

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESIdent. No. 25-14379**APPLICATION FOR PERMIT**
To appropriate the public waters of the State of Idaho1. Name of Applicant M & B Investments, LLC Phone (208) 524-9004
Name connector (check one): ☐ and ☐ or ☐ and/orMailing address 1645 Woodruff Park City Idaho FallsState Idaho Zip 83401 Email dean@comfortconst.comc/o Keith C. Wilson Rocky Mountain Environmental Associates, Inc. Email kwilson@rockymountainenvironmental.com482 Constitution Way, Ste 303, Idaho Falls ID 83402 (208) 524-2353 Fax 208) 524-17952. Source of water supply Ground Water which is a tributary of _____

3. Location of point of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local Name or tag #
4N	38E	13		SE	SW	SW	Jefferson	Ground Water	0037543
4N	38E	13		SE	SW	SW	Jefferson	Ground Water	0057406

4. Water will be used for the following purposes:

Amount 0.39 cfs for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)

5. Total quantity to be appropriated is (a) _____ cubic feet per second (cfs) and/or (b) _____ Acre-feet per year (af)

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source two ten-inch wells in the Sun Brook Estates Subdivision community water system.b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 11
For dams 10 feet or more in height OR reservoirs with a total storage capacity of 50 acre-feet or more, submit a separate Application for Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☐ Noc. Proposed well diameter is 10" & 10" inches; proposed depth of well is 186 ft & 207 ft feet.d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ Noe. If well is already drilled, when? 1/23/06 & 4/15/10 ; drilling firm Daniel Denning Drilling/Jody Denning DrillingWell was drilled for (well owner) M & B Investments, LLC ; Drilling Permit No. 834872 & 858637

7. Description of proposed uses (if irrigation only, go to item 8):

a. Hydropower; show total feet of head and proposed capacity in kW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality or the applicant's qualifications as a municipal provider. _____

d. Domestic; show number of households. 39

e. Other; describe fully. _____

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AUG 13 2012

Department of Water Resources
Eastern Region

8. Description of place of use:

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

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	38E	13											D						

Total Number of acres to be irrigated _____

9. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping?

25-14163; Developer has shares in the Rigby Canal Company that cannot be effectively delivered due to availability of easement. Existing permit will continue to provide right for in-house use. This application is for outside irrigation authorized under Idaho Code 42-111.

10. a. Who owns the property at the point of diversion? Applicant

b. Who owns the land to be irrigated or place of use? Individual Lot Owners

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

11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. _____

12. Time required for completion of works and application of water to proposed beneficial use is 1 Years (minimum 1 year)

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

M&B Investments LLC by Dean M. Mortimer
Signature of Applicant Signature of Applicant

Print Name (and title, if applicable)

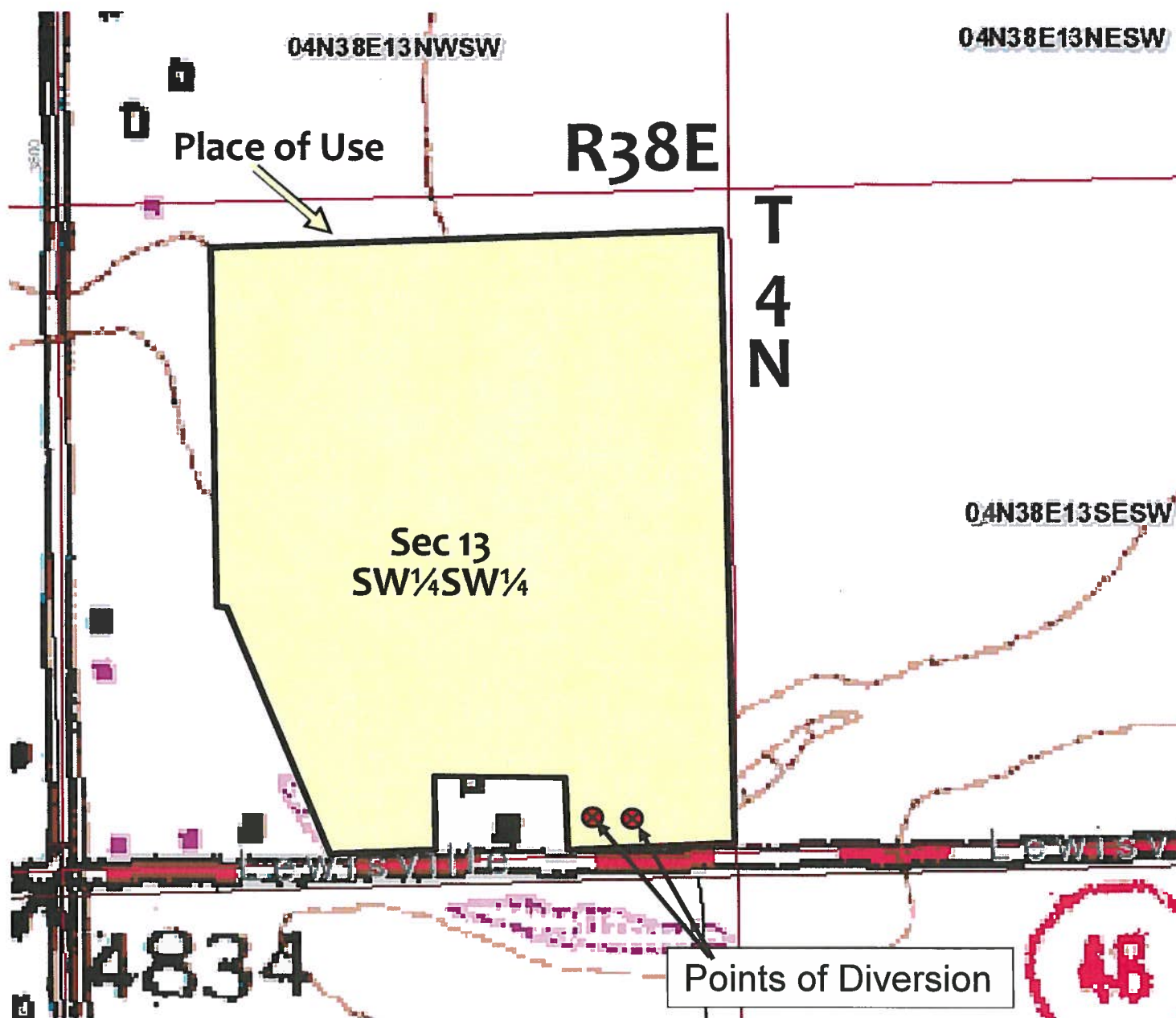
Dean M. Mortimer
Print Name (and title, if applicable)

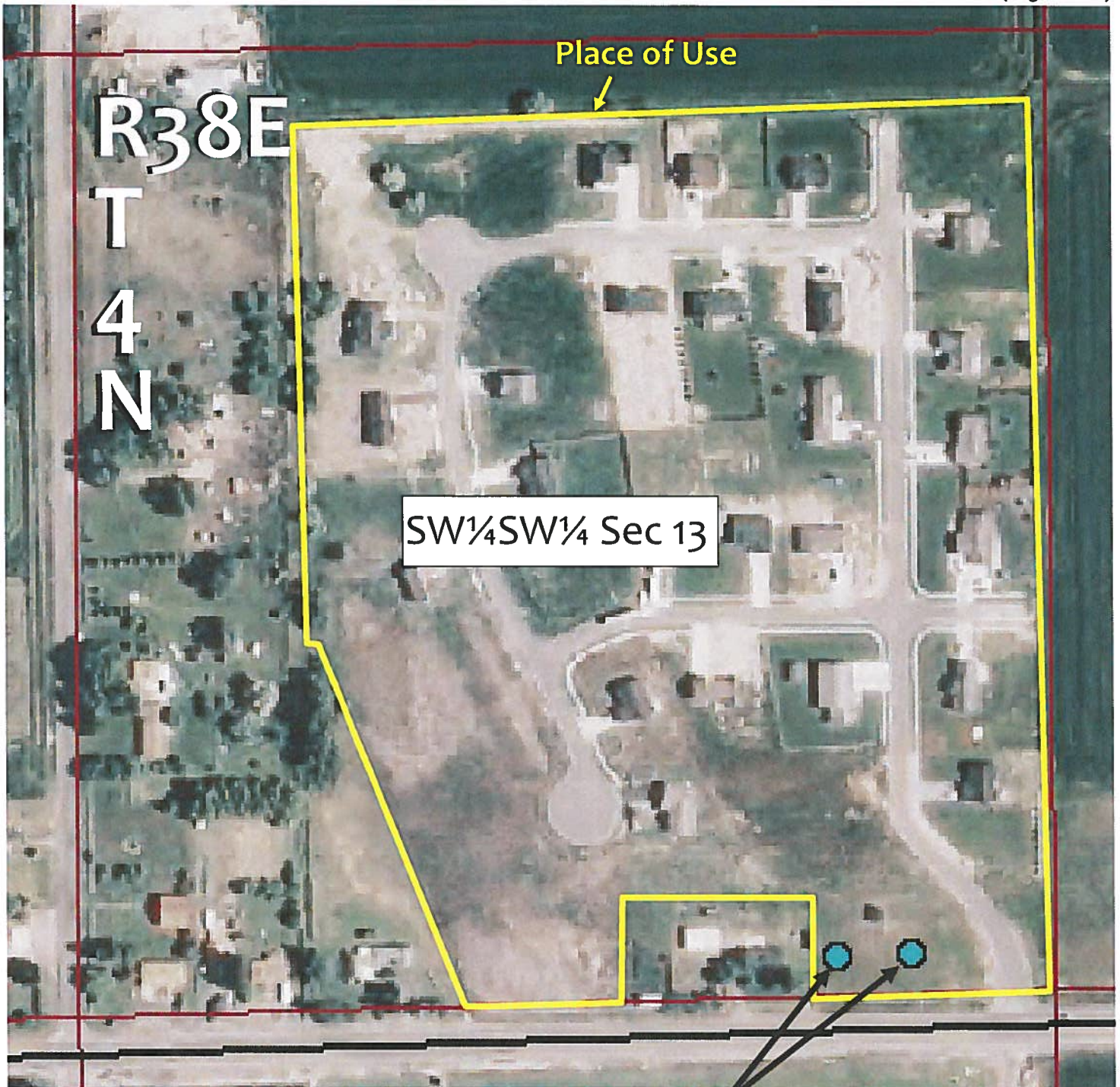
For Department Use:

Received by DK Date _____ Time _____ Preliminary check by _____

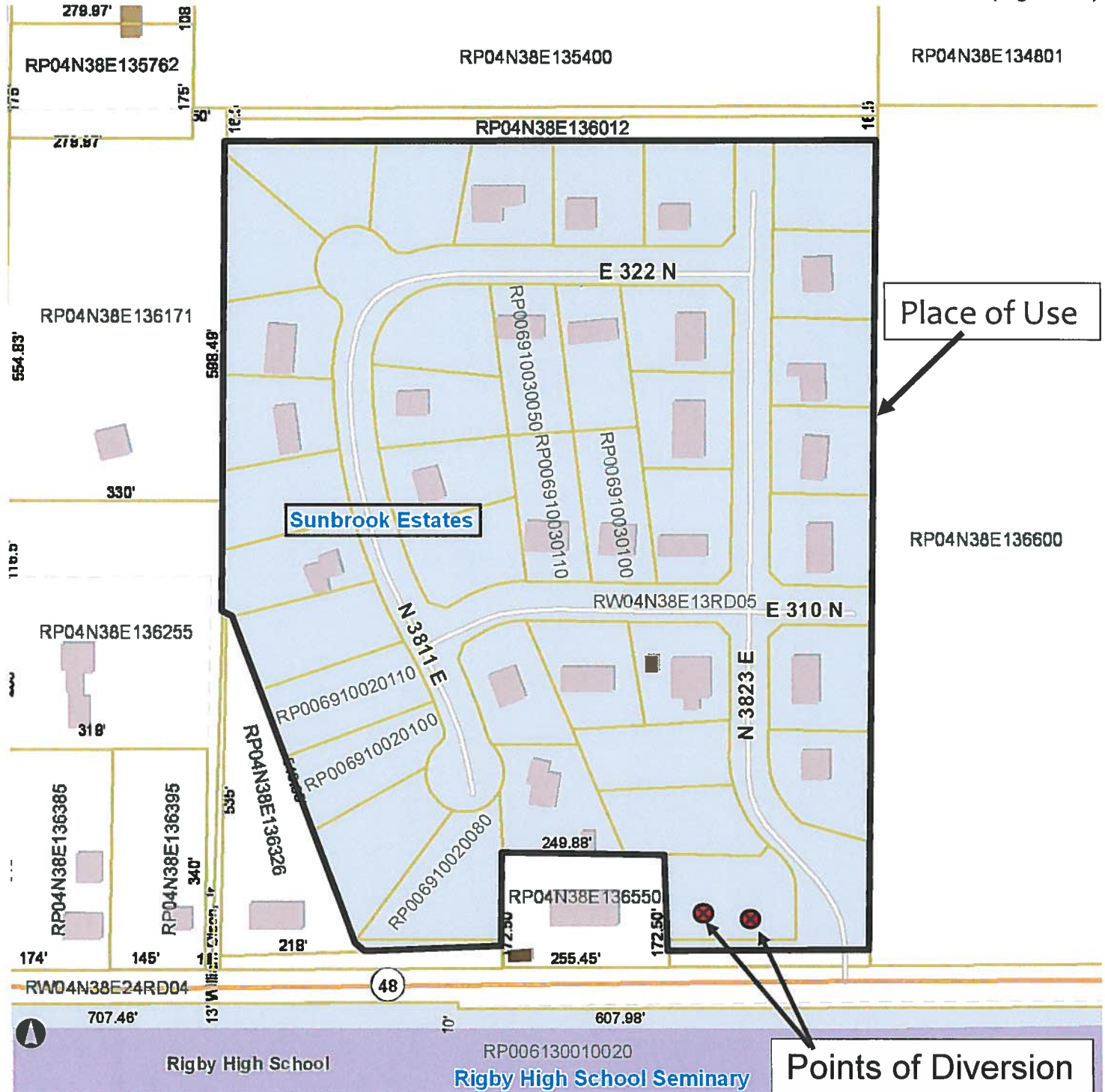
Fee \$ 250⁰⁰ Receipted by DK Receipt No. E037920 Date 8-20-12

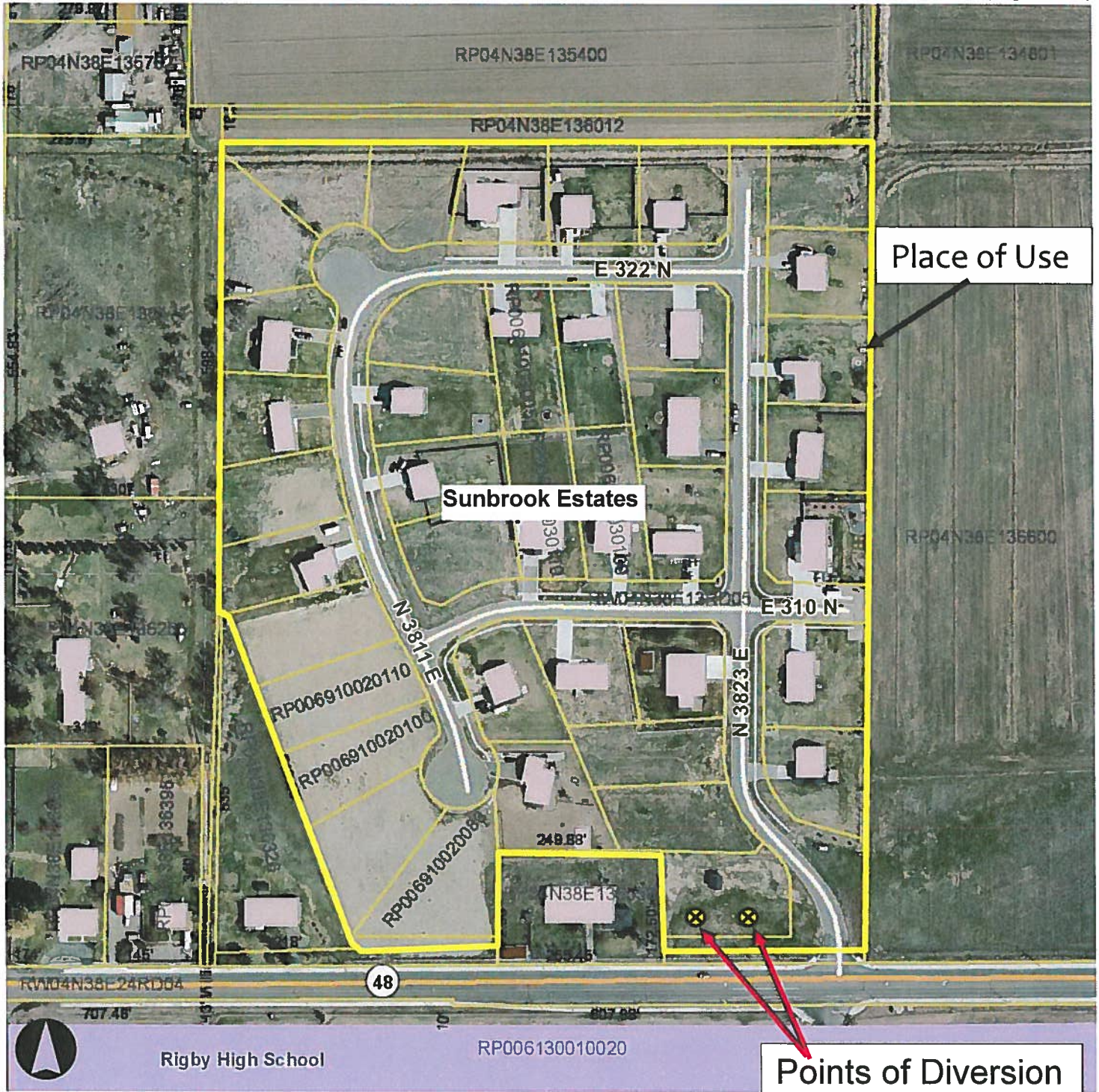
25-14370





Points of Diversion



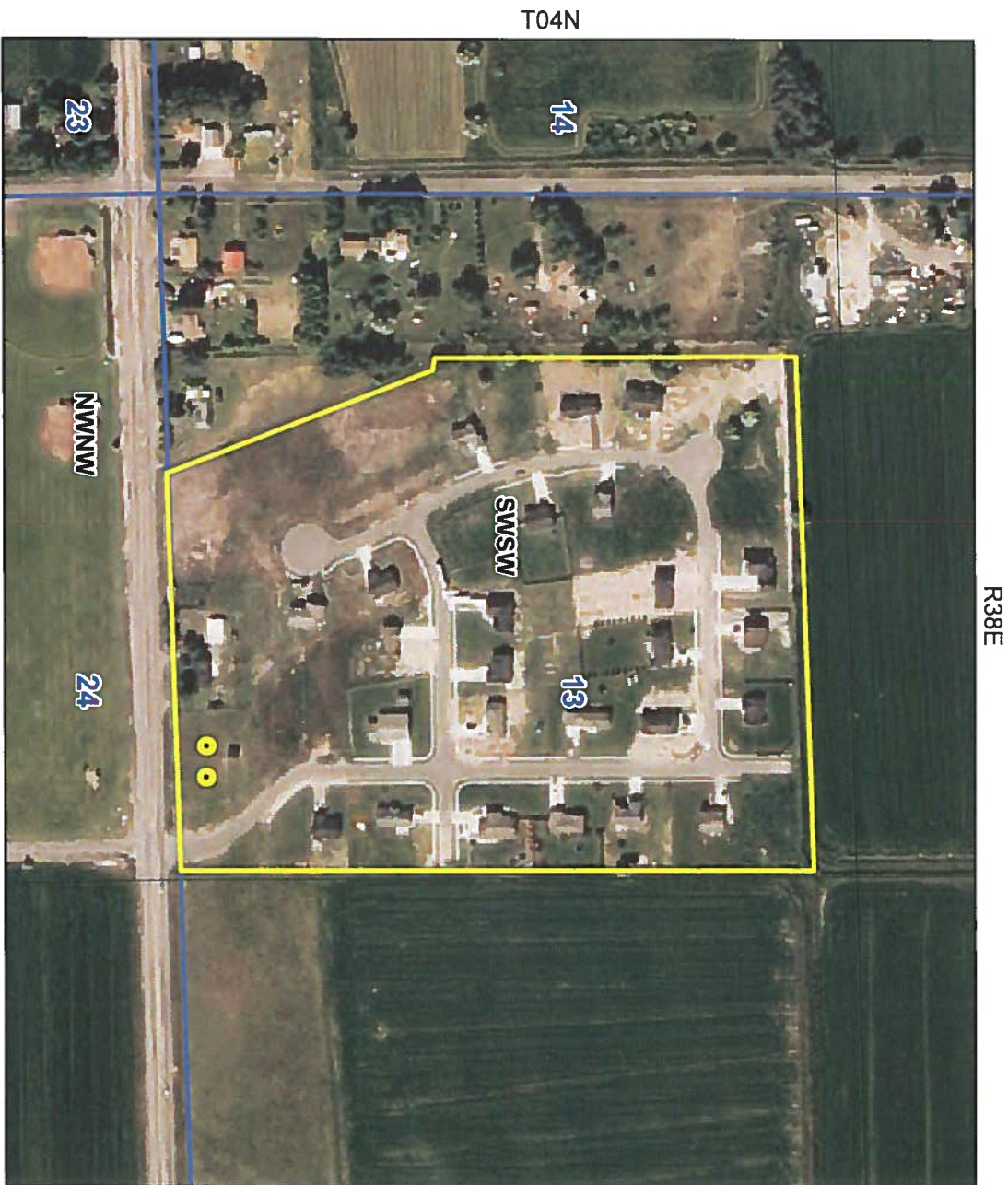
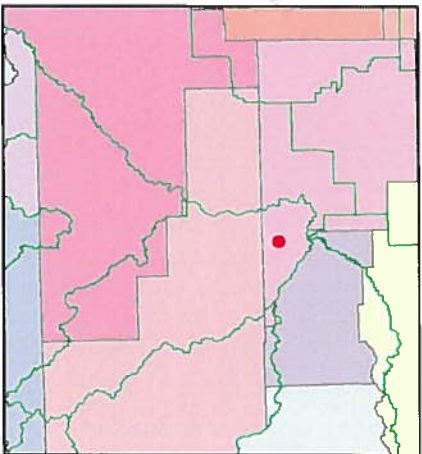




Idaho Department of Water Resources

Application
25-14379
(DOMESTIC)

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters



Jefferson County
IDWR Basin 25
Prepared by Kidman, Denise
2009 Aerial Photography

25-14379



IDAHO SECRETARY OF STATE

Viewing Business Entity

Ben Ysursa, Secretary of State

M&B INVESTMENTS, LLC

1645 WOODRUFF PARK
IDAHO FALLS, ID 83401 3330

Type of Business: LIMITED LIABILITY COMPANY
Status: EXISTING, ANREPT SENT 02 Aug 2012
State of Origin: IDAHO
Date of Origination/Authorization: 02 Oct 2003
Current Registered Agent: DEAN MORTIMER
 1645 WOODRUFF PARK
 IDAHO FALLS, ID 83401
File Number: W26214
Date of Last Annual Report: 23 Aug 2011

No. W 26214		Due no later than Oct 31, 2011		2. Registered Agent and Address (NO PO BOX)			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE		Annual Report Form 1. Mailing Address: Correct in this box if needed. M&B INVESTMENTS, LLC DEAN M MORTIMER 1645 WOODRUFF PARK IDAHO FALLS ID 83401-3330 USA		DEAN MORTIMER 1645 WOODRUFF PARK IDAHO FALLS ID 83401			
				3. <u>New</u> Registered Agent Signature:*			
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.							
Office Held	Name	Street or PO Address	City	State	Country	Postal Code	
MEMBER	COMFORT CONSTRUCTION	1645 WOODRUFF PARK	IDAHO FALLS	ID	USA	83401	
MEMBER	JESSE BYRAM	454 N 3900 E	RIGBY	ID	USA	93442	
MEMBER	DEBBIE BYRAM	454 N 3900 E	RIGBY	ID	USA	83442	
5. Organized Under the Laws of: ID W 26214		6. Annual Report must be signed.* Signature: Dean Mortimer Name (type or print): Dean Mortimer Date: 08/23/2011 Title: Registered Agent					
Processed 08/23/2011		* Electronically provided signatures are accepted as original signatures.					



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

August 30, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

M & B INVESTMENTS LLC
1645 WOODRUFF PK
IDAHO FALLS, ID 83401

Application For Permit No. 25-14379

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the JEFFERSON COUNTY STAR on September 5 and 12, 2012. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

Sharla Cox
Administrative Assistant

CC: ROCKY MOUNTAIN ENVIRONMENTAL ASSOC
482 CONSTITUTION WAY STE 303
IDAHO FALLS, ID 83402

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, August 30, 2012 2:59 PM
To: 'Jefferson Star (info@jeffersonstarnews.com)'
Subject: Legal Notice for your paper
Attachments: Jefferson Star E-Mail.doc

Contacts: Jefferson Star

Sharla

Sharla Cox
Administrative Assistant
Idaho Department of Water Resources
900 N. Skyline Dr. Ste. A
Idaho Falls ID 83402
208-525-7161 - telephone
208-525-7177 - fax
sharla.cox@idwr.idaho.gov

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

25-14379

M & B INVESTMENTS LLC

1645 WOODRUFF PK

IDAHO FALLS, ID 83401

Point of Diversion

SESWSW S13 T04N R38E

SESWSW S13 T04N R38E

JEFFERSON County

Source GROUND WATER Tributary

Use: DOMESTIC

01/01 to 12/31 0.39 CFS

Total Diversion: 0.39 CFS

Date Filed: 8/13/2012

Place Of Use: DOMESTIC

T04N R38E S13 SWSW

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with a protest fee of \$25.00 for each application on or before September 24, 2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on September 5 and 12, 2012