

27'30"

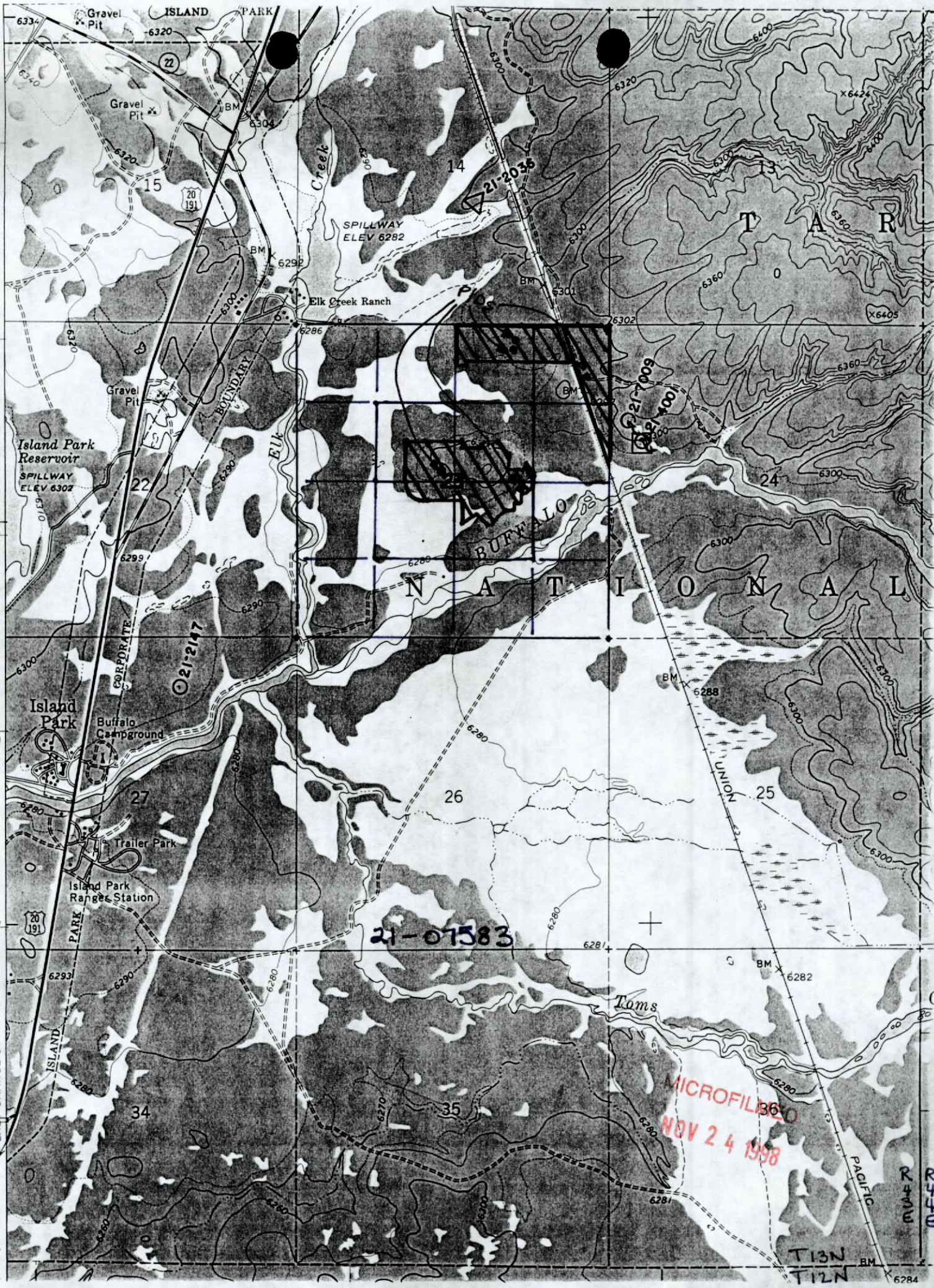
3772 IV NW
(ISLAND PARK DAM)

49'19"

25'

ASHTON 26 MI
LAST CHANCE 3 MI

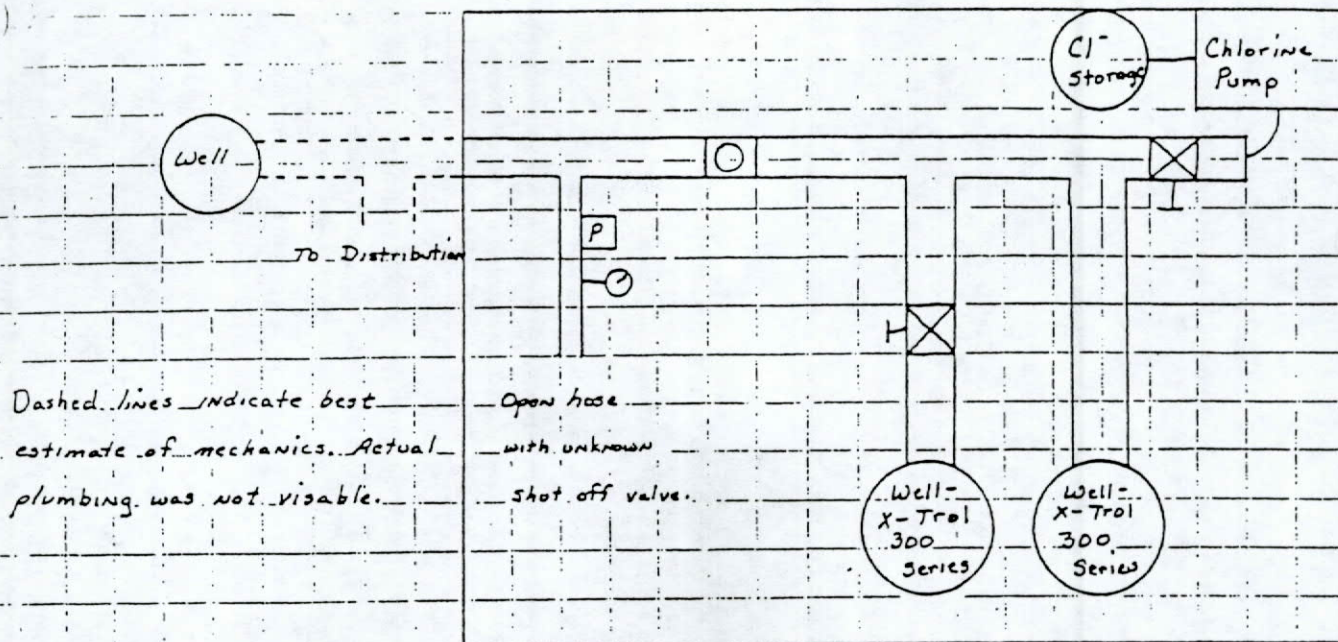
T. 13 N.
T. 12 N.



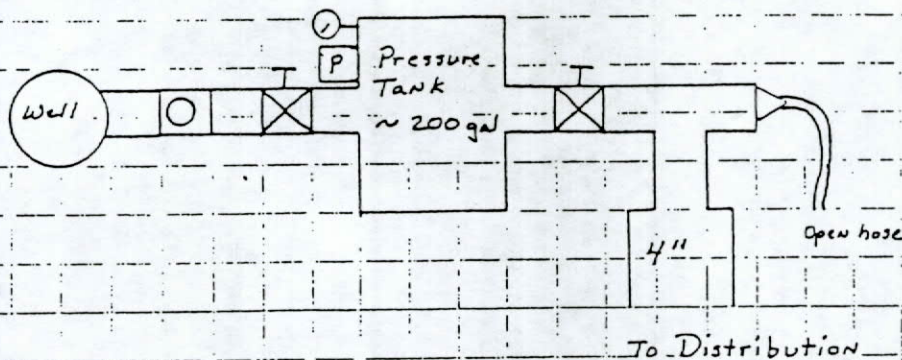
M44
R

6284

Well # 1



Well # 2



LEGEND

- Ball valve
- Gate valve
- Pressure Switch
- Sample Tap
- Pressure Gauge

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Well # 3

Well

Pressure
Tank (?)

P
Air
Buffer
Input
Tank

Cl⁻
Storage

Chlorine
Pump

To
Distribution

To
Distribution

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FEB 10 2004

THE FREMONT COUNTY HERALD-CHRONICLE
St. Anthony, Idaho
Ashton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Fremont

I, TERRY T. WEATHERSTON being first duly sworn, depose and say, that I am the printer of THE FREMONT COUNTY HERALD-CHRONICLE, a semi-weekly newspaper printed and published semi-weekly in Fremont County, Idaho; and I do solemnly swear that the NOTICE APPLICATION

FOR WATER RIGHT 21-07583 -FULLER 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 SEPTEMBER 16, 1988 and the last publication having been made on SEPTEMBER 23, 1998.

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 24TH day of SEPTEMBER in the year ,
of 1998 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.

[Signature]

Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: May 21, 1999

NOTICE OF APPLICATION
FOR WATER RIGHT

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

21-07583

BUFFALO RIVER WATER ASSN
C/O RUTH FULLER
768 BIRCH ST

POCATELLO, ID 83201-6105

Source: Groundwater

Diversion Pt: NENE Sec 23 T 13N R 43E in Fremont County. NENE Sec 23 T 13N R 43E in Fremont County. SENW Sec 23 T 13N R 43E in Fremont County. NWSE Sec 23 T 13N R 43E in Fremont County.

Use: Domestic (0.330 CFS) Total
Diversion: (0.330 CFS)

Date Filed: 6/22/1998

In: Fremont County T13N R43E S23

NENE NWNE SWNE SENE SENW
NESW NWSE

21-07584

CAMP, JOE

CAMP, SANDRA

149 N PLACER AVE

IDAHO FALLS, ID 83402

Source: Fall River Tributary: Henry's Fork

Diversion Pt: Lot 1 (NESE) Sec 21 T 08N R 42E in Fremont County.

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

Date Filed: 9/2/1998

In: Fremont County T08N R42E S21
Lot 1 (NESE) 2.0 acres total

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 October 5, 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

Publ. Sept. 16 and 23, 1998HC.

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NOV 24 1998

RECEIVED

OCT 06 1998

Department of Water Resources
Eastern Region

SEP 2 2003

Department of Water Resources

FOR OFFICE USE ONLY
Amt. of Fee \$: 100.00
Receipt No. 6071036
Receipt By: [Signature]
Date Received: 8-26-03

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.

1. Permit No. 21-07583 Telephone No. 208-233-0843
2. Name of Permit Holder(s): BUFFALO RIVER WATER ASSN., INC.
3. Mailing Address: 768 BIRCH ST.
City POCATELLO State ID Zip 83201-6105
4. Source of Water: 3 WELLS If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____
Well Driller: _____ Drilling Permit Number: _____ SEE ATTACHMENT
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 50 Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 33 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 _____
8. Fee Enclosed: \$ 100.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
CH#400 BRW ASSOC.
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: BED RINGHAM Telephone Number: 208-558-9196
Address: 4086 STEELHEAD BUFFALO RIVER ESTATES
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.
Signature of permit holder: BN Ringham President BRWA, INC. Date: 09/17/03
(include your title, if on behalf of company or organization)

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FEB 10 2004

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 21-07583

Proposed Priority: June 22, 1998

Maximum Diversion Rate:

0.33 CFS

This is to certify, that **BUFFALO RIVER WATER ASSN**
C/O RUTH FULLER
768 BIRCH ST
POCATELLO ID 83201-6105

has applied for a permit to appropriate water from: **GROUNDWATER**

and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.33 CFS

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 23, Township 13N, Range 43E
NWNE , Sec. 23, Township 13N, Range 43E
SENE , Sec. 23, Township 13N, Range 43E
NWSE , Sec. 23, Township 13N, Range 43E
FREMONT County

PLACE OF USE: DOMESTIC

TWN RGE SEC

13N 43E 23

NENE
SENE
NWSE

NWNE
SENE

SWNE
NESW

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **November 1, 2003.**
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. 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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.

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NOV 24 1998

State of Idaho
Department of Water Resources

Permit To Appropriate Water

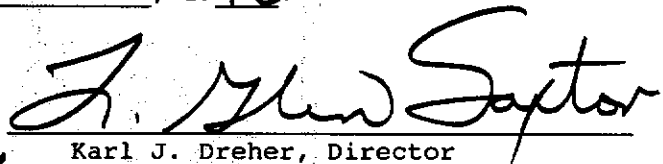
NO. 21-07583

CONDITIONS OF APPROVAL AND REMARKS

7. The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision 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.
8. The issuance of this right does not grant any right-of-way or easement across the land of another.
9. Two points of diversion are located within NWNE, S23, T13N, R43E.
10. Points of diversion are located within Lot 9, Blk. 3; Lot 8 & 23, Blk. 5; Lot 16A, Blk. 7; and Lot 1, Blk. 19; Buffalo River Estates Subdivision.
11. Places of use are located within Lots 1-14, Blk. 1; Lots 1-11, Blk. 2; Lots 1-8 & 10-28, Blk. 3; Lots 1-17, Blk. 4; Lots 1-7 & 9-30, Blk. 5; Lots 1-15, Blk. 6; Lots 1-5, 13-19 & 55-59, Blk. 7; Lots 1-5, Blk. 8; Lots 3-10, Blk. 13; Lots 6-15, Blk. 15; Lots 2-7, Blk. 16; Lots 2-8, Blk. 17; and Lots 1-10 & 15-23, Blk. 18; Buffalo River Estates Division Nos. 1, 2, & 3.
12. Domestic use is for 50 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 November, 1998.


Karl J. Dreher, Director

for

MICROFILMED
NOV 24 1998

\$100 Fee

FORM 202
2/96

Ident. No. 21-07583

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED

OCT 16 1998

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of Applicant Buffalo River Water Assoc. Inc ^{c/o Ruth Fuller}
Mailing address 768 Birch St. Pocatello ID 83201-6105 ^{(208) 558-7975}
Phone 231-0843

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

3. Location of point of diversion is Township 13N Range 43E Sec. 23 in the _____ 1/4,
NE 1/4, NE 1/4, Govt. Lot _____, B.M., Fremont County;
additional points of diversion if any: NWNE (well lots 8, 23 & 24) + SE2N4 (well lot 16A) NWSE (Lot 1)

4. Water will be used for the following purposes:
Amount 0.33 cfs for Domestic 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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.33 and/or (b) _____
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 5 wells (3 exist)
to 80 lots
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 120 feet
d. Is ground water with a temperature of greater than 85°F being sought? N

^{3 are} e. If well is already drilled, when? 1980's; Drilling firm _____
Well was drilled for (well owner) Mr. Strobel; Drilling Permit No. NA

7. Time required for completion of works and application of water to proposed beneficial use is 5 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. MICROFILMED
b. Stockwatering; list number and kind of livestock. NOV 24 1998
c. Municipal; show name of municipality. _____
d. Domestic; show number of households up to 50 additional lots
e. Other; describe fully. _____

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JUN 19 1998

Department of Water Resources
Eastern Region

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.

[illegible]

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

21-07442 on adjacent lots

Applicants
Cedar Association lot owners

:၆၀၂၄ နှုတ်

12. Remarks: Currently the three existing wells are serving 103 homes. 70 of those

Remarks: Currently the three existing wells are serving 103 homes. 70% of those additional will cover the 32 homes that are covered by 21-07442. The applications will cover the 32 homes that are currently being served plus 18 additional lots. These were not covered by 21-07442.

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.)

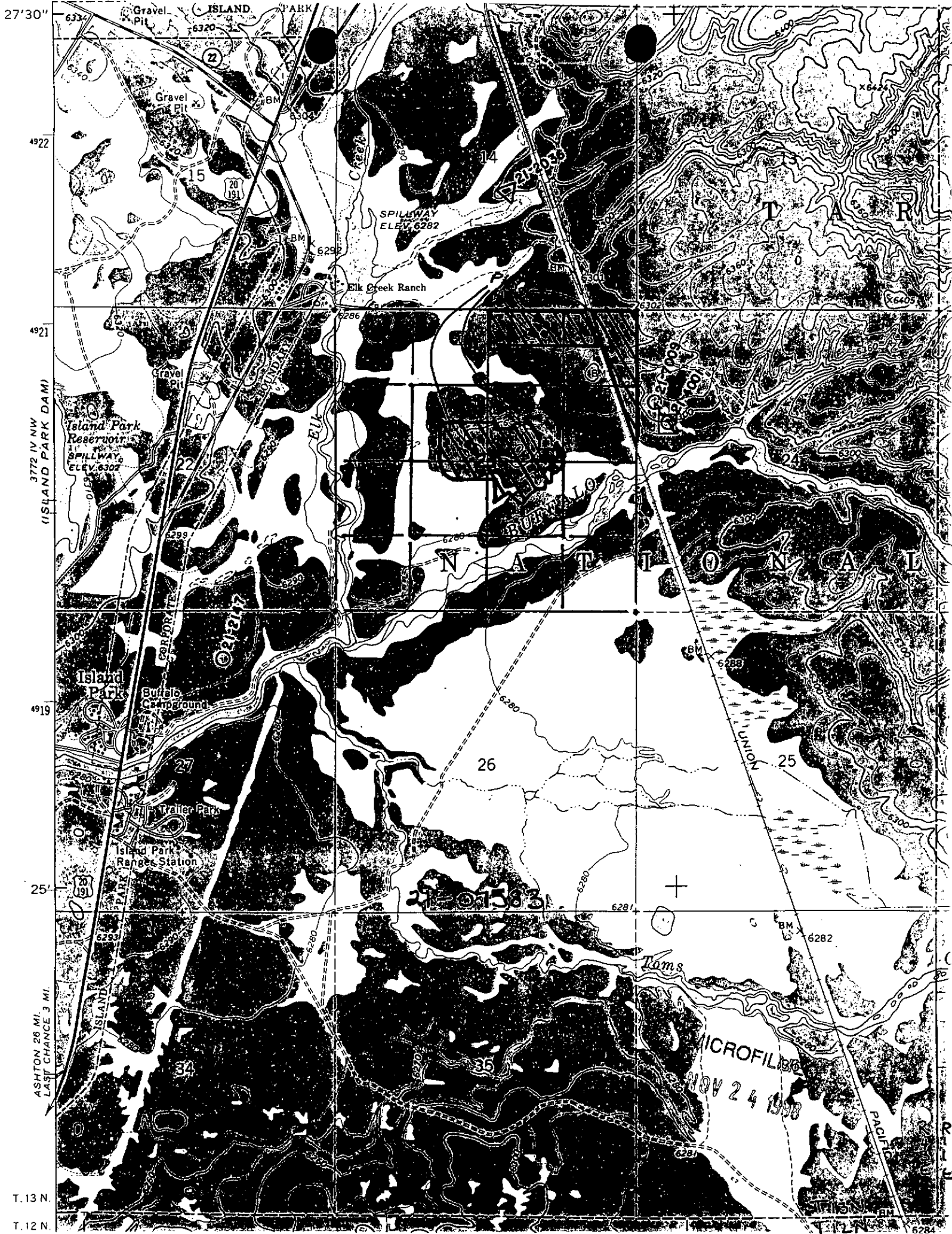
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

MICROFILMED

8661 4 2 AON

Signature of Applicant (and title, if applicable)

Received by	HUT	Date	6-22-98	Time	7:45	Preliminary check by	EOJ405
Fee \$	100.05	Received by	WLF	Date	9/18/98	#	EOJ405
Publication prepared by	6C	Date	9/18/98	Time	9:25	Published in	Herald
Publication approved by	DC	Date	10/19/98	Time		Chromosome	6-22-98



May 31, 1998

The board of directors of the Buffalo River Water Association, Inc.

President	Bennie N. Rinehart 2008 Olympia Dr. Idaho Falls, ID 83402-1623 208-522-4289 home 208-526-1002 business
1ST V President	John Laird 329 Springwood LN. Idaho Falls, ID 83404 208-529-0749 home 800-888-9675 ext 2239 message
Treasure	Jay Christensen 3942 Nora St. Pocatello, ID 83404 208-233-0421 home 208-251-1029 cellular
Sectary	Ruth Fuller 768 Birch St. Pocatello, ID 83201-6105 208-233-0843 home 208-558-7975 Island Park
2ND V President	Noel Shuldberg 3282 S. 100 E. Bountiful, UT 84010 801-295-8845 home 801-321-5434 Business

Contact person
in Island Park

STEVE OWENS
558-9195

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NOV 24 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 8, 2004

BUFFALO RIVER WATER ASSN
768 BIRCH ST
POCATELLO ID 83201-6105

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 21-7583

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 contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights 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, or at the department's website at: www.idwr.state.id.us.

If you have questions, please contact the **Eastern** Regional Office of the department in Idaho Falls (208) 525-7161.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office (w/encl.)

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FEB 10 2004

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 21-7583

Reviewed By: dgibson

Date: January 7, 2004

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?	X	
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		C071036	Well driller's report filed?		
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received		09/26/2003
Date proof due	-	11/01/2003
Lapse notice sent	-	
No. of days late	=	0
Holiday allowance	+	
Priority date	+	06/22/1998
New priority date	=	06/22/1998

Deficiencies of Actions Items

Acknowledge proof.

10/1/77

Andrew

WELL DRILLING SERVICES

"The Water Professionals"

Buffalo #1 - Drilled July 1971

Well Information

Well Depth	90 feet
Casing Size	6 inch
Casing Depth	51 feet
Static Water Level	11 feet

Pump Information

Pump	1-1/2HP 25GPM
Pressure Tank	302 Well-X-Trol (2 each) with Chlorinator
Drop Pipe	
Size:	1-1/4 inch
To:	84 feet

Buffalo #2 - Drilled Sept 1973

Well Information

Well Depth	75 feet
Casing Size	6 inch
Casing Depth	44 feet
Overbore Size	8 inch
Overbore Depth	44 feet
Static Water Level	4 feet

Pump Information

Pump	1-1/2HP 25GPM
Pressure Tank	220 Gallon (Galvanized)
Drop Pipe	
Size:	1-1/4 inch
To:	21 feet

Buffalo #3 - Drilled Sept 1975

Well Information

Well Depth	67 feet
Casing Size	8 inch
Casing Depth	37 feet
Overbore Size	10 inch
Overbore Depth	37 feet
Static Water Level	7 feet

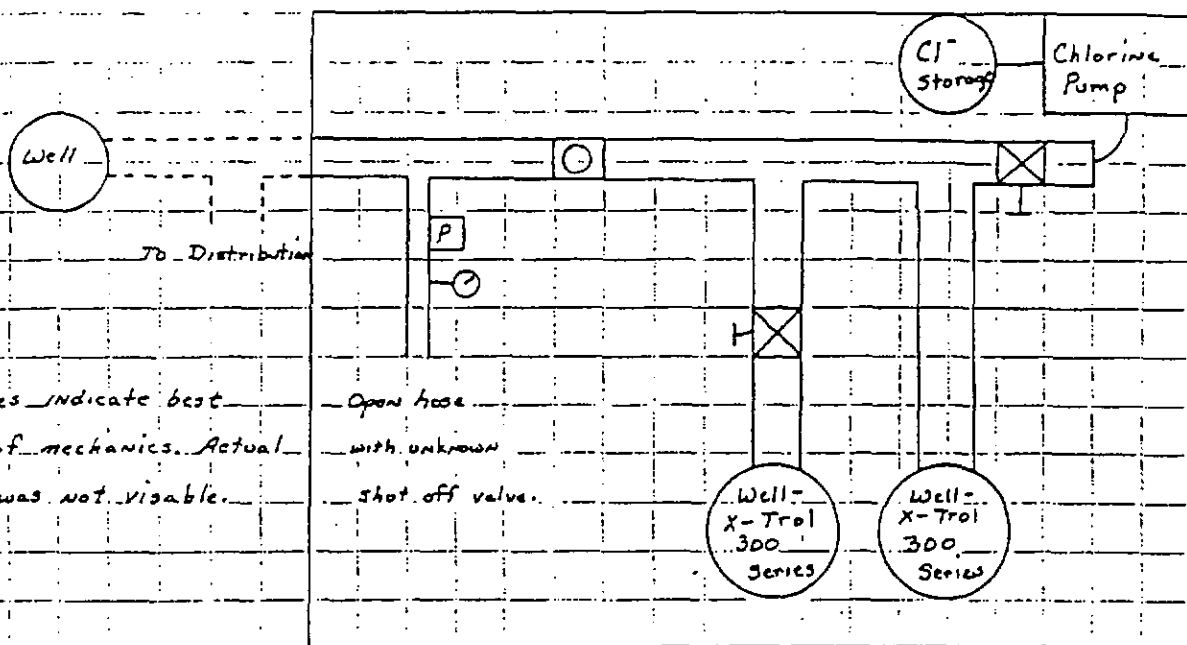
Pump Information

Pump	1-1/2HP 25GPM
Pressure Tank	440 Gallon
Style	Buried
Drop Pipe	
Size:	1-1/4 inch
To:	63 feet

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SEP 10 2004

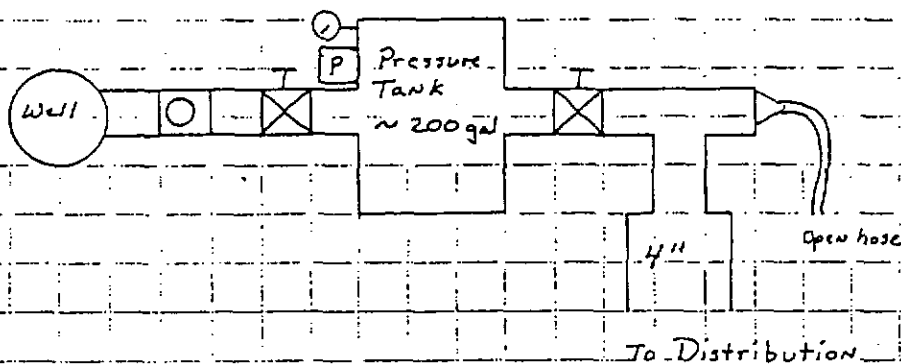
Well # 1



Dashed lines indicate best estimate of mechanics. Actual plumbing was not visible.

Open hose with unknown shot off valve.

Well # 2



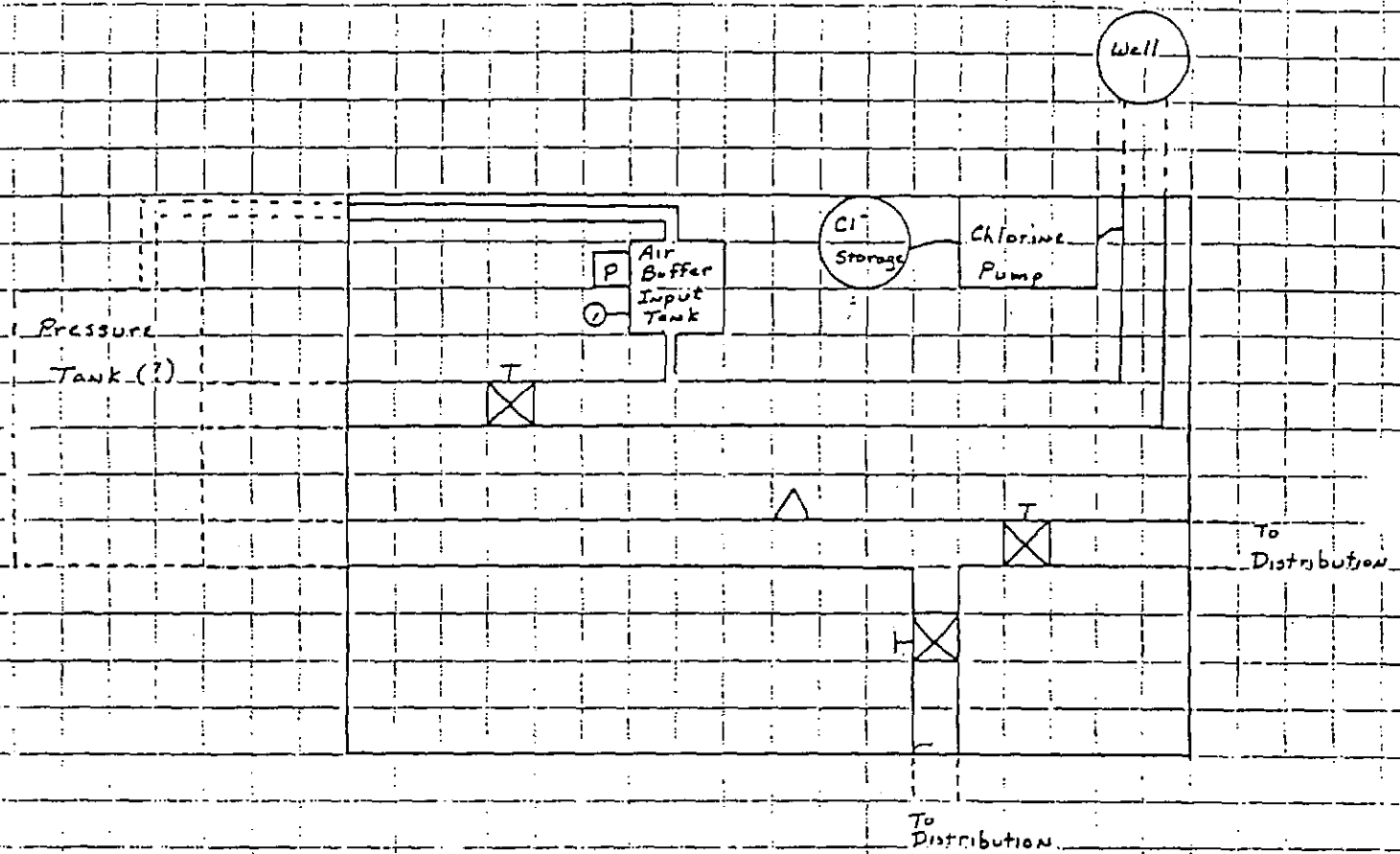
LEGEND

- Ball valve
- Gate valve
- Pressure Switch
- Sample Tap
- Pressure Gauge

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FEB 10 2004

Well # 3



MICROFILM

FEB 4 0 2004

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30
days after the completion or abandonment of the well.

1. WELL OWNER

Name Island Park Water Co.Address Buffalo East
360 A Street Idaho Falls, Idaho
Owner's Permit No. _____

7. WATER LEVEL

Static water level 11 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow 0.00
Temperature _____ ° F. Quality Good
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Other

Discharge G.P.M. Draw Down Hours Pumped

3. PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Test ☐ Other (specify type)
☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or
Injection

4. METHOD DRILLED

☐ Cable ☒ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 6 inches Total depth 90 feet
Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>.250</u> inches	<u>6</u> inches	<u>1</u> feet	<u>50</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☐ Yes ☒ NoWas a packer or seal used? ☐ Yes ☒ NoPerforated? ☐ Yes ☒ NoHow perforated? ☐ Factory ☐ Knife ☐ Torch

Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

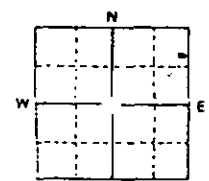
Gravel packed? ☐ Yes ☒ No Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 19+ Material used in seal ☐ Cement grout☒ Bentonite ☐ Pudding clay ☐ Well cuttingsSealing procedure used ☐ Sherry pit ☐ Temporary surface casing☒ Overbore to seal depth

6. LOCATION OF WELL

Sketch map location must agree with written location.

County FremontSubdivision Name Buffalo

Lot No. _____ Block No. _____

T. 73 N. 13 E. 43

10.

Work started July 1971 finished July 1971

11. DRILLERS CERTIFICATION

Firm Name Andrew Well Drilling Contractors 5Address 1268 East 17th Street Date 4-20-76Idaho Falls, Idaho 83402

Signed by (Firm Official) _____

and
(Operator)Original Licensed

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FEB 10 2004

August 31, 2003

BUFFALO RIVER WATER ASSN
C/O RUTH FULLER
768 BIRCH ST
POCATELLO, ID 83201-6105

PROOF DUE NOTICE

RE: PERMIT NO. 21-7583

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before November 01, 2003. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

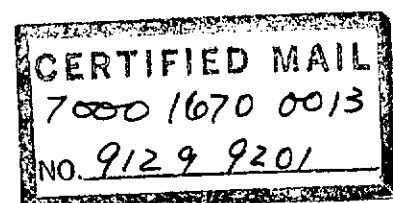
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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 J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures





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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 13, 1998

BUFFALO RIVER WATER ASSN
C/O RUTH FULLER
768 BIRCH ST
POCATELLO ID 83201-6105

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 21-07583

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.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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.

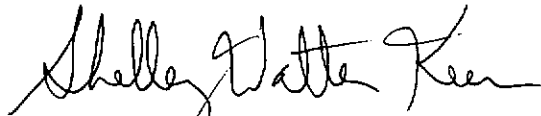
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NOV 24 1998

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

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

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

MICROFILMED

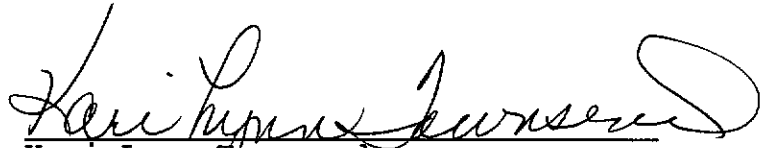
NOV 24 1998

CERTIFICATE OF MAILING

I hereby certify that on the 13th day of November, 1998, 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. 21-07583

BUFFALO RIVER WATER ASSN
C/O RUTH FULLER
768 BIRCH ST
POCATELLO ID 83201-6105


Kari Lynn Townsend
Secretary

MICROFILMED
NOV 24 1998

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

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

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

ORAL ARGUMENT

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

MICROFILMED
Page 1
NOV 24 1998

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.

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

by *Cindy Lou*

Buffalo Water

No.: 21-75B3 Name: Users Assn. Date: 10/19/98 Ad OK? ☒ Gvmt Lts: ☒

AREA OF CONCERN: - No/Yes: ESRP Mor / GWMA / Trust / Non-trust

PROTESTED: - 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

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

GROUNDWATER: (✓ FLO-CH)

WMD (✓ MAP)

- > 0.24 cfs/5 acres - North / East / West
- ≤ 0.24 cfs/5 acres - 067 or No MD (in-stream stock or power)

WMD Supplemental use

- > 0.24 cfs/5 acres - No MD
- ≤ 0.24 cfs/5 acres - 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)

DRILLING PERMIT:

All wells (✓ WDQ3) - 046 P23

In Basin 34? - 085

Irr. within WD - P05 (new well location)

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

FISH & GAME CONTACTED: - Yes / NO; RESPONSE: _____

IN/ABOVE MIN. STR. FLOW (✓ MAP) - *WB9

WD (✓ MAP & LISTING) - R04 (WD # _____)

- > 0.10 cfs - 01J-P08 (MD & LD)
- ≤ 0.10 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:

Domestic surface >1 in rest. area - *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA

Fire Protection - 071-070

Fish Propagation - 077

Heating/Cooling - 029(70's only)-007-042(req)-081 (WQ)-P10

Irr ≤ 5 acres - R07 (injection well)

> 5 acres - R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)

Mining - R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)

Municipal - 054(req) -081-P10

Power - 022, 075, 004 (+memo?), NA (not in restricted area)

Stockwater - 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);

Storage (✓3 compo.) - 17G (FERC) or 17M (FERG); 18B-P09; >25 cfs-P18

LOCATION:

42-248 area - R37 (BLM/USFS); NA

Boise Front LoGeo - 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

In-stream dev. - P84 in 20/30/40/50/60/70/80 (87) basin

Mitigation - 058 (<85° GW temp only)

SWAN FALLS FLAG (See Code Chart) - P52 (stream channel alteration)

Trust - 120

Non-Trust (1) - 051-052-053-P74 (Consumptive Uses), NA

OWNERSHIP: - 048-049 (Consumptive Uses), NA

OTHER CONDITIONS: - 004 (PD/PU)

STANDARD REMARKS: - ① W59 ② W60 ③ W01/50 ④ W32

BENEFICIAL USE DUE: - 10/1/2003

COMMENTS:

MEMORANDUM

DATE: November 12, 1998
TO: File No. 21-07583
FROM: Cindy Zimmerman *S.*
SUBJECT: Telephone Conversation

Per telecon today with Bob Reinhart, the five points of diversion are located within Lots 9, Blk. 3; Lots 8 & 24, Blk. 5; Lot 16A, Blk. 7; and Lot 1, Blk. 19; Buffalo River Estates Subdivision. Two points of diversion are located in NWNE, S23, T13N, R43E.

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NOV 24 1998

MEMORANDUM

DATE: October 20, 1998
TO: File No. 21-07583
FROM: Cindy Zimmerman ^{CS}.
SUBJECT: Telephone Conversation

This application proposes to use 5 wells (2 new wells and 3 existing wells) to serve Buffalo River Estates Subdivision. The application identified 4 quarter-quarters; the subdivision plat identified 4 well lots.

I called Ruth Fuller, secretary of the association, asking for the location of the fifth well. I explained to Ms. Fuller that if the permit does not reflect all five wells, then the association would need to amend the permit to include the fifth well if it were developed. Ms. Fuller did not know the location of the wells, but would have Bennie Rinehart, president of the association, call me within the next few days with the information.

I agreed to hold processing of this application for two weeks pending Mr. Rinehart's response. I explained to Ms. Fuller that if I did not receive a response from Mr. Rinehart by November 4, 1998, I would proceed with issuing the permit for 4 wells (one per quarter-quarter as identified on the application).

11/10/98 - No response. ^{CS}.

MICROFILMED
NOV 24 1998

RECEIVED

OCT 16 1998

DEPARTMENT OF WATER RESOURCES

Dist. for staffing

Submitted for advertising 9-1-98

Form No. 202
4/87

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

INITIAL REVIEW BY HWT DATE 9-1-98 APPLICATION NO. 21-07583

Buffalo River Water Assoc.
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

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

Date Requested _____

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 DEQ ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken _____
☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest _____
☐ 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 _____

By: _____

Date: _____

6-22-1998

10-13-1998

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

[illegible]

THE FREMONT COUNTY HERALD-CHRONICLE
St. Anthony, Idaho
Ashton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Fremont

I, TERRY T. WEATHERSTON being first duly sworn, depose and say, that I am the printer of THE FREMONT COUNTY HERALD-CHRONICLE, a semi-weekly newspaper printed and published semi-weekly in Fremont County, Idaho; and I do solemnly swear that the NOTICE APPLICATION FOR WATER RIGHT 21-07583 -FULLER 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 SEPTEMBER 16, 1988 and the last publication having been made on SEPTEMBER 23, 1988.

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 24TH day of SEPTEMBER in the year of 1998 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.

[Signature]

Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: May 21, 1999

NOTICE OF APPLICATION
FOR WATER RIGHT

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

21-07583

BUFFALO RIVER WATER ASSN
C/O RUTH FULLER

768 BIRCH ST
POCATELLO, ID 83201-6105

Source: Groundwater

Diversion Pt: NENE Sec 23 T 13N R 43E in Fremont County. NENE Sec 23 T 13N R 43E in Fremont County. SENW Sec 23 T 13N R 43E in Fremont County. NWSE Sec 23 T 13N R 43E in Fremont County.

Use: Domestic (0.330 CFS) Total
Diversion: (0.330 CFS)

Date Filed: 6/22/1998

In: Fremont County T13N R43E S23
NENE NWNE SWNE SENE SENW
NESW NWSE

21-07584

CAMP, JOE

CAMP, SANDRA

149 N PLACER AVE

IDAHO FALLS, ID 83402

Source: Fall River Tributary: Henry's Fork

Diversion Pt: Lot 1 (NESE) Sec 21 T 08N R 42E in Fremont County.

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

Date Filed: 9/2/1998

In: Fremont County T08N R42E S21
Lot 1 (NESE) 2.0 acres total

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 October 5, 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

Publ. Sept. 16 and 23, 1998HC.

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NOV 24 1998

RECEIVED

OCT 06 1998

Department of Water Resources
Eastern Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 4, 1998

DEPARTMENT OF ENVIRONMENTAL QUALITY
900 N SKYLINE DR STE B
IDAHO FALLS ID 83402

RECEIVED
SEP 10 1998
DEQ-IDAHO FALLS

RE: Application for Permit No. 21-07583

Dear Sir:

We are enclosing a copy of the application (s) that may be of interest to your department. Please review the application (s) and submit any comments you may have to our Department as soon as possible. The last date of protest is Oct 5, 1998, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,

Harold W. Jones
Water Right Supervisor

HWJ:sc
enc.

Skip,
No comment!
Aug
D.E.Q.

MICROFILMED
NOV 24 1998

RECEIVED

\$100 fee

FORM 202

2/96

SEP 10 1998

Ident. No. 21-07583

DEQ-IDAHO FALLS

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

- c/o Ruth Fuller
(208) 558-7975
Phone 233-0843
- Name of Applicant Buffalo River Water Assoc. Inc
Mailing address 768 Birch St. Pocatello ID 83201-6105
 - Source of water supply Groundwater which is a tributary of _____
 - Location of point of diversion is Township 13N Range 43E Sec. 23 in the _____ 1/4, NE 1/4, NE 1/4, Govt. Lot _____, B.M., Fremont County;
additional points of diversion if any: NWNE (well lots 8, 23 & 24) & SENW (well lot 16A) NWSE (Lot 1)
 - Water will be used for the following purposes:
Amount 0.33 cfs for Domestic 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)
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)
 - Total quantity to be appropriated is (a) 0.33 and/or (b) _____
cubic feet per second acre feet per annum
 - Proposed diverting works:
 - Describe type and size of devices used to divert water from the source 5 wells (3 exist)
to 50 lots
 - Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
 - Proposed well diameter is 8 inches; proposed depth of well is 120 feet
 - Is ground water with a temperature of greater than 85°F being sought? N
 - If well is already drilled, when? 1980's; Drilling firm _____
Well was drilled for (well owner) Mr. Strobel; Drilling Permit No. NA
 - Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year)
 - Description of proposed uses (if irrigation only, go to item 9):
 - Hydropower; show total feet of head and proposed capacity in KW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; show name of municipality. _____
 - Domestic; show number of households. up to 50 additional lots
 - Other; describe fully. _____

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NOV 24 1998

JUN 19 1998

Department of Water Resources
Eastern Region

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	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	43E	23	D	D	D	D				D	D					D			

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 21-07442 on adjacent Lots

11. a. Who owns the property at the point of diversion? Applicants
 b. Who owns the land to be irrigated or place of use? Water Association lot owners
 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: Currently the three existing wells are serving 102 homes. 70 of these are covered by 21-07442. This application will cover the 32 homes that are currently being served plus 18 additional lots (These were not covered by 21-07442).

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.

Ruth Zeller, Secretary
 Signature of Applicant (and title, if applicable) BRWA, Inc.

Received by HWT Date 6-22-98 Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by [Signature] # E024205 Date 6-22-98
 Publication prepared by _____ Date _____ Published in _____
 Publication approved _____ Date _____ MICROFILMED _____

NOV 24 1998

21-07883



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

SEPTEMBER 9, 1998

Legal Notices Department
HERALD CHRONICLE
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.

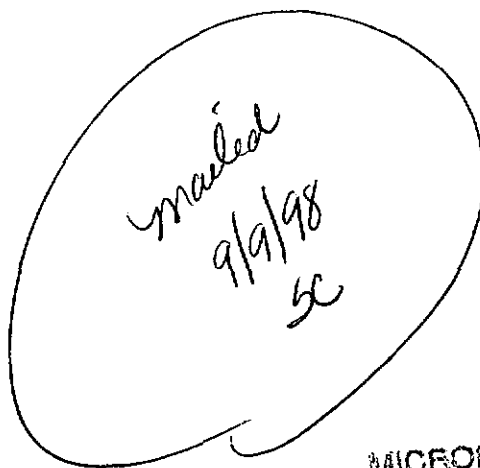
An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before OCTOBER 5, 1998.

Yours truly,

Sharla Cox
Secretary

Encl.



MICROFILMED

NOV 24 1998

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

NOV 24 1998

21-07583

BUFFALO RIVER WATER ASSN
C/O RUTH FULLER
768 BIRCH ST
POCATELLO, ID 832016105

Source: GROUNDWATER

Diversion Pt:	NENE	Sec 23	T 13N R 43E	in FREMONT County.
	NWNE	Sec 23	T 13N R 43E	in FREMONT County.
	SENE	Sec 23	T 13N R 43E	in FREMONT County.
	NWSE	Sec 23	T 13N R 43E	in FREMONT County.

Use: DOMESTIC	(	0.330 CFS)
Total Diversion:	(	0.330 CFS)

Date Filed: 6/22/1998

In: FREMONT County				
T13N R43E S23	NENE	NWNE	SWNE	SENE
	SENE	NESW	NWSE	

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NOV 24 1998

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 OCTOBER 5, 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: 9/17/1998 & 9/24/1998

MICROFILMED

NOV 24 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 9, 1998

BUFFALO RIVER WATER ASSOC.
C/O RUTH FULLER
768 BIRCH ST
POCATELLO ID 83201-6105

RE: Application for Permit #21-07583

Dear Applicant:

This office is currently in the process of advertising the application in the Herald Chronicle on September 16 and 23, 1998. 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

NOV 24 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 4, 1998

DEPARTMENT OF ENVIRONMENTAL QUALITY
900 N SKYLINE DR STE B
IDAHO FALLS ID 83402

RE: Application for Permit No. 21-07583

Dear Sir:

We are enclosing a copy of the application (s) that may be of interest to your department. Please review the application (s) and submit any comments you may have to our Department as soon as possible. The last date of protest is Oct 5, 1998, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,

Harold W. Jones
Water Right Supervisor

HWJ:sc
enc.

MICROFILMED
NOV 24 1998