

Identification No. 11 7073  
Application No. \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Roy M. Bennion Phone: 547-3006  
post office address Bailey Creek Rt. Soda Springs, Idaho 83276
2. Source of water supply ground water which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is NW  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 32 Township 9S  
Range 42E B.M. Caribou 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 0.04 for Domestic purpose from Jan. 1 to Dec. 31 (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. 0.04 cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. Well and pump  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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 6 inches; proposed depth of well is 130 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use  
is 1 years.  
b. Estimated construction cost is \$ 2,700.00.
8. Description of proposed uses:  
a. If water is not for irrigation:  
(1) Give the place of use of water: NW  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 32 Township 9S  
Range 42E 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 one.  
(5) If water is to be used for other purposes describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

| TWP. | RANGE | SEC. | 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 |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres to be irrigated \_\_\_\_\_

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

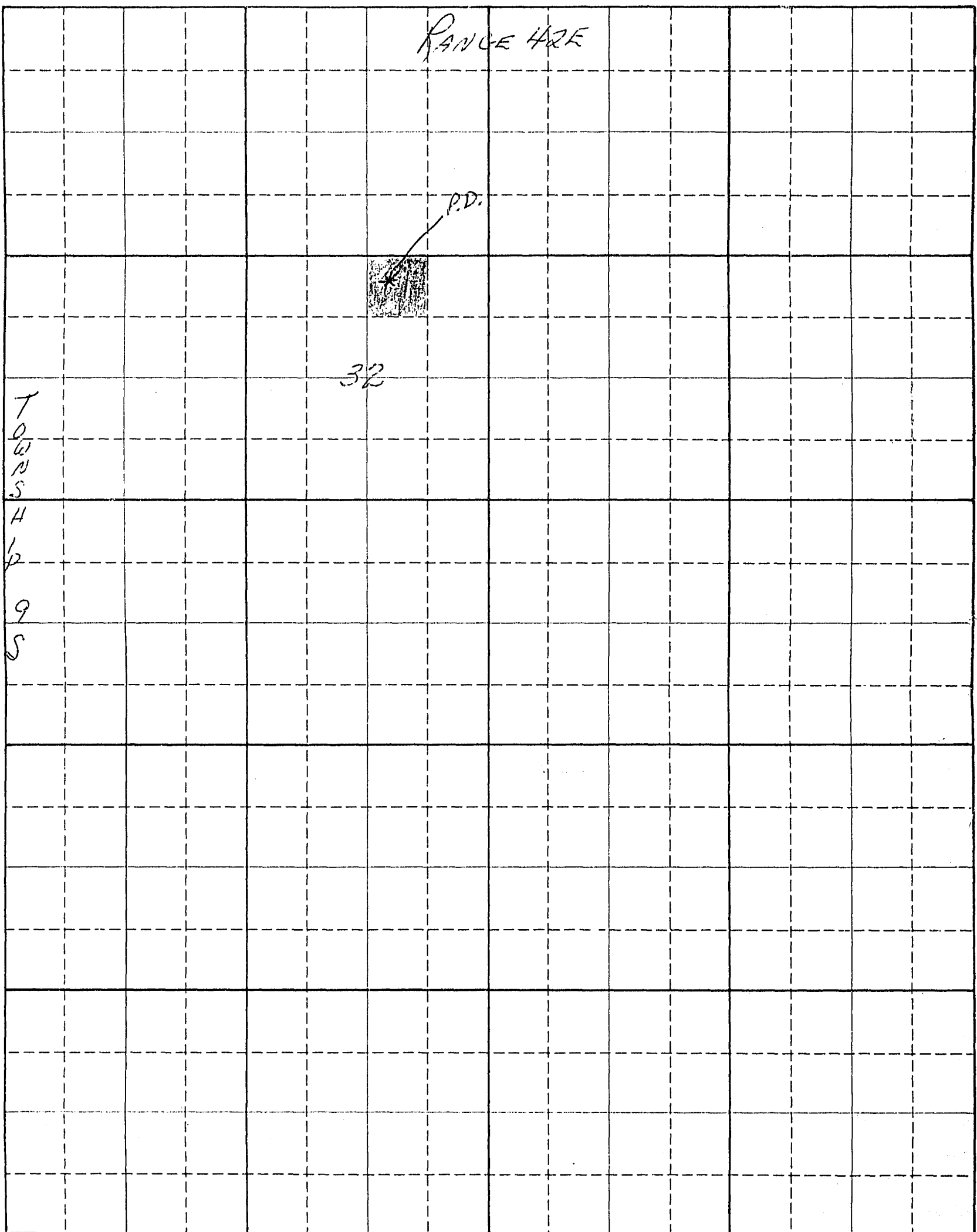
9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks \_\_\_\_\_

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.

Roy M. Benson  
(Applicant)

Proposed Priority 11-06-1974

Received by MB Date 11-6-74 Time 11:30 A

Preliminary check by WR Fee \$ 10.00

Receipted by MB Date 11-6-74 # 13138

Publication prepared by MB Date 11-8-74

Published in Caribou County Sun

Publication dates Nov. 14 + 21, 1974

Publication approved MB Date 11-27-74

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by DC W DF

#### 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. 11-7073, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

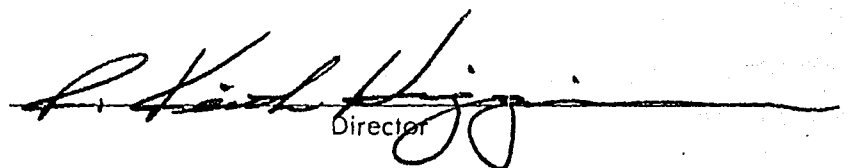
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 1976.

c. Other: \_\_\_\_\_

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

Witness my hand this 16 day of December, 1974.

  
Director

DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

Application No. 11-7073

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

(1) MR 11/6

In form to receipt

(2) " "

Send Copies to:

Idaho State Health Department  
Idaho Fish and Game Department  
NO Bureau of Land Management

(3) " "

NO Request Special Use Permit from U.S.F.S.  
NO Request Easement from B.L.M.  
Request Information from Applicant

(4) " "

In form for advertising

(5) " "

Platted on Map No. NA

(6) " "

Located within Water District No. N.A.

(7) " "

Critical groundwater area: yes no ☒

(8) " "

Groundwater levels:

Declining, ☒ Stable, Increasing

(comment) \_\_\_\_\_

(9) " "

Other rights on the same place of use None

(10) \_\_\_\_\_

Comments: \_\_\_\_\_

(11) MB 11/27/74

Affidavit of Publication received (date) 11-27-74

(12) OW 12/02/74

Final date for protests December 2, 1974

Protests received: yes no ☒

(13) OW 12-02-74

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

(14) RDC 12/2/74

Action recommended:

☒ Approve Deny

11/6/74 Proposed Priority

Reason for Reduction

NO Measuring device required

See attached sheet for other conditions approval

☒ No special conditions for approval

(15) District E By RDC Date 12/2/74

Copy  
EJ

RECEIVED  
DEC 4 1974  
Department of Water Resources

# Affidavit of Publication

County of Caribou } ss.  
State of Idaho }

V. E. Lansberry

being first duly sworn on his  
oath, states:

That he is publisher  
of the Caribou County Sun, a  
newspaper of general circula-  
tion in Caribou County, Idaho,  
published weekly at Soda  
Springs in said County, that said  
newspaper has been pub-  
lished in said County uninterr-  
uptedly and continuously for  
over seventy-eight consecutive  
weeks, prior to the first publi-  
cation of the annexed notice or  
advertisement;

That the annexed notice was  
published as per clipping at-  
tached in the regular and entire  
edition of said newspaper and  
not in any supplement thereof

for two successive weekly  
issues thereof, the date of the  
first publication being the

14th day of  
November, 1974.

The date of the last publication

being the 21st day of  
November, 1974.

*V. E. Lansberry*

Subscribed and sworn to be-  
fore me this 22nd day  
of November, 1974.

*Elaine S. Johnson*  
Notary Public, residing  
at Soda Springs, Idaho  
(SEAL)

My Commission expires the  
1st day of November  
1978.

RECEIVED  
NOV 27 1974

Department of Water Resources  
Eastern District Office

## NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that  
Roy M. Bennion, Bailey Creek  
Rt., Soda Springs, Idaho has on  
11-6-74 submitted Application  
No. 11-7073 for a permit to ap-  
propriate 0.04 cubic feet per  
second of water from a ground-  
water source by means of well  
and pump within the NW $\frac{1}{4}$   
NE $\frac{1}{4}$ , Sec. 32, T. 9S, R. 42E,  
B.M., Caribou County; to be  
used from Jan. 1 to Dec. 31 for  
domestic purposes for one fam-  
ily within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec.  
32, T. 9S, R. 42E, B.M.

If issued, this permit will be  
subject to all prior water rights.  
Protests against the granting of  
the permit must be filed with  
the Idaho Department of Water  
Resources, 1515 Lincoln Road,  
Idaho Falls, Idaho, 83401 on or  
before December 2, 1974.

R. KEITH HIGGINSON  
Director

Published in the Caribou  
County Sun, Soda Springs, Idaho  
on November 14 and November  
21, 1974.

Identification No. 11 7073

Application No. \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

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

1. Name of applicant Boyd M. Bunnion Phone: 247-3006  
post office address Boyley Creek RT Soda Springs, Idaho 83276
2. Source of water supply Boyley Creek which is a tributary of ?  
well
3. a. Location of point of diversion is NW  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 32 Township 9S  
Range 42E B.M. Caribou 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 0.04 for Domestic purpose from Jan. 1 to Dec. 31 (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. 0.04 cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. none WELL AND PUMP  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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 6 inches; proposed depth of well is 130 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use  
is 1 years.  
b. Estimated construction cost is \$ 2200.00
8. Description of proposed uses:  
a. If water is not for irrigation:  
(1) Give the place of use of water: NW  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 32 Township 9S  
Range 42E 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 one.  
(5) If water is to be used for other purposes describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

[illegible]

Total number of acres to be irrigated\_\_\_\_\_

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

9. a. Who owns the property at the point of diversion Boyd M Benson

b. Who owns the land to be irrigated or place of use Foy M. Beukien

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 \_\_\_\_\_

RANGE 43E

P.D.

32

TOWNSHIP  
H.  
L.  
P.  
9S

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.

X Roy M. Bennion  
(Applicant)

Received by MB Date 11-6-74 Time 11:30 AM  
Preliminary check by WR Fee \$ 10.00  
Receipted by MB Date 11-6-74 # 13138  
Publication prepared by \_\_\_\_\_ Date \_\_\_\_\_  
Published in \_\_\_\_\_  
Publication dates \_\_\_\_\_  
Publication approved \_\_\_\_\_ Date \_\_\_\_\_  
Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Protests filed by: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Copies of protests forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial by \_\_\_\_\_

#### 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. Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_.

\_\_\_\_\_  
Director

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION RESOURCES

EASTERN DISTRICT OFFICE



Cecil D. Andrus  
Governor  
R. Keith Higginson  
Director

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

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

October 18, 1974

RECEIVED

NOV 6 1974

Department of Water Resources  
Eastern District Office

Mr. Roy M. Bunnion  
Route #2  
Soda Springs, ID 83276

Dear Mr. Bunnion:

We have enclosed a partially completed Application for Permit for your use. If it meets with your approval, please sign your name on page 3 exactly as it appears in Item 1 and return it to this office for processing with the statutory filing fee of \$10.00. If Bailey Creek is the correct source from which you will take the water, please list its tributary and also, complete Item 6a.

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

Very truly yours,

*Bill Rhoads*

BILL RHOADS  
Water Resource Technician

BR:MB

Enclosure

*I Take the water from a well not Bailey Creek. Item 6A all I have is a pump in the well.*

*spell name Roy not Loy*

*Thanks*

*RM Bunnion*

November 7, 1974

RE: Application for Permit No. 11-7073

Mr. Roy M. Bennion  
Bailey Creek Rt.  
Soda Springs, ID 83276

Dear Mr. Bennion:

Attached herewith is departmental receipt No. 13138 in the amount of \$10.00 for the above referenced application. We have taken the liberty to retype the application correcting the source and spelling of your name. We sorry for any inconvenience this mistake may have caused you.

Please sign the retyped form and return it to us for further processing. If you have any questions, please contact this office.

Very truly yours,

LOREN O. HOLMES  
Asst. to District Engineer

LOH:MB

Attachment  
Enclosure

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Roy M. Bennion

Bailey Creek Rt., Soda Springs, Idaho

has on 11-6-74 submitted Application No. 11-7073

for a permit to appropriate 0.04 cubic feet per second ~~XXXXXX~~

of water from a ground-water source

by means of well and pump

within the NW 1/4, Sec. 32, T. 9S, R. 42E, B.M., Caribou County;

to be used from Jan. 1 to Dec. 31

for domestic purposes for one family

within the NW 1/4, Sec. 32, T. 9S, R. 42E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before December 2, 1974.

R. KEITH HIGGINSON

Director

Published in the Caribou County Sun, Soda Springs, Idaho

on November 14 and November 21, 1974.

CW-L-1  
CW-A-1  
MB-X

## **PUBLIC NOTICE**

*W*  
**First Time  
Published**

### **NOTICE OF APPLICATION FOR WATER PERMIT**

Notice is hereby given that Roy M. Bennion, Bailey Creek Rt., Soda Springs, Idaho has on 11-6-74 submitted Application No. 11-7073 for a permit to appropriate 0.04 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ -NE $\frac{1}{4}$ , Sec. 32, T. 9S, R. 42E, B.M., Caribou County; to be used from Jan. 1 to Dec. 31 for domestic purposes for one family within the NW $\frac{1}{4}$ -NE $\frac{1}{4}$ , Sec. 32, T. 9S, R. 42E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before December 2, 1974.

R. KEITH HIGGINSON *RKH*  
Director

Published in the Caribou County Sun, Soda Springs, Idaho on November 14 and November 21, 1974.

XXXXXXXXXXXXXXXXXXXXX RESOURCES

November 8, 1974

RE: Application for Permit No. 11-7073 Bennion

Caribou County Sun  
P.O. Box 815  
Soda Springs, ID 83476

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

RONALD D. CARLSON  
Acting District Engineer

Bill submitted 11-27-74 by MB

RDC:MB

Enc: Legal Notice (1)

December 18, 1974

Re: Permit No. 11-7073

Mr. Roy Bennion  
Bailey Creek Route  
Soda Springs, Idaho 83276

Dear Mr. Bennion:

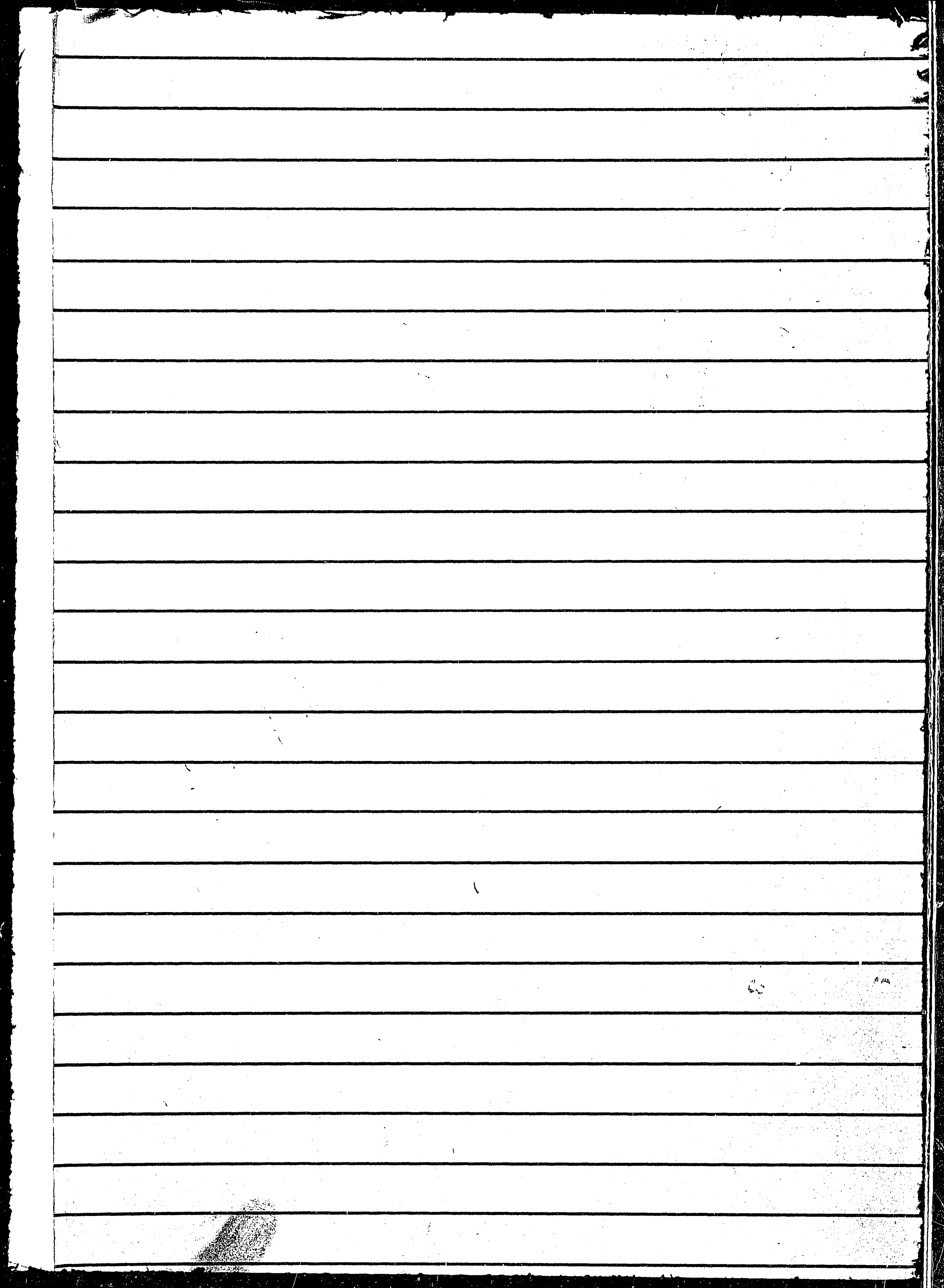
Enclosed is a copy of your approved Application for Permit No. 11-7073. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:jfr

Enclosure



October 21, 1975

CERTIFIED MAIL

#138016

Re: Permit No. 11-7073

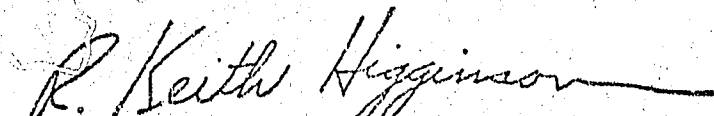
Mr. Roy M. Bennion  
Bailey Creek Route  
Soda Springs, Idaho 83276

Dear Mr. Bennion:

One of the conditions of approval of your water Permit No. 11-7073 (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 January 1, 1976. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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

  
\_\_\_\_\_  
R. KEITH HIGGINSON  
Director

RKH:jg  
Enc: Proof affidavit

SENDER: Complete items 1, 2, and 3.  
Add your address in the RETURN TO space on reverse.

1. The following service is requested (check one):

☐ Show to whom and date delivered ..... 15¢

☐ Show to whom, date, & address of delivery ..... 35¢

☐ RESTRICTED DELIVERY  
Show to whom and date delivered ..... 65¢

☐ RESTRICTED DELIVERY  
Show to whom, date, and address of delivery ..... 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

| REGISTERED NO. | CERTIFIED NO. | INSURED NO. |
|----------------|---------------|-------------|
|                | 152846        |             |

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

*Larry Pearson*

4. DATE OF DELIVERY: 10-8-75

5. ADDRESS (Complete only if requested):

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS: *gl*

★ GPO: 1975-O-560-011

RETURN RECEIPT REGISTERED INSURED AND CERTIFIED MAIL

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.  
a. Enclose items 1, 2, and 3 on each side.  
b. Seal the envelope and attach to back of article.

RETURN  
TO

DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720

RECEIVED

DEC 24 1975

Department of Water Resources

Identification No. \_\_\_\_\_

Permit No. 11-7073

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Roy M. Bennion 93276  
 b) Post Office Address Bailey Creek Route, Soda Springs Id 2
2. Permit Number 11-2073
3. Date of Priority that you are prepared to establish Nov. 1 1974
4. a) Source from which water was appropriated well  
 b) Location of the point of diversion: NW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Section 32  
 Township 9S, Range 12E Boise Meridian, Other points of diversion: \_\_\_\_\_
5. a) The amount of water and use to which the water has been applied:  
 Amount 0.04 for Domestic purposes from Jan 1 to Dec 31 incl.  
 (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)  
 Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
 (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)  
 Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
 (cfs and/or acre-feet per annum) (Month-Day) (Month-Day)  
 b) Total amount appropriated 0.04 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: Well Driller & Compressor
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:  
 a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:  
 \_\_\_\_\_  
 b) Describe the agreement or understanding by which you take water from the works:  
 \_\_\_\_\_
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 3/4 HP Pump 5 in casing 130 FT.  
 \_\_\_\_\_  
 b) Describe the type and size of measuring device which you have installed at your point of diversion:  
 \_\_\_\_\_  
 c) Give well driller's name and address and the date the well was completed: Roy Nelson 361 Court Soda Springs Idaho 93276
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:  
Domestic & Live Stock

Exam typed 1-22-76 by jm

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9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: \_\_\_\_\_

| T | R | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTAL |
|---|---|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-------|
|   |   |      | 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 |       |
|   |   |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|   |   |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|   |   |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|   |   |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|   |   |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|   |   |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|   |   |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|   |   |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|   |   |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |

Total number of acres irrigated \_\_\_\_\_

10. Remarks: water is used in house to water lawn + garden  
and some livestock

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

Nov 20 1975  
(Date)

Ray M. Benning  
(Signature)

State of Idaho )  
County of Caribou ) ss.

On this 21st day of December, 1975, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Margaret Gordon  
Notary Public residing at Idaho  
Springs Idaho

My commission expires 2/20/78

January 8, 1976

Re: Permit No. 11-7073

Roy M. Bennion  
Bailey Creek Route  
Soda Springs, Idaho 83276

Dear Mr. Bennion:

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

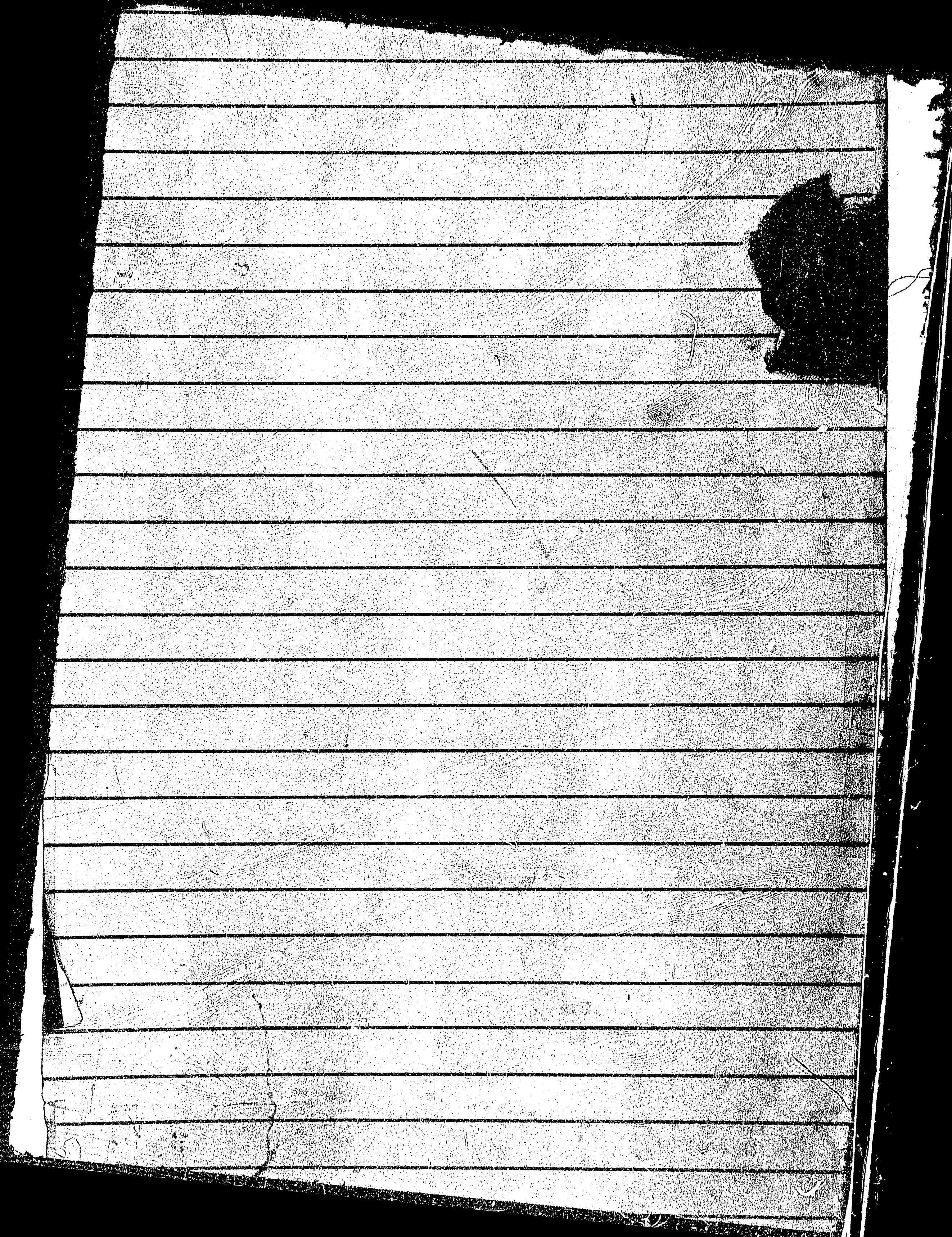
Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

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

Sincerely,

D. Darlane Reich  
Water Rights Supervisor

DDR:JC



State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 11-7073 Priority Nov. 6, 1974 Amount 0.04 cfs

THIS IS TO CERTIFY, that ROY M. BENNION  
of Soda Springs, Idaho, has complied with the terms and conditions of Permit  
No. 11-7073 issued pursuant to Application for Permit dated November 6, 1974,  
and has submitted proof to the Department of Water Resources on December 24, 1975,  
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a  
capacity for the diversion of 0.04 cfs of water from a ground water source,  
tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use  | Period of Use                        | Rate of Diversion      | Annual Volume        |
|-----------------|--------------------------------------|------------------------|----------------------|
| <u>Domestic</u> | from <u>Jan. 1</u> to <u>Dec. 31</u> | at <u>0.04</u> cfs and | <u>1.2 acre feet</u> |
| _____           | from _____ to _____                  | at _____ cfs and       | _____                |
| _____           | from _____ to _____                  | at _____ cfs and       | _____                |

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 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  
1.2 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$  of Sec. 32,  
Twp. 9 S, Rge. 42 E, B. M. in the County of Caribou

Description and location of place of use:

| Twp. | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 9 S  | 42 E  | 32   |                  | X                |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated \_\_\_\_\_

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 11 day of  
December, 19 76.

Director

## FIELD REPORT

RECEIVED

- 3276 JAN 9 1976 547-3006  
Department of Water Resources  
Eastern District Office  
Phone

- Amount 0.04 c.f.s. for Domestic (1)  
AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s for \_\_\_\_\_  
 \_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
 \_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Other uses: \_\_\_\_\_

- Max Rate of Diversion 0.04 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

- Township <sup>OK</sup> 9S N/S, Range 42E E/W, B.M., Section 32, Subdivision NW 1/4 NE 1/4, Caribou County
- Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4, \_\_\_\_\_ County
- Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4, \_\_\_\_\_ County

Other Points of Diversions:

Description of diverting works: 3/4 hp pump, 5" casing, 130'

Measuring device required: yes ☐ no ☒

- [illegible]

TOTAL ACREAGE \_\_\_\_\_

Rge. 42 E.

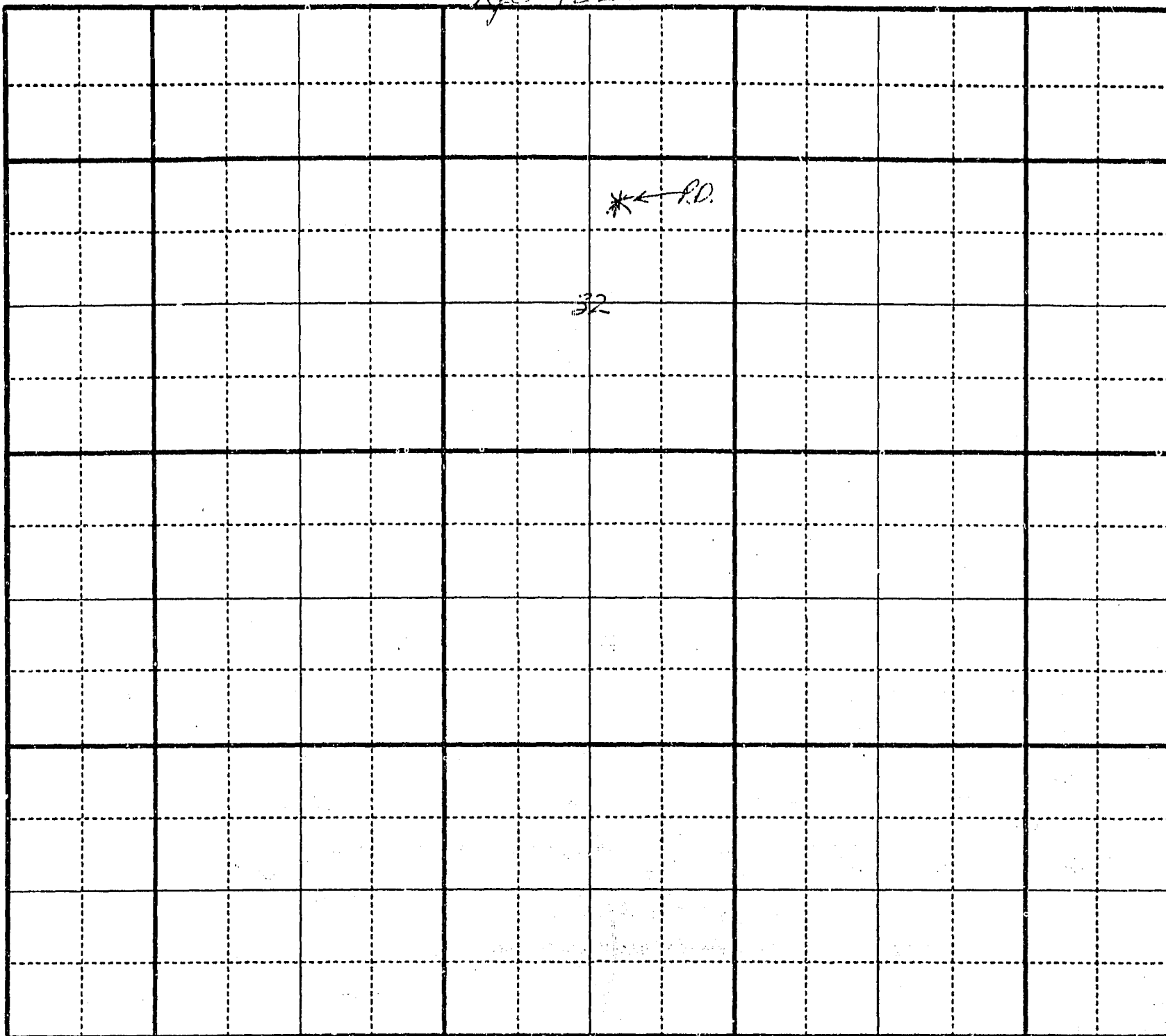


Diagram of System

DATE OF EXAM 8/18/76

ACREAGE

Found N/A

Recommended \_\_\_\_\_

Irrigation Requirement N/A Ac Ft/Ac

USE

Irrigation Q= \_\_\_\_\_ c.f.s. V= \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

Domestic Q= 0.04 c.f.s. V= 1.2 AF/Ann. from Jan 1 to Dec 31

Livestock Q= \_\_\_\_\_ c.f.s. V= \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

Is water co-mingled? yes \_\_\_\_\_ no X

Name source: \_\_\_\_\_

twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_

County

Exchange? yes \_\_\_\_\_ no X

Name source exchanged with: \_\_\_\_\_

twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_

County

Point of injection:

twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_

County

Point of exchange:

twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_

County

Total Q measured None Method of measurement THEORETICAL

Total Q recommended .04 cfs Meter No. \_\_\_\_\_ Type \_\_\_\_\_ Condition \_\_\_\_\_

Total V recommended 1.2 AF/ANN.

Recommended Amendments: None

P.D. \_\_\_\_\_

Place of Use \_\_\_\_\_

Other \_\_\_\_\_

None X

MEASUREMENT CALCULATION: None

$$Q = \frac{(75)(9.814)(.80)}{13.0 + 20(2.308)} = \frac{5.28}{176} = .03 \text{ cfs}$$

SYSTEM DESCRIPTION:

Pump house - 75 ft S of House; Pump - 3/4 HP Jakusi submersible pump;  
30 gallon pressure tank. 1" main to house. System operating at  
35 lb pressure.

REMARKS:

System shown by Roy M. Bennion.

Examiner's Signature William D. Fisher Date 10-21-76

Checked by Ernest M. Carlson Date 12/3/76

Approved by \_\_\_\_\_ Date \_\_\_\_\_

December 14, 1976

C

Re: Permit No. 11-7073

O

Roy M. Bennion  
Bailey Creek Rt.  
Soda Springs, ID 83276

Dear Mr. Bennion:

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

Sincerely,

D. DARLENE REICH  
Water Rights Supervisor

DDR:mef

Enc.

