

RECEIVED

JAN 16 2014

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 35-14379

1. Name of applicant(s) Lyle Yancey Phone 208/782/1246
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 143 N 360 W City Blackfoot
 State ID Zip 83221 Email _____
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 #
02S	35E	28			NE	SW	Bingham	Ground Water	

4. Water will be used for the following purposes:
- Amount .12 for Domestic purposes from 01/01 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) .12 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. Cased Well 6 inch with a 1 hp pump
- 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 6 inches; proposed depth of well is 110 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 2 townhomes (4 house holds)
- e. Other; describe fully. Each townhouse is on 1/2 acre of ground

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	
02S	35E	28									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?

2 1/2 acre parcels for duplexes

10. a. Who owns the property at the point of diversion? Lyle Yancey
- b. Who owns the land to be irrigated or place of use? Block 1 Lot 3, Lyle Yancey, Block 1 Lot 4, Clem Yancey
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:
Lyle Yancey is in the process of purchasing Block 1 Lot 4

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

I plan to use this water for 2 townhomes which will include domestic use and watering lawns

12. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).
13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" 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.

Lyle Yancey
Signature of Applicant

Signature of Applicant

Lyle Yancey
Print Name (and title, if applicable)

Print Name (and title, if applicable)

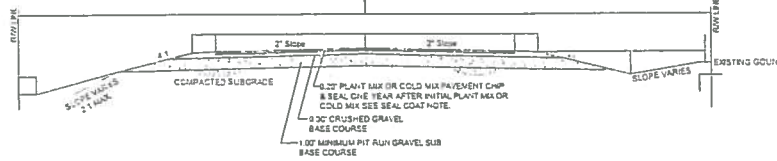
For Department Use:

Received by _____ Date _____ Time _____ Preliminary check by _____
Fee \$ 100.00 Received by SB Receipt No. 2039450 Date 1/17/14

35-14379

BINGHAM COUNTY TYPICAL

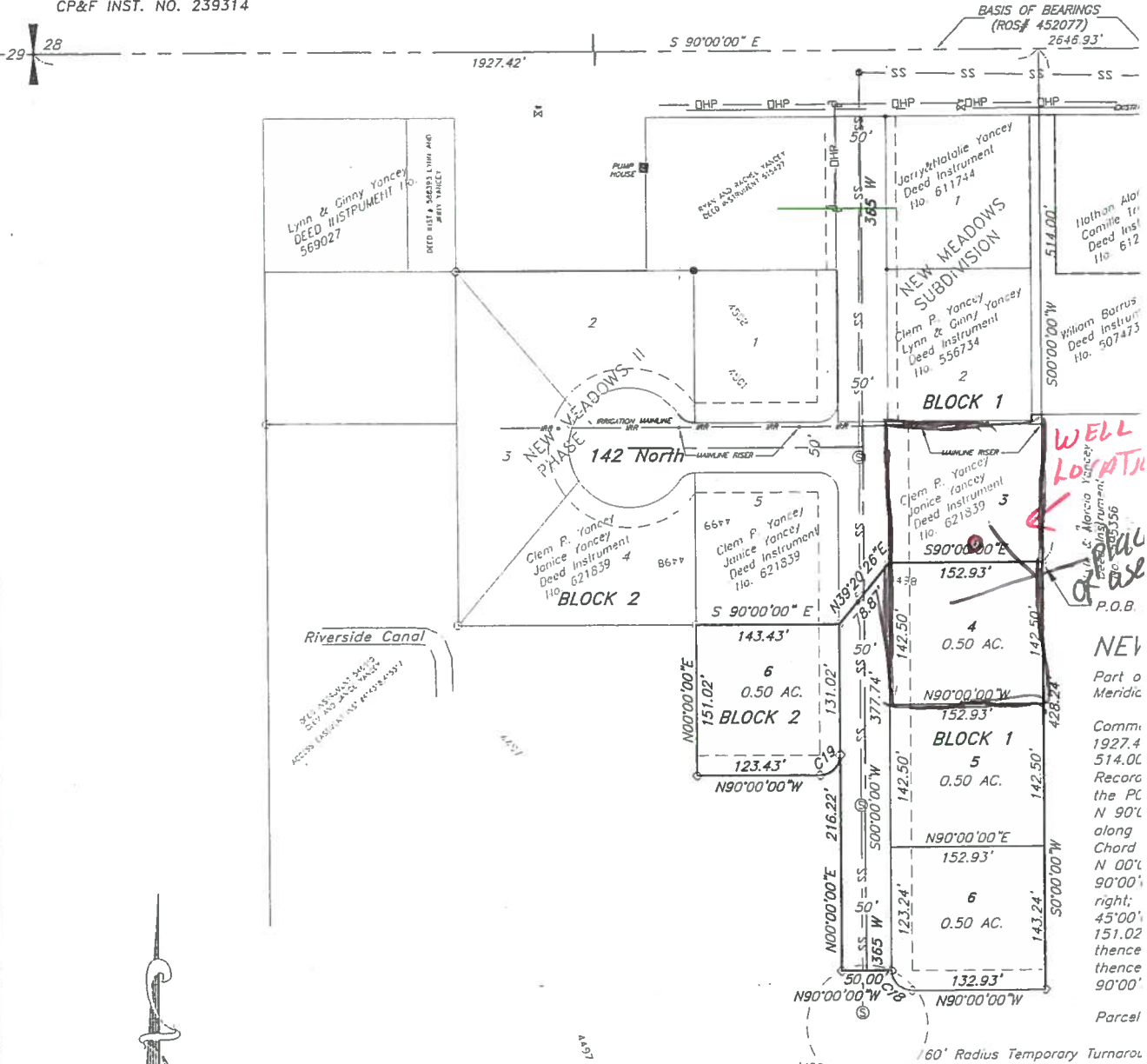
TYPICAL STREET CROSS SECTION



W 1/4 COR SEC 28
ALUM. CAP
CP&F INST. NO. 239314

NEW

PART OF SECT
BINGH



0 50 100 200

SCALE: 1" = 100'
© 18" X 24" ONLY

CURVE TABLE					
Curve	Radius	Length	Delta	Bearing	Chord
C18	20.00	31.42	90°00'00"	N45°00'00"W	28.28
C19	20.00	31.42	90°00'00"	S45°00'00"W	28.28

35-14379

MEADOWS III

N 28, T. 2 S., R. 35 E.B.M.
M COUNTY, IDAHO

YANCEY STREET

719.50'
150 North

CENTER SEC 28
RR SPIKE
CP&F INST. NO.
435712



VICINITY MAP

NOTES:

NO STRUCTURES OR LANDSCAPING IN COUNTY ROAD RIGHT-OF-WAY.

LOTS SHALL NOT BE REDUCED IN SIZE WITHOUT PRIOR APPROVAL OF THE HEALTH AUTHORITY

NO ADDITIONAL DOMESTIC WATER SUPPLIES SHALL BE INSTALLED BEYOND THE WATER SYSTEM APPROVED IN THE SANITARY RESTRICTION RELEASE.

20' UTILITY EASEMENT ALONG ALL ROAD FRONTAGE IS FOR PUBLIC UTILITIES.

WATER / SEPTIC SYSTEMS

ALL LOTS SHALL BE SERVICED BY THE GROVELAND SEWER DISTRICT.

ALL LOTS SHALL HAVE INDIVIDUAL WELLS.

SUBDIVISION INFORMATION

TOTAL LOTS = 4

AVERAGE LOT SIZE = 0.50 ACRES

TOTAL ACREAGE = 2.43

INTENDED USE = SINGLE AND TWO-FAMILY DWELLINGS

OWNER/DEVELOPER SURVEYOR

CLEM YANCEY
375 W. 150 N.
BLACKFOOT, IDAHO
(208) 785-4502

HARPER-LEAVITT ENGINEERING
800 W JUDICIAL STREET
BLACKFOOT, IDAHO (208)
785-2977

ZONING

(R) RESIDENTIAL

FLOOD ZONE

Property is in a (Zone C) areas of minimal flooding per FEMA Map Panel 1600180430 C

CONTOURS

1' CONTOUR INTERVALS

MEADOWS III BOUNDARY DESCRIPTION

Southwest 1/4 of Section 28 Township 2 South Range 35 East Boise Bingham County, Idaho, more particularly described as:

at the West 1/4 corner of said Section 28 and thence S 90°00'00" E along the North line of the SW 1/4 of Section 28 and S 00°00'00" W to the Southeast corner of Lot 3 Block 1 New Meadows II Division 1 s Inst. # 627092 in the Bingham County Court House, said point being BEGINNING; Thence S 00°00'00" W 428.24 feet; thence W 132.93 feet to a point of curve; thence Northwesterly 31.42 feet curve to the right, Curve Data: Radius = 20.00 feet; Delta = 90°00'00"; thence N 45°00'00" W 28.28 feet; thence N 90°00'00" W 50.00 feet; thence E 216.22 feet to a point of non-tangent curve, who's center bears; N 20.00 feet; thence Southwesterly 31.42 feet along said curve to the Data: Radius = 20.00 feet; Delta = 90°00'00"; Chord Bearing S 28.28 feet; thence N 90°00'00" W 123.43 feet; thence N 00°00'00" E to the southwest corner of Lot 5 Block 2 of New Meadows II Phase I; thence the southerly boundary of said Subdivision the following courses; 1°00'00" E 143.43 feet; thence N 39°20'26" E 78.87 feet; thence S 152.93 feet to the POINT OF BEGINNING.

ains 2.43 Acres more or less.

LEGEND

- Section Corner Control
- Placed 5/8" X 24" Iron rod with cap marked P.L.S. 12223
- Placed 1/2" X 24" Iron rod with cap marked P.L.S. 12223
- Found 1/2" Iron Rod P.L.S. 5360
- Fence line.
- Easement Side Line

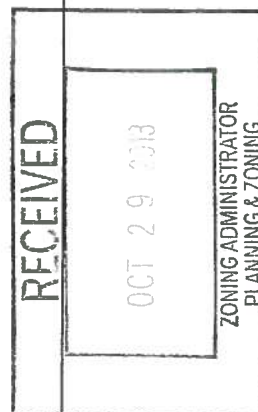
S1/4 COR SEC 28
RR SPIKE
CP&F INST. NO.
441513

28
33



David D. Romrell License No. 12223 Date

	NEW MEADOWS III	
	CLEM YANCEY SEC. 28, T. 2 S., R. 35 E.B.M.	
HARPER-LEAVITT ENGINEERING, INC. PROFESSIONAL ENGINEERS AND LAND SURVEYORS		
830 W. Judicial P.O. Box 568 Blackfoot, Idaho 83221 (208) 785-2977 Fax (208) 785-2980	925 N. Capitol Ave. P.O. Box 50691 Idaho Falls, Idaho 83405 (208) 324-0210 Fax (208) 324-0228	JOB NO.: 13-178 DATE: 10/21/13 DRWN. BY: SJ CHECKD. BY: DDR FPM/JOINT-P-2013 ILE ALL RIGHTS RESERVED.
SHEET 1 OF 2		EXHIBIT



EXHIBIT

A-3
1 of 2

Instrument # 628135

BINGHAM COUNTY, IDAHO

2011-05-04 11:10:47 AM No. of Pages: 1

Recorded for: BAKER & HARRIS

SARA J. STAUB Fee: \$10.00

Ex-Officio Recorder Deputy BMarlatt

Index To: WARRANTY DEED

Electronically Recorded by Simplifile

RECORDING REQUESTED BY:

Baker & Harris
266 W Bridge
Blackfoot, ID 83221

space above this line for Recorder's use only

WARRANTY DEED

For Value Received, Clem Yancey and Janice Yancey, husband and wife, the Grantors, do hereby grant, bargain, sell, and convey unto Lyle Yancey and Marcia Yancey, husband and wife, of 143 N. 360 W., Blackfoot, Idaho 83221, the Grantees, the following-described premises, to-wit:

Block 1, Lot 3 of New Meadows II Subdivision, Phase I

Part of the SW 1/4 Section 28 Township 2 South Range 35, East of the Boise Meridian, Bingham County, Idaho.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Subject to all existing rights-of-ways for public highways, protective covenants, utility lines, existing roadways, irrigation ditches and all building, zoning and other restrictions of use and all encumbrances of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances except as hereinabove set forth and that they will warrant and defend the same from all lawful claims whatsoever.

Dated this 3rd day of May, 2011.

Clem Yancey
Clem Yancey

Janice Yancey
Janice Yancey

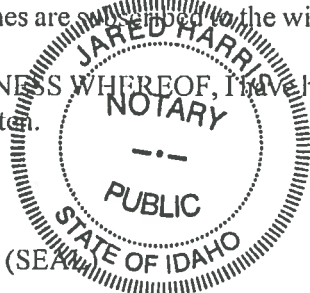
STATE OF IDAHO)

: ss.

County of Bingham)

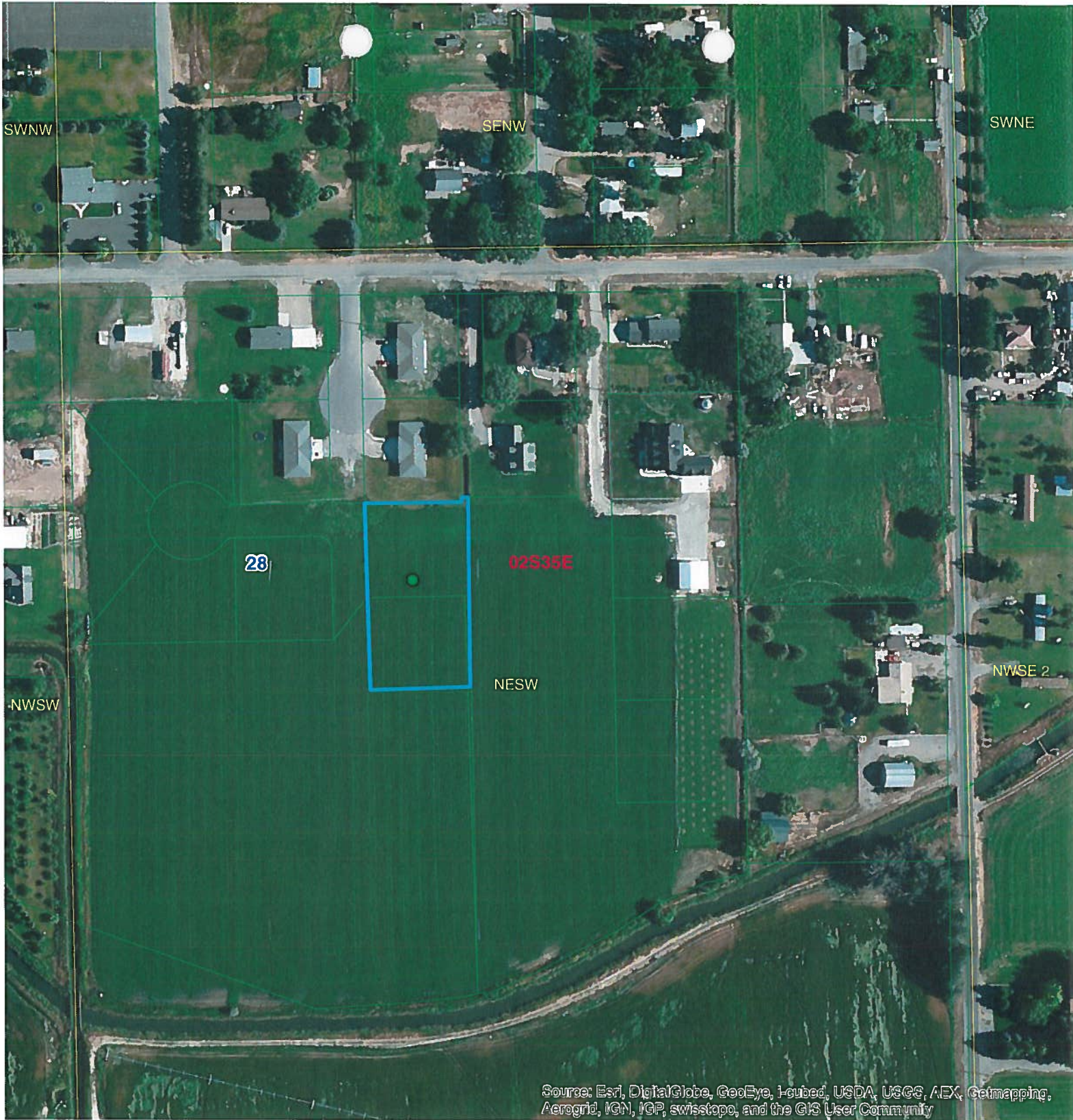
On this 3rd day of May, 2011, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Clem Yancey and Janice Yancey, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year first above written.



Jared Harris
Notary Public for Idaho
Residing at Blackfoot
My Commission Expires: 2/23/17

35-14379



Source: Esri, DigitalGlobe, GeoEye, i-cubed, USDA, USGS, AEX, Getmapping, Aerogrid, IGN, IGP, swisstopo, and the GIS User Community



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 12, 2014

LYLE YANCEY
143 N 360 W
BLACKFOOT, ID 83221

Application For Permit No. 35-14379

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 MORNING NEWS on February 20 and 27, 2014. 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,

A handwritten signature in blue ink that reads "Sharla Cox". The signature is written in a cursive style with a large, looping 'S' at the beginning.

Sharla Cox
Administrative Assistant



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 9, 2014

Idaho Department of Environmental Quality
444 Hospital Way #300
Pocatello ID 83201

Amended Application to Permit No. 35-14379

DEQ:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed for your reference.

This office can publish notice of the application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication.

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

Sincerely,

A handwritten signature in blue ink that reads "Sharla Cox".

Sharla Cox
Administrative Assistance

Enclosure(s)

Cox, Sharla

From: Cox, Sharla
Sent: Wednesday, February 12, 2014 1:45 PM
To: 'Morning News (legals@cablone.net)'
Subject: Legal notice for your paper
Attachments: Morning News E-Mail.doc

Contacts: Morning News

*Thank you,
Sharla*

*Sharla Cox
Administrative Assistant
Idaho Dept of Water Resources
900 N Skyline Dr. Ste A.
Idaho Falls ID 83402
sharla.cox@idwr.idaho.gov
208-525-7161 phone
208-525-7177 fax*

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

35-14379

LYLE YANCEY

143 N 360 W

BLACKFOOT, ID 83221

Point of Diversion

NESW S28 T02S R35E

BINGHAM County

Source GROUND WATER Tributary

Use: DOMESTIC

01/01 to 12/31 0.12 CFS

Total Diversion: 0.12 CFS

Date Filed: 1/16/2014

Place Of Use: DOMESTIC

T02S R35E S28 NESW

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. 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, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with a protest fee of \$25.00 for each application on or before March 10, 2014. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on February 20 and 27, 2014