

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-08139

Priority: March 2, 1994

Maximum Diversion Rate:

0.06 CFS

Maximum Diversion Volume:

2.4 AF

This is to certify, that KENT L YOST
PO BOX 4987

POCATELLO ID 83205-4987

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 2, 1994; and has submitted Proof of Beneficial Use on September 26, 1995. An examination indicates that the works have a diversion capacity of 0.090 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.06 CFS	2.4 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE, Sec. 27, Township 05S, Range 34E
BANNOCK County

PLACE OF USE: DOMESTIC

TWN RGE SEC

05S 34E 27

NENE

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 must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 2 homes.

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 6TH day of MARCH, 1997.


KARL J. DREHER, Director

UNRECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF BENEFICIAL USE

SEP 26 1995

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

1. Permit No. 24-08139 Telephone No. (208) 233-5000
2. Name(s) of Permit Holder(s): KENT L YOST
3. Mailing Address: P.O. Box 4987, Pocatello, ID 83202
4. Source of Water: GROUNDWATER If GROUNDWATER (well), Date Drilled: mo. 5 / yr. 94
 - a. Well Driller: KEN VOLLMER Drilling Permit Number: ? - - - -
 - b. **OPTIONAL:**
Pump Horsepower: 3 HP Pressure (psi): APPROX 65 Dynamic pumping level (ft): APPROX 110

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 3 Stockwater (No. and type of stock): —
Irrigation (No. of acres): 1 1/2 Other: —

6. Total rate of diversion and/or volume for which proof is submitted: .12 cfs OR .08 acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes — or No X
Has the measuring device been installed? Yes — or No —

Flow Measurement Port: Is a flow measurement port required? Yes — or No X
Has the measurement port been installed? Yes — or No —

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: KENT L YOST Telephone Number: (208) 233-5000
Address: 13826 N Moonlight Pk Dr, 83202

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: [Signature] Date: 9/20/95
(include your title, if on behalf of a company or organization)

MICROFILMED

NOV 07 1995

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 29-08139

Proposed Priority: March 2, 1994

Maximum Diversion Rate:

0.08 CFS

This is to certify, that KENT L YOST

PO BOX 4987

POCATELLO ID 83205-4987

has applied for a permit to appropriate water from: GROUNDWATER

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.08 CFS

LOCATION OF POINT(S) OF DIVERSION:

NENE, Sec. 27, Township 05S, Range 34E
BANNOCK County

PLACE OF USE: DOMESTIC

TWN RGE SEC

05S 34E 27

NENE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 1999.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Construction of the well must comply with Idaho well construction standards.
6. Domestic use is for 3 homes.

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

19th day of May, 1994.

[Signature]
for R. Keith Higginson, Director

RECEIVED

JUN 28 1994

RECEIVED

MAR 21 1994

Department of Water Resources
Eastern District Office

Ident. No. 29-8139

RECEIVED

APR 25 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of applicant Kent L. Yost Phone 233-5000
Post office address P.O. Box 4987, Pocatello Id. 83205
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of NE 1/4 of NE 1/4, Govt. Lot _____
Sec. 27 Township 5S Range 34E B.M. Bannock County; additional
points of diversion if any: * Change as per tel-con with applicant 3-4-94 HWJ
4. Water will be used for the following purposes:
* 0.08
Amount 0.075 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.045 for Irrigation purposes from 4/1 to 10/31 (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)
5. Total quantity to be appropriated is (a) 0.08 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. well pump mainline to 3
single domestic homes
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is 6 inches; proposed depth of well is 140 feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
5 years (minimum 1 year).

JUN 28 1994

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 3
- e. Other; describe fully. _____

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	34E	27	D 3/4																
			2																2

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. Fort Hall Irr.

Share - Adjacent P.D. 95 29-08084

11. a. Who owns the property at the point of diversion? Applicant

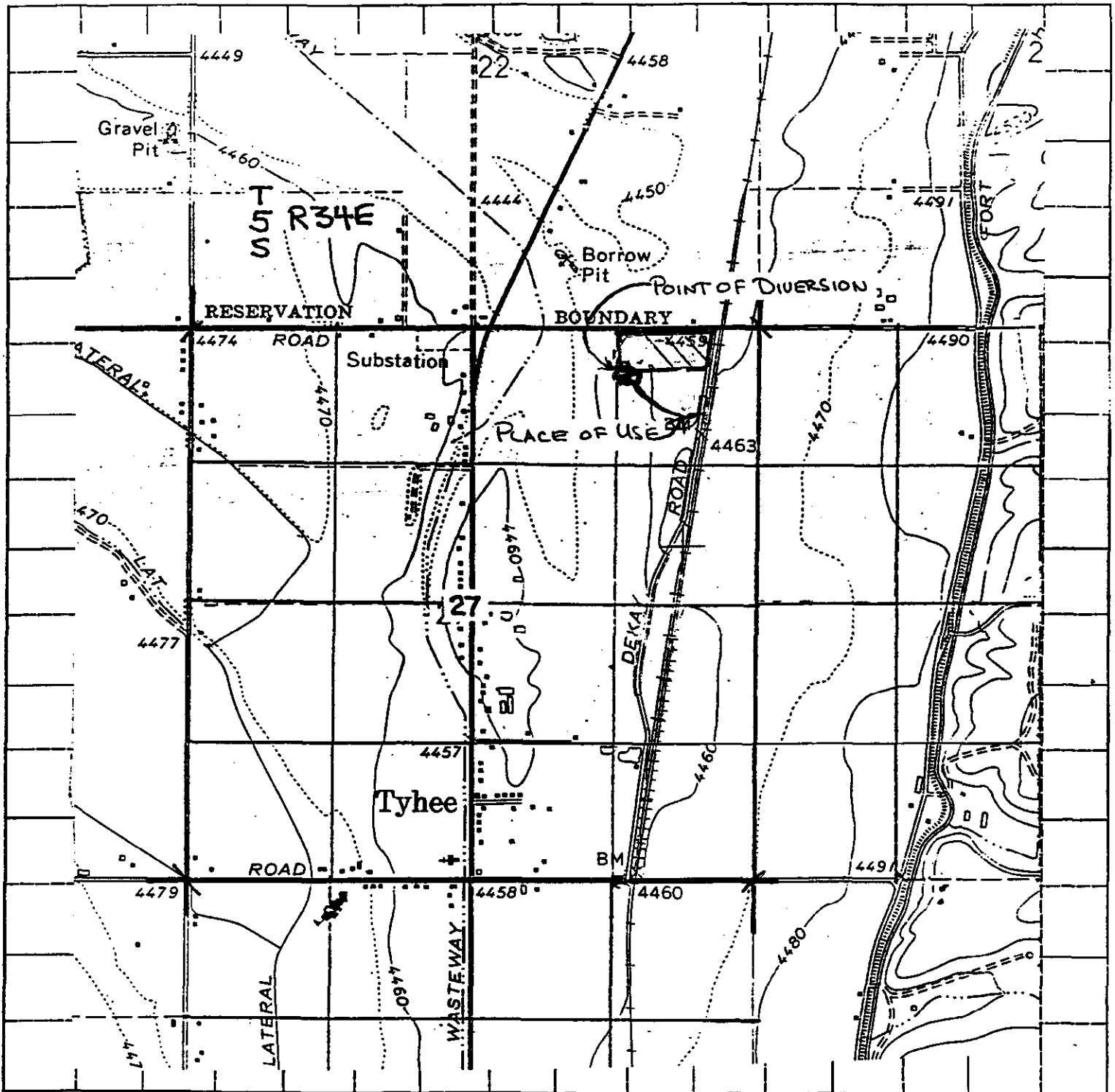
b. Who owns the land to be irrigated or place of use? "

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

12. Remarks: Item #7 5 years is being requested so that there will be sufficient time to construct three homes.

JUN 28 1994

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



Scale: 2-inches equal 1 mile.

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

Keth [Signature]
(Applicant)

JUN 20 1917

Received by _____ Date 3-3-94 Time _____ Preliminary check by AWJ
Fee \$ 30.00 Receipted by AWJ # E019534 Date 3-3-94
Publication prepared by RB Date 3-17-94 Published in Idaho State Journal
Publication approved RB Date 4-5-94

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

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

RECEIVED
1994



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

March 10, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

KENT L YOST
PO BOX 4987
POCATELLO ID 832054987

RE: WATER RIGHT NO. 29-08139

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

MAR 25 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:

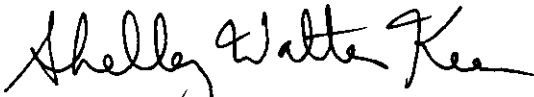
- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

RECORDED

MAR 25 1987

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.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

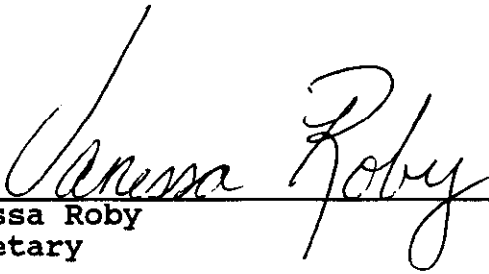
RECORDED
MAR 25 1987

CERTIFICATE OF MAILING

I hereby certify that on the 10th day of March, 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. 29-08139

KENT L YOST
PO BOX 4987
POCATELLO ID 832054987



Vanessa Roby
Secretary

ENCLOSURE

MEMORANDUM

TO: File 29-08139

FROM: Sharla

DATE: February 21, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Right 29-08139 are based on the following:

H. RECOMMENDATIONS

Domestic	1/1 - 12/31	0.06 cfs	2.4 afa
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The normal rate of diversion allowed for a system with two homes is 0.06 cfs.

Examiner: Steven Mueller
Exam Date: August 2, 1995

MICROFILMED
MAR 25 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JAN 16 1995
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 29-08139

1. Owner: Kent Yost Phone No. (208) 233-5000

Current Address: P.O. Box 4987, Pocatello, ID 83205

2. Accompanied by: Kent Yost EXAM DATE: 8-2-95

Address: Same Phone No. (208) 233-5000

Relationship to Permit Holder: Same

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: Yes Fort Hall Water Hiline Canal

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	NE	27	55	34E	Bannock	USGS / on site

2. Place(s) of Use:

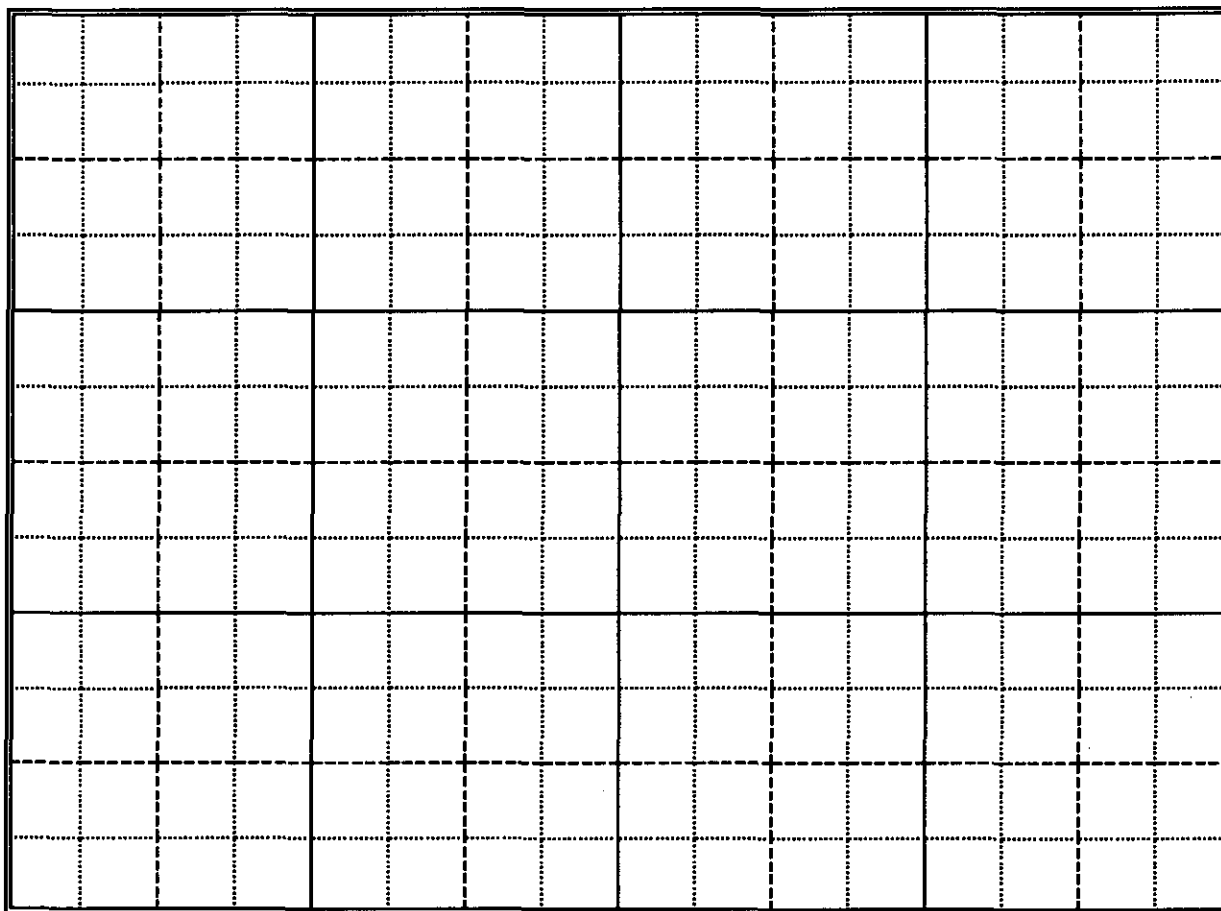
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
55	34E	27	2D																

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MAR 25 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
Submersible	Franklin Elec	3	CBC1034Y13D		

*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
		Ashcroft			Q-100	

2. Measurements: Well is 140' deep Static water level 110'
Pumping pressure was 40 turn on, 60 shut off.

RECORDED

MAR 25 1937

E. NARRATIVE/REMARKS/COMMENTS

The well depth and pumping level are according to Mr. Yost. I was unable to find well logs on file at IDWR. I will ask Mr. Yost for copies of the well log if he has them.

Proof of beneficial use had not been submitted at the time of the exam. Mr. Yost ask that I look at this system at the time of the licencing exam on 29-8084. 8-2-95. This information was taken at that time.

Domestic 2 homes present DC 1/97
13847N. DEKAY RD / ADDRESSES
13885N. DEKAY RD /

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

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MAR 25 1997

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

$$\text{Theoretical CFS} = \frac{3(6.16)}{110 + 40 \text{ psi}(2.31)} = \frac{18.48}{202.4} = 0.09 \text{ CFS}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{0.08(365)(1.9835) = 57.9}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

$$\text{Domestic 2 houses } (1.2 \text{ AF/yr}) = 2.4$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	01/01	12/31	0.08	
Totals:			0.08	2.4

2. Recommended Amendments

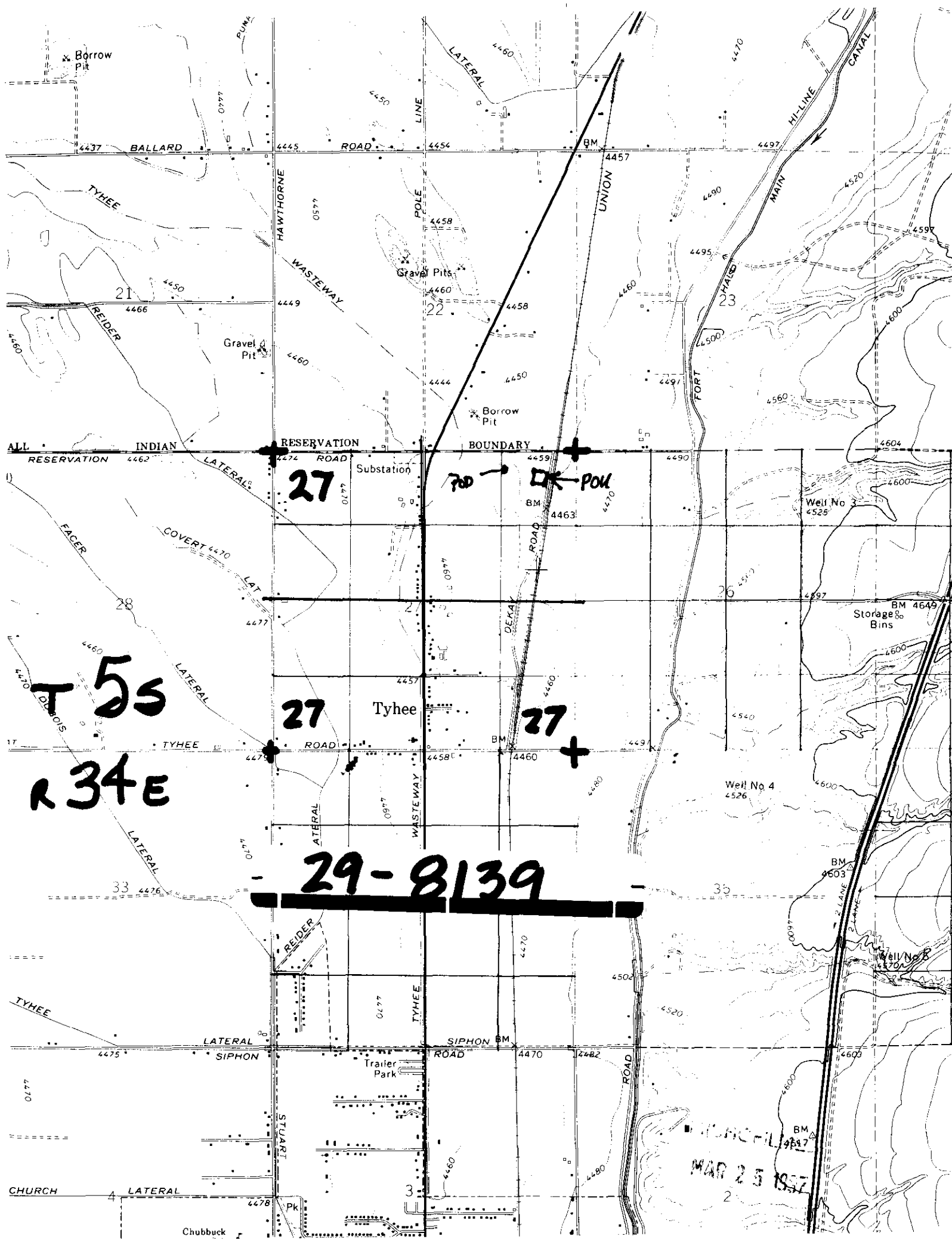
☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATIONField Examiner's Name Steve Mueller Date 8-2-95Reviewer DAVE CARLSON Date 1/15/97

SEAL

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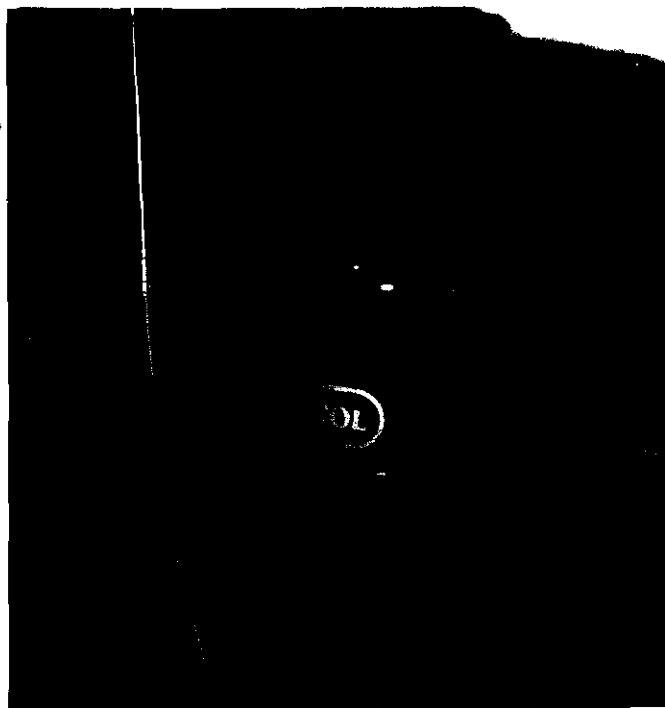
MAR 25 1997



Point of diversion



*Control
panel →*



29-8139

T
5
S
R
34
E

27

29-8139

27

T7669
Lyle # 580
Anderson

T59
Cedar Mt.
Farms # 25

T259
#1093
Rich

ROAD

28 27

27 26

HAWTHORNE TRAIL

ROOSEVELT BLVD

NHE

NHE

NHE

HEL

POU

CEDE MOORE BLVD

HEL

HEL

5
4 15.4
5.4

2
38.7

1
50

59
Shiozawa
26

POD

15.1

2
17.6

2
6.9

3 HEL

4 HEL

6
3.4

38.3

2.3

8.0

16.0

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October 27, 1995

KENT L YOST
PO BOX 4987
POCATELLO ID 832054987

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 29-08139

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,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

MICROFILMED

NOV 07 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

October 13, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Kent L. Yost
P.O. Box 4987
Pocatello, ID 83205-4987

RE: Water Right No. 29-08139
Drilling Permit No. 29-94-E-0043-000

Dear Permit Holder:

Enclosed is a copy of the Proof of Beneficial Use submitted in connection with the above referenced water right. The proof form and your permit to appropriate water (copies enclosed), indicate water is diverted for domestic use of three households. Also enclosed is a copy of the drilling permit approved in 1994. It indicates the extent of use to be single family domestic. Single family domestic use constitutes the diversion of 0.04 cfs or less and/or the use for one home and irrigation of up to 1/2 acre of land.

You were properly charged \$35.00 for the domestic well drilling permit. However, because of the use and amount you have indicated (domestic use for 3 homes w/a rate of diversion of 0.08 cfs), the drilling permit is no longer considered strictly single family domestic. The charge for a non-domestic drilling permit is \$200.00.

Before the Department can accept the proof of beneficial use as filed, you will need to pay the additional \$165.00 fee to upgrade the drilling permit to a non-domestic. The Department will hold your file for 30 days to allow you time in which to submit the additional fee. **Please address your correspondence to my attention.**

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

C: IDWR - Region

MICROFILMED

NOV 17 1995

verbal
Drilling Permit No. 29-94E-043-000
Water Right Permit No. _____
Injection Permit No. _____

MAY 12 1994
Department of Water Resources
Eastern District Office

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT

MAY 5 1994
Department of Water Resources
Eastern District Office

Applicant (please print) Kent Yost

Mailing Address PO Box 4987
Pocatello Idaho 83205 Telephone 833-5000

(☒) Well Owner () Well Operator () Other, specify _____

Proposed well location NE 1/4 NE 1/4 or Gov't Lot No. _____

Sec. 27 Twp 5S Rge 34E County Bannock

Street Address of Well Site _____

Lot, block and subdivision _____

Proposed use of well:

(☒) Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

() Non-Domestic: Any beneficial use not included within the definition of domestic.

() Injection

() Monitoring - A well bore schematic and map is required for each well.

No. of proposed wells: _____

Well construction information:

A. (☒) New well () Deepen 8" to 6" () Replace - See Condition 9 164'

B. Proposed Surface Diameter _____ Proposed Maximum Depth _____

C. Anticipated bottom hole temperature:

- (☒) 85°F or less (Cold water well)
- () 85°F to 212°F (Low temp. geothermal well)
- () 212° or more (Geothermal well)

3. Construction Start Date April 29, 1994

7. Anticipated Well Driller Vollmer Well Drilling #383
NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's signature _____ Date _____

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NOV 07 1995

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is **APPROVED**

Date 5/12/94

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

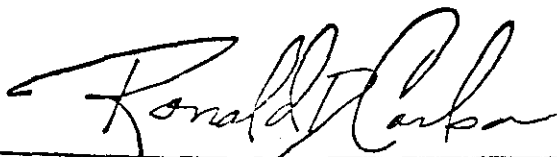
GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

MICROFILMED

NOV 07 1995



Signature of Authorized Department Representative

Eastern Regional Manager

Title

Receipt No. EC19795 Received by SL Fee 1535 Date 5/12/94

EXTENSION OF DRILLING PERMIT

Extension approved by _____

Approval Date _____



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

August 21, 1995

Kent J. Yost
P.O. Box 4987
Pocatello, ID 83205-4987

RE: Water Right Permit No. 08139

Dear Mr. Yost:

It has come to my attention that a field examination was done for the above referenced water right before proof of beneficial use was submitted. In order for the department to use the information collected during the examination, you will need to fill out and submit the enclosed Proof of Beneficial Use form along with the required license examination fee.

Please submit the proof and fee within **60 days** of receipt of this letter. Please address your correspondence to my attention.

If you have any questions or if I can be of any assistance, please do not hesitate to contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

cc: IDWR - Eastern Region

Enclosures

MICROFILMED

NOV 07 1995

TO THE FILE

RECEIVED
AUG 14 1995
Department of Water Resources

Attention: Julie R Yarbrough,

While conducting the field exam for permit 29-08084, the owner, Mr. Kent Yost said he had a bordering property that needed a field exam done, (29-08139). Since I was there and the information on the second well was in the same pump house, I took down the needed information for the exam.

When I went to get the file on permit 29-08139 I discovered that the proof of beneficial use had not yet been submitted. In fact proof isn't due on 29-08139 until the year 1999. Keith Wilson said that he thought we could use the exam information I had gathered if we went ahead and sent Mr. Kent Yost the information that he needs on the Proof of Beneficial Use and collect the exam fee.

If you would send the needed forms to Kent Yost I would appreciate it. I have notified Kent Yost that he will be receiving some paperwork on 29-08139 that needs to be completed and sent back in before we can continue the process.

Please let me know if there is anything additional we need to do in this situation.

Sincerely,



Steve Mueller

NOV 07 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 24, 1994

KENT L YOST
PO BOX 4987
POCATELLO ID 832054987

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 29-08139

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

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

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

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

RECEIVED

JUN 28 1994

PROOF OF PUBLICATION

STATE OF IDAHO }
County of Bannock } ss.

LORI A SEKOT

being first duly sworn on oath deposes and says: That she
was at all times herein mentioned a citizen of the United States of
America, more than 21 years of age, and the Principal Clerk of THE
IDAHO STATE JOURNAL, a daily newspaper, printed and published at
Pocatello, Bannock County, Idaho, and having a general circulation
therein.

That the document or notice, a true copy of which is attached, was
published in the said IDAHO STATE JOURNAL, on the following dates,
to-wit:

MARCH 17	19 94	19
MARCH 24	19 94	19
	19	19
	19	19
	19	19

That said paper has been continuously and uninterruptedly published
in said County for a period of seventy-eight weeks prior to the publication
of said notice or advertisement and is a newspaper within the meaning of
the laws of Idaho.

Lori A. Sekot

STATE OF IDAHO

COUNTY OF Bannock

On this 24TH day of MARCH in the year of 1994,
before me, a Notary Public, personally appeared
LORI A SEKOT, known or identified to me
to be the person whose name subscribed to the within instrument, and
being by me first duly sworn, declared that the statements therein are
true, and acknowledged to me that he executed the same.

[Signature]
Notary Public for Idaho

Residing at POCATELLO

My commission expires: JULY 1997

JUN 28 1994

NO. 29-08139
The permit(s) shall be used to
appropriate the public waters of the State of Idaho:
29-08139

YOST, KENT L
PO BOX 4987
POCATELLO, ID 83205

Source: GROUNDWATER
Diversion Pt: NENE Sec 27 T 05S R 34E
in BANNOCK County.

Use: DOMESTIC (080 CFS)
Total Diversion: (080 CFS)
3/2/1994

Date Filed:
In: BANNOCK County
T05S R34E S27

NENE
The permit(s) will be subject to all prior water
rights. Protests must be filed with the Director,
Dept. of Water Resources, Eastern Region, 900 N
Skyline, Idaho Falls, Idaho 83402 on or before
APRIL 4, 1994.

R. KEITH HIGGINSON, Director

March 17, 24, 1994
LH: [Signature]

PROOF OF PUBLICATION

STATE OF IDAHO }
County of Bannock } ss.

LORI A SEKOT

NOTICE OF APPLICATION FOR WATER RIGHT
The Following application(s) have been filed to
appropriate the public waters of the State of Idaho:
29-08139

YOST, KENT L
PO BOX 4987
POCATELLO, ID 83205

Source: GROUNDWATER
Diversion Pt: NENE Sec 27 T 05S R 34E
in BANNOCK County.

Use: DOMESTIC
Total Diversion: (.080 CFS)
(.080 CFS)

Date Filed:
In: BANNOCK County
T05S R34E S27

NENE
The permit(s) will be subject to all prior water
rights. Protests must be filed with the Director,
Dept. of Water Resources, Eastern Region, 900 N
Skyline, Idaho Falls, Idaho 83402 on or before
APRIL 4, 1994.

R. KEITH HIGGINSON, Director
March 17, 24, 1994
LN718

being first duly sworn on oath deposes and says: That she
was at all times herein mentioned a citizen of the United States of
America, more than 21 years of age, and the Principal Clerk of THE
IDAHO STATE JOURNAL, a daily newspaper, printed and published at
Pocatello, Bannock County, Idaho, and having a general circulation
therein.

That the document or notice, a true copy of which is attached, was
published in the said IDAHO STATE JOURNAL, on the following dates,
to-wit:

MARCH 17	19 94	19
MARCH 24	19 94	19
	19	19
	19	19
	19	19

That said paper has been continuously and uninterruptedly published
in said County for a period of seventy-eight weeks prior to the publication
of said notice or advertisement and is a newspaper within the meaning of
the laws of Idaho.

STATE OF IDAHO

COUNTY OF Bannock

On this 24TH day of MARCH in the year of 1994,
before me, a Notary Public, personally appeared
LORI A SEKOT, known or identified to me
to be the person whose name subscribed to the within instrument, and
being by me first duly sworn, declared that the statements therein are
true, and acknowledged to me that he executed the same.

[Signature]
Notary Public for Idaho

Residing at POCATELLO

My commission expires: JULY 1997

JUN 26 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
900 N Skyline

Idaho Falls, Idaho 83402
(208) 525-7161

MARCH 10, 1994

IDAHO STATE JOURNAL
P.O. BOX 431
POCATELLO, ID 83204

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.

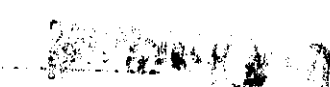
An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before APRIL 4, 1994.

Yours truly,

Rita Bodell
Secretary

Encl.


JUN 28 1994

NOTICE OF APPLICATION FOR WATER RIGHT

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

APPROPRIATE

18 1924

29-08139

YOST, KENT L
PO BOX 4987
POCATELLO, ID 83205

Source: GROUNDWATER

Diversion Pt: NENE Sec 27 T 05S R 34E in BANNOCK County.

Use: DOMESTIC (.080 CFS)
Total Diversion: (.080 CFS)

Date Filed: 3/ 2/1994

In: BANNOCK County
T05S R34E S27 NENE

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before APRIL 4, 1994.

R. KEITH HIGGINSON, Director

Published: 3/17/1994 & 3/24/1994

JUN 22

10-Mar-1994

KENT L YOST
PO BOX 4987
POCATELLO ID 83205

RE: Application No. 29-08139

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 ID STATE JOURNAL on 3-17 & 24-94. 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 Right Supervisor

HWJ:rb