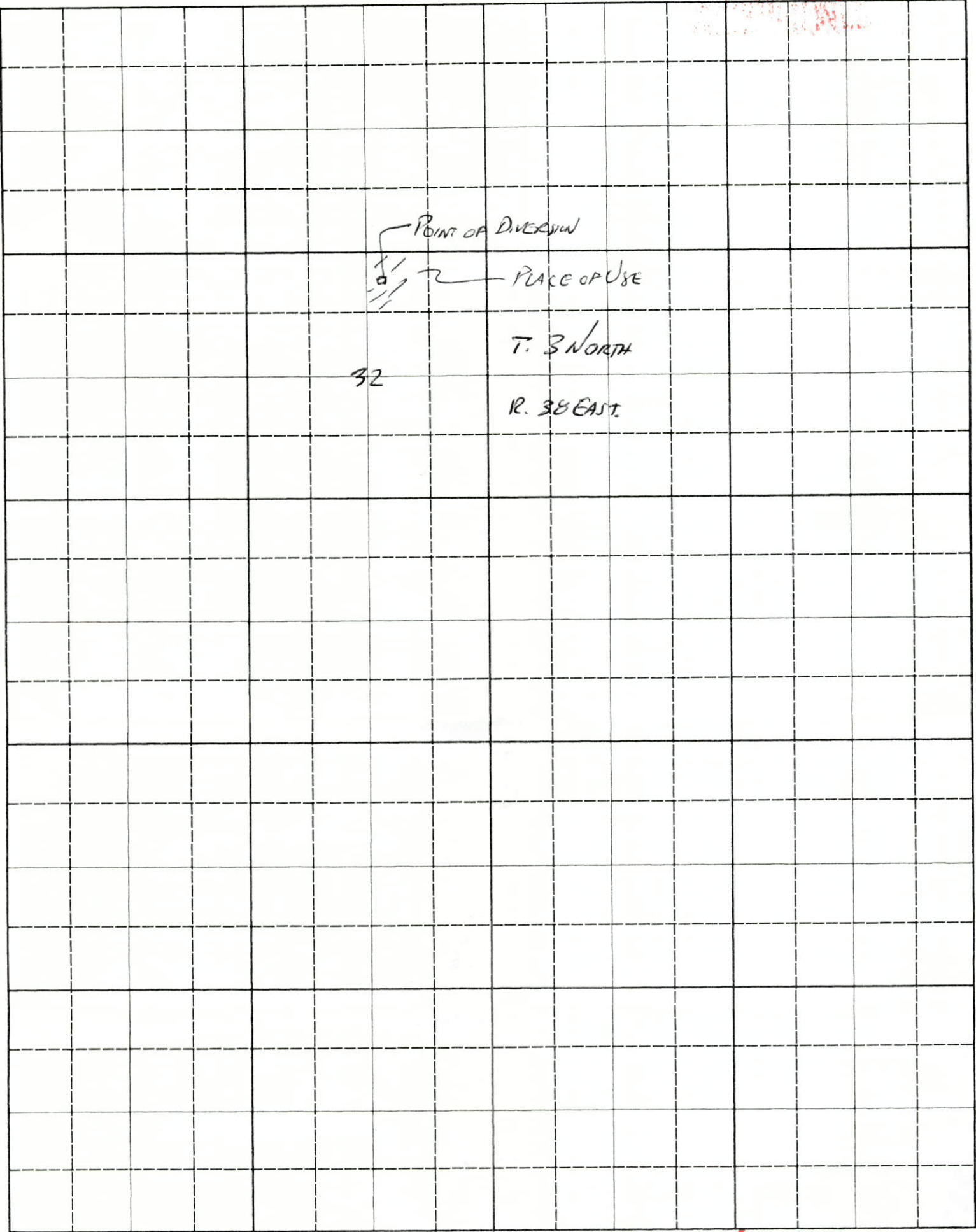


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



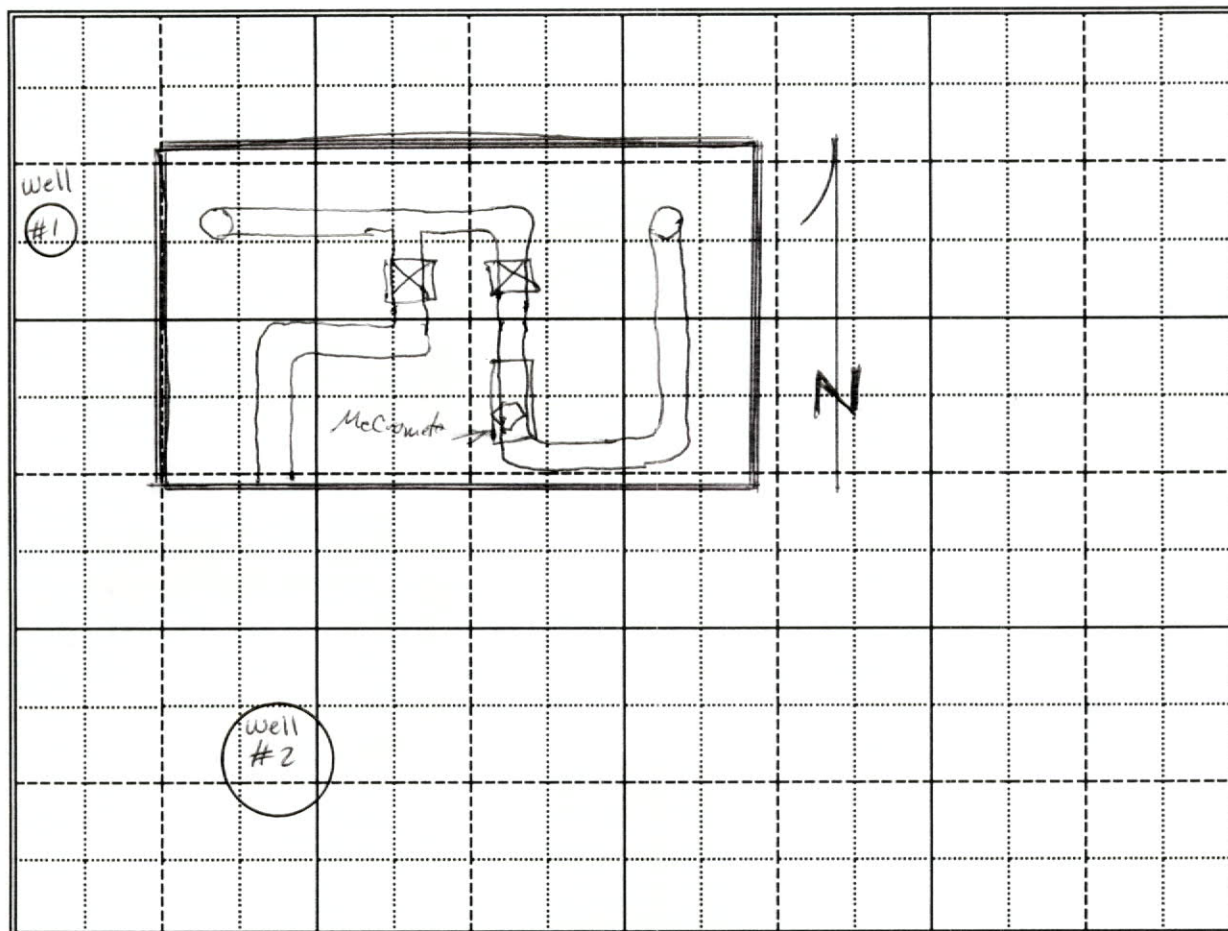
Scale: 2 inches equal 1 mile.

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

RECORDED
FEB 13 1890

Charles J. Dool
(Applicant)
Secretary - Treasurer
Northside Potato Inc.

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
* #1	RED JACKET	10	8MBL6 RED JACKET	RED JACKET	
* #2	RED JACKET	20	8HB Model #	RED JACKET	

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

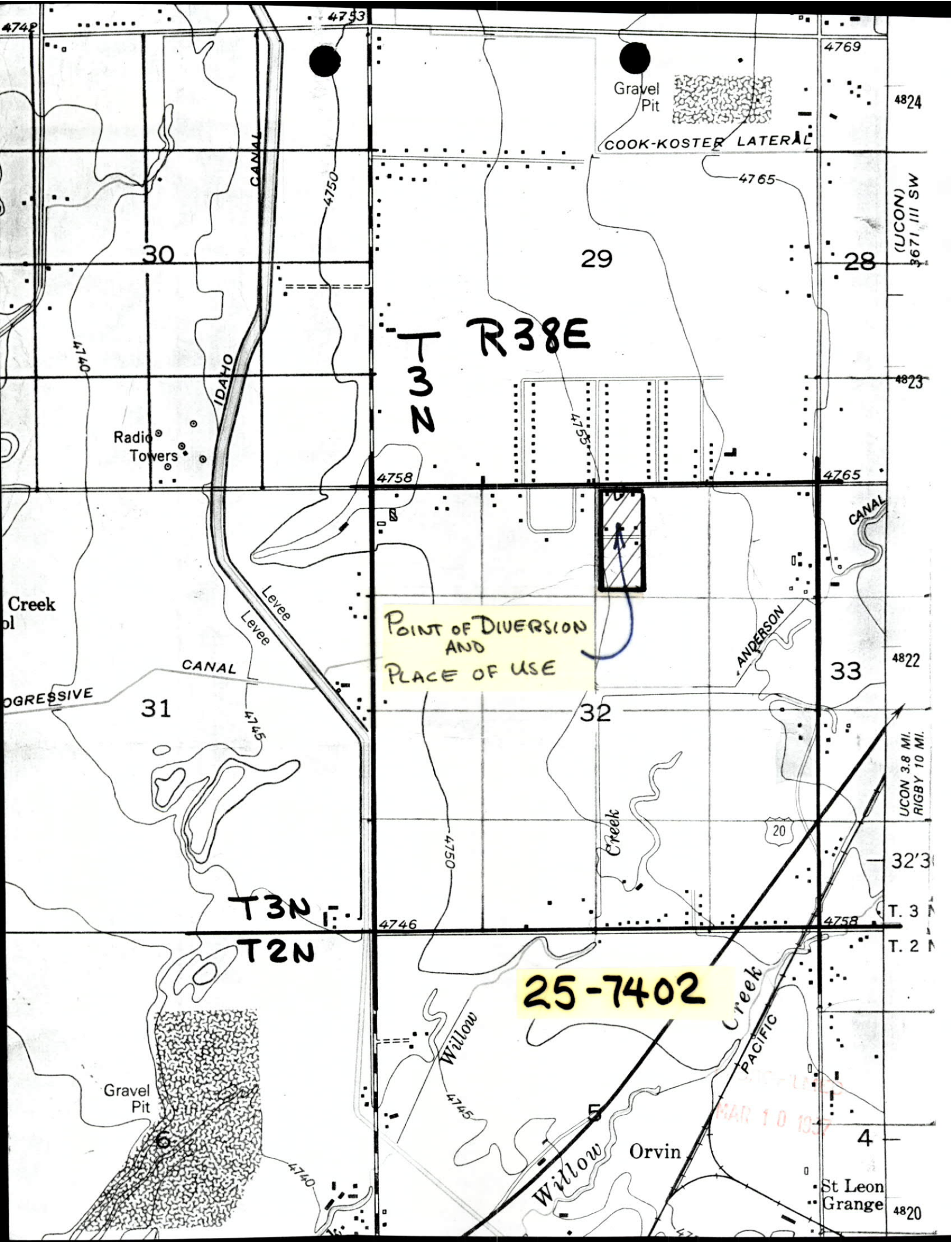
D. FLOW MEASUREMENTS

1.

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

2. **Measurements:** *Information from Andrew Well Drilling; Pump Curves info from Andrew Well Drilling
 Well #1 - 10 hp, total head 250' (pump @ 150' and 50 psi) efficiency 58%
 Well #2 - 20hp, total head 250' (pump @ 150' and 50 psi) efficiency 61%

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MAR 10 1997



T3N
R38E

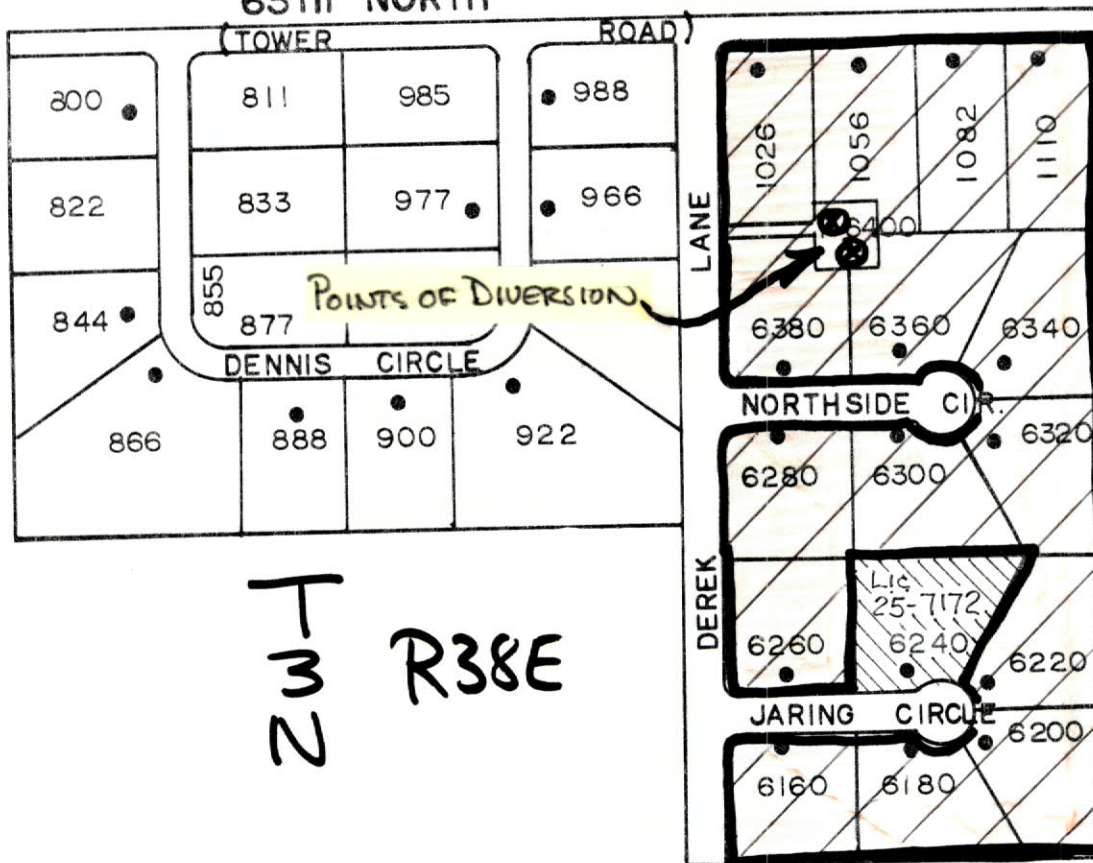
POINT OF DIVERSION
AND
PLACE OF USE

25-7402

MAR 10 1937

MORTENSEN MEADOWS SUBDIVISION

65th NORTH



PLACE OF
USE

NORTHSIDE
ESTATES

T
3
N R38E

Lic
25-7172
Lot 13, Block Northside Estates

25-7402

MAR 10 1977

NORTHSIDE ESTATES

BONNEVILLE COUNTY, IDAHO

Part of
NW 1/4 NE 1/4 Sec. 32, T 3 N, R 38, E. B. M.

NW cor. Sec. 32
T3N R38E AM

NE. cor. Sec. 32
T. 3N. R. 38E. BM

While this is a photographic reproduction of the recorded plot, the Company assumes no liability for variations, if any, with a re-survey.

LAND TITLE CO.

1.88

14.57a

To
well



25-7402

REMOVED
10/18/07

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 25-07402

Priority: May 31, 1985

Maximum Diversion Rate:

0.16 CFS

Maximum Diversion Volume:

32.0 AF

This is to certify, that NORTHSIDE ESTATES INC

C/O LARRY HUGHES PRES

6320 NORTHSIDE CIRCLE

IDAHO FALLS ID 83401

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 31, 1985; and has submitted Proof of Beneficial Use on December 26, 1991. An examination indicates that the works have a diversion capacity of 0.600 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>
IRRIGATION	04/01 to 10/31	0.16 CFS	32.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 32, Township 03N, Range 3SE
BONNEVILLE County

PLACE OF USE: IRRIGATION

TWN RGE SEC

03N 38E 32

ACRES

NWNE

8

ACRES

ACRES

TOTAL

8

Total number of acres irrigated:

8

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

MICROFILMED
MAR 10 1997

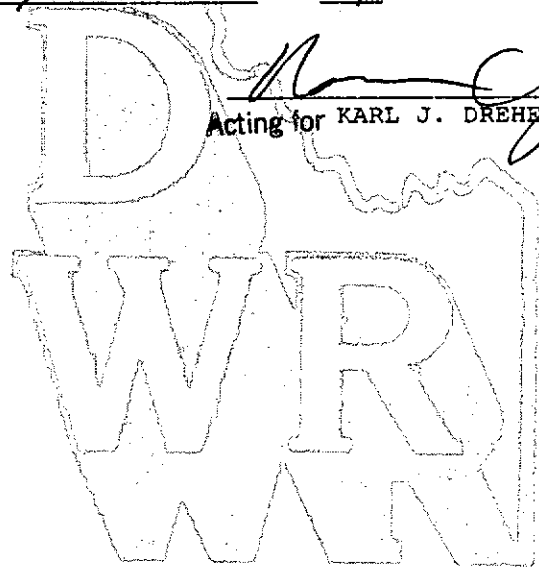
State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 25-07402

CONDITIONS OF APPROVAL AND REMARKS

7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
8. Diversion and use of water under this right is subject to rules that may subsequently be promulgated for the use of existing rights used for supplemental purposes.
9. Two points of diversion are located in NWNE, S32, T3N, R38E.
10. Place of use known as Lots 1-12 and 14-17, Northside Estates.
11. Right 25-07070 is also diverted through one of the wells described above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 26TH
day of FEBRUARY, 1997.




Acting for KARL J. DREHER, Director

MICROFILMED

MAR 10 1997

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 25-07402

Proposed Priority: May 31, 1985

Maximum Diversion Rate:

0.16 CFS

This is to certify, that **NORTHSIDE ESTATES INC.**
6300 NORTHSIDE CIRCLE
IDAHO FALLS, ID 83401

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

IRRIGATION

01/01 to 12/31

0.16 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWNE Sec. 32, Township 03N, Range 38E
BONNEVILLE County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

03N 38E 32

NWNE 8

8

Total number of acres irrigated:

8

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 1992.
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. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
7. 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.

RECORDED

FEB 13 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 25-07402

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

28th day of December, 19 89

R. Keith Higginson
for R. Keith Higginson, Director

RECORDED

FEB 13 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant NORTHSIDE ESTATES, INC. Phone 529-8680

Post office address 6300 Northside Circle, Idaho Falls, ID 83401

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 Section 32 Township 3N

Range 38E B.M. Bonneville County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.16 for Irrigation purposes from 1-1 to 12-31 (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:

a. 0.16 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 2 Wells (1 backup and 1 primary well) to a subdivision delivery system.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 8 inches; proposed depth of well is 190 feet.

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 — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____

(5) If water is to be used for other purposes describe: _____

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	38E	32		8															8

Total number of acres to be irrigated 8

c. Describe any other water rights used for the same purposes as described above. License 25-7070
multiple domestic water right

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

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

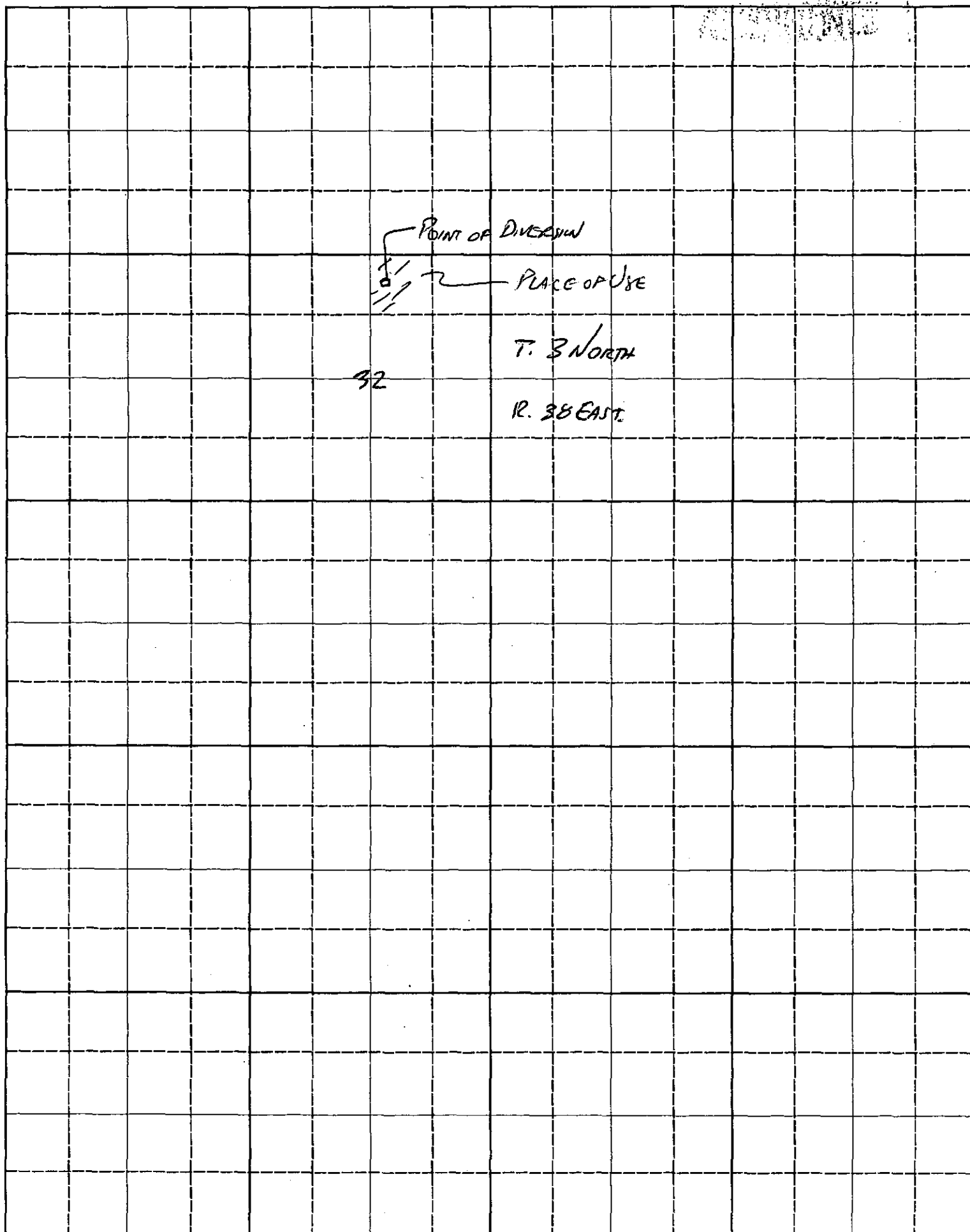
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

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FEB 13 1990

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



Scale: 2 inches equal 1 mile.

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

FEB 13 1890

[Signature]
(Applicant)
Secretary - Treasurer
Northside Potato Inc.

Received by CT Date 5-31-85 Time 4:00 pm
Preliminary check by lyr Fee \$ \$30.00 # 33306
Receipted by CT Date 5-31-85
Publication prepared by RB Date 10-10-89
Published in Last-Register
Publication dates 10-19 & 26-89
Publication approved RB Date 11-20-89
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by HWS

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. Other:

RECEIVED

FEB 13 1990

RECEIVED
OCT 04 1999
Department of Water Resources

CHANGE IN ADDRESS

This form is solely for purposes of notifying IDWR of a change in address of an adjudication claim.

[] Water Right Number(s): 25-07402

[] Old Mailing Address: Dameron Accounting
P.O. Box 50066
Idaho Falls, Idaho 83402

[] New Mailing Address: 6360 Northside Circle
Idaho Falls, ID 83401
Carrie Lemmon

[] Telephone Number: (208) 542-2435

[] Signature of Claimant: Carrie Lemmon

[] Date: 9-23-99

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 10.6.99 By: Ret

RECEIVED
SEP 29 1999
Department of Water Resources
Eastern Region



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

February 27, 1997

NORTHSIDE ESTATES INC
C/O LARRY HUGHES PRES
]6320 NORTHSIDE CIRCLE
IDAHO FALLS ID 83401

RE: WATER RIGHT NO. 25-07402

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 within fourteen (14) days after issuance 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 this 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 this 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, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this 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.

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MAR 10 1997

ORAL ARGUMENT

If the Department grants a petition to review the 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 the 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.

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

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

c: Eastern Region

Enclosures

CERTIFICATE OF MAILING

I hereby certify that on the 27th day of February, 1997, 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. 25-07402

**NORTHSIDE ESTATES INC
C/O LARRY HUGHES PRES
16320 NORTHSIDE CIRCLE
IDAHO FALLS ID 83401**



Sharla Curtis
Water Resource Agent

MICROFILMED
4

MAR 10 1997

MEMORANDUM

DATE: February 4, 1997
TO: 25-07402 File
FROM: Cindy Bird
SUBJECT: Surface Water Shares

I telephoned Mr. Hughes today in regards to any possible surface water rights. He was unavailable but his wife stated that they do have surface water shares but the canal doesn't come down far enough for them to use the shares. She does not know how many shares that they have.

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MAR 10 1997

LICENSE REVIEW CHECKLIST

PERMIT NO. 25-07402

DATE 1/30/97

REVIEWER: SHARLA

NAME Change OK

Address Change ✓ c/o Larry Hughes, Pres.

SOURCE ✓

Is change clarification of originally intended source? ✓

POINT OF DIV app. listed 2 pld ✓

If not, prepare Notice of Intent to Void ✓
Amendment required NO

PLACE OF USE ✓

Amendment required NO NO 60VT LOTS

Does map agree with written description? ✓ yes no

OVERLAPS ✓ P/D

✓ P/U

RATE OF DIV

Permitted Rate .16 cfs

Fee limit .20 cfs \$50⁰⁰

Measured ✓ cfs

Theoretical .60 cfs

looked at file
25-07070 looked at file
25-07172 = Lt 13, pld is on
this lot
1 well serving
dom. homes, same lots as this
lt.

Recommended Total Div Rate .16 cfs 7 1/2 hp pump
@ time of exam
7/88

ANNUAL VOLUME/
NATURE OF USES ✓

Use

Mr.

Volume Calculation

8 x 4.0 = 32.0 af

af

af

af

SUBTOTAL 32.0 af

1274 x 590 = 17.3 ac.

8 ac. ok

Flow rate .16 cfs X 244 days X 1.98 af = 67.8 af

Total volume recommended 32.0 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

2 pld in NWNE, S32.

WB7 (32.0 af)
W36
Plu = Lots 1-12, 14-17, Northside Estates.

CONDITIONS Watermaster Control WD#

GW Measurement/Measuring Device

R31 Overlap

Use-specific conditions

Advancement of Priority Date Required yes no

048,049,065,079

SRBA Claim Filed N/A
Adjustment Memo ✓

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 25-7402

1. Owner: NORTHSIDE ESTATES INC Phone No. 524-3664

Current Address: 6320 Northside Circle, Idaho Falls Id 83401

2. Accompanied by: Larry Hughes EXAM DATE: 23 May 94

Address: 6320 Northside Circle Idaho Falls Id Phone No. 524-3664

Relationship to Permit Holder: President of Water Users Association

3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 25-7070 domestic use

2. Other water rights with the same point of diversion: 25-7070 domestic use

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NW	NE	32	3 N	38 E	Bonneville	On site / County Rural Address Book

2. Place(s) of Use:

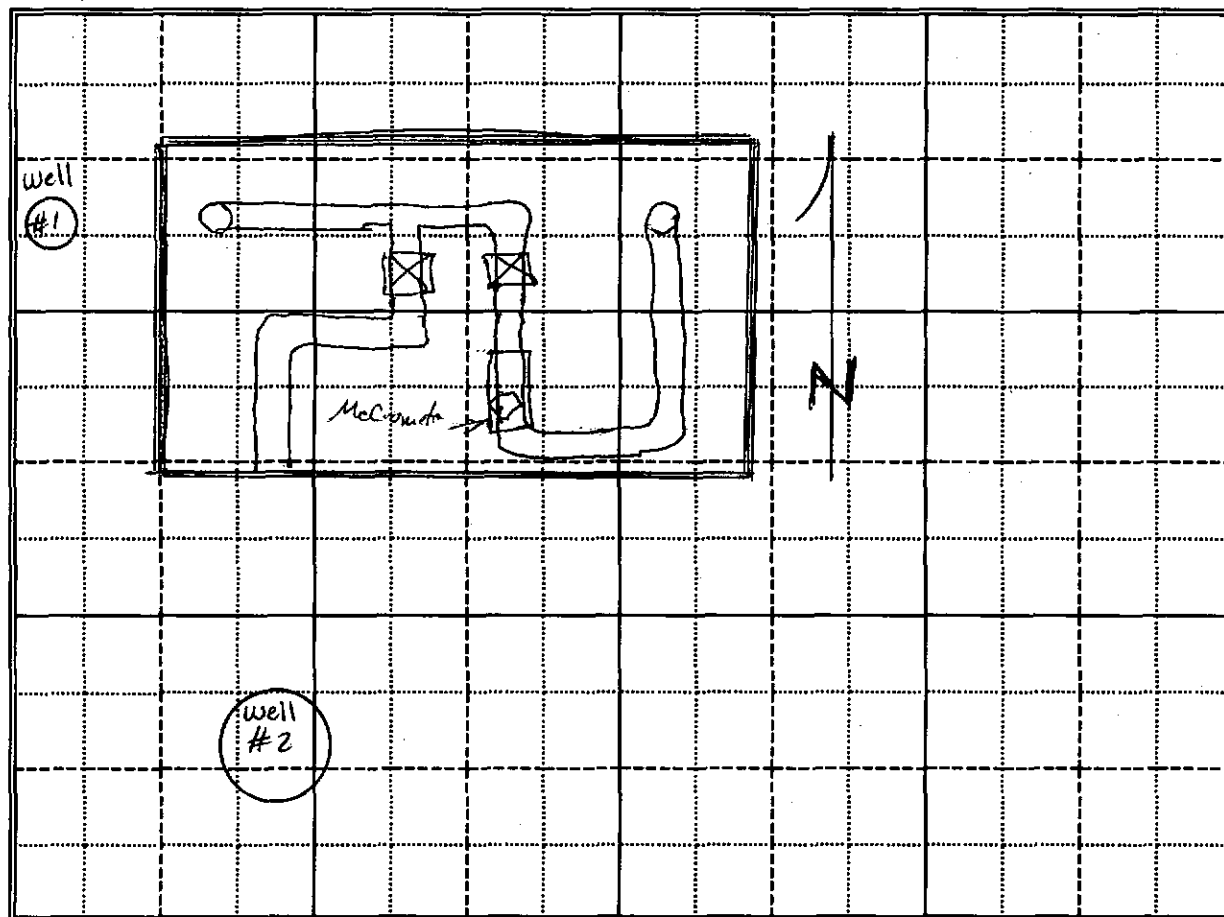
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	38E	32		8															8

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MAR 10 1997

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
* #1	RED JACKET	10	8MB6 RED JACKET	RED JACKET	
* #2	RED JACKET	20	8HB Model #	RED JACKET	

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

D. FLOW MEASUREMENTS

1.

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

2. **Measurements:** *Information from Andrew Well Drilling & Pump Curves info from Andrew Well Drilling
 Well #1 - 10 hp, total head 250' (pump @ 150' and 50 psi) efficiency 58%
 Well #2 - 20hp, total head 250' (pump @ 150' & 50psi) efficiency @ 61%

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MAR 10 1937

E. NARRATIVE/REMARKS/COMMENTS

Larry Hughes 524-3664 President, 6320 Northside Circle, I.F.
Jerry Hosenbeck 525-8207 Sec.

McCombs Flowmeter S/N 91-2-709

± 65 psi

Two wells Pumps mainline to 15 single domestic homes
for in house use and irrigation

Area of IRRIGATION is approximately 50% of each lot
total area is 16 acres and @ 50% = 8 ac. irrigated

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

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MAR 10 1997

F. FLOW CALCULATIONS

Measured Method: Theoretical Capacity
 $Q_{10} = \frac{10(8.814)(.58)}{150 + (56 \times 2.308)} = 0.19 \text{ cfs}$

Additional Computation Sheets Attached
 $Q = \frac{hp(8.814) \text{ eff}}{\text{Lift} + (PSI \times 2.308)}$

$$Q_{20} = \frac{20(8.814)(.61)}{150 + (50 \times 2.308)} = 0.405 \text{ cfs} = 0.41 \text{ cfs}$$

$$Q_{\text{TOTAL}} = 0.19 \text{ cfs} + 0.41 \text{ cfs} = 0.60 \text{ cfs}$$

$$\text{LR 25-7070 @ } 0.21 \text{ cfs} + \text{This permit } 0.16 = 0.37 \text{ cfs} < Q_{\text{TOTAL}} 0.60 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (8)(4) = 32 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.16(214) 1.9835 = 67.9$$

$$V = \text{Smaller of } V_{LR} \text{ and } V_{D.R.} = 32 \text{ afa}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	4/1	10/31	0.16 cfs	32 afa
Totals:			0.16 cfs	32 afa

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☒ Other Period of use

I. AUTHENTICATION

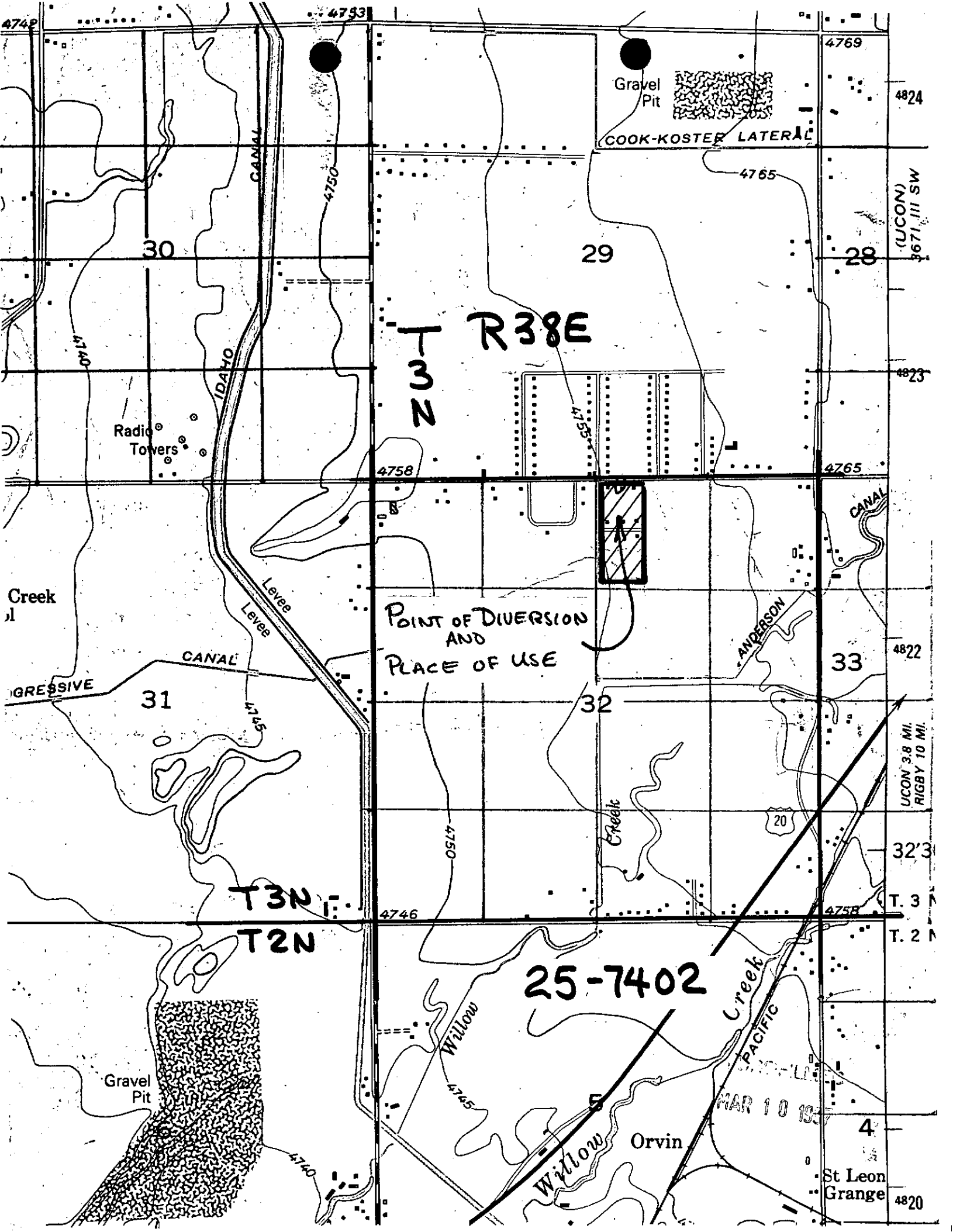
Field Examiner's Name KEITH C. WILSON Date 5/23/1994

Reviewer [Signature] Date 7-25-94

SEAL

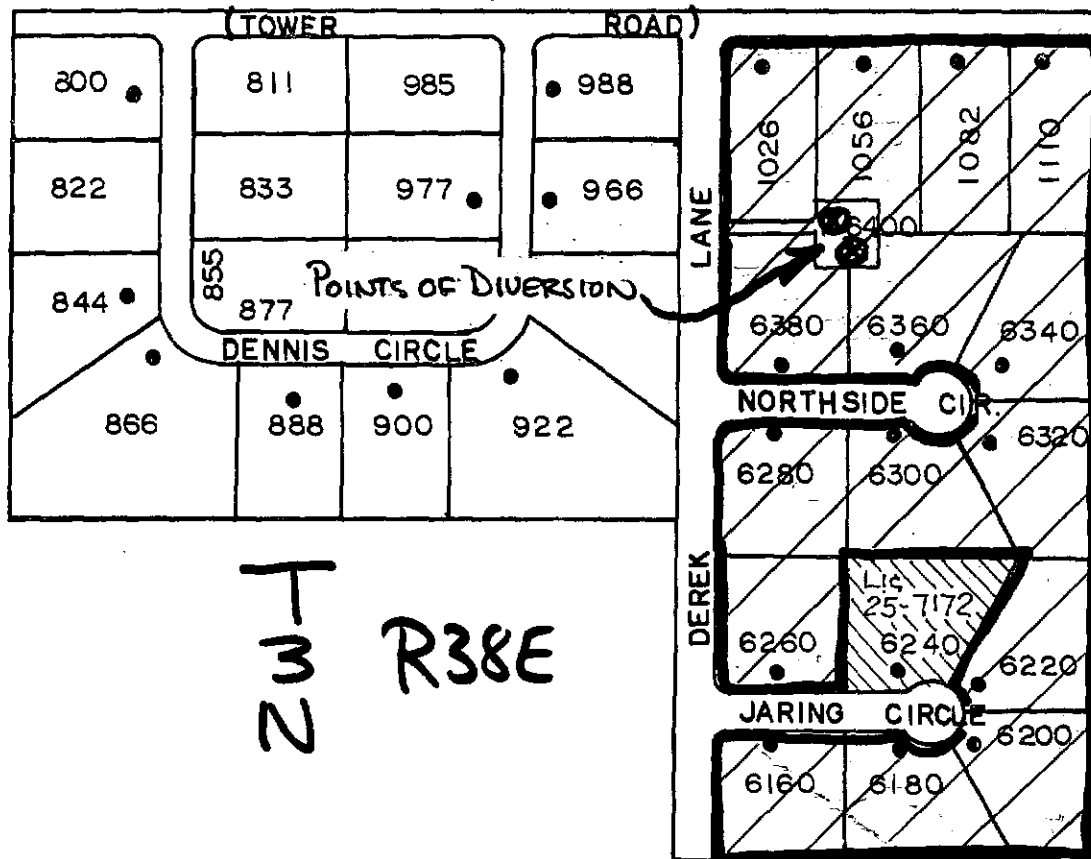
MICROFILMED

MAR 10 1997



MORTENSEN MEADOWS SUBDIVISION

65th NORTH



NORTHSIDE
ESTATES

LIC
25-7172
Lot 13, Block 1 Northside Estates

25-7402
RECORDED
MAR 10 1937

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

NORTHSIDE ESTATES

BONNEVILLE COUNTY, IDAHO

Part of
NW 1/4 NE 1/4 Sec. 32, T3N, R38, E.B.M.

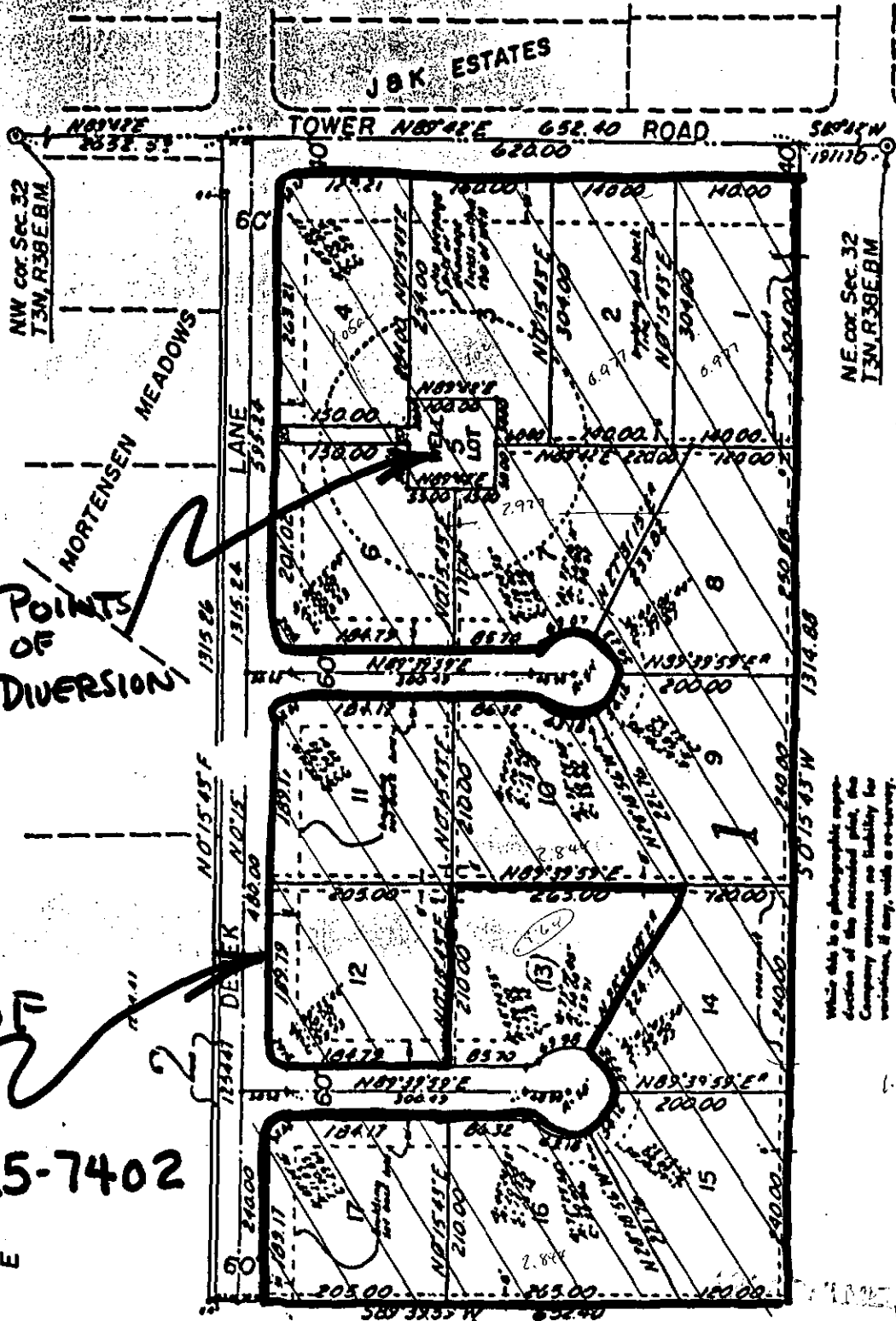
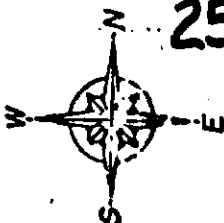
NW cor. Sec. 32
T3N, R38E.B.M.

NE cor. Sec. 32
T3N, R38E.B.M.

POINT OF
DIVERSION

PLACE OF
USE

25-7402



While this is a photographic reproduction of the recorded plat, the Company assumes no liability for variations, if any, with a re-survey.

LAND TITLE CO.
Idaho Falls, Idaho

MAR 10 1957

To
well



25-7402

RECEIVED
JUN 10 1967

December 31, 1991

NORTHSIDE ESTATES INC.
6180 JARING CIRCLE
IDAHO FALLS ID 83401

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 25-07402

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

RECEIVED

JAN 14 1992



STATE OF IDAHO

For Office Use Only
Amt. of Fee \$ 50.00
Date 12/21/91
Receipt No. 10226780
Received by hbk

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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.

1. Permit No. 25-07402 Telephone No. 5292151/5235827
2. Name(s) of Permit Holder(s): Northside Estates Inc
3. Post Office Address: 6180 Tarring Circle IF ID. 83401
4. Source of Water: Ground water
- a. If ground water, well driller's name: Andrew Will drilling Date drilled: Before 1987
- b. Pump horsepower: 20 Pressure (psi): — Dynamic pumping level (ft.): 190 FT
5. Extent of Use:

Domestic _____ (No. of households)

Irrigation 8 AC. (No. of acres)

Stockwater _____ (No. and type of stock)

Other IRRIG

6. Total rate and/or volume for which proof is submitted .16 cfs .16 acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

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

OR

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

8. Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

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

GARY S. GEORGE
Name

5292151
Telephone No.

6180 TARRING CIRC. IF ID. 83401
Address

10. 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.

Date

12/21/91

Signature (and title if on behalf of a company or organization)

Gary S. George

JAN 14 1992

RECEIVED

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 25-07402 Reviewed by Klg Date 12/26/91

GENERAL CONSIDERATIONS

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

SOURCE OF WATER

____ Surface water source
✓ Ground water source
NA Drilling permit required?
Before 1987 / Copy in the file? Drilling Permit No. _____
/ Amount paid for permit _____ Correct?
/ Well log in the file?

LICENSE EXAMINATION FEE

Yes Required?
50 Amount Submitted
Yes Correct?

MEASURING DEVICE

NA Required?
/ Installed?
/ Waiver requested?

PRIORITY CALCULATION

Date proof received NA _____
Date proof due _____ - _____
No. of days late _____ = _____
Priority Date _____ + _____
New Priority Date _____

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY

New Address 6180 Garing Circle 12/26/91 Klg Proof Made 12/26/91
12/31/91 Klg

138127
October 31, 1991

NORTHSIDE ESTATES INC.
6300 NORTHSIDE CIRCLE
IDAHO FALLS ID 83401

PROOF DUE NOTICE

RE: PERMIT NO. 25-07402

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 January 1, 1992. (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,

Nina Shields
Secretary/Records Manager

Enclosures

RECEIVED
JAN 14 1992

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

Statehouse
Boise, Idaho 83720
(208) 327-7900
December 29, 1989

NORTHSIDE ESTATES INC.
6300 NORTHSIDE CIRCLE
IDAHO FALLS, ID 83401

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

RE: PERMIT NO. P25-07402

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.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

MICROFILMED

AUG 15 1990

.....

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 into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

FEB 1 1990

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

25 7402

INITIAL REVIEW BY: G. F. RAMSEY

APPLICATION NUMBER: _____

CHECK: JUN 3 1985

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____

Date: _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☒ Yes ☐ No Other rights on same place of use.

- ☒ Yes ☐ No* In form for advertising.
Final date for protests: 11-6-87 (NOT SHOWN ON PLU MICROFILME)

- ☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: _____
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.

- ☐ Yes ☒ No Measuring device required.

- ☐ Yes ☒ No Access port required.

- ☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 01-P05

- 5-31-85 Date of priority recommended.

Special conditions of approval or cover letter.

App. in NON-TRUST area-

allow 2 yrs. to develop

By: HWT

Date: 11-21-87

STATE OFFICE REVIEW:

P05, P23

P17

46 48 49 26

- ☐ See attached sheet for more information.

By: LW

Date: 12-19-89

NOV 24 1989

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

16-Oct-1989

Northside Estates, Inc.
6300 Northside Circle
Idaho Falls, ID 83401

RE: Application for Permit No. 25-7402

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

RECEIVED
FEB 13 1990

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

Idaho Falls, Idaho 83402
(208) 525-7161

OCTOBER 10, 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 NOVEMBER 6, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED

FEB 13 1990

NOTICE OF APPLICATION FOR WATER RIGHT

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

RECEIVED

FEB 13 1990

25-07402

NORTHSIDE EST. INC.
6300 NORTHSIDE CIRCLE
IDAHO FALLS, ID 83401

Source: GROUNDWATER

Diversion Pt: NWNE Sec 32 T 03N R 38E

Use: IRRIGATION (.160 CFS)

Date Filed: 5/31/1985

In: T03N R38E S32 NWNE

8.0 ACRES TOTAL

RECORDED

FEB 13 1990

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 NOVEMBER 6, 1989.

R. Keith Higginson, Director

Published 10/19/1989 & 10/27/1989

RECEIVED

FEB 13 1990



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

August 12, 1985

RE: Application for Permit No. 25-7402

Northside Estates, Inc.
6300 Northside Circle
Idaho Falls, Idaho 83401

Gentlemen:

In October of 1984, Idaho Power Company and the State of Idaho signed an agreement stating the Company's water rights would be subordinated to those persons who beneficially used water prior to October 1, 1984, and who filed an application or claim for said use by June 30, 1985.

To insure proper consideration of your application pursuant to the above agreement, follow the directions on the enclosed form and return it to this office when completed. For your benefit in identifying the point of diversion and place of use, included on the form is a description of the major items contained on the application.

Your cooperation in returning the completed form and supplemental documentation will expedite future administrative action on your application when processing of applications above Swan Falls resumes.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

RECEIVED

FEB 13 1990

25-7402-

NORTHSIDE ESTATES, INC.

6300 NORTHSIDE CIRCLE, IDAHO FALLS, ID 83401

Source: GROUNDWATER

Date Filed: 05/31/1985

Diversion Pt: NNNE Sec 32 T 03N R 38E

Use: IRRIGATION (0.16 CFS)

In: NNNE Sec 32 T 03N R 38E FOR 8 ACRES

RECEIVED

FEB 13 1990

State of Idaho
Department of Water Resources

RECEIVED

MAY 7 1981

WATER RIGHT LICENSE

Department of Water Resources
Eastern District Office

License of Water Right No. 25-7070 Priority July 11, 1975 Amount .21 cfs

THIS IS TO CERTIFY, that GRAYSON BUILDERS, INC.
of Idaho Falls, Idaho, has complied with the terms and conditions of Permit
No. 25-7070 issued pursuant to Application for Permit dated July 11, 1975
and has submitted proof to the Department of Water Resources on June 9, 1980
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .21 cfs of water from a groundwater source
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic (16 units)	from <u>January 1</u> to <u>December 31</u>	at <u>.21</u> cfs and	<u>19.2</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than .21 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
19.2 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, Twp. 3N,
Rge. 38E, B.M. in the County of Bonneville

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
3N	38E	32	X																

Total number of acres irrigated _____

FEB 13 1990

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of
April, 19 81.

Director

Proof of Publication
The Post-Register

RECEIVED

NOV 9 1989

State of Idaho, }
County of Bonneville } ss

Department of Water Resources
Eastern District Office

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 ... 19th ... day of ... October ..., 19 89 ..., last publication
having been made on the ... 26th ... day of ... October ..., 19 89 ..., 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 ... 6th ... day of ... November ..., 19 89 ...

Ted Delezene
...
Don R. Napier
Notary Public

My commission expires September 30, ..., 1994 ...

NOTICE OF APPLICATION
FOR WATER RIGHT

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

25-07402

NORTHSIDE EST. INC.
6300 NORTHSIDE CIRCLE
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: NWNE Sec 32 T 03N R 38E
Use: IRRIGATION (.160 CFS)
Date Filed: 5/31/1985
In: T03N R38E S32 NWNE
8.0 ACRES TOTAL

25-07498

CITY OF AMMON
3270 MOLEN
AMMON, ID 83406
Source: GROUNDWATER
Diversion Pt: NESENW Sec 26 T 02N R
38E
Use: MUNICIPAL (2.320 CFS)
Date Filed: 6/06/1989
In: T02N R38E S22
S26
S27
S34
S35

25-07519

ELISON, RONALD C
620 N 55TH E
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: SWNWSW Sec 18 T 02N R
39E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.030 CFS)
Date Filed: 9/13/1989
In: T02N R39E S18 NWSW
1.0 ACRES TOTAL

25-07527

JORGENSEN, DERALD
JORGENSEN, KIM
4106 E. FAIRVIEW
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: NWNE Sec 23 T 03N R 38E
Use: IRRIGATION (.040 CFS)
DOMESTIC (.060 CFS)
Date Filed: 9/22/1989
In: T03N R38E S23 NWNE
2.0 ACRES TOTAL

25-07528

KRESS, THOMAS J.
KRESS, ROSELYN VAN EVERA
3239 S. LAURELWOOD DR.
IDAHO FALLS, ID 83406
Source: GROUNDWATER
Diversion Pt: SWSE Sec 30 T 02N R 39E
Use: IRRIGATION (.060 CFS)
DOMESTIC (.040 CFS)
Date Filed: 9/19/1989
In: T02N R39E S30 SWSE
2.0 ACRES TOTAL

25-07530

STORER, GALE
STORER, BETTY
2968 N. HOLMES
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversion Pt: NWNW Sec 8 T 02N R 38E
Use: COMMERCIAL (.040 CFS)
Date Filed: 8/28/1989
In: T02N R38E S08 NWNW

35-08815

WOOD, SUSAN
26127 S. 4500 W.
IDAHO FALLS, ID 83402
Source: GROUNDWATER
Diversion Pt: SWSW Sec 4 T 01N R 37E
Use: DOMESTIC (.110 CFS)
Date Filed: 9/20/1989
In: T01N R37E S04 SWSW

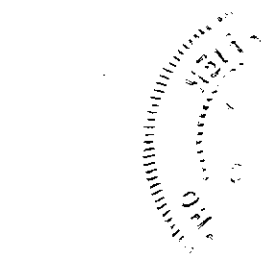
35-08821

BITTER, VERL L.
HAINES, KENNETH
SIMMONS, LARRY
SMITH, RICKY
SMITH, ROGER
STODDART, DUANE A.
WHEELER, BLISS
425 N. KAREY LANE
IDAHO FALLS, ID 83402
Source: GROUNDWATER
Diversion Pt: NWSE Sec 18 T 02N R 37E
Use: DOMESTIC (.120 CFS)
Date Filed: 9/13/1989
In: T02N R37E S18 NWSE

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
NOVEMBER 6, 1989.

R. Keith Higginson, Director

Published: October 19, 26, 1989



IDAHO DEPT. OF WATER RESOURCES

FEB 13 1990

