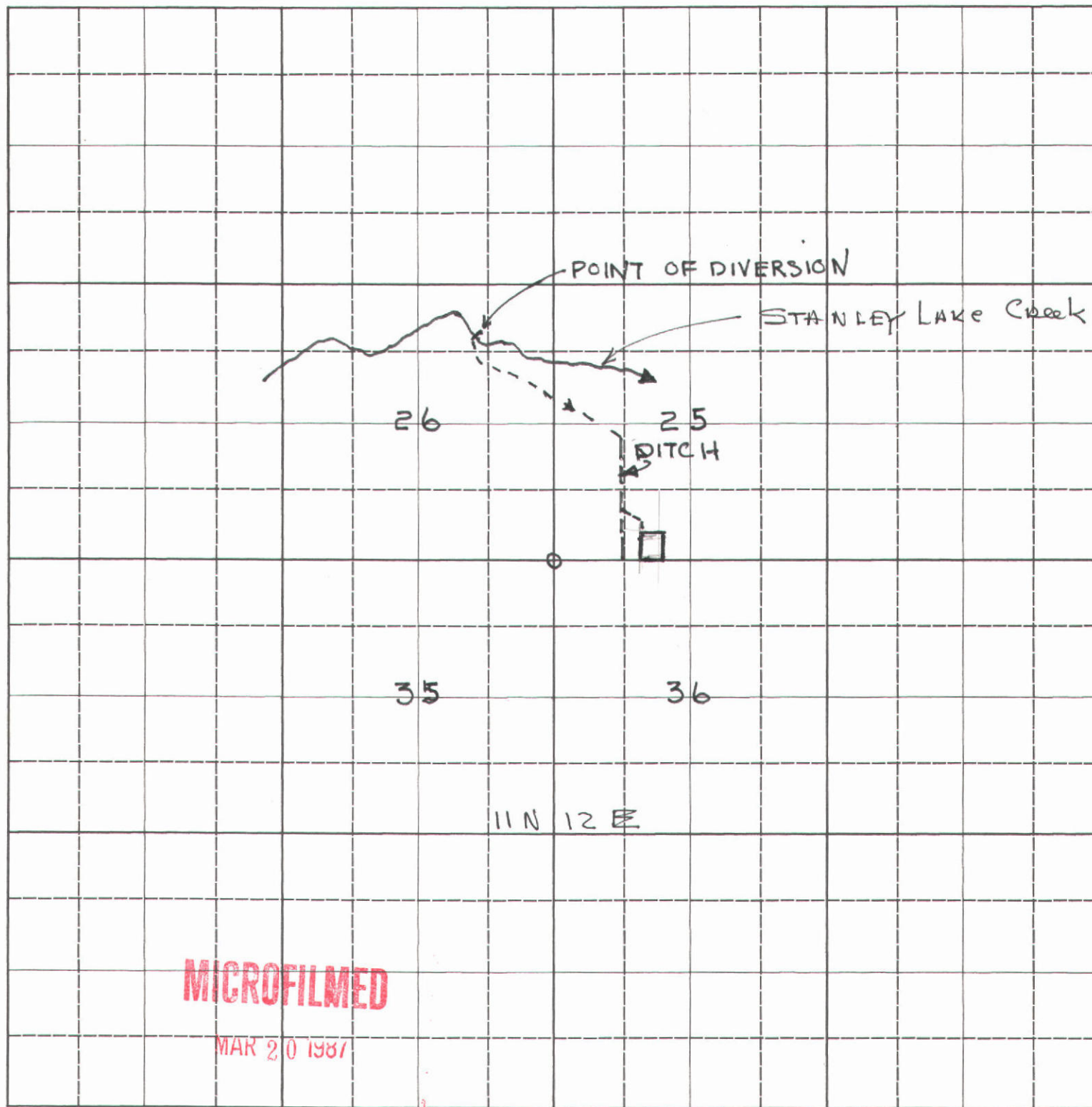


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

David H. Hennin
(Applicant)

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

1. Margaret Parks

Publisher of the Challis Messenger,
a weekly newspaper, published at
Challis, Idaho, do solemnly swear
that the notice hereto attached and
made a part hereof, was published
in the regular and entire issue of
the Challis Messenger for 2

consecutive weeks, commencing with
the issue dated January 15

1987 and ending with the issued
dated January 22 1987

Margaret Parks

Subscribed and sworn to before
me this 26th day of January
1987

Ethel M. Beck

Notary Public, residing at Challis,
Idaho. My commission expires on

3-21-92

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The following application has
been filed to appropriate the public
waters of the State of Idaho:

71-7105

BENNION, DAVID K. & SUSAN
D.

2212 Ridge Point Way; Boise, ID
83712

SOURCE: Stanley Lake Creek
trib. to Valley Creek

Diversion Pt.: SENWNE, Sec. 26,
T11N, R12E, B.M.: 2 miles South
and 5 miles East of Stanley

Use: Irrigation (0.06 CFS)

Date Filed: 12/22/86

In: To be used for irrigation of
2.24 acres within SESW, Sec. 25,
T11N, R12E.

The permit will be subject to all
prior water rights. Protests must
be filed with the Director, Dept. of
Water Resources, Southern
Region, 2148 Fourth Avenue East.,
Twin Falls, Idaho 83301 on or before
February 2, 1987.

KEN DUNN, DIRECTOR

Published: January 15 & 22, 1987.

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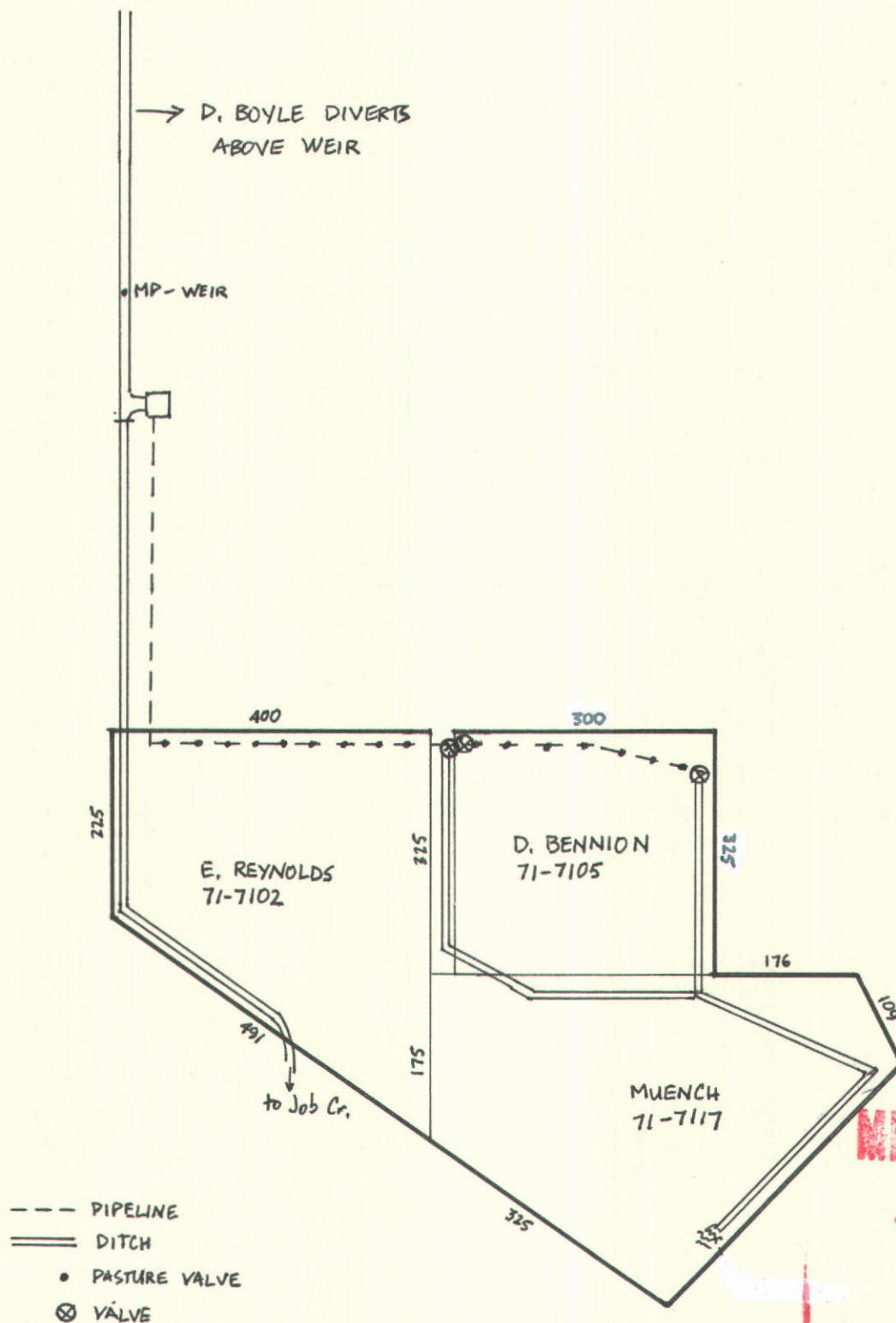
FFB 2 1987

Department of Water Resources
Southern Region Office

MICROFILMED

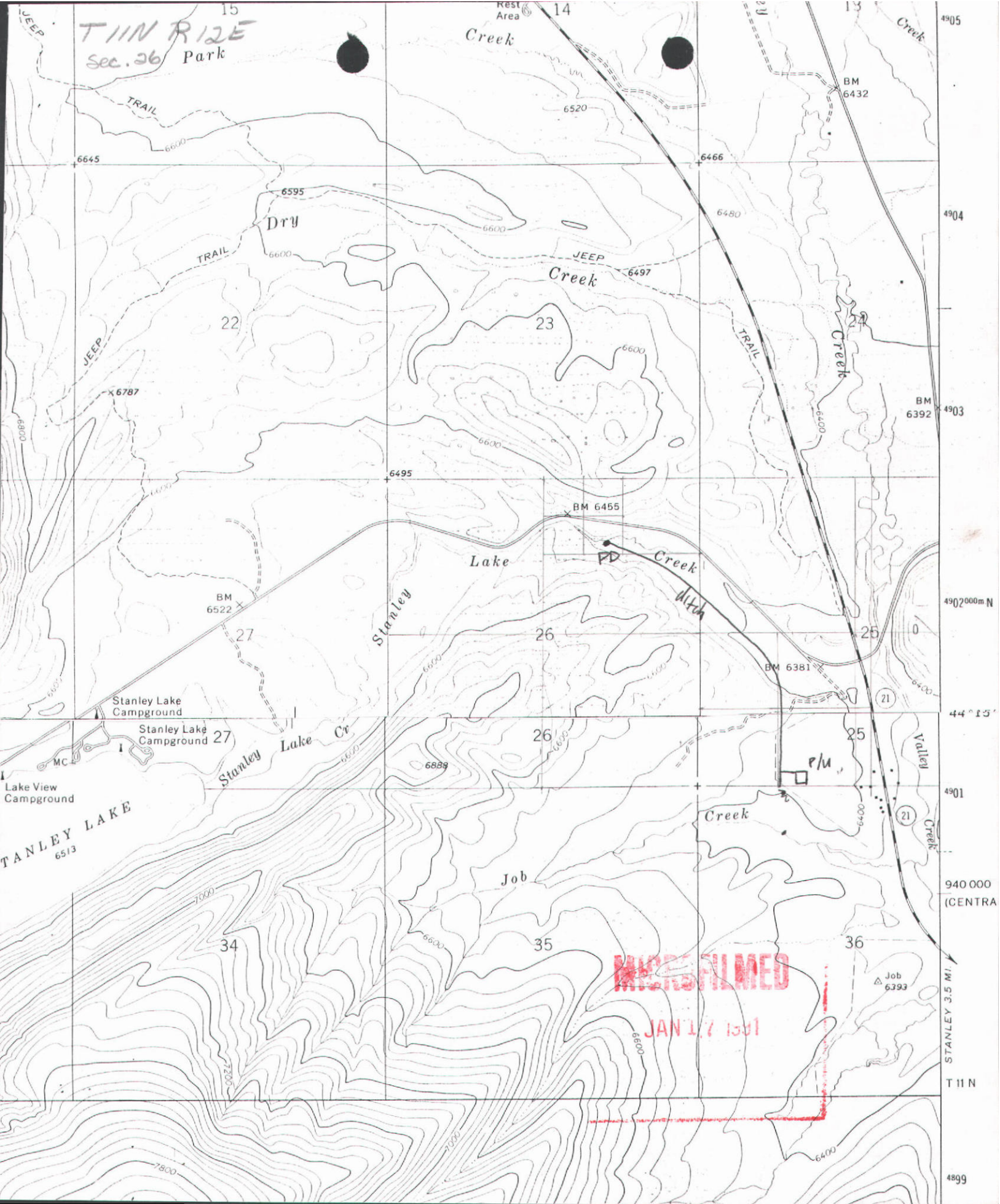
MAR 20 1987

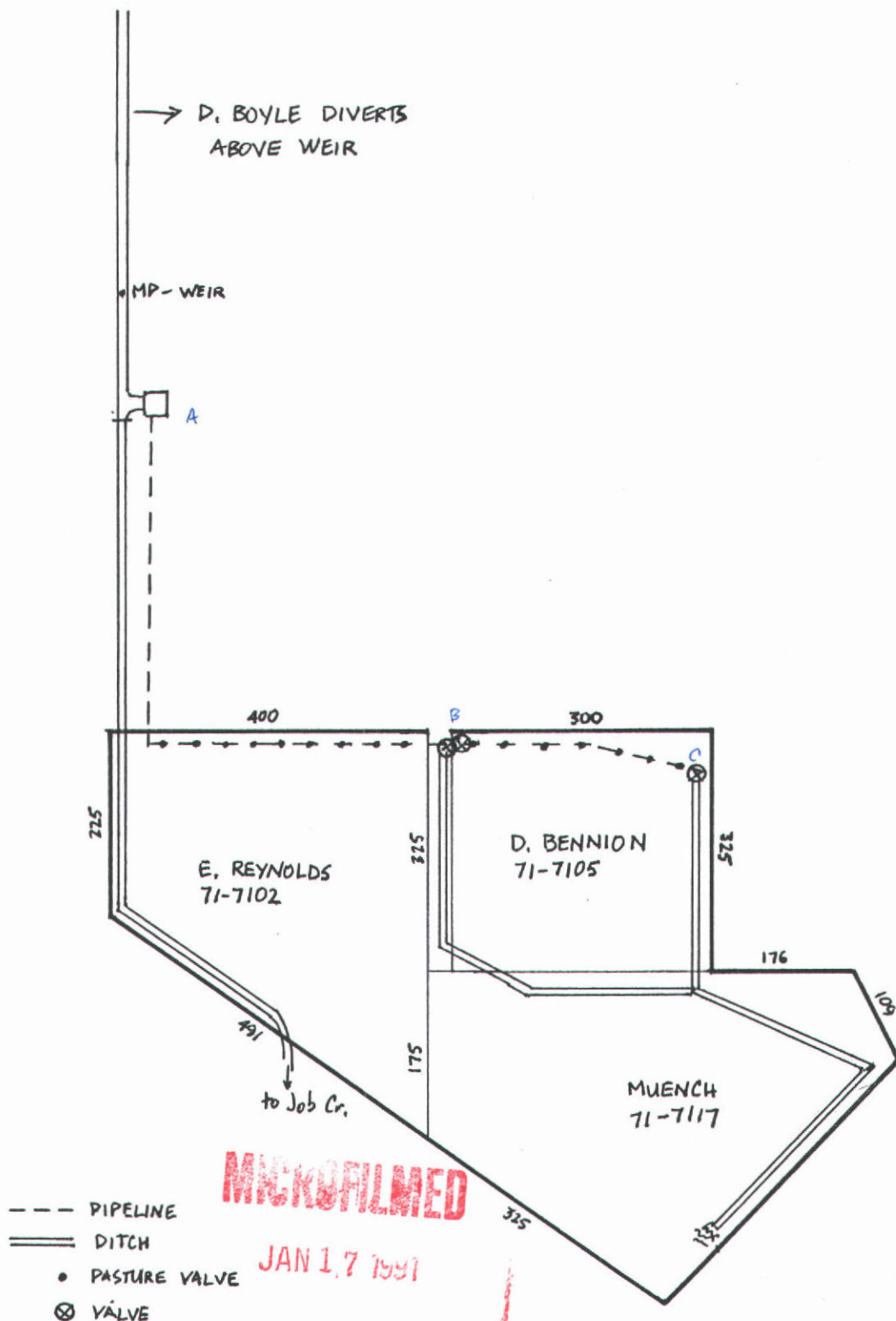
OK
MB
2/3/87



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JAN 17 1991





71-7105



MP approx 5-1
below P/D

diversion from
ditch into
pipeline



point "B"
on diagram



pasture valve



point "C"



P/U



pt of
discharge into
Job Creek



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diversion from
ditch into
pipeline



pasture valve



point "C"



P/U



pt. of
discharge into
Job Creek



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diversion from
ditch into
pipeline

point "B"
on diagram

pasture valve



point "C"



r/u



pt. of
discharge into
Job Creek



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pipeline



point "B"
on diagram

pasture valve

point "C"



R/U



pt. of
discharge into
Job Creek



COPIED

JAN 17 1991

71-7105

MP approx 5-1
below P/D

diversion from
ditch into
pipeline



point "B"
on diagram

pasture valve

point "C"

P/U



pt of
discharge into
Job Creek

COPIED

JAN 17 1991

71-7105

MP approx 5-1
below P/D

diversion from
ditch into
pipeline

point "B"
on diagram

pasture valve



point "C"

P/U

pt of
discharge into
Job Creek

COPIED

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71-7105

MP approx 5' below P/D

diversion from ditch into pipeline

point "B" on diagram

pasture valve

point "C"

P/U

pt of discharge into Job Creek



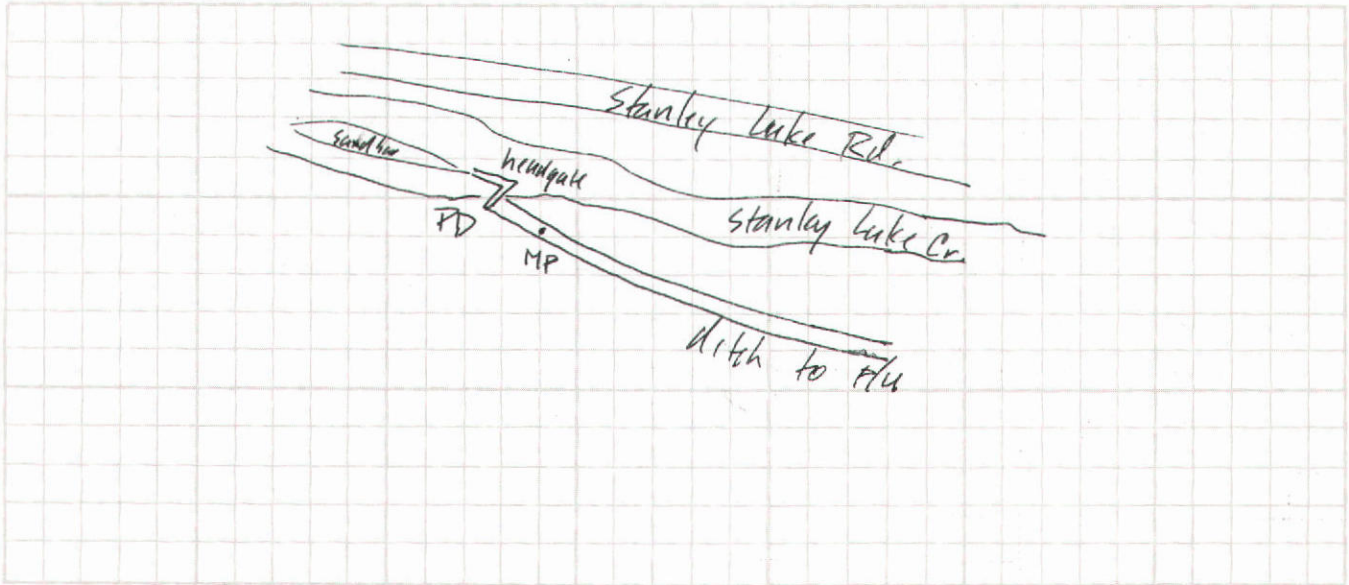
CRS FILMED

JAN 17 1991

C. DIAGRAMS

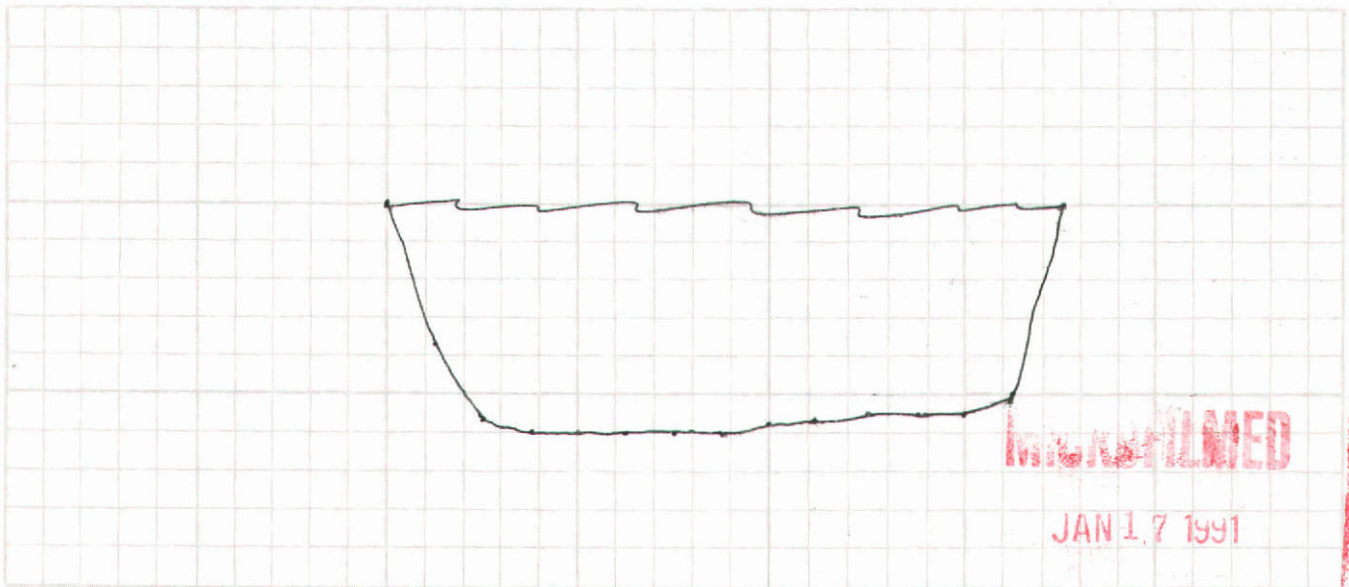
1. Measurement Location

Scale: _____ = _____



2. Cross-Section of Measurement

Scale _____ / " = _____ / "



D. SUMMARY INFORMATION

1. Measurement rated _____ excellent ☒ good _____ fair _____ poor

2. Remarks: _____

3. Width: 3.5 Area: 3.8 Discharge in cubic feet per second: 3.0

DATE 8/13/90

SIGNATURE OF PERSON CONDUCTING MEASUREMENT [Signature]

OK MB
1/16/87

NOTICE OF APPLICATION
FOR WATER RIGHT

The following application has
been filed to appropriate the public
waters of the State of Idaho:

71-7105

BENNION, DAVID K. & SUSAN
D.

2212 Ridge Point Way; Boise, ID
83712

SOURCE: Stanley Lake Creek
trib. to Valley Creek

Diversion Pt.: SENWNE, Sec. 26,
T11N, R12E, B.M.; 2 miles South
and 5 miles East of Stanley

Use: Irrigation (0.06 CFS)

Date Filed: 12/22/86

In: To be used for irrigation of
2.24 acres within SESW, Sec. 25,
T11N, R12E.

The permit will be subject to all
prior water rights. Protests must
be filed with the Director, Dept. of
Water Resources, Southern
Region, 2148 Fourth Avenue East.,
Twin Falls, Idaho 83301 on or before
February 2, 1987.

KEN DUNN, DIRECTOR

Published: January 15 & 22, 1987.

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Department of Water Resources
Southern Region Office

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MAR 20 1987

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 71-07105

Priority: December 22, 1986

Maximum Diversion Rate:

0.06 CFS

Maximum Diversion Volume:¹

6.7 AF

This is to certify, that DAVID K. BENNION
SUSAN D. BENNION

2212 RIDGE POINT WAY
BOISE, ID 837120000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 22, 1986; and has submitted Proof of Beneficial Use on September 25, 1989. An examination indicates that the works have a diversion capacity of 1.560 cfs of water from:

STANLEY LAKE CREEK

tributary to VALLEY CREEK

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	06/01 to 10/15	0.06 CFS	6.7 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 26, Township 11N, Range 12E
CUSTER 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>
11N	12E	25	SESW	2.2		2.2

Total number of acres irrigated: 2.2

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 more accurately describe the beneficial use or to implement accepted standards of diversion and use 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 .03 cfs per acre nor more than 3.0 afa per acre for the lands above.

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JAN 17 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 71-07105

CONDITIONS/REMARKS:

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 18th
day of December, 1990.

Acting for

R. Keith Higginson
R. Keith Higginson, Director

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JAN 17 1991

RECEIVED
MAR 18 1988

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 FEE Received by 19
Date 3-18-88
Receipt # C 000174

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit proof
of beneficial use for a water right permit

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 71-7105

Name(s) of Permit Holder: David K and Susan D. Bennion

Post Office Address: 2212 Ridge Point Way, Boise, ID 83712

Telephone No. 208-345-9056

Date Proof is Due: April 1, 1988

Describe what work has been completed toward the development of this water right: Reestablishment of
(This must be filled out! If no work has been completed, show "none".)

ditch use right through Boyle property and obtaining pipeline right-of-way. Signed
by David and Susan Bennion of February 10, 1988. Application to U.S. Forest
Service to clarify special use permit for Stanley Lake Creek Diversion ditch.

Costing \$ attorney fees

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:
Could not get agreement with adjacent property owner to allow reestablishment
of the right to pass water through ditch on adjacent property. After several
negotiating meetings and drafts, an agreement was reached February 10, 1988.

Permit holder(s) request an extension to April 1, 1990.
(1 yr. minimum)

X David K. Bennion
(Signature)*

FEE: \$15.00

*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED the time within which to submit proof of beneficial use is extended to April 1, 1990.

Signed this 28 day of March, 1988.

JUL 07 1988
A. Glen Saxton
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant David K and Susan D. Bennion Phone (208) 345-9056
Post office address 2212 Ridge Point Way, Boise, Idaho 83712
2. Source of water supply Stanley Lake Creek which is a tributary of Valley Creek
3. Location of point of diversion is S.E. $\frac{1}{4}$ of N.W. $\frac{1}{4}$ of N.E. $\frac{1}{4}$, Govt. Lot _____
Sec 26 Township 11 N Range 12 E BM Custer County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .06 for Irrigation purposes from June 1 to Oct 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (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 is (a) .06 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works.
 - a Description of ditches, flumes, pumps, headgates, etc Existing Headgate and Ditches

 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage.
_____ to _____ inclusive
 - c Proposed well diameter is _____ inches; proposed depth of well is _____ feet
 - d. Is ground water with a temperature of greater than 90°F being sought? _____
- 7 Time required for the completion of the works and application of the water to the proposed beneficial use is
4 years (minimum 1 year)

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MAR 20 1987

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower, show total feet of head and proposed capacity in KW. _____
- Stockwatering, list number and kind of livestock _____
- Municipal; show name of municipality. _____
- Domestic; show number of households _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11N	12E	25												2.24*					2.24

*A small portion of this parcel extends into Section 36

Total number of acres to be irrigated 2.24

10. Describe any other water rights used for the same purposes as described above. _____

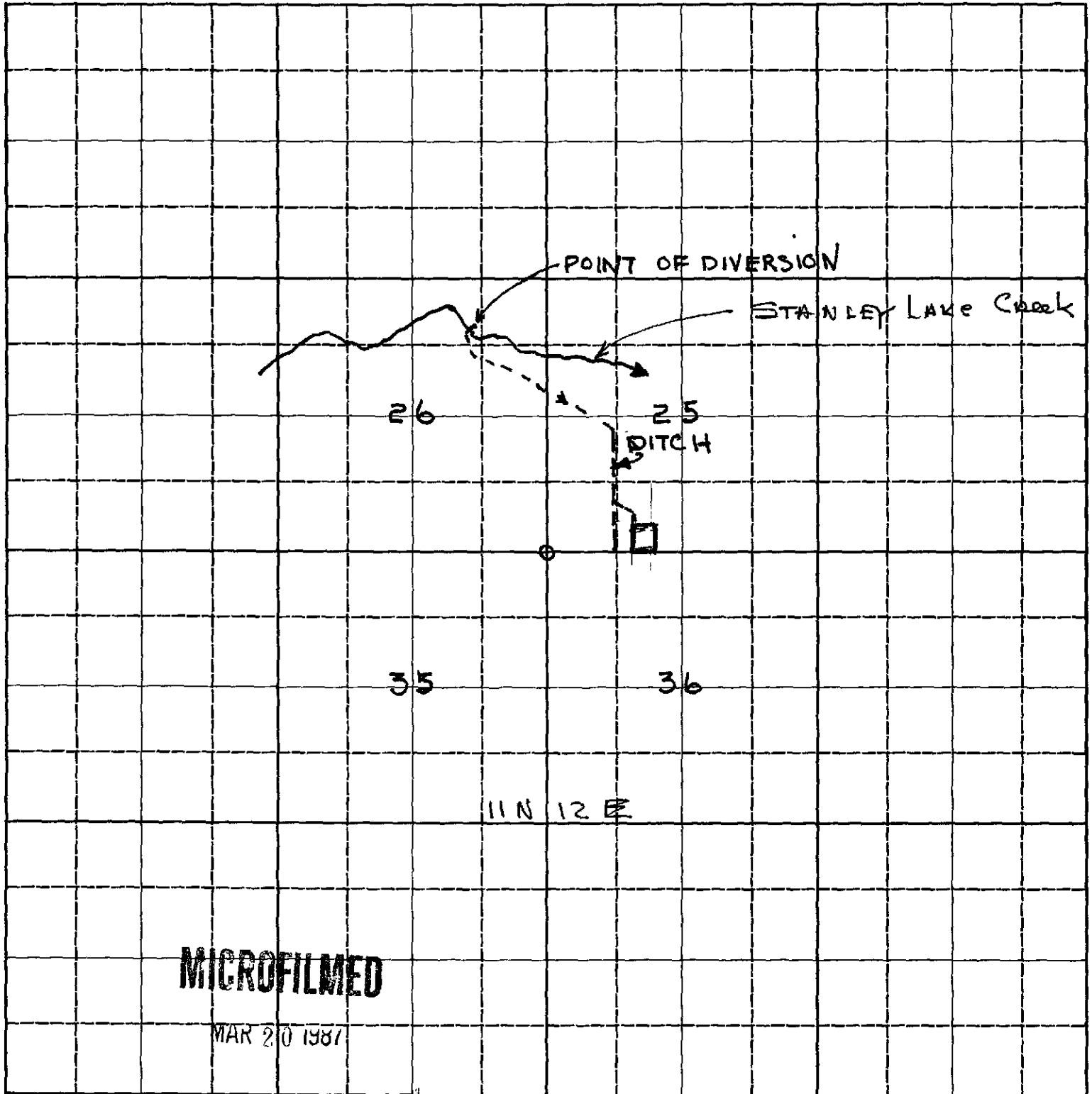
11. a. Who owns the property at the point of diversion? U.S. Forest Service

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. _____

12 Remarks: This system was developed under Lic. 71-2084, which serves the applicants' property and other land. However, this parcel of the land was purchased in 1984 without water rights. Most of the original land has been sold in small parcels, most of which are not using this water right. Although waste water has been used to irrigate this parcel since we acquired it, no existing water right is available to our property at this time.

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



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.

David K. Hennin
(Applicant)

MB 12/23/86 Proposed Priority 12/22/86
Received by KW Date 12/22/86 Time 11:05 AM Preliminary check by A. Funderburk
Fee \$ 30.00 Receipted by KW # 40903 Date 12-22-86
Publication prepared by M. Baldwin Date 12/29/86 Published in the Challis Messenger
Publication approved mb Date 2/3/87

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. 71-7105, 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 April 1, 19 88.

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. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other: The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 2nd day of March, 1987.

A. NewSaxon
Chief, Operations Bureau

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MAR 20 1987

AFFIDAVIT OF PUBLICATION

State of Idaho County of Custer, ss

1 *Margaret Parks*

Publisher of the Challis Messenger
a weekly newspaper published at
Challis, Idaho do solemnly swear
that the notice hereto attached and
made a part hereof was published
in the regular and entire issue of
the Challis Messenger for 2 ..

consecutive weeks commencing with
the issue dated *January 15,*
19*87* and ending with the issued
dated *January 22, 1987*

Margaret Parks

Subscribed and sworn to before
me this *26th* day of *January* ..
19*87*

... *Estel M. Beck* ..

Notary Public residing at Challis
Idaho. My commission expires on

... *3-21-92* ..

NOTICE OF WATER RIGHTS
The following water rights have been
applied for and are being advertised for
publication in the State of Idaho
71200
2012 Ridge Point Way, Boise, ID
83712
SOURCE: Stanley Lake Creek
trib. to Valley Creek
DIVERSION PT.: Sully, ID, Sec. 13,
T11N, R10E, S20E, M. 2 mile
and 5 miles west of Challis, ID
Use: Irrigation
Date Filed: 12/22/86
In: To be used for irrigation of
225 acres within SE1/4, Sec. 26,
T11N, R10E.
This amount will be used in accordance
with prior water rights. Priority must
be filed with the Division of
Water Resources, Southern
Region, 245 Fourth Avenue West,
Twin Falls, Idaho 83301, on or before
February 2, 1987.
KEN DURN, District Engineer
Published: January 15, 1987

RECEIVED

FEB 2 1987

Department of Water Resources
Southern Region Office

MICROFILMED

MAR 20 1987

OK
MB
2/3/87

December 19, 1990

DAVID K. BENNION
SUSAN D. BENNION
2212 RIDGE POINT WAY
BOISE, ID 837120000

RE: WATER RIGHT NO. 71-07105

Dear Water Right 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:blm

Enclosure

LICENSE REVIEW CHECKLIST

Permit No. 71-7105

Name/Address change? ok ☒

Priority date Advance? yes no ☒

Memo to advance N/A

Blue sheet inserted N/A

Order to reinstate needed? yes no ☒

Total cfs Limited by frequency

Limited by capacity

Total volume Limited by flow

Chart checked for AF rate/ac ☒ 3.0

Capacity Actual measurement checked ☒

Theoretical checked

If greater than permit, check for other rts

Source Changed? yes no ☒

If so, is memo needed to clarify?

P/D Verify with map ☒ permit ☒

More than one per 1/4? Remember remark

Check p/d overlap

Uses Check irrigation period of use w/ chart

P/U Verify with map ☒ permit ☒

> 5 acres irrigated, run overlap

Remarks More than one p/d in 1/4

Description of non-irrig uses

Special overlap condition

Conditions Measuring device

W.Master control

Overlap B49

Water quality

Other

Dates/Misc Water district

App Rec'd date ☒

Proof Rec'd date ☒

Comments/Changes to Examiner's Recommendations:

License ☒ 10-day 30-day

Back of field report signed? ☒

Reviewer S. Curtis Date 11-1-90
Review time 10 minutes

PLACE OF USE 1/4 1/4 OVERLAP REPORT

11/02/90

WR-NUMBER	NAME	STG	SOURCE	T	R	S	NE				NW				SW				SE				SUM
							NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
L7107105																							
7100055	PETERS	D	VALLEY CREEK	11N	12E	25	X			:				:									
7100058	SILVA	D	VALLEY CREEK	11N	12E	25	X	X	X	:	X		X	:									
7102084	CHORN	L	STANLEY LAKE CREEK	11N	12E	25				:				:									
7104002	MENDIOLA	S	VALLEY CREEK	11N	12E	25				:				:									
7107102	REYNOLDS, JR.	P	STANLEY LAKE CREEK	11N	12E	25				:				:									
~~7107105~~	BENNION	P	STANLEY LAKE CREEK	11N	12E	25				:				:									
7107124	MC KAIN	P	VALLEY CREEK	11N	12E	25				:				:									
L7107102	REYNOLDS, JR.	L	STANLEY LAKE CREEK	11N	12E	25				:				:									
L7107105	BENNION	L	STANLEY LAKE CREEK	11N	12E	25				:				:									
1986 MAPPING DATA	---	-	COUNTY 37 QUAD U 69	11N	12E	25	17	39	10	:	16		1	:									83

NO 7d OVERLAP

17	:	5	13	35
X	:	X	X	
3	:		3	6
2	:			2
	:	3	2	5
3	:		3	6
2	:			2

ok to issue license w/ standard
overlap cond. R49

WATER RIGHT NO.	LAST NAME	STG	PRIORITY DATE	P F	WATER SOURCE	WATER USE	RATE cfs	CAPACITY	TWP	RNG	SECT	TRACT	LOT
~~71-07102~~	~~REYNOLDS, JR.~~ ~~REYNOLDS~~	L	08/27/1986		STANLEY LAKE CREEK	IRR	0.13	1.56	11N	12E	26	NWNE	
L71-07105	BENNION BENNION	L	12/22/1986		STANLEY LAKE CREEK	IRR	0.06	1.56	11N	12E	26	NWNE	
71-07097	BRUBAKER	P	10/07/1985		STANLEY LAKE CREEK	IRR	0.06		11N	12E	26	SEWNNE	
71-07102	REYNOLDS, JR. REYNOLDS	P	08/27/1986		STANLEY LAKE CREEK	IRR	0.13		11N	12E	26	SEWNNE	
~~71-07105~~	~~BENNION~~ ~~BENNION~~	P	~~12/22/1986~~		STANLEY LAKE CREEK	IRR	0.06		11N	12E	26	~~SEWNNE~~	
71-07117	MUENCH MUENCH MUENCH	P	05/31/1988		STANLEY LAKE CREEK	IRR	0.09		11N	12E	26	SEWNNE	

Share system - cap. = 1.56

total of all 3 rights = .28 cfs

ok

71-7097 does not have any
overlap in the

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

71-7105
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

RECEIVED
SEP 21 1990

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Department of Water Resources

Check of P/D index 12-15-89 TJ (Initial and date)

Overlap? ☐ yes ☐ no If yes: ☐ copy of exam(s) attached?

Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____

Check of P/U index 12-15-89 TJ (Initial and date)

Overlap? ☐ yes ☐ no If yes: ☐ copy of water right(s) attached?

Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Other: _____

Aerial Photo

Required? ☐ yes ☐ no If yes: ☐ copy attached?

Scheduling Letter sent? _____ (Initial and date)

☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☐ Fully completed and signed Field Report Form
- ☐ Photographs of Point of Diversion and Place of Use
- ☐ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed Chl 8/13/90 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent JR 8/24/90 (Initial and date)

Exam Reviewed by Manager of Regional Office JH 8/22/90 (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office _____ (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

RECEIVED
SEP 21 1990

Department of Water Resources

REVIEWER DEU

DATE 8/2/90

SEE FOOTNOTE FOR SYMBOLS

1,2. <u>N/A</u>	1,3. <u>/</u>	1,4. <u>/</u>	1,5. <u>/</u>
1,6. <u>/</u>	1,7. <u>/</u>	1,8. <u>/</u>	1,9. <u>N/A</u>
1,10. <u>N/A</u>	1,11. <u>N/A</u>	1,12. <u>/</u>	1,13. <u>/</u>
1,14. <u>N/A</u>	1,15. <u>/</u>	1,16. <u>N/A</u>	1,17. <u>N/A</u>

1, 1. 1 1, 2. 1 2. 1 3. 1
4. N/A 5. 1

1,1. ✓ 1,2. ✓ 1,3. ✓ 1,4. ✓
1,5. ✓

2,1. 2,2. 2,3. 2,4. _____

Reviewer _____ Date _____

* = SEE ITEM IN BENEFICIAL USE RPT
*** = SEE REMARKS ATTACHED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

SEP 21 1990
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 71-7105
1. Owner: David K. Bennion Phone No. 345-9096
Current Address: 2212 Ridge Point Way Boise, ID 83712
2. Accompanied by: David EXAM. DATE: 8/11/90
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source Stanley Lake Cr. tributary to Valley Cr.

B. OVERLAP REVIEW

1. Other water rights with same place of use: none ☐ Copies Attached
2. Other water rights with same point of diversion: 71-7097, 71-7102, 71-7116, 71-7117,
71-7084, 71-7020, 71-7023 ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached

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Scale: 1" = _____

- 2 ☒ Copy of U.S.G.S. Quadrangle Attached ☐ Aerial Photo Attached
Showing location(s) of point(s) of diversion and (required for irrigation of 10 acres or more).
place(s) of use (required)
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.)

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Headgate and approx. 1 mile ditch to P/U. Ditch flows into 10" PVC pipeline and irrigation is done by 7 pasture valves. Rectangular weir ~~up~~ upstream of pipe inlet measures flow. Ditch upstream of pipe inlet serves ~~the~~ other adjacent properties, and pipeline serves two other adjacent properties through a 1988 agreement. See diagram.

☐ See Remarks on page 4 for continuation

- 4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
					26	11N	12E	Custer	
		SE	NW	NE					

6. Place(s) of Use:

Indicate Method of Determination _____

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	
11N	12E	26												2.24					2.24

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JAN 17 1991

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

Rectangular weir $L = 14''$ $H = 7''$
 formula: $Q = 3.33 H^{3/2} (L - 0.2H)$
 Measured with only Bennion's system operating
 Measurement also made at F/D by pygmy $\rightarrow 3.0 \text{ cfs}$

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method:

$$Q = 3.33 \left(\frac{7}{12} \right)^{3/2} \left[\frac{14}{12} - 0.2 \left(\frac{7}{12} \right) \right] = 1.56 \text{ cfs at weir}$$

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) $\div$ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 2.24(3.0) = 6.72$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.983 \times 10^{-5} = .07(25)(1.9835) = 34.8$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 6.72 \text{ ac/ann } 25.5$$

2. Volume Calculations for Other Uses:

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JAN 17 1991

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Bennion, Reynolds, and Muench have agreed to alternate ~~water~~ irrigation times, irrigating for approximately 24 hrs per acre of land, and about 5 times per season

Pt of discharge into Job Cr. NENW Sec 36 T11N R12E

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	6/1	10/15	0.06	6.72
Totals:			0.06	6.72

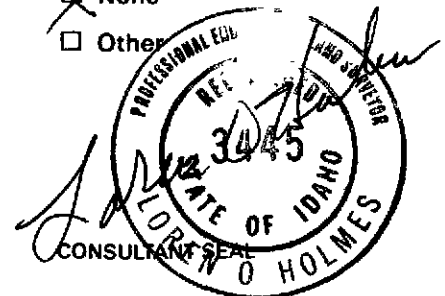
2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

- ☒ None
☐ Other

J. AUTHENTICATION

Field Examiner's Name Charles Brookway
 Signature [Signature]
 Certification Date 4/16/90
 Field Report Preparation Date 4/13/90

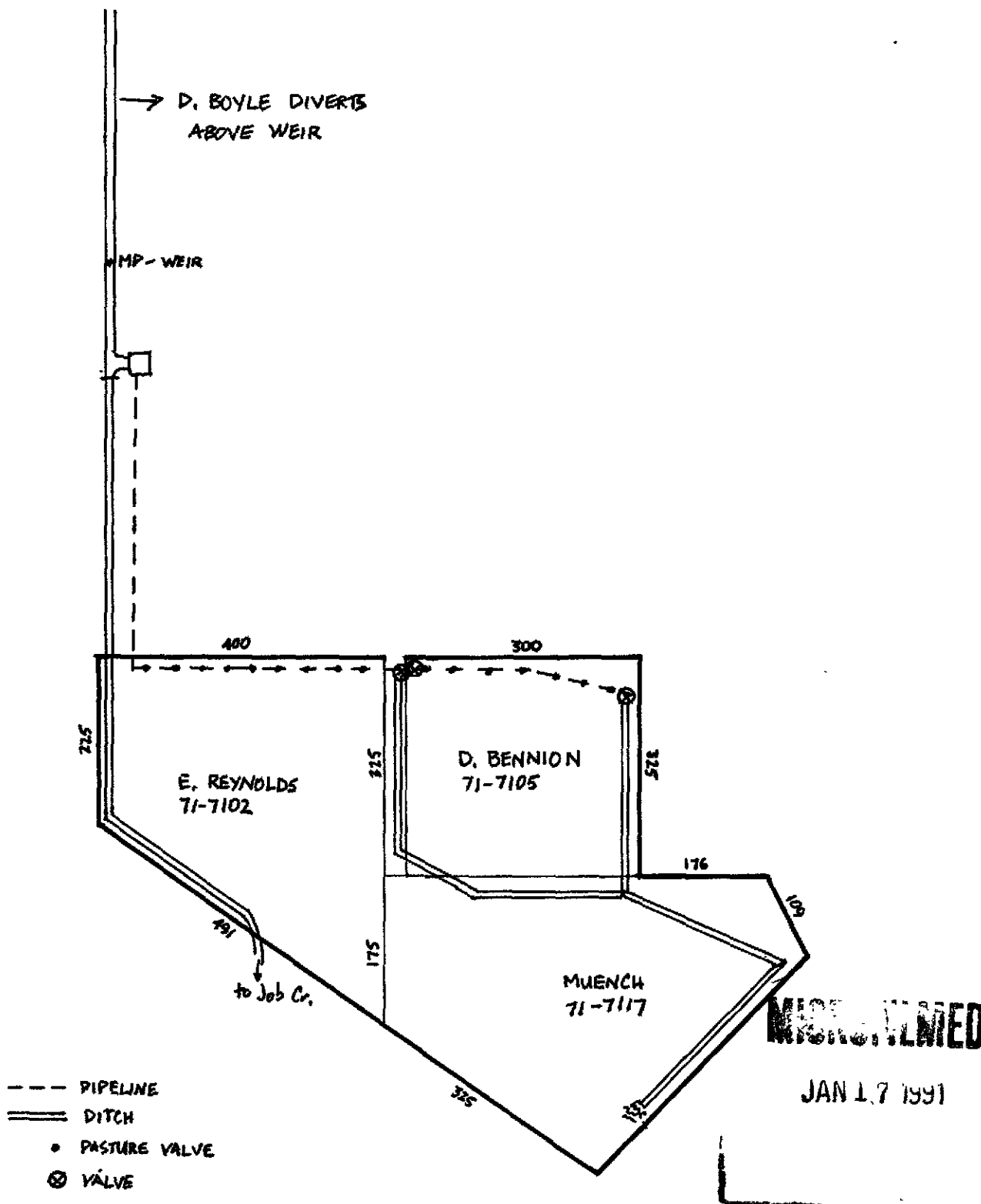


K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

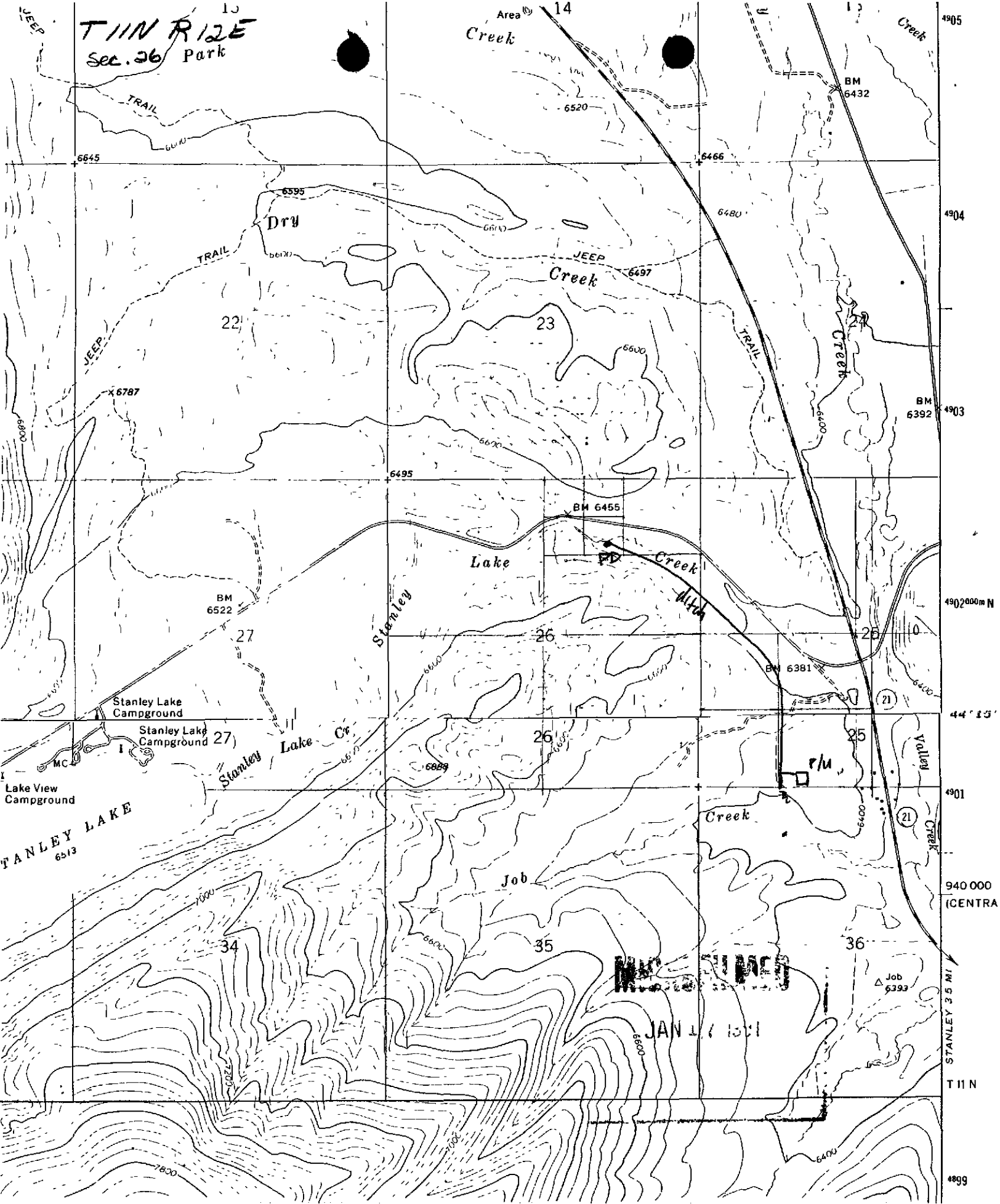
11-1-90
SC

MICROFILMED

JAN 17 1991



TIN RIZE
Sec. 26 Park



71-7105



MP approx 5'
below P/D

diversion from
ditch into
pipeline

point "B"
on diagram

pasture value

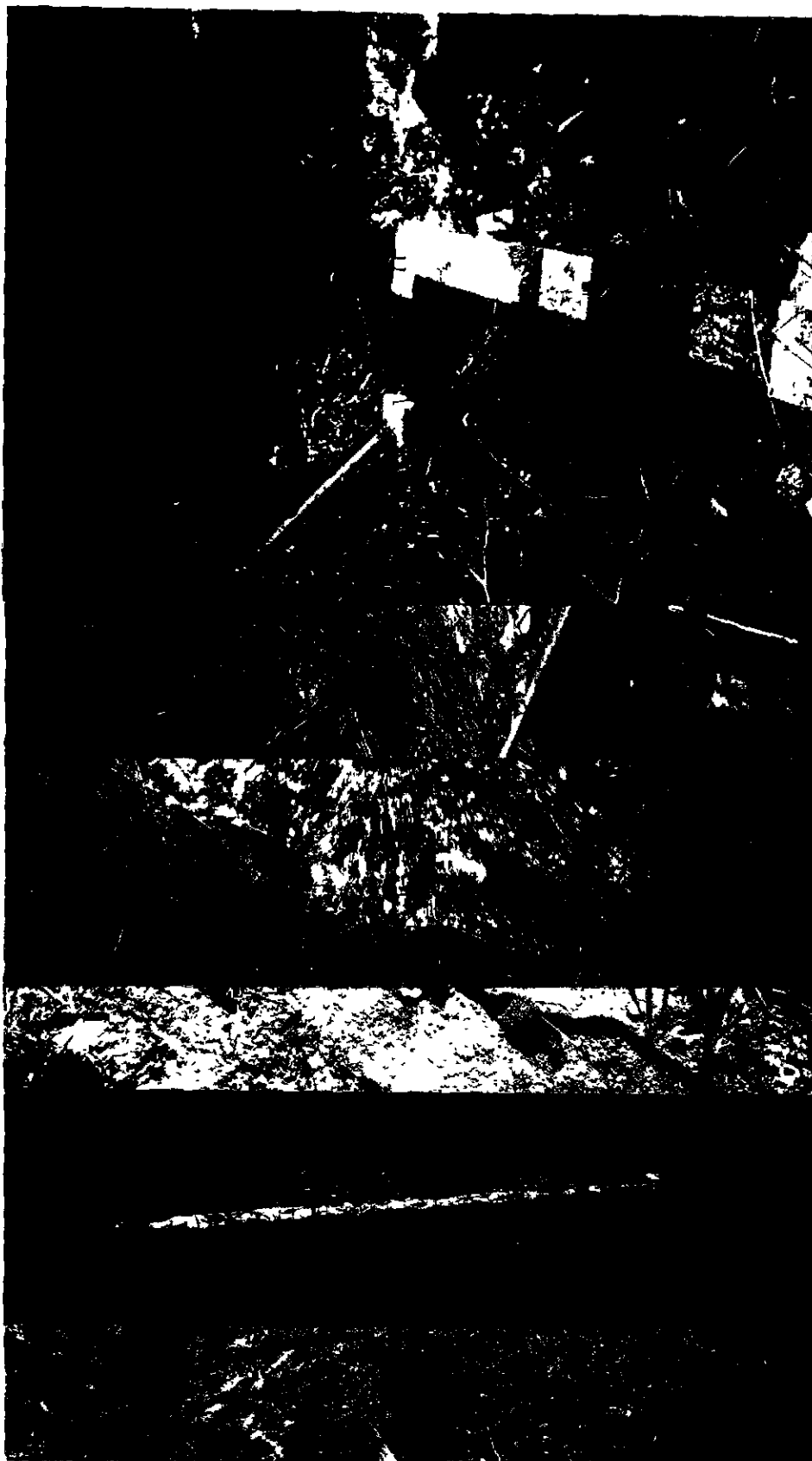
point "C"

P/U

pt of
discharge into
Job Creek

COPIED

JAN 1 1961



diversion from
ditch into
pipeline

point "B"
on diagram

pasture valve

point "C"

P/U

pt of
discharge into
Job Creek

CROFT, W. W.

JAN 17 1951



diversion from
ditch into
pipeline

point "B"
on diagram

pressure valve

point "C"

R/U

pt. of
discharge into
Sob Creek

CRD 1111

AN 1 (100)

pipeline

point "B"
on diagram

pasture valve

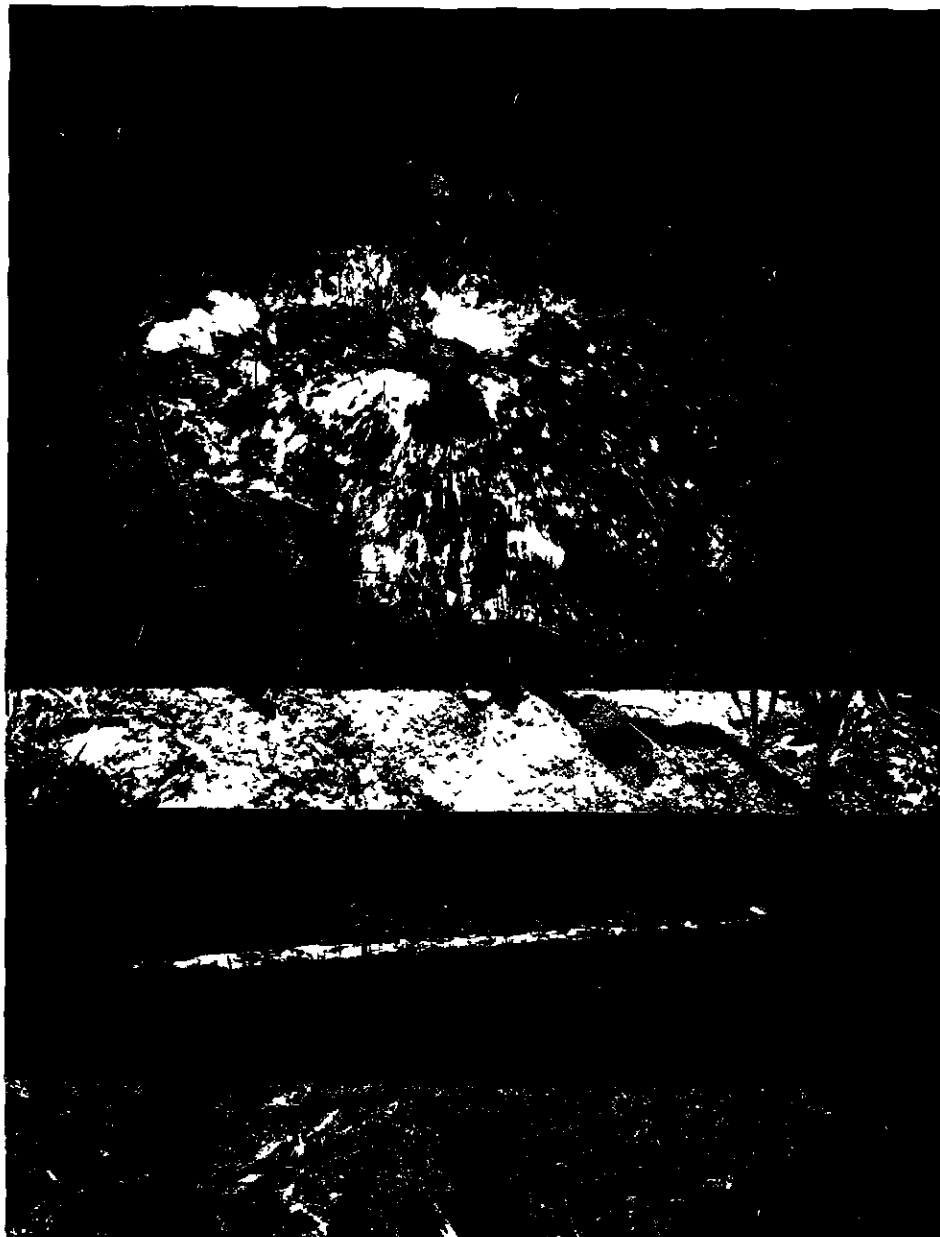
point "C"

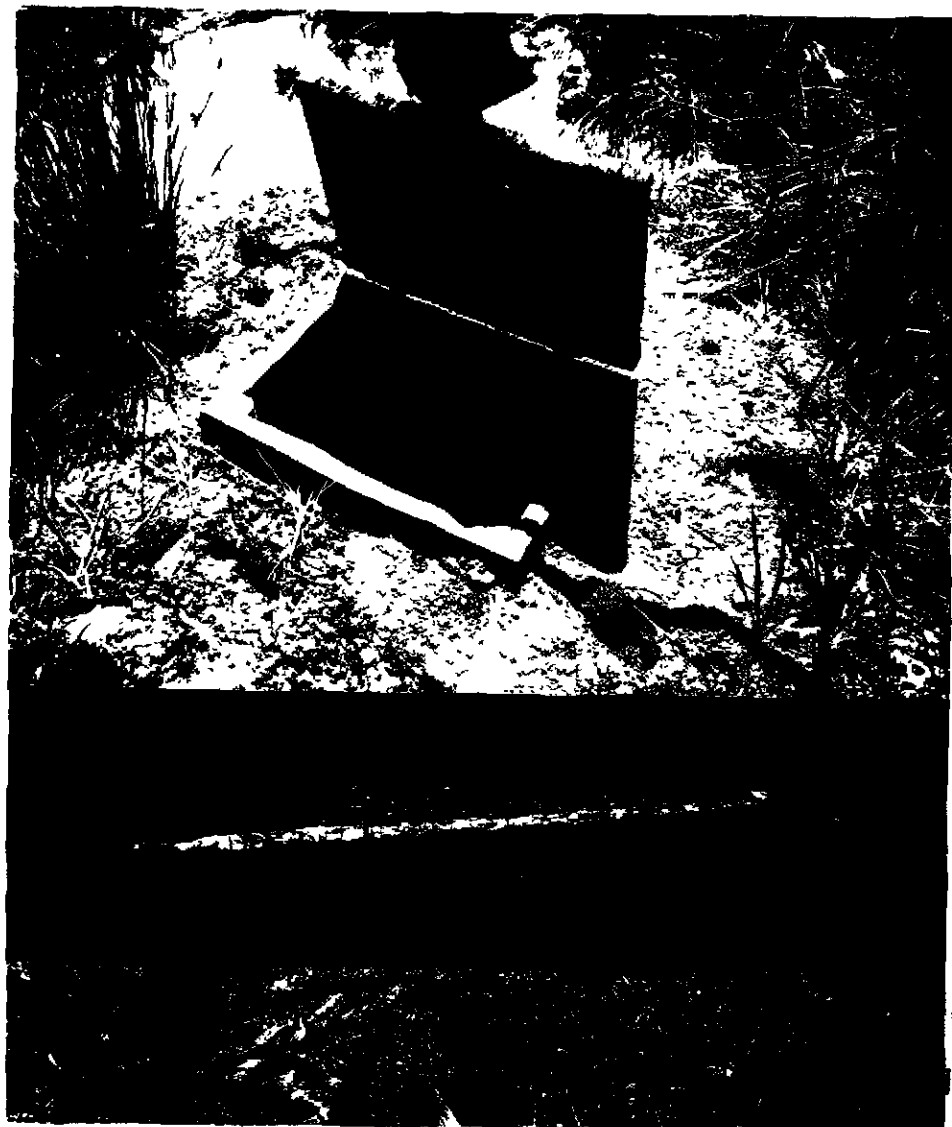
P/U

pt of
discharge into
Job Creek

CRD 11-11

JAN 17 1961





point "B"
on diagram

pasture value

point "C"

P/U

pt of
discharge into
Sob Creek

PROF. 1.2

AN 17 1951

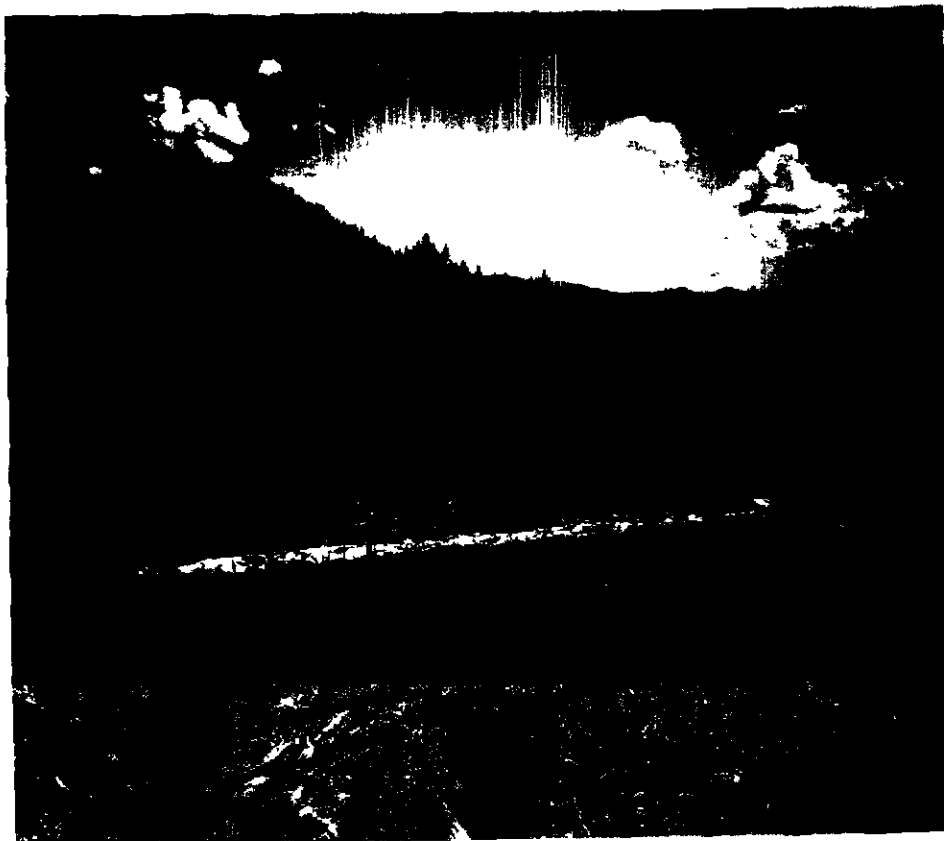
71-7105

MP approx 5'
below P/D

diversion from
ditch into
pipeline

point "B"
on diagram

pressure valve



point "C"

P/U

pt of
discharge into
Job Creek

CRITICAL

JAN 17 1951

71-7105

MP approx 5' below P/D

diversion from ditch into pipeline

point "B" on diagram

pasture value

point "C"

R/U

pt of discharge into Job Creek

PROFILING

JAN 17 1951



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

71-7102
Water Right No.
(if applicable)

Open Channel Discharge Measurement Notes

A. GENERAL INFORMATION

- 1 Name of stream or ditch: Stanley Lake Creek Ditch
- 2 Location: NW 1/4 NE 1/4 Sec 26 T 11 N R 12 E
3. Person conducting measurement: Chuck Brockway
4. Date and time of measurement: 8/11/90 2:30 PM
5. Accompanied by: David Bennion
6. Measuring device size and ID no.: pygmy meter
7. Spin test before measurement OK? OK after measurement OK? OK
8. Purpose of measurement: determine diversion rate from Stanley Lake Cr. for water right 71-7102 field exam.

B. MEASUREMENT DATA

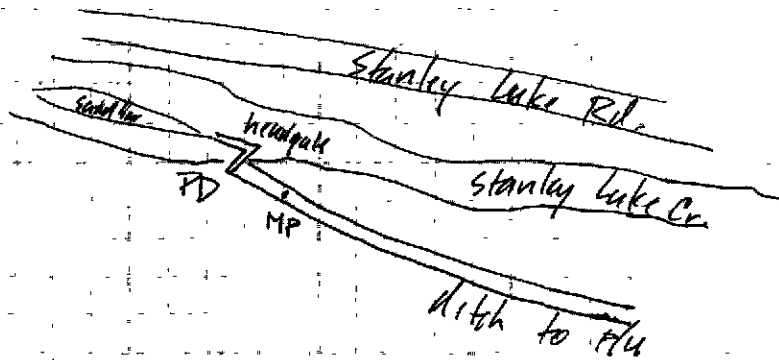
Angle co-efficient	Dist. from initial point	Width	Depth	Observation depth	Revolutions	Time in seconds	VELOCITY		Adjusted for hor. angle or	Area	Discharge
							At point	Mean in vertical			
	1.0	0.0			52						
	1.25		0.75	.45	56	40	1.3			.375	.498
	~~1.5~~		~~1.15~~		~~48~~	~~42~~					
	1.75		1.2	.72	35	40	.875			.60	.525
	2.0		1.2								
	2.25		1.2	.72	33	40	.825			.60	.495
	2.5		1.2								
	2.75		1.2	.72	43	40	1.075			.60	.645
	3.0		1.15								
	3.25		1.15	.69	32	40	.80			.575	.46
	3.5		1.1	.66	20	40	.50			.55	.275
	4.0		1.0	.60	11	40				.50	.138
	4.25		1.0	.60	11	40					
	4.5		0.0								

RECEIVED
JAN 17 1991

C. DIAGRAMS

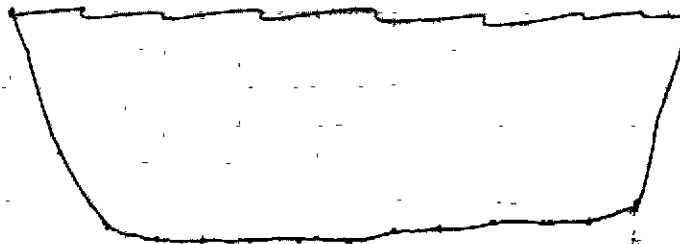
1. Measurement Location

Scale: _____ = _____



2. Cross-Section of Measurement

Scale _____ = _____



100 ft

JAN 7 1991

D. SUMMARY INFORMATION

1. Measurement rated _____ excellent ☒ good _____ fair _____ poor

2. Remarks: _____

3. Width: 3.5 Area: 3.8 Discharge in cubic feet per second: 3.0

DATE 8/13/90

SIGNATURE OF PERSON CONDUCTING MEASUREMENT [Signature]

DAVID K. BENNION
SUSAN D. BENNION
2212 RIDGE POINT WAY
BOISE, ID 837120000

December 7, 1989

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 71-07105

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)734-3578.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

RECORDED

MAR 14 1990

Dennison

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 71-7105

Date: 12/4/89

General Considerations:

- ☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change NO If yes, prepare a data entry
☒ Proof received timely
☐ Reinstated

Source of Water:

- ☒ Surface water
☐ Groundwater
☒ 1. well log in file
☒ 2. drilling permit
☒ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

- ☒ Rate of diversion appropriate for uses
☒ Is rate or volume and fee appropriate?
☒ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

- ☒ NO Is a measuring device or access port required?
☒ Has one been installed?
☒ Waiver or modification of measuring device requested

Remarks:

Proof acceptable

Priority Calculation:

Date proof received	<u>NA</u>	
Date proof due		-
No. of days late		=
Priority date		+
NEW PRIORITY DATE		=

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED

SEP 25 1989

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only

Fee Received \$ 50.00

Date _____

Receipt # LD11713

Receipt by _____

Reviewed by DA 7/2/89

Sent to region _____

Department of Water Resources

PROOF OF BENEFICIAL USE

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. 71-7105

Name(s) of Permit Holder: David K. and Susan D. Bennion

Post Office Address: 2212 Ridge Point Way, Boise, ID 83712

Telephone No. 208/345-9056 (H)
345-5310 (W)

Source of Water: Stanley Lake Creek

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)
Irrigation 2.24 (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted .06 cfs 15 acre-feet

Show the date water was first diverted and beneficially used under this permit: June 11, 1989

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No
Fee enclosed \$ 50.00
(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:

David K. Bennion 345-5310
(Name) (Telephone Number)

2212 Ridge Point Way, Boise, ID 83712
(Address)

FILED

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.

MAR 14 1990

9/21/89
Date

David K. Bennion
Signature of Permit Holder (and title, if appropriate)

CH2M HILL
INTERMOUNTAIN REGION

DAVID K. BENNION
VICE-PRESIDENT
REGIONAL MANAGER

RECEIVED

SEP 25 1989

Mr. Jim Johnson

Department of Water Resources

Jim

I wasn't sure where to direct my PROOF OF BENEFICIAL Use Document therefore I sent to YOUR ATTENTION. IN ADDITION I wanted to thank you for your time and INSIGHT RELATIVE to the water permit issues in Stanley.

Hopefully I will be able to follow through with appropriate information to resolve questions to the satisfaction of the Dept. of Water Resource and all parties involved.

Thank you again for your assistance

Sincerely
David

MONOFILMED

MAR 14 1990

David K. and Susan D. Bennion
2212 Ridge Point Way
Boise, ID 83712

Re: Permit No. 71-7105

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

RITA I. FLECK
Secretary/Records Manager

MURKIN MED

JUL 07 1988

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 71-7105

Reviewed by [Signature]

Date 3-23-1988

BASIC INFORMATION

2/24 Date stamp received
2/24 Extension received timely
 (not prior to 6 month before proof due date or after reinstatement period)
2/24 Fee received and receipted
2/24 Name and signature same as permit
2/24 Address change (indicate on coding sheet)

BASIS FOR EXTENSION REQUEST

2/24 Has adequate work been completed to demonstrate due diligence?
2/24 Has the cost incurred been adequate to demonstrate an intent to complete the project?
N/A Has the permit been involved in litigation?
 a. Swan Falls _____ Dismissed from Swan Falls _____
 Other _____ Identify _____
 b. Is supporting documentation needed to complete the file? _____
 Requested _____
 c. Calculate the period of delay

Date litigation completed _____

Date litigation began _____

Total period of delay = _____

Present proof due date + _____

NEW PROOF DUE DATE = _____

N/A Is delay by a government agency?
 Is supporting documentation needed to complete the file? _____
 Requested? _____

ACTION TAKEN - *Recommend approval based on due diligence for 2 years*

Special conditions or remarks:

N/A Reinstate Date extension received _____ = _____
 Proof due date _____ = _____
 No. of days late _____ = _____
 Priority date _____ = + _____
 ADJUSTED PRIORITY DATE _____ = _____

____ Prepare coding sheet
 ____ Change rolodex cardf

138272
CERTIFIED MAIL
January 31, 1988

BENNION, DAVID K. & SUSAN D.
2212 RIDGE POINT WAY
BOISE, ID 83712

PROOF DUE NOTICE

RE: Permit No. 71-7105

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 April 1, 1988. (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

MAIL REFILED

JUL 07 1988



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

July 30, 1987

W. Dean Boyle
Rural Route 6, Box 28
Minot, ND 58701

Dear Mr. Boyle:

Thank you for your letter dated July 1, 1987. The records of the Department reveal three permits to appropriate water in the location you describe: Permit No. 71-7097 in the name of Fred H. Brubaker; Permit No. 71-7102 in the name of Earl C. Reynolds; and Permit No. 71-7015 in the name of David K. &/or Susan Bennion. A permit to appropriate water grants authority to develop the proposed use of water within prescribed time limits.

The inadequacy of the delivery ditch was not raised as an issue when the initial application was filed with the Department of Water Resources. The applications were not protested prior to approval.

Your letter will be filed in the Department's files and will be reviewed at the time the permitholders are required to submit proof of beneficial use. The field examiner conducting exams for the permits will also be apprised of the possible problems with the delivery ditch. At the time the field exam is conducted, the field examiner will determine whether the permitholders are authorized to deliver water from the Chorn Ditch.

Sincerely,

GARY SPACKMAN, Supervisor
Water Allocation Section

GS:jf

CC: Southern Region
David K. & Susan Bennion
Fred H. Brubaker
Earl C. Reynolds

JUL 07 1988

20-Jul-1987

POINT OF DIVERSION: Township 11N Range 12E Section 26

WR-NUMBER:
71-7097

CURRENT OWNER:
FRED H. BRUBAKER
P.O. BOX 97
STANLEY, ID 832780000

PRIORITY DATE:
7-Oct-1985

STAGE:
PERMIT

COUNTY: CUSTER

SOURCE: STANLEY LAKE CREEK

TRIBUTARY: VALLEY CREEK

WATER USE:

DIVERSION-RATE:

DIVERSION-VOLUME:

IRRIGATION

0.060

CFS

0.00

AF

TOTAL RATE:

0.060

CFS

TOTAL VOLUME:

0.00

AF

POINT OF DIVERSION: T11N R12E S26 SENWNE

PLACE OF USE: T11N R12E S36 NENW AC 02

TOTAL ACRES: 2

POINT OF DIVERSION: Township 11N Range 12E Section 26

WR-NUMBER:
71-7102

CURRENT OWNER:
EARL C. REYNOLDS, JR.
HARRIET A. REYNOLDS
2848 STARLINGTON DRIVE
BOISE, ID 837120000

PRIORITY DATE:
27-Aug-1986

STAGE:
PERMIT

COUNTY: CUSTER

SOURCE: STANLEY LAKE CREEK

TRIBUTARY: VALLEY CREEK

WATER USE:

DIVERSION-RATE:

DIVERSION-VOLUME:

IRRIGATION

0.130

CFS

0.00

AF

TOTAL RATE:

0.130

CFS

TOTAL VOLUME:

0.00

AF

REMARKS: AC. IRR. = 6.36

POINT OF DIVERSION: T11N R12E S26 SENWNE

PLACE OF USE: T11N R12E S25 SESW AC 03

T11N R12E S25 SWSE AC 03

TOTAL ACRES: 6

POINT OF DIVERSION: Township 11N Range 12E Section 26

WR-NUMBER:
71-7105

CURRENT OWNER:
DAVID K. BENNION
SUSAN D. BENNION
2212 RIDGE POINT WAY
BOISE, ID 837120000

PRIORITY DATE:
22-Dec-1986

STAGE:
PERMIT

COUNTY: CUSTER

SOURCE: STANLEY LAKE CREEK

TRIBUTARY: VALLEY CREEK

WATER USE:

DIVERSION-RATE:

DIVERSION-VOLUME:

IRRIGATION

0.060

CFS

0.00

AF

TOTAL RATE:

0.060

CFS

TOTAL VOLUME:

0.00

AF

REMARKS: AC.IRR. = 2.24 ACRES

POINT OF DIVERSION: T11N R12E S26 SENWNE

PLACE OF USE: T11N R12E S25 SESW AC 02

TOTAL ACRES: 2

70 JUL 07 1988
RECEIVED
WATER DIVISION

POD permits & apps
on Stanley Lake Creek

note: no apps

17-Jul-1987

SOURCE: STANLEY LAKE CREEK

TRIBUTARY: VALLEY CREEK

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS ABSTRACT

WR-NUMBER:
71-20848

CURRENT OWNER:
JOHN M. MC KAIN, M.D.
253 MARTIN ST.
TWIN FALLS, ID 833010000

PRIORITY DATE:
3-Jul-1956

STAGE:
LICENSE

COUNTY: CUSTER

SOURCE: STANLEY LAKE CREEK

TRIBUTARY: VALLEY CREEK

WATER USE:

DIVERSION-RATE:

DIVERSION-VOLUME:

IRRIGATION

0.100 CFS

0.00 AF

TOTAL RATE:

0.100 CFS

TOTAL VOLUME:

0.00 AF

REMARKS: TRANS. 3096.

POINT OF DIVERSION: T11N R12E S26 NWNE

PLACE OF USE: T11N R12E S25 NWSE AC 03

T11N R12E S25 SWSE AC 02

TOTAL ACRES: 5

WR-NUMBER:
71-7020

CURRENT OWNER:
W. DEAN BOYLE, JR.
ALICE R. BOYLE
BOISE, ID

PRIORITY DATE:
1-Nov-1972

STAGE:
LICENSE

COUNTY: CUSTER

SOURCE: STANLEY LAKE CREEK

TRIBUTARY: VALLEY CREEK

WATER USE:

DIVERSION-RATE:

DIVERSION-VOLUME:

IRRIGATION

0.140 CFS

21.00 AF

TOTAL RATE:

0.140 CFS

TOTAL VOLUME:

21.00 AF

REMARKS: TOTAL AC. IRR.=7.

POINT OF DIVERSION: T11N R12E S26 SWNE

PLACE OF USE: T11N R12E S26 SWSW

T11N R12E S26 SESW

WR-NUMBER:
71-7023

CURRENT OWNER:
W. DEAN BOYLE, JR.
ALICE R. BOYLE
BOISE, ID

PRIORITY DATE:
15-Nov-1973

STAGE:
LICENSE

COUNTY: CUSTER

SOURCE: STANLEY LAKE CREEK

TRIBUTARY: VALLEY CREEK

WATER USE:

DIVERSION-RATE:

DIVERSION-VOLUME:

IRRIGATION

0.020 CFS

3.00 AF

TOTAL RATE:

0.020 CFS

TOTAL VOLUME:

3.00 AF

REMARKS: TOTAL AC. IRR.=1.

POINT OF DIVERSION: T11N R12E S26 SWNE

PLACE OF USE: T11N R12E S26 SWSW

T11N R12E S26 SESW

WR-NUMBER:
71-7097

CURRENT OWNER:
FRED H. BRUBAKER
P.O. BOX 97
STANLEY, ID 832780000

PRIORITY DATE:
7-Oct-1985

STAGE:
PERMIT

COUNTY: CUSTER
SOURCE: STANLEY LAKE CREEK
WATER USE: IRRIGATION
DIVERSION-RATE: 0.060 CFS
TOTAL RATE: 0.060 CFS
TRIBUTARY: VALLEY CREEK
DIVERSION-VOLUME: 0.00 AF
TOTAL VOLUME: 0.00 AF

POINT OF DIVERSION: T11N R12E S26 SENWNE

PLACE OF USE: T11N R12E S36 NENW AC 02
TOTAL ACRES: 2

WR-NUMBER: 71-2084A
CURRENT OWNER: ALBERT R. CHORN
RENO, NV
PRIORITY DATE: 3-Jul-1986
STAGE: LICENSE

COUNTY: CUSTER
SOURCE: STANLEY LAKE CREEK
WATER USE: IRRIGATION
DIVERSION-RATE: 0.980 CFS
TOTAL RATE: 0.980 CFS
TRIBUTARY: VALLEY CREEK
DIVERSION-VOLUME: 0.00 AF
TOTAL VOLUME: 0.00 AF

REMARKS: LIC. INCORRECTLY DESCRIBES P/D AS SWNE, S26, T11N, R12E.

POINT OF DIVERSION: T11N R12E S26 NWNE

PLACE OF USE: T11N R12E S36 NWNE AC 08
T11N R12E S36 NENW AC 11
T11N R12E S25 SESW AC 17
T11N R12E S25 NWSE AC 02
T11N R12E S25 SWSE AC 11
TOTAL ACRES: 49

WR-NUMBER: 71-7102
CURRENT OWNER: EARL C. REYNOLDS, JR.
HARRIET A. REYNOLDS
2848 STARLINGTON DRIVE
BOISE, ID 837120000
PRIORITY DATE: 27-Aug-1986
STAGE: PERMIT

COUNTY: CUSTER
SOURCE: STANLEY LAKE CREEK
WATER USE: IRRIGATION
DIVERSION-RATE: 0.130 CFS
TOTAL RATE: 0.130 CFS
TRIBUTARY: VALLEY CREEK
DIVERSION-VOLUME: 0.00 AF
TOTAL VOLUME: 0.00 AF

REMARKS: AC. IRR. = 6.36

POINT OF DIVERSION: T11N R12E S26 SENWNE

PLACE OF USE: T11N R12E S25 SESW AC 03
T11N R12E S25 SWSE AC 03
TOTAL ACRES: 6

WR-NUMBER: 71-7105
CURRENT OWNER: DAVID K. BENNION
SUSAN D. BENNION
2212 RIDGE POINT WAY
BOISE, ID 837120000
PRIORITY DATE: 22-Dec-1986
STAGE: PERMIT

COUNTY: CUSTER
SOURCE: STANLEY LAKE CREEK
WATER USE: IRRIGATION
DIVERSION-RATE: 0.060 CFS
TOTAL RATE: 0.060 CFS
TRIBUTARY: VALLEY CREEK
DIVERSION-VOLUME: 0.00 AF
TOTAL VOLUME: 0.00 AF

REMARKS: AC.IRR. = 2.24 ACRES

JUL 07 1988

POINT OF DIVERSION: T11N R12E S26 SENWNE

PLACE OF USE: T11N R12E S25 SESW AC 02
TOTAL ACRES: 2

JUL 07 1988

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Bert ng
Will you find
app. numbers for
filings in sections
25 & 36, T11N, R12E,
B.M.? Gary

July 1, 1987

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JUL 07 1987

Department of Water Resources

Lary 71-7097
71-7102
71-7105

Mr. Ken Dunn, Director
Idaho Dept. of Water Resources
450 West State
3rd Floor, Towers Building
Boise, Idaho 83701

Subject: Applications for permit to appropriate the public waters
from Stanley Lake Creek, Sawtooth National Recreation
area, Custer County, Idaho.

It has been drawn to our attention that some owners of residential
tracts in the Albert Chorn Subdivision of Homestead Entry 578 have
filed applications to appropriate water from Stanley Lake Creek.
These tracts are located in sections 25 and 36, Township 11 North,
Range 12 East, Boise Meridian, Custer County, Idaho.

We have been advised that the subject applicants propose to carry
water to their lands in the Albert Chorn Ditch, constructed by
Mr. Chorn and maintained in carrying irrigation water to Homestead
Entry No. 578 since January 1956.

Mr. Chorn subsequently sold his rights and interest in this ditch
with land to be served thereby to W. Dean Boyle Jr. and Val Black,
who have continuously used and maintained this structure since
Aug. 1, 1972.

Because of continuous erosion of the upper bank and the deposit of
soil therefrom in the ditch, together with tree and brush growth
and seepage losses, the Chorn Ditch now carries only sufficient
water for irrigating the Boyle and Black Lands. Serving other lands
will necessitate removing timber from the upper bank, regrading
the upper bank and enlarging the channel. Issuance of additional
water rights to persons who anticipate carrying their water in the
Chorn Ditch will require design and construction of a diversion
dam in Stanley Lake Creek.

If the subject applicants should eventually participate in the
purchase and enlargement of the Chorn ditch and construction of a
diversion dam, they will find it necessary also to obtain rights
of way to carry their water across land owned by the following:
Val Black, W. Dean Boyle Jr., Jim Bennetts and Challis School Dist.
181.

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In view of the above, we recommend that applicants to appropriate water from Stanley Lake Creek be required to provide your office with evidence of their having shared in the purchase of the Chorn Ditch, and design and construction of a diversion dam, and their having enlarged this ditch, sufficient to carry the quantity of water required for their lands.

Yours very truly,

W. Dean Boyle

W. Dean Boyle

WDB/mbw

cc: Jim Johnson, Supervisor
Water Distribution
Idaho Dept. of Water Resources

Randall Karstaedt
Stanley Ranger Station
U.S. Forest Service
H C 64, Box 9900
Stanley, Idaho 83278

Albert R. & Marjory Chorn
100 North Arlington
No. 5 E.
Reno, Nevada 89501

Val & Lois Black
6621 Lakeside Drive
Boise, Idaho 83703

Jim & Jo Anne Bennetts
Box 36
Challis, Idaho 83226

Challis School District 181
Challis, Idaho 83226

W. Dean & Alice Boyle
R. Rt. 6, Box 28
Minot, North Dakota 58701

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JUL 07 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
MARCH 06, 1987

BENNION, DAVID K. & SUSAN D.
2212 RIDGE POINT WAY
BOISE, ID 83712

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 71-7105

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.

WE HAVE ENCLOSED A FORM ENTITLED "INSTRUCTIONS FOR PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT. ALSO ENCLOSED FOR YOUR CONVENIENCE IS THE STATEMENT OF BENEFICIAL USE FORM THAT MUST BE SUBMITTED WHEN YOUR PROJECT IS COMPLETED.

SINCERELY,

GARY SPACKMAN
SUPERVISOR, WATER ALLOCATION SECTION

GS: SC
ENCLOSURES

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MAR 20 1987

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: AD

BENNION, David K.
APPLICATION NUMBER: 71-7105

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 by: _____ 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.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☒ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☒ Yes ☐ No Other rights on same place of use. 71-2084
☒ Yes ☐ No* In form for advertising.
Final date for protests: _____
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 2/2/87
☒ 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?
☒ 12/22/86 Date of priority recommended.

Special conditions of approval or cover letter. 04,

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allow 1 yr. to develop B/U-system
is existing.

By: ADN Date: 2/13/87

STATE OFFICE REVIEW:

4/6 04

- ☐ See attached sheet for more information.

By: ADN Date: 3/2/87

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FEB 20 1987

Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

STAFF ANALYSIS SUPPLEMENT

1) Water District ~~XXXX~~

2) Local Description: (of one P/D)

☐ At the above street address

☐ 2 miles ~~N~~/S S and 5 miles E/~~N~~ S
of _____ (City or landmark).

☐ Other (describe) _____

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MAR 20 1987



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

A Kenneth Dunn
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

December 29, 1986

Jerry Hinz, Supervisor
Challis National Forest
P.O. Box 404
Challis, ID 83226

RE: Application for Water Permit No. 71-7105

Dear Mr. Hinz:

Enclosed for your information is a copy of an application for water permit which has been filed with this office.

If you have any questions or need additional information regarding this application, please feel free to contact this office.

Very truly yours,


Loren O. Holmes, P.E.
Southern Region Supervisor

LH:MB

Enclosure

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MAR 20 1987



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

December 29, 1986

David & Susan Bennion
2212 Ridge Point Way
Boise, ID 83712

Re: Application for Permit No. 71-7105

Dear Mr. & Mrs. Bennion:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification No. 71-7105. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in the Challis Messenger on 1/14 & 1/21/87. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this 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 about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Very truly yours,

Loren O. Holmes
Loren O. Holmes, P. E.
Southern Region Supervisor

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MAR 20 1987

LOH:mb



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

December 29, 1986

Custer Publishing Company
P.O. Box 405
Challis, ID 83226

Re: 71-7105

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. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary A. Baldwin
Sec/Office Coord.

Encl:

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MAR 20 1987

NOTICE OF APPLICATION FOR WATER RIGHT

The following application has been filed to appropriate the public waters of the State of Idaho:

71-7105

BENNION, DAVID K. & SUSAN D.

2212 Ridge Point Way; Boise, ID 83712

SOURCE: Stanley Lake Creek Trib. to Valley Creek

Diversion Pt: SFNWNE, Sec. 26, T11N, R12E, B.M.; 2 miles South and 5 miles East of Stanley

Use: Irrigation (0.06 CFS)

Date Filed: 12/22/86

In: To be used for irrigation of 2.24 acres within SESW, Sec. 25, T11N, R12E.

The permit will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 2148 Fourth Avenue East., Twin Falls, Idaho 83301 on or before February 2, 1987.

KEN DUNN, Dir.

Published in The Challis Messenger on 1/¹⁵/~~14~~ & 1/²²/~~24~~/87.

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MAR 20 1987

OK
MB
1/16/87

has been filed to apply for the public waters of the State of Idaho.

BENJAMIN R. BROWN, JR.

2812 Ridge Point Way, Boise, ID 83712

SOURCE: Stanley Lake Creek and Valley Creek

Discharge Pt.: SENWNE, Sec. 26,

T11N, R12E, S1M. 3 miles South

and 6 miles East of

Use: Irrigation

Date Filed: 12/22/86

In: To be used for irrigation of 2.24 acres within SENW, Sec. 25, T11N, R12E.

The permit will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 2042 Fourth Avenue East, Twin Falls, Idaho 83421 on or before February 2, 1987.

KEN BROWN, DIRECTOR
Published: January 15 & 22, 1987.

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JAN 16 1987

Department of Water Resources
Southern Region Office

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MAR 20 1987