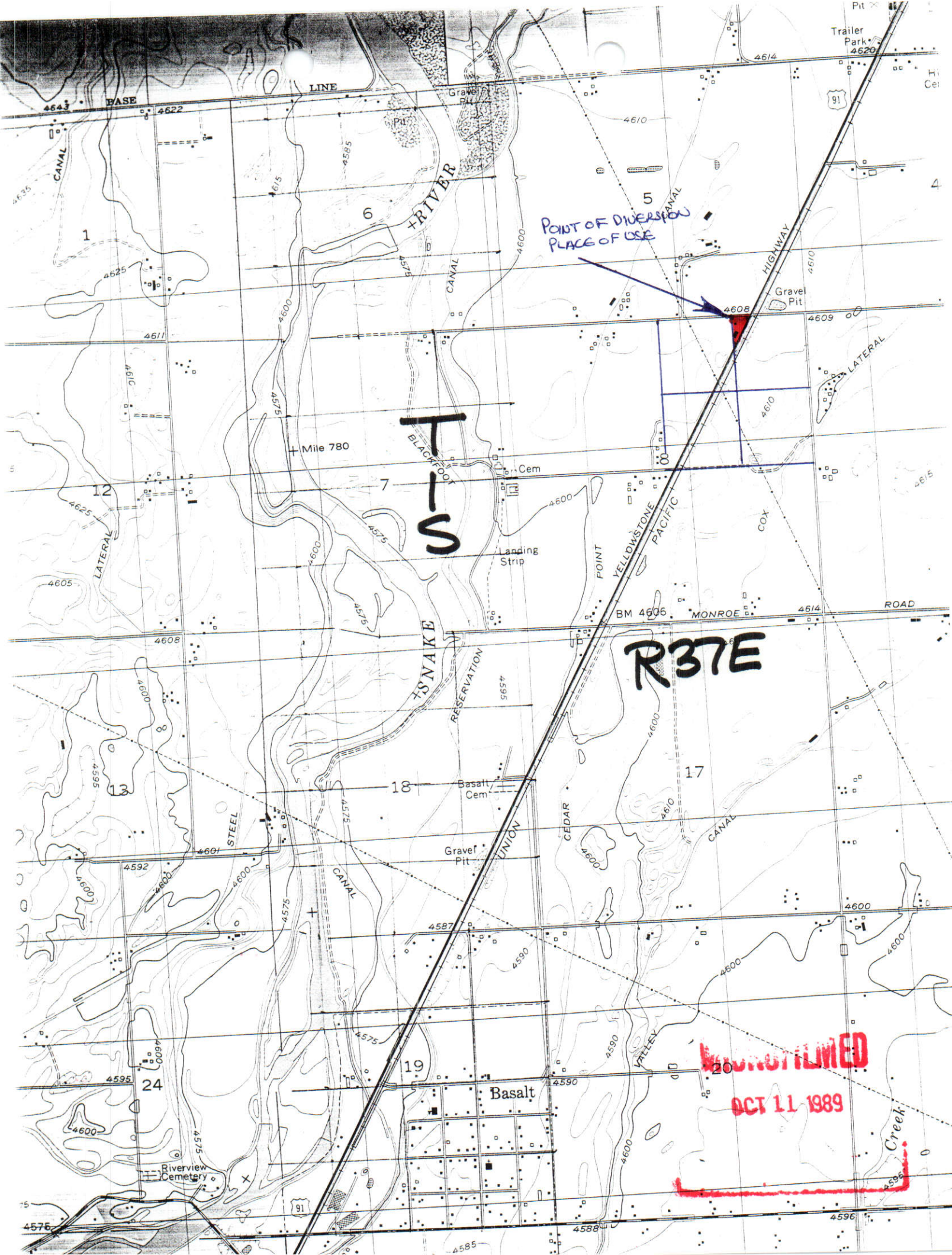




POINT OF DIVERSION
PLACE OF USE

T
I
S

R37E

NOT FILMED
OCT 11 1989

DEPT. OF WATER RESOURCES
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

27-07460

KITS FOUNDRY AND MACHINE
SHOP, Inc.
c/o Jackie Ballard
779 E. 1100 N.
Shelley, Idaho 83274
Source: GROUNDWATER
Diversion Pt: NWNENE, Sec. 8, T. 01S, R.
37E.
Use: DOMESTIC (.040 CFS).
INDUSTRIAL (.060 CFS).
Date Filed: 5/16/1989.
In: T01S, R37E, S08, NENE.

25-07460

JEFFERSON HILLS GOLF
& RECREATION
P.O. Box 215
Rigby, Idaho 83442
Source: GROUNDWATER
Diversion Pt: NENE, Sec. 8, T. 04N, R.
39E.

Use: IRRIGATION (1.300 CFS).
Date Filed: 11/09/1988.
In: T04N, R39E, S08, NENE, NWNE,
SWNE, SENE.
65.0 ACRES TOTAL.

27-07461

WEISE, David L.
WEISE, Julie A.
863 N. 800 E.
Shelley, Idaho 83274
Source: GROUNDWATER
Diversion Pt: SWNW, Sec. 21, T. 01S, R.
37E.
Use: STOCKWATER (.020 CFS).
DOMESTIC (.110 CFS).
Date Filed: 5/15/1989.
In: T01S, R37E, S21, SWNW, NWSW.

MICROFILMED

OCT 11 1989

RECEIVED

JUL 20 1989

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho)
I, Michael Bell) ss

do
solemnly

swear that I am the Publisher of
The Morning News which is a daily newspaper 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 1933, approved
March 11, 1933, and duly designated, pursuant to law,
a particular day of the week as the day on which legal
notices 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 attached hereto and which is a part of this af-
fidavit and part of the proof of publication was
published in said issue or said

newspaper two consecutive weeks,

the first publication having been made on the

6th day of July, 1989;

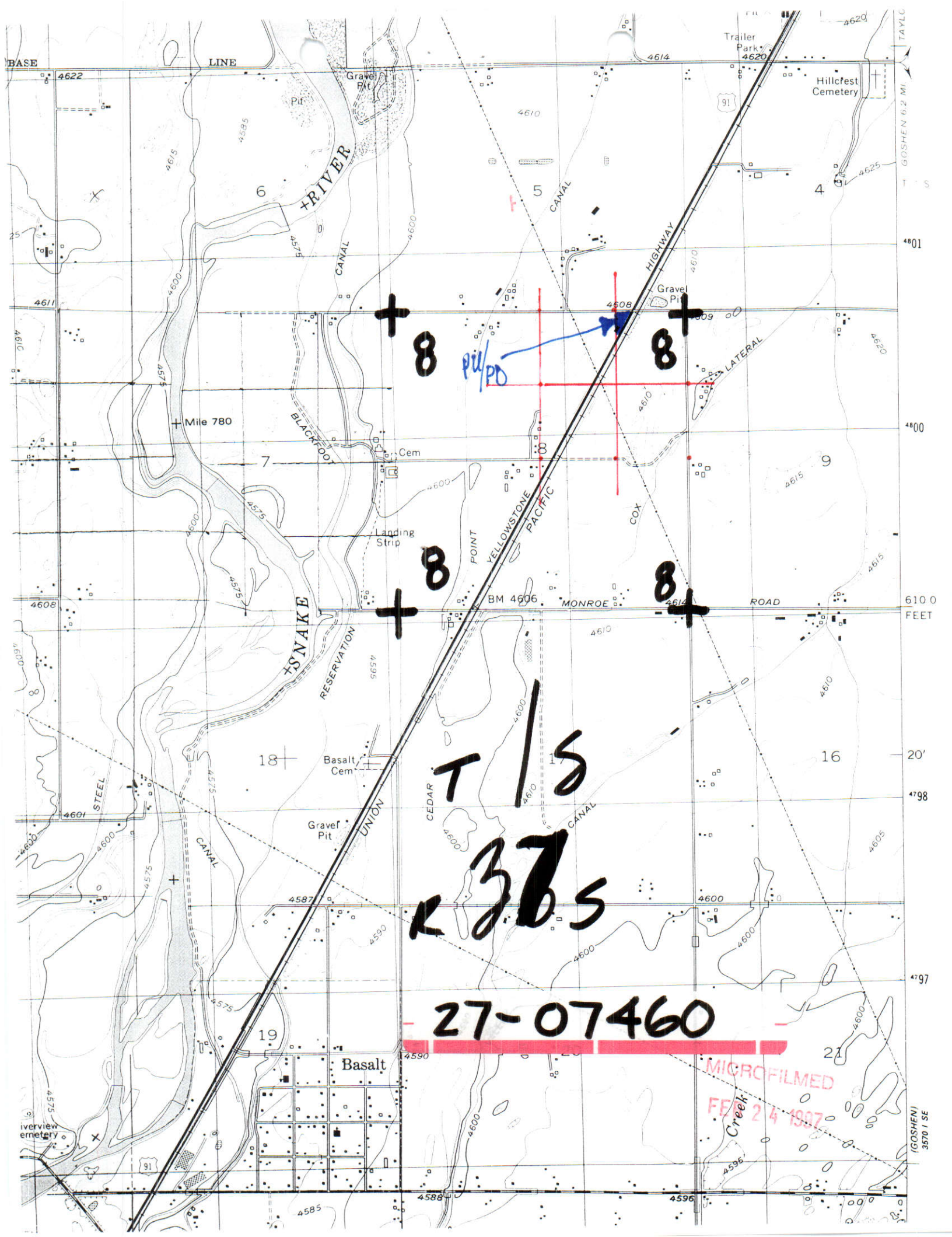
and the last publication having been made on the
13th day of July, 1989;
that said notice was published in the regular and entire
issue of every number of the paper as aforesaid during
the period and time of publication, and that notice was
published in the newspaper and not in a supplement.

On this 17th day of July, in
the year 1989, before me a Notary Public of said State,
personally appeared

Michael Bell
known or identified to me to be the person whose
name is subscribed to the within instrument, and being
by me first duly sworn, declared that the statements
therein are true, and acknowledged to me that he ex-
ecuted the same.

Raye Dayton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
November 10, 1994

Affidavit Processing Fee..... \$5.00



T/S
K 375

27-07460

MICROFILMED
FEB 24 1987



1407 1/2 1/2
FEB 24 1937

27-07460

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 27-07460

Priority: May 16, 1989

Maximum Diversion Rate:

0.05 CFS

Maximum Diversion Volume:

2.4 AF

This is to certify, that KITS FOUNDRY & MACHINE SHOP INC

C/O JACKIE BALLARD

779 E 1100 N

SHELLEY ID 83274

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 16, 1989; and has submitted Proof of Beneficial Use on December 11, 1989. An examination indicates that the works have a diversion capacity of 0.050 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
INDUSTRIAL	01/01 to 12/31	0.05 CFS	1.2 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.05 CFS	2.4 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 8, Township 01S, Range 37E
BINGHAM County

PLACE OF USE: INDUSTRIAL

TWN RGE SEC

01S 37E 8

NENE

PLACE OF USE:

DOMESTIC, same as INDUSTRIAL use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. 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.

State of Idaho
Department of Water Resources

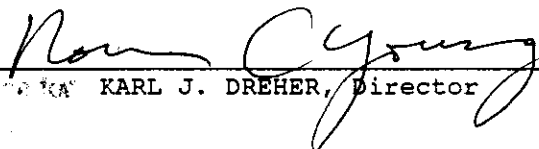
WATER RIGHT LICENSE

WATER RIGHT NO. 27-07460

CONDITIONS OF APPROVAL AND REMARKS

6. 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.
7. Domestic use is for 1 home.
8. Industrial use is for restrooms and watering molds in foundry.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 24TH
day of JANUARY, 1992.


KARL J. DREHER, Director

Form 217
03/86

RECEIVED

DEC 11 1989

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

For Office Use Only
Fee Received 50.00
Date 12/11/89
Receipt # 013434
Receipt by C. W. W. W.
Reviewed by ST-12-23-90
Sent to region

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

Permit No. P27-07460

Name(s) of Permit Holder: Kit's Foundry & Machine Shop Inc. c/o Jackie Ballard

Post Office Address: 779 E 1100 N
Shelley ID 83274 Telephone No. 357-7773

Source of Water: Groundwater

Extent of Use:

Domestic 1 (number of households) Stockwater (number and type of stock)

Irrigation (acres) Other/Remark Foundry - water mols
and bathroom use.

Total rate and/or volume for which proof is submitted .06 cfs acre-feet

Show the date water was first diverted and beneficially used under this permit: Has been in use since 1973

Measuring Device: Required? Yes ☒ No
Installed? Yes ☐ No

Fee enclosed \$ 50.00 Domestic
(See License Examination Fee Schedule)

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

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

Jackie Ballard (Name) work 357-7773 home 357-7263 (Telephone Number)

777 E 1100 N Shelley Idaho 83274 (Address)

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

MAR 05 1990

12-7-89
Date

Jackie Ballard / Kit's Foundry
Signature of Permit Holder (and title, if appropriate)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 27-07460

Proposed Priority: May 16, 1989

Maximum Diversion Rate:

0.06 CFS

This is to certify, that **KITS FOUNDRY & MACHINE SHOP INC.**
C/O JACKIE BALLARD
779 E. 1100 N.
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>
INDUSTRIAL	01/01 to 12/31	0.06 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.06 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWNE

Sec. 8, Township 01S, Range 37E
BINGHAM County

PLACE OF USE: INDUSTRIAL

TWN RGE SEC

01S 37E 8

NENE

PLACE OF USE: DOMESTIC, same as INDUSTRIAL use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1990**.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. 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.
5. 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.
6. Domestic use is for one home.
7. Industrial use is for foundry watering molds & restrooms.

MICROFILMED

OCT 11 1989

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 27-07460

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

29th day of September, 1989.

for

R. Keith Higginson, Director

MICROFILMED

NOV 11 1989

Ident. No. 27-07460

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: KITS FOUNDRY AND MACHINE SHOP, INC. 208-357-7773
Address: C/O JACKIE BALLARD
779 E. 1100 N.
SHELLEY, ID 83274
2. Source: GROUNDWATER Trib. to:
3. Location of point of diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	37E	8	NW	NE	NE		BINGHAM
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AFA
DOMESTIC	01/01	12/31	0.040		
INDUSTRIAL	01/01	12/31	0.060		
5. Total quantity appropriated is:
0.060 CFS (and/or) AFA
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
98'X10" WELL W/ 1HP SUBMERSIBLE PUMP PIPED TO HOME/FOUNDRY
 - b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
 - c. Proposed well diameter is 10 inches; proposed depth of well is 98
feet.
 - d. Is groundwater with a temperature greater than 90F being sought? NO
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 years.
8. Description of proposed uses:
ONE HOME / INDUST. FOR FOUNDRY-WATERING MOLDS, RESTROOMS

MICROFILMED

OCT 11 1989

9. Description of place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	37E	8	NE	NE	DOMEST	
			NE	NE	INDUST	

10. Describe any other water rights used for the same purposes.
NONE

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

APPLICANT

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

APPLICANT

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

12. Remarks:

FOUNDRY HAS BEEN IN PLACE SINCE 1974.

OFFICERS: BARTON K. BALLARD, PRES. (ADDRESS ABOVE)

KIRT A. BALLARD, VICE. PRES. IDAHO FALLS, ID.
529-1507

JACKIE A. BALLARD, SEC/TRES. (ADDRESS ABOVE)

13. Map of proposed point of diversion and place of use attached? [x]

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.

Jackie Ballard
Applicant
Sec/Treas.

Received by ESV Date 5-16-89 Time 0932 Preliminary check by AMS

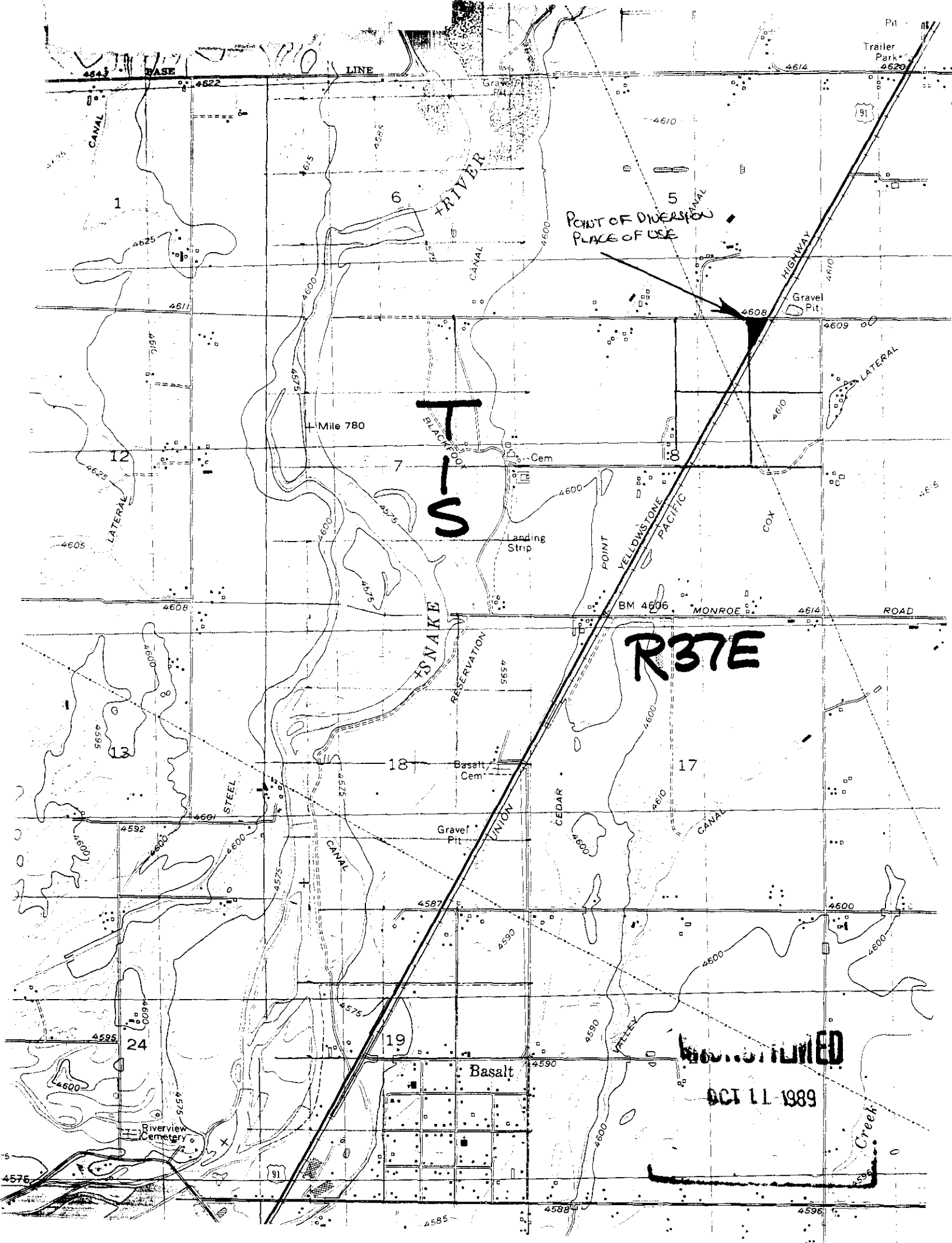
Fee \$ 30⁰⁰ Receipted by ESV # E007517 Date 5-16-89

Publication prepared by RB Date 7-6-89 Published in Morning News

Publication approved CU Date 7-24-89

MICROFILMED

OCT 11 1989



NOT REPRODUCED

OCT 11 1989

DEPT. OF WATER RESOURCES
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

27-07460

KITS FOUNDRY AND MACHINE
SHOP, Inc.
c/o Jackie Ballard
779 E. 1100 N.
Shelley, Idaho 83274
Source: GROUNDWATER
Diversion Pt: NWNENE, Sec. 8, T. 01S, R.
37E.
Use: DOMESTIC (.040 CFS).
INDUSTRIAL (.060 CFS).
Date Filed: 5/16/1989.
In: T01S, R37E, S08, NENE.

25-07460

JEFFERSON HILLS GOLF
& RECREATION
P.O. Box 215
Rigby, Idaho 83442
Source: GROUNDWATER
Diversion Pt: NENE, Sec. 8, T. 04N, R.
39E.

Use: IRRIGATION (1.300 CFS).
Date Filed: 11/09/1988.
In: T04N, R39E, S08, NENE, NWNE,
SWNE, SENE.
65.0 ACRES TOTAL.

27-07461

WEISE, David L.
WEISE, Julie A.
863 N. 800 E.
Shelley, Idaho 83274
Source: GROUNDWATER
Diversion Pt: SWNW, Sec. 21, T. 01S, R.
37E.
Use: STOCKWATER (.020 CFS).
DOMESTIC (.110 CFS).
Date Filed: 5/15/1989.
In: T01S, R37E, S21, SWNW, NWSW.

RECORDED

JUL 11 1989

RECEIVED

JUL 20 1989

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho)

I, _____
solemnly

Michael Bell)
do

swear that I am the Publisher of
The Morning News which is a daily newspaper 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 1933, approved
March 11, 1933, and duly designated, pursuant to law,
a particular day of the week as the day on which legal
notices 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 attached hereto and which is a part of this af-
fidavit and part of the proof of publication was
published in said issue or said

newspaper two consecutive weeks

the first publication having been made on the
6th day of July, 1989;

and the last publication having been made on the
13th day of July, 1989;
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
published in the newspaper and not in a supplement.

On this 17th day of July, in
the year 1989, before me a Notary Public of said State,
personally appeared _____

known or identified to me to be the person whose
name is subscribed to the within instrument, and being
by me first duly sworn, declared that the statements
therein are true, and acknowledged to me that he ex-
ecuted the same.

Sage Dayton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho.
My commission expires
November 10, 1994

Affidavit Processing Fee \$5.00



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 27, 1997

KITS FOUNDRY & MACHINE SHOP INC
C/O JACKIE BALLARD
779 E 1100 N
SHELLEY ID 83274

RE: WATER RIGHT NO. 27-07460

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify 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 to obtain the proper reporting form.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

LICENSE REVIEW CHECKLIST

PERMIT NO. 27-07460

DATE 1/21/97

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>NO</u>
SOURCE	<u>—</u>	<u>✓</u>	Is change clarification of originally intended source? <u>—</u>
POINT OF DIV	<u>—</u>	<u>✓</u>	If not, prepare Notice of Intent to Void <u>—</u>
PLACE OF USE	<u>—</u>	<u>✓</u>	Amendment required <u>—</u>

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate .06 cfs
 Fee limit .20 cfs \$50⁰⁰
 Measured — cfs
 Theoretical .05 cfs

NO GOVT LOTS

Recommended Total Div Rate .05 cfs

ANNUAL VOLUME/
NATURE OF USES —

Use ✓

Indust
Dom

Volume Calculation

1.2 * af
1.2 af
— af
— af
 SUBTOTAL 2.4 af

* Calculated same as dom w/ lawn
for restroom & foundry

Flow rate .04 cfs X 365 days X 1.98 af = 29.0 af
 Total volume recommended 2.4 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

D/I home
Restrooms & foundry watering molds.

CONDITIONS — Watermaster Control WD# —

— GW Measurement/Measuring Device

— Overlap

— Use-specific conditions 048.049

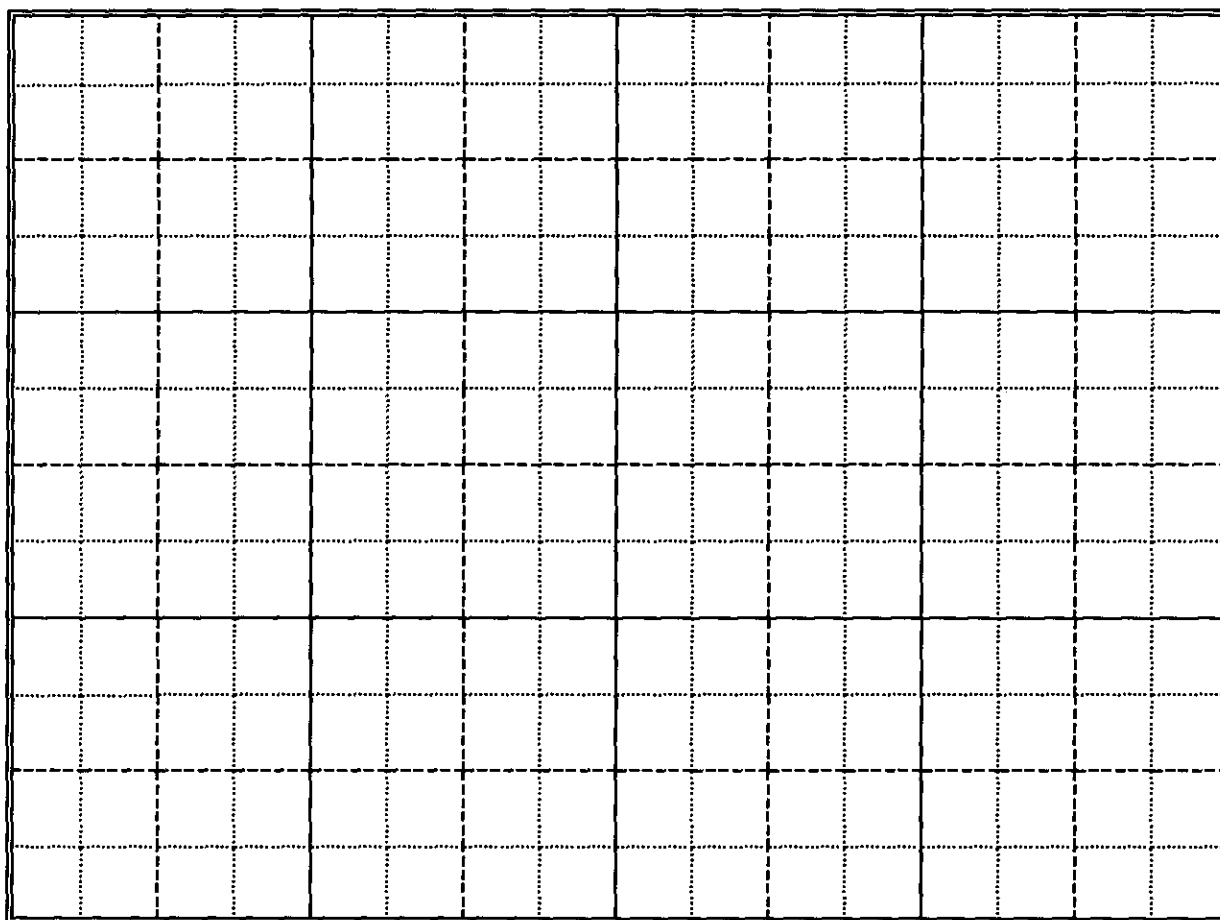
Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed N/A
 Adjustment Memo ✓

1st Amend Letter N/A
 2nd Amend Letter N/A

[illegible]

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
	Franklin Electric	1			

*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: _____

7/17/17

E. NARRATIVE/REMARKS/COMMENTS

Well pump Mainline to Single Domestic home with 1/2 acre
of Irrigation, and Kits Foundry and Machine Shop

Static H₂O Level $\approx$ 32 ft
pressure = 40 psi

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

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

Theoretical

$$CFS = \frac{1(6.16)}{32 + 140(2.31)} = \frac{6.16}{124.4} = 0.05 CFS$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

*Domestic one house & lawn → 1.2 AF.**INDUSTRIAL (RESTROOM & FOUNDRY) → 0.6 AF + 0.6 AF = 1.2 AF/A***H. RECOMMENDATIONS**

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>INDUSTRIAL</i>	<i>01/01</i>	<i>12/31</i>	<i>0.05</i>	<i>1.2</i>
<i>DOMESTIC</i>	<i>01/01</i>	<i>12/31</i>	<i>0.04</i>	<i>1.2</i>
Totals:			<i>0.05</i>	<i>2.4 AF/A</i>

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

Keith C. Wilson

Date

9 July 1993

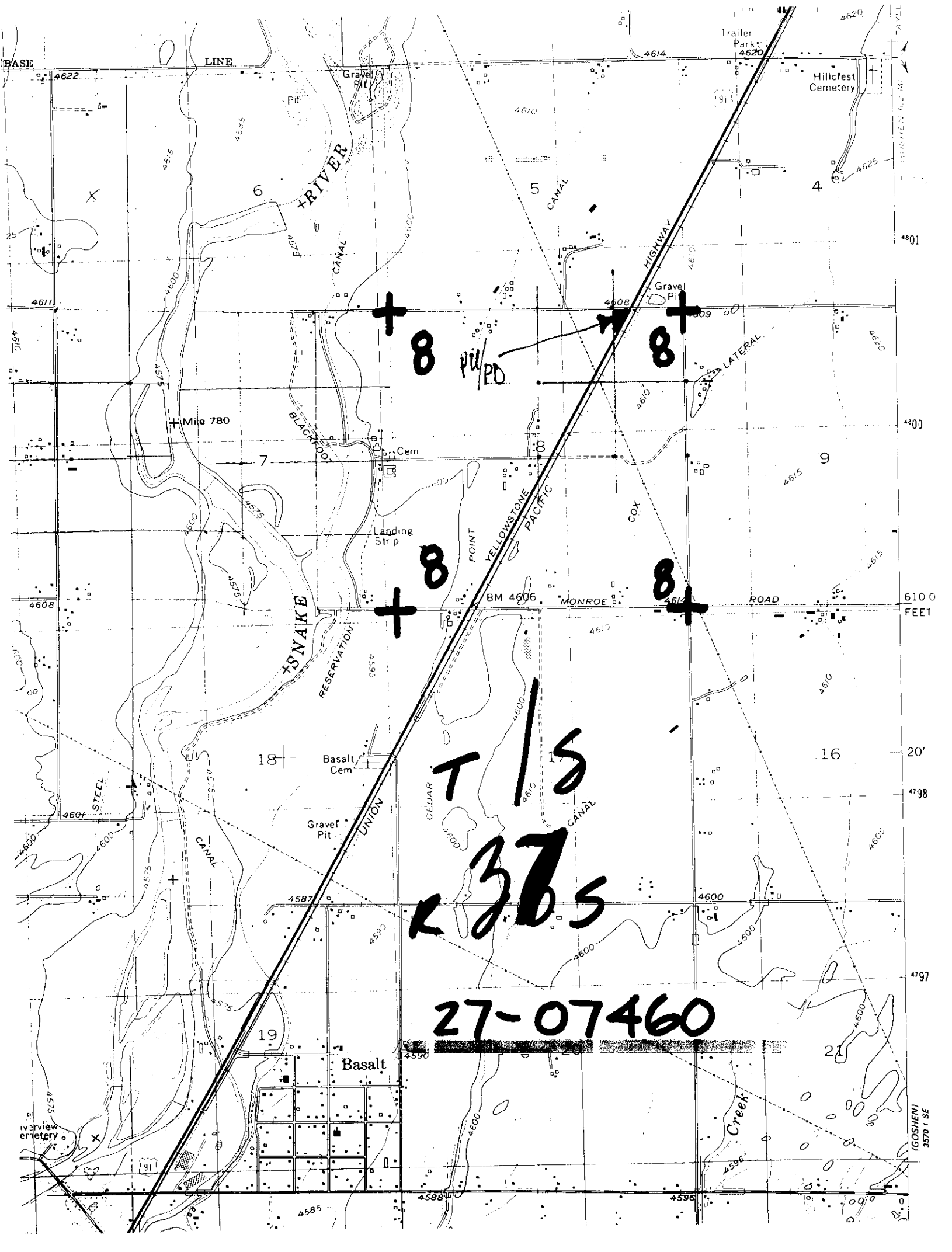
Reviewer

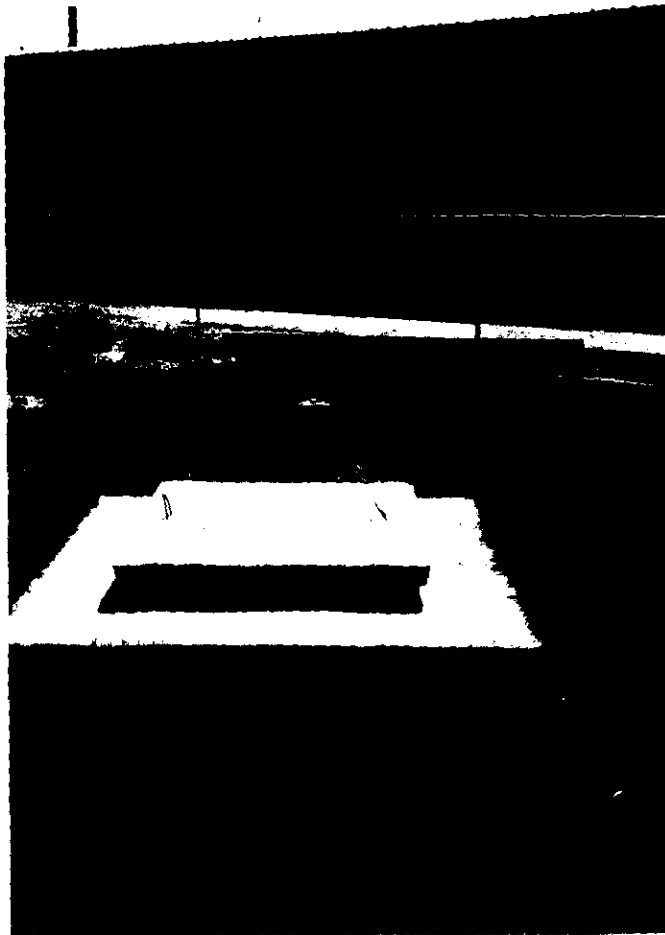
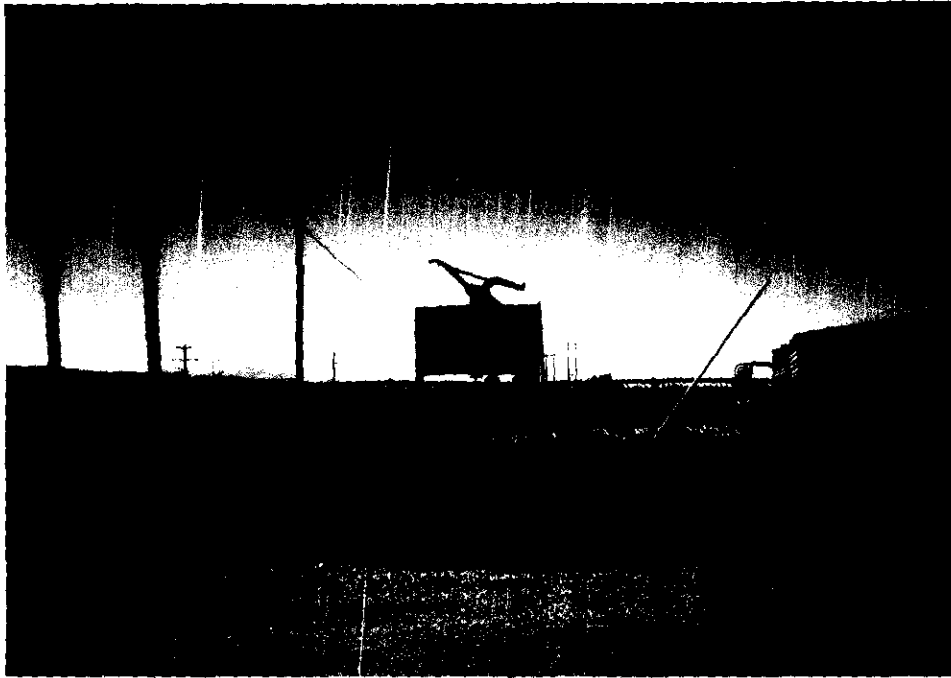
DAVE CARLSON

Date

1/8/96

SEAL





27-07460

February 23, 1990

KITS FOUNDRY & MACHINE SHOP INC.
C/O JACKIE BALLARD
779 E. 1100 N.
SHELLEY, ID 83274

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 27-07460

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

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

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

RECORDED

MAR 05 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 27-7460

Date: 2-16-90

General Considerations:

- ☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change NO If yes, prepare a data entry
☒ Proof received timely
☐ Reinstated

Source of Water:

- ☐ Surface water
☒ Groundwater
NO 1. well log in file 1973
2. drilling permit
A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

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

Measuring Device:

- ☒ Is a measuring device or access port required?
☒ Has one been installed?
☒ Waiver or modification of measuring device requested

Remarks:

Proof acceptable

Priority Calculation:

Date proof received

Date proof due

No. of days late

Priority date

NEW PRIORITY DATE

<u>NA</u>	
	-
	=
	+
	=

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

KIT'S FOUNDRY & MACHINE SHOP

779 E. 1100 N. - SHELLEY, IDAHO 83274 - PHONE 357-7773

12-7-89

The well in question was dug in 1973. The domestic use was first.

In 1974 we built the foundry. No one knew a water permit was required. When Bingham County issued the building permit they never said a word. I have enclosed a check and all the information that I know of. Since the well has been in use since 1973 I'm not sure what else needs to be done.

Thank you
Jacqui Ballard
Kit's Foundry

RECEIVED
MAR 05 1990

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

Statehouse
Boise, Idaho 83720
(208) 334-7900
September 29, 1989

KITS FOUNDRY & MACHINE SHOP INC.
C/O JACKIE BALLARD
779 E. 1100 N.
SHELLEY, ID 83274

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

RE: PERMIT NO. P27-07460

Dear Permit Holder:

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

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

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

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of

MAIL ROOM

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

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

Microfilm

OCT 11 1960

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY Dennis Dunn DATE 20 June 89 APPLICATION NUMBER 27-7460

REQUIRED INFORMATION

Kits Laundry & Machine Shop, Inc

- ☒ 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

Name and title of official

Date Requested JUL 31 1989

Department of Water Resources

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

SEND COPIES TO ☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other

FINAL REGIONAL PROCESSING REVIEW

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

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 7/24/89
☐ 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-PO5
☐ Yes ☐ No Special conditions of approval or cover letter below.

See below for additional information
Date of priority recommended 5-16-89
By HWS Date 7-28-89

STATE OFFICE REVIEW P05, P23 P16 46 48 49
By KW See below for additional information
Date 8/23/89

ADDITIONAL INFORMATION

App. in NON-TRUST area-

29-Jun-1989

Kits Foundry & Machine Shop, Inc.
c/o Jackie Ballard
779 E. 1100 N.
Shelley, ID 83274

RE: Application for Permit No. 27-7460

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 Morning News. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

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

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

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

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

Idaho Falls, Idaho 83402
(208) 525-7161

JUNE 27, 1989

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 JULY 24, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

NOT RECORDED

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NOTICE OF APPLICATION FOR WATER RIGHT

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

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27-07460

KITS FOUNDRY AND MACHINE SHOP, INC.
C/O JACKIE BALLARD
779 E. 1100 N.
SHELLEY, ID 83274

Source: GROUNDWATER

Diversion Pt: NWNENE Sec 8 T 01S R 37E

Use: DOMESTIC (.040 CFS)
 INDUSTRIAL (.060 CFS)

Date Filed: 5/16/1989

In: T01S R37E S08 NENE

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The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, 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 JULY 24, 1989.

R. Keith Higginson, Director

Published 7/06/1989 & 7/13/1989

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