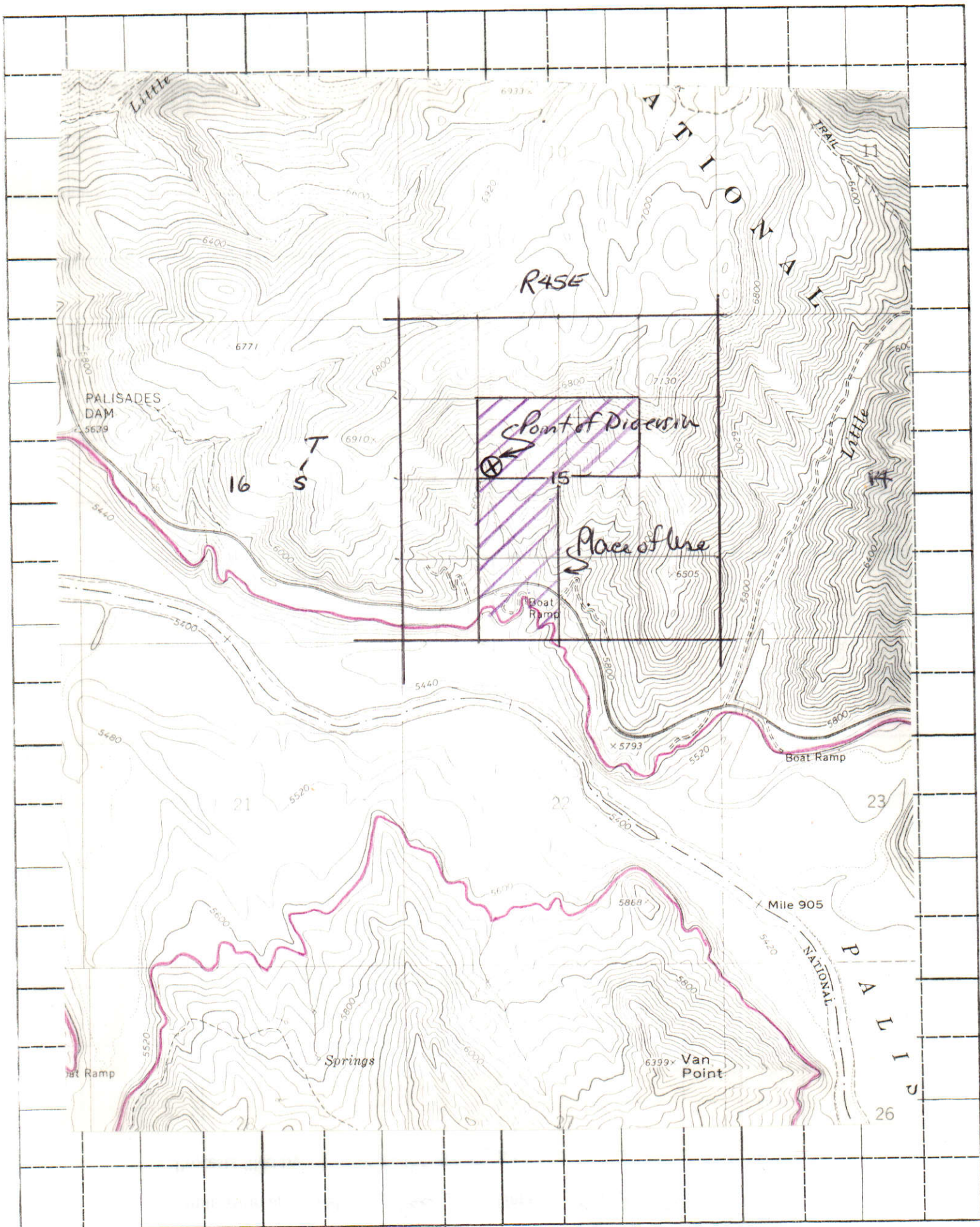


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

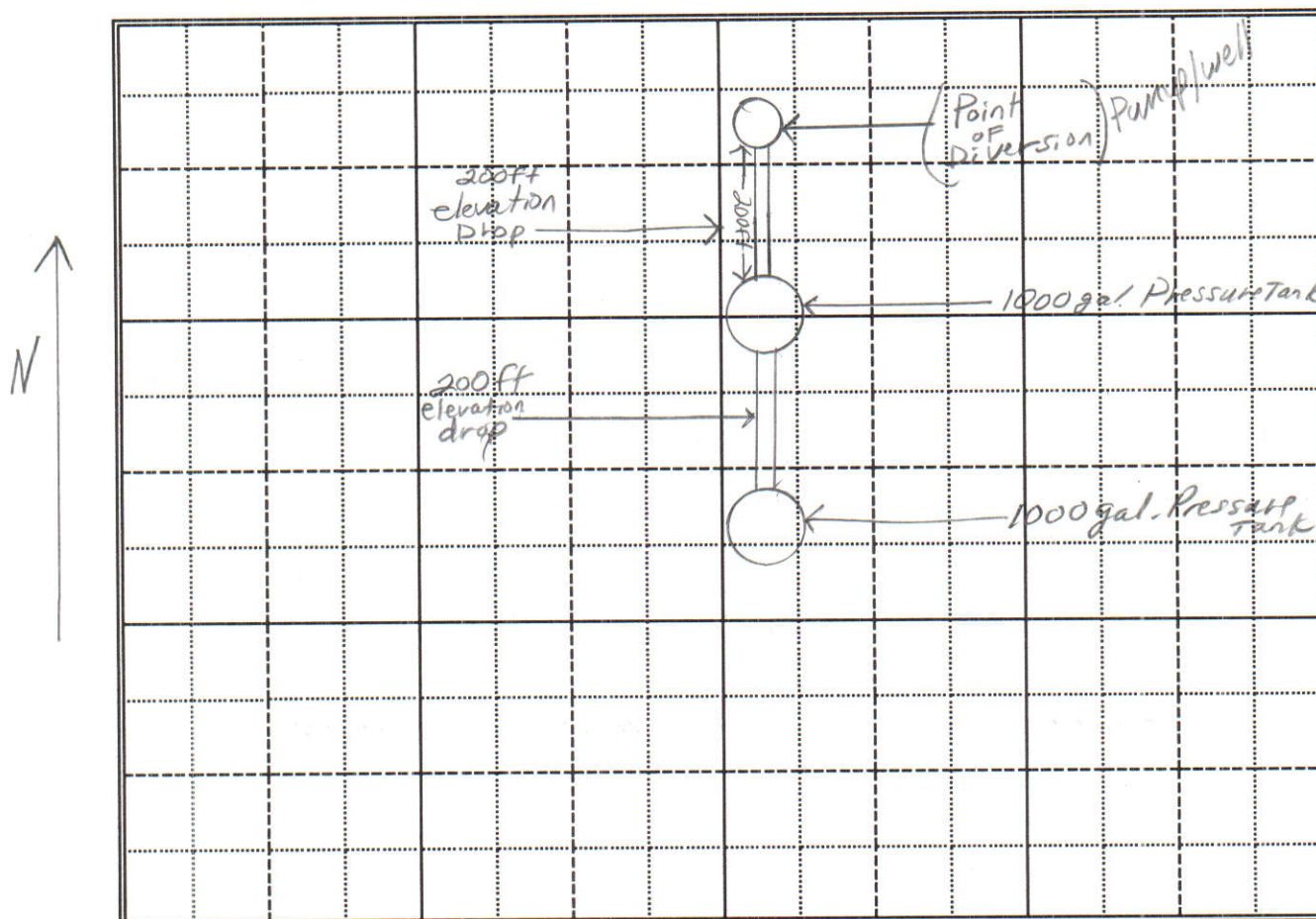
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Don D. Savel
(Applicant)

Don D. Savel
Owner - Manager

RECEIVED

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
—	—	7.5	—	Submersible	—

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

D. FLOW MEASUREMENTS

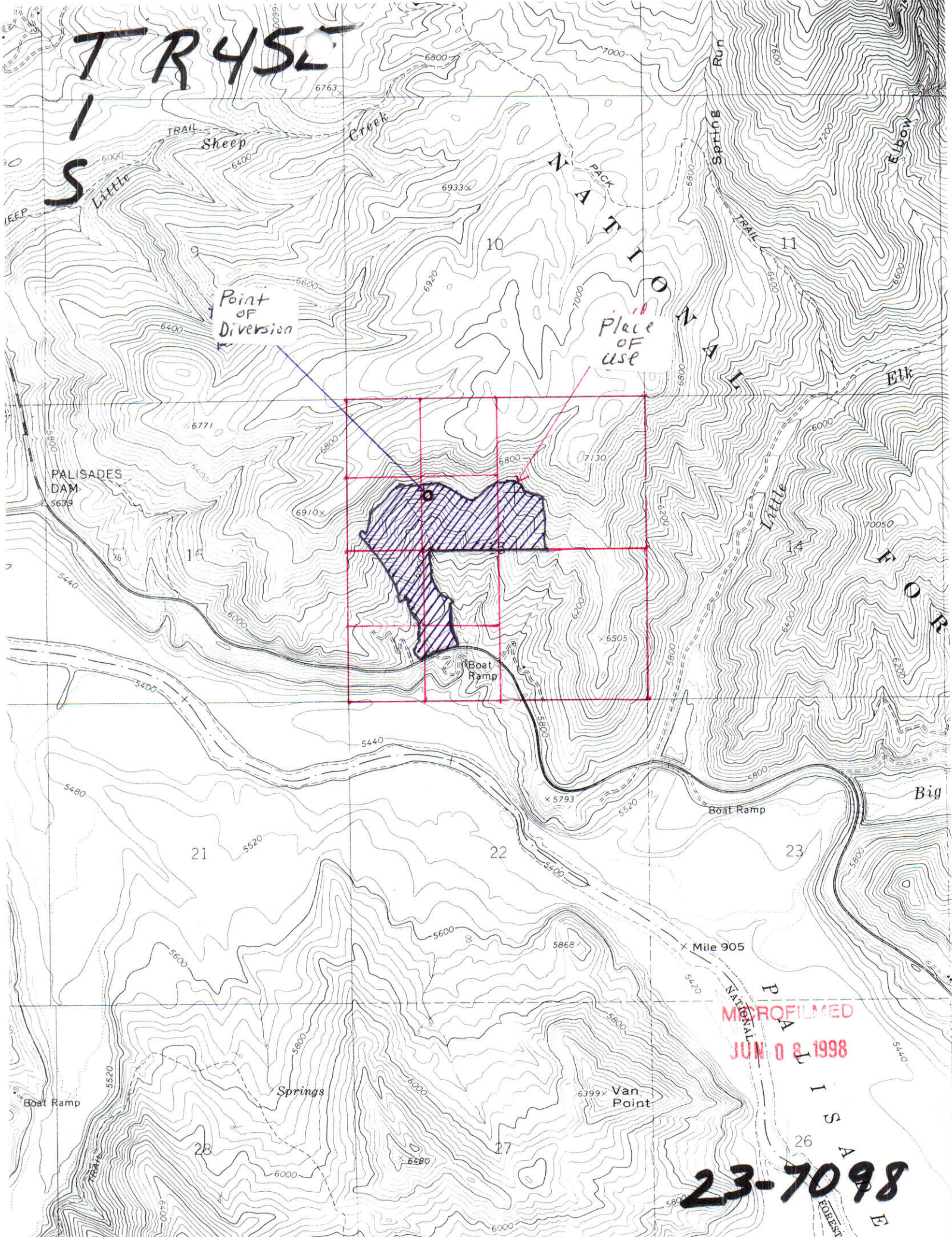
1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pressure gauge						
Theoretical						

2. Measurements: 30 PSI at pumphouse. Up to 127 PSI before reduced at place of use.
Theoretical - 0.34 CFS. MICROFILMED

JUN 08 1998

TR 45E
S

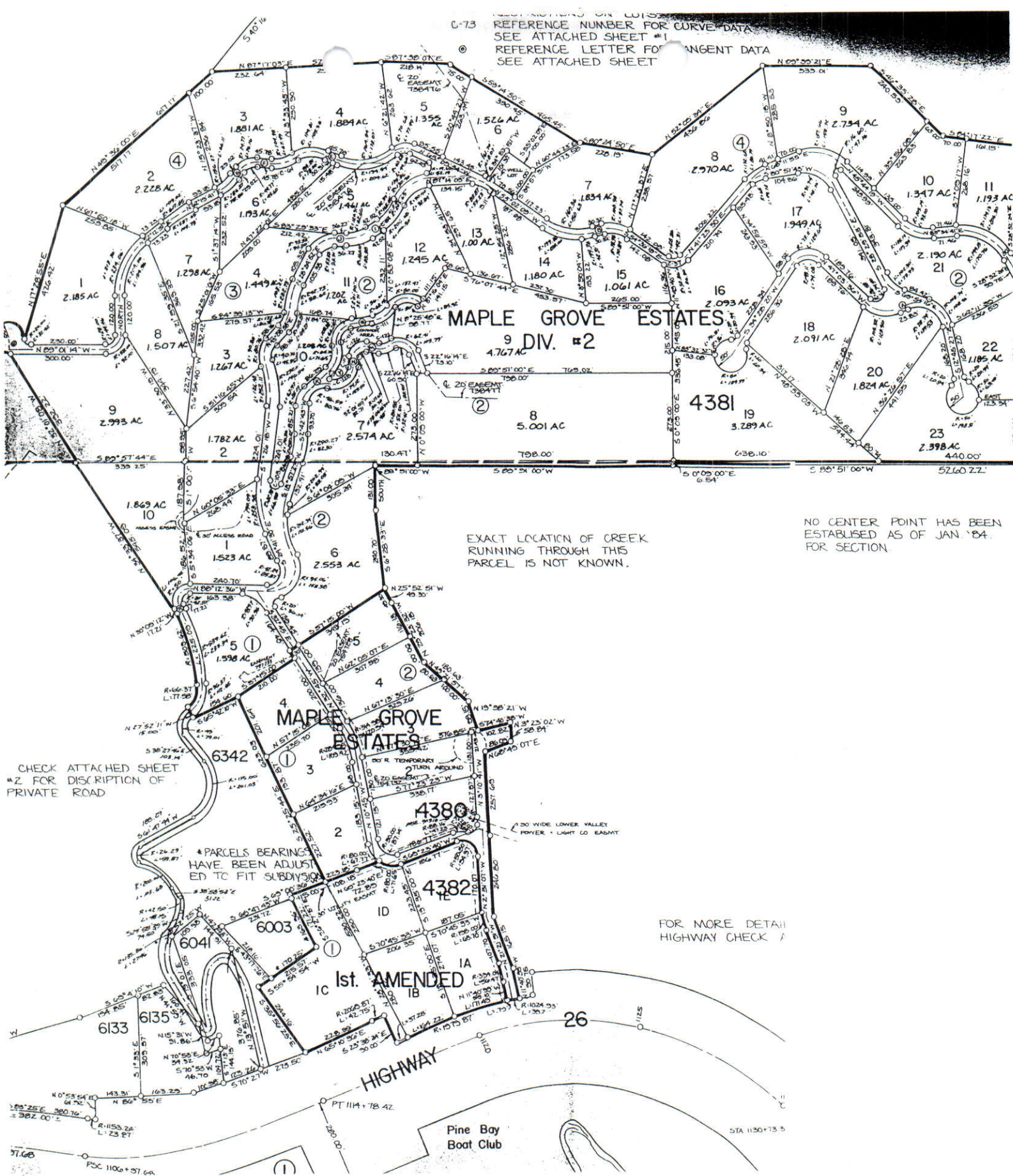


MICROFILMED
JUN 08 1998

23-7098

C-73 REFERENCE NUMBER FOR CURVE DATA
SEE ATTACHED SHEET #1

© REFERENCE LETTER FOR TANGENT DATA
SEE ATTACHED SHEET



MICROFILMED

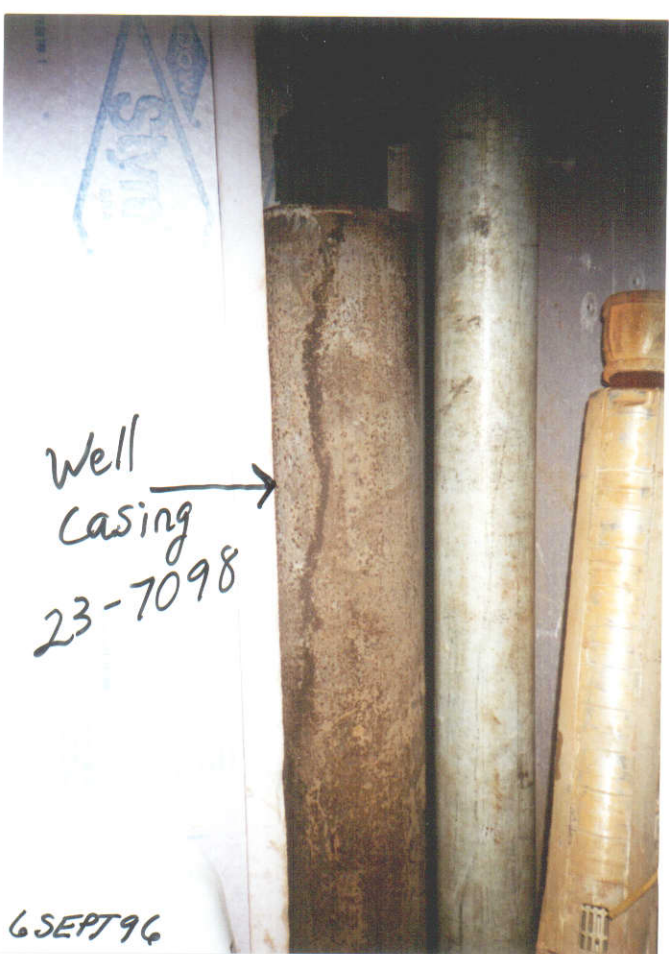
JUN 08 1999

23-7098

Bernell
Clark
V.P. Maple Grove
Estates Assoc.

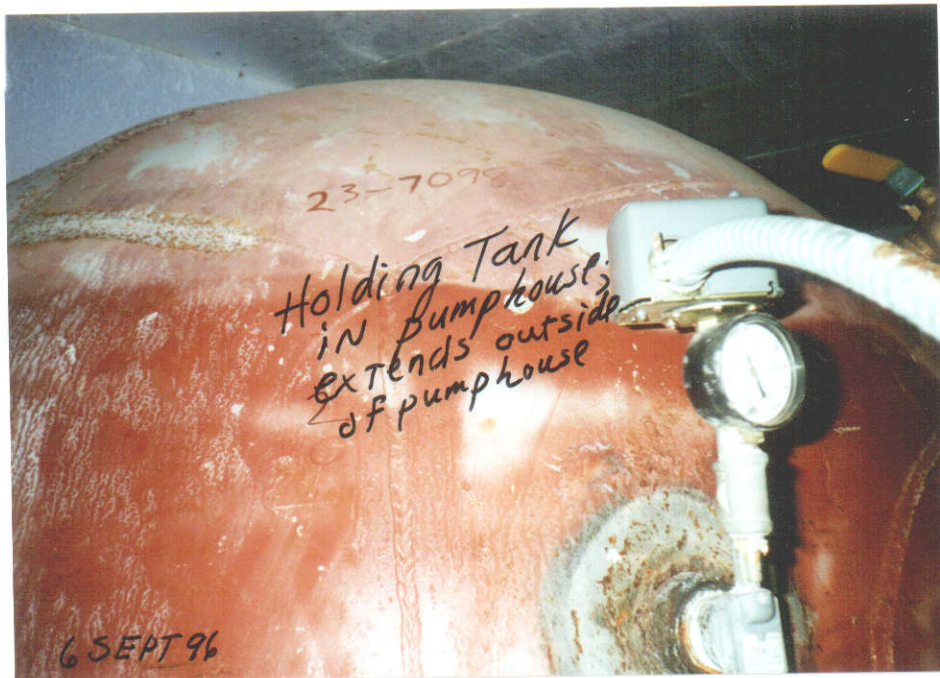


Examiner: Steven Garrison



REFILMED
JUN 08 1998

23-7098



Part of
Holding Tank
outside of
pump house →

CONFIRMED
JUN 08 1998

23-7098



1000 gal.
Pressure
Tank, below
pumphouse
and holding
Tank.

6 SEPT 96



6 SEPT 96

2nd
1000 gal.
Pressure
Tank; below
1st pressure
Tank.

MICROFILMED
JUN 08 1998

23-7098



Place of Use
Farthest
up mountainside
above pump house

6 SEPT 96

pump house



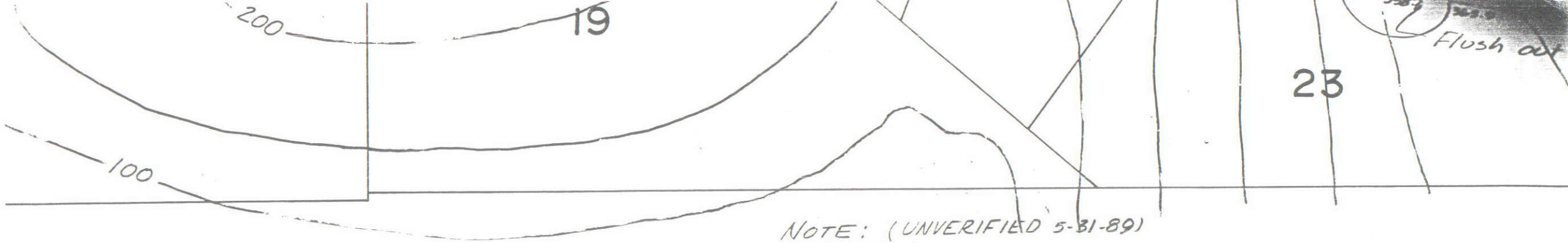
Place
of
Use

6 SEPT 96

MICROFILMED

JUN 08 1998

23-7098



NOTE: (UNVERIFIED 5-31-89)
 individual service, pressure
 reducing valves, required
 on

W/ VALVE (3/4" Ø OFF MAIN TYP.)
 N VALVE

Lot 1A	Blk 1	Lot 1	Blk 2	Lot 17	Blk 2	Lot 6
Lot 2	"	Lot 6	"	Lot 18	"	Lot 7
Lot 5	"	Lot 14	"	Lot 19	"	Lot 8
Lot 1B	"	Lot 15	"	Lot 20	"	Lot 9
Lot 1C	"	Lot 16	"	Lot 21	"	
Lot 1D	"	Lot 22	"	Lot 23	"	
Lot 1E	"					

MAPLE GROVE ESTATES

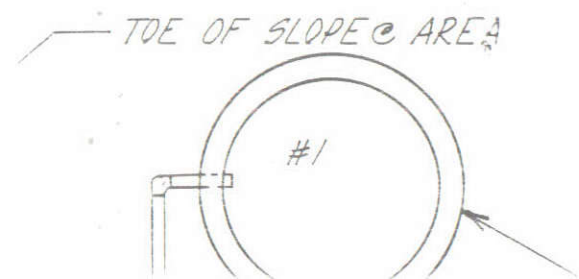
DIVISIONS NO. 1 & 2 WATER SYSTEM

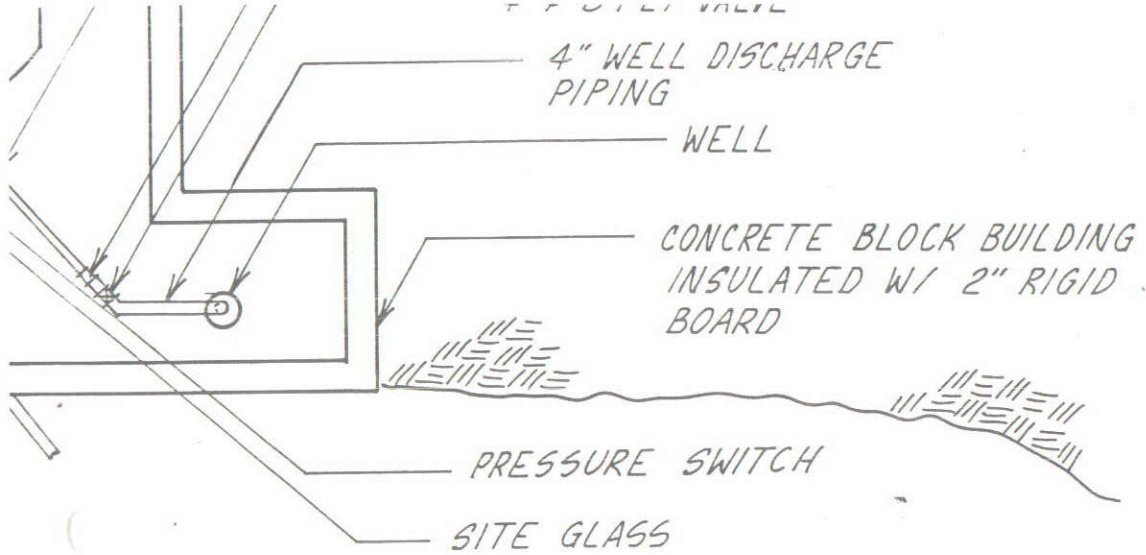
SECTION 15, T.1 S, R.45 E. B.M.

SCALE



TED S. SORENSON & ASSOCIATES
 IDAHO FALLS, IDAHO

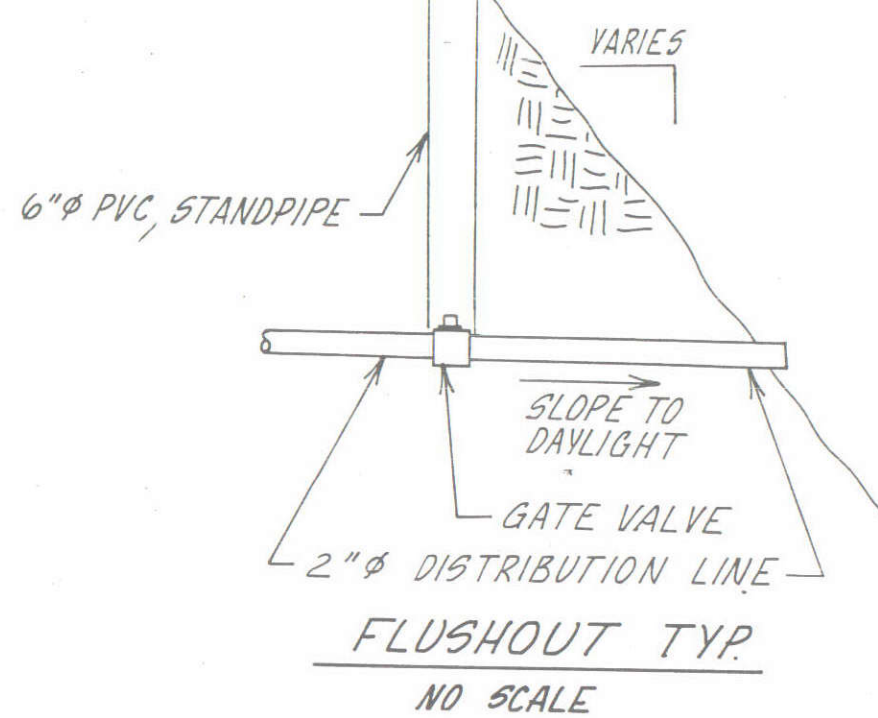




W/ VALVE
CONTROLS

WIRE TANK & STORAGE TANK LAYOUT

1/4" = 1'-0" (APPROX.)



MICROFILMED

SEP 25 1990

Homestead Development Corp.
380 South Freeman
Idaho Falls, Idaho

RECORD DRAWING 6-'89

E 82-1132

Water Right License

WATER RIGHT NO. 23-07098

Priority: August 2, 1990

Maximum Diversion Rate:

0.33 CFS

Maximum Diversion Volume:

58.8 AF

This is to certify, that MAPLE GROVE ESTATES

3612 JASON DR

IDAHO FALLS ID 83401

IDAHO FALLS ID 83401 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 31, 1983; and has submitted Proof of Beneficial Use on July 31, 1990. An examination indicates that the works have a diversion capacity of 0.340 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

ANNUAL VOLUME

DOMESTIC

01/01 to 12/31

0.33 CFS

58.8 AF

LOCATION OF POINT(S) OF DIVERSION:

SENECA, Sec. 15, Township 01S, Range 45E
BONNEVILLE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

01S 45E 15

SWNE

NESW

SESW

SWNW

NWSW

SENW

SWSW

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 which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
6. Domestic use is for 49 homes.
7. Place of use is located within Lots 1(A/B/C/D/E) through 5, Blk. 1; Lots 1-23, Blk. 2; Maple Grove Estates, Lots 1-10, Blk. 3.

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1998

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 23-07098

CONDITIONS OF APPROVAL AND REMARKS

Blk. 3; and Lots 1-11, Blk. 4, Maple Grove Estates, Division #2.

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 27th
day of MAY, 1978.


Acting for KARL J. DREHER, Director

RECORDED
JUN 06 1978

MAY 18 1998

Department of Water Resources

Date of Priority: August 2, 1990

and represents to the Director of the

Source: **GROUNDWATER**

LOCATION OF POINT(S) OF DIVERSION: SENW , Sec. 15, Township 01S, Range 45E
BONNEVILLE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

01S 45E 15	SWNE	SWNW	SENW
	NESW	NWSW	SWSW
	SESW		

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Idaho Falls, this 14th day of May, 1998.

MICROFILMED

(Signature)

113 114 115

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 23-07098

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = \$200 Received by LL # 004256 Date 5/18/98

ACTION OF THE DEPARTMENT OF WATER RESOURCES

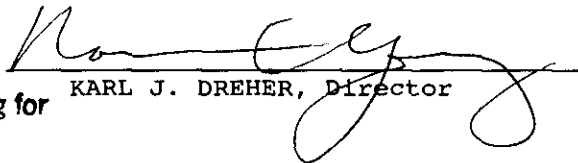
I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 23-07098 with the following;

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 which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
6. Domestic use is for 49 homes.
7. Place of use is located within Lots 1(A/B/C/D/E) through 5, Blk. 1; Lots 1-23, Blk. 2; Maple Grove Estates, Lots 1-10, Blk. 3; and Lots 1-11, Blk. 4, Maple Grove Estates, Division #2.

Witness my hand this 27TH day of MAY, 1998.

Acting for


KARL J. DREHER, Director

MICROFILMED

JUN 8 1998

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT	)	
	)	
NO. 23-7098 IN THE NAME	)	ORDER OF REINSTATEMENT
	)	
OF MAPLE GROVE ESTATES	)	

This matter having come before the Idaho Department of Water Resources (Department) the Department finds as follows:

FINDINGS OF FACT

1. On January 3, 1985, the Director of the Department of Water Resources issued Permit No. 23-7098 with a condition of approval that proof of construction of works and application of water to beneficial use be submitted on or before January 1, 1990.
2. On October 31, 1989 the Department sent a proof due notice to the permit holders.
3. On January 17, 1990 the Department sent a lapse notice to the permit holders since neither proof of beneficial use nor a request for extension of time had been received from the permit holders.
4. On August 2, 1990 Proof of Beneficial Use was received by the Department from the permit holders.
5. Section 42-218a, Idaho Code, authorizes the Department to reinstate a lapsed permit, with the priority date advanced to the date that proof of beneficial use was received upon

RECORDED

SEP 25 1990

submittal of evidence clearly establishing the extent of beneficial use prior to the proof due date and a showing of reasonable cause why the proof was submitted late.

6. The permit holders submitted evidence to confirm that water has been put to beneficial use. Evidence includes a well pumping test performed for the permit holders well in June of 1989.

7. The permit holders have stated that proof was submitted late because they were not aware of the proof requirement and did not recall receiving notices of the requirement. The Department's records show that the original proof notice had been returned by the post office.

CONCLUSIONS OF LAW

1. The permit holders have submitted proof of beneficial use along with supporting evidence which establishes that water was in fact beneficially used as identified on the permit.

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

3. The permit can be reinstated with the date of priority advanced to the date proof of beneficial use was received by the Department.

ORDER

IT IS HEREBY ORDERED that Permit No. 23-7098 is reinstated.

IT IS FURTHER ORDERED that the date of priority of this permit is advanced to August 2, 1990.

Dated this 20th day of September, 1990.

L. Glen Saxton

L. GLEN SAXTON
Chief, Operations Bureau

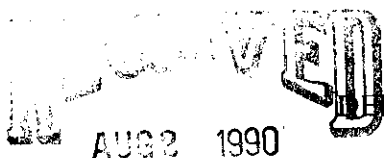
CERTIFICATE OF MAILING

I hereby certify that on the 21st day of September, 1990, I mailed a true and correct copy, by U.S. Mail, postage prepaid, of the Order of Reinstatement to:

Maple Grove Estates
c/o Wade Ellis
1438 W. 97 S.
Idaho Falls, ID 83402

Brenda L. Miller

BRENDA L. MILLER,
Water Rights Processing Clerk



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. 23-7098 Telephone No. 524-7247

Name(s) of Permit Holder(s): Maple Grove Estates % Wade Ellis

Post Office Address: 438 W 975 Idaho Falls ID 83402

Source of Water: Groundwater

If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:
Domestic 49 (No. of households) Irrigation _____ (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 0.33 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: August 1986

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

Measuring device: Required? Yes No Installed? Yes No

OR

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

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

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

Name Same as above Telephone No. _____

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.

MICROFILMED

SEP 20 1990

Date 31 July 1990

Signature Wade L. Ellis
(and title if on behalf of a company or organization)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Maple Grove Estates Phone 523-2212

Post office address 602 W. Elva, Idaho Falls, ID 83402

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 15 Township 1S

Range 45E B.M. Bonneville County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.33cfs for Domestic 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. 0.33cfs cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well pump to holding tank
with distribution lines to individual homes.

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 10 inches; proposed depth of well is 260 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:

SE	$\frac{1}{4}$ of	SW	$\frac{1}{4}$ of
NE		SW	
SE		SW	

 Section 15 Township 1S

Range 45E 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 49.

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

Figure 1. The effect of the concentration of the *Agrobacterium* suspension on the transformation efficiency of *Agrobacterium* strains.

[illegible]

Total number of acres to be irrigated

c. Describe any other water rights used for the same purposes as described above. 23-7030

23-7029/23-7065

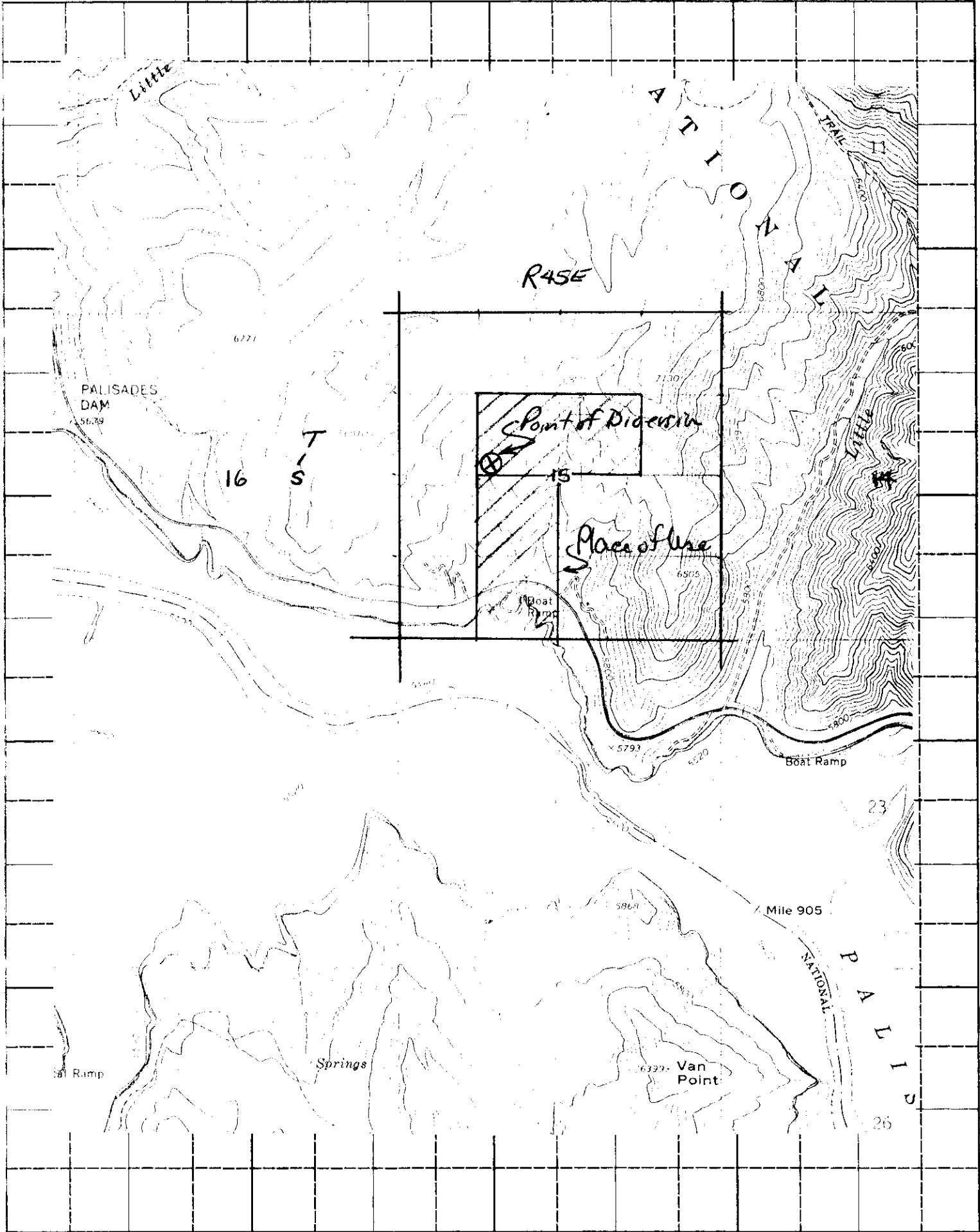
9. a. Who owns the property at the point of diversion Milo Ford

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Filing on system as the developer on behalf of the landowner.

10. Remarks

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



Scale: 2 inches equal 1 mile.

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

Van D. Sael
(Applicant)
John Lee - Manager

Proposed Priority 5/31/83

ASSISTED BY Kew 5-31-83

Received by CW Date 5-31-83 Time 2:00p

Preliminary check by HWS Fee \$ 45.00

Received by BP Date 5/31/83 # 26350

Publication prepared by BP Date 7/27/83

Published in Post Register

Publication dates 8/4 - 8/11/83

Publication approved CW Date 8-19-83

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC Kew

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. 23-7098, and said application is hereby APPROVED.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 19 90.

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: 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.

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 3rd day of January, 1985.

J. Glen Sayton
Chief, Operations Bureau

Proof of Publication The Post-Register

AUG 16 1983

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 having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eighty (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 4th day of August, 1983, last publication having been made on the 11th day of August, 1983, 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 11th day of August, 1983.

Don R. Napier
Notary Public

My commission expires September 30, 1984.

B10, 1M,

NOTICE OF APPLICATION FOR WATER RIGHT

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

25-7355
GRAY, KENNETH
P.O. Box 2354, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Date Filed: 07/19/1983
Diversion Pt: SESE Sec 05 T 02N R 38E
Use: COMMERCIAL (0.04 CFS); DOMESTIC (0.04 CFS)
In: SESE Sec 05 T 02N R 38E

25-7354
FARNES, MARK E. &/or CANDIS M.
RT. 3, BOX 371 A, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Date Filed: 06/21/1983
Diversion Pt: SESW Sec 07 T 01N R 38E
Use: DOMESTIC (0.04 CFS)
In: SESW Sec 07 T 01N R 38E

25-7353
MANN, ZANE
RT. 4, BOX 252, RIGBY, ID 83442
Source: GROUNDWATER
Date Filed: 06/21/1983
Diversion Pt: SESW Sec 07 T 03S R 43E
Use: STOCKWATER (0.05 CFS)
In: SESW Sec 07 T 03S R 43E NENW Sec 18 T 03S R 43E

25-7324
JONES, DON &/or OMA
HADERLIE, DICK &/or RICHARD
3099 E. LINCOLN, IDAHO FALLS, ID 83401
Source: SPRINGS trib. to LITTLE SHEEP CREEK
Date Filed: 05/09/1983
Diversion Pt: NESE Sec 08 T 01S R 41E
Use: DOMESTIC (0.08 CFS)
In: SESE Sec 08 T 01S R 45E SWSW Sec 09 T 01S R 45E NENE Sec 17 T 01S R 45E

23-7028
MAPLE GROVE ESTATES
602 W. ELVA, IDAHO FALLS, ID 83402
Source: GROUNDWATER
Date Filed: 05/31/1983
Diversion Pt: SENW Sec 15 T 01S R 45E
Use: DOMESTIC (0.33 CFS)
In: SESW NESW SENW SWNE Sec 15 T 01S R 45E

23-7100
KUNZ, VICTOR A.
P.O. BOX 604, PALISADES, ID 83437
Source: SPRINGS trib. to PALISADES RESERVOIR
Date Filed: 07/21/1983
Diversion Pt: SENW Sec 06 T 02S R 46E
Use: DOMESTIC (0.10 CFS)
In: SENW NESW Sec 06 T 02S R 46E

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before AUGUST 22, 1983.

KEN DUNN
Director

Published: August 4, 11, 1983



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

May 28, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MAPLE GROVE ESTATES
3612 JASON DR
IDAHO FALLS ID 83401

RE: WATER RIGHT NO. 23-07098

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 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.

RECORDED
JUN 18 1998

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.

MICROFILMED

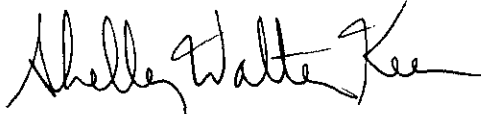
SEP 30 1988
2

The appeal must be led 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.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

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

Sincerely,

A handwritten signature in cursive script, reading "Shelley W. Keen". The signature is written in dark ink and is positioned above the printed name and title.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

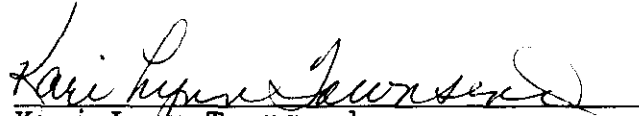
JUN 18 1968

CERTIFICATE OF MAILING

I hereby certify that on the **28th** day of **May, 1998**, 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. 23-07098

MAPLE GROVE ESTATES
3612 JASON DR
IDAHO FALLS ID 83401


Kari Lynn Townsend
Secretary

RECORDED
JUN 08 1998



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 29, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MAPLE GROVE ESTATES
3612 JASON DR
IDAHO FALLS ID 83401

RE: WATER RIGHT NO. 23-07098

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms that a water right has been established in compliance with the terms of the permit. The examiner who verified your water use reported that your place(s) of use is in a location other than what was described on your permit. Therefore, before a license can be issued, the permit must be amended to depict your water right as it was actually developed.

The enclosed Application for Amendment form depicts the place(s) of use and other information as it will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208)327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MAILED
JUN 9 8 1998

MEMORANDUM

TO: File 23-07098

FROM: Sharla

DATE: April 28, 1998

RE: Licensing Recommendation Adjustments

The adjustments to licensing recommendations for Permit No. 23-07098 are as follows:

H. RECOMMENDATIONS

Domestic	1/1 - 12/31	0.33 cfs	58.8 afa
----------	-------------	----------	----------

The volume for domestic use is calculated as $49 \times 1.2 = 58.8$ af.

Examiner: Steven Garrison

Exam Date: September 6, 1996

WCPD - 100-100000
100-100000

Analysis of System Capacity for Subdivisions

Operator: S. Curtis

Date: 4/28/98

Right No.: 23-07098

Existing or Proposed System

Storage capacity in gallons	0 gal	
Pump horsepower	7.5 hp	
Dynamic lift	65 ft	
Pump discharge pressure	30 psi	
Theoretical pumping capacity	0.34 cfs	154.4 gpm
Measured pumping capacity	0.12 cfs	53.9 gpm

Requirements

Number of homes	49 homes
Gallons per day per home	1000 gal
Area irrigated	0 acres
Peak demand period	60 min

Calculations

Peak instantaneous demand	0.33 cfs	149.4 gpm
Suggested pump capacity	0.10 cfs	44.8 gpm
Peak demand volume	8967 gal	
Max potential daily diversion vol.	77553 gal	
Total daily volume required	49000 gal	0.15 af
Time required to pump daily vol.	15.2 hr	910 min
Time required to refill storage	2.8 hr	166 min

Key Questions

Does existing storage capacity exceed peak demand volume?
Does existing pumping capacity meet or exceed the suggested pumping capacity?
Can the system produce the required daily volume in under 24 hours?

No
Yes
Yes

Notes:

RECEIVED

JUN 08 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 23-07098 DATE 4/28/98 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 (Para P39 - gov P40/P47) ☐ Add (P45/P42)

W32 (multiple in 1/4)
 W36 (overlap)
 W59 (subd. desc)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PLACE OF USE chg ☐ Change (P41 - gov P43/P47) ☒ Add (P41/P42)

W60 (subd. desc)
 W27 (ppu acre limit)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

RATE OF DIV

Permitted Rate .33 cfs
 Fee limit 1.00 cfs \$100**
 Measured .12 cfs 55 gpm - 6/89 pumping test - doesn't say what hp pump was
 Theoretical .34 cfs
 Recommended Total Div Rate _____ cfs 7 1/2 or 15 or?

WATER USES

WATER USES	Flow	Area	Notes
<u>Dom.</u>	<u>.33</u> cfs	<u>49 x 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	<1 acre (W31)
	_____ cfs	_____ af	Domestic (W01/006/070/071/075)
	_____ cfs	_____ af	Power (W42 or W43/025/027/R22 or R23)
TOTALS	<u>.33</u> cfs	<u>58.8</u> af	Fish (042) Fire (077) Wtr Quality (081/R07)

Flow rate .33 cfs X 365 days X 1.98 = 238.5 af

REMARKS W08 (49) 1-10, Blk 3 #2, 1-23, Blk 2,
1-11, Blk 4 #2

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 NA Adjust Memo volume
 Amend letters P41, P38
P42

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

SEP 11 1997

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 23-7098

1. Owner: Maple Grove Estates Associates Phone No. _____

Current Address: 3612 Jason Dr. Idaho Falls, ID 23401 Tammy Wasley, Secretary

2. Accompanied by: Bernell Clark V.P. caretaker EXAM DATE: 6 SEPT 96

Address: 1375 East 49th North I.F. ID. 83401 Phone No. 524-2439

Relationship to Permit Holder: Part of Association V.P.

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

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

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	NW	15	01S	45E	Bonneville	ON SITE/USGS

2. Place(s) of Use:

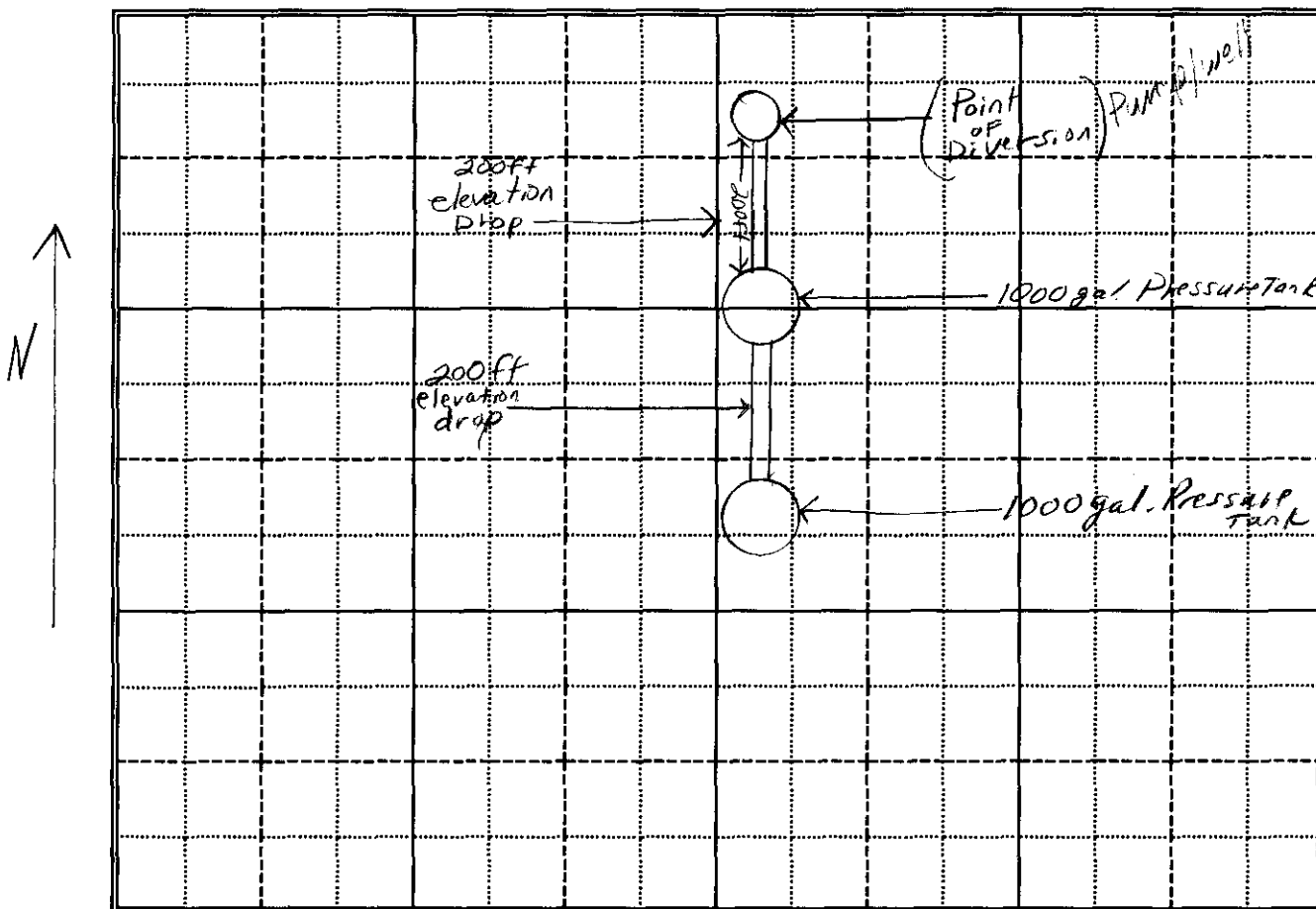
Indicate Method of Determination ON SITE

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	45E	15			D				D	D	D	D	D	D					

MICROFILMED

1998

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
—	—	7.5	—	Submersible	—

*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
Pressure gauge						
Theoretical						

2. Measurements: 30 PSI at pump house. Up to 127 PSI
before reduced at place of use.
Theoretical - 0.34 CFS.

JUN 08 1996

E. NARRATIVE/REMARKS/COMMENTS

Bernell Clark
Note: In conversation with caretaker of Maple
Shore Estates it was suggested that after
15 H.P. pump was removed it was possible
that a 7.5 H.P. pump was put in the
well.

System: There is a 600 foot, plus, drop in
elevation from where pump/well is located
to last home on system. There are 49
lots situated in lot water and there are
currently 9 lots occupied. From pump/well
to Bernell Clark's home on Hwy 26 the system
functions by gravity. There is a 2000 gal. holding
tank at pump house. After a 200 foot plus drop
in elevation there is a 1000 gal. pressure tank
reducing the PSI to 0. Then there is another
200 foot plus drop in elevation to a 1000
gallon pressure tank, reducing PSI to 0. Mr.
Clark indicates that without the pressure tanks
in place the system lines would be clogged. Even
with the tanks in place the PSI at his home
is 127 PSI. He has a pressure reducer in place
as do the other 2 places of residence. Mr. Clark
reduces his pressure to 30. Pressure at pump
house is 30 PSI.

Theoretical: $HP = 7.5$
 $PSI = 30$
 $Eff = 70\%$

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

JUN 08 1998

F. FLOW CALCULATIONS

Measured Method:

☒ Additional Computation Sheets Attached

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

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

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

449 Lots $\times$ 1.2 afa = 133.8 afa

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1-1	12-31	0.33	133.8
Totals:			0.33 cfs.	

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

OIS 45E Sec. 15 SWNW
NWSW
SWSW

I. AUTHENTICATION

Field Examiner's Name Steven Garrison Date 10 SEPT 96

Reviewer _____ Date _____

SEAL

MICROFILMED

JUN 6 8 1998

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

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

$$Hp = \text{Horsepower} = \underline{7.5}$$

$$Eff = \text{Efficiency} = \underline{.7} \quad (\text{Usually } 70\%)$$

$$\text{Lift: (Static Level + Assumed Draw down)}$$

$$\text{Static Water Level} = \underline{45} \text{ ft.}$$

$$\text{Assumed Draw down} = + \underline{20} \text{ ft.}$$

$$\text{Lift} = \underline{65}$$

OR

$$\text{Measured Dynamic Water Level} = \underline{\hspace{2cm}} \text{ ft.}$$

$$psi = \text{Operating Pressure} = \underline{30} \text{ psi}$$

$$Q_{cfs} = \left[\frac{7.5}{Hp} \times 8.814 \times \frac{.7}{eff} \right] \div \left[\frac{65}{Lift} + \left(\frac{30}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\underline{46.2735} \right] \div \left[\underline{134.24} \right]$$

$$Q_{cfs} = \underline{0.34} \text{ cfs}$$

RECORDED

NOV 18 1970

PERMIT NO. 23-7098

MAPLE GROVE

WELL VOL. PUMPING TEST

Performed 6-16-89

TEST #1

Tank circumference = 185" = 4.91'

2,000 gal. tank }
1,000 gal. tank #1} drained & lowered
1,000 gal. tank #2}

Vol. at start of test	<u>START</u>	<u>END</u>	<u>NET CHANGE</u>
2,000 gal. tank @ 37 lbs. (up from bottom of tank)	19 1/2"	27 3/4" =	8.25"
Tank #1	89 1/2"	61 7/8" =	28.42"
Tank #2	95 1/2"	58 3/8" =	37.47"

Start on @ 1:17:00 pm 37 lbs.
off @ 1:51:00 58 lbs.
34 min.

2,000 Tank 33% of Dia. at start = 28.84% capacity = 577 gal.
46% of Dia. @ end = 44.92% capacity = 898 gal.
321 gal. net
Tank #1 (2.53' depth filled) 677.2 gal.
(3.08' depth filled) 824.4 gal.

VOL. Pumped 1822.6 gal.
Time 34 min
= 53.6 gpm

TEST #2

on @ 4:23:00 = 18.75 min
off @ 4:41:45

	<u>START</u>	<u>END</u>
Press. tank @ start	up 19 1/2"	+ 8 5/16" =
Tank #1	92 1/2"	60 1/2" = 32"

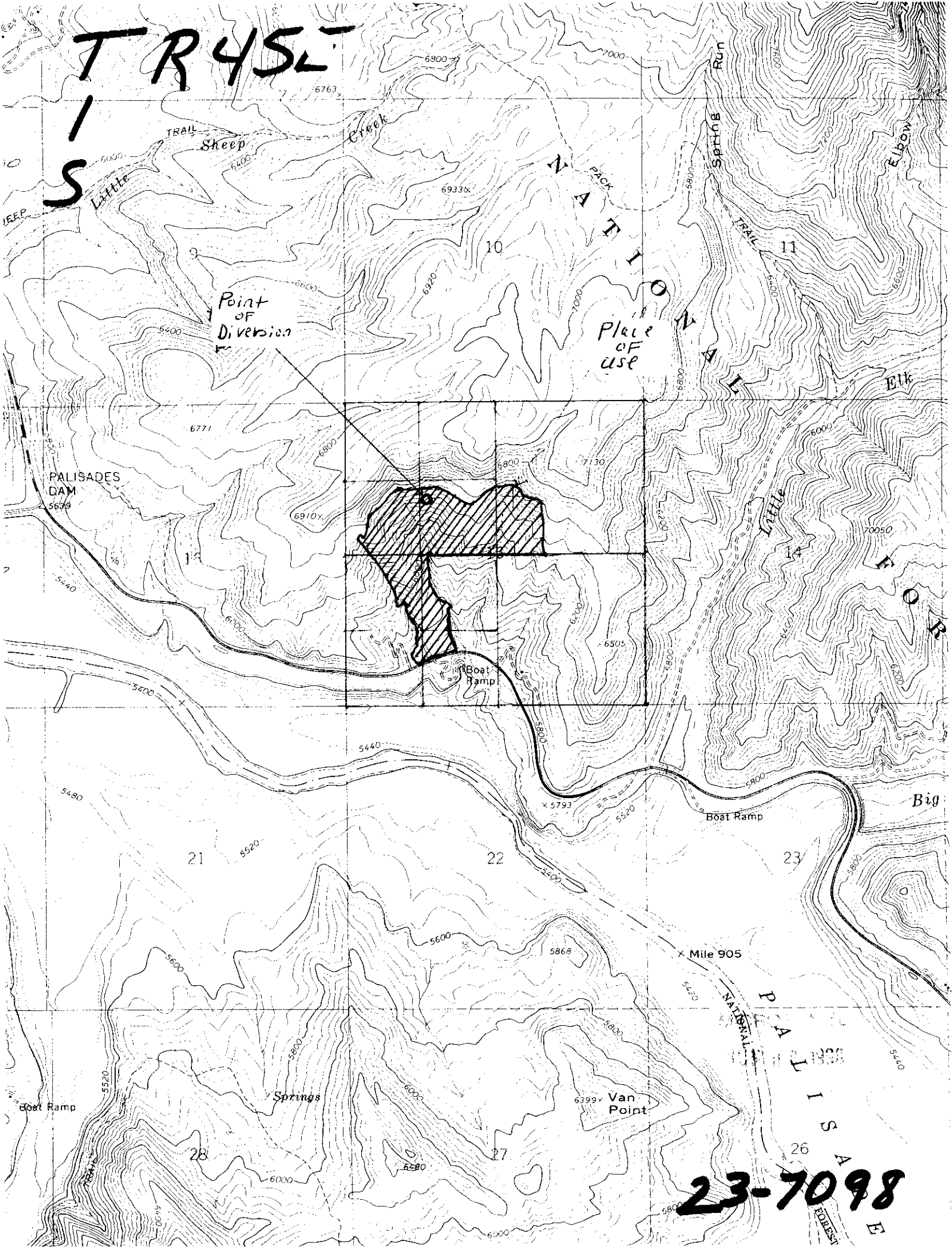
Press tank @ start 33% of 0 = 28.84% capacity = 576.8 gal.
(27.53") @ end 45.8% of 0 = 44.92% capacity = 898.4 gal.
Press. tank net = 321.6 gal.
Stor. tank net = 713.7 gal.

VOL. pumped 1035 gal. net
Time 18.75 min.
= 55.22 gpm

MICROPLUM
10/18/89

TR 45L

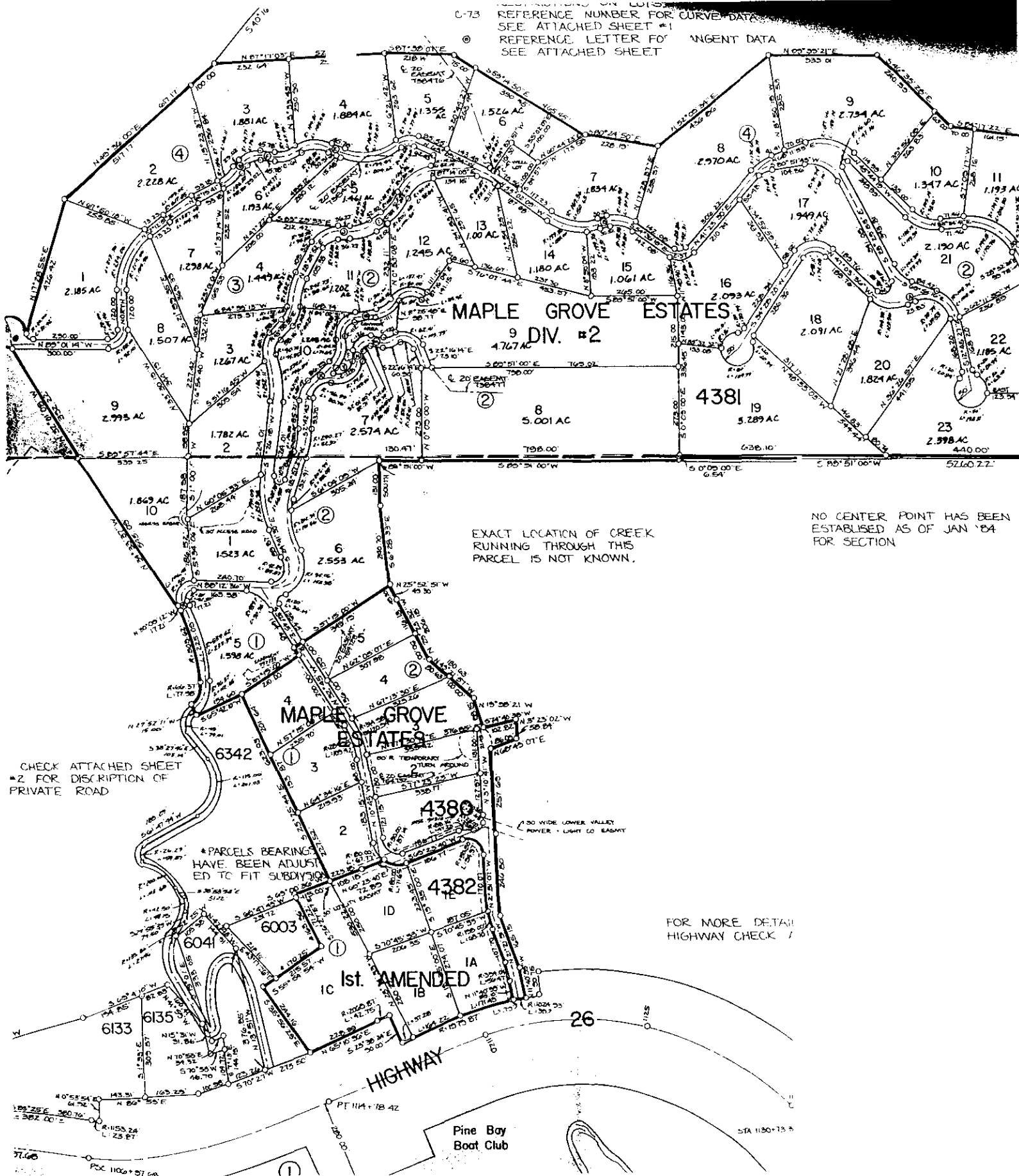
1
S



Place of use

23-7098

0-73
 REFERENCE NUMBER FOR CURVE DATA
 SEE ATTACHED SHEET #1
 REFERENCE LETTER FOR ANGLE DATA
 SEE ATTACHED SHEET



EXACT LOCATION OF CREEK
 RUNNING THROUGH THIS
 PARCEL IS NOT KNOWN.

NO CENTER POINT HAS BEEN
 ESTABLISHED AS OF JAN '84
 FOR SECTION

CHECK ATTACHED SHEET
 #2 FOR DESCRIPTION OF
 PRIVATE ROAD

*PARCELS BEARING
 HAVE BEEN ADJUSTED
 TO FIT SUBDIVISION

FOR MORE DETAIL
 HIGHWAY CHECK 1

MICROFILM

UNIVERSITY OF ALABAMA

23-7098

Bernell
Clark
V.P. Maple Grove
Estates Assoc.



Examiner: Steven Garrison

Well
Casing →
23-7098

6 SEPT 96

23-7098
SEP 10 1996

23-7098



Part of
Holding Tank
outside of
pumphouse



23-7098

1000 gal.
Pressure
Tank, below
pumphouse
and holding
Tank.



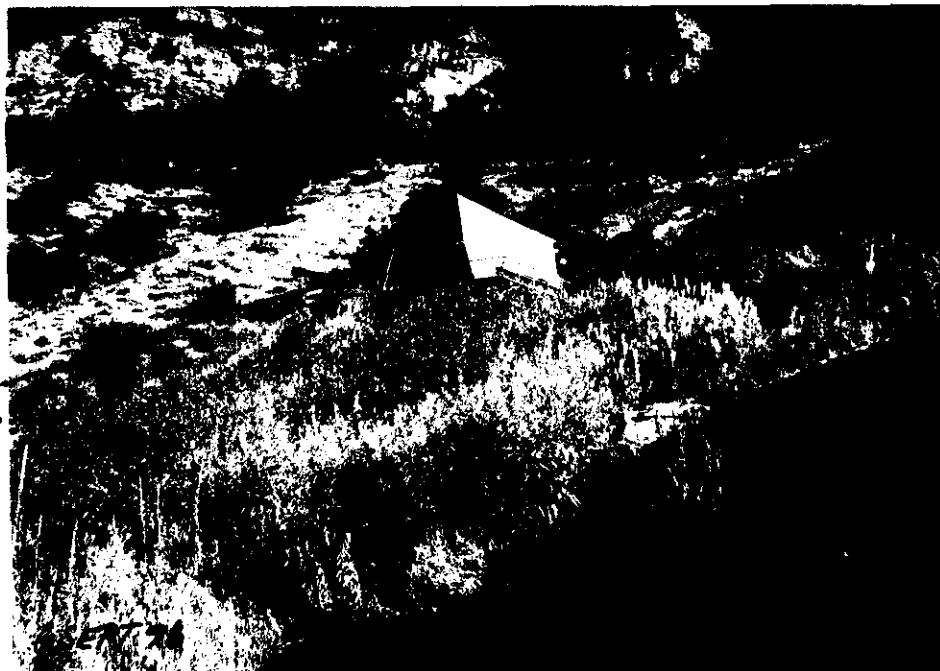
2nd
1000 gal.
Pressure
Tank; below
1st pressure
Tank.



23-7098
11-2

23-7098

Place of Use
Farthest
up mountainside
above pump house



pump house

Place
of
Use



APR 1962

1962 10 8 1962

23-7098



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

September 20, 1990

RE: Permit No. 23-7098

Maple Grove Estates
c/o Wade Ellis
1438 W. 97 S.
Idaho Falls, ID 83402

Dear Permit Holder(s):

We acknowledge receipt of the statement of beneficial use and the supporting documentation for reinstating the above referenced permit.

Before a license can be issued, a field examination will be made by a representative of this Department. Enclosed is an Order of Reinstatement. Please note that the priority date has been advanced to August 2, 1990.

If you have any questions regarding this matter, please contact this office or our Eastern Regional Office at [208] 525-7161.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over the typed name.

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

MICROFILMED

SEP 25 1990

MAPLE GROVE

WELL VOL. PUMPING TEST

TEST #1

Performed 6-16-89

Tank circumference = 185" = 4.91'

2,000 gal. tank }
1,000 gal. tank #1} drained & lowered
1,000 gal. tank #2}

Vol. at start of test	<u>START</u>	<u>END</u>	<u>NET CHANGE</u>
2,000 gal. tank @ 37 lbs. (up from bottom of tank)	19 1/2"	27 3/4"	= 8.25"
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34 min.

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46% of Dia. @ end = 44.92% capacity = 898 gal.
321 gal. net
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(3.08' depth filled) 824.4 gal.

VOL. Pumped 1822.6 gal.
Time 34 min
= 53.6 gpm

TEST #2

on @ 4:23:00 = 18.75 min
off @ 4:41:45

	<u>START</u>	<u>END</u>
Press. tank @ start	up 19 1/2"	+ 8 5/16" =
Tank #1	92 1/2"	60 1/2" = 32"

Press tank @ start 33% of 0 = 28.84% capacity = 576.8 gal.
(27.53") @ end 45.8% of 0 = 44.92% capacity = 898.4 gal.
Press. tank net = 321.6 gal.
Stor. tank net = 713.7 gal.

VOL. pumped 1035 gal. net
Time 18.75 min.

= 55.22 gpm

Handwritten: 1822.6

Stamp: SEP 2 3 1989

TO

Wade Ellis

1438 W. 97 S.

Idaho Falls, ID 83401

SUBJECT

Maple Grove Estates Subdivision

MESSAGE

- Enclosed is a copy of the second drawing of the subdivision along with the results of a well pumping test performed 6-16-89 for your information.

FROM

SORENSEN ENGINEERING

550 Linden Dr.

IDAHO FALLS, ID 83401

(208) 522-8069

FAX (208) 522-8223

DATE

6-23-89

Trusting this is of value

Larry Sorenson

ORIGINATOR DO NOT WRITE BELOW THIS LINE

REPLY TO

SIGNED

REPLY

cc DWJ of Sorenson. also Bill Smith

MICROFILMED

DATE

1989

RM 959-3

SIGNED

SEND PARTS 1 AND 3 INTACT PART 1 WILL BE RETURNED WITH REPLY

RETURN TO ORIGINATOR



NOTE: (UNVERIFIED 5-81-89)
 Individual service pressure
 reducing valves required
 on

W/ VALVE (3/4" Ø OFF MAIN TYP)
 W VALVE

Lot 14	Bk 1	Lot 1	Bk 2	Lot 17	Bk 2	Lot 6
Lot 2	"	Lot 6	"	Lot 18	"	Lot 7
Lot 5	"	Lot 14	"	Lot 19	"	Lot 8
Lot 13	"	Lot 15	"	Lot 20	"	Lot 9
Lot 12	"	Lot 16	"	Lot 21	"	
Lot 11	"	Lot 22	"	Lot 23	"	
Lot 10	"					

MAPLE GROVE ESTATES

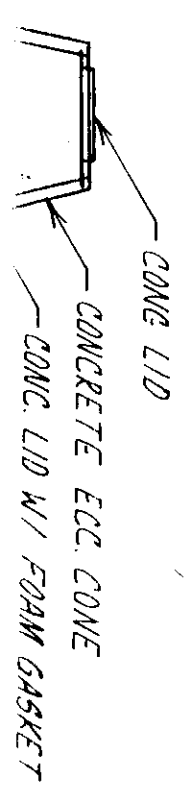
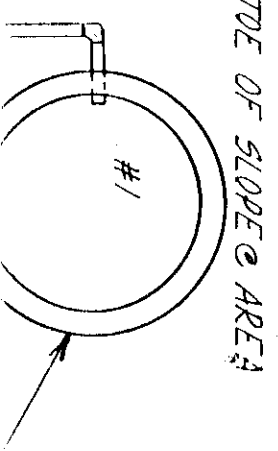
DIVISIONS NO. 1 & 2
 WATER SYSTEM

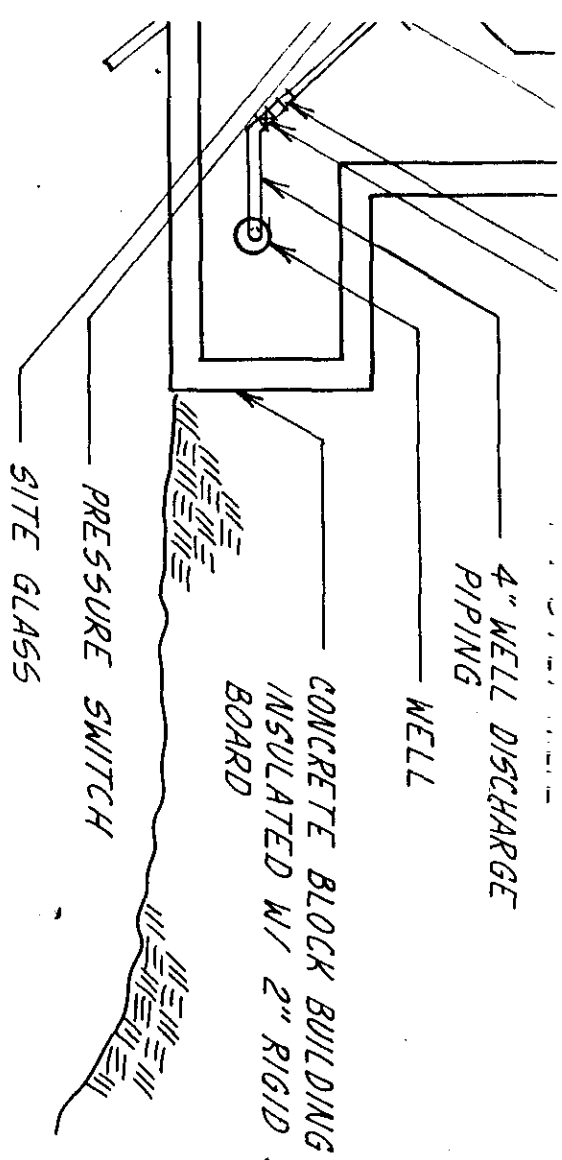
SECTION 15, T.1S, R.45E.B.M.

SCALE



TED S. SORENSON & ASSOCIATES
 IDAHO FALLS, IDAHO

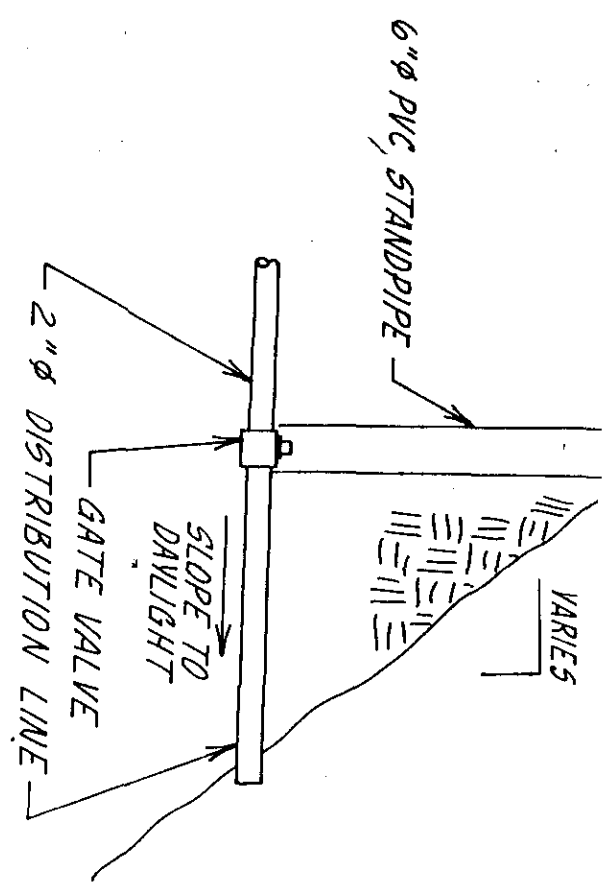




1/4" W/ VALVE
CONTROLS

WIRE TANK & STORAGE TANK LAYOUT

1/4" = 1'-0" (APPROX.)



FLUSHOUT TYP.
NO SCALE

MICROFILMED

(96) 2 1/2 1990

RECORD DRAWING 6-89

Homestead Development Corp.
380 South Freeman
Idaho Falls, Idaho

E 82-1132



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 4, 1990

Wade Ellis
1438 W. 97 S.
Idaho Falls, ID 83402

RE: Permit No. 23-7098

Dear Mr. Ellis:

Our regional office in Idaho Falls recently forwarded your name and address to us and mentioned that you needed information concerning the above referenced permit.

This permit lapsed January 1, 1990 for failure of the permit holder to submit a proof of beneficial use statement and license examination fee to the Department. The Department's records indicate that the proof due and lapse notices were returned to the Department by the postal service because the permit holders did not have a forwarding address.

Lapsed permits can automatically be reinstated if the permit holders submit either the proof statement or an extension of time request within 60 days of the proof due date, which was January 1, 1990 in this particular case.

The permit can now be reinstated only if the permit holders submit a proof of beneficial use form and a license examination fee. Since more than 60 days have passed since the original proof due date, the permit holders will also have to submit evidence or documentation which establishes commencement and extent of beneficial use authorized by the permit. Examples of documentation may include affidavits, power service records, well logs, and receipts or bills etc. for diversion equipment such as wells, pumps and mainlines. The permit holder must also submit a written statement providing reasonable cause as to why proof is being submitted late.

If the Department receives the above evidence and finds it satisfactory, the permit may be reinstated but the priority date of the permit will be advanced to the date the Department receives the proof statement. In this case, the priority of permit 23-7098 may be advanced from 1983 to 1990. The result of reinstating this lapsed permit at this date will be no different than filing a new application, except that one would have to submit a \$30.00 or \$45.00 application fee in addition to eventually paying a license examination fee for the new

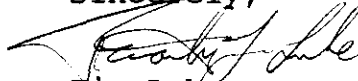
MICROFILMED

SEP 20 1990

application. It is often easier for the permit holders to submit a new application for permit rather than provide documentation of past use to reinstate a lapsed permit. Furthermore, permit holders should be aware that a permit can not be reinstated for any portion of a permit which was not developed or completed prior to the original proof due date. New applications must be submitted for undeveloped portions of a lapsed permit.

Enclosed with this letter is a proof of beneficial use statement and instructions along with an application for permit form and instructions. Please feel free to contact this office or our regional office in Idaho Falls if you have further questions concerning this matter.

Sincerely,



Tim Luke

Sr. Water Resource Agent

MICROFILMED

SEP 25 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

S ouse
E Idaho 83720

RECEIVED

JAN 26 1990

Department of Water Resources

23-7098

CHARTER INV. NA KI. C
GNC Y NSN
ANK Y INSUF. ADD

MICROFILMED

SEP 25 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

RECEIVED

JAN 26 1990

January 10, 1990

MAPLE GROVE EST.
602 W. ELVA
IDAHO FALLS, ID 83402

Department of Water Resources

LAPSE NOTICE

RE: PERMIT NO. 23-07098

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced water permit has lapsed. This office did not receive either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time. You were provided the proper form in our proof due notice to you dated October 31, 1989.

Your permit cannot be reinstated unless you submit proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal (including the examination fee or a completed field examination report) or the extension request form together with the \$15 fee must be received by this department within sixty days of the date of mailing of this lapse notice or the permit will no longer be of any force or effect.

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

L. Glen Saxton

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

LGS:RF

RECEIVED

SEP 26 1990

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

January 10, 1990

MAPLE GROVE EST.
602 W. ELVA
IDAHO FALLS, ID 83402

LAPSE NOTICE

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L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

LGS:RF

CERTIFICATION OF MAILING

I hereby certify that on 1-17-90
a copy of this document was
deposited in the United States mail,
postage prepaid, addressed to the
individual(s) named above.

SEP 25 1990

TER-DEPARTMENT MEMO — 1

FROM

John Smith

DATE

1-1-1976

TO

John D. Smith

SUBJECT

Returned Mail

*The Bingham County Assessor's Office
no address for Maple Grove Estate
to Thomas D. Smith*

MICROFILMED

SEP 25 1980

SIGNATURE



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

RECEIVED
NOV 8 1989

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

October 31, 1989

MAPLE GROVE EST.
602 W. ELVA
IDAHO FALLS, ID 83402

Department of Water Resources

PROOF DUE NOTICE

RE: PERMIT NO. 23-07098

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, 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,

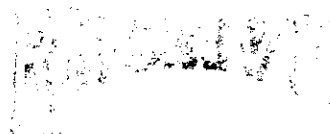

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

SEP 25 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Warehouse
Boise, Idaho 83720



NOV 8 1990

Department of Water Resources

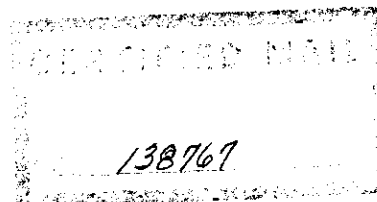
*Locant
AIR
Net C.S*

23 - 1098


RETURNED TO
SENDER
NOT DELIVERABLE
AS ADDRESSED -
UNABLE TO FORWARD

RECEIVED

SEP 25 1990



MAPLE GROVE EST.
602 W. ELVA
IDAHO FALLS, ID 83402

138767
October 31, 1989

RE: PERMIT NO. 23-07098 PROOF DUE NOTICE

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SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

SEP 20 1989



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

SEPTEMBER 1, 1985

DEAR PERMIT HOLDER:

ACCORDING TO OUR RECORDS, YOU ARE THE HOLDER OF A WATER PERMIT ON WHICH PROOF OF BENEFICIAL USE OF WATER WAS NOT SUBMITTED BEFORE JULY 1, 1985, WHICH INDICATES YOUR PROJECT IS NOT COMPLETE. THEREFORE, YOU NEED TO BE AWARE OF CHANGES IN IDAHO LAW, EFFECTIVE JULY 1, 1985, WHICH IMPACT ALL WATER PERMITS ISSUED BY THIS DEPARTMENT.

SPECIFICALLY, PURSUANT TO SECTION 42-203D, IDAHO CODE, THE DEPARTMENT MUST REVIEW ALL PERMITS FOR WHICH DEVELOPMENT OF WATER USE WAS NO COMPLETED ON OR BEFORE JULY 1, 1985, TO DETERMINE IF THEY MEET THE NEW REQUIREMENTS OF CHAPTER 2, TITLE 42, IDAHO CODE. RULES AND REGULATIONS GOVERNING THE RE-EVALUATION OF PERMITS ARE NOT YET FINALIZED. HOWEVER, IF YOU COMPLETED THE DEVELOPMENT UNDER YOUR PERMIT BEFORE JULY 1, 1985, YOU SHOULD SUBMIT A PROOF OF BENEFICIAL USE STATEMENT, STATING THAT THE PROJECT WAS COMPLETED BEFORE JULY 1, 1985 SO THAT YOUR PERMIT WILL NOT BE SUBJECT TO THE REVIEW REQUIREMENTS OF SECTION 42-203D, WHICH READS AS FOLLOWS:

42-203D. REVIEW OF PERMITS - OPPORTUNITY FOR HEARING. - (1)THE DEPARTMENT SHALL REVIEW ALL PERMITS ISSUED PRIOR TO THE EFFECTIVE DATE [JULY 1, 1985] OF THIS SECTION, EXCEPT TO THE EXTENT A PERMIT HAS BEEN PUT TO BENEFICIAL USE PRIOR TO JULY 1, 1985, TO DETERMINE WHETHER THEY COMPLY WITH THE PROVISIONS OF CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PROPOSED USE DOES NOT SATISFY THE CRITERIA OF CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL EITHER CANCEL THE PERMIT OR IMPOSE THE CONDITIONS REQUIRED TO BRING THE PERMIT INTO COMPLIANCE WITH CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PERMIT SATISFIES THE CRITERIA ESTABLISHED IN CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL ENTER AN ORDER CONTINUING THE PERMIT. (2)THE DEPARTMENT SHALL PROVIDE AN OPPORTUNITY FOR HEARING IN ACCORDANCE WITH SECTION 42-1701A, IDAHO CODE, AND SECTIONS 67-5209 THROUGH 67-5215, IDAHO CODE, FOR EACH HOLDER OF A PERMIT THAT IS PROPOSED EITHER TO BE CANCELLED OR MADE SUBJECT TO NEW CONDITIONS.

YOU MAY OBTAIN PROOF OF BENEFICIAL USE FORMS FROM THE DEPARTMENT. IF YOU HAVE ANY QUESTIONS, PLEASE LET US KNOW.

SINCERELY,

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

MAPLE GROVE ESTATES
602 W. ELVA
IDAHO FALLS, ID 83402

JANUARY 10, 1985

RE: PERMIT NO. 23-7098

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

THE 1982 IDAHO LEGISLATURE ADDED A 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.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTTILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

NOTED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: HWS APPLICATION NUMBER: 23 7008

CHECK:

- ☒ 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. Copies sent by: ew Date: 7-28-83
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising. Aug. 22, 1983
Final date for protests: _____
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 8-16-83
☒ 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? C1
5-31-1983 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: Ernest Carlson Date: Dec 20, 1984

STATE OFFICE REVIEW:

217 26 04

- ☐ See attached sheet for more information.

By: ew Date: 12/27/84

RECEIVED
DEC 24 1984

Department of Water Resources

IDENT. NO. 23 7 98

WATER RIGHT
DATA ENTRY LOG

[illegible]



STATE OF IDAHO

RECEIVED

AUG 17 1983

DEPARTMENT OF HEALTH AND WELFARE

Department of Water Resources
Eastern District Office

DIVISION OF ENVIRONMENT
150 N. 3rd (Basement)
Pocatello, Idaho 83201

August 16, 1983

Vern D. Ford, Overseer-Manager
Maple Grove Estates
602 W. Elva
Idaho Falls, Idaho 83402

RE: Idaho Department of Water Resources - Application for Permit to
Appropriate the Public Waters of the State of Idaho - Permit No. 23-7098
Maple Grove Estates

Dear Mr. Ford,

I have reviewed the above referenced application. I understand that you will develop a water system to serve approximately 49 families. Please be advised that the plans and specifications for your water system must be submitted to our office for review. The purpose of this review is to assure compliance with State regulations and to avoid changes after the system is constructed. Plans and specifications should be submitted to:

Mr. Gordon Hopson
Idaho Department of Health and Welfare
Division of Environment
150 N. 3rd (Basement)
Pocatello, Idaho 83201

Should you have any questions or if we can be of any assistance, please give us a call (236-6160).

Sincerely,

Eric Stewart

Eric Stewart
Environmental Engineering Specialist

ES/bf

cc: Ernest Carlsen, Dept. Water Resources, Idaho Falls

ENCLOSURE

July 29, 1983

RE: Application for Permit No. 23-7098 MAPLE GROVE ESTATES
22-7453 THOMPSON

Idaho Department of Health & Welfare
150 North Third
Pocatello, Idaho 83201

Gentlemen:

We are enclosing a copy of an application that may be of interest to your agency. Please review the application and submit any comments you may have to our Department as soon as possible. The last date of protest is August 22, 1983, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

NOTICE OF APPLICATION FOR WATER RIGHT

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

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before AUGUST 22, 1983.

KEN DUNN, Dir.

Published 8/4 & 8/11/83.

23-2098

MAPLE GROVE ESTATES

602 W. ELVA. IDAHO FALLS. ID 83402

Source: GROUNDWATER

Date Filed: 05/31/1983

Diversion Pt: SENW Sec 15 T 01S R 45E

Use: DOMESTIC (0.33 CFS)

In: SESW NESW SENW SWNE Sec 15 T 01S R 45E

Proofed
By Phone
BP 8/3/83

Obtain more records: