

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-08015

Priority: June 22, 1990

Maximum Diversion Rate: 0.25 CFS
Maximum Diversion Volume: 36.0 AF

This is to certify, that RIVERBEND ESTATES

C/O SHEILA FUNK SEC
3140 WILLOW

AMERICAN FALLS ID 83211 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 22, 1990; and has submitted Proof of Beneficial Use on November 29, 1991. An examination indicates that the works have a diversion capacity of 0.260 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	0.25 CFS	36.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 12, Township 08S, Range 30E
POWER County

PLACE OF USE: DOMESTIC

TWN RGE SEC

08S 30E 12

SWNE

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. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. Domestic use is for 30 homes.

MICROFILMED

FEB 25 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-08015

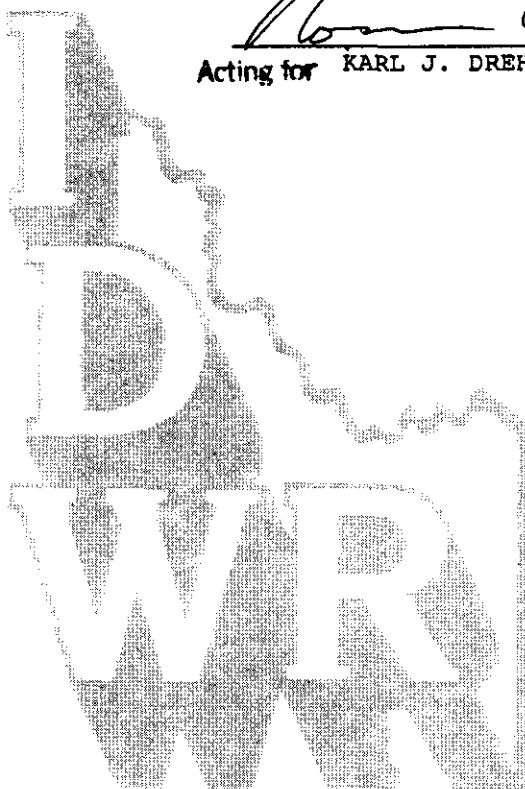
CONDITIONS OF APPROVAL AND REMARKS

8. Place of use known as Lots 1-30, Riverbend Estates.

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 31st
day of JANUARY, 19 77.

Acting for

KARL J. DREHER, Director



MICROFILMED

FEB 25 1977

RECEIVED
NOV 29 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

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

1. Permit No. 29-08015 Telephone No. 208 226 5871
2. Name(s) of Permit Holder(s): RIVERBEND ESTATES, c/o MARK HOUGHTON
3. Post Office Address: 3038 JUNIPER DR., AMERICAN FALLS, ID. 83211
4. Source of Water: WELL 12/11/91 KLG
 - a. If ground water, well driller's name: _____ Date drilled: 1977 02/1978
 - b. Pump horsepower: _____ Pressure (psi): 55 Dynamic pumping level (ft.): _____
5. Extent of Use: (PRESSURE TANKS)

Domestic <u>13</u> (No. of households)	Irrigation _____ (No. of acres)
Stockwater _____ (No. and type of stock)	Other _____
<u>17 REMAINING UNDEVELOPED LOTS</u>	
6. Total rate and/or volume for which proof is submitted .25 cfs 30 acre/feet
7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device:	Required? <u>Yes</u> ☒ <u>No</u>	Installed? <u>Yes</u> ☐ <u>No</u>
OR		
Flow Measurement Port:	Required? <u>Yes</u> ☒ <u>No</u>	Installed? <u>Yes</u> ☐ <u>No</u>
8. Fee Enclosed: \$ 100.00 (See License Examination Fee Schedule)
9. Person to contact to accompany the Department representative during the field examination:

<u>MARK HOUGHTON</u>	<u>208-226-5871</u>
Name	Telephone No.
<u>3038 JUNIPER DR., AMERICAN FALLS, ID. 83211</u>	
Address	
10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

Date

11/27/91

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

Mark Houghton
PRESIDENT, RIVERBEND ESTATES

JAN 15 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 29-08015

Proposed Priority: June 22, 1990 Maximum Diversion Rate: 0.25 CFS

This is to certify, that **RIVERBAND ESTATES**
C/O KATHY LINDAUER
3142 SAGE
AMERICAN FALLS, ID 83211

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.25 CFS

LOCATION OF POINT(S) OF DIVERSION: SWNE Sec. 12, Township 08S, Range 30E
POWER County

PLACE OF USE: DOMESTIC

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08S 30E 12	SWNE 30			30

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1991.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. Domestic use is for 13 homes and 17 additional lots.

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

6th day of December, 1990.

MICROFILMED

DEC 17 1990

[Signature]
for R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Riverband Estates c/o Kathy Lindauer Phone 226-2404
Post office address 3142 Sage American Falls, Id 83211
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 12 Township 8S Range 30E B.M. Power County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.25 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 is (a) 0.25 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Well and pump to 30 lots with
13 homes on site now.
 - 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 NA inches; proposed depth of well is NA 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 _____ for beneficial use is
1 years (minimum 1 year).

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DEC 17 1990

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. 13 homes and 17 additional lots.
- 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	
8S	30E	12			D/30														

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. Falls Irrigation
water for irrigation.

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

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

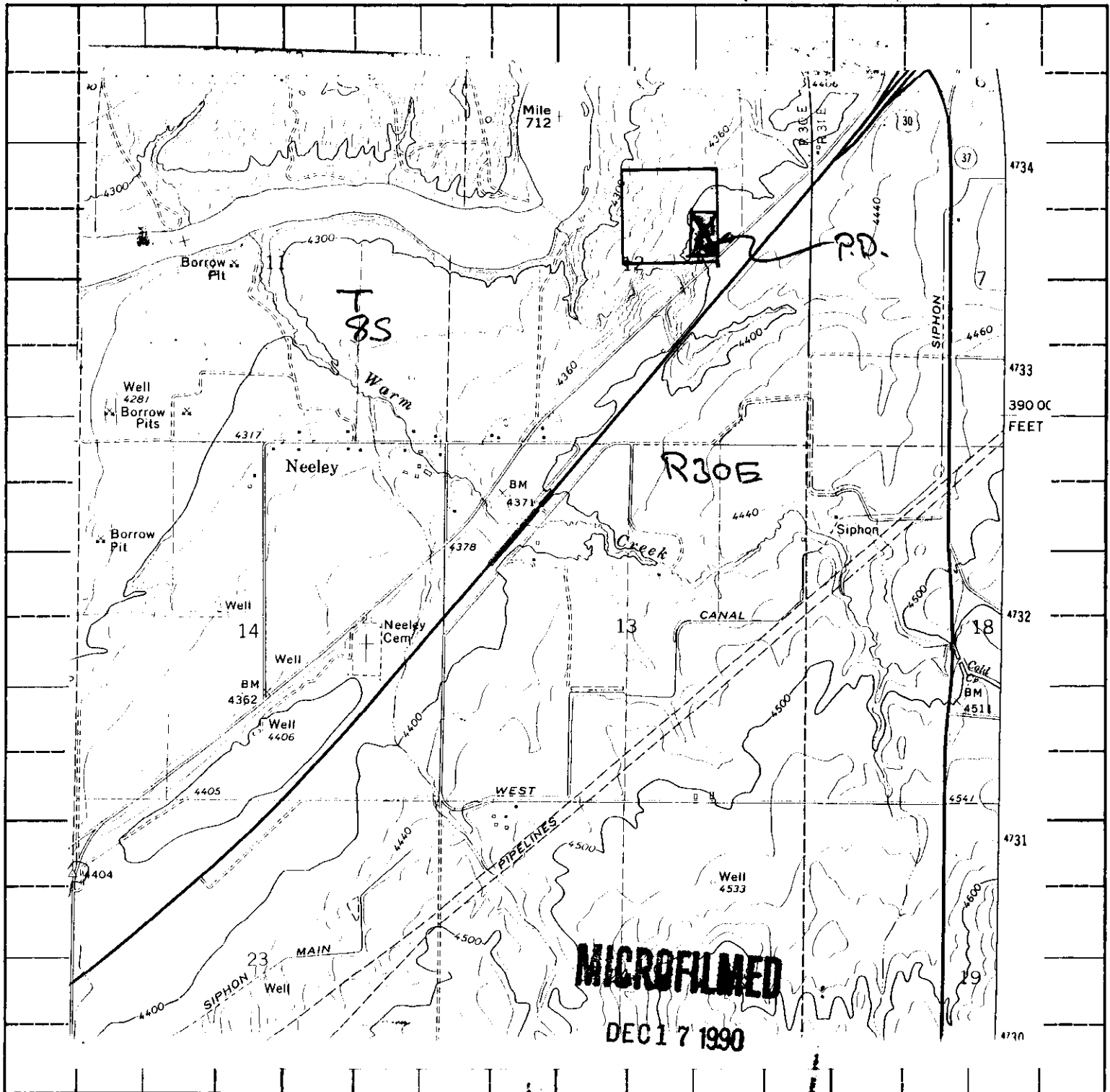
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Well drilled in 1978.

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DEC 17 1990

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.

x *Kathy Lindauer*
(Applicant)

Title - Representative of Association
Per Section 12-5-10 G.S.

Received by OW Date 11:54 Time 6-22-90 Preliminary check by _____
Fee \$ 45.00 Received by HUJ # E014886 Date 6-22-90
Publication prepared by AB Date 9-6-90 Published in Lower City Press
Publication approved OW Date 9/15/90

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:

MICROFILMED
DEC 17 1990

Affidavit of Publication

State of Idaho
County of Power

Department of Water Resources
Eastern District Office

Erma Crompton being first duly sworn on oath, states:

That she is the publisher of The Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls in said county, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice or advertisement was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for 2 successive weekly issues thereof, the date of the first publication being the 5TH day of SEPT. 1990 and the date of last publication being the 12TH day of SEPTEMBER 1990.

(Signed)

State of Idaho

County of Power

On this 12TH day of SEPTEMBER in the year of 1990, before me, a Notary Public, personally appeared Erma Crompton, 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 she executed the same.

Brett Crompton

Notary Public for Idaho
Residing at American Falls, Idaho
My commission expires: June 8, 1993

RECEIVED

SEP 14 1990

Application for Water Right

Submitted in The Power County Press,
Sept. 5, 12, 1990.

NOTICE OF APPLICATION FOR WATER RIGHT

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

IS-00015
SUGARBEND ESTATES
AND KATHY LINDAUER
PO BOX 840
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Division Pt: SWNE Sec 12 T-08S R
2E

Use: DOMESTIC (.230 CFS)
Total Diversion: (.230 CFS)

Date Filed: 6/22/1990

1000 8100 812 SWNE
100 ACRES TOTAL

The permit(s) will be subject to all
water rights. Protests may be
filed based on the criteria of Sec.
42-203, Idaho Code and/or the new
water rights criteria of Sec. 42-203
C, Idaho Code. Protests must be filed
with the Director, Dept. of Water
Resources, 100 Shoup Ave., Suite 15,
American Falls, Idaho 83402 on or before
SEPTEMBER 24, 1990.

By: David M. Hightower, Director

RECEIVED

DEC 17 1990

Affidavit of Publication

State of Idaho

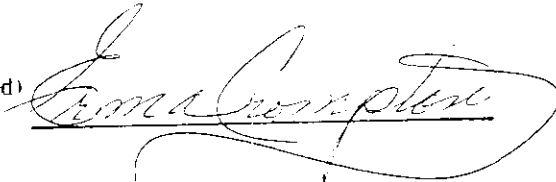
County of Power

Erma Crompton being first duly sworn on oath, states:

That she is the publisher of The Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls in said county, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice or advertisement was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for 2 successive weekly issues thereof, the date of the first publication being the 5TH day of SEPT. 1990 and the date of last publication being the 12TH day of SEPTEMBER 1990.

(Signed)



State of Idaho

County of Power

On this 12TH day of SEPTEMBER in the year of 1990, before me, a Notary Public, personally appeared Erma Crompton, 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 she executed the same.



Notary Public for Idaho

Residing at American Falls, Idaho

My commission expires: June 8, 1993

Application for water right

Published in The Power County Press,
Sept. 5, 12, 1990.

NOTICE OF APPLICATION FOR WATER RIGHT

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

29-08015
RIVERBEND ESTATES
C/O KATHY LINDAUER.
3142 SAGE
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: SWNE Sec 12 T 08S R 30E

Use: DOMESTIC (.250 CFS)
Total Diversion: (.250 CFS)

Date Filed: 6/22/1990

In: T08S R30E S12 SWNE
30.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203 C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite, 15, Idaho Falls, Idaho 83402 on or before SEPTEMBER 24, 1990.

R. Keith Higginson, Director

RECORDED

DEC 17 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 3, 1997

RIVERBEND ESTATES
C/O SHEILA FUNK SEC
3140 WILLOW
AMERICAN FALLS ID 83211

RE: WATER RIGHT NO. 29-08015

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,

A handwritten signature in cursive script that reads "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:ph

Enclosure

MEMORANDUM

TO: File 29-08015

FROM: Sharla

DATE: January 27, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Right 29-08015 are based on the following:

H. RECOMMENDATIONS

Domestic	1/1 - 12/31	0.25 cfs	36.0 afa
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On January 24, Sheila Funk (secretary of the homeowners association) called in response to my letters to Kathy Lindauer. Sheila verified that there are 30 homes in the subdivision. She confirmed that the name is Riverbend, not Riverband. She stated that all the homes except for two have been built and that all lots were stubbed at the time construction of the first homes was started. Based upon this information, the license will be issued for 0.25 cfs as requested for 30 homes.

Examiner: Don Simpkins

Exam Date: February 16, 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 29-08015

DATE 7/29/96

REVIEWER: S H A R L A

NAME Change OK Address Change Cl president - secretary - phone call.
SOURCE Change OK Is change clarification of originally intended source? Yes
If not, prepare Notice of Intent to Void NO

POINT OF DIV Change OK Amendment required NO

PLACE OF USE Change OK Amendment required NO

Does map agree with written description? Yes no

OVERLAPS NO P/D NO P/U NO GOVT LOTS

RATE OF DIV

Permitted Rate .25 cfs
Fee limit 1.0 cfs \$10000
Measured NO MEASUREMENTS MADE
Theoretical .26 cfs (2 wells) @ start up psi of 40
Recommended Total Div Rate .25 cfs

ANNUAL VOLUME/ NATURE OF USES

Use Domestic Volume Calculation
17 x 1.2 = 20.4 af
30 90.4 36.0 af
af
af
SUBTOTAL 20.4 36.0 af

Flow rate 45 cfs X 365 days X 1.98 af = 328.4 af
Total volume recommended 20.4 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

1/47 homes.
30
10 area lots 1-30, Riverbend State.

CONDITIONS Watermaster Control WD#

GW Measurement/Measuring Device

Overlap

Use-specific conditions 048,049

Advancement of Priority Date Required yes no

SRBA Claim Filed NA

Adjustment Memo 3/2/97

1st Amend Letter NA

2nd Amend Letter NA

Name: Department of Water Resource

To: Sharla Curtis

From: Sheila Lusk

Pages: 3

Message: This is the map you
asked me for of Ruickard Estates
If you need anything else just let
me know.

OWNER'S CERTIFICATE

P. 82

This is to certify that RALPH W. KENDELL and VEDA KENDELL are the legal owners and, described as the SW1/4NE1/4 of Section 12, Township 8 South, Range 30 East of that it is our intention to include the herein described land in this plat and we do hereby for public use forever, the Streets and Drives and easements shown hereon.

RALPH W. KENDELL

VEDA KENDELL

ACKNOWLEDGEMENT

STATE OF IDAHO }
COUNTY OF POWER } SS

On this _____ day of _____, 1977, RALPH W. KENDELL and VEDA KENDELL appeared before me, the undersigned, a Notary Public in and for the State of Idaho, and that they executed the above instrument.
In witness whereof, I have hereunto set my hand and affixed my official seal this day.

NOTARY PUBLIC

My commission expires _____

COUNTY COMMISSIONER'S ACCEPTANCE

This plat was duly accepted and approved by the Board of County Commissioners of _____ and that the dedication of the Streets and Drives and Easements was accepted in behalf County Commissioners on this _____ day of _____, 1977.

CLERK

CHAIRMAN

COUNTY RECORDER'S CERTIFICATE

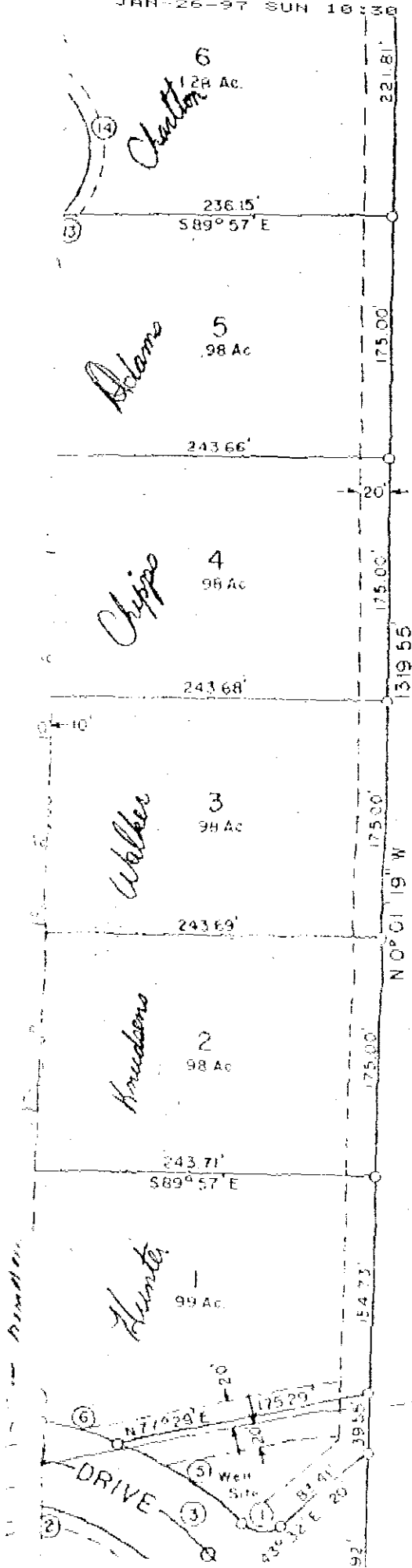
This is to certify that this plat was filed for record in the Office of the Recorder of _____ on this _____ day of _____, 1977, at _____ M., at _____ and was duly recorded in the record of plats, page _____.

Reception Number _____

COUNTY RECORDER

F-1

CURVE DATA			
	DELTA	RADIUS	LEN
1	90°00'00"	20'	31
2	58°59'00"	200'	205
3	45°53'49"	230'	184
4	13°05'11"	230'	54
5	22°23'08"	260'	101
6	13°19'08"	260'	60
7	73°14'15"	20'	27
8	80°11'19"	20'	27



22
1.56 Ac.

1.37 Ac.

Alvin P. 03

Collins

Post

Russ Wynn

L. Hunter

Hopmester

Young

Truher

Hunter

Hestrest

Melvin - Lund

Hovocha

Sparks

Habover

Landick

Lamar

Howell

Tolman

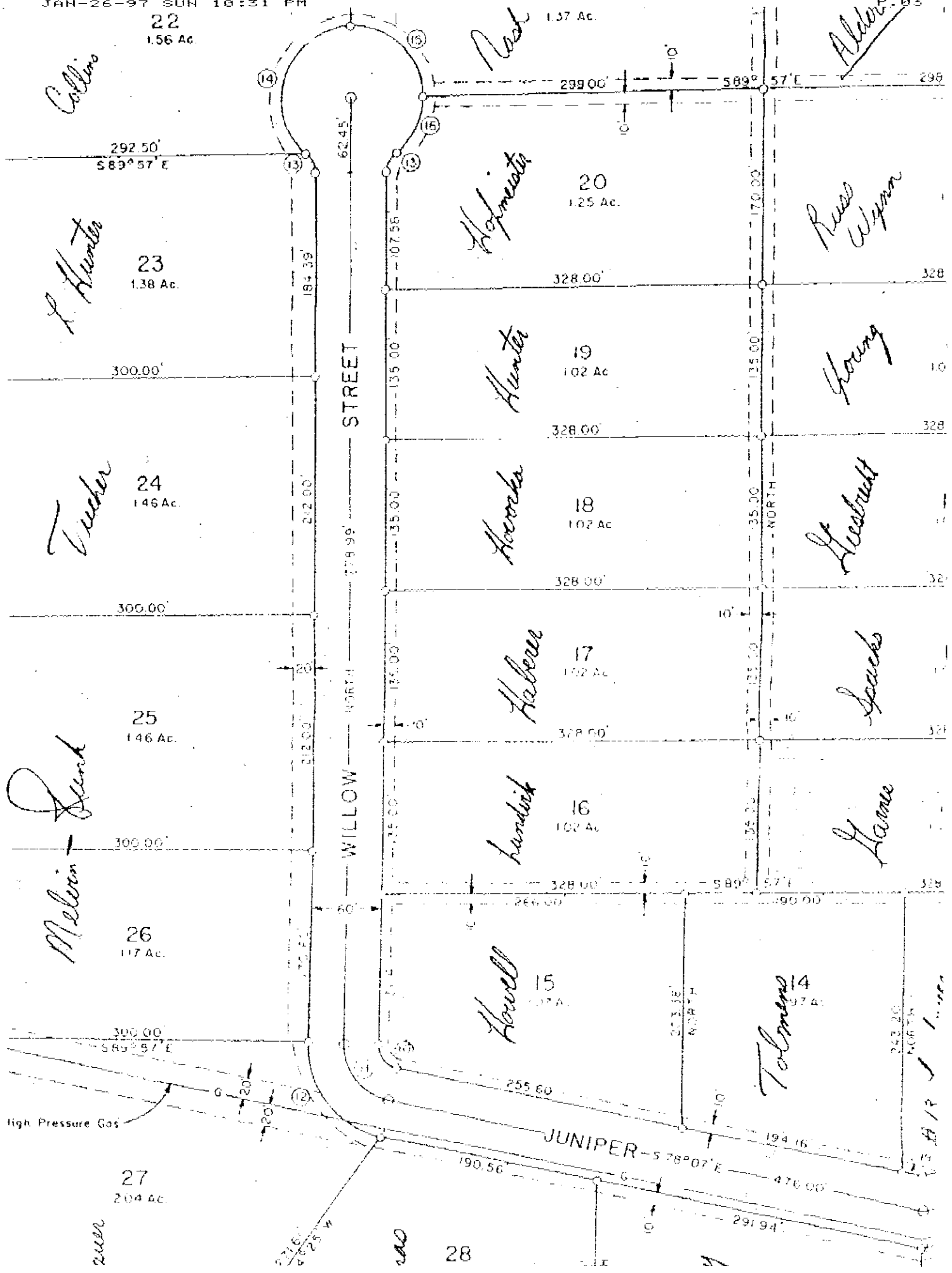
1/2 A/R 1.000

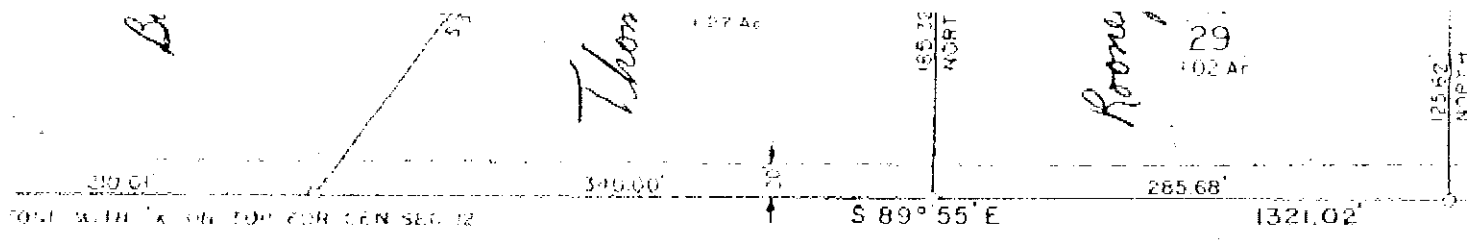
High Pressure Gas

river

no

1





SURVEYOR'S CERTIFICATE

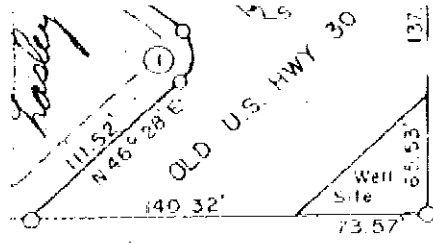
I, *W. J. CHAM*, JR., a duly licensed land surveyor, hereby certify that this
 truly represents a survey made by me of the lands shown hereon

W. J. CHAM
 REGISTERED
 SURVEYOR

COUNTY ENGINEER

I, *W. J. CHAM*, JR.,
 have examined this plan and
 all applicable laws as

#2



SCALE 1" = 100'

SET 5/8" IRON PIN

County, Idaho,
Measurements of

9	2°42'19"	260'	12
	78°07'00"	20'	27
11	78°07'00"	50'	68
12	78°07'00"	80'	109
13	51°19'04"	20'	17
14	141°19'04"	60'	147
15	90°03'00"	60'	94
16	51°16'04"	60'	53
17	51°22'04"	60'	53
18	89°57'00"	60'	94

○ - 5/8" IRON PIN UNLESS OTHERWISE NOTED



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

January 15, 1997

KATHY LINDAUER
3142 SAGE
AMERICAN FALLS ID 83211

RE: Permit No. 29-08015

Dear Ms. Lindauer:

On December 3, 1996, I sent you a letter regarding a license we were attempting to issue for Riverbend Estates. As of this date, I have had no response from you regarding this matter.

I am enclosing a copy of my previous letter along with the copy of the letter to Mark Houghton in case the first ones were misplaced. If you can supply me with the information I need, I would greatly appreciate it. If you have any questions, please give me a call.

Thank you for your help in this matter.

Sincerely,

A handwritten signature in cursive script that reads 'Sharla Curtis'.

SHARLA CURTIS
Water Resource Agent

SC:ph

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 3, 1996

Kathy Lindauer
3142 Sage
American Falls, ID 83211

RE: Permit No. 29-08015

Dear Ms. Lindauer:

In July I sent a letter to Mark Houghton concerning a license we are attempting to issue for Riverbend Estates. The letter was returned to us, forwarding order expired. I have been unable to locate another address for him. You were originally listed on the application for permit, so I am hoping you will be able to provide the information I need or at least point me in the right direction if there is another contact person I should be speaking with.

I have enclosed a copy of my letter to Mr. Houghton. If you can supply me with the information I need, I would greatly appreciate it. The license can be issued as soon as I get these questions answered. If you have any questions, please give me a call.

Thank you for your help in this matter.

Sincerely,

A handwritten signature in cursive script that reads "Sharla Curtis".

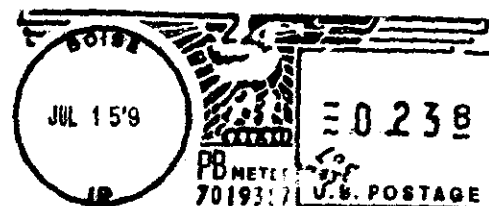
SHARLA CURTIS
Water Resource Agent

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street
Boise, Idaho 83706-2237

PRESORTED
FIRST CLASS



MICROFILMED

FEB 25 1997

29-8015

MARK HOUGHTON
3038 JUN 24 1996
AMERICAN PALESTINE 83211

Not At this
Address

RECEIVED

JUL 24 1996

Department of Water Resources

FORWARDING ORDER EXPIRED



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

July 15, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Mark Houghton
3038 Juniper Dr.
American Falls, ID 83211

RE: Permit No. 29-08015 (Riverbend Estates)

Dear Mr. Houghton:

A field examination of the above referenced permit was conducted on February 16, 1995. The examiner noted in his report that you are the president of Riverbend Estates. We are trying to finish the licensing process for this permit, but a couple of questions remain. I hope you can fill in the blanks for us.

First, the original application listed the applicant's name as Riverband Estates. Is the proper name Riverband or Riverbend?

Second, the application stated that there were 30 lots with 13 homes having been built at the time of the filing. When proof of beneficial use was filed in November of 1991, you again indicated that there were 13 homes and 17 remaining undeveloped lots. Our examiner reported that the water delivery system developed under the permit is distributed to 17 homes. Could you please provide us with a subdivision plat map that shows all lots included in Riverbend Estates and indicate on it which lots have homes. Please also provide information as to whether the lots which do not yet have homes are at least "stubbed" into the water delivery system.

As soon as we receive the information requested, our review can be finalized so that a license can be issued. If you have any questions, please give me a call at (208)327-5452.

Sincerely,

A handwritten signature in cursive script that reads 'Sharla Curtis'.

SHARLA CURTIS
Water Resource Agent

RECEIVED

FEB 25 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
APR 11 1995
DEPARTMENT OF WATER RESOURCES

A. GENERAL INFORMATION

Permit No. 29-08015

1. Owner: RIVER BAND ESTATES Phone No. (208) 226-5871

by MARK HOUGHTON
Current Address: 3038 JUNIPER DR., AMERICAN FALLS, ID 83211

2. Accompanied by: MARK HOUGHTON EXAM DATE: 2/16/95

Address: 3038 JUNIPER DR., AMERICAN FALLS, ID Phone No. (208) 226-5871

Relationship to Permit Holder: PRESIDENT - RIVER BAND ESTATES

3. Source: GROUND WATER tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

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
		SE	SW	NE	12	08S	30E	POWER	U.S. G.S. TOPO MAP

2. Place(s) of Use:

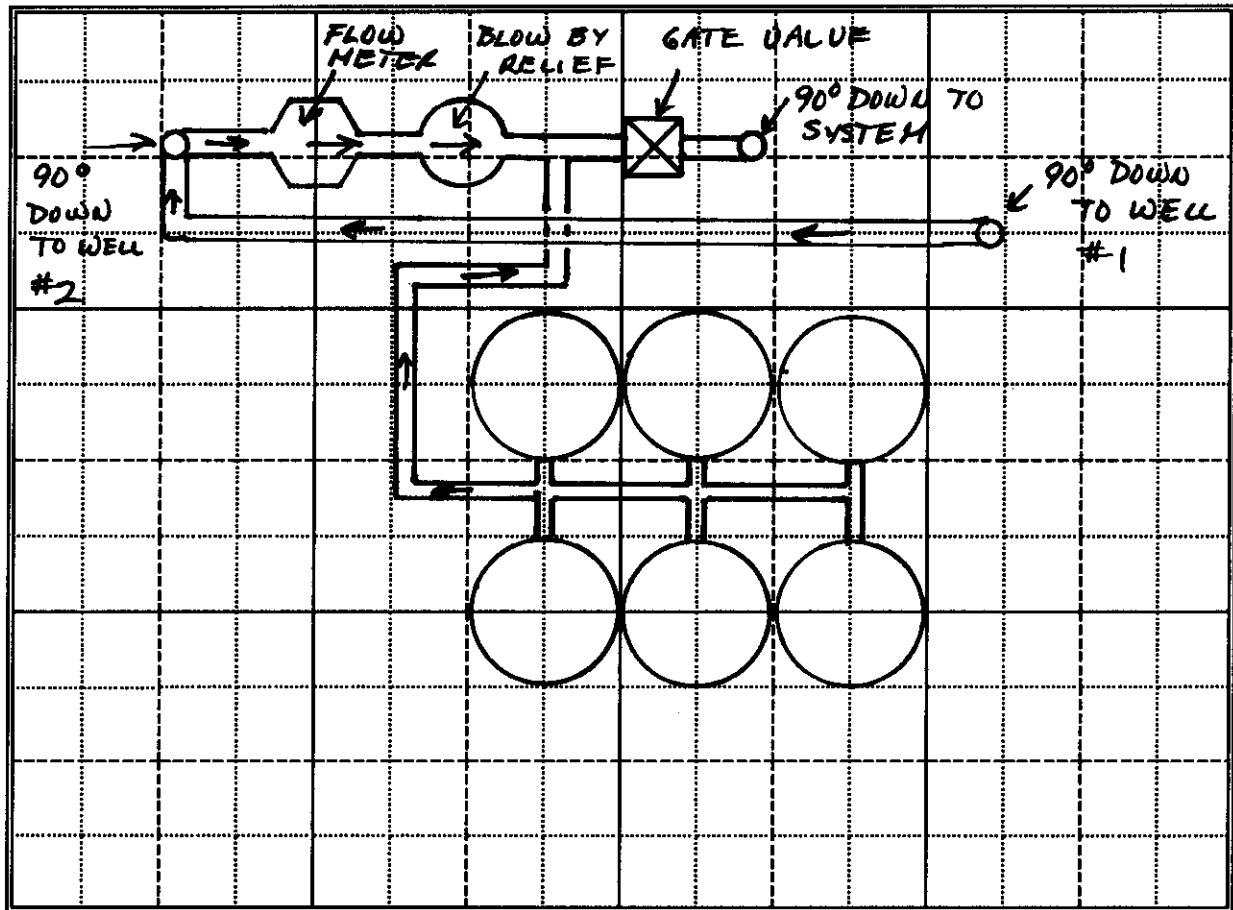
Indicate Method of Determination ON SITE INSPECTION

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
8S	30E	12			D														

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3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.D. as applicable. *SEE PHOTO GRAPHS*



Scale: 1" = _____

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

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

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
#1 EAST		7½		FRANKLIN	2"
#2 WEST		5		FRANKLIN	2"

*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
U.S. GAGE LUZER FLOWMETER					0-100	51 PSI
U.S. GAGE					0-100	58 PSI

2. Measurements: UNABLE TO TAKE FLOW MEASUREMENTS

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E. NARRATIVE/REMARKS/COMMENTS

ON 2/16/95. AT APPROXIMATELY 1545 HRS, I CONTACTED
MARK Houghton REGARDING PERMIT # 29-08015. THE
RESIDENTIAL DOMESTIC WATER SYSTEM CONSISTS OF TWO WELLS
AND SUBMERSIBLE PUMPS WHICH PUMP WATER INTO 6 PRESSURE
TANKS, LOCATED IN A PUMP/CONTROL BUILDING. THE WATER
IS THEN DISTRIBUTED VIA AN UNDERGROUND PIPING SYSTEM
TO 17 HOMES.

PUMP/WELL #1

7 1/2 HP 58 PSI DEPTH 220' STATIC WATER 180'
2" OUTPUT PIPE DIAMETER. PUMP AT 200'

PUMP/WELL #2

5HP 51 PSI DEPTH 200' STATIC WATER 180'
2" OUTPUT PIPE DIAMETER PUMP AT 190' APPROX.

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

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FEB 25 1997

F. FLOW CALCULATIONS

Measured Method:

$$\text{WELL \#1} \quad \frac{7.5 \times 8.814 \times .70}{190 + 10(58 \times 2.308)} = \frac{46.273}{323.864} = 0.1428 \text{ CFS}$$

$$\text{WELL \#2} \quad \frac{5 \times 8.814 \times .7}{190 + 10(51 \times 2.308)} = \frac{30.849}{317.708} = 0.097 \text{ CFS}$$

PSI IS NOT CUT ON PRESSURE

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:

$$\text{IRRIGATION LIMIT } 1.2 \text{ AFA / HOME} \times 17 \text{ HOMES} = 20.4 \text{ cfs}$$

✓ Additional Computation Sheets Attached

TURN ON PRESSURES ARE
40 PSI - SEE CALCULATION
SHEET.

PUMP #1 0.163 CFS

PUMP #2 0.10 CFS

0.263 CFS

* Allow 0.15 cfs for 17 hours

H. RECOMMENDATIONS

* 0.15 cfs as per Domestic chart for 17 hours

1. Recommended Amounts

~~PERMIT LIMITS TO 0.25 CFS.~~

Beneficial Use	Period of Use		Rate of Diversion * Q (cfs)	Annual Volume V (afa)
	From	To		
DOMESTIC	1/1	12/31	~~0.25~~ 0.15 cfs	20.4 AFA
Totals:			~~0.25~~ 0.15 cfs	20.4 AFA

2. Recommended Amendments

___ Change P.D. as reflected above

___ Add P.D. as reflected above

✓ None

___ Change P.U. as reflected above

___ Add P.U. as reflected above

___ Other

I. AUTHENTICATION

Field Examiner's Name DON SIMPKINS Date 11/29/95

Reviewer [Signature] Date 4-5-96

SEAL

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FEB 25 1997

THEORETICAL PUMP FLOW CALCULATIONS

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

SYSTEM: WELL #1

$$\begin{aligned} Hp &= \text{Horsepower} = \underline{7\frac{1}{2}} \\ Eff &= \text{Efficiency} = \underline{.70} \quad (\text{Usually } 70\%) \\ \text{Lift: } &(\text{Static Level} + \text{Assumed Drawdown}) \\ &\text{Static Water Level} = \underline{180} \text{ ft.} \\ &\text{Assumed Drawdown} = + \underline{10} \text{ ft.} \\ &\text{Lift} = \underline{190} \end{aligned}$$

OR

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

$$\text{psi} = \text{Operating Pressure} = \underline{40} \text{ psi} \quad * \text{ THEN ON}$$

$$Q_{cfs} = \left[\frac{7.5}{Hp} \times 8.814 \times \frac{.7}{Eff} \right] \div \left[\frac{190}{Lift} + \left(\frac{40}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\underline{46.2735} \right] \div \left[\underline{282.32} \right]$$

$$Q_{cfs} = \underline{0.163} \text{ cfs SYSTEM}$$

SYSTEM: WELL #2

$$\begin{aligned} Hp &= \text{Horsepower} = \underline{5} \\ Eff &= \text{Efficiency} = \underline{.7} \quad (\text{Usually } 70\%) \\ \text{Lift: } &(\text{Static Level} + \text{Assumed Drawdown}) \\ &\text{Static Water Level} = \underline{180} \text{ ft.} \\ &\text{Assumed Drawdown} = + \underline{10} \text{ ft.} \\ &\text{Lift} = \underline{190} \end{aligned}$$

OR

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

$$\text{psi} = \text{Operating Pressure} = \underline{40} \text{ psi} \quad * \text{ THEN ON}$$

$$Q_{cfs} = \left[\frac{5}{Hp} \times 8.814 \times \frac{.7}{Eff} \right] \div \left[\frac{190}{Lift} + \left(\frac{40}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\underline{30.845} \right] \div \left[\underline{282.32} \right]$$

$$Q_{cfs} = \underline{0.10} \text{ cfs SYSTEM}$$

RECORDED

FEB 25 1967

PERMIT NO. 29-08015

NEELEY QUADRANGLE
IDAHO-POWER CO.
7.5 MINUTE SERIES (TOPOGRAPHIC)

NW/4 ROCKLAND 15' QUADRANGLE

3469 IV SE
(AMERICAN FALLS)

POCATELLO 27 MI.
112°52'30"

42°45'

3469 IV SW
41 (AMERICAN FALLS SW)

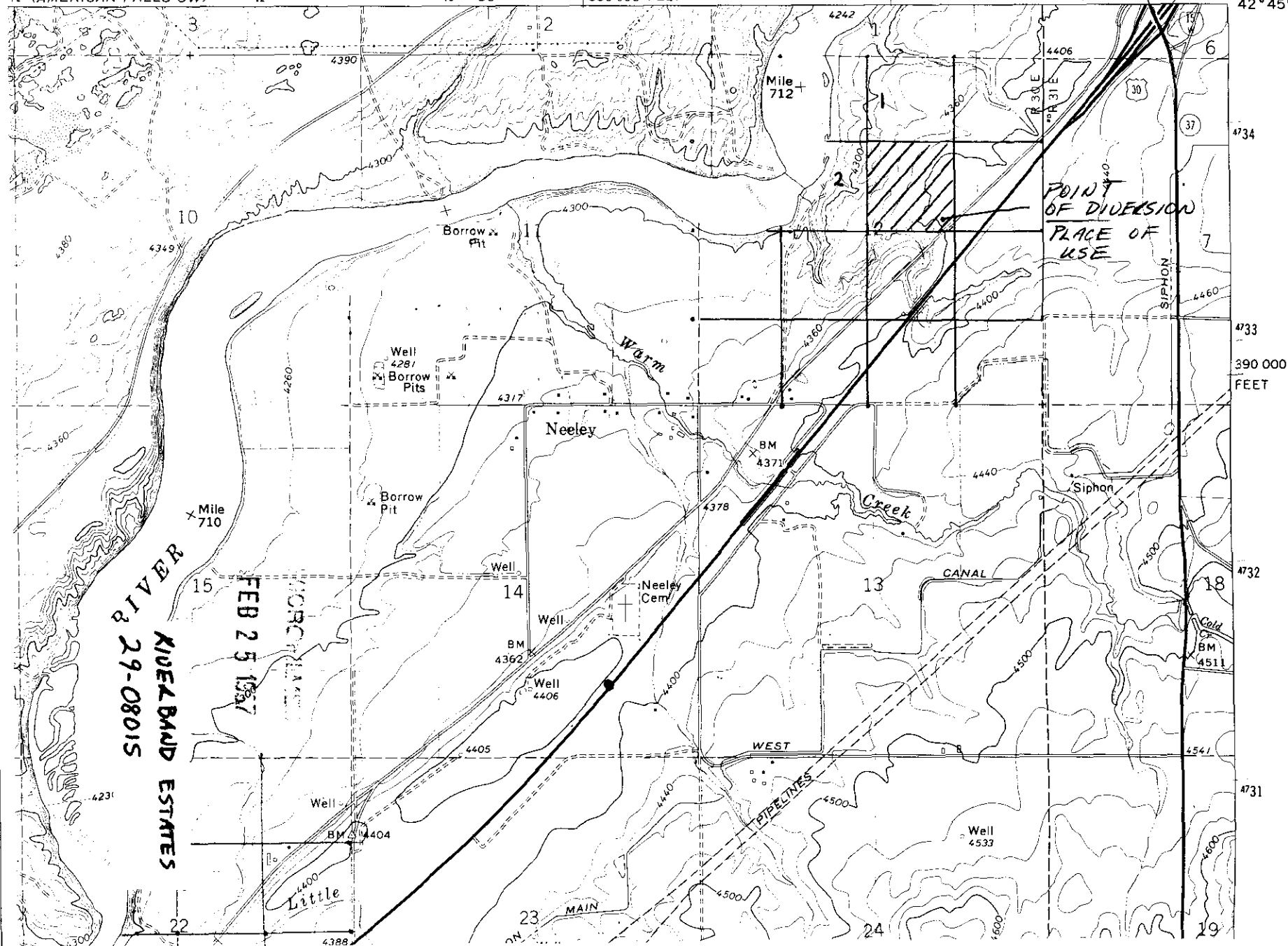
342

343 55'

300 000 FEET

345

AMERICAN FALLS 2.5 MI.



RIVER BEND ESTATES
AMERICAN FALLS

1 of 2

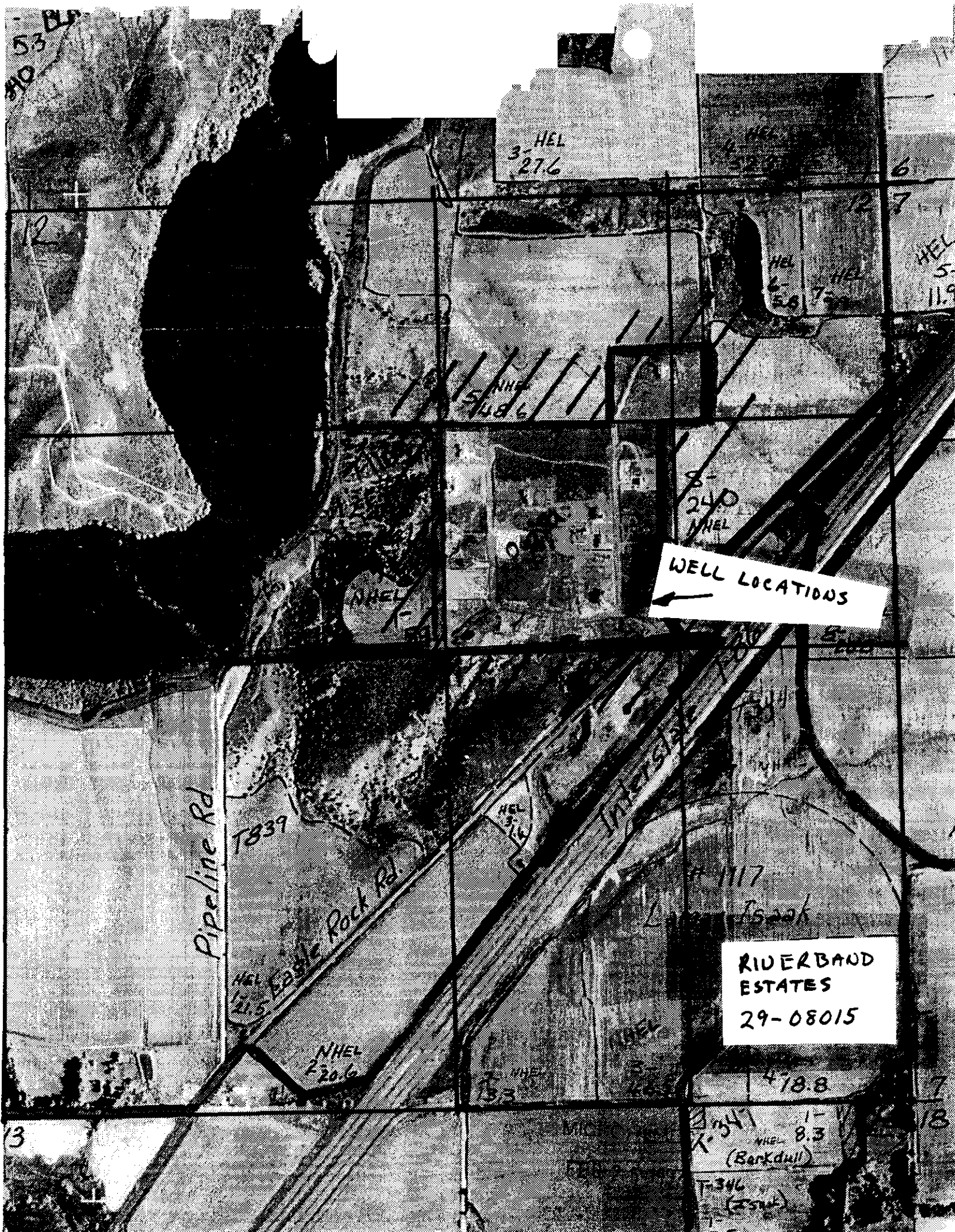


VIEW
OF PUMP
HOUSE



PUMP HOUSE
PRESSURE
TANKS
6 TOTAL

29-08015



53
890

12

3-HEL
27.6

4-HEL
52.8

6

7

HEL
6-5.8

HEL
7-5.8

HEL
5-11.9

NHEL
5-4.8

8-24.0
NHEL

WELL LOCATIONS
←

NHEL
1-5.8

Pipeline Rd.

T839

Eagle Rock Rd.

HEL
2-5.8

NHEL
2-20.6

HEL
3-5.8

INTERSTATE

RIVERBAND
ESTATES
29-08015

#1117

Large Tract

4-18.8

HEL
8-3

(Berkdull)

T-346
(Berkdull)

13

7

18

RIVER BEND ESTATES
AMERICAN FALLS

2 of 2

PUMP HOUSE
FLOW METER
VALUES

PIPE FROM
WELL BOTTOM
LEFT.

PIPE FROM
SECOND WELL
CENTER

29-08015

December 31, 1991

RIVERBAND ESTATES
C/O MARK HOUGHTON
3038 JUNIPER DRIVE
AMERICAN FALLS ID 83211

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 29-08015

Dear Permit Holder:

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

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

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECEIVED
JAN 15 1992

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 29-08015

Date 12/11/91

GENERAL CONSIDERATIONS

NO Name same as permit?
NO Address same as permit? If no, indicate below.
yes Proof timely received? If no, complete priority
advancement below.

SOURCE OF WATER

 Surface water source
 Ground water source
NA Drill permit req'd?
1977 Copy in file? Drill permit no.
1978 Amt paid for drilling permit? Correct?
 Well log in file?

LICENSE EXAMINATION FEE

yes Required?
100 Amount submitted?
yes Correct amount?

MEASURING DEVICE

NA Measuring device or access port required?
 Installed?
 Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS 40 Mark Houghton - 3038 Juniper Dr.

proof acceptable

PRIORITY CALCULATION

Date proof received	<u>NA</u>	<u> </u>
Date proof due	<u> </u>	<u>-</u>
No. of days late	<u> </u>	<u>=</u>
Priority date	<u> </u>	<u>+</u>
NEW PRIORITY DATE	<u> </u>	<u>=</u>

DATA ENTRY

ADDRESS CHANGE 12/26/91 KLG

PROOF MADE 11/29/91
12/31/91 KLG



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

RECEIVED
DEC 26 1991

December 17, 1991

Riverbend Estates
c/o Mark Houghton
3038 Juniper Drive
American Falls, ID 83211

Department of Water Resources

Re: Permit No. 29-08015

Dear Permit Holder:

Returned is the proof of beneficial use you submitted to this office. I have tried to contact you by phone, but have unable to do so. Therefore, it is necessary to contact you by mail.

Before I can continue processing the proof, I need further information. On your proof, you state that there are 17 remaining undeveloped lots. Please indicate if the water distribution system is in place and extends to the lots which do not have houses. If it is, simply return the proof of beneficial use. If the system does not yet extend to those empty lots, please complete the Request for Extension of Time which I have enclosed.

In order to protect all of the required dates, please return the appropriate form to me within 20 days of the date of this mailing.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson

Karen L. Gustafson
Secretary/Records Manager

KAREN - 12/23

WATER SERVICE
DISTRIBUTION SYSTEM IS
IN PLACE AND DOES
EXTEND TO ALL 17 UN-
DEVELOPED LOTS.

MICROFILMED
JAN 15 1992

MARK HOUGHTON



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

December 17, 1991

Riverbend Estates
c/o Mark Houghton
3038 Juniper Drive
American Falls, ID 83211

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In order to protect all of the required dates, please return the appropriate form to me within 20 days of the date of this mailing.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Karen L. Gustafson
Secretary/Records Manager

RECEIVED
JAN 15 1992

RECEIVED
NOV 29 1991

Department of Water Resources

November 27, 1991

Nina Shields
Records Manager
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

Dear Nina,

Enclosed please find the completed Proof Of Beneficial Use form for Riverbend Estates in American Falls, along with a check for \$100.00 to cover the required examination fee.

I've completed the form to the best of my knowledge, minus information on the well driller's name, date drilled, pump horsepower and dynamic pumping level. I'm either unable to find this information or don't know how to ascertain it. I would guess the wells were drilled sometime near 1977 or 1978, as the development of Riverbend Estates was completed around that time.

Please feel free to contact me at 226-2301 or 226-5871 if you need further information. I will be happy to assist as needed.

Sincerely,



Mark Houghton, President
Riverbend Estates Water Users

RECEIVED
JAN 15 1992

130050

September 30, 1991

RIVERBAND ESTATES
C/O KATHY LINDAUER
3142 SAGE
AMERICAN FALLS ID 83211

PROOF DUE NOTICE

RE: PERMIT NO. 29-08015

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 December 1, 1991. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

SINCERELY,

Nina Shields
Secretary/Records Manager

Enclosures

RECEIVED
JAN 15 1992



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

December 7, 1990

RIVERBAND ESTATES
C/O KATHY LINDAUER
3142 SAGE
AMERICAN FALLS, ID 83211

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 29-08015

Dear Permit Holder:

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

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

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

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well

MICROFILMED

DEC 17 1990

so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

Sincerely,

A handwritten signature in black ink, appearing to be "J-J" followed by a horizontal line.

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

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DEC 17 1990

APPLICATION FOR PERMIT REVIEW

Application #: 29-8015
Date: 12-04-90

Reviewer: Pam Skaggs

✓ *js*

Existing:

No - 26A-P17
Complete in 1 year - P16

Yes

Proof not submitted - P16
Proof submitted - N/A

Groundwater:

GT. 0.7 cfs - 01G-P03, 01C-P03(existing well)
LT. 0.7 cfs - N/A

Drilling Permit:

Approved w/permit - P99
Not included - 046-P23(All GW, even existing wells)

Location:

Water Districts - WD No. 01
Surface water - 005, 005-01H-P01(LT.7 w/pump)
005-01J-P08(GT.7)

Groundwater - P05

Irrigation Districts - 023

Canal Co. Areas - 023

Drainage Districts - 024

Boise Front (63) - 058 (Groundwater)

Trust (see list) - 051-052-053-P74, 041(DCMI)

Non Trust (see list) - 048-049

Swan Falls Flag - / (1 or Blank)

River Basins:

(Surface Water) Watermaster Control Conditions &....

Boise (63) - 11D-P72

Payette (65) - 047-P04, 059-P71

Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02 & 03)

Use:

Fish Propagation - 002-P06, 06A, 007, 09E-P10, 010, 042, 044
Power - (less than 25cfs P18), 01F-P19, 08A(Req.),
017K-017G-017M(Choose One), 025

Mining - 06A, 006, 09E-P10, 010, 54

Storage - 18A-P09(In W.D.), 18B-P09(Size)

Domestic - 021(restricted areas)

Ownership:

Non land owner - 004

Protested:

Agreement - 020

Minimum Stream Flow:

Overlapping uses - 029-P20

Beneficial Use Due Date: - 12-01-1991

Other Conditions Recommended _____

Dist. for staffing 7-3-90

Submitted for advertising 8-8-90

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

29 8015

INITIAL REVIEW BY HCSS DATE 8-8-90 APPLICATION NUMBER 29 8015
Riverband Estates c/o Kathy Lindauer

REQUIRED INFORMATION

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

ADDITIONAL INFORMATION

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

RECEIVED
SEP 27 1990
Department of Water Resources

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested _____

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

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

FINAL REGIONAL PROCESSING REVIEW

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

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 9-24-90
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☐ No Recommendations attached
☐ Yes ☐ No Measuring device required
☐ Yes ☐ No Access port required
☐ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. _____
☐ Yes ☐ No Special conditions of approval or cover letter below. _____

See below for additional information
Date of priority recommended 6-22-90
By HWS Date 9-25-90

STATE OFFICE REVIEW

See below for additional information
By Jm Date 10-20-90

ADDITIONAL INFORMATION

BU = 11-1-91

P16

005

P05

SF = 1

LOCAL PUBLIC INTEREST

Comments received from:

<u> </u> City	<u> </u> Idaho Fish & Game	<u> </u> Irrigation District
<u> </u> County	<u> </u> Idaho Health & Welfare	<u> </u> Canal Company
<u> </u> Reservations	<u> </u> Division of Environment	<u> </u> Other _____

Project impacts/implications report

COMMENTS

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

Idaho Falls, Idaho 83402
(208) 525-7161

AUGUST 21, 1990

THE POWER COUNTY PRESS
P.O. BOX 547
AMERICAN FALLS, ID 83211

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 SEPTEMBER 24, 1990.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED
DEC 17 1990

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

DEC 17 1990

29-08015

RIVERBAND ESTATES
C/O KATHY LINDAUER
3142 SAGE
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: SWNE Sec 12 T 08S R 30E

Use: DOMESTIC (.250 CFS)
Total Diversion: (.250 CFS)

Date Filed: 6/22/ 1990

In: T08S R30E S12 SWNE

30.0 ACRES TOTAL

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The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-20., Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before SEPTEMBER 24, 1990.

R. Keith Higginson, Director

Published 9/ 5/1990 & 9/12/1990

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14-Aug-1990

RIVERBAND ESTATES
C/O KATHY LINDAUER
3142 SAGE
AMERICAN FALLS, ID 83211

RE: Application for Permit No. 29-8015

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 Power County Press on SEPTEMBER 6 & 13, 1990. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

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

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

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

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