

IDAHO DEPARTMENT OF WATER RESOURCES  
Proof Report

6/8/2020

Water Permit 72-7214

**Owner Type**      **Name and Address**  
Current Owner      US DEPT OF AGRICULTURE  
FOREST SERVICE  
1249 VINNELL WAY STE 200  
BOISE, ID 83709  
(208) 373-4143

**Priority Date:** 10/5/1982

**Status:** Closed

**Source**      **Tributary**  
SPRING      BOUNDARY CREEK

<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>
STOCKWATER	5/01	10/31	0.020 CFS	5.4 AF
	<b><u>Total Diversion</u></b>		0.020 CFS	5.4 AF

**Source and Point(s) of Diversion**

SPRING      SWSE      Sec. 34, Twp 12N, Rge 17E, CUSTER County

**Place Of Use**

STOCKWATER within CUSTER 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	
12N	17E	34									X								

**Conditions of Approval:**

**Comments:**

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

**Dates and Other Information**

Permit Proof Due Date: 12/1/1983  
Permit Proof Made Date: 1/1/1900  
Water District Number: TBD  
Mitigation Plan: False

**Combined Use Limits**

N/A

**SubCase:**

N/A

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**Water Supply Bank:**

N/A

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12N	17E	34									X								

**Conditions of Approval:**

**Comments:**

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

**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

IDAHO DEPARTMENT OF WATER RESOURCES  
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6/8/2020

Water Supply Bank:

N/A

RECEIVED

June 202  
6/85

STATE OF IDAHO

Ident. No. 43-7214

MAY 5 1989

DEPARTMENT OF WATER RESOURCES

Department of Water Resources  
Southern Region Office

APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Art & La Rene Whitaker Phone 645-2292  
Post office address P.O. Box 64, Malta, Idaho, 83342

2. Source of water supply Eight mile Creek which is a tributary of Sinks

3. Location of point of diversion is SW  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of SE  $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_  
Sec. 5 Township 15S. Range 28E. B.M. Cassia County; additional  
points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

Amount 2.0 for Irrigation purposes from 4/1 to 11/1 (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 is (a) 2.0 and/or (b) \_\_\_\_\_  
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Existing diversion dam  
delivering to existing mainline which supplies sprinklers  
via gravity pressure.

b. Height of storage dam \_\_\_\_\_ feet; active reservoir capacity \_\_\_\_\_ acre-feet; total  
reservoir capacity \_\_\_\_\_ acre-feet; period of year when water will be diverted to storage:  
\_\_\_\_\_ to \_\_\_\_\_ inclusive.

c. Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet.

d. Is ground water with a temperature of greater than 90°F being sought? \_\_\_\_\_

7. Time required for the completion of the works and application of the water to the proposed beneficial use is  
1 years (minimum 1 year). Existing use since 1983.

43-7214

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. \_\_\_\_\_
- Stockwatering; list number and kind of livestock. \_\_\_\_\_
- Municipal; show name of municipality. \_\_\_\_\_
- Domestic; show number of households. \_\_\_\_\_
- Other; describe fully. \_\_\_\_\_

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15S.	28E	5									5	20	15	17					57
"	"	6													5	15	40	40	100

Total number of acres to be irrigated 157

10. Describe any other water rights used for the same purposes as described above. \_\_\_\_\_

Water on adjacent lands covered by Claim 43-4/18 on 135 acres out of same system.

- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? Applicant
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. \_\_\_\_\_

12. Remarks: This filing is being made to insure that the benefits of subordination per Swan Falls Agreement are obtained. This use of additional acres have been used since 1983.

6850  
2250  

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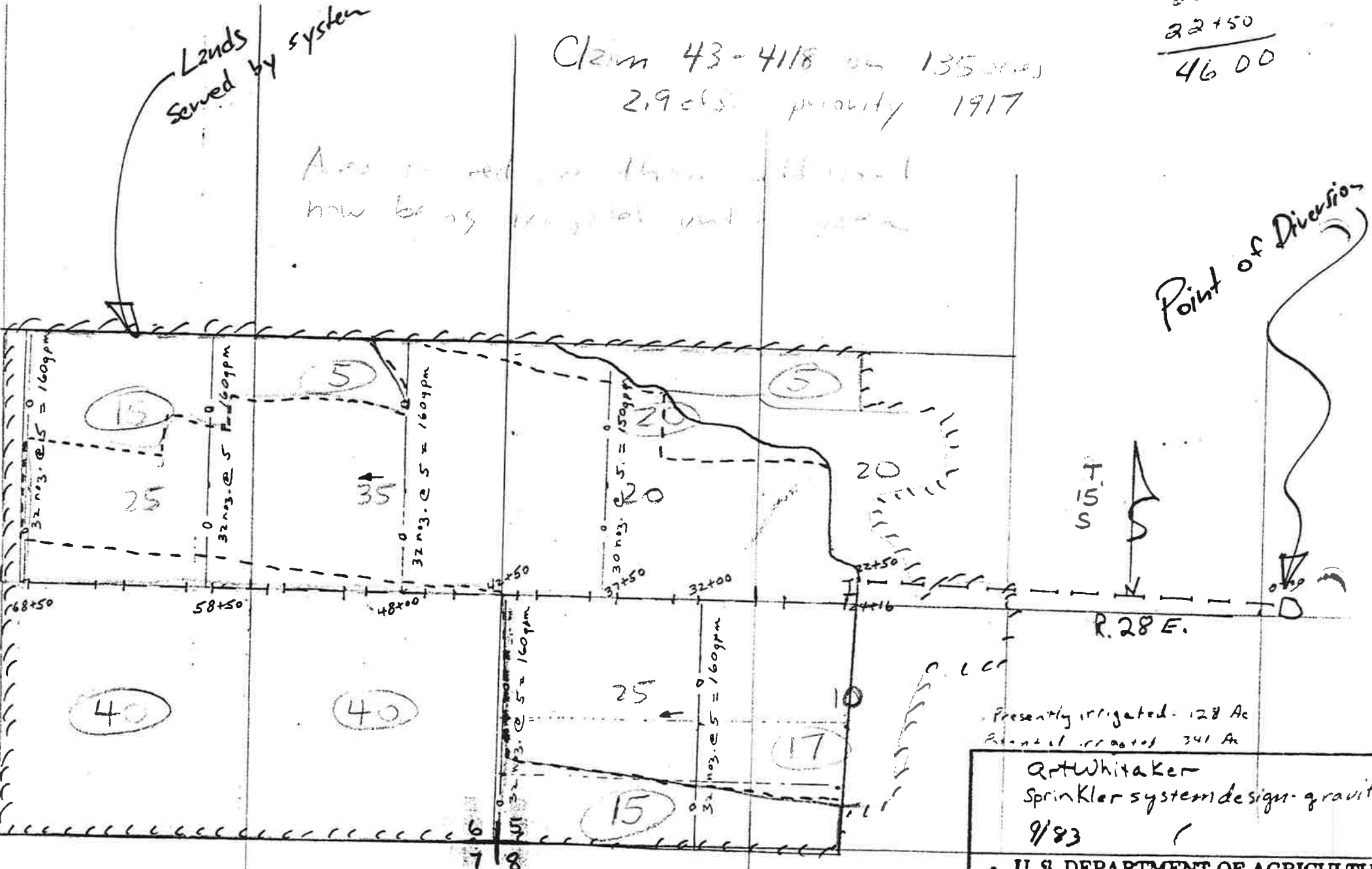
4600

Claim 43-4118 on 135 acres  
2.9 cfs priority 1917

Lands  
Served by system

Area covered by the system will be  
now being irrigated by the system

Point of Diversion



Presently irrigated - 128 Ac  
Potential irrigated 341 Ac

Art Whitaker  
Sprinkler system design - gravit.  
9/83

U. S. DEPARTMENT OF AGRICULTURE  
SOIL CONSERVATION SERVICE

scale: 1" = 660' or 8" = 1 mile

Received by ADM Date 6/28/85 Time 3:30 pm. Preliminary check by gFee \$ 65.00 Receipted by 36655 # mace Date 6/28/85Publication prepared by IC Date 2/16/89 Published in South ID PressPublication approved M. Baldwin Date 3/3/87 2/16 & 2/23/89**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. 43-7214, 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 May 1, 19 90.

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. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other: Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 19<sup>th</sup> day of April, 1989.

J. Glen Saxton