

RECEIVED
MAR 30 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 11-7423

Department of Water Resources
To appropriate the public waters of the State of Idaho

1. Name of applicant United States of America, Forest Service Phone (208) 236-7500
Post office address Caribou National Forest, 250 S. 4th Ave., Suite 172, Pocatello, ID 83201
2. Source of water supply Well Groundwater which is a tributary of groundwater
3. Location of point of diversion is _____ $\frac{1}{4}$ of SW $\frac{1}{4}$ of NW $\frac{1}{4}$ Govt. Lot _____
Sec. 32 Township 10 S. Range 42 E. B.M. Bear Lake County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .02 for Domestic purposes from June 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .02 and/or (b) N/A
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Well with handpump. No pipeline.
Well serving 3 unit group areas and several dispersed campsites. 30 people.
 - b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total
reservoir capacity N/A acre-feet; period of year when water will be diverted to storage:
N/A to N/A inclusive.
 - c. Proposed well diameter is 12" hole/8" case inches; proposed depth of well is 150 feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? NO
 - e. If well is already drilled, when? N/A; Drilling firm N/A;
Well was drilled for (well owner) N/A
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
15 years (minimum 1 year).
per telecon w/ Lee Jeffert. 4/3/95

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. N/A
- b. Stockwatering; list number and kind of livestock. N/A
- c. Municipal; show name of municipality. N/A
- d. Domestic; show number of households. 3 group areas & several dispersed sites
- e. Other; describe fully. Cold Springs Campground - 30 people

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10 S.	42 E.	32							D										

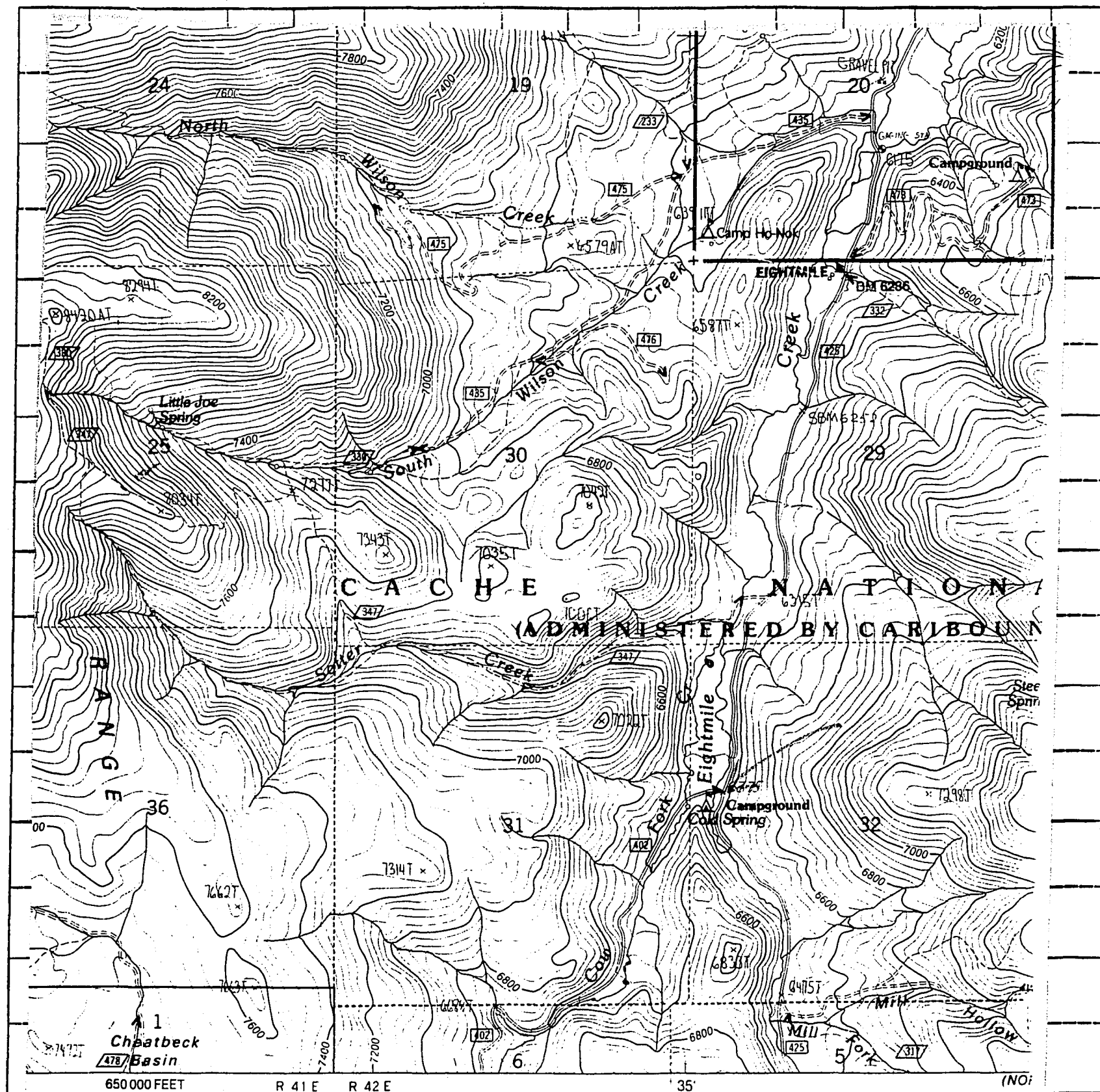
Total number of acres to be irrigated N/A

10. Describe any other water rights used for the same purposes as described above. File #11-4169

11. a. Who owns the property at the point of diversion? United States of America, USDA/Forest Service
- b. Who owns the land to be irrigated or place of use? Same
- 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

12. Remarks: The existing water source will be upgraded with the well. We wish to retain use #11-4169

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



S&L BASE MAP PREPARED BY THE U.S. GEOLOGICAL SURVEY

SC/

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.

DALE N. BOSWORTH
(Applicant)

(for) DALE N. BOSWORTH, Regional Forester

Received by WM Date 8/3/94 Time 1:05 Preliminary check by [signature]
Fee \$ 50.00 Received by HWT # E020136 Date 8-9-94
Publication prepared by RB Date 9-18-94 Published in News Examiner
Publication approved RB Date 3-27-95

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. _____, and said application is hereby _____.

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 _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

Form 235-1 (6/93)

Drilling Permit No. 11-95-C-0005-000
Water Right Permit No. 11-7423
Injection Permit No. _____

WELL DRILLER: PLEASE COMPLETE FOR VERBALS

IDWR Employee Issuing Verbal: _____

Verbal Issued Date: _____ Time: _____

RECEIVED

MAR 30 1995

State of Idaho
Department of Water Resources

Department of Water Resources
Eastern District Office

APPLICATION FOR DRILLING PERMIT

Department of Water Resources

1. Applicant (please print): United States of America, Forest Service

2. Mailing Address: Caribou National Forest 250 S. 4th Ave. Suite 172

City & State Pocatello, Idaho Zip Code 83201 Telephone (208) 236-7500

☒ Well Owner ☐ Well Operator ☐ Contractor or Other, specify _____

3. Proposed Well Location: Twp. 10 S, Rge. 42 E, Sec. 32, SW 1/4 NW

Gov't Lot No. _____ County Bear Lake

Street Address of Well Site N/A

Lot, block and subdivision N/A

4. Proposed Use of Well:

☒ DOMESTIC: The use of water for homes, organization camps, public campgrounds, livestock (1,000 head or less) or for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

NON-DOMESTIC: ☐ Irrigation ☐ Municipal ☐ Industrial
☐ Stock ☐ Test ☐ Other _____
(Over 1,000 Head) (Describe)

☐ INJECTION

☐ MONITORING: A well bore schematic and map is required for each blanket permit.
No. of proposed wells: _____

5. Well Construction Information:

A. ☒ New well ☐ Modify (Deepen or Enlarge) ☐ Replace - See Condition 9

B. Proposed Casing Diameter 8 inches Proposed Maximum Depth 150 feet

C. Anticipated bottom hole temperature:

☒ 85°F or less (Cold Water Well) ☐ 85°F to 212°F (Low Temp. Geo. Well) ☐ 212°F or more (Geothermal Well)

6. Construction Start Date: 1 October 1994

7. Anticipated Well Driller: _____ Driller's Lic. No. _____

NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's Signature (Signature) Date 7/29/94

(for) DALE N. BOSWORTH, Regional Forester

Title Forest Supervisor, Caribou National Forest

(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is

Approved

Date

4-6-95

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFUL

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the well right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for well appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute an 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. Approval 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.
8. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

Signature of Authorized Department Representative

Title

Receipt No. E020136 Received by HWT Fee 35~~00~~ Date 8-9-94

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension expires: _____

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 11-07423

Proposed Priority: August 3, 1994 Maximum Diversion Rate: 0.02 CFS

This is to certify, that US DEPT OF AGRICULTURE
FOREST SERVICE
CARIBOU NATIONAL FOREST
250 S 4TH AVE STE 172
POCATELLO ID 83201

has applied for a permit to appropriate water from: GROUNDWATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	06/01 to 11/01	0.02 CFS

LOCATION OF POINT(S) OF DIVERSION: SWNW , Sec. 32, Township 10S, Range 42E
BEAR LAKE County

PLACE OF USE: DOMESTIC

TWN RGE SEC
10S 42E 32 SWNW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 2000.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Domestic use is for 3 group campsites serving 30 campers at Cold Springs Campground.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

6th day of April, 1995.

R. Keith Higginson
for R. Keith Higginson, Director

29-Aug-1994

USDA FOREST SERVICE
CARIBOU NATIONAL FOREST
250 S 4TH AVE STE 172
POCATELLO ID 83201

RE: Application No. 11-07419 THRU 11-07423

Dear Water Right Applicant:

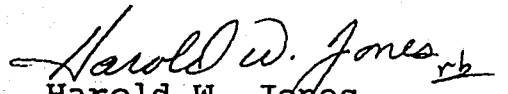
The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the NEWS EXAMINER on 9-1 & 8-1994. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State Office Personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,


Harold W. Jones
Water Right Supervisor

HWJ:rb

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and the Director, Dept. of Water Resources, along with a \$25.00 filing fee, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before SEPTEMBER 19, 1994.

R. KEITH HIGGINSON, Director

Published: 9/ 1/1994 & 9/ 8/1994

11-07423

US DEPT OF AGRICULTURE
FOREST SERVICE
CARIBOU NATIONAL FOREST
250 S 4TH AVE STE 172
POCATELLO, ID 83201

Source: GROUNDWATER

Diversion Pt: SWNW Sec 32 T 10S R 42E in BEAR LAKE County.

Use: DOMESTIC (.020 CFS)
Total Diversion: (.020 CFS)

Date Filed: 8/ 3/1994

In: BEAR LAKE County
T10S R42E S32 SWNW

February 6, 1995

THE NEWS EXAMINER
PO BOX 278
MONTPELIER ID 83254

RE: Notice of Proposed Change of Water Right
Permit No's: 11-07419, 11-07420, 11-07421, 11-07422, & 11-07423, in the name of the U.S.A. Forest Service

Dear Publisher:

Could you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on September 1 & 8, 1994.

If the application was never published, I need to know as soon as possible.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

Rita Bodell
Secretary

No 4918

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Bear Lake

ss.

Rosad S. Moorman

being duly sworn,

deposes and says:

That he is the Editor of THE NEWS-EXAMINER, a weekly newspaper published at Montpelier, in the County of Bear Lake and State of Idaho; and said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Montpelier; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for 2 consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

February 15, 1995, and ending
with the issue of February 22, 1995

Fees, #109.13

Subscribed and sworn to before me this 28th day

of February, 1995

Henry Brown
Notary Public, Residing at Montpelier, Idaho

My Commission Expires August 15, 1997

NOTICE OF APPLICATION FOR WATER RIGHT

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

Department
East

11-07419
U.S. DEPT. OF AGRICULTURE
FOREST SERVICE
CARIBOU NATIONAL FOREST
250 S 4TH AVE STE 172
POCATELLO, ID 83201
Source: GROUNDWATER
Diversion Pt: NESW Sec 26 T 15S
R 42E in BEAR LAKE County.
Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)
Date Filed: 8/3/1994
In: BEAR LAKE County T15S
R42E S26 NESW

11-07420
U.S. DEPT. OF AGRICULTURE
FOREST SERVICE
CARIBOU NATIONAL FOREST
250 S 4TH AVE STE 172
POCATELLO, ID 83201
Source: SPRING
Tributary: DRY CREEK
Diversion Pt: NWSWN Sec 26 T
11S R 46E in BEAR LAKE County.
Use: STOCKWATER (0.060 CFS)
Total Diversion: (0.060 CFS)
Date Filed: 7/22/1994
In: BEAR LAKE County T11S
R46E S26 SWNW

11-07421
U.S. DEPT. OF AGRICULTURE
FOREST SERVICE
CARIBOU NATIONAL FOREST
250 S 4TH AVE STE 172
POCATELLO, ID 83201
Source: GROUNDWATER
Diversion Pt: NESW Sec 21 T 12S
R 42E in BEAR LAKE County.
Use: STOCKWATER (0.020 CFS)
DOMESTIC (0.040 CFS)
Total Diversion: (0.060 CFS)
Date Filed: 8/3/1994
In: BEAR LAKE County T12S
R42E S21 NWNENENW S29 NENE
SWNW

11-07422
U.S. DEPT OF AGRICULTURE
FOREST SERVICE
CARIBOU NATIONAL FOREST
250 S 4TH AVE STE 172
POCATELLO, ID 83201
Source: GROUNDWATER
Diversion Pt: NWNW Sec 8 T 11S
R 42E in BEAR LAKE County.
Use: DOMESTIC (0.020 CFS)
Total Diversion: (0.020 CFS)
Date Filed: 8/3/1994
In: BEAR LAKE County T11S
R42E S08 NWNW

11-07423
US DEPT OF AGRICULTURE
FOREST SERVICE
CARIBOU NATIONAL FOREST
250 S 4TH AVE STE 172
POCATELLO, ID 83201
Source: GROUNDWATER
Diversion Pt: SWNW Sec 32 T 10S
R 42E in BEAR LAKE County.
Use: DOMESTIC (0.020 CFS)
Total Diversion: (0.020 CFS)
Date Filed: 8/3/1994
In: BEAR LAKE County T10S
R42E S32 SWNW

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and the Director, Dept. of Water Resources, along with a \$25.00 filing fee, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before MARCH 6, 1995.

R. KEITH HIGGINSON, Director
Legal No. 4918—Publish Feb. 15, 22, 1995.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 7, 1995

US DEPT OF AGRICULTURE
FOREST SERVICE
CARIBOU NATIONAL FOREST
250 S 4TH AVE STE 172
POCATELLO ID 83201

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 11-07423

Dear Permit Holder:

Enclosed is a copy of your approved application for permit.
Please be sure to thoroughly review the "CONDITIONS/REMARKS:"
listing on the permit.

As a permit owner you must commence the excavation or
construction of the diverting works within one year of the date
the permit was issued, and you must proceed diligently until the
project is completed. The date shown under condition no. 1 is
the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately
60 days prior to the above referenced date requesting you to file
either a Proof of Beneficial Use form or a Request for Extension
of Time form.

Also enclosed are two copies of the approved drilling permit
submitted in connection with this water right. Please keep one
copy for your records and give the other to the well driller.

Sincerely,

Shelley Walter Keen
Water Rights Supervisor

SWK:rl

Enclosures

~ Celebrating Our Centennial Year of Service to Idaho 1895-1995 ~

Form 235-1 (2/94)

Drilling Permit No. 11-96-E-0019-000
Water Right Permit No. 11-07423
Injection Permit No.

WELL DRILLER: PLEASE COMPLETE FOR VERBALS

IDWR Employee Issuing Verbal: Wendy

Verbal Issued Date: 7/11/96 Time: 4:00PM

RECEIVED

JUL 17 1996

State of Idaho
Department of Water Resources

**APPLICATION FOR DRILLING PERMIT
(FOR THE CONSTRUCTION OF A WELL)**

RECEIVED
JUL 15 1996

Department of Water Resources
Eastern Region

Department of Water Resources

1. Applicant (please print): US Dept of Agriculture, Forest Service, Caribou National Forest

2. Mailing Address: 250 South 4th Ave, Suite 172

City & State Pocatello, ID Zip Code 83201 Telephone

[x] Well Owner [] Well Operator [] Contractor or Other, specify

3. Proposed Well Location: Twp. 10S, Rge. 42E, Sec. 32, SW 1/4 NW 1/4

Gov't Lot No. County Bear Lake

Street Address of Well Site Cold Springs Camp Ground City

Give at least name of road + Distance to Road or Landmark

Lot, block and subdivision

4. Proposed Use of Well:

[x] DOMESTIC: The use of water for homes, organization camps, public campgrounds, livestock (1,000 head or less) and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

NON-DOMESTIC: [] Irrigation [] Municipal [] Industrial
[] Stock [] Test [] Other
(Over 1,000 Head) (Describe)

[] INJECTION

[] MONITORING: A well bore schematic and map is required for each blanket permit.
No. of proposed wells:

5. Well Construction Information:

A. [x] New well [] Modify [] Replace

B. Proposed Casing Diameter 6" Proposed Maximum Depth 150 ft

C. Anticipated bottom hole temperature:
[x] 85°F or less [] 85°F to 212°F [] 212°F or more
(Cold Water Well) (Low Temp. Geo. Well) (Geothermal Well)

6. Construction Start Date: July 15, 1996

7. Anticipated Well Driller: Andrew Well Drilling Services, Inc Driller's Lic. No. 5

NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's Signature Date July 11/96

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is **APPROVED**

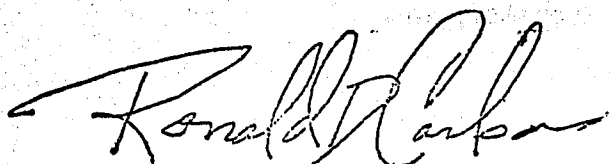
Date 7/15/96

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. **READ CAREFUL**

GENERAL CONDITIONS:

1. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well. All wells must be drilled a minimum distance of 100 feet from a d field. Domestic and Public Water Supply wells must be drilled a minimum of 50 feet and 100 feet respectively from a septic tank.
3. 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.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the owner shall contact the Department immediately.

SPECIFIC CONDITIONS:



Signature of Authorized Department Representative

Eastern Regional Manager

Title

Receipt No. E022385 Received by SC Fee 75⁰⁰ Date 7/15/96

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension expires: _____

January 31, 2000

US DEPT OF AGRICULTURE
FOREST SERVICE
CARIBOU NATIONAL FOREST
250 S 4TH AVE STE 172
POCATELLO ID 83201

PROOF DUE NOTICE

RE: PERMIT NO. 11-07423

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before April 1, 2000.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

CERTIFIED MAIL

NO. Z 269 224 716

April 10, 2000

US DEPT OF AGRICULTURE
FOREST SERVICE
CARIBOU NATIONAL FOREST
250 S 4TH AVE STE 172
POCATELLO ID 83201

LAPSE NOTICE

RE: PERMIT NO. 11-07423

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated January 31, 2000. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note 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 government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 4/10/00
a copy (an original) of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

D. Ellis

FOR OFFICE USE ONLY
Amt. of Fee \$: EO25764
Receipt No. 550.00
Receipt By: gc
Date Received: 4-18-00

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF BENEFICIAL USE

APR 24 2000

Department of Water Resources

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 11-07423 Telephone No. 208/236-7500
2. Name of Permit Holder(s): USDA Forest Service
3. Mailing Address: Caribou National Forest 250 S 4th Ave. Pocatello ID 83201
City Pocatello State ID Zip 83201
4. Source of Water: Well If **GROUNDWATER** (well), Date Drilled: mo. 7 / yr. 1996
 - a. Well Driller: Andrew Well Drilling Drilling Permit Number: 11 - 96 - E - 00 - 19
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: Camp Ground
6. Total rate of diversion and/or volume for which proof is submitted: 0.02 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
Measuring Device: Is a measuring device required? Yes _____ or No X
Has the measuring device been installed? Yes _____ or No X
8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: Chris Vann Telephone Number: 208/236-7500
Address: Caribou National Forest 250 S 4th Ave, Pocatello, ID 83201
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder:

James B. Reese
(Include your title, if on behalf of company or organization)

Date: April 18, 2000

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)
11-07423 IN THE NAME OF) **REINSTATEMENT ORDER**
US DEPT OF AGRICULTURE,)
FOREST SERVICE)
_____)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted to the Department on or before April 1, 2000, and,

WHEREAS, the Department notified the permit holder on January 31, 2000 by certified mail that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use or an extension of time request; and,

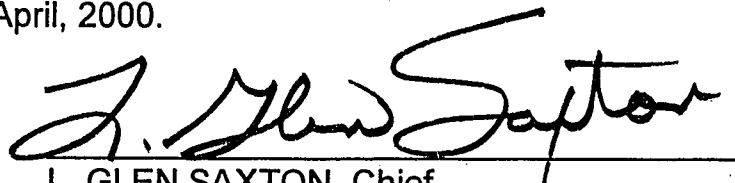
WHEREAS, the Department sent the permit holder a lapse notice on April 10, 2000, since the Department had not received an acceptable proof of beneficial use statement or extension of time; and,

WHEREAS, Section 42-218a, Idaho Code, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on April 18, 2000;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 11-07423 is **REINSTATED** with an advance in priority to **August 20, 1994**.

DATED this 28th day of April, 2000.


L. GLEN SAXTON, Chief
Water Allocation Bureau



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

April 28, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

US DEPT OF AGRICULTURE
FOREST SERVICE
CARIBOU NATIONAL FOREST
250 S 4TH AVE STE 172
POCATELLO ID 83201

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 11-07423

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order reinstating the permit since proof was submitted after the proof due date.

You indicate on the proof statement that you are diverting a rate of 0.02 cubic feet per second (cfs). There is no charge for a license examination fee for a groundwater right diverting 0.04 cfs or less. Therefore, I have initiated the process to refund the \$50.00 exam fee submitted. The refund should arrive in seven (7) to ten (10) business days under separate cover.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water. If you have questions concerning the field examination, please contact the **Eastern Regional Office** of the department in Idaho Falls at (208) 525-7161.

Sincerely,

Deborah Drew-Ellis
Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Region
Fiscal