

Affidavit of Publication

STATE OF IDAHO,

COUNTY OF TWIN FALLS

SS.

N^o 2473

I, Kay Mabey 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 Sept 20, 1973, and ending with the issue dated Sept 27, 1973.

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.

Kay Mabey
Subscribed and sworn to before me on this 27th day of

Sept, 1973.

Mahar T. Clark
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that G. W. Warner, Route 3, Twin Falls, Idaho, has on September 6, 1972 submitted Application Co. 47-7219 for a permit to appropriate .02 cubic feet per second of water from groundwater by means of well and pump within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, T. 10S, R. 16E, B.M., Twin Falls County to be used from Jan. 1 to Dec. 31 for stock water within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, T. 10S, R. 16A, 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 Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho, 83301 on or before October 3, 1973. R. Keith Higginson
Director

Published in the Times News on September 20 and September 27, 1973.

RECEIVED

SEP 28 1973

Department of Water Administration
Southern District Office

47 7219

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 47-7219 Priority Sept. 6, 1973 Amount 0.02 cfs

THIS IS TO CERTIFY, that G. W. WARNER
of Twin Falls, Idaho, has complied with the terms and conditions of Permit
No. 47-7219 issued pursuant to Application for Permit dated September 6, 1973,
and has submitted proof to the Department of Water Resources on October 23, 1974,
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 0.02 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Stockwater</u> from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.02</u> cfs and <u>0.7 acre feet</u>			
from _____ to _____ at _____ cfs and _____			
from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 0.02 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
0.7 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 1,
Twp. 10 S, Rge. 16 E, B. M. 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 $\frac{1}{4}$	
10 S	16 E	1												X					

Total number of acres irrigated _____

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 5 day of
February, 19 75.

MICROFILMED

Director

LICENSE ISSUED FOR 15 SEC. FT.
LICENSE PAID NO. _____

Identification No. _____

Application No. 47-7219

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant G. W. Warner
post office address Route 3, Twin Falls, Idaho 83301
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 1 Township 10S
Range 16E B.M. Twin Falls County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount .02 cfs for Stockwater purpose from Jan. 1 to Dec. 31 (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. .02 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well and pump

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 8 inches; proposed depth of well is 50 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 \$ 800.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 1 Township 10S
Range 16E 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 about 30 head of beef stock

(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: _____

47 7219

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

[illegible]

Total number of acres to be irrigated_____

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

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

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

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

10. Remarks _____

Proposed Priority 9-6-1973Received by KOF Date 9-6-73 Time 11:15 A.MPreliminary check by RM Fee \$ 10.00Receipted by jmm Date 9-6-73 # 11621RM Publication prepared by jmm Date 9-10-73Published in Times NewsPublication dates 9-20 & 9-27-73Publication approved jmm Date 9-28-73

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RM

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 47-7219, 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 November 1, 19 74.
- c. Other: _____

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

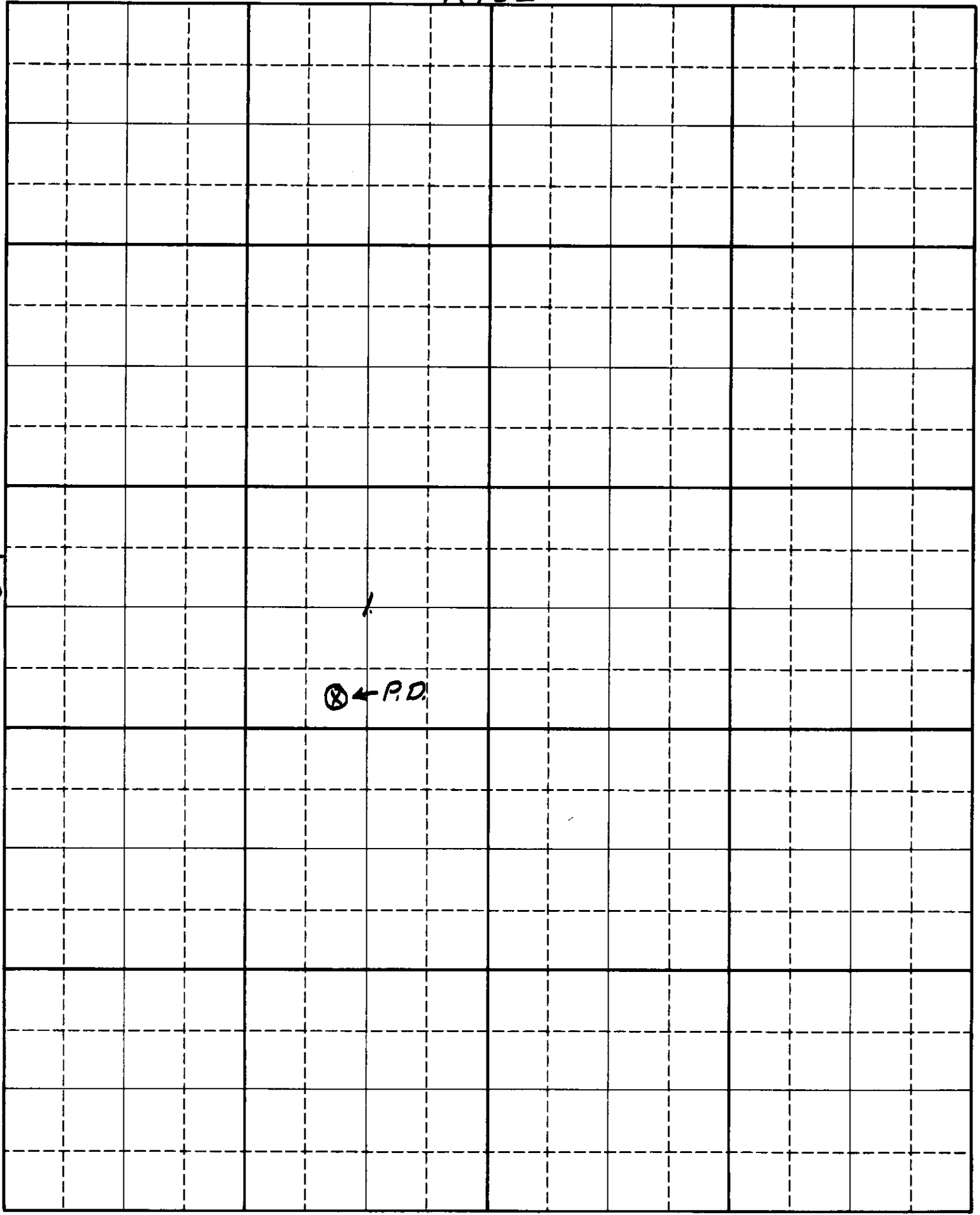
Witness my hand this 15th day of October 19 73.

L. Karl Higin
Director

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

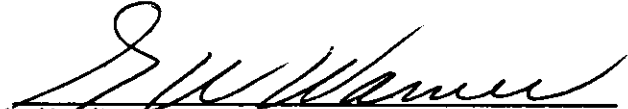
R16E

T10S



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)

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item Initial Date

(1) jmm 9-6-73

Application No. 47-7219 G. W. WARNER

(2) ~~RAH~~ 9-6-73

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

(3) ~~RAH~~ 9-6-73

In form to receipt

Send Copies to:

☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

(4) _____

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

(5) ~~RAH~~ 9-6-73

In form for advertising

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

☐ Decline (comment) _____

☒ Stable (comment) _____

☐ Increasing (comment) _____

(9) _____

Comments: _____

(10) jmm 9-28-73

Affidavit of Publication received (date) _____

(11) _____

Final date for protests October 8, 1973
Protests received: yes _____ no ☒

(12) _____

Date and Place of hearing _____

Decision reached at hearing _____

(13) _____

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

(14) _____

Action recommended:

☒ Approve Priority 9-6-73

☐ Deny Reason for Reduction _____

☐ Measuring device required

☐ See attached sheet for additional conditions of approval

☒ No additional conditions for approval

15) District Southern By Bob Haynes Date 10-8-73

47-7219

Affidavit of Publication

STATE OF IDAHO, }
COUNTY OF TWIN FALLS }

ss.

Nº 2473

I, Kay Mabey 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
Sept 20, 1973, and ending with the issue dated
Sept 27, 1973.

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 con-
tinuously 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.

Kay Mabey
Subscribed and sworn to before me on this 27th day of
Sept, 1973.

47 7219

Stephen F. Clark
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

February 6, 1975

Re: Permit No. 47-7219

G. W. Warner
Route 3
Twin Falls, Idaho 83301

Dear Mr. Warner:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

MICROFILMED

DATE OF EXAM 12-18-74

ACREAGE

Found —
Recommended —

Irrigation Requirement — Ac Ft/Ac

USE

Irrigation Q = — c.f.s. V = — AF/Ann. from — to —
Domestic Q = — c.f.s. V = — AF/Ann. from — to —
Livestock Q = .02 c.f.s. V = .7 Ac AF/Ann. from Jan 1 to Dec 31

Is water co-mingled? yes — no ✓

Name source: —
twp. — N/S, Rge — E/W, B.M., Sec. —, Sub. — 1/4 — 1/4 — County —

Exchange? yes — no ✓

Name source exchanged with: —
twp. — N/S, Rge — E/W, B.M., Sec. —, Sub. — 1/4 — 1/4 — County —

Point of injection:
twp. — N/S, Rge — E/W, B.M., Sec. —, Sub. — 1/4 — 1/4 — County —

Point of exchange:
twp. — N/S, Rge — E/W, B.M., Sec. —, Sub. — 1/4 — 1/4 — County —

Total Q measured — Method of measurement —

Total Q recommended .02 c.f.s. Meter No. — Type — Condition —

Total V recommended .7 Ac Ft/yr.

Recommended Amendments:

P.D. —
Place of Use —
Other —
None —

MEASUREMENT CALCULATION:

Q = .02 given for 30 head of R. Cattle (office memo)
U = .7 Ac Ft/ANN also given for 30 Head R. Cattle

SYSTEM DESCRIPTION:

Well, motor & pump = Sta-vite motor 1/4 hp #8P4B2
well diverts water to troughs for watering.

REMARKS:

well is inclosed by a cinder block building.

Examiner's Signature Larry Lundberg Date 1-7-75

Checked by Michael Stueh Date 1-23-75

Approved by — Date —

October 24, 1974

Re: Permit No. 47-7219

G. W. Warner
Route #3
Twin Falls, ID 83301

Dear Mr. Warner:

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.

If you have any questions regarding the field examination, please contact our District Office in Twin Falls.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

RECEIVED

SENDER: Be sure to follow instructions on other side

1974

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐

Show address
where delivered

☐

Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

1

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

3

47-7219

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.



- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



PS Form 3811
June 1973

**DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720**

August 30, 1974

CERTIFIED MAIL

#25981

Re: Permit No. 47-7219

G. W. Warner
Route #3
Twin Falls, ID 83301

Dear Mr. Warner:

One of the conditions of approval of your water Permit No. 47-7219 (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 November 1, 1974. 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.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

✓

Identification No. _____

Permit No. 47-7219

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder G. W. Warner OK jg
b) Post Office Address RT 3 Twin Falls, Idaho
2. Permit Number 47-7219
3. Date of Priority that you are prepared to establish 9-6-73
4. a) Source from which water was appropriated _____
b) Location of the point of diversion: SE ¼ SW ¼, Section 1
Township 10 S, Range 16 E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 0.2 cfs for stockwater purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated _____ cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 8" well casing, 50' in depth,
H.P. pump
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
- c) Give well driller's name and address and the date the well was completed:
Harry Moore - Twin Falls, Ida
1692 Times Ave
Sept 10, 1973
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: Stock water

Exam by 10/25/74 by jg

MICROFILMED

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

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

Aug 31, 1974 (Date) [Signature] (Signature)

State of Idaho)
 County of Levin Falls) ss.

On this Twenty First day of Oct, 1974, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

[Signature]
 Notary Public residing at Boise

My commission expires 8-22-77

October 16, 1973

Re: Permit No. 47-7219

G. W. Warner
Route 3
Twin Falls, Idaho 83301

Dear Mr. Warner:

Enclosed is a copy of your approved Application for Permit No. 47-7219 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosure

47 7219

September 10, 1973

RE: Application No. 47-7219 - G. W. Warner

Times News
P.O. Box 543
Twin Falls, ID 83301

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.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

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

(signature of claimant)

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:jmm

Enc.: Legal Notice

Bill submitted 9-28-73 by jmm

47 7219

47 7219

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that G. W. Warner
Route 3, Twin Falls, ID

has on September 6, 1973 submitted Application No. 47-7219
for a permit to appropriate .02 cubic feet per second XXXXXXXXXXXXXXXXXXXX
of water from groundwater
by means of well and pump
within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, T. 10S, R. 16E, B.M., Twin Falls County

to be used from Jan. 1 to Dec. 31 for sto
for stockwater
within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, T. 10S, R. 16E, BM.

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 Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho, 83301
on or before October 8, 1973.

R. KEITH HIGGINSON
Director

Published in the Times News
on September 20 and September 27, 1973

47 7219