

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/3/2020

Water Permit 41-7056

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DON BENSON , ZZ

Status: Relinquished

<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:

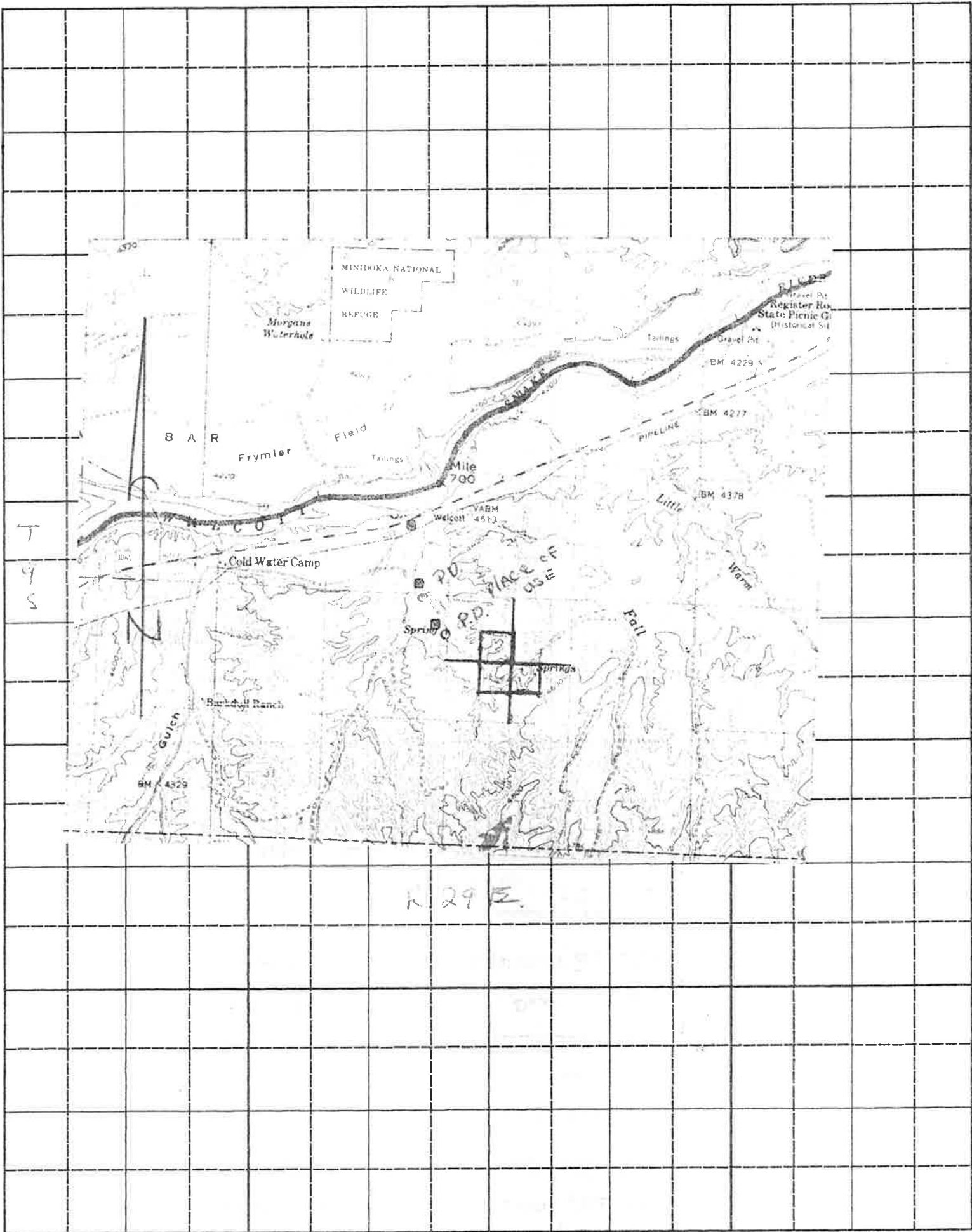
N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Don Benson Phone 548-2330
226-2390
- Post office address 231 Park Street American Falls Idaho
2. Source of water supply Frank Co which is a tributary of Snake River
3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 29 Township 9 S
Range 29 E B.M. River County, additional points of diversion if any: 53 1/4 N 3 1/4, Sec. 29 T 9 S R 29 E
4. Water will be used for the following purposes:
- Amount 1 for Hydroelectric 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. 30.0 cubic feet per second and/or b. acre-feet per annum.
6. Proposed diverting works:
- a. Description of ditches, flumes, pumps, headgates, etc. Dowstack, Turbines & Headgates
- 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: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 29 Township 9 S
Range 29 E B.M. 52 1/4 of N 2 1/4 " "
- (2) Amount of power to be generated: 23498 horsepower under 60 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:

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.

Don Benson
(Applicant)

Received by A. J. Jundt Date 9-16-1981 Time 4:30 P.M.
Preliminary check by [initials] Fee \$ 525.00
Receipted by maria Date 9/17/81 # 18764
Publication prepared by maria Date 9/17/81
Published in Jerome County Press
Publication dates 9/23 + 9/30/81
Publication approved maria Date 9/23/81
Protests filed by: Melvin Osborn 9/29/81 - Withdrawn 12/22/81

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by [initials]

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. _____, and said application is hereby _____.

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 _____, 19 ____.
- 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: _____

Witness my hand this _____ day of _____, 19 ____.

Director



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

RECEIVED

January 28, 1992

JAN 30 1992

relinquished
2-3-92

Don Benson
231 Polk Street
American Falls, ID 83211

Department of Water Resources
Southern Region Office

RE: NOTICE OF PENDING ORDER TO REJECT APPLICATION FOR PERMIT
NO. 41-7056 IN THE NAME OF DON BENSON

Dear Mr. Benson:

On September 16, 1981, you submitted the above referenced application to the department proposing the diversion of 30.0 cubic feet per second of water to be diverted from Fall Creek tributary to the Snake River for power generation purposes in Power County, Idaho.

A review of the file shows that the last correspondence in connection with the application was in April 1986. There is nothing subsequent to that date to show that you have been actively pursuing the proposed project.

Water Appropriation Rule 4,5,3,3,2. requires an applicant for a permit to to be actively obtaining other permit approvals needed in connection with the project. The proposed project most likely will require approval from the Federal Energy Regulatory Commission (FERC). Please provide evidence to show that you have obtained approval from FERC and that the approval is in good standing or show that FERC approval is not needed for your project.

If you are no longer interested in the project, please sign and return the partially completed relinquishment form. If you do not relinquish the application, you are directed to provide within thirty (30) days appropriate information to show that you are actively pursuing development of the project. If you do not timely submit the requested information, the department will issue an order rejecting the application pursuant to Section 42-203A, Idaho Code.

Feel free to contact the department if you have questions.

41-7056

Sincerely,

A handwritten signature in dark ink, reading "L. Glen Saxton". The signature is fluid and cursive, with the first name "L." being small and the last name "Saxton" being larger and more prominent.

L. GLEN SAXTON, Chief
Water Allocation Bureau

Encl: 1

c: S. Region

RECEIVED

FEB 03 1992

RELINQUISHMENT

Department of Water Resources
Southern Region Office

TO WHOM IT MAY CONCERN:

I hereby relinquish to the State of Idaho, all my
right, title and interest in and to Permit to appropriate the
Public Waters of the State of Idaho, No. 41-07056.

Signed at Don Benson ^{Twin Falls, Id.}, this 2-3-92 day
of 3, 19 92.

Don Benson

Permit Holder

ATTEST:

Deely K. Christensen

41-7056