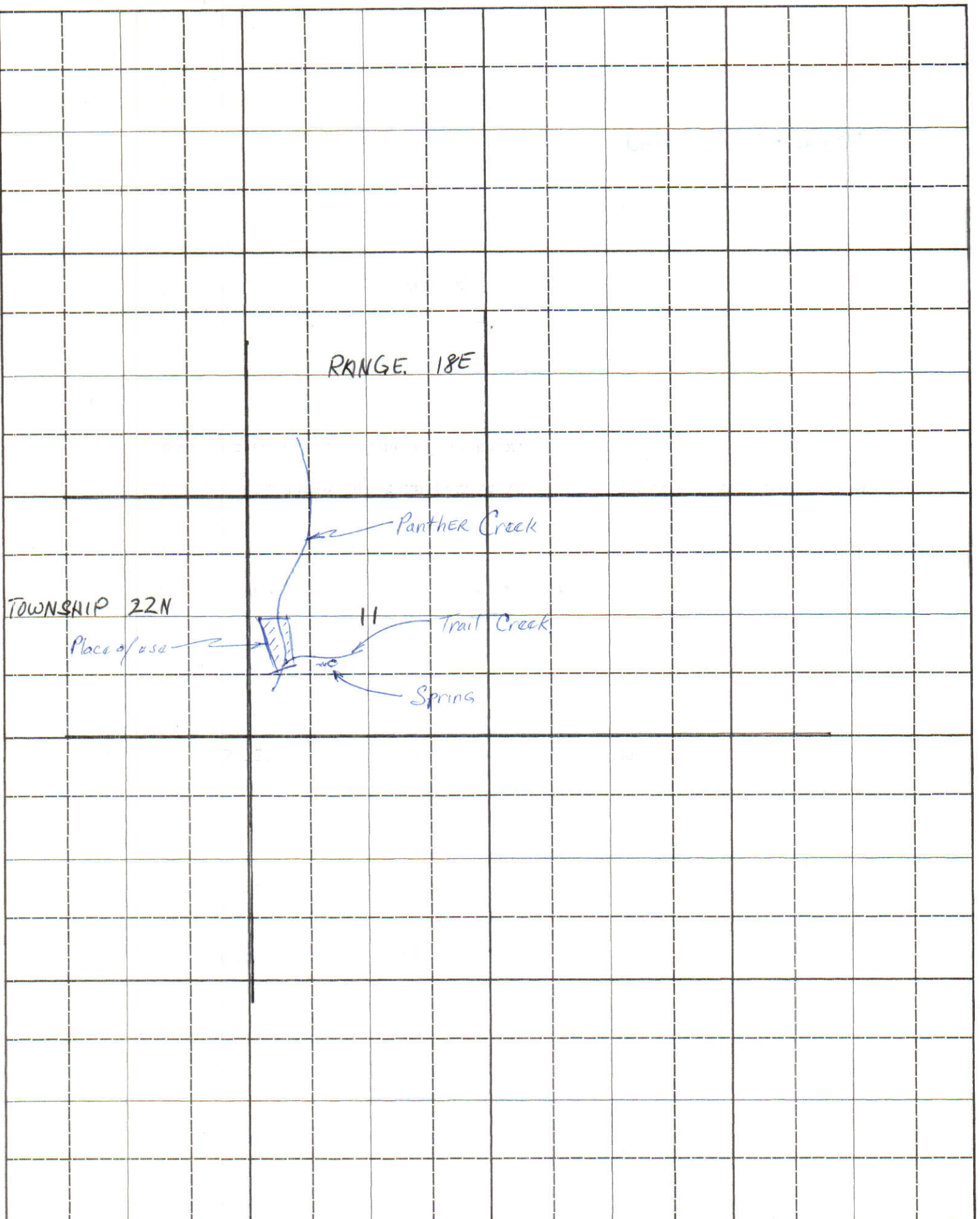


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Kenneth E. Rogers
(Applicant)

**NOTICE OF APPLICATION
FOR WATER RIGHT**

Notice is hereby given that the following application (s) have been submitted for permit to appropriate the public waters of the State of Idaho:

75-7115

Name: ROGERS, KENNETH E.

Address: COBALT, ID 83229

Source OHRT SPRING tributary to TRAIL CREEK

Date Filed: 10-11-1978

County: LEMHI

Amount: 0.04 CFS

Point of Diversion: NESW S.11 T22N R18E

Use: DOMESTIC from 01-01 to 12-31

Place of USE: NWSW S.11 T22N R18E

Means: PIPELINE AND HOLDING TANK

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Rd., Idaho Falls, Idaho 83401 on or before NOVEMBER 6, 1978.

C. STEPHEN ALLRED
Director

Published in the The Recorder-Herald on October 19, 1978 and October 26, 1978.

10-19-2tc

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

OCT 30 1978

Department of
Eastern District Attorney

JERRY G. ROSIN

_____, being first duly sworn, deposes and says that he is one of the printers (publisher) of the RECORDER HERALD, a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general circulation therein,

That the Notice of Application for Water Permit No. 75-7115

_____ a true printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for 2 consecutive issues, commencing with the issue dated Oct. 19, 1978 and ending with the issue dated Oct. 26, 1978.

Jerry G. Rosin

Subscribed and sworn to before me, this twenty sixth

day of October, 1978

Terrell Armstrong

Notary Public for the State of Idaho,
Residing at Salmon, Idaho

Publication Fee \$ 15.84

MICROFILMED

Do not use this space

JUL 08 1988

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
5 gal bucket						

2. Measurements:

5 gal - 23 sec

$$\frac{5 \text{ gal}}{23 \text{ sec}} \times \frac{60 \text{ sec}}{1 \text{ min}} = 13.04 \text{ gpm or } 0.03 \text{ cfs}$$

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

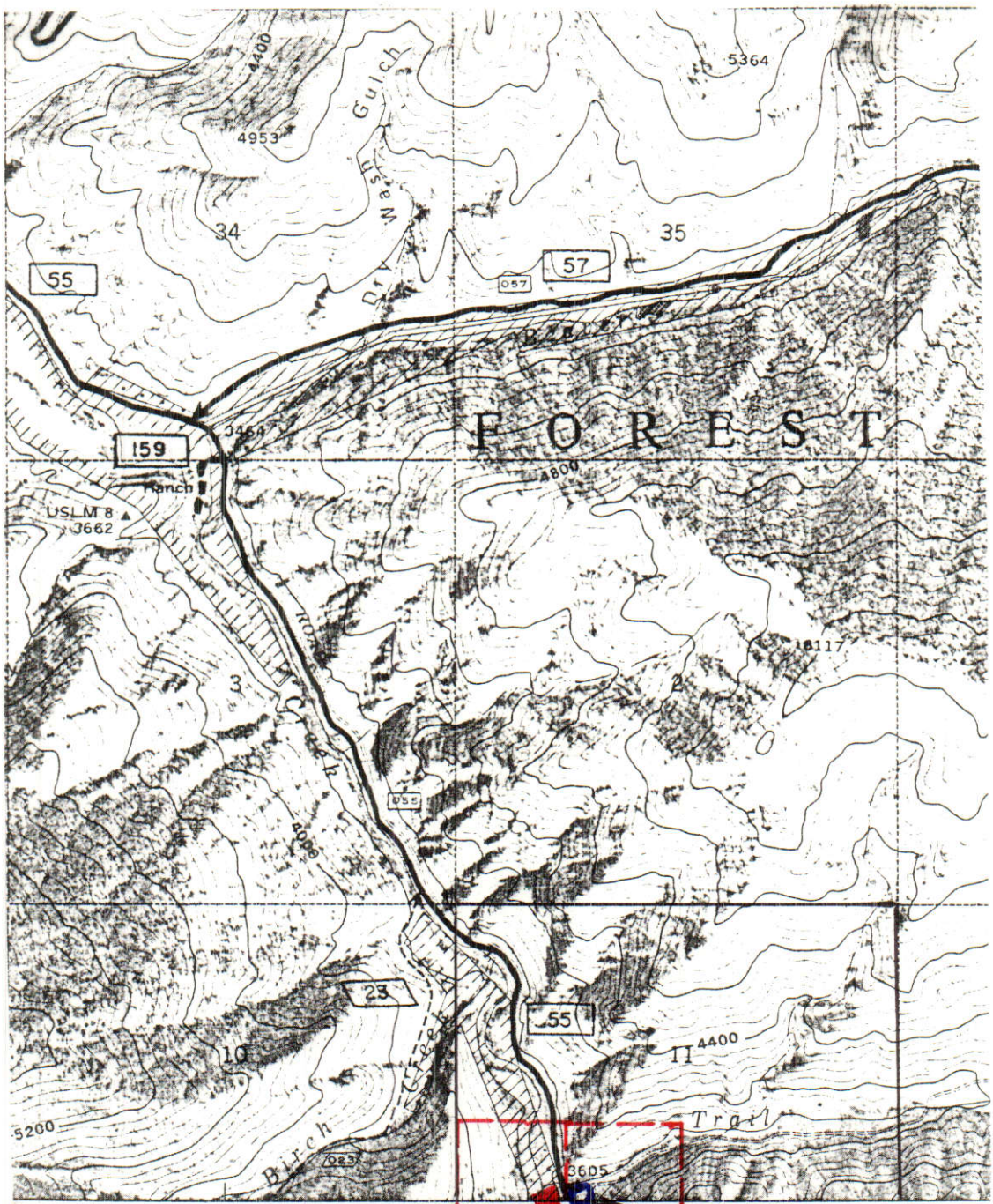
$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

allow 1-2 cfs for one home with lawn + garden

#75-7115



T22N

Place of use 1/2

(BLACKBIRD MTN NE)
(3200 1 1)

SCALE 1:24000

Point of Diversion

MICROFILMED

RISE

JUL 08 1988

75-7115



RECEIVED

JUL 08 1988

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 75-7115

Priority: October 11, 1978 Amount: .03 CFS 1.2 AFA

This is to certify, that KENNETH E. ROGERS
P.O. BOX 1
COBALT, ID 83229

has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated October 11, 1978, and
has submitted proof to the Department of Water Resources on October 16, 1986, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .03 cfs of water from;

OHRT SPRING tributary to TRAIL CREEK

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Domestic	01/01 to 12/31	.03 cfs	1.2 afa

LOCATION OF POINT OF DIVERSION(S): NESW , Sec. 11, Township 22N, Range 18E
Lemhi County

PLACE OF USE: Domestic

TWN RGE SEC

22N 18E 11 NWSW

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 13th day
of June, 1988.

MICROFILMED

JUL 08 1988

[Signature]
Director

For Office Use Only
Fee Received <u>15.00</u>
Date <u>1-30-85</u>
Receipt # <u>36212</u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit
proof of beneficial use on a water right permit

RECEIVED

JAN 29 1985

Department of Water Resources

Kenneth E. Rogler of Cobalt, Idaho 83229
(Name) (Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Water of
the State of Idaho No. 75-7115

That under the terms and conditions of said permit, work thereunder was required to be completed on or before
March 1, 1985

That he has heretofore performed the following work described under said permit: Dug out
(This must be filled out! If no work has been completed put none.)
the spring and poured the retaining wall. Laid
the pipe under the Creek. Then it was winter and he
put a stop to pouring concrete and digging.
Costing \$ 400.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations
under said permit to November 1, 1987
(1 yr. minimum, 5 yrs. maximum)

NOTE
AS OF JULY 1, 1980,
THERE IS A \$15.00
CHARGE FOR REQUESTS
FOR EXTENSION OF
TIME.

Kenneth E. Rogler
(Signature)*

*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

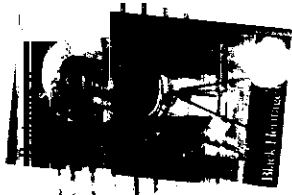
IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within
which to submit the proof of beneficial use is extended to March 1, 1988.

Signed this 19th day of February, 19 85

MICROFILMED

J. Glen Saxton
Chief, Operations Bureau

KEN ROGERS
COBALT RS
COBALT, IDA.
83229



State of Idaho
Dept. of Water Resources
State house
Boise, Idaho 83720

MAILED 11/10/70

For Office Use Only
Fee Received <u>15.00</u>
Date <u>10-31-83</u>
Receipt # <u>32760</u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit
proof of beneficial use on a water right permit

OCT 31 1983

Department of Water Resources

Kenneth E. Rogers of Cobalt, Idaho 83229
(Name) (Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Water of the State of Idaho No. 75-7115.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before November 1, 1983.

That he has heretofore performed the following work described under said permit: _____
(This must be filled out! If no work has been completed put none.)

Costing \$ _____

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:

I do not have my special use permit from the Forest Service yet. I submitted my application to them over a year ago. They have to do the EA yet.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to Nov. 1, 1988.
(1 yr. minimum, 5 yrs. maximum)

NOTE
AS OF JULY 1, 1980,
THERE IS A \$15.00
CHARGE FOR REQUESTS
FOR EXTENSION OF
TIME.

Kenneth E. Rogers
(Signature)*
*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit the statement of beneficial use is extended to March 1, 1985.

Signed this 2nd day of November, 19 83.

L. Glen Sayton
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Kenneth E. Rogers Phone 22 F 11

Post office address Cobalt, Idaho 83229
(previously unnamed)

2. Source of water supply Ohrt Spring which is a tributary of Trail Creek

3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 11 Township 22N

Range 18E B.M. Lemhi County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for domestic purposes from Jan 1 to Dec 31 (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)

5. Total quantity to be appropriated:

a. 0.04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Perferated pipe to gather water at spring, then piped to holding tank, then piped to location of use.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 11 Township 22N
Range 18E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

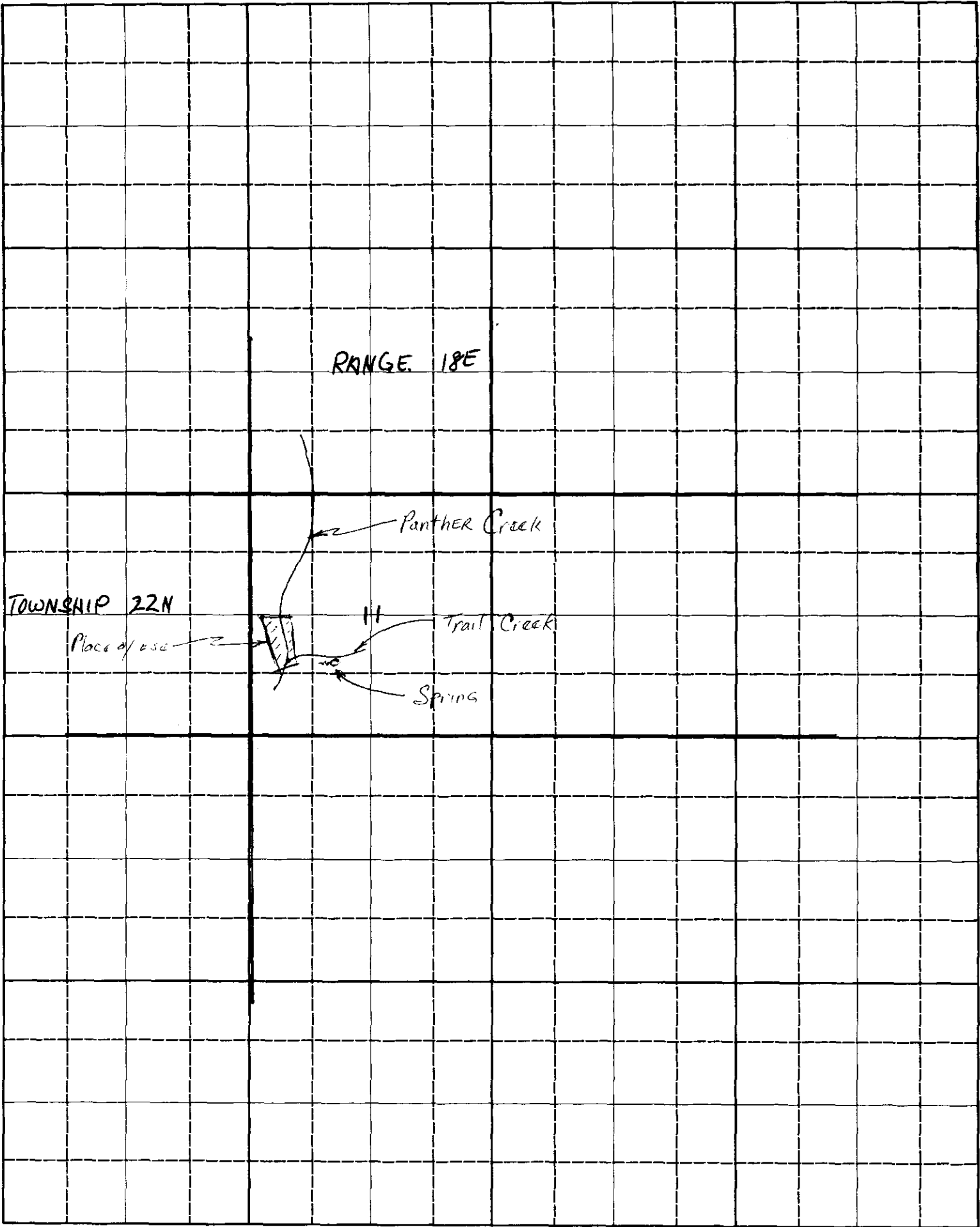
(3) List number of each kind of livestock to be watered 3 horses, 5 cows

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water two.

(5) If water is to be used for other purposes describe: _____

RECORDED

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.

Kenneth E. Rogers
(Applicant)

Proposed Priority 10-11-78

Received by dh Date 10/11/78 Time 11:00 AM

Preliminary check by EMC Fee \$ 20.00

Receipted by dh Date 10/11/78 # 11563

Publication prepared by dh Date 10/13/78

Published in RECORDER HERALD

Publication dates OCTOBER 26, 1978

Publication approved dh Date 10-30-78

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC JS

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. 75-7115, 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 November 1, 19 83.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 13th day of November, 19 78.

D. Glen Sayton

Chief, Operations Bureau

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

OCT 26

Department

Eastern

JERRY G. ROSIN

being first duly sworn, deposes and says that he is one of the printers (publisher) of the RECORDER HERALD, a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general circulation therein,

That the Notice of Application for Water Permit No. 75-7115

a true printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for 2 consecutive issues, commencing with the issue dated Oct. 19, 1978 and ending with the issue dated Oct. 26, 1978

Jerry G. Rosin

Subscribed and sworn to before me, this twenty sixth

day of October, 1978

Verle Armstrong
Notary Public for the State of Idaho,
Residing at Salmon, Idaho

Publication Fee \$ 15.84

72-10

RECEIVED

JUL 25 1988

RECEIVED

NOV 1 1984

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 75-7115
Name(s) of Permit Holder(s): Kenneth E. Rogers
Post Office Address: P.O. Box 1, Abbot, Idaho
83229 756 3221

- ☒ I hereby certify that construction of diversions for the above referenced permit began on Oct. 3, 1984 (date) and I understand that I must continue to develop the water system with due diligence to maintain a valid permit.
- ☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is
not an acceptable reason.

Oct. 30, 1984
Date

Kenneth Rogers
Signature of Permit Holder

June 13, 1988

KENNETH E. ROGERS
P.O. BOX 1
COBALT, ID 832290000

RE: PERMIT NO. 75-07115

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

JUL 08 1988

May 3, 1988

KENNETH E. ROGERS
P.O. BOX 1
COBALT, ID 83229

RE: Permit No. 75-7115

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

JUL 08 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

75-7115
Permit No.
EEL 1/14/87
Rogers

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☐ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Department of Water Resources

Check of P/D index EEL A/6/87 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?

Type of Overlap? ☐ Add acres or uses to existing system

☐ Increase rate of flow or volume

☐ Other: _____

Check of P/U index EEL 4/6/87 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of water right(s) attached?

Type of Overlap? ☐ Increase rate of flow or volume

☐ Add P/D's

☐ Increase number of acres within tracts

☐ Other: _____

Aerial Photo

Required? ☐ yes ☒ no If yes: ☐ copy attached?

Scheduling Letter sent? _____ (Initial and date)

☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☐ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed 8-87 S.F. (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent JKJ 9-11-87 (Initial and date)

Exam Reviewed by Manager of Regional Office SM 10-1-87 (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office 10/21/87 (Initial and date)

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 75-7115
Phone No. 256-3221

1. Owner: Kenneth Rogers
Current Address: Cobalt ID

2. Accompanied by: _____ EXAM. DATE: Aug 1987
Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Chart Spring tributary to Trail Cr.

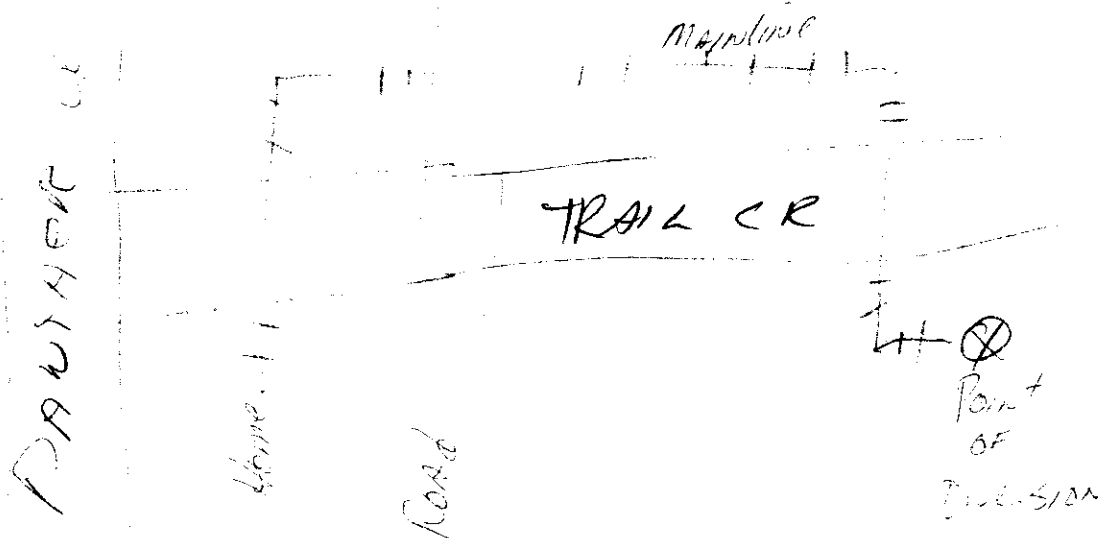
B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE
_____ ☐ Copies Attached

2. Other water rights with same point of diversion: NONE
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



RECORDED

JUL 08 1988

Scale: 1" = No Scale

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

System Description (continued)

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

Water is used is a trailer presently and will be used in a new home also about 10 hydrants for lawn - garden

His field is irrigated with a right from TRAIL CR

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks

6. **Place(s) of Use:**

Indicate Method of Determination _____

Twp.	Rge.	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	
22N	18E	11									D								

MICROFILMED

JUL 08 1988

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
5 gal bucket						

2. Measurements:

5 gal - 23 sec $\frac{5 \text{ gal}}{23 \text{ sec}} \times \frac{60 \text{ sec}}{1 \text{ min}} = 13.04 \text{ gpm or } 0.03 \text{ cfs}$

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

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

2. Volume Calculations for Other Uses:

allow 1-2 afa for one home with lawn + garden

MICROFILMED

JUL 08 1988

H. REMARKS AND OVERLAP REVIEW ANALYSIS

207 12 1988

RECEIVED

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1-1	12-31	0.03	1.2
Totals:			0.03 cfs	1.2 cfa

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
- ☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

J. AUTHENTICATION

Field Examiner's Name Sam F. L. H. 1

Signature _____

Certification Date Oct 1 1987

Field Report Preparation Date _____

Shea McCormick

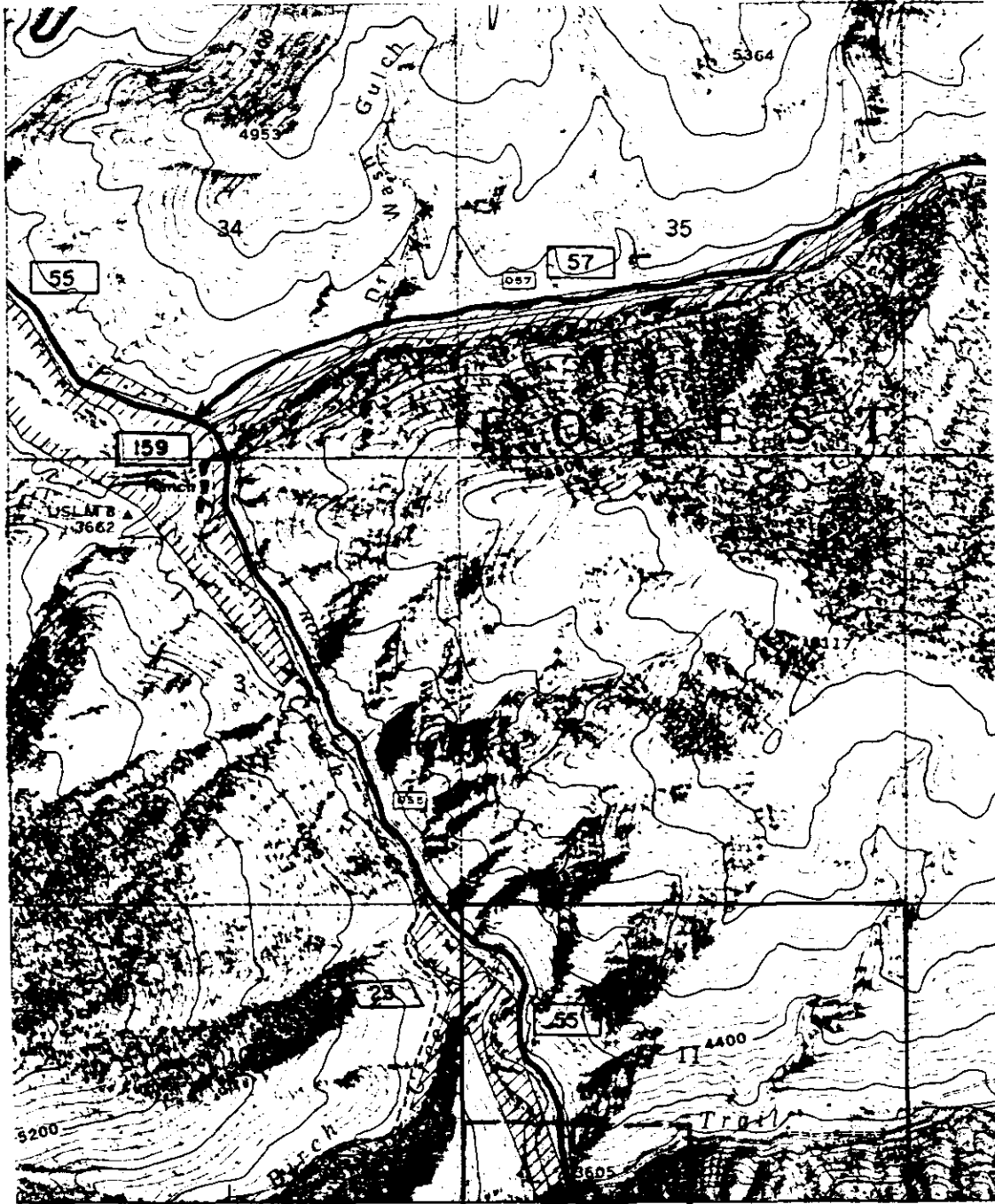
CONSULTANT SEAL

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

RECEIVED

JUL 08 1988

75-7115



T22N

Place of
use $\frac{1}{2}$

SCALE 1:24000

Point of Diversion

RISE

FILED

JUL 08 1988

- 75-7115 -



MAINTAINED

JUL 08 1988



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup, Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

JANUARY 13, 1987

KENNETH E. ROGERS
P.O. BOX 1
COBALT

ID 83229

RE: Permit No. 75-7115

Dear Permit Holder:

We acknowledge receipt of your statement 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.

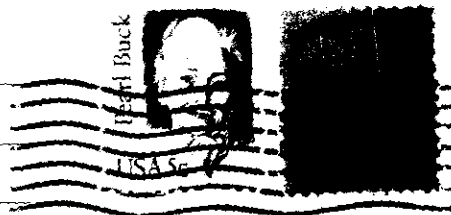
A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 525-7161 or in person in the third floor State Office Building, 150 Shoup, Idaho Falls, Idaho.

Sincerely,
s/HAROLD W. JONES
Sr. Resource Agent

RECEIVED
JUL 08 1988

KENNETH ROGERS
COBALT, ID 83229



RECEIVED

OCT 16 1986



MICROFILMED

MAR 09 1987

IDAHO DEPARTMENT OF WATER RESOURCES

STATEHOUSE

BOISE, IDAHO 83720

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Perm. No. 75-7115

Name(s) of Permit Holder: Kenneth E. Rogers

Post Office Address: P.O. Box 1

Cobalt, Idaho 83229 Tel. No. 756 3221

Source of Water: Spring

Extent of Use: ☒ Domestic 2 (number of households)
☒ Stockwater 6
☐ Irrigation
☐ Other

MICROFILMED

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No
 Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

MAR 09 1987

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

10/14/86
Date

Kenneth E. Rogers
Signature of Permit Holder

February 19, 1985

Kenneth E. Rogers
Cobalt, ID 83229

Dear Mr. Rogers:

Re: Permit No. 75-7115

Enclosed is a copy of the approved request for extension ~~of~~ time. The time within which to submit the proof of beneficial use is extended to March 1, 1988.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

ENCLOSURE

STAFF REVIEW OF REQUESTS FOR EXTENSION OF TIME

Permit Number 75-7115

- Y Date received stamp
Y Fee received and receipted
Y Name on request same as on permit
Y Address same permit as on latest correspondence
Y Proof due date within six months of due date
Y Signature same as permit
Y Source of water the same
N Permit holder named in Swan Falls lawsuit
Y Proceed diligently
N Is delay caused by litigation:

Date lit. completed _____

Date lit. began _____

Period of delay _____

New proof due date _____

ACTION: *First extension granted based on ~~debate~~ delay by government agency. Recommend approval of second extension based on due diligence to March 1, 1988.*

Y Is the extension timely received?

N/A Reinstate: Extension received _____
 Proof due date _____
 Days late _____
 Priority date _____
 Adjusted priority date _____

Y Is there commencement of works?

____ Cover letter
 ____ Coding sheet
 ____ Rolodex card updated and refiled

Reviewed by *[Signature]* Date: 2-8-1985

ENCLOSURE



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

EXTENSION OF TIME

January 31, 1985

Kenneth E. Rogers
Cobalt, ID 83229

PERMIT NO. 75-7115

We are in receipt of the \$15 extension fee for Extension(s) of Time to provide additional time in which to submit proof of beneficial use on a water right permit.

Your request for extension(s) of time is being reviewed by staff. You will be informed of our decision when review has been completed.

Enclosed is our receipt No. 36212.

Roberta Garrett
Records Supervisor

Enclosure

RECEIVED

December 28, 1984

Kenneth E. Rogers
Cobalt, ID 83229

CERTIFIED MAIL
138605

Dear Mr. Rogers:

Re: Permit No. 75-7115

PROOF DUE NOTICE

One of the conditions of approval of your water permit No. 75-7115 was that proof of the extent of your beneficial use must be submitted to this office on or before March 1, 1985. (See last page of your approved permit or your last approved extension request). Enclosed is a postcard which may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time provided the delay is for reasonable cause as described in Section 42-204, Idaho Code. If you have been prevented from proceeding by a government agency or by litigation, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either the beneficial use postcard or a request for an extension of time must be received by this department on or before the above-described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

November 3, 1983

Kenneth E. Rogers
Cobalt, ID 83229

Dear Mr. Rogers:

Re: Permit No. 75-7115

Enclosed is a copy of the approved request for extension of time. The time within which to submit the statement of beneficial use postcard is extended to March 1, 1985.

The 1982 Idaho Legislature added a requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date a permit is issued. In the case of this extension, you must commence works within a year from the day the extension was signed and proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction. If you are still prevented from commencing works eleven months from now, note the reason on the blue card and return it then.

Sincerely,

RITA L. FLECK
Secretary/Records Manager

Enclosures: Ext. of Time
Blue Postcard

STAFF REVIEW OF REQUESTS FOR EXTENSION OF TIME

Permit Number 75-7115

Y Date Received stamp

Y Fee receipted

Y Name on request same as on permit'

Y Address same as on permit

Y Proof due date correct

N Period of request correct — New Proof due date:

Y Signature same as on permit

3-1-85

Y First extension request

N Permit holder named as defendant in 1983 Idaho Power lawsuit

Y Is extension filed before proof due date?

Date extension received _____

Proof due date - _____

Days late _____

Priority date _____

Adjusted priority date _____

N Is delay caused by litigation?

Date litigation began _____

Date litigation completed _____

Period of delay _____

New proof due date _____

N Is there commencement of works?

18 Cover letter number

____ Rolodex card updated

Remarks:

Delay caused by lack of approval of U.S.F.S.
Special use permit. Estimate requested 7-1-82. period of
delay is 16 mos.

Reviewed by: ~~XXXX~~ Jeni

Date: 11-1-83

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

EXTENSION OF TIME

October 31, 1983

Kenneth E. Rogers

Cobalt, ID 83229

PERMIT NO. 75-7115

We are in receipt of the \$15 extension fee for Extension(s) of Time to provide additional time in which to submit proof of beneficial use on a water right permit.

Your request for extension(s) of time is being reviewed by staff. You will be informed of our decision when review has been completed.

Enclosed is our receipt No. 32760.

Roberta Garrett

Records Supervisor

Enclosure

RECEIVED



United States
Department of
Agriculture

Forest
Service

Salmon
National
Forest

Cobalt Ranger District
Cobalt, ID 83229

Reply to: 2720

Date: October 25, 1983

PERMITS

OCT 31 1983

Department of Water Resources

State of Idaho
Dept. of Water Resources
Statehouse
Boise, ID 83720

Dear Sir:

Mr. Ken Rogers applied for a special use permit during the summer of 1982. Due to other priorities, I have been unable to process this application.

I recommend that you issue an extension of one year for this permit, number 75-7115. During this period of time, I will be able to process his permit.

Sincerely,

Bill Goosman

BILL GOOSMAN
Range Conservationist



August 29, 1983

CERTIFIED MAIL

Kenneth E. Rogers
Cobalt, ID 83229

138993

Dear Mr. Rogers:

Re: Permit No. 75-7115

PROOF DUE NOTICE

One of the conditions of approval of your water permit No. 75-7115 was that proof of the extent of your beneficial use must be submitted to this office on or before November 1, 1983. (See last page of your approved permit or your last approved extension request). Enclosed is a postcard which may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time provided the delay is for reasonable cause as described in Section 42-204, Idaho Code. If you have been prevented from proceeding by a government agency or by litigation, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either the beneficial use postcard or a request for an extension of time must be received by this department on or before the above-described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

IDENT. NO. 75-7115

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]



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

November 14, 1978

Re: Permit No. 75-7115

Kenneth E. Rogers

Cobalt

Idaho 83229

Dear Mr. Rogers:

Enclosed is a copy of your approved Application for Permit No. 75-7115. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

L. GLEN SAXTON

Chief, Operations Bureau

LGS:kw

Enclosure

MICROFILMED

75-7115

STAFF REVIEW - STATE OFFICE

1. ✓ Name vs. Signature
2. Scr Source
3. ✓ Point of Diversion
4. ✓ Amnt. & Period of Use
5. ✓ Descrip. of Diverting Wrks.
6. 5 Time req. for Proof of B/U
7. ✓ Place of Use for other than irrig.
8. ✓ Place of Use for irrigation (add acres)
9. Property Owner at Pt. of Div. & ^{F.S.} Pl. of Use
App
10. ✓ Map
11. 20 Fee & Rec't. No.

Copies Sent To:

<u>No</u> Idaho Health Department	<u>✓</u> U.S.F.S.
<u>7</u> Idaho Fish & Game Dept.	<u>No</u> Dept. of Lands
<u> </u> Bureau of Land Management	<u>7</u> Other

Dam Safety Information (Goes to Permit Section)

Check:

Critical G.W. Area yes ✓ no

Other rights on same land N/A

Mr. Withdrawals of all protests received yes no

Conditions:

ID Power Co. Letter - Snake R. No

ID Power Co. Letter - G.W. & Tribs. No

Snake River Condition No

Payette River Letter No

Priority Date 10/11/78

Water Quality #16 No

Water Quality #10 No
intrastate interstate

Meas. Dev. or Sc. Meas. No

Totalizing meter No

Supplemental No

Right-of-Way Cond. Yes

Watermaster Cond. No
Wtr. Dist No.

Meas. Dev. Cond. for apps within
a Water Dist. No

Jim
Reviewer

11/7/78 11/7/78 11/7/78
Date

October 16, 1978

Mr. Richard T. Hauff, Supervisor
United States Forest Service
Salmon National Forest
Salmon, Idaho 83467

Dear Mr. Hauff:

RE: Application for Permit No. 75-7115 - Rogers

Please be advised that the above referenced application has been filed by Kenneth E. Rogers. He has indicated that the point of diversion is located on Forest Service lands, and is aware that he must obtain a Special Use Permit from your office.

If you have any further questions in regards to this matter, please feel free to contact this office.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh

Enc: Copy of App.
cc: Kenneth Rogers

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

OCTOBER 13, 1978

The Recorder-Herald
P. O. Box 310
Salmon, Idaho 83467

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. IN ORDER TO RECEIVE PAYMENT, THE FOLLOWING CERTIFICATION MUST APPEAR ON THE BILL:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due after allowing all just credits and that no part of the same has been paid."

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before NOVEMBER 6, 1978.

Yours truly,

s/Ronald D. Carlson
Regional Supervisor

MAILED

**NOTICE OF APPLICATION
FOR WATER RIGHT**

Notice is hereby given that the following application (s) have been submitted for permit to appropriate the public waters of the State of Idaho:

75-7115

Name: ROGERS, KENNETH E.

Address: COBALT, ID 83229

Source OHRT SPRING tributary to TRAIL CREEK

Date Filed: 10-11-1978

County: LEMHI

Amount: 0.04 CFS

Point of Diversion: NESW S.11 T22N R18E

Use: DOMESTIC from 01-01 to 12-31

Place of USE: NWSW S.11 T22N R18E

Means: PIPELINE AND HOLDING TANK

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Rd., Idaho Falls, Idaho 83401 on or before NOVEMBER 6, 1978.

C. STEPHEN ALLRED
Director

Published in the The Recorder-Herald on October 19, 1978 and October 26, 1978.

10-19-2tc

RECEIVED

OCT 19 1978

Department of Water Resources
Eastern District Office

87-A

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

75-7115

Name: ROGERS, KENNETH E.

Address: COBALT, ID 83229

Source: OHRT SPRING tributary to TRAIL CREEK

Date Filed: 10/11/1978

County: LEMHI

Amount: 0.04 CFS

Point of Diversion: NESH S11 T22N R18E

Use: DOMESTIC from 01/01 to 12/31

Place of Use: NASH S11 T22N R18E

Means: PIPELINE AND HOLDING TANK

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Rd., Idaho Falls, Idaho 83401 on or before NOVEMBER 6, 1978.

C. STEPHEN ALLRED

Director

Published in the The Recorder-Herald
on October 19, 1978 and October 26, 1978.

REC-1115
10/11/78

October 13, 1978

Kenneth E. Rogers
Cobalt R. S.
Cobalt, Idaho 83229

Dear Mr. Rogers:

RE: Application for Permit No. 75-7115

Attached herewith is Departmental receipt No. 11563 in the amount of \$20.00 for the above referenced application.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh
Attachment

11/10/78



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

September 29, 1978

Kenneth E. Rogers
Cobalt R. S.
Cobalt, Idaho 83229

Dear Mr. Rogers:

The Department has reviewed your application for permit and found it necessary to make some minor changes concerning item four. You will, therefore, find enclosed your original application, check number 285, and a typed application which, for your convenience, has been completed in our office.

You will note under item four of the typed application that we removed stockwater and reduced the amount for domestic use. Since the definition for domestic use in Section 42-230 of the Idaho State Code allows for water for household use and a limited number of livestock, thus number of stock you have indicated will be covered. Also, the reduced amount of 0.04 cfs will allow you to divert a total of 26,000 gallons per day, which should be a sufficient quantity.

Please review the entire application to insure its accuracy and initial any changes that you make. The application will have to be signed at the bottom of the third page and, when returned to this office, should be accompanied by the statutory filing fee of \$20.00. If you have any further questions, feel free to contact me.

Respectfully submitted,

Ernest M. Carlsen

ERNEST M. CARLSEN
Water Resource Analyst

EMC:dh

Attachment
Enclosures

Enclosed is the form you typed + sent me signed + asked for \$20.00. Thank you for typing it for me. Sincerely, Ken Rogers

RECEIVED

15-2115

September 29, 1978

Kenneth E. Rogers
Cobalt R. S.
Cobalt, Idaho 83229

Dear Mr. Rogers:

The Department has reviewed your application for permit and found it necessary to make some minor changes concerning item four. You will, therefore, find enclosed your original application, check number 285, and a typed application which, for your convenience, has been completed in our office.

You will note under item four of the typed application that we removed stockwater and reduced the amount for domestic use. Since the definition for domestic use in Section 42-230 of the Idaho State Code allows for water for household use and a limited number of livestock, the number of stock you have indicated will be covered. Also, the reduced amount of 0.04 cfs will allow you to divert a total of 26,000 gallons per day, which should be a sufficient quantity.

Please review the entire application to insure its accuracy and initial any changes that you make. The application will have to be signed at the bottom of the third page and, when returned to this office, should be accompanied by the statutory filing fee of \$20.00. If you have any further questions, feel free to contact me.

Respectfully submitted,

ERNEST M. CARLSEN
Water Resource Analyst

EMC:dh

Attachment
Enclosures

RECEIVED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

75 -

Kenneth E. Rogers

Item Initial Date

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) dh 10/13/78

In form to receipt yes

(2) " "

Send Copies to:

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

(3) " "

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

(4) " "

In form for advertising yes

(5) dh "

Platted on Map No. Q-74

(6) " "

Located within Water District No. No Water Dist

(7) " "

NA Critical groundwater area: yes no

(8) " "

Groundwater levels:

NA Declining, Stable, Increase

(comment) _____

(9) " "

Other rights on the same place of use None

(10) " "

Comments: No known conflicting water rights

(11) dh 10-30-78

Affidavit of Publication received(date) 10-30-78

(12) dh 11/6/78

Final date for protests NOVEMBER 6, 1978

Protests received: yes no X

(13) EMC 11/07/78

All requested information received from agencies or applicant: yes no

(14) EMC 11/07/78

Action recommended:

Approve Deny

10/11/78 Proposed Priority

Reason for Reduction _____

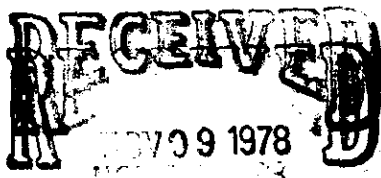
Measuring device required _____

See attached sheet for other conditions of approval

✓ No special conditions for approval

(15) District Eastern

By Ernest Carlson Date 11/6/78



Department of Water Resources
Department of Water Resources

Purcell