

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED

APPLICATION FOR PERMIT

AMENDED

To appropriate the public water of the State of Idaho

1. Name: RYAN YANCEY
367 W 150 N
BLACKFOOT ID 83221
(208) 680-2470

2. Source: GROUNDWATER

3. Location of Point of Diversion:

#1 GROUNDWATER NW1/4NE1/4SW1/4 Sec. 28, Twp 02S, Rge 35E, B.M.
BINGHAM County

4. Water will be used for the following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01	to 12/31	0.04 CFS	

5. Total quantity to be appropriated is: 0.04 CFS

6. Proposed diverting works:

POINT OF DIVERSION #1

a. Type and size of devices used to divert water from the source: CASED WELL SIX INCH WITH A 1 HP PUMP.

b. Height of storage dam _____ feet;
Active reservoir capacity _____ acre-feet;
Total reservoir capacity _____ acre-feet;

c. Proposed well diameter is 6 inches;
Proposed depth of well is 120 feet.

d. Is ground water with a temperature of greater than 85F being sought? N

e. If well is already drilled, when? _____;
Drilling Firm _____;
Drilling Permit No. _____.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 year(s).

RECEIVED

JUN 17 2011

Department of Water Resources
Eastern Region

35-14144

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

8. PLACE OF USE: DOMESTIC

Twp Rgs 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									X								

9a. Who owns the property at the point of diversion? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

9b. Who owns the land to be irrigated or place of use? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

10. Remarks:

I intend to use this water for domestic and irrigating purposes for the yard. I have purchased Lot 2 of New Meadows II Subdivision, Phase 1. I plan to build a town home and will use the water from this well for domestic and irrigation of the yard.

11. Map of proposed point of diversion and place of use attached? ☐

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.


Applicant

Received by _____ Date _____ Time _____ Preliminary check by _____
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

Receipt No. E036715

Date: June 7, 2011

Received by: DK

RECEIVED

JUN 07 2011

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESIdent. No. 35-14144

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Ryan Yancey Phone 208-680-2470
Name connector (check one): ☐ and ☐ or ☐ orMailing address: 367w 150 N City BlackfootState ID Zip 83221 Email: ryyancey@hotmail.com2. Source of water supply WELL - 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 #
2	35 E.	28		SW			BINGHAM	ground water	
				D					

SUPERCEDED

4. Water will be used for the following purposes:

Amount 0.04 for DOMESTIC purposes from 1 JAN to 31 DEC (both dates inclusive)
(cfs or acre-feet per year)Amount 0 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. CASED WELL 6" 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 ☐ Noc. Proposed well diameter is 6 inches; proposed depth of well is 120 feet.d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ Noe. 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; show name of municipality or the applicant's qualifications as a municipal provider. _____

d. Domestic; show number of households 1 TOWNHOUSE, 2 UNITSe. Other; describe fully. THIS UNIT IS ON 1/2 ACRE OF GROUND
APPROXIMATELY 1/3 ACRE WILL BE IRRIGATED LAWN.

35-14144

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	
2	35E	28											1/2						1/2
													D						

Total number of acres to be irrigated: 1/2

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? I intend to use this water for domestic and irrigating purposes for the yard.

10. a. Who owns the property at the point of diversion? RYAN YANCEY
- b. Who owns the land to be irrigated or place of use? RYAN YANCEY
- 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. I have purchased Lot 2 of New Meadows II Subdivision, Phase 1. I plan to build a town home and will use the water from this well for domestic and irrigation of the yard.

12. Time required for completion of works and application of water to proposed beneficial use is 1 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.

Signature of Applicant

Ryan Yancey
Print Name (and title, if applicable)

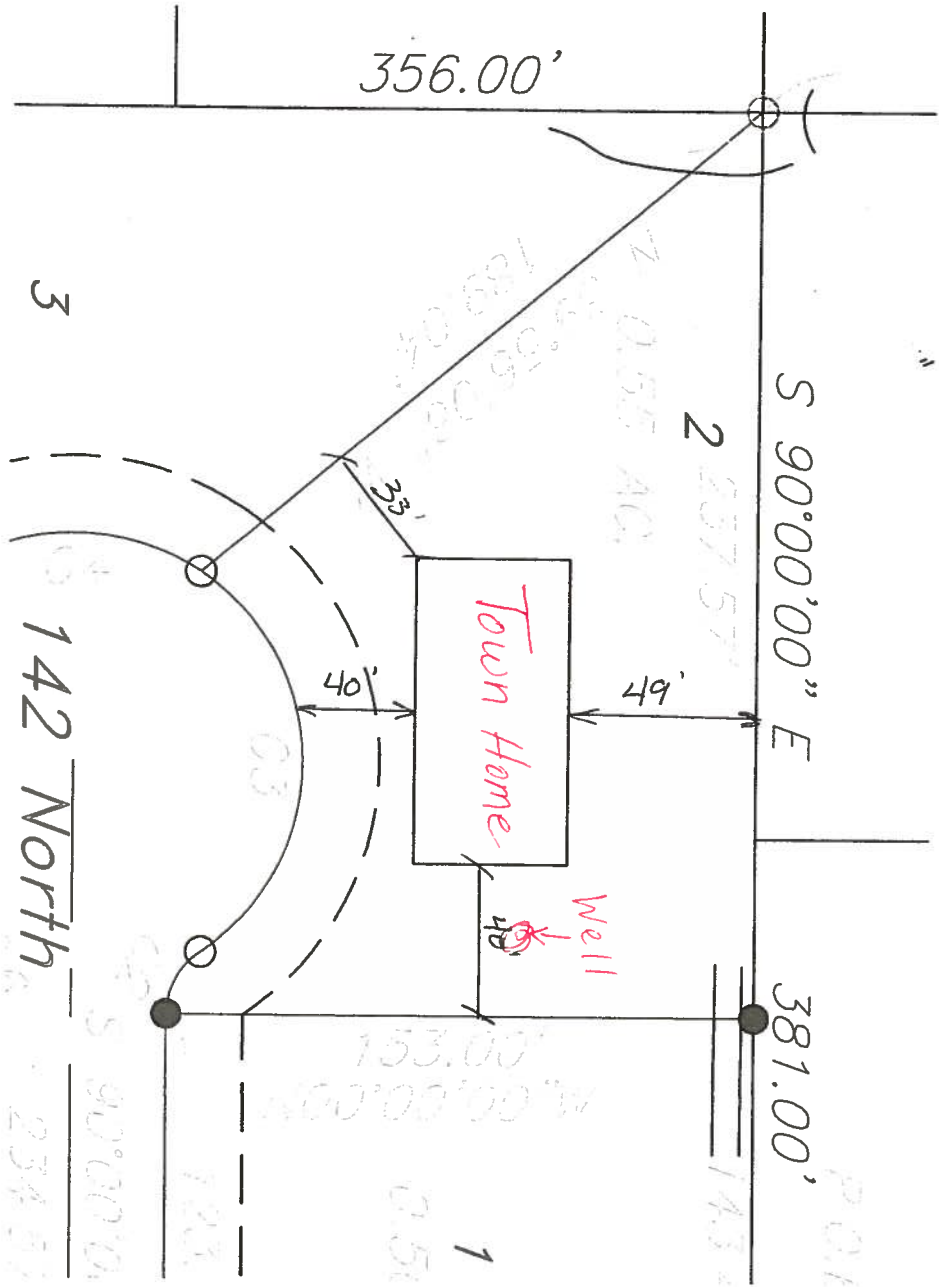
Signature of Applicant

Print Name (and title, if applicable)

For Department Use:

Received by DK Date 6-7-11 Time _____ Preliminary check by _____
Fee \$ 100 Received by DK Receipt No. E036715 Date _____

New Meadows II Phase I Lot 2



NEW MEADOWS II PHASE 1 A REPLAT OF LOT 3 BLOCK 1 OF NEW MEADOWS SUBDIVISION ALSO PART OF SECTION 28, T. 2 S., R. 35 E.B.M. BINGHAM COUNTY, IDAHO

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

28

28

YANCEY STREET

NOTES:

CENTER SEC 28
RR SPIKE
CP&E INST. NO.
485712

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

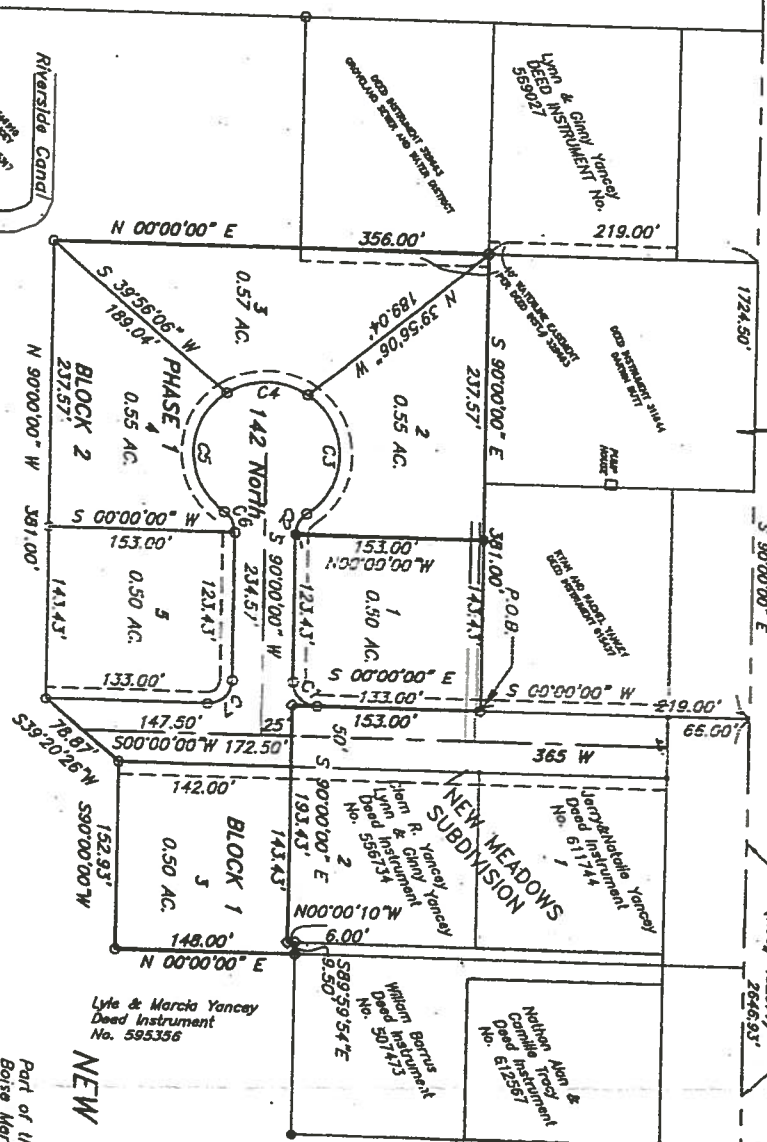
LOTS SHOWN IN A CULDESAC THAT DO NOT HAVE THE REQUIRED 105 FEET OF FRONTAGE AT THE RIGHT-OF-WAY, HAVE AT LEAST THE REQUIRED 105 FEET OF FRONTAGE AT THE SETBACK LINE.

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.

NO STRUCTURES WITHIN 50 FEET OF CANAL.

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



Lyle & Marcia Yancey
Deed Instrument
No. 595336

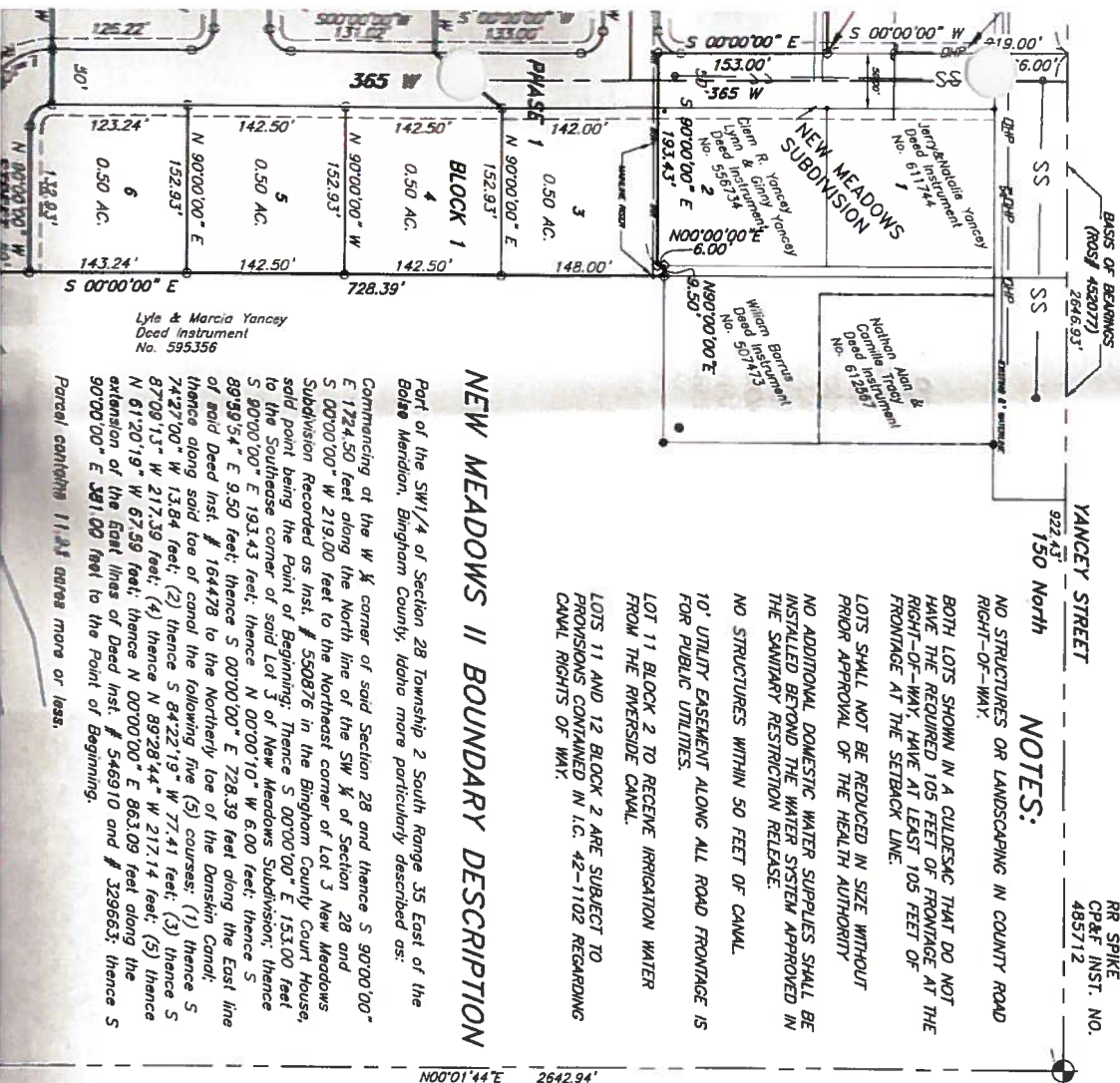
NEW MEADOWS II BOUNDARY DESCRIPTION

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

Commencing at the W 1/4 corner of said Section 28 and thence S 90°00'00" E 1724.50 feet along the North line of the SW 1/4 of Section 28 and S 00°00'00" W 219.00 feet to the Northeast corner of Lot 3 New Meadows Subdivision Recorded as Inst. # 550876 in the Bingham County Court House, to the Southeast corner of said Lot 3 of New Meadows Subdivision; thence S 90°00'00" E 193.43 feet; thence N 00°00'10" W 6.00 feet; thence S 89°59'54" E 9.50 feet; thence S 00°00'00" E 148.00 feet along the East line of said Deed Inst. # 164478 thence S 90°00'00" W 152.93 feet; thence S 39°20'26" E 78.87 feet; thence N 90°00'00" W 381.00 feet; thence N 00°00'00" E 356.00 feet along the extension of the East lines of Deed Inst. # 546910 and # 329663; thence S 90°00'00" E 381.00 feet to the Point of Beginning.

Parcel contains .3,81 acres more or less.

NEW MEADOWS II LOT 3 BLOCK 1 OF NEW MEADOWS SUBDIVISION T. 2 S., R. 35 E.B.M. BINGHAM COUNTY, IDAHO



VICINITY MAP

WATER / SEPTIC SYSTEMS
ALL LOTS SHALL BE SERVED BY THE GROVELAND SEWER DISTRICT.
ALL LOTS SHALL HAVE INDIVIDUAL WELLS.

SUBDIVISION INFORMATION

TOTAL LOTS = 16
AVERAGE LOT SIZE = 0.50 ACRES
TOTAL ACREAGE = 11.23
INTENDED USE = SINGLE AND TWO-FAMILY DWELLINGS

OWNER/DEVELOPER SURVEYOR

CLEM YANCEY
375 W. 150 N.
BLACKFOOT, IDAHO
(208) 785-4902

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

ZONING

(R) RESIDENTIAL

1' CONTOUR INTERVALS

FLOOD ZONE

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

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
- Fence line.
- Found 1/2" Iron Rod P.L.S. 5360

SURVEYORS CERTIFICATE

I, David D. Romell, a Registered Professional Land Surveyor in the State of Idaho do hereby certify that this plot is an accurate representation of the survey completed under my supervision.

RECEIVED
JUN 13 2011
Department of Water Resources
Eastern Region

Instrument # 629286

BINGHAM COUNTY, IDAHO

2011-06-16 09:14:05 AM No. of Pages: 2

Recorded for: BAKER & HARRIS

SARA J. STAUB

Fee: \$13.00

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 Recording use only

WARRANTY DEED

For Value Received, CLEM YANCEY and JANICE YANCEY, the Grantors, do hereby grant, bargain, sell, and convey unto RYAN YANCEY and RACHEL YANCEY, husband and wife, of 367 W. 150 N., Blackfoot, ID 83221, the Grantees, the following-described premises, to-wit:

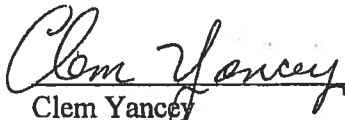
Block 2, Lot 2 of New Meadows II Subdivision, Phase I
Part of the SW 1/4 Section 28 Township 2 South Range 35 East of the Boise Meridian, Bingham County, Idaho.

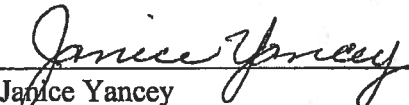
Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

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 owner in fee simple of said premises; that said premises are free from all encumbrances except as hereinabove set forth and that the will warrant and defend the same from all lawful claims whatsoever.

DATED this 15th day of June, 2011.


Clem Yancey


Janice Yancey

RECEIVED

JUN 17 2011

Department of Water Resources
Eastern Region

35-14144

STATE OF IDAHO)

: ss.

County of Bingham)

On this 15th day of June, 2011, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Clem Yancey and Janie Yancey, husband and wife, known to me to be the person whose name is 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 by official seal, the day and year first above written.



Jared Harris

Notary Public for Idaho

Residing at Blackfoot

My Commission Expires: 2/23/17



35-14144



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

June 29, 2011

STATE OF IDAHO
DEPT OF ENVIRONMENTAL QUALITY
444 HOSPITAL WAY #300
POCATELLO, ID 83201

Application to Permit No. 35-14144

STATE OF IDAHO :

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,

Sharla Cox
Administrative Assistant

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

June 29, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

JAMES CEFALO
Water District 120
900 N SKYLINE DR STE A
IDAHO FALLS, ID 83402

RE: Application for Permit No 35-14144

Dear Watermaster:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

IDWR's regional offices can finish reviewing an unopposed application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered during regional review. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

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

Sincerely,

Sharla Cox
Administrative Assistant

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

June 29, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

RYAN YANCEY
367 W 150 N
BLACKFOOT ID 83221

RE: Application for Permit No. 35-14144

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number 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 July 7 and 14, 2011. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). 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, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved.

Please feel free to contact this office if you have any questions.

Sincerely,

Sharla Cox
Administrative Assistant

NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
TRANSFER NO. 77231

Smith-Maxwell Ditch Co,
839 W Riverton Rd, Blackfoot
ID 83221, has filed Application
No. 77231 for changes to the
following water rights within
BINGHAM County(s): Right
No(s). 01-10058; to see a full
description of these rights and
the proposed transfer, please
see www.idwr.idaho.gov

The purpose of the transfer is
to change a portion of the
above rights as follows:

The applicant proposes to
change the point of diversion.
The points of diversion are in
the NENESE Sec 8 T2S R36E,
SESESE Sec 10 T3S R35E and
the SWSWSW Sec 23 T3S R34E
for 10.58 cfs. The place of use
remains the same for 695 acres.
Protests may be submitted based
on the criteria of Idaho Code
Sec. 42-222.

Any protest against the proposed
change must be filed with the
Department 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 July 25, 2011. The
protestant must also send a copy
of the protest to the applicant.

The following application(s)
have been filed to appropriate the
public waters of the State of Idaho:
35-14144

RYAN YANCEY

367 W 150 N

BLACKFOOT ID 83221

Point of Diversion: NWNESW

T02S R35E SEC 28 BINGHAM

County Source GROUND WATER

Use: DOMESTIC 01/01 to 12/31
0.04 CFS

Total Diversion 0.04 CFS

Date Filed: 06/07/2011

Place Of Use: DOMESTIC

T02S R35E S28 NESW

Permits will be subject to all prior
water rights. 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 July 25, 2011. The protestant
must also send a copy of the protest
to the applicant

GARY SPACKMAN,

Interim Director

Published July 7 & 14, 2011