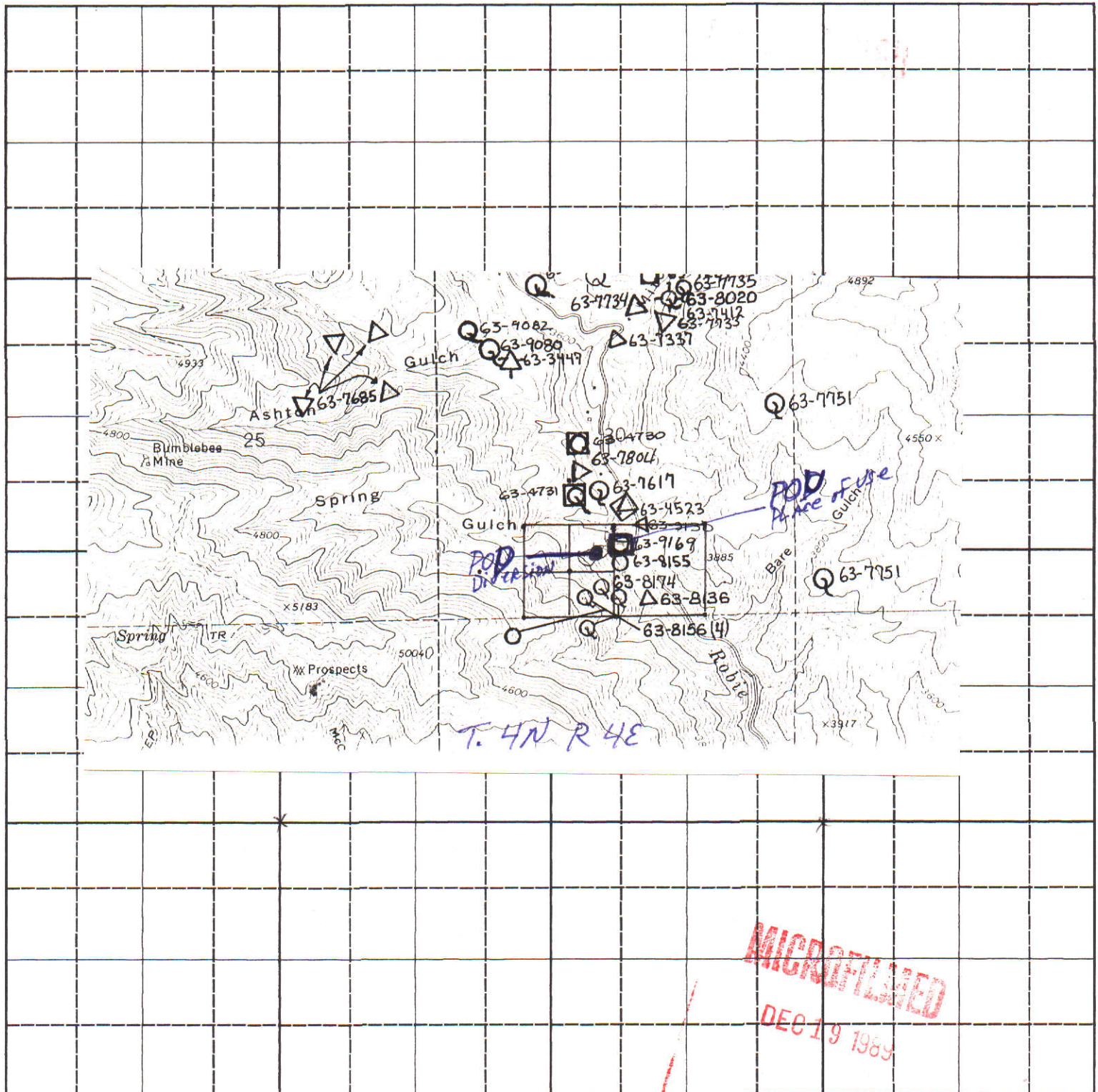


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Robert Paul [Signature]
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAY 05 1991

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 63-10768

Phone No. 342-4451

1. Owner: Robert Paul Allen
Current Address: HC33 Box 2100, Boise, Idaho 83706

2. Accompanied by: Robert Allen EXAM. DATE: 6-25-90

Address: _____ Phone No. _____

Relationship to Permit Holder: Owner

3. Source: spring tributary to Robie Creek

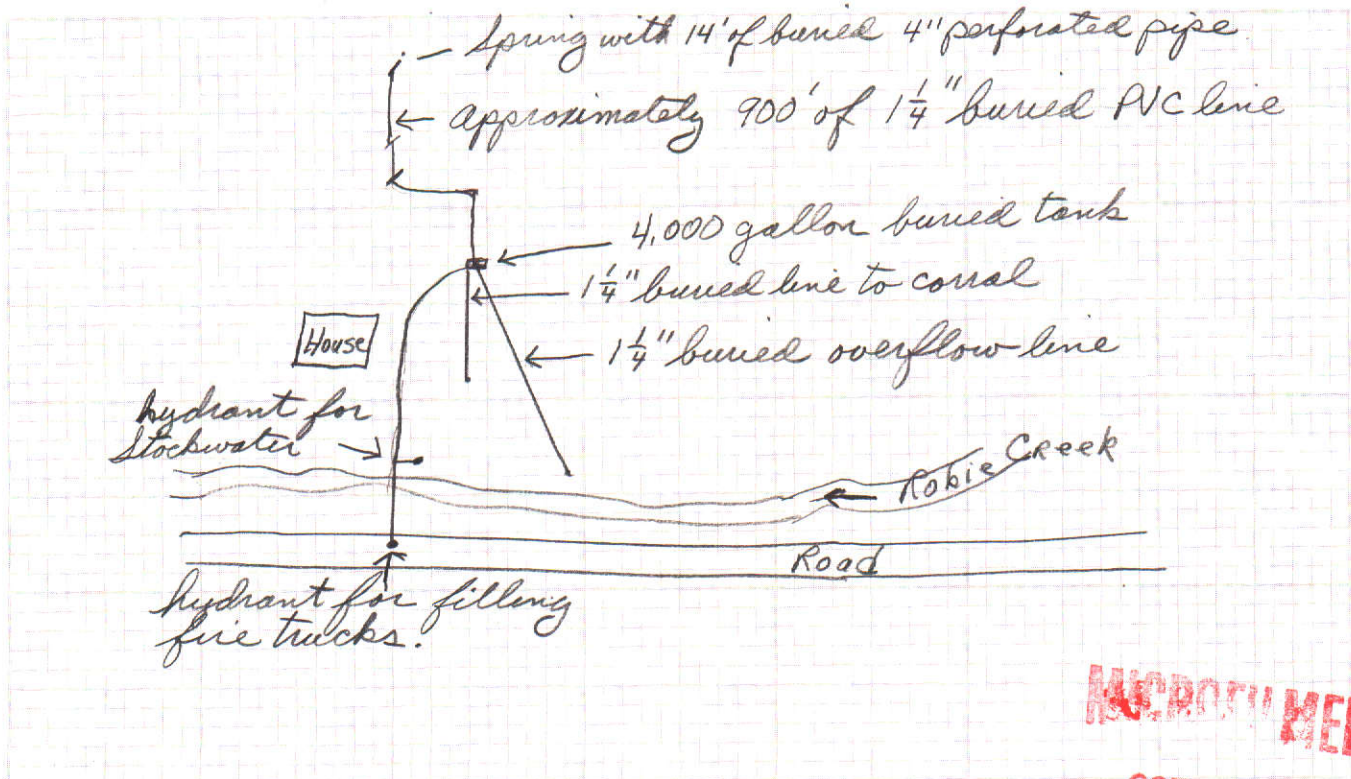
B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-9169, 63-5339, 63-4523
☒ Copies Attached ^{for 9169}

2. Other water rights with same point of diversion: None found
☐ 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



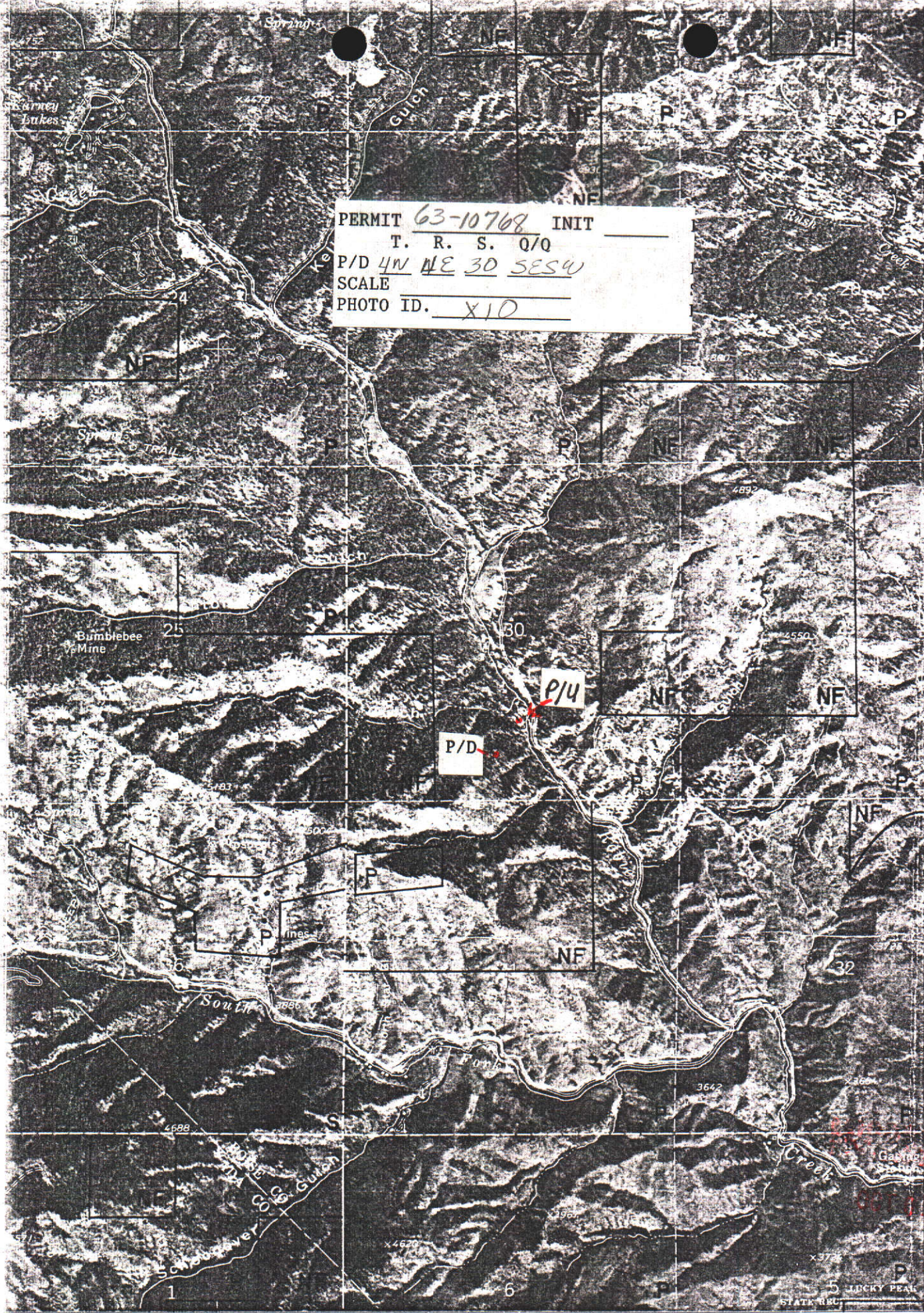
RECORDED

OCT 01 1991

Scale: 1" = Not to scale

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

PERMIT 63-10768 INIT _____
T. R. S. Q/Q _____
P/D 4W NE 30 SESW
SCALE _____
PHOTO ID. X10



4836

40'
4835

4834

4833

4832

T. 4N.

T. 3N.

1991

43° 37' 30"

577

2' 30"

578

579

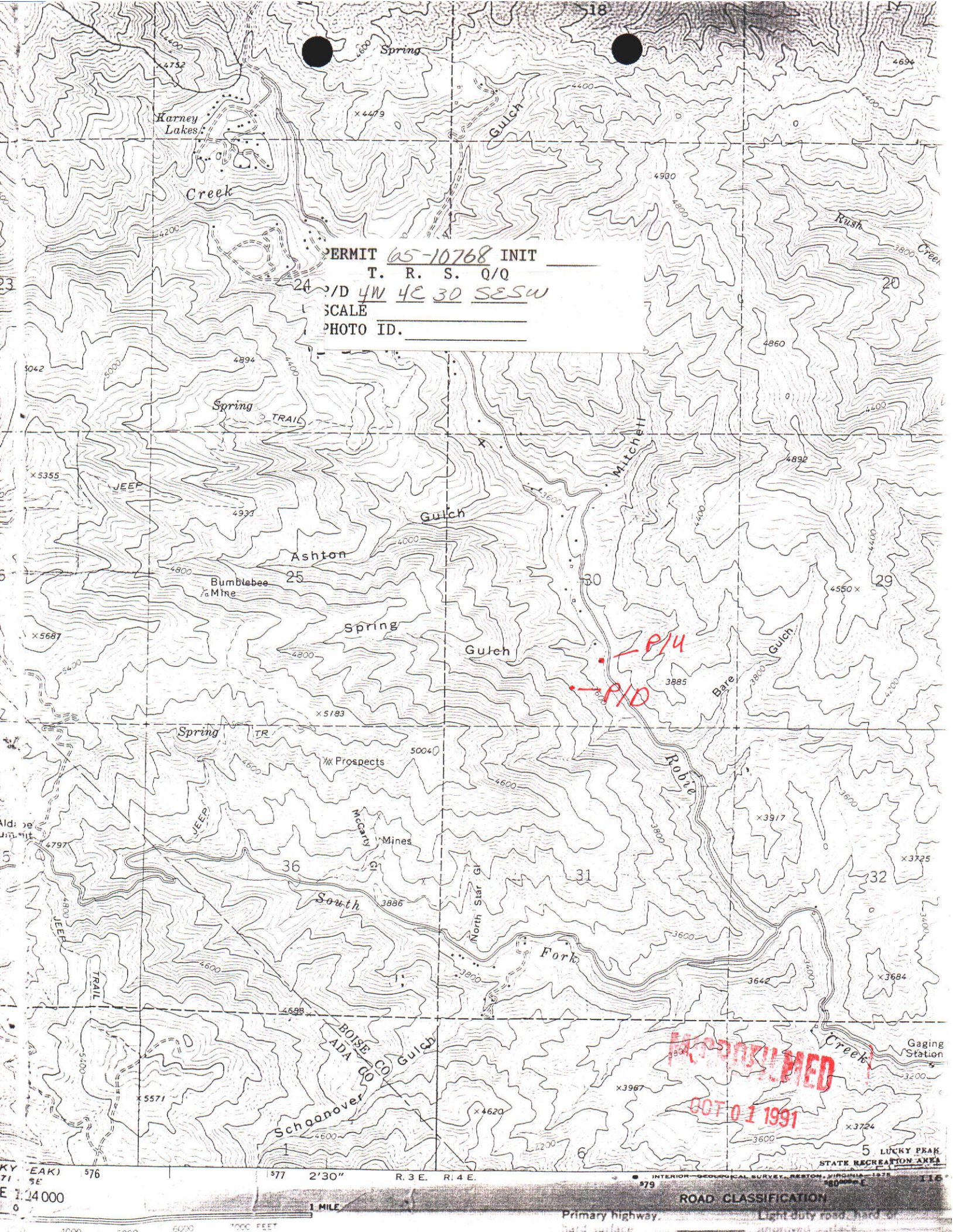
580000m E

116° 00'

R. 3E.

R. 4E.

1 MILE



PERMIT 05-10768 INIT

T. R. S. Q/Q

1/D 4W 4E 30 SESW

SCALE

PHOTO ID.

APPROXIMATED

OCT 01 1991

5 LUCKY PARK
STATE RECREATION AREA

ROAD CLASSIFICATION

Primary highway.

Light duty road, hard or

1 MILE

71 56

14000

577

2'30"

R. 3 E.

R. 4 E.

579

INTERIOR GEOLOGICAL SURVEY, RESTON, VIRGINIA 20192

116

63-10768



Picture #1

Point of diversion.
14' of a buried 4"
perforated pipe collects
water from a spring
and diverts it to a
1 1/4" buried line for
delivery to a 4,000
gallon buried tank.



Picture #2

Overflow pipe from
4,000 gallon tank.
A 5 gallon bucket
measurement was
made at this point.
One gallon of water
was collected in
1:40 minutes.

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63-10768

Picture # 3



*Corral where
livestock is retained.*

Picture # 4



*Hydrant where fire trucks
are filled from the system.*

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OCT 01 1991

63-10768

Picture #5



A second picture of the hydrant for filling fire trucks. This picture shows the location adjacent to the Robie Creek road.

MACROFILMED
OCT 01 1991

TELEFAX TRANSMITTAL SHEET

DATE March 17, 1989TO Idaho Department of Water ResourcesFROM U.S. Forest ServiceSUBJECT Letter of Water ApplicationNUMBER OF PAGES TO FOLLOW 1CONFIRMATION NUMBER 801-625-5366
623MESSAGES Please Call Sandy and Confirm
Hard Copy to follow in mail.*Anita called to
confirm receipt**1:29pm 3-17-89*

MICROFILMED

DEC 19 1989

RECEIVED

MAR 21 1989

Department of Water Resources
Western Regional Office



United States
Department of
Agriculture

Forest
Service

Intermountain
Region

324 25th Street
Ogden, UT 84401

Reply to: 2540

Date: MAR 16 1989

Mr. David R. Tuthill, Jr.
Western Region Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Dear Mr. Tuthill:

We are writing to protest Application for Permit No. 63-10768 filed by Robert Paul Allen to appropriate 0.04 cfs from an unnamed spring tributary to Robie Creek. The applicant does not have a permit to occupy National Forest land. Without a permit, the applicant will be unable to put the water to beneficial use. We have not assessed the effect of the proposed diversion on National Forest resources and water uses. We will do that as soon as possible.

We will provide additional information as it is available.

Sincerely,

for J. S. TIXLER
Regional Forester

RECEIVED
MAR 21 1989

Department of Water Resources
Western Regional Office

MICROFILMED

DEC 19 1989



TELEFAX TRANSMITTAL SHEET

DATE March 17, 1989TO Idaho Department of Water ResourcesFROM U.S. Forest ServiceSUBJECT Protest of Water ApplicationNUMBER OF PAGES TO FOLLOW 1CONFIRMATION NUMBER 801-625-5366
625MESSAGES Please Call Andy and Confirm
Hard Copy to follow in mail.

RECEIVED

MAR 17 1989

Department of Water Resources
Western Regional Office

MICROFILMED

DEC 13 1989



United States
Department of
Agriculture

Forest
Service

Intermountain
Region

324 25th Street
Ogden, UT 84401

Reply to: 2540

Date: MAR 16 1989

Mr. David R. Tuthill, Jr.
Western Region Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Dear Mr. Tuthill:

We are writing to protest Application for Permit No. 63-10768 filed by Robert Paul Allen to appropriate 0.04 cfs from an unnamed spring tributary to Robie Creek. The applicant does not have a permit to occupy National Forest land. Without a permit, the applicant will be unable to put the water to beneficial use. We have not assessed the effect of the proposed diversion on National Forest resources and water uses. We will do that as soon as possible.

We will provide additional information as it is available.

Sincerely,

J. S. Tixer
for J. S. TIXIER
Regional Forester

RECEIVED
MAR 17 1989

Department of Water Resources
Western Regional Office

MICROFILMED

DEC 13 1989

Caring for the Land and Serving People



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10768

Priority: February 15, 1989

Maximum Diversion Rate:

0.01 CFS

Maximum Diversion Volume:¹

0.2 AF

This is to certify, that ROBERT PAUL ALLEN

HC 33 BOX 2100

BOISE ID 83706

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 15, 1989; and has submitted Proof of Beneficial Use on December 27, 1989. An examination indicates that the works have a diversion capacity of .010 cfs of water from:

SPRING

tributary to ROBIE CREEK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.01 CFS	0.2 AF
FIRE PROTECTION	01/01 to 12/31	0.01 CFS	
	Totals	0.01 CFS	0.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NESESW , Sec. 30, Township 04N, Range 04E
BOISE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

04N 04E 30

SWSE

PLACE OF USE: FIRE PROTECTION, same as STOCKWATER use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right is subject to control by the watermaster of State Water District No. 63.

607 01 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

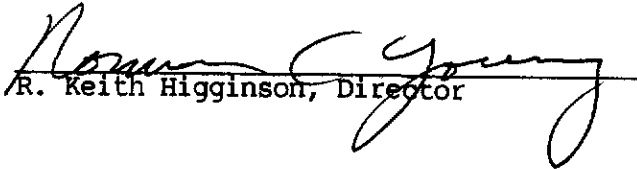
WATER RIGHT NO. 63-10768

CONDITIONS/REMARKS:

6. Stockwater use is for 2 horses.

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 4TH
day of SEPTEMBER, 1991.

Acting for


R. Keith Higginson, Director

SEP 11 1991

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 63-10768

Proposed Priority: February 15, 1989 Maximum Diversion Rate: 0.04 CFS

This is to certify, that **ROBERT PAUL ALLEN**
HC 33 BOX 2100
BOISE, ID 83706
has applied for a permit to appropriate water from:

SPRING tributary of **ROBIE CREEK**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.02 CFS
FIRE PROTECTION	01/01 to 12/31	0.02 CFS
	Totals	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION: NESEW Sec. 30, Township 04N, Range 04E
BOISE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

04N 04E 30 SESW SWSE

PLACE OF USE: DOMESTIC, same as STOCKWATER use

PLACE OF USE: FIRE PROTECTION, same as STOCKWATER use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **January 1, 1991**.
2. Subject to all prior water rights.
3. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
4. Use of water under this permit is subject to control by the watermaster of State Water District No. 63.
5. This permit is subject to the agreement dated October 23, 1989 between permit holder and protestant(s) to the extent such agreement covers matters within the jurisdiction of the Department of Water Resources.
6. Domestic use is for 1 home.

MICROFILMED

DEC 19 1989

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-10768

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

14th day of December, 19 89

J. Glen Saxton

for
R. Keith Higginson, Director



RECORDED

DEC 18 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Robert Paul Allen Phone 342-4451
Post office address H.C. 33, Box 2100 Boise, Id. 83706
2. Source of water supply Spring which is a tributary of Robie Creek
3. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 30 Township 4N Range 4E B.M. Boise County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

- Amount .02 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount .02 for Stockwater purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
- RPA 230078 Amount 0.02 for Fire Protection purposes from 1/1 to 12/31 (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 is (a) .04 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 4" pref. collector pipe, 1 1/4" line
to 4000 gallon tank with 1 1/4" overflow line to Robie Creek, 2" main
line

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

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

d. Is ground water with a temperature of greater than 90°F being sought? NO

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

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DEC 16 1989

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. 2 horses
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1 household, internal use only
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	4E	30												O/S				O/S	

Total number of acres to be irrigated _____

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

63-09169 (well for domestic use)

11. a. Who owns the property at the point of diversion? USDA Forest Service

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

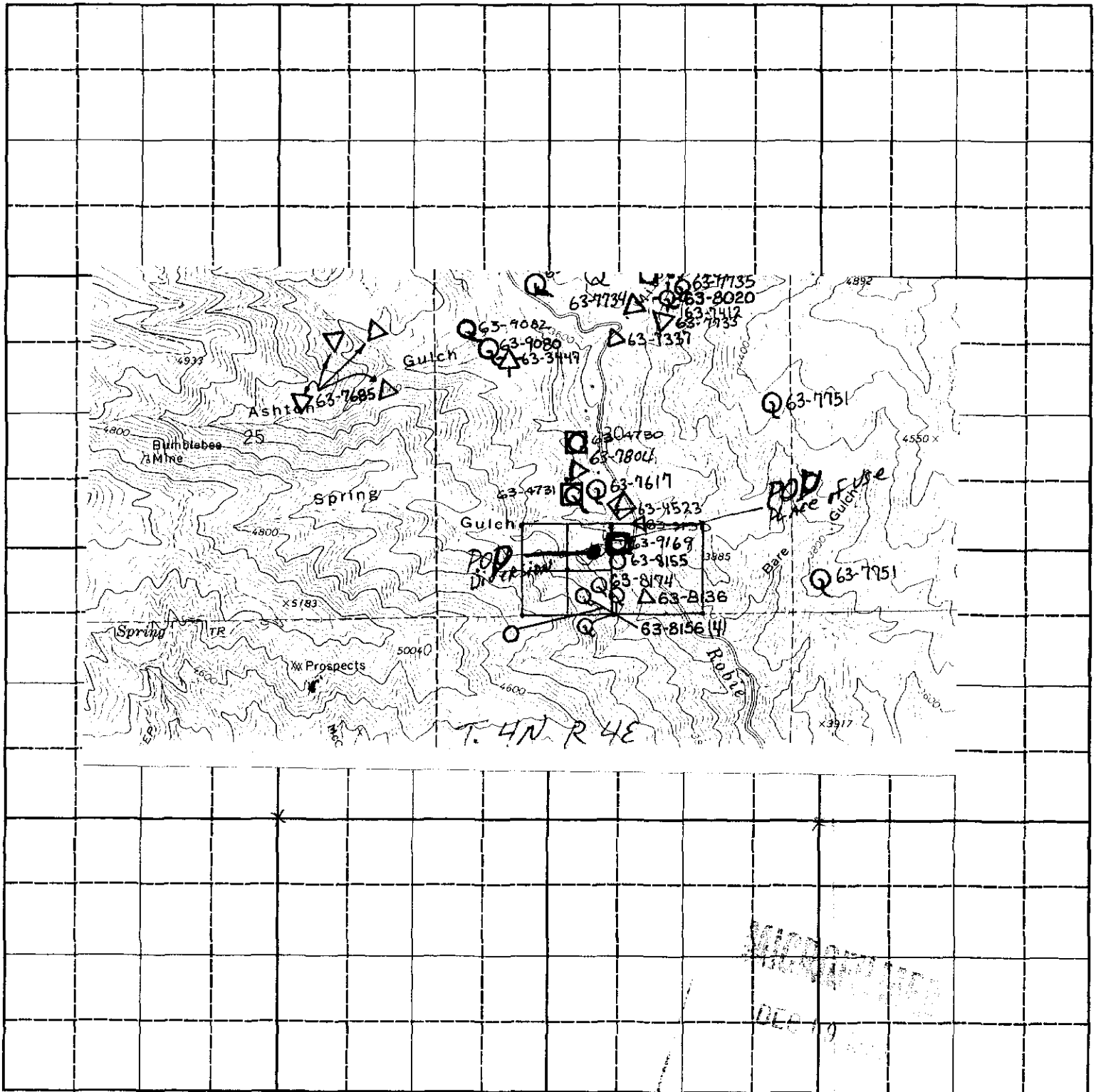
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

RECORDED

DEC 19 1989

13. 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.

Robert Paul [Signature]
(Applicant)

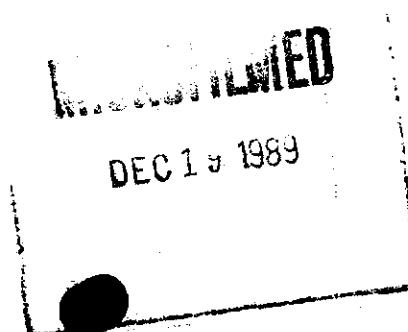
Received by nl T. Labe Date 2-17-89 Time 2:00 p.m. Preliminary check by 4r
Fee \$ 30.00 Receipted by CP # C005517 Date 2/15/89
Publication prepared by GG Date 3-22-89 Published in Idaho World
Publication approved st Date 3-27-89
3/1 & 3/8/89

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. _____, and said application is hereby _____.

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 _____, 19 ____.
- 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. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:



Original front pg., rental per
letter of 2/25/89 82

Form 202
6/85

Ident. No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Robert Paul Allen Phone 208-342-4451
Post office address H.C. 33 Box 2100 Boise ID. 83706
2. Source of water supply unnamed spring which is a tributary of Robie Creek
3. Location of point of diversion is NE 1/4 of SE 1/4 of SW 1/4 Govt. Lot 8
Sec. 50 1/2 30 Township 4N Range 4E B.M. Boise County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 cfs for Domestic purposes from JAN. 01 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 cfs for Stockwater purposes from JAN. 01 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)
5. Total quantity to be appropriated is (a) 0.04 cfs and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 4" perf Collector pipe to 1 1/4" Plastic to 4000 gal Storage Tank with 1 1/2" over Flow Back To Robie Cr. 2" Supply line.
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year).

MICROFILMED
DEC 10 1989

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. 2 HORSES
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. ONE Household
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	4E	30												D			D		
~~4N~~	~~4E~~	~~30~~																	

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 63-9169

11. a. Who owns the property at the point of diversion? USDA - Boise NATIONAL FOREST

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. _____

12. Remarks: _____

RECEIVED

DEC 19 1989

STATE OF IDAHO }

County of Boise

Peter A. Wierenga, being duly sworn, deposes and says: that he is the manager and principal clerk of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and State of Idaho; the said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two (2) consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy-eight weeks past previous to the first publication of this notice. Such notice was published in the issue beginning with 311, 1989 and ending with the issue of 318, 1989.

Peter A. Wierenga

STATE OF IDAHO }

County of Boise

On this 10th day of March
in the year of 1989, before me, a
Notary Public, personally appeared
Peter A. Wierenga
known or identified to me to be the person
whose name subscribed to the within
instrument, and being by me first duly sworn,
declared that the statements therein are
true, and acknowledged to me that he
executed the same.

Joan Skerenga
Notary Public for Idaho
Boise, Idaho
Residing at

My commission expires: 9/14/94

RECEIVED
MAR 13 1989

Department of Water Resources
Western Regional Office

Legal Notices

65-12971

MORRIS, RUTH B.
MORRIS, PAUL S.
3765 KINGSLAND WAY
BOISE, ID 83712

Source: PAYETTE RIVER, SOUTH FORK;
Tributary: PAYETTE RIVER; Diversion Pt: LOT
3 (NENWNE) Sec. 34 T 09N R 07E; Use:
IRRIGATION (.020 CFS); Date Filed: 2/07/
1989; In: T09N R07E S34 Lot 3 (NWNE), 0.5
ACRES TOTAL

65-12972

TAXAY, HESTER
HC 76, BOX 2555
GARDEN VALLEY, ID 83622

Source: UNNAMED STREAM; Tributary:
PAYETTE RIVER, MIDDLE FORK; Diversion
Pt: LOT 4 (NWNW) Sec. 3 T 09N R 04E; Use:
IRRIGATION (.120 CFS); Date Filed: 2/09/
1989; In: T09N R04E S03 Lot 3 (NENW) Lot 4
(NWNW) SWNW SENW, 4.0 ACRES TOTAL

65-12973

ENGLE, PAUL H.
1303 E. ASH ST.
CALDWELL, ID 83605

Source: SKID ROAD CREEK; Tributary:
PAYETTE RIVER, MIDDLE FORK; Diversion
Pt: NENW Sec. 13 T 10N R 04E; Use: IRRIGA-
TION (.030 CFS); Date Filed: 2/21/1989; In:
T10N R04E S13 NENW, 0.2 ACRES TOTAL

The permit(s) will be subject to all prior
water rights. Protests must be filled with the
Director, Dept. of Water Resources, Western
Region, 2735 Airport Way, Boise, Idaho 83705
on or before MARCH 20, 1989.

R. KEITH HIGGINSON, Director
Published in the Idaho World, Idaho City, Idaho,
March 1 & 8, 1989.

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been
filed to appropriate the public waters of the State
of Idaho:

63-10768

ALLEN, ROBERT PAUL
BC 33, BOX 2100
BOISE, ID 83706

Source: SPHING; Tributary: ROBIE CREEK;
Diversion Pt: NESESW Sec. 30 T 04N R 04E;
Use: STOCKWATER (.020 CFS), DOMESTIC
(.020 CFS); Date Filed: 2/15/1989; In: T04N
R04E S30, SESW, SWSE

65-12969

EARL, ROBERT H.
1419 E. WRIGHT
BOISE, ID 83706

Source: PAYETTE RIVER, SOUTH FORK;
Tributary: PAYETTE RIVER; Diversion Pt: LOT
1 (NWNW) Sec. 29 T 09N R 04E; Use: DOMES-
TIC (.040 CFS); Date Filed: 2/10/ 1989; In:
T09N R04E S29 Lot 1 (NWNW)

ROBERT PAUL ALLEN
HC 33 BOX 2100
BOISE ID 83706

Enclosure

August 19, 1991

ROBERT PAUL ALLEN
HC 33 BOX 2100
BOISE, ID 83706

RE: WATER RIGHT NO. 63-10768

Dear Water Right 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,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

1991
OCT 01 1991

LICENSE REVIEW CHECKLIST

Permit No. 63-10768

Name/Address change? ok ☒

Priority date Advance? yes no ☒
 Memo to advance n/a
 Order to reinstate needed? yes no ☒
 Total cfs Limited by fee n/a
 Limited by capacity
 Total volume Limited by flow
 Chart checked for AF rate/ac n/a
 Capacity Actual measurement checked
 Theoretical checked
 If greater than permit, check for other rts n/a

Source Changed? yes no ☒
 If so, is memo needed to clarify? n/a

P/D Verify with map ☒ permit ☒
 More than one per 44? Remember remark n/a
 Check p/d overlap n/a

Uses Check irrigation period of use w/ chart n/a

P/U Verify with map ☒ permit ☒
 > 5 acres irrigated, run overlap n/a

Remarks More than one p/d in 44 n/a
 Description of non-irrig uses
 Special overlap condition

Conditions -

Measuring device
 W.Master control RO4
 Overlap
 Water quality
 Other

Dates/Misc. -

Water Dist ☒
 App Rec'd ☒
 Proof Rec'd ☒

CHECK FOR ADJ. CLAIM Needed according to proof filed
 Filed - needs amended
 Add'l fee required
 Not filed
 Not needed

Comments/Changes to Examiner's Recommendations:

OCT 01 1991

License 10-day ☒ 30-day

Back of field report signed?
 Reviewer J. Segert Date Review time min.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

63-10768
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

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
No Well Inspection Form Needed
☒ Copy of U.S.G.S. Quad

Note Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index MTS 6-15-90 (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 MTS 6-15-90 (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: other rights on same PP

Aerial Photo

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

Scheduling Letter sent? yes (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

C. Review and Processing:

Exam Completed MTS (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent CJH 4-9-91 (Initial and date)

Exam Reviewed by Manager of Regional Office Dms 4/19/91 (Initial and date)

Exam Date Entered in Computer ✓ at (Initial and date)

Exam sent to State Office 4-25-91 at (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAY 05 1991

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 63-10708

1. Owner: Robert Paul Allen

Phone No. 342-4451

Current Address: HC33 Box 2100, Boise, Idaho 83706

2. Accompanied by: Robert Allen

EXAM. DATE: 6-25-90

Address: _____

Phone No. _____

Relationship to Permit Holder: Owner

3. Source: spring tributary to Robie Creek

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-9169, 63-5339, 63-4523

☒ Copies Attached ^{for 9169}

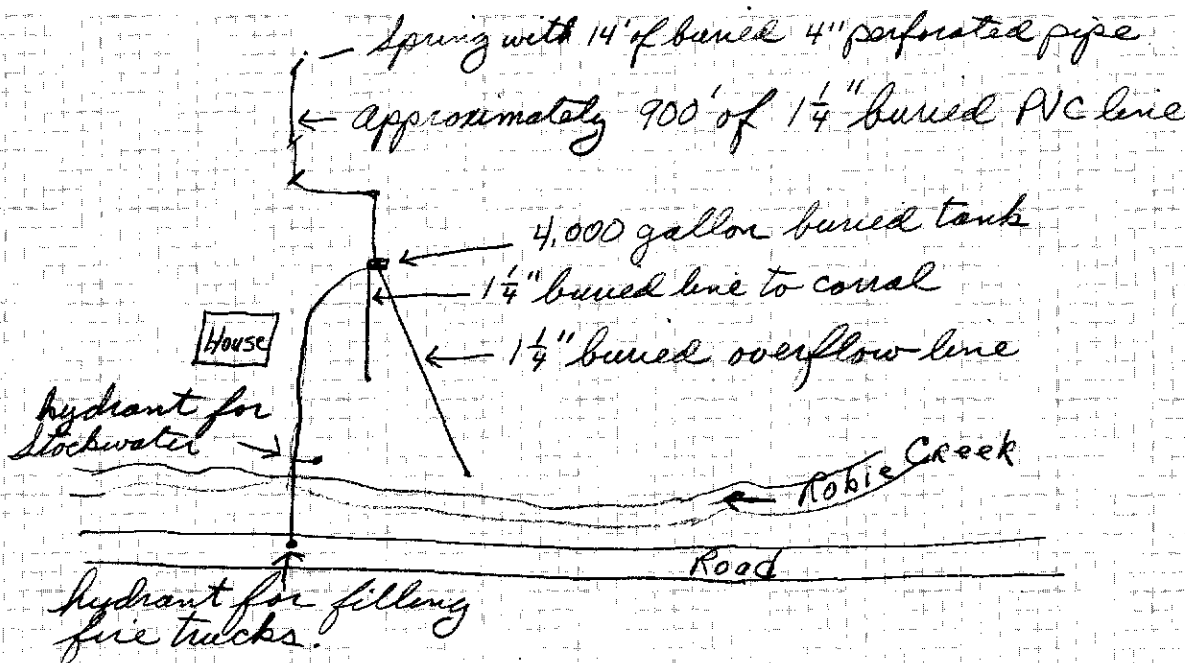
2. Other water rights with same point of diversion: None found

☐ 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



Scale: 1" = Not to scale

OCT 01 1991

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.

☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

System Description (continued)

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

The system consists of a spring that provides water to a 4,000 gallon buried tank through approx 900' of buried 1 1/4" PCV pipe. Water is collected from the spring into 1/4" of buried 4" perforated plastic pipe and then to the 1 1/4" pipe. From the 4,000 gallon tank water is distributed by 1 1/4" buried pipe to three hydrants, one to fill a fire truck and two to provide stockwater. Excess water from the spring is discharged into Robie Creek from a 1/4" overflow line from the tank.

☒ 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
N/A					

*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
		NE	SE	SW	30	4N	4E	Boise	Aerial photo quad map

6. Place(s) of Use:

Indicate Method of Determination *Field exam*

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	
4N	4E	30															SF		

Do not use this space

RECORDED
OCT 01 1991

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 gallon bucket						
stop watch						

2. Measurements:

Bucket measurement taken at overflow pipe from tank. Pipe is located approximately 160' South of Robie Creek.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

1 gal in 1 min 40 sec = 1.7 min $\frac{1}{1.7} = \frac{.6 \text{ gpm}}{448.8} = .001 \text{ CFS}$

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:

2 head stock = .2 AFA (from table)

H. REMARKS AND OVERLAP REVIEW ANALYSIS

The primary use of the water is fire protection. At the time of the exam the overflow was too small to obtain a sufficient measurement (one gallon in 1:40 minutes)

03-9169 is a domestic groundwater right at same location as this permit.

03-5339 is a statutory right from a different source than this permit

03-4523 is a statutory right from a different source than this permit.

Flow measurement at overflow pipe = 1 gallon in 1:40 minutes = .6 gpm

Flow measurement at stockwater hydrant = 5 gallon in 11 seconds = 27.27 gpm.

* Domestic use was not included in this system at time of exam.

Recommendation is to license fire protection and stockwater at .02 cfs each with total to be .02 cfs (Two head of horses for stock)

I. RECOMMENDATIONS

1. Recommended Amounts

Total Q = .0013 = .01 max license rate

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Stockwater	1-1	12-31	.02 .01	.03 .2
Fire protection	1-1	12-31	.02 .01	NA
Totals:			.02 .01	.03 .2

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

Melvin T. Schulte

Signature

Melvin T. Schulte

Certification Date

Field Report Preparation Date

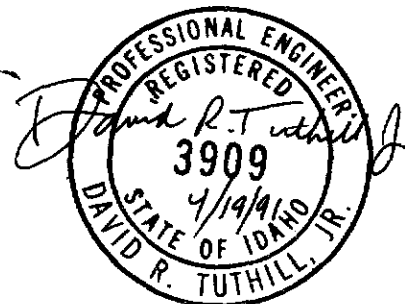
7-20-90

CONSULTANT SEAL

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

RECORDED

OCT 01 1991



License No. 63-9169 Priority August 3, 1978 Amount 0.04 CFS 1.2 AF

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Domestic (1 Unit)	01/01 - 12/31	0.04 cts	1.2 af

[illegible]

P/D & P/U also known as Lot 4, McGavin Subdivision.

Witness the seal and signature of the Director, affixed at Boise, this 3 day of OCTOBER, 1986.

Norman C. Young
Director

OCT 01 199

PERMIT 63-10768 INIT _____

T. R. S. Q/O

P/D 4W 4E 3D 5ESW

SCALE _____

PHOTO ID. X10

4836

40'

4835

4834

4833

4832

T. 4N.

T. 3N.

43° 37' 30"

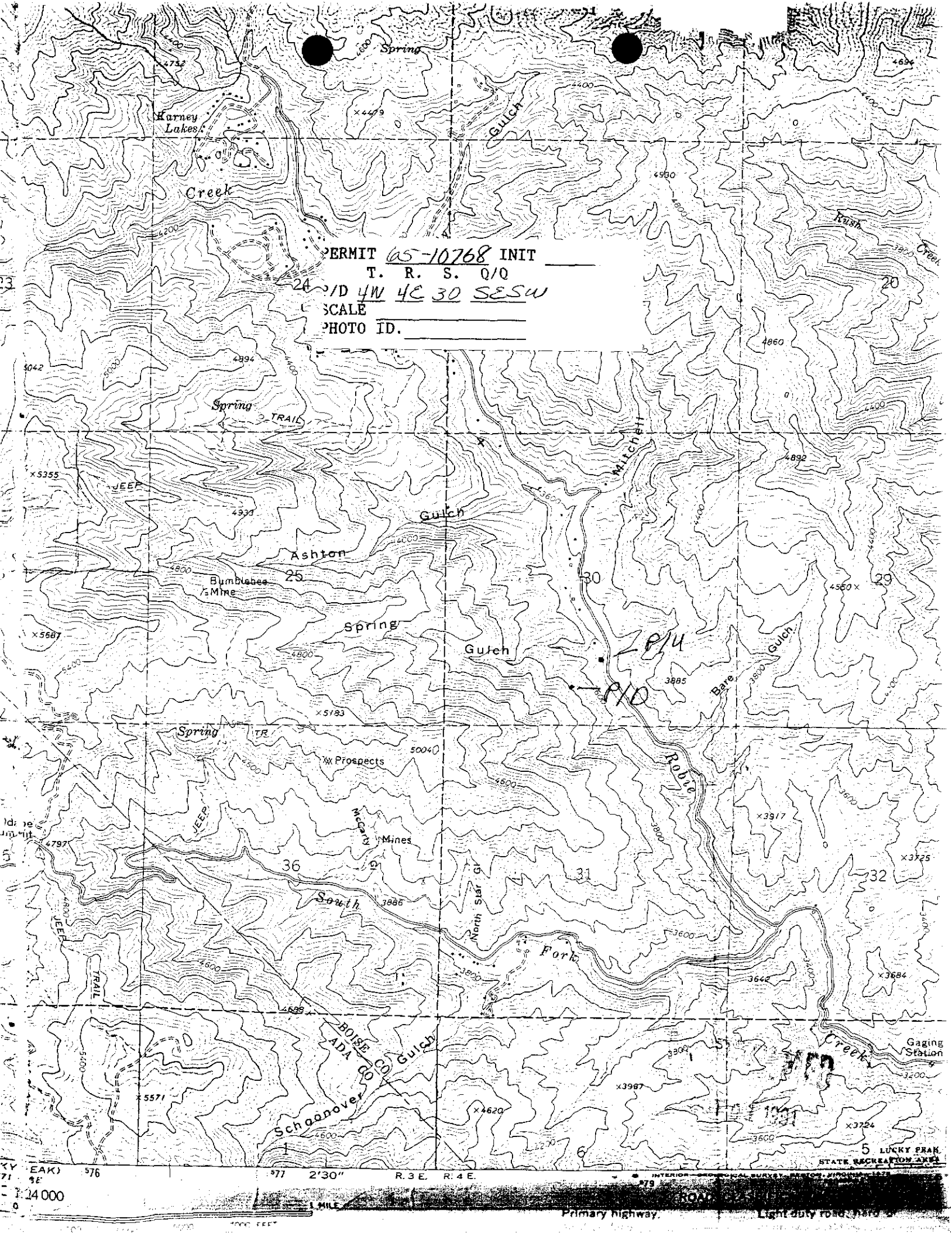
116° 00'

R. 3E.

R. 4E.

580000m E

1 MILE



PERMIT 65-10768 INIT

T. R. S. Q/O

24 1/D 4W 4E 30 SESW

SCALE

PHOTO ID.

EAK) 576

577

2'30" R.3 E. R.4 E.

579

14000
1 MILE
Primary highway.
Light duty road.

63-10768



Picture #1

Point of diversion.
14' OA buried 4"
perforated pipe collects
water from a spring
and diverts it to a
1 1/4" buried line for
delivery to a 4,000
gallon buried tank.



Picture #2

Overflow pipe from
4,000 gallon tank.
A 5 gallon bucket
measurement was
made at this point.
One gallon of water
was collected in
1:40 minutes.

OCT 01 1991

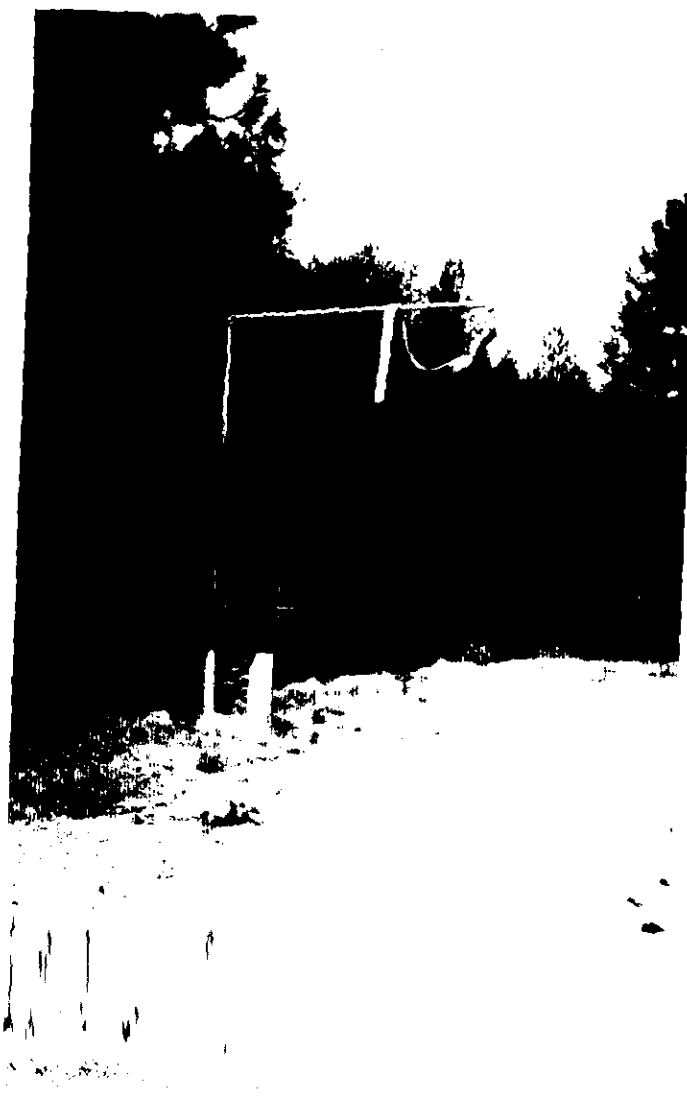
63-10768

Picture # 3



Corral where
livestock is retained.

Picture #4

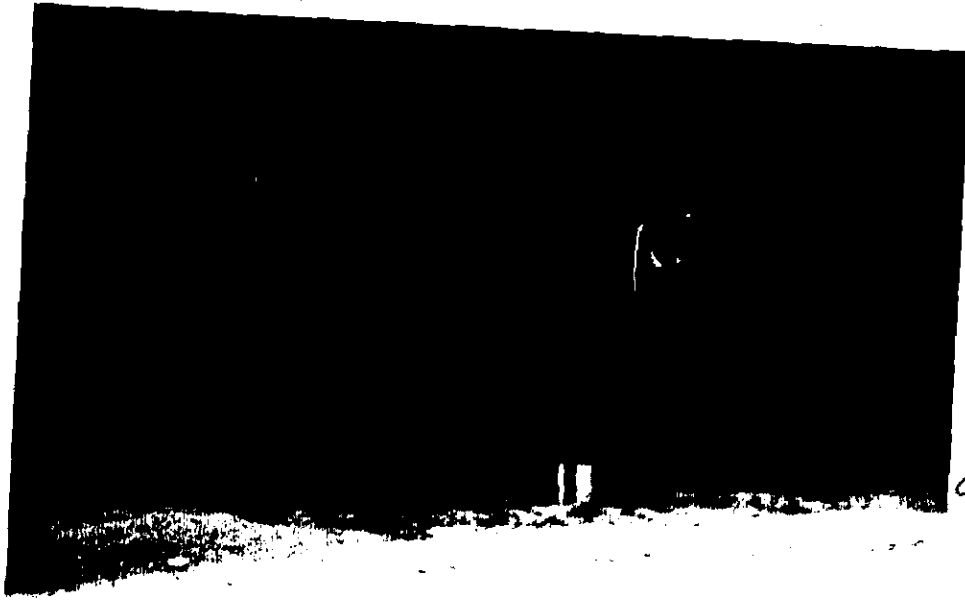


Hydrant where fire trucks
are filled from the system.

100

63-10768

Picture #5



A second picture
of the hydrant
for filling fire
trucks. This picture
shows the location
adjacent to the
Robie Creek road.

RECEIVED
JUL 11 1967
63-10768

February 12, 1990

ROBERT PAUL ALLEN
HC 33 BOX 2100
BOISE, ID 83706

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-10768

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

INDEXED

FEB 26 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 63-10768

Date: 2-9-90

General Considerations:

- ☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change NO If yes, prepare a data entry
☒ Proof received timely
☐ Reinstated

Source of Water:

- ☒ Surface water
☐ Groundwater
☒ 1. well log in file
☒ 2. drilling permit
☒ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

- ☒ Rate of diversion appropriate for uses
☒ Is rate or volume and fee appropriate?
☐ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

- ☒ Is a measuring device or access port required?
☒ Has one been installed?
☒ Waiver or modification of measuring device requested

Remarks:

Proof acceptable

Priority Calculation:

Date proof received

Date proof due

No. of days late

Priority date

NEW PRIORITY DATE

<u>NA</u>	

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED

DEC 27 1989

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Department of Water Resources
Western Regional Office

RECEIVED
DEC 28 1989

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. P63-10768

Telephone No. 342-4451

Name(s) of Permit Holder(s): Robert Paul Allen

Post Office Address: HC 33 Box 2100 Boise ID, 83706

Source of Water: Spring Tributary of Robie Creek

If ground water, well driller's name: NA Date drilled: NA

Extent of Use:

Domestic 1 (No. of households)

Irrigation _____ (No. of acres)

Stockwater 2 Horses (No. and type of stock)

Other Fire Protection

Total rate and/or volume for which proof is submitted 0.02 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: System IS know in use

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes ☒ No Installed? Yes ☒ No

OR

Flow Measurement Port: Required? Yes ☒ No Installed? Yes ☒ No

Fee Enclosed: \$ No Fee Req. (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

Robert Paul Allen 342-4451 - 342-8395 mess 342-0444 work
Name Telephone No.

HC 33 Box 2100 Boise IDA. 83706
Address

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

FEB 26 1990

18 Dec 89
Date

Robert Paul Allen
Signature (and title if on behalf of a company or organization)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
December 15, 1989

ROBERT PAUL ALLEN
HC 33 BOX 2100
BOISE, ID 83706

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P63-10768

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

UNRECORDED

DEC 19 1989

Form No. 202a.
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: RL DATE: 2/22/89 APPLICATION: 63-10768

REQUIRED INFORMATION

☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
☒ Address:
☒ Source: (See USGS Quad for names of water sources)
☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
☒ County:
☒ Quantity: (flow and/or volume)
☒ Period of use:
☒ Nature of proposed use: (Include description of use)
☒ Description of diverting works:
☒ Time required for beneficial use of water:
☒ Place of use or acres irrigated:
☒ Map:
☒ Signature: (If applicant is corp., partnership, or municipality title of signator is required)
☒ Fee:
☒ yes ☐ No* In form to receipt:

Gov't. Lots:
☒ P/D
☒ P/U

ADDITIONAL INFORMATION

YES NO

☒ Overlapping place of use: (Describe source & relationship to present application on the back.)
☒ Overlapping point of diversion:
☒ Field check required: Field check by: _____
☒ Field report attached:
☒ Critical groundwater area:
☒ Groundwater management area:
☒ Send dam safety information:
☒ Send power requirement letter:
☒ Send fish farm requirement letter:
☒ Power residency affidavit:
☒ Power efficiency form:
☒ Within trust water boundry: (If yes, attach Trust Water Supplementary Analysis Sheet.)
☒ Diversion greater than 5 cfs or 500 af: (If yes, attach Large Diversion supplementary analysis sheet.)
☒ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

DATE REQUESTED:

☒ Additional information on reverse side:

RECEIVED
NOV 03 1989

Department of Water Resources

PROCESSING

YES NO

- ☒ In form for advertising:
☒ Statewide advertising:
☒ Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

- ☐ I.D. Health and Welfare
☐ I.D. Fish and Game
☐ I.D. Lands
☐ Adjudication Bureau

YES NO

- ☒ U.S. BLM
☒ U.S. Forest Svc. (Boise Nat'l Forest)
☒ Water District #
☒ Other

FINAL REGIONAL PROCESSING REVIEW

YES NO

- ☒ Affidavit of publication received:
☒ Application published correctly: If not, record action taken.

Publication dates and paper recorded on application:

Protests received, Final date for protest March 20, 1989

Protests, dates, resolution of protest recorded on application:

☒ Recommendations attached: Approved, DWS

☒ Measuring device required:

☒ Measuring port required:

☒ Water delivered by water master? District # 63, Boise River

☒ Special conditions of approval or cover letter: (see additional info. below)

See Below For Additional Information

Recommended Date of Priority 2/15/1989

Recommended by: DWS

Date 11/6/1989

STATE OFFICE REVIEW

File

20A 05(63)04

file
copy
discontinued

See below for additional information. By KW

Date 12/4/89

ADDITIONAL INFORMATION

Overcap

Plu

63-04523 Spring gulches, irrig, domestic, stockwater use on other land.

63-05339 N. Elk. Robin Cr, Boise Cascade property, other uses.

63-09169 well for domestic use on applicant's property.

1. The primary use of water under this water right is fire protection use, for use by the Robin Creek fire prevention fighting organization.

2. A 4000 gallon tank is required to be kept full under this water right for fire protection use.

3. Issuance of this water right does not grant any easement or right of way across the National Forest land.

05(63, Boise River)



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

November 3, 1989

Robert Paul Allen
HC 33, Box 2100
Boise, ID 83706

Re: Application for Permit No. 63-10768 in the name Robert Paul Allen

Dear Mr. Allen:

This office acknowledges receipt of the withdrawal of protest against the above-referenced application.

The Department now will continue to process the application.

Sincerely,

A handwritten signature in cursive script, reading 'David R. Tuthill, Jr.'.

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

CC: J.S. Tixier, U.S. Forest Service

RECORDED

DEC 19 1989



United States
Department of
Agriculture

Forest
Service

Intermountain
Region

324 25th Street
Ogden, UT 84401

Reply to: 2540

Date: NOV 1 1989

Mr. David R. Tuthill, Jr.
Western Region Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

RECEIVED
NOV 03 1989

Department of Water Resources
Western Regional Office

Dear Mr. Tuthill:

On March 16 we protested Application for Permit No. 63-10768 filed by Mr. Robert Paul Allen. At a meeting between Ranger Don Peterson, biologist Don Corley, Mr. Allen, and yourself, the basis of the protest was resolved to the benefit of all the parties. Therefore, we withdraw our protest.

Sincerely,

J. S. Tixier

J. S. TIXIER
Regional Forester

MICROFILMED

DEC 19 1989



Caring for the Land and Serving People

FS-6200-28b(4/88)

Conference Notes

Robert Paul Allen 63-10768

10/23/89

Notes by D. Turnill

Applicant Robert Paul Allen present & representing himself

USFS represented by Don Peterson
& Don Corley

Applicant desires to use water for fire protection as a primary use.

Protestants are concerned that the special use permit can be granted only if the use is a public, as opposed to private use.

Draft withdrawal was prepared, signed by Applicant & taken for review.

USFS will review & respond.

Conf. ended

We will be hearing from USFS next.

INDEXED

DEC 19 1989

BEFORE THE IDAHO DEPARTMENT OF WATER RESOURCES

IN THE MATTER OF

Application for Permit No. 63-10768

In the Name of Robert Paul Allen

Withdrawal of Protest

The U.S.F.S. agrees to withdraw the protest to approval of the above-referenced application contingent on the addition of the following conditions of approval ~~being added~~ to the water right:

1. The primary use of water under this water right is fire protection use, for use by the Robie Creek fire organization.
2. ^A ~~The~~ 4000 gallon tank is required to be filled at all times for fire protection use, prior to use for any other purposes under this water right.
3. Issuance of this water right does not grant any easement or right-of-way across ^{National Forest} ~~U.S.F.S.~~ land.

Dated this 23 day of Oct, 1989. **MICROFILMED**

DEC 19 1989

U.S.F.S. Representative

These conditions are acceptable

Robert Paul Allen

Applicant Robert Paul Allen

23 Oct 89

Date

USDA-Forest Service SPECIAL-USE APPLICATION AND REPORT (Ref.: FSM 2712, 36 CFR 251.54)		FOREST SERVICE USE ONLY						
		Date Received (mo/day/yr) <u>05/01/89</u>	Region Number <u>04</u>	State Code <u>16</u>	County Code <u>0</u>			
INSTRUCTIONS Applicant should request a meeting with the Forest Service representative responsible for processing the application, prior to completing this form. This meeting will allow a discussion of the form's requirements and identify those items to be omitted.		Congressional Dist. Number _____		Forest Code (Admin. Unit No.) _____		Unit ID Symbol (NFFID No.) _____		
		Ranger Dist. No. (Resp. Dist.) <u>02</u>		User Number _____		Kind of Use Code _____		
PART I—APPLICATION (Applicant Completes)								
1. Applicant Name and Address (include Zip Code) <u>Robert Allen</u> <u>H.C. 33 Box 2100</u> <u>Boise, IDAHO</u> <u>83706</u>				2. Authorized Agent Name, Title and Address (include Zip Code) if different from Item 1. 				3. Area Code and Telephone Number <u>208 342-4451</u>
								a. Applicant's <u>208-342-4451</u>
4. As applicant are you? (Mark one box with "X") a. ☒ Individual b. ☐ Corporation* c. ☐ Partnership/Association* d. ☐ State Government/State Agency e. ☐ Local Government f. ☐ Federal Agency * If marked "X", complete PART II.				5. Specify what application is for: (Mark one box with "X") a. ☒ New authorization* b. ☐ Renew existing authorization c. ☐ Amend existing authorization* d. ☐ Other* * If marked "X", provide details under Item 7.				
								6. If you are an individual or partnership, are you also a citizen(s) of the United States? ☒ Yes ☐ No
7. Describe in detail the land use, including: (a) type of use, activity, or facility; (b) related structures and facilities; (c) physical specifications (length, width, acres, etc.); (d) term of years needed; (e) time of year of use or operation; (f) duration and timing of construction; (g) temporary work areas needed for construction; and (h) anticipated need for future expansion. (If extra space is needed, use Page 3, REMARKS). <u>A) I would like to obtain Approximately 250' x 15' for a water transmission line</u> <u>B) I would like to install a collection Box IN a spring 8 1/4"</u> <u>C) Poly Pipe under ground to my Property.</u> <u>D) The Area I would use would Be a Small Strip Approximately 15' x 250'</u> <u>E) I would Like The use for As long as your agency will allow</u> <u>F) I would Like To have year round use</u> <u>G) IT will Take approximately 2 weeks to construct</u> <u>H) I will Be able to Preform all work From this Area I Am Asking for use of.</u> <u>I) No future expansion is Anticipated.</u>								
8. Attach map covering area and show location of proposed use and/or furnish legal description of the land.								
9. Give statement of your technical and financial capability to construct, operate, and terminate the use for which authorization is requested, including the protection and restoration of Federal lands. (If extra space is needed, use page 3, REMARKS). <u>I have worked Const for the past 10 years</u> <u>I have purchased all The materials necessary To Complete Job</u> <u>I own a 580c Backhoe with which To preform The Excavation</u>								

10a. Describe other reasonable alternative proposals considered.

I could install a line from my well to this project to Refill my 4000gal TANK But this will Not Be As cost effective and will Not work IN The event of Power outages

10b. Give explanation of why it is necessary to utilize Federal lands and why the alternatives in item 10a were not selected.

IT IS Necessary To use Federal lands Because The Spring I wish to use Runs ON Federal Property Near My Property

11. Provide statement of need for proposed use, including the economic feasibility and items such as: (a) cost of proposal (construction, operation, and maintenance); (b) estimated cost of next best alternative; and (c) expected public benefits. (If extra space is needed, use page 3, REMARKS).

I Am installing a water System To Refill Our Community Fire Trucks - for emergency Fire protection & To water Two head OF horses - All water overflow will go into Robie Creek.

12. Describe probable effects on the area population, including social and economic aspects, and rural lifestyles.

No Adverse Affects To population This will Ben:fit Almost Every one ON Robie Creek as a water Source for Fire Protection.

13. Describe likely environmental effects that the proposed use will have on: (a) air quality; (b) visual impact; (c) surface and ground water quality and quantity; (d) control or structural change on any stream or other body of water; (e) existing noise levels; (f) land surface, including vegetation, permafrost, soil and soil stability; and (g) populations of fish, plant, wildlife and marine life, including threatened and endangered species. (If extra space is needed, use page 3, REMARKS).

- A Air Quality will Not Be Affected
- B The Visual Impact will Not Be Noticed
- C Surface & ground water quality & quantity will Not Be changed
- D No Real change will TAKE place IN any Stream
- E No changes IN Noise levels
- F Land Surface IN work area will Be Reseeded.
- G No changes IN wildlife, Plant, Fish, or marine life.

14. Describe what actions will be taken to protect the environment from the effects of the proposed use.

all AREas Disturbed By Construction will Be Reseeded and Reshaped Appropriate action will Be Taken To Insure environment protection.

15. Name all Federal, State, County or other department(s)/agency(ies) where an application for this is being filed. Attach appropriate license, building permit, certificate or other approval document.

State of IDA Dept. OF water Resources.

MICROFILMED

DEC 19 1989

I HEREBY CERTIFY, that I am of legal age and authorized to do business in the State and that I have personally examined the information contained in the application and that this information is correct to the best of my knowledge.

16a. Applicant's Signature (Sign in ink)

16b. Date

Title 18, U.S.C. Section 1001, makes it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious, or fraudulent statements or representations as to any matter within its jurisdiction.

P-581 149 694

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

U.S.G.P.O. 153-506

Sent to
J.S. Tixier

Street and No.
Forest Service

P.O., State and ZIP Code
Ogden, UT

Postage

\$

Certified Fee

Special Delivery Fee

Restricted Delivery Fee

Return Receipt showing
to whom and Date Delivered

Return Receipt showing to whom,
Date, and Address of Delivery

TOTAL Postage and Fees

\$

Postmark or Date

MICROFILMED

DEC 19 1989

PS Form 3800, June 1985

**STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE,
CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)**

1. If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse **RESTRICTED DELIVERY** on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

P-581 149 695

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED

NOT FOR INTERNATIONAL MAIL

(See Reverse)

U.S.G.P.O. 153-506

Sent to

Robert P. Allen

Street and No.

HC 33 Box 2100

P.O., State and ZIP Code

Boise, ID

Postage

\$

Certified Fee

Special Delivery Fee

Restricted Delivery Fee

Return Receipt showing
to whom and Date Delivered

Return Receipt showing to whom,
Date and Address of Delivery

TOTAL Postage and Fees

\$

2.00

Postmark or Date

PS Form 3800, June 1985

**STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE,
CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)**

1. If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, date, detach and retain the receipt, and mail the article.
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4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse **RESTRICTED DELIVERY** on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. (Extra charge) 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

J.S. Tixier, Reg. Mgr
U.S. Dept. of Agriculture
Forest Service
324 25th St.
Ogden, UT 84401

4. Article Number 63-107684
581-149-694 63-10794

Type of Service:

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

Always obtain signature of addressee or agent and **DATE DELIVERED**.

5. Signature — Addressee

X

6. Signature — Agent

X *Meg Jeppesen*

7. Date of Delivery

Sept. 29 1989

8. Addressee's Address (ONLY if requested and fee paid)

● **SENDER:** Complete Items 1 and 2 when additional services are desired, and complete Items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. (Extra charge) 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

Robert Pau
HC 33 Box 2100
Boise, ID 83706

MICROFILMED

DEC 19 1989

4. Article Number

P-581-149-695

Type of Service: 63-10768

- | | |
|---|---|
| ☐ Registered | ☐ Insured |
| ☒ Certified | ☐ COD |
| ☐ Express Mail | ☐ Return Receipt for Merchandise |

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Addressee

X

6. Signature - Agent

X

7. Date of Delivery

OCT 2 1989

8. Addressee's Address (ONLY if requested and fee paid)

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address and ZIP Code in the space below.

- Complete Items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN
TO



RETURNED

RECEIVED

OCT 03 1989



PENALTY FOR PRIVATE
USE, \$300

Department of Water Resources
Western Regional Office

Print sender's name, address, and ZIP Code in the space below.

DEC 14 1989

DEPARTMENT OF WATER RESOURCES

2735 AIRPORT WAY

BOISE, IDAHO 83705

 *H O DEPARTMENT OF WATER RESOURCES*
WESTERN REGION

2735 Airport Way
Boise, Idaho 83705

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION)
)
FOR PERMIT NO. 63-10768 IN THE)
)
NAME OF ROBERT PAUL ALLEN)

NOTICE OF CONFERENCE

On February 15, 1989, Robert Paul Allen filed with the Department of Water Resources an application for permit to appropriate the public waters of the State of Idaho. The application was protested by J.S. Tixier, U.S. Dept. of Agriculture, Forest Service.

The Department has set the matter of protest for a conference on Monday, October 23, 1989, at 10:00 a.m., in the First Floor Conference Room, Department of Water Resources, 1301 N. Orchard St., Boise, Idaho 83706. The conference will be held in accordance with provisions of Chapters 2 and 17, Title 42, and Chapter 52, Title 67, of the Idaho Code, the adopted Rules of Practice and Procedure of the Department of Water Resources, and Rules 4 and 5 of the adopted Rules and Regulations of Water Appropriation of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present information and argument on all issues involved.

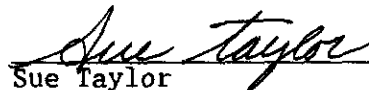
Dated this 26th day of September, 1989.


DAVID R. TUTHILL, JR. P. E.
Manager, Western Regional Office

MICROFILMED

DEC 19 1989

I hereby certify that on the 27th day of September, 1989, I mailed a true and correct copy, postage prepaid, of this document to the applicant(s) and protestant(s) listed:


Sue Taylor
Secretary

Certified Mail

Robert Paul Allen
HC 33 Box 2100
Boise, ID 83706

J.S. Tixier, Regional Forester
U.S. Dept. of Agriculture
Forest Service
324 25th St.
Ogden, UT 84401

Non-Certified Mail

Boise Ranger District
Don Peterson, District Ranger
5493 Warm Springs Ave
Boise, ID 83712

MAILING

DEC 1 1989

CONFERENCE INFORMATION

IN THE MATTER OF APPROVAL OF AN APPLICATION FOR PERMIT

In accordance with Idaho Code, Section 42-203(A), the following issues are involved in the consideration of the application and protest(s):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?

The intent of the conference is to resolve any conflicts regarding the proposed water appropriation in light of these five factors. The conference will not be recorded in an effort to promote full discussion of the issues. Possible resolutions are: (1) clarification of the issues resulting in a determination by all parties that the application is acceptable, (2) modification of the application to make it acceptable to the protestant(s), or (3) addition of acceptable restrictions or conditions of approval. If a resolution is not attainable, then a hearing will be set by the Department.

MICROFILMED

DEC 19 1989



United States
Department of
Agriculture

Forest
Service

Intermountain
Region

324 25th Street
Ogden, UT 84401

Rep's to: 2540

Date: MAR 16 1989

Mr. David R. Tuthill, Jr.
Western Region Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Dear Mr. Tuthill:

We are writing to you regarding a permit application (DA-10206) filed by Robert Paul Allen to appropriate water from the Snake River, flowing tributary to Robie Creek. The applicant is requesting a permit to divert water from National Forest land. Without a permit, the applicant would be diverting water to beneficial uses. We are reviewing the application and will advise you as soon as possible. We will also advise you of any other actions that may be necessary.

We will provide you with a copy of the permit application and any other information that may be helpful.

Sincerely,

[Signature]
R. E. Tuthill
Regional Supervisor

RECEIVED
MARCH 17 1989

Received by: [Name]
Western Region, [Address]

MICROFILMED

DEC 19 1989





State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 21, 1989

Mr. Robert Paul Allen
H.C. 33, Box 2100
Boise, ID 83706

Re: Application for Permit No. 63-10768

Dear Applicant:

Enclosed is a copy of a protest(s) filed against the issuance of a permit pursuant to the above-referenced application. The Department suggests that you contact the protestant(s) and attempt to resolve the protest(s).

If this office has not been advised within twenty (20) days that the protest(s) has been resolved, the matter will be scheduled for a conference. At such a conference, the following are the principle items the Department will review (per Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

Please contact this office if you have questions regarding this procedure.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

Enclosure: Copy of protest(s)

MICROFILMED

DEC 19 1989



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 21, 1989

J. S. Tixier, Regional Forester
U. S. Dept. of Agriculture
Forest Service
324 25th St.
Ogden, UT 84401

Re: Application for Permit No. 63-10768 in the Name of Robert Paul Allen

Dear Protestant:

This office acknowledges receipt of your protest to the issuance of a permit pursuant to the above referenced application. The Department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference. At such a conference, the following are the principle items the Department can consider in either approving or denying an application or permit (Section 42-1203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

MICROFILMED

DEC 19 1989

SPECIAL NOTE: _____

_____PROTEST INFORMATION SHEET

Protestant - Name(s) _____

J.S. Tixier

_____Address U.S. Dept of Agriculture

_____Forest Service, 324 25th St, Ogden, UT 84401

_____Attorney - Name & Address _____

_____Date Filed March 17, 1989Protest Date March 20, 1989Issues _____

_____Applicant - Attorney - Name & Address _____

_____Dates: _____

Acknowledgement letters: _____

Hearing Notice: _____

Hearing Date: _____

_____Other: _____

MICROFILMED

DEC 19 1989

John Thornton 343-2527

Protest Information submitted in Computer (following hearing): _____



United States
Department of
Agriculture

Forest
Service

Intermountain
Region

324 25th Street
Ogden, UT 84401

Reply to: 2540

Date: **MAR 16 1989**

Mr. David R. Tuthill, Jr.
Western Region Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Dear Mr. Tuthill:

We are writing to protest Application for Permit No. 63-10768 filed by Robert Paul Allen to appropriate 0.04 cfs from an unnamed spring tributary to Robie Creek. The applicant does not have a permit to occupy National Forest land. Without a permit, the applicant will be unable to put the water to beneficial use. We have not assessed the effect of the proposed diversion on National Forest resources and water uses. We will do that as soon as possible.

We will provide additional information as it is available.

Sincerely,

J. S. Tixier
for J. S. TIXIER
Regional Forester

MICROFILMED

DEC 19 1989



Caring for the Land and Serving People

FS-6200-28(7-82)

TELEFAX TRANSMITTAL SHEET

DATE March 17, 1989

TO State Department of Water Resources

FROM U.S. Forest Service

SUBJECT Protest of Water Application

NUMBER OF PAGES TO FOLLOW 1

CONFIRMATION NUMBER 801-625-5366
625

MESSAGES Please Call Andy and confirm
Hard copy to follow in mail

RECEIVED

MAR 17 1989

Department of Water Resources
Western Regional Office

MICROFILMED

DEC 15 1989



United States
Department of
Agriculture

Forest
Service

Intermountain
Region

324 25th Street
Ogden, UT 84401

Reply to: 2540

Date: MAR 16 1989

Mr. David R. Tschili, Jr.
Western Region Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Dear Mr. Tschili:

We are writing to you regarding a letter dated March 14, 1989, filed by Robert Paul Allen to appropriate the water rights of the Snake River National Forest. The applicant is requesting the National Forest Land be transferred to the National Forest Service for use. We are currently reviewing the application and will contact you regarding the results of our review.

We will provide you with a copy of the results of our review.

Sincerely,

[Signature]
J. S. Halsey
Regional Director

RECEIVED
MAR 17 1989

Department of Water Resources
Western Regional Office

MICROFILMED

DEC 13 1989

Caring for the Land and Serving People



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

February 27, 1989

J. S. Tixier, Regional Forester
U. S. Dept. of Agriculture
Forest Service
324 25th St.
Ogden, UT 84401

Re: Application for Permit No.: 63-10768, in the Name of Robert Paul Allen.

Dear Mr. Tixier:

Enclosed is a copy(s) of the above-referenced application(s) for permit which may be of interest to your agency. Please review the application(s) and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter, however, if your agency desires to file a formal protest against the approval of this application(s), your written protest must be received in this office by March 20, 1989.

If you have any questions regarding the application, please contact this office.

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:jp

Enclosure(s):

MICROFILMED

DEC 19 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

FEBRUARY 24, 1989

The Idaho World
P.O. BOX 220
Idaho City, ID 83631

Dear Legal Dept.:

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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MARCH 20, 1989.

Yours truly,

JUDY PENSE
Secretary

Encl.

MICROFILMED

DEC 19 1989

63-10768

ALLEN, ROBERT PAUL
HC 33 BOX 2100
BOISE, ID 83706

Source: SPRING

Tributary: ROBIE CREEK

Diversion Pt: NESESW Sec 30 T 04N R 04E

Use: STOCKWATER (.020 CFS)
DOMESTIC (.020 CFS)

Date Filed: 2/15/1989

In: T04N R04E S30 SESW SWSE

MICROFILMED

DEC 15 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Feb. 23, 1989

Robert P. Allen
H.C. 33, Box 2100
Boise, ID. 83706

Re: Application for Permit

Dear Robert:

Your application for permit to use the spring near Robie Creek for domestic and stockwater uses was received and reviewed. An adjustment to the application is required. The Boise River is considered fully appropriated, and surface water tributary to the river upstream from the reservoirs (Lucky Peak in this case) is only available for limited uses. A spring that is tributary to Robie Creek is thus tributary to the Boise River.

In your situation, the allowable domestic use covers internal but not external (yard) use. The stockwater use is allowable. The proper quantity for internal domestic use at one home is 0.02 cfs, or one-half of the 0.04 cfs shown on the application. The appropriate amount for your described stockwater is also 0.02 cfs, which is one-half of the quantity on the application. The application was revised to show 0.02 cfs domestic and 0.02 cfs stockwater, totaling 0.04 cfs.

Additional help and information is available at this office.

Sincerely,

Steve Lester
Sr. Water Resource Agent

SL:sl

MICROFILMED

DEC 19 1989

IDENT. NO. 63-10768

WATER RIGHT
DATA ENTRY LOG

[illegible]