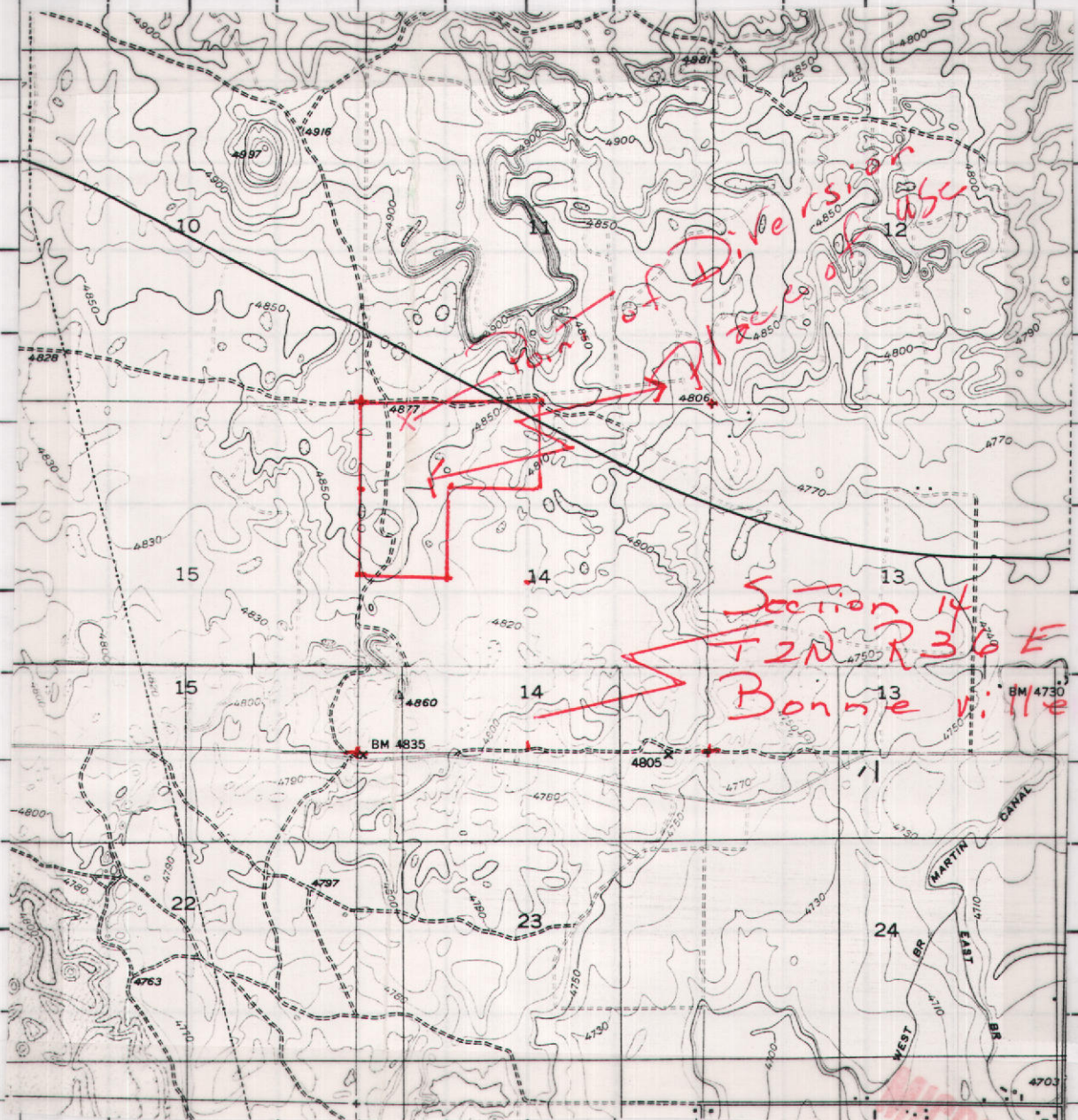


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



RECORDED
AUG 21 1991

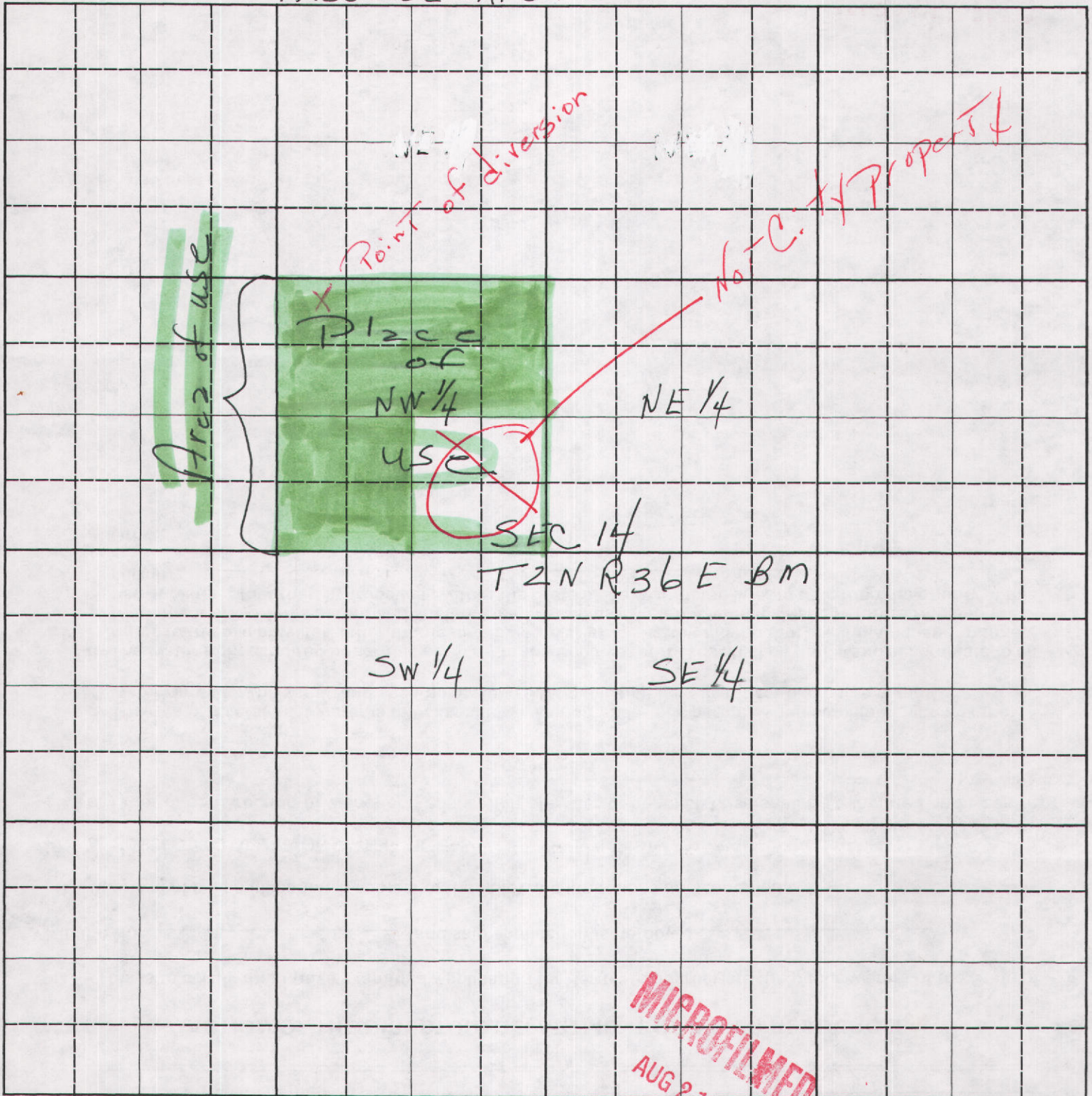
Scale: 2 inches equal 1 mile.

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.

Marion L. Roh
(Applicant)
General Services Admin.

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

Also See Atch'd.

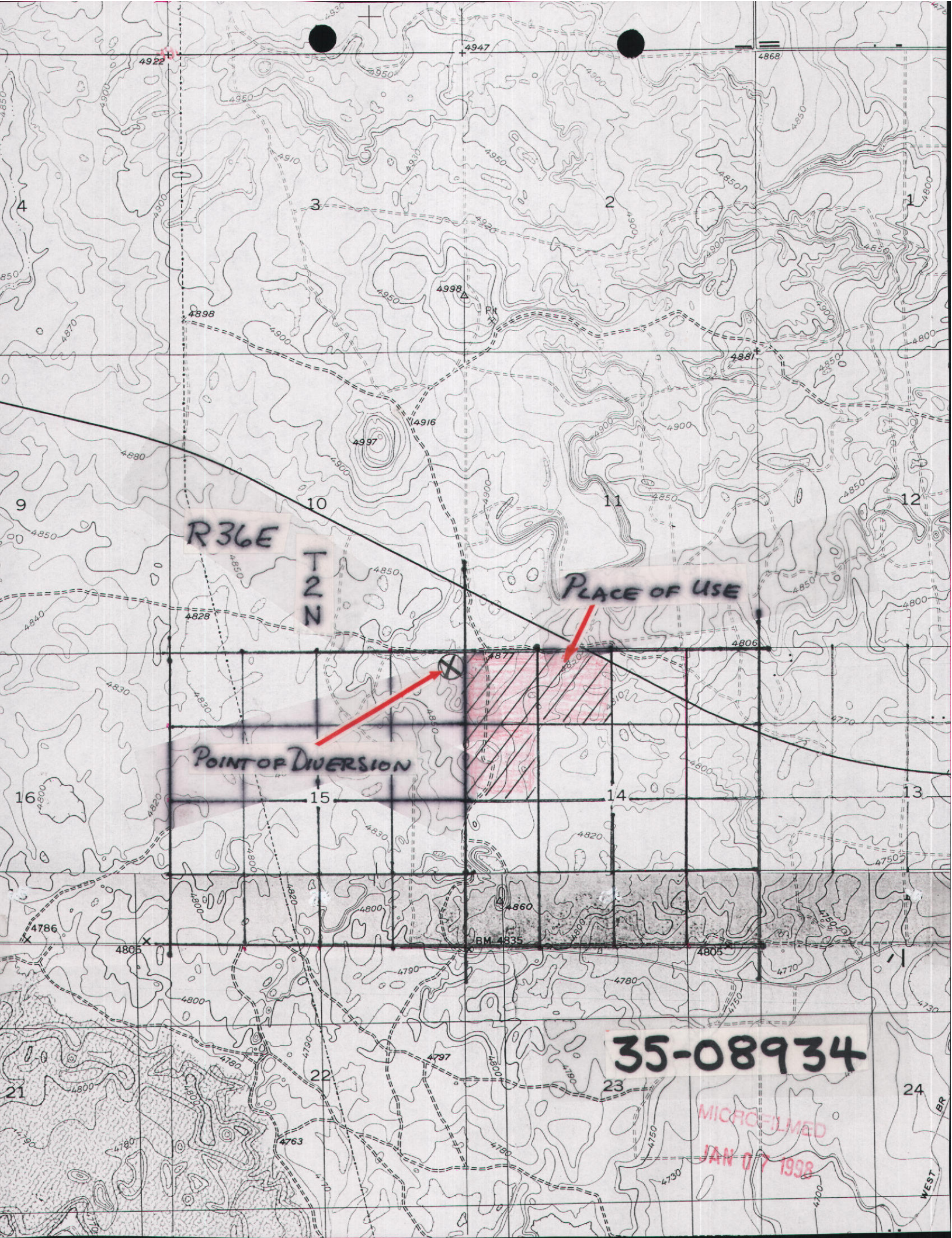


Scale: 2 inches equal 1 mile.

MICROFILMED
AUG 21 1991

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.

County of Idaho Falls Boise Park
Applicant
Aaron L. Kohler General Manager



R36E

T2N

PLACE OF USE

POINT OF DIVERSION

35-08934

MICROFILMED
JAN 07 1998

POINT OF DIVERSION

10

11

14



PLACE OF USE

14

R36E

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35-08934

15

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3

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08934

Priority: June 2, 1989

Maximum Diversion Rate:

0.24 CFS

Maximum Diversion Volume:

2.9 AF

This is to certify, that CITY OF IDAHO FALLS

PO BOX 50220

IDAHO FALLS ID 83405

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 2, 1989; and has submitted Proof of Beneficial Use on February 24, 1992. An examination indicates that the works have a diversion capacity of 0.260 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
COMMERCIAL	01/01 to 12/31	0.24 CFS	2.9 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 15, Township 02N, Range 36E
BONNEVILLE County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

02N 36E 14

NENW

NWNW

SWNW

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Commercial use is for dust abatement at the Noise Park racetrack.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 12TH day of DECEMBER, 1992.

Acting for KARL J. DREHER, Director

RECEIVED

DEC 10 1997

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08934

Date of Priority: June 2, 1989

Maximum Diversion Rate:

0.24 CFS

Maximum Diversion Volume:

2.9 AF

Comes now

CITY OF IDAHO FALLS

PO BOX 50220

IDAHO FALLS ID 83405

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 35-08934, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
COMMERCIAL	01/01 to 12/31	0.24 CFS	2.9 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 15, Township 02N, Range 36E
BONNEVILLE County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

02N 36E 14

NENW

NWNW

SWNW

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Idaho Falls ID., this 2nd day of December, 1997.
Bonneville County

[Signature]
(Signature)
JAN 07 1998

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08934

FOR DEPARTMENT USE ONLY

Preliminary check by SUK Fee = 50.00 Received by LS # C40872 Date 12/10/97

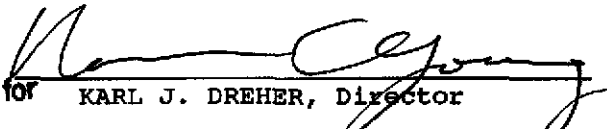
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 35-08934 with the following;

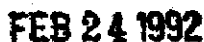
CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Commercial use is for dust abatement at the Noise Park racetrack.

Witness my hand this 12TH day of DECEMBER, 1997.

Acting for  KARL J. DREHER, Director

MICROFILMED
JAN 07 1998



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use: Only
 Amt. of Fee \$ 100.00
 Date 2-26-92
 Receipt No. C023345
 Received by [Signature]

1. Permit No. 35-08934 Telephone No. 208 529-1431

2. Name(s) of Permit Holder(s): CITY OF IDAHO FALLS

3. Post Office Address: P.O. BOX 50220, IDAHO FALLS, ID 83405

4. Source of Water: GROUNDWATER

a. If ground water, well driller's name: ANDREW WELL DRILLING Date drilled: 11/18/77-11/29/77

b. Pump horsepower: 20 hp Pressure (psi): 40 Dynamic pumping level (ft.): 375

5. Extent of Use:

Domestic (No. of households)

Irrigation	(No. of acres)
Flood	100
Center pivot	50
Other	20

Stockwater	(No. and type of stock)
1	100 head of cattle
2	50 head of cattle
3	25 head of cattle
4	10 head of cattle
5	5 head of cattle
6	2 head of cattle
7	1 head of cattle
8	100 head of cattle
9	50 head of cattle
10	25 head of cattle
11	10 head of cattle
12	5 head of cattle
13	2 head of cattle
14	1 head of cattle
15	100 head of cattle
16	50 head of cattle
17	25 head of cattle
18	10 head of cattle
19	5 head of cattle
20	2 head of cattle
21	1 head of cattle
22	100 head of cattle
23	50 head of cattle
24	25 head of cattle
25	10 head of cattle
26	5 head of cattle
27	2 head of cattle
28	1 head of cattle
29	100 head of cattle
30	50 head of cattle
31	25 head of cattle
32	10 head of cattle
33	5 head of cattle
34	2 head of cattle
35	1 head of cattle
36	100 head of cattle
37	50 head of cattle
38	25 head of cattle
39	10 head of cattle
40	5 head of cattle
41	2 head of cattle
42	1 head of cattle
43	100 head of cattle
44	50 head of cattle
45	25 head of cattle
46	10 head of cattle
47	5 head of cattle
48	2 head of cattle
49	1 head of cattle
50	100 head of cattle
51	50 head of cattle
52	25 head of cattle
53	10 head of cattle
54	5 head of cattle
55	2 head of cattle
56	1 head of cattle
57	100 head of cattle
58	50 head of cattle
59	25 head of cattle
60	10 head of cattle
61	5 head of cattle
62	2 head of cattle
63	1 head of cattle
64	100 head of cattle
65	50 head of cattle
66	25 head of cattle
67	10 head of cattle
68	5 head of cattle
69	2 head of cattle
70	1 head of cattle
71	100 head of cattle
72	50 head of cattle
73	25 head of cattle
74	10 head of cattle
75	5 head of cattle
76	2 head of cattle
77	1 head of cattle
78	100 head of cattle
79	50 head of cattle
80	25 head of cattle
81	10 head of cattle
82	5 head of cattle
83	2 head of cattle
84	1 head of cattle
85	100 head of cattle
86	50 head of cattle
87	25 head of cattle
88	10 head of cattle
89	5 head of cattle
90	2 head of cattle
91	1 head of cattle
92	100 head of cattle
93	50 head of cattle
94	25 head of cattle
95	10 head of cattle
96	5 head of cattle
97	2 head of cattle
98	1 head of cattle
99	100 head of cattle
100	50 head of cattle

Other RECREATION

6. Total rate and/or volume for which proof is submitted 0.24 cfs acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? .. Yes ☒ No ☐ Installed? Yes ☐ No ☒

Flow Measurement Port: Required? ☒ Yes ☐ No Installed? ☒ Yes ☒ No ☒ SONIC METER

8. Fee Enclosed: \$ 100.00 (See License Examination Fee Schedule)

9. **Person to contact to accompany the Department representative during the field examination:**

James Chadwick, Superintendent of Parks City of Idaho Falls 208 529-1179

Name	Telephone No.
mailing address: PO BOX 50220 IDAHO FALLS, ID 83405	location address: 520 Memorial Drive IDAHO FALLS, ID 83402
Address	

10. The above information 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.

Date _____

Signature (and title if on behalf of a company or organization)

MAR 05 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08934

Proposed Priority: June 2, 1989 Maximum Diversion Rate: 0.24 CFS
This is to certify, that CITY OF IDAHO FALLS
P.O. BOX 50220
IDAHO FALLS, ID 83405
has applied for a permit to appropriate water from: GROUNDWATER
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>
-----------------------	----------------------	--------------------------

RECREATION	01/01 to 12/31	0.24 CFS
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LOCATION OF POINT(S) OF DIVERSION: NWNWNW Sec. 14, Township 02N, Range 36E
BONNEVILLE County

PLACE OF USE: RECREATION
TWN RGE SEC

02N 36E 14	NENW	NWNW	SWNW
------------	------	------	------

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 3, 1992.
2. Subject to all prior water rights.
3. A flow measurement port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Recreation use is for dust abatement at the Noise Park racetrack.

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

2nd day of August, 1991.

[Signature]
for R. Keith Higginson, Director

AUG 21 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant City of Idaho falls Phone 529-1431
Post office address PO Box 50220, Idaho falls, Id. 83405
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 14 Township 2N Range 36E B.M. Bonerville County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .24 for Recreation purposes from 1 Jan to 31 Dec (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) .24 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. well & pump
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is 10 inches; proposed depth of well is 435 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
1 years (minimum 1 year).

AUG 21 1991

8. Description of proposed uses (if 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. _____
- Domestic; show number of households. _____
- Other; describe fully. Recreation use at race track-park owned by the City of Idaho Falls; This is out of the City Limits.

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	36E	14					R	R	R										

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. None

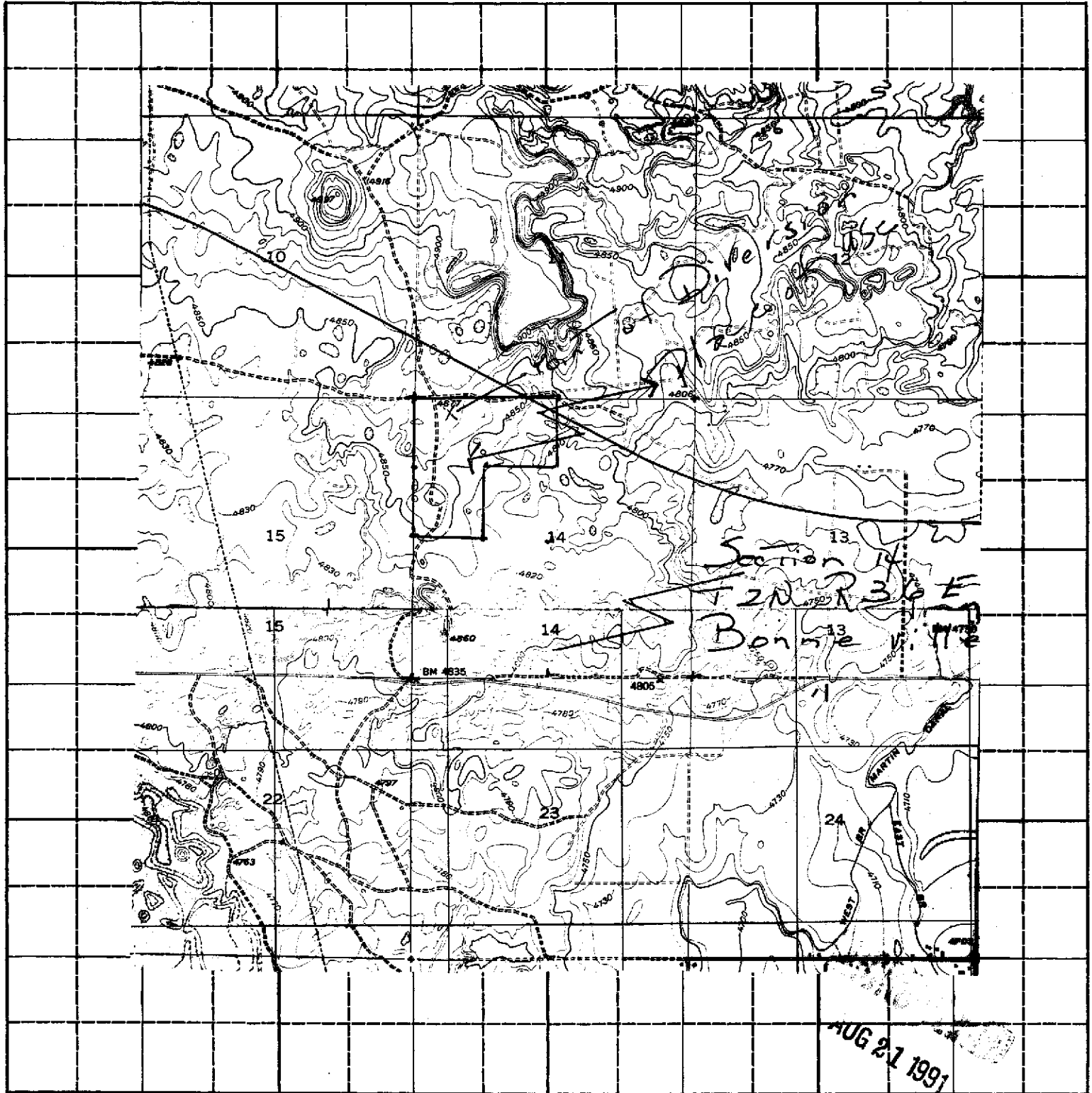
- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? Applicant
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Well was drilled in 1977; Water is used to water the track for dust abatement.

FILED

AUG 21 1991

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.

Marion L. Rob
(Applicant)
Central Services Admin.

Received by CW Date 6-13-89 Time 11:35 A Preliminary check by DMD
Fee \$ 45⁰⁰ Receipted by HWT # E009288 Date 6-27-89
Publication prepared by RB Date 6-20; 27-91 Published in Post-Register
Publication approved RB Date 7-15-91

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:

RECEIVED
AUG 21 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. _____

To appropriate the public waters of the State of Idaho

1. Name of applicant City of Idaho Falls (Noise Park) Phone (208) 529-1431
Post office address P. O. Box 50220, Idaho Falls, Idaho 83405
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 14 Township 2N Range 36, E. B.M. Bonneville County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.28 for Recreation purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.10 for Irrigation purposes from 1 April to 1 Nov (both dates inclusive)
(cfs or acre-feet per annum)
~~Amount 0.04 for Domestic purposes from 1 Jan to 1 Nov (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) 0.28 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump to pipeline

b. Height of storage dam NA feet; active reservoir capacity NA acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is 10 inches; proposed depth of well is 435 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
Completed years (minimum 1 year).

MICROFILMED
AUG 21 1991

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. Noise Park Recreation Area - City of Idaho Falls

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2N	36E	14		R			R	R	R										
							D	D	D										
							5												5

Total number of acres to be irrigated 5

10. Describe any other water rights used for the same purposes as described above. None

11. a. Who owns the property at the point of diversion? City of Idaho Falls

b. Who owns the land to be irrigated or place of use? City of Idaho Falls

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

12. Remarks: Drilled in 1977 and has been in use since then.

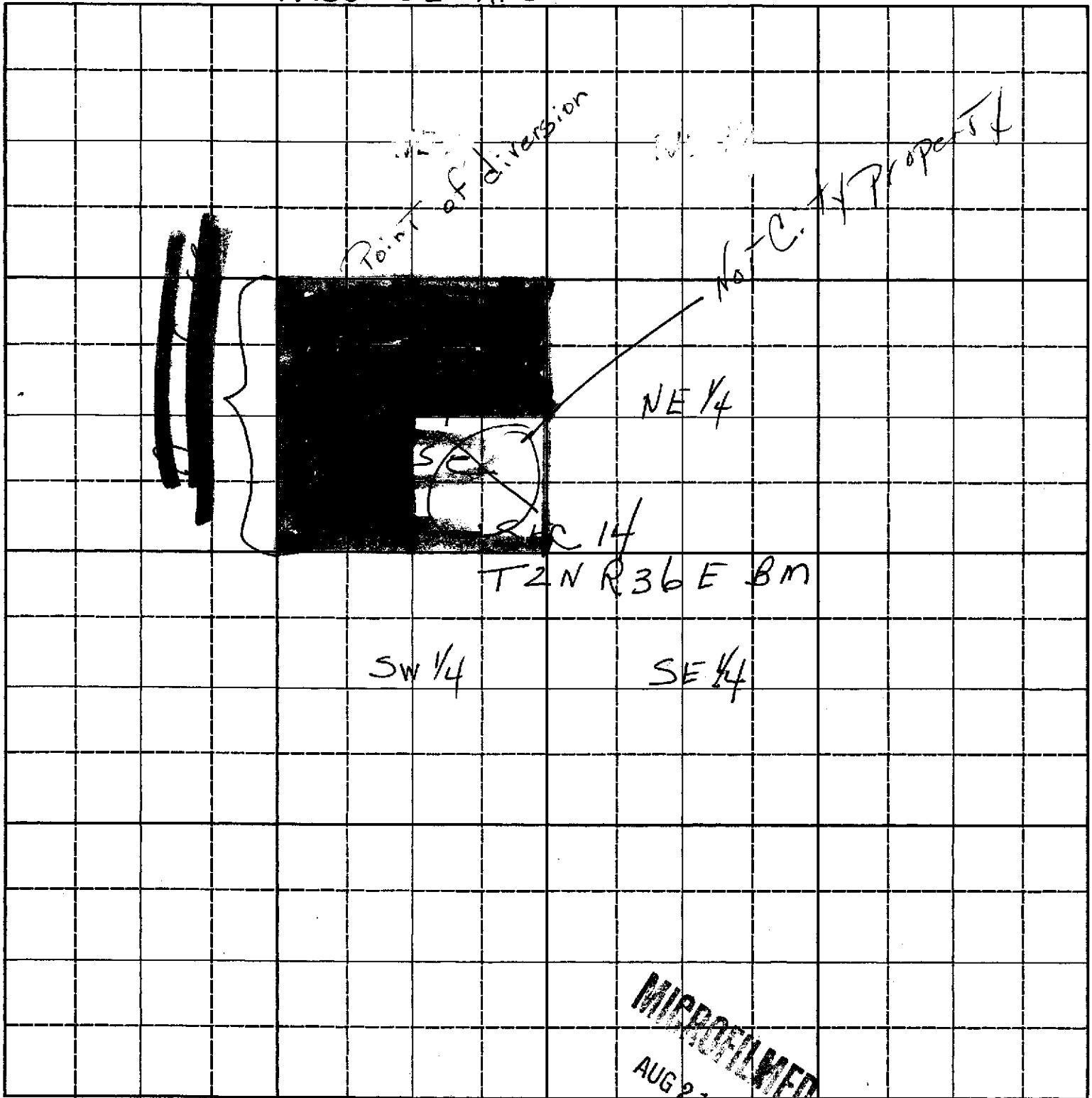
Changed as per conversation with Sharon L. Rob. 30 Oct 1989 Dred
Recreation reflects the watering of the race track to prevent dust

RECORDED

AUG 21 1991

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

Also See Attch'd



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.

County of Idaho Falls Boise Fork
 Applicant
 Sharon L. Kohler General Manager
 Admin

Received by CO Date 6-13-89 Time 11:35A Preliminary check by BMA
Fee \$ 45 Received by HWT # E009288 Date 6-27-89
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

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:

RECORDED

AUG 21 1991.

**NOTICE OF APPLICATION
FOR TRUST WATER RIGHT**
25-07584

BUTIKOFER, MERLE
424 N 3900 E
RIGBY, ID 83442
Source: GROUNDWATER
Diversion Pt: SESE Sec 12 T 03N R 37E
Use: IRRIGATION (3,000 CFS)
Total Diversion: (3,000 CFS)
Date Filed: 2/22/ 1991
In: T03N R38E S07 NESW NWSW SWSW
SESW

150.0 ACRES TOTAL
25-07588

TOLBERT, GARRY
12055 N. 45 E.
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: NESE Sec 11 T 03N R 38E
Use: IRRIGATION (.600 CFS)
Total Diversion: (.600 CFS)
Date Filed: 4/ 3/ 1991
In: T03N R38E S11 NESE
30.0 ACRES TOTAL

35-08865
CAMPBELL, DERLIN L.
7444 W. ARCO HWY.
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: NENWNW Sec 13 T 02N R
36E
NWNWNW Sec 13 T 02N R 36E
Use: IRRIGATION (.060 CFS)
Total Diversion: (.060 CFS)
Date Filed: 7/19/ 1989
In: T02N R36E S13 NWNW
3.0 ACRES TOTAL

35-08934
CITY OF IDAHO FALLS
P.O. BOX 502220
IDAHO FALLS, ID 83405
Source: GROUNDWATER
Diversion Pt: NWNWNW Sec 14 T 02N R
36E
Use: RECREATION (.240 CFS)
Total Diversion: (.240 CFS)
Date Filed: 6/ 2/ 1989
In: T02N R36E S14 NENW NWNW
SWNW

35-08942
CROFT, JESTIN D.
9801 W. ARCO HWY
IDAHO FALLS, ID 83402
Source: GROUNDWATER
Diversion Pt: NESW Sec 9 T 02N R 36E
Use: IRRIGATION (1.360 CFS)
Total Diversion: (1.360 CFS)
Date Filed: 4/17/ 1991

In: T02N R36E S09 SWNE SENE NWSE
SWSE

68.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec.42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before JULY 8, 1991.

R. Keith Higginson, Director
Published: June 20, 27, 1991

RECEIVED
AUG 21 1991



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

December 12, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

CITY OF IDAHO FALLS
PO BOX 50220
IDAHO FALLS ID 83405

RE: WATER RIGHT NO. 35-08934

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license 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 unless a party petitions for reconsideration or files an exception and/or brief 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 twenty-one (21) 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. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

RECORDED

JAN 07 1998

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department 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 Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department 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 Department 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.

MICROFILMED

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.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

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

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

Enclosure

MICROFILMED

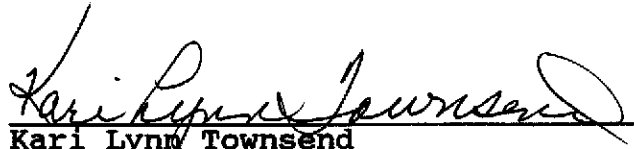
JAN 07 1983

CERTIFICATE OF MAILING

I hereby certify that on the 12th day of December, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 35-08934

CITY OF IDAHO FALLS
PO BOX 50220
IDAHO FALLS ID 83405


Kari Lynn Townsend
Secretary

MICROFILMED

JAN 07 1998

*** PURCHASE ORDER ***

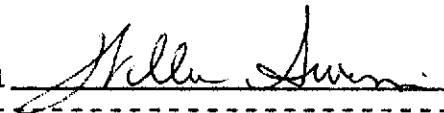
Page - 1
Date - 12/03/97
P.O. No. - 66756-000
Dept. - 191

SEE ATTACHMENT FOR ADDITIONAL PURCHASE ORDER INSTRUCTIONS.

Freight - As per Invoice

Payment Terms--Net 30 and/or per Invoice

Purchasing Agent Approval



Vendor # 16416

State of Idaho Dept of Water Resources
(Boise Office)

1301 North Orchard Street

Statehouse Mail

Boise ID 83720-9000

SHIP City of Idaho Falls

TO General Services

375 "D" Street (Zip 83402)

PO Box 50220

Idaho Falls ID 83405-0220

Qty Recd	Quantity Ordered	UM	Description	Account No.	Unit Price	UM	Extended Amount
	1.0000	EA	WATER RIGHT LICENSE AMENDMENT FILING FEE. NOISE PARK	268.5452	50.0000	EA	50.00

RECEIVED
DEC 07 1997

Monica

Total Order

50.00

ORIGINAL

ATTACHMENT TO PURCHASE ORDER--INSTRUCTIONS

*** TOP WHITE COPY--ORIGINAL ORDER (for your file);
SECOND SHEET--ACKNOWLEDGEMENT COPY ***

IDAHO SALES TAX EXEMPTION

The City of Idaho Falls is a Tax Exempt Agency per Idaho Code Section 63-3621 as currently in force and subsequently amended.

INVOICING AND SHIPPING

1. Mail invoice at time of shipment. Invoices will be paid in accordance with the terms of the P.O. if stated or otherwise according to invoice payment terms.
2. Mail a separate invoice for each partial shipment. Indicate P.O. number on each invoice.
3. You must indicate P.O. number on ALL Packages, Delivery Tickets, Packing Lists, Invoices and Bills of Lading.
4. Enclose delivery or packing list with each shipment.
5. The VENDOR'S Federal tax payer identification number will be required prior to payment.

ACKNOWLEDGEMENT COPY

1. Please return the acknowledgement copy of this P.O.
2. An authorized representative shall sign the Acknowledgement verifying this order is accepted subject to the conditions of the P.O. and this attachment. Any discrepancies in price, description, delivery, or payment terms should be corrected by the representative on said acknowledgement.
3. Please provide scheduled shipping date.

Purchasing Department - Telephone 529-1433 or 529-1446.

Invoicing Questions - Telephone 529-1244, Accounts Payable.

Mail ALL INVOICES and
ACKNOWLEDGEMENT Copy - TO: City of Idaho Falls
Attn: Controllers Office
P. O. Box 50220
Idaho Falls, ID 83405-0220

CERTIFICATION OF ELIGIBILITY

The Bidder/Vendor, by acceptance of this purchase order and the shipment of product, certifies that:

1. For the purposes of this certification, the term "Ineligible Person" shall mean any officer, agent or employee of the City of Idaho Falls, and the spouse and any member of the household of such officer, agent, or employee. The term "Ineligible Entity" shall mean any corporation, partnership, trust, association, sole proprietorship or organization of any kind in which an Ineligible Person holds any pecuniary or ownership interest of any kind or which employs an Ineligible Person.

2. Bidder/Vendor is not an Ineligible Person or Ineligible Entity.

3. No Ineligible Entity or Ineligible Person has an interest of any kind in the abovementioned Bidder/Vendor, or will any Ineligible Entity or Ineligible Person receive any consideration or benefit of any kind on account of the above-referenced project or purchase.

4. To the best of my knowledge no Ineligible Person or Ineligible Entity has any interest in the above-referenced project or purchase, which is prohibited under Idaho Code Section 59-201.

5. I am over eighteen (18) years of age, have personal knowledge of the foregoing and would so testify if called upon in a court of law.

If you are unable to certify to this statement, you may, depending upon the circumstances, still be eligible to receive this purchase order. In order to receive such consideration, please explain the reasons why you are unable to certify to this statement, attach the explanation to this purchase order, and return both of them to the Purchasing Agent, City of Idaho Falls, PO Box 50220, Idaho Falls, ID 83405-0220.

OVER

23W/3W (09/14/92)

RECEIVED

JAN 07 1998

16N 07 1958

RECEIVED

CONDITIONS OF PURCHASE UNLESS OTHERWISE SPECIFIED

Goods subject to our inspection and approval on arrival, notwithstanding prior payment to obtain cash discount.

Goods rejected on account of inferior quality or workmanship will be returned to you with charge for transportation both ways, plus labor re-loading, trucking, etc., and may not be replaced except upon receipt of written instructions from us.

Seller guarantees and agrees that the goods, wares, and merchandise to be furnished hereunder, will not infringe any patents or trade-marks, and that Seller will at Seller's own expense, defend any and all actions or suits alleging such infringement and will save us, our associates and affiliates, and those for whom we may act as agents in the purchase of said goods, wares and merchandise, harmless in cases of such infringement.

Your acceptance of this order constitutes an agreement on your part, guaranteeing that all materials furnished pursuant to this order will strictly comply in every respect with all Federal laws and all State laws and regulations of all Cities and Counties, and that you will defend this City against all actions and proceedings and will indemnify it against all costs, fines, judgments, damages, and legal expenses incurred by reason of the violation of such laws and ordinances or against any action brought by any person for injury, illness or death caused by or resulting from the equipment or materials being defective in any respect.

All specifications, drawings, technical information or data furnished by the Buyer to the Seller hereunder shall be used only in the manufacture of material furnished to the Buyer.

It is mutually agreed that time shall be of the essence of this order.

The Buyer shall not be bound by any provisions at variance with this Purchase Order inserted by the Seller on the attached Acknowledgment Copy or appearing on any other acknowledgment form, unless agreed to in writing by the Buyer.

Price for the items hereunder shall include State, Local Sales and Use Taxes, where applicable.

By accepting this order the Seller warrants that the material to be furnished hereunder will be in full conformity with the specifications,

drawings or samples, and agrees that this warranty shall survive acceptance of and payment for the material. The Buyer in addition to other rights may accept a part of any shipment which fulfills the specifications and reject the balance. Rejected material shall be returnable to the Seller for full credit at the price charged, plus transportation charges. The Buyer may have rejected material replaced by the Seller or not at the Buyer's option and at the purchase price stipulated in the order. If this order covers materials that are required by law to be packaged, labeled or registered in a prescribed manner (e.g. - foods, combustibles, drugs, fabrics and others), the Seller hereby warrants that shipments to the Buyer will be in compliance with the Federal law irrespective of whether the Seller's shipment to the Buyer is interstate or intrastate and the applicable state law.

The Seller shall not without the Buyer's consent assign this order in whole or in part with respect to work to be done. No assignment of accounts receivable under this order shall preclude the Seller from negotiating directly with the Buyer amendments to or settlements of this order or impose on the Buyer any obligation toward the assignee other than for the payment of money due.

The Buyer may terminate work under this order in whole or in part at any time by written or telegraphic notice and thereupon the Seller shall as and to the extent directed by the Buyer stop work under this order. As compensation to the Seller for such termination, the Buyer shall pay to the Seller the contract price for all articles or services completed in accordance with this order plus (1) the actual costs incurred by the Seller and properly allocable to the terminated portion of this order less the disposal value of work in process and unused materials, if any, included in such costs, and (2) a percentage of such costs (before crediting said disposal value), such percentage to be equal to the profit factor (percentage) included in the contract price.

Seller certifies and warrants that the product furnished under this purchase order contains no food additive, as defined by the food additive amendment to the Federal Food Drug and Cosmetic Act or, if it contains such food additive, that such additive has been approved by the F.D.A. for use in foods. The date of such F.D.A. approval was



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

November 25, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

CITY OF IDAHO FALLS
PO BOX 50220
IDAHO FALLS ID 83405

RE: WATER RIGHT NO. 35-08934

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of Conditions of Approval and Remarks proposed for the license when it is issued. These conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

JAN 07 1998

MEMORANDUM

TO: File 35-08934

FROM: Sharla

DATE: November 24, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 35-08934 are based on the following:

H. RECOMMENDATIONS

Commercial	1/1 - 12/31	0.24 cfs	2.9 afa
------------	-------------	----------	---------

The use of water being made under this right is best described as commercial rather than recreation. An amendment is required for a point of diversion change anyway, so this change shouldn't be a problem with the permit holder.

Examiner: Keith Wilson
Exam Date: May 24, 1996

MICROFILMED

JAN 07 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 35-08934

DATE 11/14/97

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>No</u>
SOURCE	<u>—</u>	<u>✓</u>	Is change clarification of originally intended source? <u>—</u>
POINT OF DIV	<u>✓</u>	<u>—</u>	If not, prepare Notice of Intent to Void <u>—</u>
PLACE OF USE	<u>—</u>	<u>✓</u>	Amendment required <u>Yes</u>
			Amendment required <u>No</u>

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate	<u>.24</u> cfs
Fee limit	<u>1.0</u> cfs <u>\$10000</u>
Measured	<u>—</u> cfs
Theoretical	<u>.26</u> cfs

Recommended Total Div Rate .24 cfs

ANNUAL VOLUME/ NATURE OF USES

<u>✓</u>	Use <u>Comm.</u> cfs	Volume Calc <u>2.9</u> af
<u>—</u>	<u>—</u> cfs	<u>—</u> af
<u>—</u>	<u>—</u> cfs	<u>—</u> af
<u>—</u>	<u>—</u> cfs	<u>—</u> af
<u>—</u>	<u>—</u> cfs	<u>—</u> af
	SUBTOTAL <u>.24</u> cfs	<u>2.9</u> af

Flow rate .24 cfs X 52 days X 1.98 = 24.7 af

Total volume recommended 2.9 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

C/dust abatement @ Noise Park racetrack.

CONDITIONS

— Watermaster Control WD# —
— GW Measurement/Measuring Device
— Overlap
— Use-specific conditions

Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed NA
 Adjustment Memo use code

1st Amend Letter P39, P38
 2nd Amend Letter P41

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 11 1997
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-8934

1. Owner: City of Idaho Falls

Phone No. 529-1431

Current Address: P.O. Box 50220

2. Accompanied by: Craig Martin

EXAM DATE: 5-24-1996

Address: 8843 W. Arco Hwy, Idaho Falls, Id 83402

Phone No. 524-8165

Relationship to Permit Holder: Park Attendant

3. Source: GROUNDWATER

tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	NE	15	2N	36E	Bonneville	On Site, Survey Marker

2. Place(s) of Use:

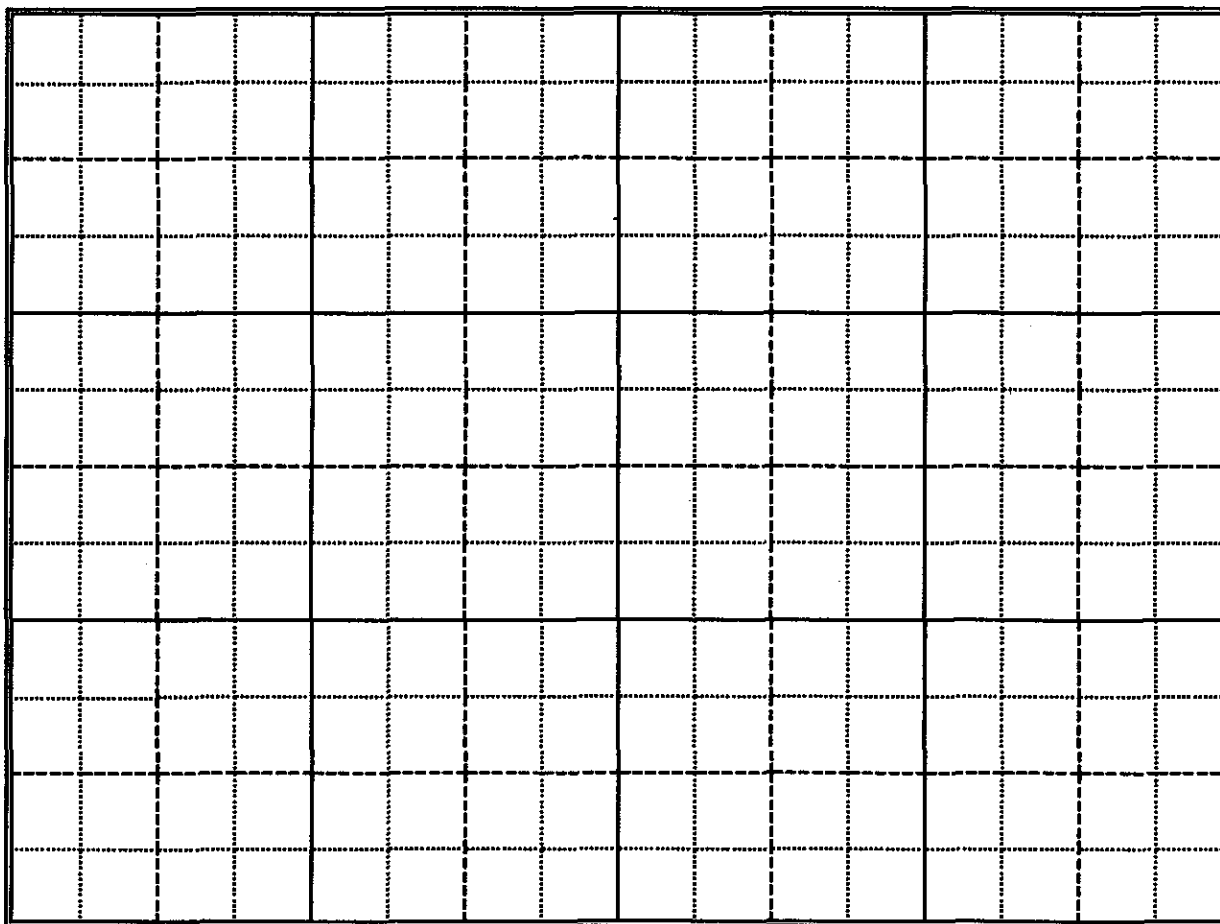
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	36E	14					R	R	R										

MICROFILMED

JAN 07 1998

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

_____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

_____ Aerial Photo Attached (required for irrigation of 10+ acres)

_____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	REDJACKET	20	2HNE0276	RedJacket	

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: NONE

MICROFILMED

JAN 07 1988

E. NARRATIVE/REMARKS/COMMENTS

well, pump, mainline to open discharge for tank truck (3500 gal)
According to Gary Martin pump will fill tank in 26 min

Note: there is no place to take a flow reading

Craig Martin informed me that a survey of the place of use had just been done. Corner of section was in center of road leading to "Noise Park". Based on that information it was determined that the P/D was in the NE NE NE Sec 15, T2N, R36E

STATIC H₂O for this well (drilled 1975) = 350'

Max usage is 17 loads/weekend, 16 race weekends/year

Have conditions of permit approval been met? ☐ yes ☒ no

MICROFILMED

JAN 07 1958

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

Theoretical $Q = 0.26 \text{ cfs}$ (20hp, 70% eff, 390' lift, 35psi)

$$\textcircled{a} 3500 \text{ gal} / 26 \text{ min} = 134.6 \text{ gpm} = 0.299 \text{ cfs} = 0.30 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

$$V_R = 17 (3500 \text{ gal}) \times 16 \text{ weekends} = 952,000 \text{ gal} \div 325850 \text{ gal/af} = 2.9 \text{ af}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Recreation	1/1	12/31	0.24	2.9
Totals:			0.24	2.9

2. Recommended Amendments

☒ Change P.D. as reflected above☐ Add P.D. as reflected above☐ None☐ Change P.U. as reflected above☐ Add P.U. as reflected above☐ Other**I. AUTHENTICATION**Field Examiner's Name KERRY C. WILSON Date 5-24-1996

Reviewer _____ Date _____

SEAL

MICROFILMED

JAN 07 1998

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

$$Q_{cfs} = [(Hp)(8.814)(Eff)] \div [Lift + (psi \times 2.308)]$$

Hp = Horsepower = 20
Eff = Efficiency = 70% (Usually 70%)
Lift: (Static Level + Assumed Draw down)
Static Water Level = 350 ft.
Assumed Draw down = + 40 ft.
Lift = 390

OR

Measured Dynamic Water Level = _____ ft.

psi = Operating Pressure = 35 psi Assumed

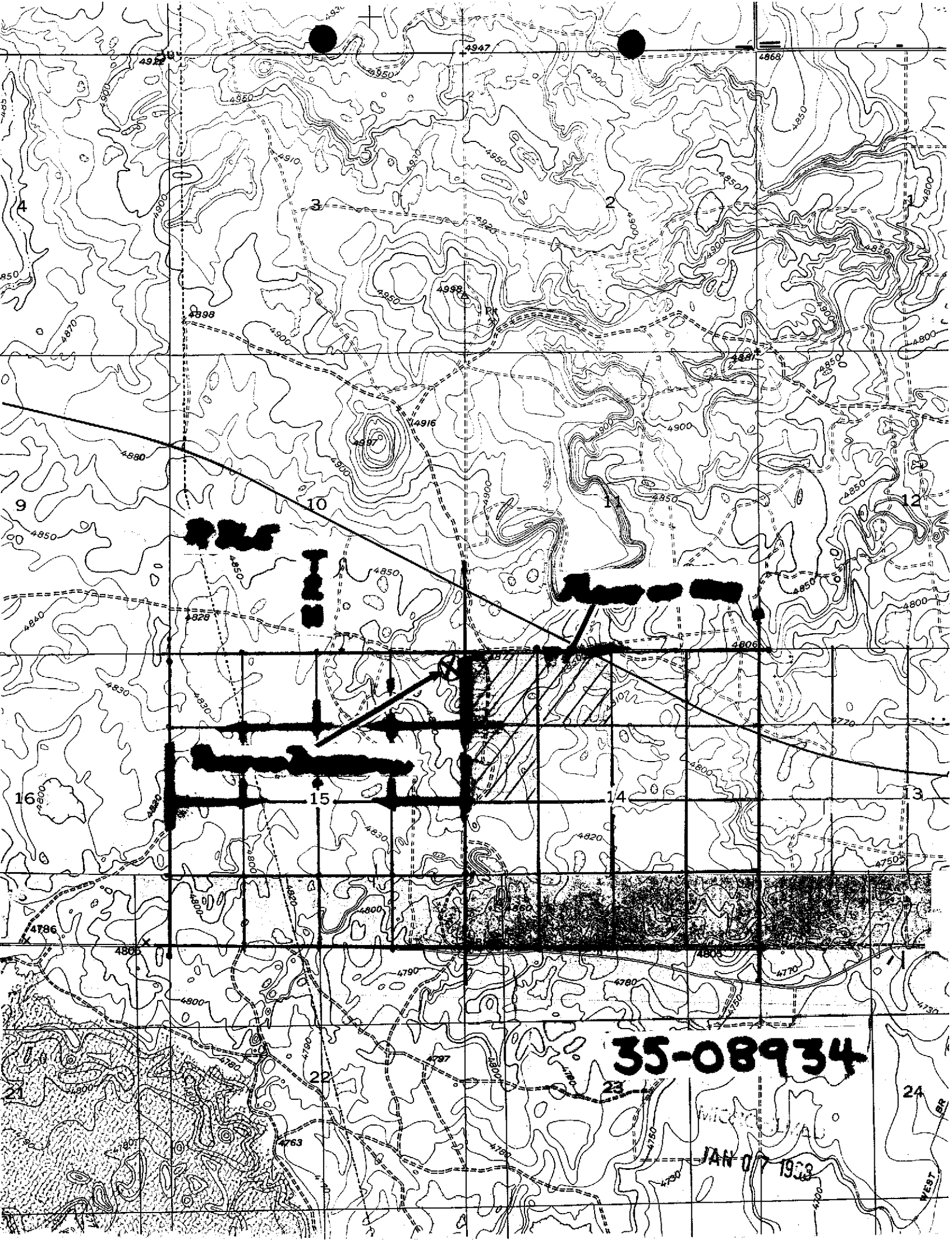
$$Q_{cfs} = \left[\frac{20}{Hp} \times 8.814 \times \frac{0.7}{eff} \right] \div \left[\frac{390}{Lift} + \left(\frac{35}{psi} \times 2.308 \right) \right]$$

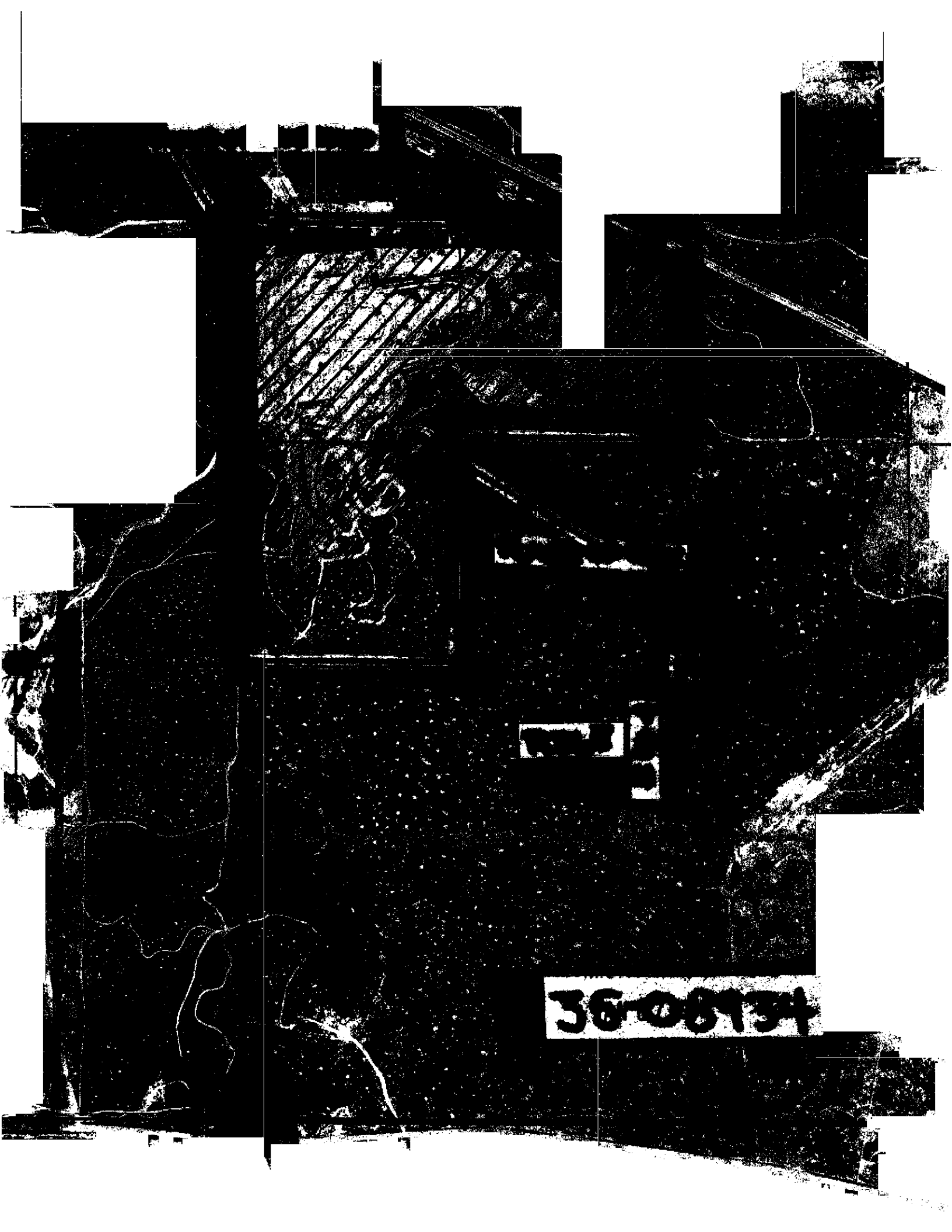
$$Q_{cfs} = \left[\frac{123.396}{} \right] \div \left[\frac{470.78}{} \right]$$

$$Q_{cfs} = \underline{0.26} \text{ cfs}$$

MICROFILMED
JAN 07 1958

PERMIT NO. 35-08934





36-08934

February 28, 1992

CITY OF IDAHO FALLS
P.O. BOX 50220
IDAHO FALLS ID 83405

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08934

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. 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.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECEIVED

MAR 05 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 35-08934

Reviewed by Klg

Date 2/27/92

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
yes Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

 Surface water source
✓ Ground water source
NA Drilling permit required?
11/77 / Copy in the file? Drilling Permit No.
/ Amount paid for permit Correct?
/ Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
100 Amount Submitted
yes Correct?
yes Required?
yes Installed?
NA Waiver requested?

PRIORITY CALCULATION

Date proof received NA
Date proof due / -
No. of days late / =
Priority Date / +
New Priority Date

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY

New Address

Proof Made 2/24/92
2/28/92 Klg

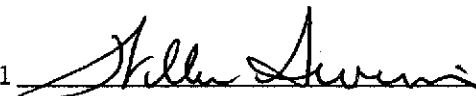
37493-000

City of Idaho Falls
P U R C H A S E O R D E R
- - - - -
** NONCONFIRMING ORDER **

Page - 1
Date - 2/10/92
Order No. - 37493-000
Cost Ctr. - 191

02/10/92 Freight--As per Invoice
Payment Terms--Net 30 and/or per Invoice

Purchasing Agent Approval



SEE ATTACHMENT FOR ADDITIONAL PURCHASE ORDER INSTRUCTIONS.

Vendor # 16416
State of Idaho-Boise
Dept. of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise

ID 83720-9000

SHIP City of Idaho Falls
TO General Services
140 South Capital (Zip 83402)
PO Box 50220
Idaho Falls

ID 83405-0220

Quantity								Extended
Rcvd	Ordered	UM	Description / Vendor Item	Account No.	Unit Price	UM		Amount
	1.0000	EA	Well Examination Fee/Noise Prk	264.5452	100.0000	EA		100.00

MAR 05 1992

Total Order

100.00

ORIGINAL



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KETH HIGGINSON
DIRECTOR

August 9, 1991

CITY OF IDAHO FALLS
P.O. BOX 50220
IDAHO FALLS, ID 83405

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 35-08934

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

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. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

Enclosure

MAILED
AUG 21 1991

APPLICATION FOR PERMIT REVIEW

Application #: 35-8934
Date: 7-26-91

Reviewer: Pam Skaggs *PS*

Existing:

☒ No - 26A-P17

☒ Complete in 1 year - P16

Yes

Proof not submitted - P16

Proof submitted - N/A

Groundwater:

☒ GT. 0.2 cfs - 01G-P03, 01C-P03 (existing well)

LT. 0.2 cfs - N/A

Drilling Permit:

☒ Approved w/permit - P99

☒ Not included - 046-P23 (All GW, even existing wells)

Location:

☒ Water Districts - WD No. 01

Surface water - 005, 005-01H-P01 (LT.2 w/pump)

005-01J-P08 (GT.2)

☒ Groundwater *Existing* - P05

Irrigation Districts - 023

Canal Co. Areas - 023

Drainage Districts - 024

Boise Front (63) - 058 (Groundwater)

☒ Swan Falls Flag - C (1, Blank or Other) *OK per J. Duke 7-29-91*

☒ Trust - 051-052-053-P74 (Consumptive Uses)

Non Trust - 048-049

River Basins:

(Surface Water) Water District Control Condition &....

Boise (63) - 05A & 11E

Payette (65) - 047-P04, 059-P71

Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

Use:

Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
042(req.), 002-P06(MD), 07A(Spec.),
044(Policy 5G)

Power - Use Power Review

Mining - 06A or 010, 09E-P10 & 054(req.)

Storage - 18A-for multiple measuring devices(In WD),
18B-P09(Size)

Rec. & Aesthetic - 027(Non-Consumptive)

Domestic - 021(restricted areas)

Ownership:

Non land owner - 004

Protested:

Agreement - 020

☒ Beneficial Use Due Date: - 08-03-1992
Other Conditions Recommended

AUG 21 1991 **ED**

Form No. 202a
4/87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT ANALYSIS SHEET**TRUST-WATER**
HadINITIAL REVIEW BY Dennis M. Dunn DATE 3 Aug 1989 APPLICATION NUMBER 35 8934
City of Idaho Falls
(Noise Park)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 descriptions for subdivisions, local name, flow and/or volume)
- ☒ County
- ☒ Quantity (flow and/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

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☐ Overlapping point of diversion
- ☐ Yes ☒ No Field check required
- ☐ Field check by _____
- ☐ Yes ☒ No Field report attached
- ☐ Yes ☒ No Critical groundwater area
- ☐ 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 trust water supplementary analysis sheet.)
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
- ☐ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested

JUL 22 1991

Department of Water Resources

RECEIVED

SEND COPIES TO _____ Idaho Dept. of Health & Welfare _____ U.S. BLM
NONE _____ Idaho Dept. of Fish & Game _____ U.S. Forest Service
 _____ Idaho Dept. of Lands _____ Water District
 _____ Adjudication Bureau Unit _____ Other

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

☒ Yes	☐ No	Publication dates & paper, recorded on application
☐ Yes	☒ No	Protests received
		Final date for protest <u>7-8-91</u>
☒ Yes	☐ No	Protests, dates, resolution of protest, recorded on application
☐ Yes	☒ No	Recommendations attached
☐ 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 of approval or cover letter below. _____

See below for additional information

Date of priority recommended 6-27-1989
By HWT Date 7-17-91

See below for additional information

By _____ Date _____

ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from:

<u> </u> City	<u> </u> Idaho Fish & Game	<u> </u> Irrigation District
<u> </u> County	<u> </u> Idaho Health & Welfare	<u> </u> Canal Company
<u> </u> Reservations	<u> </u> Division of Environment	<u> </u> Other <u> </u>

Project impacts/implications report

COMMENTS

35-08934

CITY OF IDAHO FALLS
P.O. BOX 50220
IDAHO FALLS, ID 83405

Source: GROUNDWATER

Diversion Pt: NWNWNW Sec 14 T 02N R 36E

Use: RECREATION (.240 CFS)
Total Diversion: (.240 CFS)

Date Filed: 6/ 2/ 1989

In: T02N R36E S14 NENW NWNW SWNW

MICROFILMED

AUG 21 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

07-Jun-1991

CITY OF IDAHO FALLS
PO BOX 50220
IDAHO FALLS ID 83405

RE: Application No. 35-8934

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in Post-Register on June 20 & 27, 1991. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the 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 the 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.

Sincerely,

Harold Jones RB

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

MICROFILMED

AUG 21 1991

Date _____

Time

Name

Telephone #

Contents

[illegible]