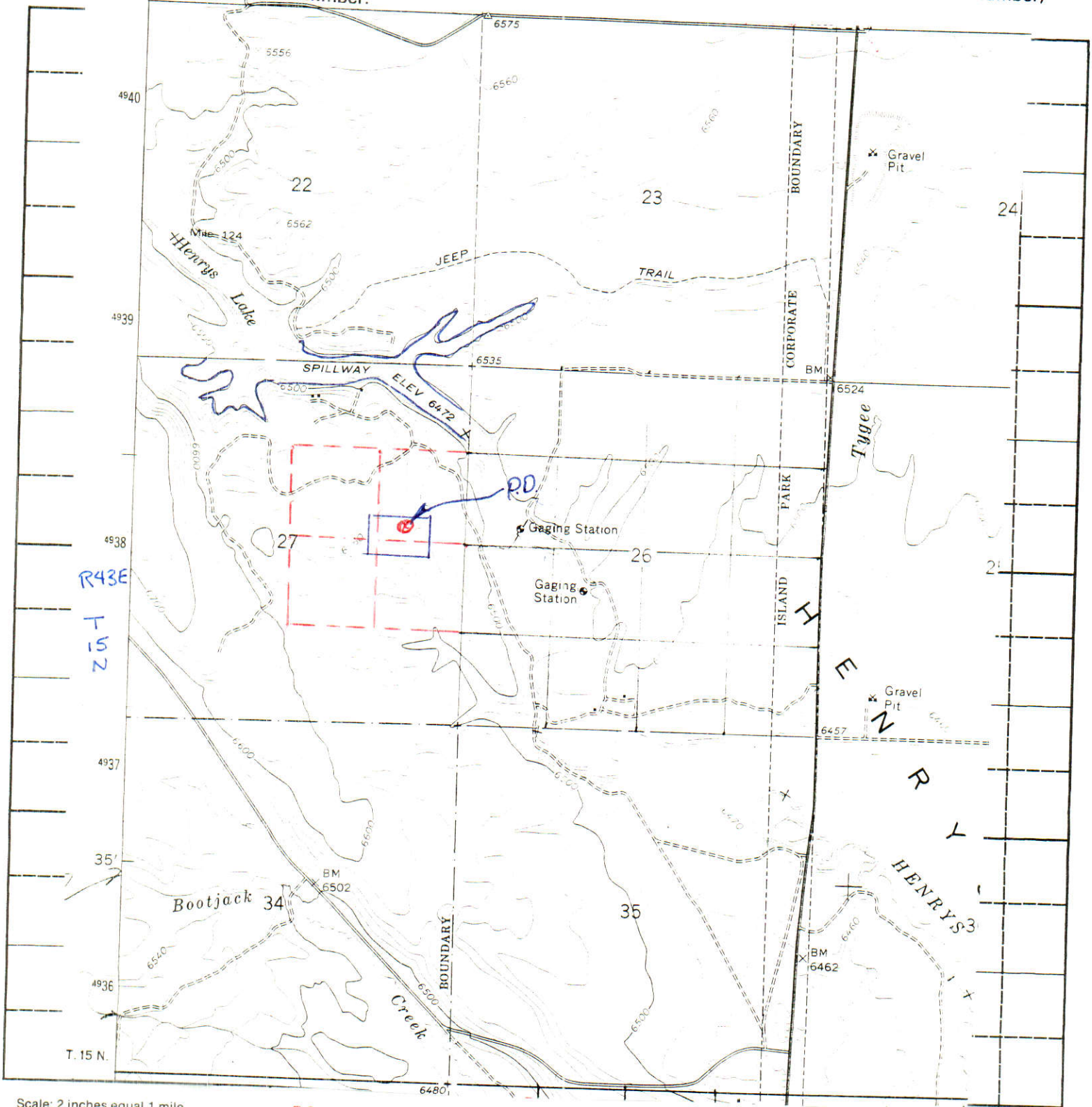


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

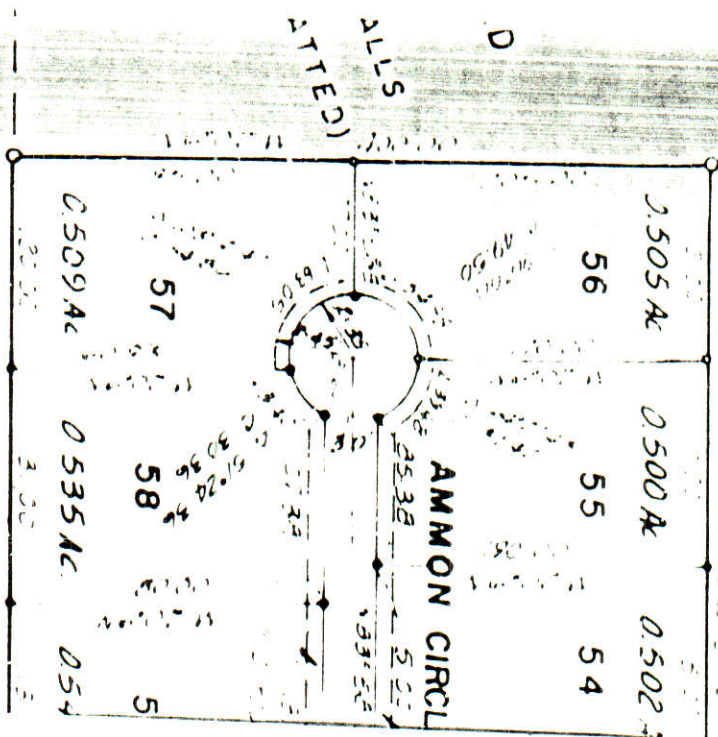
MICROFILMED

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.

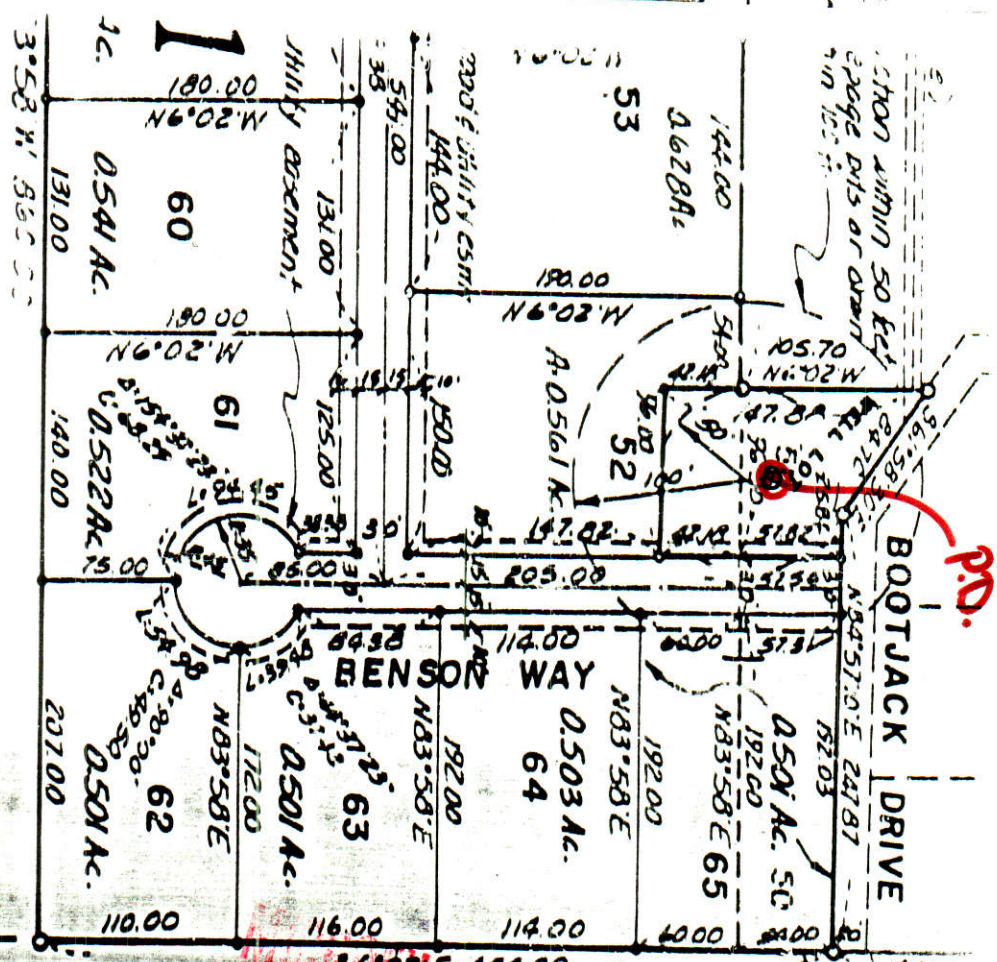
AUG 02 1989

X Armon Benson
(Applicant)

NOTE: TO BE
FROM A.C. 12.00



RASMUS
EN
(20)



Note:
Circles indicate iron rods,
5/8" x 30" or subdivision
boundary corners, 12" x 24",
or 4" x 4" corners.

RECORDED
JUL 10 1933
DR

21-7425

Form 202
6/85

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. _____

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Bensons Bootjack Summer Homes #2 c/o Ammon Benson Phone (801) 224-2603
Post office address 190 E. 4380 N., Provo, UT 84604

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

3. Location of point of diversion is _____ $\frac{1}{4}$ of SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 27 Township 15N Range 43E B.M. Fremont County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.17 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)

5. Total quantity to be appropriated is (a) 0.17 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well and pump to 14 lots - one home
exists at this time

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 8 inches; proposed depth of well is 180 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
1 years (minimum 1 year).

MICROFILMED

AUG 02 1989

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. 14 lots stubbed in
- e. Other; describe fully. 1 house and 3 trailers

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	
15N	43E	27			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. None

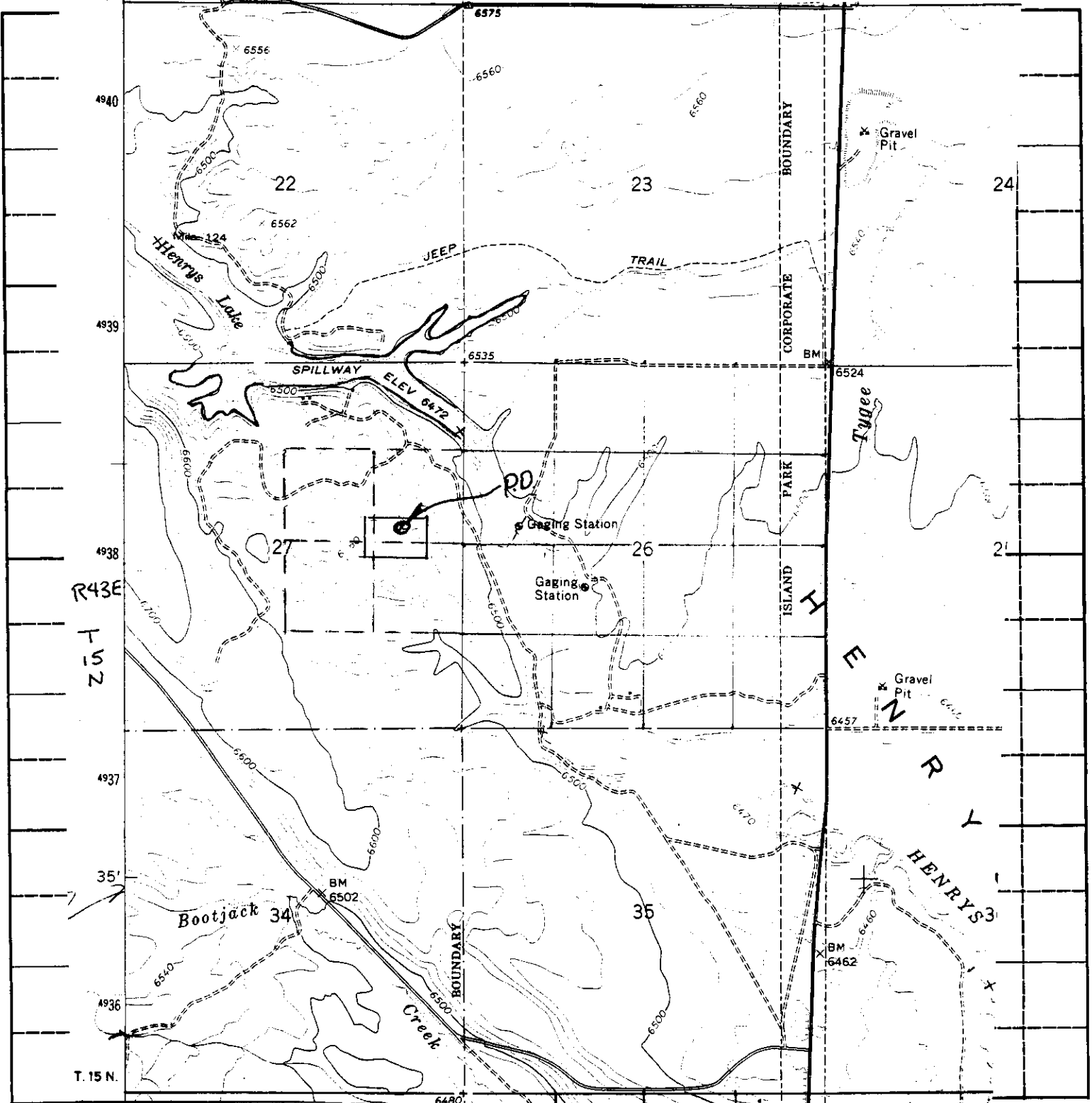
11. a. Who owns the property at the point of diversion? Applicant - Benson
- b. Who owns the land to be irrigated or place of use? Applicants - lot owners
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Well drilled in 1980

MICROFILMED

AUG 02 1989

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.

MICROFILMED

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.

AUG 02 1989

Clayton Benson
(Applicant)

Proposed Priority 3/21/89

Received by KW Date 3-21-89 Time 12:05 p. Preliminary check by KCW

Fee \$ 30⁰⁰ Received by HWJ # E006274 Date 3-21-89
5-4-89

Publication prepared by GB Date 4-21-89 Published in Boise-Chronicle

Publication approved GB Date 6-8-89

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. 21-7425, and said application is hereby APPROVED.

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 August 1, 19 90.

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: Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 10th day of July, 1989.

J. Glen Saylor

MICROFILMED

AUG 02 1989

RECEIVED
JUN 29 1989

Department of Water Resources

190 East, 4380 North,
Provo, Utah,
June 25, 1989

Dept. of Water Resources,
Boise, Idaho.

Gentlemen:

In response to your letter of June 16 th, as it pertains for application for permit # 21-7425, I submit the following information.

Bensons Bootjack Summer Homes, # 2 names and addresses:
There are 14 lots in this subdivision:

Lot # 64-----Glenn D. Crowson, 1427 Camino Primavera,
Bakersfield, Ca. 93306

Lot #63-----Darrel L. Sacksteder, 95 San Luis St., Box 472,
Avila Beach, Cal. 93424.

Lot # 62-----Doyle Kinghorn, 1895 Niagara, Idaho Falls, Id. 83401
Note: Mr. Kinghorn sold this property to a Mr.
Brown of Idaho Falls, but I have been unable to get
his address.

Lot # 61-----Roger Stokes, 1730 Parley, Idaho Falls, Id. 83402

Lot # 52-----Richard Wallace, 20848, Parliament Court,
Parker, Colorado, 80134

Lot # 60-----Roy W. Kay, 625 Falls Drive, Idaho Falls, Ida.
(New Address) 205 S. Emerson, 83401

Lot # 57-----Ellen Marie Young, 341 E. 27th N, Rigby Ida. 83442
& Lucine Young

This shows a total of seven lots sold in this division. I own the balance of the lots which amounts to seven which are vacant and not sold. Each lot has a 1/14th interest in the well.

Very truly Yours,

Ammon Benson,
190 E. 4380 N.
Provo, Utah, 84604

MICROFILMED

AUG 02 1989

Ammon Benson

De Calonge
Recorder
Bellevue Hill

Bousons
Bootjack #2
Summer Home

David E. Benton
Idaho Falls, Idaho
Idaho Certificate No. 722

CERTIFICATE

ations were
50 Chapter

W. E. H. S.
7 Health Dept.

8-13-79

ZONING APPROVAL

the plan-
ing Commission
1979, at
subdivision
and accepted

BOUNDARY DESCRIPTION

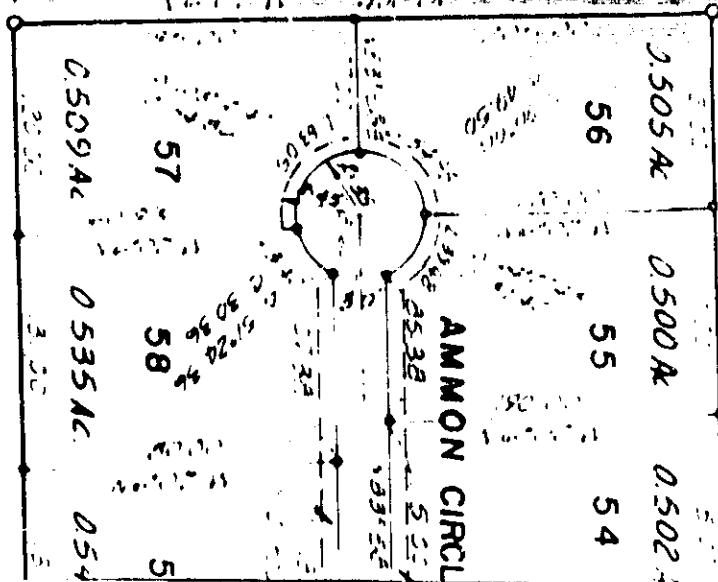
Beginning at a point that is North
1199.30 feet along the section line and
N55°02'W 1729.65 feet along the southerly
line of "Sawtell Recreational area" Div. No.
1 to Fremont County as recorded July 8th
1968; thence S6°02'E 342.64 feet along the
East line of "Benson Bootjack Homesite Sub-
div. No. 1 as recorded Feb. 23, 1977. from the
East 1/4 Corner of Sec 27, T.15 N., R.43 E. B.M.
said point of beginning being the N.E.
Corner of lot 50 of said Benson Bootjack
Homesite Subdivision and running thence
S6°02'E 454.00 feet; thence S83°58'W 860.00
feet; thence N6°02'W 400.00 feet; thence
N83°58'E 542.00 feet; thence N6°02'W 105.70
feet; thence S6°58'30"E 84.70 feet; thence
N84°57'10"E 247.87 feet to the point of beginning
containing 8.349 acres.

DEED OF DEDICATION

BE IT KNOWN THAT: We the undersigned
do hereby certify that we are the legal
owners of the above described tract of
land and have caused the same to be
into block and private

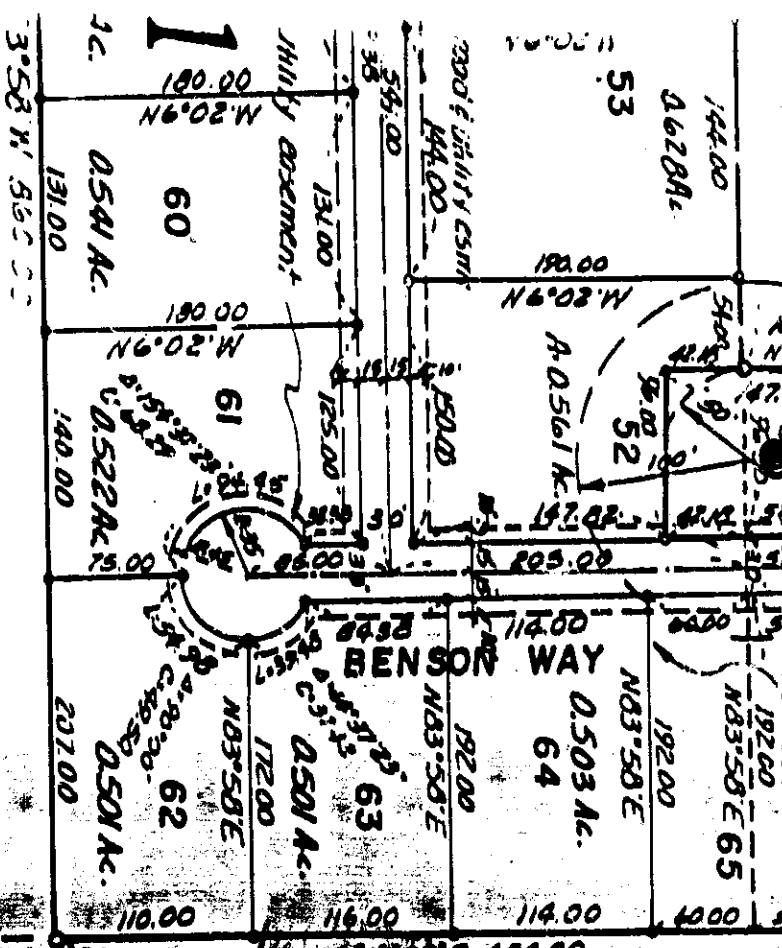
AUG 02 1989

NOTE: NO CORN FROM HERE TO AC 16.00



RASMUS

SHOW WITHIN 50 FEET SPACE DITS OR CORN FROM HERE



NOTE: CIRCLES INDICATE IRON RODS, 3/8" x 30" ON SUBDIVISION CORNERS, 16" x 24" ON INTERSECTIONS

BOOTJACK DRIVE

BENSON WAY

DEED C

St. Anthony, Idaho
Ashton, Idaho

NOTICE OF APPLICATION
FOR WATER RIGHT

AFFIDAVIT OF PUBLICATION

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

STATE OF IDAHO
County of Fremont

21-07413
GRANGE, CLAUD F.
GRANGE, LELIA L.
721 E. 1000 N.
SHELLEY, ID 83274

I, Terry Weatherston
being first duly sworn, depose
that I am the printer of THE FR
COUNTY HERALD-CHRONICLE, a semi
newspaper printed and published
Fremont County, Idaho; and I do
swear that the Notice Of Appli
a copy of which notice appears
hereto, was published in the re
entire issue of said newspaper,
in any supplement issue thereof
for Two consecutive issu
first publication having been m
May 4, 1989

and the last publication having
made on May 11, 1989

Further, that said newspap
of general circulation in said
that it is a legal newspaper, c
to legal specifications under I
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 said notice.

Terry Weatherston

STATE OF IDAHO)
COUNTY OF MADISON)

On this 12th day of May
on the 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
first duly sworn, declared that the
statements therein are true, and
acknowledged to me that he executed the
same.

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

MICROFILMED

AUG 02 1989

RECEIVED

JUN 5 1989

Department of Water Resources
Eastern District Office

Source: GROUNDWATER
Diversions Pt: NESE Sec 36 T 14N R
43E

Use: DOMESTIC (.100 CFS)
Date Filed: 3/22/1989
In: T14N R43E S36 NESE

21-07423
KANDLER FARMS INC.
P.O. BOX 754
ASHTON, ID 83420
Source: GROUNDWATER
Diversions Pt: NWSWNW Sec 15 T 08N
44E

Use: COMMERCIAL (.040 CFS)
Date Filed: 3/21/1989
In: T08N R44E S15 SWNW

21-07424
POTPOURRI RANCH INC.
P.O. BOX 670
ASHTON, ID 83420
Source: GROUNDWATER
Diversions Pt: SWSE Sec 15 T 09N R
44E

Use: DOMESTIC (.020 CFS)
Date Filed: 3/20/1989
In: T09N R44E S15 SWSE

(21-07425)
BENSONS BOOTJACK SUMMER

HOMES NO. 2

C/O AMMON BENSON
190 E. 4380 N.
PROVO, UT 84604
Source: GROUNDWATER
Diversions Pt: SENE Sec 27 T 15N R
43E

Use: DOMESTIC (.170 CFS)
Date Filed: 3/21/1989
In: T15N R43E S27 SWNE SENE
NESE NWSE

21-07426
BIG ELEVEN WELL ASSOCIATION
DONALD F. GUSTAFSON
50 FOREST AVE.
FT. THOMAS, KY 41075
Source: GROUNDWATER
Diversions Pt: NWNE Sec 27 T 15N R
43E

Use: DOMESTIC (.130 CFS)
Date Filed: 3/30/1989
In: T15N R43E S27 NWNE

21-07427
WEBSTER'S HENRYS LAKE RANCH
CABIN
SITES INC.

HENRYS LAKE, NUMBER 248
ISLAND PARK, ID 83429
Source: GROUNDWATER
Diversions Pt: SENW Sec 21 T 15N R
43E

Use: DOMESTIC (.250 CFS)
Date Filed: 4/04/1989
In: T15N R43E S21 SENW

21-07428
HATHAWAY CONSTRUCTION INC.
149 N. 7th E.
ST. ANTHONY, ID 83445
Source: GROUNDWATER
Diversions Pt: SWSE Sec 32 T 08N R
41E

Use: COMMERCIAL (.220 CFS)
Date Filed: 3/23/1989
In: T08N R41E S32 SWSE

21-07429
ROTH, WAYNE E.
BOX 2040
SUN VALLEY, ID 83353
Source: GROUNDWATER
Diversions Pt: LOT 3 (NWSW) Sec 33 T
16N R 43E

Use: DOMESTIC (.110 CFS)
Date Filed: 3/03/1989
In: T16N R43E S33 NWSW

21-07430
O'NEALL, JR., JOHN S.
HC-01 BOX 40
HATCHECHUBBE, AL 36858
Source: GROUNDWATER
Diversions Pt: LOT 24 (SWSW) Sec 31 T
16N R 43E

Use: DOMESTIC (.080 CFS)
Date Filed: 3/24/1989
In: T16N R43E S31 SWSW

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. Pro-
tests must be filed with the Director, Dept.
of Water Resources, 150 Shoup Ave.,
Suite 15, Idaho Falls, Idaho 83402 on or
before MAY 22, 1989.

R. KEITH HIGGINSON
Director

Publ. May 4 and 11, 1989HC.

November 30, 1989

BENSONS BOOTJACK SUMMER HOMES NUMBER TWO
C/O AMMON BENSON
190 E. 4380 N.
PROVO, UT 84604

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 21-07425

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.

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

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

FILED
DEC 14 1989

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 21-7425

Date: 11-9-1989

General Considerations:

g Name same as permit
g Signature the same as permit holder
g Address change _____ If yes, prepare a data entry
g Proof received timely
_____ Reinstated

Source of Water:

g Surface water
g Groundwater
_____ 1. well log in file - No well log found
_____ 2. drilling permit
N/A A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

g Rate of diversion appropriate for uses
g Is rate or volume and fee appropriate?
g Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

N/A Is a measuring device or access port required?
N/A Has one been installed?
N/A Waiver or modification of measuring device requested

Remarks: - Well drilled in 1980
Proof acceptable

N/A Priority Calculation:
Date proof received _____

Date proof due _____ - _____

No. of days late _____ = _____

Priority date _____ + _____

NEW PRIORITY DATE _____ = _____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

Copy received in -
Eastern 9/28/89
Form 217
03/86

RECEIVED

STATE OF IDAHO OCT 10 1989

For Office Use Only
Fee Received \$150.00
Date 9/28/89
Receipt # E010860
Receipt by East.
Reviewed by
Sent to region

DEPARTMENT OF WATER RESOURCES
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 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. 21-07425
Name(s) of Permit Holder: BENSON'S BOOTJACK SUMMER HOMES #2 1/2 AMMON BENSON
Post Office Address: 190 E. 4380 N., PROVO, UT 84604
Telephone No. (801) 224-2603

Source of Water: GROUNDWATER

Extent of Use:
Domestic 14 LOTS (number of households) Stockwater _____ (number and type of stock)
Irrigation _____ (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 0.17 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: ~ 1980

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No
Fee enclosed \$ 50.00
(See License Examination Fee Schedule)

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

Person to contact to accompany the Department representative during the field examination:
AMMON BENSON (801) 224-2603
(Name) (Telephone Number)

190 E. 4380 N., PROVO, UT 84604
(Address)

The above information is my true statement of the extent to which the above number, location, and use of water has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MICROFILMED

DEC 14 1989

SEP 28, 1989 Ammon Benson
Date Signature of Permit Holder (and title, if appropriate)

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) 334-7900
July 12, 1989

BENSONS BOOTJACK SUMMER HOMES #2
C/O AMMON BENSON
190 E. 4380 N.
PROVO, UT 84604

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

RE: PERMIT NO. 21-07425

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.

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. Also

MICKUT LACU

AUG 02 1989

enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

AUG 02 1989

Form No. 202a
'87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY KCW DATE 4/11/89 APPLICATION NUMBER 21-7425

Benson's Bootjack
Summer Hunt

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 NONE
- ☐ 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

JUN 12 1989

Department of Water Resources

PROCESSING

- ☒ Yes ☐ No Inform for advertising
☐ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

END 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 5-22-89
☐ 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
☐ Yes ☐ No Special conditions of approval or cover letter below.

☐ See below for additional information
 Date of priority recommended 3-21-1989
 By HWS Date 6-9-89

STATE OFFICE REVIEW

P05, P23, P10, P16

46 04

☐ See below for additional information
 By kw Date 7/6/89

ADDITIONAL INFORMATION

App. in NW TRUST area -

held for list of authorized agents - kw
6/14/89



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 16, 1989

RE: Application for Permit No. 21-7425

Bensons Bootjack Summer Homes #2
c/o Ammon Benson
190 E. 4380 N.
Provo, UT 84604

Dear Mr. Benson:

We have received your application for permit, for domestic purposes, from our Eastern Regional Office for final review. However, prior to final action being taken on the application we need to have a list of the names and addresses of all persons entitled to take action in regard to this water right. This is a requirement of the Department's Water Appropriation Rules and Regulations.

Please submit this information within the next thirty (30) days so we can continue processing your application.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:hm

cc: Eastern Region

MICROFILMED

AUG 02 1989

*rec'd response
6/29/89 - see
below app.
KW*

April 24, 1989

Bensons Bootjack Summer Homes #2
c/o Ammon Benson
190 E. 4380 N.
Provo, UT 84604

RE: Application for Permit No. 21-7425

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. The application has been assigned the above identification No. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application 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

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AUG 02 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

APRIL 21, 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 MAY 22, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

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NOTICE OF APPLICATION FOR WATER RIGHT

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

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21-07425

BENSONS BOOTJACK SUMMER HOMES #2
C/O AMMON BENSON
190 E. 4380 N.
PROVO, UT 84604

Source: GROUNDWATER

Diversion Pt: SENE Sec 27 T 15N R 43E

Use: DOMESTIC (.170 CFS)

Date Filed: 3/21/1989

In: T15N R43E S27 SWNE SENE NESE NWSE

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The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-3A, 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 MAY 22, 1989.

R. Keith Higginson, Director

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