

IDAHO DEPARTMENT OF WATER RESOURCES  
Proof Report

6/16/2020

Water Permit 47-7189

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	M B EAHER , ZZ

Status: Lapsed

<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

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Source and Point(s) of Diversion

Place Of Use

Conditions of Approval:

Comments:

Dates and Other Information

Number of Protests: 0  
Water District Number: TBD  
Application Type: New Appropriation  
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

RECEIVED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

47-7189

MAY 10 1978

APPLICATION FOR EXTENSION OF TIME

Department of Water Resources  
Southern District Office

Department of Water Resources

Southern District Office

State of Idaho )

County of Twin Falls )

Permit No. 47-7189

M. B. Eacker of Route 2, Kimberly, Idaho  
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder \*, of Permit to  
Appropriate the Public Waters of the State of Idaho No. 47-7189.

That under the terms and conditions of said permit, work thereunder was required  
to be completed on or before April 1, 1978.

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

no work has been done to date

Costing \$ 0.

That he is unable to complete the remainder of the work within the required time for  
the following reasons, to-wit: local trout processor was supposed to build trout  
ponds for applicant, but has not done so yet.

Wherefore, he asks that the Department of Water Resources extend the time for the  
completion of obligations under said permit to April 1, 1983.

(signature) \*

Subscribed and sworn before me this 21st day of April, 1978.

seal

Notary Public residing at

My commission expires

ACTION OF THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be DENIED  
for failure of the permit holder to proceed with diligence in the completion of  
the project on Permit No. 47-7189.

Witness my hand this 5<sup>th</sup> day of May, 1978.

Chief, Operations Bureau

\* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available  
through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

47-7189

C  
April 19, 1973

Re: Permit No. 47-7189

M. B. Eacker  
Route #1  
Kimberly, ID 83341

P  
Dear Mr. Eacker:

Enclosed is a copy of your approved Application for Permit No. 47-7189. We direct your attention to the conditions of approval as listed on the fourth page.

Y  
Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Very truly yours,

BOBBY D. FLEENOR  
Assistant Director

BDF:cd

Enclosures



Identification No. \_\_\_\_\_

Application No. 47-7189

STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION

**APPROVED**

**APPLICATION FOR PERMIT**

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

1. Name of applicant M. B. Eacker  
post office address Route 1, Kimberly, ID 83341
2. Source of water supply Clair Tunnel which is a tributary of Rock Creek
3. a. Location of point of diversion is SW  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 25 Township 10S  
Range 17E B.M. Twin Falls County; additional points of diversion if any: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
b. If water is not consumed, it will be discharged into \_\_\_\_\_ at a point in \_\_\_\_\_  $\frac{1}{4}$   
of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount 1.5 for Fish Prop. purpose from Jan. 1 to Dec. 31 (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. 1.5 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  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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 \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Mo. Day) (Mo. Day)  
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 <sup>RSK</sup> years.  
b. Estimated construction cost is \$ 1000.00.
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 SW  $\frac{1}{4}$  of Section 25 Township 10S  
Range 17E 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: Fish Propagation  
\_\_\_\_\_  
\_\_\_\_\_

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 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. S. 25, 105, 17E

Sec 25105 17E

[illegible]

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.

MB Eacker  
(Applicant)

(Applicant)

Received by DM Date 3-15-73 Time 11:45 AM  
 Preliminary check by NOT Fee \$ 35.00  
 Receipted by alu Date 3-15-73 # 9598  
NOT Publication prepared by alw Date 3-15-73  
 Published in Times News Twin Falls, ID  
 Publication dates 3-22 & 3-29-73  
 Publication approved alw Date 4-4-73  
 Priority ~~reduced to~~ 3-15-73 Reason \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Protests filed by: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Copies of protests forwarded by \_\_\_\_\_  
 Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
 Recommended for approval denial by BDF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 47-7189, 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 April 1, 19 78.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.  
The issuance of this permit in no way grants any right-of-way or easement across the land of another person.

2. Denial of said application is for the following reasons: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Witness my hand this 17 day of April 19 73.

  
 Deputy Director