

Identification No. 11 7056
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

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

1. Name of applicant M. Bryant Robison & Son, A Partnership
post office address Bennington, Idaho PH: 847-0858
2. Source of water supply ground water which is a tributary of - - - -
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 7 Township 12S
Range 44E B.M. Bear Lake 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 3.0 for Irrigation 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. 3.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well, pump and sprinkler system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 16 inches; proposed depth of well is 300 feet.
(Mo. Day) (Mo. Day)
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 50,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation: N.A.
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

11 7056

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
12S	44E	7													40	3		30	73
"	"	8									40	40	40						120
"	"	18	2																2

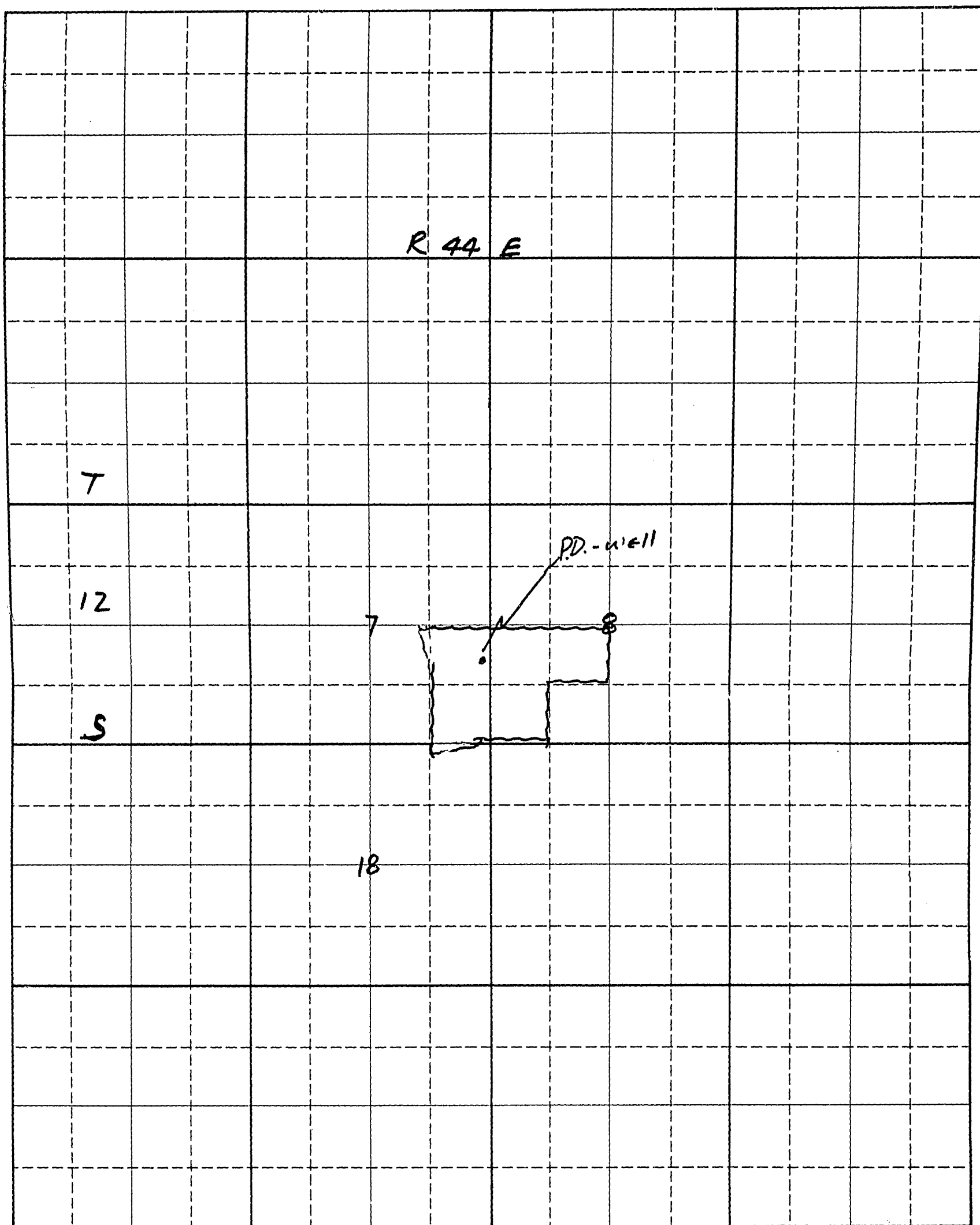
Total number of acres to be irrigated 195

c. Describe any other water rights used for the same purposes as described above. Have Bennington Irrigation Co. water that irrigates the E1/2NE1/4SW1/4, Sec. 8.

9. a. Who owns the property at the point of diversion Clayton Robinson, Son, Partner
Clayton owns land in Sec. 7
b. Who owns the land to be irrigated or place of use M. Bryant owns land in Sec. 8
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

M. Bryant Robison
(Applicant)
a partner

11 7056

Proposed Priority 4-08-1974

11 7056

Received by MB Date 4-8-74 Time 4:05 p.m.

Preliminary check by Jay Fee \$ 45.00

Received by MB Date 4/8/74 Receipt # 12822

Publication prepared by MB Date 4-12-74

Published in The News-Examiner

Publication dates April 18 & 25, 1974

Publication approved _____ Date _____

Priority reduced to _____ Reason _____

Protests filed by Mr & Mrs John W. Smith

Copies of protests forwarded by _____

Hearing held by _____ Date Protest withdrawn

Recommended for approval denial by RDC, N3DF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 11-7056, 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 May 1, 19 79.

c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 14 day of _____ May 19 74.

R. Karl Hays
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item Initial Date

(1) WR 4/10

(2)

Application No. 11-7056 Robinson

- ☒ Source
☒ Point of Diversion
☒ County
Quantity of Water and Period of Use Apr 15 Oct 15
☒ Description of Diverting Works
☒ Time required for B/U of water
Place of Use or Acres Irrigated 60000
Map Sec 18
☒ Signature
☒ Fee

(3)

WR 4/10

WR 4/10

In form to receipt

Send Copies to:
Idaho State Health Department
☒ Idaho Fish and Game Department
☒ Bureau of Land Management

(4)

WR 4/10

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

(5)

WR 4/10

In form for advertising

(6)

WR 4/10

Located within Water District No. NA

(7)

WR 4/10

Critical groundwater area: yes no ☒

(8)

WR 4/10

Groundwater levels:

Decline (comment)

☒ Stable (comment) Bull 27

Increasing (comment)

(9)

WR 4/10

Comments: No Conflicting G.W. Rights

(10)

RDC 5/8/74

Affidavit of Publication received (date)

(11)

11 11

Final date for protests May 6, 1974

Protests received: yes no

(12)

11 11

Date and Place of hearing PROTEST WITHDRAWN 5/8/74

Decision reached at hearing

(13)

11 11

All requested information received from agencies or applicant
yes OK no

(14)

11 11

Action recommended:

☒ Approve Priority 4/8/74

Deny Reason for Reduction

☒ Measuring device required

See attached sheet for additional conditions of approval

No additional conditions for approval

(15)

District E By RDC Date 5/3/74

11 7056

RECEIVED
MAY 9 1974
Department of Water Administration

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that M. Bryant Robison & Son, A Partnership,

Bennington, Idaho

has on 4/8/74 submitted Application No. 11-7056

for a permit to appropriate 3.0 cubic feet per second ~~acre feet per annum~~

of water from a ground-water source

by means of well and pump

within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, T. 12S, R. 44E, B.M., Bear Lake County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 195 acres

within the N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, T. 12S,
R. 44E, 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 Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before May 6, 1974.

R. KEITH HIGGINSON

Director

Published in the News-Examiner, Montpelier, Idaho

on April 18 and April 25, 1974

11 7056

CB-8.
CB-8A

April 12, 1974

Re: Application for Permit No. 11-7056 ROBISON

The News-Examiner
P.O. Box 278
Montpelier, ID 83254

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,

NORMAN C. YOUNG
District Engineer

Bill submitted _____ by _____

NCY:MB

Enc: Legal Notice (1)

11 7056

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that M. Bryant Robison & Son, A Partnership, Bennington, Idaho has on April 8, 1974 submitted Application No. 11-7056 for a permit to appropriate 3.0 cubic feet per second of water from a ground-water source by means of well and pump within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, T. 12S, R. 44E, B. M., Bear Lake County; to be used from April 1 to November 1 for the irrigation of 195 acres within the N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 18, T. 12S, R. 44E, 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 Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before May 6, 1974.

R. KEITH HIGGINSON
Director

Published in The News-Examiner,
Montpelier, Idaho on April 18 and
April 25, 1974.

(a-18|25)

11 7056

RECEIVED
MAY 3 1974

WATER ADMINISTRATION
Area Office

General Delivery
Montpelier, Idaho 83254

May 1, 1974

Dept of water administration
1515 Lincoln Road
R. Keith Higgins

Dear Sir:

In regard to the Notice of Application of Water Permit published in the News Examiner, Montpelier, Idaho, April 18 and April 25, 1974, in regard to Application No. 11-7056 for a permit to appropriate 3.0 c.f.s. of water from an underground source by means of a well in the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 7, Township 4 South, Range 44 East, EBM, Bear Lake County. We are the property holders adjacent to the proposed location of this well and this is to serve as our objection to the issuance of this permit.

It has been our past experience that the shallow depth at which water is obtained in our area drains and dries existing springs in the surrounding areas and as these are our primary source of water for our culinary and irrigation use, we ask that a formal hearing be held to determine the feasibility of the aforementioned proposed well and also for the protection of our existing water rights.

We would appreciate having any formal forms necessary forwarded to us, and if necessary we will file a formal injunction through the District Court. Your early attention to this matter will be appreciated.

Glen Smith
Mr. Glen Smith

Mrs Glen Smith
Mrs. Glen Smith

cc. Department of Water Administration
1515 Lincoln Road
Idaho Falls, Idaho 83401

11 7056

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
EASTERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

~~249 South Hulse Avenue~~
Idaho Falls, Idaho 83401
(208) 523-7186
1515 Lincoln Road

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

May 3, 1974

Re: Application No. 11-7056

Mr. & Mrs. Glen Smith
General Delivery
Montpelier, Idaho 83254

Dear Mr. & Mrs. Smith:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (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?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:CB

11 7056

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
EASTERN DISTRICT OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

~~240 South Holmes Avenue~~ 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

May 3, 1974

Re: Application for Permit No. 11-7056

M. Bryant Robison & Son
Partnership
Bennington, Idaho 83219

Gentlemen:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application No. 11-7056. You should be aware that the following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (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?

The Department cannot allow a permit for irrigation purposes which would entail the use of more than a continuous flow of 0.02 cubic feet per second of water for each acre of land, or an annual amount of 5 acre feet for each acre of land, unless the applicant can show that more is required. (Section 42-202, Idaho Code)

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

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

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:CB

Enc: Copy of Protest(s)

cc: IDWA - State Office

11 7056

RECEIVED May 7, 1974

Dear Sir, MAY 8 1974

In ~~regard to~~ <sup>Department of Water Administration
Eastern District Office</sup> the protest
We sent you on Bryant
Robinson & Son's application for
a water permit to dig a well,
we have talked with Bryant
and he showed us where he
intended to dig the well
and we have decided to
withdraw our protest. Would
you let Bryant know it is O.K.
to go ahead if he doesn't put
a well to the East of ~~our~~
property.

Next time you are in
this area I would like to
talk to you about future
applications.

Sincerely, 11 7056
Glen H. Smith

May 8, 1974

Re: Application for Permit No. 11-7056

Mr. M. Bryant Robison
Bennington
Idaho 83219

Dear Mr. Robison:

Enclosed please find a copy of a withdrawal of protest against the above referenced application. The application is being forwarded to our Boise Office for final action this date.

If you have any questions, please do not hesitate to contact this office.

Very truly yours,

RONALD D. CARLSON
Asst. to District Engineer

RDC:MB

Enclosure

11 7056

May 8, 1974

C

Re: Application for Permit No. 11-7056 M. BRYANT ROBISON & SON

O

Mr. & Mrs. Glen Smith
General Delivery
Montpelier, ID 83254

P

Dear Mr. & Mrs. Smith:

This is to acknowledge receipt of the withdrawal of protest against the above referenced application.

If you have any questions, please do not hesitate to contact this office.

Y

Very truly yours,

RONALD D. CARLSON
Asst. to District Engineer

RDC:MB

11 7056

RECEIVED

30F

MAY 10

Dear Sir,

In regards to the ^{Department of Water Administration} protest
We sent you on Bryant Robinson
& Son's application for a Water
permit, We have talked with
Bryant and we withdraw our
protest. He showed us where
he intended to dig the well
and we don't feel that it
will hurt us there because
it isn't on the East of ~~our~~ property.
Thank you

Glen H Smith

11 7056

May 13, 1974

Re: Permit No. 11-7056

M. Bryant Robinson & Son
Bennington,
Idaho 83219

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 11-7056. 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
Assistant Director

BDF/bjg

Enclosures

11 7056

Receipt # 13177

APPLICATION FOR AMENDMENT

RECEIVED
NOV 8 1964

NOV 29 1974
Department of Water Resources
Eastern District Office

Permit No. 11-7056

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 11-7056, and requests that the permit and permit map be changed as follows:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)
NO CHANGE

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

(cfs or acre feet per annum)

3. Place of use or land to be irrigated: NO CHANGE

[illegible]

Total number of acres to be irrigated

December 16, 1974

Re: Permit No. 11-7056

M. Bryant Robinson & Son
Bennington,
Idaho 83219

Gentlemen:

Enclosed is a copy of your approved application for amendment issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 11-7056

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

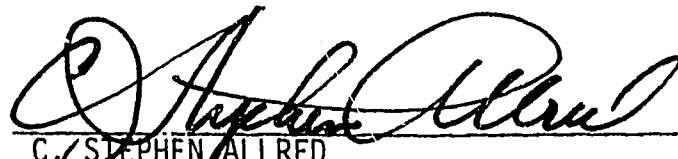
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

Nov. 20, 1978

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition should be less restrictive and provide more flexibility to you in the development of your water right system. The specifications related to the size and location of the access port will be available upon request from the Department, as soon as the Department's measuring equipment is obtained.

If you have questions regarding this matter, please contact this office or our regional offices.

Sincerely,

L. Glen Saxton

L. GLEN SAXTON
Chief, Operations Bureau

LGS:JG:kw

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

CERTIFIED MAIL

100605

February 28, 1979

Re: Permit No. 11-7056

M. Bryant Robison & Son
Bennington, ID 83219

Gentlemen:

One of the conditions of approval of your water Permit No. 11-7056 (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 May 1, 1979. 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.

RITA FLECK
Water Rights

Encl: Proof affidavit

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE

RECEIVED

APR 20 1979

Department of Water Resources

1. a) Name of permit holder M Bryant Robinson
b) Post office address Star Route 2 Montpelier Idaho

2. Permit number _____

3. Date of priority that you are prepared to establish _____

4. a) Source from which water was appropriated _____

b) Location of the point of diversion: 51 $\frac{1}{4}$ 610 $\frac{1}{4}$, Section 8

Township 17N, Range 114E Boise Meridian. Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

Amount 5 cfs for Irrigation purposes from Dec. 1 to Nov. 1 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

b) Total amount appropriated 5 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:

Amount determined by 2 getting with a man from Soil Conservation
and figuring out how many acres has been irrigated with the well
and the water that has been used

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 of 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):

150 H.P. electric motor 16" well casing 300 foot well

b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other)

MC Chromator Patent # 3049-009

Exam typed 5/1/79 by [signature]

c) Give well driller's name and address and the date the well was completed: Bert Westlake
Star Route 2 Montpelier Idaho 83254 well completed
1976

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:

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	
12S	44E	7													40			40	80
12S	44E	8									40	40	40						120

10. Remarks: we have pumped 226 156 gallons of water Total number of acres irrigated 200
since finishing project 3 years ago

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

April 23, 1979

(Date)

M Bryant Robinson
(Signature)

State of Idaho)
County of Bear Lake) ss.

On this 23rd day of April, 19 79, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Julia P. Herrick
Notary Public
Residing at Montpelier, ID

My commission expires 9-20-82



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

May 18, 1979

M. Bryant Robison
Star Route 2
Montpelier, ID 83254

Dear Mr. Robison:

Re: Permit No. 11-7056

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

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

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

Sincerely,

RITA FLECK
Water Rights

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 11-7056 Priority April 8, 1974 Amount 2.21 cfs

THIS IS TO CERTIFY, that M. Bryant Robison & Son
of Montpelier, Idaho, has complied with the terms and conditions of Permit
No. 11-7056 issued pursuant to Application for Permit dated April 8, 1974,
and has submitted proof to the Department of Water Resources on April 26, 1979,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.21 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 15</u> to <u>October 15</u>	at <u>2.21</u> cfs and	<u>498.0</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 2.21 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
498.0 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 8, Twp.
12S, Rge. 44E in the County of Bear Lake

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	44E	7													37	4		29	70
		8									40	35	21						96

Total number of acres irrigated 166

This right when combined with Right No. 11-7076 shall not exceed 2.21 cfs.
This right when combined with all other rights shall provide no more than 0.02
cfs per acre nor more than 3.0 afa per acre for the lands above.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 6TH day of

JUNE, 19 83.

Acting for the Director

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 11-7056
old no. new no.

Record

1, 2 & 3 Original Owner: M. Bryant Robison & Son
Address: Bennington ID 83219
Present Owner:
Address:

4. A. Source of Water: Groundwater
B. Tributary of:

5. A. Stage (A,P,L,D,S,J): P
B. Status (D,L,R,C,A,I,F - leave blank if valid):
C. Priority Date: 4-8-1974
D. County: 07
E. Total Diversion Rate: 3
F. Total Diversion Volume:
G. Transfer/Amendment (P,T of A or blank): A
H. Water District:
I. DLE/Carey Act (D,C or blank):
J. Right Basis (for adjudication claims A.B.C only):

	tract	sec.	twp.	rge.	Gov't lot	Rediv.
6. A. Point of Diversion	<u>NWSW</u>	<u>8</u>	<u>12S</u>	<u>44E</u>		

B. Rediversion Indicator (R or blank):

7. Period of Use, Use, Diversion Rate/Volume:
from 4-1 to 11-1 for A purposes. Amount 3
(cfs pr ~~AE~~ PI/yr)
from _____ to _____ for _____ purposes. Amount _____
from _____ to _____ for _____ purposes. Amount _____
from _____ to _____ for _____ purposes. Amount _____

Overlap Review for 11-7056

Permit 11-7076

gw

P/D NWSW Sec 8 T12S R44E

Field Exam Complete ✓

(same) ok

$$\frac{1.0 \text{ cfs}}{52 \text{ ac}} = .019 \text{ cfs/ac}$$

P/U Sec 8 SWNW 4 ac

SE NW 39 ac

SE SW 9 ac

(different) ✓

No Overlap in P/U can allow .02 cfs/ac or
R17 system capacity 2.21 cfs
ok

P 11-7076 1.0

This night

11-7056 2.21

3.21 cfs

Greater than Capacity

Recommend limiting rights

R16 when combined to capacity ok

Pc 3/29/83

Permit also identifies canal
water Recommend R16 ok

Jan

Overlap Review attached

J. REED CRANE
N-90



Point(s) of diversion: NW 1/4 SW 1/4 Sect 8 T12S R44E

Place(s) of Use

[illegible]

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

Examiner's Signature _____

checked by

approved by

Date 4-2-82

Date Apr 2 - 82

Date 3-29-83

Review for 11-7056
7/D NW/4 Sec 8 T125 R4E
(same)
Sec 8 SW/4 AC
SE/4 AC
SE/4 AC ✓



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

April 4, 1983

RE: Permit No. 11-7056

M. Bryant Robison & Son
Star Route #2
Montpelier, ID 83254

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 11-7056, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 2.21 cfs Source: groundwater

The maximum quantity diverted shall not exceed 507.0 acre feet
per year.

Point(s) of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, Twp. 12S, Rge. 44E, Bear Lake County

Beneficial use: Irrigation of 169 acres within the N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7;
N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8; Twp. 12S, Rge. 44E

Priority date established: April 8, 1974

Conditions (if any): This right when combined with Right No. 11-7076 shall
not exceed 2.21 cfs. This right when combined with all other rights shall
provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre for the
lands above.

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

JJ:kw



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

April 27, 1983

RE: Permit No. 11-7056

M. Bryant Robison & Son
Star Route #2
Montpelier, ID 83254

Gentlemen:

On April 4, 1983, this Department sent you a letter outlining the findings of the works covered by your Permit No. 11-7056. Upon further review we find that an error was made on the number of acres irrigated and the annual volume.

The license will be issued with the following information:

Amount of water that can be recognized as beneficially used under Idaho law: 2.21 cfs Source: groundwater

The maximum quantity diverted shall not exceed 498.0 acre feet per year.

Point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, Twp. 12S, Rge. 44E, Bear Lake Co.

Beneficial use: Irrigation of 166 acres within the N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7; N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8; Twp. 12S, Rge. 44E

Priority date established: April 8, 1974

Conditions: This right when combined with Right No. 11-7076 shall not exceed 2.21 cfs. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre for the lands above.

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

JJ:kw

June 7, 1983

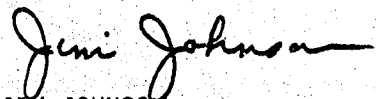
RE: Permit No. 11-7056

M. Bryant Robison and Spn
Star Route #2
Montpelier, ID 83254

Gentlemen:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure