

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Carl E. Stoddard Phone 847-1622
Post office address Box 44 George town Idaho 83239
2. Source of water supply unnamed stream which is a tributary of sinks.
3. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 35 Township 10 S
Range 43E B.M. Bear Lake County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1.32 for Irrigation purposes from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 1.32 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Water is diverted from an
18" culvert into a 6" buried main line 5/8 mile long,
(2) two 1/4 mile laterals hand lines.

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

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

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

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

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____

Range _____ B.M.

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

(3) List number of each kind of livestock to be watered _____

(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: _____

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

[illegible]

Total number of acres to be irrigated 66

c. Describe any other water rights used for the same purposes as described above. NONE

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

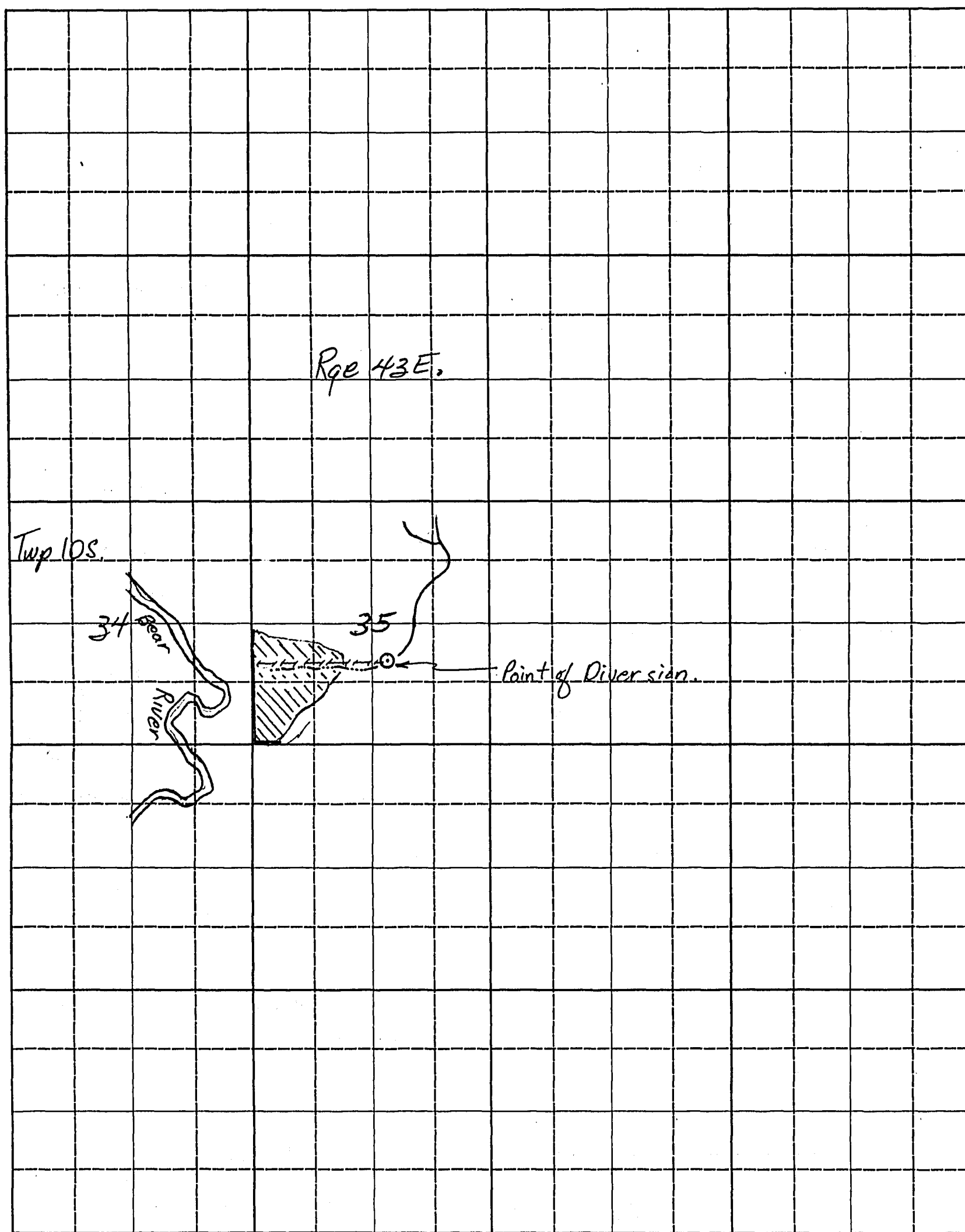
b. Who owns the land to be irrigated or place of use Applicant.

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

How clearly the proposed point of diversion, place of use, section number,

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.

✓ Carl E. Stoddard
(Applicant)

Received by dh Date 5-15-79 Time 11:00 a.m.
Preliminary check by EMC Fee \$ 45.00 92-286
Received by dh Date 5-16-79 #11881
Publication prepared by dh Date 5-18-79
Published in News Examiner
Publication dates May 24 & 31, 1979
Publication approved EF Date 6/8/79
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by EMC

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. Other: _____

Witness my hand this _____ day of _____, 19 ____.

Director

Public Notices

NOTICE OF APPLICATION FOR
WATER RIGHT

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

11-7158

MICHAELSON, GLENN DEAN
BOX 54, PARIS, ID 83261
Source: UNNAMED SPRINGS tributary to PETER'S POND
Date Filed: 05-14-1979
Amount: 0.16 CFS
Diversion Point: NWNE Sec 02 T 15S R 43E, BEAR LAKE Co.
Use: IRRIGATION (0.16 CFS) from 04-01 to 11-01
Place of Use: NWNE SWNE Sec 02 T 15S R 43E FOR 8 ACRES
Diversion Means: PUMP & SPRINKLER SYSTEM

11-7159

STODDARD, CARLE
BOX 44, GEORGETOWN, ID 83239
Source: UNNAMED STREAM tributary to SINKS
Date Filed: 05-15-1979
Amount: 1.32 CFS
Diversion Point: NWSE Sec 35 T 10S R 43E, BEAR LAKE Co.
Use: IRRIGATION (1.32 CFS) from 04-01 to 11-01
Place of Use: NESW NWSW SWSW SESW Sec 35 T 10S R 43E FOR 66 ACRES
Diversion Means: PIPELINE

11-7160

BUNDERSON, ROSS &/OR NEDRA JEAN
32 NORTH 3RD EAST, PRESTON, ID 83263
Source: UNNAMED SPRING tributary to SINKS
Date Filed: 05-14-1979
Amount: 0.05 CFS
Diversion Point: SWNW Sec 35 T 12S R 43E, BEAR LAKE Co.
Use: STOCKWATER (0.05 CFS) from 01-01 to 12-31
Place of Use: SWNW Sec 35 T 12S R 43E
Diversion Means: SMALL, EARTH-FILL DAM

11-7161

RIGBY, KAY
ROUTE 1, MONTPELIER, ID 83254
Source: UNNAMED STREAM tributary to SINKS
Date Filed: 05-17-1979
Amount: 0.20 CFS
Diversion Point: NWNW Sec 11 T 16S R 45E, BEAR LAKE Co.
Use: IRRIGATION (0.20 CFS) from 04-01 to 11-01
Place of Use: NWNW Sec 11 T 16S R 43E FOR 10 ACRES
Diversion Means: PUMP & SPRINKLER SYSTEM

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Rd., Idaho Falls, Idaho 83401 on or before JUNE 11, 1979.

C. STEPHEN ALLRED
Director

Published 5-24 & 5-31-79 M 24-31

1111

AFFIDAVIT OF PUBLICATION

OF IDAHO,
of Bear Lake

ss.

being duly sworn,

and says:

he is the publisher of THE EXAMINER, a weekly newspaper published at Montpelier in the County of Bear Lake and State of Idaho; and said paper has been and is in general circulation in the aforesaid, and in the vicinity of Montpelier; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published as a newspaper proper and not a supplement; that said advertisement has been established and regularly published for more than twenty-eight consecutive weeks prior to the date of publication of said advertisement.

notice was published in the issue beginning with

May 24, 1979, and ending

May 31, 1979

7246

scribed and sworn to before me this 4 day

Notary Public, Residing at Montpelier, Idaho

Commission Expires March 11, 1983

RECEIVED

JUN 7 1979

Department of Water Resources
Eastern District Office

Nº 1813

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

R. J. Spencer
being duly sworn,

deposes and says:

That he is the *publisher* of THE NEWS-EXAMINER, a weekly newspaper published at Montpelier, in the County of Bear Lake and State of Idaho; and said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Montpelier; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

..... *10/1* 19 *81*, and ending
with the issue of *10/8* 19 *81*.

Fees, *19.37*

Subscribed and sworn to before me this *3rd* day
of *Nov.* 19 *81*

Notary Public, Residing at Montpelier, Idaho

My Commission Expires *lifetime*, 19.....

LEGAL NO. 1813

NOTICE OF AMENDED NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that Application for Permit No. 11-7159 in the name of Carl E. Stoddard was filed for the diversion of 1.32 c.f.s. of water from an unnamed stream tributary to sinks with the point of diversion within the NW 1/4 Sec. 35, T. 10S, R. 43E, B.M., Bear Lake County, to be used from Apr. 1 to Nov. 1 for the irrigation of 66 acres within the SW 1/4, Sec. 35, T. 10S, R. 43E, B.M.

The applicant now proposes to amend application No. 11-7159 changing the source of water to an unnamed stream tributary to the Bear River.

Any Protest to the proposed amending of the application must be filed with the Idaho Department of Water Resources, 150 Shoup, Idaho Falls, Idaho 83402, on or before October 19, 1981.

A. KENNETH DUNN
Director

Published in the News Examiner, Montpelier, Idaho, on October 1 and 8, 1981.

10-1-10-8
31 LINES

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR PERMIT NO.)
11-7159 IN THE NAME OF CARL E. STODDARD)

ORDER TO SHOW CAUSE

WHEREAS, on May 15, 1979, Carl E. Stoddard applied to the Department of Water Resources for a permit to appropriate 1.32 cubic feet per second of water from an unnamed stream tributary to sinks within the NW1/4SE1/4, Section 35, Twp. 10S, Rge. 43E, B.M., Bear Lake County, to be used for irrigation purposes; and,

WHEREAS, on September 3, 1980 and September 3, 1981, the Department conducted pre-permit field examinations and the examiner's reports indicated that the source of water is tributary to Bear River; and,

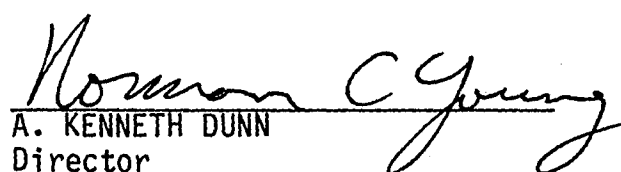
WHEREAS, on September 23, 1981, the Department received an Amended Application for Permit which indicated that the source is tributary to the Bear River; and,

WHEREAS, the Director of the Department of Water Resources has determined that in most years there is insufficient water in the Bear River and tributaries to satisfy existing water rights during the irrigation season; and,

WHEREAS, pursuant to the provisions of Section 42-203, Idaho Code, the Director of the Department of Water Resources is empowered to deny any Application for Permit for which the water supply is insufficient for the proposed use;

IT IS, THEREFORE ORDERED that the applicant Show Cause before the Director of the Department of Water Resources on or before August 31, 1982, why Application for Permit No. 11-7159 should not be Denied.

Dated this 23rd day of July, 1982.

for 
A. KENNETH DUNN
Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

AMENDED

AMENDED

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Carl E. Stoddard Phone 847-1622
Post office address Box 44, Georgetown, ID 83239

2. Source of water supply unnamed stream which is a tributary of Bear River

3. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 35 Township 10S
Range 43E B.M. Bear Lake County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1.32 for Irrigation purposes from Apr. 15 to Oct. 15 RC 11/18/81
(cfs or acre-feet per annum) Apr. 1 to Nov. 1 (both dates inclusive)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 1.32 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. water is diverted from an
18" culvert into a 6" buried mainline 5/8 mi. long, (2) two 1/4 mile lateral
hand lines

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

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

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

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

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

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

(3) List number of each kind of livestock to be watered 1200 sheep 10 horses C.F.S.

(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: _____

[illegible]

c. Describe any other water rights used for the same purposes as described above. None

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

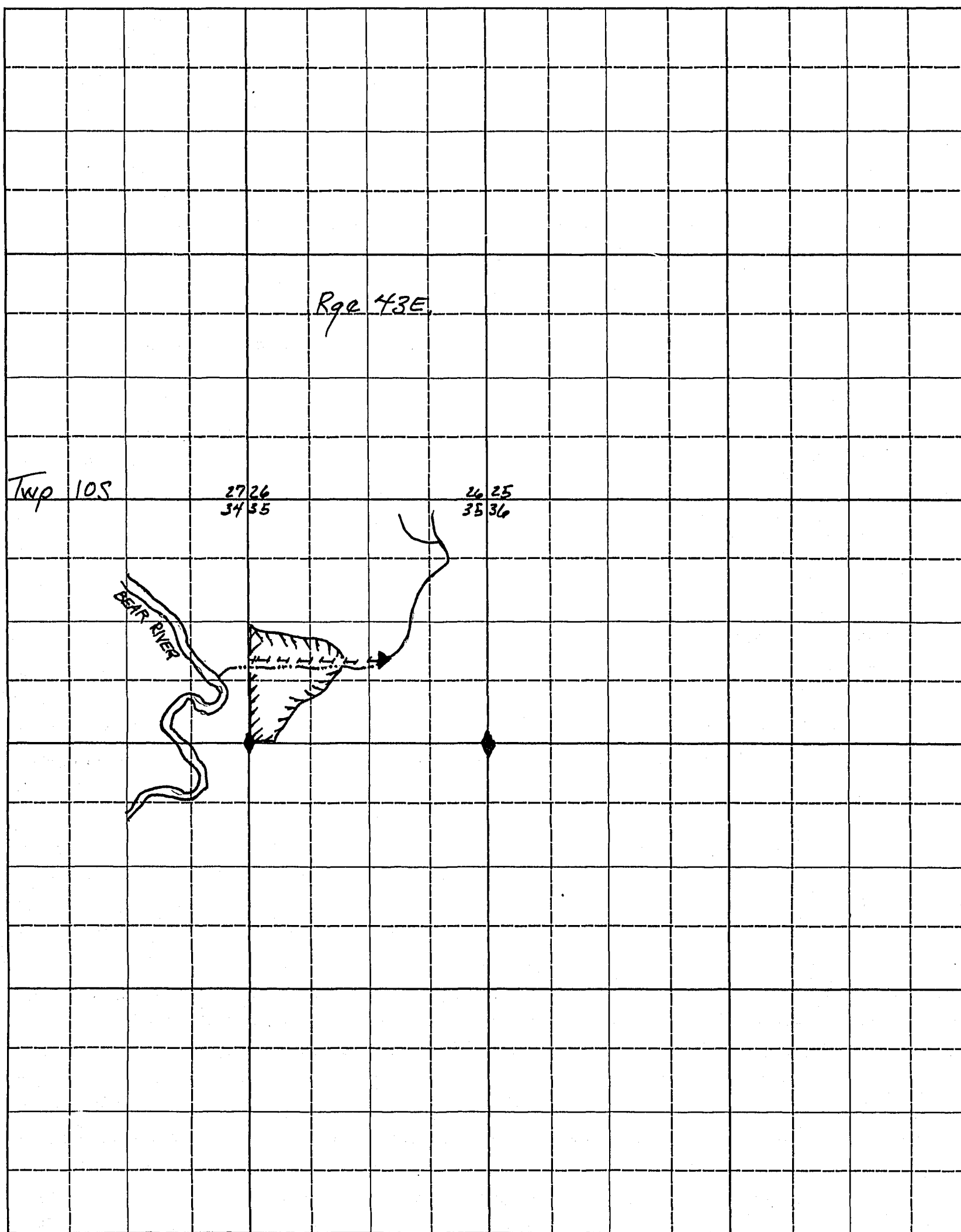
b. Who owns the land to be irrigated or place of use Applicant

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.

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.

Carl E. Stetcland
(Applicant)

Processed Priority 5/15/1979

Received by CW Date 9-23-81 Time 10:45A.
Preliminary check by EMC Fee \$ 20.00
Receipted by CW Date 9-23-81 # 19080
Publication prepared by CW Date 9-24-81
Published in News Examiner
Publication dates October 1 & 8, 1981
Publication approved CW Date 11-12-81
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by EMC

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

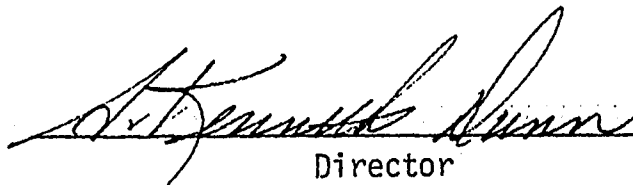
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 11-7159, and said application is hereby APPROVED.

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 September 1, 19 87
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: _____

Pursuant to Order of this date.

Witness my hand this 21 day of September, 1982.


Director

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

IN THE MATTER OF APPLICATION FOR PERMIT NO.)
11-7159 IN THE NAME OF CARL E. STODDARD)

ORDER

WHEREAS, on May 15, 1979, Carl E. Stoddard applied to the Department of Water Resources for a permit to appropriate 1.32 cubic feet per second of water from an unnamed stream tributary to sinks within the NW1/4SE1/4, Section 35, Twp. 10S, Rge. 43E, B.M., Bear Lake County, to be used for irrigation purposes; and,

WHEREAS, on September 3, 1980 and September 3, 1981, the Department conducted pre-permit field examinations and the examiner's reports indicated that the source of water is tributary to Bear River; and,

WHEREAS, on September 23, 1981, the Department received an Amended Application for Permit which indicated that the source is tributary to the Bear River; and,

WHEREAS, the Director of the Department of Water Resources has determined that in most years there is insufficient water in the Bear River and tributaries to satisfy existing water rights during the irrigation season; and,

WHEREAS, the applicant was sent an Order to Show Cause before the Director of the Department of Water Resources why Application for Permit No. 11-7159 should not be Denied; and,

WHEREAS, the applicant showed cause why the Application should not be denied by demonstrating that the source is tributary to the Bear River during a very short period most years, and by indicating that the Application was originally filed in 1979 prior to the approval dates for other Applications for Permit in the Bear River Drainage Basin;

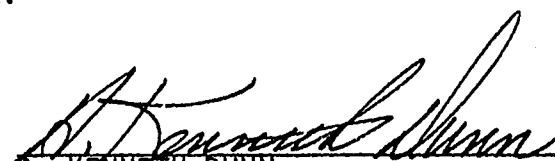
IT IS, THEREFORE, HEREBY ORDERED that Application for Permit No. 11-7159 be Approved, subject to the following conditions:

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

2. Use of water under this permit is subject to control by the watermaster of State Water District No. 11, Bear River.

3. Permit holder shall commence the excavation or construction of diverting works within one year of the date the permit is issued and shall proceed diligently until the project is complete.

Dated this 21 day of September, 1982.


A. KENNETH DUNN
Director

May 22, 1979

Carl E. Stoddard
Box 44
Georgetown, Idaho 83239

Dear Mr. Stoddard:

Re: Application for Permit

Attached herewith is Departmental receipt No. 11881 in the amount of \$45.00 for the above referenced application.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh

Attachment

NOTICE OF APPLICATION FOR WATER RIGHT

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

11-2159

STODDARD, CARL E.

BOX 44, GEORGETOWN, ID 83239

Source: UNNAMED STREAM tributary to SINKS

Date Filed: 05/15/1979

Amount: 1.32 CFS

Diversion Point: NWSE Sec 35 T 105 R 43E, BEAR LAKE Co.

Use: IRRIGATION (1.32 CFS) from 04/01 to 11/01

Place of Use: NESW NWSW SWSW SESW Sec 35 T 105 R 43E FOR 66 ACRES

Diversion Means: PIPELINE

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Rd., Idaho Falls, Idaho 83401 on or before JUNE 11, 1979.

C. STEPHEN ALLRED

Director

Published 5/24 & 5/31/79.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MAY 18, 1979

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 JUNE 11, 1979.

Yours truly,

DONALD D. CARLSON
Supervisor

cc.

May 22, 1979

Russell D. Stoker, Watermaster
Water District # 11, Bear River
279 East 3rd North
Soda Springs, Idaho 83276

Dear Mr. Stoker:

Re: Application for Permit 11-7159 - Stoddard
Application for Permit 11-7161 - Rigby

We are enclosing copies of the above referenced applications that may be of interest to your water district. Please review the applications and submit any comments you may have to our Department as soon as possible. The last date of protest is June 11, 1979, and we are required to take final action shortly thereafter.

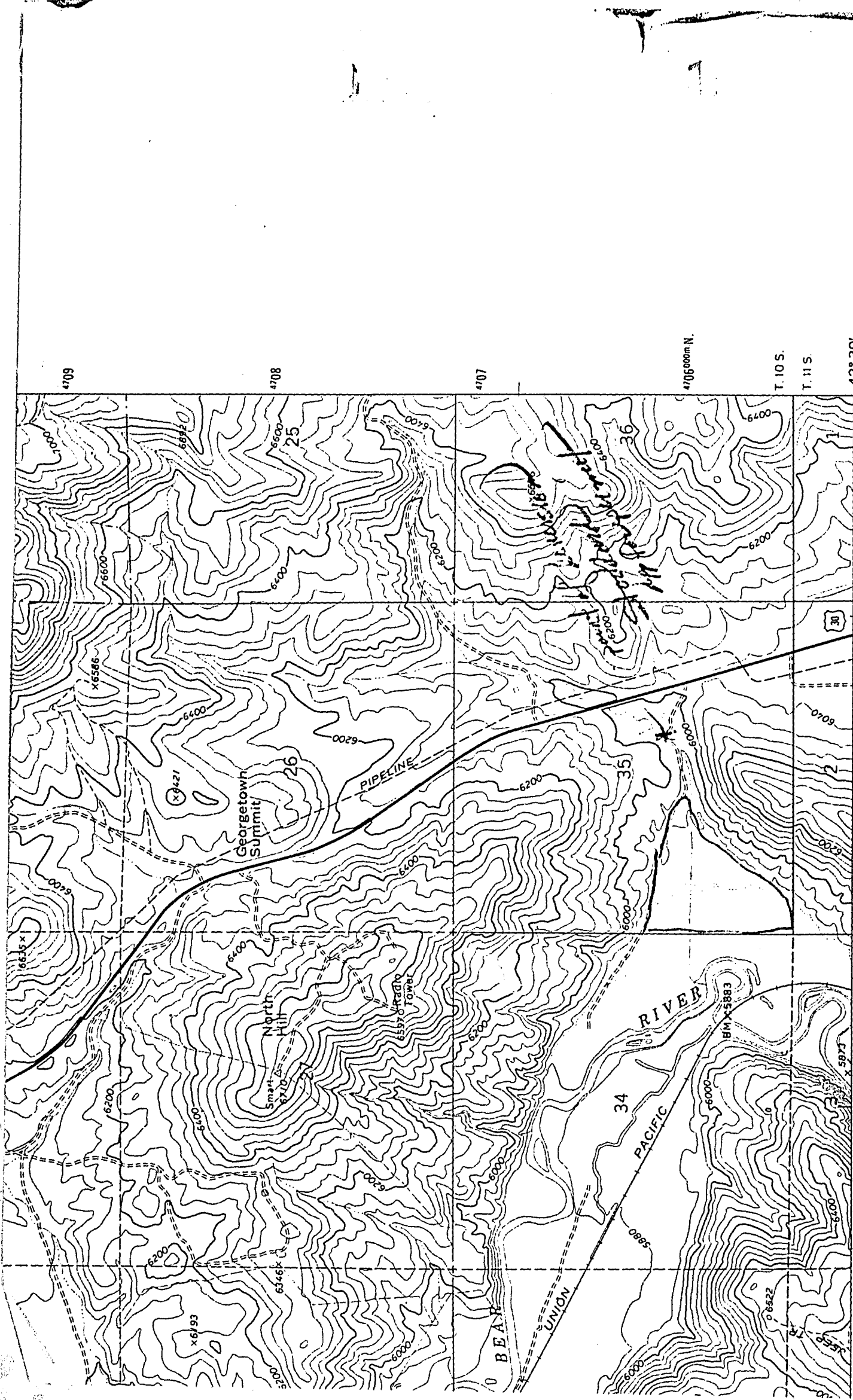
If we may be of further assistance, please feel free to contact this office.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:dh

Enclosures



GEORGETOWN
3768 IV NE

ROAD CLASSIFICATION

- Primary highway, hard surface ——— Light-duty road, hard or improved surface ———
 Secondary highway, hard surface ——— Unimproved road ———
 Interstate Route U. S. Route State Route

1 MILE

0 5000 6000 7000 FEET

0 5 10 KILOMETER

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IDAHO

FOSSIL CANYON, IDAHO

1151
27

Investigation done - 9/3/80

Question - where does unnamed stream actually flow to.

A/ After flowing thru hayfield, stream heads to Bear river and disappears into marsh ground + rivulets about 100 yards before main bank of Bear river. It's my opinion that this water feeds into the river.

B/ This is a small flow creek in a channel approx 10" x 10".

HWT

*

Do - Re inspection on Per-Permit in Summer 1981

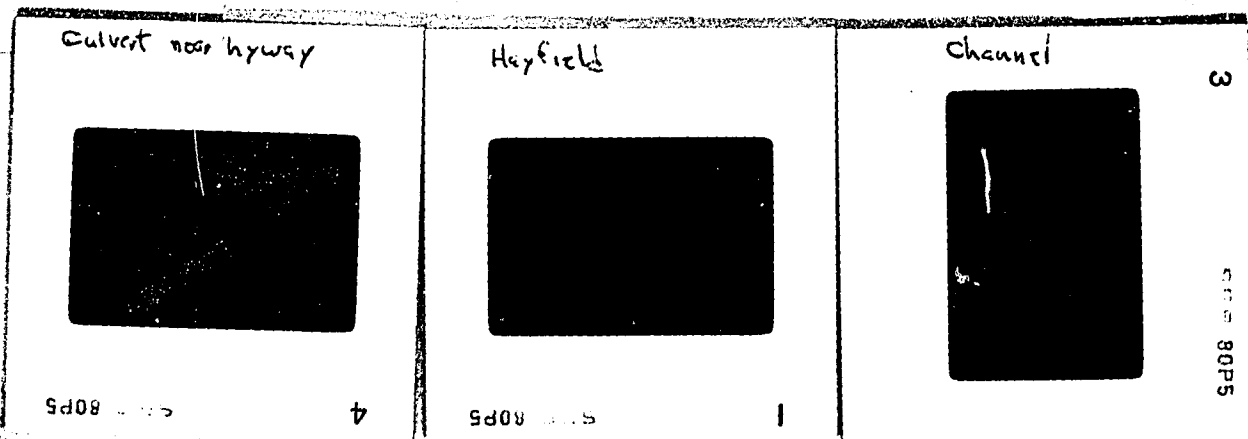
Confirm actual Distance From stream breakup area to Bear River - Pace it off!

(Mr. Stoddard has complained)

Actual Distance From point stream breaks up to Bear River 100 yards HWT 9-8-81

HWT

11/14/80



11-7159

9/3/80

Photo 1+2 - hand lines in hay field at
lower end of pipe line

#3 - Channel (about 10" x 10") approx. 150 yards
from Bear River. Starts to disappear into
marshy ground area in tree line by river

#4 - Culvert & 6" pipe with flow past (about 50 yd from head)
1/ Small flow even if 2 hand lines were off.
2/ Looks obvious that it feeds into Bear River

June 23, 1981 in Hospital

call in two weeks

HUT

September 11, 1981

RE: Application for Permit No. 11-7159

Carl E. Stoddard
Box 44
Georgetown, ID 83239

Dear Mr. Stoddard:

On September 3, 1980 and 1981, a representative of the Department examined the source of water you wish to appropriate under the above captioned application. The findings of both exams concur that the source of water is tributary to the Bear River. For your convenience, I have, therefore, enclosed an amended application form changing item No. 2 to correctly state unnamed stream which is a tributary of the Bear River. The rest of the amended application was completed utilizing information contained on the original application.

Please examine the amended application to insure it correctly reflects your intentions, initialing any changes you make. With the application in proper form, sign it where indicated and return it to this office accompanied by a \$20.00 check as payment of the statutory amendment fee.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that Application for Permit No. 11-7159 in the name of Carl E. Stoddard was filed for the diversion of 1.32 c.f.s. of water from an unnamed stream tributary to sinks with the point of diversion within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, T. 10S, R. 43E, B.M., Bear Lake County; to be used from Apr. 1 to Nov. 1 for the irrigation of 66 acres within the SW $\frac{1}{4}$, Sec. 35, T. 10S, R. 43E, B.M.

The applicant now proposes to amend Application No. 11-7159 changing the source of water to an unnamed stream tributary to the Bear River.

Any protest to the proposed amending of the application must be filed with the Idaho Department of Water Resources, 150 Shoup, Idaho Falls, Idaho 83402, on or before October 19, 1981.

A. KENNETH DUNN

Director

Published in the News Examiner, Montpelier, ID, on October 1 & 8, 1981.

aw

October 29, 1981

News-Examiner
P.O. Box 278
Montpelier, Idaho 83254

ATTN: Mr. Spencer

Dear Mr. Spencer:

The Department of Water Resources has recently published several legal notices in your paper. The following is a list of the notices and dates of publications that we must have affidavits for:

<u>Number</u>	<u>Name</u>	<u>Advertising Dates</u>
11-7159 Amended	Carl E. Stoddard	10/01 & 10/08/81
11-7255 Amended	Ray D. Johnson	10/01 & 10/08/81
11-7256 Correction	Jerry Humphreys	9/24 & 10/01/81
11-7265 Correction	F. David Rudd	10/01 & 10/08/81
11-7266 Correction	F. David Rudd	10/01 & 10/08/81
11-7267 Correction	F. David Rudd	10/01 & 10/08/81

We would greatly appreciate your cooperation in this matter.

Sincerely,

COLLEEN WRAY
Adm. Secretary

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

Carl E. Stoddard

INITIAL REVIEW BY: ARK

APPLICATION NUMBER: _____

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature. *see attached to*
☒ Fee.
☒ Yes ☐ No Field check required.
☒ Yes ☐ No Critical groundwater area.
☒ Yes ☐ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☒ Other Bear River Watermaster _____

PROCESSING:

- ☐ Yes ☒ No Platted by: ARK Map No. Topo BB-97
☐ Yes ☒ No Other rights on same place of use. none
☒ Yes ☐ No* In form for advertising.
Final date for protests: JUNE 11, 1979
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 6-7-79
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☒ Yes ☐ No Measuring device required.
☒ Yes ☐ No Access port required.
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? _____
5-15-1979 Date of priority recommended.
☒ Special conditions of approval or cover letter. _____

Code 11.

NOTE: Irrigation season on approved permit should be reduced to April 15 - Oct. 15.

By: Ernest Carlson Date: 6/12/79

STATE OFFICE REVIEW:

return receipt w/cover letter Con item 4

SW/LOZ 01.05(11 Bear R.)

☐ See attached sheet for more information.

By: Ralph Date: 11/18/81

RECEIVED

NOV 16 1981

Department of Water Resources



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

August 2, 1982

CERTIFIED MAIL # 32912

RE: Application for Permit No. 11-7159

Carl E. Stoddard
Box 44
Georgetown, ID 83239

Dear Mr. Stoddard:

Enclosed is an Order to Show Cause why Application for Permit No. 11-7159, in your name, should not be denied.

Note that any information in response to this Order must be submitted by August 31, 1982. Please contact this office if you have any questions.

Sincerely,

David R. Tuthill

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:kw
Enclosure

cc: Eastern Region

PS Form 3811, Jan. 1979

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.....
☐ Show to whom, date and address of delivery.....
☐ RESTRICTED DELIVERY
Show to whom and date delivered.....
☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery \$.....
(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
Carl E. Stoddard
Box 44
Georgetown, ID 83239

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	32912	

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY
8-3-82

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

POSTMARK
GEORGETOWN
AUG
18
1982

☆ GPO : 1979-208-848

11-7159



PENALTY FOR PRIVATE
USE TO ADD PAYMENT
OF POSTAGE \$300

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.
• Complete items 1, 2, and 3 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.

DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

RETURN
TO

AUG 4 1982

Department of Water Resources

CONVERSATION MEMORANDUM

DATE

Aug 5, 1982

FILE

11-7159

NAME OF PARTY

Carl Stoddard

EMPLOYEE

Dane Tuthill

RE:

Order to Show Cause

Mr Stoddard called to say that he is extremely concerned about the prospect of not having this application for permit approved. His original application was filed in 1979. This action began a lengthy investigation to determine if the source is indeed tributary to the Bear River. The determination of the Department based on two field exams was that the source is trib to the Bear River.

I indicated to Mr Stoddard that the Dept would review the file based on his request to reconsider approval of the app.

September 21, 1982

RE: Permit No. 11-7159

Carl E. Stoddard
Box 44
Georgetown, ID 83239

Dear Mr. Stoddard:

Enclosed is a copy of your approved application for permit along with a copy of the Order approving the application. Be sure to note the conditions of approval on the Order.

Be sure to note the special condition requiring you to install and maintain a measuring device at your point of diversion. We have enclosed a description of the different types of measuring devices accepted by this office.

The 1982 Idaho Legislature added a requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Making Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:kw
Enclosures

STATE OF IDAHO
Department of Water Resources

19080

Boise, Idaho, Sept. 23, 1981

RECEIVED
FROM

Carl E. Stoddard of Bozeman 20⁰⁰
Twenty & 00/100 DOLLARS

FOR

<u>Am. App.</u>	\$	<u>20</u>	<u>00</u>
	\$		
<u>11-7159</u>	\$		
	\$		
	\$		
TOTAL - - -	\$	<u>20</u>	<u>00</u>

Calvin Wray

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of permit No. 11-7159.

Name(s) of Permit Holder: CARL STODDARD

Post Office Address: Box 44 GEORGETOWN ID 83239

Tel. No. 947-1622

Source of Water:

Extent of Use: MAY 17 1983
☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 66 (acres)

Department of Water Resources
Eastern District Office

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

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

5-17-83

Date

Carl E. Stoddard
Signature of Permit Holder

Department of Water Resources
MAY 19 1983

PLACE
TEN CENT
STAMP
HERE

RECEIVED



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 11-07159

Priority: May 15, 1979 Maximum Diversion Rate: 0.42 CFS
Annual Consumptive Volume: 114.0 AF

This is to certify, that CARL E. STODDARD
P.O. BOX 44
GEORGETOWN, ID 83239 has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated May 15, 1979, and
has submitted proof to the Department of Water Resources on May 19, 1983, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .420 cfs of water from:

UNNAMED STREAM tributary to BEAR RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.42 CFS	114.0 AF

LOCATION OF POINT(S) OF DIVERSION: NWSE , Sec. 35, Township 10S, Range 43E
BEAR LAKE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10S	43E	35	NESW 8	NWSW 19	SWSW 27	57
			SESW 3			

Total number of acres irrigated: 57

CONDITIONS/REMARKS:

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

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 10TH
day of MAY, 1989.

Acting for R. Keith Higginson, Director



John V. Evans
Governor

A. Kenneth Dunn
Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

150 Shoup
Idaho Falls, Idaho 83401
(208) 525-7161

June 2, 1983

Carl Stoddard
Box 44
Georgetown, ID 83239

RE: Permit #11-7159

Dear Permit Holder:

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

Before a license can be issued, a field examination must be made by a representative of this Department.

☐ A field examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

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

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

Sincerely,

HAROLD W. JONES
Sr. Resource Agent

HWJ:JK

Phone No. 847-1622

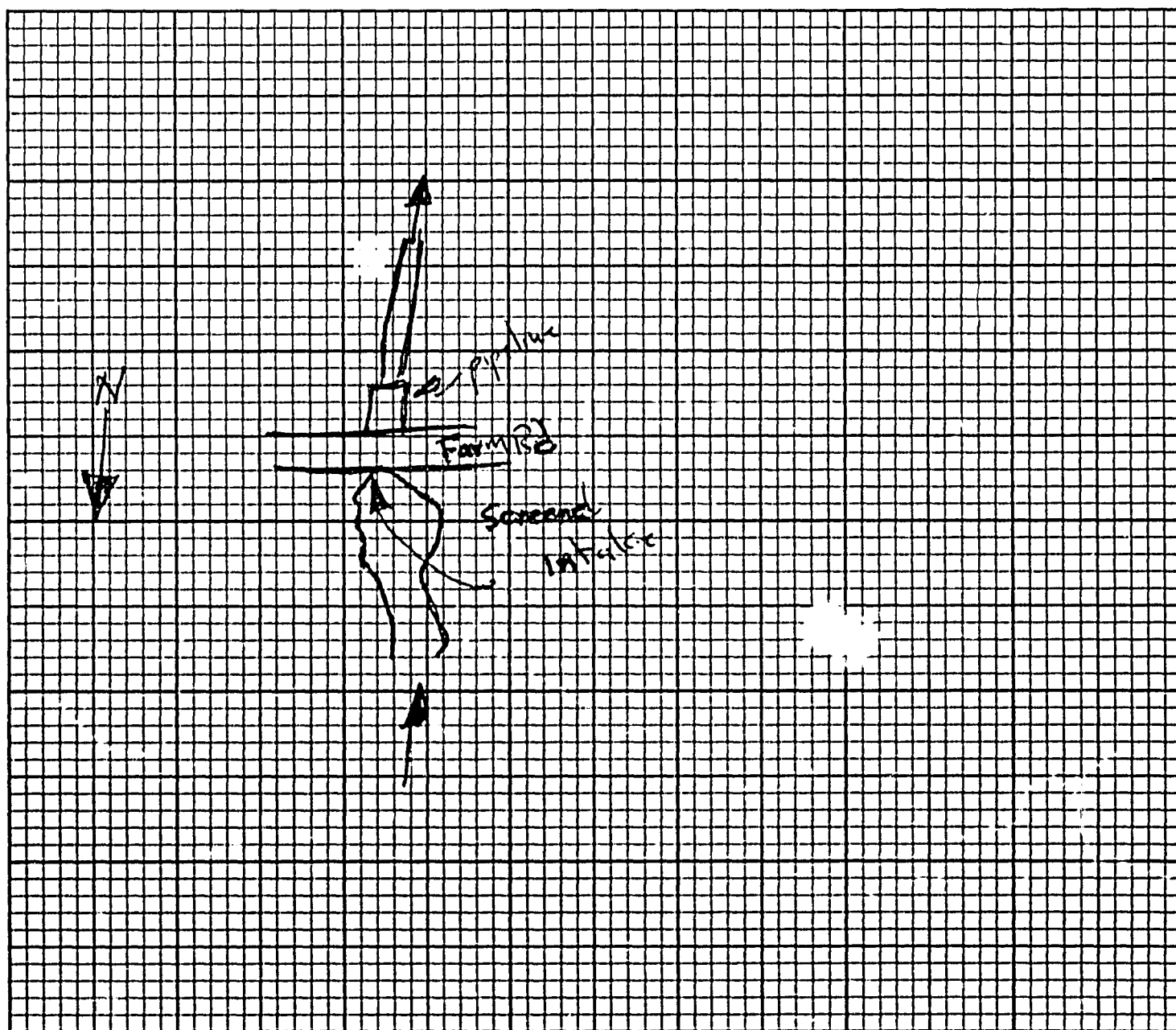
9. Irrigation - give acres served by system at time of exam.
Indicate Method of Determination ASCS Map Tracing

Place(s) of Use:

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	
10S	43E	35									8	19	27	3					57
Total Acres																		57	

10. Other water rights on these lands N.A.
11. Other water right diverted from same p.d. NA.

12. **Diverson and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diverson & System Attached ^{measuring}

- ☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks Permanent flow device not on system as per order but this system is such that only picks up a small amt. of water + gravity feeds it thru plastic pipe to lateral lines under very small pressure. The only feasible way to measure pipe intake is to pit tube birds for pressure at nozzels.

15. Recommended Amendments

- ☐ Change P.D. as reflected above
- ☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
- ☐ Add P.U. as reflected above

- ☒ None
- ☐ Other

16. Examiner's/Consultant's Signature [Signature] Date 11-19-84

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

CONSULTANT SEAL

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED
JAN 13 1986

11-7159
Permit No.

Department of Water Resources

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

#1/ 4 psi av, 21 sprinklers, 3/16 N

$$Q = A \sqrt{2gh}$$

$$= .000191 \text{ sq' } \sqrt{2(32.2)(9.232)}$$

$$= 0.00465 \text{ cfs or } \underline{2.09 \text{ gpm}}$$

$$2.09 \text{ gpm} \times 21 \text{ sprink.} = 43.89 \text{ gpm}$$

#2/ 12 psi av, 40 sprinklers, 3/16 N

$$Q = A \sqrt{2gh}$$

$$= 0.000191 \text{ sq' } \sqrt{2(32.2)(27.696)}$$

$$= 0.00806 \text{ cfs or } 3.62 \text{ gpm}$$

$$3.62 \text{ gpm} \times 40 \text{ sprink.} = 144.8 \text{ gpm}$$

Total

$$144.80 \text{ gpm}$$

$$43.89 \text{ gpm}$$

$$\underline{188.69 \text{ gpm or } 0.42 \text{ cfs}}$$

b) Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 57 \text{ acres} \times 3.0 \text{ af/yr} = 171 \text{ af/yr}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.42 \text{ cfs} \times 183 \text{ d} \times 1.9835 = 152.45 \text{ af/yr}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{152.45 \text{ af/yr}}$$

c) Volume Calculations for Other Uses:

2. Overlap Review

a) Other water rights with same place of use: None

b) Other water rights with same point of diversion: None

c) Analysis:

RECOMMENDED AMOUNTS

3.	Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity

4. Permit Holder: _____

Address: _____

5. Source: _____ tributary to _____

[illegible]

Irrigation	4-15	10-15	0.42 df	152.5 af ₂
------------	------	-------	---------	-----------------------

Allowable Maximums: _____

7. Point(s) of Diversion:

[illegible]

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks: _____

10. 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

11. Examiner's Signature Hy. Jones

Date 11-19-84

Checked in Regional Office by Darryl Packman

Date 1-08-86

Approved in State Office by _____

Date 1/17/89

11-7159

T 105

Creek

pipeline
pickup

1940's

Batvis

27acvch

(3)

35

35

R4E

[illegible]

THM		RNG	SEC	TRACT	LOT	RIGHT#	STREAM STAGE/ STATUS	INDEX PRIORITY DATE	SOURCE	ORG OWN	LAST NAME	
				NESE		S	0.0	0.0	0.0	0.0	0.0	0.0
				A	11-0314	D /	05/01/1885	SKINNER CREEK	0 SKINNER IRR. CO.			
				SESE		A	0.0	0.0	0.0	0.0	0.0	0.0
				A	11-0314	D /	05/01/1885	SKINNER CREEK	0 SKINNER IRR. CO.			
				NESE		S	0.0	0.0	0.0	0.0	0.0	0.0
				S	11-4277	S /	01/01/1500	LEAF RIVER	HESS			
				SESE		S	0.0	0.0	0.0	0.0	0.0	0.0
				S	11-4277	S /	01/01/1500	LEAF RIVER	HESS			
				NESE		A	100.0	150.5	0.0	0.0	0.0	0.9
				A	11-7159	P /	05/15/1979	UNNAMED STREAM	STODDARD			
				SESE		S	272.0	475.0	46.0	10.0	0.0	0.3
				S	27-4038	S /	06/01/1932	SPRING	U.S. DEPT. OF AGR.			
				SESE		S	272.0	475.0	46.0	9.9	0.0	1.0
				S	27-7219	P /	09/19/1960	UNNAMED STREAM	U.S. DEPT. OF AGR.			
				SESE		S	272.0	475.0	46.0	11.0	0.0	0.3
				S	27-7222	P /	09/19/1960	UNNAMED STREAM	U.S. DEPT. OF AGR.			
				NESE		S	272.0	475.0	46.0	9.8	0.0	1.0
				S	27-7249	P /	11/26/1980	SPRING	U.S. DEPT. OF AGR.			
				SESE		S	272.0	475.0	46.0	9.8	0.0	1.2
				S	27-7221	P /	09/19/1960	UNNAMED STREAM	U.S. DEPT. OF AGR.			
				NESE		S	272.0	475.0	46.0	9.9	1.0	1.0
				S	27-4037	S /	06/01/1941	UNNAMED STREAM	U.S. DEPT. OF AGR.			
				SESE		S	272.0	475.0	46.0	11.0	0.0	1.0
				S	27-4057	S /	06/01/1930	UNNAMED STREAM	U.S. DEPT. OF AGR.			
				SESE		S	272.0	475.0	46.0	11.0	0.0	1.0
				S	27-7250	P /	11/26/1980	SPRING	U.S. DEPT. OF AGR.			
				NESE		S	100.0	160.0	10.0	0.0	0.0	0.8
				S	11-7235	P /	04/16/1991	UNNAMED STREAM	U.S. DEPT. OF AGR.			
				NESE		A	0.0	0.0	0.0	0.0	0.0	0.0
				A	11-4188	S /	06/01/1933	SPRING	U.S. DEPT. OF AGR.			
				NESE		S	0.0	0.0	0.0	0.0	0.0	0.0
				S	11-4204	S /	06/01/1933	SPRING	U.S. DEPT. OF AGR.			
				NESE		S	0.0	0.0	0.0	0.0	0.0	0.0
				S	11-4204	S /	06/01/1933	SPRING	U.S. DEPT. OF AGR.			

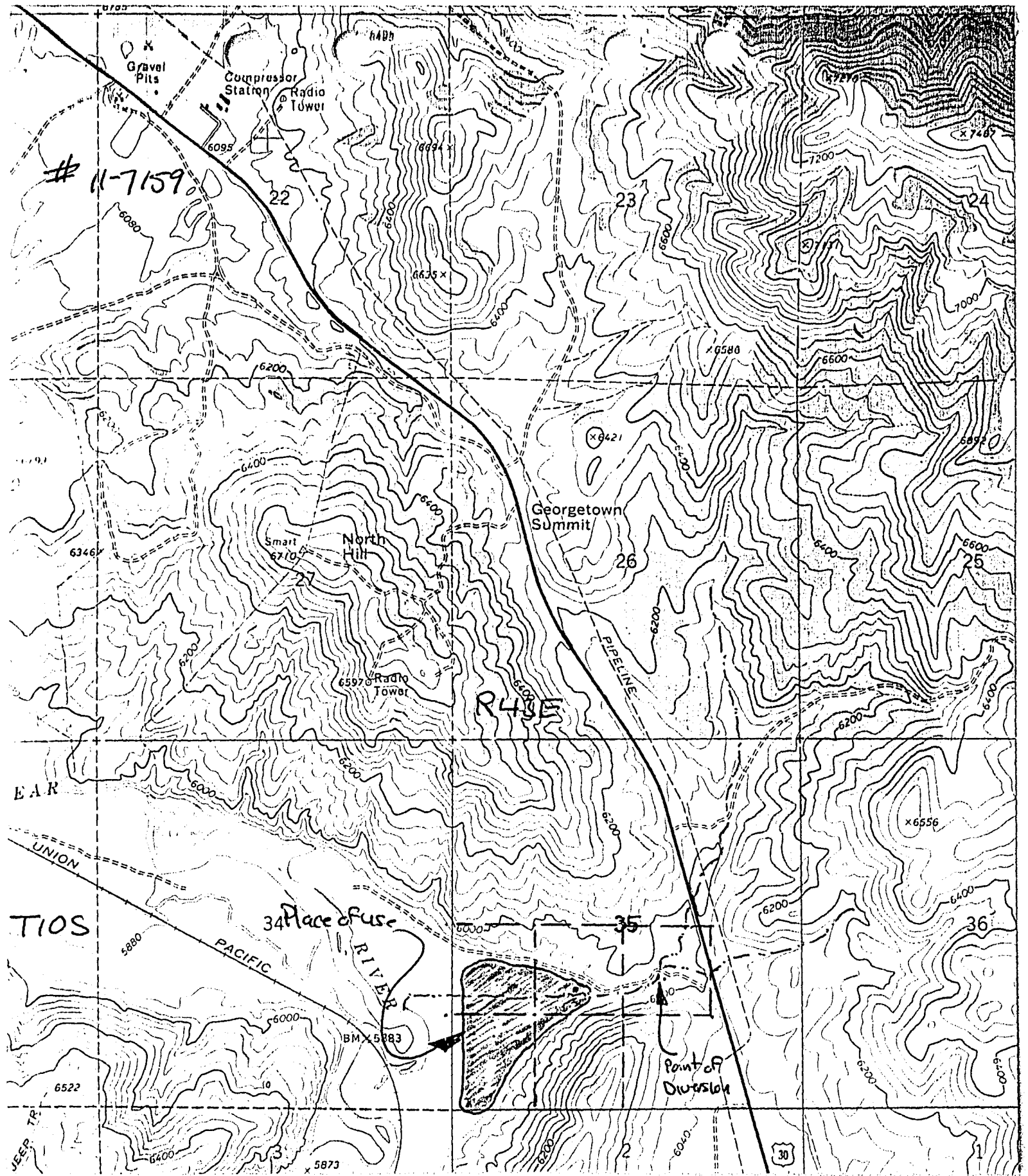
	SENN	A	*	*	11-0321	D	05-01-1885	PEARL CREEK
	SENN	A	*	*	11-0314	D	05-01-1885	PEARL CREEK
	SENN	A	*	*	11-0321	D	05-01-1885	PEARL CREEK
32	NWSE	A	*	*	11-0321	D	05-01-1885	PEARL CREEK
	NENE	A	*	*	11-0314	D	05-01-1885	PEARL CREEK
	NENE	A	*	*	11-0314	D	05-01-1885	PEARL CREEK
	SENE	A	*	*	11-0314	D	05-01-1885	PEARL CREEK
	SENE	A	*	*	11-0314	D	05-01-1885	PEARL CREEK
	SENE	A	*	*	11-0314	D	05-01-1885	PEARL CREEK

11-7159

WATER RIGHTS BY PLACE OF USE										01/19/84		PAGE 2903	
SHOWING OVERLAPPING RIGHTS AND DIVERSION RATE PER ACRE													
TOWNSHIP	RANGE	SECTION	TRACT	LOT	ACRES	USE	INCHES PER ACRE	ACRE FEET PER ACRE	RIGHT NUMBER	STAGE	STATUS	PRIORITY DATE	SOURCE OF WATER
105	43E	32	NENN			A	*	*	11-0314	D		05-01-1885	JEWETT CREEK
			NENN			A	*	*	11-0314	D		05-01-1885	SKINNER CREEK
			NENN			A	*	*	11-0314	D		05-01-1885	SKINNER CREEK
			SENN			A	*	*	11-0314	D		05-01-1885	SKINNER CREEK
			SENN			A	*	*	11-0314	D		05-01-1885	SKINNER CREEK
			SENN			A	*	*	11-0314	D		05-01-1885	SKINNER CREEK
		33	NE			A	*	*	11-0252	D		07-30-1889	BEAR RIVER
			NENE			A	*	*	11-0252	D		07-30-1889	BEAR RIVER
			SENE			A	*	*	11-0252	D		07-30-1889	BEAR RIVER
			SENE			A	*	*	11-0252	D		07-30-1889	BEAR RIVER
			SENN			A	*	*	11-0252	D		07-30-1889	BEAR RIVER
		35	NWSE		08	A	1.0000	*	11-7159	P		05-15-1979	UNNAMED STREAM
			NWSE		26	A	1.0000	*	11-7159	P		05-15-1979	UNNAMED STREAM
			SESW		01	A	1.0000	*	11-7159	P		05-15-1979	UNNAMED STREAM
			SESW		31	A	1.0000	*	11-7159	P		05-15-1979	UNNAMED STREAM
105	45E	01	NWSE		20	A	7.0000	*	24-4062	S		06-01-1955	BOOK SPRING
			NWSE		10	A	7.3684	*	24-4064	S		06-01-1919	BOOK CREEK
			SESE		05	A	7.3684	*	24-4064	S		06-01-1919	BOOK CREEK
			NWSE		15	A	3.3333	*	24-4069	S		08-28-1913	BOOKS SPRING
			SESW		25	A	1.2820	*	24-4068	S		08-28-1913	CROW CREEK
			SESW		08	A	7.0000	*	24-4063	S		06-01-1929	WASTE WATER
			SESW		04	A	7.3684	*	24-4064	S		06-01-1919	BOOK CREEK
			SESW		05	A	1.2820	*	24-4068	S		08-28-1913	CROW CREEK
		11	NENE		10	A	1.4285	*	24-4067	S		08-28-1916	WELLS CANYON
			NENE		20	A	1.2820	*	24-4068	S		08-28-1913	CROW CREEK
			NENE		30	A	1.4285	*	24-4067	S		08-28-1916	WELLS CANYON
			SENE		40	A	1.2820	*	24-4068	S		08-28-1913	CROW CREEK
			SENE		20	A	1.4285	*	24-4067	S		08-28-1916	WELLS CANYON
			SENE		15	A	1.2820	*	24-4068	S		08-28-1913	CROW CREEK
			SENE		10	A	1.4285	*	24-4067	S		08-28-1916	WELLS CANYON
			NESE		20	A	1.2820	*	24-4068	S		08-28-1913	CROW CREEK
			NWSE		10	A	2.0000	*	24-4041	S		10-06-1904	CROW CREEK
			NWSE		05	A	1.4285	*	24-4067	S		08-28-1916	WELLS CANYON

11-7159

WATER RIGHTS BY PLACE OF USE										01/19/84		PAGE 2904	
SHOWING OVERLAPPING RIGHTS AND DIVERSION RATE PER ACRE													
TOWNSHIP	RANGE	SECTION	TRACT	LOT	ACRES	USE	INCHES PER ACRE	ACRE FEET PER ACRE	RIGHT NUMBER	STAGE	STATUS	PRIORITY DATE	SOURCE OF WATER
105	45E	11											
			NWSE	20	A	1.2820	*		24-4068	S		08-28-1913	WELLS CANYON
			SESE	30	A	2.0000	*		24-4041	S		10-06-1904	CROW CREEK
			NWSE	15	A	1.4285	*		24-4067	S		08-28-1916	CROW CREEK
													SPRING
													WELLS CANYON



DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 11-7159.

Name(s) of Permit Holder: CARL STODDARD

Post Office Address: Box 44 GEORGETOWN ID 83239

Tel. No. 947-1622

Source of Water:

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater (number and type of stock)
☒ Irrigation 66 (acres)

Department of Water Resources
Eastern District Office

S. 35 T. 10S. R. 43E

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

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

5-17-83

Date

Carl E. Stoddard
Signature of Permit Holder



John V. Evans
Governor

A. Kenneth Dunn
Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

150 Shoup
Idaho Falls, Idaho 83401
(208) 525-7161

June 2, 1983

Carl Stoddard
Box 44
Georgetown, ID 83239

RE: Permit #11-7159

Dear Permit Holder:

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

Before a license can be issued, a field examination must be made by a representative of this Department.

_____ A field examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

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

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

Sincerely,

HAROLD W. JONES
Sr. Resource Agent

HWJ:JK

July 24th
appt.
9:30

Need map

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

RECEIVED
SEP 4 1982

Department of Water Resources
Eastern District Office

IN THE MATTER OF APPLICATION FOR PERMIT NO.)
11-7159 IN THE NAME OF CARL E. STODDARD)

ORDER

WHEREAS, on May 15, 1979, Carl E. Stoddard applied to the Department of Water Resources for a permit to appropriate 1.32 cubic feet per second of water from an unnamed stream tributary to sinks within the NW1/4SE1/4, Section 35, Twp. 10S, Rge. 43E, B.M., Bear Lake County, to be used for irrigation purposes; and,

WHEREAS, on September 3, 1980 and September 3, 1981, the Department conducted pre-permit field examinations and the examiner's reports indicated that the source of water is tributary to Bear River; and,

WHEREAS, on September 23, 1981, the Department received an Amended Application for Permit which indicated that the source is tributary to the Bear River; and,

WHEREAS, the Director of the Department of Water Resources has determined that in most years there is insufficient water in the Bear River and tributaries to satisfy existing water rights during the irrigation season; and,

WHEREAS, the applicant was sent an Order to Show Cause before the Director of the Department of Water Resources why Application for Permit No. 11-7159 should not be Denied; and,

WHEREAS, the applicant showed cause why the Application should not be denied by demonstrating that the source is tributary to the Bear River during a very short period most years, and by indicating that the Application was originally filed in 1979 prior to the approval dates for other Applications for Permit in the Bear River Drainage Basin;

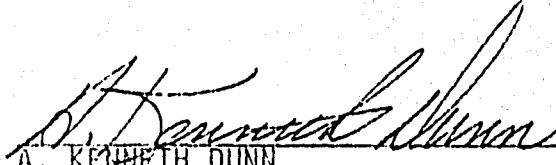
IT IS, THEREFORE, HEREBY ORDERED that Application for Permit No. 11-7159 be Approved, subject to the following conditions:

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

2. Use of water under this permit is subject to control by the watermaster of State Water District No. 11, Bear River.

3. Permit holder shall commence the excavation or construction of diverting works within one year of the date the permit is issued and shall proceed diligently until the project is complete.

Dated this 21 day of September, 1982.


A. KENNETH DUNN
Director

m 202
78

Ident. No. 11-7159

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

AMENDED

AMENDED

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Carl E. Stoddard Phone 847-1622

Post office address Box 44, Georgetown, ID 83239

2. Source of water supply unnamed stream which is a tributary of Bear River

3. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 35 Township 10S

Range 43E B.M. Bear Lake County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1.32 for Irrigation purposes from Apr. 15 to Oct. 15 RC 11/18/81
(cfs or acre-feet per annum) Apr. 1 to Nov. 1 (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 1.32 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. water is diverted from an
18" culvert into a 6" buried mainline 5/8 mi. long, (2) two 1/4 mile lateral
hand lines

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

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

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

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

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____

Range _____ B.M. _____

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

(3) List number of each kind of livestock to be watered 1200 sheep 10 horses

(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: _____

7 0 0 0 0

[illegible]

Total number of acres to be irrigated 66

c. Describe any other water right used for the same purposes as described above. **None**

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

Applicant

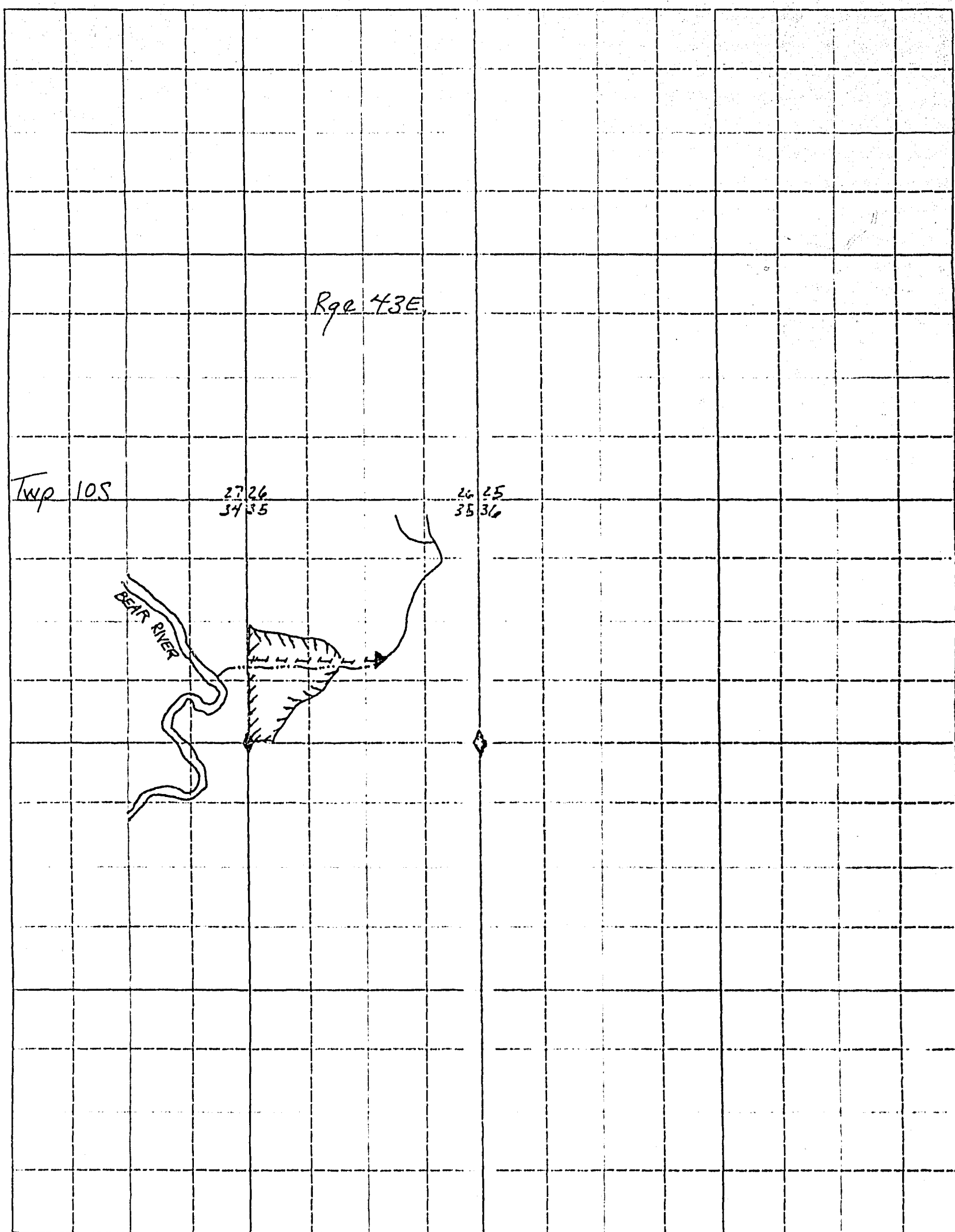
b. Who owns the land to be irrigated or place of use

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.

Carl E. Stetola of _____
(Applicant)

5/15/1979

Received by

CW

Date

7-23-81 Time 10:45A

Preliminary check by

EMC

Fee \$

20.00

Receipted by

CW

Date

7-23-81 #19280

Publication prepared by

CW

Date

9-24-81

Published in

News Examiner

Publication dates

October 1 & 8, 1981

Publication approved

EMC

Date

7-23-81

Protests filed by:

Copies of protests forwarded by

Hearing held by

Date

Recommended for

approval

denial

by

EMC

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

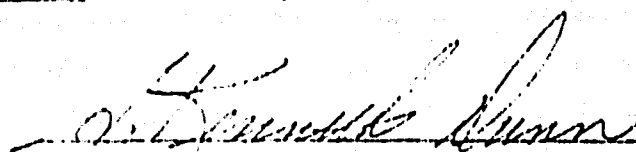
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 11-7159, and said application is hereby APPROVED.

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 September 1, 19 87.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:

Pursuant to Order of this date.

Witness my hand this 21 day of September, 1982.


Director

POINT OF DIVERSION OVER

WR-NUMBER	TWP	RNG	SC	TRACT	LT	#SOURCE	#NAME
				1\4 1\4 1\4			
1107159	10S	43E	35	NW SE		UNNAMED STREAM	STODDARD, CARL
NO MATCHES FOR THIS POD							

4/3
~~March~~ 27, 1989

CARL E. STODDARD
P.O. BOX 44
GEORGETOWN, ID 83239

RE: PERMIT NO. 11-07159

Dear Permit Holder(s):

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

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

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MEMORANDUM

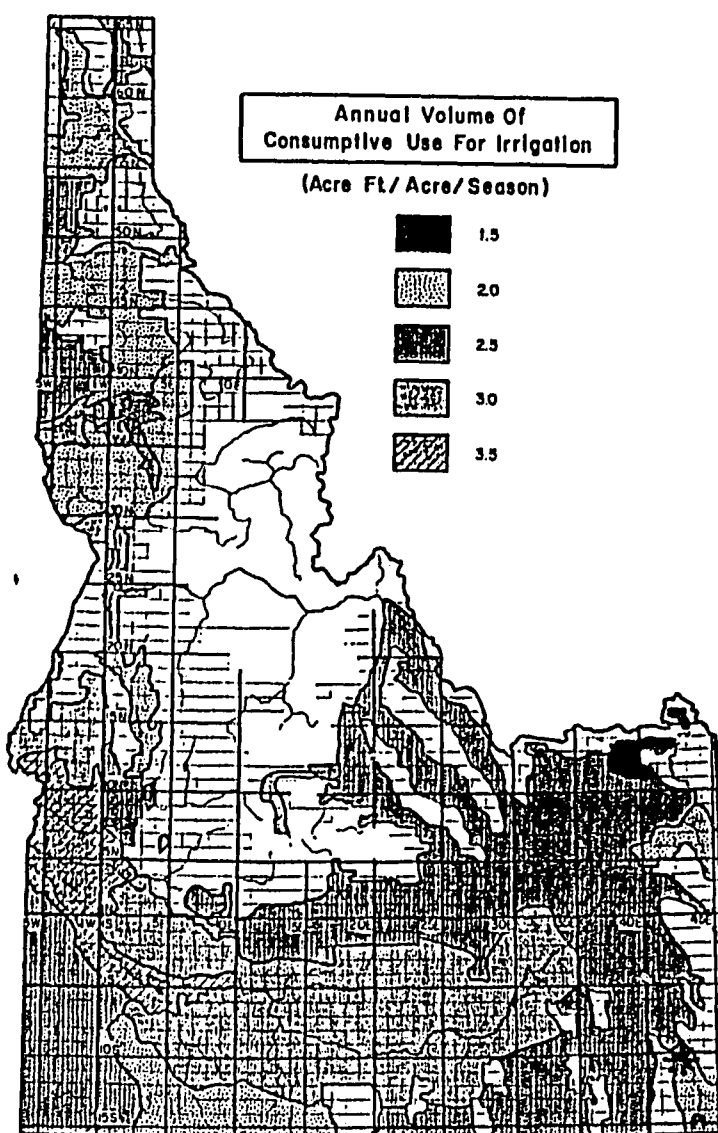
TO: FILE

FROM: LICENSE REVIEW

RE: CONSUMPTIVE USE VOLUME

=====

Volume allocation for irrigation under this right has been
recalculated to reflect consumptive use.



57 ACRES X 2 AFA = 114 AFA

May 16, 1989

CARL E. STODDARD
P.O. BOX 44
GEORGETOWN, ID 83239

RE: PERMIT NO. 11-07159

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED
DEC 24 1997

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) 11-07159
Adjudication Claim Number(s) _____
2. The following REQUIRED information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Carl E. + Elsie D. Stoddard
Box 44 Georgetown Idaho
4. New Owner/Claimant(s) DAVID A. STODDARD
Name connector (Check one): ☐ AND, ☐ OR, ☒ AND/OR
New Mailing Address Box 122
City, State and ZIP Code Georgetown IDAHO 83239
New Telephone Number (208) 847-2389
5. Date you acquired the property 2-22-75
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated 57 Number and type of stock 150 Sheep
Diversion rate in CFS ^{AVAILABLE} WATER Number of homes One Other uses NONE
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) David A. Stoddard Date 10/2/97
Pauline D. Stoddard Date 10-7-97
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

WARRANTY DEED

COPY

For Value Received,

CARL E. STODDARD and ELSIE D. STODDARD, husband and wife,
Of PO BOX 44, GEORGETOWN, County of BEAR LAKE, State of IDAHO, 83239,

THE GRANTOR(S),

do hereby, grant, bargain, sell, and convey unto

DAVID A. STODDARD and PAULENE D. STODDARD, husband and wife,
Of 172 FIRST 100 EAST, GEORGETOWN, County of BEAR LAKE, State of IDAHO, 83239,

THE GRANTEE(S),

For the sum of ten dollars and other good and valuable consideration, the following described tract of land in the County of BEAR LAKE, State of Idaho:

SEE ATTACHED EXHIBIT "A"

Subject to those certain Real Estate Mortgages as disclosed on Attached EXHIBIT "B"

To have and to hold the said premises, with their appurtenances unto the said Grantee(s), their heirs and assigns forever. And the said Grantor(s) hereby covenant to and with the said Grantee(s) that they are the owner(s) in fee simple of said premises; that they are free from all incumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED THIS 22nd DAY OF FEBRUARY, 1995.

Carl E. Stoddard
CARL E. STODDARD

Elsie D. Stoddard
ELSIE D. STODDARD

STATE OF IDAHO, COUNTY OF BEAR LAKE

On this 22nd day of February, 1995, before me a Notary Public in and for the State, personally appeared

CARL E. STODDARD and ELSIE D. STODDARD, husband and wife

known to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledge to me that they executed the same.

IN WITNESS WHEREOF, I hereunto set my hand and seal the day and year in the certificate first above written.

Ken B. Bask
Notary Public

Residing at: OVID, IDAHO

My Commission Expires: 12/01/00

95 FEB 23 AM 10 06
DEPUTY FEE
Cindy J. Bask

BEAR LAKE COUNTY RECORDER
JOAN P. ESOBN

161011

MAIL TAX NOTICE TO: **DAVID A. STODDARD AND PAULENE D. STODDARD**
172 FIRST 100 EAST, GEORGETOWN, ID 83239

161011

ATTACHMENT A

BEAR LAKE COUNTY, IDAHO:

Township 10 South, Range 43 EBM:

Section 35: Southeast Quarter; Southwest Quarter;
The South half of the Northeast Quarter and the
Southeast Quarter of the Northwest Quarter.

SAVING AND EXCEPTING THEREFROM THE FOLLOWING: Commencing at the Northwest Corner of the Northwest Quarter of the Southwest Quarter of Section 35, Township 10 South, Range 43 East, B.M., in Idaho; running thence South 33 rods; thence East 80 rods; thence North 33 rods; thence West 80 rods to the place of beginning.

AND ALSO EXCEPTING: That portion of the above described lands conveyed to the State of Idaho for public highway as disclosed by that certain Instrument, recorded November 29, 1945, under recorder's file No. 56654, in Book 39 of Deeds, page 419, records of Bear Lake County, Idaho.

ALSO: All of that portion of the following described land lying East of the State Highway as presently located as disclosed by that certain Instrument, recorded November 10, 1945, under recorder's file No. 56571 in Book 39 of Deeds, page 414, records of Bear Lake County, Idaho: Commencing at a point 60 rods West of the Southeast Corner of Government Lot Four (4) in Section 1, Township 11 South, Range 43 East, Boise Meridian in Idaho; running thence North 16 degrees 41 minutes West 81 rods, more or less, to the North boundary line of said Section 1; thence West 80 rods, more or less, to the Northwest corner of Lot 1, Section 2, said Township and Range; thence South 80 rods, more or less, to the Southwest corner of said Lot 1; thence East 100 rods, more or less, to the point of beginning.

Commencing at a point of the East side of State Highway, which point is 11 rods 7 1/2 feet, more or less, West of the Southeast Corner of the Southwest Quarter of Section 1, Township 11 South, Range 43 East of the Boise Meridian, Idaho, and running thence Northwesterly along said Highway, 60 rods; thence North 42 rods, more or less, to the North boundary line of the Southeast Quarter of the Southwest Quarter of said Section 1; thence West 28 rods, more or less, to the West boundary line of said Southeast Quarter of the Southwest Quarter of said Section 1; thence South 80 rods, more or less, to the Southwest Corner of the Southeast Quarter of the Southwest Quarter of said Section 1; thence East 68 rods 9 feet, more or less, to the place of beginning.

C. E. S.

P. O. S.

EXHIBIT "B"

161011

SUBJECT TO Real Estate Mortgage dated April 3, 1969, executed by Carl E. Stoddard and Elsie D. Stoddard, husband and wife, to the United States of America, acting through the Farmers Home Administration, United States Department of Agriculture, recorded April 3, 1969, as Instrument No. 92645.

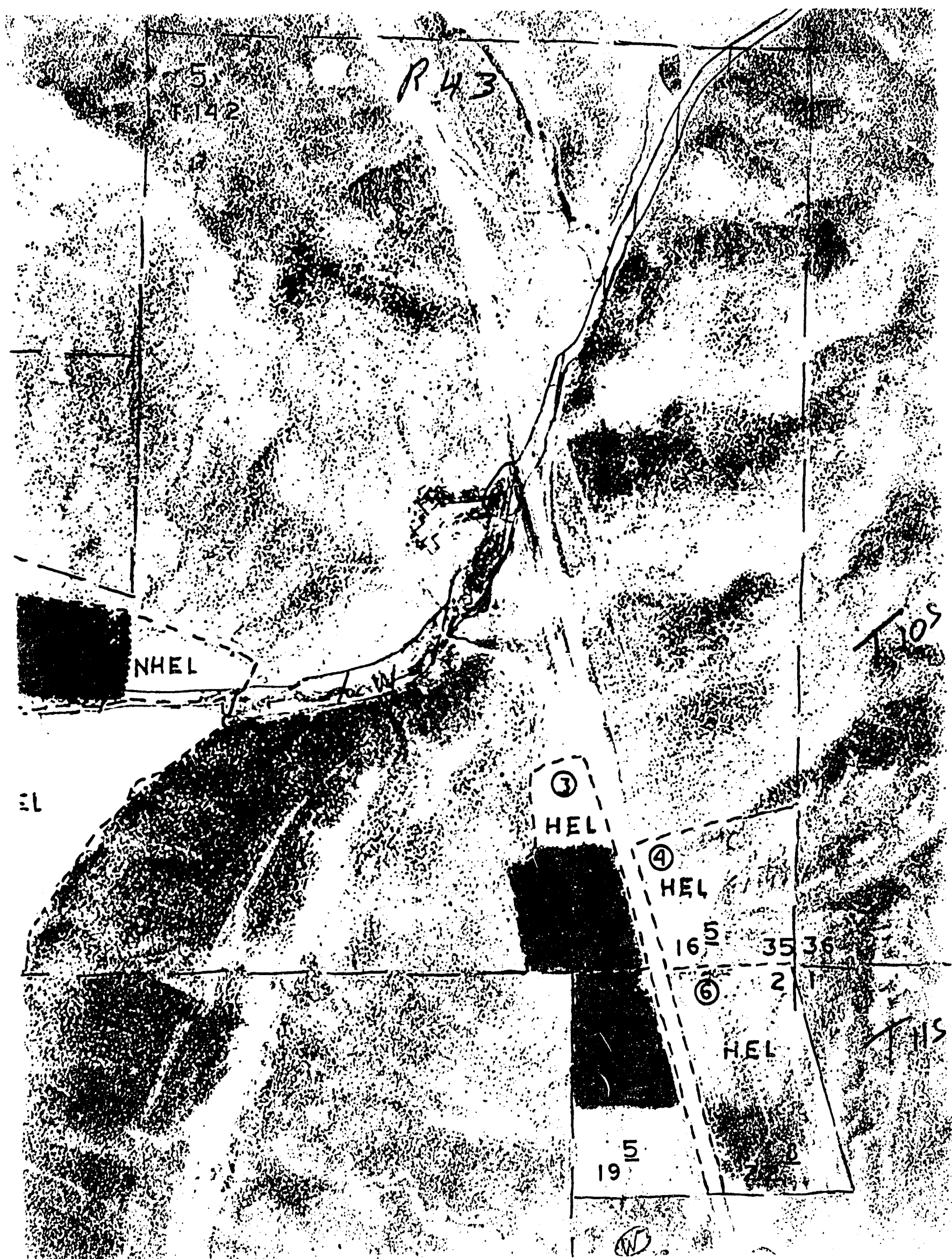
SUBJECT TO Real Estate Mortgage dated November 28, 1972, executed by Carl E. Stoddard and Elsie D. Stoddard, husband and wife, to the United States of America, acting through the Farmers Home Administration, United States Department of Agriculture, recorded December 8, 1972, as Instrument No. 99811.

SUBJECT TO Real Estate Mortgage dated February 18, 1976, executed by Carl E. Stoddard and Elsie D. Stoddard, husband and wife, to the United States of America, acting through the Farmers Home Administration, United States Department of Agriculture, recorded February 23, 1976, as Instrument No. 107472.

SUBJECT TO Real Estate Mortgage dated January 4, 1977, executed by Carl E. Stoddard and Elsie D. Stoddard, husband and wife, to the United States of America, acting through the Farmers Home Administration, United States Department of Agriculture, recorded January 7, 1977, as Instrument No. 110399.

SUBJECT TO Real Estate Mortgage dated January 19, 1978, executed by Carl E. Stoddard and Elsie D. Stoddard, husband and wife, to the United States of America, acting through the Farmers Home Administration, United States Department of Agriculture, recorded January 20, 1978, as Instrument No. 114337.

C.E.S.
E.D.S.





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

April 12, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DAVID A STODDARD
BOX 172
GEORGETOWN ID 83239

RE: Water Right 11-07159

Dear Mr. Stoddard:

The Department is in receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our records to reflect this change in ownership and a computer generated report is enclosed.

Just a reminder, because of a law that went into effect July 1, 1996, all water right owners are required to report change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee to the water right owner. If you have other water rights that haven't had the ownership updated please contact the department as soon as possible.

We are returning some paperwork that was sent to us that is not required for the ownership change.

If you have any questions regarding this matter, please feel free to contact me at (208) 327-7947.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt
Enclosures