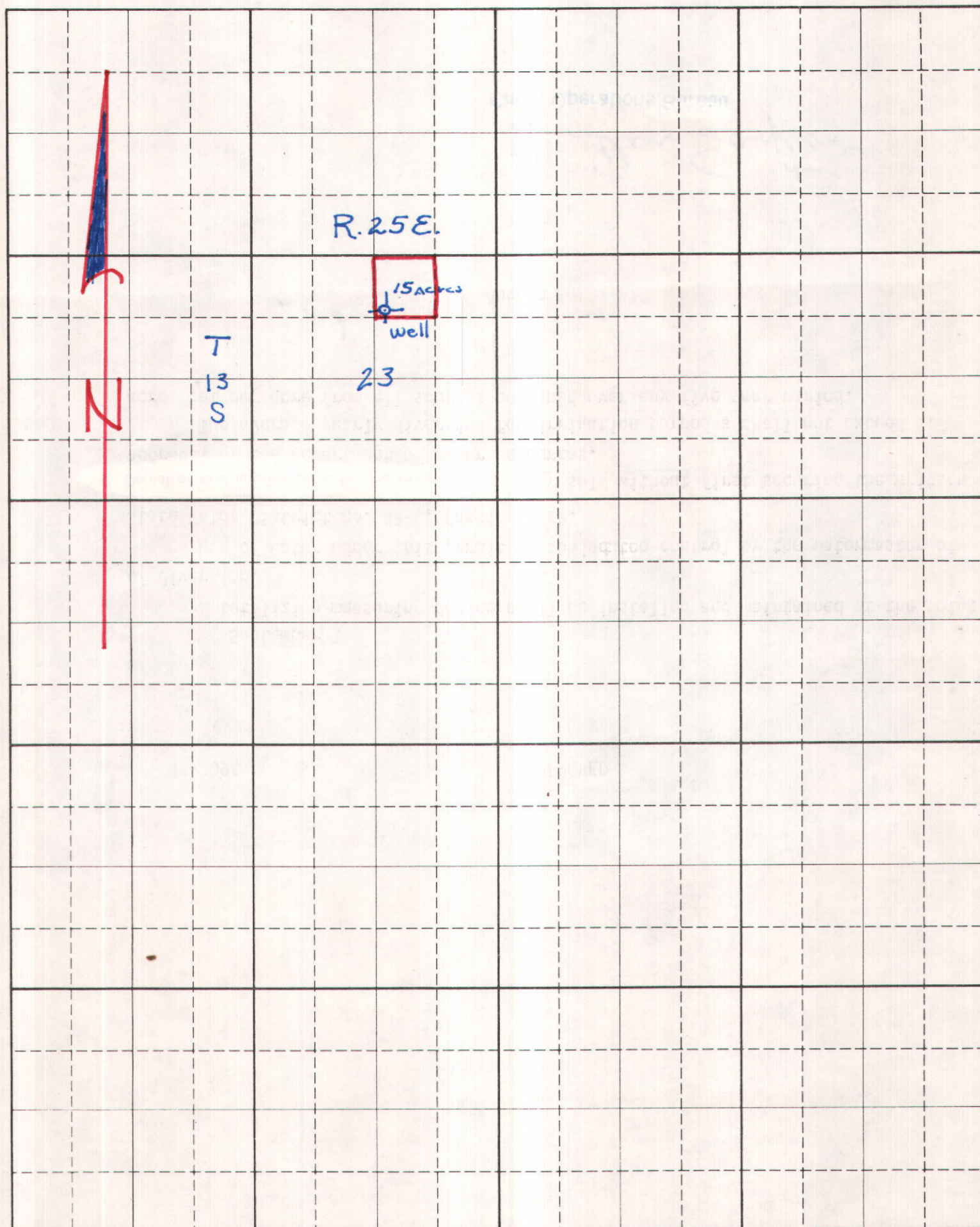


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

James O. Ward Jr.
(Applicant)

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 43-7094 Priority July 22, 1977 Amount 0.10 cfs

THIS IS TO CERTIFY, that George O. Ward, Jr.
of Burley, Idaho, has complied with the terms and conditions of Permit
No. 43-7094 issued pursuant to Application for Permit dated July 22, 1977,
and has submitted proof to the Department of Water Resources on January 28, 1981,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.10 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u>	at <u>0.10</u> cfs and	<u>15.0</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.10 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
15.0 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 23,
Twp. 13S, Rge. 25E in the County of Cassia

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
13S	25E	23		5															5

Total number of acres irrigated 5

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 24 day of
December, 1981.

Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
REQUEST FOR EXTENSION OF TIME

RECEIVED

To provide additional time in which to submit
proof of beneficial use on a water right permit

JUL 23 1979

Department of Water Resources

George O. Ward, Jr. of 710 West 20th Street, Burley, ID 83318
(Name) (Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Waters of the State of Idaho No. 43-7094.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before September 1, 19 79.

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

Drilled a well & irrigated 7 acres

Costing \$ _____

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: Application was inadvertently made for one year instead of 5

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to September 1,, 19 83.

George O. Ward Jr.
(Signature)*

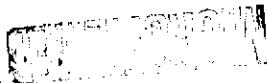
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit proof of beneficial use of water is extended to September 1, 1983.

Signed this 12th day of September, 19 79.

L. Glen Saxton
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region Office
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301



Department of Water Resources
373 West Franklin
Boise, Idaho 83720

Identification No. _____

Application No. 43-7094

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

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

1. Name of applicant Geo. O. Ward Jr. Phone: 678-0057
post office address 710 West 20 st. Burley, Idaho.
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 23 Township 13S.
Range 25E B.M. Cassia County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount .30 cfs for Irrigation purpose from March 15 to November 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. .30 cfs. cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, motor, pump, &
Sprinkler System.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 8 inches; proposed depth of well is 200 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ 4,000⁰⁰.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

RECORDED
INDEXED

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
13S	25 E	23		15															15

Total number of acres to be irrigated 15

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

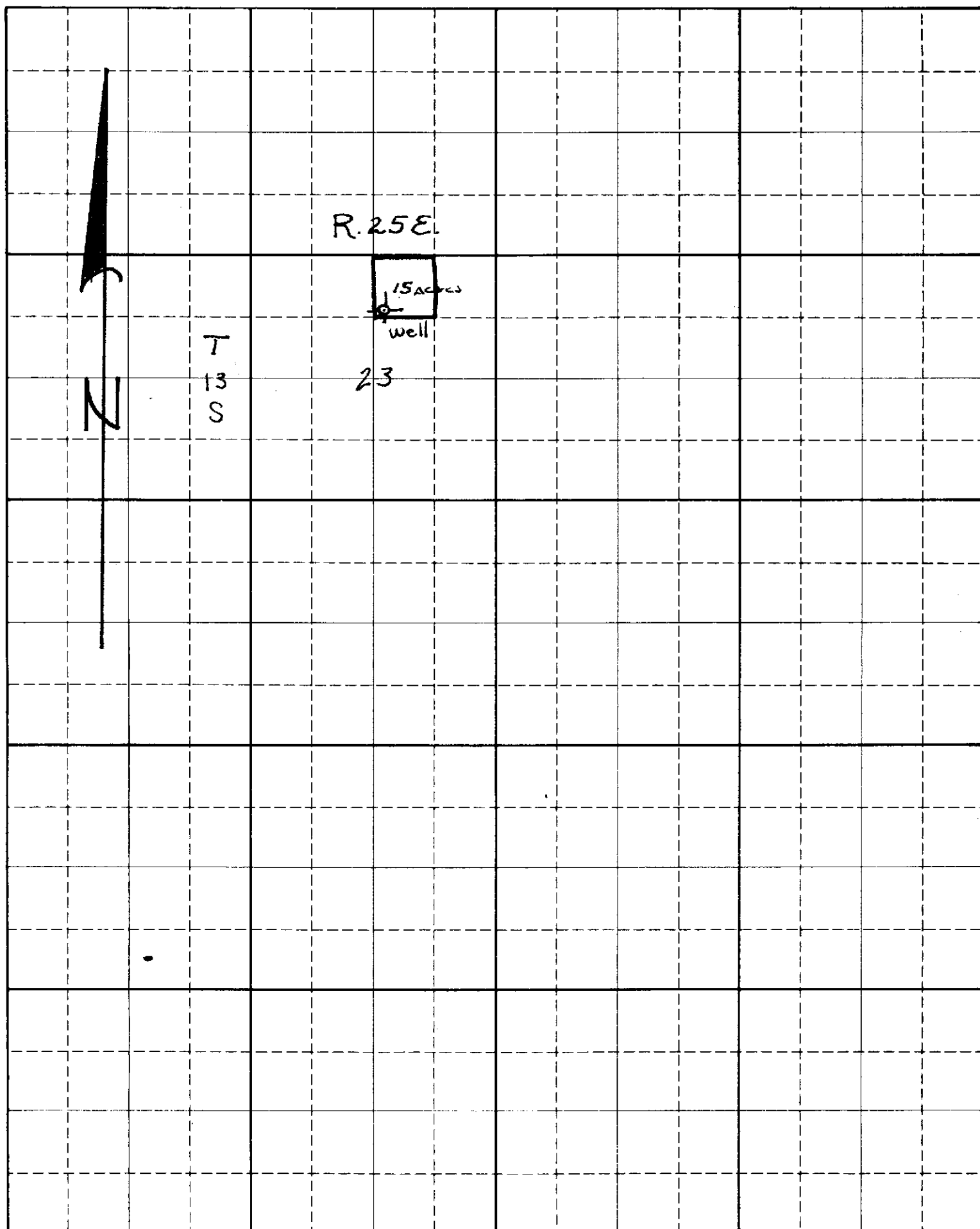
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

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

10. Remarks

11. Map of proposed project: 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.

[Signature]
(Applicant)

Proposed Priority 7/22/77

Received by MS Date 7/21/77 Time 3:00 PM
Preliminary check by ADM Fee \$ 25.00 #8653
Receipted by MS Date 7/21/77
Publication prepared by Am Date 7/25/77
Published in South Idaho Press
Publication dates 8/9 + 8/16/77
Publication approved MS Date 9/1/77
Priority reduced to _____ Reason _____

Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by MS

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. 43-7094, 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 September 1, 19 79.
- c. Other: A totalizing measuring device shall be installed and maintained at the point of diversion.

Use of water under this permit is subject to control by the watermaster of State Water District No. 43-C, Cassia Creek.

The permit shall not be assigned or sold without first securing the written approval of the Department of Water Resources.

The average yearly diversion for irrigation purposes shall not exceed 3.0 acre feet per acre from all sources combined over any five year period.

Witness my hand this 2nd day of August 19 78.

L. Glen Saxton
Chief, Operations Bureau

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

Brenda Eagle, being first
duly sworn, deposes and says that ~~she~~ he is the

Book-keeper 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 times*
consecutive weeks, commencing with the issue

dated *Aug 9* 19*77*, and ending
with the issue dated *Aug 16* 19*77*.

Brenda Eagle

Subscribed and sworn to before me

this *18th* day of *August*
19*77*.

Thomas M. Peterson Notary Public

Cost of Publication

Notary Fee

Total Cost *\$ 9.45*

OK
9/11/77

77-330

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that George O.
Ward, Jr., Burley, ID 83318 has on
7/21/77 submitted Application No. 43-
7094 for a permit to appropriate .30
cubic feet per second of water from
groundwater by means of well, motor,
pump & sprinkler system within the
NW1/4NE1/4, Sec. 23, Twp. 13S, Rge.
25E., B.M., Cassia County to be used
from Mar. 15 to Nov. 15 for irrigation
purposes of 15 acres within the
NW1/4NE1/4, Sec. 23, Twp. 13S, Rge. 25E,
B.M.

If issued, this permit will be subject
to all prior water rights. Protests again-
st the granting of the permit must be
filed with the Idaho Department of
Water Resources, 1041 Blue Lakes
Blvd., North, Twin Falls, Idaho, 83301 on
or before August 26, 1977.

C. Stephen Allred
Director

Published in the South Idaho Press on
August 9, 16, 1977.

April 15, 1982

RE: License No. 43-7094

George O. Ward
710 West 20th St.
Burley, ID 83318

Dear Mr. Ward:

Our office acknowledges receipt of Assignment of Permit for the above referenced water right. However, in reviewing the file I find that the Permit has been licensed.

In Idaho, a licensed water right is considered real property and can be acquired when the property to which it is appurtenant to is purchased. Proof to owning the water right is proof of owning the property.

Therefore, I have put the Assignment of Permit into the file for future reference only and no other action will be taken.

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

Sincerely,

ROBYN CARLSON
Chief Clerk

RC:kw

CASSIA COUNTY ABSTRACT CO., LTD.

Complete Title Service



April 5, 1982

Permit No. 43-7094
Our Order No. 9018
George O. Ward, Jr., Seller
Edward E. Goodrich, Buyer

P.O. Box 548
1245 Overland Ave.
Burley, Idaho 83318
Telephone (208) 678-8347

Jim Johnson
Water Distribution Supervisor
Dept. of Water Resources
State of Idaho
State Office
450 W. State St.
Boise, Idaho 83720

RECEIVED

APR 6 1982

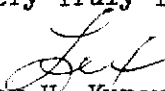
Department of Water Resources

Dear Mr. Johnson:

In connection with the above named sale we are enclosing Assignment of Permit for Permit No. 43-7094, Ward to Goodrich.

If you should need anything further you may contact our office.

Very Truly Yours,


Lex H. Kunau

LHK:rh
Enc: 1

RECEIVED

State of Idaho
Department of Water Resources

RECEIVED

APR 6 1982

ASSIGNMENT OF PERMIT

Department of Water Resources

I, George O. Ward Jr., hereby assign to Edward E. Goodrich
of General Delivery, Malta, Idaho 83342
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 43-7094
to appropriate the public waters of the State of Idaho.



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 that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 2nd day of April, 19 82.

George O. Ward Jr.
Permit Holder George O. Ward, Jr.

Sue Carol Ward
Spouse of Permit Holder Sue Carol Ward

State of Idaho)
County of CASSIA) ss.

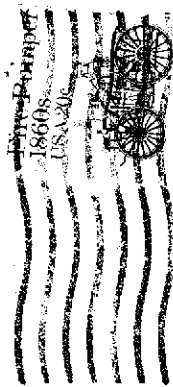
On this 2nd day of April, 19 82, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Richard S. Harper
Notary Public residing at Burley, Idaho

My commission expires:
Life

CASSIA COUNTY ABSTRACT CO., LTD.
"COMPLETE TITLE SERVICE"
P. O. BOX 548
BURLEY, IDAHO - 83318



Department of Water Resources
Statehouse
Boise, Idaho 83720

ATTENTION: Jim Johnson

January 28, 1982

RE: Permit No. 43-7094

George O. Ward, Jr.
710 West 20th St.
Burley, ID 83318

Dear Mr. Ward:

Enclosed herewith is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

RECEIVED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

November 23, 1981

RE: Permit No. 43-7094

George O. Ward, Jr.
710 West 20th Street
Burley, ID 83318

Dear Mr. Ward:

A representative of this Department has made an examination of the works covered by your Permit No. 43-7094, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: ~~0.09~~^{*.10} cfs Source: ~~groundwater~~^{* 15.0}

The maximum quantity diverted shall not exceed ~~9.0~~^{* 15.0} acre feet per year.

Point(s) of diversion: NW~~1~~⁴NE~~1~~⁴, Sec. 23, Twp. 13S, Rge. 25E, Cassia County

Beneficial use: Irrigation of ~~3~~^{* 5} acres within the NW~~1~~⁴NE~~1~~⁴, Sec. 23, Twp. 13S,
Rge. 25E

Priority date established: July 22, 1977

Conditions (if any):

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

Sincerely,

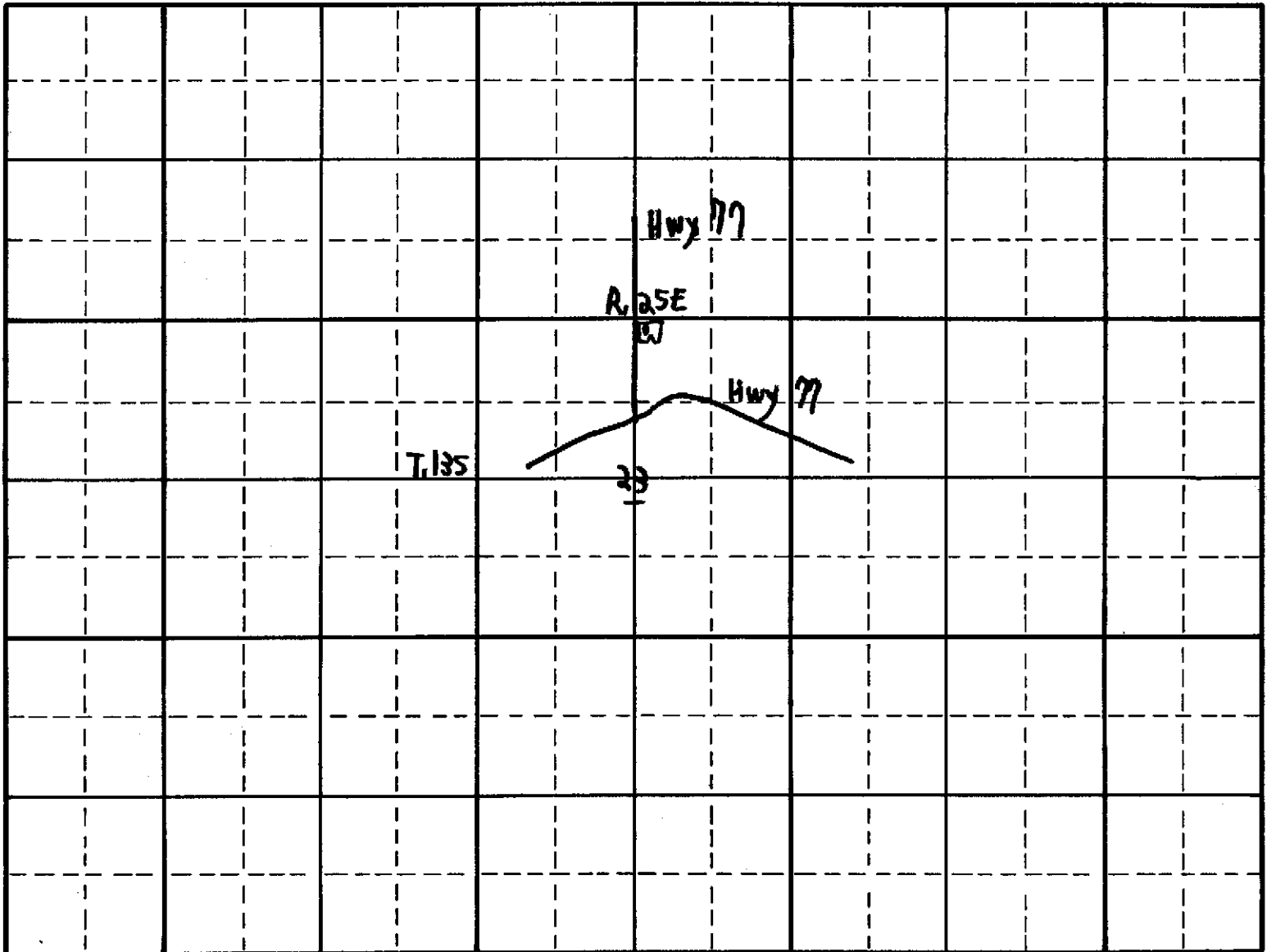
** changed on original jni*

JIM JOHNSON
Water Distribution Supervisor

UNRECORDED

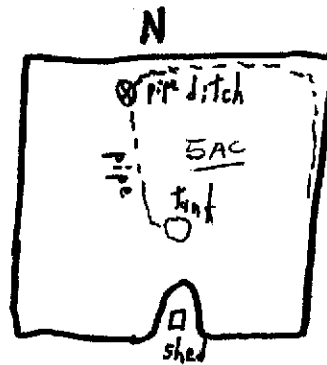
Total

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: NW 1/4 NE 1/4 Sec. 23 T. 13S R. 25E

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
13S	25E	23		2															5
				5															

Recommended Amendments:

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

Examiner's Signature: [Signature]
 Date: 8-27-81
 Checked by: [Signature]
 Date: 10/2/81
 Approved by: [Signature]
 Date: 11/10/81



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

March 6, 1981

George O. Ward, Jr.
710 West 20th Street
Burley, Idaho 83318

Re: Permit No. 43-7094

Dear Mr. Ward:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

Field examinations must be done while the system is in operation. For this reason we concentrate on irrigation permits during the summer months and do examinations on permits for other uses during the non-irrigating months.

If you have any questions regarding the field examination, please contact our office.

Sincerely,

Gary L. Funderburg
Senior Water Resource Agent

MICROFILMED

Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 43 7094

Name(s) of Permit Holder: George O. Ward, Jr.

Post Office Address: 710 W 20 ST

BURLEY, IDAHO 83318 Tel. No. 678-0055

Source of Water: groundwater - well

Extent of Use:

☐ Domestic	(number of households)
☐ Stockwater	(number and type of stock)
☒ Irrigation <u>5</u>	(acres)
☐ Other	

Measuring Device:	Required?	☐ Yes ☒ No	Installed?	☐ Yes ☒ No
Access Port:	Required?	☒ Yes ☐ No	Installed?	☒ Yes ☐ No

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

27-1981
Date

George O. Ward, Jr.
Signature of Permit Holder

MICROFILMED

PLACE
TEN CENT
STAMP
HERE

George W. Ward Jr.

710 W 70 ST

Burley, Idaho

Department of Water Resources



JAN 28 1981

RECEIVED

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources
JAN 28 1981

RECEIVED

RECEIVED

DATE

FROM

Cory Juckley

TO

Rita Fike

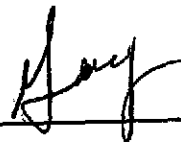
FEB 18 1981

Department of Water Resources

SUBJECT

Submission on Proof of Beneficial Use, under permit
43-7094.

I talk with Applicant and he wants to submit
proof for licensing.

MICROFILMED
SIGNATURE

INTER-DEPARTMENT MEMO — 1

DATE 2-10-1981

FROM

Rita Fleck

TO

Gary Funderburg

SUBJECT

Submission of partial statement of beneficial use

Attached is the letter and the original statement of beneficial use submitted by Gary O. Ward, Jr. Bob Fleanor suggested we contact you and let you respond to the letter. Please send a copy of your response for the file.

Thanks.

MICROFILMED
RF

SIGNATURE

Idaho Dept. of Water Resources -
State House
Boise, Idaho, 83720

1-27-1981

JAN 28 1981

Department of Water Resources

Dear Sirs -

The Twin Falls office advised me that I could request partial proof. I would like to do that now on (5) five acres and later be able to irrigate more land. Our interest is pasture and trees. please advise us. Thank you

Sincerely yours -

George O. Ward Jr -

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 43 7094

Name(s) of Permit Holder: George O. Ward, Jr.

Post Office Address: 710 W 20 ST

BURLEY, IDAHO 83318 Tel. No. 678-0057

Source of Water: groundwater - well

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 5 (acres)
☐ Other

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

Access Port: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No

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

1-27-1981

Date

George O. Ward Jr.
Signature of Permit Holder

RECEIVED

George O Ward Jr
710 W 20 St
Bozeman, Idaho
83318



Idaho Dept of Water Resources -
Statehouse
Bozeman, Idaho
83720



STATE OF IDAHO, DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720 (208) 384-2215

September 13, 1979

George O. Ward, Jr.
710 West 20th Street
Burley, ID 83318

Dear Mr. Ward:

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to September 1, 1983.

Sincerely,

Jan Grover
Jan Grover
Water Rights Supervisor

MICROFILMED



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

June 29, 1979

101078

George O. Ward Jr.
710 West 20 Street
Burley, ID 83318

Dear Mr. Ward:

One of the conditions of approval of your water Permit No. 43-7094 was that evidence of the extent of development must be submitted to this office on or before September 1, 1979. (See last page of your approved permit). Enclosed is a post card which may be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use post card or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect within 60 days.

Sincerely,

RITA FLECK
Sr. Secretary

Enc: 1

MICROFILMED



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

August 9, 1978

Re: Permit No. 43-7094

Geo. O. Ward, Jr.
710 West 20 St.
Burley, ID 83318

Dear Mr. Ward:

Your approved copy of Application for Permit No. 43-7094 is enclosed and we direct your attention to the conditions of approval on the fourth page.

Please note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. Enclosed is a letter describing the different types of measuring devices accepted by this Department.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit.

NOTED

However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure

43-7094- Ward

AFF REVIEW - STATE OFFICE

1. ☒ Name vs. Signature
2. ☒ Source
3. ☒ Point of Diversion
4. ☒ Amnt. & Period of Use
5. ☒ Descrip. of Diverting Wrks.
6. ☒ Time req. for Proof of B/U
7. ☐ Place of Use for other than irrig.
8. ☒ Place of Use for irrigation (add acres)
9. ☒ Property Owner at Pt. of Div. & Pl. of Use
10. ☒ Map
11. ☒ Fee & Rec't. No.

Copies Sent To:

☒ Idaho Health Department
☒ Idaho Fish & Game Dept.
☒ Bureau of Land Management

☒ U.S.F.S.
☒ Dept. of Lands
☒ Other

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

Check:

Critical G.W. Area ☒ yes ☐ no

Other rights on same land

Opened 7/22/77
None platted.

Withdrawals of all protests received ☐ yes ☐ no

Conditions:

ID Power Co. Letter - Snake R. ☐

ID Power Co. Letter - G.W. & Tribs. ☐

Snake River Condition ☐

Payette River Letter ☐

Priority Date 7/22/77

Water Quality #16 ☐

Water Quality #10 ☐
intrastate ☐ interstate ☐

Meas. Dev. or Sc. Meas. ☐

A Totalizing ^{measuring device} ~~meter~~ shall be installed & maintained at the pt. of diver. Supplemental ☐

Right-of-Way Cond. ☐

Watermaster Cond. ☒

Wtr. Dist No. 43-C

Cassio Creek
Meas. Dev. Cond. for apps within a Water Dist. ☐

Concl #8

same attached concl.
as on. 43-7093

Jan Grover
Reviewer
8/2/78
Date

Permit no. 43-1094

RECEIVED

JUL 25 1978

Department of Water Resources

1. How soon would you proceed to have the well constructed?

I will start about Oct 1, 1978

2. Do you anticipate using the water from the well as the primary source of water for irrigation or as a secondary source for land presently being irrigated from a surface water source? Also show number of new acres to be irrigated.

As a primary source

3. Do you plan to, in fact, irrigate and/or develop all the land shown on the application? If not, how many acres?

I can be sure of about eight acres
I will do the rest if I have the water

4. Would you object to the Department issuing your permit for half or a third of the amount applied for?

I would object for as I am
convinced I have the permit now

5. What manner do you feel would be an equitable way in which to issue the permits if less than applied for?

We should have been told before about the
1400 acre feet, and you people should have
taken only that many applications that
could the 1400 acre feet.

I ~~would~~ will settle for less, would like
to stay with at least $\frac{1}{3}$, would be better for us.
If some wells have no success maybe we can keep
the original amount.

George Ward

Geoff O Ward Jr
710 West 20th St

Burley, Id.
83318

State of Idaho

Department of Water Resources
373 W Franklin St.
State House

Boise, Idaho
83720



EX-103



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

July 11, 1978

Re: Application for Permit No. 43-7094

George O. Ward, Jr.
710 West 20 St.
Burley, ID 83318

Dear Mr. Ward:

The Department has received approximately 18 applications for the appropriation of groundwater in the Elba sub-basin. An estimated depletion of the aquifer based on those applications is approximately 4800 acre feet per year. The average annual underflow available in the Elba sub-basin, however, has been estimated at approximately 1400 acre feet per year.

Since we have received applications in excess of water available, it would be most helpful to the Department in the analysis of this matter, if you would provide some additional information. This office has been advised by our Southern Regional office that some wells have been drilled without too much success.

Attached is a sheet with five questions. Please complete the sheet and return to this office by July 21st, 1978.

Your accurate response to these questions will be appreciated by the Department.

Sincerely,

L. GLEN SAXTON

Chief, Operations Bureau

LGS:kw

Attachment

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 43-7094 - George O. Ward Jr.

☒ 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) ADM 7-25-77 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) gs 7-26-77 In form for advertising
- (5) _____ Platted on Map No. _____
- (6) _____ Located within Water District No. _____
- (7) mls 9-1-77 Critical groundwater area: yes _____ no ☒
- (8) mls 9-1-77 Groundwater levels:
_____ Declining, ☒ Stable, _____ Increasing
(comment) _____
- (9) _____ ch Other rights on the same place of use none
- (10) _____ Comments: _____
- (11) eq 9/1/77 Affidavit of Publication received(date) 8/31/77
- (12) Am 7/25/77 Final date for protests 8/26/77
Protests received: yes _____ no ☒
- (13) _____ All requested information received from agencies or applicant: yes _____ no _____
- (14) mls 9-1-77 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 Michael Steele Date 9-1-77

cc sent to Boise 7/27/77 Q

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that George O. Ward, Jr.

Burley, ID 83318

has on 7/21/77 submitted Application No. 43-7094

for a permit to appropriate .30 cubic feet per second ~~acre feet per annum~~

of water from groundwater

by means of well, motor, pump & sprinkler system

within the NW1/4, Sec. 23, Twp. 13S, Rge. 25E., B.M., Cassia County

to be used from Mar. 15 to Nov. 15 for irrigation purposes of 15 acres

~~for~~

within the NW1/4, Sec. 23, Twp. 13S, Rge. 25E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before August 26, 1977.

C. Stephen Allred

Director

Published in the South Idaho Press

on 8/9 and 8/16/77

RECORDED

77-330

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that George O. Ward, Jr., Burley, ID 83318 has on 7/21/77 submitted Application No. 43-7094 for a permit to appropriate .30 cubic feet per second of water from groundwater by means of well, motor, pump & sprinkler system within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, Twp. 13S, Rge. 25E., B.M., Cassia County to be used from Mar. 15 to Nov. 15 for irrigation purposes of 15 acres within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, Twp. 13S, Rge. 25E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before August 26, 1977.

C. Stephen Allred
Director

Published in the South Idaho Press on August 9, 16, 1977.



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

SOUTHERN DISTRICT

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

July 25, 1977

South Idaho Press
Box 190
Burley, ID 83318

Re: Claim to a Water Right No. 43-4072 - F. Stanley Lloyd &/or Jeanette
" " " " " " 43-4073 - F. Stanley &/or Jeanette Lloyd
Application for Permit No. 43-7098 - Glen &/or Susan Taylor
" " " " 43-7097 - William Jones
" " " " 43-7093 - Merlin W. &/or Yvonne Ottley
" " " " 43-7092 - Merlin W. &/or Yvonne Ottley
" " " " 43-7094 - George O. Ward, Jr.

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Michael L. Steele
Southern Region Supervisor

MLS:sm

Enclosures