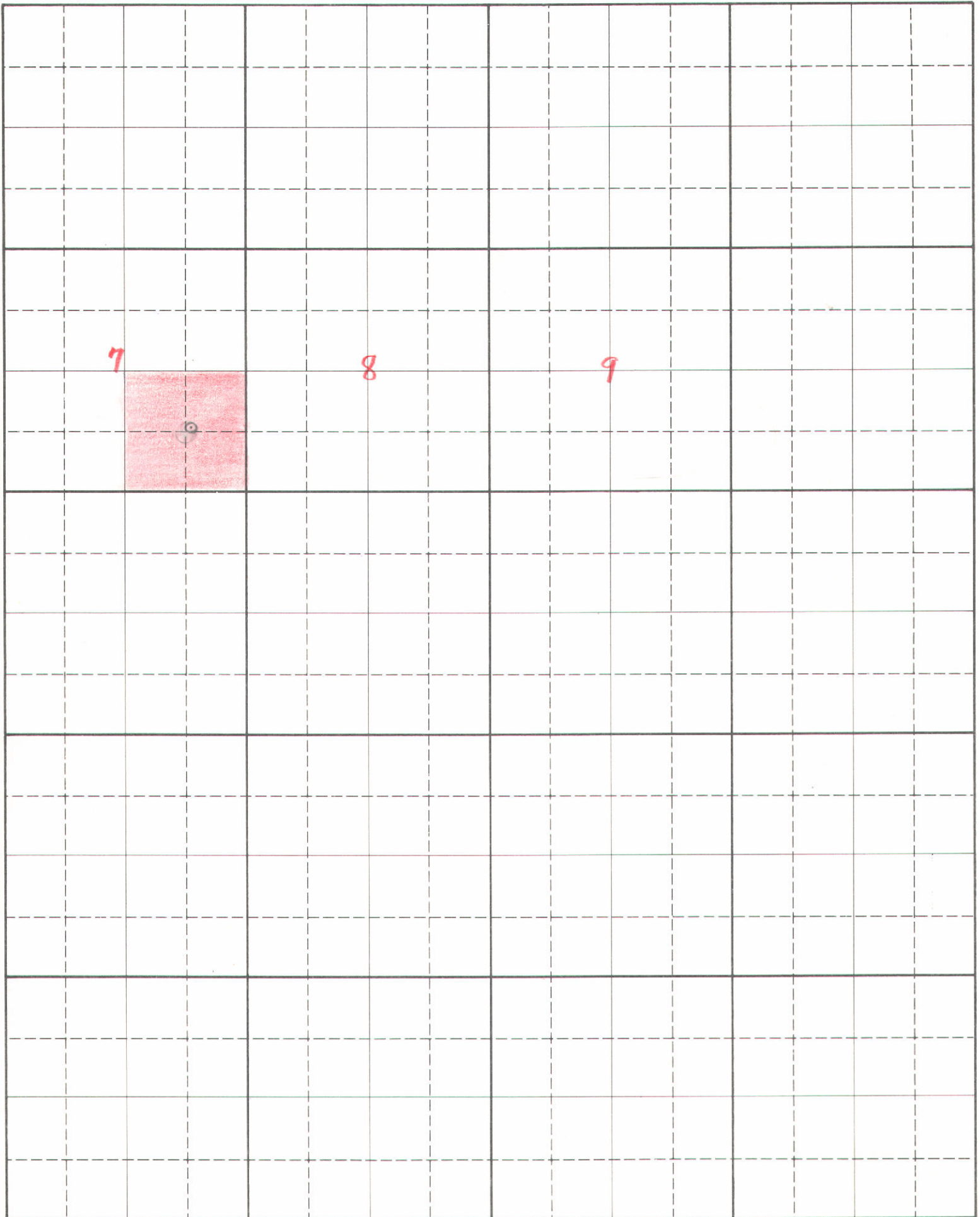




lands to be irrigated

⊙ Point of Diversion

11. Map of proposed project:



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 Gillman
Nyle Robertson
(Applicant)

31-7031

RECEIVED

Affidavit of Publication

RECEIVED

JUN 8 1973

THE RIGBY STAR

JUN 7 1973

Department of Water Resources
Eastern District Office
STATE OF IDAHO
County of Jefferson

ss.

part... Administration

Delayed

I, Hope B. Jones, do solemnly swear that I am the printer 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 said attached 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

Two Consecutive issues thereof; first publication having been made on the

12th day of *March*, 19*70*

and the last publication on the

19th day of *March*, 19*70*

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 bona fide subscribers in Jefferson County.

Hope B. Jones

Subscribed in my presence and sworn to before me this *1st*

day of *June*, 19*73*
(SEAL)

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

My commission expires _____, 19____

Publication Fee: \$_____

MY COMMISSION EXPIRES JULY 15, 1973

NOTICE OF APPLICATION
FOR PERMIT
TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF
IDAHO

Notice is hereby given that Ralph Hillman and Dyle Robertson, Route 2, Rexburg, Idaho, have on February 17, 1970, submitted Application No. 31-7031 to appropriate the public waters of a groundwater source.

The application proposes a maximum diversion and appropriation of 3.20 cubic feet per second of water to be diverted by well and sprinklers within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ or SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 7, T. 7N, R. 37E, B.M., Jefferson County, and is to be used within the SE $\frac{1}{4}$, Sec. 7, T. 7N, R. 37E, B.M. for the irrigation of 160 acres from May 1 to November 1.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Reclamation on or before March 30, 1970.

R. KEITH HIGGINSON
State Reclamation Engineer
Publish March 12-19, 1970.

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO
County of Jefferson

ss.

I, Hope B. Jones, do solemnly swear that I am the printer 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 said attached 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

Five consecutive issues thereof; first publication having been made on the

_____ *12th* day of *March*, 19 *70*

and the last publication on the

_____ *19th* day of *March*, 19 *70*

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 bona fide subscribers in Jefferson County.

Hope B Jones

Subscribed in my presence and sworn to before me this *Six*

day of *April*, 19 *70*
(SEAL)

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

My commission expires _____, 19____

Publication Fee: \$_____

MY COMMISSION EXPIRES JULY 15, 1973

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Ralph Hillman and Dyle Robertson, Route 2, Rexburg, Idaho, have on February 17, 1970, submitted Application No. 31-7031 to appropriate the public waters of a groundwater source.

The application proposes a maximum diversion and appropriation of 3.20 cubic feet per second of water to be diverted by well and sprinklers within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ or SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 7, T. 7N, R. 37E, B.M., Jefferson County, and is to be used within the SE $\frac{1}{4}$, Sec. 7, T. 7N, R. 37E, B.M. for the irrigation of 160 acres from May 1 to November 1.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Reclamation on or before March 30, 1970.

R. KEITH HIGGINSON
State Reclamation Engineer
Publish March 12-19, 1970.

31-7031

T
7
N

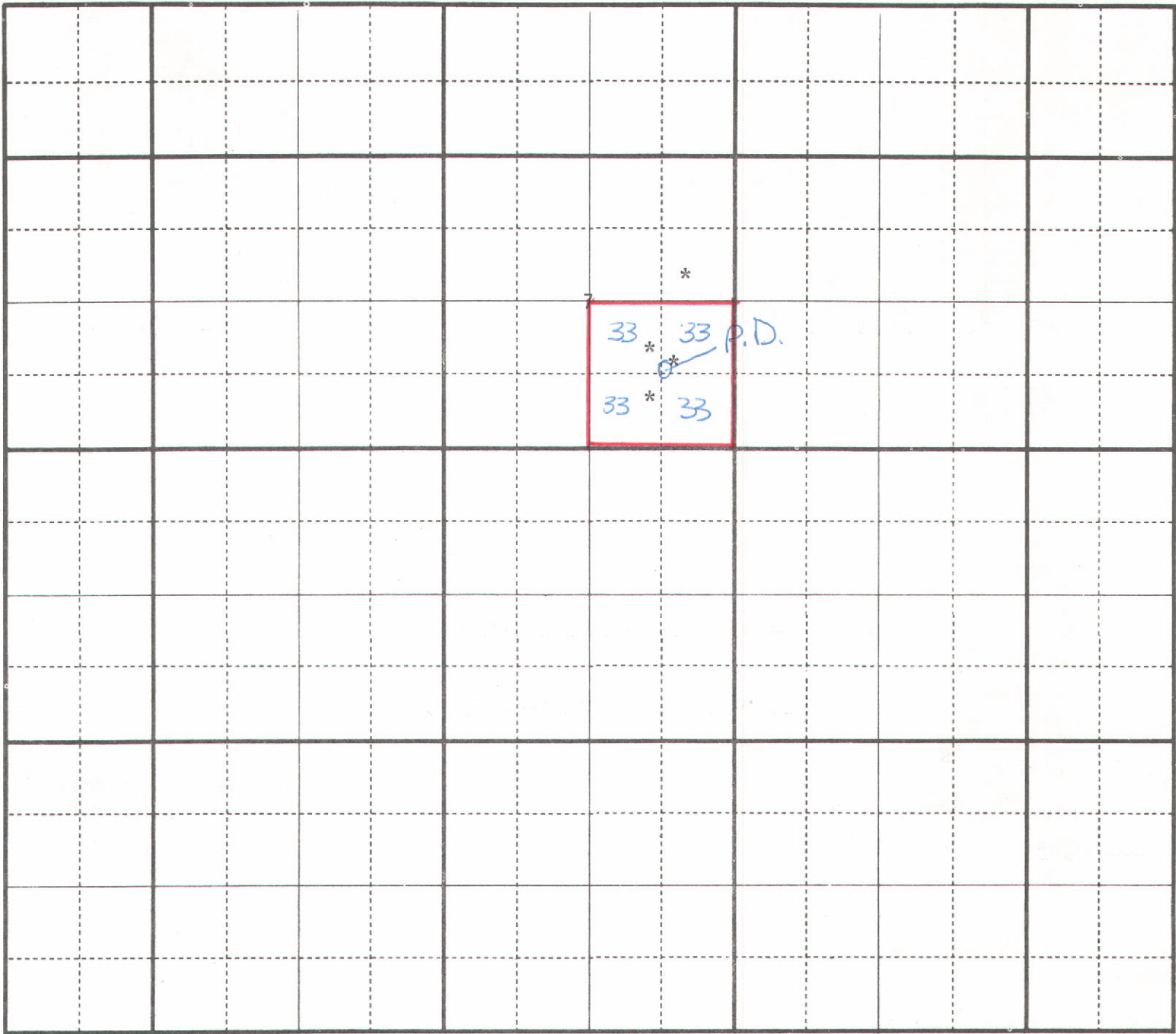
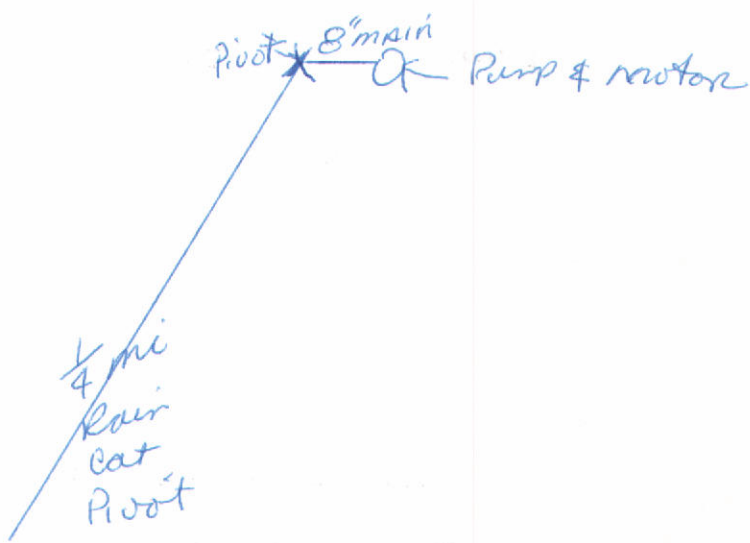


Diagram of System





"NOT TO SCALE"

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 31-7031 Priority Feb. 17, 1970 Amount 2.64 cfs

THIS IS TO CERTIFY, that RALPH HILLMAN & DYLE ROBERTSON
of Rexburg, Idaho, have complied with the terms and conditions of Permit
No. 31-7031 issued pursuant to Application for Permit dated February 17, 1970,
and has submitted proof to the Department of Water Resources on September 4, 1975,
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 3.0 cfs of water from a ground water 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>May 1</u> to <u>Nov. 1</u> at <u>2.64</u> cfs and	<u>462 acre feet or</u>	
	from _____ to _____ cfs and	<u>3.5 af per acre</u>	
	from _____ to _____ at _____ cfs and		
	(both dates inclusive)		

Subject, however, to the condition that no more than 2.64 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
462 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 7,
Twp. 7 N, Rge. 37 E, 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 $\frac{1}{4}$	
7 N	37 E	7													33	33	33	33	132

Total number of acres irrigated 132

A measuring device of a type approved by the Department shall be permanently
maintained as part of the diverting works.

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 18 day of
September, 19 76.

Director

Identification No. 31-7031
Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
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 and Dyle Robertson
post office address Route # 2 Rexburg, Idaho 83440
2. Source of water supply underground which is a tributary of _____
3. a. Location of point of diversion is ~~middle~~ NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 7 Township 7N
Range 37 E B.M. Jefferson County; additional points of diversion if any: _____
Above is most likely location; No 2 possibility, SE $\frac{1}{4}$ of NE $\frac{1}{4}$; No 3, SW $\frac{1}{4}$ of SE $\frac{1}{4}$; No 4, NW $\frac{1}{4}$ of SE $\frac{1}{4}$; All in Sec. 7, T 7 N, R 37 E.
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 3.20 for irrigation purpose from May 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. 3.20 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Direct from well to circle sprinklers.

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 20 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 \$ 7500.00.
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: _____

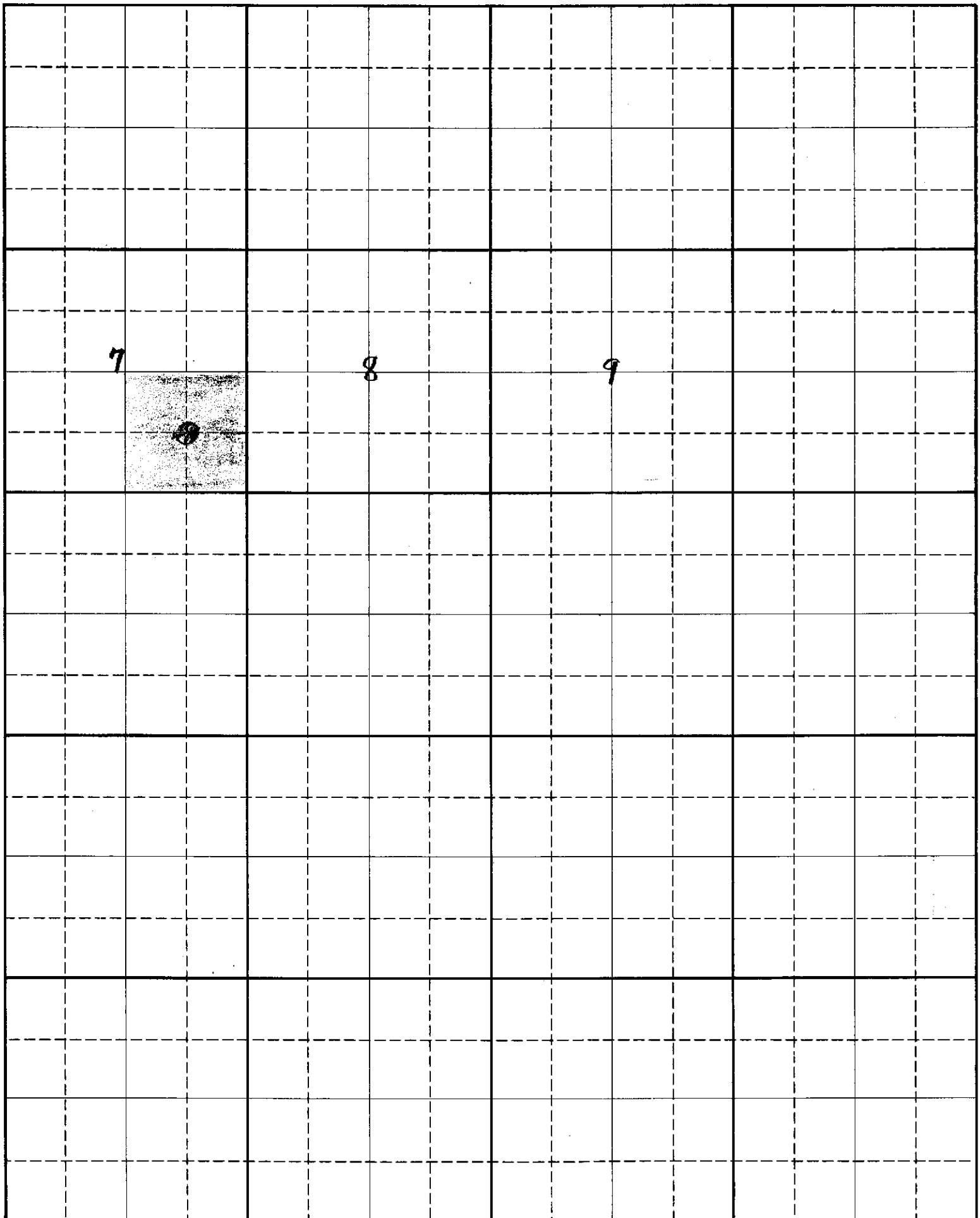
b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7 N	37 E	7																	160
								</											

■ lands to be irrigated

○ Point of Diversion

11. Map of proposed project:



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 Hillman
Nyle Robertson
(Applicant)

31-7031

Received by 4 Date 2-17-70 Time 8:00 AM
Preliminary check by 1 Fee \$ 35.00
Received by 4 Date 2-17-70
Publication prepared by 4 Date 3-12-70
Published in 4
Publication dates 3-12-70
Publication approved 4 Date 4-9-70
Priority reduced to _____ Reason _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by 4

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 31-7031, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:
 - a. SUBJECT TO ALL PRIOR WATER RIGHTS.
 - b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 75.
 - c. Other: The permit holder shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works.
2. Denial of said application is for the following reasons: _____

Witness my hand this 20th day of April, 19 70.

[Signature]
Deputy
State Reclamation Engineer

RECEIVED

APR 21 1975

Department of Water Resources
Eastern District Office

State of Idaho)

County of Bonneville)

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR EXTENSION OF TIME

RECEIVED

APR 23 1975

Department of Water Resources

Permit No. 31-7031, 31-7032

31-7033

Ralph Hillman and Dyle Robertson of Route 2 Rexburg, Idaho 83440
(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. 31-7031, 31-7032; 31-7033

That under the terms and conditions of said permit, work thereunder was required to be completed on or before April 1, 19 75.

That he has heretofore performed the following work described under said permit:

The system is complete and in operation.

Costing \$ 75,000

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: The measuring devices have been ordered for 31-7031, 31-7032

The measuring device is in on 31-7033 but there is still 60 acres to be developed under this permit.

Wherefore, he asks that the Department of Water Administration extend the time for the completion of obligations under said permit to April 1, 19 80.

Dyle Robertson
Ralph L. Hillman
(signature) *

Subscribed and sworn before me this 20th day of APRIL, 19 75.

seal

Ronald D. Carlson
(notary public)

My commission expires 2/19/78

ACTION OF THE DEPARTMENT OF WATER ADMINISTRATION

Operations Division

I, A. KENNETH DUNN, Administrator, ~~Director~~ of the Idaho Department of Water Administration, State of Idaho, hereby approve the above application for extension of time for Permit No.'s 31-7031, 31-7032 & 31-7033 to April 1, 1980.

Witness my hand this 12th day of May, 19 75.

A. Kenneth Dunn
Administrator, ~~Director~~ Operations Division

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available through the Department of Water Administration, Statehouse - Annex 2, Boise, Idaho, 83707.

MICROFILMED

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO.'S 31-7030, 31-7031, 31-7032
& 31-7033 in the name of RALPH HILLMAN & DYLE ROBERTSON

ORDER OF REINSTATEMENT

WHEREAS, on February 17, 1970, Ralph Hillman and Dyle Robertson filed with the Department of Water Resources (formerly the Department of Water Administration) for permits to appropriate 6.40 cfs (31-7030), 3.20 cfs(31-7031), 3.20 cfs(31-7032), and 4.80 cfs(31-7033), of groundwater within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17(31-7030); NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7(31-7031); NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8(31-7032); & the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8(31-7033); all in Twp. 7N, Rge. 37E, B.M., Jefferson County, to be used for irrigation purposes; and,

WHEREAS, on April 20, 1970, the Department approved said applications and issued Permit No.'s 31-7030, 31-7031, 31-7032 and 31-7033 with the conditions that proof of construction of works and application of water to beneficial use be submitted to the Department on or before April 1, 1975; and,

WHEREAS, on January 31, 1975, the Department notified the permit holders by certified mail that proof of beneficial use was due and instructed the permit holders as to the steps to be taken to make said proofs; and,

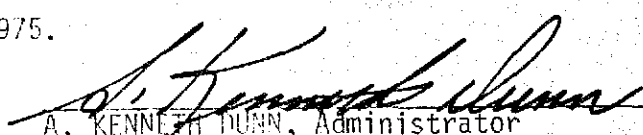
WHEREAS, on April 7, 1975, the Department notified the permit holders that Permit No.'s 31-7030, 31-7031, 31-7032 and 31-7033 had lapsed for failure to submit proof of beneficial use; and,

WHEREAS, on April 23, 1975, the Department received applications for extension of time for said permits along with showings of reasonable cause as to why said permits should be reinstated; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing;

IT IS, THEREFORE, HEREBY ORDERED that Permit No.'s 31-7030, 31-7031, 31-7032 and 31-7033 be REINSTATED and the priority for each advanced to March 9, 1970.

Dated this 12th day of May, 1975.


A. KENNETH DUNN, Administrator
Operations Division

BDF:JG

MICROFILMED

DEPARTMENT OF RECLAMATION

STAFF ANALYSIS

Application No. 31-7031 Name Ralph Hillman & Dyle Robertson

Source Groundwater

Point of Diversion NE $\frac{1}{4}$ SE $\frac{1}{4}$ or SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, all in Sec. 7,
T. 7N, R. 37E, B.M., Jefferson County

Quantity 3.2 Use irrigation Period May 1 - Nov. 1

Quantity Use Period

Quantity Use Period

Well Size 20 Diameter Proposed Depth 200 Feet

Use Irrigation of 160 acres

Date Forwarded 3-2-70 Date Returned 3-23-70 Received by OWC

RECOMMENDATIONS: Agriifer: Basalt & Anders. Wells
average 165-200 feet deep - DTW @ 85-95 feet,
water levels are stable (Bull #11). No yield
data.

Qty. 3.2 Use hr. Period 5-1-11-1 AF AFA

Qty. Use Period AF AFA

Qty. 3.2 Use hr. Period 4-1-11-1 AF 3.5 AFA 5.60

ACTION: Approved X Denied

Conditions of approval or reason for denial:

INVESTIGATION By Sheel H. Chapman Title WRFAE

Date 3-23-70

31-7031

Affidavit of Publication

THE RIGBY STAR

STATE OF IDAHO

County of Jefferson

ss.

Delayed

I, Hope B. Jones, do solemnly swear that I am the printer 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 said attached 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 ~~first~~ Consecutive issues thereof; first publication having been made on the

12th day of March, 1970

and the last publication on the

19th day of March, 1970

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Ralph Hillman and Dyle Robertson, Route 2, Rexburg, Idaho, have on February 17, 1977, submitted Application No. 31-7031 to appropriate the public waters of a groundwater source.

The application proposes a maximum diversion and appropriation of 3.20 cubic feet per second of water to be diverted by well and sprinklers within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ or SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 7, T. 7N, R. 37E, B.M., Jefferson County, and is to be used within the SE $\frac{1}{4}$ Sec. 7, T. 7N, R. 37E, B.M. for the irrigation of 160 acres from May 1 to November 1.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Reclamation on or before March 30, 1970.

R. KEITH HIGGINSON
State Reclamation Engineer
Publish March 12-19, 1970.

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 bona fide subscribers in Jefferson County.

Hope B. Jones

Subscribed in my presence and sworn to before me this 1st

day of June, 1973
(SEAL)

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

My commission expires _____, 19____

Publication Fee: \$_____

MY COMMISSION EXPIRES JULY 15, 1973

Affidavit of Publication
THE RIGBY STAR

STATE OF IDAHO }
County of Jefferson } ss.

I, Hope B. Jones, do solemnly swear that I am the printer 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.

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_____ 12th day of March, 1970

and the last publication on the

_____ 19th day of March, 1970

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 bona fide subscribers in Jefferson County.

Hope B. Jones

Subscribed in my presence and sworn to before me this _____ 8th

day of _____ April, 1970
(SEAL)

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

My commission expires _____, 19____

Publication Fee: \$_____

**NOTICE OF APPLICATION
FOR PERMIT
TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF
IDAHO**

Notice is hereby given that Ralph Hillman and Dyle Robertson, Route 2, Rexburg, Idaho, have on February 17, 1970, submitted Application No. 31-7031 to appropriate the public waters of a groundwater source.

The application proposes a maximum diversion and appropriation of 3.20 cubic feet per second of water to be diverted by well and sprinklers within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ or SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 7, T. 7N, R. 37E, B.M., Jefferson County, and is to be used within the SE $\frac{1}{4}$ Sec. 7, T. 7N, R. 37E, B.M. for the irrigation of 160 acres from May 1 to November 1.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Reclamation on or before March 30, 1970.

R. KETH HIGGINSON
State Reclamation Engineer
Publish March 12-19, 1970.

31-7031

September 20, 1976

Re: Permit No. 31-7031

Ralph Hillman & Dyle Robertson
Route #2
Rexburg, ID 83440

Gentlemen:

Enclosed herewith is a copy of the water right license issued on the above referenced permit.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:mef

Enc.

August 30, 1976

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

Gentlemen:

In October, 1975, a representative of this Department made an examination of the works covered by your Permit No. 31-7031 and found the following:

Quantity of water diverted: 3.0 cfs Source: ground water

Amount of water that can be recognized as beneficially used under Idaho law: 2.64 cfs

The maximum quantity diverted shall not exceed 462 acre feet, or 3.5 af per acre, per year.

Point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Twp. 7 N, Rge. 37 E, B. M.

Beneficial use: Irrigation of 132 acres within the SE $\frac{1}{4}$, Sec. 7, Twp. 7 N, Rge. 37 E, B. M.

Priority date established: February 17, 1970

If you do not concur with these findings please contact us within 15 days, otherwise a water license will be issued as set forth above.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

12
RECEIVED

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

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

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

3. Water will be used for the following purposes:

Amount 3.20 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from May 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. 31-7031
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 3.20 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 7, Subdivision NE $\frac{1}{4}$ SE $\frac{1}{4}$, Jefferson

Township " N/S, Range " E/W, B.M., Section " , Subdivision SE $\frac{1}{4}$ NE $\frac{1}{4}$, _____
County

Township " N/S, Range " E/W, B.M., Section " , Subdivision SW $\frac{1}{4}$ SE $\frac{1}{4}$, _____
County

Other Points of Diversions: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Twp. 7N, Rge. 37E

Description of diverting works: 20" casing, 125' deep, 125 hp pump

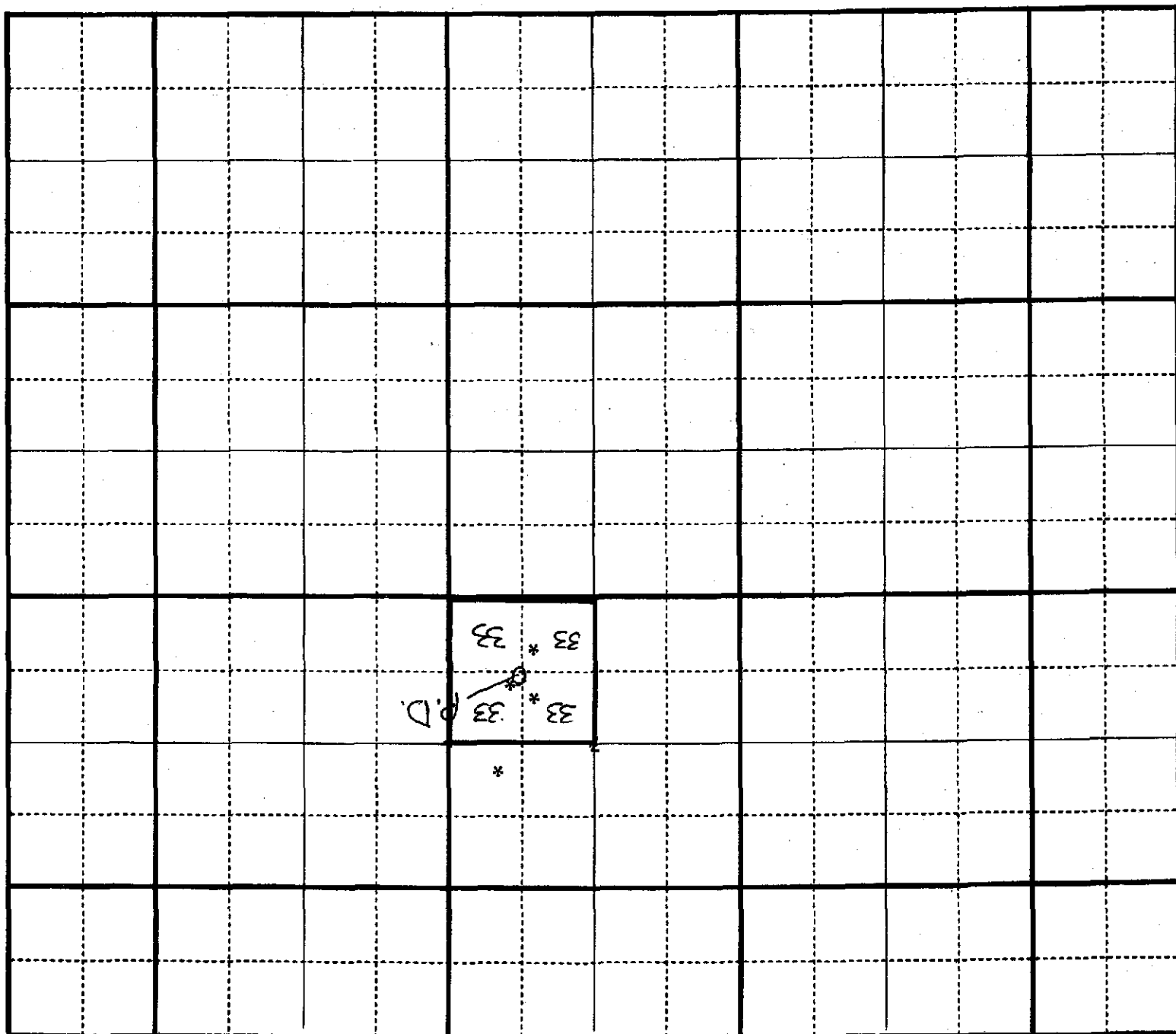
Measuring device required: yes ☒ no ☐

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	7													40	40	40	40	160

TOTAL ACREAGE 160

Diagram of System



1 mi.
 4 mi.
 1/2 mi.
 1/4 mi.
 1/8 mi.
 1/16 mi.
 1/32 mi.
 1/64 mi.
 1/128 mi.
 1/256 mi.
 1/512 mi.
 1/1024 mi.
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D
107.2

A419

A717

A181

A299

A182

A298

P.D.

7/8
12/17

"NOT TO SCALE"

DATE OF EXAM Sept 18, 1975

ACREAGE
Found 132
Recommended 132

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q= 2.64 c.f.s. V= 462 AF/Ann. from MAY 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: N.A.
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Exchange? yes _____ no ☒

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 3.00 cfs Method of measurement In Line Meter

Total Q recommended 2.64 cfs Meter No. 75-8-2037 Type MacVorn Condition Good

Total V recommended 462 Af/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

$$Q = 1350 \text{ gal/min} = 3.00 \text{ cfs}$$

$$V = 132 \times 3.5 = 462 \text{ Af/Ann}$$

SYSTEM DESCRIPTION:

U.S. Motors Hollowshaft 1254p Ser # C1005783
Gwynne & Bowden Pump Ser # D27131
14m Riser Cat Center Pivot Spr System
8" discharge west ~~125~~ pump.

REMARKS:

Well 125' deep.
40' to H₂O

Examiner's Signature Bill Rhoads Date Oct 4, 1975

Checked by Loren O Halmer Date 5-26-76

Approved by _____ Date _____

September 10, 1975

Re: Permit No. 31-7031 & 31-7032

Ralph Hillman & Dyle Robertson
Route 2
Rexburg, Idaho 83440

Gentlemen:

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

RECEIVED

SEP 4 1975

OK j

Identification No. _____

Permit No. 31-7031

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Ralph Hillman & Dyle Robertson
b) Post Office Address Route #2, Rexburg, Idaho 83440
2. Permit Number 31-7031
3. Date of Priority that you are prepared to establish December 17, 1970
4. a) Source from which water was appropriated ground water
b) Location of the point of diversion: NE 1/4 SE 1/4, Section 7
Township 7N, Range 37E, Boise Meridian, Other points of diversion:
SW 1/4 SE 1/4, NW 1/4 SE 1/4, Sec. 7, T. 7N, R. 37E, B.M.
5. a) The amount of water and use to which the water has been applied:
Amount 3.20 for Irrigation purposes from May 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 3.20 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: Not measured
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) 20" well casing, 125' deep, 125 HP electric pump

b) Describe the type and size of measuring device which you have installed at your point of diversion: 8" In-Line Meter

c) Give well driller's name and address and the date the well was completed:
R. P. Cope Well Drilling, 927 Poulsen, Idaho Falls, Idaho
Well completed in 1970
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Exam typed 9-10-75 j

1413

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	7													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.

Sept 3, 1975
(Date)

Sept 3, 1975
Nyle Robertson
(Signature)

State of Idaho)
County of Bonneville) ss.

On this 3rd day of September, 1975, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Loren O. Faber
Notary Public residing at Idaho Falls,
Idaho

My commission expires March 21, 1979



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

May 12, 1975

Re: Permit No.'s 31-7030, 31-7031, 31-7032 & 31-7033

Ralph Hillman & Dyle Robertson
Route #2
Rexburg, ID 83440

Gentlemen:

Enclosed is an Order which reinstates the above referenced permits; please note that the priority for each of the permits has been advanced to March 9, 1970.

Also enclosed are copies of the approved applications for extension of time submitted in connection with these permits. The time within which to submit proof of beneficial use of water for all of the permits has been advanced to April 1, 1980.

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

Sincerely,

A handwritten signature in cursive script, reading "D. Darlene Reich".

D. Darlene Reich
Water Rights Supervisor

DDR:JG
Enclosures

cc: V. M. Brown, P.E.
Enclosures

MICROFILMED

INTER-DEPARTMENT MEMO

DATE April 22, 1975

FROM Ron Carlson

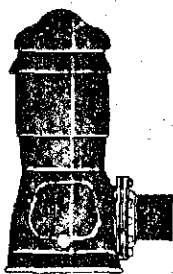
TO Bob Fleenor

SUBJECT PERMIT NO. 31-7030, 31-7031, 31-7032, 31-7033

Mr. Hillman and Mr. Robertson were the two guys to whom I indicated that there might be a possibility of the Department accepting a certified measurement in fulfillment of the measuring device requirement. While they were in the office requesting extensions of time, they indicated that they had ordered the measuring devices and were planning to install them for their own use. It appears that they want to keep all of their options open, because they also included a letter from Mel Brown indicating he has been contacted about making the certified measurement.

MICROFILMED


SIGNATURE



Mel Brown

C O M P A N Y

IRRIGATION PUMPS & SPRINKLERS

AREA CODE 208
DIAL 522-7001

Branch Offices at:
TWIN FALLS, IDAHO
MOUNTAIN HOME, IDAHO

IDAHO LICENSED C. E. NO. 646
WYOMING LICENSED C. E. NO. 696
CALIFORNIA LICENSED C. E. NO. 5947
SOUTH DAKOTA LICENSED C. E. NO. 1575

SOUTH UTAH AVENUE
P. O. BOX 1181
IDAHO FALLS, IDAHO
83401

April 17, 1975

RECEIVED

APR 18 1975

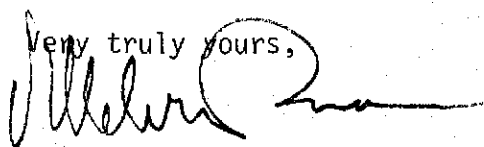
Department of Water Resources
1515 Lincoln Rd.
Idaho Falls, Idaho 83401

Department of Water Resources
Eastern District Office

Dear Sir:

Ralph Hillman and Dyle Robertson have contracted with Mel Brown Co. to provide certified measurements or satisfactory measuring devices on three irrigation wells near Hamer, Idaho in order that they may comply with your regulations and obtain finalization of their water rights. We may, however, need additional time beyond their deadline to complete this job because of the unfavorable weather we have been having, if they need a size or model meter we don't have in stock, or if the backlog of other work we have creates scheduling problems.

We will of course complete this job as soon as possible so you can complete their application and close your files. We would appreciate your consideration on their behalf in this matter.

Very truly yours,


V.M. Brown, PE

YMB/nm

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

April 7, 1975.

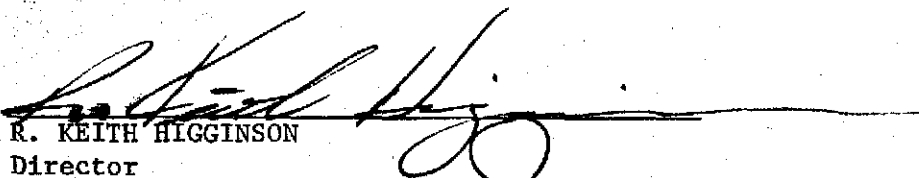
Re: Permit No.'s 31-7030, 31-7031, 31-7032, & 31-7033.

Ralph Hillman & Dyle Robertson
Route #2
Rexburg, ID 83440

Gentlemen:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No.'s 31-7030, 31-7031, 31-7032 and 31-7033 have lapsed.

You are further advised that the Department cannot reinstate these permits except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.


R. KEITH HIGGINSON
Director

RKH:jg

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

January 31, 1975

CERTIFIED MAIL

#26452
Card filed in
31-7030

Re: Permit No.'s 31-7030, 31-7031, 31-7032, & 31-7033

Ralph Hillman & Dyle Robertson
Route #2
Ranburg, ID 83440

Gentlemen:

One of the conditions of approval of your water Permit No.'s 31-7030, 31-7031, 31-7032 and 31-7033 (see last page of your approved permits) 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 April 1, 1975. Enclosed are affidavit forms 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 causes 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 for the permits.

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


R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavits (4)

MICROFILMED

WATER RESOURCE BOARD:

John F. Struff
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. Northton
Member

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707
April 21, 1970

Re: Permit Nos. 31-7030, 31-7033, 31-7031 & 31-7032

Ralph Hillman & Dyle Robertson
Route 2
Rexburg, Idaho 83440

Gentlemen:

We enclose a copy of your approved application for permit 31-7030, 31-7031, 31-7032 & 31-7033 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, ~~Assistant~~ Deputy
State Reclamation Engineer

CSA:kh

Enclosures: Copies of permits
Receipt No. 4227 for \$40
Receipt No. 4226 for \$35
Receipt No. 4225 for \$35
Receipt No. 4228 for \$50
2 informational letters

P.S. Be sure to note that a special condition requiring you to install and maintain measuring devices at your points of diversion has been placed on your permits. We are enclosing a letter describing different types of measuring devices accepted by this office.

31-7031

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

March 31, 1970

Re: Application for Permit No. 31-7028 - Grant L. Young &/or H. Reynold George
31-7030 - Ralph Hillman and Dyle Robertson
31-7031 - " " " "
31-7032 - " " " "
31-7033 - " " " "

Rigby Star
134 West Main
Rigby, Idaho 83442

Gentlemen:

Would you please submit an affidavit of publication and a certified bill in connection with the above referenced item(s). The legal notice was to be published in your paper on March 12 and 19, 1970.

As the above permit application cannot be approved until we are in receipt of the affidavit, it is important that we receive it as soon as possible.

May we please have your prompt attention to this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

31-7031

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

March 4, 1970

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

Re: Application for Permit No. 31-7028 - Grant L. Young &/or H. Reynold George
31-7030 - Ralph Hillman and Dyle Robertson
31-7031 - " " " " "
31-7032 - " " " " "
31-7033 - " " " " "

Rigby Star
134 West Main
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 ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication 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 of Reclamation long 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 the claimant)

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enc: Legal notices (5)

*Bill submitted
4-9-70
lw*

31-7031

NOTICE OF APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Ralph Hillman and Dyle Robertson, Route 2,
Rexburg, Idaho, have on Feb 17 February 17, 1970,
submitted Application No. 31-7031 to appropriate the public waters of
a groundwater source

~~The/ proposed/ well/ etc/~~

The application proposes a maximum diversion and appropriation of 3.20
cubic feet per second Atte/feet of water to be diverted by well and sprinklers
within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ or SE $\frac{1}{4}$ NE $\frac{1}{4}$,
SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 7, T. 7N, R. 37E, B.M., Jefferson County,

and is to be used within the SE $\frac{1}{4}$, Sec. 7, T. 7N, R. 37E, B.M. for the irrigation
of 160 acres from May 1 to November 1

Any permit issued pursuant to this application will be subject to ALL PRIOR
WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest
against this application must be filed with the Idaho Department of Reclamation on
or before March 30, 1970.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Rigby Star, Rigby, Idaho,
on March 12 and March 19, 1970.

K 14

31-7031

DON SAMUELSON
GOVERNOR



STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

February 13, 1970

R. KEITH HIGGINSON
State Reclamation Engineer

RECEIVED

Department of Reclamation

Ralph Hillman & Dyle Robertson
Route 2
Rexburg, Idaho 83440

Gentlemen:

We are returning your personal checks, in the amount of \$50 each, totaling \$100, and your original two applications for permit. As the State Reclamation Engineer has agreed to return the original applications and filing fees and allow you to submit new filing fees, you should be advised that the replacement applications, which we have reviewed, will require filing fees totaling \$160. The basis for this fee is as follows: 6.4 c.f.s., \$50; 4.8 c.f.s., \$40; 3.2 c.f.s., \$35; and 3.2 c.f.s., \$35. We are also returning your replacement applications. We would further request that on the applications, where the point of diversions are listed as the middle of a quarter section of ground, that this point of diversion be identified to a particular 40-acre tract. Our record keeping system is not designed to hold descriptions such as middle of a 160-acre tract.

Your assistance in clarifying these issues will be appreciated.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Donald W. McEldowney".

Donald W. McEldowney
Appropriation Examiner

DWM:kh

Enclosures

31-7031