

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/26/2020

Water Permit 43-7218

Owner Type Name
Current Owner D JAY HARPER

Status: **Relinquished**

Source

Tributary

Beneficial Use

From

To

Diversion Rate

Volume

Source and Point(s) of Diversion

Place Of Use

Conditions of Approval:

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

Date Sent to S.O. SEP 12 2000

DIRK KEMPTHORNE
GOVERNOR

August 30, 2000

KARL J. DREHER
DIRECTOR

D JAY HARPER
1926 S 2350 E
MALTA ID 83342

Re: Application for Permit No. 43-07218

Dear Mr. Harper:

This office acknowledges receipt of your request to withdraw the above referenced application.

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

A request for refund of the initial filing fee in the amount of \$85.00 has been submitted to our Fiscal Department and will be sent directly to you.

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

WITHDRAWN

WITHDRAWN

43-07218

MEMORANDUM

DATE: August 30, 2000
TO: Fiscal Section
FROM: Mary A. Baldwin, Administrative Assistant
Southern Region
SUBJECT: Refund of filing fee

A Request to Withdraw Application for Permit No. 43-07218 was received on 08/24/00. Receipt No. 36662 in the amount of \$85.00 was issued on 07/01/85.

Please send a refund at your earliest convenience to:

D JAY HARPER
1926 S 2350 E
MALTA ID 83342

Thank you for your prompt assistance.

REQUEST FOR WITHDRAWAL OF APPLICATION FOR PERMIT

RECEIVED

AUG 24 2000

Department of Water Resources
Southern Region

To: State of Idaho Department of Water Resources
1341 Fillmore Street
Suite 200
Twin Falls, ID 83301-3380

Gentlemen:

I/We wish to withdraw Application for Permit to Appropriate the Public Waters of the
State of Idaho, No. 43-07218.

The application is filed in the name of D. Jay Harper.

I/We request a refund of the filing fee paid for said application.

Dated this 23 day of August, 20 00.

D. Jay Harper
(Signature of Applicant)

Owner
(Title)

1926 S. 2350 E. Malta, Idaho
(Address)
83342



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

August 2, 2000

D JAY HARPER
HC 72 BOX 2156
MALTA ID 83342

RE: Application for Permit in Critical Ground Water Area

Dear Applicant:

Our office has initiated a review of applications for permits to appropriate the public waters of the State of Idaho that have been held without action for many years. One type of application being held is those which propose development of ground water within an established critical ground water area. Our records indicate you have filed such an application. (Please find attached a computer printout describing your application)

Our office intends to dispose of all applications seeking ground water development in critical areas by denying the applications. Before initiating this action our office intends to provide you opportunity to withdraw your application and request a refund of the filing fees that have been paid.

Please review this matter and if you wish to withdraw your application please complete the enclosed form. If our office does not receive a withdrawal by September 1st, 2000 your application will be forwarded to the IDWR State Office with a recommendation it be denied. Any denial will be in the form of a preliminary order which you may request reconsideration or judicial review pursuant to procedural rules.

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

Sincerely,

Allen Merritt, PE
Southern Region Manager

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 43-7218

Name(s) of Permit Holder: D. Jay Harper

Post Office Address: H.C. 72, Bx 2156, Malta, Idaho, 83342

Telephone No. 645-2533

Source of Water: Groundwater

Extent of Use:

Domestic _____ (number of households)

Stockwater _____ (number and type of stock)

Irrigation 136 _____ (acres)

Other/ Remarks _____

Indicate the date water was first diverted and beneficially used under this permit: Use dates back to 1976

Measuring Device: Required? ☐ Yes ☐ No
Installed? ☐ Yes ☐ No

Flow Measurement Port: Required? ☒ Yes ☐ No
Installed? ☐ Yes ☐ No

Person to contact to accompany the Department representative during the field examination:

Applicant
(Name)

(Address)

(Telephone Number)

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

Date

7/1/85

D. Jay Harper
Signature of Permit Holder (and Title, if appropriate)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

JUL 3 1985

To appropriate the public waters of the State of Idaho

Department of Water Resources
Southern District Office

1. Name of applicant D. Jay Harper Phone 645-2533
Post office address H.C. 72, Bx 2156, Malta, Idaho, 83342
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 NW $\frac{1}{4}$, Govt. Lot _____
Sec. 31 Township 13 S. Range 27 E. B.M. _____ County; additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 2.72 for Irrig. purposes from Mar. 15 to Nov. 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) 2.72 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 delivering to existing sprinkling system.
 - 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 _____ inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year). (Existing use since April of 1976)

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	
13S.	27E.	31						4.1	4.2										176
								48	48	40									

Total number of acres to be irrigated 176

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

43-2330 on adjacent lands out of same well & system

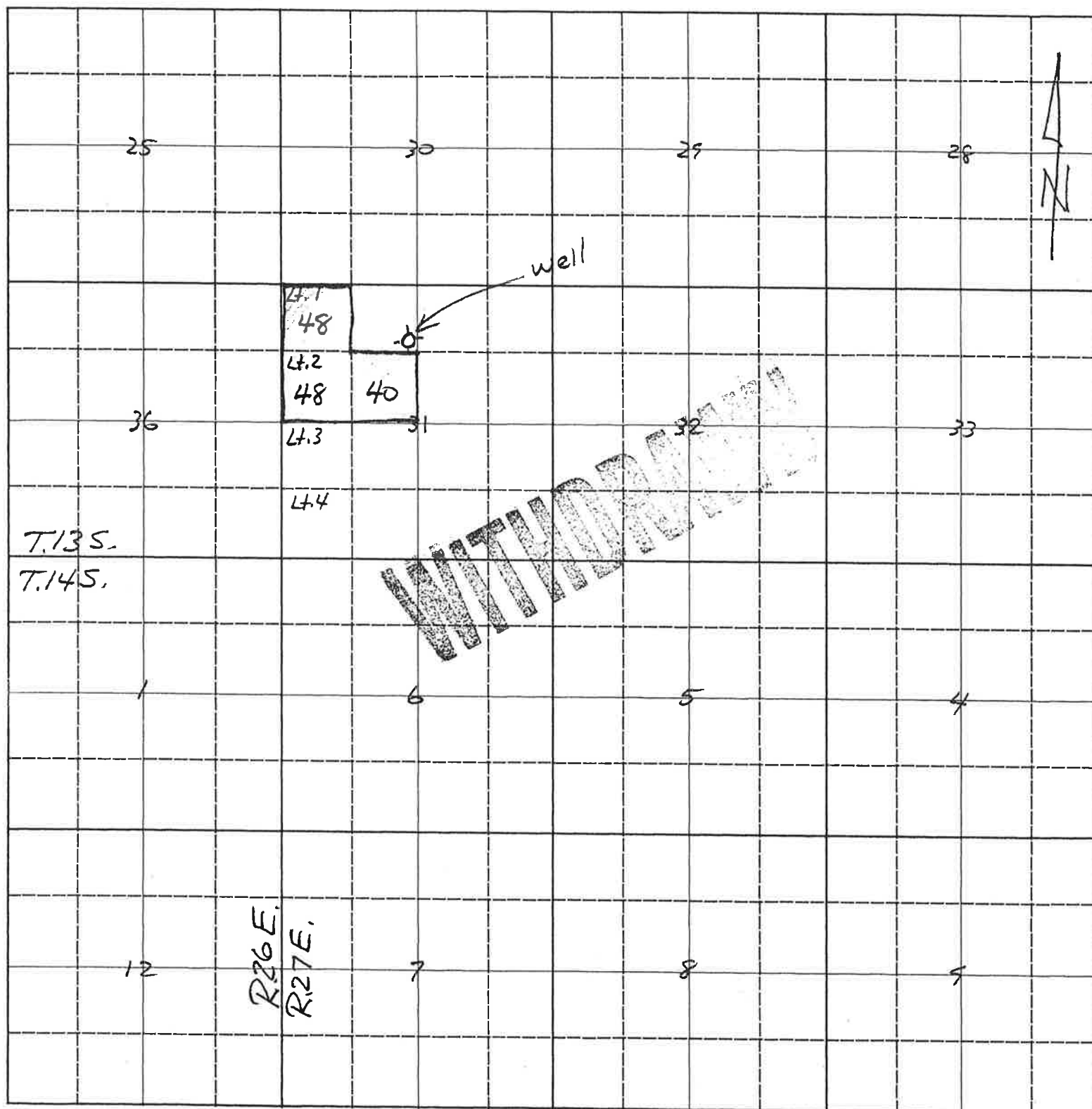
11. a. Who owns the property at the point of diversion? Applicant

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. _____

12. Remarks: This development is already in place and this application is being made to insure that the benefits of Subordination per the Swan Falls Agreement are obtained.

13. 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.

D. Jay Harper
(Applicant)

Received by ADM Date 7/1/85 Time 9:48 am Preliminary check by JP
Fee \$ 85.00 Received by ADM # 36662 Date 7/1/85
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

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: