

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/21/2019

Water Permit 37-7691

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CAROL BARNETT , ZZ
Current Owner	DELBERT BARNETT , ZZ

Status: Relinquished

<u>Source</u>	<u>Tributary</u>
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<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

11/21/2019

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DELBERT BARNETT , ZZ
Current Owner	CAROL BARNETT , ZZ

Relinquished 1986 &

ASSIGNED TO:
Delbert &/or Carol Barnett
I.L. Ranch
Tuscarora, NV 89834

Identification No. _____
Application No. 37-7691

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

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

1. Name of applicant Lester &/or Lena McNiel Phone: 886-7501
post office address Route #1, Shoshone, ID 83352
2. Source of water supply Waste water which is a tributary of Thorn Creek Drainage
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 32 Township 4S
Range 16E., B.M. Lincoln County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into Waste water drain at a point in NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 32 Township 4S Range 16E., B.M. _____
4. Water will be used for the following purposes:
Amount 0.80 cfs for irrigation purpose from Apr. 1 to Nov. 1 (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. 0.80 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. pond with pump delivering to gravity flow ditches.
- 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 _____ (Mo., Day) to _____ (Mo., Day) inclusive.
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 1,000.00
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ 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 _____
(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: _____

6.5 cfs phase conservation
12/8/77
w/ Mr. McNiel

6.5 cfs phase conservation
Apr. 1 to Nov. 1
w/ Mr. McNiel

37-7691

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

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	
4S	16E	32					40												40

Total number of acres to be irrigated 40

c. Describe any other water rights used for the same purposes as described above. 40 shares of American Falls #2 water.

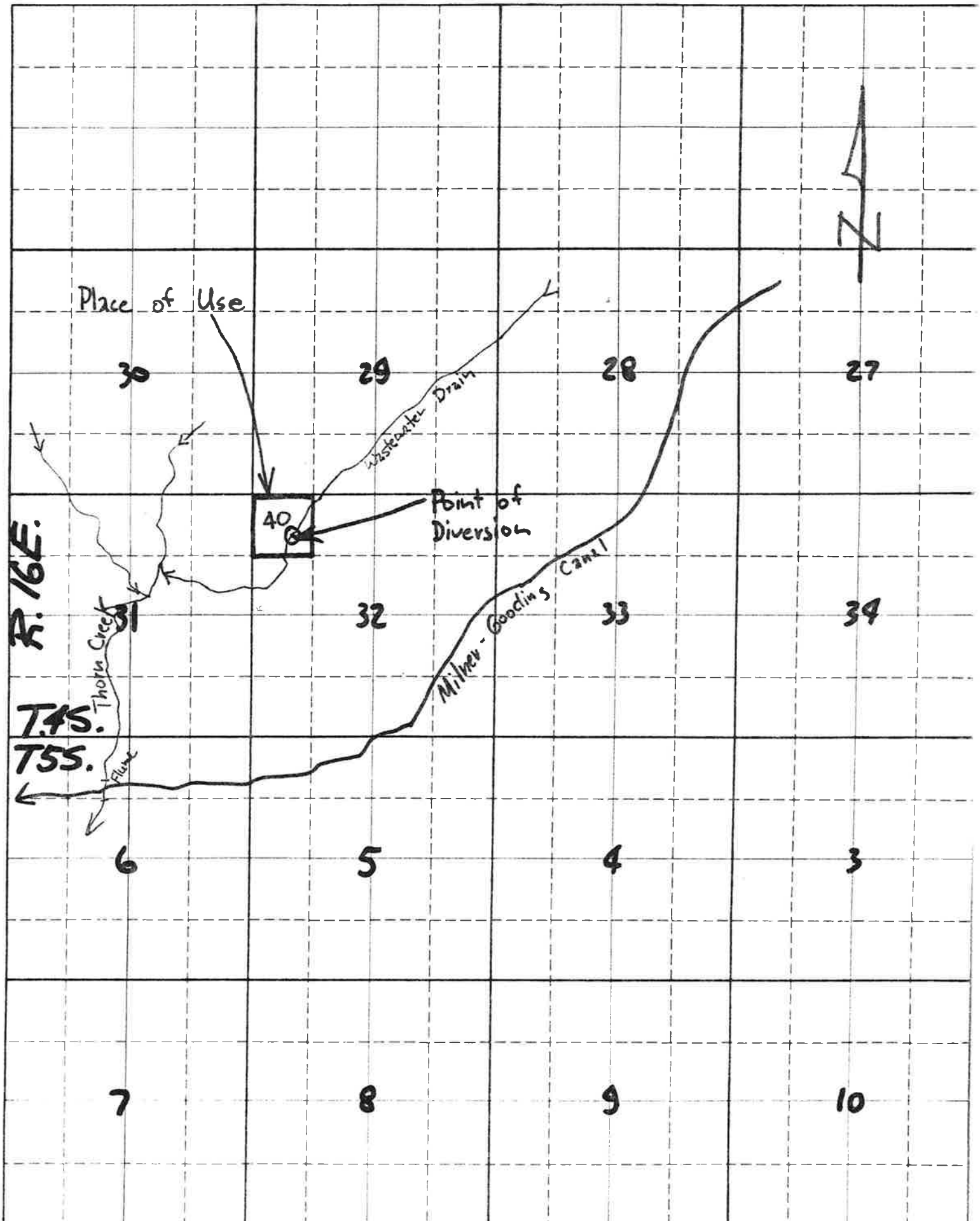
9. a. Who owns the property at the point of diversion Applicant

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 _____

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.

Lester McNeil
(Applicant)

Proposed Priority 11/30/1977

Received by ADM Date 11/30/77 Time 11:00 am

Preliminary check by AS Fee \$ 25.00 # 4445

Received by Sm Date 11/30/77

Publication prepared by DJ Date 12/1/77

Published in Lincoln County Journal

Publication dates 12/8 + 12/15/77

Publication approved DJ Date 12/28/77

Priority reduced to _____ Reason _____

Protests filed by: George L. Moody, Jr.
12/15/78
77

Copies of protests forwarded by Sm 1/4/78

Hearing held by _____ Date _____

Recommended for approval denial by SL

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. 37-7691, 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 December 1, 19 86.
- c. Other: An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

The maximum rate of diversion under this permit and Claims 37-4102 and 37-4103 shall not exceed 0.80 cubic feet per second.

Witness my hand this 14th day of December 19 81.

J. Glen Saxton
Chief, Operations Bureau

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION
FOR PERMIT NO. 37-7691 IN THE
NAME OF DELBERT &/or CAROL
BARNETT

ORDER TO DISMISS PROTEST

WHEREAS, on November 30, 1977, Lester &/or Lena McNiell applied to the Department of Water Resources for a permit to appropriate 0.80 cubic feet per second of water from wastewater tributary to Thorn Creek Drainage, to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, Twp. 4S, Rge. 16E, B.M., Lincoln County, to be used for irrigation purposes; and,

WHEREAS, on December 15, 1977 and December 22, 1977, notice of this proposed appropriation was published in the Lincoln County Journal, Shoshone, Idaho; and,

WHEREAS, on December 15, 1977, the Department received a protest against the approval of said application from George L. Moody, Jr.; and,

WHEREAS, on May 30, 1978, the application was assigned to Delbert &/or Carol Barnett; and,

WHEREAS, on December 5, 1980, a hearing concerning this matter was held at Gooding, Idaho, at which the protestant failed to appear; and,

WHEREAS, on December 17, 1980, the Department contacted the protestant who advised he had forgotten that the hearing was scheduled; and,

WHEREAS, the protestant has failed to show sufficient cause why said protest should not be set aside;

IT IS, THEREFORE, HEREBY ORDERED that the protest against the approval of said Application for Permit No. 37-7691 be set aside and Application for Permit No. 37-7691 is APPROVED.

Dated this 14th day of December, 1981.



L. GLEN SAXTON
Chief, Operations Bureau