

of age, section.



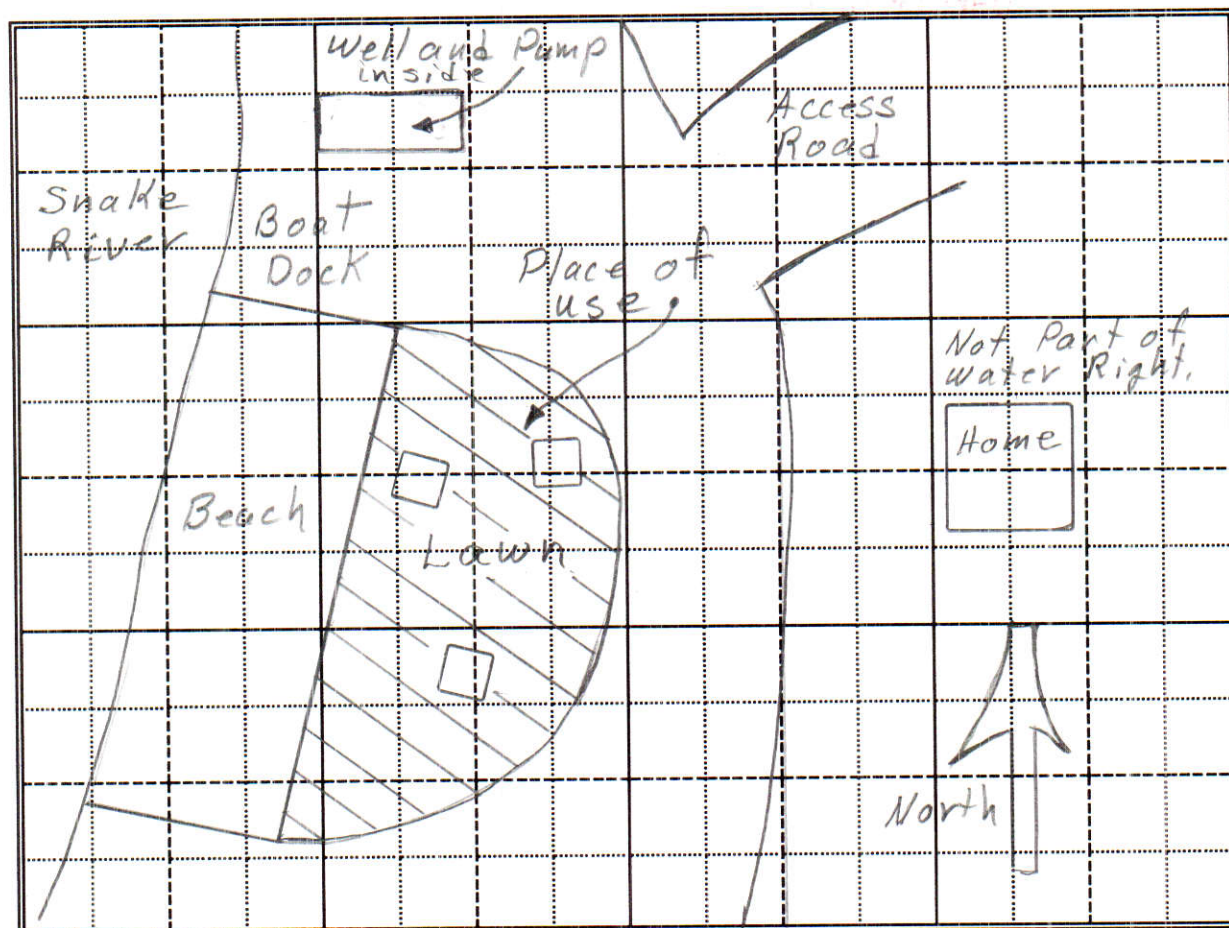
ed hereby makes ap

CITY OF IDAHO FALLS

G. Harrison
G. Harrison (A. 11.10.11)

G. S. HARRISON (Applicant)
City Electrical Engineer

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



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Unknown	1*	Unknown	unknown	

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

D. FLOW MEASUREMENTS

1.

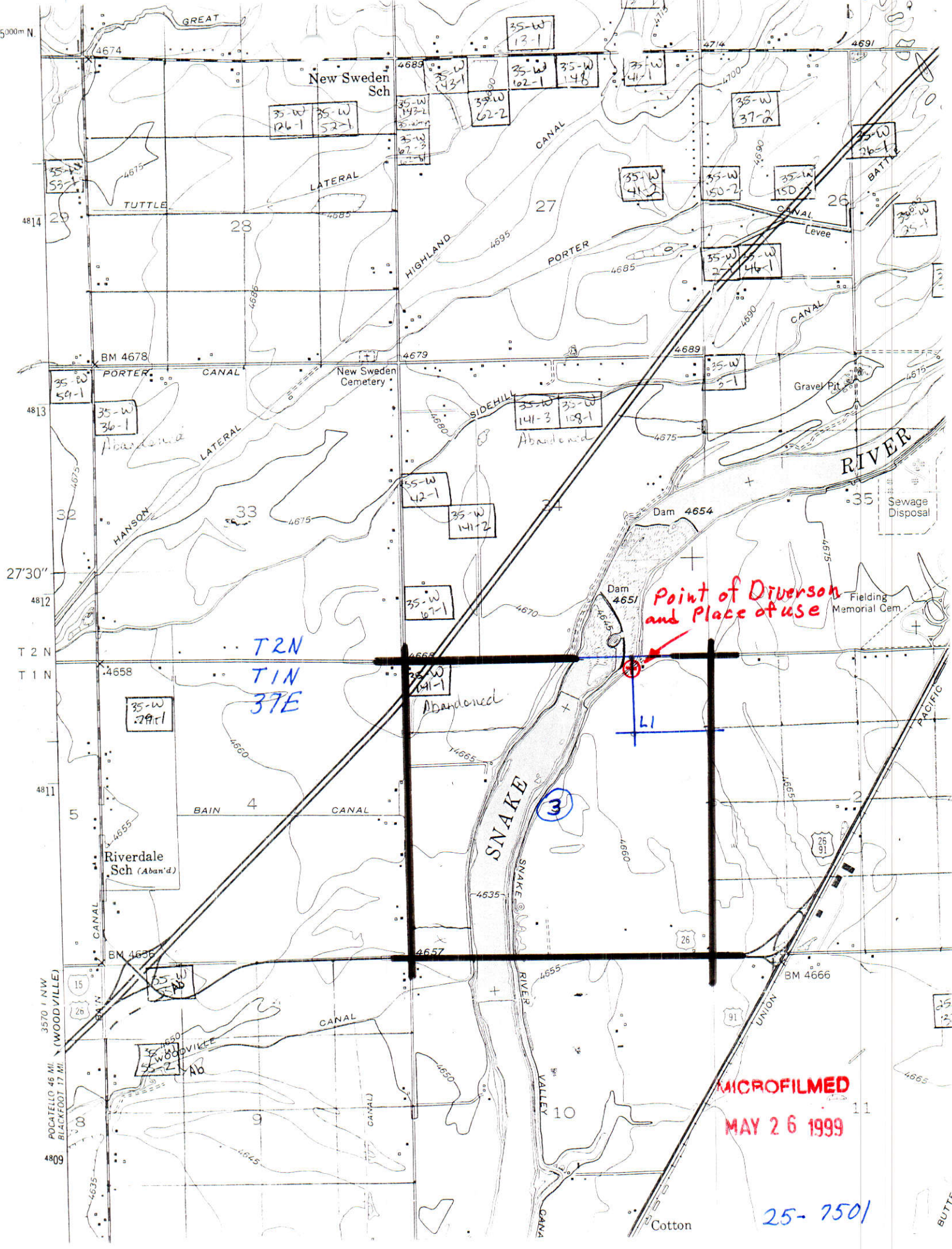
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NA						

2. Measurements: estimated PSI - 35; From Well log static water level 108 ft., estimate ~~Dynamic~~ Dynamic head at 120 ft.

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MAY 26 1999

25- 7501

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 25-07501

Priority: April 21, 1989

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that CITY OF IDAHO FALLS

PO BOX 50220

IDAHO FALLS ID 83405

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 21, 1989; and has submitted Proof of Beneficial Use on August 14, 1990. An examination indicates that the works have a diversion capacity of 0.030 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	05/01 to 11/01	0.02 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 1 (NWNENE), Sec. 3, Township 01N, Range 37E
BONNEVILLE County

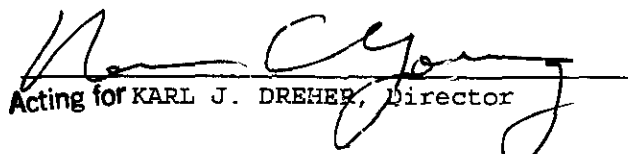
PLACE OF USE: DOMESTIC
TWN RGE SEC
01N 37E 3 Lot 1 (NENE)

CONDITIONS OF APPROVAL AND REMARKS

1. 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.
2. 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.
3. Domestic use is for a public park.

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 administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 14th day of

April, 1999.


Acting for KARL J. DREHER, Director

MICROFILMED

MAY 26 1999

RECEIVED
AUG 14 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 25-7501

Telephone No. 529-1430

Name(s) of Permit Holder(s): City of Idaho Falls

Post Office Address: P.O. Box 50220 Idaho Falls, ID 83405-0220

Source of Water: ground

If ground water, well driller's name: Andrew Well Drilling Date drilled: May 1989

Extent of Use:

Domestic * 1 (No. of households)

Irrigation _____ (No. of acres)

Stockwater _____ (No. and type of stock)

Other _____

* Water used for irrigation of small public park

Total rate and/or volume for which proof is submitted 0.02 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: July 1989

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes X No Installed? Yes X No

OR

Flow Measurement Port: Required? Yes X No Installed? Yes X No

Fee Enclosed: \$ 0 (See License Examination Fee Schedule)

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

Mark Gendron
Name

529-1430
Telephone No.

P.O. Box 50220 Idaho Falls, ID 83405
Address

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

RECORDED

OCT 26 1992

8/13/90

Date

[Signature] Chief Engineer
Signature (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 25-07501

Proposed Priority: April 21, 1989

Maximum Diversion Rate:

0.02 CFS

This is to certify, that CITY OF IDAHO FALLS

P.O. BOX 50220

IDAHO FALLS, ID 83405

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

05/01 to 11/01

0.02 CFS

LOCATION OF POINT(S) OF DIVERSION: LOT 1(NWNENE), Sec. 3, Township 01N, Range 37E
BONNEVILLE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

01N 37E 3

NENE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 1990.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. Domestic use is for a public recreation area.

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

31st day of August, 1989.

R. Keith Higginson
for R. Keith Higginson, Director

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SEP 15 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant City of Idaho Falls Phone (208) 529-1430
 Post office address Box 50220, Idaho Falls, Idaho 83405
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot 1
 Sec. 3 Township 1N. Range 37E. B.M. Bonneville County; additional
 points of diversion if any: _____
4. Water will be used for the following purposes:
 Amount .02 for Domestic purposes from May 1 to Nov. 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)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .02 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. well and pump

 - 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 6 inches; proposed depth of well is 150 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 beneficial use is
1 years (minimum 1 year).

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SEP 15 1989

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. See Remarks below.
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1N	37E	3	D																

Total number of acres to be irrigated _____

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? Applicant

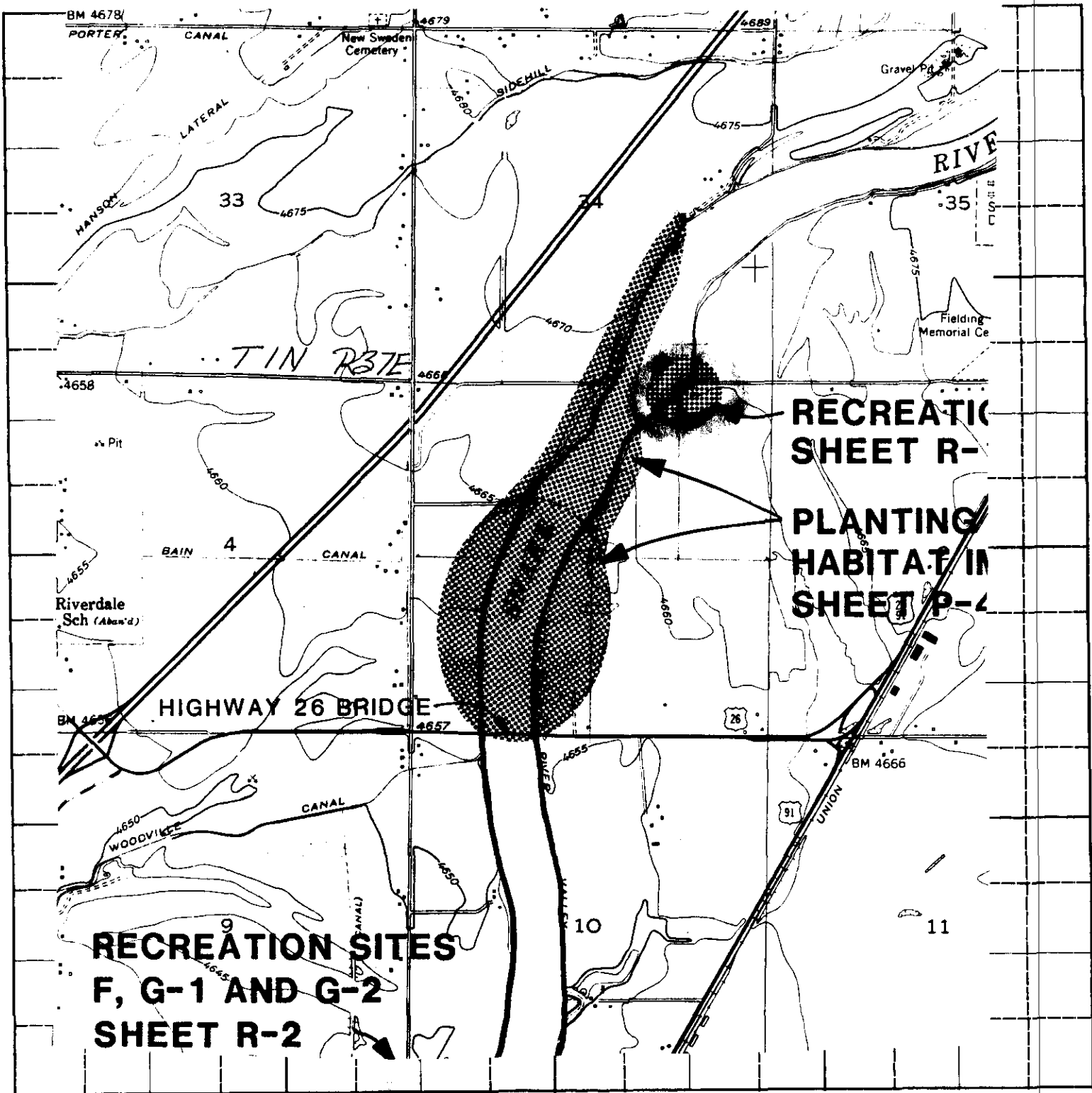
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: This proposed well is to provide water for public recreation area A shown on the attached map for the following purposes: potable or drinking water - .0005 cfs; toilets - .0005 cfs; watering grass, shrubs and trees - .019 cfs.

NOTED

SEP 15 1989

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



Scale: 2 inches equal 1 mile.

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

CITY OF IDAHO FALLS

by: G. S. Harrison
G. S. Harrison (Applicant)
City Electrical Engineer

Received by AW Date 5-30-89 Time 9:00p Preliminary check by AMD
Fee \$ 30.00 Received by HWS # E007000 Date 4-24-89
Publication prepared by RB Date _____ Published in Post-Register 7-6-89
Publication approved AW Date 7-18-89

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:

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SEP 15 1989

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

25-07491

YOST BUILDING & DEVELOPMENT
1288 E. 21ST ST.
IDAHO FALLS, IDA 83404
Source: GROUNDWATER
Diversion Pt: SENW Sec 7 T 02N R 38E
Use: COMMERCIAL (.040 CFS)
Date Filed: 3/15/1989
In: T02N R38E S07 SENW

25-07373

EASTERN IDAHO PRODUCTION
CREDIT ASSN.
P.O. BOX 618
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: SWNE Sec 22 T 03N R 39E
SENE Sec 22 T 03N R 39E
Use: IRRIGATION (14.400 CFS)
Date Filed: 6/27/1983
In: T03N R39E S21 SWNE SENE NESE
NWSE SWSE SESE
S22 NENE NWNE SWNE SENE NENW
NWNW SWNW SENW NESW NWSW
SWSW SESW NESE NWSE SWSE SESE
720.0 ACRES TOTAL

25-07500

CITY OF IDAHO FALLS
BOX 50220
IDAHO FALLS, ID 83405
Source: GROUNDWATER
Diversion Pt: LOT 3 (NWNWNW) Sec 15
T 01N R 37E
Use: DOMESTIC (.020 CFS)
Date Filed: 4/21/1989
In: T01N R37E S15 NWNW

25-07501

CITY OF IDAHO FALLS
BOX 50220
IDAHO FALLS, ID 83405
Source: GROUNDWATER
Diversion Pt: LOT 1 (NWNENE) Sec 3 T
01N R 37E
Use: DOMESTIC (.020 CFS)
Date Filed: 4/21/1989
In: T01N R37E S03 NENE

25-07503

ALBISTON, JAMES
PICKETT, HOWARD
PICKETT, MEADE
2761 LINCOLN RD.
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: SESW Sec 10 T 02N R 38E
Use: DOMESTIC (.080 CFS)
Date Filed: 5/12/1989
In: T02N R38E S10 SESW

35-08756

STEEL, KEVIN
806 COACHMAN DR.
IDAHO FALLS, ID 83402
Source: GROUNDWATER
Diversion Pt: NENW Sec 18 T 03N R 36E
Use: COMMERCIAL (.010 CFS)
DOMESTIC (.040 CFS)
Date Filed: 5/11/1989
In: T03N R36E S18 NENW

The permit(s) will be subject to all prior
water rights. Protests may be submitted
based on the criteria of Sec. 42-203A, Idaho
Code and/or the new public interest criteria
of Sec. 42-203C, Idaho Code. Protests must
be filed with the Director, Dept. of Water
Resources, 150 Shoup Ave., Suite 15, Idaho
Falls, Idaho 83402 on or before JULY 24,
1989.

R. Keith Higginson, Director

Published: July 6, 13, 1989

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SEP 15 1989

Proof of Publication
The Post-Register

RECEIVED

JUL 17 1989

Department of Water Resources
Eastern District Office

State of Idaho, }
County of Bonneville } ss

I, Ted Delezene, first being duly sworn, depose and say: That I am the Foreman 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 consecutive weeks, first publication having been made on the 6th day of July, 1989, last publication having been made on the 13th day of July, 1989, 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 13th day of July, 1989.

Ted Delezene
Donk Napier
Notary Public

My commission expires September 30, 1994.

B10

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SEP 15 1989



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

April 14, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CITY OF IDAHO FALLS
PO BOX 50220
IDAHO FALLS ID 83405

RE: WATER RIGHT NO. 25-07501

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. 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 of the Department unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

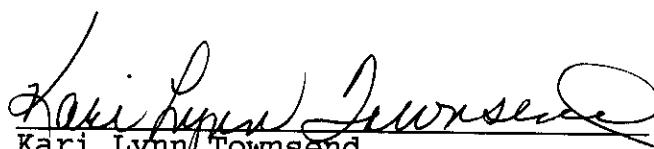
MICROFILMED
APR 25 1999

CERTIFICATE OF MAILING

I hereby certify that on the 14th day of April, 1999, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 25-07501

CITY OF IDAHO FALLS
PO BOX 50220
IDAHO FALLS ID 83405


Kari Lynn Townsend
Secretary

MICROFILMED

MAY 26 1999

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

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

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MAY 26 1999

LICENSE REVIEW CHECKLIST

PERMIT NO. 25-07501 DATE 4/7/99 REVIEWER: SHARLA

NAME OK Change/OK
 Address OK
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV OK Change (P39 /P47) Add (P45/P42) Feds - P40
 W32 (multiple in 1/4)
 W36 (overlap)
 W59 (subd. desc)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____
 PLACE OF USE OK Change (P41/P47) Add (P41/P42) Feds - P43
 W60 (subd. desc)
 W27 (ppu acre limit)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____
 PD & PU amend (P37) Feds - P48

RATE OF DIV
 Permitted Rate .02 cfs
 Fee limit .04 cfs *No fee paid*
 Measured ✓ cfs
 Theoretical .03 cfs
 Recommended Total Div Rate .02 cfs

WATER USES	Change (P46)	
<u>Dom</u> <u>.02</u> cfs	<u>1.2</u> af	Irrig - overlap (R58-R61, R62-R65, R66-R69)
_____ cfs	_____ af	supp. gw (WB7/065/079)
_____ cfs	_____ af	overlap spec. combined rts (W35)
_____ cfs	_____ af	<1acre (W31)
_____ cfs	_____ af	Domestic (W01/WB5/070/071/075)
TOTALS _____ cfs	_____ af	Power (W42 or W43/025/027/R22 or R23)
		Fish (042) Fire (077) Wtr Quality (081/R07)

Flow rate .02 cfs X 365 days X 1.98 = 14.5 af

REMARKS District public park

ADD'L CONDITIONS _____ Watermaster Control WD# _____
 _____ GW Measurement/Measuring Device
 _____ Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority yes no SRBA Claim _____

Adjust Memo _____
 Amend letters _____

irrigation of lawn area would be consumptive ok to retain

RECEIVED

MAR 22 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATIONPermit No. 25-75011. Owner: City of Idaho Falls Phone No. (208) 529-1430Current Address: Box 50220, Idaho Fall, Idaho 834052. Accompanied by: NA EXAM DATE: 05/11/98

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Groundwater tributary to NA**B. OVERLAP REVIEW**1. Other water rights with the same place of use: None2. Other water rights with the same point of diversion: None**C. DIVERSION AND DELIVERY SYSTEM**

1. Point(s) of Diversion:

Ident No.	Gov't Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	1	NW	NE	NE	3	1N	37E	Bonneville	USGS, on site

2. Place(s) of Use:

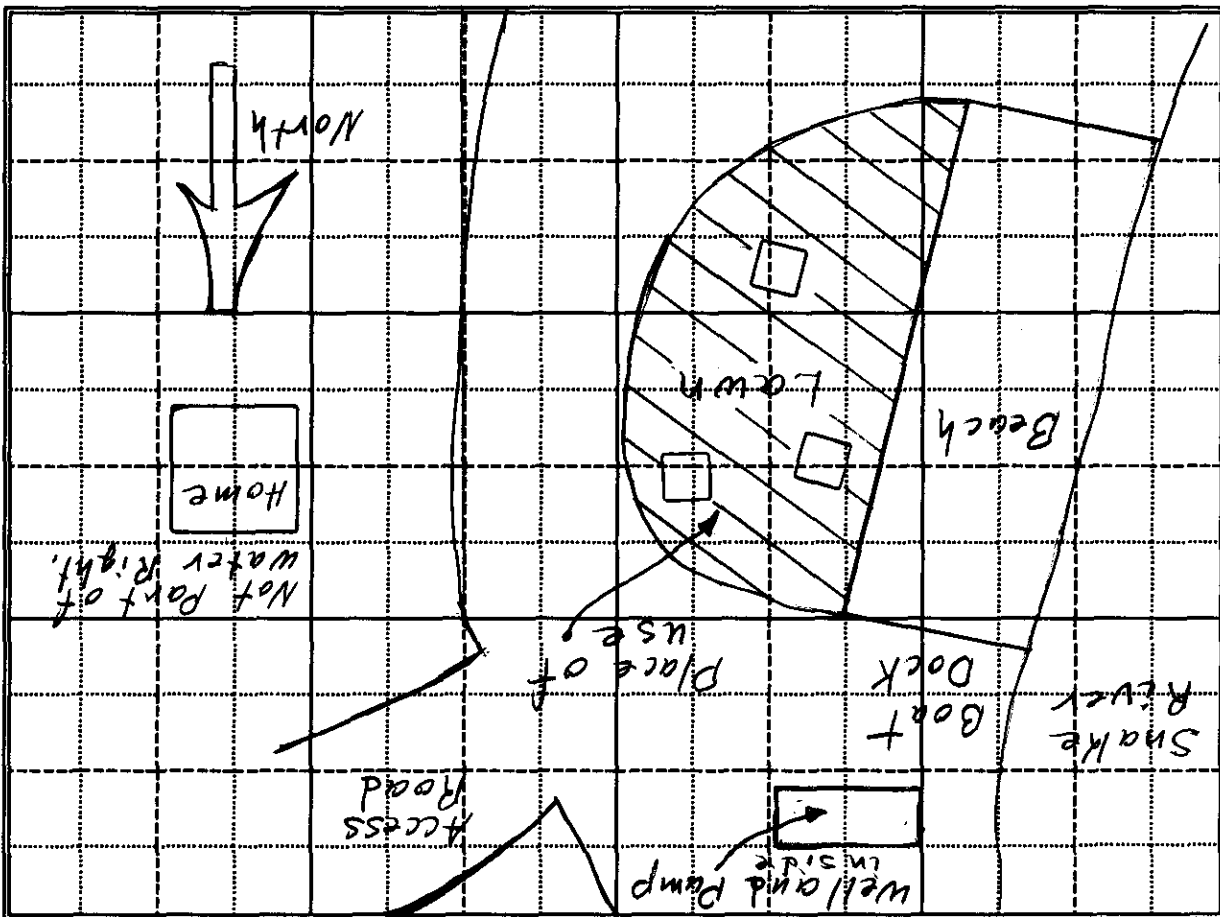
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	37E	3	D																
			L1																

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3. Delivery System Diagram: Indicate all major components and distances between components. Indicate well 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 of (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
	Unknown	1*	Unknown	Unknown	

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
N/A						

2. Measurements: estimated PSI - 35; From Well log static level 108 ft., estimate ~~Dynamic~~ head at 120 ft.

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SEP 7 1999

E. NARRATIVE/REMARKS/COMMENTS

Well, pump, pipe lines, and sprinkler for the
irrigation of park not to exceed 1/2 acre, plus
the use for general domestic use and cleaning of
equipment.

Well and pump are located in pump house a
north end of park.

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

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MAY 26 1999

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

$$Q = \frac{8.8(0.7 \text{ cft})(1 \text{ HP})}{120' \text{ Lft} + (2.31 \times 35 \text{ psi})} = 0.03 \text{ cfs}$$

Q limited by Permit to 0.02 cfs

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$$

2. Volume Calculations for Other Uses:
 Volume use similar to single family Domestic use with 1/2 ac. lawn. Recommend 1.2 AFA

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Domestic

From
Jan 1
May 1

To
Dec 31
Nov 1

Rate of Diversion

0.02 cfs

Annual Volume

1.2 afa

2. Recommended Amendments

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

Add P.D. as reflected above
 Add P.U. as reflected above
 None
 Other

I. AUTHENTICATION

Field Examiner's Name

David Elve

Date

5/12/98

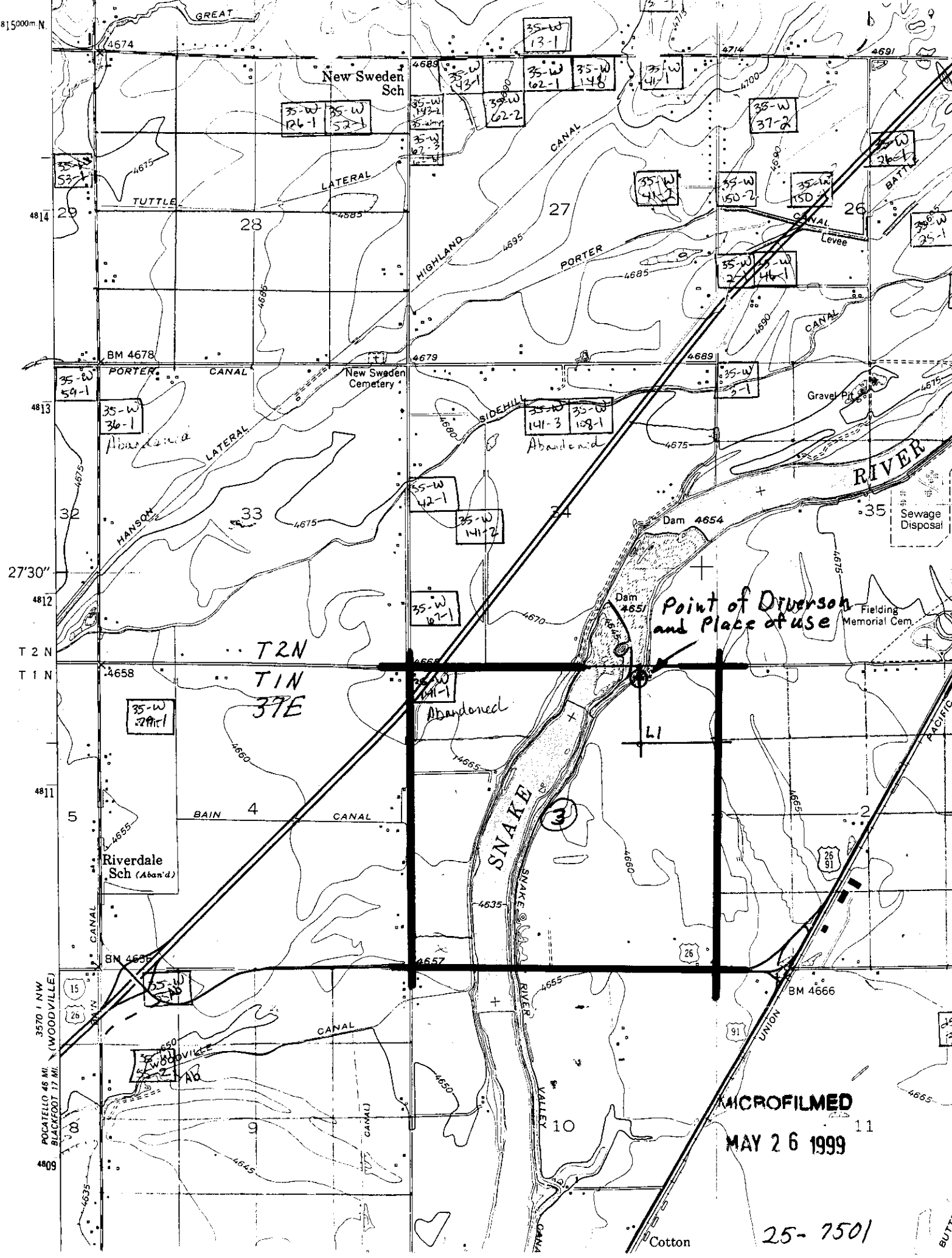
Reviewer

Date 2-16-99

SEAL

MICROFILMED
 JAN 26 1999

1815000m N



MICROFILMED
MAY 26 1999

25-7501

Cotton

BUTTE

October 23, 1992

CITY OF IDAHO FALLS
P.O. BOX 50220
IDAHO FALLS ID 83405

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 25-07501

Dear Permit Holder:

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

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

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECORDED
OCT 26 1992

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 25-7501

Date 12-14-90

GENERAL CONSIDERATIONS

- ☒ Name same as permit?
☒ Address change? If yes, prepare data entry form.
☒ Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

- ☐ Surface water source
☒ Ground water source
☒ Drill permit req'd? N Copy in file? 25-92-E-0147-000
☒ Well log in file?
100 Amt paid for drilling permit? yes Correct?

LICENSE EXAMINATION FEE

- N Required?
☒ Amount submitted?
☒ Correct amount?

MEASURING DEVICE

- N Measuring device or access port required?
☒ Installed?
☒ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

*- check off drilling permit compliance
2-1-91 - [signature] no A.P.
proof acceptable*

PRIORITY CALCULATION

Date proof received	☒	
Date proof due	☒	-
No. of days late	☒	=
Priority date	☒	+
NEW PRIORITY DATE	☒	=

*proof made
8/14/90
flg
10/22/92*

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

WELL OWNER City of Idaho Falls #1
Gem State Project
Name Gem Lake Marina
P.O. Box 50220
Address Idaho Falls, Idaho 83405
Owner's Permit No. 25-7501 25-Q-E-147

7. WATER LEVEL
Static water level 108 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ OF. Quality Good
Describe artesian or temperature zones below.

NATURE OF WORK
☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

8. WELL TEST DATA
☐ Pump ☐ Bailor ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped

PROPOSED USE
☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
10	0	24	Sand & gravel		X
	24	35	Gray basalt cracks (seepage)	X	
	34	38	Hard gray basalt		X
	38	48	Firm brown basalt		X
	48	53	Broken & clay cracks		X
	53	69	Firm gray basalt		X
	69	73	Broke & clay		X
	73	92	Firm gray basalt		X
	92	100	Cinders & clay (seepage)	X	
	100	123	Firm gray basalt		X
	123	127	Cinders	X	
	127	143	Firm brown basalt		X
	143	146	Cinders	X	
	146	158	Firm gray basalt		X
	158	161	Cinders	X	
	161	167	Firm gray basalt		X
	167	175	Cinders & clay	X	
	175	181	Red sand		X
	181	190	Firm basalt		X

METHOD DRILLED
☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary
☐ Cable ☐ Dug ☐ Other _____

WELL CONSTRUCTION
Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____
Thickness Diameter From To
.280 inches 6 inches + 1 feet 150 1/2 feet
inches inches feet feet
inches inches feet feet
inches inches feet feet
Was casing drive shoe used? ☐ Yes ☒ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation _____ inches by _____ inches
Number From To
perforations feet feet
perforations feet feet
perforations feet feet
Well screen installed? ☐ Yes ☒ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter Slot size Set from feet to feet
Diameter Slot size Set from feet to feet
Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____
Placed from feet to feet
Surface seal depth 30+ Material used in seal: ☒ Cement grout
☐ Bentonite ☐ Puddling clay ☐ _____
Sealing procedure used: ☐ Slurry pit ☒ Temp. surface casing
☒ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent
Weld
☐ Cemented between strata
Describe access port Well Cap

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DEC 28 1989

Department of Water Resources
Eastern District Office

10. Work started 6/7/89 finished 6/15/89

LOCATION OF WELL
Sketch map location must agree with written location.
N
W E
S
County Bonneville
Subdivision Name
Lot No. 067 06 1992
NE 1/4 Sec. 3, T. 1 N, R. 37 E/W.

11. DRILLERS CERTIFICATION
I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.
Firm Name Andrew Well Drilling Firm No. 5
Address 1268 E. 17th Street Date 6/26/89
Idaho Falls, Idaho 83404
Signed by (Firm Official) Howard Anderson
and
(Operator) Dale Hulse

Ident. No. 25-92-E-0147-000
Water Right No. 25-07501

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR DRILLING PERMIT

1. Name: CITY OF IDAHO FALLS 208-529-1430
Address: PO BOX 50220
IDAHO FALLS ID 83405

2. Proposed Well Location: Lot 1(NWNENE) Sec. 3, Township 01N, Range 37E
BONNEVILLE County

Street Address of Well Site: GEM LAKE MARINA

ID

3. Proposed Use of Well: Non-Domestic
Any beneficial use not included within the definition of domestic.

4. Well Construction Information:

- A. New Well
- B. Proposed Surface Diameter In. Proposed Maximum Depth Ft.
- C. Anticipated Bottom Hole Temperature: 85 F or less (Cold water well)

5. Construction Start Date: 6/ 7/1989

6. Anticipated Well Driller: ANDREW WELL DRILLING CONTRACTORS
NOTE: The actual well driller must be identified prior to drilling.

7. Applicant's Signature _____ Date _____

Title _____
(Owner, Firm Representative, Other)

Fee \$ 100.00 Receipted by jj No. 0025603 Date 9-29-92

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OCT 26 1992

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This permit is APPROVED

Date: 10/13/1992

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed or modified in compliance with the applicable statutes; specific conditions of approval shown on the water right permit, transfer, amendment, or injection well permit; and the rules and regulations of the Department for water appropriation, injection wells, and well construction.
2. This drilling permit is valid for two (2) months from approval date for the start of drilling.
3. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum distance of 50 feet and 100 feet respectively from a septic tank.
4. The well shall be constructed by a driller licensed in the State of Idaho.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85 F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.


Signature of Authorized Dept. Representative


Title

EXTENSION OF DRILLING PERMIT

Extension Approved by: _____

Approval Date: _____
Expires On: _____

RECORDED

OCT 26 1992

01-Sep-1992

MARK GENDRON CHIEF ENGINEER
CITY OF IDAHO FALLS
PO BOX 50220
IDAHO FALLS ID 83405

RE: Permit To Appropriate Water #25-07501

Dear Mark:

One of the conditions of approval for a Permit to Appropriate Water is that a drilling permit must be obtained prior to a new well being drilled. Andrew Well Drilling drilled a well for the City of Idaho Falls on June 7, 1989, for irrigation of a city park. The city must obtain a drilling permit for this well before a water right license will be issued. As the well was drilled prior to July 1, 1990, the cost of the drilling permit is One Hundred Dollars (\$100).

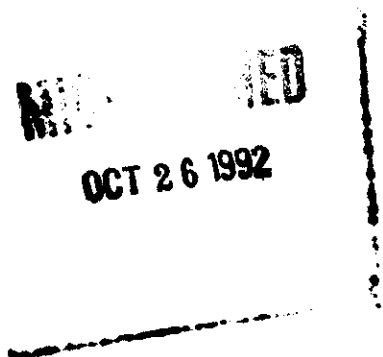
Enclosed is a copy of the permit to appropriate water and the well log. If you have any questions, please contact me.

Sincerely,

Dennis M. Dunn

DENNIS M. DUNN
Senior Water Resource Agent

DMD/rb
enc



138149

July 31, 1990

CITY OF IDAHO FALLS
P.O. BOX 50220
IDAHO FALLS, ID 83405

PROOF DUE NOTICE

RE: PERMIT NO. 25-07501

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 October 1, 1990. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

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OCT 26 1992

S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 334-7900
September 1, 1989

CITY OF IDAHO FALLS
P.O. BOX 50220
IDAHO FALLS, ID 83405

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P25-07501

Dear Permit Holder:

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

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

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

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

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SEP 13 1989

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

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

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SEP 15 1989

Form No. 202a
4/87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY James Dunn DATE 18 May 89 APPLICATION NUMBER 25-7501

REQUIRED INFORMATION

City of Idaho Falls

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

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☐ Overlapping point of diversion
- ☐ Yes ☒ No Field check required
- ☐ Field check by _____
- ☐ Yes ☒ No Field report attached
- ☐ Yes ☒ No Critical groundwater area
- ☐ Yes ☒ No Groundwater management area
- ☐ Yes ☒ No Send dam safety information
- ☐ Yes ☒ No Send power requirement letter
- ☐ Yes ☒ No Send fish farm requirement letter
- ☐ Yes ☒ No Power residency affidavit
- ☐ Yes ☒ No Power efficiency form
- ☐ Yes ☒ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
- ☐ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested

JUL 31 1989

Department of Water Resources

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

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

FINAL REGIONAL PROCESSING REVIEW

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

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 7-24-89
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☐ Yes ☒ No Access port required
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. 01-P05
☐ Yes ☐ No Special conditions of approval or cover letter below. _____

See below for additional information
Date of priority recommended 4-21-89 ☒
By HLW Date 7-26-89

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

ADDITIONAL INFORMATION

App. in NON-TRUST area-

29-Jun-1989

City of Idaho Falls
Box 50220
Idaho Falls, ID 83405

RE: Application for Permit No. 25-7501

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Post-Register. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

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

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

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

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SEP 15 1989

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

Idaho Falls, Idaho 83402
(208) 525-7161

JUNE 27, 1989

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 JULY 24, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

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SEP 15 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

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SEP 15 1989

25-07501

CITY OF IDAHO FALLS
BOX 50220
IDAHO FALLS, ID 83405

Source: GROUNDWATER

Diversion Pt: LOT 1 (NWNENE) Sec 3 T 01N R 37E

Use: DOMESTIC (.020 CFS)

Date Filed: 4/21/1989

In: T01N R37E S03 NENE

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SEP 15 1989

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before JULY 24, 1989.

R. Keith Higginson, Director

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

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SEP 15 1989

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO

WILLIAM S. HOLDEN
FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
CURT R. THOMSEN
MICHAEL D. CRAPO
JAMES D. HOLMAN
GAYLE A. SORENSON
DONALD L. HARRIS
GREGOR S. CHVISUK
RANDALL B. REED
G. LANCE NALDER
J. MICHAEL WHEELER
MARIE T. FEELEY

IDAHO FIRST NATIONAL BANK BUILDING
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518

ARTHUR W. HOLDEN (1877-1987)
ROBERT S. HOLDEN (1911-1971)
TERRY L. CRAPO (1939-1982)
R. VERN KIDWELL, OF COUNSEL

April 21, 1989

Idaho Department of Water Resources
150 Shoup Avenue, Suite 15
Idaho Falls, Idaho 83402

Gentlemen:

We are enclosing for filing two Applications for Permit on behalf of the City of Idaho Falls for wells to supply water for public recreation sites in connection with the Gem State Hydro-electric Project. We have also enclosed our check in the amount of sixty dollars (\$60.00) for the filing fees. If we can provide further information or be of any assistance, please feel free to call upon us at your convenience.

Thank you for your kind help in expediting this matter.

Yours very truly,



Kent W. Foster

#0518.00/srr

Enclosures

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SEP 15 1989

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APR 21 1989

Department of Water Resources
Eastern District Office

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

WATER RIGHT
DATA ENTRY LOG

[illegible]