

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/30/2020

Water Application 47-8437

Owner Type **Name and Address**
Current Owner AGNUS SCHILDER
 1164 N 3700 E
 BUHL, ID 83316
 (208) 543-6603

Current Owner JOHN SCHILDER
 1164 N 3700 E
 BUHL, ID 83316
 (208) 543-6603

Priority Date: 12/23/1999

Status: Withdrawn

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	1/01	12/31	0.170 CFS	
COMMERCIAL	1/01	12/31	0.170 CFS	
	<u>Total Diversion</u>		0.170 CFS	

Source and Point(s) of Diversion

GROUND WATER

SWSE

Sec. 21, Twp 10S, Rge 14E, TWIN FALLS County

Place Of Use

STOCKWATER within TWIN FALLS County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	14E	21															X		

COMMERCIAL within TWIN FALLS County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	14E	21									X			X	X	X	X	X	

Conditions of Approval:

1. A protest was filed on 3/06/2000.

Comments:

1. CSKINNER 1/31/2000 Dairy Expansion
Develop a stockwater and commercial water right for a dairy expansion. A mitigation plan has been submitted by the applicant along with the application. Three points of diversion (two existing, one proposed) are located within the SWSE, S21, T10S, R14E.

Signature

IDAHO DEPARTMENT OF WATER RESOURCES
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10/30/2020

2. amerritt 4/18/2001 Explanatory Comment
4/18/01 Applicant withdrew protested application and filed a new transfer application to take its place.

Dates and Other Information

Application Received Date: 12/23/1999
Number of Protests: 0
Water District Number: TBD
Application Type: New Appropriation
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 17, 2001

C E BROCKWAY P E
BROCKWAY ENGINEERING
2016 NORTH WASHINGTON ST-STE 4
TWIN FALLS ID 83301

Re: Application for Permit No. 47-8437

Dear Dr. Brockway:

This office acknowledges receipt of your request to withdraw the above referenced application on behalf of John & Agnes Schilder.

This action classifies the Application as null, void and of no further consideration by the Idaho Department of Water Resources.

By copy of this letter, the protestant(s) have been informed of this action. If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

Allen D. Merritt, P.E.
Regional Manager

AM:MB

cc:
JOHN & AGNES SCHILDER
1164 E 3700 N
BUHL ID 83316

ATTN LEE HALPER
IDAHO RURAL COUNCIL
331 S 230 W
JEROME ID 83338

TIM STOVER
ROSHOLT ROBERTSON & TUCKER
PO BOX 1906
TWIN FALLS ID 83303-1906

RICH CARLSON
ATTORNEY AT LAW
PO BOX 21
FILER ID 83328

47-8437- Withdrawn



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

APR 18 2001

Department of Water Resources
Southern Region

April 17, 2001

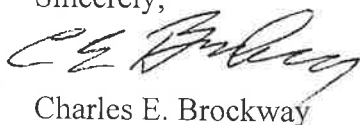
Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

Re: Withdrawal of Permit Application-Schilder Dairy

Dear Allen:

The application for a water right permit by Schilder Dairy utilizing Twin Falls Canal Company shares for mitigation of ground water withdrawal is apparently not going to be feasible because of Twin Falls Canal Company's resolution to not allow shares to be used for recharge for dairies. Therefore, on behalf of John and Aggie Schilder, I am requesting that you withdraw the application for permit.

Sincerely,



Charles E. Brockway

cc: J. Schilder
enc.

CHARLES E.
BROCKWAY,
PH.D., P.E.


CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

4/18/01
Letter brought in by John Schilder
when he filed a transfer to replace this
application.


47-08737

RECEIVED

DEC 22 1999

Department of Water Resources
Bozeman, MontanaSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident No. 47-09437

To appropriate the public waters of the State of Idaho

1. Name of applicant John and Agnus Schilder Phone (208) 543-6603
Post Office address 1164N 3700E, Buhl, ID 83316
2. Source of water supply Groundwater which is a tributary of -
3. Location of point of diversion is 1/4 of SW 1/4 of SE 1/4, Govt. Lot
21 * PER TELECOM WITH C.E. BROCKWAY I.S.
Sec. 21 Township 10S Range 14E B.M. Twin Falls County; additional
points of diversion, if any: Two existing wells and one new well
4. Water will be used for the following purposes:
- Amount 0.17/62.1 for Stockwater purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 0.17/62.1 for Commercial purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
- Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity being appropriated is (a) 0.17 and/or (b) 62.1
cubic feet per second acre-feet per annum
6. Proposed diverting works:
- a. Description of ditches, flumes, pumps, headgates, etc. Wells and pumps
to dairy barn and corrals. Two existing wells, one future well planned.
- 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 8 inches; proposed depth of well is 200 feet
- d. Is groundwater with a temperature of greater than 85 degrees being sought? No
- e. If well is already drilled, when? ; Drilling firm ;
Well was drilled for (well owner)
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
3 years (minimum 1 year).

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in KW. _____
 - Stockwatering; list number and kind of livestock. _____ See attached water usage analysis.
 - Municipal; show name of municipality. _____
 - Domestic; show number of households _____ ;
 - Other; describe fully. _____ Stockwater and commercial use in a dairy.

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

TWP	RANGE	SEC.	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	
10S	14E	21									C			C	C	C	CS	C	

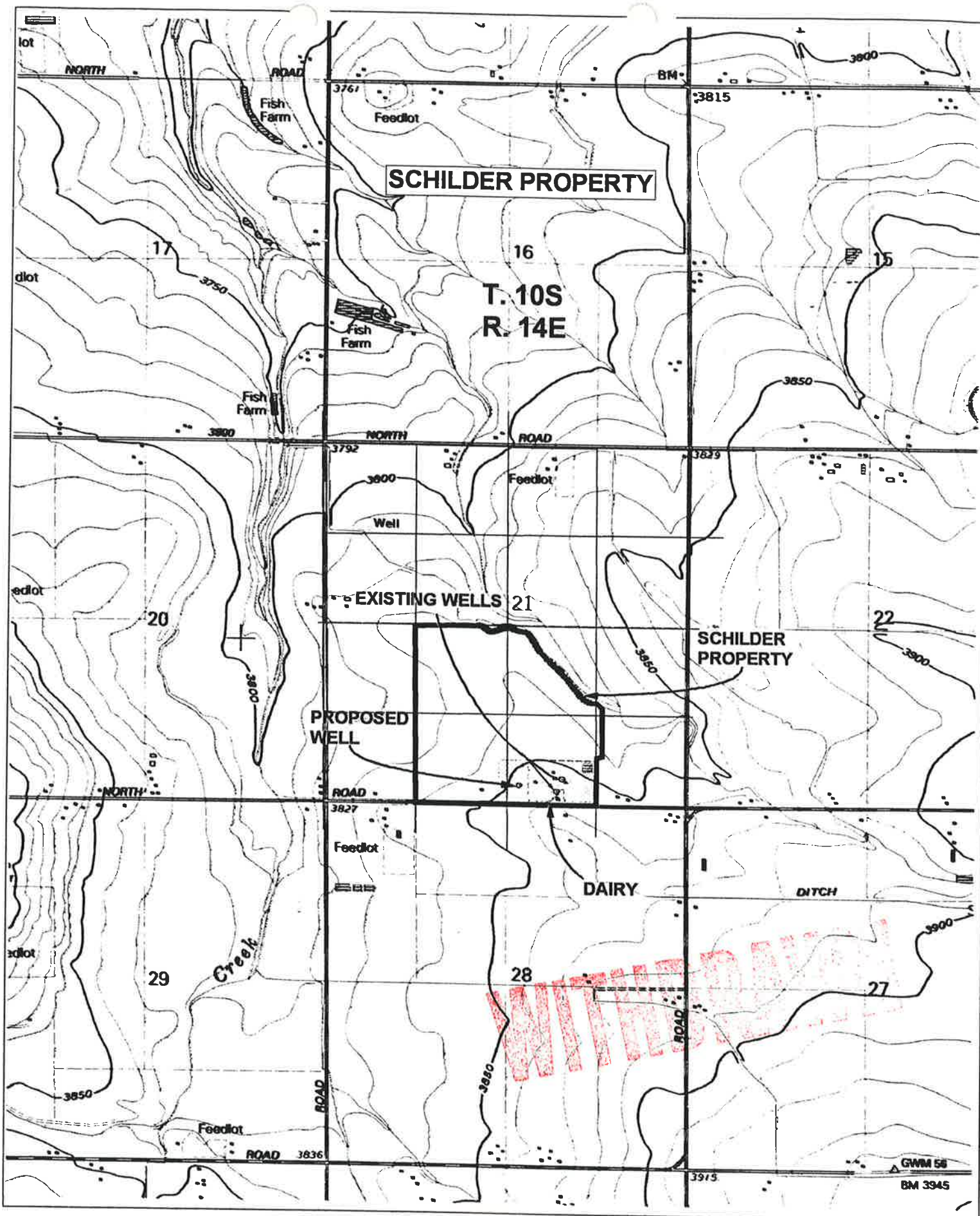
WITHDRAWN

* Land application site Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 47-04163B 47-12841
 47-12842

- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? Applicant
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12.. Remarks: Diversion rate calculated so that daily volume can be withdrawn in 12 hrs.
 See attached water usage analysis. Three wells in SW1/4 SE1/4 Section 21.
 This permit would be mitigated with Twin Falls Canal Company shares recharged
 to the aquifer. See attached report.



VICINITY MAP FOR PERMIT APPLICATION
SCHILDER'S DAIRY, BUHL, IDAHO

Received by A. SKINNER Date 12/23/1999 Time AM Primary check by A. SKINNER
Fee \$ 50.00 Receipted by A. SKINNER # 5022723 Date 12/23/1999
Publication prepared by MB Date 2/11/2000 Published in Times News
Publication approved MB Date 3/6/00

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS

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

_____, 19 _____

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

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

e. Other:

WITHDRAWN