

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 Quadrange 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
3	Gundfos	5			

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

D. FLOW MEASUREMENTS *Theoretical*

1.

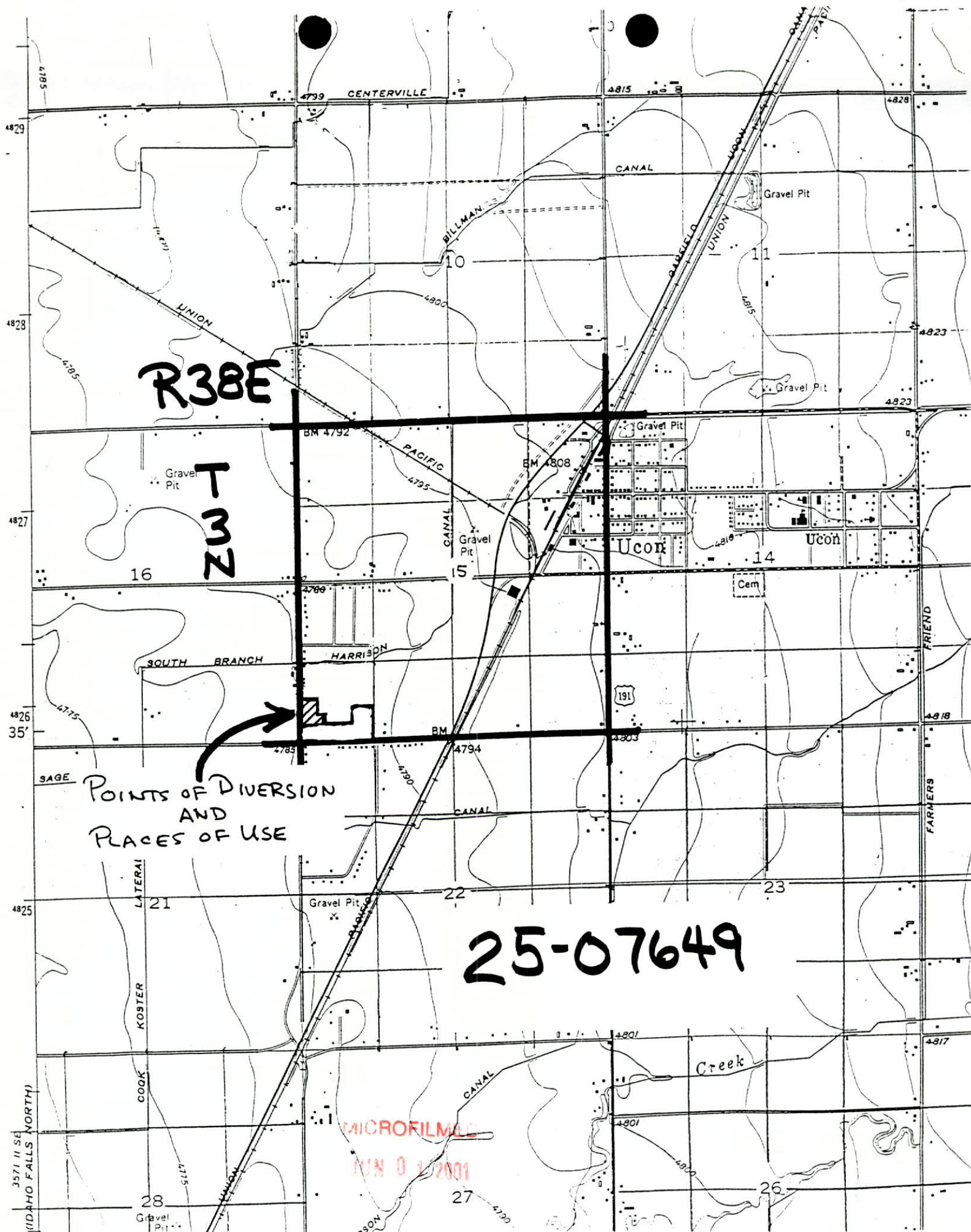
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

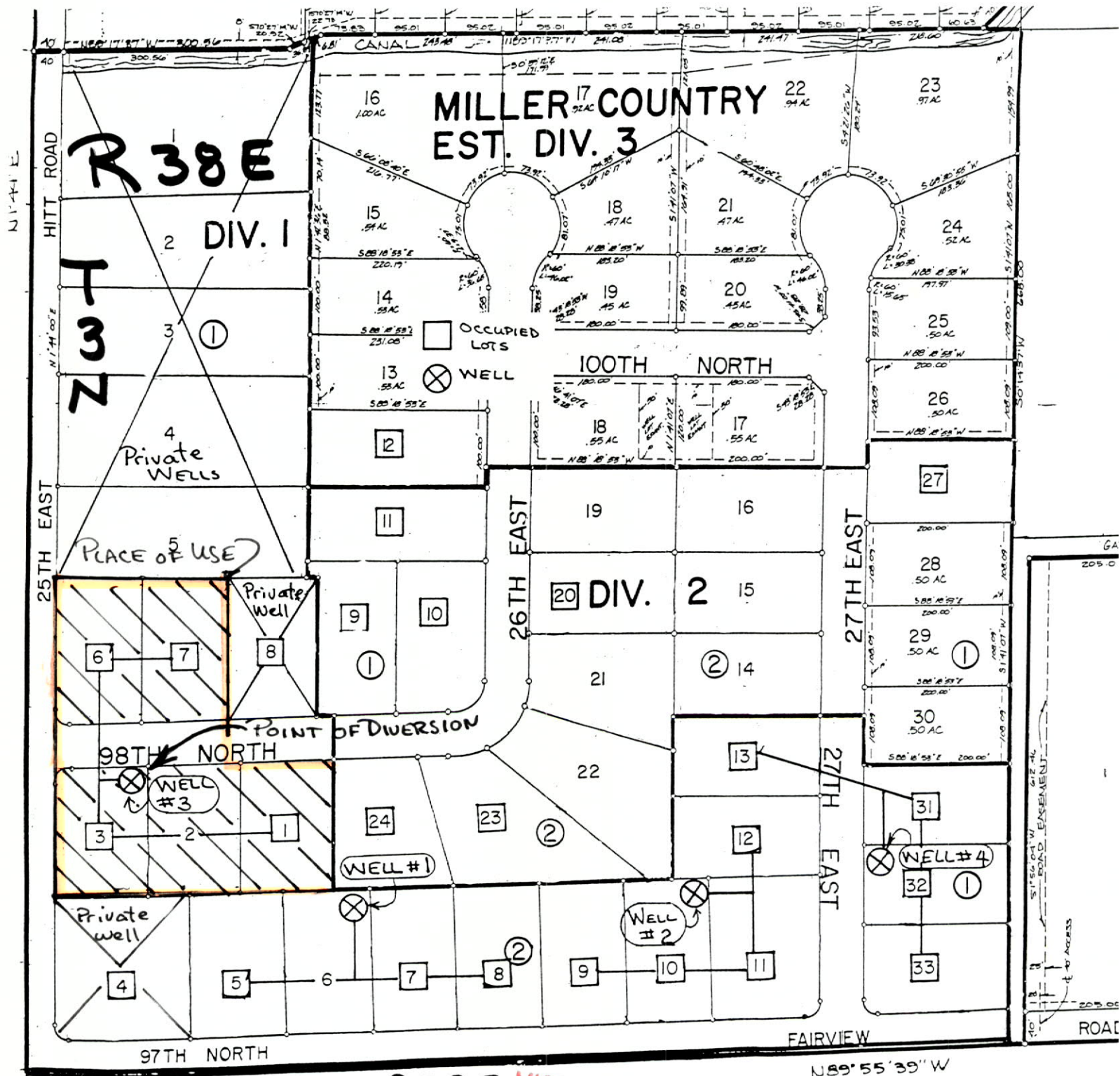
2. Measurements: 30-55 psi

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JUN 01 2001

25-07649





SWSW SEC 15, T3N, R38E

MICROFILMED

WELL # 3

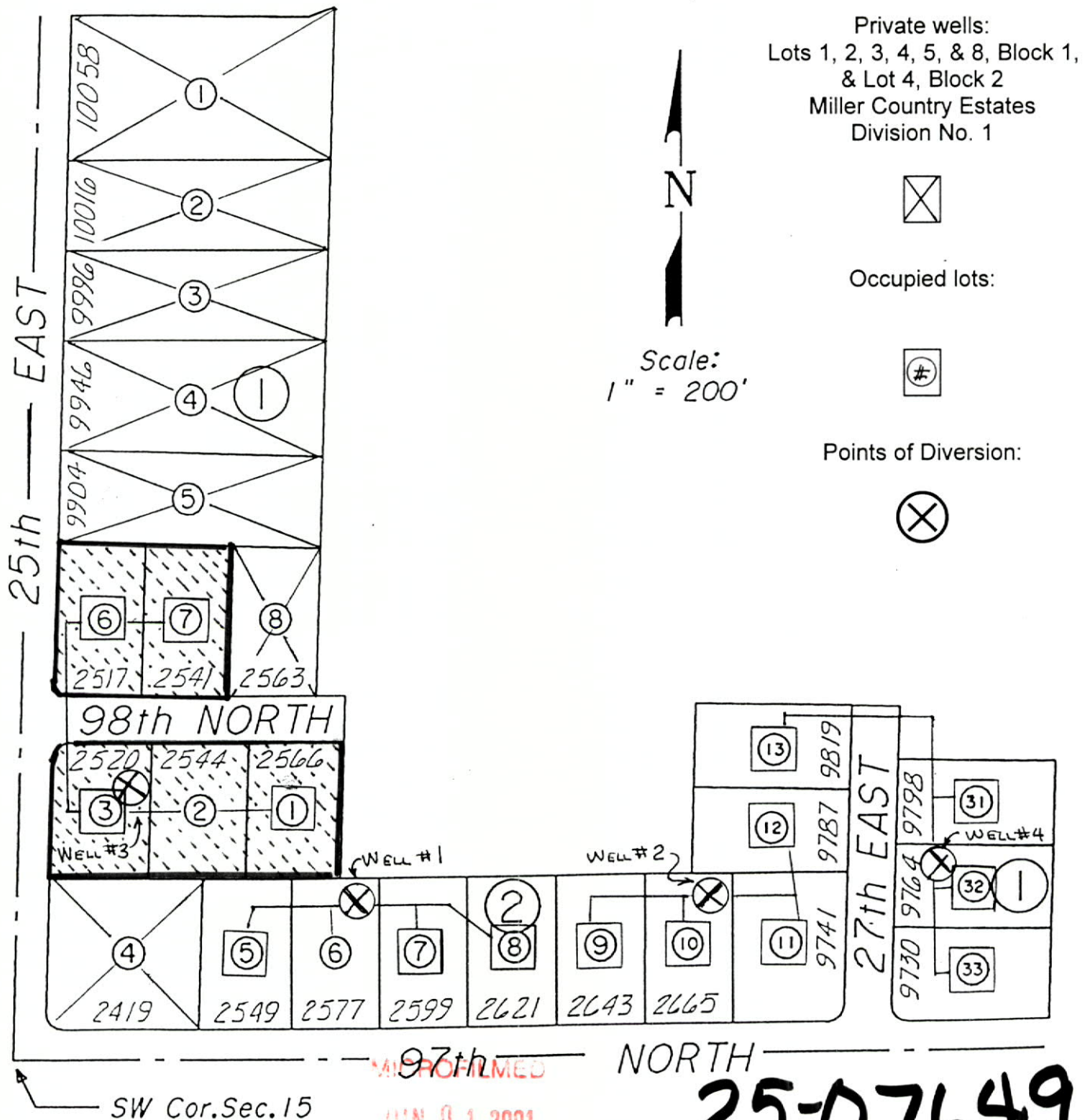
JUN 01 2001

25-07649

BONNEVILLE COUNTY
ENGINEERING DEPARTMENT

MILLER COUNTRY ESTATES
DIVISION NO. 1

Part of
the W1/2, SW1/4, Sec. 15
T 3 N, R 38 E.B.M.



Proof of Publication
The Post-Register

RECEIVED

SEP 23 1996

Department of Water Resources
Eastern Region

State of Idaho, }
County of Bonneville } ss

S. BOB BRIGHT or ROBERT PARK

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

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two issues ~~consecutive weeks~~, first publication having been made on the 5th day of September 19..96., last publication having been made on the 12th day of September 19..96., and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this ..18th.. day of September 19..96..

S. Bob Bright
.....
Susan Maghan
.....
Notary Public

My commission expires ..July 1....., 19..97..

B10

**NOTICE OF APPLICATION
FOR WATER RIGHT**
The following application(s) have been
filed to appropriate the public waters of
the State of Idaho:
25-07649
MILLER, LOWELL G
2519 E 97TH N
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: SWSWSW Sec 15 T 03N R
38E in BONNEVILLE County.
Use: DOMESTIC (0.160 CFS)
Total Diversion: (0.160 CFS)
Date Filed: 8/12/1996
In: BONNEVILLE County
T03N R38E S15 SWSW
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 SEPTEMBER 23, 1996.
KARL J. DREHER, Director
Published: September 5, 12, 1996

MICROFILMED

NOV 05 1996

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 25-07649

Priority: August 12, 1996

Maximum Diversion Rate: 0.15 CFS
Maximum Diversion Volume: 6.0 AF

It is hereby certified that STEVE A MUELLER
2517 E 98TH N
IDAHO FALLS ID 83401

JOHN G SIMMONS
2541 E 98TH N
IDAHO FALLS ID 83401

RICHARD R HOFFMAN
2566 E 98TH N
IDAHO FALLS ID 83401

TRAVIS BARNEY
2540 E 98TH N
IDAHO FALLS ID 83401

BENNY S BECK
2520 E 98TH N
IDAHO FALLS ID 83401

have complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 12, 1996; and have submitted Proof of Beneficial Use on September 28, 1998. An examination indicates that the works have a diversion capacity of 0.15 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

BENEFICIAL USE

DOMESTIC

PERIOD OF USE

01/01 to 12/31

DIVERSION RATE

0.15 CFS

**ANNUAL
DIVERSION VOLUME**

6.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW¼SW¼ Sec. 15, Twp 03N, Rge 38E, B.M. BONNEVILLE County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	38E	15											X						

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OCT 02 2001

State of Idaho
Department of Water Resources
Water Right License

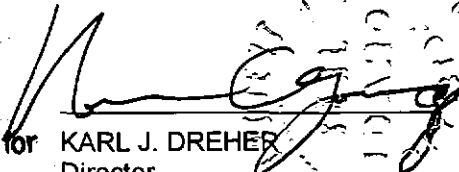
WATER RIGHT NO. 25-07649

CONDITIONS OF APPROVAL

1. Point of diversion is located within Lot 3, Blk. 2, Miller Country Estates Subdivision #1.
2. Place of use is located within Lots 1-3, Blk. 2, and Lots 6-7, Blk. 1, Miller Country Estates Subdivision #1.
3. Domestic use is for 5 homes.
4. 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.
5. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 14TH day of September, 2001.

Acting for 
KARL J. DREHER
Director

MICROFILMED

OCT 02 2001

November 26, 1999

For Office Use Only
\$25 filing fee 925
Receipt # E026672
Date 4-30-01

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

ASSIGNMENT OF PERMIT
To change the ownership of a permit

MAY 14 2001
DEPARTMENT OF WATER RESOURCES

I, Lowell G Miller, hereby assign to see attached list
of, 2519 E 97th N Idaho Falls, ID 83401 208523-9135
(Full Address) (Phone)

All my right, title, and interest in and to Permit No. 25-07649 to
appropriate the public waters of the State of Idaho.

OR (for partial assignments)

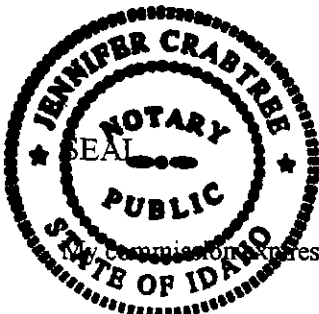
The following described portion of my right, title, and interest in and to for
Permit No. _____ to appropriate the public waters of the State of Idaho.
(Describe portion of the application for permit assigned, listing the number of acres in each 40 acre
subdivision, point of diversion location, and amount of the water in cubic feet per second.)

Made this 20 day of Apr, 2001.

Lowell Miller
Permit Holder(s)

State of Idaho)
County of Bonneville)ss

On this 30th day of April, 20 01, personally appeared before me the signer(s) of the above
instrument, who duly acknowledged to me that he (she) (they) executed the same.



Jennifer Crabtree
Notary Public residing at
Idaho Falls, Idaho

My commission expires: 7/23/03

MICROFILMED
JUN 01 2001

see file 25-07638 for map

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

AUG 24 2000

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) 25-07649 (Well #3)
Adjudication Claim Number(s) _____
2. The following REQUIRED information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Lowell G. Miller
2519 E 97th N Idaho Falls, ID 83401
4. New Owner/Claimant(s) (See Attached Sheet)
Name connector (Check one): ☐ AND ☐ OR ☐ AND/OR
New Mailing Address _____
City, State and ZIP Code _____
New Telephone Number () _____
5. Date you acquired the property _____
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated 0 Number and type of stock 0
Diversion rate in CFS 0.10 Number of homes 5 Other uses None
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) _____
MICROFILMED JUN 01 2001
Date _____
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

Miller Country Estate Div I

Permit #: 25-07649 Well #3

Well Location: Lot 3 B1 2

Flow: 0.16 CFS

Allocation: Equally among new owners

New Owners (All Idaho Falls, ID 83401)

Lot #6 B1 1

Steve A. Mueller
2517 E 98th N

Lot #7 B1 1

John G. Simmons
2541 E 98th N

Lot #1 B1 2

Richard R. Hoffman
2566 E 98th N

Lot #2 B1 2

~~Travis Barney~~
~~Lowell G. Miller~~
2540 E 98th N

Lot #3 B1 2

Benny S. Beck
2520 E 98th N

940392

BUT T-12656

942084

Re-recording to correct legal description.

BONNEVILLE COUNTY
RECORDER

JOINT WATER SYSTEM AGREEMENT

Well #3

'97 APR 11 PM 4 46

THIS AGREEMENT is made the 11 day of April, 19 97, by the undersigned Lowell G. Miller and Lavina H. Miller, who are the owners of the real property located in Bonneville County, Idaho, known as Lots 6 & 7, Blk 1; Lots 1, 2 & 3, Blk 2, Miller Country Estates, Division No. 1, Bonneville County, Idaho, per the recorded plat thereof.

RECITALS:

- A. There exists on Lot 3, ^{Block 2} a domestic water well, pump, and related equipment.
- B. Running from said well located on Lot 1, ^{Block 2} is a water line to each of the five lots described above.
- C. Thereby, one well, pump, and pressure system serves the homes located on all five lots above, or the homes to be constructed thereon. Each party thereby receives the same benefits from said well.
- D. The parties desire to set forth in writing their agreement as to the ownership, maintenance, and operation of said well.

NOW, THEREFORE, the parties mutually agree as follows:

1. Each of the subsequent owners of all Lots are hereby granted a perpetual easement over and across the other lots for their interest in the water system located upon Lot 3, together with reasonable rights of ingress and egress for the maintenance and operation of said water system, and the power lines connected thereto. Also, any utility company supplying power to said system shall have the right to come upon the land described herein to perform any maintenance required by it or read applicable utility meters.

2. Each of said parties shall own an undivided 20% interest in and to the well, pump, and jointly used water lines and pressure systems, with each of the parties owning individually the water lines leading from the pump, or pressure tank, as the case may be, to their individual homes.

3. Each of the lot owners shall have equal responsibility and will be charged with an equal amount for each lot of the cost of maintenance, repair, operation, and replacement of necessary parts, comprising said water system, including the costs of the electrical energy for operating the pump on said well. Provided, however, no charge will be made for electricity to any lot owner until such time as such lot actually begins to use water (and resulting electrical power usage) from the well. Until such time the cost of electrical power will be shared among lot owners actually using water. Said pump shall be separately metered to determine the amount of electrical energy used for operation of said pump. Each party shall be responsible for the

JOINT WATER SYSTEM AGREEMENT -1-

MICROFILMED

JUN 01 2001

costs of their individual pipelines lines leading from the pressure tank or pump to their own individual homes.

4. Each of the parties shall have an equal right in the management of said mutual water system and shall freely communicate with each other as to suggestions, plans, performance of any of the functions of said water system. **Provided, however,** that any of the lot owners shall first seek the consent of the owner of any other lot before entering upon such lot for inspection, operation, and maintenance of said water system. Consent for such entry will not be unreasonably withheld.

5. The parties shall be mutually responsible for the processing of any claim to water rights which at any time must be made to preserve and protect the water rights associated with said system.

6. The benefits and burdens of this agreement shall be appurtenant to and run with respect to the lots described above.

7. Due to the limited capacity of the system, it will be necessary to work out a schedule for the use of water from the system for the sprinkling or other irrigation of the lots identified above. Said system is capable of providing water for all lots' domestic household use, but each of the parties agree to cooperate in working out a schedule for watering of lawns, shrubbery, and other ornamental plants.

8. In the event any parties shall be required to employ an attorney to enforce this agreement, with or without suit, the prevailing party in any such action shall be entitled to recover their reasonable attorneys fees and costs, including any such on appeal.

9. This agreement shall only be amended upon the written consent of all lot owners which consent shall then be recorded.

DATED the day and year stated above.

Lowell G. Miller
Lowell G. Miller

Lavina H. Miller
Lavina H. Miller

STATE OF IDAHO)

) ss.

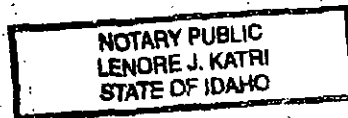
County of Bonneville)

On this 11th day of April, 1997, before me, _____,
the undersigned, a Notary Public in and for the State of Idaho, personally appeared Lowell G.

Miller and Lavina H. Miller, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(SEAL)



Residing at Idaho Falls, Idaho
My Commission Expires Jan. 28, 2003

Lenore J. Katri

Notary Public for State of Idaho

Residing at:

Idaho Falls

My Commission Expires:

1/28/2003

F:\clients\spe\miller\water.ag5

INSTRUMENT NO.	<i>942084</i>
DATE	<i>5-7-97</i>
INST. CODE	<i>810</i>
FICHE NO.	<i>12234-36</i>
FEE	<i>9.00</i>
STATE OF IDAHO) COUNTY OF BONNEVILLE) ss	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By	<i>R. Longmore</i> Deputy

97 MAY 7 AM 9 51

BONNEVILLE COUNTY
RECORDER

942084

INSTRUMENT NO.	<i>940392</i>
DATE	<i>4-11-97</i>
INST. CODE	<i>810</i>
FICHE NO.	<i>1218925</i>
FEE	<i>92</i>
STATE OF IDAHO) COUNTY OF BONNEVILLE) ss	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By	<i>R. Longmore</i> Deputy
Request of	

JOINT WATER SYSTEM AGREEMENT -3-

MICROFILMED

JUN 01 2001

Well #3

FOR OFFICE USE ONLY
Amt. of Fee \$: 50% fee
Receipt No. 6024488
Receipt By: RLM
Date Received: 9-28-98

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 05 1998

PROOF OF BENEFICIAL USE Department of Water Resources

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. 25-07649 Telephone No. (208) 523-9135
2. Name(s) of Permit Holder(s): LOWELL GILBERT MILLER
3. Mailing Address: 2519 E 97TH N, IDAHO FALLS ID 83401
4. Source of Water: GROUNDWATER If GROUNDWATER (well), Date Drilled: mo. ____ / yr. ____
 - a. Well Driller: JAY DENNING Drilling Permit Number: 25-96E-0136-000
 - b. **OPTIONAL:**
Pump Horsepower: 5 Pressure (psi): ____ Dynamic pumping level (ft): ____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 5 Stockwater (No. and type of stock): ____
Irrigation (No. of acres): ____ Other: ____
6. Total rate of diversion and/or volume for which proof is submitted: 0.16 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 ____	or	No <u>X</u>
	Has the measuring device been installed?	Yes ____	or	No <u>X</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes ____	or	No <u>X</u>
	Has the measurement port been installed?	Yes ____	or	No <u>X</u>
8. Fee Enclosed: \$ 50% fee (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: LOWELL MILLER Telephone Number: (208) 523-9135
Address: 2519 E 97TH N, IDAHO FALLS ID 83401
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.

Signature of permit holder:

Lowell Miller

(include your title, if on behalf of company of organization)

Date 9-28-98

NOV 24 1998

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 25-07649

Proposed Priority: August 12, 1996

Maximum Diversion Rate:

0.16 CFS

This is to certify, that **LOWELL G MILLER**

2519 E 97TH N

IDAHO FALLS ID 83401

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

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.16 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 15, Township 03N, Range 38E
BONNEVILLE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

03N 38E 15

SWSW

CONDITIONS OF APPROVAL AND REMARKS

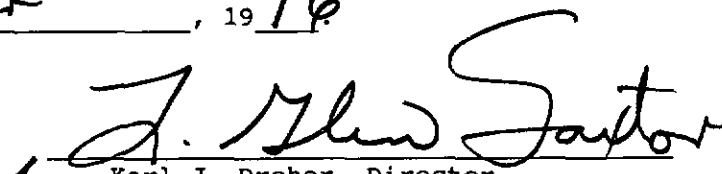
1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1999**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. The right holder shall comply with Idaho well construction standards when constructing a well pursuant to this right.
6. Point of diversion is located within Lot 3, Blk. 2; Miller Country Estates.
7. Place of use is located within Lots 6-7, Blk. 1; and Lots 1-3, Blk. 2; Miller Country Estates.
8. Domestic use is for 5 homes.
9. Any 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 permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

17th day of October, 1996

MICROFILMED

NOV 05 1996


for Karl J. Dreher, Director

RECEIVED

OCT 03 1996

FORM 202

2/96

Department of Water Resources

Ident. No. 25-7649

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Lowell G. Miller Phone 523-9135
Mailing address Box 2519E 97th N Idaho Falls ID 83401
2. Source of water supply Ground water which is a tributary of
3. Location of point of diversion is Township 3N Range 38E Sec. 15, in the SW 1/4, SW 1/4, SW 1/4, Govt. Lot , B.M., Bonneville County;
additional points of diversion if any: None
4. Water will be used for the following purposes:
Amount 0.16 cfs for 5 Home sites purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum) Domestic
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)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.16 and/or (b) ~~2.5~~
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 8" well casing 260' deep
5 HP Submersible Pump
b. Height of storage dam feet; active reservoir capacity acre-feet; total
reservoir capacity acre-feet
c. Proposed well diameter is 8/6 inches; proposed depth of well is 260 feet
d. Is ground water with a temperature of greater than 85°F being sought? NO
e. If well is already drilled, when? ; Drilling firm
Well was drilled for (well owner) ; Drilling Permit No.
7. Time required for completion of works and application of water to proposed beneficial use is 5 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.
b. Stockwatering; list number and kind of livestock.
c. Municipal; show name of municipality.
d. Domestic; show number of households. 5 Households in Miller Country Estate Subdiv.
e. Other; describe fully.

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NOV 05 1996

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	
03N	38E	15											D						

Total number of acres to be irrigated N/A

10. Describe any other water rights used for the same purposes as described above. None

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

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

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: _____

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:

Lowell G. Miller
Signature of Applicant (and title, if applicable)

MICROFILMED

Received by Jo Date 8-12-96 Time 8:35 A Preliminary check by NOV 05 1996
Fee \$ 50 Received by Jo # E022464 Date 8-12-96
Publication prepared by RB Date 9-5-12-1996 Published in Post Register
Publication approved _____ Date _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 17, 2001

STEVE A MUELLER
2517 E 98TH N
IDAHO FALLS ID 83401

RICHARD R HOFFMAN
2566 E 98TH N
IDAHO FALLS ID 83401

JOHN G SIMMONS
2541 E 98TH N
IDAHO FALLS ID 83401

BENNY S BECK
2520 E 98TH N
IDAHO FALLS ID 83401

TRAVIS BARNEY
2540 E 98TH N
IDAHO FALLS ID 83401

RE: License No. 25-7649 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

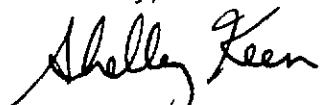
The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or 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 forms and instructions.

MICROFILMED
OCT 02 2001

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley Keen".

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED
OCT 02 2001

CERTIFICATE OF MAILING

I hereby certify that on September 17, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 25-7649

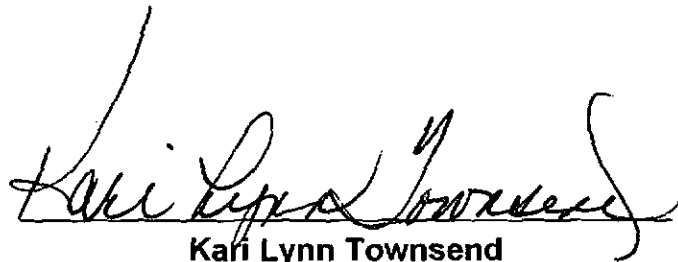
**STEVE A MUELLER
2517 E 98TH N
IDAHO FALLS ID 83401**

**JOHN G SIMMONS
2541 E 98TH N
IDAHO FALLS ID 83401**

**RICHARD R HOFFMAN
2566 E 98TH N
IDAHO FALLS ID 83401**

**TRAVIS BARNEY
2540 E 98TH N
IDAHO FALLS ID 83401**

**BENNY S BECK
2520 E 98TH N
IDAHO FALLS ID 83401**

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend", is written over a horizontal line.

**Kari Lynn Townsend
Secretary**

**MICROFILMED
OCT 02 2001**

FINAL ORDER

The Director 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 Director 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.

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OCT 02 2001

Comment Report

25-7649

1. skeen 9/12/2001 License Review

Comment: License review by S. Keen on 9/12/2001.

2. CZIMMERM 10/9/1996 DIVERSION DESCRIPTION

Comment: 8" well casing, 260' deep, 5 HP submersible pump.

3. VAULT 10/6/1998 Proof of Beneficial Use Rcvd

Comment: Proof of Beneficial Use Rcvd

MICROFILMED

OCT 02 2001



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

May 9, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

STEVE A MUELLER
2517 E 98TH N
IDAHO FALLS ID 83401

JOHN G SIMMONS
2541 E 98TH N
IDAHO FALLS ID 83401

RICHARD R HOFFMAN
2566 E 98TH N
IDAHO FALLS ID 83401
83401

TRAVIS BARNEY
2540 E 98TH N
IDAHO FALLS ID 83401

BENNY S BECK
2520 E 98TH N
IDAHO FALLS ID

RE: Change of Ownership for Water Right 25-7649

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to each of the persons addressed above. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

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 of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

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

Sincerely,


for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED
JUN 01 2001

6/92
RECEIVED

APR - 9 2001

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 25-07649520-1898 (cell)1. Owner: Lowell Gilbert Miller Phone No. 523-9135Current Address: 2591 E 97th N Idaho Falls Id 834012. Accompanied by: PERMIT HOLDER EXAM DATE: 8-23-1999

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion: Lot 3, Block 2 MILLER COUNTRY ESTATES DIV #1 (2520 E 98N)

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
<u>3</u>			<u>SW</u>	<u>SW</u>	<u>15</u>	<u>3N</u>	<u>38E</u>	<u>Bonneville</u>	<u>ON SITE/USGS QUAD/SUBDIVISION PLATS</u>

2. Place(s) of Use: Miller Country Estates DIV #1 Indicate Method of Determination ON SITE/Subdivision Plat

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>3N</u>	<u>38E</u>	<u>15</u>											<u>D</u>						

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JUN 01 2001

25-07649

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 Quadrange 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
3	Gundfos	5			

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

D. FLOW MEASUREMENTS *Theoretical*

1.

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

2. Measurements: 30-55 psi

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JUN 01 2001

25-07649

E. NARRATIVE/REMARKS/COMMENTS

Well pump pressure tanks with mainline to 5 single Domestic Homes

POINT OF DIVERSION LOCATION AKA: Lot 1, Block 2 Subdivision #1
Miller Country Estates

PLACE OF USE LOCATION AKA:		Miller Country Estates		
STREET ADDRESS	Lot #	Block #	SUBDIVISION	OCCUPIED LOTS
2566 E 98 N	1	2	#1	(✓)
2544 E 98 N	2	2	#1	
2520 E 98 N	3	2	#1	(✓)
2517 E 98 N	6	1	#1	(✓)
2541 E 98 N	7	1	#1	(✓)

Domestic also includes irrigation of up to 1/2 acre for each domestic home

NOTE: Lots 1, 2, 3, 4, 5 & 8 Block 1 Div #1 Miller Country Estates have individual single domestic wells

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

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JUN 01 2001

25-07649

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

$$Q_{THEORETICAL} = 0.15 \text{ cfs}$$

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:

$$V_{DOM} = 1.2 \text{ afa} (\text{# of Homes (Lots)}) = 6.0$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
DOMESTIC	1/1	12/31	0.15 cfs	6.0 afa
Totals:			0.15 cfs	6.0 afa

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

8-23-1999

Reviewer

Date

SEAL

MICROFILMED

JUN 01 2001

25-07649

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

$$Q_{cfs} = [(Hp)(8.814)(Eff)] \div [Lift + (psi \times 2.308)]$$

Hp = Horsepower = 5
Eff = Efficiency = 70% (Usually 70%)

Lift: (Static Level + Assumed Draw down)

Static Water Level = 130 ft.

Assumed Draw down = + _____ ft.

Lift = _____

OR

Measured Dynamic Water Level = _____ ft.

psi = Operating Pressure = 30 psi

$$Q_{cfs} = \left[\frac{5}{Hp} \times 8.814 \times \frac{0.70}{Eff} \right] \div \left[\frac{130}{Lift} + \left(\frac{30}{psi} \times 2.308 \right) \right]$$

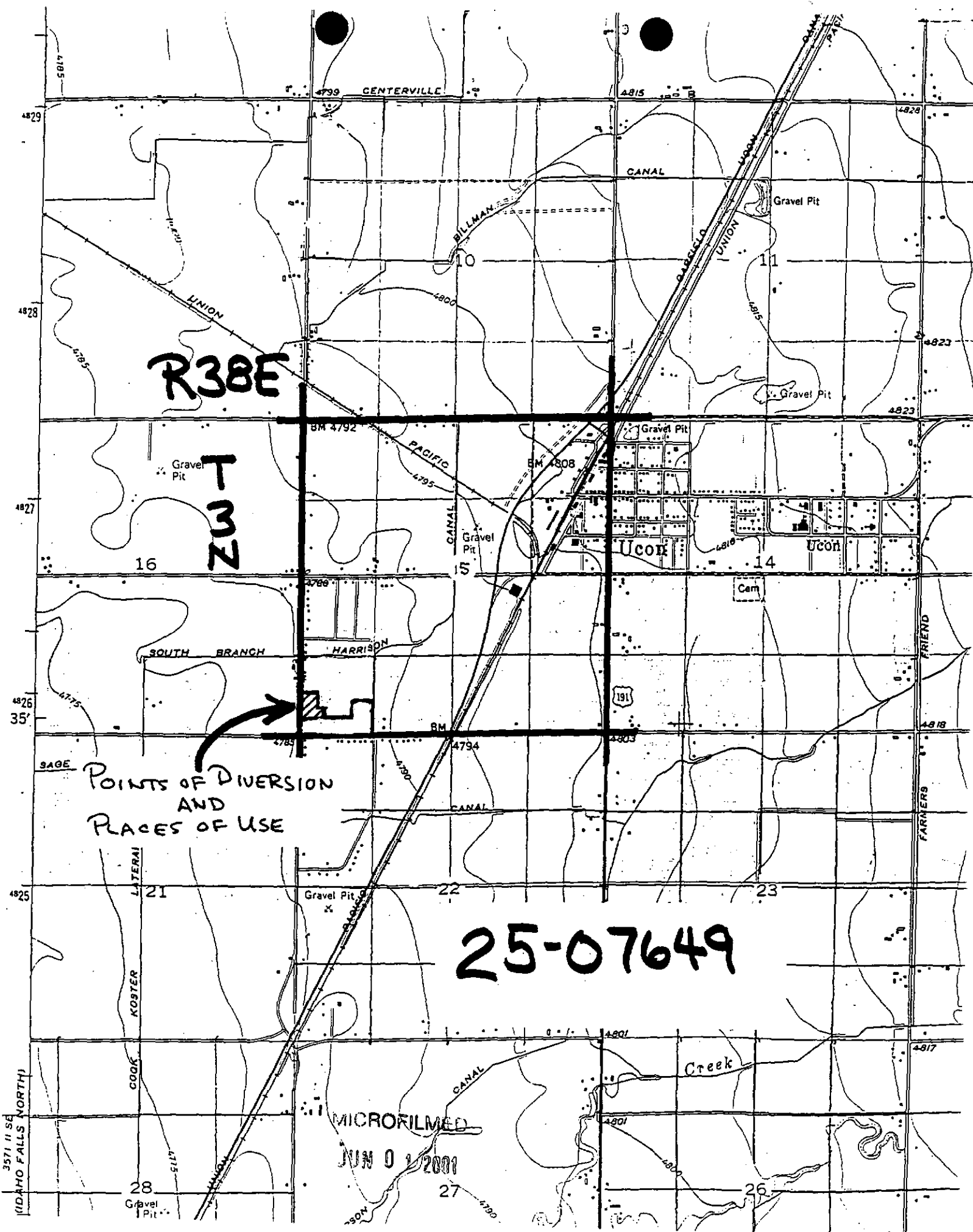
$$Q_{cfs} = \left[\underline{36.849} \right] \div \left[\underline{199.24} \right]$$

$$Q_{cfs} = \underline{0.15} \text{ cfs}$$

Well # 3

MICROFILMED
JUN 01 2001

PERMIT NO. 25-07649



R38E

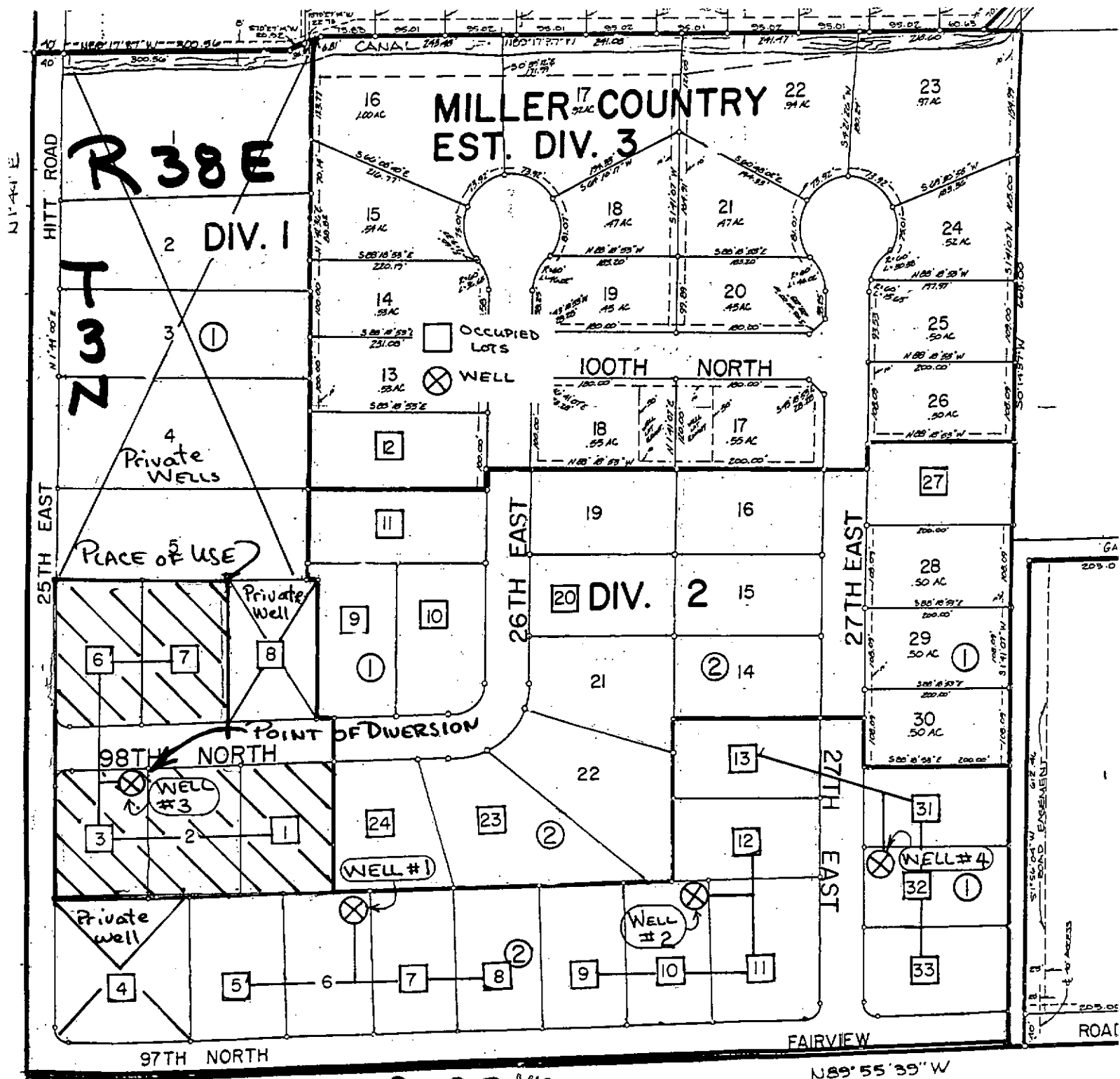
T3N

POINTS OF DIVERSION
AND
PLACES OF USE

25-07649

MICROFILMED
JUN 01 2001

3571 II SE
(IDAHO FALLS NORTH)



SWSW SEC 15, T3N, R38E MICROFILMED

WELL # 3

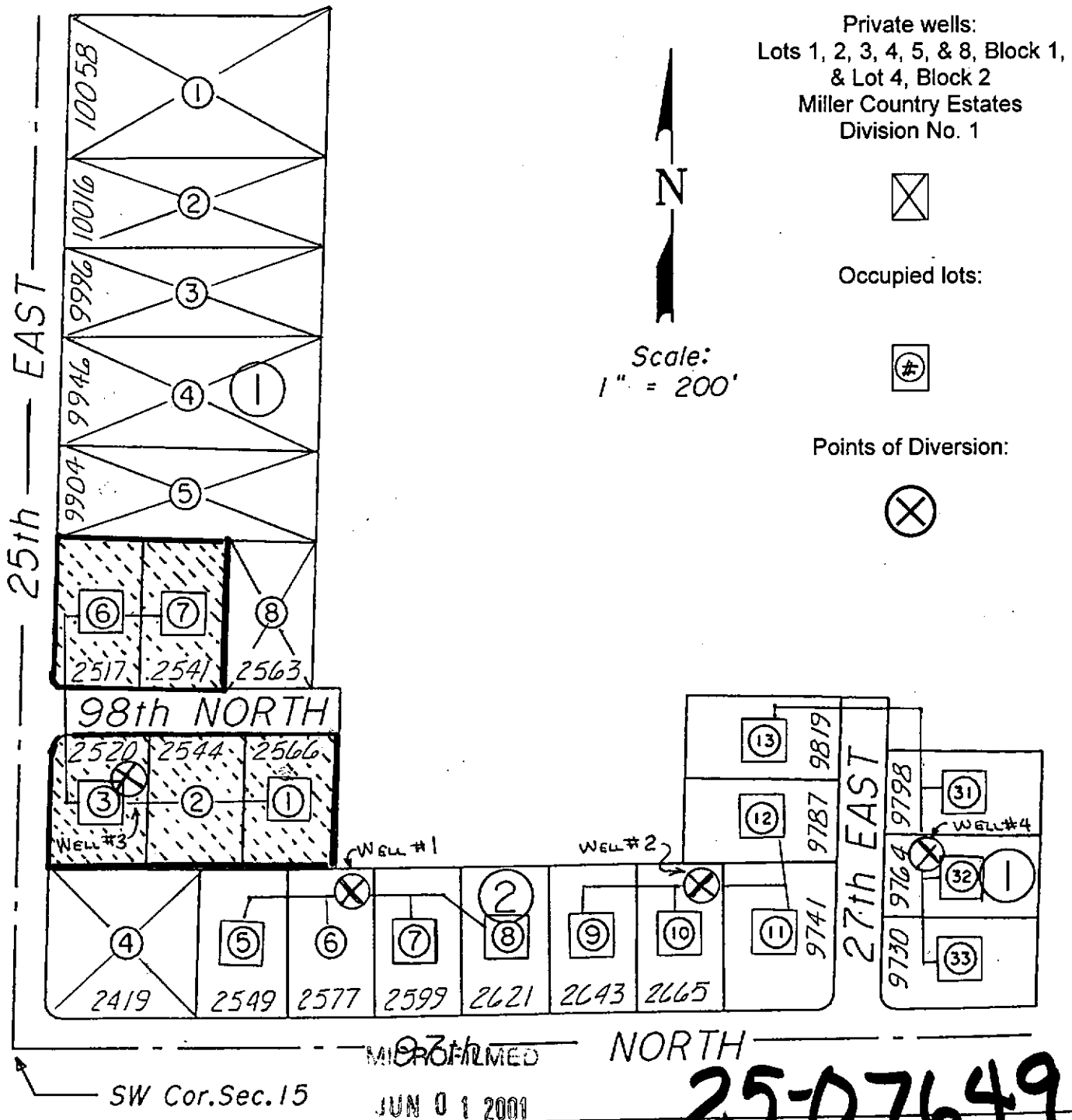
JUN 01 2001

25-07649

BONNEVILLE COUNTY
ENGINEERING DEPARTMENT

MILLER COUNTRY ESTATES
DIVISION NO. 1

Part of
the W1/2, SW1/4, Sec. 15
T 3 N, R 38 E.B.M.



**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 25-07649 Reviewed by Gay Date 11-10-98

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.

Correct Uses? yes

SOURCE OF WATER

 Surface water source

✓ Ground water source

yes Drilling permit required?

no Copy in the file? Drilling Permit No. 25-96-E-0136-000

200- Amount paid for permit

yes Correct?

yes Well log in the file?

LICENSE EXAMINATION FEE

yes Required?

50- Amount Submitted

yes Correct?

MEASURING DEVICE

no Required?

+ Installed?

 Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

Proof Acceptable

DATA ENTRY

New Address X Proof Made 9-28-98



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

November 10, 1998

LOWELL GILBERT MILLER
2519 E 97TH N
IDAHO FALLS ID 83401

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 25-07649

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.

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

NOV 24 1998



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

October 17, 1996

PHILIP E. BATT
GOVERNOR

LOWELL G MILLER
2519 E 97TH N
IDAHO FALLS ID 83401

KARL J. DREHER
DIRECTOR

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 25-07649

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "Conditions of Approval and Remarks" listing on the permit.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

If a well has not already been constructed you are required to obtain a "drilling permit" from the department. The right to drill a well is not a part of this permit to appropriate water.

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

Enclosures

MICROFILMED
NOV 05 1996

**APPLICATION FOR PERMIT
STATE OFFICE REVIEW**
by Cindy Zimmerman

No.: 25-7649 Name: Miller Date: 10/9/96 Ad OK? ☒
Correct Fee? ☒ Receipt #: E622464 Priority: 8/12/96 ☒ Gvmt Lts: within ESRP Aquifer

AREA OF CONCERN? 42-111 exempt - No/Yes ESRP Mor GWMA Trust/Non-trust
PROTESTED: - 020(Protest Agr) or W19(See Final/Prelim Order)

SYSTEM COMPLETED:

Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17

GROUNDWATER: <✓ FLO-CH>

+ 0.2 cfs - 01M
=/- 0.2 cfs - No MD
=/+ 5 a. - 01M, 065(if GW use SW 1st)

Drilling Permit:

Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. _____, P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)

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

Water District(~~dem~~) - 005 (req) WD # _____ <SEE MAP & LISTING>
+ 0.2 cfs - 01J(meas dev)-P08
=/- 0.2 cfs - 01H(lock dev)-P01 or No MD
In-WD + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
=/+ 5 a. irr. - 01M

RIVER BASINS (*Surface water):

SNAKE R (01) - 11A-P04, NA
(02/03-irr) - 007-P07 (w/remark WB9-↑ Weiser), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064(regulated uses), 047-P04(Payette Lake), NA

~~USES:~~

Domestic (surface) - *WB5(Boise R ↑ Star Bridge); 27A(Payette R); NA
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10; 044(N 1000 Spr)
Irr <POU> =/- 5 a - 057 (0.03 cfs/A)
+ 5 a - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-028-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), *W07

LOCATION:

42-248 area - In 20/30/40/50/60/70/80 (87) basin? P84
Boise Front LoGeo - 058 (~85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - 31 <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-land owner

OTHER CONDITIONS:

STANDARD REMARKS:

* ① PD/LT 3 BK 2 ② PW/LT 67, B1, L1-3, B2, Miller Country Est.
③ W01/5 ④ W05

BENEFICIAL USE DUE:

COMMENTS:

10-1-1999

Form No. 202
4/87

Dist. for staffing 8-13-96
Submitted for advertising 8-14-96

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

INITIAL REVIEW BY MLT DATE 8-14-96 APPLICATION NO. 25-2649

MILLER
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
- Field check by _____
- Yes ☐ No ☒ Field report attached
- Yes ☐ No ☒ Critical groundwater area
- Yes ☐ No ☒ Groundwater management area
- Yes ☐ No ☒ Send dam safety information
- Yes ☐ No ☒ Send power requirement letter
- Yes ☐ No ☒ Send fish farm requirement letter
- Yes ☐ No ☒ Power residency affidavit
- Yes ☐ No ☒ Power efficiency form
- Yes ☐ No ☒ Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- Yes ☐ No ☒ Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)

See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT _____

_____ Date Requested _____

RECEIVED
OCT 3 1996

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 Sept. 23, 1996
☐ 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 _____
By: _____ Date: _____

STATE OFFICE REVIEW

By: _____ Date: _____

ADDITIONAL INFORMATION

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

[illegible]

Proof of Publication
The Post-Register

RECEIVED
SEP 23 1996

Department of Water Resources
Eastern Region

State of Idaho, }
County of Bonneville } ss

S. BOB BRIGHT or ROBERT PARK

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

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two issues ~~consecutive weeks~~, first publication having been made on the 5th day of September, 1996, last publication having been made on the 12th day of September, 1996, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 18th day of September, 1996.

S. Bob Bright
Susan Maghan
Notary Public

My commission expires July 1, 1997.

B10

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

25-07649
MILLER, LOWELL G
2519 E 97TH N
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: SWSWSW Sec 15 T 03N R 38E in BONNEVILLE County.
Use: DOMESTIC (0.160 CFS)
Total Diversion: (0.160 CFS)
Date Filed: 8/12/1996
In: BONNEVILLE County
T03N R38E S15 SWSW

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 SEPTEMBER 23, 1996.

KARL J. DREHER, Director
Published: September 5, 12, 1996

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NOV 05 1996

25-07649

MILLER, LOWELL G
2519 E 97TH N
IDAHO FALLS, ID 83401

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Total Diversion:	(	0.160 CFS)

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KARL J. DREHER, Director

Published: 9/ 5/1996 & 9/12/1996

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NOV 05 1996



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

AUGUST 18, 1996

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before SEPTEMBER 23, 1996.

Yours truly,

Rita Bodell
Secretary

Encl.

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NOV 05 1996



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

August 18, 1996

ID DEPT OF HEALTH & WELFARE
DIVISION OF ENVIRONMENTAL QUALITY
900 N SKYLINE DR
IDAHO FALLS ID 83402

RE: Application No. 25-07649

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 September 23, 1996, 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 *rh*
Water Right Supervisor

HWJ/rb
enc.

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NOV 05 1996



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

August 18, 1996

LOWELL G MILLER
2519 E 97TH N
IDAHO FALLS ID 83401

RE: Notice of Application for Permit 25-07649

Dear Applicant:

The Department of Water Resources acknowledges receipt of your water right application. This office is currently in the process of advertising the application in the Post Register on September 5 & 12, 1996. 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 applications 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
Harold W. Jones
Water Right Supervisor

HWJ/rb

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