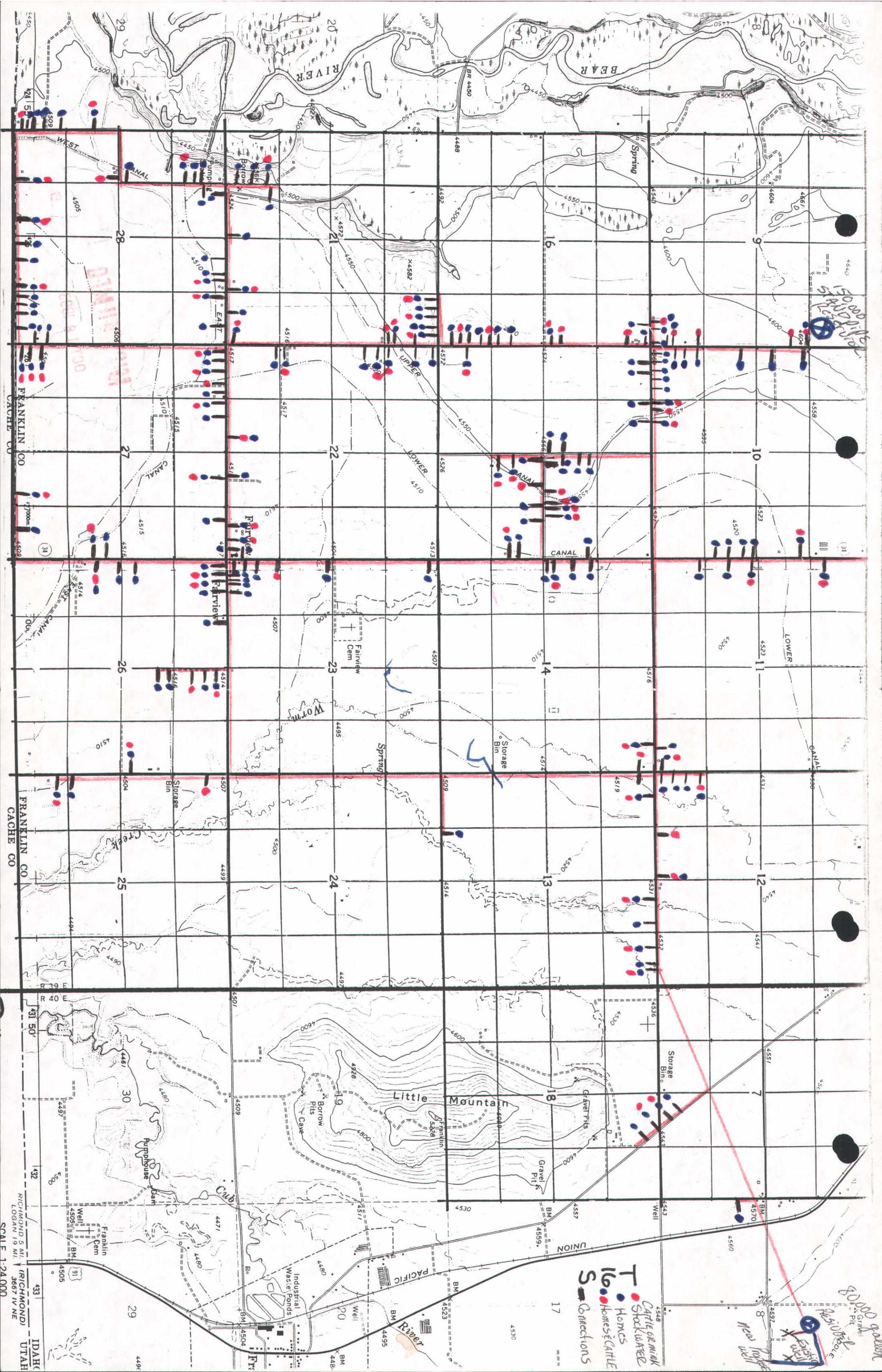




15000
17000

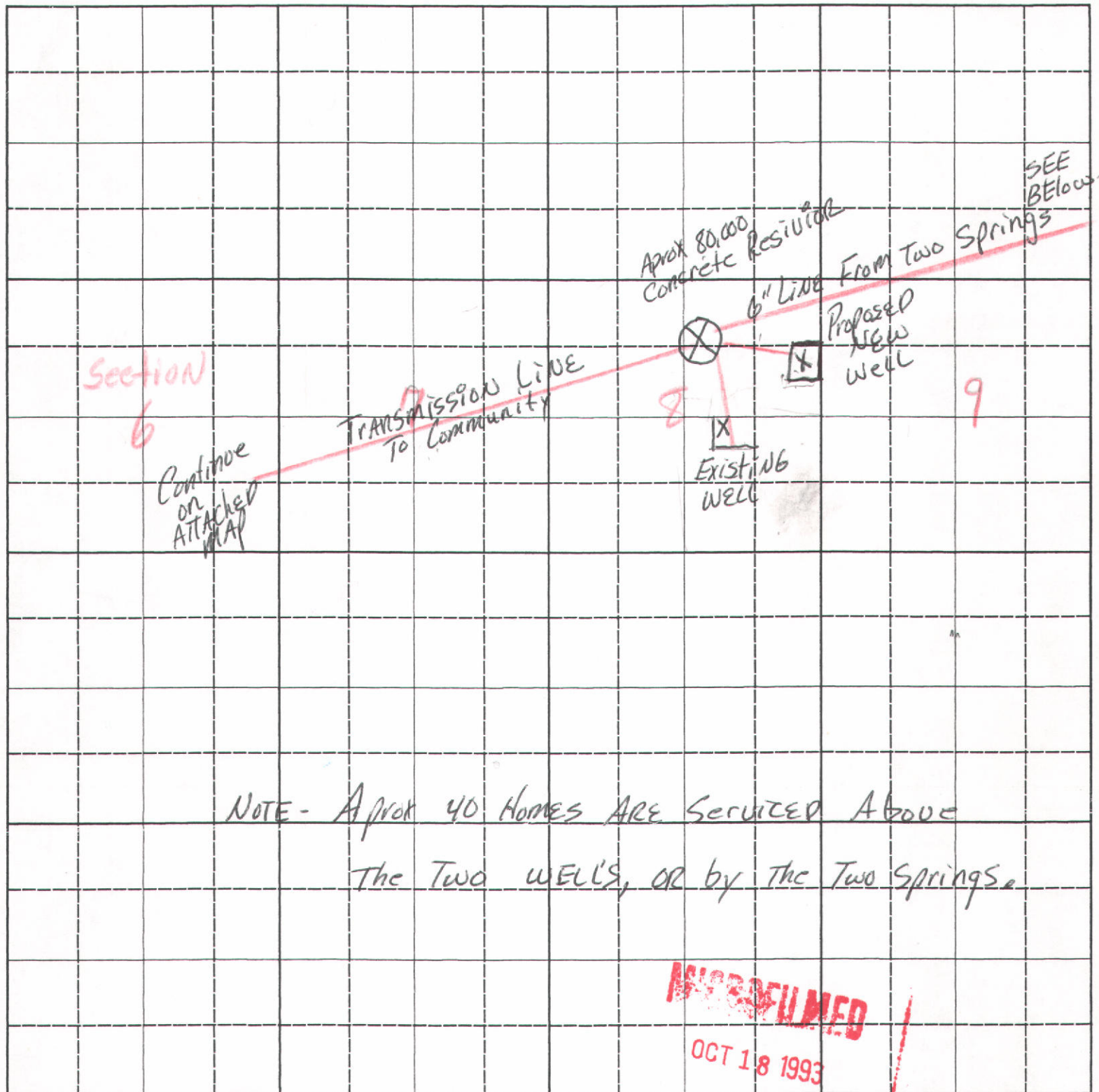
5

T
H
S
C
Trails
Homes
Stockwater
Connections

15000
17000
near well

SCALE 1:24,000
IDAHOC
UTAH
RICHMOND 5 MI.
LOGAN 19 MI.
5667 14 NE

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



NOTE - APPROX 40 HOMES ARE SERVICED ABOVE
THE TWO WELLS, OR BY THE TWO SPRINGS.

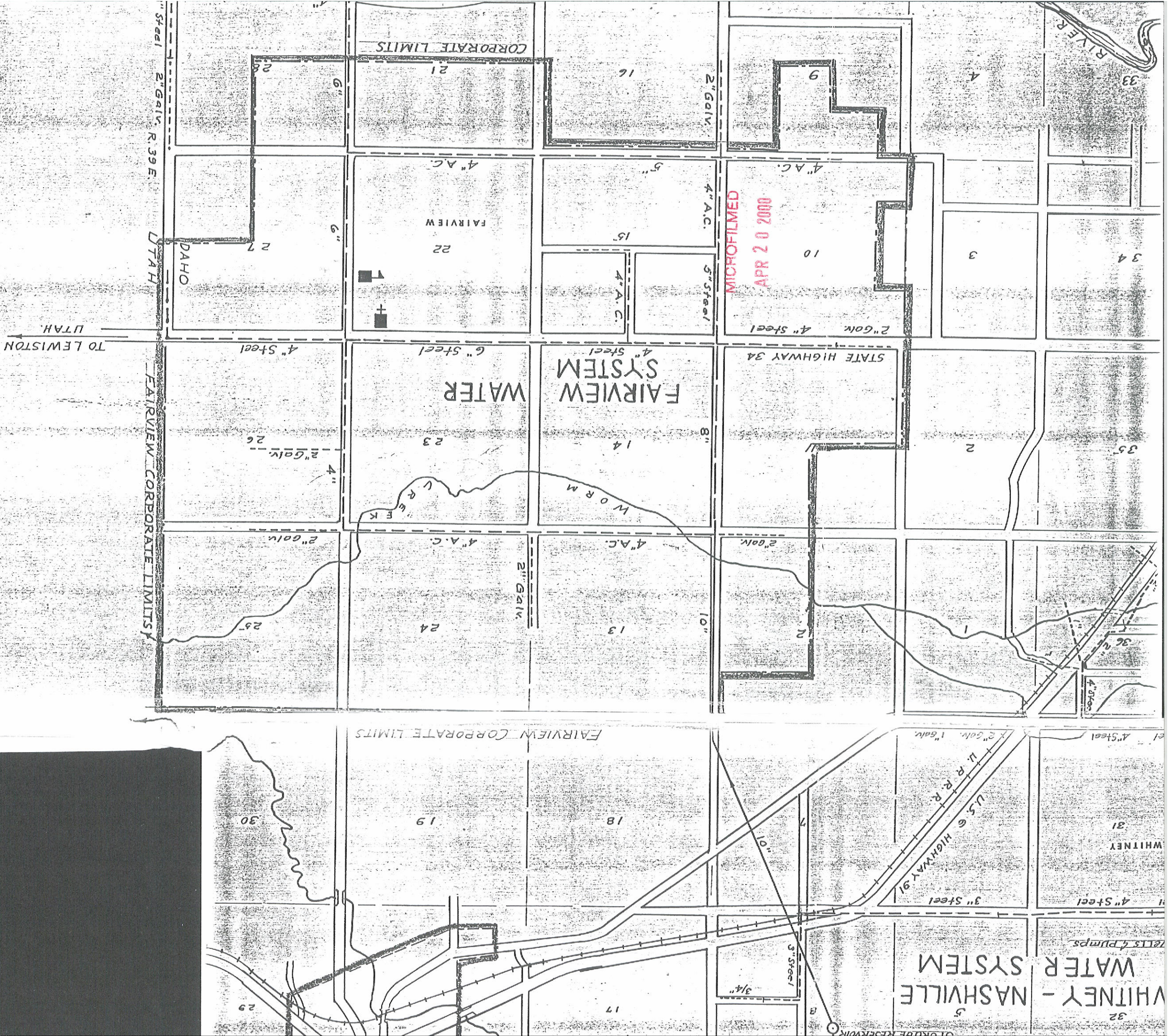
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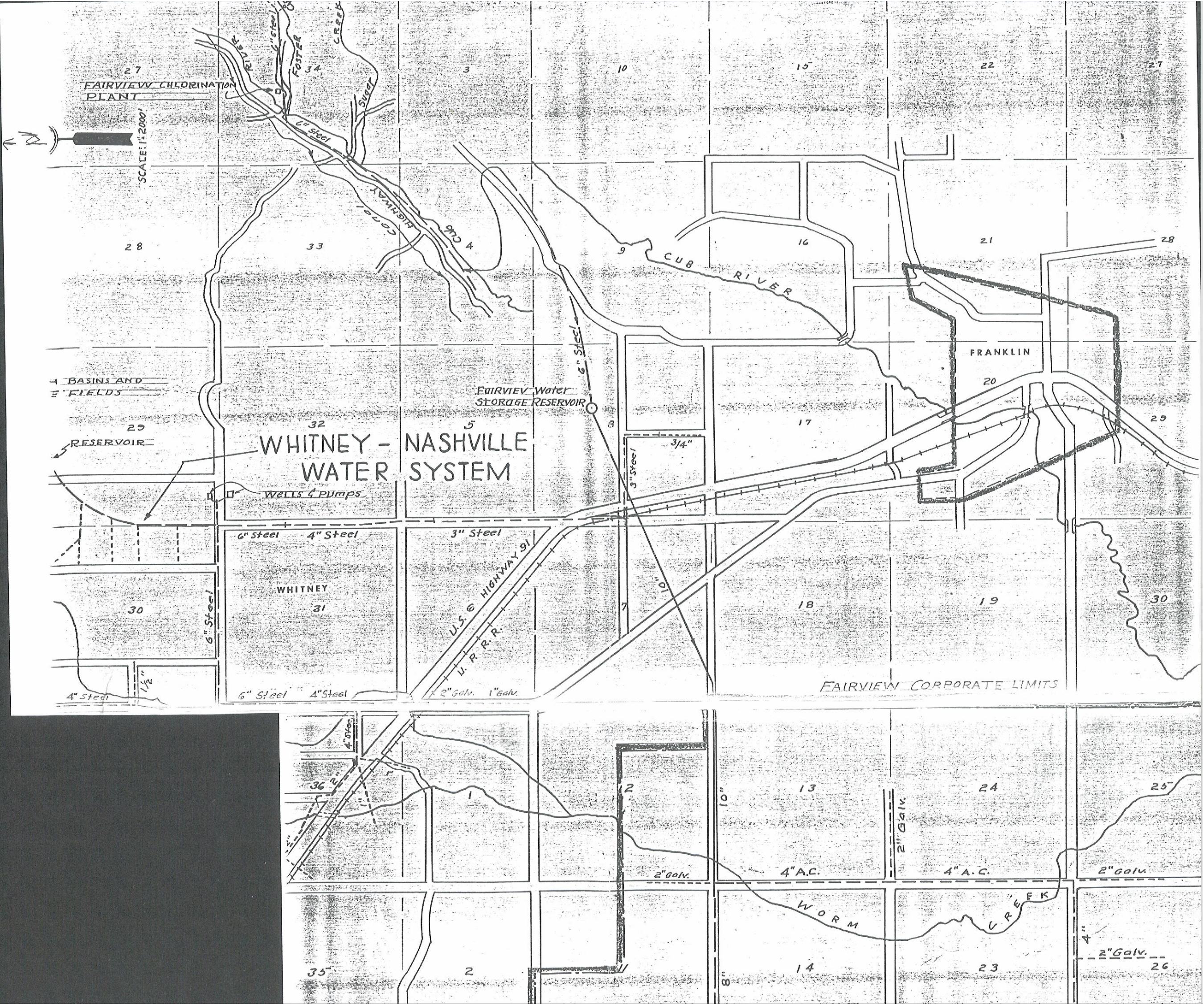
OCT 18 1993

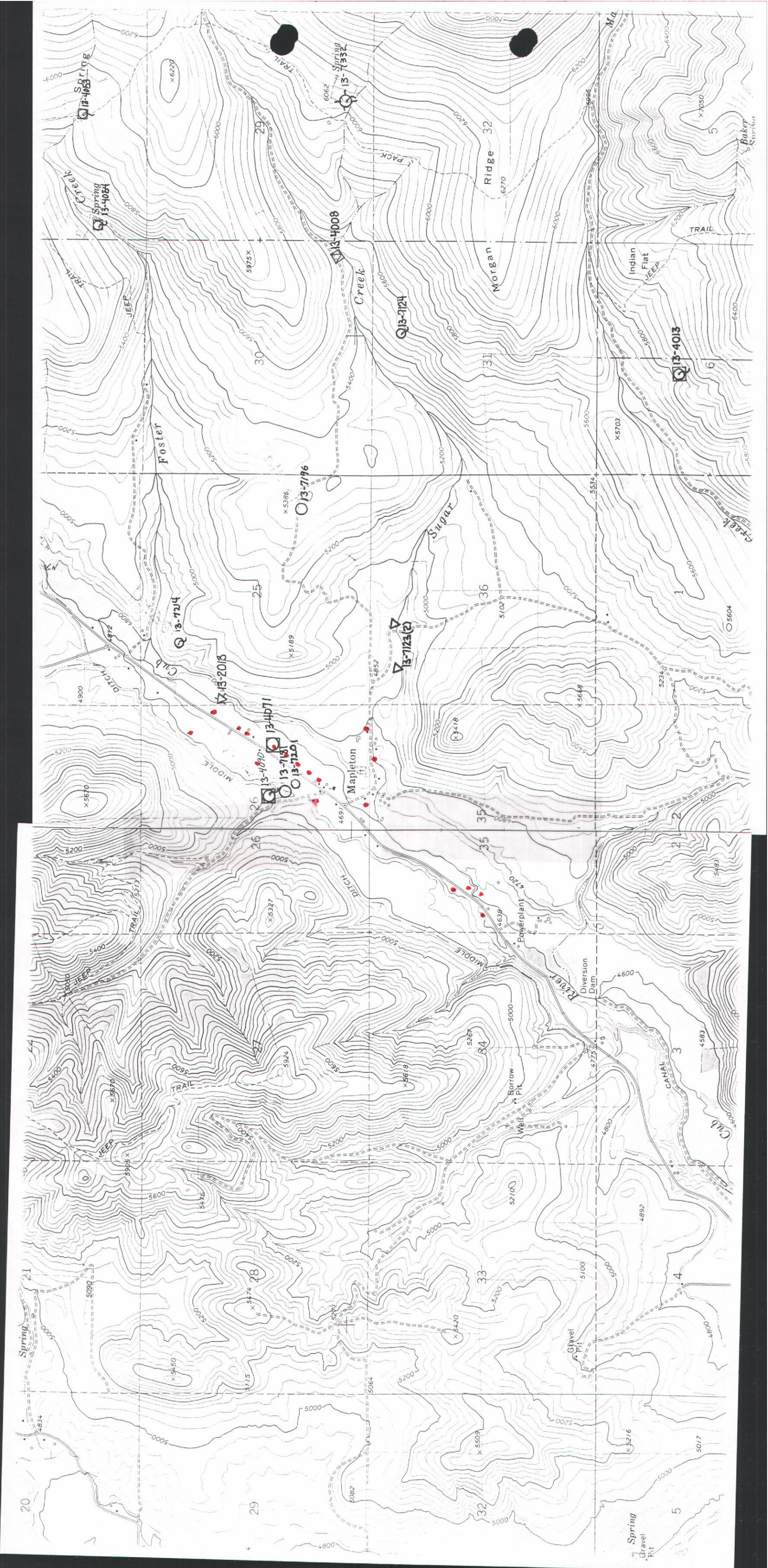
Scale: 2 inches equal 1 mile.

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.

Tracy Bodily - Sec. Pres.
(Applicant)







FAIRVIEW WATER DIST.

DOMESTIC

154



PERMIT
NUMBER

13-7510

2 of 4



MICROFILMED

APR 20 2000

PERMIT
NUMBER

13-7510

314



MICROFILMED
APR 20 2000

PERMIT
NUMBER

13-7510

4 of 4



MICROFILMED
APR 20 2000

PERMIT
NKMBEA

13-07510

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 13-07510

Priority: April 29, 1993

Maximum Diversion Rate:

0.42 CFS

This is to certify, that FAIRVIEW WATER DISTRICT
595 W 3200 S

PRESTON ID 83263 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated April 29, 1993; and
has submitted Proof of Beneficial Use on August 25, 1995. An examination indicates
that the works have a diversion capacity of 1.280 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>
-----------------------	----------------------	--------------------------

MUNICIPAL	01/01 to 12/31	0.42 CFS
-----------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 8, Township 16S, Range 40E
SENW , Sec. 8, Township 16S, Range 40E
FRANKLIN County

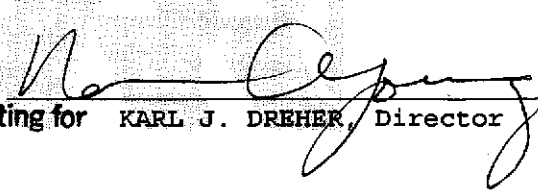
PLACE OF USE: See Remarks

CONDITIONS OF APPROVAL AND REMARKS

1. Right 13-07201 is also diverted through the point of diversion located in the SENW, S8, T16S, R40E.
2. Place of use is within the service area of the Fairview Water District.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 30 day of

MARCH, 2000.


Acting for KARL J. DREHER, Director

MICROFILMED

APR 20 2000

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FEB 14 2000

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 13-07510

Date of Priority: April 29, 1993 Maximum Diversion Rate: 0.42 CFS
Comes now FAIRVIEW WATER DISTRICT
595 W 3200 S
PRESTON ID 83263 and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 13-07510, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
MUNICIPAL	01/01 to 12/31	0.42 CFS

LOCATION OF POINT(S) OF DIVERSION: SENE , Sec. 8, Township 16S, Range 40E
SENW , Sec. 8, Township 16S, Range 40E
FRANKLIN County

PLACE OF USE: See Remarks

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

Signed at Preston, Idaho, this 9th day of February, 2000.

MICROFILMED
APR 20 2000

Fairview Water District
By: Brent Rawlings
Chairman (Signature)
By: Larry Dodge
Secretary

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 13-07510

FOR DEPARTMENT USE ONLY

Preliminary check by SW Fee = 50⁰⁰ Received by Ju # C048101 Date 2-14-00

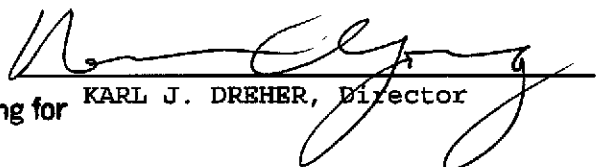
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 13-07510 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. Right 13-07201 is also diverted through the point of diversion located in the SENW, S8, T16S, R40E.
2. Place of use is within the service area of the Fairview Water District.

Witness my hand this 3RD day of MARCH, 2000.


Acting for KARL J. DREHER, Director

MICROFILMED
APR 20 2000

RECEIVED

AUG 10 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 13-07510 Telephone No. -208-852-3445
2. Name(s) of Permit Holder(s): FAIRVIEW WATER District
3. Mailing Address: 595 W 3200 S Preston ID 83263
4. Source of Water: GROUNDWATER If **GROUNDWATER** (well), Date Drilled: mo. 10 yr. 94
 - a. Well Driller: Westlake Drilling Drilling Permit Number: 13-93-E-023
 - b. **OPTIONAL:**
Pump Horsepower: 40 Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 240 Stockwater (No. and type of stock): 10,000
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.42 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is **not optional**. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? _____
Has the measuring device been installed? _____

Yes ☒ or No _____
Yes ☒ or No _____

Flow Measurement Port: Is a flow measurement port required? _____
Has the measurement port been installed? _____

Yes _____ or No ☒
Yes _____ or No ☒

8. Fee Enclosed: \$ _____ (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: Tracy Bodily Telephone Number: 852-3445
Address: 595 W 3200 S Preston ID 83263

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

Signature of permit holder: _____

Tracy Bodily

(include your title, if on behalf of company or organization)

Date: July 21, 1995

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SEP 13 1995

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 13-07510

Proposed Priority: April 29, 1993 Maximum Diversion Rate: 0.42 CFS
This is to certify, that **FAIRVIEW WATER DISTRICT**
595 W 3200 S
PRESTON ID 83263
has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.42 CFS

LOCATION OF POINT(S) OF DIVERSION: SENE , Sec. 8, Township 16S, Range 40E
FRANKLIN County

PLACE OF USE: DOMESTIC
TWN RGE SEC

16S 39E 9	SENE	SESE	
10	SENE	SWNW	NWSW
	SWSW	SESW	NESE
11	NWNW	NWSW	SWSW
	SESE		
12	SWSW	SESW	
13	NENE	NWNE	NWNW
	SESW		
14	NENE	SWNW	
15	SWNE	SENE	NENW
	NWNW	SENW	SWSW
	NESE	NWSE	
16	NENE	SENE	NESE
	SESE		
21	NENE	SWSW	SESW
	SWSE	SESE	
22	NWNW	SWNW	NWSW
	SWSW	SESW	SWSE
	SESE		
23	NWNW	NWSW	SWSW
25	NWNW	NWSW	SWSW
26	NWNE	SWNE	SENE
	NENW	NWNW	SWNW
	NWSW		
27	NENE	NWNE	NENW
	NWNW	SWSW	NESE
	SWSE	SESE	
28	NENE	NWNE	NENW
	NWNW	SWNW	NWSW
	SWSW	SESW	SWSE
	SESE		
29	NESE	SESE	

MICROFILMED

OCT 18 1993

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

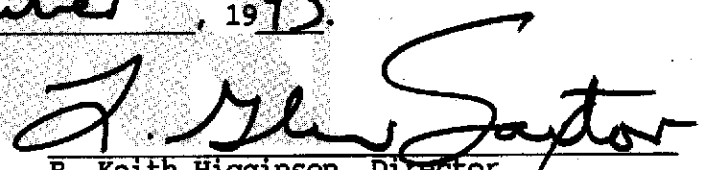
NO. 13-07510

PLACE OF USE: DOMESTICTWN RGE SEC40E 7
18SWSE
NWNECONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **September 1, 1995.**
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Prior to the diversion of water under this right a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Construction of the well must comply with Idaho well construction standards.
7. Domestic use is for 200 homes.
8. The domestic use authorized under this permit shall not exceed 13,000 gallons per day per dwelling in accordance with Section 42-111, Idaho Code.

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

20th day of September, 1993.

for 
R. Keith Higginson, Director

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OCT 18 1993

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SEP 02 1993

Form 202
8/85Department of Water Resources
STATE OF IDAHOIdent. No. 13-2510

RECEIVED

APR 29 1993
Department of Water Resources
Eastern District Office

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant FAIRVIEW WATER DISTRICT Phone 852-3445
Post office address 595 W 3200 S. Preston, ID 83263
2. Source of water supply GROUND WATER which is a tributary of NA
3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of _____ $\frac{1}{4}$ Govt. Lot _____
Sec. 8 Township 16S Range 40E B.M. Franklin County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 42 ^{cfs} 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 is (a) 42 ^{cfs} and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. WATER will be pumped into
A 8" PVC pipe, & gravity flow to A 80,000 gallon Concrete
Reserudir, Then distributed to the Community.
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is 10" or 8" inches; proposed depth of well is 300 feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to proposed beneficial use is
2 years (minimum 1 year).

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OCT 18 1993

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. ~~* Approx 5,000 Head of CATTLE~~
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. Approx 200 Homes
- e. Other; describe fully. ~~* Approx 5,000 Head of CATTLE ARE SERVICED WITH WATER~~
Also LAWN WATERING IS ALLOWED, NO ONE HOUSEHOLD WATER'S MORE THAN 1/3 OF AN ACRE OF LAWN.

9. Description of place of use:

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

TWP	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. # 13-4053

13-4054 # 13-7201

11. a. Who owns the property at the point of diversion? LARRY BRADFORD

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. THE WATER DISTRICT IS TRADING USE OF

WATER IN RETURN FOR PROPERTY & RIGHT OF WAY TO IT.

12. Remarks: Approx 40 Homes & Some CATTLE ARE SERVICED ONLY

by the Two Springs Above our Existing Well.
This proposed well will be Supplement Flow to our Two
Springs & well. No Farmland WATERING IS ALLOWED.

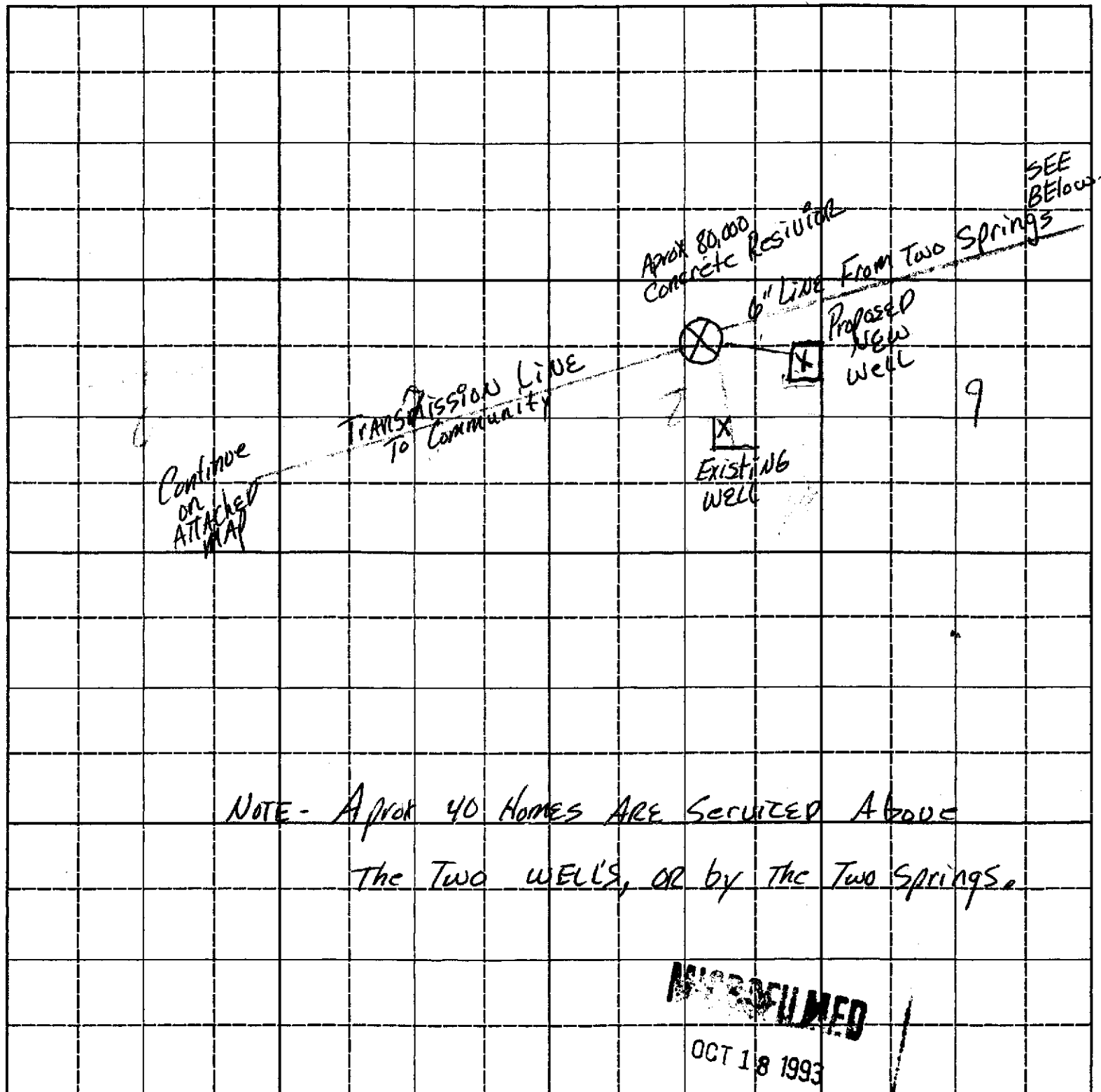
Place of use Legal Description for: DOMESTIC

T	R	S	NE			NW			SW			SE			S
			It	Ac	It	Ac	It	Ac	It	Ac	It	Ac	It	Ac	
16S 39E 09															
16S 39E 10															
16S 39E 11															
16S 39E 12															
16S 39E 13															
16S 39E 14															
16S 39E 15															
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16S 39E 21															
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16S 39E 23															
16S 39E 25															
16S 39E 26															
16S 39E 27															
16S 39E 28															
16S 39E 29															
16S 40E 07															
16S 40E 18															

UNRECORDED

OCT 18 1993

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



NOTE - APPROX 40 HOMES ARE SERVICED ABOVE
THE TWO WELLS, OR BY THE TWO SPRINGS.

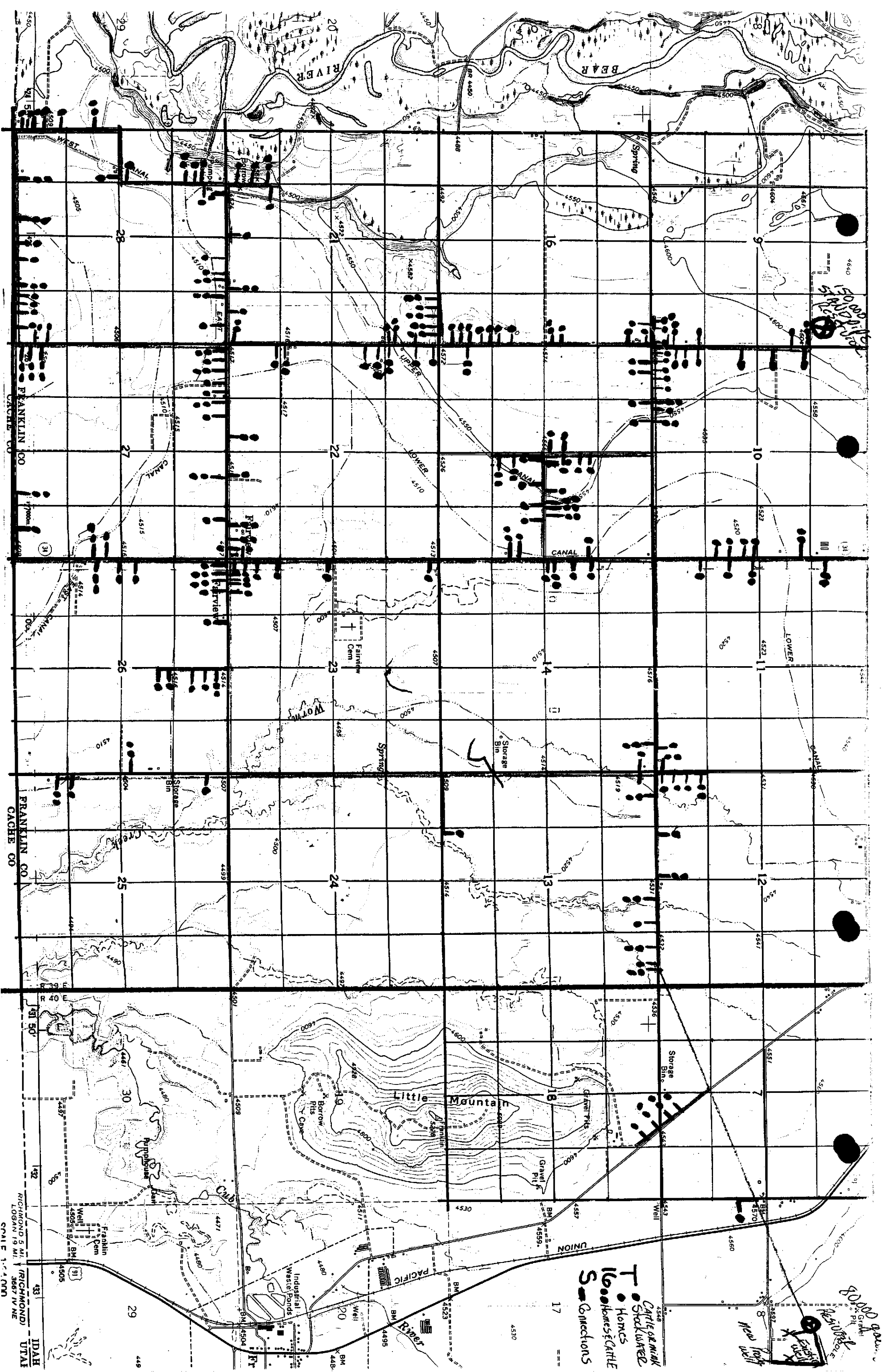
APPROVED

OCT 18 1993

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.

Tracy Bootley - Sec. Pres.
(Applicant)



Received by Jay Date 4-29-93 Time 12:44 pm Preliminary check by CL 338 5/4/93 WM
Fee \$ 4552 Received by HWT # E018559 Date 5-5-1993
Publication prepared by RB Date 8-6-13-93 Published in Preston Citizen
Publication approved RB Date 8-30-93

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

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OCT 18 1993

FAIRVIEW WATER DISTRICT
LIST OF OFFICERS.

EDWARD BOWLES, Chairman
TRACY BODILY - Secretary
MIKE HYDE - Director
BRENT RAWLINGS - "
BRAD JENSEN - "

NOTE,

This proposed well site has been
Approved by BILL SMITH, DEC Inspector.

MAILED

OCT 18 1993



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

March 6, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

FAIRVIEW WATER DISTRICT
595 W 3200 S
PRESTON ID 83263

RE: WATER RIGHT NO. 13-07510

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 described in the enclosed information sheet.

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

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

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

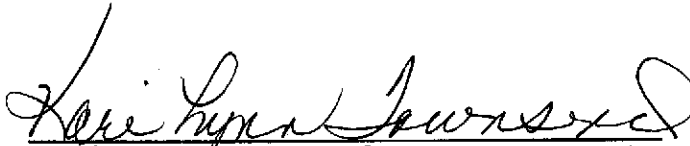
APR 20 2000

CERTIFICATE OF MAILING

I hereby certify that on the 6th day of March, 2000, 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. 13-07510

FAIRVIEW WATER DISTRICT
595 W 3200 S
PRESTON ID 83263


Kari Lynn Townsend
Secretary

MICROFILMED
APR 20 2000

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a 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.

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.

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order 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 the 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 a 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, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a 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.

ORAL ARGUMENT

If the Department grants a petition to review a 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.

MICROFILMED

APR 20 2000

[] CHANGE
[] DELETESTATE OF IDAHO PUBLIC WATER SUPPLY INVENTORY FORM
Report: 1.0

03/02/00

REGIONAL OFFICE: POCATELLO

PWSNO: 6210006

SYSTEM NAME: FAIRVIEW WATER DIST

SYSTEM NAME CHANGED TO:

CONTACT ADDRESS: 3200 S 595 W

WORK PHONE: (208) 852-3445

CITY: PRESTON

STATE: ID ZIP: 83263

HOME PHONE:

CONTACT: TRACY BODILY

OWNER NAME:

WORK PHONE:

OWNER ADDRESS:

HOME PHONE:

CITY:

STATE: ZIP: 0

COUNTY: 21

REGIONAL OFFICE: P

HEALTH DISTRICT:

SYSTEM TYPE: C

USFS:

OWNER TYPE: M

COMPLIANCE STATUS: A

POPULATION: 1200

METERS: 0

ACTUAL CONNECTIONS: 231

DESIGN CONNECTIONS: 0

STORAGE CAPACITY: 150000 gal

AVG PROD: 695 gpd

MAX PROD: 2000 gpd

SELLER PWSNO:

BACTERIA MONITORING FREQUENCY: M

SAMPLES REQUIRED: 2

SAMPLE PLAN? (Y/N): N

ACTIVITY STATUS: A

NON-COMMUNITY SYSTEMS:

SEASON BEGIN: / /

SEASON END: / /

LAST SURVEY DATE: 05/16/95

PUBLIC UTILITY? (Y/N): N

DATE OF LAST UPDATE: 07/13/98

DATE OF REGULATION: 06/28/89

DATE UNREGULATED (OR DELETED): / /

LEAD/COPPER FREQUENCY: B

SAMPLES REQUIRED: 20

LAST TAKEN: / /

NEXT DUE: 09/30/98

WQ PARAMETERS FREQUENCY: N

SAMPLES REQUIRED: 0

LAST TAKEN: / /

NEXT DUE: / /

TRICHALOMETHANES FREQUENCY: N

SAMPLES REQUIRED: 0

LAST TAKEN: / /

NEXT DUE: / /

RADIONUCLIDES FREQUENCY: 4

SOURCE MONITORING? N

LAST TAKEN: 12/29/99

NEXT DUE: / /

SERVICE AREAS (CHECK THOSE THAT APPLY)

[] AIRPORT
[] RESIDENTIAL
[] BUSINESS/INDUSTRY
[] SCHOOL/DAYCARE
[] CAMPGROUND/PICNIC[] RESTAURANT
[] MUNICIPALITY
[] SERVICE STATION
[] HWY REST AREA
[] VISITOR CENTER[] INSTITUTE
[] SKI RESORT
[] MARINA
[] RECREATION
[] LODGE[] MOTEL
[] MOBILE HOMES
[] RV PARK
[] WATER BOTTLER
[] CONVENIENCE STORE

[] OTHER: CHURCH

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APR 20 2003

RECEIVED

FEB 14 2000

Department of Water Resources

STEVEN R. FULLER
ATTORNEY AND COUNSELOR AT LAW
24 NORTH STATE • P.O. BOX 191 • PRESTON, IDAHO 83263

ALSO, MEMBER OF UTAH BAR

TELEPHONE
(208) 852-2680
FAX (208) 852-2683

February 9, 2000

TO: ATTN: SHELLEY KEEN
IDWR
1301 N ORCHARD STR
PO BOX 83720
BOISE ID 83720-0098

Please Note:

This form letter is used to expedite communications. You need direct your attention **only** to the items marked.

RE: FAIRVIEW WATER DISTRICT PERMIT 13-07510

- XX Enclosed is information/pleadings relating to the above matter.
- _____ For your information.
- _____ Please review and file in your records.
- _____ Please record in the county records and return.
- _____ Please file in the court record of the above case.
- _____ Please review and call us to discuss over the telephone.
- _____ Please sign and return.
- _____ Enclosed is the information you requested.

Enclosures: ORIGINAL APPLICATION FOR AMENDMENT FOR WATER RIGHT NO 13-07510 FOR FILING WITH THE DEPARTMENT OF WATER RESOURCES; CHECK IN THE AMOUNT OF \$50.00 FROM FAIRVIEW WATER DISTRICT FOR FILING FEE. THANKS FOR YOUR ASSISTANCE IN THIS MATTER.

MICROFILMED

APR 20 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

February 1, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

FAIRVIEW WATER DISTRICT
C/O STEVEN R FULLER
PO BOX 191
PRESTON ID 83263

RE: Fairview Water District Permit 13-07510

Dear Mr. Fuller:

I previously forwarded to you an Application for Amendment so that you could amend the above referenced permit to depict the water right as it has actually been developed.

As of this date, I have not received this amendment. If I do not receive the amendment within 14 days, a Water Right License will be issued for less than could have been allowed. In case the amendment form I sent you has been misplaced, a new one is enclosed. Please note that the filing fee for this amendment is \$50.00.

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley Walter Keen".

Shelley Walter Keen
Water Rights Supervisor

SWK:klt

Enclosure

MICROFILMED
APR 20 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

November 16, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

FAIRVIEW WATER DISTRICT
C/O STEVEN R FULLER
PO BOX 191
PRESTON ID 83263

RE: Fairview Water District Permit No. 13-07510

Dear Mr. Fuller:

Last June I wrote your client, Fairview Water District, to give them the opportunity to amend Water Appropriation Permit No. 13-07510 to conform to the findings of IDWR's field examiner before the right is licensed. You responded with a request for time to explore the possibility of changing the right from domestic purposes to municipal purposes in order to allow for more flexibility in the authorized place of use. The actual use of water developed under Permit No. 13-07510, as described by the field examiner, appears to be consistent with the definitions of "municipal purposes" and "service area" in §42-202B, *Idaho Code*. Because I have not heard from you since June, I have taken the initiative to revise the proposed amendment according to your suggestions. The revised amendment form is enclosed.

Please review the amendment form with your client. If you and your client concur with the information presented, sign the form and return it with the following items within fourteen days.

- The \$50.00 filing fee
- Documentation showing that Fairview Water District qualifies as a municipal provider as the term is defined in §42-202B(2), *Idaho Code*
- The legal description of the current boundaries of the Fairview Water District

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

Respectfully,

Shelley Walter Keen
Water Rights Supervisor

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APR 20 2000

RECEIVED

JUN 21 1999

STEVEN R. FULLER
ATTORNEY AND COUNSELOR AT LAW
24 NORTH STATE • P.O. BOX 191 • PRESTON, IDAHO 83263

Department of Water Resources

ALSO, MEMBER OF UTAH BAR

TELEPHONE
(208) 852-2680
FAX (208) 852-2683

June 18, 1999

Shelley W. Keen
Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

Re: Fairview Water District/Water Right No. 13-07510

Dear Mr. Keen:

Please find the enclosed copy of a map showing the boundaries of the Fairview Water District. The map was obtained from the County Clerk's office.

It is my understanding from our discussion that the Amendment to the Application for Permit enclosed with your letter of May 21, 1999, is to allow for a combined domestic water right between water rights - 13-07201 and 13-07510. This would allow the District to use the water in both wells as a joint water right, perhaps taking more water from one well as opposed to using both wells, as the need arises. I can see this as being an advantage to the Water District.

We also discussed the listed places of use. As I reviewed the previous filings and the boundaries of the Fairview Water District, the places of use denoted on the Application for Amendment do not coincide. Rather than pinpoint each area in which a home or dairy is located within the boundaries of the District, it seems to me to be more appropriate to allow for the District boundaries to constitute the place of use, as a whole.

The District may need to request either through the amendment process or by separate Application for Transfer, that the Water District be treated as a municipal water provider under the Code. This would allow greater flexibility in marking the designated area of use and would allow for expansion of future usage. I will discuss this with the District to determine their intentions.

It is my understanding you will wait ninety (90) days before reinstituting the amendment process and moving towards a licensing of the water right to allow the District time to determine its intent.

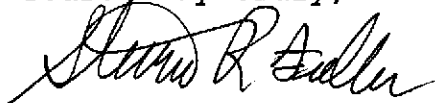
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APR 20 2000

Shelley W. Keen
June 18, 1999
Page Two

If you have any questions, please let me know.

Yours very truly,

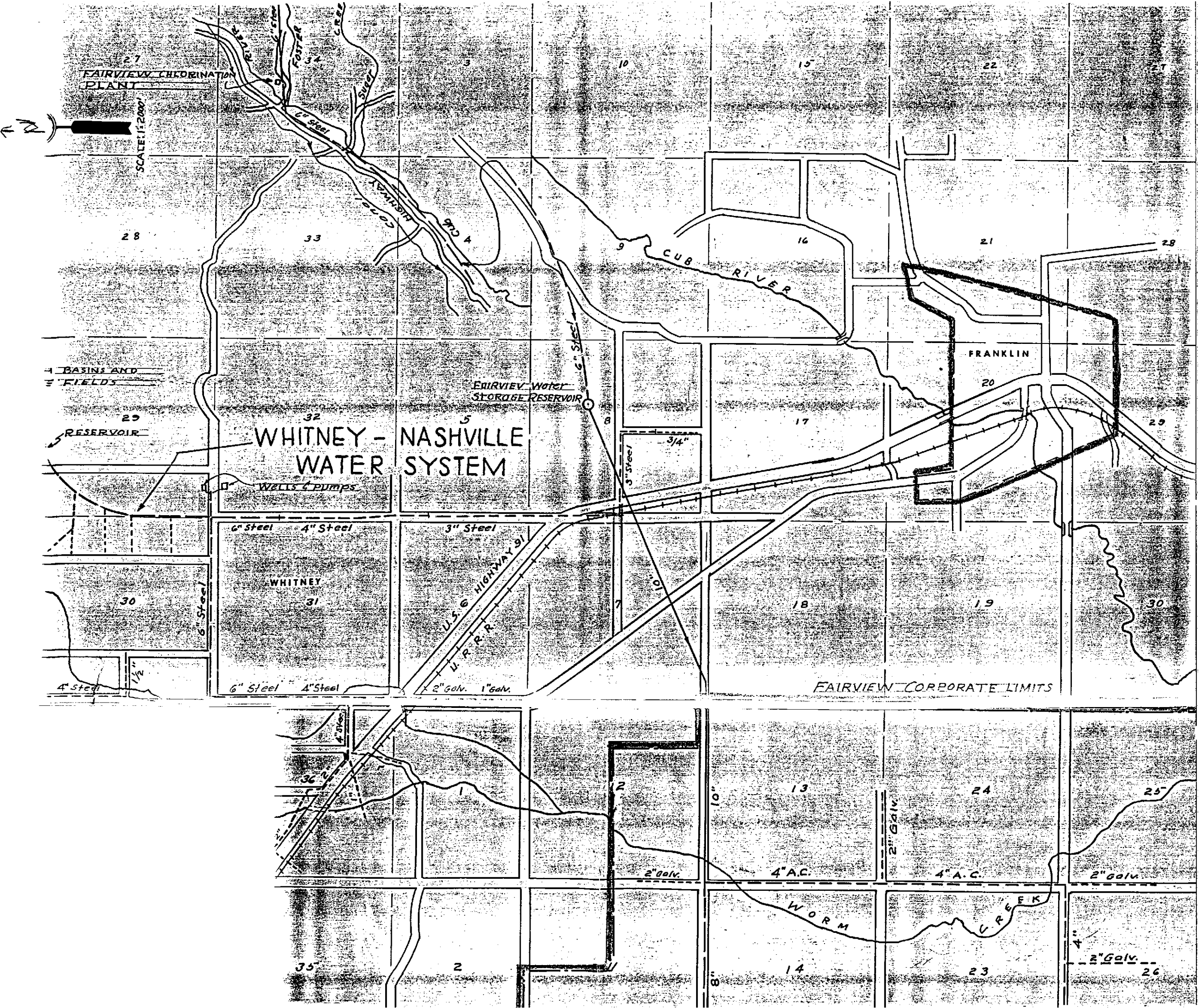
A handwritten signature in cursive script, appearing to read "Steven R. Fuller".

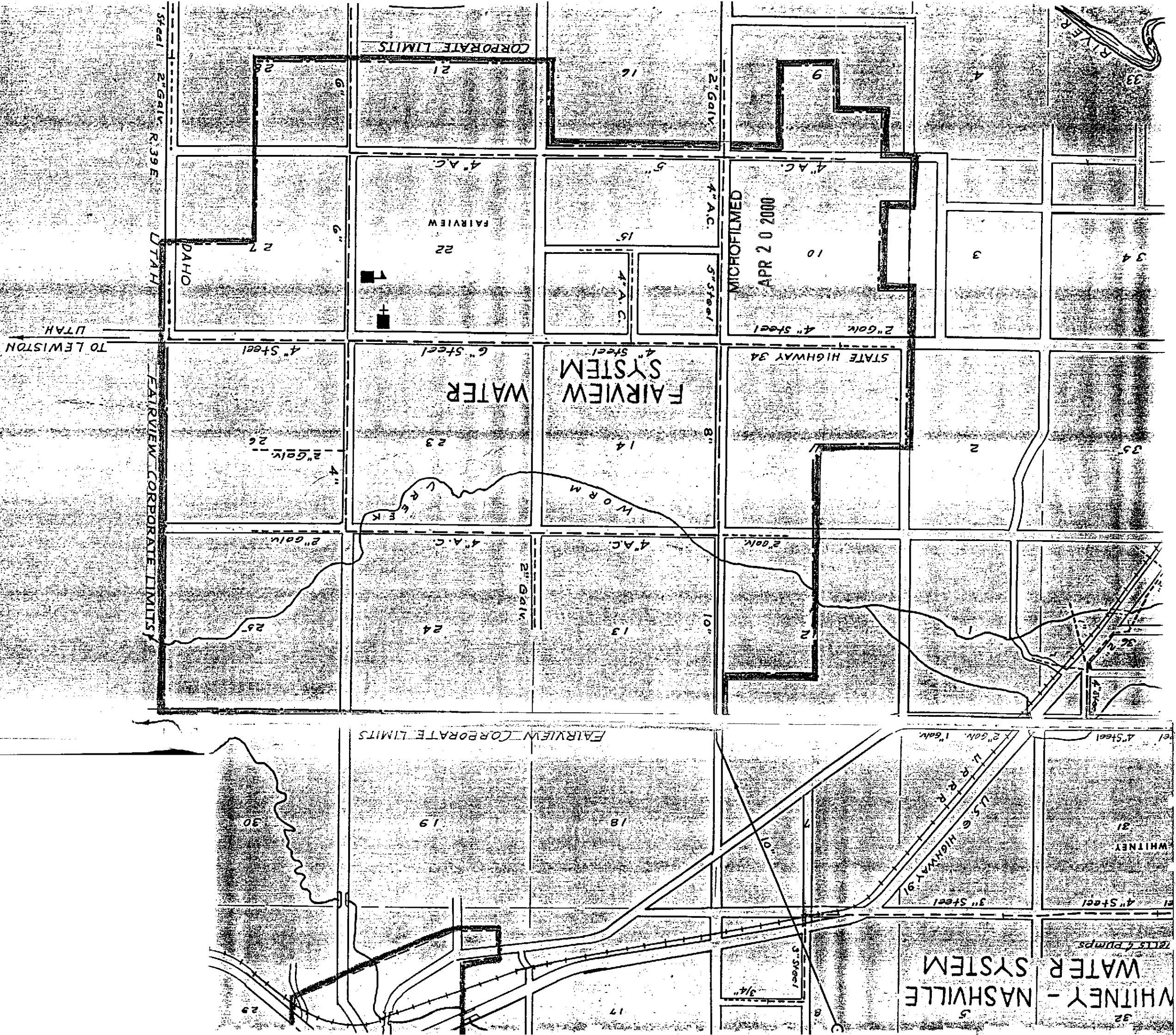
STEVEN R. FULLER
Attorney at Law

SRF/sh

cc: Fairview Water District

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APR 20 2000







State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

June 11, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

FAIRVIEW WATER DISTRICT
595 W 3200 S
PRESTON ID 83263

RE: WATER RIGHT NO. 13-07510

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has actually been developed.

As of this date, I have not received this amendment. If I do not receive the amendment within 14 days, a Water Right License will be issued for less than could have been allowed. In case the amendment form I sent you has been misplaced, a new one is enclosed. Please note that the filing fee for this amendment is \$50.00.

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

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APR 20 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

May 21, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

FAIRVIEW WATER DISTRICT
595 W 3200 S
PRESTON ID 83263

RE: WATER RIGHT NO. 13-07510

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms that a water right has been established in compliance with the terms of the permit. The examiner who verified your water use reported that the point(s) of diversion and place(s) of use developed are in locations other than what was described on your permit. Therefore, before a license can be issued, your permit must be amended to depict your water right as it was actually developed.

The enclosed Application for Amendment form depicts the point(s) of diversion and place(s) of use and other information as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

APR 20 2000

WR0749NP
No. L13-07510

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/21/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FAIRVIEW WATER DISTRICT 595 W 3200 S PRESTON ID 83263 (208) 852-3445	04/29/1993	DOMESTIC	01/01 12/31	0.420 CFS	195.00 AFA
TOTAL DIVERSION:					0.420 CFS	195.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 1.280 CFS

Point(s) of Diversion: T16S R40E S08 SENE SENW FRANKLIN County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE									
				NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	SESW					NESE	NWSE	SWSE	SESE		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
15S	40E	24	:																						
15S	40E	25	:																						
15S	40E	26	:	D				D										D	D	D	D				
15S	40E	34	:															D		D	D				
15S	40E	35	:	D								D													
16S	39E	9	:					D										D		D	D				
16S	39E	10	:									D				D	D	D			D	D			
16S	39E	11	:									D				D	D		D			D			
16S	39E	12	:													D	D	D							
16S	39E	13	:	D	D					D	D							D							
16S	39E	14	:	D							D	D				D	D								
16S	39E	15	:	D	D	D	D		D					D				D	D						
16S	39E	16	:	D				D										D			D	D			
16S	39E	21	:	D	D			D						D							D	D			
16S	39E	22	:							D	D					D	D	D	D			D	D		
16S	39E	23	:							D						D	D	D							
16S	39E	25	:							D	D					D	D								
16S	39E	26	:	D	D	D	D		D	D	D					D									
16S	39E	27	:	D	D				D	D						D	D		D		D	D			
16S	39E	28	:	D	D				D	D	D					D	D		D		D	D			
16S	39E	29	:																D			D			
16S	40E	3	:		D				D	D	D														
16S	40E	4	:					D								D			D			D			
16S	40E	7	:					D										D	D						
16S	40E	8	:	D	D					D	D														
16S	40E	18	:	D	D					D															

Pou County: FRANKLIN

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

13-07201 13-07510 13-07511

Other Water Rights Listing Overlapping Place(s) of use:

Other Water Rights Listing Overlapping Place(s) of use:

13-00010	13-00011	13-00022	13-00023	13-00024	13-00060B	13-00061B	13-00066	13-00143	13-00221
13-00227	13-00263	13-00271	13-00274	13-00277	13-00295	13-00297	13-00314	13-02066	13-02096
13-02103	13-02107	13-02144	13-02150	13-02160	13-02161	13-02205	13-02252	13-02260	13-02266
13-02267	13-04142	13-04246	13-07045	13-07102	13-07123	13-07272	13-07464		

Conditions of Approval:

- 071 - The domestic use authorized under this right shall not exceed
- 13,000 gallons per day per home.

Remarks: GEN Rights 13-07201 and 13-07510 combined provide domestic water for a total of 240 homes within the service area of Fairview Water District.
Right 13-07201 is also diverted through the point of diversion located in the SENW, S8, T16S, R40E.

Dates: App. Received: 04/29/1993 Priority Date: 04/29/1993
Proof Due Date: 09/01/1995 Proof Made Date: 08/25/1995
Exam Made Date: 03/20/1996 Exam Sent to S.O.: 04/02/1998
Licensed Date:

Misc: Water District Number: 13A Field Exam Fee: R (Received)

Comments: Date: 09/09/1993 User-ID: ZIMMERMA Subject: DIVERSION DESCRIPTION
Proposed 8" or 10" by 300' deep well, pumped into a 8" PVC pipe and gravity flow to a 80,000 gallon concrete reservoir, then distributed to the community. Note: This proposed well site has been approved by Bill Smith, DEQ Inspector.

Date: 09/09/1993 User-ID: ZIMMERMA Subject: DISTRICT OFFICERS
The officers of Fairview Water District are: Edward Bowles, Chairman; Tracy Bodily, Secretary; Mike Hyde, Director; Brent Rawlings, Director; Brad Jensen, Director.

Date: 09/09/1993 User-ID: ZIMMERMA Subject: MORATORIUM EXEMPTION
This permit is located within the Bear River Moratorium boundary; however, its multiple domestic use is within the acceptable parameters of the Moratorium guidelines.

Date: 08/25/1995 User-ID: SCURTIS Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

Audit: 04/20/99 SCURTIS 04/21/99 SCURTIS 04/22/99 SCURTIS 05/14/99 SCURTIS
05/17/99 SCURTIS 05/18/99 SCURTIS 05/21/99 SCURTIS

MEMORANDUM

TO: File 13-07510

FROM: Sharla

DATE: May 19, 1999

RE: Recommendation Adjustment(s)

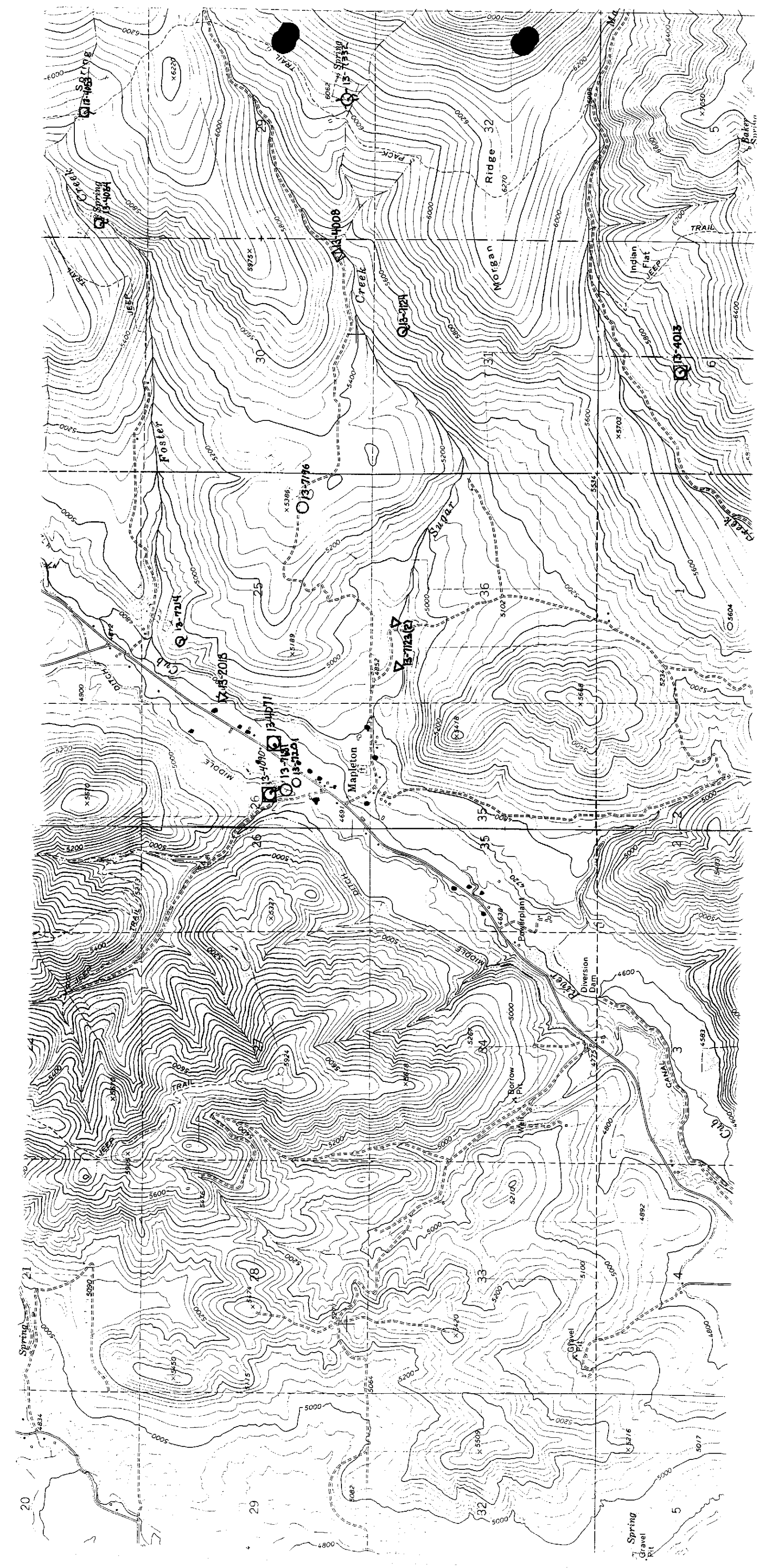
The place of use was checked and double-checked for $\frac{1}{4}\frac{1}{4}$ descriptions using the map provided by the examiner; where the map was taped together showing sections 26 and 35, a portion of the sections had been cut off. So for those two sections, I prepared another copy of the topo map and matched the "home" locations from the examiner's markings.

The number of connections were also counted twice and the total is 240 homes. This figure coincides with the number of homes identified on the proof of beneficial use statement. This permit was limited to 200 homes and the previous license covers 155 of the total homes with a volume of 93.0 af (155×0.6 af – internal use only). The volume to be licensed under 13-07510 is for the remainder of the homes ($240 - 155 = 85$ homes $\times 1.2$ af = 102 af and since this right is capable of picking up the external use for the homes previously licensed ($155 \times 0.6 = 93.0$ af) for a total of 195.0 af.

Exam Date: March 20, 1996

Examiner: Don Simpkins

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Analysis of System Capacity for Subdivisions

Operator: S. Curtis

Date: 5/18/99

Right No.: 13-07510

Existing or Proposed System

Storage capacity in gallons	150000 gal	
Pump horsepower	40 hp	
Dynamic lift	195 ft	
Pump discharge pressure	80 psi	
Theoretical pumping capacity	0.65 cfs	291.2 gpm
Measured pumping capacity	1.28 cfs	574.5 gpm

Requirements

Number of homes	240 homes
Gallons per day per home	1000 gal
Area irrigated	0 acres
Peak demand period	60 min

Calculations

Peak instantaneous demand	0.15 cfs	69.1 gpm
Suggested pump capacity	0.05 cfs	20.7 gpm
Peak demand volume	4147 gal	
Max potential daily diversion vol.	827228 gal	
Total daily volume required	240000 gal	0.7365 af
Time required to pump daily vol.	7.0 hr	418 min
Time required to refill storage	0.1 hr	7 min

Key Questions

Does existing storage capacity exceed peak demand volume?	Yes
Does existing pumping capacity meet or exceed the suggested pumping capacity?	Yes
Can the system produce the required daily volume in under 24 hours?	Yes

Notes:

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LICENSE REVIEW CHECKLIST

PERMIT NO. 13-07510 DATE 3/2/99 REVIEWER: SHARLA

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

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

13-07201
31 cfs / 93 af
155 homes

Overlaps: Right(s): SENU
 File reviewed _____ Profile reports printed _____

PLACE OF USE NA Change (P41/P47) Add (P41/P42) Feds - P43

W60 (subd. desc)
 W27 (ppu acre limit)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PD & PU amend (P37) Feds - P48

RATE OF DIV

Permitted Rate 0.42 cfs

Fee limit 1.00 cfs \$1000

Measured 0.97 cfs

Theoretical 0.97 cfs + .31 = 1.28

Recommended Total Div Rate .42 cfs

240 homes counted from examiner's red dots

WATER USES

Chg

Change (P46)

Irrig - overlap (R58-R61, R62-R65, R66-R69)
 supp. gw (WB7/065/079)
 overlap spec. combined rts (W35)
 <1acre (W31)
 Domestic (W01/WB5/070/071/075)
 Power (W42 or W43/025/027/R22 or R23)
 Fish (042) Fire (077) Wtr Quality (081/R07)

TOTALS

Flow rate .42 cfs X 365 days X 1.98 = 3035 af

REMARKS Plu w/in service area of Fairview Water Dist.

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 NA

Adjust Memo NA

Amend letters NA

P37 P38 P42

max under this domestic
 200 homes
 x 1.2
240.0 af

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

APR 09 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 13-07510

1. Owner: FAIRVIEW WATER DISTRICT Phone No. (208) 852-3445

Current Address: 595 W. 3200 S., PRESTON, IDAHO 83263

2. Accompanied by: TRACY BODILY EXAM DATE: 3/20/96

Address: SAME AS ABOVE Phone No. N/A

Relationship to Permit Holder: SECRETARY

3. Source: GROUNDWATER tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with the same place of use: (3) SPRING 13-4053, SPRING 13-4054, WELL 13-7201.

2. Other water rights with the same point of diversion: NONE

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
Well 1		SE	SE	NW	8	16S	40E	Franklin	USGS Tqps, 13-7201 Add as a diversion point to 13-07510
Well 2		NE	SE	NE	8	16S	40E	Franklin	USGS Tqps, 13-07510,

2. Place(s) of Use:

Indicate Method of Determination USGS Tqps

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	39E	9'				Δ									Δ		Δ	Δ	
		10'							Δ			Δ	Δ	Δ			Δ	Δ	
		11'							Δ			Δ	Δ		Δ			Δ	
		12'										Δ	Δ	Δ			Δ		
		13'	Δ	Δ			Δ	Δ						Δ					
		14'	Δ					Δ	Δ			Δ	Δ						
		15'	Δ	Δ	Δ	Δ	MICROFILMED				Δ		Δ		Δ	Δ			

APR 20 2000

2. Measurements: *ADJAC*

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

1. *None*
D. FLOW MEASUREMENTS

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

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
<i>Well #2</i>	<i>Could</i>	<i>410</i>		<i>submersible</i>	

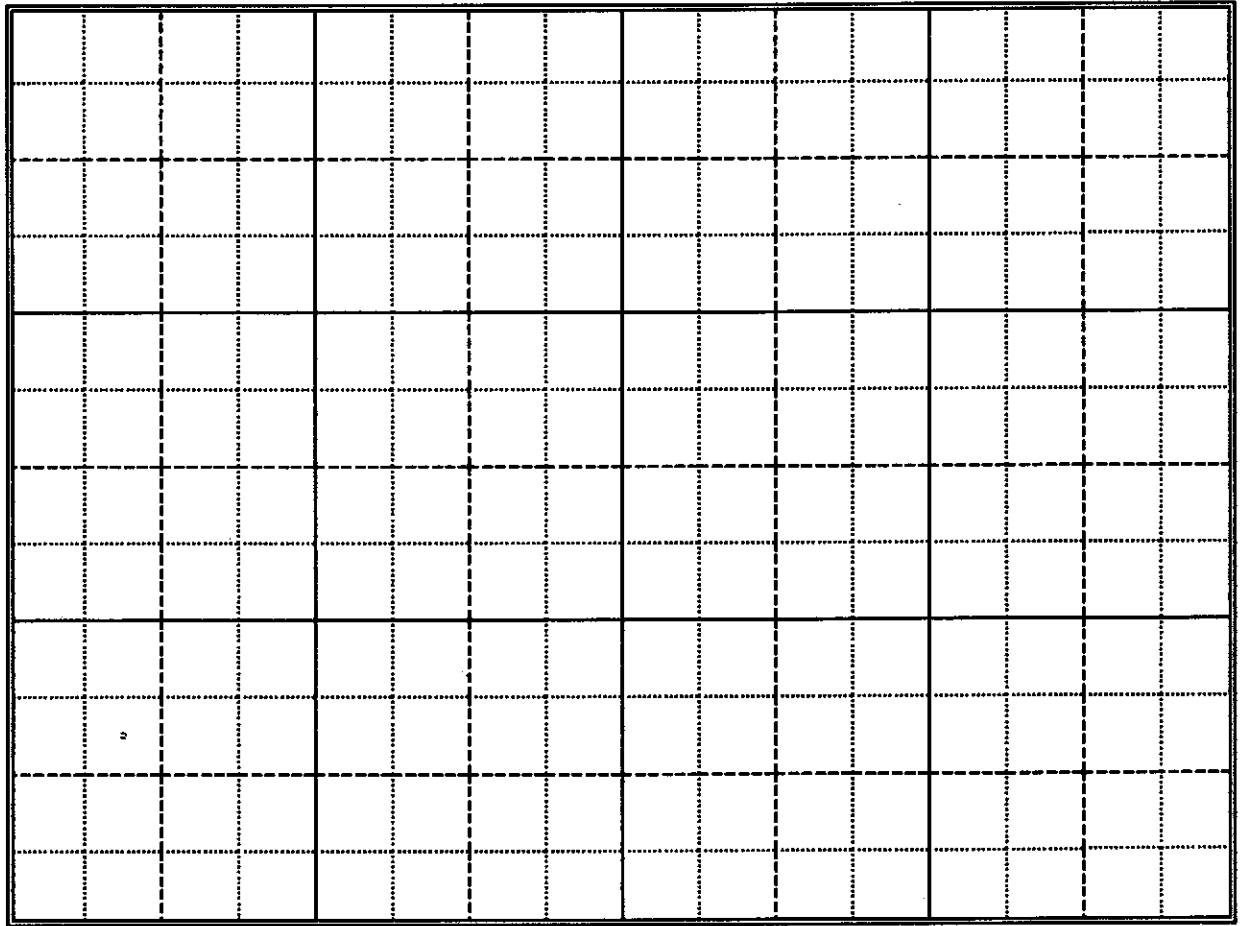
4.

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

Scale: 1" = _____



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

E. NARRATIVE/REMARKS/COMMENTS

1. See attached land list
2. Theoretical flow calculations

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

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F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

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

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Domestic

From

1990

Period of Use

To

3/1/90

Rate of Diversion

Q (cfs)

.42 cfs

Annual Volume

V (afa)

2. Recommended Amendments

☒ Change P.D. as reflected above

☐ Change P.U. as reflected above

☒ Add P.D. as reflected above

☐ Add P.U. as reflected above

☐ None

☐ Other

I. AUTHENTICATION

Field Examiner's Name *Don Simpkins* Date *3-20-1996*

Reviewer _____ Date _____

Write up: Dennis Dunn 3-30-1998

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APR 20 2006

SEAL

LAND LIST ATTACHMENT

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
16S	39E	16	D✓			D✓									D✓		D✓	D✓	
		21	D✓	D✓		D✓				D✓			D✓				D✓	D✓	
		22					D✓	D✓					D✓	D✓	D✓		D✓	D✓	
		23					D✓						D✓	D✓	D✓				
		24													D✓			D✓	
		25					D✓	D✓					D✓	D✓					
		26	D✓	D✓	D✓	D✓	D✓	D✓	D✓				D✓						
		27	D✓	D✓			D✓	D✓					D✓	D✓	✓		D✓	D✓	
		28	D✓	D✓			D✓	D✓	D✓				D✓	D✓	✓		D✓	D✓	
16S	40E	3		D✓			D✓	D✓	D✓										
		4				✓						✓			D✓			D	
		7				D✓									D✓	D✓			
		8	D✓	D✓				D✓	D✓				D						
		18	D✓	D✓				D✓											
15S	40E	25					D✓	D✓	✓										
		26	D✓			D✓									D✓	D✓	D✓	D✓	
		34													D✓		D✓	D✓	
		35	D✓			D	D	D	D	✓									
		24															D✓		

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Total number of acres irrigated _____

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

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

Hp = Horsepower = 40

Eff = Efficiency = .7 (Usually 70%)

Lift: (Static Level + Assumed Draw down)

Static Water Level = 184 ft.

Assumed Draw down = + 10 ft.

Lift = 194

OR

Measured Dynamic Water Level = _____ ft.

psi = Operating Pressure = 80 psi

$$Q_{cfs} = \left[\frac{40}{Hp} \times 8.814 \times \frac{.7}{Eff} \right] \div \left[\frac{\text{Lift}}{\text{Lift}} + \left(\frac{\text{psi}}{\text{psi}} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\frac{246.792}{\text{Lift}} \right] \div \left[\frac{254}{\text{Lift}} \right]$$

$$Q_{cfs} = \underline{0.971} \text{ cfs}$$

PUMP PUMPS TO RESERVOIR 60' HEAD

MICROFILMED
APR 20 2000

PERMIT NO. 13-7510

FAIRVIEW WATER DIST.

DOMESTIC

154



PERMIT
NUMBER

13-7510

214

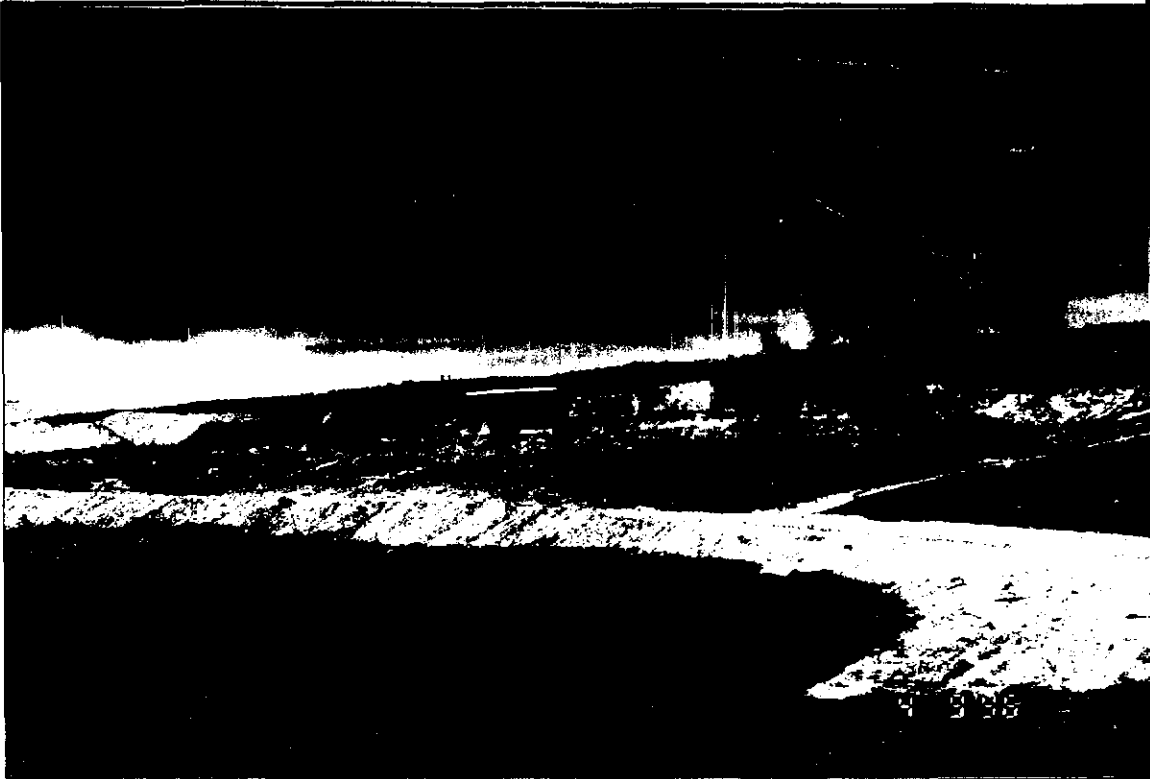


4 9'96

PERMIT
NUMBER

13-7510

314

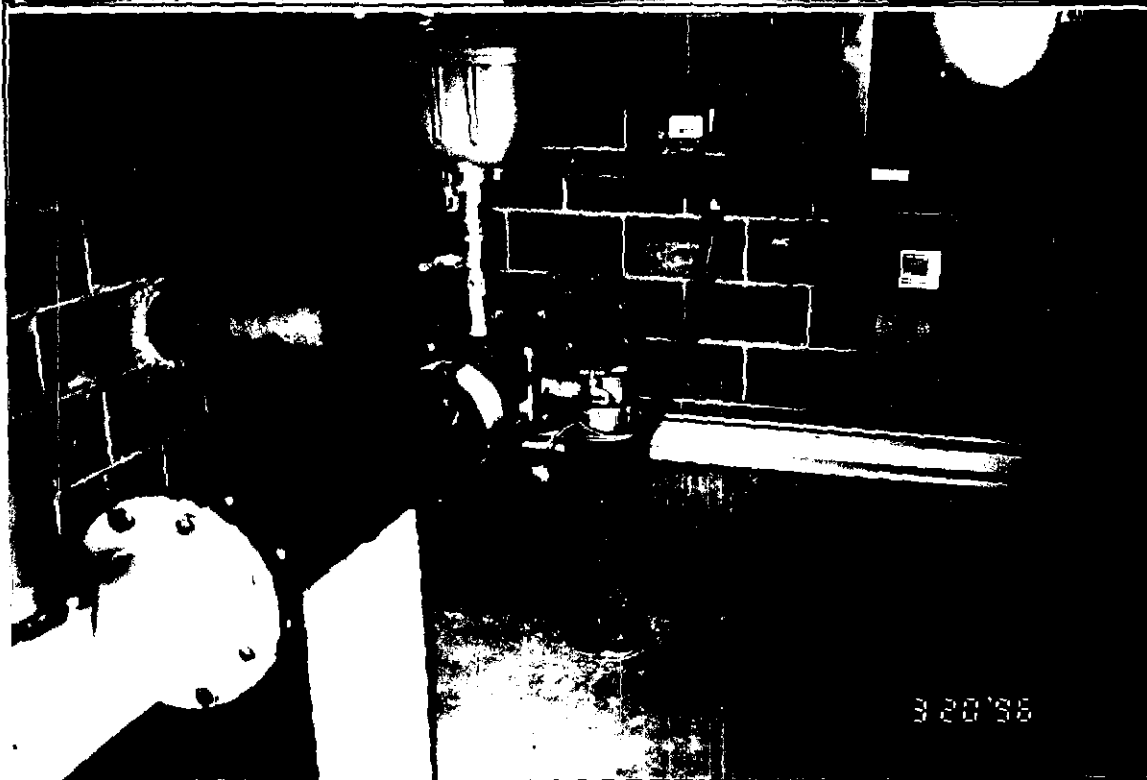


4 9'86

PERMIT
NUMBER

13-7510

4 1 4



PERMIT
NUMBER

13-07510

Permit No. 13-07510 Reviewed by [Signature] Date 8-15-95

Proof Made 8-25-95

September 12, 1995

FAIRVIEW WATER DISTRICT
595 W 3200 S
PRESTON ID 83263

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 13-07510

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECEIVED

SEP 13 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 16, 1995

Fairview Water District
595 W 3200 S
Preston, ID 83262

RE: Permit No. 13-07510

Dear Permit Holder:

I have returned a copy of the Proof of Beneficial Use form submitted in connection with the above referenced water right. Before the department can process the proof, it must be accompanied by a \$100.00 license examination fee. I have enclosed a copy of the license examination fee schedule for your reference.

Please return the copy of the proof along with the \$100.00 license examination fee within thirty (30) days of receipt of this letter. Please address your correspondence to my attention.

If you have any questions or if I can be of any assistance, please feel free to contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

SEP 13 1995

June 30, 1995

FAIRVIEW WATER DISTRICT
595 W 3200 S
PRESTON ID 83263

PROOF DUE NOTICE

RE: PERMIT NO. 13-07510

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before September 1, 1995. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

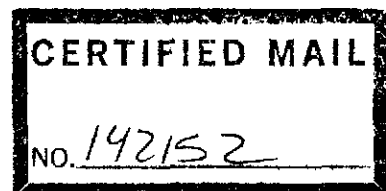
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 20, 1993

FAIRVIEW WATER DISTRICT
595 W 3200 S
PRESTON ID 83263

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 13-07510

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

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

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

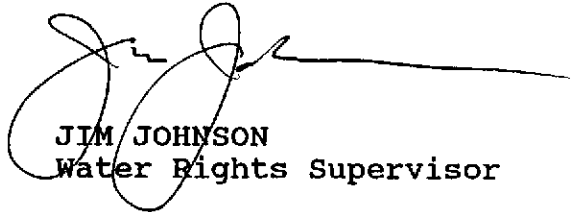
You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well

RECEIVED

OCT 1 1993

so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

Sincerely,

A handwritten signature in black ink, appearing to be "Jim Johnson", with a long horizontal line extending to the right.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

001 7 100

UNRECORDED

OCT 18 1993

APPLICATION FOR PERMIT
STATE OFFICE REVIEW

Application #: 13-7510 Date: 9/9/93 Reviewer: Cindy Zimmerman

AREA OF CONCERN? - No/Yes Bear River Moratorium
SYSTEM COMPLETED:
No - 26A-P17
Complete in 1 year - P16
Yes
Proof not submitted - P16
Proof submitted - N/A
GROUNDWATER:
+ 0.2 cfs <flo-ch> - 01G-P03, 01C-P03 (existing), NMR
- 0.2 cfs - NMR <flow chart>
Drilling Permit:
Included w/permit - P99 Permit No. _____
Existing well - N/A (if drilled before 7/1/87)
No WD permit? - 046-46A-~~irr~~-46B-P23 (if drilled after 7/1/87)
SURFACE WATER: not in WD - 01C-P03 (+.2 w/pump), NMR <flow chart>
LOCATION:
Water District - WD No. 13-A
Surface water - 005 or 005-01J-P08 (+.2)
or 005-01H-P01 (-.2 w/pump); NMR
Groundwater - P05 (if well has not been drilled)
In stream channel - 030
Irrigation Dist. - 023
Canal Co. Areas - 023
Drainage Districts - 024
Flood Control Dist. - 063
Boise Front (63) - 058 (Groundwater temperature)
Swan Falls Flag - B <See condition code chart>
Trust - 051-052-053-P74 (Consumptive Uses)
Non Trust <1> - 048-049
RIVER BASINS (Surface): Water District Control Condition (005) &....
Boise (63) - 05A (req), 11E (non-domestic use)
Payette (65) - 047-P04, -P
Snake (01, 02 & 03) - 11A-P04 (01), 061-P07 (02/03 No W.D.Cond.)
USE:
Fish Propagation - 06A or 09E-P10 (WQ) & 010-042 (req),
002-P06 (MD), 07A (Special), 044 (Policy 5G)
Irrigation - 803 (in WD use SW 1st) (+5A in WD do P/U compare)
Power - 08A-17K-025-027 (req); 01F-P19; 09E-P10;
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Mining - 06A or 010 or 09E-P10 & 054 (req)
Storage (✓ 3 compo.) - 18A-for multi MD in WD, 18B-P09 (+10' Size)
Domestic (surface) - 021 (Boise R + L Peak), 27A (Payette R)
OWNERSHIP:
Non land owner - 004
PROTESTED:
Hearing agreement - 020
OTHER CONDITIONS:
REMARKS:
① WOR (200) ② W04
BENEFICIAL USE DUE:
COMMENTS:
9-1-1995
① Min. Exempt ② Div Desc. ③ Corp. officers

Dist. for staffing 5-5-93
Submitted for advertising 7-16-93

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATIONS FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY JPM
Fair View Water Dist
REQUIRED INFORMATION

DATE 8-10-93

APPLICATION NO. 13-7510

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

ADDITIONAL INFORMATION

☒ Overlapping place of use (Describe source & relationship to present application on the back.)
☐ Overlapping point of diversion
☐ Yes ☐ No Field check required
☐ Field check by _____
☐ Yes ☐ No Field report attached
☐ Yes ☐ No Critical groundwater area
☐ Yes ☐ No Groundwater management area
☐ Yes ☐ No Send dam safety information
☐ Yes ☐ No Send power requirement letter
☐ Yes ☐ No Send fish farm requirement letter
☐ Yes ☐ No Power residency affidavit
☐ Yes ☐ No Power efficiency form
☐ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
☐ Yes ☐ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)

See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT _____

_____ Date Requested _____

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SEP 02 1993

Department of Water Resources

PROCESSING ☒ Yes ☐ No In form for advertising
☐ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO ☒ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

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

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 8-23-93
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations, attached
☐ Yes ☒ No Measuring device required
☒ Yes ☐ No Access port required
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what Dist. _____
☒ Yes ☐ No Special conditions of approval or cover letter below. _____

See below for additional information
Date of priority recommended 5-05-1993
By HWT Date 8-30-1993

STATE OFFICE REVIEW

See below for additional information
By _____ Date _____

ADDITIONAL INFORMATION

Condition - OIG

LOCAL PUBLIC INTEREST

Comments received from

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

Project impacts/implications report

COMMENTS

[illegible]

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Franklin

ss.

WALTER ROSS

being duly sworn,

deposes and says:

That he is the CO-PUBLISHER of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said

newspaper once a week for 2 consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

84, 1993, and ending
with the issue of 8-12, 1993

Walter Ross
Fee \$ 61.16

Subscribed and sworn to before me this 12 day
of Aug, 1993.

Notary Public, Residing at Preston, Idaho

My Commission Expires Aug 14, 1995

NOTICE OF APPLICATION FOR WATER RIGHT

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

13-07510

FAIRVIEW WATER DIST.

595 W 3200 S

PRESTON, ID 83263

Source: GROUNDWATER

Diversion Pt: SENE Sec 8 T 16S R

40E in FRANKLIN County.

Use: DOMESTIC (.420 CFS) Total

Diversion: (.420 CFS)

Date Filed: 4/29/1993

In: FRANKLIN County T16S R39E

S09 SENE SESE

S10 SENE SWNW NWSW SWSW
SESW NESE

S11 NWNW NWSW SWSW SESE

S12 SWSW SESW

S13 NENE NWNE NWNW SESW

S14 NENE SWNW

S15 SWNE SENE NENW NWNW
SESW SWSW NESE NWSE

S16 NENE SENE NESE SESE

S21 NENE SWSW SESW SWSE
SESES22 NWNW SWNW NWSW
SWSW SESW SWSE SESE

S23 NWNW NWSW SWSW

S25 NWNW NWSW SWSW

S26 NWNE SWNE SENE NENW
NWNW SWNW NWSWS27 NENE NWNE NENW NWNW
SWSW NESE SWSE SESES28 NENE NWNE NENW NWNW
SWNW NWSW SWSW SESW SWSE
SESE

S29 NESE SESE

R40E S07 SWSE

S18 NWNE

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N. Skyline, Idaho Falls, Idaho 83402 on or before AUGUST 23, 1993.

R. KEITH HIGGINSON, Director

Legal No. 3644 — Publish Aug. 4,
11, 1993.

OCT 18 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
900 N Skyline

Idaho Falls, Idaho 83402
(208) 525-7161

JULY 21, 1993

THE PRESTON CITIZEN
P.O. BOX 472
PRESTON, ID 83263

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. 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 AUGUST 23, 1993.

Yours truly,

Rita Bodell
Secretary

Encl.

1993
OCT 16 1993

NOTICE OF APPLICATION FOR WATER RIGHT

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

RECEIVED
OCT 18 1960

13-07510

FAIRVIEW WATER DIST
595 W 3200 S
PRESTON, ID 83263

Source: GROUNDWATER

Diversion Pt: SENE Sec 8 T 16S R 40E in FRANKLIN County.

Use: DOMESTIC (.420 CFS)
Total Diversion: (.420 CFS)

Date Filed: 4/29/1993

In: FRANKLIN County

T16S R39E S09	SENE	SESE		
S10	SENE	SWNW	NWSW	SWSW
	SESW	NESE		
S11	NWNW	NWSW	SWSW	SESE
S12	SWSW	SESW		
S13	NENE	NWNE	NWNW	SESW
S14	NENE	SWNW		
S15	SWNE	SENE	NENW	NWNW
	SENW	SWSW	NESE	NWSE
S16	NENE	SENE	NESE	SESE
S21	NENE	SWSW	SESW	SWSE
	SESE			
S22	NWNW	SWNW	NWSW	SWSW
	SESW	SWSE	SESE	
S23	NWNW	NWSW	SWSW	
S25	NWNW	NWSW	SWSW	
S26	NWNE	SWNE	SENE	NENW
	NWNW	SWNW	NWSW	
S27	NENE	NWNE	NENW	NWNW
	SWSW	NESE	SWSE	SESE
S28	NENE	NWNE	NENW	NWNW
	SWNW	NWSW	SWSW	SESW
	SWSE	SESE		
S29	NESE	SESE		
R40E S07	SWSE			
S18	NWNE			

RECEIVED
OCT 18 1993

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before AUGUST 23, 1993.

R. KEITH HIGGINSON, Director

Published: 8/ 5/1993 & 8/12/1993

RECORDED
INDEXED
OCT 19 1993

22-Jul-1993

DEQ IDHW
POCATELLO FIELD OFFICE
224 S ARTHUR
POCATELLO ID 83204

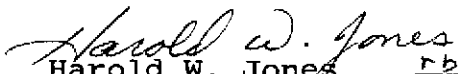
RE: Application No. 13-07510

Dear Sir:

We are enclosing a copy of the application(s) that may be of interest to your department. Please review the application(s) and submit any comments you may have to our Department as soon as possible. The last date of protest is August 23, 1993, 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,


Harold W. Jones rb
Water Right Supervisor

HWJ:rb
enc

OCT 18 1993

22-Jul-1993

FAIRVIEW WATER DIST
595 W 3200 S
PRESTON ID 83263

RE: Application No. 13-07510

Dear Water Right Applicant:

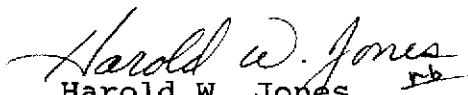
The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Preston Citizen on August 6 & 13, 1993. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

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

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

Sincerely,


Harold W. Jones *rb*
Water Right Supervisor

HWJ:rb

[Faint circular stamp]

[Faint rectangular stamp]