

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7368 (late proof)
Priority March 5, 1977 Amount 0.28 cfs

THIS IS TO CERTIFY, that Indian Hills Development Co., Ltd.
of Pocatello, Idaho, has complied with the terms and conditions of Permit
No. 29-7368 issued pursuant to Application for Permit dated February 7, 1977,
and has submitted proof to the Department of Water Resources on September 27, 1978,
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 0.28 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
<u>Domestic</u> <u>(25 units)</u>	from <u>January 1</u> to <u>December 31st</u>	<u>0.28</u> cfs and	<u>30.0</u> acre feet
	from _____ to _____	cfs and	
	from _____ to _____	at _____ cfs and	
	(both dates inclusive)		

Subject, however, to the condition that no more than 0.28 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
30.0 acre feet per year, said waters to be diverted within the (2 points) NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section
30, Twp. 7S, Rge. 35E in the County of Bannock

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7S	35E	30									X	X							

Total number of acres irrigated _____

NOTE: 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.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31 day of
January, 19 83.

Director

STATE OF IDAHO

Licensing

APPLICATION FOR AMENDMENT OF A PERMIT

RECEIVED

DEC 17 1982

Department of Water Resources

To change the point of diversion and/or the place of use.

Comes now Indian Hills Development Co., Ltd. Phone of (address) c/o Richard L. Olsen, P.O. Box 1087, Pocatello, ID , and represents to the Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 29-7368 , and requests that the permit and permit map be changed as follows:

1. Point of diversion: 2 points NE ¼ SW ¼, Section 30 , Township 7S , Range 35E , B.M., County of Bannock . Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.) Amount 0.28 for domestic purposes from 1/1 to 12/31 (both dates inclusive) (cfs or acre feet per annum) (25 units) 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)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	35E	30									X	X							

Total number of acres to be irrigated =

4. a. Who owns the property at the point of diversion? INDIAN HILLS DEVELOPMENT CO., LTD. b. Who owns the land to be irrigated or the place of use? N/A c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: N/A

Show 40-acre subdivisions, townships, ranges and ditches.

Not Necessary

[illegible]

Signed at Pocatello, Idaho, this 10th day of December, 1982.
INDIAN HILLS DEVELOPMENT CO., LTD
 By Richard E. Olsen
 (Signature)

January _____, 19 83 .
[Signature]
 Director

Dr.

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 29-7368

IN THE NAME OF INDIAN HILLS DEVELOPMENT CO., LTD.

} ORDER OF REINSTATEMENT
}

WHEREAS, on February 7, 1977, Indian Hills Development Co., Ltd. filed with the Department of Water Resources an application to appropriate 0.30 cubic feet per second of water from a groundwater source (2 points) from within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Twp. 7S, Rge. 35E, B.M., Bannock County to be used for domestic purposes; and,

WHEREAS, on August 22, 1977, the Department approved said application and issued Permit No. 29-7368 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before September 1, 1978;

WHEREAS, on June 30, 1978, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

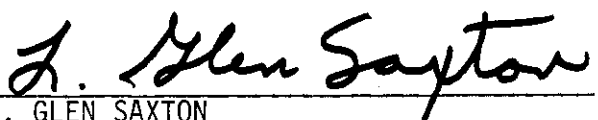
WHEREAS, on September 7, 1978, the Department notified the permit holder that Permit No. 29-7368 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on September 27.

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 29-7368 be REINSTATED and the priority advanced to March 5, 1977.

Dated this 4th day October, 1978.


L. GLEN SAXTON

Chief, Operations Bureau

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT **APPROVED**

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant INDIAN HILLS DEVELOPMENT CO., LTD. Phone: 233-6132
post office address P.O. Box 4123, Pocatello, Idaho 83201
2. Source of water supply Ground Water which is a tributary of _____
(2 points)
3. a. Location of point of diversion is N W $\frac{1}{4}$ of S W $\frac{1}{4}$ of Section 30 Township 7S
Range 35E B.M. Bannock County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into NA at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount .3 for Domestic purpose from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. _____ cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 2 wells & pump, pressure system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is eight inches; proposed depth of well is 180 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is one years.
b. Estimated construction cost is \$ 12,000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: N W $\frac{1}{4}$ of S W $\frac{1}{4}$ of Section 30 Township 7 S
Range 35 E B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 20-25
(5) If water is to be used for other purposes describe: _____

NOTED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

[illegible]

Total number of acres to be irrigated_____

c. Describe any other water rights used for the same purposes as described above. _____

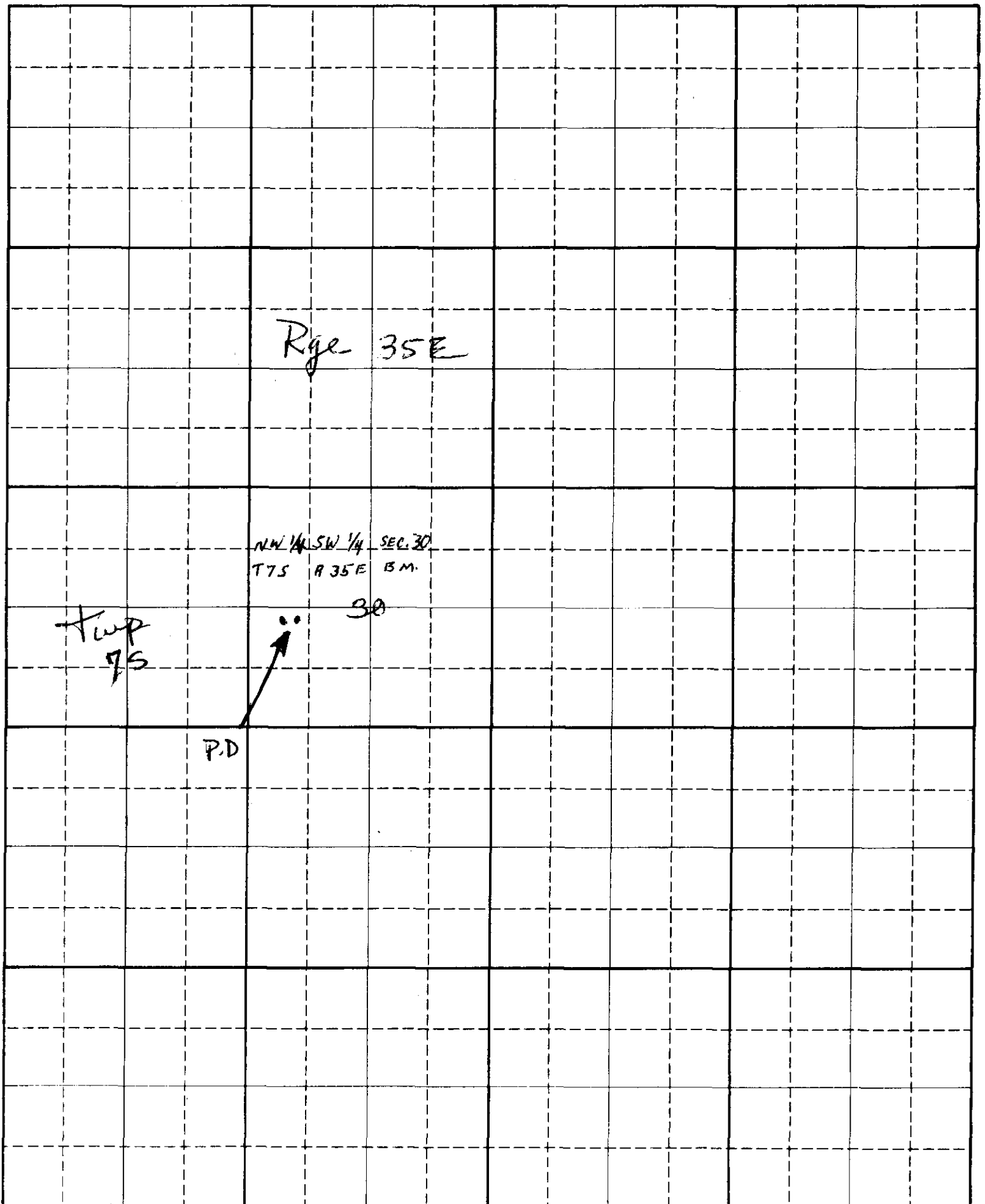
9. a. Who owns the property at the point of diversion INDIAN HILLS DEVELOPMENT CO., LTD.

b. Who owns the land to be irrigated or place of use _____

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

10. Remarks Two 8" wells have been drilled for the purpose of providing water for
domestic use for lots in the Valley View Estates Subdivision, with possible
extension to property adjacent to the subdivision, depending on the capacity
of the wells to be established by pumping.

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Richard L. Allen
(Applicant) General Partner

Proposed Priority 2/ 7/77

Received by CW Date 2-07-77 Time 11:10 A
Preliminary check by ARK Fee \$ 25.00
Receipted by CW Date 2-07-77 # 4533
Publication prepared by CW Date 2-09-77
Published in Idaho State Journal
Publication dates Feb. 17 & 24, 1977
Publication approved me Date 3-9-77
Priority reduced to _____ Reason _____

Protests filed by: E.E. Sluder, H. E. Donaldson, Paul C. Wyatt, Jr.,
F. Delwin Farnsworth, Reid W. Nelson, L. R. Hilzman, Dana S. Spahr, Homer Semons,
A. Loyne Hahn, Patsy B. Reed, F. Dewitt Reed, Jean Hunter, R. W. Lenroot, Richard
W. Wolfe, Terry A. Wolfe, Miriam Abramowitz

Copies of protests forwarded by CW

Hearing held by _____ Date _____

Recommended for approval denial by RDC jg

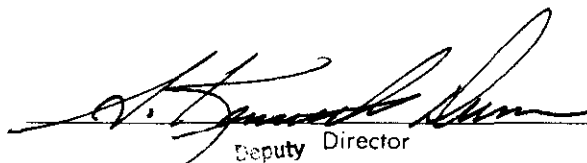
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29-7368, 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 September 1, 19 78.
- c. Other: For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water.

Witness my hand this 22 day of August, 19 77.


Deputy Director

PROOF OF PUBLICATION

MAR 9 1977

STATE OF IDAHO
County of Bannock

ss.

Department of Water Resources
Eastern District Office

Patricia Peck

NOTICE OF APPLICATION
Notice is hereby given that Idaho Hills Development Co., Ltd., Pocatello, Idaho has at 3-07-77 submitted Application No. 29-7368 for a permit to appropriate 0.30 cubic feet per second of water from ground water sources by means of wells and pumps within the NW 1/4, Sec. 30, T. 7S, R. 35E, S.M., Bannock County, to be used from Jan. 1 to Dec. 31 for domestic purposes for 20 to 25 families within the NW 1/4, Sec. 30, T. 7S, R. 35E, S.M.

If issued, this permit will be subject to all prior water rights. Protection against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Union Road, Idaho Falls, Idaho, 83401 on or before March 7, 1977.

R. KEITH HIGGINSON
Director
February 17, 24, 1977
No. 301

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:

February 17, 1977, 19.....
February 24, 1977, 19.....
....., 19....., 19.....
....., 19....., 19.....
....., 19....., 19.....

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.

Patricia Peck

Subscribed and sworn to before me this *1st*

day of *MARCH*, 1977

Dyanne Roberts

Notary Public, State of Idaho
Residence: Pocatello, Idaho

RECORDED

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Indian Hills Development Co., Ltd., Pocatello, Idaho has on 2-07-77 submitted Application No. 29-7368 for a permit to appropriate 0.30 cubic feet per second of water from ground-water sources by means of wells and pumps within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ (2 points), Sec. 30, T. 7S, R. 35E, B.M., Bannock County; to be used from Jan. 1 to Dec. 31 for domestic purposes for 20 to 25 families within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 7S, R. 35E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before March 7, 1977.

R. KEITH HIGGINSON
Director

February 17, 24, 1977
No. 101

Patricia Peck

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.

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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.

Patricia Peck

Subscribed and sworn to before me this

1st

day of MARCH, 1977

Dyane Robert

Notary Public, State of Idaho
Residence: Pocatello, Idaho

February 16, 1983

RE: Permit No. 29-7368

Indian Hills Development Co., Ltd.
Attn: Richard L. Olsen, General Partner
P.O. Box 1087
Pocatello, ID 83201

Dear Mr. Olsen:

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment. Also enclosed is Departmental Receipt No. 25350 in the amount of \$20.00.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosures

Financial Planning Services, Inc.

DEC 17 1982

Richard L. Olsen

Phone 232-0900 P.O. Box 1087
POCATELLO, IDAHO 83201

December 15, 1982

State of Idaho
Department of Water Resources
450 W. State St.
Boise, Idaho 83720

Attention: Jim Johnson
Water Distribution Supervisor

Dear Mr. Johnson:

Enclosed is the signed Application for Amendment of a Permit for Permit No. 29-7368, Indian Hills Development Co. Please advise if there is anything else at all that will be required.

Also enclosed is the \$20 filing fee.

Sincerely,

INDIAN HILLS DEVELOPMENT CO., LTD.


Richard L. Olsen
General Partner

RLO:jg

Enclosures

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December 16, 1982

RE: Permit No. 29-7368

Indian Hills Development Co., Ltd.
c/o Richard L. Olsen
P.O. Box 1087
Pocatello, ID 83301

Dear Mr. Olsen:

On November 5, 1982, we forwarded an amendment to you to be completed to amend this permit to correspond with the findings of the field examiner so that we could issue this license.

As of this date, we have not received this amendment. If we do not receive it within fifteen (15) days, we will assume you no longer have any interest in this permit and cancellation proceedings will begin.

If you have any questions, please contact us.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw



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

November 5, 1982

RE: Permit No. 29-7368

Indian Hills Development Co., Ltd.
c/o Richard L. Olsen
P.O. Box 1087
Pocatello, ID 83301

Dear Mr. Owen:

A representative of this Department made an examination of the works covered by your Permit No. 29-7368 and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.28 cfs Source: groundwater

The maximum quantity diverted shall not exceed 30.0 acre feet
per year.

Point of diversion: (2 points) NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Twp. 7S, Rge. 35E, Bannock
County

Beneficial use: Domestic use for 25 units within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30,
Twp. 7S, Rge. 35E

Priority date established: March 5, 1977 (late proof)

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

RECEIVED

Financial Planning Services, Inc.

OCT 20 1982

Richard L. Olsen

Department of Water Resources
Phone 232-0900 P.O. Box 1087
POCATELLO, IDAHO 83201

October 15, 1982

State of Idaho
Department of Water Resources
450 W. State St.
Boise, Idaho 83720

Attention: Jim Johnson
Water Distribution Supervisor

Re: Permit No. 29-7368

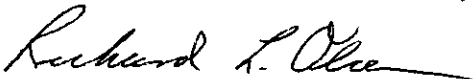
Dear Mr. Johnson:

In response to your letter of October 4, 1982, please be advised that we did not receive the correspondence of August 17 that you referred to. This is probably because of the incorrect address. I would appreciate it very much if you would send a duplicate of your letter and the amendment to me at P. O. Box 1087, Pocatello, Idaho 83204 as soon as possible.

Thank you for your patience.

Sincerely,

INDIAN HILLS DEVELOPMENT CO., LTD.



Richard L. Olsen
General Partner

RLO:jg

RECEIVED

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder Indian Hills Development Co., LTD
Post office address P.O. Box 4123, Pocatello, Id Phone _____
Person to contact _____ Phone _____
2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes: *Permit shows 20-25*

Amount 0.3 c.f.s. for domestic (24)
 AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 0.3 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 75 N/S, Range 35E E/W, B.M., Section 30, Subdivision SW 1/4 SW 1/4, Pennock County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Other Points of Diversions: _____

Description of diverting works: 2 - 250' x 8', Red Jacket Model 50 FF11, 5 HP
submersible pumps

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

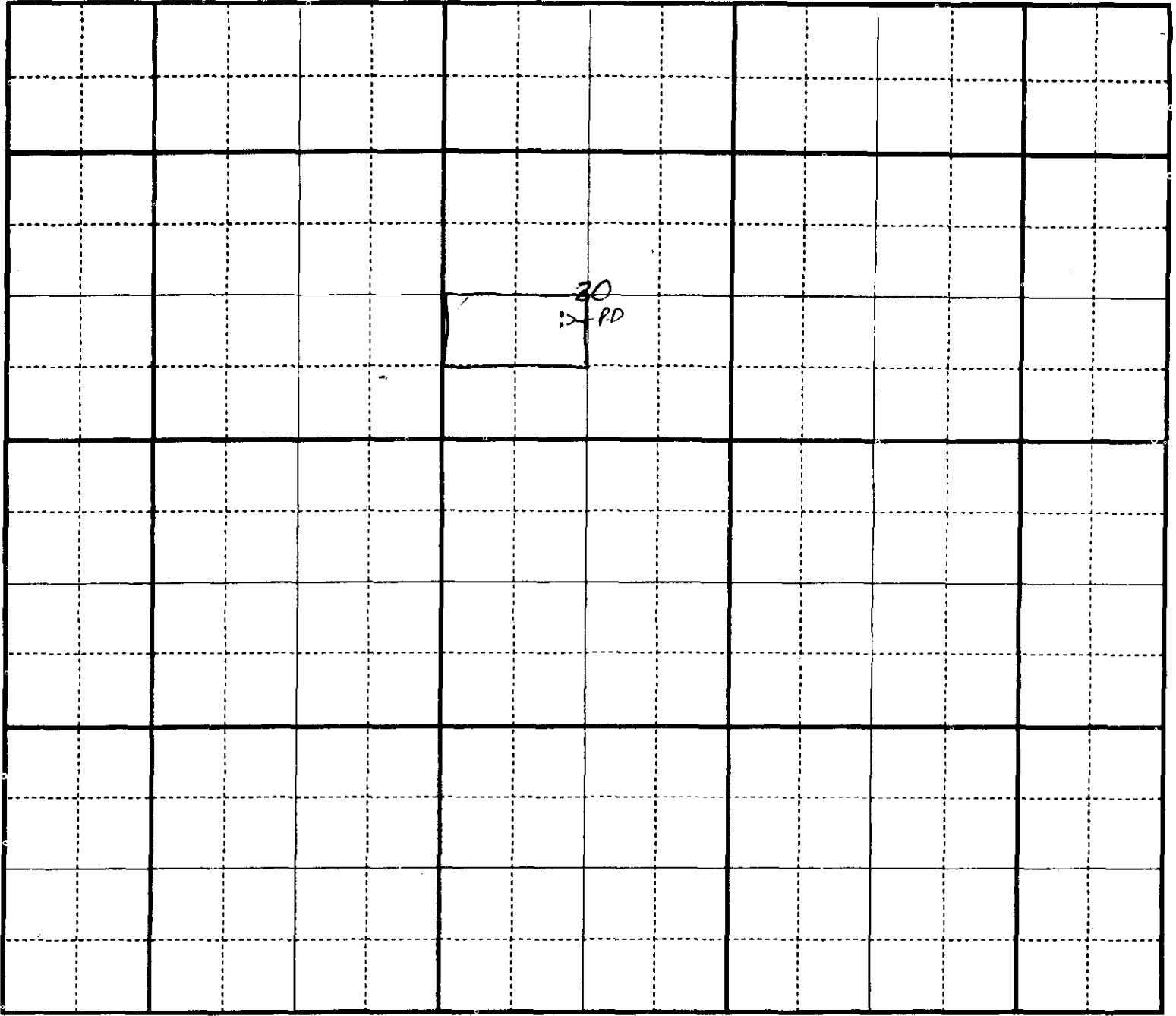
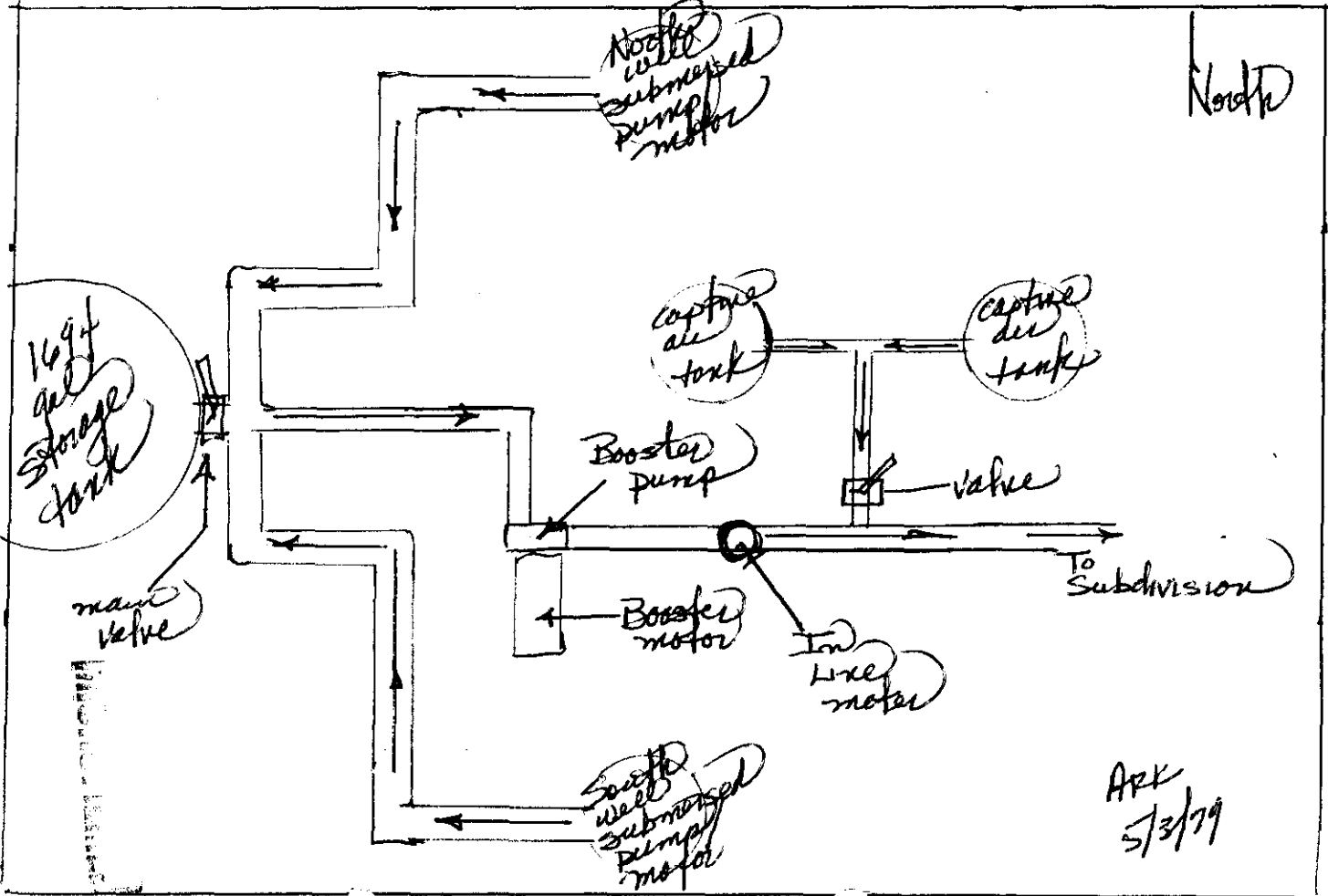


Diagram of System



DATE OF EXAM May 2, 1979

ACREAGE
Found n/a
Recommended n/a

Irrigation Requirement n/a Ac Ft/Ac

USE

Irrigation Q = 28 c.f.s. V = 30.0 AF/Ann. from Jan 1 to Dec 31
Domestic Q = 28 c.f.s. V = 31.2 AF/yr AF/Ann. from Jan 1 to Dec 31
Livestock Q = 28 c.f.s. V = 31.2 AF/yr AF/Ann. from Jan 1 to Dec 31

Is water co-mingled? yes no X

Name source: n/a
twp. N/S, Rge E/W, B.M., Sec. 1/4, Sub. 1/4 County

Exchange? yes no X

Name source exchanged with: n/a
twp. N/S, Rge E/W, B.M., Sec. 1/4, Sub. 1/4 County

Point of injection: n/a
twp. N/S, Rge E/W, B.M., Sec. 1/4, Sub. 1/4 County

Point of exchange: n/a
twp. N/S, Rge E/W, B.M., Sec. 1/4, Sub. 1/4 County

Total Q measured none Method of measurement theoretical

Total Q recommended 28 cfs Meter No. GWF MD6117 Type In-Line Condition std.

Total V recommended 31.2 AF/yr

Recommended Amendments:

P.D. should be NESW 1/4 Sec 30 Twp 75 Rg 3E * no meter reading taken - discharge by demand only - Reading will not indicate capacity of the system as both wells do not pump simultaneously except at peak demand.
Place of Use Add NESW 1/4 Sec 30 Twp 75 Rg 3E
Other None

MEASUREMENT CALCULATION:

$$Q = \frac{(H.P)(\text{efficiency of pump})(8.814)}{(SWR) + (\text{pressure})(2.31)} = \frac{(10)(6.70)(8.814)}{(60) + (70)(2.31)} = \frac{61.70}{221.7} = .28$$

capacity

$$V = 26 \text{ units} \times 1.20 = 31.2 \text{ AF/yr}$$

Units limited to 25 units
 $25 \times 1.2 = 30.0 \text{ AF}$

SYSTEM DESCRIPTION:

Groundwater is diverted from 2 - 250 deep wells having 8" diam casing by 2 - 5 H.P. Submersed pumps & motors. North well - Red Jacket pump 30 FE II. South well - Franker pump motor, single phase mfr - 2821132-201. Water is pumped into a 1000 gal storage tank and then flows into the mainline by force of gravity. Pressure in the mainline is maintained between 70 & 85 psi by 2 - well x - tie (capture) air tanks and a 5 H.P. General electric horizontal booster motor with #1, mfr 5KC184-TL 7H with an F&W centrifugal pump mfr - C2146150. Water is piped to 26 lots total in the Valley View Estates subdivision SW 1/4 60' from road well logs.

Examiner's Signature Anthony R. Kozlowski Date May 3, 1979

Checked by John D. Carlson Date 12/11/79

Approved by Rickard Olsen Date 6/23/82

System shown & described by Rickard Olsen of financial planning services.

Richard Olson
financial planning services Inc
3318 pole line road



October 4, 1982

RE: Permit No. 29-7368

Indian Hills Development Co., Ltd.
1553 E. Center
Pocatello, ID 83201

Gentlemen:

On August 17, 1982, we forwarded an amendment to you to be completed to amend this permit to correspond with the findings of the field examiner so that we could issue this license.

As of this date, we have not received this amendment. If we do not receive it within fifteen (15) days, we will assume you no longer have any interest in this permit and cancellation proceedings will begin.

If you have any questions, please contact us.

Sincerely,

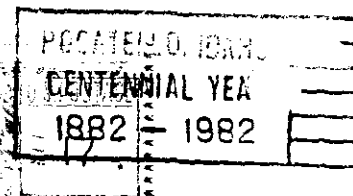
JIM JOHNSON
Water Distribution Supervisor

JJ:kw

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

7-26-82

PRESORTED
FIRST-CLASS



RECEIVED
JUL 28 1982
Department of Water Resources

ATTEMPTED NOT KNOWN

Indian Hills Development Co., Ltd.
Box 4123
Pocatello, ID 83201

JUL 26 1982

8/17/82

as per assessor's office
1553 E. Center

check -
please file
with route
to Troy



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

Aug. 17
~~July 23, 1982~~

RE: Permit No. 29-7368

Indian Hills Development Co., Ltd.
~~P.O. Box 4123~~ *resent to 1553 E. Center* *kw*
Pocatello, ID 83201

Gentlemen:

A representative of this Department made an examination of the works covered by your Permit No. 29-7368 and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.28 cfs Source: groundwater

The maximum quantity diverted shall not exceed 30.0 acre feet
per year.

Point of diversion: (2 points) NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Twp. 7S, Rge. 35E, Bannock
County

Beneficial use: Domestic use for 25 units within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Twp. 7S,
Rge. 35E

Priority date established: March 5, 1977 (late proof)

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

October 5, 1978

Indian Hills Development Co., Ltd
P. O. Box 4223
Pocatello, ID 83201

Gentlemen:

Re: permit No. 29-7368

Enclosed is a copy of the Order reinstating your permit and advancing your priority to March 5, 1977.

We acknowledge receipt of the affidavit 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. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our regional office in Idaho Falls.

Sincerely,

RITA FLECK
Water Rights

MICROFILMED

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

SEP 27 1978

Department of Water Resources

1. a) Name of Permit Holder INDIAN HILLS DEVELOPMENT CO., LTD.
b) Post Office Address P.O. Box 4123, Pocatello, ID 83201
2. Permit Number 29-7368
3. Date of Priority that you are prepared to establish 2-7-77
4. a) Source from which water was appropriated Underground
b) Location of the point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 7S
Township 35E, Range Bannock Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount .3 for Domestic purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated .15 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Measurement taken by Forsgren, Perkins & Associates, P.A., Consulting Engineers.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
NA
b) Describe the agreement or understanding by which you take water from the works:
N/A
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Both wells are 250' deep with 8" casings. Pumps are Red Jacket Model 50 FF11 5 HP Submersible
b) Describe the type and size of measuring device which you have installed at your point of diversion:
Installed 2" Luzern Flowmeter
c) Give well driller's name and address and the date the well was completed:
Jack Cushman Well Drilling, 1405 South Broadway, Blackfoot, ID 83221
Completed 9-22-76
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
Domestic use for approximately 26 users in the Valley View Estates
Subdivision, Bannock County, Idaho and some adjacent property.

Exam typed 10/3/78

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

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

September 22, 1978

(Date)

Richard L. Olsen

(Signature)

State of Idaho)

) ss.

County of Bannock)

On this 22nd day of September, 19 78, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) executed the same.

Maria R. Nietz

Notary Public residing at Pocatello

Idaho

My commission expires life

Financial Planning Services, Inc.

Richard L. Olsen

Phone 237-5360 - P.O. Box 4123
POCATELLO, IDAHO 83201

State of Idaho
Department of Water Resources
Statehouse
Boise, ID 83720

ATTENTION: Mr. C. Stephen Allred, Director

Dear Mr. Allred:

Enclosed is a Proof of Application of Water to Beneficial Use form
completed for Permit No. 29-7368, Indian Hills Development Co., Ltd.

Please let us know if there is anything else you will need.

Sincerely,

INDIAN HILLS DEVELOPMENT CO., LTD.

Richard L. Olsen

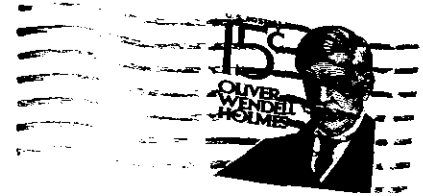
Richard L. Olsen
General Partner

RLO:grv ✓

Enclosure

11/10/10 11:10:10

Financial Planning Services, Inc.
P. O. BOX 4123
POCATELLO, IDAHO 83201



State of Idaho
Department of Water Resources
State house
Boise, ID 83720

ATTENTION: C. Stephen Allred, Director

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

September 7, 1978

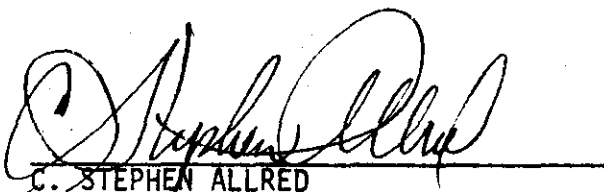
Richard L. Olsen
Financial Planning Services, Inc.
P. O. Box 4123
Pocatello, ID 83201

RE: Permit No. 29-7368

Dear Mr. Olsen:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 29-7368 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated June 30, 1978.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.



C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

MINI-FILED

Financial Planning Services, Inc.

Richard L. Olsen

Phone 237-5360 - P.O. Box 4123
POCATELLO, IDAHO 83201

RECEIVED

August 29, 1978

SEP 5 1978

Department of Water Resources

State of Idaho
Department of Water Resources
State Office
373 West Franklin Street
Boise, ID 83720

ATTENTION: Rita Fleck
Water Rights

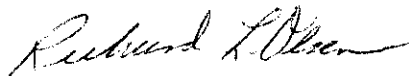
Dear Ms. Fleck:

In going through a stack of correspondence that had been filed away I came across your request for verification of beneficial use of the water under Permit No. 29-7368, which is due on or before September 1, 1978. Unfortunately, I cannot complete all of the information required within the next two days so I am requesting an extension to September 15, 1978 to file the form with you.

Please advise if this will be possible. Thanks for your understanding.

Sincerely,

INDIAN HILLS DEVELOPMENT CO., LTD.



Richard L. Olsen
General Partner

RLO:grv

RECEIVED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

CERTIFIED MAIL

June 30, 1978

Re: Permit No.

29-7368

138805

Indian Hills Development Co., LTD
P. O. Box 4123
Pocatello, ID 83201

Gentlemen:

One of the conditions of approval of your water Permit No. 29-7368 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before September 1, 1978. Enclosed is an affidavit form which must 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 affidavit 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.

RITA FLECK
Water Rights

Encl: Proof affidavit

August 25, 1977

Re: Permit No. 29-7368

Indian Hills Development Co., LTD
P. O. Box 4123
Pocatello, ID 83201

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 29-7368. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to either install and maintain a measuring device at your point of diversion or to provide the Department a certified measurement of the systems diversion capacity prior to submitting proof of beneficial use of water. We have enclosed a letter describing the different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Operations Bureau

BDF/cah

Enclosure

RECEIVED
AUG 28 1977
FLEENOR

CONFERENCE MEMORANDUM

May 31, 1977

RE: Application for Permit No. 29-7368
INDIAN HILLS DEVELOPMENT CO., INC.

POC

The applicants have drilled two eight-inch wells. After test pumping the wells for two hours they report the upper well sustained a pumping rate of 38 gpm and the lower well held at 22 gpm. This appears to be a pretty minimal water supply for 20-25 homes.

Because of the number of reports of inadequate water supplies in the Pocatello area, it was first agreed that the Department should make a field investigation of this area before approving the permit. I then indicated that it would be at least 60 days before such an investigation could be completed. The protestants then decided that they would withdraw their protest to allow the Department to approve the permit with the understanding that a field investigation would still be made.

PROTEST

in The Matter of Protests)
 Against Approval of)
 Application for Permit)
 No. 29-7368 in the)
 Name of INDIAN HILLS DEV.)

WITHDRAWAL
 STIPULATION
 and
 AGREEMENT

WITHDRAW OUR PROTEST AND

We hereby agree to allow the Dept. of Water Resources to reach a decision in this matter based upon the information presented at the conference held in Pocatello, that contained in the Files of the Dept., any facts that can be collected by the People involved and data to be gathered by the Department.

It is understood that ~~the decision of the Dept. can be appealed to the Director within (15) fifteen days and to the District Court within (60) sixty days.~~ approval of this permit is subject to all existing water rights.
 Signed at Pocatello, Idaho this 24th day of May 1977

Mrs. Miriam Aronowitz
 Mrs. Louise Shuler
 Mrs. Ed Shuler
 Ed Donaldson
 Homer Parsons
 J. Duval Reed

[Signature]
 Bonnie [Signature]
 J. Payne [Signature]
 INDIAN HILLS DEVELOPMENT CO, LTD
 by Richard L. Olsen, General Partner

Conference

5/24/77

29-7368 Indian Hills Development Co.

Richard L. Olsen —

Original plan — individual wells
Proposal changed to central system
17 existing lots & one in Milk
creek.

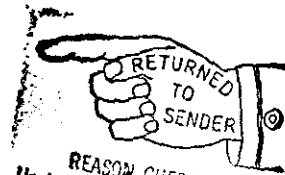
Wells will produce 38 gpm upper
22 gpm lower

Richard Wolf

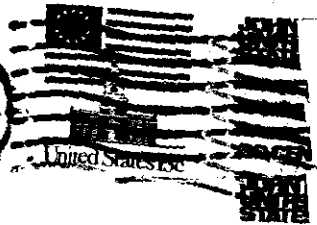
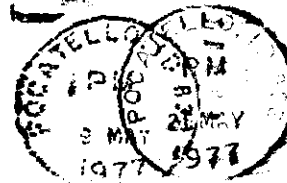
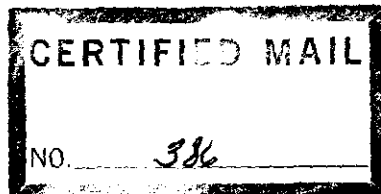
People from other subdivision across road
indicate they have a tradition of
of water problems

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
4515 Lincoln Road • Idaho Falls, Idaho
83401



REASON CHECKED
Unclaimed ☒ Refused
Addressee unknown
Insufficient Address
No such street number
No such office in state
Do not re-mail in this envelope



Ms. Jean Hunter
Mink Creek Road
Pocatello, ID 83201

30 CENT

1st Notice
2nd Notice MAY 16 1977
Return 5-25

29-3368

RECEIVED

BEFORE THE DEPARTMENT OF WATER RESOURCES

MAY 26 1977

OF THE

Department of Water Resources
Eastern District Office

STATE OF IDAHO

In the Matter of Protest Against Approval
of Application for Permit No. 29-7368
in the name of INDIAN HILLS DEVELOPMENT CO., INC.

NOTICE OF CONFERENCE

AND/OR HEARING

On February 7, 1977, Richard L. Olsen, general partner of Indian Hills Development Co., Inc., filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On March 10, 1977, the Department received a protest against approval of said application from Mrs. L. R. Hilzman, Mr. and Mrs. Dana S. Spahr, Mr. and Mrs. Homer Semons, Mr. and Mrs. Loyne Hahn, Dr. Patsy B. Reed, Jean Hunter, Dr. F. Dewitt Reed, Mr. R. W. Lenroot, Richard W. Wolfe, Terry Wolfe, Mrs. Mariam Abramowitz, Mr. and Mrs. E. E. Sluder, Mr. and Mrs. H. E. Donaldson, Mr. and Mrs. Paul C. Wyatt, Jr., Mr. and Mrs. F. Delwin Farnsworth, and Mr. and Mrs. Reid W. Nelson.

The Department has set the matter for conference and/or hearing for Tuesday, May 24, 1977, at 11:00 a.m., in the conference room of the Pocatello Airport, Pocatello, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestants may allow the Department without prejudice to dismiss the protests or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 5th day of May, 1977.


Loren O. Holmes
Assistant Regional Supervisor

29-7368 - Indian Hills Development

Conference Room, Pocatello Airport, Pocatello, Idaho

May 24, 1977 - 11:00 a.m.

ROSTER OF ATTENDANCE

Name	Address	Representing
A. Layne Hahn	Mink Co. Rd. Box 332-B	Self
Bonnie J. Hahn	Mink Cr Rd Box 332B	Self
Miriam Abramowitz	Box 336 Mink Creek Road	Self
Laurie Shuler	Box 352 Mink Creek Road	Self
L. E. Shuler	Box 352 Mink Creek Road	Self
H. Donaldson	Box 1387 Pocatello Ida.	Self
Maryalice Farnsworth	Mink Creek Rd. Box 338	Self
Delvin Farnsworth	Mink Creek Rd Box 338	Self
J. Newitt	Mink Creek Rd Box 357	Self
Horner Serrons	Mink Cr. rd P.O. Box 902	Self -
Richard L. Allen	1553 E. Center - Pocatello	INDIAN HILLS DEV Co
Robert D. Quindale	1553 E Center - Pocatello	" " "

RECEIVED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

In the Matter of Protest Against Approval
of Application for Permit No. 29-7368
in the name of INDIAN HILLS DEVELOPMENT CO., INC.

NOTICE OF CONFERENCE
AND/OR HEARING

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Failure to appear at the time and place set for hearing by the applicant or protestants may allow the Department without prejudice to dismiss the protests or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 5 1/2 day of May, 1977.


Loren O. Holmes
Assistant Regional Supervisor



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

C. Stephen Allred
Director

May 17, 1977

Mr. Merle Wilhelm
Airport Manager
Pocatello Airport
P.O. Box 1021
Pocatello, ID 83201

Dear Mr. Wilhelm:

This letter is to confirm the use of the Conference Room on Tuesday, May 24, 1977, beginning at 9:00 a.m. for conference and/or hearing.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:ME

RECEIVED
MAY 24 1977
IDaho Falls

Name and Address of Sender

Indicate type of mail:
☐ REGISTERED ☐ C.O.D.
☐ CERTIFIED

Attach stamp here if issued as certificate of mailing or for additional copies of this bill.
 POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET AND POST OFFICE ADDRESS	POSTAGE	FEE	R.R. FEE	INS. FEE	ACTUAL VALUE	HANDLING CHARGE	REMARKS
✓ 1	398 Mrs. Mrs. H. L. Latham, P.O. Box 1387, Pontiac	13	60					24-7368
✓ 2	399 Mr. Mrs. F. L. Latham, P.O. Box 1387, Pontiac	13	60					"
✓ 3	400 Mr. Mrs. F. L. Latham, P.O. Box 1387, Pontiac	13	60					"
✓ 4	401 Mr. Mrs. F. L. Latham, P.O. Box 1387, Pontiac	13	60					29-0276
✓ 5	402 Mr. Mrs. F. L. Latham, P.O. Box 1387, Pontiac	13	60					"
✓ 6	403 Mr. Mrs. F. L. Latham, P.O. Box 1387, Pontiac	13	60					22-1172
✓ 7	404 Mr. Mrs. F. L. Latham, P.O. Box 1387, Pontiac	13	60					"
✓ 8	405 Mr. Mrs. F. L. Latham, P.O. Box 1387, Pontiac	13	60					21-7105
✓ 9	406 Mr. Mrs. F. L. Latham, P.O. Box 1387, Pontiac	13	60					"
✓ 10	407 Mr. Mrs. F. L. Latham, P.O. Box 1387, Pontiac	13	60					21-7103
✓ 11	408 Mr. Mrs. F. L. Latham, P.O. Box 1387, Pontiac	13	60					"
✓ 12	409 Mr. Mrs. F. L. Latham, P.O. Box 1387, Pontiac	13	60					"
✓ 13	410 Mr. Mrs. F. L. Latham, P.O. Box 1387, Pontiac	13	60					"
✓ 14	411 Mr. Mrs. F. L. Latham, P.O. Box 1387, Pontiac	13	60					"
15								
16								
17								
18								
19								
20								

TOTAL NO. OF PIECES LISTED BY SENDER: 14

TOTAL NO. OF PIECES RECD. AT P.O.: 14

POSTMASTER, PER (Signature) (Name of receiving employee)

PS Form 3877, Dec. 1973

APPLICATION FOR REGISTERED, REGISTERED C.O.D. AND CERTIFIED MAIL

(Declaration of value is required on international registered mail)

U.S. OFFICE: 1974-0-527-738

FORM MUST BE MADE OUT IN INK OR BALL POINT PEN

MAILED

Financial Planning Services, Inc.

Richard L. Olsen

Phone 233-6132 - P. O. Box 4123
POCATELLO, IDAHO 83201

March 14, 1977

RECEIVED

MAR 15 1977

Department of Water Resources
Eastern District Office

State of Idaho
Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

Attn: Mr. Ronald D. Carlson, Supervisor
Eastern Region

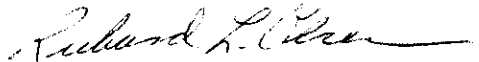
Re: Application for Permit No. 29-7368

Dear Mr. Carlson:

Thank you for your letter of March 9 concerning the protest that has been filed against the issuance of the permit for the above application. I do not feel that we will have any problem answering the questions that have been raised by the signers of the letter to you. We will look forward to hearing from you concerning the time and place set for the conference and would like to get this cleared up just as soon as possible so that we can proceed with the filing of the paperwork to form the water users association for the Valley View Estates Subdivision.

Sincerely,

INDIAN HILLS DEVELOPMENT CO., LTD.



Richard L. Olsen
General Partner

RLO:em

RECEIVED

Dedicated
to
Health
and
Well Being

Southeastern District Health Department

Courthouse - Pocatello, Idaho 83201

Tel. 232-8231, Ext. 37

March 11, 1977

RECEIVED

MAR 14 1977

Department of Water Resources
Eastern District Office

Residents Mink Creek Acres Subdivision
Box 336, Mink Creek Road
Pocatello, Idaho 83201

Ladies and Gentlemen:

This is in regard to the petition stating your concern regarding the application for a water permit for Valley View Estates. This particular subdivision was platted and filed in August of 1974. The proposal at that time was to provide individual subsurface sewage disposal systems and individual wells or water supplies. This Department reviewed the proposal and required that sanitary restrictions be placed on the plat as filed. These restrictions are to be lifted on a lot-by-lot basis depending on the merits or criteria and plans proposed at the time of permit application.

Since the plat was filed, a large well has been drilled to provide a community water supply to this development. The plans for this water system were approved by the Division of Environment, Health and Welfare on December 12, 1976. We were notified on February 11, 1977 by the Division of Environment, Health and Welfare not to issue further permits until the developer is in compliance. Therefore, sanitary restrictions will remain in force and no permits issued until said plans have been approved by the Health and Welfare Regional Engineers. If the plans for this central water system are approved, then our present Board of Health policy will be in effect which states in part that when a central water system or central sewage system other than subsurface is provided, the original lots may be subdivided. However, there are other certain criteria that must be met prior to lifting the sanitary restrictions on each lot or dividing them further. We are already aware that some of the lots will not meet this criteria due to topography and percolation rates.

At the present time, there are no State regulations in regard to density of housing in subdivisions that we can enforce other than Board policy, as mentioned above, which we do enforce in our eight county district.

MICROFILMED

In conclusion, I assure you that sewage and water permits will not be issued to any proposed lot that does not meet State and district regulations and rules. We understand and agree with your concern regarding this matter.

Sincerely,


Paul Cleaver
Dist. Director of Environmental Health

PC:110

cc: Bannock County Commissioners

Henry Moran
Dept. of Health and Welfare

Dan Mabey
Planning and Zoning

✓ Keith Higginson
Idaho Dept. of Water Resources

MICROFILMED

RECEIVED

MAR 10 1977

February 25, 1977

RECEIVED
MAR 8 1977
Department of Water Resources

Department of Water Resources
Eastern District Office

TO: BANNOCK COUNTY COMMISSIONERS
PAUL CLEAVER, Administrator - Department of Public Health
DAN MABEY, Administrator - PLANNING & ZONING DEPARTMENT
R. KEITH HIGGINSON, Director - Idaho Dept. of Water Resources

29-7368

RE: NOTICE OF APPLICATION FOR
WATER PERMIT - Indian Hills
Development Co., Ltd. -
Valley View Estates

Gentlemen:

We the undersigned hereby urgently request that the responsible Public Officials mentioned above, investigate the above referenced application for water permit and strictly adhere to subscribed mandatory requirements for subdivisions, as to proper sanitation and adequate water facilities.

We, as landowners mainly residing at lower elevations adjacent to Valley View Estates, the proposed subdivision, are highly concerned that the sewage percolation in this area is inadequate and that the water supply is wholly insufficient to warrant splitting of original platted subdivision. With reference to the latter, there have been instances of our water supply failing early in the summer, during an average snowfall year.

We insist that the letter of the law be adhered to pertaining to splitting of a platted subdivision and that proof as prescribed by Idaho Code be strictly adhered to as to sewage percolation test and adequacy of water.

Mr. & Mrs. Ed Shuler

Mr. & Mrs. Kayne Hawn

Mr. & Mrs. H. Donaldson

Mr. Percy B. Reed

Mr. & Mrs. Paul C. Wyatts

Mr. J. W. Reed

Mr. & Mrs. J. Delwin Farnsworth

John Hunter

Mr. & Mrs. Reid W. Nelson

R. W. Lenz

Mr. & Mrs. L. R. Helgeson

Richard W. Wolfe

Mr. & Mrs. Dana Sparks

Terry A. Wolfe

Mr. & Mrs. Homer Lemons

Mrs. Minnie Ahmanson

RECEIVED

RECEIVED

MAR 7 1977

February 25, 1977

Department of Water Resources
copies sent to Eastern District Office
" " " " " "
registered

BANNOCK COUNTY COMMISSIONERS
PAUL CLEAVER, Administrator - Department of Public Health
DAN MABEY, Administrator - PLANNING & ZONING DEPARTMENT
R. KEITH HIGGINSON, Director - Idaho Dept. of Water Resources

RE: NOTICE OF APPLICATION FOR
WATER PERMIT - Indian Hills
Development Co., Ltd. -
Valley View Estates

Gentlemen:

We the undersigned hereby urgently request that the responsible Public Officials mentioned above, investigate the above referenced application for water permit and strictly adhere to subscribed mandatory requirements for subdivisions, as to proper sanitation and adequate water facilities.

We, as landowners mainly residing at lower elevations adjacent to Valley View Estates, the proposed subdivision, are highly concerned that the sewage percolation in this area is inadequate and that the water supply is wholly insufficient to warrant splitting of original platted subdivision. With reference to the latter, there have been instances of our water supply failing early in the summer, during an average snowfall year.

We insist that the letter of the law be adhered to pertaining to splitting of a platted subdivision and that proof as prescribed by Idaho Code be strictly adhered to as to sewage percolation test and adequacy of water.

Mr. & Mrs. L. E. Shuler Mrs. D. M. G. Kasper
Mr. & Mrs. H. E. Donaldson Dr. Percy B. Reed
Mr. & Mrs. Paul C. Wyatts Dr. J. North
Mrs. & Mr. F. Delvin Farnsworth Jan Hunter
Mr. & Mrs. Reid W. Nelson L. W. Tansat
Mr. & Mrs. R. E. Lyman Richard W. Wolfe
Mr. & Mrs. Anna S. Spahr Terry A. Wolfe
Mr. & Mrs. Homer Sammons Mrs. Duane Abramowitz



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT

Cecil D. Andrus
Governor

March 9, 1977

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

R. Keith Higginson
Director

RE: Application for Permit NO. 29-7368 INDIAN HILLS DEVELOPMENT

Mrs. L. R. Hilzman
Mink Creek Road
Pocatello, Idaho 83201

Dear Mrs. Hilzman:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

- (1) Will the proposed use reduce the quantity of water under existing water rights?
- (2) Is the proposed water supply insufficient for the purposes intended?
- (3) Is the application made in good faith or for delay or speculative purposes?
- (4) Has the applicant sufficient financial resources with which to complete the project?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:cw

cc: IDWR - State Office



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT

Cecil D. Andrus
Governor

March 9, 1977

1515 Lincoln Road
Idaho Falls, Idaho 83401
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R. Keith Higginson
Director

RE: Application for Permit No. 29-7368 INDIAN HILLS DEVELOPMENT

Mr. & Mrs. Dana S. Spahr
Mink Creek Road
Pocatello, Idaho 83201

Dear Mr. & Mrs. Dana S. Spahr:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

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RONALD D. CARLSON
Supervisor,
Eastern Region

RDC: CW

cc: IDWR - State Office



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R. Keith Higginson
Director

RE: Application for Permit No. 29-7368 INDIAN HILLS DEVELOPMENT

Mr. & Mrs. Homer Semons
Mink Creek Road
Pocatello, Idaho 83201

Dear Mr. & Mrs. Semons:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

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Supervisor,
Eastern Region

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Idaho Falls, Idaho 83401
(208) 523-7186

R. Keith Higginson
Director

RE: Application for Permit No. 29-7368 INDIAN HILLS DEVELOPMENT

Mr. & Mrs. A. Loyne Hahn
Mink Creek Road
Pocatello, Idaho 83201

Dear Mr. & Mrs. Hahn:

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RONALD D. CARLSON
Supervisor,
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R. Keith Higginson
Director

RE: Application for Permit No. 29-7368 INDIAN HILLS DEVELOPMENT

Dr. Patsy B. Reed
Mink Creek Road
Pocatello, Idaho 83201

Dear Dr. Reed:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

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Supervisor,
Eastern Region

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R. Keith Higginson
Director

RE: Application for Permit No. 29-7368 INDIAN HILLS DEVELOPMENT

Ms. Jean Hunter
Mink Creek Road
Pocatello, Idaho 83201

Dear Ms. Hunter:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

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R. Keith Higginson
Director

RE: Application for Permit No. 29-7368 INDIAN HILLS DEVELOPMENT

Dr. F. Dewitt Reed
Mink Creek Road
Pocatello, Idaho 83201

Dear Dr. Reed:

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RONALD D. CARLSON
Supervisor,
Eastern Region

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R. Keith Higgenson
Director

RE: Application for Permit No. 29-7368 INDIAN HILLS DEVELOPMENT

Mr. R. W. Lenroot
Mink Creek Road
Pocatello, Idaho 83201

Dear Mr. Lenroot:

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Eastern Region

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R. Keith Higginson
Director

RE: Application for Permit No. 29-7368 INDIAN HILLS DEVELOPMENT

Mr. Richard W. Wolfe
Mink Creek Road
Pocatello, Idaho 83201

Dear Mr. Wolfe:

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R. Keith Higginson
Director

RE: Application for Permit No. 29-7368 INDIAN HILLS DEVELOPMENT

Ms. Terry A. Wolfe
Mink Creek Road
Pocatello, Idaho 83201

Dear Ms. Wolfe:

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DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT

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R. Keith Higginson
Director

RE: Application for Permit No. 29-7368 INDIAN HILLS DEVELOPMENT

Mrs. Mariam Abramowitz
Mink Creek Road
Pocatello, Idaho 83201

Dear Mrs. Abramowitz:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

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Eastern Region

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
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R. Keith Higginson
Director

RE: Application for Permit No. 29-7368 INDIAN HILLS DEVELOPMENT

Mr. & Mrs. E. E. Sluder
Mink Creek Road
Pocatello, Idaho 83201

Dear Mr. & Mrs. Sluder:

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Eastern Region

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STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EASTERN DISTRICT

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Governor

March 9, 1977

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Idaho Falls, Idaho 83401
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R. Keith Higginson
Director

RE: Application for Permit No. 29-7368 INDIAN HILLS DEVELOPMENT

Mr. & Mrs. H. E. Donaldson
P.O. Box 1387
Pocatello, Idaho 83201

Dear Mr. & Mrs. Donaldson:

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R. Keith Higginson
Director

RE: Application for Permit No. 29-7368 INDIAN HILLS DEVELOPMENT

Mr. & Mrs. Paul C. Wyatt, Jr.
Mink Creek Road
Pocatello, Idaho 83201

Dear Mr. & Mrs. Wyatt:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

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Eastern Region

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT

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Governor

March 9, 1977

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

R. Keith Higginson
Director

RE: Application for Permit No. 29-7368

Mr. & Mrs. F. Delwin Farnsworth
Mink Creek Road
Pocatello, Idaho 83201

Dear Mr. & Mrs. Farnsworth:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

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R. Keith Higginson
Director

RE: Application for Permit No. 29-7368 INDIAN HILLS DEVELOPMENT

Mr. & Mrs. Reid W. Nelson
Mink Creek Road
Pocatello, Idaho 83201

Dear Mr. & Mrs. Nelson:

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March 9, 1977

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

R. Keith Higginson
Director

Indian Hills Development Co., Ltd.
P.O. Box 4123
Pocatello, Idaho 83201

RE: Application for Permit No. 29-7368

Gentlemen:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application No. 29-7368. You should be aware that the following are the principal items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

- (1) Will the proposed use reduce the quantity of water under existing water rights?
- (2) Is the proposed water supply insufficient for the purposes intended?
- (3) Is the application made in good faith or for delay or speculative purposes?
- (4) Has the applicant sufficient financial resources with which to complete the project?

The Department cannot allow a permit for irrigation purposes which would entail the use of more than a continuous flow of 0.02 cubic feet per second of water for each acre of land, or an annual amount of 5 acre feet for each acre of land, unless the applicant can show that more is required (Section 41-202, Idaho Code).

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

If we may be of any assistance, please contact us.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC: CW

cc: IDWR - State Office

March 7, 1977

RE: Application for Permit No. 29-7367 COUNTRY ESTATES
No. 29-7368 INDIAN HILLS
No. 29-7369 LITTLE CREEK RANCH

Idaho State Journal
Box 431
Pocatello, Idaho 83201

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced applications. The legal notice was to have been published in your paper on February 17 and February 24, 1977.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

cc: IDWR - State Office



STATE OF IDAHO

DEPARTMENT OF HEALTH AND WELFARE

RECEIVED

FEB 15 1977

Department of Water Resources
Eastern District Office

DIVISION OF ENVIRONMENT
636 Pershing
Pocatello, Idaho
83201

14 February 1977

C
O
P
Y

Indian Hills Development Co., Ltd.
P.O. Box 4123
Pocatello, Idaho 83201

Re: Application #29-7368 (Bannock County)

Gentlemen:

We have been apprised of your application to appropriate public waters of the State of Idaho to provide potable water for 20-25 families.

Such a system is defined as a public water supply (Title 39-103(15) Idaho Code). Title 39-118 of the Idaho Code requires that plans and specifications for such facilities be reviewed and approved by our Department prior to construction.

For your information, we are enclosing a copy of the Public Water Regulations, as well as a copy of the Idaho Drinking Water Standards.

If you have any questions concerning our requirements, or interpretation of the regulations and standards, please do not hesitate to write or call our office.

Yours very truly,

Henry L. Moran, P.E.
Rgnl. Environmental Supervisor

HLM/md
Enc.

CC: Ron Carlson
Paul Cleaver
Tom Hopkins

February 10, 1977

RE: Application for Permit No. 29-7367 COUNTRY ESTATES
No. 29-7368 INDIAN HILLS DEVELOPMENT

Idaho State Journal
Box 431
Pocatello, Idaho 83201

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 3-19-77 by CW

RDC:CW

Enc: Legal Notice (2)

RECEIVED

February 10, 1977

RE: Application for Permit No. 29-7368

Indian Hills Development
P.O. Box 4123
Pocatello, Idaho 83201

Dear Mr. Olsen:

Attached herewith is departmental receipt No. 4533 in the amount of \$25.00 for the above referenced application.

Very truly yours

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:CW

Enclosure



February 10, 1977

RE: Application for Permit No. 29-7368 INDIAN HILLS DEVELOPMENT

Mr. Kirby Vickers
Public Health Engineer
Department of Health & Welfare
636 Pershing
Pocatello, Idaho 83201

Dear Mr. Vickers:

We are enclosing a copy of an application that may be of interest to your agency. Please review the application and if you have any comments, submit them to our Department as soon as possible. The last date of protest is March 7, 1977, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Enclosure

February 10, 1977

RE: Application for Permit No. 29-7368 INDIAN HILLS DEVELOPMENT

Mr. Art Packett
Regional Director
Idaho State Planning & Community Affairs Agency
600 East Oak, Suite B
Pocatello, Idaho 83201

Dear Mr. Packett:

We are enclosing a copy of an application that may be of interest to your agency. Please review the application and if you have any comments, submit them to our Department as soon as possible. The last date of protest is March 7, 1977, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Enclosure

RECEIVED
FEB 14 1977
IDaho State Planning & Community Affairs Agency

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Indian Hills Development Co., Ltd.,
Pocatello, Idaho

has on 2-07-77 submitted Application No. 29-7368
for a permit to appropriate 0.30 cubic feet per second XXXXXXXXXXXXXXXXXXXX
of water from ground-water sources
by means of wells and pumps
within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ (2 points), Sec. 30, T. 7S, R. 35E, B.M., Bannock County;

to be used from Jan. 1 to Dec. 31
for domestic purposes for 20 to 25 families

within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 7S, R. 35E, B.M.

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before _____
March 1, 1977

R. KEITH HIGGINSON

Director

Published in the Idaho State Journal, Pocatello, Idaho

February 17 and February 24, 1977

RECEIVED
FEB 24 1977

me-
J.
me-
U.

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. _____

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) ARK 2/7/77

In form to receipt

(2) ARK 2/7/77

Send Copies to:

☒ Idaho State Health Department
☒ Idaho Fish and Game Department
☒ Bureau of Land Management
☒ ART PACKETT
☒ Request Special Use Permit from U.S.F.S.
☒ Request Easement from B.L.M.

(3) ARK 2/7/77

☒ Request Information from Applicant

(4) ARK 2/7/77

Richard L. Owens to the Cur telecom
In form for advertising 2-07-77
ARK

(5) ARK 2/7/77

Platted on Map No. Appt 5 Rg 35E

(6) ARK 2/7/77

Located within Water District No. 29

(7) ARK 2/7/77

Critical groundwater area: yes _____ no X

(8) ARK 2/7/77

Groundwater levels:

_____ Declining, X Stable, _____ Increasing

(comment) _____

(9) ARK 2/7/77

Other rights on the same place of use None

(10) ARK 2/7/77

Comments: None

(11) CW 3-07-77

Affidavit of Publication received (date) Mar 9, 1977

(12) CW 3-07-77

Final date for protests March 7, 1977

Protests received: yes X no _____

(13) RDC 7/15/77

All requested information received from agencies or applicant: yes _____ no _____

(14) 11 11

Action recommended:

☒ Approve _____ Deny

2/7/77 Proposed Priority

Reason for Reduction _____

☒ Measuring device required

See attached sheet for other conditions of approval

No special conditions for approval

(15) District E

By RDC

Date 7/15/77

Copy
Mark