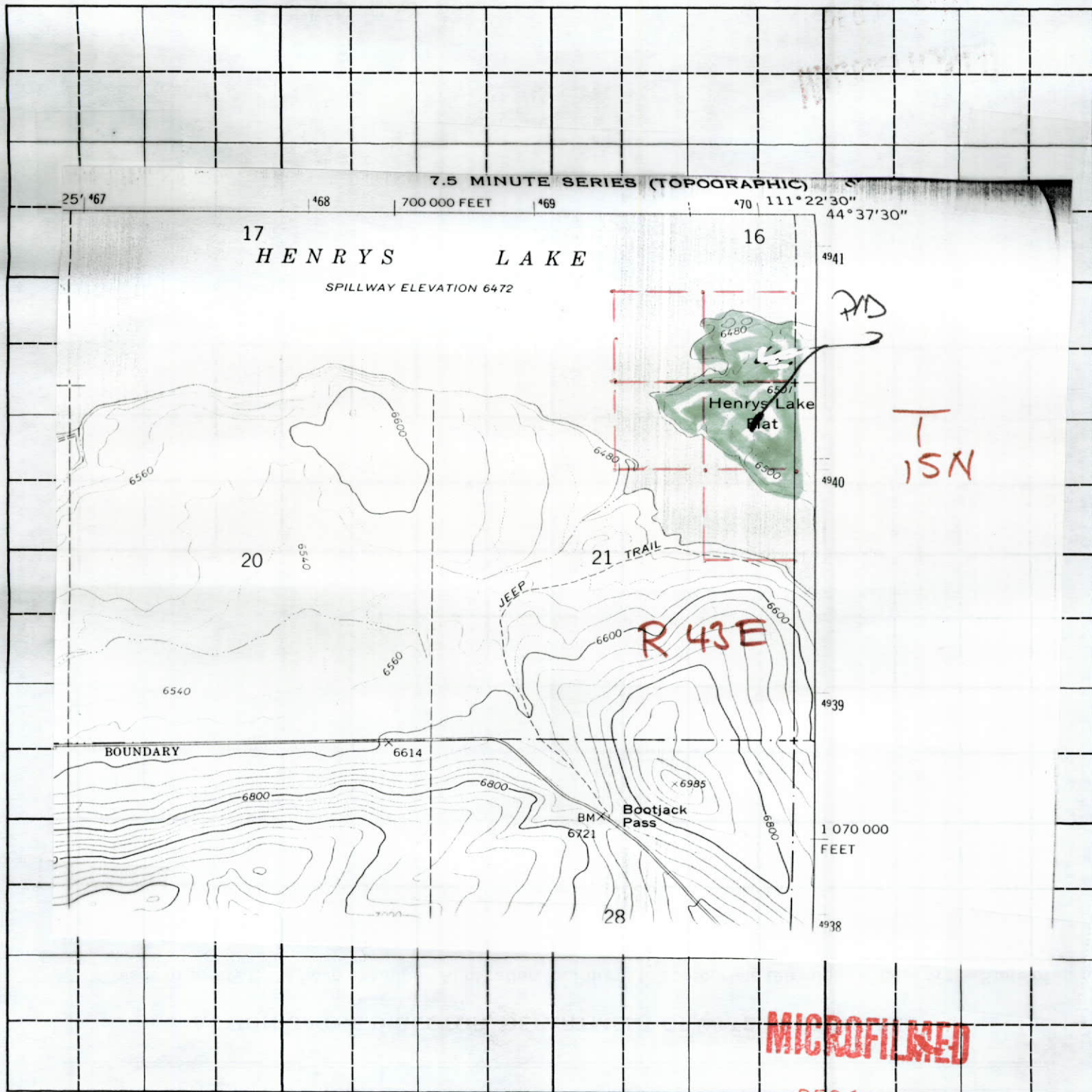


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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DEC 15 1989

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.

Edmund Stohel
(Applicant)

President of Island Park Water Co

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 21-07441)
IN THE NAME OF ISLAND PARK WATER COMPANY) ORDER OF
REINSTATEMENT)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before January 1, 1992; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

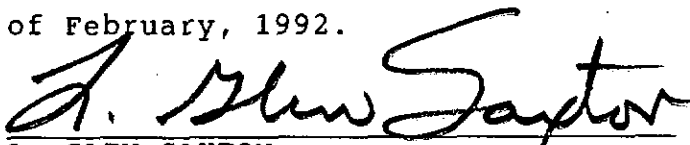
WHEREAS, the Department notified the permit holder that the permit lapsed for failure of the permit holder to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on February 12, 1992;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 21-07441 be REINSTATED with an advance in priority to August 9, 1989.

Dated this 20th day of February, 1992.


L. GLEN SAXTON
Chief, Water Allocation Bureau

MAR 04 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 21-07441

Proposed Priority: June 28, 1989

Maximum Diversion Rate:

0.35 CFS

This is to certify, that **ISLAND PARK WATER CO.**
470 PARK AVE.
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:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.35 CFS

LOCATION OF POINT(S) OF DIVERSION:

NENE Sec. 21, Township 15N, Range 43E
FREMONT County

PLACE OF USE: DOMESTIC

TWN RGE SEC

15N 43E 16
21

SWSE
NENE

SESE
NWNE

SENE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **January 1, 1992.**
2. Subject to all prior water rights.
3. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
4. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
7. Domestic use is for 60 homes.

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

14th day of December, 1989.

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R. Keith Higginson
for R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. _____

21 7441

To appropriate the public waters of the State of Idaho

1. Name of applicant Island Park Water Co. Phone 522-0539

Post office address 470 Park Ave., Idaho Falls, ID 83402

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

3. Location of point of diversion is _____ 1/4 of NE 1/4 of NE 1/4, Govt. Lot _____

Sec. 21 Township 15N Range 43E B.M. Fremont County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.35 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)

5. Total quantity to be appropriated is (a) 0.35 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 & pumps to home sites

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.

Exists c. Proposed well diameter is 6 inches; proposed depth of well is 360 feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

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

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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. _____ 60 home sites

e. Other; describe fully. _____

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.

[illegible]

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

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

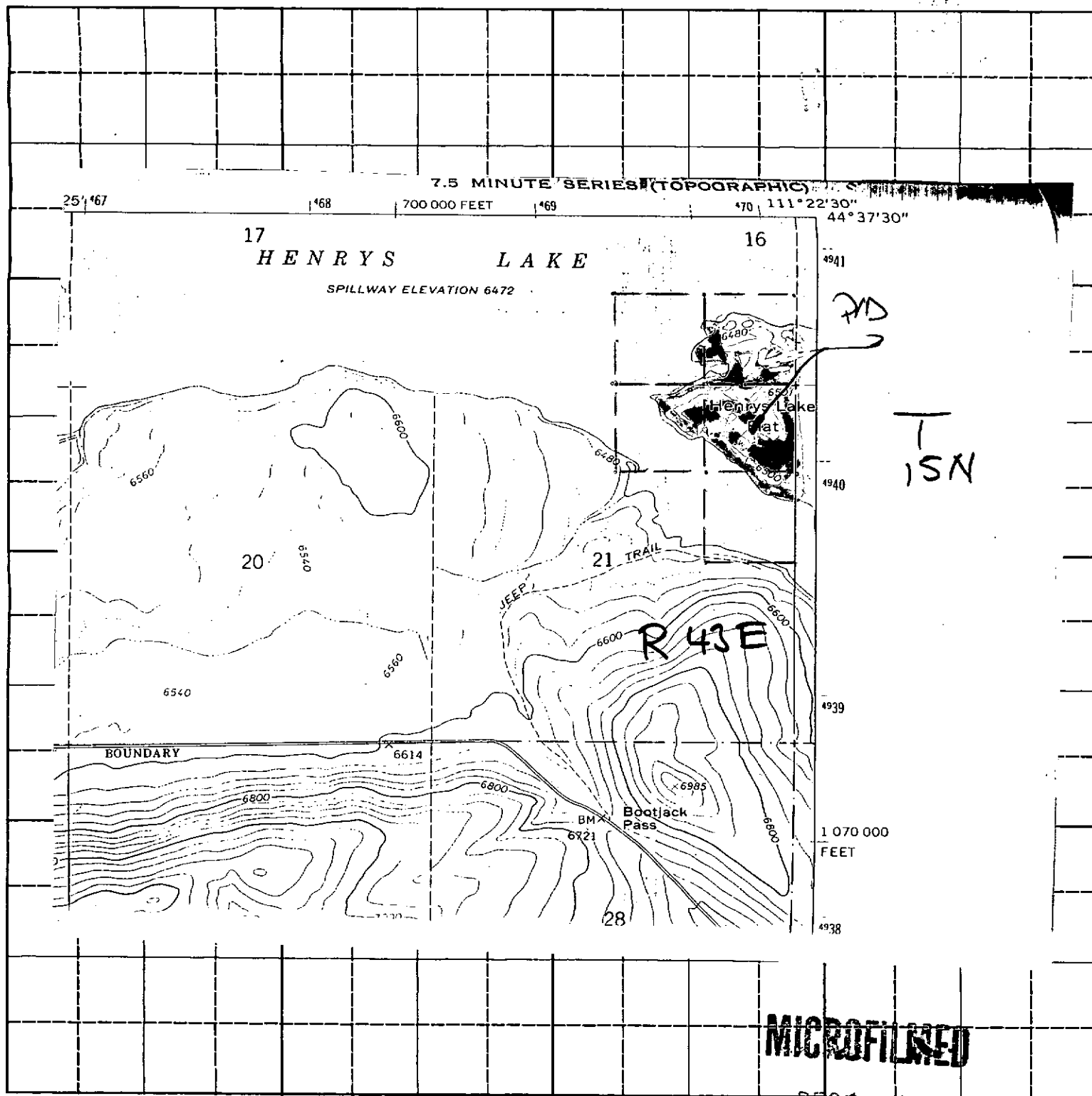
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing.

12. Remarks: Goose Bay Estates Sub. #1 & #2

Ed Strobe] - Pres.

Lloyd Benton - Sec.

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



Scale: 2 inches equal 1 mile.

DEC 15 1989

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.

Edmund Stetzel
(Applicant)

Resurrection of Island Park water Co

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e. Other:

permit.

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.

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.

_____, 19____

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

Idaho No. _____, and said application is hereby _____

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by	<i>HCS</i>	Date	<i>6-28-89</i>	Preliminary check by	_____
Fee \$	<i>45.00</i>	Received by	<i>HCS</i>	#	<i>E009303</i>
		Date	<i>6-28-89</i>		
Publication prepared by	<i>KB</i>	Date	<i>10-5-89</i>	Published in	<i>Herald-Chronicle</i>
Publication approved	<i>QW</i>	Date	<i>11-06-89</i>		

St. Anthony, Idaho
Ashton, Idaho

RECEIVED

AFFIDAVIT OF PUBLICATION

NOV 3 1989

OF IDAHO
of Fremont

Department of Water Resources
Eastern District Office

TERRY WEATHERSTON

First duly sworn, depose and say,
I am the printer of THE FREMONT
HERALD-CHRONICLE, a semi-weekly
paper printed and published in
Fremont County, Idaho; and I do solemnly
swear that the NOTICE OF APPLICATION
of which notice appears attached
hereto was published in the regular and
supplement issue thereof

TWO consecutive issues, the
publication having been made on
OCTOBER 5, 1989

and the last publication having been
on OCTOBER 12, 1989
I further, that said newspaper is one
of general circulation in said county;
it is a legal newspaper, conforming
to all specifications under Idaho
laws; that it has at least two
bona fide subscribers living
in the county of publication; and
it has been continuously and
uninterruptedly published in said county
for a period of seventy-eight
consecutive weeks prior to the first
issuance of said notice.

Terry Weatherston

OF IDAHO)
OF MADISON)

On the 13TH day of OCTOBER
year of 1989, 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
duly sworn, declared that the
contents therein are true, and
he acknowledged to me that he executed the

[Signature]

Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: June 8, 1993

NOTICE OF APPLICATION
FOR WATER RIGHT

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

21-07439
ELK CREEK WATER CO.
470 Park Ave.
Idaho Falls, ID 83402
Source: GROUNDWATER
Diversion Pt: NESE Sec 14 T 13N R
43E SESE Sec 14 T 13N R 43E
Use: DOMESTIC (.380 CFS)
Date Filed: 6/28/1989
In: T13N R43E S14 NESE SESE

21-07440
ZIONS LAND SALES & INVESTMENT
CORP.
470 Park Ave.
Idaho Falls, ID 83402
Source: GROUNDWATER
Diversion Pt: NWSE Sec 17 T 12N R
43E

Use: DOMESTIC (.020 CFS)
Date Filed: 6/28/1989
In: T12N R43E S17 NWSE

21-07441
ISLAND PARK WATER CO.
470 Park Ave.
Idaho Falls, ID 83402
Source: GROUNDWATER
Diversion Pt: NENE Sec 21 T 15N R
43E

Use: DOMESTIC (.350 CFS)
Date Filed: 6/28/1989
In: T15N R43E S16 SWSE SESE S21
NENE NWNE SENE

21-07442
ISLAND PARK WATER CO.
470 Park Ave.
Idaho Falls, ID 83402
Source: GROUNDWATER
Diversion Pt: NENE Sec 23 T 13N R
43E

Use: DOMESTIC (.400 CFS)
Date Filed: 6/28/1989
In: T13N R43E S23 NENE NWNE
SWNE SENE SENW NESW NWSE

21-07443
ISLAND PARK WATER CO.
470 Park Ave.
Idaho Falls, ID 83402
Source: GROUNDWATER
Diversion Pt: NWSW Sec 12 T 13N R
42E

Use: DOMESTIC (.400 CFS)
Date Filed: 6/28/1989
In: T13N R42E S12 SWNE SENE
NESW NWSW SWSW SESW NWSE

21-07444
ISLAND PARK WATER CO.
470 Park Ave.
Idaho Falls, ID 83402
Source: GROUNDWATER
Diversion Pt: NENW Sec 12 T 13N R
42E; NWNW Sec 12 T 13N R 42E; SWNW
Sec 12 T 13N R 42E; SENW Sec 12 T
13N R 42E

Use: DOMESTIC (.400 CFS)
Date Filed: 6/28/1989
In: T13N R42E S12 NENW NWNW
SWNW SENW

21-07445
ISLAND PARK WATER CO.

470 Park Ave.
Idaho Falls, ID 83402
Source: GROUNDWATER
Diversion Pt: NENE Sec 10 T 13
41E

Use: DOMESTIC (.300 CFS)
Date Filed: 6/28/1989
In: T13N R41E S10 NENE NW
SENE

22-07489
HANSEN, E. LYLE
Route 1 Box 42-4
St. Anthony, ID 83445
Source: GROUNDWATER
Diversion Pt: SWSE Sec 13 T 07
41E

Use: IRRIGATION (3.500 CFS)
Date Filed: 4/08/1985
In: T07N R41E S13 NENE NWNE
SWNE SENE NESE NWSE 175.0
Total

The permit(s) will be subject to all
water rights. Protests may be submi-
tted based on the criteria of Sec. 43-2
Idaho Code and/or the new public Int-
erference criteria of Sec. 42-203C, Idaho Code.
Tests must be filed with the Director,
Department of Water Resources, 150 Shoup
Suite 15, Idaho Falls, Idaho 83402
before OCTOBER 23, 1989.

R. KEITH HIGGINSON
DI

Publ. Oct. 5 and 12, 1989HC.

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DEC 15 1989

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.

[illegible]

February 21, 1992

ISLAND PARK WATER CO.
C/O ED STROBEL
500S. WOODRUFF
IDAHO FALLS ID 83401

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 21-07441

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

Enclosure

RECEIVED
MAR 04 1992

RECEIVED

FEB 12 1992

STATE OF IDAHO

For Office Use Only
Amt. of Fee \$ 100 ⁰⁰
Date 12 Feb 92
Receipt No. E016922
Received by Kew

Department of Water Resources
Eastern District Office

DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 21-7441 Telephone No. 523-3300

Name(s) of Permit Holder(s): Island Park Water Co. % Ed Strobel

Post Office Address: 500 S. Woodruff, Idaho Falls, Id. 83401

Source of Water: Groundwater

If ground water, well driller's name: Andrew Well Drilling Date drilled: 1972

Extent of Use: Goose Bay Subdivision 1 & 2
Domestic 60 (No. of households) Irrigation _____ (No. of acres)

Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 0.35 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 1973

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes ☒ No Installed? Yes ☒ No

OR

Flow Measurement Port: Required? Yes ☒ No Installed? Yes ☒ No

Fee Enclosed: \$ 100⁰⁰ (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

Ed Strobel
Name Telephone No.

Same
Address

The above information 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.

12 Feb 1992
Date

Ed Strobel
Signature (and title if on behalf of a company or organization)

MAR 04 1992

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single ownership
domestic use or stockwater use of
less than 13,000 gallons per day.

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 21-07441

Reviewed by Klg

Date 2/19/92

GENERAL CONSIDERATIONS

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

TYPES OF USE

domestic - 60
Correct Uses? yes

SOURCE OF WATER

Surface water source
✓ Ground water source

NA Drilling permit required?
1972 Copy in the file? Drilling Permit No. _____
Amount paid for permit _____ Correct?
Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
100 Amount Submitted
yes Correct?

MEASURING DEVICE

NA Required?
/ Installed?
Waiver requested?

PRIORITY CALCULATION

Date proof received 2/12/92 43
Date proof due 1/1/92 - 1
No. of days late = 42
Priority Date 6/28/89 + 179
New Priority Date 8/9/89 221

DEFICIENCIES OR ACTION ITEMS

proof acceptable

needs an order

DATA ENTRY

New Address 500 S. Woodruff Id 83401
2/19/92 Klg

Proof Made 2/12/92
2/21/92 Klg

January 6, 1992

ISLAND PARK WATER CO.
C/O ED STROBEL
500S. WOODRUFF
IDAHO FALLS ID 83401

LAPSE NOTICE

RE: PERMIT NO. 21-07441

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated October 31, 1991. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:rf

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 1/6/92
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

KBG

MAR 04 1992

138119
October 31, 1991

ISLAND PARK WATER CO.
C/O ED STROBEL
500S. WOODRUFF
IDAHO FALLS ID 83401

PROOF DUE NOTICE

RE: PERMIT NO. 21-07441

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 January 1, 1992. (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,

Nina Shields
Secretary/Records Manager

Enclosures

MAR 04 1992

Drilling Permit No. 21-90-E-021Water Right Permit No. 21-7441Injection Permit No. 21-7441State of Idaho
Department of Water Resources

DRILLING PERMIT

RECEIVED
JUN 28 1990

Department of Water Resources

Applicant Island Park Water Co.Mailing Address 500 S. Woodluff, Island Park, IDAHO, 83401Telephone 523-3300☒ Well Owner () Well Operator () Other, specify _____Proposed well location NE 1/4 NE 1/4, or Gov't lot No. _____Sec. 21, Twp. 43E, Rge. 15N, County PREWITT

Street Address of Well Site _____

Lot, block and subdivision 5 1/2 LOT, N 1/2 LOT 8, Block 2, Goose Bay Est. Sub #1

Proposed use of well:

☒ Single family or stockwater use (less than 13,000 gallons per day)

() Irrigation (more than 1/2 acre)

() Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____☒ Other (describe fully) DOMESTIC USE FOR 60 HOMES

2. Well construction information:

A. ☒ New well () Deepen () Replace - See Condition 9.B. Proposed surface diameter 8" Maximum depth 400

C. Anticipated bottom hole temperature:

- ☒
- 85°F or less (Cold water well)
-
- () 85°F to 212°F (Low temp. geothermal well)
-
- () 212°F or more (Geothermal well)

3. Construction Start Date ASAP4. Anticipated Well Driller ISLAND PARK WELL DRILLING

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

5. Applicant's signature [Signature] Date 6/21/90Title President
(Owner, Firm Representative, Other)

MAR 04 1992

Fee is \$10 for single family domestic. Other uses may be up to \$100

ACTION () DEPARTMENT OF WATER RESOURCES

This Permit is ApprovedDate 25 June 1990

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

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above 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.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. 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.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

Dennis M. Dunn
Signature of Authorized Department Representative

Dr. Water Resource Agent
Title

Receipt No. 5014895 Received by [Signature] Fee \$00.00 Date 6/25/1990

EXTENSION OF DRILLING PERMIT

MAR 04 1992

Extension approved by _____ Approval Date _____

This extension is good for 60 days beyond the above extension approval date.

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 327-7900
December 15, 1989

ISLAND PARK WATER CO.
470 PARK AVE.
IDAHO FALLS, ID 83402

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P21-07441

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Please be advised that water quality is subject to regulations of the Idaho Department of Health and Welfare. We suggest that you check with them before starting construction.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue

MICROFILMED

DEC 15 1989

card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed 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 license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

DEC 15 1989

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Dist. for staffing 6-2789R
Submitted for advertising 9-11-89 HES

APPLICATION FOR PERMIT ANALYSIS SHEET

21 7441

INITIAL REVIEW BY DM DATE 9-7-89 APPLICATION NUMBER _____

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

Date Requested _____

NOV 09 1989

Department of Water Resources

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

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 10-23-89
☐ 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. 01-P05
☐ Yes ☒ No Special conditions of approval or cover letter below.

See below for additional information
Date of priority recommended 6-28-89
By HLJ Date 11-8-89

STATE OFFICE REVIEW P05, P23, P10, P17 48 49 46 86

See below for additional information
By kw Date 12-1-89

ADDITIONAL INFORMATION

App. in NON-TRUST area-
OK to allow 2 yrs. to develop

27-Sep-1989

Island Park Water Co.
470 Park Ave.
Idaho Falls, ID 83402

RE: Applications for Permit No.'s 21-7441, -7442, -7443, -7444, &
-7445

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permits. This office is currently in the process of advertising the applications in the Herald Chronicle. 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
Water Rights Supervisor

HWJ/rb

MICROFILMED

DEC 15 1989

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

SEPTEMBER 22, 1989

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 23, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED

DEC 15 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

Microfilm

DEC 15 1989

21-07441

ISLAND PARK WATER CO.
470 PARK AVE.
IDAHO FALLS, ID 83402

Source: GROUNDWATER

Diversion Pt: NENE Sec 21 T 15N R 43E

Use: DOMESTIC (.350 CFS)

Date Filed: 6/28/1989

In: T15N R43E S16	SWSE	SESE	
S21	NENE	NWNE	SENE

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DEC 15 1989

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before OCTOBER 23, 1989.

R. Keith Higginson, Director

Published 10/05/1989 & 10/12/1989

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DEC 15 1989