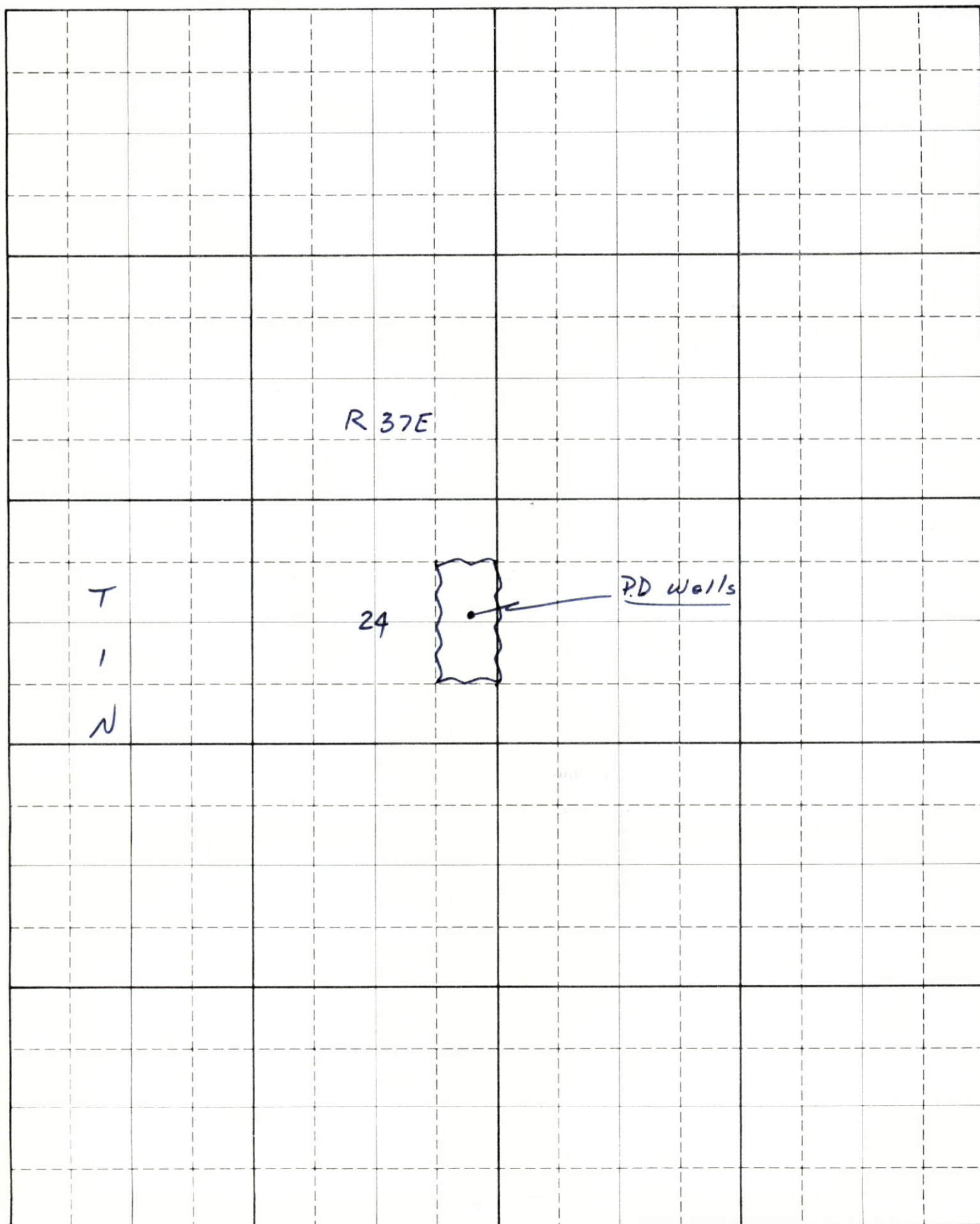


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



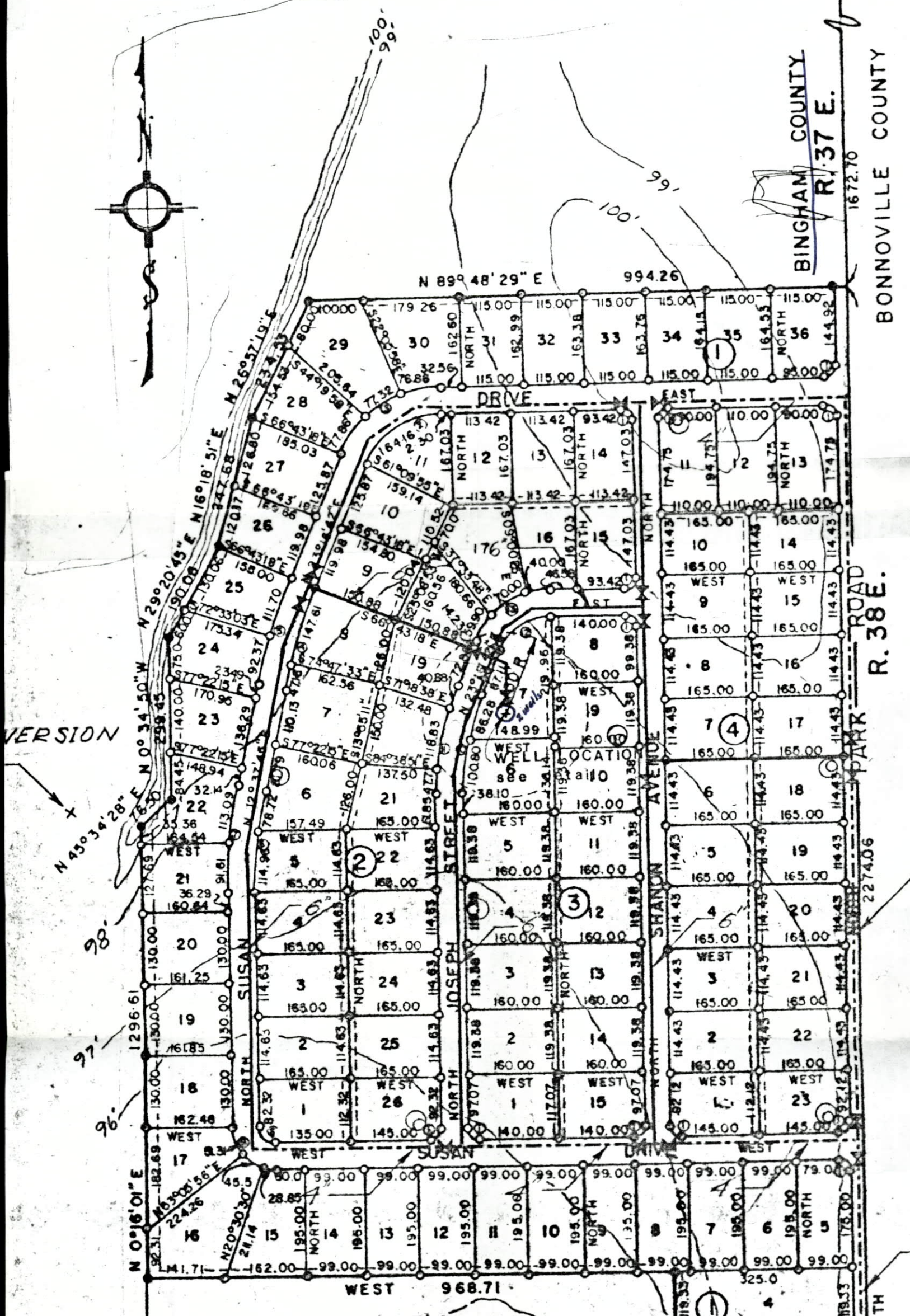
Scale: 2 inches equal 1 mile

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.

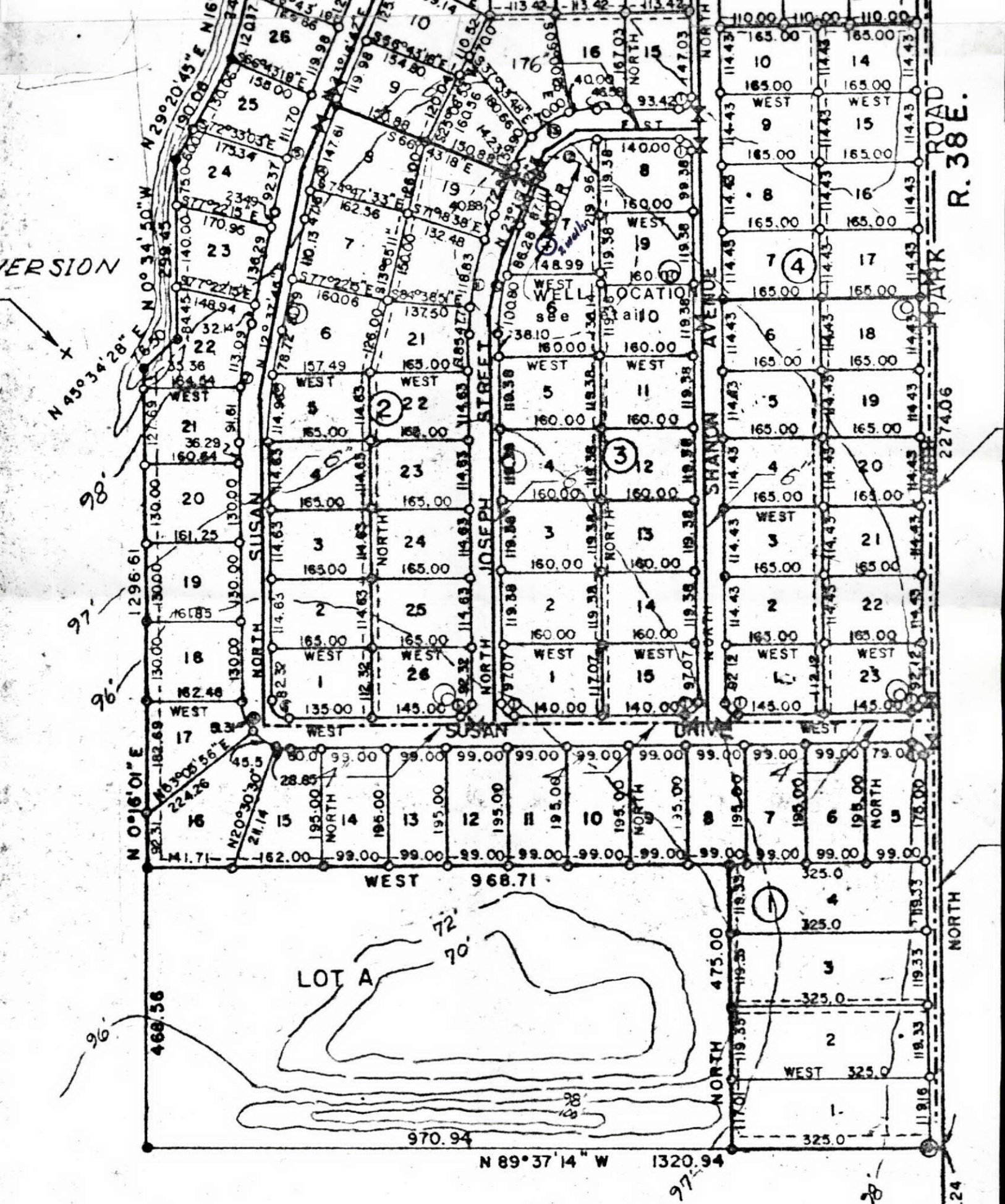
Melvin Empey
(Applicant)

A hand-drawn diagram of a cross. The cross is formed by a vertical line and a horizontal line intersecting at the center. The four quadrants of the cross contain the following numbers:

13	18
24	19



CONVERSION



○ INDICATES 1/2" Ø X 24" IRON ROD
PROPERTY CORNER SET.

● INDICATES 5/8" Ø X 30" IRON ROD
SUBDIVISION CORNER SET.

SCALE 1" = 200'

MICROFILMED

24 19
25 30

RECEIVED

APR 7 1975

Department of Water Resources
Eastern District Office

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Melvin Empey, Rt. No. 3, Box 386, Idaho Falls, Idaho, has on 3-12-75, submitted Application No. 27-7052, for a permit to appropriate 3.34 cubic feet per second of water from ground-water sources by means of wells and pumps within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ (2 points), Sec. 24, T. 1N, R. 37E, B.M., Bingham County; to be used from Jan. 1 to Dec. 31 for domestic purposes for 100 families and fire protection within the South Park Estates, all uses within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, T. 1N, R. 37E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before April 7, 1975.

R. KEITH HIGGINSON
Director

(4183)
Pub.: 3-20, 27

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

) ss.
)

I, Drury R. Brown do solemnly
swear that I am the President of

The Blackfoot 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: Friday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was, published in said

Friday issue of said newspaper 2 consecutive
weeks, the first publication having been made on
the 20th day of March, 19 75

and the last publication having been made on the
27th day of March, 19 75; 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 supplement.

Subscribed and sworn to before me this 4th

day of April, 19 75

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1975

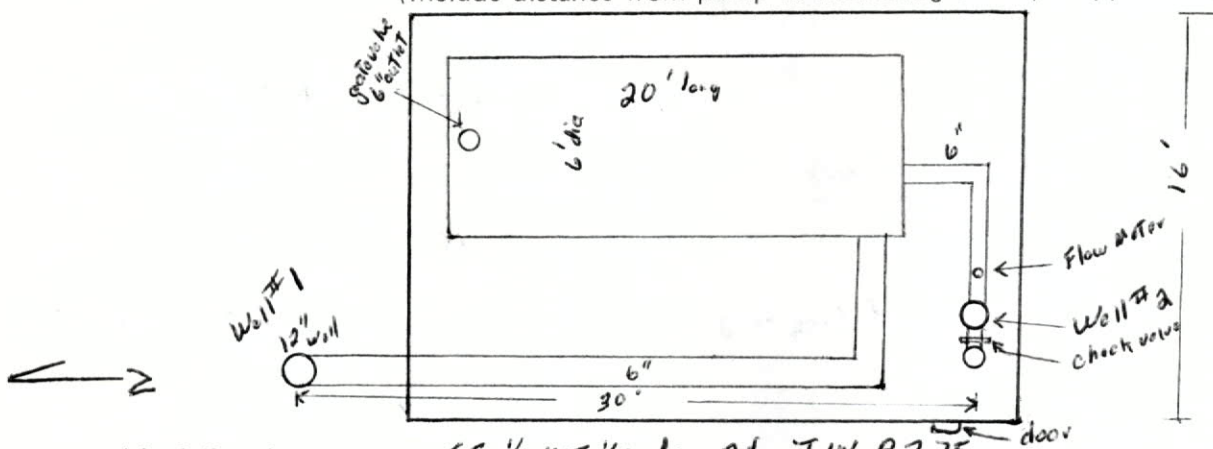
R 37E

MAP (Attach Aerial Photo)

2-7

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: SE 1/4 NE 1/4 Sec 24 T1N R37E

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1N	37E	24				X									X				

Recommended Amendments:

- ☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

- ☒ None
☐ Other

Examiner's Signature

Checked by

Approved by

John Dale Carlson
 J. W. Jones
 JOM

Date

Date

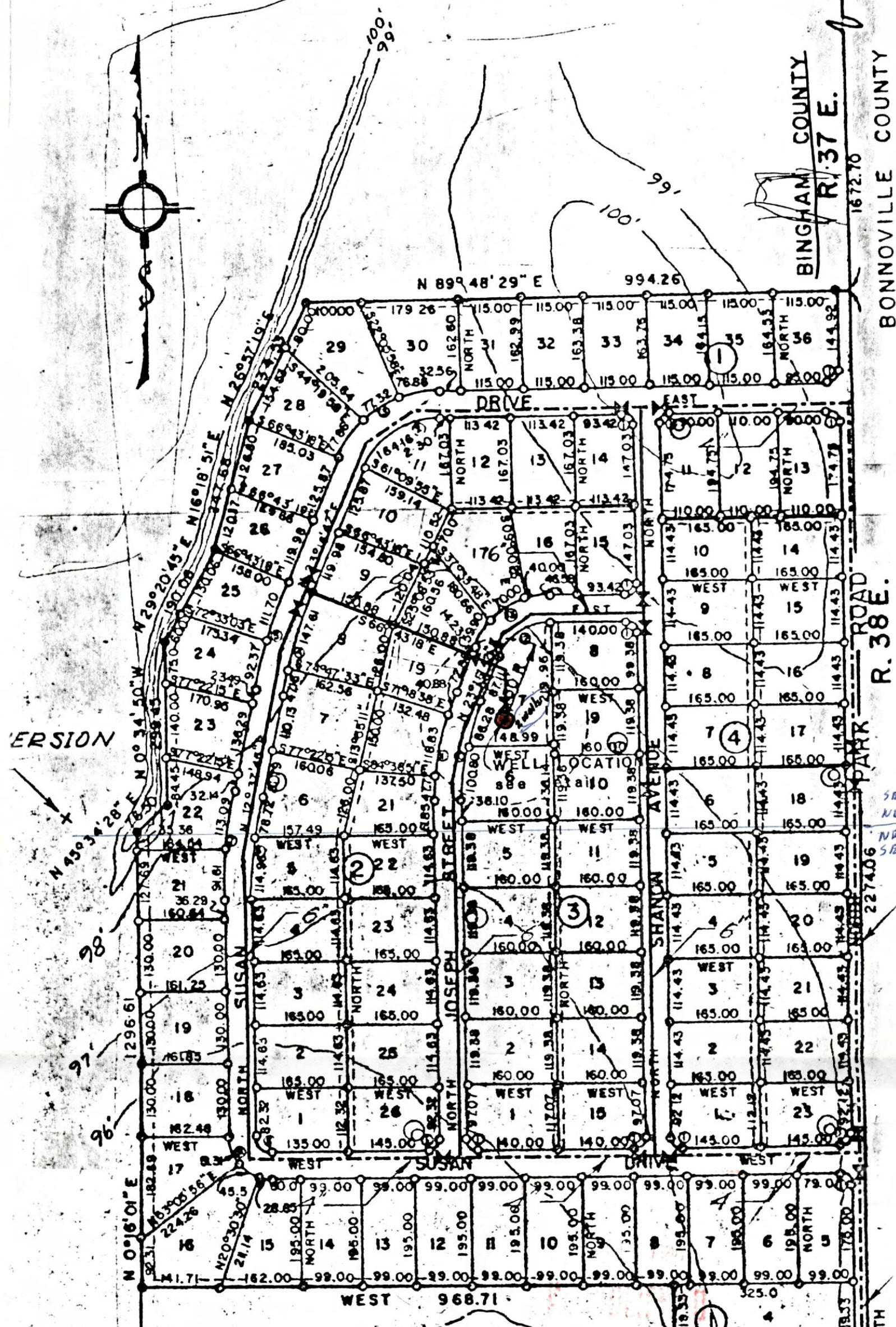
Date

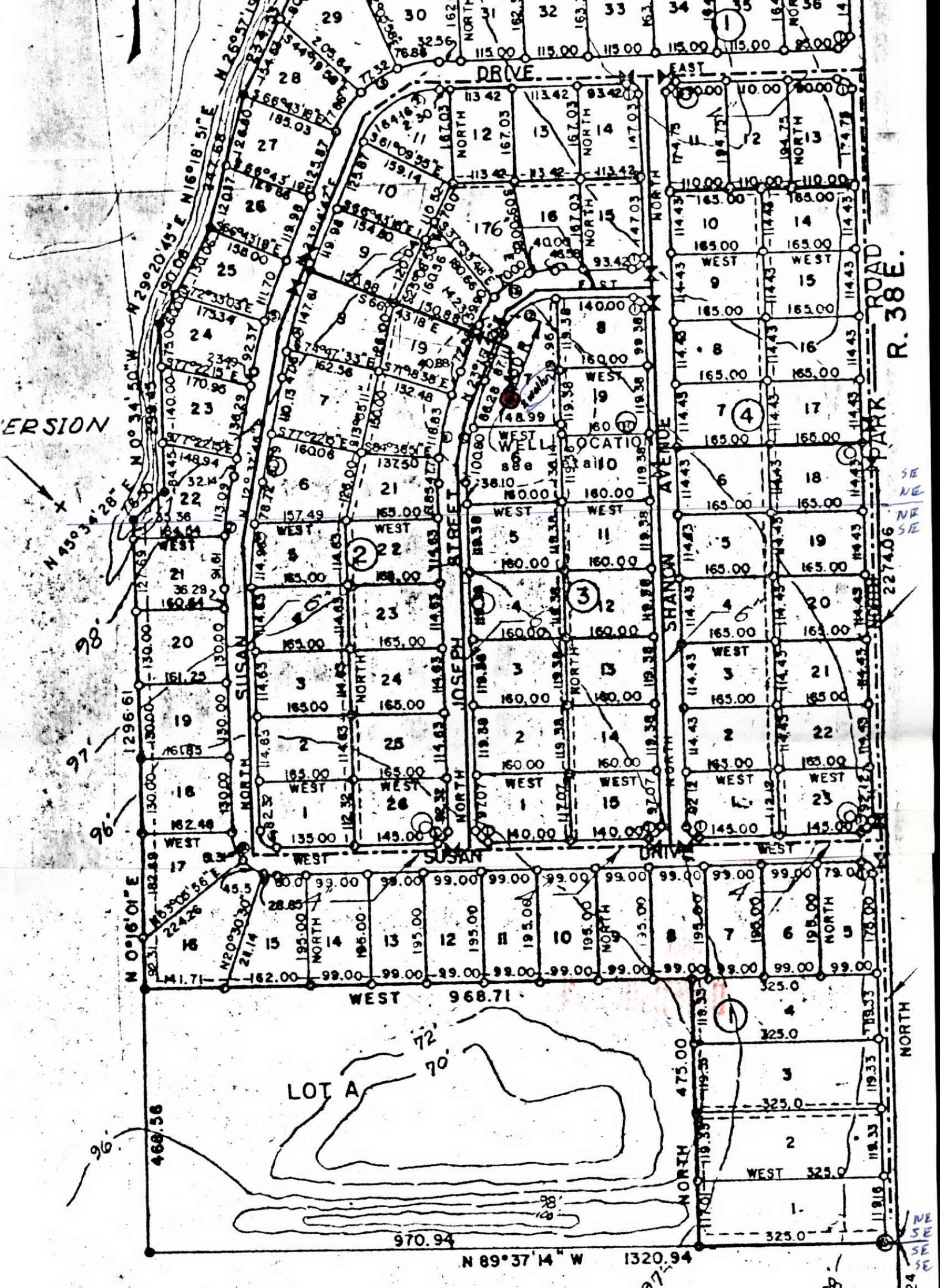
APR 17 1990

MICROFILMED

Melvin Empey
South Park Estates

13 18
24 19





○ INDICATES 1/2" Ø X 24" IRON ROD
PROPERTY CORNER SET.

● INDICATES 5/8" Ø X 30" IRON ROD
SUBDIVISION CORNER SET.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 27-07052

Priority: March 12, 1975

Maximum Diversion Rate: 0.33 CFS
Maximum Diversion Volume:¹ 60.0 AF

This is to certify, that MELVIN EMPEY
C/O ROSS OVIATT
SOUTH PARK EST. WATER & SEWER
1196 E. 1465 N.
SHELLEY, ID 83274

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 12, 1975; and has submitted Proof of Beneficial Use on March 24, 1980. An examination indicates that the works have a diversion capacity of .330 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>
DOMESTIC	01/01 to 12/31	0.33 CFS	60.0 AF
FIRE PROTECTION	01/01 to 12/31	0.33 CFS	
	Totals	0.33 CFS	60.0 AF

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/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. Domestic use is for 100 homes.

MICROFILMED

APR 17 1990

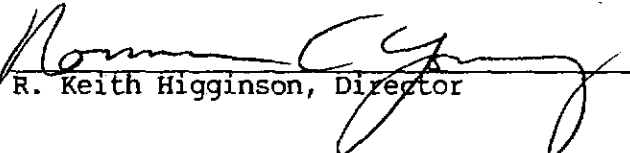
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 27-07052

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 MARCH, 1990.

Acting for


R. Keith Higginson, Director

MICROFILMED

APR 17 1990

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 27-7052

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MICROFILMED

27 7052

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
 (TYPE OR PRINT IN INK)

1. Name of applicant Melvin Empey Phone: 523-1070
 post office address Route #3, Box 386, Idaho Falls, Idaho
2. Source of water supply ground water which is a tributary of _____
 (2 pts.)
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 24 Township 1N
 Range 37E B.M. Bingham County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
 of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
 Amount 3.34 for Domestic & Fire Protection purpose from Jan. 1 to Dec. 31 (both dates inclusive)
 (cfs or ~~acre-feet per annum~~)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
5. Total quantity to be appropriated:
 a. 3.34 cubic feet per second and/or
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. Two wells, pumps and pressure system
Mainlines and Fire Plugs.

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
 capacity _____ acre feet, materials used in storage dam: _____
 Period of year during which storage will occur _____ to _____ inclusive.
 (Mo. Day) (Mo. Day)
- c. Proposed well diameter is 8-12 inches; proposed depth of well is 150 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
 is 5 years.
 b. Estimated construction cost is \$ 100,000.00.
8. Description of proposed uses:
 a. If water is **not** for irrigation:
 (1) Give the place of use of water: SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 24 Township 1N
 Range 37E B.M. _____
 (2) Amount of power to be generated: _____ hp under _____ feet of head.
 (3) List number of each kind of livestock to be watered _____

- (4) Name of municipality to be served South Park Estates, or number of families to be
 supplied with domestic water 100.
- (5) If water is to be used for other purposes describe: _____

MICROFILMED

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

[illegible]

Total number of acres to be irrigated_____

c. Describe any other water rights used for the same purposes as described above. 80 shares in Idaho
Irrigation District Canal

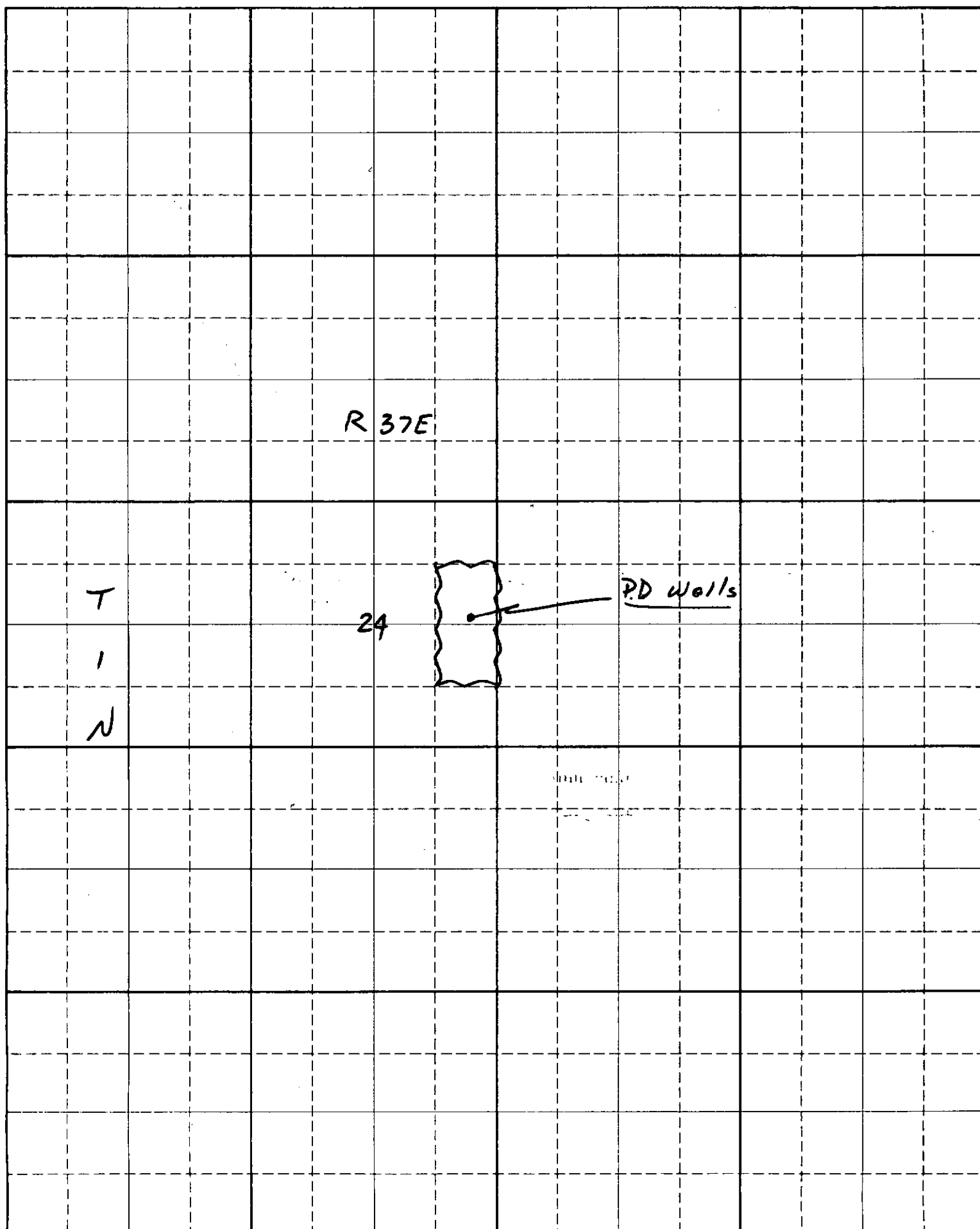
9. a. Who owns the property at the point of diversion Applicant

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 _____

10. Remarks _____

11. 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.

Melvin J. Emery
(Applicant)

Proposed Priority 3-12-1975

Received by CW Date 3-12-75 Time 11:00A
Preliminary check by JW Fee \$ 55.00
Receipted by CW Date 3-12-75 # 4134
Publication prepared by CW Date 3-14-75
Published in Blackfoot News
Publication dates 3/20 & 3/27/75
Publication approved CW Date 4-07-75
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JW

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. 27-7052, and said application is hereby APPROVED.

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

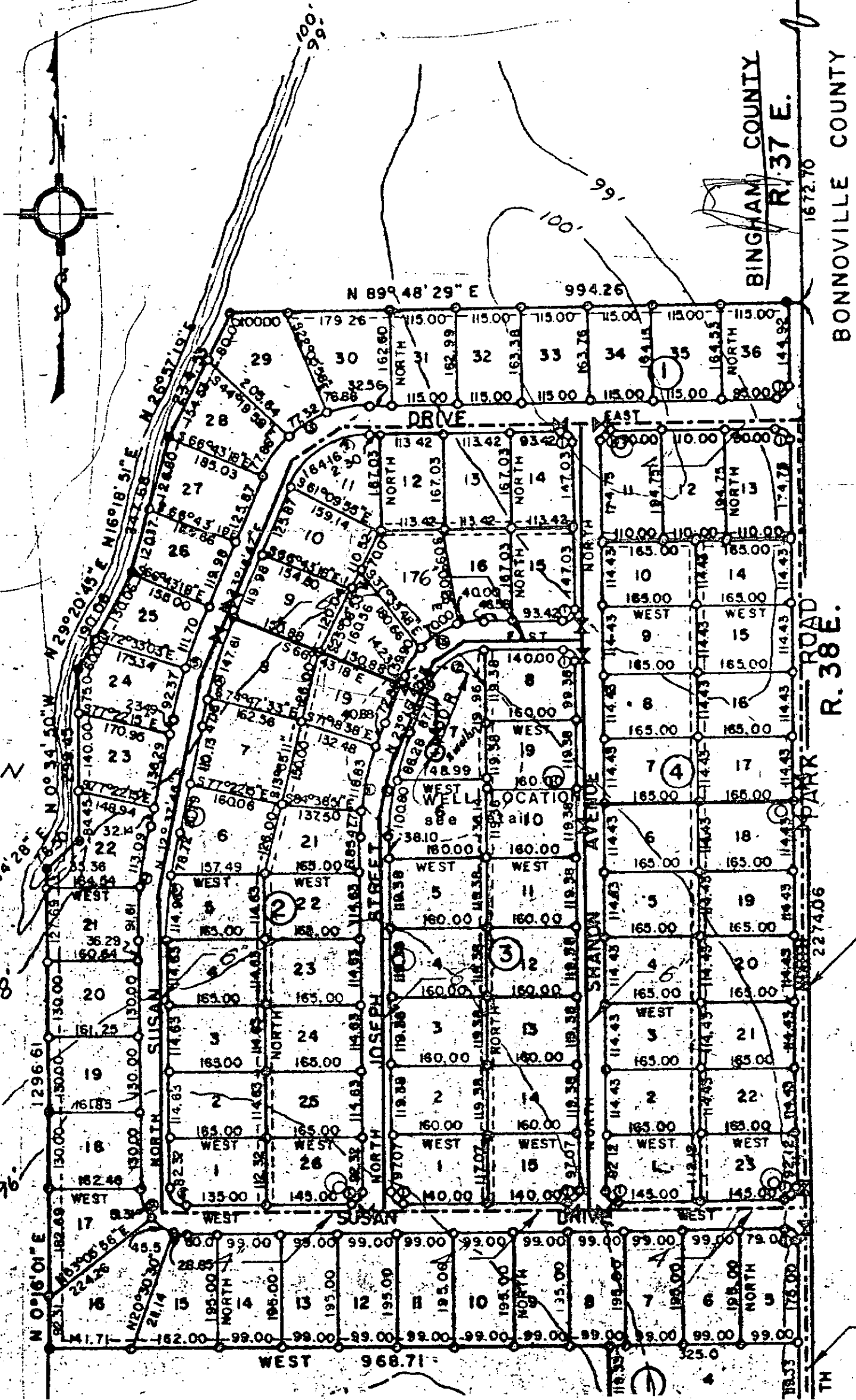
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 80.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

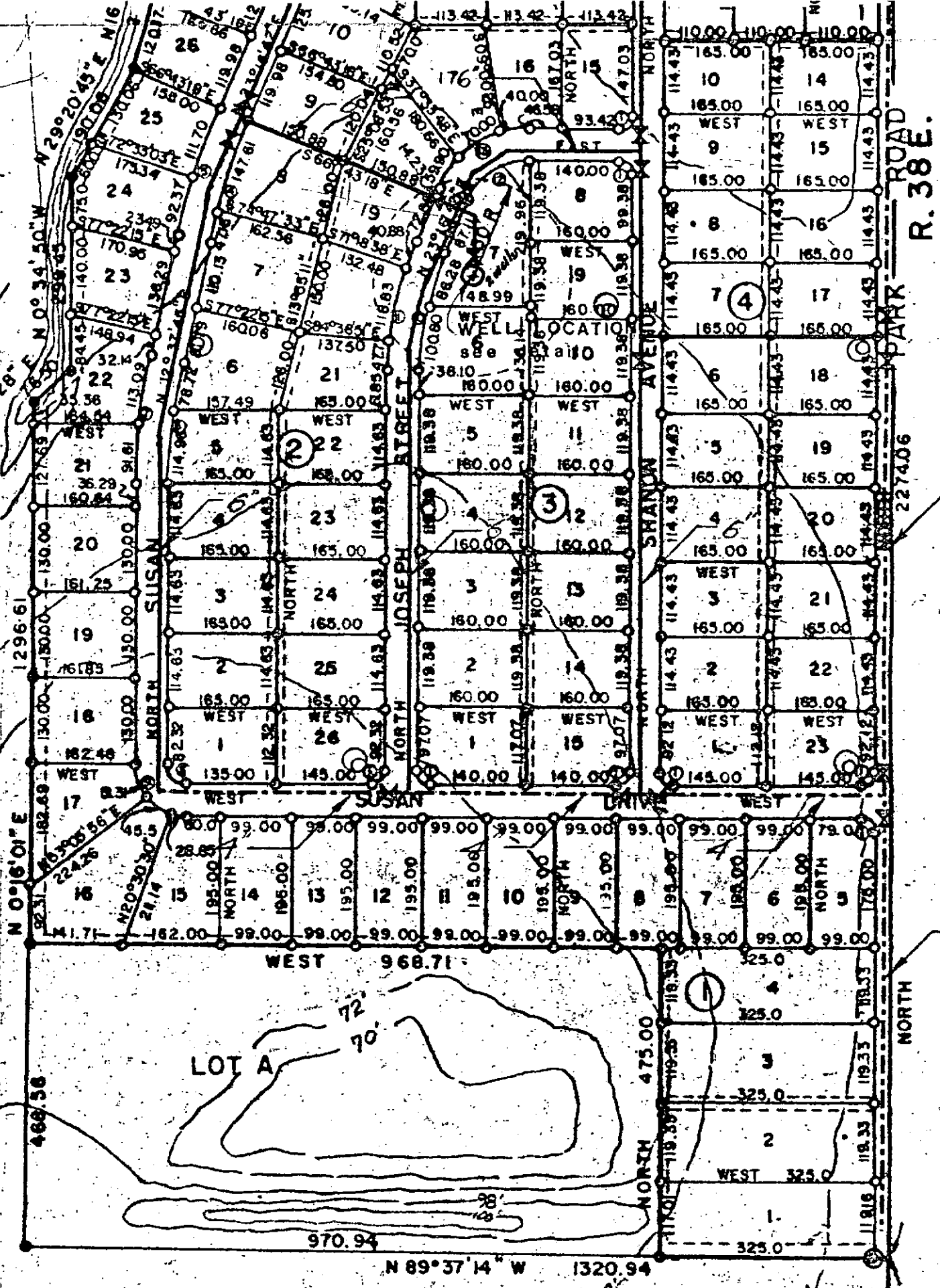
Witness my hand this 10 day of April 19 75.

R. Keith Higin
Director

13	18
24	19



VERSION



○ INDICATES 1/2" Ø X 24" IRON ROD
PROPERTY CORNER SET.

● INDICATES 5/8" Ø X 30" IRON ROD
SUBDIVISION CORNER SET.

SCALE 1" = 200'

MICROFILMED

24 19
25 30

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Empty

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

LH 3-12-75

(1) " "

In form to receipt yes

(2) " "

Send Copies to:

Idaho State Health Department
Idaho Fish and Game Department
Bureau of Land Management

NA

(3) " "

NA

Request Special Use Permit from U.S.F.S.
Request Easement from B.L.M.
Request Information from Applicant

(4) " "

In form for advertising yes

(5) " "

Platted on Map No. "

(6) " "

NA Located within Water District No. "

(7) " "

Critical groundwater area: yes " no ☒

(8) " "

Groundwater levels:

Declining, ☒ Stable, Increasing

(comment) 1N37E 1566A - New well in 1973 water at 83

(9) " "

Other rights on the same place of use NO

(10) " "

Comments: No other G.W. rights Platted.

(11) MB 4-7-75

Affidavit of Publication received (date) 4-7

(12) " "

Final date for protests April 9, 1975
Protests received: yes " no X

(13) LH 4-7-75

All requested information received from agencies or applicant: yes NA no "

(14) " "

Action recommended:

☒ Approve

Deny

3-12-75 Proposed Priority

Reason for Reduction

☒ Measuring device required

See attached sheet for other conditions of approval

No special conditions for approval

(15) District Eastern

By Loren O'Halloran Date April 7, 1975

MICROFILMED

RECEIVED

APR 9 1975
Department of Water Resources

RECEIVED

APR 7 1975

Department of Water Resources
Eastern District Office

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Melvin Empey, Rt. No. 3, Box 386, Idaho Falls, Idaho, has on 3-12-75, submitted Application No. 27-7052, for a permit to appropriate 3.34 cubic feet per second of water from ground-water sources by means of wells and pumps within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ (2 points), Sec. 24, T. 1N, R. 37E, B.M., Bingham County; to be used from Jan. 1 to Dec. 31 for domestic purposes for 100 families and fire protection within the South Park Estates, all uses within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, T. 1N, R. 37E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before April 7, 1975.

R. KEITH HIGGINSON
Director

(4183)
Pub.: 3-20, 27

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

) ss.
)

I, Drury R. Brown do solemnly
President

swear that I am the of The Blackfoot 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: Friday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was, published in said

Friday issue of said newspaper 2 consecutive weeks, the first publication having been made on the 20th day of March, 19 75

and the last publication having been made on the 27th day of March, 19 75 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 supplement.

Subscribed and sworn to before me this 4th

day of April, 19 75

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1975

MICROFILMED

March 28, 1990

MELVIN EMPEY
C/O ROSS OVIATT
SOUTH PARK EST. WATER & SEWER
1196 E. 1465 N.
SHELLEY, ID 83274

RE: PERMIT NO. 27-07052

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

APR 17 1990

February 23, 1990

MELVIN EMPEY, DEC.
C/O ROSS OVIATT
SOUTH PARK EST. WATER & SEWER
1196 E. 1465 N.
SHELLEY, ID 83274

RE: PERMIT NO. 27-07052

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED
APR 17 1990

APR 17 1990

January 18, 1990

MELVIN EMPEY, DEC.
C/O ROSS OVIATT
SOUTH PARK EST. WATER & SEWER
1196 E. 1465 N.
SHELLEY, ID 83274

RE: PERMIT NO. 27-07052

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

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Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

APR 17 1990

POINT OF DIVERSION OVERLAP REVIEW

WR-NUMBER	TWP	RNG	SC	TRACT	LT	#SOURCE	#NAME
				1\4 1\4 1\4			
2707052	01N	37E	24	SE NE		GROUNDWATER	EMPEY, MELVIN

MICROFILMED

APR 17 1990

Form 219
12/79

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

RECEIVED

MAY 29 1988

27-7052

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date June 5/1980 Accompanied by Melvin Empey Total Q measured 0.33
If source is surface water, estimate total flow of source _____
Methods of measurement Flow Meter Meets Permit requirements? _____

Measurement calculations:

Badger Flow Meter

100 gal. in 40.1 sec. = 133 gpm = 0.30 cfs

149.6 gpm = 0.33 cfs

$$\frac{(80 \text{ hp}) (8.814) (.85)}{110' + (50 \times 2.30 \text{ ft})} = 2.66 \text{ cfs}$$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
1	80	Motors Adjusted Unknown				Badger 3552208	Set # 40643923 Good	
2	20	Adjuster Unknown				Not used		

System Description #1 an 80 hp submersible divert water from a 12" - 209' deep well SWL-110' to a 4230 gal storage tank maintained at 50 psi now or less and deliver to subdivision by a 6" main line, called the South Park Water and Sewer Corp. for the South Park Estates.

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Q (cfs)	V (afa)	FROM	TO
Domestic	0.33	62.4	Jan 1	Dec 31
Fire protection				
Total				

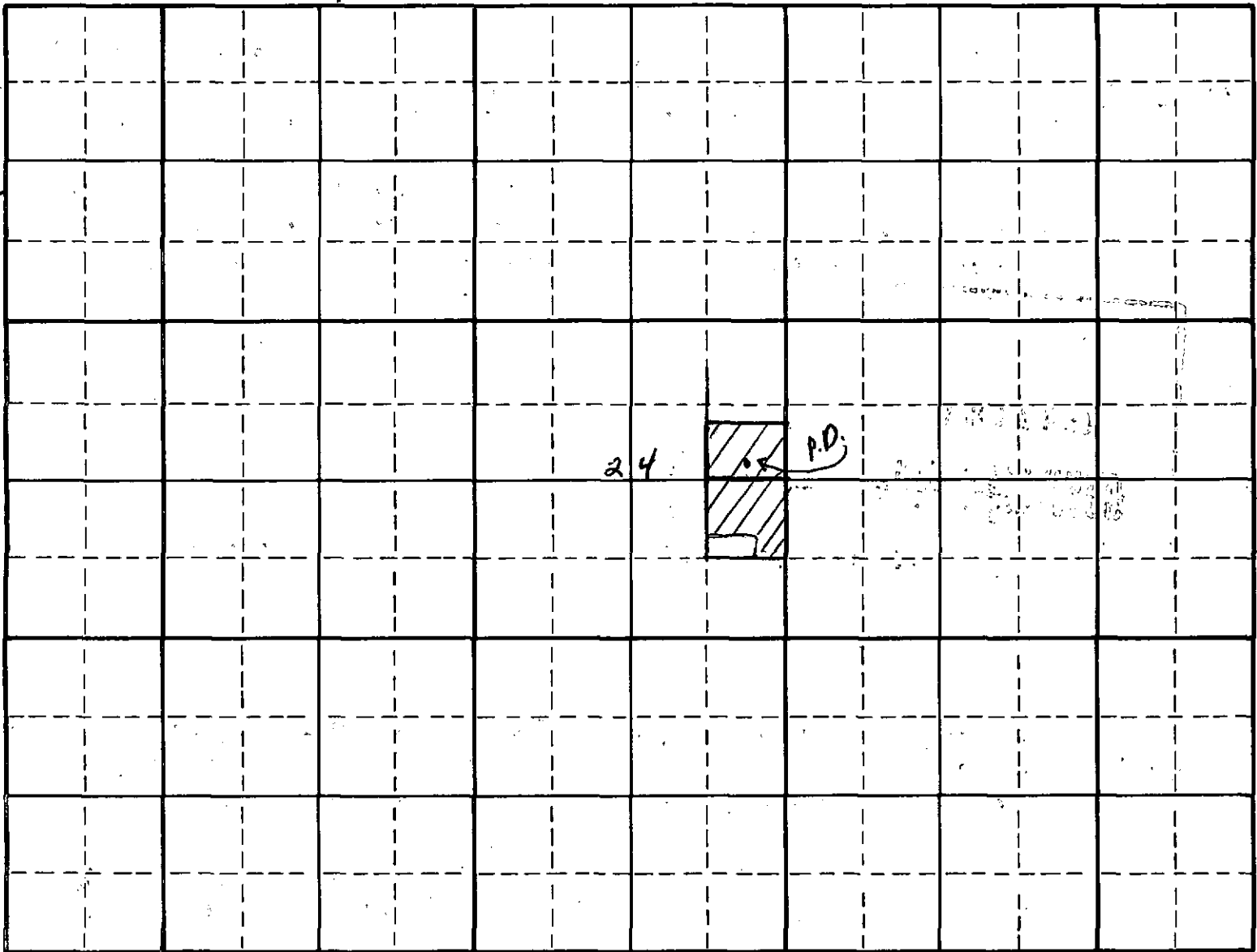
Remarks #2 well #2 is a 20 hp submersible in a 6" - 130' deep well located in the storage tank building. This well was not used at the time but was installed for future expansion.

30 hours currently on system, I think capacity of system is greater than measured although this amount is realistic for present use. No volume amount. See attached subdivision plot

* Appears that 104 lots are present & based on this I would use 104 x 0.6 cfs for 62.4 cfs 21.5

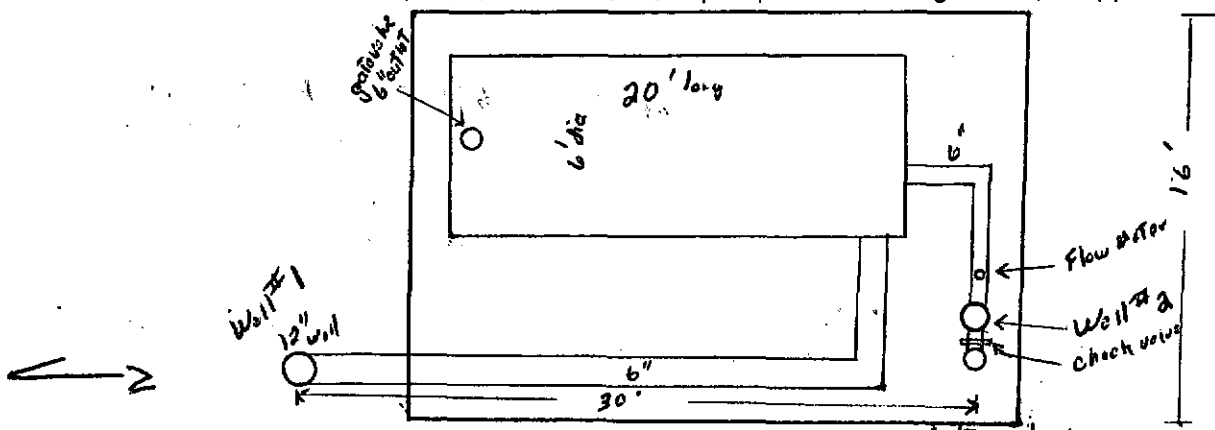
R 37E

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: SE 1/4 NE 1/4 Sec 24 T1N R37E

Place(s) of Use

TWP.	RGE.	SEC.	NE%				NW%				SW%				SE%				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
1N	37E	24				X									X				

Recommended Amendments:

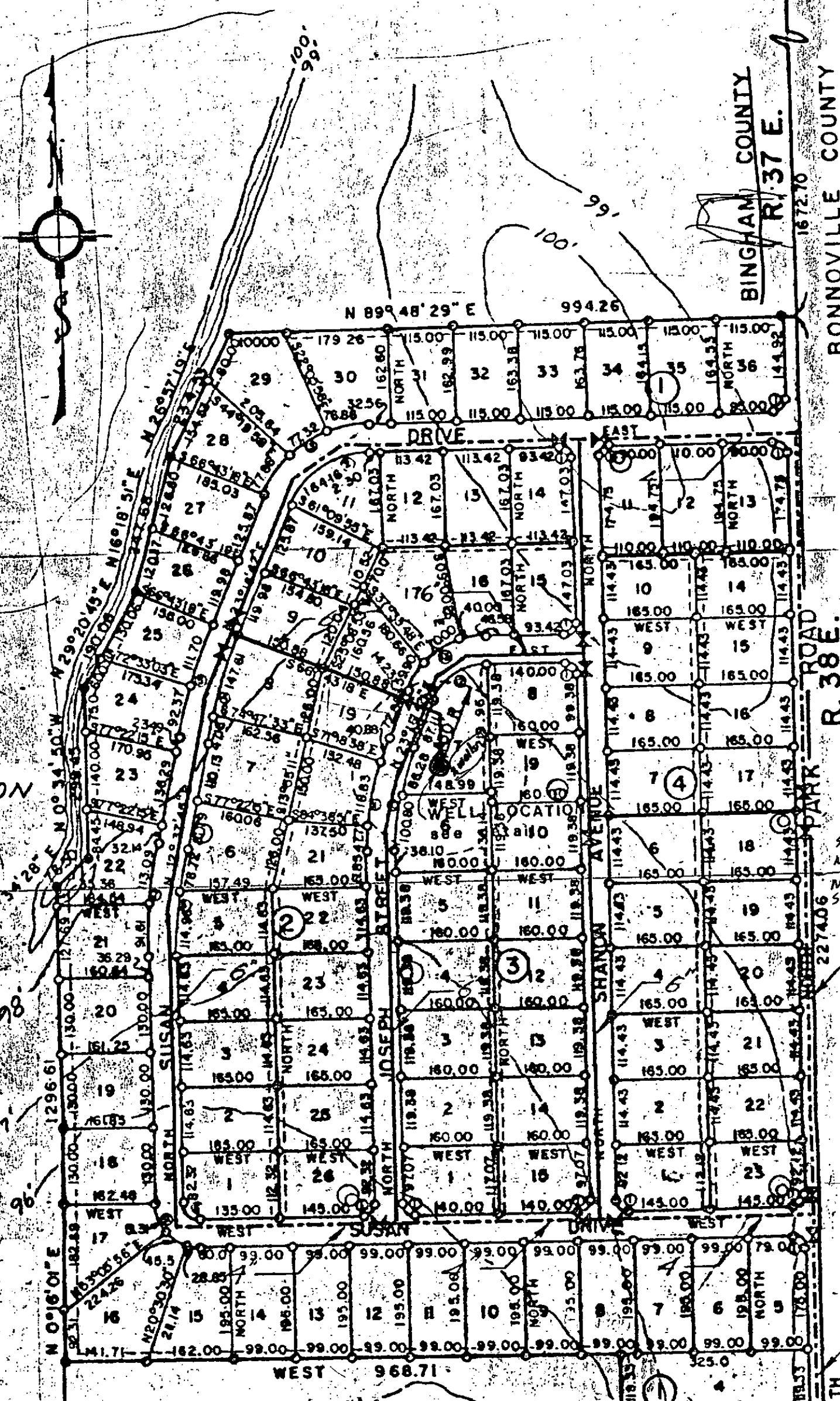
- ☐ Change P.D. as reflected above
 ☐ Change P.U. as reflected above
- ☐ Add P.D. as reflected above
 ☐ Add P.U. as reflected above
- ☒ None
 ☐ Other

APR 17 1990

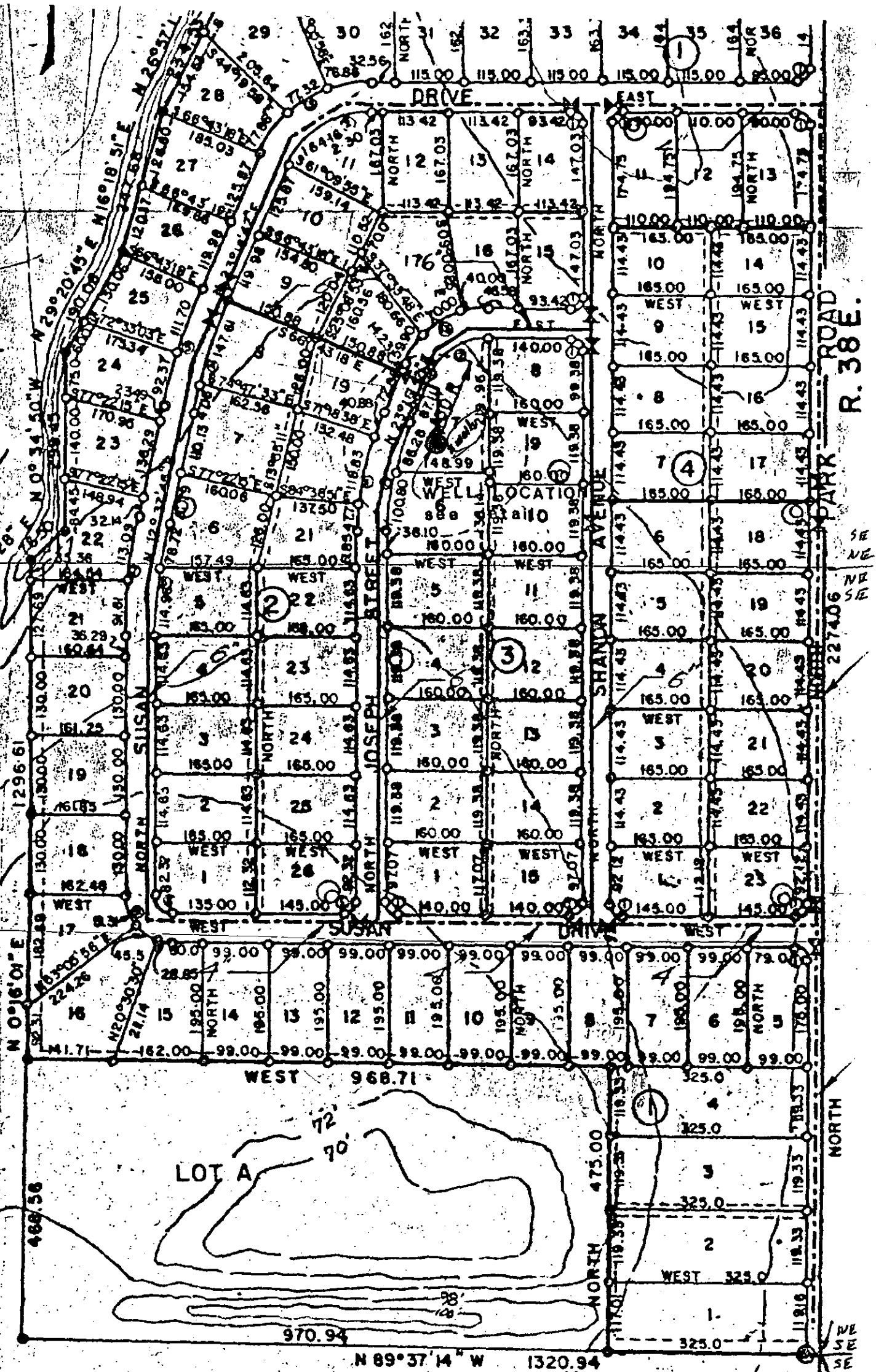
Examiner's Signature John Dale Canyon
 Checked by D.W. Jones
 Approved by JDM

Date 5/4/86
 Date 5-15-86
 Date 8/14/89

13	18
24	19



VERSION



○ INDICATES $\frac{1}{2}$ " $\varnothing$ X 24" IRON ROD
PROPERTY CORNER SET.

● INDICATES $\frac{5}{8}$ " $\varnothing$ X 30" IRON ROD
SUBDIVISION CORNER SET.

MEMORANDUM

TO: FILE 27-7052
FROM: KAY WALKER
RE: OWNERSHIP
DATE: 26-MAY-1989

=====

PER TELEPHONE CONVERSATION THIS DATE WITH ERIC VERNER:

THE CURRENT PERMIT HOLDER, MR. EMPEY, IS DECEASED. SOUTH PARK ESTATES WATER & SEWER INC. HAS SINCE SUED THE ESTATE OF MR. EMPEY AND HAS RECEIVED TITLE TO THIS WATER RIGHT. IN CASE WE NEED TO GET AHOLD OF THESE FOLKS AT TIME OF LICENSING, ERIC GAVE ME THEIR ADDRESS AND PHONE NUMBER AS FOLLOWS:

SOUTH PARK ESTATES WATER & SEWER INC.
C/O ROSS OVIATT
1196 E. 1465 N.
SHELLEY, ID 83274
529-5142

MICROFILMED

APR 17 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Boise, Idaho 83720

W

NOTED, LEFT NO ADDRESS

SE NE
Sec 24 T1N
R37E
Bingham

CERTIFIED MAIL
NO. 138136

FILED

APR 17 1990

BOISE
APR 18 86
US POSTAGE
\$0.97



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

Mailing address:

Statehouse

Boise, Idaho 83720

A. KENNETH DUNN

Director

27-7052
EMPEY, MELVIN
RT. 9 BOX 7
IDAHO FALLS, ID 83401

138138

April 17, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

Mailing address:
Statehouse
Boise, Idaho 83720

A. KENNETH DUNN
Director

27-7052
EMPEY, MELVIN
RT. 9 BOX 7
IDAHO FALLS, ID 83401

138138

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Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
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Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

MICROFILMED

APR 17 1990



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

April 10, 1980

RE: Permit No. 27-7056A

Melvin Emney
Rt. #9, Box 7
Idaho Falls, ID
83401

Dear Mr. Emney:

We acknowledge receipt of the proof of beneficial use card submitted for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

JACKIE S. DENNING
Senior Clerk

cc: IDWR - State Office

MAILED 11/11

RECEIVED

MAR 24 1980

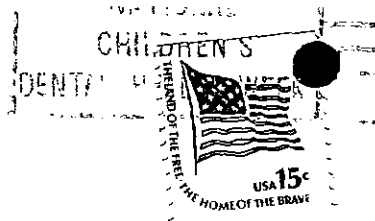
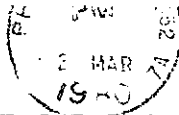
Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

M. Empey
Rt 9 Box 7

IDAHO FALLS IDAHO
83401



DEPARTMENT OF WATER RESOURCES

Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 27-7052.

Name(s) of Permit Holder: MELVIN Empey

Post Office Address: Rt 9 Box 7

IDAHO FALLS IDAHO 83401 Tel. No. 523-070

Source of Water: WELL

Extent of Use: ☒ Domestic 30 (number of households)
☐ Stockwater (number and type of stock)
☐ Irrigation (acres)
☐ Other

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

The above information is a true statement of the extent to which the above numbered permit has been developed.

2-15-80
Date

Melvin Empey
Signature of Permit Holder

DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED



REASON CHECKED

- Unclaimed
- Addressed incorrectly
- Insufficient address
- No such street number
- No such office or residence
- Do not contain

FEB 22 1980

Department of Water Resources

POCAHONTAS ID 832
PM
20 FEB
1980

BOISE IDAHO
FEB-130
IDAHO
FEB-130

CERTIFIED MAIL
1041704
MICROFILMED

CLAIM CHECK NO.
802767

DATE 2/4/80
1ST NOTICE 2-14
2ND NOTICE 2-19
RETURN
Described from
PS Form 3849-A
JULY 1977

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

EMPEY, MELVIN
RT. 3 BOX 386
IDAHO FALLS, ID 83401

101704

JANUARY 31, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 27-7052 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE APRIL 01, 1980. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

August 17, 1979

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the Regional Office nearest to you.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosures

Northern Region Office
Rt. #5, Box 203 Government Way
Coeur d'Alene, Idaho 83814

Eastern Region Office
1515 Lincoln Street
Idaho Falls, Idaho 83401

Southern Region Office
1041 Blue Lake Blvd. North
Twin Falls, Idaho 83301

Western Region Office
92 S. Cole Road
Boise, Idaho 83705

MICROFILMED

April 10, 1975

Re: Permit No. 27-7052

Mr. Melvin Empey
Route 3, Box 386
Idaho Falls, Idaho 83401

Dear Mr. Empey:

Enclosed is a copy of your approved Application for Permit No. 27-7052. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

MICROFILMED

March 14, 1975

RE: Application for Permit No. 27-7052 - Empey
" " " No. 35-7488 - Everingham
" " " No. 35-7489 - "
" " " No. 35-7490 - "

The Blackfoot News
P.O. Box 70
Blackfoot, Idaho 83221

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

RONALD D. CARLSON
District Engineer

RDC:CW

Bill submitted 4-7-75 by MB

Enc: Legal Notice (4)

MICROFILM

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Melvin Empey, Rt. No. 3, Box 386, Idaho Falls, Idaho, has on 3-12-75, submitted Application No. 27-7052, for a permit to appropriate 3.34 cubic feet per second of water from ground-water sources by means of wells and pumps within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ (2 points); Sec. 24, T. 1N, R. 37E, B.M., Bingham County; to be used from Jan. 1 to Dec. 31 for domestic purposes for 100 families and fire protection within the South Park Estates, all uses within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, T. 1N, R. 37E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before April 7, 1975.

R. KEITH HIGGINSON
Director

(4183)

Pub.: 3-20, 27

RECEIVED
MAY 1 1975

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Melvin Empey,

Rt. #3, Box 386, Idaho Falls, Idaho

has on 3-12-75 submitted Application No. 27-7052

for a permit to appropriate 3.34 cubic feet per second ~~zero feet per annum~~

of water from ground-water sources

by means of wells and pumps

within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ (2 points), Sec. 24, T. 1N, R. 37E, B.M., Bingham

County;

to be used from Jan. 1 to Dec. 31

for domestic purposes for 100 families and fire protection within the

South Park Estates, all uses

within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, T. 1N, R. 37E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before

April 7, 1975

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho

on March 20 and March 27, 1975.

MICROFILMED

*aw-h.
aw-h.
aw-h.*

March 13, 1975

RE: Application for Permit No. 27-7052

Mr. Melvin Empey
Rt. #3, Box 386
Idaho Falls, Idaho 83401

Dear Mr. Empey:

Attached herewith is departmental receipt No. 4134 in the amount of \$55.00 for the above referenced application.

Very truly yours,

RONALD D. CARLSON
District Engineer

RDC:CW

Attachment

RECEIVED
MARCH 14 1975