

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/1/2020

Water Permit 72-7277

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BARBARA METZ , ZZ
Original Owner	BARBARA GARCIA CHALLIS, ID 83226
Original Owner	MAURICIO GARCIA 2305 LOWER BLUFF RD EMMETT, ID 83617 (208) 941-1711

Status: Lapsed

Source

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
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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

For Office Use Only
\$15 FEE Receipted by D.K.
Date 10-6-89
Receipt # CD12046

REQUEST FOR EXTENSION OF TIME

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

RECEIVED
OCT 06 1989

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Idaho Code, 42-204, Idaho Code.

Permit No. 72-7277

OCT 25 1989

Name(s) of Permit Holder: BARBARA S. FENNE (METZ)

Department of Water Resources
Southern Region Office

Post Office Address: 605 CLIFF VIEW DRIVE

RENO, NV 89523

Telephone No. 702-345-2474

Date Proof Is Due: NOV. 14, 1989 (LAPSE NOTICE DATED SEPT 14, 1989)

Describe what work has been completed toward the development of this water right: INITIALLY HAD PLACED
(This must be filled out! If no work has been completed, show "none".)

1" PVC PIPE INTO SPRING AND CHanneled WATER ACROSS DRIVEWAY TO
FLOWER BEDS. NEIGHBORS ALTERED UPPER SPRING DUE TO ICE BUILD UP / CAUSED
EXCESSIVE BUILD UP ON MY PROPERTY AND CHANGED SITE WHERE WATER
FLows. I PULLED PIPE FROM GROUND Costing \$ 25⁰⁰

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

SEVERAL YEARS AGO. NO TENANTS LIVING ON PREMISES,
MOVED TO NEVADA. AM REQUESTING THAT NO LOCKABLE DEVICE
BE REQUIRED SINCE THE FLOW OF THE SPRING IS MINIMAL AND
WILL BE USED TO WATER A YARD AND ^{FLOWER} GARDEN AREA APPROXIMATELY 20'x60'.

REQUEST FOR 0.07 CFS

Permit holder(s) request an extension to SEPT 14, 1991.
(1 yr. minimum)

Barbara S. Fenne
(Signature)*

*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

FEE: \$15.00

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to September 1, 1990.

IT IS FURTHER ORDERED that the permit be REINSTATED and the priority advanced to July 7, 1983, pursuant to Sec. 42-218a, Idaho Code.

Signed this 12th day of October, 19 89.

J. Glen Saxton
Chief, Water Allocations Bureau

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

RECEIVED

OCT 8 1987

Department of Water Resources
Southern Region Office

IN THE MATTER OF REMOVING THE MEASURING)
DEVICE REQUIREMENT FOR PERMIT NO. 72-7277) ORDER
IN THE NAME OF BARBARA METZ)

WHEREAS, on September 26, 1984 the Department of Water Resources issued Permit No. 72-7277 in the name of Mickey &/or Barbara Garcia (later assigned to Barbara Metz) with the requirement that:

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;

and,

WHEREAS, on May 7, 1987 the Department received a request from the permit holder to remove the measuring device requirement; and,

WHEREAS, the Department of Water Resources has determined that a lockable device is not required at this time for a determination of the quantity of water appropriated under the permit;

NOW, THEREFORE, the condition of approval on Permit No. 72-7277 requiring that a lockable device be installed and maintained is hereby REMOVED; however, the condition requiring a lockable device may be reinstated in the future if the Department determines that such a device is necessary to insure proper distribution of the water.

Dated this 23rd day of September, 1987.


L. GLEN SAXTON
Chief, Operations Bureau

72-7277

RECEIVED

State of Idaho
Department of Water Resources

NOV 14 1986

DEC 17 1986

ASSIGNMENT OF PERMIT

Department of Water Resources
Southern Region Office

Mickey Garcia (formerly Barbara Garcia)
Southern Region Office, hereby assign to Barbara Metz

of Box 1165, Challis, ID 83226
Address

CHECK ONE

☒

All my right, title, and interest in and to Permit No. 72-7277
to appropriate the public waters of the State of Idaho.

☐

The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

NOTE: Mickey Garcia no longer has any interest in this property or in
this water permit.

Made this 24th day of October, 19 86.

Barbara Metz
Permit Holder

none
Spouse of Permit Holder

State of Idaho)
County of Custer) ss.

On this 24th day of October, 19 86, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Ruth H. Kalerick
Notary Public residing at
Clayton, Idaho 83227

My commission expires:
March 17, 1992

d

Corrected 6/15/83 @ Challis ADM

Ident. No. 72-7277

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Mickey &/or Barbara Garcia Phone 879-4375
Post office address P.O. Box 916, Challis, Idaho, 83226
2. Source of water supply Un-named Stream which is a tributary of Sinks
Ground water
3. Location of point of diversion is SW ¼ of SE ¼ of Section 10 Township 13N.
Range 18E B.M. Custer County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.02 for Domestic purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for Power purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.05 for Irrigation purposes from April 1 to Nov. 1 (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:

a. 0.07 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Headgate to pipeline to Cistern

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

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

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

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 — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NW ¼ of SE ¼ of Section 10 Township 13N.
Range 18E B.M.

X (2) Amount of power to be generated: _____ horsepower 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 1.

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

72-7277

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13N.	18E.	10														1.6			1.6

Total number of acres to be irrigated 1.6

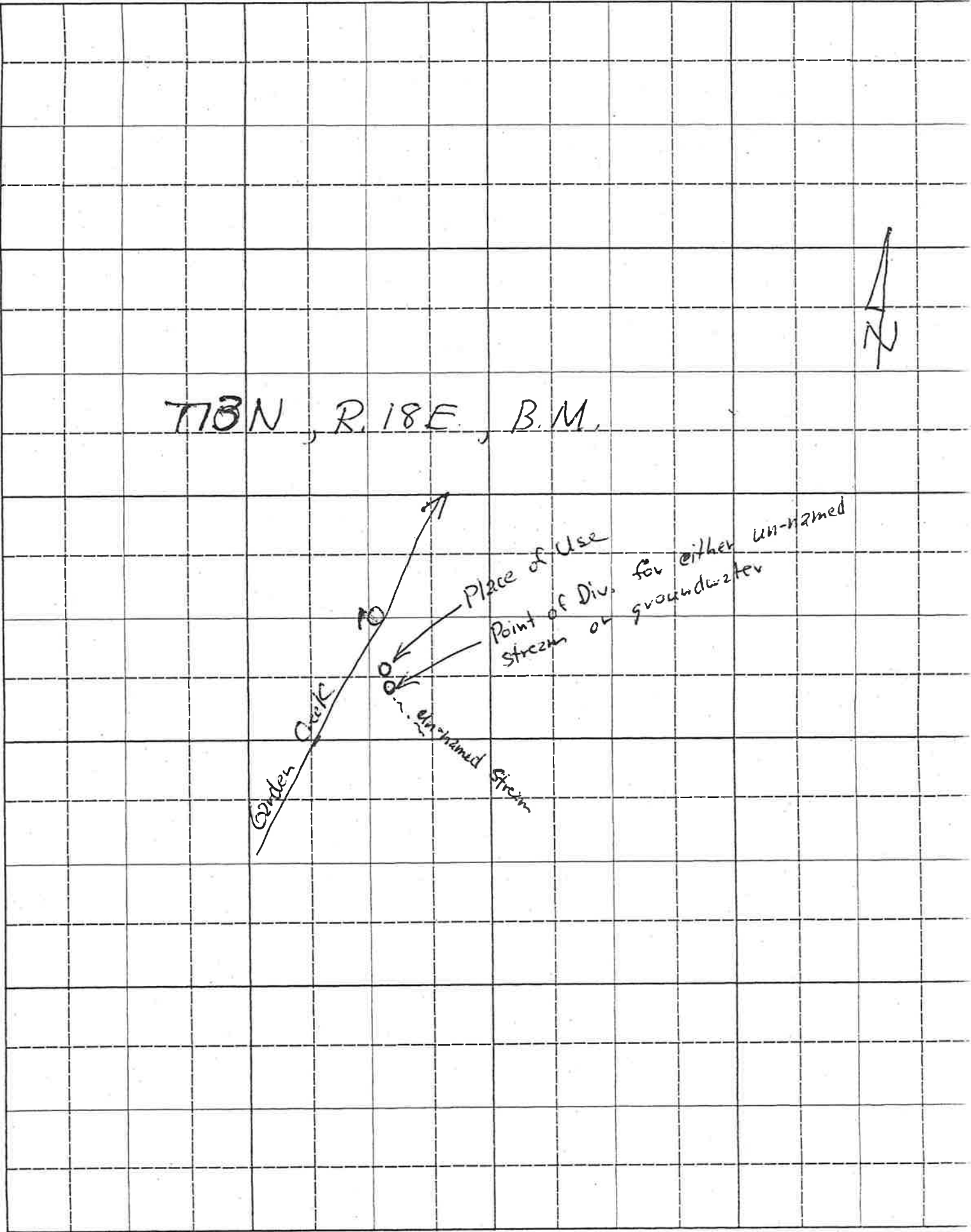
c. Describe any other water rights used for the same purposes as described above. Presently domestic water is obtained from adjacent well. This well may be replaced with new well this year.

9. a. Who owns the property at the point of diversion ~~Applicant~~ R.L. Layman
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 Un-named stream heads at spring on R. L. Layman property and flows intermittently for approx. 1/3 mile before water sinks near intended diversion point. If sufficient water from stream is not able to be diverted the new well will make up the water supply.

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



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.

x Mickel Garcia Barbera Garcia
(Applicant)

Proposed Priority 6/2/83

2/20/83

6/2/83

Received by mary a. Date 6/2/83 Time 11:30 a.m.

Preliminary check by G.L.F. Fee \$ 30⁰⁰ # 30238

Received by mary a Date 6/6/83

Publication prepared by mary a Date 9/1/83

Published in custer publishing co

Publication dates 9/8 + 9/15/83 9/15 + 9/22/83

Publication approved mary a Date 9/26/83

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by Adm Kew

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. 72-7277, 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 September 1, 19 89.

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. Other: 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.

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.

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Use of water under this permit is subject to control by the watermaster of State Water District No. 72B, Garden Creek.

Witness my hand this 26th day of September, 1984.

J. Glen Saxton
Chief, Operations Bureau