

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-07868

Priority: September 11, 1989

Maximum Diversion Rate:

0.17 CFS

Maximum Diversion Volume:

60.6 AF

This is to certify, that LAURENCE NELSON
2184 MICHAUD CREEK RD
POCATELLO ID 83204

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 11, 1989; and has submitted Proof of Beneficial Use on June 1, 1992. An examination indicates that the works have a diversion capacity of 0.170 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	0.17 CFS	60.0 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.17 CFS	60.6 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 22, 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	22	SWSE	15		15

Total number of acres irrigated: 15

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 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.

RECORDED
FEB 25 1997

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

WATER RIGHT NO. 29-07868

CONDITIONS OF APPROVAL AND REMARKS

6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. This right when combined with all other rights shall provide no more than .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 29TH day of JANUARY, 1997.

Acting for

KARL J. DREHER, Director

MICROFILMED
FEB 25 1997

RECEIVED
JUN 1 1992

OFFICE USE ONLY

Amt. of Fee \$ 100.00Date 6-1-92Receipt No. 0024346Receipt by WLB

Department of Water Resources

STATE OF IDAHO
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. P29-07868 Telephone No. 233-8909
2. Name(s) of Permit Holder(s): Laurence M. Nelson
3. Mailing Address: 2184 Michael Creek Rd, Pocatello, ID 83204
4. Source of Water: Groundwater

If **GROUNDWATER**, Well Driller's Name: Doug Cushman Date Drilled: 6/1/91

OPTIONAL:

Pump horsepower: 5 Pressure (psi): _____ Dynamic pumping level (ft.): _____

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

Domestic 1 (No. of households) Stockwater 10 cows 4 horses (No. and type of stock)

Irrigation 20 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.40 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

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

8. Fee Enclosed: \$ 100.00 (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.

Laurence M. Nelson 233-8909
Name Telephone No.

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.

JUN 10 1992

8-28-92
Date

Laurence M. Nelson
Signature (and title, if on behalf of a company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 29-07868

Proposed Priority: September 11, 1989 Maximum Diversion Rate: 0.40 CFS

This is to certify, that **LAURENCE NELSON**
2184 MICHAUD CREEK RD.
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	04/15 to 10/15	0.40 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.40 CFS

LOCATION OF POINT(S) OF DIVERSION: SWSE Sec. 22, 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	22	SWSE	20		20

Total number of acres irrigated: 20

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 June 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 rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

MICROFILMED

MAY 29 1990

Permit To Appropriate Water

NO. 29-07868

CONDITIONS/REMARKS:

8. 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

24th day of May, 1990

[Signature]
for R. Keith Higginson, Director

MICROFILMED

MAY 29 1990

Ident. No. 29-07868

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: LAURENCE NELSON 208-233-8909
Address: 2184 MICHAUD CREEK RD
POCATELLO, ID 83204
2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: SWSE Sec. 22, Township 06S, Range 33E
POWER County
4. Water will be used for the following purposes:
- | Purpose | From | To | CFS | (or) | AF |
|------------|-------|-------|-------|------|----|
| DOMESTIC | 01/01 | 12/31 | 0.040 | | |
| IRRIGATION | 04/15 | 10/15 | 0.400 | | |
5. Total quantity appropriated is:
0.400 CFS (and/or) AF
6. Proposed diverting works:
- Description of ditches, flumes, pumps, headgates, etc.
WELL AND PUMP TO SPRINKLERS AND ONE HOME
 - 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.
 - Proposed well diameter is 6 inches; proposed depth of well is 180
feet.
 - Is groundwater with a temperature greater than 90F being sought? NO
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is ~~1~~ ² years.
8. Description of proposed uses:
WELL AND PUMP TO ONE HOME(EXISTS) AND SPRINKLERS
9. Place of Use: IRRIGATION

TWN RGE SEC
06S 33E 22

ACRES
SWSE 20

MICROFILMED

ACRES TOTAL
20

MAY 29 1990

Ident. No. 29-07868
Page 2

Place of Use: DOMESTIC

TWN RGE SEC
06S 33E 22 SWSE

Total number of acres irrigated: 20

10. Describe any other water rights used for the same purposes.
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:
NONE

13. Map of proposed point of diversion and place of use attached? (X)

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.


Applicant

Received by HWT Date 9-11-89 Time 11:46am Preliminary check by DM

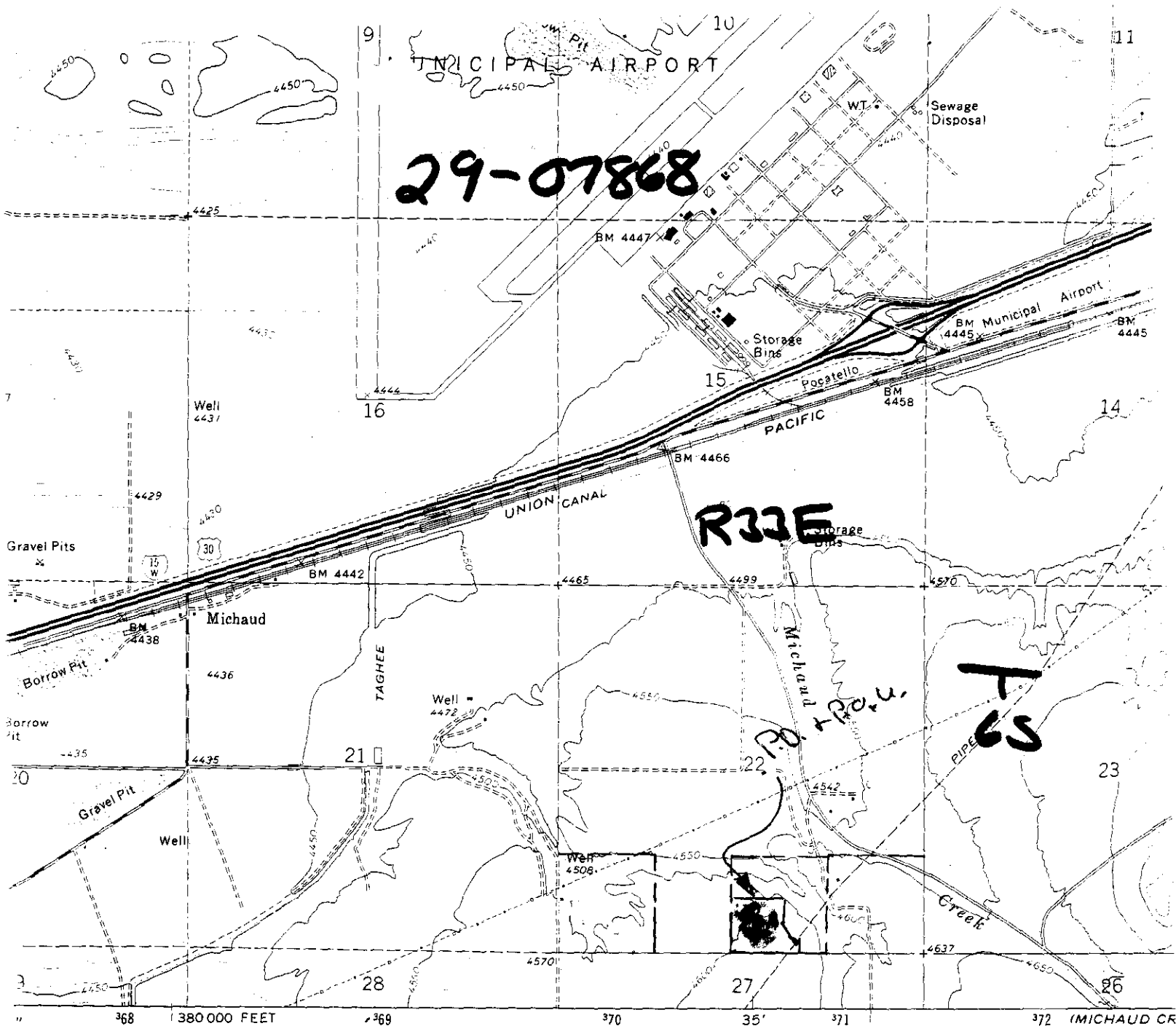
Fee \$ 45.00 Receipted by HWT # E010219 Date 9-11-89

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

MICROFILMED

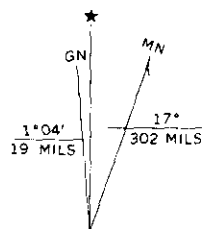
MAY 29 1990



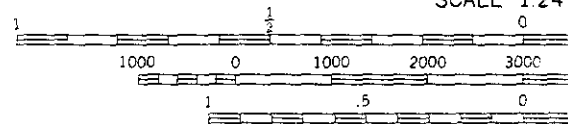
red, edited, and published by the Geological Survey

al by USGS and USC&GS

raphy by photogrammetric methods from aerial
graphs taken 1969. Field checked 1971
water contours by U. S. Bureau of Reclamation
tion and 10,000-foot grid ticks: Idaho coordinate
east zone (transverse Mercator)
meter Universal Transverse Mercator grid ticks,
2, shown in blue. 1927 North American datum
ed dashed lines indicate selected fence lines



UTM GRID AND 1971 MAGNETIC NORTH
DECLINATION AT CENTER OF SHEET



CONTOUR INTERVAL
DOTTED LINES REPRESENT
DATUM IS MEAN SEA

REFILMED

MAY 29 1990

THIS MAP COMPLIES WITH NATIONAL
FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, CO
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND

Affidavit of Publication

State of Idaho

County of Power

Erma Crompton being first duly sworn on oath, states:

That she is the publisher of The Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls in said county, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice or advertisement was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for 2 successive weekly issues thereof, the date of the first publication being the 4 day of April 1990 and the date of last publication being the 11 day of April 1990

(Signed)

Erma Crompton

State of Idaho

County of Power

On this 13 day of April in the year of 1990, before me, a Notary Public, personally appeared Erma Crompton, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Brett Crompton

Notary Public for Idaho

Residing at American Falls, Idaho

My commission expires: June 8, 1993

Application for water right

Published in The Power County Press,
Apr. 4, 11, 1990.

NOTICE OF APPLICATION FOR WATER RIGHT

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

35-07868
NELSON, LAURENCE
2184 MICHAUD CREEK RD.
POCATELLO, ID 83204

Source: GROUNDWATER

Diversion Pt: SWSE Sec 22 T 06S R
33E

Use: DOMESTIC (.040 CFS)
IRRIGATION (.400 CFS)
Total Diversion: (.400 CFS)

Date Filed: 9/11/1989

In: T06S R33E S22 SWSE
20.0 ACRES TOTAL

The permit(s) will be subject to
prior water rights. Protests not
submitted based on the criteria of
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.

R. Keith Higginson, Director

NOTICE OF EXISTING WATER
RIGHT PERMIT
Presently recorded as follows:

35-08051
VAN ORSDEL, ROBERT
VAN ORSDEL, ELFREIDA
7 RED OAK LANE.
NORWALK, CT 06850

Source: GROUNDWATER

Diversion Pt: SWSW Sec 13 T 07S R
29E
NESE Sec 13 T 07S R 29E

Use: IRRIGATION (6.400 CFS)
Total Diversion: (6.400 CFS)

Priority: 8/11/1982

In: T07S R29E S13 NESW NWSW
SWSW SESW
NESE NWSE SWSE SESE
320.0 ACRES TOTAL

Permits not developed by July 1,

RECEIVED

APR 11 1990

Department of Water
Eastern District (

MAY 29 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

January 30, 1997

LAURENCE NELSON
2184 MICHAUD CREEK RD
POCATELLO ID 83204

RE: WATER RIGHT NO. 29-07868

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,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

MICROFILMED
JAN 31 1997

MEMORANDUM

TO: File 29-07868

FROM: Sharla

DATE: January 27, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Right 29-07868 are based on the following:

H. RECOMMENDATIONS

Irrigation	4/1 - 10/31	0.17 cfs	60.0 afa
Domestic	1/1 - 12/31	0.02 cfs	0.6 afa
	TOTALS	0.17 cfs	60.6 afa

The domestic component is for in-house use only; the rate of diversion and annual volume have been adjusted accordingly. The examiner states the irrigation component is for 11 acres of pasture and 4 acres of garden and small lawn; therefore, the irrigation component includes any lawn and garden for which additional flow and volume were recommended for domestic use.

Examiner: Paul Meyer
Exam Date: August 4, 1995

MICROFILMED
FEB 25 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
NOV 29 1996
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 29-07868

1. Owner: LAURENCE NELSON Phone No. 233-8909

Current Address: 2184 MICHAEL CREEK RD., DOUGLASS ID 83204

2. Accompanied by: Mrs NELSON EXAM DATE: 8-4-1995

Address: _____ Phone No. _____

Relationship to Permit Holder: WIFE

3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	SE	22	6S	33E	Bannock	USGS. ONSITE

2. Place(s) of Use:

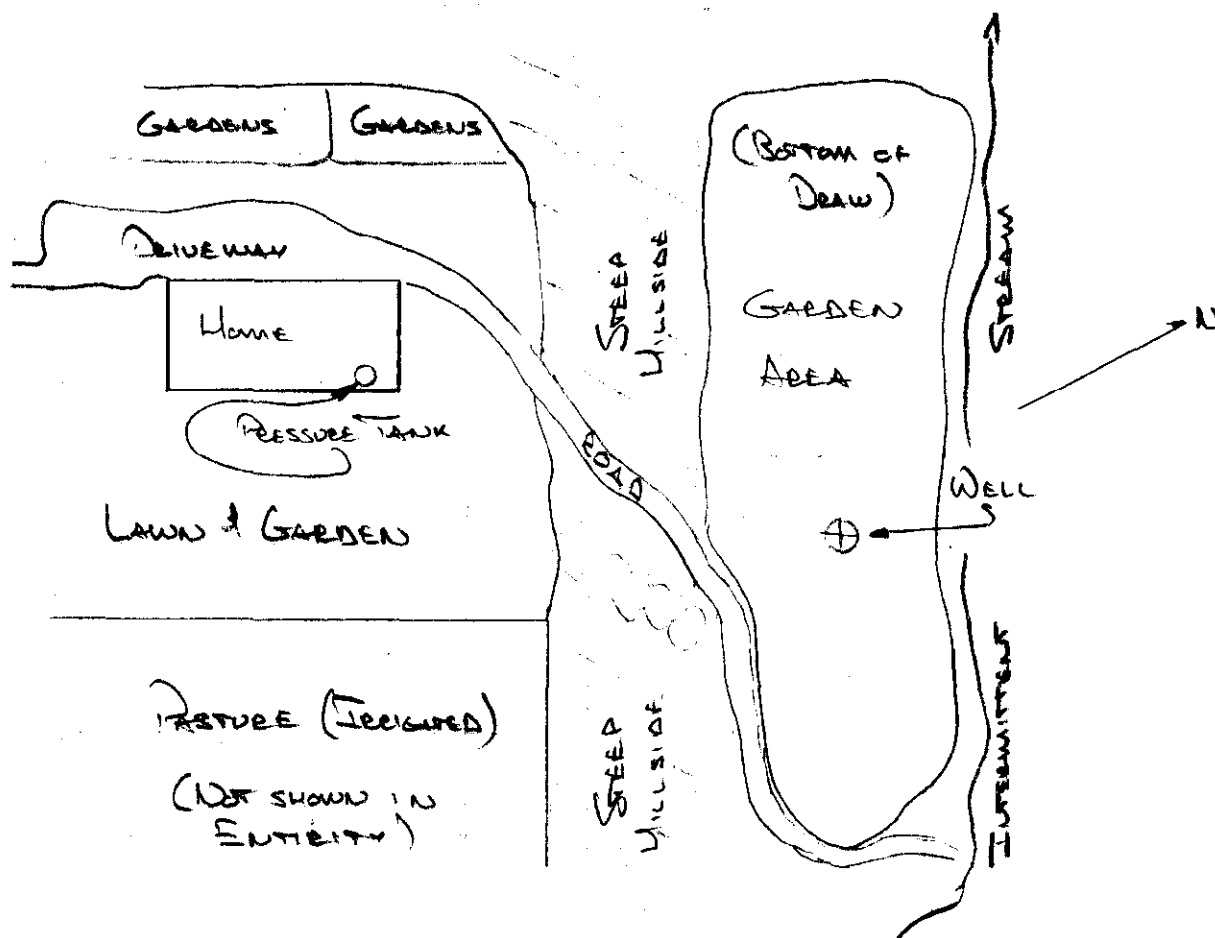
Indicate Method of Determination

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	22															15		15
																	D		

DO NOT FILL IN

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
	FRANKLIN	5HP	282 1132 201		

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: PRESSURE TANK SET TO 38 PSI, BUT SYSTEM CAN RUN
AS LOW AS 15-20 PSI

MICRO-TIMER

FEB 25 1997

E. NARRATIVE/REMARKS/COMMENTS

WELL WITH SUBMERSIBLE PUMP TO IRRIGATION SYSTEM AND SINGLE FAMILY HOME. IRRIGATION CONSISTS OF ~ 11 ACRES OF PASTURE AND 4 ACRES OF GARDENS AND SMALL LAWNS. VARIOUS METHODS OF APPLICATION EXIST. HAND LINES ON PASTURE AND LARGE GARDEN ADJACENT TO WELL. THE REST? JUST WHATEVER'S HAND' AT THE TIME.

NO WELL LOG ON FILE FOR WELL. ESTIMATE ~ 150' TO WATER FROM SURROUNDING WELL LOGS.

FOR THEORETICAL: ASSUME: SHP, 70% EFF, 150' LIFT, 15 MIN PSI

*NOTE: 15 PSI USED FOR MIN. PSI FOR ESTIMATE DURING HIGH DEMAND TIMES

INCIDENTAL STOCKWATERING IS WHEN CATTLE & HORSES.

WELL DRILLED ~ 1975

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

UNRECORDED
FEB 25 1987

F. FLOW CALCULATIONS

Measured Method:

$$Q_{\text{RIVER}} = \frac{540(8.814) \cdot 7}{150 + (1545 \cdot 2.308)} = 0.17 \text{ cfs}$$

Additional Computation Sheets Attached

$Q_{\text{RIVER}} = 0.17 \text{ cfs}$ LIMITED BY CAPACITY

$Q_{\text{DOM}} = \text{INDE MINIMUMS} = 0.04 \text{ cfs}$

$Q_{\text{TOTAL}} = 0.17 \text{ cfs}$ LIMITED BY CAPACITY

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{\text{I.R.}} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 15 \text{ ac.} \times 4.0 = 60 \text{ afa}$$

$$V_{\text{D.R.}} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.17 \times 214 \times 1.9835 = 70.9 \text{ afa}$$

$$V = \text{Smaller of } V_{\text{I.R.}} \text{ and } V_{\text{D.R.}} = 60 \text{ afa}$$

2. Volume Calculations for Other Uses:

DOMESTIC DEMINIMUMS = 1.2 afa BY INDE MIN

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
DOMESTIC	1-1	12-31	0.04	1.2
IRRIGATION	4-1	10-31	0.17	60.0
Totals:			0.17	61.2

2. Recommended Amendments

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

I. AUTHENTICATION

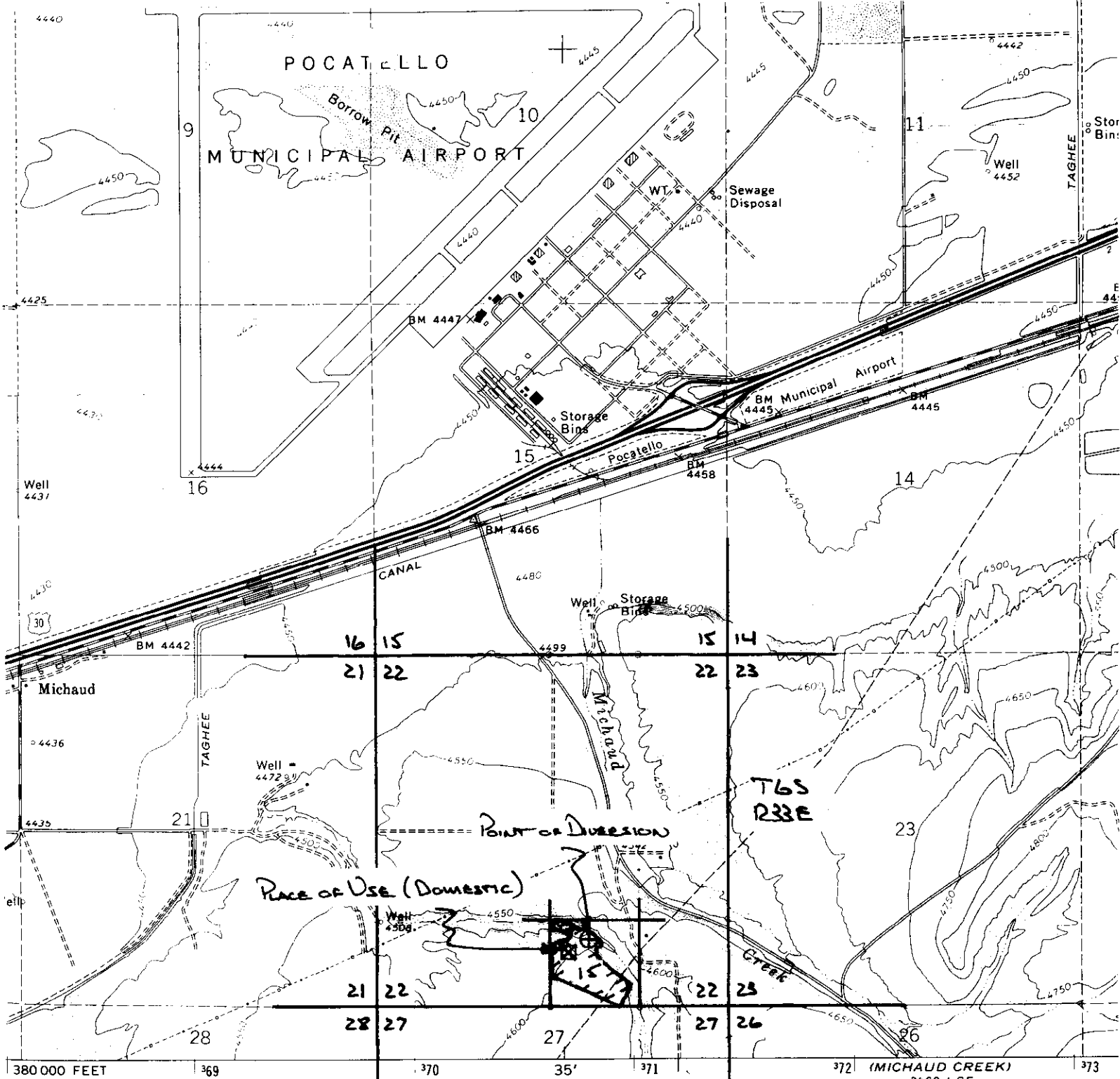
Field Examiner's Name [Signature] Date 10-21-96

Reviewer _____ Date _____

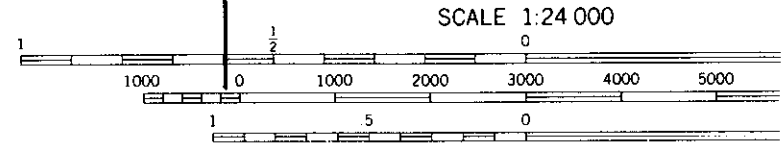
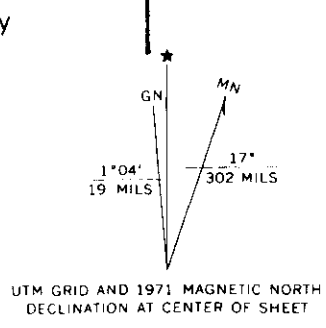
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MICROFILMED

FEB 25 1997



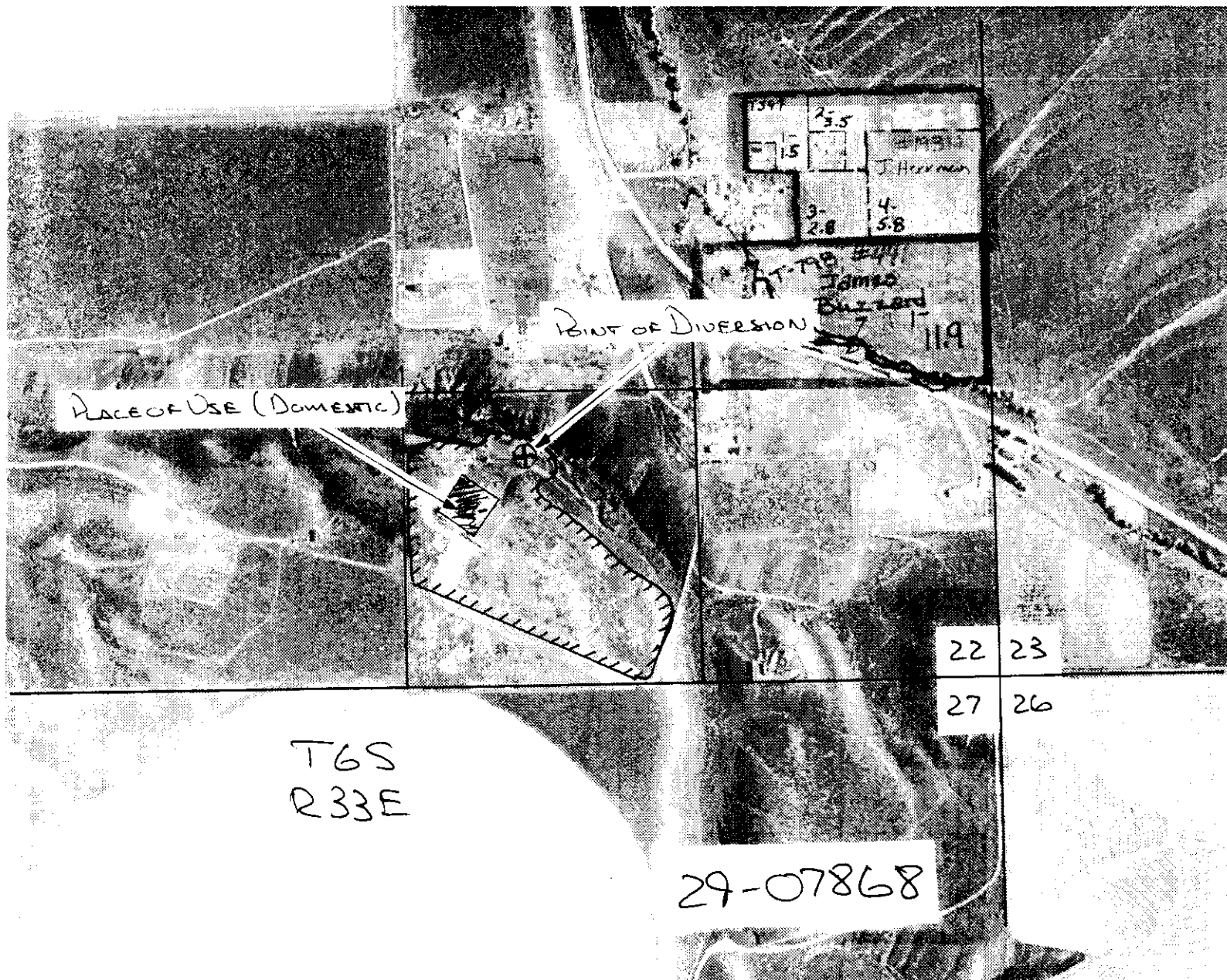
Published by the Geological Survey
 IOAA
 atic methods from aerial photographs
 971
 Bureau of Reclamation
 rid ticks: Idaho coordinate system,
 (tor)
 erse Mercator grid ticks, zone 12,
 American Datum
 7 North American Datum and North
 AD 83) for 7.5 minute intersections is
 The NAD 83 is shown by dashed



CONTOUR INTERVAL 10 FEET
 DOTTED LINES REPRESENT 5-FOOT CONTOURS
 NATIONAL GEODETIC VERTICAL DATUM OF 1929
 FEB 9 5 1967

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
 FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR
 A FOLDER DESCRIBING THE MAP SYMBOLS IS AVAILABLE

29-07868



June 4, 1992

LAURENCE NELSON
2184 MICHAUD CREEK RD.
POCATELLO ID 83204

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 29-07868

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

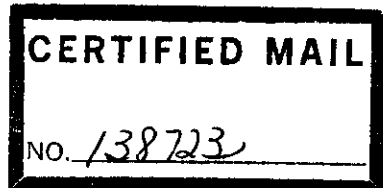
MICROFILMED
JUN 10 1992

LAURENCE NELSON
2184 MICHAUD CREEK RD.
POCATELLO ID 83204

March 31, 1992

PROOF DUE NOTICE

RE: PERMIT NO. 29-07868



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, 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.

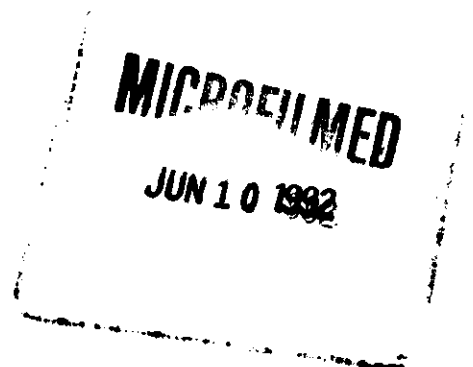
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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



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

DEPARTMENT OF WATER RESOURCES

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

LAURENCE NELSON
2184 MICHAUD CREEK RD.
POCATELLO, ID 83204

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P29-07868

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.

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 commence construction, no later than one year from the date the

MICHAEL MEB

MAY 29 1990

[]

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

Microfilm

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

Power County Press
Box 547
American Falls, ID 83211

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.

MICROFILMED

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:

29-07868

NELSON, LAURENCE
2184 MICHAUD CREEK RD.
POCATELLO, ID 83204

Source: GROUNDWATER

Diversion Pt: SWSE Sec 22 T 06S R 33E

Use: DOMESTIC (.040 CFS)
IRRIGATION (.400 CFS)
Total Diversion: (.400 CFS)

Date Filed: 9/11/ 1989

In: T06S R33E S22 SWSE

20.0 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

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MAY 29 1990