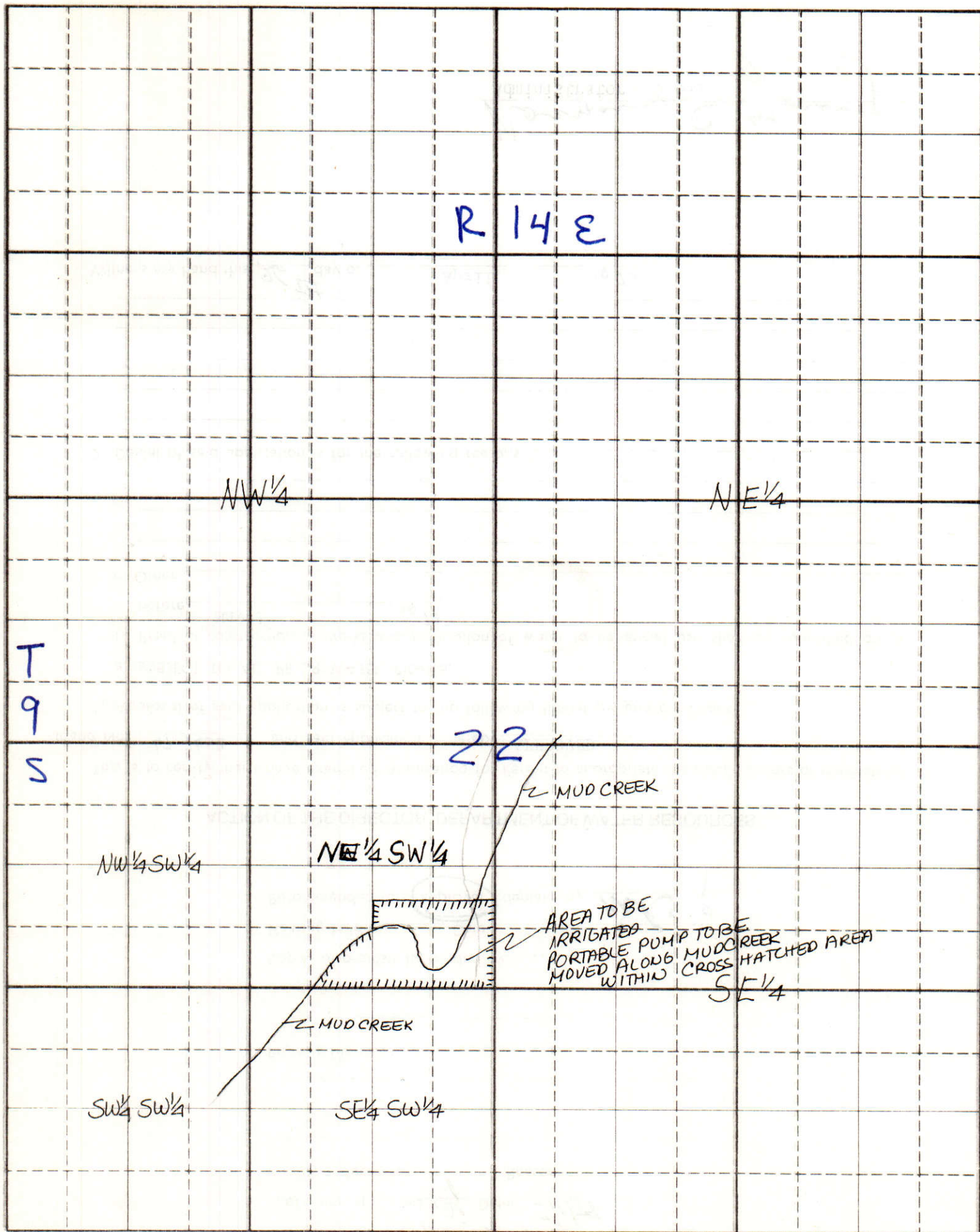


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: $\frac{1}{8}$ 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.

Donald E. Wayford
(Applicant)

OK
WJ 3/1/78

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Donald E. Wolford, Buhl, Idaho 83316, has on 2/7/78 submitted Application No. 47-7452 for a permit to appropriate 0.13 cubic feet per second of water from Mud creek tributary to Snake River by means of pump, sprinklers within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Twp. 9S, Rge. 14E, B.M. Twin Falls County to be used from Mar. 15 to Nov. 15 for irrigation purposes of 6.5 acres within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Twp. 9S, Rge. 14E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before March 6, 1978.

C. STEPHEN ALLRED
Director

PUBLISH: Feb. 16 and 23, 1978.

RECEIVED

FEB 28 1978

Department of Water Resources
Southern District Office

Affidavit of Publication

STATE OF IDAHO, }
COUNTY OF TWIN FALLS }

ss.

No. 6806

I, Martine Kulhanek being first duly sworn upon oath, depose and say that I am Print Clerk of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for two consecutive Thurs days, commencing with the issue dated February 16, 1978, and ending with the issue dated February 23, 1978.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

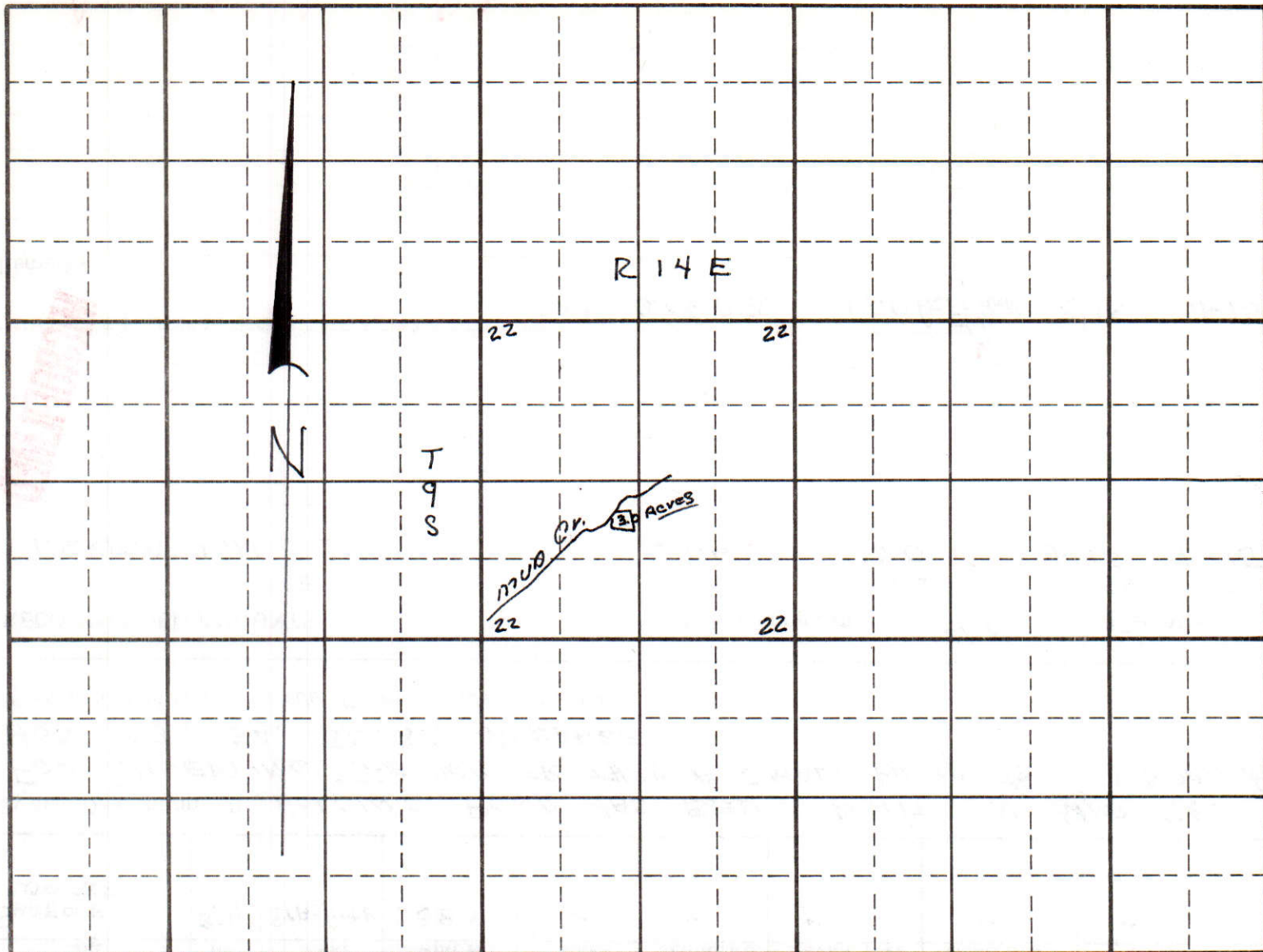
Martine Kulhanek
Subscribed and sworn to before me on this 27th day of

February, 1978.
Carolyn Jennings

Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

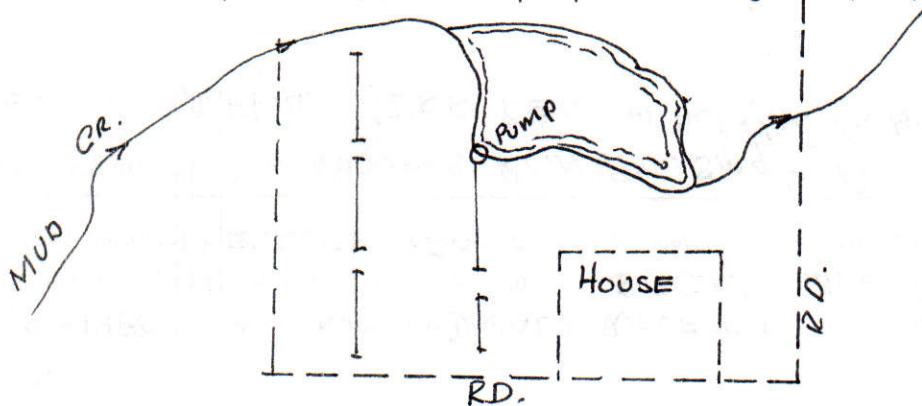
MICROFILMED

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: NE 1/4 SW 1/4 ; SEC. 22 T 9 S R 14 E.

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9 S	14 E	22									3.0								3.0

Total 3.0

Recommended Amendments:

- ☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

- ☒ None
☐ Other

Examiner's Signature

Checked by

Approved by

Date 08-15-1980

Date 8-15-80

Date 9/23/81

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 47-7452 Priority February 7, 1978 Amount 0.06 cfs

THIS IS TO CERTIFY, that Donald E. Wolford
of Buhl, Idaho, has complied with the terms and conditions of Permit
No. 47-7452 issued pursuant to Application for Permit dated February 7, 1978,
and has submitted proof to the Department of Water Resources on April 30, 1980,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.06 cfs of water from Mud Creek,
tributary to Snake River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u>	at <u>0.06</u> cfs and	<u>12.0</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.06 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
12.0 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 22, Twp.
9S, Rge. 14E in the County of Twin Falls

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9S	14E	22									3								3

Total number of acres irrigated 3

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31ST day of
October, 19 81.

Acting for the Director

Norman C Young

RECEIVED

FEB 7 1978

Department of Water Resources
Southern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

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

Identification No. _____

Application No. 47-7452

1. Name of applicant Donald E. Wolford Phone: 543-4593
post office address Rt. 3 Box 208 Buhl, Idaho 83316

2. Source of water supply Mud Creek which is a tributary of Snake River

3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 22 Township 9S
Range 14E B.M. Twin Falls County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into Mud Creek at a point in NE $\frac{1}{4}$
of SW $\frac{1}{4}$ of Section 22 Township 9S Range 14E B.M. Twin Falls County

4. Water will be used for the following purposes:

Amount 0.13 ^{CPS} for Irrigation purpose from 3-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.13 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Electric pump to sprinklers
size not known at this time.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____

Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.

b. Estimated construction cost is \$ 2,000.00.

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____

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

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

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

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

RECORDED

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
9S	14E	22									6.5								6.5

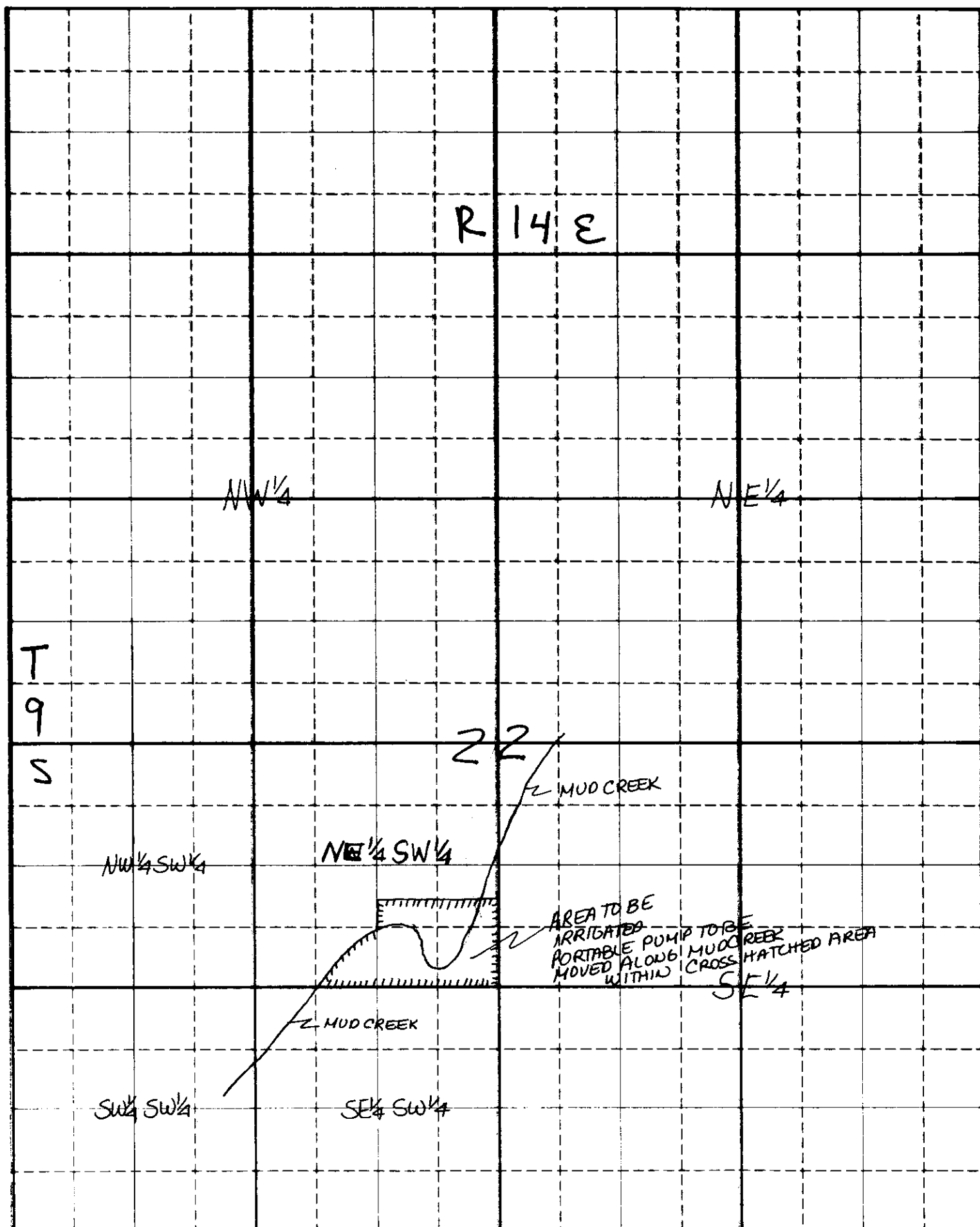
Total number of acres to be irrigated 6.5

c. Describe any other water rights used for the same purposes as described above.
Non filed users right from Wilson Creek

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

10. Remarks Water from Wilson Creek has not been available for the past Two seasons due to lack of water in Wilson Creek. I feel it would take less water to irrigate this parcel if a sprinkler system were used.

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



Scale: $\frac{1}{8}$ 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.

Donald E. Wayford
(Applicant)

Proposed Priority 02-07-78

Received by JS Date 2-7-78 Time 11:00 am

Preliminary check by MS Fee \$ 10.00 # 7517

Received by Sm Date 2/8/78

Publication prepared by oj Date 2/9/78

Published in Times News

Publication dates 2/16 + 2/23/78

Publication approved oj Date 3/1/78

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by mls

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. 47-7452, and said application is hereby APPROVED.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 1979.

c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 26th day of April, 1978.

Norman C Young
Administrator

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

RECEIVED

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

APR 28 1979

Department of Water Resources

Donald E. Wolford of Rt. 3 Box 208, Buhl, Idaho 83316
(Name) (Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Waters of the State of Idaho No. 47-7452.

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

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

Installed pump in concrete pipe with plastic feed line

Costing \$ 350.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: pump and plastic pipe were washed down stream and lost during Jan 11 and 12 flood.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to June 1, 19 80.

Donald E. Wolford
(Signature)*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit proof of beneficial use of water is extended to May 1, 1980.

Signed this 2nd day of May, 19 79.

L. Glen Saxton
MICHAEL

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

No. 6806

I, Mariane Kulhanek being first duly sworn upon oath, depose and say that I am Princ. Clerk of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for two consecutive Thursdays, commencing with the issue dated February 16, 1978, and ending with the issue dated February 23, 1978.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Mariane Kulhanek
Subscribed and sworn to before me on this 27th day of

February, 1978.
Carolpe J. J. J.

Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

RECEIVED

FEB 28 1978

Department of Water Resources
Southern District Office

May 19, 1992

DONALD E. WOLFORD
RT. 3 BOX 208
BUHL ID 83316

RE: Water Right No. 47-07452

Dear Water Right Holder(s):

Department water right records show that you divert water from the Snake River or its tributaries under a water right that has a priority date later than December 29, 1976. This is the priority of the established minimum stream flow of the Snake River at the Weiser Gage (Weiser) in the amount of 4,750 cubic feet per second.

Because of the continuing drought conditions in the Snake River Basin, department hydrologists project that during 1992, there could be periods when the required minimum flow will not be satisfied due to low flows of the Snake River. The department urges you to not divert at a higher rate than authorized by your water right and to not use your right in any manner different than authorized. In addition, when the minimum flow will not be satisfied or is not being satisfied, you are required to cease diverting water under your water right, because your right is of later priority than the minimum stream flow at Weiser.

If the department determines the minimum flow will not be satisfied, the department will advise you and will provide as much lead time as possible in requiring that you temporarily cease your diversion of water. The greatest likelihood for this to occur is during a period from mid-June to late June.

While the department expects good cooperation from junior water right holders, water users should be aware that Section 42-352, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversions of water.

The department has contacted both the Idaho Power Company and the U.S. Bureau of Reclamation with respect to the timing of storage releases from upstream reservoirs for flow enhancement purposes. This type of coordination could minimize the impact on

existing water users and reduce the need to curtail diversions.

The department has scheduled public information meetings relative to this potential regulation as follows:

Mountain Home - June 4, 1992 - 10:00 a.m. - gymnasium at
North Elementary School, 290 E. 12th N.

Caldwell - June 4, 1992 - 7:00 p.m. - Ballroom in the
Student Union Building, Albertson College of Idaho,
2112 Cleveland

If you have questions concerning this letter or wish to provide the name of a different contact person or address to receive department correspondence, please contact the department.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg

May 2, 1979

Donald E. Wolford
Route 3, Box 208
Buhl, ID 83316

Dear Mr. Wolford:

Re: Permit No. 47-7452

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

The time within which to submit proof of beneficial use of water has been extended to May 1, 1980.

Sincerely,

Jan Grover
Water Rights Supervisor

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

November 19, 1981

RE: Permit No. 47-7452

Donald E. Wolford
Route #3, Box 208
Buhl, ID 83316

Dear Mr. Wolford:

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

Sincerely,

Jim Johnson

JIM JOHNSON
Water Distribution Supervisor

Enclosure

MICROFILMED



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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

October 14, 1981

RE: Permit No. 47-7452

Donald E. Wolford
Route #3, Box 208
Buhl, ID 83316

Dear Mr. Wolford:

A representative of this Department has made an examination of the works covered by your Permit No. 47-7452, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.06 cfs Source: Mud Creek trib. to Snake River

The maximum quantity diverted shall not exceed 12.0 acre feet per year.

Point(s) of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Twp. 9S, Rge. 14E, Twin Falls County

Beneficial use: Irrigation of 3 acres within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Twp. 9S,
Rge. 14E

Priority date established: February 7, 1978

Conditions (if any):

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

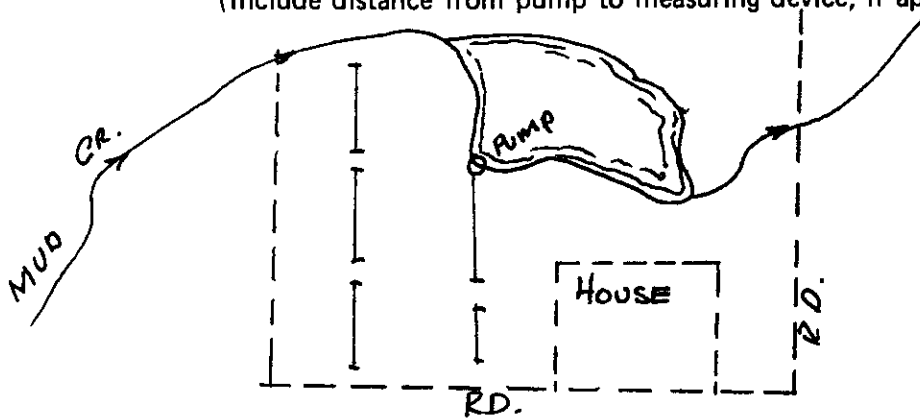
RECORDED

MAP (Attach Aerial Photo)

A hand-drawn map on a grid. The grid has solid lines every 2 units and dashed lines every 1 unit. A vertical road on the left is labeled 'N'. A horizontal road is labeled 'T 9 S'. A diagonal road is labeled 'MUD Cr.'. A small square on the diagonal road is labeled '22'. A road branching off to the right is labeled 'R 14 E'. Another small square on this road is labeled '22'.

SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: NE¹/₄ SW¹/₄; SEC. 22 T9S R14E.

Place(s) of Use

[illegible]

Total	3.0
-------	-----

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

Examiner's Signature

Checked by

Approved by _____

Date 08-15-1980

Date 8-15-80

Date 9/23/81



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

June 23, 1980

Donald E. Wolford
Route 3 Box 208
Buhl, Idaho 83316

Re: Application No. 47-7452

Dear Mr. Wolford:

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

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

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

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

Sincerely,

GARY L. FUNDERBURG
Senior Water Resource Agent

GLF:marya

RECEIVED
JUN 25 1980
TWIN FALLS, IDAHO

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 7-7452.

Name(s) of Permit Holder: DONALD E. WOLFORD

Post Office Address: ROUTE 3 BOX 208

BUHL, IDAHO 83316

Tel. No. 543-4593

Source of Water: MUD CREEK

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 6 (acres)
☐ Other

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

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

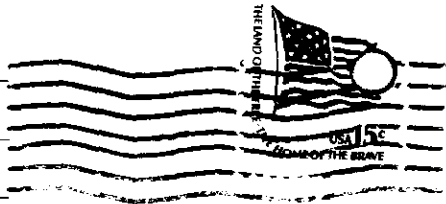
4-25-80
 Date

Donald E. Wolford
 Signature of Permit Holder

DON WOLFORD

RT 3 BOX 208

BUHL, IDAHO



RECEIVED

APR 30 1980

Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

WOLFORD, DONALD E.
RT. 3 BOX 208
BOHL, ID 83316

101387

FEBRUARY 28, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 47-7452 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MAY 01, 1980. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

CERTIFIED MAIL

February 28, 1979

101642

Re: Permit No. 47-7452

Donald E. Wolford
Route 3, Box 208
Buhl, ID 83316

Dear Mr. Wolford:

One of the conditions of approval of your water Permit No. 47-7452 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before May 1, 1979. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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


RITA FLECK
Water Rights

Encl: Proof affidavit

RECEIVED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

May 2, 1978

Re: Permit No. 47-7452

Donald E. Wolford
Route #3, Box 208
Buhl, ID 83316

Dear Mr. Wolford:

Your approved copy of Application for Permit No. 47-7452 is enclosed and we direct your attention to the conditions of approval on the fourth page.

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

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

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

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

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

If you have any questions, please let us know.

Sincerely,

A handwritten signature in black ink, reading "L. Glen Saxton". The signature is written in a cursive, flowing style.

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure

WPP

PRE-PERMIT SURFACE-WATER EXAMINATION DATA SHEET

Date 2-7-78 Examiner Jim Stanton Application No. 47-7452

Applicant(s) Interviewed Mr. Wolford

Upstream Users Interviewed None

&/or Upstream Diversions Inspected _____

Downstream Users Interviewed None

&/or Downstream Diversions Inspected _____

Legal Description Verified By Map (or give proper description) Yes

Water Flow: Visual Estimate _____ Channel Width 11' Average Depth 18"

Water Velocity _____ Channel Slope _____

Do Additional Inflows Enter Downstream From This Diversion? Yes - Clear Creek

Does This Water Enter Canal-Company Waterways? No Canal Co. Approval? N/A

Source Of Waste Water: Legal Description N/A

Proportion Of Water Flow Arising On Applicant's Land _____

Does There Appear To Be Sufficient Water To Fulfill This Application Without Harming

Downstream Users? Yes XX No _____

Do Other Aspects Of The Application Appear To Be As Stated? Yes XX No _____

Notes Flow estimated at 36 cfs by an outside agent in connection with other applications
recently filed just upstream from this P. D. There is little irrigable land for
some distance below this point, so downstream users (if any) were not interviewed.
Applicant stated that he would abandon use of Wilson Creek use right if this appli-
cation is approved.

Signed James E. Stanton

MICROFILMED

February 8, 1978

Mr. Donald E. Wolford
Route #3, Box 208
Buhl, ID 83316

Re: Application for Permit No. 47-7452

Dear Mr. Wolford:

Enclosed is your receipt No. 7517 for check No. 92-250 in the amount of \$10.00 for the above referenced application for permit, which was received in this office February 7, 1978.

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

Very truly yours,

Sheryl Merritt
Secretary

Enclosure

RECEIVED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Donald E. Wolford
Buhl, Idaho 83316
has on 2/7/78 submitted Application No. 47-7552
for a permit to appropriate 0.13 cubic feet per second ~~acre feet per annum~~ XXXXXX
of water from Mud Creel tributary to Snake River
by means of pump, sprinklers
within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Twp. 9S, Rge. 14E, B.M. Twin Falls County
XXXX
to be used from Mar. 15 to Nov. 15 for irrigation purposes of 6.5 acres
XXXX
within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Twp. 9S, Rge. 14E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before March 6, 1978.

C. STEPHEN ALLRED

Director

Published in the Times News
on 2/16 and 2/23/78

MICROFILMED

February 9, 1978

Times News
P. O. Box 548
Twin Falls, Idaho 83300

Re: Application for Permit No. 47-7452 - Donald E. Wolford
47-7456 - Mitchell A. Thorson

Gentlemen:

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

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

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

Sincerely,

Michael L. Steele
Southern Region Supervisor

MLS:dj

Bill submitted: _____

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