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Documents  
In File

State of Idaho  
Department of Water Resources



# WATER RIGHT LICENSE

License No. 31-7138      Priority 09/11/1974      Amount 2.34 CFS      396.00 AF

THIS IS TO CERTIFY, that BEL-WAN RANCHES INC.

of NEWDALE, IDAHO 83436, has complied with the terms and conditions of Permit No. 31-7138 issued pursuant to Application for Permit dated 09/11/1974, and has submitted proof to the Department of Water Resources on 11/25/1977, that he has applied water to a beneficial use; and examination by the Department indicates that the works have a capacity for the DIVERSION OF 2.34 CFS of water from GROUNDWATER tributary to, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

| RATE OF DIVERSION | VOLUME          | BENEFICIAL USE | PERIOD OF USE |
|-------------------|-----------------|----------------|---------------|
| 2.34 CFS          | 396.0 ACRE FEET | IRRIGATION     | 04/01 - 11/01 |

Location of point of diversion: TRACT. SENW SEC. 28 TWP. 08N RGE. 37E

Location of place of use:

| TWP. | RGE. | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|------|------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |      |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 08N  | 37E  | 28   |     | 33  | 33  |     | 33  |     |     | 33  |     |     |     |     |     |     |     |     | 132    |
|      |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres irrigated 132

NOTE: Modifications to or variance from the use of water as shown on this license must be made in accordance with 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 23 day of FEBRUARY, 1981.

*[Signature]*  
Director

31 7138

Identification No. \_\_\_\_\_

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 Bel-Wan Ranches, Inc. c/o Wallace Robinson  
post office address Newdale, Idaho
2. Source of water supply ground water which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is SE  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 28 Township 8N  
Range 37E B.M. Fremont 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 2.41 for Irrig. 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: Per telecon/Mr. Robinson LHJ 12-6-74  
a. 2.41 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 and circular 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 14 inches; proposed depth of well is 200 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 \$ 50,000.00.
8. Description of proposed uses:  
a. If water is not for irrigation: N.A.  
(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: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**MICROFILMED**

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

| TWP. | RANGE | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 8N   | 37E   | 28   |        | 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.

License No. 31-2365 covers 1/2 of this land but is being transferred off.

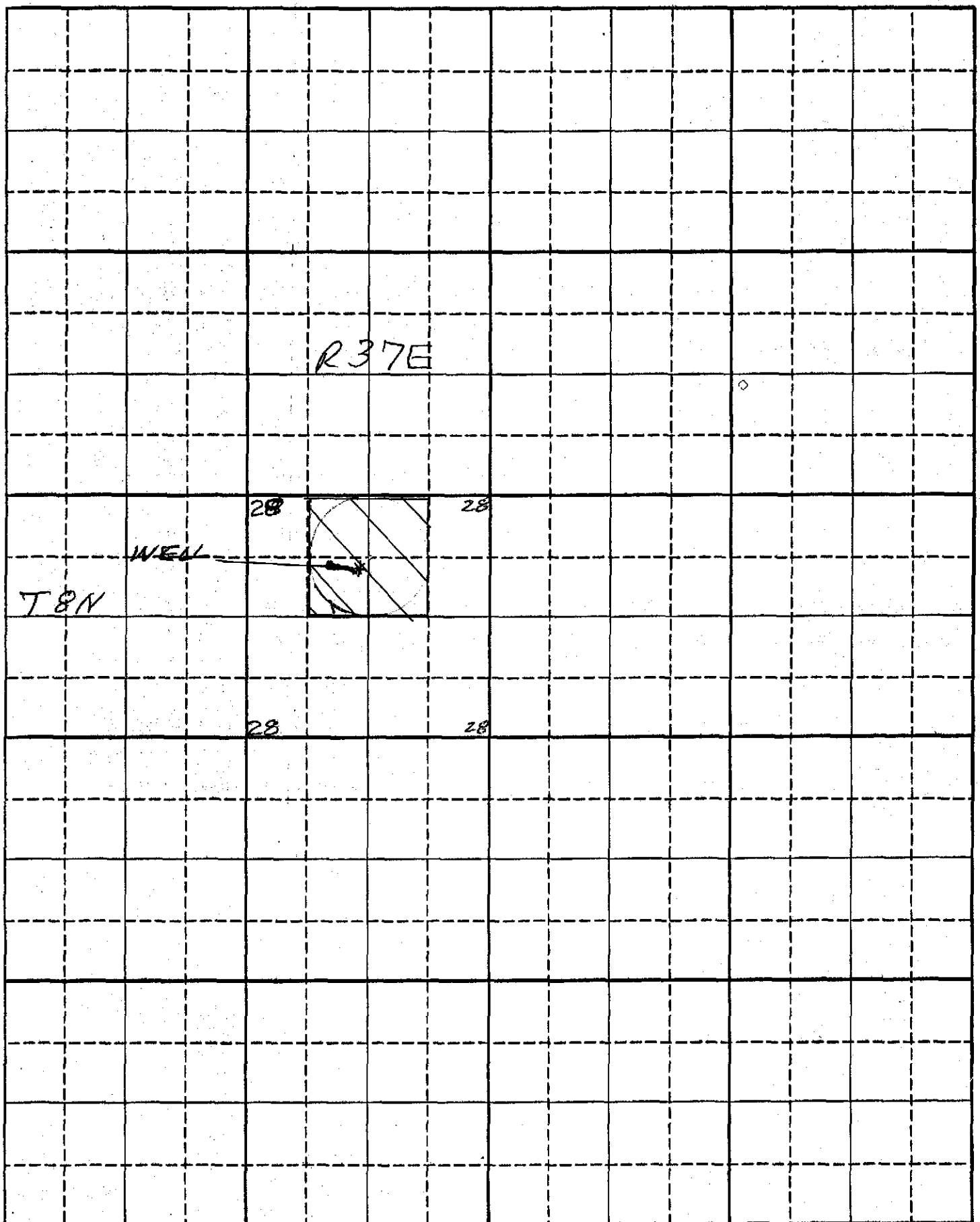
9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks

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.

Bel-wan Ranches Inc.  
By Wallace C. Robinson  
(Applicant)

Proposed Priority 9-11-1974

Received by MB Date 9-11-74 Time 4:30 p.m.

Preliminary check by Jay Fee \$ 55.<sup>00</sup>

Received by MB Date 9-11-74 # 13051

Publication prepared by MB Date 9-13-74

Published in Tremont County Chronicle

Publication dates Sept. 19 & 26, 1974 Oct. 24 & 31, 1974

Publication approved \_\_\_\_\_ Date \_\_\_\_\_

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by RDC SD

#### 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. 31-7138, 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 December 1, 1979.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 24 day of December, 19 74.

R. Keith  
Director

DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

Application No. 31-7138

☒ 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) LH 9-12-74 In form to receipt
- (2) " " NA Send Copies to:  
Idaho State Health Department  
Idaho Fish and Game Department  
Bureau of Land Management
- (3) " " NA Request Special Use Permit from U.S.F.S.  
Request Easement from B.L.M.  
Request Information from Applicant
- (4) " " In form for advertising
- (5)               Platted on Map No.
- (6)               Located within Water District No.
- (7) " " Critical groundwater area: yes        no X
- (8) " " Groundwater levels:  
       Declining, ✓ Stable,        Increasing  
(comment) +1  
28 ccd 1
- (9) " " Other rights on the same place of use NO
- (10) " " Comments: Lic. # 31-2365 covers E 1/4 NW 1/4 sec 28,  
Transfer Applied For.
- (11) CW 11-13-74 Affidavit of Publication received (date) 11-13-74  
November 11, 1974
- (12) CW 11-13-74 Final date for protests October 7, 1974  
Protests received: yes        no ✓
- (13) CW 11-13-74 All requested information received from agencies or  
applicant: yes        no
- (14) RDC 11/13/74 Action recommended:  
✓ Approve        Deny  
9/11/74 Proposed Priority  
       Reason for Reduction REC  
✓ Measuring device required  
       See attached sheet for other conditions of  
approval  
       No special conditions for approval
- (15) District E By RDC Date 11/13/74

RECEIVED

REC

Department of Water Resources

**AFFIDAVIT OF  
PUBLICATION**

State of Idaho

County of Fremont

Dorothy Hunsaker

ss.

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

That he is the owner  
of The Chronicle-News, a news-  
paper as defined by Idaho  
Codes Annotated, section 58-106,  
as amended, and that said  
newspaper is a weekly news-  
paper printed and published at  
St. Anthony, in Fremont County,  
Idaho, having a general circula-  
tion in said county, and that  
said newspaper has been print-  
ed and published as a weekly  
newspaper in said county for  
more than 78 consecutive weeks  
prior to the first publication of  
the attached notice, advertise-

ment or publication of

Notice of Application  
for Permits #'s 31-7132  
to 31-7138

And affiant further says that  
said notice, advertisement or  
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 is-  
sues thereof; first publication

having been made on the 31

day of Oct., 19 74,

and the last publication on the

7 day of Nov

19 74

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 seven-  
teen and three-fourths inches  
deep.

*Dorothy J. Hunsaker*  
Subscribed in my presence and

sworn to before me this 4th

day of November

19 74

*Kenneth Rose*  
Notary Public for the  
State of Idaho, resi-  
(SEAL) dence and post office  
address: St. Anthony,  
Idaho.

**NOTICE OF APPLICATIONS  
FOR PERMITS**

Notice is hereby given that Bel-Wan  
Ranches, Inc., Newdale, Idaho, has on  
9-11-74 applied to the Idaho Department  
of Water Resources for permits to  
appropriate 22.4 cubic feet per second  
of water from ground-water sources by  
means of wells and pumps, to be used  
from Apr. 1 to Nov. 1 for the irrigation of  
1,120 acres.

Application No. 31-7132, Amount: 3.2  
cfs, Point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec.  
21, T. 8N, R. 37E, B.M., Fremont  
County. Place of use: 160 acres within  
the NW $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M.

Application No. 31-7133, Amount: 3.2  
cfs, Point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec.  
21, T. 8N, R. 37E, B.M., Fremont  
County. Place of use: 160 acres within  
the NE $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M.

Application No. 31-7134, Amount: 3.2  
cfs, Point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec.  
21, T. 8N, R. 37E, B.M., Fremont  
County. Place of use: 160 acres within  
the SW $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M.

Application No. 31-7135, Amount: 3.2  
cfs, Point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec.  
21, T. 8N, R. 37E, B.M., Fremont  
County. Place of use: 160 acres within  
the SE $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M.

Application No. 31-7136, Amount: 3.2  
cfs, Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec.  
28, T. 8N, R. 37E, B.M., Fremont  
County. Place of use: 160 acres within  
the E $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 28, W $\frac{1}{2}$ SW $\frac{1}{4}$ , Sec.  
27, T. 8N, R. 37E, B.M.

Application No. 31-7137, Amount: 3.2  
cfs, Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec.  
28, T. 8N, R. 37E, B.M., Fremont  
County. Place of use: 160 acres within  
the E $\frac{1}{2}$ SW $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 28, T. 8N,  
R. 37E, B.M.

Application No. 31-7138, Amount: 3.2  
cfs, Point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec.  
28, T. 8N, R. 37E, B.M., Fremont  
County. Place of use: 160 acres within  
the W $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , Sec. 28, T.  
8N, R. 37E, B.M.

If issued, these permits will be subject  
to all prior water rights. Protests against  
the granting of any or all of the permits  
must be filed with the Idaho Department  
of Water Resources, 1515 Lincoln Road,  
Idaho Falls, Idaho 83401, on or before  
October 7, 1974.

*R. Keith Higginson*  
R. KEITH HIGGINSON  
Director

Published in the Fremont County  
Chronicle News, St. Anthony, Idaho, on  
October 31 and November 7, 1974.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

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STATEHOUSE  
BOISE, IDAHO 83720  
(208) 334-4440

BEL-WAN RANCHES INC.  
C/O WALLACE ROBINSON  
NEWDALE, ID 83436

FEBRUARY 11, 1979

RE: 31-7138

DEAR WATER USER:

ENCLOSED IS A COPY OF THE WATER RIGHT LICENSE ISSUED ON THE  
ABOVE REFERENCED PERMIT.

SINCERELY,

JIM JOHNSON  
WATER DISTRIBUTION SUPERVISOR

ENCLOSURE

MICROFILMED



State of Idaho

# DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

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

February 5, 1981

Bel Wan Ranches, Inc.  
Newdale,  
Idaho 83436

Dear Sirs,

A representative of this Department has made an examination of the works covered by your Permit No. 31-7138, and has found the following:

Amount of water that can be recognized as beneficially used under  
Idaho law: 2.34 cfs Source: groundwater

The maximum quantity diverted shall not exceed 396 acre feet per year.

Point(s) of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 28, Twp. 8N, Rge. 37E, B.M.

Beneficial use: Irrigation of 132 acres within the W $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , Sec. 28,  
Twp. 8N, Rge. 37E.

Priority date established: September 11, 1974

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON  
Water Distribution Supervisor

UNRECORDED



Range 37E

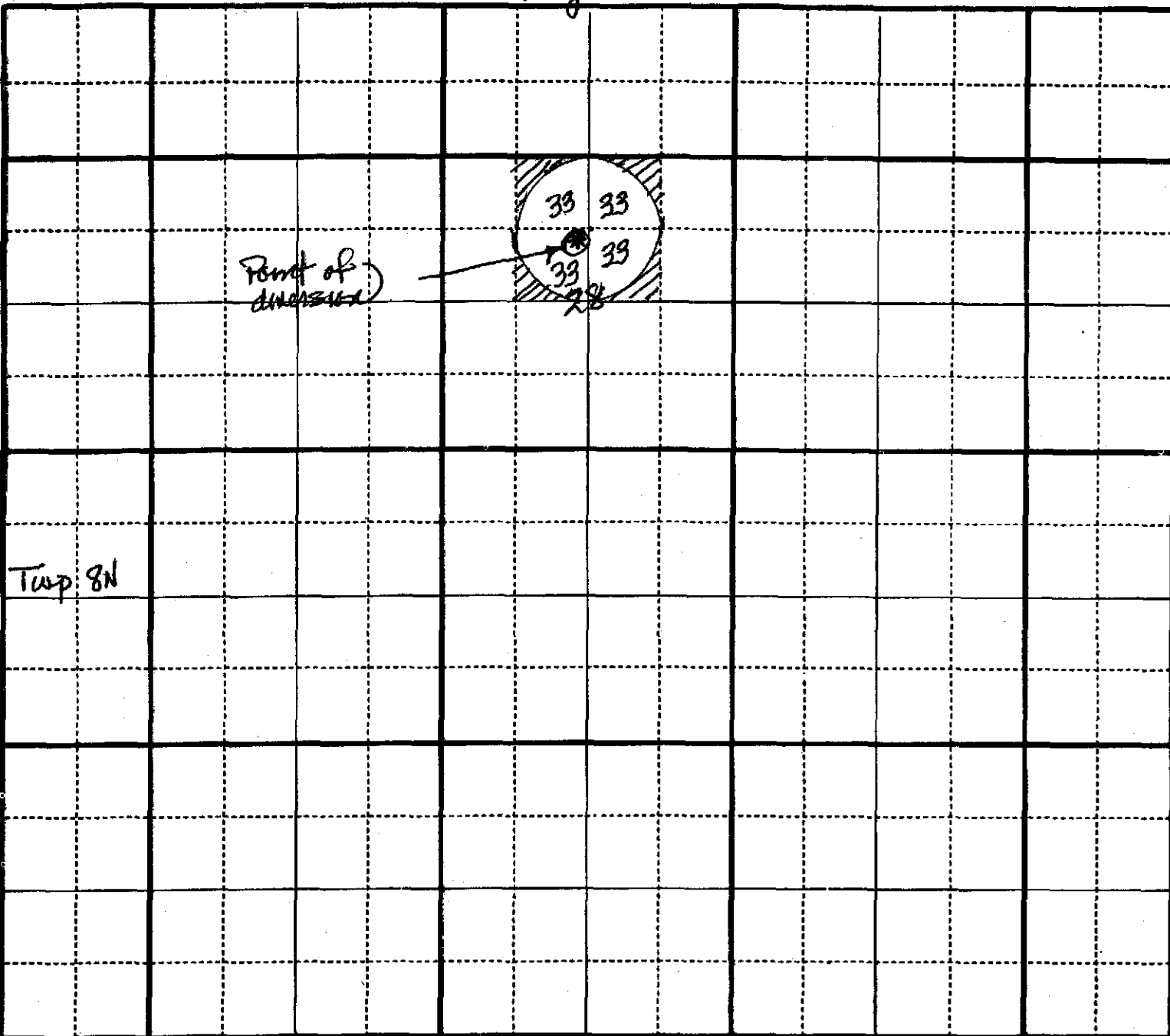
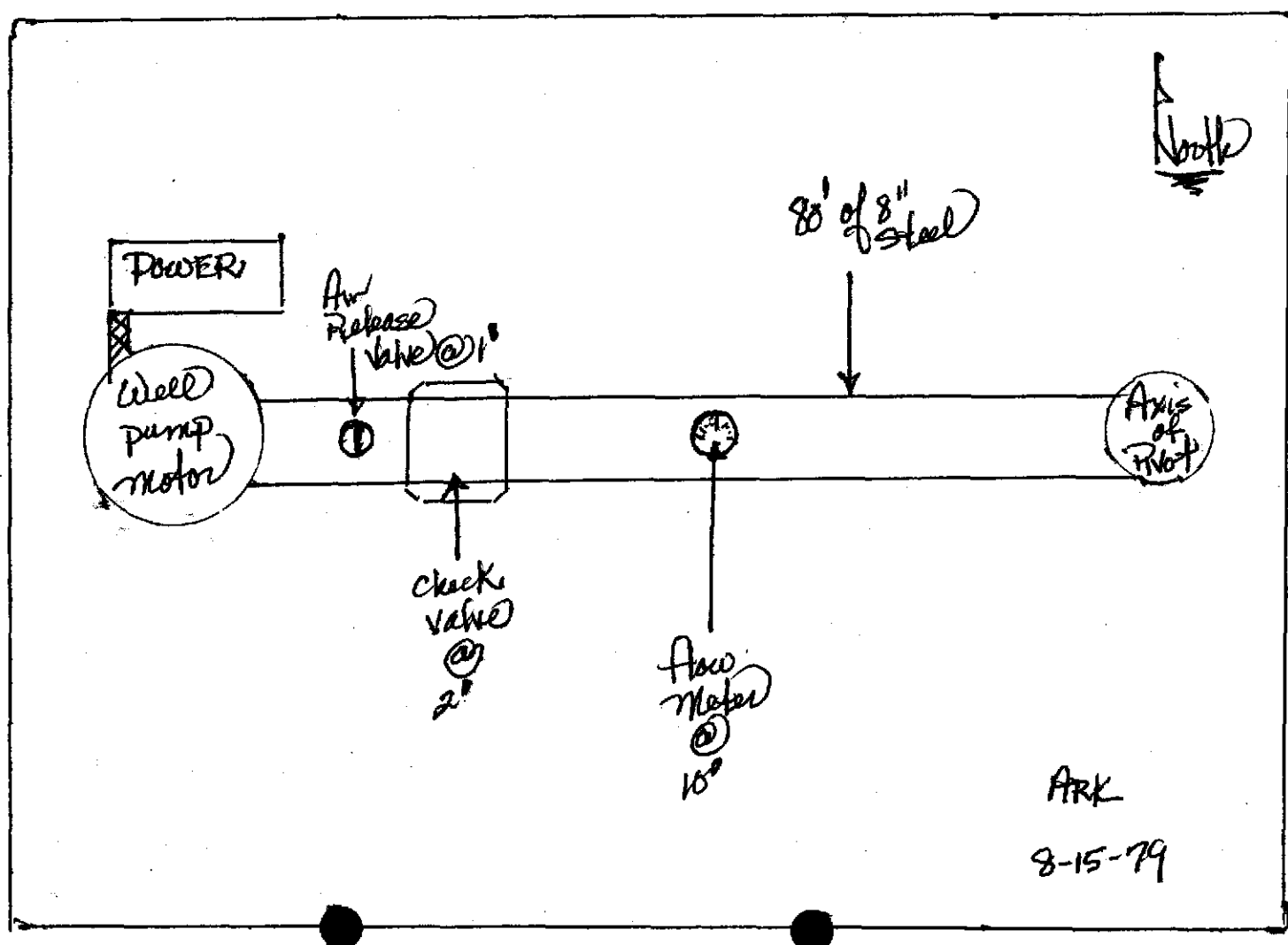


Diagram of System



*File with Hahn*

LAW OFFICES

HOLDEN, HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FIRST NATIONAL BANK BUILDING

P. O. BOX 129

IDAHO FALLS, IDAHO 83401

TELEPHONE 523-0620

AREA CODE 208

WILLIAM S. HOLDEN  
R. VERN KIDWELL  
FRED J. HAHN  
TERRY L. CRAPO  
KENT W. FOSTER  
ROBERT E. FARNAM  
WILLIAM D. FALER  
STEPHEN E. MARTIN  
CHARLES A. HOMER

ARTHUR W. HOLDEN (1877-1987)

ROBERT B. HOLDEN (1911-1971)

November 23, 1977

Idaho Department of Water Resources  
Eastern District Office  
1515 Lincoln Road  
Idaho Falls, Idaho 83401

**RECEIVED**

NOV 25 1977

Department of Water Resources  
Eastern District Office

Re: Bel-Wan Ranches, Inc.

Gentlemen:

*Reed Moss*

We are enclosing for filing, Proof of Application of  
Water to Beneficial Use for the following permits:

31-7135—  
31-7136  
31-7138—  
31-7158  
31-7221

The property irrigated by the wells drilled under these permits has been the subject of a recent sale. However, under the terms of the Sale Agreement, Bel-Wan ranches, Inc., the permit holder, agreed to finish certain steps with respect to the water permit. At some point in time, the permits will probably be assigned to the new purchaser of the land, but for the time being, Bel-Wan has agreed to complete the Proof of Application to Beneficial Use.

If additional information is required, we would appreciate it if you would write directly to our office. Since the field examinations can probably not be made until the next irrigation season, we do not expect to hear on this matter for some time, but would appreciate it if you would keep us advised of the progress.

Thank you for your kind assistance.

Yours very truly,

*Kent W. Foster*

Kent W. Foster

KWF:jt

Enclosures

DATE OF EXAM 6-4-79

ACREAGE  
Found 132  
Recommended 132

Irrigation Requirement 3.0 Ac Ft/Ac

USE  
Irrigation Q = 2.34 c.f.s. V = 396 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 \_\_\_\_\_  
Total 2.34 cfs Vol 396 AF/yr

Is water co-mingled? yes \_\_\_\_\_ no X

Name source: n/a  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_

Exchange? yes \_\_\_\_\_ no X

Name source exchanged with: n/a  
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 2.34 cfs Method of measurement Iron line Meter

Total Q recommended 2.34 cfs Meter No. 75-8-2053 Type Chromometer Condition good

Total V recommended 396 AF/yr

Recommended Amendments:

P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None

MEASUREMENT CALCULATION:  
measured 1,050 gpm,  $1050 \div 448.8 \text{ gpm/cfs} = 2.34 \text{ cfs}$  capacity  
Vol = 132 acres  $\times$  3.0 AF/ac/yr = 396 AF/yr <  
 $2.34 \times 1.9834 \times 214 \text{ d/yr} = 993.3 \text{ AF/yr}$

SYSTEM DESCRIPTION:  
Groundwater is diverted from a 325' deep well having a 14" diam casing by a 125 H.P. General Electric tri-clad induction motor, mfr - 5K6268XHA, s/n - FKJ-605105 and by an Aurora "vertical" vertical turbine pump, no I.D.#s. Headage is irrigated by a single center pivot sprinkler, mfr 6500, s/n - 107-2491 of tower, 1300' watering radius.

REMARKS:  
System shown operated & described by Rick Katsenas  
no conflicting water rights

Examiner's Signature Anthony R. Kozlowski Date 8-15-79

Checked by John W. Carson Date 4/9/80

Approved by R. Carson Date 2/4/81

December 8, 1977

Re: Permit No. 31-7135, 31-7136, 31-7138, 31-7158, 31-7221

Bel-Wan Ranches, Inc.  
Wallace Robinson  
Newdale, Idaho

Dear Mr. Robinson:

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

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

If you have any questions regarding the field examination, please contact our Regional Office in Idaho Falls.

Sincerely,

JANICE RENK  
Water Rights

cc:  
Kent Foster  
P.O. Box 129  
Idaho Falls, Idaho

RECEIVED  
DEC 11 1977  
WATER RIGHTS  
DIVISION

RECEIVED

NOV 25 1977

Department of Water Resources  
Eastern District Office

Identification No. \_\_\_\_\_

Permit No. \_\_\_\_\_

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Bel-Wan Ranches, Inc. c/o Wallace Robinson  
b) Post Office Address Newdale, Idaho
2. Permit Number 31-7138
3. Date of Priority that you are prepared to establish September 11, 1974
4. a) Source from which water was appropriated Ground water  
b) Location of the point of diversion: SE ¼ NW ¼, Section 28  
Township 8 North, Range 37 E. Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:  
Amount 2.41 cfs for irrigation purposes from April 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 2.41 cfs 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: Permit holder - measuring device installed in main line and pump.
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) 12 inch pump, 150 h.p. motor, 14 inch casing, 325 foot deep well.  
\_\_\_\_\_  
\_\_\_\_\_  
b) Describe the type and size of measuring device which you have installed at your point of diversion: 8 inch Mc Crometer  
\_\_\_\_\_  
\_\_\_\_\_  
c) Give well driller's name and address and the date the well was completed: Intermountain State Drilling - address unknown - date of completion unknown.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Exam typed

8/2/77 by [signature]

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

| T  | R   | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTAL |
|----|-----|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|
|    |     |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |       |
| 8N | 37E | 28   |     | 40  | 40  |     | 40  |     |     | 40  |     |     |     |     |     |     |     |     | 160   |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

Total number of acres irrigated 160

10. Remarks: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

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

*Bel-wan Ranches, Inc.*  
*By Wallace C. Robinson*  
*Lucine P. Howard*  
 (Signature)

November 23, 1977  
 (Date)

State of Idaho )  
 ) ss.  
 County of Bonneville )

On this 23rd day of November, 19 77, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

*Samuel D. Foster*  
 Notary Public residing at Idaho Falls,  
Idaho 83401

My commission expires January 15, 1978

LAW OFFICES

WILLIAM S. HOLDEN  
R. VERN KIDWELL  
FRED J. HAHN  
TERRY L. CRAPO  
KENT W. FOSTER  
ROBERT E. FARNAM  
WILLIAM D. FALER  
STEPHEN E. MARTIN  
CHARLES A. HOMER

HOLDEN, HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FIRST NATIONAL BANK BUILDING

P. O. BOX 129

IDAHO FALLS, IDAHO 83401

TELEPHONE 523-0620

AREA CODE 208

ARTHUR W. HOLDEN (1877-1967)  
ROBERT B. HOLDEN (1911-1971)

November 23, 1977

**RECEIVED**

NOV 25 1977

Department of Water Resources  
Eastern District Office

Idaho Department of Water Resources  
Eastern District Office  
1515 Lincoln Road  
Idaho Falls, Idaho 83401

Re: Bel-Wan Ranches, Inc.

Gentlemen:

We are enclosing for filing, Proof of Application of  
Water to Beneficial Use for the following permits:

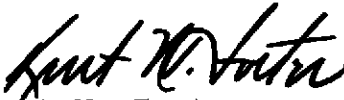
31-7135  
31-7136  
31-7138  
31-7158  
31-7221

The property irrigated by the wells drilled under these permits has been the subject of a recent sale. However, under the terms of the Sale Agreement, Bel-Wan ranches, Inc., the permit holder, agreed to finish certain steps with respect to the water permit. At some point in time, the permits will probably be assigned to the new purchaser of the land, but for the time being, Bel-Wan has agreed to complete the Proof of Application to Beneficial Use.

If additional information is required, we would appreciate it if you would write directly to our office. Since the field examinations can probably not be made until the next irrigation season, we do not expect to hear on this matter for some time, but would appreciate it if you would keep us advised of the progress.

Thank you for your kind assistance.

Yours very truly,

  
Kent W. Foster

KWF:jt

Enclosures

**December 27, 1974**

**Re: Permit No. 31-7138**

**Bel-Wan Ranches, Inc.  
c/o Mr. Wallace Robinson  
Newdale, Idaho 83436**

**Gentlemen:**

Enclosed is a copy of your approved Application for Permit No. **31-7138** . 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**

BDF:jfr

Enclosures

December 4, 1974

Bel-Wan Ranches, Inc.  
c/o Wallace Robinson  
Newdale, Idaho 83436

Gentlemen:

Your application for Permit No. 31-7138 (Lloyd Taylor place) with point of diversion in the SE $\frac{1}{4}$  NW $\frac{1}{4}$ , Sec. 28, T. 8N, R. 37E, in the amount of 3.2 c.f.s. to irrigate the W $\frac{1}{2}$  NE $\frac{1}{4}$ , E $\frac{1}{2}$  NW $\frac{1}{4}$ , Sec. 28, T. 8N, R. 37E, was returned to us from Boise because of an excessive amount of water for this land. Boise found the Taylors had filed a Permit No. 31-2400 and was licensed in the amount of 0.79 c.f.s. to irrigate the E $\frac{1}{2}$  NW $\frac{1}{4}$ , Sec. 28, T. 8N, R. 37E, with the point of diversion in the SE $\frac{1}{4}$  NE $\frac{1}{4}$ , Sec. 29, T. 8N, R. 37E.

Therefore, it will be necessary to reduce the 3.2 filed on under No. 31-7138 by 0.79 c.f.s. leaving 2.41 c.f.s. that can be allowed for that permit.

Please notify this office if this meets with your approval and we will correct the permit accordingly.

If you have any questions concerning this matter, please do not hesitate to contact me.

Very truly yours,

LOY H. JOHNSON  
Water Resource Supervisor

LHJ:cw

7/15/75

FROM RON

DATE November 13, 1974

TO File

SUBJECT Application for Permits No. 31-7132 thru 31-7138 (Bel-Wan Ranches, Inc.)

The above referenced applications were submitted to the Fremont County Chronicle News for publication on September 19 and 26, 1974. The newspaper claims they never received the legal notice.

The applications were re-submitted for advertising on October 24 and 31, 1974. However, the final date of protest was not changed to reflect November 11, 1974. The newspaper called after the first publication wanting to know if the protest date should be changed. They were informed to change it to November 11, 1974, but did not change it. All that was changed was the date(s) of the publication to October 31 and November 7, 1974. The newspaper advertised these applications three times - October 24 and 31; and November 7, 1974.



SIGNATURE

XXXXXXXXXXXXXXXXXXXXX RESOURCES

October 15, 1974

Re: Application for Transfer No. 31-2365 Bel-Wan Ranches, Inc.  
 Application for Permit No. 31-7132 " " "  
 " " " No. 31-7133 " " "  
 " " " No. 31-7134 " " "  
 " " " No. 31-7135 " " "  
 " " " No. 31-7136 " " "  
 " " " No. 31-7137 " " "  
 " " " No. 31-7138 " " "

Ms. Dorothy Hunsaker  
 Fremont County Chronicle News  
 Box 568  
 St. Anthony, ID 83445

Dear Ms. Hunsaker:

Pursuant to our telephone conversation of this day, enclosed please find the legal notices for the above referenced applications which you mentioned had never been received in your office for the September 19 and September 26, 1974 publications. Please publish them 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  
 Acting District Engineer

RDC:MB

Enc: Legal Notices (2)

NOTICE OF APPLICATIONS FOR PERMITS

Notice is hereby given that Bel-Wan Ranches, Inc., Newdale, Idaho, has on 9-11-74 applied to the Idaho Department of Water Resources for permits to appropriate <sup>22.4</sup>~~224.0~~ cubic feet per second of water from ground-water sources by means of wells and pumps, to be used from Apr. 1 to Nov. 1 for the irrigation of 1,120 acres.

Application No. 31-7132, Amount: 3.2 cfs, Point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M., Fremont County. Place of use: 160 acres within the NW $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M.

Application No. 31-7133, Amount: 3.2 cfs, Point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M., Fremont County, Place of use: 160 acres within the NE $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M.

Application No. 31-7134, Amount: 3.2 cfs, Point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M., Fremont County, Place of use: 160 acres within the SW $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M.

Application No. 31-7135, Amount: 3.2 cfs, Point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M., Fremont County, Place of use: 160 acres within the SE $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M.

Application No. 31-7136, Amount: 3.2 cfs, Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 28, T. 8N, R. 37E, B.M., Fremont County, Place of use: 160 acres within the E $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 28, W $\frac{1}{2}$ SW $\frac{1}{4}$ , Sec. 27, T. 8N, R. 37E, B.M.

Application No. 31-7137, Amount: 3.2 cfs, Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 28, T. 8N, R. 37E, B.M., Fremont County, Place of use: 160 acres within the E $\frac{1}{2}$ SW $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 28, T. 8N, R. 37E, B.M.

Application No. 31-7138, Amount: 3.2 cfs, Point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 28, T. 8N, R. 37E, B.M., Fremont County, Place of use: 160 acres within the W $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , Sec. 28, T. 8N, R. 37E, B.M.

If issued, these permits will be subject to all prior water rights. Protests against the granting of any or all of the permits must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401, on or before

*November 11, 1974*  
~~October 7, 1974~~

R. KEITH HIGGINSON

Director

*October 24*  
Published in the Fremont County Chronicle News, St. Anthony, Idaho, on ~~September 19,~~  
*October 31*  
and ~~September 26,~~ 1974.

CB-4

XXXXXXXXXXXXXXXXXXXXX RESOURCES

October 7, 1974

Re: Application for Transfer No. 31-2365 Bel-Wan Ranches, Inc.  
Application for Permit No. 31-7132 " " "  
" " " No. 31-7133 " " "  
" " " No. 31-7134 " " "  
" " " No. 31-7135 " " "  
" " " No. 31-7136 " " "  
" " " No. 31-7137 " " "  
" " " No. 31-7138 " " "

Fremont County Chronicle News  
Box 568  
St. Anthony, ID 83445

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with each of the above referenced applications. The legal notices were to have been published in your paper on September 19 and September 26, 1974.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

RONALD D. CARLSON  
Acting District Engineer

RDC:MB

RECEIVED  
OCT 10 1974

XXXXXXXXXXXXXXXXXXXXX RESOURCES

September 13, 1974

Re: Application for Transfer of Water Right No. 31-2365 Bel-Wan Ranches, Inc.  
Application for Permit No. 31-7132 Bel-Wan Ranches, Inc.

|   |   |   |             |   |   |   |
|---|---|---|-------------|---|---|---|
| " | " | " | No. 31-7133 | " | " | " |
| " | " | " | No. 31-7134 | " | " | " |
| " | " | " | No. 31-7135 | " | " | " |
| " | " | " | No. 31-7136 | " | " | " |
| " | " | " | No. 31-7137 | " | " | " |
| " | " | " | No. 31-7138 | " | " | " |

Fremont County Chronicle News  
Box 568  
St. Anthony, ID 83445

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  
Acting District Engineer

Bill submitted 11-13-74 by OW

RDC:MB

Enc: Legal Notices (2)

NOTICE OF APPLICATIONS FOR PERMITS

Notice is hereby given that Bel-Wan Ranches, Inc., Newdale, Idaho, has on 9-11-74 applied to the Idaho Department of Water Resources for permits to appropriate 224.0 cubic feet per second of water from ground-water sources by means of wells and pumps, to be used from Apr. 1 to Nov. 1 for the irrigation of 1,120 acres.

Application No. 31-7132, Amount: 3.2 cfs, Point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M., Fremont County. Place of use: 160 acres within the NW $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M.

Application No. 31-7133, Amount: 3.2 cfs, Point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M., Fremont County, Place of use: 160 acres within the NE $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M.

Application No. 31-7134, Amount: 3.2 cfs, Point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M., Fremont County, Place of use: 160 acres within the SW $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M.

Application No. 31-7135, Amount: 3.2 cfs, Point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M., Fremont County, Place of use: 160 acres within the SE $\frac{1}{4}$ , Sec. 21, T. 8N, R. 37E, B.M.

Application No. 31-7136, Amount: 3.2 cfs, Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 28, T. 8N, R. 37E, B.M., Fremont County, Place of use: 160 acres within the E $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 28, W $\frac{1}{2}$ SW $\frac{1}{4}$ , Sec. 27, T. 8N, R. 37E, B.M.

Application No. 31-7137, Amount: 3.2 cfs, Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 28, T. 8N, R. 37E, B.M., Fremont County, Place of use: 160 acres within the E $\frac{1}{2}$ SW $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 28, T. 8N, R. 37E, B.M.

Application No. 31-7138, Amount: 3.2 cfs, Point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 28, T. 8N, R. 37E, B.M., Fremont County, Place of use: 160 acres within the W $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , Sec. 28, T. 8N, R. 37E, B.M.

If issued, these permits will be subject to all prior water rights. Protests against the granting of any or all of the permits must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401, on or before October 7, 1974.

R. KEITH HIGGINSON

Director

Published in the Fremont County Chronicle News, St. Anthony, Idaho, on September 19, and September 26, 1974.

CB-2