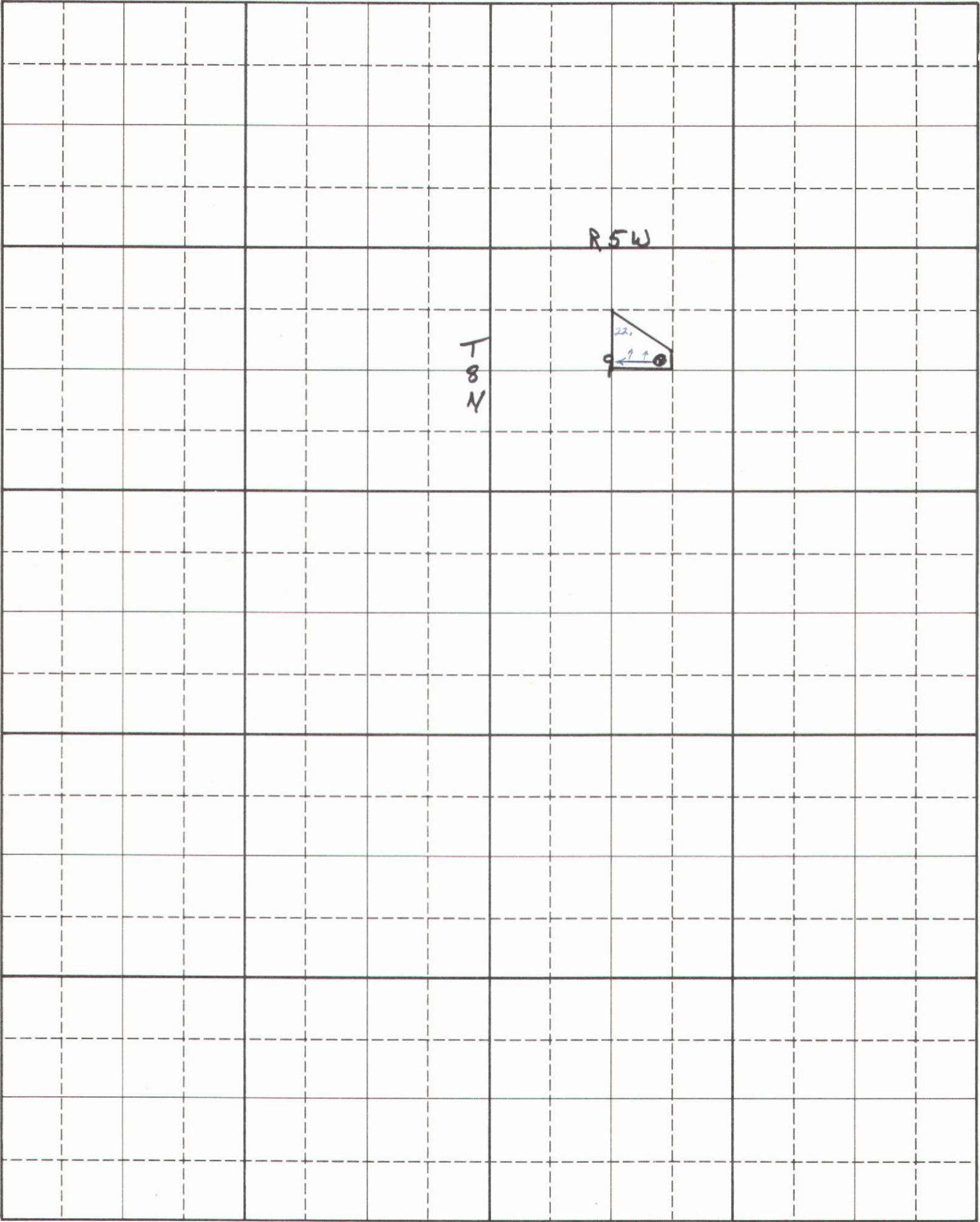


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Lon Robinson
(Applicant)

No 4177

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Payette } ss.

L. E. Ann Fitch, being duly sworn,
deposes and says:

That she is the principle clerk of
THE INDEPENDENT-ENTERPRISE, a weekly newspaper
published at Payette, in the County of Payette and State
of Idaho that said paper has been and is in general cir-
culation in the county aforesaid, and in the vicinity of Pay-
ette; that the advertisement, a copy of which is attached
hereto, was published in said newspaper once a week for
two (2) consecutive weeks in the regular and entire
issue of said paper during the period and time of publica-
tion, and was published in the newspaper proper and not
a supplement; that said paper has been established and
regularly published for more than seventy-eight consecu-
tive weeks prior to the date of first publication of said
advertisement.

Such notice was published in the issue beginning with
December 14, 1972, and ending
with the issue of December 21, 1972

L. E. Ann Fitch

Fee \$11.52

Subscribed and sworn to before me this 16th day
of January, 1973

Shirley L. Robinson
Notary Public, Residing at Payette, Idaho.

My Commission Expires 11-20, 1973⁶⁵

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
LON ROBINETTE, Rt. 1, Box
127, Payette, Ida. has on
November 29, 1972 submitted
Application No. 65-7329 for a
permit to appropriate .44 cubic
feet per second of water from
drain water, trib. to Payette
River by means of pump &
gravity ditch withing the
SW¹/₄NE¹/₄, Sec. 9, T. 8 N., R. 5
W., B.M., Payette County to be
used from April 1 to Oct. 31 for
irrigation of 22 acres within the
SW¹/₄NE¹/₄, Sec. 9, T. 8 N., R. 5
W., B.M.

If issued, this permit will be
subject to all prior water rights.
Protests against the granting of
the permit must be filed with
the Idaho Department of Water
Administration, Statehouse,
Boise, Idaho, 83707, on or before
Jan. 2, 1972

R. KEITH HIGGINSON
Director

Published in the Independent
Enterprise, Payette, Ida. on
Dec. 14, 1972 and Dec. 21, 1972.

No. 4177

12-14-21c

RECEIVED

JAN 18 1973

Department of Water Administration

7329

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 65-7329

1. Owner: LON ROBINETTE

Phone No. 642-3923

Current Address: ROUTE 1, BOX 127 PAYETTE, ID. 83661

(NEW ADDRESS BEING IMPLEMENTED:
1400 NW 8TH AVE

2. Accompanied by: NO ONE HOME (BUT SPOKE WITH

EXAM. DATE: 6/8/87

Address: OWNER AT HIS OFFICE IN WEISER TO GET DETAILS OF

Phone No.

Relationship to Permit Holder:

3. Source: WASTEWATER tributary to PAYETTE RIVER
(DRAIN WATER) SNAKE

B. OVERLAP REVIEW

1. Other water rights with same place of use: N/A D/I, surface water.

☐ Copies Attached

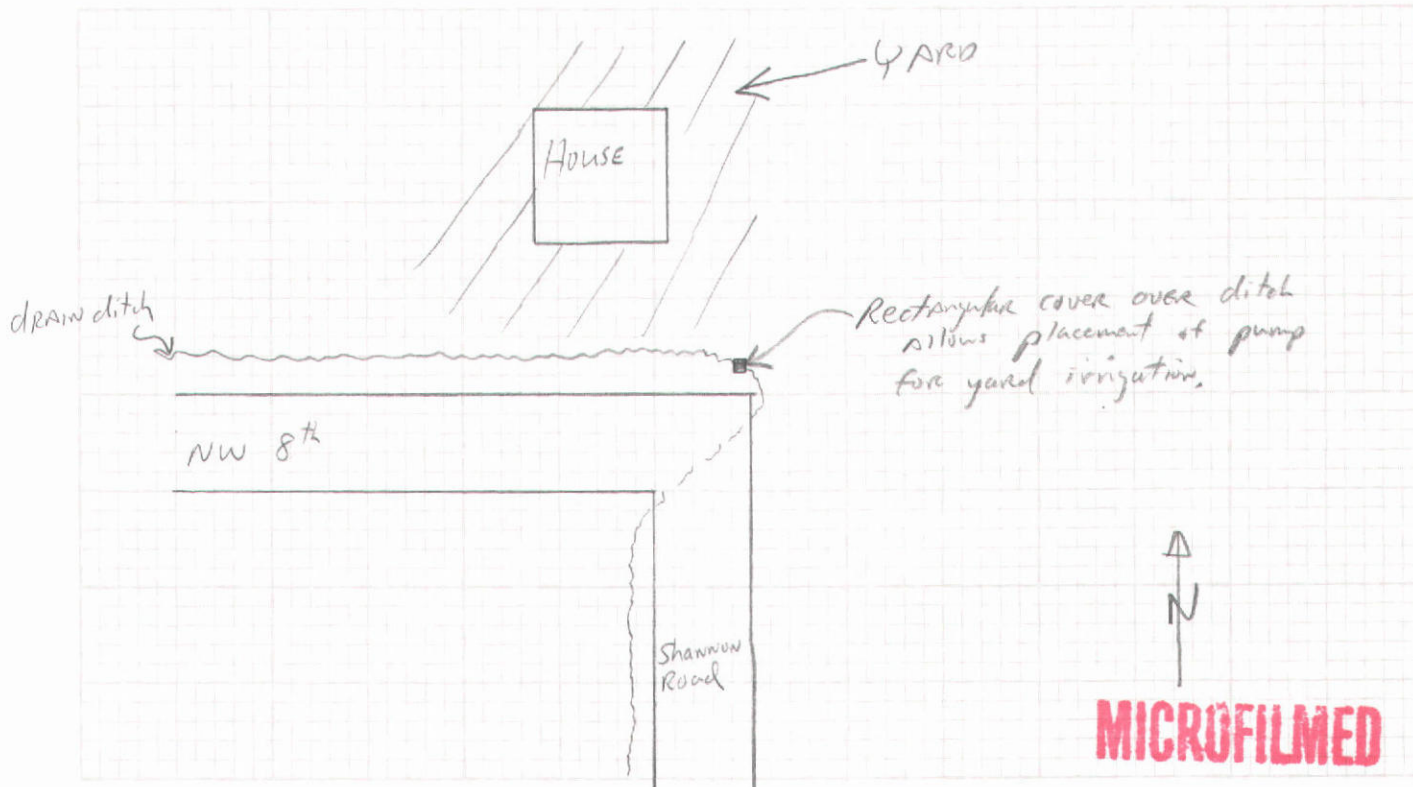
2. Other water rights with same point of diversion:

☐ 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



Scale: 1" = NOT TO SCALE

AUG 30 1989

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

65-7329



P/O

Portable pump used on drain
ditch. Located $\frac{3}{4}$ mile NW of
Hwy 95 bridge on Payette River.

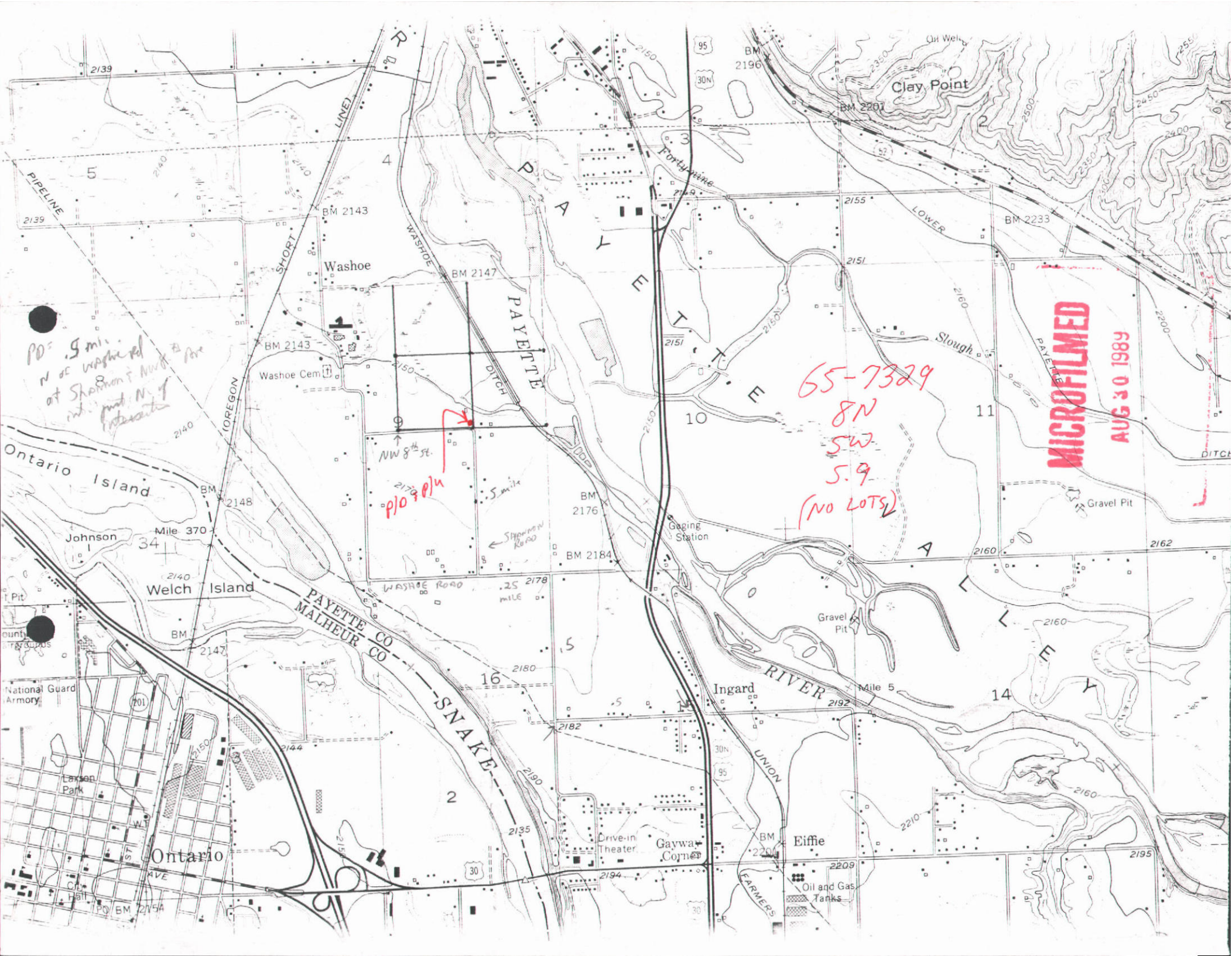


P/U

Looking N. at yard
from NW 8th St. P/O
is to right out of view.

MICROFILMED

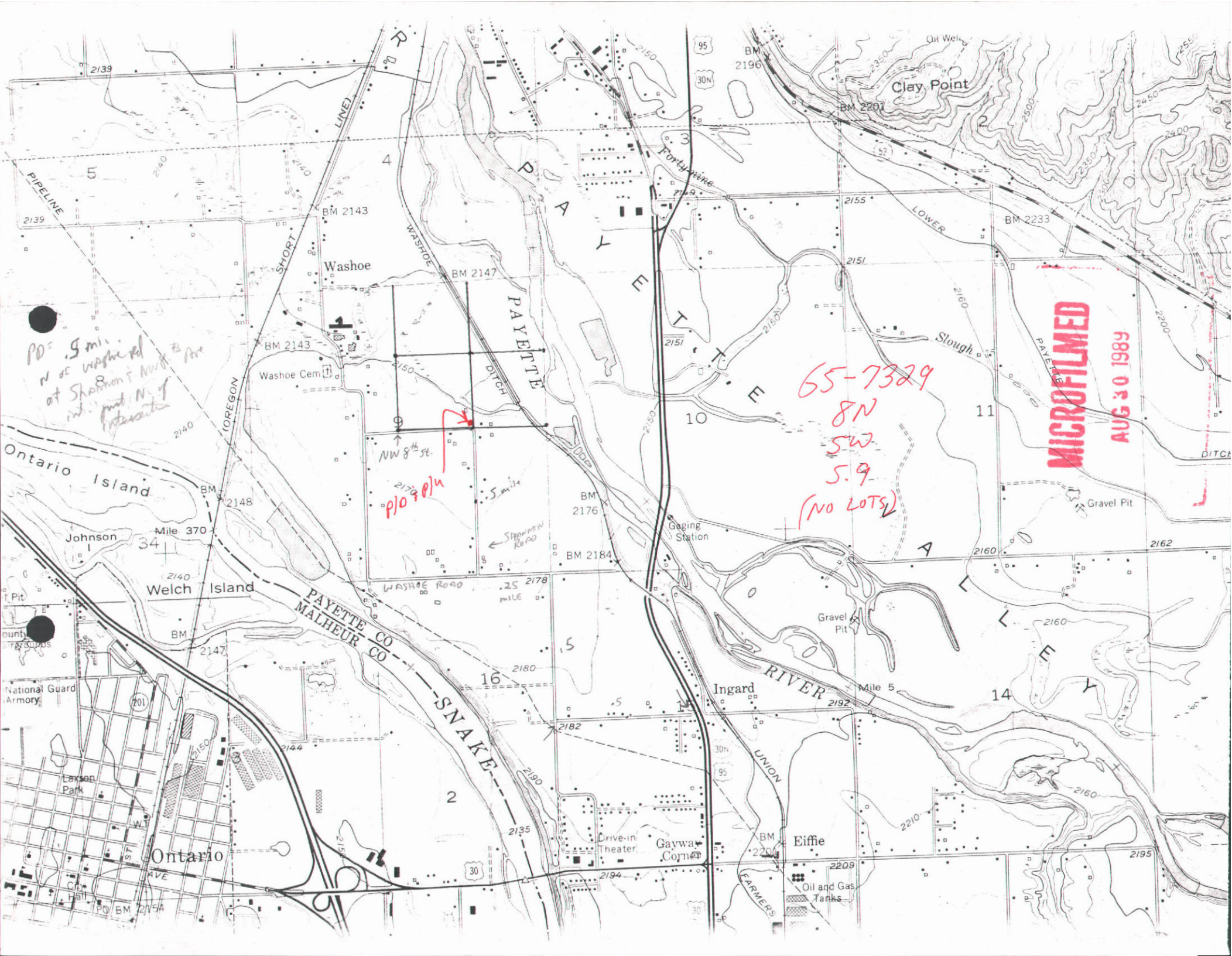
AUG 30 1989



PO 5 mi
N of Washoe
at Shamon's Mill
int. N. of
Interstate

65-7329
8N
5W
5.9
(NO LOTS)

MICROFILMED
AUG 30 1989



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-07329

Priority: November 29, 1972

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:¹

2.3 AF

This is to certify, that LON ROBINETTE
RT. 1 BOX 127

PAYETTE, ID 83661

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 29, 1972; and has submitted Proof of Beneficial Use on February 15, 1979. An examination indicates that the works have a diversion capacity of .020 cfs of water from:

WASTE WATER

tributary to SNAKE RIVER

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	03/15 to 11/15	0.02 CFS	2.3 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 9, Township 08N, Range 05W
PAYETTE 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>
08N	05W	9	SWNE	0.5		0.5

Total number of acres irrigated: 0.5

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.

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 25th day of AUGUST, 1989.

Acting for

R. Keith Higginson, Director

MICROFILMED

AUG 25 1989

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING }
DEVICE REQUIREMENT FOR PERMIT NO. 65-7329 }

ORDER

WHEREAS, it has been determined by the Department of Water Resources that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permit;

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works, be and is, REMOVED from said permit.

Dated this 28 th day of August, 1978.

L. Glen Saxton
L. GLEN SAXTON

Chief, Operations Bureau

APPROVED
11-2-78

Identification No. _____

Application No. 65-7329

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

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

- 1 Name of applicant LON ROBINETTE
post office address Route 1, Box 127, Payette, Idaho
- 2 Source of water supply Drain water which is a tributary of Payette
- 3 a Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 9 Township 8 N.
Range 5 W. B M Payette County; additional points of diversion if any: _____

- b If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes
Amount .44 for Irrigation purpose from April 1 to Oct. 31 (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 .44 cubic feet per second and/or
b _____ acre feet per annum
- 6 Proposed diverting works
a Description of ditches, flumes, pumps, headgates, etc. Pump & gravity ditch

- 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 \$ 1,000.00
- 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 _____

65 7329

b. If water is for irrigation, and cate acreage in each subdivision in the tabulation below

TWP	RANGE	SEC	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	NE 1/4	NW 1/4	SW 1/4	SE 1/4
	8 N.	5 W.	9			22												22
TOTALS																		

Total number of acres to be irrigated 22

c. Describe any other water rights used for the same purposes as described above. Farmers Co-op Canal

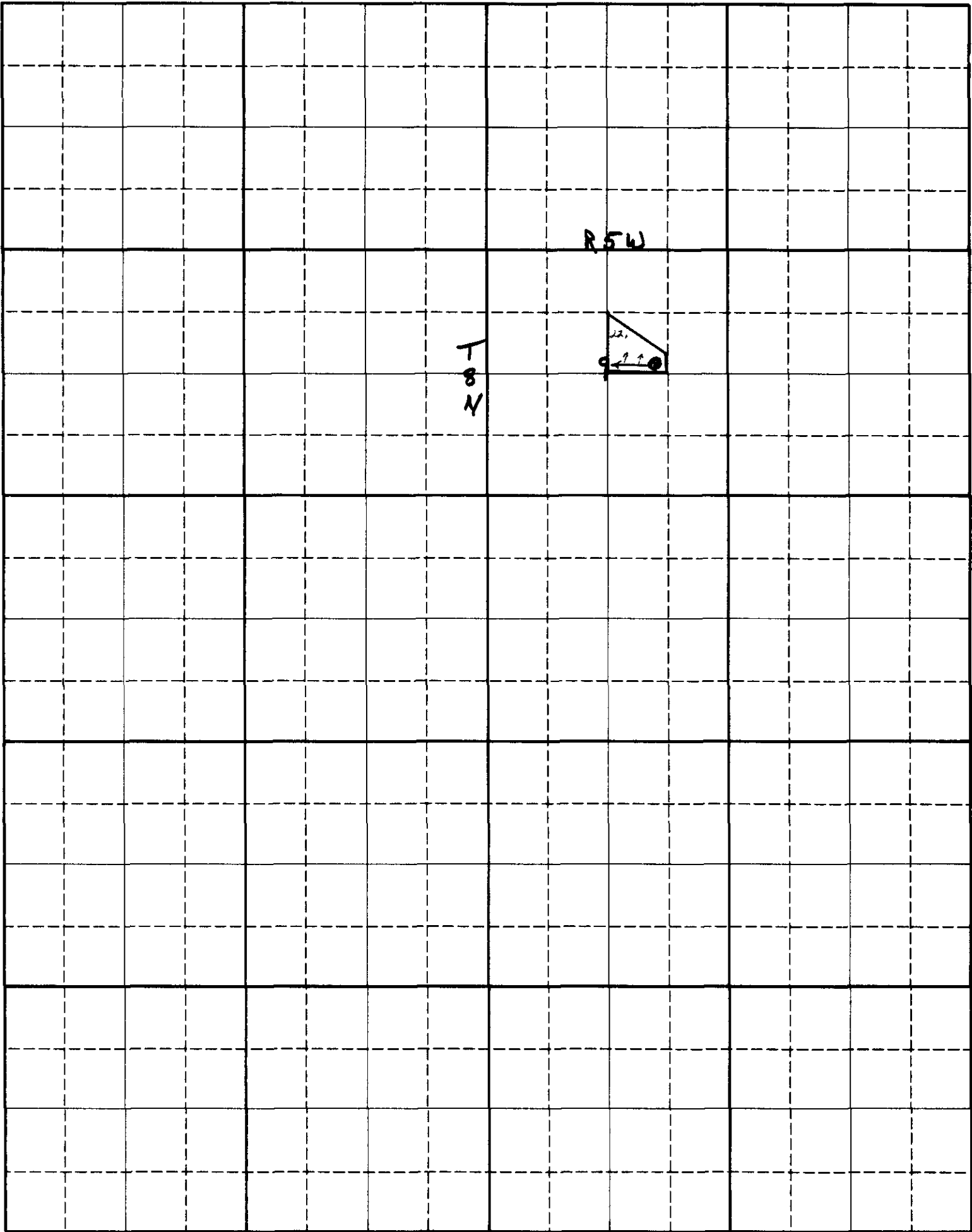
9. a. Who owns the property at the point of diversion Applicant

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 Water will be supplemental to Farmers Co-op.

11 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.

Lon Robinson
(Applicant)

Proposed Priority 11-29-1972

Received by Mr. [Signature] Date 11-29-72 Time 3:25 PM
Preliminary check by STF Fee \$ 25.00
Received by Mr. [Signature] Date 11-29-72 # 9186
Publication prepared by STF Date 12-1-72
Published in Engineering Index
Publication dates 12-1-72 12-21-72
Publication approved by STF Date 1-18-73
Priority reduced to _____ Reason _____

59
723329

Protests filed by: Edna M. Gordy, Rt. 2, Box 192, Emmett, Lee Graham, Rt. 7, Caldwell,
Anderson, Kaufman, Anderson & Ringert, 503 Idaho Bldg., Boise
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by STF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 65-7329, 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 March 1, 19 79.

c. Other. A measuring device of a type approved by this department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 11 day of March, 19 74.

Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	JEB	4 Dec	Application No. <u>65-7329</u> Name <u>Robinette</u>
(2)	JEB	4 Dec	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee
(3)	JEB	4 Dec	Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	JEB	4 Dec	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	JEB	4 Dec	In form for advertising <u>yes</u>
(6)	df	1-18-73	Affidavit of Publication received <u>yes</u>
(7)	RWH	2-25-74	Final date for protests <u>PROTEST Jan. 2, 1973</u> Protests received: yes <u>X</u> no <u> </u>
(8)	RWH	2-25-74	Date and Place of hearing <u> </u> Decision reached at hearing <u>See memo & letter withdrawing protest.</u>
(9)	NA		Located within Water District No. <u> </u>
(10)	NA		Critical groundwater area: yes <u> </u> no <u> </u>
(11)	NA		Groundwater levels: ☐ Decline (comment) <u> </u> ☐ Stable (comment) <u> </u> ☐ Increasing (comment) <u> </u>
(12)			Comments: <u> </u> <u> </u> <u> </u>
(13)	RWH	2-25-74	Action recommended: ☒ Approve <u>measuring device</u> ☐ Deny <u> </u> Priority <u>11-29-1972</u> Reason for Reduction <u> </u> See attached sheet for conditions of approval
(14)	RWH	2-25-74	No conditions for approval <u>no Water District or regulation</u> District <u>Western</u> By <u>Robert Hamilton</u> Date <u>2-25-74</u> Title <u> </u>

RECEIVED

65 7329

Nº 4177

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Payette } ss.

L. E. Ann Fitch, being duly sworn,
deposes and says:

That she is the principal clerk of
THE INDEPENDENT-ENTERPRISE, a weekly newspaper
published at Payette, in the County of Payette and State
of Idaho that said paper has been and is in general cir-
culation in the county aforesaid, and in the vicinity of Pay-
ette; that the advertisement, a copy of which is attached
hereto, was published in said newspaper once a week for
two (2) consecutive weeks in the regular and entire
issue of said paper during the period and time of publica-
tion, and was published in the newspaper proper and not
a supplement; that said paper has been established and
regularly published for more than seventy-eight consecu-
tive weeks prior to the date of first publication of said
advertisement.

Such notice was published in the issue beginning with
December 14, 1972, and ending
with the issue of December 21, 1972

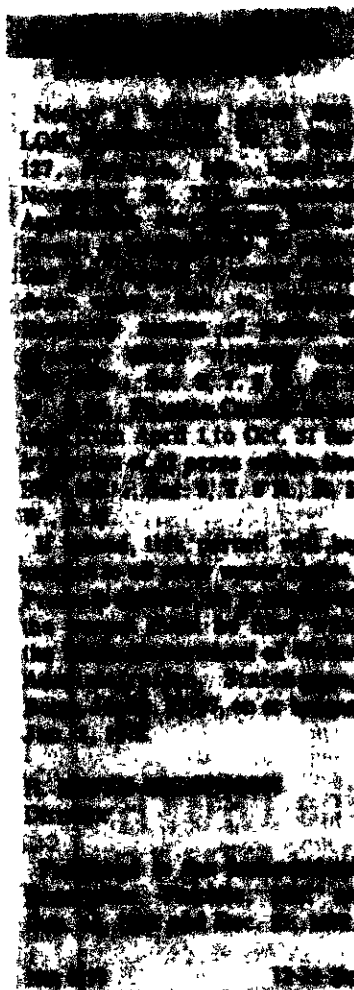
L. E. Ann Fitch

Fee \$11.52

Subscribed and sworn to before me this 16th day
of January, 1973

Glenn L. Robinson
Notary Public, Residing at Payette, Idaho.

My Commission Expires 11-20, 1975



OK. 4
1-18-73

August 28, 1989

LON ROBINETTE
RT. 1 BOX 127
PAYETTE, ID 83661

RE: PERMIT NO. 65-07329

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

AUG 30 1989

August 2, 1989

LON ROBINETTE
RT. 1 BOX 127
PAYETTE, ID 83661

RE: PERMIT NO. 65-07329

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

MICROFILMED

AUG 30 1989

POINT OF DIVERSION OVERLAP REVIEW

WR-NUMBER	TWP	RNG	SC	TRACT			LT	#SOURCE	#NAME
				1\4	1\4	1\4			
6507329 6505813	08N	05W	9	SW	NE			WASTE WATER GROUNDWATER	ROBINETTE, LON ROBINETTE, LON

MICROFILMED

AUG 30 1989

Limit to .04 cfs (Exam fee letter
Response)

IF P/D w/ Surf. H2O - no overlap.
needed

Form 219-S.A.
6/86

PO:PU: 8N SW S.9 SWNE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

65-7329
Permit No.

RECEIVED

JAN 28 1988

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

Check of P/D index SL 5/27/87 (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 SL 5/27/87 (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? unnecessary SL 6/8/87 (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 Steve Lister 6/8/87 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent SD 1/12/88 (Initial and date)

Exam Reviewed by Manager of Regional Office AWK 1/21/88 (Initial and date)

Exam Date Entered in Computer ✓ (Initial and date)

Exam sent to State Office SP 1/28/88 (Initial and date)

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

N/A
D/I,
Surface
water

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

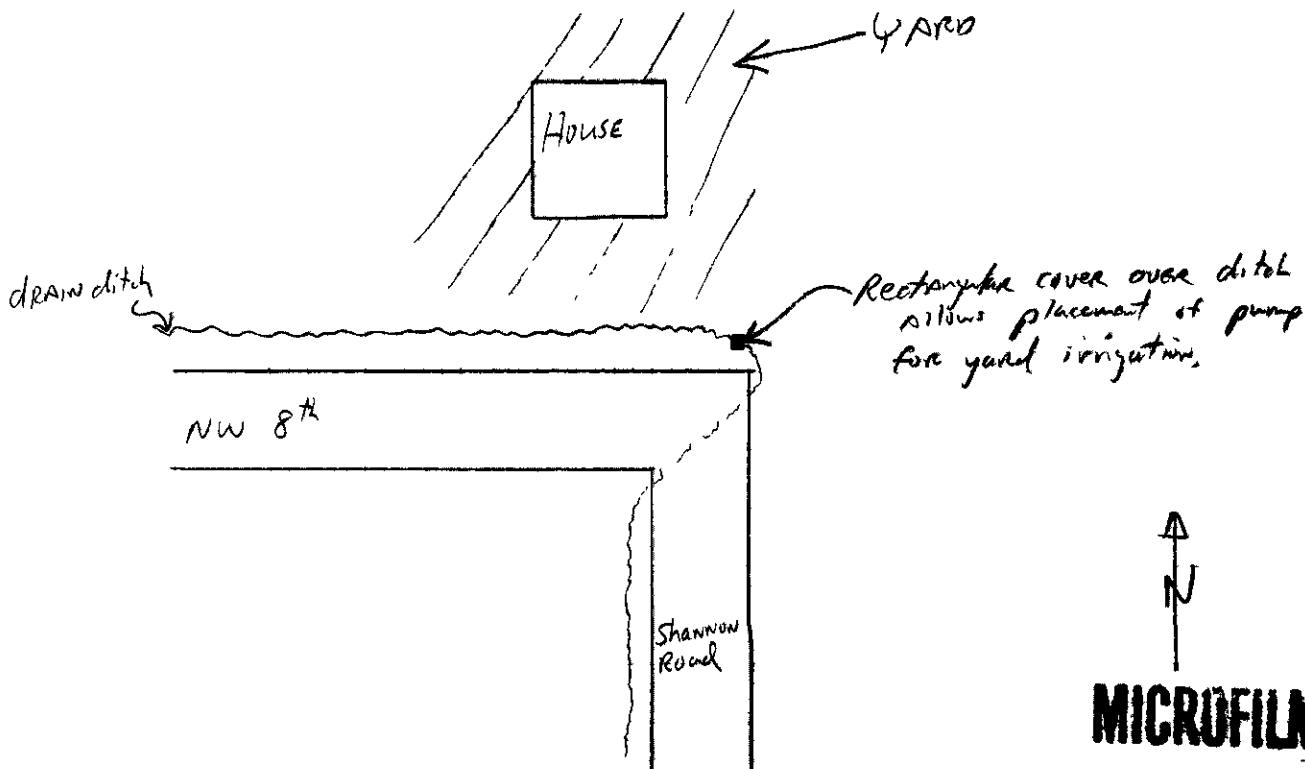
1. Owner. LOW ROSSINETTE Permit No. 65-7329
Current Address: ROUTE 1, BOX 127 PAYETTE, ID 83661 Phone No. 644-8923
(NEW ADDRESS BEING IMPLEMENTED: 1400 NW 8th AVE)
2. Accompanied by: NO ONE HOME (BUT SPOKE WITH EXAM. DATE: 6/8/87
Address: OWNER AT HIS OFFICE IN WEISER TO GET DETAILS OF Phone No. —
SYSTEM).
Relationship to Permit Holder. —
3 Source: WASTEWATER tributary to PAYETTE RIVER
(DRAIN WATER) SNAKE

B. OVERLAP REVIEW

1. Other water rights with same place of use. N/A D/I, SURFACE WATER. ☐ Copies Attached
2. Other water rights with same point of diversion: ☐ 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



Scale: 1" = NOT TO SCALE

AUG 30 1989

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

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
 A portable pump is used to apply water from a ditch to 1/2 acre yard associated with Robinson's residence. Pump was put in place during exam so no additional details are known.

RECEIVED

☐ See Remarks on page 4 for continuation

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Beckley	1/2	No Tag	Same	No Tag

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

4. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
						8N	SW	Payette	USGS 7 1/2' Quad

5. Place(s) of Use:

Indicate Method of Determination USGS 7 1/2' Quad

Twp.	Rge.	Sec.	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	Totals
8N	SW	9													1.5

RECEIVED

AUG 30 1989

Do not use this space

Do not use this space

MICROFILMED

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE						

2. Measurements:

NONE

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: NONE

Allow .5 Ac x .03 cfs/ac = .015 = .02 cfs
per Small average provision

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) ÷ 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:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (.5)(4.5) = 2.3$

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (.02)(2/3)(19835) = 8.4$

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 2.3$

2. Volume Calculations for Other Uses.

~~Domestic, Ext. Use on 1/2~~ MICROFILMED 0.6 AF

AUG 30 1989

H. REMARKS AND OVERLAP REVIEW ANALYSIS.

~~Change nature of use from irrigation to domestic and permit from 4/1-10/31 to 1/1-12/31. Corresponding change in diversion rate is noted.~~

MICROFILMED

Note-

Decreed WR for domestic well on this same property provides .04 cfs & 1.2 AFA, which implies int. & ext. use. The well is old and rather unreliable. This permit will allow a more reliable source for yard watering.

Rec'd removal of measuring device requirement.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1/1	12/31	.04	9.6
Irrigation	4/1	10/31	.02	2.3

Totals:

2. 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

J. AUTHENTICATION

Field Examiner's Name Steve Lester

Signature Steve Lester

Certification Date _____

Field Report Preparation Date 6/8/87

BD
1/12/88

CONSULTANT SEAL

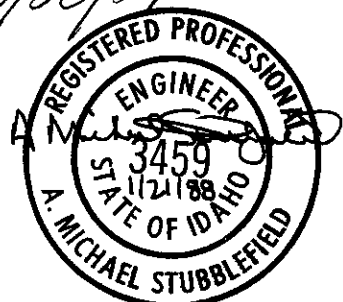
K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

Bryanne McFarthy

3/30/89

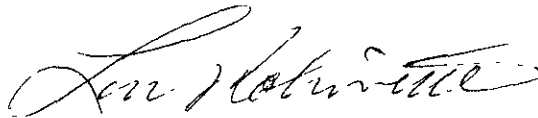
MICROFILMED

AUG 30 1989



June 8, 1987

I hereby request that the requirements for a measuring device
be waived.



Lon Robinette
Route 1, Box 127
(1400 N. W. 8th Ave.)
Payette, Idaho 83661

Witnessed by

John Lester, Water Reserve Agent

MICROFILMED

AUG 30 1989

65-7329



P/O

Portable pump used on drain
ditch. Located $\frac{3}{4}$ mile NW of
Hwy 95 bridge on Payette River.

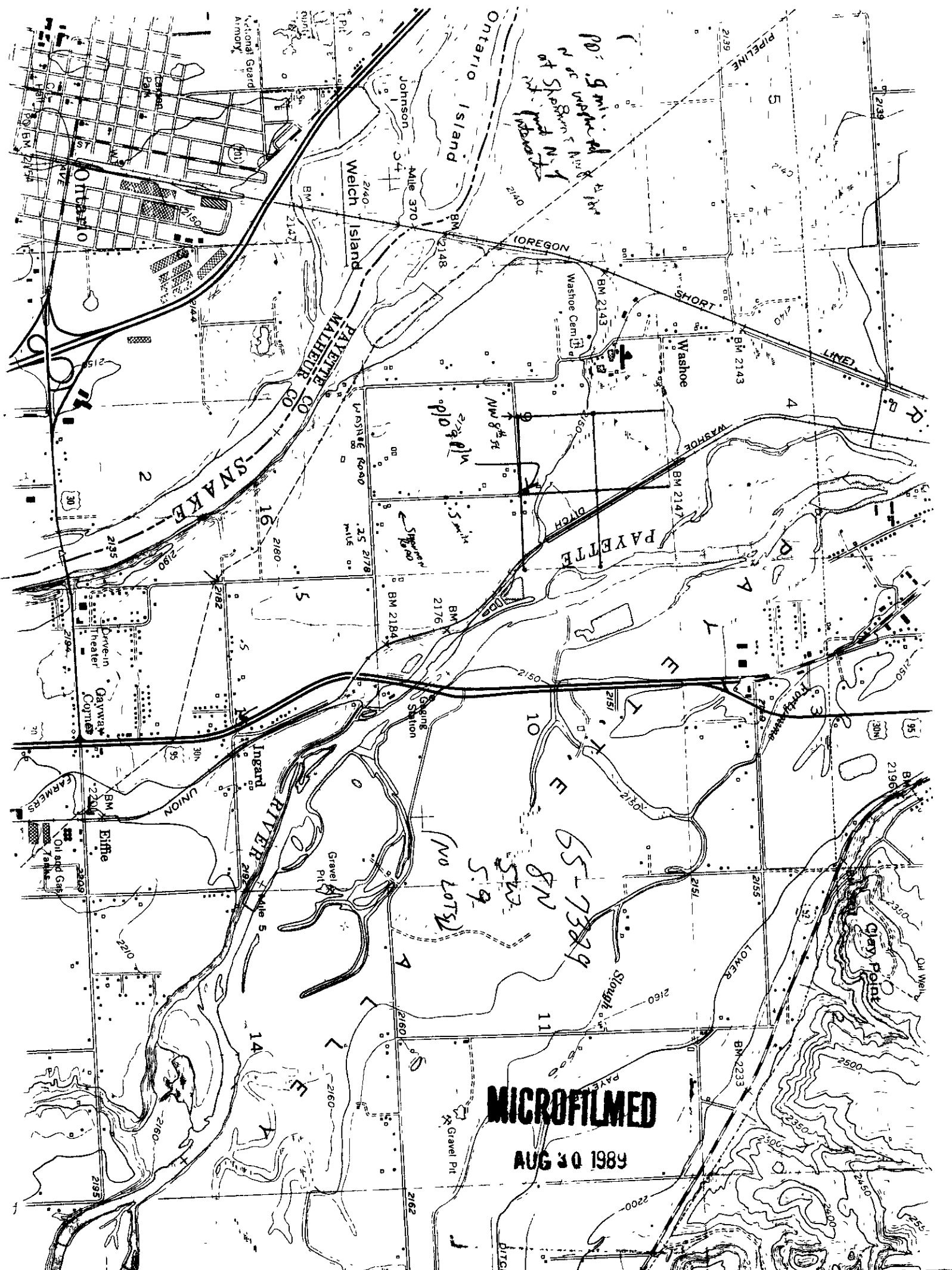


P/y

Looking N. at yard
from NW 8th St. P/O
is to right out of view.

MICROFILMED

AUG 30 1989



MICROFILMED

AUG 30 1989

See letter dated 7/29/86 JP

4/86

RECEIVED
JUL 10 1986

RECEIVED

For Office Use Only
Fee Received no fee
Date _____
Receipt # _____
Receipt by _____
Sent to S.O. 9-11-86

Department of Water Resources
Western Regional Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

RECEIVED
JUL 15 1986

1. Permit No. 65-7329

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:
Department of Water Resources

☐ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Lon Robinette

3. Post Office Address: Route 1, Box 127, Payette, Idaho 83661

Telephone No. 642-3923

4. Source of Water: Waste water

5. Extent of Use:
Domestic one (No. of households) Stockwater _____ (No. and type of stock)
Irrigation _____ (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted .04 cfs NO FEE PD acre-feet

7. Show the date water was first diverted and beneficially used under this permit:
May 1972

8. Person to contact to accompany the department representative during the field examination:

Lon Robinette
(Name)

Route 1, Box 127, Payette, Idaho 83661
(Address)

642-3923
(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

Date _____

Lon Robinette
Signature of Permit Holder (and title, if appropriate)

RECEIVED
JUL 15 1986

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.

2024/10/10 10:10 AM
C:\Users\user\Documents\...



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720

65-7329
ROBINETTE, LON
RT. 1 BOX 127
PAYETTE, ID 83661

138478

June 5, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination. **MICROFILMED** change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

AUG 30 1986

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

MICROFILMED

AUG 30 1989



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

February 20, 1979

Lon Robinette
Route 1, Box 127
Payette, ID 83651

Dear Mr. Robinette:

Enclosed is a copy of the Order removing the measuring device requirement.

We acknowledge receipt of the affidavit submitted as proof of beneficial use 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 regional office in Boise.

Sincerely,

RITA FLECK
Water Rights

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE

RECEIVED

FEB 16 1979

Department of Water Resources

1. a) Name of permit holder Lon Robinette
- b) Post office address Rt. 1., Box 127, Payette, Id
2. Permit number 65-7329
3. Date of priority that you are prepared to establish 11-29-1972
4. a) Source from which water was appropriated Drain water
- b) Location of the point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 9
Township 8N, Range 5W Boise Meridian. Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 0.44 for dring purposes from 4-1 to 10-31 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
- b) Total amount appropriated 0.44 cfs and/or acre-feet per annum.
- c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: N/A
6. If the means of diversion and conveyance are owned by someone other than the permit holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
N/A
- b) Describe the agreement of understanding by which you take water from the works:
N/A
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch):
3 HP. gasoline engine w/ gravity flow.
- b) Describe the provision for making a measurement which you have at your point of diversion (i.e., installed measuring device, access port, other):
N/A
Requested meas device removed.

c) Give well driller's name and address and the date the well was completed: _____

N/A

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

N/A

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8N	5W	9			22														22

Total number of acres irrigated 22

10. Remarks: _____

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

Feb 15, 1979
(Date)

Lucy Kohnstetter
(Signature)

State of

County of

Ada

ss.

On this 15th day of Feb, 1979, personally appeared before me the

signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Lyle Kohnstetter
Notary Public
Residing at Boise, Id

My commission expires

11-25-82

Department of Water Resources
Boise, Idaho

Feb 15, 1979

RECEIVED

FEB 15 1979

Gentlemen:

I hereby request that the measuring device requirement on permit 65-7329 be waived due to the small size of my system and the fact that it is not practical to install a measuring device on my small pumping system.

Lon Robinson

Rt 1 Box 127

Payette, Idaho 83461

Feb 15, 1979

RECEIVED



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

CERTIFIED MAIL

December 29, 1978

Re: Permit No. 65-7829

100566

Lon Robinette
Route 1, Box 127
Payette, ID 83661

Dear Mr. Robinette:

One of the conditions of approval of your water Permit No. ⁷³²⁹~~65-7829~~ (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 March 1, 1979. 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.


RITA FLECK
Water Rights

Encl: Proof affidavit

MICROFILMED

March 14, 1974

Re: Permit No. 65-7329

Lon Robinette
Route 1, Box 127
Payette, Idaho 83661

Dear Mr. Robinette:

Enclosed is a copy of your approved Application for Permit No. 65-7329. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

65 7329

INTER-DEPARTMENT MEMO — 1

DATE

FROM Bob Fleenor

TO File No. 65-7329

SUBJECT Conference on 65-7329

A conference was held on October 17, 1973 in Payette, Idaho to consider the protest against the approval of application for permit no. 65-7829.

The applicant represented himself and Blair Clark of the firm of Anderson, Kaufman, Anderson & Ringert represented the protestant.

During the conference, both parties agreed that during most periods, there is sufficient water. The protestant agreed to withdraw his protest if the applicant recognizes that his permit is subject to all existing water rights.

The protest withdrawal should be submitted within 10 days.

C5 7329

SIGNATURE

ANDERSON, KAUFMAN, ANDERSON AND RINGERT

LAWYERS

IDAHO BUILDING

BOISE, IDAHO 83701

EUGENE H. ANDERSON
SAMUEL KAUFMAN
RICHARD ANDERSON
WILLIAM F. RINGERT
D. BLAIR CLARK

AREA CODE 208
TELEPHONE 342-4591
POST OFFICE BOX 2773

October 17, 1973

RECEIVED

OCT 20 1973

Mr. Kenneth H. Foit
Western District Engineer
Department of Water Administration
Statehouse Annex 2
Boise, Idaho

Department of Water Administration

Re: Robinette Application No. 65-7329

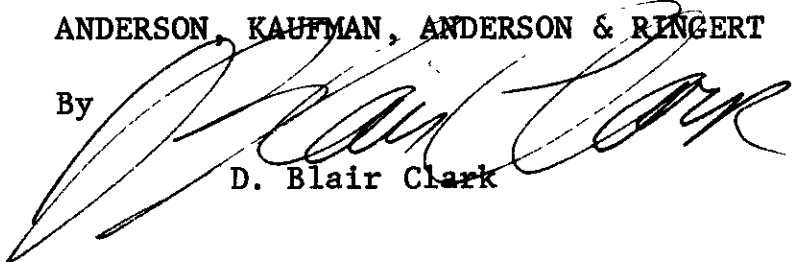
Dear Ken:

Pursuant to the matters brought out at the hearing today in Payette, showing that Mr. Robinette's use of the water during the time that it is needed, to-wit, the high-water season, would not injure the water rights of Mrs. Gordy for the adjoining property, I hereby submit to you by this letter a withdrawal of the protest filed on behalf of Mrs. Gordy and on behalf of Mr. Lee Graham.

Yours very truly,

ANDERSON, KAUFMAN, ANDERSON & RINGERT

By


D. Blair Clark

DBC:vo

65 7329

65-7329 - Lon Robinette

Payette County Courthouse, Payette, Idaho

October 17, 1973 - 10:30 a.m.

ROSTER OF ATTENDANCE

<u>Name</u>	<u>Address</u>	<u>Representing</u>
Lon Robinette	Rt. 1 Box 127, Payette	Self
Robert H. Shannon	Rt. #1 Payette	
Blair Clow	503 Idaho Bldg, Boise	Edna Gordy
Lee Graham	P.O. #7 Caldwell, Ida	
Henry M. Moore		
Ken Goid	Boise, Idaho	Dept of water administration

65 7329

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 to whom, date and address
where delivered

☐ Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO. 24906

CERTIFIED NO.

INSURED NO.

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

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

OCT - 9 1913

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

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



6232 59

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
TO**



PS Form 3811 Nov. 1970

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #8
BOISE, IDAHO 83707

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 to whom, date and 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

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

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

3

105-73

SW

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

PS Form 3811 Nov. 1970 685-16-81277-1

6882 59



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.



DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707.

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 to whom, date and 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.

24907

INSURED NO.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

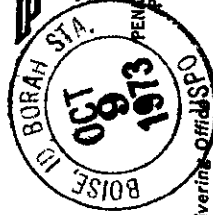
OCT 9 1973

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

SW

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

6282 59



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.



DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707

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 to whom, date and 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.

24905

INSURED NO.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

10-5-73

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

SH

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

OCT 19 1972



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.



65 7329

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707

NAME AND ADDRESS OF SENDER

Dept of Water Admin

Indicate type of mail

☐ INSURED

☐ C. O. D.

☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

HEARINGS

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	DUE SENDER IF C. O. D.	ENDORSE-MENT ¹	R. R. FEE	S. D. FEE	S. M. FEE ²	RESTRICTED DELIVERY FEE	Remarks
1	24901	Gen. V + Gen. France Jones								
2		Rt 1, Williams, Va								15-7343
3	24102	James V. Williams								
4		Rt 1, Box 125 - Williams, Va								15-7343
5	24103	James V. Williams								15-7343
6		Williams, Va								15-7343
7	24104	Gen. Gabrielle								
8		Rt 1, Box 127, Payette, Idaho								15-7327
9	24105	James V. Williams								
10		Rt 2, Box 12, Payette, Idaho								15-7327
11	24106	James V. Williams								
12		Rt 7, Payette, Idaho								15-7329
13	24107	James V. Williams, Payette, Idaho								
14		113 - 1st Bldg, Boise, Idaho								15-7329
15										
16										
17										
18										
19										
20										

TOTAL NUMBER OF PIECES LISTED BY SENDER

TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE

POSTMASTER, PER (Name of receiving employee)

¹ Mark "F" if "Fragile," "P" if "Perishable," "E" if "Eggs," "EH" if "Eggs for Hatching," "B" if "Butter," "FL" if "Fragile-Liquid," and "FLU" if "Fragile-Liquid - This Side Up."

² Special-handling charges apply only to third- and fourth-class parcels. Special-delivery service also includes special-handling service.

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

In the Matter of Protests Against Approval) of Application for Permit No. 65-7329) in the name of LON ROBINETTE)	)	NOTICE OF CONFERENCE AND/OR HEARING
---	---	--

On November 29, 1972, Lon Robinette filed with the Department of Water Administration an application to appropriate the public waters of the State of Idaho. On January 2, 1973, the Department received a protest against approval of said application from the firm of Anderson, Kaufman, Anderson & Ringert filed in behalf of Edna M. Gordy and Lee Graham.

The Department has set the matter of protests for conference and/or hearing for Wednesday, October 17, 1973, at 10:30 a.m., in the Payette County Courthouse, Payette, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Administration. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestants may allow the Department without prejudice to dismiss the protests or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 4th day of October, 19 73 ⁶⁵ ~~73~~

Kenneth H. Foit
KENNETH H. FOIT, P. E.
Western District Engineer

January 2, 1973

Re: Application for Permit No. 65-7329

Mr. Long Robinette
Route 1, Box 127
Payette, Idaho 83661

Dear Mr. Robinette:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application No. 65-7329. You should be aware that the following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

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

The Department cannot allow a permit for irrigation purposes which would entail the use of more than a continuous flow of 0.02 cubic feet per second of water for each acre of land, or an annual amount of 5 acre feet for each acre of land, unless the applicant can show that more is required (Section 42-202, Idaho Code)

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

If we may be of any assistance, please contact us.

Sincerely,

65 7329

KENNETH H. FOIT, P. E.
Western District Engineer

KHF:df
Enclosure

January 2, 1973

Re: Application No. 65-7329 Ion Robinette

Mrs. Edna M. Gordy
Route 2, Box 192
Emmett, Idaho 83617

Dear Mrs. Gordy:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

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

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Sincerely,

KENNETH H. FOIT, P. E.
Western District Engineer

KHF:def

cc: Anderson, Kaufman, Anderson & Ringert

65 7329

January 2, 1973

Re: Application No. 65-7329 Lon Robinette

Mr. Lee Graham
Route 7
Caldwell, Idaho 83605

Dear Mr. Graham:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

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

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Sincerely,

KENNETH H. POIT, P. E.
Western District Engineer

KHF:df

cc: Anderson, Kaufman, Anderson & Ringert

65 7329

ANDERSON, KAUFMAN, ANDERSON & RINGERT
503 Idaho Building, Boise, Idaho
Attorneys for Protestants
Telephone: 342-4591

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

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IN THE MATTER OF THE
APPLICATION OF LEN ROBINETTE
FOR A PERMIT TO APPROPRIATE
THE PUBLIC WATER OF THE
STATE OF IDAHO, APPLICATION
NO. 65-7329

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PROTEST OF EDNA M. GORDY,
INDIVIDUALLY AND AS PERSONAL
REPRESENTATIVE OF THE ESTATE
OF WILLIAM M. GORDY, DECEASED,
AND LEE GRAHAM TO APPLICATION
NO. 65-7329

*
*
*

COME NOW the Protestants, Edna M. Gordy, individually and
as Personal Representative, and Lee Graham, and protest the issuance
of the permit pursuant to Application No. 65-7329 of Len Robinette
as follows:

I

The Protestant, Edna M. Gordy, is the duly appointed and
qualified Personal Representative of the estate of William M. Gordy,
deceased, and makes this Protest, both on her own behalf and as

such Personal Representative, and maintains residence at Route 2, Box 192, Emmett, Idaho. Protestant, Lee Graham, is Lessee of certain real property owned by Protestant, Edna M. Gordy, pursuant to a Farm Lease bearing date March 1, 1969, and maintains residence at Route 7, Caldwell, Idaho.

II

On November 29, 1972, Applicant, Lon Robinette, filed with the Department of Water Administration for Permit No. 65-7329, under and by the terms of which Applicant applied for a permit to appropriate public water of the State of Idaho for use in the Southwest quarter of the Northeast quarter, Section 9, Township 8 North, Range 5 West, Boise Meridian, on Twenty-two acres therein situate.

III

Protestants make this Protest on the grounds and for the reasons as follows:

a. The water supply is insufficient for the purpose for which it is sought to be appropriated.

b. That Protestants are the users of the water right appropriated by diversion and application to a beneficial use, and Protestants and their predecessors in interest have used such water right consistently for approximately Thirty years last past, and there is insufficient water to supply the water right owned and operated by Protestants and

65-7329

the water sought to be appropriated by the Permit No. 65-7329.

c. That the quantity of water under the existing water right owned and operated by Protestants would be reduced.

WHEREFORE, Protestants pray that the application of Lon Robinette, No. 65-7329, be denied by the Department of Water Administration of the State of Idaho; that a hearing be conducted before the Director of the Water Administration pursuant to Chapter 52, Title 67 of the Idaho Code and §42-203 of the Idaho Code.

Dated this 29th day of December, 1972.

ANDERSON, KAUFMAN, ANDERSON & RINGERT

By D. Blair Clark
A Member of the Firm
503 Idaho Building, Boise, Idaho
Attorneys for Protestants

65-7329

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
WESTERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

October 4, 1973

Payette County Clerk
Drawer "D"
Payette, Idaho 83661

Dear Sir:

This is to confirm the use of a room in the Courthouse for conference and/or hearing to be held by this office on Wednesday, October 17, 1973, at 10:30 a.m., 1:00 p.m. and 3:00 p.m.

Thank you for your cooperation in this matter.

Sincerely,

KENNETH H. FOIT, P. E.
Western District Engineer

KHF:sw

65 7329

January 2, 1973

Re: Application for Permit No. 65-7329

Mr. Lon Robinette
Route 1, Box 127
Peyette, Idaho 83661

Dear Mr. Robinette:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application No. 65-7329. You should be aware that the following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

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

The Department cannot allow a permit for irrigation purposes which would entail the use of more than a continuous flow of 0.02 cubic feet per second ~~for each~~ for each acre of land, or an annual amount of 5 acre feet for each acre of land, unless the applicant can show that more is required (Section 42-202, Idaho Code)

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

If we may be of any assistance, please contact us.

Sincerely,

65 7329

KENNETH H. FOIT, P. E.
Western District Engineer

KHF:def
Enclosure

January 2, 1973

Re: Application No. 65-7329 Lon Robinette

Mrs. Edna M. Gordy
Route 2, Box 192
Emmett, Idaho 83617

Dear Mrs. Gordy:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

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

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Sincerely,

KENNETH H. POIT, P. E.
Western District Engineer

KHF:def

cc: Anderson, Kaufman, Anderson & Ringert

65 7329

January 2, 1973

Re: Application No. 65-7329 Lon Robinette

Mr. Lee Graham
Route 7
Caldwell, Idaho 83605

Dear Mr. Graham:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
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Sincerely,

KENNETH H. FOIT, P. E.
Western District Engineer

KHF:def

cc: Anderson, Kaufman, Anderson & Ringert

65 7329

ANDERSON, KAUFMAN, ANDERSON & RINGERT
503 Idaho Building, Boise, Idaho
Attorneys for Protestants
Telephone: 342-4591

KAP

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

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IN THE MATTER OF THE	)	PROTEST OF EDNA M. GORDY,
APPLICATION OF LON ROBINETTE	)	INDIVIDUALLY AND AS PERSONAL
FOR A PERMIT TO APPROPRIATE	)	REPRESENTATIVE OF THE ESTATE
THE PUBLIC WATER OF THE	)	OF WILLIAM M. GORDY, DECEASED,
STATE OF IDAHO, APPLICATION	)	AND LEE GRAHAM TO APPLICATION
NO. 65-7329	)	NO. 65-7329

*

*

*

COME NOW the Protestants, Edna M. Gordy, individually and as Personal Representative, and Lee Graham, and protest the issuance of the permit pursuant to Application No. 65-7329 of Lon Robinette as follows:

I

The Protestant, Edna M. Gordy, is the duly appointed and qualified Personal Representative of the estate of William M. Gordy, deceased, and makes this Protest, both on her own behalf and as

65 7329

such Personal Representative, and maintains residence at Route 2, Box 192, Emmett, Idaho. Protestant, Lee Graham, is Lessee of certain real property owned by Protestant, Edna M. Gordy, pursuant to a Farm Lease bearing date March 1, 1969, and maintains residence at Route 7, Caldwell, Idaho.

II

On November 29, 1972, Applicant, Lon Robinette, filed with the Department of Water Administration for Permit No. 65-7329, under and by the terms of which Applicant applied for a permit to appropriate public water of the State of Idaho for use in the Southwest quarter of the Northeast quarter, Section 9, Township 8 North, Range 5 West, Boise Meridian, on Twenty-two acres therein situate.

III

Protestants make this Protest on the grounds and for the reasons as follows:

a. The water supply is insufficient for the purpose for which it is sought to be appropriated.

b. That Protestants are the users of the water right appropriated by diversion and application to a beneficial use, and Protestants and their predecessors in interest have used such water right consistently for approximately Thirty years last past, and there is insufficient water to supply the water right owned and operated by Protestants and

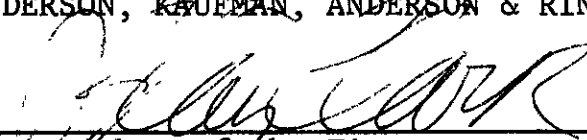
the water sought to be appropriated by the Permit No. 65-7329.

c. That the quantity of water under the existing water right owned and operated by Protestants would be reduced.

WHEREFORE, Protestants pray that the application of Lon Robinette, No. 65-7329, be denied by the Department of Water Administration of the State of Idaho; that a hearing be conducted before the Director of the Water Administration pursuant to Chapter 52, Title 67 of the Idaho Code and §42-203 of the Idaho Code.

Dated this 29th day of December, 1972.

ANDERSON, KAUFMAN, ANDERSON & RINGERT

By 

A Member of the Firm

503 Idaho Building, Boise, Idaho
Attorneys for Protestants

65 7329

January 2, 1973

Re: Application for Permit No. 65-7329 Lon Robinette

Independent Enterprise
Box 348
Payette, Idaho 83661

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced item. The legal notice was to have been published in your paper on December 14, 1972 and December 21, 1972.

Your cooperation in this matter is greatly appreciated.

Sincerely,

DEANNA E. FELDT
Secretary

DEFd

65 7329

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215
Western District Office



Water Rights Administration
Water Resource Investigation
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

December 5, 1972

RE: APPLICATION FOR PERMIT NO. 65-7329 LON ROBINETTE

Independent Enterprise
Box 348
Payette, Idaho 83661

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.

An affidavit of publication must be submitted to the Department 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 the same has been paid."

(signature of claimant)

Sincerely,

65 7329

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that LON ROBINETTE,
Rt. 1, Box 127, Payette, Ida.
has on November 29, 1972 submitted Application No. 65-7329
for a permit to appropriate .44 cubic feet per second ~~XXXXXX~~
~~XXXXXX~~ of water from drain water, trib. to Payette River
by means of pump & gravity ditch
within the SW 1/4, Sec. 9, T. 8 N., R. 5 W., B.M., Payette County

to be used from April 1 to Oct. 31
for irrigation of 22 acres

within the SW 1/4, Sec. 9, T. 8 N., R. 5 W., B.M.

If issued, this permit will be subject to all prior water rights. Pro-
tests against the granting of the permit must be filed with the Idaho Depart-
ment of Water Administration, Statehouse, Boise, Idaho, 83707, on or before
Jan. 2, 1972.

R. KEITH HIGGINSON

Director

Published in the Independent Enterprise, Payette, Ida.
on Dec. 14, 1972 and Dec. 21, 1972

65 7329