

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-07923

Priority: February 27, 1990

Maximum Diversion Rate:

0.11 CFS

Maximum Diversion Volume:

7.2 AF

This is to certify, that APPLE ACRES WELL NO 2

C/O JAY B BUSBY

2352 APPLE LANE

POCATELLO ID 83201

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 27, 1990; and has submitted Proof of Beneficial Use on June 30, 1992. An examination indicates that the works have a diversion capacity of 0.160 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.11 CFS	7.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 20, Township 07S, Range 35E
BANNOCK County

PLACE OF USE: DOMESTIC

TWN RGE SEC

07S 35E 20

NESW

CONDITIONS OF APPROVAL AND REMARKS

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

MICROFILMED

FEB 1 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-07923

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.


Acting for KARL J. DREHER, Director



MICROFILMED

FEB 25 1997

Form 217
RECEIVED
JUN 30 1992

RECEIVED
JUL 7 1992

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 6-30-92
Receipt No. C624765
Receipt by [Signature]

Department of Water Resources
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. 29-07923 Telephone No. 232-6523
2. Name(s) of Permit Holder(s): Apple Acres Well #2
3. Mailing Address: c/o Jay Busby, 2352 N. Apple Ln, Pocatello, ID 83204
4. Source of Water: Groundwater

If **GROUNDWATER**, Well Driller's Name: Dubbe Drilling Date Drilled: 17 yrs ago approx

OPTIONAL:

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

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

Domestic 6 (No. of households) Stockwater _____ (No. and type of stock)

Irrigation _____ (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.11 cfs OR _____ acre/feet

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

Measuring device: Required? ____ Yes X No Installed? ____ Yes ____ No

Flow Measurement Port: Required? ____ Yes X 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.

Jay Busby 232-6523
Name Telephone No.

2352 N. Apple Ln. 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.

6-25-92 Jay B. Busby
Date Signature (and title, if on behalf of a company or organization)

MIN-11 MED
JUL 29 1992

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 29-07923)
IN THE NAME OF APPLE ACRES WELL #2) 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 July 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,

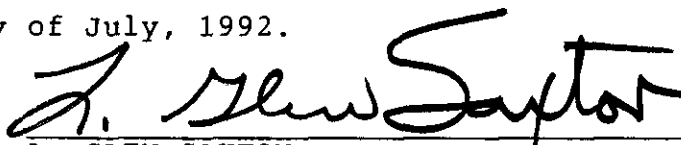
WHEREAS, on July 1, 1992, the permit lapsed for failure to submit the proof of beneficial use; and,

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 July 7, 1992;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 29-07923 be REINSTATED with an advance in priority to March 5, 1990.

Dated this 9th day of July, 1992.


L. GLEN SAXTON
Chief, Water Allocation Bureau

MICROFILMED

JUL 29 1992

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 29-07923

Proposed Priority: February 27, 1990 Maximum Diversion Rate: 0.11 CFS
This is to certify, that **APPLE ACRES WELL NO. 2**

C/O JAY B. BUSBY
2352 APPLE LANE
POCATELLO, ID 83201

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.11 CFS

LOCATION OF POINT(S) OF DIVERSION: NESW Sec. 20, Township 07S, Range 35E
BANNOCK County

PLACE OF USE: DOMESTIC

TWN RGE SEC

07S 35E 20 NESW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1992.
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. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
7. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
8. Domestic use is for 6 homes.

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JUL 20 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 29-07923

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

28th day of June, 1990

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

JUL 20 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 APPLE ACRES WELL #2 Phone 232-6523
c/o Jay B. Busby
Post office address 2352 Apple Lane Pocatello Id 83201
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 20 Township 7S Range 35 E B.M. Bannock County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.11 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.11 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. well pump mainline to
5 homes and one stubbed in Lot.
 - 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 164 feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

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JUL 20 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. 6
- 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	
7S	35E	20									6/10								

Total number of acres to be irrigated _____

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? Jay B. Busby

b. Who owns the land to be irrigated or place of use? Individual Home owners

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

12. Remarks: Officers: Jay B. Busby Pres.

Mike England Sec-Treas.

RECORDED

JUL 20 1990

[illegible]

JUL 20 1990

the State of Idaho as herein set forth.

Jay D. Dwyer PRES.
(Applicant)

Assisted By KCW
Received by _____ Date 27 Feb 90 Time 1027 hr Preliminary check by _____
Fee \$ 30⁰⁰ Receipted by KCW # E012170 Date 27 Feb 90
Publication prepared by RB Date 5-3-90 Published in Idaho State Travel
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

SWSE Sec 34 T 06S R 36E
 Use: RECREATION STORAGE
 (9.00 AF)
 DIVERSION STORAGE
 (.600 CFS)
 Total Diversion: (.600 CFS)
 Date Filed: 2-23-1990
 In: T06S R36E S34 SWSE
 29-07897
 WILLIAMS, KENNETH M.
 WILLIAMS, DONNA B.
 26132 S. DOWNATA RD.
 DOWNEY, ID 83234
 Source: POND
 Tributary: SINKS
 Diversion Pt:
 NWNENW Sec 12 T 12S R 36E
 Use: IRRIGATION (.800 CFS)
 Total Diversion: (.800 CFS)
 Date Filed: 2-26-1990
 In: T12S R36E S12 NENW NWNW
 40.0 ACRES TOTAL
 29-07906
 SCHIERS, THOMAS C.
 9416 W. AUTUMN LN.
 POCATELLO, ID 83204
 Source: GROUNDWATER
 Diversion Pt:
 SWSW Sec 19 T 07S R 35E
 NWNW Sec 30 T 07S R 35E
 Use: IRRIGATION (.120 CFS)
 Total Diversion: (.120 CFS)
 Date Filed: 12-27-1989
 In: T07S R35E S19 SWSW
 S30 NWNW
 6.0 ACRES TOTAL
 29-07920
 RUPP, HAROLD L.
 RUPP, VEDA J.
 12789 HILINE RD.
 POCATELLO, ID 83202
 Source: GROUNDWATER
 Diversion Pt:
 SENENW Sec 35 T 05S R 34E
 SENESE Sec 35 T 05S R 34E
 Use: IRRIGATION (2.140 CFS)
 Total Diversion: (2.140 CFS)
 Date Filed: 1-25-1990
 In: T05S R34E S36 SENW NESW
 T06S R34E S01 NENW SENW
 107.0 ACRES TOTAL
 29-07921
 WRIDE, DALE
 2536 N. 575 E.
 NORTH OGDEN, UT 84414
 Source: SPRING
 Tributary: SINKS
 Diversion Pt:
 SWNWSE Sec 18 T 10S R 38E
 Use: DOMESTIC (.020 CFS)
 Total Diversion: (.020 CFS)
 Date Filed: 2-5-1990
 In: T10S R38E S18 NWSE
 29-07923
 APPLE ACRES WELL #2
 C/O JAY B. BUSBY
 2352 APPLE LANE
 POCATELLO, ID 83201
 Source: GROUNDWATER
 Diversion Pt:
 NESW Sec 20 T 07S R 35E
 Use: DOMESTIC (.110 CFS)
 Total Diversion: (.110 CFS)
 Date Filed: 2-27-1990
 In: T07S R35E S20 NESW
 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 MAY 21, 1990.
 S/R. Keith Higginson, Director
 May 3, 10, 1990
 No. 327

That said
 in said Court
 of said notice
 of the laws of

STATE OF IDAHO
 COUNTY OF

On this 11
 a Notary Public
 known or identified
 and being by
 acknowledged

MICROFILMED

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

APPLE ACRES WELL NO 2
C/O JAY B BUSBY
2352 APPLE LANE
POCATELLO ID 83201

RE: WATER RIGHT NO. 29-07923

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. Also enclosed is an Order reinstating the original priority date of February 27, 1990. If you have any questions, please contact me within ten days of receipt of the order and 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

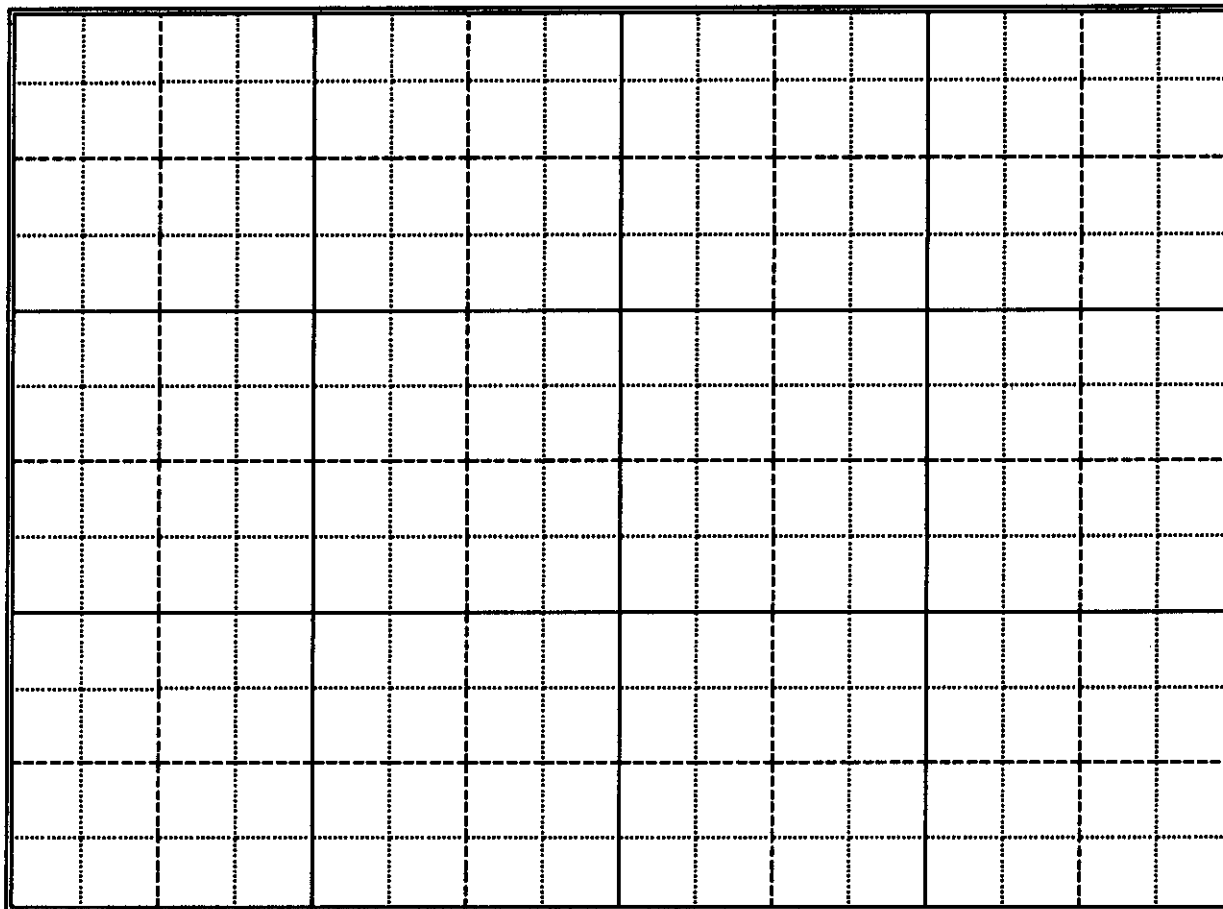
Enclosures

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FEB 25 1997

FEB 25 1997

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



Scale: 1" = _____

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

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

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Well #2	Franklin Electric	5	2821032201	Furnas	—

*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
PSI Gauge					0-60	
Theoretical						

2. Measurements: Gauge on pump registered 38 PSI off; 60 PSI on.

PSI Gauge 0-60 size registered 37 PSI off; 58 PSI on.

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E. NARRATIVE/REMARKS/COMMENTS

Mike England, sec-treasurer of Apple Acres showed me well #2. The pump house sits south of Mr. England's home — 150 feet from house; 150 feet from Portneuf River. Pump to mainline and 5 domestic homes, plus 1 lot that is stubbed in. Well according to paperwork is 164 feet deep. Mr. England said that when the well was dug 30 years ago the static water level was 10 feet.

*PSI Gauge — 0-60 — type read 37 PSI when pump was off and 58 PSI when pump was on.

*Gauge on pump read 38 PSI off and 60 PSI on.

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

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FEB 25 1997

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

*Theoretical***G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$
$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .11(365)1.9835 = 76.$$
$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$$

2. Volume Calculations for Other Uses:

*Domestic 1.2 AF/home**6 houses*

$$6 \times 1.2 = 7.2 \text{ AF/A}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Domestic (6 houses)</i>	<i>01/01</i>	<i>12/31</i>	<i>.11</i>	<i>7.2</i>
Totals:			<i>.11</i>	<i>7.2</i>

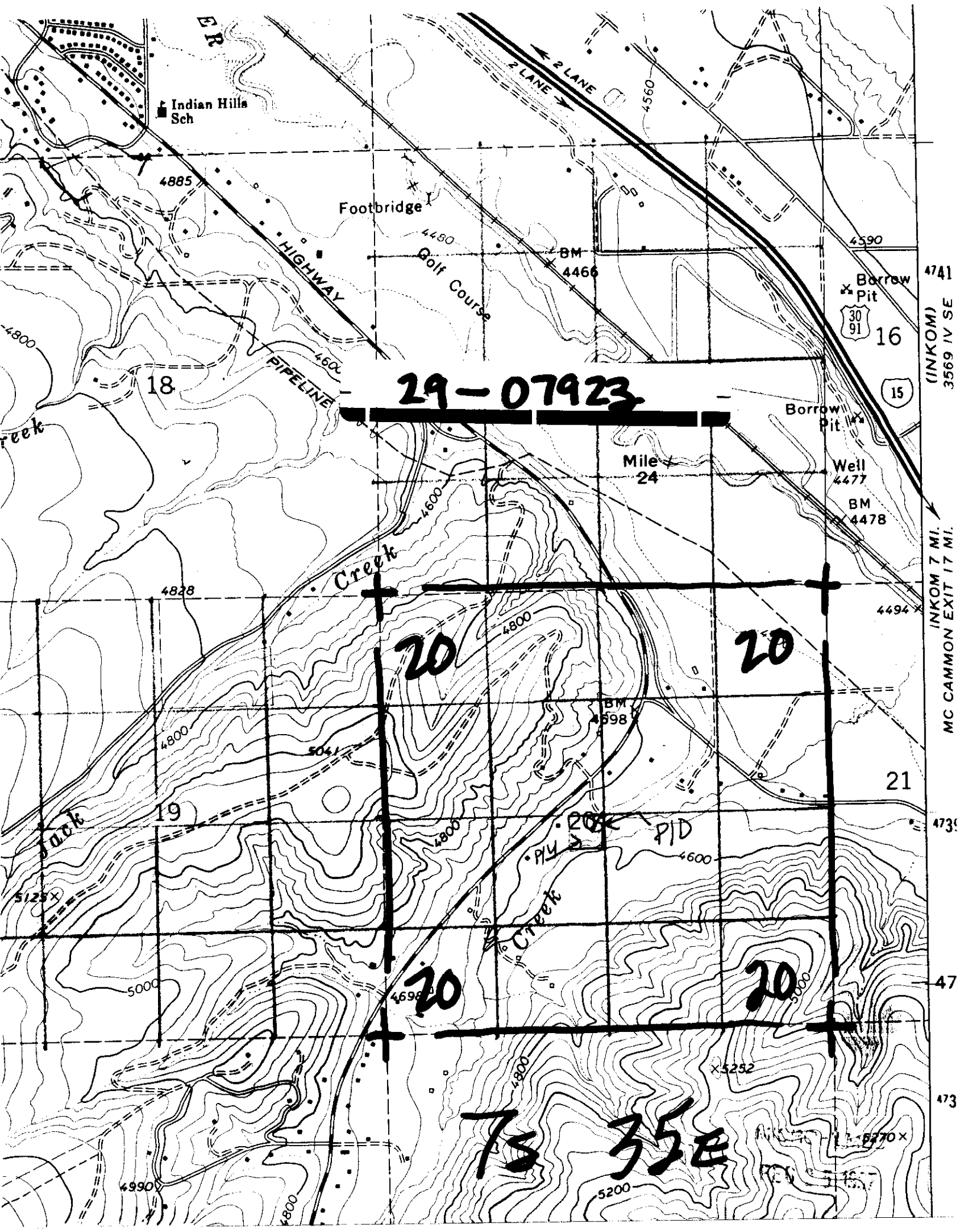
2. Recommended Amendments

____ Change P.D. as reflected above ____ Add P.D. as reflected above ____ None
____ Change P.U. as reflected above ____ Add P.U. as reflected above ____ Other

I. AUTHENTICATIONField Examiner's Name *Steven Garrison* Date *13 JUN 96*Reviewer *DAVE CARLSON* Date *12/16/96*

SEAL

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FEB 25 1997



THEORETICAL PUMP FLOW CALCULATIONS

Formula:

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

$$Hp = \text{Horsepower} = \underline{5}$$

$$Eff = \text{Efficiency} = \underline{.7} \quad (\text{Usually } 70\%)$$

Lift: (Static Level + Assumed Drawdown)

$$\text{Static Water Level} = \underline{50} \text{ ft.}$$

$$\text{Assumed Drawdown} = + \underline{50} \text{ ft.}$$

$$\text{Lift} = \underline{100}$$

OR

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

$$psi = \text{Operating Pressure} = \underline{37} \text{ psi}$$

$$Q_{cfs} = [\underline{5}_{Hp} \times 8.814 \times \underline{.7}_{Eff}] \div [\underline{60}_{Lift} + (\underline{37}_{psi} \times 2.308)]$$

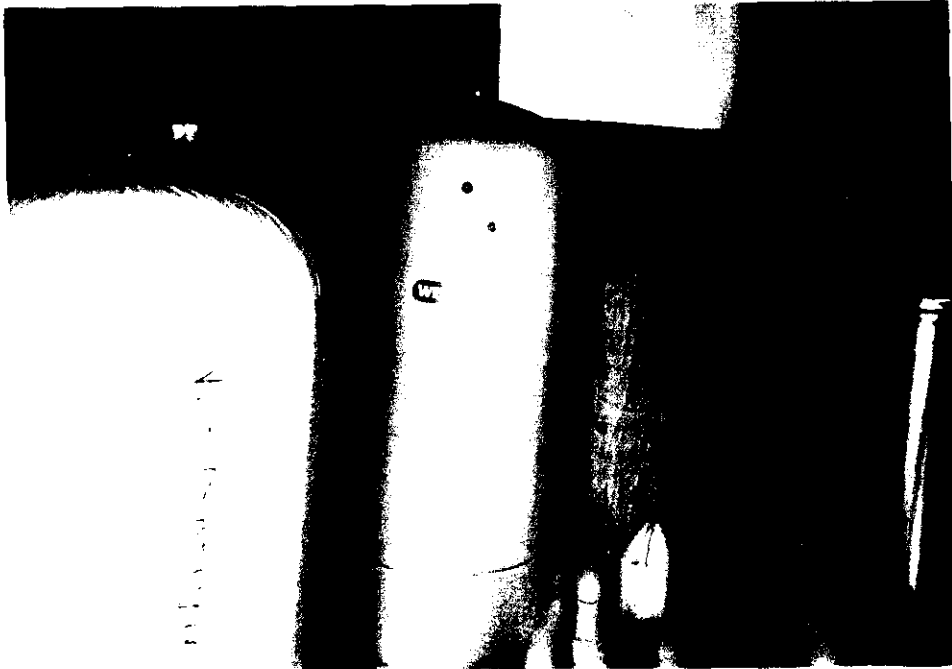
$$Q_{cfs} = [\underline{30.849}] \div [\underline{185.396}]$$

$$Q_{cfs} = \underline{.16} \text{ cfs}$$

PERMIT NO. 29-7923

STANDARD LINES

FEB 25 1967



29-7923



29-7923

July 13, 1992

APPLE ACRES WELL NO. 2
C/O JAY B. BUSBY
2352 APPLE LANE
POCATELLO ID 83201

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 29-07923

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

MICROFILMED
JUL 29 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

July 1, 1992

Apple Acres Well No. 2
c/o Jay B. Busby
2352 Apple Lane
Pocatello, ID 83201

Re: Permit No. 29-07923

Dear Permit Holder:

Returned is the proof of beneficial use you submitted to this office. You have indicated the extent of use as six domestic households. However, you failed to indicate the total rate of diversion or the cfs.

Your permit was issued for 0.11 cfs. When the total rate of diversion is 0.11 cfs, a \$50 license exam fee is applicable. Please note the back of the instruction sheet.

Since your proof is due on or before July 1, 1992, it is imperative that you return it along with the \$50 fee as soon as possible. Your priority date is being penalized one day for every day it is late.

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

Enclosure

MICROFILMED
JUL 29 1992

April 30, 1992

APPLE ACRES WELL NO. 2
C/O JAY B. BUSBY
2352 APPLE LANE
POCATELLO ID 83201

PROOF DUE NOTICE

RE: PERMIT NO. 29-07923

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 July 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.

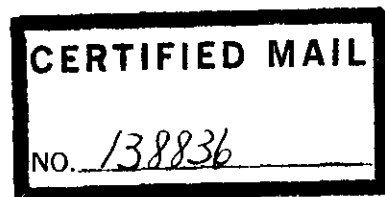
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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
JUL 29 1992

S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
June 29, 1990

APPLE ACRES WELL NO. 2
C/O JAY B. BUSBY
2352 APPLE LANE
POCATELLO, ID 83201

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P29-07923

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.

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

You should be aware that 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.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you

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JUL 20 1990

commence construction, no later than one year from the date the permit was approved.

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 into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

JUL 20 1990

01-May-1990

JAY B. BUSBY
2352 APPLE LN.
POCATELLO, ID 83201

RE: Application for Permit No. 29-7923

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 MAY 3 & 10, 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

29-07923

APPLE ACRES WELL #2
C/O JAY B. BUSBY
2352 APPLE LANE
POCATELLO, ID 83201

Source: GROUNDWATER

Diversion Pt: NESW Sec 20 T 07S R 35E

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Use: DOMESTIC          ( .110 CFS)
      Total Diversion: ( .110 CFS)
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Date Filed: 2/27/ 1990

In: T07S R35E S20 NESW

MICROFILMED
JUL 20 1990