

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/3/2020

Water Permit 41-7042

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOHN HAYES , ZZ

Status: Lapsed

<u>Source</u>	<u>Tributary</u>
---------------	------------------

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
-----------------------	-------------	-----------	-----------------------	---------------

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

JOHN HAYES
STAR RT. BOX 29
ROCKLAND, ID 83271

May 9, 1989

RE: PERMIT NO. 41-07042 LAPSE NOTICE

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced water permit has lapsed. This office did not receive either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time. You were provided the proper form in our proof due notice to you dated February 28, 1989.

Your permit cannot be reinstated unless you submit proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal (including the examination fee or a completed field examination report) or the extension request form together with the \$15 fee must be received by this department within sixty days of the date of mailing of this lapse notice or the permit will no longer be of any force or effect.

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which might bring title to the water in question.

CERTIFICATION OF MAILING

I hereby certify that on 5-10-1989
an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual named above.

[Signature]

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

LGS:RF

RECEIVED

JUN 27 1984

Department of Water Resources
Southeast District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
Fee Received 15.00
Date 6-11-84
Receipt # 34730

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit
proof of beneficial use on a water right permit

John R. Hayes of Star Rt. Box 29, Rockland
(Name) (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 Water of
the State of Idaho No. 41-7042

That under the terms and conditions of said permit, work thereunder was required to be completed on or before
May 1, 19 84

That he has heretofore performed the following work described under said permit: NONE
(This must be filled out! If no work has been completed put none.)

Because of the Swan Falls controversy could not
justify outlay of capital to drill well fill
case settled (have not received our summons) Costing \$

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations
under said permit to May 1, 19 89
(1 yr. minimum, 5 yrs. maximum)

NOTE
AS OF JULY 1, 1980,
THERE IS A \$15.00
CHARGE FOR REQUESTS
FOR EXTENSION OF
TIME

John Hayes
(Signature)*
*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within
which to submit the statement of beneficial use is extended to May 1, 1989.

The Department reserves jurisdiction of this permit for the purpose of adding any
applicable conditions to protect the public interest. IT IS FURTHER ORDERED that the

permit be reinstated and the priority advanced to September 19, 1979, pursuant to Sec. 218a
Signed this 25th day of June, 19 84

A. Glen Saxton
Chief, Operations Bureau

41-7042

Identification No. _____

Application No. 41-7042

RECEIVED
MAY 16 1979

Department of Water Resources
Southern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED
APPROVED
JAN 8 1979

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

Department of Water Resources
Southern District Office

1. Name of applicant John Hayes Phone: 548-2613
post office address Route # 1 Rockland, Idaho 83271

2. Source of water supply groundwater which is a tributary of _____

3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 15 Township 11S
Range 31 E. B.M. Power 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 5.6 cfs for Irrigation purpose from March 15 to November 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. 5.6 cfs cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. deep well, pump, diesel motor
and mainline

b. Height of storage dam N/A 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 16 inches; proposed depth of well is 400 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 \$ 40,000.00

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: _____

41-7042

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

[illegible]

Total number of acres to be irrigated 280

c. Describe any other water rights used for the same purposes as described above. _____

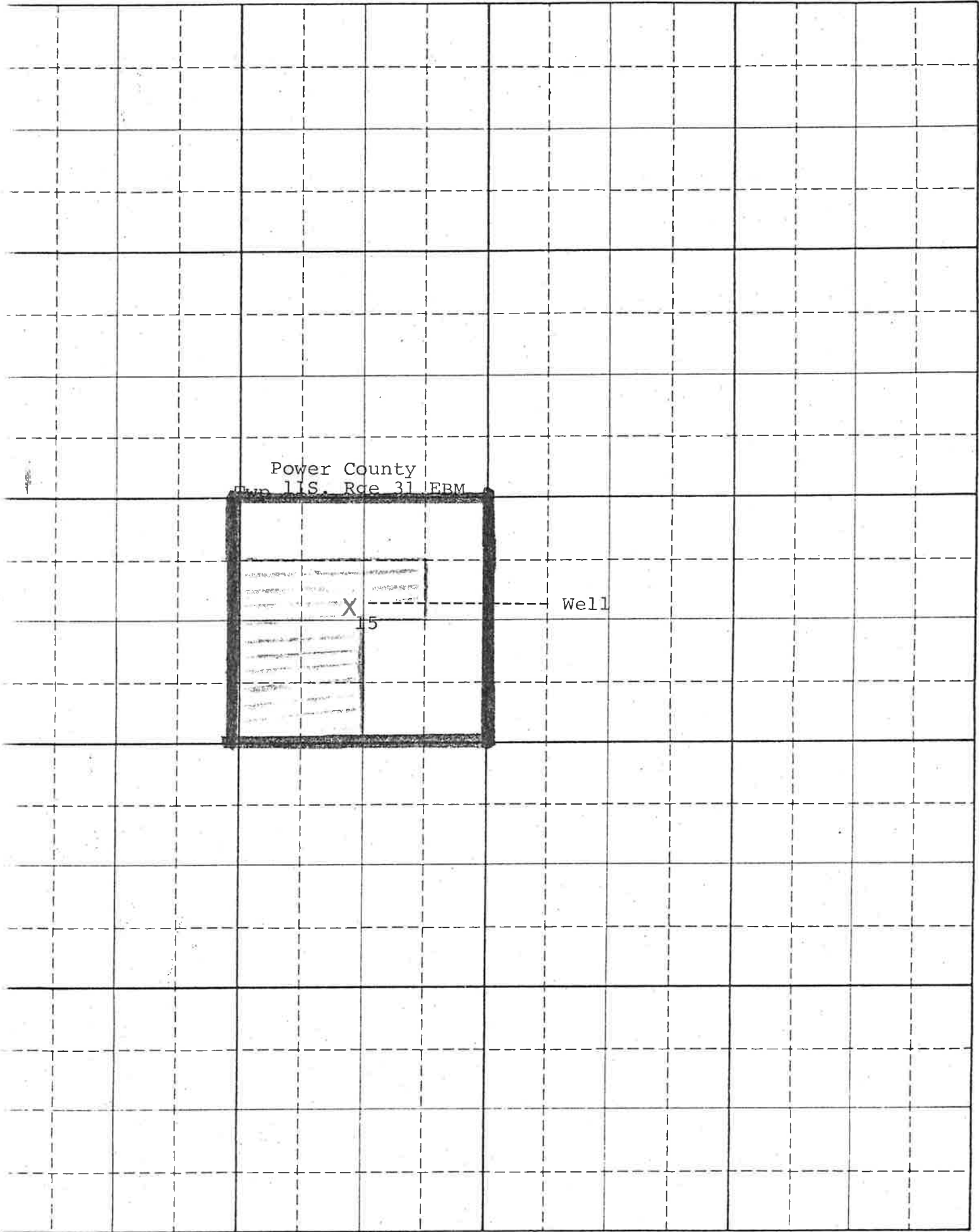
9. a. Who owns the property at the point of diversion Applicant

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 Applicant presently owns 1/2 interest in said property and is purchasing the other 1/2 from his mother on contract.

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.

John Hayes
(Applicant)

Proposed Priority 1-8-79

Received by may Date 1/8/79 Time 4:00pm
Preliminary check by JP Fee \$ 85.00
Receipted by may Date 1/10/79 # 12662
Publication prepared by ADM Date 1/15/79
Published in power co. press
Publication dates 1/31/79 & 2/7/79
Publication approved 1/29/79 Date may
Priority reduced to _____ Reason _____

Protests filed by: us. ditch - water users
STIPULATED AGREEMENT REACHED 3/28/79

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by LT J.S.

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. 41-7042, 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 84.
- c. Other: (1) An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
(2) The issuance of this permit in no way grants any right-of-way or easement across the land of another. (3) The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land. (4) Unperforated well casing shall be used to a minimum depth of 75 feet and shall be extended into the next confining layer.

Witness my hand this 7 day of May, 19 79.

J. Glen Saxton
Chief, Operations Bureau