

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7610 Priority July 30, 1981 Amount 0.04 cfs

THIS IS TO CERTIFY, that BGM Builders, Incorporated
of American Falls, Idaho, has complied with the terms and conditions of Permit
No. 29-7610 issued pursuant to Application for Permit dated July 30, 1981,
and has submitted proof to the Department of Water Resources on September 9, 1982,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>0.6</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
0.6 acre feet per year, said waters to be diverted within the SE 1/4, Section 32,
Twp 7S, Rge 31E in the County of Power

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7S	31E	32								X									

Total number of acres irrigated _____

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CONDITIONS OF APPROVAL

a. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

c. Any water right confirmed in this license 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 license 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 license.

Domestic use is for an office and a shop.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 15TH day of JULY, 19 86.

Acting for the Norm C Young
Director

Jim
2/3

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant BGM Builders, Incorporated Phone 208-226-5286

Post office address 507 Bannock Ave., - American Falls, Idaho 83211

2. Source of water supply Ground Water which is a tributary of _____

3. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 32 Township 7 South

Range 31E B.M. Power County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

0.04 cfs as per telecon 7/30/81 HWJ

Amount 0.04 cfs for Domestic or Business purposes from Jan. 1 to Dec. 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:

a. 0.04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well and Pump
1½ horse pump

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 8 inches; proposed depth of well is 200 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is currently used
(1) years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 32 Township 7 South
Range 31E B.M.

(2) Amount of power to be generated: None horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered None

(4) Name of municipality to be served None, or number of families to be supplied with domestic water One Business

(5) If water is to be used for other purposes describe: Office and Shop use for
BGM Builders, Inc.

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

Town Ship 7 South Range 31 East of B.M.

Section 32

1

Beginning at a point that is distant 665.0 feet West and 270.1 feet North from the Southeast corner of the Southeast Quarter of the North west Quarter of said Section 32, said point beginning being also on the Northerly Boundary of an existing access road; thence West 240.0 feet; thence North 380.0 feet; thence East 242.0 feet; thence South 0-18' West 380.0 feet to the point of beginning...

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.

Arthur W. Ferguson

(Applicant)

BGM BUILDERS, INC.

General Building Contractor:

507 Bannock Avenue

American Fall, Idaho 83211

Pr. mail Priority 7/30/1981

Received by kw Date 7/30/81 Time 11:14
Preliminary check by #WJ Fee \$ 30.00
Receipted by kw Date 7/31/81 # 19013
Publication prepared by kw Date 8/6/81
Published in Power Co. Press
Publication dates 8/13 & 8/20/81
Publication approved kw Date 8/11/81 8/20/81
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by mc RC

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. 29-7610 , and said application is hereby APPROVED .

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 November 1 , 19 82 .
- 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. Other: _____

Witness my hand this 22nd day of October , 19 81 .

A. Glen Saylor
Chief, Operations Bureau

RECEIVED

RECEIVED
AUG 20 1981

Department of Water Resources
State Office
Affidavit of Publication

STATE OF IDAHO }
COUNTY OF POWER } S.S.

.....Brett Crompton..... being first duly sworn
on oath, states:

That he..... is the Editor-Manager.....
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 publica-

tion being the 12..... day of Aug....., 19.....81

the date of last publication being the

.....19..... day of Aug....., 19.....81

(Signed) *Brett Crompton*

Subscribed and sworn to before me this

.....19..... day of Aug....., 19.....81

L. Foster
Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL)

L. Foster day of , 19

NOTICE OF APPLICATION
FOR WATER RIGHT
I hereby give notice that the
following application has been
submitted for permit to appropriate
the public waters of the State of
Idaho:
BY: BOB BOLDER, INC.
501 HANCOCK AVE.
AMERICAN FALLS, IDAHO 83401
Source: POWER COUNTY PRESS
Date Filed: 07/27/81
Applicant: BOB BOLDER, INC.
Division: Power, SENW 002-1234
076-0518, AMERICAN FALLS, IDAHO
Use: DOMESTIC (SEWER) from
01/01 to 12/31
Place of Use: SENW 002-1234 075 &
318
Boulder, Idaho 83401
If issued, the project will be sub-
ject to all prior water rights. Promoters
against the granting of this permit
must be filed with the Director of the
Idaho Department of Water
Resources, 200 State Ave., Idaho
Falls, Idaho 83401 on or before
AUGUST 31, 1981

UNRECORDED

AUG 20 1981

Department of Water Resources
Division of Water Rights

Affidavit of Publication

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COUNTY OF POWER

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successive weekly issues thereof, the date of the first publica-

tion being the 12..... day of Aug....., 19.....81

the date of last publication being the

.....19..... day of Aug....., 19.....81

(Signed) *Brett Crompton*

Subscribed and sworn to before me this

.....19..... day of Aug....., 19.....81

Lee Foster
Notary Public, residing at American Falls,
Idaho.

My Commission expires the

(SEAL)

1981 day of, 19

Legal Notice

Published in the Power County
Press August 12 and August 19,
1981.

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the
following application(s) have been
submitted for permit to appropriate
the public waters of the State of
Idaho:

29-7610
BGM BUILDERS, INC.
507 BANNOCK AVE.,
AMERICAN FALLS, ID 83211
Source: GROUNDWATER

Date Filed: 07/30/1981

Amount: 0.04 CFS

Diversion Point: SENW Sec 32 T
07S R 31E, POWER Co.

Use: DOMESTIC (0.04 CFS) from
01/01 to 12/31

Place of Use: SENW Sec 32 T 07S R
31E

Diversion Means: WELL & PUMP.

If issued, the permit(s) will be sub-
ject to all prior water rights. Protests
against the granting of any permit
must be filed with the Director of the
Idaho Department of Water
Resources, 150 Shoup Ave., Idaho
Falls, Idaho 83402 or or before
AUGUST 31, 1981.

A. KENNETH DUNN
Director

OK KW

Published in the Power County
Press August 12 and August 19,
1981.

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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AUGUST 31, 1981.

A. KENNETH DUNN
Director

RECEIVED

RECEIVED

AUG 11 1981

Department of Water Resources
Eastern District Office



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

July 15, 1986

RE: Permit No. 29-7610

BGM Builders, Inc.
507 Bannock Ave.
American Falls, ID 83211

Gentlemen:

Enclosed herewith is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

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State of Idaho
DEPARTMENT OF WATER RESOURCES
WATER RIGHT BENEFICIAL USE FIELD REPORT

29-7610

Permit No.

CONTACT WITH PERMIT HOLDER

DATE

INITIALS

REMARKS

☐ Appointment letter mailed:

☐ Telephone call made

(List Telephone No. used)

☐ Appointment scheduled for:

(Date, time, location)

RECEIVED

NOV 1 1984

Department of Water Resources

EXAMINATION

Date 7-22-83 Accompanied by Mike Ferguson Total Q measured Theoretical 0.04 cfs

Source Groundwater Tributary to _____ Supp. annubar measurement sheet used? _____

If source is surface water, estimate total flow of source _____

Methods of measurement Theoretical Meets permit requirements? _____

Measurement calculations: $\frac{1\frac{1}{2}hp \times 8.814 \times 8090}{200' \text{ lift} + (35\text{psi} \times 2.308)} = \frac{10.5768}{280.78} = 0.04 \text{ cfs}$

allow 0.04 cfs + 0.6 cfs

WELL/DIV. NO.*	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEVICE	REMARKS
	1 1/2	NA	NA	NA				

System Description well/pump (submerged) with line to an office + shop building

Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE

Domestic

(Cons unit - used in office)

Irrigation requirement = _____ AFA/Acre

Q (cfs)

0.04

V (afa)

0.6

FROM

1-1

TO

12-31

Total

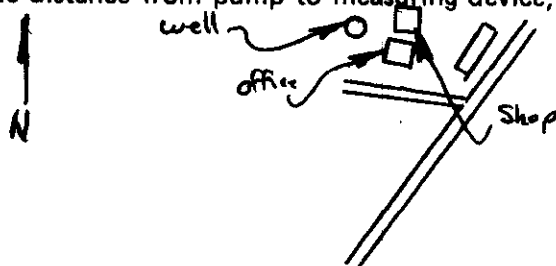
0.04 cfs

0.6 afa

Remarks

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(Include distance from pump to measuring device, if applicable.)



Place(s) of Use ✓

[illegible]☐ Other

Date 7-8-86

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PERMIT NO. 29-2610 BGM Builders
 (Name)
 EXAMINATION: DATE: 7-22-83 Accompanied by: Mike Ryerson

Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No.
NA	1 1/2	Submersed	NA	

Measuring Device Type: Theoretical
 Meter # _____ Annubar# _____ Size # _____
 Remarks: _____

Measurement calculations:



OK - Business - off shop
 well 200ft deep

SCHEMATIC DIAGRAM OF SYSTEM

Mainline Diameter _____ Length _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

150 Shoup
Idaho Falls, Idaho 83401
(208) 525-7161

A. Kenneth Dunn
Director

October 26, 1982

B-G-M Builders, Inc.
507 Bannock Avenue
American Falls, ID 83211

RE: Permit No. 29-7610

Dear Sir:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

_____ A field examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

 X A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

COLLEEN WRAY
Adm. Secretary

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DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card a statement that the permit holder(s) has completed development to the extent shown below of permit No. 29-740

Name(s) of Permit Holder: BGM Builders, Inc.

Post Office Address: 507 Bannock Ave.

American Falls, Idaho 83211 Tel. No. 226-5286

Source of Water: Ground water

Extent of Use: ☒ Domestic ONE (number of households)
☐ Stockwater (number and type of stock)
☐ Irrigation (acres)
☐ Other

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No
Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

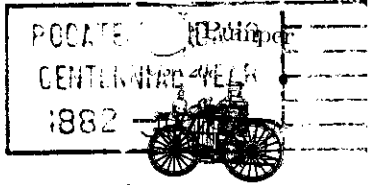
The above information is a true statement of the extent to which the above numbered permit has been developed.

Sept. 8, 1982
Date

Glen Ferguson - Sec. Asst.
Signature of Permit Holder

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BGM BUILDERS INC.
General Building Contractors
507 Bannock Avenue
American Falls, Idaho 83211



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138547

BGM BUILDERS, INC.
507 BANNUCK AVE.
AMERICAN FALLS, ID 83211

AUGUST 31, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 29-7610 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE NOVEMBER 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

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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) 334-4440

BGM BUILDERS, INC.
507 BANNOCK AVE,
AMERICAN FALLS, ID 83211

OCTOBER 29, 1981

RE: PERMIT NO. 29-7610

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

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State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: HWT

APPLICATION NUMBER: 29 7610
29-7610

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☒ No Field check required.
☒ Yes ☒ No Critical groundwater area.
☒ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☒ No* In form to receipt.

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

Answer to line 9a & 9b

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising. _____
Final date for protests: Aug. 31 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 8/20/81 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
☒ 7-20-81 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: Christ Carter Date: 8-10-81

STATE OFFICE REVIEW:

return receipt w/cover letter
SLW/cond

- ☐ See attached sheet for more information.

By: Reyn Date: 10/1/81

RECEIVED
SEP 14 1981

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83402
(208) 525-7161

AUGUST 6, 1981

Power County Press
174 Idaho Street
American Falls, Idaho 83211

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 billings to this office before AUGUST 31, 1981.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

APPROVED

NOTICE OF APPLICATION FOR WATER RIGHT

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If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83402 on or before AUGUST 31, 1981.

A. KENNETH DUNN

Director

Published 8/13 & 8/20/81.

RECEIVED
AUG 21 1981
IDAHO DEPARTMENT OF WATER RESOURCES

29-2610-

BGM BUILDERS, INC.

507 BANNOCK AVE., AMERICAN FALLS, ID 83211

Source: GROUNDWATER

Date Filed: 07/30/1981

Amount: 0.04 CFS

Diversion Point: SENW Sec 32 T 07S R 31E, POWER Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: SENW Sec 32 T 07S R 31E

Diversion Means: WELL & PUMP.

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