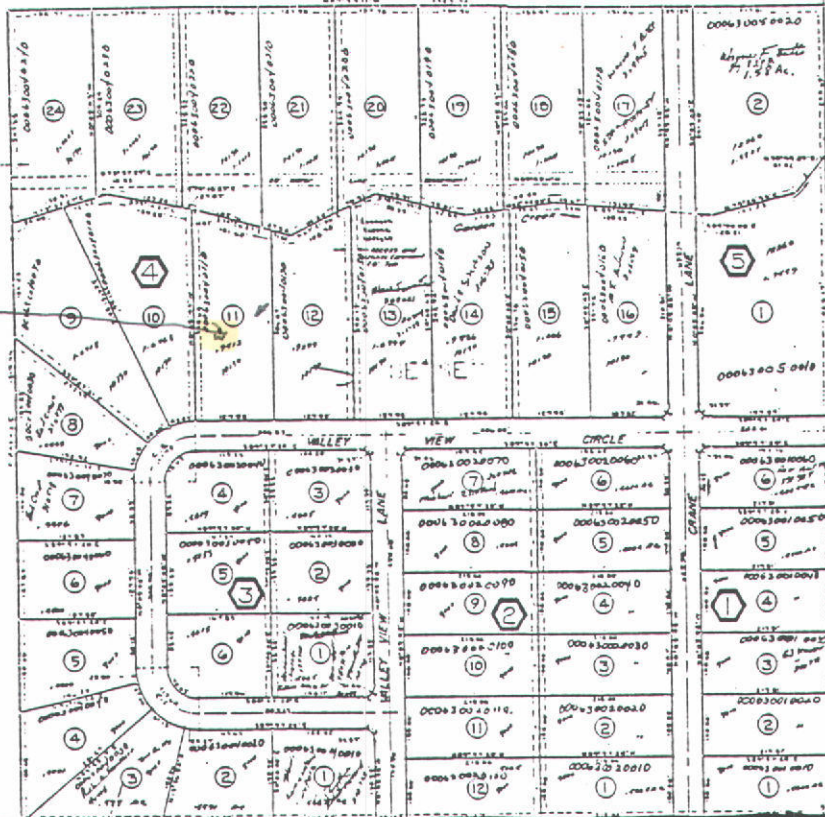


ROUND VALLEY ACRES THIRD ADDITION (TOTAL OF 50 LOTS)



COUNTY COMMISSIONERS' ACCEPTANCE

This plat was duly accepted and recorded by the Board of Commissioners of Carter County, Alaska on this 27th day of June 1961.

Edward G. Solter Chairman
John W. Solter Secretary

COUNTY RECORDER'S CERTIFICATE

State of Alaska
County of Copper
This is to certify that the foregoing plat was filed in my office of the Recorder of Copper County, Alaska on this 27th day of June 1961, at 2:00 P.M. and duly recorded in Plat Book _____ of Page ____.

Edward G. Solter
Recorder

LEGEND

- 1. Shaded area Corridor, Bridge
- 2. 100' x 100' Lot
- 3. 100' x 100' Lot
- 4. 100' x 100' Lot
- 5. 100' x 100' Lot
- 6. 100' x 100' Lot
- 7. 100' x 100' Lot
- 8. 100' x 100' Lot
- 9. 100' x 100' Lot
- 10. 100' x 100' Lot
- 11. 100' x 100' Lot
- 12. 100' x 100' Lot
- 13. 100' x 100' Lot
- 14. 100' x 100' Lot
- 15. 100' x 100' Lot
- 16. 100' x 100' Lot
- 17. 100' x 100' Lot
- 18. 100' x 100' Lot
- 19. 100' x 100' Lot
- 20. 100' x 100' Lot
- 21. 100' x 100' Lot
- 22. 100' x 100' Lot
- 23. 100' x 100' Lot
- 24. 100' x 100' Lot
- 25. 100' x 100' Lot
- 26. 100' x 100' Lot
- 27. 100' x 100' Lot
- 28. 100' x 100' Lot
- 29. 100' x 100' Lot
- 30. 100' x 100' Lot
- 31. 100' x 100' Lot
- 32. 100' x 100' Lot
- 33. 100' x 100' Lot
- 34. 100' x 100' Lot
- 35. 100' x 100' Lot
- 36. 100' x 100' Lot
- 37. 100' x 100' Lot
- 38. 100' x 100' Lot
- 39. 100' x 100' Lot
- 40. 100' x 100' Lot
- 41. 100' x 100' Lot
- 42. 100' x 100' Lot
- 43. 100' x 100' Lot
- 44. 100' x 100' Lot
- 45. 100' x 100' Lot
- 46. 100' x 100' Lot
- 47. 100' x 100' Lot
- 48. 100' x 100' Lot
- 49. 100' x 100' Lot
- 50. 100' x 100' Lot

WELLS

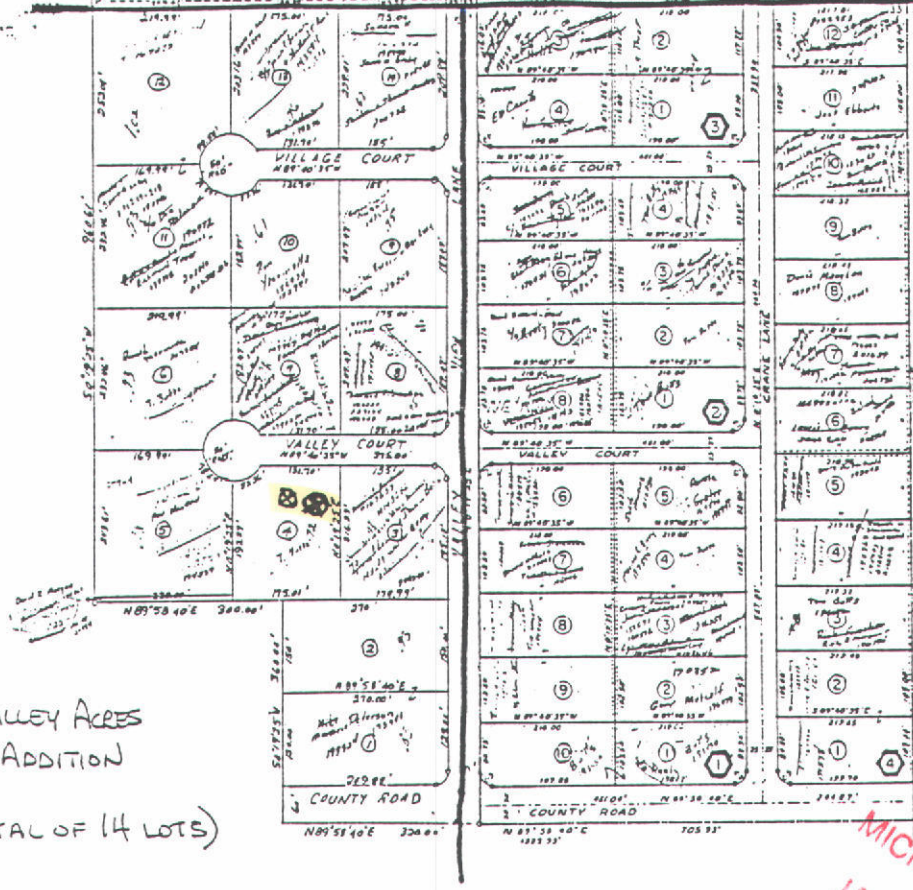
CURVE DATA

CURVE	RADIUS	DELTA	LENGTH	TANGENT
C-1	175.00	89.1212	117.64	74.83
C-2	175.00	89.1212	117.64	74.83
C-3	200.00	89.1212	131.37	100.00
C-4	200.00	89.1212	131.37	100.00



JO Johnson - Couch
engineers - surveyors
selmon - leake

ROUND VALLEY ACRES FIRST ADDITION (TOTAL OF 14 LOTS)



ROUND VALLEY ACRES SECOND ADDITION (TOTAL OF 34 LOTS)

ROUND VALLEY ACRES MASTER PLAT (TOTAL OF 98 LOTS)

MICROFILMED
JAN 31 2000

72-0 7558

NOV 10 1999

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. 72-07558 Telephone No. 208-829-4360

2. Name(s) of Permit Holder(s): Round Valley Acres Water Inc.

3. Mailing Address: P.O. Box 941 Challis Id. 83226

4. Source of Water: _____ If GROUNDWATER (well), Date Drilled: mo. 6-25 / yr. 93

Tom Butts Had well drilled

a. Well Driller: R.V.A.W. Acquired on 10-99 Drilling Permit Number: 72-935-0008-000

b. OPTIONAL:

Pump Horsepower: 30 Pressure (psi): _____ Dynamic pumping level (ft): _____

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

Domestic (No. of households): 98 Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 80 Other: Metropolitan

6. Total rate of diversion and/or volume for which proof is submitted: 0.88 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: \$ 100.00 (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: David K. Humbird - Stout Telephone Number: 208-829-4360

Address: P.O. Box 749 Challis Id. 83226

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: David K. Humbird - Stout Date: 11-8-99

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

Pres. R.V.A.W.

MICROFILMED

JAN 31 2000

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 72-07558

Proposed Priority: February 4, 1998 Maximum Diversion Rate: 0.88 CFS

This is to certify, that **ROUND VALLEY ACRES WATER ASSOC INC**
PO BOX 941
CHALLIS ID 83226-0941

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>
-----------------------	----------------------	--------------------------

MUNICIPAL	01/01 to 12/31	0.88 CFS
-----------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 28, Township 14N, Range 19E
NENE , Sec. 33, Township 14N, Range 19E
CUSTER County

PLACE OF USE: See Remarks

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 2000.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
5. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
6. The issuance of this right does not grant any right-of-way or easement across the land of another.
7. Two points of diversion are located within NENE, S33, T14N, R19E.
8. Two points of diversion are located within Lot 4, Round Valley Acres First Addition and one point of diversion is located within Lot 11, Blk. 4, Round Valley Acres Third Addition.
9. Place of use is located within the service area of Round Valley Water Users Association.

MICROFILMED

JAN 31 2000

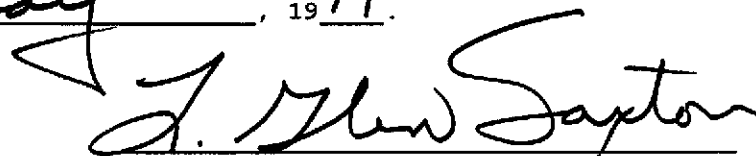
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 72-07558

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

18th day of May, 1999.


Karl J. Dreher, Director
for



MICROFILMED

JAN 31 2006

RECEIVED

FORM 202 FEB 02 1998

2/96

Ident. No. 72-07558

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APPLICATION FOR PERMIT

MAR 25 1998

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of Applicant Round Valley Acres Water Assoc. Inc. Phone 208-879-4360

Mailing address P.O. Box 941 Challis Idaho 83226

2. Source of water supply Groundwater which is a tributary of N/A

3. Location of point of diversion is Township 14N Range 19E Sec. *3328 in the NW 1/4. SE NE 1/4, NE SE 1/4, Govt. Lot _____, B.M., Custer County.

additional points of diversion if any: NE NE, S33, T14N, R19E, 2 points SW/NE/NE Sec. 33 T.14N

4. Water will be used for the following purposes: * Per telecon w/applicant 2-12-98 R.19E

Amount *.150.88 for Domestic purposes from et/et to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount *.0.30 for Irrigation purposes from 4-15 to 10-15 (both dates inclusive)
(cfs or acre-feet per annum)

* Amount 0.88 for Municipal purposes from 1/1 to 12/31 (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)

* clarification: 5/12/99 c.s.

5. Total quantity to be appropriated is (a) *.150.88 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

addition 3 Block 4 lot 11

a. Describe type and size of devices used to divert water from the source 25 H.P. New well
7 1/2 H.P. + 20 H.P. old Pumps, *3 existing wells & pumps

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet

c. Proposed well diameter is 8 inches; proposed depth of well is 320 feet

d. Is ground water with a temperature of greater than 85°F being sought? NO

e. If well is already drilled, when? 6-25-93; Drilling firm _____

Well was drilled for (well owner) Tom Butts; Drilling Permit No. 72-93-S-6008-000

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

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

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

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. 98 See Permit # 72-07450

e. Other; describe fully. _____

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** Use added 2-12-98 per telecon w/applicant

JAN 31 2000

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. Place of use is service area.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	19E	27											10						10
** 14N	19E	28																D	#9
* 14N	19E	33	D																14 ⁶
14N	19E	34							10										10
									10										

Total number of acres to be irrigated 45 1/5

10. Describe any other water rights used for the same purposes as described above. 72-07450

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

b. Who owns the land to be irrigated or place of use? Round Valley Acres Water Inc.

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: President of ASSOC. + Homeowner Along with See Remarks

12. Remarks:

Board of Directors: Walt Getty, Don Palmer, Art Moretti, Max Thompson, Bill Hays, Frank Mack, Andrew Humbert. Sta
Idaho DEQ requires about 1000 gpm for this system, so another 0.88 cfs above
* Permit 72-07450 is needed for compliance.

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

David K Humbert - Sta Print
 Signature of Applicant (and title, if applicable)
Round Valley Acres Water Assoc. Inc.

Received by JG Johnston Date 2-2-98 Time 11 am Preliminary check by JG
 Fee \$ 50.00 \$100. Received by JG # 5020871 Date 2-4-98
 Publication prepared by MB Date 2/18/98 Published in Challis Messenger
 Publication approved MB Date 3/18/98

MICROFILMED

JAN 31 2000

72-0 7558

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 72-07558

Reviewed by [Signature]

Date 12-20-99

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?

Other municipal

yes Address same as permit?

yes Proof timely received?

Correct Uses? yes

If not, complete calculation below.

SOURCE OF WATER

 Surface water source

✓ Ground water source

yes Drilling permit required?

no Copy in the file?

Drilling Permit No. 72-93-S-0008-000

200- Amount paid for permit

yes Correct?

no Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?

yes Required?

100- Amount Submitted

yes Installed?

yes Correct?

 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>	<u> </u>
Date proof due	<u> </u>	<u> </u>
No. of days late	<u> </u>	<u> </u>
Priority Date	<u> </u>	<u> </u>
New Priority Date	<u> </u>	<u> </u>

DEFICIENCIES OR ACTION ITEMS

Proof Acceptable

DATA ENTRY

New Address X

Proof Made 11-10-99



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 22, 1999

Round Valley Acres Water
Assn Inc
PO Box 941
Challis ID 83226

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 72-07558

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.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the **SOUTHERN** Regional Office of the department in Twin Falls at (208)736-3033

Sincerely,

JULIE L. YARBROUGH, Administrative Assistant
Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED
JAN 31 2000

Z 269 221 949

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided

Do not use for International Mail

Sent to	
Street & Number	
Post Office, State, & ZIP Code	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	

72-07558
 ROUND VALLEY ACRES WATER ASSOC IN
 PO BOX 941
 CHALLIS ID 83222-0941

Stick postage stamps to article to cover **First-Class postage**, certified mail fee, and charges for any selected optional services (*See front*).

1. If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached, and present the article at a post office service window or hand it to your rural carrier (*no extra charge*).
2. If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, date, detach, and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse **RESTRICTED DELIVERY** on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in item 1 of Form 3811.
6. Save this receipt and present it if you make an inquiry.

102595-99-M-0079

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

72-07558

ROUND VLY ACRES WATER ASSOC

PO BOX 941

CHALLIS ID 83226-0941

MICROFILMED

JAN 31 2000

5. Received By: (Print Name)**6. Signature: (Addressee or Agent)**

X *Shirley J. Pitres*

4a. Article Number**4b. Service Type**

- | | |
|--|---|
| ☐ Registered | ☒ Certified |
| ☐ Express Mail | ☐ Insured |
| ☒ Return Receipt for Merchandise | ☐ COD |

7. Date of Delivery**8. Addressee's Address (Only if requested and fee is paid)**

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
SPS
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

DEPARTMENT OF WATER RESOURCES
1301 N. ORCHARD ST.
BOISE, ID 83706-2237

RECEIVED

NOV 2 - 1999

WA

MICROFILMED
JAN 31 2000

Department of Water Resources



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 18, 1999

ROUND VALLEY ACRES WATER ASSOC INC
PO BOX 941
CHALLIS ID 83226-0941

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 72-07558

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this right were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Groundwater Protection Section located here at this office or our regional office nearest you.

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.

RECEIVED
JAN 31 2000

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

Enclosures

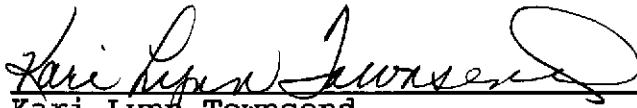
MICROFILMED
JAN 31 2000

CERTIFICATE OF MAILING

I hereby certify that on the 18th day of May, 1999, I mailed
a true and correct copy, postage prepaid, of the foregoing
PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 72-07558

ROUND VALLEY ACRES WATER ASSOC INC
PO BOX 941
CHALLIS ID 83226-0941



Kari Lynn Townsend
Secretary

MICROFILMED
JAN 31 2003

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.

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.

MICROFILMED

JAN 31 2000

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

by *Cindy*No.: 12-07558 Name: Round Valley Acres Water Users Assoc. Date: 5/12/99 Ad OK? ☒ Gvmt Lts: ☒AREA OF CONCERN Source No/Yes: S/C Mor / GWMA / Trust / Non-trustPROTESTED: except 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

- > 1 year - 26A-P17
- ≤ 1 year/no proof - P16

GROUNDWATER: (✓ FLO-CH)

DRILLING PERMIT

- All wells (✓ WDQ3) - 046-P23
- In Basin 34? - 085
- Irr. within WD - P05 (new well location)
- WMD (✓ MAP) - North / East / West
- > 0.24 cfs/5 acres - 067 or No MD (in-stream stock or power)
- ≤ 0.24 cfs/5 acres - No MD
- WMD
- Supp. irr. use only - 065-079 (if GW use SW)-(keep SW)-(GW not primary irr. source)
- Supp. irr. + uses - 100-101
- > 0.24 cfs/5 acres - 01M (report when notified)
- ≤ 0.24 cfs/5 acres - No MD

SURFACE WATER: (✓ FLO-CH) (Surface water that *doesn't sink* is regulated):

- FISH & GAME CONTACTED: - YES / NO; WHEN: _____ RESPONSE: _____
- IN/ABOVE MSF (✓ MAP) - *WB9
- IN-STREAM DEVELOPMENT - P52 (stream channel alteration)
- WD (✓ MAP & LISTING) - R04 (WD # _____)
- > 0.20 cfs - 01J-P08 (MD & LD)
- ≤ 0.20 cfs - 01H-P01 (LD), 01P or No MD (in-stream stock)
- WMD (✓ MAP)
- > 0.24 cfs/5 acres - 067 or No MD (in-stream stock or power)
- ≤ 0.24 cfs/5 acres - No MD
- SPRINGS/SINK, INACTIVE WD & REST OF STATE
- > 0.24 cfs/5 acres - 01M or No MD (in-stream stock or power)
- ≤ 0.24 cfs/5 acres - No MD

RIVER BASINS: (*Surface water):

- Snake R (01) - *W22-P04, NA
- (02/03-irr) - 007 (w/ remark *WB9 if above Weiser), NA
- Payette R (65) - *W22 (regulated uses), 047-P04 (Payette Lake), NA
- Salmon R (70's) - 029 (fish screens), NA
- Weiser R (67) - 086, 087

USE:

- STORAGE (✓ 3 compo.) - 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA
- IRR ≤ 5 acres - R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)
- > 5 acres - R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)
- STOCKWATER - R37 (BLM/USFS); NA
- MINING - 054(req) -081-P10
- FISH PROPAGATION - 029(70's only)-007-042(req)-081 (WQ)-P10
- HEATING/COOLING - R07 (injection well)
- POWER - 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use); 17G (FERC) or 17M (FERC); 18B-P09; >25 cfs-P18

MUNICIPAL

- In restricted area? - ~~022, 075, 084~~ (+memo?) Not in gw restricted area.
- Irr., GW supp. to SW? - 102
- DOMESTIC
- Surface water - *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA
- >1 in rest. area - 071-070
- FIRE PROTECTION - 077

LOCATION:

- BOISE FRONT LOGEO - 058 (<85° GW temp only)
- MITIGATION - 120
- 42-248 AREA - P84 (in 20/30/40/50/60/70/80 (87) basin)
- SWAN FALLS FLAG (✓ Code) -
- Trust - 051-052-053-P74 (Consumptive Uses), NA
- Non-Trust (1) - 048-049 (Consumptive Uses), NA

OWNERSHIP:

- 004 (PD/PU)

OTHER CONDITIONS:

STANDARD REMARKS: ① W32/7 in NENE ② W59/75 4, 6 add \$17 11, 84, 3rd add ③ W60BENEFICIAL USE DUE: 5/1/2000

COMMENTS:

MEMORANDUM

DATE: May 12, 1999
TO: File No. 72-07558
FROM: Cindy Zimmerman *CS*
RE: Application Review

The applicant, Round Valley Acres Water Assoc., Inc., provides a public water supply regulated by DEQ (see 12/11/97 letter) and, therefore, qualifies as a municipal provider under Section 42-202B.(3)(c), Idaho Code. The service area is defined by subdivision plat as Round Valley Acres Addition, Nos. 1, 2, and 3.

The uses identified on the original application are within the definition of "municipal purposes" as defined in Section 42-202B.(4), Idaho Code. Therefore, the water use descriptions should be clarified to reflect "municipal use".

Section 42-202(2) of the Idaho Code states that "an application proposing an appropriation of water by a municipal provider for reasonably anticipated future needs" must be accompanied by documentation related to the service area, planning horizon, etc. This application identifies the time of development to be one year. Therefore, this application should not at any time be interpreted as authorizing an appropriation for reasonably anticipated future needs.

MICROFILMED

JAN 31 2000

MEMORANDUM

Date: May 3, 1999

To: Shelley Keen

From: Jim Johnson

Re: Application 72-07558

Changing the application from domestic and irrigation to municipal use appeals to me. I believe that a subdivision of this size does meet the municipal requirements.

Cindy -

Please process this application. It might be a good idea to find out from RVAWA what has transpired over the past year. Treat the change to municipal use as a clarification of terms, not a change in nature of use.

S.W. Keen
5/12/99

MICROFILMED

JAN 31 2000

MEMORANDUM

DATE: March 30, 1998

TO: Jim Johnson

FROM: Shelley W. Keen *SWK*

RE: Application 72-07558

I need your guidance on this matter.

Round Valley Acres Water Association, Inc., (RVAWA) holds permit 72-07450 for the diversion of 0.45 cfs for in-house domestic use in 98 homes and for an additional 0.90 cfs for the irrigation of 45 acres. The 0.45 cfs rate for in-house domestic use is consistent with our usual rule-of-thumb for 100 homes. RVAWA has now filed application 72-07558 for 0.30 cfs for the irrigation of 15 additional acres and for 0.88 cfs more for the domestic use in the same 98 homes.

For 98 homes and 60 acres, we would not normally expect to see a total combined diversion rate of more than 1.65 cfs, consisting of 0.45 cfs for the domestic use and 1.20 cfs for the irrigation. The reason RVAWA has applied for a combined total of 2.23 cfs is, apparently, DEQ Public Water Systems Rule 01.c.i., which says:

Any public water system constructed after November 1, 1977, shall be capable of providing water for uncontrolled, simultaneous foreseeable irrigation demand, which shall include all cultivable land up to one (1) acre per lot.

According to a 12/11/97 DEQ letter to RVAWA, their "estimate of water necessary to satisfy the uncontrolled, simultaneous foreseeable irrigation demand is 910 gpm", or 2.03 cfs. If, however, the additional application is entirely for irrigation use in accordance with DEQ's rule, then the entire additional rate should be included in the irrigation component on the application and additional information should be provided to justify the portion of the request that exceeds 0.02 cfs per acre. I am concerned, however, by DEQ's emphasis of "foreseeable irrigation demand", which could be more than the amount that gets beneficially used. In fact, the flavor of the application is that RVAWA applied only to comply with DEQ.

Another option is to solicit information to satisfy ourselves that RVAWA satisfies the definition of a municipal provider in I. C. §42-202B(2)(c), then to issue the permit for municipal use, thereby avoiding the question of whether the additional rate is for in-house use or irrigation use. Even with this option, however, we may run into the situation where installed capacity does not reflect beneficial use.

MICROFILMED

JAN 31 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

RECEIVED
MAR 25 1998
DEPARTMENT OF WATER RESOURCES

INITIAL REVIEW BY J. E. Horton DATE 2-4, 1998
APPLICATION NO. 72-07558

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 description; subdivisions, local name, flow &/or volume.)
- ☒ County
- ☒ Quantity (flow &/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, signature of signator is required)
- ☒ Fee
- ☒ Yes ☐ No* In form to receipt

-----PROPOSED PRIORITY DATE
2-4, 1998

ADDITIONAL INFORMATION

- ☒ Overlapping place of use(Describe source & relationship to previous application on the back. Permit 72-07450
- ☒ Overlapping point of diversion. Process-not in monitor/UM
- ☐ Yes ☒ No Field check required
- ☐ Yes ☒ No Field check by _____
- ☐ Yes ☒ No Field report attached
- ☐ Yes ☒ No Critical Ground water 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 trustwater 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 _____, 19____

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

SEND COPIES TO: ☒ Idaho Dept of Health & Welfare ☐ USDI BLM
☐ Idaho Dept of Fish & Game ☐ USFS
☐ Idaho Dept of Lands ☐ Water Dist.
☐ 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 and paper, recorded on App.
☐ Yes ☒ No Protests received
Final date for Protest _____
N/A ☒ Yes ☐ No Protests, dates, resolution of protest, recorded on app.
☒ 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 Memo = 3/24/98

See below for additional information

Date of priority recommended 2/12, 1998
By AD Date 3/25, 1998

STATE OFFICE REVIEW

See below for additional information

By _____ Date _____, 19 ____

ADDITIONAL INFORMATION:

FROM: Allen Merritt *AM*

DATE: March 24, 1998

TO: Application No. 72-07558

In the Name of: Round Valley Acres Water Association

SUBJECT: Review and Recommendation

This applications proposes to develop groundwater for domestic & irrigation use in a subdivision already covered under permit 72-07450.

(Permit 72-07450 has been proved up on, this application provides for hooking a third existing well to the system which increases the total diversion capacity of the system. This application also increases the total irrigated acreage from 45 acres to 60 acres.)

The development is in the Salmon River drainage which is open for groundwater appropriation. I recommend that the application be approved subject to the following conditions:

- Overlap conditions with 72-07450 for total of 98 homes and 60 acres irrigated.
- Similar conditions as 72-07450.
- The water supply system is subject to the Public Drinking Water System Rules.

MICROFILMED

JAN 31 2000

RECEIVED

AFFIDAVIT OF PUBLICATION

MAR 13 1998

State of Idaho, County of Custer, ss: J. W. R. H. Southern F. tion

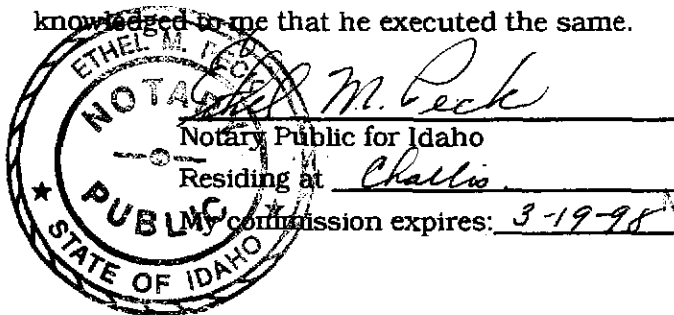
I, Ruth E. Burchill, representing the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2 consecutive weeks, commencing with the issue dated March 5 1998 and ending with the issue dated March 12 1998.

Ruth E. Burchill

STATE OF IDAHO

COUNTY OF CUSTER

On this 12th day of March in the year of 1998 before me, a Notary Public, personally appeared Ruth E. Burchill known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.



NOTICE OF APPLICATION FOR WATER PERMIT

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

ROUND VALLEY ACRES WATER ASSOC. INC.
PO BOX 941
CHALLIS ID 83226

Application for Permit No. 72-07558
Source: groundwater

Diversiou Pt(s): SE1/4SE1/4, S28, T14N, R19E; NE1/4NE1/4, S33, T14N, R19E; Custer County (three existing wells).

Use: 98 Domestic Homes (0.88 cfs)
1/1-12/31

irrigation (0.30 cfs)
4/15-10/15

Total Diversion: 0.88 cfs
In: Domestic use and a total of 15 irrigated acres within SE1/4SE1/4, S28 & NE1/4NE1/4, S33; both T14N, R19E Custer County.
Date Filed: 2/12/98

IDAHO DEPT FISH & GAME
PO BOX 25
BOISE ID 83707

Application for Permit No. 72-07559
Source: Springs tributary to Sinks
Diversiou Pt(s): SE1/4SW1/4NE1/4, S32, T14N, 19E; Custer County.
Use: 1/1-12/31

Recreational Storage (9.0 afa)
In: S1/2NE1/4, S32, T14N, R19E; Custer County
Date Filed: 02/09/98

Any protest against the proposed applications must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before March 23, 1998 to be considered by the Department in its decision to grant or deny any part of the proposed application. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director
Pub: Mar. 5 & 12, 1998.

MICROFILMED

MAR 31 2000

STATEMENT

**Custer Publishing, Inc.**

Phone 879-4445

P.O. Box 405

Challis, Idaho 83226

Dept. of Water
 1341 Fillmore St., Suite 200
 Twin Falls, Id 83301-3380

Job No.	Date	DESCRIPTION	Amount
	3-12-98	Notice of Application for water Permit Permit 3/5+12/98 50 lines 72-07558 OK 72-07559 MB 3/18/98	\$63.25
RECEIVED MAR 13 1998 Idaho Department of Water Resources Southern Region			

A finance charge of 1½ percent (annual percentage rate of 18%) with a minimum charge of 50¢ will be charged to all accounts not paid within 30 days of billing.

MICROFILMED

JAN 31 2000

NOTICE OF APPLICATION FOR
WATER PERMIT

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

ROUND VALLEY ACRES WATER
ASSOC. INC.

PO BOX 941

CHALLIS ID 83226

Application for Permit No. 72-07558

Source: groundwater

Diversion Pt(s): SE1/4SE1/4, S28,
T14N, R19E; NE1/4NE1/4, S33, T14N,
R19E; Custer County (three existing
wells).

Use: 98 Domestic homes (0.88 cfs)

1/1-12/31

OK = irrigation (0.30 cfs)

4/15-10/15

Total Diversion: 0.88 cfs

In: Domestic use and a total of 15
irrigated acres within SE1/4SE1/4, S28
& NE1/4NE1/4, S33; both T14N, R19E
Custer County.

Date Filed: 2/12/98

IDAHO DEPT FISH & GAME

PO BOX 25

BOISE ID 83707

Application for Permit No. 72-07559

Source: Springs tributary to Sinks

Diversion Pt(s): SE1/4SW1/4NE1/4,
S32, T14N, 19E; Custer County.

Use: 1/1-12/31

Recreational Storage (9.0 afa)

In: S1/2NE1/4, S32, T14N, R19E;
Custer County

Date Filed: 02/09/98

Any protest against the proposed
applications must be filed with the
Department of Water Resources,
Southern Region, 1341 Fillmore St.,
Suite 200; Twin Falls, ID 83301
together with a protest fee of \$25.00 on
or before March 23, 1998 to be
considered by the Department in its
decision to grant or deny any part of
the proposed application. The
protestant must also send a copy of the
protest to the applicant.

Karl J. Dreher, Director

Published in The Challis Messenger on
03/05 & 03/12/98.

MICROFILMED

JAN 31 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

February 18, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

CUSTER PUBLISHING CO
PO BOX 405
CHALLIS ID 83226

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

MICROFILMED

JAN 31 2000

NOTICE OF APPLICATION FOR WATER PERMIT

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

ROUND VALLEY ACRES WATER ASSOC. INC.
PO BOX 941
CHALLIS ID 83226

Application for Permit No. 72-07558

Source: groundwater

Diversion Pt(s): SE1/4SE1/4, S28, T14N, R19E; NE1/4NE1/4, S33, T14N, R19E; Custer County (three existing wells).

Use: 98 Domestic homes	(0.88 cfs)	1/1-12/31
irrigation	(0.30 cfs)	4/15-10/15
Total Diversion:	0.88 cfs	

In: Domestic use and a total of 15 irrigated acres within SE1/4SE1/4, S28 & NE1/4NE1/4, S33; both T14N, R19E Custer County.

Date Filed: 2/12/98

IDAHO DEPT FISH & GAME
PO BOX 25
BOISE ID 83707

Application for Permit No. 72-07559

Source: Springs tributary to Sinks

Diversion Pt(s): SE1/4SW1/4NE1/4, S32, T14N, 19E; Custer County.

Use: Recreational Storage (9.0 afa) 1/1-12/31

In: S1/2NE1/4, S32, T14N, R19E; Custer County

Date Filed: 02/09/98

Any protest against the proposed applications must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before March 23, 1998 to be considered by the Department in its decision to grant or deny any part of the proposed application. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in The Challis Messenger on 03/05 & 03/12/98.

MICROFILMED

JAN 31 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

February 18, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

DAVID K HUMBIRD-STOUT PRESIDENT
ROUND VALLEY ACRES WATER ASSOC INC
PO BOX 941
CHALLIS ID 83226

Re: Amended Application for Permit No. 72-07558

Dear Applicant(s):

The changes to your application have been made per your telephone request of 2/12/98. A copy of the amended application is enclosed for your reference.

This office has scheduled advertising of the application in The Challis Messenger for 03/05 & 03/12/98. A period of ten days following the second publication will be allowed for the submittal of protests.

If an 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 an 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.

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

MICROFILMED

JAN 31 2000

**NOTICE OF APPLICATION FOR
WATER PERMIT**

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

JOHN ABATTI &/OR

CAROL ABATTI

HC 68 BOX 290

CLAYTON ID 83227

Application for Permit No. 72-07557

Source: groundwater

Diversion Pt(s): NW1/4SW1/4,
NW1/4SW1/4, S26, T11N, R18E;

Custer County.

Use: stockwater (0.13 cfs) 1/1-12/31

In: NW1/4SW1/4, S26, T11N, R18E;

Custer County

~~Date Filed: 1/30/98~~

**ROUND VALLEY ACRES WATER
ASSOC. INC.**

PO BOX 941

CHALLIS ID 83226

Application for Permit No. 72-07558

Source: groundwater

Diversion Pt(s): SE1/4SE1/4, S28,
T14N, R19E; NE1/4NE1/4, S33, T14N,
R19E; Custer County (three existing
wells).

Use: 1/1-12/31

98 Domestic homes(0.88 cfs)

Total Diversion: 0.88 cfs

In: SE1/4SE1/4, S28; NE1/4NE1/4,
S33; T14N, R19E Custer County

~~Date Filed: 2/4/98~~

Any protest against the proposed
application(s) must be filed with the
Department of Water Resources,
Southern Region, 1341 Fillmore St.,
Suite 200; Twin Falls, ID 83301
together with a protest fee of \$25.00 on
or before March 9, 1998 to be
considered by the Department in its
decision to grant or deny any part of
the proposed application(s). The
protestant must also send a copy of the
protest to the applicant.

Karl J. Dreher, Director

Published in The Challis Messenger on
02/19 & 02/26/98.

*applicant requested change of uses, therefore,
deleted per r/c
to Challis Messenger
on 2/12/98 @ 4:05 p.m.*

MICROFILMED

JAN 31 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

February 11, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

CUSTER PUBLISHING CO
PO BOX 405
CHALLIS ID 83226

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

MICROFILM

JAN 31 2000

NOTICE OF APPLICATION FOR WATER PERMIT

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

JOHN ABATTI &/OR
CAROL ABATTI
HC 68 BOX 290
CLAYTON ID 83227

Application for Permit No. 72-07557

Source: groundwater

Diversion Pt(s): NW1/4SW1/4, NW1/4SW1/4, S26, T11N, R18E; Custer County.

Use: stockwater (0.13 cfs) 1/1-12/31

In: NW1/4SW1/4, S26, T11N, R18E; Custer County

Date Filed: 1/30/98

ROUND VALLEY ACRES WATER ASSOC. INC.
PO BOX 941
CHALLIS ID 83226

Application for Permit No. 72-07558

Source: groundwater

Diversion Pt(s): SE1/4SE1/4, S28, T14N, R19E; NE1/4NE1/4, S33, T14N, R19E; Custer County (three existing wells).

Use: 98 Domestic homes (0.88 cfs) 1/1-12/31

Total Diversion: 0.88 cfs

In: SE1/4SE1/4, S28; NE1/4NE1/4, S33; T14N, R19E Custer County

Date Filed: 2/4/98

Any protest against the proposed application(s) must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before March 9, 1998 to be considered by the Department in its decision to grant or deny any part of the proposed application(s). The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in The Challis Messenger on 02/19 & 02/26/98.

MICROFILM

JAN 31 2000

*applicant requested change
of uses, therefore, deleted per
T/C to Challis Messenger on
2/12/98 @ 4:05 P.M.*



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

February 10, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

TOM BUTTS PRESIDENT
ROUND VALLEY ACRES WATER ASSOC INC
PO BOX 941
CHALLIS ID 83226

Re: Application for Permit No. 72-07558

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office has scheduled advertising the application in The Challis Messenger for 02/19 & 02/26/98. A period of ten days following the second publication will be allowed for the submittal of protests.

If an 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 an 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.

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

MICROFILMED

JAN 31 2000

FEB 04 1998

Department of Water Resources
Southern Region

least semiannually in accordance with IDAPA 16.01.08.550.06.i.

Compliance Status: The dead end east/west 4 inch diameter water main on the north side of the creek has been fitted with a flush valve and the water system flushed.

e. By October 1, 1997, Butts shall complete all work on the drinking water system in accordance with the approved plans and specifications. The drinking water system shall maintain a minimum design working pressure of thirty-five (35) psi and a normal working pressure of sixty (60) psi measured at the consumer's water tap in accordance with IDAPA 16.01.08.552.a.ii. The drinking water system shall also maintain adequate quantity and pressure to provide water for uncontrolled, simultaneous foreseeable irrigation demand in accordance with IDAPA 16.01.08.552.01.c.

Compliance Status: The information obtained from the recorded water system operating pressures is insufficient to determine the status of compliance. Further monitoring will be required during a period of maximum water demand in order to determine if compliance has been achieved.

Using DEQ guidance, our estimate of the quantity of water (Q peak hour) necessary to satisfy the uncontrolled, simultaneous foreseeable irrigation demand is 910 gpm. Per Mr. Hammond's September 30, 1997 letter which states: the total production of water, i.e. all three well operating, is 505 gpm. The system is not constructed to accommodate a regulated rate of irrigation flow.

Since the water system, in its current configuration, can not fulfill the requirements of IDAPA 16.01.08.552.01.c. compliance with paragraph 5.e. has not been achieved.

f. Within thirty (30) days after the completion of construction, as constructed plans and specifications shall be submitted to the Department by an Idaho registered professional engineer in accordance with IDAPA 16.01.08.551.04.c.

Compliance Status: As of this date the as-built plans and specifications of the distribution system have not been received. Mr. Jack Hammond verbally committed to provide the as built plans and specifications postmarked on or before December 19, 1997. As built detail plans and specifications for Well #3 and the up-grade for wells #1 and 2 have been received.

6. In addition, Butts agrees to perform the following and to maintain conditions as necessary:

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