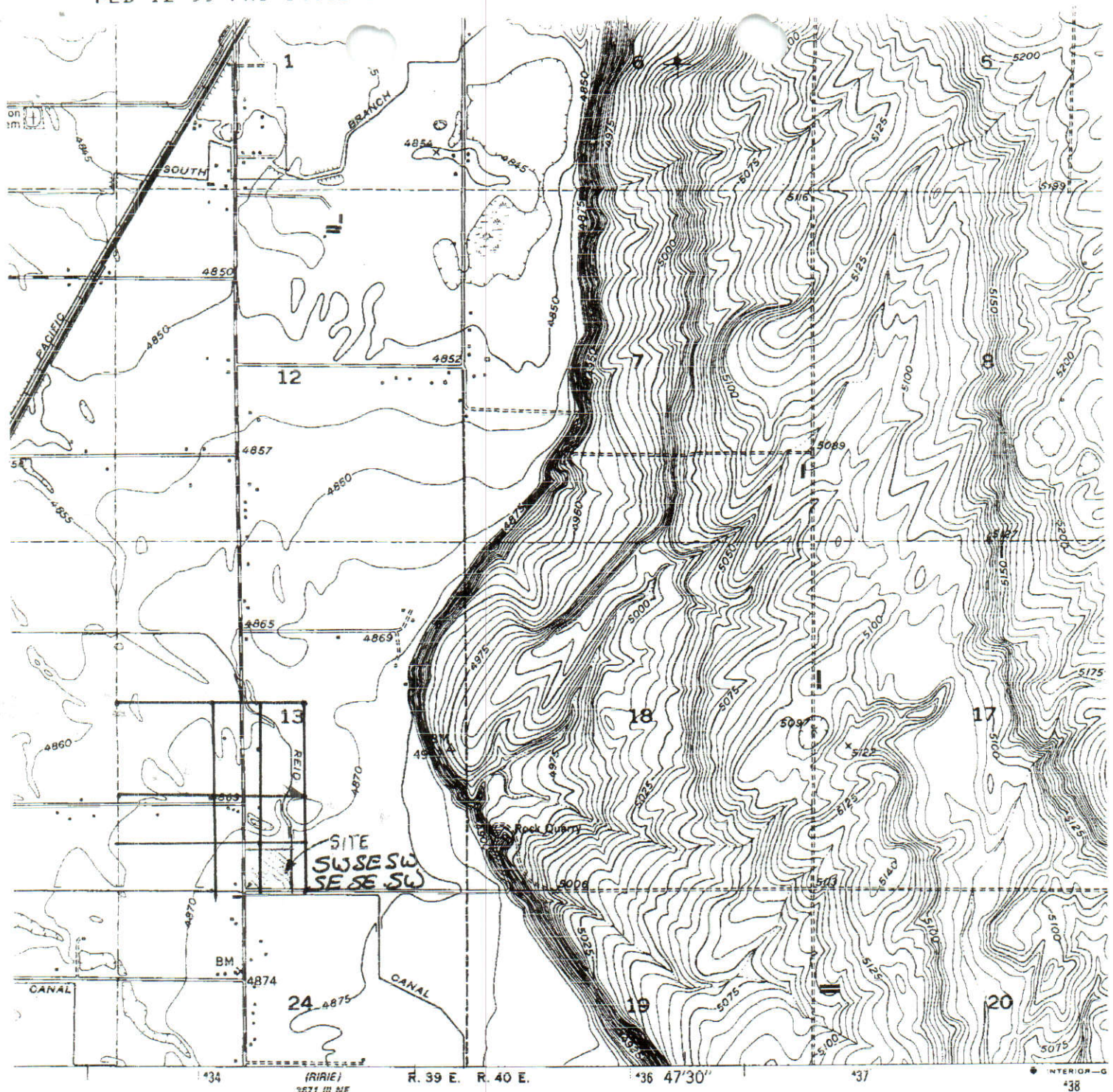




SCALE 1:24 000

1 MILE

1000 0 1000 2000 3000 4000 5000 6000 7000 FEET

1 0.5 0 1 KILOMETER

CONTOUR INTERVAL 5 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929

R
Primary highway, all v
hard surface
Secondary highway, al
hard surface
U. S.

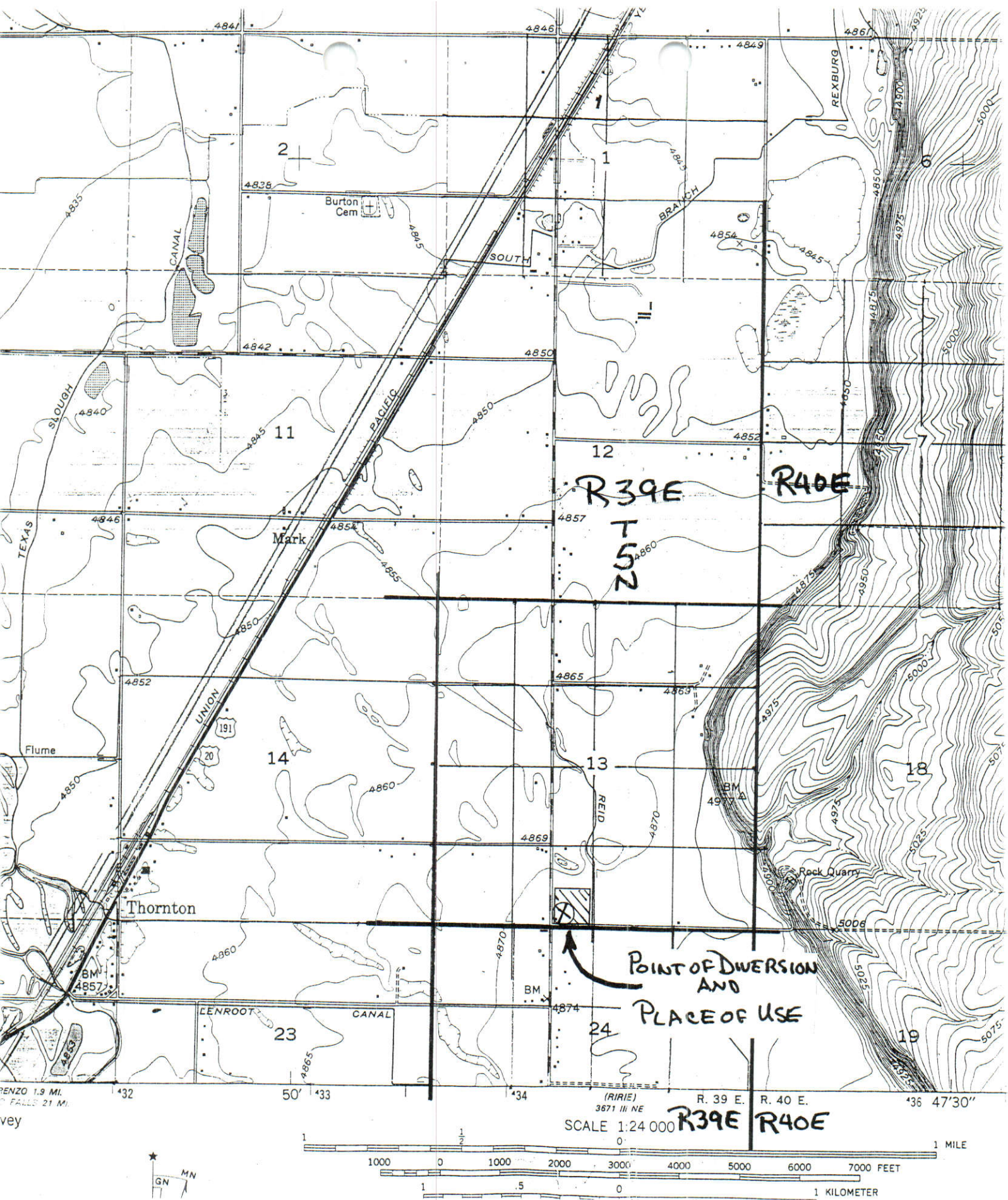


QUADRANGLE LOCATION

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
MADE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

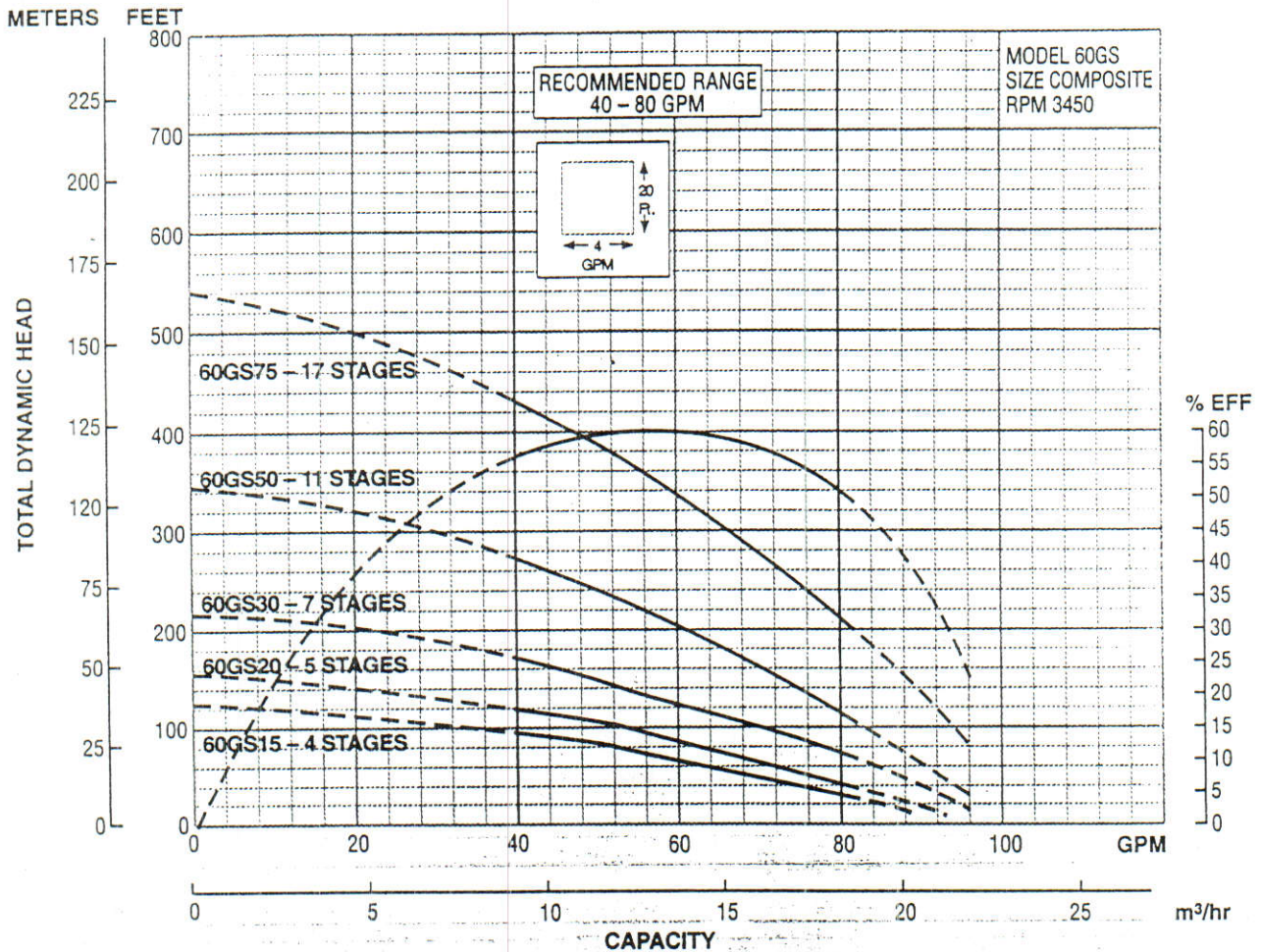
Revisions shown in purple and woodland compiled by the Geol
Survey from aerial photographs taken 1976 and other source
This information not field checked. Map edited 1979

MICROFILMED
MAY 26 1999



22-07805

Model 60GS



SELECTION CHART

Horsepower Range 1½ - 7½, Recommended Range 40 - 80 GPM, 60 Hz, 3450 RPM

Pump Model		HP	PSI	Depth to Water in Feet/Ratings in GPM (Gallons per Minute)																							
				20	40	60	80	100	120	140	160	180	200	240	260	280	300	340	360	380	400	440	460	480	500	540	560
60GS50 X	5	0						79	74	70	66	60	50	44													
		20				78	73	69	63	58	53	48															
		30			77	72	68	62	57	52	47	42															
		40		76	72	67.5	61.5	56	51.5	46.5	40																
		50	75	71.5	67	61	55	51	46																		
		60	71	66.5	60.5	54	50.5	45																			
Shut-off PSI			138	129	121	112	103	95	86	77	69	60	43	34													

PERMIT # 22-07805

22-07805



PLACE OF USE



22-07805

POINTS OF
DIVERSION

FLOW METERS



PUMP HOUSE



22-07805

NORTH WELL

(Photo from DEQ 7-22-99)



Valley Manifested Home Park

97-4-33

(PHOTO FROM DEC 7-12-99)



Pump House

South Well

22-07805

FLOW METERS

(Photo from DEQ)



THE STANDARD JOURNAL
Rexburg, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Madison

I, TERRY T. WEATHERSTON being first duly sworn, depose and say, that I am the printer of THE STANDARD-JOURNAL, a 3 times a week newspaper printed and published 3 times a week at Rexburg, Madison County, Idaho; and I do solemnly swear that the NOTICE APPLICATION WATER RIGHT 22-07805 a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue thereof for TWO consecutive issues, the first publication having been made on MARCH 3, 1999 and the last publication having been made on MARCH 10, 1999.

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

Terry T. Weatherston

STATE OF IDAHO)

COUNTY OF MADISON)

On this 11TH day of MARCH in the year of 1999, before me, a Notary Public, Personally appeared Terry Weatherston, 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.

John C. Butler
Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: May 21, 1999

RECEIVED

APR 01 1999

Department of Water Resources
Eastern Region

NOTICE OF APPLICATION
FOR WATER RIGHT

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

22-07805

GOLDEN VALLEY DEVELOPMENTS
C/O BOYD WITHERS

226 NEZ PERCE

REXBURG, ID 83440

Source: Groundwater.

Diversion Pt: SESESW Sec 13 T 05N
R 39E in Madison County.

Use: Domestic. (0.390 CFS). Total

Diversion: (0.390 CFS)

Date Filed: 2/16/1999

In: Madison County T05N R39E S13
SESW

This is a subdivision well.

Any protest against the proposed application must be filed with the Department of Water Resources, 900 N. Skyline Dr., Ste. A, Idaho Falls, ID 83402, together with a protest fee of \$25 on or before March 22, 1999, 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

Publ. March 3 and 10, 1999SJ.

MICROFILMED

MAY 26 1999

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APR 5 2000

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FOR OFFICE USE ONLY

Amt. of Fee \$: 100.00

Receipt No. 0045700

Receipt By: J. M. H.

Date Received: 4-5-00

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.

- Permit No. 22-07805 Telephone No. (208) 359-6080
- Name(s) of Permit Holder(s): Golden Valley Developments, Inc.
- Mailing Address: c/o Boyd Withers, 246 Nez Perce, Rexburg, Idaho 83440
- Source of Water: Groundwater If **GROUNDWATER** (well), Date Drilled: mo. May / yr. 99
 - Well Driller: Teton Water Works Drilling Permit Number: 22-99-E-0028-000 #1 W
 - OPTIONAL:** 22-99-E-0029-000 #2 W
 - Pump Horsepower: 5HP Pressure (psi): 60 Dynamic pumping level (ft): 20'
- Use(s) (as authorized by the water right permit):

Domestic (No. of households): 53 Stockwater (No. and type of stock): Not applicable

Irrigation (No. of acres): 10 Other: (Surface Water--1 share in Reid Canal Co.)
- Total rate of diversion and/or volume for which proof is submitted: 0.39 cfs OR acre feet
- 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 <u> </u> or No <u>X</u>
Has the measuring device been installed?	Yes <u> </u> or No <u>X</u>
Flow Measurement Port: Is a flow measurement port required?	Yes <u>X</u> or No <u> </u>
Has the measurement port been installed?	Yes <u>X</u> or No <u> </u>
- Fee Enclosed: \$ 100.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
- Person to contact to accompany the Department representative during field examination of the water system.

Name: Boyd Withers Telephone Number: 359-6080

Address: 246 Nez Perce, Rexburg, Idaho 83440
- 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:

Boyd J. Withers
(include your title, if on behalf of company or organization)

Date: 2/28/2000

APR 17 2000

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 22-07805

Proposed Priority: February 16, 1999 Maximum Diversion Rate: 0.39 CFS

This is to certify, that **GOLDEN VALLEY DEVELOPMENTS**
C/O BOYD WITHERS
226 NEZ PERCE
REXBURG ID 83440

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	0.39 CFS
----------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: SESW , Sec. 13, Township 05N, Range 39E
MADISON County

PLACE OF USE: DOMESTIC

TWN RGE SEC

05N 39E 13 SESW

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 domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
6. The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted for irrigation purposes under this domestic right and shall only divert groundwater under this domestic right for irrigation purposes when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. This domestic right shall not be used for irrigation purposes if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.

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MAY 26 1999

State of Idaho
Department of Water Resources

Permit To Appropriate Water

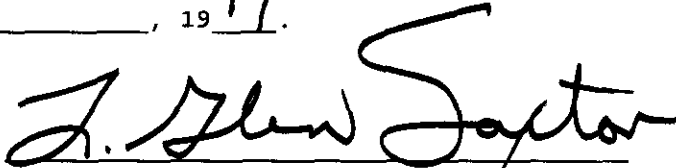
NO. 22-07805

CONDITIONS OF APPROVAL AND REMARKS

9. Two points of diversion are located within SESW, S13, T05N, R39E.
10. Domestic use is for 1 home and 52 mobile homes.

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

12th day of May, 1999.


Karl J. Dreher, Director
for

MICROFILMED
MAY 26 1999

RECEIVED #EDZ4780
\$ 10

FORM 202

2/96

Ident. No.

22-07805

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

MAY 05 1999

1. Name of Applicant Golden Valley Developments - Boyd Withers Phone 359-6080 Department of Water Resources
Mailing address 226 Nez Perce, Rexburg ID 83440
2. Source of water supply Ground Water which is a tributary of N/A
3. Location of point of diversion is Township 5 North Range 39 E Sec. 13 in the SE 1/4, SE 1/4, SW 1/4, Govt. Lot , B.M., Madison County;
additional points of diversion if any: N/A 2 wells per plat. 5/7/99 c3.
4. Water will be used for the following purposes:
- | |
|---|
| Amount <u>25 cfs</u> for <u>Domestic</u> purposes from <u>Jan 1</u> to <u>Dec 31</u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount <u> </u> for <u> </u> purposes from <u> </u> to <u> </u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount <u> </u> for <u> </u> purposes from <u> </u> to <u> </u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount <u> </u> for <u> </u> purposes from <u> </u> to <u> </u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount <u> </u> for <u> </u> purposes from <u> </u> to <u> </u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
5. Total quantity to be appropriated is (a) .39 and/or (b) .25
cubic feet per second acre-feet per annum
6. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source Community Well and
Water System
- 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 100 feet
- d. Is ground water with a temperature of greater than 85°F being sought? no
- e. If well is already drilled, when? N/A; Drilling firm N/A
Well was drilled for (well owner) N/A; Drilling Permit No. N/A
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. 53 Homes
- e. Other; describe fully.

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MAY 26 1999

9. Description of place of use:

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

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	39E	13												D					1

Total number of acres to be irrigated N/A10. Describe any other water rights used for the same purposes as described above. None11. a. Who owns the property at the point of diversion? Applicantb. 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: _____

12. Remarks: _____

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"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.)

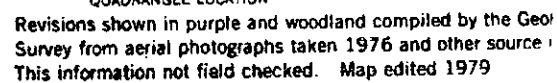
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

J. S. [Signature], Pres.
Boyd J. Withers
 Corp. Sec. / CFO
 Signature of Applicant (and title, if applicable)

Received by [Signature] Date 2-11-99 Time 2:40 PM Preliminary check by DMS
 Fee \$ _____ Received by _____ # _____ Date _____
 Publication prepared by SC Date 3/4/99 Published in Reynoldsburg Standard Journal
 Publication approved [Signature] Date 4/1/99

MICROFILMED

MAY 28 1999



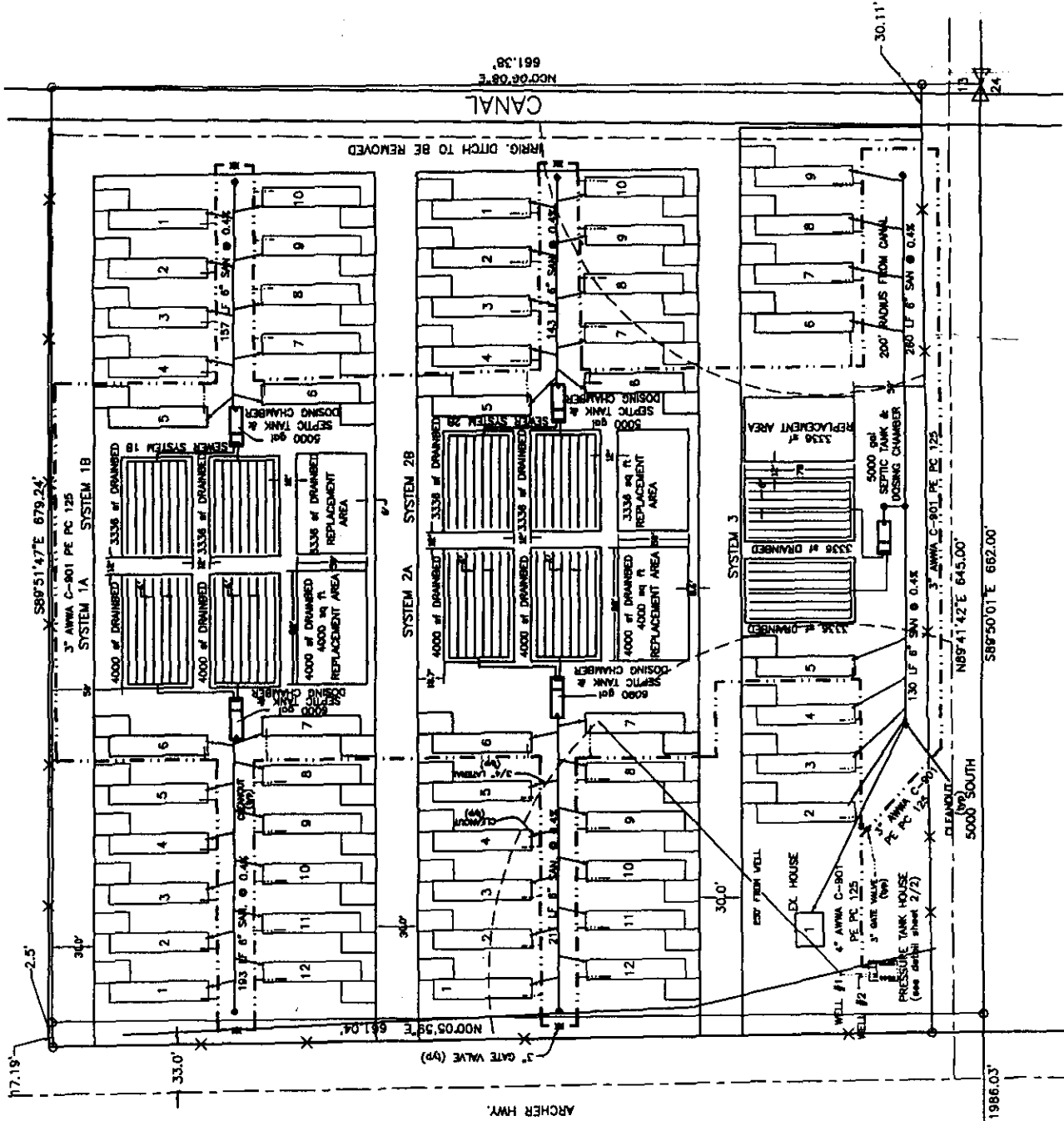
RECEIVED

3 1988

DEQ-IDAHO FALLS

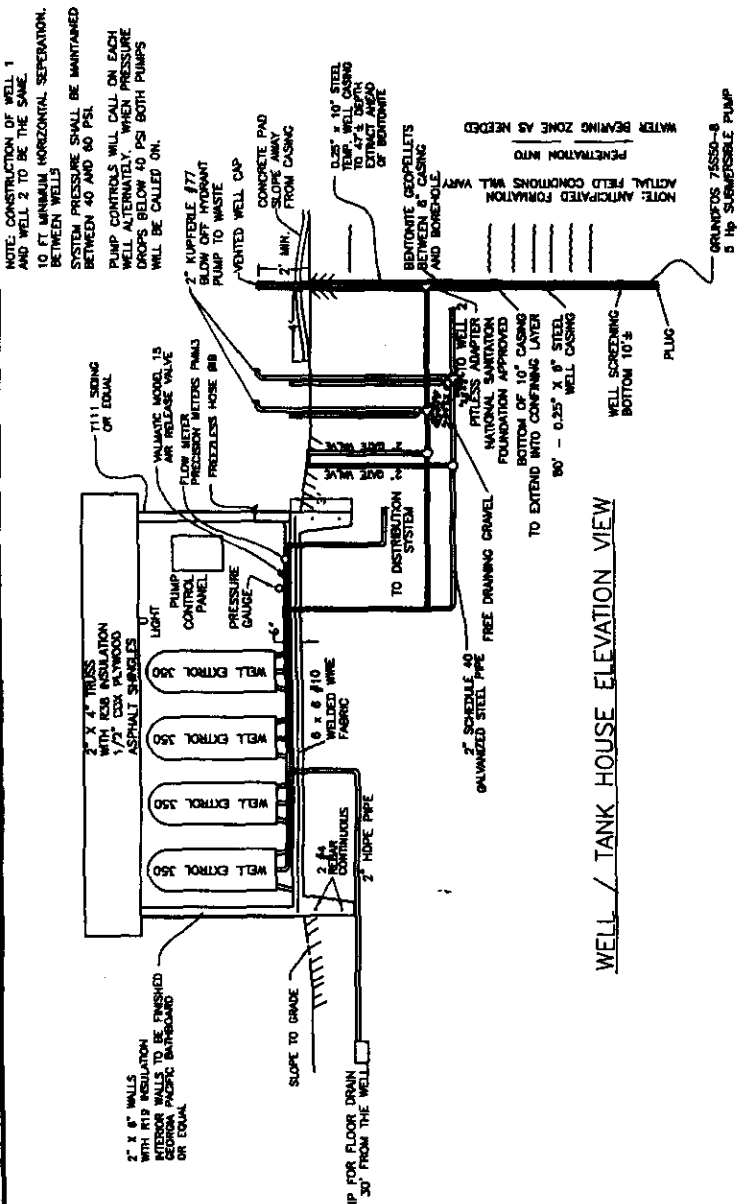
SEC. 13, T5N, R39E, B.M., MADISON CO., IDAHO

SCALE 1" = 50'

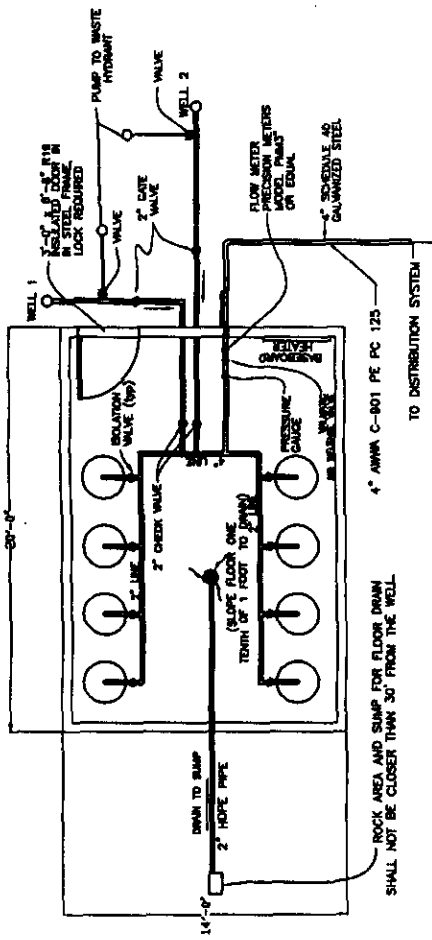


NOTE: WELL CAPACITY: 80 GALLONS PER MINUTE.
WELL DEPTH: 100 FEET.
WELL TO BE CONSTRUCTED TO DAHO DEPARTMENT
OF HEALTH & DIVISION OF ENVIRONMENTAL QUALITY STANDARDS.
WELL SHALL BE 4 INCHES IN DIAMETER AND SHALL BE
PERMANENTLY CEMENTED TO THE WELL.
ALL CONSTRUCTION WILL CONFORM TO DAHO STANDARDS
FOR PUBLIC WORKS CONSTRUCTION.

Butler Engineering and Land Surveying
224 South Shelley, Idaho 83274 Phone 357-3898
PROJECT: GOLDEN VALLE DEVELOPMENTS INC.
MANUFACTURED HOME PARK
WATER / SEWER PLAN
DRAWN BY: [Signature]
DATE: MAR 27, 1987
SHEET NO. 1
REVISION: MAY 4, 1988

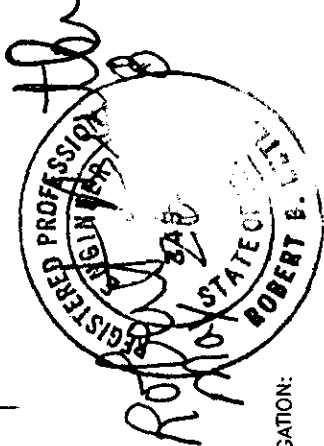


WELL / TANK HOUSE ELEVATION VIEW



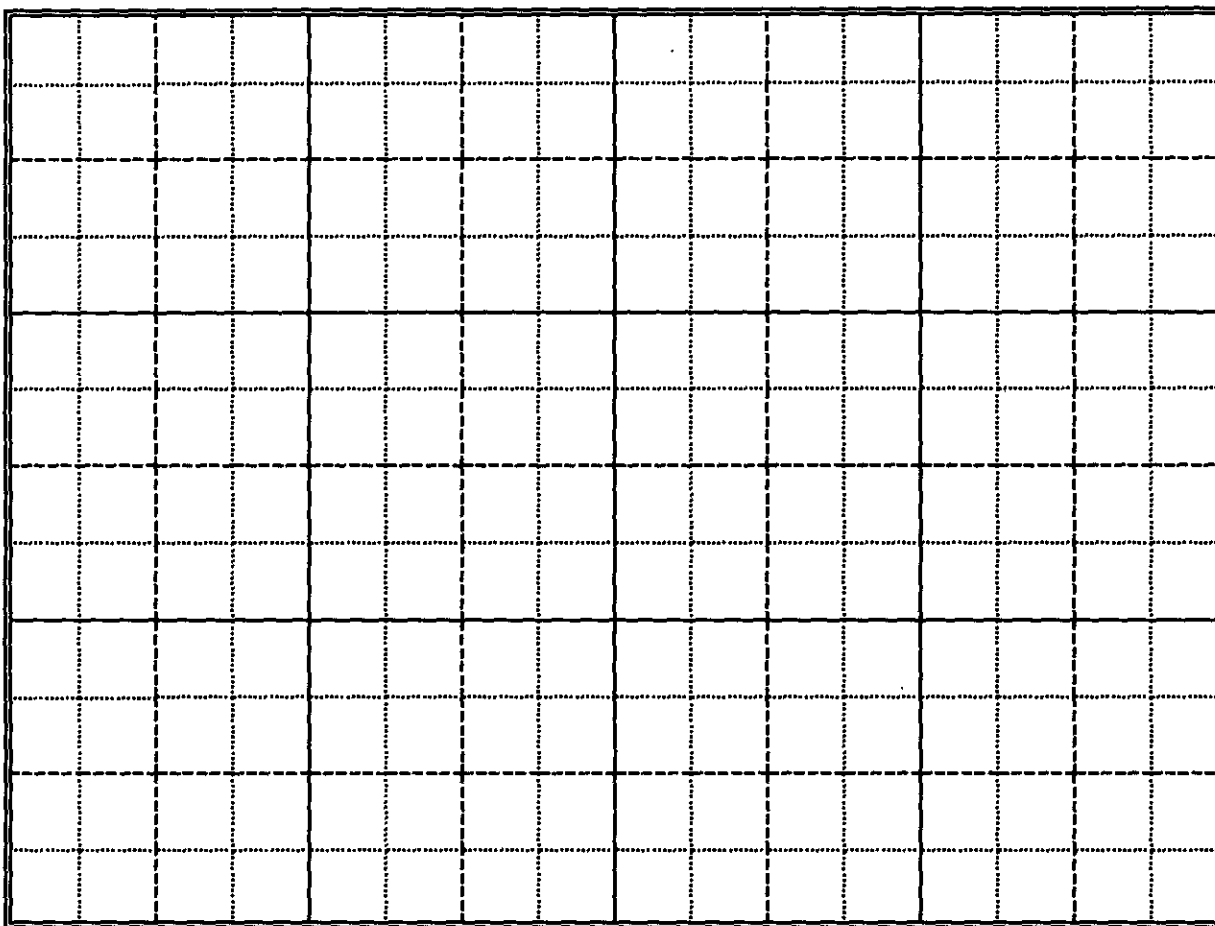
WELL / TANK HOUSE PLAN VIEW

WELL NOTES:
1- AREA = 10 AC.
2- NUMBER OF DWELLINGS = 53
CALC.
53 MANUFACTURED HOMES USING 250 GAL/DAY + IRRIGATION:
 $250 \times 53 \times 10 = 92 \text{ GPM}$
1440



[illegible]

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



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Pump Model

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	60 GS 50 Pump Make	Pump Serial No. or Discharge Size
	Franklin Elect	5	Model # 2821139310	Gould (60GS)	2"
	Franklin Elect	5	"	Gould (60GS)	2"

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Totalizing Meter		ABB	C700	99819652	2"	
Totalizing Meter		ABB	C700	99774710	2"	

2. Measurements: Theoretical

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

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

$$\begin{aligned} Hp &= \text{Horsepower} = \underline{5} \\ Eff &= \text{Efficiency} = \underline{70} \quad (\text{Usually } 70\%) \\ \text{Lift: } &(\text{Static Level} + \text{Assumed Draw down}) \\ &\text{Static Water Level} = \underline{15} \text{ ft.} \\ &\text{Assumed Draw down} = + \underline{10} \text{ ft.} \\ &\text{Lift} = \underline{25} \end{aligned}$$

OR

$$\text{Measured Dynamic Water Level} = \underline{\hspace{2cm}} \text{ ft.}$$

$$psi = \text{Operating Pressure} = \underline{40-60} \text{ psi}$$

@ 52% eff

$$Q_{cfs} = \left[\frac{5}{Hp} \times 8.814 \times \frac{0.70}{eff} \right] \div \left[\frac{25}{Lift} + \left(\frac{40}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\underline{30.85} \right] \div \left[\underline{117.32} \right]$$

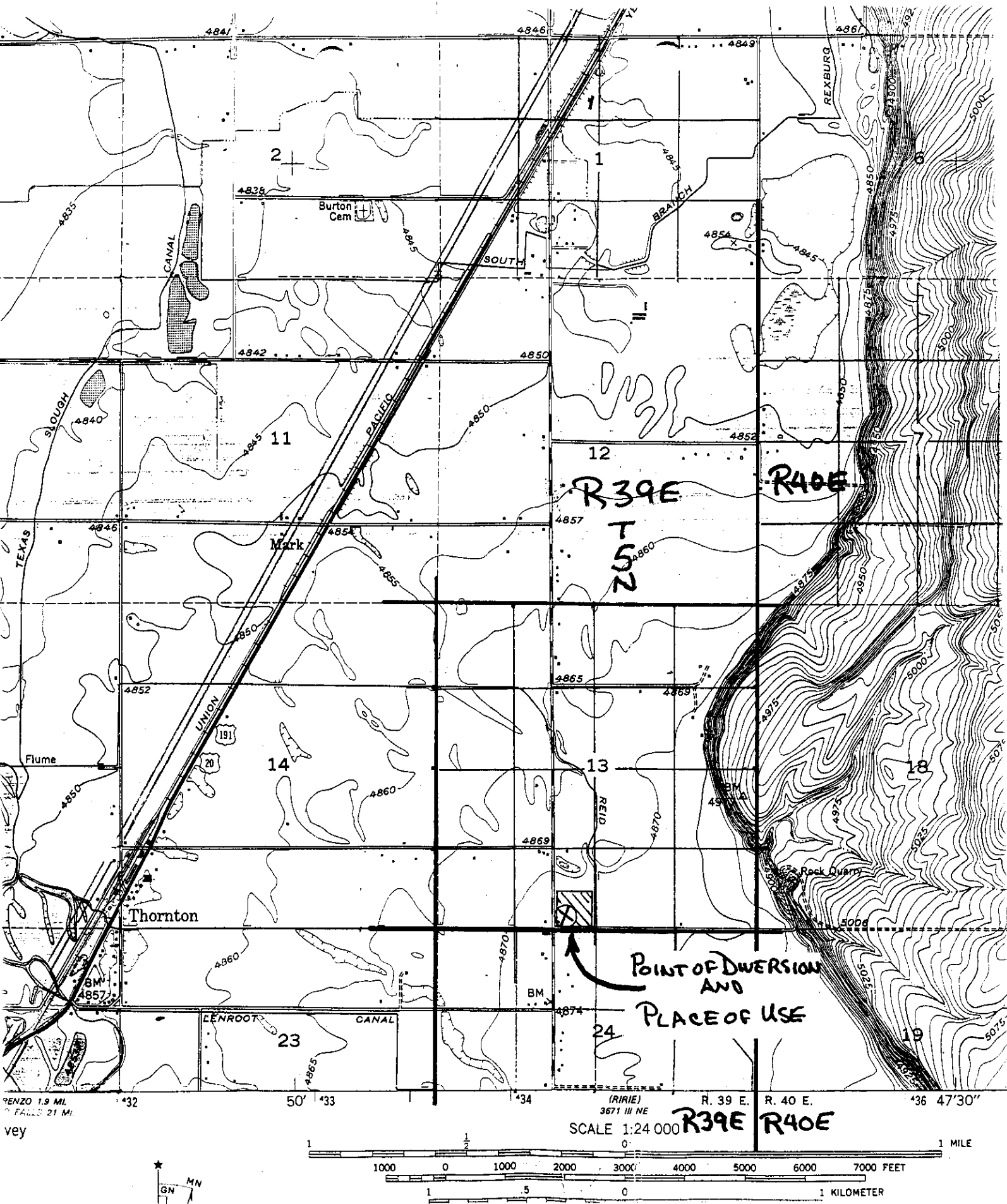
$$Q_{cfs} = \underline{0.26} \text{ cfs}$$

$$Q_{52\%} = 0.195 \text{ cfs} (x2) = 0.39 \text{ cfs}$$

System has two wells Total Discharge =

$$Q = 0.26 \text{ cfs} + 0.26 \text{ cfs} = 0.53 \text{ cfs}$$

PERMIT NO. 22-07805



22-07805

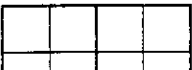
Office Use Only
Inspected by _____
Twp _____ Rge _____ Sec _____
_____ 1/4 _____ 1/4 _____ 1/4
Lat: : : Long: : :

1. WELL TAG NO. D 000-6913 #1
 DRILLING PERMIT NO. 22 49-E-0028-000
 Other IDWR No. 10R# 22-07805

2. OWNER: ⁴⁰
Name Gibben Valley Development Boyd Withers
Address 2216 Nez Pierce
City Roxburg State ID Zip 83840

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.


 Twp. 5 North ☒ or South ☐
 Rge. 39 East ☒ or West ☐
 Sec. 13 SE 1/4 SE 1/4 SW 1/4
 Gov't Lot _____ 10 acres 40 acres 160 acres
 County Madison
 Lat: _____ Long: _____
 Address of Well Site _____
 City _____

Lt. _____ Blk. _____ Sub. Name _____

4. USE:

☐ Domestic ☒ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other

5. TYPE OF WORK check all that apply (Replacement etc.)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	
Bentonite	0	40	950	4" overcore

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) _____

Was drive shoe seal tested? ☐ Y ☐ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
6"	+1	100	250	Steel	☒	☐	☒	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

Perforations	Method
--------------	--------

Screens	Screen Type
---------	-------------

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
						☐	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

1.5 ft. below ground Artesian pressure lb.

Depth flow encountered _____ ft. Describe access port or control devices:

11. WELL TESTS:

☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
100 $\pm$			2 hr

Water Temp. _____ Bottom hole temp. _____

Water Quality test or comments: will need to pump to

Depth first Water Encounter 31

12. LITHOLOGIC LOG: (Describe repairs or abandonment) Water

[illegible]

Completed Depth 100 (Measurable)

Date: Started 5-24-99 Completed 5-26-99

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Company Name **TETON WATER WORKS LLC** Firm No. 506

Firm Official [Signature] Date 6-8-99

and
Driller or Operator [Signature] Date 10-8-99

(Sign once if Firm Official & Operator)

7
DMD

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

Office Use Only
Inspected by _____
Twp _____ Rge _____ Sec _____
_____ 1/4 _____ 1/4 _____ 1/4
Lat: : : Long: : :

1. WELL TAG NO. D 000-16914
 DRILLING PERMIT NO. 22-99-E-0029-000 #2
 Other IDWR No. W-3 # 22-07805

2. OWNER:

Name Golden Valley Development / Boyd White
Address 226 Nez Perce
City Rexburg, ID State ID Zip 83440

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N

E

S

Twp. 5 North ☒ or South ☐

Rge. 39 East ☒ or West ☐

Sec. 13 SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$

Gov't Lot _____ County Madison

Lat: : : Long: : :

Address of Well Site _____

City _____

(Give at least name of road - Distance to Road or landmark)

4. USE:

☐ Domestic ☒ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other

5. TYPE OF WORK check all that apply (Replacement etc.)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other

7. SEALING PROCEDURES

SEAL/FILTER		PACK		AMOUNT	METHOD
Material	From	To	Sacks or Pounds		
Bon-A-Sealite	0	40	950	4" overbore	

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) _____
Was drive shoe seal tested? ☐ Y ☐ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
6"	47	76	280	Steel	☒	☐	☒	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

Perforations _____ Method _____
Screens _____ Screen Type _____

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
						☐	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

15 ft. below ground Artesian pressure lb.
Depth flow encountered ft. Describe access port or
control devices:

11. WELL TESTS:

☐ Pump ☒ Bailer ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
60 +			2 hr

Water Temp. _____ Bottom hole temp. _____

Water Quality test or comments: Need to pump to clean

Depth first Water Encounter, 31

12. LITHOLOGIC LOG: (Describe repairs or abandonment) Water

[illegible]

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

the time the rig was removed.

TETON WATER WORKS LLC

Company Name P.O. BOX 502 Firm No. 506

Firm Official: [Signature] Date: 6-22-99

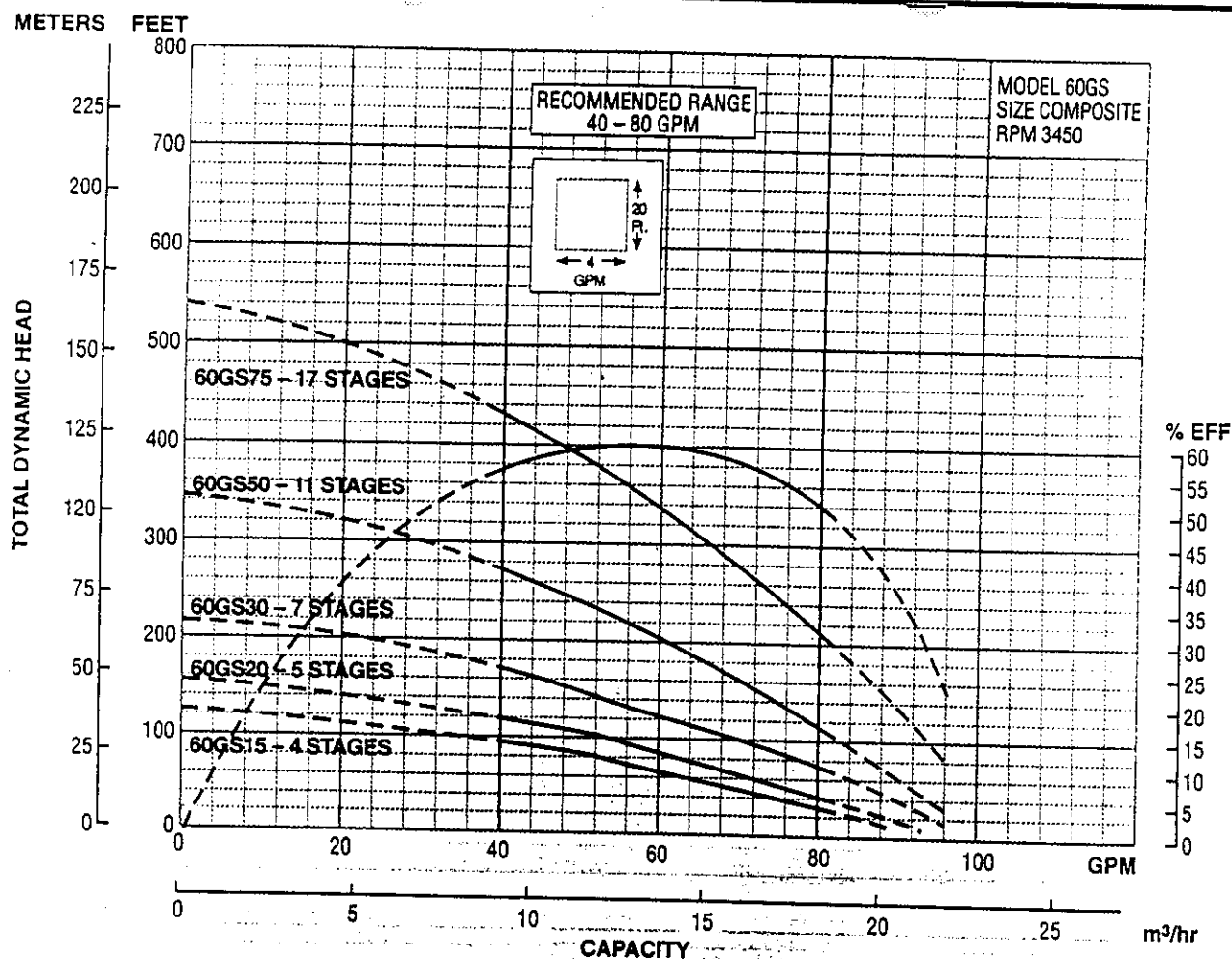
and
Driller or Operator [Signature] Date 11/1/84

(Sign once if Firm Official & Operator)

FORWARD WHITE COPY TO WATER RESOURCES

Model 60GS

 GOULDS PUMPS



SELECTION CHART

Horsepower Range 1½ - 7½, Recommended Range 40 - 80 GPM, 60 Hz, 3450 RPM

Pump Model	HP	PSI	Depth to Water in Feet/Ratings in GPM (Gallons per Minute)																							
			20	40	60	80	100	120	140	160	180	200	240	280	300	340	360	380	400	440	460	480	500	540	560	
60GS50 X	5	0						79	74	70	66	60	50	44												
		20				78	73	69	63	58	53	48														
		30			77	72	68	62	57	52	47	42														
		40		76	72	67.5	61.5	56	51.5	46.5	40															
		50	75	71.5	67	61	55	51	46																	
		60	71	66.5	60.5	54	50.5	45																		
Shut-off PSI			138	129	121	112	103	95	86	77	69	60	43	34												

PERMIT # 22-07805

RECEIVED

3 1998
DEQ-IDAHO FALLS

NOTE: WELL CAPACITY: 90 GALLONS PER MINUTE.
PUMP TO BE SIZED TO PUMP 90 GPM
AFTER HEAD OF DEVELOPED WELL IS ESTABLISHED.

WELL TO BE CONSTRUCTED TO IDAHO DEPARTMENT
OF HEALTH & DIVISION OF ENVIRONMENTAL QUALITY STANDARDS.

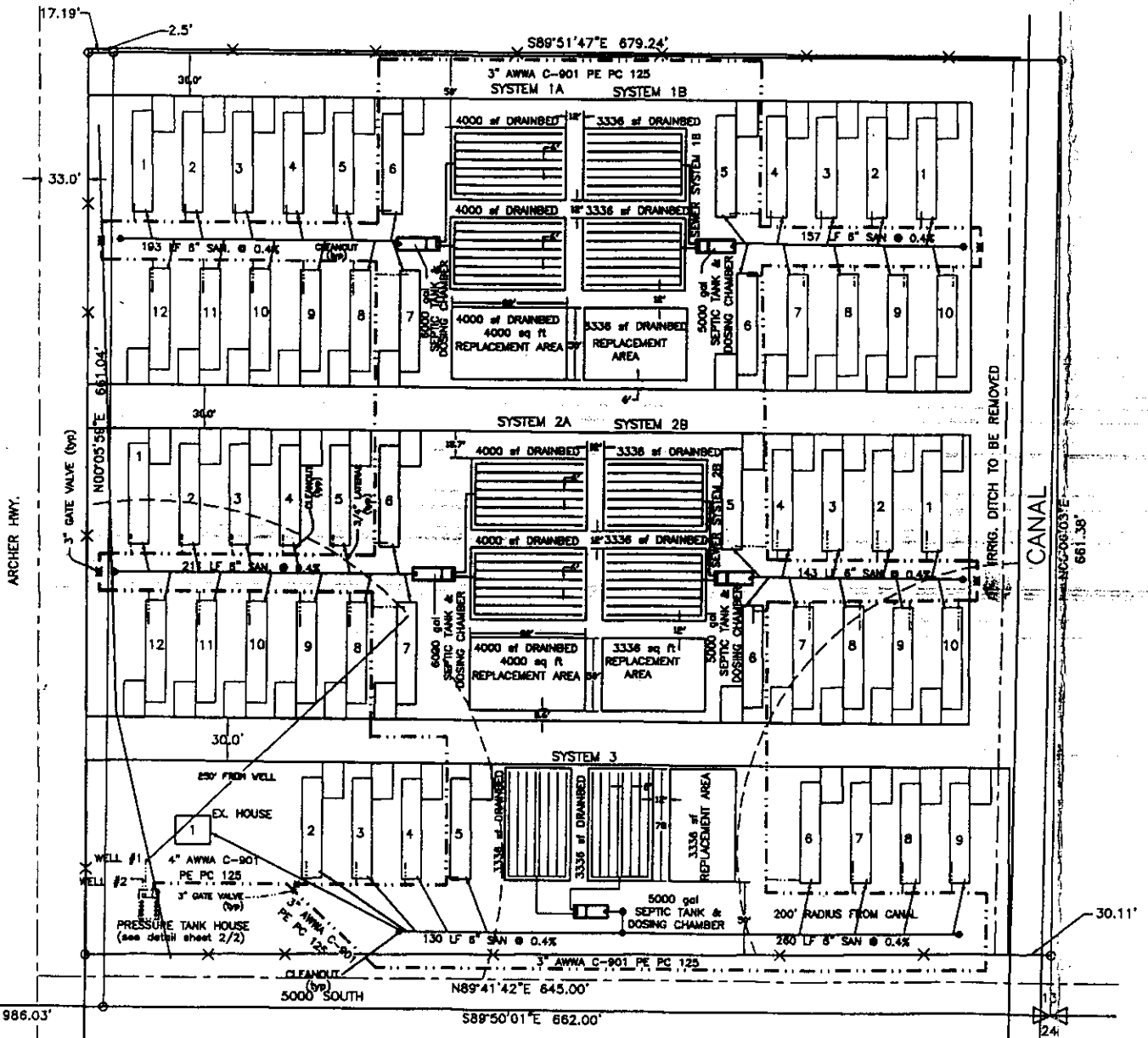
WELL LOT WILL BE FREE OF PIPING AND DRAINAGE
SYSTEMS FOR 50' RADIUS AROUND WELL UNLESS
PERTAINING TO THE WELL.

ALL CONSTRUCTION WILL CONFORM TO IDAHO STANDARDS
FOR PUBLIC WORKS CONSTRUCTION.

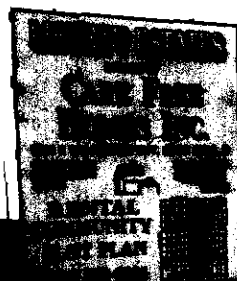
SEC. 13, T5N, R39E, B.M., MADISON CO., IDAHO

SCALE: 1" = 50'

ROCK AREA AND SUMP F
SHALL NOT BE CLOSER THAN 30'

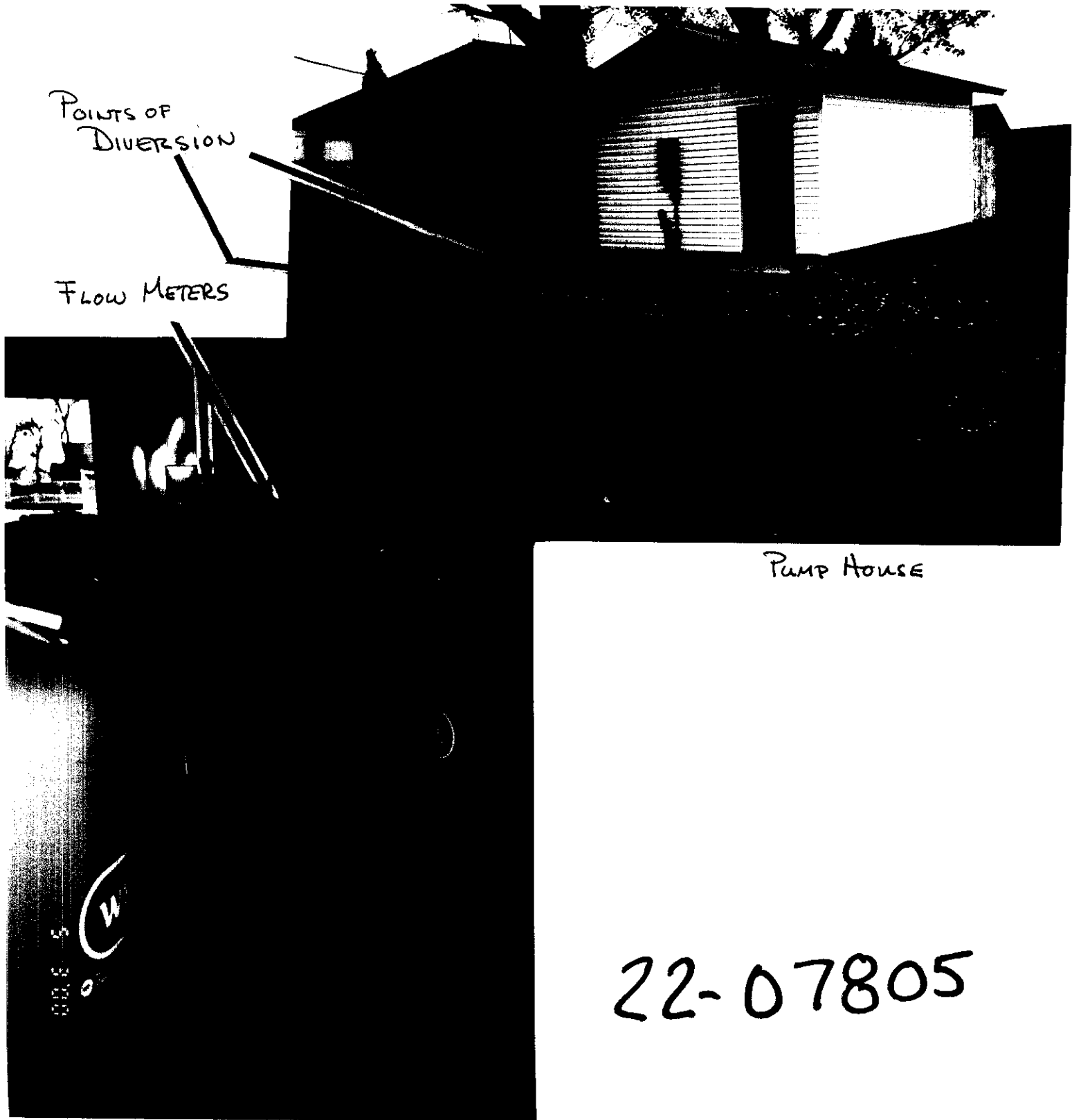


22-07805



PLACE OF USE

22-07805



PUMP HOUSE

22-07805

NORTH WELL

(Photo from DEQ 7-22-99)



Valley Manifest Home Park

97-4-33

(PHOTO FROM DEQ 7-12-99)



FLOW METERS

(Photo from DEQ)



E. NARRATIVE/REMARKS/COMMENTS

Two wells mainline to 8 pressure tanks w/ distribution lines to 52 manufactured home lots and 1 single domestic home.

Note: installing a 10000 gal storage tank for fire protection.

Butler Eng. in Shelley designed system.

FROM SPECIFICATION ON Goulds Pumps Model 60 GS50 Rated for a flow ranged 40-80 gpm for hp range of $1\frac{1}{2}$ - $7\frac{1}{2}$ hp. Best efficiency flow 60 gpm (Note @ 52% efficiency Theoretical flow = 0.195 cfs)
Total @ 2 (0.195 cfs) = 0.39 cfs

From Engineering report system will operate 40-60 psi with both pumps operating when system reaches 40 psi

Maximum irrigation < $\frac{1}{2}$ ac / Domestic unit

Manufactured Home park $(679.24' \times 661.38' = 449235.7 \text{ ft}^2 = 10.3 \text{ ac})$

10.3 ac includes roads; manufactured homes @ 53 units

$10.3 \text{ ac} / 53 = 0.19 \text{ ac/home}$ (less than $\frac{1}{2}$ ac/home)

PLACE OF USE AKA LIBERTY ESTATES

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

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

*Theoretical = 0.53 cfs**QUANTIFIED BY PERMIT = 0.39 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:***VOL DOMESTIC: = 1.2 (53) = 63.6 afa***H. RECOMMENDATIONS****1. Recommended Amounts**

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Domestic (53 units)</i>	<i>1/1</i>	<i>12/31</i>	<i>0.39</i>	<i>63.6</i>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<i>0.39</i>	<i>63.6</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 *KATH C. WILSON* Date *5/4/2000*

Reviewer _____ Date _____

SEAL



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 10, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GOLDEN VALLEY DEVELOPMENTS INC
C/O BOYD WITHERS
266 NEZ PERCE
REXBURG ID 83440

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 22-07805

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 Eastern Regional Office of the department in Idaho Falls at (208) 525-7161.

Sincerely,

Deborah Drew-Ellis
Administrative Assistant
Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

APR 17 2000

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 22-07805 Reviewed by D. Ellis Date 4/10/00

GENERAL CONSIDERATIONS

TYPES OF USE

Yes Name same as permit?
No Address same as permit?
Yes Proof timely received?
If not, complete calculation below.

Domestic / Community Well
for 53 Homes
Correct Uses? _____

SOURCE OF WATER

_____ Surface water source

✓ Ground water source

Yes Drilling permit required?
Yes Copy in the file? Drilling Permit No. 22-99-E0028-000 &
\$200 Amount paid for permit(s) Yes Correct? 22-99-E0029-000
Yes Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

Yes Required?
\$100 Amount Submitted
Yes Correct?

No Required?
No Installed?
_____ Waiver requested?

PRIORITY CALCULATION

Date proof received 4/5/00
Date proof due 5/1/2000
No. of days late 0 = _____
Priority Date _____ + _____
New Priority Date _____

DEFICIENCIES OR ACTION ITEMS

None, acknowledge proof of ben. use.

DATA ENTRY

New Address 226 266 Nez Perce Proof Made 4/5/2000

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No:

0048700

Date:

Time: 4:52:00
14:46:35

Received

From: GOLDEN VALLEY DEVELOPMENT

Type of Payment

Program A cct

Amount

BENEFICIAL USE # 22-07805

56104

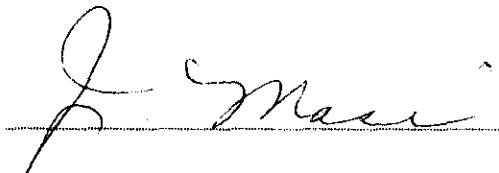
229 21 1155

100.00

Total \$ 100.00

CHECK 486

Region: STATE

Signature: 

MICROFILMED

APR 17 2000

February 28, 2000

GOLDEN VALLEY DEVELOPMENTS
C/O BOYD WITHERS
226 NEZ PERCE
REXBURG ID 83440

PROOF DUE NOTICE

RE: PERMIT NO. 22-07805

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 May 1, 2000.

(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.

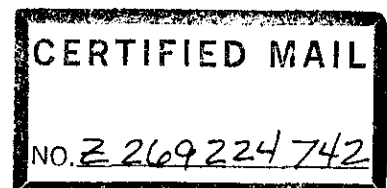
SINCERELY,

DEBORAH DREW-ELLIS
Administrative Assistant

Enclosures

MICROFILMED

APR 17 2000



Ident. No. 22-99-E-0028-000
Well Tag No. D0006913
Water Right No. 22-07805

RECEIVED

MAY 26 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR DRILLING PERMIT

1. Name: GOLDEN VALLEY DEVELOPMENTS
Address: C/O BOYD WITHERS
226 NEZ PERCE
REXBURG ID 83440

O

Department of Water Resources

2. Proposed Well Location: Township 05N, Range 39E, Sec. 13, SESESW
MADISON County

3. Proposed Use of Well: Non-Domestic Municipal

4. Well Construction Information:

- A. NEW WELL
 - B. Proposed Surface Diameter 6 In. Proposed Maximum Depth 80 Ft.
 - C. Anticipated Bottom Hole Temperature: 85 F or less (Cold water well)
- (NOTE: Construction diagrams and/or other information may be requested for monitor, low temperature geothermal, municipal and artesian wells.)

5. Construction Start Date: 5/24/1999

6. Anticipated Well Driller: TETON WATER WORKS (No. 0506)

NOTE: The actual well driller must be identified to IDWR prior to drilling commencement.

7. Applicant's Signature *Fuller* Date 5/21/99

Title *Driller*
(Owner, Firm Representative, Other)

Fee \$ 200.00 Received by DN No. E025008 Date May 21, 1999

MICROFILMED

APR 17 2000

(Continued)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
DRILLING PERMIT APPROVAL CONDITIONS

1. Name: GOLDEN VALLEY DEVELOPMENTS O
Address: C/O BOYD WITHERS
226 NEZ PERCE
REXBURG ID 83440
2. Proposed Well Location: Township 05N, Range 39E, Sec. 13, SESESW
MADISON County

ACTION OF THE DEPARTMENT OF WATER RESOURCES
This permit is APPROVED Date: 5/21/1999

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY!

CONDITIONS OF APPROVAL:

1. This drilling permit is valid for two (2) months from the approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required prior to construction of this well. The local Health Department should be contacted for septic tank/drainfield locations. Domestic wells must not be drilled closer than 100' from any drainfield and 50' from any septic tank. Public Water Supply wells must not be drilled closer than 100' from any drainfield or septic tank.
3. 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.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85 Degrees F (29.44 oC) or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. The well tag for the drilling permit/start card shall be securely and permanently attached to the well casing through welding or by the use of four closed end domed stainless steel pop rivets. The tag attachment will be done at the time of completion of the well, and prior to removing the drill rig from the drill site.

(Continued)

MICROFILMED

APR 17 2000

CONDITIONS OF APPROVAL:

9. THIS WELL WILL BE CONSTRUCTED ACCORDING TO THE WELL DESIGN APPROVED BY D.E.Q. AND THE ENGINEER. ANY CHANGES IN CONSTRUCTION MUST BE APPROVED BY D.E.Q. AND THE ENGINEER PRIOR TO IMPLEMENTATION.

Dennis M. Dunn
Signature of Authorized Dept. Representative

Sr. Water Resource Agent
Title

MICROFILMED

APR 17 2000

Ident. No. 22-99-E-0029-000
Well Tag No. D0006914
Water Right No. 22-07805

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR DRILLING PERMIT

RECEIVED

MAY 26 1999

Department of Water Resources

1. Name: GOLDEN VALLEY DEVELOPMENTS
Address: C/O BOYD WITHERS
226 NEZ PERCE
REXBURG ID 83440

2. Proposed Well Location: Township 05N, Range 39E, Sec. 13, SESESW
MADISON County

3. Proposed Use of Well: Non-Domestic Municipal

4. Well Construction Information:

- A. NEW WELL
 - B. Proposed Surface Diameter 6 In. Proposed Maximum Depth 80 Ft.
 - C. Anticipated Bottom Hole Temperature: 85 F or less (Cold water well)
- (NOTE: Construction diagrams and/or other information may be requested for monitor, low temperature geothermal, municipal and artesian wells.)

5. Construction Start Date: 5/24/1999

6. Anticipated Well Driller: TETON WATER WORKS (No. 0506)
NOTE: The actual well driller must be identified to IDWR prior to drilling commencement.

7. Applicant's Signature [Signature] Date 5/31/99
Title Driller
(Owner, Firm Representative, Other)

Fee \$ 200.00 Receipted by DW No. E025008 Date May 24, 1999

MICROFILMED
SEP 17 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
DRILLING PERMIT APPROVAL CONDITIONS

1. Name: GOLDEN VALLEY DEVELOPMENTS
Address: C/O BOYD WITHERS
226 NEZ PERCE
REXBURG ID 83440

O

2. Proposed Well Location:) Township 05N, Range 39E, Sec. 13, SESESW
MADISON County

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This permit is **APPROVED**

Date: 5/21/1999

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6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85 Degrees F (29.44 oC) or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
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(Continued)

MICROFILMED

APR 17 2000

CONDITIONS OF APPROVAL:

9. THIS WELL WILL BE CONSTRUCTED ACCORDING TO THE WELL DESIGN APPROVED BY D.E.Q. AND THE ENGINEER. ANY CHANGES IN CONSTRUCTION MUST BE APPROVED BY D.E.Q. AND THE ENGINEER PRIOR TO IMPLEMENTATION.

Dennis M. Dunn

Signature of Authorized Dept. Representative

Sr Water Resource Agent

Title

MICROFILMED

APR 17 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 13, 1999

GOLDEN VALLEY DEVELOPMENTS
C/O BOYD WITHERS
226 NEZ PERCE
REXBURG ID 83440

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 22-07805

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.

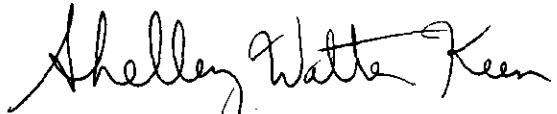
The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this right were drilled or deepened after July 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.

MAY 26 1999

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

MICROFILMED

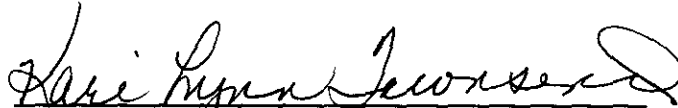
MAY 26 1999

CERTIFICATE OF MAILING

I hereby certify that on the 13th 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. 22-07805

GOLDEN VALLEY DEVELOPMENTS
C/O BOYD WITHERS
226 NEZ PERCE
REXBURG ID 83440


Kari Lynn Townsend
Secretary

MICROFILMED

MAY 26 1999

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

MAY 26 1999

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

by *Cindy Sten*No.: 22-07805 Name: Golden Valley Dev. Date: 5/7/99 Ad OK? ☒ / Gvmt Lts: ☒

AREA OF CONCERN: - No/Yes: ESRP Mor / GWMA / Trust / Non-trust w/in aquifer
 PROTESTED: - 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) - 065
 In Basin 347 - P05 (new well location)
 Irr. within WD - North / East / West
 WMD (✓ MAP) - 067 or No MD (in-stream stock or power)
 > 0.24 cfs/5 acres - No MD
 ≤ 0.24 cfs/5 acres
 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 - 065 (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 - P62 (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 (FERG); 18B-P09; >25 cfs-P18

MUNICIPAL

In restricted area? - 022, 075, 004 (+memo?)
 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 - 077

FIRE PROTECTION

- 077

LOCATION:

BOISE FRONT LOGEO - 058 (<85° GW temp only)
 MITIGATION - 120
 42-248 AREA - P64 (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 W01/53 ② W32/2 ③ 100 ④ 101
 BENEFICIAL USE DUE: 5/1/2000

COMMENTS:

MEMORANDUM

DATE: May 11, 1999
TO: File No. 22-07805
FROM: Cindy Zimmermann³.
SUBJECT: Telephone Conversation

Today, I talked with Boyd Withers of Golden Valley Developments. Mr. Withers confirmed that Reid Canal Co. has been historically used on the land he plans to turn into a mobile home park. Mr. Withers did not think that they wanted to use the canal water in the future because of possible contamination and problems with a pressurized irrigation system. Mr. Withers was going to have his engineer call me to clarify their stance.

Robert Butler of Butler Engineering called me. I explained to him the usual conditioning on permits for multiple domestic use in the moratorium area to require the continued use of surface water in conjunction with groundwater diverted for irrigation. Mr. Butler acknowledged that they had not originally intended to use the Reid Canal Co. irrigation water but thought that they could work with the department's conditions.

MICROFILMED
MAY 26 1999

* Include comment re advertising
that this is a subdivision well

Dist. for staffing
Submitted for advertising 2-17-99

Form No. 202
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATIONS FOR PERMIT ANALYSIS PERMIT

RECEIVED

MAY 05 1999

Golden Valley Development

INITIAL REVIEW BY ONE DATE 2-17-99 APPLICATION NO. 22-07805

Department of Water Resources

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 signatory is required)
☒ Fee
☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- NO Overlapping place of use (Describe source & relationship to present application on the back.)
NO 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 Copy of approved plat - Applicants will forward

Date Requested _____

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 DEQ - already sent

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 3/22/99
☒ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☐ Yes ☒ No Access port required
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what Dist. _____
☐ Yes ☒ No Special conditions of approval or cover letter below.

Date of priority recommended 2-10-1999
By: [Signature] Date: 4-30-99
STATE OFFICE REVIEW

By _____ Date: _____
ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from

_____ City	_____ Idaho Fish & Game	_____ Irrigation Dist.
_____ County	_____ Idaho Health & Welfare	_____ Canal Company
_____ Reservations	_____ Div. of Environment	_____ Other

Project impacts/implications report

COMMENTS

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

April 30, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Mr. & Mrs. Blaine Smith
2082 W 5200 S
Rexburg ID 83440

RE: Withdrawal of protest on Application of Permit No. 22-07805

Dear Protestants:

This Department has received your withdrawal of protest against the application of Golden Valley Developments.

If you have any questions, please call our office.

Sincerely,

Harold W Jones
Water Rights Supervisor

HWJ/sc

MICROFILMED

MAY 26 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

April 30, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

**GOLDEN VALLEY DEVELOPMENTS
C/O BOYD WITHERS
226 NEZ PERCE
REXBURG ID 83440**

RE: Withdrawal of protest on Application of Permit No. 22-07805

Dear Sir:

This Department has received a withdrawal of protest from Mr. & Mrs. Blaine Smith, Ms. Aldean Smith and Mr. and Mrs. Jay Hobley.

Our office will continue to process your application.

If you have any questions, please call our office.

Sincerely,

**Harold W Jones
Water Rights Supervisor**

HWJ/sc

MICROFILMED

MAY 26 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

April 30, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Ms. Aldean Smith
4733 S 2000 W
Rexburg ID 83440

RE: Withdrawal of protest on Application of Permit No. 22-07805

Dear Protestants:

This Department has received your withdrawal of protest against the application of Golden Valley Developments.

If you have any questions, please call our office.

Sincerely,

A handwritten signature in cursive script that reads "Harold W. Jones".

Harold W Jones
Water Rights Supervisor

HWJ/sc

MICROFILMED
MAY 26 1999



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

April 30, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Mr. and Mrs. Jay Hobley
4983 S 2000 W
Rexburg ID 83440

RE: Withdrawal of protest on Application of Permit No. 22-07805

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This Department has received your withdrawal of protest against the application of Golden Valley Developments.

If you have any questions, please call our office.

Sincerely,

Harold W Jones
Water Rights Supervisor

HWJ/sc

MICROFILMED

MAY 26 1999

APRIL 27, 1999

HAROLD JONES
DEPARTMENT OF WATER RESOURCE BOARD
900 NORTH SKYLINE DRIVE
IDAHO FALLS ID 83402

RECEIVED
APR 29 1999
Department of Water Resources
Eastern Region

Dear Mr. Jones:

We feel a great dis-service has been given to our Lyman Community. We have received a letter with threatening innuendoes, of which you have a copy.

We feel that the Department of Water Resources has not been willing to help us in any way. Why were we put on notice by the law offices of Smith and Hancock instead of by a response from your office? It seems if matters had been handled correctly the Water Resource Board would have made the request to have the name of our attorney and witnesses.

Our filing of this protest was made in good faith and with great concern for our future.

We will withdraw our protest to the GVD Wells, not because we feel it is just, or the correct thing to do. But due to circumstances beyond our control.

We hope you are now pleased.

Sincerely,

Mr and Mrs Blaine Smith
2082 West 5200 South
Rexburg Id 83440

Blaine Smith

Ms Aldean Smith
4733 South 2000 West
Rexburg Id 83440

Aldean Smith

Mr and Mrs Jay Hobley
4983 South 2000 West
Rexburg Id 83440

Jay Hobley

RECORDED
MAY 26 1999

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO**

**IN THE MATTER OF APPLICATIONS)
FOR PERMIT NO. 22-07805)
IN THE NAME OF)
GOLDEN VALLEY DEVELOPMENTS)**

**NOTICE OF
HEARING**

On February 16, 1999, Golden Valley Developments filed with the Department of Water Resources Application for Permit No. 22-07805. The application was protested by Blaine Smith, Aldean Smith and Jay Hobley.

**THE DEPARTMENT HAS NOW SCHEDULED THE MATTER FOR
HEARING ON MAY 11, 1999, AT 9:00 A.M., IN THE IDWR CONFERENCE
ROOM IN IDAHO FALLS ID.**

The hearing will be held in accordance with the provisions of the adopted Rules of Procedure of the Department of Water Resources. A copy of the rules may be obtained from the Department upon request. The presiding officer at the hearing will be L. Glen Saxton.

If you plan to offer exhibits for the record, note that IDAPA Rule of Procedure 37.01.01606 requires that you provide a copy of exhibits to each party and to the presiding officer.

The hearing will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the hearing, please advise the Department within ten (10) days prior to the hearing.

Dated this 26th day of April 1999.


RONALD D. CARLSON
Regional Manager

PERMIT - NOTICE OF HEARING

CERTIFICATE OF SERVICE

I hereby certify that on the 26th day of April, 1999, I mailed a true and correct copy, postage prepaid, of foregoing **NOTICE OF HEARING** to the following:

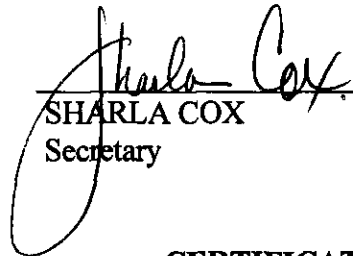
Boyd Withers
266 Nez Perce
Rexburg ID 83440

Jay Hobley
4983 S 2000 W
Rexburg ID 83440

Blaine Smith
2082 W 5200 S
Rexburg ID 83440

JD Hancock
30 S 2nd West
Rexburg ID 83440

Aldean Smith
4733 S 2000 W
Rexburg ID 83440



SHARLA COX
Secretary

CERTIFICATE OF SERVICE

Law Offices of
SMITH & HANCOCK

30 South 2nd West
Post Office Box 427
Rexburg, Idaho 83440
(Office) 208-356-5493 (Fax) (208) 356-5496

Mary Smith

J. D. Hancock

March 31, 1999

Mr. and Mrs. Blaine Smith
2982 West 5200 South
Rexburg, Idaho 83440

Ms. Aldean Smith
4733 South 2000 West
Rexburg, Idaho 83440

Mr. and Mrs. Jay Hogley
4983 South 2000 West
Rexburg, Idaho 83440

RECEIVED

APR 02 1999

Department of Water Resources
Eastern Region

Dear Smiths and Hogleys:

The members of the Board of Directors of Golden Valley Developments, (Que Hansen, Boyd Withers and J. D. Hancock) have attempted to contact you by telephone to set up an informal meeting where we can discuss the objections you may have to the proposed wells being drilled at the Liberty Park Mobile Home Development on 2000 West.

As we have indicated, we are willing to meet with you at your homes or any other place mutually convenient along with the well driller to describe and discuss in detail what is proposed as far as the culinary wells for this development.

Harold Jones of the Idaho Department of Water Resources has also asked us to advise you that an informal conference will be held at the Department of Water Resources on Tuesday, April 6, 1999, at 10:00 A.M. Their offices are located at 900 North Skyline Drive in Idaho Falls, Idaho. This is an informal conference in order to advise us as to the procedures and requirements which would be necessary in order to proceed to a formal hearing.

We would like the opportunity to discuss this informally with you and Teton Water Works in Shelley, who are very experienced well drillers, and can give a lot of valuable

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MAY 26 1999

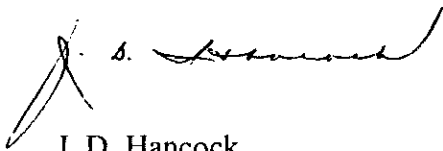
Smiths and Hobileys

March 31, 1999

Page Two

information regarding the underground aquifer, type of wells and water system which are proposed for this development. Please call anyone of us, Que Hansen at (208) 483-2305 or (801) 244-8649, Boyd Withers at 359-6080 or J. D. Hancock at 356-5493 or 356-9653 in order to go over this in further detail prior to the informal conference which has been scheduled by the Department of Water Resources for Tuesday, April 6, 1999, at 10:00 A.M. Thank you.

Sincerely,

A handwritten signature in dark ink, appearing to read "J. D. Hancock", with a stylized flourish at the end.

J. D. Hancock

JDH/mb

cc: Teton Water Works

Idaho Department of Water Resources

MICROFILMED

MAY 26 1999

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, 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:

ALDEAN SMITH
4733 S 2000 W
REXBURG ID 83440

MICROFILMED

MAY 26 1999

4a. Article Number

Z 555 922 127

4b. Service Type

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

7. Date of Delivery

4-27-99

JS

5. Received By: (Print Name)

ALDEAN SMITH

6. Signature: (Addressee or Agent)

X *Aldean Smith*

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



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

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

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
900 N. SKYLINE DR.
IDAHO FALLS, IDAHO 83402

FILED RECEIVED

MAY 26 1999

APR 28 1999

ATTN: 22-07805

Department of Water Resources
Eastern Region

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
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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:

BOYD WITHERS

266 NEZ PERCE

REXBURG ID 83440

MAY 26 1999

4a. Article Number

Z 555 922 124

4b. Service Type

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

7. Date of Delivery

APR 27 1999

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X

Boyd Withers

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



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

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

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
900 N. SKYLINE DR.
IDAHO FALLS, IDAHO 83402

MICROFILMED

RECEIVED

ATTN: 22-07805

MAY 26 1999

APR 28 1999

Department of Water Resources
Eastern Region



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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:

JAY HOBLEY
4983 S 2000 W
REXBURG ID 83440

MICROFILMED

MAY 26 1999

4a. Article Number

Z 555 922 125

4b. Service Type

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

7. Date of Delivery

4.27.99 JS

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X Jay Hobley

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



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

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

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
900 N. SKYLINE DR.
IDAHO FALLS, IDAHO 83402

RECEIVED

APR 28 1999

ATTN: 22-07805 MICROFILMED

MAY 26 1999

Department of Water Resources
Eastern Region

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
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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:

JD HANCOCK
30 S 2nd WEST

REXBURG ID 83440

MICROFILMED

MAY 26 1999

4a. Article Number

Z 555 922 124

4b. Service Type

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

7. Date of Delivery

4-27-99

5. Received By: (Print Name)

MARY BERRY

6. Signature: (Addressee or Agent)

Mary Berry

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



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

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

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
900 N. SKYLINE DR.
IDAHO FALLS, IDAHO 83402

MICROFILMED

ATTN: 22-07805

MAY 26 1999

RECEIVED
APR 28 1999

Department of Water Resources
Eastern Region



Prehearing Conf - Applic. 22-07805

<u>Name</u>	<u>Address</u>	<u>Representing</u>
Boyd Wither's	266 Nez Perce Rexburg, ID 83440	Golden Valley
Blaine Smith	2082 W 5200 S. Rex	myself.
Wadean Smith	4733 S. 2000 W Rex	"
Kenneth Anderson	~~850~~ 7389 W. 5500 S Rex	
Jay Hobley	4983 S. 2000. W.	MYSELF
J. D. Hancock	36 S. 2nd W., Rexburg, Id.	Golden Valley Dev.
Stephen I. Shroy	PO Box 502 Shelly Id	Teton water wot LLC
Paul J. Bond	PO Box 802 Shelly Id	Teton water wot LLC

MICROFILMED

MAY 26 1989

AFFIDAVIT OF PUBLICATION

Jerry Weatherston


Notary Public for Idaho

MAY 26 1969

Department of Water Resources
Eastern Region

Publ. March 3 and 10, 1966.

KARL J. GRIFFIN

Publ. March 3 and 10, 1946.



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

March 31, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ALDEAN SMITH
4733 S 2000 W
REXBURG ID 83440

RE: Application for Permit No. 22-07805

Dear Protestant:

Your protest against approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

Unless this office is advised that either the matter has been resolved or there exists extenuating circumstances, our objective is to schedule a conference and/or hearing in the near future to consider the protest. At such a conference and/or hearing, the following are the principle items the Department can consider in their approving or denying the application (Idaho Code ' 42-203):

- 1. Will the proposed use reduce the quantity of water under existing rights?**
- 2. Is the proposed water supply insufficient for the purpose intended?**
- 3. Is the application made in good faith or for delay or speculative purposes?**
- 4. Has the applicant sufficient financial resources with which to complete the project?**
- 5. Will the proposed use under this permit conflict with the local public interest?**
- 6. Is the proposed use contrary to conservation of water resources within the State of Idaho?**

MICROFILMED
MAY 26 1999

Page 2

The applicant must be prepared to present evidence and/or testimony addressing each of the six items. Although representation by legal counsel is not mandatory at a proceeding before the Department, you may retain an attorney in your behalf.

If this office can be of further assistance, please contact us.

Sincerely,

A handwritten signature in cursive script that reads "Harold W. Jones".

**HAROLD W. JONES
Water Rights Supervisor**

Enclosure

HWJ:sc

cc: IDWR - State Office

MICROFILMED

MAY 26 1989



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

March 31, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

BLAINE SMITH
2082 W 5200 S
REXBURG ID 83440

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5. Will the proposed use under this permit conflict with the local public interest?
6. Is the proposed use contrary to conservation of water resources within the State of Idaho?

MICROFILMED

MAY 26 1999

Page 2

The protestant must be prepared to present proof of allegations involving one or more of the six items.

In addition, Rule 302 of the Department's Rules of Procedure requires a protestant to send a copy of the protest to the applicant in question.

If this office can be of further assistance, please contact us.

Sincerely,


HAROLD W. JONES
Water Rights Supervisor

HWJ: sc

cc: IDWR - State Office

MICROFILMED
MAY 26 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

March 31, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JAY HOBLEY
4983 S 2000 W
REXBURG ID 83440

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Dear Protestant:

Your protest against approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

Unless this office is advised that either the matter has been resolved or there exists extenuating circumstances, our objective is to schedule a conference and/or hearing in the near future to consider the protest. At such a conference and/or hearing, the following are the principle items the Department can consider in their approving or denying the application (Idaho Code ' 42-203):

1. Will the proposed use reduce the quantity of water under existing rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?
6. Is the proposed use contrary to conservation of water resources within the State of Idaho?

RECEIVED

MAY 26 1999

Page 2

The protestant must be prepared to present proof of allegations involving one or more of the six items.

In addition, Rule 302 of the Department's Rules of Procedure requires a protestant to send a copy of the protest to the applicant in question.

If this office can be of further assistance, please contact us.

Sincerely,

A handwritten signature in cursive script that reads "Harold W. Jones".

**HAROLD W. JONES
Water Rights Supervisor**

HWJ: sc

cc: IDWR - State Office

MICROFILMED

MAY 26 1989



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

March 31, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GOLDEN VALLEY DEVELOPMENTS
C/O BOYD WITHERS
226 NEZ PERCE
REXBURG ID 83440

RE: Applications for Permit No. 22-07805

Dear Applicant:

Enclosed are copies of a protest filed against the issuance of the above referenced applications. The Department suggests you contact the protestant directly in an effort to determine the nature of the protest and to attempt to resolve the protest.

Unless this office is advised that either the matter has been resolved or there exists extenuating circumstances, our objective is to schedule a conference and/or hearing in the near future to consider the protests. At a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Idaho Code ' 42-203):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?
6. Is the proposed use contrary to conservation of water resources within the State of Idaho?

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MAY 26 1999

Page 2

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If this office can be of further assistance, please contact us.

Sincerely,

A handwritten signature in cursive script that reads "Harold W. Jones".

**HAROLD W. JONES
Water Rights Supervisor**

HWJ: sc

cc: IDWR - State Office

**MICROFILMED
MAY 26 1999**

EO24845
3-19-99

DEPT. OF WATER RESOURCES,

I am writing this letter in protest of the well application requested by Boyd Withers of Golden Valley Developers Inc. on the land located at approximately 4986 S. 2000 W. Rexburg, ID.

My property is located directly across the street from the development site.

I am concerned with the amount of water which will be pumped and what it will do to the water table level. I am also concerned with what it will do the quality of the water in the area. I would like to have time to have my water tested for bacteria and have a flow test before this well is drilled.

Your consideration in this matter is appreciated.

Sincerely, *Blaine Smith*

Blaine Smith
2082 W.5200 S.
Rexburg, ID.83440

Phone 356-3510

Will Withers

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MAR 19 1999

Department of Water Resources
Eastern Region

MICROFILMED

MAY 26 1999

E024846

3-19-99

DEPT. Of WATER RESOURCES,

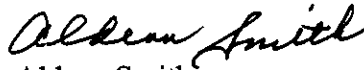
I am writing this letter in protest of the well application requested by Boyd Withers of Golden Valley Developers Inc. on the land located at approximately 4986 S. 2000 W. Rexburg, ID.

My property which is located at 4733 S. 2000 W. Rexburg, ID. Is approximately 1/4 mile south of the development site.

I am concerned with the amount of water which will be pumped and what it will do to the water table level. I am also concerned with what it will do the quality of the water in the area. I would like to have time to have my water tested for bacteria and have a flow test before this well is drilled.

Your consideration in this matter is appreciated.

Sincerely,



Aldean Smith
4733 S. 2000 W
Rexburg, ID. 83440

Phone 356-6533

RECEIVED

MAR 19 1999

Department of Water Resources
Eastern Region

MICROFILMED

MAY 26 1999

2024847

3-19-99

DEPT. OF WATER RESOURCES,

I am writing this letter in protest of the well application requested by Boyd Withers of Golden Valley Developers Inc. on the land located at approximately 4986 S. 2000 W. Rexburg, ID.

My property which is located at 4983 S. 2000 W. Rexburg, ID. Is directly across the road to the west of the development site.

I am concerned with the amount of water which will be pumped and what it will do to the water table level. I am also concerned with what it will do the quality of the water in the area I am concerned with what will happen when they begin to draw the water at the rate to supply water for that many homes and if it will affect the quality and the flow rate which we now have.

Your consideration in this matter is appreciated.

Sincerely,

Jay Hobley

Jay Hobley
4983 S. 2000 W
Rexburg, ID. 83440

Phone 356-7523

RECEIVED
MAR 19 1999
Department of Water Resources
Eastern Region

MICROFILMED
MAY 26 1999



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION
February 23, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GOLDEN VALLEY DEVELOPMENTS
C/O BOYD WITHERS
226 NEZ PERCE
REXBURG ID 83440

RE: Applications for Permit #22-07805

Dear Applicant:

This office is currently in the process of advertising the application in the Rexburg Standard Journal on March 4 and 11, 1999. The advertisement will be published once a week 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.

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

Sincerely,

Harold W. Jones
Water Right Supervisor

HWJ::sc

MICROFILMED

MAY 26 1999



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

FEBRUARY 23, 1999

Legal Notices Department
THE REXBURG STANDARD-JOURNAL
P.O. BOX 10
REXBURG, ID 83440

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.

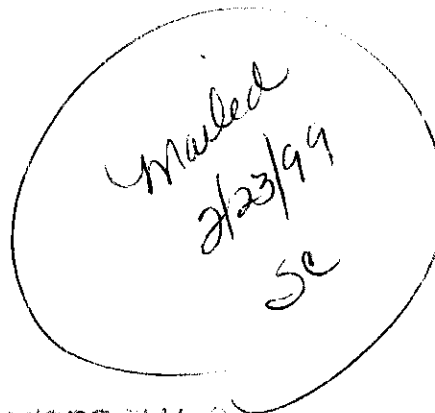
An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MARCH 22, 1999.

Yours truly,

Sharla Cox
Secretary

Encl.



MICROFILMED

MAY 26 1999

NOTICE OF APPLICATION FOR WATER RIGHT

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

22-07805

GOLDEN VALLEY DEVELOPMENTS
C/O BOYD WITHERS
226 NEZ PERCE
REXBURG, ID 83440

Source: GROUNDWATER

Diversion Pt: SESESW Sec 13 T 05N R 39E in MADISON County.

Use: DOMESTIC (0.390 CFS)
Total Diversion: (0.390 CFS)

Date Filed: 2/16/1999

In: MADISON County
T05N R39E S13 SESW

This is a subdivision well.

Any protest against the proposed application must be filed with the Department of Water Resources, 900 N Skyline Dr., Ste A, Idaho Falls, ID, 83402, together with a protest fee of \$25.00 on or before MARCH 22, 1999. 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.

Published: 3/ 4/1999 & 3/11/1999

KARL J. DREHER, Director

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MAY 26 1999