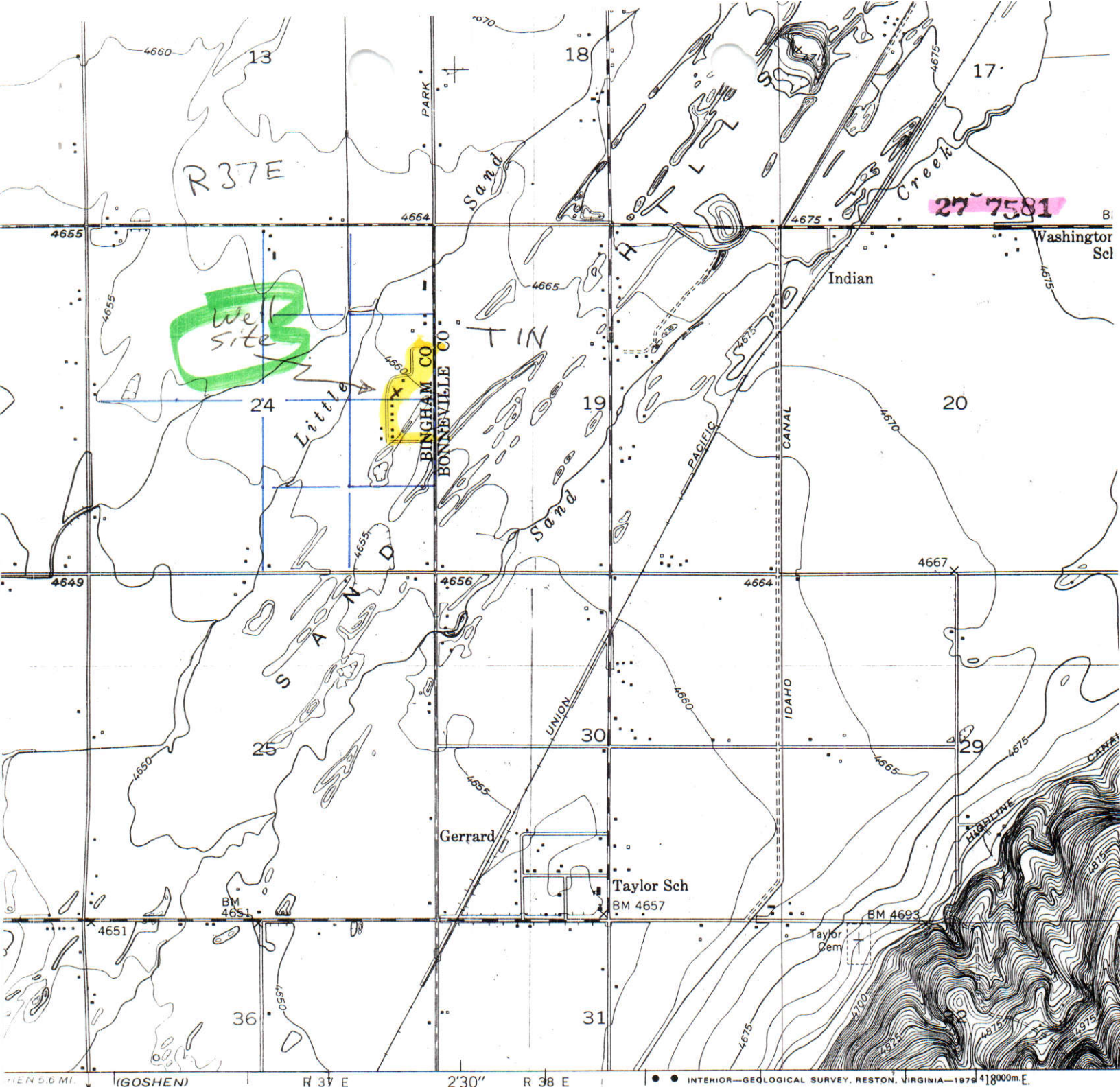
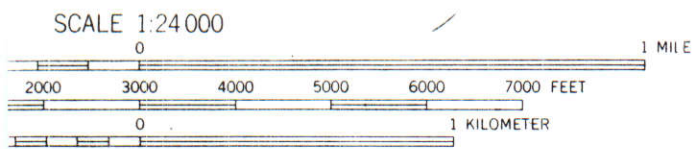
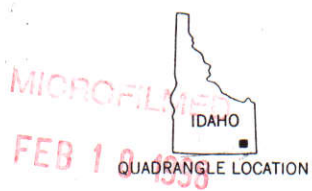




INTERIOR—GEOLOGICAL SURVEY, RESTON, VIRGINIA—1976 418000m.E. -84



CONTOUR INTERVAL 5 FEET
GEODETTIC VERTICAL DATUM OF 1929



ROAD CLASSIFICATION

Primary highway, hard surface	Light-duty road, hard improved surface
Secondary highway, hard surface	Unimproved road

U. S. Route State Route
Interstate Route

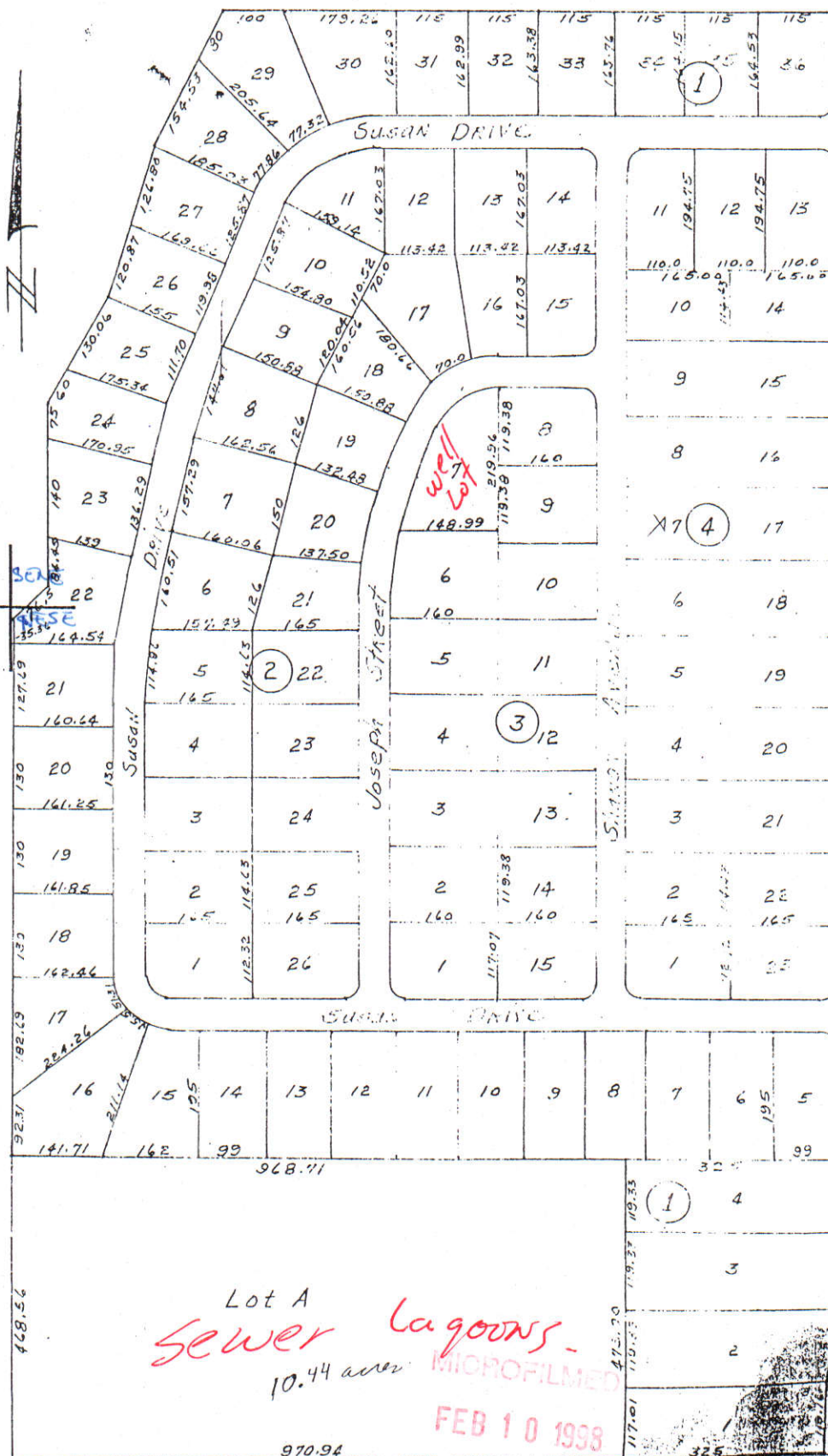
IDAHO FALLS SOUTH, ID
N4322.5—W11200/7.5

CONFORMS WITH NATIONAL MAP ACCURACY STANDARDS
GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
ADDITIONAL MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

Revisions shown in purple compiled from aerial photographs
taken 1976 and other source data. This information not
field checked. Map edited 1979

1948
PHOTOREVISED 1979
DMA 3570 I NE—SERIES V893

WD 5-2-75 2005-75



DEPT. OF WATER RESOURCES
900 N. Skyline Drive
Idaho Falls, Idaho 83402-1718
(208) 525-7161
Fax: (208) 525-7177

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

27-07581
SOUTH PARK ESTATES
WATER & SEWER
1460 N. 1180 E.
Shelley, Idaho 83274
Source: GROUNDWATER
Diversion Pt.: SESENE, Sec. 24, T. 01N
R, 37E, in Bingham County.
Use: DOMESTIC (1.500 CFS)
FIRE PROTECTION (1.500 CFS)
Total Diversion: (1.500 CFS)
Date Filed: 10/21/1997
In: BINGHAM County
T01N, R37E, S24, SENE *needs NESE*

The permit(s) will be subject to all prior
water rights. Protests must be filed with
the applicant and the Director, Dept. of
Water Resources, along with a \$25.00 fil-
ing fee, Eastern Region, 900 N. Skyline,
Idaho Falls, Idaho, 83402, on or before
NOVEMBER 24, 1997.

KARL J. DREHER
Director

(3496)
Pub.: 11/6, 13

RECEIVED
DEC 08 1997

Department of Water Resources
Eastern Region

*not fatal
12/18/97 -3.*

**AFFIDAVIT OF
PUBLICATION**

County of Bingham)

State of Idaho)

I, Jacqueline Graham)
solemnly Legal

swear that I am the Coordinator of
The Morning News, which is a daily news-
paper of general circulation, published
each day except Sunday at Blackfoot,
Bingham County, Idaho, said newspaper
having been so published at Blackfoot,
aforesaid for more than one year past;
that said newspaper heretofore complied
with all the provisions of Chapter 154 of
the Sessions Laws of Idaho of 1911, ap-
proved March 11, 1911, and duly desig-
nated, pursuant to law, a particular day
of the week as the day on which legal no-
tices required by law or by the order of
any Court of competent jurisdiction within
the State of Idaho shall be published to-
wit: of each week; that the notice at-
tached hereto and which is a part of this
affidavit and part of the proof of publi-
cation was published in said issue of said
newspaper 2 consecutive Weeks
the first publication having been made on
the 6th day of Nov.
1997 and the last publication having
been made on the 13th day of
Nov. 1997; that said notice
was published in the regular and entire
issue of every number of the paper as
aforesaid during the period and time of
publication, and that notice was pub-
lished in the newspaper and not in a sup-
plement.

On this 4th day of Dec. in
the year 1997, before me a Notary
Public of said State, personally appeared
Jacqueline Graham

known or identified to me to be the per-
son whose name is subscribed to the with-
in instrument, and being by me first duly
sworn, declared that the statements
therein are true, and acknowledged to
me that he executed the same.

Sydney South
Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires:

October 16, 2002.

Affidavit Processing Fee: \$5.00

MICROFILMED

FEB 10 1998

FREECER WEED

JAN 29 1999

Department of Water Resources

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

PROOF OF BENEFICIAL USE

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

1. Permit No. 27-07581 Telephone No. 523-2390

2. Name(s) of Permit Holder(s): So. Park Estates Water & Sewer

3. Mailing Address: 1460 No 1180 E, Shelley, Id 83274

4. Source of Water: Ground water If **GROUNDWATER** (well), Date Drilled: mo. 8 / yr. 78

a. Well Driller: Andrew well drilling Drilling Permit Number: - - -

b. **OPTIONAL:**
Pump Horsepower: Pressure (psi): Dynamic pumping level (ft):

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 100 Stockwater (No. and type of stock): 0

Irrigation (No. of acres): 0 Other:

6. Total rate of diversion and/or volume for which proof is submitted: 1.83 cfs OR acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes X or No

Has the measuring device been installed? Yes X or No

Flow Measurement Port: Is a flow measurement port required? Yes or No X

Has the measurement port been installed? Yes or No X

8. Fee Enclosed: \$ 125⁰⁰ (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: Bob Morrison Telephone Number: 523-2390

Address: 1460 No. 1180 E, Shelley, Id. 83274

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

APR 08 1999

Signature of permit holder: Robert E. Morrison Date: 12/07/98
(include your title, if on behalf of company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 27-07581

Proposed Priority: October 21, 1997

Maximum Diversion Rate:

1.50 CFS

This is to certify, that **SOUTH PARK ESTATES WATER & SEWER**
1460 N 1180 E
SHELLEY ID 83274

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

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	1.50 CFS
FIRE PROTECTION	01/01 to 12/31	1.50 CFS
	Totals	1.50 CFS

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 24, Township 01N, Range 37E
BINGHAM County

PLACE OF USE: DOMESTIC

TWN RGE SEC

01N 37E 24

SENE

NESE

PLACE OF USE: FIRE PROTECTION, same as DOMESTIC use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 1999.
2. Subject to all prior water rights.
3. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
6. The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
7. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
8. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

RECEIVED
FEB 10 1998

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

NO. 27-07581

CONDITIONS OF APPROVAL AND REMARKS

9. The issuance of this right does not grant any right-of-way or easement across the land of another.
10. Two points of diversion are located within SENE, S24, T01N, R37E.
11. Right 27-07052 is also diverted through the points of diversion described above.
12. Points of diversion are located within Lot 7, Blk. 3, South Peak Estates.
13. Places of use are located within Lots 1-36, Blk. 1; Lot 1-26, Blk. 2; Lots 1-15, Blk. 3; and Lots 1-23, Blk. 4; South Peak Estates.
14. Domestic use is for 100 homes.
15. Rights 27-07052 and 27-07581 when combined shall not exceed a exceed a combined total of 100 homes.

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

30th day of January, 1978.


Karl J. Dreher, Director

for

27-07581
FEB 10 1978

27~7581

Ident. No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

DEC 12 1997

Department of Water Resources

1. Name of Applicant South Park Estates Water & Sewer Phone 208-525-8367
Mailing address 1460 N. 1180 E. Shelley, ID 83274
2. Source of water supply Groundwater which is a tributary of N/A
3. Location of point of diversion is Township 1N Range 37 E Sec. 24 in the SE 1/4, SE 1/4, NE 1/4, Govt. Lot -, B.M., Bingham County;
additional points of diversion if any: N/A

4. Water will be used for the following purposes:

Amount 1.5 cfs for Domestic purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 1.5 cfs for Fire Protection purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 1.50 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source 2 wells, 10 HP Sub and 75 HP Submersible and distribution pipelines
- b. Height of storage dam -0- feet; active reservoir capacity -0- acre-feet; total reservoir capacity -0- acre-feet
- c. Proposed well diameter is 8 & 12" inches; proposed depth of well is 130 & 197 feet
- d. Is ground water with a temperature of greater than 85°F being sought? No
- e. If well is already drilled, when? 03/75; Drilling firm Andrew Well Drilling
Well was drilled for (well owner) South Park Estates; Drilling Permit No. A-27-07052
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
- a. Hydropower; show total feet of head and proposed capacity in KW. N/A
- b. Stockwatering; list number and kind of livestock. N/A
- c. Municipal; show name of municipality. N/A
- d. Domestic; show number of households. * 100 homes within S. Park Estates
- e. Other; describe fully. N/A

* per subd. plat 1/22/98 c.s.

* 120'

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	37E	24				D									D				

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. None 27-07052 on adjacent
homestead

11. a. Who owns the property at the point of diversion? South Park Estates Water & Sewer
b. Who owns the land to be irrigated or place of use? South Park Estates Water & Sewer members
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Officer of South Park Estates Water & Sewer Co.

12. Remarks: This is an amendment request to increase the previous permit
from 0.33 cfs to 1.5 cfs.

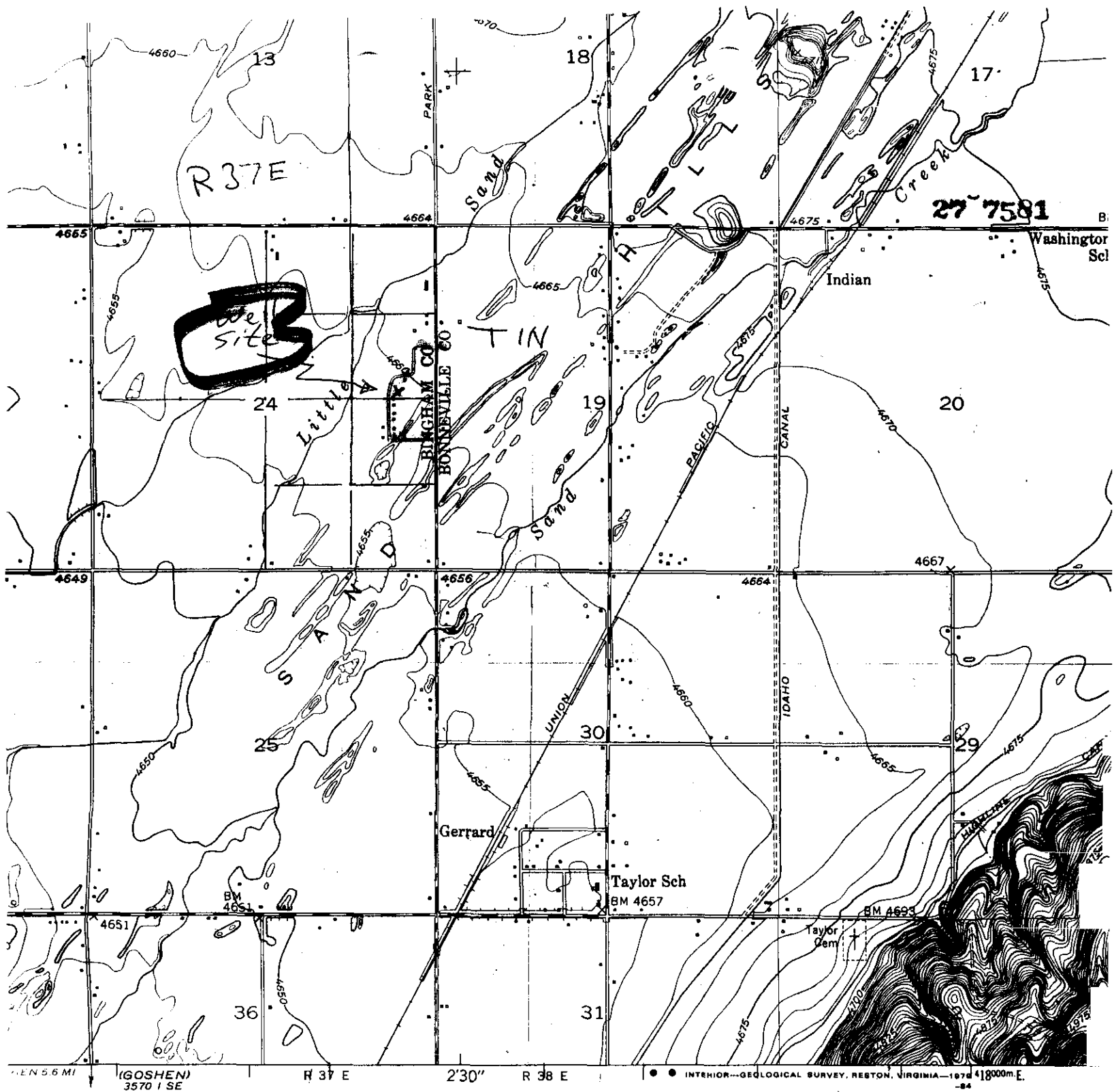
13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

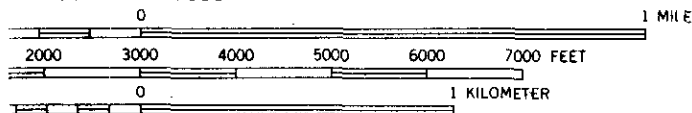
[Signature] President
Signature of Applicant (and title, if applicable)

Received by RB Date 10-21-97 Time 11:21 Preliminary check by [Signature]
Fee \$ 120.00 Received by RB # E023719 Date 10-21-97
Publication prepared by RB Date Nov 6, 13, 97 Published in Post Register
Publication approved _____ Date _____

DEC 1 5 1997



SCALE 1:24 000



INTOUR INTERVAL 5 FEET
GEODETIC VERTICAL DATUM OF 1929

IS WITH NATIONAL MAP ACCURACY STANDARDS
VEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
GRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

Revisions shown in purple compiled from aerial photographs
taken 1976 and other source data. This information not
field checked. Map edited 1979



ROAD CLASSIFICATION

Primary highway, hard surface ——— Light-duty road, hard improved surface ———
Secondary highway, hard surface ——— Unimproved road ———

U. S. Route ——— State Route ———
Interstate Route ———

IDAHO FALLS SOUTH, IL

N4322.5—W11200/7.5

1948
PHOTOREVISED 1979
DMA 3570 1 NE—SERIES V893

WD 5-2-75 210575

Lot A
Sewer Lagoon
10.44 acres

SOUTH PARK ESTATES PLAT

SOUTH PARK ESTATES, PLAT

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 27-07581 Reviewed by [Signature] Date 3-12-99

GENERAL CONSIDERATIONS

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

TYPES OF USE

Dom
yes Correct Uses?

SOURCE OF WATER

 Surface water source
✓ Ground water source
NO Drilling permit required? Pr. 87
 Copy in the file? Drilling Permit No.
 Amount paid for permit Correct?
NO Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
125- Amount Submitted
yes Correct?

MEASURING DEVICE

yes Required?
yes Installed?
 Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

*Advise that permit only Authorizes 1.50 cft - NOT 1.83
Proof Acceptable*

DATA ENTRY

New Address Proof Made 1-29-99



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

April 2, 1999

KARL J. DREHER
DIRECTOR

South Park Estates Water and Sewer
1460 N 1180 E
Shelley ID 83274

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 27-07581

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.

You state on the proof form that you are diverting a total of 1.83 cfs. Be advised that your permit to appropriate water only authorizes a maximum diversion of 1.50 cfs. You are not authorized to divert more than 1.50 cfs and the department will not issue a license for this permit for more than 1.50 cfs.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the **EASTERN** Regional Office of the department in Idaho Falls at (208)525-7161.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

APR 08 1999

November 30, 1998

SOUTH PARK ESTATES WATER & SEWER
1460 N 1180 E
SHELLEY ID 83274

PROOF DUE NOTICE

RE: PERMIT NO. 27-07581

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 February 1, 1999.

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

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

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

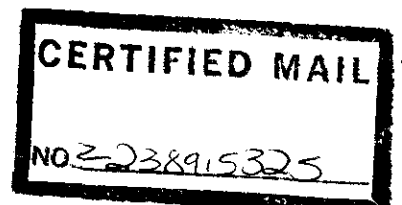
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

APR 08 1999





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 3, 1998

SOUTH PARK ESTATES WATER & SEWER
1460 N 1180 E
SHELLEY ID 83274

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 27-07581

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Enclosed is 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 licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

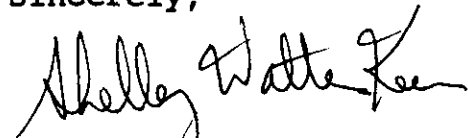
The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this right were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Groundwater Protection Section located here at this office or our regional office nearest you.

100
200
300
400
500
600
700
800
900
1000

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

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

CERTIFICATE OF MAILING

I hereby certify that on the 3rd day of February, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 27-07581

SOUTH PARK ESTATES WATER & SEWER
1460 N 1180 E
SHELLEY ID 83274


Kari Lynn Townsend
Secretary

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

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

FILED
APR 16 1997

APPLICATION FOR PERMIT STATE OFFICE REVIEW

by *Cindy Lou*

No.: 27-1581 Name: S. PK Est. S&W Date: 1/21/98 Ad OK? - ✓ Gvmt Lts: /

AREA OF CONCERN:

- No/Yes: _____ Mor / _____ GWMA / Trust / Non-trust

PROTESTED:

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

SYSTEM COMPLETED:

1 year/no proof

>1 year

P16
- 26A-P17

GROUNDWATER: (✓ FLO-CH)**WMD (✓ MAP)***East*

>0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

WMD Supplemental use

>0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)
- No MD
- 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)
- 01M (report when notified)
- No MD

DRILLING PERMIT:

All wells (✓ WDQ3)

Included w/permit

No drilling permit?

irr. in WD

- 048-**P23**
- Permit No. _____ - _____ - _____ - _____, P99
- (post 7/1/87)
- P05 (new well location)

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

IN/ABOVE MIN. STR. FLOW (✓ MAP)

WD (✓ MAP & LISTING)

Pumped >0.20 cfs

WMD (✓ MAP)

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

- *WB9
- R04 (WD # _____)-01J-P08 (MD)
- 01H-P01 (LD & MD) or No MD (in-stream stock)

- 067 or No MD (in-stream stock or power)
- No MD

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

- 01M or No MD (in-stream stock or power)
- No MD

RIVER BASINS: (*Surface water):

Snake R (01)

(02/03-irr)

Payette R(65)

Salmon R (70's)

- *W22 -P04, NA
- 007 (w/ remark *WB9 if above Weiser), NA
- *W22 (regulated uses), 047-P04 (Payette Lake), NA
- 029 (fish screens), NA

USE:

Domestic surface

>1 in rest. area

Fish Propagation

Heating/Cooling

Irr ≤ 5 acres

> 5 acres

Mining

Municipal

Power

Stockwater

Storage (✓3 compo.)

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA
- 071-070
- 029-007-042(req)-081 (WQ)-P10
- R07 (injection well)
- R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)
- R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)
- 054(req)-081-P10
- 022, 075, 004 (+memo?), NA (not in restricted area)
- 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);
17G (FERC) or 17M (FERC); 18B-P09; >25 cfs-P18
- R37 (BLM/USFS); NA
- 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

LOCATION:

42-248 area

Boise Front LoGeo

In-stream dev.

Irr Dist/Canal Co.

SWAN FALLS FLAG (See Code Chart)

Trust

Non-Trust (1)

- **P84** in 20/30/40/50/60/70/80 (87) basin
- 058 (<85° GW temp only)
- P52 (stream channel alteration)
- 023 (Twin Falls area)

OWNERSHIP:**OTHER CONDITIONS:****STANDARD REMARKS:**

- _____
- _____
- ② PD/L 7, B.3, S. PK Estates ③ PU ④ W35/27-7052/15/100
① W32 W35/100

BENEFICIAL USE DUE:**COMMENTS:**

- 2/1/1999
- Comp off. add NESE to d/base.

CONVERSATION MEMORANDUM

DATE January 30, 1998

FILE 27-07581

NAME OF PARTY Carrol Aumold, Director

EMPLOYEE Cindy Zimmerman

RE: Number of homes in South Park Estates.

Mr. Aumold confirmed that the subdivision contains no more than 100 homes.

Mr. Aumold also verified that this application is an expansion of the existing system and was intended to increase the ^{combined} rate of flow and diversion volume beyond license 27-7052.

JAN 30 1998

**Farm Credit Services**531 Lomax
P.O. Box 51598
Idaho Falls, Idaho 83405-1598
208/523-1088**FAX MEMO**Date: 1/21/98To: Cindy Zimmerman
DWRFrom: Bob Morrison
South Park Estates Secretary

Subject: _____

To Talk To Us -- (208) 523-1066

To Fax To Us -- (208) 523-1175

Here are all the residents
in South Park Estates.Officer positions for South
Park Estates is shown next
to their name.Don't hesitate if you have
a question -Bob Morrison - 523-2390No. of pages sent including cover sheet 2

South Park Estates

- 1- Terry + Debra Boyle 524-0723
- 2- Carrol Arnold 525-8367 529-1471 Director
- 3- Brett + Christi Burton • 524-3925 President
- 4- Larry + Liz Christensen 529-5694
- 5- Morgan + Leslie Christensen 525-8114 Treasurer
- 6- Roger + Jan Cooper 529-5510 Director
- 7- Eric + Danielle Daniels 523-9598
- 8- Richard + Cathleen Dargie 529-2124
- 9- Russ + Vahn Ader 522-8917
- 10- Ralph + Jessie Dixon 522-6166
- 11- Dale + Cindy Evans 529-9351
- 12- Richard + Lorna Fawcett • Unlisted Director
- 13- Stei + Sharon Sato
- 14- Wayne + Delila Hiffin 523-9088
- 15- Ron + Karen Huthke 525-8063
- 16- Paul + Mervie Hart
- 17- Robert + Dorothy Marchus 522-7421
- 18- Joseph + Bonnie McCurley 524-9705
- 19- Robert + Carolyn Monroe 523-8544
- 20- Bob + Barbara Morrison 529-4574 Secretary
- 21- Ross + Marty Orriatt 529-5142
- 22- Glayson + Jody Pickett 524-6116
- 23- Phillip + Holley Schow 529-0742
- 24- Kirk + Pam Sheppard 522-4280 Director
- 25- Bob + Vicki Smith 523-0847
- 26- Vernal + Jackie Swenson 529-5516
- 27- Ken + Diana Tucker 522-8336
- 28- Farrell + Jolynn Wyatt 529-9149

RECEIVED

JAN 20 1998

Department of Water Resources

Jan. 14, 1998

To: Cindy Zimmerman
Water Resource Agent

From: Robert G. Morrison
Secretary
South Park Estates Sewer and Water Board
1460 North 1180 East
Shelley, Idaho 83274

Subject: Application for Permit 27-07581

This letter is a followup to your letter of Dec. 14, 1997.

Attached is the plat for our subdivision and the location of our wells.

If you have any further questions call me at work at 208-523-2390.

Thanks



Bob Morrison



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

December 18, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

South Park Estates Water & Sewer
1460 W 1180 E
Shelley ID 83274

RE: Application for Permit No. 27-07581

Dear Sir:

The above referenced application has been sent to the State Office for final review and processing; however, before the application process can continue, I will need additional information.

Due to the requirement of Water Allocation Rule 035.03.b.i., I need a list of the names, titles, and addresses of all the officers and/or partners of South Park Estates Water & Sewer.

The application lists a domestic use for 104 homes, but a subdivision plat identifying the location of these homes was not included with the application. I need the subdivision plat to clarify where water will be diverted. Please provide a subdivision plat identifying the location of the points of diversion, the location of any common or non-domestic areas, as well as the size of each lot.

I will hold further processing on your application for 14 days pending your response. Please submit this information as quickly as possible within the 14-day period to prevent any further undue delay in processing your application.

If you have any questions, you may contact me directly at (208) 327-7944.

Sincerely,

A handwritten signature in cursive script that reads 'Cindy Zimmerman'.

Cindy Zimmerman
Water Resource Agent

RECEIVED

DEC 12 1997

Send Copy to
L. G. - P. Kelly

DEPARTMENT OF WATER RESOURCES

Dist. for staffing
Submitted for advertising 10-22-97

Form No. 202
4/87

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

INITIAL REVIEW BY H. W. J. DATE 10-22-97 APPLICATION NO. 27-7581

REQUIRED INFORMATION

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

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☒ Overlapping point of diversion
 - ☐ Yes ☒ No Field check required
 - ☐ 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 _____

PROCESSING

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

SEND COPIES TO

DEQ - POKY
☒ 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 Nov. 24, 1997
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☐ No Recommendations attached
☐ Yes ☐ No Measuring device required
☐ Yes ☐ No Access port required
☐ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. _____
☐ Yes ☐ No Special conditions of approval or cover letter below.

Date of priority recommended 10/21/97

By: HWJ by C.S. per telecon Date: 12/18/97

STATE OFFICE REVIEW

By _____ Date: _____

ADDITIONAL INFORMATION

Same pd's as 27-07052

LOCAL PUBLIC INTEREST

Comments received from

_____ City	_____ Idaho Fish & Game	_____ Irrigation Dist.
_____ County	_____ Idaho Health & Welfare	_____ Canal Company
_____ Reservations	_____ Div. of Environment	_____ Other _____

Project impacts/implications report

COMMENTS

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

DEPT. OF WATER RESOURCES
900 N. Skyline Drive
Idaho Falls, Idaho 83402-1718
(208) 525-7161
Fax: (208) 525-7177

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

27-07581
SOUTH PARK ESTATES
WATER & SEWER
1460 N. 1180 E.
Shelley, Idaho 83274
Source: GROUNDWATER
Diversion Pt.: SESENE, Sec. 24, T. 01N
R. 37E, in Bingham County.
Use: DOMESTIC (1.500 CFS)
FIRE PROTECTION (1.500 CFS)
Total Diversion: (1.500 CFS)
Date Filed: 10/21/1997
In: BINGHAM County
T01N, R37E, S24, SENE *needs NESE*

The permit(s) will be subject to all prior
water rights. Protests must be filed with
the applicant and the Director, Dept. of
Water Resources, along with a \$25.00 fil-
ing fee, Eastern Region, 900 N. Skyline,
Idaho Falls, Idaho, 83402, on or before
NOVEMBER 24, 1997.

KARL J. DREHER
Director

(3496)
Pub.: 11/6, 13

RECEIVED
DEC 08 1997

Department of Water Resources
Eastern Region

*not fatal
12/18/97 c-3.*

**AFFIDAVIT OF
PUBLICATION**

County of Bingham)

State of Idaho)

I, Jacqueline Graham) ss
solemnly Legal

swear that I am the Coordinator of
The Morning News, which is a daily news-
paper of general circulation, published
each day except Sunday at Blackfoot,
Bingham County, Idaho, said newspaper
having been so published at Blackfoot,
aforesaid for more than one year past;
that said newspaper heretofore complied
with all the provisions of Chapter 154 of
the Sessions Laws of Idaho of 1911, ap-
proved March 11, 1911, and duly desig-
nated, pursuant to law, a particular day
of the week as the day on which legal no-
tices required by law or by the order of
any Court of competent jurisdiction within
the State of Idaho shall be published to-
wit: of each week; that the notice at-
tached hereto and which is a part of this
affidavit and part of the proof of publi-
cation was published in said issue of said
newspaper 2 consecutive Weeks
the first publication having been made on
the 6th day of Nov.
1997 and the last publication having
been made on the 13th day of
Nov. 1997; that said notice
was published in the regular and entire
issue of every number of the paper as
aforesaid during the period and time of
publication, and that notice was pub-
lished in the newspaper and not in a sup-
plement.

Jacqueline Graham
On this 4th day of Dec. in
the year 1997, before me a Notary
Public of said State, personally appeared
Jacqueline Graham

known or identified to me to be the per-
son whose name is subscribed to the with-
in instrument, and being by me first duly
sworn, declared that the statements
therein are true, and acknowledged to
me that he executed the same.

Lydia South
Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires:

October 16, 2002.

Affidavit Processing Fee. \$5.00



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 29, 1997

IDAHO DEPT OF HEALTH & WELFARE
DIVISION OF ENVIRONMENTAL QUALITY
224 S ARTHUR
POCATELLO ID 83204

RE: Application for Permit No. 27-07581

Dear Sir:

We are enclosing a copy of the application (s) that may be of interest to your department. Please review the application (s) and submit any comments you may have to our Department as soon as possible. The last date of protest is November 24, 1997, and we are required to take final action shortly thereafter.

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

Respectfully submitted,

Harold W. Jones
Water Right Supervisor

HWJ/rb
enc.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 29, 1997

SOUTH PARK ESTATES WATER & SEWER
1460 N 1180 E
SHELLEY ID 83274

RE: Notice of Application for Permit No. 27-07581

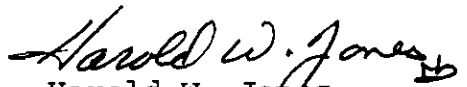
Dear Applicant:

This office is currently in the process of advertising the application in the Post Register on Nov. 6 & 13, 1997. The advertisement will be published once a week for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

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

Sincerely,


Harold W. Jones
Water Right Supervisor

HWJ/rb

NOV 3 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

OCTOBER 28, 1997

Legal Notices Department
THE MORNING NEWS
P.O. BOX 70
BLACKFOOT, ID 83221

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 NOVEMBER 24, 1997.

Yours truly,

Rita Bodell
Secretary

Encl.

NOTICE OF APPLICATION FOR WATER RIGHT

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

SEP 11 2015

27-07581

SOUTH PARK ESTATES WATER & SEWER
1460 N 1180 E
SHELLEY, ID 83274

Source: GROUNDWATER

Diversion Pt: SESENE Sec 24 T 01N R 37E in BINGHAM County.

Use: DOMESTIC	(	1.500 CFS)
FIRE PROTECTION	(	1.500 CFS)
Total Diversion:	(	1.500 CFS)

Date Filed: 10/21/1997

In: BINGHAM County
T01N R37E S24 SENE

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and the Director, Dept. of Water Resources, along with a \$25.00 filing fee, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before NOVEMBER 24, 1997.

KARL J. DREHER, Director

Published: 11/ 6/1997 & 11/13/1997

END