

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-07970

Priority: May 1, 1990

Maximum Diversion Rate:

0.17 CFS

Maximum Diversion Volume:

19.0 AF

This is to certify, that LUNAR STREET WATER USERS ASSN INC
12534 N LUNAR ST
CHUBBUCK ID 83202

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 1, 1990; and has submitted Proof of Beneficial Use on July 30, 1991. An examination indicates that the works have a diversion capacity of 0.220 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	01/01 to 10/31	0.12 CFS	16.0 AF
DOMESTIC	01/01 to 12/31	0.05 CFS	3.0 AF
	Totals	0.17 CFS	19.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWNW, Sec. 32, Township 05S, Range 34E
BANNOCK County

PLACE OF USE: IRRIGATION

TWN RGE SEC

05S 34E 32

SWNW

ACRES

ACRES

ACRES

TOTAL

4

Total number of acres irrigated:

4

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume specified 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, equitable estoppel, estoppel by laches or customary preference.

JUL 10 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

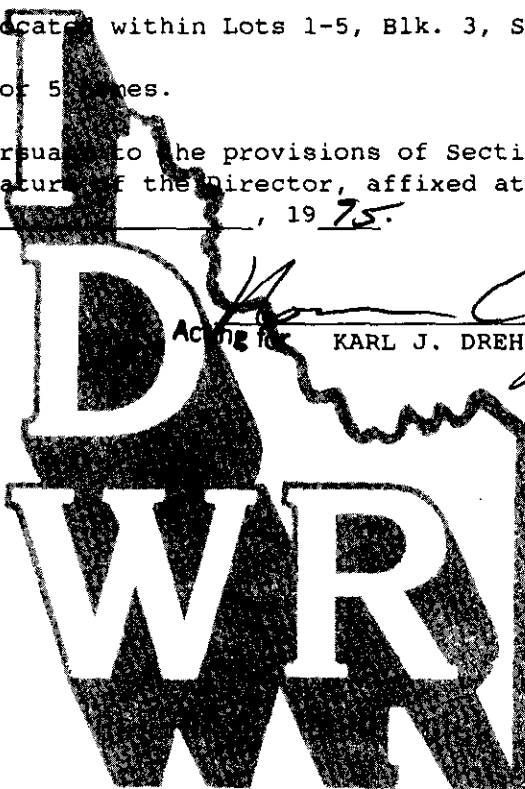
WATER RIGHT NO. 29-07970

CONDITIONS/REMARKS:

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 .03 cfs per acre nor more than 4.0 afa per acre for the lands above.
8. Place of use is located within Lots 1-5, Blk. 3, Space Acres First Addition.
9. Domestic use is for 5 acres.

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 7th day of July, 19 75.

Acting for  KARL J. DREHER, Director



MICROFILMED

JUL 19 1995

RECEIVED
JUL 30 1991

STATE OF IDAHO

For Office Use Only
Amt. of Fee \$ 50.00
Date 7-30-91
Receipt No. CO21353
Received by 94

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. 29-07970 Telephone No. 237-5506
2. Name(s) of Permit Holder(s): LUNAR Street Water Users Assoc.
3. Post Office Address: 12534 N. Lunar St. Pocatello, ID.
4. Source of Water: Ground Water
 - a. If ground water, well driller's name: Jack Cushman Date drilled: April - 1974
 - b. Pump horsepower: 5 Pressure (psi): 60 Dynamic pumping level (ft.): 120
5. Extent of Use:

Domestic 5 (No. of households)Irrigation 6 (No. of acres)

Stockwater _____ (No. and type of stock)

Other _____

6. Total rate and/or volume for which proof is submitted .17 cfs _____ 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 ☒ No8. Fee Enclosed: \$ 50 (See License Examination Fee Schedule)

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

Stan Vogt
Name237-5506
Telephone No.12534 N. LUNAR ST. Pocatello, 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.

7/29/91
Date

Stanley Vogt
Signature (and title if on behalf of a partnership or organization)

RECEIVED
AUG 2 1991

State of Idaho
Department of Water Resources

NO. 29-07970

Proposed Priority: May 1, 1990 Maximum Diversion Rate: 0.17 CFS
This is to certify, that LUNAR STREET WATER USERS ASSN. INC.
12534 N. LUNAR ST.
CHUBBUCK, 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>
IRRIGATION	03/01 to 11/01	0.12 CFS
DOMESTIC	01/01 to 12/31	0.05 CFS
	Totals	0.17 CFS

LOCATION OF POINT(S) OF DIVERSION: SWNW Sec. 32, Township 05S, Range 34E
BANNOCK 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>
05S	34E	32	SWNW 6			6

Total number of acres irrigated: 6

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **August 1, 1991.**
2. Subject to all prior water rights.
3. 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.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
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 issuance of this permit in no way grants any right-of-way or easement across the land of another.
7. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

MICROFILMED

JUL 27 1990

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

NO. 29-07970

CONDITIONS/REMARKS:

8. The maximum rate of diversion for irrigation purposes under this permit shall not exceed .12 cfs.
9. Domestic use is for 5 homes.

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

23 day of July, 1990.

for R. Keith Higginson, Director

MICROFILMED

JUL 27 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Lunar St. Water Users Assoc. Inc. Phone 237-5506
Post office address 12534 N. Lunar St. Chubbuck, ID 83202
2. Source of water supply ground water which is a tributary of San River Basin
3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____
Sec. 32 Township 5S Range 34 E B.M. Bannock County; additional
points of diversion if any: *Change as per tele-con with Stan Vogt - HWS 6-28-90
4. Water will be used for the following purposes: Domestic & Irrigation
Amount 0.25 cfs for Domestic purposes from Jan 1 to Dec 1 (both dates inclusive)
(cfs or acre-feet per annum)
* 0.12 cfs for Irrigation purposes from March 1 to Nov. 1 (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)
* 0.17
5. Total quantity to be appropriated is (a) 0.37 cfs and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. NONE

DNA
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is 6 inches; proposed depth of well is 120 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
Completed (1) years (minimum 1 year).

MICROFILMED

JUL 27 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. 5 households
- 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	
5	34E	32							6										6
									D										

Total number of acres to be irrigated 6

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

11. a. Who owns the property at the point of diversion? Lunar St. Water Users Assoc. Inc.

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. President of Lunar St. Water Users Assoc. Inc.

12. Remarks: 5 homeowners make up Lunar St. Water Users Assoc. Inc.: Kevin Larsen, Kevin Summurs, Neil Terry, Stan Vogt, John Williams - water use is mainly domestic & some pasture irrigation.

MICROFILMED

APR 27 1990

Received by QW Date 5-1-90 Time 12:10A Preliminary check by 1
Fee \$ 30.00 Receipted by HWS # E013996 Date 5-1-90
Publication prepared by RB Date 6-7-90 Published in ID State Trail
Publication approved AB Date 6-26-90

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:

MAINTAINED

JUL 27 1990

ENE
P-07964
ROBERT H.
LA RITAS.
P.O. BOX 516
POCATELLO, ID 83204
Source: GROUNDWATER
Diversión Pt:
NESW Sec 8 T 07S R 35E
Use: COMMERCIAL (.020 CFS)
Total Diversión: (.020 CFS)
Date Filed: 4-19-1990
In: T07S R35E S08 NESW
29-07965

CARLSEN, GARY H.
CARLSEN, BARBARA
720 BUFFALO RD.
POCATELLO, ID 83202
Source: GROUNDWATER
Diversión Pt:
SWSW Sec 2 T 06S R 34E
Use: IRRIGATION (.120 CFS)
STOCKWATER (.020 CFS)
DOMESTIC (.040 CFS)
Total Diversión: (.180 CFS)
Date Filed: 4-23-1990
In: T06S R34E S02 SWSW
6.0 ACRES TOTAL
29-07966

BAIRD, CARY R.
BAIRD, JORJA
451 E. ELAIN CIRCLE
P.O. BOX 57
INKOM, ID 83245
Source: GROUNDWATER
Diversión Pt:
NWNWSE Sec 23 T 07S R 36E
Use: IRRIGATION (.036 CFS)
Total Diversión: (.036 CFS)
Date Filed: 4-23-1990
In: T07S R36E S23 NWNWSE
1.5 ACRES TOTAL
29-07967

AGUILAR, LOUIS R.
AGUILAR, CONNIE Y.
9382 AUTUMN LN.
POCATELLO, ID 83204
Source: GROUNDWATER
Diversión Pt:
NENENW Sec 30 T 07S R 35E
Use: IRRIGATION (.120 CFS)
Total Diversión: (.120 CFS)
Date Filed: 4-16-1990
In: T07S R35E S30 NWNW NENW
4.0 ACRES TOTAL
29-07968

AGUILAR, LOUIS R.
AGUILAR, CONNIE Y.
9382 AUTUMN LN.
POCATELLO, ID 83204
Source: GROUNDWATER
Diversión Pt:
NENENW Sec 30 T 07S R 35E
Use: IRRIGATION (.080 CFS)
DOMESTIC (.020 CFS)
Total Diversión: (.080 CFS)
Date Filed: 4-16-1990
In: T07S R35E S30 NENW
4.0 ACRES TOTAL
29-07969

DE WALL, HARRY
DE WALL, HELEN
P.O. BOX 624
POCATELLO, ID 83204
Source: GROUNDWATER
Diversión Pt:
NWSW Sec 18 T 06S R 35E
Use: IRRIGATION (.120 CFS)
Total Diversión: (.120 CFS)
Date Filed: 4-6-1990
In: T06S R35E S18 NWSW
4.0 ACRES TOTAL
29-07970

LUNAR ST. WATER
USERS ASSN., INC.
12534 N. LUNAR ST.
CHUBBUCK, ID 83202
Source: GROUNDWATER
Diversión Pt:
SWNW Sec 32 T 05S R 34E
Use: IRRIGATION (.150 CFS)
DOMESTIC (.050 CFS)
Total Diversión: (.200 CFS)
Date Filed: 5-1-1990
In: T05S R34E S32 SWNW
6.0 ACRES TOTAL
29-07971

CHRISTENSEN, MARION W.
12354 E. TYHEE RD.
POCATELLO, ID 83202

MICROFILMED

JUL 27 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

July 12, 1995

LUNAR STREET WATER USERS ASSN INC
12534 N LUNAR ST
CHUBBUCK ID 83202

RE: WATER RIGHT NO. 29-07970

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.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

MICROFILMED

JUL 19 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 08 1994
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 29-07970

1. Owner: LUNAR STREET WATER USERS ASSOCIATION Phone No. 237-5506

Current Address: 12534 N. LUNAR ST. CHUBBUCK, ID 83202

2. Accompanied by: STAN VOGT EXAM DATE: 8-19-1992

Address: 12534 N. LUNAR ST. CHUBBUCK, ID Phone No. 237-5506

Relationship to Permit Holder: PRESIDENT

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	SW	NW	32	5S	34E	BANJOCK	USGS, ONSITE, GUY PLATS, NAPP

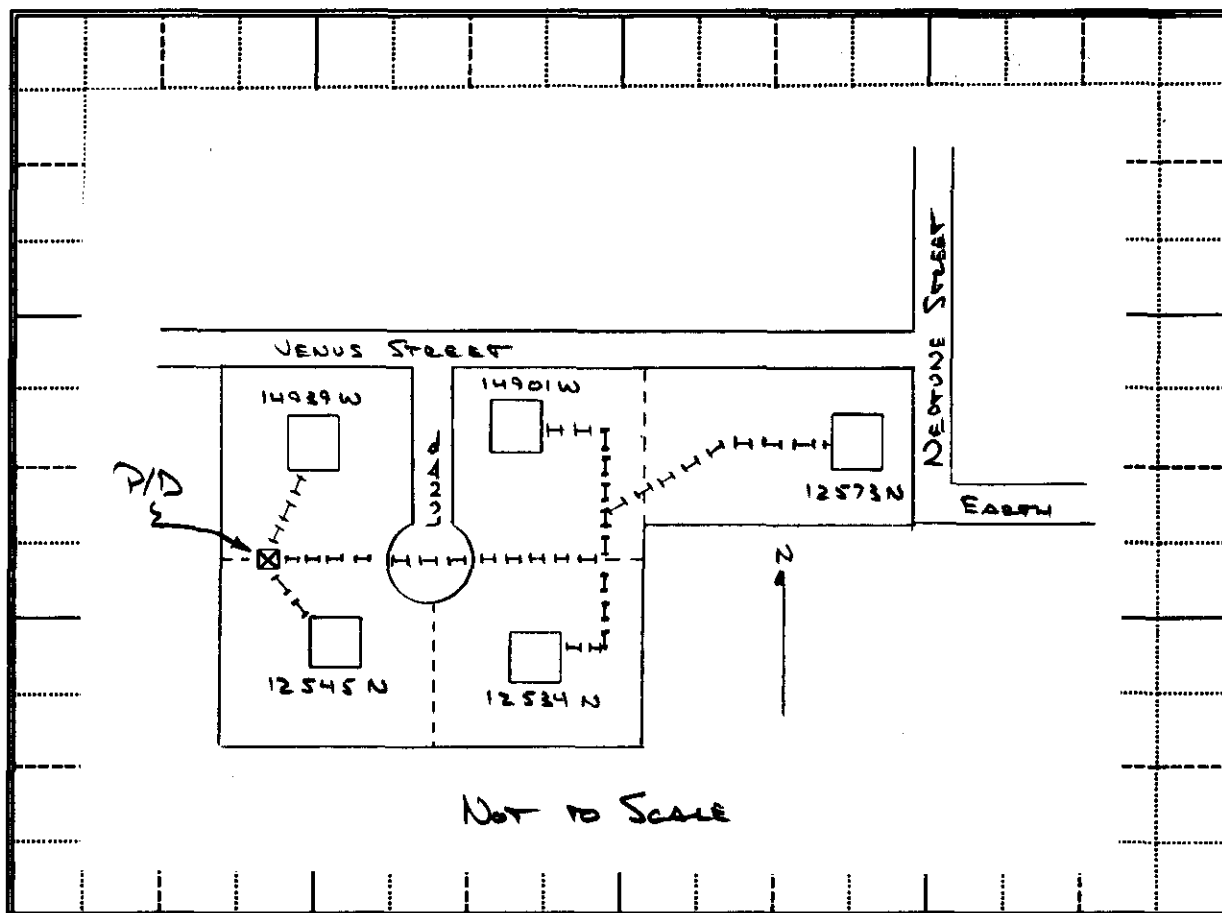
2. Place(s) of Use:

Indicate Method of Determination SAME

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5S	34E	32							D										
									4 ac										4
																			4

RECORDED
JUL 19 1995

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



Scale: 1" = _____

____ Copy of USGS Quadrange 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
	Franklin	5	282 3021 201		

*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
Soiltest Wellprobe					500'	

2. Measurements: Static H₂O @ 49' —

JUL 19 1995

E. NARRATIVE/REMARKS/COMMENTS

1. WELL, PUMP AND PIPELINES TO FIVE HOMES IN LUNAR STREET WATER USERS' ASSOCIATION. WATER IS USED FOR FIVE (5) SINGLE FAMILY DOMESTIC HOMES PLUS IRRIGATION OF LAWN, GARDEN ETC. IN EACH LOT. EACH LOT IS 1 AC., ESTIMATE 0.75 AC / LOT IS IRRIGATED.

2. WATER SYSTEM SERVES FOLLOWING ADDRESSES:

12534 N. LUNAR ST., CHUBBUCK, ID

12545 N. LUNAR ST.

"

"

12573 N. NEPTUNE ST.

"

"

14901 W. VENUS ST.

"

"

14939 W. VENUS ST.

"

"

3. No Overlap —

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

MAINTENANCE

JUL 19 1995

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

$$Q_{THEOR} = \frac{SWP (8.814) 0.7 EFF}{49' LIFT + (40 PSI \times 2.308)} = 0.22 CFS$$

*ASSUME:

40 PSI

0.7 EFF

5 DE MINIMUS DOMESTICS @ 0.01 CFS EA = 0.05 CFS

4.0 AC IRRIGATION @ 0.02 CFS EA = 0.12 CFS

$$Q_T = 0.13 CFS$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 4.0 AC \times 4.0 = 16 AFA$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{0.12}{0.02} \times 214 DAYS \times 1.9835 = 34 AFA$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 16 AFA$$

2. Volume Calculations for Other Uses:

$$5 \text{ DE MINIMUS DOMESTICS @ } 0.6 AFA \text{ EA.} = 3.0 AFA$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
DOMESTIC	1-1	12-31	0.05	3.0
IRRIGATION	4-1	10-31	0.12	16.0
Totals:			0.17	19.0

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 [Signature] Date 12-1-94

Reviewer [Signature] Date 12/5/94

SEAL

NOT RECORDED

JUL 19 1995

15167 W

12877 N

12914 N

12870 N

14531 W

SWNW SEC. 32, T 5S, R 34E

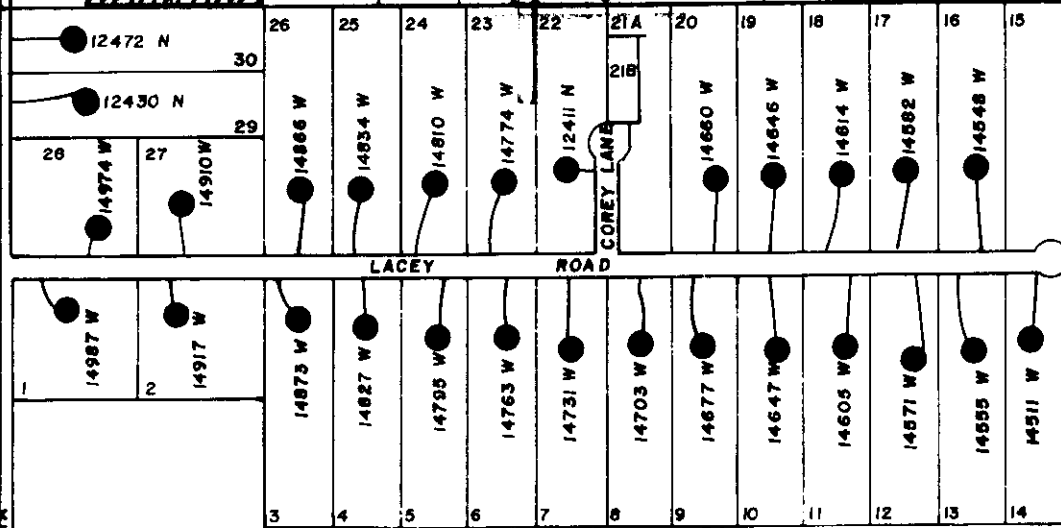
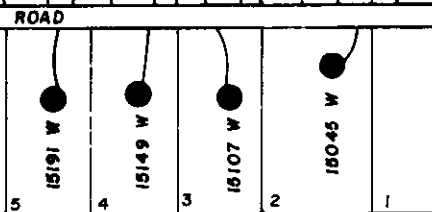
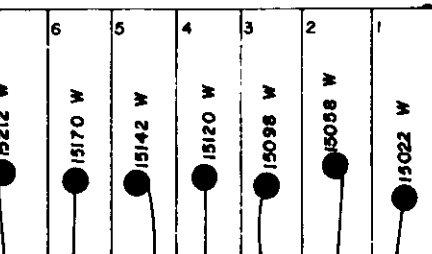
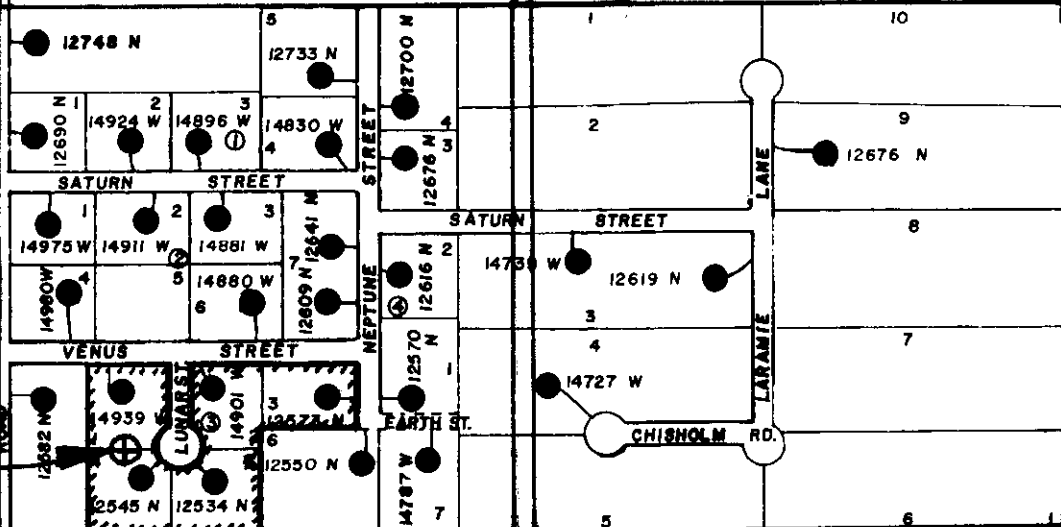
SPACE

ACRES

1st Add

POINT OF
DIVERSION

BONNIE GEAN ACRES



LACEY VISTA ACRES

12269 N

12268 N

SEC. 32

JUL 19 1995

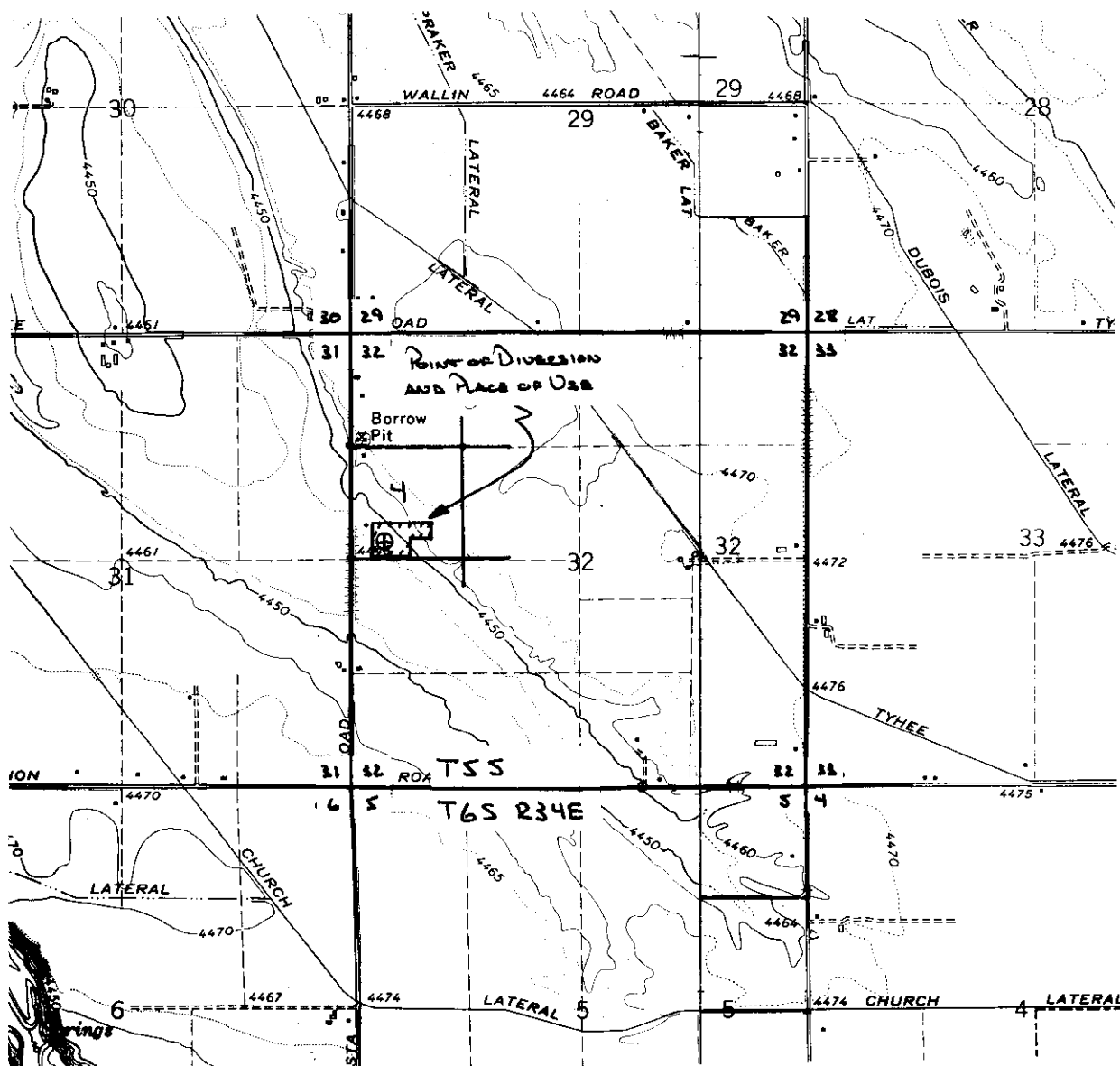
29-07970

31 32
6 5

12049 N

18032 W

ROAD



29-07970

RECEIVED
JUL 19 1965

August 6, 1991

LUNAR STREET WATER USERS ASSN. INC.
12534 N. LUNAR ST.
CHUBBUCK, ID 83202

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 29-07970

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,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED
AUG 21 1991

138631
May 31, 1991

LUNAR STREET WATER USERS ASSN. INC.
12534 N. LUNAR ST.
CHUBBUCK, ID 83202

PROOF DUE NOTICE

RE: PERMIT NO. 29-07970

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 August 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

AUG 21 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
July 23, 1990

LUNAR STREET WATER USERS ASSN. INC.
12534 N. LUNAR ST.
CHUBBUCK, 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. P29-07970

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 **Microfilm** Proof of

JUL 27 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,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

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JUL 27 1990

23-May-1990

Lunar St. Water Users Assn., Inc.
12534 N. Lunar St.
Chubbuck, ID 83202

RE: Application for Permit No. 29-7970

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 Idaho State Journal on June 7 & 14, 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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29-07970

LUNAR ST. WATER USERS ASSN., INC.
12534 N. LUNAR ST.
CHUBBUCK, ID 83202

Source: GROUNDWATER

Diversion Pt: SWNW Sec 32 T 05S R 34E

Use: IRRIGATION (.150 CFS)
 DOMESTIC (.050 CFS)
 Total Diversion: (.200 CFS)

Date Filed: 5/ 1/ 1990

In: T05S R34E S32 SWNW

6.0 ACRES TOTAL

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