pursuant to water right permit #63-11523.

Water will be distributed for irrigation through a pressurized watering system.

b. Height of storage dam \_\_\_\_\_ feet; active reservoir capacity \_\_\_\_\_ acre-feet; total  
reservoir capacity \_\_\_\_\_ acre-feet; period of year when water will be diverted to storage:

\_\_\_\_\_ to \_\_\_\_\_ inclusive.

Existing 6 existing 236  
c. ~~Proposed~~ well diameter is \_\_\_\_\_ inches; ~~proposed~~ depth of well is \_\_\_\_\_ feet.

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

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

a. Hydropower; show total feet of head and proposed capacity in KW.

c. Municipal; show name of municipality.

d. Domestic; show number of households.

\_\_\_\_\_

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

ponding place of use below. See instructions for standard symbols.

Total number of acres to be irrigated ~~1.5~~ 1.0

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

b. Who owns the land to be irrigated or place of use, Conley Ward, Cotton Ward, Eloise Ward

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

Ward Stables is a family partnership consisting of applicant to make this filing.

Conley Ward, Dudley Ward, Cotton Ward, Clay Ward and Eloise Ward. Ward

|              |                                                                   |
|--------------|-------------------------------------------------------------------|
| 12. Remarks: | Stables is authorized to hold the water rights appurtenant to the |
|--------------|-------------------------------------------------------------------|

individually owned parcels within the Ward Subdivision. This water is to be used to irrigate 1.5 acres of curtilage in conjunction with the exist-

ing domestic use of the well by 3 homes within a multi-ownership sub-

• uoTstap

\* 1/2 - 11/23 authorized with 63-11523

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

PLEASE SEE ATTACHMENT A HERETO.

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.

Conley Ward - Gen'l PtNR - Wood/Stables  
(Applicant)

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

Received by                      Date 5-27-94 AM 10:51 Preliminary check by                       
Fee \$ 30.00 Received by                      Date 5-27-94 # CO 30389 Date 5-27-94  
Publication prepared by                      Date 6-29-94 Published in                       
Publication approved                      Date 7-25-94

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No.                     , and said application is hereby                     .  
1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

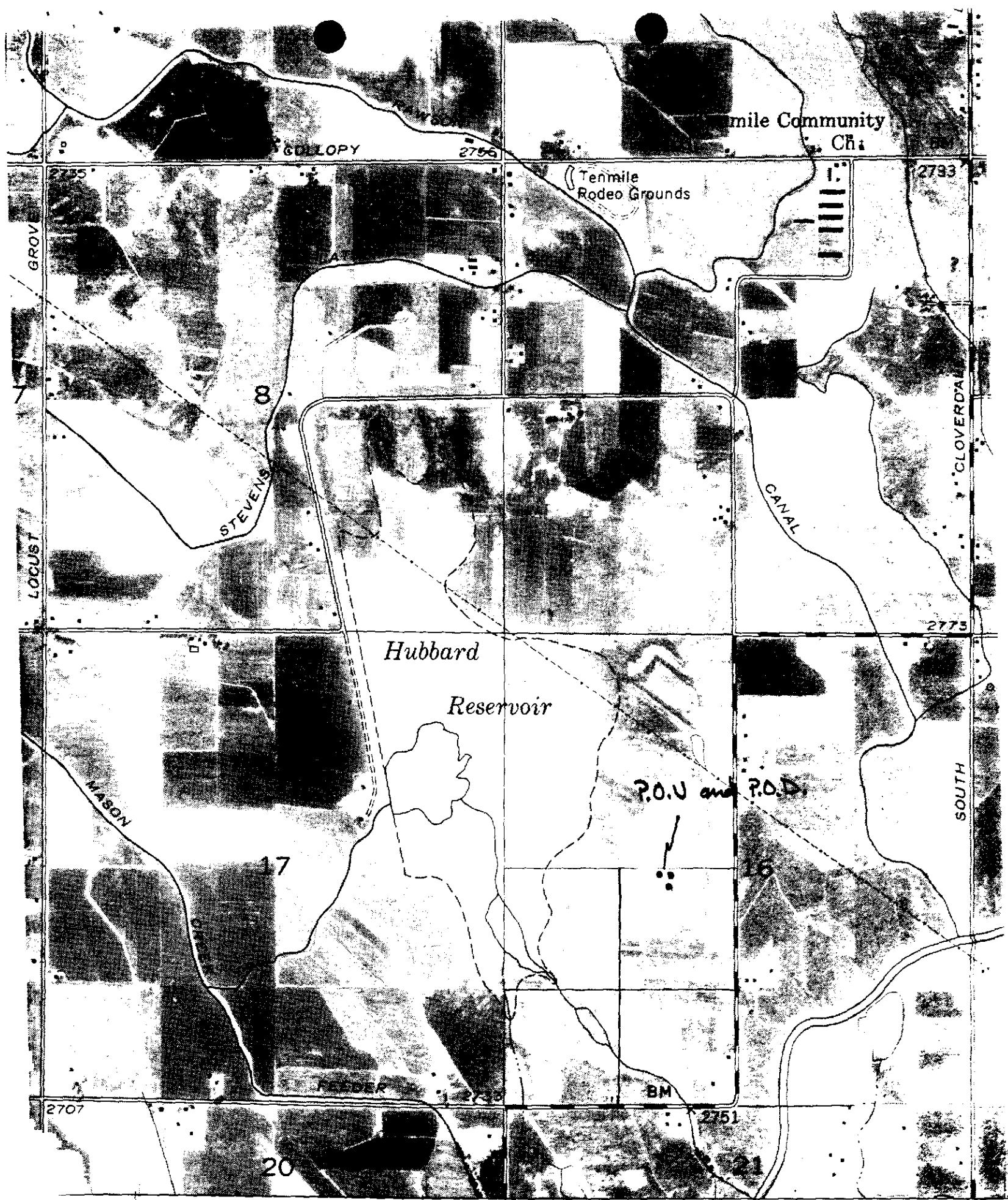
b. Proof of construction of works and application of water to beneficial use shall be submitted on or before

                    , 19                     .

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:



State of Idaho  
Department of Water Resources

**NO. 63-12115**

**Proposed Priority:** May 27, 1994

Maximum Diversion Rate:

0.03 CFS

This is to certify, that **WARD STABLES**  
C/O CONLEY WARD  
5208 HOODOO LN  
KUNA ID 83634

has applied for a permit to appropriate water from: **GROUNDWATER**

and a permit is **APPROVED** for development of water as follows:

### BENEFICIAL USE

**PERIOD OF USE**

### RATE OF DIVERSION

## IRRIGATION

03/15 to 11/15

0.03 CFS

**LOCATION OF POINT(S) OF DIVERSION:**

NESW , Sec. 16, Township 02N, Range 01E  
ADA County

**PLACE OF USE:** IRRIGATION

|            |            |            |
|------------|------------|------------|
| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> |
| 02N        | 01E        | 16         |

ACRES  
1.0

ACRESACRES

**TOTAL**  
1.0

Total number of acres irrigated:

1.0

**CONDITIONS OF APPROVAL AND REMARKS**

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **September 1, 1996.**
2. Subject to all prior water rights.
3. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right.
4. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
5. The issuance of this right does not grant any right-of-way or easement across the land of another.
6. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.

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

\_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.

Karl J. Dreher, Director

WR0749NP  
No. P63-12115

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 08/22/95  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                                                       | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|--------------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | WARD STABLES<br>C/O CONLEY WARD<br>5208 HOODOO LN<br>KUNA ID 83634<br>(208) 385-9564 | 05/27/1994       | IRRIGATION | 03-15 11-15           | 0.030 CFS         |                     |
| TOTAL DIVERSION: |                                                                                      |                  |            |                       | 0.030 CFS         |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T02N R01E S16 NESW ADA County

Place of use Legal Description for: IRRIGATION

| NE          |     |    |      |    |    |    |    |    |    |    |      | NW |    |    |    | SW |    |    |      | SE |    |    |     |    |       |     |
|-------------|-----|----|------|----|----|----|----|----|----|----|------|----|----|----|----|----|----|----|------|----|----|----|-----|----|-------|-----|
| T           | R   | S  | : Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : Lt | Ac | Lt | Ac | Lt  | Ac | : SUM |     |
| 02N         | 01E | 16 | :    |    |    |    |    |    |    |    | :    |    |    |    |    |    |    |    | :    |    |    |    |     |    | :     | 1.0 |
| TOTAL ACRES |     |    |      |    |    |    |    |    |    |    |      |    |    |    |    |    |    |    |      |    |    |    | 1.0 |    |       |     |

Pou County: ADA

Other Water Rights with Same Point(s) of Diversion and Source:  
63-12115

Other Water Rights Listing Overlapping Place(s) of use:  
63-00161BL 63-03567 63-05389 63-12115

Conditions of Approval:

- 065 - The right holder shall use the full allotment of appurtenant  
- surface water rights in conjunction with groundwater diverted  
- under this right.
- 057 - The rate of diversion of water for irrigation under this right  
- and all other water rights on the same land shall not exceed  
- 0.03 cubic feet per second for each acre of land.
- 004 - The issuance of this right does not grant any right-of-way  
- or easement across the land of another.

Remarks: This right to divert groundwater shall not be used if the  
surface water right(s) appurtenant to the place of use is sold,  
transferred, leased or used on any other place of use without  
the approval of the Department.

Dates: App. Received: 05/27/1994 Priority Date: 05/27/1994  
Proof Due Date: 09/01/1996 Proof Made Date:  
Exam Made Date: Exam Sent to S.O.:  
Licensed Date:

Misc: Water District Number: Field Exam Fee:

WRD749NP  
No. P63-12115

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 08/22/95  
PAGE: 2

=====  
Comments: Date: 06/02/1994 User-ID: HODGES Subject: OVERLAPPING USES, WELL INFO, FAMILY PARTNERSHIP  
Well was drilled under 63-91-Z-038 and is also used pursuant to  
63-11523. Existing license issued for internal domestic use for  
three homes and up to 1/2 acre total irrigation. This filing is  
for additional 1/2 acre in conjunction with 2 of the homes.  
Ward Stables is a family partnership consisting of Conley, Dudley  
Cotton, Clay and Eloise Ward. (brothers and mother).

Audit: 08/22/95 CZIMMERM

IDAHO DEPARTMENT OF WATER RESOURCES  
PLACE OF USE 1/4 1/4 COMPARISON REPORT

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '\*' ARE ADJUDICATION CLAIMS)  
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

| WR-NUMBER          | SOURCE                    | NE |    |    |    | NW |    |    |    | SW |    |    |      | SE |    |    |    | SUM |
|--------------------|---------------------------|----|----|----|----|----|----|----|----|----|----|----|------|----|----|----|----|-----|
|                    |                           | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac   | Lt | Ac | Lt | Ac |     |
| P6312115           | T02N R01E S16 GROUNDWATER |    |    |    |    |    |    |    |    |    |    |    |      |    |    |    |    |     |
|                    | :                         |    |    |    |    |    |    |    |    | 01 |    |    |      |    |    |    |    | 1   |
| 6300161BL          | BOISE RIVE :              |    |    |    |    |    |    |    |    | I  |    | I  |      | I  |    |    |    |     |
| A6300161BL         | BOISE RIVE :              |    |    |    |    |    |    |    |    | 08 |    | 30 |      | 08 |    |    |    | 51  |
| A6300161BV         | BOISE RIVE :              |    |    |    |    |    |    |    |    |    |    |    |      | 15 |    |    |    | 15  |
| 6302388            | BOISE RIVE :              |    |    |    |    |    |    |    |    |    |    |    |      |    |    |    |    |     |
| A6302388           | BOISE RIVE :              |    |    |    |    |    |    |    |    |    |    |    |      |    |    |    |    |     |
| 6303567            | WASTE WATE :              |    |    | 05 |    |    |    | 40 | 40 | 40 | 32 |    | 10   | 40 | 33 | 07 |    | 247 |
| 6304410            | WASTE WATE :              |    |    |    |    |    |    |    |    |    |    |    |      |    |    |    | 32 | 32  |
| A6304410           | WASTE WATE :              |    |    |    |    |    |    |    |    |    |    |    |      |    |    |    | 32 | 32  |
| 6305389            | WASTE WATE :              |    |    |    |    |    |    | 38 | 20 | 20 | 26 |    | 03   | 35 | 30 | 06 |    | 178 |
| A6305389           | WASTEWATER :              |    |    |    |    |    |    | 38 | 20 | 20 | 26 |    | 03   | 35 | 30 | 06 |    | 178 |
| 6307749            | GROUNDWATE :              |    |    |    |    |    |    |    |    |    |    |    |      |    |    |    | 32 | 32  |
| A6307749           | GROUNDWATE :              |    |    |    |    |    |    |    |    |    |    |    |      |    |    |    | 33 | 33  |
| <del>6312115</del> | <del>GROUNDWATE :</del>   |    |    |    |    |    |    |    |    |    |    |    | -01- |    |    |    |    | 1   |

APPLICATION FOR PERMIT  
STATE OFFICE REVIEW  
by Cindy Zimmerman

No.: 63-1215 Name: Ward Stables Date: 8/22/95 Ad OK? ✓  
Correct Fee? ✓ Receipt #: 0030389 Priority: 5/27/95 ✓ Gvmt Lts: ✓

AREA OF CONCERN? - No/Yes          Mor          GWMA Trust/Non-trust  
PROTESTED: - 020(Protest Agr) or W19(See Final/Prelim Order)

SYSTEM COMPLETED:  
Yes/proof filed - NA  
1 year/no proof - P16  
+1 year - 26A-P17

GROUNDWATER: <✓ FLO-CH>  
+ 0.2 cfs - 01M  
=/- 0.2 cfs - No MD  
=/+ 5 a. (A) - 01M, 065(if GW use SW 1st)

Drilling Permit:  
Existing well - NA (pre 7/1/87)  
Included w/permit - Permit No.                                    , P99  
No WD permit? - 046-46B-P23 (post 7/1/87)  
irr. in WD - P05 (new well)

SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink in WD):  
Water District(~~dem~~) - 005 (req) WD #          <SEE MAP & LISTING>  
+ 0.2 cfs - 028(may report)-01J(meas dev)-P08  
=/- 0.2 cfs - 028(may report)-01H(lock dev)-P01 or No MD  
=/+ 5 a. irr. - 028(may report)  
In-WD + 0.2 cfs - 01M or No MD (in-stream)  
- 0.2 cfs - No MD  
=/+ 5 a. irr. - 01M

RIVER BASINS (\*Surface water):  
Snake R (01) - 11A-P04, NA  
(02/03) - 007-P07 (w/remark WB9), NA  
Boise R (63) - 05A (if WB), 11E (not 42-111 use), NA  
Payette R (65) - 064(consump. use), 047-P04(Payette Lake), NA

USE:  
Domestic (surface) - 021(Boise R + L Peak); 27A(Payette R); NA  
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10; 044(N 1000 Spr)  
Irr <POU> =/- 5 a - 057 (0.03 cfs/A)  
~~+ 5 a~~ - 03A (0.02 cfs/A)  
Mining - 054 (req) & 06A/010/09E-P10  
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);  
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09  
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA

LOCATION:  
Boise Front LoGeo - 058 (-85° GW temp only)  
In-stream dev. - P52 (stream channel alteration)  
Irr Dist/Canal Co. - 023 (Twin Falls area)  
Swan Falls Flag - 3 <SEE CODE CHART>  
Trust - 051-052-053-P74 (Consumptive Uses), NA  
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-land owner - 004 (PD/PU)

OTHER CONDITIONS: - 005

STANDARD REMARKS: - WB8

BENEFICIAL USE DUE: - 9-1-1996

COMMENTS: - Partners

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: CJY DATE: 6/2/94 APPLICATION: 63-12115

REQUIRED INFORMATION

Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.) *see application remarks*  
Address:  
Source: (See USGS Quad for names of water sources)  
Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)  
County:  
Quantity: (flow and/or volume)  
Period of use: Gov't. Lots:  
Nature of proposed use: (Include description of use) None P/D  
Description of diverting works: None P/U  
Time required for beneficial use of water:  
Place of use or acres irrigated:  
Map:  
Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)  
Fee:  
Yes ☐ No ☐ In form to receipt:

ADDITIONAL INFORMATION

| YES                                 | NO                                  |                                                                                                                                             |
|-------------------------------------|-------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Overlapping place of use: (Describe source & relationship to present application on the back.)                                              |
| <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Overlapping point of diversion:                                                                                                             |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Field check required: Field check by: _____                                                                                                 |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Field report attached:                                                                                                                      |
| <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Critical groundwater area:                                                                                                                  |
| <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Groundwater management area:                                                                                                                |
| <input type="checkbox"/>            | <input type="checkbox"/>            | 1992 moratorium <i>Can be processed. See additional info</i>                                                                                |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Copy to SCA staff (perennial stream, non-pump diversion):                                                                                   |
| <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Send dam safety information:                                                                                                                |
| <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Send power requirement letter:                                                                                                              |
| <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Send fish farm requirement letter:                                                                                                          |
| <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Power residency affidavit:                                                                                                                  |
| <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Power efficiency form:                                                                                                                      |
| <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Within trust water boundary: (If yes, attach Trust Water Supplementary Analysis Sheet.)                                                     |
| <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.) |
| <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <u>*REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT</u>                                                                                   |

DATE REQUESTED: \_\_\_\_\_

Additional information on reverse side: \_\_\_\_\_

**RECEIVED**  
AUG 30 1994

Department of Water Resources

## PROCESSING

APPLICATION NO. 63-12115

YES NO

☒ ☐  
☐ ☒  
☒ ☐

In form for advertising:

Statewide advertising: ( &gt; 10 cfs &amp;/or 1000 af)

Fee amount, receipt number and date recorded on application:

## SEND COPIES TO

YES NO

☐ ☒  
☐ ☒  
☐ ☒  
☐ ☒

I.D. Health and Welfare

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

☐ ☒  
☐ ☒  
☐ ☒  
☐ ☒

U.S. BLM

U.S. Forest Svc.

Water Dist. # \_\_\_\_\_

Other \_\_\_\_\_

## FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☐  
☒ ☐

Affidavit of publication received:

Application published correctly: If not, record action taken.

☐ ☒  
☐ ☒  
☐ ☒  
☐ ☒  
☐ ☒  
☐ ☒  
☐ ☒  
☐ ☒

Publication dates and paper recorded on application:

Protests received. Final date for protest 7-25-94

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, Dnr

Measuring device required:

Measuring port required:

Water delivered by water master? District # \_\_\_\_\_

Special conditions of approval or cover letter: \_\_\_\_\_

☐ ☒

See below for additional information

Recommended Date or Priority 5/27/94Recommended by: DnrDate 8/25/94

## STATE OFFICE REVIEW

☐ ☒

See below for additional information. By \_\_\_\_\_ Date \_\_\_\_\_

## ADDITIONAL INFORMATION

(licensed 5/94)  
 O-lap N/ 63-11523. Same well, same parcel. 11523 issued  
 for internal use, 3 homes, & 1/2 ac total irrigation.  
 This filing is for additional 1/2 ac for each of the  
 2 other homes. Use in association w/ domestic  
 meets criteria of moratorium exemption.  
 Other O-laps insignificant

RECEIVED

JUL 15 1994

WATER RESOURCES  
WESTERN REGIONThe Idaho  
Statesman

P.O. BOX 40, BOISE, IDAHO 83707

## LEGAL ADVERTISING INVOICE

Amount Due

\$248.25

|                                                                                                             |             |                                                                                                                         |                                |
|-------------------------------------------------------------------------------------------------------------|-------------|-------------------------------------------------------------------------------------------------------------------------|--------------------------------|
| Account Number<br>04762800                                                                                  |             | Identification<br>NOTICE OF APPLICATION FOR WATER RIGHT and<br>NOTICE OF PROPOSED CHANGE OF WATER RIGHT<br>NO. 63-10162 |                                |
| Ordered By<br>Sue Taylor                                                                                    | P.O. Number | Rate<br>NT                                                                                                              | Run Dates<br>July 7 & 14, 1994 |
| STATE OF IDAHO<br>DEPARTMENT OF WATER RESOURCES<br>Western Region<br>2735 Airport Way<br>Boise, Idaho 83705 |             | Estimated Inches                                                                                                        | Real Inches                    |
|                                                                                                             |             | # Affidavits<br>1                                                                                                       | Legal Number<br>7932           |

## LEGAL NOTICE

NOTICE OF APPLICATION  
FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

63-12114

STATE OF IDAHO  
DEPT OF PARKS & RECREATION  
STATEHOUSE  
BOISE, ID 83720

Source: GROUNDWATER

Diversion Pt: SWNWSW Sec 28 T03N R03E in ADA County,  
LOT 2 (NWSWSW) Sec 28 T03N R03E in ADA County.

Use: IRRIGATION (1.40 CFS)  
IRRIGATION STORAGE (1.50 AF)  
IRRIGATION FROM STORAGE (1.50 AF)  
DIVERSION TO STORAGE (1.40 CFS)  
Total Diversion: (1.40 CFS)

Date Filed: 6/2/1994

In: ADA County T03N R03E S28 NWSW  
S29 NESE

7.0 ACRES TOTAL

No water may be diverted under this right until adequate augmentation water is obtained for the irrigation season.

Water will be diverted to storage from 3/15-11/15.

WARD STABLES  
C/O CONLEY WARD  
5208 HOODOO LN  
KUNA, ID 83634

Source: GROUNDWATER

Diversion Pt: NESW Sec 16 T02N R01E in ADA County

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

Date Filed: 5/27/1994

In: ADA County T02N R01E S16 NESW  
1.0 ACRES TOTAL

63-12117

CLAVERIE, JEFF  
CLAVERIE, KAREN  
3390 LOMAH LANE  
EAGLE, ID 83616

Source: GROUNDWATER

Diversion Pt: NWSE Sec 32 T05N R01E in ADA County.

Use: DOMESTIC (.040 CFS)  
Total Diversion: (.040 CFS)

Date Filed: 6/9/1994

In: ADA County T05N R01E S32 NWSE

63-12118

VAN AUKE, RONALD W.  
3084 E. LANARK  
MERIDIAN, ID 83642

Source: GROUNDWATER

Diversion Pt: SESE Sec 8 T03N R01E in ADA County

Use: DOMESTIC (.040 CFS)  
Total Diversion: (.040 CFS)

Date Filed: 6/20/1994

In: ADA County T03N R01E S08 SESE

63-12120

GRAHAM, JAMES V  
3157 N TEN MILE RD  
MERIDIAN, ID 83642

Source: GROUNDWATER

Diversion Pt: LOT 1 (NENE) Sec 3 T03N R01W in ADA County

Use: DOMESTIC (.040 CFS)  
Total Diversion: (.040 CFS)

Date Filed: 6/14/1994

In: ADA County T03N R01W S03 Lot 1 (NENE)

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before JULY 25, 1994. The protestant must also send a copy of the protest to the applicant.

R. KEITH HIGGINSON  
Director

## NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 63-10162

Notice is hereby given that the Eldorado Condominium Homeowners Association has applied to the Department of Water Resources to change the following described water right(s) pursuant to section 42-222 of Idaho Code.

## WATER RIGHT AS RECORDED

Water Right No. 63-10162  
Basis License  
Date of Priority 5/10/1984  
Source Ground Water  
Amount 0.14 cfs  
Use Irrigation and Recreation Storage  
Point of Div Lot 1 (NWNW) S07, T03N, R02E  
Place of Use Lots 1 & 2 (W1/2NW1/4) S07, T03N R02E

THE FOLLOWING PORTION OF THE ABOVE WATER RIGHT TO BE CHANGED AS FOLLOWS PURSUANT TO TRANSFER NO. 4355

Two points of diversion to be located within Lot 1 (NWNW) S07, T03N R02E

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 on or before July 25, 1994.

R. Keith Higginson  
Director

LINDA PORTER

, being duly

sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in The Idaho Statesman in conformity with Section 60-108, Idaho Code as amended, for TWO

☒ consecutive weekly ☐ consecutive daily ☐ single ☐ odd skip

insertion(s) beginning with the issue of JULY 7, 1994

and ending with the issue of JULY 14, 1994

Linda Porter

STATE OF IDAHO )

ss.

COUNTY OF ADA )

On this 14th day of JULY in the year of 1994, before me, a Notary Public, personally appeared LINDA PORTER, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Janice Nadie

Notary Public for Idaho

Residing at Boise, Idaho

My commission expires: 5/97

GARY G. ALLEN  
REBECCA W. ARNOLD  
JOSEPH H. BAIRD  
CHRISTOPHER J. BEESON  
JOANN C. BUTLER  
MICHAEL C. CREAMER  
ROY L. EIGUREN  
JEFFREY C. FEREDAY  
JULIE KLEIN FISCHER  
RAYMOND D. GIVENS  
L. W. GRANT, III  
JUDITH K. HOLCOMBE  
ROBERT C. HUNTLEY, JR.  
DAVID R. LOMBARDI  
KENNETH R. MCCLURE  
CHRISTOPHER H. MEYER  
L. EDWARD MILLER  
PATRICK J. MILLER  
JUDSON B. MONTGOMERY  
TERRY L. MYERS  
RAMONA S. NEAL  
STEVEN L. OLSEN  
W. HUGH O'RIORDAN  
KENNETH L. PURSLEY  
GREGORY J. VIETZ  
CONLEY WARD  
STEVEN R. WEEKS  
STEPHANIE C. WESTERMEIER

LAW OFFICES  
**GIVENS PURSLEY & HUNTLEY**

SUITE 200, PARK PLACE  
277 NO. 6TH STREET  
POST OFFICE BOX 2720  
BOISE, IDAHO 83701

JAMES A. MCCLURE  
OF COUNSEL

DAVID E. MABE  
LEGISLATIVE SPECIALIST

TELEPHONE  
(208) 342-6571

FACSIMILE  
(208) 343-9492  
(208) 342-8920

May 26, 1994

RECEIVED

JUN 01 1994

WATER RESOURCES  
WESTERN REGION

Idaho Department of Water Resources  
1301 North Orchard Street  
Statehouse Mail  
Boise, ID 83720-9000

Re: Ward Stables Application for Permit to Appropriate Groundwater

To Whom it May Concern:

Enclosed, please find an original and one copy of Ward Stables' Application for Permit seeking to appropriate groundwater for use in irrigating 1.5 acres of lawn associated with three homes within a multiple-ownership subdivision. Also enclosed is a check in the amount of \$30.00 to cover the statutory filing fee.

Ward Stables is submitting this Application on behalf of Eloise, Conley and Cotton Ward, who are the individual owners of three of four lots in the Ward subdivision. Ward Stables initially filed an application, and obtained permit number 63-11523 for a well drilled in 1991 to divert 0.10 cfs to serve the domestic needs of single family dwellings on each of the four lots. To date, only three homes have been built. For an unknown reason, the original application for permit did not specifically state that it was to include the irrigation of up to one-half acre of associated lawn for each lot. Ward Stables has since been informed that because of this omission, the Wards are not entitled to use water from the well for incidental lawn irrigation. This Application is intended to remedy this situation.

Ward Stables believes that this application may be processed by the Department despite the Department's continuing moratorium in the Boise River

*Clarified  
per  
telecon w/  
Mike Creamer  
that  
63-11523 does  
include  
1/2 acre.  
gy*

May 26, 1994

Page 2

Basin because: 1) this Application is for the incidental lawn irrigation component which the Wards intended to obtain through their initial application for a domestic use; 2) but for the omission of the irrigation designation in the application for permit number 63-11523, the irrigation component of the domestic use probably would have been approved as a matter of course; 3) the requested irrigation use of no more than one-half acre per residential lot in a multiple-ownership subdivision satisfies the "domestic use exception" contained in the Department's moratorium order; and 4) the .03 cfs diversion rate requested is, by any standard, "*de minimus*."

Proof of beneficial use for Permit No. 63-11523,<sup>\*</sup> which covers the in-house domestic use, was submitted to the Department on June 18, 1993. I have been informed by Department personnel in the Western Region that this property may be scheduled for field exam sometime in 1994. Because the well for the domestic use also will serve the irrigation system, it would seem to be most efficient if that field exam is coordinated with a field exam for this application for the irrigation component. Ward Stables will be prepared to submit a proof of beneficial use for this application shortly after the public notice and protest period have passed.

If you require additional information regarding this Application for Permit, please feel free to contact me.

Sincerely,



Michael C. Creamer

MCC/mc  
Enclosure

cc: Conley Ward  
Cindy Hodges, IDWR Western Region

\*  
Copy filed with 63-11523 - JCL 6/2/94

\_\_\_\_\_

WARD STABLES  
C/O CONLEY WARD  
5208 HOODOO LN  
KUNA, ID 83634

**Source: GROUNDWATER**

Diversion Pt:                    NESW            Sec 16 T 02N R 01E in ADA County.

```

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

```

Date Filed: 5/27/1994

In: ADA County  
T02N R01E S16 NESW

1.0 ACRES TOTAL