

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 29-7367 Priority February 7, 1977 Amount 0.40 cfs

THIS IS TO CERTIFY, that COUNTY ESTATES, Ltd.
of Pocatello, Idaho, has complied with the terms and conditions of Permit
No. 29-7367 issued pursuant to Application for Permit dated February 7, 1977,
and has submitted proof to the Department of Water Resources on April 3, 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 0.60 cfs of water from 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>	from <u>January 1</u> to <u>December 31</u> at <u>0.40</u> cfs and	<u>33.6</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 0.40 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 for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
33.6 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, SE $\frac{1}{4}$ NE $\frac{1}{4}$,
Sec. 27, Twps. 5S, Rge. 34E, B.M. 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 $\frac{1}{4}$	
5S	34E	26					X	X											
		27	X			X													

Total number of acres irrigated _____

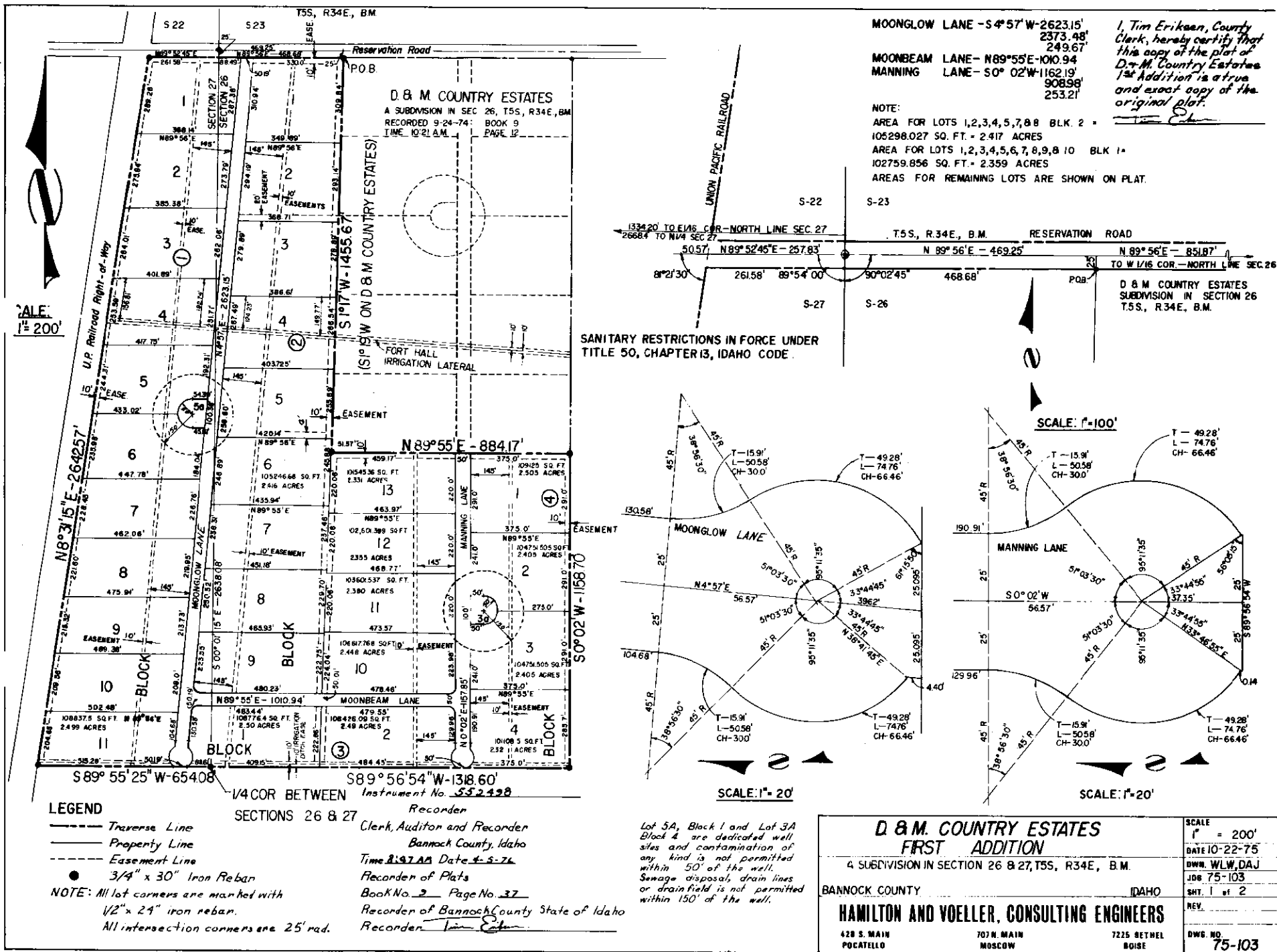
NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 23 day of
July, 19 79.

Director

MICROFILMED



LICENSING AMENDMENT

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR AMENDMENT OF A PERMIT

RECEIVED

Jul 11 1979

To change the point of diversion and/or the place of use Department of Water Resources

Comes now Country Estates, Ltd.

of (address) Box 4123, Pocatello, Idaho, 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. 29-7367, and requests that the permit and permit map be changed as follows:

NO CHANGE

1. Point of diversion: ¼ ¼, Section, Township, Range, B.M.,
County of. Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

NO CHANGE

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)

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	
5S	34E	26					X	X											
		27	X			X													

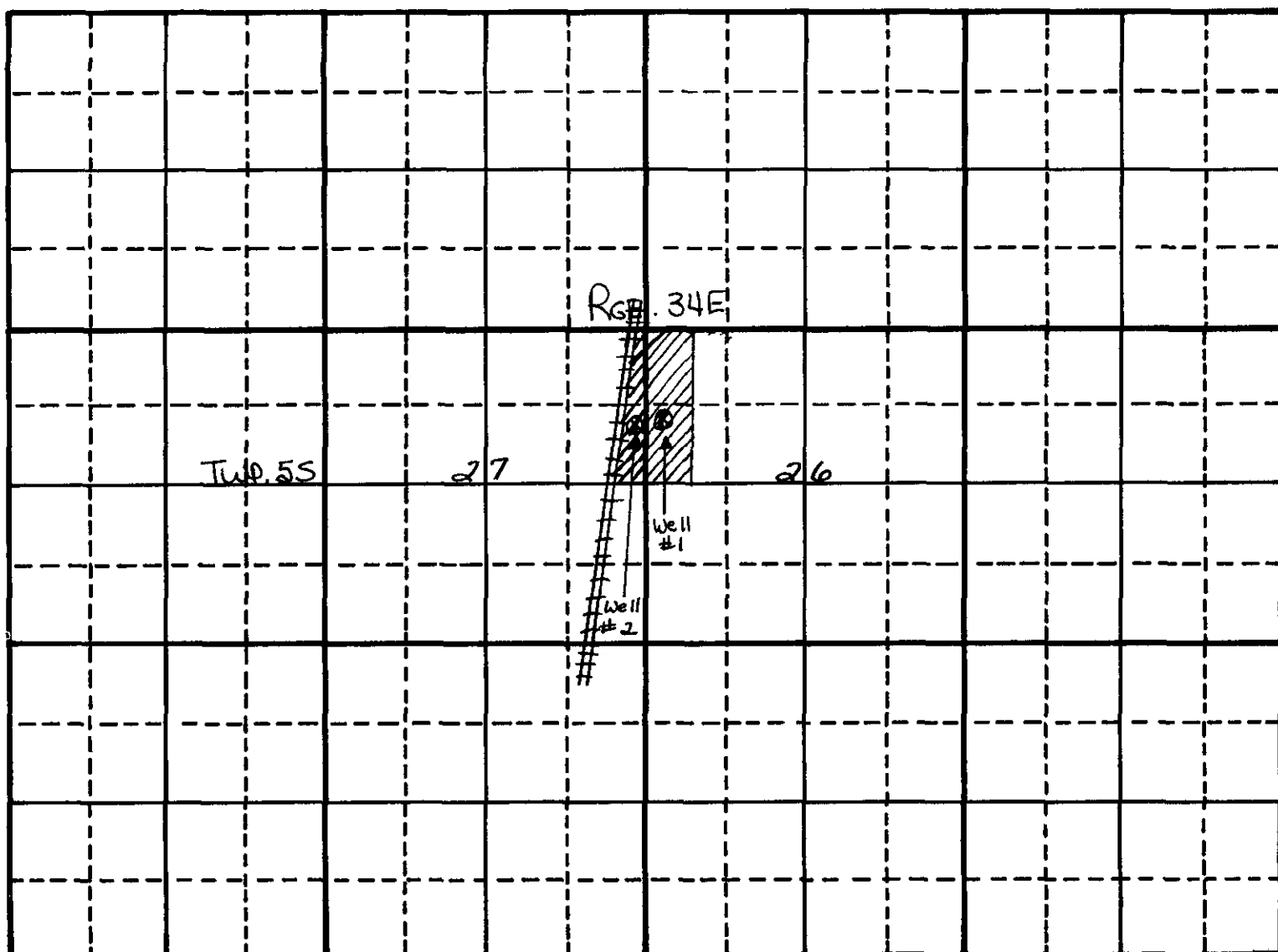
Total number of acres to be irrigated =

4. a. Who owns the property at the point of diversion? Permitholder
b. Who owns the land to be irrigated or the place of use? Permitholder
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

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Complete the following map by showing land and point of diversion as proposed by this amendment.

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



Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Peocatello, Idaho, this 9th day of July, 1979.
COUNTRY ESTATES LTD
Richard L. Olson
(Signature)

Received by

92-284 20.00

FOR DEPARTMENT USE ONLY

14393

Preliminary check by _____ Fee = \$20.00

Received by my Date 7-12-79

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, C. STEPHEN ALLRED, Director of the Department of Water Resources hereby

APPROVE the above referenced application for amendment for Permit No. 29-7367

Witness my hand this 23 day of July

19 79

Stephen Allred
Director

29 7367

Identification No. _____

Application No. _____

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 Country Estates, 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 _____
3. a. Location of point of diversion is S W $\frac{1}{4}$ of N W $\frac{1}{4}$ of Section 26 Township 5 S
 Range 34 E B.M. Bannock County; additional points of diversion if any: _____
(Block 4, Lot 3A, D & M Country Estates), SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 27
Trwp 5S, Rge 34E B.M. Bannock County
- 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 0.40 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. 0.40 cubic feet per second and/or
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. Two 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 6 inches; proposed depth of well is 150 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 \$ _____.
8. Description of proposed uses:
 a. If water is **not** for irrigation:
 (1) Give the place of use of water: S W $\frac{1}{4}$ of N W $\frac{1}{4}$ of Section 26 Township 5 S
 Range 34 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 D & M Country Estates Subdivision, number of families to be supplied with domestic water 40.
 (5) If water is to be used for other purposes describe: _____

MICROFILMED

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

[illegible]

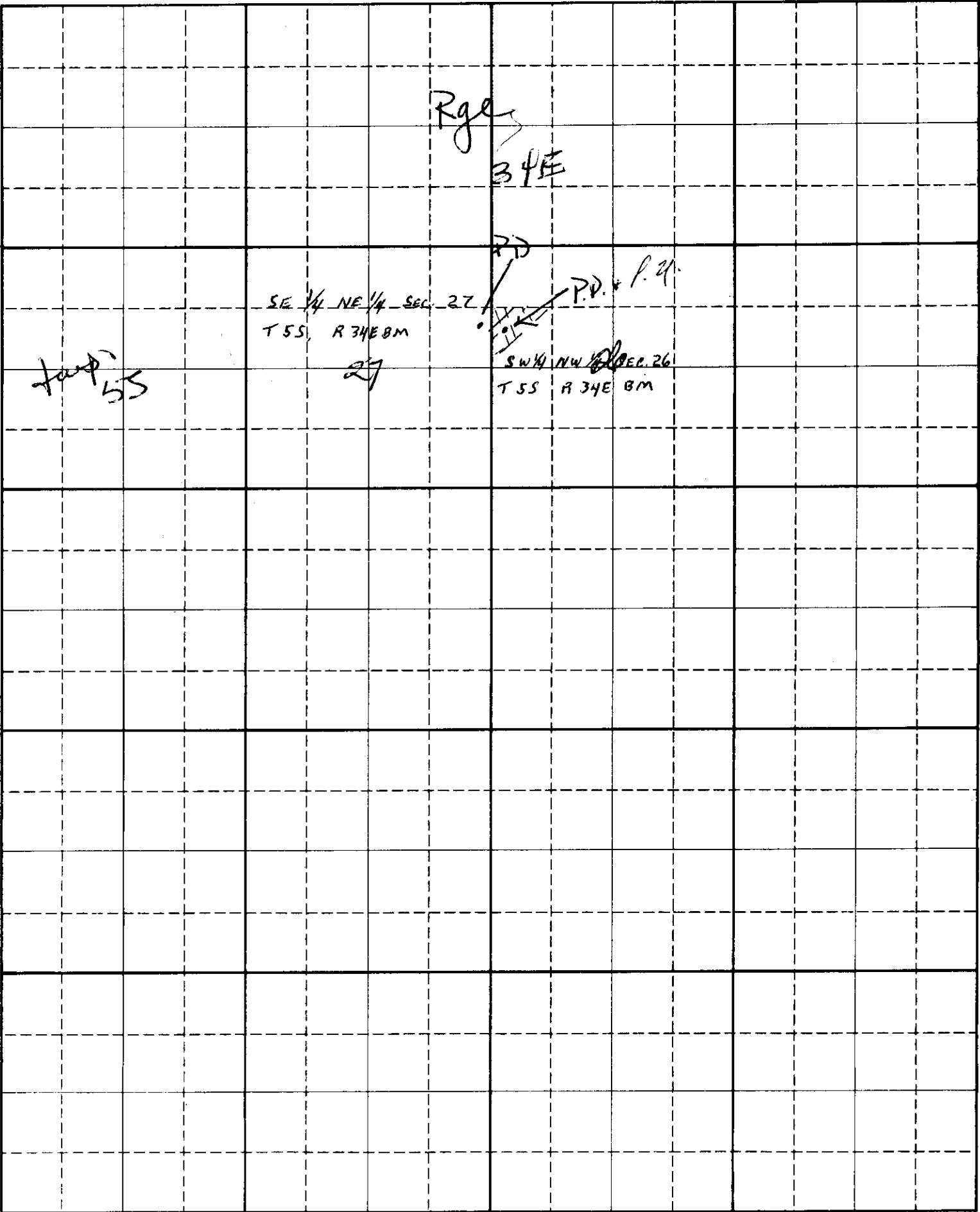
Total number of acres to be irrigated_____

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 COUNTRY ESTATES, 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 These two wells are to provide additional capacity for the 40 lots
in the D & M Country Estates Subdivision and 1st addition. The first well
was drilled in October of 1974, when the land was being developed by another
individual. The enclosed copy of the subdivision plat indicates the location
of the three wells within the subdivision. Irrigation water will be provided
from water rights in the Fort Hall Irrigation Co.

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. Olsen
(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

Received by CW Date 2-07-77 #4532

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: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by jc

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. 29-7367, 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 April 1, 19 78.

c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 28th day of March, 19 77.


Director

PROOF OF PUBLICATION

RECEIVED

MAR 9 1977

STATE OF IDAHO
County of Bannock

ss.

Department of Water Resources
Eastern District Office

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.

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

Dyonna Roberts

Notary Public, State of Idaho
Residence: Pocatello, Idaho

MICROFILMED

PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

NOTICE OF APPLICATION FOR WATER PERMIT.

Notice is hereby given that Country Estates, Ltd., Pocatello, Idaho has on 2-07-77 submitted Application No. 29-7367 for a permit to appropriate 0.40 cubic feet per second of water from ground-water sources by means of wells and pumps within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, SE $\frac{1}{4}$ N $\frac{1}{4}$, Sec. 27, 5S, R. 34E, B.M., Bannock County; to be used from Jan. 1 to Dec. 31 for domestic purposes for 40 families within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, T. 5S, R. 34E, 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. 102

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.

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

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, 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

James Roberts

Notary Public, State of Idaho
Residence: Pocatello, Idaho

orm 238-7
1/82

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

USE TYPEWRITER OR
BALLPOINT PEN

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name D & M Water Association
Address 13651 N. Manning Lane Pocatello, Id.
Owner's Permit No. 29-88-E-033

2. NATURE OF WORK

WR # 29-07367
☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

3. PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary
☒ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____
Thickness Diameter From To
.250 inches 10" inches + 1 feet 132 feet
.250 inches 8" inches 126 feet 226 feet
.250 inches 6" inches 205 feet 568 feet
inches inches feet feet

Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☒ Knife ☐ Torch
Size of perforation 1/4 inches by 2 inches

Number From To
540 perforations 535 feet 550 feet
360 perforations 280 feet 290 feet
perforations feet feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____
Diameter Slot size Set from feet to feet
Diameter Slot size Set from feet to feet

Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____
Placed from feet to feet

Surface seal depth 18' Material used in seal: ☐ Cement grout
☒ Bentonite ☐ Puddling clay ☐ _____

Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing
☒ Overbore to seal depth

Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent
Weld

☐ Cemented between strata

Describe access port Well Seal

7. WATER LEVEL

Static water level 65' feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature 70 °F. Quality Good
Describe artesian or temperature zones below.

8. WELL TEST DATA

☒ Pump ☐ Bailer ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
100	210'	1 Hr.

9. LITHOLOGIC LOG

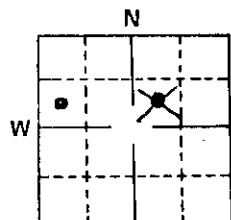
Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
10"	0	40	Brown Clay		X
	40	56	Gravel		X
	56	70	Brown Clay & Some Gravel		X
	70	90	Gravel	X	
	90	113	Clay & Gravel		X
	113	126	Brown Clay		X
	126	127	Soft Rock	X	
	127	129	Brown Clay		X
	129	134	Reddish Basalt	X	
	134	148	Grey Basalt	X	
	148	162	Hard Grey Basalt	X	
	162	166	Soft Brown Basalt	X	
	166	167	Hard Grey Basalt	X	
	167	171	Dark Grey Clay		X
	171	226	Hard Brown Clay, Gravel, Streaks of Red Rock		X
	226	240	Grey Basalt	X	
	240	250	Purple & Brown Clay		X
	250	285	Greenish Grey Basalt	X	
	285	288	Red Cinders	X	
	288	293	Grey Basalt	X	
	293	310	Red Clay		X
	310	325	Streaks of Brown Clay & Conglomerant Shale		X
	325	345	White Clay		X
	345	375	Conglomerant Whale	X	
	375	385	White Clay		X
	385	390	White Sandstone	X	
	390	400	Pink Waxy Shale		X
	400	525	Conglomerant, Waxy, Clay Shale		X
	525	550	Grey Shale	X	
	550	570	Loose Grey Shale	X	

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JUN 13 1990

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name Eastern District

Lot No. _____ Block No. _____

County Bannock

SW 1/4 NW 1/4 Sec. 27, T. 5 N/S, R. 34 E/W

10. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.

Firm Name Jack Cushman Drilling Firm No. #94
1405 South Broadway
Address Blackfoot, Idaho Date 2/7/89

Signed by (Firm Official) Jack Cushman

and
(Operator) Mark Staples
Nyle Bailey

Drilling Permit No. 29-88-E-033
Water Permit No. 29-7367
Injection Permit No. _____

Steve Mrs. Carmic

State of Idaho
Department of Water Resources

DRILLING PERMIT

(Authorizing Construction of a Well)*

RECEIVED

JUN 15 1988

Department of Water Resources
Eastern District Office

1. Applicant D & M Water Association
2. Address 13651 N. MANVING LN
Pocatello, Idaho 83202 Telephone 237-9059
(☒) Well Owner (☒) Well Operator (☐) Other, specify _____
3. Proposed well location SW 1/4 NW 1/4, or Gov't lot No. _____,
Sec. 27, Twp. 55, Rge. 34 E, County BANNOCK,
Lot, block and subdivision _____
4. Proposed use of well: (Check all that apply)
(☒) Domestic (#) 29-7367 (☐) Stockwater (☐) Monitoring
(☐) Irrigation (☐) Industrial (☐) Municipal
(☐) Injection (☐) Other, Specify _____
Department of Water Resources
5. Well construction information:
(☐) New well (☐) Deepen (☒) Replace
Proposed surface diameter 8" 10 Maximum depth 210
Anticipated bottom hole temperature:
(☒) 85°F or less (Cold water well)
(☐) 85°F to 212°F (Low temp. geothermal well)
(☐) 212°F or more (Geothermal well)
6. Anticipated construction start date 6-13-88
7. Well Driller (if known) JACK Cushman Well Drilling
Address Blackfoot
8. Applicant's signature Robert J. Taylor
Title Board Member
Date 6-10-88

* After other pre-requisite approvals have been obtained. # 29-7367

* Fee is \$10 for single family domestic. Other uses may be \$100, \$50 or \$10.

1000-8000
Shojo Ave
15
Id 83402

ACTION OF IDWR

(XX) Approved () Denied

The approval of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

GENERAL CONDITIONS:

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

SPECIFIC CONDITIONS:

Dated this 15th day of June, 1988.

Signed Ronald D. Carter

Title Eastern Regional Manager

Received by dg Fee \$100 Date 6-15-88

Receipt No. E000405 Construction start extension to _____

Extension approved by _____



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CERTIFIED MAIL

August 22, 1989

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

Jack Cushman Drilling and Pump Co., Inc.
1405 South Broadway
Blackfoot, ID 83221

Reference: D & M Water
Association - Drilling Permit
29-88-E-033

Attn: Mr. Bob Cushman

Dear Bob:

I spoke to Mr. Gary Erickson on August 17, 1989, and Mr. Bob Taylor informed him that he had spoke to you on August 10, 1989, regarding the D & M Water Association well. You indicated to Mr. Taylor that your firm would move in a drill rig to plug off the lower perforations of the well on a Friday and would give him a couple of days notice. As I indicated to you on the phone on August 8, 1989, the IDWR prefers to have D & M Water Association and your firm work out your differences between yourselves and to repair this well promptly and we appreciate your recent efforts in this regard.

The IDWR believes that the deeper geothermal aquifer perforated at 530-550 feet in this well is contaminating the shallower aquifer perforated at 280-290 feet. The IDWR requires that the interior and annular space behind the casing be plugged with bentonite cement grout from at least the base of the lower perforations at 550 feet up to 325 feet below land surface (refer to IDWR Well Construction Standards, 1989, Sections 3,3,1. and 3,4). This plug should entirely restrict the vertical flow of water between these aquifers and should allow for the flow of water from the perforations at 280-290 feet.

Notice: This well must be repaired to our satisfaction within 30 days of receipt of this letter to avoid further action. Please send us a prospectus describing how you plan to repair this well prior to beginning operations (IDWR, Well Construction Standards, Section 3,13 and 4.). Notify me at 327-7956 or Dennis Dunn at 525-7161 at least 24 hours in advance of moving onto this well to begin repairs.

Sincerely,

MARK S. SLIFKA, Hydrogeologist
Groundwater Protection Section

MSS:js

Enclosure: Drilling Permit # 29-88-E-033

CC: Dennis Dunn (E. Reg.), Leah Street (S. Reg.)

Drilling Permit No. 29-88-E-033
Water Permit No. 29-7367
Injection Permit No. _____

Steve m's Carmic

State of Idaho
Department of Water Resources

DRILLING PERMIT

(Authorizing Construction of a Well)*

RECEIVED

JUN 15 1988

Department of Water Resources
Eastern District Office

1. Applicant D & M Water Association
2. Address 13651 N. MANNING LN
Pocatello, Idaho 83202 Telephone 237-9059
☒ Well Owner ☒ Well Operator ☐ Other, specify _____
3. Proposed well location SW 1/4 NW 1/4, or Gov't lot No. _____,
Sec. 27, Twp. 55, Rge. 34 E, County BANNOCK,
Lot, block and subdivision _____
4. Proposed use of well: (Check all that apply)
☒ Domestic (#) 29-7367 ☐ Stockwater ☐ Monitoring
☐ Irrigation ☐ Industrial ☐ Municipal
☐ Injection ☐ Other, Specify _____
Department of Water Resources
5. Well construction information:
☐ New well ☐ Deepen ☒ Replace
Proposed surface diameter 8' 10" Maximum depth 210
Anticipated bottom hole temperature:
☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212°F or more (Geothermal well)
6. Anticipated construction start date 6-13-88
7. Well Driller (if known) JACK Cushman Well Drilling
Address Blackfoot
8. Applicant's signature Robert R. Taylor
Title Board Member
Date 6-10-88

* After other pre-requisite approvals have been obtained. # 29-7367

* Fee is \$10 for single family domestic. Other uses may be \$100, \$50 or \$10.

72 11/11/88
150 Shoup Ave
Suite 15
IF, ID 83402

ACTION OF IDWR

(X) Approved () Denied

The approval of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

GENERAL CONDITIONS:

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

SPECIFIC CONDITIONS:

Dated this 15th day of June, 1988.

Signed

Title Eastern Regional Manager

Received by dg Fee \$100 Date 6-15-88

Receipt No. E000405 Construction start extension to _____

Extension approved by _____

July 23, 1979

Country Estates, Ltd.
P.O. Box 4123
Pocatello, ID 83201

Gentlemen:

RE: Water Right No. 29-7367

Enclosed herewith is a copy of the water right license issued on the above referenced permit.

Also enclosed is a copy of the approved application for amendment along with receipt no. 14393 for the amount of \$20.00.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:rr

Enclosures

MICROFILMED

Financial Planning Services, Inc.

Richard L. Olsen

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

RECEIVED

JUL 11 1979

Department of Water Resources

July 9, 1979

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

ATTENTION: Jan Grover, Water Rights Supervisor

RE: Permit No. 29-7367

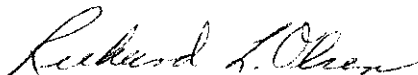
Dear Ms. Grover:

Enclosed is a Licensing Amendment for water for the D & M Country Estates Subdivision. I have also enclosed a check for \$20 for the required fee.

Please let me know if there is anything else that is needed.

Sincerely,

COUNTRY ESTATES, LTD.



Richard L. Olsen
General Partner

RLO:grv

Enclosures

100-2072-2071A



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

June 12, 1979

Re: Permit No. 29-7367

Country Estates, Ltd.
P.O. Box 4123
Pocatello, Idaho 83201

Gentlemen:

A representative of this Department made an examination of the works covered by your Permit No. 29-7367 on May 19, 1978, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.40 cfs Source: groundwater

The maximum quantity diverted shall not exceed 33.6 acre feet
per year.

Point of diversion: SW¹/₄, Sec. 26, SE¹/₄, Sec. 27, Twp. 5S,
Rge. 34E, B. M.

Beneficial use: Domestic use within the W¹/₄, Sec. 26, E¹/₄, Sec. 27,
Twp. 5S, Rge. 34E, B. M.

Priority date established: February 7, 1977

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,

JAN GROVER
Water Rights Supervisor

JG/kw
Enclosure

MICROFILMED

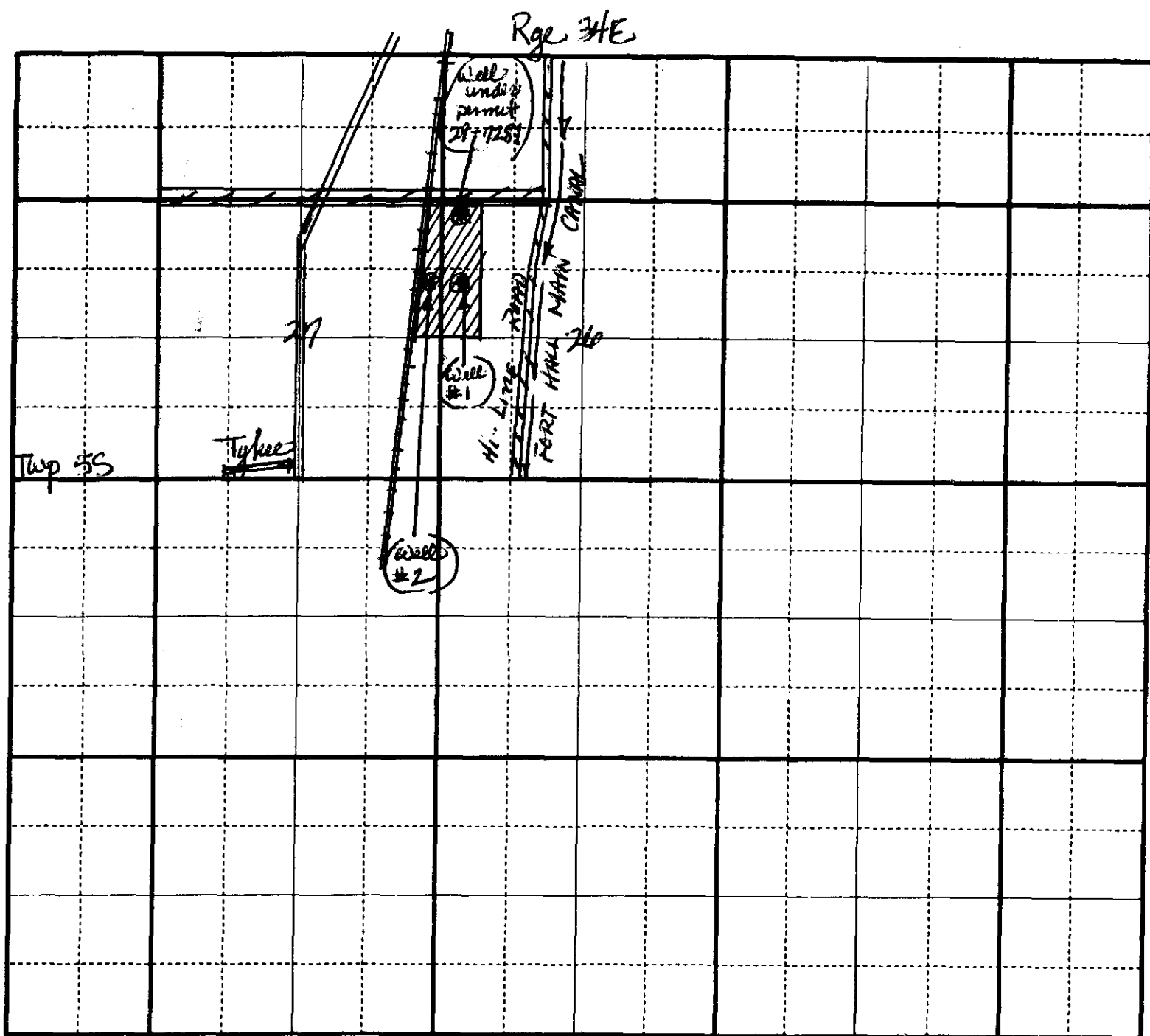
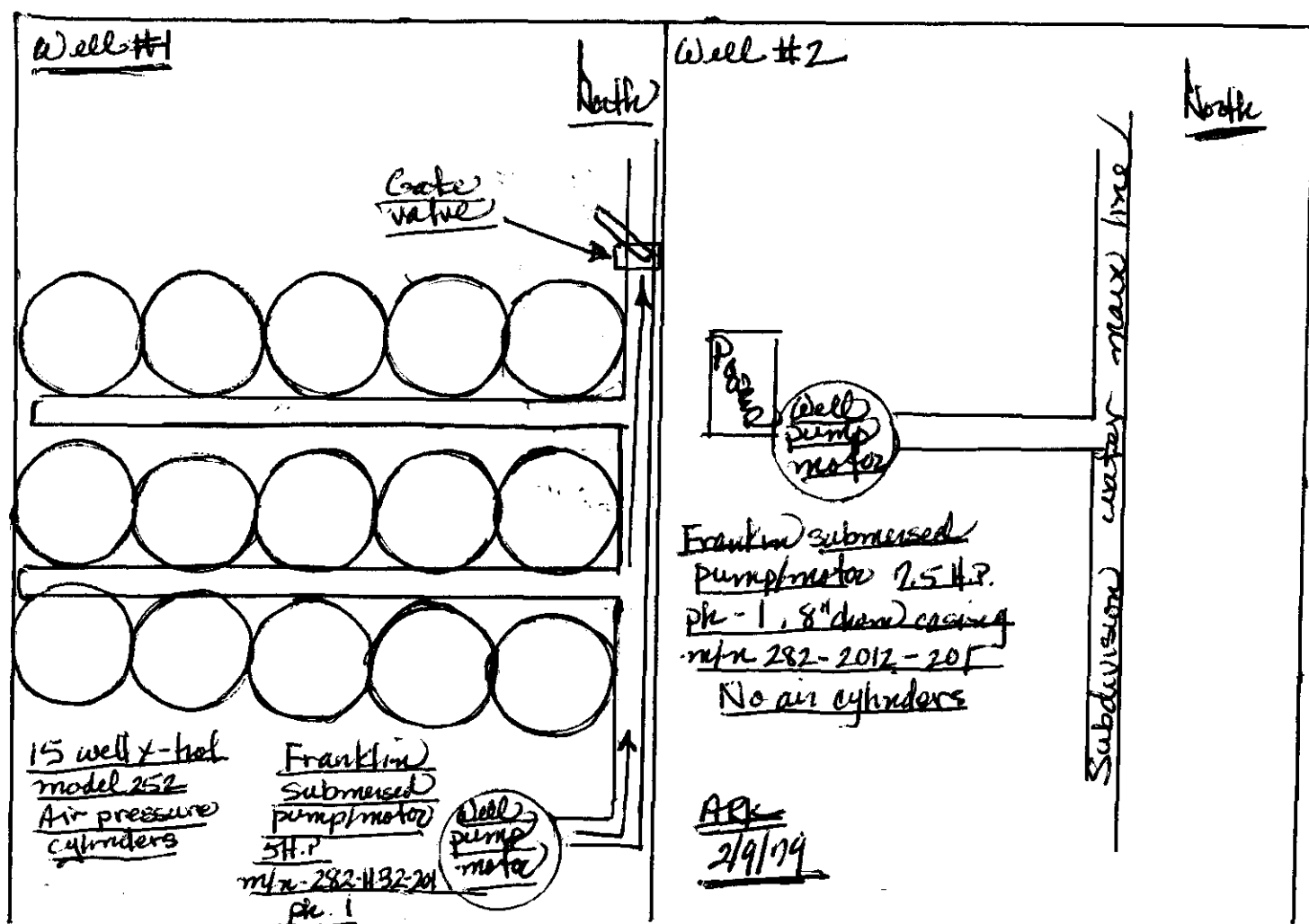


Diagram of System



DATE OF EXAM 5/19/78

ACREAGE
Found n/a
Recommended n/a

Irrigation Requirement n/a Ac Ft/Ac

USE
Irrigation Q = c.f.s. V = AF/Ann. from to
Domestic Q = .40 c.f.s. V = 33.6 AF/Ann. from Jan 1 to Dec 31
Livestock Q = c.f.s. V = AF/Ann. from to

Is water co-mingled? yes no X

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

Exchange? yes no X

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

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

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

Total Q measured .60 cfs (Theoretical) Method of measurement Theoretical

Total Q recommended .40 cfs Meter No. n/a Type n/a Condition n/a

Total V recommended 33.6 Aft/yr

Recommended Amendments:

P.D.
(Place of Use) Add NW 1/4 Sec 26, SENE, NENE Sec 27, Twp. 55 Rge 34E.
Other
None

MEASUREMENT CALCULATION:

Well #1 - $\frac{(5)(.7)(8.814)}{(60)+(30)(2.31)} = \frac{30.85}{129.30} = .24 \text{ cfs}$; Well #2 - $\frac{(7.5)(.7)(8.814)}{(60)+(30)(2.31)} = \frac{46.3}{129.3} = .36 \text{ cfs}$
 $28 \text{ units} \times .02 \text{ cfs/unit} = .56 \text{ (this may filing)}$

$1.20 \text{ Aft/yr} \times 28 \text{ dom. units} = 33.6 \text{ Aft/yr} < 1.9835 \times .40 \times 365 = 289.6 \text{ Aft/yr}$

SYSTEM DESCRIPTION:

Groundwater is diverted from two wells located within the development. Well #1 - 5 H.P. Submersed Franklin pump/motor, pk 1, m/n - 282-1132-201, 6" diam well casing. Well #2 - 7.5 H.P. Franklin Submersed pump/motor, m/n - 282-2012-201, pk 1, 8" diam well casing. There are 15 wellhead 252 captive air tanks that maintain pressure between 30-50 psi. SWL in both wells is approx 60' deep from well logs.

REMARKS: The system has a special timing mechanism that allows each well its individual turn at contributing water to the system. Well #2 and another well located in the NW 1/4 Sec 26 and permit 29-7281 are used the most while well #2 is used essentially as a backup source during periods of peak water consumption. Although there is a total of 40 lots in the subdivision that will eventually divert water for domestic purposes, there are presently only 28 houses that have been completely constructed that are actually hooked up to the system.

Examiner's Signature Anthony R. Kozlowski Date 2/9/79

Checked by John D. Carlson Date 2/9/79

Approved by Date

* Note: there is an approved permit # 29-7281 for .40 cfs for a third well located in NW 1/4 Sec 26 that contributes water to this subdivision.

April 11, 1978

Re: Permit No. 29-7367

Mr. Richard Olsen
Country Estates, Ltd.
P.O. Box 4123
Pocatello, Idaho 83201

Dear Mr. Olsen:

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,

JANICE RENK
Water Rights

MICROFILMED

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

APR 3 1978

1. a) Name of Permit Holder COUNTRY ESTATES, LTD. Department of Water Resources
b) Post Office Address P.O. Box 4123, Pocatello, Idaho 83201
2. Permit Number 29-7367
3. Date of Priority that you are prepared to establish April 1, 1977
4. a) Source from which water was appropriated Subterranean
b) Location of the point of diversion: SE ¼ NE ¼, Section 27
Township 5 S, Range 34 E, Boise Meridian, Other points of diversion: More
specifically Lot 3a, Block 4 and Lot 5a, Block 1, D & M Country Estates
First Addition, Bannock County, Idaho
5. a) The amount of water and use to which the water has been applied:
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)
Amount .42 for Domestic culinary purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated .42 all for domestic culinary use _____ 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: Air pressure by Jack Cushman Drilling
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:
N/A
b) Describe the agreement or understanding by which you take water from the works: _____
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) Lot 5a, Block 1 - 7½ hp, 5½"
Lot 3a, Block 4 - 5 hp, 4"
Both wells have 6" casings; the one in Lot 3a, Block 4 is 125 feet deep; the
one in Lot 5a, Block 1 is 165 feet deep.
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
2" flow meter
c) Give well driller's name and address and the date the well was completed: JACK CUSHMAN DRILLING & PUMP
CO., 1405 South Broadway, Blackfoot, ID 83221 12-11-75 Lot 3A, Block 4
12-11-76 Lot 5a, Block 1
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
To provide domestic culinary water for 30 lots in D & M Country Estates
First Addition.

January 31, 1978

CERTIFIED MAIL

138357

Re: Permit No. 29-7367

Country Estates, Ltd.
P. O. Box 4123
Pocatello, Idaho 83201

Gentlemen:

One of the conditions of approval of your water Permit No. 29-7367 (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 April 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.



C. STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit



April 1, 1977

Re: Permit No. 29-7367

Country Estates, Ltd.
P. O. Box 4123
Pocatello, ID 83201

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 29-7367. 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 install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enclosure: Copy of permit

MICROFILMED

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

MICROFILMED



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

Country Estates, Ltd.
P.O. Box 4123
Pocatello, Idaho 83201

Re: Application #29-7367 (Bannock County)

Gentlemen:

We have been apprised of your application to appropriate public waters of the State of Idaho (ground water) to provide potable water for forty 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 Idaho 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

HLW/md
Enc.

CC: Ron Carlson ✓
Paul Cleaver
Tom Hopkins

EQUAL OPPORTUNITY EMPLOYER

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

Ad

RDC:CW

Enc: Legal Notice (2)

MICROFILMED

February 10, 1977

RE: Application for Permit No. 29-7367 COUNTRY ESTATES

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

MICROFILMED

February 10, 1977

RE: Application for Permit No. 29-7367 COUNTRY ESTATES

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

MICROFILMED

February 10, 1977

RE: Application for Permit No. 29-7367 COUNTRY ESTATES

County Estates, Ltd.
P.O. Box 4123
Pocatello, Idaho 83201

Dear Mr. Olsen:

Attached herewith is departmental receipt No. 4532 in the amount of \$25.00 for the above referenced application.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Attachment

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Country Estates, Ltd.,
Pocatello, Idaho

has on 2-07-77 submitted Application No. 29-7367
for a permit to appropriate 0.40 cubic feet per second ~~XXXXXX~~
of water from ground-water sources
by means of wells and pumps
within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27, T. 5S, R. 34E, B.M., Bannock
County;

to be used from Jan. 1 to Dec. 31
for domestic purposes for 40 families

within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, T. 5S, R. 34E, 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

Published in the Idaho State Journal, Pocatello, Idaho
February 17 February 24, 1961

on _____ and February 24, 1977

MICROFILMED

the - 5.6
the -

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

(3) ARK 2/7/77

☒ ART PACKETT.

Request Special Use Permit from U.S.F.S.

Request Easement from B.L.M.

(4) ARK 2/7/77

☒ Request Information from Applicant *per telephone 2-20-77 ARK*
What is your relation to Country estates Ltd.

In form for advertising

(5) ARK 2/7/77

Platted on Map No. Twsp 5S Rge 34E

(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) Cal 3-09-77

Affidavit of Publication received (date) Mar 9-1977

(12) Cal 3-09-77

Final date for protests March 7, 1977

Protests received: yes _____ no X

(13) RDC 3/9/77

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 _____

Copy Mavisit