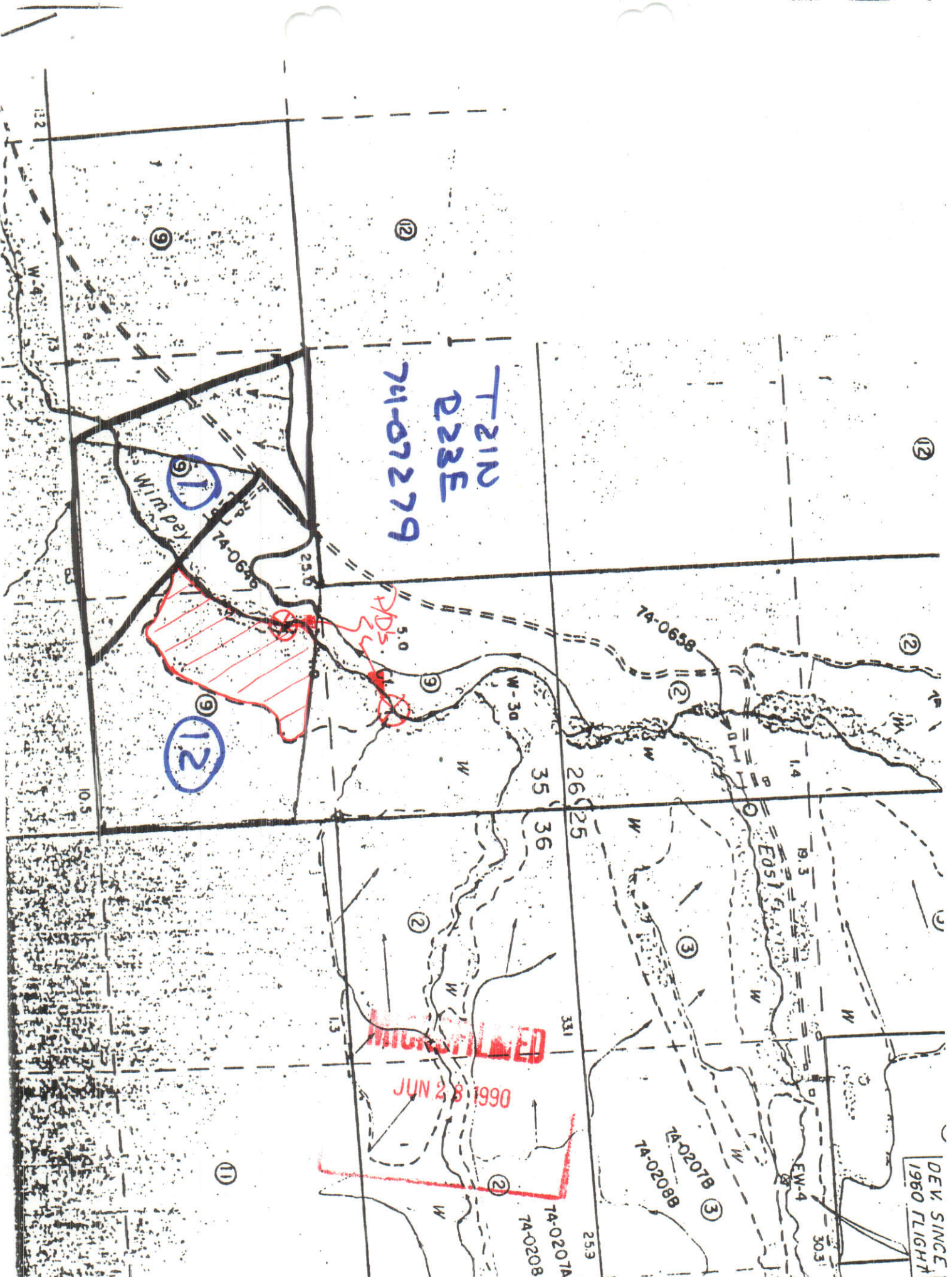




T21N
D23E
74-07279

Wimpey

74-0638

W-30

26 25
35 36

331

74-0207A
74-0208A

74-0207B
74-0208B

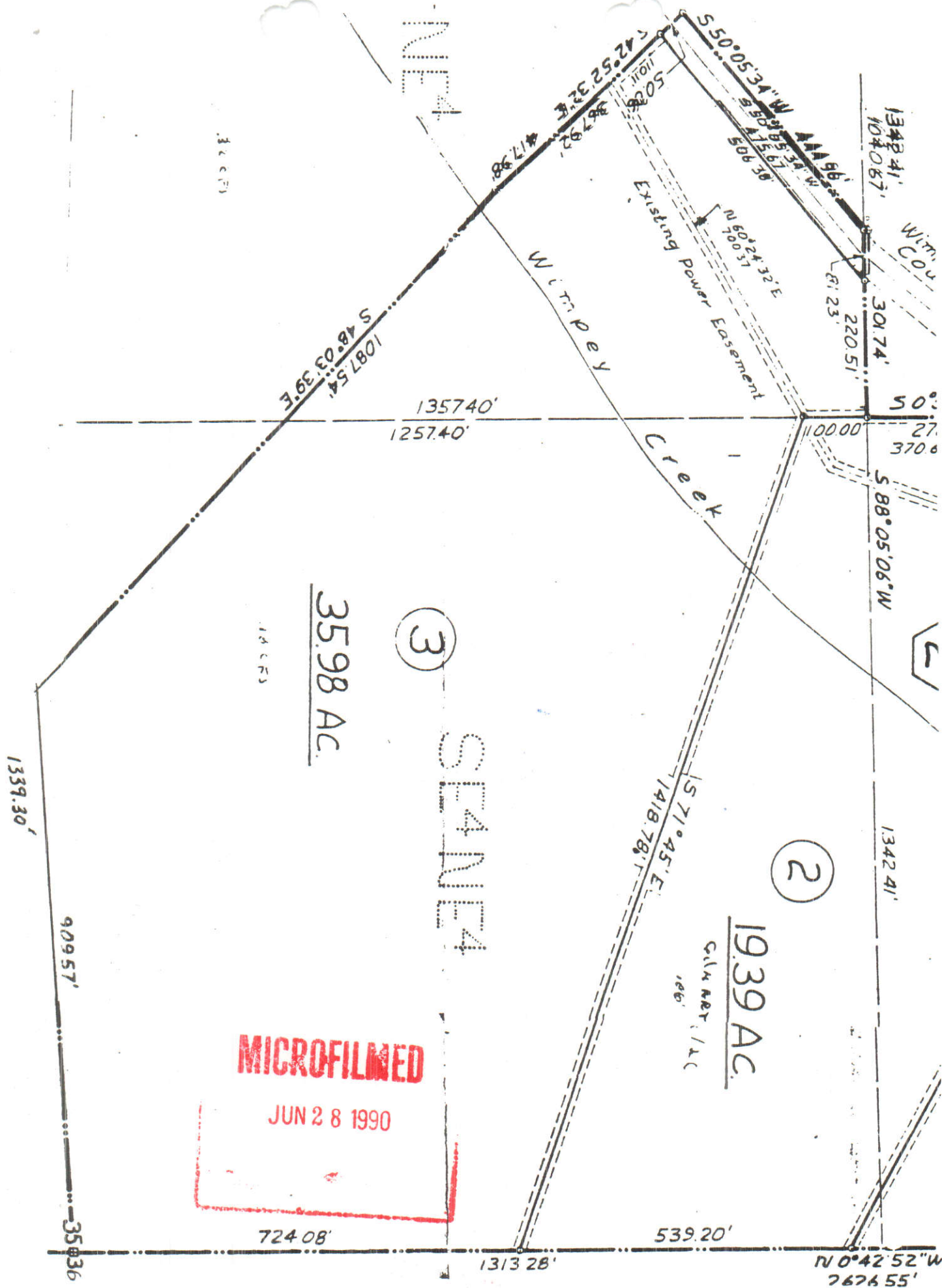
E051

FW-4

RECORDED

JUN 28 1990

DEV. SINCE
1960 FLIGHT



NOTICE OF APPLICATION
FOR WATER RIGHT

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

74-07279

WARD, SHARYN
WARD, DONALD E.
1970 VAN CIRCLE
IDAHO FALLS, ID 83404
Source: WIMPEY CREEK
Tributary: LEMHI RIVER
Diversion Pt: NENE Sec 35 T 21N
R 23E SENE Sec 35 T 21N R 23E
Use: IRRIGATION (.260 CFS)
Total Diversion: (.260 CFS)
Date Filed: 3/2/1990
In: T21N R23E S35 SWNE SENE
13.0 ACRES TOTAL

75-07502

FERNANDEZ, GEORGE T.
P.O. BOX 825
CHALLIS, ID 83226
Source: PANTHER CREEK
Tributary: SALMON RIVER
Diversion Pt: NENE Sec 33T 21N
R 19E

Use: IRRIGATION (.100 CFS)
Total Diversion: (.100 CFS)
Date Filed: 2/12/1990
In: T21N R19E S33 NENE
5.0 ACRES TOTAL

The permit(s) will be subject to
all prior water rights. Protests
must be filed with the Director,
Dept. of Water Resources, Eastern
Region, 150 Shoup Avenue,
Suite 15, Idaho Falls, Idaho
83402 on or before MAY 7, 1990.

R. KEITH HIGGINSON,
Director

Published 4/19/1990
and 4/26/1990

4-19-2tc

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

APR 27 1990

Department of Water Resources
Eastern District Office

RICKY G. HODGES

being first duly sworn, deposes
and says he is one of the printers (publishers) of the RECORDER-HERALD, a newspaper published
weekly at Salmon, Lemhi County, Idaho, and of general circulation therein.

That the Notice of Application for Water Rights 74-07279

75-07502

, a true
printed copy of which is attached to the margin hereof, has been and was correctly printed and pub-
lished in the regular and entire issue of every number of said newspaper and not in any supplement
thereof or thereto for 2 consecutive issues, commencing with the issue
dated April 19, 1990 and ending with the issue dated April 26
1990.

STATE OF IDAHO

COUNTY OF LEMHI

ss.

On this twenty sixth day of April in the year of 1990

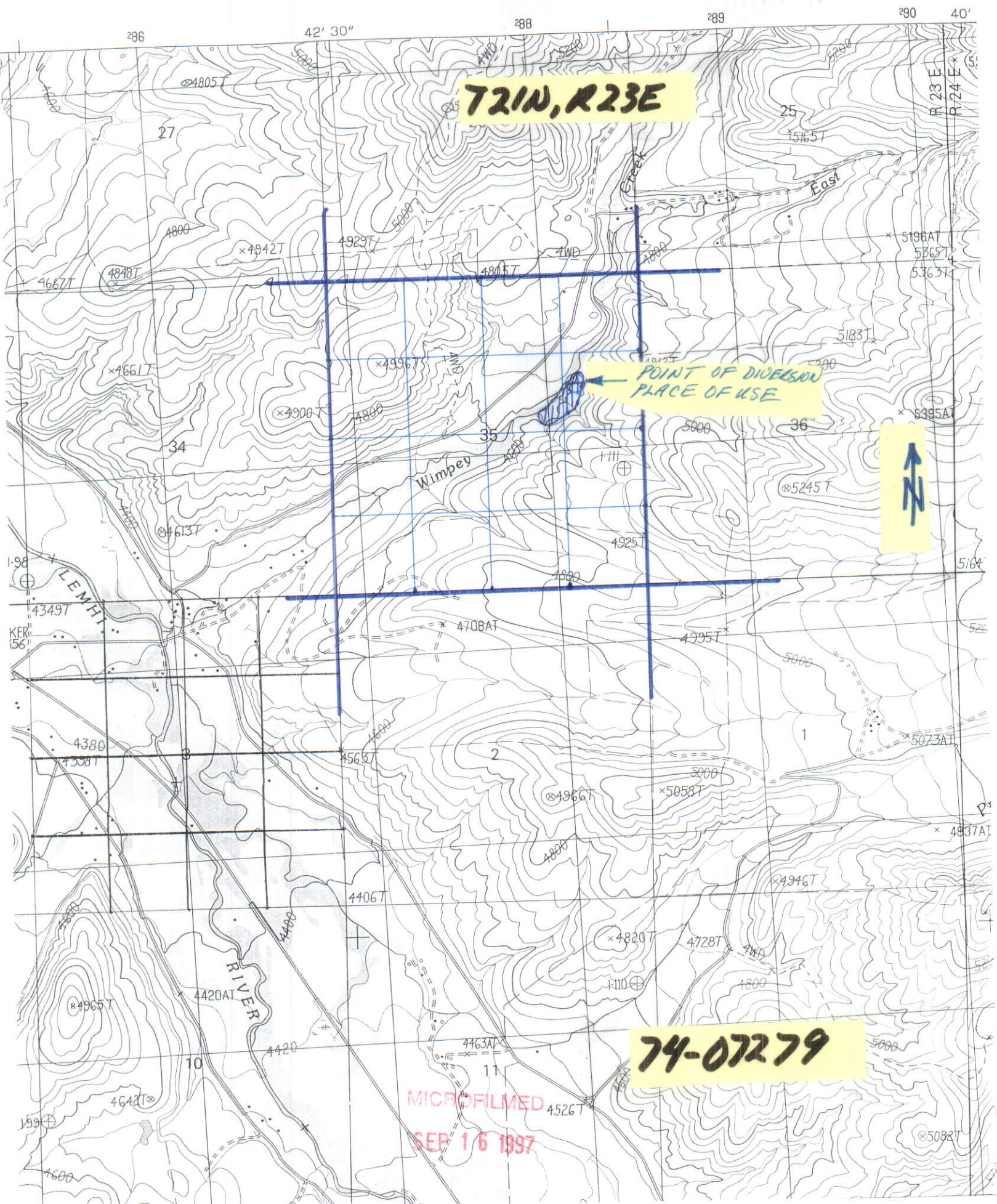
before me, A Notary Public, personally appeared
known or identified to me to be the person whose name subscribed to the within instrument, and be-
ing first duly sworn, declared that the statements therein are true, and acknowledged to me that he
executed the same.

Residing At Salmon, Idaho

Sheila K. Hodges
Notary Public for Idaho

My Commission expires: 9-21-95

Publication Fee \$ 50.76



26 25

35 36

T21N, R23E

POD
DITCH

POD
PUMP

POU

↑
N

MICROFILMED
SEP 16 1997

74-07279

35 36

2 1

DON WARD

IRRIGATION

1/4

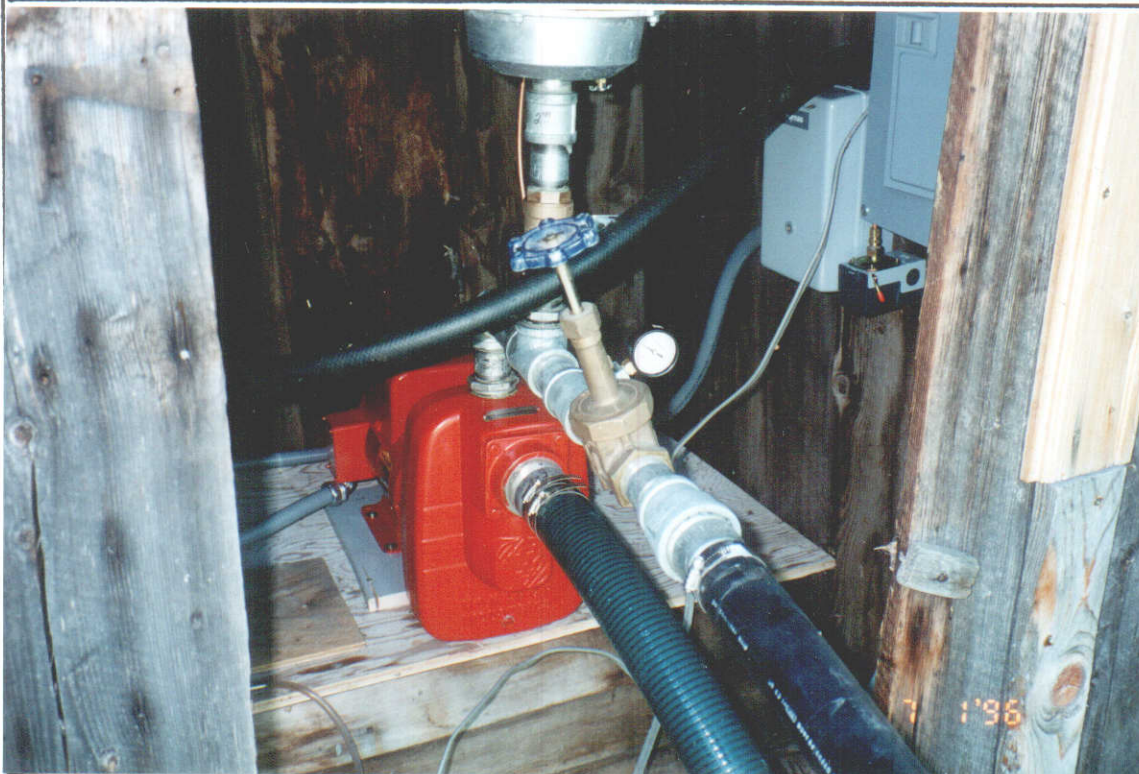
DISTANCE
VIEW OF
POD # 2
PUMP



← WIMPEY
CREEK

→ Flow

POD #2
PUMP



PERMIT
NUMBER

74-7279

REPROFILMED

SEP 16 1997

DON WARD

IRRIGATION

20/4

VIEW OF
SWNE
PLACE OF
USE



VIEW OF
CENTER
PORTION OF
POU



PERMIT
NUMBER

74-07279

RECEIVED
FILMED

SEP 16 1997

DON WARD

IRRIGATION

314



VIEW OF
RIGHT OF
CENTER LINE
OF PLACE OF
USE



VIEW OF
SENE -
RIGHT END OF
PLACE OF USE

MICROFILMED
SEP 16 1997

PERMIT
NUMBER

74-07279

DON WARD

IRRIGATION

45/4



VIEW TOWARD
POD #1

SHOWS
IRRIGATION
DITCH.



WASHED
OUT POINT
OF DIVERSION
#2.

WIMPEY
CREEK

PERMIT
NKMBE4

74-07279

MICROFILMED

SEP 16 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 74-07279

Priority: March 2, 1990

Maximum Diversion Rate:

0.20 CFS

Maximum Diversion Volume:

35.0 AF

This is to certify, that SHARYN WARD
DONALD E WARD

RT 1 BOX 25AB
SALMON ID 83467

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 2, 1990; and has submitted Proof of Beneficial Use on May 18, 1993. An examination indicates that the works have a diversion capacity of 1.020 cfs of water from:

WIMPEY CREEK

tributary to LEMHI RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.20 CFS	35.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 35, Township 21N, Range 23E
LEMHI 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>
21N	23E	35	SWNE 3.5	SENE 6.5		10

Total number of acres irrigated: 10

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 74.
6. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

MICROFILMED

SEP 1 1993

State of Idaho
Department of Water Resources

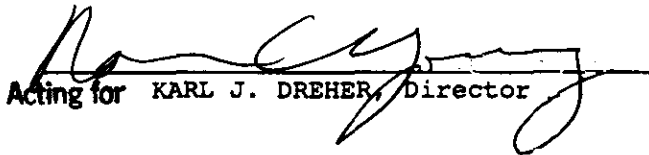
WATER RIGHT LICENSE

WATER RIGHT NO. 74-07279

CONDITIONS OF APPROVAL AND REMARKS

7. The right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.
8. Two points of diversion are located within SENE, S35, T21N, R23E.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 27th
day of AUGUST, 1997.


Acting for KARL J. DREHER, Director

MICROFILMED

SEP 16 1997

State of Idaho
Department of Water Resources

RECEIVED

MAY 29 1997

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 74-07279

Department of Water Resources

Date of Priority: March 2, 1990

Maximum Diversion Rate: 0.20 CFS
Maximum Diversion Volume: 35.0 AF

Comes now

SHARYN WARD
DONALD E WARD

RT 1 BOX 25AB
SALMON ID 83467

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. 74-07279, and requests that the permit be changed as follows:

Source: WIMPEY CREEK tributary to LEMHI RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.20 CFS	35.0 AF

LOCATION OF POINT(S) OF DIVERSION: SENE, Sec. 35, Township 21N, Range 23E
LEMHI 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>
21N	23E	35	SWNE 3.5	SENE 6.5		10

Total number of acres irrigated: 10

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 at Salmon Idaho, this 25 day of May, 1997.

MICROFILMED

(Signature)

SEP 16 1997

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 74-07279

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = 50⁰⁰ Received by KS # C039014 Date 5/29/97

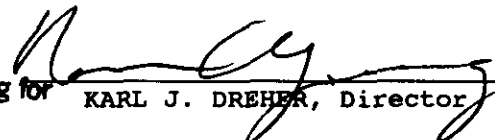
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 74-07279 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 74.
6. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
7. The right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.
8. Two points of diversion are located within SENE, S35, T21N, R23E.

Witness my hand this 27TH day of August, 1997.


Acting for KARL J. DREHER, Director

MICROFILMED
SEP 16 1997

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT)
NO. 74-07279 IN THE NAME)
OF DONALD E. &/OR SHARYN WARD)
_____)

ORDER REMOVING
CONDITION OF APPROVAL

WHEREAS, on March 2, 1990, Donald E. and Sharyn Ward applied to the Department of Water Resources (Department) for a permit to appropriate water from Wimpey Creek for irrigation use; and,

WHEREAS, on June 4, 1990 the Department approved Permit No. 74-07279 with the following condition:

A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion prior to diversion of water under this permit.

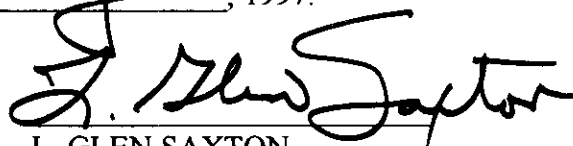
and,

WHEREAS, the watermaster of Water District No. 74 has informed the department that lockable devices are not necessary for regulation of water rights from Wimpey Creek; and,

WHEREAS, there appears to be reasonable cause to remove the condition,

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval requiring the installation of a lockable device for Permit No. 74-07279 is REMOVED. The Department retains jurisdiction to reinstate the condition in the future upon a finding of need by the Department.

Dated this 14th day of May, 1997.


L. GLEN SAXTON
Chief, Water Allocation Bureau

MICROFILMED
SEP 16 1997

RECEIVED

MAY 24 1993

Department of Water Resources

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 5-20-93
Receipt No. EC1816
Receipt by [Signature]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

MAY 18 1993

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 a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 74-07279 Telephone No. 756-2083
2. Name(s) of Permit Holder(s): DONALD & SHARYN WARD
3. Mailing Address: RT#1 Box 25 AB Salmon Idaho 83467
4. Source of Water: Wimpey Cr.

If GROUNDWATER, Well Driller's Name: _____ Date Drilled: _____

OPTIONAL:

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

5. Extent of Use (as authorized by the permit):

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

Irrigation 15 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted .20 cfs OR _____ acre/feet

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

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

OR
Flow Measurement Port: Required? _____ Yes No Installed? _____ Yes No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

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

Donald E. Ward 756-2083
Name Telephone No.

RT#1 Box 25 AB Salmon Idaho 83467
Address

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

JUL 06 1993

5-12-93
Date

Donald E. Ward
Signature (and title, if on behalf of a company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 74-07279

Proposed Priority: March 2, 1990 Maximum Diversion Rate: 0.26 CFS

This is to certify, that **SHARYN WARD**
DONALD E. WARD
1970 VAN CIRCLE
IDAHO FALLS, ID 83404

has applied for a permit to appropriate water from:

WIMPEY CREEK tributary of **LEMHI 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 11/01	0.26 CFS

<u>LOCATION OF POINT(S) OF DIVERSION:</u>		
	NENE	Sec. 35, Township 21N, Range 23E
	SENE	Sec. 35, Township 21N, Range 23E
		LEMHI County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
21N 23E 35	SWNE 1	SENE 12		13

Total number of acres irrigated: 13

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 1993.
2. Subject to all prior water rights.
3. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
4. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
5. A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion prior to diversion of water under this permit.
6. Use of water under this permit is subject to control by the watermaster of State Water District No. 74.
7. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

MICROFILMED

JUN 28 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 74-07279

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

4 ~~th~~ day of June, 1990.

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

JUN 28 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: SHARYN WARD 208-523-6090
Address: 1970 VAN CIRCLE
IDAHO FALLS, ID 83404
OR
Name: DONALD E. WARD 208-523-6090
Address: 1970 VAN CIRCLE
IDAHO FALLS, ID 83404
2. Source: WIMPEY CREEK Trib. to: LEMHI RIVER
3. Location of Point of Diversion: NENE Sec. 35, Township 21N, Range 23E
SENE Sec. 35, Township 21N, Range 23E
LEMHI County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	04/01	11/01	0.260		
5. Total quantity appropriated is:
0.260 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
HEADGATE TO DITCH, PUMP IN RIVER
 - b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
 - c. Proposed well diameter is inches; proposed depth of well is
feet.
 - d. Is groundwater with a temperature greater than 90F being sought? NO
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 5 years.
8. Description of proposed uses:
IRRIGATION OF 13 ACRES

MICROFILMED

JUN 28 1990

Ident. No. 74-07279
Page 2

9. Place of Use: IRRIGATION

TWN	RGE	SEC	ACRES	ACRES	ACRES	TOTAL
21N	23E	35	SWNE 1	SENE 12		13
Total number of acres irrigated:						13

10. Describe any other water rights used for the same purposes.
A74-00646A

11. a. Who owns the property at the point of diversion?
DON GOODRICH AND APPLICANTS
b. Who owns the land to be irrigated or place of use?
APPLICANTS
c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.

12. Remarks:

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

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

X Mary Ward
Applicant

Received by DM Date 3/2/90 Time 5:20 Preliminary check by DMD

Fee \$ 45.00 Receipted by DM # 5012211 Date 3/2/90

Publication prepared by RB Date 4-19-90 Published in Recorder-Herald

Publication approved CW Date 5-10-90

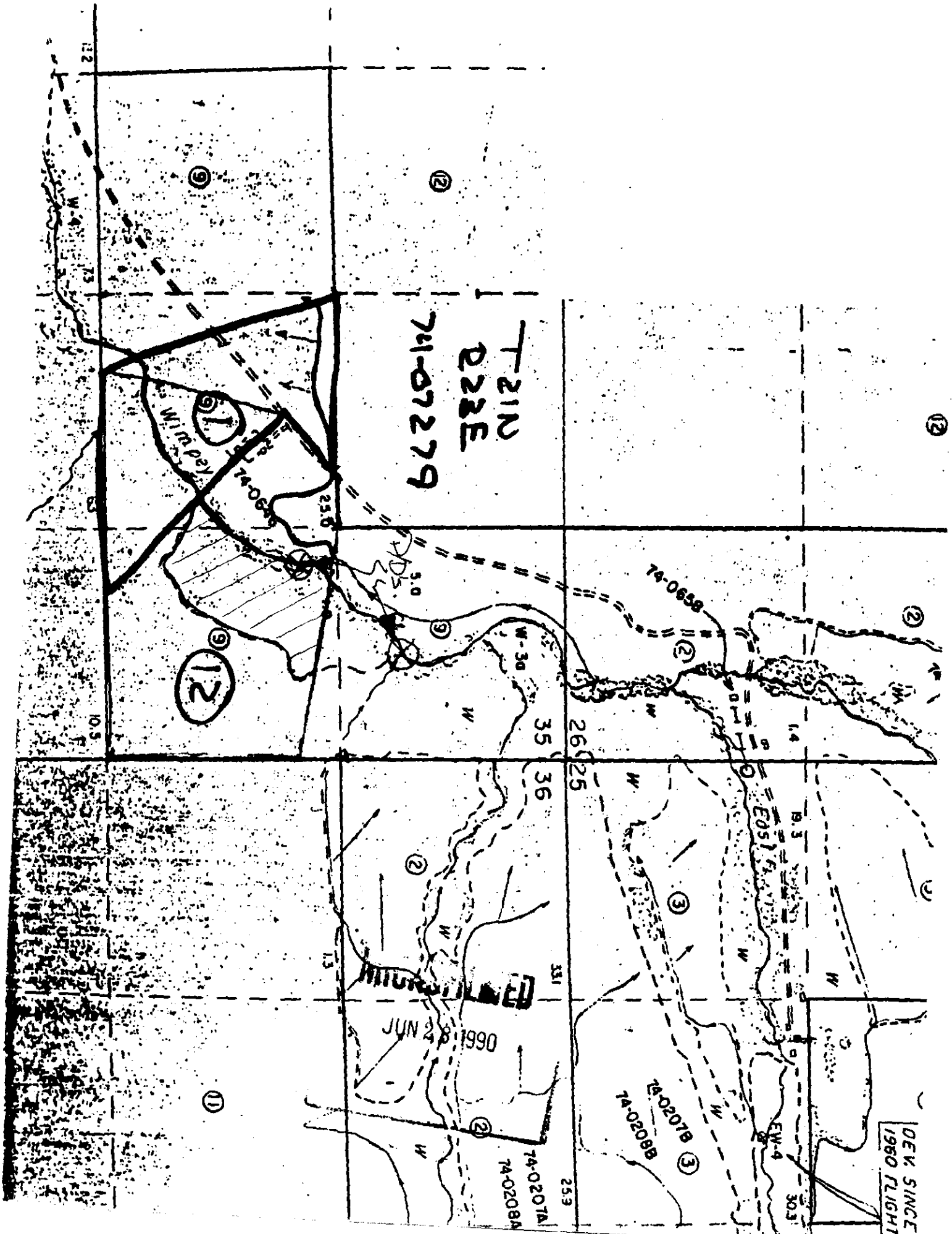
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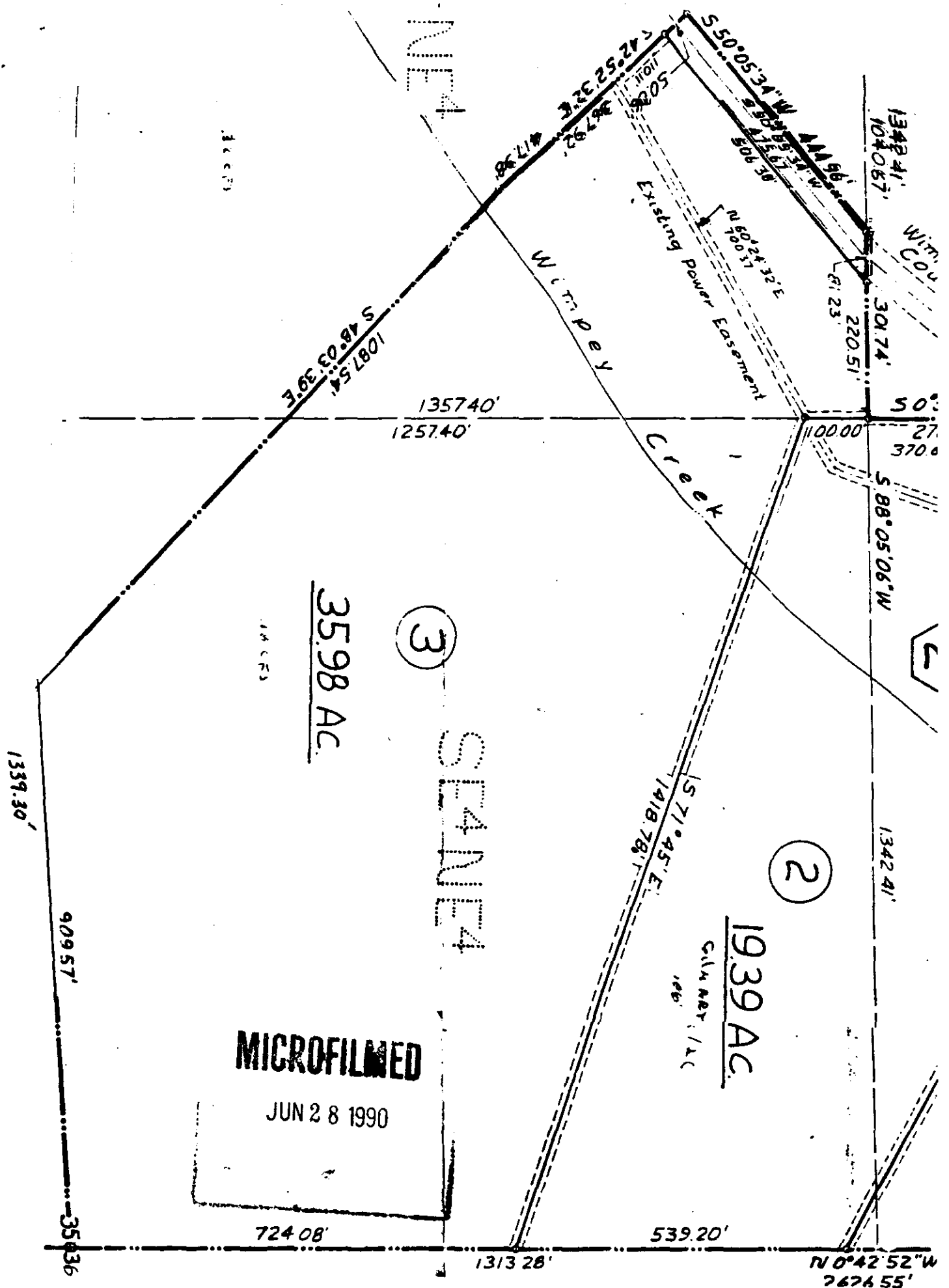
JUN 28 1990

T 21N
022E
74-07279

DEV. SINCE
1960 FLIGHT

JUN 28 1990





NOTICE OF APPLICATION
FOR WATER RIGHTS

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

74-07279

WARD, SHAWN
WARD, DONALD E.
1970 VAN CIRCLE
IDAHO FALLS, ID 83404
Source: WIMPEY CREEK
Tributary: LEMHI RIVER
Diversion Pt: NENE Sec 35 T 21N
R 23E SENE Sec 35 T 21N R 23E
Use: IRRIGATION (.260 CFS)
Total Diversion: (.260 CFS)
Date Filed: 3/2/1990
In: T21N R23E S35 SWNE SENE
13.0 ACRES TOTAL

75-07502

FERNANDEZ, GEORGE T.
P.O. BOX 825
CHALLIS, ID 83226
Source: PANTHER CREEK
Tributary: SALMON RIVER
Diversion Pt: NENE Sec 33 T 21N
R 19E
Use: IRRIGATION
Total Diversion: (.100 CFS)
Date Filed: 2/12/1990
In: T21N R19E S33 NENE
5.0 ACRES TOTAL

The permit(s) will be subject to
all prior water rights. Protests
must be filed with the
Dept. of Water Resources
ern Region, 150 Shoup Avenue,
Suite 15, Idaho Falls, Idaho
83402 on or before MAY 7, 1990

R. KEITH HIGGINSON,
Director

Published 4/19/1990
and 4/26/1990

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

APR 27 1990

Department of Water Resources
Eastern District Office

RICKY G. HODGES

being first duly sworn, deposes
and says he is one of the printers (publishers) of the RECORDER-HERALD, a newspaper published
weekly at Salmon, Lemhi County, Idaho, and of general circulation therein.

That the Notice of Application for Water Rights 74-07279

75-07502, a true
printed copy of which is attached to the margin hereof, has been and was correctly printed and pub-
lished in the regular and entire issue of every number of said newspaper and not in any supplement
thereof or thereto for 2 consecutive issues, commencing with the issue
dated April 19, 1990 and ending with the issue dated April 26
1990.

STATE OF IDAHO

COUNTY OF LEMHI

ss.

On this twenty sixth day of April in the year of 1990
before me, A Notary Public, personally appeared
known or identified to me to be the person whose name subscribed to the within instrument, and be-

ing first duly sworn, declared that the statements therein are true, and acknowledged to me that he
executed the same.

Shirley K. Hodges
Notary Public for Idaho

Residing At Salmon, Idaho

My Commission expires: 9-21-95

Publication Fee \$ 50.76



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

August 28, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

SHARYN WARD
DONALD E WARD
RT 1 BOX 25AB
SALMON ID 83467

RE: WATER RIGHT NO. 74-07279

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. 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 of the Department unless a party petitions for reconsideration or files an exception and/or brief 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 twenty-one (21) 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. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

MICROFILMED

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department 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 Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department 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 Department 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 37-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

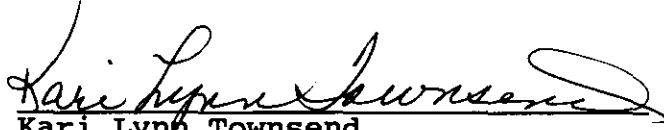
3 MICROFILMED
SEP 16 1997

CERTIFICATE OF MAILING

I hereby certify that on the 28th day of August, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 74-07279

SHARYN WARD
DONALD E WARD
RT 1 BOX 25AB
SALMON ID 83467


Kari Lynn Townsend
Secretary

MICROFILM

SEP 16 1997



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

May 16, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

SHARYN WARD
DONALD E WARD
RT 1 BOX 25AB
SALMON ID 83467

RE: WATER RIGHT NO. 74-07279

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion and the place(s) of use description. Please review carefully and if you concur, sign the amendment and return it with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of Conditions of Approval and Remarks proposed for the license when it is issued. These conditions of approval and remarks may be modified upon further administrative review.

Also enclosed is an order removing the requirement for the installation of a lockable device.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

100-111
SEP 18 1997

MEMORANDUM

TO: File 74-07279

FROM: Sharla

DATE: March 13, 1997

RE: Telecon

On this date, Rick Sager (watermaster for Water District No. 74) called in response to my letter of 3/12. He informed me that they are not requiring right holders to install lockable headgates on this creek. He uses a flow meter for measurement and therefore doesn't require the holder to have any type of measuring device.

WDRB-111
SEP 16 1997



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 12, 1997

Rick Sager
201 Broadway
Salmon, ID 83467

RE: Permit No. 74-07279

Dear Mr. Sager:

At the time the above referenced permit was processed, it was approved with a condition of approval making it subject to control of the watermaster. A second condition required a lockable device to be installed on the diverting works providing the watermaster suitable control of the diversion.

Recently, one of the department's field examiners conducted an inspection under this right for purposes of issuing a license. The examiner reported that a lockable device has not been installed. I am therefore writing to you to request information as to whether such a device is actually needed to provide you, as the watermaster, control of the diversion. I am enclosing a copy of the permit for your review to help determine whether or not a lockable device (or any other type of measuring device) is a necessity for regulating this water right.

I look forward to hearing from you and thank you in advance for your help in this matter.

Sincerely,

SHARLA CURTIS
Water Resource Agent

Enclosure

SEARCHED
SERIALIZED

LICENSE REVIEW CHECKLIST

PERMIT NO. 74-07279

DATE 2/25/97

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>NO</u>
SOURCE	<u>—</u>	<u>✓</u>	Is change clarification of originally intended source? <u>—</u>
POINT OF DIV	<u>—</u>	<u>✓</u>	If not, prepare Notice of Intent to Void <u>—</u>
PLACE OF USE	<u>—</u>	<u>✓</u>	Amendment required <u>NO</u>

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate	<u>.26</u> cfs
Fee limit	<u>.20</u> cfs <u>\$50⁰⁰</u>
Measured	<u>.85</u> cfs <u>flood irrig from ditch .17 for sprinklers</u>
Theoretical	<u>2.27</u> cfs

Recommended Total Div Rate .20 cfs

ANNUAL VOLUME/
NATURE OF USES —

<u>✓</u>	Use <u>Ir</u>	Volume Calculation <u>10 X 3.5 = 35.0 af</u>
		<u>—</u> af
		<u>—</u> af
		<u>—</u> af
	SUBTOTAL	<u>35.0</u> af

Flow rate .20 cfs X 184 days X 1.98 = 72.9 af
 Total volume recommended 35.0 af
 (SUBTOTAL or Flow Rate, whichever is less)

REMARKS 2 pld in SENE, S35, T21N, R23E.

CONDITIONS R04 Watermaster Control WD# 74
R02 GW Measurement/Measuring Device
R30 Overlap

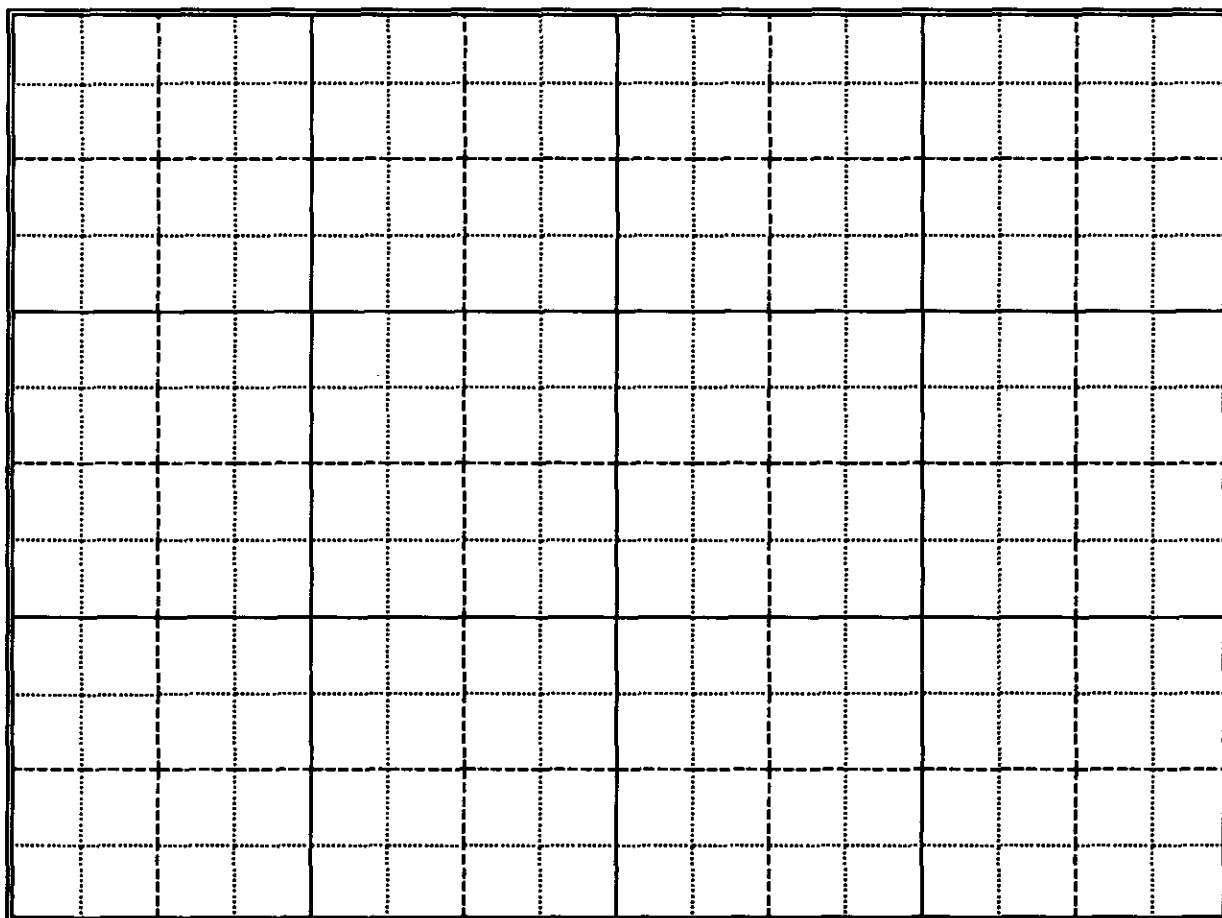
— Use-specific conditions
 Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed N/A
 Adjustment Memo —

1st Amend Letter —
 2nd Amend Letter — P 37 + P 38
P 42

TOTAL

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable. *SEE MAPS + PHOTOS*



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
<i>STREAM PUMP</i>	<i>BALDOR</i>	<i>5</i>	<i>PORTABLE</i>		<i>1 1/2"</i>

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
<i>FLOW METER</i>	<i>AA</i>			<i>090127</i>		

2. Measurements: *TAKEN ABOUT 30' FROM STREAM POND ON DITCH.*

RECORDED

SEP 16 1997

E. NARRATIVE/REMARKS/COMMENTS

TWO SEPARATE POINTS OF DIVERSION BUT IN SAME 10 ACRE TRACT.

POD #1 TAKES WATER OUT OF WIMPY CREEK INTO A SHALL DITCH AND DISTRIBUTES IT TO HIGHER (ELEVATION) PLACES OF USE VIA EARTH OR PLASTIC DAMS THROUGH FLOOD IRRIGATION.

POD #2 IS A 5HP PORTABLE PUMP WHICH PUMPS WATER VIA A 1 1/2" BLACK PLASTIC PIPE TO 30 RAIN BIRDS SITUATED ACROSS THE PLACES OF USE. MOST OF THE 3/4 AND 1/2 INCH LATERAL LINES CAN BE MOVED AROUND FOR COVERAGE.

* DITCH HAS ~~NO~~ CONTROL DEVICE (^{NOT} LOCKABLE).

Have conditions of permit approval been met? ☒ yes ☐ no

EXCEPT AS NOTED ABOVE.

MICROFILMED

SEP 16 1997

F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

$$Q - \text{PUMP} = 1.42 \text{ CFS}$$

$$Q - \text{DITCH} = 0.84 \text{ CFS} \leftarrow \text{UNDERSTATED (AT TIME OF MEASUREMENT MAIN CHANNEL DIVERSION HAD BEEN WASHED OUT.)}$$

TOTAL 2.36 CFS MINIMUM CAPACITY

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 10 \text{ AC} \times 3.5 = 35 \text{ AF} \quad 72.6 \text{ AF}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.26 \text{ CFS} \times 183 \times 1.9835 = 94.32 \text{ AF}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 35 \text{ AF}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS PERMIT LIMITS TO 0.26 CFS but only 10 acres x 0.20 cfs yields 0.20 CFS *def*

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs) 0.20	Annual Volume V (afa)
	From	To		
IRRIGATION	4/15	10/15	0.26 CFS	35 AFA
Totals:			0.26 CFS	35 AFA

0.20

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

I. AUTHENTICATION

Field Examiner's Name SIMPSON Date 1/9/97

Reviewer [Signature] Date 1-10-97

SEAL

MICROFILMED

SEP 16 1997

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

$$Q_{cfs} = [(Hp)(8.814)(Eff)] \div [Lift + (psi \times 2.308)]$$

$$Hp = \text{Horsepower} = \underline{5}$$

$$Eff = \text{Efficiency} = \underline{.7} \quad (\text{Usually } 70\%)$$

Lift: (Static Level + Assumed Draw down)

$$\text{Static Water Level} = \underline{3'} \text{ ft.}$$

$$\text{Assumed Draw down} = + \underline{-0} \text{ ft. STREAM}$$

$$\text{Lift} = \underline{3'}$$

OR

$$\text{Measured Dynamic Water Level} = \underline{\hspace{2cm}} \text{ ft.}$$

$$psi = \text{Operating Pressure} = \underline{30} \text{ psi AVERAGE}$$

$$Q_{cfs} = \left[\frac{5}{Hp} \times 8.814 \times \frac{.7}{Eff} \right] \div \left[\frac{3}{Lift} + \left(\frac{30}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\underline{103.089} \right] \div \left[\underline{72.24} \right]$$

$$Q_{cfs} = \underline{1.42} \text{ cfs}$$

POD #2

MICROFILMED
SEP 10 1972

PERMIT NO. 74-07279

74-07279

Date 7/1/96 DISCHARGE MEASUREMENT NOTES #090135 AA
DITCH River at WIMPEY CREEK

[illegible]

SEP 16 1997

74-07279

FIELD EXAM NOTES

EXAM # 74-07279

DATE OF EXAM 7/1/96

PERMITEE NAME DON WARD

OTHER WATER RIGHTS SAME POD NO

OTHER WATER RIGHTS SAME POU NO

PUMP #1 HP 5 MAKE BALDOR SERIAL # _____
COLOR AND DESCRIPTION Orange
OUTPUT DIAMETER 3/4" SYSTEM PRESSURE 85 PSI WELL DEPTH _____
STATIC H2O 3' WELL DEPTH 8 DYNAMIC PUMP _____
PSI GAGE TYPE Hydral CHECK VALVE [Y] (N) GATE VALVE (Y) [N]
Long Mount 2" Inlet

PUMP #2 HP _____ MAKE _____ SERIAL # _____
COLOR AND DESCRIPTION _____
OUTPUT DIAMETER _____ SYSTEM PRESSURE _____ PSI WELL DEPTH _____
STATIC H2O _____ WELL DEPTH _____ DYNAMIC PUMP _____
PSI GAGE TYPE _____ CHECK VALVE [Y] [N] GATE VALVE [Y] [N]

BOOSTER PUMP #1 HP _____ MAKE _____ SERIAL # _____
COLOR AND DESCRIPTION _____

BOOSTER PUMP #2 HP _____ MAKE _____ SERIAL # _____
COLOR AND DESCRIPTION _____

CIRCLE PIVOT [Y] [N] NUMBER OF TOWERS _____ PIVOT LENGTH _____
PRESSURE [H] [L]

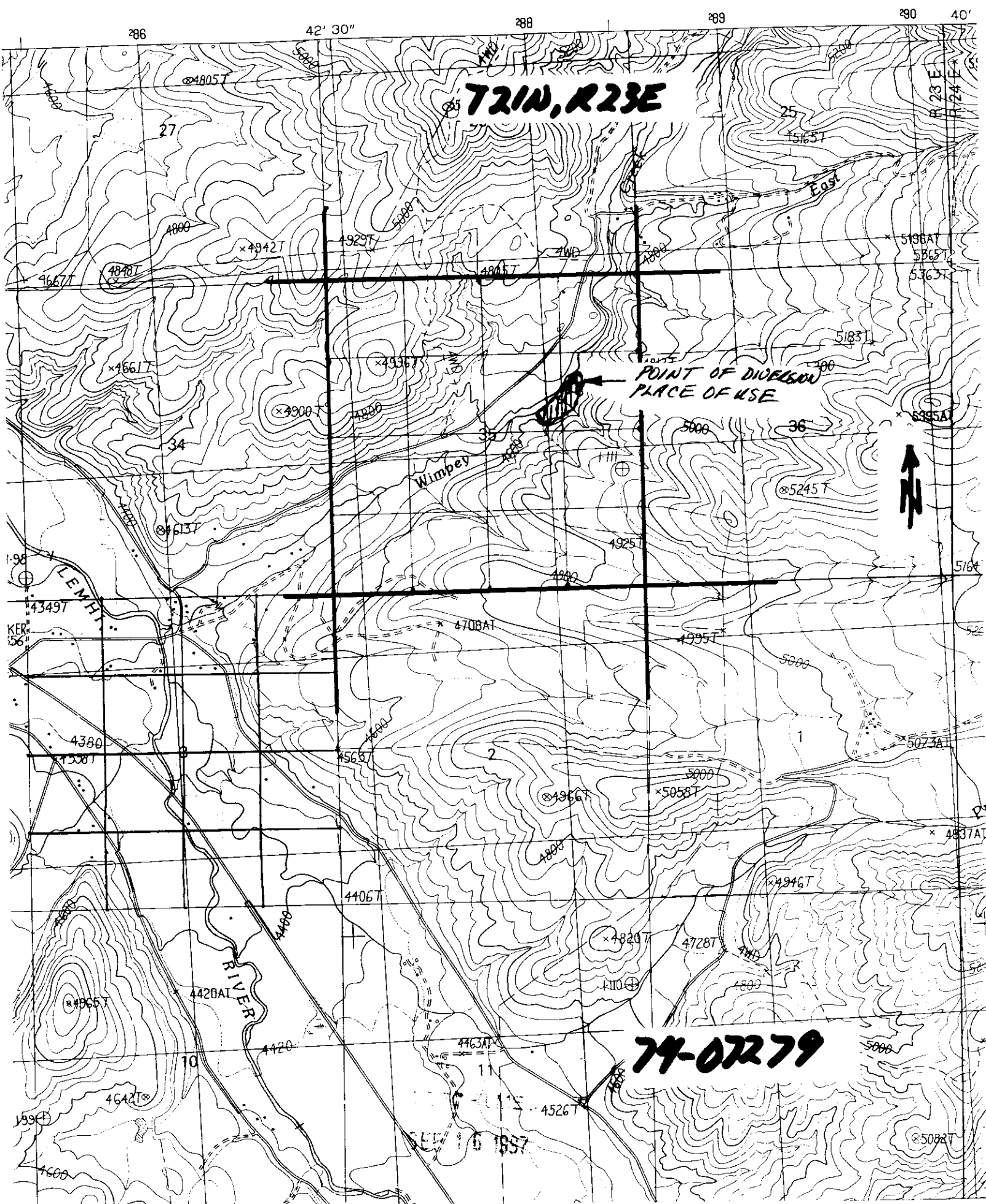
HAND LINES (Y) [N] NUMBER OF LINES (1) LENGTH OF LINES 800' +

1st RAIN BIRDS PER LINE 30 NOZZEL DIAMETER 2 1/8" = 2.56 GPM
38 PSI + 22 PSI END = Avg 60/2 = 30 PSI 2.56 x 30 = 76.8 / 448.8 = 0.17 cfs.
SURFACE WATER TYPE OF MEASUREING DEVICE _____

AA METER PIGMY METER WEIR OR FLUME BUCKET/WATCH 1

PART FLOOD IRR FROM DITCH AT 0.8475 FLOW AT TIME OF MEASURE.
PART IRR. BY 5HP PUMP

USE BACK OF PAGE FOR SKETCH AND MEASUREMENTS OF SYSTEM Want 0.250 cfs.



T21N, R23E

FOOD
DITCH

FOOD
DITCH

POW

AN

74-07279

35 36

2

DON WARD

IRRIGATION

15/4

DISTANCE
VIEW OF
POD # 2
PUMP

← WIMPEY
CREEK

→ FLOW

POD # 2
PUMP

PERMIT
NUMBER

74-7279

SEP 16 1977

DON WARD

IRRIGATION

20/4

VIEW OF
SWNE
PLACE OF
USE



VIEW OF
CENTRAL
PORTION OF
POU



PERMIT
NUMBER

74-07279

1977

DON WARD

IRRIGATION

354

VIEW OF
RIGHT OF
CENTER LINE
OF PLACE OF
USE



VIEW OF
SENE -
RIGHT END OF
PLACE OF USE



PERMIT
NUMBER

74-07279

SEE 16 07

DON WARD

IRRIGATION

45/4

VIEW TOWARD
POD #1

SHOWS
IRRIGATION
DITCH.



WASHED
OUT POINT
OF DIVERSION
#2.

WIMPEY
CREEK



PERMIT
NUMBER

74-07279

10-10-41

SEP 15 1972

May 28, 1993

SHARYN WARD
DONALD E. WARD
RT 1 BOX 25AB
SALMON ID 83467

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 74-07279

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 EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECEIVED
JUL 06 1993

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 74-07279

Reviewed by Klg

Date 5/25/93

GENERAL CONSIDERATIONS

yes Name same as permit?
no Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

irrigate - 13

Correct Uses? yes

SOURCE OF WATER

✓ Surface water source

 Ground water source

NA Drilling permit required?

 Copy in the file? Drilling Permit No.

 Amount paid for permit Correct?

 Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
50 Amount Submitted
yes Correct?

MEASURING DEVICE

yes Required?
yes Installed?
NA Waiver requested?

PRIORITY CALCULATION

Date proof received NA

Date proof due -

No. of days late =

Priority Date +

New Priority Date

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY

New Address PL 1 Box 25AB 5/25/93
Salmon, ID 83467 Klg

Proof Made 5/18/93

5/28/93 Klg

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
North Orchard Street
L. Boise, Idaho 83706-2237

CERTIFIED MAIL

NO. 140044

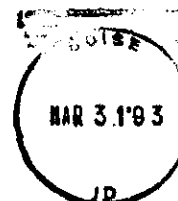


"NOT DELIVERABLE AS ADDRESSED
NO FORWARDING ORDER ON FILE"

RECEIVED

APR - 5 1993

Department of Water Resources



1525

Remailed 4/16/93

JUL 06 1993

43484-5728 32



March 31, 1993

Donald and Sharyn Ward
Rt 1 Box 25AB
Salmon, ID 83467

PROOF DUE NOTICE

RE: PERMIT NO. 74-07279

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, 1993. (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.

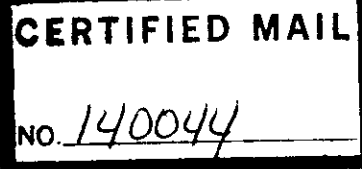
SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

NOTIFIED

JUL 06 1993



140064

STATE OF IDAHO.
DEPARTMENT OF WATER RESOURC
COMMENCEMENT OF WORKS

Permit No. 74-07279
Name(s) of Permit Holder(s): DONALD E. OR SHARYN WARD
Post Office Address: RT1, BOX 254B
SALMON, ID 83467 Tel. No. 756-2083

☒ I hereby certify that construction of diversion works for the above referenced permit began on AUG 15, 1991 (date). I understand 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.

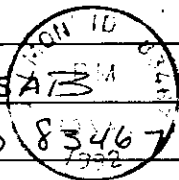
3-30-92
Date

Donald E. Ward
Signature of Permit Holder

WARD

R+1, Box 257B

SALMON, ID 83467

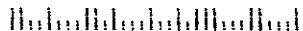


REGISTERED

JUL 06 1993



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 327-7900
June 4, 1990

SHARYN WARD
DONALD E. WARD
1970 VAN CIRCLE
IDAHO FALLS, ID 83404

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P74-07279

Dear Permit Holder:

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

Be sure to note the special condition requiring you to install a lockable device that will provide the watermaster control on your diversion.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

MICROFILMED

JUN 28 1990

└──────────┘

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

JUN 28 1990

(Dist. for staffing 3-5-90)

Submitted for advertising 3-14-90

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY DMD DATE _____ APPLICATION NUMBER 74-7279
Sharyn or Donald E. Ward
REQUIRED INFORMATION

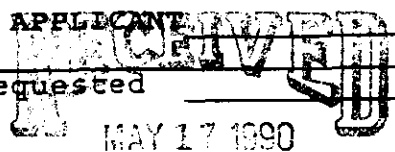
- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
- ☒ County
- ☒ Quantity (flow and/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

ADDITIONAL INFORMATION

- ☒ Overlapping place of use (Describe source & relationship to present application on the back. A74-00646A)
- ☒ Overlapping point of diversion
- ☐ Yes ☒ No Field check required
- ☐ Yes ☒ No Field check by _____
- ☐ Yes ☒ No Field report attached
- ☐ Yes ☒ No Critical groundwater 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 trust water 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 _____



Department of Water Resources

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

SEND COPIES TO ☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☒ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☒ Water District 74
☐ 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 & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 5-2-90
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ 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. 74
☒ Yes ☐ No Special conditions of approval or cover letter below.

See below for additional information

Date of priority recommended 3-2-90
By HGJ Date 5-10-90

STATE OFFICE REVIEW

PO1, P17 01H 05(74) 26 04

See below for additional information

By kw Date 5-23-90

ADDITIONAL INFORMATION

Conditions, <017
Allow 3 yrs. to develop

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - A74-00646A

Adj. Flag Translation: Adjudication Temporary Work Area

Old (D) Number -

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

*** C - CURRENT OWNER ***
WARD

SHARYN

1 - 1970 VAN CIRCLE

2 -

3 -

City- IDAHO FALLS

State- ID Zip- 83404

Phone - 208-523-6090

1 - 1970 VAN CIRCLE

2 -

3 -

City- IDAHO FALLS

State- ID Zip- 83404

Phone - 208-523-6090

WARD

DONALD E.

*** O - ORIGINAL OWNER ***
DILLON

BETH

1 - P.O. BOX 872

2 -

3 -

City- SALMON

State- ID Zip- 83467

Phone - 208-000-0000

1 - P.O. BOX 872

2 -

3 -

City- SALMON

State- ID Zip- 83467

Phone - 208-000-0000

DILLON

ROBERT E.

+ - - Priority Date - - +
04/01/1930

+ - - Region - - - +
15

+ - - Stage - - - +
D - DECREED

+ - - Status - - - - +

+ - - - - Source - - - - - +
WIMPEY CREEK

+ - - - - Tributary - - - - - +
LEMHI RIVER

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County (Blank if no Index Code)

21N 23E 26 SE SE (59) LEMHI

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 03/15 11/15 0.430

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.430 65.0

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

21N 23E 35 SW NE 25.0 01 IRRIGATION (59) LEMHI
21N 23E 35 SE NE 1.0 01 IRRIGATION (59) LEMHI

MICROFILMED

JUN 2 8 1990

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - A74-00646A

Adj. flag translation: Adjudication Temporary Work Area

+ - - - - Place of Use - - - - -
+ Twn Rng Sec Tract Lot Acres Code Description County +

Total Acres: 26.0

+ - - Diversion Means - HEADGATE TO DITCH TO PLACE OF USE FOR IRRIGATION.

+ - - Non-Irrigation Use - N/A

+ - - Other Rights for Same Use - N/A

+ - - - - Remarks - - - - -
FROM PROPOSED FINDING OF WATER RIGHTS IN THE LEMHI RIVER BASIN.
THIS CLAIM IS A PORTION OF DECREED WATER RIGHT 74-00646.

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

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
STATE OF IDAHO MARY A. ADAMS, ET AL. 00/00/0000

+ - - Audit Fields - THOMPSON

+ - - - - Adjudication Rights Dates and Flags Area - - - - -

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 00/00/0000	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X999999	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR		

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JUN 27 1990

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT

Water Right Number - 74-00646

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
DILLON

ROBERT E.

1 - P.O. BOX 872

2 -

3 -

City- SALMON

State- ID Zip- 83467

Phone -

DILLON

BETH

1 - P.O. BOX 872

2 -

3 -

City- SALMON

State- ID Zip- 83467

Phone -

+ - - Priority Date - - +
04/01/1930

+ - - - Region - - - +
15

+ - - - Stage - - - +
D - DECREED

+ - - - Status - - - +

+ - - - - Source - - - - - +
WIMPEY CREEK

+ - - - - - Tributary - - - - - +
LEMHI RIVER

TwN	Rng	Sec	Tract	Lot	RFlg	Point of Diversion	County	Stream Index (Blank if no Index Code)
21N	23E	26	SE SE			(59) LEMHI		

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/15	11/15	0.620	

+ - Total Div. Rate - + 0.620 + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +

TwN	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
21N	23E	35	NE NE		5.0	01	IRRIGATION	(59) LEMHI
21N	23E	35	SW NE		25.0	01	IRRIGATION	(59) LEMHI
21N	23E	35	SE NE		1.0	01	IRRIGATION	(59) LEMHI

Total Acres: 31.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +
No Remarks found.

RECORDED

JUN 28 1990

Water right number - 74-00646

Adj. flag translation: Standard Water Right Number

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

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - 01/15/80

05/21/88 CONVERT

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

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

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JUN 28 1990

IDAHO DEPARTMENT OF FISH AND GAME
REGION 6
1515 Lincoln Road
Idaho Falls • Idaho • 83401

RECEIVED

MAY - 7 1990

Department of Water Resources
Eastern District Office

May 3, 1990

Mr. Harold W. Jones
Water Rights Supervisor
Idaho Department of Water Resources
150 Shoup Avenue, Suite 15
Idaho Falls, Idaho 83402

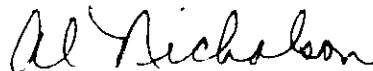
RE: Application #74-07279 - Ward

Dear Harold:

Department personnel have reviewed Ms. Ward's application to divert 0.26 cfs of water from Wimpey Creek to irrigate 13 acres and have no objection to the issuance of the permit.

Thank you for the opportunity to comment on this matter.

Sincerely,



for Herbert A. Pollard, II
Regional Supervisor
Region 6

HAP:JRL:dk

cc: U.S. Fish & Wildlife Service
Bureau of Program Coordination
Bureau of Fisheries
Jim Lukens

RECEIVED

JUN 28 1990

19-Apr-1990

Everett DeCora
Water Master #74
Rt. 1, Box 7-A
Salmon, ID 83467

RE: Application for No. 74-07279

Dear Watermaster:

Please find enclosed a copy of the above referenced application.
Please review the application and complete the form, returning
them to this office as soon as possible.

Thank you for your cooperation in this matter.

Respectfully submitted,

Harold Jones
Water Rights Supervisor

HJ/rb
Enclosure

MICROFILMED

JUN 28 1990

19-Apr-1990

Donald E. or Sharyn Ward
1970 Van Circle
Idaho Falls, ID 83404

RE: Application for Permit No. 74-7279

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Recorder-Herald on April 19 & 26, 1990. The advertisement will be published for two consecutive weeks, and 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.

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

MICROFILMED

JUN 28 1990



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

APRIL 11, 1990

RECORDER-HERALD
P.O. BOX 310
SALMON, ID 83467

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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MAY 7, 1990.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED

JUN 28 1990

74-07279

WARD, SHARYN
WARD, DONALD E.
1970 VAN CIRCLE
IDAHO FALLS, ID 83404

Source: WIMPEY CREEK

Tributary: LEMHI RIVER

Diversion Pt: NENE Sec 35 T 21N R 23E
 SENE Sec 35 T 21N R 23E

Use: IRRIGATION (.260 CFS)
 Total Diversion: (.260 CFS)

Date Filed: 3/ 2/ 1990

In: T21N R23E S35 SWNE SENE

13.0 ACRES TOTAL

RECORDED

JUN 28 1990

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 150 Shoup Avenue, Suite 15, Idaho Falls, Idaho 83402 on or before MAY 7, 1990.

R. KEITH HIGGINSON, Director

Published 4/19/1990 & 4/26/1990

MICROFILM

APR 28 1990

28-Mar-1990

Herb Pollard
Regional Supervisor
Department of Fish & Game

Idaho Falls, ID 83401

RE: Application for NO. ~~74-07279~~, 29-07889, 27-07495

Dear Sir:

We are enclosing a copy of the applications that may be of interest to your department. Please review the applications and submit any comments you may have to our Department as soon as possible. The last date of protest is May 7, 1990, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb
enc.

MICROFILMED

JUN 28 1990