

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-08006

Priority: May 31, 1990

Maximum Diversion Rate:

0.18 CFS

Maximum Diversion Volume:

36.0 AF

This is to certify, that DENNY BROWER

1805 GOVERNMENT RD

POCATELLO ID 83202

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 23, 1990; and has submitted Proof of Beneficial Use on October 9, 1992. An examination indicates that the works have a diversion capacity of 0.270 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.18 CFS	36.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 2, Township 06S, Range 33E
POWER County

PLACE OF USE: IRRIGATION

TWN RGE SEC

06S 33E 2

ACRES

NESE

9

ACRES

ACRES

TOTAL

9

Total number of acres irrigated:

9

CONDITIONS OF APPROVAL AND REMARKS

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

AUG 07 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

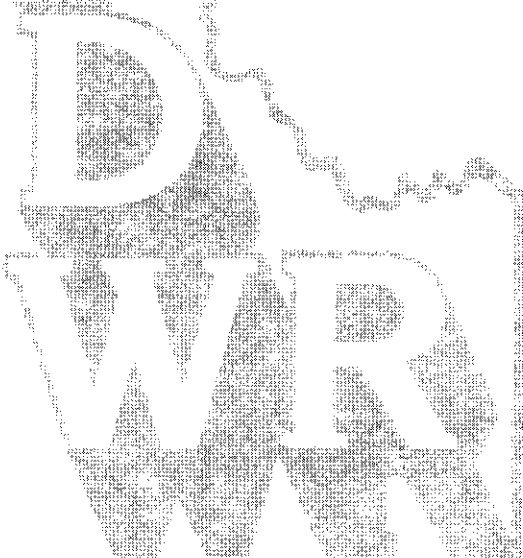
WATER RIGHT NO. 29-08006

CONDITIONS OF APPROVAL AND REMARKS

7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
8. Place of use is located within Lot 8, Blk. 1, Taghee Subdivision.

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 19th day of July, 1996.


Acting for KARL J. DREHER, Director



AUG 07 1996

RECEIVED

JUL 10 1996

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 29-08006

Date of Priority: May 31, 1990

Maximum Diversion Rate: 0.18 CFS
Maximum Diversion Volume: 36.0 AF

Comes now
1805 GOVERNMENT RD
POCATELLO ID 83202

DENNY BROWER

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 29-08006, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.18 CFS	36.0 AF

LOCATION OF POINT(S) OF DIVERSION: NESE, Sec. 2, Township 06S, Range 33E
POWER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	33E	2	NESE	9		9

Total number of acres irrigated: 9

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 Pocatello, this 9th day of July, 1996.

[Signature]
AMENDED

AUG 07 1996

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 29-08006

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = 50.00 Received by RB # C036069 Date 7/10/96

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. 29-08006 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 that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
8. Place of use is located within Lot 8, Blk. 1, Taghee Subdivision.

Witness my hand this 19TH day of July, 1996.



Acting for KARL J. DREHER, Director

AUG 07 1996

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 29-08006)
IN THE NAME OF DENNY BROWER) ORDER OF
REINSTATEMENT)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before October 1, 1992; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

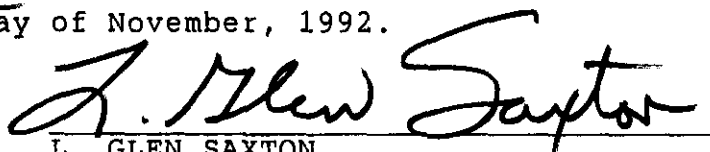
WHEREAS, the Department notified the permit holder that the permit had lapsed for failure to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on October 9, 1992;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 29-08006 be REINSTATED with an advance in priority to May 31, 1990.

Dated this 4th day of November, 1992.


L. GLEN SAXTON
Chief, Water Allocation Bureau

MICROFILMED

NOV 13 1992

RECEIVED

OCT 09 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form 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, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 29-08006 Telephone No. 237-1600

2. Name(s) of Permit Holder(s): Denny Brower

3. Mailing Address: 1805 GOVERNMENT Rd, POCAHELLO Id. 83202

4. Source of Water: GROUNDWATER

If GROUNDWATER, Well Driller's Name: Wm. H. DUBBE Date Drilled: 2/11/92

OPTIONAL:

Pump horsepower: 7 Pressure (psi): _____ Dynamic pumping level (ft.): 154

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 10 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 20 cfs OR _____ acre/feet

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

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

OR
Flow Measurement Port: Required? _____ Yes ☒ No Installed? _____ Yes _____ No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

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

DENISE BROWER - work - 235-4278, home - 237-1600
Name Telephone No.

1805 GOVERNMENT Rd, POCAHELLO, Id 83202
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.

9-3-92 [Signature]
Date Signature (and title, if on behalf of a company or organization)

NOV 13 1992

STATE OF IDAHO

For Office Use Only

\$15 FEE Received by mjtDate 8-21-91Receipt # CD21558**RECEIVED**

AUG 21 1991

DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME**FOR PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT**

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 29-08006Name(s) of Permit Holder: Denny BrowerPost Office Address: 1805 Government Rd, Pocatello Id 83202Telephone No. 208-237-1600Date Proof is Due: 10-1-91

Describe what work has been completed toward the development of this water right:

(This must be filled out! If no work has been completed, show "none".)

We have BUILT the well pit with a concrete block +
have it covered, we have the FAUCETS SET + have dug
the MAIN LINE FOR irrigation.

Costing \$ 1500²⁰

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

We have NOT had the Funds to complete
the project. We intend on having the power
hooked up By spring of 1992 + the well drilled in the
summer

Permit holder(s) request an extension to

10-1, 1992
(1 yr. minimum)

(Signature)*

*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

FEE: \$15.00

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to October 1, 1992.

Signed this 27th day of August, 19 91.

J. Glen Saylor
 Chief, Water Allocation Bureau

SEP 03 1991

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 29-08006

Proposed Priority: May 23, 1990 Maximum Diversion Rate: 0.20 CFS
This is to certify, that **DENNY BROWER**
1805 GOVERNMENT RD.
POCATELLO, ID 83202
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>
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IRRIGATION	03/15 to 11/15	0.20 CFS
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LOCATION OF POINT(S) OF DIVERSION: NWSE Sec. 2, Township 06S, Range 33E
POWER County

PLACE OF USE: IRRIGATION

<u>TWN</u> <u>RGE</u> <u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S 33E 2	NWSE 10			10
Total number of acres irrigated:				10

CONDITIONS/REMARKS:

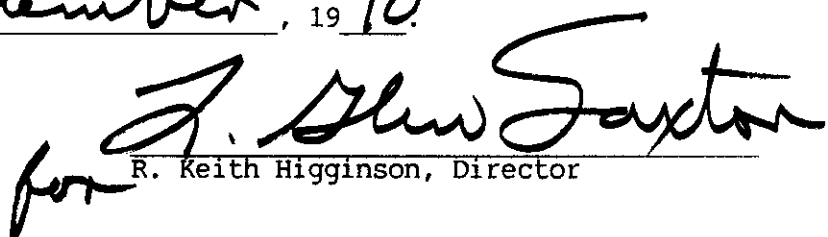
1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1991**.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right to the use of water acquired 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. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

21st day of September, 1990.

MICROFILMED

OCT 16 1990


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 DENNY BROUWER Phone 237-1600
Post office address 1805 GOVERNMENT Rd, PLACID, ID 83202
2. Source of water supply GROUND WATER which is a tributary of NA
3. Location of point of diversion is E ^{1/2} of NW ^{*} 1/4 of SE 1/4, Govt. Lot _____
Sec. 2 Township 6S Range 33 E B.M. Power County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 20 for IRRIG purposes from 3-15 to 11-15 (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) 20 and/or (b) 10
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 5 horse pump, 8" case well

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 8" inches; proposed depth of well is 160' 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
1 yr. years (minimum 1 year).

* as per attached map

MICROFILMED

OCT 16 1990

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

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

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	33E	2														10			(5) 10

Total number of acres to be irrigated 10

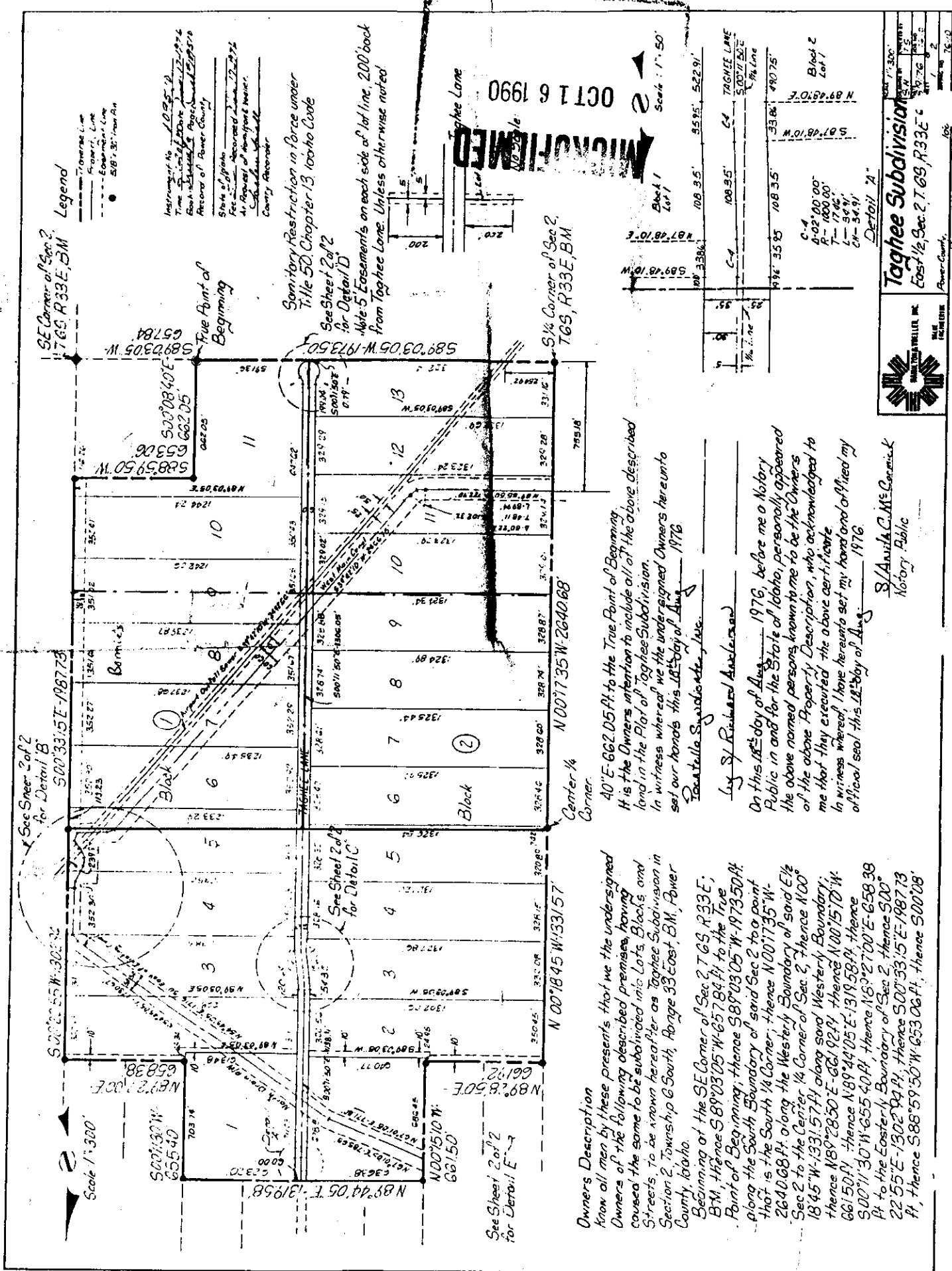
10. Describe any other water rights used for the same purposes as described above. _____

- Who owns the property at the point of diversion? DENNY BROWER
- Who owns the land to be irrigated or place of use? DENNY BROWER
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

MICROFILMED

OCT 16 1990



OCT 16 1990
 MICROTITLED
 NO 5016

Owners Description
 Know all men by these presents that we the undersigned
 owners of the following described premises, having
 caused the same to be subdivided into Lots, Blocks, and
 Streets, to be known hereafter as Taghee Subdivision in
 Section 2, Township 69 South, Range 33 East, B.M., Power
 County, Idaho.

Beginning at the SE Corner of Sec. 2, T. 69, R. 33E,
 B.M., thence S 89° 44' 06\"/>

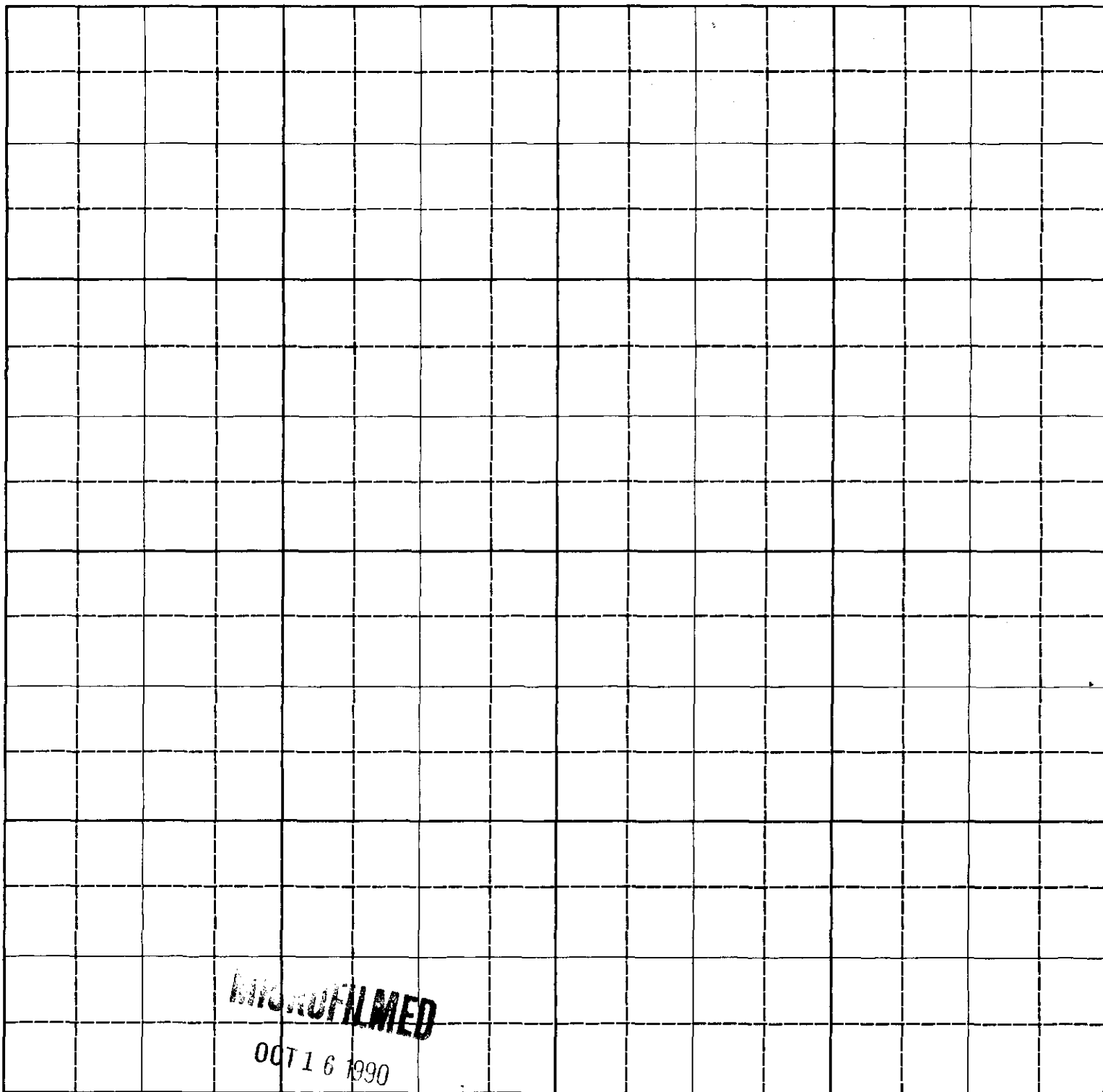
On this 18th day of Aug. 1976, before me a Notary
 Public in and for the State of Idaho, personally appeared
 the above named persons, known to me to be the Owners
 of the above Property Description, who acknowledged to
 me that they executed the above certificate
 in witness whereof, I have hereunto set my hand and affixed my
 official seal this 18th day of Aug. 1976.

S/Anita C. McCreck
 Notary Public



Taghee Subdivision
 East 1/2, Sec. 2, T. 69, R. 33E

While
 pany a
 scale reproduction of the recorded plat, this com-
 no liability for variations, if any, with a resurvey.
 AMERICAN LAND TITLE CO.



MICROFILMED
OCT 16 1990

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.

Larry M Brewer
(Applicant)

Received by AW Date 5-23-90 Time 12:50p Preliminary check by Deanna M. Dunn
Fee \$ 30.00 Receipted by HWT # E014667 Date 5-23-90
Publication prepared by RB Date 7-19-26-90 Published in Power City Press
Publication approved AW Date 8-01-90

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

OCT 16 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 clip attached in the regular and entire edition of said newspaper and not in supplement thereof for 2 successive weekly issues thereof, date of the first publication being the 18 day of July 1990 and the date of last publication being 25 day of July 1990

(Signed)

State of Idaho

County of Power

On this 25 day of July in the year 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, 1995

Published in The Power County Press,
July 18, 25, 1990.

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

29-07984
GONZALES, FERNANDO B.
GONZALES, IRENE
STAR RT. BOX 67A
POCATELLO, ID 83202

Source: GROUNDWATER
Diversion Pt: NWNE Sec 17 T 06S R
33E

Use: IRRIGATION (.120 CFS)
Total Diversion: (.120 CFS)

Date Filed: 4/23/1990

In: T06S R33E S17 NWNE
8.0 ACRES TOTAL

29-08006
BROWER, DENNY
1805 GOVERNMENT RD.
POCATELLO, ID 83202

Source: GROUNDWATER

Diversion Pt: NWSE Sec 2 T 06S R
33E

Use: IRRIGATION (.200 CFS)
Total Diversion: (.200 CFS)

Date Filed: 5/23/1990

In: T06S R33E S02 NWSE
10.0 ACRES TOTAL

35-08345
WEISENBURGER, CECIL
RT. 1, BOX 167
AMERICAN FALLS, ID. 83211

Source: GROUNDWATER

Diversion Pt: NENW Sec 21 T 07S R



The Power County Press

Application for water right

29E
NWNW Sec 21 T 07S R 29E

Use: IRRIGATION (2.460 CFS)
Total Diversion: (2.460 CFS)

Date Filed: 2/8/1984

In: T07S R29E S20 NENE NWNE
SENE
S21 NENE NWNE NENW NWNW
SWNW SENW NESW NWSW
333.0 ACRES TOTAL

35-08879
SIMMS, LARRY K.
3151 W. WHITNAH RD.
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: SESESW Sec 26 T 07S
30E

Use: IRRIGATION (.090 CFS)
DOMESTIC (.040 CFS)
STOCKWATER (.020 CFS)
Total Diversion: (.150 CFS)

Date Filed: 3/21/1990

In: T07S R30E S26 SESW
3.0 ACRES TOTAL

35-08900
BETHKE, LARRY S.
2745 BREDDING RD.
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: SWNE Sec 23 T 07S R
29E
SWNW Sec 23 T 07S R 29E

Use: IRRIGATION (3.200 CFS)
Total Diversion: (3.200 CFS)

Date filed: 4/26/1990

In: T07S R29E S23 NENE NWNE
NENW NWNW
150.0 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
AUGUST 26, 1990.

R. Keith Higginson, Director

RECORDED
OCT 19 1990
Department of Water Resources
Eastern District Office

JUL 26 1990

RECORDED



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

July 22, 1996

DENNY BROWER
1805 GOVERNMENT RD
POCATELLO ID 83202

RE: WATER RIGHT NO. 29-08006

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment.

Should you have any questions regarding these documents, please contact me.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED

AUG 07 1996

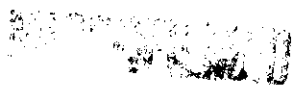
MEMORANDUM

DATE: July 8, 1996
TO: File No. 29-08006
FROM: Cindy Zimmerman
SUBJECT: Telephone Conversation

=====

Denise Brower called today to say she had forgotten to mail the amendment and fees to state office prior to 6/19/96 as requested in Shelley Keen's 5/28/96 letter. Denise stated she will mail the fees and amendment in this week and asked for an extension of time to respond.

I have place this file on call up for July 22, 1996 pending Ms. Brower's response. Ms. Brower is aware that if the department does not receive the amendment and fees by July 22, 1996, we will proceed with action to cancel the permit.


AUG 07 1996



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

May 28, 1996

DENNY BROWER
1805 GOVERNMENT RD
POCATELLO ID 83202

RE: WATER RIGHT NO. 29-08006

Dear Water Right Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has been actually developed.

As of this date, I have not received the amendment. If I do not receive it within fourteen (14) days, I will assume you no longer have any interest in the permit and cancellation proceedings will begin. Enclosed for your convenience is another amendment form in the event the first one was misplaced. Please note that the filing fee for this amendment is \$50.00.

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

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure



AUG 07 1996



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

May 10, 1996

DENNY BROWER
1805 GOVERNMENT RD
POCATELLO ID 83202

RE: WATER RIGHT NO. 29-08006

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion and the place(s) of use description. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/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,

A handwritten signature in cursive script, reading 'Shelley W. Keen'.

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

MAY 17 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAR 27 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 29-08006

1. Owner: DENNY BEOWER

Phone No. (208)

Current Address: 1805 GOVERNMENT RD., BOZEMAN ID 83202

2. Accompanied by: DENNY BEOWER

EXAM DATE: 7-6-1995

Address: _____

Phone No. _____

Relationship to Permit Holder: _____

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
		SW	NE	SE	2	6S	33E	POWER	USGS, QDSITE

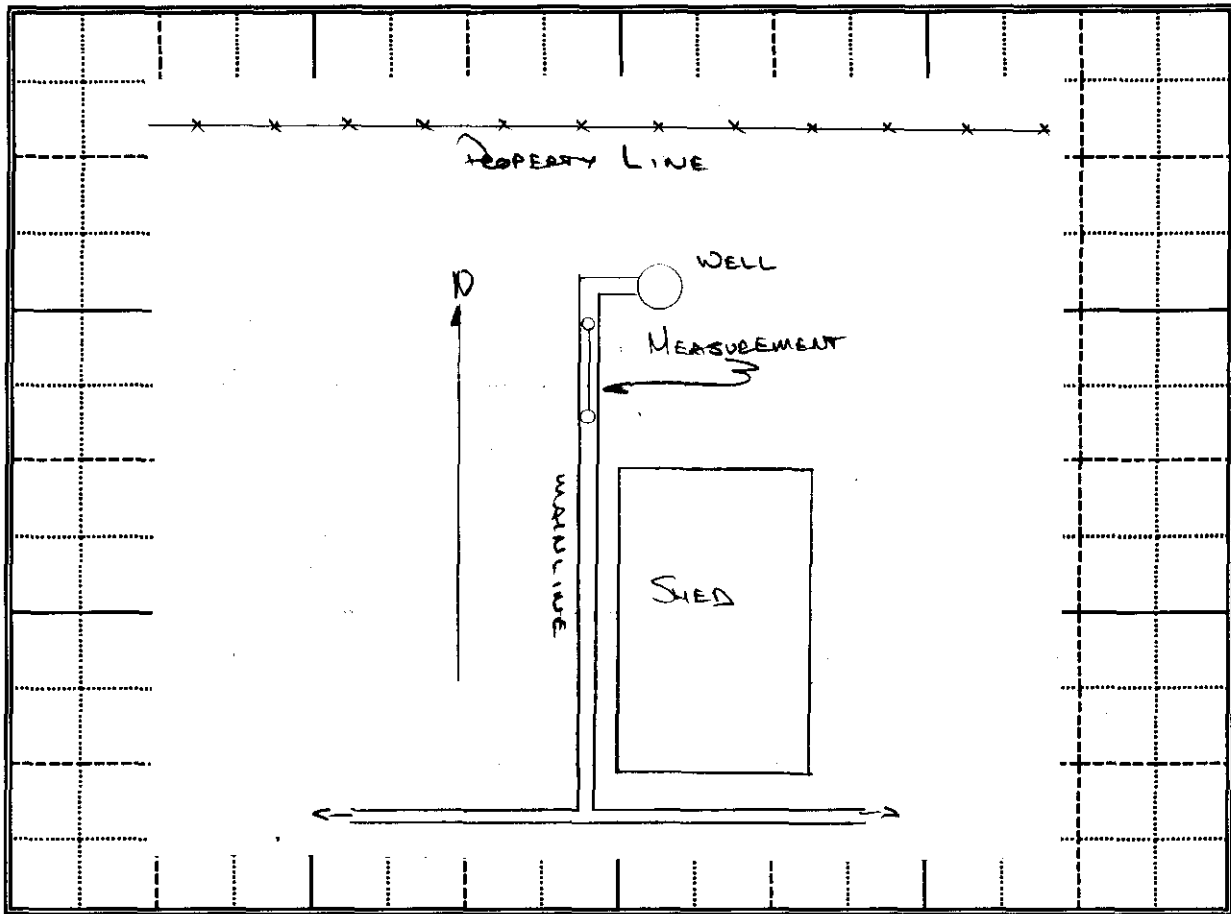
2. Place(s) of Use:

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	
6S	33E	2													9AC				9
															Total	→			9AC

AUG 07 1996

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



Scale: 1" = _____

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

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

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
UNKNOWN -		7.5*			

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

* BEST ESTIMATE

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
ULTRASONIC FLOWMETER		INMETEC				

2. Measurements: MEASURED Q = 120.3 GPM = 0.27 CFS

AUG 07 1996

E. NARRATIVE/REMARKS/COMMENTS

WELL WITH SUBMERSIBLE PUMP TO PRESSURE SYSTEM FOR IRRIGATION OF 9 ACRES OF PASTURE. IRRIGATED LOT MEASURES APPROX. 1240' X 350'. ONE ACRE TAKEN OUT FOR LARGE ROCK PILE AND BARN.

* AMEND PLACE OF USE AND POINT OF DIVERSION AS SHOWN.

* UNKNOWN PUMP & SERIAL NUMBERS - ESTIMATE 7.5 HORSEPOWER PUMP.

* WELL LOG SHOWS STATIC WATER AT 70'. ESTIMATE DRAWDOWN TO 80'.

* ESTIMATE PRESSURE OF 40 PSI - SYSTEM CLOSE TO MAXIMUM BIEDS -

* PLACE OF USE & POINT OF DIVERSION LOCATED IN LOT 8, BLOCK 1, TADUEE SUBDIVISION

* NOTE: WELL DRILLING PERMIT IS FOR DOMESTIC ONLY.

* NO OVERLAP. 29-08006 IS ONLY WATER USED ON THIS LAND.

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

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Additional Computation Sheets Attached

$$Q_{\text{THEOR}} = \frac{(7.5 \text{ kPa})(8.814)(.7 \text{ EFF})}{(40 \text{ PSI} \times 2.308) + 80' \text{ LIFT}} = 0.27 \text{ cfs}$$

$$Q_{\text{max}} = 120.3 \text{ GPM} = 120.3 \text{ GPM} / 448.8 \text{ GPM/CFS} = 0.27 \text{ CFS}$$

Limited by IDWR STD to $q_{ac} * 0.02cfs = \underline{\underline{0.18cfs}}$

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 9.0 \text{ ac} \times 4.0 \text{ AFD/ac} = 36.0 \text{ AFD}$$

$$V_{D,R} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.18 \times 2141 \times 1.9835 = 76.4$$

$$V = \text{Smaller of } V_{LR} \text{ and } V_{DR} = 36.0 \text{ AFA}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
IRRIGATION	4-1	10-31	0.18	36.0
Totals:			0.18	36.0

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 SLM Date 3-14-96

Reviewer	Date
----------	------

SEAL

MISSOURI

AUG 07 1996

00-00 02:5400 *R
+ 1.203E 2GPM

00-00 02:5400 *R
+ 1.167E 2GPM

00-00 02:5900 *R
+923.545E-1GPM

00-00 02:5900 *R
+923.545E-1GPM

OUTER DIAMETER
4.5201 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1882 IN

INNER LINING
? NO LING.

SOUND VELOCITY
1440 M/S-

SPACING
2.817 IN U

00-00 03:0000 *R
+002.60 % AI2

0157.7 MMSEC
099.64 % T0

00-00 02:5400 *R
+ 1.203E 2GPM

00-00 02:5400 *R
+ 1.167E 2GPM

00-00 02:5900 *R
+923.545E-1GPM

00-00 02:5900 *R
+923.545E-1GPM

OUTER DIAMETER
4.5201 IN

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00-00 03:0000 *R
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0157.7 MMSEC
099.64 % T0

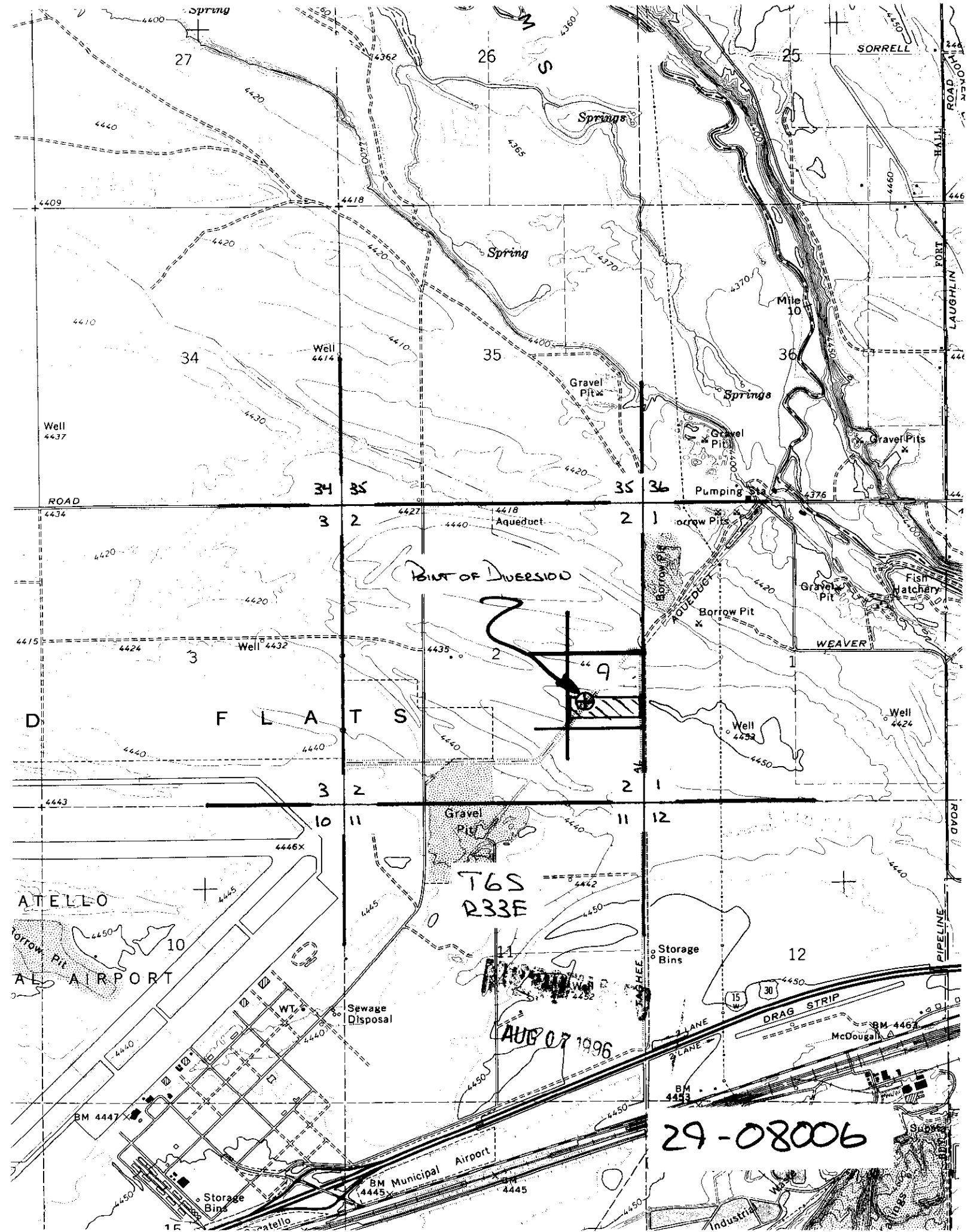
29-08006

29-08006

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AUG 07 1996

29-08006



Dump

7.5 HP

+

9108

12

89

06

08

GRANDFOS

Motor

6"

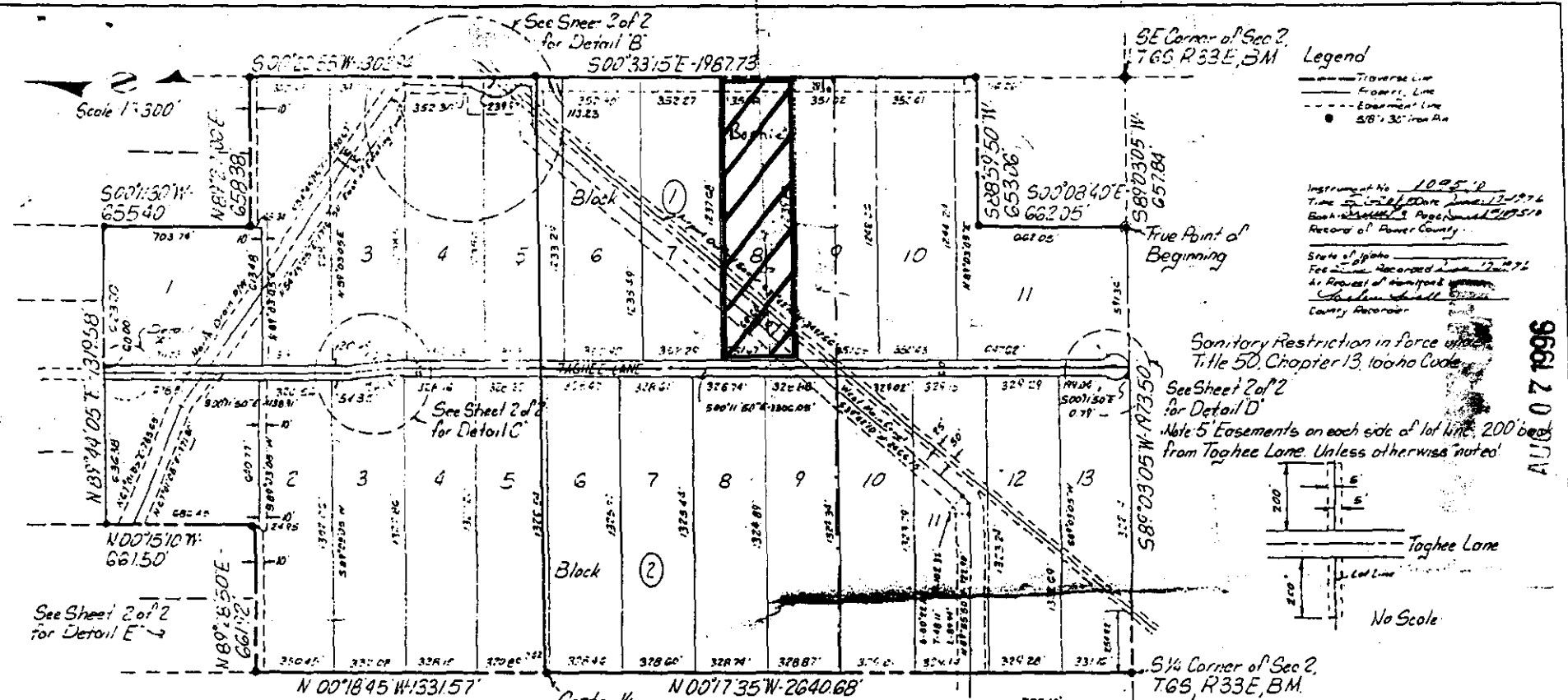
SUB

#

226

111

9020



AUG 20 1996

Owners Description
 Know all men by these presents that we the undersigned Owners of the following described premises, having caused the same to be subdivided into Lots, Blocks, and Streets, to be known hereafter as Taghee Subdivision in Section 2, Township 6 South, Range 33 East, B.M. Power County, Idaho

Beginning at the SE Corner of Sec. 2, T.6S, R.33E; B.M., thence S89°03'05"W-657.84 ft. to the True Point of Beginning; thence S89°03'05"W-1973.50 ft. along the South Boundary of said Sec 2 to a point that is the South 1/4 Corner; thence N00°17'35"W-2640.68 ft. along the Westerly Boundary of said E 1/2 Sec 2 to the Center 1/4 Corner of Sec. 2; thence N00°18'45"W-1331.57 ft. along said Westerly Boundary; thence N89°28'30"E-661.92 ft. thence N00°15'10"W-661.50 ft. thence N89°44'05"E-1319.58 ft. thence S00°11'30"W-655.40 ft. thence N89°27'00"E-658.39 ft. to the Easterly Boundary of Sec 2; thence S00°22'55"E-1302.94 ft. thence S00°33'15"E-1987.73 ft. thence S89°59'50"W-653.06 ft. thence S00°08'

Center 1/4 Corner.

40"E-662.05 ft. to the True Point of Beginning. It is the Owners intention to include all of the above described land in the Plat of Taghee Subdivision. In witness whereof we the undersigned Owners hereunto set our hands this 18th day of Aug. 1976.

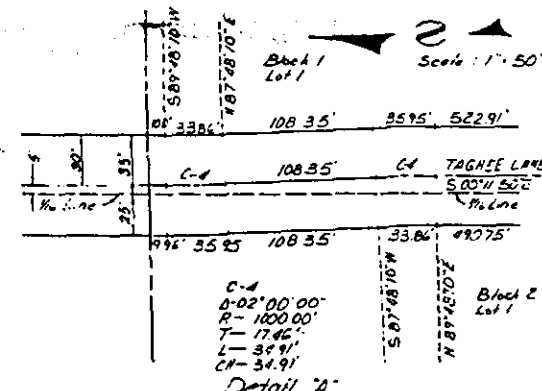
Patricia Syndicate, Inc.

by S/ Richard Anderson

On this 18th day of Aug. 1976, before me a Notary Public in and for the State of Idaho, personally appeared the above named persons, known to me to be the Owners of the above Property Description, who acknowledged to me that they executed the above certificate. In witness whereof, I have hereunto set my hand and affixed my official seal this 18th day of Aug. 1976.

S/ Anita C. M. Cormick
 Notary Public

5 1/4 Corner of Sec. 2, T.6S, R.33E, B.M.



Taghee Subdivision
 East 1/2 Sec. 2, T.6S, R.33E

29-08006

T 55

4142

1839

235

36

2

1

POINT OF REVERSION



1 ACRE OUT

T6S
R33E

2

1

11

12

29-08006

November 6, 1992

DENNY BROWER
1805 GOVERNMENT RD.
POCATELLO ID 83202

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 29-08006

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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

Enclosure

NOV 10 1992

NOV 10 1992

1

RECEIVED

Drilling Permit No. 50-D-92
Water Right Permit No. _____

NOV 02 1992

SHOSHONE-BANNOCK TRIBES
Department of Water Resources
APPLICATION FOR DRILLING PERMIT

1. Applicant (please print) Denny Brower

2. Mailing Address 1805 GOVERNMENT RD

POCATELLO IDAHO 83202 Telephone 237-1600

☒ Land Owner ☐ Well Operator ☐ Lessee _____

3. Land Owner: Name SAME

Address _____

Telephone _____

4. Legal Description of Proposed Well Location: NW 1/4 SE 1/4,

See ATTACHED
Section 2, Township 6S, Range 33E Allotment No: _____

Street Address or Road Name of Well Site: Taqhee Rd

☒ Fee Patent Land; ☐ Trust Land

5. 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 up to 1/2 acre, if the total use is not in excess of 5,000 gallons per day. Domestic use does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed the 5,000 gallons per day.

- ☐ Agricultural Well/Irrigation Well; ☐ Cased Dewatering Well;
☐ Commercial Well/Industrial Well; ☐ Test Well/Geotechnical Test Well;
☐ Monitoring well/Observation Well; ☐ Piezometer;
☐ Spill Response Well or Remediation Well;
☐ Injection Well.

6. Well Construction Information:

A. ☒ New Well ☐ Deepen or modify ☐ Replace
B. Proposed Surface Diameter 8 inch Proposed Maximum Depth 160-170'

7. Construction Start Date: 2-7-92

8. Anticipated Well Driller DUB3E

9. Applicant's Signature Denny Brower Date 2-4-92

Title _____ Representing _____

10. Land Owner's Signature Denny Brower
of Consent to Well Construction

RECEIVED

NOV 13 1992

ACTION OF THE GROUND WATER QUALITY PROGRAM

This permit is Approved. Date 2/3/92

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

General Conditions:

1. The well must be constructed, or abandoned, in compliance with the applicable Shoshone-Bannock Tribal Acts, rules and regulations, specific conditions of approval shown on the water right permit, injection well permit, start card, Tax Commission Business License, Building Permit, Tribal Employment Rights (TERO) Ordinances, any water well construction standards, the Tribal Ground Water Protection Act, including amendments.
2. This drilling permit is valid for two (2) months from the approved 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 Tribal Health Department or the Indian Health Service, or the Bureau of Indian Affairs, which may be required before construction of the well.
4. The well shall be constructed by a driller currently licensed by the State of Idaho, or by the Shoshone-Bannock Tribes if such a license system has been adopted, 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 drilling permit does not constitute other Tribal, or Federal, approvals which may be required for construction of a well.
7. This permit does not represent a right to divert and use the water of the Shoshone-Bannock Tribes, or the State of Idaho.
8. If a bottom hole temperature of 85 degrees F, or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Land Use Department immediately.
9. The well driller and land owner consent to allowing a representative of the Shoshone-Bannock Tribes to inspect the well construction, and well abandonment, and consent to cooperating with the representative in actions necessary to enforce Tribal Well Construction Standards.
10. The well log, and water production data, associated with this well construction is to be accurately and completely filled out, and returned to the Ground Water Quality Program within thirty (30) days of completion of well.

Special Conditions:

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NOV 13 1992

Roger Turner, Water Quality Manager
Signature of Authorized Department Representative Title

Receipt No. 7943 Received by R.T. Fee 25⁰⁰ Date 2/3/92

Extension Approved by _____ Approval Date _____

SHOSHONE-BANNOCK TRIBES
WATER QUALITY DEPARTMENT
WELL DRILLER'S REPORT

Tribal regulations require that this report be filed with the Land Use Office, Water Quality Department within thirty days after the completion or abandonment of the well.

1. WELL OWNER

Name DENNIS BROWER
Address 205 COV.
Owner's Permit No. 50-D-92

2. NATURE OF WORK

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

3. PROPOSED USE

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

4. METHOD DRILLED

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

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____
Thickness 2.50 inches Diameter 8 inches From 2 feet To 157 1/2 feet
____ inches _____ inches _____ feet _____ feet
____ inches _____ inches _____ feet _____ feet
____ inches _____ inches _____ feet _____ feet
Was casing drive shoe used? ☐ Yes ☒ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☒ Torch
Size of perforation 1/8 inches by 3 inches
Number 60 perforations From 117 feet To 153 1/2 feet
____ perforations _____ feet _____ feet
____ perforations _____ feet _____ feet
Well screen installed? ☐ Yes ☒ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet
Surface seal depth 18 Material used in seal: ☐ Cement grout
☒ Bentonite ☐ Puddling clay ☒ CUTTINGS
Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing
☒ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent
Weld _____
☐ Cemented between strata
Describe access port _____

7. WATER LEVEL

Static water level 70 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ OF. Quality _____
Describe artesian or temperature zones below.

8. WELL TEST DATA

☐ Pump ☐ Bailer ☒ Air ☐ Other _____
Discharge G.P.M. 50 Pumping Level _____ Hours Pumped 2

9. LITHOLOGIC LOG

Bore Diam.	Depth From	To	Material	Water Yes
10	0	18	BOLDERS & GRAVEL	✓
8	18	34	BOLDERS & GRAVEL	✓
	34	70	BLUE CLAY	✓
	70	83	BROWN CLAY & SOME GRAVEL	✓
			LITTLE WATER	✓
	83	95	SAND & GRAVEL	✓
	95	140	BROWN LOAM & FINE SAND	✓
	140	154	GRAVELS	✓

RECEIVED

OCT 22 1992

Department of Water Resources

10.

Work started 2/4/92 finished 2/11/92

6. LOCATION OF WELL

Sketch map location must agree with written location.

N
W E
S
County POWER
Subdivision Name _____
Lot No. 8 Block No. 1
____ % ____ % Sec. 2 T. 6 N/S, R. 35 E/W.

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name DUBBE DRILLING & PUMP Firm No. 148

Address PO Box 4465 BOZEMAN Date 2/11/92

(Firm Official) M. H. Dubbe

and (Operator) Burt Reedlinger

NOV 13 1992



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

October 23, 1992

Dennis Brower
1805 Government Road
Pocatello, ID 83202

Re: Permit No. 29-08006

Dear Permit Holder:

The department reviewed the proof of beneficial use which you submitted in connection with the above referenced permit. Unfortunately, a review of the file shows that you did not apply for a drilling permit. Condition #3 of your water right permit states in part that "Permit holder must comply with the drilling permit requirements of Section 42-235, Idaho Code." The drilling permit is a separate requirement from the water right permit.

Since you failed to comply with this requirement prior to the drilling of the well, the Department will allow you 20 days in which to complete and submit an "after the fact" Application for Drilling Permit. I have enclosed a blank form and instruction sheet for your convenience. Please submit a completed drilling permit form together with a drilling permit fee in the amount of \$200 made payable to the Idaho Department of Water Resources.

I also want to inform you that your well driller is aware of this requirement and should not have drilled your well without first confirming with you that you had obtained the drilling permit. Furthermore, I will notify our Resource Protection Bureau of this possible violation so that they may pursue any further action with your driller.

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

NOV 13 1992

Enclosures

C: John Carlson, Resource Protection Bureau

October 13, 1992

Denny Bower
1805 Government Road
Pocatello, ID 83401

Re: Permit No. 29-08006

Dear Permit Holder:

In the department's review of the proof of beneficial use submitted in connection with the above referenced permit, the department was not able to locate a drilling permit which should have been applied for before the opening of your well began. We have also been unable to locate a well log which should have been submitted by your well driller 30 days after completion of the construction of your well.

If you have a drilling permit or a copy of the well log, please provide this office with a copy of each. If you do not have a copy of the well log, please contact your driller and ask that he submit a copy. In your return letter, please be sure to show the above referenced permit number on any documents. Also, please address any correspondence directly to me. Your response, with both forms attached, should be received within 30 days of the date of this mailing.

This information is needed before the department can proceed further with the examination of your system and the eventual issuance of a license of water right.

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

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

MICROFILMED

NOV 13 1992

October 6, 1992

DENNY BROWER
1805 GOVERNMENT RD.
POCATELLO ID 83202

LAPSE NOTICE

RE: PERMIT NO. 29-08006

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated July 31, 1992. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. 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 government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 10/6/92
a ~~copy~~ an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Klg

MICROFILMED

NOV 13 1992

July 31, 1992

DENNY BROWER
1805 GOVERNMENT RD.
POCATELLO ID 83202

PROOF DUE NOTICE

RE: PERMIT NO. 29-08006

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before October 1, 1992. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

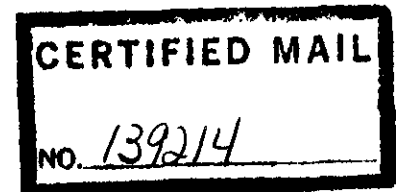
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

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

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



MICROFILMED

NOV 13 1992

August 28, 1991

DENNY BROWER
1805 GOVERNMENT RD
POCATELLO ID 83202

Dear mr. Brower:

Re: Permit No. 29-8006

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to October 1, 1992.

The department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed. The department may not be able to grant additional requests.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

SEP 03 1991

138897
July 31, 1991

DENNY BROWER
1805 GOVERNMENT RD.
POCATELLO, ID 83202

PROOF DUE NOTICE

RE: PERMIT NO. 29-08006

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before October 1, 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,

Rita Fleck
Secretary/Records Manager

Enclosures

MAILED
SEP 03 1991

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

Statehouse
Boise, Idaho 83720
(208) 327-7900
September 24, 1990

DENNY BROWER
1805 GOVERNMENT RD.
POCATELLO, ID 83202

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

RE: PERMIT NO. 29-08006

Dear Permit Holder:

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

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

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

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

MICROFILMED

OCT 16 1990

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ: SC
Enclosures

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11-Jul-1990

DENNY BROWER
1805 GOVERNMENT RD.
POCATELLO, ID 83202

RE: Application for Permit No. 29-08006

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 JULY 19 & 26, 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

HWJ/rb

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29-08006

BROWER, DENNY
1805 GOVERNMENT RD.
POCATELLO, ID 83202

Source: GROUNDWATER

Diversion Pt: NWSE Sec 2 T 06S R 33E

Use: IRRIGATION (.200 CFS)
Total Diversion: (.200 CFS)

Date Filed: 5/23/ 1990

In: T06S R33E S02 NWSE

10.0 ACRES TOTAL

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