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IDWR / NORTH

80452

94-9460

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

1. Name of applicant(s) David Nibarger And/or Betty Nibarger Phone 208-682-9150
Name connector (check one): ☐ and ☐ or ☒ and/or

Mailing address P.O. Box 424 City Murray
State Id Zip 83874 Email NONE

2. Source of water supply Ground Water which is a tributary of _____
3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
49N	05E	5			SW	NW	Shoshone	ground water	D000.5976

4. Water will be used for the following purposes:

Amount 0.04 CFS for domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per year)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)

5. Total quantity to be appropriated is (a) 0.04 cubic feet per second (cfs) and/or (b) _____ acre feet per year (af).

6. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source. _____

Pump in Well To Supply Home

- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 11. For dams 10 feet or more in height OR reservoirs with a total storage capacity of 50 acre-feet or more, submit a separate Application for Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☐ No

- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ No

- e. If well is already drilled, when? _____; drilling firm _____;
well was drilled for (well owner) _____; Drilling Permit No. _____

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

- a. Hydropower; show total feet of head and proposed capacity in kW. _____

- b. Stockwatering; list number and kind of livestock. _____

- c. Municipal; complete and attach the [Municipal Water Right Application Checklist](#).

- d. Domestic; show number of households 1

- e. Other; describe fully. domestic use for 1 Home with
Irrigation up To 1/2 Acre

8. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. 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	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
49N	05E	5					D	D											

Total number of acres to be irrigated: _____

9. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping?

10. a. Who owns the property at the point of diversion? David and Betty Nibarger
- 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:

11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.

Applicant wants to use water from shared well for use in home with irrigation up to 1/2 acre.

12. Time required for completion of works and application of water to proposed beneficial use is _____ years (minimum 1 year).

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8 1/2" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

David E. Nibarger
Signature of Applicant

Betty Nibarger
Signature of Applicant

David E. Nibarger
Print Name (and title, if applicable)

Betty Nibarger
Print Name (and title, if applicable)

David Nibarger

For Department Use:

Received by db Date 10/5/15 Time _____ Preliminary check by _____
Fee \$ 75.00 Received by db Receipt No. N031561 Date 10/5/15

N028013 - \$25.00

2. OWNER:
Name Thomas & Carol Edwards
Address P.O. Box 445
City Murray State ID Zip 83874

			X

Address of Well Site Prichard Crk Rd
City Murray

☐ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other

FORWARD WHITE COPY TO WATER RESOURCES



Legend

- Taxlots
- Sections
- QQ

0 0.0175 0.035 0.07 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

November 16, 2015

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

DAVID NIBARGER
BETTY NIBARGER
PO BOX 424
MURRAY, ID 83874

Application For Permit No. 94-9460

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the SHOSHONE NEWS PRESS on 11/19/2015 and 11/26/2015. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

Dianne Ball
Administrative Assistant

Enc. Receipt No. N031596

Ball, Dianne

From: Ball, Dianne
Sent: Monday, November 16, 2015 2:56 PM
To: Legal Notices-Shoshone NP, Jamee Rowley,
Subject: Application for Permit No. 94-9458, 94-9459, 94-9460
Attachments: LegalNotice 11-16-15 NP e-mail 94-9458, 59, 60.doc

Hi Jamee,

I got it ready a little earlier than I thought. ☺

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

This should be very close to press ready – for 2-column, 8pt, Century Old Style font.

Please note the areas under **USE** containing dates and water amounts that are offset and lined up. Our legal should appear in this format.

Please also send a proof/preview copy for my review before this actually goes to press.

If you have any questions, please contact me as early as possible.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 12/8/2015. Your cooperation is always appreciated.

It's a pleasure working with you, and I thank you for all you do to help our legals look so professional.

Dianne Ball

Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815
208-762-2800 Fax 208-762-2819

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

94-9458

RONALD G JASA
PO BOX 371
MURRAY, ID 83874
Point of Diversion SWNW S5 T49N R05E SHOSHONE CO
Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 10/7/2015
Place of Use: DOMESTIC T49N R05E S5 NWNW
Domestic use is for 1 home with up to 1/2 acre irrigation.

94-9459

LARRY HAMMER
SANDRA HAMMER
6325 PRICHARD CREEK RD
MURRAY, ID 83874
Point of Diversion SWNW S5 T49N R05E SHOSHONE CO
Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 10/5/2015
Place of Use: DOMESTIC T49N R05E S5 NWNW
Domestic use is for 1 home and up to 1/2 acre irrigation.

94-9460

DAVID NIBARGER
BETTY NIBARGER
PO BOX 424
MURRAY, ID 83874
Point of Diversion SWNW S5 T49N R05E SHOSHONE CO
Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 10/5/2015
Place of Use: DOMESTIC T49N R05E S5 NWNW SWNW
Domestic use is for 1 home and up to 1/2 acre irrigation.
Permits will be subject to all prior water rights. For additional information concerning the property location, contact Northern Region office at (208) 762-2800; or for a full description of the right(s), please see:

www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp.

Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Northern Region, 7600 Mineral Drive, Suite 100, Coeur D' Alene ID 83815 together with a protest fee of \$25.00 for each application on or before 12/8/2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 11/19/2015 and 11/26/2015