

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/19/2020

Water Permit 47-7558

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	VAN DIEST FAMILY PARTNERSHIP , ZZ
Original Owner	ANN M MAC FARLANE , ZZ
Original Owner	PATRICK KUENY , ZZ
Original Owner	RALPH E MAC FARLANE RT 1 BOX 330 HANSEN, ID 83334
Original Owner	LA RONNA K KUENY , ZZ

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

ASSIGNMENT OF PERMIT

I, Patrick Kueny and LaRonna K. Kueny, hereby assign to Van Diest Family Partnership
of Rock Creek Ranch, 2872 Rock Creek Road, Hansen, Idaho 83334
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 47-7558
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)

Made this 23rd day of April, 19 90.

RECEIVED

MAY 21 1990

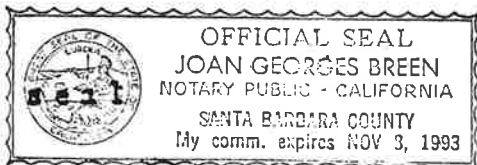
Department of Water Resources
Southern Region Office

Patrick Kueny
Permit Holder
Patrick Kueny

LaRonna K. Kueny
Spouse of Permit Holder
LaRonna K. Kueny

State of ~~Idaho~~ CALIFORNIA)
County of SANTA BARBARA) ss.

On this 23RD day of APRIL, 19 90, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.



My commission expires:

Joan Georges Breen
Notary Public residing at
Joan Georges Breen

47-7558

STATE OF CALIFORNIA)
 : ss.
County of Orange)

On this 16 day of May, 1990, before me,
the undersigned, a Notary Public in and for said State,
personally appeared LARONNA K. KUENY, known to me to be the
person whose name is subscribed to the foregoing instrument, and
acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal the day and year in this certificate
first above written.



Juanita Folkerts
NOTARY PUBLIC
My Commission Expires: March 6, 1990

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

I, Ralph E. MacFarlane and Ann M. MacFarlane, hereby assign to Van Diest Family Partnership
of Rock Creek Ranch, 2872 Rock Creek Road, Hansen, Idaho 83334
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 47-7558
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)

Made this 12th day of March, 1990.

RECEIVED

MAY 21 1990

Department of Water Resources
Southern Region Office

Ralph E. MacFarlane
Permit Holder
Ralph E. MacFarlane

Ann M. MacFarlane
Spouse of Permit Holder
Ann M. MacFarlane

CALIFORNIA
State of Idaho)
County of SANTA BARBARA) ss.

On this 12TH day of MARCH, 1990, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.



Joan Georges Breen
Notary Public residing at
Santa Barbara, CA

My commission expires:
NOV. 3, 1993

47-7558

RECEIVED
SEP 6 1985STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESFor Office Use Only
Fee Received 15.00
Date 7-11-85
Receipt # 36982

REQUEST FOR EXTENSION OF TIME

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

JUL 11 1985

Patrick Kueny & Laronna K. Kueny

Department of Water Resources

Ralph E. MacFarlane & Ann M.

(Name)

of 1616 Anacapa Street, Santa Barbara

(Address)

State of California, deposes and says:That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Water of
the State of Idaho No. 47-7558

That under the terms and conditions of said permit, work thereunder was required to be completed on or before

July 1, 19 85

That he has heretofore performed the following work described under said permit:

(This must be filled out! If no work has been completed put none.)

The upper diversion ditch & fish ponds have been completedCosting \$ 20,000

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:

We have had a hard time finding a stable market for the
fish. Problems also arose with the heavy 1984 snow pack doing
extensive damage to diversion ditches. This caused a large
amount of repetitive work costing time & money.Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations
under said permit to July 1st, 19 90
(1 yr. minimum, 5 yrs. maximum)

NOTE

AS OF JULY 1, 1980,
THERE IS A \$15.00
CHARGE FOR REQUESTS
FOR EXTENSION OF
TIMEJack C McCall
(Signature)*

*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within
which to submit the proof of beneficial use is extended to July 1, 1990.IT IS FURTHER ORDERED that the permit be REINSTATED and the priority advanced to
July 16, 1979, pursuant to Section 42-218a, Idaho Code.Signed this 9th day of September, 19 85J. Glen Saxton
Chief, Operations Bureau

47-7558

RECEIVED
JUL 23 1980
Department of Water Resources
Southern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

Department of Water Resources

Southern District Office

1. Name of applicant Patrick Kueny & LaRonna K. Kueny, husband & wife
Ralph E. MacFarlane & Ann M. Husband & wife Phone _____

Post office address 1616 Anacapa Street, Santa Barbara, California 93102

2. Source of water supply Rock Creek which is a tributary of Snake River

3. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 1 Township 12S

Range 18E B.M. Twin Falls County, additional points of diversion if any: _____

SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, Twp. 12S, Rge. 18E

4. Water will be used for the following purposes:

Amount 40.0 *See Memo & Correspondence* for fish Propagation purposes from Jan 1 to Dec 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)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 318 40.0 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____

Concrete diversion dams and 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 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: NE SW & Lot 3
(1) Give the place of use of water: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 1 Township 12S

Range 18E B.M.

(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 _____

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

commercial fish propagation

47-7558

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

[illegible]

Total number of acres to be irrigated

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

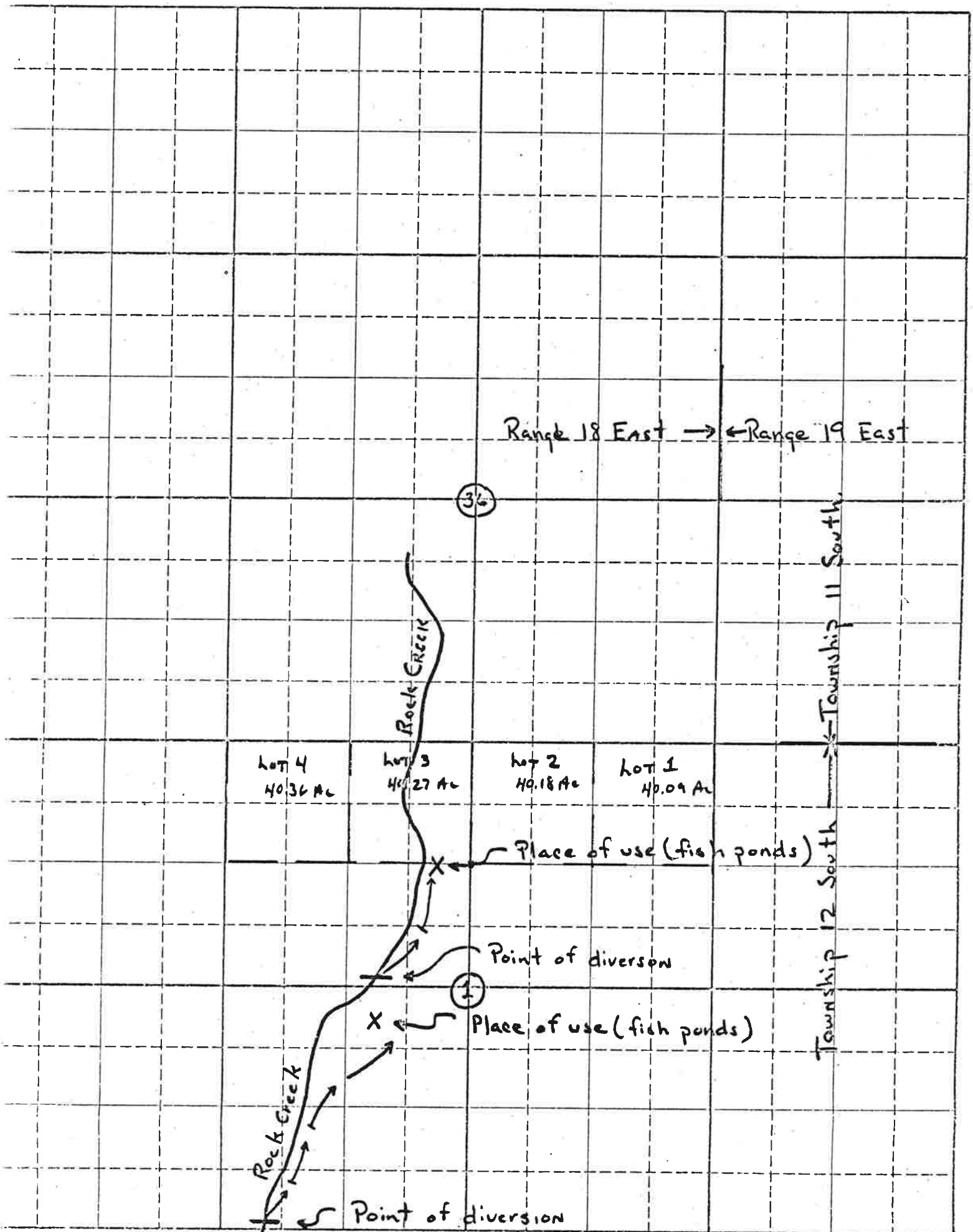
9. a. Who owns the property at the point of diversion See (C) below

b. Who owns the land to be irrigated or place of use See (C) below

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing The applicants are the purchasers under an assignment for sale and purchase of real and personal property dated April 2, 1979

10. Remarks Water will be discharged into Rock Creek in the NESW and the SENW, & Lot 3
Sec. 1, Twp. 12S Rge. 18E

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



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.

Rafaela Kuening
Rafaela Kay Kuening
 (Applicant),
Rafaela Kay Kuening

Proposed Priority 7/6/79 marpa 7-10-79 2:30 pm
Received by SR Date 7-6-79 Time 4:45 pm
Preliminary check by JP Fee \$ 861.00 92-160 #13261
Receipted by marpa Date 7/10/79
Publication prepared by marpa Date 8/10/79
Published in times news
Publication dates 8/23 & 8/30/79
Publication approved marpa Date 9/11/79/79
Protests filed by: None

Copies of protests forwarded by _____
Hearing held by _____ Date: _____
Recommended for approval denial by ADM jin

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. 47-7558 , 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 July 1 , 19 85 .
- 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: Maximum rate of diversion allowed under this permit shall not exceed
40.0 cubic feet per second.

Measuring devices of a type approved by the Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

Use of water under this permit is subject to control by the watermaster of State Water District #47, Rock Creek.

The permit shall not be assigned or sold without first securing the written approval of the Department of Water Resources.

Return water shall be treated to insure that the effluent meets Idaho Water Quality Standards.

Witness my hand this 21st day of July 19 80.

L. Glen Saxton
Chief, Operations Bureau