

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/11/2020

Water Permit 47-8257

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TIM A CUMMINGS RT 2 KIMBERLY, ID 83341 (208) 423-4305

Status: Lapsed

Source

Tributary

Beneficial Use

From

To

Diversion Rate

Volume

Source and Point(s) of Diversion

Place Of Use

Conditions of Approval:

Comments:

Dates and Other Information

Water District Number: TBD
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 47-08257

Proposed Priority: October 10, 1990 Maximum Diversion Rate: 0.06 CFS

This is to certify, that **TIM CUMMINGS**

3181 N 3600 E

KIMBERLY ID 83341

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

RECEIVED

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

OCT 07 1991

IRRIGATION

03/15 to 11/15

0.06 CFS

Department of Water Resources

Southern Region Office

LOCATION OF POINT(S) OF DIVERSION:

SENESE

Sec. 21, Township 11S, Range 18E
TWIN FALLS County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

11S 18E 21

NENE 1.8

1.8

Total number of acres irrigated:

1.8

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1992**.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
5. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
6. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
7. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.

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

27th day of September, 1991.

R. Keith Higginson
for R. Keith Higginson, Director

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

A 20x20 grid map for project mapping. Handwritten labels include "R. 18E" at grid column 12, row 10; "T. 11S" at grid column 8, row 12; "21" at grid column 10, row 12; and "PP, PU" with a small square symbol at grid column 14, row 11.

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.

Tom Cummings
(Applicant)

Form 202
6/85Ident. No. 47-08257

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Tim Cummings Phone 423-4305
Post office address 2181 N. 3600 E., Kimberly, ID 83341
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 21 Township 11S Range 18E B.M. Twin Falls County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.06 for Irrigation purposes from 3-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.06 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Existing well & pump, sprinklers
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. ~~Proposed~~ well diameter is 8 inches; ~~proposed~~ depth of well is 106 feet.
 - d. Is ground water with a temperature of greater than 90°F 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 (minimum 1 year).

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

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

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1/5	18E	21	3/4																1 3/4

Total number of acres to be irrigated 1 3/4

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

Twin Falls Canal Co. shares are owned but are very hard to get delivered

11. a. Who owns the property at the point of diversion? Applicant

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

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: Canal water will be replaced by well water on the pasture.
Well serves existing domestic use and small lawn. The land under this application
is 1 acre of pasture and 3/4 acre of lawn/trees.

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

A 15x15 grid with handwritten labels:

- T.IIS at (8, 8)
- A. 18E at (10, 10)
- 21 at (10, 8)
- 18, 14 at (11, 10), with the 14 circled

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.

Tom Cummings
(Applicant)

Received by J. E. Stanton Date 10-10-90 Time 10:52 am Preliminary check by [Signature]
Fee \$ 30.00 Receipted by JS # 5012726 Date 10-10-90
Publication prepared by M. Baldwin Date 1-29-91 Published in Times News
Publication approved M. Baldwin Date 3-26-91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

_____, 19 ____.

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

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

e. Other: