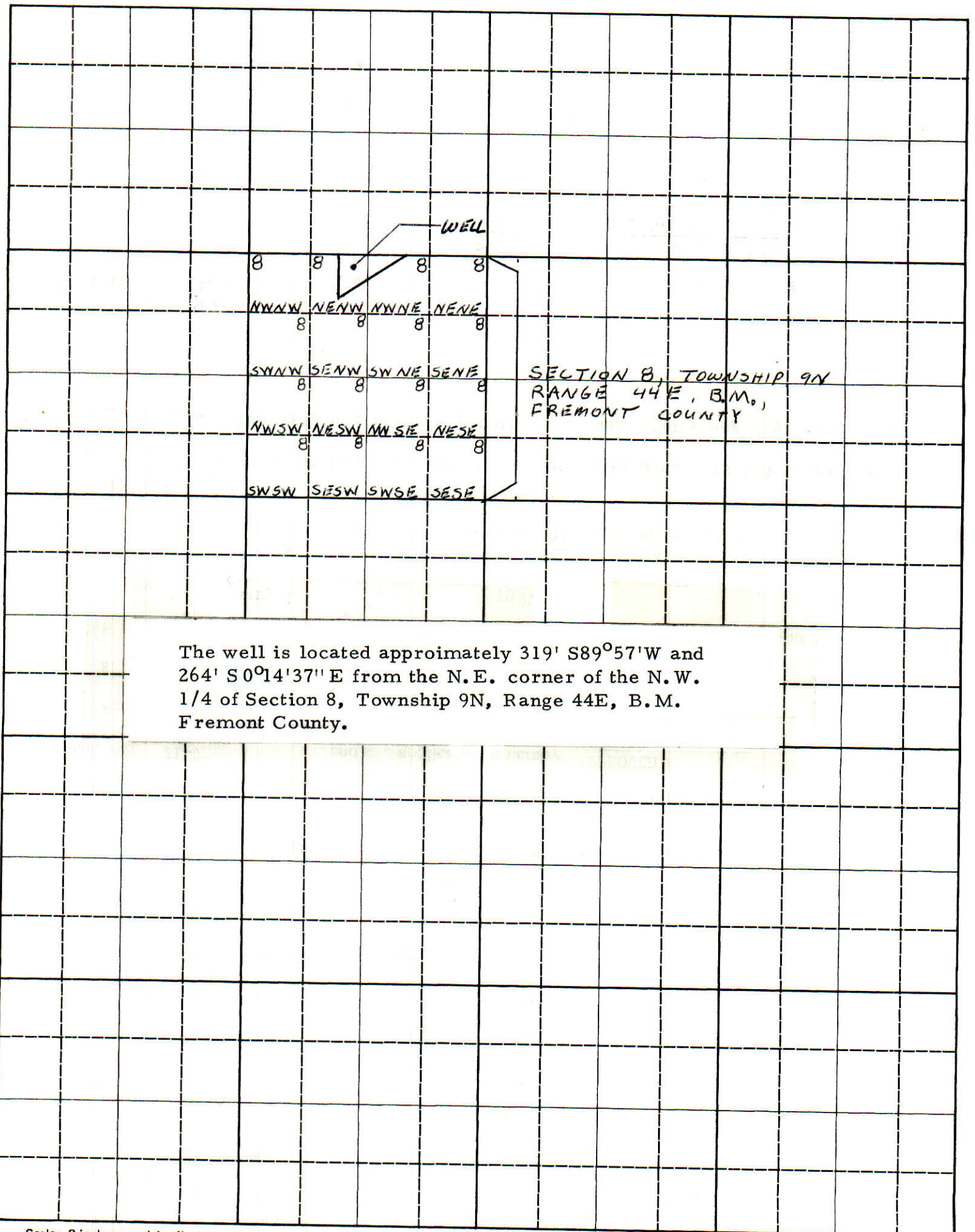


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Elin Chris Christensen
(Applicant)

MICROFILMED

THE CHRONICLE-NEWS

ST. ANTHONY, IDAHO

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Fremont } ss
Carol R. Nash

I, being first duly sworn, depose and say, that I am the printer of THE CHRONICLE-NEWS, a weekly newspaper printed and published weekly at St. Anthony, Fremont County, Idaho; and I do solemnly swear that the

Notice of application for water right

a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any

supplement issue thereof for two consecutive issues, the first publication having been made on Nov. 11, 1982

and the last publication having been made on Nov. 18, 1982

Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of the said notice.

Carol R. Nash



Subscribed to and sworn to before me
Nov. 19, 1982

this *Jeri C. Garner*
Notary Public.

(SEAL)

My commission expires

Life

RECEIVED
DEC 9 1982

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION FOR WATER RIGHT

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

21-7308

WARM RIVER HEIGHTS ASSOCIATION
5054 BANNOCK HIGHWAY,
POCATELLO, ID 83204

Source: GROUNDWATER

Date Filed: 10/29/1982

Amount: 0.18 CFS

Diversion Point: NENW Sec 08 T 09N R 44E, FREMONT, Co.,

Use: DOMESTIC (0.18 CFS) from 01/01 to 12/31

Place of Use: NWNE NENW Sec 08 T 09N R 44E

Diversion Means: PUMP & WELL

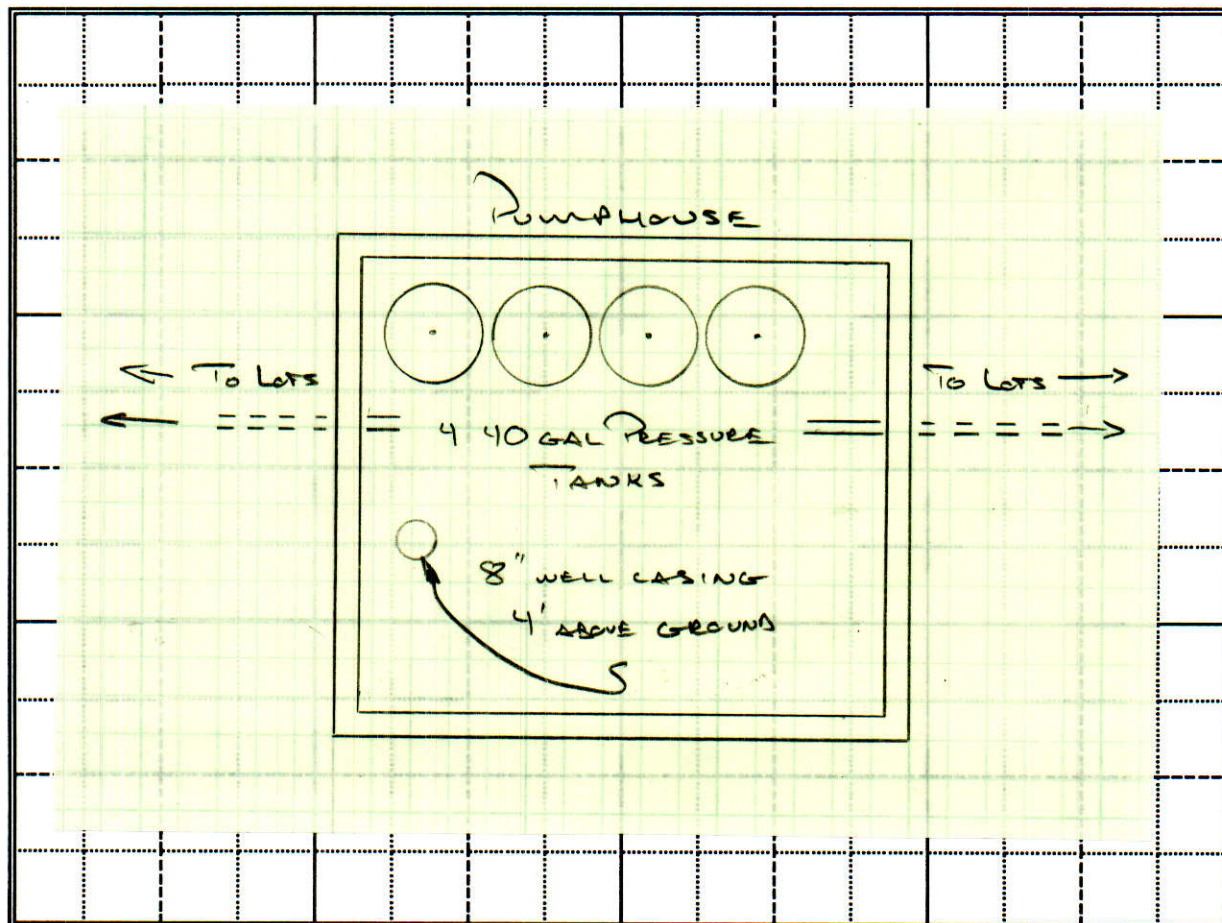
The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before NOVEMBER 29, 1982.

KEN DUNN
Director

Publ. Nov. 11 and 18, 1982CN.

MICROFILMED

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 Quadrange 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
	FRANKLIN	5	2821138110	—	

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

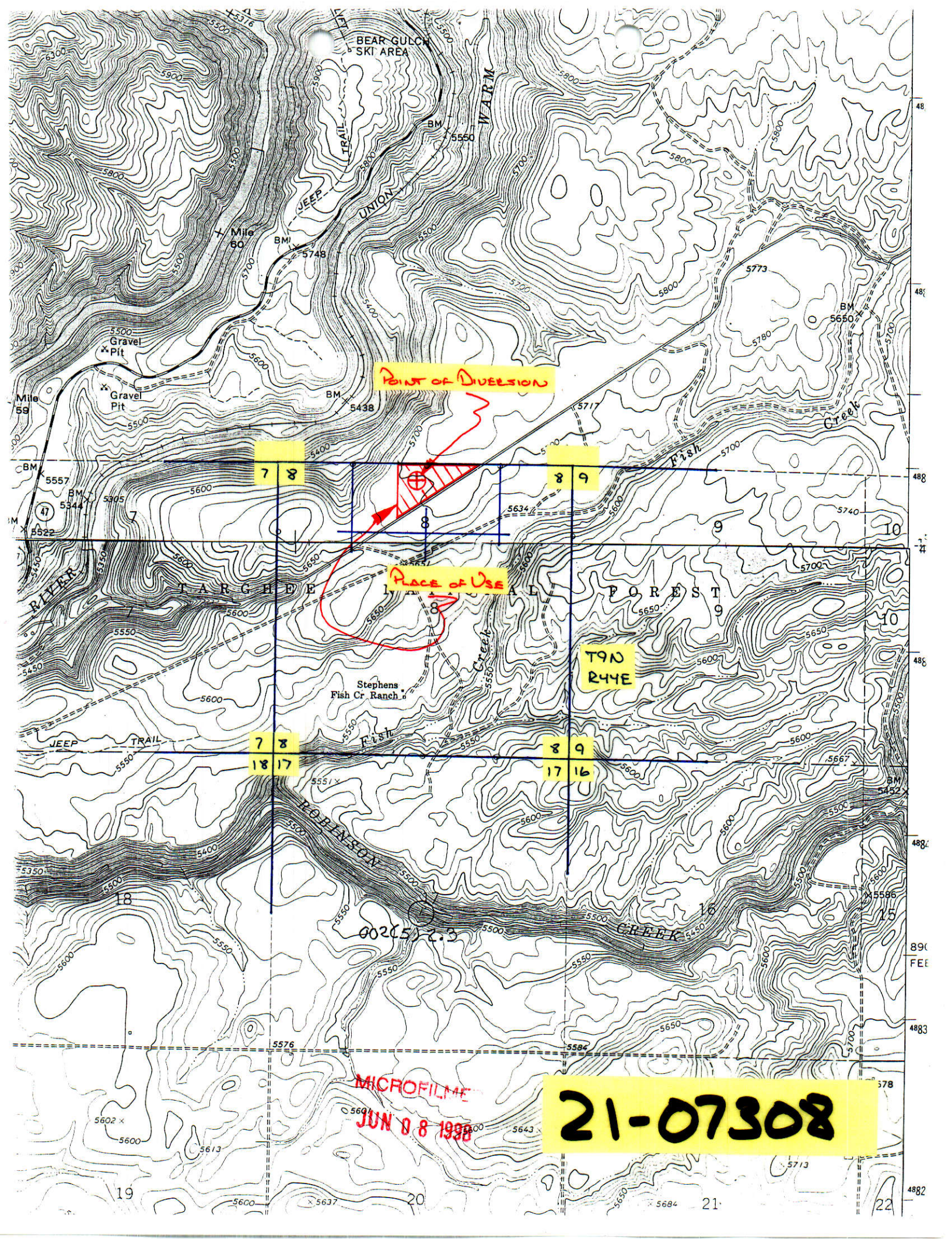
D. FLOW MEASUREMENTS

1.

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

2. Measurements: N/A

MICROFILMED
JUN 08 1998



Point of Diversion

Place of Use

T9N
R44E

MICROFILME
JUN 08 1998

21-07308

Possible well log
(not confirmed by
groundwater protection
section)

Form 238-7
1/78

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 36 days after the completion or abandonment of the well.

USE TYPEWRITER OR
BALLPOINT PEN

1. WELL OWNER Name <u>CERRY COOPER</u> Address <u>CUTSHAMTS ROAD HOCA TENO</u> Owner's Permit No. _____		7. WATER LEVEL Static water level <u>440</u> feet below land surface Flowing? ☐ Yes ☒ No C.P.M. flow _____ p.s.i. Artesian closed-in pressure _____ Controlled by ☐ Valve ☐ Cap ☐ Plug Temperature _____ of Causality _____																																														
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____		8. WELL TEST DATA ☐ Pump ☐ Bailor ☒ Air ☐ Other _____ Discharge G.P.M. <u>12</u> Pumping Level _____ Hours Pumped <u>4</u>																																														
3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type) _____		9. LITHOLOGIC LOG <table border="1"><thead><tr><th>Hole Diam.</th><th>Depth From</th><th>To</th><th>Material</th><th>Water Yes No</th></tr></thead><tbody><tr><td>12</td><td>0</td><td>20</td><td>BROWN CLAY</td><td>✓</td></tr><tr><td></td><td>20</td><td>165</td><td>LOAM</td><td>✓</td></tr><tr><td></td><td>165</td><td>220</td><td>HARD BROWN CLAY</td><td>✓</td></tr><tr><td></td><td>220</td><td>275</td><td>BROWN SANDSTONE</td><td>✓</td></tr><tr><td></td><td>275</td><td>320</td><td>LIKE ROCK</td><td>✓</td></tr><tr><td></td><td>320</td><td>370</td><td>PINKISH ROCK (HARD)</td><td>✓</td></tr><tr><td></td><td>370</td><td>470</td><td>BROWN SHALE</td><td>✓</td></tr><tr><td></td><td>470</td><td>570</td><td>GRAY HARD SHALE</td><td>✓</td></tr></tbody></table>		Hole Diam.	Depth From	To	Material	Water Yes No	12	0	20	BROWN CLAY	✓		20	165	LOAM	✓		165	220	HARD BROWN CLAY	✓		220	275	BROWN SANDSTONE	✓		275	320	LIKE ROCK	✓		320	370	PINKISH ROCK (HARD)	✓		370	470	BROWN SHALE	✓		470	570	GRAY HARD SHALE	✓
Hole Diam.	Depth From	To	Material	Water Yes No																																												
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	370	470	BROWN SHALE	✓																																												
	470	570	GRAY HARD SHALE	✓																																												
4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dig ☐ Other _____		RECEIVED AUG 9 1982 Department of Water Resources																																														
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>2.50 inches</td><td>8 inches</td><td>12 feet</td><td>20 feet</td></tr><tr><td>3.125 inches</td><td>5 inches</td><td>18 feet</td><td>40 feet</td></tr><tr><td>3.50 inches</td><td>5 inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☒ Yes ☐ No How perforated? ☐ Factory ☐ Knife ☒ Torch Size of perforation <u>1/4</u> inches by <u>2</u> inches Number <u>60</u> perforations From <u>404</u> feet To <u>440</u> feet _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Model No. _____ Type _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ feet Placed from _____ feet to _____ feet Surface seal depth <u>40</u> Material used in seal: ☒ Cement grout ☐ Puddling clay ☒ Well cuttings Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld ☐ Cemented between strata scribe access port _____				Thickness	Diameter	From	To	2.50 inches	8 inches	12 feet	20 feet	3.125 inches	5 inches	18 feet	40 feet	3.50 inches	5 inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet																									
Thickness	Diameter	From	To																																													
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_____ inches	_____ inches	_____ feet	_____ feet																																													
10. LOCATION OF WELL Sketch map location must agree with written location. Subdivision Name <u>WELL</u> Lot No. _____ Block No. _____ County <u>FREEMOUNT</u> S.W. 1/4 Sec. 10, T. 9, R. 44 E. 10		11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>DWSE DRILLING</u> Firm No. <u>148</u> Address <u>PO BOX 445 BOSTON MA 02114/80</u> Signed by (Firm Official) <u>MC H DALLE</u> and <u>MC H DALLE</u> (Operator)																																														

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 21-07308

Priority: October 29, 1982

Maximum Diversion Rate:

0.06 CFS

Maximum Diversion Volume:

18.0 AF

This is to certify, that WARM RIVER HEIGHTS ASSN

5056 BANNOCK HWY

POCATELLO ID 83204

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 29, 1982; and has submitted Proof of Beneficial Use on August 2, 1989. An examination indicates that the works have a diversion capacity of 0.060 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>
DOMESTIC	01/01 to 12/31	0.06 CFS	18.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 8, Township 09N, Range 44E
FREMONT County

PLACE OF USE: DOMESTIC

TWN RGE SEC

09N 44E 8

NWNE

NENW

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. Domestic use is for 15 homes.
6. Point of diversion is located within Lot 12, Warm River Heights Subdivision.
7. Place of use is located within Lots 1-15, Warm River Heights Subdivision.

MICROFILMED

JUN 08 1988

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 21-07308

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 28th
day of MAY, 1978.

Acting for


KARL J. DREHER, Director

MICROFILMED

JUN 08 1998

Form 217
03/86**RECEIVED**

AUG 2 1989

STATE OF IDAHO

Department of Water Resources
Eastern District Office

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only

Fee Received 50Date 8-02-89Receipt # E009709Receipt by HWTReviewed by 21-9/1/89Sent to region

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 21-7308Name(s) of Permit Holder: Warren River Heights AssociationPost Office Address: 129 No. Second Pocatello, IDA-83201Telephone No. 232-7223Source of Water: Ground Water

Extent of Use:

Domestic 15 (number of households) Stockwater (number and type of stock)Irrigation (acres) Other/Remark Total rate and/or volume for which proof is submitted 0-18 cfs acre-feetShow the date water was first diverted and beneficially used under this permit: 11-15-82Measuring Device: Required? Yes No
Installed? Yes NoFee enclosed \$ 50⁰⁰
(See License Examination Fee Schedule)Flow Measurement Port: Required? Yes No
Installed? Yes No

Person to contact to accompany the Department representative during the field examination:

Clifford Payne 232-7223
(Name) (Telephone Number)129 No Second POC. IDA-83201
(Address)

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.

MICROFILMED

SEP 25 1989

Aug 30 1989
DateClifford Payne Sec. TRWS
Signature of Permit Holder (and title, if appropriate)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Warm River Heights Association Phone (208) 233-3565

Post office address 5054 Bannock Highway, Pocatello, ID 83204

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

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 8 Township 9N

Range 44E B.M. Fremont County, additional points of diversion if any: None

4. Water will be used for the following purposes:

Amount 0.18 for Domestic 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:

0.18
a. 0.18 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. A 3 HP submersible pump will be installed at 546' depth in a well drilled to 580 ft.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 8 inches; proposed depth of well is 580 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial

5
use is 1 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation: *NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 8 Township 9N
(1) Give the place of use of water: NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 8 Township 9N

Range 44E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 15.

(5) If water is to be used for other purposes describe: _____

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. _____

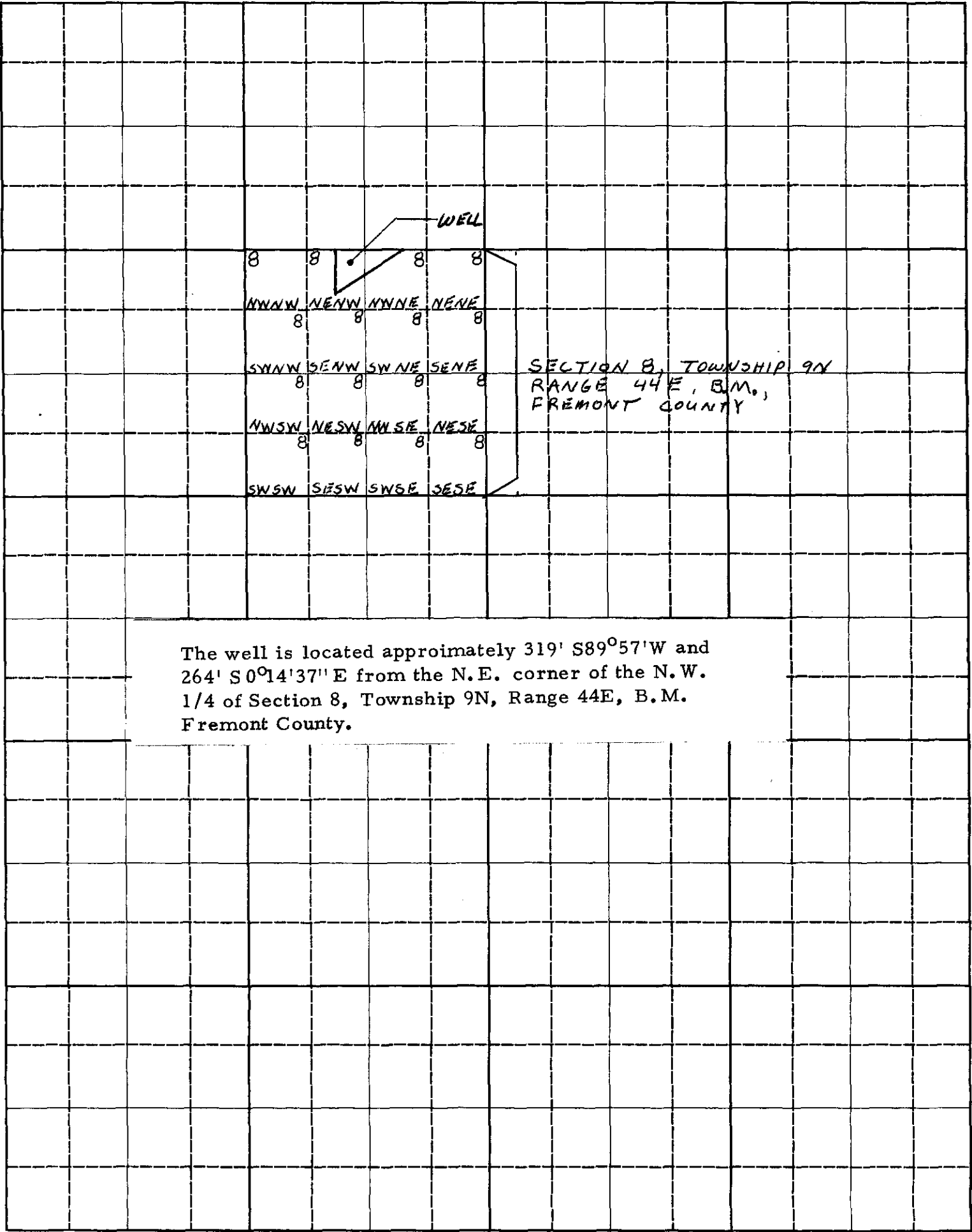
9. a. Who owns the property at the point of diversion Property owners of Warm River Heights Subdivision

b. Who owns the land to be irrigated or place of use Same

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing A 1/15 interest in the well and pumphouse is deeded with each lot in the Warm River Heights Subdivision. The well is managed by the Warm River Heights Association, and the applicant is the current chairman of the association.

10. Remarks The well will supply domestic water to 15 households comprising the Warm River Heights Subdivision. It was drilled by Dubbe Drilling, Box 4465, Pocatello, Idaho, 83201. A 3 HP submersible pump will supply pressure tanks in an underground well house, and 2 2" underground main lines will supply water with 1" branches to each lot boundry. The system will be constructed for year round operation.

11. 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.

Elin Chris Christman
(Applicant)

MICROFILMED

Proposed Priority 10/29/82

MICROFILMED

Received by CW Date 10-29-82 Time 11:30A.

Preliminary check by KCW Fee \$ 30.00

Receipted by BP Date 11-3-82 # 22562

Publication prepared by BP Date 11/3/82

Published in Fremont County Chron

Publication dates 11/11 & 11/18/82

Publication approved CW Date 12-13-82

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC KW

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. 21-7308, and said application is hereby APPROVED.

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 January 1, 1990.
- 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. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 3rd day of January, 1985.

A. Glen Saxton
Chief, Operations Bureau

THE CHRONICLE-NEWS

ST. ANTHONY, IDAHO

AFFIDAVIT OF
PUBLICATION

STATE OF IDAHO }
County of Fremont } ss

Carol H. Nash

I, _____
being first duly sworn, depose and say, that I am
the printer of THE CHRONICLE-NEWS, a weekly
newspaper printed and published weekly at St.
Anthony, Fremont County, Idaho; and I do
solemnly swear that the

Notice of application for water
right

a copy of which notice appears attached here-
to, was published in the regular and entire issue
of said newspaper, and not in any

supplement issue thereof for _____ two
consecutive issues, the first publication hav-
ing been made on Nov. 11, 1982

and the last publication having been made
on Nov. 18, 1982

Further, that said newspaper is one of general
circulation in said county; that it is a legal
newspaper, conforming to legal specifications
under the Idaho Statutes; that it has at least two
hundred bona fide subscribers living within the
county of publication; and that it has been
continuously and uninterruptedly published in said
county during a period of seventy-eight con-
secutive weeks prior to the first publication of the
said notice.

Carol H. Nash

~~~~~

Subscribed to and sworn to before me  
Nov. 19, 1982

this

*Jeri Garner*

Notary Public.

(SEAL)

My commission expires

*Life*

RECEIVED  
DEC 9 1982

Department of Water Resources  
Eastern District Office

NOTICE OF APPLICATION  
FOR WATER RIGHT

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

21-7308

WARM RIVER HEIGHTS ASSOCIATION  
5054 BANNOCK HIGHWAY,  
POCATELLO, ID 83204

Source: GROUNDWATER

Date Filed: 10/29/1982

Amount: 0.18 CFS

Diversion Point: NENE Sec 08 T 09N R  
44E, FREMONT Co.

Use: DOMESTIC (0.18 CFS from 01/01  
to 12/31)

Place of Use: NENE Sec 08 T 09N  
R 44E

Diversion Means: PUMP & WELL

The permit(s) will be subject to all prior  
water rights. Permits must be filed with the  
Director, Dept. of Water Resources, 150  
Shoup Ave., Suite 18, Idaho Falls, Idaho  
83402 on or before NOVEMBER 29, 1982.

KEN DUNN  
Director

Publ. Nov. 11 and 18, 1982CN.

RECEIVED



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

May 29, 1998

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

WARM RIVER HEIGHTS ASSN  
5056 BANNOCK HWY  
POCATELLO ID 83204

RE: WATER RIGHT NO. 21-07308

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.

MICROFILMED

JUN 08 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

JUN 08 1998

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.

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

Sincerely,



Shelley W. Keen  
Water Rights Supervisor

SK:klt

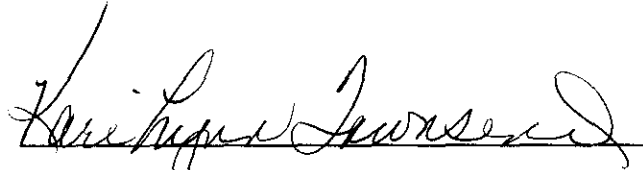
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 29th day of May, 1998, 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. 21-07308

WARM RIVER HEIGHTS ASSN  
5056 BANNOCK HWY  
POCATELLO ID 83204

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

Kari Lynn Townsend  
Secretary

MICROFILMED

JUN 08 1998

# LICENSE REVIEW CHECKLIST

PERMIT NO. 21-07308 DATE 5/22/98 REVIEWER: SHARLA

NAME Change/OK  
 Address OK  
 SOURCE OK Does change clarify orig. intended source? If no, Void permit  
 POINT OF DIV OK Change (P39 /P47) Add (P45/P42) Feds - P40

W32 (multiple in 1/4)  
 W36 (overlap)  
 W59 (subd. desc) lots 12

Overlaps: Right(s): \_\_\_\_\_  
 File reviewed \_\_\_\_\_ Profile reports printed \_\_\_\_\_

PLACE OF USE OK Change (P41/P47) Add (P41/P42) Feds - P43  
 W60 (subd. desc) lots 1-15  
 W27 (ppu acre limit)

Overlaps: Right(s): \_\_\_\_\_  
 File reviewed \_\_\_\_\_ Profile reports printed \_\_\_\_\_

PD & PU amend (P37) Feds - P48

RATE OF DIV  
 Permitted Rate .18 cfs  
 Fee limit .20 cfs \$50<sup>00</sup>  
 Measured ✓ cfs  
 Theoretical .06 cfs

Recommended Total Div Rate .06 cfs

|             |                |                    |                                              |
|-------------|----------------|--------------------|----------------------------------------------|
| WATER USES  | <u>OK</u>      | Change (P46)       |                                              |
| <u>Dom.</u> | <u>.06</u> cfs | <u>15X1.2 =</u> af | Irrig - overlap (R58-R61, R62-R65, R66-R69)  |
| _____       | _____ cfs      | _____ af           | supp. gw (WB7/065/079)                       |
| _____       | _____ cfs      | _____ af           | overlap spec. combined rts (W35)             |
| _____       | _____ cfs      | _____ af           | <1acre (W31) <u>(15)</u>                     |
| _____       | _____ cfs      | _____ af           | Domestic <u>(W01/WB5/070/071/075)</u>        |
| TOTALS      | <u>.06</u> cfs | <u>18.0</u> af     | Power <u>(W42 or W43/025/027/R22 or R23)</u> |
|             |                |                    | Fish (042) Fire (077) Wtr Quality (081/R07)  |

Flow rate .06 cfs X \_\_\_\_\_ days X 1.98 = 13.4 af

REMARKS \_\_\_\_\_

ADD'L CONDITIONS \_\_\_\_\_ Watermaster Control WD# \_\_\_\_\_  
 \_\_\_\_\_ GW Measurement/Measuring Device  
 \_\_\_\_\_ Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority yes ✓ no SRBA Claim N/A Adjust Memo \_\_\_\_\_  
 Amend letters \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

RECEIVED

FEB 03 1998

Department of Water Resources

**A. GENERAL INFORMATION**

Permit No. 21-7308

1. Owner: Warm River Heights Association

Phone No. \_\_\_\_\_

Current Address: 5054 Bonanza Highway, Decarlo ID 83204

2. Accompanied by: Gene Moore

EXAM DATE: 9-17-1992

Address: \_\_\_\_\_

Phone No. \_\_\_\_\_

Relationship to Permit Holder: Homeowner

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  | NW  | 8    | 9N   | 44E  | Fremont | On site, USGS                   |
|           |           |     |     |     |      |      |      |         |                                 |
|           |           |     |     |     |      |      |      |         |                                 |
|           |           |     |     |     |      |      |      |         |                                 |

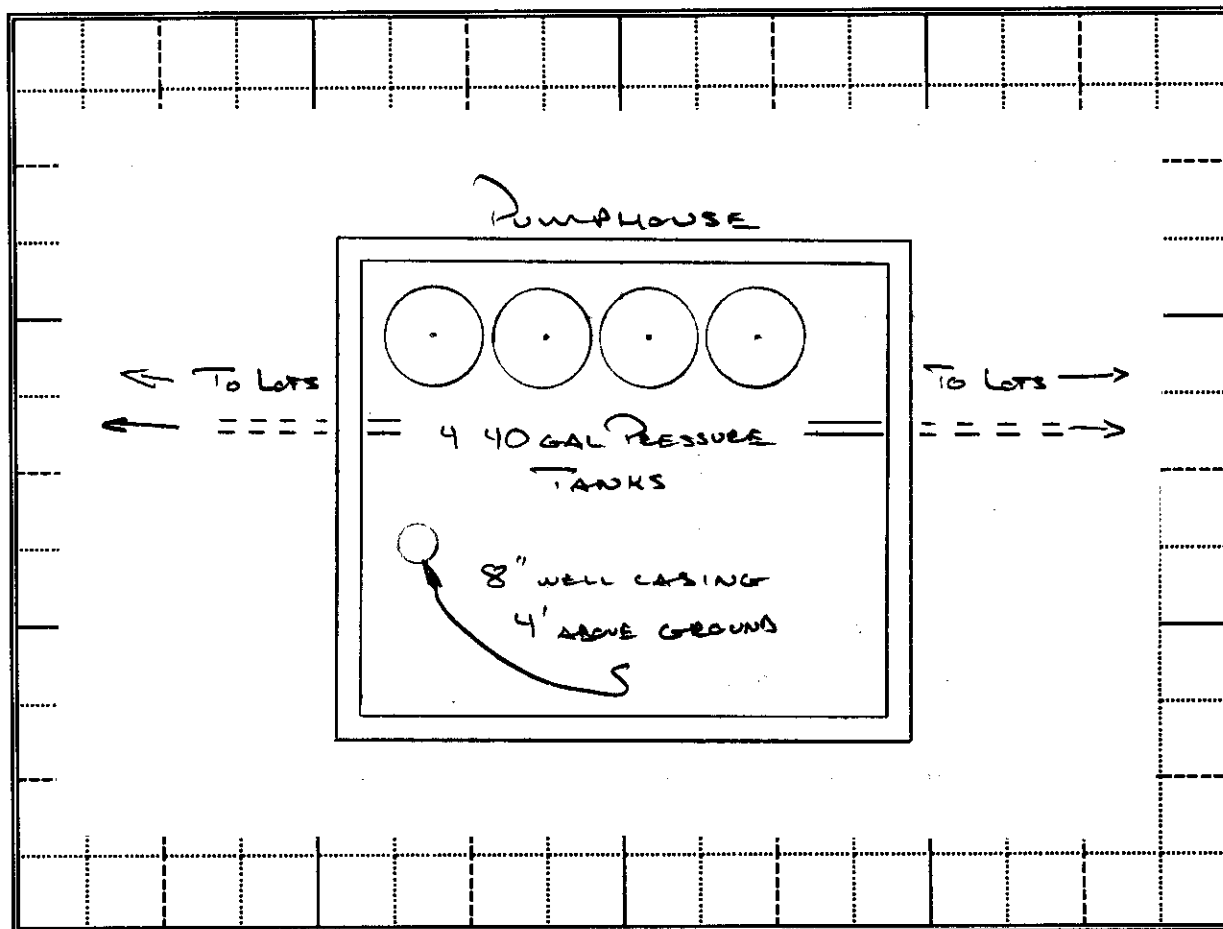
**2. Place(s) of Use:**

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 |        |
| 9N  | 44E | 8   |    | 3/4 |    |    | 3/4 |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |     |    |    |     |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |     |    |    |     |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |     |    |    |     |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |     |    |    |     |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |     |    |    |     |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |     |    |    |     |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |     |    |    |     |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |     |    |    |     |    |    |    |    |    |    |    |    |    |    |    |        |

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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 |
|---------------------------------------|------------|----|------------------|-----------|-----------------------------------|
|                                       | FRANKLIN   | 5  | 2821138110       | —         |                                   |
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |

\*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: N/A

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## F. FLOW CALCULATIONS

\_\_\_\_\_ Additional Computation Sheets Attached

Measured Method:

SEE REMARKS

## G. VOLUME CALCULATIONS

### 1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$  \_\_\_\_\_

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

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$  \_\_\_\_\_

### 2. Volume Calculations for Other Uses:

SEE REMARKS

## H. RECOMMENDATIONS

### 1. Recommended Amounts

| Beneficial Use | Period of Use |       | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|----------------|---------------|-------|------------------------------|--------------------------|
|                | From          | To    |                              |                          |
| DOMESTIC       | 1-1           | 12-31 | 0.06                         | 18.0                     |
| _____          | _____         | _____ | _____                        | _____                    |
| _____          | _____         | _____ | _____                        | _____                    |
| _____          | _____         | _____ | _____                        | _____                    |
| _____          | _____         | _____ | _____                        | _____                    |
| Totals:        |               |       | 0.06                         | 18.0                     |

### 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 PAUL R. MEYER Date 1-20-1998

Reviewer \_\_\_\_\_ Date \_\_\_\_\_

SEAL

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#### E. NARRATIVE/REMARKS/COMMENTS

\* WELL, PUMP AND PIPELINES TO 15 LOTS IN WARM RIVER HEIGHTS SUBDIVISION. SMALL LAWN AREAS ARE WATERED

\* WELL IS LOCATED IN LOT 12 OF SUBDIVISION. ALTHOUGH NOT EVERY LOT HAD BEEN SOLD AT TIME OF EXAM, EACH LOT HAS BEEN "STUBBED-IN" AND HAS A WORKING HYDRANT IN PLACE. ACCESSABLE 1-1 TO 12-31

\* Q CALCULATIONS:

$$- Q_{THEOR} = (5 HP (8.814) \cdot 70 EFF) / (420' LIFT + 30 PSI \cdot 2.308) \\ = 0.06 CFS$$

- ASSUMING: 70% EFFICIENCY

420' STATIC H<sub>2</sub>O (FROM WELL LOG)

30 PSI OPERATING PRESSURE

- IDWR STD FOR 15 HOMES IS 0.18 CFS

- LIMITED BY CAPACITY TO 0.06 CFS

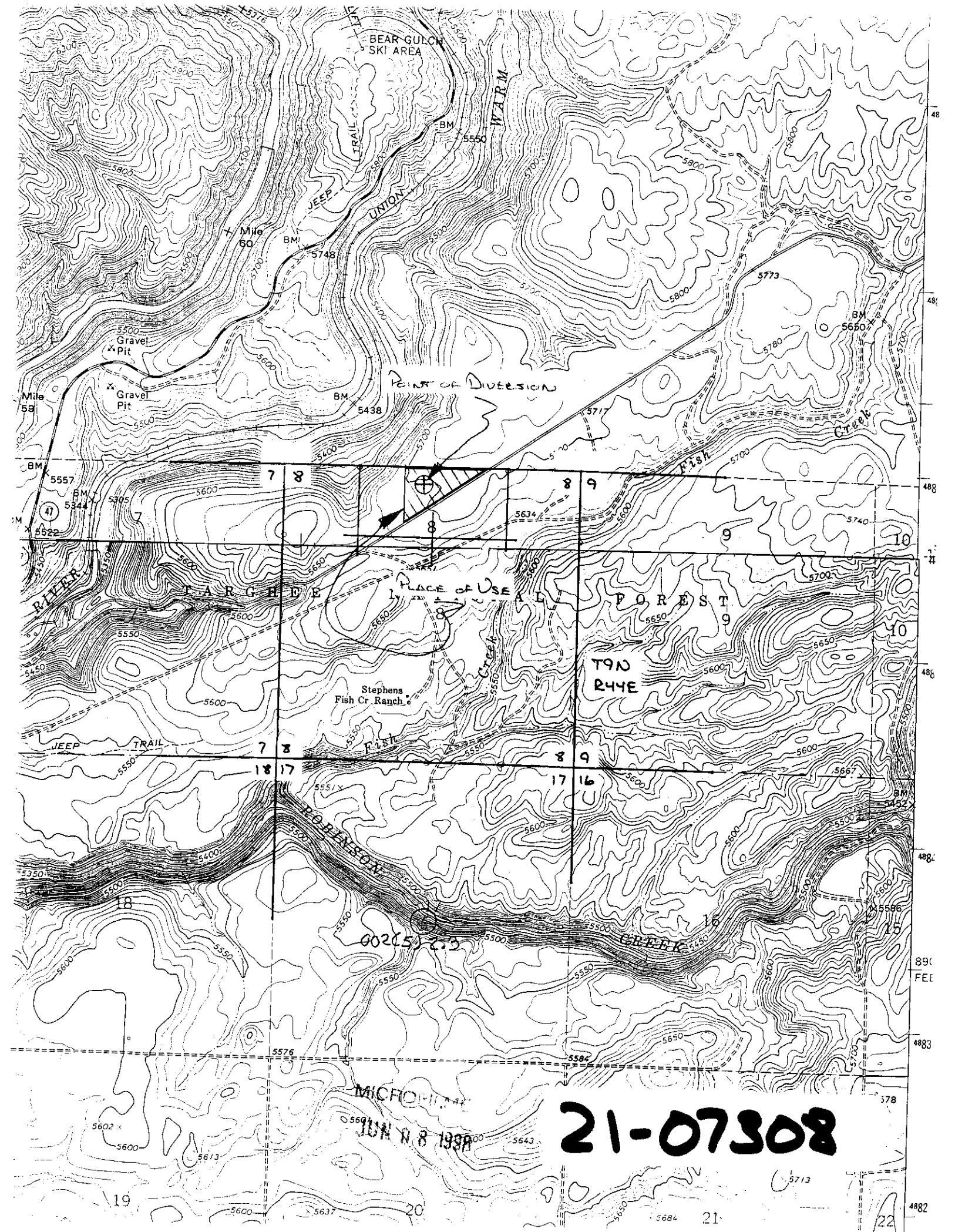
\* AFA CALCULATIONS:

- IDWR STD FOR 15 HOMES = 15 \* 1.2 AFA = 18.0 AFA

- AS HOMES ARE USED ALL YEAR AND LAWN IRRIGATION IS DONE, RECOMMEND 18.0 AFA

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

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October 10, 1989

Permit No. 21-7308

Warm River Heights Assoc.  
129 No. Second  
Pocatello, ID 83201

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 525-7161, or in person in the third floor State Office Building, 150 Shoup, Idaho Falls, Idaho.

Sincerely,

KEITH C. WILSON  
Sr. Resource Agent

KCW:lk

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JUN 08 1998

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 21 7308

Date: 9/1/89

General Considerations:

☒ Name same as permit  
☒ Signature the same as permit holder  
☒ Address change X If yes, prepare a data entry  
☒ Proof received timely  
☐ Reinstated

Source of Water:

☐ Surface water  
☒ Groundwater  
N/A 1. well log in file no well log found  
N/A 2. drilling permit  
A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

☒ Rate of diversion appropriate for uses  
☒ Is rate or volume and fee appropriate?  
☒ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

NO Is a measuring device or access port required?  
☒ Has one been installed?  
☒ Waiver or modification of measuring device requested

Remarks:

*Proof acceptable*

N/A Priority Calculation:  
Date proof received \_\_\_\_\_

Date proof due \_\_\_\_\_

No. of days late \_\_\_\_\_

Priority date \_\_\_\_\_

NEW PRIORITY DATE \_\_\_\_\_

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

*Address Change*

Possible well log  
(not confirmed by  
groundwater protection  
section)

Form 200  
1-78

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**WELL DRILLER'S REPORT**

USE TYPEWRITER OR  
BALLPOINT PEN

Driller certifies that this report was filed with the Director, Department of Water Resources  
within 30 days after the completion or abandonment of the well.

| <p><b>1. WELL OWNER</b></p> <p>Name: <u>CERRY COOPER</u></p> <p>Address: <u>CUTSMITH ROAD HOATENO</u></p> <p>Owner's Permit No. _____</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | <p><b>7. WATER LEVEL</b></p> <p>Total Well Depth: <u>440</u> feet below land surface</p> <p>Static Water Level: <u>0</u> feet below land surface</p> <p>Controlled by: _____ Valve: <u>140</u> Plug: _____</p> <p>Temperature: _____ of _____</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                     |                 |              |                    |                 |                |                |                    |                 |                |                |                    |                 |            |            |                                                                                                                                                                                                                                                                                                                                                                       |    |     |                 |   |     |     |                 |   |     |     |           |   |     |     |                     |   |     |     |             |   |     |     |                 |   |
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------|---|-----|-----|-----------------|---|-----|-----|-----------|---|-----|-----|---------------------|---|-----|-----|-------------|---|-----|-----|-----------------|---|
| <p><b>2. NATURE OF WORK</b></p> <p><input checked="" type="checkbox"/> New well    <input type="checkbox"/> Deepened    <input type="checkbox"/> Replacement</p> <p>Abandoned (describe method of abandoning): _____</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | <p><b>8. WELL TEST DATA</b></p> <p>Pump: _____    Bailor: <input checked="" type="checkbox"/>    Air: _____    Other: _____</p> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th>Discharge G.P.M.</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> <tr> <td style="text-align: center;"><u>12</u></td> <td></td> <td style="text-align: center;"><u>4</u></td> </tr> </table>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Discharge G.P.M.    | Pumping Level   | Hours Pumped | <u>12</u>          |                 | <u>4</u>       |                |                    |                 |                |                |                    |                 |            |            |                                                                                                                                                                                                                                                                                                                                                                       |    |     |                 |   |     |     |                 |   |     |     |           |   |     |     |                     |   |     |     |             |   |     |     |                 |   |
| Discharge G.P.M.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Pumping Level                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Hours Pumped        |                 |              |                    |                 |                |                |                    |                 |                |                |                    |                 |            |            |                                                                                                                                                                                                                                                                                                                                                                       |    |     |                 |   |     |     |                 |   |     |     |           |   |     |     |                     |   |     |     |             |   |     |     |                 |   |
| <u>12</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              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 |   |     |     |                 |   |     |     |           |   |     |     |                     |   |     |     |             |   |     |     |                 |   |
| <p><b>3. PROPOSED USE</b></p> <p><input checked="" type="checkbox"/> Domestic    <input type="checkbox"/> Irrigation    <input type="checkbox"/> Test    <input type="checkbox"/> Municipal</p> <p><input type="checkbox"/> Industrial    <input type="checkbox"/> Stock    <input type="checkbox"/> Waste Disposal or Injection</p> <p>Other: _____ (specify type)</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | <p><b>9. LITHOLOGIC LOG</b></p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Hole Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th rowspan="2">Water Yes/No</th> </tr> <tr> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td rowspan="5" style="text-align: center;">18</td> <td style="text-align: center;">0</td> <td style="text-align: center;">20</td> <td>BROWN CLAY</td> <td style="text-align: center;">✓</td> </tr> <tr> <td style="text-align: center;">20</td> <td style="text-align: center;">45</td> <td>LOAM</td> <td style="text-align: center;">✓</td> </tr> <tr> <td style="text-align: center;">45</td> <td style="text-align: center;">220</td> <td>HARD BROWN CLAY</td> <td style="text-align: center;">✓</td> </tr> <tr> <td style="text-align: center;">220</td> <td style="text-align: center;">275</td> <td>BROWN SANDSTONE</td> <td style="text-align: center;">✓</td> </tr> <tr> <td style="text-align: center;">275</td> <td style="text-align: center;">320</td> <td>LIKE SAND</td> <td style="text-align: center;">✓</td> </tr> <tr> <td style="text-align: center;">320</td> <td style="text-align: center;">370</td> <td>PINKISH ROCK (HARD)</td> <td style="text-align: center;">✓</td> </tr> <tr> <td style="text-align: center;">370</td> <td style="text-align: center;">440</td> <td>BROWN SHALE</td> <td style="text-align: center;">✓</td> </tr> <tr> <td style="text-align: center;">440</td> <td style="text-align: center;">570</td> <td>CLAY HARD SHALE</td> <td style="text-align: center;">✓</td> </tr> </tbody> </table> | Hole Diam.          | Depth           |              | Material           | Water Yes/No    | From           | To             | 18                 | 0               | 20             | BROWN CLAY     | ✓                  | 20              | 45         | LOAM       | ✓                                                                                                                                                                                                                                                                                                                                                                     | 45 | 220 | HARD BROWN CLAY | ✓ | 220 | 275 | BROWN SANDSTONE | ✓ | 275 | 320 | LIKE SAND | ✓ | 320 | 370 | PINKISH ROCK (HARD) | ✓ | 370 | 440 | BROWN SHALE | ✓ | 440 | 570 | CLAY HARD SHALE | ✓ |
| Hole Diam.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             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                                                                                                                                                                                                                                                                                                                                                           |                     | Material        | Water Yes/No |                    |                 |                |                |                    |                 |                |                |                    |                 |            |            |                                                                                                                                                                                                                                                                                                                                                                       |    |     |                 |   |     |     |                 |   |     |     |           |   |     |     |                     |   |     |     |             |   |     |     |                 |   |
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| 18                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     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                                                                                                                                                                                                                                                                                                                                                           | 20                  | BROWN CLAY      | ✓            |                    |                 |                |                |                    |                 |                |                |                    |                 |            |            |                                                                                                                                                                                                                                                                                                                                                                       |    |     |                 |   |     |     |                 |   |     |     |           |   |     |     |                     |   |     |     |             |   |     |     |                 |   |
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 |   |     |     |                 |   |     |     |           |   |     |     |                     |   |     |     |             |   |     |     |                 |   |
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                                                                                                                                                                                                                                                                                                                                                           | 220                 | HARD BROWN CLAY | ✓            |                    |                 |                |                |                    |                 |                |                |                    |                 |            |            |                                                                                                                                                                                                                                                                                                                                                                       |    |     |                 |   |     |     |                 |   |     |     |           |   |     |     |                     |   |     |     |             |   |     |     |                 |   |
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| 320                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    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| 370                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    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| 440                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    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 |   |     |     |                 |   |     |     |           |   |     |     |                     |   |     |     |             |   |     |     |                 |   |
| <p><b>4. METHOD DRILLED</b></p> <p><input checked="" type="checkbox"/> Rotary    <input type="checkbox"/> Air    <input type="checkbox"/> Hydraulic    <input type="checkbox"/> Reverse rotary</p> <p><input type="checkbox"/> Cable    <input type="checkbox"/> Dig    <input type="checkbox"/> Other</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | <p><b>10.</b></p> <p>Work started: <u>9/14/80</u>    Finished: <u>9/15/80</u></p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       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|     |                 |   |     |     |           |   |     |     |                     |   |     |     |             |   |     |     |                 |   |
| <p><b>5. WELL CONSTRUCTION</b></p> <p>Casing schedule: <input checked="" type="checkbox"/> Steel    <input type="checkbox"/> Concrete    <input type="checkbox"/> Other</p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;"><u>2.50</u> inches</td> <td style="text-align: center;"><u>8</u> inches</td> <td style="text-align: center;"><u>12</u> feet</td> <td style="text-align: center;"><u>20</u> feet</td> </tr> <tr> <td style="text-align: center;"><u>2.50</u> inches</td> <td style="text-align: center;"><u>5</u> inches</td> <td style="text-align: center;"><u>18</u> feet</td> <td style="text-align: center;"><u>40</u> feet</td> </tr> <tr> <td style="text-align: center;"><u>2.50</u> inches</td> <td style="text-align: center;"><u>5</u> inches</td> <td style="text-align: center;">_____ feet</td> <td style="text-align: center;">_____ feet</td> </tr> </tbody> </table> <p>Was casing drive shoe used? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Was a packer or seal used? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Perforated? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>How perforated? <input type="checkbox"/> Factory <input type="checkbox"/> Knife <input checked="" type="checkbox"/> Torch</p> <p>Size of perforation: <u>1/8</u> inches by <u>2</u> inches</p> <p>Number: <u>60</u>    From: <u>404</u> feet    To: <u>440</u> feet</p> <p>perforations: _____ feet</p> <p>perforations: _____ feet</p> <p>Well screen installed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Manufacturer's name: _____</p> <p>Type: _____    Model No.: _____</p> <p>Diameter: _____ Slot size: _____ Set from: _____ feet to _____ feet</p> <p>Diameter: _____ Slot size: _____ Set from: _____ feet to _____ feet</p> <p>Gravel packed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No    Size of gravel: _____</p> <p>Placed from: _____ feet to _____ feet</p> <p>Surface seal depth: <u>40</u>    Material used in seal: <input checked="" type="checkbox"/> Cement grout</p> <p><input type="checkbox"/> Pudding clay    <input checked="" type="checkbox"/> Well cuttings</p> <p>Sealing procedure used: <input type="checkbox"/> Slurry pit    <input type="checkbox"/> Temp. surface casing</p> <p><input type="checkbox"/> Overbore to seal depth</p> <p>Method of joining casing: <input type="checkbox"/> Threaded <input checked="" type="checkbox"/> Welded <input type="checkbox"/> Solvent</p> <p>Weld: _____</p> <p><input type="checkbox"/> Cemented between strata</p> <p>scribe access port: _____</p> | Thickness                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Diameter            | From            | To           | <u>2.50</u> inches | <u>8</u> inches | <u>12</u> feet | <u>20</u> feet | <u>2.50</u> inches | <u>5</u> inches | <u>18</u> feet | <u>40</u> feet | <u>2.50</u> inches | <u>5</u> inches | _____ feet | _____ feet | <p><b>11. DRILLERS CERTIFICATION</b></p> <p>I/We certify that all minimum well construction standards were complied with at the time the rig was removed.</p> <p>Firm Name: <u>DAVIDE DRILLING</u> Firm No.: <u>148</u></p> <p>Address: <u>FRANKLIN AVENUE, IDAHO</u></p> <p>Signed by (Firm Official): <u>DAVIDE</u></p> <p>and</p> <p>(Operator): <u>DAVIDE</u></p> |    |     |                 |   |     |     |                 |   |     |     |           |   |     |     |                     |   |     |     |             |   |     |     |                 |   |
| Thickness                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              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 |   |     |     |                 |   |     |     |           |   |     |     |                     |   |     |     |             |   |     |     |                 |   |
| <u>2.50</u> inches                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     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 |   |     |     |                 |   |     |     |           |   |     |     |                     |   |     |     |             |   |     |     |                 |   |
| <u>2.50</u> inches                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     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 |   |     |     |                 |   |     |     |           |   |     |     |                     |   |     |     |             |   |     |     |                 |   |
| <u>2.50</u> inches                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     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 |   |     |     |                 |   |     |     |           |   |     |     |                     |   |     |     |             |   |     |     |                 |   |
| <p><b>6. LOCATION OF WELL</b></p> <p>(Sketch map location must agree with written location.)</p> <p><u>WELL</u></p> <p>Subdivision Name: _____</p> <p>Lot No.: _____ Block No.: _____</p> <p>County: <u>TAKEWANT</u></p> <p>State: <u>IDAHO</u>    T. <u>2</u>    R. <u>40</u>    S. <u>20</u></p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | <p><b>12. ADDITIONAL COMMENTS</b></p> <p>FORWARD THE WHITE COPY TO THE DEPARTMENT</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                     |                 |              |                    |                 |                |                |                    |                 |                |                |                    |                 |            |            |                                                                                                                                                                                                                                                                                                                                                                       |    |     |                 |   |     |     |                 |   |     |     |           |   |     |     |                     |   |     |     |             |   |     |     |                 |   |



State of Idaho

## DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS  
Governor

A. KENNETH DUNN  
Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 334-4440

SEPTEMBER 1, 1985

DEAR PERMIT HOLDER:

ACCORDING TO OUR RECORDS, YOU ARE THE HOLDER OF A WATER PERMIT ON WHICH PROOF OF BENEFICIAL USE OF WATER WAS NOT SUBMITTED BEFORE JULY 1, 1985, WHICH INDICATES YOUR PROJECT IS NOT COMPLETE. THEREFORE, YOU NEED TO BE AWARE OF CHANGES IN IDAHO LAW, EFFECTIVE JULY 1, 1985, WHICH IMPACT ALL WATER PERMITS ISSUED BY THIS DEPARTMENT.

SPECIFICALLY, PURSUANT TO SECTION 42-203D, IDAHO CODE, THE DEPARTMENT MUST REVIEW ALL PERMITS FOR WHICH DEVELOPMENT OF WATER USE WAS NO COMPLETED ON OR BEFORE JULY 1, 1985, TO DETERMINE IF THEY MEET THE NEW REQUIREMENTS OF CHAPTER 2, TITLE 42, IDAHO CODE. RULES AND REGULATIONS GOVERNING THE RE-EVALUATION OF PERMITS ARE NOT YET FINALIZED. HOWEVER, IF YOU COMPLETED THE DEVELOPMENT UNDER YOUR PERMIT BEFORE JULY 1, 1985, YOU SHOULD SUBMIT A PROOF OF BENEFICIAL USE STATEMENT, STATING THAT THE PROJECT WAS COMPLETED BEFORE JULY 1, 1985 SO THAT YOUR PERMIT WILL NOT BE SUBJECT TO THE REVIEW REQUIREMENTS OF SECTION 42-203D, WHICH READS AS FOLLOWS:

42-203D. REVIEW OF PERMITS - OPPORTUNITY FOR HEARING. - (1)THE DEPARTMENT SHALL REVIEW ALL PERMITS ISSUED PRIOR TO THE EFFECTIVE DATE [JULY 1, 1985] OF THIS SECTION, EXCEPT TO THE EXTENT A PERMIT HAS BEEN PUT TO BENEFICIAL USE PRIOR TO JULY 1, 1985, TO DETERMINE WHETHER THEY COMPLY WITH THE PROVISIONS OF CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PROPOSED USE DOES NOT SATISFY THE CRITERIA OF CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL EITHER CANCEL THE PERMIT OR IMPOSE THE CONDITIONS REQUIRED TO BRING THE PERMIT INTO COMPLIANCE WITH CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PERMIT SATISFIES THE CRITERIA ESTABLISHED IN CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL ENTER AN ORDER CONTINUING THE PERMIT.

(2)THE DEPARTMENT SHALL PROVIDE AN OPPORTUNITY FOR HEARING IN ACCORDANCE WITH SECTION 42-1701A, IDAHO CODE, AND SECTIONS 67-5209 THROUGH 67-5215, IDAHO CODE, FOR EACH HOLDER OF A PERMIT THAT IS PROPOSED EITHER TO BE CANCELLED OR MADE SUBJECT TO NEW CONDITIONS.

YOU MAY OBTAIN PROOF OF BENEFICIAL USE FORMS FROM THE DEPARTMENT. IF YOU HAVE ANY QUESTIONS, PLEASE LET US KNOW.

SINCERELY,

L. GLEN SAXTON  
CHIEF, OPERATIONS BUREAU

MAIL ROOM

SEP 2 1985

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

---

STATEHOUSE  
BOISE, IDAHO 83720  
(208) 334-4440

WARM RIVER HEIGHTS ASSOCIATION  
5054 BANNOCK HIGHWAY  
POCATELLO, ID 83204

JANUARY 10, 1985

RE: PERMIT NO. 21-7308

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.  
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

**MICROFILMED**

State of Idaho  
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: K. C. Wilson

APPLICATION NUMBER: 21 7300

CHECK:

- ☒ Source.  
☒ Point of diversion.  
☒ County.  
☒ Quantity of water and period of use.  
☒ Description of diverting works.  
☒ Time required for beneficial use of water.  
☒ Place of use or acres irrigated.  
☒ Map.  
☒ Signature.  
☒ Fee.

Field check by: \_\_\_\_\_

Date: \_\_\_\_\_

Comments: \_\_\_\_\_

☐ Yes ☒ No Field check required.

☐ Yes ☒ No Critical groundwater area.

☐ Yes ☒ No Request dam safety information. Sent by: \_\_\_\_\_ Date: \_\_\_\_\_

☒ Yes ☐ No\* In form to receipt.

\*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: \_\_\_\_\_

SEND COPIES TO:

- ☒ Idaho State Health Department.  
☐ Idaho Fish and Game Department.  
☐ Idaho Department of Lands.  
☐ U.S. Bureau of Land Management.  
☐ U.S. Forest Service.  
☐ Other \_\_\_\_\_

Copies sent by: QW

Date: 11-12-82

PROCESSING:

☐ Yes ☒ No Platted by: \_\_\_\_\_ Map No. \_\_\_\_\_

☐ Yes ☒ No Other rights on same place of use. \_\_\_\_\_

☒ Yes ☐ No\* In form for advertising.

Final date for protests: Nov 29, 1982

☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received. Date: 12-9-82

☒ Application published correctly. If not, record action taken: \_\_\_\_\_

☒ Fee amount, receipt date & number, recorded on application.

☒ Publication dates and paper, recorded on application.

☒ Protests, dates, withdrawal, etc., recorded on application.

☒ Recommendation & initial, recorded on application.

☐ Yes ☒ No Measuring device required.

☐ Yes ☒ No Access port required.

☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? 01

10-29-1982 Date of priority recommended.

☒ Special conditions of approval or cover letter. \_\_\_\_\_

\$26,04

By: Ernest Carlson

Date: Dec 19, 1984

STATE OFFICE REVIEW:

217

26 04

**MICROFILMED**

☐ See attached sheet for more information.

By: KW

Date: 12/27/84

**RECEIVED**

DEC 26 1984

December 1, 1982

RE: Application for Permit No. 21-7308 WARM RIVER HEIGHTS ASSOC.

Fremont County Chronicle  
P.O. Box 568  
St. Anthony, Idaho 83445

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on November 11 and 18, 1982.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY  
Adm. Secretary

RECEIVED



# STATE OF IDAHO

## DEPARTMENT OF HEALTH AND WELFARE

DIVISION OF ENVIRONMENT

150 North 3rd Avenue

Pocatello, Idaho

83201

18 November 1982

Warm River Heights Association

5054 Bannock Highway

Pocatello, Idaho 83204

Re: Application #21-7308  
(Fremont County)

Gentlemen:

We have been apprised of your application for a permit to appropriate the public waters of the State of Idaho to provide domestic water to fifteen families (individual connections).

By regulation, your proposed water system is defined as "public-community" and, therefore, subject to the Idaho Regulations for Public Drinking Water Systems. The regulations set forth minimum requirements for construction, water quality, monitoring, and maintenance and operation; further, the regulations (Section 1-8400.01) requires approval by the Department of plans and specifications for the water system prior to construction. If you require a copy of these regulations, please forward your request to:

Administrative Procedures Section  
Department of Health and Welfare  
Division of Support Services  
10th Floor - 450 West State  
Boise, Idaho 83720

NOV 22 1982

Department of Water Resources  
Eastern District Office

The cost of the booklet is \$4.40 and your payment should accompany your request.

If we may be of assistance, or if you have any questions, please do not hesitate to contact our office. 236-6160

Sincerely,

*Elmer W. Smith*

Elmer W. (Bill) Smith, P.E.  
Environmental Engineer

EWS/md

CC: Ernest Carlsen, DWR, Idaho Falls ✓

**MICROFILMED**

EQUAL OPPORTUNITY EMPLOYER

November 12, 1982

RE: Application for Permit No. 25-7294 GREENFIELDS WATER & SEWER DIST.  
21-7308 WARM RIVER HEIGHTS ASSOCIATION

Department of Health & Welfare  
150 North 3rd  
Pocatello, Idaho 83201

Gentlemen:

We are enclosing a copy of an application that may be of interest to your agency. Please review the application and submit any comments you may have to our Department as soon as possible. The last date of protest is November 29, 1982, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,

ERNEST CARLSEN  
Assistant Regional Supervisor

EC:cw

Enclosure (2)

**MICROFILMED**

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

---

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

NOVEMBER 3, 1982

Fremont County Chronicle News  
P. O. Box 568  
St. Anthony, Idaho 83445

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before NOVEMBER 29, 1982.

Yours truly,

RONALD D. CARLSON  
Supervisor  
Eastern Region

Encl.

MACROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

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

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before NOVEMBER 29, 1982.

KEN DUNN, Dir.

Published 11/11 & 11/18/82.

**MICROFILMED**

21-7308.

WARM RIVER HEIGHTS ASSOCIATION

5054 BANNOCK HIGHWAY, POCA TELLO, ID 83204

Source: GROUNDWATER

Date Filed: 10/29/1982

Amount: 0.18 CFS

Diversion Point: NENW Sec 08 T 09N R 44E, FREMONT Co.

Use: DOMESTIC (0.18 CFS) from 01/01 to 12/31

Place of Use: NWNE NENW Sec 08 T 09N R 44E

Diversion Means: PUMP & WELL

MICROFILMED