

Identification No. 13 7201

Application No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Fairview Water District Phone: (208) 852-1075
post office address Route No. 2, Box 140, Preston, ID 83263
2. Source of water supply Well which is a tributary of N/A
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 26 Township 15 S.
Range 40 E. B.M. Franklin County; additional points of diversion if any: Water
will be pumped to existing 50,000 gallon concrete holding tank located in
NW $\frac{1}{4}$, NE $\frac{1}{4}$ of Section 8, Township 16 S., Range 40 E., B.M., Franklin County
- b. If water is not consumed, it will be discharged into N/A at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 1.5 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. 1.5 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____
Pump water from new well to existing concrete holding tank through approximately
3-1/3 miles of new 6 inch waterline.
- b. Height of storage dam N/A feet, active reservoir capacity N/A acre feet; total reservoir
capacity N/A acre feet, materials used in storage dam: N/A
Period of year during which storage will occur Jan. 1 to Dec. 31 inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 12 inches; proposed depth of well is 300 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 56,000.
8. Description of proposed uses:
a. If water is **not** for irrigation: See attached property description and boundary map
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: N/A hp under _____ feet of head.
(3) List number of each kind of livestock to be watered unknown
- (4) Name of municipality to be served Fairview Water District, or number of families to be
supplied with domestic water 155.
- (5) If water is to be used for other purposes describe: Several family dairy operations
included in the District

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	
15S	40E	9			X	X									X	X	X	X	
		10	X		X	X			X	X	X	X	X	X	X	X	X	X	
		11					X	X	X	X	X	X	X	X	X	X	X	X	
		12									X	X	X	X		X	X		
		13	X	X	X		X	X	X	X	X	X	X	X		X	X		
		14	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
		15	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
		16	X	X	X	X									X	X	X	X	
		21	X	X	X	X					X			X	X	X	X	X	
		22	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
		23	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
		24					X	X	X	X	X	X	X	X					
		25					X	X	X	X	X	X	X	X					
		26	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
		27	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
		28	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
		29				X					X	X	X	X	X	X	X	X	

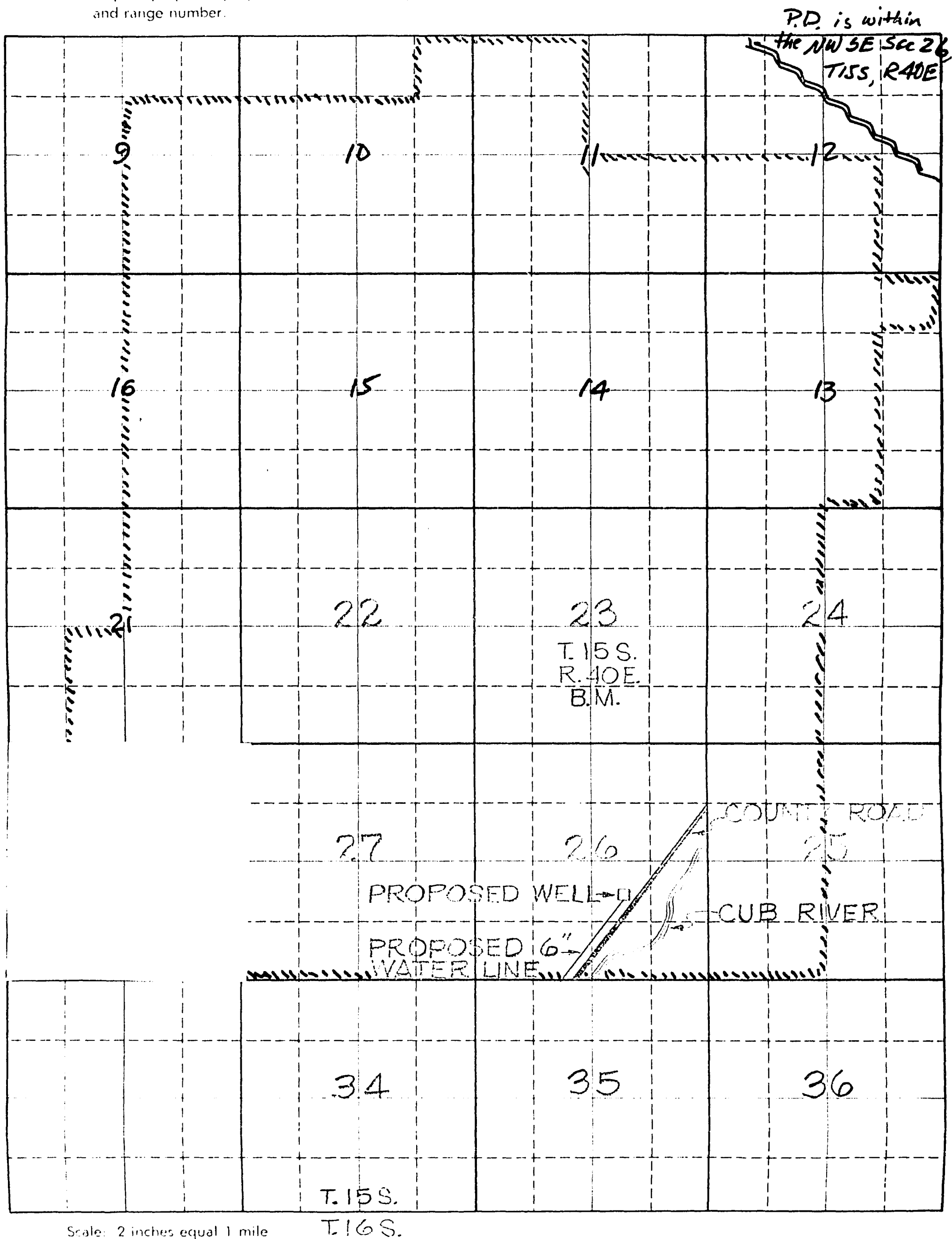
Total number of acres to be irrigated

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

9. a. Who owns the property at the point of diversion Walter Knapp ALVARO GARRIBAY
- b. ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~ place of use individual users through the Fairview Water Dist.
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing The Fairview Water District is currently negotiating purchase of the well site.

10. Remarks Project will be funded through the FmHA Drought Relief Act. Fairview Water District currently obtains water from two springs located in the Foster Creek drainage. This domestic water well will supplement flow from the springs. The well will be located outside the District boundaries, but will be constructed on land purchased by the District. Water will be pumped from the well to the existing 50,000 gallon holding tank via the proposed 6" water line. The proposed water line will be constructed in the right-of-way of the county road that runs along the Cub River. The proposed 100,000 gallon stand pipe will act as a pressure equalization device to maintain line pressures above the minimum recommended by the Health Department, and will also provide additional storage for peak demands. The water from this well will be used almost exclusively for domestic use and as process water for several small family dairies in the District. Domestic use includes some lawn sprinkling during the summer months, but none of the water will be used for irrigating farm land.

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



Scale: 2 inches equal 1 mile

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

FAIRVIEW WATER DISTRICT

Dennis B. Hall
(Applicant) Dennis Hall, Chairman

Proposed Priority 7-05-77

Received by CW Date 8-2-77 Time 10:00 A
Preliminary check by FW Fee \$ 55.00
Receipted by CW Date 7-25-77 # 8249
Publication prepared by CW Date 8-11-77
Published in Preston Citizen
Publication dates Aug. 18-25-1977
Publication approved me Date Sept. 6, 1977
Priority reduced to _____ Reason _____

Protests filed by: _____

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

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. 13-7201, 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 November 1, 19 82.
 - c. Other: For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water.
2. Denial of said application is for the following reasons: _____

Witness my hand this 15 day of November 19 77.

A. J. [Signature]
Deputy, Director

Map in folder
too big to
microfilm—
See folder.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin } ss.

RICHARD D. STOCKDALE

being duly sworn,

deposes and says:

That he is the Office Manager of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; 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 of 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

August 18th, 1977, and ending with the issue of August 18th, 1977.

Richard D. Stockdale

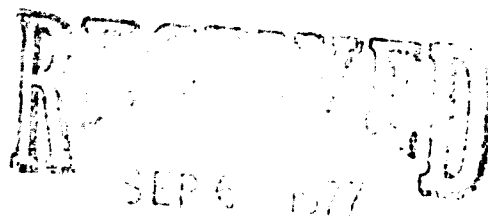
Fee \$ 12.58

Subscribed and sworn to before me this 25th day of August, 1977.

Dottie W. Hagfior

Notary Public, Residing at Preston, Idaho

My Commission Expires August 11, 1980



Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Fairview Water District, Preston, Idaho, has on 7-05-77 submitted Application No. 13-7201 for a permit to appropriate 1.50 cubic feet per second of water from a ground-water source by means of well and pump within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 15S, R. 40E, B.M., Franklin County; to be used from Jan. 1 to Dec. 31 for domestic purposes for 155 families within the Fairview Water District.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before September 6, 1977.

C. STEPHEN ALLRED
Director

Published in the Preston Citizen, Preston, Idaho on August 18 and August 25, 1977.

Legal No. 456 — Pub. Aug. 18, 25, 1977.

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Fairview Water District

Item Initial Date

Application No. _____

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

(1) Jag 8/10/77

In form to receipt

(2) " "

Send Copies to:

- ☒ Idaho State Health Department *J. K. R. S.*
☒ Idaho Fish and Game Department
☒ Bureau of Land Management

(3) " "

- ☒ Request Special Use Permit from U.S.F.S.
☒ Request Easement from B.L.M.
☒ Request Information from Applicant
☒ Request Dam Safety Information

(4) " "

In form for advertising *YRS*

(5) " "

Platted on Map No. 153, 40E - 153, 39E

(6) " "

Located within Water District No. Basin 13

(7) " "

Critical groundwater area: yes " no ☒

(8) " "

Groundwater levels: *No near obs wells*

" Declining, " Stable, " Increasing

(comment) Bulletin # 27

(9) " "

Other rights on the same place of use *2 claims to a water right from 2 different springs*

(10) " "

Comments: *were filed after this permit was filed.*

(11) me 4-6 77

Affidavit of Publication received (date) 4-6-77

(12) RDC 9/9/77

Final date for protests Sept 6-1977

Protests received: yes " no "

(13) " "

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

(14) " "

Action recommended:

☒ Approve " Deny "

7/5/77 Proposed Priority

" Reason for Reduction "

☒ Measuring device required

" See attached sheet for other conditions of approval

" No special conditions for approval

(15) District E By RDC Date 9/9/77

[illegible]

Wm. H. Brown
 John M. Whitehead
 Wm. L. S.
 Levi B. Lile
 D. B. Knapp
 W. D. Gilbert
 Wm. L. Little
 Wm. L. Little
 Bertha M. Baker
 Joseph C. Grogan
 Henry D. Dwyer
 Jedd L. L. L.
 Lilla B. Egbert
 Wm. L. L. L.
 Paul C. L. L.
 Kate B. L. L.
 Allen B. L. L.
 A. L. L. L.
 Joseph A. B. L. L.
 Wm. L. L. L.
 Lilla B. L. L.
 Wm. L. L. L.
 J. P. Hall
 J. L. L. L.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR FRANKLIN COUNTY.

In the Matter of the Organization :
of FAIRVIEW WATER DISTRICT, in : PETITION.
Franklin County, Idaho. :

The undersigned petitioners, being more than ten per cent of the taxpayers of the proposed district, who pay a general tax on real property owned by him or her within the proposed district, hereby represent to the Court:

1. The name of the proposed district shall be "Fairview Water District", and it is situated wholly in Franklin County, Idaho.

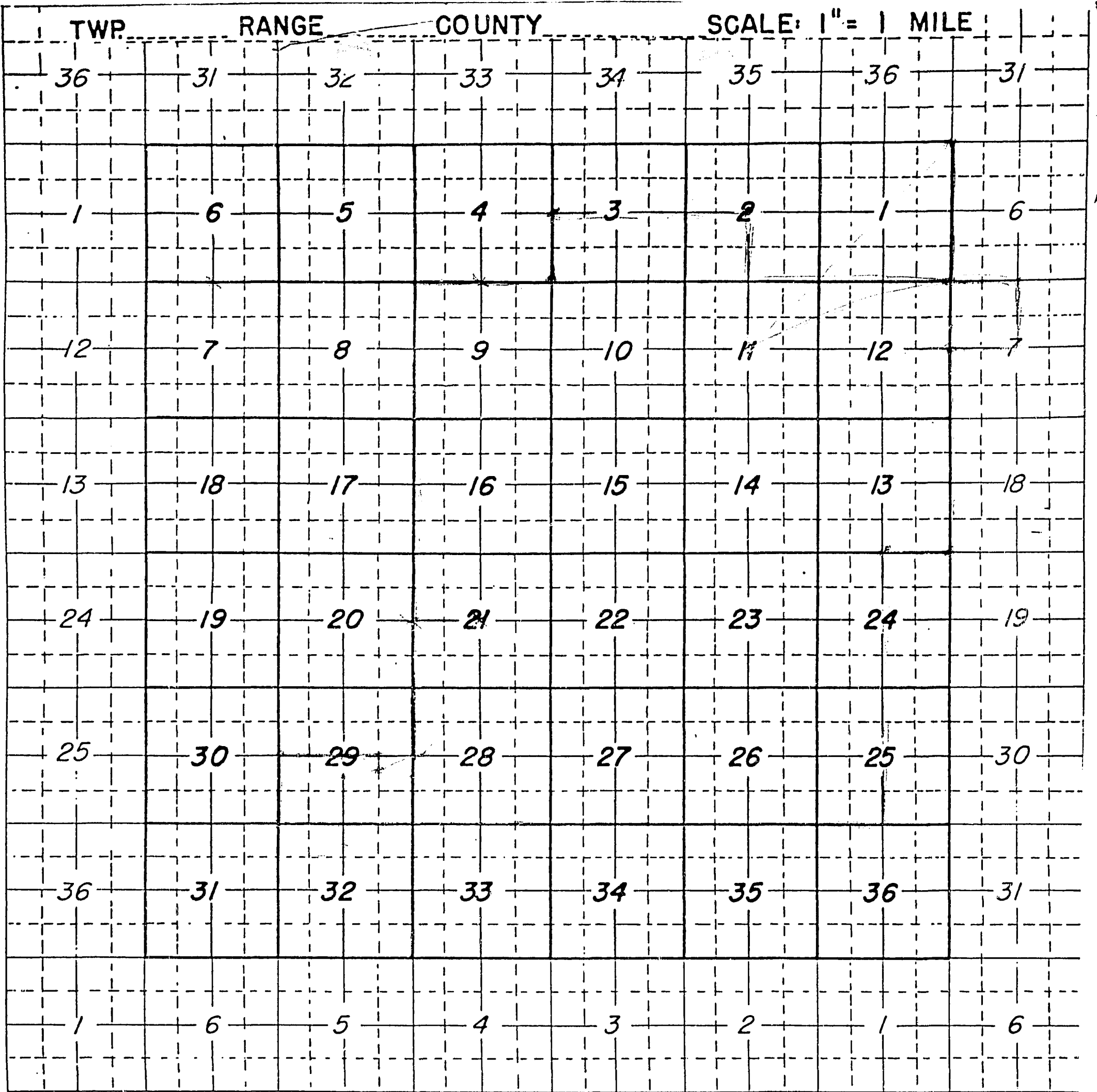
2. The district is being organized for the purpose of acquiring a water system, including water rights, distribution system, springs, plant, easements and rights of way, and for the improvement, extension, repair, and maintenance of the same, and operating the same for the benefit of the persons owning property within the said district, or who reside therein.

3. The estimated cost of the proposed system and improvements is \$ 50,000.00.

4. The boundaries of the said proposed district are as follows:

Beginning at the Southeast corner of the Southwest quarter of Section 25, Township 16 South, Range 39 East of Boise Meridian, and running thence North to the Northeast corner of the Northwest quarter of Section 24; thence East 80 rods; thence North 240 rods; thence East 80 rods; thence North 80 rods; thence West 80 rods; thence North 160 rods; thence West to the Center of Section 11; thence North 160 rods; thence West 240 rods; thence South 80 rods; thence West 400 rods; thence South to the Center of Section 21; thence West 80 rods; thence South 193 rods; thence West 80 rods; thence South 79 rods, more or less; thence Southwesterly 37 rods, along fence on hill; thence West 16 rods; thence Southwest 51 rods, to a point approximately 12 rods South of the Southwest corner of said Southeast quarter of Northwest quarter of said Section 29; thence North 12 rods; thence West to the Northwest corner of Southwest quarter of Section 29; thence South to the Southwest corner of Section 29; thence East to the point of beginning; all in Township 16 South, Range 39 East of Boise Meridian.

Wherefore, petitioners pray that the Court will make an order for the hearing on this petition, and that notice be given of the same as provided by law, and that on said hearing the Court will enter an order directing that the question of the organization of the district shall be submitted to the qualified electors who are taxpayers of the district at



July 8, 1977

RE: Application for Permit No. 13-7201

Fairview Water District
Rt. #2, Box 140
Preston, Idaho 83263

Gentlemen:

Attached herewith is departmental receipt No. 8240 in the amount of \$35.00 for the above referenced application.

In reviewing your application, and the attached legal description given in the petition, it is not possible to determine the boundaries of the Fairview Water District. There are numerous errors in the legal description making it impossible to determine district boundaries and we request that you either submit a map showing the boundaries or have someone correct the description given on the petition.

We will hold your application until we receive the requested information. If you have any questions, please feel free to contact me.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:cw

July 29, 1977

RE: Application for Permit No. 13-7201

Mr. Cleve J. Bodily
Fairview Water District
Rt. #2, Box 140
Preston, Idaho 83263

Dear Mr. Bodily:

Enclosed please find the most recent application you submitted on behalf of Fairview Water District and a copy of the original application. Since there is substantial difference between the two applications, we assume the second application is more accurate. Unfortunately, the boundaries of the Fairview Water District are still not outlined on the application and, therefore, it is not possible for us to determine where the water will be used.

If you can provide us with this information, we will be able to commence with the processing of your application.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:cw

Enclosures (2)



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

July 29, 1977

RE: Application for Permit No. 13-7201

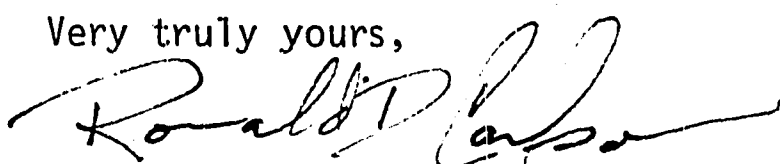
Mr. Cleve J. Bodily
Fairview Water District
Rt. #2, Box 140
Preston, Idaho 83263

Dear Mr. Bodily:

Enclosed please find the most recent application you submitted on behalf of Fairview Water District and a copy of the original application. Since there is substantial difference between the two applications, we assume the second application is more accurate. Unfortunately, the boundaries of the Fairview Water District are still not outlined on the application and, therefore, it is not possible for us to determine where the water will be used.

If you can provide us with this information, we will be able to commence with the processing of your application.

Very truly yours,


RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:cw

Enclosures (2)

Included is a map I should of sent with application. Hope it is what you need. It shows the complete system in our water District.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Fairview Water District,
Preston, Idaho

has on 7-05-77 submitted Application No. 13-7201
for a permit to appropriate 1.50 cubic feet per second XXXXXXXXXXXXXXXXXXXXX
of water from a ground-water source
by means of well and pump
within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 15S, R. 40E, B.M., Franklin County;

Jan. 1 to Dec. 31
to be used from domestic purposes for 155 families
for

Fairview Water District
within the

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before
September 6, 1977

C. STEPHEN ALLRED
XXXXXXXXXXXXXXXXXXXXX
R. KEITH HIGGINSON

Director

Preston Citizen, Preston, Idaho

Published in the August 18
on and August 25, 1977

*File - J.
Rec. C.*

August 11, 1977

RE: Application for Permit No. 23-7025 and No. 13-7201

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

Dear Mr. Vickers:

We are enclosing copies of two applications that may be of interest to your agency. Please review the applications and if you have any comments, submit them to our Department as soon as possible. The last date of protest is September 6, 1977, and we are required to take final action shortly thereafter.

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

Very truly yours,

RONALD D. CARLSON
Supervisor
Eastern Region

RDC:CD

Enclosures (2)

August 11, 1977

RE: Application for Permit No. 13-7201 FAIRVIEW WATER DIST.
13-7213 LUND
13-7214 COLE/etc.

Preston Citizen
Box 472
Preston, Idaho 83263

Gentlemen:

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

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Enc: Legal Notice (3)

Bill submitted Sept. 6, 1977 by me



STATE OF IDAHO

PRE

AUG 16 1977

DEPARTMENT OF HEALTH AND WELFARE

Department of Water Resources
Eastern District Office

DIVISION OF ENVIRONMENT
636 Pershing
Pocatello, Idaho
83201

15 August 1977

C
O
P
Y

Dennis B. Hall, Chairman
Fairview Water District
Route 2, Box 140
Preston, Idaho 83263

13-7201
Re: Application #13-7021
(Franklin County)

Dear Mr. Hall:

We have been apprised of your intent to appropriate public waters of the State of Idaho to increase the capacity of the District's public water system.

Title 39-118 of the Idaho Code provides that plans and specifications for new and/or modified water facilities must be reviewed and approved by our Department prior to construction; further, operation and maintenance of the system must conform to Idaho Drinking Water Standards. A copy of these regulations is enclosed for your information.

If you have any questions in regard to our requirements, please do not hesitate to contact our office.

Yours very truly,

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

HLM/md
Enc.
CC:
✓ Ron Carlson

EQUAL OPPORTUNITY EMPLOYER

November 16, 1977

Re: Permit No. 13-7201

Fairview Water District
Route #2
Box 140
Preston, ID 83263

Dear Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 13-7201 . We direct your attention to the conditions of approval as listed on the fourth page.

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

Sincerely,

BOBBY. D. FLEENOR
Chief, Operations Bureau

BDF/cah

Enclosure

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING)
DEVICE REQUIREMENT FOR PERMIT NO. 13-7201)

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows:
"The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 1st day of June 1981.

Glen Saxton

GLEN SAXTON
Chief, Operations Bureau

RECEIVED

FEB 22 1990

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 13-07201

Date of Priority: July 5, 1977

Maximum Diversion Rate: 0.31 CFS
Maximum Diversion Volume:¹ 93.0 AF

Comes now
RT. 2 BOX 140
PRESTON, ID 83263

FAIRVIEW WATER DISTRICT

and represents to the Director of the

APPROVED

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. 13-07201, 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>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.31 CFS	93.0 AF

LOCATION OF POINT(S) OF DIVERSION: SENW, Sec. 8, Township 16S, Range 40E
FRANKLIN County

PLACE OF USE: DOMESTIC

TWN RGE SEC

16S	39E	9
		10
		11
		12
		13
		14
		15
		16
		21
		22
		23
		24
		25
		26
		27
		28
40E		7
		18

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 2:00 p.m., this 20 day of Feb., 1990.

Harold Christensen
(Signature)
Secretary *

*per exam - kw 2/27/90

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 13-07201

FOR DEPARTMENT USE ONLY

Preliminary check by kw Fee = \$20.00 ✓

Received by Reina Date 2/22/90 #C014869

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 13-07201 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 155 homes.

Witness my hand this 15TH day of MARCH, 19 90.

R. Keith Higginson
Acting for R. Keith Higginson, Director

Jim

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 13-07201

Priority: July 5, 1977

Maximum Diversion Rate: 0.31 CFS
Maximum Diversion Volume:¹ 93.0 AF

This is to certify, that FAIRVIEW WATER DISTRICT
4958 S. 1400 W.

PRESTON, ID 83263 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated July 5, 1977; and
has submitted Proof of Beneficial Use on September 9, 1982. An examination indicates
that the works have a diversion capacity of .310 cfs of water from a GROUNDWATER
source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.31 CFS	93.0 AF

LOCATION OF POINT(S) OF DIVERSION: SENW , Sec. 8, Township 16S, Range 40E
FRANKLIN County

PLACE OF USE: DOMESTIC

TWN RGE SEC

16S	39E	9
		10
		11
		12
		13
		14
		15
		16
		21
		22
		23
		24
		25
		26
		27
		28
40E		7
		18

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.

PAGE 2

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 13-07201

CONDITIONS/REMARKS:

2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 155 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 15th
day of MARCH, 1990.

Acting for R. Keith Higginson, Director



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

April 30, 1982

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the regional office nearest to you.

Sincerely,

DAVID R. TUTHILL JR., P. E.
Supervisor, Water Allocations Section

DRT:jg

Enclosures

NORTHERN REGION OFFICE
Route #5, Box 203, Government Way
Coeur d'Alene, Idaho 83814
Telephone 667-6484

SOUTHERN REGION OFFICE
1041 Blue Lake Boulevard North
Twin Falls, Idaho 83301
Telephone 734-3578

EASTERN REGION OFFICE
150 Shoup Avenue
Idaho Falls, Idaho 83401
Telephone 525-7161

WESTERN REGION OFFICE
92 South Cole Road
Boise, Idaho 83709
Telephone 334-2190

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138538

FAIRVIEW WATER DISTRICT
RT. 2 BOX 140
PRESTON, ID 83263

AUGUST 31, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 13-7201 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE NOVEMBER 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY 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 POST CARD 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 WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

DEPARTMENT OF WATER RESOURCES **B-7201**

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. _____

Name(s) of Permit Holder: Fairview Water Dist

Post Office Address: RED MT / Preston

Tel. No. 852 2323

Source of Water: well

Extent of Use: ☒ Domestic 170 (number of households)
☐ Stockwater _____ (number and type of stock)
☐ Irrigation _____ (acres)
☐ Other _____

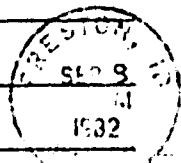
Measuring Device: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No
 Access Port: Required? ☒ Yes ☐ No Installed? ☐ Yes ☐ No

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

7-7-82
Date

Fairview Water Dist.
Lydia L. Rich, Sec.
Signature of Permit Holder

Fairview Center District
% Lyle C. Rich
RFD Rt. 1 Box 435
Preston, Idaho 83263



SEP 9 1982

Idaho Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



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

October 20, 1982

Fairview Water Dist.
RFD Rt. #1
Preston, Idaho 83263

RE: Permit No. 13-7201

Dear Sir:

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,

COLLEEN WRAY
Adm. Secretary



Cecil Andrus
Governor

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

A. Kenneth Dunn
Director

April 17, 1987

13-7201
FAIRVIEW WATER DISTRICT
RT. 2 BOX 140
PRESTON, ID 83263

Dear Permit Holder:

On December 9, 1986 this Department sent you a certified letter explaining the recent statutory changes in the licensing procedure that will pertain to the above referenced permit. The new statutes provide the permit holder with a choice of who will perform the licensing field examination. You may either choose a certified water rights examiner from the private sector, or select the Department. If you elect to have the examination done by the Department there is now a fee for this service based on the amount of water being diverted.

The letter advised you had a period of 60 days to notify the Department of your decision. You were to notify the Department by returning the examination fee information form which accompanied the certified letter and the appropriate examination fee, provided you wanted the Department to do the examination. As indicated in the certified letter, failure to return the form and submit the examination fee, within 60 days would cause the priority of your permit to be advanced.

Our records indicate you did not respond within the 60 day period. Starting with February 9, 1987 the priority of your permit will be advanced one day for each day your response is late. Failure to submit a completed examination fee information form, with the examination fee, by February 9, 1988 will result in the permit being lapsed.

As always our staff is available to assist you or answer questions concerning the above matter. For your convenience, we have enclosed another examination fee information form.

Respectfully submitted,

Ernest Carlsen
Assistant Regional Manager

EC/md

Enclosure

ACTION REQUIRED

26-87

FROM: Richard Leons

TO: Skip

This is the only map for view water district
had. The names next to the marked x's are locations
of the people names who live there. Also the names
on the front of file are names to contact if you
can get a better plot description.

Thanks.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

13-7201
Permit No.

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$100 \text{ gallons} / 43 \text{ seconds} = 2.32 \text{ gallons/sec or } \frac{139.5 \text{ gpm}}{448.8} = 0.31 \text{ cfs}$$

b) Volume Calculations for Irrigation:

$$V_{i,r} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$
$$V_{d,r} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$
$$V = \text{Smaller of } V_{i,r} \text{ and } V_{d,r} = \underline{\hspace{2cm}}$$

c) Volume Calculations for Other Uses:

(# of homes) 170 homes on system;

$$170 \text{ homes} \times 0.6 \text{ afa} = \underline{102 \text{ afa}}$$

2. Overlap Review

a) Other water rights with same place of use: —

b) Other water rights with same point of diversion: —

c) Analysis:

ALLOW

155 homes ← Per permit

X 0.6 AF

93.0 AFA

KW
2/27/90

RECOMMENDED AMOUNTS

3.	Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity

4. Permit Holder: _____

Address: _____

5. Source: _____ tributary to _____

6. Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
Domestic	1-1	12-31	0.31	102

Allowable Maximums: 0.31 f_s 102 af_g

7. Point(s) of Diversion:

[illegible]

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks: _____

10. Recommended Amendments

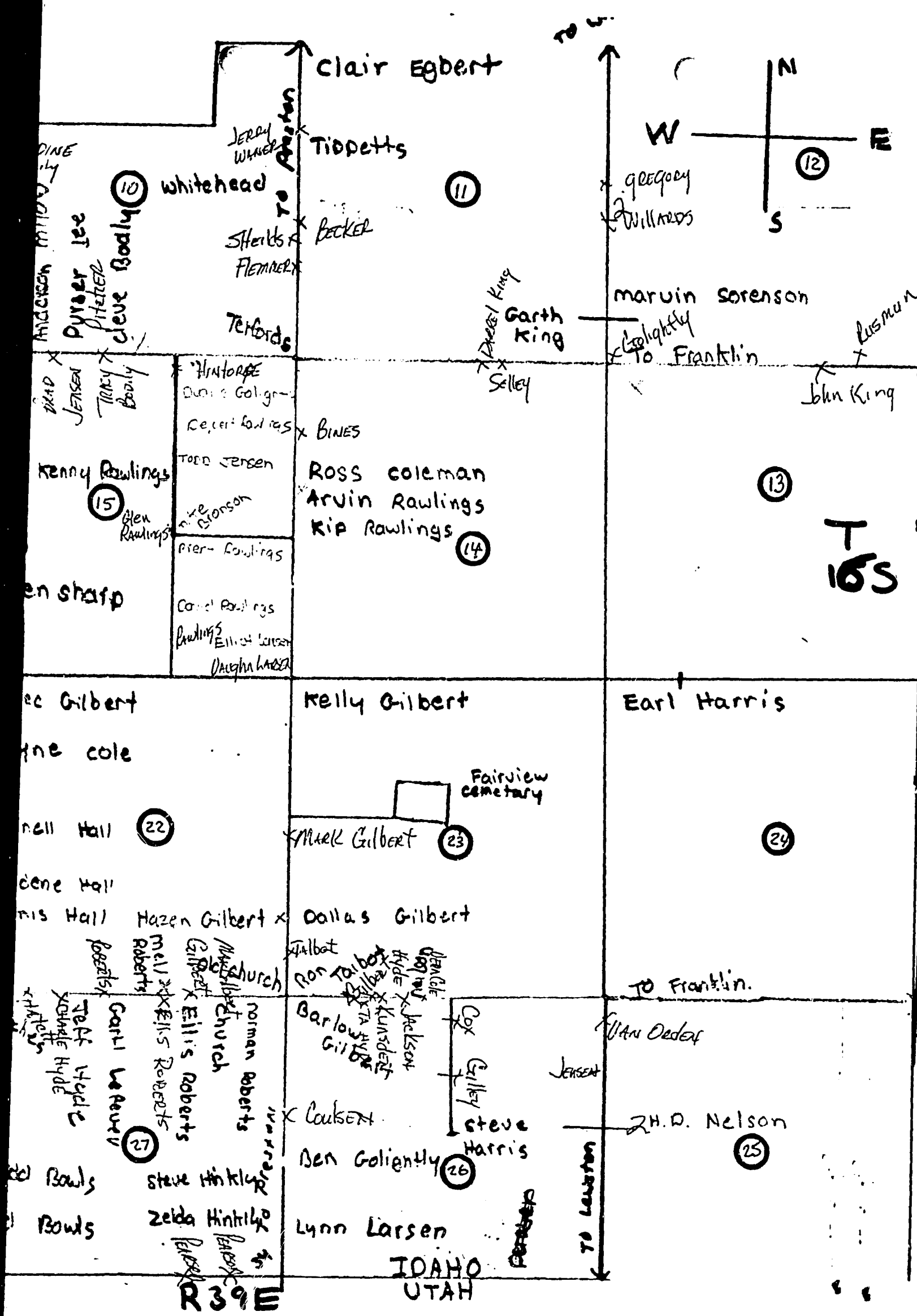
☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None

☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other _____

11. Examiner's Signature A. C. Jones & Rich Lencan Date 11-10-87

Checked in Regional Office by S. Mc Date 12-8-87

Approved in State Office by _____ Date 8/10/89



ALL MAIN ROADS IN FAIRVIEW

⑦
Between Floyd Jensen
and Travis mitchell
there are NO Fire
hydrants.

After marvin
Sorenson north
there are NO Fire
hydrants, ⑧

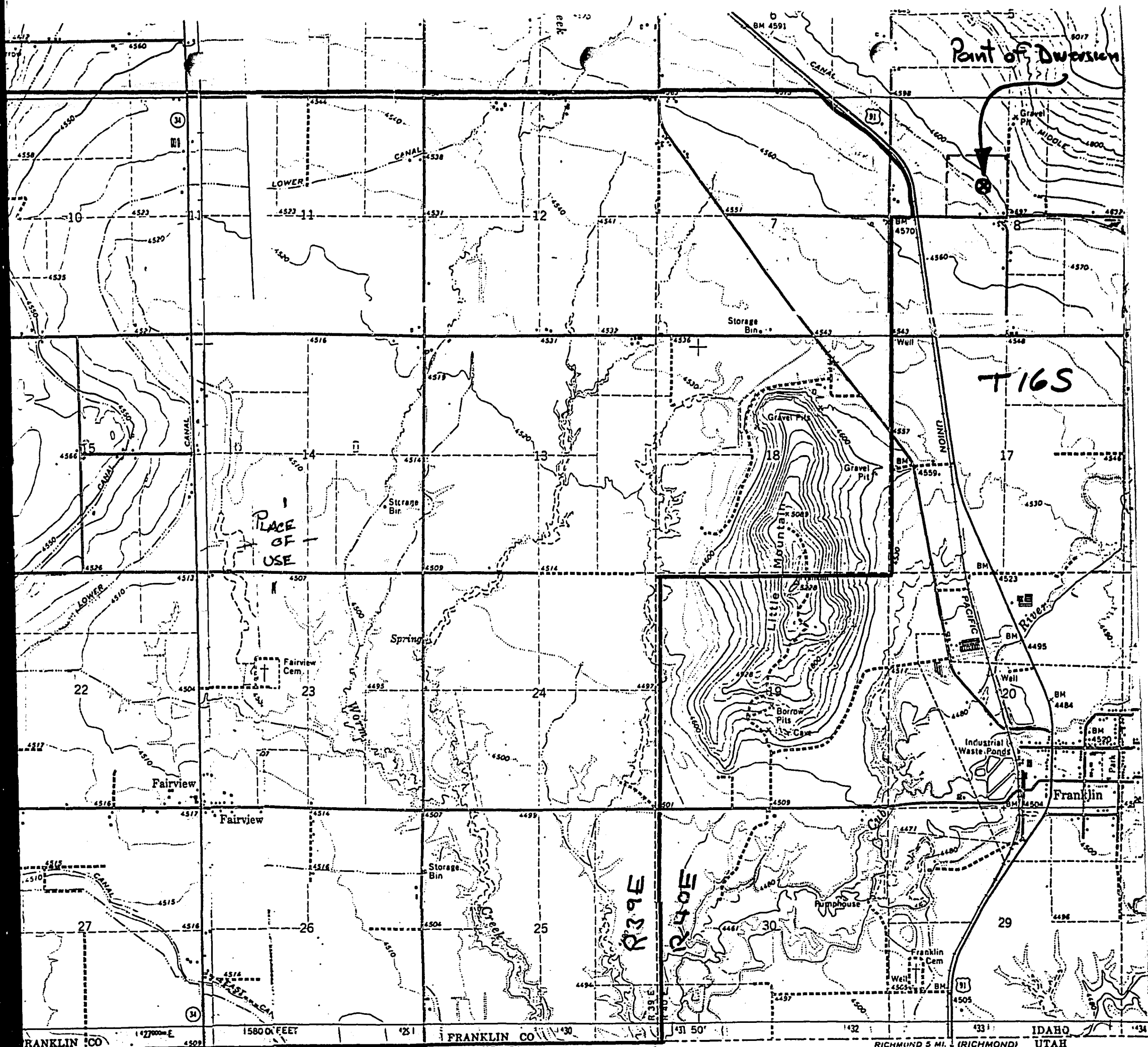
After H.D. Nelson
South there are NO
Fire hydrants.

After clair Egbert
North there are
NO Fire Hydrants.

Just mark Red
X where hydrants
are.

#13-7201

R4GE



FRANKLIN CO
CACHE CO
111°52'23" W
15800 FEET
LEWISTON 1.5 MI

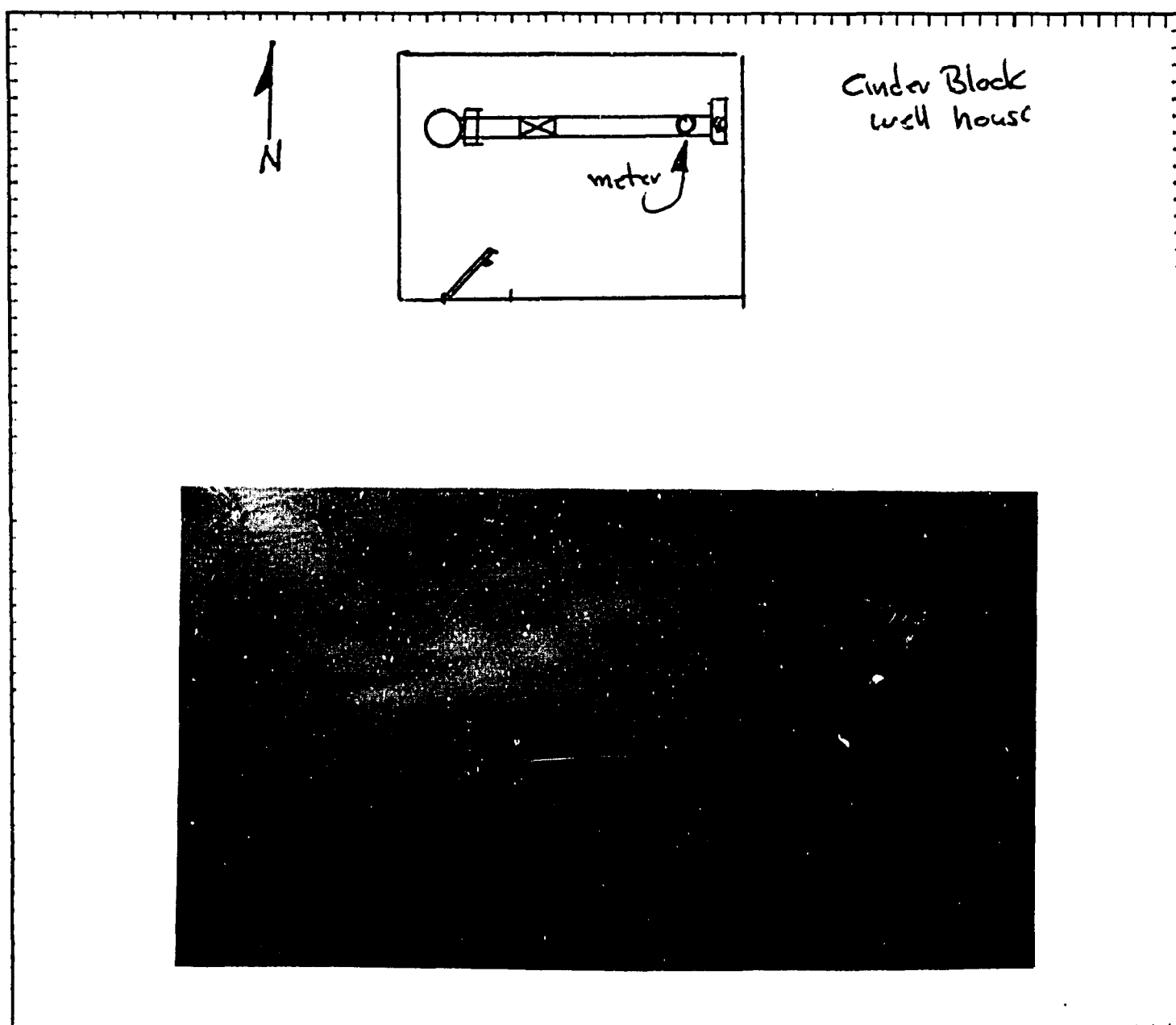
AD CLASSIFICATION
Light-duty road, hard or improved surface

FAIRVIEW WATER DISTRICT

RICHMOND 5 MI. (RICHMOND)
LOG 19 MI. 3667 IV NE
SCALE 1:24,000
IDAHO UTAH

Total Acres _____

10. Other water rights on these lands _____
11. Other water right diverted from same p.d. _____
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe I.D. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached

☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks Current members of Fairview Water Board are Garth Christensen
(852-0147), Dennis Hall (852-1075), Scott Christensen (852-2586) +
Ed Bowles (852-1647). Garth Christensen says 170 homes
are on the system.

15. Recommended Amendments

☒ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None

☒ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

16. Examiner's/Consultant's Signature H.W. Jones

Date 5-27-87

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

Steve McLaughlin
Dec 8, 1987

CONSULTANT SEAL

For Clarity of
Photographs Filmed
Please See File

January 31, 1990

FAIRVIEW WATER DISTRICT
RT. 2 BOX 140
PRESTON, ID 83263

RE: PERMIT NO. 13-07201

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

FAIRVIEW WATER DIST.
4958 S. 1400 W.
PRESTON, IDAHO 83263

← NOTE
ADDRESS
CHANGE -

Department of Water Resources
1301 North Orchard Street
State House Mail
Boise, Idaho 83720



March 21, 1990

FAIRVIEW WATER DISTRICT
4958 S. 1400 W.
PRESTON, ID 83263

RE: PERMIT NO. 13-07201

Dear Permit Holder(s):

Enclosed herewith is a copy of the 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