

IDAHO DEPARTMENT OF WATER RESOURCES  
Proof Report

6/17/2020

Water Permit 47-7283

<b><u>Owner Type</u></b>	<b><u>Name and Address</u></b>
Current Owner	HERSCHEL BENNETT RT 3 BUHL, ID 83316

**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

RECEIVED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

DEC 31 1979

## 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 permit

JAN 21 1980

Department of Water Resources  
Southern District OfficeTerry White

(Name)

of

Route #3 Box 201, Buhl

(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  
Waters of the State of Idaho No. 47-7283.That under the terms and conditions of said permit, work thereunder was required to be completed on or  
before January 1, 1980.

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

No work has been done.Costing \$ 0That he is unable to complete the remainder of the work within the required time for the following  
reasons, to-wit: Lack of funds and time due to divorce and subsequent remarriage of previous  
owner. I recently purchased the property, and have not had time to complete the  
irrigation system or plant the orchard proposed in the permit.Wherefore, he asks that the Department of Water Resources extend the time for the completion of  
obligations under said permit to January 1, 1985.  
(Signature)\*

## ACTION OF THE DIRECTOR, 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. 47-7283.Signed this 15 day of January, 19 80.  
C. STEPHEN ALLRED

Director

\*AN HOLDER, Power of Attorney must be supplied.

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State of Idaho  
Department of Water Resources  
ASSIGNMENT OF PERMIT

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Department of Water Resources  
Southern District Office

I, Hetschel Bennett, hereby assign to Terry White  
of Route 3 Buhl, Idaho 83316  
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 47-7283  
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 13th day of November, 19 79.

Hetschel Bennett  
Permit Holder

\_\_\_\_\_  
Spouse of Permit Holder

State of Idaho )  
County of Twin Falls ) ss.

On this 13th day of November, 19 79, personally  
appeared before me the signer(s) of the above instrument, who duly acknowledged to me  
that he (she) (they) executed the same.

seal

Loren O. Kalmbach

Notary Public residing at

Twin Falls

My commission expires:

life

47-7283

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

Application No. 47-7283 8 1975

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Department of Water Resources  
Southern District Office

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Herschel Bennett Phone: \_\_\_\_\_  
post office address Route #3, Buhl, Idaho 83316
2. Source of water supply Mud Creek which is a tributary of Snake River
3. a. Location of point of diversion is NE  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 28 Township 9S  
Range 14E 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 .74 cfs for Irrigation purpose from Mar. 15 to Nov. 15 (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. .74 cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. Pond, pump and sprinkler system.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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 years.  
b. Estimated construction cost is \$ \_\_\_\_\_.
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: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
9S	14E	28	37																37

Total number of acres to be irrigated 37

c. Describe any other water rights used for the same purposes as described above None

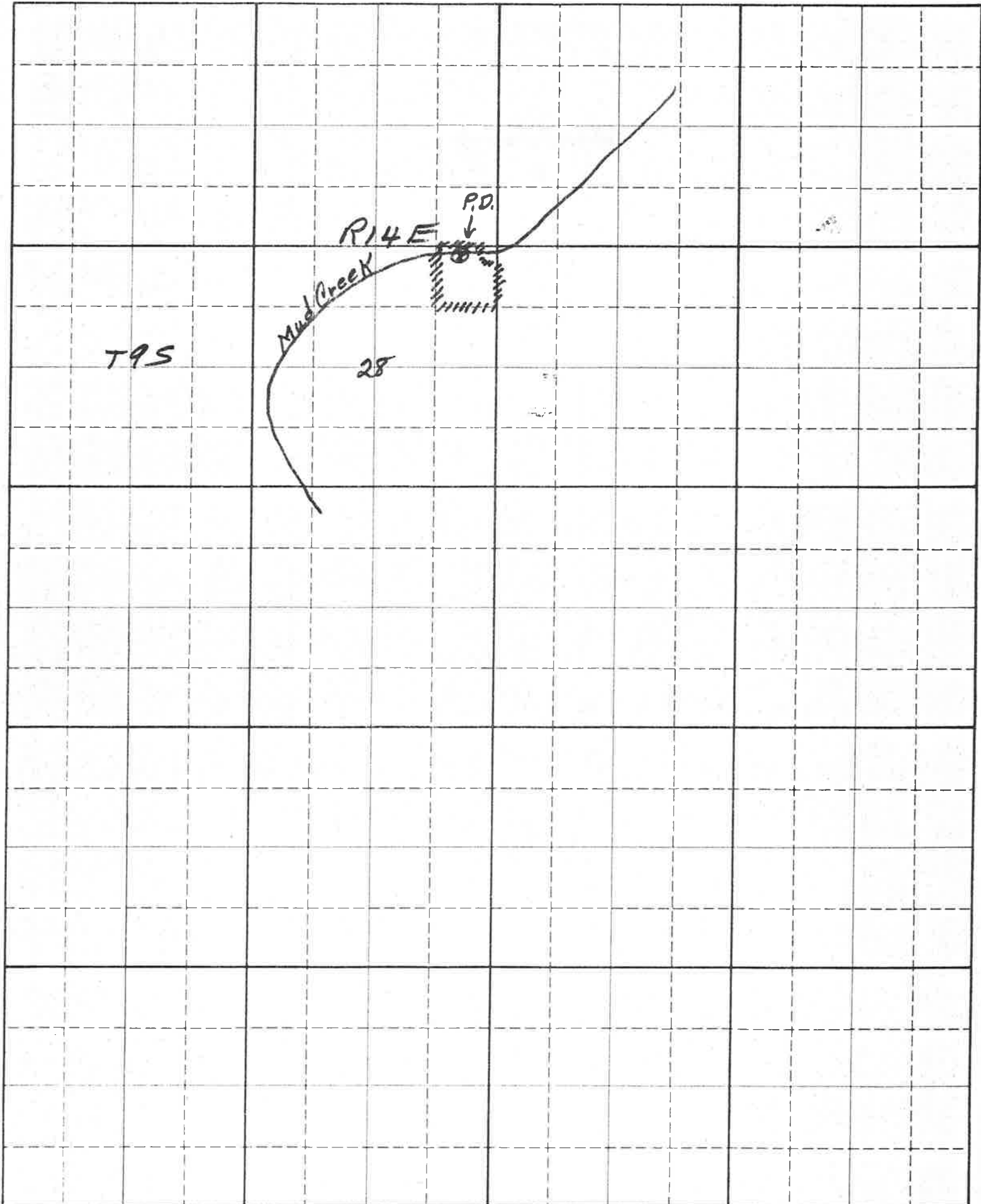
9. a. Who owns the property at the point of diversion Applicant

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 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.

Herschel Bennett  
(Applicant)

10-30-1974

Received by KOT Date 10-30-74 Time 11:30 AM

Preliminary check by PEM Fee \$ 25.00

Received by CC Date 10-30-74 # 14635

PEM Publication prepared by CC Date 10-30-74

Published in Times News

Publication dates 11-7 & 11-14-74

Publication approved \_\_\_\_\_ Date \_\_\_\_\_

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

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

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

Recommended for approval denial by W BDF

#### 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. 47-7283, 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 January 1, 1980.

c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 2 day of January 19 75.

R. Karl Higgin  
Director