

No Color
Documents
In File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 15-7084
No. changed 17-7102

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Hubbard Land and Livestock Phone 766-2692

Post office address c/o Lloyd Hubbard Rt. 1, Box 8, Malad, Idaho 83252

2. Source of water supply S. Fork Bull Canyon which is a tributary of Sinks

3. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 11 Township 13S

Range 32E B.M. Oneida & Power County, additional points of diversion if any: _____

SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 12S, R. 32E

4. Water will be used for the following purposes:

Amount 15af for Stockwater ^{STORAGE*} purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 5af for Domestic ^{STORAGE*} purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 5af for Stockwater ^{STORAGE*} purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)

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

5. Total quantity to be appropriated:

*RC 9/15/82

a. _____ cubic feet per second and/or b. 20 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Small downstream reservoirs

b. Height of storage dam 15 feet, active reservoir capacity 20 acre-feet; total reservoir capacity 20 acre-feet, materials used in storage dam: Earthfill

Period of year when water will be diverted to storage March 15 to June 15 inclusive.
(Month/Day) (Month/Day)

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

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 135 Township 12S

Range 32E, B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 200 Beef Cattle

(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: Water held in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 12S, R. 32E. would be used for domestic purposes in dry years.

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

[illegible]

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. None

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

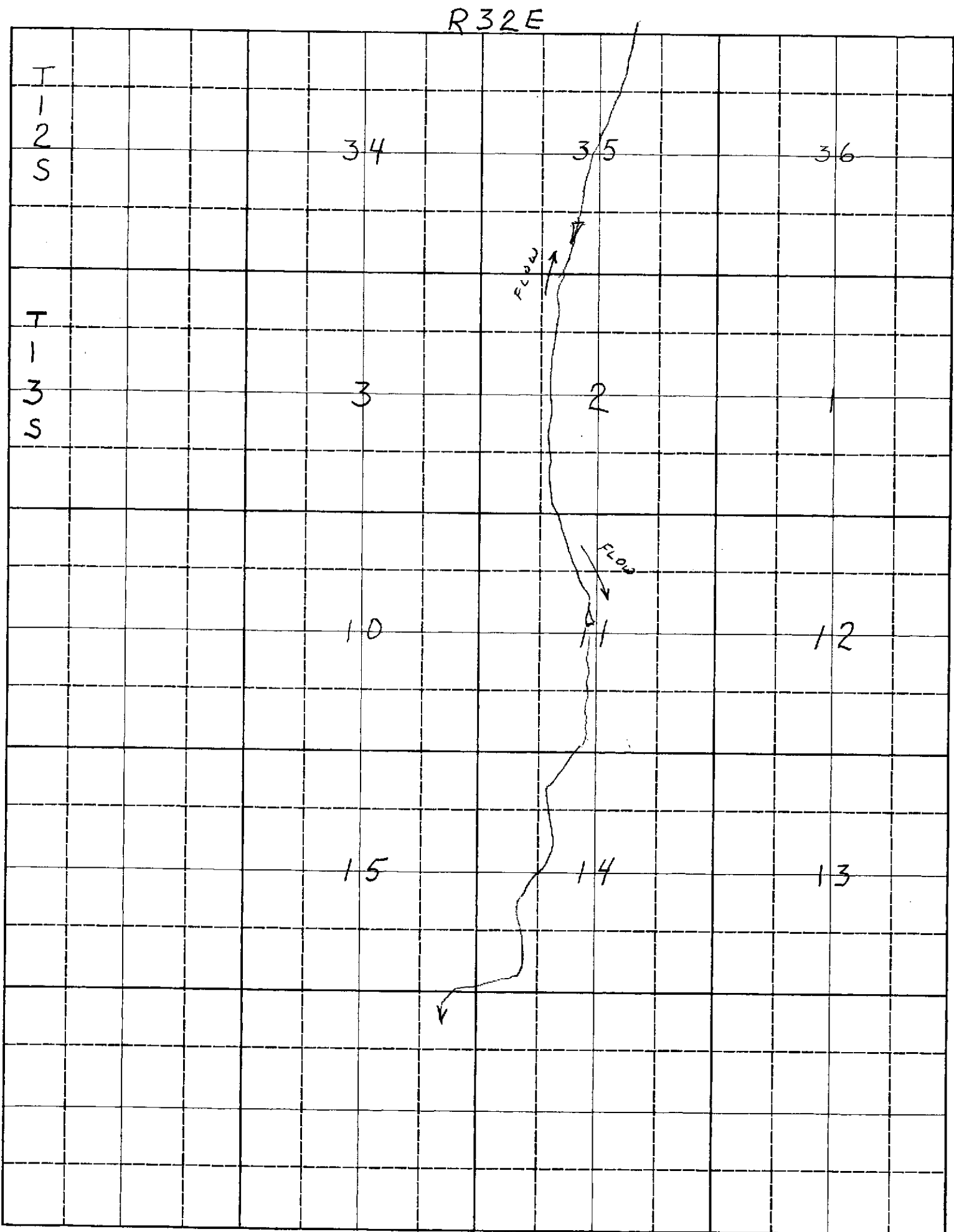
b. Who owns the land to be irrigated or place of use Applicant

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 _____

[illegible]

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Hubbard Land and Livestock Inc.
By Lloyd W. Hubbard Vice President
(Applicant)

Proposed Priority 7/12/1982

Received by RDC Date 7-12-82 Time 2:00

Preliminary check by Sm Fee \$ 30.00

Receipted by BP Date 7-12-1982 # 22383

Publication prepared by BP Date 7-15-82

Published in Power County Press, Idaho Enterprise

Publication dates 7-22- & 7-29-82

Publication approved CW Date 8-02-82

Protests filed by: Myron Sorensen withdrawn 8-24-82

Copies of protests forwarded by CW

Hearing held by _____ Date _____

Recommended for approval denial by EMC RC

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. 17-7102, 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 September 1, 19 87.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

The storage of water is contingent upon certification by the Department of Water Resources, of the applicant's dam under the dam safety provisions of the Idaho Code, authorizing storage.

Witness my hand this 16th day of September, 1982.

J. Glen Saxton
Chief, Operations Bureau

WILLIAM S. HOLDEN
R. VERN KIDWELL, P. A.
FRED J. HAHN
TERRY L. CRAPO
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER, P. A.
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
CURT R. THOMSEN
RANDALL K. BARTON
MICHAEL D. CRAPO
JAMES D. HOLMAN
GAYLE A. SORENSON

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO
IDAHO FIRST NATIONAL BANK BUILDING
P. O. BOX 129
IDAHO FALLS, IDAHO 83402
TELEPHONE 523-0620
AREA CODE 208

ARTHUR W. HOLDEN (1877-1967)
ROBERT B. HOLDEN (1911-1971)

August 4, 1982

HAND DELIVERED

IDAHO DEPT. OF WATER RESOURCES
Eastern District Office
150 Shoup Avenue
Idaho Falls, Idaho 83402

Re: Application for Water Right No. 15-7084

Gentlemen:

We are writing this letter on behalf of Mr. Myron Sorensen of Route 1, Box 6, Malad, Idaho 83252, to protest the Application of Hubbard Land and Livestock, No. 15-7084, to appropriate water from Bull Canyon, South Fork tributary to sinks, which was filed on July 12, 1982.

This protest is made on the grounds and for the reasons that the proposed use is such that it will reduce the quantity of water under existing water rights or that the water supply itself is insufficient for the purpose for which it is sought to be appropriated.

We will appreciate it if you would send copies of all correspondence regarding this matter to our office.

Thank you for your kind attention to this matter.

Yours very truly,


Kent W. Foster

KWF:lc

cc: Mr. Myron Sorensen

RECEIVED

AUG 4 1982

Department of Water Resources
Eastern District Office

RECEIVED

JUL 30 1982

Department of Water Resources
Eastern District Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Oneida } ss.

[Signature]
being duly sworn,
deposes and says: That she is the Secretary of THE IDAHO ENTERPRISE, a weekly newspaper published at Malad, in the County of Oneida and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Malad; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with July 1982, 19 82, and ending with the issue of August 1982, 19 82.

Fee \$ 24.00

Subscribed and sworn to before me this 29th day of July, 19 82.

[Signature]
Notary Public, Residing at Malad, Idaho

My Commission Expires May 5, 19 85

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho.

15-7033
HUBBARD, LLOYD W.
RT. 1, BOX 3, MALAD, ID 83252

Source: GROUND-WATER

Date Filed: 07-12-1982

Amount: 140 CFS

Diversion Point: SENW Sec 28 T 14S R 36E, ONEIDA Co.

Use: IRRIGATION (0.40 CFS) from 04-01 to 11-01 DOMESTIC (0.02 CFS) from 01-01 to 12-31

Place of Use: SENW Sec 28 T 14S R 36E, FOR 20 ACRES

Diversion Means: WELL & PUMP

15-7034
HUBBARD LAND AND LIVESTOCK
RT. 1, BOX 3, MALAD, ID 83252

Source: BULL CANYON, SOUTH FORK tributary to SINKS

Date Filed: 07-12-1982

Amount: 20.0 AC-FT

Diversion Point: SENW Sec 11 T 13S R 32E SESW Sec 35 T 12S R 32E

ONEIDA & POWER Co.
Use: STOCK WATER STORAGE (15.0 AC-FT) from 04-01 to 11-01

STOCKWATER STORAGE (5.0 AC-FT) from 04-01 to 11-01

DOMESTIC STORAGE (5.0 AC-FT) from 04-01 to 11-01

Place of Use: SENW Sec 35 T 12S R 32E

Diversion Means: RE-SERVOIRS

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83402 on or before AUGUST 2, 1982.

MICROFILMED

Affidavit of Publication

STATE OF IDAHO

COUNTY OF POWER

} S.S.

Brett Crompton..... being first duly sworn

on oath, states:

That he..... is the..... editor.....
of the Power County Press, a newspaper of general circulation
in Power County, Idaho, published weekly at American Falls
in said County; that said newspaper has been published in said
County uninterruptedly and continuously for over seventy-
eight consecutive weeks, prior to the first publication of the
annexed notice or advertisement:

That the annexed notice or advertisement was published as
per clipping attached in the regular and entire edition of said

newspaper and not in any supplement thereof for 2.....
successive weekly issues thereof, the date of the first publica-
tion being the 21..... day of July....., 19.....82

the date of last publication being the

.....28..... day of July....., 19.....82

(Signed)

Brett Crompton

Subscribed and sworn to before me this

.....11..... day of Aug....., 19.....82

John M. Kellogg
Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL)

..... day of , 19.....

AUG 17 1982

Department of Water Resources
Eastern District Office

Legal Notice

Published in the Power County
Press July 21, 1982 and July 28,
1982.

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the
following application(s) have been
submitted for permit to appropriate
the public waters of the State of
Idaho:

15-7084
HUBBARD LAND AND
LIVESTOCK
RT. 1, BOX 8, MALAD, ID 83252
Source: BULL CANYON, SOUTH
FORK tributary to SINKS
Date Filed: 07/12/1982
Amount: 20.0 AC-FT
Diversion Point: SENW Sec 11 T
13S R 32E SESW Sec 35 T 12S R
32E, ONEIDA & POWER CO.
Use: STOCKWATER STORAGE
(15.0 AC-FT) from 04/01 to 11/01
STOCKWATER STORAGE (5.0
AC-FT) from 04/01 to 11/01
DOMESTIC STORAGE (5.0 AC-
FT) from 04/01 to 11/01
Place of Use: SENW Sec 35 T 12S R
32E
Diversion Means: RESERVOIRS

If issued, the permit(s) will be sub-
ject to all prior water rights. Protests
against the granting of any permit
must be filed with the Director of the
Idaho Department of Water
Resources, 150 Shoup Ave., Idaho
Falls, Idaho 83402 on or before
AUGUST 2, 1982.

A. KENNETH DUNN
Director

RECEIVED

AUG 15 1982

Department of Water Resources
Southern District Office

**NOTICE OF APPLICATION
FOR WATER RIGHT**

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

15-7084

**HUBBARD LAND AND
LIVESTOCK**

RT. 1, BOX 8, MALAD, ID 83252
Source: BULL CANYON, SOUTH
FORK tributary to SINKS

Date Filed: 07/12/1982

Amount: 20.0 AC-FT

Diversion Point: SENW Sec 11 T
13S R 32E SESW Sec 35 T 12S R
32E, ONEIDA & POWER CO.

Use: STOCKWATER STORAGE
(15.0 AC-FT) from 04/01 to 11/01

STOCKWATER STORAGE (5.0
AC-FT) from 04/01 to 11/01

DOMESTIC STORAGE (5.0 AC-
FT) from 04/01 to 11/01

Place of Use: SENW Sec 35 T 12S R
32E

Diversion Means: RESERVOIRS

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83402 on or before AUGUST 9, 1982.

A. KENNETH DUNN
Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 17-7102

Name(s) of Permit Holder(s): Hulbert Land Service, Inc.

Post Office Address: Rt. 1 Box 8
Malden, Idaho 83252 Tel. No. 208-766-2692

- ☒ I hereby certify that construction of diversion works for the above referenced permit began on July 82 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.
- ☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is not an acceptable reason.

Sept. 12, 83
Date

Lloyd W. Hulbert
Signature of Permit Holder

Lloyd W. Hubbard

Rt. 1 Box 8

Malad, Idaho 83252



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

September 4, 1987

Lloyd W. Hubbard
Hubbard Land and Livestock, Inc.
Rt. 1 Box 8
Malad, ID 83243

Dear Mr. Hubbard:

Re: Permit No. 17-7102

In reponse to your letter of August 14, 1987, the department has received and is currently processing your proof of beneficial use form. It has been sent to the regional office is will appear on the inventory of field inspections pending.

If you have any questions concerning this field inspection, please call our Eastern Regional office at 525-7161.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

August 14, 1987

Dear Sirs,

I have sent in a form,
(Proof of Beneficial use) to your office.

This regarded water we
had applied for with the
following description.

SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 12S, R. 32E

The application is for
domestic and Stockwater.

I believe the identification
number is - 17-7102

Would you please notify
me if you have not received
the form of Proof of Beneficial Use!

Sincerely yours,
Lloyd W. Hubbard

RECEIVED

AUG 25 1987

Department of Water Resources

RECEIVED

JUL 16 1987

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only
Fee Received NA
Date NA
Receipt # NA
Receipt by NA
Reviewed by NA
Sent to region NA

no # encl. 89
Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 17-7102

Name(s) of Permit Holder: Hubbard Land and Livestock Inc.

Post Office Address: c/o Lloyd Hubbard Rt.1 Box 8 MALAD, Id 83243

Telephone No. 766-2692

Source of Water: Snow melt South Fork Bull Canyon

Extent of Use:

Domestic One (number of households) Stockwater 250 Beef Cattle (number and type of stock)

Irrigation _____ (acres) Other/Remark Storage for domestic

use, horses, cattle and "fed" livestock, (reserve "if any" for drought years).

Total rate and/or volume for which proof is submitted _____ cfs 20 acre-feet

Show the date water was first diverted and beneficially used under this permit: march 1987

Measuring Device: Required? Yes ☒ No
Installed? Yes ☒ No

Fee enclosed \$ N/A
(See License Examination Fee Schedule)

Flow Measurement Port: Required? Yes ☒ No
Installed? Yes ☒ No

Person to contact to accompany the Department representative during the field examination:
Lloyd W. or Bruce D. Hubbard 335-2269
(Name) (Telephone Number)

Buist Route Holbrook Idaho 83243
(Address)

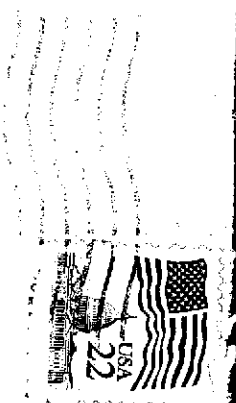
The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

July 13, 1987 Hubbard Land and Livestock Inc.
Date Signature of Permit Holder (and title, if appropriate)
Lloyd W. Hubbard - vice-president

State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho
83720

L. W. Hulland
Bunt Rt.
Hollbrook, Id
83243

State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720



138676

CERTIFIED MAIL
June 30, 1987

HUBBARD LAND & LIVESTOCK
RT. 1, BOX 8
MALAD, ID 83252

PROOF DUE NOTICE

RE: Permit No. 17-7102

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before September 1, 1987. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this Department on or before the above described proof due date, or the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

HUBBARD LAND & LIVESTOCK
RT. 1, BOX 8
MALAD, ID 83252

SEPTEMBER 28, 1982

RE: PERMIT NO. 17-7102

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS MUST BE STARTED WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED. THE PROJECT MUST THEN BE DILIGENTLY CONSTRUCTED UNTIL COMPLETED. TO MAINTAIN THE PERMIT IN A VALID STATUS YOU MUST COMPLETE AND RETURN THE ENCLOSED POSTCARD WHEN CONSTRUCTION IS COMMENCED, NO LATER THAN ONE YEAR FROM THE DATE OF APPROVAL OF THE PERMIT.

IF THE DIVERSION DAM IS 10 FEET OR MORE IN HEIGHT, OR HAS AN IMPOUNDING CAPACITY OF 50 ACRE-FEET OR MORE, CERTAIN DAM SAFETY REQUIREMENTS MUST BE MET. PLEASE CONTACT THE REGIONAL OFFICE NEAREST YOU FOR DETAILS.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Steve McGinnis APPLICATION NUMBER: 15 7084

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☒ No Field check required.
☒ Yes ☒ No Critical groundwater area.
☒ Yes ☒ No Request dam safety information. Sent ☒ Date: _____
☒ Yes ☒ No* In form to receipt.

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: Aug 9, 1982
☒ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: July 30, 1982 - Orinda
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☒ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
☒ 7-12-82 Date of priority recommended.
☒ Special conditions of approval or cover letter. _____

By: Ernest Carter Date: Aug 25, 1982
STATE OFFICE REVIEW:

SLW/LZ, LOR 26 18
☐ See attached sheet for more information.
By: Rup Date: 9/15/82

RECEIVED
SEP 14 1982

Key - please get dam safety info from Orinda to include in this one.
Department of Water Resources

September 2, 1982

RE: Application for Permit No. 15-7084 (No. changed 17-7102)

Hubbard Land & Livestock
c/o Lloyd Hubbard
Rt. #1, Box 8
Malad, Idaho 83252

Dear Mr. Hubbard:

This is to advise you that Myron P. Sorensen has withdrawn his protest against approval of the above referenced application. The Department will take no further action in setting a hearing in this matter and has resumed the processing of your application.

If you have any questions concerning this matter, please feel free to contact this office.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

September 2, 1982

RE: Application for Permit No. 15-3084 HUBBARD LAND & LIVESTOCK

Myron P. Sorensen
Rt. #1, Box 6
Malad, Idaho 83252

Dear Mr. Sorensen:

This is to acknowledge receipt of your withdrawal of protest against approval of the above referenced application. The Department will take no further action in setting a hearing in this matter.

If you have any questions concerning this matter, please feel free to contact this office.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

cc: Kent Foster, Attorney

August 24, 1982

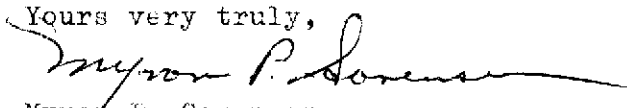
Idaho Department of Water Resources
Eastern District Office
150 Shoup Avenue
Idaho Falls, Idaho 83402

Re: Application for Permit No. 15-7084 Hubbard Land
and Livestock.

Gentlemen:

The protest which I registered concerning the above mentioned application has been resolved with the parties concerned. I therefore withdraw the protest which I had placed with your office.

Yours very truly,


Myron P. Sorensen
Rt. 1 Box 6
Malad, Idaho 83252

RECEIVED

AUG 25 1982

Department of Water Resources
Eastern District Office

August 12, 1982

Hubbard Land & Livestock
c/o Lloyd Hubbard
Rt. #1, Box 8
Malad, Idaho 83252

Dear Mr. Hubbard:

Enclosed is a copy of a protest filed against the issuance of a permit pursuant to your Application No. 15-7084. The Department suggests you contact the protestant directly in an effort to determine the nature of the protest and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

Enclosure

cc: IDWR - State Office

August 12, 1982

RE: Application for Permit No. 15-7084 HUBBARD LAND AND LIVESTOCK

Myron Sorensen
Rt. #1, Box 6
Malad, Idaho 83252

Dear Mr. Sorensen:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

cc: IDWR - State Office
Kent Foster, Attorney at Law

August 10, 1982

RE: Application for Permit No. 15-7084 HUBBARD LAND & LIVESTOCK

Power County Press
174 Idaho
American Falls, ID 83211

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on July 22 and 29, 1982.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83402
(208) 525-7161

JULY 15, 1982

Power County Press
174 Idaho Street
American Falls, Idaho 83211

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before AUGUST 9, 1982.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.



15-7084

HUBBARD LAND AND LIVESTOCK

RT. 1. BOX 8. MALAD. ID 83252

Source: BULL CANYON. SOUTH FORK tributary to SINKS

Date Filed: 07/12/1982

Amount: 20.0 AC-FT

Diversion Point: SENW Sec 11 T 13S R 32E SESW Sec 35 T 12S R 32E.
ONEIDA Power Co.

Use: STOCKWATER STORAGE	(15.0 AC-FT)	from 04/01 to 11/01
STOCKWATER STORAGE	(5.0 AC-FT)	from 04/01 to 11/01
DOMESTIC STORAGE	(5.0 AC-FT)	from 04/01 to 11/01

Place of Use: SENW Sec 35 T 12S R 32E

Diversion Means: RESERVOIRS

MICROFILMED

P. Rosfield