

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-07885

Priority: December 27, 1989

Maximum Diversion Rate:

0.11 CFS

Maximum Diversion Volume:

20.0 AF

This is to certify, that SAMUEL G HAWKER
LA VERNE HAWKER

8430 N FACER MOUNTAIN VIEW DR
POCATELLO ID 83204

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 27, 1989; and has submitted Proof of Beneficial Use on April 23, 1991. An examination indicates that the works have a diversion capacity of 0.110 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.11 CFS	20.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 21, Township 06S, 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>
06S	34E	21	NESW	5		5

Total number of acres irrigated: 5

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall 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.

NOT RECORDED
JAN 06 1998

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-07885

CONDITIONS OF APPROVAL AND REMARKS

7. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code, Witness the seal and signature of the Director, affixed at Boise, this 19TH day of DECEMBER, 1997.


Acting for KARL J. DREHER, Director

MICROFILMED

JAN 06 1998

RECEIVED

APR 23 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only
Amt. of Fee \$ 50.00
Date 4/23
Receipt No. C02087
Received by _____**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. P29-07885 Telephone No. 233-0480
2. Name(s) of Permit Holder(s): Laverne Hawker Samuel G. Hawker
3. Post Office Address: 8430 N. Facer Mtn. View Drive Pocatello, Id.
83204
4. Source of Water: Groundwater
 - a. If ground water, well driller's name: Jack Cushman Drilling Co Date drilled: August 1989
 - b. Pump horsepower: 3 Pressure (psi): ? Dynamic pumping level (ft.): 3
5. Extent of Use:

Domestic + (No. of households)Irrigation 5 (No. of acres)Stockwater NA 11/26/93 Keg (No. and type of stock)

Other _____

6. Total rate and/or volume for which proof is submitted 0.15 cfs _____ acre/feet

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

Measuring device: Required? Yes XNo Installed? Yes No

OR

Flow Measurement Port: Required? Yes XNo Installed? Yes No8. Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

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

Samuel G. Hawker
Name233-0480

Telephone No.

8430 N Facer Mt View Drive 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.

Date

April 23, 1991

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

Samuel G. Hawker - Owner

FEB 17 1993

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 29-07885

Proposed Priority: December 27, 1989 Maximum Diversion Rate: 0.15 CFS
This is to certify, that **LA VERNE HAWKER**

SAMUEL G. HAWKER
8430 N. FACER MTN. VIEW DR.
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	0.15 CFS

LOCATION OF POINT(S) OF DIVERSION: NESW Sec. 21, Township 06S, Range 34E
BANNOCK County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S 34E 21	NESW 5			5

Total number of acres irrigated: 5

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 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 0.03 cubic feet per second for each acre of land.

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

24 day **MICROFILMED** May 1990

MAY 29 1990

for *[Signature]*
R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Samuel G. or LaVerne Hawker Phone 233-0480
 Post office address 8430 N. Facer Mountain View Drive, Pocatello 83204
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. 21 Township 6S Range 34E B.M. Bannock County; additional
 points of diversion if any: _____
4. Water will be used for the following purposes:
 Amount 0.15 for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.15 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 laterals with sprinklers
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
 reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
 _____ to _____ inclusive.
 - c. Proposed well diameter is 8 inches; proposed depth of well is 450 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).

MICROFILMED

MAY 29 1990

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

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

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	34E	21									5								5

Total number of acres to be irrigated 5

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

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

12. Remarks: Well drilled for domestic purposes under 29-89-E-035
additional fee for irrigation portion of drilling permit paid under
receipt # E 011407
Original receipt # E009934

INDEXED

MAY 29 1990

[illegible]

[Signature]
(Applicant)

Received by KCW Date 12/27/89 Time 1112hr Preliminary check by _____
Fee \$ 30⁰⁰ Receipted by KCW # EO11407 Date 12/27/1989
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

MICROFILMED

MAY 29 1990

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

SS.

NOTICE OF APPLICATION FOR WATER RIGHT

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

13-07469

GREGENSEN, ERNEST

3015 W. 7200 N.

PRESTON, ID 83263

Source: GROUNDWATER

Diversion Pt:

SWNE Sec 2 T 14S R 38E

Use: IRRIGATION (3.980 CFS)

Total Diversion: (3.980 CFS)

Date Filed: 12-29-1989

In: T13S R38E S35 NWSE SWSE

T14S R38E S02 NWNE SWNE NWSE

SWSE

199.0 ACRES TOTAL

29-07876

SWANSON, JAMES E.

SWANSON, DIAN

1820 N. ELK RD.

POCATELLO, ID 83204

Source: GROUNDWATER

Diversion Pt:

SENE Sec 30 T 07S R 35E

Use: IRRIGATION (.080 CFS)

DOMESTIC (.020 CFS)

STOCKWATER (.020 CFS)

Total Diversion: (.080 CFS)

Date Filed: 12-5-1989

In: T07S R35E S30 NENE SENW

4.0 ACRES TOTAL

29-07885

HAWKER, LA VERNE

HAWKER, SAMUEL G.

8430 N. FACER MTN. VIEW DR.

POCATELLO, ID 83204

Source: GROUNDWATER

Diversion Pt:

NESW Sec 21 T 06S R 34E

Use: IRRIGATION (.150 CFS)

Total Diversion: (.150 CFS)

Date Filed: 12-27-1989

In: T06S R34E S21 NESW

5.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before APRIL 23, 1990.

S/R. Keith Higginson, Director

April 4, 11, 1990

No. 205

Sandra K. Wann

being first duly sworn on oath deposes and says: That she was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

<u>4 April</u>	<u>19 90</u>	<u>19</u>
<u>11 April</u>	<u>19 90</u>	<u>19</u>
<u> </u>	<u>19</u>	<u>19</u>
<u> </u>	<u>19</u>	<u>19</u>
<u> </u>	<u>19</u>	<u>19</u>

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Sandra K. Wann

STATE OF IDAHO

COUNTY OF Bannock

On this 11th day of April in the year of 1990, before me, a Notary Public, personally appeared Sandra K. Wann, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Jim T. Larsen
Notary Public for Idaho

Residing at Pocatello

My commission expires: July, 1991

RECEIVED

APR 17 1990

Department of Water Resources

RECORDED
MAY 29 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

December 22, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

SAMUEL G HAWKER
LA VERNE HAWKER
8430 N FACER MOUNTAIN VIEW DR
POCATELLO ID 83204

RE: WATER RIGHT NO. 29-07885

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

RECORDED

DEC 29 6 1993

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

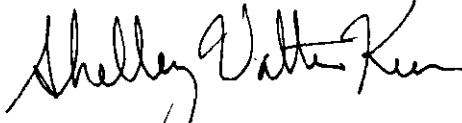
Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

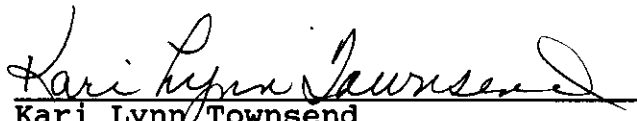
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 22nd day of December, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 29-07885

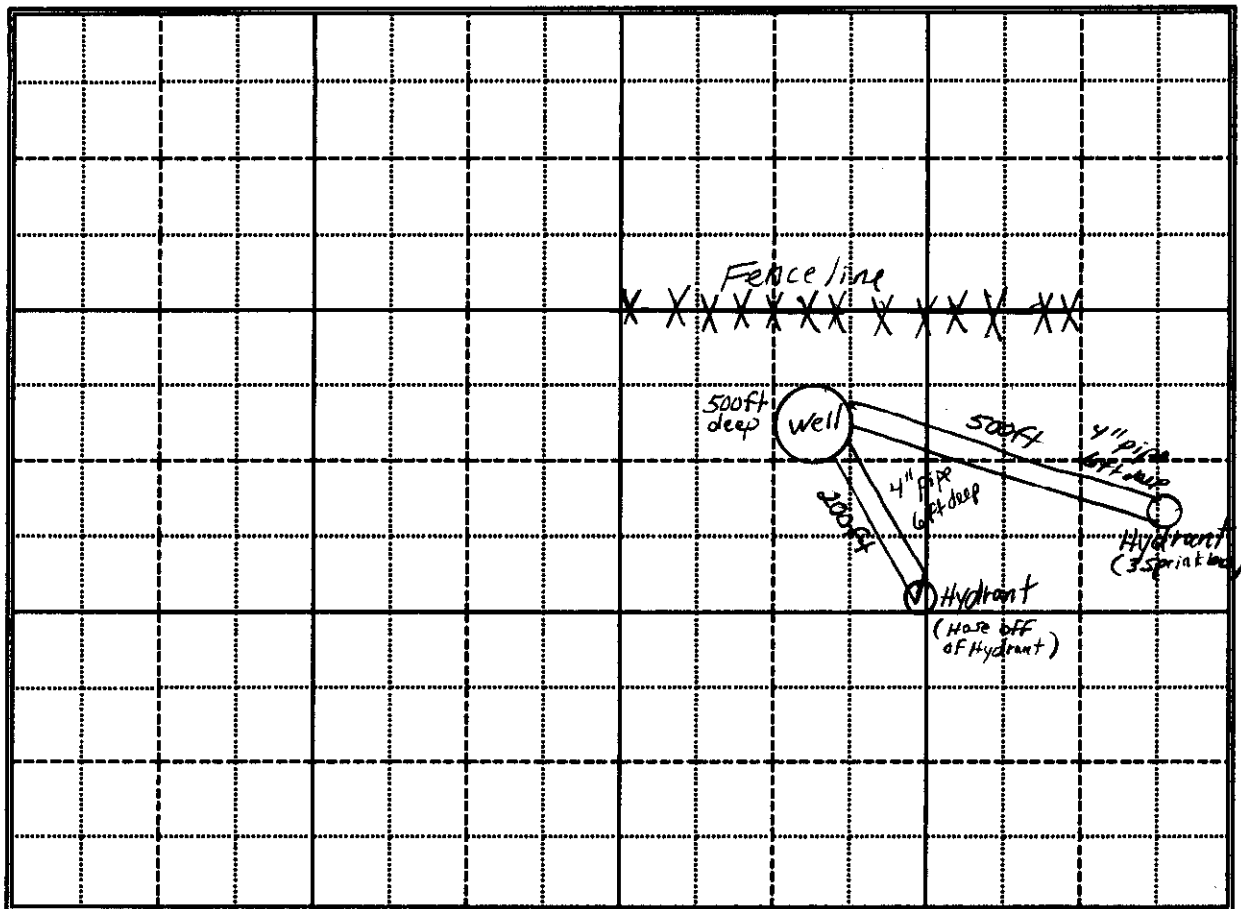
SAMUEL G HAWKER
LA VERNE HAWKER
8430 N FACER MOUNTAIN VIEW DR
POCATELLO ID 83204


Kari Lynn Townsend
Secretary

RECORDED
JAN 06 1998

JAN 06 1998

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate well 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 ^{Make} Serial No.	Pump Make	Pump Serial No. or Discharge Size
_____	_____	3	25530-18	Red Jacket	_____

*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
Theoretical						
PSI Gauge					0-140	

2. Measurements: Operating PSI = 52

MICROFILMED

JAN 06 1980

E. NARRATIVE/REMARKS/COMMENTS

Five hundred foot well in north half of five acre field. There is no place to do measurement, as mainline is buried six feet below surface. There is one hydrant with hose connected, 200 feet to the southwest of the well. (connected by 4" mainline, 6 ft underground) There is another mainline that runs approximately 500 ft (4" mainline, 6 ft underground), to another hydrant hooked to a hose and 3 sprinklers. Irrigation of pasture for grazing horses. Watering fruit trees and flowers. Three (3) horsepower pump (Red Jacket). Water stands at 50 ft below surface; pump at 100 ft; well bottom at 500 ft. Mr. Hawker says there is no drawdown.

for Q Theoretical: $HP = 3$
 $PSI = 52$
 $EFF. = 70\%$

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

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JAN 06 1968

F. FLOW CALCULATIONS

✓ Additional Computation Sheets Attached

Measured Method:

$$Q_{Theor} = \frac{3HP(8.814) \cdot 70ff}{501ft + (52ft \times 2.308)} = 0.11 \text{ CFS}$$

Q Limited by Theoretical to 0.11 CFS

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 5 \times 4.0 = 20 \text{ AFA}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.11 \times 214(1.9835) = 46.69 \text{ AFA}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 20 \text{ AFA}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4/1	10/31	0.11	20 AFA
Totals:			0.11	20 AFA

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name Steven Garrison Date 3 JUN 96

Reviewer [Signature] Date 11-20-97

SEAL

MICROFILMED

JAN 06 1998

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

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

Hp = Horsepower = 3

Eff = Efficiency = .7 (Usually 70%)

Lift: (Static Level + Assumed Draw down)

Static Water Level = 50 ft.

Assumed Draw down = + 0 ft.

Lift = 50

OR

Measured Dynamic Water Level = _____ ft.

psi = Operating Pressure = 52 psi

$$Q_{cfs} = \left[\frac{3}{Hp} \times 8.814 \times \frac{.7}{eff} \right] \div \left[\frac{50}{Lift} + \left(\frac{52}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\frac{18.5094}{} \right] \div \left[\frac{170.016}{} \right]$$

$$Q_{cfs} = \underline{0.11} \text{ cfs}$$

MICROFILMED
JAN 06 1968

PERMIT NO. 29-7885

Form 235-1
3/89

Drilling Permit No. 29-89-F-035
Water Permit No. _____
Injection Permit No. _____

State of Idaho
Department of Water Resources
DRILLING PERMIT

PROCESSED

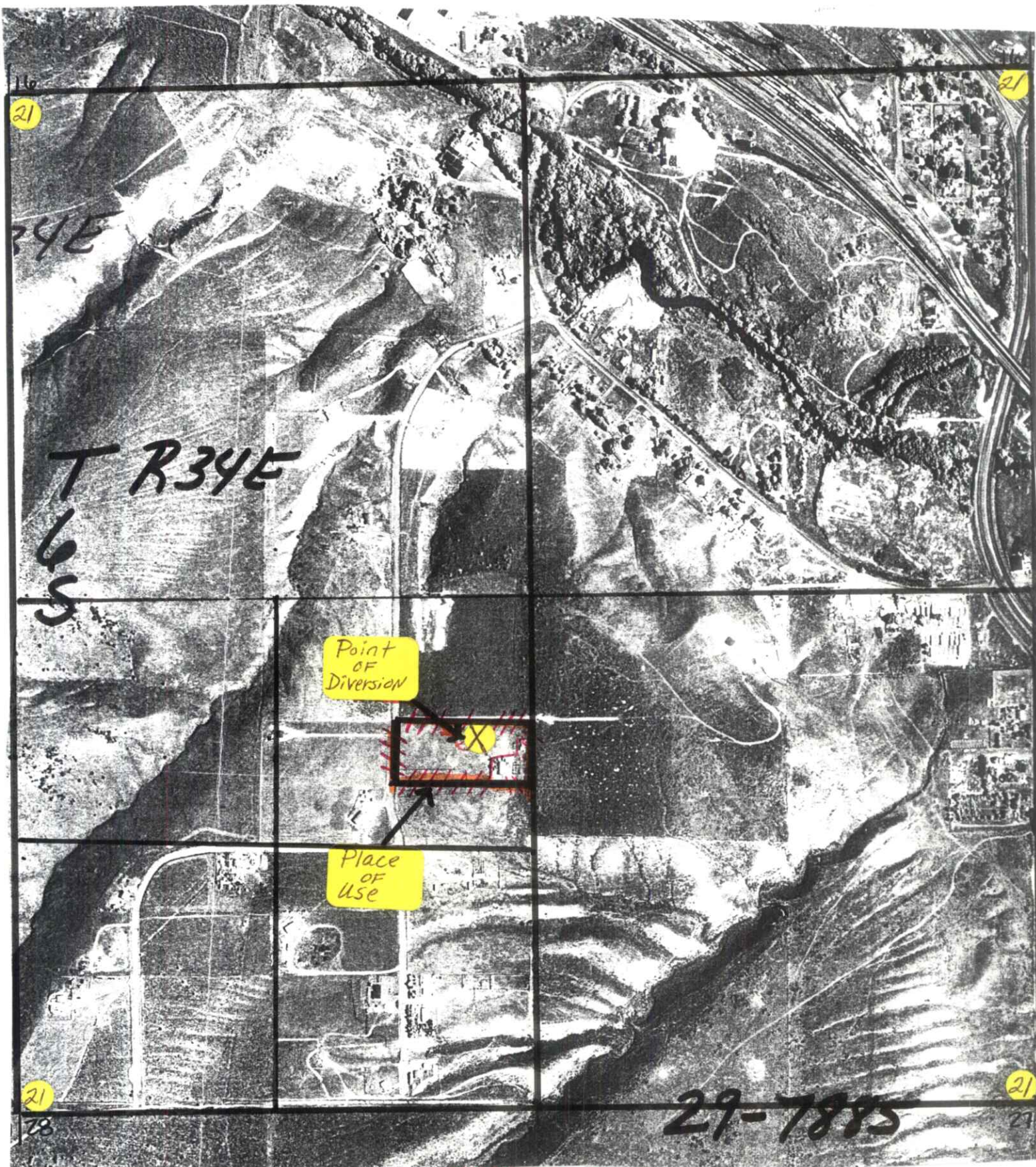
APR 12 1989

Department of Water Resources
Eastern District Office

1. Applicant Samuel E. Hawker
2. Address 8430N Facer Mountain View Drive
Telephone 283-0487
☒ Well Owner ☐ Well Operator ☐ Other, specify _____
3. Proposed well location N 1/4 Sec 1/4, or Gov't lot No. _____
Sec. 21, Twp. 6S, Rge. 9E, County Rannock
Lot, block and subdivision Facer Mountain Subdivision
4. Proposed use of well: (Check all that apply)
☒ Domestic ☐ Stockwater ☐ Monitoring
No. of households 1 No. of livestock _____
☐ Irrigation ☐ Industrial ☐ Municipal
☐ Injection ☐ Other, Specify _____
5. Well construction information:
☒ New well ☐ Deepen ☐ Replace
Proposed surface diameter 8" Maximum depth 480'
Anticipated bottom hole temperature:
☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212°F or more (Geothermal well)
6. Anticipated construction start date As Soon As Possible
7. Well Driller (if known) Jack Cushman Drilling Co.
Address Placer Street, Idaho
8. Applicant's signature Samuel E. Hawker
Title Owner
Date August 19-1989

** Fee is \$10 for single family domestic. Other uses may be up to \$100.

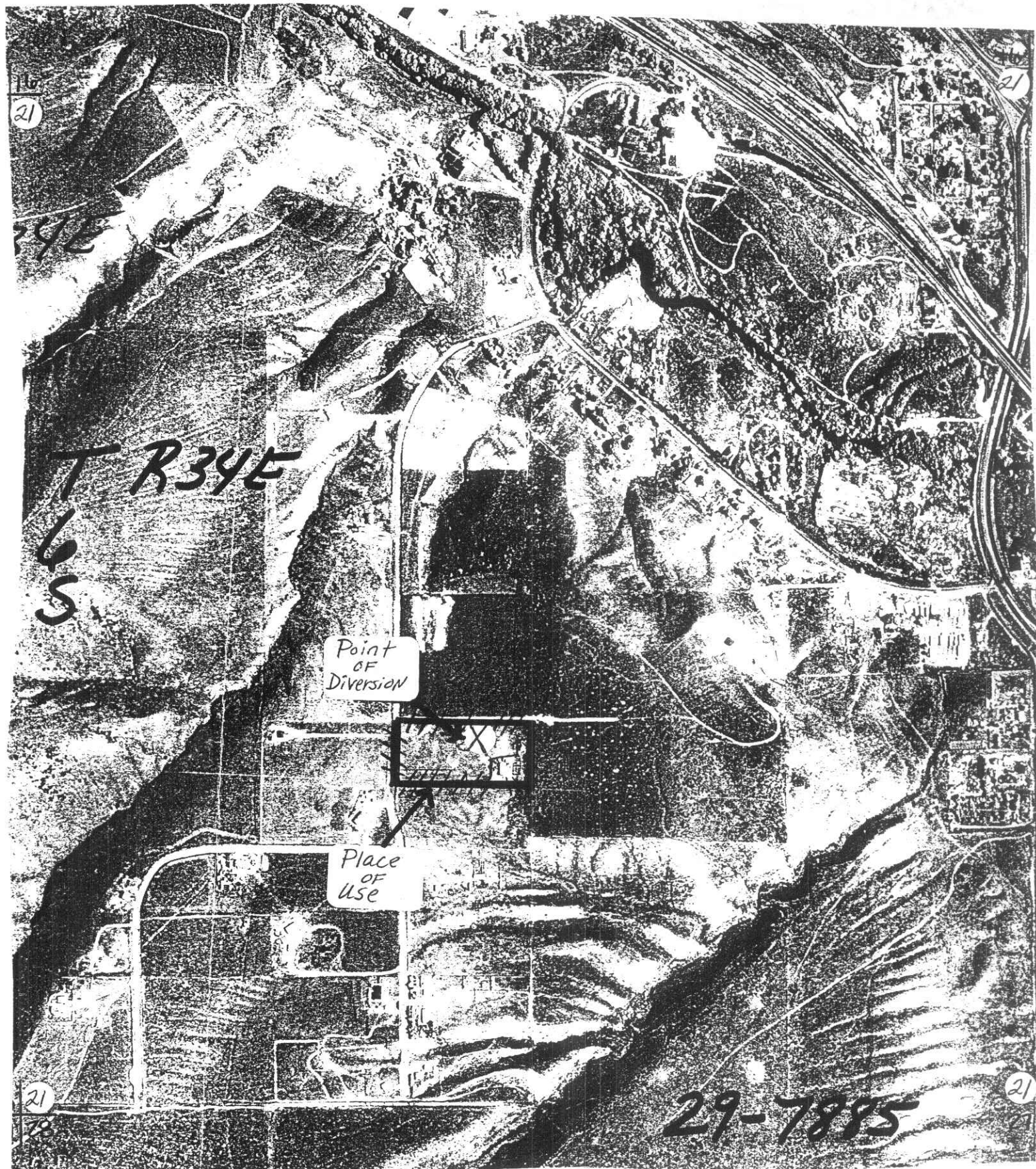
MICROFILMED
JAN 06 1988



MICROFILMED

JAN 06 1963

29-7885



January 29, 1993

LA VERNE HAWKER
SAMUEL G. HAWKER
8430 N. FACER MTN. VIEW DR.
POCATELLO ID 83204

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 29-07885

Dear Permit Holder:

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

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

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECEIVED
FEB 17 1993

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.

[illegible]

3/89

Drilling Permit No. 29-89-F-035

Water Permit No. _____

Injection Permit No. _____

State of Idaho
Department of Water Resources

D R I L L I N G P E R M I T

RECEIVED

FEB 17 1993

Department of Water Resources
Eastern District Office

1. Applicant Samuel R. Hawker
2. Address 8430 N. Facer Mountain View Drive
Telephone 208-849-1905
- ☒ Well Owner ☐ Well Operator ☐ Other, specify _____
3. Proposed well location NE 1/4 Sec 1/4, or Gov't lot No. _____,
Sec. 21, Twp. 6S, Rge. 34E, County Bannock,
Lot, block and subdivision Facer Mountain Subdivision
4. Proposed use of well: (Check all that apply)
- ☒ Domestic ☐ Stockwater ☐ Monitoring
No. of households 1 No. of livestock _____
- ☐ Irrigation ☐ Industrial ☐ Municipal
- ☐ Injection ☐ Other, Specify _____
5. Well construction information:
- ☒ New well ☐ Deepen ☐ Replace
- Proposed surface diameter 8" Maximum depth 480'
- Anticipated bottom hole temperature:
- ☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212°F or more (Geothermal well)
6. Anticipated construction start date As Soon As Possible
7. Well Driller (if known) Jack Cushman Drilling Co.
Address Blackfoot Idaho
8. Applicant's signature Samuel R. Hawker
Title Owner
Date August 19-1989

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ACTION OF DEPARTMENT OF WATER RESOURCES

This Permit is approved.

If approved, this permit authorizes the construction of a well subject to the following conditions:

GENERAL CONDITIONS

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Issuance of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

SPECIFIC CONDITIONS

Dated this 22nd day of August, 1989
Signed Ronald R. Carver
Title Eastern Regional Manager

Received by RB Fee \$10⁰⁰ Date 8-22-89
Receipt No. E00 9934 Construction start extension to _____
Extension approved by _____

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FEB 17 1993

138255
March 31, 1991

LA VERNE HAWKER
SAMUEL G. HAWKER
8430 N. FACER MTN. VIEW DR.
POCATELLO, ID 83204

PROOF DUE NOTICE

RE: PERMIT NO. 29-07885

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 June 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

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FEB 17 1993

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
May 24, 1990

LA VERNE HAWKER
SAMUEL G. HAWKER
8430 N. FACER MTN. VIEW DR.
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. P29-07885

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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MAY 25 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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MAY 29 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
State Office
1301 North Orchard St.

Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

MARCH 27, 1990

Idaho State Journal
Box 431
Pocatello, ID 83204

Dear Legal Dept.:

Enclosed you will find legal notices which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before APRIL 23, 1990.

Yours truly,

SHARLA CURTIS
Secretary

Encl.

INDEXED
MAY 29 1990

NOTICE OF APPLICATION FOR WATER RIGHT

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

29-07885

HAWKER, LA VERNE
HAWKER, SAMUEL G.
8430 N. FACER MTN. VIEW DR.
POCATELLO, ID 83204

Source: GROUNDWATER

Diversion Pt: **NESW Sec 21 T 06S R 34E**

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Use: IRRIGATION      ( .150 CFS)
      Total Diversion: ( .150 CFS)
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Date Filed: 12/27/ 1989

In: T06S R34E S21 NESW

5.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before APRIL 23, 1990.

Published 4/ 4/1990 & 4/11/1990 R. Keith Higginson, Director

MILWAUKEE

MAY 29 1990