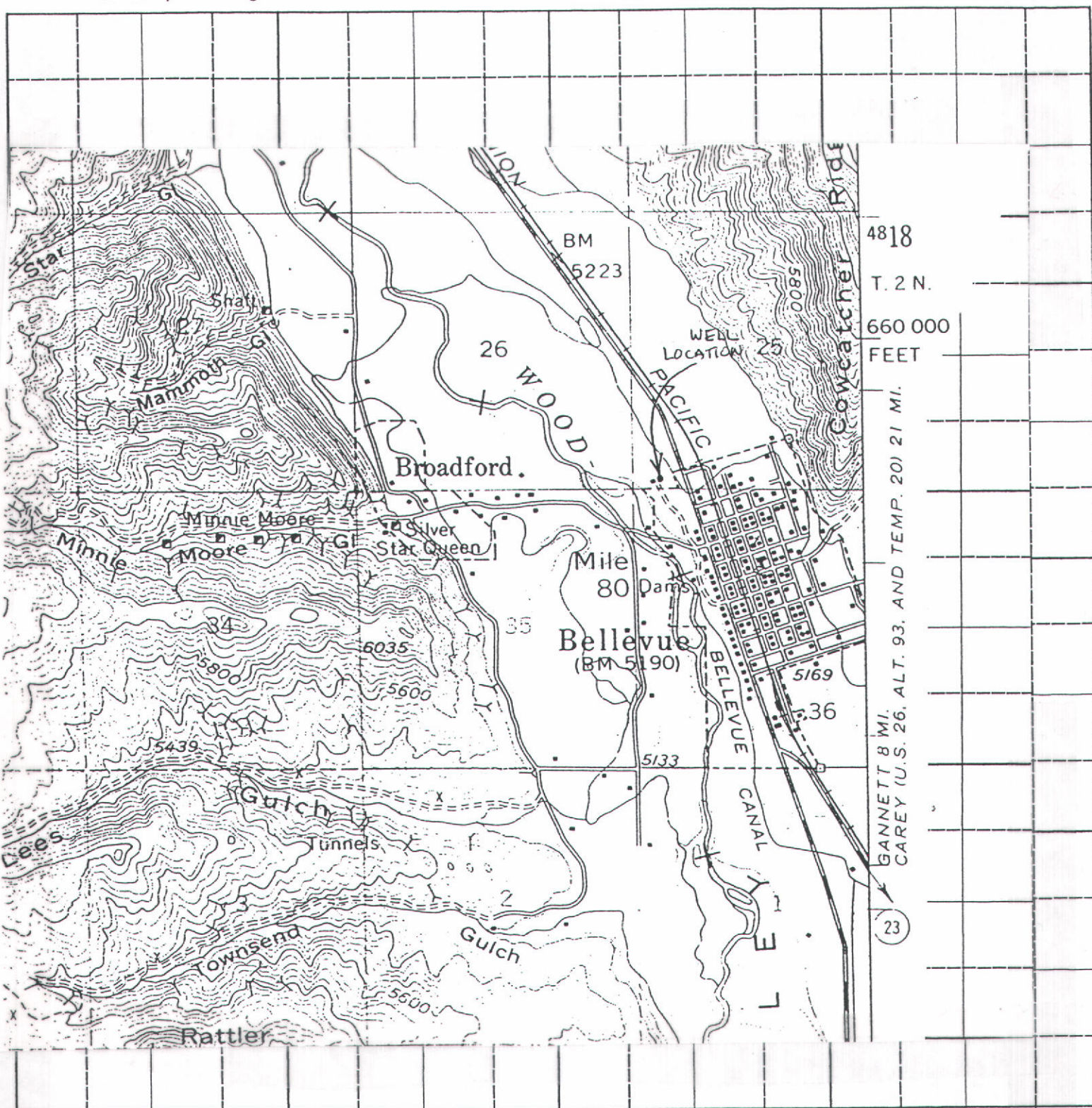


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

MICROFILMED

AUG 12 1997

Mate Brothwell

(Applicant)

37-08862

AFFIDAVIT of PUBLICATION RECEIVED

MAY 29 1997

Department of Water Resources
Southern Region

State of Idaho, }
County of Blaine } SS.

On this 28 day of May, in the year 1997, before me a Notary Public of said State, personally appeared **DANIEL J. GORHAM**, known or identified to me to be the person whose name is subscribed to be 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. As the publisher of the Wood River Journal, he/she attests that said newspaper has been continuously and and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 21 day of May, 1997, and the date of the last publication was on the 28 day of May, 1997.

Subscribed and sworn to before me this 28 day of May, 1997.
(SEAL)

NOTARY PUBLIC

#10548
WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line 11.5
Number of Lines in Notice 40.733
Number of Insertions 2
Lines tabular at 7¢ / Pica
40.733 Lines straight at 28.106 6¢ / Pica
40.733 Subsequent lines at 23.422 5¢ / Pica
TOTAL COST +5 \$56.53

Permit No. 37-08862

COPY OF NOTICE
(Paste Here)

Application for water permit
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Idaho Dept. Water Resources
BILL TO

NOTICE OF APPLICATION FOR WATER PERMIT

The following application has been filed to appropriate the public waters of the State of Idaho:

CITY OF BELLEVUE

PO BOX 449

BELLEVUE ID 83313

Application for Permit No.

37-08862

Source: groundwater

Diversion Pt(s): SW1/4SW1/4,
S25, T02N, R18E; Blaine
County.

Use: 1/1-12/31

Municipal (0.668 cfs)

In: Place of use within area
serviced by city of Bellevue.

Date Filed: 05/12/97

The permit will be subject to all prior water rights. Any protest must be filed with the Director, Dept. of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before June 9, 1997. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Wood River
Journal on 5/21 & 5/28/97.

Publication Rates
As of Jan., 1990

(Idaho Code,
Reb. Statutes 1984)
7-8 pt./line straight: .5/pica
7-8 pt./line tabular: .6/pica
7-8 pt./line successive
insertion: .4/pica

MICROFILMED

AUG 12 1997 10548

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)
37-08862 IN THE NAME OF CITY OF) **ORDER OF**
BELLEVUE) **REINSTATEMENT**
_____)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted to the Department on or before July 1, 1999; and,

WHEREAS, the Department notified the permit holder on April 30, 1999, by certified mail that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

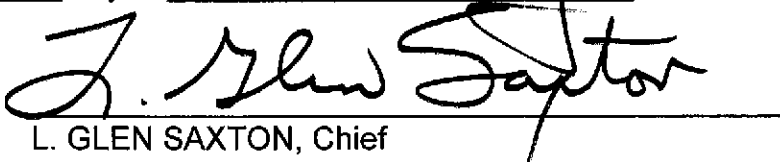
WHEREAS, on July 1, 1999, the permit lapsed, since the permit holder had not submitted an acceptable proof of beneficial use or extension of time request to the Department; and,

WHEREAS, Section 42-218a, Idaho Code, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting an acceptable proof of beneficial use on July 12, 1999;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 37-08862 is **REINSTATED** with an advance in priority to May 23, 1997.

DATED this 3rd day of January, 2000.


L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED
JAN 20 2000

RECEIVED

JUL 12 1999

Form No. 217
7/94

Department of Water Resources

FOR OFFICE USE ONLY
Amt. of Fee \$: 100.00
Receipt No. 0045870
Receipt By: [Signature]
Date Received: 7/12/99

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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 who has been appointed by the department.

1. Permit No. 37-08862 Telephone No. (208) 788-2128
2. Name(s) of Permit Holder(s): CITY OF BELLEVUE
3. Mailing Address: PO BOX 449 BELLEVUE, ID 83313
4. Source of Water: WELL If GROUNDWATER (well), Date Drilled: mo. 8 / yr. 95
 a. Well Driller: ANDREW WELL DRILLING Drilling Permit Number: 37 - 95 - S - 0145-801
 b. OPTIONAL:
 Pump Horsepower: 20 HP Pressure (psi): 60 PSI Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
 Domestic (No. of households): _____ Stockwater (No. and type of stock): _____
 Irrigation (No. of acres): _____ Other: MUNICIPAL
6. Total rate of diversion and/or volume for which proof is submitted: 0.67 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? UNCERTAIN Yes _____ or No _____
 Has the measuring device been installed? Yes _____ or No X
 Flow Measurement Port: Is a flow measurement port required? Yes _____ or No _____
 Has the measurement port been installed? Yes _____ or No _____
8. Fee Enclosed: \$ 100.00 (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: CITY OF BELLEVUE / RICK TURNER Telephone Number: (208) 788-2128
 Address: PO BOX 449 BELLEVUE, ID 83313
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder:

MAYOR STEVE FAIRBROTHER

Date:

7/8/99

MICROFILMED

MICRO

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 37-08862

Proposed Priority: May 12, 1997

Maximum Diversion Rate:

0.67 CFS

This is to certify, that CITY OF BELLEVUE
PO BOX 449

BELLEVUE ID 83313-0449

has applied for a permit to appropriate water from: GROUNDWATER

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

MUNICIPAL

01/01 to 12/31

0.67 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 25, Township 02N, Range 18E
BLAINE County

PLACE OF USE: See Remarks

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1999.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right holder shall comply with Idaho well construction standards when constructing a well pursuant to this right.
5. The daily diversion volume for non-domestic uses under this municipal right shall not exceed 2,500 gallons per use and the daily diversion volume for domestic uses under this right shall not exceed 13,000 gallons per dwelling in accordance with Section 42-111, Idaho Code.
6. Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.
7. The issuance of this right does not grant any right-of-way or easement across the land of another.
8. Place of use within city of Bellevue and surrounding service area.
9. The right holder shall install and maintain a totalizing measuring device of a type approved by the department as part of the diverting works on each point of diversion.

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

3rd day of July, 1997.

Karl J. Dreher
for Karl J. Dreher, Director

AUG 12 1997

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED

APR 28 1997

JUN 23 1997

Department of Water Resources
Southern Region

Department of Water Resources

1. Name of applicant CITY OF BELLEVUE Phone (208) 788-2128
Post office address PO BOX 449 BELLEVUE ID 83313
2. Source of water supply GROUNDWATER which is a tributary of N/A
3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 25 Township 2N Range 18E B.M. BLAINE County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
* 0.67
Amount 0.668 for MUNICIPAL purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (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 is (a) 0.668 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. EXISTING 6" WELL WITH A PROPOSED 40HP
PUMP CONNECTED TO A DOMESTIC WATER SUPPLY SYSTEM IN THE CHANTRELLE II SUBDIVISION
- b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total
reservoir capacity N/A acre-feet; period of year when water will be diverted to storage:
N/A to N/A inclusive.
- c. Proposed well diameter is 6" inches; proposed depth of well is 220' feet.
- d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
ONE YEAR years (minimum 1 year).

AUG 12 1997

* rounded to nearest 1/100th per department rule 6.1.1. c. 3. 6/30/97.

8. Description of proposed use (irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in KW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; show name of municipality. CITY OF BELLEVUE IDAHO
 - Domestic; show number of households. _____
 - Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2N	18E	25											M						
2N	18E	26																M	

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. MUNICIPAL WELL SAME AREA AS THIS TEST WELL, RIGHT 37-08848

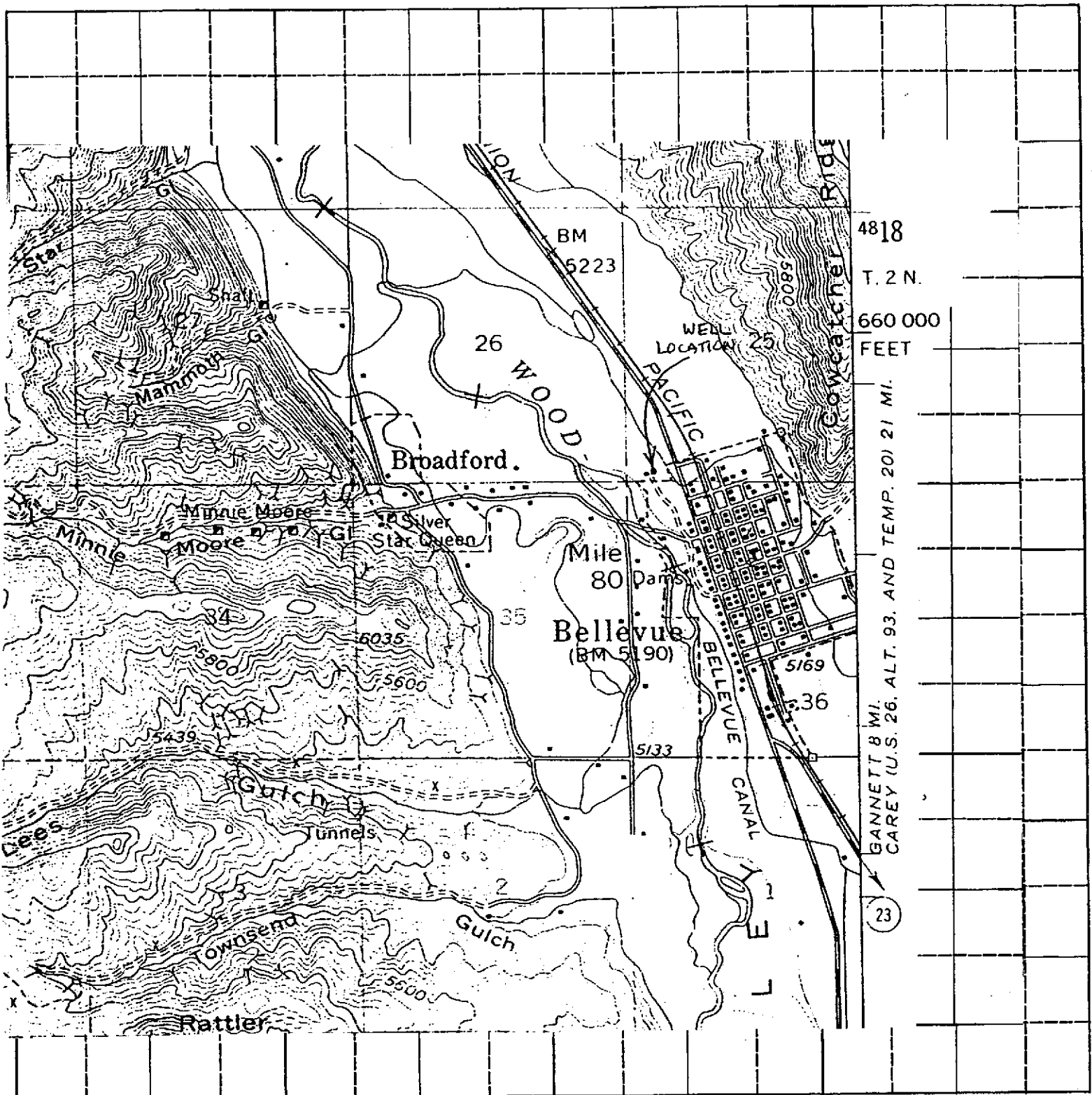
- Who owns the property at the point of diversion? CITY OF BELLEVUE
- Who owns the land to be irrigated or place of use? _____
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: WELL WAS DRILLED AS TEST WELL FOR A MUNICIPAL WELL. THE DRILL PERMIT IDENTIFICATION NUMBER FOR THE TEST WELL IS 37-95-S-0145-801. THE DRILL PERMIT IDENTIFICATION NUMBER FOR THE MUNICIPAL WELL IS 37-95-S-0180-000 WITH WATER RIGHT NUMBER 37-08848.

RECEIVED
AUG 12 1997

37-08862

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



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.

Walter Brothwell
(Applicant)

37-08862

Retnd. Check incorrect amount GLS 01MAY97

Received by MB Date 6/8/97 Time 9:40 am Preliminary check by GLS

Fee \$ \$100 Receipted by GLS # 5020101 Date 12MAY1997

Publication prepared by MB Date 5/12/97 Published in Wood River Journal

Publication approved MB Date 5/30/97

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. _____, and said application is hereby _____.

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 _____, 19 ____.

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. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

REC'D: PLANT

AUG 12 1997

37-08862



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 3, 2000

Pat Brown
109 S. Adams St.
Jerome, ID 83338

RE: Public Records Act Request

Dear Mr. Brown:

The Department of Water Resources received your letter dated February 24, 2000, requesting certain information and asked that I coordinate the Agency's response. Requests to obtain information from state agencies are governed by Idaho's Public Records Act I.C. 9-337 et seq.

Enclosed are photocopies of documents requested by you. Please remit to the Department \$13.00 as payment for the copies. (260 copies @ \$.05 each).

Please call me at (208) 327-7924 should you have additional questions or require further assistance in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'John W. Homan', written over a horizontal line.

John W. Homan
Deputy Attorney General
Natural Resources Division

JWH/lah

Encl.

cc: Reception Desk

HP LaserJet 3100
Printer/Fax/Copier/Scanner

SEND CONFIRMATION REPORT for
IDAHO DEPT OF WATER RESOURCES
2083275400
Feb-25-00 3:34PM

Job	Start Time	Usage	Phone Number or ID	Type	Pages	Mode	Status
919	2/25 3:33PM	1'12"	2087363037	Send.....	5/ 5	EC144	Completed.....

Total 1'12" Pages Sent: 5 Pages Printed: 0



State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 23728, Boise, Idaho 83728-0028
Phone: (208) 327-7900 FAX: (208) 327-7866

DON KENNEDY
GOVERNOR
KARL J. DREIER
DIRECTOR

TRANSMITTAL COVER SHEET

FAX NUMBER: (208) 327-5400

DATE: 2/25/00

TO: Allen Merritt

FROM: Vicky Music

IDWR - Southern Region

IDWR - Legal

DOCUMENT DESCRIPTION: Enclosed is a public information request from attorney Pat Brown, and John Brown's response. Although John's letter indicates Pat can contact you for the claims files, he has since decided that we should take a look at them before sending them to Pat, and send everything together.
So - will you please send us copies of the entire claims files for the water rights numbers referenced in Pat's letter? We will need them by mid week as we have 10 business days to send him the documents. Thanks!

COVER SHEET+ 4 PAGES

CONTACT: Vicky Music
327-7928

IF YOU DO NOT RECEIVE ALL THE PAGES

ROUTING SLIP

Distribution	Provided for your:
Date:	Information
To: Vicki Music (SRA)	Comments
From: D Jones	Approval
	Signature
Special Notes:	
Copies of claim files, per Pat Brown request.	

137-1208

137-01637



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

TRANSMITTAL COVER SHEET

FAX NUMBER: (208) 327-5400

DATE: 2/25/00

TO: Allen Merritt

FROM: Vicky Music

IDWR - Southern Region

IDWR - legal

DOCUMENT DESCRIPTION: Enclosed is a public information request from attorney

Pat Brown, and John Homan's response. Although John's letter indicates Pat can contact
you for the claims files, he has since decided that we should take a look at them
before sending them to Pat, and send everything together.

So - will you please send us copies of the entire claims files for the water rights

numbers referenced in Pat's letter? We will need them by mid week as we have 10 business
days to send him the documents. Thanks!

COVER SHEET + 4 PAGES

CONTACT: Vicky Music **IF YOU DO NOT RECEIVE ALL THE PAGES.**
327-7928

THANK YOU!

Kathy - Plz copy contents
of all files for public
records request. Deadline:
end of Monday - need to
be week
return to Vicky - YAY!

PATRICK D. BROWN, P.C.
LAW OFFICES

RECEIVED

FEB 25 2000

Department of Water Resources

February 24, 2000

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706

RE: Public Records Request

City of Bellevue Water Right Nos.

37-01208 +

37-07637 +

37-08056 +

37-08261 -

37-08597 -

37-08701 -

37-08848 +

37-08862 +

all in vault
micro - 10 min - cabinet - 10 pps
collect 45
" 96
" 91

Dear IDWR:

Under the Idaho Public Records Act, Idaho Code § 9-337 to 9-347, I request copies of the writings described below.

1. All documents pertaining to the above listed water right claims, including files on permits, licenses, and SRBA adjudication documents, either produced or put into these files after January 7, 1999.

If any records identified in response to this request are being withheld because they are deemed to be privileged or exempt from release or disclosure, please identify with particularity each such writing or other record, state the applicable privilege or exemption, and state the statutory or other authority on which the denial or partial denial of this request is being made.

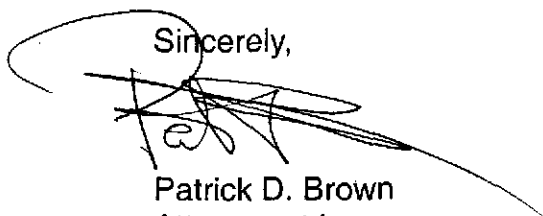
If portions of any writing are claimed to be privileged or exempt, please block out or otherwise cover the portion you claim to be privileged or exempt and provide the remainder of the record to which an exemption does not apply.

I agree to pay reasonable copying charges up to \$100 for the documents requested above pursuant to Idaho Code § 9-338, and for the cost of mailing those documents to this office at the address set forth in the letterhead. If you expect the charge to exceed one hundred dollars (\$100), please contact me in advance.

If you have questions or need clarification about the scope or meaning of any of the information requested please contact me immediately. I look forward to receiving these materials within three (3) business days as provided for in Idaho Code § 3-339

Thank you for your attention to this matter. I look forward to hearing from you soon.

Sincerely,



Patrick D. Brown
Attorney at Law

pdb/tf



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
ALAN G. LANCE

February 25, 2000

Mr. Patrick D. Brown
Spring Cove Ranch
109 South Adams Street
Jerome, ID 83338

RE: Public Records Act Request

Dear Mr. Brown:

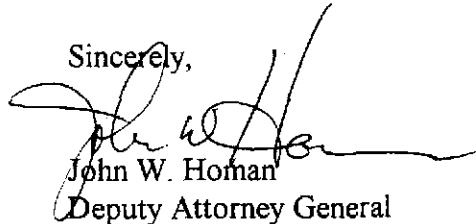
The Department of Water Resources (Department) received your letter dated February 24, 2000 requesting certain information and asked that I coordinate the Agency's response. Requests to obtain information from state agencies are governed by Idaho's Public Records Act I.C. § 9-337 et seq.

The Department will make available for your inspection during normal business hours at the State Office in Boise or the Southern Region Office in Twin Falls any files or documents in its possession not exempted under the Act. During the inspection you have the right to make a photocopy of any public record. Unless a document or file is identified specifically, the Department is not in position nor is required under the Public Records Act to examine the contents of all files and perform a search to extract special types of information for the Requestor. The request for documents in your February 25, 2000 letter is specific enough for the Department to respond by mail without on site assistance from the Requestor. As a matter of convenience, the Department will photocopy all files in their entirety identified in your request and mail a copy of the contents at a rate of \$.05 per page. The Department will attempt to mail copies of the documents within 10 working days.

Please contact Shelly Keen at the State Office (208) 327-7900 or Allen Merritt (208) 733-3033 if you wish to make an appointment to visit the Southern Region Office to inspect and copy the any of the Department's public records.

Please call me at (208) 327-7924 should you have additional questions or require further assistance in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "John W. Homan", written over the printed name.

John W. Homan
Deputy Attorney General
Natural Resources Division

Cc: Shelley Keen
Allen Merritt

PATRICK D. BROWN, P.C.
LAW OFFICES

RECEIVED

FEB 25 2000

Department of Water Resources

February 24, 2000

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706

RE: Public Records Request
City of Bellevue Water Right Nos. 37-01208 -
37-07637 +
37-08056 +
37-08261 -
37-08597 -
37-08701 -
37-08848 +
37-08862 +

Dear IDWR:

Under the Idaho Public Records Act, Idaho Code § 9-337 to 9-347, I request copies of the writings described below.

1. All documents pertaining to the above listed water right claims, including files on permits, licenses, and SRBA adjudication documents, either produced or put into these files after January 7, 1999.

If any records identified in response to this request are being withheld because they are deemed to be privileged or exempt from release or disclosure, please identify with particularity each such writing or other record, state the applicable privilege or exemption, and state the statutory or other authority on which the denial or partial denial of this request is being made.

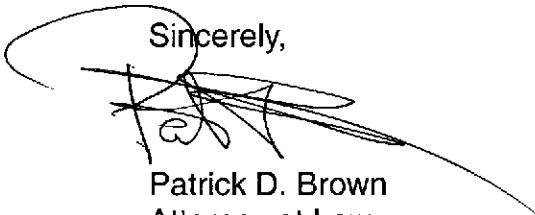
If portions of any writing are claimed to be privileged or exempt, please block out or otherwise cover the portion you claim to be privileged or exempt and provide the remainder of the record to which an exemption does not apply.

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If you have questions or need clarification about the scope or meaning of any of the information requested please contact me immediately. I look forward to receiving these materials within three (3) business days as provided for in Idaho Code § 3-339

Thank you for your attention to this matter. I look forward to hearing from you soon.

Sincerely,



Patrick D. Brown
Attorney at Law

pdb/tf



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
ALAN G. LANCE

February 25, 2000

Mr. Patrick D. Brown
Spring Cove Ranch
109 South Adams Street
Jerome, ID 83338

RE: Public Records Act Request

Dear Mr. Brown:

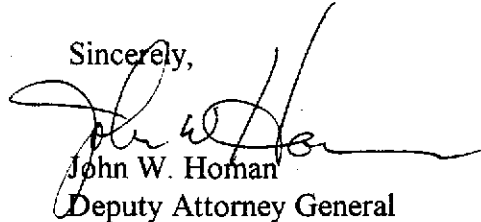
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The Department will make available for your inspection during normal business hours at the State Office in Boise or the Southern Region Office in Twin Falls any files or documents in its possession not exempted under the Act. During the inspection you have the right to make a photocopy of any public record. Unless a document or file is identified specifically, the Department is not in position nor is required under the Public Records Act to examine the contents of all files and perform a search to extract special types of information for the Requestor. The request for documents in your February 25, 2000 letter is specific enough for the Department to respond by mail without on site assistance from the Requestor. As a matter of convenience, the Department will photocopy all files in their entirety identified in your request and mail a copy of the contents at a rate of \$.05 per page. The Department will attempt to mail copies of the documents within 10 working days.

Please contact Shelly Keen at the State Office (208) 327-7900 or Allen Merritt (208) 733-3033 if you wish to make an appointment to visit the Southern Region Office to inspect and copy the any of the Department's public records.

Please call me at (208) 327-7924 should you have additional questions or require further assistance in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "John W. Homan", with a long horizontal flourish extending to the right.

John W. Homan
Deputy Attorney General
Natural Resources Division

Cc: Shelley Keen
Allen Merritt



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
ALAN G. LANCE

February 25, 2000

Mr. Patrick D. Brown
Spring Cove Ranch
109 South Adams Street
Jerome, ID 83338

RE: Public Records Act Request

Dear Mr. Brown:

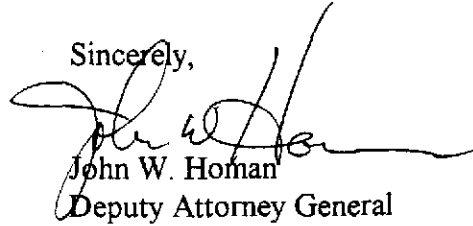
The Department of Water Resources (Department) received your letter dated February 24, 2000 requesting certain information and asked that I coordinate the Agency's response. Requests to obtain information from state agencies are governed by Idaho's Public Records Act I.C. § 9-337 et seq.

The Department will make available for your inspection during normal business hours at the State Office in Boise or the Southern Region Office in Twin Falls any files or documents in its possession not exempted under the Act. During the inspection you have the right to make a photocopy of any public record. Unless a document or file is identified specifically, the Department is not in position nor is required under the Public Records Act to examine the contents of all files and perform a search to extract special types of information for the Requestor. The request for documents in your February 25, 2000 letter is specific enough for the Department to respond by mail without on site assistance from the Requestor. As a matter of convenience, the Department will photocopy all files in their entirety identified in your request and mail a copy of the contents at a rate of \$.05 per page. The Department will attempt to mail copies of the documents within 10 working days.

Please contact Shelly Keen at the State Office (208) 327-7900 or Allen Merritt (208) 733-3033 if you wish to make an appointment to visit the Southern Region Office to inspect and copy the any of the Department's public records.

Please call me at (208) 327-7924 should you have additional questions or require further assistance in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "John W. Homan", written over the printed name.

John W. Homan
Deputy Attorney General
Natural Resources Division

Cc: Shelley Keen
Allen Merritt



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

January 3, 2000

City of Bellevue
P.O. Box 449
Bellevue, ID 83313

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08862

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form ("proof") submitted for the above referenced permit. Enclosed is an order reinstating the permit, since proof was submitted after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

The proof you submitted indicated that the city has not installed a measuring device. One of the conditions of your water right permit, however, requires that the city install a totalizing measuring device as a part of the diverting works (refer to condition #9 of your permit.). The device must be installed by the time the examination is conducted in order to keep the permit in good standing.

If you have questions concerning the field examination or the timing of it, please feel free to contact the Southern Regional Office of the department in Twin Falls at (208) 736-3033.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

Encl: 1

c: IDWR - S. Region

MICROFILMED

JAN 12 2000

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 37-08862 Reviewed by PLJ Date 1-03-00

GENERAL CONSIDERATIONS

yes Name same as permit?
yes Address same as permit?
NO Proof timely received?
If not, complete calculation below.

TYPES OF USE

municipal
yes Correct Uses?

SOURCE OF WATER

 Surface water source

✓ Ground water source

yes Drilling permit required?

NO Copy in the file? Drilling Permit No. 37-95-S-0145-801

 Amount paid for permit

 Correct?

NO Well log in the file?

LICENSE EXAMINATION FEE

yes Required?

100.00 Amount Submitted

yes Correct?

MEASURING DEVICE

yes Required?

NO Installed?

NO Waiver requested?

PRIORITY CALCULATION

Date proof received

Date proof due -

No. of days late = 11

Priority Date 5-12-97 + 132

New Priority Date 5-23-97 143

DEFICIENCIES OR ACTION ITEMS

- Reinstatement order
- Acknow. proof.

- meas device not installed

DATA ENTRY

New Address

Proof Made 7-12-99

April 30, 1999

CITY OF BELLEVUE
PO BOX 449
BELLEVUE ID 833130449

PROOF DUE NOTICE

RE: PERMIT NO. 37-08862

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 1, 1999.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete 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.

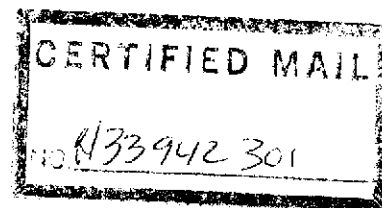
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

JAN 28 2000





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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 3, 1997

CITY OF BELLEVUE
PO BOX 449
BELLEVUE ID 83313-0449

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 37-08862

Dear Permit Holder:

The Department of Water Resources (IDWR) 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 IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief 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.

If a well has not already been constructed you are required to obtain a "drilling permit" from the department. The right to drill a well is not a part of this permit to appropriate water.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

10-2-1997
400 12 05

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

CERTIFICATE OF MAILING

I hereby certify that on the 3rd day of July, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 37-08862

CITY OF BELLEVUE
PO BOX 449
BELLEVUE ID 833130449


Kari Lynn Townsend
Secretary

2001-12-14

2001-12-14

2001-12-14

APPLICATION FOR PERMIT STATE OFFICE REVIEW

by Cindy Lou

No.: 37-8862 Name: Belleve Date: 6/30/97 Ad OK? ☒ Gvmt Lts: ☒

AREA OF CONCERN?**PROTESTED:****SYSTEM COMPLETED:**

Yes/proof filed
1 year/no proof
+1 year

- No/Yes: ESRP Mor / Big Wood R GWMA / Trust / Non-trust
- 020 (Protest Agreement) or *W19 (Order)

- NA
- P16
- 26A-P17

GROUNDWATER: <✓ FLO-CH>

+ 0.24 cfs
=/- 0.24 cfs
+ 5 a.

- ~~01M~~ (MD or power, & report) or 028 (report (existing MD's))
- No MD
- 01M or 028; 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)

DRILLING PERMIT:

Existing well
Included w/permit

No WD permit?

ir. in WD

- NA (pre 7/1/87; ✓ WDQ3)
- Permit No. _____, P99
- ~~046-465-P23~~ (post 7/1/87)
- P05 (new well)

SURFACE WATER <✓ FLO-CH> (Surface water that *doesn't* sink is regulated):

Source in/below Min. Str. Flow ?

Water District (dom. inc.)

> 0.20 cfs
≤ 0.20 cfs

- <SEE MAP & LISTING> (modify remark *WB9)
- R04 (req) WD # _____ <SEE MAP & LISTING>
- 01J (meas dev)-P08
- 01H (lock dev)-P01 or No MD (in-stream stock)

WMD or GWD

> 0.24 cfs/5 acres
≤ 0.24 cfs/5 acres

- _____ or No MD (in-stream stock or power)
- No MD

Springs/sink, inactive WD, & Rest of State

> 0.24 cfs/5 acres
≤ 0.24 cfs/5 acres

- 01M or No MD (in-stream stock or power)
- No MD

RIVER BASINS (*Surface water):

Snake R (01)

(02/03-irr)

Boise River (63)

Payette River (65)

- 11A-P04, NA
- 007-P07 (w/ remark *WB9 if above Weiser), NA
- 05A (if WD), 11E (not 42-111 use), NA
- 064 (regulated uses), 047-P04 (Payette Lake), NA

USE:

Domestic (surface)

Domestic (+1 in concern area)

Fish Propagation

Irr <POU> ≤ 5 acres
> 5 acres

Mining

Municipal (restricted areas)

Power

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA
- 070-071
- 07A-042 (req)-09E (WQ)-P10; 044 (North of 1000 Springs)
- 057 (0.03 cfs/acre)
- 03A (0.02 cfs/acre)
- 054 (req) & 09E-P10
- 022 (+memo?)
- 17K-08A-025-01F(P19)-028-09E(P10); 027 (if no other cons. use);
17G (FERC) or 17M (FERG); 18B-P09; +25 cfs-P18
- 072 (req); 18A (multiple MD within district), 18B-P09 (+10' dam),

Storage (✓3 compo.)

LOCATION:

42-248 area

Boise Front LoGeo

In-stream dev.

Irr Dist/Canal Co.

Swan Falls Flag

Trust

Non-Trust <1>

- P84 (if in 20/30/40/50/60/70/80 (87) basin)
- 058 (-85° GW temp only)
- P52 (stream channel alteration)
- 023 (Twin Falls area)
- C <SEE CODE CHART>
- 051-052-053-P74 (Consumptive Uses), NA
- 048-049 (Consumptive Uses), NA
- 004 (PD/PU) _____

OWNERSHIP: Non-owner**OTHER CONDITIONS:****STANDARD REMARKS:**

- 015
- ① PU ② Totaling MD

BENEFICIAL USE DUE:- 7/1/1998**COMMENTS:**

FROM: Allen Merritt *AM*

DATE: June 18, 1997

TO: File: Application for Permit 37-08862

SUBJECT: Review & Recommendation

The application proposes to develop an existing well for municipal use for the city of Bellevue within the Chantrelle II Subdivision. The existing well was drilled as a test well but the \$200 fees have been paid. The well is to be located in an area presently covered by the "Eastern Snake Plain Moratorium" and in the "Big Wood Groundwater Management Area". Pursuant to the moratorium and the management order such municipal wells have been allowed for "domestic & fire protection" purposes but not authorized for new major consumptive uses such as irrigation of large tracts of lands such as ballfields, parks, etc.

The application was advertised with no protests.

Recommendation:

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

1. A measuring device with totalizing meter be installed at the new well.
2. The place of use is limited to within the city limits of the city of Bellevue and to the surrounding service area.
3. Irrigation of large projects such as parks, golf courses, or athletic fields is not authorized under this permit.
4. Uses authorized under this permit must be for fire protection or uses which individually meet the definition for domestic use provided in 42-111, Idaho Code.
5. The new well authorized under this permit must comply with the drilling permit requirement and meet IDWR well construction standards and DEQ health requirements.
6. Subject to all county, state & federal permits that may be required.

Handwritten:
42-0000000
100-0000000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY SATTERLEE, G DATE 12 MAY, 1997
APPLICATION NO. 37-08862

REQUIRED INFORMATION

- ☒ 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 description 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 of signator is required)
☒ Fee 50
☒ Yes ☐ No* In form to receipt

-----PROPOSED PRIORITY DATE
MAY 12, 1997

ADDITIONAL INFORMATION

- ☒ Overlapping place of use(Describe source & relationship to pres application on the back.
☒ Overlapping point of diversion.
☐ Yes ☒ No Field check required
☐ Yes ☒ No Field check by _____
☐ Yes ☒ No Field report attached
☒ Yes ☐ No Critical Ground water area Big Wood Riv. GWMA
☒ Yes ☐ No Groundwater management area
☐ Yes ☒ No Send Dam safety information
☐ Yes ☒ No Send power requirement letter
☐ Yes ☒ No Send fish farm requirement letter
☐ Yes ☒ No Power residency affidavit.
☐ 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

SAME RECOMMENDATION
AS 37-08848

SEE ATTACHED:
28 SEPT 95

See reverse side for additional information.

* REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

Date Requested _____, 19____

ALSO SEE REVIEW/RECOMMENDATION DATED:
22 SEPT 1995

ADDITIONAL INFORMATION:

AFFIDAVIT of PUBLICATION RECEIVED

MAY 29 1997

Department of Water Resources
Southern Region

State of Idaho, }
County of Blaine } SS.

On this 28 day of May, in the year 1997, before me a Notary Public of said State, personally appeared **DANIEL J. GORHAM**, known or identified to me to be the person whose name is subscribed to be 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. As the publisher of the Wood River Journal, he/she attests that said newspaper has been continuously and and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 21 day of May, 1997, and the date of the last publication was on the 28 day of May, 1997.

Subscribed and sworn to before me this 28 day of May, 1997.
(SEAL)

NOTARY PUBLIC

#10548
WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line 11.5
Number of Lines in Notice 40.733
Number of Insertions 2
Lines tabular at 76c / Pica
40.733 Lines straight at 28.106 65c / Pica
40.733 Subsequent lines at 23.422 54c / Pica
TOTAL COST +\$56.53

Permit No. 37-08862

COPY OF NOTICE
(Paste Here)

Application for water permit
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Idaho Dept. Water Resources
BILL TO

NOTICE OF APPLICATION FOR WATER PERMIT

The following application has been filed to appropriate the public waters of the State of Idaho:

CITY OF BELLEVUE

PO BOX 449

BELLEVUE ID 83313

Application for Permit No.
37-08862

Source: groundwater

Diversion Pt(s): SW1/4SW1/4,
S25, T02N, R18E, Blaine
County.

Use: 1/1-12/31

Municipal (0.668 cfs)

In: Place of use within area
serviced by city of Bellevue.

Date Filed: 05/12/97

The permit will be subject to all prior water rights. Any protest must be filed with the Director, Dept. of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before June 9, 1997. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Wood River
Journal on 5/21 & 5/28/97.

Publication Rates
As of Jan., 1990

(Idaho Code,
Reb. Statutes 1984)
7-8 pt./line straight: .5/pica
7-8 pt./line tabular: .6/pica
7-8 pt./line successive
insertion: .4/pica

AUG 12 1997 10548

AFFIDAVIT of PUBLICATION RECEIVED

MAY 29 1997

Department of Water Resources
Southern Region

State of Idaho, } ss.
County of Blaine

On this 28 day of May, in the year 1997, before me a Notary Public of said State, personally appeared **DANIEL J. GORHAM**, known or identified to me to be the person whose name is subscribed to be 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. As the publisher of the Wood River Journal, he/she attests that said newspaper has been continuously and and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 21 day of May, 1997, and the date of the last publication was on the 28 day of May, 1997.

Subscribed and sworn to before me this 28 day of May, 1997.
(SEAL)

NOTARY PUBLIC

#10548

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line 11.5
Number of Lines in Notice 40.733
Number of Insertions 2
Lines tabular at 7 6c / Pica
40.733 Lines straight at 28.106 6 5c / Pica
40.733 Subsequent lines at 23.422 5 4c / Pica
TOTAL COST +5 \$56.53

OK MB
5/30/97

1997 Rates

Publication Rates	
As of Jan., 1990	
(Idaho Code, Rev. Statutes 1984)	
7-8 pt./line straight:	5/pica
7-8 pt./line tabular:	6/pica
7-8 pt./line successive insertion:	4/pica

NOTARY PUBLIC

AUG 12 1997 10548

Hailey Referendum
Sample Ballot

Continued from previous page
1997, James Ray Brown, as petitioner, filed with this court a petition for formal adjudication of intestacy and formal appointment of personal representative. The petition has been set for hearing in this court at Hailey, Idaho, on Monday, June 9, 1997, at 1:00 o'clock p.m. WITNESS MY HAND AND THE OFFICIAL SEAL OF SAID DISTRICT COURT, this 1st day of May, 1997.
CLERK OF THE DISTRICT COURT
By s/ Deputy Clerk
James L. Kennedy Jr.
Attorney for petitioner
Publish: Wood River Journal - May 7, 14, 21, 1997.

2

term

ices

SAMPLE BALLOT
CITY OF HAILEY
Blaine County, Idaho

**NOTICE OF APPLICATION
FOR WATER PERMIT**

The following application has
been filed to appropriate the
public waters of the State of
Idaho:

CITY OF BELLEVUE

PO BOX 449

BELLEVUE ID 83313

Application for Permit No.

37-08862

Source: groundwater

**Diversion Pt(s): SW1/4SW1/4,
S25, T02N, R18E; Blaine
County.**

Use: 1/1-12/31

Municipal (0.668 cfs)

**In: Place of use within area
serviced by city of Bellevue.**

Date Filed: 05/12/97

The permit will be subject to all
prior water rights. Any protest
must be filed with the Director,
Dept. of Water Resources,
Southern Region, 1341 Fillmore
St., Suite 200; Twin Falls, ID
83301 together with a protest fee
of \$25.00 on or before June 9,
1997. The protestant must also
send a copy of the protest to the
applicant.

Karl J. Dreher, Director

**Published in the Wood River
Journal on 5/21 & 5/28/97.**

100-100-1

100-100-1

NOTICE OF APPLICATION FOR WATER PERMIT

The following application has been filed to appropriate the public waters of the State of Idaho:

CITY OF BELLEVUE
PO BOX 449
BELLEVUE ID 83313

Application for Permit No. 37-08862

Source: groundwater

Diversion Pt(s): SW1/4SW1/4, S25, T02N, R18E; Blaine County.

Use: Municipal (0.668 cfs) 1/1-12/31

In: Place of use within area serviced by city of Bellevue.

Date Filed: 05/12/97

The permit will be subject to all prior water rights. Any protest must be filed with the Director, Dept. of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before June 9, 1997. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Wood River Journal on 5/21 & 5/28/97.

12/10/97
020 12 10/97



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

May 13, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ATTENTION-LEGALS
WOOD RIVER JOURNAL
PO BOX 988
HAILEY ID 83333

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
Sr. Secretary

Enclosure

100-100000

100-100000



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

May 12, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JANICE MORONI
CITY CLERK
PO BOX 449
BELLEVUE ID 83313

Re: Application for Permit No. 37-08862

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application for permit. 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 Wood River Journal for 5/21 & 5/28/97. A period of ten days following the second publication will be allowed for the submittal of protests.

If an application is protested you 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 you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Very truly yours,

Georgia Satterlee
Water Resource Agent

GS:mb

RECORDED

MAY 17 1997

Georgia - I can't believe it's
Friday!

I appreciate you calling
on this -

Have a good weekend!

Janice Mornie
City Clerk
Bellevue

RECEIVED

MAY 12 1997

Department of Water Resources
Southern Region

WATER

MAY 12 1997



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 8, 1997

Janice Moroni
% City of Bellevue
PO Box 449
Bellevue, ID. 83313

RE: Application for Permit

Dear Janice,

I wanted to follow up our phone conversation with a letter. By now, you should have received the check #2066, for \$140.00. As we discussed, I returned the first check and you were going to write another check for the amount of \$100.00. As of this date, I have not received the second check.

Once I receipt the check, I can conclude staffing the application for permit. After staffing, there will be a two week period for public notice and, possibly, public protest. Upon conclusion of this hurdle, the application is approved by the Twin Falls regional manager and then sent to Boise for their approval or denial.

As you see, the process is lengthy. However, I will continue to trudge. Thanks for your cooperation. If you have any questions, please contact our office.

Cordially,

Georgia Satterlee
Water Resource Agent

1997 MAY 11 10:12
ALB 11 1997



FORSYTH
ASSOCIATES / INC.

LETTER OF TRANSMITTAL

PLEASE REPLY TO:

Idaho Dept of Water Resources
222 Shoshone St E
Twin Falls ID 83301-6105

☒ REXBURG OFFICE ☐ EVANSTON OFFICE
☐ BOISE OFFICE ☐ WEST YELLOWSTONE OFFICE
☐ SALT LAKE CITY OFFICE ☐ WENATCHEE OFFICE

REXBURG 350 North 2nd East, Rexburg, ID 83440 (208) 356-9201
BOISE 410 South Orchard, Suite 180, Boise, ID 83706 (208) 342-3144
SALT LAKE CITY 370 East 500 South, Salt Lake City, UT 84111 (801) 364-4785
EVANSTON 849 Front Street, 2nd Floor, Evanston, WY 82930 (307) 789-6735
WEST YELLOWSTONE 15 Madison Ave., P.O. Box 1032 West Yellowstone, MT 59758 (406) 646-9340
WENATCHEE 125 McGee Street, S.E., East Wenatchee, WA 98802 (509) 884-1426

DATE: April 22, 1997
PROJECT: 96-994
ATTENTION: _____
REFERENCE: Bellevue Water Project

WE ARE ENCLOSING:

COPIES	DESCRIPTION
1	Application for Permit

REMARKS:

If you have any questions, please call.

RECEIVED
APR 28 1997
Department of Water Resources
Southern Region

Dave R. Waldron

Dave R. Waldron, EIT
Project Engineer

ash

If enclosures are not as noted, please notify us.

AD00731NP
(00-0731)

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLING PERMIT NUMBER INDEX

DATE: 04/28/97
PAGE: 1

PERMIT NUMBER	OWNER CODE	NAME & ADDRESS	TWP	RGE	SEC	TRACT	LOT	COUNTY	ACC FLG
37-95-S-0145-801	0	CITY OF BELLEVUE PO BOX 449 BELLEVUE, ID 83513 (208) 788-2128	02N	18E	25	SW SW		BLAINE	L

Subdivision Well Site Location and Description: Lot(s):
Subdivision Name: CHANTRELLE II Block(s):
Well Site Address:
City, State:

Geographic Location:
GPS Site ID:
Lat: : :
Long: : :
Accuracy Code: N

Proposed Use of Well: Exploratory Proposed Casing Diameter: 6 In. Proposed Depth: 250 Ft.
Anticipated Bottom Hole Temperature: 85F or Less

Well Use Comments: THIS WELL WILL BE A TEST WELL. AND MAYBE CONVERTED TO PRODUCTION WELL.

Driller License No: 0005 Firm Name: ANDREW WELL DRILLING SERVICES INC
Official: CRAIG S DEYOUNG

Permit Status: Filed Verbal Issue Date: Receipt No. Receipt Date Fee
Date Received: 08/16/1995 S018386 08/16/1995 \$ 200.00
Date Approved: 08/16/1995 NOT ON FILE
Proposed Start Date: 07/15/1995 NOT ON FILE
Extension Date: NOT ON FILE
Extension Expiration: NOT ON FILE

Specific Conditions: IF THIS WELL IS TO BE USED FOR DEVELOPMENT OF THE PRODUCTION WELL, A COPY OF THE CHANGE WILL BE SUBMITTED AT THE TIME REQUEST IS MADE FOR THE CONVERSION.
IF THIS WELL IS ABANDONED, THE CASING SHALL BE REMOVED AND THE WELL FILLED FROM THE BOTTOM TO THE SURFACE WITH BENTONITE.

Permit Remarks:

AD00731NP
006 1 1 0017

WD0731NP
(00-0731)

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLING PERMIT NUMBER INDEX

DATE: 04/28/97
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WELL DRILLING PERMIT NUMBER INDEX: Permit No. 37-95-S-0145-801 (cont'd)

Well Remarks:

Condition of well, Repairs Required:

Proposed Methods of Repair or Abandonment:

Conditions of Approval: This drilling permit is valid for two (2) months from the approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.

This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required prior to construction of this well. The local Health Department should be contacted for septic tank/drainfield locations. Domestic wells must not be drilled closer than 100' from any drainfield and 50' from any septic tank. Public Water Supply wells must not be drilled closer than 100' from any drainfield or septic tank.

The well shall be constructed by a driller currently licensed in the state of Idaho who must maintain a copy of the drilling permit at the drilling site.

Approval of this drilling permit does not authorize trespass on the land of another party.

This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.

This drilling permit does not represent a right to divert and use the water of the State of Idaho.

If the bottom hole temperature of 85 Degrees F (29.44 oc) or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

Idaho Code, S 55-2201 - 55-2210 requires the applicant and/or his contractors to contact "Digline" (Digline is a one-call center for utility notification) not less than 2 working days prior to the start of any excavation for this project. The "Dig Line" Number for your area is 1- - - - -

At the time this well is no longer needed for the purpose for which it is constructed, a proposal for decommissioning this well shall be submitted, and approval obtained from the Department of Water Resources, prior to the commencement of abandonment.

The owner, operator or contractor will give the Department of Water Resources prior notice of 24 Hrs. to the commencement of the abandonment.

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(00-0731)

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLING PERMIT NUMBER INDEX

DATE: 04/28/97
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WELL DRILLING PERMIT NUMBER INDEX: Permit No. 37-95-S-0145-801 (cont'd)

Conditions of Approval: Drilling fluids shall be mixed with water which meets or exceeds drinking water standards.

This Drilling Permit is issued for a test well only. Diversion of water from this well is not authorized except for a well test not to exceed 24 hrs. No permanent casing shall be installed. Upon acquisition of necessary data, all casing shall be removed and the hole abandoned by an approved method and seal material. This approval shall be done through the use of an application for abandonment. Water obtained from the test shall be disposed of in a manner which does not adversely effect other individuals, this or another resource.

Comments: No Comments Found

WELL DRILLER'S LOG REPORT

Drilling Permit No: 37-95-S-0145-801 Water Right No:
Log Status: Sent To/Microfilmed Injection Permit No:

Nature of Work: NEW WELL Construction Method: AIR ROTARY

Number of Monitor Wells:

Casing Diameter: 6 In. Static Water Level: 24 ft.
Depth of Casing: 221 ft. Temperature: F.
Total Depth: 350 ft. Production Rate: 150.00 GPM
Screen Installed? No

Actual Start Date: 09/05/1995
Well Finish Date: 11/16/1995
Log Received Date: 12/13/1995
Certification Date: 12/07/1995

Violation Flag:

Inspector:

Well Log Remarks: SURFACE SEAL FROM 0 BENTONITE USED, CASE/EXTRACT METHOD.
TO 20 CEMENT USED, OVERBORE METHOD.
COMPLETED DEPTH 350 FT.

AUDIT INFORMATION

Water Right Number - 37-08848

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

CITY OF BELLEVUE

1 - PO BOX 449

2 -

3 -

City- BELLEVUE

State- ID Zip- 833130449

Phone - 208-788-2128

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/06/1995 17 SOUTHERN P - PERMIT

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.
02N 18E 25 SW SW SW (13) BLAINE

+ - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
40 - MUNICIPAL 01/01 12/31 3.350

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
3.350

+ - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - - - - - - - Remarks - - - - - +
The place of use within city limits of Bellevue.
Irrigation of large projects such as parks, golf courses, or
sports activities fields is not authorized under this permit.

+ - - - - - - - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - - - - - - - - Conditions of Approval - - - - - +
022 - The daily diversion volume for non-domestic uses under this
- municipal right shall not exceed 2,500 gallons per use and
- the daily diversion volume for domestic uses under this right
- shall not exceed 13,000 gallons per dwelling in accordance with
- Section 42-111, Idaho Code.
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

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

04/28/97 10:30:3

Page 2

it number - 37-08848

Prefix Translation: WATER RIGHT

----- Conditions of Approval -----

(Condition continued from previous page)

- diverted from power records and shall annually report the
- information to the department.
- 046 - Right holder shall comply with the drilling permit
- requirements of Section 42-235, Idaho Code.
- 46B - The right holder shall comply with Idaho well construction
- standards when constructing a well pursuant to this right.
- 051 - Any license issued by IDWR pursuant to the right or portion
- thereof for the use of trust water is subject to a term review
- of 20 years after the date of this approval to determine
- availability of water for the use and to re-evaluate the public
- interest at the end of the term.
- 052 - Diversion and use of water under this right is subject to an
- annual use fee if rules are subsequently promulgated which
- provide for the submittal of the fee.
- 053 - The Director retains jurisdiction over this right and may
- change, add, or remove any requirement as determined to be
- appropriate.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date -

00/00/0000

+ - - - - Comments - - - - -

Date: 10/27/1995 User Id: MBALDWIN Subject: APP. FOR AMENDMENT FILED ON 10/6/95.

App. for Amendment filed on 10/6/95 proposes to add 1 additional point of diversion within SWSWSW, S25, T2N, R18E.

One (1) existing point of diversion within SWSWSW, S25, T2N, R18E

+ - - Audit Fields - 07/20/95 MBALDWIN 09/28/95 CZIMMERM 09/27/96 COMMENTS 11/01/96 JYARBROU 10/27/95 MBALDWIN

+ - - - - Water Rights Dates and Flags Area - - - - -

| | | | | | |
|-------------------|--------------|-----------------|--------------|--------------------|------|
| Proof Due Date | - 10/01/1996 | Field Exam Made | - 00/00/0000 | Field Exam Fee | - |
| Approved/Denied | - 00/00/0000 | Protested Date | - 00/00/0000 | Swan Falls | - 7 |
| Proof Made Date | - 00/00/0000 | Hearing Date | - 00/00/0000 | Temporary Right | - P |
| Exam to S.O. Date | - 00/00/0000 | Verified Date | - 00/00/0000 | DLE/Carey Act | - |
| Order Show Cause | - 00/00/0000 | Receipt Number | - S018553 | Water District | - 37 |
| Licensed Date | - 00/00/0000 | Appl Received | - 10/06/1995 | Transfer/Amended | - C |
| Decree Date | - 00/00/0000 | Name Connector | - | POU Ownership Flag | - Y |
| Presumption Flag | - | | | | |

MEMORANDUM

DATE: September 28, 1995
TO: File No. 37-08848
FROM: Cindy Zimmerman
SUBJECT: Trustwater Review

=====

This application proposes to divert 3.35 cfs of trustwater from groundwater for municipal use within the city limits of Bellevue. This application satisfies 42-203A & C requirements.

141070-11101

AUG 12 1997

FROM: Allen Merritt *AM*

DATE: September 22, 1995

TO: File: Application for Permit 37-08848

SUBJECT: Review & Recommendation

The application proposes to develop a new well for municipal use for the city of Bellevue. The well is to be located in an area presently covered by the "Eastern Snake Plain Moratorium" and in the "Big Wood Groundwater Management Area". Pursuant to the moratorium and the management order such municipal wells have been allowed for "domestic & fire protection" purposes but not authorized for new major consumptive uses such as irrigation of large tracts of lands such as ballfields, parks, etc.

The application was advertised with no protests.

Recommendation:

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

1. A measuring device with totalizing meter be installed at the new well.
2. The place of use is limited to within the city limits of the city of Bellevue and to the surrounding service area.
3. Irrigation of large projects such as parks, golf courses, or athletic fields is not authorized under this permit.
4. Uses authorized under this permit must be for fire protection or uses which individually meet the definition for domestic use provided in 42-111, Idaho Code.
5. The new well authorized under this permit must comply with the drilling permit requirement and meet IDWR well construction standards and DEQ health requirements.
6. Subject to all county, state & federal permits that may be required.

RECEIVED
SEP 22 1995
Department of Health Services

10/10/95

NOV 12 1995