

District #202

875
No 2847

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin } ss.

J. Watter 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

Nov 1, 1989, and ending
with the issue of Nov 8, 1989

Fee \$ 49.44

Subscribed and sworn to before me this 8 day
of Nov, 1989.

Kelly Michelsen
Notary Public, Residing at Preston, Idaho

My Commission Expires Aug 14, 1995

RECEIVED

DEC 01 1989

Department of Water Resources

NOTICE OF APPLICATION FOR WATER RIGHT

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

13-07465

WEST SIDE SCHOOL DIST. NO. 202
775 N. WEST SIDE HWY.

DAYTON, ID 83232

Source: GROUNDWATER

Diversion Pt: NWNW Sec 23 T 15S R 38E

Use: IRRIGATION (.160 CFS)

Date Filed: 9/29/1989

In: T15S R38E S23 NWNW

8.0 ACRES TOTAL

13-07466

USDI, BLM

940 LINCOLN RD.

IDAHO FALLS, ID 83401

Source: UNNAMED SPRING

Tributary: SINKS

Diversion Pt: SWSWNW Sec 28 T 12S R 40E

Use: STOCKWATER (.030 CFS)

WILDLIFE (.010 CFS)

Date Filed: 8/31/1989

In: T12S R40E S28 SWNW

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 150 Shoup Avenue, Suite 15, Idaho Falls, Idaho 83402 on or before NOVEMBER 20, 1989.

R. KEITH HIGGINSON,
Director

Legal No. 2847 — Publish Nov. 1, 8, 1989.

MICROFILMED

MAR 02 1990

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 13-7465 IN THE)
NAME OF SCHOOL DISTRICT NO. 202) ORDER OF REINSTATEMENT
_____)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before February 1, 1991; and,

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

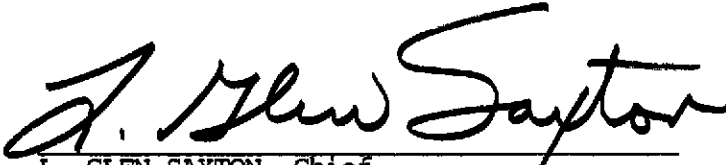
WHEREAS, the Department notified the permit holder that the permit lapsed for failure of the permit holder to submit the proof of beneficial use; and,

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

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on March 28, 1991;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 13-7465 be REINSTATED and the priority advanced to November 23, 1989.

Dated this 19th day of April, 1991.


L. GLEN SAXTON, Chief
Water Allocation Bureau

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MAY 29 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 13-07465

Proposed Priority: September 29, 1989 Maximum Diversion Rate: 0.16 CFS

This is to certify, that **SCHOOL DISTRICT NUMBER 202**
775 N. WESTSIDE HWY.
DAYTON, ID 83232

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>
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IRRIGATION	04/01 to 11/01	0.16 CFS
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LOCATION OF POINT(S) OF DIVERSION: NWNW Sec. 23, Township 15S, Range 38E
FRANKLIN County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
15S 38E 23	NWNW 8			8

Total number of acres irrigated: 8

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 1991.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

17th day of January, 1990.

R. Keith Higginson
for R. Keith Higginson, Director

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MAR 02 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 13~7465

To appropriate the public waters of the State of Idaho

1. Name of applicant Westside School Dist. #202 Phone 747-3502
Post office address 775 N. West Side Hwy., Dayton, ID 83232

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

3. Location of point of diversion is _____ ¼ of NW ¼ of NW ¼, Govt. Lot _____
Sec. 23 Township 15S Range 38E B.M. Franklin County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.16cfs for Irrigation purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.16 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well & pump to sprinklers

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 8 inches; proposed depth of well is 150 feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

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

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a. Hydropower; show total feet of head and proposed capacity in kW.

b. Stockwatering; list number and kind of livestock.

c. Municipality; show name of municipality.

d. Domestic; show number of households.

e. Other; describe fully.

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.	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8 Total number of acres to be irrigated

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

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

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

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

applicant to make this filing.

12. Remarks:

UNCLASSIFIED

~~0661 2.0 8/11/11~~

R38E

13.

39.2 122

Glen Dansie

ber,

331

2
3.7

58.1

130

Max Gunderson

2 T334

5.5

27.5

565

Rene Johnson

T332

126

Theo Schuaneveld

T337

160

Rick

Hansen

David Lynch

456

Kevin Phillips

T340

3 184

21.3 1115

Wesley Beut

D. Rick
Hansen

D. Rick
Hansen

T350

2

46.2

916

JNR Ranch

36.7

3

26.2

4

42.2

MICROFILMED

MAR 02 1990

T351

164

Paul

T352

1368

Clair

Wesley

NC

Dayton

Cemetery

8.2

1115

Wesley

Beutler

T353

14.8

bf

Scale: 2 inches equal

BE IT KI
the Stat

Revised
#202

MICROFILMED

MAR 02 1990

e. Other:

permit.

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.

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.

19

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

Idaho No. _____, and said application is hereby _____

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Publication approved _____

000

Date

12-20-89

Publication prepared by _____

000

Date

11-29-89

Published in

Reston Citizen

Fee \$ 30.00

Received by _____

Date

9-29-89

#

0010892

Date

9-29-89

Received by _____ Date 9-29-89 Time 11:30A Preliminary check by _____

160315

Booked at the office of
Dallman & Co.

11/26 SEP 23 1982

NOTIFICATION OF CONTRACT

MICHAEL D. KUTZ, RECORDER
By *[Signature]*
FRANKLIN COUNTY, IDAHO

BE IT KNOWN TO ALL MEN BY THESE PRESENTS, That on the 16th day of July, 1982, CLAIR K. WESTOVER and MARY ALICE WESTOVER, Husband and Wife, Franklin County, Idaho, as "SELLER", and WESTSIDE SCHOOL DISTRICT NO. 202, of Franklin County, Idaho, as "BUYER", entered into an Agreement for the purchase of the property as described below:

Township 15 South, Range 38 East of the Boise Meridian,
Franklin County, Idaho

Section 23: Commencing at a point 504 feet North of the Southwest corner of the NW1/4NW1/4 of said Section 23; thence East 577.5 feet; thence North 156 feet; thence East 412.5 feet; thence South 660 feet; thence West 558 feet; thence North 404 feet; thence West 432 feet; thence North 100 feet to the point of beginning.

Approximately 8 acres.

SELLER

BUYER

WESTSIDE SCHOOL DISTRICT NO. 202

[Signature]
CLAIR K. WESTOVER

[Signature]
HARRIS ALLEN, Superintendent

[Signature]
MARY ALICE WESTOVER

MICROFILMED

MAR 02 1990

STATE OF IDAHO
County of Franklin }

On this 16th day of July, 1982, before me, the undersigned, a Notary Public in and for said State, personally appeared CLAIR K. WESTOVER, MARY ALICE WESTOVER and HARRIS ALLEN, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year in this certificate first above written.



[Signature]
NOTARY PUBLIC for State of Idaho
Residing at Preston, Idaho

875

No 2847

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin } ss.

J. 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

Nov 1, 1989, and ending
with the issue of Nov 8, 1989.

Fee \$ 49.44

Subscribed and sworn to before me this 8 day
of Nov, 1989.

Kelly Nielsen

Notary Public, Residing at Preston, Idaho

My Commission Expires Aug 14, 1995

RECEIVED

DEC 0 / 1989

Department of Water Resources

NOTICE OF APPLICATION FOR WATER RIGHT

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

13-07400
WEST SIDE SCHOOL DIST. NO. 202
775 N. WEST SIDE HWY.
DAYTON, ID 83232

Source: GROUNDWATER

Diversification Pt: NWNW Sec 20 T 15S R

300
Use: IRRIGATION (.100 CFS)

Date Filed: 9/29/1989

In: T15S R30E S28 NWNW
8.0 ACRES TOTAL

13-07400

USE: BLM

400 LINCOLN RD.
IDAHO FALLS, ID 83401

Source: UNNAMED SPRING

Tributary: SINKS

Diversification Pt: SWSWNW Sec 20 T 15S

R 30E

Use: STOCKWATER (.030 CFS)

WILDLIFE (.010 CFS)

Date Filed: 8/31/1989

In: T15S R40E S28 SWNW

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 150 Shoup Avenue, Suite 15, Idaho Falls, Idaho 83402 on or before NOVEMBER 20, 1989.

R. KEITH HIGGINSON,
Director

Legal No. 2847 - Publish Nov. 1, 8, 1989.

RECORDED

MAR 02 1990

April 25, 1991

SCHOOL DISTRICT NO. 202
775 N. WESTSIDE HWY.
DAYTON, ID 83232

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 13-07465

Dear Permit Holder:

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

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

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

Enclosure

RECEIVED

MAY 29 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 15-4465

Date 4-18-91

GENERAL CONSIDERATIONS

Y Name same as permit?
Y Address same as permit? If no, indicate below.
Perm Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

 Surface water source
 Ground water source
 Drill permit req'd?
 Copy in file? Drill permit no.
 Amt paid for drilling permit? Correct?
 Well log in file?

LICENSE EXAMINATION FEE

 Required?
 Amount submitted?
 Correct amount?

MEASURING DEVICE

 Measuring device or access port required?
 Installed?
 Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

Retestable
** fee received on 3-28-91*
Proof acceptable

PRIORITY CALCULATION

Date proof received Mar 28 87
Date proof due Feb 1 - 32
No. of days late = 55
Priority date Sept 29 84 + 272
NEW PRIORITY DATE Nov 23 '89 = 327

LB

RECEIVED

MAR 15 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only
 Amt. of Fee \$ 50.00
 Date 3-28-91
 Receipt No. 0220059
 Received by JEY

Department of Water Resources

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

Permit No. 13-7465 Telephone No. 747-3502

Name(s) of Permit Holder(s): West Side School District # 202

Post Office Address: 755 North West Side Highway, Dayton, Idaho 83232

Source of Water: Ground

If ground water, well driller's name: Cole Gardner Date drilled: March-July 1990

Extent of Use:
 Domestic _____ (No. of households) Irrigation 8 (No. of acres)
 Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted .16 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 2 July 1990

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes X No Installed? Yes No
 to my knowledge
 OR

Flow Measurement Port: Required? Yes No Installed? Yes No

Fee Enclosed: \$ waived (See License Examination Fee Schedule)

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

Melvin E. Beutler

747-3502

Name

Telephone No.

755 North West Side Highway, Dayton, Idaho 83232

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.

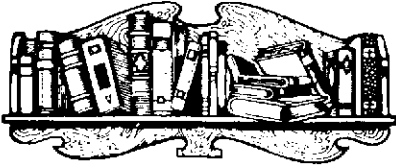
MIL **RED**

MAY 29 1991

March 13, 1991
 Date

Melvin E. Beutler Super.
 Signature (and title if on behalf of a company or organization)

Superintendent



WEST SIDE SCHOOL DISTRICT #202

MELVIN E. BEUTLER
SUPERINTENDENT

DAYTON, IDAHO 83232 • (208) 747-3502

March 13, 1991

RECEIVED
MAR 15 1991

Ms. Rita I. Fleck
Secretary/Records Manager
State of Idaho
Department of Water Resources
1301 North Orchard Street
Boise, Idaho 83720

Department of Water Resources

Dear Ms. Fleck:

I received your "lapse notice" for permit #13-7465. I am all but certain I did send you the "Proof of Beneficial Use". I have enclosed another copy of the beneficial use with an application to increase the number of CFS by .66 CFS. The reason for the increased CFS is the purchase of an adjacent 26 acres for playing fields, and the need to water 6 acres around the high school.

Thank you so much for your help. Please give me a call to clarify any questions.

Thank you,

Melvin E. Beutler
Superintendent

RECORDED

MAY 29 1991

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

March 8, 1991

MELVIN E. BEUTLER, SUPERINTENDENT
SCHOOL DISTRICT NUMBER 202
775 N W SIDE HWY
DAYTON ID 83232

Dear School District:

Re: Permit No. 13-7465

LAPSE NOTICE

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, the above referenced permit has lapsed. This office did not receive either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time to our letter of November 30, 1990 and Rita Fleck's letter of February 6, 1991. No further construction or additional development is authorized under this permit unless it is reinstated.

Your permit cannot be reinstated unless you submit the proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal including the examination fee or a completed field examination report or the extension request form together with the \$15 fee must be received by this department within sixty days of the date of mailing of this lapse notice or the permit will no longer be of any force or effect.

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which brings title to the water in question.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

Enclosures

MICROFILMED

MAY 29 1991

CERTIFICATION OF MAILING
I hereby certify that on 3-8-91
a copy of this document was
mailed in the United States mail,
postage prepaid addressed to the
individuals named above.
Rita Fleck

February 6, 1991

MELVIN E BEUTLER, SUPERINTENDENT
WEST SIDE SCHOOL DISTRICT
775 N WEST SIDE HWY
DAYTON ID 83232

Dear Mr. Beutler:

Re: Permit No. 13-7465

Returned is the proof of beneficial use form submitted to this office on February 4, 1991. Several items must be addressed before the proof is acceptable.

The number of acres to be irrigated has been changed to show eight, which the maximum covered under this permit. Also the rate of diversion has been changed to show the maximum allowed by this permit, which is 0.16 cfs. Based on this diversion rate, the license exam fee is \$50.

Note that an acceptable proof of beneficial use form was due by February 1, 1991. The permit is losing a day of priority for every day that the form is late.

If you have questions, please contact me.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

MICROFILMED

MAY 29 1991

138162
November 30, 1990

SCHOOL DISTRICT NO. 202
775 N. WESTSIDE HWY.
DAYTON, ID 83232

PROOF DUE NOTICE

RE: PERMIT NO. 13-07465

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 February 1, 1991. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

RECEIVED
MAY 29 1991

3/89

\$ 100 Fee
#30.
130.00

Drilling Permit No. 13-90-2-001Water Permit No. 13-7465

Injection Permit No. _____

RECEIVED

SEP 29 1989

State of Idaho
Department of Water Resources

Department of Water Resources
Eastern District Office

DRILLING PERMIT

1. Applicant West Side School Dist #202
2. Address 775 N. Westside Hwy Dayton, ID 83232
Telephone 747-3502

(X) Well Owner () Well Operator () Other, specify _____

3. Proposed well location NW 1/4 NW 1/4, or Gov't lot No. _____,
Sec. 23, Twp. 15 S, Rge. 38 E, County Franklin,
Lot, block and subdivision _____

4. Proposed use of well: (Check all that apply)

() Domestic () Stockwater () Monitoring
No. of households _____ No. of livestock _____
(X) Irrigation () Industrial () Municipal
() Injection () Other, Specify _____

5. Well construction information:

(X) New well () Deepen () Replace

Proposed surface diameter 8" Maximum depth 150-200'

Anticipated bottom hole temperature:

(X) 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212°F or more (Geothermal well)

6. Anticipated construction start date As soon as permit is granted (this fall)

7. Well Driller (if known) Not for certain yet.

Address _____

MAR 02 1990

8. Applicant's signature Melvin E. Butler
Title Supt. of Schools (West Side School District #202)
Date Sept 27, 1989

** Fee is \$10 for single family domestic. Other uses may be up to \$100.

ACTION OF DEPARTMENT OF WATER RESOURCES

This Permit is Approved.

If approved, this permit authorizes the construction of a well subject to the following conditions:

GENERAL CONDITIONS

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Issuance of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

SPECIFIC CONDITIONS

Dated this 28 day of February, 19 90.

Signed

Title

Sturik REDC

GP Manager

Received by CW Fee \$100.00 ✓ Date 9-29-89

Receipt No. E010892 Construction start extension to MAR-02 1990

Extension approved by _____

MICROFILMED

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 327-7900
January 18, 1990

SCHOOL DISTRICT NUMBER 202
775 N. WESTSIDE HWY.
DAYTON, ID 83232

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P13-07465

Dear Permit Holder:

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

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

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.

Also enclosed is a copy of the approved drilling permit submitted in connection with this water right.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of

RECEIVED

MAR 02 1990

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

MAR 02 1990

Dist. for staffing 10-10-89 RB
Submitted for advertising 10-16-89 HCS

Form No. 202a
1/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT ANALYSIS SHEET

Process out of
Sequence

INITIAL REVIEW BY PRM DATE 10-12-89 APPLICATION NUMBER 137465
Westside School Dist. #202

REQUIRED INFORMATION

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

ADDITIONAL INFORMATION

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

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested _____
RECEIVED
DEC 26 1989
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 11-20-89
☐ 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. 11
☐ Yes ☐ No Special conditions of approval or cover letter below. POS

See below for additional information
Date of priority recommended 9-29-89
By HWS Date 12-21-89

STATE OFFICE REVIEW P05, P23, P99 P16 46
By KW See below for additional information
Date 1-4-90

ADDITIONAL INFORMATION

Process drilling permit too!

07-Dec-1989

The Preston Citizen
P.O. Box 472
Preston, ID 83263

RE: Application for Permit No. 13-7465 & 13-7465

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on November 2 & 9, 1989.

Your cooperation in this matter is greatly appreciated.

Sincerely,

Rita Bodell
Office Secretary

MICROFILMED

MAR 02 1990

25-Oct-1989

Westside School Dist. #202
775 N. Westside Hwy.
Dayton, ID 83232

RE: Application for Permit No. 13-7465

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. 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
Water Rights Supervisor

HWJ/rb

MICROFILMED
MAR 02 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

OCTOBER 25, 1989

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 NOVEMBER 20, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED

MAR 02 1990

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

MAR 02 1990

13-07465

WESTSIDE SCHOOL DIST. #202
775 N. WESTSIDE HWY.
DAYTON, ID 83232

Source: GROUNDWATER

Diversion Pt: NWNW Sec 23 T 15S R 38E

Use: IRRIGATION (.160 CFS)

Date Filed: 9/29/1989

In: T15S R38E S23 NWNW

8.0 ACRES TOTAL

MICROFILMED

MAR 02 1990