

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-07932

Priority: November 6, 1991

Maximum Diversion Rate:

0.10 CFS

Maximum Diversion Volume:

12.7 AF

This is to certify, that DIANA MILLS
DONALD V MILLS

1743 FALCON CIRCLE N

POCATELLO ID 83204

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 15, 1990; and has submitted Proof of Beneficial Use on November 6, 1991. An examination indicates that the works have a diversion capacity of 0.120 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	0.06 CFS	12.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.10 CFS	12.7 AF

LOCATION OF POINT(S) OF DIVERSION: NWSE, Sec. 6, 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	6	NWSE	3		3

Total number of acres irrigated: 3

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

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 MICROFILMED forfeited by five years of non-use.

FEB 25 1997

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 29-07932

CONDITIONS OF APPROVAL AND REMARKS

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. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

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, 1997.


KARL J. DREHER, DirectorMICROFILMED
FEB 25 1997

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 29-07932)

IN THE NAME OF DONALD AND DIANA MILLS)

ORDER OF
REINSTATEMENT

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

FINDINGS OF FACT

1. On July 9, 1990, the Director of the Department of Water Resources issued Permit No. 29-07932 with a condition of approval that proof of construction of works and application of water to beneficial use be submitted on or before August 1, 1991.

2. On May 31, 1991, the Department sent a proof due notice to the permit holder.

3. On August 6, 1991, the Department sent a lapse notice to the permit holder since the permit holder did not submit either proof of beneficial use or a request for extension of time to the Department.

4. On November 6, 1991, the permit holder submitted Proof of Beneficial Use to the Department.

5. Section 42-218a.2., Idaho Code, authorizes the Department to reinstate a lapsed permit, with the priority date advanced to the date that proof of beneficial use was received, upon submittal of evidence clearly establishing the extent of beneficial use prior to the proof due date and a showing of reasonable cause why the proof was submitted late.

6. The permit holder has submitted evidence to confirm that water has been put to beneficial use prior to the proof due date. Evidence includes a copy of a well driller's report confirming that the well had been completed prior to the proof due date.

7. The permit holder has stated that he submitted proof after receiving a lapse notice but had overlooked submitting it within the immediate 60 day reinstatement period.

MICROFILMED

JAN 15 1992

CONCLUSIONS OF LAW

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

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

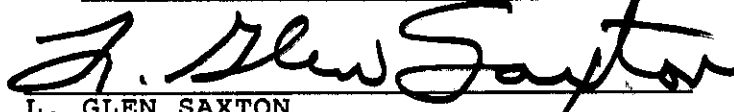
3. The permit can be reinstated with the date of priority advanced to the date proof of beneficial use was received by the Department.

ORDER

IT IS HEREBY ORDERED that Permit No. 29-07932 is reinstated.

IT IS FURTHER ORDERED that the date of priority of this permit is advanced to November 6, 1991.

Dated this 16th day of December, 1991.


L. GLEN SAXTON
Chief, Water Allocation Bureau

RECEIVED

JAN 15 1992

RECEIVED
NOV 06 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Department of Water Resources

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

1. Permit No. 29-07932 Telephone No. 233-4243
2. Name(s) of Permit Holder(s): Donald V. Mills Diana Mills
3. Post Office Address: 1743 Falcon circle N. Pocatello Id. 83204
4. Source of Water: well
- a. If ground water, well driller's name: Gary Vollmer Date drilled: 5-21-86
- b. Pump horsepower: 3 HP Pressure (psi): _____ Dynamic pumping level (ft.): _____
5. Extent of Use:

Domestic one (No. of households)

Irrigation 3.9 (No. of acres)

Stockwater sign photo horses (No. and type of stock)

Other _____

6. Total rate and/or volume for which proof is submitted .10 cfs 28 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 Examination Fee Schedule)

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

Donald V. Mills
Name

233-4243
Telephone No.

1743 Falcon circle N. Pocatello Id. 83204
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.

11-1-91
Date

Donald V. Mills
Signature (and title if on behalf of a company or organization)

JAN 15 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 29-07932

Proposed Priority: March 15, 1990 Maximum Diversion Rate: 0.10 CFS
This is to certify, that DONALD V. MILLS

DIANA MILLS
1743 FALCON CIRCLE N.
POCATELLO, ID 83204

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	03/15 to 11/15	0.06 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.02 CFS
Totals		0.10 CFS

LOCATION OF POINT(S) OF DIVERSION: NWNWSE Sec. 6, 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	6	NWSE	3		3

Total number of acres irrigated: 3

PLACE OF USE: STOCKWATER, same as IRRIGATION use

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. 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.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
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.

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JUL 20 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 29-07932

CONDITIONS/REMARKS:

7. Stockwater use is for 10 pigs and 2 horses; domestic use is for one home.

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

9th day of July, 1990.

for R. Keith Higginson, Director

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JUL 20 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 297932

To appropriate the public waters of the State of Idaho

1. Name of applicant DONALD V. OR DIANA MILLS Phone 233-4243
Post office address 1743 FALCON CIRCLE NORTH, POCAHELLO, ID. 83204
2. Source of water supply GROUND WATER which is a tributary of _____
3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 6 Township 6S Range 33E B.M. POWER County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.06 for IRRIGATION purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 for DOMESTIC purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 for STOCK 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)
5. Total quantity to be appropriated is (a) 0.10 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 170' X 6" WELL (38' TO WATER)
W/ 3HP SUBMERSIBLE PUMP. PIPED TO HOME / 2" WATER LINE
W/ VALVES FOR LAWN / PASTURE IRR.
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 2170 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 years (minimum 1 year).

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JUL 20 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. 2 HORSES, 10 PIGS
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. ONE MOBILE HOME
- 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	
68	33E	6														3			3
																P/S			

Total number of acres to be irrigated 3

10. Describe any other water rights used for the same purposes as described above. NONE

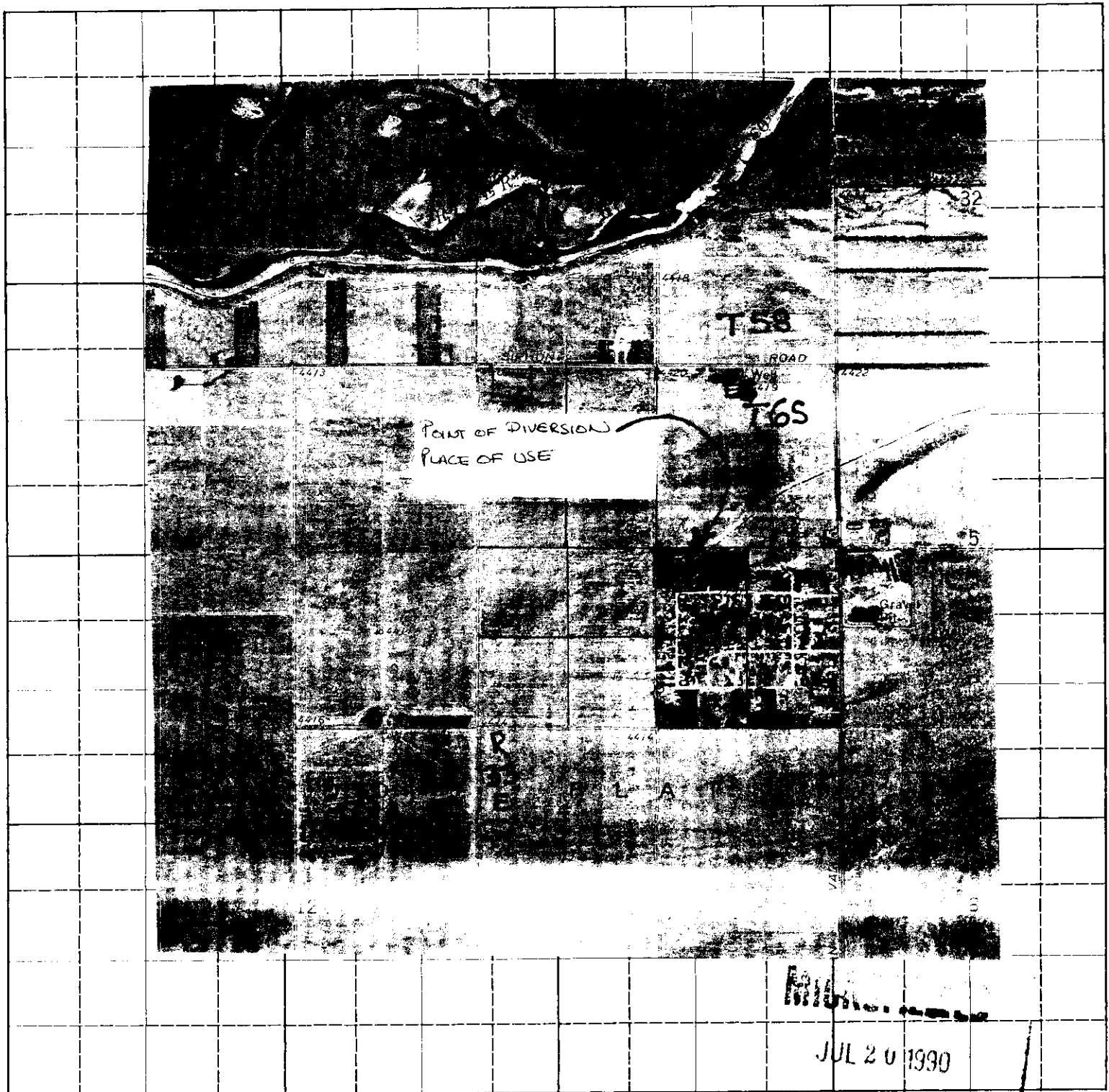
11. a. Who owns the property at the point of diversion? APPLICANT
- b. Who owns the land to be irrigated or place of use? APPLICANT
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: WELL HAS BEEN ~~BEING~~ DEVELOPED SINCE 1986.
SEE ATTACHED WELL LOG.

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JUL 20 1990

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

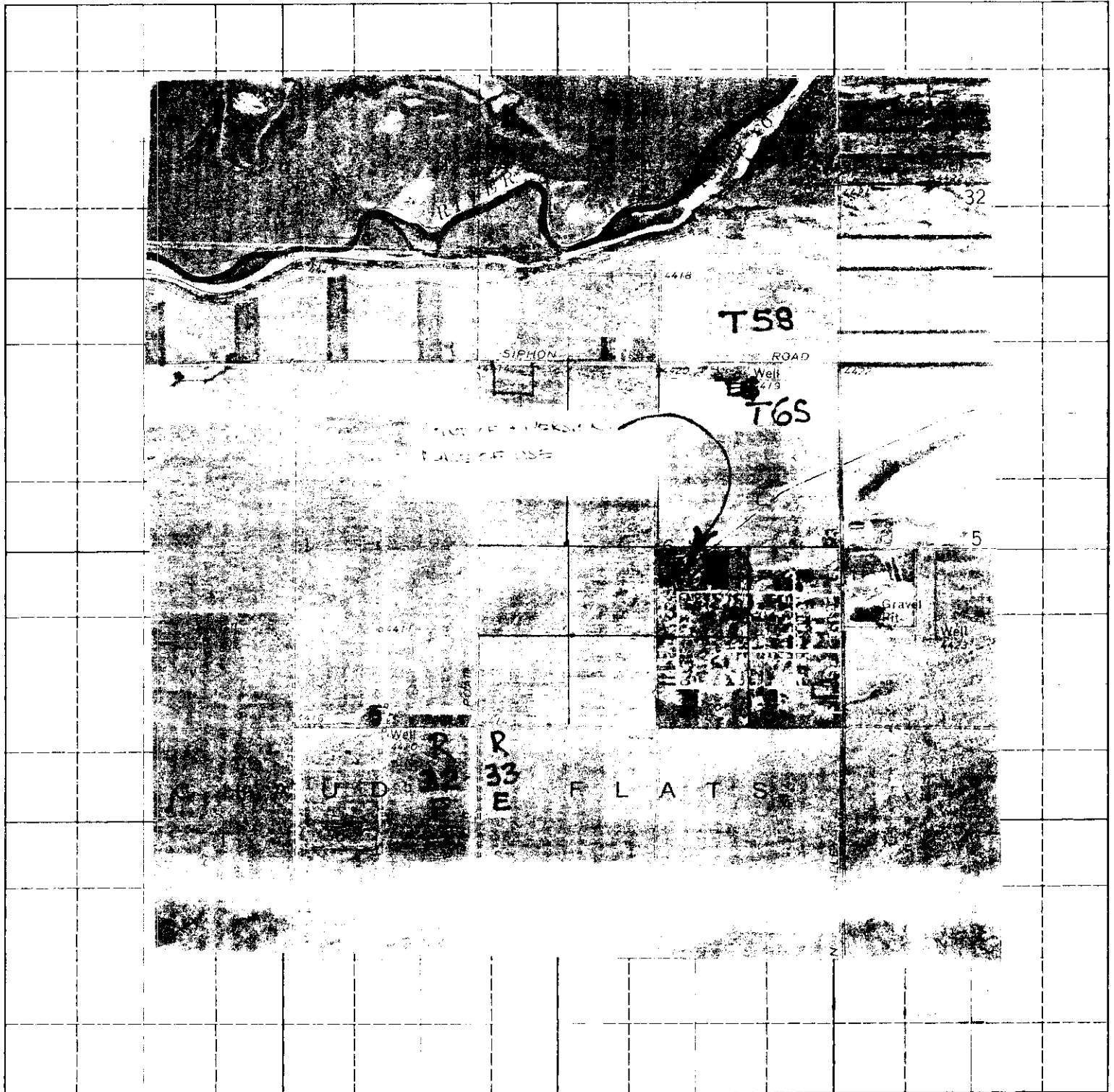


Scale: 2 inches equal 1 mile

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.

Donald V. Mills
(Applicant)

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.

Donald V. Mills
(Applicant)

Received by EW Date 3-15-90 Time 1540 Preliminary check by KCW
Fee \$ 30⁰⁰ Receipted by EW # MO06257 Date 3-15-90
Publication prepared by RB Date 5-12-90 Published in Power County Press
Publication approved RB Date 6-5-90

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:

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JUL 20 1990

Public Notices

Application for water right

Published in The Power County Press,
May, 16, 23, 1990.

NOTICE OF APPLICATION FOR WATER RIGHT

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

29-07929
CURRY, RICHARD
CURRY, BILL
CURRY, DEANNA
CURRY, REX
P.O BOX 21
ARBON, ID 83212

Source: SPRING
Tributary: SINKS

Diversion Pt: SESWSW Sec 32 T 10S
R 33E

Use: STOCKWATER (.030 CFS)
Total Diversion: (.030 CFS)

Date Filed: 3/8/1990

In: T10S R33E S02 SWSW

29-07931
WARD & SONS CO., INC.
5336 ARBON HWY.
ARBON, ID 83212

Source: GROUNDWATER

Diversion Pt: NWNWSW Sec 36 T
11S R 33E

Use: IRRIGATION (9.000 CFS)
STOCKWATER (.070 CFS)
Total Diversion: (9.000 CFS)

Date Filed: 3/15/1990

In: T11S R33E S35 NENE NWNE
SWNE SENE
NESE NWSE SWSE SESE
S36 NESW NWSW SWSW SESW
NESE NWSE SWSE SESE
627.0 ACRES TOTAL

29-07932
MILLS, DONALD V.
MILLS, DIANA
1743 FALCON CIRCLE NORTH
POCATELLO, ID 83204

Source: GROUNDWATER

Diversion Pt: NWNWSE Sec 6 T 06S
R 33E

Use: IRRIGATION (.060 CFS)
STOCKWATER (.020 CFS)
DOMESTIC (.020 CFS)
Total Diversion: (.100 CFS)

Date Filed: 3/15/1990

In: T06S R33E S06 NWSE
3.0 ACRES TOTAL

29-07934
PEEK, JAMES E.
PEEK, CONNIE
1324 SYPHON RD.
POCATELLO, ID 83202

Source: GROUNDWATER

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

Use: IRRIGATION (.060 CFS)
STOCKWATER (.050 CFS)
COMMERCIAL (.020 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.170 CFS)

Date Filed: 3/14/1990

In: T06S R33E S02 NENE
2.0 ACRES TOTAL

29-07937
SLIM PICKENS FARM
2677 KOPP RD.
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: SWSWSW Sec 14 T 07S
R 31E

Use: IRRIGATION (.130 CFS)
Total Diversion: (.130 CFS)

Date Filed: 3/15/1990

In: T06S R33E S02 NENE
2.0 ACRES TOTAL

Use: COMMERCIAL (.020 CFS)
DOMESTIC (.020 CFS)
Total Diversion: (.040 CFS)

Date Filed: 3/16/1990

In: T10S R33E S11 SENE

35-08885
BURGEMEISTER FARMS LTD.
3660 S. PLEASANT VALLEY RD.
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: SWNESW Sec 24 T 07S
R 29E

Use: IRRIGATION (.680 CFS)
Total Diversion: (.680 CFS)

Date Filed: 3/7/1990

In: T07S R29E S24 SWSW
34.0 ACRES TOTAL

35-08886
SIEBEL, WALTER
3104 LAMB WESTON RD.
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: NENWNW Sec 36 T 07S
R 30E

Use: IRRIGATION (4.800 CFS) (4.80
AF)
Total Diversion: (4.800 CFS)

Date Filed: 1/30/1990

In: T07S R30E S35 NENE SENE
S36 NENW NWNW SWNW SENW
240.0 ACRES TOTAL

35-08889
ALLEN, JOE F.
2801 VOLLMER LOOP
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: NESENW Sec 5 T 07S R
30E

Use: IRRIGATION (1.020 CFS)
Total Diversion: (1.020 CFS)

Date Filed: 3/16/1990

In: T07S R30E S05 Lot 2 (NWNE)
SWNE Lot 3 (NENW) Lot 4
(NWNW)
SWNW SENW NESW NWSW
293.0 ACRES TOTAL

35-08890
ALLEN, JOE F.
2801 VOLLMER LOOP
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: NESWSE Sec 7 T 07S R
30E

Use: IRRIGATION (.360 CFS)
Total Diversion: (.360 CFS)

Date Filed: 3/16/1990

In: T07S R30E S07 NESE NWSE
SWSE SESE
157.0 ACRES TOTAL

35-08891
HUNT, KAY
HUNT, BETTE
P.O. BOX 187
AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Diversion Pt: SESESW Sec 21 T 08S R
29E

Use: COMMERCIAL (.040 CFS)
Total Diversion: (.040 CFS)

Date Filed: 3/14/1990

In: T08S R29E S21 SESW

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. 42-203C, 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 JUNE 4, 1990.

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JUL 20 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

DIANA MILLS
DONALD V MILLS
1743 FALCON CIRCLE N
POCATELLO ID 83204

RE: WATER RIGHT NO. 29-07932

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".

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

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FEB 25 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

DEC 02 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 29-7932

1. Owner: Donald V. Mills, Diana Mills Phone No. (208) 233-4243

Current Address: 1743 Falcon Circle N. Pocatello, ID 83204

2. Accompanied by: Donavan Mills EXAM DATE: 8-14-95

Address: Same Phone No. 208 233-4243

Relationship to Permit Holder: Son

3. Source: Groundwater tributary to _____

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
Well		NW	NW	SE	6	6S	33E	Power	ASCS Aerial Photo/ on site

2. Place(s) of Use:

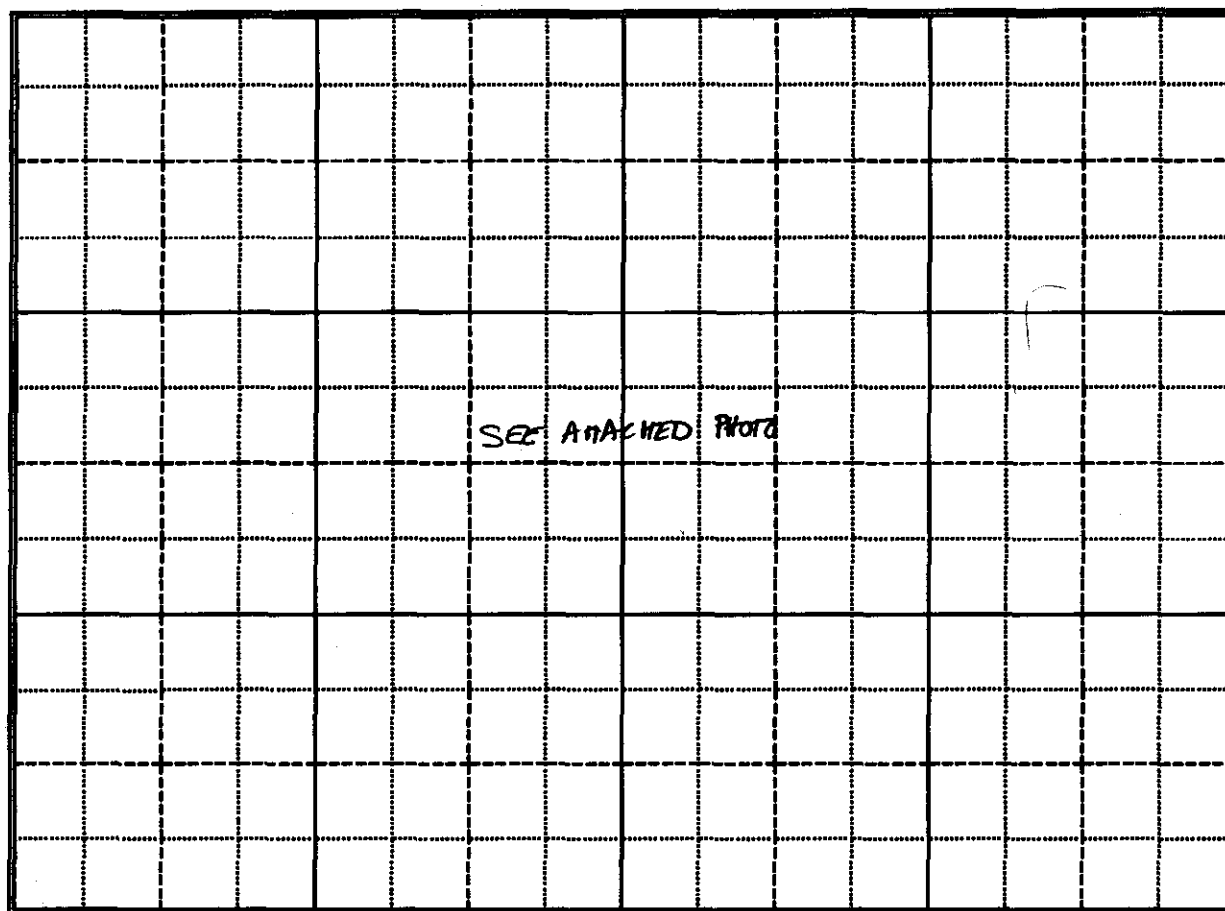
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6S	33E	6														3			3
																D/S			

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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.



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
Well	Franklin Elec.	3	2823028103		

*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
barrel/stopwatch						

2. Measurements: 38 turn on 58 shut off on pressure tank.

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E. NARRATIVE/REMARKS/COMMENTS

Mills had as many as 10-12 pigs at one point but currently have no stock animals. They also have had a horse in the past. The well serves 1 home.

The well waters the area around the house/yard, and will water the pasture behind the house. Currently a riser behind and to the side of the house has a portable fireman's type hose attached. It will reach part way out into the back pasture. Recommend 3ac irrigation, single family domestic & stock water.

The flow measurement was obtained by placing the large fireman type hose down in a 55 gallon drum. It took 1 minute to fill the drum. This would be equal to .1225 CFS.

The son, Donovan Mills, was uncertain whether his parents would raise animals again. He thought they might.

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

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FEB 25 1987

F. FLOW CALCULATIONS

Measured Method:

55 Gallon barrel filled in 1 minute

$$\frac{55}{448.8} = .1225 \text{ cfs}$$

Additional Computation Sheets Attached

$$448.8 \sqrt{\frac{.1225 \text{ cfs}}{55 \text{ gal}}}$$

.1225 CFS

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 3 \times 4 = 12 \text{ AF/A}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .06(214)1.9835 = 25.5$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 12 \text{ AF/A}$$

2. Volume Calculations for Other Uses:

$$\text{stockwater } 2 \text{ horses } \frac{(12 \text{ day } (365))}{325,850} = (.027) + \frac{10 \text{ pigs } (4 \text{ gal}) 365}{325,850} = (.044) \text{ Total } 0.1 \text{ AF}$$

$$\text{Domestic (no lawn)} = 0.6 \text{ AF}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRR	4/01	10/31	0.06	12
STOCKWATER	01/01	12/31	0.2	0.1
DOMESTIC	01/01	12/31	.02	0.6
Totals:			0.10	12.7

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

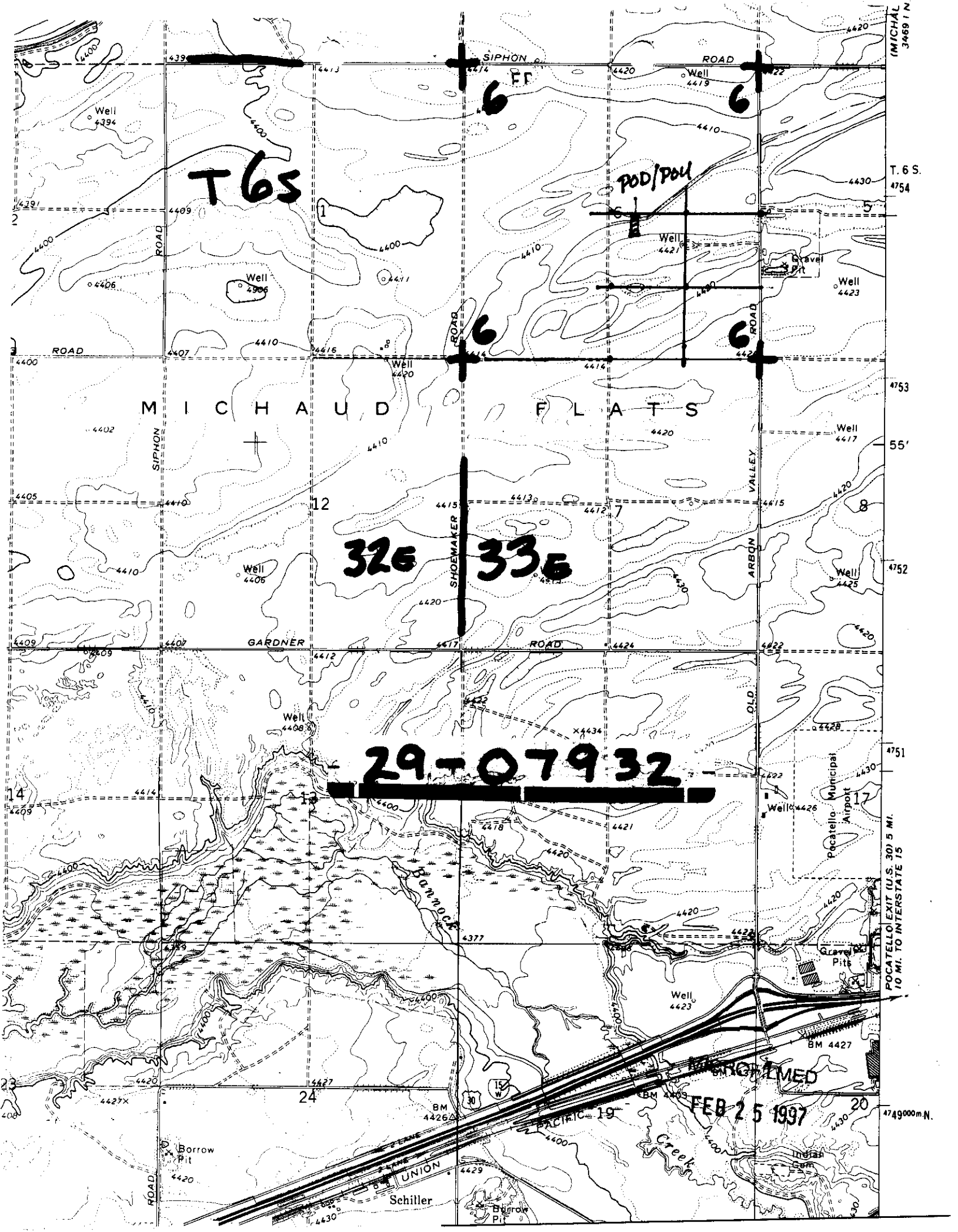
I. AUTHENTICATION

Field Examiner's Name Steve Mueller Date 8-14-95

Reviewer DAVE CARLSON Date 11/26/96

SEAL

MICROFILMED
FEB 25 1997



T65

32E

33E

29-07932

MICHAUD FLATS

FEB 25 1997

(MICHAUD
3469 1 2

T. 6 S.
4754

4753

55'

4752

4751

POCATELLO EXIT (U.S. 30) 5 MI.
10 MI. TO INTERSTATE 15

4749000m N.

1344

1-123.5

31 32

6

5
1-
57

T-2524

R33E

T
6
S

Bureau

4-
127.2

T6S

#1344

R33E

Lynn Thompson

Trailer has a double wide trailer
and a gravel circular drive.

2-
153.3 200' POB



Don't know

11-
59

POB

POB ↑

#934
Mar
Swans

Backup
Well
Drinking water

300' of
1st = 325850 gal
3.0 of 2.5

6

5

29-7932

29-07932

K.D. Hardum
1725 Falcon Circle South
Poc 83204
well logs with notes
233-7504 sec 6

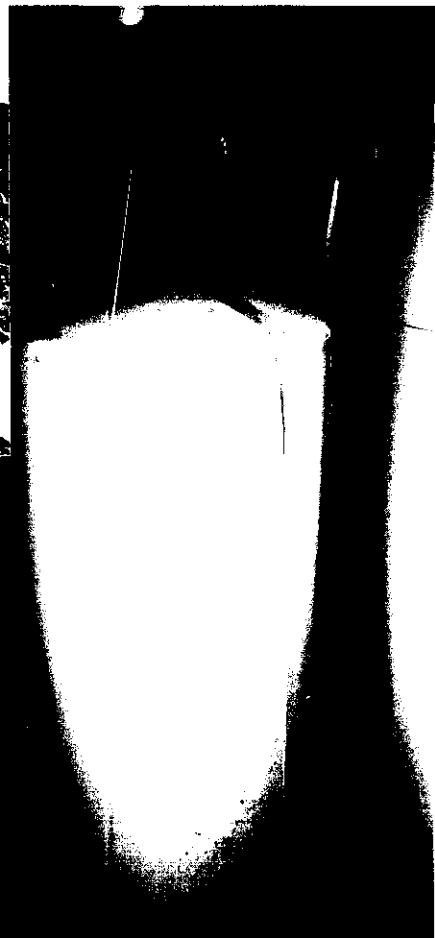
177 lots
for occupancy

+ stockade

info from



Point of
diversion



29-7932

January 13, 1992

RE: Permit No. 29-07932

Donald V. Mills
Diana Mills
1743 Falcon Circle N.
Pocatello ID 83204

Dear Permit Holder(s):

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

Before a license can be issued, a field examination will be made by a representative of this Department. Enclosed is an Order of Reinstatement. Please note that the priority date has been advanced to November 6, 1991.

If you have any questions regarding this matter, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

RECEIVED
JAN 15 1992

Permit # 29-07932

RECEIVED
DEC 11 1991

Department of Water Resources

Pamula Skiggs

A. I don't know what evidence you need for sure.

I've used the water to water my stock, which at this time, is only 10 Hogs.

I've used the water to water my pasture which is approximately 2.2 acres and my yard which is approximately .8 acres. I've used the water for household purposes also.

B. Proof of Beneficial use was filed late because the notice I received on August 8th 1991 telling me the permit had lapsed and I had 60 days to file. I was confused and misread it, I thought I had 90 days. Also it took that long to come up with the extra 50 dollars ~~to~~ ^{to} pay the fee.

JAN 15 1992

C. The total rate of diversion according to my permit is

Irrigation	.0.06 CFS
Stockwater	0.02 CFS
Domestics	<u>0.02 CFS</u>
TOTAL	0.10 CFS

D. Total acres irrigation is
3 and not 3.7 which is
my total acreage including
ground, house and driveway
sets one

Thank you
Donald J. Mills

CONFIRMED

JAN 15 1992

FROM Sam Skaggs

DATE 12-05-91

TO File # 29-7932

SUBJECT Reinstatement

I spoke with Donald Mills today regarding the status of his permit. He wanted to clarify what steps were required to reinstate the permit. He will send the required information and wants to complete the process.

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JAN 15 1992

Sam Skaggs

SIGNATURE



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

November 22, 1991

Donald V. & Diana Mills
1743 Falcon Crc. N.
Pocatello, ID 83204

RE: Permit #29-07932

Dear Permit Holder:

The Department received your proof of beneficial use statement for the above referenced permit on November 6, 1991. The permit lapsed August 1, 1991 so the 60-day late period during which the permit can be readily reinstated has passed.

Pursuant to Section 42-218a, Idaho Code, (copy enclosed) the permit can now be reinstated only if you submit the following:

- a) Evidence to show that beneficial use of the water did commence and to show the extent of the use of water during the authorized permit period from the time the permit was issued until the proof due date.
- b) Reasonable cause why the proof of beneficial use was filed late.

Your proof of beneficial use statement did not indicate the total rate of diversion. This amount is necessary to complete the proof and reinstate your permit. Also, you should be aware that the total acres irrigated authorized under this permit are 3, not 3.7.

Your proof of beneficial use statement along with any information which may have been submitted with it, will remain on file in this office for 60 days to allow you an opportunity to assemble and submit the additional required information.

Please feel free to contact this office if you have additional questions.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

Enclosure

MICROFILMED

JAN 15 1992

I certify that file No. 29-7932

has been reviewed and is ready to be MICROFILMED
and DESTROYED.

Sam Skaggs
Signature

10-31-91
Date

The attached proof report is the water right as it appeared in the database prior to the final status and deletion from the database.

JAN 15 1992

Water Right Number - 29-07932 Prefix Translation: WATER RIGHT Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***

MILLS DONALD V. 1 - 1743 FALCON CIRCLE N.
2 -
3 -
City- POCATELLO State- ID Zip- 83204
Phone - 208-233-4243

MILLS DIANA 1 - 1743 FALCON CIRCLE N.
2 -
3 -
City- POCATELLO State- ID Zip- 83204
Phone - 208-233-4243

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +

03/15/1990 15 EASTERN P - PERMIT

+ - - - - Source - - - - + + - - - - Tributary - - - - - +

GROUNDWATER

+ - - - - Point of Diversion - - - - - +

TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

06S 33E 6 NW NW SE (77) POWER

+ - - - - Water Use - - - - - +

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/15	11/15	0.060	
04 - STOCKWATER		01/01	12/31	0.020	
43 - DOMESTIC		01/01	12/31	0.020	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +

0.100

+ - - - - Place of Use - - - - - +

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
06S	33E	6	NW SE		3.0	01	IRRIGATION	(77) POWER

Total Acres: 3.0

+ - Diversion Means - 170'X6" WELL, W 3HP PUMP

+ - Non-Irrigation Use -

+ - Other Rights for Same Use -

+ - - - - Remarks - - - - - +

Stockwater use is for 10 pigs and 2 horses; domestic use is for one home.

JAN 15 1992

FILED

Water right number - 29-07932 Prefix Translation: WATER RIGHT

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +

- 048 - 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.
- 049 - The Director retains jurisdiction of the right 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.
- 046 - Permit holder shall comply with the drilling permit requirements
 - of Section 42-235, Idaho Code.
- 03A - The rate of diversion of water for irrigation under this right
 - and all other water rights on the same land shall not exceed 0.02
 - cubic feet per second for each acre of land.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - 05/03/90 BODELL 05/09/90 CURTIS 06/28/90 CURTIS 07/05/90 CURTIS

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 08/01/1991	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 07/09/1990	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 03/15/1990	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		

JAN 15 1992

RECEIVED

August 6, 1991

DONALD V. MILLS
DIANA MILLS
1743 FALCON CIRCLE N.
POCATELLO, ID 83204

LAPSE NOTICE

RE: PERMIT NO. 29-07932

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 May 31, 1991. 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:rf

Enclosures

JAN 15 1992

CERTIFICATION OF MAILING

I hereby certify that on 8-9-91
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

138622
May 31, 1991

DONALD V. MILLS
DIANA MILLS
1743 FALCON CIRCLE N.
POCATELLO, ID 83204

PROOF DUE NOTICE

RE: PERMIT NO. 29-07932

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

RECEIVED

JAN 15 1992

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 11, 1990

DONALD V. MILLS
DIANA MILLS
1743 FALCON CIRCLE N.
POCATELLO, ID 83204

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

RE: PERMIT NO. 29-07932

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

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JUL 20 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 20 1990

10-May-1990

Donald V. or Diana Mills

Pocatello, ID 83204

RE: Application for Permit No. 29-7932

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 MAY 17 & 24, 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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JUL 20 1990

29-07932

MILLS, DONALD V.
MILLS, DIANA
1743 FALCON CIRCLE NORTH
POCATELLO, ID 83204

Source: GROUNDWATER

Diversion Pt: NWNWSE Sec 6 T 06S R 33E

Use: IRRIGATION	(.060 CFS)
STOCKWATER	(.020 CFS)
DOMESTIC	(.020 CFS)
Total Diversion:	(.100 CFS)

Date Filed: 3/15/ 1990

In: T06S R33E S06 NWSE

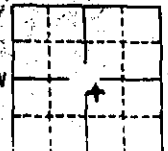
3.0 ACRES TOTAL

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JUL 20 1990

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>R K Lewis</u> Address <u>Big Sky, Pocatello, Idaho</u> Owner's Permit No. _____		7. WATER LEVEL Static water level <u>38"</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ °F. Quality _____																																											
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____		8. WELL TEST DATA ☐ Pump ☐ Bailer ☒ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped																																							
Discharge G.P.M.	Pumping Level	Hours Pumped																																											
3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Hole Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th rowspan="2">Wa Yes</th></tr><tr><th>From</th><th>To</th></tr></thead><tbody><tr><td>6"</td><td>0</td><td>15'</td><td>Gravel</td><td> </td></tr><tr><td>15"</td><td>15'</td><td>42'</td><td>Sand Brown</td><td> </td></tr><tr><td>42"</td><td>42'</td><td>75'</td><td>Blue Clay</td><td> </td></tr><tr><td>75"</td><td>75'</td><td>125'</td><td>Sand Brown</td><td> </td></tr><tr><td>125"</td><td>125'</td><td>142'</td><td>Blue Clay</td><td> </td></tr><tr><td>142"</td><td>142'</td><td>150'</td><td>Sand Brown</td><td> </td></tr><tr><td>150"</td><td>150'</td><td>170'</td><td>Gravel</td><td>X</td></tr></tbody></table>		Hole Diam.	Depth		Material	Wa Yes	From	To	6"	0	15'	Gravel		15"	15'	42'	Sand Brown		42"	42'	75'	Blue Clay		75"	75'	125'	Sand Brown		125"	125'	142'	Blue Clay		142"	142'	150'	Sand Brown		150"	150'	170'	Gravel	X
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150"	150'	170'	Gravel	X																																									
4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____																																													
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other <table border="1"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>250 inches</td><td>6"</td><td>1</td><td>170 feet</td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr></tbody></table> 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 _____ inches by _____ inches <table border="1"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table> 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 <u>20</u> Material used in seal: ☐ Cement grout ☒ Puddling clay ☒ Well 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 _____		Thickness	Diameter	From	To	250 inches	6"	1	170 feet													Number	From	To																					
Thickness	Diameter	From	To																																										
250 inches	6"	1	170 feet																																										
Number	From	To																																											
6. LOCATION OF WELL Sketch map location must agree with written location.  Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Pocatello</u> Section <u>6</u> Township <u>33</u> Range <u>6</u> N. 33 E. 6		10. Work started <u>May 18-86</u> finished <u>May 21</u>																																											
11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standard complied with at the time the rig was removed. Firm Name <u>Harry Williams</u> Firm No. <u>001</u> Address <u>111 Box 67 Pocatello</u> Date _____ Signed by (Firm Official) _____ and (Operator) <u>Harry Williams</u>																																													

MICROFILMED
JUL 20 1990