

1000



T. Douglas O'Brien
(Applicant)

SURVEYOR'S CERTIFICATE

I, RICHARD B. BYREM, BEING A DULY LICENSED PROFESSIONAL LAND SURVEYOR IN THE STATE OF IDAHO, DO HEREBY CERTIFY THAT THIS SURVEY AND PLAT WERE PREPARED BY ME AND UNDER MY DIRECT SUPERVISION.

RICHARD B. BYREM
 IDAHO PLS. NO. 7381
 DATE

CERTIFICATE OF REVIEW

I, THE UNDERSIGNED, BEING A DULY LICENSED PROFESSIONAL LAND SURVEYOR IN THE STATE OF IDAHO, DO HEREBY CERTIFY THAT I HAVE REVIEWED THIS PLAT AND FIND THAT IT COMPLIES WITH STATE OF IDAHO CODE, TITLE 50, CHAPTER 13, SECTION 50-1305.

PROFESSIONAL LAND SURVEYOR
 DATE

COUNTY TREASURER'S CERTIFICATE

I HEREBY CERTIFY THAT ALL REAL PROPERTY TAXES DUE ON THE LAND HEREIN DESCRIBED AS BEING SUBDIVIDED HAVE BEEN PAID AND ARE CURRENT ON THIS DAY OF 19___.

COUNTY TREASURER

HEALTH DEPARTMENT CERTIFICATE

I HEREBY CERTIFY THAT THE SANITARY RESTRICTIONS REQUIRED BY IDAHO CODE TITLE 50 CHAPTER 13, SECTION 50-1326, HAVE BEEN SATISFIED, AND THIS PLAT IS HEREBY APPROVED FOR RECORDING BY FILING OF THIS CERTIFICATE ON THIS DAY OF 19___.

DISTRICT 7 HEALTH DEPARTMENT

PLANNING AND ZONING APPROVAL

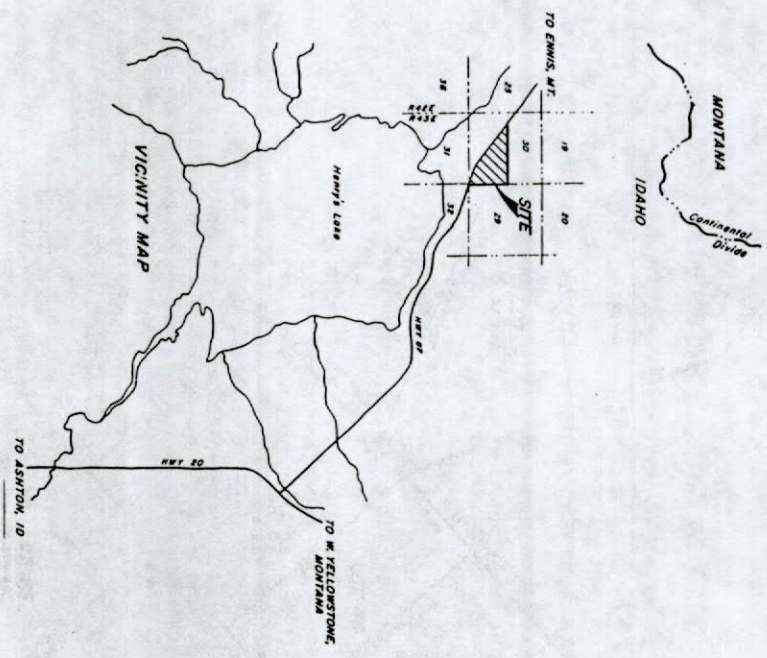
THE FREMONT COUNTY PLANNING AND ZONING COMMISSION HEREBY HAS APPROVED AND ACCEPTED THIS PLAT.

CHAIRMAN
 DATE

COUNTY COMMISSIONERS CERTIFICATE

THE FREMONT COUNTY BOARD OF COMMISSIONERS HEREBY CERTIFIES THAT THIS PLAT HAS BEEN APPROVED AND ACCEPTED.

CHAIRMAN
 DATE



NOTES:

1. RESTRICTIVE COVENANTS AND DECLARATIONS DO APPLY TO THIS SUBDIVISION AND ARE FILED UNDER A DECLARATION OF PRIVATE SUBDIVISION FOR YELLOWSTONE ACRES AT HENRY'S LAKE IN THE OFFICE OF THE FREMONT COUNTY RECORDER.
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OWNER'S CERTIFICATE

KNOW ALL PERSONS BY THESE PRESENTS THAT: T. DOUGLAS O'BRIEN AND NANCY J. O'BRIEN, HUSBAND AND WIFE, BEING THE OWNERS OF THE FOLLOWING DESCRIBED REAL PROPERTY:

A PORTION OF THE SOUTH ONE-HALF OF SECTION 30, TOWNSHIP 16 NORTH, RANGE 43 EAST OF THE BOISE MERIDIAN, LYING WITHIN FREMONT COUNTY, STATE OF IDAHO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF IDAHO STATE HIGHWAY NO. 87, WHENCE THE SOUTHEAST CORNER OF SAID SECTION 30 BEARS S 53°44'04\"E 2289.38 FEET DISTANT, SAID POINT BEING A BRASS CAP MONUMENT SET IN CONCRETE AT STATION NO. 167+00 OF SAID HIGHWAY NO. 87; THENCE N 54°03'25\"W ALONG SAID NORTHERLY RIGHT-OF-WAY LINE A DISTANCE OF 521.62 FEET; THENCE IN A NORTHERLY DIRECTION FOR THE FOLLOWING FIVE COURSES:

- 1.) N 35°56'35\"E A DISTANCE OF 286.84 FEET;
 - 2.) N 70°00'00\"E A DISTANCE OF 350.00 FEET;
 - 3.) N 40°40'00\"W A DISTANCE OF 305.00 FEET;
 - 4.) N 21°07'30\"E A DISTANCE OF 235.00 FEET;
 - 5.) N 00°07'46\"E A DISTANCE OF 210.00 FEET TO THE NORTH LINE OF SAID SOUTH ONE-HALF OF SECTION 30;
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 - 2.) S 62°52' FEET ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 04°28'39\". A RADIUS OF 800.00 FEET, AND A CHORD WHICH BEARS N 69°51'50\"E 62.50 FEET DISTANT;
 - 3.) S 17°53'51\"E A DISTANCE OF 182.50 FEET;
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HAS LAID OUT, PLATTED AND SUBDIVIDED SAME UNDER THE NAME AND STYLE OF YELLOWSTONE ACRES AT HENRY'S LAKE, FILING NO. 1, AND DO HEREBY DEDICATE THOSE PORTIONS OF LAND LABELED AS EASEMENTS FOR THE PURPOSES INDICATED.

HEREUNTO SUBSCRIBED THIS DAY OF 19___.

T. DOUGLAS O' BRIEN
 NANCY J. O'BRIEN

ACKNOWLEDGEMENT

STATE OF)
 COUNTY OF)

PERSONALLY APPEARED BEFORE ME THE ABOVE NAMED PERSONS, IN NUMBER, KNOWN TO ME TO BE THE SIGNERS OF THE ABOVE OWNER'S CERTIFICATE, AND DULY ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME FOR THE PURPOSES INDICATED.

DATED THIS DAY OF 19___.

NOTARY PUBLIC

COUNTY RECORDER'S ACCEPTANCE

I HEREBY ACCEPT THIS PLAT FOR FILING ON THIS DAY OF 19___.

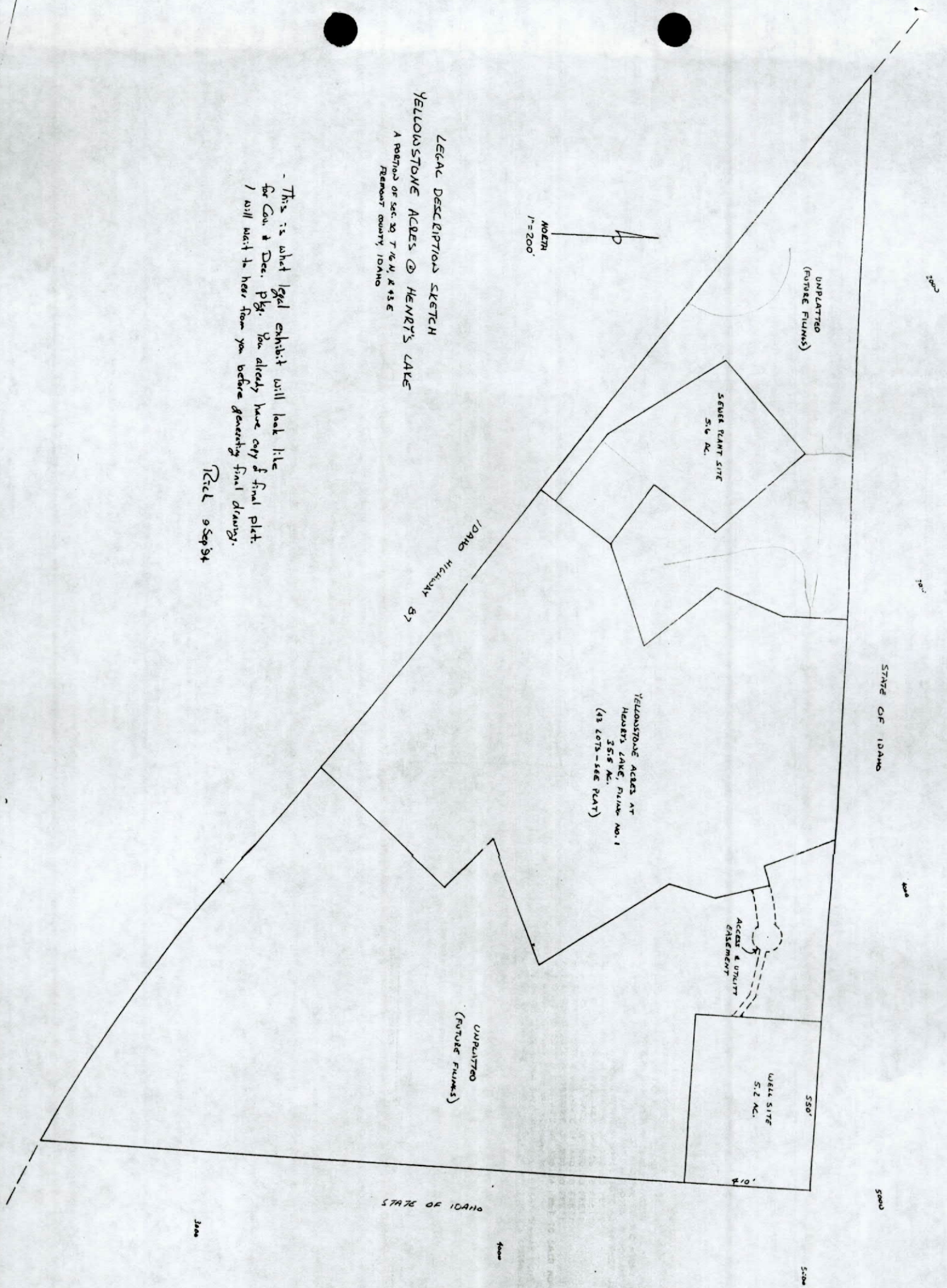
AND INDICATE THE RECEPTION OF FILING NUMBER TO BE

COUNTY RECORDER

DEC 22 1994
 FREMONT COUNTY, IDAHO

LEGAL DESCRIPTION SKETCH
 YELLOWSTONE ACRES @ HENRY'S LAKE
 A PORTION OF SEC. 30 T. 16 N. R. 43 E
 REMOINT COUNTY, IDAHO

- This is what legal exhibit will look like
 for Gov. & Dec. Pkg. You already have copy of final plat.
 I will wait to hear from you before generating final drawing.
 Rick 9 Sep 94



RECEIVED
 DEC 22 1994

CENTERLINE CURVE DATA

CURVE	DELTA	RADIUS	LENGTH	CHORD
A	11°36'35"	1340.95'	279.52'	279.01'
B	12°59'30"	279.58'	63.32'	63.28'
C	52°45'30"	279.58'	257.22'	248.44'
D	57°03'58"	100.00'	99.44'	95.33'
E	50°41'02"	100.00'	83.46'	83.60'
F	86°42'00"	252.86'	382.45'	347.13'
G	29°15'08"	169.95'	86.77'	87.83'
H	09°24'09"	770.00'	126.36'	126.22'
I	23°06'30"	450.91'	181.86'	181.63'
J	17°30'00"	574.94'	173.60'	174.92'

NOTE: ALL CENTERLINE CURVES ARE TANGENT TO THE ADJOINING COURSE.
ALL LOT LINES NOT LABELED WITH BEARINGS ARE PARALLEL TO THE OPPOSITE LINE OR LINES.

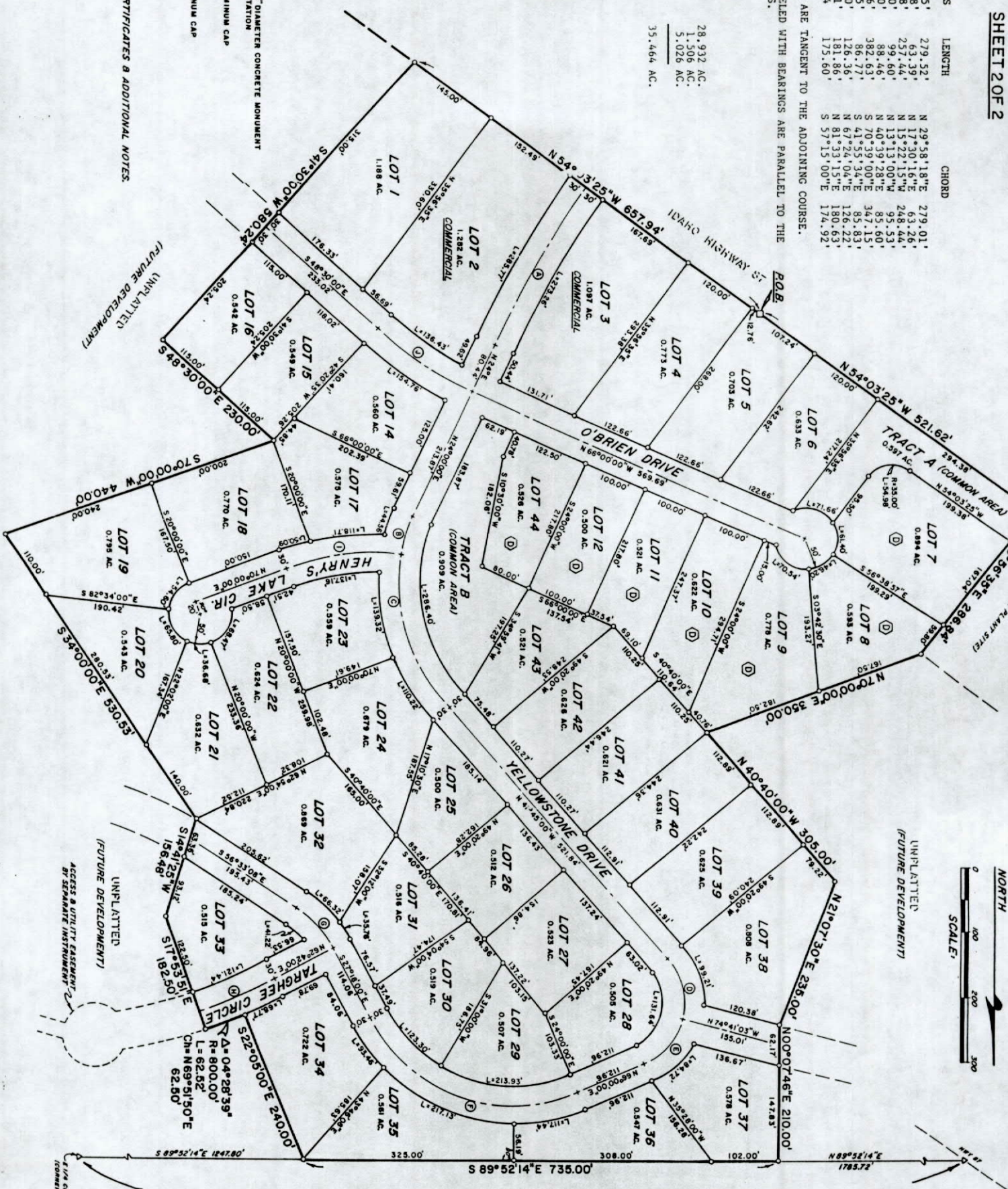
AREA TABULATION	
LOTS	28.932 AC.
COMMON AREA	1.506 AC.
ROADS	5.026 AC.
TOTAL AREA	35.464 AC.

⊕ = DUPLEX LOT

MONUMENT LEGEND

- FOUND BRASS CAP SET IN 6" DIAMETER CONCRETE MONUMENT
- IDAHO DEPT. OF TRANSPORTATION
- FOUND STEEL ROD w/ ALUMINUM CAP
- PLS NO.
- SET 1/8" REBAR w/ 2" ALUMINUM CAP
- PLS NO. 7381

SEE SHEET 1 FOR CERTIFICATES & ADDITIONAL NOTES.



STATE OF IDAHO
Basis of Bearings

RECORDED
DEC 22 1984

7/84

Amt. of Fee \$: 100.00Receipt No. 0046930Receipt By: J. MannDate Received: 10-20-99

OCT 20 1999

RECEIVED

OCT 20 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 21-07554 Telephone No. 208-522-06692. Name(s) of Permit Holder(s): T. Douglas & Nancy J. O'Brien3. Mailing Address: T. Douglas O'Brien
270 W. Sunnyside Rd.
Idaho Falls, ID 83402-46174. Source of Water: Groundwater If **GROUNDWATER** (well), Date Drilled: mo. ¹Sept. 1979 ²Nov/yr. 1996 *a. Well Driller: Andrew Well Drilling Service Drilling Permit Number ¹See Driller Report? ²21-96-E-0086b. **OPTIONAL:** ¹1 1/2 ²57
Pump Horsepower: ¹7 1/2 Pressure (psi): ¹57 Dynamic pumping level (ft): ¹210 ²77

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: 0.33 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 X or No _____Has the measuring device been installed? Yes X or No _____**Flow Measurement Port:** Is a flow measurement port required? Yes X or No _____Has the measurement port been installed? Yes X or No _____8. Fee Enclosed: \$ 100.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: T. Douglas O'Brien Telephone Number: 208-522-0669270 W. Sunnyside Rd.
Address: Idaho Falls, ID 83402-4617

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: T. Douglas O'Brien Date: 10/18/99
(include your title, if on behalf of company or organization)See Well Driller's Reports attached

MICROFILMED

JAN 27 2000

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 21-07554

Proposed Priority: October 27, 1994 Maximum Diversion Rate: 0.33 CFS

This is to certify, that J DOUGLAS O BRIEN
NANCY J O BRIEN
270 W SUNNYSIDE
IDAHO FALLS ID 83402

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	0.33 CFS

LOCATION OF POINT(S) OF DIVERSION: NESE , Sec. 30, Township 16N, Range 43E
FREMONT County

PLACE OF USE: DOMESTIC

TWN RGE SEC

16N 43E 30 NESE NWSE SWSE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1999.
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. Prior to the diversion of water under this right a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Construction of the well must comply with Idaho well construction standards.
7. Two points of diversion are located within NESE, S30, T16N, R43E. Places of use are located within Lots 1-12, 14-44, & Tract B, Yellowstone Acres at Henry's Lake Subdivision.
8. Domestic use is for 50 homes.
9. The domestic use authorized under this permit shall not exceed 13,000 gallons per day per dwelling in accordance with Section 42-111, Idaho Code.

DEC 22 1994

State of Idaho
Department of Water Resources

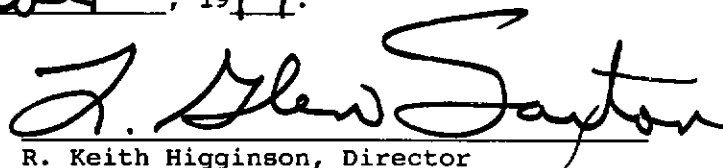
Permit To Appropriate Water

NO. 21-07554

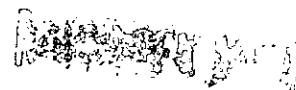
This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.

Witness the signature of the Director, affixed at Boise, this

19th day of December, 1994.


R. Keith Higginson, Director

for



DEC 22 1994



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 21-2554

Department of Water Resources To appropriate the public waters of the State of Idaho

1. Name of applicant J. Douglas and/or Nancy J. O'Brien Phone 522-0669
Post office address 270 West Sunnyside, Idaho falls Idaho 83402
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 30 Township 16N Range 43E B.M. Fremont County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.33 cfs for Domestic purposes from 1 January to 31 Dec (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. Description of ditches, flumes, pumps, headgates, etc. 2 wells, 3 9250 gallon water storage tanks & distribution system to 50 homesites.
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
1 Existing well - 1 New well to be drilled.
(c) Proposed well diameter is 8" inches; proposed depth of well is 375' feet.
d. Is ground water with a temperature of greater than 85°F being sought? NO
(e) If well is already drilled, when? 8-27-79; Drilling firm Andrew
Well was drilled for (well owner) Buzz Harrison Assoc
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
5 years (minimum 1 year).

DEC 22 1994

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. 50
- e. Other; describe fully. _____

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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
16N	43E	30													D	D	D		

Total number of acres to be irrigated _____

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

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

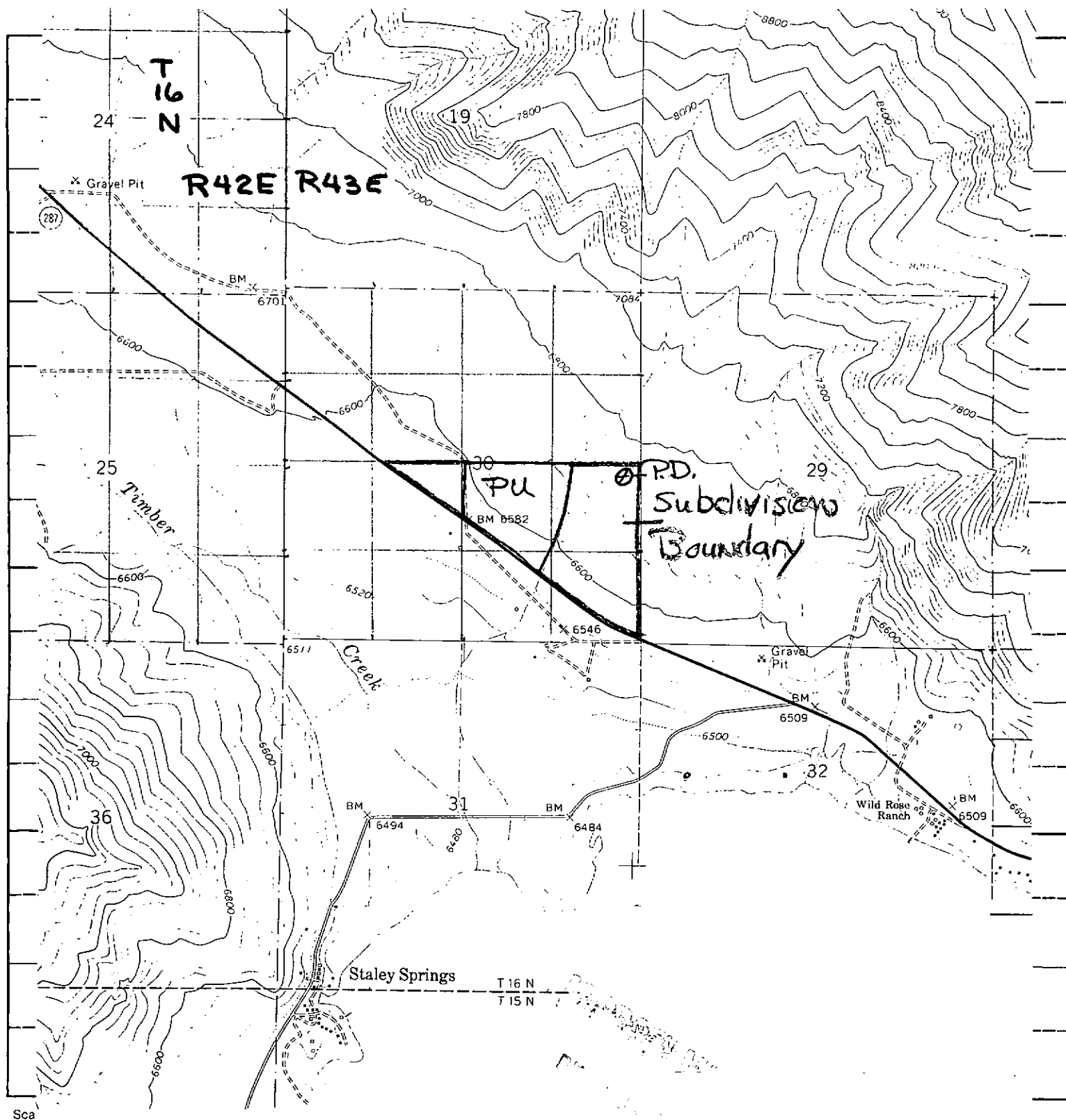
b. Who owns the land to be irrigated or place of use? applicant

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

12. Remarks: see copy of plat for actual place of use

DEC 22 1994

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number.



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

T. Douglas Brien
(Applicant)

Received by DMD Date 10-27-94 Time _____ Preliminary check by ALJ
Fee \$ 100⁰⁰ Receipted by DMD # E020433 Date 10-26-1994
Publication prepared by LB Date Herald Published in 11-17-24-94
Chronicle
Publication approved LB Date 12-6-94

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

RECEIVED

DEC 22 1994

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DISTRICT 7 HEALTH DEPARTMENT

PLANNING AND ZONING APPROVAL

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CHAIRMAN

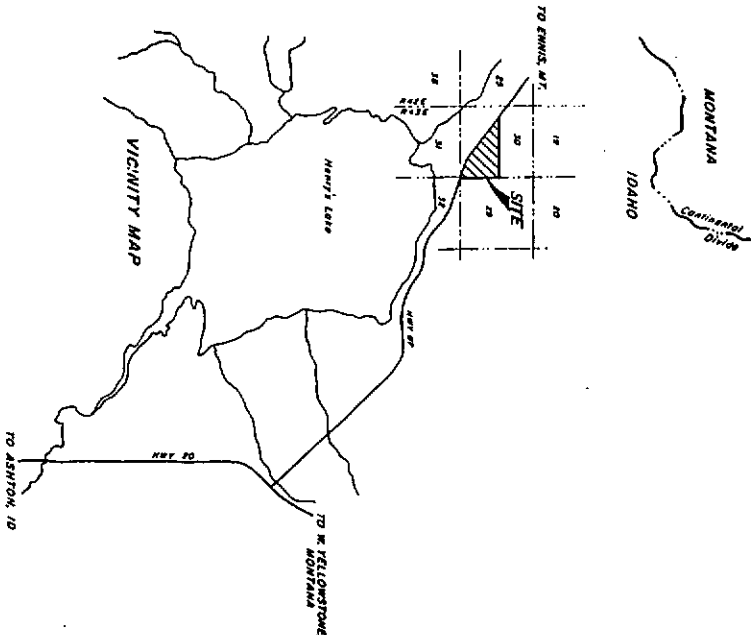
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HEREUNTO SUBSCRIBED THIS DAY OF 19.

T. DOUGLAS O' BRIEN

NANCY J. O'BRIEN

ACKNOWLEDGEMENT

STATE OF)
 COUNTY OF)

PERSONALLY APPEARED BEFORE ME THE ABOVE NAMED PERSONS, IN NUMBER, KNOWN TO ME TO BE THE SIGNERS OF THE ABOVE OWNER'S CERTIFICATE, AND DULY ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME FOR THE PURPOSES INDICATED.

DATED THIS DAY OF 19.

NOTARY PUBLIC

COUNTY RECORDER'S ACCEPTANCE

I HEREBY ACCEPT THIS PLAT FOR FILING ON THIS DAY OF 19.

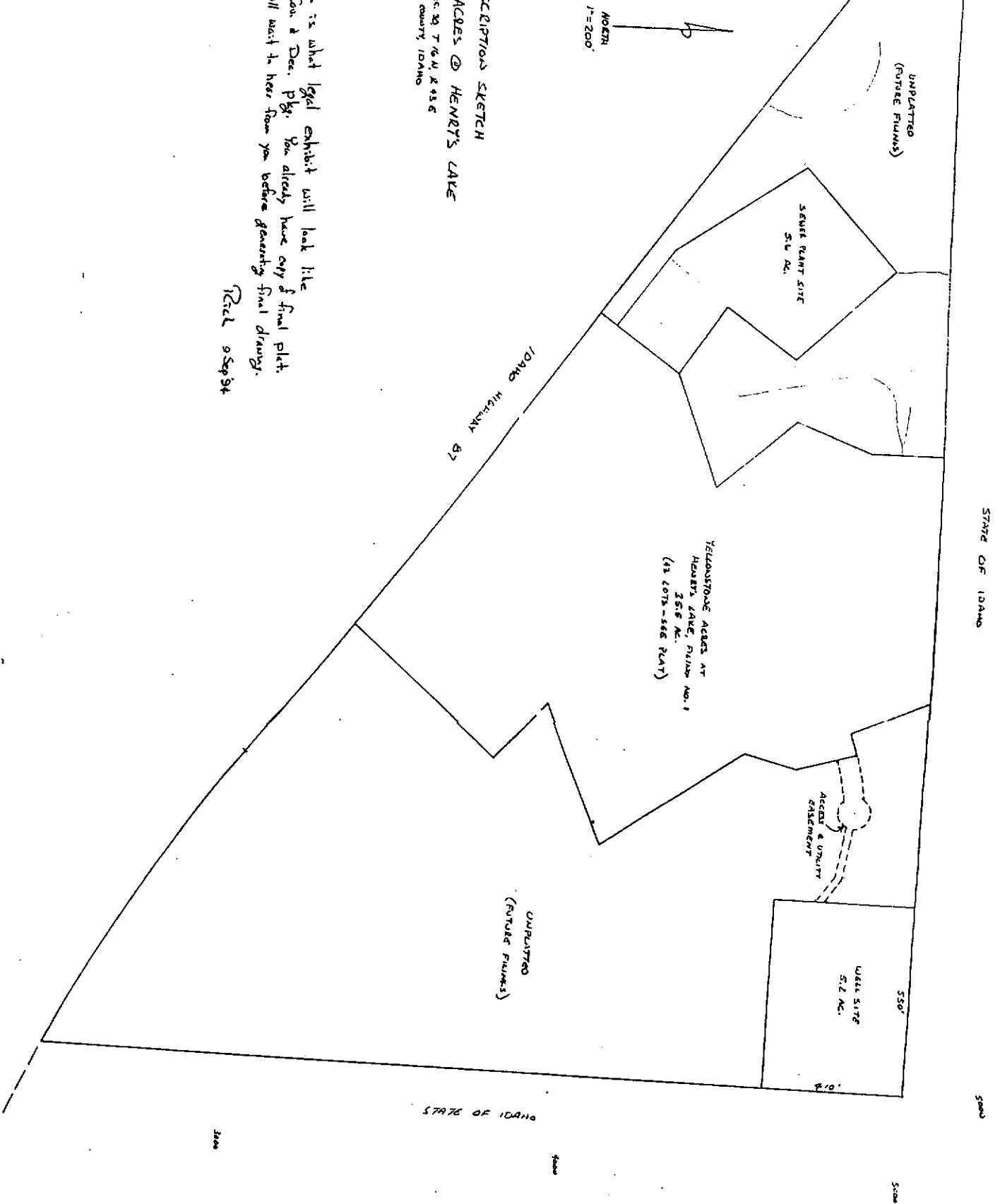
AND INDICATE THE RECEPTION OF FILING NUMBER TO BE

COUNTY RECORDER

LEGAL DESCRIPTION SKETCH
 YELLOWSTONE ACRES @ HENRY'S LAKE
 A PORTION OF SEC. 29 T. 16 N. R. 11 E.
 FREEMONT COUNTY, IDAHO

- This is what legal exhibit will look like
 for Gov. & Dec. Plat. You already have copy of final plat.
 I will wait to hear from you before generating final drawing.

Rich 9 Sep 94



CENTERLINE CURVE DATA

CURVE	DELTA	RADIUS	LENGTH	CHORD
A	11°56'35"	1360.95'	279.52'	279.01'
B	12°59'30"	279.58'	63.39'	63.26'
C	52°45'30"	279.58'	257.44'	248.44'
D	57°03'58"	100.00'	99.60'	95.53'
E	50°41'02"	100.00'	100.00'	88.46'
F	86°42'00"	252.86'	382.63'	367.15'
G	29°15'08"	169.95'	86.77'	85.83'
H	09°24'09"	770.00'	126.36'	126.22'
I	23°06'30"	450.91'	181.86'	180.45'
J	17°30'00"	574.94'	175.60'	174.92'

NOTE: ALL CENTERLINE CURVES ARE TANGENT TO THE ADJOINING COURSE.
ALL LOT LINES NOT LABELED WITH BEARINGS ARE PARALLEL TO THE OPPOSITE LINE OR LINES.

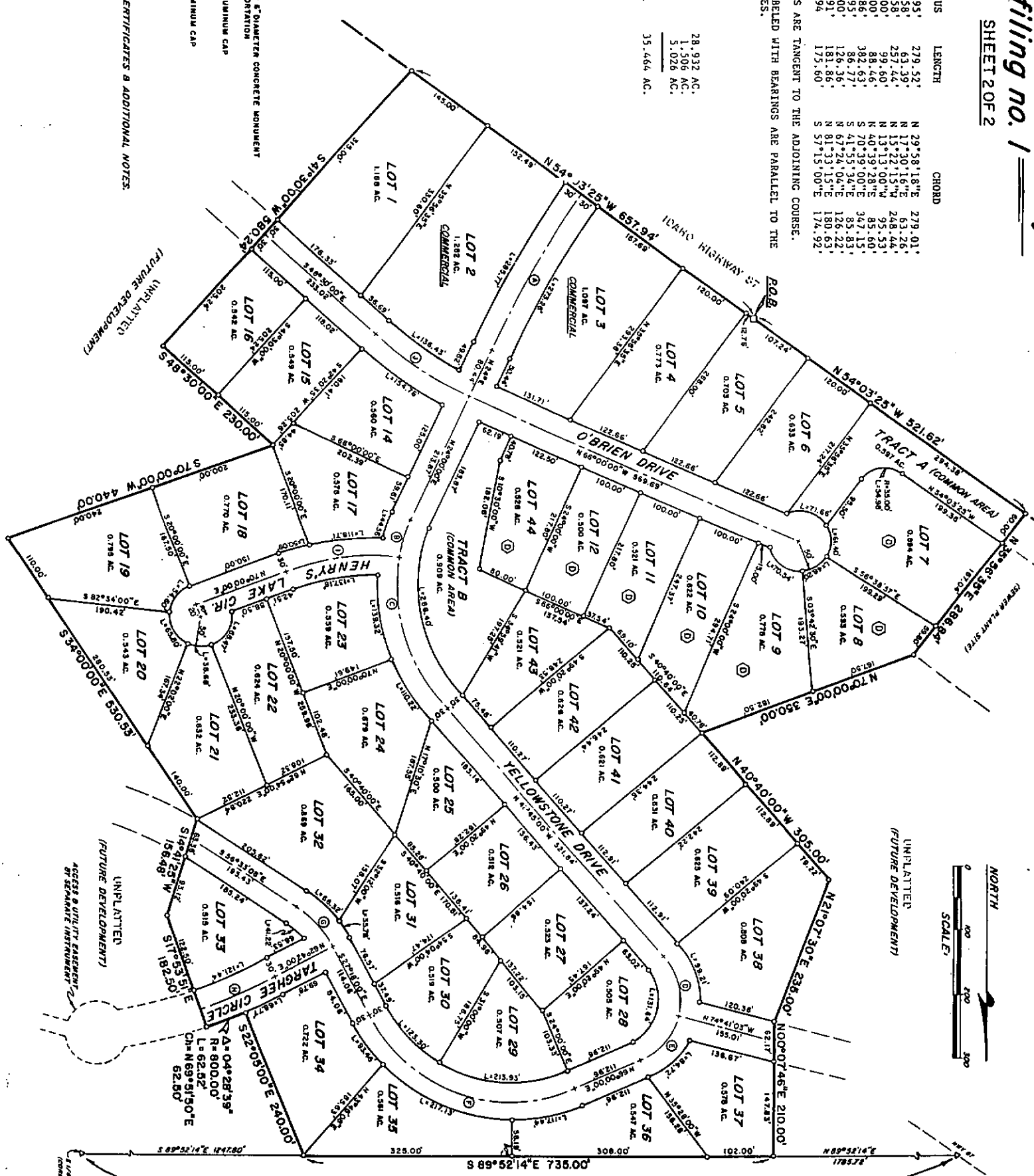
AREA TABULATION	
LOTS	28.932 AC.
COMMON AREA	1.506 AC.
ROADS	3.026 AC.
TOTAL AREA	35.464 AC.

⊕ = DUPLEX LOT

MONUMENT LEGEND

- FOUND BRASS CAP SET IN 6" DIAMETER CONCRETE MONUMENT
- IDaho DEPT. OF TRANSPORTATION
- FOUND STEEL ROD w/ ALUMINUM CAP
- PLS. NO.
- SET 3/8" REBAR w/ 2" ALUMINUM CAP
- PLS. NO. 7381

SEE SHEET 1 FOR CERTIFICATES & ADDITIONAL NOTES.



STATE OF IDAHO
Basis of Bearings

1/4 CON. SEC. 40
(COMMON BEING FILED)

RECORDED
JUN 2 2024



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

January 13, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

T DOUGLAS O BRIEN
NANCY J O BRIEN
270 W SUNNYSIDE RD
IDAHO FALLS ID 83402-4617

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 21-07554

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,

A handwritten signature in black ink, appearing to read 'Kari Lynn Townsend', is written over a horizontal line.

Kari Lynn Townsend
Secretary

c: IDWR - Regional Office

MICROFILMED
JAN 27 2000

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 21-07554 Reviewed by WJA Date 01-11-00

GENERAL CONSIDERATIONS

yes Name same as permit?
yes Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

Dom - 50
yes Correct Uses?

SOURCE OF WATER

 Surface water source

✓ Ground water source

yes Drilling permit required?

 Copy in the file? Drilling Permit No.

200 Amount paid for permit

 Well log in the file?

yes Correct?

LICENSE EXAMINATION FEE

yes Required?

100 Amount Submitted

yes Correct?

MEASURING DEVICE

yes Required?

yes Installed?

 Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

none - ock proof

DATA ENTRY

New Address

Proof Made 10-20-99

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.

ELL OWNER Buzz Harris Associates
 name Buzz Harrison Assoc.
 address 36 So. State Salt Lake City, Utah
 well's Permit No.

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

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

METHOD DRILLED
☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary
☐ Cable ☐ Dug ☐ Other

WELL CONSTRUCTION
 Casing schedule: ☒ Steel ☐ Concrete ☐ Other

Thickness	Diameter	From	To
250 inches	8 inches	1 feet	306 feet
250 inches	6 inches	1 feet	340 feet

 Was casing drive shoe used? ☒ Yes ☐ No
 Was a packer or seal used? ☐ Yes ☒ No
 Perforated? ☐ Yes ☒ No
 How 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 backed? ☒ Yes ☐ No Size of gravel _____
 Placed from _____ feet to _____ feet
 Surface seal depth 30+ Material used in seal: ☐ Cement grout
☒ Bentonite ☐ Pudding clay ☐ Well cuttings
 Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing
☐ Overbore to seal depth
 Method of joining casings: ☐ Threaded ☒ Welded ☐ Solvent
☐ Weld
☐ Cemented between struts
 Describe access port Well Cap

LOCATION OF WELL
 Sketch map location must agree with written location:

 Subdivision Name Henry's Lake View Estate
 Lot No. _____ Block No. _____
 County Fremont

WATER LEVEL
 Static water level 210 feet below land surface.
 Flowing? ☐ Yes ☒ No G.P.M. flow _____
 Artesian closed-in pressure _____ p.s.i.
 Controlled by: ☐ Valve ☐ Cap ☐ Plug
 Temperature _____ °F. Quality Good

WELL TEST DATA
☐ Pump ☐ Baller ☐ Air ☐ Other

Discharge G.P.M.	Pumping Level	Hours Pumped

LITHOLOGIC LOG

Hole Diam.	Depth From To	Material	Water Yes No
10"	0 5	Soil	X
"	5 18	Chert Broken Broken	X
"	18 235	" " Firm	X
"	235 250	" " Broken	X
"	250 265	Clay Brown Grey	X
"	265 285	Conglomerate	X
"	285 316	Chert Broken	X
"	316 340	Chert Broken & Clay	X
"	340 375	Chert Broken Grey	X

DRILLERS CERTIFICATION
 I/We certify that all minimum well construction standards were complied with at the time the rig was removed.
 Firm Name Andrew well Drilling Firm No. 5
 Cont.
 Address 1268 East 17th Street Date 2/5/81
 Idaho Falls, Idaho 83402
 Signed by (Firm Official) [Signature]
 and [Signature]
 (Operator) [Signature]

MICROFILMED
JAN 27 2000

September 30, 1999

J DOUGLAS O BRIEN
NANCY J O BRIEN
270 W SUNNYSIDE
IDAHO FALLS ID 83402

PROOF DUE NOTICE

RE: PERMIT NO. 21-07554

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 December 1, 1999.

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

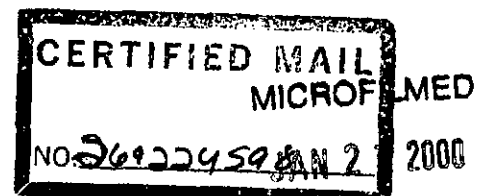
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures





State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 20, 1994

J DOUGLAS O BRIEN
NANCY J O BRIEN
270 W SUNNYSIDE
IDAHO FALLS ID 83402

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 21-07554

Dear Permit Holder:

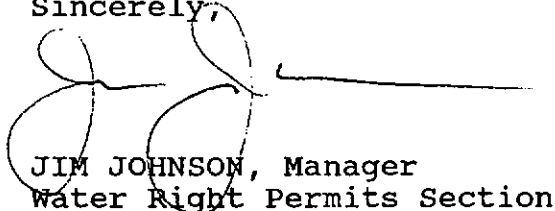
Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

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.

If a well has not already been constructed you are required to obtain a "drilling permit" from the department. The right to drill a well is not a part of this permit to appropriate water.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

RECEIVED
DEC 22 1994

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 21-7554 Name: O'Brien Date: 12/8/94 Correct Fee? ☒

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA ~~Trust~~/Non-trust

SYSTEM COMPLETED:

No - ~~26A~~ P17

Complete in 1 year - P16

Yes

Proof not submitted - P16

Proof submitted - NA

GROUNDWATER: 1 existing well; 1 proposed well

+ 0.2 cfs <FLO-CH> - 01G (new), 01K (existing), No MD

- 0.2 cfs - No MD <FLOW CHART>

Drilling Permit: 1 well drilled 1979; 1 proposed well.

Included w/permit - Permit No. _____, P99

Existing well - NA (pre 7/1/87)

No WD permit? - ~~046-46A(Irr)~~ 46B-P23 (post 7/1/87)

SURFACE WATER: not in WD - T17 (+.2 w/pump), No MD <FLOW CHART>

LOCATION:

Water District(~~dom~~) - WD No. _____

*Surface water - 005 (req) 01J-P08 <FLOW CHART>

(doesn't sink) or 01H-P01 <FLOW CHART>; No MD

Groundwater - P05 (new irrigation well)

In stream channel - 030 (stream channel alteration)

Irr Dist/Canal Co. - 023 (Twin Falls area)

Drainage Districts - 024

Flood Control Dist. - 063

Boise Front (63) - 058 (-85° GW temp only)

Swan Falls Flag - \$ <SEE CONDITION CODE CHART>

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

Non Trust <1> - 048-049 (Consumptive Uses), NA

RIVER BASINS (*Surface water):

Boise R(63) - 05A (if WD), 11E (non-domestic use), NA

Payette R(65) - 064(consump. use), 047-P04(Payette Lake), NA

Snake R(01/02/03) - 11A-P04 (01), 061-P07 (02/03 No WD Cond.), NA

USE:

Fish Propagation - 07A-042 (req) & 010/06A/09E(WQ)-P10
044 (N 1000 Spr)

Irrigation - 03A/057, 803(if GW use SW 1st)(+5A PU comp), NA

Power - 08A-17K-025-027(req); 01F(MD)-P19; 09E(WQ)-P10;
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09

Mining - 054 (req) & 06A/010/09E-P10

Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA

Domestic (surface) - 021(Boise R + L Peak), 064(Payette R), NA

OWNERSHIP:

Non land owner - 004 (PD/PU)

PROTESTED:

- 020(Prehearing agreement)/W19(See Order)

OTHER CONDITIONS:

REMARKS:

- ① w01/50 ② P/U/Lots 1-12, 14-44, Tract B

- ③ w04

BENEFICIAL USE DUE:

- 12-1-1996

COMMENTS:

DATE: 12/08/94
PAGE: 1

Misc: Water District Number: Field Exam Fee:

WR0749NP
No. P21-07554

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/08/94
PAGE: 2

Audit: 12/08/94 CZIMMERM

Form No. 202a
4/87

Dist. for staffing
Submitted for advertising 10-27-94

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATIONS FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY HWS DATE 10-27-94 APPLICATION NO. 21-7554
Douglas O'Brien
REQUIRED INFORMATION

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

ADDITIONAL INFORMATION

Overlapping place of use (Describe source & relationship to present application on the back.)

Overlapping point of diversion

☐ Yes ☒ No Field check required

☐ Yes ☒ No 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 _____

RECEIVED
DEC 07 1994

Department of Water Resources

Date Requested _____

LOCAL PUBLIC INTEREST

Comments received from

_____ City	_____ Idaho Fish & Game	_____ Irrigation District
_____ County	_____ Idaho Health & Welfare	_____ Canal Company
_____ Reservations	_____ Division 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 OF APPLICATION - WATER

RIGHTS #21-07554 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 NOVEMBER 17, 1994 and the last publication having been made on NOVEMBER 24, 1994.

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 Weatherston

STATE OF IDAHO)
COUNTY OF MADISON)

On this 25TH day of NOVEMBER in the year of 1994 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.

Logan O. Pugh

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:

21-07554
O BRIEN, J DOUGLAS
O BRIEN, NANCY J
270 W SUNNYSIDE
IDAHO FALLS, ID 83402
Source: GROUNDWATER
Diversions Pt: NESE Sec 30 T 16 N R
43E in FREMONT County.
Use: DOMESTIC (.330 CFS) Total Diver-
sion: (.330 CFS)
Date Filed: 10/27/1994
In: FREMONT County T16N R43E S30
NESE NWSE SWSE

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and the Director, Dept. of Water Resources, along with a \$25 filing fee, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before DECEMBER 5, 1994.

R. KEITH HIGGINSON
Director

Publ. Nov. 17 and 24, 1994HC.

DEC 22 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
900 N Skyline

Idaho Falls, Idaho 83402
(208) 525-7161

NOVEMBER 9, 1994

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 DECEMBER 5, 1994.

Yours truly,

Rita Bodell
Secretary

Encl.

RECEIVED
DEC 22 1994

NOTICE OF APPLICATION FOR WATER RIGHT

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

RECEIVED
DEC 22 1994

O BRIEN, J DOUGLAS
O BRIEN, NANCY J
270 W SUNNYSIDE
IDAHO FALLS, ID 83402

Source: GROUNDWATER

Diversion Pt: NESE Sec 30 T 16N R 43E in FREMONT County.

```

Use: DOMESTIC                ( .330 CFS)
      Total Diversion: ( .330 CFS)

```

Date Filed: 10/27/1994

In: FREMONT County
 T16N R43E S30

 NESE NWSE SWSE

DEC 22 1994

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and the Director, Dept. of Water Resources, along with a \$25.00 filing fee, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before DECEMBER 5, 1994.

R. KEITH HIGGINSON, Director

Published: 11/17/1994 & 11/24/1994

DEC 22 1994

November 9, 1994

J DOUGLAS AND/OR NANCY J OBRIEN
270 W SUNNYSIDE
IDAHO FALLS ID 83402

RE: Application for Permit No. 21-07554

Dear Mr. & Mrs. O'Brien:

The Department of Water Resources acknowledges receipt of your application for permit. This office is currently in the process of advertising the application in the Herald Chronicle on November 17 & 24, 1994. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State Office Personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Sincerely,

Harold W. Jones
Harold W. Jones *rb*
Water Right Supervisor

HWJ/rb

DEC 22 1994