

11-7010

G-26

R44E

G

17 16
20 21

21

16.3

F

(11)

(20)

Drain Line

9.2 D

(10)

(21)

12.0

D

24.0

13.3

B

19.5

Ramp

CLAYTON

HILL

11.3 A

29.6

A

27.6

C

NO

NO

40

B

3.9

14.8

11.8

20 21

29 20

35 18.5

K

7.0

L

3.3

m

3.8

0

5.3

n

15.6 C

6.2

B

MAR 02 1990

RECEIVED

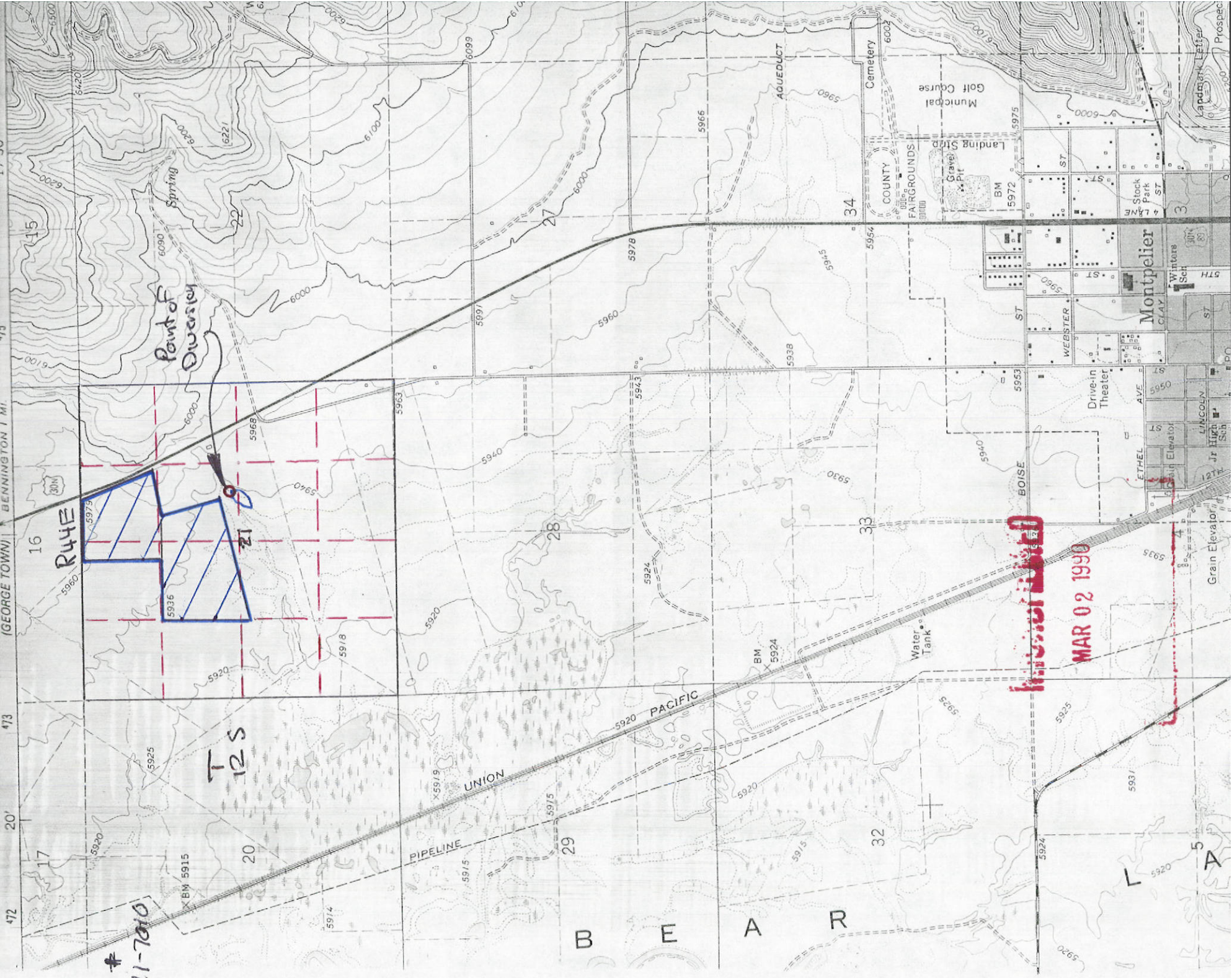
D 13.2

E 12.5

NOT TO SCALE

100-128

37°08'14" N 17°30' E
(GEORGE TOWN) SODA SPRINGS 23 MI
BENNINGTON 1 MI



11-7010

Historical Photo

MAR 02 1990

STATE OF IDAHO
IDaho DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

APR 17 1997

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned. Department of Water Resources

1. Water Right Number(s) 11-04033 11-07010
Adjudication Claim Number(s) _____

2. The following **REQUIRED** information must be submitted with this form.

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Lyle C. Stephens

23551 US Highway 30, Montpelier, ID 83254

4. New Owner/Claimant(s) Roger L. Stephens

Name connector (Check one): ☐ AND ☐ OR ☐ AND/OR

New Mailing Address 23551 US Highway 30, P.O. Box 362,

City, State and ZIP Code Montpelier, ID 83254

New Telephone Number (208) 847-0469

5. Date you acquired the property Aug 27, 1991

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) Roger L. Stephens Date 4-17-97

Date _____

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

MICROFILMED

JAN 06 1998

Randall C. Budge
RACINE, OLSON, NYE, COOPER &
BUDGE, CHARTERED
P.O. Box 1391; 201 E. Center
Pocatello, Idaho 83204-1391

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BEAR LAKE

In the Estate of:	)	Case No. 1186
	)	
STEPHENS, LYLE C.,	)	
STEPHENS, STELLA RODERICK,	)	
	)	DECREE OF FINAL DISCHARGE
Deceased.	)	

On the 26th day of August, 1991 , ROGER L. STEPHENS, the Personal Representative of the above-named Decedent, filed two final Receipts showing that he has fully complied with the Estate Closing Order entered August 23, 1991, and the Court finds that he should be fully discharged.

IT IS THEREFORE ORDERED that said Personal Representative be and is hereby released and discharged from his office and trust and he is released from liability upon bond, if any.

DATED this 27th day of August, 1991.


O. LYNN BROWER
Magistrate Judge

DECREE OF FINAL DISCHARGE - 1

MICROFILMED
JAN 06 1998

CLERK'S CERTIFICATE OF MAILING

I HEREBY CERTIFY that on this 27th day of August, 1991, I mailed a true and complete copy of the foregoing document, postage prepaid, to each of the following:

Gayle Dean Hunt
Paul Dean Hunt
50 South 600 East, Suite 250
Salt Lake City, Utah 84102

Mary Alene Hunt
68 "C" Street
Salt Lake City, Utah 84103

Randall C. Budge
RACINE, OLSON, NYE, COOPER &
BUDGE, CHARTERED
P.O. Box 1391
Pocatello, Idaho 83204-1391

Nancy C. Skinner
Deputy Clerk

MICROFILMED
DECREE OF FINANCIAL DISCHARGE - 2
JAN 06 1998

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 11-07010

Priority: May 26, 1969

Maximum Diversion Rate: 0.45 CFS
Maximum Diversion Volume:¹ 163.3 AF

This is to certify, that LYLE C. STEPHENS
MONTPELIER, ID 83254 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated May 26, 1969; and
has submitted Proof of Beneficial Use on July 19, 1979. An examination indicates
that the works have a diversion capacity of .450 cfs of water from:

UNNAMED DRAIN tributary to SINKS

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.45 CFS	163.3 AF

LOCATION OF POINT(S) OF DIVERSION: SWNE , Sec. 21, Township 12S, Range 44E
BEAR LAKE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
12S	44E	21	NWNE 29	SWNE 10	NENW 11	87
			SENE 37			

Total number of acres irrigated: 87

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

MICROFILMED

APR 02 1990

600

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 11-07010

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 17TH
day of January, 1990.

Acting for R. Keith Higginson, Director

MICROFILMED

MAR 02 1990

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 11-7010

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF EXTENDING THE PROOF DUE)
DATE IN CONNECTION WITH PERMIT NO. 11-7010)
in the name of LYLE C. STEPHENS)

ORDER

WHEREAS, on May 26, 1969, Lyle C. Stephens applied to the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate 3 cubic feet per second of water from a groundwater source within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, Twp. 12S, Rge. 44E, B.M., Bear Lake County, to be used for irrigation purposes; and,

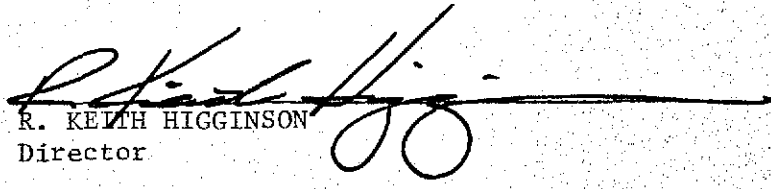
WHEREAS, on August 4, 1969, the Department approved said application and issued Permit No. 11-7010 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before August 1, 1974; and,

WHEREAS, on July 11, 1974, the Department received a request for an extension of time; and,

WHEREAS, it appears that under the circumstances the permit holder has been proceeding with reasonable diligence and has given good cause for delay;

IT IS, THEREFORE, HEREBY ORDERED that the time within which to submit proof of beneficial use of water under Permit No. 11-7010 be extended to August 1, 1979.

Dated this 17 day of July, 1974.


R. KEITH HIGGINSON
Director

DDR:JG

11-7010

Identification No. 11-7010
Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Lyle C. Stephens
post office address Montpelier, Idaho
(ground water)
2. Source of water supply drain & tile line which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 21 Township 12 South
Range 44 E. B.M. Bear Lake County; additional points of diversion if any: _____
NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21 Twp. 12 South, Range 44 E. B. M.

b. If water is not consumed, it will be discharged into Pond at a point in SW $\frac{1}{4}$
of NE $\frac{1}{4}$ of Section 21 Township 12 So. Range 44 E. B.M. _____
4. Water will be used for the following purposes:
Amount 3 CFS for irrigation purpose from April 15 to Oct. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3 C.F.S. cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Tile lines and pond, also pump and sprinkler

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 3,900.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(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: _____

11-7010

JWS

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
12 So	44 ^E	21		40	40					40									120
12 So	44 ^E	21									15		10	5	8	15	5		58

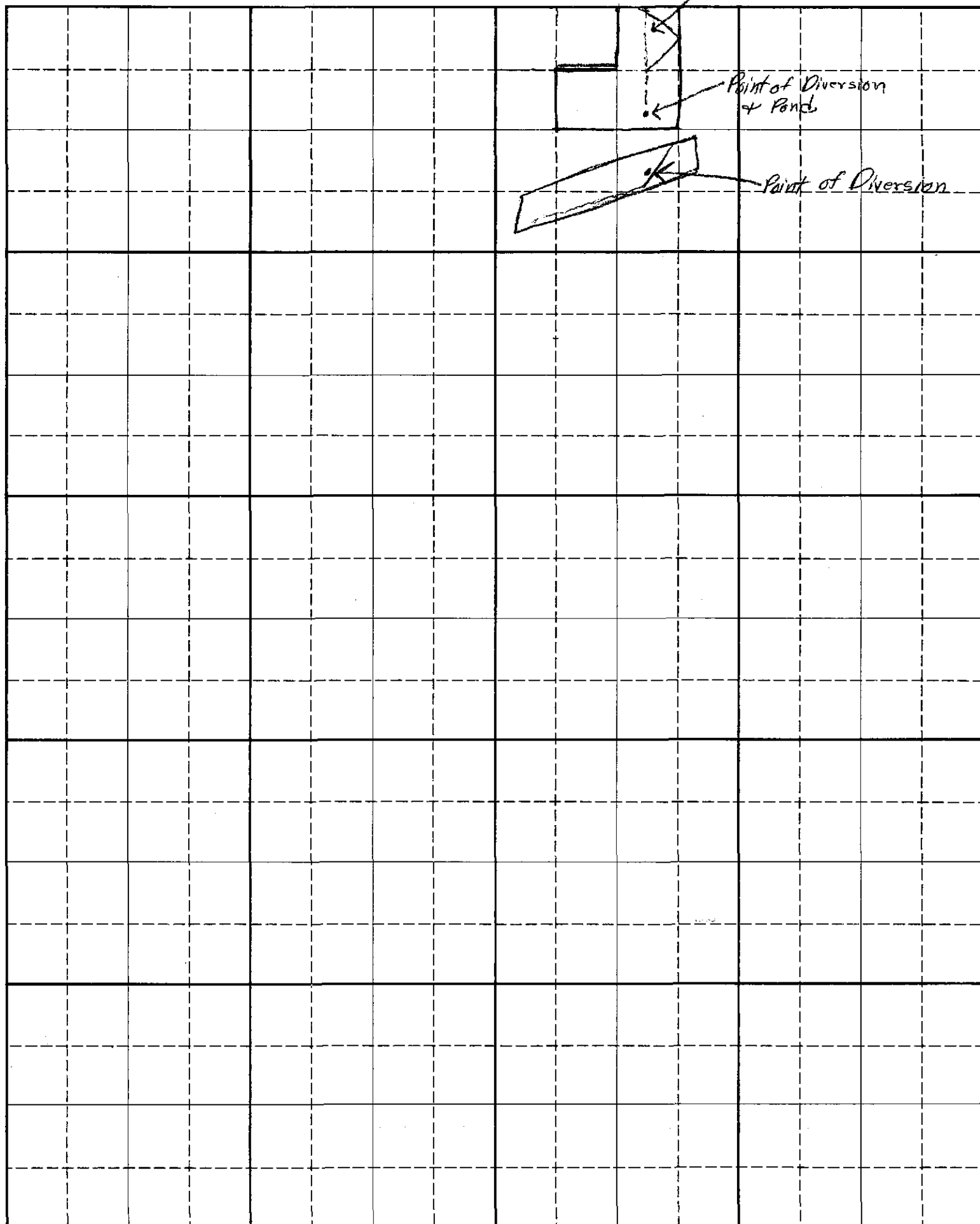
Total number of acres to be irrigated 178

c. Describe any other water rights used for the same purposes Partial supply up to July on part of land from shares in Bennington Irrigation Co.

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 This will develop water from drain on own place

11. Map of proposed project:



Scale: 2 inches equal 1 mile

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.

John C. Stephens
(Applicant)

11-7010

Received by ef Date 5-5-69 Time 9:00 am
Preliminary check by DL Fee \$ 10.00
Received by ef Date 5-27-69
Publication prepared by ef Date 6-5-69
Published in Newspaper Examiner
Publication dates 6-12 + 6-19-69
Publication approved tg Date 6-16-69
Priority reduced to _____ Reason _____

Protests filed by: None 7-14-69

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ALB RMC RMC

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 11-7010, 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 August 1, 1974.
- c. Other: This permit is supplemental to all prior rights. The applicant shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 4th day of August, 19 69.

R. Kirk Higin
State Reclamation Engineer

THE NEWS+EXAMINER

MONTPELIER, IDAHO

Advertising & Commercial Printers

Statement: Account of Department of Reclamation

Permit No. 11-7010-Lyle C. Stephens Date July, 1969

June
12

27 Line Notice of Application
published 2 issues

\$6.21

I hereby certify that the foregoing
account is just and correct, that the
amount claimed is legally due, after
allowing all just credits, and that no
part of same has been paid.

unsubmitted
7-14-69

Beth Rogers
Signature of Claimant

11-2010

THE NEWS+EXAMINER

MONTPELIER, IDAHO

Advertising & Commercial Printers

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June
12

27 Line Notice of Application
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amount claimed is legally due, after
allowing all just credits, and that no
part of same has been paid.

Lyle C. Stephens

Signature of Claimant

11-7010

THE NEWS-EXAMINER

MONTPELIER, IDAHO

AFFIDAVIT OF PUBLICATION

Department of Reclamation

STATE OF IDAHO,)
County of Bear Lake,) ss.

W. Jerome Taylor

being first duly sworn, deposes and says
he is Publisher and Foreman of the
News-Examiner; that the said News-Examiner
is a weekly newspaper published at Montpelier,
County of Bear Lake, State of Idaho, of general
circulation in said County and State.

That the notice attached was published in
the said News-Examiner, and not in a
supplement, for two
successive weeks, commencing with the issue
dated June 12, 1969
and ending with the issue
dated June 19, 1969

W. Jerome Taylor
Publisher and Foreman.

Subscribed and sworn to before me this 8th day of July, 1969

Tom L. Burge
Notary Public.

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Lyle C. Stephens, Montpelier, Idaho, has on May 26, 1969 applied for permit under application No. 11-7010 to divert 3 cubic feet per second of water from drain and tile line. Water will be diverted by pump and sprinkler, tile lines and pond within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 12 S, R. 44 E. B. M., Bear Lake County and is to be used from April 15 to October 15 for irrigation in the W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 21, T. 12 S, R. 44 E. B. M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in The News-Examiner,
Montpelier, Idaho on June 12 and
June 19, 1969.

(j-12/19)

11-7010



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

January 6, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ROGER L STEPHENS
PO BOX 362
MONTPELIER ID 83254-0362

RE: Water Right 11-04033/11-07010

Dear Mr Stephens:

This letter is to confirm the telephone conversation we had today during which I confirmed to you that the ownership change you had requested for the water rights shown above has been completed.

If you have any further questions regarding this matter you may call me at 208-327-7941.

Sincerely,


Kari Lynn Townsend
Secretary

/k

MICROFILMED
JAN 06 1998

MEMORANDUM

Date: January 5, 1998

To: Files 11-04033 and 11-07010

From: Jim Johnson

Subject: Ownership update

=====

On this day I reviewed the ownership change form received on the above two water rights and found the form to be complete. The database has been updated to reflect the new owner. I called Roger Stephens and confirmed that the department records now reflected him as the owner of the above two water rights.

MICROFILMED
JAN 06 1998

January 18, 1990

LYLE C. STEPHENS
MONTPELIER, ID 83254

RE: PERMIT NO. 11-07010

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

MAR 02 1990

4/3
March 27, 1989

LYLE C. STEPHENS
MONTPELIER, ID 83254

RE: PERMIT NO. 11-07010

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECORDED

MAR 02 1990

POD OVERLAP REV

WR-NUMBER	TWP	RNG	SC	TRACT	LT	#SOURCE	#NAME
				1\4 1\4 1\4			
1107010	12S	44E	21	SW NE		GROUNDWATER	STEPHENS, LYLE
1107010	12S	44E	21	NW SE		GROUNDWATER	STEPHENS, LYLE

MICROFILMED

MAR 02 1990

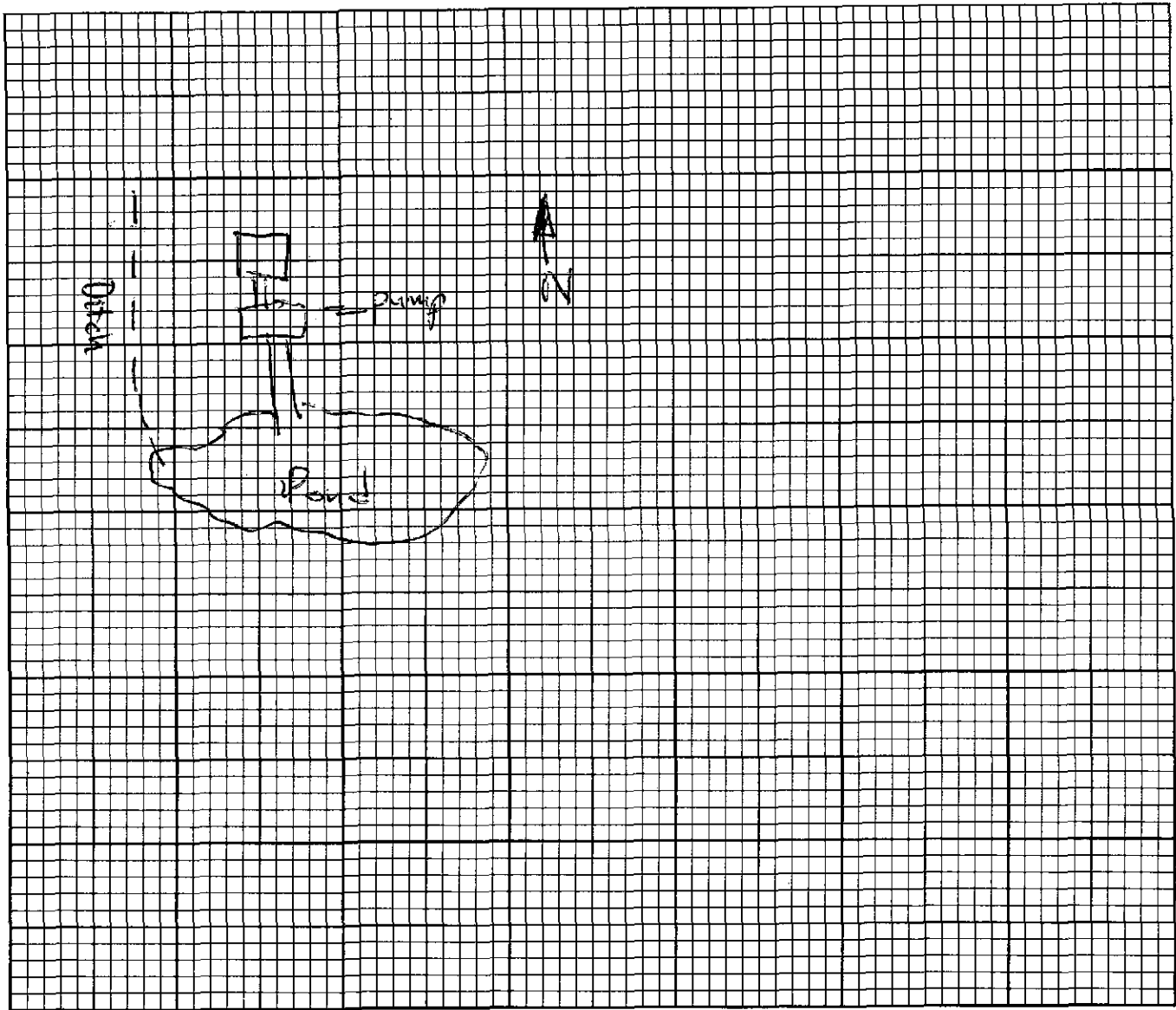
Department of Water Resources

Phone No. 847-0469

- *Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

- [illegible]

10. Other water rights on these lands Bennington Irrigation Shares
11. Other water right diverted from same p.d. _____
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached
- ☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks _____

15. Recommended Amendments
- ☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None
- ☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

16. Examiner's/Consultant's Signature John Jones Date 11-21-84

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date MAR 02 1990

CONSULTANT SEAL

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

JAN 13 1986

11-7010
Permit No.

Department of Water Resources

1. Measurement Calculations

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

By bucket + stopwatch - Ditch flow into holding pond

5 gallons / 1.5 seconds or 200 gpm or 0.45 cfs

87 acres $\times$ 0.02 cfs = 1.74 cfs
amt limited by capacity of 0.45 cfs

- b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{I.R.} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 87 \text{ acres} \times 3.0 \text{ cfs/a} = 261 \text{ cfs} \\ V_{D.R.} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.45 \text{ cfs} \times 183 \times 1.9835 = 163.3 \\ V &= \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 163.3 \text{ cfs} \end{aligned}$$

- c) Volume Calculations for Other Uses:

2. Overlap Review

- a) Other water rights with same place of use: Bennington Irrigation shares

- b) Other water rights with same point of diversion: NA.

- c) Analysis:

R16 (3.0)

MICROFILMED

MAR 02 1990

RECOMMENDED AMOUNTS

3. Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity

4. Permit Holder: _____
Address: _____

5. Source: _____ tributary to _____

6. Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)

Allowable Maximums: _____

7. Point(s) of Diversion:

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County

8. Place(s) of Use

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
Total Acres _____																			

9. Recommended Conditions/Remarks: _____


MAR 02 1990

10. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other _____

11. Examiner's Signature _____ Date 11-21-84

Checked in Regional Office by Gary Spackman Date 1-06-86

Approved in State Office by Rebecca M. McCarthy Date 11/28/88

11-7010

G-26

204E

183

92 D

19.5

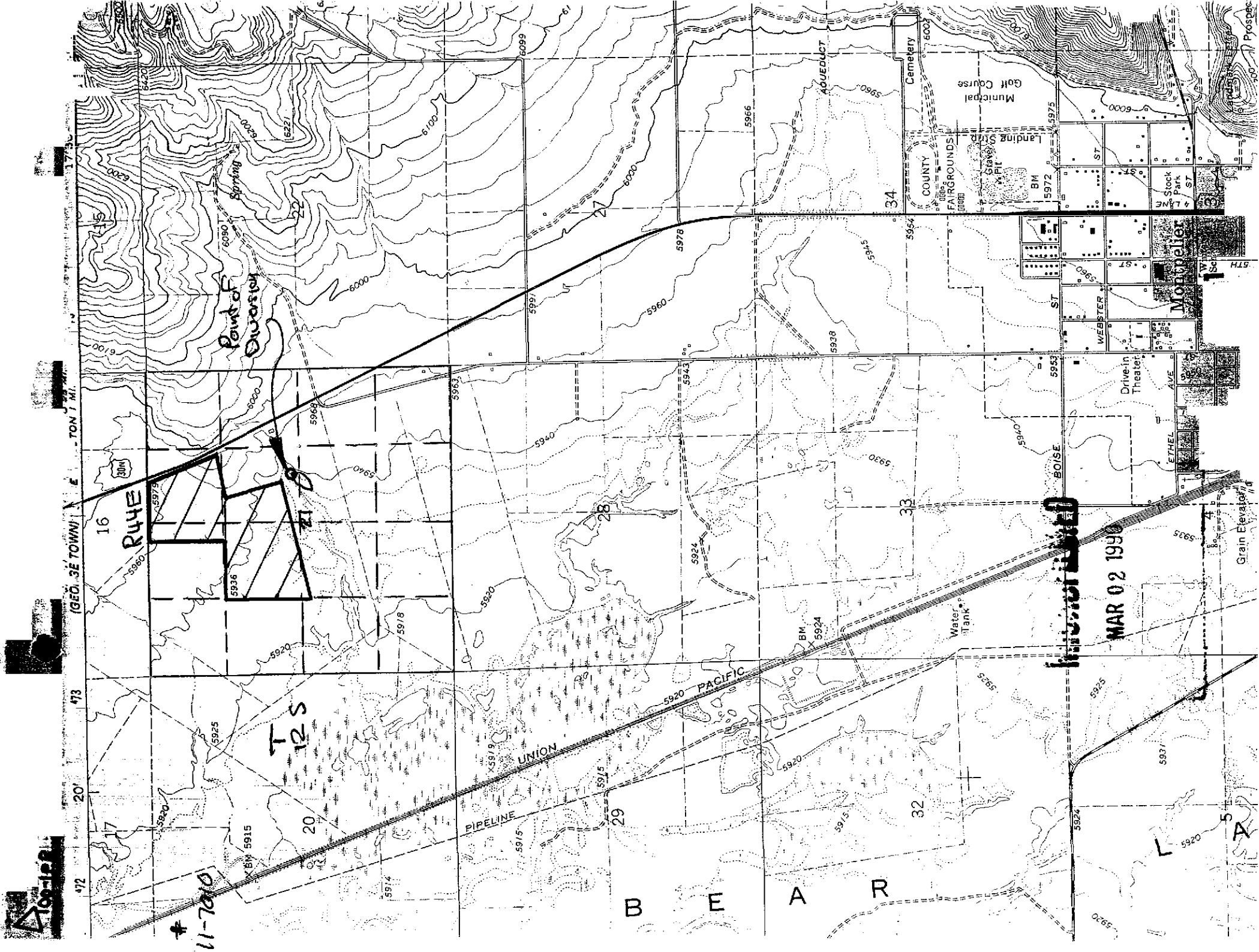
13.3

11.5 A

89.6 A

11.0

110



WATER RIGHT
DATA ENTRY LOG

[illegible]



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

August 9, 1979

RE: Permit No. 11-7010

Lyle C. Stephens
Montpelier, Idaho
83254

Dear Mr. Stephens:

We acknowledge receipt of the proof of beneficial use card submitted for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

JACKIE S. DENNING
Senior Clerk

cc: IDWR - State Office

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 11-4010

Name(s) of Permit Holder: Lyle C Stephens

Post Office Address: Montpelier Idaho

Source of Water: _____

Extent of Use:

☐ Domestic

(number of households)

☐ Stockwater

(number and type of stock)

☒ Irrigation

606 total (acres) 100 under this pump.

☐ Other

Measuring Device:

Required?

☒ Yes ☐ No

Installed?

☒ Yes ☐ No

Access Port:

Required?

☒ Yes ☐ No

Installed?

☐ Yes ☐ No

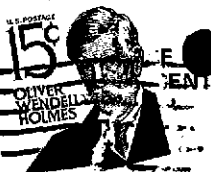
The above information is a true statement of the extent to which the above numbered permit has been developed.

19-79
Date

Lyle C Stephens
Signature of Permit Holder

LYLE STEPHENS

MONTPELIER, VT 05601
83254



RECEIVED

JUL 19 1979



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

May 31, 1979

100942

Lyle C. Stephens
Montpelier,
Idaho 83254

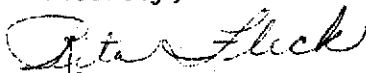
Dear Mr. Stephens:

One of the conditions of approval of your water Permit No. 11-7010 was that evidence of the extent of development must be submitted to this office on or before August 1, 1979. (See last page of your approved permit). Enclosed is a post card which may be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use post card or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect within 60 days.

Sincerely,


RITA FLECK
Sr. Secretary

Enc: 1

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

NOV 28 1979

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition should be less restrictive and provide more flexibility to you in the development of your water right system. The specifications related to the size and location of the access port will be available upon request from the Department, as soon as the Department's measuring equipment is obtained.

If you have questions regarding this matter, please contact this office or our regional offices.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:JG:kw

Enclosure

MICROFILMED

July 18, 1974

Re: Permit No. 11-7010

Lyle C. Stephens
Montpelier,
Idaho 83254

Dear Mr. Stephens:

Enclosed is an Order which extends the proof due date in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to August 1, 1979.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG
Enclosure

11-7010

RECEIVED

July 9, 1974

JUL 11 1974

Dear Sir -

We were happy to receive your

offer for "extension of time" in granting

forest of water usage on our

property. That project was started with

good intentions, but was suddenly

interrupted by the Utah Power and

Light flooding with deep, long-

standing water. After the water

receded the land was dense with

Canadian thistle weeds and debris.

It has taken some time to clean

up, finance and replant. One

third is planted back into Algal

this year. The remainder will be seen,

and we will finish this project.

Water Right No. 11-4033

&incerely

Wyle C. Stephens

11-7010

8.8.

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐ Show address
where delivered

☐ Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

①

Mrs. Lila C. Stephens

INSURED NO.

②

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

③

6/4/74

11-70

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300

Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.

- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

RETURN
REGISTERED

DEPARTMENT OF WATER ADMINISTRATION

STATEHOUSE - ANNEX #2
BOISE, IDAHO 83720
Department of Water Administration

11-7010

May 31, 1974

CERTIFIED MAIL

#25385

Re: Permit No. 11-7010

Lyle C. Stephens
Montpelier,
Idaho 83254

Dear Mr. Stephens:

One of the conditions of approval of your water Permit No. 11-7010 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before AUGUST 1, 1974. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

Enc: Proof affidavit

11-7010

August 7, 1969

Re: Permit No. 11-7010

Mr. Lyle C. Stephens
Montpelier,
Idaho 83254

Dear Mr. Stephens:

We enclose a copy of your approved application for permit 11-7010
in which we direct your attention to the limitations and conditions as given
on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures: Copy of permit
Receipt No. 3103 for \$30.00
2 informational letters

11-7010

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

July 3, 1969

Re: Application for Permit No. 11-7010

News-Examiner
Montpelier, Idaho

Gentlemen:

Please be advised that as of this date, we have received neither the affidavit of publication nor the certified bill of publication for the above referenced. Please forward these articles to the Department as soon as possible, so that we may continue processing the above application.

Very truly yours,

A handwritten signature in cursive script, reading "Donald W. McEldowney".

Donald W. McEldowney
Appropriation Examiner

DWM:TC

11-7010

July 3, 1969

C
Re: Application for Permit No. 11-7010

O
News-Examiner
Montpelier, Idaho

Gentlemen:

P
Please be advised that as of this date, we have received neither the
affidavit of publication nor the certified bill of publication for the above
referenced. Please forward these articles to the Department as soon as
possible, so that we may continue processing the above application.

Very truly yours,

Y
Donald W. McEldowney
Appropriation Examiner

DWM: TG

11-7010

**NOTICE OF APPLICATION
FOR WATER**

Notice is hereby given that Lyle C. Stephens, Montpelier, Idaho, has on May 26, 1969 applied for permit under application No. 11-7010 to divert 3 cubic feet per second of water from drain and tile line. Water will be diverted by pump and sprinkler, tile lines and pond within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, T. 12 S. R. 44 E. B. M., Bear Lake County and is to be used from April 15 to October 15 for irrigation in the W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 21, T. 12 S. R. 44 E. B. M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in The News-Examiner, Montpelier, Idaho on June 12 and June 19, 1969.

11-7010 (j-12/19)

June 5, 1969

Re: Application for Permit No. 11-7010-Lyle C. Stephens

News-Examiner

Box 278

Montpelier, Idaho 83254

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you 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 of Reclamation, along with the publication bill. In order to receive payment, the following certification must appear on the bill:

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of same has been paid.

Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:GLP:jmb

Enc: Legal Notice (1)

847-0552

call of 6-16-69 - corrected

11-7010

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Lyle C. Stephens, Montpelier, Idaho

has on May 26, 1969

applied for permit under application No. 11-7010 to divert ~~stop~~

3 cubic feet per second ~~acres/feet~~ of water from ~~an unnamed~~
~~drain~~ drain and tile line . Water will be diverted by

pump and sprinkler, tiled lines and pond within the

SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, T. 12 S., R. 44 E.B.M., Bear Lake County

and is to be used from April 15 to October 15 for
irrigation

in the W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ S $\frac{1}{2}$ SW $\frac{1}{4}$, ^{NE $\frac{1}{4}$} SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 21, T. 12 S.,
R. 44 E.B.M.

Any protest against this application must be filed with the Department of
Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the News-Examiner, Montpelier, Idaho,

on June 12 and June 19, 1969.

11-7010