

RECEIVED

Affidavit of Publication

MAR 15 1976

THE RIGBY STAR

Department of Water Resources
Eastern District Office

STATE OF IDAHO,

County of Jefferson

SS

Legal Notice

NOTICE OF APPLICATION
FOR WATER PERMIT

NOTICE IS HEREBY
GIVEN that Ralph Hillman
&/or Dyle Robertson, Rex-
burg, Idaho have on 2-23-76
submitted Application No.
31-7188 for a permit to
appropriate 1.60 cubic feet
per second of water from a
ground-water source by
means of well and pump
within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec.
18, T. 7N, R. 37E, B.M.,
Jefferson County; to be used
from April 1 to November 1
for the irrigation of 80 acres
within the W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec.
18, T. 7N, R. 37E, 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 Re-
sources, 1515 Lincoln Road,
Idaho Falls, Idaho, 83401 on
or before March 22, 1976.

R. Keith Higginson
Director

Publish: March 4 and 11,
1976.
26811-5

I, Larry D. Anderson, do solemnly swear that I am the
General Manager of THE RIGBY STAR, a weekly
newspaper as defined by Idaho Codes Annotated Section 58-106 as
amended, and that said newspaper is a weekly newspaper, printed and
published at Rigby, Jefferson County, Idaho, having a general circulation in
said county, and that said newspaper has been printed and published as a
weekly newspaper, in said county for more than 78 consecutive weeks prior
to the first publication of the attached notice.

And affiant further says that at the times herein mentioned said
publication as per clipping attached, was published in said newspaper in the
regular and entire issue thereof, and not in any supplement issue thereof,
for 2 consecutive issues thereof; first publication having been made on
the

Fourth day of March, 1976

and the last publication on the

Eleventh day of March, 1976

And affiant further says that at the times herein mentioned said
newspaper was made up of at least four pages of at least five columns each
printed from type matter of at least seventeen and three-fourths inches
depth; and that there are at least two hundred bonafide subscribers in
Jefferson County.

Larry D. Anderson

General Manager

Subscribed in my presence and sworn to before me this Eleventh
day of March, 1976.
[SEAL]

Marian Phillips

Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho.

My commission expires non-expiring, 19

Publication Fee: \$ 12.25

MICROFILMED

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N

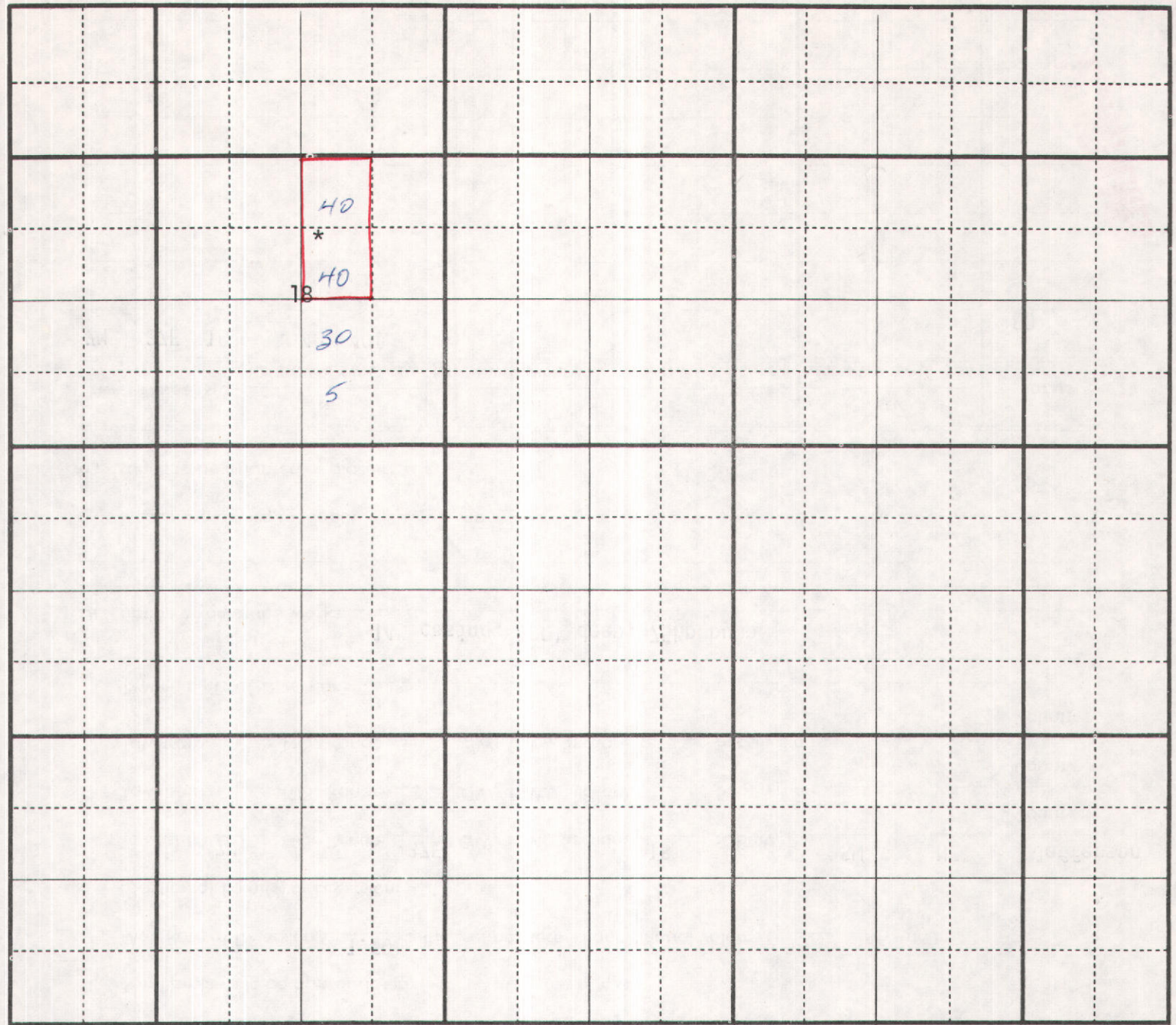
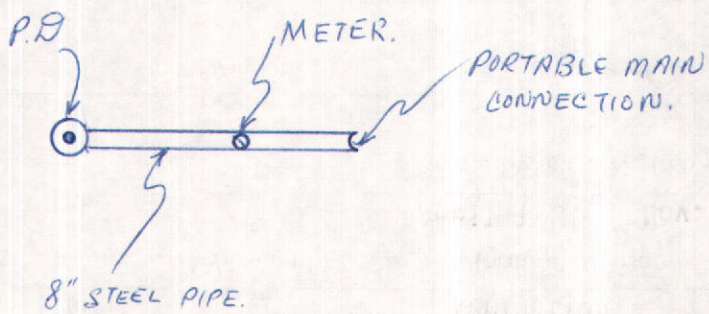
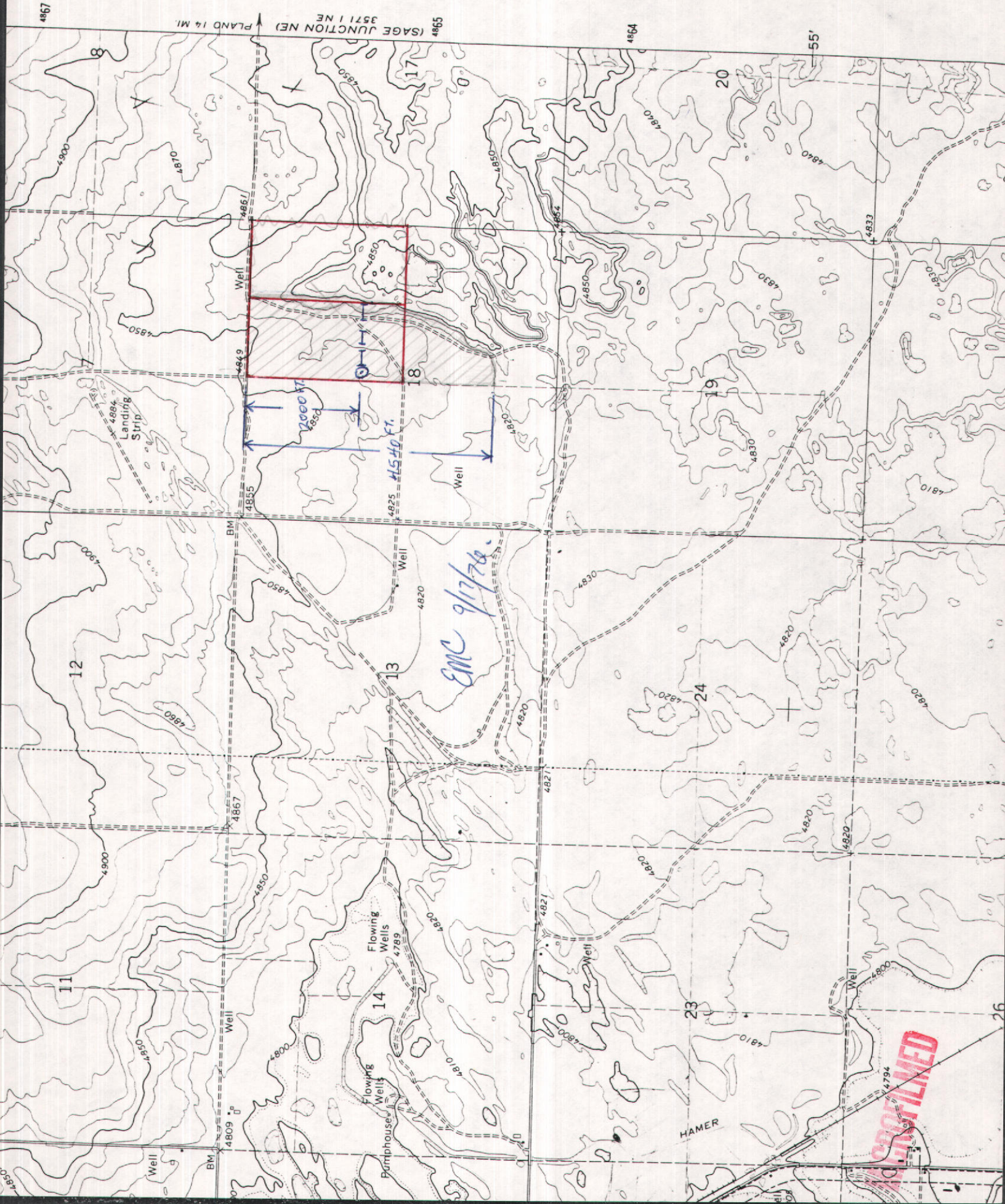


Diagram of System



11 40163



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 31-7188 Priority February 23, 1976 Amount 0.70 cfs

THIS IS TO CERTIFY, that RALPH HILLMAN &/or DYLE ROBERTSON
of Rexburg, Idaho, has complied with the terms and conditions of Permit
No. 31-7188 issued pursuant to Application for Permit dated February 23, 1976,
and has submitted proof to the Department of Water Resources on September 16, 1976,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.32 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>0.70</u> cfs and	<u>105 acre feet</u>
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____
(both dates inclusive)			

Subject, however, to the condition that no more than 0.70 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
105 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, Twp. 7N,
Rge. 37E, B. M. in the County of Jefferson

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7N	37E	18														30	5		35

Total number of acres irrigated 35

NOTE: 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 right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 11 day of

April, 19 79.

Director

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPROVED

RECEIVED
3/15/79

MAR 15 1979

APPLICATION FOR AMENDMENT OF A PERMIT

Department of Water Resources

Eastern District Office

To change the point of diversion and/or the place of use.

Comes now Ralph Hillman &/or Dyle Robertson

of (address) Rexburg, Idaho, 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. 31-7188, and requests that the permit and permit map be changed as follows:

1. NO CHANGE
Point of diversion: $\frac{1}{4}$ $\frac{1}{4}$, Section , Township , Range , B.M.,
County of . Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 0.70 for Irrigation purposes from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre feet per annum)

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

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

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

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7N	37E	18														30	5		35

Total number of acres to be irrigated = 35

4. a. Who owns the property at the point of diversion? Applicant
b. Who owns the land to be irrigated or the 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:

MICROFILMED

Show 40-acre subdivisions, townships, ranges and ditches.

A 10x10 grid with dashed lines. A small box is drawn in the 5th column and 4th row, containing the number 30. Above the box is the number 5, and below it is the number 18.

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

to day of this

(Signature)

Received by Date

Free = \$20.00

3/15/79

Date _____

Publication dates

C. STEPHEN ALLRED

, Director of the Department of Water Resources hereby

APPROVE the above Application for Amendment for Permit No. 31-7188.

Witness my hand this 7 day of

April 19 79

Director

31 7188

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Ralph Hillman &/or Dyle Robertson Phone: 356-6273
356-6206
 post office address Rt. #2, Rexburg, Idaho
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 18 Township 7N
 Range 37E B.M. Jefferson 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 1.60 for Irrigation purpose from Apr. 1 to Nov. 1 (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. 1.60 cubic feet per second and/or
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. Well, pump, sprinkler system

- 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 16 inches; proposed depth of well is 175 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 \$ 40,000.00.
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: _____

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins or other markings on the paper.

10. Remarks.

applicant to make this filing-

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

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

Applicants

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

Applicants

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

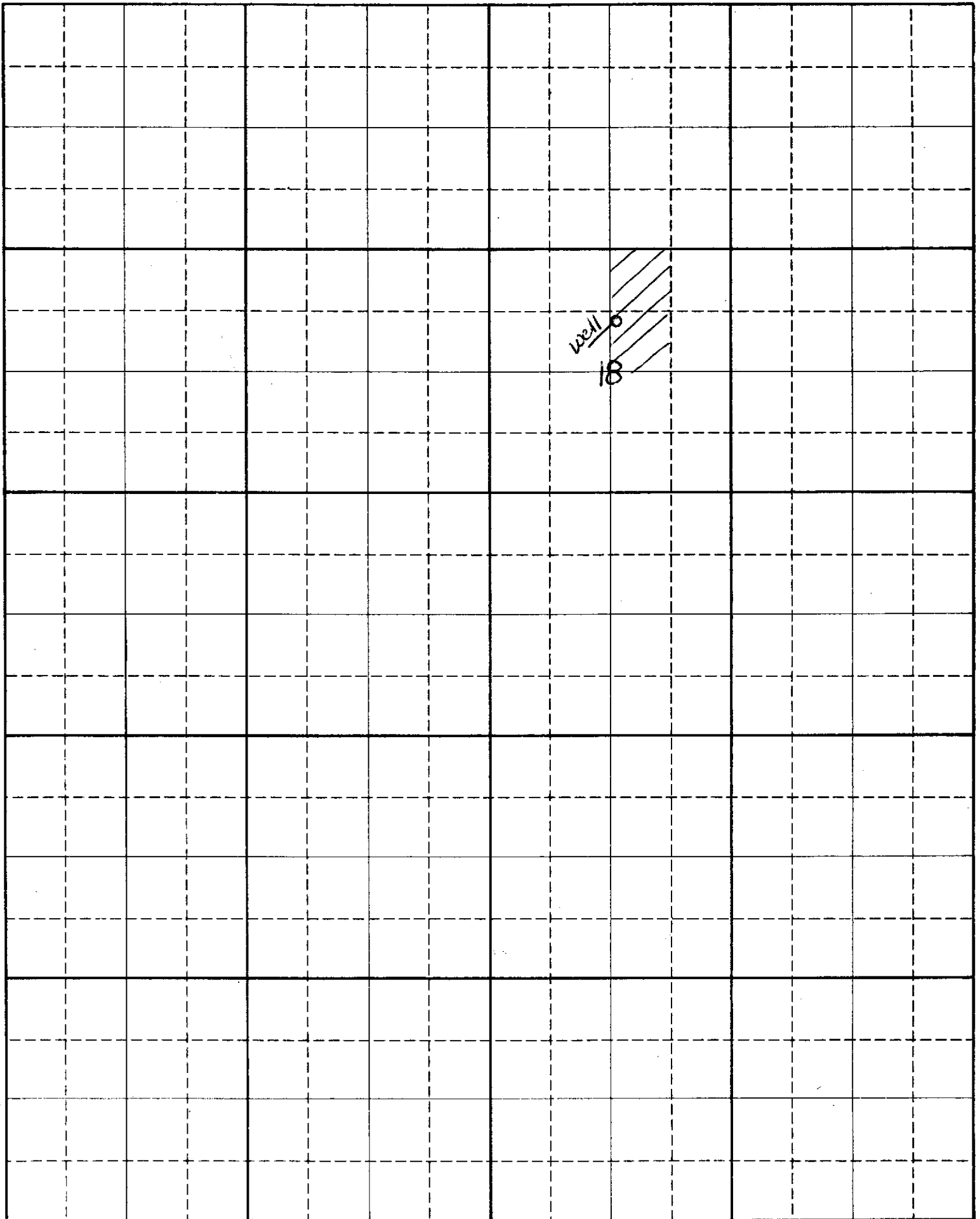
Total number of acres to be irrigated-

08

[illegible]

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

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.

Ralph L. Hillman
Dyle Robertson
(Applicant)

Proposed Priority 2-23-76

Received by WJ Date 2-23-76 Time 2:55 P.

Preliminary check by MR Fee \$ 35.00

Received by WJ Date 2-23-76 # 15635 + 15636 (1/2 paid by Jack applicant)

Publication prepared by WJ Date 2-26-76

Published in Kruger Star

Publication dates March 4 + 11, 1976

Publication approved me Date 3-15-76

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JDC DCA

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 31-7188, 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 81.

c. Other: A measuring device of a type approved by the Director 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 25 day of March 19 76

Director

RECEIVED

Affidavit of Publication

MAR 15 1976

THE RIGBY STAR

Department of Water Resources
Eastern District Office

STATE OF IDAHO,

County of Jefferson

ss

I, Larry D. Anderson, do solemnly swear that I am the General Manager of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes Annotated Section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that at the times herein mentioned said publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for 2 consecutive issues thereof; first publication having been made on the

Fourth day of March, 1976

and the last publication on the

Eleventh day of March, 1976

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each printed from type matter of at least seventeen and three-fourths inches depth; and that there are at least two hundred bonafide subscribers in Jefferson County.

Larry D. Anderson

General Manager

Subscribed in my presence and sworn to before me this Eleventh day of March, 1976.

[SEAL]

William Phillips

Notary Public for the State of Idaho
Residence and P. O. Address, Rigby, Idaho.

My commission expires November 1977, 1977

Publication Fee: \$ 12.25

April 12, 1979

Re: Water Right No.'s 31-7030 & 31-7188

Ralph Hillman
&/or Dyle Robertson
Route #2
Rexburg, Idaho 83440

Gentlemen:

Enclosed is a copy of your Water Right Licenses issued on the above referenced permits. Also enclosed are copies of your approved Applications for Amendment of these permits.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

Enc:



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

March 19, 1979

Re: Permit No.'s 31-7030 & 31-7188

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

Certified Mail
32740

Ralph Hillman
&/or Dyle Robertson
Route #2
Rexburg, Idaho 83440

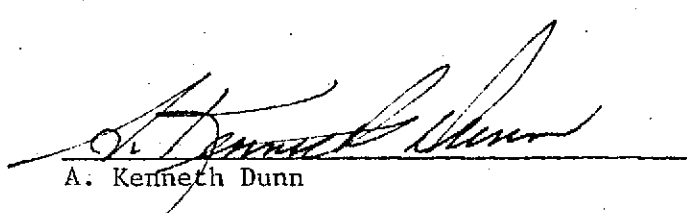
Gentlemen:

On December 14, 1978, and February 8, 1979, you were notified that you must amend the above referenced permits to change the place of use, also the point of diversion on Permit No. 31-7030, to that actually found by the field examiner. As of this date, we have not yet received these amendments.

Therefore, you are again notified that under the provisions of Section 42-311, Idaho Code, as amended, Permit No.'s 31-7030 and 31-7188 are held for cancellation for failure to complete the permits as required, and you are ordered to show cause before the Director of the Department of Water Resources on or before April 22, 1979, why said permits should not be cancelled.

Permit No. 31-7030 claims the use of 6.40 cubic feet per second of water from a groundwater source to be used for irrigation purposes, Permit No. 31-7188 claims the use of 1.60 cubic feet per second of water from a groundwater source, also to be used for irrigation. Permit No. 31-7030 was approved April 20, 1970, and Permit No. 31-7188 was approved March 25, 1976.

Dated this 22 day of March, 1979.


A. Kenneth Dunn

MAILED



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 8, 1979

Re: Permit No.'s 31-7030 & 31-7188

Ralph Hillman
&/or Dyle Robertson
Route #2
Rexburg, Idaho 83440

Gentlemen:

On December 14, 1978, we forwarded amendments to you to be completed to amend the above permits to correspond with the findings of the field examiner so that we could issue licenses. We have not yet received these amendments.

You have discussed with Tony Kozlowski of our Eastern Regional Office, the possibility of issuing the licenses in part for the land which is being irrigated by each well. However, it is not Departmental policy to issue licenses in part under these circumstances. If they are issued as now proposed, all the land in Permit No. 31-7030 will be covered by all three wells and the land in Permit No. 31-7188 will be covered by the well in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18. This will give you more freedom with your water distribution by not restricting the water from each well to a certain parcel of land.

Therefore, we propose issuing the licenses as set forth in our letter of December 14, 1978. However, before we can issue these licenses, the above mentioned amendments must be submitted with their \$20.00 filing fees. We are again enclosing partially completed amendments to be completed and returned. These must be returned within thirty (30) days in order that we may issue the licenses and your water rights will remain in good standing.

If you have any questions, please contact us.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

Enclosures



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

December 14, 1978

Re: Permit No. 31-7188

Ralph Hillman
&/or Dyle Robertson
Rt. #2
Rexburg, Idaho 83440

Gentlemen:

A representative of this Department made an examination of the works covered by your Permit No. 31-7188 on September 17, 1976, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.70 cfs Source: groundwater

The maximum quantity diverted shall not exceed 105 acre feet
per year.

Point of diversion: ~~SW 1/4~~ Sec. 18, Twp. 7N, Rge. 37E, B. M.

Beneficial use: Irrigation of 35 acres within the ~~W 1/2~~ Sec. 18,
Twp. 7N, Rge. 37E, B. M.

Priority date established: February 23, 1976

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw
Enclosure

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED

1. Name of permit holder Ralph Hillman & Dyle Robertson
Post office address Rt. 2, Rexburg, ID 83440 Phone 356-6273
Person to contact _____ Department of Water Resources
Ph Eastern District Office

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 1.60 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from April 1 to Nov. 1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 31-7188
b/u
Examination for _____

4. Total amount to be appropriated:

Max Rate of Diversion 1.60 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 7N N/S, Range 37E E/W, B.M., Section 18, Subdivision SW $\frac{1}{4}$ NE $\frac{1}{4}$, Jefferson
County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Other Points of Diversions: _____

Description of diverting works: 14" casing, 100' deep, 75hp pump

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

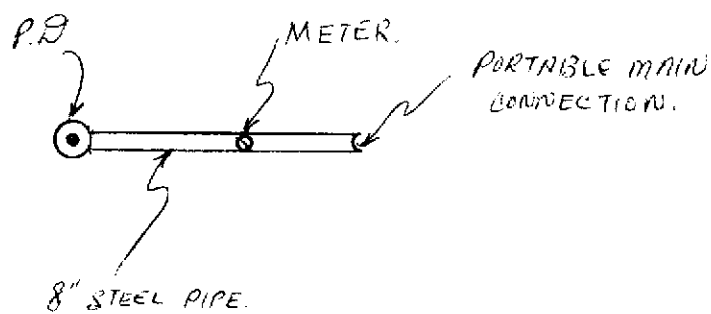
TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7N	37E	18		40	40														80

TOTAL ACREAGE 80

T
7
N

40
*
40
18
30
5

Diagram of System



DATE OF EXAM 9/17/76

ACREAGE
Found 115
Recommended 35 (SEE NOTE UNDER REMARKS.).

Irrigation Requirement 30 Ac Ft/Ac

USE
Irrigation Q = Q. 7 c.f.s. V = 105 AF/Ann. from APRIL 1 to NOV. 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: N/A,
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: N/A,
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 2.32 cfs. Method of measurement IN LINE METER

Total Q recommended Q. 7 Meter No. 75 8 127 Type M^CROMETER Condition STD. CONDITION.

Total V recommended 105

Recommended Amendments:

P.D. _____
Place of Use ☒ SEE ENCLOSED AMENDMENT.
Other _____
None _____

MEASUREMENT CALCULATION:

$$Q = .01 \text{ AF/3 MIN } 7 \text{ SEC} = 435.6 \text{ CF/187 SEC.} = \underline{2.32 \text{ cfs.}}$$

$$V = 3 \times 35 = \underline{105 \text{ AF/ANN.}}$$

SYSTEM DESCRIPTION:

75 HP, "US" MOTOR, 3 PHASE, SER# R2098049; JOHNSTON PUMP, (NO I.D. PLATE)
SYSTEM RUNS EQUIVALENT OF 7, 1/4 MILE LINES, w/ 32, 5/32 NOZZLES
PER LINE. 8 INCH PORTABLE MAIN LINE EXTENDS 1/4 MILE EAST OF P.D.

REMARKS:

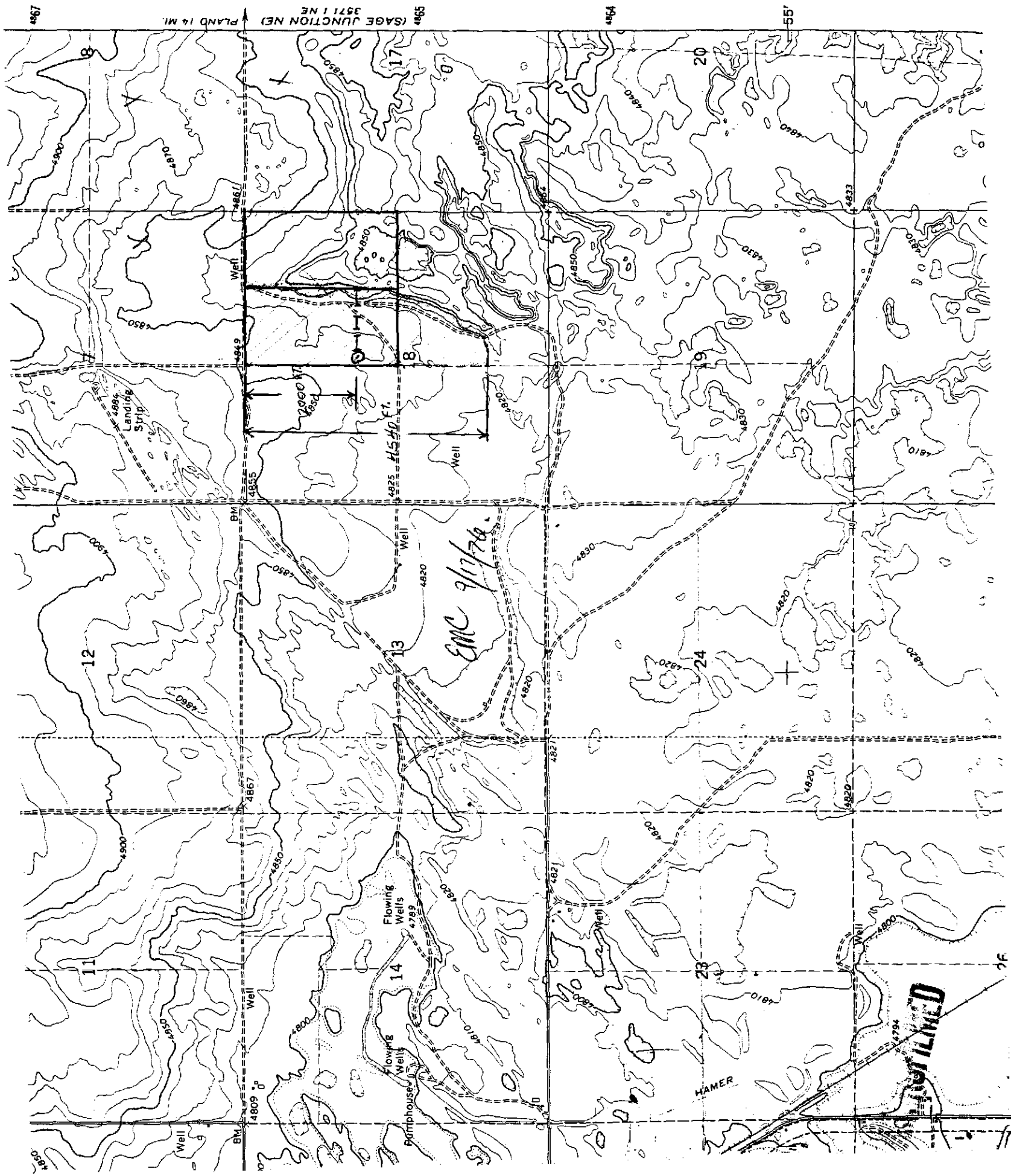
ALLEN WEAVER ACCOMPANIED AGENT DURING EXAMINATION.

NOTE: THE 80 AC IN THE W 1/2 NE 1/4 OF SEC 18 ARE COVERED UNDER PERMIT
31-7030 FOR 1 INCH/ACRE.

Examiner's Signature Ernest M Carlsson Date 9/24/76

Checked by Lauren C. Halene Date 9-22-77

Approved by _____ Date _____



WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 90 days after the completion or abandonment of the well. NOV 26 1976

RECEIVED

[illegible]

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

September 22, 1976

Re: Permit No's. 31-7030 & 31-7188

Ralph Hillman & Dyle Robertson
Route 2
Rexburg, Idaho 83440

Dear Sirs:

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 during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions concerning the field exam, please contact our District Office in Idaho Falls.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

WATER RESOURCE BOARD:

John F. Streiff
Chairman

Franklin Jones
Member

George L. Yost
Vice-Chairman

M. Reed Hansen
Member

Donald R. Kramer
Secretary

Scott W. Reed
Member

Edwin C. Schlender
Member

Joseph H. Nettleton
Member

RECEIVED

SEP 16 1976

OKj

Department of Water Resources
Eastern District Office

Identification No. _____

Permit No. 31-7188

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder Ralph Hillman &/or Dyle Robertson
b) Post Office Address Rt. #2, Rexburg, Idaho 83440
2. Permit Number 31-7188
3. Date of Priority that you are prepared to establish 2-23-76
4. a) Source from which water was appropriated ground water
b) Location of the point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 18
Township 7N, Range 37E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 1.60 for irrigation purposes from Apr. 1 to Nov. 1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 1.60 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: Dickerson & Company
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:

b) Describe the agreement or understanding by which you take water from the works: _____

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) 14" well casing, 100' depth, 75 HP pump

b) Describe the type and size of measuring device which you have installed at your point of diversion: Micrometer

c) Give well driller's name and address and the date the well was completed: Andrew Well Drilling
Idaho Falls, Idaho
3/76
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Exam typed 9/23/76 by j

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	
7N	37E	18		40	40														80

Total number of acres irrigated 80

10. Remarks: _____

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

9/16/76
(Date)

Ralph Hilman
Lyle Robertson
(Signature)

State of IDAHO)
) ss.
County of BONNEVILLE)

On this 16th day of SEPTEMBER, 1976, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Roddy Carter
Notary Public residing at
IDAHO FALLS, IDAHO

My commission expires 2/14/78

March 25, 1976

Re: Permit No. 31-7188

Ralph Hillman &/or Dyle Robertson
Rt. #2,
Rexburg, ID 83440

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 31-7188. 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
Chief, Water Rights

Enclosure: Copy of permit

February 27, 1976

RE: Application for Permit No. 31-7188 HILLMAN & ROBERTSON
" " " No. 35-7586 SHELTON
Application for Amendment No. 31-7033 HILLMAN & ROBERTSON

The Rigby Star
P.O. Box 37
Rigby, Idaho 83442

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 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.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 3-15-76 by CW

RDC:CW

Enc: Legal Notice (3)

**NOTICE OF APPLICATION
FOR WATER PERMIT**

NOTICE IS HEREBY

GIVEN that Ralph Hillman

&/or Dyle Robertson, Rex-

burg, Idaho have on 2-23-76

submitted Application No.

31-7188 for a permit to

appropriate 1.60 cubic feet

per second of water from a

ground-water source by

means of well and pump

within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec.

18, T. 7N, R. 37E, B.M.,

Jefferson County; to be used

from April 1 to November 1

for the irrigation of 80 acres

within the W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec.

18, T. 7N, R. 37E, 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 Re-

Department of Water Re-

sources, 1515 Lincoln Road,

Idaho Falls, Idaho, 83401 on

or before March 22, 1976.

R. Keith Higginson

Director

1976. Publish: March 4 and 11,

me

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Ralph Hillman &/or Dyle Robertson,
Rexburg, Idaho

have ~~has~~ on 2-23-76 submitted Application No. 31-7188
for a permit to appropriate 1.60 cubic feet per second ~~acre feet per annum~~ XXXXXXXXXXXXXXXXXXXX
of water from a ground-water source
by means of well and pump
within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, T. 7N, R. 37E, B.M., Jefferson County;

to be used from Apr. 1 to Nov. 1
for the irrigation of 80 acres

within the W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 18, T. 7N, R. 37E, 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 Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before March 22, 1976.

R. KEITH HIGGINSON

Director

Published in the Rigby Star, Rigby, Idaho
on March 4 and March 11, 1976.

*me. f.
me. D.
me. G.*

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

31 7188

Item Initial Date

JH 2-24-76

Application No. _____

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) JH 2-24-76

In form to receipt yes

(2) " "

Send Copies to:

Idaho State Health Department
Idaho Fish and Game Department
NA Bureau of Land Management

(3) " "

Request Special Use Permit from U.S.F.S.
NA Request Easement from B.L.M.
Request Information from Applicant

(4) " "

In form for advertising yes

(5) " "

Platted on Map No. _____

(6) " "

NA Located within Water District No. _____

(7) " "

Critical groundwater area: yes _____ no ☒

(8) " "

Groundwater levels:

_____ Declining, ☒ Stable, _____ Increasing

(comment) Ref Obs Well 7N37E 28CCD1

(9) " "

Other rights on the same place of use NO

(10) " "

Comments: No other G.W. Rights.

(11) CW 3-15-76

Affidavit of Publication received (date) March 15, 1976

(12) RDC 3/22/76

Final date for protests March 22, 1976

Protests received: yes _____ no _____

(13) " "

All requested information received from agencies or applicant: yes OK no _____

(14) " "

Action recommended:

☒ Approve

MAR 22 1976
Deny

Department of Water Resources

2/23/76 Proposed Priority

Reason for Reduction _____

☒ Measuring device required

See attached sheet for other conditions of approval

No special conditions for approval

(15) District E

By RDC

Date 3/22/76

Copy
Martin