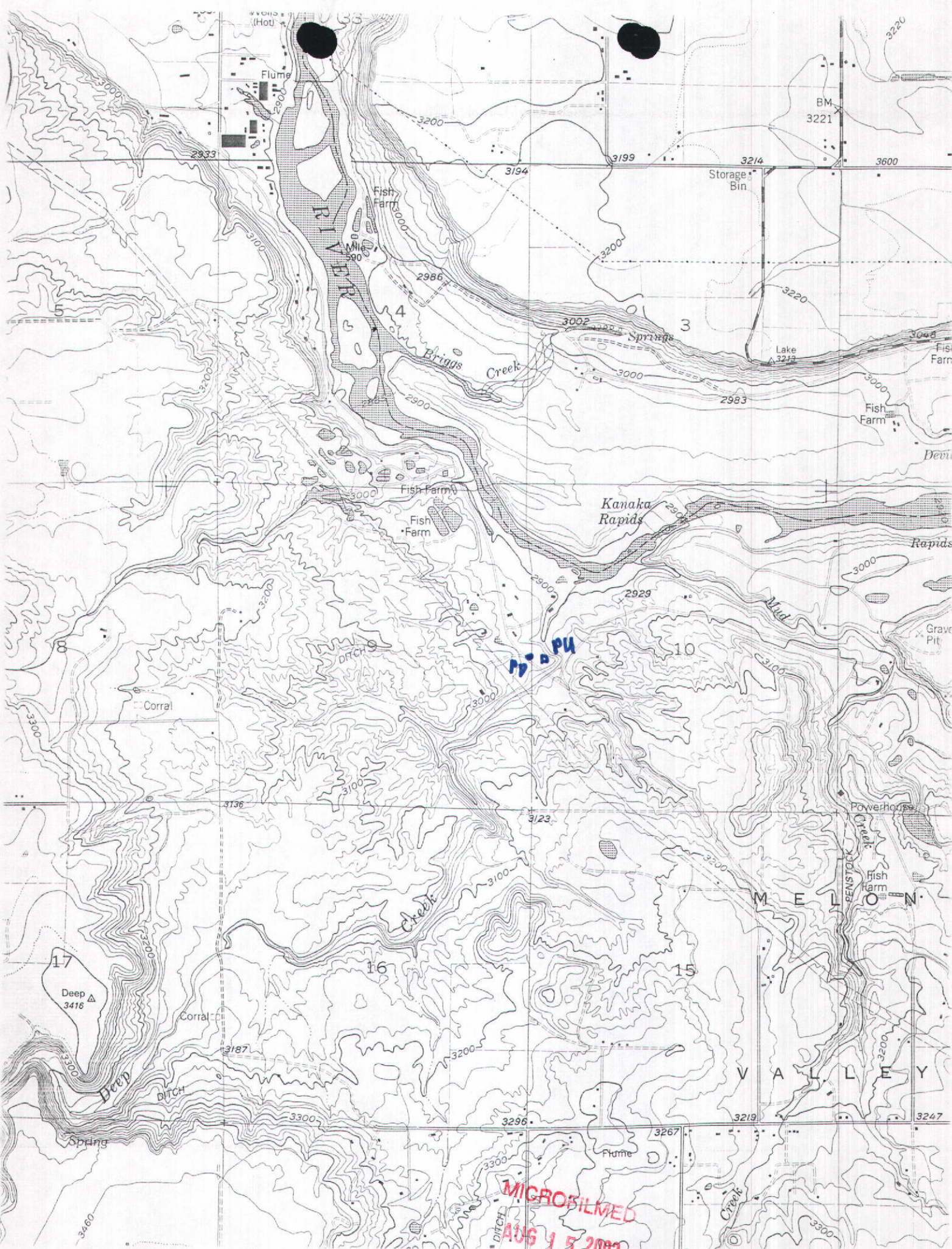




47-16825

Sec. 9

10

Sec. 10
SW/NW

NW/SW

09S14E103100

09S14E103010

P-12989-005

09S14E103001

P-12989+6
09S14E103630

P-12989-006
09S14E103620

DEEP CREEK

LOT 2
P-12990
32.65 A.

TAX
#1497

350'

09S14E103645
P-12989-001

09S14E105410

09S14E105500

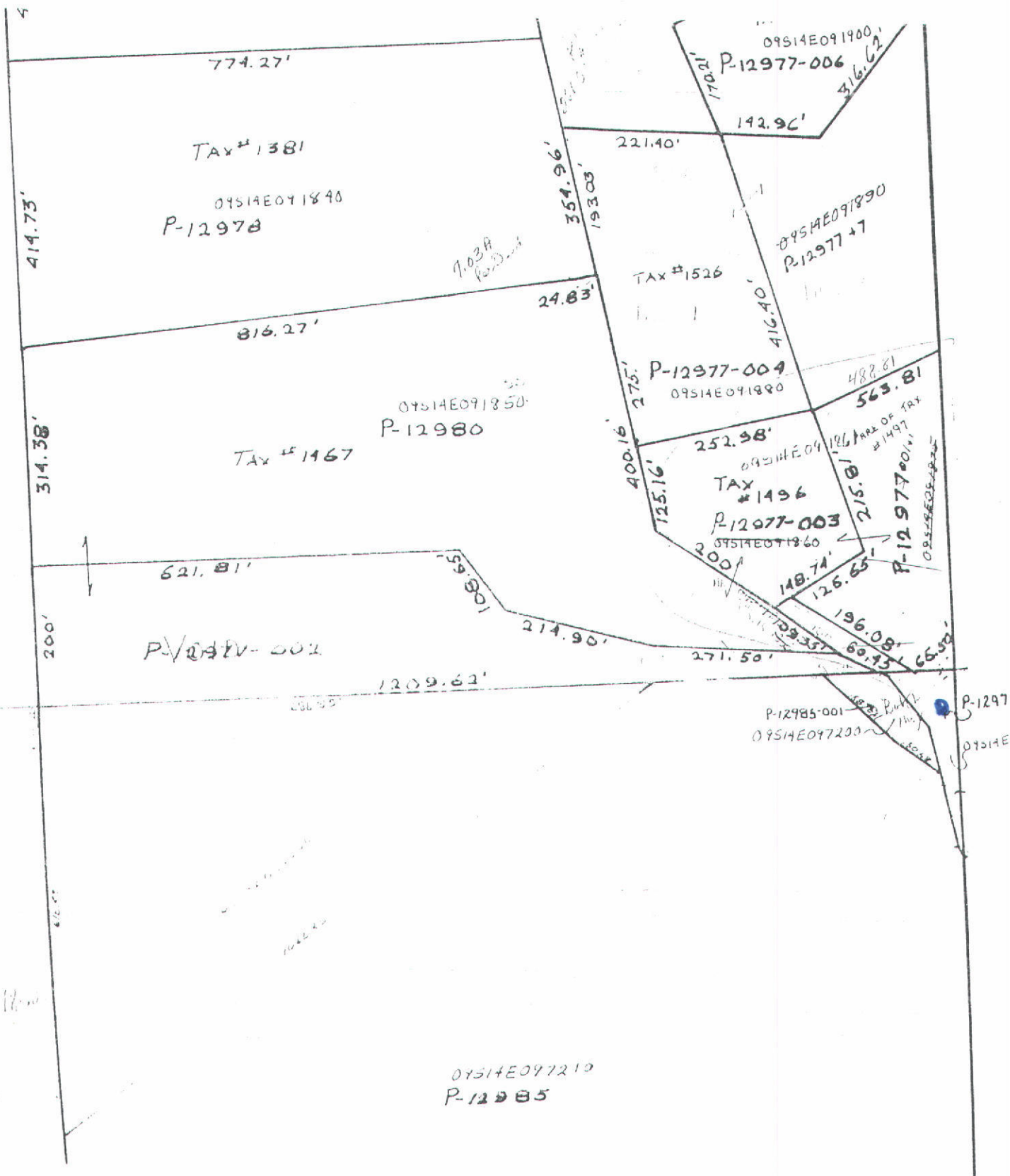
TAX 1747

C/L River Rd.
148.33

MICROFILMED
AUG 15 2002

09S14E105405

47-16825



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AUG 15 2002

47-16825



APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS

Reviewed by Sharla Curtis on 6/26/02

No. 47-16825 Name: Story Corp. Officers N/A Ad ok ✓ Govt Lots

AREA OF CONCERN: No/Yes ESDA Moratorium TF GWMA dom ok TRUST/NON-TRUST

GROUNDWATER: (✓/Flow Chart)

DRILLING PERMIT

- All wells - 046
Basin 34 - 084 (if necessary)
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067
~~WMD~~
Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

- Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121

- Trust - N/A
Non-Trust - 048 (consumptive uses or non-cons. > 1.0 cfs)

USES:

- STORAGE - 18C-01H-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/FS)-111 (instream stock)
MINING - 054-106
HEAT/COOL - R07 (injection well)
FIRE PROT - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8
POWER - 17H or 17K (+uses)-17G (under FERC)
or 17M (not FERC regulated)
025-027-R22-08A

BENEFICIAL USE DUE: 7/01/2003

MISC CONDITIONS/REMARKS:

- Protested - 020-W19
Development Period
> 1 yr - 26A
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

SURFACE WATER: (✓/Flow Chart)

- F&G contacted - Yes/No Response
In/Above MSF - WB9

PLANNING REVIEW/RESPONSE

- WD - R04 (WD# _____)
≤ 0.20 cfs/others - 01H, 01P or No MD
> 0.20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or WD

- ≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

- SNAKE R (01) - W23, N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - W23, 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

MUNICIPAL

- Restricted area - 022,075
Irr., GW supp to SW - 102
Future needs - 007,109
FISH PROP - 029 (70's only)-007-122-106
DOMESTIC
Surface water - WB5 (Big Wood/Boise above Star Bridge)
- 27A (Payette R)
> 1 in restricted area - 070-071-075 (no parks/common areas)
Irr separate or none allowed - WB5 (1)
GW w/irrigation from SW evident - 065-104
Moratorium approvable - W03 (2500 gpd - meets domestic def
i.e. D/convenience store)

- Multiple pd's per 1/4 - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON _____ (Per updated map)

IRR VOLUME/ACRE _____

OTHER CONDITIONS/REMARKS 10/10?

COMMENTS _____

Amt. of Fee \$: N/A
Receipt No. _____
Receipt By: _____
Date Received: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED

JUN 17 2003

Department of Water Resources

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 47-16825 Telephone No. 543-4072

2. Name of Permit Holder(s): GEORGE R. STORY

3. Mailing Address: 4568 RIVER ROAD

City BUHL State ID Zip 83316

4. Source of Water: WELL If GROUNDWATER (well), Date Drilled: mo. UNKNOWN / yr. _____

Well Driller: UNKNOWN Drilling Permit Number: UNKNOWN

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 1 Stockwater (No. and type of stock): _____

Irrigation (No. of acres): ~3 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: UNKNOWN cfs OR _____ acre-feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes _____ or No X
Has the measuring device been installed? Yes _____ or No X

8. Fee Enclosed: \$ NONE (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: G.R. STORY Telephone Number: 543-4072

Address: 4568 RIVER ROAD

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: G.R. Story Date: 6-9-03
(include your title, if on behalf of company or organization)

MICROFILMED

JUN 23 2003

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 47-16825

Priority: 11/28/2001

Maximum Diversion Rate: 0.04 CFS

This is to certify, that GEORGE R STORY
216 FLORAL AVE
BUHL ID 83316

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9, Twp 09S, Rge 14E, B.M. TWIN FALLS County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
09S 14E 10										X							

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before July 1, 2003.
2. Subject to all prior water rights.
3. The issuance of this right does not grant any right-of-way or easement across the land of another.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation. Domestic use includes heating and shall not exceed 13,000 gallons per day.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 28th day of June, 2002.



KARL J DREHER, Director

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AUG 1 5 2002

RECEIVED

JUN 21 2002

Department of Water Resources

Page 1

Ident. No. 47-16825

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

RECEIVED

NOV 28 2001

Department of Water Resources
Southern Region

1. Name: GEORGE R STORY
216 FLORAL AVE
BUHL ID 83316
(208)543-4931

2. Source: GROUND WATER

3. Location of Point of Diversion:

#1 GROUND WATER NE1/4NE1/4SE1/4 Sec. 9, Twp 09S, Rge 14E, B.M.
TWIN FALLS County

4. Water will be used for the following purposes:

Purpose	From To	RATE OF DIVERSION	ANNUAL VOLUME
DOMESTIC	01/01 to 12/31	0.04 CFS	

5. Total quantity to be appropriated is: 0.04 CFS

6. Proposed diverting works:

POINT OF DIVERSION #1

a. Type and size of devices used to divert water from the source: 2" PIPELINE FROM EXISTING KERPA HOT WELL TO NEW HOME

b. Height of storage dam _____ feet;
Active reservoir capacity _____ acre-feet;
Total reservoir capacity _____ acre-feet;

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

d. Is ground water with a temperature of greater than 85F being sought? Yes

e. If well is already drilled, when? 1971 _____;

Drilling Firm _____;

Drilling Permit No. _____.

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

8.

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NOV 15 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S 14E 10										X							

9a. Who owns the property at the point of diversion? If other than applicant, describe the arrangement enabling the applicant to make this filing.

Point of Diversion #1: FRANK J POPPAY - Applicant is purchasing land from well owner.

9b. Who owns the land to be irrigated or place of use? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

10. Remarks:

RV/Claim 47-7115D is owned by Frank Poppay. The parcel I am buying is 2 acres of the irrigated land, and I am getting a portion of the existing irrigation right for outside use of the property. The existing pipeline will no longer reach the 2 acres, as I do not want to run it under my driveway. A new 2" pipeline will run directly from the existing geothermal well to my property for irrigation and domestic purposes. This application covers the in-house uses of heating and culinary. Although I have not yet bought the property, I expect this to occur within 3 months. It is certain that the purchase will occur.

11. Map of proposed point of diversion and place of use attached? [Y]

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.


Applicant

Received by J. S. Stanton Date 11-28-01 Time 4:32 PM Preliminary check by J
Publication prepared by mb Date 12/26/01 Published in Times News
Publication approved _____ Date _____

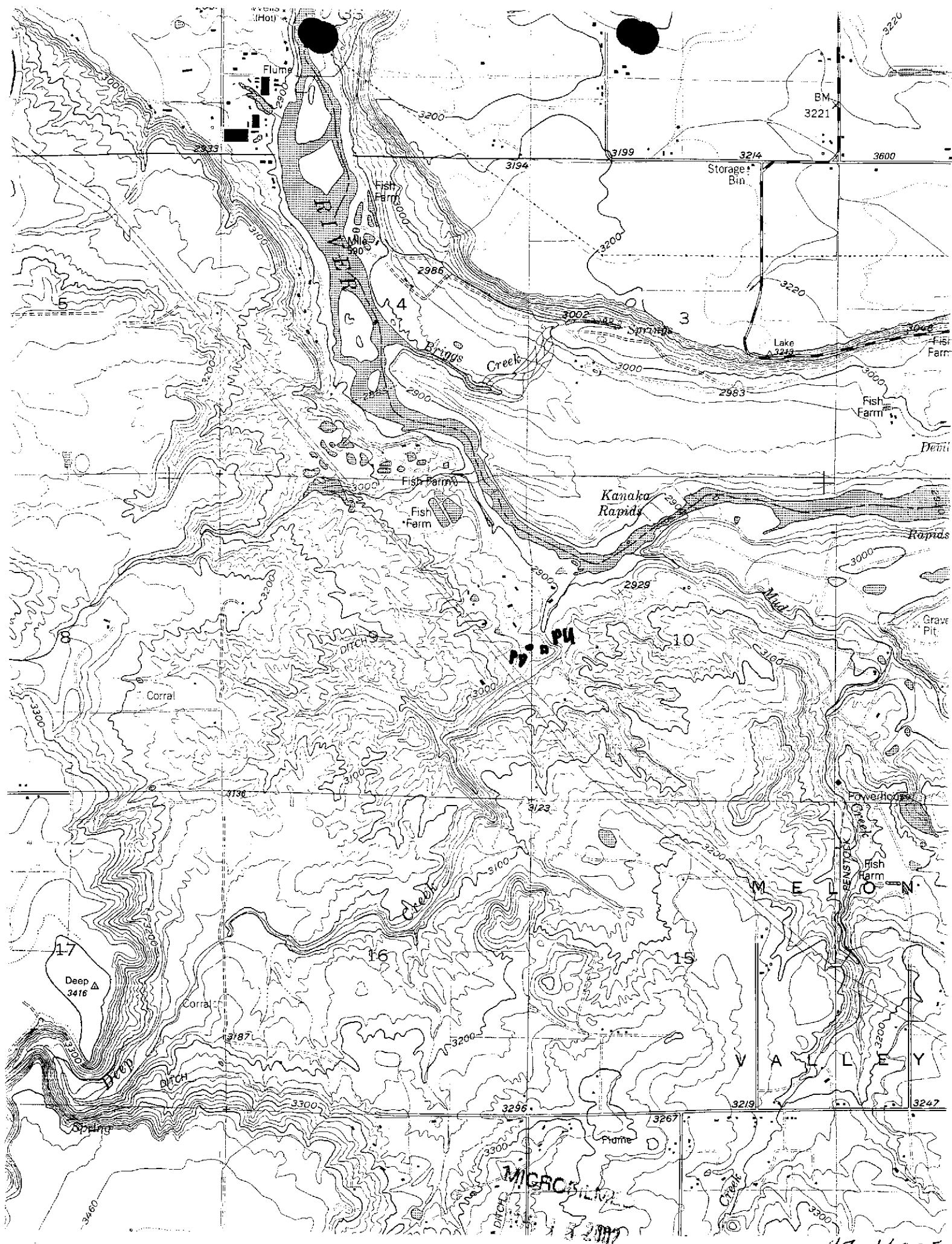
Receipt No. S024451

Date: 11-28-01

Received by: 

MICROFILMED

2003 1 5 2002



10

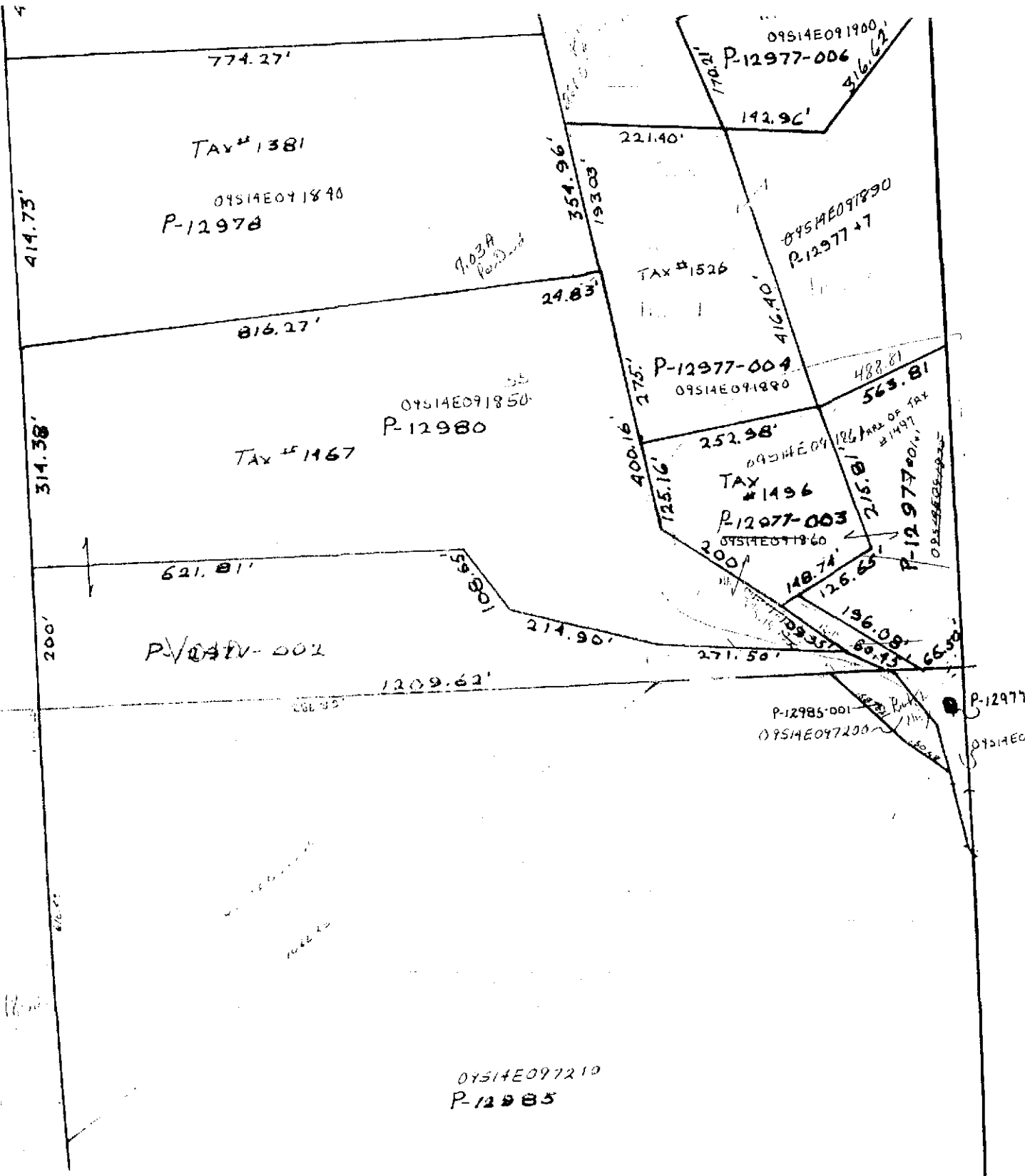
LOT 2
32.65 A

NW/SW

MICROFILMED

AUG 15 2002

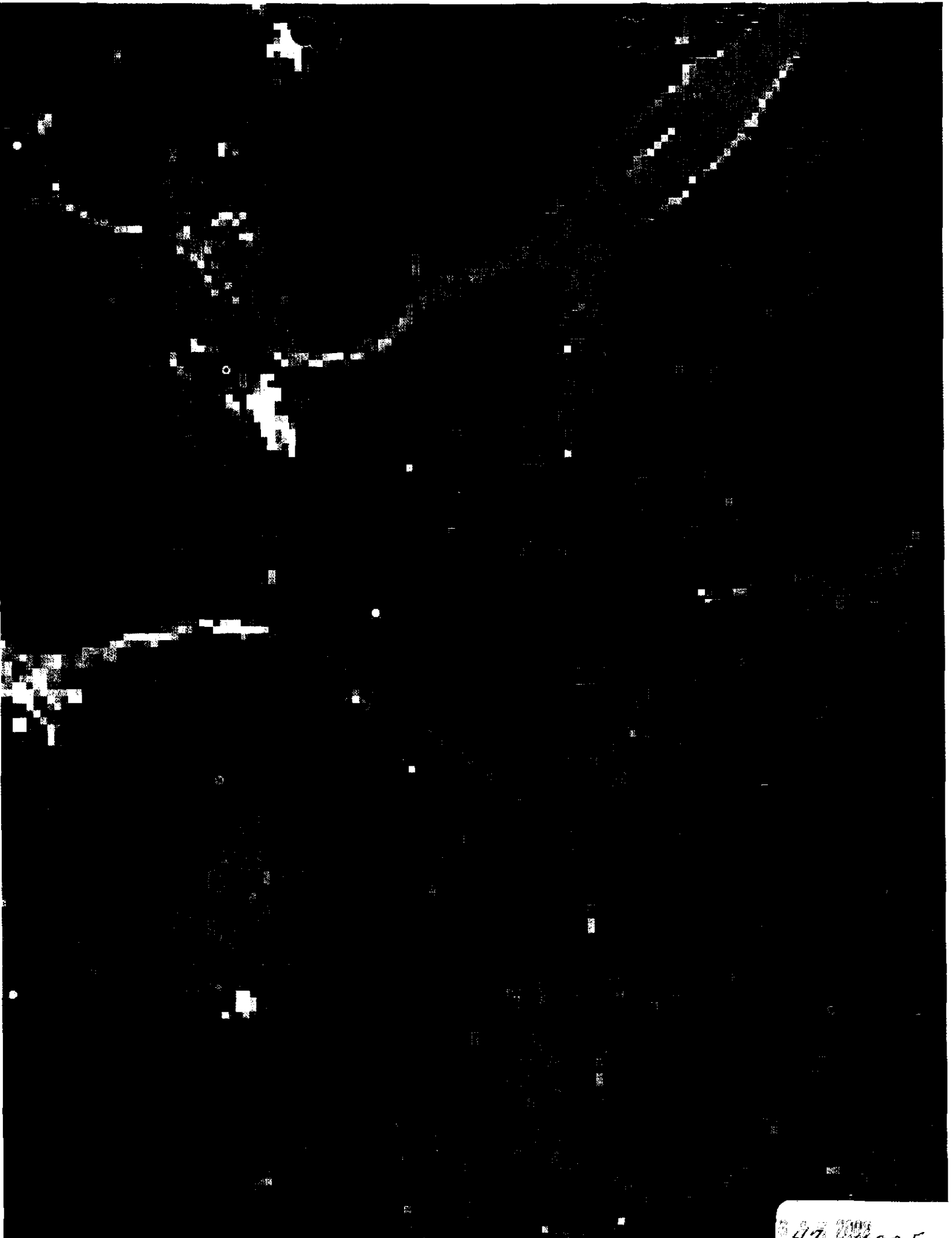
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AUG 15 2002

47-16825





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

July 3, 2003

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GEORGE R STORY
4568 RIVER ROAD
BUHL ID 83316

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 47-16825

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form (proof) submitted for the above referenced permit. The next step in the process of developing a water right is for the department to contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

During my review of your file I noted that you were permitted to develop a maximum diversion rate of 0.04 cfs in connection with a domestic in-house use. However, no irrigation was permitted under this right.

Be advised that Section 42-248, Idaho Code requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office. I have updated the mailing address on file for you to the above address.

If you have questions concerning the field examination or the uses of this right, please contact the **Southern** Regional Office of the department in Twin Falls at (208) 736-3033. You may contact me at (208) 327-7953, if you have any questions regarding my review.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office

MICROFILMED

JUL 28 2003

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 47-16825

Reviewed By: dgibson

Date: July 2, 2003

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?	X	
License examination fee required?		X	Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		S024451,	Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?		X	Measuring device installed?		X
Are the water uses correct?		X	Measure device waiver requested?		

Priority Calculation

Date proof received	06/17/2003
Date proof due	- 07/01/2003
Lapse notice sent	-
No. of days late	= 0
Holiday allowance	+
Priority date	+ 11/28/2001
New priority date	= 11/28/2001

Deficiencies of Actions Items

Acknowledge proof. Clarify the rate of diversion and that there is to be no irrigation under this right. This right is only for inhouse domestic use. Another water right covers irrigation of 2 acres, it is in the name of _____. ~~Make a change of address from the information submitted & return mail, or request a form to be completed and filed with the department by the permit holder.~~

Frank Poppay 47-7115D

Glen instructed that letter inform permit holder of discrepancy & refer to region for assistance.

U.S. Postal Service
CERTIFIED MAIL RECEIPT

Domestic Mail Only; No Insurance Coverage Provided

7000 1670 0011 3313 9239

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

5/7/03

Postmark
Here

dg

MICROFILMED

Sent To: *George R. Story*
 Street, Apt. No., or P.O. Box No.: *25680 River Rd*
 City, State, ZIP+4: *Buhl, Id 83316*
 PS Form 3800, May 2000 See Reverse for Instructions

Certified Mail Provides:

- A mailing receipt
- A tracking identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- Certified Mail is *not* available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "*Restricted Delivery*".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.

PS Form 3800, May 2000 (Reverse)

102595-99-M-2067

NDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

GEORGE R STORY
568 RIVER RD
UHL ID 83316

7-16825

Article Number (Copy from service label)

000 1670 0011 3313 9239

Form 3811, July 1999

Domestic Return Receipt

102595-00-M-095/

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

5/9/03

C. Signature

X

Bob Story

☐ Agent

☐ Address

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail

☐ Express Mail

☐ Registered

☐ Return Receipt for Merchandise

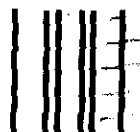
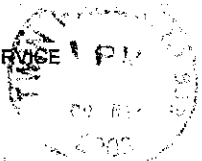
☐ Insured

☐ C.O.D.

4. Restricted Delivery? (Extra Form 3811) ☐ Yes

JUL 28 2003

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees
Paid
Permit No. G-1

• Sender: Please print your name, address, and ZIP+4 in this box •

IDAHO DEPT OF WATER
RESOURCES
ATTN DEBORAH GIBSON
1301 N ORCHARD ST
BOISE ID 83706

IDAHO DEPT OF WATER

MICROFILMED

JUL 28 2003

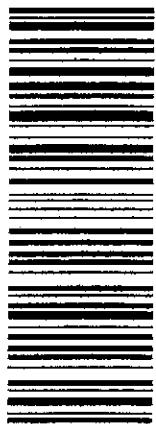


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Idaho 83720-0098

Return Service Requested

RECEIVED
MAY - 5 2003

Department of Water Resource



7000 1670 0011 3313 9413



Resent 5/7/03 dg
47-16825 R.V.R. Rd.
4568 R.V.R. Rd.
Buhl ID 83316

MICROFILMED
2003 5 8 2003



April 30, 2003

GEORGE R STORY
216 FLORAL AVE
BUHL, ID 83316

PROOF DUE NOTICE

RE: PERMIT NO. 47-16825

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before July 01, 2003. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

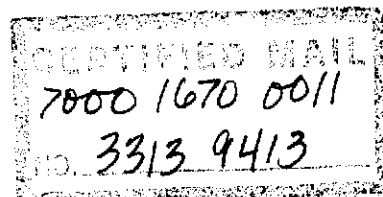
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

Sincerely,

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures



MICROFILMED

JUL 2 8 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 2, 2002

GEORGE R STORY
216 FLORAL AVE
BUHL ID 83316

RE: Permit No. 47-16825

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

MICROFILMED

AUG 15 2002

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Sharla Curtis

for Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

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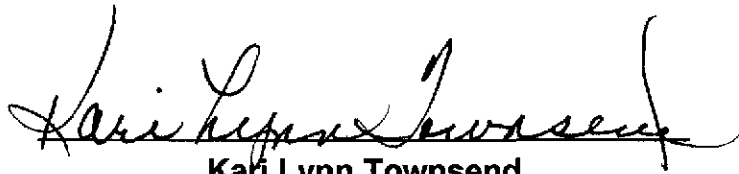
AUG 15 2002

CERTIFICATE OF SERVICE

I hereby certify that on July 2, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 47-16825

**GEORGE R STORY
216 FLORAL AVE
BUHL ID 83316**

A handwritten signature in cursive script, reading "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

MICROFILMED

AUG 15 2002

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MICROFILMED

AUG 15 2002

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS

Reviewed by Sharla Curtis on 6/26/02

No. 47-16825 Name: Story Corp. Officers N/A Ad ok / Govt Lots

AREA OF CONCERN: No/Yes ESDA Moratorium TF GWMA dom ok TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046
Basin 34 - 084 (if necessary)
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067

~~WMD~~

Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
→ > 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121

Trust - 054 (consumptive uses)
Non-Trust - 048 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18C-01H-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/FS)-111 (instream stock)
MINING - 054-106
HEAT/COOL - R07 (injection well)
FIRE PROT - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8
POWER - 17H or 17K (+uses)-17G (under FERC)
or 17M (not FERC regulated)
025-027-R22-08A

BENEFICIAL USE DUE: 7/01/2003

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
≤ 1 yr - 26A
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - WB9

PLANNING REVIEW/RESPONSE

WD - R04 (WD# _____)
≤ 0.20 cfs/others - 01H, 01P or No MD
> 0.20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or WB

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W23, N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - W23, 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

MUNICIPAL

Restricted area - 022,075
Irr., GW supp to SW - 102
Future needs - 007,109
FISH PROP - 029 (70's only)-007-122-106
DOMESTIC
Surface water - WB5 (Big Wood/Boise above Star Bridge)
- 27A (Payette R)
>1 in restricted area - 070-071-075 (no parks/common areas)
Irr separate or none allowed - WB5 (1)
GW w/irrigation from SW evident - 065-104
Moratorium approvable - W03 (2500 gpd - meets domestic def
i.e. D/convenience store)

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON _____ - _____ (Per updated map)

IRR VOLUME/ACRE _____

OTHER CONDITIONS/REMARKS W03?

COMMENTS _____

George Stacey

STATE OF IDAHO
IDWR SOUTHERN REGION
APPLICATION FOR PERMIT ANALYSIS SHEET

RECEIVED

JUN 21 2002

DEPARTMENT OF WATER RESOURCES

INITIAL REVIEW BY J. Stanton DATE 12-6-01

REQUIRED INFORMATION (Ck if OK)

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.
- ☒ Address
- ☒ Source (see USGS quad for names of water sources)
- ☒ Point of diversion (10 Acres for spring, lot & block descriptions for subdivisions, local name, flow &/or volume.
- ☒ County
- ☒ Quantity (flow &/or volume)
- ☒ Period of use
- ☒ Nature of proposed use (include description of use)
- ☒ Description of diverting works.
- ☒ Time required for beneficial use of water.
- ☒ Place of use or acres irrigated.
- ☒ Map
- ☒ Signature (If applicant is corp., partnership, or municipality, title of signator is required)
- ☒ Fee
- ☒ Yes ☐ No* In form to receipt?

++++PROPOSED PRIORITY DATE 11-28 11, 2001

ADDITIONAL INFORMATION

- ☒ Overlapping place of use(Describe source & relationship to present application on the back.
- ☒ Overlapping point of diversion.
- ☒ Yes ☒ No Is Source Surface Water?
- ☐ If Yes Send Copy to F&G.
- ☐ If Yes Field check/memo required.
- ☐ Field check/memo by _____
- ☐ Yes ☒ No Field report attached?
- ☐ Yes ☒ No Critical Ground water area?
- ☒ Yes ☐ No Groundwater management area?
- ☐ Yes ☒ No Measurement District or Groundwater District?
- ☐ What District? _____
- ☐ Yes ☒ No Send Dam safety information?
- ☐ Yes ☒ No Send power requirement letter?
- ☐ Yes ☒ No Send fish farm requirement letter?
- ☐ Yes ☒ No Power residency affidavit attached?
- ☐ Yes ☒ No Power efficiency form?
- ☒ Yes ☐ No Within trustwater boundary?(If yes, attach trustwater supplementary analysis sheet.
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft? (If yes, attach large diversion supplementary analysis sheet.
- ☐ Yes ☒ No Is Application made to record Pre Nev 1987 Development?
- ☐ If Yes then request clear evidence of when use started.

* REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT:

Date Requested _____

Date Sent Comments Received

SEND COPIES TO:

☐ Idaho Dept of Health & Welfare	_____	_____
☐ USDI BLM	_____	_____
☐ Idaho Dept of Fish & Game	_____	_____
☐ USFS	_____	_____
☐ Idaho Dept of Lands	_____	_____
☐ Water Dist. No. _____	_____	_____
☐ Adjudication Bureau Unit	_____	_____
_____	_____	_____
_____	_____	_____

PROCESSING ☒ Yes ☐ No In form for Advertising?
☐ Yes ☒ No Statewide Advertising?
☒ Yes ☐ No Fee amount, receipt date & No. recorded?

☐ Yes ☐ No Has all requested additional information been received?
If not, describe action taken: _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received?
☒ Yes ☐ No Application published correctly? If not, record action taken.

☒ Yes ☐ No Publication dates and paper recorded?

Final date for protest: _____

☐ Yes ☒ No Protests received?

☐ Yes ☒ No Protested?

Describe Resolution: _____

☐ Yes ☒ No Measuring device required?

☐ Yes ☒ No Access port required?

☐ Yes ☒ No Will water be delivered by watermaster? If yes, what dist? _____

☒ Yes ☐ No Special conditions codes: _____

☒ Yes ☐ No Is Evaluation Memo Attached?

If yes; date of Memo 6/18/02

Date of priority recommended: 11/28/2001

COMMENTS:

RECOMMEND ☒ Approval ☐ Denial

By AM Date 6/18/02

MEMO

FROM: Allen Merritt 

DATE: June 18, 2002

TO: Permit No: 47-16825

In the Name of: George Story

SUBJECT: Review and Recommendation

This application proposes development of a single domestic use from an existing hot water well in the Banbury Hot Springs Ground Water Management Area. The application was processed pursuant to 5/6/1997 direction from Norm Young as documented in e-mail message same day. The application was processed without protest. Written notice of the application was provided to the chairman of the Banbury Hot Springs Ground Water Management Area Advisory Committee. No comment resulted.

Recommendation

I recommend that the application be approved subject to the following conditions:

WATER RIGHT NO. 47 16825

- 004 The issuance of this right does not grant any right-of-way or easement across the land of another.
- 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted and shall annually report the information to the Department.
- WB5 Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation. Domestic use includes heating and in-house culinary and is limited to no more than 13,000 gallons per day.

MICROFILMED

JUN 15 2002

STAFF ANALYSIS SUPPLEMENT

Local Description of new proposed site:

(City or local landmark).

Other:

[illegible]

AUG 15 2002

May 29, 2002

James E. Stanton
Sr. Water Resource Agent
Twin Falls Idaho.

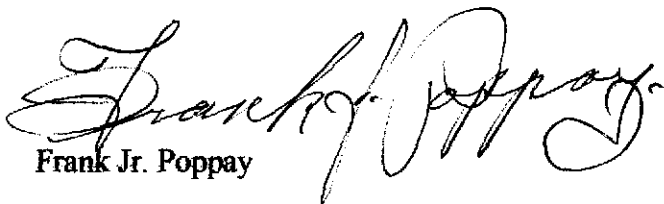
RECEIVED
MAY 30 2002
Department of Water Resources
Southern Region

Reference to the application of George Story, permit # 47-16825

Dear Mr. Stanton:

Frank and Evelyn Poppay do agree To give George and Ruth Story permission to hook up to our geothermal water well for domestic use only, the hook up is to be a one inch line from our well to their new home, any other use or hook up without written permission voids this agreement.

Regards,


Frank Jr. Poppay

F. J. Poppay
4586 River Rd.
Buhl Id. 83316

MICROFILMED
AUG 15 2002

From: DWR60::AMERRITT 6-MAY-1997 08:43:37.26
To: @STAFF
CC: AMERRITT
Subj: DOMESTIC HOT WATER WELL IN BANBURY GROUNDWATER MANAGEMENT AREA

DUE TO A RECENT INQUIRY REGARDING WHAT IS REQUIRED FOR HOOKING UP A HOUSE TO AN EXISTING HOT WELL (GREATER THAN 85 DEG F) FOR DOMESTIC PURPOSES, WE HAVE BEEN GIVEN SOME GUIDANCE FROM NORM YOUNG.

DISCUSSION: AS YOU MAY KNOW THE BANBURY GROUNDWATER MANAGEMENT AREA WAS CREATED OUT OF CONCERN FOR THE HOT WATER AQUIFER BEING OVER APPROPRIATED. WHEN THE BGMA WAS CREATED, ALL APPLICATIONS WERE PUT ON HOLD AND THOSE WITH PERMITS WERE REQUIRED TO CEASE DEVELOPMENT AND FILE PROOF. THE LOOPHOLE IN THIS IS THAT DOMESTIC USES AS DEFINED IN 42-111 COULD STILL BE DEVELOPED SINCE THEY DO NOT REQUIRE A WATER RIGHT PERMIT. AS A RESULT, SOME HAVE OPTED TO DRILL SINGLE WELLS FOR DOMESTIC PURPOSES THAT UTILIZE THE HEAT FOR DOMESTIC PURPOSES. THE PROBLEM WITH THIS IS IT ENCOURAGES A LOT OF SINGLE HOUSEHOLD WELLS AND INCREASES THE CHANCE THAT THE CONFINED HOT WATER AQUIFER IS PENETRATED AND CAUSED TO LEAK INTO THE UPPER COLD WATER AQUIFER IF THE WELL IS POORLY CONSTRUCTED.

THE SPECIFIC INQUIRY INVOLVES A LOT OWNER IN A SUBDIVISION WHERE AN EXISTING HOT WELL IS LOCATED. HE REQUESTS THAT HE BE ALLOWED TO HOOK ON TO THE WELL. IN ANALYZING THIS SITUATION IT APPEARS THAT PRESENTLY HE COULD DRILL HIS OWN WELL INCREASING THE CHANCE OF LEAKAGE OR WE COULD SOMEHOW ACCOMMODATE THIS TYPE OF SITUATION. THE GUIDANCE GIVEN BY NORM WAS TO REQUIRE A DOMESTIC WATER RIGHT PERMIT FOR THIS USE. THIS WOULD ALLOW US TO GIVE PUBLIC NOTICE, CONDITION THE PERMIT & AND REDUCE THE CHANCE OF LEAKAGE OF THE AQUIFER. THIS PERMIT IS FOR SINGLE HOUSEHOLD USE ONLY FROM AN EXISTING WELL. WE WILL NOT PROCESS A PERMIT FOR MULTIPLE OWNERSHIP SUBDIVISIONS.

IN PROCESSING THE PERMIT, THE USE WILL BE FOR SINGLE HOUSEHOLD DOMESTIC AND LIMITED TO TYPICAL HOT WATER DOMESTIC USES SUCH AS HEATING, HOT TUB, ETC BUT THE PERMIT SHOULD BE CONDITIONED AS TO NOT ALLOW IRRIGATION OF LAWNS SINCE 42-233 PREVAILS. THE USE IS LIMITED TO 13,000 GPD.

IF INDIVIDUALS STILL WISH TO DRILL THEIR OWN WELL THEY DO NOT NEED A WATER RIGHT PERMIT BUT ARE REQUIRED A DRILLING PERMIT WHICH SHOULD HAVE APPROPRIATE USE LIMITATIONS PLACED ON THE PERMIT AND ALSO A DRILLING PROSPECTUS SHOULD BE REQUIRED IN THE BGMA.

Post-it® Fax Note	7671	Date	# of pages 2
To Glen Sexton		From Allen Merritt	
Co./Dept.		Co.	
Phone #		Phone #	
Fax #		Fax #	

MEMO

TO: FILE DATE: 6-7-2002
FROM: JIM STANTON
RE: App for Permit 47-16825, George Storey

Today I spoke with Mrs. Frank Poppay. They owned the proposed place of use for this application, but she confirmed that they did sell it to the applicant. It therefore appears that this file can now be sent to S. O. for final action.

MICROFILMED
AUG 15 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 22, 2002

George R Storey
216 Floral Ave
Buhl, ID
83316

RE: App for Permit 47-16825

Dear Mr. Storey;

We have completed the initial processing of your application, and are ready to send it to our Boise office for final action. However, we still have not received written permission from Mr. Poppay to use his well to provide geothermal water to your home. We will continue to hold this application until his permission is received in this office.

Regards,

James E. Stanton
Sr. Water Resource Agent

MICROFILMED

AUG 15 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 27, 2002

Don Campbell
4449 N 1325 E
Buhl, ID
83316

RE: App for Permit 47-16825

Dear Mr. Campbell;

As chairman of the Banbury Springs Groundwater Management Area, we are requesting your comments on the above-referenced application. Please submit any written comments to this office by April 24. If we do not hear from you by then, we will assume that you are satisfied that approval of this application will not negatively impact the BBGWMA.

Regards,

James E. Stanton
Sr. Water Resource Agent

MICROFILMED
AUG 15 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 28, 2002

George R Story
216 Floral Ave
Buhl, ID
83316

RE: App for Permit 47-16825

Dear Mr. Story;

We have finished the regional processing of your application. Before we can send your file to our Boise office for final action, however, we need written proof that you own the proposed place of use. If you do not own the place of use, we need written permission from Mr. Poppay for you to make a development on his land. Also, we need written permission from him for your use of his well.

Regards,

James E. Stanton
Sr. Water Resource Agent

MICROFILMED

AUG 15 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 28, 2002

Banbury Hot Springs Groundwater Management Area Committee
ATTN: Don Campbell
4449 N 1325 E
Buhl, ID
83316

RE: App for Permit 47-16825, George R. Storey

Dear Mr. Campbell;

Enclosed is a copy of this pending application for your review. If you have comments, please submit them to this office by February 27. If we do not hear from you by then, we will assume that the Committee is not concerned with this application.

Regards,

James E. Stanton
Sr. Water Resource Agent

MICROFILMED

AUG 15 2002

The following applications have been filed to appropriate the public waters of the State of Idaho, Twin Falls County: 45-13412

CITY OF MURTAUGH

PO BOX 157

MURTAUGH ID 83344

Point(s) of Diversion: L1 (NWNW) S7; L6 (NWSW) S6 T11S R20E

Source: GROUND WATER

Use: 01/01 To 12/31

MUNICIPAL (0.9 CFS)

Date Filed: 12/04/2001

Remark: Application proposes diverting 0.90 cfs from an existing well and/or a new well to be drilled for municipal use within the City of Murtaugh water service area.

47-16825

GEORGE R. STORY

216 FLORAL AVE

BUHL ID 83316

Point(s) of Diversion: NENESE S9 T09S R14E

Source: GROUND WATER

Use: 01/01 To 12/31

DOMESTIC (0.04 CFS)

Date Filed: 11/28/2001

Place Of Use: NWSW S10 T09S R14E

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before 01/22/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Times News on 01/03/02 & 01/10/02.

LINDA CAPPS-McGUIRE
NOTARY PUBLIC
STATE OF IDAHO

RECEIVED

JAN 11 2002

Department of Water Resources
Southern Region

Nº 43574

Publication

O
TWIN FALLS } SS.

Yoderhead being first duly sworn upon oath, depose
Municipal clerk of the TIMES-NEWS, published daily at,
and do solemnly swear that a copy of the notice of advertisement, as per clipping
led in the regular and entire issue of said newspaper, and not in any supplement
two consecutive weeks,
issue dated January 3, 20 02,
issue dated January 10, 20 02.

certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho
d theretofore daily except Sunday, and the Twin Falls News, published theretofore daily
high newspapers prior to consolidation had been published under said names in said city and
uninterruptedly during a period of more than twelve consecutive months, and said TIMES-
lidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at
r began daily publication under said name in said city and county continuously and unin-

y that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated
notice by law or by order of any court of competent jurisdiction within the state of Idaho to
is announced as the day on which said legal notices will be published.

S

day of January in the year 2002 before me,
appeared Ricky Yoderhead,
to be the person whose name subscribed to the within instrument, and being by me first
e statements therein are true, and acknowledged to me that he executed the same.

Linda Capps McGuire
Notary Public for Idaho

Residing at Twin Falls, Idaho.

My commission expires: 5-19-03

RECEIVED

OK MB
1/18/02

JAN 11 2002

Affidavit of Publication

STATE OF IDAHO }
COUNTY OF TWIN FALLS } SS.

Department of Water Resources
Southern Region

No 43574

I, Ruby Cufferheid, being first duly sworn upon oath, depose
and say that I am principal clerk of the TIMES-NEWS, published daily at,
Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping
attached, was published in the regular and entire issue of said newspaper, and not in any supplement
thereof, for two consecutive weeks,
commencing with the issue dated January 3, 20 02,
and ending with the issue dated January 10, 20 02.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho
Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily
except Monday, both of which newspapers prior to consolidation had been published under said names in said city and
county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-
NEWS, since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at
which time said newspaper began daily publication under said name in said city and county continuously and unin-
terruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated
as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho to
be issue thereof, Thursday is announced as the day on which said legal notices will be published.

STATE OF IDAHO
COUNTY OF TWIN FALLS

On this 10th day of January in the year 2002, before me,
a Notary Public, personally appeared Ruby Cufferheid,
known or identified to me to be the person whose name subscribed to the within instrument, and being by me first
duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

LINDA CAPPS-McGUIRE
NOTARY PUBLIC
STATE OF IDAHO

Linda Capps McGuire
Notary Public for Idaho

Residing at Twin Falls, Idaho.

My commission expires: 5-19-03

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 26, 2001

ATTN LEGALS DEPT
TIMES NEWS
PO BOX 548
TWIN FALLS ID 83303-0548

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Administrative Assistant

Enclosure

MICROFILMED

DEC 27 2002

The following applications have been filed to appropriate the public waters of the State of Idaho, Twin Falls County:

45-13412

CITY OF MURTAUGH
PO BOX 157
MURTAUGH ID 83344

Point(s) of Diversion: L1 (NWNW) S7; L6 (NWSW) S6 T11S R20E

Source: GROUND WATER

Use: 01/01 To 12/31

MUNICIPAL (0.9 CFS)

Date Filed: 12/04/2001

Remark: Application proposes diverting 0.90 cfs from an existing well and/or a new well to be drilled for municipal use within the City of Murtaugh water service area.

47-16825

GEORGE R. STORY
216 FLORAL AVE
BUHL ID 83316

Point(s) of Diversion: NENESE S9 T09S R14E

Source: GROUND WATER

Use: 01/01 To 12/31

DOMESTIC (0.04 CFS)

Date Filed: 11/28/2001

Place Of Use: NWSW S10 T09S R14E

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before 01/22/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Times News on 01/03/02 & 01/10/02.

MICROFILMED

MAY 15 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 26, 2001

GEORGE R. STORY
216 FLORAL AVE
BUHL ID 83316

Re: Application for Permit No. 47-16825

Dear Applicant:

The Department of Water Resources acknowledges receipt of your water right application. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office has scheduled advertising the application in the **Times News** for 01/03 & 01/10/02. A period of ten days following the second publication will be allowed for the submittal of protests. **(January 22, 2002)**

If an application is protested the applicant will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If an application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify the applicant of the outcome of this review. If a permit is issued, the applicant will be sent a copy. A typical processing time for an un-protested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Mary A. Baldwin
Administrative Assistant

MICROFILMED

APR 13 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 28, 2001

George R. Story
216 Floral Ave
Buhl, ID
83316

Dear Mr. Story;

This letter is being written per your request regarding your pending purchase of 2 acres of Tax Lot 1497 from Frank Poppay. You have stated that the land is now irrigated from the same geothermal well that supplies water to Mr. Poppay's home. Water Right 47-7115D covers this use, so will need to submit a Change of Ownership of Water Right to this Department when you actually purchase the land.

You have further stated that you plan to build a home on the 2 acres, and will continue to receive all of your water from the Poppay well. As this area is part of the Banbury Groundwater Management Area, you will need to apply for a water permit for domestic use in your new home; you have complied by applying for Permit 47-16825. You will be limited to 13,000 gallons of water per day for in-house domestic use, as your outside use will be under the existing irrigation right.

If I can be of further assistance, feel free to contact me.

Regards,

James E. Stanton
Sr. Water Resource Agent

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