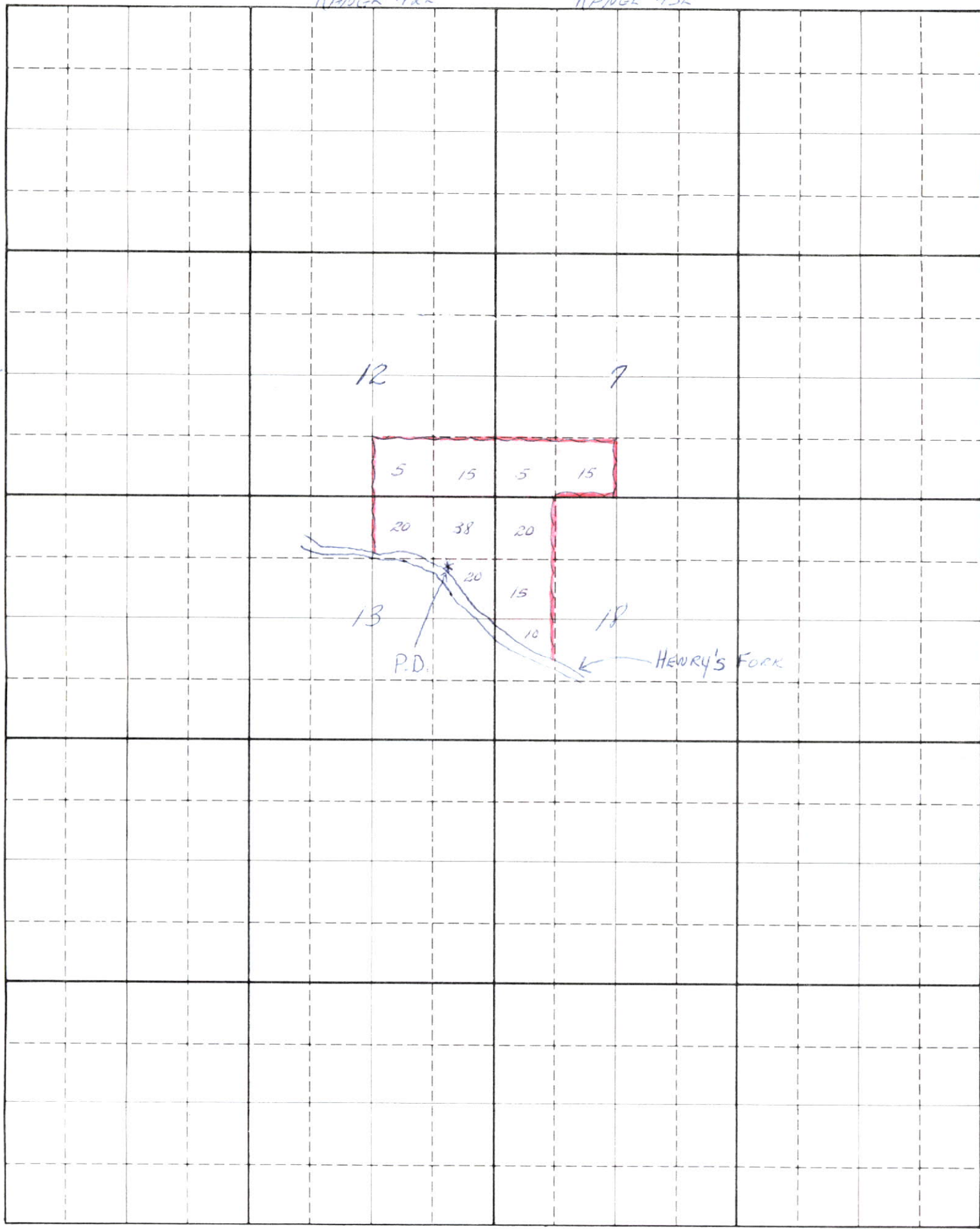


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

RANGE 42E

RANGE 43E

T.
9
N



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.

Robert Lee
(Applicant)

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF EXTENDING THE PROOF DUE
DATE UNDER PERMIT NO. 21-7055 IN THE NAME
OF HENRY'S FORK RANCH

ORDER

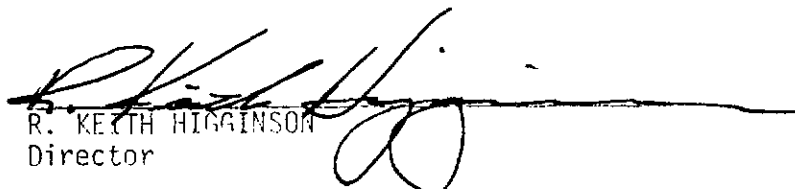
WHEREAS, on September 20, 1974, Henry's Fork Ranch applied to the Department of Water Resources for a permit to appropriate 2.70 cubic feet per second of water from Henry's Fork, tributary to the Snake River within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, Twp. 9N, Rge. 42E, B.M., Fremont County, to be used for irrigation purposes; and,

WHEREAS, on October 26, 1974, the Department approved said application and issued Permit No. 21-7055 with the condition that proof of beneficial use be submitted to the Department on or before November 1, 1975; and,

WHEREAS, the Department failed to notify the permit holder 60 days prior to the date set for proof as required by Section 42-204, Idaho Code;

IT IS, THEREFORE, HEREBY ORDERED that the time within which to submit proof of beneficial use of water under Permit No. 21-7055, be and is, EXTENDED to November 1, 1976.

Dated this 30 day of August, 1976.


R. KEITH HIGGINSON
Director

Identification No. 21 7055

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant HENRY'S FORK RANCH Phone: 356-9506
post office address c/o Robert R. Lee, P.O. Box 351, Rexburg, Idaho
2. Source of water supply Henry's Fork which is a tributary of Snake River
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 13 Township 9N
Range 42E 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 2.7 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:
a. 2.7 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 60 h.p. turbine pump set in conduit,
underground steel pipe and portable aluminum pipe.

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 _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ 22,000.00
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	
9N	42E	12															5	15	20
"	"	13	38	20		20													78
9N	43E	7											5	15					20
"	"	18						20	15			10							45

Total number of acres to be irrigated 163

c. Describe any other water rights used for the same purposes as described above.

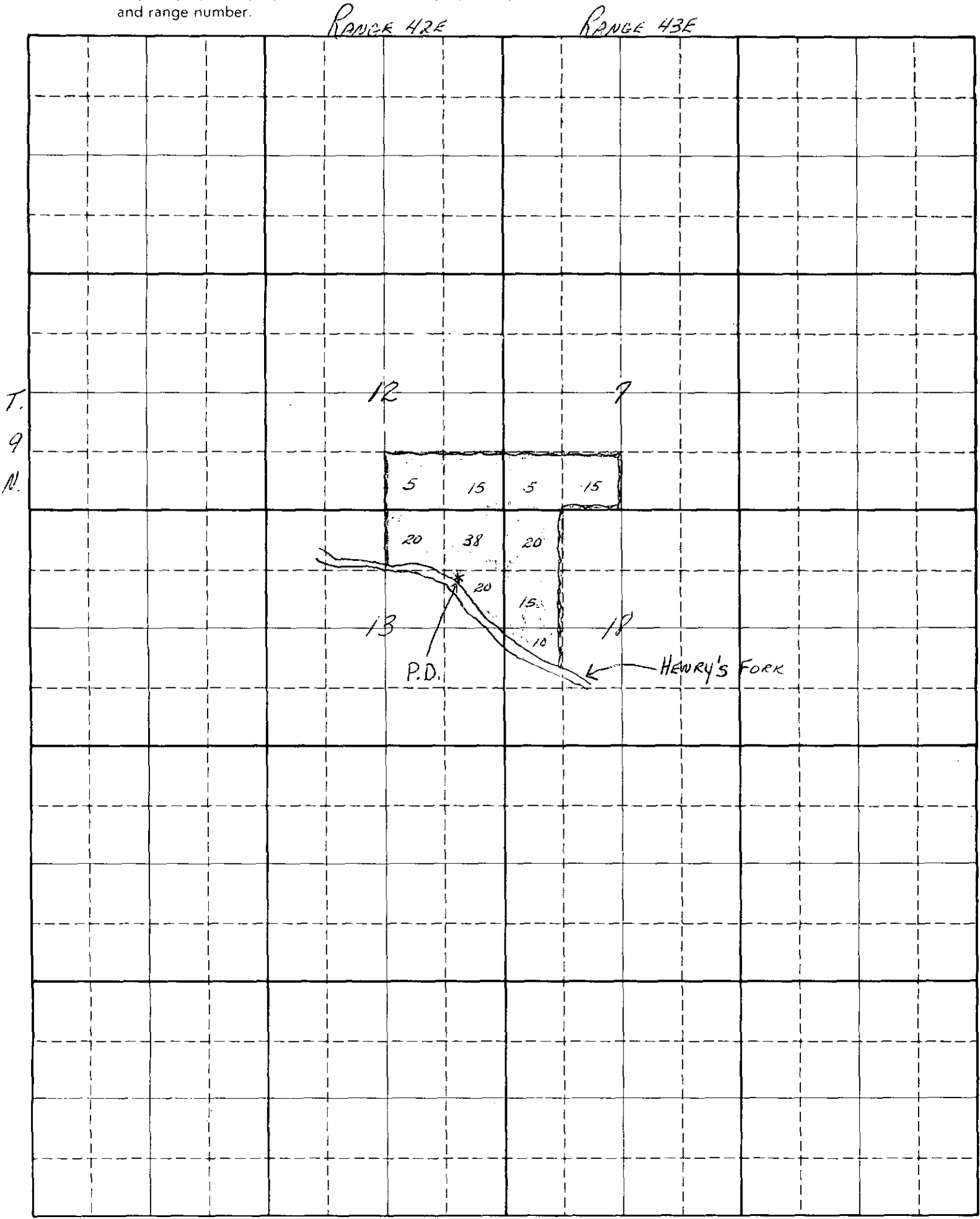
9. a. Who owns the property at the point of diversion Applicant

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

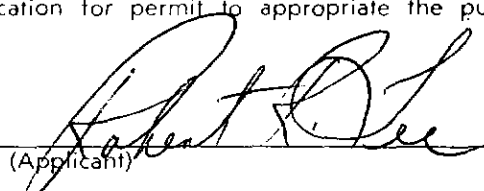
10. Remarks We plan to use flood flows and purchase stored water from the farmer renting our ground until Teton Dam water becomes available.

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.


(Applicant)

Proposed Priority 9-20-1974

Received by MB Date 9-20-74 Time 10:30 A
Preliminary check by TH Fee \$ 45.00
Receipted by MB Date 9-20-74 # 13065
Publication prepared by MB Date 9-20-74
Published in Tremont County Chronicle
Publication dates Sept. 26 & Oct. 3, 1974
Publication approved MB Date 10-15-74
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RDC

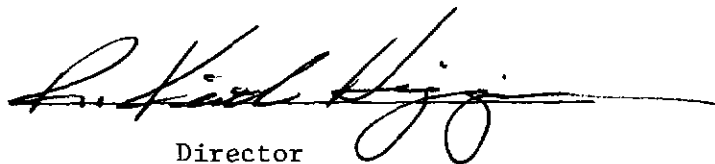
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 21-7055, 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 75.
- c. Other: Diversion of water under this permit is subject to all prior existing water rights. (2) That proof of construction of works and application of water to beneficial use shall be submitted to the Department of Water Resources on or before November 1, 1975. (3) That a totalizing measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works. (4) That use of water under this permit is subject to control by the watermaster of Water District #01. Water shall not be diverted under this permit unless all prior rights are satisfied or are expected to be satisfied on the Snake River System. Specifically, water must be flowing unused past Milner Dam and all prior valid recorded rights on the Henrys Fork are satisfied or expected to be satisfied. Diversion of water using this permit shall only be made after receiving written notice from the Water District #01 watermaster that the above conditions are satisfied at the time the diversion is taking place. The permit holder is to pay to the Water District any costs associated directly with the distribution of water under this permit.

Witness my hand this 24 day of October, 1974.


Director

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Henry's Fork Ranch

☒ 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 9-20-74

In form to receipt

(2) " "

Send Copies to:

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

(3) " "

☒ DIST 01

☐ 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) PA "

Critical groundwater area: yes " no "

(8) " "

Groundwater levels:

" Declining, " Stable, " Increasing

(comment) "

(9) " "

Other rights on the same place of use NO

(10) " "

Comments: Not other rights same place of water to be diverted just above Ashton R.

(11) MB 10-15-74

Affidavit of Publication received(date) Oct. 15, 1974

(12) " "

Final date for protests October 15, 1974
Protests received: yes " no X

(13) RDC 10/15/74

All requested information received from agencies or applicant: yes " no "

(14) LI "

Action recommended:

☒ Approve ☐ Deny

" Proposed Priority

9/20/74 Reason for Reduction NOT ACCEPTABLE 9/12/

☒ Measuring device required

See attached sheet for other conditions of approval

No special conditions for approval

(15) District E

By RDC

OCT 17 1974 Date 10/15/74

Department of Water Resources

**AFFIDAVIT OF
PUBLICATION**

State of Idaho

County of Fremont

ss.

DOROTHY HUNSAKER

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

OWNER

That he is the
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 no. 21-7055

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 two consecutive is-
sues thereof; first publication

having been made on the 26
day of Sept., 1974,

and the last publication on the
3 day of Oct.

1974

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. Hunsaaker
Subscribed in my presence and

sworn to before me this 10th

day of October, 1974

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

RECEIVED

OCT 15 1974

Department of Water Resources
Eastern District Office

**MB NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Henry's
Fork Ranch, P.O. Box 351, Rexburg,
Idaho has on 9-20-74 submitted
Application No. 21-7055 for a permit to
appropriate 2.7 cubic feet per second of
water from Henry's Fork tributary of
Snake River by means of pump and
pipeline within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13,
T. 9N, R. 42E, B.M., Fremont County; to
be used from Apr. 1 to Nov. 1 for the
irrigation of 163 acres within the
S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 12, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$,
Sec. 13, T. 9N, R. 42E; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 7,
W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, T. 9N,
R. 43E, B.M.

If issued, this permit will be subject to
all prior water rights. Protests against
the granting of the permit must be filed
with the Idaho Department of Water
Resources, 1515 Lincoln Road, Idaho
Falls, Idaho, 83401 on or before October
15, 1974.

R. KEITH HIGGINSON
Director

Published in the Fremont County
Chronicle-News, St. Anthony, Idaho on
September 26 and October 3, 1974.

MICROFILMED

**AFFIDAVIT OF
PUBLICATION**

State of Idaho
County of Fremont

ss.

Dorothy Hunsaker
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 no. 21-7055

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 two consecutive is-
sues thereof; first publication

having been made on the 26
day of Sept., 1974,

and the last publication on the
3 day of Oct.

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 10th

day of October

1974

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

RECEIVED

OCT 15 1974

Department of W-
Fom

41625

**MS NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Henry's
Fork Ranch, P.O. Box 351, Rexburg,
Idaho has on 9-20-74 submitted
Application No. 21-7055 for a permit to
appropriate 2.7 cubic feet per second of
water from Henry's Fork tributary of
Snake River by means of pump and
pipeline within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13,
T. 9N, R. 42E, B.M., Fremont County; to
be used from Apr. 1 to Nov. 1 for the
irrigation of 163 acres within the
S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 12, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$,
Sec. 13, T. 9N, R. 42E; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 7,
W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, T. 9N,
R. 43E, B.M.

If issued, this permit will be subject to
all prior water rights. Protests against
the granting of the permit must be filed
with the Idaho Department of Water
Resources, 1515 Lincoln Road, Idaho
Falls, Idaho, 83401 on or before October
15, 1974.

R. KEITH HIGGINSON
Director

Published in the Fremont County
Chronicle-News, St. Anthony, Idaho on
September 26 and October 3, 1974.

March 16, 1982

RE: Permit No. 21-7055

Robert R. Lee
Box 488 - South Yellowstone Hiway
Rexburg, ID 83440

Dear Mr. Lee:

Thank you for your letter of February 26, 1982 in reference to Permit No. 21-7055.

I have returned the field examination report to our office in Idaho Falls. They will be contacting you when they are ready to re-examine the lands irrigated under this permit.

If you have any questions, please let us know.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw

SCANNED
APR 16 2004

RECEIVED

MAR 2 1982

Department of Water Resources

February 26, 1982

Jim Johnson
Water Distribution Supervisor
Idaho Department of Water Resources
State Office
450 W. State Street
Boise, ID 83720

RE: Permit No. 21-7055

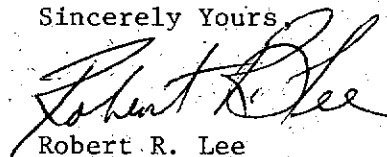
Dear Mr. Johnson:

I received your letter of February 24, 1982 concerning our Permit No. 21-7055. There are two findings with which I do not agree.

First, the amount diverted is more than 1.09 cfs. The 60 H.P. pump is designed to pump 600 gpm (1.33 cfs) to the highest point on the farm. When irrigating the lower ground it pumps more than that. The license should be issued for at least 1.33 cfs.

Second, the acreage being irrigated is 113 Acres not 79 Acres, as stated.

Sincerely Yours,



Robert R. Lee

RRL/se

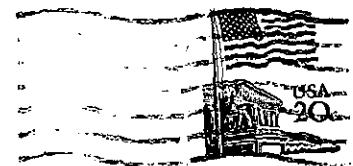
Field EXAM RETURNED TO THE REGION 3/15/82

Jim



GEM STATE IRRIGATION, INC.

Box 488 - South Yellowstone Hiway
Phone 208-356-9318
REXBURG, IDAHO 83440



Jim Johnson
State Office
450 W. State Street
Boise, ID 83720

Water Resources



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 24, 1982

RE: Permit No. 21-7055

Henry's Fork Ranch
c/o Robert R. Lee
P.O. Box 351
Rexburg, ID 83440

Dear Mr. Lee:

A representative of this Department has made an examination of the works covered by your Permit No. 21-7055, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 1.09 cfs Source: Henry's Fork trib. to Snake River

The maximum quantity diverted shall not exceed 237.0 acre feet per year.

Point(s) of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, Twp. 9N, Rge. 42E, Fremont County

Beneficial use: Irrigation of 79 acres within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12; E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 13; Twp. 9N, Rge. 42E; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7; W $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18; Twp. 9N, Rge. 43E

Priority date established: September 20, 1974

Conditions (if any): Use of water under this license is subject to control by the watermaster of State Water District No. 01, Snake River.

A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.

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

September 29, 1976

Re: Permit No. 21-7055

Henry's Fork Ranch
c/o Robert R. Lee
Box 351
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 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 District Office in **Idaho Falls**.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

SEP 1 1976 *OKJ*

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 7 1976 *OKJ*

Department of Water Resources

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Henry's Fork Ranch
b) Post Office Address c/o Robert R. Lee, P.O. Box 351, Rexburg, Idaho 83440
2. Permit Number 21-7055
3. Date of Priority that you are prepared to establish September 20, 1974
4. a) Source from which water was appropriated Henry's Fork
b) Location of the point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 13
Township 9N, Range 42E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 1.77 cfs for irrigation purposes from April 1 to November 1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 1.77 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: Micrometer, flow meter, registered engineer
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) 60 H.P. turbine pump set in conduit, underground steel pipe and portable aluminum pipe
b) Describe the type and size of measuring device which you have installed at your point of diversion: 8" McGrometer water meter
c) Give well driller's name and address and the date the well was completed: N/A
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: N/A

Exam typed 9/29/76 by *J*

If you are irrigating
more acres than are
aerial photo of the property
with this affidavit.

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	
9N	42E	12															15		15
9N	42E	13	30			20													38
9N	43E	7										5	15						20
9N	43E	18					20	15			8								43

Total number of acres irrigated 136

10. Remarks: _____

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

Sept. 3, 1976
(Date)

Robert A. Lee
(Signature)

State of Idaho)
County of Madison) ss.

On this 3rd day of Sept., 1976, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Marilyn W. Ruedd
Notary Public residing at Rexburg
Idaho

My commission expires 8-7-79

September 21, 1976

Re: Permit No. 21-7055

Henry's Fork Ranch
c/o Robert R. Lee
P.O. Box 351
Rexburg, Idaho 83440

Dear Mr. Lee:

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

However, we cannot process this affidavit since the notary did not put his seal on the affidavit.

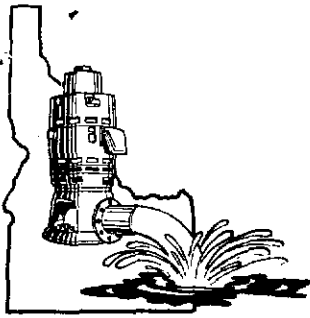
Please return this affidavit with the notaries seal on it on or before November 1, 1976.

Sincerely,

JANICE RENK
Secretary, Water Rights

/jr

Enclosure: Proof affidavit



GEM STATE IRRIGATION, INC.

BOX 351 - SOUTH YELLOWSTONE HIWAY
PHONE 208-356-9318 - TWX 910-979-5912
REXBURG, IDAHO 83440

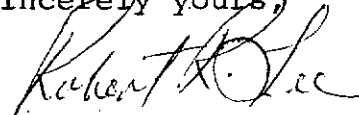
September 2, 1976

Mr. R. Keith Higginson
Director
Department of Water Resources
State Capital
Boise, Idaho 83700

Dear Mr. Higginson:

Enclosed is the Proof of Application of Water to Beneficial Use for Permit No. 21-7055, as requested in your letter of August 31, 1976. If you need any other information please let me know.

Sincerely yours,


Robert R. Lee

RRL/pkg

Enclosure

RECEIVED
SEP 10 1976
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BOISE, IDAHO

August 31, 1976

CERTIFIED MAIL

138895

Re: Permit No. 21-7055

Henry's Fork Ranch
c/o Robert R. Lee, Box 351
Rexburg, Idaho 83440

Gentlemen:

One of the conditions of approval of your water Permit No. 21-7055 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before November 1, 1976. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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

R. Keith Higginson

R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

September 1, 1976

Re: Permit No. 21-0055

Henry's Fork Ranch
c/o Robert R. Lee
Box 351
Rexburg, Idaho 83440

Gentlemen:

Pursuant to Section 420204, Idaho Code, the Department failed to send notice 60 days prior to the original proof due date of November 1, 1975.

Therefore, enclosed is an Order which extends the time within which to submit proof of beneficial use to November 1, 1976. The Department has sent notice that the proof of beneficial use is due on November 1, 1976, along with a proof form and instructions.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:JFR

Enclosure

October 30, 1974

Re: Permit No. 21-7055

Henry's Fork Ranch
c/o Robert R. Lee
Box 351
Rexburg, Idaho 83440

Dear Mr. Lee:

Enclosed is a copy of your approved Application for Permit No. 21-7055. 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

MICROFILMED

XXXXXXXXXXXXXXXXXXXXX RESOURCES

September 23, 1974

Re: Application for Permit No. 21-7055 Henry's Fork Ranch

Mr. Art Larson, Watermaster
Water District No. 01
P.O. Box 1099
Idaho Falls, ID 83401

Dear Mr. Larson:

We are enclosing a copy of an application that may be of interest to your district. Please review the application and if you have any comments, please submit them to our Department as soon as possible. The last date of protest is October 15, 1974, and we are required to take final action shortly thereafter.

If we may be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Acting District Engineer

RDC:MB

Enclosure

MICROFILMED

XXXXXXXXXXXXXXXXXXXXX RESOURCES

September 20, 1974

Re: Application for Permit No. 21-7055 HENRY'S FORK RANCH

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 10-15-74 by MB

RDC:MB

Enc: Legal Notice (1)

MICROFILMED

MB
**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Henry's Fork Ranch, P.O. Box 351, Rexburg, Idaho has on 9-20-74 submitted Application No. 21-7055 for a permit to appropriate 2.7 cubic feet per second of water from Henry's Fork tributary of Snake River by means of pump and pipeline within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, T. 9N, R. 42E, B.M., Fremont County; to be used from Apr. 1 to Nov. 1 for the irrigation of 163 acres within the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 12, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, T. 9N, R. 42E; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 7, W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, T. 9N, R. 43E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before October 15, 1974.

R. KEITH HIGGINSON
Director

Published in the Fremont County Chronicle-News, St. Anthony, Idaho on September 26 and October 3, 1974.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Henry's Fork Ranch
P.O. Box 351, Rexburg, Idaho
has on 9-20-74 submitted Application No. 21-7055
for a permit to appropriate 2.7 cubic feet per second ~~acre feet per annum~~
of water from Henry's Fork tributary of Snake River
by means of pump and pipeline
within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, T. 9N, R. 42E, B.M., Fremont County;

to be used from Apr. 1 to Nov. 1
for the irrigation of 163 acres

within the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 12, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, T. 9N, R. 42E; S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 7,
W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, T. 9N, R. 43E, B.M.

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before
October 15, 1974.

R. KEITH HIGGINSON

Director

Published in the Fremont County Chronicle News, St. Anthony, Idaho
on September 26 and October 3, 1974

MICROFILMED

CB-P-103
MB-P-1
MB-X

XXXXXXXXXXXXXXXXXXXXX RESOURCES

September 20, 1974

C Re: Application for Permit No. 21-7055

Mr. Robert R. Lee
Henry's Fork Ranch
P.O. Box 351
Rexburg, ID 83440

P Dear Mr. Lee:

Attached herewith is departmental receipt No. 13065 in the amount of \$45.00 for the above referenced application.

If we may be of further assistance, please contact us.

Y Very truly yours,

LOREN O. HOLMES
Asst. to District Engineer

LOH:MB

Attachment

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION RESOURCES
EASTERN DISTRICT OFFICE

SEP 17 REC'D



Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

September 13, 1974

RECEIVED
SEP 20 1974

Department of Water Resources
Eastern District Office

Mr. Robert R. Lee
Henry's Fork Ranch
P.O. Box 351
Rexburg, ID 83440

Dear Mr. Lee:

We are herewith returning your application for permit to divert water from Henry's Fork and your check No. 92-135 in the amount of \$45.00.

We have taken the liberty to retype the application pursuant to our telephone conversation of this day. Note especially the change in the place of use, Item 8b, which changes 20 acres from the SW $\frac{1}{4}$ NE $\frac{1}{4}$ to the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, T. 9N, R. 42E, B.M., in order to place all land irrigated on the north side of the river.

Please make any other changes necessary, and if the revised application meets with your approval, sign it indicating your title also and return it with the filing fee of \$45.00 to this office for processing.

Very truly yours,

Loren O. Holmes
LOREN O. HOLMES
Asst. to District Engineer

LOH:mb

Enc: Check No. 92-135 (\$45.00)
Apps. for Permit



9/16/74

Revised application returned with check. Thank You.

RL
MICROFILMED

XXXXXXXXXXXXXXXXXXXXX RESOURCES

September 13, 1974

Mr. Robert R. Lee
Henry's Fork Ranch
P.O. Box 351
Rexburg, ID 83440

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Very truly yours,

LOREN O. HOLMES
Asst. to District Engineer

LOH:mb

Enc: Check No. 92-135 (\$45.00)
Apps. for Permit

MICROFILMED