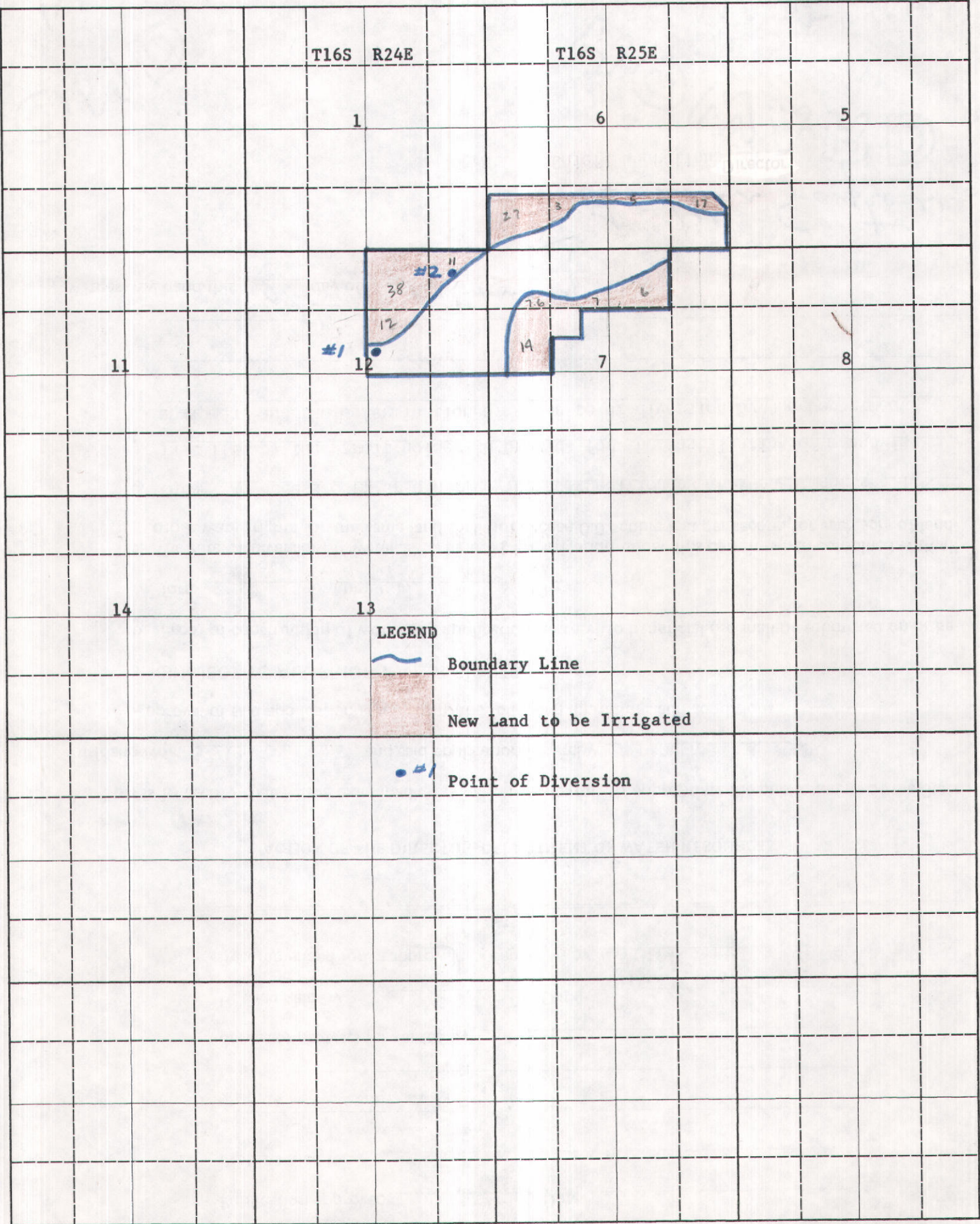


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Harold Alan Ward
(Applicant)

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

Janet Parker, being first
duly sworn, deposes and says that She is the

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

The South Idaho Press for two
consecutive weeks, commencing with the issue
dated Nov 21 1978, and ending
with the issue dated Nov 28, 1978.

Janet Parker
Subscribed and sworn to before me
this 28 day of Nov
1978.

Norman M. Peterson Notary Public

Cost of Publication 12-60

Notary Fee _____

Total Cost 12-60

NOTARY PUBLIC RESIDING AT
RUPERT, IDAHO. MY COMMISSION
EXPIRES JUNE 21, 1981

MICROFILMED

78-482

NOTICE OF APPLICATION
FOR WATER RIGHT

Notice is hereby given that the
following application has been
submitted for permit to ap-
propriate the public waters of the
State of Idaho:

43-7130

Name: Ward, Harold Olen &/or
Lorraine B. Address: 7209
Kingston Drive, Boise, ID 83704.
Source: Groundwater. Date Filed:
10/06/1978. County: Cassia.
Amount: 2.95CFS. Point of Diver-
sion: SWNE NENE S12 T16S R24E.
Use: Irrigation from 03/15 to
11/15. Place of Use: NWNE
NENW NWNW SWNW S07 T16S
R25E SWSW SESW SWSE SESE S06
T16S R25E NENE NWNE SWNE S12
T16S R24E for 148 acres. Means:
Well and Pump.

If issued, the permit will be
subject to all prior water rights.
Protests against the granting of
any permit must be filed with the
Director of the Idaho Department
of Water Resources, 1041 Blue
Lakes Blvd. North, Twin Falls,
Idaho 83301 on or before Decem-
ber 8, 1978.

C. STEPHEN ALLRED
Director

Published in the South Idaho Press
on November 21 & 28, 1978.

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NOV 30 1978

Department of Water Resources
Southern District Office

Idaho Dept. of Water Resources
Place of Use Comparison Report

0-2556
43-2556

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Rec	43 4150	SPENCER BROTHERS,	CIRCLE CREEK	15S25E31													13		28	5.6	46.6
Rec	43 2556	SPENCER BROTHERS,	GROUND WATER	15S25E31													13		28	5.6	46.6
Rec	43 4089	SPENCER BROTHERS,	GROUND WATER	15S25E31													13		28	5.6	46.6
Rec	43 4090	SPENCER BROTHERS,	GROUND WATER	15S25E31													13		28	5.6	46.6
Rec	43 7130	SPENCER BROTHERS,	GROUND WATER	15S25E31													13		28	5.6	46.6
Right	43 2490	DWAYNE WARD,	GROUND WATER	15S25E31													2		28	5.6	46.6
Right	43 2556	DWAYNE D WARD,	GROUND WATER	15S25E31													15		30	5	50
Right	43 7130	SPENCER BROTHERS,	GROUND WATER	15S25E31													13		28	5.6	46.6
Rec	43 327	SPENCER BROTHERS,	RAFT RIVER	15S25E31													13		28	5.6	46.6
Rec	43 47A	SPENCER BROTHERS,	RAFT RIVER	15S25E31													13		28	5.6	46.6
Right	43 2627	US DEPT OF INTERIOR,	UNNAMED STREAM	15S25E31													0		0		0

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Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	SWSE	SESE	Total	
Rec 43 2200		KENT DURFEE, E BRUCE DURFEE,	CIRCLE CREEK	16S24E12								25								25	
Rec 43 4150		SPENCER BROTHERS,	CIRCLE CREEK	16S24E12	18	1.3	32	40												91.3	
Right 43 2200		STELLA HOLLEY,	CIRCLE CREEK	16S24E12							15	10								25	
Right 43 4150		HAROLD OLEN WARD, LORRAYNE B WARD,	CIRCLE CREEK	16S24E12	20		31	40												91	
Rec 43 10014		E BRUCE DURFEE, KENT DURFEE,	GROUND WATER	16S24E12					33	32	39	36	39	25	25	40	33	40	33	415	
Rec 43 10015		KENT DURFEE,	GROUND WATER	16S24E12											0					0	
Rec 43 10016		E BRUCE DURFEE,	GROUND WATER	16S24E12											0					0	
Rec 43 2552		E BRUCE DURFEE, KENT DURFEE,	GROUND WATER	16S24E12					33	32	39	36	39	25	25	40	33	40	33	415	
Rec 43 2556		SPENCER BROTHERS,	GROUND WATER	16S24E12	18	1.3	32	40												91.3	
Rec 43 2560		KENT DURFEE, E BRUCE DURFEE,	GROUND WATER	16S24E12					33	32	39	36	39	25	25	40	33	40	33	415	
Rec 43 4018		KENT DURFEE, JANIS DURFEE, BRUCE DURFEE,	GROUND WATER	16S24E12					33	32	39	36	39	25	25	40	33	40	33	415	
Rec 43 4089		SPENCER BROTHERS,	GROUND WATER	16S24E12	18	1.3	32	40												91.3	
Rec 43 4090		SPENCER BROTHERS,	GROUND WATER	16S24E12	18	1.3	32	40												91.3	
Rec 43 7130		SPENCER BROTHERS,	GROUND WATER	16S24E12	18	1.3	32	40												0	
Rec 43 7180		KENT R DURFEE,	GROUND WATER	16S24E12											0					0	
Rec 43 7180		KENT R DURFEE,	GROUND WATER	16S24E12											0					0	
Right 43 10017		KENT DURFEE,	GROUND WATER	16S24E12											0					0	
Right 43 10017		KENT DURFEE,	GROUND WATER	16S24E12											0					0	
Right 43 2552		ELBERT L DURFEE, ELBERT BRUCE DURFEE,	GROUND WATER	16S24E12					30	30	40	30	32	17	15	29	5	30	34	14	306
Right 43 2556		DWAYNE D WARD,	GROUND WATER	16S24E12	5															5	
Right 43 2560		ELBERT L DURFEE, ELBERT BRUCE DURFEE,	GROUND WATER	16S24E12					30	30	40	30	32	17	15	29	5	30	34	14	308
Right 43 4018		ELBERT L DURFEE,	GROUND WATER	16S24E12										40	40	40	40	40	40	320	
Right 43 4089		LORRAYNE B WARD, HAROLD OLEN WARD,	GROUND WATER	16S24E12	21	2	25	40												88	
Right 43 4090		LORRAYNE WARD, HAROLD OLEN WARD,	GROUND WATER	16S24E12	5															5	
Right 43 7130		SPENCER BROTHERS,	GROUND WATER	16S24E12	18	1.3	32	40												91.3	
Right 43 7180		ELBERT L DURFEE,	GROUND WATER	16S24E12											0					0	
Rec 43 148		E BRUCE DURFEE, KENT DURFEE,	RAFT RIVER	16S24E12										34	4.6	25	40	40	40	283.6	
Rec 43 2051		E BRUCE DURFEE, KENT DURFEE,	RAFT RIVER	16S24E12										34	4.6	25	40	40	40	283.6	
Rec 43 2058		KENT DURFEE, E BRUCE DURFEE,	RAFT RIVER	16S24E12										34	4.6	25	40	40	40	283.6	
Rec 43 2214		KENT DURFEE, E BRUCE DURFEE,	RAFT RIVER	16S24E12										34	4.6	25	40	40	40	283.6	
Rec 43 327		SPENCER BROTHERS,	RAFT RIVER	16S24E12	18	1.3	32	40												91.3	
Rec 43 337		KENT DURFEE, E BRUCE DURFEE,	RAFT RIVER	16S24E12										34	4.6	25	40	40	40	283.6	
Rec 43 474		SPENCER BROTHERS,	RAFT RIVER	16S24E12	18	1.3	32	40												91.3	
Right 43 2051		LENA JENSEN,	RAFT RIVER	16S24E12													40	15	40	110	
Right 43 2058		ANNIE J JENSEN,	RAFT RIVER	16S24E12																40	
Right 43 2214		ANGIE HOLLEY,	RAFT RIVER	16S24E12											6					6	
Right 43 148		RAY O HOLLEY, PEARL HOLLEY,	RAFT RIVER	16S24E12										0						0	
Right 43 327		NELLIE WARD, JOHN C WARD,	RAFT RIVER	16S24E12	0			0												0	
Right 43 337		GLENN S WHITE, SARAH JANE WHITE,	RAFT RIVER	16S24E12														0		0	

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Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SESW	NESW	NWSW	SWSW	SESW	NWSW	SWSE	SESE	Total
Rec	43 4150	SPENCER BROTHERS,	CIRCLE CREEK	16S25E6								1.2	28		1.2	28		29	12	71.2
Rec	43 2558	SPENCER BROTHERS,	GROUND WATER	16S25E6								1.2	29		1.2	29		29	12	71.2
Rec	43 4089	SPENCER BROTHERS,	GROUND WATER	16S25E6								1.2	29		1.2	29		29	12	71.2
Rec	43 4090	SPENCER BROTHERS,	GROUND WATER	16S25E6								1.2	29		1.2	29		29	12	71.2
Rec	43 7130	SPENCER BROTHERS,	GROUND WATER	16S25E6								1.2	28		1.2	28		29	12	71.2
Right	43 2490	DWAYNE WARD,	GROUND WATER	16S25E6									29			29		18	9	56
Right	43 2556	DWAYNE D WARD,	GROUND WATER	16S25E6									26			26		23	10	49
Right	43 4089	LORRAYNE B WARD, HAROLD OLEN WARD,	GROUND WATER	16S25E6									26			26		23	10	59
Right	43 4090	LORRAYNE WARD, HAROLD OLEN WARD,	GROUND WATER	16S25E6									28			28		23	10	59
Right	43 7130	SPENCER BROTHERS,	GROUND WATER	16S25E6								1.2	29		1.2	29		29	12	71.2
Rec	43 11222	BRENT JONES,	RAFT RIVER	16S25E6														0		0
Rec	43 327	SPENCER BROTHERS,	RAFT RIVER	16S25E6								1.2	29		1.2	29		29	12	71.2
Rec	43 47A	SPENCER BROTHERS,	RAFT RIVER	16S25E6								1.2	28		1.2	28		29	12	71.2
Right	43 2235	JOHN C WARD,	RAFT RIVER	16S25E6			40	25	40	30								0	0	135
Right	43 4220	US DEPT OF INTERIOR,	RAFT RIVER	16S25E6														0	0	0
Right	43 327	NELLIE WARD, JOHN C WARD,		16S25E6	0	0	0		0	0										0

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Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SESW	NESW	NWSW	SWSW	SESE	SWSE	NWSE	Total
Rec	43 4150	SPENCER BROTHERS,	CIRCLE CREEK	16S25E7			40		40	38	38								158
Right	43 4150	HAROLD OLEN WARD, LORRAYNE B WARD,	CIRCLE CREEK	16S25E7						35	14								49
Rec	43 10168	BRENT JONES, GLEN W JONES,	GROUND WATER	16S25E7				33											151
Rec	43 2463	GLEN W JONES, BRENT JONES,	GROUND WATER	16S25E7				33											151
Rec	43 2556	SPENCER BROTHERS,	GROUND WATER	16S25E7			40		40	38	38								156
Rec	43 4089	SPENCER BROTHERS,	GROUND WATER	16S25E7			40		40	38	38								156
Rec	43 4090	SPENCER BROTHERS,	GROUND WATER	16S25E7			40		40	38	38								156
Rec	43 7130	SPENCER BROTHERS,	GROUND WATER	16S25E7			40		40	38	38								156
Right	43 2463	NEIL R DURFEE,	GROUND WATER	16S25E7															119
Right	43 2490	DWAYNE WARD,	GROUND WATER	16S25E7											35				56
Right	43 2556	DWAYNE D WARD,	GROUND WATER	16S25E7			34		26	21									81
Right	43 4089	LORRAYNE B WARD, HAROLD OLEN WARD,	GROUND WATER	16S25E7			34		31	30	23								118
Right	43 4090	LORRAYNE WARD, HAROLD OLEN WARD,	GROUND WATER	16S25E7			34		26	21									81
Right	43 7130	SPENCER BROTHERS,	GROUND WATER	16S25E7			40		40	38	38								156
Rec	43 11222	BRENT JONES,	RAFT RIVER	16S25E7							0				0				0
Rec	43 327	SPENCER BROTHERS,	RAFT RIVER	16S25E7			40		40	38	38								156
Rec	43 47A	SPENCER BROTHERS,	RAFT RIVER	16S25E7			40		40	38	38								156
Right	43 327	NELLIE WARD, JOHN C WARD,		16S25E7			0		0	0	0								0

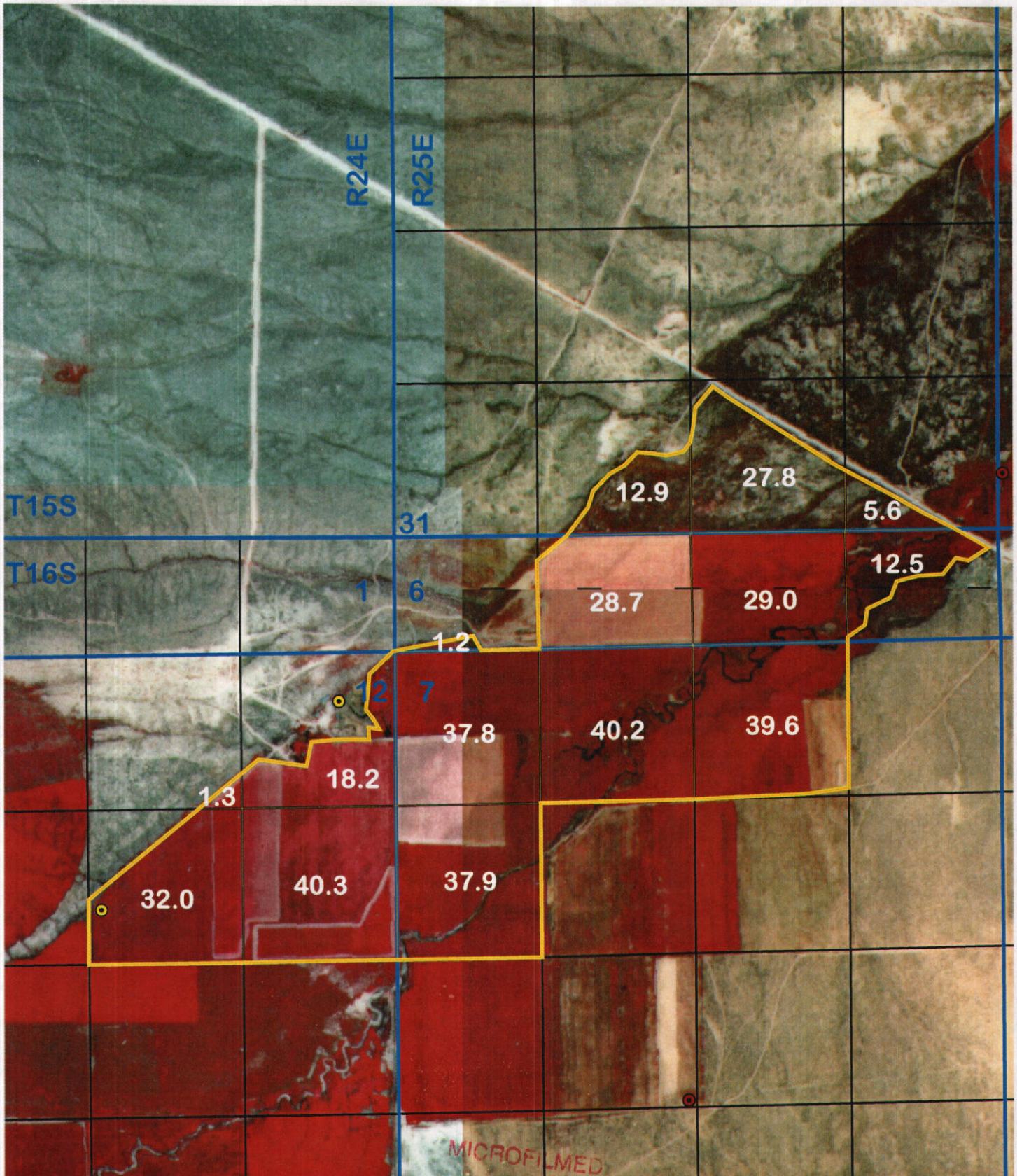
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FILE NOTES

SPENCER BROTHERS
NUMBER OF IRRIGATED ACRES - 1987

43-7130



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V. HANCOCK

1987 NAPP AERIAL PHOTOGRAPHY

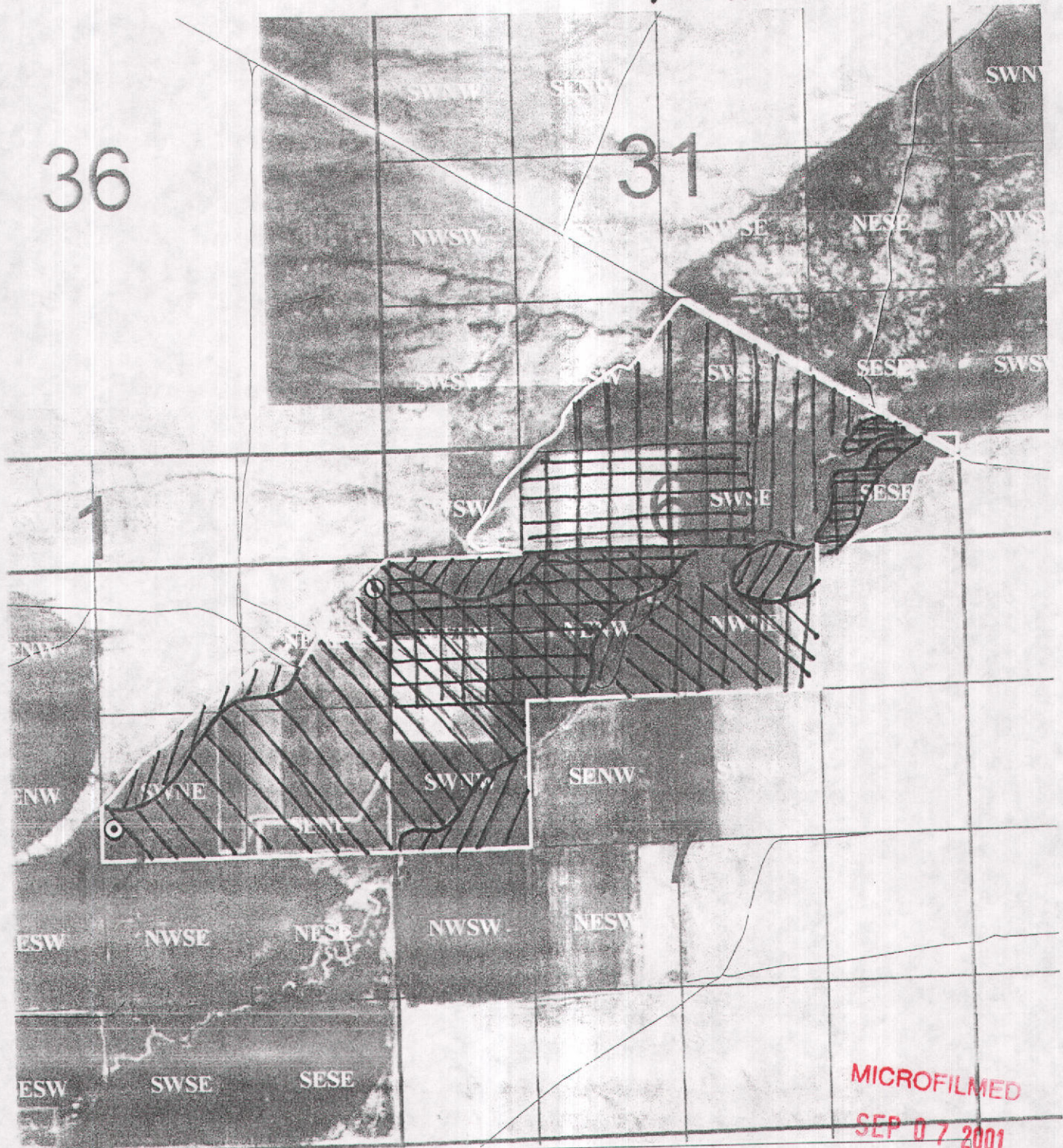
Water Right Claim Number A43-07130

12-15-2000

U.H

Townships , 15S25E, 16S25E, 16S24E

OVERLAPPING
RIGHTS



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Legend

⊙ Irrigated Area

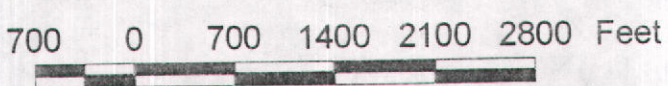
⊙ Place of Diversion

— Section line

— Quarter Section Line

— Roads

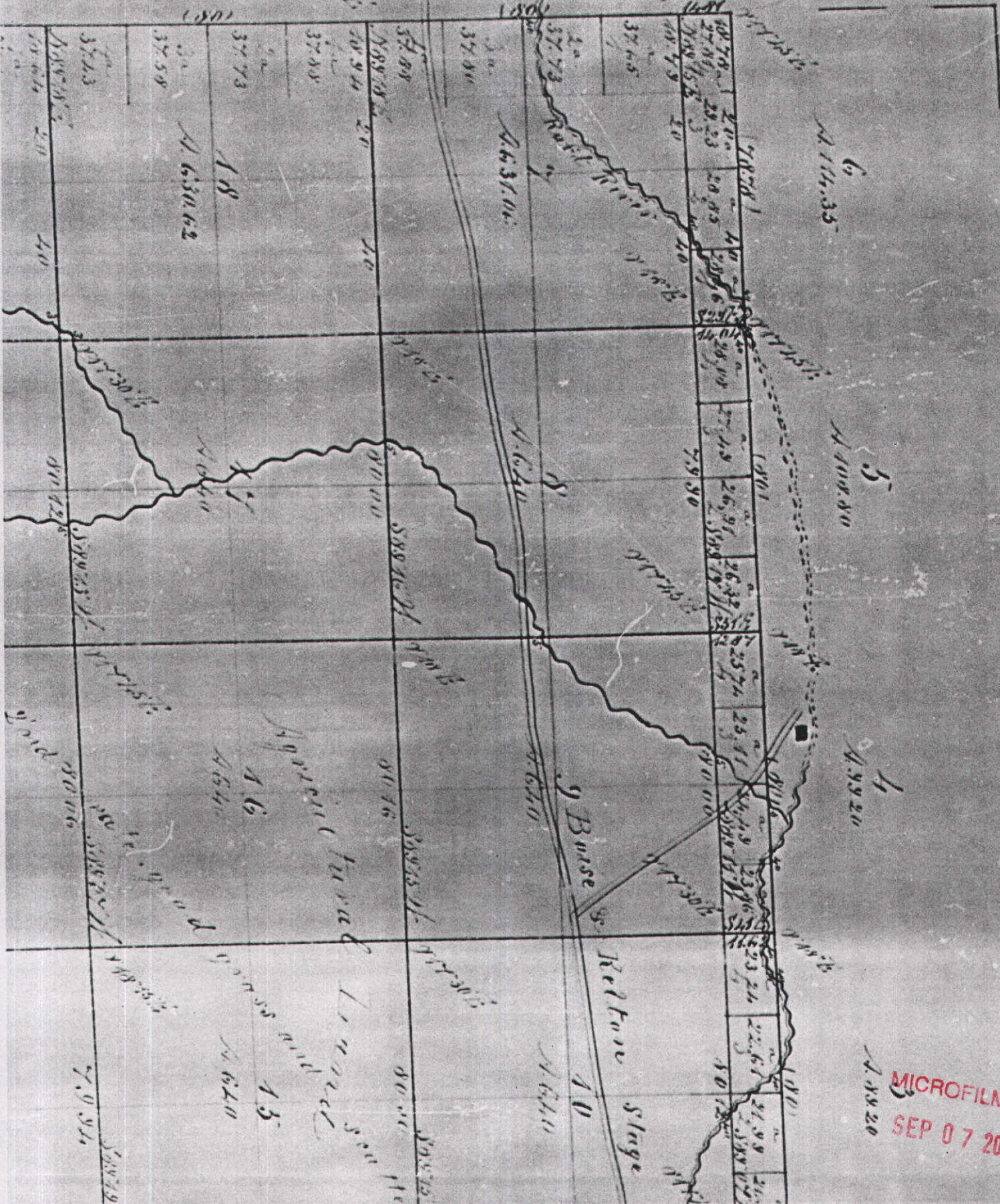
— Streams and canals



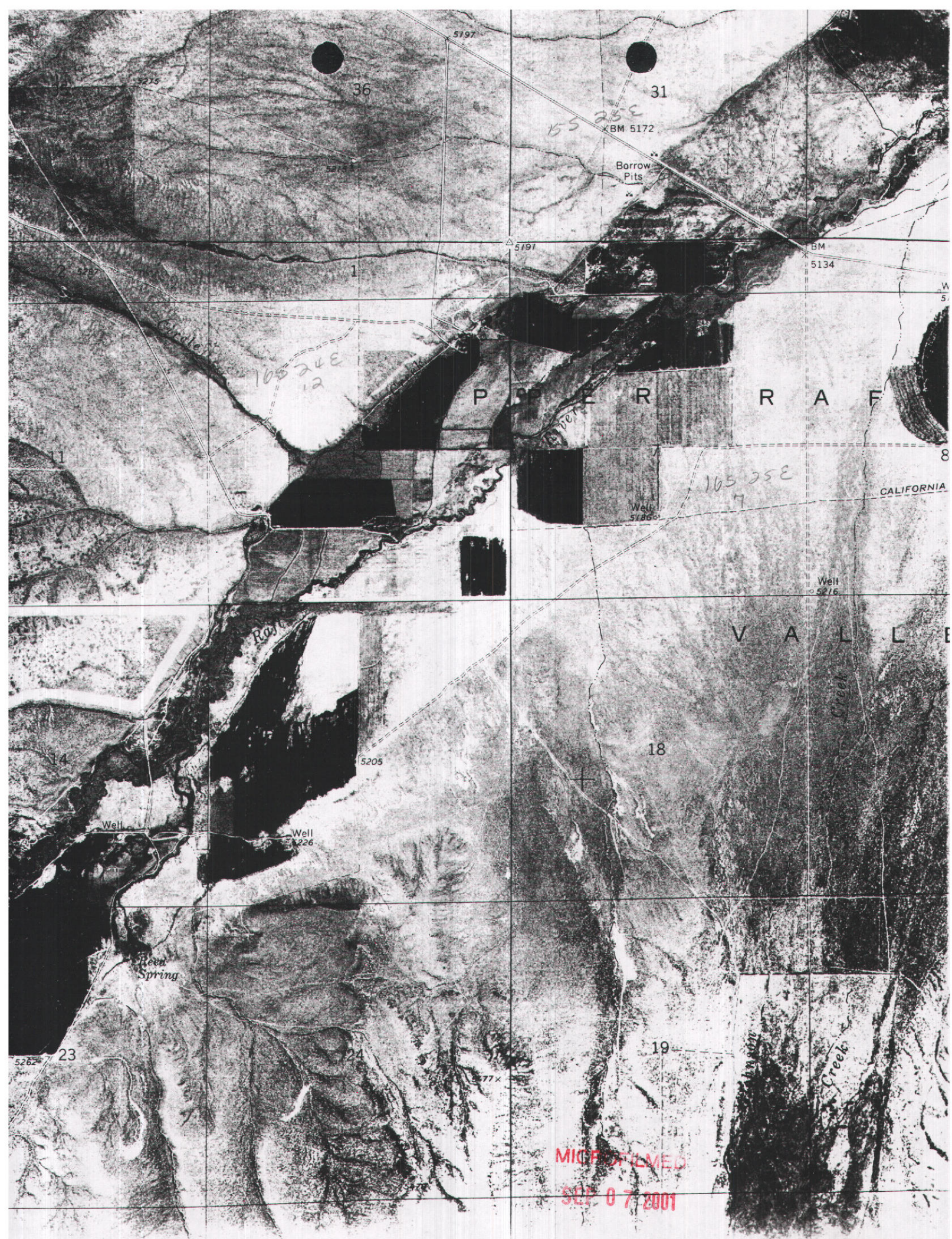
- 1965 FE (43-2490)
- 1973 FE (43-2556)
- 1948 CLAIMED (43-4089)
- 1978 Permit (43-7130)



Handwritten notes at the top of the page, partially obscured by punch holes.



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Idaho Department of Water Resources
Estimated Pumping Rate Documentation Form

ed 1/6/2000

Flow Analysis Performed by: Cindy Bird

Date: 4/20/00

Page 1 of 3

Record ID	272	Measured Flow:	1.72 cfs
Water Right No.	A43-04090	Designed Flow:	
Name	Spencer Brothers	HP/Eff Flow:	1.76 cfs
pod	16S24E12NENENE	Sprinkler Flow:	
year:	1986	Pivot/System Flow:	
Flow Measurement:	772 gpm	=	1.72 cfs
Curve/Pump Design:		=	
Horsepower / Efficiency Method			
Horsepower	50 hp		
PWL	83 ft		
Disch Psi	50 psi		
PUMP Eff Estimate	0.79 %		
TDH	199 ft		
OHP	39.5 hp		
Flow	788 gpm	=	1.76 cfs
System Method:			
No Lines		Nozzle Equation: $Q=C*A*\sqrt{2*g*h} / \sqrt{1-r^4}$	
Birds per line		C=	1.00 Nozzle coefficient; typical 0.97 to 1.00
Ttl no nozzles	0	r=	0.0000 ft Nozzle radius
Nozzle size		A=	0.00000 ft^2 Nozzle area
Nozzle pressure		h=	0 ft Head
Flow per nozzle	0.00 gpm	g=	32.2 ft/sec^2 Gravitational constant
Sprinkler Flow	0 gpm	Q=	0.000 cfs Flow per nozzle
Percent Leaks		=	0.000 gpm Flow per nozzle
Total Flow	0 gpm	=	
Pivot / System rating		=	

Comments / Data Supplied:

4/6/2000; Form received. Information from the returned form stated that a pump test was done in 1951 and it showed 2.5 cfs was available with the 40 hp pump. The Spencer Brothers purchased this property in 1999 and didn't submit these records with the returned form. They have also stated that the water was open discharged.

Information for Raft River Electric was submitted with the completed form. They got 772 gpm in 1986 and 753 gpm in 1982. Using the pumping levels that Raft River used into an open discharge with the 40 hp motor yields a maximum of 3.36 cfs.

June 1968 field exam for 43-02556
finds 75-hp well pump measured flow 3.59 cfs
SHE

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Idaho Department of Water Resources
Estimated Pumping Rate Documentation Form

Flow Analysis Performed by: Cindy Bird

Date: 4/20/00

Page 2 of 3

Record ID 272	Measured Flow: 1.68 cfs
Water Right No. A43-04090	Designed Flow:
Name Spencer Brothers	HP/Eff Flow:
pod 16S24E12NENENE	Sprinkler Flow:
year: 1982	Pivot/System Flow:
Flow Measurement: 753 gpm = 1.68 cfs	
Curve/Pump Design: gpm =	
Horsepower / Efficiency Method	
Horsepower hp	
PWL ft	
Disch Psi psi	
Eff Estimate %	
TDH 0 ft	
OHP hp	
Flow gpm =	
System Method:	
No Lines	Nozzle Equation: $Q = C \cdot A \cdot \sqrt{2 \cdot g \cdot h} / \sqrt{1 - r^4}$
Birds per line	C= 1.00 Nozzle coefficient; typical 0.97 to 1.00
Ttl no nozzles 0	r= 0.0000 ft Nozzle radius
Nozzle size in	A= 0.00000 ft^2 Nozzle area
Nozzle pressure psi	h= 0 ft Head
Flow per nozzle 0.00 gpm	g= 32.2 ft/sec^2 Gravitational constant
Sprinkler Flow 0 gpm	Q= 0.000 cfs Flow per nozzle
Percent Leaks %	= 0.000 gpm Flow per nozzle
Total Flow 0 gpm =	
Pivot / System rating gpm =	

Comments / Data Supplied:

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SEP 07 2001

Idaho Department of Water Resources
Estimated Pumping Rate Documentation Form

Flow Analysis Performed by: Cindy Bird

Date: 4/20/00

Page 3 of 3

Record ID	272	Measured Flow:	
Water Right No.	A43-04090	Designed Flow:	
Name	Spencer Brothers	HP/Eff Flow:	3.36 cfs <<--Max
pod	16S24E12NENENE	Sprinkler Flow:	
year:	1951	Pivot/System Flow:	
Flow Measurement:	0 gpm	=	
Curve/Pump Design:	gpm	=	
Horsepower / Efficiency Method			
Horsepower	40 hp		
PWL	83 ft		
Disch Psi	0 psi		
Eff Estimate	0.79 %		
TDH	83 ft		
OHP	31.6 hp		
Flow	1508 gpm	=	3.36 cfs
System Method:			
No Lines		Nozzle Equation: $Q=C*A*\sqrt{2*g*h} / \sqrt{1-r^4}$	
Birds per line		C=	1.00 Nozzle coefficient; typical 0.97 to 1.00
Ttl no nozzles	0	r=	0.0000 ft Nozzle radius
Nozzle size	in	A=	0.00000 ft^2 Nozzle area
Nozzle pressure	psi	h=	0 ft Head
Flow per nozzle	0.00 gpm	g=	32.2 ft/sec^2 Gravitational constant
Sprinkler Flow	0 gpm	Q=	0.000 cfs Flow per nozzle
Percent Leaks	%	=	0.000 gpm Flow per nozzle
Total Flow	0 gpm	=	
Pivot / System rating	gpm	=	

Comments / Data Supplied:

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SEP 07 2001

WELL LOG AND REPORT OF THE STATE RECLAMATION ENGINEER OF IDAHO

RECEIVED

Department of Reclamation

Permit No. G-30797 Well No. _____ County Cassia

Owner Dwayne P. Ward

Address Almo Idaho

Driller Dean E. Rogers

Address Malta Idaho

Well location NE 1/4 NE 1/4 Sec. 12, T. 16 N/S, R. 24 E/W

Size of drilled hole 16"

Locate well in section

NW 1/4	NE 1/4
SW 1/4	SE 1/4

Total depth of well 200

Give depth to standing water from the ground 14 Water temp. _____ °Fahr.

On "Pumping Test" delivery was _____ g.p.m. or 2.5 c.f.s. Drawdown was _____ feet.

Size of pump and motor used to make test 40 HP

Length of time of test 5 hours _____ minutes.

If flowing well, give flow _____ c.f.s. or _____ g.p.m. and of shut off pressure _____

If flowing well, described control works _____

Water will be used for Irrigation

(TYPE AND SIZE OF VALVE, ETC.)

Weight of casing per lineal foot _____

Thickness of casing 5/16" Casing material steel pipe

(STEEL, CONCRETE, WOOD, ETC.)

Diameter, length and location of casing 16" — 200' deep

(CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER;
CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER)

CASING RECORD

Diam. Casing	From Feet	To Feet	Length	Remarks—seals, grouting, etc.

Number and size of perforations 2560 1/2" X 6" located From 14 feet to 200 feet from ground

Date of commencement of well May 10, 1951 Date of completion of well June 20, 1951

NENE 5.12 165 24E

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FEB 08 1989

WELL LOG

From Feet	To Feet	Type of Material	Water-bearing Formation Ans. Yes or No	Casing Perforated Ans. Yes or No
0	6	Topsoil		
6	20	gravel		
20	55	silt		
55	63	gravel		
63	72	clay		
72	80	gravel & Sand		
80	81	clay		
81	90	gravel and sand		
90	100	clay		
100	105	gravel		
105	127	clay		
127	135	gravel		
135	137	clay		
137	141	silt		
141	144	gravel		
144	148	gravel and sandstone		
148	150	clay		
150	160	gravel		
160	176	clay and sand (mostly clay)		
176	185	gravel		
185	200	clay		
If more space is required use Sheet No. 2				

WELL DRILLER'S STATEMENT

This well was drilled under my supervision and the above information is true and correct to the best of my knowledge and belief.

Signed A. E. Roger

By _____

License No. 80

Dated _____ 19__

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FEB 08 1989

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 43-07130

Priority: October 06, 1978

It is hereby certified that SPENCER BROTHERS
HC 72 BOX 2418
MALTA ID 83342 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated October 06, 1978; and has
submitted Proof of Beneficial Use on December 22, 1988. An examination indicates that the works have
a diversion capacity of 6.93 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	04/01 to 10/31	1.10 CFS	220.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 12, Twp 16S, Rge 24E, B.M., CASSIA County
GROUND WATER NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 12, Twp 16S, Rge 24E, 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	
15S 25E 31												13.0			28.0	5.6	46.6
16S 24E 12	18.0	1.3	32.0	40.0													91.3
16S 25E 6									1.2	29.0			29.0	12.0			71.2
16S 25E 7		40.0			40.0	38.0	38.0		L 4	L 3			L 2	L 1			156.0
						L 1	L 2										

Total Acres: 365.1

CONDITIONS OF APPROVAL

1. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
2. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

MICROFILMED

SEP 07 2001

State of Idaho
Department of Water Resources
Water Right License

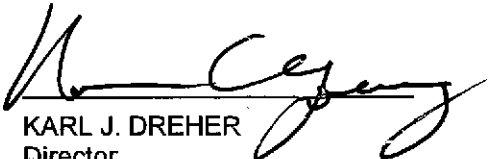
WATER RIGHT NO. 43-07130

3. This right is limited to the irrigation of 55 acres within the place of use described above in a single irrigation season.
4. Rights 43-00047A, 43-00327, 43-02556 and 43-07130 when combined shall not exceed a total diversion rate of 7.30 cfs, a total annual maximum diversion volume of 1460.1 af at the field headgate, and the irrigation of 365.1 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 21st day of June, 2001.

Acting for


KARL J. DREHER
Director

MICROFILMED

SEP 07 2001

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 43-07130

RECEIVED

JUN 10 2001

Department of Water Resources

Date of Priority: October 06, 1978

Maximum Diversion Rate:

1.10 CFS

Maximum Diversion Volume:

220.0 AF

Comes now SPENCER BROTHERS
HC 72 BOX 2418

MALTA ID 83342 and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 43-07130, and requests that the permit be changed as follows:

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	1.10 CFS	220.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 12, Twp 16S, Rge 24E, B.M., CASSIA County

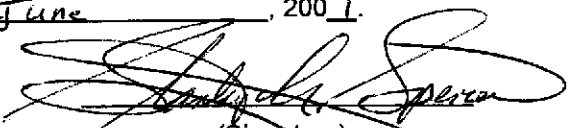
GROUND WATER NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 12, Twp 16S, Rge 24E, B.M., CASSIA County

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	
15S 25E 31												13.0			28.0	5.6	46.6
16S 24E 12	18.0	1.3	32.0	40.0													91.3
16S 25E 6									1.2	29.0					29.0	12.0	71.2
									L 4	L 3					L 2	L 1	
16S 25E 7		40.0			40.0	38.0	38.0										156.0
						L 1	L 2										

Total Acres: 365.1

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 4th day of June, 2001.


(Signature)

MICROFILMED

SEP 07 2001

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 43-07130

FOR DEPARTMENT USE ONLY

Preliminary check by CW Fee = 50.00 Received by vh # 5024005 Date 6-4-01

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 43-07130 with the following:

CONDITIONS OF APPROVAL

1. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
2. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
3. This right is limited to the irrigation of 55 acres within the place of use described above in a single irrigation season.
4. Rights 43-00047A, 43-00327, 43-02556 and 43-07130 when combined shall not exceed a total diversion rate of 7.30 cfs, a total annual maximum diversion volume of 1460.1 af at the field headgate, and the irrigation of 365.1 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

Witness my hand this 21ST day of June, 2001.

Acting for


KARL J. DREHER
Director

MICROFILMED

SEP 07 2001

For Office Use Only
 \$25.00 Filing Fee
 Receipt # 5022058
 Date 4-22-99
 SCC

State of Idaho
 DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT
 To change the ownership of a permit

RECEIVED

APR 22 1999

Department of Water Resources
 Boise, Idaho

I, HAROLD OLEN WARD, hereby assign to SPENCER Brothers
 of HC 72 Box 2418, MALTA, ID 83342
(Permit Holder)
(Full Address and Phone Number)

All my right, title, and interest in and to Permit No. 43-07130
 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following ~~described~~ portion of my right, title, and interest in and to
 Permit No. ~~_____~~ to appropriate the public waters of the State of Idaho.

~~Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
 point of diversion location, and the amount of water in cubic feet per second.~~

RECEIVED Made this 22 day of April, 1999

APR 27 1999

Department of Water Resources

Harold Olen Ward
 Permit Holder(s)

State of Idaho)
 County of TWIN FALLS ss

On this 22ND day of APRIL, 1999, personally appeared before me
 the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.

Steve Clelland STEVE CLELLAND
 Notary Public
 TWIN FALLS, ID

SEAL

My commission expires: 12/7/2000

Signature
 MICROFILMED

JUN 03 1999

RECEIVED

DEC 22 1988

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only

Fee Received \$125.00

Date 12-22-88

Receipt # C004382

Receipt by [Signature]

Reviewed by [Signature]

Sent to region [Signature]

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 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.

Permit No. 43-07130Name(s) of Permit Holder: HAROLD OLEN WARD / LORRAYNE B. WARDPost Office Address: 7209 KINGSTON DR., Boise, IDAHO, 83704Telephone No. 376-7815Source of Water: Wells

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)

Irrigation 147.6 98.6 (acres) Other/Remark _____Total rate and/or volume for which proof is submitted 2.95 2.0 cfs _____ acre-feetShow the date water was first diverted and beneficially used under this permit: Started in 1978 & Completed in 1981Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ NoFee enclosed \$ 125.00
(See License Examination Fee Schedule)Flow Measurement Port: Required? ☒ Yes ☐ No
Installed? ☒ Yes ☐ No

X

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

Harold Olen WARD
(Name)376-7815
(Telephone Number)7209 Kingston Dr. Boise, Idaho 83704
(Address)

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.

REPROFILMED

Date

12/22/88

Signature of Permit Holder (and title, if appropriate)

Harold Olen WARD

FEB 08 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESREQUEST FOR EXTENSION OF TIME
To provide additional time in which to submit
proof of beneficial use on a water right permitRECEIVED
DEC 27 1983

Department of Water Resources

Harold Olen ^{1/2} or Lorraine B. Ward of BOISE ID

(Name)

(Address)

State of Id, deposes and says:That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Water of
the State of Idaho No. 43-7130.

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

January 1, 19 84.

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

(This must be filled out! If no work has been completed put none.)

Well was already in existence. Extended the irrigation system
by means of sprinklers. Has now irrigated some 60 acres of
the 148 acres described in the permit.Costing \$ 18,000 for sprinkler
(Eighteen Thousand Dollars) system

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:

Needs to purchase additional sprinkling equipment.Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations
under said permit to January 1, 19 89.
(1 yr. minimum, 5 yrs. maximum)NOTE
AS OF JULY 1, 1980,
THERE IS A \$15.00
CHARGE FOR REQUESTS
FOR EXTENSION OF
TIME.Harold Olen Ward
(Signature)*

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within
which to submit the statement of beneficial use is extended to January 1, 1989.Signed this 17th day of January, 19 84.A. Glen Sayton
Chief, Operations Bureau

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED

OCT 6 1975

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Harold Olen &/or Lorrayne B. Ward Phone 376-7815

Post office address 7209 Kingston Drive, Boise, Idaho 83704

2. Source of water supply A ground water source which is a tributary of _____

3. Location of point of diversion is (#1) SW ¼ of NE ¼ of Section 12 Township 16S

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

(#2) NE/4 NE/4, Sec. 12, T16S, R24E, Cassia

4. Water will be used for the following purposes:

Amount 2.95 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:

a. 2.95 cubic feet per second and/or b. 517.0 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. The well is an existing facility which was drilled in 1947 and first used in 1948.

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.

Existing #2 16 existing (Month/Day) 150 (Month/Day)
c. ~~Proposed~~ well diameter is #1 21 inches; ~~proposed~~ depth of well is 300 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: _____ ¼ of _____ ¼ of Section _____ Township _____
Range _____ B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____

(5) If water is to be used for other purposes describe: _____

RECORDED

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	
16S	25E	7		6			7	7.6	14										34.6
16S	25E	6											L.4 27	L.3 3			L.2 5	L.1 17	52.0
16S	24E	12	11	38	12														61.0

Total number of acres to be irrigated 147.6

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

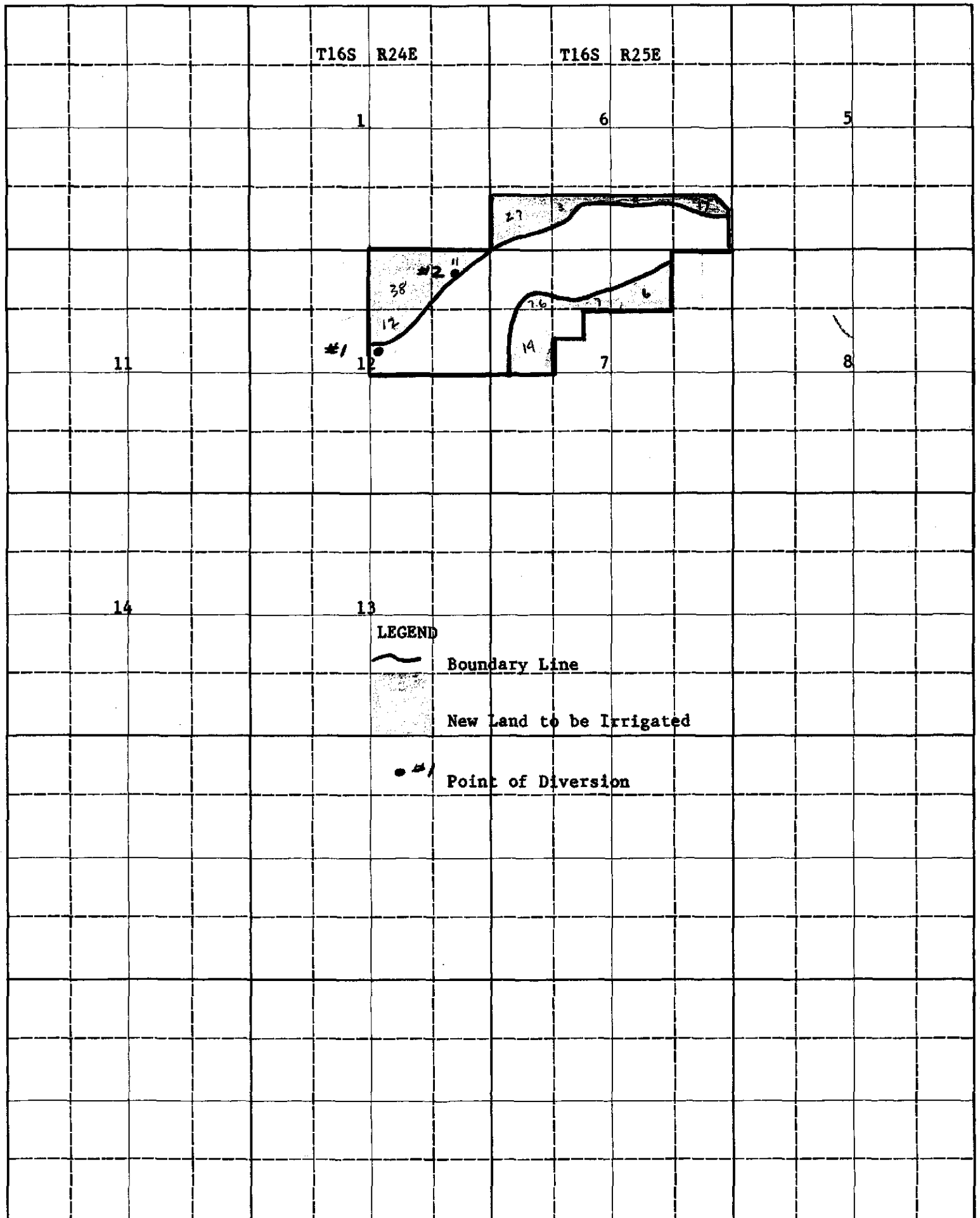
9. a. Who owns the property at the point of diversion Harold Olen and Lorraine B. Ward

b. Who owns the land to be irrigated or place of use Harold Olen and Lorraine B. Ward

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 Conversion from a gravity irrigation system to a sprinkler system has made it possible to irrigate lands that were not easily irrigated previously. Some of these tracts were irrigated in the past and others are subject to new development. This application is being filed as an addition to a claim to a water right on these same wells. The acreage covered under the claims was irrigated initially in 1948. Water is at times comingled from both points of diversion and will be used to irrigate portions of the land listed in this application. In order to maintain this flexibility the applicant is including both wells on this application.

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



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Harold Alan Ward
(Applicant)

Proposed Priority 10-6-78

Received by JP Date 10-6-78 Time 8 pm

Preliminary check by _____ Fee \$ 55.00

Received by marrya Date 10/30/78 #12602

Publication prepared by marrya Date 11/1/78

Published in South Idaho Press

Publication dates 11/7 + 11/14/78

Publication approved _____ Date _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ADM 12-7-78 J.S.

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. 43-7130, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 19 84.
- 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: An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 8th day of February, 19 79.

J. Glen Sayton
Chief, Operations Bureau

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

Janet Parker, being first
duly sworn, deposes and says that She is the

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

The South Idaho Press for two
consecutive weeks, commencing with the issue
dated Nov 21 1978, and ending
with the issue dated Nov 28, 1978.

Janet Parker
Subscribed and sworn to before me
this 28 day of Nov
19 78.

Norman M. Peterson Notary Public

Cost of Publication 12-60

Notary Fee _____

Total Cost 12-60

NOTARY PUBLIC RESIDING AT
RUPERT, IDAHO. MY COMMISSION
EXPIRES JUNE 21, 1981

78-482

**NOTICE OF APPLICATION
FOR WATER RIGHT**

Notice is hereby given that the
following application has been
submitted for permit to ap-
propriate the public waters of the
State of Idaho:

49-7130

Name: Ward, Harold Olen &/or
Lorraine B. Address: 7209
Kingston Drive, Boise, ID 83704.
Source: Groundwater. Date Filed:
10/06/1978. County: Cassia.
Amount: 2.95CFS. Point of Diver-
sion: SWNE NENE S12 T16S R24E.
Use: Irrigation from 03/15 to
11/15. Place of Use: NWNE
NENW NWNW SWNW S07 T16S
R25E SWSW SESW SWSE SESE S06
T16S R25E NENE NWNE SWNE S12
T16S R24E for 148 acres. Means:
Well and Pump.

If issued, the permit will be
subject to all prior water rights.
Protests against the granting of
any permit must be filed with the
Director of the Idaho Department
of Water Resources, 1041 Blue
Lakes Blvd. North, Twin Falls,
Idaho 83301 on or before Decem-
ber 8, 1978.

C. STEPHEN ALLRED
Director

Published in the South Idaho Press
on November 21 & 28, 1978.

RECEIVED

Department of Water Resources
Southern District Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 22, 2001

SPENCER BROTHERS
HC 72 BOX 2418
MALTA ID 83342

RE: License No. 43-7130 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a copy of the approved Application for Amendment.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

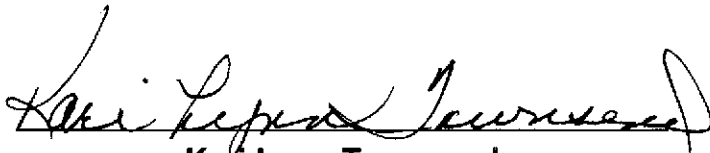
MICROFILMED
SEP 07 2001

CERTIFICATE OF MAILING

I hereby certify that on June 22, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 43-7130

**SPENCER BROTHERS
HC 72 BOX 2418
MALTA ID 83342**


**Kari Lynn Townsend
Secretary**

**MICROFILMED
SEP 3 7 2001**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Basis</u>	<u>Priority</u>	<u>Date</u>	<u>Rate</u>	<u>Source</u>	<u>List</u>	<u>Water</u>	<u>Use</u>	<u>List</u>	<u>Owner</u>	<u>List</u>	<u>Source</u>	<u>Table</u>
140 ac	43	4150	Beneficial U	1882-03-15	2.8		CIRCLE CREEK	IRRIGATION	SPENCER BROTHERS	(Current)				wr	AdjudicationRecommendation
43	2556		License	11/2/62	2.5		GROUND WATER	IRRIGATION	SPENCER BROTHERS	(Current)				wr	AdjudicationRecommendation
43	4089		Beneficial U	4/1/48	2.6		GROUND WATER	IRRIGATION	SPENCER BROTHERS	(Current)				wr	AdjudicationRecommendation
43	4090		Beneficial U	4/1/58	2.28		GROUND WATER	IRRIGATION	SPENCER BROTHERS	(Current)				wr	AdjudicationRecommendation
43	7130		Permit	10/6/78	1.1		GROUND WATER	IRRIGATION	SPENCER BROTHERS	(Current)				wr	AdjudicationRecommendation
					8.48		← all limited to 6.93 cfs (system capacity)								
100 ac	43	47	Beneficial U	1872-04-01	2		RAFT RIVER	IRRIGATION	SPENCER BROTHERS	(Current)				wr	AdjudicationRecommendation
125 ac	43	327	Beneficial U	1882-04-30	2.5		RAFT RIVER	IRRIGATION	SPENCER BROTHERS	(Current)				wr	AdjudicationRecommendation
					4.5										

100 ac
125 ac
365 ac

365 ac x 0.02 = 7.3 cfs @ 1"/ac

surface water

2.8 CC
4.5 RR
7.3

MICROFILMED
SEP 07 2001

SPENCER BROTHERS

63155 W. 25400 N.
MALTA, ID 83342
435-827-5573

RECEIVED

APR 16 2001

Department of Water Resources

April 12, 2001

KW
Kay Walker, Sr. Water Resource Agent
State of Idaho
Department of Water Resources
1301 North Orchard Street
P.O. Box 83720
Boise, ID 83720-0098

Dear Kay:

As per our conversation with you this morning, and Vikie Hancock yesterday, I am requesting a time extension for the filing of the Application for Amendment for water right #43-07130.

Vikie stated that it would be best to wait on this filing until I have received the other water resource documents concerning the review of my water rights. They should be forthcoming in the next few weeks. This will insure that the time frames on this filing and the others will not conflict.

Please notify me of the new date this Application for Amendment needs to be filed.

Sincerely,



Stanley A. Spencer

SPENCER BROTHERS
Secretary

Mydoc\branch\corespon\waterresource

MICROFILMED
SEP 07 2001

Walker, Kay

From: Hancock, Vikie
Sent: Wednesday, April 11, 2001 11:52 AM
To: Walker, Kay
Subject: 43-7130

Kay

I talked to Stan Spencer about the appl for amendment that you sent him. He was concerned that the diversion rate on the proposed license was less than what was on the original claim he has. I explained that he would not really have a good idea of what total diversion rate he had until he saw his various preliminary reports on the ranch. (We are sending the B43 Preliminary out the end of May). My original advice to him was to go ahead and send in the \$50 and the amendment, but now after talking to Corey, I called him back and left a message to hold off on it until he sees all his preliminary recommendations. Corey pointed out that his time for disputing his license may be shorter than the time he will have to fully investigate his rights as recommended.

Hopefully he didn't run right out to the mailbox and then leave for the day. I asked him to call me back, so I'll advise him to send you a letter of his intent to wait on the amendment, and why, if that is what he decides to do.

Vikie

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SEP 07 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

April 5, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SPENCER BROTHERS
HC 72 BOX 2418
MALTA ID 83342

RE: Water Right Permit No. 43-07130

Dear Permit Holders:

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit:

 Point(s) of Diversion

 ✓ Place(s) of Use

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

If you have any questions, please call me at 208-327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

Enclosure

MICROFILMED

SEP 07 2001

LICENSE REVIEW CHECKLIST

Permit No. 43-07130

Date: 4-4-2001

Reviewer: Kay Walker

POD ID 526183 (NENE)
526182 (SWNE)
POU ID 486235

Change/OK

Name/Address OK

Source OK

Point of Diversion: OK

Does change clarify original intended source? If no, void permit.
Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use add

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s): 43-2556/4089/4090/0327/0047A

File reviewed SRBA reports printed see below

P/D & P/U amend (P37) Feds (P48)

to be limited in
SRBA recommendations

Rate of Diversion:

Permitted rate 2.95 cfs

Fee Limit 2.00 cfs

Measured 6.93 cfs

Theoretical 6.93 cfs

Recommended Total Diversion Rate 1.1

Water Uses OK

Change (P46)

Season of Use per new Standards

4-1 10-31

Irrigation 1.1 cfs 220 af
Stockwater cfs af
Domestic cfs af
 cfs af
 cfs af
Total 1.1 cfs 220 af

Irrigation - overlap (R58-R61, R62-R65, R66-R69)
supp. Gw (WB7/065/104)
overlap spec combined rts (W35)
<1 acre (W31)
Domestic (W01/wb5/070/071/075)
Power (W42 or W43/025/027/R22 or R23)
Fish (042)
Fire (077)
Water Quality (081/R07)
Payette - (W22/047/27A)
Stockwater for US (R37)

Volume Determination

1.1 cfs x 1.9835 x 214 days = 467.0 af (vs) 55 acres x 4.0 (FHR) = 220 af
3.0 (con)

Remarks: R64, R35, W27

Additional Conditions 43B

Watermaster Control
01M GW Measurement/Measuring Device
 Other
Trust R55 - remove 051
Non-trust (048/049)

GW Dist?
Water Msmt. Dist?
Crit. GWMA?
GWMA?
Government Lots?

Advance Priority? yes If yes, explain why below.
no

SRBA Claim?

yes - preliminary report out to claimants

Adjust memo

Amend Letters P41

P87, S06

Second Amendment Notice P44

S06

Idaho Dept. of Water Resources
Place of Use Comparison Report

43-2556

Type	WR #	Owner	Source	TRS	NE NE	NE NE	SW NE	SE NE	NE NW	SW NW	SE NW	NE SW	SE SW	NE SE	SW SE	SE SE	Total
Right	43 2490	DWAYNE WARD	GROUND WATER	15S25E31												2	2
Right	43 2556	DWAYNE D WARD	GROUND WATER	15S25E31											30	5	35
Right	43 7130	SPENCER BROTHERS	GROUND WATER	15S25E31											28	5.8	33.8
Right	43 2627	US DEPT OF INTERIOR	UNNAMED STREAM	15S25E31										0			0

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1971 - 1980

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	WNNE	SWNE	SENE	NENW	SWNW	SESW	NESW	NWSW	SWSW	SESW	NESW	NWSW	SWSW	SESW	SESE	Total
Right	43 2200	STELLA HOLLEY,	CIRCLE CREEK	16S24E12						15	10										25
Right	43 4150	HAROLD OLEN WARD, LORRAYNE B WARD,	CIRCLE CREEK	16S24E12	20		31	43													81
Right	43 10017	KENT DURFEE,	GROUND WATER	16S24E12																	0
Right	43 10017	KENT DURFEE,	GROUND WATER	16S24E12																	0
Right	43 2652	ELBERT L DURFEE, ELBERT BRUCE DURFEE,	GROUND WATER	16S24E12					30	40	30	32	17	15	28	5	30	34	14		308
Right	43 2658	DWAYNE D WARD,	GROUND WATER	16S24E12	5																5
Right	43 2660	ELBERT L DURFEE, ELBERT BRUCE DURFEE,	GROUND WATER	16S24E12					30	30	40	32	17	15	29	5	30	34	14		308
Right	43 4018	ELBERT L DURFEE,	GROUND WATER	16S24E12								48	40	40	40	40	40	40	40		320
Right	43 4089	LORRAYNE B WARD, HAROLD OLEN WARD,	GROUND WATER	16S24E12	21		25	40													88
Right	43 4090	LORRAYNE WARD, HAROLD OLEN WARD,	GROUND WATER	16S24E12	5																5
Right	43 7130	SPENCER BROTHERS,	GROUND WATER	16S24E12	18	13	32	40													91.3
Right	43 7180	ELBERT L DURFEE,	GROUND WATER	16S24E12																	0
Right	43 2051	LENA JENSEN,	RAFT RIVER	16S24E12																	0
Right	43 2058	ANNIE L JENSEN,	RAFT RIVER	16S24E12																	0
Right	43 2214	ANGIE HOLLEY,	RAFT RIVER	16S24E12																	0
Right	43 148	RAY O HOLLEY, PEARL HOLLEY,	"	"																	0
Right	43 327	NELLIE WARD, JOHN C WARD,	"	"																	0
Right	43 337	GLENN S WHITE, SARAH JANE WHITE,	"	"																	0

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501 12 2001

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SESW	NESW	NWSW	SWSE	SESE	Total
Right	43 2490	DWAYNE WARD,	GROUND WATER	16S25E6													
Right	43 2856	DWAYNE D WARD,	GROUND WATER	16S25E8											18	9	55
Right	43 4089	LORRAYNE B WARD, HAROLD OLEN WARD,	GROUND WATER	16S25E8											23	23	49
Right	43 4080	LORRAYNE WARD, HAROLD OLEN WARD,	GROUND WATER	16S25E8											23	10	59
Right	43 7130	SPENCER BROTHERS,	GROUND WATER	16S25E6											23	10	92
														12	29	12	71.2
Right	43 2235	JOHN C WARD,	RAFT RIVER	16S25E8													
Right	43 4220	US DEPT OF INTERIOR,	RAFT RIVER	16S25E6						40	30						135
Right	43 927	NELLIE WARD, JOHN C WARD,		16S25E6						0	0				0	0	0

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1974 MAR

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Right	43 4150	HAROLD OLEN WARD, LORRAYNE B WARD,	CIRCLE CREEK	16S25E7						35	14										43
Right	43 2463	NEIL R DURFEE,	GROUND WATER	16S25E7								40	40	39							119
Right	43 2490	DWAYNE WARD,	GROUND WATER	16S25E7										21	35						55
Right	43 2556	DWAYNE D WARD,	GROUND WATER	16S25E7			34		28	21											81
Right	43 4089	LORRAYNE B WARD, HAROLD OLEN WARD,	GROUND WATER	16S25E7			34		31	30	23										118
Right	43 4090	LORRAYNE WARD, HAROLD OLEN WARD,	GROUND WATER	16S25E7			34		28	21											81
Right	43 7130	SPENCER BROTHERS,	GROUND WATER	16S25E7			40		40	38	38										156
Right	43 327	NELLIE WARD, JOHN C WARD,		16S25E7			0		0	0	0										0

MICROFILMED

APR 11 1981

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

12/18/2000

RIGHT NUMBER: 43-7130

NAME AND ADDRESS: SPENCER BROTHERS
HC 72 BOX 2418
MALTA, ID 83342

SOURCE: GROUND WATER

QUANTITY: 1.1 CFS
220 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 6.93 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1460 AF. COMBINED RIGHT
NOS.: 43-2556, 43-4089, 43-4090.

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 43-47A, 43-327,
43-2556, 43-4089, 43-4090 AND 43-4150 SHALL PROVIDE NO MORE
THAN .02 CFS PER ACRE.

PRIORITY DATE: 10/06/1978

POINT OF DIVERSION: T16S R24E S12 NENENE Within CASSIA County
T16S R24E S12 SWSWNE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	1.10 CFS 220.00 AFY

PLACE OF USE:

IRRIGATION Within CASSIA County

T15S R25E S31	SESW	13	T15S R25E S31	SWSE	28
T15S R25E S31	SESE	5.6	T16S R24E S12	NENE	18
T16S R24E S12	NWNE	1.3	T16S R24E S12	SWNE	32
T16S R24E S12	SENE	40	T16S R25E S6	LOT 4	SWSW 1.2
T16S R25E S6	LOT 3	SESW 29	T16S R25E S6	LOT 2	SWSE 29
T16S R25E S6	LOT 1	SESE 12	T16S R25E S7	NWNE	40
T16S R25E S7	NENW	40	T16S R25E S7	LOT 1	NWNW 38
T16S R25E S7	LOT 2	SWNW 38			

365.1 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 55 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 365 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-47A, 43-327, 43-
2556, 43-4089, 43-4090, 43-4150.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

THIS RIGHT IS CONDITIONED UPON COMPLETION OF THE APPROPRIATION IN ACCORDANCE WITH THE STATUTORY PROCEDURE FOR APPROPRIATION OF WATER RIGHTS. THIS RIGHT REMAINS SUBJECT TO ALL CONDITIONS SET FORTH IN THE PERMIT UPON WHICH THIS RIGHT IS BASED, AND WILL BE SUBJECT TO ALL CONDITIONS SET FORTH IN THE LICENSE ISSUED BY IDWR UPON COMPLETION OF THE STATUTORY APPROPRIATION PROCESS.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43B.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Permit

12/18/2000

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 43-2556

NAME AND ADDRESS: SPENCER BROTHERS
HC 72 BOX 2418
MALTA, ID 83342

SOURCE: GROUND WATER

QUANTITY: 2.5 CFS
367.5 AFY

USE OF THIS RIGHT WITH RIGHT NO. 43-4090 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.59 CFS.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 6.93 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1460 AF. COMBINED RIGHT
NOS.: 43-4089, 43-4090, 43-7130.

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 43-47A, 43-327,
43-4089, 43-4090, 43-4150 AND 43-7130 SHALL PROVIDE NO MORE
THAN .02 CFS PER ACRE.

PRIORITY DATE: 11/02/1962

POINT OF DIVERSION: T16S R24E S12 NENENE Within CASSIA County
T16S R24E S12 SWSWNE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-01 10-31	2.50 CFS 367.50 AFY

PLACE OF USE:

IRRIGATION Within CASSIA County

T15S R25E S31	SESW	13	T15S R25E S31	SWSE	28
T15S R25E S31	SESE	5.6	T16S R24E S12	NENE	18
T16S R24E S12	NWNE	1.3	T16S R24E S12	SWNE	32
T16S R24E S12	SENE	40	T16S R25E S6	LOT 4	SWSW 1.2
T16S R25E S6	LOT 3	29	T16S R25E S6	LOT 2	SWSE 29
T16S R25E S6	LOT 1	12	T16S R25E S7	NWNE	40
T16S R25E S7	NENW	40	T16S R25E S7	LOT 1	NWNW 38
T16S R25E S7	LOT 2	38			

365.1 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 185 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 43-4090 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 185 ACRES IN A SINGLE
IRRIGATION SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 365 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-47A, 43-327, 43-
4089, 43-4090, 43-4150, 43-7130.

overlaps *GW*

43-2556

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43B.

12/18/2000

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 43-4089

NAME AND ADDRESS: SPENCER BROTHERS
HC 72 BOX 2418
MALTA, ID 83342

SOURCE: GROUND WATER

QUANTITY: 2.6 CFS
520 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.93 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1460 AF. COMBINED RIGHT NOS.: 43-2556, 43-4090, 43-7130.

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 43-47A, 43-327, 43-2556, 43-4090, 43-4150 AND 43-7130 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 04/01/1948

POINT OF DIVERSION: T16S R24E S12 SWSWNE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	2.60 CFS
		520.00 AFY

PLACE OF USE:

IRRIGATION within CASSIA County

T15S R25E S31	SESW	13	T15S R25E S31	SWSE	28
T15S R25E S31	SESE	5.6	T16S R24E S12	NENE	18
T16S R24E S12	NWNE	1.3	T16S R24E S12	SWNE	32
T16S R24E S12	SENE	40	T16S R25E S6	LOT 4	SWSW 1.2
T16S R25E S6	LOT 3	SESW 29	T16S R25E S6	LOT 2	SWSE 29
T16S R25E S6	LOT 1	SESE 12	T16S R25E S7		NWNE 40
T16S R25E S7		NENW 40	T16S R25E S7	LOT 1	NWNW 38
T16S R25E S7	LOT 2	SWNW 38			

365.1 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 130 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 365 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-47A, 43-327, 43-2556, 43-4090, 43-4150, 43-7130

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43B.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

12/18/2000

RIGHT NUMBER: 43-4090

NAME AND ADDRESS: SPENCER BROTHERS
HC 72 BOX 2418
MALTA, ID 83342

SOURCE: GROUND WATER

QUANTITY: 2.28 CFS
456 APY

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 43-47A, 43-327, 43-2556, 43-4089, 43-4150 AND 43-7130 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

USE OF THIS RIGHT WITH RIGHT NO. 43-2556 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.59 CFS.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.93 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1460 AF. COMBINED RIGHT NOS.: 43-2556, 43-4089, 43-7130.

PRIORITY DATE: 04/01/1958

POINT OF DIVERSION: T16S R24E S12 NENENE Within CASSIA County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-01 10-31	2.28 CFS 456.00 APY

PLACE OF USE:

IRRIGATION Within CASSIA County

T15S R25E S31	SESW	13	T15S R25E S31	SWSE	28
T15S R25E S31	SESE	5.6	T16S R24E S12	NENE	18
T16S R24E S12	NWNE	1.3	T16S R24E S12	SWNE	32
T16S R24E S12	SENE	40	T16S R25E S6	LOT 4	SWSW 1.2
T16S R25E S6	LOT 3	SESW 29	T16S R25E S6	LOT 2	SWSE 29
T16S R25E S6	LOT 1	SESE 12	T16S R25E S7		NWNE 40
T16S R25E S7		NENW 40	T16S R25E S7	LOT 1	NWNW 38
T16S R25E S7	LOT 2	SWNW 38			

365.1 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 114 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 43-2556 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 185 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 365 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-47A, 43-327, 43-2556, 43-4089, 43-4150, 43-7130.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 43B.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

12/18/2000

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 43-47A

NAME AND ADDRESS: SPENCER BROTHERS
HC 72 BOX 2418
MALTA, ID 83342

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 2 CFS

THIS RIGHT WHEN COMBINED WITH RIGHTS LISTED BELOW WILL
PROVIDE NO MORE THAN 0.02 CFS PER ACRE: 43-327, 43-2556, 43-
4089, 43-4090, 43-4150, 43-7130.

PRIORITY DATE: 04/01/1872

POINT OF DIVERSION: T16S R24E S14 NWNSE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	2.00 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County

T15S R25E S31	SESW	13	T15S R25E S31	SWSE	28
T15S R25E S31	SESE	5.6	T16S R24E S12	NENE	18
T16S R24E S12	NWNE	1.3	T16S R24E S12	SWNE	32
T16S R24E S12	SENE	40	T16S R25E S6	LOT 4	SWSW 1.2
T16S R25E S6	LOT 3	SESW 29	T16S R25E S6	LOT 2	SWSE 29
T16S R25E S6	LOT 1	SESE 12	T16S R25E S7		NWNE 40
T16S R25E S7		NENW 40	T16S R25E S7	LOT 1	NWNW 38
T16S R25E S7	LOT 2	SWNW 38			

365.1 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 100 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 260 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-327, ~~43-4051~~

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 365 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-327, 43-2566, 43-
4089, 43-4090, 43-4150, 43-7130.

should be
43-4150

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43B.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

12/18/2000

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 43-327

NAME AND ADDRESS: SPENCER BROTHERS
HC 72 BOX 2418
MALTA, ID 83342

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 2.5 CFS

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 43-47A, 43-2556, 43-4089, 43-4090, 43-4150, AND 43-7130 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 04/30/1882

POINT OF DIVERSION: T16S R24E S14 NWNSE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	2.50 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T15S R25E S31		SESW	13	T15S R25E S31	SWSE 28
T15S R25E S31		SESE	5.6	T16S R24E S12	NENE 18
T16S R24E S12		NWNE	1.3	T16S R24E S12	SWNE 32
T16S R24E S12		SENE	40	T16S R25E S6	LOT 4 SWSW 1.2
T16S R25E S6	LOT 3	SESW	29	T16S R25E S6	LOT 2 SWSE 29
T16S R25E S6	LOT 1	SESE	12	T16S R25E S7	NWNE 40
T16S R25E S7		NENW	40	T16S R25E S7	LOT 1 NWNW 38
T16S R25E S7	LOT 2	SWNW	38		

365.1 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 125 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 260 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-47A, 43-4150.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 365 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-47A, 43-2556, 43-4089, 43-4090, 43-4150, 43-7130.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 43B.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

12/18/2000

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 43-4150

NAME AND ADDRESS: SPENCER BROTHERS
HC 72 BOX 2418
MALTA, ID 83342

SOURCE: CIRCLE CREEK TRIBUTARY: RAFT RIVER

QUANTITY: 2.8 CFS

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 43-47A, 43-327,
43-2556, 43-4089, 43-4090 AND 43-7130 SHALL PROVIDE NO MORE
THAN .02 CFS PER ACRE.

PRIORITY DATE: 03/15/1882

POINT OF DIVERSION: T16S R24E S12 NESW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	2.80 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T15S R25E S31	SESW	13	T15S R25E S31	SWSE	28
T15S R25E S31	SESE	5.6	T16S R24E S12	NENE	18
T16S R24E S12	NWNE	1.3	T16S R24E S12	SWNE	32
T16S R24E S12	SENE	40	T16S R25E S6	LOT 4	SWSW 1.2
T16S R25E S6	LOT 3	SESW 29	T16S R25E S6	LOT 2	SWSE 29
T16S R25E S6	LOT 1	SESE 12	T16S R25E S7		NWNE 40
T16S R25E S7		NENW 40	T16S R25E S7	LOT 1	NWNW 38
T16S R25E S7	LOT 2	SWNW 38			

365.1 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 260 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-47A, 43-327.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 365 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-47A, 43-327, 43-
2556, 43-4089, 43-4090, 43-7130.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 140 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43B.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 21 2000
DEPARTMENT OF WATER RESOURCES

A. GENERAL INFORMATION

Permit No. 43-7130

1. Owner: Spencee Brothers Phone No. _____
Current Address: HC 72 Box 2418 MALTA IDAHO 83342

2. Accompanied by: _____ EXAM. DATE: _____

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: _____ tributary to _____

SEE
ATTACHED

B. OVERLAP REVIEW

1. Other water rights with same place of use: _____

☐ Copies Attached

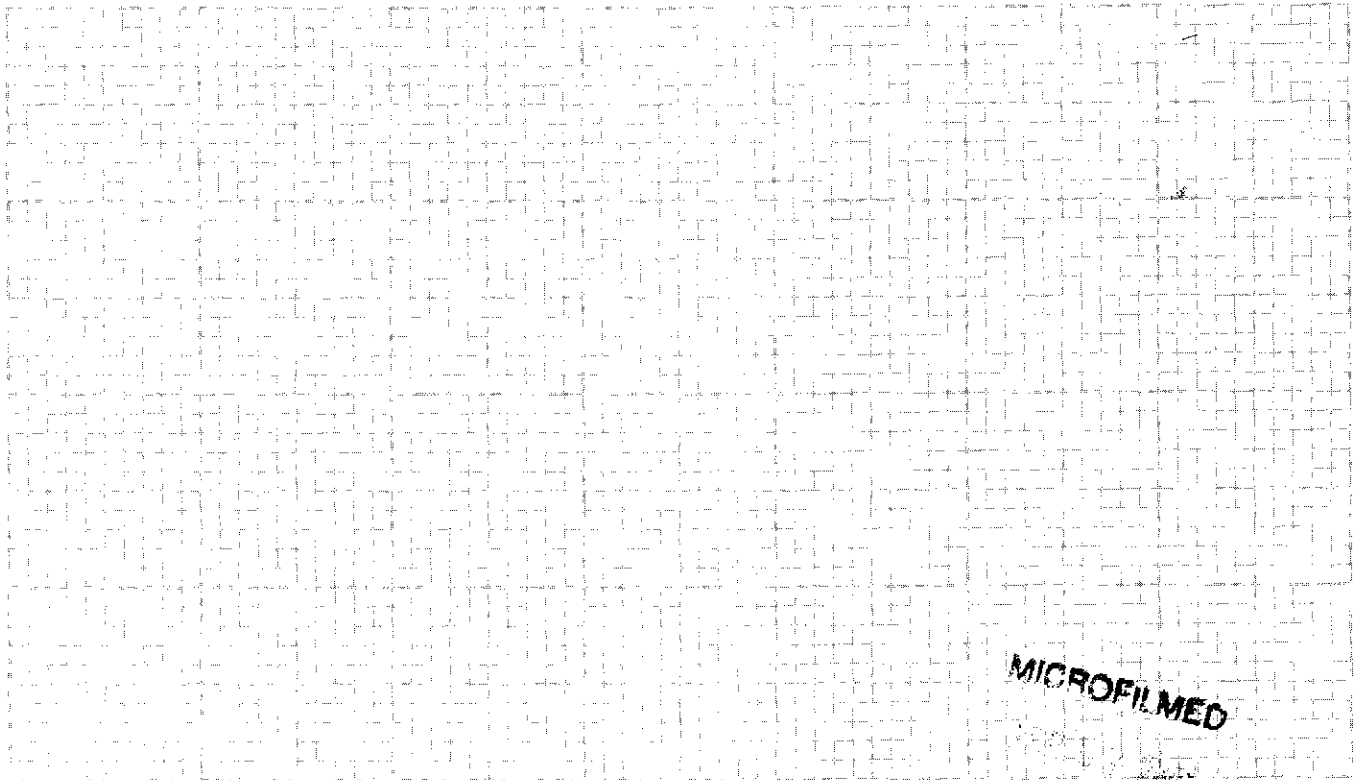
2. Other water rights with same point of diversion: _____

☐ 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" = _____

2. ☐ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☐ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.

☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

☐ 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	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks

6. **Place(s) of Use:**

Indicate Method of Determination _____

Twp.	Rge.	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

~~NOT FILLED~~

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:

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 Ampsx .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

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

2. Volume Calculations for Other Uses:

~~NOT FILLED~~

H. REMARKS AND OVERLAP REVIEW ANALYSIS

See ATTACHED

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Totals:				

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 VIKE HAWCOCK

Signature *Vike Hancock*

Certification Date _____

Field Report Preparation Date 12-18-2000

CONSULTANT SEAL

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

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SEP 8 1 2001

MEMO

From: Vikie Hancock

12/18/00

Regarding: 43-7130

This Application for Permit was filed in 1978 for an increase in acreage and diversion rate made possible by additional sprinkler irrigation. A review of previous licensing field exams done on the same place of use, and statutory claims filed in 1978, found good evidence to support that 310 acres were irrigated from ground water prior to 1978.

The original Application listed 147.6 acres of intended expansion. In 1988 proof was filed for the completion of the development of 99 acres and 2.0 cfs, but memos in the file indicate that this may have been an estimation by the applicant. In 1989 the applicant filed SRBA claim 43-7130 for those acres irrigated prior to 1987 under this permit. A map of the place of use submitted by the claimant in 1992 identified 51.5 acres of expansion under the 1978 permit.

Calculations done by ArcView GIS using 1987 NAPP aerial photography found that 365 acres were being irrigated in 1987. I am recommending that 55 acres be allowed under this permit.

There are two wells listed as points of diversion for 43-7130. Affidavits assert that well #1, located in the SWNE Section 12, was drilled in 1947 with a replacement well drilled in 1967. No documents were found to substantiate these dates. Calculations done by Scott King and Cindy Bird based upon information from Raft River Rural Electric and system information supplied by the recent purchasers, determined that this well had a historic capacity of 3.98 and a current design capacity of 3.34.

Well #2, located in the NENE Section 12, was drilled in 1951. It is not clear whether this well has been replaced or just upgraded. The capacity of the well was measured at 2.5 cfs in 1965 during licensing field exam for 43-2490 and 3.59 cfs in 1968 during the licensing field exam for 43-2556. According to RRRE data, the capacity in 1986 was 1.72 cfs.

According to Scott King, the maximum historic diversion rate of the two wells combined is at least 7.3 cfs and that current capacity is approximately 5.1 cfs. Information supplied by the current owners of the property indicates that, from 1972 to 1999, the sprinkling system consisted of eleven 33 nozzle lines equipped with 5/32 nozzles, or a discharge of 4.0 cfs. The estimated design capacity for pivots and handlines in 2000 is 3.34 cfs.

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I am therefore recommending that an additional 1.1 cfs be allowed for this permit. Combined limits of not more than .02 cfs per acre should be imposed upon all rights from surface and groundwater.

Summary of SRBA Recommendations

43-2556 GW 2.5 cfs on 185 acres within 365 acre PPU

43-4090 GW 2.28 cfs on 114 acres within 365 acre PPU.

When combined, 43-2556 and 43-4090 are limited to 185 acres and 3.59 cfs

43-4089 GW 2.6 cfs on 130 acres within 365 acre PPU

When combined 43-2556, 43-4089 & 43-4090 are limited to 310 acres.

43-47A Raft River 2.0 cfs on 100 acres within 365 acre PPU

43-327 Raft River 2.5 cfs on 125 acres within 365 acre PPU

43-4150 Circle Creek 2.8 cfs on 140 acres within 365 acre PPU

Suggested Licensing Recommendation:

43-7130 GW 1.1 cfs on 55 acres within 365 acre PPU

Combined limits - 3.59 cfs well #2

3.34.cfs well #1 (current capacity)

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ACRES IRRIGATED FROM GROUND WATER 1948 - 1987

1. Affidavits included in SRBA claim 43-4089 (based upon statutory claim filed in 1978) state 130 acres irrigated from well #1 in 1948.
2. 1965 licensing field exam for 43-2490, including ACSC map, finds 114 acres irrigated from well #2. An estimated 19 acres overlap with those irrigated by well #1, bringing total acres to 225.
3. 1973 licensing field exam for 43-2556 finds 185 acres irrigated from well #2. All but 125 acres overlap lands included in previous license 43-2490 and those identified in Statutory claim 43-4089. Total acres irrigated now 310.
4. Map of expanded irrigation submitted by claimant Harold Olen Ward in 1992 identifies 51.5 acres added under 1978 permit. Note: non-irrigated areas identified on 1965 ASCS map correspond to location of acres designated as expanded under permit 43-7130 on this map.
5. Number of acres found irrigated by ArcView GIS using 1987 NAPP aerial photos is 365. See exhibit of overlapping rights dated 12./2000.

DIVERSION RATES FROM GROUND WATER - SPENCER BROTHERS

<u>YEAR</u>	<u>LIC/CLAIM ACRES</u>	<u>CAPACITY WELL #1</u>	<u>CAPACITY WELL #2</u>	<u>TOTAL CAPACITY</u>	<u>FOUND ACRES</u>
1948	295	2.6?		2.6?	130
1962	114		2.5	5.1?	225
1973	185	3.72	3.59	7.1	310
1987	55	3.98	1.72	5.7	365
2000	--	3.34	1.72	5.1	--

1972-99 Sprinkler system designed for 4.0 cfs
2000 Pivot system designed for 3.34 cfs

Information from licensing files 43-2490, 43-2556, and calculations dated 10/2000 by S. King and C. Bird based upon information submitted by Spencer Brothers.

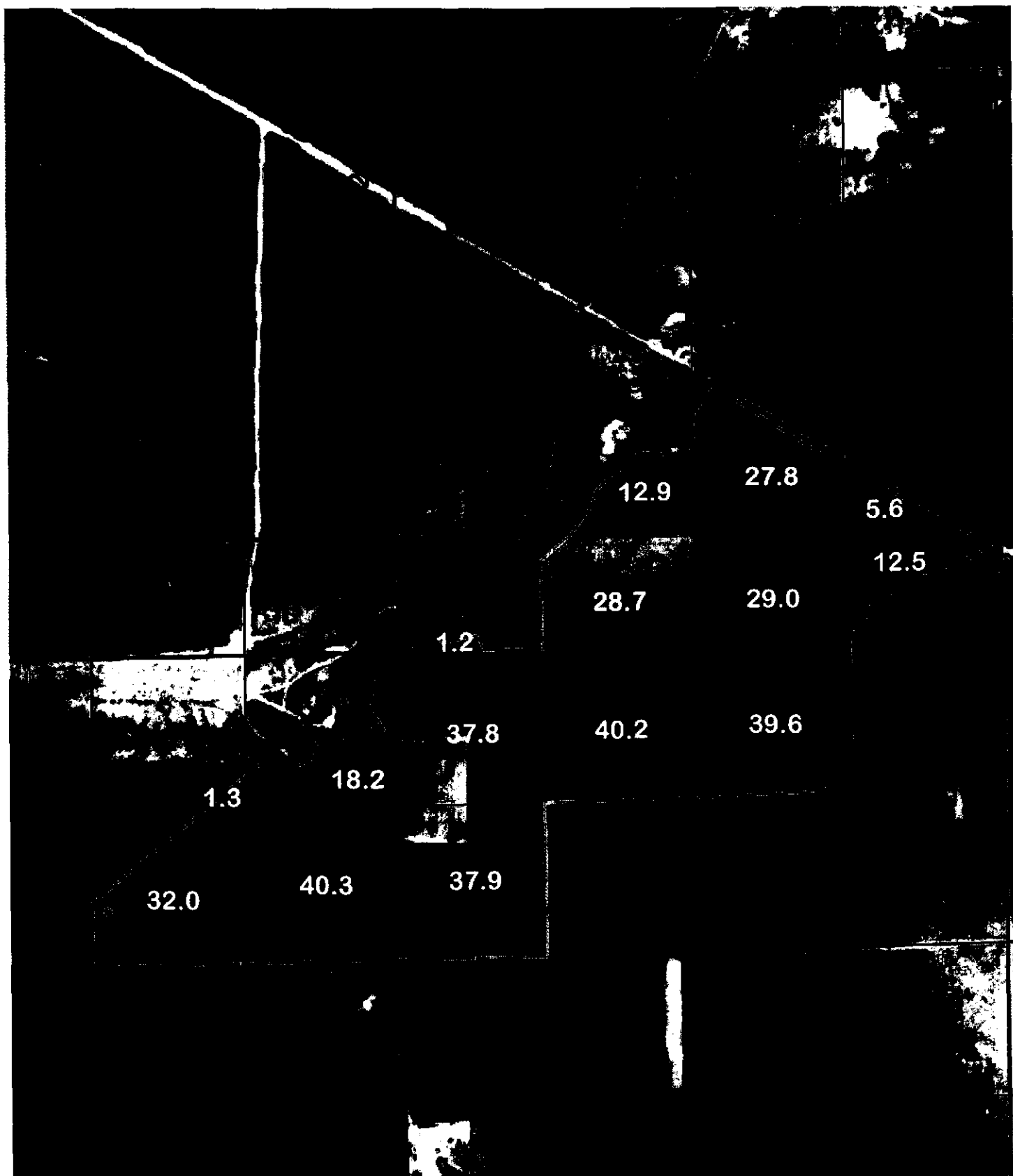
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SEP 07 2011

FILE NOTES

SPENCER BROTHERS

43-7130

NUMBER OF IRRIGATED ACRES - 1987



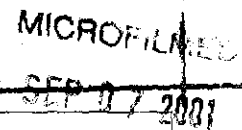
V. HANCOCK

SEP 07 2001

1987 WAPP AERIAL PHOTOGRAPHY

U.H.

OVERLAPPING RIGHTS

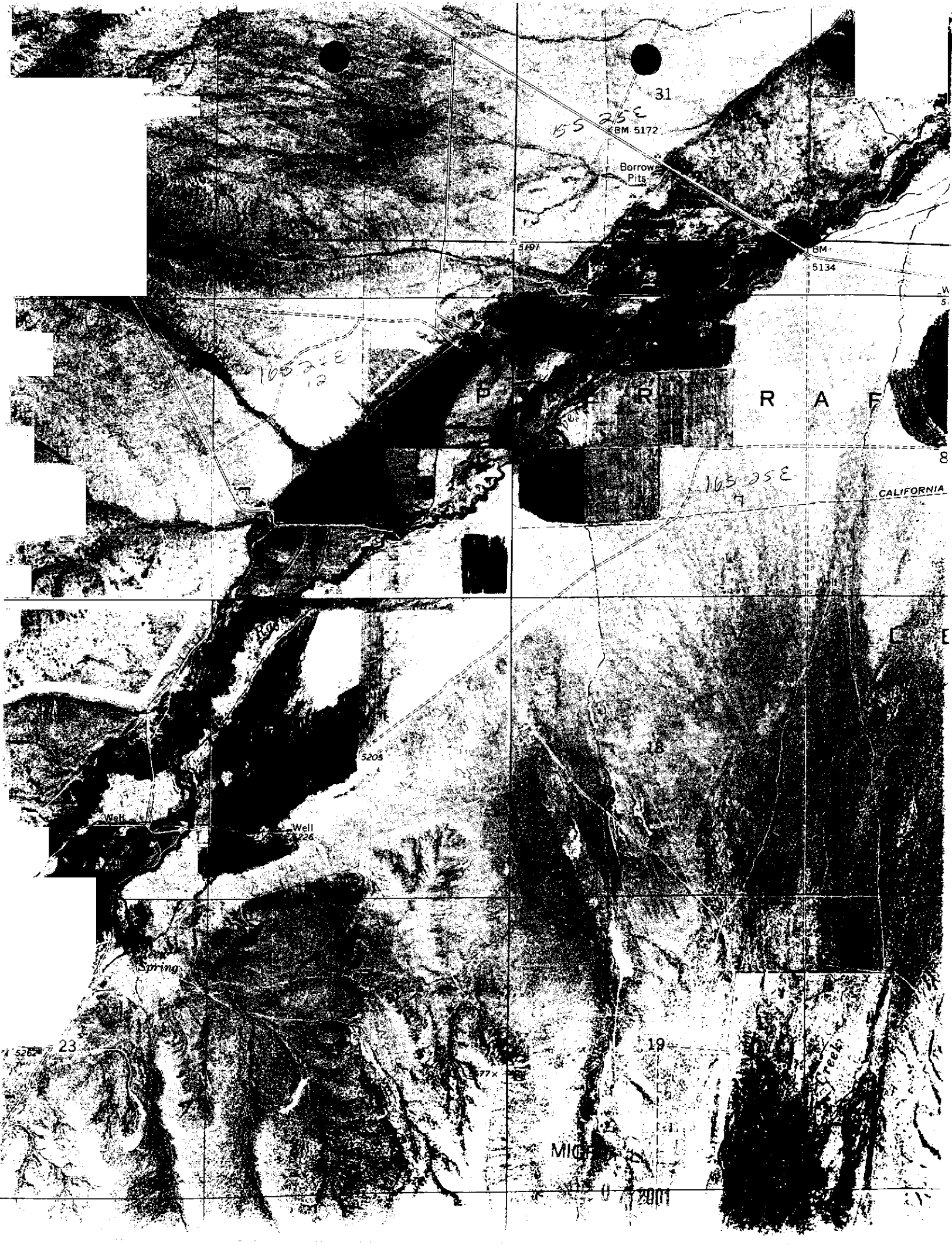


Streams and canals

	1965 FE (43-2490)
	1973 FE (43-2556)
	1948 CLaimed (43-4088)
	1978 PERMIT (43-7150)



1.3320
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SEP 07 2001



RECEIVED

OCT - 5 2000

Department of Water Resources
Southern Region

MEMORANDUM

To: File
From: Scott King *SK*
Date: October 2, 2000

Subject: A43-04089, A43-04090

Vault files for the above claims, and also 43-02256 and 43-07130 appear to support a recommendation for a total of 0.02 cfs per acre for the claimed total of 365.5 acres. The well located in the NENE Section 12 appears to have been drilled in 1951 and was measured during a 1968 field exam at 3.59 cfs.

The SWNE Section 12 well is claimed to have existed in 1947. However, evidence suggests that this well was actually drilled in 1966. I cannot find records of a department flow measurement of this well. However, information submitted by Spencer Brothers indicates historic capacities exceeding 3.72 cfs, perhaps as much as 4.9 cfs. Together, these wells have produced at least 7.31 cfs. Current capacity is approximately 5.1 cfs for both wells.

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SEP 07 2001

Idaho Department of Water Resources
Estimated Pumping Rate Documentation Form

ed 1/6/2000

Flow Analysis Performed by: [REDACTED]

Date: [REDACTED]

Page 1 of 3

Record ID	273	Measured Flow:	3.48 cfs
Water Right No.	A43-04089	Designed Flow:	
Name	Spencer Brothers	HP/Eff Flow:	3.37 cfs
pod	16S24E12SWSENE	Sprinkler Flow:	
year:	1966 SW	Pivot/System Flow:	
Flow Measurement:	[REDACTED] gpm	=	3.48 cfs
Curve/Pump Design:	[REDACTED] gpm	=	
Horsepower / Efficiency Method			
Horsepower	[REDACTED] hp		
PWL	[REDACTED] ft		
Disch Psi	[REDACTED] psi		
PUMP Eff Estimate	0.82 %		
TDH	161 ft		
OHP	61.5 hp		
Flow	1513 gpm	=	3.37 cfs
System Method:			
No Lines	[REDACTED]	Nozzle Equation: $Q = C \cdot A \cdot \sqrt{2 \cdot g \cdot h} / \sqrt{1 - r^4}$	
Birds per line	[REDACTED]	C=	1.00 Nozzle coefficient; typical 0.97 to 1.00
Ttl no nozzles	0	r=	0.0000 ft Nozzle radius
Nozzle size	[REDACTED] in	A=	0.00000 ft^2 Nozzle area
Nozzle pressure	[REDACTED] psi	h=	0 ft Head
Flow per nozzle	0.00 gpm	g=	32.2 ft/sec^2 Gravitational constant
Sprinkler Flow	0 gpm	Q=	0.000 cfs Flow per nozzle
Percent Leaks	[REDACTED] %	=	0.000 gpm Flow per nozzle
Total Flow	0 gpm	=	
Pivot / System rating	[REDACTED] gpm	=	

Comments / Data Supplied:

April 6, 2000 completed form was returned.
In 1966 Layne and Bowler pump company tested and got 1560 gpm. From the customers statement the same company designed the bowles to pump 2200 gpm (4.9 cfs) in 1971. Electrical usage data from the Raft River Electric for 1982 shows 1784 gpm, 1986 1776 gpm and 1992 1742 gpm. From 1966-1971 they did open discharging. 1972-1999 Sprinkler system 5/32 nozzles, 33 nozzles, and 11 lines. 2000 Pivot system and handlines, designed at 1500 gpm for both (3.34 cfs). On June 23rd 1968 a field examination was done on a 75 hp motor. The volume was measured at 3.59 cfs at that time. In 1971 it appears that they replaced the pump with a 100 hp motor and from the pumping information the average is 3.96 cfs.

The pumping water level (PWL) reported on the returned form was 30 feet. The PWL from the information provided by Raft River Electric the pumping level was 161.8 ft. Therefore, I used the 161 feet for the PWL.

From the information given the maximum diversion rate for this system would be 3.98 cfs.

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SEP 07 2001

Idaho Department of Water Resources
Estimated Pumping Rate Documentation Form

Flow Analysis Performed by: [REDACTED]

Date: [REDACTED]

Page 3 of 3

Record ID 273	Measured Flow:	
Water Right No. A43-04089	Designed Flow:	
Name Spencer Brothers	HP/Eff Flow:	4.07 cfs <--Max
pod 16S24E12SWSENE	Sprinkler Flow:	
year: 2000 SW	Pivot/System Flow:	3.34 cfs
Flow Measurement: [REDACTED] gpm =		
Curve/Pump Design: [REDACTED] gpm =		
Horsepower / Efficiency Method		
Horsepower [REDACTED] hp		
PWL [REDACTED] ft		
Disch Psi [REDACTED] psi		
Eff Estimate 0.82 %		
TDH 311 ft		
OHP 143.5 hp		
Flow 1826 gpm =		4.07 cfs
System Method:		
No Lines [REDACTED]	Nozzle Equation: $Q = C \cdot A \cdot \sqrt{2 \cdot g \cdot h} / \sqrt{1 - r^4}$	
Birds per line [REDACTED]	C= 1.00	Nozzle coefficient; typical 0.97 to 1.00
Ttl no nozzles 0	r= 0.0000 ft	Nozzle radius
Nozzle size [REDACTED] in	A= 0.00000 ft^2	Nozzle area
Nozzle pressure [REDACTED] psi	h= 0 ft	Head
Flow per nozzle 0.00 gpm	g= 32.2 ft/sec^2	Gravitational constant
Sprinkler Flow 0 gpm	Q= 0.000 cfs	Flow per nozzle
Percent Leaks [REDACTED] %	= 0.000 gpm	Flow per nozzle
Total Flow 0 gpm =		
Pivot / System rating [REDACTED] gpm =		3.34 cfs

Comments / Data Supplied:

MICROFILMED
SEP 07 2001

Idaho Department of Water Resources
 Estimated Pumping Rate Documentation Form
 Flow Analysis Performed by: [REDACTED]

Date: [REDACTED] Page 2 of 3

Record ID	273	Measured Flow:	3.98 cfs
Water Right No.	A43-04089	Designed Flow:	
Name	Spencer Brothers	HP/Eff Flow:	2.62 cfs
pod	16S24E12SWSENE	Sprinkler Flow:	
year:	1972 <i>510</i>	Pivot/System Flow:	
Flow Measurement: [REDACTED] gpm = 3.98 cfs			
Curve/Pump Design: [REDACTED] gpm =			
Horsepower / Efficiency Method			
Horsepower	[REDACTED] hp		
PWL	[REDACTED] ft		
Disch Psi	[REDACTED] psi		
Eff Estimate	0.82 %		
TDH	277 ft		
OHP	82 hp		
Flow	1174 gpm	=	2.62 cfs
System Method:			
No Lines	[REDACTED]	Nozzle Equation: $Q = C \cdot A \cdot \sqrt{2 \cdot g \cdot h} / \sqrt{1 - r^4}$	
Birds per line	[REDACTED]	C=	1.00 Nozzle coefficient; typical 0.97 to 1.00
Ttl no nozzles	0	r=	0.0000 ft Nozzle radius
Nozzle size	[REDACTED] in	A=	0.00000 ft^2 Nozzle area
Nozzle pressure	[REDACTED] psi	h=	0 ft Head
Flow per nozzle	0.00 gpm	g=	32.2 ft/sec^2 Gravitational constant
Sprinkler Flow	0 gpm	Q=	0.000 cfs Flow per nozzle
Percent Leaks	[REDACTED] %	=	0.000 gpm Flow per nozzle
Total Flow	0 gpm		
Pivot / System rating	[REDACTED] gpm	=	

Comments / Data Supplied:

MICROFILMED
 SEP 07 2001

Idaho Department of Water Resources
Adjudication Bureau

December 6, 1999

Name: Spencer Bros
Point of Diversion: 16S 24E 12 SWSW NE
Claim No(s): A43-04089

Data Submission for Estimating Well Pumping Capacity

This form is for documenting historic flow rate from a well based on available information including: flow measurements, pump curves or specifications, system characteristics such as motor horsepower, depth to water, discharge pressure, and irrigation system characteristics. The department is attempting to quantify the maximum rate of flow diverted and put to beneficial use in the years prior to November 1987.

If you have any questions regarding this data request, please contact either Scott King (208) 327-7897 or Cindy Bird (208) 327-5450. You may also dial the adjudication hotline (1-800-451-4129) and ask for Scott or Cindy. If you prefer to discuss these questions with us instead of completing the form, your call is welcomed. We can also be contacted by e-mail at sking@idwr.state.id.us and cbird@idwr.state.id.us

1) Rate of Flow measurements: 1560 (cfs or gpm)

Please give approximate date, person or entity performing measurement, description of measuring device and any other applicable data. Examples may include measurements made as part of an energy efficiency survey, which are often provided as a service through your electric utility.

Layne and Boehr pump company 1560 gpm on well test in 1966
the same company designed the boiler to pump 2200 gpm in 1971
Electrical usage data from Roff River Elect Corp for 1982-1986-1987
indicate approximately 1750 gpm for those years being used

2) Pump characteristic curves or specifications: Please include copy of pump curve, or state designed pumping capacity, rated flow and head, and approximate year of pump installation. Other helpful items may include the pump manufacturer, model number, and number of stages.

See attached documents for well test & pump designed and
electrical (Kwh) usage for 1982-'86-'92 from Roff River Elect

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3) Pumping system characteristics:

Diversion rate can be determined by using power, pumping lift, discharge pressure, and estimated pumping efficiency. If the system has changed over time, you can provide information for several system configurations.

Year	Well pump motor horsepower	Booster pump(s) motor horsepower	Depth to water, pump off (ft)	Depth to water, pump on (ft)	Discharge pressure (psi)
1966-1971	125 hp		30	30	65 psi
1972-1999	100 hp	60 hp	30	30	65 psi
2000	100 hp	75 hp	30	30	65 with booster pump going

4) Irrigation System:

Please provide description of the water delivery system. State number of lines and birds, nozzle size, and operating pressure(s) of impact-type sprinkler systems; designed rated flow for pivot systems. As above, if various systems have been used through the years, provide year as well. Example:

1963 to 1974 - Well pump open discharges to ditches for flood irrigation using 50 siphons per set. Siphons were 1.5 inch diameter, 5 feet long.

1975 to 1984 - Six wheel lines with 32 birds per line, 5/32 inch nozzles operating at 60 to 70 psi at the sprinklers.

1985 to present - Eight tower center pivot with impact sprinklers and end gun, no corner catcher, designed for 1150 gpm. Also solid set hand lines in corners which operate separate of the pivot, operating a total of 250 birds per set, 9/64 inch nozzles operating at 65 to 75 psi at the sprinklers.

1966 to 1971 (approximate) open ditch watering
 1972 to 1999 sprinkler system 5/32 nozzles (5 gal minute approximate on 11 33 nozzle lines) (1215 gpm) estimated
 Year 2000 - Pivot system designed for 800 gpm & 20 acre on hand lines

5) Other information:

Please also include any other information that you feel may indicate maximum historic diversion rate for your well.

We purchased this property in 1973. In enclosure the well test report from 1966 (1560 gpm) and the pump design that was installed in 1971 (2200 gpm) also shows well water at 100 - 1734 gpm 1966 to 1971 gpm 1972 to 1973 gpm also the new design for MICROFILMED hard lines at 1500 gpm in the year 2000

SEP 07 2001

IDWR Power Conservation Coefficient Formu

PSI		Pumping Level	TDH
50	2.31	161.8	277.30
TDH			PCC
277.30	0.68	1.0235	417.38
KWH	PCC	AC/FT	
72,210	417.38	173.01	

CONSUMER NAME AND SVC# Spencers
SEASON 1992 3204

IDWR Power Conservation Coefficient Formu

KW			BHP	
132.4	1.35	0.91	162.65	
BHP			TDH	GPM
162.65	0.75	3960	277.30	1742.09
KW		GPM	PCC	
132.4	5431	1742.09	412.76	
KWH	PCC	Months	AC/FT	
72,210	412.76	1	174.94	
Acres	AC/FT	AC/FT Per AC		
9	174.94	19.44		

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SEP 87 2001

IDWR Power Conservation Coefficient Formu

PSI		Pumping Level	TDH
50	2.31	161.8	277.30
TDH			PCC
277.30	0.68	1.0235	417.38
KWH	PCC	AC/FT	
65,960	417.38	158.03	

CONSUMER NAME AND SVC# Spencers
SEASON 1986 3204

IDWR Power Conservation Coefficient Formu

KW			BHP	
135	1.35	0.91	165.85	
BHP			TDH	GPM
165.85	0.75	3960	277.30	1776.30
KW		GPM	PCC	
135	5431	1776.30	412.76	
KWH	PCC	Months	AC/FT	
65,960	412.76	1	159.80	
Acres	AC/FT	AC/FT Per AC		
9	159.80	17.76		

1776 gpm = 2.06 cfs

MICROFILM
SEP 07 2001

IDWR Power Conservation Coefficient Formu

PSI		Pumping Level	TDH
50	2.31	161.8	277.30
TDH			PCC
277.30	0.68	1.0235	417.38
KWH	PCC	AC/FT	
40,624	417.38	97.33	

CONSUMER NAME AND SVC# Ward
SEASON 1982 3204

IDWR Power Conservation Coefficient Formu

KW			BHP	
135.6	1.35	0.91	166.58	
BHP			TDH	GPM
166.58	0.75	3960	277.30	1784.19
KW		GPM	PCC	
135.6	5431	1784.19	412.76	
KWH	PCC	Months	AC/FT	
40,624	412.76	1	98.42	
Acres	AC/FT	AC/FT Per AC		
0	98.42	ERR		

15,272 - 98.42

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SEP 07 2001

LAYNE AND BOWLER PUMP COMPANY
WELL TEST REPORT

NAME Dewayne Ward DATE 9-19-66
9-20-66
 LOCATION So. Almo, Idaho SEC. _____ RANGE _____ T. _____
 WELL DEPTH 312' WELL SIZE 20" CASING _____
 TEST PUMP DEPTH 290' & 10" F Bwls ORIFICE SIZE 10" std. x 8"
 STATIC WATER LEVEL 30' STARTING TIME _____

TIME	PUMPING LEVEL	ORIFICE READING	G.P.M.	MINERS INCHES
10:45	100'	34"	1680	187
12:00	130'	26"	1480	165 - Water Clear
12:45	147'	34"	1680	187 - Very sandy, air from cascading water.
Slowed engines to try and clear up sand.				
1:30	137'	29"	1560	174 - Water clearing.
2:00	137'	29"	1560	174 - Water fairly clear.

Shut down at 2:00 P.M.

800 hrs. on 9-19-66. 2 hrs. on 9-20-66.

REMARKS

When pump first started, well filled in around suction and 20' was taken off pump.

Pumped 1 1/2 hrs. on 9-19-66. Pump speed increased at 12:00 on 9-20-66, started pumping fine sand. Well has a lot of cascading water that drives air on down into the water. At 1680 G.P.M. capacity air was in water.

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ESTIMATE

DATE 4/23/71

B. *[Signature]*

NO.

LAYNE & BOWLER PUMP COMPANY

200 NORTH PUENTE AVENUE

CITY OF INDUSTRY, CALIFORNIA

MAILING ADDRESS: P. O. BOX 1300

CONDITIONS:

70:

WELL SIZE:

WELL DEPTH:

STATIC LEVEL:

PHONE

QUANTITY	DESCRIPTION
* 2	14 R M Impellers
20	# 10" x 2 1/2 x 1 1/2 Column Sub & Shaft assembly
	316
1	100 HP 460 Volt NIS or B.E. Motor
	2687
	Labor to Pull & Reinstall
	Made in on 25 HP V.S. Motor
	If Repairing necessary to be done by others
	MICROFILMED
	SEP 07 1981

Factory Branch: Layne and Bowler Pump Company - 1760 Kimberly Road, Twin Falls, Idaho - Telephone Office 733-4278 After Hours 733-5281 or 733-6492

Any order or invoice by a factory representative shall be binding upon Lowe and Bowler Pump Company until accepted in writing by its Home

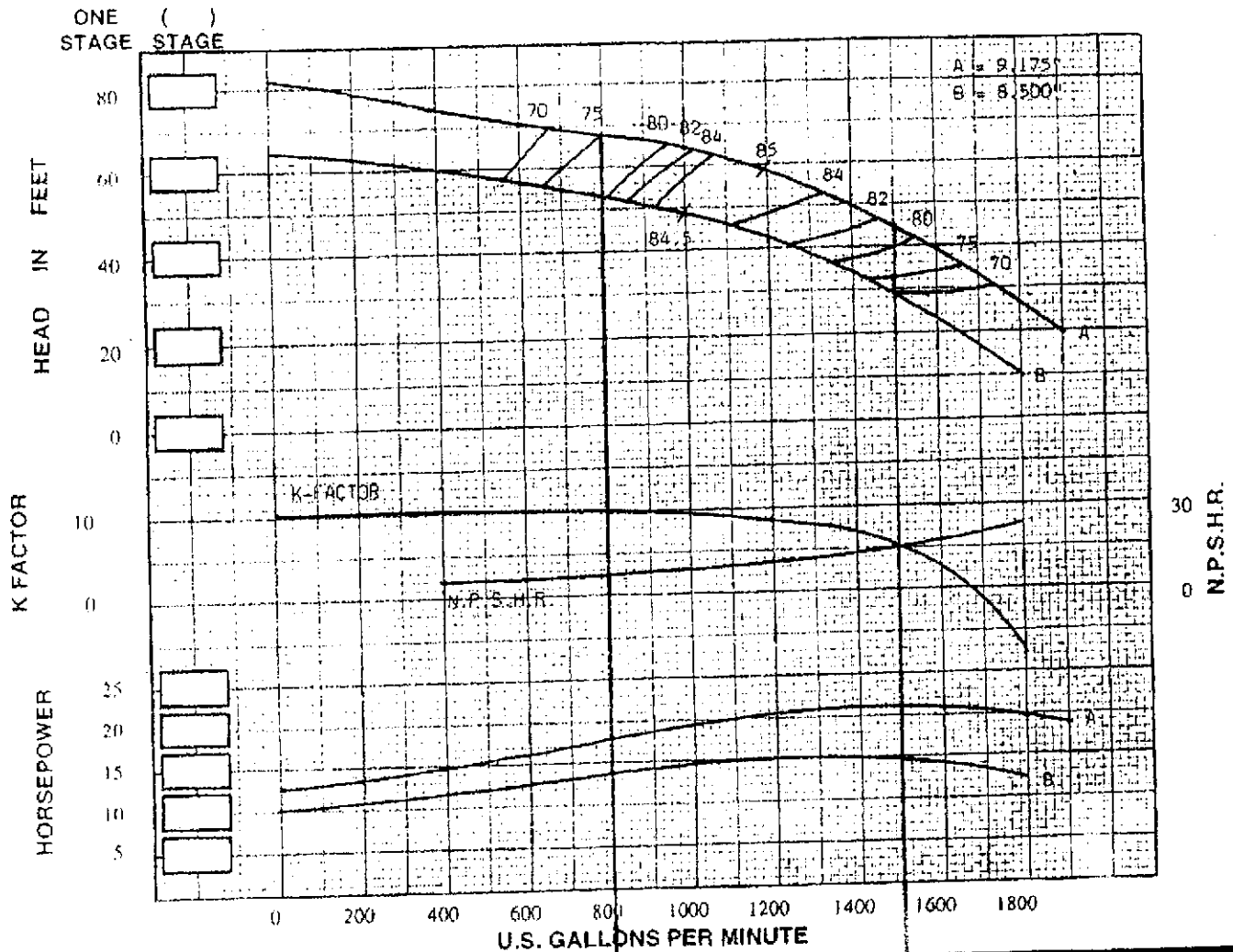
SIMFLO

PUMPS

SR12C

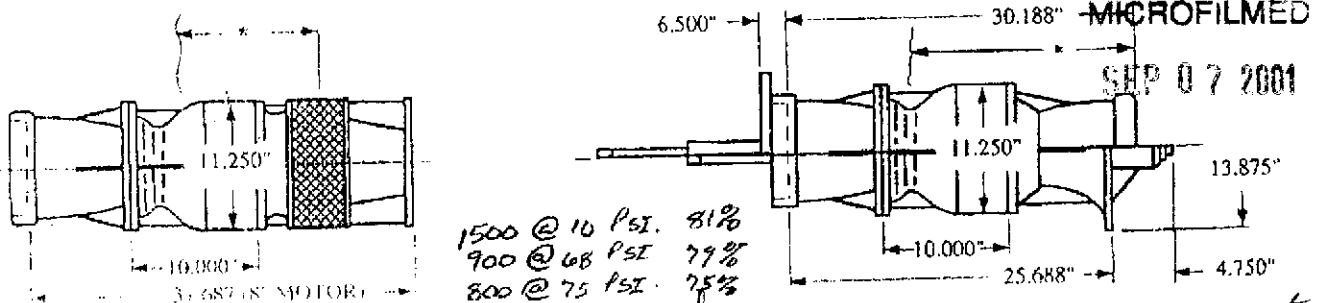
1770 R.P.M.

SECTION 202
PAGE 43
DATE 12/1/97
SUPERCEDES All Previous



IMPELLER TYPE = ENCLOSED	STD. SHAFT DIA. = 1.937"	NO. STAGES	EFF. CHANGE	MATERIAL	B.E.P. EFF. CHANGE
IMPELLER NO. = SM13M	MAX. SHAFT DIA. = 1.937"	1	-3	IMP. - C.I.	0
IMPELLER WT. - LBS. = 14.3	STD. LATERAL = .937"	2	-2	IMP. - NI-RI	-2
ONE STAGE WT. - LBS. = 290.0	DISCHARGE SIZES = 8", 10"	3	-1	IMP. - S.S.	-2
ADD'L STAGE WT. - LBS. = 105.0	SUCTION SIZES = 8"	4	0	BOWL - BRZ.	-1
MAX. SPHERE SIZE = 1.187"	ONE STAGE WP ² = .670	5	0	BOWL - NI-RI	-1
MIN. SUBMERGENCE* = 18"				BOWL - S.S.	-2

Δ CONSULT FACTORY



New design for Proct. & Hard line spray of 2000, 1500 gpm to irrigation system through use of bowl & bowl pump.

Idaho Department of Water Resources
Estimated Pumping Rate Documentation Form

ed 1/6/2000

Flow Analysis Performed by: [REDACTED] Date: [REDACTED] Page 1 of 3

Record ID	272	Measured Flow:	1.72 cfs
Water Right No.	A43-04090	Designed Flow:	
Name	Spencer Brothers	HP/Eff Flow:	1.76 cfs
pod	16S24E12NENENE	Sprinkler Flow:	
year:	1986	Pivot/System Flow:	
Flow Measurement:	[REDACTED] gpm	=	1.72 cfs
Curve/Pump Design:	[REDACTED] gpm	=	
Horsepower / Efficiency Method			
Horsepower	[REDACTED] hp		
PWL	[REDACTED] ft		
Disch Psi	[REDACTED] psi		
PUMP Eff Estimate	0.79 %		
TDH	199 ft		
OHP	39.5 hp		
Flow	788 gpm	=	1.76 cfs
System Method:			
No Lines	[REDACTED]	Nozzle Equation: $Q = C \cdot A \cdot \sqrt{2 \cdot g \cdot h} / \sqrt{1 - r^4}$	
Birds per line	[REDACTED]	C=	1.00 Nozzle coefficient; typical 0.97 to 1.00
Ttl no nozzles	0	r=	0.0000 ft Nozzle radius
Nozzle size	[REDACTED] in	A=	0.00000 ft^2 Nozzle area
Nozzle pressure	[REDACTED] psi	h=	0 ft Head
Flow per nozzle	0.00 gpm	g=	32.2 ft/sec^2 Gravitational constant
Sprinkler Flow	0 gpm	Q=	0.000 cfs Flow per nozzle
Percent Leaks	[REDACTED] %	=	0.000 gpm Flow per nozzle
Total Flow	0 gpm	=	
Pivot / System rating	[REDACTED] gpm	=	

Comments / Data Supplied:

4/6/2000; Form received. Information from the returned form stated that a pump test was done in 1951 and it showed 2.5 cfs was available with the 40 hp pump. The Spencer Brothers purchased this property in 1999 and didn't submit these records with the returned form. They have also stated that the water was open discharged.

Information for Raft River Electric was submitted with the completed form. They got 772 gpm in 1986 and 753 gpm in 1982. Using the pumping levels that Raft River used into an open discharge with the 40 hp motor yeilds a maximum of 3.36 cfs.

June 1968 field exam for 43-02556
finds 75-hp well pump measured flow 3.59 cfs
SIV

MICROFILMED

SEP 07 2001

Idaho Department of Water Resources
Estimated Pumping Rate Documentation Form

Flow Analysis Performed by: [REDACTED]

Date: [REDACTED]

Page 2 of 3

Record ID	272	Measured Flow:	1.68 cfs
Water Right No.	A43-04090	Designed Flow:	
Name	Spencer Brothers	HP/Eff Flow:	
pod	16S24E12NENENE	Sprinkler Flow:	
year:	1982	Pivot/System Flow:	
Flow Measurement:	[REDACTED] gpm	=	1.68 cfs
Curve/Pump Design:	[REDACTED] gpm	=	
Horsepower / Efficiency Method			
Horsepower	[REDACTED] hp		
PWL	[REDACTED] ft		
Disch Psi	[REDACTED] psi		
Eff Estimate	[REDACTED] %		
TDH	0 ft		
OHP	hp		
Flow	gpm	=	
System Method:			
No Lines	[REDACTED]	Nozzle Equation: $Q = C \cdot A \cdot \sqrt{2 \cdot g \cdot h} / \sqrt{1 - r^4}$	
Birds per line	[REDACTED]	C=	1.00 Nozzle coefficient; typical 0.97 to 1.00
Ttl no nozzles	0	r=	0.0000 ft Nozzle radius
Nozzle size	[REDACTED] in	A=	0.00000 ft^2 Nozzle area
Nozzle pressure	[REDACTED] psi	h=	0 ft Head
Flow per nozzle	0.00 gpm	g=	32.2 ft/sec^2 Gravitational constant
Sprinkler Flow	0 gpm	Q=	0.000 cfs Flow per nozzle
Percent Leaks	[REDACTED] %	=	0.000 gpm Flow per nozzle
Total Flow	0 gpm	=	
Pivot / System rating	[REDACTED] gpm	=	

Comments / Data Supplied:

MICROFILMED

SEP 07 2001

Idaho Department of Water Resources
Estimated Pumping Rate Documentation Form

Flow Analysis Performed by: [REDACTED] Date: [REDACTED] Page 3 of 3

Record ID 272	Measured Flow:
Water Right No. A43-04090	Designed Flow:
Name Spencer Brothers	HP/Eff Flow: 3.36 cfs <--Max
pod 16S24E12NENENE	Sprinkler Flow:
year: 1951	Pivot/System Flow:
Flow Measurement: [REDACTED] gpm =	
Curve/Pump Design: [REDACTED] gpm =	
Horsepower / Efficiency Method	
Horsepower [REDACTED] hp	
PWL [REDACTED] ft	
Disch Psi [REDACTED] psi	
Eff Estimate 0.79 %	
TDH 83 ft	
OHP 31.6 hp	
Flow 1508 gpm = 3.36 cfs	
System Method:	
No Lines [REDACTED]	Nozzle Equation: $Q=C*A*\sqrt{2*g*h} / \sqrt{1-r^4}$
Birds per line [REDACTED]	C= 1.00 Nozzle coefficient; typical 0.97 to 1.00
Ttl no nozzles 0	r= 0.0000 ft Nozzle radius
Nozzle size [REDACTED] in	A= 0.00000 ft^2 Nozzle area
Nozzle pressure [REDACTED] psi	h= 0 ft Head
Flow per nozzle 0.00 gpm	g= 32.2 ft/sec^2 Gravitational constant
Sprinkler Flow 0 gpm	Q= 0.000 cfs Flow per nozzle
Percent Leaks [REDACTED] %	= 0.000 gpm Flow per nozzle
Total Flow 0 gpm =	
Pivot / System rating [REDACTED] gpm =	

Comments / Data Supplied:

MICROFILMED

SEP 07 2001

RECEIVED

APR 6 2000

272

Idaho Department of Water Resources
Adjudication Bureau

Department of Water Resources

December 6, 1999

Name: Spencer BrucePoint of Diversion: 16S 24E 12 NE NE NEClaim No(s): A43-04090

Data Submission for Estimating Well Pumping Capacity

This form is for documenting historic flow rate from a well based on available information including: flow measurements, pump curves or specifications, system characteristics such as motor horsepower, depth to water, discharge pressure, and irrigation system characteristics. The department is attempting to quantify the maximum rate of flow diverted and put to beneficial use in the years prior to November 1987.

If you have any questions regarding this data request, please contact either Scott King (208) 327-7897 or Cindy Bird (208) 327-5450. You may also dial the adjudication hotline (1-800-451-4129) and ask for Scott or Cindy. If you prefer to discuss these questions with us instead of completing the form, your call is welcomed. We can also be contacted by e-mail at sking@idwr.state.id.us and cbird@idwr.state.id.us

1) Rate of Flow measurements: 770 gpm (cfs or gpm)

Please give approximate date, person or entity performing measurement, description of measuring device and any other applicable data. Examples may include measurements made as part of an energy efficiency survey, which are often provided as a service through your electric utility.

770 gpm from Raft River Electric looking records
Pump test from 1951 show 2.5 cu ft/sec was available with a
40 hp pump. It was later changed to a 50 hp pump as that
water over the time, 14' static level no draw down open discharge, 16" water

2) Pump characteristic curves or specifications: Please include copy of pump curve, or state designed pumping capacity, rated flow and head, and approximate year of pump installation. Other helpful items may include the pump manufacturer, model number, and number of stages.

the pump was installed in 1951 - I couldn't locate any
information on design other than the well test & test data
it has always operated open discharge into a ditch.

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SEP 07 2001

3) Pumping system characteristics:

Diversion rate can be determined by using power, pumping lift, discharge pressure, and estimated pumping efficiency. If the system has changed over time, you can provide information for several system configurations.

Year	Well pump motor horsepower	Booster pump(s) motor horsepower	Depth to water, pump off (ft)	Depth to water, pump on (ft)	Discharge pressure (psi)
1951	40hp	—	14.5	14.5	
1999	50hp		14.5	14.5	Open

4) Irrigation System:

Please provide description of the water delivery system. State number of lines and birds, nozzle size, and operating pressure(s) of impact-type sprinkler systems; designed rated flow for pivot systems. As above, if various systems have been used through the years, provide year as well. Example:

1963 to 1974 – Well pump open discharges to ditches for flood irrigation using 50 siphons per set. Siphons were 1.5 inch diameter, 5 feet long.

1975 to 1984 – Six wheel lines with 32 birds per line, 5/32 inch nozzles operating at 60 to 70 psi at the sprinklers.

1985 to present – Eight tower center pivot with impact sprinklers and end gun, no corner catcher, designed for 1150 gpm. Also solid set hand lines in corners which operate separate of the pivot, operating a total of 250 birds per set, 9/64 inch nozzles operating at 65 to 75 psi at the sprinklers.

1951-1974 Open discharge to ditches for flood irrigation. In later years water was injected into a sprinkler system with a 75 hp pump - water was so-mixed with snow water from by well (A43-04089).

5) Other information:

Please also include any other information that you feel may indicate maximum historic diversion rate for your well.

Power consumption from Rock River Electric indicated that in the years 1932 755 gpm, 1936 7" gpm were used. I assume the other years were similar. We purchased this property in 1939 and used meter data from the electric company. The well test showed 2.5 cu ft available in 1951 as noted at the completion of the well.

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IDWR Power Conservation Coefficient Formu

PSI		Pumping Level	TDH
50	2.31	83	198.50
TDH			PCC
198.50	0.68	1.0235	298.77
KWH	PCC	AC/FT	
12,018	298.77	40.22	

CONSUMER NAME AND SVC# Spencers
SEASON 1986 3207

IDWR Power Conservation Coefficient Formu

KW			BHP	
42	1.35	0.91	51.60	
BHP			TDH	GPM
51.60	0.75	3960	198.50	772.01
KW		GPM	PCC	
42	5431	772.01	295.47	
KWH	PCC	Months	AC/FT	
12,018	295.47	1	40.67	
Acres	AC/FT	AC/FT Per AC		
9	40.67	4.52		

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SEP 07 2001

IDWR Power Conservation Coefficient Formu

PSI		Pumping Level	TDH
50	2.31	83	198.50
TDH			PCC
198.50	0.68	1.0235	298.77
KWH	PCC	AC/FT	
7,435	298.77	24.89	

CONUMER NAME AND SVC# Ward
SEASON 1982 3207

IDWR Power Conservation Coefficient Formu

KW			BHP	
41	1.35	0.91	50.37	
BHP			TDH	GPM
50.37	0.75	3960	198.50	753.62
KW		GPM	PCC	
41	5431	753.62	295.47	
KWH	PCC	Months	AC/FT	
7,435	295.47	1	25.16	
Acres	AC/FT	AC/FT Per AC		
0	25.16	ERR		

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SEP 07 2001

43-04089, -04090,
Chronology

1966 Well
drilled
NENE? 20%
300' deep

- 1951 - Well Drilled NENE, 16" d 200' deep, test 2.5 cfs
1962 - Application 43 2556, 25 cfs 1800 NENE SW 12 2150a
1968 - 1st Field exam. Flow measured, acreage not. 75-hp NENE
1973, Sept Amendment moving POD to SWNE
1973, Sept File Note: "NEVER well at NENE"
1973, Dec ReExam 185 acres and POD at NENE
1975, MAY Amendment, POD @ NENE, Reduced to 185 acres
1975, MAY Licensed, 25 cfs. 185 acres Nov 1962 priority
1978, Oct Filed 2 BU Claims 43-04089, 43-04090
and Application for Permit 43-07130

Findings.

Well at SWNE Claimed to exist in 1947, used in 1948.
But, not included in 1962 application, or ever mentioned
in either 1968 or 1973 exams, even after 1973 amendment
claiming this location.

We do have 1966 well log, but it describes **MICROFILMED**
different QQ. Also 1951 Well log for NENE **SEP 10 7 2001**

BU. Claims indicate the SWNE well used on
same lands as NENE well, so we would expect
the field exams to include this diversion.

- 2) Highest flow from NENE well measured at 3.59 cfs. 75-hp.
3) Claimed total of 365.5 acres. At 0.02 cfs/acre $\Rightarrow$ 7.31 cfs req'd.
NENE well has (or had) capacity of 3.59 cfs.

Current capacity likely < 2 cfs per RRE data.

Recommend 1966 priority
for 43-04089 claiming
this diversion. Not 1948

43-04089, 43-04090

SENE well

Pump test at 3.74 cfs w/ air in water
1971. Pump had design capacity of 4.90 cfs.

1986 & 1982 RRE estimates of flow about 3.98 cfs
Current (Spring 2000) design capacity about 3.34 cfs

Good evidence to support a historic capacity
of 3.72 cfs or more, which is adequate
to recommend 0.02 cfs/acre for both
PODs and 365.5 acres.

Steve King
October 2, 2000

MICROFILMED
SEP 07 2001

pull 4089
also

43-2556

7135

4090

~~Cartier~~ ~~Wicks~~

~~Boice~~

~~ETI Assoc~~

~~Cartier~~ ~~Beach~~

~~Chyamer~~

~~Disg~~

4090 Claim file # 165 24E 12 NE NE "Lower Well"
well drilled / used 1950 (have well log showing
3.6 cfs rate to 185-190 acres
or #2

Map claim also shows #1 well SWSW NE 12

Claim:	Original 2.90 cfs 145 acres 50-hp motor 16' Ø well 150' deep 50' column	HJ Claim 2.90 cfs 196 acres "all sources commingled", PPU
--------	--	---

2556

Application filed 1962
"well drilled 1957"
2.50 cfs, 215 acres

Sec 12, NENE

Existing rights: Ratt River, but not ~~adequate~~ ^{adequate}

Applied NOV, 1962

Amended Sept 73 to SWNE sec 12 ^{incorrect from 73 exam}
(maybe location of irrig change). 214 acres

Amended May 75 NENE 12

Per ~~Intercom~~ to 185 acres

Licensed May 75. Priority NOV 1962

MICROFILMED
2.5 cfs
SEP 07 2001

CAPACITY 3.59

NENE Sec 12 185 acres

have 2
well logs for
NENE in
13-7130 file.
dates 1951 & 1966

2556 File, Cont

Well Log NENE Sec 12

New well 20" Ø

Depth 300' SWL 25'

Water only in upper layer, 25-25'

Drilled
Aug 1966

9/1973 Note

Well never drilled in NENE 12

Field Exam June 68 - Unsigned.

NENE 12 ONLY POD

75-hp motor

10" discharge to flood

Measured 3.59 cfs w/ McCrometer
Acres?

Re-Exam 12-6-73 (cold?)

Funderburg

→ found: 185 acres

Measured 3.59 cfs ^{from 1st exam} ~~again~~

PD NENE 12

75-hp - well

75-hp - recycle (booster?) ^{re-lift}

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-7130 Filed Oct-1978

Application POD { SW NE 12 - 150' 16"
 { N E NE 12 - 300' 20"

2.95 cfs

"well existing, drilled 1947, used 1948"

147.6 acres

Feb 1979

(outside critical)

Conversion to sprinkler

Still Permit - NO EXAM.

drilled 1951

NE NE 12 well log, 16" 200' deep Test 2.5 cfs
NE NE 12 well log, 20" 300' deep 25' SWL drilled 1966

4089 Claim File Filed Oct '78

Attachment A: Well drilled 1947. Used 1948.

"Well #1" Primary supply for ranch

Well test over 8 cfs

Claiming 5.3 cfs Mar 1948 priorities

SW NE 1/2

"21" ϕ well 300ft deep, 150' column, 100hp"

365 acres $\Rightarrow$ 0.02 cfs/acre

Map for this & 4090 $\Rightarrow$ overlaps of land

AT Claim: SW NE 12 only POD, but

"2 wells with pumps"

5.3 cfs
MICROFILMED 365.5 acres

43-2490 (L) 2.28 cfs for 114 A = .02 cfs/acre
2-12-60 PD = NENE, S12, 16S 24E - well #5

43-2556 (L) = 2.5 cfs for 185 A = .0135 cfs/acre
11-2-62 PD = NENE, S12, 16S 24E - well #2

43-4089 (S) = 5.3 cfs for 265 A = .02 cfs/acre
PD = SW NE, S12, 16S 24E - well #1

43-4090 (S) = 2.9 cfs for 145 A = .02 cfs/acre
PD = NENE, S12, 16S, 24E - well #2

A 43-000474	RR - 2.0 cfs	I
A-43-00327	RR - 2.5	I
A 43-04150	CC - 3.0	I
A 43-2556	GW - 2.5	I
-4090	GW - 2.9	I
-4089	GW - 5.3	I
-7130	GW - 2.95	I

MICROFILMED

SEP 07 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

April 30, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SPENCER BROTHERS
HC 72 BOX 2418
MALTA ID 83342

RE: ASSIGNMENT OF PERMIT 43-07130

Dear Water Right Holder(s):

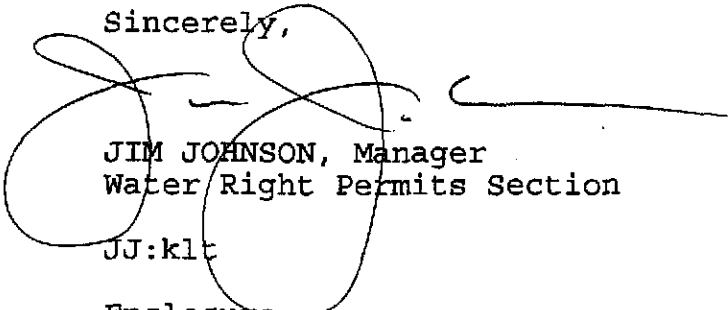
We acknowledge receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership. A computer generated report is enclosed for your information.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address **PRIOR** TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED

JUN 09 1999

MEMORANDUM

TO: FILE

FROM: TIM LUKE *TL*

RE: SWAN FALLS PROCESSING

DATE: 2/21/89

As per the direction of the Department's questionnaire, Mr. Ward has submitted additional evidence showing extent of use under the permit prior to 7/1/85. Evidence includes a detailed affidavit and several invoices for irrigation equipment and installation dating back to 1979.

As stated in a memo to the file dated 1/30/89, Mr. Ward had submitted an extension in 1983 and stated that approximately 60 acres had been completed and then submitted proof in 1988 on 99 acres. Ward stated in a phone conversation to me on 1/30/89 that the acreage claimed ~~was~~ being developed in the extension request was an approximation and the acreage claimed on the proof was somewhat overstated so as to provide insurance that all of the previously developed acreage would be included for licensing and that there had been no expansion since filing the original extension request. The proof which he was required to submit in December of 1988 was for the approximately 60 plus acres developed prior to 7/1/85. By submitting proof on only 99 acres, Ward understands that he is relinquishing a portion of the permit.

In summation, there is sufficient evidence in the file that indicates the portion of the permit for which proof was submitted was developed prior to 7/1/85 and therefore is exempt from further review of 42-203D. This file will be removed from the Swan Falls process list. The regional office should proceed with a field examination and prepare an examination report for the state office for licensing.

MICROFILMED

JUN 09 1999

Rec'd 2/21

1. Permit number 43-7130

- If yes, the Department requests that you submit evidence showing the extent of your development existing on July 1, 1985. Evidence should at least include aerial photos (for developments of five acres or more) which are signed and dated by a local ASCS representative. Other evidence may include power records, irrigation equipment records or receipts, and affidavits from persons who are knowledgeable of your operation and dates of past water use.

3. Are you still interested in developing or completing the development under your water right filing?
 Yes _____ No _____
 If no, please complete and return the attached relinquishment form.
 If yes, please submit the required \$20.00 readvertisement fee.
4. If you answered yes to question #3, please indicate the number of acres you intend to develop.

5. Remarks: _____

Harold Glen Ward
Permit holder

Date 2/17/89

Address: 7209 Kingston Dr
Boise, Idaho 83704

Phone (208) 376-7815

MICROFILMED

JUN 09 1999

AFFIDAVIT

I, Dwayne D. Ward of Almo, Idaho, hereby testify on February 13, 1989 that Harold Olen Ward purchased and installed a sprinkler system on land in Sections 6 and 7, Township 16S, Range 25E and Section 12, Township 16S, Range 24E Boise Meridian in the spring of 1979. The land is currently owned by Harold Olen Ward and Lorryne B. Ward. With the sprinkler system additional land was brought under irrigation using the water resource from the two existing wells being used to irrigate lands previously developed. The new irrigation development consisted of extending the irrigation area to higher lying lands and lands not readily accessible with the previous gravity irrigation system.

A part of the new irrigation development was cleared, plowed, seeded and irrigated by about 1981. Further expansion of the irrigation development continued into 1984. I reside on the ranch and personally observed the development described.

Dwayne D. Ward
Dwayne D. Ward
Almo, Idaho 83312

State Of Idaho
County of Cassia

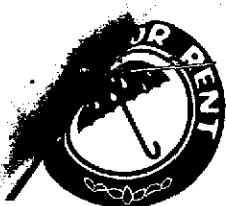
Subscribed and sworn to before me this 13 day of Feb. 1989

Ella L. Moore

Notary Public

MICROFILMED

JUN 09 1999



RAIN FOR RENT, INC.
P.O. BOX 326 PHONE (208) 438-5065
BURLEY, IDAHO 83318

9006 No. 9/ 3822
Date 6-20-79 19

CHARGE H. Olen Ward
TO 7209 Kingston Drive
Boise, Idaho 83704

CUSTOMER'S ORDER NO. LOCATION PAGE ONE OF TWO

RENTAL NO. SALE BILLED FROM TO

PAY FROM THIS INVOICE

QUANTITY	WOSCO PART NUMBER	DESCRIPTION	CODE	NEW USED	PRICE	UNIT	TOTAL
10,680 ft.	800094	3 x 40 Lat. CR Ames ABC (267)	191	n	1 14 ft.		12,175 20
267	710359	1 x 3/4 x 24 Risers		n			NC
267	800340	F33 Sprinklers 9/64 noz.		n			NC
1,350 ft.	916950	6 x 50 RWV (27)	191	n	2 02 ft.		2,727 00
27	710051	6 RLC		n			NC
1	710340	6 x8 AMFR		n			34 33
1	8037341	6 Surge End Plug		n			47 84
60 ft.	800390	12 x 20 IPS #125 (3)	191	n	4 93 ft.		295 80
1,440 ft.	800237	12 x 20 PVC #63 (72)	191	n	3 03 ft.		4,363 20
1,320 ft.	800306	10 x 20 PVC # 125 (66)	191	n	3 98 ft.		5,253 60
1,800 ft.	800196	8 x 20 PVC #125 (90)	191	n	2 54 ft.		4,572 00
40 ft.	800134	6 x 20 PVC # 125 (2)	191	n	1 74 ft.		69 60
31	804050	10 x 10 x 3 Tee w/rieser 11		n	52 60 ea.		1,630 60
38	803601	8 x8 x 3 Tee w/riser 36		n	46 76 ea.		1,776 88
2	801535	10 Elbow 45°		n	25 14 ea.		50 28
1	801401	10 x 8 Reducer		n			18 32
12	710173	3 ABC EP		n	6 27 ea.		75 24
12	710267	4 x 3 RVL ABC		n	38 14 ea.		457 68
1	679068	60 HP Short Coupled Turbine w/60 HP					
		Panel w/LASE, PH TWD Set & Wired					5,948 72
1	842000	Suction & Discharge		n			525 00
1	834200	Pump Sump w/overflow pit		n			427 50
4,740 ft.	800021	Trenching & Backfill 120'		n	29 ft.		1,374 60
4,740 ft.	800013	Installation Labor 120'			16 ft.		758 40
1,300 ft.	800109	4 x 50 RWV	191	n	1 38 ft.		1,794 00

INVOICE **3822**

TERMS: NET 30 DAYS A LATE CHARGE OF 1 1/2% PER MONTH (AN ANNUAL PERCENTAGE RATE OF 18%) WILL BE MADE ON PAST DUE ACCOUNTS. FREIGHT IS CHARGED FROM OUR YARD

SUB TOTAL

PAGE ONE

ANY DAMAGE OR LOSS TO THE DESCRIBED PROPERTY, OR TO OTHER PROPERTY (INCLUDING BUT NOT LIMITED TO CROP LOSSES), REGARDLESS OF CAUSE WHILE UNDER CUSTOMER'S POSSESSION OR CONTROL, SHALL BE CUSTOMER'S SOLE LIABILITY AND CUSTOMER WILL SAVE THIS COMPANY HARMLESS THEREON.

X OK CC

GOODS RECEIVED BY:

SALES TAX

of TWO

PAY THIS AMOUNT

ABOVE LISTED MATERIAL SUBJECT TO THE TERMS AND CONDITIONS LISTED ON THE REVERSE SIDE OF THIS FORM.



JECT TO THE TERMS AND



CONDITIONS LISTED ON THE

CUSTOMER COPY



RAIN FOR RENT, INC. PAUL BRANCH

97 9006

P.O. BOX 786

PHONE 438-5065

PAUL

ID. 83347

	DATE OF INVOICE	INVOICE NO.	CHARGES	CREDITS	BALANCE
PREVIOUS BALANCE					43,776.89
TERMS: NET 30 DAYS. A LATE CHARGE OF 1½% PER MONTH (AN ANNUAL PERCENTAGE RATE OF 18%) WILL BE MADE ON PAST DUE ACCOUNTS.	7/16/79			38,766.70	
	7/25/79	LATE CHG.*	75.15		
IF A FRIENDLY REMINDER---					
IF YOUR ACCOUNT IS OVERDUE.					
PLEASE MAIL REMITTANCE.					
120 DAYS	90 DAYS	60 DAYS	30 DAYS	CURRENT	LATE CHARGE
			5,085.34		*SEE ABOVE
					PAY THIS AMOUNT
					5,085.34

CASH AND RETURN WITH YOUR REMITTANCE



RAIN FOR RENT, INC. PAUL BRANCH

ID. 83347

P. O. BOX 786

PHONE 438-5065

PAUL

* REMIT TO *
* RAIN FOR RENT, INC. *
* P.O. BOX 2248 *
* BAKERSFIELD, CA 93303 *

H. OLEN WARD
7209 KINGSTON DR.
BOISE, ID 83704

9006

7/25/79

CUSTOMER NO.

DATE

BRANCH 97

5,085.34

MICROFILMED

JUN 09 1999



RAIN FOR RENT of Idaho, Inc.

P. O. BOX 326

BURLEY, IDAHO 83318

HIGHWAY 27

PAUL, IDAHO 83347

PHONE (208) 438-5065

August 9, 1979

H. Olen Ward
7209 Kingston Drive
Boise, Idaho 83704

Dear Mr. Ward:

Thank you for your letter of August 6, 1979, and your check for \$1999.61. We apologize for the delay in completing the construction and finalizing the paper work. We appreciate your patience.

We enjoyed working with you on this project and hope to be considered as a supplier again in the future.

Sincerely,

Gary Christensen
Manager

kac

MICROFILMED

JUN 09 1999

MEMORANDUM

TO: FILE

FROM: TIM LUKE *TL*

RE: PERMIT 43-7130

DATE: 1/30/89

Mr. Ward phoned today in response to our Swan Falls letter of 1/30/89 and we reviewed the chronology of events related to this file.

In December of 1983, Mr. Ward filed an Extension of Time Request and stated that about 60 acres had been developed. In December of 1988, Mr. Ward submitted proof on 99 acres (proof was due 1/1/89). He stated that the 99 acres may have been overstated somewhat since he was not sure of the exact amount of acreage developed. The 60 acres referenced in the extension request was also an estimate at that time. Ward stated, and the file confirms that the acreage under this permit is an extension of previously irrigated land under older and existing wells referenced in groundwater claims. He was able to pick up these lands as a result of converting from gravity to sprinkler irrigation. He stated that the approximate 99 acres which he is proving up on were all developed prior to 7/1/85.

I explained that he would nonetheless need to submit some further evidence showing extent of use. He agreed that he would provide what ever information he could, but added that he did not think the ASCS had aerials for this area.

No further action will be taken until completing evaluation of the additional information which Ward said he will submit within the requested time frame.

RECORDED

FEB 08 1989



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 30, 1989

RE: PERMIT NO. _____

Dear PERMIT HOLDER:

Due to the Swan Falls litigation, development proposed by the enclosed permit may have been delayed. The Department is presently reviewing the permit and may authorize completion of development proposed under the permit.

The purpose of this letter is to determine: (1) the extent of development under the permit, and (2) your continued interest in developing or completing development under the permit.

Enclosed are two forms which will help the Department expedite the reprocessing of the permit.

Please complete and return the enclosed questionnaire if you wish to continue with your plans of development or have completed all or a portion of your development before July 1, 1985.

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

If the entire project was not completed prior to July 1, 1985, 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 4,2,3. 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 cancel the permit.

If the incomplete portion of your project is for irrigation of more than 200 acres, the Department will issue a notice requesting additional information as required by Water Appropriation Rule 4.5. (copy enclosed).

MICROFILMED

FEB 08 1989

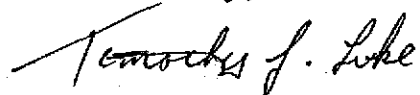
Page 2

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 permit is enclosed. The permit number is shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Agent

Enclosures

MICROFILMED

FEB 08 1989

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 43 - 7130

Date: 12.29.88

General Considerations:

Y Name same as permit
Y Signature the same as permit holder
N Address change _____ If yes, prepare a data entry
Y Proof received timely
_____ Reinstated

Source of Water:

_____ Surface water
Y Groundwater
 Y 1. well log in file
 N/A 2. drilling permit
 _____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

Y Rate of diversion appropriate for uses
 Y Is rate or volume and fee appropriate?
Y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

Y Is a measuring device or access port required?
Y Has one been installed?
N/A Waiver or modification of measuring device requested

Remarks:

Proof acceptable

N/A

Priority Calculation:

Date proof received _____

Date proof due _____

No. of days late _____

Priority date _____

NEW PRIORITY DATE _____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

To: File 43-7130

From: Groundwater Protection

Date: 12/27/88

Drilling Permit: X Not Applicable
Found and in file
Not Found

Well Drillers Report:

7 Not found, due to reported age of well
probably not available
0 Found and is in file
Not found

Follow-up

Request from permit holder the well
drillers report and/or the name of the
well driller, *and date drilled.*
Ask permit holder when well was drilled
and notify holder of drilling permit
requirement if after July 01, 1987.

*File in dicates wells are
O / d.*

*These logs may be
for one or two of the
wells.*

No further action recommended

RECEIVED

JB FEB 08 1989

REPORT OF WELL DRILLER State of Idaho

State law requires that this report shall be filed with the State Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:

Name Barry H. Hart

Address Almo, Idaho

Owner's Permit No. 292

NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: irrigation

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Dug ☐ Other ☐

CASING SCHEDULE: (explain) Threaded ☐ Welded ☒

20" Diam. from 0 ft. to 227 ft.

"Diam. from 0 ft. to 10 ft.

"Diam. from 10 ft. to 25 ft.

"Diam. from 25 ft. to 35 ft.

Thickness of casing: 4 in. Material: steel

Steel ☒ concrete ☐ wood ☐ other ☐

PERFORATED? Yes ☒ No ☐ Type of perforator used: gun

Size of perforations: 1/2" by 1/2"

perforations from 10 ft. to 227 ft.

perforations from 0 ft. to 10 ft.

perforations from 10 ft. to 25 ft.

perforations from 25 ft. to 35 ft.

perforations from 35 ft. to 227 ft.

WAS SCREEN INSTALLED? Yes ☐ No ☒

Manufacturer's name Wells Model No. 227

Type slot Slot size 1/2 in. Set from 0 ft. to 227 ft.

Diam. 20 in. Slot size 1/2 in. Set from 0 ft. to 227 ft.

CONSTRUCTION: Well gravel packed? Yes ☐

No. ☐ size of gravel 1/2 in. Gravel

placed from 0 ft. to 227 ft. Surface seal

provided? Yes ☐ No ☐ To what depth?

0 ft. Material used in seal: none

Did any strata contain unusable water? Yes ☐

No. ☒ Type of water: artesian

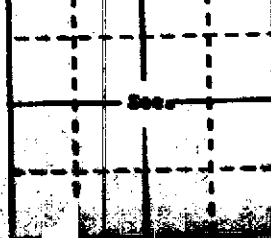
Depth of strata 0 ft. Method of sealing

strata off: none

Surface casing used? Yes ☐ No ☐

Cemented in place? Yes ☐ No ☐

Locate well in section



Size of drilled hole: 20 in. total
depth of well: 200 ft. Standing water
level below ground: 25 ft. Temp. 50
Fahr. Test delivery: 50
or cfm Pump? ☐ Gall ☐
Size of pump and motor used to make test:

Length of time of test: 1 hr. 15 min.
Drawdown: 0 ft. Artesian pressure: 0 ft.
above land surface Give flow 0 cfs
or gpm. Shut-off pressure: 0
Controlled by: Valve ☐ Cap ☐ Plug ☐
No control ☐ Does well leak around casing?
Yes ☐ No ☐

DEPTH	MATERIAL	WATER
FROM TO		YES OR NO
0 10	Gravel	Yes
10 25	Gravel	Yes
25 35	Gravel	Yes
35 45	Gravel	Yes
45 75	Gravel	Yes
75 100	Gravel	Yes
100 125	Gravel	Yes
125 135	Gravel	Yes
135 140	Gravel	Yes
140 150	Gravel	Yes
150 155	Gravel	Yes
155 170	Gravel	Yes
170 175	Gravel	Yes
175 185	Gravel	Yes
185 200	Gravel	Yes
200 227	Gravel	Yes

Work started: March 21, 1966
Work finished: March 21, 1966
Well Driller's statement: This well was
drilled under my supervision and this report
is true to the best of my knowledge.
Name: Barry H. Hart
Address: Almo, Idaho
Signed by: Barry H. Hart
Date: March 21, 1966

FEB 08 1969

WELL LOG AND REPORT OF THE STATE RECLAMATION ENGINEER OF IDAHO

RECEIVED
JAN 12 1934
DEPARTMENT OF RECLAMATION

Permit No. 3-30797 Well No. _____ County Cassia
Owner Deane P. Ward
Address Almo Idaho
Driller Dean E. Rogers
Address Malta Idaho
Well location NE 1/4 NE 1/4 Sec. 12 T. 16 S. 24 R. 16 W.
Size of drilled hole 16"

Locate well in section

NW 1/4	NE 1/4
SW 1/4	SE 1/4

Total depth of well 200

Give depth to standing water from the ground 14 Water temp. _____ °Fahr.

On "Pumping Test" delivery was _____ g.p.m. or 2.5 c.f.s. Drawdown was _____ feet.

Size of pump and motor used to make test 1/2 HP

Length of time of test 5 hours _____ minutes.

If flowing well, give flow _____ c.f.s. or _____ g.p.m. and of shut off pressure _____

If flowing well, described control works _____

(TYPE AND SIZE OF VALVE, ETC.)

Water will be used for Irrigation

Weight of casing per lineal foot _____

Thickness of casing 5/16" Casing material steel pipe

(STEEL, CONCRETE, WOOD, ETC.)

Diameter, length and location of casing 16" — 200' deep

(CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER;
CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER)

CASING RECORD

Diam. Casing	From Foot	To Foot	Length	Remarks—seals, grouting, etc.

Number and size of perforations 2560 1" x 6" located From 14 feet to 200 feet from ground

Date of commencement of work _____ Date of completion _____

RECEIVED
JAN 12 1934
DEPARTMENT OF RECLAMATION

WELL LOG

From Foot	To Foot	Type of Material	Water-bearing Formation Abb. Yes or No	Quality Particulars Abb. Yes or No
0	6	topsoil		
6	20	gravel		
20	55	silt		
55	63	gravel		
63	72	clay		
72	80	gravel & Sand		
80	81	clay		
81	90	gravel and sand		
90	100	clay		
100	105	gravel		
105	127	clay		
127	135	gravel		
135	137	clay		
137	141	silt		
141	144	gravel		
144	148	gravel and sandstone		
148	150	clay		
150	160	gravel		
160	178	clay and sand (mostly clay)		
178	185	gravel		
185	200	clay		

WILL DOLLER'S STATEMENT

This was dictated under my supervision and the above information is true and correct to the best of my knowledge and belief.

Wm. E. Rogers

_____ 19____

Inventory No. 80

MURKIN

FEB 08 1964

HAROLD OLEN WARD
LORRAYNE B. WARD
7209 KINGSTON DRIVE
BOISE, ID 83704

October 31, 1988

138688

PROOF DUE NOTICE

RE: PERMIT NO. 43-07130

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 January 1, 1989. (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

MICROFILMED

FEB 08 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

SEPTEMBER 1, 1985

DEAR PERMIT HOLDER:

ACCORDING TO OUR RECORDS, YOU ARE THE HOLDER OF A WATER PERMIT ON WHICH PROOF OF BENEFICIAL USE OF WATER WAS NOT SUBMITTED BEFORE JULY 1, 1985, WHICH INDICATES YOUR PROJECT IS NOT COMPLETE. THEREFORE, YOU NEED TO BE AWARE OF CHANGES IN IDAHO LAW, EFFECTIVE JULY 1, 1985, WHICH IMPACT ALL WATER PERMITS ISSUED BY THIS DEPARTMENT.

SPECIFICALLY, PURSUANT TO SECTION 42-203D, IDAHO CODE, THE DEPARTMENT MUST REVIEW ALL PERMITS FOR WHICH DEVELOPMENT OF WATER USE WAS NO COMPLETED ON OR BEFORE JULY 1, 1985, TO DETERMINE IF THEY MEET THE NEW REQUIREMENTS OF CHAPTER 2, TITLE 42, IDAHO CODE. RULES AND REGULATIONS GOVERNING THE RE-EVALUATION OF PERMITS ARE NOT YET FINALIZED. HOWEVER, IF YOU COMPLETED THE DEVELOPMENT UNDER YOUR PERMIT BEFORE JULY 1, 1985, YOU SHOULD SUBMIT A PROOF OF BENEFICIAL USE STATEMENT, STATING THAT THE PROJECT WAS COMPLETED BEFORE JULY 1, 1985 SO THAT YOUR PERMIT WILL NOT BE SUBJECT TO THE REVIEW REQUIREMENTS OF SECTION 42-203D, WHICH READS AS FOLLOWS:

42-203D. REVIEW OF PERMITS - OPPORTUNITY FOR HEARING. - (1)THE DEPARTMENT SHALL REVIEW ALL PERMITS ISSUED PRIOR TO THE EFFECTIVE DATE [JULY 1, 1985] OF THIS SECTION, EXCEPT TO THE EXTENT A PERMIT HAS BEEN PUT TO BENEFICIAL USE PRIOR TO JULY 1, 1985, TO DETERMINE WHETHER THEY COMPLY WITH THE PROVISIONS OF CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PROPOSED USE DOES NOT SATISFY THE CRITERIA OF CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL EITHER CANCEL THE PERMIT OR IMPOSE THE CONDITIONS REQUIRED TO BRING THE PERMIT INTO COMPLIANCE WITH CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PERMIT SATISFIES THE CRITERIA ESTABLISHED IN CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL ENTER AN ORDER CONTINUING THE PERMIT.
(2)THE DEPARTMENT SHALL PROVIDE AN OPPORTUNITY FOR HEARING IN ACCORDANCE WITH SECTION 42-1701A, IDAHO CODE, AND SECTIONS 67-5209 THROUGH 67-5215, IDAHO CODE, FOR EACH HOLDER OF A PERMIT THAT IS PROPOSED EITHER TO BE CANCELLED OR MADE SUBJECT TO NEW CONDITIONS.

YOU MAY OBTAIN PROOF OF BENEFICIAL USE FORMS FROM THE DEPARTMENT. IF YOU HAVE ANY QUESTIONS, PLEASE LET US KNOW.

SINCERELY,

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

MICROFILMED

FEB 08 1989

January 18, 1984

Harold O. and/or Lorraine B. Ward
7209 Kingston Drive
Boise, ID 83704

Dear Mr. and Mrs. Ward:

Re: Permit No. 43-7130

Enclosed is a copy of the approved request for extension of time. The time within which to submit the statement of beneficial use postcard is extended to January 1, 1989.

In connection with the development of a water right under this permit, the Department wishes to call to your attention an Idaho Supreme Court decision issued in November 1982 which likely could affect your future use of water.

The decision in the case of Idaho Power Company vs the State of Idaho, et al stated in part that Idaho Power Company's use of water for power generation purposes at the Swan Falls dam on the Snake River is not subordinated to upstream depletion by later-in-time uses. The question of whether Idaho Power's 8,400 cfs water right at Swan Falls dam has been diminished by subsequent development, however, was remanded back to district court for determination. The findings of the district court could restrict water availability or require compensation to Idaho Power Company for uses developed later in time than Idaho Power Company's water right at Swan Falls dam.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

STAFF REVIEW OF REQUESTS FOR EXTENSION OF TIME

Permit Number 43-7130

- Y Date received stamp
- Y Fee received and receipted
- Y Name on request same as on permit
- Y Address same as on permit
- Y Proof due date within six months of due date
- Y Signature same as permit
- Y Source of water the same
- N Permit holder named in Swan Falls lawsuit
- Y Proceed diligently
- N Is delay caused by litigation:

Date lit. completed _____

Date lit. began _____

Period of delay _____

New proof due date _____

ACTION: *Recommend approval of extension request for five years for due diligence*

N Does the permit need reinstated:

Extension received _____

Proof due date _____

Days late _____

Priority date _____

Adjusted priority date _____

Y Is there commencement of works?

71 Cover letter

_____ Coding sheet

_____ Rolodex card updated and refiled

Reviewed by *[Signature]* Date: _____

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

EXTENSION OF TIME

December 27, 1983

Harold Olen &/or Lorrayne B. Ward
7209 Kingston Drive
Boise, ID 83704

PERMIT NO. 43-7130

We are in receipt of the \$15 extension fee for Extension(s) of Time to provide additional time in which to submit proof of beneficial use on a water right permit.

Your request for extension(s) of time is being reviewed by staff. You will be informed of our decision when review has been completed.

Enclosed is our receipt No. 33661.

Roberta Garrett
Records Supervisor

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138137

WARD, HAROLD OLEN & LORRAYNE B.
7209 KINGSTON DRIVE
BOISE, ID 83704

PROOF DUE NOTICE

OCTOBER 31, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 43-7130 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JANUARY 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH 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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A 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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 43-7130
Name(s) of Permit Holder(s): Harold Olen Ward
Post Office Address: 7209 Kingston Dr., Boise 83704
Tel. No. _____

☒ I hereby certify that construction of diversion works for the above referenced permit began on Prior to 1960 (date) and that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is not an acceptable reason.

7/6/82
Date

Harold Olen Ward
Signature of Permit Holder

PLACE
STAMP
HERE

MICROFILMED

FEB 08 1989



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

REFILED

JUL 6 1988

Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

February 9, 1979

Re: Permit No. 43-7130

Harold Olen &/or Lorraine B. Ward
7209 Kingston Drive
Boise, Idaho 83704

Dear Mr. or Mrs. Ward:

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note the special condition requiring you to install an access port or other device to provide for the installation of measuring equipment by the Department. The Department will provide specifications for the installation to you.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosure

*Access port
letter sent 8/9/79
Larry Byington*

Microfilm

STAFF REVIEW - STATE OFFICE

- | | |
|---|--|
| 1. <u>✓</u> Name vs. Signature | 7. <u>N/A</u> Place of Use for other than irrig. |
| 2. <u>W</u> Source | 8. <u>142.6</u> Place of Use for irrigation (add acres) |
| 3. <u>2</u> Point of Diversion | 9. <u>App</u> Property Owner at Pt. of Div. & Pl. of Use |
| 4. <u>✓</u> Amnt. & Period of Use | 10. <u>✓</u> Map |
| 5. <u>✓</u> Descrip. of Diverting Wrks. | 11. <u>55</u> Fee & Rec't. No. |
| 6. <u>5</u> Time req. for Proof of B/U | |

Copies Sent To:

NO Idaho Health Department
/ Idaho Fish & Game Dept.
/ Bureau of Land Management

NO U.S.F.S.
/ Dept. of Lands
/ Other

Note! This application is located in the Yost Almo sub-basin

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes ✓ no

Other rights on same land None from same source

Withdrawals of all protests received N/A yes no

Conditions:

ID Power Co. Letter - Snake R. NO
 ID Power Co. Letter - G.W. & Tribs. NO
 Snake River Condition NO
 Payette River Letter NO
 Priority Date 10/6/78
 Water Quality #16 NO
 Water Quality #10 NO
 intrastate NO interstate NO

Meas. Dev. or Sc. Meas. Yes
 Totalizing meter NO
 Supplemental NO
 Right-of-Way Cond. NO
 Watermaster Cond. NO
 Wtr. Dist No. NO
 Meas. Dev. Cond. for apps within a Water Dist. NO

Jin
 Reviewer
1/30/79
 Date

MEMORANDUM

TO: File, 43-7130
FROM: Dave Tuthill *DET*
SUBJ: Availability of Water for Appropriation
DATE: Feb. 7, 1979

This application is for appropriation of groundwater within the Yost-Almo Sub-basin. Estimated water available is 16,900 AFA. As shown in the attached tabulation, approved permits for this water account for some 16,786 AFA at 3.5 AFA per acre.

Past documentation indicates that for groundwater pumping in the Elba and Yost-Almo areas we have used a consumptive use figure of 1.5 AFA per acre as the annual irrigation requirement.* This figure is quite low considering the losses due to evaporation and runoff. However, some value less than 3.5 AFA per acre should be used. We have initiated a study to determine a more accurate consumptive use value.

In the meantime, we can assume that the value will be somewhere between 1.5 and 3.5 AFA per acre. Even if the value were as high as 3.42, the 16,900 AFA available would provide for the approval of this permit application. Since we anticipate a value between 2 and 3 AFA, this permit should be approved.

* see memos in the Elba, Yost-Almo File

Applications RECEIVED IN YOST - A/MO AREA

Permit Number	Date Received	Date Approved	AMT # IN AC-FT/AC	Accum 1.5 AC-FT AC	Source	Beneficial Use	3.5AF/AC	ACCUM. 3.5AF/AC
43-7081		1-13-78	325	325	G.W.	STK IRR.	754	754
43-7082		"	365	690	"	"	843	1597
43-7085		"	120	810	"	IRR.	280	1877
43-7086		"	540	1350	"	"	1085	2962
43-7087		"	360	1710	"	"	840	3802
43-7089		"	1380	3090	"	"	2765	6567
43-7090		"	240	3330	"	"	560	7127
43-7096		"	242	3572	"	"	564	7691
43-7097		1-29-78	221	3793	"	"	516	8207
43-7101		"	348	4141	"	STK IRR.	525	8732
43-7104		12-27-77	425	4566	"	"	980	9712
43-7106		1-29-78	301	4867	"	Dom IRR.	1584	11296
43-7109		"	300	5167	"	STK IRR.	700	11996
43-7110		"	1	5168	SPRING	STK	2	-
43-7111		3-21-78	366	5534	G.W.	IRR.	854	12850
43-7112		"	241	5775	"	"	562	13412
43-7113		"	246	6021	"	"	574	13986
43-7117		5/3/78	480	6501	"	STK IRR.	1120	15106
43-7118	2-21-78	5-3-78	4	6506	G.W.	STK		
43-7119	2-21-78	5-3-78	720	7225	"	IRR.	1680	16786
43-7130	10-6-78		221	7442	"	IRR.	517	17303

Estimated Water Available 16,900 A.F.

* Estimated use equals 1.5 acre feet/acre.

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

AB 10-24

Application No. 43-7130 -Harold O./Lorrayne Ward

- ☒ Source
- ☒ Point of Diversion
- ☒ County
- ☒ Quantity of Water and Period of Use
- ☒ Description of Diverting Works
- ☒ Time required for B/U of water
- ☒ Place of Use or Acres Irrigated
- ☒ Map ?
- ☒ Signature
- ☒ Fee

(1) AB 10-24

In form to receipt

(2) _____

Send Copies to:

- _____ Idaho State Health Department
- _____ Idaho Fish and Game Department
- _____ Bureau of Land Management

(3) _____

- _____ Request Special Use Permit from U.S.F.S.
- _____ Request Easement from B.L.M.
- _____ Request Information from Applicant

(4) JS 11-1-78

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) ADM 12-7-78

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) ADM 12/7/78

Affidavit of Publication received(date) Nov. 30, 1978

(12) mwp 11/1/78

Final date for protests 11/24/78
Protests received: yes _____ no _____

(13) ADM 12/7/78

All requested information received from agencies or applicant: yes ☒ no _____

(14) ADM 12/7/78

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority

_____ Reason for Reduction _____

☒ Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District Southern

By ADM Date 12-7-78

RECEIVED

DEC 08 1978

Department of Water Resources

DEPARTMENT OF WATER RESOURCES
Southern Region

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

NOVEMBER 1, 1978

South Idaho Press
P.O. Box 190
Burley, Idaho 83318

Gentlemen:

Enclosed you will find a legal notice 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. IN ORDER TO RECEIVE PAYMENT, THE FOLLOWING CERTIFICATION MUST APPEAR ON THE BILL:

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

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before NOVEMBER 24, 1978.

Yours truly,

Mary A. Hill
Secretary

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

43-2130-

Name: WARD, HAROLD OLEN &/or LORRAYNE B.

Address: 7209 KINGSTON DRIVE, BOISE, ID 83704

Source: GROUND WATER

Date Filed: 10/06/1978

County: CASSIA

Amount: 2.95 CFS

Point of Diversion: SWNE NENE S12 T16S R24E

Use: IRRIGATION from 03/15 to 11/15

Place of Use: NWNE NENW NWNW SWNW S07 T16S R25E SWSW SESW SWSE SESE
S06 T16S R25E NENE NWNE SWNE S12 T16S R24E FOR 148 ACRES

Means: WELL AND PUMP

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 on or before

C. STEPHEN ALLRED NOVEMBER 24, 1978.

Director

Published in the South Idaho Press
on November 7, 1978 and November 14, 1978.

RECORDED

78-482

**NOTICE OF APPLICATION
FOR WATER RIGHT**

Notice is hereby given that the following application has been submitted for permit to appropriate the public waters of the State of Idaho:

43-7130

Name: Ward, Harold Olen &/or Lorryne B. Address: 7209 Kingston Drive, Boise, ID 83704. Source: Groundwater. Date Filed: 10/06/1978. County: Cassia. Amount: 2.95CFS. Point of Diversion: SWNE NENE S12 T16S R24E. Use: Irrigation from 03/15 to 11/15. Place of Use: NWNE NENW NWNW SWNW S07 T16S R25E SWSW SESW SWSE SESE S06 T16S R25E NENE NWNE SWNE S12 T16S R24E for 148 acres. Means: Well and Pump.

If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 on or before December 8, 1978.

C. STEPHEN ALLRED
Director

Published in the South Idaho Press
on November 21 & 28, 1978.



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

October 26, 1978

Harold O. &/or Lorrayne B. Ward
7209 Kingston Drive
Boise, Idaho 83704

Re: Application for Permit No. 43-7130 and Claim to a Water Right
Nos. 43-4089 and 43-4090

Dear Mr. & Mrs. Ward:

Enclosed is your receipt No. 12602 for check No. 92-146 in the amount of \$85.00 and check No. 92-155 in the amount of \$10.00 for the above referenced Application for Permit and Claim to a Water Right which were received in this office October 6, 1978.

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

Sincerely,

Mary A. Hill
Secretary

for

Loren O. Holmes
Southern Region Supervisor

Encl:

RECEIVED
OCT 27 1978
TWIN FALLS, IDAHO



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

October 16, 1978

Mrs. Lorryne B. Ward
7209 Kingston Drive
Boise, Idaho 83704

Dear Mrs. Ward:

We have received your two claims and an application for a well permit.

As I told you last week on the telephone, we will process your application and one claim with the filing fee you submitted. The second claim can be processed when we receive an additional \$10.00. I have checked with our Boise office and found out that your claims are acceptable even though only Mr. Ward signed them; advising you otherwise was my error.

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

Sincerely,

James E. Stanton

James E. Stanton
Senior Water Resource Agent

JES:marya

10/20/78

Sherl L. Chapman

CONSULTANT

4706 FAIRVIEW AVENUE / BOISE, IDAHO 83704 / PHONE 375-6131

RECEIVED

October 4, 1978

OCT 6 1978

Department of Water Resources
Southern District Office

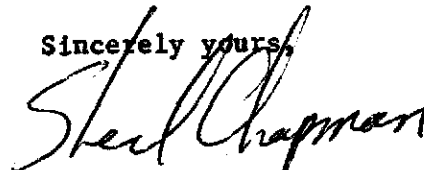
Mr. Loren Holmes, Regional Supervisor
Department of Water Resources
1041 Blue Lakes Blvd., North
Twin Falls, Idaho 83301

Dear Loren:

Enclosed you will find two claims to water right and one application for permit in behalf of Harold Olen and Lorrayne B. Ward. The claims are for water diverted in 1948 and 1950 for irrigation of certain lands in Cassia County, and the application for permit is for land to be irrigated with water from the same two wells as noticed on the claims. It is the intent of the applicant that water for lands listed under the claim with a priority date of July 1, 1950 be considered as supplemental to the claim for diversion of water from the well with a priority date of March 15, 1948. There is no intent to divert water in excess of one miners inch per acre as limited by Idaho statute.

If you have any questions regarding these claims or the application, please feel free to contact me at any time.

Sincerely yours,



Sherl L. Chapman
Consultant

SLC:kje
cc:Mr. Harold Ward

Sherl L. Chapman
CONSULTANT

4706 FAIRVIEW AVENUE / BOISE, IDAHO 83704 / PHONE 375-6131

October 4, 1978

Mr. Loren Holmes, Regional Supervisor
Department of Water Resources
1041 Blue Lakes Blvd., North
Twin Falls, Idaho 83301

Dear Loren:

Enclosed you will find two claims to water right and one application for permit in behalf of Harold Olen and Lorrayne B. Ward. The claims are for water diverted in 1948 and 1950 for irrigation of certain lands in Cassia County, and the application for permit is for land to be irrigated with water from the same two wells as noticed on the claims. It is the intent of the applicant that water for lands listed under the claim with a priority date of July 1, 1950 be considered as supplemental to the claim for diversion of water from the well with a priority date of March 15, 1948. There is no intent to divert water in excess of one miners inch per acre as limited by Idaho statute.

If you have any questions regarding these claims or the application, please feel free to contact me at any time.

Sincerely yours,

Sherl L. Chapman
Sherl L. Chapman
Consultant

SLC:kje
cc:Mr. Harold Ward