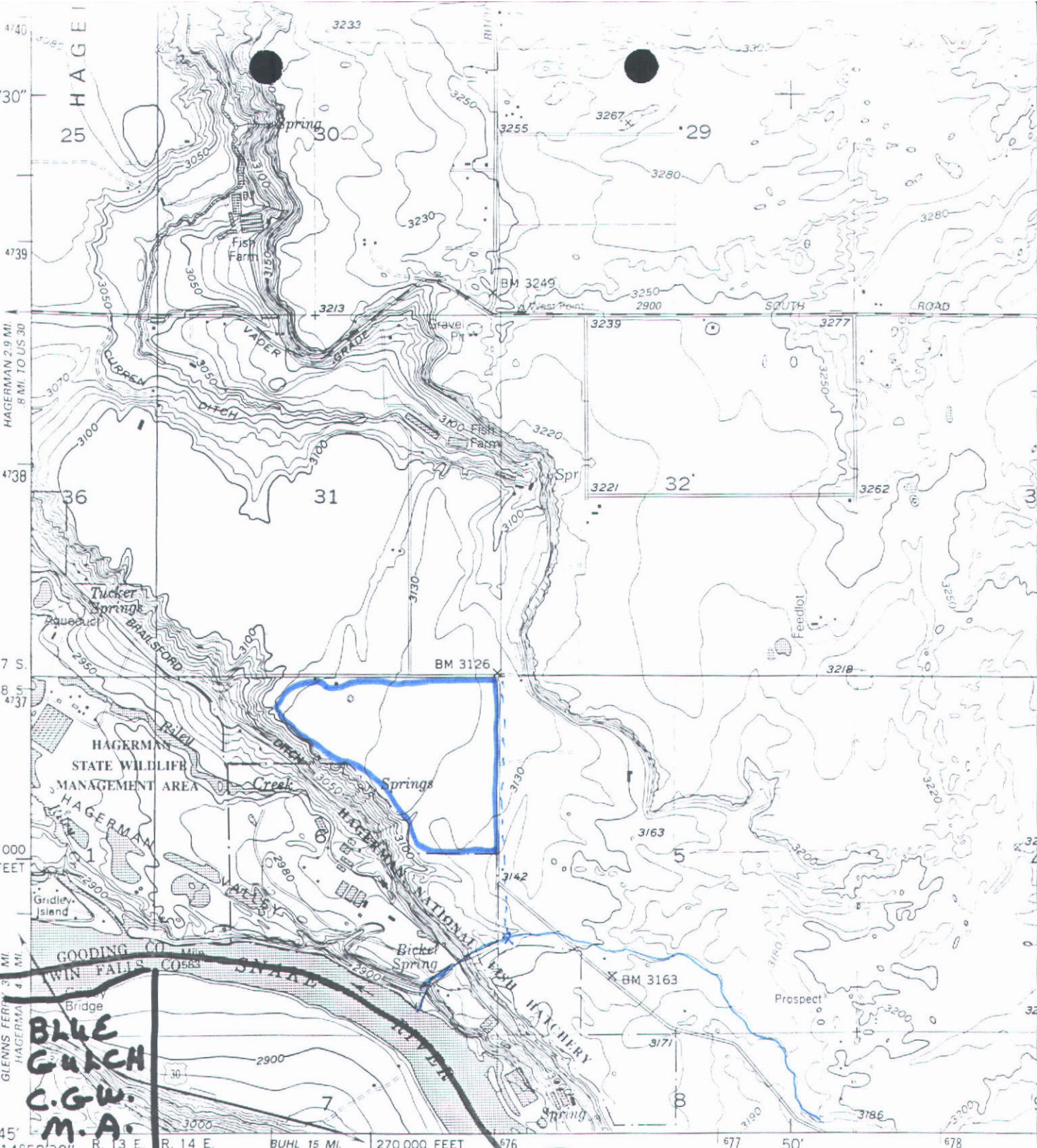
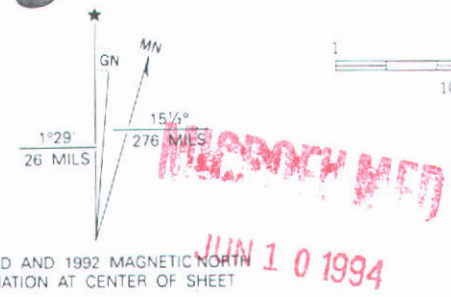


36
47
BLUE
GULCH
C.G.W.
M.A.



Produced by the United States Geological Survey in cooperation with the Army Corps of Engineers
Control by USGS and NOS/NOAA

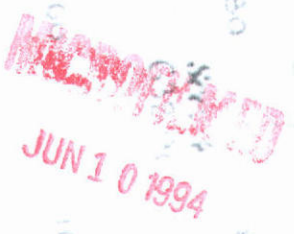
Compiled from aerial photographs taken 1946. Information shown in purple has been updated from aerial photographs taken 1987-88 and field checked. Map edited 1992. Conflicts may exist between some updated features and previously mapped contours
North American Datum of 1927 (NAD 27). Projection and 10,000-foot grid ticks: Idaho Coordinate System, central zone (Transverse Mercator). 1000-meter Universal Transverse Mercator grid, zone 11
The difference between NAD 27 and North American Datum of 1983 (NAD 83) for 7.5 minute intersections is given in USGS Bulletin 1875. The NAD 83 is shown by dashed corner ticks
There may be private inholdings within the boundaries of the National or State reservations shown on this map



37-08723

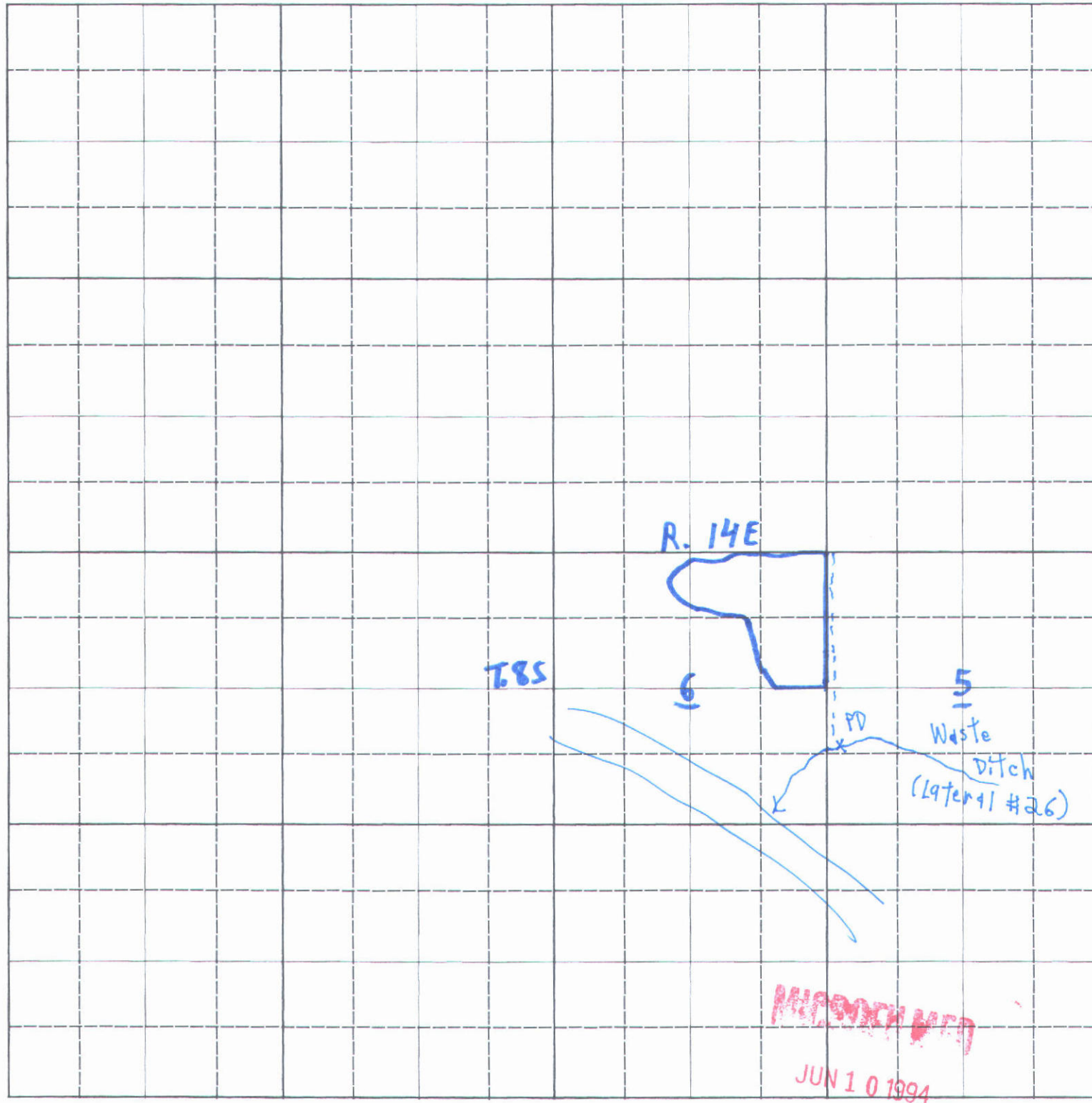
COMPLIES WITH U.S. GEOGRAPHIC SURVEYING SYSTEM FOR DENVER, CO A FOLDER DESCRIBING T

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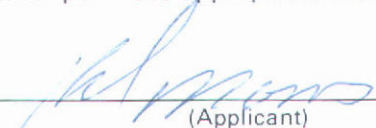
36-08723

13. 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.


(Applicant)

RECEIVED

MAY 15 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Southern Region

FOR OFFICE USE ONLY
Amt. of Fee \$: 150.00
Receipt No. 8019133
Receipt By: CS
Date Received: 05/15/96

PROOF OF BENEFICIAL USE

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

1. Permit No. 36-08723 Telephone No. 208-837-6213

2. Name(s) of Permit Holder(s): Howard Morris

3. Mailing Address: 1101 E 2900 S Hagerman ID 83332

4. Source of Water: UPPER WATER If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____

a. Well Driller: _____ Drilling Permit Number: _____

b. OPTIONAL:
Pump Horsepower: 75 Pressure (psi): 89 Dynamic pumping level (ft): 205

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): _____ Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 125 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 2.4 cfs OR _____ acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes ☒ or No ☐

Has the measuring device been installed? Yes ☐ or No ☒

Flow Measurement Port: Is a flow measurement port required? Yes ☐ or No ☐

Has the measurement port been installed? Yes ☐ or No ☐

8. Fee Enclosed: \$ 150.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Howard Morris Telephone Number: 208-837-6213

Address: 1101 E 2900 S Hagerman IDAHO

10. The information given on this form 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.

Signature of permit holder: [Signature] Date: 5-15-96
(include your title, if on behalf of company or organization)

JUN 27 1996

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 36-08723

Proposed Priority: April 11, 1994

Maximum Diversion Rate:

2.40 CFS

This is to certify, that HOWARD MORRIS

1101 E 2900 S

HAGERMAN ID 83332

has applied for a permit to appropriate water from:

WASTE WATER

tributary of SNAKE RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
-----------------------	----------------------	--------------------------

IRRIGATION	04/01 to 10/31	2.40 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: SWNWSW , Sec. 5, Township 08S, Range 14E
GOODING County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08S	14E	6	Lot 1(NENE) 38	Lot 2(NWNE) 36	SWNE 4	
			SENE 37	Lot 3(NENW) 10		125

Total number of acres irrigated: 125

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 1996.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Any license issued by IDWR pursuant to the right or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
5. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
6. The Director retains jurisdiction of this right and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
7. The issuance of this right in no way grants any right-of-way or easement across the land of another.

JUN 10 1994

State of Idaho
Department of Water Resources

Permit To Appropriate Water

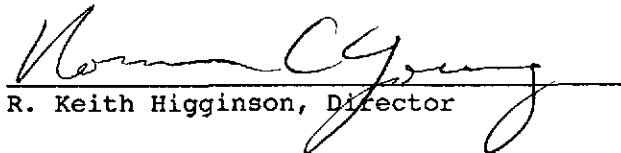
NO. 36-08723

CONDITIONS/REMARKS:

8. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
9. The right holder may use the waste water as authorized in this right but is not authorized to demand that water be wasted to the right holder for use under this right.
10. This water right is subject to the future use and distribution of waste water by the Northside Canal Company Ltd., Inc. for use on its lands.

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

17TH day of MAY, 1994.

for 
R. Keith Higginson, Director

RECEIVED
MAY 17 1994

36-08723

APR 11 1994

Department of Water Resources
Southern Region Office
IDENT # 36-08723

Form 202
10/92

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Howard Morris Phone 837-6213
Post office address 1101 E. 2900 S., Hagerman, ID 83332
2. Source of water supply Waste Water which is a tributary of Snake River
3. Location of point of diversion is SW ^N 1/4 of SW 1/4 of SW 1/4, Govt. Lot _____
Sec. 5 Township 8S Range 14E B.M. Fooding County; additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 2.4 for Irrig. purposes from 4-1 to 10-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 2.4 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Pond on waste ditch,
check dam & pump in waste ditch, pipeline to sprinklers
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? _____
 - e. If well is already drilled, when? _____; Drilling firm _____; Well was drilled for (well owner) _____
7. Time required for the completion of the works and application of the water to be proposed beneficial use is 1 years (minimum 1 year).

JUN 10 1994

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
85	14E	6	38	38	4	39	10												125
			41	42		43													

Total number of acres to be irrigated 125

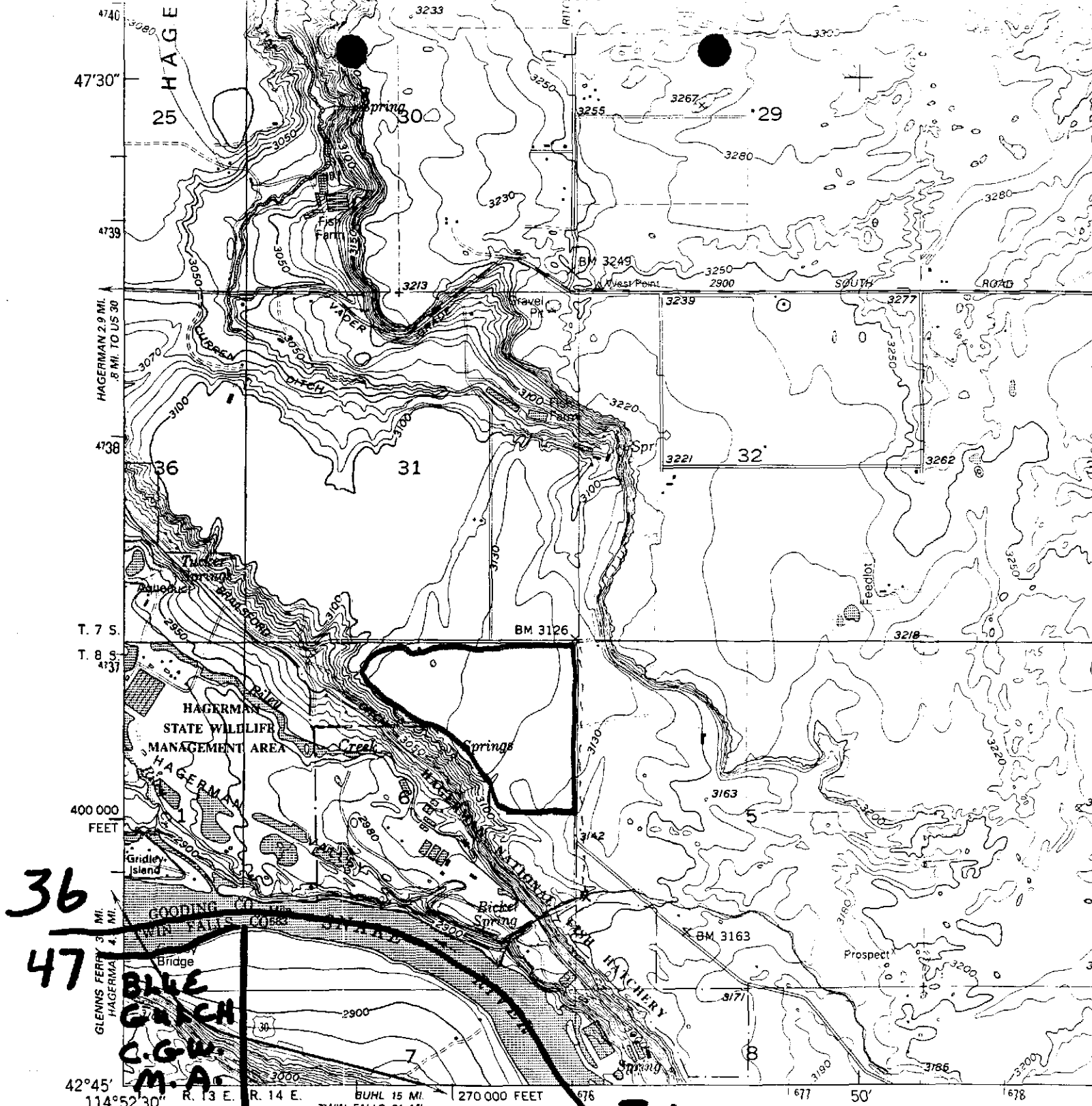
10. Describe any other water rights used for the same purposes as described above.

Martin Curran Tunnel decreed rights 1884 & 1892 priority

- Who owns the property at the point of diversion? US Fish & Wildlife Service
- Who owns the land to be irrigated or place of use? Roger Crandlemire
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. lease with owner to farm property

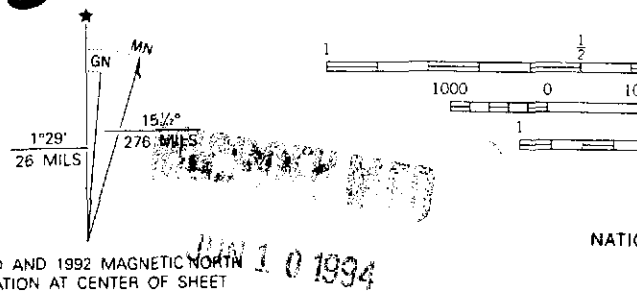
12. Remarks: Waste water will supplement decreed rights, which are no longer available in the decreed amounts. Northside Canal Co. has already agreed to this project.

RECORDED
JUN 10 1994



Produced by the United States Geological Survey
in cooperation with the Army Corps of Engineers
Control by USGS and NOS/NOAA

Compiled from aerial photographs taken 1946. Information shown
in purple has been updated from aerial photographs taken 1987-88
and field checked. Map edited 1992. Conflicts may exist between
some updated features and previously mapped contours
North American Datum of 1927 (NAD 27). Projection and
10,000-foot grid ticks: Idaho Coordinate System, central zone
(Transverse Mercator). 1000-meter Universal Transverse
Mercator grid, zone 11
The difference between NAD 27 and North American Datum of
1983 (NAD 83) for 7.5 minute intersections is given in USGS
Bulletin 1875. The NAD 83 is shown by dashed corner ticks
There may be private inholdings within the boundaries of the
National or State reservations shown on this map

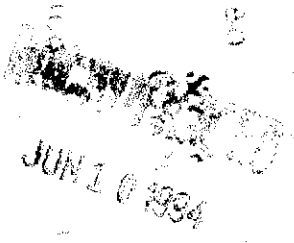


UTM GRID AND 1992 MAGNETIC NORTH
DECLINATION AT CENTER OF SHEET

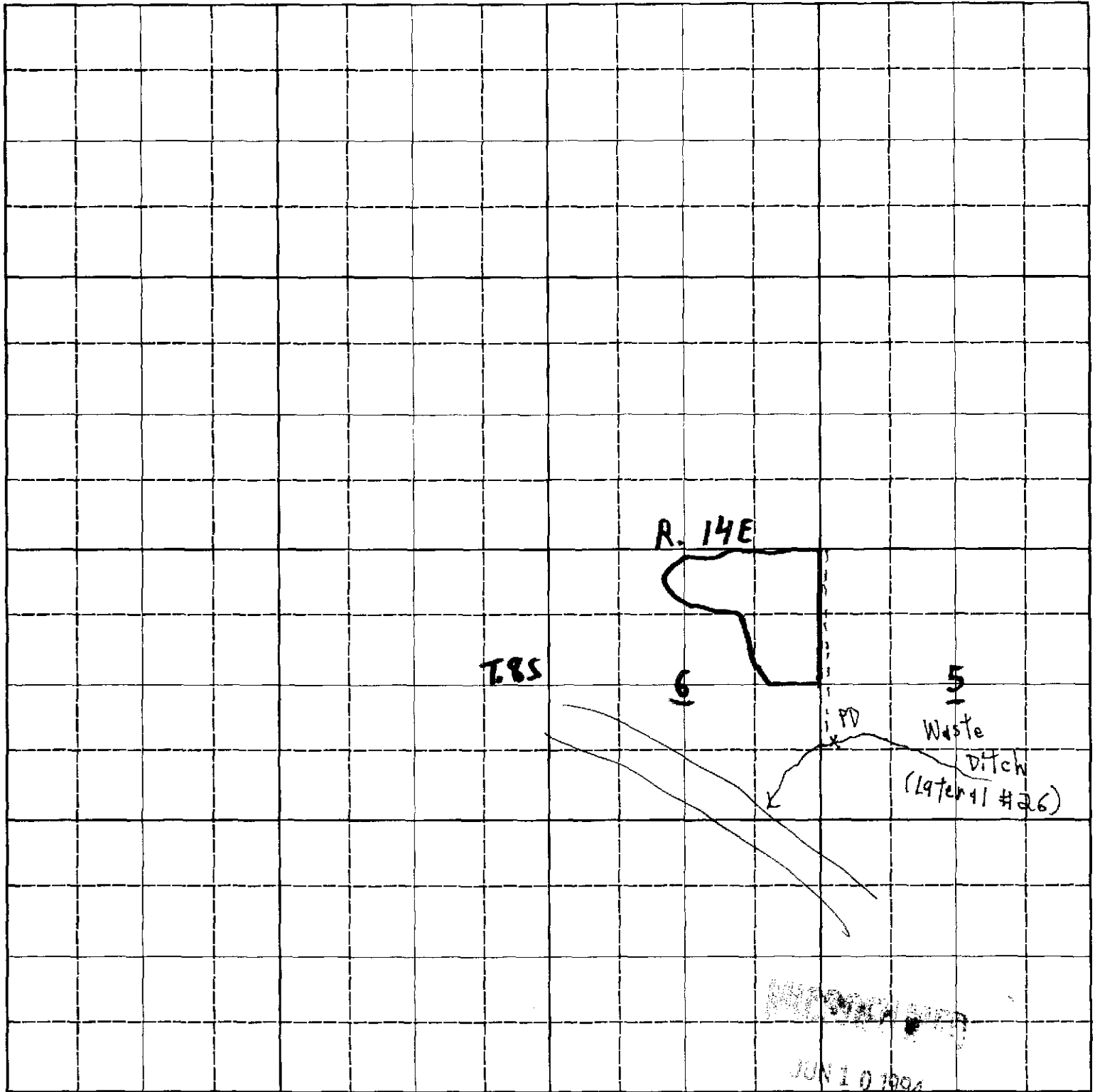
COMPLIES WITH U.S. GEOLOGICAL SURVEY
FOR
DENVER, CO
A FOLDER DESCRIBING T

37-08723

1



13. 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)

Received by J. E. Stanton Date 4-11-94 Time 10:38 am Preliminary check by MTS
Fee \$ 85.00 Receipted by JS # 5016747 Date 4-11-94
Publication prepared by MB Date 4/12/94 Published in Gooding Co. Reader
Publication approved MBaldwin Date 5/5/94

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

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

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

e. Other:

RECEIVED
JUN 10 1994



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 10, 2004

HOWARD L MORRIS
1101 E 2900 S
HAGERMAN ID 83332

RE: Water right number(s): 36 8723

Dear Water Right Holder(s):

The purpose of this letter is to notify you in advance that present drought conditions in Eastern Idaho may result in the flow of the Snake River falling below the minimum stream flow of 3,900 cubic feet per second ("cfs") established by the Swan Falls Agreement at the Murphy gage on the Snake River. Your water right bears a later priority date than July 1, 1985, the priority date for the minimum stream flow. As a result, if the flow falls below 3,900 cfs, the department will send you another letter advising you to cease diversion of water.

This notice is being provided so that you have advance warning to make arrangements to minimize impacts to growing crops or other loss that could occur if your water diversion is curtailed. Such arrangements may include temporary transfers as provided under Section 42-222A, Idaho Code, for areas declared a drought emergency. Declaration of a drought emergency can be initiated by petition of the Board of County Commissioners to the director of this department subject to approval by the Governor.

There are many variables that affect stream flows in the Snake River. Normally, the flows in the Snake River at Murphy gauge are lowest during June and July.

Information about your water right can be found on the department's website at the following address: <http://www.idwr.state.id.us/apps/ExtSearch/SearchWRAJ.asp>. Real time flow data for the Murphy gage can also be found at the following address: <http://www.idahopower.com/riversrec/waterlevels/streamflow/showgraph.cfm>

Thank you for your cooperation in this matter. If you have questions, please feel free to contact the department.

Sincerely,

Gary Spackman
Water Allocations Bureau Chief

State of Idaho
Department of Water Resources
PO BOX 83720
BOISE ID 83720-0098

PRSRT STD
U.S. POSTAGE
PAID
PERMIT NO.
BOISE, ID

HOWARD L MORRIS
1101 E 2900 S
HAGERMAN ID 83332

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 36-08723 Reviewed by Jy Date 5-31-96

GENERAL CONSIDERATIONS

TYPES OF USE

Yes Name same as permit?
Yes Address same as permit?
Yes Proof timely received? Correct Uses? Yes
If not, complete calculation below.

SOURCE OF WATER

☒ Surface water source
☐ Ground water source
☒ Drilling permit required?
☒ Copy in the file? Drilling Permit No. _____
☒ Amount paid for permit _____ Correct?
☒ Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

Yes Required?
150 Amount Submitted
Yes Correct?
no Required?
☒ Installed?
☒ Waiver requested?

PRIORITY CALCULATION

Date proof received	_____	/	_____
Date proof due	_____		_____
No. of days late	_____		_____
Priority Date	_____		_____
New Priority Date	_____		_____

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address _____ Proof Made 5-15-96

June 3, 1996

HOWARD MORRIS
1101 E 2900 S
HAGERMAN ID 83332

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08723

Dear Permit Holder:

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

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)736-3033.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECEIVED
JUN 27 1996

March 31, 1996

HOWARD MORRIS
1101 E 2900 S
HAGERMAN ID 83332

PROOF DUE NOTICE

RE: PERMIT NO. 36-08723

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 June 1, 1996.

(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.

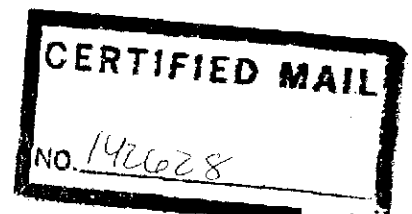
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

JUN 27 1996





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

22-Apr-1994

R. KEITH HIGGINSON
Director

CHAR IRISH OFFICE MGR
MAGIC VALLEY PUBLISHING CO
PO BOX 468
JEROME ID 83338

Re: Publication schedule for Application for Permit No.
36-08723, Howard Morris

Dear Ms. Irish:

Thank you for your letter of April 20, 1994 regarding the
legal concerning the Howard Morris application.

At the time of your phone call of 4/20/94 informing me that
the publication would not appear in the Gooding County Leader
on 4/20/94 & 4/27/94 as scheduled, I initially had
re-scheduled publication for 5/4 & 5/11/94 as your letter
states.

The purpose of this correspondence is to verify that after I
received instructions from Norm Young of our Boise office, I
did request by telephone on 4/20/94 that the publication be
changed to 4/27/94 & 5/4/94 with the final protest date of
May 16, 1994.

I do realize that your letter of 4/20/94 had already been
mailed at the time I made the telephone request for the
change.

Thank you for your cooperation in this matter.

Very truly yours,

Mary Baldwin
Sr. Secretary

✓ cc: Norm Young, Boise office

JUN 27 1996

MAGIC VALLEY

Publishing Co.

North Side News

Gooding County Leader

Lincoln County Journal

124 North Lincoln

P.O. Box 468

Jerome, Idaho 83338

(208) 324-3391

RECEIVED

APR 21 1994

Department of Water Resources
Southern Region Office

April 20, 1994

DEPARTMENT OF WATER RESOURCES

ATTENTION: Mary Baldwin
222 Shoshone Street East
Twin Falls, Idaho 83301

Dear Mary,

RE: NOTICE OF APPLICATION FOR WATER PERMIT
36-08723

This letter is to verify that we received this NOTICE in ample time to get it in the GOODING COUNTY LEADER from your office. It was entirely our error that it did not make the necessary deadline.

Please forgive our error. We will do our best to get it in the May 4, 1994 & May 11, 1994 editions.

Sincerely,



Char Irish
Office Manager

JUN 27 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 17, 1994

HOWARD MORRIS
1101 E 2900 S
HAGERMAN ID 83332

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 36-08723

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

This permit authorizes the appropriation of trust water. Trust water is defined as that portion of a particular hydropower water right which exceeds certain minimum stream flows established by state action, and is held in trust by the State of Idaho for the use and benefit of the people within the state. Conditions pertaining to a term review, annual use fee and jurisdiction of the permit are trust water conditions.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Norman C. Young', written over the typed name and title.

NORMAN C. YOUNG
Administrator

NCY:cz

Enclosures



JUN 10 1994

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

Application #: 36-8723 Name: Morris Date: 5/17/94

AREA OF CONCERN? - No/Yes E.S.R.P Mor GWMA Trust/Non-trust

SYSTEM COMPLETED:

✓ No - 26A-P17

Complete in 1 year - P16

Yes

Proof not submitted - P16

Proof submitted - NA

GROUNDWATER:

+ 0.2 cfs <flo-ch> - T17 (new), 01K (existing), No MD

- 0.2 cfs - No MD <flow chart>

Drilling Permit:

Included w/permit - Permit No. _____, P99

Existing well - NA (pre 7/1/87)

No WD permit? - 046-46A(Irr)-46B-P23 (post 7/1/87)

✓ SURFACE WATER: not in WD - T17 (+.2 w/pump), No MD <flow chart>

LOCATION:

Water District(dem) - WD No. _____

*Surface water - 005 (req) 01J-P08 <flow chart>

(doesn't sink) or 01H-P01 <flow chart>; No MD

Groundwater - P05 (new irrigation well)

In stream channel - 030 (stream channel alteration)

Irr Dist/Canal Co. - 023 (Twin Falls area)

Drainage Districts - 024

Flood Control Dist. - 063

Boise Front (63) - 058 (-85° Groundwater temp)

Swan Falls Flag - 7 <See condition code chart>

Trust - 051-052-053-P74 (Consumptive Uses), NA

Non Trust <1> - 048-049 (Consumptive Uses), NA

RIVER BASINS (*Surface water):

Boise R(63) - 05A (if WD), 11E (non-domestic use), NA

Payette R(65) - 064(consump. use), 047-P04(Payette Lake), NA

Snake R(01/02/03) - 11A-P04 (01), 061-P07 (02/03 No W.D.Cond.), NA

USE:

Fish Propagation - 07A-042 (req) & 010/06A/09E(WQ)-P10

044 (N 1000 Spr)

Irrigation - 803(if GW use SW 1st)(+5A do POU comp), NA

Power - 08A-17K-025-027(req); 01F(MD)-P19; 09E(WQ)-P10;

+25 cfs-P18; 17G(FERC) or 17M(FERE); 18B-P09

Mining - 054 (req) & 06A/010/09E-P10

Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA

Domestic (surface) - 021(Boise R ↑ L Peak), 27A(Payette R), NA

OWNERSHIP:

Non land owner - 004 (PD/PU) _____

PROTESTED:

Prehearing agreement- 020

OTHER CONDITIONS:

- ✓03A _____

REMARKS:

- (See attached) _____

✓ BENEFICIAL USE DUE:

- 6-1-1996 ✓

COMMENTS:

- ① Mor Ex. ② Div Desc? _____

MEMORANDUM

DATE: May 17, 1994
TO: File No. 36-08723
FROM: Cindy Zimmerman 
SUBJECT: Trustwater Review

=====

This application proposes to divert 2.40 cfs of trustwater from waste water to irrigate 125 acres located within NE & NENW, S06, T08S, R14E. This application satisfies 42-203A & C requirements.


JUN 10 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY MHS DATE 4-11-, 1994
APPLICATION NO. 36-8723

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (see USGS quad for names of water sources)
☒ Point of diversion (10 Acres for spring, lot & block descriptions for subdivisions, local name, flow &/or volume.)
☒ County
☒ Quantity (flow &/or volume)
☒ Period of use
☒ Nature of proposed use (include description of use)
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map
☒ Signature (If applicant is corp., partnership, or municipality, title of signator is required)
☒ Fee
☒ Yes ☐ No* In form to receipt
- PROCESS
++++PROPOSED PRIORITY DATE
4-11- 1994

ADDITIONAL INFORMATION

- ☐ Overlapping place of use(Describe source & relationship to present application on the back.
☐ Overlapping point of diversion.
☐ Yes ☒ No Field check required
Field check by _____
☐ Yes ☒ No Field report attached
☐ Yes ☒ No Critical Ground water area
☐ Yes ☒ No Groundwater management area
☐ Yes ☒ No Send Dam safety information
☐ Yes ☒ No Send power requirement letter
☐ Yes ☒ No Send fish farm requirement letter
☐ Yes ☒ No Power residency affidavit.
☐ Yes ☒ No Power efficiency form
☒ Yes ☐ No Within trustwater boundary(If yes, attach trustwater supplementary analysis sheet.
☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.
☒ See reverse side for additional information.

* REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

Date Requested _____, 19____

PROCESSING ☒ Yes ☐ No In form for Advertising
☐ Yes ☒ No No Statewide Advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on app.

SEND COPIES TO: ☐ Idaho Dept of Health & Welfare ☐ USDI BLM
☐ Idaho Dept of Fish & Game ☐ USFS
☐ Idaho Dept of Lands ☐ Water Dist.
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received.
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates and paper, recorded on App.
☐ Yes ☒ No Protests received
Final date for Protest 5/16/1994
☐ Yes ☒ No Protests, dates, resolution of protest, recorded on app.
☐ Yes ☒ No Recommendations attached
☒ Yes ☐ No Measuring device required
☐ Yes ☒ No Access port required
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what dist. 364
☒ Yes ☐ No Special conditions of approval or cover letter below.

~~DE-364 Billingsley Creek~~ ~~OTK~~

See below for additional information

Date of priority recommended 4/11, 1994
By Larry D. [Signature] Date 5/17, 1994

STATE OFFICE REVIEW

See below for additional information

By _____ Date _____, 19 ____

ADDITIONAL INFORMATION:

LOCAL PUBLIC INTEREST

Comments recieved from:

_____ City	_____ Idaho Fish & Game	_____ Irrigation Dist.
_____ County	_____ Idaho Health & welfare	_____ Canal Company
_____ Reservations	_____ Div. of Enviromental Quality	_____ Other _____

PROJECT IMPACTS/IMPLICATIONS REPORT

COMMENTS:

_____ DATE _____, 19 _____

Northside CC overlaps P14.

Decreed water " "

AFFIDAVIT of PUBLICATION

RECEIVED

COPY OF NOTICE

(Paste Here)

*Notice of Application
for Water Permit*

TITLE OF NOTICE

State of Idaho } ss.
County of Gooding }

MAY 05 1994

De,

Resources

Source Region Office

Patty Nance, being first duly sworn, deposes and says that she is the printer (publisher) of the Gooding County Leader a newspaper published every week in Gooding County, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for

2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the

27 day of April, 1994

and the date of the last publication was on the 4 day of

May, 1994

Patty Nance

Subscribed and sworn to before me this 4th day of

May, 1994

(SEAL)

Norma DeVoe
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 28's

Lines tabular at 396 6¢/Pica
Lines straight at 19.80 5¢/Pica
Subsequent lines at 15.84 4¢/Pica

TOTAL COST 35.64

JUN 10 1994 381

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

*Department of
Water Resources*

BILL TO

NOTICE OF APPLICATION FOR WATER PERMIT

The following application has been filed to appropriate the public waters of the State of Idaho:

36-08723 36-08723
HOWARD MORRIS
1101 E 2900 S
HAGERMAN ID 83332
Source: Waste Water tributary to Snake River

Diversion Pt: SWNWSW, S5, T08S, R14E; Gooding County.

Use: irrigation (2.4 cfs) from 04/01 to 10/31

Date Filed: 04/11/94

In: 125 acres within NE, Lot 3 (NENW)), S6, T08S, R14E; Gooding County.

The permit will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 on or before May 16, 1994.

R. Keith Higginson, Director

Published in Gooding County Leader on 4/27 & 5/5/94

No

50968
50968



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

22-Apr-1994

R. KEITH HIGGINSON
Director

CHAR IRISH OFFICE MGR
MAGIC VALLEY PUBLISHING CO
PO BOX 468
JEROME ID 83338

Re: Publication schedule for Application for Permit No.
36-08723, Howard Morris

Dear Ms. Irish:

Thank you for your letter of April 20, 1994 regarding the
legal concerning the Howard Morris application.

At the time of your phone call of 4/20/94 informing me that
the publication would not appear in the Gooding County Leader
on 4/20/94 & 4/27/94 as scheduled, I initially had
re-scheduled publication for 5/4 & 5/11/94 as your letter
states.

The purpose of this correspondence is to verify that after I
received instructions from Norm Young of our Boise office, I
did **request by telephone on 4/20/94 that the publication be
changed to 4/27/94 & 5/4/94 with the final protest date of
May 16, 1994.**

I do realize that your letter of 4/20/94 had already been
mailed at the time I made the telephone request for the
change.

Thank you for your cooperation in this matter.

Very truly yours,

Mary Baldwin
Sr. Secretary

cc: Norm Young, Boise office

JUN 10 1994

MAGIC VALLEY

Publishing Co.

North Side News

Gooding County Leader

Lincoln County Journal

124 North Lincoln

P.O. Box 468

Jerome, Idaho 83338

(208) 324-3391

RECEIVED

APR 21 1994

Department of Water Resources
Southern Region Office

April 20, 1994

DEPARTMENT OF WATER RESOURCES
ATTENTION: Mary Baldwin
222 Shoshone Street East
Twin Falls, Idaho 83301

Dear Mary,

RE: NOTICE OF APPLICATION FOR WATER PERMIT
36-08723

This letter is to verify that we received this NOTICE in ample time to get it in the GOODING COUNTY LEADER from your office. It was entirely our error that it did not make the necessary deadline.

Please forgive our error. We will do our best to get it in the May 4, 1994 & May 11, 1994 editions.

Sincerely,



Char Irish
Office Manager

APR 21 1994

JUN 10 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

20-Apr-1994

R. KEITH HIGGINSON
Director

HOWARD MORRIS
1101 E 2900 S
HAGERMAN ID 83332

Re: Application for Permit No. 36-08723

Dear Mr. Morris:

We regret to inform you that due to a publishing error by Magic Valley Publishing, the legal ad scheduled for 4/20 & 4/27/94 in the Gooding County Leader has been **re-scheduled** for publication **on April 27, 1994 and May 4, 1994.**

Ten days will be allowed after the second publication date for the submittal of protests.

We apologize for any inconvenience this delay may have caused you. If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

Mary Baldwin
Sr. Secretary

cc: Pat Brown, Esquire
Hepworth Nungester & Lezamiz

JUN 1 1994

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Shoshone Street East • Twin Falls, Idaho • 83301-6105

PAT BROWN ESQUIRE
HEPWORTH NUNGESTER & LEZAMIZ
133 SHOSHONE ST. NORTH
TWIN FALLS ID 83301

RECEIVED
JUN 10 1994

MEMORANDUM

TO: File, 36-08723 (Howard Morris)

FROM: Mary Baldwin, Sr. Secretary
Southern Region

DATE: 20-Apr-1994

SUBJECT: Publication re-schedule

Received a telephone call from Char, Magic Valley Publishing, on this date. Due to an error on their part, publication scheduled for 4/20 & 4/27/94 in the Gooding County Leader did not run. She volunteered to send a letter stating the reasons for the newspaper error.

Norm Young was informed of the situation and at his request publication has been re-scheduled for April 27, 1994 and May 4 with the final date for protests on May 16, 1994.

JUN 1 9 1994

NOTICE OF APPLICATION FOR WATER
PERMIT

The following application has
been filed to appropriate the
public waters of the State of
Idaho:

36-08723

HOWARD MORRIS
1101 E 2900 S
HAGERMAN ID 83332

Source: Waste Water tributary
to Snake River

Diversion Pt: SWNWSW, S5,
T08S, R14E; Gooding County.

Use: irrigation (2.4 cfs)
from 04/01 to 10/31

Date Filed: 04/11/94

In: 125 acres within NE, Lot 3
(NENW), S6, T08S, R14E; Gooding
County.

The permit will be subject to
all prior water rights.
Protests must be filed with the
applicant and with the
Director, Dept. of Water
Resources, Southern Region, 222
Shoshone Street East, Twin
Falls, ID 83301 on or before
May 9, 1994. *May 16, 1994*

R. Keith Higginson, Director

Published in Gooding County
Leader on 4/20 & 4/27/94.

4/27 + 5/4/94

JUN 10 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

13-Apr-1994

MAGIC VALLEY PUBLISHING CO
ATTN Gooding County Leader
PO BOX 468
JEROME ID 83338

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

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.

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

APR 14 1994

11 11 20

NOTICE OF APPLICATION FOR WATER PERMIT

The following application has been filed to appropriate the public waters of the State of Idaho:

36-08723

HOWARD MORRIS
1101 E 2900 S
HAGERMAN ID 83332

Source: Waste Water tributary to Snake River

Diversion Pt: SWNWSW, S5, T08S, R14E; Gooding County.

Use: irrigation (2.4 cfs) from 04/01 to 10/31

Date Filed: 04/11/94

In: 125 acres within NE, Lot 3 (NENW), S6, T08S, R14E;
Gooding County.

The permit will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 on or before May 9, 1994.

R. Keith Higginson, Director

Published in Gooding County Leader on 4/20 & 4/27/94.

APR 11 1994
4/11/94



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

12-Apr-1994

R. KEITH HIGGINSON
Director

HOWARD MORRIS
1101 E 2900 S
HAGERMAN ID 83332

Re: Application for Permit No. 36-08723

Dear Mr. Morris:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office has scheduled advertising the application in the Gooding County Leader for 4/20 & 4/27/94. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB

RECEIVED
JUN 10 1994