

See. Cindy
2735 Airport Way
334-2190
#50

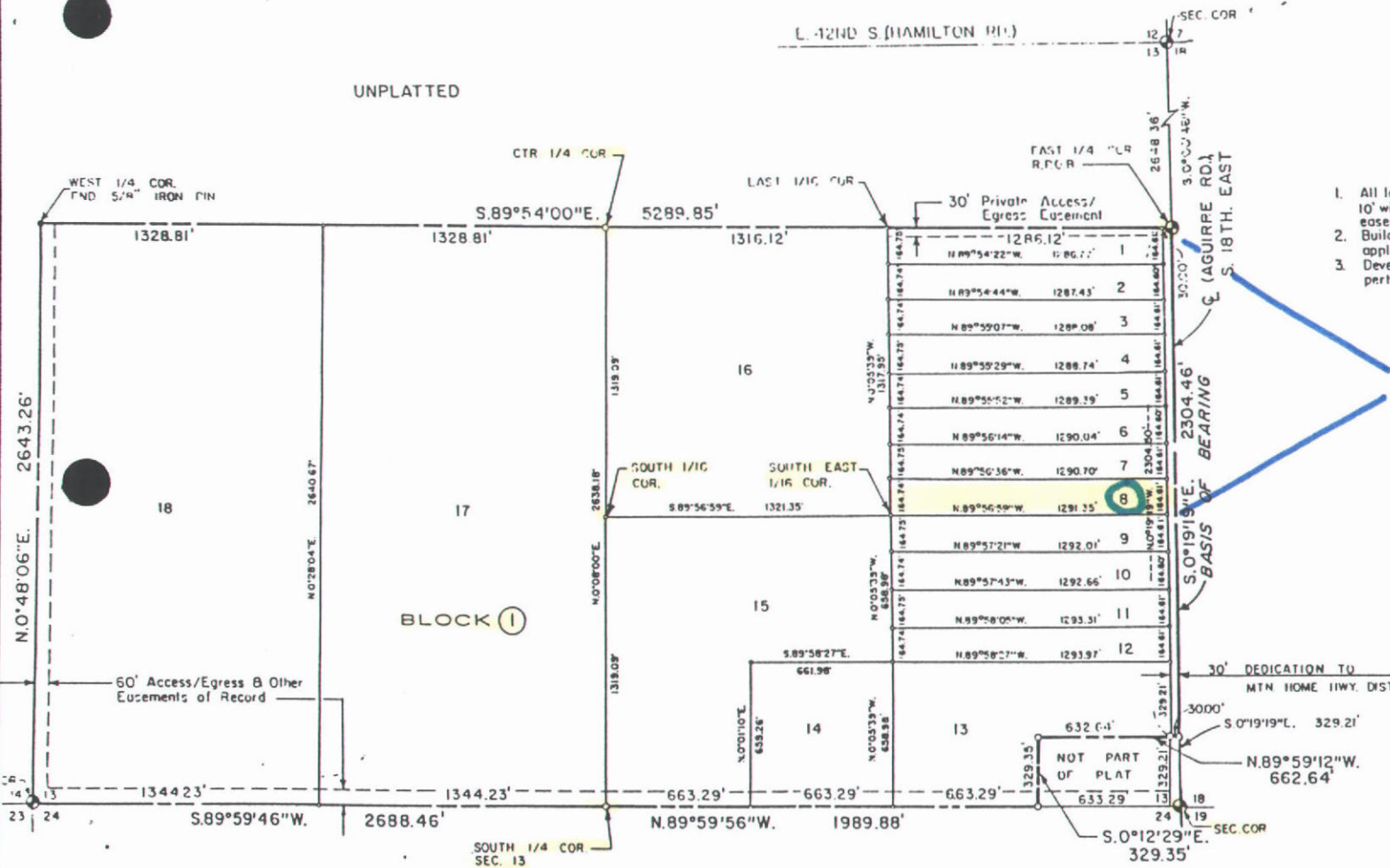
PLAT SHOWING BEVERLY HILLS SUBDIVISION

A PORTION OF
THE SOUTH 1/2 OF SECTION 13, T.4S, R.6E., B.M.,
ELMORE COUNTY, IDAHO

1990

NO govt lots
-FL 8/14/95

UNPLATTED



NOTES

1. All lot lines common to a public right-of-way line have a 10' wide permanent public utilities, irrigation and drainage easement.
2. Building setbacks in this subdivision shall conform to the applicable Zoning Regulations in effect for Elmore County.
3. Developer to comply with Idaho Law Section 31-3806 pertaining to irrigation waters.

NESE



RECORDED
DEC 20 1995
61-07705

339-2170
#50

A PORTION OF
THE SOUTH 1/2 OF SECTION 13, T4S, R6E., B.M.
ELMORE COUNTY, IDAHO

1990

1990
NO govt lots
-SZ 8/14/95

NOTES

1. All lot lines common to a public right-of-way line have a 10' wide permanent public utilities, irrigation and drainage easement.
2. Building setbacks in this subdivision shall conform to the applicable Zoning Regulations in effect for Elmore County.
3. Developer to comply with Idaho Law Section 31-3806 pertaining to irrigation waters.

NESE Lot 8

61-07705

Scale: $T^{\circ} =$ _____.

- ☒ 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 None

Note

4

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Drilling Permit No.		61-95-W-0030-000			6" casing, 460' deep

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

D. FLOW MEASUREMENTS

None - office exam

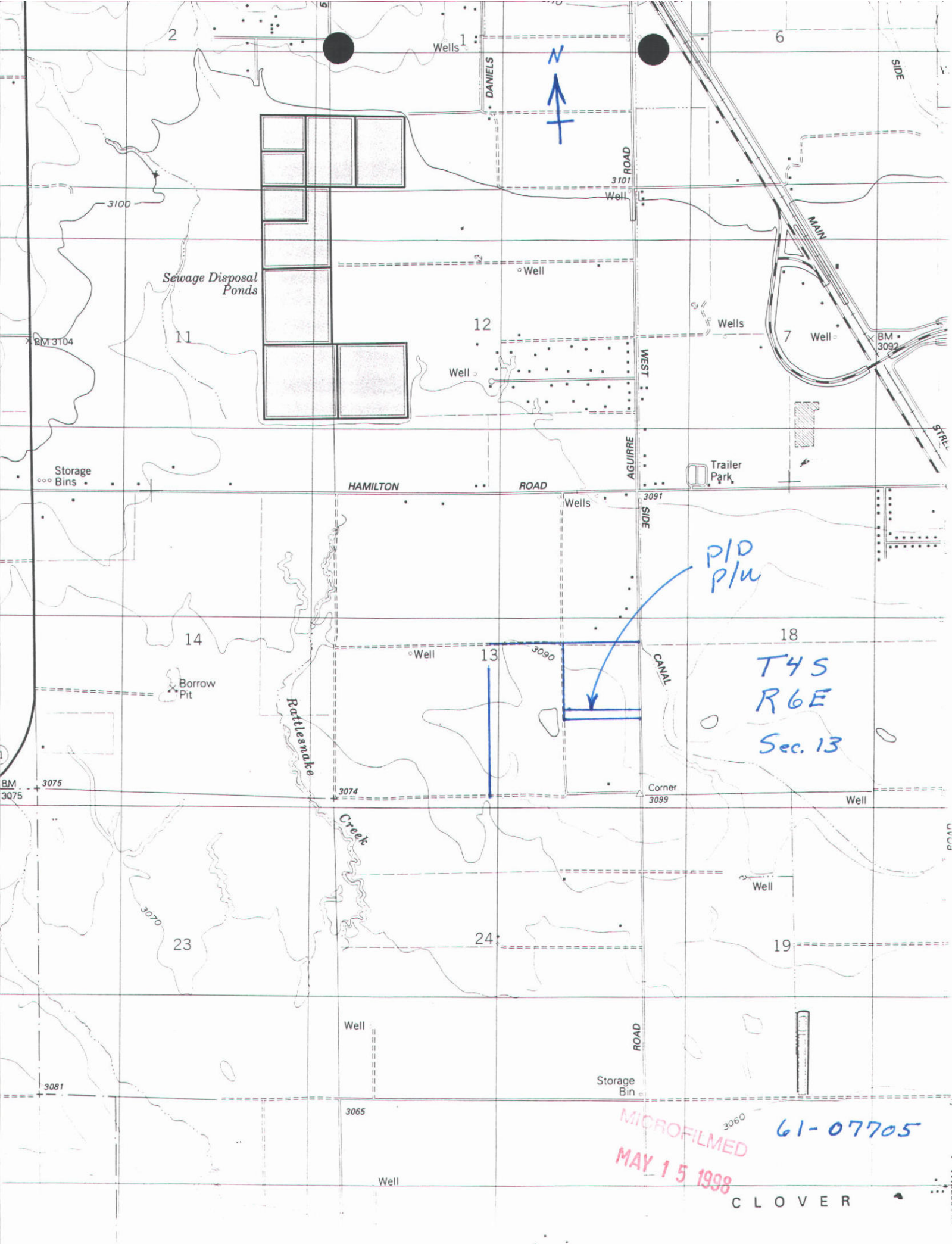
1.

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

2. Measurements:

MICROFILMED

MAY 15 1998



MICROFILMED
MAY 15 1998

61-07705

CLOVER

**NOTICE OF APPLICATIONS
FOR WATER RIGHTS**

The Following applications have been filed to appropriate the public waters of the State of Idaho:

61-07705 ✓

PRICHARD, DANIEL
PRICHARD, MARSHA

4945 S. 18TH E.

MOUNTAIN HOME, ID 83647

Source: GROUNDWATER.

Diversion Pt: NESE Sec. 13 T 04S R 06E in ELMORE County.

Use: DOMESTIC (0.040 CFS); Total

Diversion: (0.040 CFS).

Date Filed: 8/14/1995.

In: ELMORE County, T04S R06E S13 NESE.

61-07706

PROTERRA IDAHO INC.

2401 S. APPLE

BOISE, ID 83706

Source: GROUNDWATER.

Diversion Pt: SWNWSW Sec. 11 T 04S R 06E in ELMORE County;

Use: IRRIGATION (0.470 CFS); DO-

MESTIC (0.320 CFS); Total Diversion: (0.790 CFS).

Date Filed: 8/25/1995

In: ELMORE County, T04S R06E S11 NWSW SWSW.

23.5 ACRES TOTAL.

Domestic use is for 47 homes and irrigation use is limited to one-half acre per home to be approvable within the Mountain Home Ground Water Management Area policy.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before SEPTEMBER 25, 1995. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 9/6/1995 & 9/13/1995.

Affidavit of Publication

County of Elmore } ss.
STATE OF IDAHO }

I, Coleen W. Swenson, do solemnly swear that I am the foreman, or publisher of the

Mountain Home News

a weekly newspaper of general circulation, published once a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of publication thereof; was published in said newspaper for

2 consecutive weeks, the first publi-

cation having been made on 6th day of

September 1995, and the last publi-

cation having been made on the 13th day of

September 1995; every Wednesday

issue of the paper during the period and time of publication and that the notice was published in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during a period of 78 consecutive weeks prior to the first publication of the attached notice.

Coleen W. Swenson

Subscribed and sworn to me this 18th day of

September, 1995

Brenda M Jacoby
Notary Public

Residing in Mountain Home, Elmore County, Idaho. My commission expires 11-16-98.

RECEIVED

SEP 20 1995

WATER RESOURCES
WESTERN REGION DEC 20 1995

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 61-07705

Priority: August 26, 1995

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that DANIEL PRICHARD
MARSHA PRICHARD

4945 S 18 E

MOUNTAIN HOME ID 83647

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 14, 1995; and has submitted Proof of Beneficial Use on November 13, 1996. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 13, Township 04S, Range 06E
ELMORE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

04S 06E 13

NESE

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Place of use is located within Lot 8, Blk. 1, Beverly Hills Subdivision.
6. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 16TH day of April, 1996.


Acting for KARL J. DREHER Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 61-07705)
)
IN THE NAME OF DANIEL & MARSHA PRICHARD) **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 November 1, 1996; and,

WHEREAS, the Department notified the permit holder on August 31, 1996, 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 sent the permit holder a lapse notice on November 8, 1996, since an acceptable proof of beneficial use or extension of time had not been received; and,

WHEREAS, Section 42-218a, 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 an acceptable proof of beneficial use on November 13, 1996;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 61-07705 is **REINSTATED** with an advance in priority to August 26, 1995.

DATED this 25th day of November, 1996.


L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED

DEC 02 1996

RECEIVED

NOV 13 1996

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 15 1996

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. 61-07705 Telephone No. 208 587-9181

2. Name(s) of Permit Holder(s): DANIEL J. PRICHARD

3. Mailing Address: 4945 S. 18TH E. MTN HOME ID 83647

4. Source of Water: WELL IF GROUNDWATER (well), Date Drilled: mo. Aug / yr. 95

a. Well Driller: HIDDLESTON Drilling Permit Number: _____

b. OPTIONAL:
Pump Horsepower: 5 Pressure (psi): 55 Dynamic pumping level (ft): 465

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 1 Stockwater (No. and type of stock): _____

Irrigation (No. of acres): _____ Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: .04 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? Yes _____ or No ✓

Has the measuring device been installed? Yes _____ or No ✓

Flow Measurement Port: Is a flow measurement port required? Yes _____ or No ✓

Has the measurement port been installed? Yes _____ or No ✓

8. Fee Enclosed: \$ 0 (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: DAN PRICHARD Telephone Number: 208 587-9181 / 599 2600

Address: 4945 S. 18TH E. MTN HOME

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: [Signature] Date: 13 NOV 96
(include your title, if on behalf of company or organization)

MICROFILMED

DEC 02 1996

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 61-07705

Proposed Priority: August 14, 1995 Maximum Diversion Rate: 0.04 CFS

This is to certify, that DANIEL PRICHARD
MARSHA PRICHARD
4945 S 18 E
MTN HOME ID 83647

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	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION: NESE , Sec. 13, Township 04S, Range 06E
ELMORE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

04S 06E 13 NESE

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 1996.
2. Subject to all prior water rights.
3. Place of use is located within Lot 8, Blk. 1, Beverly Hills Subdivision.
4. Domestic use is for 1 home.

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

19th day of November, 1995.

Karl J. Dreher
for Karl J. Dreher, Director

MICROFILMED

DEC 20 1995

RECEIVED
OCT 20 1995

RECEIVED
NOV 7 1995

Department of Water Resources

Ident. No. 61-07705

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: DANIEL PRICHARD 208-587-9181
Address: 4945 S 18 E
MIN HOME ID 83647
AND/OR
Name: MARSHA PRICHARD 208-587-9181
Address: 4945 S 18 E
MIN HOME ID 83647

2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: NESE Sec. 13, Township 04S, Range 06E
ELMORE County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
DOMESTIC	01/01	12/31	0.040		

5. Total quantity to be appropriated is:
0.040 CFS (and/or) AF

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc.
EXISTING WELL, PUMP & PIPELINE
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 6 inches; proposed depth of well is 460
feet.
d. Is groundwater with a temperature greater than 85F being sought? NO
e. If well is already drilled, when? 07/15/1995
Drilling Firm HIDDLESTON
Well was drilled for APPLICANTS

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

MINNEAPOLIS
DEC 20 1995

8. Place of Use: DOMESTIC

TWN RGE SEC
04S 06E 13 NESE

9. 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.

10. Remarks:

Property also known as Lot 8, Block 1, Beverly Hills Subdivision.
Domestic use is for 1 home and includes yard irrigation and stock
water defined by Section 42-111(1)(a), Idaho Code.

11. Map of proposed point of diversion and place of use attached? ☒

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.


Applicant

Received by SL Date 8/14/95 Time 2:40 Preliminary check by _____

Fee \$ 50 Receipted by SL # W019734 Date 8/14/95

Publication prepared by AT Date 8-29-95 Published in Mtn Home News

Publication approved AT Date 9-25-95

Microfilm
DEC 20 1995

Comments: Date: 8/ 14/ 1995 User-ID: SLESTER

Subject:

DRILLING PERMIT

Domestic well recently drilled per 61-95-W-⁰⁰³⁰~~000~~-000. Applicants
filing for exempted water use in Mtn. Home GWMA to obtain a VA
loan.

RECEIVED
DEC 20 1995

PLAT SHOWING

BEVERLY HILLS SUBDIVISION

A PORTION OF
THE SOUTH 1/2 OF SECTION 13, T4S, R6E, BM,
ELMORE COUNTY, IDAHO

1990

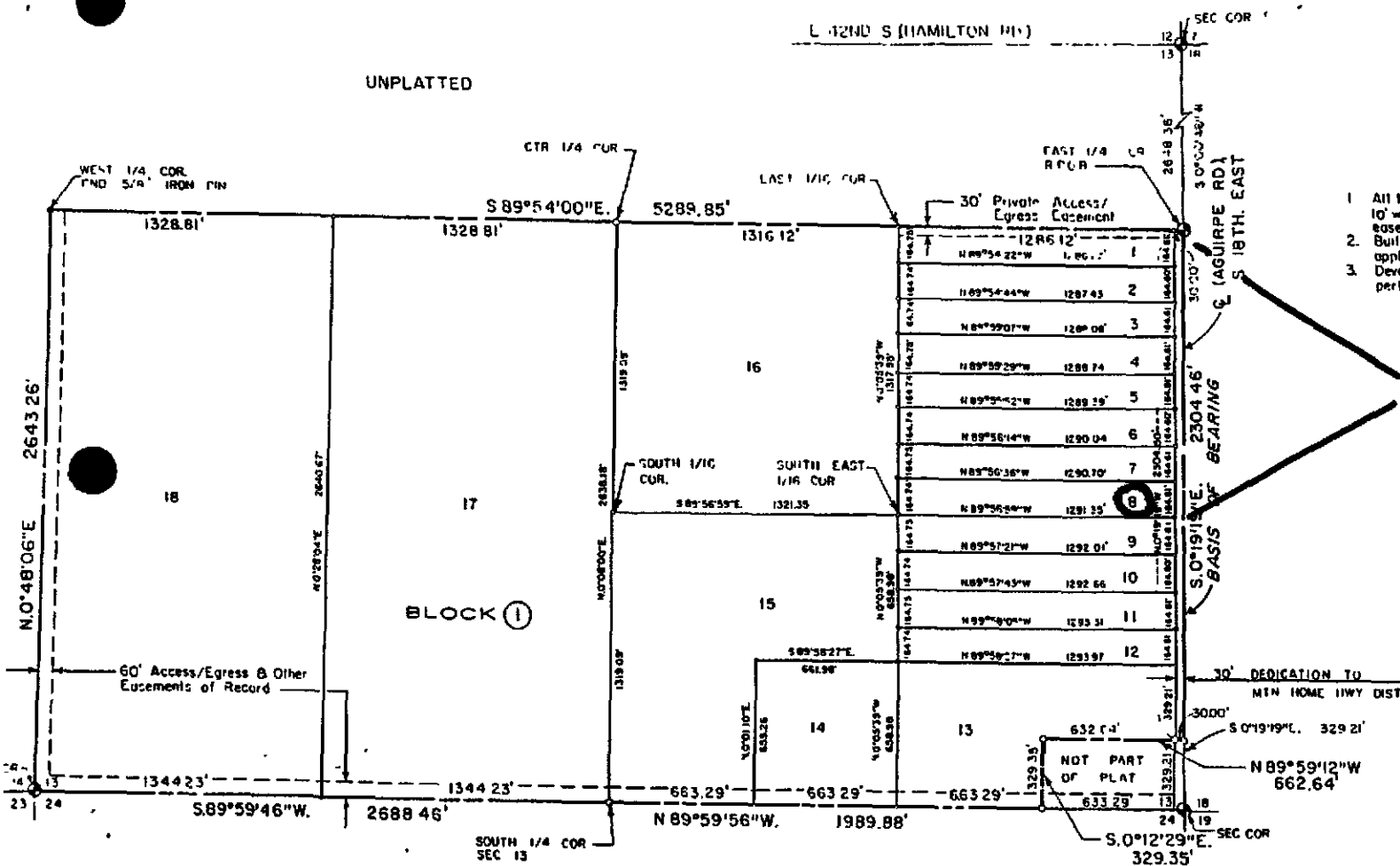
1990
NO gov't lots
-82 8/14/95

NOTES

- 1 All lot lines common to a public right-of-way shall have a 10' wide permanent public utilities, irrigation and drainage easement
- 2 Building setbacks in this subdivision shall conform to the applicable Zoning Regulations in effect for the future
- 3 Developer to comply with Idaho Law Section 31-8805 pertaining to irrigation water

CHINESE

51-07705 DEC 20 1965





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

April 16, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

DANIEL PRICHARD
MARSHA PRICHARD
4945 S 18 E
MOUNTAIN HOME ID 83647

RE: WATER RIGHT NO. 61-07705

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

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

ENCLOSURE

APR 15 1998

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

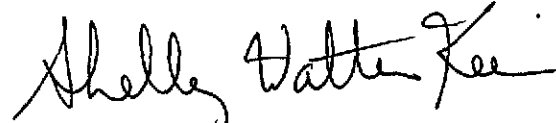
Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

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

Sincerely,

A handwritten signature in cursive script, reading "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

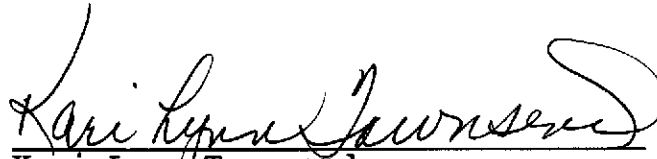
MAY 15 1983

CERTIFICATE OF MAILING

I hereby certify that on the 16th day of April, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 61-07705

DANIEL PRICHARD
MARSHA PRICHARD
4945 S 18 E
MOUNTAIN HOME ID 83647


Kari Lynn Townsend
Secretary

MAY 15 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAR 10 1998
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 61-07705

1 Owner: Daniel Prichard, Marsha Prichard Phone No. (208) 587-9181

Current Address: 4945 S 18E Mountain Home, ID 83647

2. Accompanied by: N/A EXAM DATE: 12-2-96

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: None

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
			NE	SE	13	45	6E	Elmore	Called Assessor's office - Mountain Home

2. Place(s) of Use:

Indicate Method of Determination Assessor

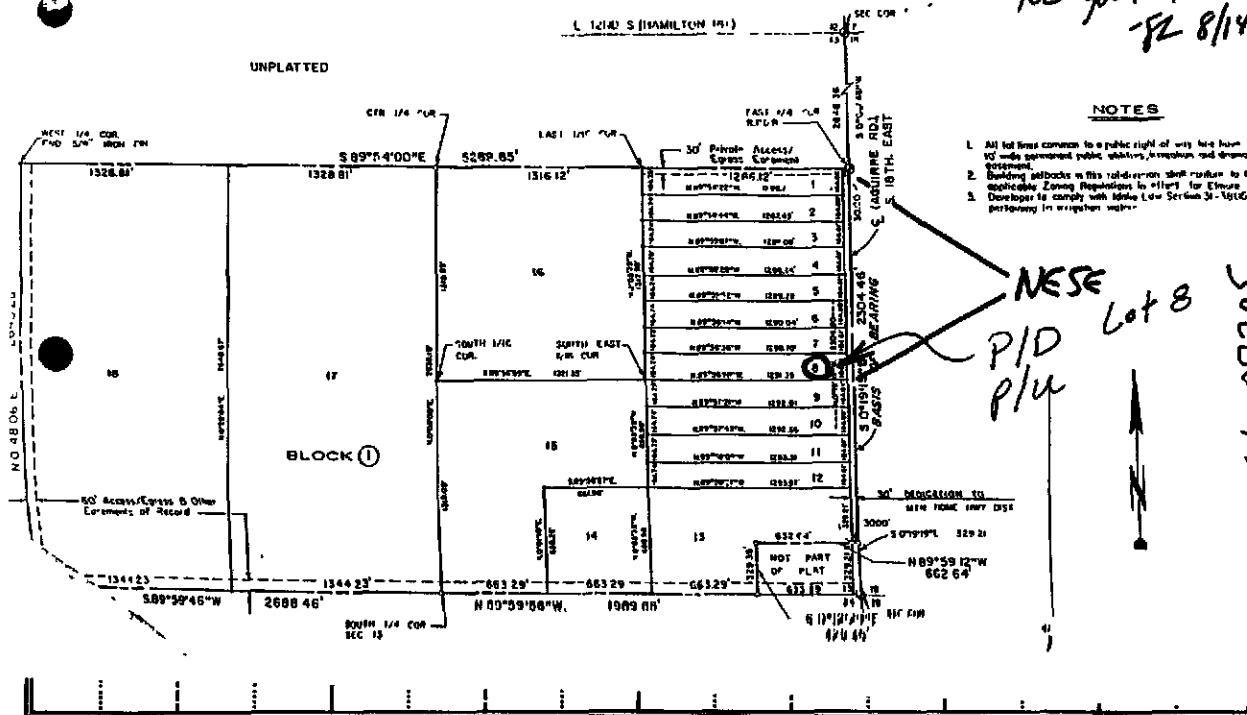
TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
45	6E	13													D				

MAY 15 1998

334-2190
#50

1990

1990
no gov't lots
-FL 8/14/95



1. All lot lines conform to a public right of way here known as US 90 under permanent public utilities, easements and drainage easements.
2. Building setbacks on this subdivision shall conform to the applicable zoning regulations in effect for future zoning.
3. Developer to comply with Article 14 Section 31-10106 pertaining to wetlands.

CHINESE Lot 8
D/D
P/U
51-07705

None

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Drilling Permit No.		61	95-W-0030-000		6" casing,
					460' deep

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

D. FLOW MEASUREMENTS

None - office exam

1.

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

2. Measurements:

MAY 15 1963

E. NARRATIVE/REMARKS/COMMENTS

1. Called Elmore County Assessor;

a) Daniel + Marsha Prichard have one house on Lot 8, BLK 1, Beverly Hills Subdivision, Mountain Home. They also own Lot 7.

b) Location is in South $1/2$, Sec. 13, T45, R6E.

c) Address is the same as shown on permit.

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

MAY 15 1993

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

*Allow 0.04 cfs***G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

*Allow 1.2 AFA***H. RECOMMENDATIONS**

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Domestic</i>	<i>01/01</i>	<i>12/31</i>	<i>0.04</i>	<i>1.2</i>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<i>0.04</i>	<i>1.2</i>

2. Recommended Amendments

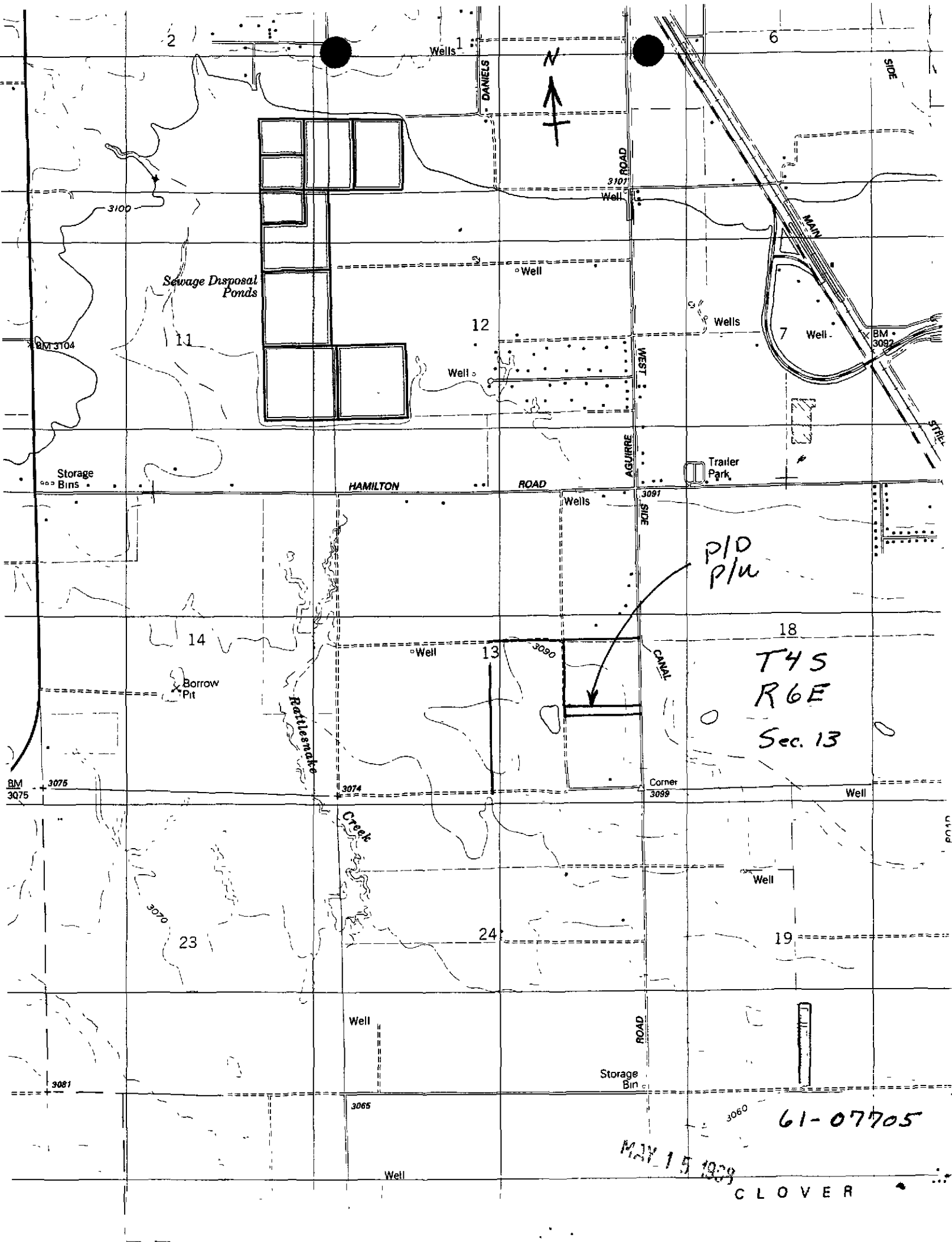
____ Change P.D. as reflected above ____ Add P.D. as reflected above ☒ None
____ Change P.U. as reflected above ____ Add P.U. as reflected above ____ Other

I. AUTHENTICATIONField Examiner's Name *Jan Tomich* Date *12-11-96*

Reviewer _____ Date _____

SEAL

MAY 15 1997



P/D
P/u

T4S
R6E
Sec. 13

MAY 15 1969

61-07705

CLOVER



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

November 22, 1996

DANIEL J. PRICHARD
4945 S 18TH E
MOUNTAIN HOME ID 83647

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 61-07705

Dear Permit Holder:

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

Enclosed is an order reinstating your permit since proof was submitted after the proof due date of November 1, 1996. Please note that the priority date has been advanced to August 26, 1995.

Section 42-248, Idaho Code, which became effective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact any office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner. Failure to maintain current records with the department could result in the assessment of a monetary penalty.

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 the field examination, contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

c: IDWR - Region

MICROFILMED

DEC 9 2 1996

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.

November 8, 1996

DANIEL PRICHARD
MARSHA PRICHARD
4945 S 18 E
MTN HOME ID 83647

LAPSE NOTICE

RE: PERMIT NO. 61-07705

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated August 31, 1996. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. 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 government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

MICROFILMED
DEC 02 1996

CERTIFICATION OF MAILING

I hereby certify that on 11/8/96
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

[Signature]

August 31, 1996

DANIEL PRICHARD
MARSHA PRICHARD
4945 S 18 E
MTN HOME ID 83647

PROOF DUE NOTICE

RE: PERMIT NO. 61-07705

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 November 1, 1996. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

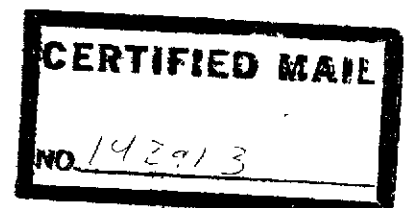
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

DEC 02 1996





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

November 14, 1995

DANIEL PRICHARD
MARSHA PRICHARD
4945 S 18 E
MTN HOME ID 83647

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 61-07705

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.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECEIVED

DEC 20 1995

**NOTICE OF APPLICATIONS
FOR WATER RIGHTS**

The Following applications have
been filed to appropriate the public wa-
ter of the State of Idaho:

61-07706 ✓

PRICHARD, DANIEL
PRICHARD, MARSHA

4945 S. 15TH E.

MOUNTAIN HOME, ID 83647

Source: GROUNDWATER.

Diversion Pt: NESE Sec. 13 T 04S R
00E in ELMORE County.

Use: DOMESTIC (0.040 CFS); Total

Diversion: (0.040 CFS).

Date Filed: 8/14/1995.

In: ELMORE County, T04S R06E
S13 NESE.

61-07706

PROTERRA IDAHO INC.

2401 S. APPLE

BOISE, ID 83706

Source: GROUNDWATER.

Diversion Pt: SWSW Sec. 11 T

00E in ELMORE County, Total Diversion:
(0.790 CFS).

Date Filed: 8/25/1995

In: ELMORE County, T04S R06E
S11 NWSW SWSW.

23.5 ACRES TOTAL.

Domestic use is for 47 homes and ir-
rigation use is limited to one-half acre
per home to be approvable within the
Mountain Home Ground Water Man-
agement Area policy.

Permits will be subject to all prior
water rights. Protests may be submit-
ted based on the criteria of Sec. 42-
203A, Idaho Code. Any protest against
the approval of this application must
be filed with the Director, Dept. of Wa-
ter Resources, Western Region, 2725
Airport Way, Boise, Idaho 83705 to-
gether with a protest fee of \$25.00 on
or before SEPTEMBER 26, 1995. The
protestant must also send a copy of the
protest to the applicant.

KARL J. DREHER, Director

Published: 9/6/1995 & 9/13/1995.

Affidavit of Publication

County of Elmore } ss.
STATE OF IDAHO }

I, Coleen W. Swenson, do solemnly swear that I
am the foreman, or publisher of the

Mountain Home News

a weekly newspaper of general circulation, pub-
lished once a week at MOUNTAIN HOME, IDAHO,
that the notice attached hereto and which is a part
of publication thereof; was published in said news-
paper for

5 consecutive weeks, the first publi-
cation having been made on 6th day of

September 1995, and the last publi-
cation having been made on the 13th day of

September 1995; every Wednesday

issue of the paper during the period and time of
publication and that the notice was published in the
newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN
HOME NEWS has been continuously and uninterr-
ruptedly published in said Elmore County during a
period of 78 consecutive weeks prior to the first
publication of the attached notice.

Coleen W. Swenson

Subscribed and sworn to me this 18th day of

September, 1995

Brenda McGowan
Notary Public

RECEIVED

SEP 20 1995

WATER RESOURCES
WESTERN REGION DEC 20 1995

Residing in Mountain Home, Elmore County, Ida-
ho. My commission expires 11-16-98.

61-07705

PRICHARD, DANIEL
PRICHARD, MARSHA
4945 S 18 E
MTN HOME, ID 83647

Source: GROUNDWATER

Diversion Pt: NESE Sec 13 T 04S R 06E in ELMORE County.

Use: DOMESTIC	(	0.040 CFS)
Total Diversion:	(	0.040 CFS)

Date Filed: 8/14/1995

In: ELMORE County	
T04S R06E S13	NESE

RECORDED

DEC 20 1995