

IDAHO DEPARTMENT OF WATER RESOURCES  
Proof Report

6/22/2020

Water Permit 47-7641

<b><u>Owner Type</u></b>	<b><u>Name and Address</u></b>
Current Owner	MAXWELL D HARNEY PO BOX 465 KIMBERLY, ID 83341 (208) 423-6125

**Status:** Lapsed

**Source**

**Tributary**

<b><u>Beneficial Use</u></b>	<b><u>From</u></b>	<b><u>To</u></b>	<b><u>Diversion Rate</u></b>	<b><u>Volume</u></b>
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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 Received *18*Date *1-6-86*Receipt # *37400*

MAR 18 1986

## REQUEST FOR EXTENSION OF TIME

Department of Water Resources To provide additional time in which to submit proof  
of beneficial use on a water right permitMAXWELL D AND OR LORETTA R HARNEY of PO Box 465 Kimberly, Idaho 83341  
(Name) (Address)State of Idaho, 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. 47-7641That under the terms and conditions of said permit, work thereunder was required to be completed on or before  
\_\_\_\_\_, 19\_\_\_\_.

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 CREEK has been cleared of considerable DIRT and SURVEY has been  
MADE - LOCATION of Pipe Line DETERMINATED, and some supply purchased.  
Houses are built, 2 Barns, Shop Built & 3 Acres leveled & Landscaping done - irrigated, Power to  
Pump & Bldgs now in.

Costing \$ \_\_\_\_\_

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

<sup>WANT</sup>  
1- want to do this Project Myself & had thought I would Retire before, but hope  
to Retire some time in year 1986 & then I would get further along with this Project.  
I have spent considerable Money & want to continue on this Project

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations

under said permit to December, 1990(1 yr. minimum,  
5 yrs. maximum)

(Signature)\*

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

FEE: \$15.00 - Check # 1485 sent with dated 12-28-85 for \$15.00

## 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 proof of beneficial use is extended to October 1, 1990.Signed this 13<sup>th</sup> day of March, 1986

*J. Glen Saxton*  
Chief, Operations Bureau

47-7641

47-7641

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Maxwell D. Harney Phone 423-5516

Post office address Box 465 - Kimberly, Idaho 83341

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

3. Location of point of diversion is SW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 25 Township 12S

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

4. Water will be used for the following purposes:

Amount 20.0 for power 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. 20.0 cubic feet per second and/or b. \_\_\_\_\_ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. diversion dam and penstock

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: SW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 25 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: \_\_\_\_\_

47-7641

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. none

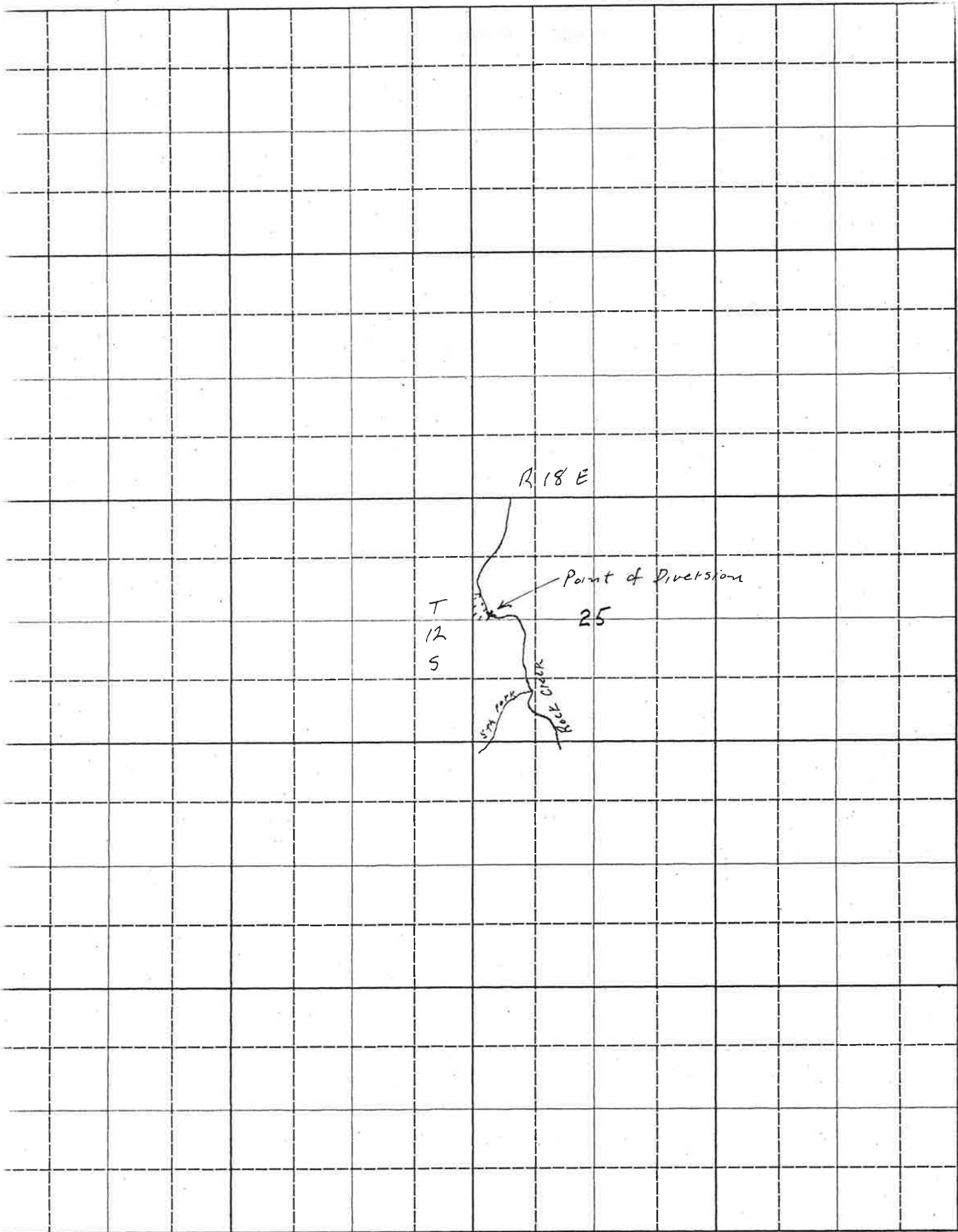
9. a. Who owns the property at the point of diversion, applicant

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 ~~12~~ 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.

*Harold W. Farney*  
(Applicant)

3/27/80

Received by LH Date 3-27-80 Time 3:00 PMPreliminary check by Long Fee \$ 225.00Receipted by mauga Date 3/27/80 # 17171Publication prepared by ch Date 4/10/80Published in Times newsPublication dates 4/17 & 4/24/80Publication approved mauga Date 4/16/80Protests filed by: None

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by ADM Jim

## 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. 47-7641, 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 October 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: (1) A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works. (2) This permit is subject to the provisions of Sections 42-205 through 42-210, Idaho code, restricting the sale, transfer, assignment, or mortgage of this permit. Failure to comply with these provisions is cause for immediate cancellation of this permit. (3) This project shall be operated in a manner that will not conflict or interfere with the future upstream diversion of water for irrigation or other beneficial consumption. (4) This permit does not constitute Idaho Public Utility Commission or Federal Energy Regulatory Commission approval that may be required.

Witness my hand this 30<sup>th</sup> day of October, 1980.

J. Glen Saxton  
Chief, Operations Bureau