

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

Ident. No. 25-14239

1. Name of Applicant Teton Retinal Institute, PA c/o Darryl G. Moffett Jr. Phone (208) 535-4900
Name connector (check one): ☐ and ☐ or ☒ and/or

Mailing address 3200 Channing Way, Suite A206 City Idaho Falls

State Idaho Zip 83404 Email _____

c/o Keith C. Wilson Rocky Mountain Environmental Associates, Inc. Email kwilson@rockymountainenvironmental.com



482 Constitution Way, Ste 303, Idaho Falls ID 83402 (208) 524-2353 Fax (208) 524-1795

2. Source of water supply Ground water which is a tributary of _____

3. Location of point of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local Name or tag #
2N	38E	26		NW	NW	NW	Bonneville	Ground water	

4. Water will be used for the following purposes:

Amount 0.09 cfs for Heating purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)

Amount 0.09 cfs for Cooling purposes from 01/01 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)

5. Total quantity to be appropriated is (a) 0.09 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 Well, pump, mainline to a closed-loop heat exchanger to an injection well. Four heat pumps use the same heat exchanger. Water does not flow directly through heat pumps, only through the heat exchanger.

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 12.

c. Proposed well diameter is 6 inches; proposed depth of well is 120 feet.

d. Is ground water with a temperature of greater than 85° F being sought? No

e. If well is already drilled, when? _____; drilling firm _____

Well was drilled for (well owner) _____; Drilling Permit No. _____

7. Time required for completion of works and application of water to proposed beneficial use is 3 years (minimum 1 year).

8. Description of proposed uses (if irrigation only, go to item 9):

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. _____

e. Other; describe fully. Heating & Cooling using a Heat exchanger and Heat Pumps

9. 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 ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
2N	38E	26						G/L											

Total Number of acres to be irrigated. _____

10. 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 from another source, or both, to irrigate your lawn, garden, and/or landscaping? None

11. a. Who owns the property at the point of diversion? Applicant
b. Who owns the land to be irrigated or place of use? Applicant
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Proposed system is for a closed-loop heat exchanger with four Heat Pumps and no consumptive use. Water will be diverted to a heat exchanger then into an injection well. Water does no flow directly through the heat pumps.

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.

Signature of Applicant

Signature of Applicant

Darryl G. Moffett Jr., Director

Print Name (and title, if applicable)

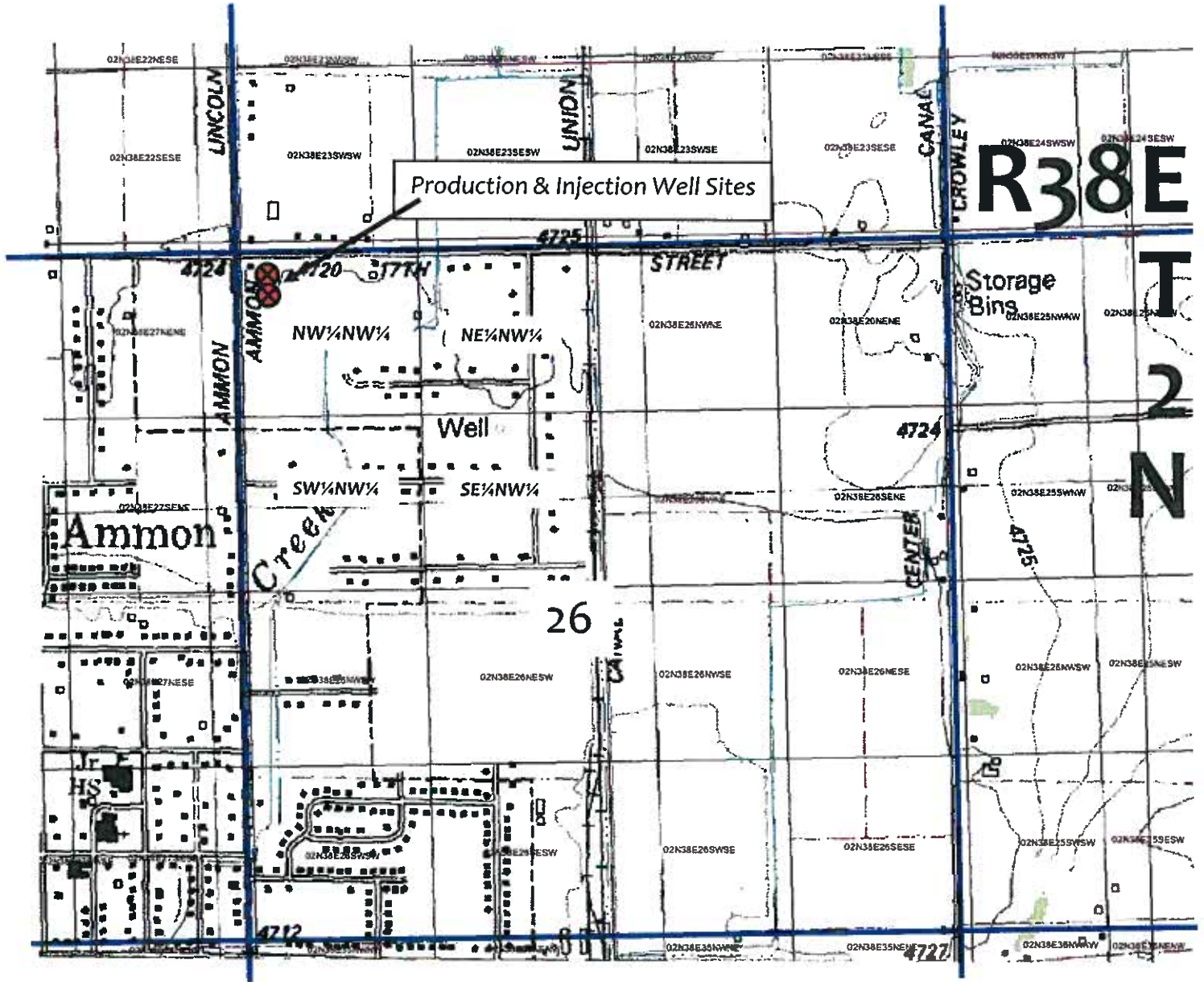
Print Name (and title, if applicable)

For Department Use:

Received by SC Date 10/16/09 Time _____ Preliminary check by _____

Fee \$ 100.00 Receipted by SC Receipt No. E035412 Date Oct 16 2009

Permit Application - Teton Retinal Institute – Darryl G. Moffett Jr., Director



Note: The quarter section lines do not match exactly with the USGS map of the area. The blue lines represent the Section lines as indicated on the USGS map. Using either the quarter-quarter sections lines or matching up with the USGS map section lines the legal description for the Point of Diversion, Point of Injection and the Place of Use remain the same.

Permit Application – Teton Retinal Institute – Darryl G. Moffett Jr., Director



Note: The quarter-quarter section lines do not match exactly with the Aerial Photo. Using either the quarter-quarter sections lines or matching up with the USGS map section lines the legal description for the Point of Diversion, Point of Injection and the Place of Use remain the same.



IDAHO SECRETARY OF STATE
Viewing Business Entity

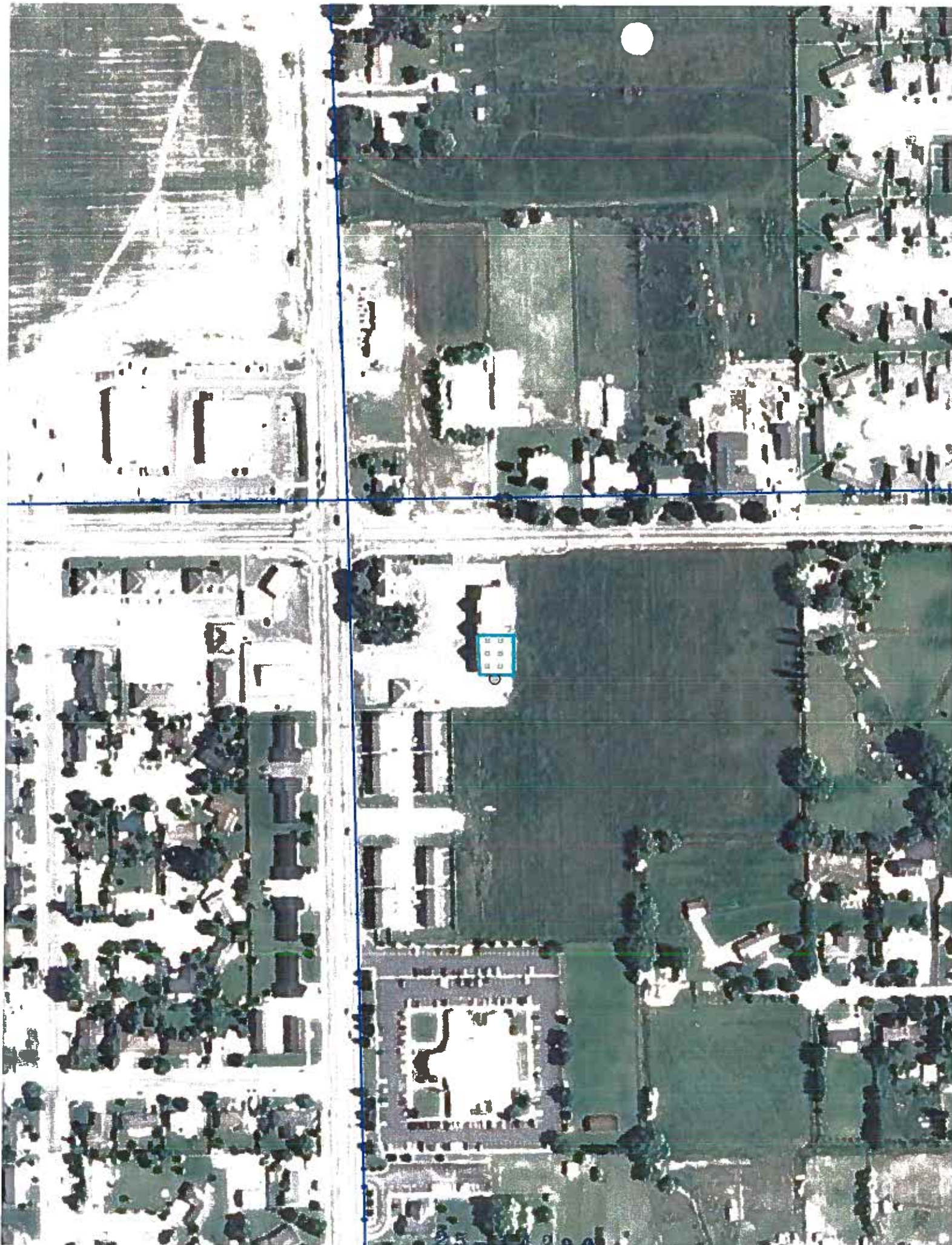
Ben Ysursa, Secretary of State

TETON RETINAL INSTITUTE, P.A.

3200 CHANNING WAY STE A206
IDAHO FALLS, ID 83404

Type of Business:	CORPORATION, PROFESSIONAL ASSOCIATION
Status:	GOODSTANDING, ANREPT SENT 03 Sep 2009
State of Origin:	IDAHO
Date of Origination/Authorization:	04 Nov 1993
Initial Registered Agent:	DARRYL G MOFFETT JR 3200 CHANNING WAY STE A206 IDAHO FALLS, ID 83404
Organizational ID / Filing Number:	C103937
Number of Authorized Stock Shares:	50000
Date of Last Annual Report:	18 Sep 2009

No. C 103937 Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	Due no later than Nov 30, 2009 Annual Report Form 1. Mailing Address: Correct in this box if needed. TETON RETINAL INSTITUTE, P.A. DARRYL G MOFFETT JR 3200 CHANNING WAY STE A206 IDAHO FALLS ID 83404	2. Registered Agent and Address (NO PO BOX) DARRYL G MOFFETT JR 3200 CHANNING WAY STE A206 IDAHO FALLS ID 83404 3. <u>New</u> Registered Agent Signature:*				
4. Corporations: Enter Names and Business Addresses of President, Secretary, Directors and(optional) Treasurer.						
Office Held DIRECTOR	Name DARRYL G MOFFETT JR	Street or PO Address 3200 CHANNING WAY STE A206	City IDAHO FALLS	State ID	Country USA	Postal Code 83404
5. Organized Under the Laws of: ID C 103937	6. Annual Report must be signed.* Signature: Darryl G Moffett Jr Name (type or print): Darryl G Moffett Jr		Date: 09/18/2009 Title: Director			
Processed 09/18/2009		* 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

October 28, 2009

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

TETON RETINAL INSTITUTE
3200 CHANNING WAY, SUITE A206
IDAHO FALLS, ID 83404

Application For Permit No. 25-14239

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 POST-REGISTER on November 5 and 12, 2009. 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.

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

Sincerely,

Sharla Cox
Administrative Assistant

October 28, 2009

LEGAL NOTICE DEPARTMENT
POST-REGISTER
PO BOX 1800
IDAHO FALLS, ID 83402

RE: Application For Permit No(s): 1-10565, 25-14239

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). 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. Please send the affidavit and bill to this office before 11/23/2009. Your cooperation is appreciated.

Sincerely,

Sharla Cox
Administrative Assistant

Enclosure(s)

Cox, Sharla

From: Cox, Sharla
Sent: Wednesday, October 28, 2009 10:39 AM
To: 'Post Register (legalnotices@postregister.com)'
Subject: Legal Ad for your paper

Contacts: Post Register
Attachments: Post Register E-Mail.doc



Post Register
E-Mail.doc (42 K...

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:

25-14239

TETON RETINAL INSTITUTE
3200 CHANNING WAY, SUITE A206
IDAHO FALLS, ID 83404

Point of Diversion NWNWNW S28 T02N R38E BONNEVILLE County Source GROUND WATER

Use: HEATING	01/01 to 12/31	0.09 CFS
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Use: COOLING	01/01 to 12/31	0.09 CFS
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Total Diversion:	0.09 CFS
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Date Filed: 10/16/2009

Place Of Use: COOLING

T02N R38E S28 NWNW

Place Of Use: HEATING

T02N R38E S28 NWNW

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Idaho Code § 42-211. 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 November 23, 2009. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published on November 5 and 12, 2009