

SOUTH IDAHO PRESS
BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia, }
STATE OF IDAHO } ss.

Jody Johnson being first
duly sworn, deposes and says that he
is the owner of the South
Idaho Press, a daily newspaper published
at Burley, Idaho, in the county aforesaid
and that the paper is of general circulation
therein. Deponent further states that the
printed notice attached hereto was duly
published according to law in the regular
editions of The South Idaho Press for two
consecutive weeks, commencing with the
issue dated January 3 1990, and
ending with the issue dated January 10,
1990. Jody Johnson

STATE OF IDAHO }
COUNTY OF Cassia }

On this 19 day of January in the year of 1990, before me,
a Notary Public, personally appeared Jody Johnson,
known or identified to me to be the person whose name subscribed to the
within instrument, and being by me first duly sworn, declared that the
statements therein are true, and acknowledged to me that he executed
the same.

Rolands Mabey
Notary Public for Idaho

Residing at Burley ID

My commission expires: 2/4/93

Cost of Publication: 31.32

Notary Fee: .50

Total Cost: 31.82

89-751

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

43-07183

WARD, JAMES RICHARD
P.O. BOX 127

LEADORE, ID 83464

Source: SPRING

UNNAMED STREAM

Tributary: SINKS

SINKS

Diversion Pt: SESE Sec 25 T 13S R 25E

Use: IRRIGATION (.300 CFS)

STOCKWATER (.120 CFS)

Total Diversion: (.420 CFS)

Date Filed: 12/30/1982

In: T13S R25E S25 NESE SESE

15.0 ACRES TOTAL

Permits will be subject to all prior water
rights. Protests may be submitted based on
the criteria of Sec. 42-203A, Idaho Code and
d/or the public interest criteria of Sec. 42-
203C, Idaho Code. Protests must be filed
with the Director, Dept. of Water Resources,
Statehouse Mail, Boise, Idaho 83720 on or
before JANUARY 22, 1990.

R. KEITH HIGGINSON, Director

Published in the South Idaho Press on Jan-
uary 3 and 10, 1990.

RECEIVED

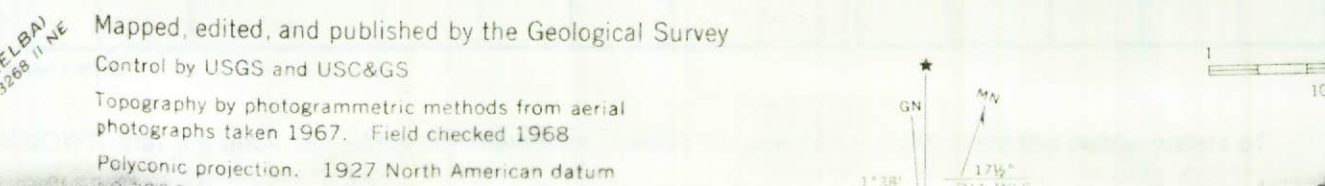
JAN 24 1990

Department of Water Resources
Southern Region Office

MICROFILMED

MAR 22 1990

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



(ELBA)
3268 " NE

Mapped, edited, and published by the Geological Survey

Control by USGS and USC&GS

Topography by photogrammetric methods from aerial photographs taken 1967. Field checked 1968

Polyconic projection. 1927 North American datum

GN

MN

$$\frac{1^{\circ}38'}{17\frac{1}{2}^{\circ}}$$

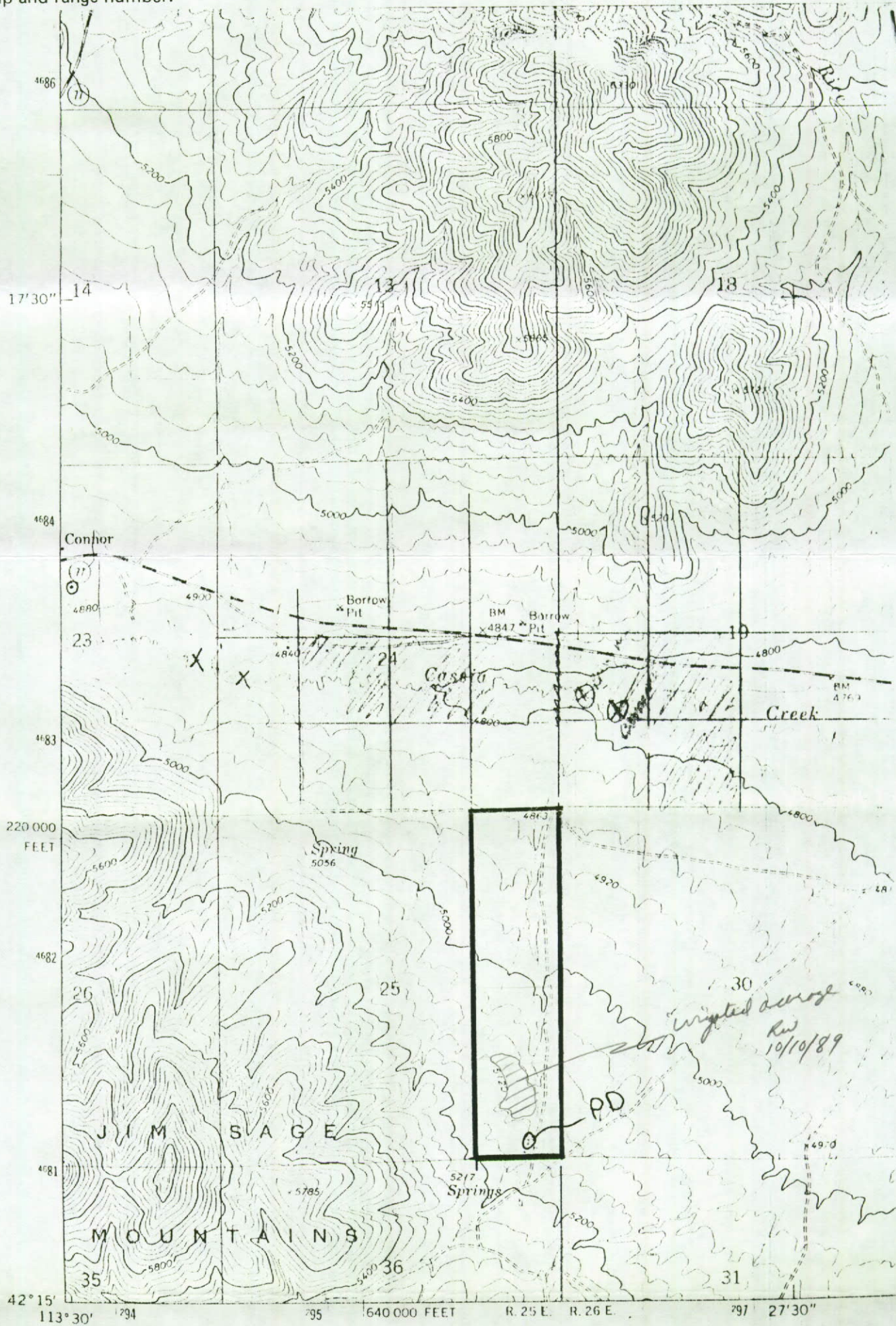
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MAR 22 1990

J. Richard Ward
(Applicant)

(Applicant)

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



(ELBA)
3268 II NE

Mapped, edited, and published by the Geological Survey

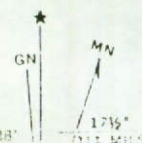
Control by USGS and USC&GS

Topography by photogrammetric methods from aerial photographs taken 1967. Field checked 1968

Polyconic projection, 1927 North American datum

MICROFILMED

MAR 22 1990



J. Richard Ward
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

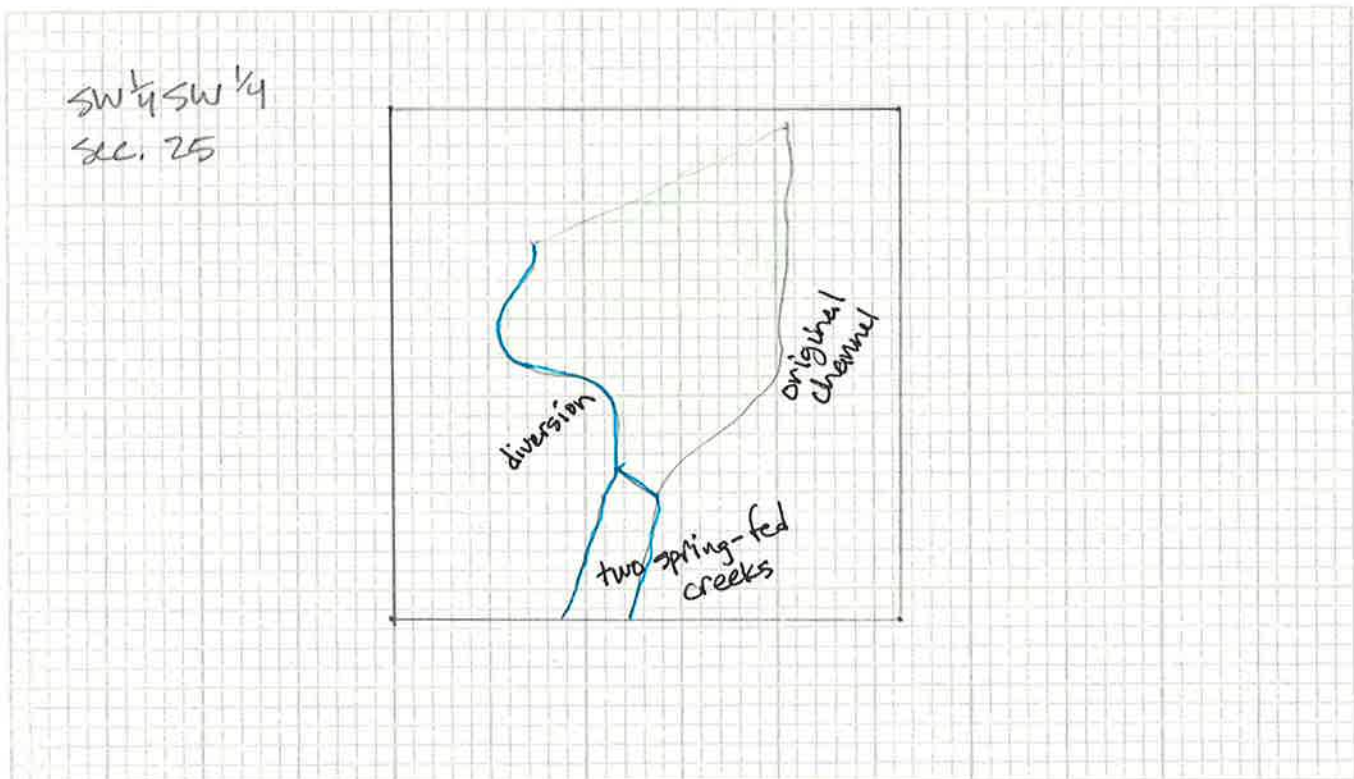
1. Owner: J. Richard Ward Permit No. 43-07183
Current Address: Box 127 Leadore, ID 83464 Phone No. 768-2668
2. Accompanied by: same EXAM. DATE: 6/25/91
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: spring fed creek tributary to sinks
2 unnamed streams

B. OVERLAP REVIEW

1. Other water rights with same place of use: ~~none~~ A43-02060 ☒ Copies Attached
2. Other water rights with same point of diversion: ~~none~~ A43-02060 ☐ 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



Scale: 1" = 500'

2. ☒ Copy of U.S.G.S. Quadrangle Attached ☐ Aerial Photo Attached
Showing location(s) of point(s) of diversion and (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.)

Water is diverted from two small creeks
and run into an irrigation ditch.

☐ 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

*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
		SE	SE	SE	25	13S	25E	Cassia	USGS map

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	
13S	25E	25													3			12	15
13S	25E	25																5	

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:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes: 500 cattle (.00022 cfs) = 0.11 cfs.
15 acres (0.02 cfs) = 0.3 cfs.

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ 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:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 15(3.5 \text{ a.f.}) = 52.5 \text{ a.f.}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.3(245)(1.9835) = 145.8 \text{ a.f.}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 52.5 \text{ a.f.}$

2. Volume Calculations for Other Uses:

$v(\text{stockwater}) = 500 \text{ cattle } (0.0134 \text{ af}) = 6.7 \text{ af,}$

* see exhibit 17 FEH.

H. REMARKS AND OVERLAP REVIEW ANALYSIS

was not possible to make measurements.
Diversion rate is based on requirements
for cattle and irrigation.

system is limited by stream flow

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
irrigation	3/15	11/15	0.30	52.5
stockwater	1/1	12/31	0.11	6.7
Totals:			0.41	59.2

2. Recommended Amendments

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

J. AUTHENTICATION

Field Examiner's Name Brian Block
Signature Brian Block
Certification Date _____
Field Report Preparation Date 7/2/91

CONSULTANT SEAL

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

43-7183

POD



POU



State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 43-07183

Proposed Priority: December 30, 1982 Maximum Diversion Rate: 0.42 CFS

This is to certify, that **JAMES RICHARD WARD**
P.O. BOX 127
LEADORE, ID 83464

has applied for a permit to appropriate water from:

SPRING	tributary of SINKS
UNNAMED STREAM	tributary of SINKS

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.30 CFS
STOCKWATER	01/01 to 12/31	0.12 CFS
	Totals	0.42 CFS

LOCATION OF POINT(S) OF DIVERSION: SESE Sec. 25, Township 13S, Range 25E
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>
13S	25E	25	NESE 3	SESE 12		15
Total number of acres irrigated:						15

PLACE OF USE: STOCKWATER, same as IRRIGATION use.

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **March 1, 1991**.
2. Subject to all prior water rights.
3. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
4. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
5. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
6. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.002 cubic feet per second for each acre of land.

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MAR 22 1990

Permit To Appropriate Water

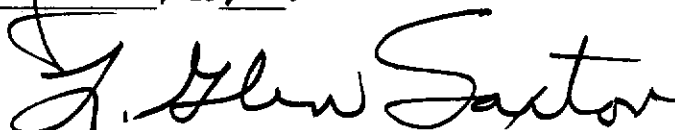
NO. 43-07183

CONDITIONS/REMARKS:

7. Sources known locally as Chokecherry Spring & Chokecherry Creek.

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

16th day of February, 1990.



R. Keith Higginson, Director

for

MICROFILMED

MAR 22 1990

RECEIVED

DEC 13 1989

Ident. No. 43-07183

Department of Water Resources

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: JAMES RICHARD WARD
Address: P.O. BOX 127
LEADORE, ID 83464
208-000-0000
2. Source: SPRING (CHOKECHERRY SPRING) Trib. to: SINKS
UNNAMED STREAM(CHOKECHERRY CR) SINKS
3. Location of Point of Diversion: SESE Sec. 25, Township 13S, Range 25E
CASSIA County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	0.300		
STOCKWATER	01/01	12/31	0.120		
5. Total quantity to be appropriated is:
0.420 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
EARTH DAM, DITCH
 - 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 inches; proposed depth of well is
feet.
 - d. Is groundwater with a temperature greater than 90F being sought? NO
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 5 years.
8. Description of proposed uses:
STOCKWATER FOR 500 HEAD AND IRRIGATION OF 15 ACRES.

Place of Use: IRRIGATION

TWN	RGE	SEC	ACRES	ACRES	ACRES	TOTAL
13S	25E	25	NESE 3	SESE 12		15

MICROFILMED

MAR 22 1990

Ident. No. 43-07183
Page 2

Place of Use: STOCKWATER, same as use

10. Describe any other water rights used for the same purposes.
43-2060

11. 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.

12. Remarks:

13. 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.

J. Richard Ward
Applicant

Received by TGB Date 12-30-82 Time 3:30 pm Preliminary check by ADM

Fee \$ 45.00 Receipted by TGB # 23897 Date 12-30-82

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

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MAR 22 1990

SOUTH IDAHO PRESS
BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia, } ss.
STATE OF IDAHO }

Jody Johnson being first
duly sworn, deposes and says that he
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editions of The South Idaho Press for two
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issue dated January 3 1990, and
ending with the issue dated January 10,
1990. Jody Johnson

89-751

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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State of Idaho:

43-07183

WARD, JAMES RICHARD

P.O. BOX 127

LEADORE, ID 83464

Source: SPRING

UNNAMED STREAM

Tributary: SINKS

SINKS

Diversion Pt: SESE Sec 25 T 13S R 25E

Use: IRRIGATION (300 CFS)

STOCKWATER (120 CFS)

Total Diversion: (420 CFS)

Date Filed: 12/30/1982

In: T13S R25E S25 NESE SESE

15.0 ACRES TOTAL

Permits will be subject to all prior w

rights! Protests may be submitted bas

the criteria of Sec. 42-203A, Idaho Co

d/or the public interest criteria of Se

203C, Idaho Code. Protests must be

with the Director, Dept. of Water Resources

Statehouse Mail, Boise, Idaho 83720 on or

before JANUARY 22, 1990.

R. KEITH HIGGINSON, Director

Published in the South Idaho Press on Jan-

uary 3 and 10, 1990.

RECEIVED

JAN 24 1990

Department of Water Resources
Southern Region Office

STATE OF IDAHO
COUNTY OF Cassia }

On this 19 day of January in the year of 1990, before me,
a Notary Public, personally appeared Jody Johnson,
known or identified to me to be the person whose name subscribed to the
within instrument, and being by me first duly sworn, declared that the
statements therein are true, and acknowledged to me that he executed
the same.

Dolores Mabey
Notary Public for Idaho

Residing at Burley ID

My commission expires: 2/4/93

Cost of Publication: 31.32
Notary Fee: .50
Total Cost: 31.82

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MAR 22 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant James Richard Ward Phone 346-6232

Post office address Rt #1 Box 8 Firth Idaho, 83236
UN Named Springs (Chokacherry Springs)

2. Source of water supply UN Named Stream (Chokacherry Cr.) which is a tributary of SINKS

3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 25 Township 13 S.

Range 25 E. B.M. Cassia County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1.0 cfs for Irrigation purposes from MAR 15 to NOV 15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .12 cfs for Stockwater purposes from JAN 1 to DEC 31 (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. 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. Earth dam and ditch initially
may put in gravity sprinkler system in time.

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: E $\frac{1}{2}$ of E $\frac{1}{2}$ Sec 25 $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township 13 S

Range 25 E. 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 500

(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: _____

MICROFILMED

MAR 22 1990

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

[illegible]

Total number of acres to be irrigated 160

c. Describe any other water rights used for the same purposes as described above. 43-2060

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

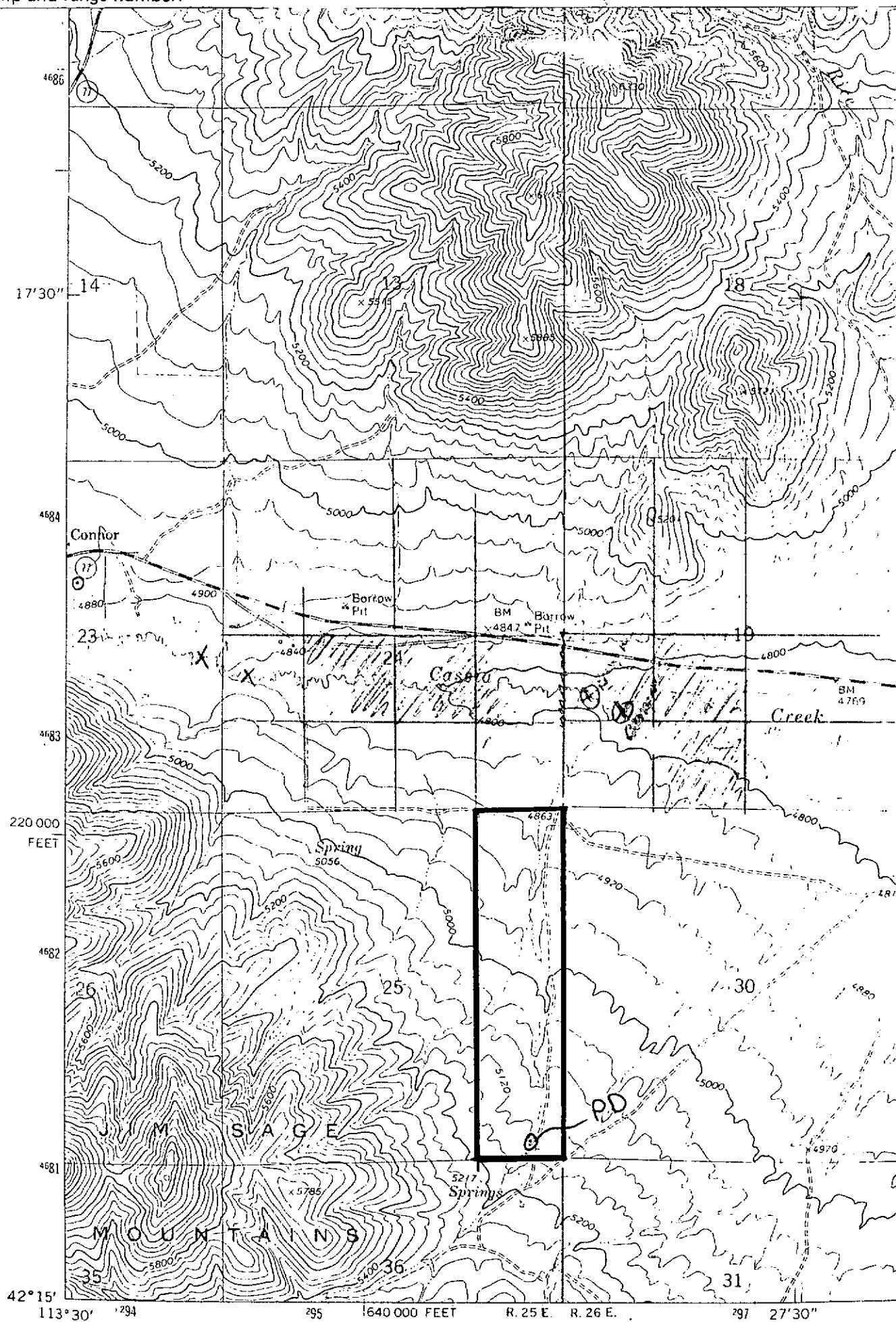
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

RECORDED

MAR 22 1990

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



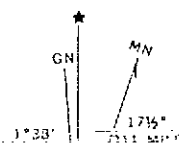
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Topography by photogrammetric methods from aerial photographs taken 1967. Field checked 1968

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MAR 22 1990

J. Richard Ward

(Applicant)

Received by TGB Date 12-31-82 Time 3:30

Preliminary check by ADN Fee \$ 45⁰⁰/100 # 23847

Receipted by TGB Date 12-30-82

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

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

MAR 22 1990

April 12, 1991

JAMES RICHARD WARD
P.O. BOX 127
LEADORE, ID 83464

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 43-07183

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)734-3578.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

RECEIVED

APR 22 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 43-7183

Date 4-10-91

GENERAL CONSIDERATIONS

- ☒ Name same as permit?
☒ Address same as permit? If no, indicate below.
☒ Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

- ☒ Surface water source
☐ Ground water source
☒ Drill permit req'd?
☐ Copy in file? Drill permit no. _____
☐ Amt paid for drilling permit? _____ Correct?
☐ Well log in file?

LICENSE EXAMINATION FEE

- ☒ Required?
☒ Amount submitted?
☒ Correct amount?

MEASURING DEVICE

- ☒ Measuring device or access port required?
☐ Installed?
☐ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

PRIORITY CALCULATION

Date proof received	<u>NA</u>	
Date proof due	<u> </u>	-
No. of days late	<u> </u>	=
Priority date	<u> </u>	+
NEW PRIORITY DATE	<u> </u>	=

LB

RECEIVED
FEB 28 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

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

1. Permit No. 43-07183 Telephone No. 768-2668 hm
- 2371 off

2. Name(s) of Permit Holder(s): J. Richard Ward

3. Post Office Address: Box 127, Leadore Id 83464

4. Source of Water: Spring fed CREEK

a. If ground water, well driller's name: _____ Date drilled: _____

b. Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use:

Domestic _____ (No. of households)

Irrigation 15 (No. of acres)

Stockwater 500 (No. and type of stock)
up to 500 hd. of cattle

Other _____

6. Total rate and/or volume for which proof is submitted .42 CFS cfs _____ acre/feet

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

Measuring device: Required? Yes No Installed? Yes X No

OR

Flow Measurement Port: Required? Yes No Installed? Yes X No

8. Fee Enclosed: \$ \$100.00 (See License Examination Fee Schedule)

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

J. Richard Ward
Name

208-768-2668 or 2371
Telephone No.

Box 127 Leadore, Id 83464
Address

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

2/25/91
Date

J. Richard Ward for J. Richard Ward Family Trust
Signature (and title if on behalf of a company or organization)

138908

December 31, 1990

JAMES RICHARD WARD
P.O. BOX 127
LEADORE, ID 83464

PROOF DUE NOTICE

RE: PERMIT NO. 43-07183

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before March 1, 1991. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

NOT RECORDED

APR 22 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
February 21, 1990

JAMES RICHARD WARD
P.O. BOX 127
LEADORE, ID 83464

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P43-07183

Dear Permit Holder:

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

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED
MAR 22 1990

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: ADM WARD, James Richard
APPLICATION NUMBER: 43-7183

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☐ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☒ Other W.M. Cross Creek

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☒ Yes ☐ No Other rights on same place of use. 43-2060
☐ Yes ☐ No* In form for advertising.
Final date for protests: _____
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: _____
☐ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☐ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 43C
12-30-82 Date of priority recommended.
Special conditions of approval or cover letter.

None

n/a
source
sinks

App. in TRUST area - Trust
Water
allow 1 yr. to develop

By: _____ Date: _____

STATE OFFICE REVIEW: P/6 51 52 53

RECEIVED

AUG 21 1989

☐ See attached sheet for more information.
By: EW Date: 1/31/90

Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
State Office
1301 North Orchard St.

Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

DECEMBER 26, 1989

South Idaho Press
Box 190
Burley, ID 83318

Dear Legal Dept.:

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

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

Please send the affidavit of publication and publication billing to this office before JANUARY 22, 1990.

Yours truly,

SHARLA CURTIS
Secretary

Encl.

MICROFILMED

MAR 22 1990

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

43-07183 ✓

WARD, JAMES RICHARD ✓
P.O. BOX 127 ✓
LEADORE, ID 83464 ✓

Source: SPRING ✓
UNNAMED STREAM ✓

Tributary: SINKS ✓
SINKS ✓

Diversion Pt: SESE ✓ Sec 25 T 13S R 25E ✓

Use: IRRIGATION (.300 CFS) ✓
STOCKWATER (.120 CFS) ✓
Total Diversion: (.420 CFS) ✓

Date Filed: 12/30/1982 ✓

In: T13S R25E S25 ✓ NESE ✓ SESE ✓

15.0 ACRES TOTAL ✓

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before JANUARY 22, 1990 ✓

R. KEITH HIGGINSON, Director

Published 1/03/1990 & 1/10/1990

MICROFILMED

MAR 22 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

November 22, 1989

RECEIVED
DEC 13 1989

RE: Application for Permit No. 43-7183

Department of Water Resources

James Richard Ward
Box 127
Leadore, ID 83464

Dear Mr. Ward:

On October 17, 1989 I sent correspondence to you requesting that you endorse an amended application for permit. We have received no response to this request, therefore, I am again forwarding to you the amended application.

Please endorse the application on the second page and return it to us at your earliest convenience. Failure to return the application promptly will result in further processing delays.

Sincerely,

TIM LUKE
Sr. Water Resource Agent

TL:sc

Enclosures

*This is the first amended
application I have received!
mailed 12/11/89
Rw*

MICROFILMED

MAR 22 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

November 22, 1989

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Sincerely,

TIM LUKE
Sr. Water Resource Agent

TL:sc

Enclosures

MICROFILMED

MAR 22 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

October 17, 1989

RE: Application for Permit No. 43-7183

James Richard Ward
Box 127
Leadore, ID 83464

Dear Mr. Ward:

I wish to acknowledge receipt of the trust water information questionnaire and amendment to the above referenced application.

In order to verify that our records are updated properly with your proposed amendment, I am forwarding you a new application containing the necessary changes and ask that you endorse this form by signing on the line provided on page 2 of the application. Please review this application form and make any necessary changes or corrections. There is no additional fee for completing this new form and the original priority date will not be advanced. Upon your endorsement of this application, the department will proceed with advertising and other routine processing procedures.

Please feel free to contact me directly if you have any questions concerning this matter.

Sincerely,

TIM LUKE
Sr. Water Resource Agent

TL:sc

Enclosure

MICROFILMED

MAR 22 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

Page 2

CECIL D. ANDRUS

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 334-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

GOVERNOR

KEITH HIGGINSON

DIRECTOR

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720
Attn: Tim Luke
Water Allocation/Trust Water

Please note that a copy of your application is enclosed. The application number is shown on the enclosed questionnaire.

Sincerely,

TIM LUKE
Sr. Water Resource Agent

Enclosures

cc: Region

RECEIVED

OCT 13 1989

Dear Mr. Luke,

Department of Water Resources

attached find my Trust Water info. Questionnaire
and my amended application for water right in
choke cherry creek.

Thx

J Richard Ward

208-768-2668

MICROFILMED

MAR 22 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

RECEIVED
OCT 13 1989

APPLICATION NO. 43-7183

Department of Water Resources

IF YOU ARE NOT INTERESTED IN HAVING YOUR APPLICATION PROCESSED,
PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

INSTRUCTIONS: Please answer the following questions as
thoroughly as possible and submit the \$20.00 readvertisement
fee if applicable.

1. Did irrigation occur on the lands identified under your
application prior to October 1, 1984? Yes X No

If yes, you are requested to submit clear evidence that shows the
number and location of acres irrigated.

Aerial photographs taken prior to October 1, 1984, located in area
ASCS offices, are best forms of evidence. Photos submitted to the
the Department must be accompanied by a signed statement from an
ASCS representative which verifies the photo date and that the
lands were irrigated prior to October 1, 1984. If ASCS does not have
photos for the land and/or time in question, you must have the ASCS
provide the Department with a statement that photos are not avail-
able and then proceed to submit other forms of suitable evidence.

2. Please state the number of acres you have irrigated under this
application since October 1, 1984. 10-15 acres

3. If you have not irrigated lands under this application, please
state the number of acres you plan to complete. N.A.

NOTE: You must submit the \$20.00 readvertisement fee if any or
all of the lands were not irrigated before October 1, 1984.

4. If the application is a supplemental filing please identify other
water rights which are used on the same land.

Use the reverse side of this form if you wish to add any comments.

I hereby assert that the responses provided above are true to the
best of my knowledge. I understand that any willful misrepresentations
may result in voiding of the application.

Applicant

J. Richard Ward

Date 9/21/89

MICROFILMED

MAR 22 1990

CA

IDAHO DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

5. REMARKS/COMMENTS:

my original application stated I would irrigate 160 acres
SD for 2nd only irrigated 15 acres mostly in SE 1/4 SE 1/4
ac 25 T13S R25E some of the irrigated acreage is also in
NE 1/4 SE 1/4 of same section. (2-30 acres maybe)

J Richard Ward

10/10/89

MICROFILMED

MAR 22 1990

3/78

RECEIVED

OCT 13 1989

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of applicant James Richard Ward Phone 346-6232
- Post office address Rt #1 Box 8 Firth Idaho 83236
UN Named Springs (Chokacherry Springs) CASSIA CR in high water.
2. Source of water supply UN Named Stream (Chokacherry Cr.) which is a tributary of SINKS (part of year)
3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 25 Township 13 S.
 Range 25 E. B.M. CASSIA County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

- Amount 1.0 cfs for Irrigation purposes from MAR 15 to NOV 15 (both dates inclusive)
 (cfs or acre-feet per annum)
- Amount .12 cfs for Stockwater purposes from JAN 1 to DEC 31 (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. 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. Earth dam and ditch intall,
may put in gravity sprinkler system in time.
- 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: E $\frac{1}{2}$ of E $\frac{1}{2}$ Sec 25
- (1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township 13 S
 Range 25 E 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 500
- (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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MAR 22 1990

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	
13S	25E	25	40			40									40			40	160
* 13S	25E	25													3			~~12~~	15

* amended irrigated acreage description

Total number of acres to be irrigated 160
15

c. Describe any other water rights used for the same purposes as described above. 43-2060

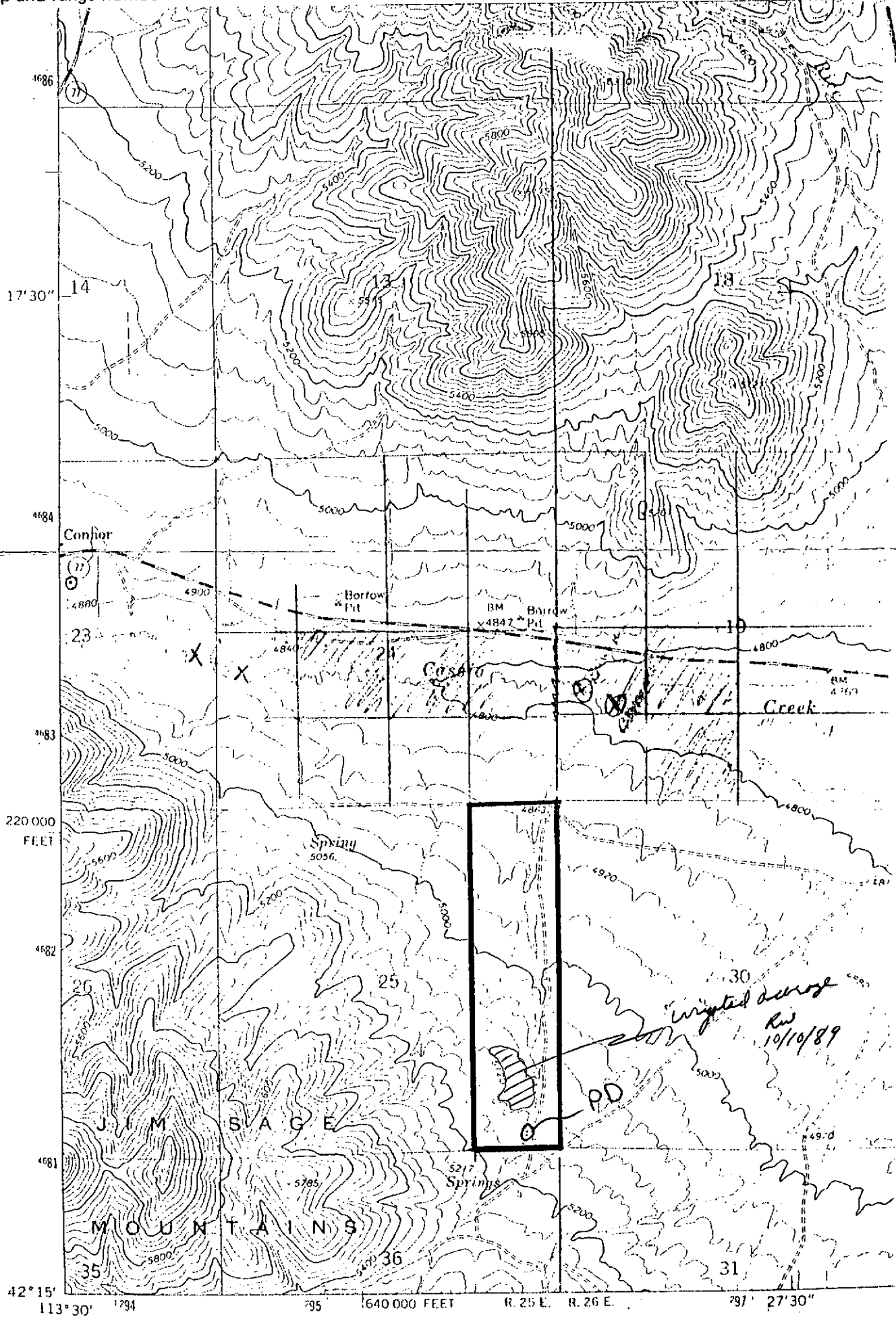
9. a. Who owns the property at the point of diversion Applicant
- b. Who owns the land to be irrigated or place of use Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

MICROFILMED

MAR 22 1990

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



(ELBN)
3268 II NE

Mapped, edited, and published by the Geological Survey

Control by USGS and USC&GS

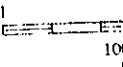
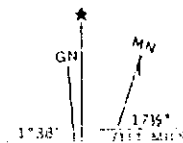
Topography by photogrammetric methods from aerial photographs taken 1967. Field checked 1968

Polyconic projection, 1927 North American datum

MICROFILMED

MAR 22 1990

J. Richard Ward
(Applicant)



Received by TGB Date 12-31-82 Time 3:30

Preliminary check by ADN Fee \$ 45⁰⁰/100 # 23847

Receipted by TGB Date 12-30-82

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

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:

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MAR 22 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

August 22, 1989

RE: APPLICATION FOR PERMIT NO. 43-7183

Dear APPLICANT:

Due to the Swan Falls litigation, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development if any, that has already occurred under the application.

Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed relinquishment form and return it to the Department.

If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, then you must complete and return the enclosed questionnaire.

If the entire project was not completed prior to October 1, 1984, and you still wish to proceed with your plans of development, then you must submit a \$20.00 re-advertisement fee to the Department as required by Water Appropriation Rule 4,2,2. and Section 42-221F, Idaho Code.

Failure to return the questionnaire and pay any required re-advertisement fee within thirty (30) days of the date of this letter is cause for the Department to void the application.

MICROFILMED

MAR 22 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

Page 2

CECIL D. ANDRUS

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 334-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720
Attn: Tim Luke
Water Allocation/Trust Water

Please note that a copy of your application is enclosed. The application number is shown on the enclosed questionnaire.

Sincerely,

TIM LUKE
Sr. Water Resource Agent

Enclosures

cc: Region

MICROFILMED

MAR 22 1990

TO: ADMINISTRATIVE ASSISTANT – SOUTHERN REGION

NOTICE OF COMPLETED FIELD EXAM

The field work has been completed on the following exam:

Permit No. 43-7183 Date Completed: 6/25/1991

Owner Name: J.R. Ward

Please enter the exam completed date on the Database.

Examiner: Brian Block / Bill Mills 2012

sent to S.O. 5/3/2012

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

413 7183
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

A. Prior to Conducting the Exam, the File Contains:

- ☐ Blank Field Report Form
☐ Copy of Permit
☐ Copies of any Amendments/Orders with conditions of approval
☐ Computer Data Proof Report
☒ Copy of U.S.G.S. Quad
☐ Check for Government Lots. If so, make a copy of Government Plat
Check of P/D index b.b. 7/2/91 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?
Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____

Check of P/U index b.b. 7/2/91 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of water right(s) attached?
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Other: _____

Aerial Photo

Required? ☒ yes ☐ no If yes: ☒ copy attached?

Scheduling Letter sent? _____ (Initial and date)

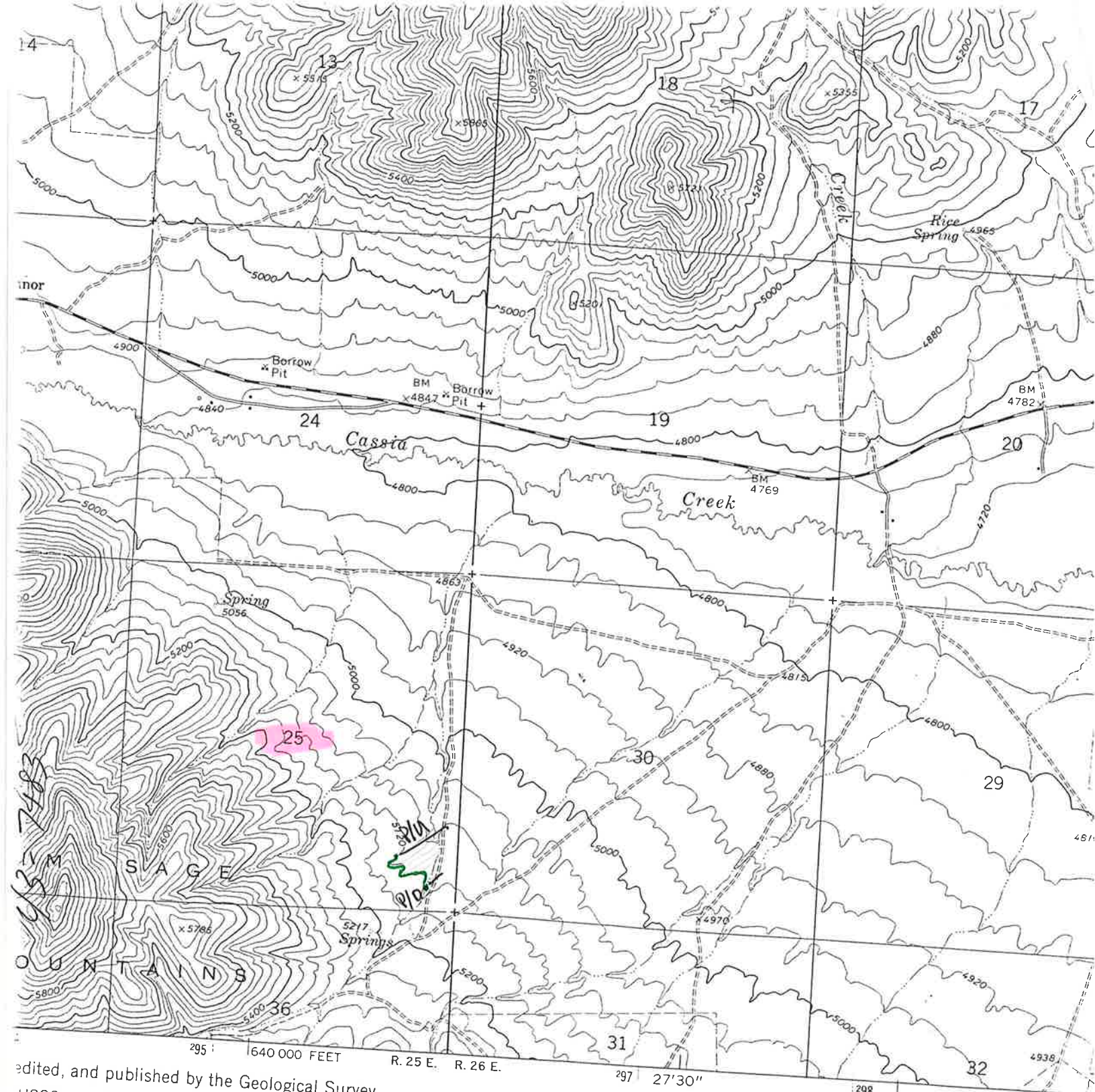
☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

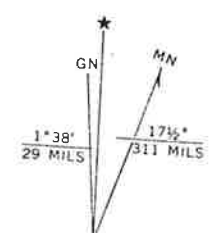
- ☒ Fully completed and signed Field Report Form
☒ Photographs of Point of Diversion and Place of Use
☐ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

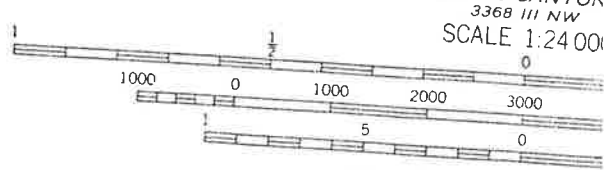
Exam Completed 4/12/91 Brim Black (Signature of examiner and date)
Exam Reviewed by Senior Water Resource Agent _____ (Initial and date)
Exam Reviewed by Manager of Regional Office 4.6.2012 (Initial and date)
Exam Date Entered in Computer _____ (Initial and date)
Exam sent to State Office 5.3.2012 (Initial and date)
Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)



edited, and published by the Geological Survey
 USGS and USC&GS
 by photogrammetric methods from aerial
 s taken 1967. Field checked 1968
 projection. 1927 North American datum
 grid based on Idaho coordinate system,
 Universal Transverse Mercator grid ticks,
 wn in blue
 shed lines indicate selected fence lines



UTM GRID AND 1968 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET



(KANE CANYON
 3368 III NW
 SCALE 1:24 000
 CONTOUR INTERVAL 40
 DOTTED LINES REPRESENT 20-F
 DATUM IS MEAN SEA

THIS MAP COMPLIES WITH NATIONAL MAP
 FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO
 A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 43-7183

WATER RIGHT NUMBER: 43-7183

DRAFT

Owner Type Name and Address
 Current Owner JAMES RICHARD WARD
 PO BOX 127
 LEADORE, ID 83464
 (208)768-2668

Priority Date: 12/30/1982

Basis: License

Status: Active DRAFT

Source Tributary
 UNNAMED STREAM SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15	to 11/15	0.300 CFS	35.00 AF
STOCKWATER	01/01	to 12/31	0.110 CFS	6.70 AF
	<u>Total Diversion:</u>		0.410 CFS	41.70 AF

Location of Point(s) of Diversion

UNNAMED STREAM SE1/4SE1/4 Sec. 25, Twp 13S, Rge 25E, B.M.
 CASSIA County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
13S	25E	25													3.0				12.0	15.0

Total Acres: 15

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
13S	25E	25													X				X	

Conditions of Approval:

1. Sources known locally as Chokecherry Spring & Chokecherry Creek.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 43-7183

2. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 43C.
3. X27 This right is limited to the irrigation of 10 acres within the authorized place of use in a single irrigation season.
4. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
5. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
6. X35 Rights 43-7183 and 43-2060 when combined shall not exceed the irrigation of 15 acres.

Remarks:Comments:

1. wmills 3/9/2012 10:50:16 AM POU
Comment: Updated Shape
2. wmills 3/9/2012 10:50:47 AM POU
Comment: Updated Shape
3. wmills 3/9/2012 10:51:26 AM POD
Comment: Updated Shape

Dates and Other Information:

Licensed Date:
 Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal:
 Owner Name Connector:
 Water District Number: 43C
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Decree Defendant:
 Decree Plaintiff:
 Civil Case Number:
 Judicial District:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		15
Combined Water Rights: 43-2060 , 43-7183		

Water Supply Bank:

Water Right Number - 43-07183

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
WARD

JAMES RICHARD

1 - P.O. BOX 127
2 -
3 -
City- LEADORE
Phone - 208-000-0000

State- ID Zip- 83464

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/30/1982 17 SOUTHERN P - PERMIT+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SPRING SINKS
UNNAMED STREAM SINKS+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)
13S 25E 25 SE SE (31) CASSIA+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 0.300
04 - STOCKWATER 01/01 12/31 0.120+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.420+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
13S 25E 25 NE SE 3.0 01 IRRIGATION (31) CASSIA
13S 25E 25 SE SE 12.0 01 IRRIGATION (31) CASSIA

Total Acres: 15.0

+ - - Diversion Means - EARTH DAM, DITCH

+ - - Non-Irrigation Use - S/500 RANGE

+ - - Other Rights for Same Use - 43-2060

+ - - - - Remarks - - - - - +
Sources known locally as Chokecherry Spring & Chokecherry Creek.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.+ - - - - Conditions of Approval - - - - - +
051 - Any license issued by IDWR pursuant to the permit or portion
- thereof for the use of trust water is subject to a term review

Water right number - 43-07183

Prefix Translation: WATER RIGHT

+ - - - - Conditions of Approval - - - - - +
(Condition continued from previous page)
- of 20 years after the date of this approval to determine
- availability of water for the use and to re-evaluate the public
- interest at the end of the term.
052 - Diversion and use of water under this permit is subject to an
- annual use fee if rules are subsequently promulgated which
- provide for the submittal of the fee.
053 - The Director retains jurisdiction of the permit and/or
- subsequent license issued to change, add or remove any
- requirement as determined to be appropriate.
03A - The rate of diversion of water for irrigation under this permit
- and all other water rights on the same land shall not exceed 0.02
- cubic feet per second for each acre of land.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

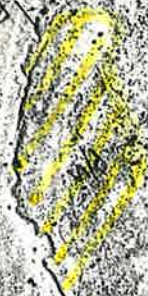
+ - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - 09/22/87 05/28/88 CONVERT 10/16/89 WALKER 12/26/89 CURTIS 02/01/90 CURTIS

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 03/01/1991	Field Exam Made	- 00/00/0000	Field Exam Fee	- R
Approved/Denied	- 02/16/1990	Protested Date	- 00/00/0000	Swan Falls	- 7
Proof Made Date	- 02/28/1991	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 12/30/1982	Transfer/Amended	-
Decree Date	- 00/00/0000	Microfilm Roll No	-	Presumption Flag	-

108



505
T1427

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IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 43-2060

WATER RIGHT NUMBER: 43-2060

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	J RICHARD WARD FAMILY TRUST C/O RICHARD WARD PO BOX 127 LEADORE, ID 83464 (208)768-2668

Priority Date: 10/01/1909

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	CASSIA CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01	to 12/31	0.050 CFS	
IRRIGATION	04/01	to 10/30	0.100 CFS	
	<u>Total Diversion:</u>		0.100 CFS	

Location of Point(s) of Diversion

UNNAMED STREAM	SE1/4SE1/4SE1/4	Sec. 25, Twp 13S, Rge 25E, B.M.
CASSIA County		

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
13S	25E	25																	X		X

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	25E	25													1.0			6.4	7.4

Total Acres: 7.4

Conditions of Approval:

1. C04 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 43-2060

2. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
3. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
4. B01 SOURCE IS ALSO KNOWN AS CHOKECHERRY SPRINGS.

Remarks:Comments:

1. SSHERMAN 11/4/1997 ADDRESS CHANGE
 Comment: ADDRESS CHANGE BY CLAIMANT LETTER

2. kchrste 7/5/2001 noe modifications

Comment: The shape for the place of use was modified based upon information supplied by Richard Ward. The point of diversion was also shifted. The right is limited to the licensed 5 acres within the new shape. A permit (43-7183 has been approved by the department for additional acres. This right is not part of the adjudication process (post 1987 proof of beneficial use).

Dates and Other Information:

Licensed Date:
 Decreed Date: 6/28/2002
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Decree Defendant:
 Decree Plaintiff:
 Civil Case Number: 39576
 Judicial District: FIFTH
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
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Combined Water Rights: 43-2060 , 43-7183

Water Supply Bank:

Water Right Number - A43-02060

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number - 5484

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

J. RICHARD WARD FAMILY TRUST

1 - C/O RICHARD WARD

2 - 721N 550E

3 -

City- FIRTH

Phone - 208-346-6232

State- ID Zip- 83236

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
10/01/1909 17 SOUTHERN L - LICENSE

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
CHOKECHERRY SPRINGS CASSIA CREEK

Point of Diversion						Diversion Name
Twn	Rng	Sec	Tract	Lot	Rflg	County
13S	25E	25	SE SE		(31)	CASSIA

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01	0.100	
04 - STOCKWATER		01/01	12/31	0.050	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.100 0.0

Place of Use								Description	County
Twn	Rng	Sec	Tract	Lot	Acres	Code			
13S	25E	25	SE SE		10.0	01	IRRIGATION	(31) CASSIA	

Total Acres: 10.0

+ - - Diversion Means - DAM,DITCH

+ - - Non-Irrigation Use - S/150 BEEF STOCK

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - - +
WAS LICENSED FOR 5 ACRES, ALWAYS USED ON 10 ACRES.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

