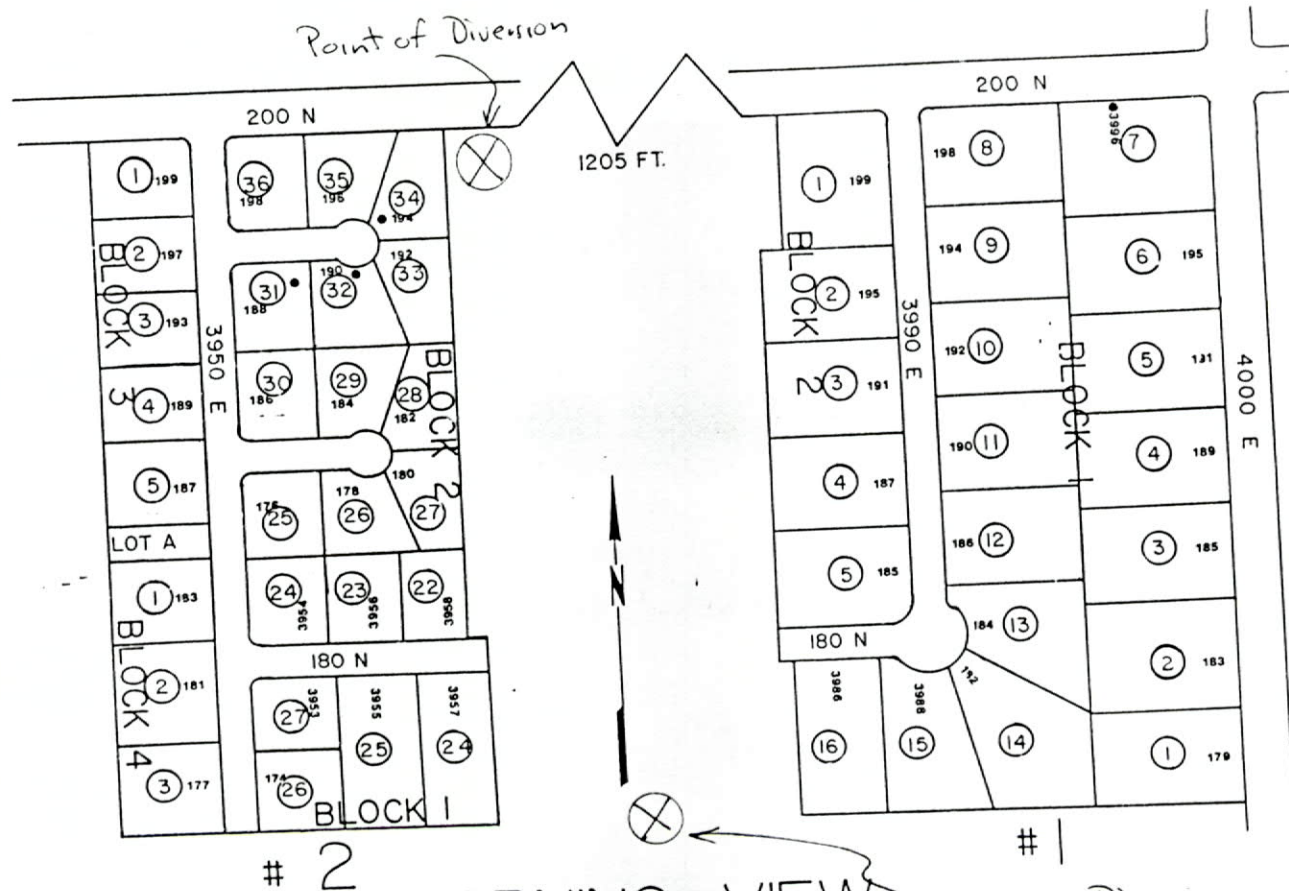


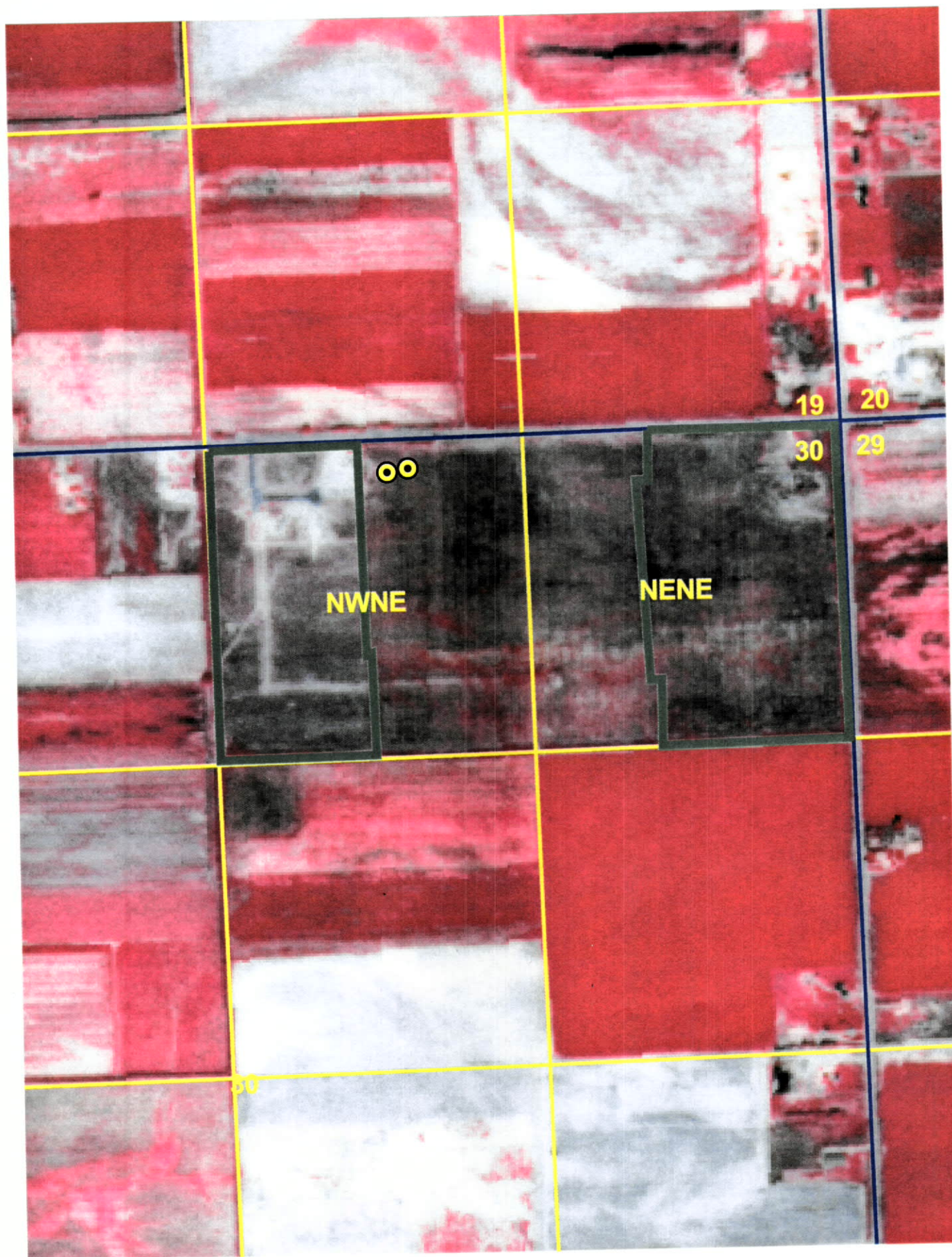


MORNING VIEW
ACRES

R.39 E. T.4 N. SEC. 30
20 SCALE

25-07593

04N, 39E, sec 30





30hp
WELL

FLOW METER TO METER
WATER USED BY SUBDIVISION



STORAGE/
Pressure
Tanks

In from
Well

OPEN DISCHARGE

25-07593



7 1/2 hp
well

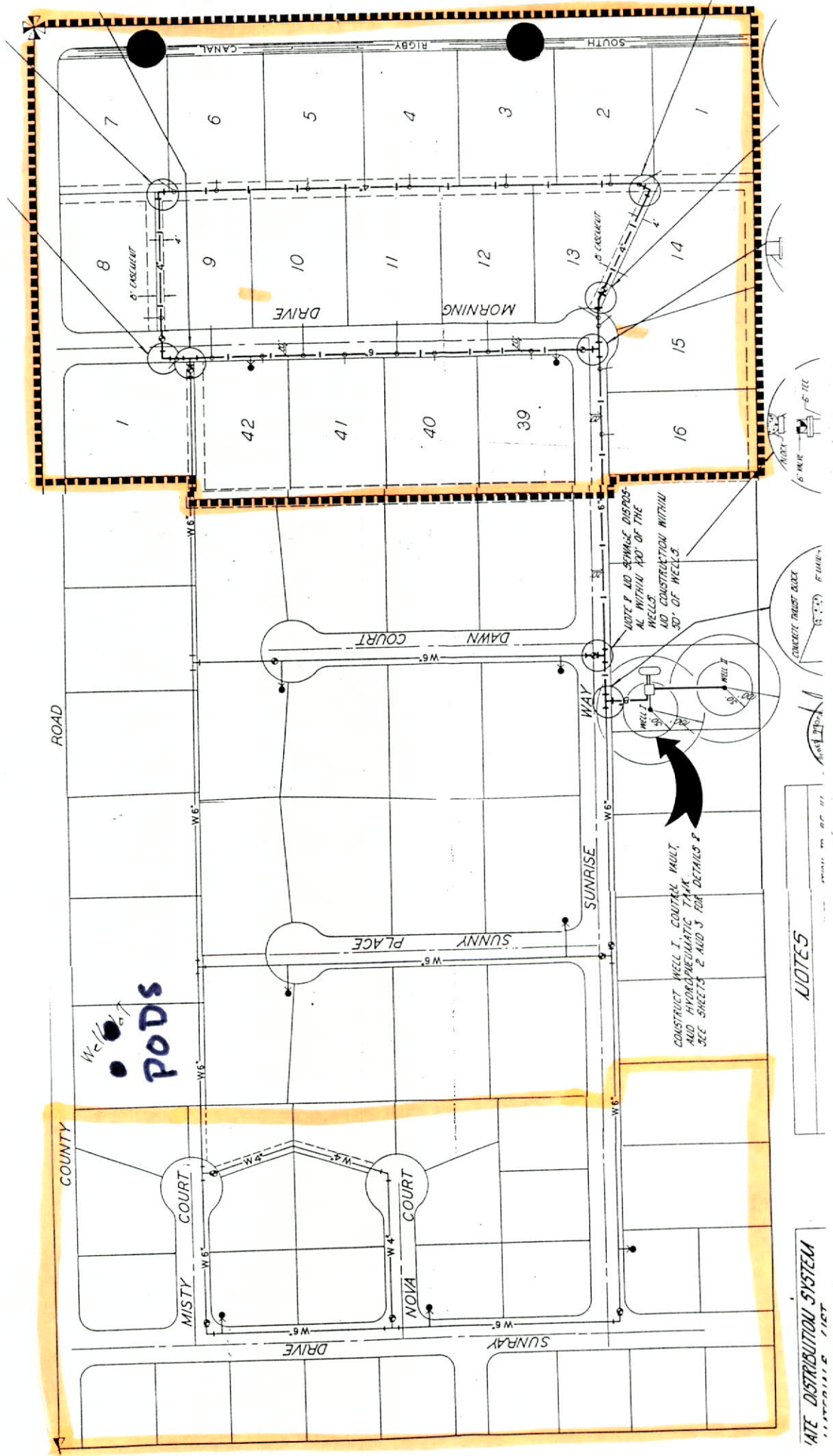


7 1/2 hp
well
House

PERMIT
NUMBER

25-07593

25-7593

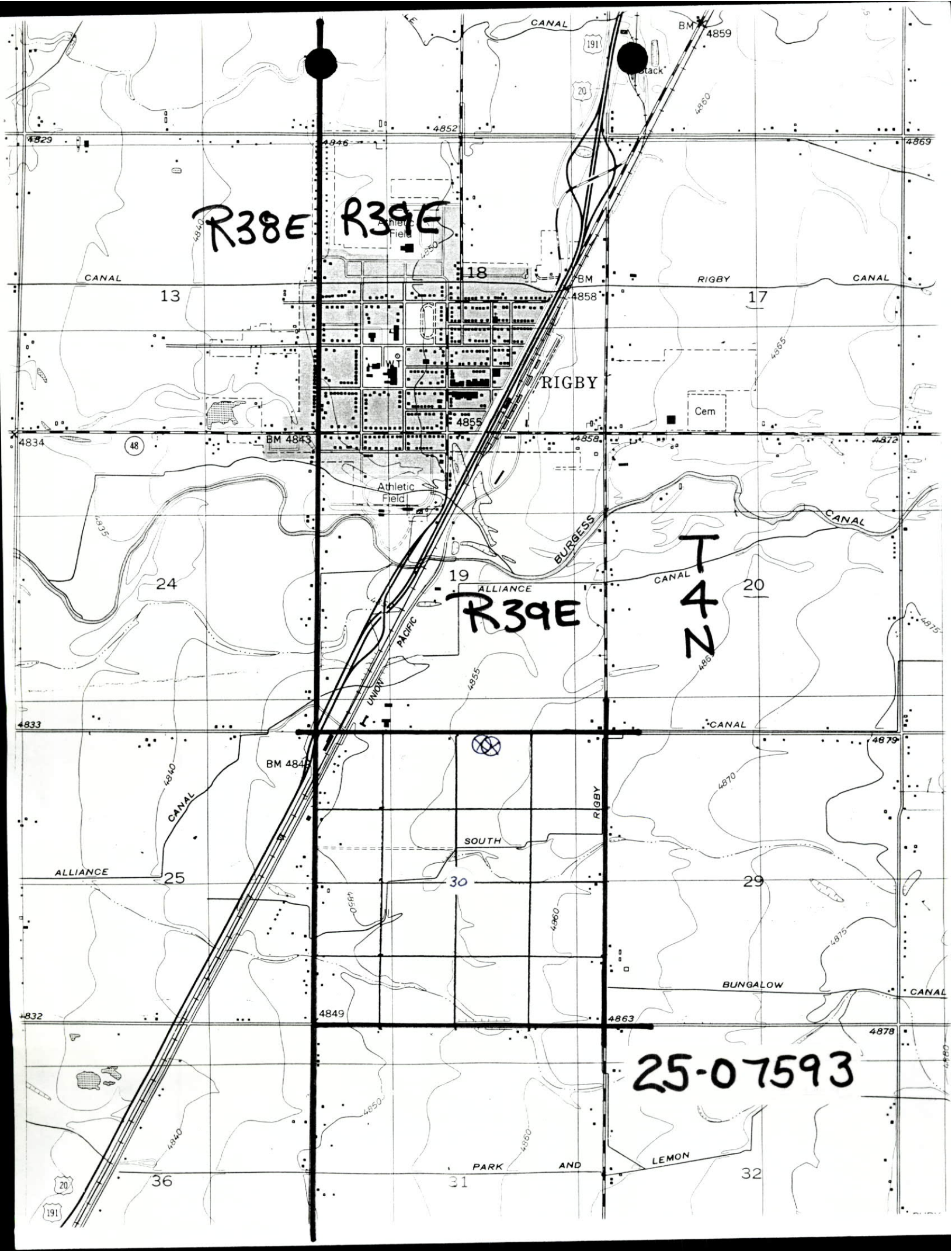


R38E R39E

R39E

T
4
N

25-07593



107-517

IN THE MATTER OF PERMIT NO. 25-07593)
)
IN THE NAME OF MORNINGVIEW WATER CO. INC.) **ORDER OF**
) **REINSTATEMENT**
)

FINDINGS OF FACT

- # WHAFT MFD

NOV 07 1995

explained that proof had not been timely filed because the post office had not forwarded the notices and he was unaware that proof was due.

CONCLUSIONS OF LAW

1. The permit holder has submitted proof of beneficial use along with supporting evidence which establishes that water was in fact beneficially used within the authorized development period.

2. The permit holder has shown sufficient cause why the proof of beneficial use was not submitted in a timely manner.

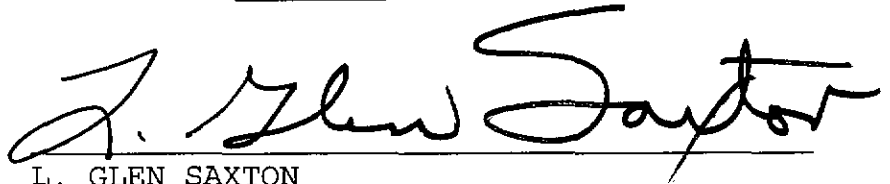
3. The department should reinstate the permit with the date of priority advanced to the date proof of beneficial use and supporting information was received by the Department.

ORDER

IT IS HEREBY ORDERED that Permit No. 25-007593 is **REINSTATED**.

IT IS FURTHER ORDERED that the priority date is advanced to October 10, 1995.

Dated this 2nd day of November, 1995.



L. GLEN SAXTON

Chief, Water Allocation Bureau

MICROFILMED

NOV 07 1995

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 10 1995

PROOF OF BENEFICIAL USE

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

1. Permit No. 25-07593 Telephone No. 1 (208) Home 524-4524 ^{OFF 529-4300}
2. Name(s) of Permit Holder(s): Morning View Water Co., Inc.
3. Mailing Address: 462 12TH STREET, IDAHO FALLS, IDAHO 83404
4. Source of Water: Well If **GROUNDWATER** (well), Date Drilled: mo. / yr.
- a. Well Driller: Denning (1986) Drilling Permit Number: - - -
- b. **OPTIONAL:**
Pump Horsepower: 7 1/4 Pressure (psi): 70 # Dynamic pumping level (ft): 70'
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 48 Stockwater (No. and type of stock):
Irrigation (No. of acres): 48 Other:
6. Total rate of diversion and/or volume for which proof is submitted: .79 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 X

Has the measuring device been installed?

Yes or No X

Flow Measurement Port: Is a flow measurement port required?

Yes or No X

Has the measurement port been installed?

Yes or No X

8. Fee Enclosed: \$ 100.⁰⁰ (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: Nolan Gneiting Telephone Number: H 208-524-4524Address: 462 2nd STREET, IDAHO FALLS, IDAHO 83404

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:

Nolan Gneiting - President Date: Oct 2, 1995
(include your title, if on behalf of company or organization)

NOV 07 1995

NOTICE

This file has been REPRODUCED
from MICROFICHE [REDACTED]

Carla J. Block
Person Recreating File

Oct. 12, 1995
Date

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 25-07593

Proposed Priority: May 14, 1991 Maximum Diversion Rate: 0.79 CFS

This is to certify, that MORNINGVIEW WATER CO. INC.

199 N. 3950 E.

RIGBY, ID 83442

has applied for a permit to appropriate water from: GROUNDWATER
and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	0.46 CFS
DOMESTIC	01/01 to 12/31	0.33 CFS
	Totals	0.79 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWNE Sec. 30, Township 04N, Range 39E
NENE Sec. 30, Township 04N, Range 39E
JEFFERSON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	39E	30	NENE 14	NWNE 9		23

Total number of acres irrigated: 23

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1994.
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. A flow measurement 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.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

Permit To Appropriate Water

NO. 25-07593

CONDITIONS/REMARKS:

7. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
8. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
9. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
10. Domestic use is for 48 homes.

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

15 day of July, 1991.

for R. Keith Higginson, Director

25-7593

Ident. No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

- Morningview Water Co. Inc 523-6060
96 Nolan Gneiting Phone 745-7032 home
Post office address 199 N 3950 E Rigby Id 83442
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of NE 1/4 of NE 1/4, Govt. Lot _____
Sec. 30 Township 4N Range 39E B.M. Jefferson County; additional
points of diversion if any: NWNE Sec 30, T4N R39E
4. Water will be used for the following purposes:
Amount 0.33 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.46 for Irrigation purposes from 4/1 to 11/1 (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) 0.79 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Two wells manlike to
48 single domestic homes

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is 8 inches; proposed depth of well is 130'
10" 160' feet.
d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the 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. 48
- e. Other; describe fully. _____

9. Description of place of use:

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

TWP	RANGE	SEC.	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	
4N	34E	30	D	D															
			14	9															23

Total number of acres to be irrigated 23

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

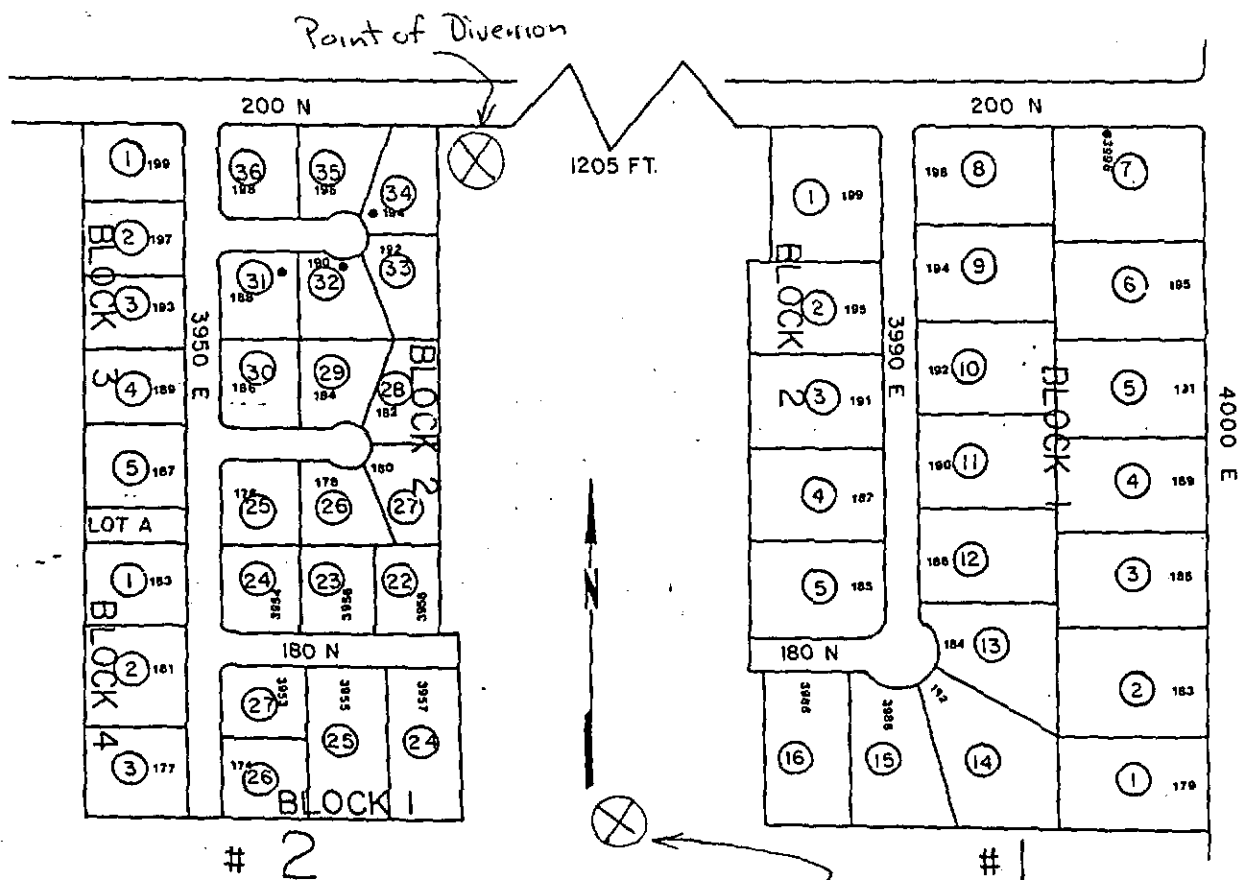
11. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? Individual home owner
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Applicant is a PUC regulated company

12. Remarks: Nolan Gneiting Pres
Dale Gneiting V-P
Place of Use AKA Morning View Acres Subdivision 1 & 2
Application replaces lapsed permit 25-7411

SEE ATTACHED MAP

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.

Robert E. Spring
(Applicant)



MORNING VIEW
ACRES

R.39 E. T.4 N. SEC. 30
20 SCALE

ASSISTED BY KCW Date 14 May 91 Time 1345hrs Preliminary check by _____
Received by KCW Fee \$ 45⁰⁰ Receipted by KCW # E016075 Date 14 May 91
Publication prepared by RB Date 6-6-91 Published in Jefferson Star
Publication approved LB Date 6-17-91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

RECEIVED

MAY - 6 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 25-07593

1. Owner: MORNINGVIEW WATER CO., INC.

Phone No. (208) 524-4524

Current Address: 462 12TH ST., IDAHO FALLS, ID 83404

2. Accompanied by: NOLAN GDEITING

EXAM DATE : 3/12/96

Address: 462 12TH ST.

Phone No. ~~602-528-7700~~

Relationship to Permit Holder: PRESIDENT

3. Source: GW 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: 25-7706 (DIFFERENT SUBDIVISION)

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

[illegible]

2. Place(s) of Use:

Indicate Method of Determination

[illegible]

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

Scale: 1" = _____
 _____ Copy of USGS Quadrangle Attached Showing location(s) of _____
 _____ point(s) of diversion and place(s) of use (required).
 _____ Aerial Photo Attached _____
 _____ (required for irrigation of 10+ acres)
 _____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
# 1	Franklin Electric	7 1/2	-	-	2"
# 2	Franklin Electric	30	Model # 2366569020	-	4"

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

497.5 gpm $\approx$ 1.10 cfs over weir

25-07593

04N, 39E, sec 30





30hp
WELL

FLOW METER TO METER
WATER USED BY SUBDIVISION



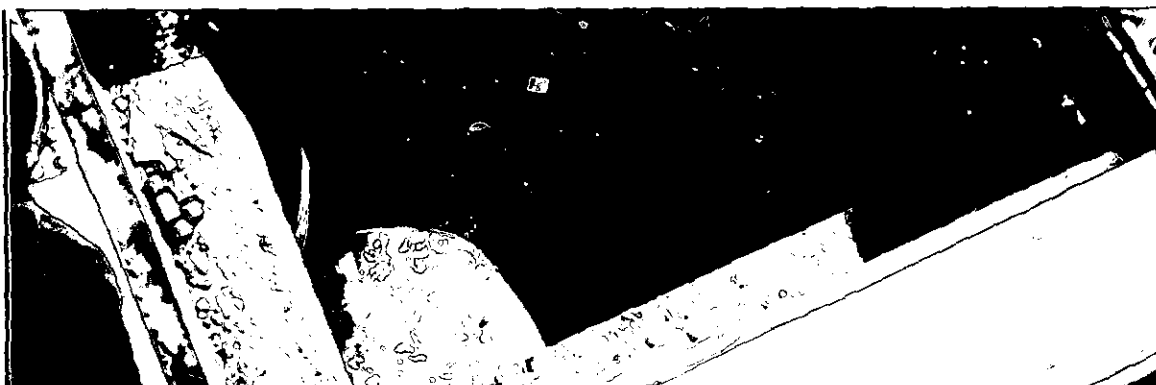
STORAGE/
Pressure
Tanks

In from
Well

OPEN DISCHARGE



25-07593



PERMIT
NUMBER

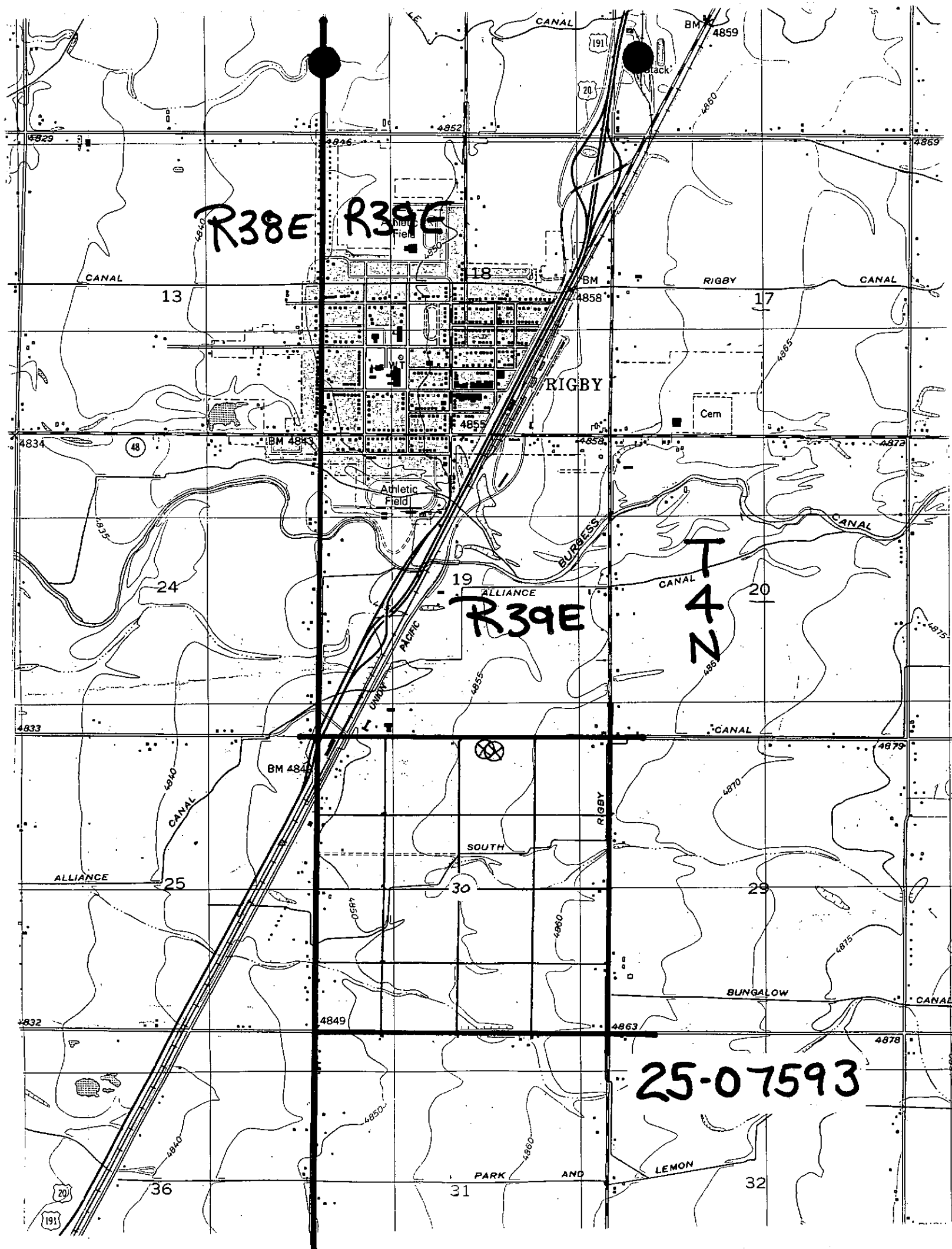
25-07593

The site plan shows a grid of lots numbered 1 through 42. Key features include:

- Roads and Drives:** SUNRAY DRIVE, MISTY COURT, NOVA COURT, SUNNY PLACE, DAWN COURT, WAY, SUNRISE, MORNING DRIVE, SOUTH, RIGBY CANAL.
- Construction Notes:**
 - WELL 1 AND SQUARE DISPOSAL WITHIN LOT OF THE WELLS AND CONSTRUCTION WITHIN 30' OF WELLS.
 - CONSTRUCT WELL 1, COWTALL VAULT AND HYDRO-PNEUMATIC TANK. SEE SHEETS 2 AND 3 FOR DETAILS.
 - CONCRETE TRUSS BOX.
- Other Labels:** PODS, COUNTY, ROAD.

53107

53107



COR.

193.

EAST 633.00

267055
267056
267057
267058
267060

MORNING VIEW ACRES # 2
MOBILE HOME SUB.

19 acres

202m

S. 89° 59' 47" E. 662.85'

340

Nolan Drinking Co.

212587
276799
TAX 23

120'

177
120'
TAX 30
Nolan Drinking Co.
277350
TAX 36
297

SOUTH 981.00

36.00' EAST

S. 88° 59' 47" E.

1155'

N. 89° 59' 47" E.

65'

65'

165.10' E
8459
Nolan Drinking Co.
TAX 39
21154
267061
277353

WEST 1205.65'

WEST 2035.65'

0018

Hander Bldg & Drilling

197477
267055
267056
267057
267058
267060
268753

S. 281.00

40.00' WEST

SOUTH 760.00

26.00' EAST

SOUTH 279.30

EAST 844.06'

257.

1801

Hernandez Drilling

107-547

MORNING VIEW ACRES # 1

25 acres

267055
267056
267057
267058
267060

N. 00° 00' 00" W.

1320.85

NE COR.
SEC. 30

253.

WEST 830.00

MorningView Water GPS Information

Water Right # 25-07593

7.5 HP Well

Site Tag Number E0006772 Attached to well casing

GPS file name L101215B

Long -111.91131 Lat 43.65518 Altitude 1472.439

30 HP Well

Site Tag Number E0006771 Attached to well casing

GPS file name L101215A

Long -111.91095 Lat 43.65507 Altitude 1473.936

Keith Wilson or
Lee Simonis

Morningview Water Co
Nolan Gneiting
187 N 3950 E Rigby
745-0029

95-06-15 19:31:36
+4.975E+2 gal/m
+TOTAL 0007483 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:32:36
+4.970E+2 gal/m
+TOTAL 0007981 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:33:36
+4.975E+2 gal/m
+TOTAL 0008478 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:34:36
+4.982E+2 gal/m
+TOTAL 0008976 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:35:36
+4.992E+2 gal/m
+TOTAL 0009475 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:36:36
+4.999E+2 gal/m
+TOTAL 0009973 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:37:36
+4.975E+2 gal/m
+TOTAL 0010471 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:38:36
+4.973E+2 gal/m
+TOTAL 0010969 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:39:36
+4.973E+2 gal/m
+TOTAL 0011468 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:40:36
+4.986E+2 gal/m
+TOTAL 0011965 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:41:36
+4.981E+2 gal/m
+TOTAL 0012464 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:42:36
+4.997E+2 gal/m
+TOTAL 0012962 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:16:37
+4.960E+2 gal/m
+TOTAL 0000024 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:17:36
+4.960E+2 gal/m
+TOTAL 0000513 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:18:36
+4.973E+2 gal/m
+TOTAL 0001010 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:19:36
+4.966E+2 gal/m
+TOTAL 0001508 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:20:36
+4.984E+2 gal/m
+TOTAL 0002006 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:21:36
+4.964E+2 gal/m
+TOTAL 0002504 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:22:36
+4.978E+2 gal/m
+TOTAL 0003002 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:23:36
+4.990E+2 gal/m
+TOTAL 0003500 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:24:36
+4.978E+2 gal/m
+TOTAL 0003997 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:25:36
+4.971E+2 gal/m
+TOTAL 0004495 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:26:36
+4.966E+2 gal/m
+TOTAL 0004993 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:27:36
+4.977E+2 gal/m
+TOTAL 0005490 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:28:36
+4.957E+2 gal/m
+TOTAL 0005988 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:29:36
+4.994E+2 gal/m
+TOTAL 0006486 gal
-TOTAL 0000000 gal
ABNORMAL

95-06-15 19:30:36
+4.996E+2 gal/m
+TOTAL 0006985 gal
-TOTAL 0000000 gal
ABNORMAL

12962-24
12936 gallon
26 min
497.5 gpm

Measurement
in 1998

95-06-15 19:10

SITE SETUP	
PIPE PARAMETER	
SITE NAME	
OUTER DIAMETER	6.6300in
PIPE MATERIAL	PVC
WALL THICKNESS	0.3490in
LINING MATERIAL	NO LINING
LINING THICKNESS	0.289in
KIND OF FLUID	WATER
SENSOR MOUNTING	▽
SENSOR TYPE	FLD12
TRANS. VOLTAGE	1TIME

95-06-15 19:15

MEASURE	
FLOW RATE	UNIT: gal/m
4.956x10 2	
VELOCITY	UNIT: ft/s
5.753x10 0	
+TOTAL	UNIT: gal
0000550 RUN	
RESET	
-TOTAL	UNIT: gal
0000000 RUN	
RESET	
NORMAL	

Office Use Only
Inspected by _____
Twp _____ Rge _____ Sec _____
_____ 1/4 _____ 1/4 _____ 1/4
Lat: : : Long: : :

1. DRILLING PERMIT NO. 25-96-E-0016
Other IDWR No. 25-75-93

2. OWNER:

Name WOLAN, GHEILING
Address 160 1/2 SECOND STREET
City IDAHO FALLS State ID Zip 83401

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N
 W
 E
 S
 Twp. 4 North ☒ or South ☐
 Rge. 39 East ☒ or West ☐
 Sec. 30 NW 1/4 NE 1/4 SE 1/4
10 acres 40 acres 160 acres
 Gov't Lot _____ County JEFFERSON
 Lat. : : Long. : :
 Address of Well Site 3950 E - 200
NORTH City RIGBY
 (Give at least name of road - Distance to Road or Landmark)

Lt. VIEW Blk. Sub. Name MORNING

4. USE:

☐ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other MULTIPLE DOM.

5. TYPE OF WORK check all that apply (Replacement etc.)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD

☐ Air Rotary ☒ Cable ☐ Mud Rotary ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or ~~Barrels~~	
BENTONITE	1	40	47	

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) _____
Was drive shoe seal tested? ☐ Y ☐ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
12	1	118	250	STEEL	☒	☐	☒	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

☐ Perforations Method _____

☐ Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
						☐	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

23 ft. below ground Artesian pressure _____ lb.
Depth flow encountered _____ ft. Describe access port or
control devices: _____

Department of Water Resources
Pitt-Wall, Texas
Eastern Region:
☐ Pump ☒ Bailer

Yield gal./min.	Drawdown	Pumping Level	Time

Water Temp. _____ Bottom hole temp. _____

Water Quality test or comments: _____

_____ Depth first Water Encountered _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment) Water

[illegible]

Completed Depth 118 (Measurable)
Date: Started 7-5-96 Completed 7-24-96

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name A.C. Morris & Sons Firm No. 20

Firm Official Ronald Wilson Date 7-25-96

and
Supervisor or Operator Ellen Morris Date 7-25-96

(Sign once if Firm Official & Operator)

E. NARRATIVE/REMARKS/COMMENTS

TWO WELLS/PUMPS TO 48 LOTS AND LAWNs.

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

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method: Sonic meter1.10 cfsPermit max is .79 cfs**G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{23 \times 4 = 92 \text{ AF/A}}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{.46(214)(1.9835) = 195 \text{ AF/A}}$$

$$V = \text{Smaller of } V_{LR} \text{ and } V_{DR} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

$$48 \text{ homes} \times 0.6 \text{ AF} = 28.8 \text{ AF/A}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>IRR</u>	<u>4/01</u>	<u>10/31</u>	<u>~~500~~.46 cfs</u>	<u>92 AF/A</u>
<u>DOMESTIC</u>	<u>01/01</u>	<u>12/31</u>	<u>.33 cfs</u>	<u>28.8 AF/A</u>
Totals:			<u>0.79</u>	<u>120.8 AF/A</u>

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. AUTHENTICATIONField Examiner's Name Kerth C Wilson Date 7/29/1998Reviewer DAVE CARLSON Date 4/26/2002

SEAL

RECEIVED

SEP 15 1997

East ESPA Water Measurement District
900 N. Skyline Dr.
Idaho Falls, ID 83402

Statement

DATE

7/4/97

245-9215

25-07593

BILL TO

MORNINGVIEW WATER CO INC

288

~~1530 Gme St. #3~~
~~IF ID 83401-2169~~

4-4524 Ginger
phone #
left. mes
to call
me on
Fri. A.M.

9-11-97

City Assessor says
the owner is
Nalan Greeting
462 12th St.
IF 83401

AMOUNT DUE

AMOUNT ENC.

\$79.63

DATE

DESCRIPTION

AMOUNT

BALANCE

02/28/97 Balance forward
03/06/97 INV #268

79.63

0.00

79.63

check city assessor's office
for ownership - (POB)

Shelly Keen - 9-12-97 25-07593 (Water right)
Sent C/address forms to Nalan Greeting
462 12th St IF ID 83401 to return
to your attention.
Change your records please!

Lap
Jo Thompson
East

9-19-97 Address
change entered
on WIR2
Ket

RECEIVED

AUG 21 1997

Department of Water Resources
Eastern Region

CURRENT

1-30 DAYS PAST
DUE

31-60 DAYS PAST
DUE

61-90 DAYS PAST
DUE

OVER 90 DAYS
PAST DUE

AMOUNT DUE

0.00

0.00

0.00

0.00

79.63

\$79.63

Page No. 1
03/04/97

EAST ESPA WATER MEASUREMENT DISTRICT
1997 ANNUAL ASSESSMENT NOTICE

ID# 288
TO: MORNINGVIEW WATER CO INC
199 N 3950 E
RIGBY ID 83442

not in phone book

D Base ✓
Letter ✓
4-22-97 JF

Water Right

Number	Name	Priority Date	Stage	Diversion Rate (cfs)	Units
25-07593	MORNINGVIEW WATER CO INC	10/10/1995	P	0.790	CFS

Total Water Right Diversion Rate: 0.790 CFS
Pro-rate cost factor = \$37.50 per cfs
(1) Assessed pro-rate cost: \$ 29.63

Total number of diversions: 2
(2) Total number of diversions x \$25: \$ 50.00

Total 1997 assessment (1) + (2):	\$ 79.63
----------------------------------	----------

PLEASE REMIT PAYMENT ON OR BEFORE APRIL 1, 1997

Assessments not paid by April 1 shall bear interest from the due date until paid at the rate of eight percent (8%) per annum.

Personnel from the measurement district will be contacting you and collecting information about your pumping system or diversion works. Your assistance and cooperation are not only appreciated but are essential in containing costs.

We have carefully tried to describe your points of diversion and flow rates authorized by water rights without duplication or error. If you feel there is a mistake, please contact the water measurement district office at (208) 525-7171.

(keep this portion for your records)

(detach here and return with payment)

PLEASE REMIT PAYMENT ON OR BEFORE

APRIL 1, 1997 PAYABLE TO:

EAST ESPA WATER MEASUREMENT DISTRICT
900 N SKYLINE DR STE A
IDAHO FALLS ID 83402-1718

Number of diversions: 2
Total diversion rate: 0.790 CFS
Total assessment: \$ 79.63

ID# 288

MORNINGVIEW WATER CO INC
199 N 3950 E
RIGBY ID 83442

Address correction requested

Page No. 2
04/16/97

EAST ESPA WATER MEASUREMENT DISTRICT
1997 ANNUAL ASSESSMENT NOTICE

ID# 288
TO: MORNINGVIEW WATER CO INC
382 GLADSTONE
IDAHO FALLS ID 83401

Records of the Idaho Department of Water Resources show that you own or have an interest in the following 2 well(s) or point(s) of diversion:

04N 39E 30 NENE
04N 39E 30 NWNE

The measurement district has calculated your total 1997 assessment as follows:

- 1) a flat charge of twenty-five dollars (\$25.00) per year for each diversion that is required to be measured and reported, plus;
- 2) a pro rata share of \$37.50 per cfs, based upon the recorded diversion rate for each water right.

The total charge for your diversions listed above and your pro rata cost is summarized on page 1 of this notice. Keep this page for your records.

FORWARD WHITE COPY TO WATER RESOURCES

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 25-07593 Reviewed by [Signature] Date 11-2-95

GENERAL CONSIDERATIONS

Yes Name same as permit?
no Address same as permit?
no Proof timely received?
If not, complete calculation below.

TYPES OF USE

Dom. Irr.

Correct Uses? yes

SOURCE OF WATER

 Surface water source

✓ Ground water source

no Drilling permit required?

 Copy in the file? Drilling Permit No.

 Amount paid for permit

 Well log in the file?

 Correct?

LICENSE EXAMINATION FEE

yes Required?
100.00 Amount Submitted
yes Correct?

MEASURING DEVICE

yes Required?
no Installed?
no Waiver requested?

PRIORITY CALCULATION

Date proof received 10-10-95
Date proof due 7-1-94 -
No. of days late after 60 =
Priority Date +
New Priority Date

> 10/10/95

DEFICIENCIES OR ACTION ITEMS

Reinstatement & advance priority to
October 10, 1995.
Proof acceptable.

DATA ENTRY

New Address 462 12th St. Proof Made 10/10/95
Idaho Falls, Id. 83404



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 2, 1995

MORNINGVIEW WATER CO INC
462 12TH ST
IDAHO FALLS ID 83404

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 25-07593

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit.

Enclosed is an order reinstating your permit since proof of beneficial use was received after the proof due date. Please note that the priority date has been advanced to October 10, 1995.

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

c: IDWR - Region

MICROFILMED

NOV 07 1995



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

September 20, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Nolan Gneiting
160½ 2nd St.
Idaho Falls, ID 83401

RECEIVED

OCT 10 1995

RE: Lapsed Permit No. 25-07593

Department of Water Resources

Dear Mr. Gneiting

I have enclosed a Proof of Beneficial Use form and instructions along with copies of the permit to appropriate water, proof due notice and lapse notice for the above referenced water right.

Because you failed to file the proof of beneficial use in a timely manner, and pursuant to Section 42-218a, Idaho Code, (copy enclosed) the permit can be reinstated only if you submit the proof of beneficial use form and appropriate license examination fee along with the following information:

- a) Two pieces of evidence to show that beneficial use of the water did commence and to show the extent of the use of water during the authorized permit period from the time the permit was issued until the proof due date, and
- b) Reasonable cause why the proof of beneficial use was filed late.

If you have any questions or if I can be of any assistance, please feel free to contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

RECEIVED

NOV 07 1995

Enclosed please find
1- Proof of Beneficial Use form filled out
2- check # 1221 in the amount of \$100.00
3- Reasonable Cause why filing was late.
4- Copy of Utah power & light billing for last 4 years.

Nolan Gneiting

Permit # 25-07593

October 3, 1995

To Whom it May Concern:

The purpose of this letter is to inform you why I was not notified of my change of address.

1- I moved from the former address in June 1991.

2- The post office did not forward my mail.

Therefore I had no knowledge of the expiration of the water permit.

Very Truly

RECEIVED

OCT 10 1995

NOV 07 1995

Department of Water Resources

Holan A. Neering
President

Morning View Water Co, Inc.

MORNINGVIEW WATER CO INC
160 1/2 2ND ST
IDAHO FALLS ID 83401-3962

54

OFFICE 54
PHONE

UTAH POWER
A Division of PacifiCorp

610 N ANNIS HWY
RIGBY ID 83442
745-6646

ACCOUNT NUMBER				SERVICE ADDRESS			
4380-05961.001 6				COMMUNITY WELL RIGBY ID 83442			
RATE SCHEDULE	SERVICE		DAYS	METER READINGS		KILOWATT-HOURS USED	AMOUNT
	FROM	TO		FROM	TO		
23	8-10-95	9-13-95	34	48889	52308	3419	298.35

RECEIVED
OCT 10 1995

Department of Water Resources

You can "LEND A HAND" to someone in need.
If you add \$1, \$2, \$5, or \$10 to your payment, it will go
directly to Idaho agencies helping people with energy emergencies.

THANK YOU
We appreciate and thank you for
paying your bill on time.
Your prompt payments help the
company hold down the costs of
providing reliable service.

CURRENT BILL	298.35
PREVIOUS BALANCE	390.41
PAYMENTS RECEIVED	390.41-
THANK YOU	
ACCOUNT BALANCE	298.35
STATEMENT DATE	9-14-95
CURRENT CHARGES DUE	9-29-95
AMOUNT NOW DUE	298.35

ENERGY USAGE PROFILE						
MONTHLY BILLING	DAYS	KWH USED		ELECTRIC SERVICE CHARGE		
		TOTAL	AVG/DAY	TOTAL	AVG/DAY	AVGS/KWH
THIS YEAR	34	3419	101	298.35	8.78	8.730¢
LAST YEAR	26	2732	105	237.87	9.15	8.710¢

CUSTOMER PORTION--PLEASE RETAIN--FOR ADDITIONAL INFORMATION PLEASE SEE REVERSE SIDE

400
54

STATEMENT DATE	9-14-95
CURRENT CHARGES DUE	9-29-95
AMOUNT NOW DUE	298.35

0454852 6 438005961.001
MORNINGVIEW WATER CO INC
160 1/2 2ND ST
IDAHO FALLS ID 83401-3962

UTAH POWER

P.O. Box 31898
SLC UT 84131-8988

4380059610010000298355

6

NOV 07 1995

AMOUNT ENCLOSED

PLEASE RETURN THIS STUB IF PAYMENT IS BY MAIL
OR IF CASH IS PAID IN PERSON

INQUIRY FORMAT ORDERS

METER # 89229058 REV 03 RATE 023
 LAST READ 13SEP95 52308 DIALS 5
 PREV READ 10AUG95 48989 PHASE 1
 CON 1.0000 UNTS 1 LOC PD
 KDN 0.0000 SCL 0.0000MRI YE

EMP# 08186
 0454852 438005961 001 6
 00000 COMMUNITY WELL
 MORNINGVIEW WATER CO INC

61000000
 VODIS N
 RIGBI
 524-0020

BSC ACT
 CON 01APR87
 DIS
 E-F 6900
 DPST SEE D2
 BILLS 1 BUY
 CR-CODE 5

ML1 160 1/2 2ND ST
 ML2 IDAHO FALLS ID 83401
 SPOUSE

DATE	RDCD	KW	KWH	DAY	KWHDAY	ID	CODE	AMOUNT	BALANCE
14SEP95	14SE	92004	91				PYMT	237.60-	298.35
13SEP95	14SE	0	3419	34	101	9058	METR	298.35	535.95
18AUG95	18AU	85002	91				PYMT	152.81-	237.60
10AUG95	10AU	0	2683	31	87	9058	METR	236.07	390.41
06AUG95	10AU	0	0	0	0	00000	RIN	1.53	154.34
26JUL95	26JL	42001	91				PYMT	207.68-	152.81

04OCT95 0903

RECEIVED
 OCT 10 1995

Department of Water Resources

MICROFILMED
 NOV 07 1995

INQUIRY FORMAT ORDERS

EMP# 08186

61000000

0454852 438005961 001 6

VODIS N

00000 COMMUNITY WELL

RIGBI

MORNINGVIEW WATER CO INC

DATE	RDCD	KW	KWH	DAY	KWHDAY	ID	CODE	AMOUNT	BALANCE
10JUL95	10JL	0	1652	31	53	9058	METR	150.73	360.49
05JUL95	10JL	0	0	0	0	00000	RIN	2.08	209.76
23JUN95	23JU	75051	90				PYMT	217.17-	207.68
09JUN95	09JU	0	2326	31	75	9058	METR	206.52	424.85
06JUN95	09JU	0	0	0	0	00000	RIN	2.16	218.33
15MAY95	15MY	46002	91				PYMT	191.09-	216.17
09MAY95	10MY	DL13	2633	32	82	9058	METR	214.26	407.26
05MAY95	09MY	0	0	0	0	00000	RIN	1.91	193.00
20APR95	20AP	41001	91				PYMT	187.75-	191.09
07APR95	10AP	DL13	2400	30	80	9058	METR	189.21	378.84
04APR95	07AP	0	0	0	0	00000	RIN	1.88	189.63
08MAR95	09MA	DL13	2380	30	79	9058	METR	187.75-	187.75
24FEB95	24FE	62052	90				PYMT	136.76-	0.00
06FEB95	07FE	DL13	1702	27	63	9058	METR	136.76	136.76
30JAN95	30JA	17002	90				PYMT	187.87-	0.00
10JAN95	11JA	DL13	2357	34	69	9058	METR	187.87	187.87
14DEC94	14DE	66052	91				PYMT	135.22-	0.00

04OCT95 0903

RECEIVED

OCT 10 1995

Department of Water Resources

MICROFILMED

NOV 07 1995

INQUIRY FORMAT ORDERS

EMP# 08186

61000000

0454852 438005961 001 6

VODIS N

00000 COMMUNITY WELL

RIGBI

MORNINGVIEW WATER CO INC

DATE	RDCD	KW	KWH	DAY	KWHDAY	ID CODE	AMOUNT	BALANCE
07DEC94	07DE	0	1644	33	50	9058 METR	135.22	135.22
23NOV94	23NO	26001	91			PYMT	127.05-	0.00
21NOV94	21NO	42053	90			PYMT	238.41-	127.05
04NOV94	04NO	0	1370	29	47	9058 METR	124.67	365.46
04NOV94	04NO	0	0	0	0	00000 RIN	2.38	240.79
14OCT94	14OC	74051	90			PYMT	240.91-	238.41
06OCT94	07OC	DL13	2693	29	93	9058 METR	236.00	479.32
04OCT94	06OC	0	0	0	0	00000 RIN	2.41	243.32
19SEP94	19SE	99051	91			PYMT	303.98-	240.91
07SEP94	08SE	DL13	2732	26	105	9058 METR	237.87	
04SEP94	07SE	0	0	0	0	00000 RIN	3.04	
12AUG94	15AU	DL13	3464	32	108	9058 METR	301.17	
08AUG94	12AU	0	0	0	0	00000 RIN	2.81	
11JUL94	13JL	DL13	3183	33	96	9058 METR	278.36	
07JUL94	12JL	0	0	0	0	00000 RIN	2.56	
16JUN94	16JU	91051	91			PYMT	164.52-	
08JUN94	13JU	DL13	2898	33	88	9058 METR	254.77	

04OCT95 0903

RECEIVED

OCT 10 1995

Department of Water Resources

MIRACLES

NOV 07 1995

INQUIRY FORMAT ORDERS

EMP# 08186
0454852 438005961 001 6
00000 COMMUNITY WELL
MORNINGVIEW WATER CO INC

61000000
VODIS N
RIGBI

DATE	RDCD	KW	KWH	DAY	KWHDAY	ID CODE	AMOUNT	BALANCE
05JUN94	08JU	0	0	0	0	00000 RIN	1.65	
06MAY94	10MY DL13	0	2015	25	81	9058 METR	163.41	
05MAY94	09MY	0	0	0	0	00000 RIN	1.11	
11APR94	12AP DL13	0	1314	33	40	9058 METR	111.07	
09MAR94	10MA	0	952	33	29	9058 METR	84.57	
04FEB94	04FE	0	758	28	27	9058 METR	68.11	
03FEB94	04FE	0	0	0	0	00000 RIN	0.49	
07JAN94	07JA	0	496	29	17	9058 METR	49.38	
09DEC93	10DE	0	154	28	6	9058 METR	23.89	
11NOV93	12NO	0	286	34	8	9058 METR	38.11	
10NOV93	12NO	0	0	0	0	00000 RIN	0.83	
08OCT93	08OC	0	846	28	30	9058 METR	82.65	
10SEP93	10SE	0	858	30	29	9058 METR	84.55	
07SEP93	10SE	0	0	0	0	00000 RIN	1.00	

04OCT95 0903

RECEIVED

OCT 10 1995

Department of Water Resources

NOV 07 1995

NOTICE

This file has been REPRODUCED
from MICROFICHE [REDACTED]

Darla Block
Person Recreating File

Oct. 12, 1995
Date

I certify that file No. 25-07593

has been reviewed and is ready to be

MICROFILMED and DESTROYED.

The attached proof report is the water right as it appeared in the database prior to final status entry and deletion from the database.

S. Curtis
Reviewer

10/24/94
Date

VR580BNP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

10/21/94 16:32:45
Page 1

Water Right Number - 25-07593

Prefix Translation: WATER RIGHT

Old (D) Number -

----- Last Name ----- + - First Name - + ----- Address -----

*** C - CURRENT OWNER ***
MORNINGVIEW WATER CO. INC.

1 - 199 N. 3250 E.
2 -
3 -
City- RIGBY
Phone - 208-523-6060

State- ID Zip- 83442

----- Priority Date ----- + ----- Region ----- + ----- Stage ----- + ----- Status -----
05/14/1991 15 EASTERN P - PERMIT

----- Source ----- + ----- Tributary -----
GROUNDWATER

----- Point of Diversion -----
TwN Rng Sec Tract Lot Rflg County Diversion Name Diversion Rate Diversion No.
04N 39E 30 NE NE (51) JEFFERSON
NW NE (51) JEFFERSON

----- Water Use -----
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 0.460
43 - DOMESTIC 01/01 12/31 0.330

----- Total Div. Rate ----- + ----- Total Div. Volume ----- + ----- Total Div. Capacity -----
0.790

----- Place of Use -----
TwN Rng Sec Tract Lot Acres Code Description County
04N 39E 30 NE NE 14.0 01 IRRIGATION (51) JEFFERSON
04N 39E 30 NW NE 9.0 01 IRRIGATION (51) JEFFERSON
Total Acres: 23.0

----- Diversion Means ----- TWO WELLS, MAINLINE

----- Non-Irrigation Use -----

----- Other Rights for Same Use -----

----- Remarks -----
Domestic use is for 48 homes.

----- Old Water Right Numbers -----
No Old Water Right Numbers found.

----- Conditions of Approval -----
26A - Project construction shall commence within one year from the
- date of permit issuance and shall proceed diligently to

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

10/21/94 16:32:45
Page 2

Water right number - 25-07593

Prefix Translation: WATER RIGHT

----- Conditions of Approval -----
(Condition continued from previous page)
- 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.
01C - A flow measurement port or other device as specified by the
- Department shall be installed by the right holder to provide for
- the installation of measuring equipment and the determination of
- the rate of diversion by the Department.
046 - Right holder shall comply with the drilling permit
- requirements of Section 42-233, Idaho Code.
048 - The use of water under this right shall not give rise to any
- claim against the holder of a senior water right based upon the
- theories of forfeiture, abandonment, adverse possession, waiver,
- equitable estoppel, estoppel by laches or customary preference.
049 - The Director retains jurisdiction of the right to incorporate
- the use into a water district, require streamflow augmentation
- or other action needed to protect prior surface water and
- groundwater rights.
004 - The issuance of this right in no way grants any right-of-way
- or easement across the land of another.
03A - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed 0.02
- cubic feet per second for each acre of land.

----- Decree Plaintiff ----- + ----- Decree Defendant ----- + ----- Decree Date ----- +
00/00/0000

----- Comments -----
Date: 07/06/1994 User Id: VAULT Subject: Lapse Notice Sent
Lapse Notice Sent

----- Audit Fields ----- 05/22/91 BODELL 07/09/91 SKAGGS 07/10/91 SKAGGS 08/07/91 SKAGGS 07/06/94 COMMENTS

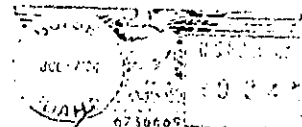
----- Water Rights Dates and Flags Area -----
Proof Due Date - 07/01/1994 Field Exam Made - 00/00/0000 Field Exam Fee -
Approved/Denied - 07/15/1991 Protested Date - 00/00/0000 Swan Falls - C
Proof Made Date - 00/00/0000 Hearing Date - 00/00/0000 Temporary Right - P
Exam to S.O. Date - 00/00/0000 Verified Date - 00/00/0000 DLE/Carey Act -
Order Show Cause - 00/00/0000 Receipt Number - E016075 Water District -
Licensed Date - 00/00/0000 Appl Received - 05/14/1991 Transfer/Amended -
Decree Date - 00/00/0000 Name Connector - POU Ownership Flag -
Presumption Flag -

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
100 North Orchard Street
Boise, Idaho 83706-2237

RETURNED TO
SENDER
ATTEMPTED - NOT KNOWN

Department of Water Resources

MORNINGVIEW WATER CO. INC.
199 N. 3950 E.
RIGBY ID 83442



D. Saylor

July 6, 1994

MORNINGVIEW WATER CO. INC.
199 N. 3950 E.
RIGBY ID 83442

LAPSE NOTICE

RE: PERMIT NO. 25-07593

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated April 30, 1994. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

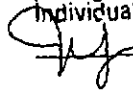
Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 7/6/94
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Boise, Idaho 83706-2237

CERTIFIED MAIL

XX BQ1 TR2

NO. 141284



REASON FOR RETURN
Unclassified - Return to
Addressed to unknown
Insufficient Address
No such street - number
No such office in state
No record in this division

MORNINGVIEW WATER CO. INC.
199 N. 3950 E.
RIGBY ID 83442

PROOF DUE

RE: PERMIT NO.

63442-5745 84



RECEIVED
MAY 05 1994
Department of Water Resources

April 30, 1994

MORNINGVIEW WATER CO. INC.
199 N. 3950 E.
RIGBY ID 83442

PROOF DUE NOTICE

RE: PERMIT NO. 25-07593

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before July 1, 1994. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

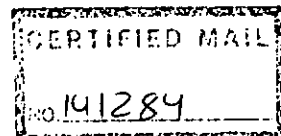
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures





State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 18, 1991

MORNINGVIEW WATER CO. INC.
199 N. 3950 E.
RIGBY, ID 83442

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 25-07593

Dear Permit Holder:

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

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. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

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

Sincerely,

PAMELA SKAGGS
Technical Records Specialist
PS:blm

APPLICATION FOR PERMIT REVIEW

Application #: 25-7593
Date: 7-11-91

Reviewer: Pam Skaggs

✓ Existing:
 ✓ No - 26A-P17
 Complete in 1 year - P16
 Yes
 Proof not submitted - P16
 Proof submitted - N/A
 ✓ Groundwater:
 ✓ GT. 0.2 cfs - 01G-P03, 01C-P03 (existing well)
 LT. 0.2 cfs - N/A
 ✓ Drilling Permit:
 Approved w/permit - P99
 Not included - 046-P23 (All GW, even existing wells)
 ✓ Location:
 ✓ Water Districts - WD No. C-1
 Surface water - 005, 005-01H-P01 (LT.2 w/pump)
 005-01J-P08 (GT.2)
 ✓ Groundwater *existing* - P05
 Irrigation Districts - 023
 Canal Co. Areas - 023
 Drainage Districts - 024
 Boise Front (63) - 058 (Groundwater)
 ✓ Swan Falls Flag - 1 (1, Blank or Other)
 Trust - 051-052-053-P74 (Consumptive Uses)
 ✓ Non Trust - 048-049
 River Basins:
 (Surface Water) Water District Control Condition &....
 Boise (63) - 05A & 11E
 Payette (65) - 047-P04, 059-P71
 Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)
 ✓ Use:
 Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
 042(req.), 002-P06(MD), 07A(Spec.),
 044(Policy 5G)
 Power - Use Power Review
 Mining - 06A or 01C, 09E-P10 & 054(req.)
 Storage - 18A-for multiple measuring devices(In WD),
 18B-P09(Size)
 Rec. & Aesthetic - 027(Non-Consumptive)
 Domestic - 021(restricted areas)
 ✓ Ownership:
 Non land owner - 004
 Protested:
 Agreement - 020
 ✓ Beneficial Use Due Date: - 07-11-1994
 Other Conditions Recommended _____

30-May-1991

NOLAN GNEITING
MORNINGVIEW WATER CO INC
199 N 3950 E
RIGBY ID 83442

RE: Application No. 25-07593

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in Jefferson Star on June 6 & 13, 1991. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

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

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

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

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

Idaho Falls, Idaho 83402
(208) 525-7161

MAY 24, 1991

THE JEFFERSON STAR
P.O. BOX 37
RIGBY, ID 83442

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 JUNE 24, 1991.

Yours truly,

Rita Bodell
Secretary

Encl.

25-07593

MORNINGVIEW WATER CO. INC.
199 N. 3950 E.
RIGBY, ID 83442

Source: GROUNDWATER

Diversion Pt:	NENE	Sec 30 T 04N R 39E
	NWNE	Sec 30 T 04N R 39E

Use: IRRIGATION	(.460 CFS)
DOMESTIC	(.330 CFS)
Total Diversion:	(.790 CFS)

Date Filed: 5/14/ 1991

In: T04N R39E S30	NENE	NWNE
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23.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before JUNE 24, 1991.

R. Keith Higginson, Director

Published 6/ 5/1991 & 6/12/1991

The Jefferson Star
Rigby, Idaho

AFFIDAVIT OF PUBLICATION

State of Idaho)
) ss
County of Jefferson)

Department of Water Resources
Eastern District Office

I, LaReena Lydon
of the Jefferson Star, published weekly at
Rigby, Jefferson County, Idaho, do
solemnly swear that the

Seal Permit
a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not in
any supplement issue thereof for 2 times
consecutive issues, the first publication
having been made on June 5, 1991
and the last publication having been made
on June 12, 1991
Further, that said newspaper is one of
general circulation in said county; that it is a
legal newspaper, conforming to legal
specifications under the Idaho Statutes; that
it has at least two hundred bona fide
subscribers living within the county of
publication; and that it has been
continuously and uninterruptedly published
in said county during a period of seventy-
eight consecutive weeks prior to the first
publication of the said notice.

25-07593
MORNINGVIEW WATER CO. INC.
199 N. 3950 E.
RIGBY, ID 83442
Source: GROUNDWATER
Diversion Pt: NENE Sec 30 T 04N R
39E
NWNE Sec 30 T 04N R
39E
Use: IRRIGATION (460 CFS)
DOMESTIC (330 CFS)
Total Diversion: (790 CFS)
Date Filed: 5/14/1991
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Idaho Code. Protests must be filed with
the Director, Dept. of Water Resources,
150 Shoup Ave., Suite 15, Idaho Falls,
Idaho 83402 on or before JUNE 24,
1991.
R. Keith Hoggins, Director
Published in the Jefferson Star,
Rigby, Idaho, June 5 and 12, 1991.

On this 14th day of June
in the year of 1991, before me a Notary
Public, personally appeared

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

Theresa C. Freeman
Notary Public of Idaho
Residing at Idaho Falls

My commission expires: 7-10-93