

Identification No. 11 7035
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPROVED

APPLICATION FOR PERMIT

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

1. Name of applicant Bear Lake West, Inc.
post office address P. O. Box 63, Fishaven, Idaho
2. Source of water supply Ground water which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 27 Township 16 S
Range 43E B.M. Bear Lake County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into Bear Lake at a point in SE $\frac{1}{4}$
of SE $\frac{1}{4}$ of Section 27 Township 16 So. Range 43 E. B.M. U.S. Survey
4. Water will be used for the following purposes:
Amount .27 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. .27 cubic feet per second ~~and~~/or
b. 150 omit ^{ncf} acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 8" well, 120 g.p.m. (.267 cfs) pump,
6" pipes and 1" laterals to homesites (storage will also be provided).

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 8 inches; proposed depth of well is 450 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years. ^{ncf}
b. Estimated construction cost is \$ 50,000.00 ^{ncf}
8. Description of proposed uses:
a. If water is **not** for irrigation: See item 8 a(5) also ncf
(1) Give the place of use of water: _____ $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 28 Township 16S
Range 43 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 Bear Lake West, or number of families to be
supplied with domestic water 400 potential families from this well and previously
approved well (ID # 11-7017)
(5) If water is to be used for other purposes describe: In addition to the area described
in paragraph 8 (1) above, this well will also serve the East half of
the SW $\frac{1}{4}$ of Sec. 28; and the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Sec. 28.

11 7035

7035

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

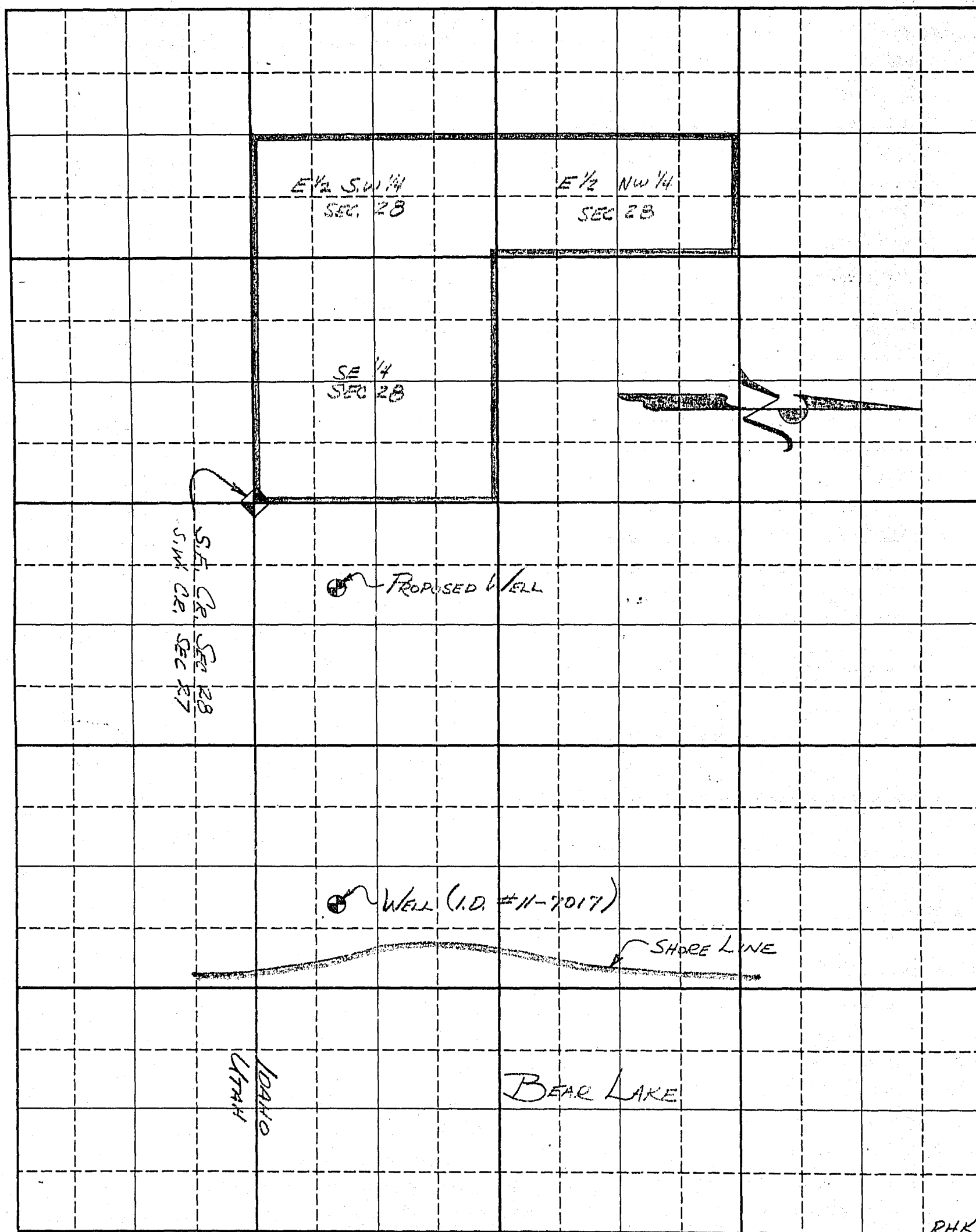
Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. 11-7017 NOY

9. a. Who owns the property at the point of diversion Bear Lake West, Inc.
b. Who owns the land to be irrigated or place of use Bear Lake West, Inc.
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 Bear Lake West, Inc. plans to construct a nine hole golf course with adjacent homesites. Irrigation and other outside uses will be taken care of by existing water rights in the adjacent canal.

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



Scale: 4 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.

GEORGE
(Applicant)

11 7035

Proposed Priority 2-28-1973

Received by ep Date 3/1/73 Time 11:10A **11 7035**
Preliminary check by D Fee \$ 25.00
Receipted by ep Date 2-28-73 Leet # 9984
Publication prepared by he Date 3-2-73
Published in Newspaper, Montpelier
Publication dates 3-8-15-73
Publication approved RMT Date 3/30/73
Priority reduced to 2-28-73 Reason _____

Protests filed by: WPA

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by RMT BD

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 11-7035, 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: _____

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

Witness my hand this 9th day of April, 19 73.

R. Keith Higgins
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item Initial Date

(1) DW 2-28-1973 Application No. 11-7035 Name Beau Lake West Inc

(2) DW 3-1-73 Check:
☐ Signature ? Need Power of attorney or indication
☒ Point of Diversion of elected office
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for C/W and application of water to B/U
Should be 5 years ☒ Place of Use ? 801 state SE⁴ map shows E 1/2 SW & E 1/2 NW
☒ Map
☒ Fee

(3) " " Send copies to:
☒ Idaho State Health Department Jerry Koder ✓
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

(4) " N.A. ☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.

(5) " " In form for advertising Yes

(6) " " Affidavit of Publication received

(7) " " Final date for protests
 Protests received: yes no

(8) " " Date and Place of hearing

Decision reached at hearing

(9) " " Located within Water District No. N.A.

(10) " " Critical groundwater area: yes no X

(11) " " Groundwater levels:

☐ Decline (comment)

☐ Stable (comment) No obs wells

☐ Increasing (comment)

(12) " " Comments: Get Power of attorney

(13) DW 3/30 Action recommended:

☒ Approve Priority 2/28/73

☐ Deny Reason for Reduction

N/A See attached sheet for conditions of approval

DW 3/30 No conditions for approval

(14) DW 3/30 District Eastern By Richard M. Thompson

Date 3/30/73 Title W. R. Thompson

RECEIVED
 Apr 2 11 27 035
 Department of Water Administration

STATE OF IDAHO
OFFICE OF STATE RECLAMATION ENGINEER
POWER OF ATTORNEY

RECEIVED

MAR 5 1973

Department of Water Administration
Eastern District Office

The undersigned owner (s) of Permit (Application) No. 11-7035
of the State Reclamation Engineer of the State of Idaho hereby nominates
and appoints P. C. O'Keefe, whose address is
Beal Lake West, Nev., as attorney-in-fact with full author-
ity to act for and on behalf of the undersigned in all matters pertaining
to Application or Permit. Such acts shall include, but not be limited to
the filing of applications, receiving of all notices, the signing and
filing of applications for extension of time and for amendment of said
Permit, and the submission of proofs of completion of works and beneficial
use of water.

Dated this 3 day of MAR, 1973.

P. C. O'Keefe

State of Idaho)
County of Wheeler) ss

On this 3 day of MAR, 1973,

personally appeared before me the signer (s) of the above instrument, who
duly acknowledged to me that he (she) (they) executed the same.

Leddy S. Elmer
Notary Public

My commission expires:

Aug. 25, 1976

11 7035

THE NEWS-EXAMINER

MONTPELIER, IDAHO

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,)
County of Bear Lake,) ss.

W. Jerome Taylor

being first duly sworn, deposes and says he is
Publisher and Foreman of the News-
Examiner; that the said News-Examiner is a
weekly newspaper published at Montpelier,
County of Bear Lake, State of Idaho, of
general circulation in said County and State.

That the notice attached was published in
the said News-Examiner, and not in a
supplement, for two
successive weeks, commencing with the issue
dated March 8, 1973
and ending with the issue

dated March 15, 1973

W. Jerome Taylor
Publisher and Foreman

Subscribed and sworn to before me this 27th day of March, 1973

J. B. Bingham
Notary Public.

RECEIVED
MAR 29 1973
Department of Water Administration

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Bear Lake West, Inc., P. O. Box 63, Fish Haven, Idaho has on February 28, 1973 submitted Application No. 11-7035 for a permit to appropriate .27 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, T. 16S, R. 43E, B. M., Bear Lake County; to be used from January 1 to December 31 for domestic purposes for 400 families within the SE $\frac{1}{4}$, E $\frac{1}{2}$ W $\frac{1}{2}$, Sec. 28, T. 16S, R. 43E, 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 Administration, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before March 26, 1973.

R. KEITH HIGGINSON
Director

Published in The News-Examiner, Montpelier, Idaho on March 8 and 15, 1973.

11 7035

March 2, 1973

Mr. C. C. O'Keefe
Bear Lake West, Inc.
P.O. Box 63
Fishave, ID 83261

Dear Mr. O'Keefe

Attached is departmental receipt No. 9984 in the amount of \$25 for the application for permit which was submitted for Bear Lake West, Inc.

We note that you have signed the application, and since we have no indication that you are authorized to sign documents for Bear Lake West, Inc., we ask that you complete the enclosed power of attorney form and return it to this office as soon as possible.

We have omitted the acre feet per annum listed on the application in Item 5b, as this will be determined at the time the field examination is made. We have also extended the time required for the completion of the works and application of the water to the proposed beneficial use (Item 7) to 5 years. You may, however, submit proof at any time before the end of the five years should you desire to do so.

If you have any questions, please do not hesitate to contact this office.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BA

Enclosure

11 7035

March 2, 1973

Re: Application No. 11-7035 - Bear Lake West, Inc.

Mr. Jerry Yoder
Sr. Public Health Engineer
Environmental Improvement Division
Idaho Department of Health
Statehouse,
Boise, ID 83707

Dear Mr. Yoder:

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, please submit them to our Department as soon as possible. We normally complete the processing of an application within a 3-week period and we are required to take final action shortly thereafter.

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

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BA

Enclosure

11 7035

March 2, 1973

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Idaho Department of Health
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Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BA

Enclosure

11 7035

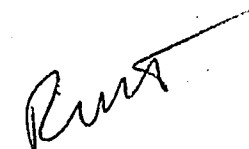
NOTICE OF APPLICATION FOR WATER PERMIT

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Fishaven, Idaho
has on 2/28/73 submitted Application No. 11-7035
for a permit to appropriate .27 cubic feet per second ~~XXXXXX~~
of water from a ground-water source
by means of well and pump
within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 27, T. 16S, R. 43E, B.M., Bear Lake County;

to be used from Jan. 1 to Dec. 31
for domestic purposes for 400 families

within the SE $\frac{1}{4}$, E $\frac{1}{2}$ W $\frac{1}{2}$, Sec. 28, T. 16S, R. 43E, 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 Administration, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before March 26, 1973.


R. KEITH HIGGINSON

Director

Published in the News-Examiner, Montpelier, Idaho
on March 8 and 15, 1973

11 7035

March 2, 1973

Re: Application No. 11-7035 - Bear Lake West, Inc.

News-Examiner
P.O. Box 278
Montpelier, ID 83254

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 ample 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BA
Enc: Legal notice

Bill submitted

3/30/73

by

CW

11 7035

**NOTICE OF APPLICATION
FOR WATER PERMIT**

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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 Administration, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before March 2nd, 1973.

R. KEITH HIGGINSON
Director

Published in The News-Examiner, Montpelier, Idaho on March 8 and 15, 1973.

11 7035

March 5, 1973

Re: Application No. 11-7034, 11-7035, 34-7033, 75-7039, & 75-7040

Mr. Jerry Yoder
Sr. Public Health Engineer
Environmental Improvement Division
Idaho Department of Health
Statehouse
Boise, ID 83707

Dear Mr. Yoder:

We are enclosing a copy of several applications that may be of interest to your agency. Please review the applications and if you have any comments, please submit them to our Department as soon as possible. We normally complete the processing of an application within a 3-week period and we are required to take final action shortly thereafter.

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

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BA

Enclosures (5)

11 7035

March 26, 1973

Re: Application No. 11-7033 - Paul H. Daines
11-7035 - Bear Lake West, Inc.

The News-Examiner
P.O. Box 278
Montpelier, ID 83254

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced applications. The legal notices were to have been published in your newspaper on March 8 and 15, 1973.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BA

11 7035

C April 9, 1973

Re. Permit No.: 11-7035

O Bear Lake West, Inc.
P. O. Box 63
Fishaven, Idaho 83261

P Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 11-7035 . We
direct your attention to the conditions of approval as listed on the fourth page.

Very truly yours,

Y BOBBY D. FLEENOR
Assistant Director

BDF: cd

Enclosures

11 7035

department of health and welfare

STATE OF IDAHO
Cecil D. Andrus, governor

RECEIVED

MAR 3 1975

Department of Water Resources
Eastern District Office

James A. Bax, director

ENVIRONMENTAL SERVICES DIVISION
7th and Lander Streets
Pocatello, Idaho
83201

February 27, 1975

Mr. Ron Carlson
Acting District Engineer
Idaho Dept. of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

Re: Bear Lake West, Inc.
Public Marina & Harbor,
Fish Haven, Idaho

Dear Ron,

This office has no objection to the construction methods of the proposed Bear Lake West, Inc. marina as outlined in the Environmental Impact Assessment.

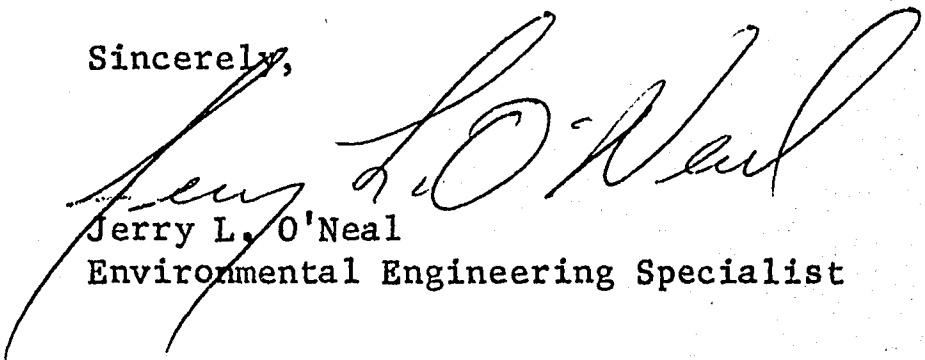
It should be made clear to the developers that exceeding 5 J.T.U. turbidity will require approval by this office. Also, prior to construction, detailed plans and specifications will have to be submitted to this office for approval with regard to public sanitary facilities, water quality, and public health. This must be done prior to construction.

With regard to eutrophication retardation in the marina, it is felt that the eutrophication potential in the vicinity of the marina as affected by the marina should also be considered. A soil stabilization program for the entire marina property should be carried out to minimize washing of soils and nutrients into the lake due to marina activity.

The "clean" sands removed from the work area should be placed outside the marina to help re-establish public beach areas. This sandy material must be placed in order to minimize turbidity, both immediately and over a longer period. The user loading of the beach areas is low most of the time, but swimming is a popular and important form of recreation along Bear Lake.

If I can be of any further assistance to you in this matter, please don't hesitate to contact this office (233-6170, Ext. 291).

Sincerely,


Jerry L. O'Neal
Environmental Engineering Specialist

JLO/bf

cc: State Lands, Idaho Falls, Idaho
Bear Lake West, Inc., Logan, Utah
Applied EcoSystems, Garden City, Utah
Great Basin Engineering & Surveying, Ogden, Utah
Bear Lake Regional Commission, Fish Haven, Idaho

FROM Mechelle

TO E. J.

SUBJECT PERMIT NO. 11-7035

Please file the attached letter in the above subject original file.

THANKS IN ADVANCE!

INTER-DEPARTMENT MEMO

RECEIVED

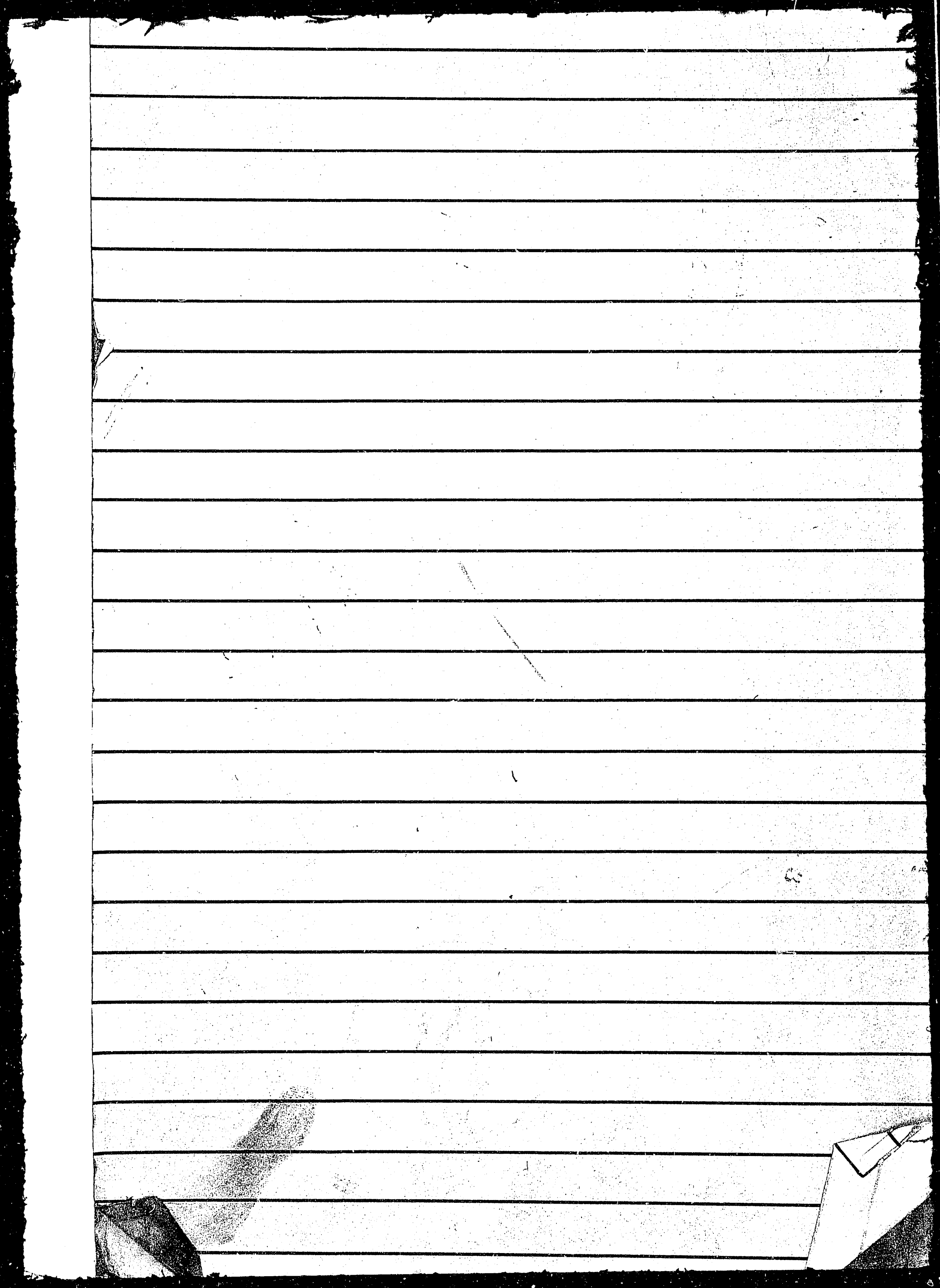
DATE March 11 1975

MAR 13 1975

Department of Water Resources

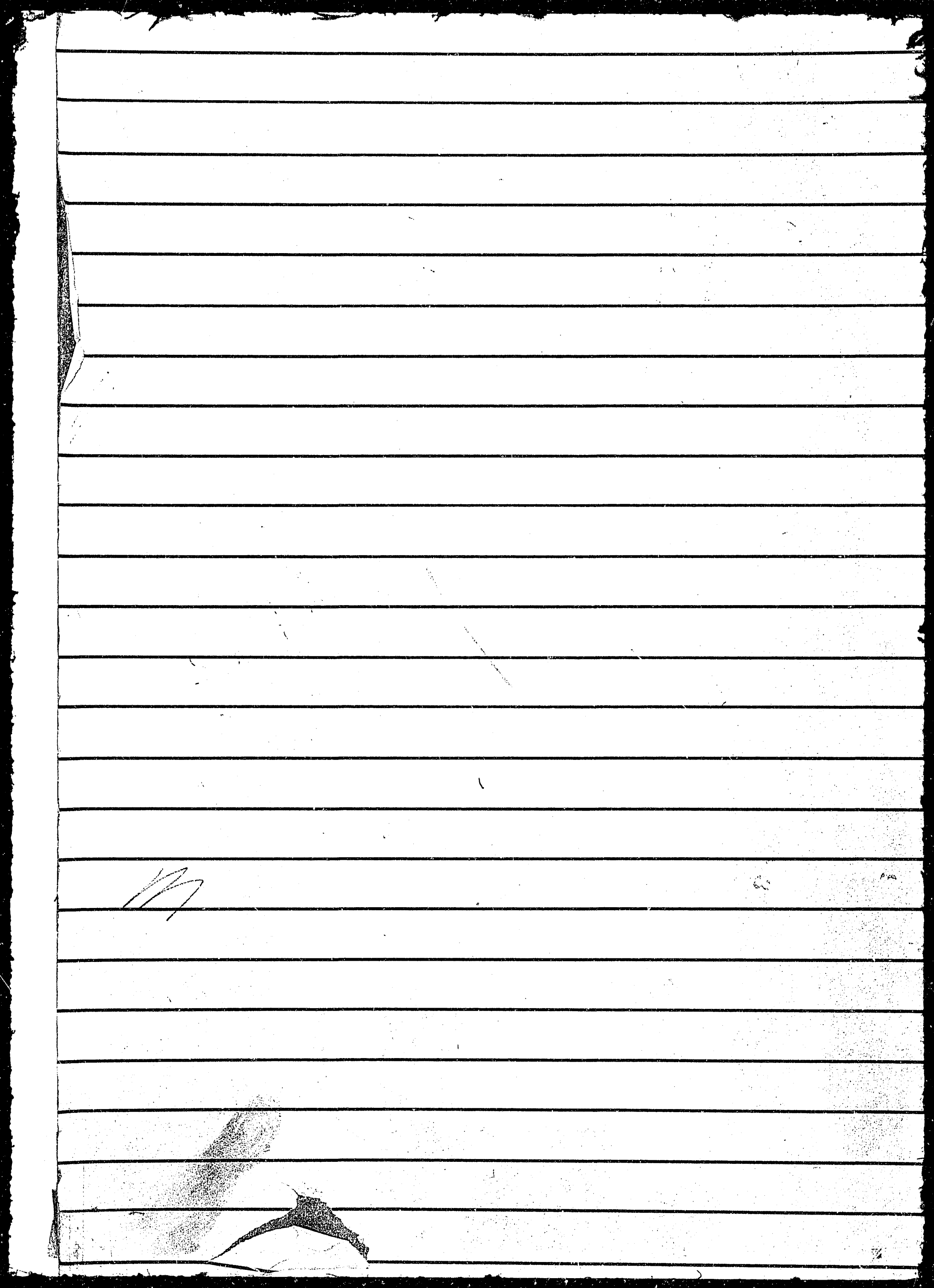
mb

SIGNATURE



for original letter
dated Feb. 27, 1975
see Sec. 10 folder
of Corp of Engineers
1975. General
files.

11-7035



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR EXTENSION OF TIME

RECEIVED

FEB 21 1978

Department of Water Resources
Eastern District Office

State of Idaho)
County of BOON LAKE)

Permit No. 11-7035

Bear Lake West Inc of Fish Haven
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder *, of Permit to
Appropriate the Public Waters of the State of Idaho No. 11-7035.

That under the terms and conditions of said permit, work thereunder was required
to be completed on or before April 1, 19 78.

That he has heretofore performed the following work described under said permit:

The well has been drilled & the pump installed
and one 50,000 gal storage facility has been
completed

Costing \$

That he is unable to complete the remainder of the work within the required time for
the following reasons, to-wit: Only a small fraction of

the potential number of domestic units
have been constructed 32 units / 412 units

Wherefore, he asks that the Department of Water Resources extend the time for the
completion of obligations under said permit to April 1, 19 83.

(signature) *

Subscribed and sworn before me this 17 day of FEB., 19 78.

seal

Notary Public residing at

BOON LAKE, UTAH

MY COMMISSION EXPIRES OCT. 3, 1979
My commission expires

ACTION OF THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED
and the time within which to submit proof of beneficial use of water is extended
to April 1, 1983.

Witness my hand this 28 day of February, 19 78.

Billy D. Fleener

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available
through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

January 31, 1978

CERTIFIED MAIL

138365

Re: Permit No. 11-7017 & 11-7035

Bear Lake West, Inc.
Box 63
Fish Haven, Idaho 83261

Gentlemen:

One of the conditions of approval of your water Permit No. 11-7017, 11-7035 (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

March 2, 1978

Re: Permit No. 11-7017 & 11-7035

Bear Lake West, Inc.
Box 63
Fish Haven, Idaho 83261

Gentlemen:

Enclosed is a copy of the DENIED application for extension of time submitted in connection with Permit No. 11-7017. We suggest that you submit proof of beneficial use on the portion of your project that has been completed and at the time you are ready to continue with the development of the remainder of the project a new application for permit will have to be filed. A proof of beneficial use form has been enclosed for your use.

Also enclosed is a copy of the APPROVED application for extension of time on Permit No. 11-7035. The time within which to submit proof of beneficial use of water has been extended to April 1, 1983.

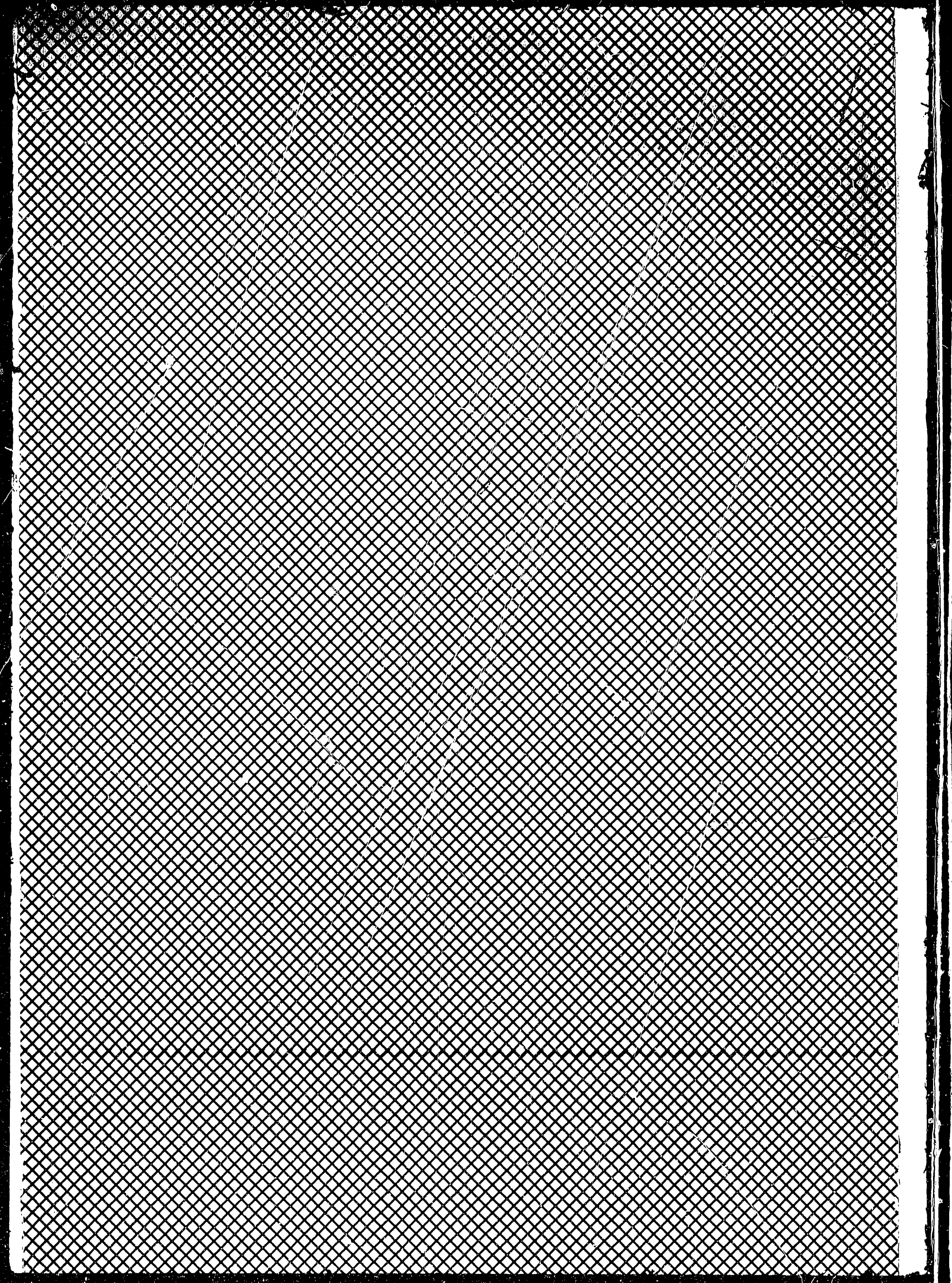
If you have any questions, please do not hesitate to contact us.

Sincerely,

BOBBY D. FLEENOR

BDF:JFR

Encls.



BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 11-7035 IN THE
NAME OF BEAR LAKE WEST, INC.

)
) ORDER OF REINSTATEMENT
)

WHEREAS, the Department has issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before April 1, 1983; and,

WHEREAS, the Department has notified the permit holder by certified mail that proof was due and instructed the permit holder as to the steps to be taken to make said proof; and,

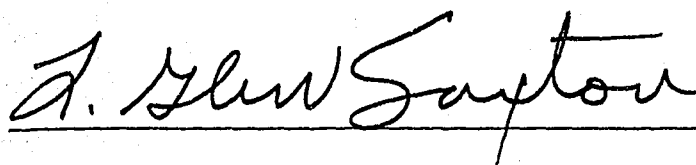
WHEREAS, the Department has notified the permit holder that the permit has lapsed for failure of the permit holder to submit proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of 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 April 25, 1983;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 11-7035 be REINSTATED and the priority advanced to March 24, 1973.

Dated this 20th day of May, 1983.



L. GLEN SAXTON
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138149

BEAR LAKE WEST INC.
P.O. BOX 63
FISHAVEN, ID 83261

Fish Haven

PROOF DUE NOTICE

JANUARY 31, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 11-7035 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE APRIL 01, 1983. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

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

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

BEAR LAKE WEST INC.
P.O. BOX 63
FISH HAVEN, ID 83261

LAPSE NOTICE

APRIL 05, 1983

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A OF THE IDAHO CODE, PERMIT NO. 11-7035 HAS LAPSED. THIS OFFICE DID NOT RECEIVE EITHER AN ACCEPTABLE NOTICE THAT YOU HAVE COMPLETED THE PROJECT (PROOF OF BENEFICIAL USE) BY THE DATE REQUIRED ON YOUR PERMIT OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME. YOU WERE PROVIDED THE PROPER FORMS IN OUR PROOF DUE NOTICE TO YOU DATED JANUARY 31, 1983.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT THE STATEMENT OF BENEFICIAL USE POSTCARD OR SUBMIT AN EXTENSION OF TIME REQUEST SHOWING REASONABLE CAUSE FOR DELAY. EITHER THE COMPLETED POSTCARD OR THE EXTENSION REQUEST MUST BE RECEIVED BY THIS OFFICE WITHIN SIXTY DAYS OF THE DATE OF THIS LAPSE NOTICE OR THE PERMIT WILL NO LONGER BE OF ANY FORCE OR EFFECT.

A STATEMENT OF BENEFICIAL USE POSTCARD AND A REQUEST FOR EXTENSION OF TIME FORM ARE AGAIN ENCLOSED FOR YOUR USE. PLEASE NOTE THAT A FEE OF \$15.00 MUST ACCOMPANY AN EXTENSION OF TIME REQUEST AND THAT ONLY ONE EXTENSION OF TIME CAN BE GRANTED UNLESS THE PROJECT HAS NOT BEEN COMPLETED BECAUSE OF LACK OF A NECESSARY APPROVAL BY A GOVERNMENTAL AGENCY OR BY LITIGATION.

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

ENCLOSURES

LGS:RF

CERTIFICATION OF MAILING

I hereby certify that on Apr. 18, 1983
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Kita Flick

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 11-7017 11-7035

Name(s) of Permit Holder: BEAR LAKE WEST, INC.

Post Office Address: P.O. BOX 396

Fish Haven, Idaho 83261 Tel. No. 945-2221

Source of Water: Two (2) Wells

Extent of Use: ☒ Domestic (411) 55 hoo (number of households)

☐ Stockwater (number and type of stock)

☐ Irrigation (acres)

☐ Other

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

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

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

April 22, 1983

Date

Bear Lake West
Don M. Hoffmann
Signature of Permit Holder

*Original Postcard in file 11-7017
Received April 25, 1983. RJ*

CALCULATION OF NEW PRIORITY DATE

FROM: Rita Fleck

TO: File 4-7035

DATE: May 19, 1983

Date Proof Received

115

Apr. 25

Proof Due

91

Apr. 1

Number of Days Proof Late

24

Priority Date

+ 59

Feb. 28, 1973

New Priority Date

83

= March 24, 1973

Remarks

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 11-7035

RECEIVED
OCT 05 1987

Department of Water Resources

Date of Priority: March 24, 1973

Comes now BEAR LAKE WEST INC.
P.O. BOX 396
FISH HAVEN, ID 83261

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. 11-7035 , and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Domestic	01/01 to 12/31	.14 cfs	30.0 afa

LOCATION OF POINT OF DIVERSION(S): SWSE , Sec. 27, Township 16S, Range 43E
Bear Lake County

PLACE OF USE: Domestic

TWN RGE SEC

16S 43E 27	SWSW	SESW	SWSE
28	SESE		

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

Signed at Bear Lake West, this 30 day of September, 1987.
Fish Haven, Id.

Jeff N. Willmar
(Signature)
Vice-President

PAGE 2

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 11-7035

FOR DEPARTMENT USE ONLY

45310

Preliminary check by kw Fee = \$20.00 ✓ Received by sf Date 10-5-87

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. Kenneth Dunn, of the Department of Water Resources hereby approve the above
Application for Amendment for Permit No. 11-7035 with the following;

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Domestic use is for 25 homes.

Witness my hand this 21st day of October, 1987.

P. Kirk Higgins
(Director)

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 11-7035

Priority: March 24, 1973 Amount: .14 CFS 30.0 AFA

This is to certify, that BEAR LAKE WEST INC.
P.O. BOX 396

FISH HAVEN, ID 83261 has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated February 28, 1973, and has submitted proof to the Department of Water Resources on April 25, 1983, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .14 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Domestic	01/01 to 12/31	.14 cfs	30.0 afa

LOCATION OF POINT OF DIVERSION(S): SWSE , Sec. 27, Township 16S, Range 43E
Bear Lake County

PLACE OF USE: Domestic

TWN RGE SEC

16S 43E 27	SWSW	SESW	SWSE
28	SESE		

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Domestic use is for 25 homes.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 21st day of October, 1987.

Director



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

June 3, 1983

Bear Lake West, Inc.
P.O. Box 396
Fish Haven, ID 83261

RE: Permit No. 11-7035

Dear Permit Holder:

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

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

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

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

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

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

Sincerely,

HAROLD W. JONES
Sr. Resource Agent

HWJ:cw

Enc: Reinstatement order

DEC 19 1986

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

Department of Water Resources

11-7035
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 9-27-83 Accompanied by Dee Willmore Total Q measured 0.14 cfs
Source Groundwater Tributary to _____ Supp. annubar measurement sheet used? _____
If source is surface water, estimate total flow of source _____
Methods of measurement Theoretical Meets permit requirements? _____

Measurement calculations: $5 \text{ Hp} \times 8.814 \times 8090 = 35.256 = 0.14 \text{ cfs}$
 $* 175' \text{ lift} \div (35 \text{ psi} \times 2.308) = 255.78$

well log indicates*
175' lift. allow 0.14 cfs for 25 homes
 $V = 25 \text{ homes} \times 1.2 \text{ afa} = 30 \text{ afa}$

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

System Description well/pump with line to 50,000 gal. storage tank with pump to 25 homes

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

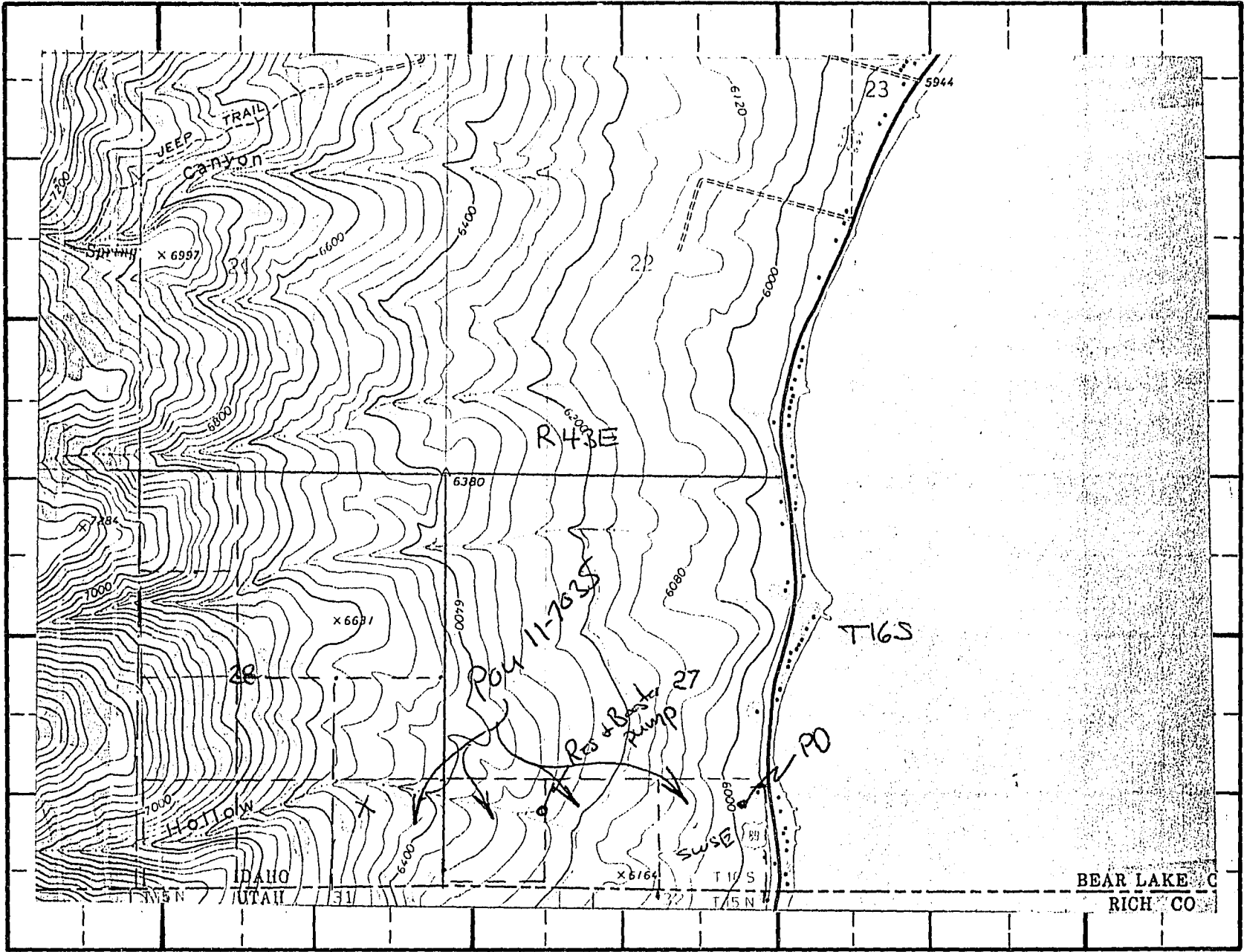
RECOMMENDED AMOUNTS

Irrigation requirement = _____ AFA/Acre

USE	Q (cfs)	V (afa)	FROM	TO
<u>Domestic</u>	<u>0.14</u>	<u>30</u>	<u>1-1</u>	<u>12-31</u>
Total	<u>0.14</u>	<u>30</u>		

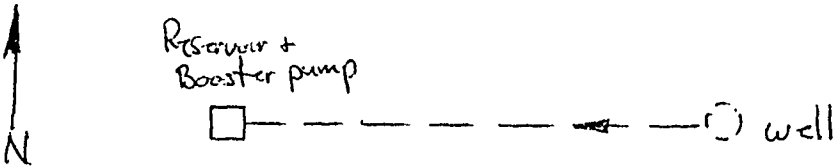
Remarks _____

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: SW 1/4 SE 1/4 Sect. 27 T 16S R 43E

Place(s) of Use

[illegible]

Recommended Amendments:

- ☒ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
- ☒ Add P.U. as reflected above

- ☐
- None

- ☐
- Other

Examiner's Signature

Checked by

Approved by _____

Date 3-28-84

Date 12-10-86

Date 6-15-87

PERMIT (7035) Bear Lake Development (West)
 (Name) Dee
 Accompanied by: Willmore
 EXAMINATION: DATE: 9-27-83

Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No.
Booster pump	5			

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

Remarks: Need hp & well depth + Amendment for PD

Measurement calculations:

well pump to storage tank (50,000 gal)
to 25 existing homes. Booster pump
on Res. Gravity flow to lower homes,
Booster Pump to ones west of Res.

SCHEMATIC DIAGRAM OF SYSTEM

Mainline Diameter _____ Length _____

N →

□ □ = storage
 BP

□ Main well

Well log from
Westlake Drilling
indicates depth
of well
at 203'

USE TYPEWRITER OR
BALL POINT PEN

State of Idaho
Department of Reclamation

WELL DRILLER'S REPORT

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

DEC 19 1986

1. WELL OWNER

Name BEAR LAKE WEST
Address 2500 So STATE STREET
SALT LAKE CITY UTAH 84115
Owner's Permit No. _____

7. WATER LEVEL

Static water level 53.4 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Temperature _____ ° F. Quality _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☒ Cap ☐ Plug

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning) _____

8. WELL TEST DATA

☒ Pump ☐ Bailer ☐ Other _____

Discharge G.P.M.	Draw Down	Hours Pumped
<u>8.0</u>	<u>175' - 185'</u>	<u>3.0</u>

3. PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Test
☐ Municipal ☐ Industrial ☐ Stock

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
16	0	1	GLASS SILT		
14	1	6	BOULDERS		
14	6	16	TAN CLAY		
14	16	18	BOULDERS		
14	18	34	RED CLAY		
14	34	42	" " " " " " " "		
14	42	45	RED WHITE CLAY & GRAVEL		
14	45	72	WHITE ROCK HARD		
14	72	77	" " " " " " " "		
14	77	78	WHITE ROCK HARD		
14	78	115	" " " " " " " "		
14	115	121	" " " " " " " "		
14	121	133	" " " " " " " "		
14	133	147	" " " " " " " "		
14	147	155	" " " " " " " "		
14	155	160	" " " " " " " "		
14	160	165	" " " " " " " "		
14	165	180	" " " " " " " "		
14	180	192	" " " " " " " "		
14	192	196	" " " " " " " "		
14	196	203	" " " " " " " "		

4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Diameter of hole 5 1/2 inches Total depth 203 feet
Casing schedule: ☐ Steel ☐ Concrete
Thickness Diameter From To
1.0 inches 10.0 inches 0 feet 45 feet
2.50 inches 8.5 inches 45 feet 130 feet
2.50 inches 1 3/4 inches 130 feet 180 feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet

Was a packer or seal used? ☐ Yes ☐ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☒ Torch
Size of perforation 5 inches by 1/4 inches

Number From To
194 perforations 73 feet 128 feet
140 perforations 129 feet 178 feet
301 perforations _____ feet _____ feet

Well screen installed? ☐ Yes ☐ No

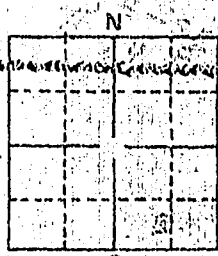
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet

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

Surface seal? ☒ Yes ☐ No To what depth 203 feet
Material used in seal ☒ Cement grout ☐ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.



County BEAR LAKE
Section 27 T. 70 N. S. R. 43 E. W.

10.

Work started July 31 86 finished August 11 86

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is true to the best of my knowledge.

WESTLAKE DRILLING CONTRACTORS
Driller's or Firm's Name _____ Number _____
Address _____
Signed By _____ Date _____

USE ADDITIONAL SHEETS IF NECESSARY

July 16, 1987

BEAR LAKE WEST INC.
P.O. BOX 396
FISH HAVEN, ID 83261

RE: Permit No. 11-7035

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

BEAR LAKE WEST INC.
P.O. BOX 396
FISH HAVEN, ID 83261

September 1, 1987

RE: Permit No. 11-7035

Dear Permit Holder(s):

We previously 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 the amendment. If we do not receive it within fifteen (15) days, we will assume you no longer have any interest in the permit and cancellation proceedings will begin. Enclosed for your convenience is another amendment form in the event the first one was misplaced.

If you have any questions, please contact us.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

October 21, 1987

BEAR LAKE WEST INC.
P.O. BOX 396
FISH HAVEN, ID 83261

RE: Permit No. 11-7035

Dear Permit Holder(s):

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.

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure