

from 05-01 to 09-30  
STOCKWATER STORAGE (0.01  
AC-FT) from 01-01 to 12-31  
STOCKWATER FROM STORAGE  
(0.1 AC-FT) from 05-01 to 09-30  
Place of Use: SESW Sec 33 T 11S R 46E  
Diversion Means: STOCKPOND.

11-7230  
U.S. DEPT. OF AGRI.  
FOREST SERVICE, FEDERAL BLDG.,  
324 25TH ST., OGDEN, UT 84401  
Source: UNNAMED STREAM tributary  
to PREUSS CREEK  
Date Filed: 04-16-1981  
Amount: 0.02 CFS 0.1 AC-FT  
Diversion Point: SESW Sec 33 T 11S R  
46E, BEAR LAKE Co.  
Use: STOCKWATER (0.02 CFS)

from 05-01 to 09-30  
STOCKWATER STORAGE  
(0.1 AC-FT) from 01-01 to 12-31  
STOCKWATER FROM STORAGE  
(0.1 AC-FT) from 05-01 to 09-30  
Place of Use: SESW Sec 33 T 11S R 46E  
Diversion Means: STOCKPOND.

11-7231  
U.S. DEPT. OF AGRI.  
FOREST SERVICE, FEDERAL BLDG.,  
324 25TH ST., OGDEN, UT 84401  
Source: UNNAMED STREAM tributary  
to MILL CREEK  
Date Filed: 04-16-1981  
Amount: 0.02 CFS 0.1 AC-FT  
Diversion Point: SWSW Sec 13 T 13S R 42  
E, BEAR LAKE Co.  
Use: STOCKWATER (0.02 CFS)

from 07-01 to 09-30  
STOCKWATER STORAGE  
(0.1 AC-FT) from 01-01 to 12-31  
STOCKWATER FROM STORAGE  
(0.1 AC-FT) from 07-01 to 09-30  
Place of Use: SWSW Sec 13 T 13S R 42E  
Diversion Means: STOCKPOND.

11-7232  
U.S. DEPT. OF AGRI.  
FOREST SERVICE, FEDERAL BLDG.,  
324 25TH ST., OGDEN, UT 84401  
Source: HUCKLEBERRY SPRING tri-  
butary to DRY FORK MILL CREEK  
Date Filed: 04-16-1981  
Amount: 0.02 CFS  
Diversion Point: NWSW Sec 15 T 13S R  
42E, BEAR LAKE Co.  
Use: STOCKWATER (0.02 CFS)

from 01-01 to 12-31  
Place of Use: NWSW Sec 15 T 13S R 42E  
Diversion Means: HEADBOX & PIPE-  
LINE.

11-7233  
U.S. DEPT. OF AGRI.  
FOREST SERVICE, FEDERAL BLDG.,  
324 25TH ST., OGDEN, UT 84401  
Source: SPRING tributary to SINKS  
Date Filed: 04-16-1981  
Amount: 0.02 CFS 0.1 AC-FT  
Diversion Point: NENW Sec 20 T 13S R  
42E, BEAR LAKE Co.  
Use: STOCKWATER (0.02 CFS)

from 07-01 to 09-30  
STOCKWATER STORAGE  
(0.1 AC-FT) from 01-01 to 12-31  
STOCKWATER FROM STORAGE  
(0.1 AC-FT) from 07-01 to 09-30  
Place of Use: NENW Sec 20 T 13S R 42E  
Diversion Means: STOCKPOND.

11-7234  
U.S. DEPT. OF AGRI.  
FOREST SERVICE, FEDERAL BLDG.,  
324 25TH ST., OGDEN, UT 84401  
Source: UNNAMED STREAM tributary  
to CHEATBECK SINK  
Date Filed: 04-16-1981  
Amount: 0.02 CFS 0.1 AC-FT  
Diversion Point: SESW Sec 01 T 11S R  
41E, BEAR LAKE Co.  
Use: STOCKWATER (0.02 CFS)

from 06-01 to 09-30  
STOCKWATER STORAGE  
(0.1 AC-FT) from 01-01 to 12-31  
STOCKWATER FROM STORAGE  
(0.1 AC-FT) from 06-01 to 09-30  
Place of Use: SESW Sec 01 T 11S R 41E  
Diversion Means: STOCKPOND.

FOREST SERVICE, FEDERAL BLDG.,  
324 25TH ST., OGDEN, UT 84401  
Source: UNNAMED STREAM tributary  
to CHEATBECK SINK  
Date Filed: 04-16-1981  
Amount: 0.02 CFS 0.1 AC-FT  
Diversion Point: NENW Sec 12 T 11S R  
41E, BEAR LAKE Co.  
Use: STOCKWATER (0.02 CFS)

from 06-01 to 09-30  
STOCKWATER STORAGE  
(0.1 AC-FT) from 01-01 to 12-31  
STOCKWATER FROM STORAGE  
(0.1 AC-FT) from 06-01 to 09-30  
Place of Use: NENW Sec 12 T 11S R 41E  
Diversion Means: STOCKPOND.

11-7238  
U.S. DEPT. OF AGRI.  
FOREST SERVICE, FEDERAL BLDG.,  
324 25TH ST., OGDEN, UT 84401  
Source: SPRING tributary to NORTH  
CREEK  
Date Filed: 04-16-1981  
Amount: 0.02 CFS  
Diversion Point: SENW Sec 05 T 12S R  
42E, BEAR LAKE Co.  
Use: STOCKWATER (0.02 CFS)

from 01-01 to 12-31  
Place of Use: SENW Sec 05 T 12S R 42E  
Diversion Means: HEADBOX & PIPE-  
LINE

11-7239  
U.S. DEPT. OF AGRI.  
FOREST SERVICE, FEDERAL BLDG.,  
324 25TH ST., OGDEN, UT 84401  
Source: UNNAMED STREAM tributary  
to EMIGRATION CREEK  
Date Filed: 04-16-1981  
Amount: 0.02 CFS 0.1 AC-FT  
Diversion Point: SWNW Sec 21 T 12S R  
42E, BEAR LAKE Co.  
Use: STOCKWATER (0.02 CFS)

from 06-01 to 09-30  
STOCKWATER STORAGE  
(0.1 AC-FT) from 01-01 to 12-31  
STOCKWATER FROM STORAGE  
(0.1 AC-FT) from 06-01 to 09-30  
Place of Use: SWNW Sec 21 T 12S R 42E  
Diversion Means: STOCKPOND.

11-7240  
U.S. DEPT. OF AGRI.  
FOREST SERVICE, FEDERAL BLDG.,  
324 25TH ST., OGDEN, UT 84401  
Source: UNNAMED STREAM tributary  
to CHEATBECK SINK  
Date Filed: 04-16-1981  
Amount: 0.02 CFS 0.1 AC-FT  
Diversion Point: NESW Sec 01 T 11S R  
41E, BEAR LAKE Co.  
Use: STOCKWATER (0.02 CFS)

from 06-01 to 09-30  
STOCKWATER STORAGE  
(0.1 AC-FT) from 01-01 to 12-31  
STOCKWATER FROM STORAGE  
(0.1 AC-FT) from 06-01 to 09-30  
Place of Use: NESW Sec 01 T 11S R 41E  
Diversion Means: STOCKPOND.

13-7322  
U.S. DEPT. OF AGRI.  
FOREST SERVICE, FEDERAL BLDG.,  
324 25TH ST., OGDEN, UT 84401  
Source: GREEN PASS SPRING tri-  
butary to SINKS  
Date Filed: 04-16-1981  
Amount: 0.02 CFS  
Diversion Point: NESE Sec 18 T 13S R  
42E, BEAR LAKE Co.  
Use: STOCKWATER (0.02 CFS)

from 01-01 to 12-31  
Place of Use: SWSW Sec 17 T 13S R 42E  
Diversion Means: HEADBOX & PIPE-  
LINE.

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 Depart-  
ment of Water Resources, 150 Shoup  
Ave., Idaho Falls, Idaho 83401 on or  
before MAY 25, 1981.

A. KENNETH DUNN  
Director

Published 5-07 & 5-14-81.

5-07, 5-14  
271 LINES

RECEIVED

JUN 9

Department of Water Resources  
Eastern District Office

5-8-81

Sir,

To whom it may concern we  
The People of The Ovid Canal Company  
of Bear Lake County. Are protesting  
The filing of The following Application  
for water right on following filings;

Number 11-7234

11-7237

11-7238

11-7239

11-7240

U.S.F.S. No. by EWC 5/11/81

012-136

012-137

012-102

012-101

012-135

This water in These Tributaries has  
been filed on by Ovid Canal Company.

Respectfully

Randy L. Carlson

Ovid, Idaho 83260

Pres. Ovid Canal Company

RECEIVED

MAY 11 1981

Department of Water Resources  
Eastern District Office

Proposed Priority 4/16/1981

Received by KW Date 4/16/81 Time \_\_\_\_\_  
Preliminary check by \_\_\_\_\_ Fee \$ V 2520. 30<sup>00</sup>  
Receipted by KW Date 5/18/81 # 17660  
Publication prepared by KW Date 4/30/81  
Published in Newsp. Examiner  
Publication dates 5/07 & 5/14/81  
Publication approved KW Date 6/22  
Protests filed by: Quint Canal Company

Protest withdrawn 7/10/81

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

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

Recommended for approval denial by EMC. RC

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. 11-7234, and said application is hereby APPROVED.

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

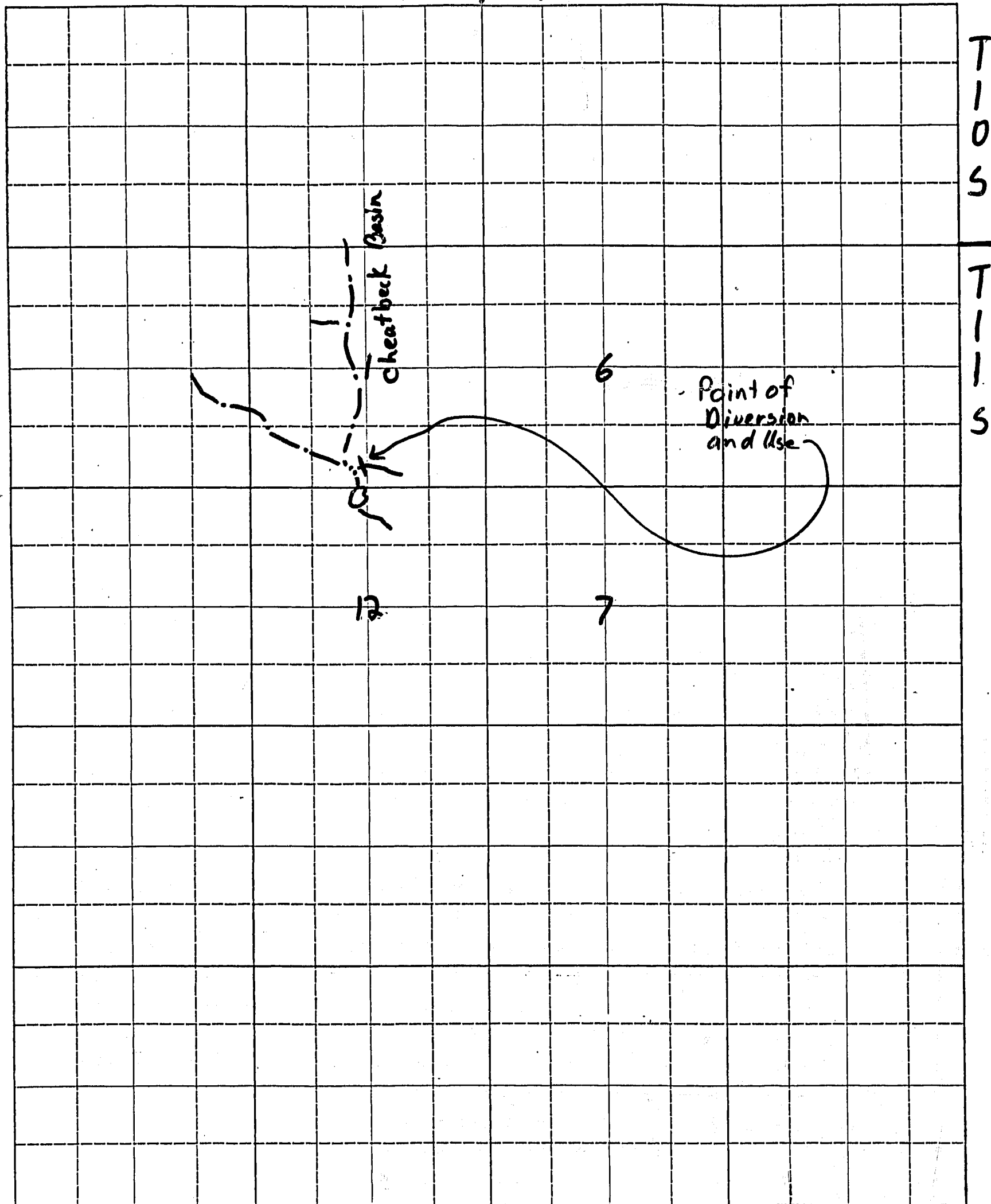
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 19 86.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: Use of water under this permit is subject to control by the watermaster of State Water District No. 11, Bear River.

Witness my hand this 26<sup>th</sup> day of August, 19 81.

A. Glen Saxton  
Chief, Operations Bureau

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

R41E | R42E



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. **United States of America-Forest Service**

*Paul J. Baird*  
 (for) L. KENT MAYS, JR. (Applicant) Deputy Regional Forester,  
 Resources

APR 11 1961

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

| TWP | RANGE | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|-----|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|     |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

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

c. Describe any other water rights used for the same purposes as described above. N.A.

9. a. Who owns the property at the point of diversion United States Government, Administered by USDA Forest Service

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

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 This water development is located on Eightmile Cattle Allotment which has 5 water developments for watering 316 cattle, and biggame, upland game, and non-game wildlife.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

**APPROVED**

To appropriate the public waters of the State of Idaho

1. Name of applicant United States of America, Forest Service Phone (801) 626-3561

Post office address 324 25th Street, Ogden, Utah 84401

2. Source of water supply Unnamed Stream which is a tributary of Cheatbeck Sink

3. Location of point of diversion is SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 1 Township 11S

Range 41E B.M. Bear Lake County, additional points of diversion if any: \_\_\_\_\_

012-136

4. Water will be used for the following purposes:

Amount .1AF for Storage for Stockwater purposes from January 1 to December 31 (both dates inclusive)  
(cfs or acre-feet per annum) Stockwater

Amount .1AF for from Storage purposes from June 1 to Sept 30 (both dates inclusive)  
(cfs or acre-feet per annum)

Amount .02cfs for Stockwater purposes from June 1 to Sept 30 (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. .02 cubic feet per second and/or b. .1 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Stockpond

b. Height of storage dam 8 feet, active reservoir capacity .1 acre-feet; total reservoir capacity .1 acre-feet, materials used in storage dam: existing soil

Period of year when water will be diverted to storage January 1 to December 31 inclusive.  
(Month/Day) (Month/Day)

c. Proposed well diameter is N.A. 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: SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 1 Township 11S

Range 41E B.M.

(2) Amount of power to be generated: N.A. horsepower under \_\_\_\_\_ feet of head.

(3) List number of each kind of livestock to be watered 316 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: N.A.

11-2234

U.S. DEPT. OF AGRI.

FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401

Source: UNNAMED STREAM tributary to CHEATBECK SINK

Date Filed: 04/16/1981

Amount: 0.02 CFS      0.1 AC-FT

Diversion Point: SESW Sec 01 T 11S R 41E, BEAR LAKE Co.

|                         |             |                     |
|-------------------------|-------------|---------------------|
| Use: STOCKWATER         | (0.02 CFS)  | from 06/01 to 09/30 |
| STOCKWATER STORAGE      | (0.1 AC-FT) | from 01/01 to 12/31 |
| STOCKWATER FROM STORAGE | (0.1 AC-FT) | from 06/01 to 09/30 |

Place of Use: SESW Sec 01 T 11S R 41E

Diversion Means: STOCKPOND.

May 15, 1981

RE: Applications for Permits No. 11-7234, 11-7237, 11-7238, 11-7239,  
11-7240 U.S. FOREST SERVICE

Randly L. Carlsen, President  
Ovid Canal Company  
Ovid, Idaho 83260

Dear Mr. Carlsen:

Your protest against the approval of the above referenced applications 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 applications 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?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

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

Very truly yours,

RONALD D. CARLSON  
Eastern Regional Supervisor

RDC:cw:kw

cc: IDWR - State Office

May 15, 1981

RE: Applications for Permits No. 11-7234, 11-7237, 11-7238  
11-7239, 11-7240

United States of America  
Forest Service  
324 25th Street  
Ogden, Utah 84401

Gentlemen:

Enclosed is a copy of a protest filed against the issuance of the above referenced applications for permits. The Department suggests you contact the protestant directly in an effort to determine the nature of the protest 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 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 purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

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

Very truly yours,

RONALD D. CARLSON  
Eastern Regional Supervisor

RDC:cw:kw

Enclosure

cc: IDWR - State Office

May 18 - 1981

Department of Water Resources

We the East Liberty Irrigation  
Ditch Co. protest the proposed  
amending permit of filing on  
water # 117239 and tributary's  
to Emigration Creek.

We also protest the permit  
of filing on water # 117238  
and tributary's to North Creek.

Pres. Brad Hyman

RECEIVED

MAY 20 1981

Department of Water Resources  
Eastern District Office

RECEIVED

MAY 5

Department of Water Resources  
Eastern District Office



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
EASTERN REGION

John V. Evans  
Governor

C. Stephen Allred  
Director

525-7161  
150 Shoup  
Idaho Falls, ID 83401

May 28, 1981

Rao Hymas  
Box 47  
Ovid, Idaho 83260

RE: Applications for Permit 11-7238 & 11-7239 U.S. Forest Service

Dear Mr. Hymas:

The Department is in receipt of your letter dated May 18, 1981, concerning applications for permit 11-7238 and 11-7239 by the U.S. Forest Service. Although it will be accepted as a protest against granting the applications, in order for the Department and the applicant to evaluate the situation, we need to be apprised of the reasons for your objection.

We would, therefore, appreciate receiving additional correspondence from you explaining your reasons for protesting the Forest Service applications.

Respectfully submitted,

*Ernest Carlson*  
ERNEST M. CARLSEN  
Sr. Resource Analyst

EMC:brs



**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
EASTERN REGION

John V. Evans  
Governor

150 Shoup Ave.

--1515 Lincoln Road--  
Idaho Falls, Idaho 83401  
(208) 523-7166-  
525-7161

C. Stephen Allred  
Director

June 1, 1981

012-102 012-101

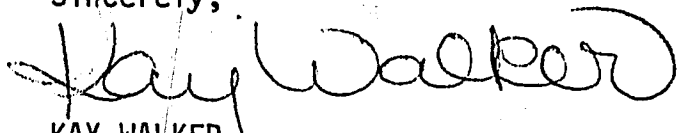
RE: Applications for Permit Nos. 11-7238 and 11-7239

U.S. DEPT. OF AGRI.  
FOREST SERVICE  
Federal Bldg.  
324 25th St.  
Ogden, UT 84401

Gentlemen:

Enclosed herewith is a copy of an additional protest against approval of the above referenced applications. Also enclosed is a copy of the letter we returned to the protestant for your review.

Sincerely,

  
KAY WALKER  
Secretary

KW:k  
Enclosures

May 19, 1951

Dear Sir:

As President of the Mill Canyon Irrigation Company we hereby agree to the application of water rights on permit #1

11-7231 #012-162

11-7232 #012-138

11-7233 #012-158

13-7322 #012-157

This water has been filed on and is in use.

Sincerely,  
President Mill Canyon Irrigation

Sam R. Hyman

Box 27-A  
Chubb, Idaho 83260  
945-2076

RECEIVED

MAY 21

Department of Water Resources  
Eastern District Office



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES  
EASTERN REGION

John V. Evans  
Governor

May 22, 1981

525-7161  
150 Shoup  
Idaho Falls, ID 83401

C. Stephen Allred  
Director

RE: Applications for Permits No. 11-7231, 11-7232, 11-7233, 13-7322

U. S. Forest Service  
324 25th Street  
Ogden, Utah 84401

Gentlemen:

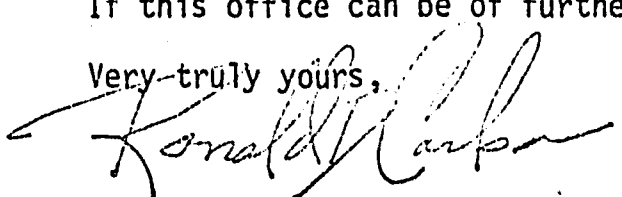
Enclosed is a copy of a protest filed against the issuance of a permit pursuant to the above referenced applications. The Department suggests you contact the protestant directly in an effort to determine the nature of the protest and to attempt to resolve the protest.

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 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 purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

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

Very truly yours,

  
RONALD D. CARLSON  
Eastern Regional Supervisor

RDC:cw:kw

Enclosure

cc: IDWR - State Office

5-20-81

Protest by  
Randy L. Gilken 945-2564  
Ovid Coal Company  
Ovid Id. 52060

D2

PWI 012 101 Sec 21 T12S R42E 1974 ✓  
Summit Pond - Emigration Cyn.

102 Sec 5 T12S R42E 1975 ✓  
Grander Hel. - Trough - North Cyn.

135 Sec 1 T11S R41E 1974 ✓  
Pond - Cheatbrook #1 - Cheatbrook Basin

136 Sec 1 T11S R41E 1974 ✓  
Cheatbrook Pond 2 - Cheatbrook Basin

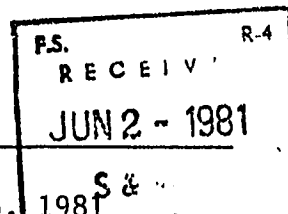
137 Sec 12 T11S R41E 1974 ✓  
Cheatbrook Pond 3 - Cheatbrook Basin

SINK  
AREAS



United States  
Department of  
Agriculture

Caribou NF  
Forest  
Service



Reply to: 2540 Water Uses and Development

Date: May 28, 1981

Subject: Protest of Permits - Ovid Canal Company

To: Regional Forester  
Attn: Director, Soil and Water Management

On May 28, I called Mr. Carlson and discussed the possible resolution of the Ovid Canal Company protest of our water rights applications in Bear Lake County. We agreed that Ranger Wendell Johnson at Montpelier would be invited to the next canal company meetings and resolve the question.

Mr. Carlson will contact Ranger Johnson; after the meeting we will inform you of the resolution. We anticipate no need for a hearing.

*Frank J. Beith*

for CHARLES J. HENDRICKS  
Forest Supervisor

11-7234, 7237, 7238, 7239, and 7240

Enclosures

RECEIVED

JUN 11 1981

Department of Water Resources  
Eastern District Office



UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE  
324 25th Street  
Ogden, UT 84401

2540

JUN 9 1981



Mr. Ronald D. Carlson  
Eastern Regional Supervisor  
Idaho Department of Water Resources  
150 Shoup Avenue  
Idaho Falls, ID 83401

Dear Mr. Carlson:

We are writing to you concerning the protests of our applications made by the following:

Ovid Canal Company, 11-7234, 7237, 7238, 7239, and 7240,  
Randy L. Carlson.

Mill Canyon Irrigation Company, 11-7231, 7232, 7233, and  
7322, Terry R. Hymas.

East Liberty Irrigation Ditch Company, 11-7238 and 7239,  
Rao Hymas.

The Forest Service local representative has either been in contact, or will be soon, with all of the parties involved in the above protests. At the present time, we feel that all of the protests can be resolved without a hearing. However, because of the number of parties involved, it is unlikely that resolution of the protests can be achieved within the twenty (20) day limit. Therefore, we request a thirty (30) day extension of time to resolve these protests.

Thank you for your assistance.

Sincerely,

*L. Kent Mays, Jr.*  
L. KENT MAYS, JR.  
Deputy Regional Forester  
Resources

RECEIVED

JUN 11 1981

Department of Water Resources  
Eastern District Office



United States  
Department of  
Agriculture

Forest  
Service

Caribou NF

Suite 201, Federal Building  
Pocatello, Idaho 83201

Reply to 2540

Date: July 2, 1981

Mr. Ronald D. Carlson  
Eastern Region Supervisor  
Idaho Department of Water Resources  
150 Shoup  
Idaho Falls, Idaho 83401

Dear Mr. Carlson:

Caribou National Forest personnel have met with several individuals protesting water use applications submitted by the Forest to your office. Attached are letters written by Messrs. Terry Hymas, Rao Hymas, and Randy Carlson indicating that their protests have been resolved.

The protests had been filed on the following water uses:

Mr. Terry Hymas, Mill Canyon Irrigation Company, 11-7231, 7232, 7233, and 13-7322. *OK*

Mr. Rao Hymas, East Liberty Irrigation Ditch Company, 11-7238 and 7239.

Mr. Randy Carlson, Ovid Canal Company, 11-7234, 7237, 7238, 7239, and 7240. *OK*

Sincerely,

*Frank G. Beitia*  
FRANK G. BEITIA  
Branch Chief, Soils and Water

Enclosures

RECEIVED

JUL 6 1981

Department of Water Resources  
Eastern District Office



FS-6200-11 (U-80)

3.

6-24-81

Forest Service;

As President of Ooid Canal Company  
we formally withdraw our protest against  
The Forest Service filing on Numbers  
11- 7234 ; 7237 ; 7238, 7239 ; 7240.  
as The matter has been settled with  
us and The Forest Service.

Randy L. Carlson  
President Ooid Canal Company

RECEIVED

JUL 10 1981

Department of Water Resources  
Eastern District Office

July 15, 1981

RE: Applications for Permits No. 11-7234, 7237, 7238, 7239, 7240

Mr. Randy Carlson, President  
Ovid Canal Company  
Ovid, Idaho 83260

Dear Mr. Carlson:

This is to acknowledge receipt of your withdrawal of protest against approval of the above referenced applications. The Department will take no further action in setting a hearing in this matter.

If you have any questions concerning this matter, please feel free to contact this office.

Very truly yours,

ERNEST CARLSEN  
Assistant Regional Supervisor

EC:cw

8  
July 14, 1981

RE: Applications for Permits No. 11-7231, 7232, 7233, 7234, 7237,  
11-7238, 7239, 7240, 13-7322

U. S. Forest Service  
Frank G. Beitia  
Caribou National Forest  
Suite 294, Federal Building  
Pocatello, Idaho 83201

Dear Mr. Beitia:

This is to advise you that Terry Hymas, Rao Hymas, and Randy Carlson have withdrawn their protest against approval of the above referenced applications. The Department will take no further action in setting a hearing in this matter and has resumed the processing of your applications.

If you have any questions concerning this matter, please feel free to contact this office.

Very truly yours,

ERNEST CARLSEN  
Assistant Regional Supervisor

EC:cw

cc: Forest Service, Ogden

State of Idaho  
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

11 7234

INITIAL REVIEW BY: SK

APPLICATION NUMBER: USEFS  
11-7234

CHECK:

- ☒ Source.  
☒ Point of diversion.  
☒ County.  
☒ Quantity of water and period of use.  
☒ Description of diverting works.  
☒ Time required for beneficial use of water.  
☒ Place of use or acres irrigated.  
☒ Map.  
☒ Signature.  
☒ 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 Watermaster 11-A \_\_\_\_\_

PROCESSING:

- ☐ Yes ☒ No Platted by: \_\_\_\_\_ Map No. \_\_\_\_\_  
☐ Yes ☒ No Other rights on same place of use. \_\_\_\_\_  
☒ Yes ☐ No\* In form for advertising. \_\_\_\_\_  
Final date for protests: May 25 ✓  
☒ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 6-9-81 ✓  
☒ 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? \_\_\_\_\_  
4-16-81 Date of priority recommended.  
☒ Special conditions of approval or cover letter. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

By: Ernest Carlson Date: July 16, 1981

STATE OFFICE REVIEW:

SL/OC:sd 05 (11 Bear R.)

☐ See attached sheet for more information.  
By: R. [Signature] Date: 8/17/81



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

September 2, 1981

RE: Permit Nos. 11-7231 through 11-7234, 11-7237 through 11-7240, 13-7322, 33-7100, 33-7102, 33-7105 through 33-7111, 34-7307 through 34-7313, 37-7894 through 37-7907, 74-7139, and 75-7222 through 75-7229

U.S. Dept. of Agri.  
FOREST SERVICE  
Federal Bldg.  
324 25th St.  
Ogden, UT 84401

Gentlemen:

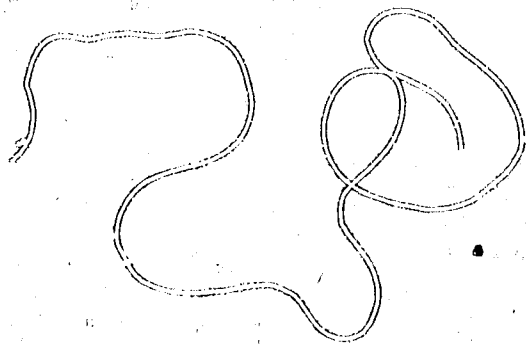
Enclosed are copies of your approved applications for permit. We direct your attention to the conditions of approval on the fourth pages.

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

Sincerely,

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

DRT:kw  
Enclosures



012-136

## DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has ( ) stated development to the extent shown below of ( ) nit No. 11-7234

Name(s) of Permit Holder: United States of America-Forest Service.

Post Office Address: Federal Building, 324 25th Street

Ogden, Utah 84401

Tel. No. (801) 625-5360

Source of Water: unnamed Tributary Cheatbeck Sink

Extent of Use: ☐ Domestic (number of households)  
☒ Stockwater 316 cattle (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. (for) Deputy Regional Forester, Resources

February 18, 1982  
Date

Richard J. Sander  
Signature of Permit Holder



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

March 3, 1982

United States of America  
Forest Service  
Federal Building  
324 25th Street  
Ogden, UT 84401

Gentlemen:

Re: (See attached lists of water right numbers)

I acknowledge receipt of the statement of beneficial use postcards for the water rights listed on the attached pages.

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.

Sincerely,

RITA I. FLECK  
Sr. Secretary

State of Idaho  
Department of Water Resources



# WATER RIGHT LICENSE

License No. 13-7360 Priority 04/16/1981 Amount 0.02 CFS 0.1 AF

THIS IS TO CERTIFY, that U.S. Dept. of Agri., Forest Service

of Ogden, Utah, has complied with the terms and conditions of  
Permit No. 13-7360 issued pursuant to Application for Permit dated 04/16/1981, and has  
submitted proof to the Department of Water Resources on 02/22/1982, that he has applied water to a  
beneficial use; and examination by the Department indicates that the works have a capacity for the  
diversion of 0.02 cfs of water from an unnamed stream  
tributary to Cheatbeck Sink, and that the permit holder has  
applied to a beneficial use and established a right to use water as follows:

| RATE OF DIVERSION | VOLUME | BENEFICIAL USE          | PERIOD OF USE |
|-------------------|--------|-------------------------|---------------|
| 0.02 cfs          | 0.1 af | Stockwater              | 06/01 - 09/30 |
| N/A               | 0.1 af | Storage for Stockwater  | 01/01 - 12/31 |
| N/A               | 0.1 af | Stockwater from Storage | 06/01 - 09/30 |

Location of point of diversion: SESW, Sec. 1, Twp 11S, Rge 41E, Bear Lake Co.

Location of place of use:

| TWP. | RGE. | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|------|------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |      |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 11S  | 41E  | 1    |     |     |     |     |     |     |     |     |     |     |     | 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.

Subject to all prior water rights.

NOTE: Modifications to or variance from the use of water as shown on this license must be made in accordance with Sec-  
tion 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 19<sup>th</sup> day of MAY, 19 86.

Acting for the Director

*Norm C. Young*

State of Idaho  
DEPARTMENT OF WATER RESOURCES  
FIELD REPORT

RECEIVED

NOV 5 1985

13-7360

11-7234

Permit No.

Department of Water Resources

CONTACT WITH PERMIT HOLDER

|                                                                               | DATE | INITIALS | REMARKS |
|-------------------------------------------------------------------------------|------|----------|---------|
| <input type="checkbox"/> Appointment letter mailed:                           |      |          |         |
| <input type="checkbox"/> Telephone call made:<br>(List Telephone No. used)    |      |          |         |
| <input type="checkbox"/> Appointment scheduled for:<br>(Date, time, location) |      |          |         |

EXAMINATION

Date 3-22-83 Accompanied by Tom Robison Total Q measured 0.02 cfs  
If source is surface water, estimate total flow of source \_\_\_\_\_  
Methods of measurement Assigned value Meets Permit requirements? \_\_\_\_\_

Measurement calculations:

Verification of project location & completion  
made with U.S. Forest Service personnel

Allow 0.02 cfs + 0.10 afa

| WELL/DIVERSION*<br>NO. | HP | MOTOR<br>MAKE | MOTOR<br>SERIAL NO. | PUMP<br>MAKE | PUMP<br>SERIAL NO. | MEASURING<br>DEVICE TYPE | CONDITION OF<br>MEAS. DEV. | REMARKS |
|------------------------|----|---------------|---------------------|--------------|--------------------|--------------------------|----------------------------|---------|
|                        |    |               |                     |              |                    |                          |                            |         |
|                        |    |               |                     |              |                    |                          |                            |         |
|                        |    |               |                     |              |                    |                          |                            |         |

System Description Stock pond

Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

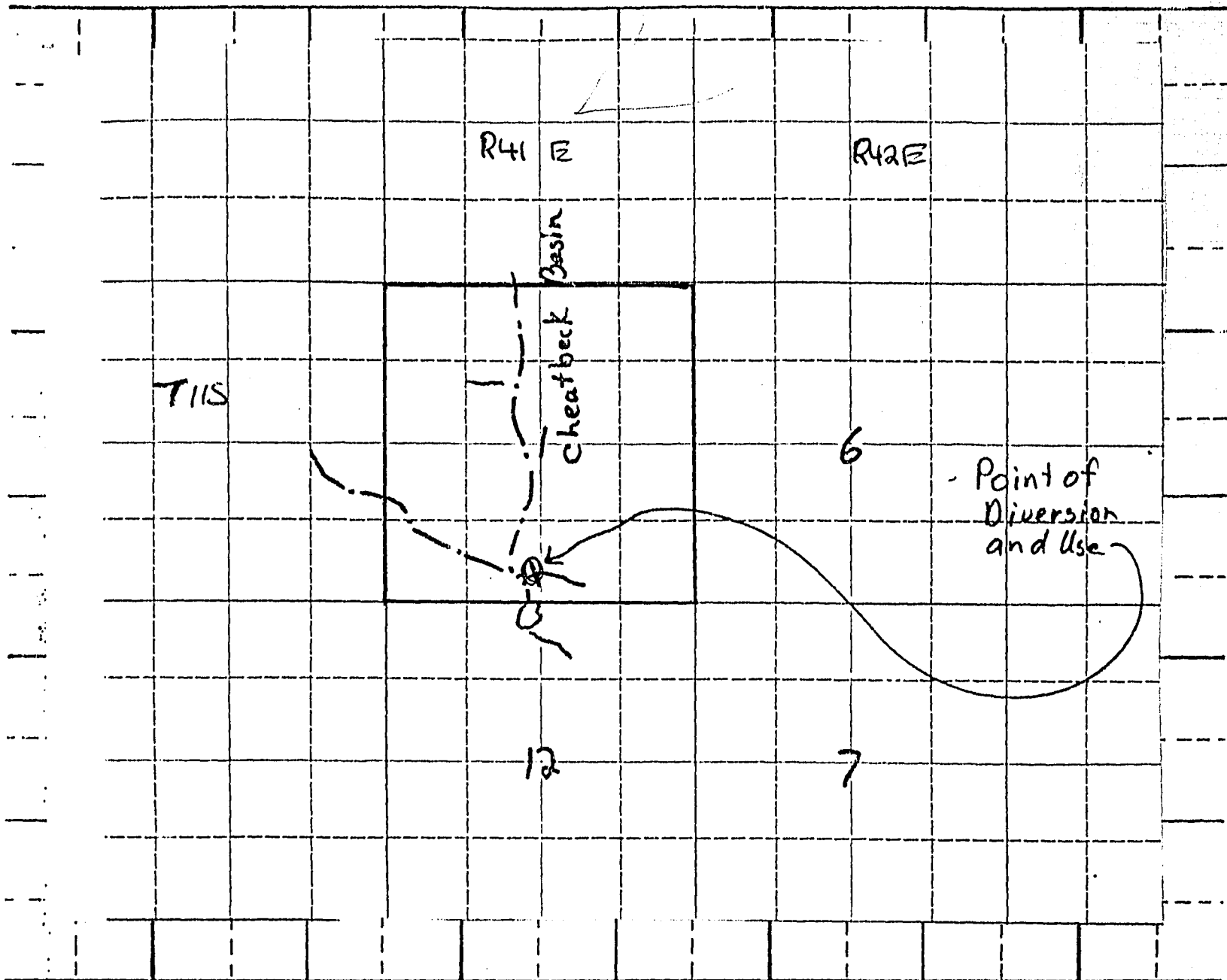
Irrigation requirement = \_\_\_\_\_ AFA/Acre

| USE                            | Q (cfs)     | V (afa)         | FROM       | TO           |
|--------------------------------|-------------|-----------------|------------|--------------|
| <u>Stockwater</u>              | <u>0.02</u> | <u>0.10</u>     | <u>6-1</u> | <u>9-30</u>  |
| <u>Stockwater for storage</u>  |             | <u>0.10</u>     | <u>1-1</u> | <u>12-31</u> |
| <u>Stockwater from storage</u> |             | <u>0.10</u>     | <u>6-1</u> | <u>9-30</u>  |
|                                |             |                 |            |              |
|                                |             |                 |            |              |
|                                |             |                 |            |              |
| Total                          | <u>0.02</u> | <u>0.10 afa</u> |            |              |

Remarks

Permitted type and Number of stock

MAP (Attach Aerial Photo)



**SCHEMATIC DIAGRAM OF SYSTEM**

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

Point(s) of diversion: SE 1/4 SW 1/4 Sect. 1 T11S R41E

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 | R41E | 1    |        |        |        |        |        |        |        |        |        |        |        | 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

John K. Jones  
KC Wilson  
John Johnson

Date 10-28-85

Date 11-1-85

Date 5-9-86



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

May 19, 1986

RE: Permit Nos. 13-7294/7296/7303-7322/7324-7330/7332-7341/7343/7344/  
7360-7362, 24-7099/7111/7112/7129-7141/7143/  
27-7167-7180/7182-7185/7187-7197/7199-7206/  
7208-7219

U.S. Dept. of Agri.  
Forest Service  
Federal Bldg.  
324 25th St.  
Ogden, UT 84401

Gentlemen:

Enclosed herewith are copies of the Water Right Licenses issued on the  
above referenced permits.

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:sc

Enclosures