

Identification No. 13 7204

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 Charles C. Izatt Phone: 427-6315
post office address Route #1, Box 149, Grace, Idaho 83241
2. Source of water supply unnamed springs which is a tributary of North Burton Creek
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32 Township 11 South
Range 40 East B.M. Caribou County; additional points of diversion if any: none
- b. If water is not consumed, it will be discharged into North Burton Creek at a point in SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32 Township 11 South Range 40 East B.M.
4. Water will be used for the following purposes:
Amount .04 cfs for culinary purpose from April 1 to Nov. 30 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .02 cfs for stock water 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)
5. Total quantity to be appropriated:
a. .06 cubic feet per second and/or
b. N/A acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. concrete head box at spring and pipe to place of use.
- b. Height of storage dam N/A 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 N/A inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 2 years.
b. Estimated construction cost is \$ 1,500.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32 Township 11 South
Range 40 East B.M.
(2) Amount of power to be generated: N/A hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 5 horses, possible emergency use for cattle.
(4) Name of municipality to be served N/A, or number of families to be supplied with domestic water _____.
(5) If water is to be used for other purposes describe: Domestic and culinary use for camping facilities and two summer cabins.

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

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. _____

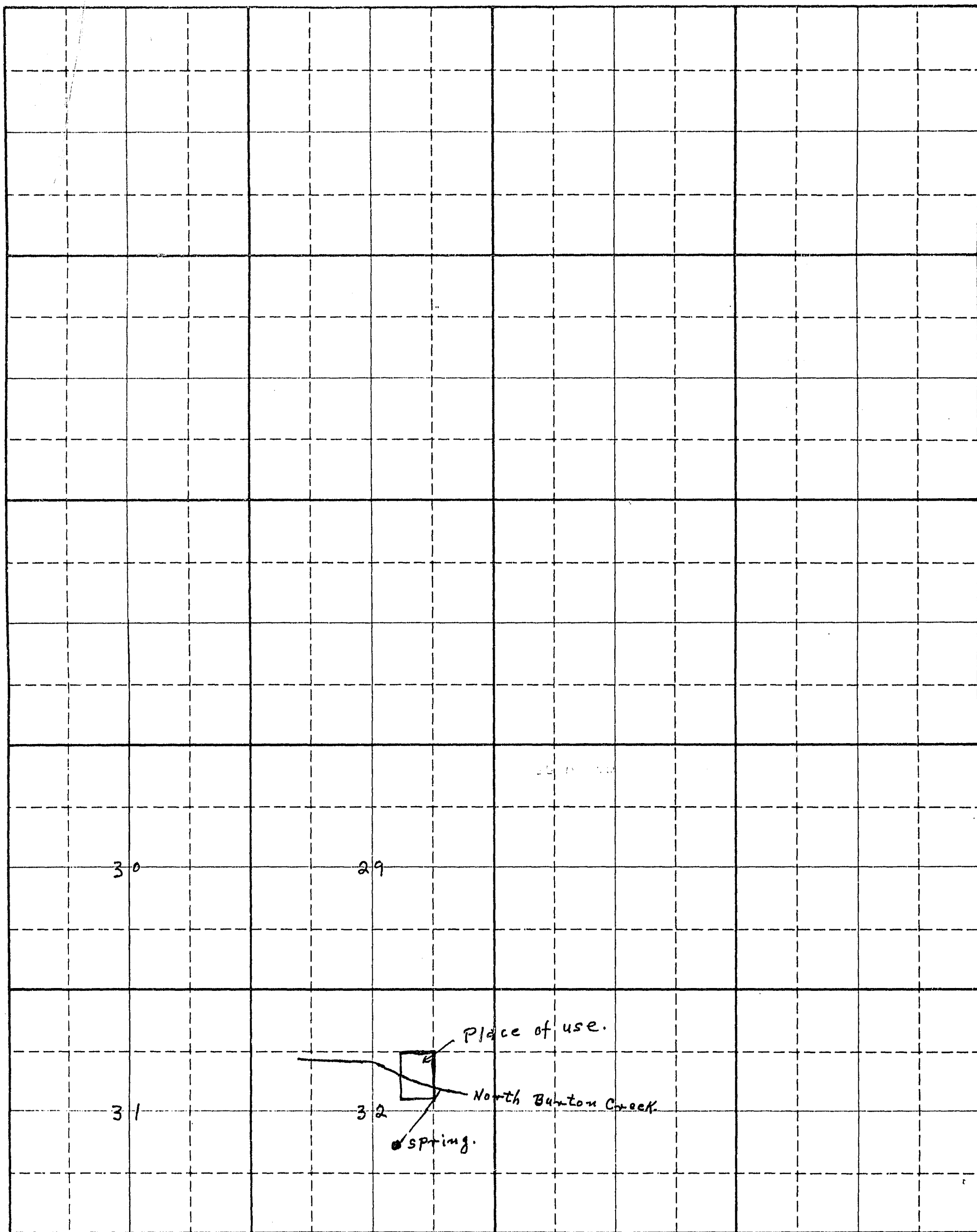
9. a. Who owns the property at the point of diversion Charles C. Izatt

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

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

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.

Charles C. Gatt
(Applicant)

Proposed Priority 7/14/77

Received by AW Date 7-14-77 Time 10:45A

Preliminary check by ARK Fee \$ 10⁰⁰

Receipted by AW Date 7-15-77 # 8270

Publication prepared by AW Date 7-21-77

Published in Payson County Journal

Publication dates July 28 + Aug. 4-1977

Publication approved me Date August 15, 1977

Priority reduced to _____ Reason _____

Protests filed by: H. K. Bartholme, C. A.

Markhart, J. C. Turner Protest settled
by agreement.

Copies of protests forwarded by cd

Hearing held by _____ Date _____

Recommended for approval denial by EMC. jg

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. 13-7204, 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 June 1, 19 80.
- c. Other: Use of water under this permit is subject to the control by the watermaster of State Water District No. 13, Bear River.

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

Witness my hand this 22ND day of May 19 78.

Norman C. Young
Administrator

RECEIVED

AUG 15 1977

Department of Water Resources
Eastern District Office

**NOTICE OF APPLICATION
FOR WATER PERMIT
NO. 13-7204**

Notice is hereby given that Charles C. Izatt, Grace, Idaho has on 7-14-77 submitted Application No. 13-7204 for a permit to appropriate 0.06 cubic feet per second of water from unnamed springs tributary to North Burton Creek by means of headbox and pipeline within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, T. 11S, R. 40E, B.M., Caribou County; to be used from Jan. 1 to Dec. 31 for stock-watering purposes for 5 horses and from Apr. 1 to Nov. 30 for domestic purposes for two summer cabins within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, T. 11S, R. 40E, 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 August 15, 1977.

C. STEPHEN ALLRED

Director

Published in the Caribou County Sun, Soda Springs, Idaho on July 28 and August 4, 1977.

**Affidavit of
Publication**

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his oath, states:

That he is Publisher of the Caribou County Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County, that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement;

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

for 2 successive weekly issues thereof, the date of the first publication being the

28th day of

July, 1977

The date of the last publication

being the 4th day of

August, 1977

Subscribed and sworn to before me this 5th day

of August, 1977

Wendy D. Steele

Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the

1st day of March

1980..

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Tzatt

☒ 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) ARK 7/14/77

In form to receipt yes

(2) ARK 7/14/77

Send Copies to:

na Idaho State Health Department

na Idaho Fish and Game Department

na Bureau of Land Management

(3) ARK 7/14/77

X Watermaster Beau River
na Request Special Use Permit from U.S.F.S.

na Request Easement from B.L.M.

na Request Information from Applicant

na Request Dam Safety Information

(4) ARK 7/14/77

In form for advertising yes

(5) ARK 7/14/77

Platted on Map No. Topo CC44

(6) ARK 7/14/77

Located within Water District No. 13

(7) ARK 7/14/77

Critical groundwater area: yes no X

(8) ARK 7/14/77

Groundwater levels:

Declining, X Stable, Increasing

(comment) No Obs Wells in area

(9) ARK 7/14/77

Other rights on the same place of use none

(10) ARK 7/14/77

Comments: None

(11) CW 8-15-77

Affidavit of Publication received (date) Aug. 15-1977

(12) CW 8-15-77

Final date for protests August 15-1977

Protests received: yes no

(13) EMC 5/05/78

All requested information received from agencies or applicant: yes no X (watermaster comments)

(14) EMC 5/05/78

Action recommended:

X Approve Deny

7/14/77 Proposed Priority

Reason for Reduction

No Measuring device required

See See attached sheet for other conditions of approval

No No special conditions for approval

(15) District Eastern

By Ernest Carlson Date 5/05/78

Watermaster Council
Beau River
RECEIVED
MAY 8 1978

Department of Water Resources

Memo

LEONARD O. KINGSFORD

ATTORNEY AT LAW

BOX 915

SODA SPRINGS, IDAHO 83276

To:

Idaho Dept. of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

REGARDING:

Charles C. Izatt

DATE:

July 13, 1977

Gentlemen:

Enclosed are the following:
Application for Permit
Claim to a Water right
Check No. 210 in the amount of \$20.00

Very truly yours,

Leonard O. Kingsford
LEONARD O. KINGSFORD

July 20, 1977

RE: Claim to water right No. 13-4051 and No. 13-7204

Charles C. Izatt
Rt. #1, Box 149
Grace, Idaho 83241

Dear Mr. Izatt:

Attached herewith is departmental receipt No. 8270 in the amount of \$20.00 for the above referenced applications.

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:CD

Attachment

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Charles C. Izatt,
Grace, Idaho

has on 7-14-77 submitted Application No. 13-7204
for a permit to appropriate 0.06 cubic feet per second XXXXXXXXXXXXXXXXXXXX
of water from unnamed springs tributary to North Burton Creek
by means of headbox and pipeline
within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, T. 11S, R. 40E, B.M., Caribou County;

to be used from Jan. 1 to Dec. 31 for stockwatering purposes for 5 horses and
XXX from Apr. 1 to Nov. 30 for domestic purposes for two summer cabins
for _____

within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, T. 11S, R. 40E, 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 _____
August 15, 1977

C. STEPHEN ALLRED
XXXXXXXXXXXXXXXXXXXX
R. KEITH HIGGINSON

Director

Published in the Caribou County Sun, Soda Springs, Idaho
on July 28 and August 4, 1977

*Rec'd
Me. D.*

July 22, 1977

RE: Application for Permit No. 13-7204

Mr. Russell Stoker, Watermaster
Water District 11
270 East 3rd North
Soda Springs, Idaho 83276

Dear Russ:

We are enclosing a copy of an application that may be of interest to your water district. Please review the application and if you have any comments, submit them to our Department as soon as possible. The last date of protest is August 15, 1977, and we are required to take final action shortly thereafter.

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

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:CD

Enclosure

July 22, 1977

RE: Application for Permit No. 11-7127 CITY OF SODA SPRINGS
13-7204 IZATT
25-7126 NUFFER
25-7127 DOCKSTADER
Claim to a Water Right No. 13-4051 IZATT

Caribou County Sun
P. O. Box 815
Soda Springs, Idaho 83276

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
Supervisor,
Eastern Region

Bill submitted 8-15-77 by CW

RDC:W

Enc: Legal Notice (8)

CONVERSATION MEMORANDUM

DATE 8-15-77FILE 13-7204NAME OF PARTY Steve TurnerEMPLOYEE Loy JohnsonRE: INTENT TO PROTEST

Steve Turner telephone wanting to protest the issuance of application for permit number 13-7204 in the name of Charles Izatt. Mr. Turner wanted to know, since this was the last date of protest, if we could accept his telephone call as an intent to protest and follow up with his written statement mailed today stating his reasons for protest against issuance of the above referenced application. He was informed we would accept this proposal.

NOTE: Mr. Keith Barthlome telephoned with the same request and talked to me. In turn I indicated what had been related to Mr. Turner; Mr. Barthlome will submit a protest that is being mailed this date.

(Allen)
8-15-77

RECEIVED

AUG 16 1977

Department of Water Resources
Eastern District Office

R.R. 1 Box 143

Grace, Idaho

83241

15 August 1977

Ron Carlson
Bureau of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

Dear Sir:

We are writing this letter to protest the
filing by Chuck Izatt (Charles) on North Burton
Creek Filing NO. 137-204.

Enclosed you will find a copy of the water
rights of the North Burton Creek watershed. These
rights have been transferred to C. A. Manhart
S.C. Turner and D.K. Barthlome.

We appreciate your prompt attention in this matter

Sincerely

Clifford Manhart
S.C. Turner
Mrs Keith Barthlome

C. A. Manhart
S. C. Turner
D. K. Barthlome

NORTH BURTON CREEK

RECEIVED

AUG 16 1977

261. John E. Martinson:
1880-May 1
1907-May 1

0.1 c.f.s.
2.5 c.f.s.

Department of Water Resources
Eastern District Office

To be diverted from said creek and/or Watercress Spring in the Southeast quarter of the Northwest quarter of Section 33, for the irrigation of 125 acres of land in the Northeast quarter of Section 33, the Northwest quarter of Northwest quarter of Section 34, and the South half of the Southwest quarter of Section 27, all in Township 11 South, Range 40 East, B. M.

262. L.A. Pond, J.T. Pond and David
Bartlome, known as Pond & Bartlome,
a partnership:
1880-May 1

5.0 c.f.s.-May 1st to May 15th,
4.0 c.f.s.-May 15 to October 1st,

To be diverted from said creek in the Northwest quarter of the Northeast quarter of Section 32, for the irrigation of 250 acres of land in the Southeast quarter of the Northwest quarter; the South half of the Northeast quarter; Northeast quarter of the Southeast quarter; South half of the Southeast quarter of Section 27, all in Township 11 South, Range 40 East, B. M. Also through a ditch diverting from said creek on the South side thereof in the Northwest quarter of the Northeast quarter of said Section 32, for the irrigation of the East half of the Southeast quarter of Section 33, the West half of the Southwest quarter, and the South half of the Northwest quarter of said Section 34, all in Township 11 South, Range 40 East, B. M.

263. Annie M. Christensen:
1887-June 1

0.6 c.f.s.

To be diverted from said creek in the Northeast quarter of the Northwest quarter of Section 33; for the irrigation of 30 acres of land in the Northeast quarter of said Section 33, Township 11 South, Range 40 East, B. M.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

August 17, 1977

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

C. Stephen Allred
Director

RE: Application for Permit No. 13-7204

Mr. Charles C. Izatt
Rt. #1, Box 149
Grace, Idaho 83241

Dear Mr. Izatt:

Enclosed is a copy of a protest filed against the issuance of a permit pursuant to your Application No. 13-7204. The Department suggests you contact the protestants directly in an effort to determine the nature of the protests and to attempt to resolve the protests.

If you do not advise us within twenty (20) days that the protests have been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

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

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

Sincerely,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:CD

Enclosure



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

August 17, 1977

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

C. Stephen Allred
Director

RE: Application for Permit No. 13-7204

Mr. S. C. Turner
Grace,
Idaho 83241

Dear Mr. Turner:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

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

Sincerely,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:CD



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

August 17, 1977

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

C. Stephen Allred
Director

RE: Application for Permit No. 13-7204

Mr. C. A. Manhart
Grace,
ID 83241

Dear Mr. Manhart:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

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4. Has the applicant sufficient financial resources with which to complete the project?

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

Sincerely,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:CD



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

August 17, 1977

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

C. Stephen Allred
Director

RE: Application for Permit No. 13-7204

Mr. D.K. Barthlome
Rt. #1, Box 139
Grace, ID 83241

Dear Mr. Barthlome:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
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4. Has the applicant sufficient financial resources with which to complete the project?

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

Sincerely,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:CD

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

In the Matter of Protests Against Approval
of Application for Permit No. 13-7204
in the name of CHARLES C. IZATT

NOTICE OF CONFERENCE
AND/OR HEARING

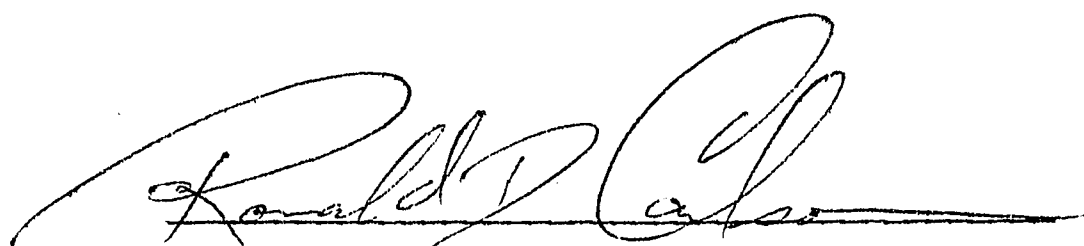
On July 14, 1977, Charles C. Izatt filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On August 15, 1977, the Department received a protest against approval of said application from C. A. Manhart, S. C. Turner, and D. K. Barthlome.

The Department has set the matter of protest for conference and/or hearing for Wednesday, August 31, 1977, at 9:00 a.m., in the Legion Room of the Caribou County Courthouse, Soda Springs, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestants may allow the Department without prejudice to dismiss the protests or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 18th day of August, 1977.



RONALD D. CARLSON
Supervisor,
Eastern Region

Name and Address of Sender

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
1515 LINCOLN ROAD
IDAHO FALLS, IDAHO 83401

Indicate type of mail:
☐ REGISTERED ☐ C.O.D.
☐ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.
POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET AND POST OFFICE ADDRESS	POSTAGE	FEE	R.R. FEE	HEST. DEL. FEE	ACTUAL VALUE	HANDLING CHARGE	REMARKS*
1	683 Carter, Silas W., 494 W. Main St., Pocatello, ID	13	60					11-2044
2	684 Wynn, David, 111 W. Main St., Pocatello, ID							11-1058
3	685 Hunt, Donald, 150 W. Main St., Pocatello, ID							"
4	686 Mayo, Robert, 111 W. Main St., Pocatello, ID					\$4.38		"
5	687 James, George, 111 W. Main St., Pocatello, ID					\$4.60		"
6	688 Wm. Allen, 111 W. Main St., Pocatello, ID					\$4.98		"
7								
8								
9								
10								
11	Not Uncertified to:							
12	James, George, 111 W. Main St., Pocatello, ID							13-2204
13	James, George, 111 W. Main St., Pocatello, ID							11-0548
14								11-1058
15	James, George, 111 W. Main St., Pocatello, ID							13-1202
16								
17								
18								
19								
20								

TOTAL NO. OF PIECES LISTED BY SENDER

6

TOTAL NO. OF PIECES RECD AT P.O.

6

POSTMASTER, PER (Name of receiving employee)

*Show under "Remarks" class postage paid if other than first or if international

APPLICATION FOR REGISTERED, REGISTERED C.O.D. AND CERTIFIED MAIL

(Declaration of value is required on international registered mail)

FORM MUST BE MADE OUT IN INK OR BALL POINT PEN

PS Form 3877, Dec. 1973

* U. S. GOVERNMENT PRINTING OFFICE: 1974-0-522-728

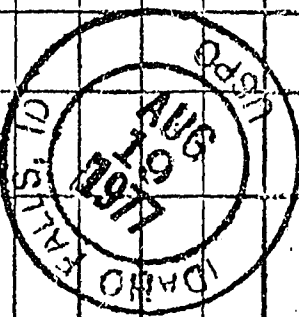
Name and Address of Sender

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
1515 LINCOLN ROAD
IDAHO FALLS, IDAHO 83401

Indicate type of mail:
☐ REGISTERED
☒ C.O.D.
☒ CERTIFIED

Apply stamp here if issued as certificate of mailing or for additional copies of this bill.
POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET AND POST OFFICE ADDRESS	POSTAGE	FEE	R.R. FEE	RENT. PER YR.	ACTUAL VALUE	HANDLING CHARGE	REMARKS
1	Harving Kent, 2223 Oak Trail, 27, Id.	13	60					15-70235-
2	Steve & Barbara, Box 8, Leim, Id.							15-70236
3	Alma (Black), 298 S. Main, Malad, Id.							15-70237
4	W. W. Brewster, 601 Main, Malad, Id.							"
5	W. W. Manning, P.O. Box 130, Coonville, Id.							"
6	Delbert Smith, 156 N. 20th St, Malad							"
7	Robert E. Smith, P.O. Box 130, Coonville, Id.							"
8	Charles J. Smith, 414, 1st St, Malad, Id.							13-7204
9	Almond B. Smith, P.O. Box 130, Coonville, Id.							"
10	W. W. Manning, P.O. Box 130, Coonville, Id.							"
11	W. W. Manning, P.O. Box 130, Coonville, Id.							"
12	W. W. Manning, P.O. Box 130, Coonville, Id.							"
13	Melvin B. Smith, P.O. Box 130, Coonville, Id.							71100548
14	W. W. Manning, P.O. Box 130, Coonville, Id.							"
15	W. W. Manning, P.O. Box 130, Coonville, Id.							"
16	W. W. Manning, P.O. Box 130, Coonville, Id.							13-7202
17	W. W. Manning, P.O. Box 130, Coonville, Id.							"
18	W. W. Manning, P.O. Box 130, Coonville, Id.							"
19	W. W. Manning, P.O. Box 130, Coonville, Id.							"
20	W. W. Manning, P.O. Box 130, Coonville, Id.							11-7042
TOTAL NO. OF PIECES LISTED BY SENDER		20						
TOTAL NO. OF PIECES REC'D AT P.O.		20						
POSTMASTER (Name of receiving employee)								



August 23, 1977

County Extension Agent
Caribou County Courthouse
Soda Springs, Idaho 83276

Gentlemen:

This is to confirm the use of the Legion Room in the Caribou County Courthouse for conference and/or hearing to be held by this office on Wednesday, August 31, 1977, beginning at 9:00 a.m.

Thank you for your cooperation in this matter.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

13-7204 - Charles Izatt

Legion Room, Caribou County Courthouse, Soda Springs, Idaho

August 31, 1977 - 9:00 a.m.

ROSTER OF ATTENDANCE

<u>Name</u>	<u>Address</u>	<u>Representing</u>
Clifford Menhart	R1 Box 137 Grace, Ida	self
Walter Bartelme	R1 Box 139 Grace, Idaho	self
SC Turner	RT #1 Box 143 Grace, Idaho	self
Randall C. Budge -	Transtrom & Budge - 240 S. Main Soda Springs, Id	Protestants.

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

In the Matter of Application for
Permit No. 13-7204 in the Name of
CHARLES C. IZATT

SHOW CAUSE ORDER

On July 14, 1977, Charles C. Izatt filed application for permit No. 13-7204 to appropriate 0.06 cubic feet per second of water from unnamed springs tributary to North Burton Creek, in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, T. 11S, R. 40E, B.M., Caribou County, to be used for culinary and stockwatering purposes. Notice of this proposed appropriation was published in the Caribou County Sun, Soda Springs, Idaho, on July 28 and August 4, 1977.

WHEREAS on August 16, 1977, the Department received protest against approval of said application from Clifford Manhart, S. C. Turner, and Mrs. Keith Barthlome.

A hearing concerning this matter was held on Wednesday, August 31, 1977, at 9:00 a.m., in the Legion Room of the Caribou County Courthouse, Soda Springs, Idaho, at which the applicant failed to appear.

IT IS, THEREFORE, HEREBY ORDERED that the applicant show cause on or before September 19, 1977, why Application for Permit No. 13-7204 should not be voided for failure of the applicant to appear at the hearing.

Dated this 2nd day of September, 1977.



RONALD D. CARLSON

Supervisor, Eastern Region

Name and Address of Sender

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
1515 LINCOLN ROAD
IDAHO FALLS, IDAHO 83401

Indicate type of mail:
☐ REGISTERED
☐ C.O.D.
☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.
POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET AND POST OFFICE ADDRESS	POSTAGE	FEE	R.R. FEE	POST. DEL. FEE	ACTUAL VALUE	HANDLING CHARGE	REMARKS
1	740	Convent (St. Camille), Thomas Grove Ave., Coletton, Id.	13	60				21-7130
2	741	Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						21-7130
3	742	Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						21-7130
4	743	Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						"
5	744	Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						"
6	745	Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						23-7024
7	746	Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						"
8	747	Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						23-7024
9	748	Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						13-7204
10	749	Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						"
11		Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						
12		Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						
13		Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						
14		Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						
15		Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						
16		Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						
17		Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						
18		Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						
19		Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						
20		Thompson's (St. Camille), Thomas Grove Ave., Coletton, Id.						

Form 317, Dec. 1973

APPLICATION FOR REGISTERED, REGISTERED C.O.D. AND CERTIFIED MAIL

(Declaration of value is required on international registered mail)

* U. S. GOVERNMENT PRINTING OFFICE: 1974-0-219-716

FORM MUST BE MADE OUT IN INK OR BALL POINT PEN

13-7204

8/31/77

CHARLES IZATT

Send show cause order.

Leonard Kingsford is Izatt's
ATTY & should have received
a copy of the hearing notice
It was sent me. (C)

13-7204

8/31/77

Applicant

Charles Izatt

Protestant

Clifford Manhart

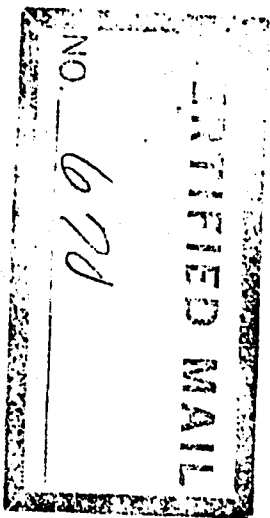
D.C. Turner

Keith Barthlome

Randy Budge - Representative - Attorney

Applicant did not appear

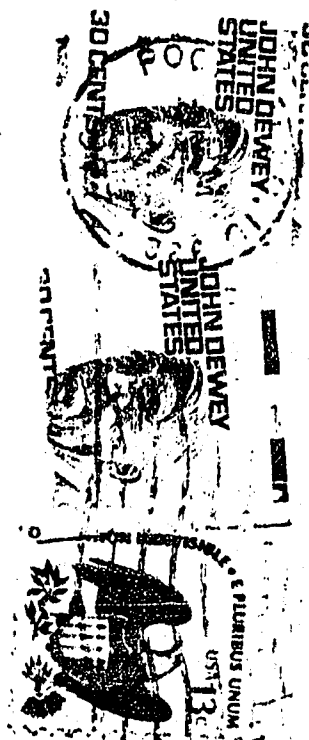
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
1515 Lincoln Road • Idaho Falls, Idaho
83401



RECEIVED
SEP 7 1977

Department of Water Resources
Eastern District Office

Mr. Charles C. Izatt
Route #1, Box 149
Grace, Idaho 83241



Department of Water Resources
Eastern District Office

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

In the Matter of Application for)
Permit No. 13-7204 in the Name of)
CHARLES C. IZATT)
Affidavit in Response to
Show Cause Order

STATE OF IDAHO)
: ss.
County of Caribou)

Charles C. Izatt, applicant in the above entitled proceeding, being first duly sworn, deposes and says:

That on August 30, 1977, he was working in the mountainous part of his ranch, and did not return to his home until the early afternoon of August 31, 1977. When he returned to his home, he found what was marked "Second Notice," from the Post Office, indicating that said post office was holding an item of certified mail for him.

Affiant immediately went to the post office, and there received an envelope, a photocopy of which is attached, containing a "Notice of Conference and/or Hearing", dated August 18, 1977.

Affiant, to the best of his knowledge, did not receive any prior notice from the post office, and therefore was not aware of the arrival of said Notice until after the time for the hearing therein set had passed.

Affiant therefore respectfully requests that his application be not dismissed, but that the same be re-set for hearing at a future date, convenient to the Department of Water Resources of the State of Idaho.

Further, affiant sayeth not.

Charles C. Izatt
CHARLES C. IZATT, Affiant

Subscribed and sworn before me this 6th day of September, 1977.

Helen B. Kingsford
NOTARY PUBLIC for the State of Idaho.
Residing at Soda Springs, Idaho.
Commission: Lifetime.

Memo

LEO. ARD O. KINGSFORD

ATTORNEY AT LAW

Box 915

SODA SPRINGS, IDAHO 83276

To:

Idaho Dept. of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

REGARDING:

Water Permit No. 13-7204 (Charles C. Izatt)

DATE:

9/6/77

Gentlemen:

Enclosed is Affidavit in Response to Show Cause Order and copy so attached. We are trying to arrange a meeting with the protestors in this matter.

RECEIVED
SEP 7 1977

Department of Water Resources
Eastern District Office

Very truly yours,

Leonard O. Kingsford
LEONARD O. KINGSFORD



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

September 8, 1977

Mr. Leonard O. Kingsford
Attorney at Law
Box 915
Soda Springs, ID 83276

Dear Mr. Kingsford:

We are in receipt of the affidavit from Charles B. Izatt showing cause why he failed to appear at the hearing scheduled for August 31, 1977. Our records indicate that as his attorney in this matter you were sent a certified copy of the hearing notice. It is not clear why you were unable to contact Mr. Izatt or notify the Department prior to the hearing that the applicant would not be available on the scheduled date. The Department will need these questions answered before deciding if there was reasonable cause for the applicant's failure to appear at the hearing.

Please contact this office concerning this matter as soon as possible.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:me

RECEIVED

MAY 4 1978

Department of Water Resources
Eastern District Office

AGREEMENT

THIS AGREEMENT, Made and entered into this 10th day of October, 1977, by and between Charles C. Izatt, hereinafter referred to as the Applicant, and Clifford A. Manhart, S. C. Turner and D. Keith Barthlome, hereinafter referred to as Protestors, all of Grace, Caribou County, Idaho, -

WITNESSETH: That Whereas Applicant filed an application to appropriate .06 c.f.s. of water from an unnamed spring, tributary to North Burton Creek, in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 32, Twp. 11 South, Range 40 East of the Boise Meridian, said application being numbered 13-7204, -

And Whereas the Protestors filed protests to said application, -

And Whereas the various items of controversy giving rise to said protests have been resolved by the parties, to their mutual satisfaction, -

Now, therefore, it is hereby agreed that the Protestors will all withdraw their protests, and, on the terms and conditions hereinafter contained do hereby withdraw said protests, and agree that said permit may be granted, on said agreed terms and conditions, as follows:

1. All of the appropriated waters not used by Applicant shall be returned to the natural stream flow, and shall be permitted to flow into North Burton Creek.
2. Applicant shall never make use of said appropriated water for use in more than two cabins.
3. No part of the water used for stock watering purposes shall be piped from, or used other than on, the premises described in said application.
4. No part of the water for which application has been made shall be used for irrigation purposes.
5. Nothing herein shall be considered to grant to Applicant any greater dignity of claim, or priority of use, other than the priority assigned by the granting of the application by the Idaho Department of Water Resources.

IN WITNESS WHEREOF, The parties hereto have set their hands and seals the day and year first above written.

Charles C. Izatt
CHARLES C. IZATT

Clifford A. Manhart
CLIFFORD A. MANHART

S. C. Turner
S. C. TURNER

D. Keith Barthlome
D. KEITH BARTHLOME

STATE OF IDAHO,)
 : ss.
County of Caribou.)

On this 28th day of April 1978, before me the undersigned a Notary Public in and for said County and State, personally appeared Charles C. Izatt, Clifford A. Manhart, S. C. Turner, and D. Keith Barthlome, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

Helen B. Kingsford
NOTARY PUBLIC for the State of Idaho.
Residing at Soda Springs, Idaho.
Commission: Lifetime.

Memo

LEONARD O. KINGSFORD

ATTORNEY AT LAW

Box 915

SODA SPRINGS, IDAHO 83276

To:

Ronald D. Carlson ✓
Department of Water Resources
1515 Lincoln
Idaho Falls, Idaho 83401

RECEIVED

REGARDING:

Permit No. 13-7204

MAY 4 1978

DATE:

5/3/78

Department of Water Resources
Eastern District Office

Dear Mr. Carlson:

Enclosed is a copy of the fully executed Agreement on the above
cited permit No.

Very truly yours,

Leonard O. Kingsford
LEONARD O. KINGSFORD

LOK:fav
enclos.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

May 23, 1978

Re: Permit No. 13-7204

Charles C. Izatt
Route #1
Box 149
Grace, ID 83241

Dear Mr. Izatt:

Enclosed is a copy of your approved Application for Permit No. 13-7204 We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF EXTENDING THE PROOF DUE
DATE IN CONNECTION WITH PERMIT NO. 13-7204
IN THE NAME OF CHARLES C. IZATT

ORDER

WHEREAS, on July 14, 1977, Charles C. Izatt applied to the Department of Water Resources for a permit to appropriate 0.06 cubic feet per second of water from unnamed springs tributary to the North Burton Creek to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, Twp. 11S, Rge. 40E B.M., Caribou County, to be used for culinary and stock-watering purposes; and,

WHEREAS, on May 22, 1978, the Department approved said application and issued Permit No. 13-7204 with the condition that proof of construction of works and application of water to beneficial use be submitted on or before June 1, 1980; and,

WHEREAS, on May 7, 1980, the Department received a request for an extension of time; and,

WHEREAS, it appears under the circumstances, the permit holder has been proceeding with reasonable diligence and has given good cause for delay;

IT IS, THEREFORE, HEREBY ORDERED that the time within which to submit proof of beneficial use of water under Permit No. 13-7204 be extended to June 1, 1981.

Dated this 29th day of May, 1980.

L. Glen Saxton
L. GLEN SAXTON

Chief, Operations Bureau

7

AB

INTER-DEPARTMENT MEMO — 1

FROM Colleen

DATE August 9, 1978

TO Jan Grover

SUBJECT Permit No. 13-7204

Conditions of approval states subject to control of watermaster,
State Water District 13, Bear River. The Bear River is Water
District 11. Do we have to make any changes?

Colleen

SIGNATURE

August 17, 1978

Re: Permit No. 13-7204

Charles C. Izatt
Route #1, Box 149
Grace, ID 83241

Dear Mr. Izatt:

Enclosed is a corrected copy of your newly issued Permit No. 13-7204. Please note that the watermaster condition on the fourth page of this permit has been changed to show that this permit is under the control of the Watermaster of State Water District No. 11, Bear River instead of Water District No. 13, Bear River.

We hope that this error has not caused you any inconvenience.

Sincerely,

KAY WALKER
Senior Clerk

KW/k
Enclosure

13, 1204

INTER-DEPARTMENT MEMO — 1

FROM Ernie

DATE 8-18-78

TO Jim Johnson

SUBJECT In reviewing our records concerning the application for permit by Charles Izatt on North Burton Creek, we find one other condition of approval should definitely be that the permit is subject to regulation by the water master of Water Department 11, Bear River.

I do not recall the agreement reached by the protestant and applicant; however, it may be wise to include a letter from us to the applicant explaining the above condition of approval. Specifically, that the water master delivers available water starting with the earliest priority and filling progressively later priority rights until the water supply is exhausted. A 1977 right would, therefore, be one of the first to be shut off. Consequently, they may wish to develop a more reliable source of water for use during the irrigation season.

Talked to MR. IZATH
By phone 8/22/78 J.S.

EMC

SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

IZATT, CHARLES C.
RT. 1 BOX 149
GRACE, ID 83241

104864

MARCH 31, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 13-7204 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JUNE 01, 1980. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY 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 POST CARD 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 WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

C. Izatt
Grace, Idaho 83241

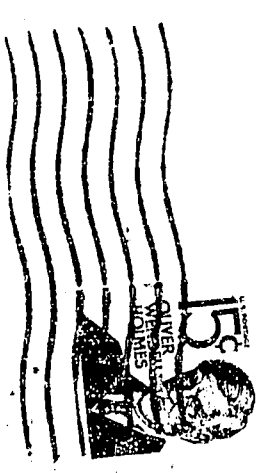
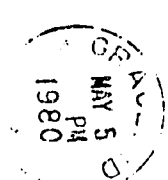
DEPARTMENT OF WATER RESOURCES
STATEHOUSE

BOISE,

IDAHO

#

83720



RECEIVED

MAY 7 1980

Grace, Idaho. Department of Water Resources
May 5, 1980

State of Idaho

Dept. of Water Resources.

Dear Sirs,

Your letter of March 31 at hand.

This is a request for an extension of time on my Water Permit No. 13-7204.

I have tapped the spring, and installed better than fifteen hundred feet of water pipe to the place it will be used.

The workmen I have engaged assure me the septic tank, the cellar, and the cement footings and foundation will be complete within about a week.

The road to the mountain is no more than ready for heavy loads, and because of labor problems, and added expense I respectfully request an extension of about another six months to try to finish the project.

Yours very truly,

Charles C. Gatt

cc/kh

June 4, 1980

Charles C. Izatt
Route 1, Box 149
Grace, ID 83241

Dear Mr. Izatt:

Re: Permit No. 13-7204

Enclosed is a copy of the order extending the time within which to submit proof of beneficial use to June 1, 1981.

The Department will notify you sixty days prior to that date.

Sincerely,

RITA FLECK
Sr. Secretary

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

IZATT, CHARLES C.
RT. 1 BOX 149
GRACE, ID 83241

108703

MARCH 31, 1981

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 13-7204 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JUNE 01, 1981. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY 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. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

EITHER THE BENEFICIAL USE POST CARD 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 WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENCLOSURES

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. 13-7204.

Name(s) of Permit Holder: Charles C. Izatt

Post Office Address: Rt. 1 Box 149

GRACE, Idaho 83241 Tel. No. 437-6315

Source of Water: unnamed spring tributary to the North Burton Creek

Extent of Use: ☒ Domestic 2 (number of households)
☒ Stockwater 5 Horses (number and type of stock)
☐ Irrigation _____ (acres)
☐ Other _____

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.

May 18, 1981
Date

Charles C. Izatt
Signature of Permit Holder



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

June 25, 1981

RE: Permit No. 13-7204

Charles C. Izatt
Rt. #1, Box 149
Grace, Idaho 83241

Dear Mr. Izatt:

We acknowledge receipt of the proof of beneficial use card submitted 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.

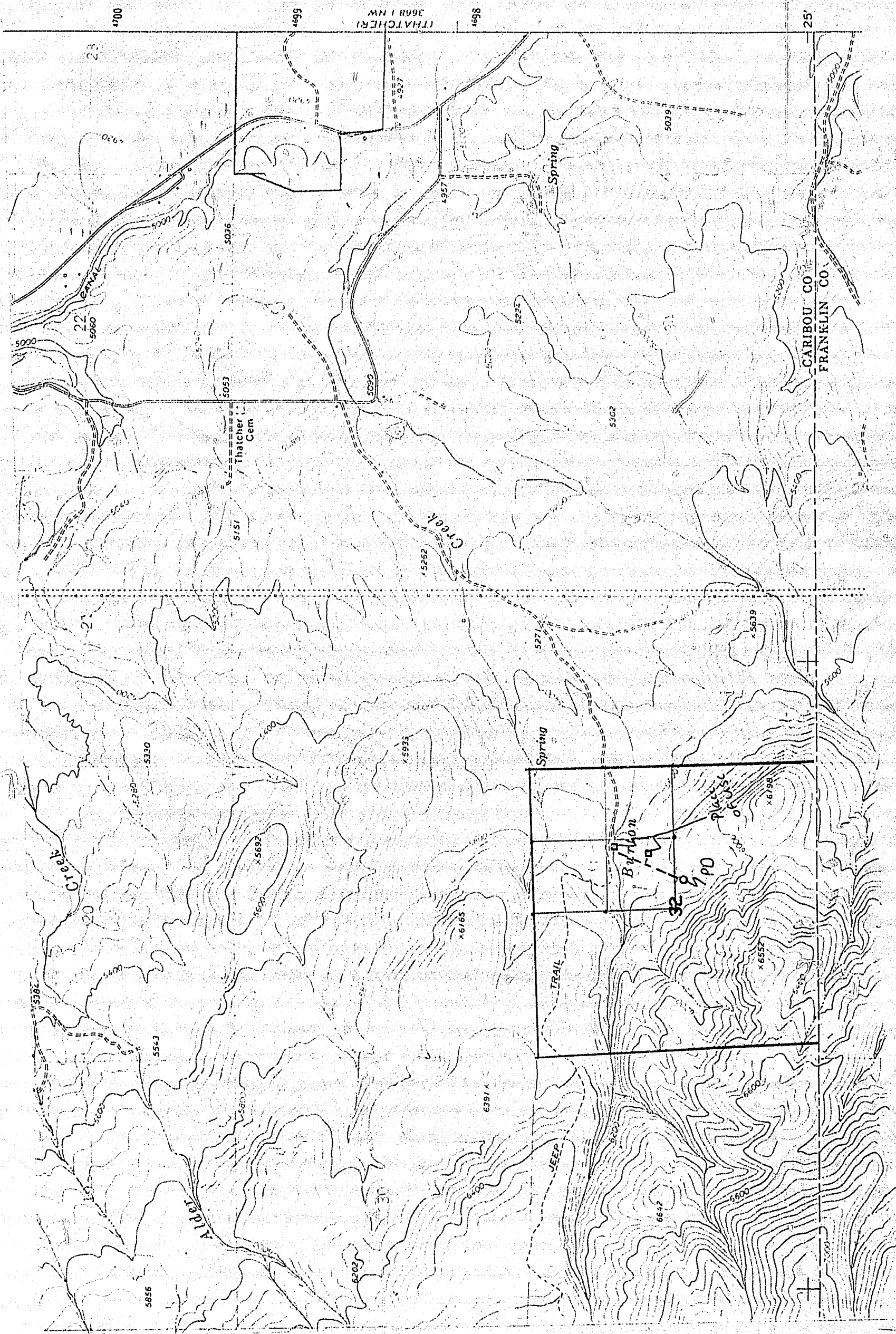
If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

HAROLD JONES
Sr. Resource Agent

HJ:cw

cc: IDWR - State Office



B-7204

13-7204
Permit No.

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made:			
(List Telephone No. used)			
☐ Appointment scheduled for:			
(Date, time, location)			

Date 9-16-81 Accompanied by Charles Izatt Total Q measured 0.04 cfs
If source is surface water, estimate total flow of source _____
Methods of measurement Bucket + Stopwatch Meets Permit requirements? _____

Measurement calculations:	2 gals / 6 sec. or 0.04 cfs
---------------------------	--------------------------------

[illegible]

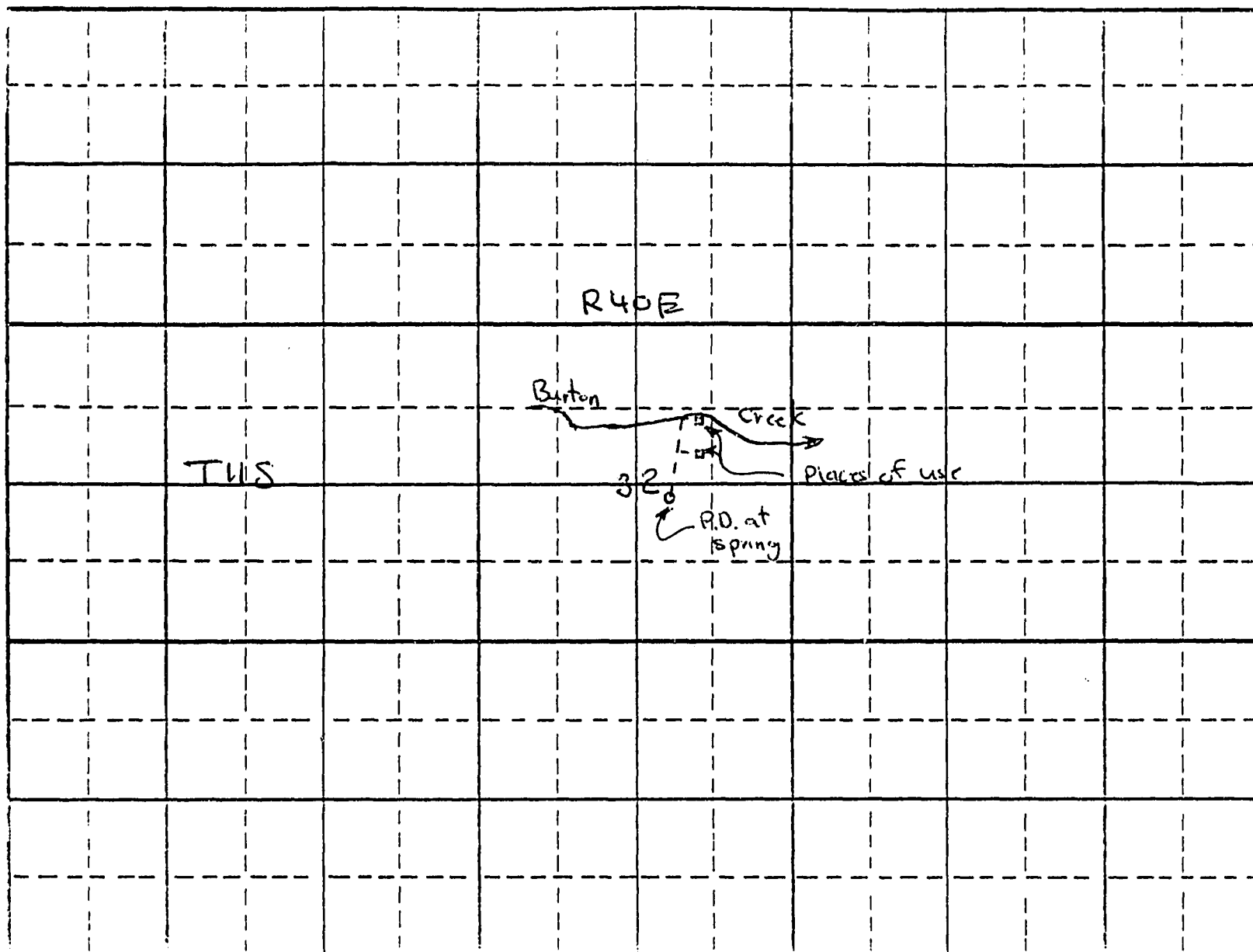
System Description gravity flow system from spring to cabin and campsite
stock water trough. This via buried plastic pipeline.

USE	Q (cfs)	V (afa)	FROM	TO
Domestic	0.04 ✓	1.2 ✓	April 1	Nov. 30
Stack	0.02 ✓	0.2 ✓	Jan. 1	Dec. 31
Total	0.04	1.4		

Remarks _____

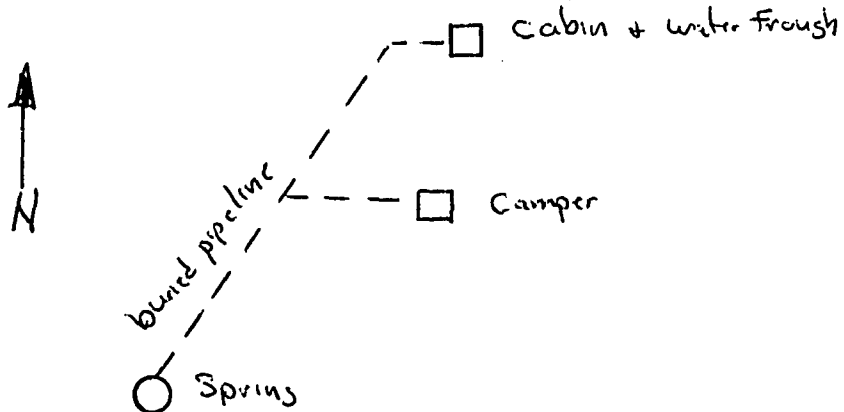
No Overlapping rights
Needs Bear River Water Mastering Candidate
Jan 11/10/89

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



✓ Point(s) of diversion: NW 1/4 SE 1/4 Sect 32 T11S R40E

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	
✓ T11S	R40E	32			X														

Recommended Amendments:

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Examiner's Signature

Checked by

Approved by

Date 10-22-81

Date 10-27-81

Date 11/4/81



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

November 9, 1981

RE: Permit No. 13-7204

Charles C. Izatt
Route #1, Box 149
Grace, ID 83241

Dear Mr. Izatt:

A representative of this Department has made an examination of the works covered by your Permit No. 13-7204, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.04 cfs Source: springs trib. to North Burton Creek

The maximum quantity diverted shall not exceed 1.4 acre feet per year.

Point(s) of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, Twp. 11S, Rge. 40E, Caribou County

Beneficial use: Domestic (1 unit) and stockwater uses within the SW $\frac{1}{4}$ NE $\frac{1}{4}$,
Sec. 32, Twp. 11S, Rge. 40E

Priority date established: July 14, 1977

Conditions (if any): Use of water under this license is subject to control
by the watermaster of State Water District No. 11, Bear River.

If you do not concur with these findings please contact us within 10 days, otherwise
a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

DN12

RECEIVED

LEONARD O. KINGSFORD
ATTORNEY AT LAW
Box 915
Soda Springs, Idaho 83276

NOV 27 1981

Department of Water Resources

November 24, 1981.

State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

RE: Permit No. 13-7204
Your letter of November 9, 1981

Gentlemen:

Mr. Izatt visited with me in connection with the above cited matter. He believes that your representative mixed an important fact during his inspection of the premises covered by the cited application.

Mr. Izatt requested water for 2 domestic units. Your inspector recognized only one unit. However, water is piped to, and is in use in connection with one unit, presently consisting of a cinder block cellar, with concrete floor and foundation. The cabin is not yet complete thereon, but septic tank and drain field is complete, and water is in fact used at that site.

Water is also used in a camper at a second site, approximately 100 yards from the site mentioned above. The camper is stationary, set on a cinder block foundation. It has been in place for approximately three years. This site was conveyed to Blake Lynn Allen and Loa Dawn Izatt Allen, son-in-law and daughter of the applicant, by gift deed dated March 31, 1980 and recorded April 23, 1980, as instrument No. 104647, microfilm records of Caribou County, Idaho. It was, however, one of the two units or contemplated units, owned by applicant, at the time of application, and was one of the units for which water was applied for. The water has actually been piped into said camper during the past year; but water has been used at the camper site since it was placed there, about 3 years ago.

Whether the second site should be licensed to Mr. Allen, now, may be an open question; but Mr. Izatt feels it should be covered under the original application, as it was one of the two sites intended to be covered, and was owned by applicant at the time of application.

Very truly yours,

Leonard O. Kingsford
LEONARD O. KINGSFORD

LOK/kb

November 30, 1981

RE: Permit No. 13-7204

Leonard O. Kingsford
Attorney at Law
Box 915
Soda Springs, ID 83276

Dear Mr. Kingsford:

Thank you for your letter of November 24, 1981, calling our attention to the discrepancies on the number of units using water under Permit No. 13-7204 in the name of Charles C. Izatt.

I have reviewed the field examiner's report and found that two units were indeed found to be using water. The number given in my letter of November 9, 1981, to Mr. Izatt should have been 2 units instead of one. Everything else in said letter is correct.

Assuming that Mr. Izatt found no other problems a license will be issued showing 2 units are using water for domestic purposes. If you have any questions please let me know.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
cc: Charles C. Izatt
Route #1, Box 149
Grace, ID 83241



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

December 1, 1981

RE: Permit No. 13-7204

Charles C. Izatt
Route #1, Box 149
Grace, ID 83241

Dear Mr. Izatt:

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Jim Johnson", is written over the typed name.

JIM JOHNSON
Water Distribution Supervisor

Enclosure

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 13-7204 Priority July 14, 1977 Amount 0.06 cfs

THIS IS TO CERTIFY, that Charles C. Izatt
of Grace, Idaho, has complied with the terms and conditions of Permit
No. 13-7204 issued pursuant to Application for Permit dated July 14, 1977,
and has submitted proof to the Department of Water Resources on May 20, 1981,
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 0.06 cfs of water from springs,
tributary to North Burton Creek, 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
Domestic	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>1.2</u> acre feet
(2 units)			
Stockwater	from <u>January 1</u> to <u>December 31</u>	at <u>0.02</u> cfs and	<u>0.2</u> acre feet
	from _____ to _____	at _____ cfs and	_____
(both dates inclusive)			

Subject, however, to the condition that no more than 0.06 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
1.4 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 32, Twp.
11S, Rge. 40E 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 $\frac{1}{4}$	
11S	40E	32			X														

Total number of acres irrigated _____

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

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 29 day of
January, 19 82.

Director

February 8, 1982

RE: Permit No. 13-7204

Charles C. Izatt
Route #1, Box 149
Grace, ID 83241

Dear Mr. Izatt:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure