

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

RECEIVED
JUL 19 2005
Department of Water Resources
Southern Region

1. Name: KEF PROPERTIES LLC
121 E 1900 N
CENTERVILLE UT 84014
(801)973-4949

2. Source: UNNAMED STREAM Tributary to: SINKS

3. Location of Point of Diversion:

#1 UNNAMED STREAM NE1/4SW1/4
CASSIA County

Sec. 35, Twp 12S, Rge 23E, B.M.

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>
AESTHETIC STORAGE	01/01 to 12/31		4.0 AF
RECREATION STORAGE	01/01 to 12/31		4.0 AF
5. Total quantity to be appropriated is:			4.0 AF

6. Proposed diverting works:

POINT OF DIVERSION #1

a. Type and size of devices used to divert water from the source: EXISITNG ON STREAM

EMBANKMENT

b. Height of storage dam 8 feet;

Active reservoir capacity 4 acre-feet;

Total reservoir capacity 4 acre-feet;.

c. Proposed well diameter is _____ inches;

Proposed depth of well is _____ feet.

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

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).

8.

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PLACE OF USE: AESTHETIC STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
12S	23E	35	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
											X					X			

PLACE OF USE: RECREATION STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
12S	23E	35	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
											X					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:

Application is for an existing pond built in the late 1990s. The pond was built on the decreed place of use of irrigation water rights 45-10017B and 45-13813. The surface area of the pond is just under 1.0 acre. To offset evaporative losses resulting from the construction of the pond, we will reduce the allowable total irrigated acreage under rights 45-10017B and 45-13813 by 1.0 acre in the NE ¼ of the SW ¼ of Section 35 (T12S, R23E). This will reduce the total irrigation from rights 45-10017B and 45-13813 from 11.5 acres to 10.5 acres as mitigation for this Application for Permit. The one-acre of mitigation, will be land that the pond was constructed on, and previously irrigated by rights 45-10017B and 45-13813 (see attached map). Upon approval of this Application for Permit we propose to describe right 45-10017B as allowing for the diversion of 0.44 cfs for irrigation of 10.5 acres, 0.04 cfs for domestic, and 0.04 cfs for mitigation. Right 45-13813 will be described as 20 acre feet of storage, from the lower, older, pond to the west of this pond, for the irrigation of 10.5 acres.

Please also copy any correspondence regarding this application to Dallin Reese at 125 E 100 S, Burley, ID 83318.

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

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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.

Kef Properties LLC by
Kelly J. Fanning
Applicant

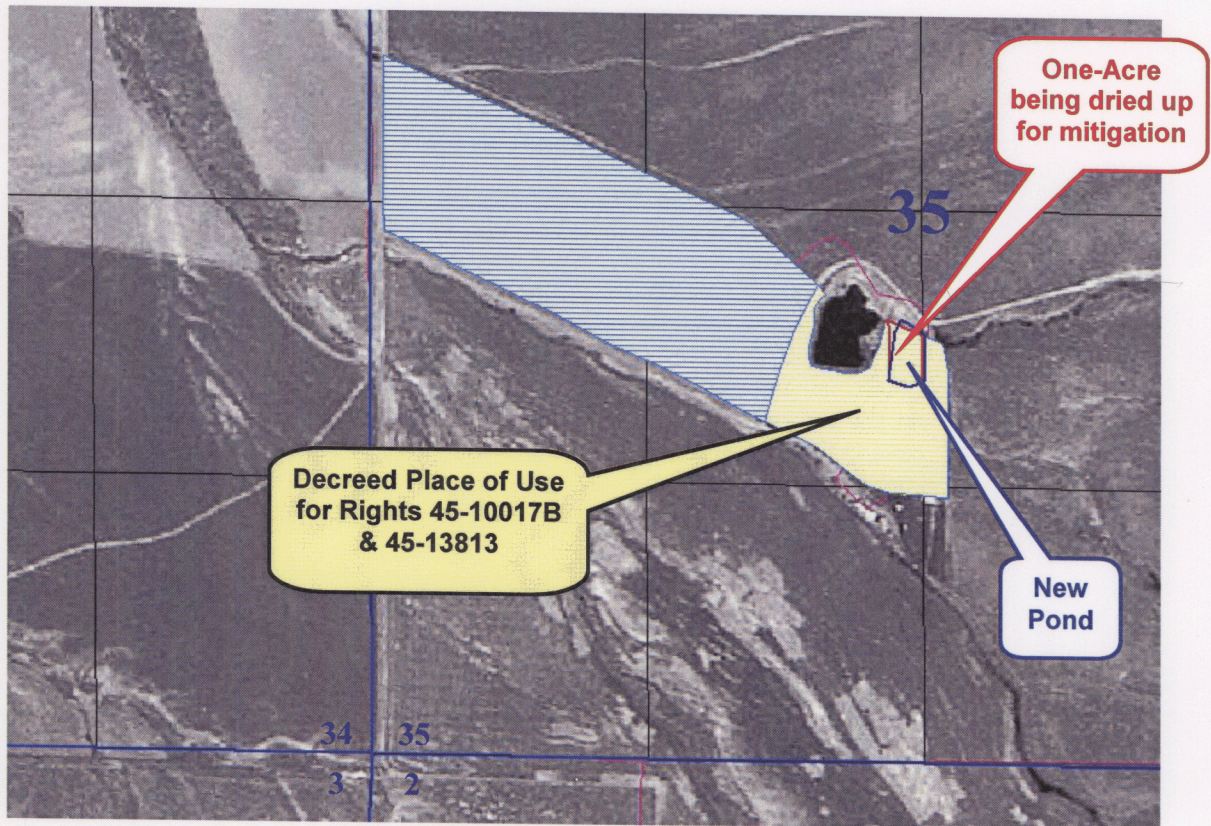
Received by C. SKINNER Date 7/19/2005 Time 1pm Preliminary check by C. SKINNER
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

Receipt No. S027838

Date: 7/19/2005

Received by: C. SKINNER

45-13969
Map of Point of Diversion & Place of Use (Pond)



Township 12 South, Range 23 East, Cassia County, Idaho

No. W 5263		Due no later than December 31, 2004 Annual Report Form		2. Registered Agent and Office NO PO BOX	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080		KEF PROPERTIES LLC 121 E 1900 N CENTERVILLE UT 84014		MARK H BETHERS 1030 SAGE DR POCATELLO, ID 84014	
NO FILING FEE IF RECEIVED BY DUE DATE				3. <u>Now</u> Registered Agent Signature	
4. Limited Liability Companies: Enter Names and Addresses of Managers.					
<u>Office held</u>	<u>Name</u>	<u>Street or P.O. Address</u>	<u>City</u>	<u>State</u>	<u>Zip</u>
	Julie F. Halton	64 S 750 E.	Bountiful	Utah	84010
	Kelly L. Farmer	121 E 1900 N	Centerville	Utah	84014
	Daniel N Farmer	3617 W Thunder Road	Riverton	Utah	84065
5. Organized Under the Laws of: IDAHO W 5263		6. Signature <u>Julie F. Halton</u> Date <u>10-28-04</u> Name <u>Julie F. Halton</u> Title <u>Member</u>			
Issued 10/01/2004		Do Not Tape or Staple		20041202255	