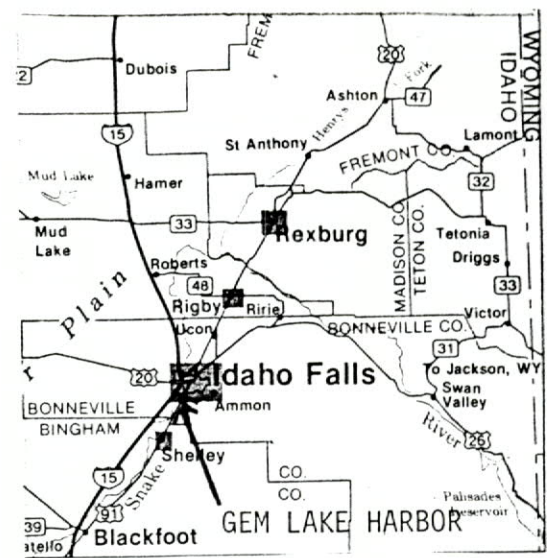
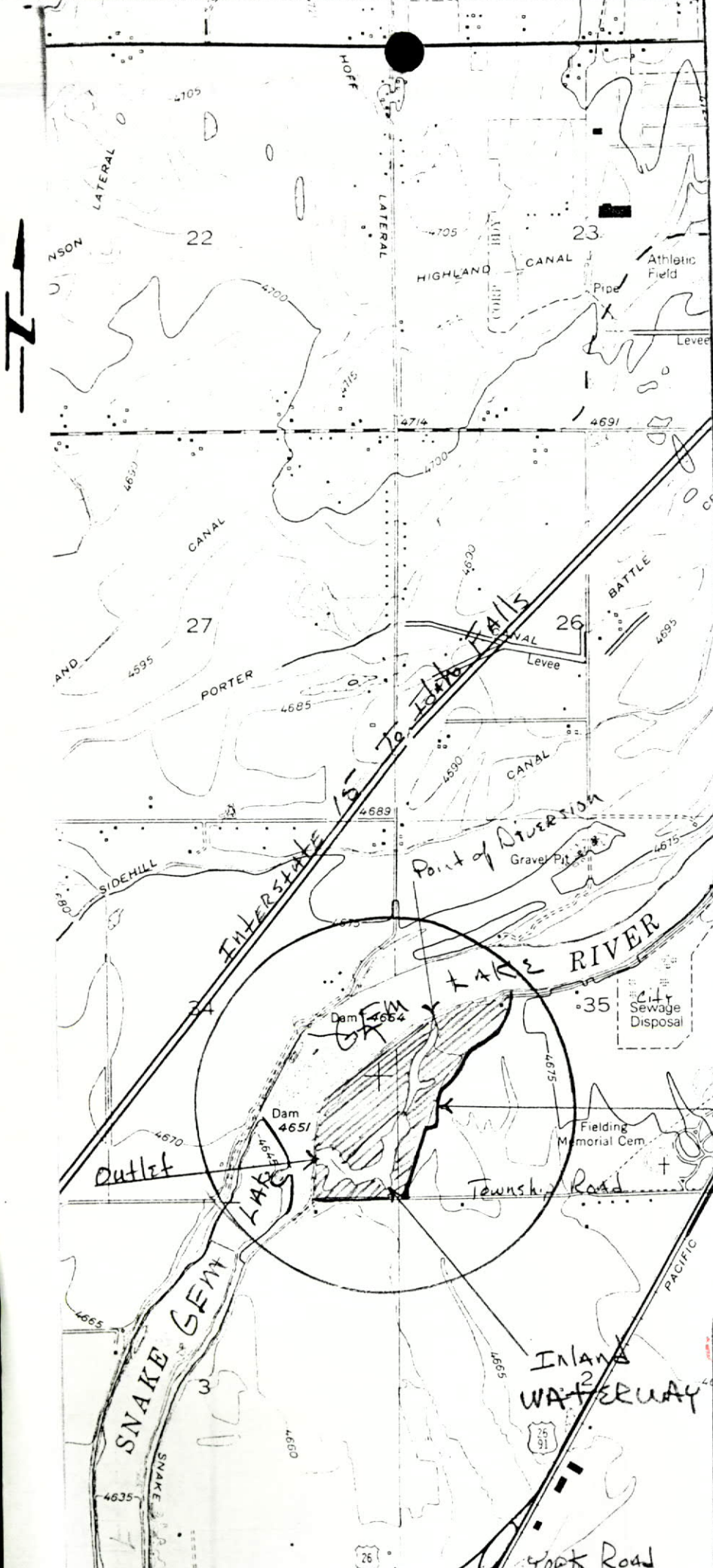
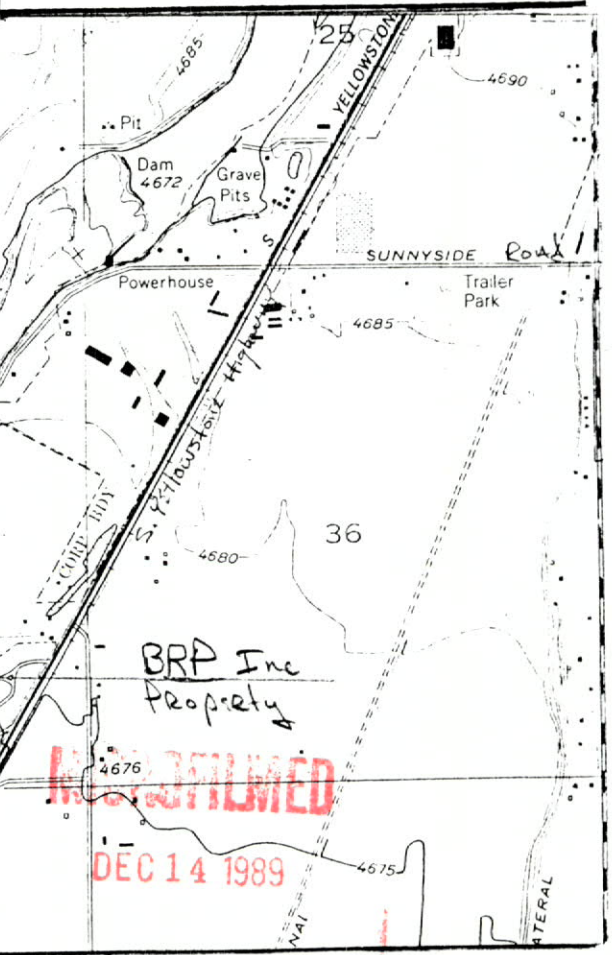
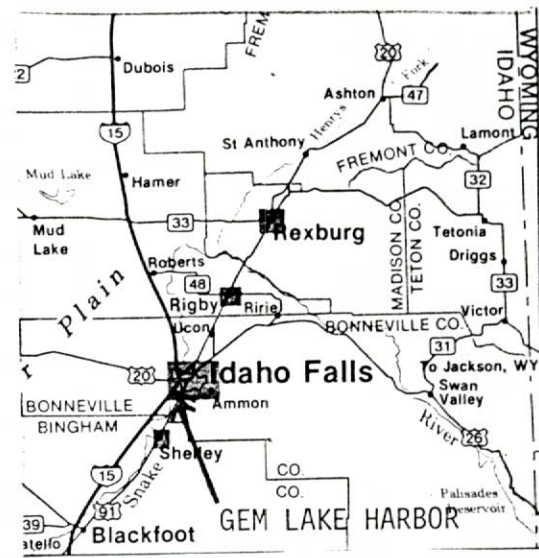
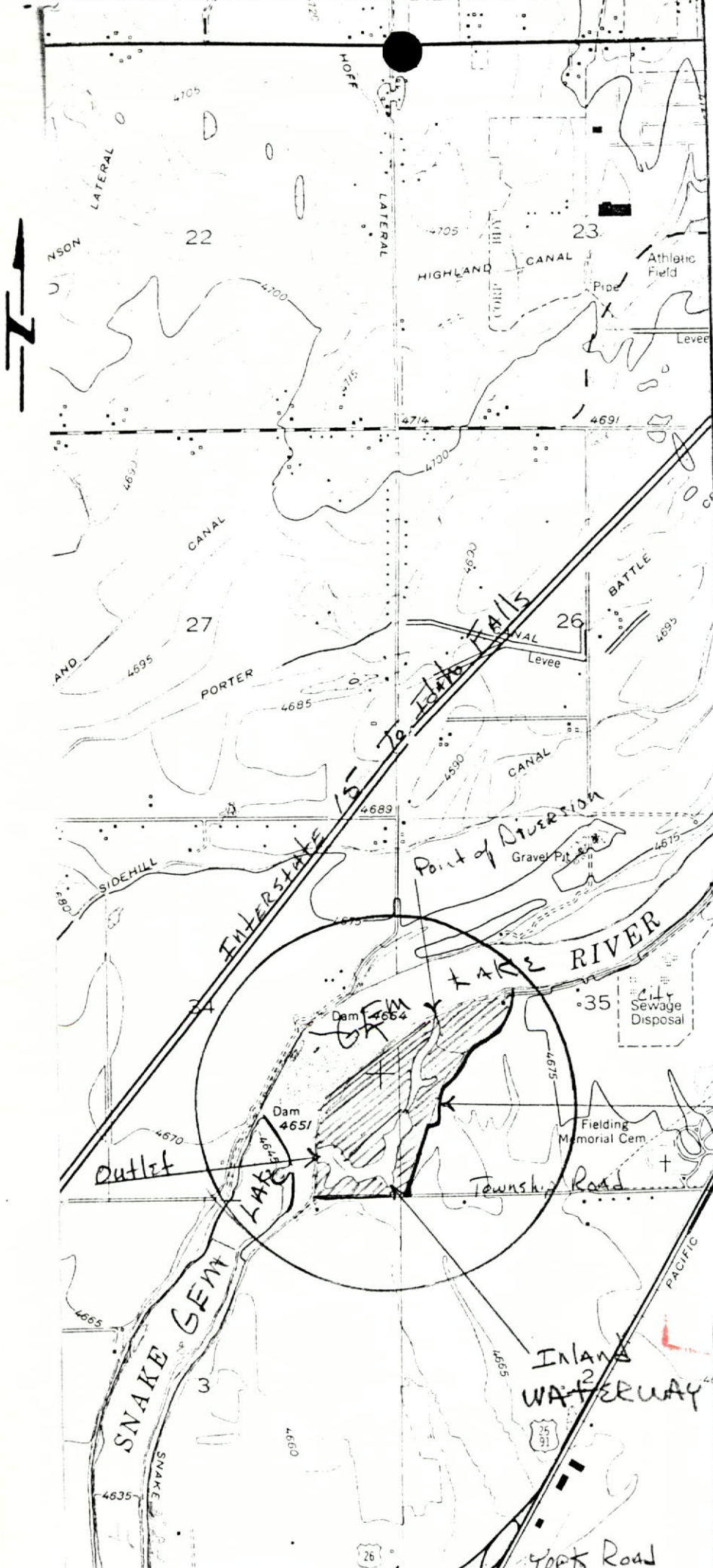




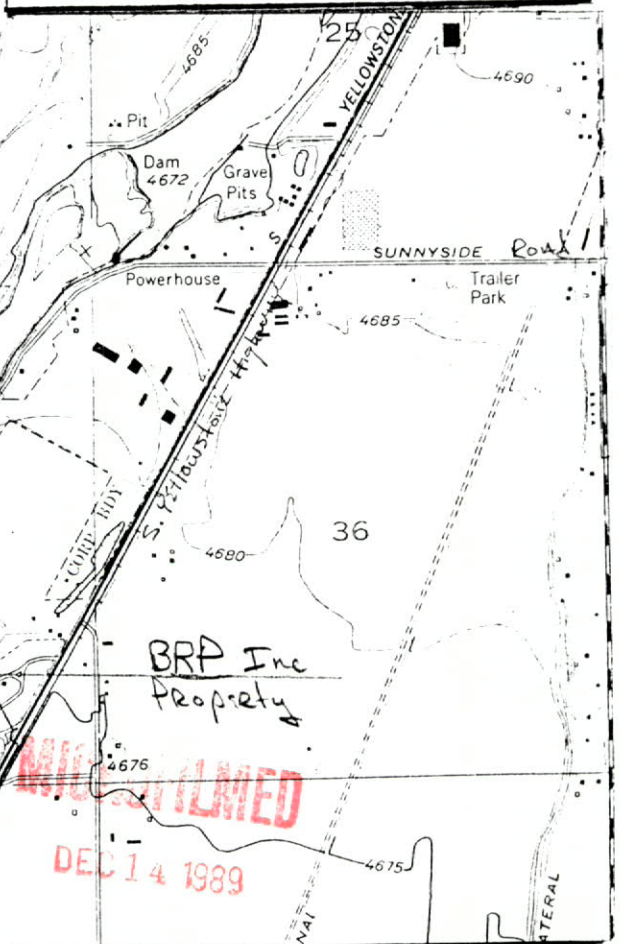
VICINITY MAP



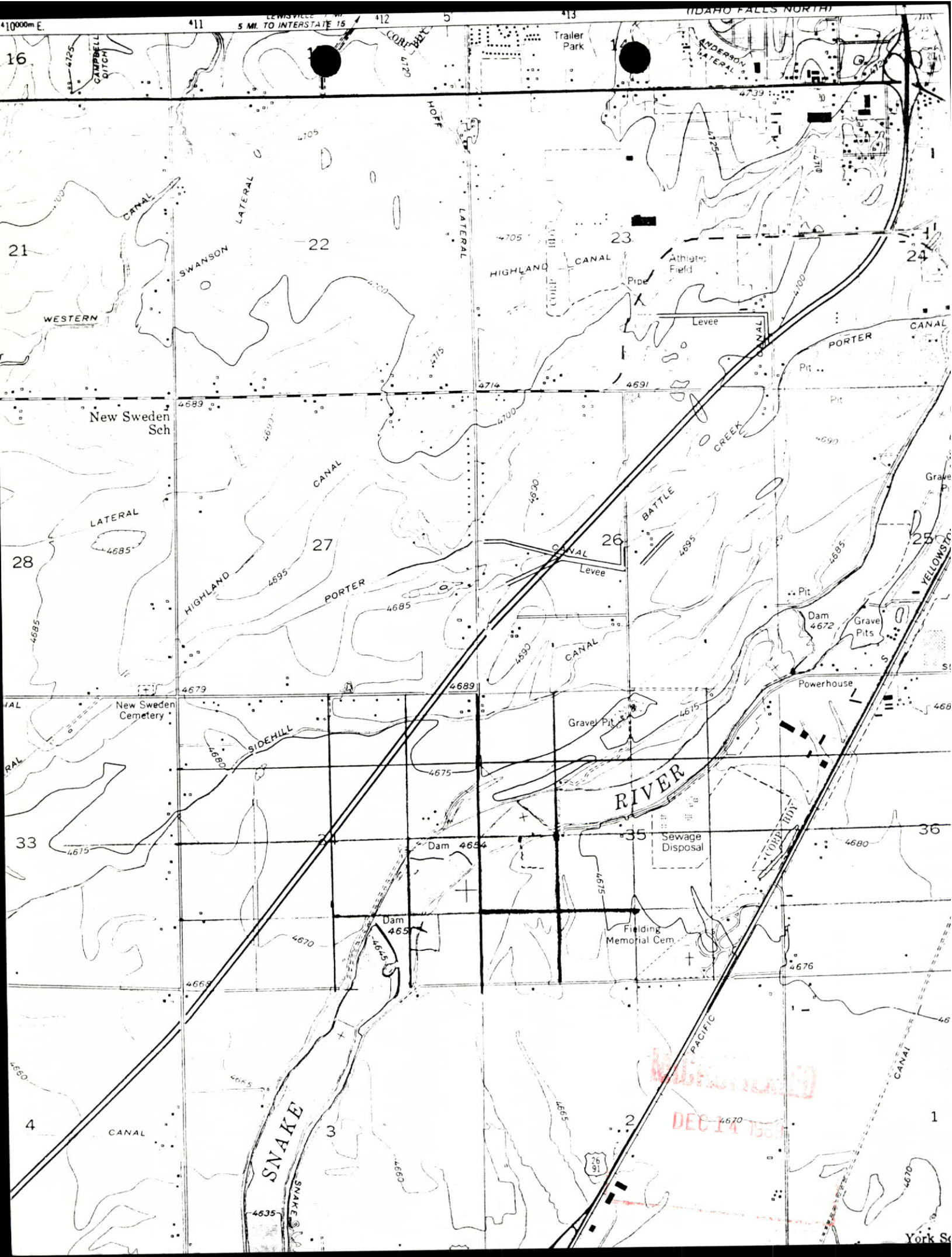
IN State of Idaho
 IN/NEAR City of Idaho Falls
 Bonniville COUNTY,
 DATE: June 22, 89 SHEET 1 OF Two
 APPLICATION BY: BRP Inc.
 Gem Lake Harbor



VICINITY MAP



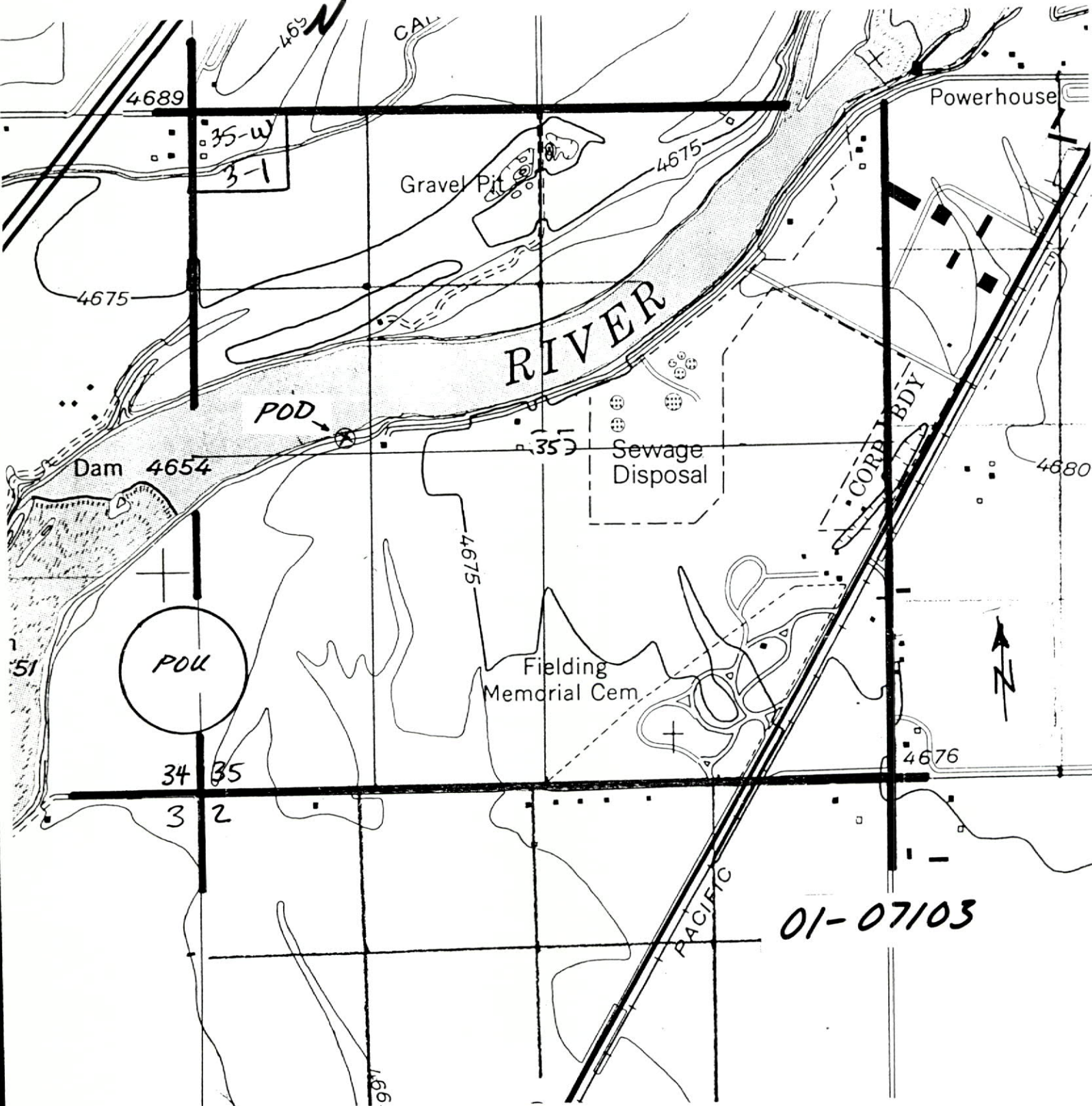
IN State of Idaho
 IN/NEAR City of Idaho Falls
 Bonniville COUNTY,
 DATE: June 22, 89 SHEET 1 OF Two
 APPLICATION BY: BRP Inc.
 Gem Lake Harbor



IN State of
IN/NEAR City
Bonnaville
DATE: June 2

IN State of
IN/NEAR Cit
Bonniville
DATE: June 2

T 2 R34E



01-07103

GEM LAKE HARBOR

1 of 2

VIEW OF
POINT OF
DIVERSION ON
THE SNAKE
RIVER

FLOW
RIVER
←
DIVERSION
→



VIEW OF
POD AS IT
ENTER UPPER
END OF
IMPOUNDMENT.

Flow
→



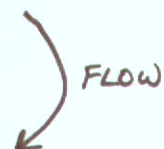
01-07103

GEM LAKE HARBOR

212

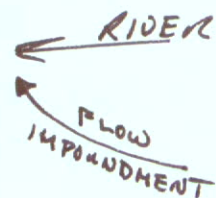


VIEW OF
BRIDGE
WHERE FLOW
MEASUREMENTS
WERE TAKEN



VIEW WHERE
DIVERGED
WATER DAMPS
BACK INTO
SNAKE RIVER.

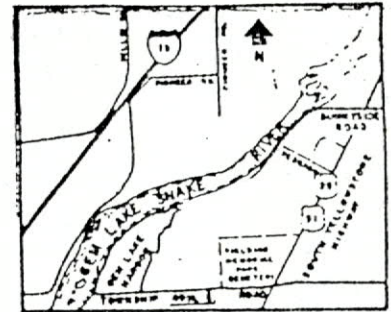
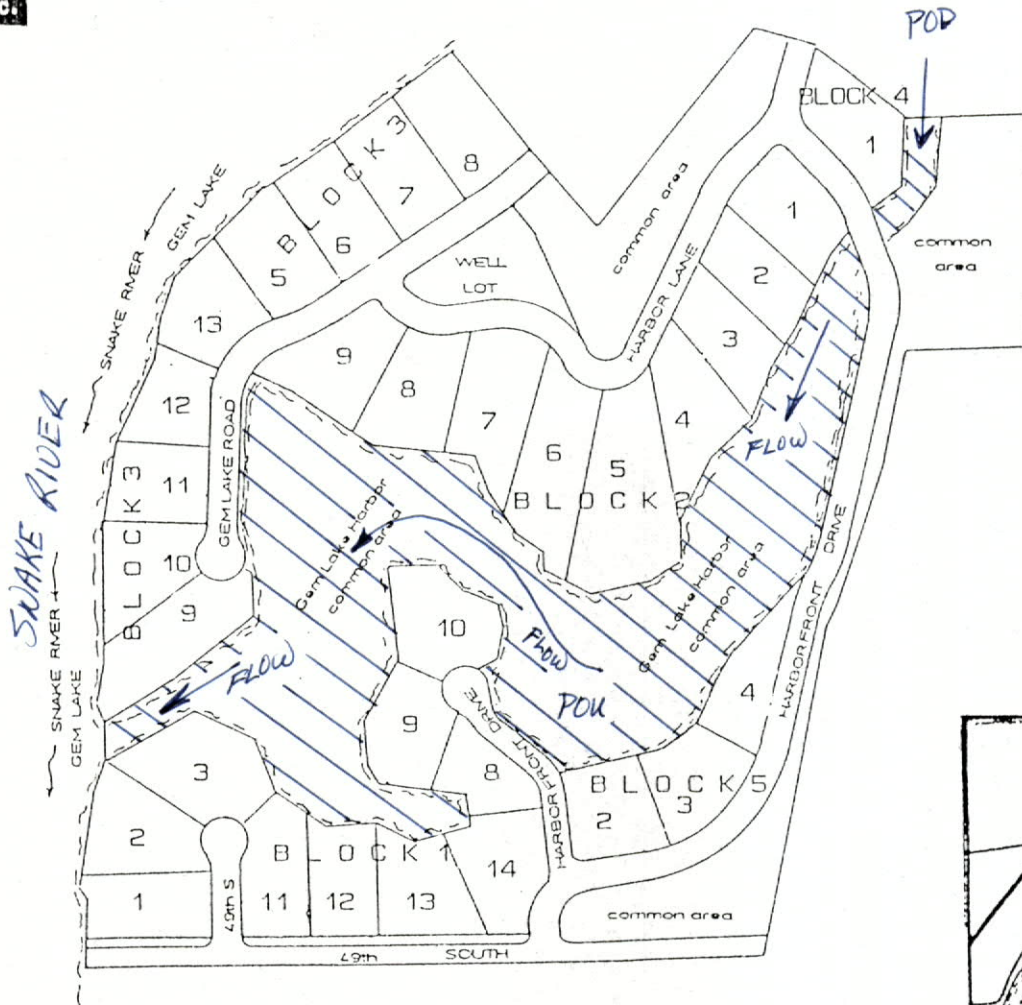
FLOW



01-07103



Gem Lake Harbor



WHY GEM LAKE?

• INVESTMENT

It has been proven that deeded waterfront property appreciates in value. Used as comparables, Boise Riverfront lots and I.P. Bills Island waterfront lots have doubled and tripled in value.

- Boating
- Tennis
- Fishing
- Jogging
- Private Boat Dock and Beach
- Waterskiing
- Swimming
- Jet Skiing
- Serene Atmosphere

Exclusive water retreat... relax and enjoy fishing in your own backyard, neighborhood recreation center, beautifully landscaped yards, tennis courts, parks, bike paths, jogging paths (the greenbelt runs through this area) your own boat dock... you'll want to be part of this subdivision! **Water is the magic and the romance that converts your dreams into reality.** For more information stop by or call our downtown or Center Court, Grand Teton Mall locations.



Advantage, Inc.
380 North Capital Avenue
Idaho Falls, Idaho 83402
Res. (208) 529-3630 / Fax (208) 529-1750
Bus. (208) 524-2121 / (800) 255-1747

Brett Magleby
REALTOR®



Advantage
380 North Capital
Idaho Falls, ID
BUS: (208) 524-2121
RES: (208) 523-1488

01-07103

Mark Peterson
Owner/Contractor

Each Office is Independently Owned And Operated

Each Office is Independently Owned and Operated

RECEIVED

STATE OF IDAHO

OCT 01 1993

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/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.

1. Permit No. 01-07103 Telephone No. 208-529-9891
2. Name(s) of Permit Holder(s): BRP Inc DBA Bear Lake Harbor
3. Post Office Address: P.O. Box 2563 Idaho Falls Idaho 83403
4. Source of Water: Snake River
- a. If ground water, well driller's name: N/A Date drilled: N/A
- b. Pump horsepower: N/A Pressure (psi): N/A Dynamic pumping level (ft.): N/A
5. Extent of Use:

Domestic _____ (No. of households)

Irrigation _____ (No. of acres)

Stockwater _____ (No. and type of stock)

Other Recreation

6. Total rate and/or volume for which proof is submitted 1.00 cfs _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

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

OR

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

8. Fee Enclosed: \$ 100.00 (See License Examination Fee Schedule)

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

Douglas Beck / Doug Raymond 529-4422
Name Telephone No. 208-529-9893
P.O. Box 1768 Idaho Falls Idaho
Address

10. 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.

9-28-93
Date

[Signature] least mgr
Signature (and title if on behalf of a company or organization)

STATE OF IDAHO

For Office Use Only

\$15 FEE Received by Bill BasDate 11/25/91Receipt # CO22447**RECEIVED**

NOV 25 1991

DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME**TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT**

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. P0107103Name(s) of Permit Holder: BRP Incorporated, dba Gem Lake HarborPost Office Address: P.O. Box 2563 Idaho Falls, Idaho 83403Telephone No. (208) 529-9797 or 529-4422Date Proof is Due: January 1, 1992

Describe what work has been completed toward the development of this water right: Concrete, Inlet Structure
(This must be filled out! If no work has been completed, show "none".)

Complete - /Snake River Bank Restoration/ Complete - /Pond & Inlet Channel//Lake Riprap 60% Complete/ /Uncompleted in Bridge Structure and outletworks/Costing \$ 150,000.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

** Please see attached cover letter

Permit holder(s) request an extension to July 30, 1993.
(1 yr. minimum)

Doyle S. Raymond, Pres
(Signature)*

FEE: \$15.00

*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED
and the time within which to submit proof of beneficial use is extended to
January 1, 1994.

DEC 09 1991

Signed this 27th day of November, 1991.

Doyle S. Raymond
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 01-07103

Proposed Priority: June 26, 1989

Maximum Diversion Rate:

1.00 CFS

This is to certify, that **BRP INC.**
DBA GEM LAKE HARBOR
P.O. BOX 2563
IDAHO FALLS, ID 83403

has applied for a permit to appropriate water from:

SNAKE RIVER

tributary of **COLUMBIA RIVER**

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

RECREATION

01/01 to 12/31

1.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

NENWSW

Sec. 35, Township 02N, Range 37E

SESWNW

Sec. 35, Township 02N, Range 37E

BONNEVILLE County

PLACE OF USE: **RECREATION**

TWN RGE SEC

02N 34E 34
37E 35

NESE
SWNW
NWSW

SESE
SENW
SWSW

NESW
SESW

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. 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.
4. Use of water under this permit shall be non-consumptive.
5. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
6. 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.
7. 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.
8. Use of water under this permit is subject to control by the watermaster of State Water District No. 01.

MICROFILMED

DEC 14 1989

Permit To Appropriate Water

NO. 01-07103

CONDITIONS/REMARKS:

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

8th day of December, 1989.

for
J. Glen Saylor
R. Keith Higginson, Director

MICROFILMED

DEC 14 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant BRP INC., DBA GEM LAKE HARBOR Phone (208)529-9797
Post office address P.O. BOX 2563 - IDAHO FALLS, IDAHO 83403-2563
2. Source of water supply SNAKE RIVER which is a tributary of COLUMBIA RIVER
3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 35 Township 2N Range 37 EAST B.M. BONNEVILLE County; additional
points of diversion if any: SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, S35, ~~T2N~~ ^{2N}, R37, EBM
4. Water will be used for the following purposes:
Amount 1 CFS for RECREATION purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 50 AF for RECREATION 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)
5. Total quantity to be appropriated is (a) 1 CFS and/or (b) 50 AF 3m. 6-26-89. Taken w/ Applicant's
cubic feet per second acre feet per annum representative 10:30 AM
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 36" CONCRETE INLET STRUCTURE
W/ HEADGATE.

b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total
reservoir capacity 50 acre-feet; period of year when water will be diverted to storage:
1-1 to 12-31 inclusive.
c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet.
d. Is ground water with a temperature of greater than 90°F being sought? N/A
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 YEARS years (minimum 1 year).

MICROFILMED

DEC 14 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. _____
- e. Other; describe fully. RECREATION LAKE ADJACENT TO RIVER

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	
2N	37	35	0	0	0	0	0	0	5	5	5	20	20	5	0	0	0	0	60
2N	37	34	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	25
2N	37E 35	35							R	R	R	R	R	R	R			R	60
	34 24	34													R			R	25

Total number of acres to be irrigated 86

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

11. a. Who owns the property at the point of diversion? BRP INC. DBA GEM LAKE HARBOR
- b. Who owns the land to be irrigated or place of use? N/A
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. N/A

12. Remarks: POINT OF RE-ENTRY - NON CONSUMPTIVE USE

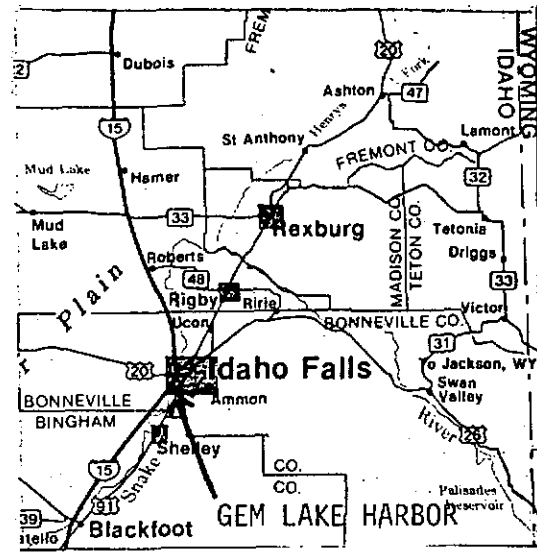
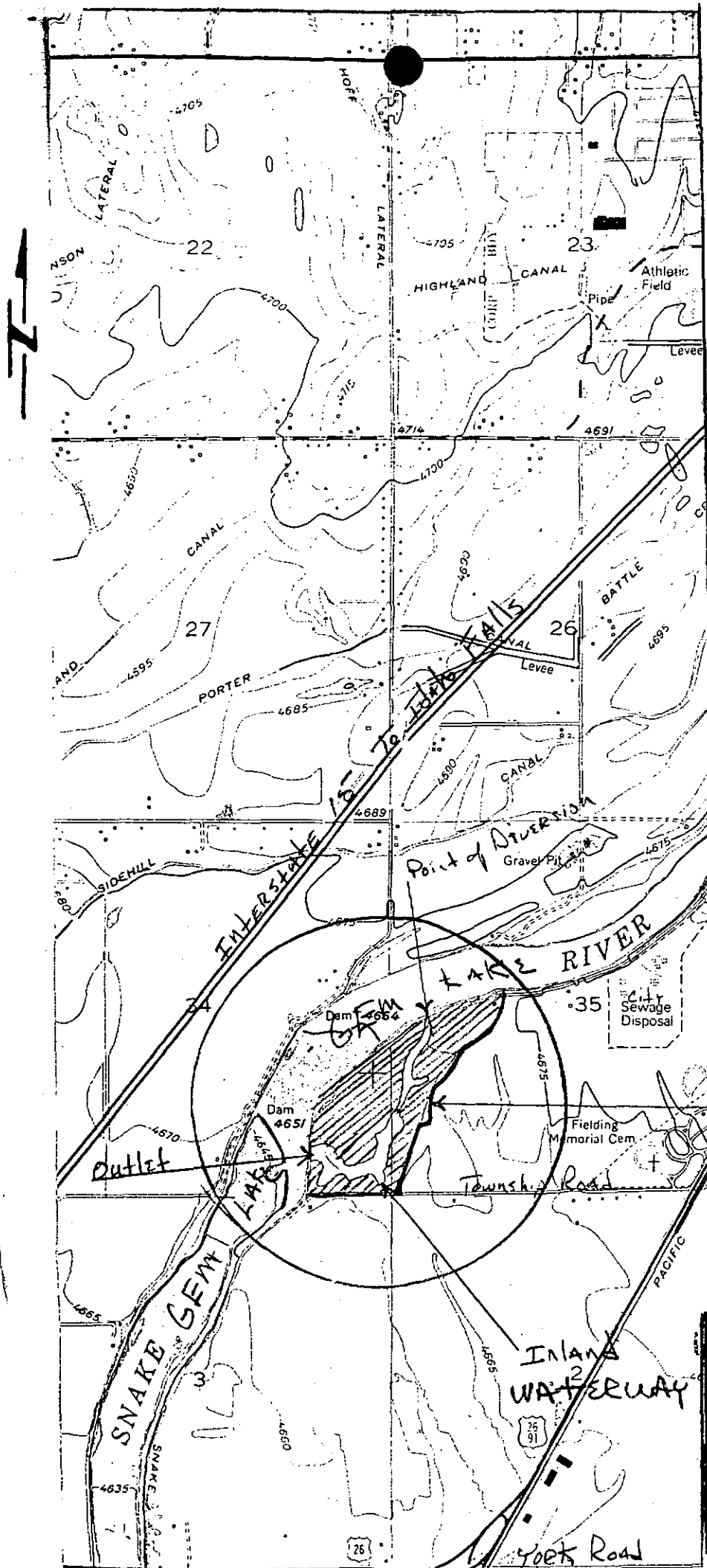
NW¼, SE¼, SE¼, S34, T2N, R37, EBM

PRESIDENT & STOCKHOLDER - DOUGLAS S. RAYMOND (208)529-9797

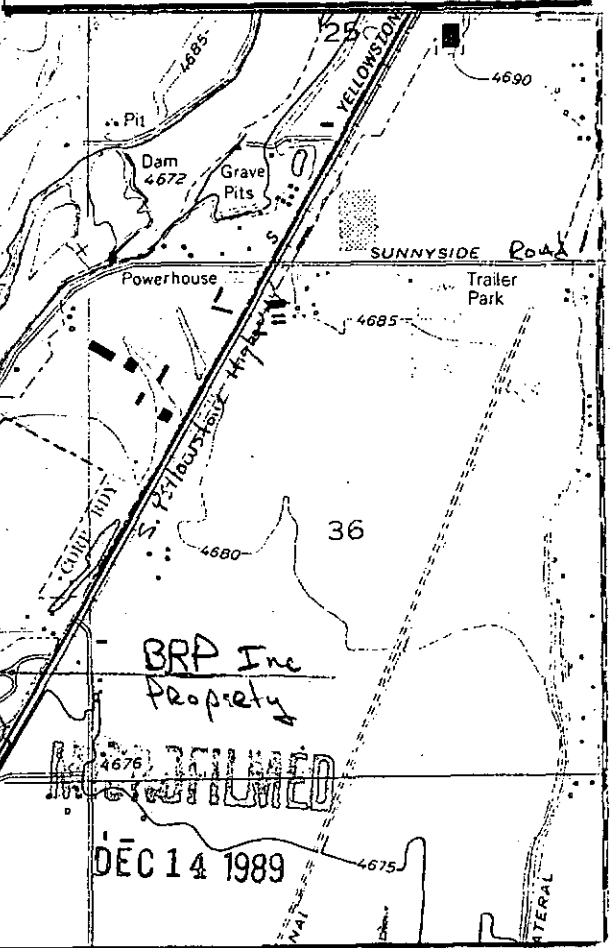
SECRETARY/TREASURER & STOCKHOLDER - WAYNE PETERSON (208)522-5055

RECORDED

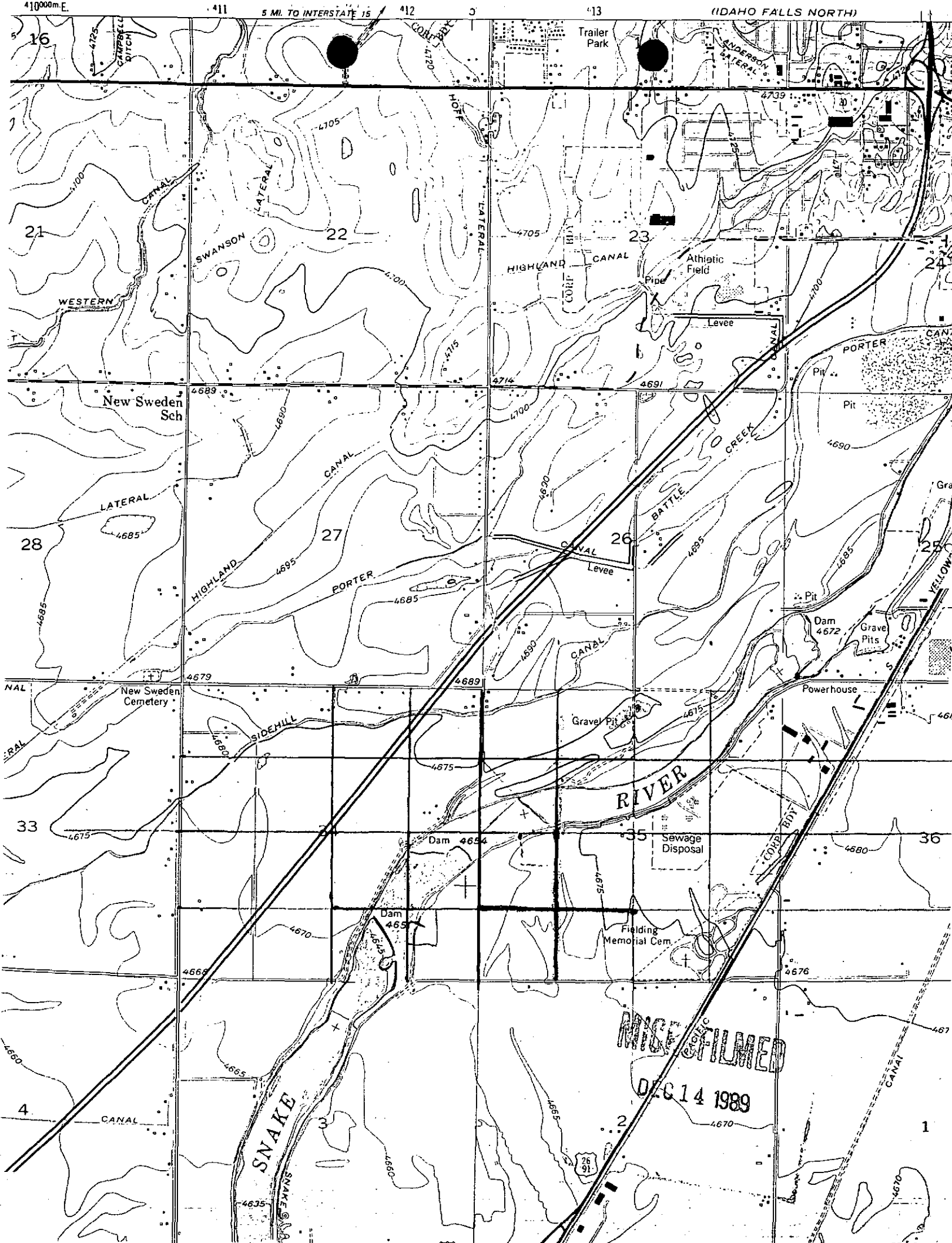
DEC 14 1989



VICINITY MAP



IN State of Idaho
IN/NEAR City of Idaho Falls
Bonnville COUNTY,
DATE: June 22, 89 SHEET 1 OF Two
APPLICATION BY: BRP Inc.
Gem Lake Harbor



MICROFILMED
DEC 14 1989

...into the public

DOUGLAS S. RAYMOND, President

DOUGLAS S. RAYMOND

Received by S.M. Date 6-26-1989 Time 10:00 A.M. Preliminary check by DMD
Fee \$ 45 Received by S.M. # E009249 Date 6-26-1989
Publication prepared by RB Date 9-7-14-89 Published in Last-Register
Publication approved CW Date 9-25-89

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. _____, 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:

MICROFILMED

1989-2-10-8

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No.

1. Name of applicant BRP INC. DBA GEM LAKE HARBOR Phone (208) 529-9797
Post office address P.O. BOX 2563 - IDAHO FALLS, IDAHO 83403-2563

2. Source of water supply SNAKE RIVER which is a tributary of COLUMBIA RIVER

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot
Sec. 35 Township 2N Range 37 EAST B.M. BONNEVILLE County; additional
points of diversion if any: SE $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$, S35, T2W, R37, EBM

4. Water will be used for the following purposes:

Amount 1 CFS for RECREATION 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) 1 CFS and/or (b) 50 AF
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 36" CONCRETE INLET STRUCTURE
W/ HEADGATE.

b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total
reservoir capacity 50 acre-feet; period of year when water will be diverted to storage:
1-1 to 12-31 inclusive.

c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet.

d. Is ground water with a temperature of greater than 90°F being sought? N/A

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

COPY

RECEIVED

DEC 14 1989

COPY

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. _____
- e. Other; describe fully. RECREATION LAKE ADJACENT TO RIVER

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	
2N	37	35	0	0	0	0	0	0	5	5	5	20	20	5	0	0	0	0	60
2N	37	34	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	25
	35								R	R	R	R	R	R	R			R	60
	24														R			R	25

Total number of acres to be irrigated 86

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

11. a. Who owns the property at the point of diversion? BRP INC. DBA GEM LAKE HARBOR
- b. Who owns the land to be irrigated or place of use? N/A
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. N/A

12. Remarks: POINT OF RE-ENTRY - NON CONSUMPTIVE USE

NW¼, SE¼, SE¼, S34, T2N, R37, EBM

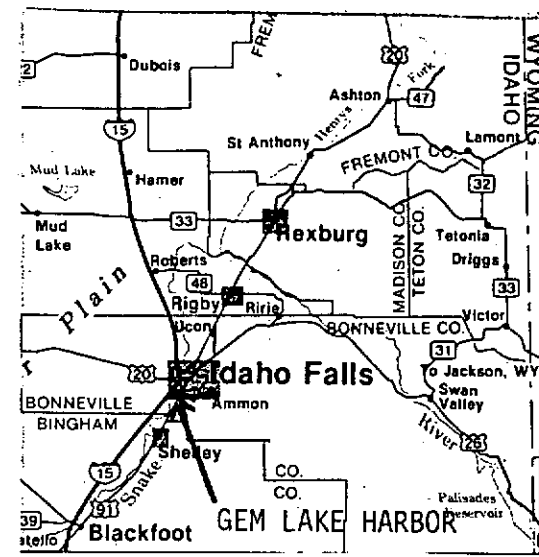
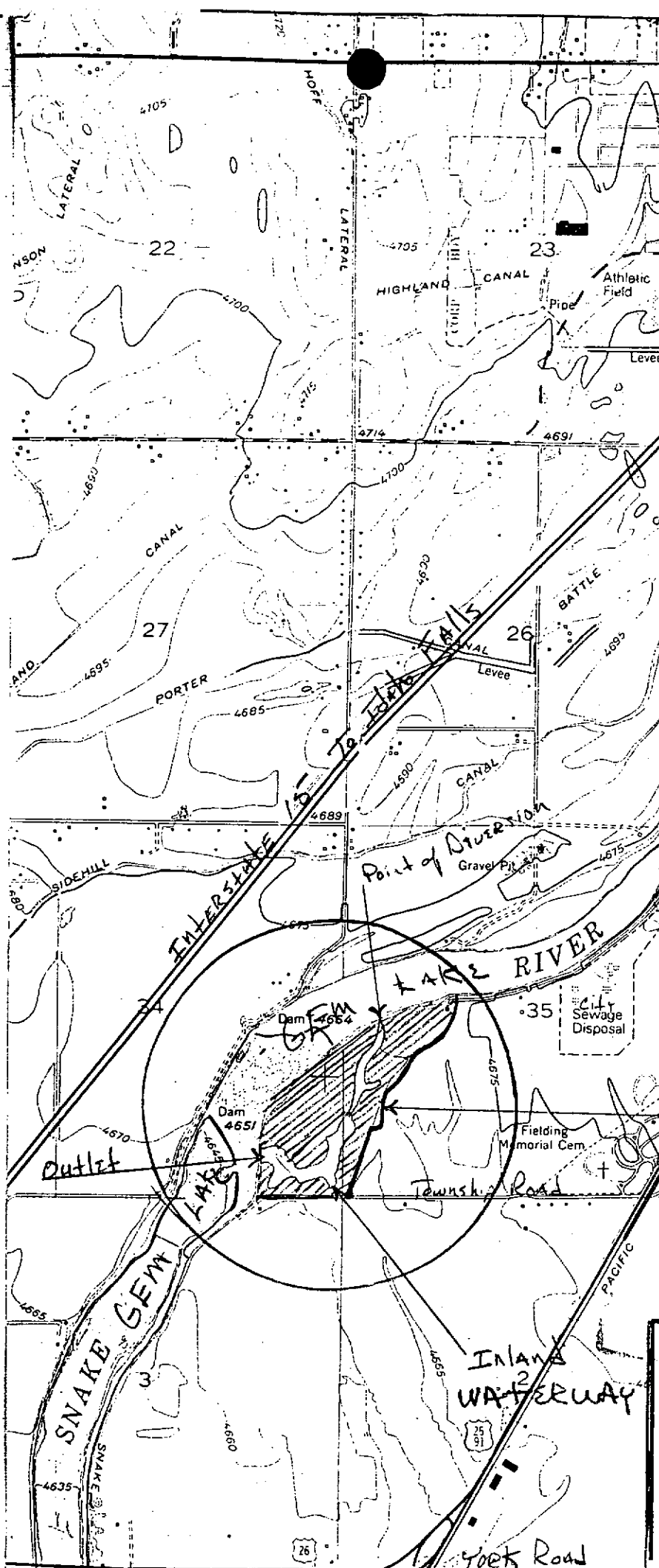
PRESIDENT & STOCKHOLDER - DOUGLAS S. RAYMOND (208)529-9797

SECRETARY/TREASURER & STOCKHOLDER - WAYNE PETERSON (208)522-5055

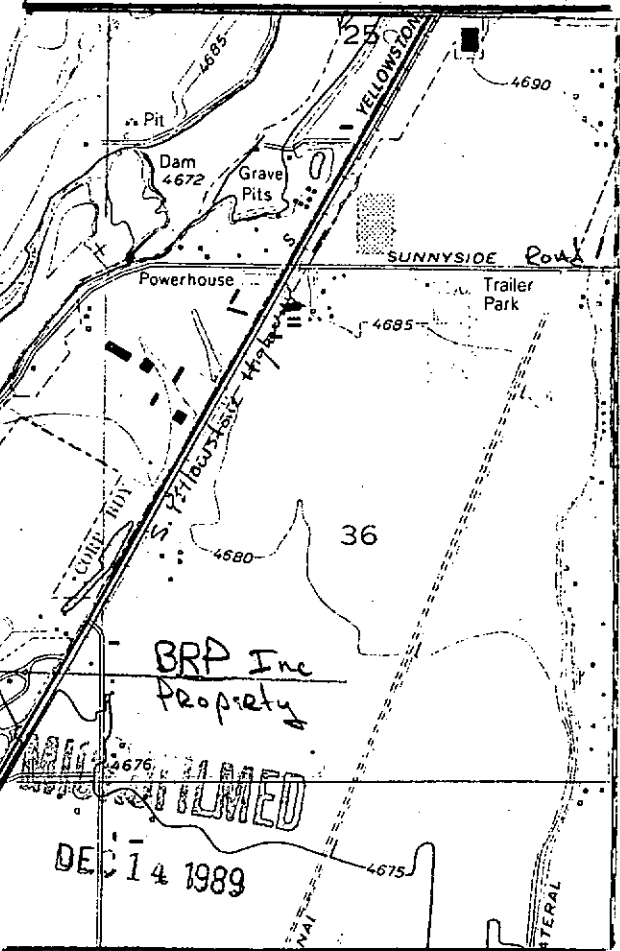
MICROFILMED

DEC 14 1989

COBA

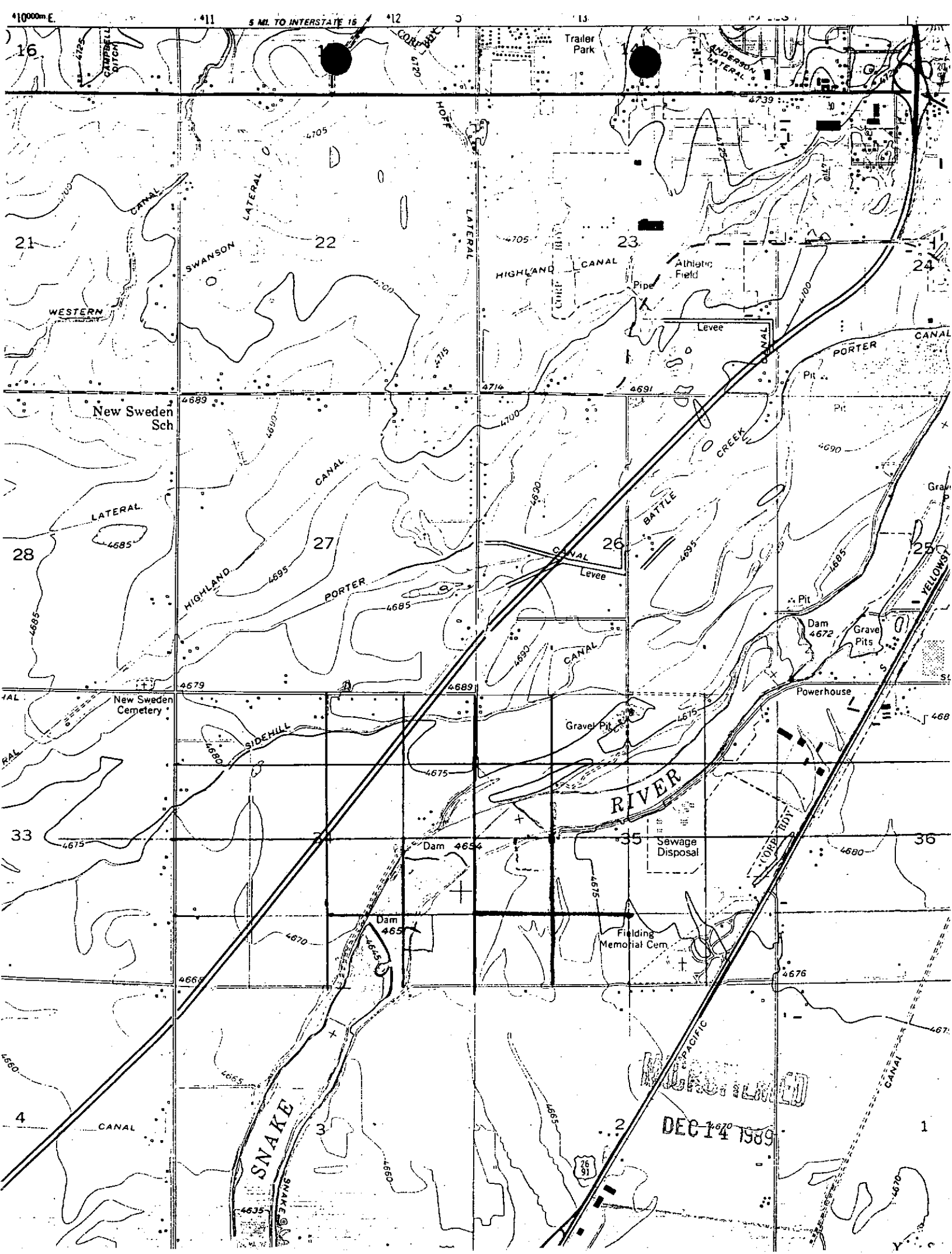


VICINITY MAP

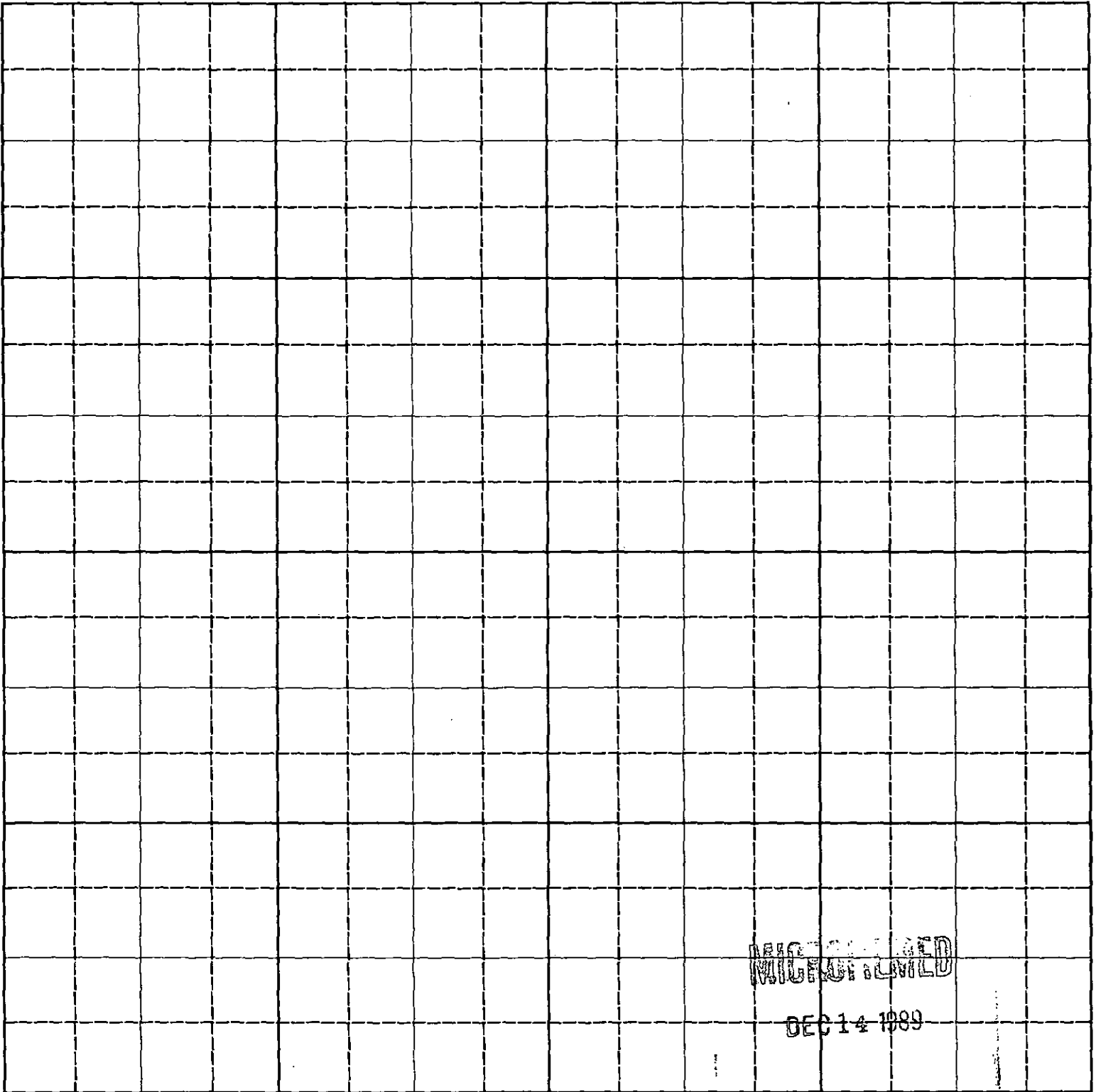


IN State of Idaho
 IN/NEAR City of Idaho Falls
 Bonneville COUNTY,
 DATE: June 22, 89 SHEET 1 OF Two
 APPLICATION BY: BRP Inc.
 Gem Lake Harbor

DEC 14 1989

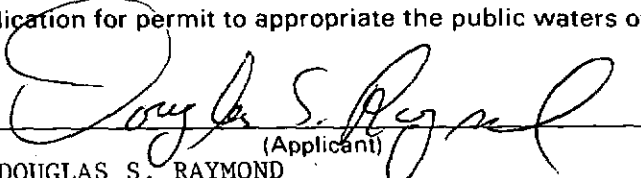


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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.


(Applicant)
DOUGLAS S. RAYMOND

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ _____ Received by _____ # _____ Date _____

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

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:

MICROFILMED

DEC 14 1989

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT
NO. 23-00013**

Notice is hereby given that Wade Fleming, Idaho Falls, ID, has applied to the Department of Water Resources for a change in point of diversion of the waters of Palisades Creek tributary to the Snake River. The right sought to be changed is evidenced by Decree No. 23-00013 Decreed to John N. Barrus in case of Rexburg Irrigation et al -vs- Teton Irrigation Canal dated 12-16-1910 and is recorded as follows:
AMOUNT: 2.80 cfs; PRIORITY: June 30, 1890

DECREED POINT OF DIVERSION: Not listed

The water is used to irrigate 267.5 acres within the SESE SEC 21; SW1/2SW1/4 SEC 22; N1/2NW1/4 SEC 27; NENE (LOT 1) SENE (LOT 4) SEC 28 T1N R44E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted within the NWN SEC 28 T1N R44E, B.M., Bonneville County and used to irrigate 111 acres within the S1/2SW1/4 SEC 22; N1/2NW1/4 SEC 27, T1N R44E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID, 83402, on or before September 25, 1989.

R. Keith Higginson
Director

25-07514

BRP INC. DBA GEM LAKE HARBOR
P.O. BOX 2563
IDAHO FALLS, ID 83403
Source: SNAKE RIVER; Tributary:
COLUMBIA RIVER
Diversion Pt: SESWNW Sec 35 T 02N R.
37E
NENWSW Sec 35 T 02N R 37E
Use: RECREATION (1.000 CFS)
Date Filed: 6/26/1989
In: T02N R37E S34 NESE SESE
S35 SWNW SENW NESW NWSW SWSW
SESW

32-07165

BEZOLD, C. LEWIS
P.O. BOX 21
HAMER, ID 83425
Source: SPRING; Tributary: SINKS
Diversion Pt: SESENW Sec 8 T 10N R 32E
Use: STOCKWATER (.020 CFS)
Date Filed: 6/28/1989
In: T10N R32E S04 NESW SWSW NWSE

35-08796

BUSCH AGRICULTURAL RESOURCES
12855 FLUSHING MEADOW DR.
SUITE 200B
ST. LOUIS, MO 63131
Source: GROUNDWATER
Diversion Pt: NENW Sec 2 T 03N R 37E
Use: COMMERCIAL (.040 CFS)
Date Filed: 8/10/1989
In: T03N R37E S02 NENW

35-08803

GILBERT, BEVA GAY
5910 LEONARD AVE.
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: SENE Sec 36 T 03N R 37E
Use: IRRIGATION (.040 CFS)
DOMESTIC (.040 CFS)
Date Filed: 6/29/1989
In: T03N R37E S36 SENE
1.5 ACRES TOTAL

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 SEPTEMBER 25, 1989.

R. Keith Higginson, Director

Published: September 7, 14, 1989

MICROFILMED

DEC 14 1989

Proof of Publication
The Post-Register

RECEIVED

SEP 21 1989

State of Idaho, }
County of Bonneville } ss

Department of Water Resources
Eastern District Office

I, ... Ted. Delezene, first being duly sworn, depose and say: That I am the
..... Foreman of The Post Company, a corporation of Idaho Falls, Bonneville
County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except
Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in
the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903,
such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been
published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and
said Post-Register having been published continuously and uninterruptedly from the date of such consolidation,
up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in
said Post-Register for two consecutive weeks, first publication having been made
on the 7th day of September 19. 89., last publication
having been made on the 14th day of September 1989...., and that the
said notice was published in the regular and entire issue of said paper on the respective dates of publication, and
that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this ..18th.. day of September 19. 89..

Ted Delezene
.....
Leon R. Pieper
.....
Notary Public

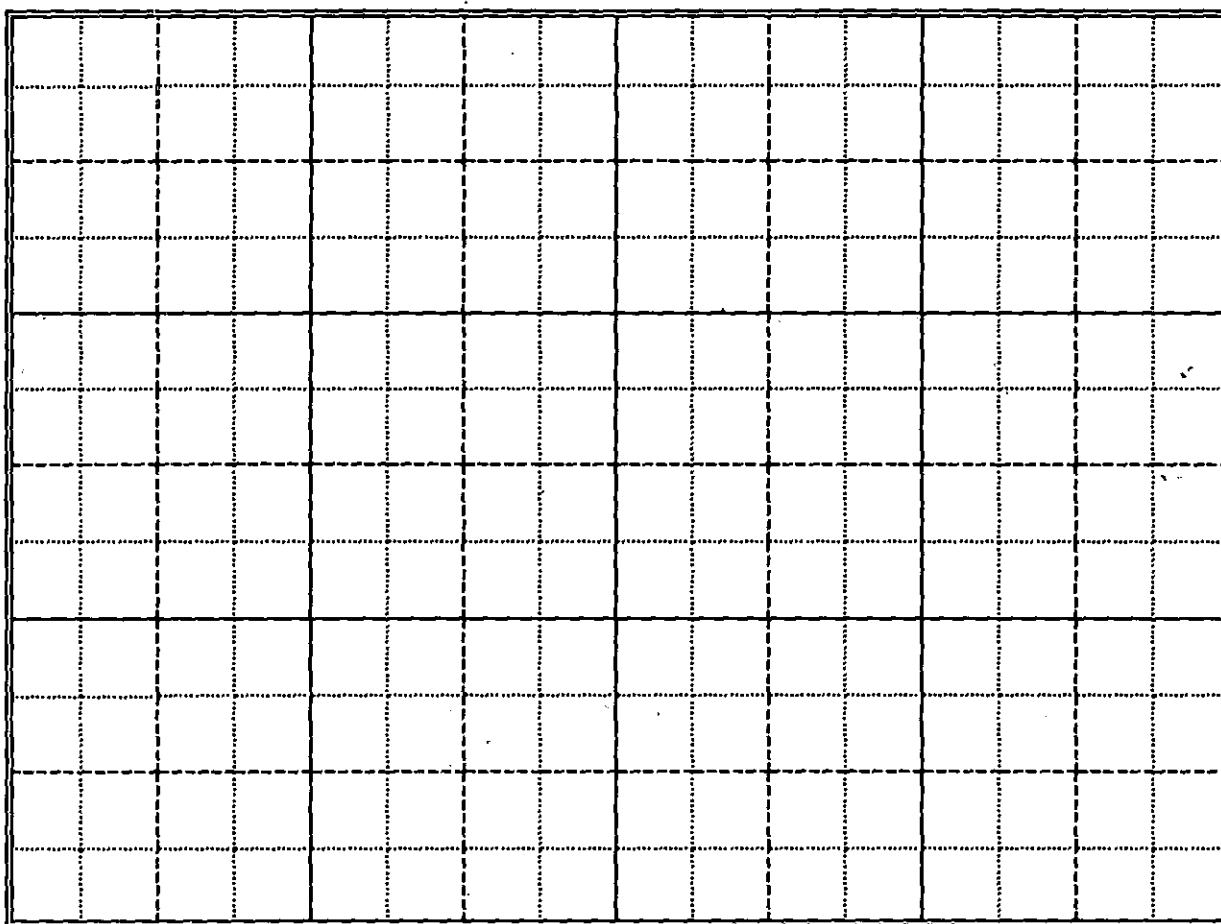
My commission expires September 30, ..., 19... 94

B10

RECORDED

DEC 14 1989

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



Scale: 1" = _____

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

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

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: SEE ATTACHMENT OF FLOW MEASUREMENT

DECLARED

E. NARRATIVE/REMARKS/COMMENTS

ON 6/1/95 AT APPROXIMATELY 1450 HOURS A BENEFICIAL
USE FIELD EXAM WAS CONDUCTED FOR BRP INC ON
PERMIT # 01-07103.

WATER FOR THIS PERMIT IS USED FOR RECREATION IN GEM
LAKE HARBOR SUBDIVISION. WATER IS FOR NON-CONSUMPTION USE.
A HEADGATE STRUCTURE IS USE TO DIVERT WATER FROM
THE SNAKE RIVER. THERE IS NO CONTROL AT THE POINT
WHERE THE DIVERTED WATER RETURN TO THE SNAKE RIVER.

FLOW MEASUREMENTS TAKE AT THE CONCRETE BRIDGE
OVER GEM LAKE, ON 6/2/95 AT APPROXIMATE 0900 HRS. GAVE
A 54.58 CFS FLOW RATE.

HARBOR
GEM LAKE IS AN OLD GRAVEL PIT THAT IS PARTIALLY
FILLED BY BACK FLOW OF RIVER.

INLET: 48"

OUTLET: 100' WIDE

DEPTH: 10' AVERAGE

BOTTOM: LAWA

LAKE SIZE: 16 ACRES $43,560 \text{ cu ft} \times 16 \text{ ACRES} \times 10' \text{ DEEP}$

$$= \frac{6,969,600 \text{ cu ft}}{43,560 \text{ cu ft}} = \boxed{160 \text{ Acres ft.}}$$

CONTACT PERSON: DOYLE BECK 529-9891 OR 801-684-2209

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

F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

SEE MEASUREMENTS NOTES.

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS PERMIT LIMITS TO 1.0 CFS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
RECREATION	1/1	12/31	1.0	723.9
Totals:			1.0	

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name DON SIMPKINS Date 1/3/96

Reviewer _____ Date _____

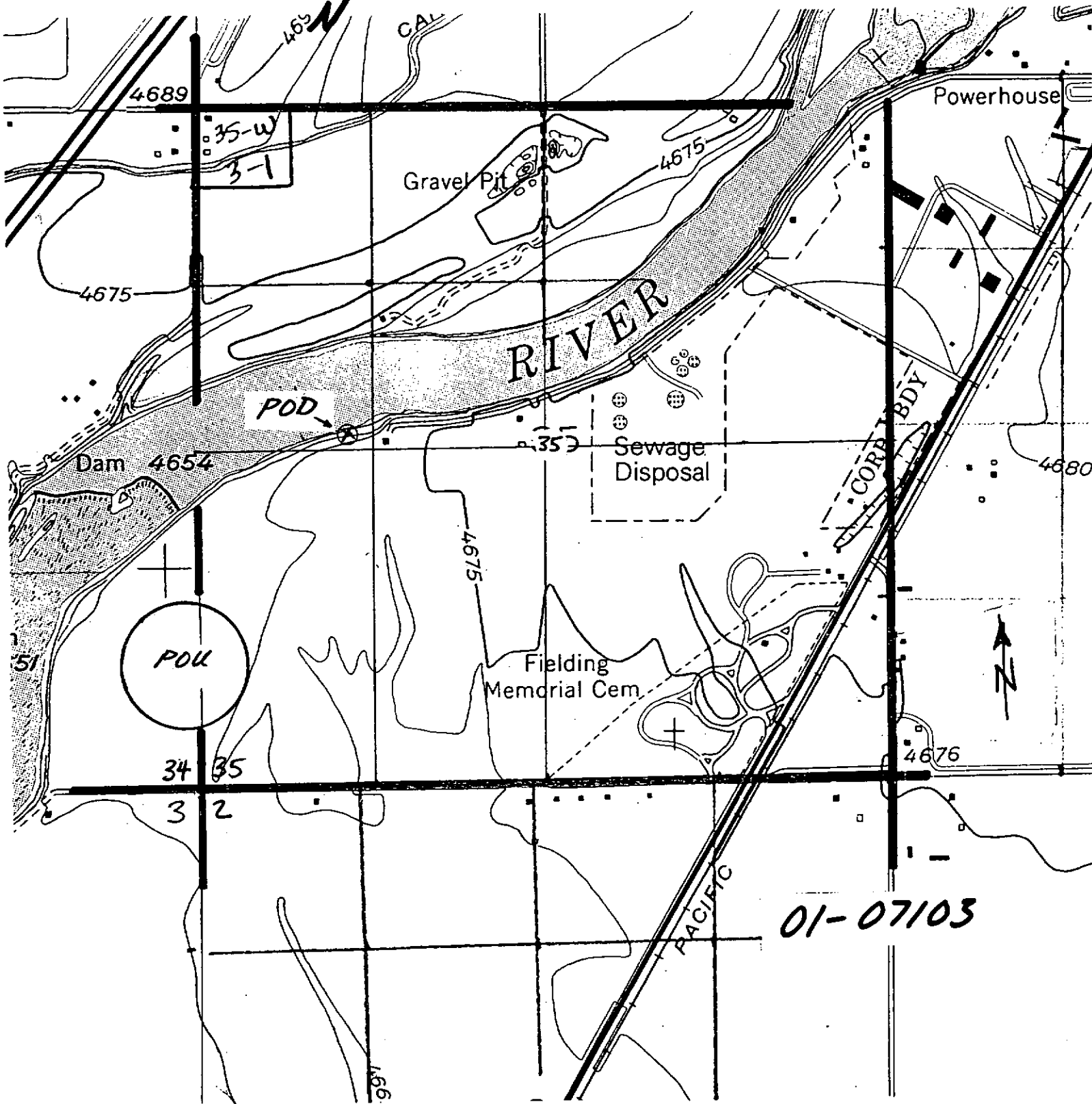
SEAL

* Required that permit holder rent storage water from WDOI
for 2af / per surface acre of pond each year. *Heif*

IN State of
IN/NEAR City of
Bonnaville
DATE: June

IN State o
IN/NEAR Ci
Bonnivill
DATE: June

T 2 R34E



01-07103

GEM LAKE HARBOR

1 of 2



VIEW OF
POINT OF
DIVERSION ON
THE SNAKE
RIVER

FLOW
RIVER
←
DIVERSION
→



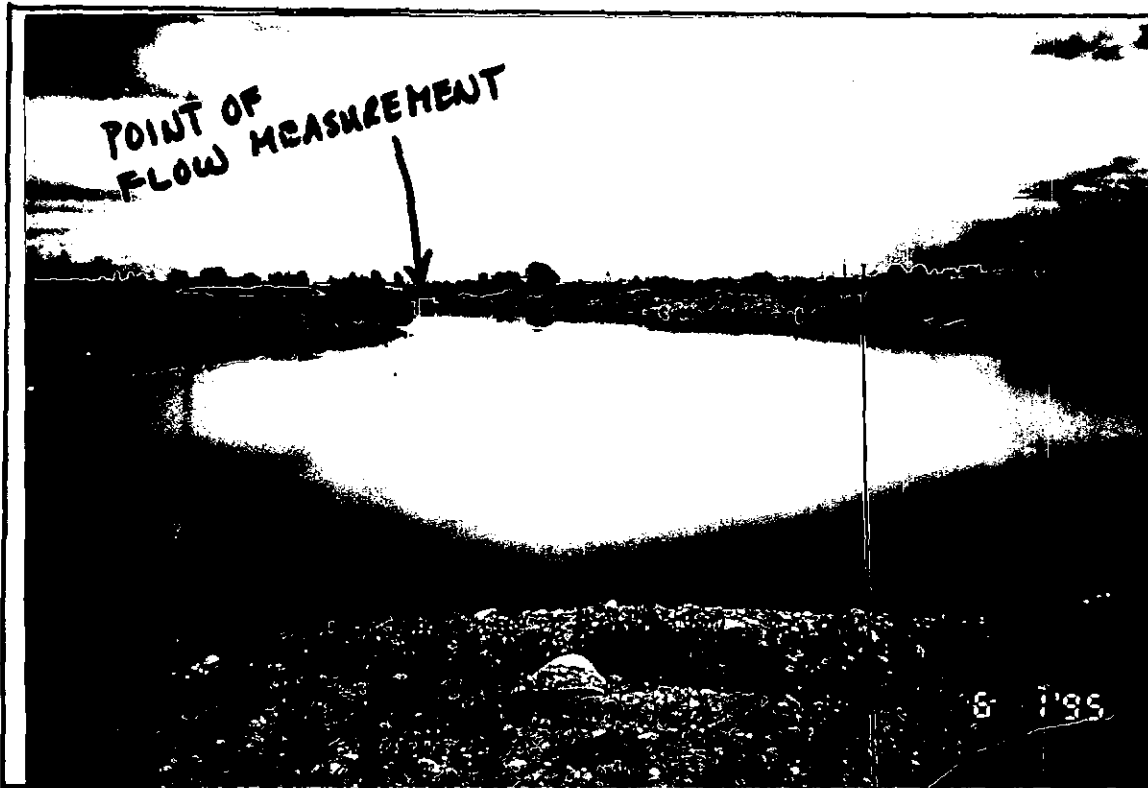
VIEW OF
POD AS IT
ENTER UPPER
END OF
IMPROVEMENT.

FLOW
→

01-07103

GEM LAKE HARBOR

212



VIEW OF
BRIDGE
WHERE FLOW
MEASUREMENTS
WERE TAKEN

FLOW



VIEW WHERE
DIVERGED
WATER DUMPS
BACK INTO
SNAKE RIVER.

FLOW

RIVER

FLOW
IMPROVEMENT

01-07103

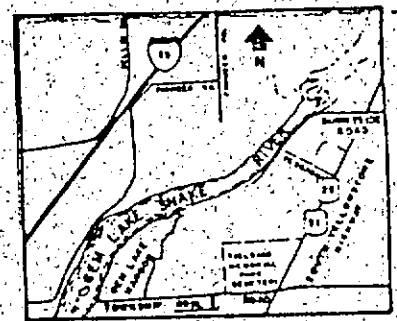
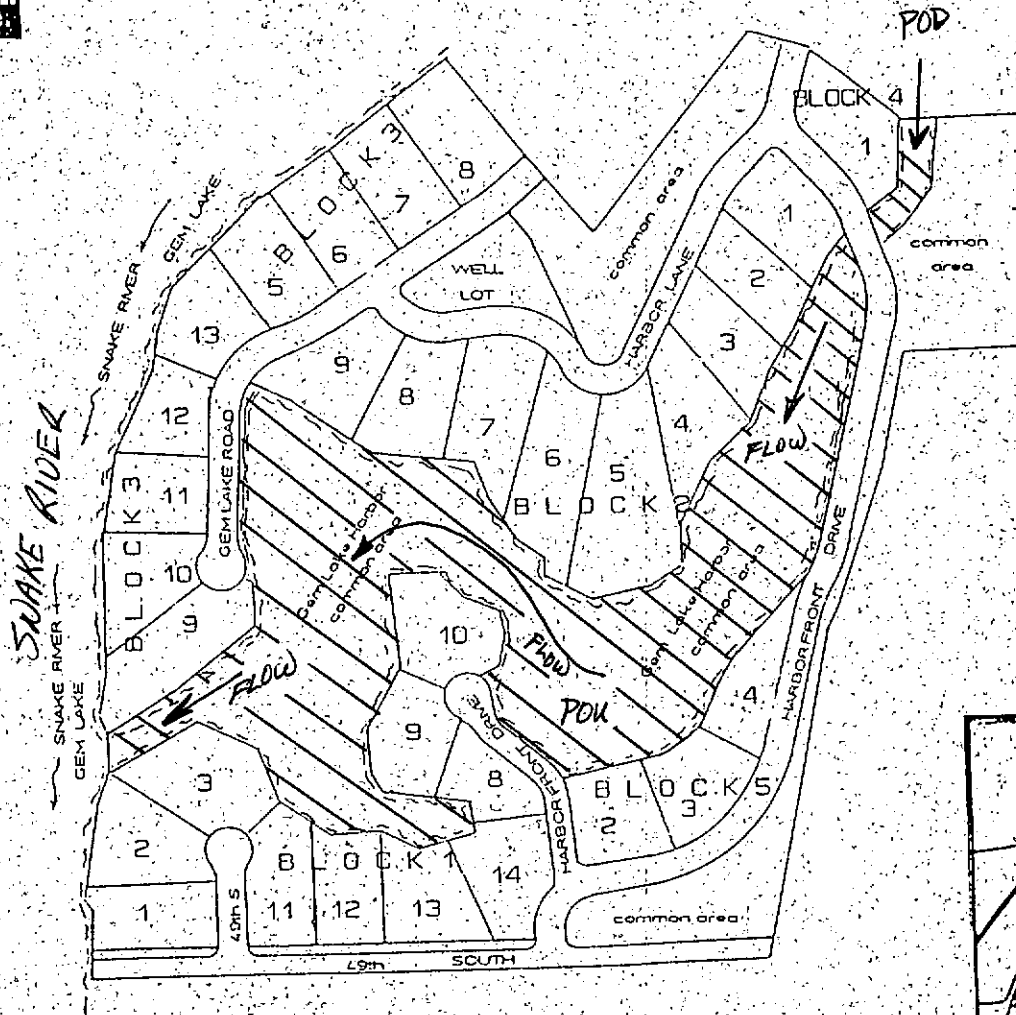
River at—

[illegible]

Checked by _____



Gem Lake Harbor



WHY GEM LAKE?

• INVESTMENT

It has been proven that deeded waterfront property appreciates in value. Used as comparables, Boise Riverfront lots and I.P. Bliss Island waterfront lots have doubled and tripled in value.

- Boating
- Tennis
- Fishing
- Jogging
- Private Boat Dock and Beach
- Waterskiing
- Swimming
- Jet Skiing
- Serene Atmosphere

Exclusive water retreat... relax and enjoy fishing in your own backyard, neighborhood recreation center, beautifully landscaped yards, tennis courts, parks, bike paths, jogging paths (the greenbelt runs through this area) your own boat dock... you'll want to be part of this subdivision! **Water is the magic and the romance that converts your dreams into reality.** For more information stop by or call our downtown or Center Court, Grand Teton Mall locations.



Advantage, Inc.
380 North Capital Avenue
Idaho Falls, Idaho 83402
Res. (208) 529-3630 / Fax (208) 529-1750
Bus. (208) 524-2121 / (800) 255-1747

Brett Magleby
REALTOR®



Each Office is Independently Owned and Operated



Advantage
380 North Capital
Idaho Falls, ID 83402
BUS: (208) 524-2121
RES: (208) 523-1488

01-07103

Mark Peterson
Owner/Contractor

Each Office is Independently Owned And Operated

GEM LAKE HARBOR

PRICE LIST

BLOCK 1

LOT #	SIZE (ACREAGE)	PRICE	SOLD?
1	0.818	\$69,000	YES
2	0.932	\$89,000	YES
3	1.09	\$99,000	YES
11	0.854	\$69,000	NO
12	0.759	\$69,000	NO
13	0.88	\$69,000	NO
14	0.884	\$69,000	NO
8	0.594	\$69,000	NO
9	0.795	\$99,000	NO
10	0.909	\$99,000	NO

BLOCK 3

LOT #	SIZE (ACREAGE)	PRICE	SOLD?
9	1.114	\$99,000	YES
10	0.792	\$89,000	NO
11	0.779	\$89,000	NO
12	0.674	\$89,000	NO
13	0.808	\$89,000	NO
5	0.88	\$79,000	NO
6	0.852	\$79,000	NO
7	0.892	\$79,000	NO
8	0.954	\$79,000	NO

BLOCK 2

LOT #	SIZE (ACREAGE)	PRICE	SOLD?
1	0.88	\$59,000	NO
2	0.75	\$69,000	NO
3	0.79	\$69,000	NO
4	0.92	\$79,000	NO
5	1.72	\$99,000	YES
6	1.23	\$79,000	NO
7	1.1	\$79,000	NO
8	0.92	\$89,000	NO
9	0.97	\$89,000	NO

BLOCK 4

LOT #	SIZE (ACREAGE)	PRICE	SOLD?
1	0.9	\$59,000	NO

BLOCK 5

LOT #	SIZE (ACREAGE)	PRICE	SOLD?
2	0.806	\$69,000	NO
3	0.791	\$59,000	NO
4	0.645	\$49,000	NO

PRESENTED BY:

CENTURY 21

Advantage, Inc.

524-2121 OR 1-800-255-1747

BRETT MAGLEBY

521-6621

MARK R. PETERSON

523-0130

April 23, 1996

BRP Inc / DBA Gem Lake Harbor
PO Box 2563
Idaho Falls ID 83403

ATTN: Doyle Beck

Mr. Beck:

Our field examiner did an on-site inspection of Water Right Permit 01-07103, in the name of BRP Inc for recreation use of Snake River water. The permit was approved for the requested 1.0 cfs flow. The examiner found almost 55 cfs. Also no control gate was found on the diversion works.

Within the next 30 days, I will need a new application for permit to cover the additional flow being used. Without an additional approved permit and a control gate on the intake structure, you would not be able to continue to divert Snake River water.

If you have any questions, please give me a call.

Sincerely,

Harold W Jones
Water Rights Supervisor

HWJ:sc

01-07103

October 8, 1993

BRP INC.
DBA GEM LAKE HARBOR
P.O. BOX 2563
IDAHO FALLS ID 83403

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 01-07103

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,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 01-07103 Reviewed by kg Date 10/4/93

GENERAL CONSIDERATIONS

TYPES OF USE

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

SOURCE OF WATER

2 Surface water source
Ground water source
NA Drilling permit required?
/ Copy in the file? Drilling Permit No. _____
/ Amount paid for permit _____ Correct?
/ Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
100 Amount Submitted
yes Correct?
NA Required?
/ Installed?
/ Waiver requested?

PRIORITY CALCULATION

Date proof received NA
Date proof due _____
No. of days late _____
Priority Date _____
New Priority Date _____

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY

New Address _____

Proof Made

10/1/93
10/8/93 kg

BECO Construction Co., Inc.

September 28, 1993

RECEIVED

OCT 01 1993

Department of Water Resources

Gary Spackling
State of Idaho, Dept. of Water Resources
Statehouse Mail
Boise, Idaho 83720

RE: Permit No. P0107103
B.R.P. Incorporated
Gem Lake Harbor

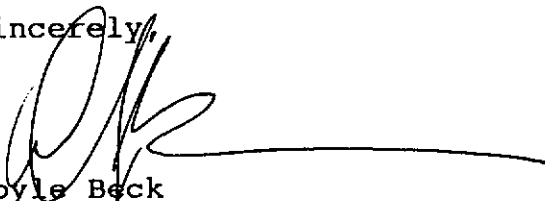
Dear Mr. Spackling,

On behalf of B.R.P. Incorporated and pursuant to the above referenced permit, enclosed is an executed Proof Of Beneficial Use form along with the appropriate inspection fee.

We wish to advise you that all construction and excavation has been completed for the above referenced project.

Please review and advise.

Sincerely,



Doyle Beck
BECO Construction Co.

DB/ga

Environmental Contractors • We are an Equal Opportunity Employer

P.O. Box 1768 • Idaho Falls, Idaho 83403-1768 • Phone (208) 529-9891 • FAX (208) 522-8949



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

November 27, 1991

BRP Incorporated
dba Gen Lake Harbor
P.O. Box 2563
Idaho Falls, ID 834703

Re: Permit No. 01-07103

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time.
The time within which to submit proof of beneficial use is
extended to January 1, 1994.

Please note that the department has granted this extension based
on governmental delay. It is important that you work diligently
toward the completion of this project during the construction
period allowed. The department may not be able to grant
additional requests.

If you have any questions or if I can be of any further
assistance, please feel free to contact this office.

Sincerely,

Karen L. Gustafson
Karen L. Gustafson
Secretary/Records Manager

Enclosure

C: IDWR-Regional Office

MICROFILMED

DEC 09 1991

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 01-07103Reviewed by KLGDate 11/27/91

BASIC INFORMATION

yes Date stamp received
yes Extension received timely (not too early not too late)
yes Fee received and receipted
✓ Name and signature same as permit
✓ Address change

BASIS FOR EXTENSION REQUEST

_____ Has adequate work been completed to demonstrate due diligence?
_____ Has the cost incurred been adequate to demonstrate an intent to complete the project?
_____ Has the permit been involved in litigation?
a. Swan Falls _____ Dismissed from Swan Falls _____
Other _____ Identify _____
b. Is supporting documentation needed to complete the file? _____
Requested _____
c. Calculate the period of delay

Date litigation completed _____

Date litigation began _____

Total period of delay = _____

Present proof due date + _____

NEW PROOF DUE DATE = _____

yes Is delay by a government agency?
Is supporting documentation needed to complete the file? no
Requested? _____

ACTION TAKEN

*approved- Based on governmental delay
extend to 1/1/94*

_____ Reinstatement Date extension received _____ = _____
Proof due date _____ = _____
No. of days late _____ = _____
Priority date _____ = + _____
ADJUSTED PRIORITY DATE _____ = _____

DATE ENTRY

11/27/91 KLG Change proof due date _____ Address change
Priority date change _____

BECCO Construction Co., Inc.

November 20, 1991

RECEIVED
NOV 25 1991

State of Idaho
Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000

Department of Water Resources

ATTN: Karen

RE: Permit No. P0107103
BRP Incorporated - dba Gem Lake Harbor
Request for an extension of time

Dear Karen,

Enclosed is our request for an extension of time for the above referenced permit number.

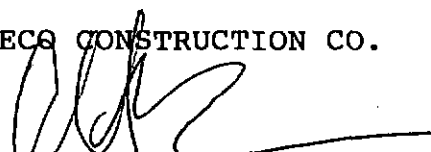
As per our telecon, this project has the best potential for development if the proper zoning is obtained from Bonneville County. Construction has progressed at this point that we need to know the outcome of the zoning hearings prior to proceeding with any further construction. BRP has successfully obtained approval for three of the required four public hearings. The next public hearing is scheduled in approximately three weeks.

This delay in waiting for the proper zone change has pushed us into the winter season also prohibiting construction in an expeditious manner.

If you have any questions or need any further information, please feel free to contact myself, Doug Raymond and/or Wayne Peterson.

Sincerely,

BECCO CONSTRUCTION CO.


Doyle H Beck

DHB/vb

MICROFILMED
DEC 09 1991

Environmental Contractors • We are an Equal Opportunity Employer

P.O. Box 1768 • Idaho Falls, Idaho 83403-1768 • Phone (208) 529-9891 • FAX (208) 522-8949



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

November 6, 1991

BRP Inc.
DBA Gem Lake Harbor
P.O. Box 2563
Idaho Falls, ID 83403

Re: Permit No. 01-07103

Dear Permit Holder:

This office is in receipt of your letter dated October 31, 1991 requesting an extension of time on the above referenced permit.

While we appreciate your request for this extension, it is necessary for you to complete the enclosed form. Your letter is not sufficient for me to complete the entire review process. I have also enclosed an instruction sheet for you use. Please note that there is a \$15 fee that must be paid at the time you file this request.

Please return the form within 30 days of the date of this mailing in order to insure that you meet all necessary deadlines.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen Gustafson
Karen L. Gustafson
Secretary/Records Manager

Enclosures

DEC 09 1991

BECCO Construction Co., Inc.

RECEIVED
NOV 01 1991

October 31, 1991

Department of Water Resources

Gary Spackling
State of Idaho
Department of Water Resources
Statehouse Mail
Boise, Idaho 83720

Re: Permit No. P0107103
BRP Incorporated
Gem Lake Harbor

Dear Mr. Spackling,

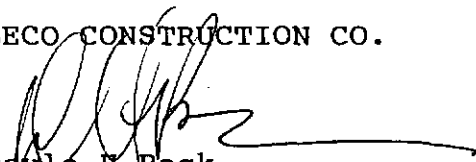
Due to circumstances beyond our control, the Gem Lake Harbor Development authorized by the above referenced permit has not been completed in the time allowed.

We respectfully request an extension of time for the period of one year to allow completion of construction.

If you have any questions, please contact us at your convenience. We appreciate your interest in this project and thank you for your input in honoring of this request.

Sincerely,

BECCO CONSTRUCTION CO.


Doyle H Beck

DHB/vb

cc: Douglas S. Raymond
Wayne Peterson

RECEIVED
DEC 09 1991

Environmental Contractors • We are an Equal Opportunity Employer

P.O. Box 1768 • Idaho Falls, Idaho 83403-1768 • Phone (208) 529-9891 • FAX (208) 522-8949

128113
October 31, 1991

BRP INC.
DBA GEM LAKE HARBOR
P.O. BOX 2563
IDAHO FALLS ID 83403

PROOF DUE NOTICE

RE: PERMIT NO. 01-07103

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

DEC 08 1991

BECO Construction Co., Inc.

November 14, 1990

Gary Spackman
State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

CERTIFIED, RETURN RECEIPT
NUMBER P 241 162 022

Re: Permit Number PO1-07103
BRP Incorporated
Gem Lake Harbor

DEAR MR. SPACKMAN,

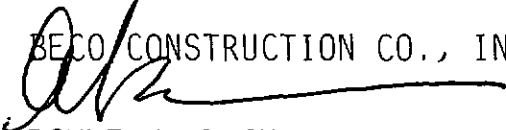
On behalf of BRP Incorporated, and pursuant to condition number three (3) of the above referenced permit, we wish to advise you that we have commenced excavation and construction of the above referenced project.

Accordingly, enclosed is the blue card, completed and forwarded to your office.

If you have any questions, please contact us at your convenience.

Sincerely,

BECO CONSTRUCTION CO., INC.


DOYLE H. BECK
President

cc: Douglas S. Raymond
Wayne Peterson

DHB:md

MICROFILMED

DEC 09 1991

Environmental Contractors • We are an Equal Opportunity Employer

P.O. Box 1768 • Idaho Falls, Idaho 83403-1768 • Phone (208) 529-9891 • FAX (208) 522-8949

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

COMMENCEMENT OF WORKS

Permit No. P01-07103

Name(s) of Permit Holder(s): BRP INC DBA Green Lake Harbor

Post Office Address: PO Box 2563 Idaho Falls Idaho

Tel. No. 268 524 5030

☒ I hereby certify that construction of diversion works for the above referenced permit began on 11-14-90 (date). I understand that I must

continue to develop the water system with due diligence to maintain a valid permit.

DEC 09 1991

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control:

*Note: A financing difficulty is not an acceptable reason.

11-14-90
Date

[Signature]
Signature of Permit Holder

PLACE
STAMP
HERE



MICROFILMED

DEC 09 1991

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

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 11, 1989

BRP INC.
DBA GEM LAKE HARBOR
P.O. BOX 2563
IDAHO FALLS, ID 83403

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

RE: PERMIT NO. P01-07103

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.

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 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

DEC 14 1989

MEMORANDUM

TO: FILE 01-7103
FROM: JIM JOHNSON
RE: APPLICATION FOR PERMIT
DATE: December 5, 1989

=====

Mr. Doyle called today in reference to this application. In discussing the proposed development with him it was apparent that there should not be a storage component associated with this right.

The area proposed for development is an existing gravel pit which is no longer in operation. The developer proposes to install an 30" culvert at the upper end of the pit and construct a channel for outflow. The development will not increase existing evaporation or seepage.

The diversion from the source is necessary to prevent stagnation.

The watermaster recommendation for replacement water is not required.

RECORDED

DEC 14 1989

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Dist. for staffing 6-2989 RB
Submitted for advertising 8-17-89 HWT

~~NON-TRUST HOLD~~

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY Donna Dunn DATE 2 August APPLICATION NUMBER 01-7103
25-7514
BRP Inc. DBA Gem Lake Harbor

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?
☐ 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

RECEIVED
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 WD-1
☐ Adjudication Bureau Unit ☐ Other

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

Chgs. required

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 9-25-89
☐ 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 6-26-89
By ACW Date 11-7-89

STATE OFFICE REVIEW

See below for additional information
By KW Date 12-6-89

N/A

ADDITIONAL INFORMATION

Need a stream channel alteration permit?

Cond. - 20157 5057 4001

<11A>

App. in NON-TRUST area-

OK to allow 2 yrs. to develop-

WATERMASTER COMMENTS

I have reviewed Application for Permit No. 01-7103 and
have the following comments/objections to the approval of this
application for permit:

The appropriation of water
should be subject to acquiring
supplemental supplies for
mitigating seepage and evaporation

11/6/89

Date


RONALD D. CARLSON, WATERMASTER
Water District No. 01

RECEIVED

DEC 14 1989

06-Sep-1989

Department of Lands
3563 Ririe Hwy
Idaho Falls, ID 83401

RE: Application for Permit No. 25-7514

Dear Sir:

This office is currently in the process of publishing notice that the above application for permit was filed with the Department of Water Resources. Since the application may be of interest to you, a copy is enclosed for your examination. Comments concerning the application should be addressed to the applicant with a copy forwarded to this office. Protests objecting to granting a permit should be directed to this Department and received as soon as possible. Final action will be taken by this office shortly after this date, provided there are no protests lodged against the applications.

Respectfully submitted,

Harold W. Jones
Water Rights Supervisor

HWJ/rb
Enclosure

RECEIVED

DEC 14 1989

30-Aug-1989

Department of Lands
Rt. 1, Box 400
Idaho Falls, ID 83401

RE: Application for Permit No. 25-7514

Dear Sir:

This office is currently in the process of publishing notice that the above application for permit was filed with the Department of Water Resources. Since the application may be of interest to you, a copy is enclosed for your examination. Comments concerning the application should be addressed to the applicant with a copy forwarded to this office. Protests objecting to granting a permit should be directed to this Department and received as soon as possible. Final action will be taken by this office shortly after this date, provided there are no protests lodged against the applications.

Respectfully submitted,

Harold W. Jones
Water Rights Supervisor

HWJ/rb
Enclosure

RECEIVED

DEC 14 1989

30-Aug-1989

Department of Fish & Game
1515 Lincoln Rd.
Idaho Falls, ID 83401

RE: Application for Permit No. 25-7514

Dear Sir:

This office is currently in the process of publishing notice that the above application for permit was filed with the Department of Water Resources. Since the application may be of interest to you, a copy is enclosed for your examination. Comments concerning the application should be addressed to the applicant with a copy forwarded to this office. Protests objecting to granting a permit should be directed to this Department and received as soon as possible. Final action will be taken by this office shortly after this date, provided there are no protests lodged against the applications.

Respectfully submitted,

Harold W. Jones
Water Rights Supervisor

HWJ/rb
Enclosure

MICROFILMED

DEC 14 1989

30-Aug-1989

BRP, INC., DBA Gem Lake Harbor
P.O. Box 2563
Idaho Falls, ID 83403

RE: Application for Permit No. 25-7514

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Post-Register. 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

RECEIVED

DEC 14 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

AUGUST 29, 1989

THE POST-REGISTER
P.O. BOX 1800
IDAHO FALLS, ID 83403

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 SEPTEMBER 25, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED

DEC 14 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

RECORDED

DEC 14 1989

25-07514

BRP INC. DBA GEM LAKE HARBOR
P.O. BOX 2563
IDAHO FALLS, ID 83403

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

Diversion Pt: SESWNW Sec 35 T 02N R 37E
 NENWSW Sec 35 T 02N R 37E

Use: RECREATION (1.000 CFS)

Date Filed: 6/26/1989

In: T02N R37E S34	NESE	SESE		
S35	SWNW	SENW	NESW	NWSW
	SWSW	SESW		

RECORDED

DEC 14 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 SEPTEMBER 25, 1989.

R. Keith Higginson, Director

Published 9/07/1989 & 9/14/1989

RECEIVED

DEC 14 1989