

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/17/2020

Water Permit 47-7398

| | |
|--------------------------|--|
| <u>Owner Type</u> | <u>Name and Address</u> |
| Current Owner | ROBERT M LOVELESS 121 8TH AVE N BUHL, ID 83316 |
| Current Owner | VIRGINIA LOVELESS 121 8TH AVE N BUHL, ID 83316 |
| Original Owner | RICHARD J KELLY PO BOX 87 BUHL, ID 83316 |

Priority Date: 5/30/1977
Status: Closed

| | |
|----------------------|-------------------------|
| <u>Source</u> | <u>Tributary</u> |
| CEDAR DRAW CREEK | SNAKE RIVER |

| | | | | |
|------------------------------|-------------------------------|------------------|------------------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
| FISH PROPAGATION | 1/01 | 12/31 | 34.100 CFS | 24,687.3 AF |
| | <u>Total Diversion</u> | | 34.100 CFS | 24,687.3 AF |

Source and Point(s) of Diversion
CEDAR DRAW CREEK NWSE Sec. 11, Twp 09S, Rge 15E, TWIN FALLS County

Place Of Use
FISH PROPAGATION within TWIN FALLS County

| | | | NE | | | | NW | | | | SW | | | | SE | | | | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
| Twp | Rng | Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 09S | 15E | 11 | | | | | | | | | | X | | | | | | | |

Conditions of Approval:

1. R09 Return water shall be treated to insure that the effluent meets Idaho Water Quality Standards.
2. The Director retains jurisdiction of this license to establish a minimum bypass flow, either upon request or on his own volition. A request must describe the values to be preserved and the bypass flow necessary to preserve the values. If the Director determines that the bypass proposal is meritorious, a hearing will be scheduled to determine whether the proposal should be granted.

Comments:

1. mciscell 6/10/2013 POD
Bulk Generate Shape From PLS

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/17/2020

Dates and Other Information

Permit Proof Due Date: 8/1/1982
Permit Proof Made Date: 8/6/1982
Permit Approved Date: 8/29/1977
Field Exam Date: 9/29/1989
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

RECEIVED

DEC 12 1991

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07398

Department of Water Resources
Southern Region Office

Priority: May 30, 1977

Maximum Diversion Rate: 34.10 CFS
Maximum Diversion Volume: 24687.3 AF

This is to certify, that VIRGINIA LOVELESS
ROBERT M LOVELESS

121 8TH AVE N
BUHL ID 83316

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated May 25, 1977; and
has submitted Proof of Beneficial Use on August 6, 1982. An examination indicates
that the works have a diversion capacity of 34.100 cfs of water from:

CEDAR DRAW tributary to SNAKE RIVER

source, and a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| FISH PROPAGATION | 01/01 to 12/31 | 34.10 CFS | 24687.3 AF |

LOCATION OF POINT(S) OF DIVERSION: NWSE , Sec. 11, Township 09S, Range 15E
TWIN FALLS County

PLACE OF USE: FISH PROPAGATION
TWN RGE SEC

09S 15E 11 NWSW

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Return water shall be treated to insure that the effluent meets Idaho Water Quality Standards.

47-07398

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

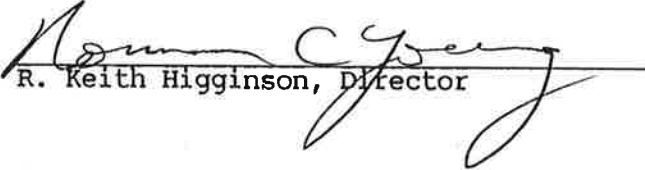
WATER RIGHT NO. 47-07398

CONDITIONS/REMARKS:

6. The Director retains jurisdiction of this license to establish a minimum bypass flow, either upon request or on his own volition. A request must describe the values to be preserved and the bypass flow necessary to preserve the values. If the Director determines that the bypass proposal is meritorious, a hearing will be scheduled to determine whether the proposal should be granted.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 6TH day of DECEMBER, 1991.

Acting for


R. Keith Higginson, Director

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2 of 2

State of Idaho
Department of Water Resources

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DEC - 6 1990

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07398

Department of Water Resources
Southern Region Office

Priority: May 30, 1977

Maximum Diversion Rate: 34.10 CFS
Maximum Diversion Volume:¹ 24687.3 AF

This is to certify, that ROBERT M. LOVELESS
VIRGINIA LOVELESS

121 8TH AVE. N.
BUHL, ID 83316

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated May 25, 1977; and
has submitted Proof of Beneficial Use on August 6, 1982. An examination indicates
that the works have a diversion capacity of 34.100 cfs of water from:

CEDAR DRAW

tributary to SNAKE RIVER

source, and a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| FISH PROPAGATION | 01/01 to 12/31 | 34.10 CFS | 24687.3 AF |

LOCATION OF POINT(S) OF DIVERSION: NWSE , Sec. 11, Township 09S, Range 15E
TWIN FALLS County

PLACE OF USE: FISH PROPAGATION

TWN RGE SEC

09S 15E 11 NWSW

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Return water shall be treated to insure that the effluent meets Idaho Water Quality Standards.

47-07398


State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07398

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 22nd
day of December, 1990.

Acting for


R. Keith Higginson, Director

State of Idaho
Department of Water Resources

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NOV 14 1990

APPLICATION FOR AMENDMENT
(For Licensing Purposes) Department of Water Resources
WATER RIGHT NO. 47-07398

APPROVED

Date of Priority: May 30, 1977

Maximum Diversion Rate: 34.10 CFS
Maximum Diversion Volume:¹ 24687.3 AF

Comes now

ROBERT M. LOVELESS
VIRGINIA LOVELESS

121 8TH AVE. N.
BUHL, ID 83316

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 47-07398, and requests that the permit be changed as follows:

Source: CEDAR DRAW

tributary to SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| FISH PROPAGATION | 01/01 to 12/31 | 34.10 CFS | 24687.3 AF |

LOCATION OF POINT(S) OF DIVERSION:

NWSE, Sec. 11, Township 09S, Range 15E
TWIN FALLS County

PLACE OF USE: FISH PROPAGATION

TWN RGE SEC

09S 15E 11

NWSW

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Buhl, Id., this 10th day of November, 1990.

Robert M. Loveless
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 47-07398

FOR DEPARTMENT USE ONLY

Preliminary check by SC Fee = ✓\$20.00 Received by 12 Date #C018857 11/14/90

ACTION OF THE DEPARTMENT OF WATER RESOURCES

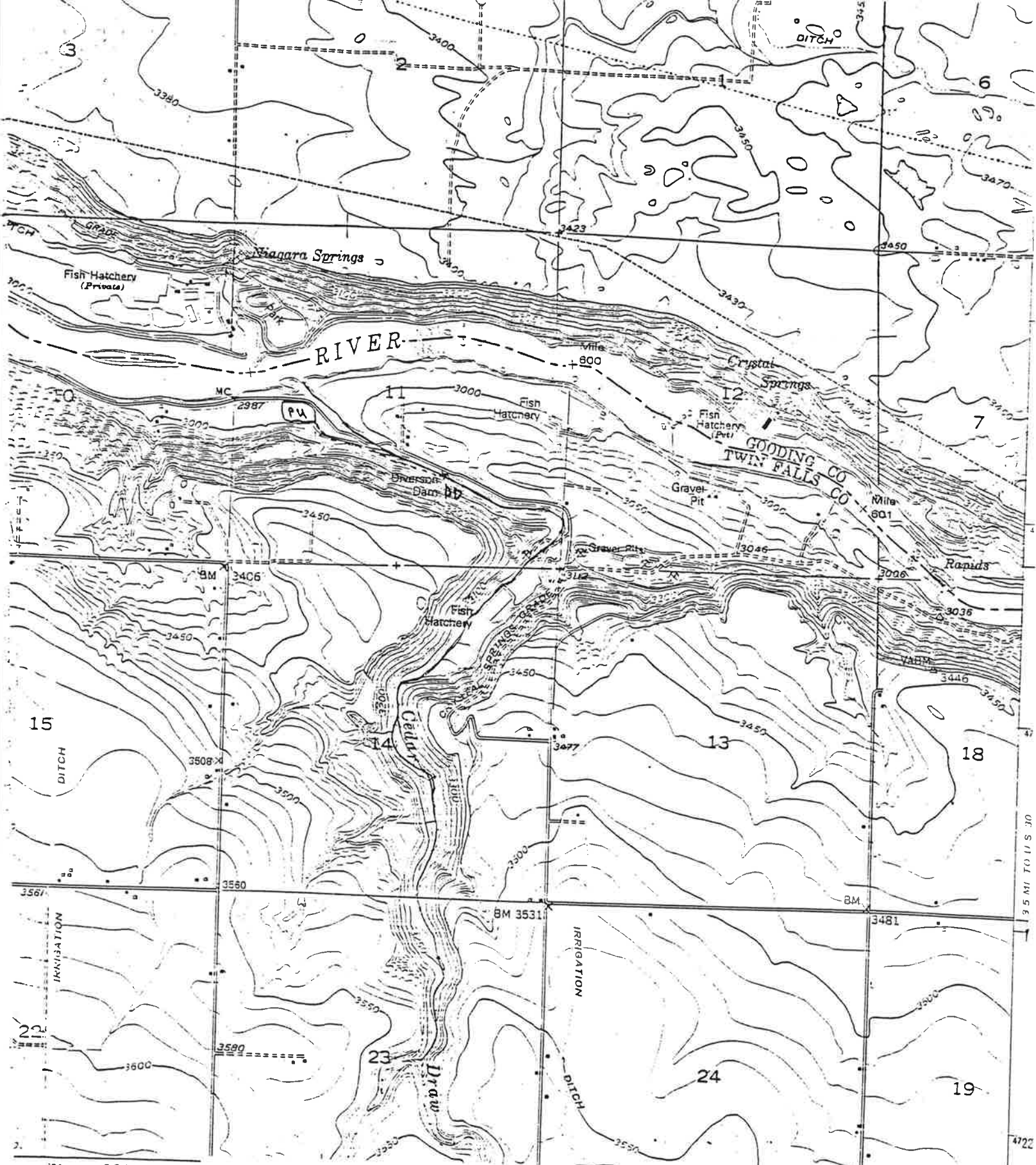
I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 47-07398 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Return water shall be treated to insure that the effluent meets Idaho Water Quality Standards.

Witness my hand this 3RD day of December, 1990.

Acting for R. Keith Higginson
R. Keith Higginson, Director



Post-it® Fax Note

7671

| | | | |
|----------|----------|------------|---|
| Date | 9/25/98 | # of pages | 1 |
| To | Crystal | | |
| Co./Dept | Resholt | | |
| Phone # | | | |
| Fax # | | | |
| From | Tara | | |
| Co. | EPWR | | |
| Phone # | 736-3033 | | |
| Fax # | 736-3037 | | |

IGICAL SURVEY,
1-1980

R. 15 E. R. 16 E.
894000mE

114°37'30"

ROAD CLASSIFICATION

Light-duty road, hard or improved surface
Unimproved road

