

RECEIVED

JUN 08 1995

Form 202
10/92

Department of Water Resources
Eastern District

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED
JUN 09 1995

No. 11-7426

RECEIVED

MAY 30 1995

RECEIVED

MAY 30 1995

WATER RESOURCES
WESTERN REGION

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of applicant Idaho Department of Parks and Recreation Phone 208 334-4180 ext 251
Post office address P. O. Box 83720, Boise, ID 83720-0065

2. Source of water supply well - new Groundwater which is a tributary of N/A

3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 24 Township 16S Range 44E B.M. Bear Lake County; additional
points of diversion if any: -0- N/A

4. Water will be used for the following purposes:

Amount 0.15 for irrigation purposes from 5/1 4/15 to 9/30 10/15 (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) 0.15 and/or (b) 15
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. A pump, located at the above-described
point of diversion, will pump water 100' through a new 4" pipe which will be
connected to the existing sprinkler system.

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 8" 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

2 years (minimum 1 year).

* changes made 5/30/95 by Scott Fahay, Engineering Supervisor c78.

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

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

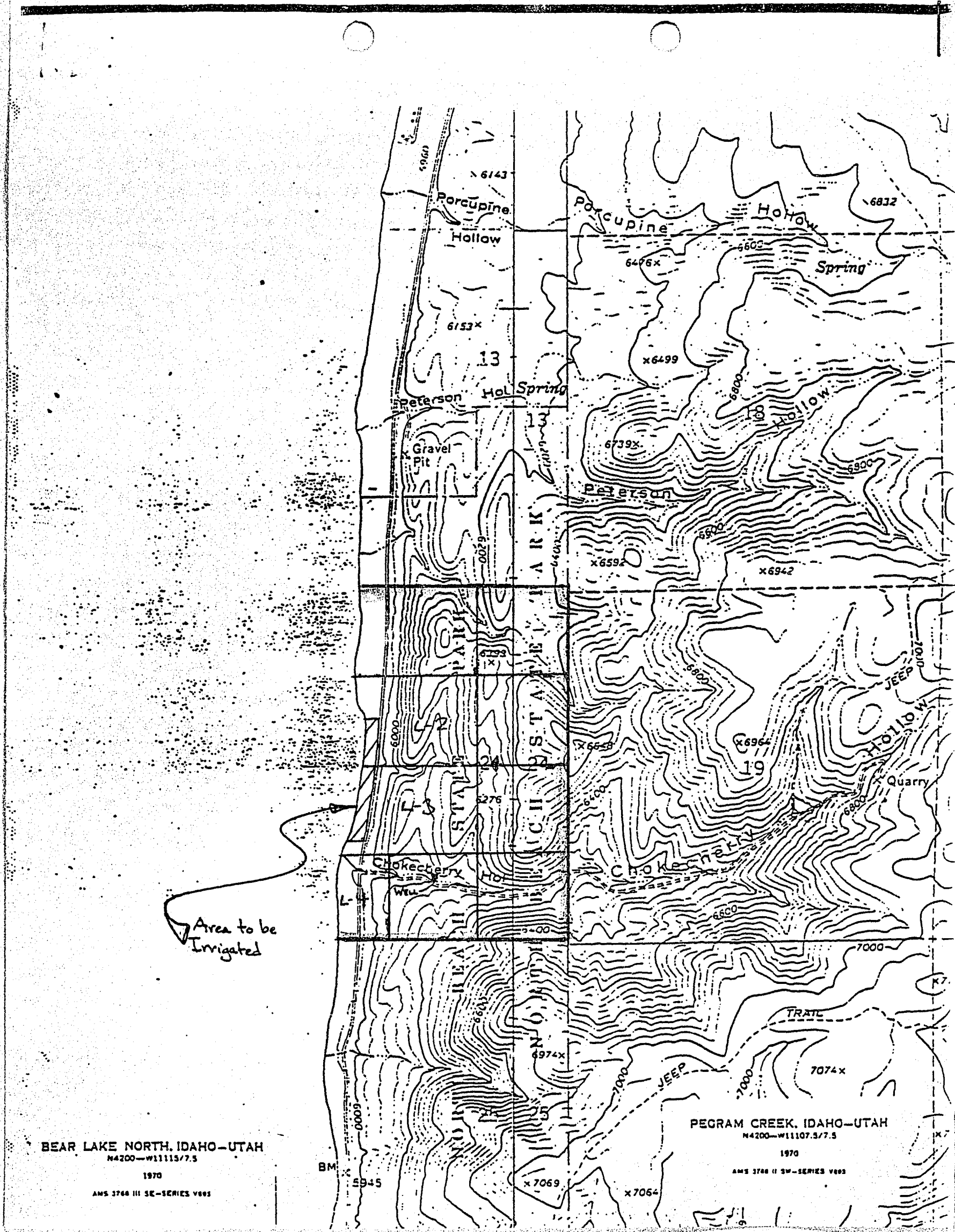
TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
16S	44E	24								3.5 L-2									3.5
16S	44E	24								1.5									1.5
										L-3									
																			5.0

Total number of acres to be irrigated 5.0

10. Describe any other water rights used for the same purposes as described above. N/A

- Who owns the property at the point of diversion? Idaho Department of Parks and Recreation
- Who owns the land to be irrigated or place of use? Idaho Department of Parks and Recreation
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Place of use is located within Bear Lake State Park at North Beach.



BEAR LAKE NORTH, IDAHO-UTAH
N4200-W11115/7.5

1970

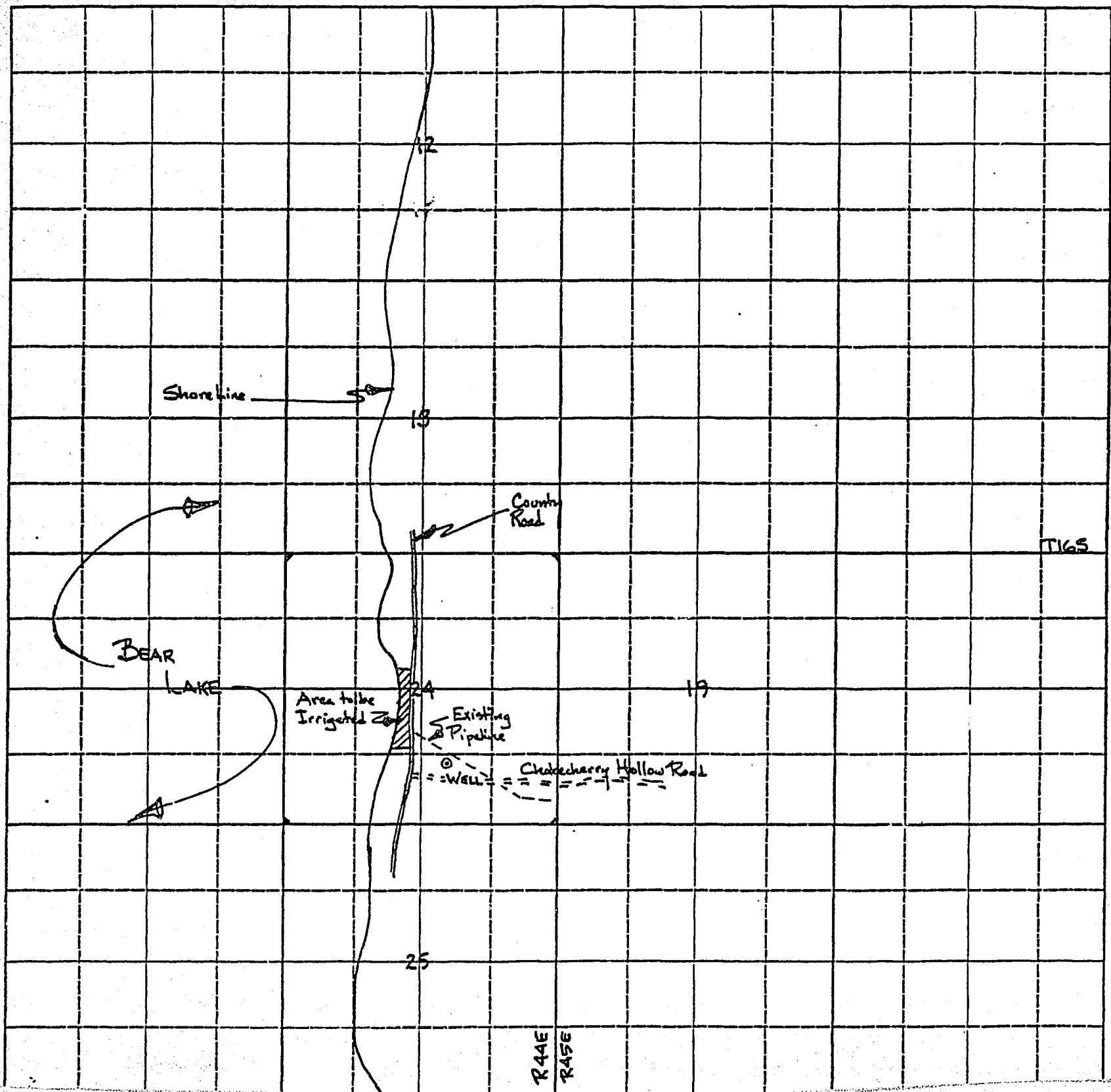
AMS 3768 III SE-SERIES 9803

PEGRAM CREEK, IDAHO-UTAH
N4200-W11107.5/7.5

1970

AMS 3768 II SW-SERIES 9803

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



This image shows a full page of blank graph paper. The grid consists of 20 columns and 20 rows of squares, formed by thin black lines. There are no margins, text, or other markings on the page.

James Ferrell Director
(Applicant) TOPR

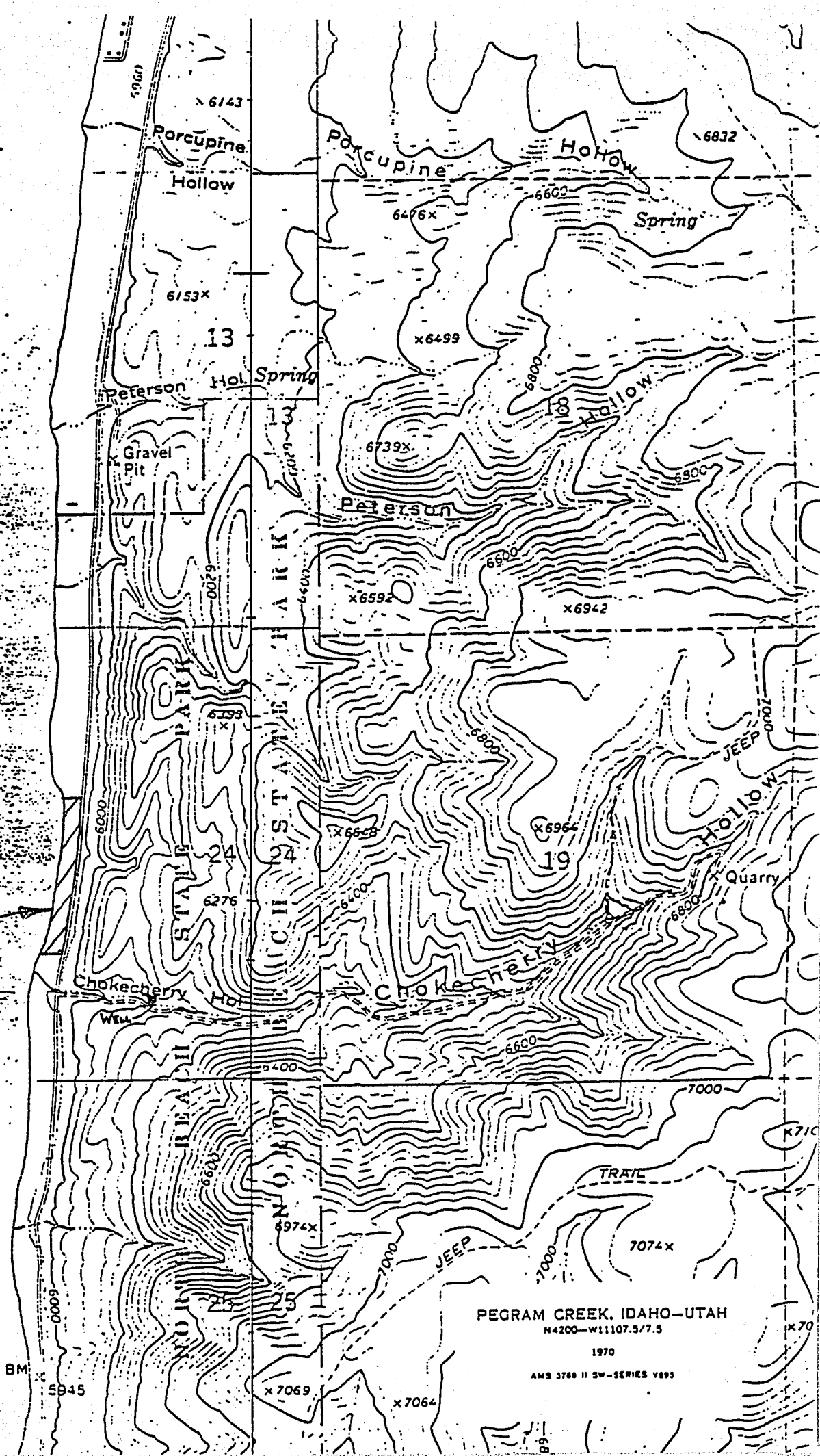
Received by HWT Date 6-8-95 Time _____ Preliminary check by _____
Fee \$ 50⁰⁰ Received by HWT # E021163 Date 6-20-95
Publication prepared by LB Date 7-7-95 Published in News Examiner (NE)
Publication approved _____ Date _____

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:



BEAR LAKE NORTH, IDAHO-UTAH
N4200-W11115/7.5
1970
AMS 3748 III SE-SERIES V893

PEGRAM CREEK, IDAHO-UTAH
N4200-W11107.5/7.5
1970
AMS 3748 II SW-SERIES V893



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JUNE 28, 1995

THE NEWS-EXAMINER
P.O. BOX 278
MONTPELIER, ID 83254

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JULY 24, 1995.

Yours truly,

Rita Bodell
Secretary

Encl.



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 19, 1995

STATE OF IDAHO
DEPT OF PARKS AND REC
PO BOX 83720
BOISE ID 83720-0065

RE: Application for Permit No. 11-07426

Dear 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 July 7 & 14, 1995. 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 applications 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
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 JULY 24, 1995.

KARL J. DREHER, Director

Published: 7/ 7/1995 & 7/14/1995

11-07426

STATE OF IDAHO
DEPT OF PARKS & REC
PO BOX 83720
BOISE, ID 837200065

Source: GROUNDWATER

Diversion Pt: NWSWSE Sec 24 T 16S R 44E in BEAR LAKE County.

Use: IRRIGATION (0.150 CFS)
Total Diversion: (0.150 CFS)

Date Filed: 6/ 8/1995

In: BEAR LAKE County
T16S R44E S24 Lot 2 (SENE) Lot 3 (NESW)

5.0 ACRES TOTAL

N 5007
AFFIDAVIT OF PUBLICATION

RECEIVED
AUG 9 1995
Department of Water Resources

STATE OF IDAHO,
County of Bear Lake

ss.

Rosa J. 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

July 5, 1995, and ending
with the issue of July 12, 1995

Rosa J. Moorman
Fees, \$41.27

Subscribed and sworn to before me this 28th day
of July, 1995

Sherry 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:

11-07426

STATE OF IDAHO
DEPT OF PARKS & REC
PO BOX 83720

BOISE, ID 83720-0065

Source: GROUNDWATER

Diversion Pt: NWSWSE Sec 24 T

16S R 44E in BEAR LAKE County

Use: IRRIGATION (0.150 CFS)

Total Diversion: (0.150 CFS)

Date Filed: 6/8/1995

In: BEAR LAKE COUNTY T.16S

R 44E S24 LOT 2 (SESW) LOT 3
(NESW)

5.0 ACRES TOTAL

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the applicant and the Di-
rector, Dept. of Water Resources,
along with a \$25.00 filing fee, East-
ern Region, 900 N Skyline, Idaho
Falls, Idaho 83402 on or before JULY
24, 1995.

KARL J. DREHER, Director

Legal No. 5007 — Publish July 5,
12, 1995.

RECEIVED

AUG 04 1995

Department of Water Resources
Eastern District Office

Form 235-1 (2/94)

Drilling Permit No. 11-95-C-0029-000
Water Right Permit No. 11-7426
Injection Permit No. _____

WELL DRILLER: PLEASE COMPLETE FOR VERBALS

IDWR Employee Issuing Verbal: _____

Verbal Issued Date: _____ Time: _____

RECEIVED

MAY 30 1995

WATER RESOURCES
WESTERN REGION

RECEIVED

MAY 30 1995

Department of Water Resources

State of Idaho
Department of Water Resources

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

Department of Water Resources

1. Applicant (please print): Idaho Department of Parks and Recreation

2. Mailing Address: P. O. Box 83720

City & State Boise, Idaho Zip Code 83720-0065 Telephone 208 334-4180 ext 251

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

3. Proposed Well Location: Twp. 16S, Rge. 44E, Sec. 24, SW 1/4 SE 1/4

Gov't Lot No. -0- County Bear Lake

Street Address of Well Site 100' north of Chokecherry Hollow Road City -0-

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

Lot, block and subdivision -0-

4. Proposed Use of Well:

☐ 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. ☒ New well ☐ Modify ☐ Replace

B. Proposed Casing Diameter 8" Proposed Maximum Depth 150'

C. Anticipated bottom hole temperature:
☒ 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: Forty-five (45) days after DWR permits received

7. Anticipated Well Driller: Will notify DWR after bidder awarded project Driller's Lic. No. _____
NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's Signature James Ferrell Date 5-30-95

Title Director
(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is Approved Date August 15, 1995

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

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 (1) 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 drain 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 well owner shall contact the Department immediately.

SPECIFIC CONDITIONS:

Mark S. Sliff Section Manager
Signature of Authorized Department Representative Title

Receipt No. ED21163 Received by HWS Fee 200.00 Date 6-20-95

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension expires: _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 17, 1995

STATE OF IDAHO
DEPT OF PARKS & RECREATION
PO BOX 83720
BOISE ID 83720-0065

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 11-07426

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.

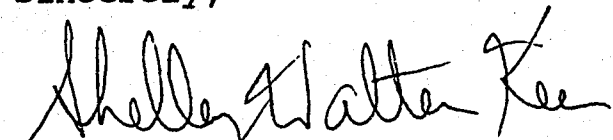
The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

If a well has not already been constructed you are required to obtain a "drilling permit" from the department. The right to drill a well is not a part of this permit to appropriate water.

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well

so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

Sincerely,

A handwritten signature in cursive script, reading "Shelley W. Keen". The signature is written in dark ink and is positioned above the printed name and title.

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 11-07426

Proposed Priority: June 8, 1995 Maximum Diversion Rate: 0.15 CFS

This is to certify, that STATE OF IDAHO
DEPT OF PARKS & RECREATION
PO BOX 83720
BOISE ID 83720-0065
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>
IRRIGATION	04/15 to 10/15	0.15 CFS

LOCATION OF POINT(S) OF DIVERSION: SWSE , Sec. 24, Township 16S, Range 44E
BEAR LAKE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
16S	44E	24	Lot 2 (SESW) 3.5	Lot 3 (NESW) 1.5		5.0

Total number of acres irrigated: 5.0

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 1997.
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. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Construction of the well must comply with Idaho well construction standards.
7. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
8. Place of use is located within Bear Lake State Park at North Beach.

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 11-07426

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

17th day of August, 1995.

Karl J. Dreher

Karl J. Dreher, Director

for

FOR OFFICE USE ONLY

Amt. of Fee \$: 50.00
Receipt No: 151167
Receipt By: LS
Date Received: 10/1/97

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 01 1997

PROOF OF BENEFICIAL USE

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 who has been appointed by the department.

1. Permit No. 11-07426 Telephone No. (208) 334-4199
2. Name(s) of Permit Holder(s): STATE OF IDAHO DEPT. OF PARKS & RECREATION
3. Mailing Address: P.O. Box 83720 BOISE ID 83720-0065
4. Source of Water: GROUNDWATER If GROUNDWATER (well), Date Drilled: mo. MAY / yr. 1996
- a. Well Driller: WRIGHT DRILLING CO. Drilling Permit Number: 11-95-G-0029-000
- b. OPTIONAL:
Pump Horsepower: 5 HP Pressure (psi): 83 PSI Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
- Domestic (No. of households): N.A. Stockwater (No. and type of stock): N.A.
- Irrigation (No. of acres): 5.0 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.15 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 <u>X</u> or No _____ |
| | Has the measuring device been installed? | Yes _____ or No <u>X</u> |
| Flow Measurement Port: | Is a flow measurement port required? | Yes _____ or No _____ |
| | Has the measurement port been installed? | Yes _____ or No _____ |
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: KIRK RICH Telephone Number: 208-945-2790
- Address: P.O. Box 297, PARIS, ID 83261
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.
- Signature of permit holder: Michael J. Miller DEVELOPMENT COORDINATOR Date: 9/22/97
(include your title, if on behalf of company or organization)

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 11-07426)

ORDER OF

IN THE NAME OF STATE OF IDAHO)

REINSTATEMENT

DEPARTMENT OF PARKS & RECREATION)

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 September 1, 1997; and,

WHEREAS, the Department notified the permit holder on June 30, 1997, 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; and,

WHEREAS, the Department mailed the permit holder a lapse notice on September 8, 1997, since an acceptable proof of beneficial use or extension of time request had not been received; 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 an acceptable proof of beneficial use on October 1, 1997;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 11-07426 is REINSTATED with an advance in priority to July 8, 1995.

DATED this 20th day of November, 1997.


L. GLEN SAXTON, Chief
Water Allocation Bureau



**IDAHO DEPARTMENT
OF
PARKS & RECREATION**

PHILIP E. BATT
Governor

YVONNE S. FERRELL
Director

FRANKLIN E. BOTELER, Ph.D.
Deputy Director

**IDAHO PARK AND
RECREATION BOARD**

Robert M. Haakenson
Region One

Thomas L. Neal
Region Two

Ernest J. Lombard
Region Three

Glenn E. Shewmaker
Region Four

Ren. E. Thomson
Region Five

Monte Q. Later
Region Six

P.O. BOX 83720
BOISE, IDAHO 83720-0065
(208) 334-4199
FAX (208) 334-3741
TDD 1-800-377-3529
Street Address
5657 Warm Springs Avenue

Equal Opportunity Employer



January 3, 1996

Douglas R. Davidson
Hydro-Geologist
Department of Water Resources
1301 N. Orchard Ave.
Boise, Idaho 83720-9000

Dear Mr. Davidson :

Subject: Idaho Department of Parks and Recreation
Bear Lake State Park - New Water Well

Ref: Water Right Permit No. 11-07426
Drilling Permit No. 11-95-C-0029-000

The following will confirm the telephone conversation we had today regarding the items referenced above.

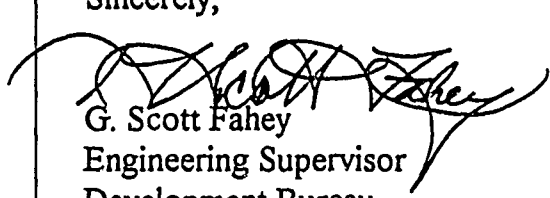
The Idaho Department of Parks and Recreation (IDPR) understands its Drilling Permit No. 11-95-C-0029-000 has expired because the well was not drilled within forty-five (45) days from when the permit was issued. Therefore, IDPR would hope the permit could be reopened and the time allotted for drilling be amended so drilling can occur between April 1 and May 15, 1996.

Additionally, IDPR must request the permit's drilling location be altered. The current location on the permit is the SW 1/4 of the SE 1/4 of Sec. 24, T.16S, R.44E. The new location requested is the SE 1/4 of the SE 1/4 of Sec. 24, T.16S, R.44E.

Currently, IDPR intends to have this project advertised for bidding by January 10, 1996. Construction will commence between April 1 and May 15, 1996 and continue for forty-five (45) days in the location described above.

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

Sincerely,


G. Scott Fahey
Engineering Supervisor
Development Bureau

E:\brik350352\wtr-res1.gif

RECEIVED

JAN 08 1996

Department of Water Resources

Ident. No. 11-95-C-0029-000
Water Right No. 11-07426

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR DRILLING PERMIT

1. Name: STATE OF IDAHO O 208-334-4880
Address: DEPT OF PARKS & RECREATION
PO BOX 83720
BOISE ID 83720-0065

2. Proposed Well Location: Township 16S, Range 44E, Sec. 24, SESE
BEAR LAKE County

Street Address of Well Site: 100' N OF CHOKECHERRY HOLLOW RD
ID

3. Proposed Use of Well: Non-Domestic Irrigation

4. Well Construction Information:

- A. NEW WELL
 - B. Proposed Surface Diameter 8 In. Proposed Maximum Depth 150 Ft.
 - C. Anticipated Bottom Hole Temperature: 85 F or less (Cold water well)
- (NOTE: Construction diagrams and/or other information may be requested for monitor, low temperature geothermal, municipal and artesian wells.)

5. Construction Start Date: / /

6. Anticipated Well Driller: (No. 9999)

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

7. Applicant's Signature _____ Date _____

Title _____
(Owner, Firm Representative, Other)

Fee \$ 250.00 Received by _____ No. E021163 Date 6/20/1995

(Continued)

Ident. No.

11-95-C-0029-000

ACTION OF THE DEPARTMENT OF WATER RESOURCES

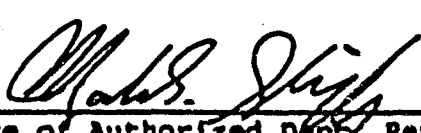
This permit is APPROVED

Date: 8/15/1995

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

CONDITIONS OF APPROVAL:

1. This drilling permit is valid for two (2) months from the approval date for the start of construction and is valid for one (1) 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 prior to construction of this well. The local Health Department should be contacted for septic tank/drainfield locations. Domestic wells must not be drilled closer than 100' from any drainfield and 50' from any 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 the bottom hole temperature of 85 Degrees F (29.44 oC) or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. Idaho Code, § 55-2201 - 55-2210 requires the applicant and/or his contractors to contact "Digline" (DigLine is a one-call center for utility notification) not less than 2 working days prior to the start of any excavation for this project. The "Dig Line" Number for your area is 1-800-342-1585.


Signature of Authorized Dept. Representative


Title

EXTENSION OF DRILLING PERMIT

Extension Approved by:



Approval Date:

1-8-96

Expires On:

6-1-96

June 30, 1997

STATE OF IDAHO
DEPT OF PARKS & RECREATION
PO BOX 83720
BOISE ID 837200065

PROOF DUE NOTICE

RE: PERMIT NO. 11-07426

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 September 1, 1997. (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.

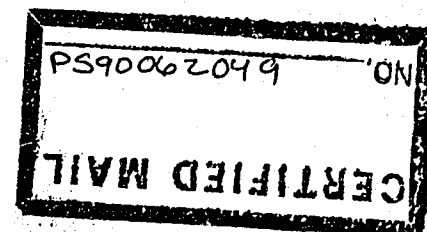
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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



September 8, 1997

STATE OF IDAHO
DEPT OF PARKS & RECREATION
PO BOX 83720
BOISE ID 837200065

LAPSE NOTICE

RE: PERMIT NO. 11-07426

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 June 30, 1997. 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 9-8-97
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

[Signature]



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

KARL J. DREHER
DIRECTOR

November 20, 1997

STATE OF IDAHO
DEPT OF PARKS AND RECREATION
PO BOX 83720
BOISE ID 83720-0065

PROOF ACKNOWLEDGMENT LETTER

RE: Permit No.. 11-07426

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form and supporting information submitted for the above referenced permit.

Enclosed is an order reinstating the permit since proof was submitted after the proof due date. Note that the priority date has been advanced to July 8, 1995, as provided in Section 42-218a.2, Idaho Code.

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, you may contact the EASTERN Regional Office of the department in Idaho Falls at (208)525-7161.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

Enclosure

c: IDWR - Region