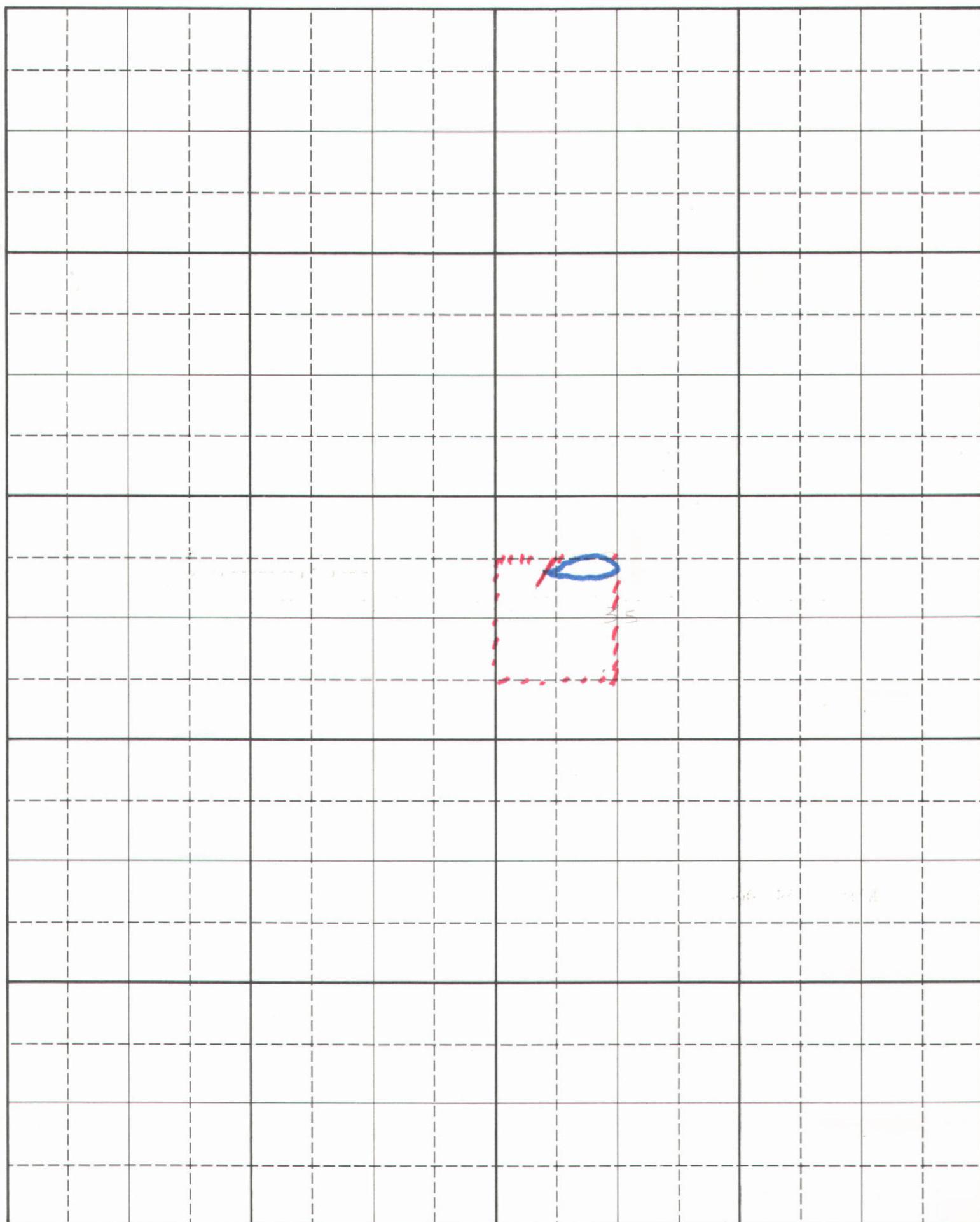


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Orville H. Roberts
(Applicant)

CS 7225

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO)

County of Valley)

Donald E. McMahan

) ss.
)

, being first duly sworn, deposes and

says: That he is the Publisher of the Star-News, a Weekly newspaper published at Cascade and McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said news-

paper once a week for Two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began September 23, 1971, and ended September 30, 1971

Donald E. McMahan
Subscribed and sworn to before me, a Notary Public in and for the County of Valley, and the State of Idaho, this 1st day of October, 1971.

Donald H. Fuller, Notary Public.
My commission expires Co-2, 1974

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Orville Roberts, Donnelly, Idaho has on August 3, 1971 submitted Application No. 65-7225 for a permit to appropriate 1.0 cubic feet per second and 30 acre feet per annum of water from an unnamed stream, tributary to Cascade Lake by means of dam within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 16 N, R. 3E, B.M., Valley County. The water is to be stored from Jan. 1 to Dec. 31 for irrigation purposes; and it is to be used from Jan. 1 to Dec. 31 for recreational purposes within the

SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 16N, R. 3E, B.M. and from June 1 to Sept. 15 for the irrigation of 160 acres within the S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 16N, R. 3E, 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 October 11, 1971.

R. KEITH HIGGINSON
Director

Published in the Star-News, on
Sept. 23 and Sept. 30, 1971.

65-7225

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECORDED
FEB 13 1990

A. GENERAL INFORMATION

Department of Water Resources
Permit No. 325-8772

1. Owner: Orville Roberts Phone No. 83616
Current Address: HC 38, Box 20, Donnelly, Id
2. Accompanied by: Orville Roberts EXAM. DATE: 8-3-87
Address: Phone No.
Relationship to Permit Holder:

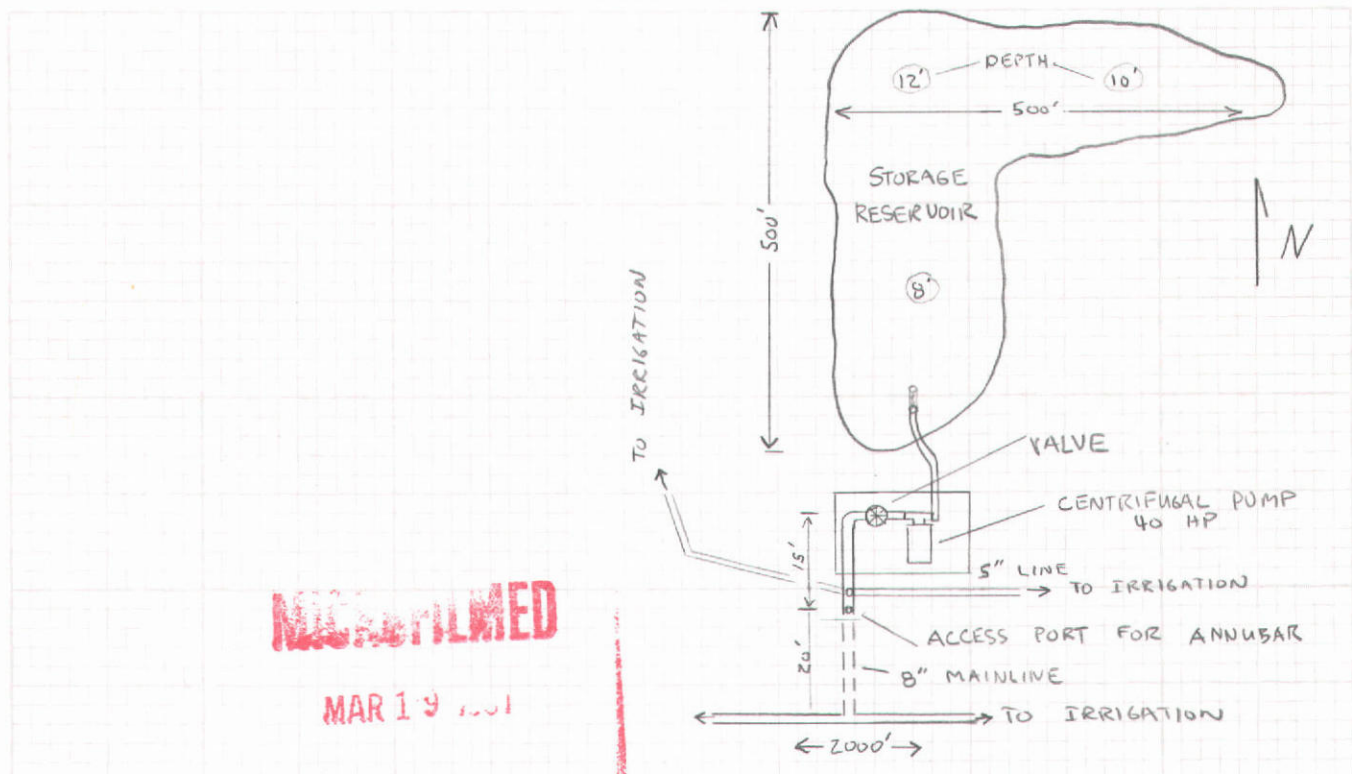
3. Source: Seepage- waste water and unnamed stream tributary to Cascade Lake
Some known as unn. stream per IDWR standards. 2/2/90

B. OVERLAP REVIEW

1. Other water rights with same place of use: 65-7717, 65-02256, 65-02441, 65-03571, 65-09800 ☐ Copies Attached
2. Other water rights with same point of diversion: 65-3571 probably same unn. stream source. However storage can be considered a separate source from earlier direct flow rights. ☐ Copies Attached ☐ Copies of Field Exam's Attached
See attached overlap pg.

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



RECORDED

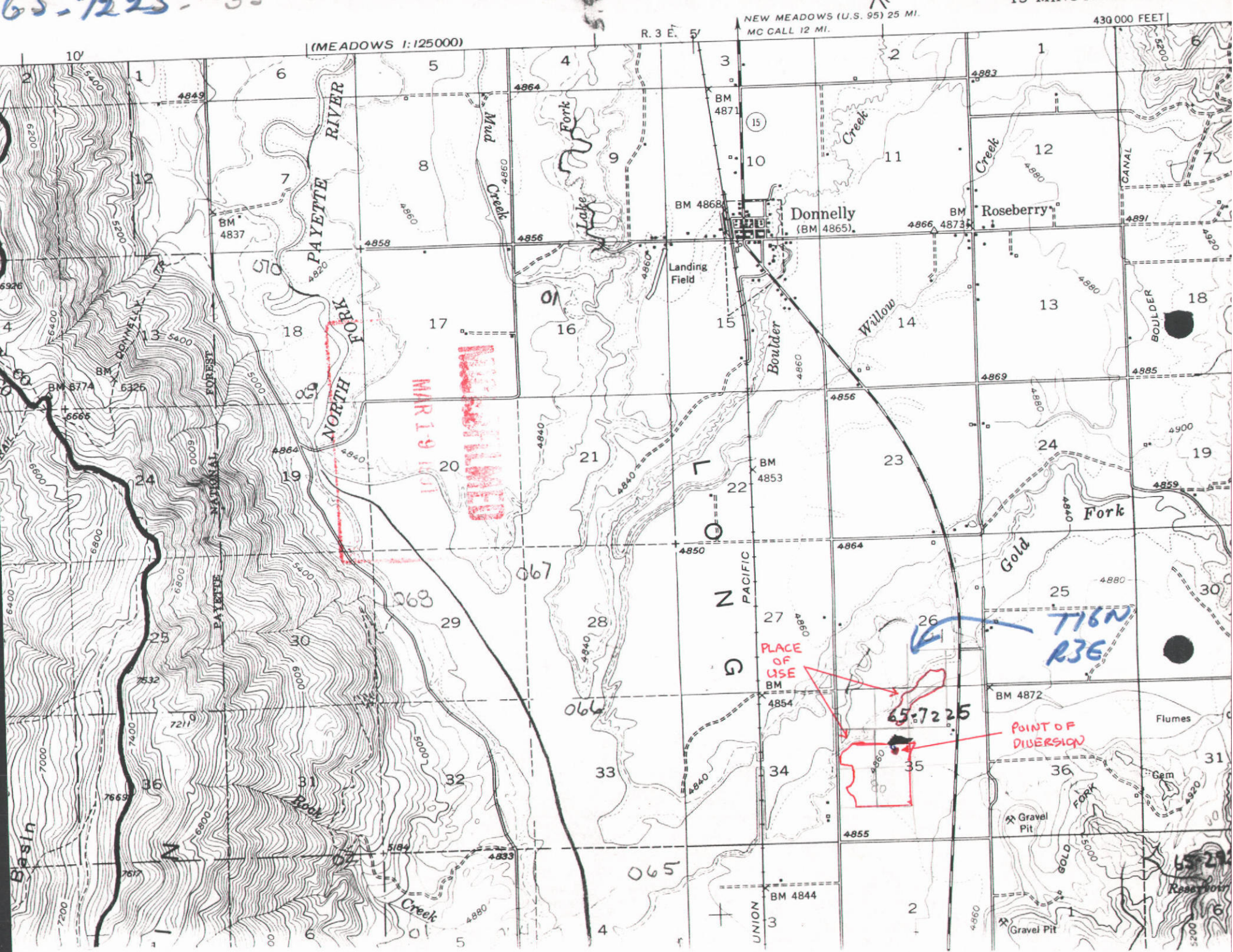
MAR 19 1991

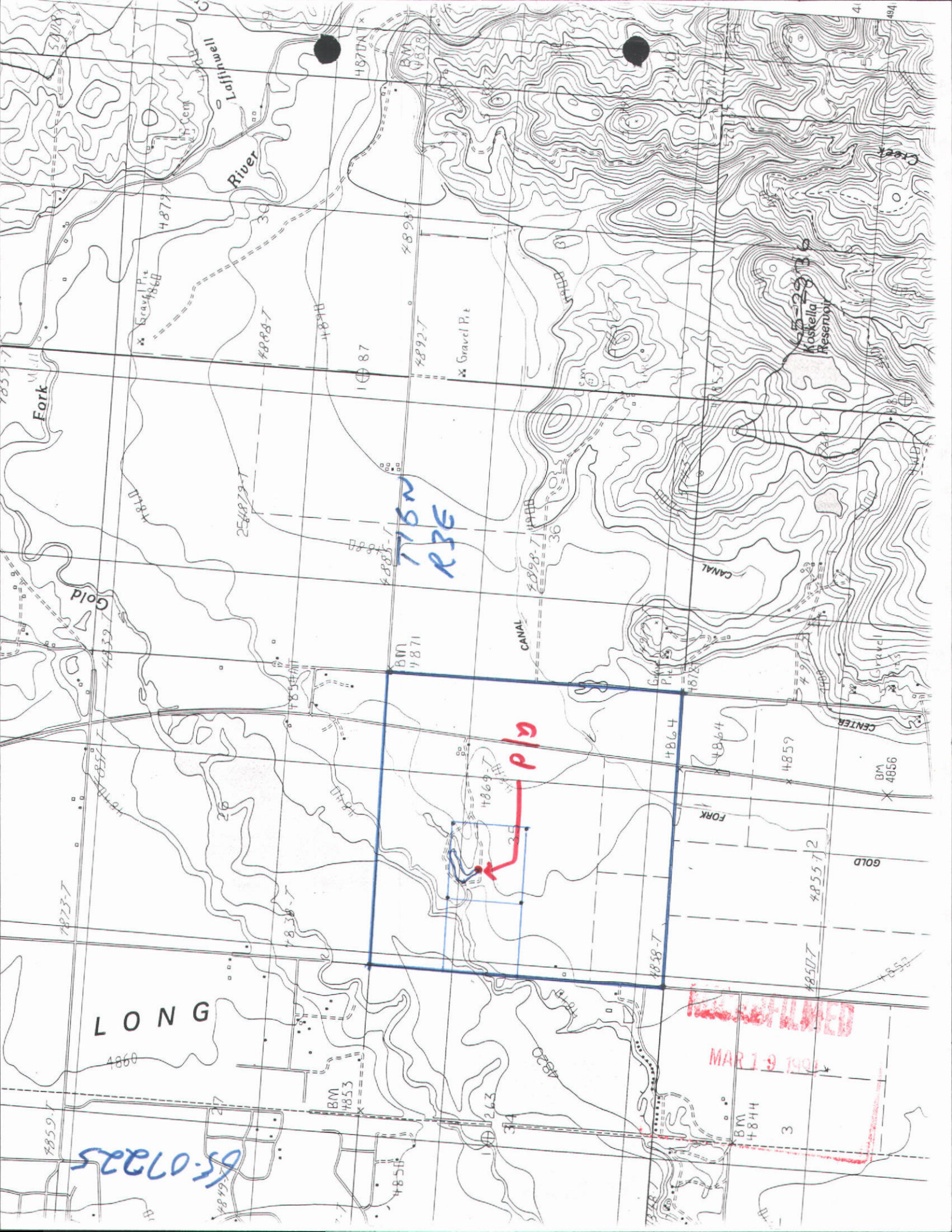
Scale: 1" = VARIABLE

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

65-7225-#35

15 MINUTE SERIES (TOPO)





Fork

Lafayette River

Koskella Reservoir

CANAL

CENTER

FORK

GOLD

LONG

RECEIVED

MAR 19 1991

176N
R3E

P12

65-07225

2002

S. 26

5.35

T16N
R3E

SW SE
T283
15
A187

NEW 13
PLACE OF USER

STORAGE
RESERVOIR

POINT
OF
DIVERSION
e
2/2/90
WNE

[illegible]

NE SW
39

T285

A133

(50A)

REPROFILMED

MAR 19 1991

34 35 3

T 289

AF33
(131A)

T543

A122

(600A)

T16N
T15N

POINT OF DIVERSION

Pump is inside shed.
Pond is seen in
background.



Place of Use

This shot is from
P/D looking S.W.



MICROFILMED

MAR 18 1991

34 35

35 36

Gold Fork of
Cascade
Lake



DAM SITE
PUMP SITE
Pipe
Permit No. 65-7225

Claim To water right
Ident. No. 65-3571

Claim To water right
Ident. No. 65-3573

Claim To water
right at
Ident. No.
65-3572

65 7225

ORVILLE & SELMA ROBERTS
Donnelly, Idaho

SCALE 1" = 660'

17 FT Dam SURFACE ACRES 2.0
(Black) EST. STORAGE 12 AC-FT

19 FT Dam SURFACE ACRES 2.3
(Blue) EST. STORAGE 16 AC-FT

B
56.5
A-133



Section 35, Twp. 16 N., R. 3 E., G. 4

State Hwy. 55
To Donnelly 4 mi

34 35
3 2

35 36
2 1

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 65-07225

Priority: August 25, 1971

Maximum Diversion Rate: 1.00 CFS
Maximum Diversion Volume:¹ 375.0 AF

This is to certify, that ORVILLE ROBERTS
HC 38 BOX 20

DONNELLY, ID 83615 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated August 3, 1971; and
has submitted Proof of Beneficial Use on January 12, 1982. An examination indicates
that the works have a diversion capacity of 1.680 cfs of water from:

UNBOWED STREAM tributary to CASCADE RESERVOIR

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	1.00 CFS	363.0 AF
IRRIGATION STORAGE	01/01 to 12/31		12.0 AF
IRRIGATION FROM STORAGE	04/15 to 10/15		12.0 AF
RECREATION STORAGE	01/01 to 12/31		12.0 AF
	Totals	1.00 CFS	375.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SEEN, Sec. 35, Township 16N, Range 03E
VALLEY County

PLACE OF USE: IRRIGATION

<u>TWP</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
16N	03E	26	SWSE 15			15
		35	NWNE 10	SENE 1	NENE 13	
			SWNW 17	SESW 30	NESW 39	
			NWSW 26			136

Total number of acres irrigated: 151

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

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.

MICROFILMED

MAR 19 1991

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**
WATER RIGHT NO. 65-07225CONDITIONS/REMARKS:

2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

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 13TH day of FEBRUARY, 1991.

Acting for R. Keith Higginson, Director

NOT RECORDED

MAR 18 1991

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-07225

APPROVED

Date of Priority: August 25, 1971

Maximum Diversion Rate:
Maximum Diversion Volume:¹

1.00 CFS
375.0 AF

Comes now
HC 38 BOX 20
DONNELLY, ID 83615

ORVILLE ROBERTS

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 65-07225, and requests that the permit be changed as follows:

Source: **UNDAMMED STREAM**

tributary to **CASCADE RESERVOIR**

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	1.00 CFS	363.0 AF
IRRIGATION STORAGE	01/01 to 12/31		12.0 AF
IRRIGATION FROM STORAGE	04/15 to 10/15		12.0 AF
RECREATION STORAGE	01/01 to 12/31		12.0 AF
	Totals	1.00 CFS	375.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SE1/4, Sec. 35, Township 16N, Range 03E
VALLEY County

PLACE OF USE: IRRIGATION

<u>TWP</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
16N	03E	26	SWSE 15			15
		35	NWNE 10	SWNE 1	NENW 13	
			SWNW 17	SE1/4 30	NESW 39	
			NWSW 26			136

Total number of acres irrigated: 151

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Boise, Idaho, this 4 day of February, 1991.

MICROFILMED

MAR 19 1991

Orville H. Roberts
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-07225

FOR DEPARTMENT USE ONLY

Preliminary check by ✓ Fee SC \$20.00 Received by SC Date 2/4/91 #C019569

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 65-07225 with the following;

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 .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

Witness my hand this 13TH day of February, 1991.

Acting for

R. Keith Higginson
R. Keith Higginson, Director

NOT RECORDED

MAR 18 1991

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 65-7225

ORDER

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

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

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

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

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

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows:

"The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 1st day of June 1981.

Glen Saxton

GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JAN 5 1971

Department of Water Resources
Western Regional Office

Department of Water Resources

APPLICATION FOR EXTENSION OF TIME

State of Idaho)
County of Ada)

Permit No. 65-7225

Orville Roberts of Donnelly, Idaho 83615
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder *, of Permit to
Appropriate the Public Waters of the State of Idaho No. 65-7225.

That under the terms and conditions of said permit, work thereunder was required
to be completed on or before February 1, 19 77.

That he has heretofore performed the following work described under said permit:
Removed the larger trees and about 1/4 of the small brush and willows. The
dam site was surveyed. Then the U.S. Bureau of Reclamation recinded my
right to proceed.

Costing \$ 100.

That he is unable to complete the remainder of the work within the required time for
the following reasons, to-wit: Work was stopped after the U.S.B.R. recinded my
right to proceed. I now am negotiating with the U.S.B.R. to allow the
completion.

Wherefore, he asks that the Department of Water Resources extend the time for the
completion of obligations under said permit to February 1, 19 82.

Orville H. Roberts
(signature) *

Subscribed and sworn before me this 5th day of January, 19 77.

seal

Lyle Glen Saxton
Notary Public residing at
Boise, Idaho

My commission expires 11-25-78

ACTION OF THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED
and the time within which to submit proof of beneficial use of water be extended
to February 1, 1982.

Witness my hand this 17 day of January, 19 77.

A. Kenneth Dunn
A. KENNETH DUNN
Administrator, Operations Division

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available
through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

Identification No. 65-7225

Application No. _____

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 Orville Roberts
post office address Donnelly, Idaho 83615
- 2 Source of water supply Unnamed Stream which is a tributary of Cascade Lake
- 3 a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 35 Township 16N
Range 3E B.M. Valley 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 30AF for recreation purpose from January 1 to Sept. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 30AF for irrigation purpose from January 1 to Sept. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 1.0 for irrigation purpose from June 1 to Sept. 15 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a 1.0 cubic feet per second and/or
b 30AF ^{FE 1/20/71} acre feet per annum.
- 6 Proposed diverting works
a Description of ditches, flumes, pumps, headgates, etc. Dam in small unnamed stream

b Height of storage dam 25 feet, active reservoir capacity 30 acre feet; total reservoir capacity 30 acre feet, materials used in storage dam: Earth and rock
Period of year during which storage will occur January 1 to Sept. 31 ^{O.R.} 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 \$ _____.
8. Description of proposed uses
a If water is **not** for irrigation. Recreation
(1) Give the place of use of water: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 35 Township 16N
Range 3E 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. Home sites may be sold along proposed reservoir.

65 7225

65 7/25

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

TWP	RANGE	SEC	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
16N	3E	35							40	40	40	40							160

Total number of acres to be irrigated 160

c. Describe any other water rights used for the same purposes as described above. 300 shares with Gold Fork Irrigation Co., and License No. 65-2441

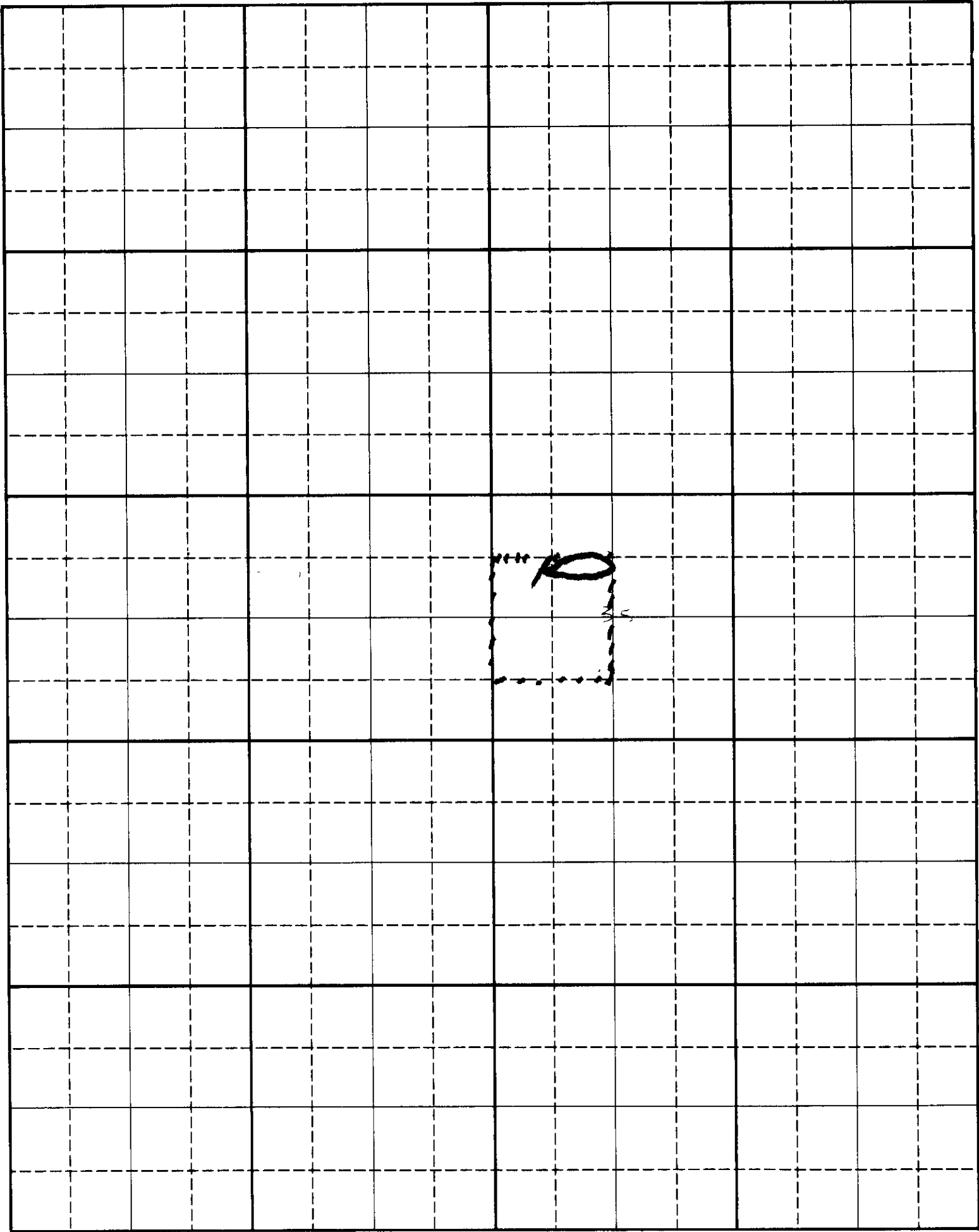
9. a. Who owns the property at the point of diversion Bureau of Reclamation

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 Applicant will supply a copy of Agreement enabling him to build dam on the Bureau of Reclamation's land.

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.

Orville H. Roberts
(Applicant)

65 7225

Received by ej Date 8-3-71 Time 11:00 A

Preliminary check by DE Fee \$ 25.00 let #7424

Receipted by ej Date 8-3-71

Publication prepared by CR Date 9-15-71

Published in Star News

Publication dates 9-23 & 9-30-71

Publication approved CR Date 10-13-71

Priority reduced to 8-3-71 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DE BDF CSA

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

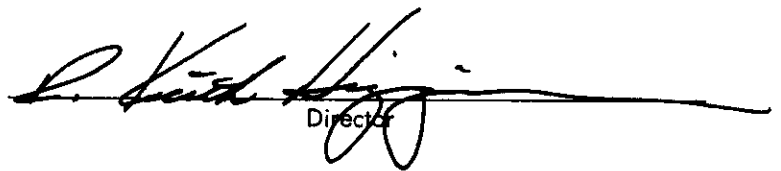
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 65-7225, and said application is hereby APPROVED.

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 February 1, 1977.
- c. Other. Adequate measuring devices of a type approved by this Department shall be permanently installed and maintained.

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

Witness my hand this 18 day of February, 1972.


Director

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 65-7225 Name Orville Roberts

Source Unnamed Stream, tributary of Cascade Lake

Point of Diversion SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 16N, R. 3E, B.M.

Quantity 30 AF Use recreation Period Jan. 1 to Dec. 31

Quantity 30 AF Use irrigation Period Jan. 1 to Dec. 31

Quantity 1.0 cfs Use irrigation Period June 1 to Sept. 15

Well Size _____ Diameter _____ Proposed Depth _____ Feet

Use 160 acres

Date Forwarded 9-17-71 Date Returned 9-22-71 Received by P.D.

COMMENTS: Static w/c is approx. 20-25 feet. Water levels show only minor changes or increases. Primary aquifer is sandy clay & rock. Well development is very light, aquifer should support additional development. Otherwise, subject to prior surface water rights.

RECOMMENDED:

Applied: Qty. _____ Use _____ Period _____ AF/A _____ AF _____

Qty. _____ Use _____ Period _____ AF/A _____ AF _____

Qty. _____ Use _____ Period _____ AF/A _____ AF _____

Maximum: Qty. _____ Use _____ Period _____ AF/A _____ AF _____

Qty. _____ Use _____ Period _____ AF/A _____ AF _____

Qty. _____ Use _____ Period _____ AF/A _____ AF _____

ACTION: Approved ☒ Denied _____

Conditions of approval or reason for denial: _____

INVESTIGATION By Paul M. Casteln Title W.R.I. - I

Date Sept. 22, 1971

65 7225

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO

County of Valley) ss.

Donald E. McMahan

being first duly sworn, deposes and

says: That he is the Publisher

of the Star-News, a Weekly newspaper published at Cascade and McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for

Two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began September 23

1971 and ended September 30, 1971

Subscribed and sworn to before me, a Notary Public in and for the County of Valley, and the State of Idaho, this

day of October 1971

My commission expires

Donald E. McMahan, Notary Public, 1974

65 722

February 14, 1991

ORVILLE ROBERTS
HC 38 BOX 20
DONNELLY, ID 83615

RE: WATER RIGHT NO. 65-07225

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

REFILED

MAR 19 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 31, 1991

ORVILLE ROBERTS
HC 38 BOX 20
DONNELLY, ID 83615

RE: WATER RIGHT NO. 65-07225

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the actual use of water found by a representative of our department at the time of the field examination. The enclosed application for amendment contains this information. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

Please note that the date of priority of this right has been advanced due to late submittal of the examination fee &/or exam fee information sheet.

The claim you filed on this right under the ongoing Snake River Basin Adjudication contains the same information that you listed on the original permit. Therefore, you should also amend your claim to match the information on the proposed license. Enclosed for your signature is the Amended Claim form with the license information already listed.

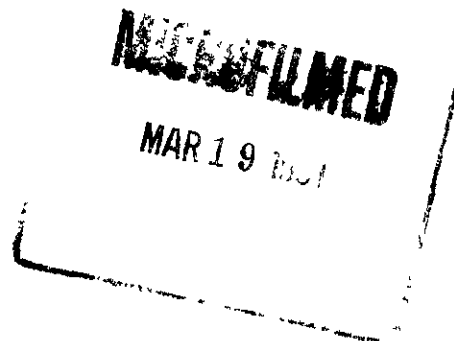
Once I receive the signed amended claim along with the application for amendment of the permit and its fee, the water right license will be issued and your claim to this right will be included in the Director's Report summarizing the water uses in the Snake River Basin. (See the attached table for a summary of the water appropriation process.)

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure



MEMORANDUM

TO: FILE 65-7225

FROM: KAY WALKER *KW*

RE: LICENSING RECOMMENDATIONS

DATE: 15-JUN-1990

=====

In reviewing this permit for licensing, I found that the field examiner had recommended that this right be limited to 30 AF for the storage and direct flow components. In talking to Mr. Roberts yesterday, it is obvious that his reservoir is filled continuously. As he pumps water out of the reservoir, a gate is opened on a slough which releases more water into the reservoir. Through this process he is purifying the water and has won an award for doing so. Since the reservoir is never pumped dry, we should not limit the volume amount on the license to 30 AF. I believe we should allow a volume on the direct flow component along with his 12 AF for storage.

$v = 151 \text{ ac.} \times 3.0 \text{ af} = 453.0 \text{ AFA}$

vs.

$v = 1.0 \text{ cfs} \times 1.9835 \times 183 \text{ days} = 362.98 \text{ or } 363.0 \text{ AFA}$

Option 2 would be the lesser of the two amounts and should be used on the license.

REFILMED

MAR 19 1991

MEMORANDUM

TO: FILE 65-7225

FROM: KAY WALKER

RE: PRIORITY ADVANCE REVIEW

DATE: 15-JUN-1990

=====

Mr. Roberts responded to our correspondence of 5/23/1990 by submitting a fee of \$75.00 to the Department (\$50. for exam fee and \$25. for late penalty). This review is prepared to show the process for determining the priority date of this permit.

A. EXAM FEE NOTICE SENT	6-05-86	156
B. DATE FEE DUE (60 DAYS)	8-04-86	216
C. DATE EXAM FEE INFORMATION SHEET REC'D	7-09-86	190
D. NUMBER OF DAYS LATE	NONE	
E. ORIGINAL PRIORITY DATE	8-03-71	215
F. NOTICE OF UNDERPAYMENT	5-23-90	143
G. FEE AND LATE PENALTY PAID	6-14-90	165
H. NEW PRIORITY DATE (E + G - F)	8-25-71	237

NOT FILMED

MAR 19 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

May 23, 1990

RE: Permit No. 65-7225

Orville Roberts
HC 38, Box 20
Donnelly, ID 83615

Dear Permit Holder(s):

We are in the process of licensing the above referenced water right. Because of an insufficient examination fee, the Department has no alternative but to issue the license for less than the amount actually diverted unless an additional fee is received. The amount of water to be licensed will be limited to 0.20 cfs rather than 1.0 cfs.

You can submit the additional exam fee along with a late payment penalty. The priority of the right will be advanced according to the number of days from the date of this letter to the date we receive the extra fee.

The exam fee required to cover the 1.0 cfs is \$50.00 and the late payment penalty is \$25.00, for a total of \$75.00.

The Department will hold action on licensing this right for 30 days to allow you to submit the above fee. If we do not receive the additional fee, we will proceed with licensing the water right for the limited amount of water.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

FILED

MAR 19 1991

*paid \$75.00
6/14/90
Receipt #C017285
kw*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 13 1990

A. GENERAL INFORMATION

Department of Water Resources
Permit No. 65-02256

1 Owner: Orville Roberts Phone No. 325-8772
Current Address HC 38, Box 20, Donnelly, Id 83616
2. Accompanied by: Orville Roberts EXAM. DATE. 8-3-87
Address Phone No.
Relationship to Permit Holder:

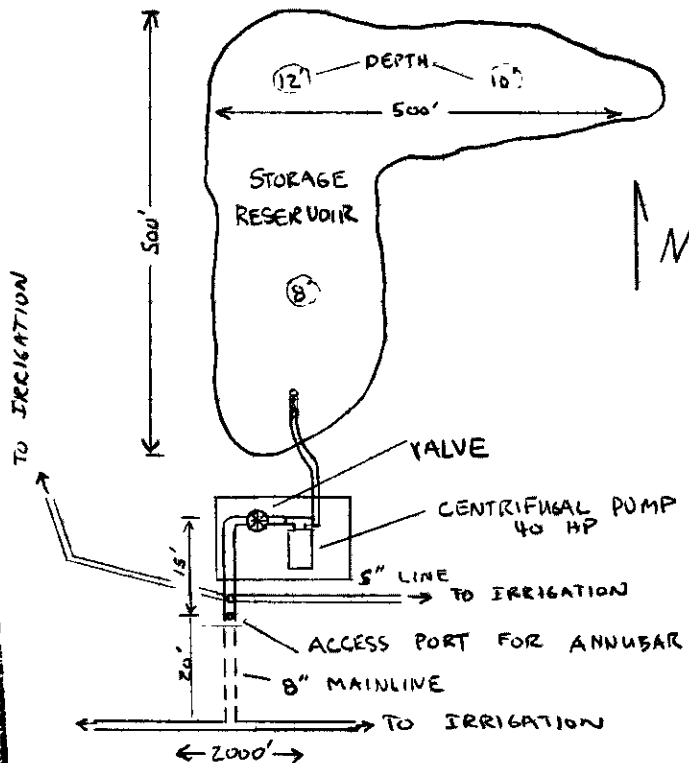
3 Source: Seepage - waste water tributary to Cascade Lake
and unnamed stream *Source known as unn. stream per IDWR standards. 8/2 2/2/90*

B. OVERLAP REVIEW

1 Other water rights with same place of use: 65-7717, 65-02256, 65-02441, 65-03571, 65-09800 ☐ Copies Attached
2 Other water rights with same point of diversion: 65-3571 probably same unn. stream source.
However, storage can be considered a separate source from earlier direct flow rights. ☐ Copies Attached ☐ Copies of Field Exam's Attached
See attached overlap pg.

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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MAR 14 1991

Scale: 1" = Variable

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

System Description (continued)

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

A large reservoir is used to store irrigation runoff of roughly 1500 acres up valley from the Roberts Ranch. A 40 HP pump diverts water from the pond to sprinkler lines. System pressure is near 60 PSI. Sprinkler lines are 1700' in length. Both hand lines and self-propelling sprinklers are used.

☐ 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
Reservoir Pump	Gould Century	40	286TCLZ	Berkley	75 & 3502

*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
				SE NW	35	16N	3E	valley	Topographic Map/Aerial Photo

6. Place(s) of Use:

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
16N	3E	35	10	1	13	17	30	39	26					15	138 136
16N	3E	26												15	

* These are same as
as in 65-03571, sek
overlapping page

150 151

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
Annubar	-	-	-	091415	8"	-

2. Measurements:

Pressure differential 47" high
36.5" low
Differential 10.5"

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method: Annubar Manometer $Q = 1.68$ cfs $\text{fl } 1/26/90$ from Annubar pg.

2. Alternate Method for Checking Purposes: $Q = \frac{(8.8)(1.8)(40)}{[(2.31)(60)]^{1.0}} = 1.90$ cfs $\text{fl } 1/26/90$
Assume $Z \approx 10'$
use HP equation

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)
N/A
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:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{151}{150} \times 3 \text{ AFA} = 453$ $\text{fl } 2/4/90$
 $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.0 \times 183 \times 1.98 = 362$ *
 $V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 362 \text{ AFA}$ *

2. Volume Calculations for Other Uses

FOR STORAGE: From Dam Safety Records MAR 19 1991

Capacity 12 AF

* $(1.0)(183)(1.9835) = 362.98 = 363.0$

but if limit cfs to .20 based on exam fee paid, $(.20)(183)(1.9835) = 72.6$ cfs

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Right 65-7717 29 acres irrigation from springs

65-2256

Gold Fork Irrigation District

Used as supplemental source to stream water

Combined rights shall not exceed .02 cfs

per acre.

* NOTE Exam fee paid (\$50) applies to rate of flow &/or

at return. It does not apply to A.F. related to direct flow irrigation (30-12 = 18 at for direct flow volume component).

* 1 Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Storage for	1-1	12-31	12	12 AFA
Recreation from Storage	4-15	10-15	12	12 AFA
Irrigation from Storage	4-15	10-15	12	12 AFA
STORAGE FOR	1-1	12-31	12	12 AFA
Irrigation	4-15	10-15	12	12 AFA
Totals:			12	12 AFA

2. Recommended Amendments

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

J. AUTHENTICATION

Field Examiner's Name

Richard J. Gempke

Signature

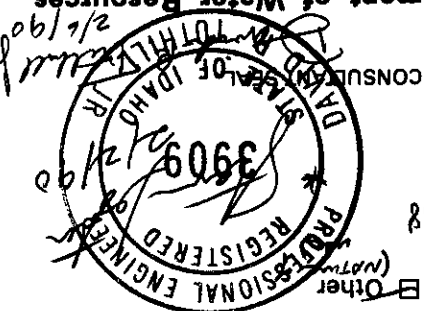
Richard J. Gempke

Certification Date

Field Report Preparation Date

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

* License Recommendation remains within limit of permit interference. 12 at
Reservoir for irrigation and recreation and direct flow irrigation are
provided.
G.U. Permit Rate AFA



None ☐ Other (NOTE) ☐

12 AFA for STORAGE ONLY

362 AFA

374 AFA

12 AFA

362

12 AFA

12 AFA

12 AFA

12 AFA

12 AFA

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allow storage all year based on permit issued for recreation storage

12.0

N/A

11-12/31

Recreation storage

12.0

N/A

4/15-10/15

Irrigation

12.0

N/A

4/15-10/15

Irrigation from storage

12.0

N/A

11-12/31

Irrigation storage

State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR ANNUBAR MEASUREMENT

Measured by: Rich Date 8-3-87
Owner: Orville Roberts Permit No. 65-7225

Description of well &/or measuring site

- Include any clarifications of the sketch
- Include legal description if more than one p.d. is described in the Field Report

Location of port is ideal. At least 15' of straight
pipe in both directions, refer to graph

Measured inside diameter of pipe in inches

(A) 7.75

Size of Annubar used in test 8"

State ID No. 091415

Model No. of Annubar Meter Used 091415
(Model No. = 75 for 8" and larger) SEE "C" BELOW
(Model No. = 73 for 4")

Size Eagle Eye Meter Used -

State ID No. -

Date of Last Calibration of Meter -

Observed inches of H₂O read on Meter

(B) 10.5

Flow Correction Factor (From Calibration Graph)
(Use 1 if Error is $\pm 2\%$ at observed pressure)

(K) 1

Select C based on Annubar Model No.

SIZE	C
6	3.75
8	3.87
10	3.94
12	3.99
14, 16	4.01
18, 24	4.02
30 +	4.03

(C) 3.87

CALCULATION: $K \frac{(A^2)(\sqrt{B})}{448.8} C =$

= 1.68 cfs measured

SKETCH (If not shown on Field Report):

MICROFILMED

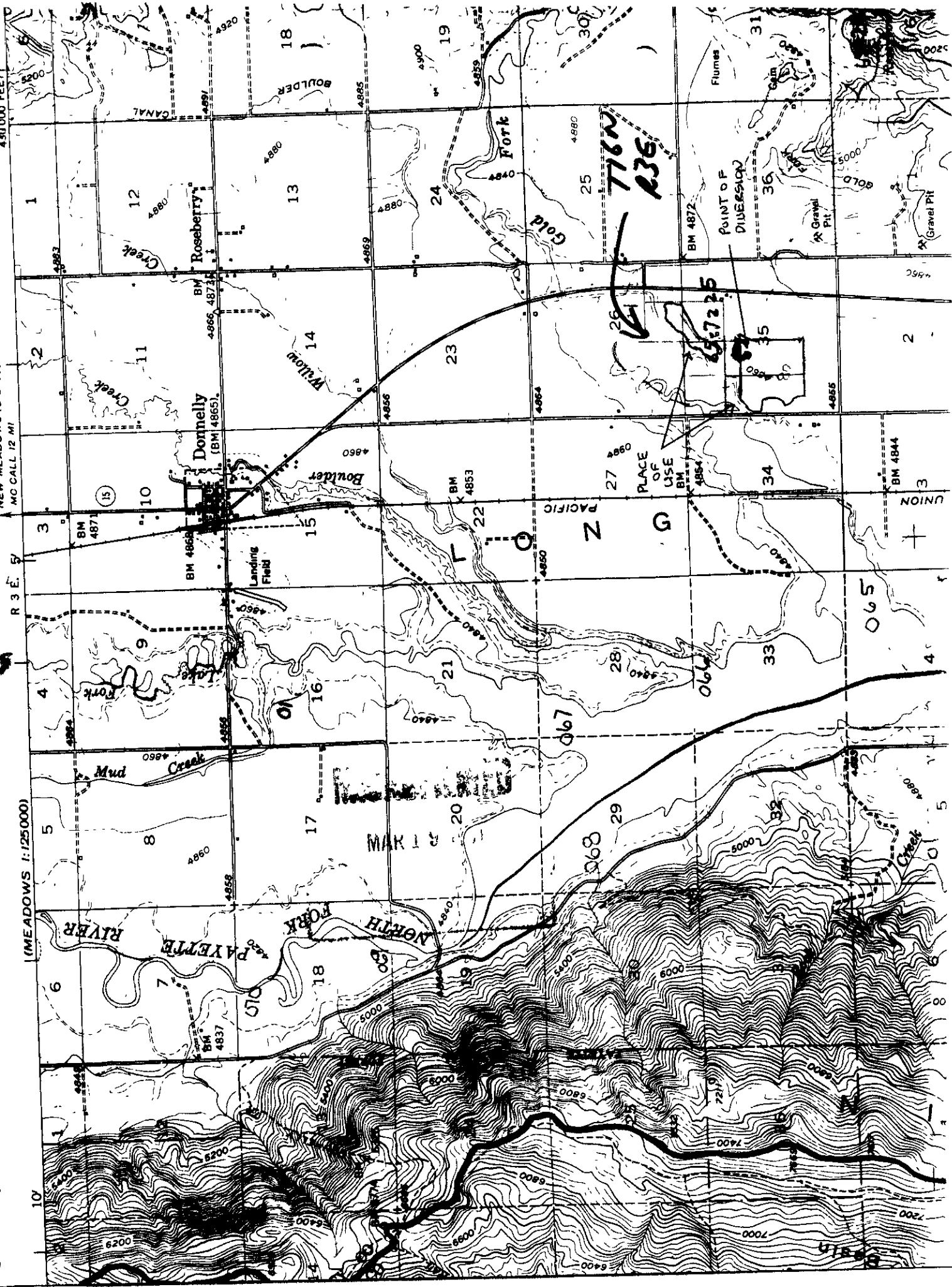
MAR 8 1988

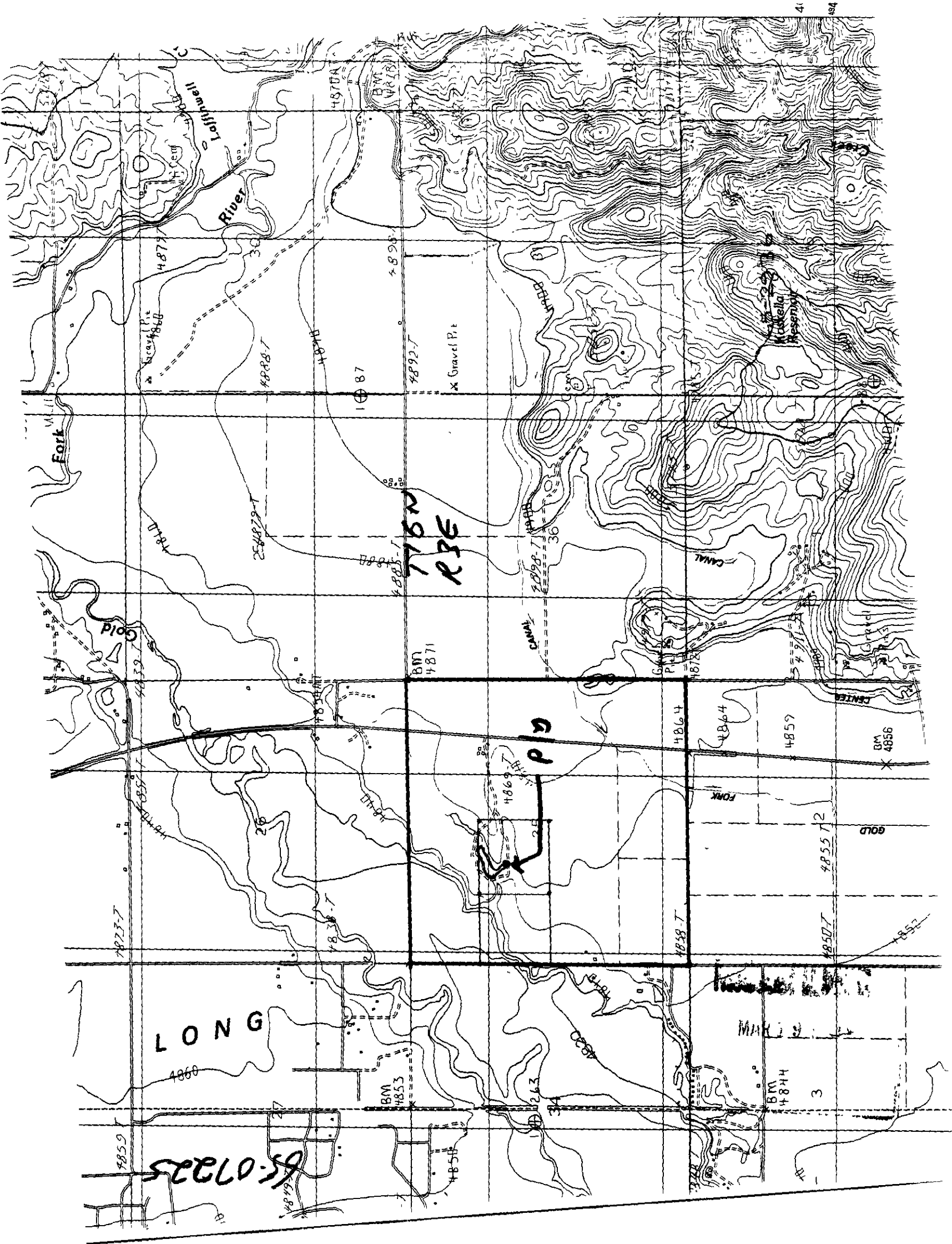
65-1225-35

12

53

22





03/23/90

POINT OF DIVERSION 1/4 1/4 T-R-S REPORT

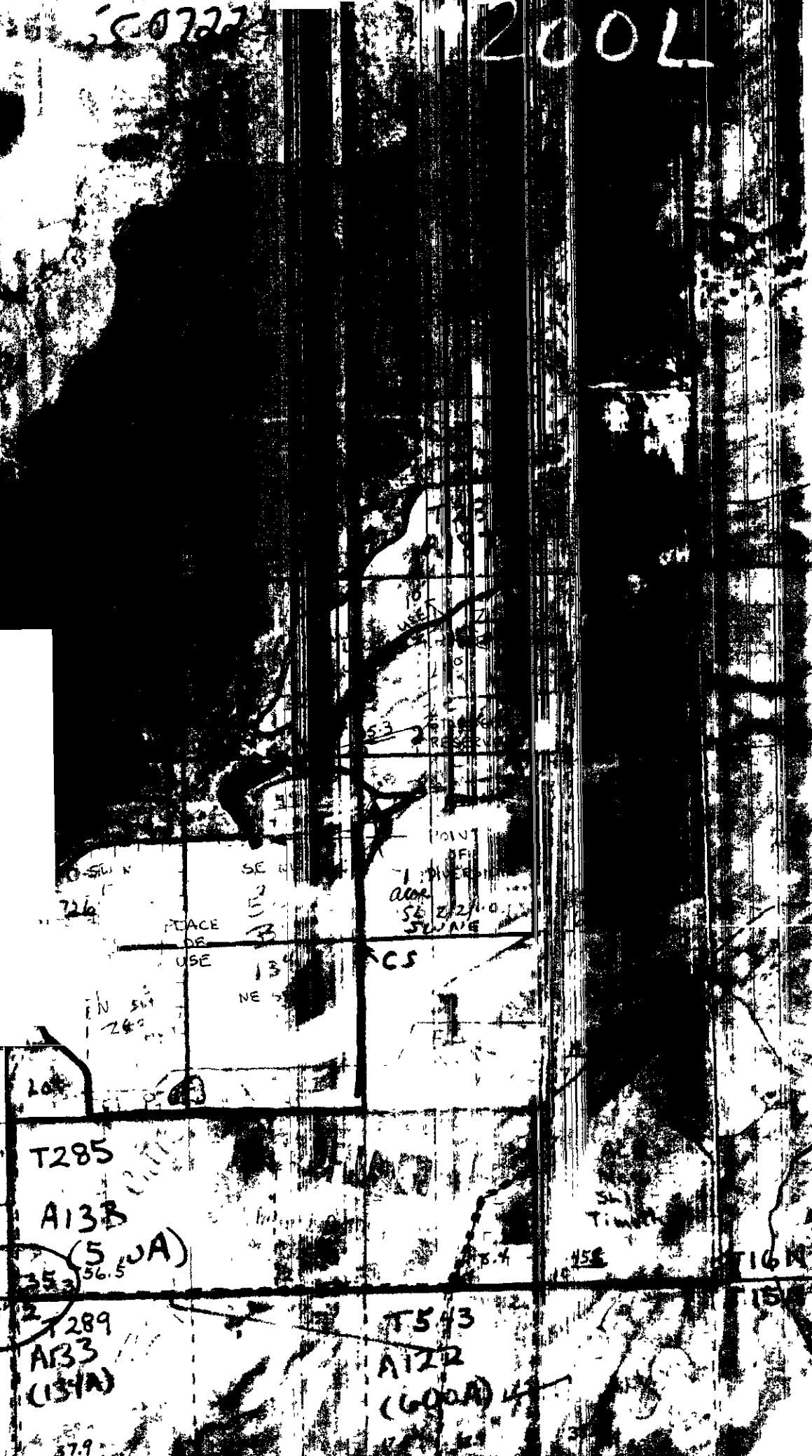
WR-NUMBER	NAME	STG	SOURCE	NE				NW				SW				SE			
				T	R	S	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6502441	ROBERTS	D	UNNAMED STREAM	16N	03E	35	X												
6503571	ROBERTS	D	UNNAMED STREAM	16N	03E	35				X									
6503573	ROBERTS	D	GROUNDWATER	16N	03E	35			X										
6507225	ROBERTS	P	UNNAMED STREAM	16N	03E	35					X								
6509800	OLSON	D	GROUNDWATER	16N	03E	35									X				
6507225	ROBERTS	L	UNNAMED STREAM	16N	03E	35				X									

UNNAMED

MAP 18

50722

1200L



INDIANA DEPARTMENT OF WATER RESOURCES
INVENTORY WORKSHEET - DAM

65-7225

FORM NO. 1

Identification No. D65-7225
Name of Dam ROBERTS
County VALLEY
River or Stream ROBERTS CK (CONTROL INFLOW)
Purpose TR (Specify if other)
Location Sec 35, Township 16N, Range 03E SE 1/4 NW 1/4 - MARTIN - DONNELLY

FORM NO. 2

Name of Owner ORVILLE ROBERTS
Owner's Phone No. 325-8772 (Alternate phone no.)
Address Line 1

FORM NO. 3

Address Line 2
Address Line 3 City DONNELLY, State ID, Zip Code 83615

FORM NO. 4

Type of Dam EARTH (Other dam types)
Storage Capacity (ac-ft) 112
Height of Dam (ft) 112.0
Drain. Area (sq. mi.) 120 AC
Res. Surface Area (ac) 2
Year Completed 1977 (Date enlarged, reconstructed, etc.)
Crest Elev. (M.S.L.) 4860 APPROXIMATE
Crest Length (ft) 150 (Dike lengths)
Spillway Type GLEHOLE (Auxiliary spillways)
Spillway Depth (ft) 3.5 (Aux. spillway depths)
Spillway Capacity (cfs) 21 @ 1/2 FT FREEBOARD
Hazard Classification 3
Region 2

FORM NO. 5

Last Inspection Month 8, Year 82
Approval Expiration Month 11, Year 87
General Condition GD
Q 100 (cfs) 18 ESTIMATE
Outlet Type RNFONP 12" DIA PIPE
Outlet Capacity (cfs) 11 EST.
Problems/Remarks

MICROFILMED

MAR 19 1981

WATER RIGHT: 65-7225 - PERMIT FOR 30 AF

65-07225

82 2/2/90

OverlapP/D

65-03571 probably same water stream although can't be sure from topo information. This is not a storage right. Generally, can consider storage separate source from direct flow when dealing with same source. See plan below. *

P/W

65-02256 gold Fork Creek (should be River) via gold Fork Irrigation for some of same acres.

65-07717 Springs for some of same acres.

65-09800 groundwater (other use)

65-02441 water stream, other source since pld in NENE S. 35

* 65-03571 includes some common acres with 65-07225.

From ASCS photo, Sec. 35:

SWNW appears ± 17 ac. are irrigatable

SENW " ± 30 " " "

remaining acres per tract are timber, water, or other non-irrigatable lands.

Thus, 65-03571 provides .02 cfs/ac from water streams for common acres in 5 1/2 NW 1/4 S. 35. Permit provides additional water ~~from~~ storage for same acres. Can license since storage is a new source.

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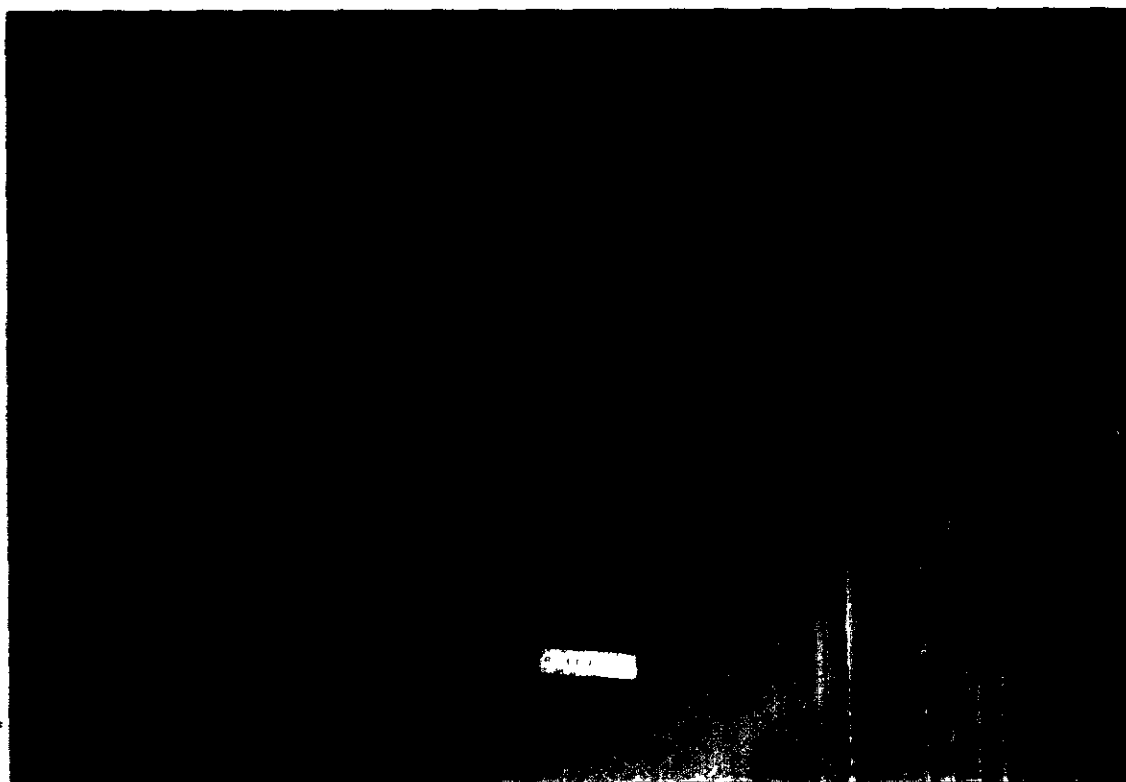
POINT OF DIVERSION

Pump is inside shed.
Pond is seen in
background.



Place of Use

This shot is from
P/D looking S.W.



RECEIVED

1965 8 1

KEYPUNCHED

4/86

For Office Use Only
Fee Received \$ 50
Date 7/9/86
Receipt # 40430
Receipt by [Signature]
Sent to S.O. 8-12-86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

1. Permit No. 65-7225

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ 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: ORVILLE ROBERTS

3. Post Office Address: HC 38, Box 20, DONNELLY, ID
83615 Telephone No. _____

4. Source of Water: SEEPAGE, WASTEWATER & UPR. STREAM

5. Extent of Use:

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 80-120 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted _____ cfs 12 acre-feet

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

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

ORVILLE ROBERTS 325-8772
(Name) ↑
HC 38, Box 20, DONNELLY, ID 83615
(Address) (Telephone Number)

☐ I choose to have the field examination conducted by a **REGISTERED** 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.) **MAR 19 1987**

Date July 9, 1986

Orville Roberts Owner operator
Signature of Permit Holder (and title, if appropriate)

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.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V EVANS

Governor

A. KENNETH DUNN

Director

65-7225

ROBERTS, ORVILLE

DUNNELLY, ID 83615

Mailing address:

Statehouse

Boise, Idaho 83720

138474

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, but you may 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

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

MAY 9 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

A. Kenneth Dunn
Director

(208) 334-2190

RE:

Dear

We acknowledge receipt of your statement submitted as proof as 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.

☐ A field examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

☐ A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

Judy Pense

Judy Pense
Secretary

MICROFILMED

RECEIVED

MAR 12 1982

Department of Water Resources



MICROFILMED

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

PLACE
TEN CENT
STAMP
HERE

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 65-7225

Name(s) of Permit Holder: Orville Roberts

Post Office Address: Donnelly, ID 83615

Tel. No. 325-8772

Source of Water: unnamed stream
 Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 160 (acres)
☒ Other connection, storage for irrigation

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

The above information is a true statement of the extent to which the above numbered permit has been developed * will make a request for removal of the

December 14, 1981 measuring device X Orville F. Roberts

Date

Signature of Permit Holder

January 14, 1982

Mr. Orville Roberts
Donnelly, Idaho 83615

RE: Permit No. 65-7225

Dear Mr. Roberts:

Pursuant to your visit to our office on January 12, 1982, we have reviewed the measuring device requirement on the above referenced permit.

Since your diversion is not located within an active Water District, and since to install a measuring device on your system would be costly, we will give you the option to install an access port in lieu of the measuring device.

Enclosed please find an Order that provides the access port option. Please contact this office if you have questions on this matter.

Sincerely,

L. GLEN SEXTON
Chief, Operations Bureau

LOS:EST:jg

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

ROBERTS, ORVILLE
DONNELLY, ID 83615

138937

NOVEMBER 30, 1981

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 65-7225 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE FEBRUARY 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

MICROFILMED

DDF
OK to file

April 20, 1977

Re: Permit No. 65-7225
(Orville Roberts)

Mr. Orville Roberts
Donnelly,
Idaho 83615

Dear Mr. Roberts:

With regard to your visit to this office on April 13, 1977 and to your questions related to the measuring device requirement on the above referenced permit, please be advised that the measuring device referred to on the permit would measure the inflow to the reservoir or be a staff gage. A staff gage would measure the level of the water in the reservoir and ultimately, would be used to determine the volume of water in storage.

An in-line flow meter to measure the rate of diversion from storage probably would not serve a useful purpose at this time.

If you have further questions, please contact this office.

Sincerely,

L. GLEN SAXTON, P.E.
Western Regional Supervisor

LGS:rf

bc: State Office

MICROFILMED

January 17, 1977,

Re: Permit No. 65-7225

Orville Roberts
Donnelly,
Idaho 83615

Dear Mr. Roberts:

Enclosed is a copy of the approved application for extension of time submitted on Permit No. 65-7225. The time within which to submit proof of beneficial use has been extended to February 1, 1982.

Sincerely,

JANICE RENK
Water Rights

Encl.

November 30, 1976

CERTIFIED MAIL

138121

Re: Permit No. 65-7225

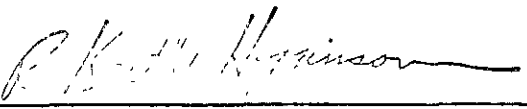
Orville Roberts
Donnelly,
Idaho 83615

Dear Mr. Roberts:

One of the conditions of approval of your water Permit No. 65-7225 (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 February 1, 1977. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

February 22, 1972

Re: Permit No. 65-7225 - Orville Roberts

Orville Roberts
Donnelly,
Idaho 83615

Dear Mr. Roberts:

Enclosed is a copy of your approved Application for Permit No. 65-7225. 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 adequate measuring devices has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

The approval of this permit does not constitute approval to begin construction of a dam. Section 42-1712 of the Idaho Code requires that a dam over 20 feet in height be designed by a registered engineer and plans be submitted and approved by this Department prior to the start of construction. We are enclosing "Rules and Regulations for Safety of Dams" for your information.

If you have any questions concerning this matter, please contact us.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:cr

Enclosures

65 7225

65 7225

100-1512
Department of Water Administration

Donnelly, Idaho

January 18, 1972

Mr. Fred Eisenbarth,

I noticed today that I forgot to enclose a map in your copy of a letter which I sent to the Bureau of Reclamation requesting an easement to build a dam.

I also showed the location of the other water filings which I have on this copy of the map.

Sincerely

Orville Roberts

65 7225

34 35

Gold Fork of
Cascade
Creek area



ORVILLE & SEYMOUR ROBERTS

SCALE 1" = 600'

SURFACE ACRES 2.0

EST. SURFACE 12 ACRES

7-01 11-18-91

16 ACRES

16 ACRES

56.5
A-133

16 N. R. 3E. Q. 4

SECTION 35

65 1243

Claim to unit
1917 &
1918
65-3500

35 36
2 1

Donnelly, Idaho
January 17, 1972

RECEIVED

JAN 18 1972

Department of Water Administration

Bureau of Reclamation
Central Snake Projects Office
214 Broadway Avenue
Boise, Idaho 83707

Attn: Mr. D.W. Applegate
Mr. Dick Fuller

Gentlemen:

I plan to build an irrigation water storage dam for supplemental irrigation water four miles south of Donnelly, Idaho as shown on the map provided. This dam, as planned, is to be constructed upon Bureau of Reclamation land to which I have a permanent agricultural easement.

Because of the nature of this land ownership, the Idaho Department of Water Administration is requiring an easement from the USBOR to me granting the further rights which I might need to build and maintain this dam and storage reservoir. I intend to maintain this water supply as a permanent appendage to my ranch and would not be content with an easement worded in terms implying questionable duration.

This dam will be located within the SW 1/4 NW 1/4, Sec. 35, T.16N, R.3E, B.M., Valley County. The reservoir would flood 2.0 acres (red lines on map) based on a pool depth of 17 feet with provisions to increase at a later date to 2.3 acres, based on a pool depth of 19 feet (blue line on map). The lower toe of this dam is at 4827 ft. elevation. This means that, at its high level, the Cascade Reservoir will bank one foot deep at the lower toe of this dam. This does not create a problem.

The dam will be constructed of compacted earth fill and will be built to standards required by the State of Idaho Department of Water Administration. The pump site and pipeline to the top of a ridge are shown on the map. Thirty acre feet per year is the estimated maximum need for supplemental irrigation water from this storage site. The pond will also provide seasonal recreation.

Sincerely,

Orville H. Roberts

65 7225



IN REPLY
REFER TO:

United States Department of the Interior

BUREAU OF RECLAMATION

CENTRAL SNAKE PROJECTS OFFICE

214 BROADWAY AVE.

BOX 7504

BOISE, IDAHO 83707

January 17, 1972

JAN 18 1972

Department of Water Administration

State of Idaho
Department of Water Administration
Attention: William R. Gossett
Statehouse-Annex 2
Boise, Idaho 83707

Dear Mr. Gossett:

Reference your letter of January 10, 1972, Re: 65-7225.

We do not consider that construction of a 25-foot high dam by Mr. Orville Roberts, near the flow line of Cascade Reservoir, would pose any safety hazard to Bureau of Reclamation facilities. It is understood that the dam would impound 30 acre-feet or less. Failure of the dam and dumping of this amount of water would have little effect on Cascade Reservoir which has a capacity of 653,200 acre-feet. However, there could be a safety hazard to boaters and other recreation users in the immediate area and we do not believe there should be any relaxing in the design standards for a dam of this height.

Sincerely,

D. W. Applegate

Project Superintendent

65 7225

January 10, 1972

Re: 65-7225

Mr. D. W. Applegate
U. S. Bureau of Reclamation
Central Snake Projects Office
Box 7504
Boise, Idaho 83707

Dear Mr. Applegate:

I am writing with regard to Mr. Orville Roberts' application for a permit to develop a small reservoir in the SW1/4NW1/4, Sec. 35; Twp. 16N, Rge. 3E, B.M.

Section 42-1712 of the Idaho Code would normally require that engineered plans and specifications be submitted and approved by this department before the proposed 25 foot high dam and 30 acre-foot reservoir could be constructed. I talked with Mr. Roberts several months ago and he explained that the toe of his proposed dam would be near the high water line of Cascade Reservoir. The department feels that, for this reason, the dam poses very little safety hazard and we will consider suspending the provisions of Section 42-1712, which would require that engineered plans and specifications be submitted and approved. Mr. Roberts would still be required to keep us informed of his activities and pursue the construction in accordance with Rule No. 7 in the enclosed "Rules and Regulations for Safety of Dams."

Although failure of the proposed dam would probably result in minimum downstream damage, the reservoir downstream is a Bureau of Reclamation facility and we would appreciate your views regarding the above described suspension of our provisions.

Sincerely,

WILLIAM R. GOSSETT
Dam Safety Engineer

WRG:mjl

Enclosure

65 7225



IN REPLY
REFER TO

United States Department of the Interior
BUREAU OF RECLAMATION

CENTRAL SNAKE PROJECTS OFFICE

214 BROADWAY AVE.

BOX 7504

BOISE, IDAHO 83707

December 29, 1971

RECEIVED
DEPARTMENT OF WATER ADMINISTRATION

Mr. Fred Eisenbarth
Department of Water Administration
614 State Street
Boise, Idaho 83705

Dear Mr. Eisenbarth:

In reply to your telephone call to this office on December 29, 1971, please be advised that the Bureau of Reclamation will grant to Mr. Orville Roberts whatever easements are necessary in connection with his proposed development of a small reservoir on Reclamation land described as follows:

T. 16 N., R. 3 E., B.M., Idaho
Section 35 - $N\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$, $N\frac{1}{2}S\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$ and
 $NW\frac{1}{4}SE\frac{1}{4}NW\frac{1}{4}$

Mr. Roberts holds permanent agricultural and grazing rights on the lands described and since the reservoir will be primarily for agricultural and grazing purposes, we can see no objections to his proposal.

Sincerely,

D. W. Aspligate

Project Superintendent

Copy to: Mr. Orville Roberts
Donnelly, Idaho

65 7225

12/20/71 10:00 AM

CONVERSATION MEMORANDUM

FILE 65-7225

NAME OF PARTY Dick Fuller (Bureau of Reclamation)

EMPLOYEE Fred Eisenbach

RE: Mr. Fuller called stating the Bureau will grant Mrs
Roberts an easement but this may take some time
before final approval. I told Mr. Fuller that if the
intentions of the Bureau was to grant an easement we
could continue the processing of Mr. Roberts application
without receiving the easement.

Hold for ASBR Collier

65 7225

December 10, 1971

Re: Application for Permit No. 65-7225 - Orville Roberts

C
Orville Roberts
Dunnally,
Idaho 83615

Dear Mr. Roberts:

Your application is in the final stages of approval, and before we can take any further action, it is required that we receive an assessment from the Bureau of Reclamation.

It was our understanding that the Bureau of Reclamation was to hold a hearing on the 19th of November. Would you please advise our office of the results of this hearing and whether or not the assessment was granted.

If the assessment was granted, we will require a copy of the document. We would appreciate your assistance in this matter as soon as possible so that we may take final action on your application.

Very truly yours,

Y
Fred Rosenberth
Appropriation Examiner

FE:cr

65 7225

November 5, 1971

Re: Application for Permit No. 65-7225 - Orville Roberts

C
Orville Roberts
Donnelly,
Idaho 83615

Dear Mr. Roberts:

Q
We wish to advise you that the processing of your application has been completed.

However, before final action is taken on your application, we will need an easement
P
from the Bureau of Reclamation.

If you have any questions, please contact this Department.

Very truly yours,

Y
Fred Eisenbarth
Appropriation Examiner

FE:cr

65 7225

September 15, 1971

Re: Application No. 65-7225 - Orville Roberts
65-7231 - Frank &/or Thelma Pace
65-7232 - Callenders, Inc.
65-7233 - " "
65-7234 - John P. Joyce

The Star News
Box 983
McCall, Idaho 83638

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 our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department 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)

Very truly yours,

65 7225

Donald W. McKelowney
Appropriation Supervisor

Bill submitted 10-13-71 By cl

DWM:CR

Enc: Legal Notices

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Orville Roberts, Donnelly, Idaho

has on August 3, 1971 submitted Application No. 65-7225
and 30
for a permit to appropriate 1.0 cubic feet per second / acre feet per annum
of water from an unnamed stream, tributary to Cascade Lake
by means of dam
within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 16N, R. 3E, B.M., Valley County. The water is to
be stored from Jan. 1 to Dec. 31 for irrigation purposes; and it is to be used from
Jan. 1 to Dec. 31 for recreational purposes within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 16N,
NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 16N, R. 3E, B.M. and from June 1 to Sept. 15 for the irrigation of 160
acres

within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 16N, R. 3E, 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 October 11, 1971.

R. KEITH HIGGINSON

Director

65 7225

Published in the Star News, McCall, Idaho

on Sept. 23 and Sept. 30, 1971

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

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



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

August 30, 1971

Re: Application for Permit No. 65-7225

Orville Roberts
Donnelly,
Idaho 83615

Dear Mr. Roberts:

Please find enclosed a copy of our letter dated August 9, 1971, in which we requested information in connection with the above referenced application for permit.

We would appreciate a response to this letter so that we may continue processing of the application.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:cr

Enc: copy

Answered in person 9-2-1971

65 7225

August 9, 1971

Re: Application for Permit No. 65-7225

Orville Roberts
Donnelly,
Idaho 83615

Dear Mr. Roberts:

In reviewing your application, it is noted under Item 4 that you have requested 30 Acre Feet for recreational purposes from June 1 to September 15, and 30 Acre Feet for irrigation from June 1 to September 15. We assume this to be storage for irrigation, and your point entry will be the rate at which the water will be diverted on a direct flow basis from the unnamed stream. We would suggest that you advise the Department to change your entry under Item 4 to show 30 Acre Feet of storage for irrigation instead of as it reads at this time.

We would like to point out that as the application is prepared, that you can only have water in your reservoir from June 1 to September 15, then before June 1, you will not have authority to have water in the reservoir. If this was your intent, we would suggest leaving the application as it is. Otherwise, we would suggest that the storage time for recreation and irrigation be changed to January 1 to December 31.

Your assistance in this matter is appreciated.

Very truly yours,

Donald W. McElownay
Appropriation Supervisor

DMH:er

Enc: Original application for permit

65 7225