

NOV 09 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 13-7528

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of applicant Whitney Nashville Water Works Co. Inc. Phone (208) 852-2853 Earl
Post office address 283 S. 2200 E Preston ID 83263
2. Source of water supply Ground water which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 32 Township 15S Range 40E B.M. Franklin County; additional
points of diversion if any: SESE S.31, NWNW S.32, SWSW S.29 T15S R40E.
4. Water will be used for the following purposes:
Amount 1.00 for Domestic purposes from 1-1 to 12-31 (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) 1.00 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 10" well, submersible pump to concrete pipe to reservoir and then to 10" mainline
Reservoir is a least 100,000 gallons
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.
 - c. Proposed well diameter is 10" inches; proposed depth of well is 270 feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? NO
 - e. If well is already drilled, when? _____; Drilling firm _____;
Well was drilled for (well owner) _____
7. Time required for the completion of the works and application of the water to be proposed beneficial use is One years (minimum 1 year).

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 135 Homes
- e. Other; describe fully. _____

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.

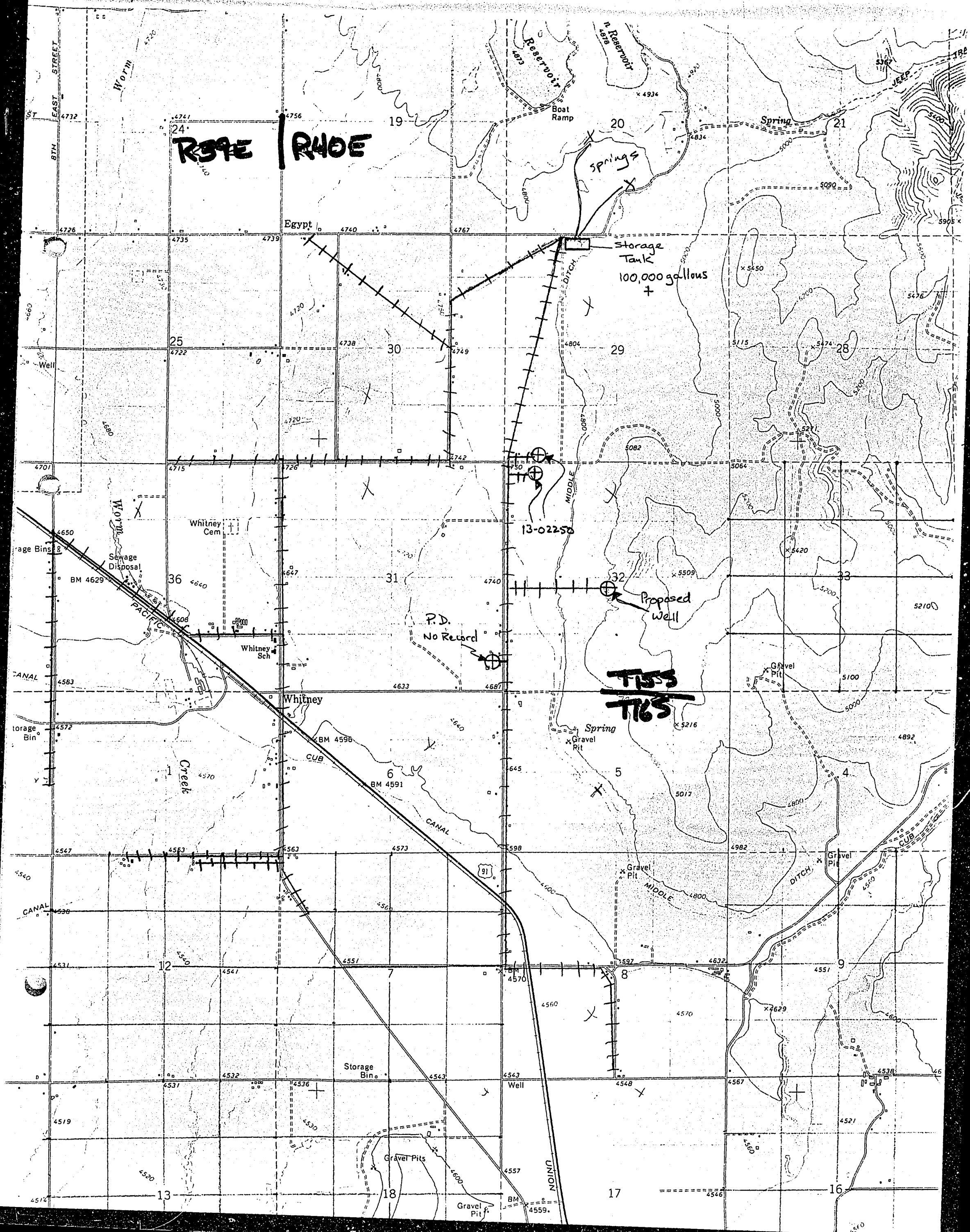
TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15S	39E	25															D	D	
		35				D									D			D	
		36	D	D		D					D	D			D	D	D	D	
15S	40E	29						D	D			D	D						
		30	D			D							D	D	D		D	D	
		31	D	D	D	D	D	D		D		D	D		D			D	
		32						D	D			D	D						
16S	39E	01	D			D									D			D	

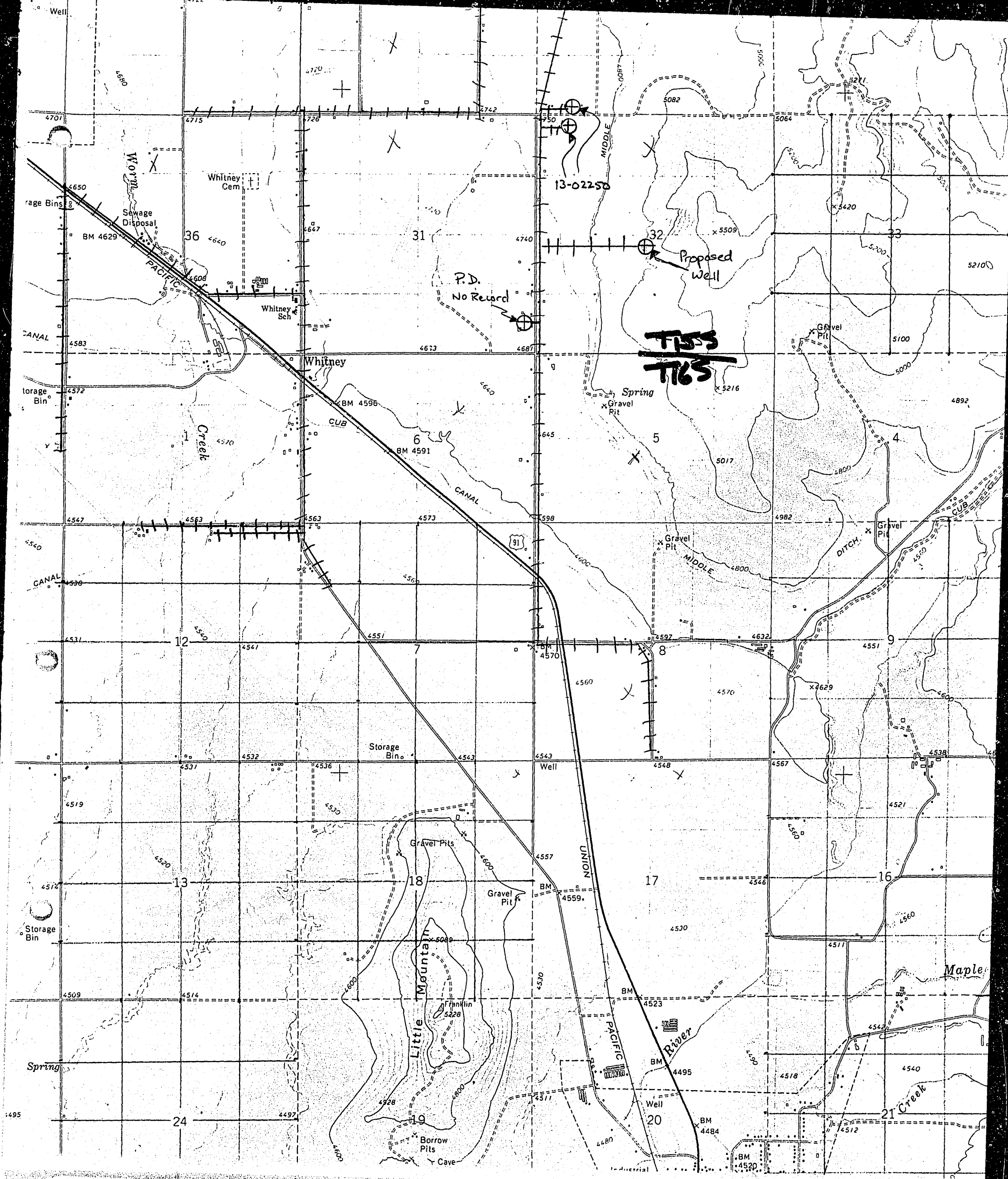
Place of use is same as 13-00232. See Attachment for additional P.O.U.
Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 13-00232 - Springs
13-02250 - Stockwater

11. a. Who owns the property at the point of diversion? Elkhart Water Works Co.
- b. Who owns the land to be irrigated or place of use? Individual stockholders
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: P.D. in NE SW sec. 32 is a proposed new well. Well in SESE Sec. 31 is used presently as part of system but IDWR has no record.
The other 2 points of Diversion are covered by 13-02250. -stockwater





WATER RIGHT NUMBERS

[illegible]

Company Officers,

Conan Foster - President
Earl Moser - V. Pres.
Gary Olliverson - Director
Willis Moser - Director
Clair Thomas - Secretary

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.

x Donna Foster
(Applicant) * President

Received by LT Date 9-16-94 Time 11:00AM Preliminary check by _____
Fee \$ #100⁰⁰ Receipted by GT # E020299 Date 9-16-94
Publication prepared by RB Date 10-6-13-94 Published in Preston Citizen
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:

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 13-07528

Proposed Priority: September 16, 1994 Maximum Diversion Rate: 1.00 CFS

This is to certify, that WHITNEY NASHVILLE WATER WORKS CO INC

283 S 2200 E

PRESTON ID 83263

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	01/01 to 12/31	1.00 CFS
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LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 29, Township 15S, Range 40E

SESE , Sec. 31, Township 15S, Range 40E

NWNW , Sec. 32, Township 15S, Range 40E

NESW , Sec. 32, Township 15S, Range 40E

FRANKLIN County

PLACE OF USE: DOMESTIC

TWN RGE SEC

15S 39E 25

SWSE

SESE

35

SENE

NESE

SESE

36

NENE

NWNE

SENE

NESW

NWSW

NESE

NWSE

SWSE

SESE

40E 29

NWNW

SWNW

NWSW

SWSW

30

NENE

SENE

SWSW

SESW

NESE

SWSE

SESE

31

NENE

NWNE

SWNE

SENE

NENW

NWNW

SESW

NWSW

SWSW

NESE

32

NWNW

SESE

NWSW

SWSW

16S 39E 1

NENE

SENE

NESE

SESE

12

NENE

NWNE

NENW

40E 5

NWNW

SWNW

NWSW

SWSW

6

NENE

SENE

NWNW

SWNW

NWSW

SWSW

NESE

SESE

7

NWNW

NWNW

SWNW

8

NENW

NWSW

SESW

NESW

NENW

NWNW

17

NWNE

18

NENE

State of Idaho
Department of Water Resources

Permit To Appropriate Water

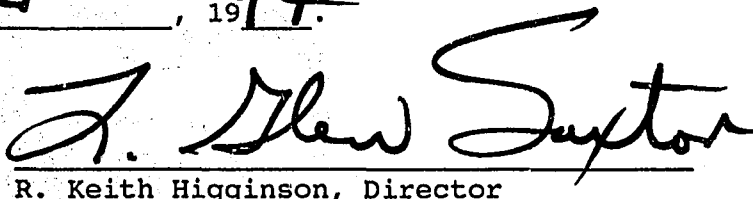
NO. 13-07528

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1995.
2. Subject to all prior water rights.
3. The right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Construction of the well must comply with Idaho well construction standards.
6. The issuance of this right in no way grants any right-of-way or easement across the land of another.
7. Domestic use is for 135 homes.
8. The domestic use authorized under this permit shall not exceed 13,000 gallons per day per dwelling in accordance with Section 42-111, Idaho Code.

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

2nd day of December, 1994.


for R. Keith Higginson, Director

September 30, 1994

CONAN FOSTER
WHITNEY NASHVILLE WATER WORKS CO
283 S 2200 E
PRESTON ID 83263

RE: Application for Permit No. 13-07528

Dear Mr. Foster

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 Preston Citizen on October 6 & 10, 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
Harold W. Jones *rb*
Water Right Supervisor

HWJ/rb

September 30, 1994

ID DEPT OF HEALTH & WELFARE
POCATELLO FIELD OFFICE
224 S ARTHUR
POCATELLO ID 83204

RE: Application No. 13-07528

Dear Sir:

We are enclosing a copy of the application (s) that may be of interest to your department. Please review the application (s) and submit any comments you may have to our Department as soon as possible. The last date of protest is October 24, 1994, and we are required to take final action shortly thereafter.

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

Respectfully submitted,


Harold W. Jones ^{rb}
Water Right Supervisor

HWJ/rb
enc.

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 OCTOBER 24, 1994.

R. KEITH HIGGINSON, Director

Published: 10/ 6/1994 & 10/13/1994

13-07528

WHITNEY NASHVILLE WATER WORKS CO INC
283 S 2200 E
PRESTON, ID 83263

Source: GROUNDWATER

Diversion Pt: SWSW Sec 29 T 15S R 40E in FRANKLIN County.
 SESE Sec 31 T 15S R 40E in FRANKLIN County.
 NWNW Sec 32 T 15S R 40E in FRANKLIN County.
 NESW Sec 32 T 15S R 40E in FRANKLIN County.

Use: DOMESTIC (1.000 CFS)
Total Diversion: (1.000 CFS)

Date Filed: 9/16/1994

In: FRANKLIN County

T15S R39E S25	SWSE	SESE		
S35	SENE	NESE		
S36	NENE	NWNE	SESE	NESW
	NWSW	NESE	NWSE	SWSE
	SESE			
R40E S29	NWNW	SWNW	NWSW	SWSW
S30	NENE	SENE	SWSW	SESW
	NESE	SWSE	SESE	
S31	NENE	NWNE	SWNE	SENE
	NENW	NWNW	SENW	NWSW
	SWSW	NESE	SESE	
S32	NWNW	SWNW	NWSW	SWSW
T16S R39E S01	NENE	SENE	NESE	SESE
S12	NENE	NWNE	NENW	
R40E S05	NWNW	SWNW	NWSW	SWSW
S06	NENE	SENE	NWNW	SWNW
	NWSW	SWSW	NESE	SESE
S07	NWNW			
S08	NENW	NWNW	SWNW	NESW
	NWSW	SESW		
S17	NWNE	NENW	NWNW	
S18	NENE			

O.K.

INT DEPARTMENT MEMO — 1

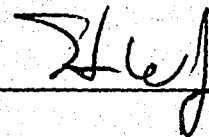
FROM H.C.W. JONES

DATE 10-7-84

TO File B-0528

SUBJECT

Pete Peterson, WM for Bear River called & said he
has no problem with applic. B-0528.



SIGNATURE



IDAHO DEPARTMENT
OF HEALTH AND WELFARE

DIVISION OF
ENVIRONMENTAL QUALITY

224 South Arthur, Pocatello, ID 83204-3202, (208) 236-6160

RECEIVED

Cecil D. Andrus, Governor

OCT 17 1994

October 7, 1994

Department of Water Resources
Eastern District Office

Mr. Harold W. Jones
Water Right Supervisor
ID Dept Of Water Resources
900 Skyline Dr.
Idaho Falls, ID 83402 1718

RE: Application No. 13-07528, Whitney Nashville Water Works Co.
Inc.

Dear Mr. Jones:

We have been working with the Whitney Nashville Board of Directors and strongly support the drilling of this new well. The reduced flow from their springs and new regulations that may make use of the spring water impractical make this well very important to them.

If you have any questions or if we can be of help to you, please feel free to call us at (208) 236-6160.

Sincerely,

Elmer W. Smith

Elmer W. Smith P.E.
Senior Water Quality Engineer

cc: Henry Moran, IDHW/DEQ-SEIRO, Poc.

Nº 3844

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin } ss.

J. WALTER ROSS

being duly sworn,

deposes and says:

That he is the CO-PUBLISHER 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

10-5, 1994, and ending

with the issue of 10/12, 1994

Fcc S 8046

Subscribed and sworn to before me this 12 day

of Oct, 1994

Notary Public, Residing at Preston, Idaho

My Commission Expires Aug 14, 1995

NOTICE OF APPLICATION FOR WATER RIGHT

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

13-07527

LYON ROSS
10285 N TREASURETON RD
PRESTON, ID 83263
Source: SPRING
Tributary: BATTLE CREEK
Diversion Pt: SENE Sec 13 T 13S R 39E in FRANKLIN County.
Use: DOMESTIC (.020 CFS)
Total Diversion: (.020 CFS)
Date Filed: 9/6/1994
In: FRANKLIN County T13SR39E S13 SENE

13-07528

WHITNEY NASHVILLE WATER WORKS CO INC
283 S 2200 E
PRESTON, ID 83263
Source: GROUNDWATER
Diversion Pt: SWSW Sec 29 T 15S R 40E in FRANKLIN County.
SESE Sec 31 T 15S R 40E in FRANKLIN County.
NWNW Sec 32 T 15S R 40E in FRANKLIN County.
NESW Sec 32 T 15S R 40E in FRANKLIN County.
Use: DOMESTIC (1.000 CFS)

Total Diversion: (1.000 CFS)

Date Filed: 9/16/1994

In: FRANKLIN County T15SR39E

S25 SWSE SESE

S35 SENE NESE SESE

S36 NENE NWNW SENE NESW

NWSW NESE NWSE SWSE SESE

R 40E S29 NWNW SWNW

NWSW SWSW

S30 NENE SENE SWSW SESW

NESE SWSE SESE

S31 NENE SWNE SWNE SENE

NENW NWNW SENW NWSW

SWSW NESE SESE

S32 NWNW SWNW NWSW

SWSW

T16SR39ES01 NENE SENENESE

SESE

S12 NENE NWNW NENW

R40ES05 NWNW SWNW NWSW

SWSW

S06 NENE SENENE NWNW SWNW

NWSW SWSW NESE SESE

S07 NWNW

S08 NENW NWNW SWNW

NESW NWSW SESW

S17 NWNW NENW NWNW

S18 NENE

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 OCTOBER 24, 1994.

R. KEITH HIGGINSON, Director
Legal No. 3844 — Publish Oct. 5, 12, 1994.



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 5, 1994

WHITNEY NASHVILLE WATER WORKS CO INC
283 S 2200 E
PRESTON ID 83263

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 13-07528

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.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

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.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Jim Johnson', with a horizontal line extending to the right.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

Form No. 204
7/94

RECEIVED

OCT 16 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

For Office Use Only
\$50 Fee Received by JW
Date 10-17-95
Receipt No. 0033734

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 13-07528

Name(s) of Permit Holder: Whitney Nashville Water Works Co. Inc.

Mailing Address: 1553 South 2400 East Preston Id 83263

Date Proof is Due: 1 Dec 1995 Telephone No. 208-862-0289

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

Well drilled, Casing Installed
Pump Installed

Costing \$ 30,000.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

In process of obtaining right of way to go through farmers
ground. Company installing pipeline & wire busy through
summer. Investigating constructing reservoir (holding tank) →

Permit holder(s) request an extension to 1 August, 19 96.

FEE: \$50.00

M. H. Stenberg Jr.
(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to December 1, 1996.

Signed this 25 th day of October, 19 95.

J. Glen Saylor
Chief, Water Allocation Bureau

Have not yet obtained bids to begin work
on holding tanks. Also pursuing grant money
to help defray costs.

Use Typewriter
or
Ball Point Pen

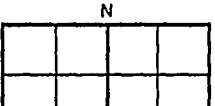
1. DRILLING PERMIT NO. 12 - 94 - E - 038 - 000
Other IDWR No. 13-07528

2. OWNER:

2. OWNER:
Name Whitney Nashville Water Works Co.
Address 2518 E. 800 S.
City Preston State ID Zip 83263

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.



Twp. 15 North ☐ or South ☒
 Rge. 40 East ☒ or West ☐
 Sec. 32, 1/4 NE SW 1/4
10 acres 40 acres 160 acres
 Gov't Lot _____ County Franklin

Address of Well Site 1401 S. 2600 E.
 _____ City Whitney
 (Give at least name of road + Distance to Road or Landmark)

Lt. _____ Blk. _____ Sub. Name _____

4. PROPOSED USE:

☐ Domestic ☒ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK

☒ New Well ☐ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD

☐ Mud Rotary ☒ Air Rotary ☐ Cable ☐ Other_____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	
Cement	0	165	8 yrd	tremie
pea gravel	165	410	6 yrd	poured

Was drive shoe used? Y ☐ N ☒

Was drive shoe seal tested? Y ☐ N ☐ How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
10	+1 1/2	412	1/4"	steel	☒	☐	☒	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Length of Headpipe_____ Length of Tailpipe_____

9. PERFORATIONS/SCREENS

Method	torch & knife
Perforations	

❏ Screens **Screen Type**

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
298	321	1/2 x 1 1/2	420			☒	☐
371	375	1/2 x 6	16			☒	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

164 ft. below ground Artesian pressure _____ lb.

Depth flow encountered _____ ft. Describe access port or control devices: steel plate welded

11. WELL TESTS:

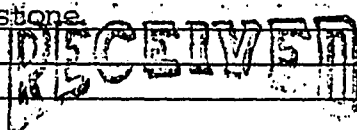
☐ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time

Water Temp. 55 F Bottom hole temp.

Water Quality test or comments: _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment) Water

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
16	0	35			
14 1/2	35	412			
10	412	472			
	0	6	gravel clay		
	6	11	clay		
	11	24	sandy clay		
	24	33	gravel		
	33	59	sandstone		
	59	60	gravel		
	60	114	sandstone		
	114	116	conglomerate		
	116	282	sandstone		
	282	286	conglomerate (5 GPM)	x	
	286	290	sandstone		
	290	374	conglomerate (water in top part @ 300-320)	x	
	374	396	sandstone		
	396	418	conglomerate		
	418	457	sandstone		
	457	462	broken, loose siltstone		
	462	472	sandstone		
					
APR 12 1995					
RECEIVED					
Department of Water Resources Eastern District Office					
Department of Water Resources					
Completed Depth <u>460</u>			(Measurable)		
Date: Started <u>March 10, 1995</u> Completed <u>April 5, 1995</u>					

13. DRILLER'S CERTIFICATION

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

Firm Name WESTLAKE DRILLING Firm No. 114

Firm Official E. P. Kars W. W. W. W. W. Date 4/07/95

and _____

Supervisor or Operator _____ Date _____

(Sign once if Firm Official & Operator)

FORWARD WHITE COPY TO WATER RESOURCES

September 30, 1995

WHITNEY NASHVILLE WATER WORKS CO INC
283 S 2200 E
PRESTON ID 83263

PROOF DUE NOTICE

RE: PERMIT NO. 13-07528

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 December 1, 1995. (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.

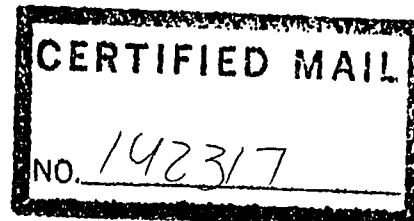
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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





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

October 27, 1995

Whitney Nashville Water Works
Co., Inc.
1553 S 2400 E
Preston, ID 83263

RE: Permit No. 13-07528

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to **December 1, 1996**. Please note that the department has granted this extension based on **due diligence**. It is important that you work diligently toward the completion of this project during the construction period allowed since the department **will not** be able to grant additional extensions based on due diligence.

If you have any questions or if I can be of any assistance, please feel free to contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Regional Office

RECEIVED

OCT 16 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

REQUEST FOR EXTENSION OF TIME

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 13-07628

Name(s) of Permit Holder: Whitney Nashville Water Works Co. Inc.

Mailing Address: 1553 South 2400 East Preston Id 83263

Date Proof is Due: 1 Dec 1995 Telephone No. 208-852-0289

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

Well drilled, Casing Installed

Pump Installed

Costing \$ 30,000.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

In process of obtaining right of way to go through farmers
ground. Company installing pipeline & wire busy through
summer. Investigating constructing reservoir (holding tank) →

Permit holder(s) request an extension to 1 August, 19 96.

FEE: \$50.00

M. H. Stenberg Jr.
(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

NOV 07 1995

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to December 1, 1996.

RECEIVED

Signed this 25 day of October, 19 95

J. Glen Saylor
Chief, Water Allocation Bureau

September 30, 1996

WHITNEY NASHVILLE WATER WORKS CO INC
283 S 2200 E
PRESTON ID 83263

PROOF DUE NOTICE

RE: PERMIT NO. 13-07528

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 December 1, 1996. (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.

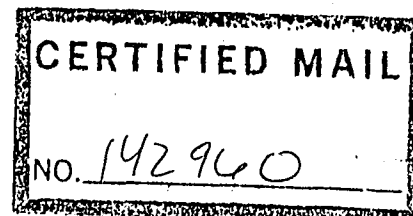
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

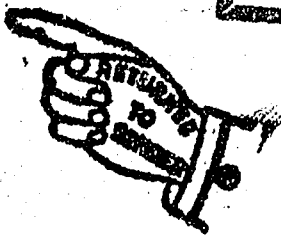
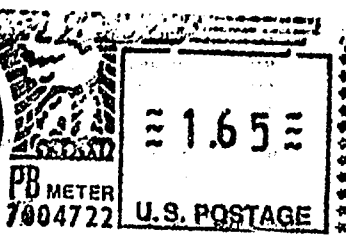
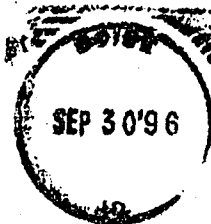
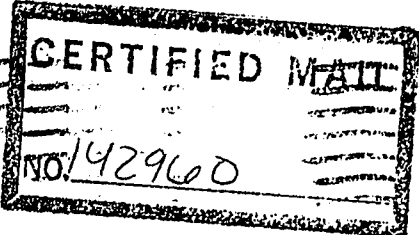
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Boise, Idaho 83706-2237



Refused
not at this address

WHITNEY NASHVILLE WATER WORKS CO INC
283 S 2200 E
PRESTON ID 83263

Name _____
1st Notice _____
2nd Notice _____
Return _____

RECEIVED
OCT 08 1996
Department of Water Resources

December 6, 1996

WHITNEY NASHVILLE WATER WORKS CO INC
283 S 2200 E
PRESTON ID 83263

LAPSE NOTICE

RE: PERMIT NO. 13-07528

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 September 30, 1996. 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 12/6/96
~~a copy~~ an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.



Julie?

**Whitney
Nashville Water
Works Company**

c/o Mike Stenberg
1553 South 2400 East
Preston, ID
83263

RECEIVED

APR 28 1997

Department of Water Resources

Phone: 208-852-0289

Fax: 208-852-0289

Wednesday, 02 April, 1997

To whom it may concern:

I apologize that I did not send the beneficial use statement at the required time. I am the secretary and do this out of my home. The other members of the board receive mail directly to their home. The letter and form to be filled out was received by the company president and he held it for a period of time. I received it from him at our monthly board meeting and intended to deal with it directly.

I go through the mail and pay bills on a monthly basis, and apparently I simply misplaced the application and did not locate it until the week that it was due. Enclosed you will find copies of power bills showing that the pump on that well is being run to supply water to the community.

If you need additional information please let me know. thank you for your patience and cooperation.

Michael Guy Stenberg Jr



Secretary / Treasurer

evening
please
column

UTAH POWER
A Division of PacifiCorp

Department of Water Resources questions, please call:

(208) 852-1916

52207 M

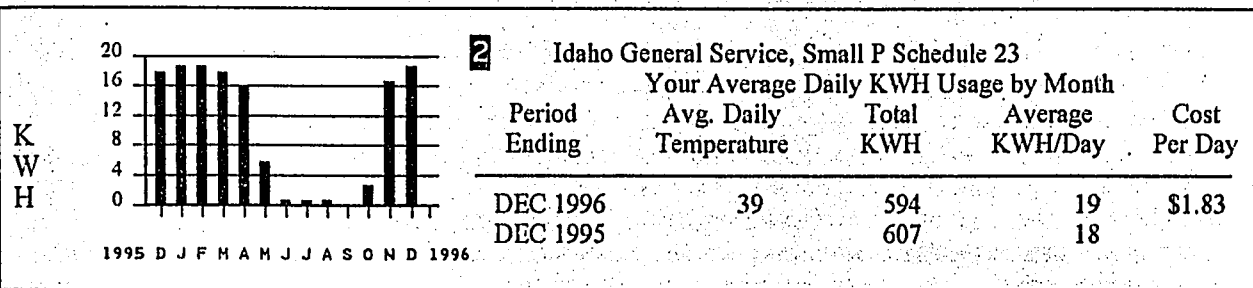
221

Bill Date December 30, 1996

WHITNEY NASHVILLE
SUMMARY BILLING
MICHAEL STENBERG
1553 S 2400 E
PRESTON ID 83263-5459 53

Account Number
61557196-001 7

Page 3 of 4



3

Idaho General Service, Small P Schedule 23
1508 S 2400 E Preston ID

Meter No. 76470226 - 33 days from Nov 14, 1996 to Dec 17, 1996
Current Reading 19985 Previous Reading 19952 - Energy Consumed 198 KWH

Meter No. 76470226 - Dec 17, 1996
Current Reading 20 Multiplier 6 Demand 1 KW

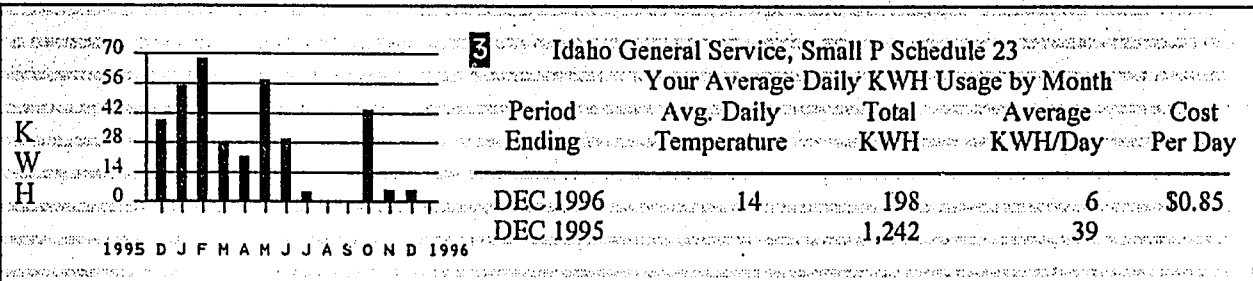
Previous Balance 147.86
Payments Applied -147.86

Balance Forward 0.00

Current Charges

Basic Charge 13.72
Energy Charge 198 Kwh @ \$0.073204 14.49
Subtotal Current Charges 28.21

Total Idaho General Service, Small P Charges (3) \$28.21



4

Idaho General Service, Small P Schedule 23
1400 S 2400 E Preston ID

Meter No. 1392425 - 33 days from Nov 14, 1996 to Dec 17, 1996
Current Reading 32649 Previous Reading 32649 - Energy Consumed 0 KWH

Meter No. 1392425 - Dec 17, 1996
Current Reading 01 Demand 0 KW

Previous Balance 13.72
Payments Applied -13.72

Balance Forward 0.00

Current Charges

Basic Charge 13.72
Subtotal Current Charges 13.72



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the, please
account

UTAH POWER
A Division of PacifiCorp

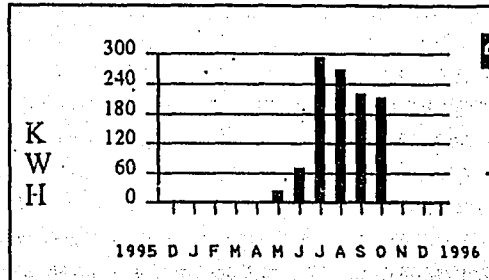
Department of Water Resources
Any questions, please call:
(208) 852-1916

52207 M 221
Bill Date December 30, 1996

WHITNEY NASHVILLE
SUMMARY BILLING
MICHAEL STENBERG
1553 S 2400 E
PRESTON ID 83263-5459 53

Account Number
61557196-001 7
Page 4 of 4

Total Idaho General Service, Small P Charges (4) \$13.72



Idaho General Service, Small P Schedule 23				
Your Average Daily KWH Usage by Month				
Period Ending	Avg. Daily Temperature	Total KWH	Average KWH/Day	Cost Per Day
DEC 1996	14			
DEC 1995				

A late payment charge of 1% may be applied to unpaid balances.



is governing
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employees
in may

APR 2 8 1997

UTAH POWER
A Division of PacifiCorp

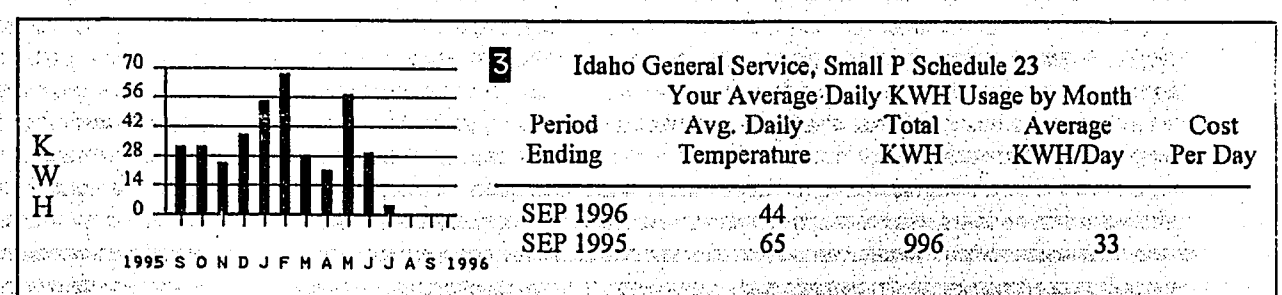
Department of Water Resources
Any questions, please call:
(208) 852-1916

52207 M 599
Bill Date September 18, 1996

WHITNEY NASHVILLE
SUMMARY BILLING
MICHAEL STENBERG
1553 S 2400 E
PRESTON ID 83263-5459 53

Account Number
61557196-001 7
Page 3 of 3

Previous Balance	13.07
Balance Forward	13.07
Current Charges	
Basic Charge	13.72
Subtotal Current Charges	13.72
Total Idaho General Service, Small P Charges (3)	\$26.79

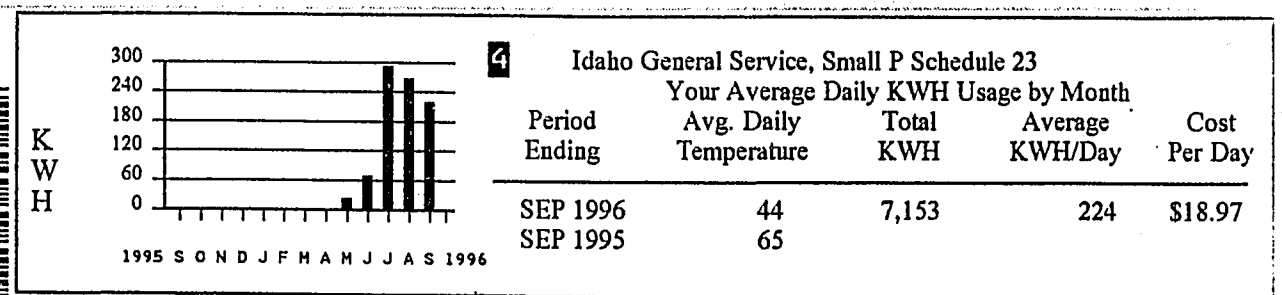


Idaho General Service, Small P Schedule 23
1400 S 2400 E Preston ID

Meter No. 1392425 - 32 days from Aug 15, 1996 to Sep 16, 1996
Current Reading 26407 Previous Reading 19254 Energy Consumed 7153 KWH
Previous Month Estimated 10

Meter No. 1392425 - Sep 16, 1996
Current Reading 1509 Demand 15 KW

Previous Balance	662.23
Balance Forward	662.23
Current Charges	
Basic Charge	13.72
Energy Charge 7153 Kwh @ \$0.082780	592.13
Subtotal Current Charges	605.85
Total Idaho General Service, Small P Charges (4)	\$1,268.08



A late payment charge of 1% may be applied to unpaid balances.

RECEIVED

FEB 10 1997

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FOR OFFICE USE ONLY

Amt. of Fee \$: 100.00

Receipt No. 0037966

Receipt By: KEF

Date Received: 2-10-97

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. 13-07528 Telephone No. 208-852-1050
2. Name(s) of Permit Holder(s): Whitney Nashville Water Works Co.
3. Mailing Address: 283 So. 2200 Ea. Preston, Id 83263
4. Source of Water: Well If **GROUNDWATER** (well), Date Drilled: mo. Apr / yr. 95
 - a. Well Driller: Westlake Drilling Drilling Permit Number: 13-94-E-038
 - b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 130 Stockwater (No. and type of stock): 0
Irrigation (No. of acres): 0 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: _____ 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 _____
Flow Measurement Port:	Is a flow measurement port required?	Yes _____	or No _____
	Has the measurement port been installed?	Yes _____	or No _____
8. Fee Enclosed: \$ 100.00 (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: Tom Chadwick Telephone Number: 208-852-1050
Address: Preston, Id 83263
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:

M. A. Stenberg

(include your title, if on behalf of company or organization)

Secretary

Date:

2/4/97



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

March 4, 1997

Whitney Nashville Water Works Co.
283 S 2200 E
Preston, ID 83263

RE: Lapsed Permit No. 13-07528

Dear Permit Holder:

The department is in receipt the proof of beneficial use statement you submitted in connection with the above referenced lapsed permit. Proof of beneficial use was due December 1, 1996. Because the proof statement was received more than 60 days after the proof due date, the department cannot accept the proof until additional information is submitted.

Pursuant to Section 42-218a, Idaho Code, (copy enclosed) the permit can be reinstated only if you submit the following:

- ▶ **Two (2) pieces of evidence** to show that beneficial use of the water did commence and to show the extent of the use of water during the authorized permit period from the time the permit was issued until the proof due date (December 2, 1994, to December 1, 1996) and;
- ▶ Reasonable cause why the proof of beneficial use was filed late.

You can submit pump records, affidavits, receipts from equipment purchased, or other information that would verify use during the authorized development period.

The proof of beneficial use statement along with any information which may have been submitted with it, will remain on file in this office for **60 days** to allow you the opportunity to submit the additional required information.

Please be aware that this permit is **lapsed** and is of no force nor effect unless it is reinstated.

If you have any questions regarding this matter, please contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure



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

May 23, 1997

Whitney Nashville Water Works Co. Inc.
238 S 2200 E
Preston, ID 83263

RE: Lapsed Water Right No. 13-07528

Dear Permit Holder:

On March 4, 1997, I corresponded with you regarding the late proof submittal for the above referenced lapsed water right. I informed you of the need to submit additional information within 60 days before the department could accept the proof and reinstate the permit. To this date the department has not received the requested information.

I have initiated the process to refund the \$100.00 license examination fee. You should receive the refund within seven (7) and ten (10) business days under separate cover.

Be advised that this permit is **lapsed** and is of no further force nor effect unless it is reinstated.

If you have any questions regarding this matter, please contact me at (208)327-7953.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

C: Fiscal
IDWR - Region

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: C039516

Date: 7/10/1997
Time: 11:25:00

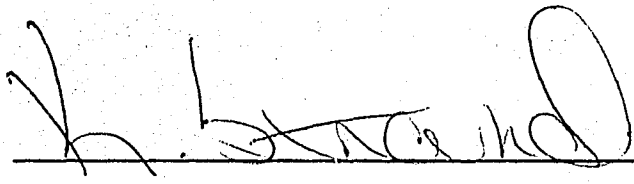
Received
From: WHITNEY NASHVILLE WATER

Type of Payment	Program Acct	Amount
BENEFICIAL USE 13-07520	56104 229 21 1155	100.00

CHECK 1241

Total \$ 100.00

Region: STATE

Signature: 

**Whitney
Nashville Water
Works Co.**

c/o Mike Stenberg
1553 South 2400 East
Preston, ID
83263

RECEIVED

JUL 10 1997

Phone: 208-852-0289
Fax: 208-852-0289
Department of Water Resources

Wednesday, 2 July 1997

RE: Lapsed Water Right No. 13-07528

Dear Julie,

Enclosed you will find a copy of the letter that I sent to your office on the 2nd of April with all supporting documentation. I have also included a new application for a permit for beneficial use and the refund check that was sent for the examination fee. Please let me know what else I need to do to insure that this permit is in force. The well in question is integrated into our water system and will be used later in the summer season. I apologize that I was lax in getting the appropriate information to your office in the time stated. I would hope that I have included sufficient information. I work a full time job during the day so if you would like to call to review, I can be reached at the above number evenings after 6pm.

Michael Guy Stenberg Jr

Secretary / Treasurer



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

May 23, 1997

Whitney Nashville Water Works Co. Inc.
238 S 2200 E
Preston, ID 83263

RE: Lapsed Water Right No. 13-07528

Dear Permit Holder:

On March 4, 1997, I corresponded with you regarding the late proof submittal for the above referenced lapsed water right. I informed you of the need to submit additional information within 60 days before the department could accept the proof and reinstate the permit. To this date the department has not received the requested information.

I have initiated the process to refund the \$100.00 license examination fee. You should receive the refund within seven (7) and ten (10) business days under separate cover.

Be advised that this permit is **lapsed** and is of no further force nor effect unless it is reinstated.

If you have any questions regarding this matter, please contact me at (208)327-7953.

Sincerely,

A handwritten signature in cursive script that reads 'Julie L. Yarbrough'.

JULIE L. YARBROUGH
Senior Secretary

C: Fiscal
IDWR - Region

**Whitney
Nashville Water
Works Company**

c/o Mike Stenberg
1553 South 2400 East
Preston, ID
83263

Phone: 208-852-0289
Fax: 208-852-0289

Wednesday, 02 April, 1997

To whom it may concern:

I apologize that I did not send the beneficial use statement at the required time. I am the secretary and do this out of my home. The other members of the board receive mail directly to their home. The letter and form to be filled out was received by the company president and he held it for a period of time. I received it from him at our monthly board meeting and intended to deal with it directly.

I go through the mail and pay bills on a monthly basis, and apparently I simply misplaced the application and did not locate it until the week that it was due. Enclosed you will find copies of power bills showing that the pump on that well is being run to supply water to the community.

If you need additional information please let me know. thank you for your patience and cooperation.

Michael Guy Stenberg Jr

Secretary / Treasurer

FOR OFFICE USE ONLY
Amt. of Fee \$: 100.00
Receipt No. 039516
Receipt By: S.S.
Date Received: 7/11/97

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 10 1997

PROOF OF BENEFICIAL USE

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 who has been appointed by the department.

1. Permit No. _____ Telephone No. 208-852-0289
2. Name(s) of Permit Holder(s): Whitney Nashville Water Works Co.
3. Mailing Address: 1553 So. 2400 East Preston Id 83263
4. Source of Water: Well If GROUNDWATER (well), Date Drilled: mo. 3 / yr. 95
 - a. Well Driller: Westlake Drilling Drilling Permit Number: 13-94-E-038
 - b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 135 Stockwater (No. and type of stock): 0
Irrigation (No. of acres): 0 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 1.00 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 <u>X</u>
	Has the measuring device been installed?	Yes _____	or	No <u>X</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes _____	or	No <u>X</u>
	Has the measurement port been installed?	Yes _____	or	No <u>X</u>
8. Fee Enclosed: \$ 100.00 (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: Tom Chadwick Telephone Number: 208-852-1050
Address: 1238 So. 2200 Ea Preston, Id 83263
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: M. A. Stenberg Date: 7/1/97
(Include your title, if on behalf of company or organization)

Sec-Trea

GM=STP0627

UTAH POWER AND LIGHT
P.O. BOX 31898 SLC, UT 84131-0898
SUMMARY ACCOUNT BILLING REPORT
BILLING DATE: 05/14/96

DATE 05/14/96
PAGE 001
COPY 02 OF 02

MASTER ACCT #: 0943751 438019266.001
CUSTOMER NAME: WHITNEY NASHVILLE
ADDRESS: SUMMARY BILLING
MICHAEL STENBERG
1553 S 2400 E
PRESTON ID 83263

DEPARTMENT: 999 NON SPECIFIED DEPARTMENT

CUSTOMER INFORMATION	SERVICE FROM TO	METER # OR DAYS OTHER ID	RATE	KWH READING PREV	KWH READING CURR	KWH CONSTANT	KWH USED	KW READING	KW CONSTANT	KW USED	NET BILL AMOUNT	SALES TAX	FRANCHISE TAX	TOTAL BILL
743751 367511000.000 WHITNEY NASHVILLE MICHAEL STENBERG RESTON ID 83263	05-14		TRANSFER			390.40								
DETAIL ACCOUNT SUBTOTAL											.00	.00	.00	
0943752 438005171.001 WHITNEY NASHVILLE 70 MICHAEL STENBERG 800 EAST ONEIDA RESTON ID 83263	05-14		TRANSFER			48.73								
DETAIL ACCOUNT SUBTOTAL											.00	.00	.00	
343751 438010122.001 WHITNEY NASHVILLE MICHAEL STENBERG 508 S 2400 E RESTON ID 83263	05-14		TRANSFER			60.90								
DETAIL ACCOUNT SUBTOTAL											.00	.00	.00	
343751 438019265.001 WHITNEY NASHVILLE MICHAEL STENBERG 400 S 2400 E RESTON ID 83263	THERE WERE NO TRANSACTIONS FOR THIS ACCOUNT THIS BILLING CYCLE													
DETAIL ACCOUNT SUBTOTAL											.00	.00	.00	
999 NON SPECIFIED DEPARTMENT							DEPARTMENT TOTAL	0			.00	.00	.00	

STP0627

UTAH POWER AND LIGHT
P.O. BOX 31898 SLC, UT 84131-0898
SUMMARY ACCOUNT BILLING REPORT
BILLING DATE: 08/23/96DATE 08/23/96
PAGE 001
COPY 02 OF 02CER ACCT #: 1743751 438019266.001
CUMER NAME: WHITNEY NASHVILLE
LESS: SUMMARY BILLING
MICHAEL STENBERG
1552 S 2400 E
PRESTON ID 83263

ARTMENT: 999 NON SPECIFIED DEPARTMENT

FROM	TO	SERVICE	METER # OR	RATE	KWH READING	KWH	KWH	KW	KW	NET BILL	SALES	FRANCHISE	TOTAL	
DATE	DATE	FROM TO	DAYS OTHER ID	PREV	CURR	CONSTANT	USED	READING	CONSTANT	AMOUNT	TAX	TAX	BILL	
06-21	07-23	032	30818369 023	8623	8624	12.0000	12	.2900	12.0000	3	15.42	.00	15.42	
DETAIL ACCOUNT SUBTOTAL											15.42	.00	.00	15.42
06-26	07-29	033	35768125 023	17180	17204	1.0000	24				16.86	.00	16.86	
DETAIL ACCOUNT SUBTOTAL											16.86	.00	.00	16.86
07-17	08-15	029	76470226 023	19711	19711	6.0000	0		6.0000		13.07	.00	13.07	
DETAIL ACCOUNT SUBTOTAL											13.07	.00	.00	13.07
07-17	08-15	029	01392425 023	11412	19254	1.0000	7842	15.2000	1.0000	15	662.23	.00	662.23	
DETAIL ACCOUNT SUBTOTAL											662.23	.00	.00	662.23
999 NON SPECIFIED DEPARTMENT											707.58	.00	.00	707.58
DEPARTMENT TOTAL											7878			

UTAH POWER
A Division of PacifiCorp

Any questions, please call:
(208) 852-1916

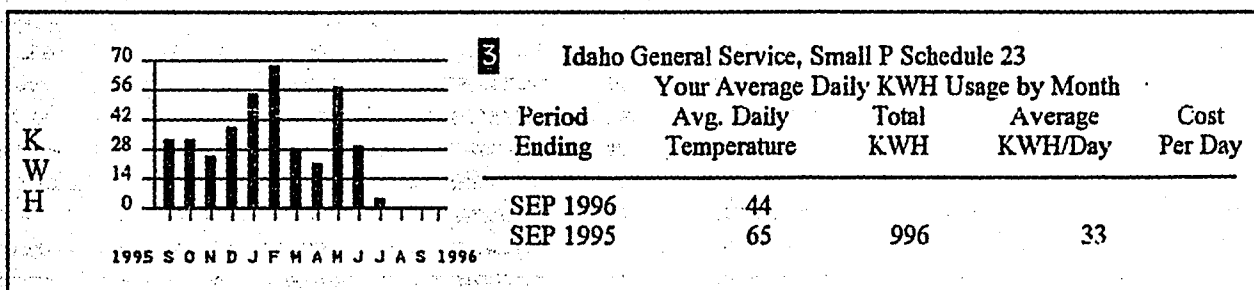
5220 / IN
Bill Date September 18, 1996

NEY NASHVILLE
MARY BILLING
LAEL STENBERG
S 2400 E
STON ID 83263-5459 53

Account Numbr
61557196-001

Page 3 of 3

Previous Balance	13.07
Balance Forward	13.07
Current Charges	
Basic Charge	13.72
Subtotal Current Charges	13.72
Total Idaho General Service, Small P Charges (3)	\$26.79

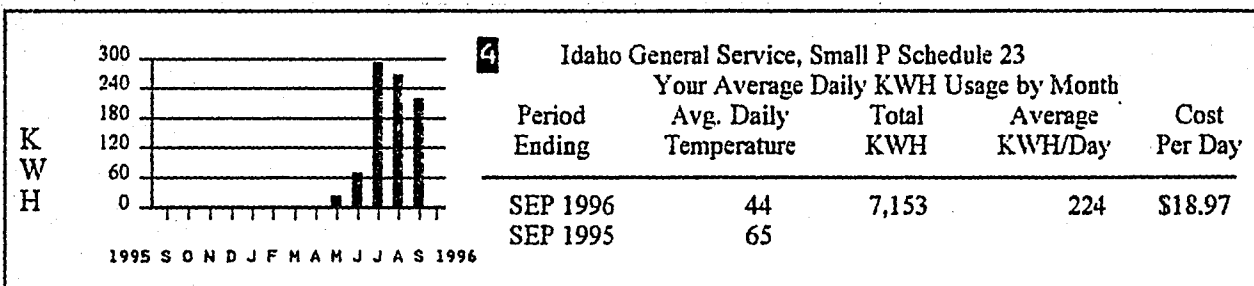


4 Idaho General Service, Small P Schedule 23
1400 S 2400 E Preston ID

Meter No. 1392425 - 32days from Aug 15, 1996 to Sep 16, 1996
Current Reading 26407 Previous Reading 19254 - Energy Consumed 7153 KWH
Previous Month Estimated D

Meter No. 1392425 - Sep 16, 1996
Current Reading 1509 Demand 15 KW

Previous Balance	662.23
Balance Forward	662.23
Current Charges	
Basic Charge	13.72
Energy Charge 7153 Kwh @ \$0.082780	592.13
Subtotal Current Charges	605.85
Total Idaho General Service, Small P Charges (4)	\$1,268.08



A late payment charge of 1% may be applied to unpaid balances.

UTAH POWER
A Division of PacifiCorp

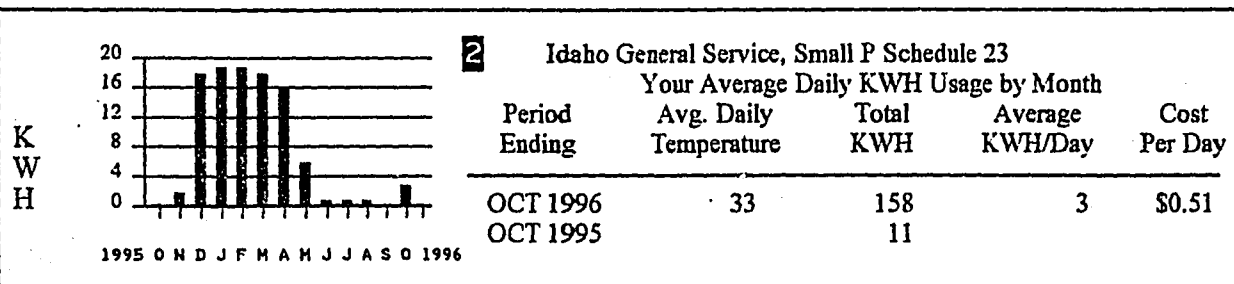
Any questions, please call:
(208) 852-1916

52207 M 40,511 4
Bill Date October 1996

ITNEY NASHVILLE
MMARY BILLING
CHAE L STENBERG
3 S 2400 E
ESTON ID 83263-5459 53

Account Number
61557196-001 7

Page 4 of 5



3 Idaho General Service, Small P Schedule 23
1508 S 2400 E Preston ID

Meter No. 76470226 - 29 days from Sep 16, 1996 to Oct 15, 1996
Current Reading 19924 Previous Reading 19711 - Energy Consumed 1278 KWH

Meter No. 76470226 - Oct 15, 1996
Current Reading 170 Multiplier 6 Demand 10 KW

Previous Balance 26.79

Balance Forward 26.79

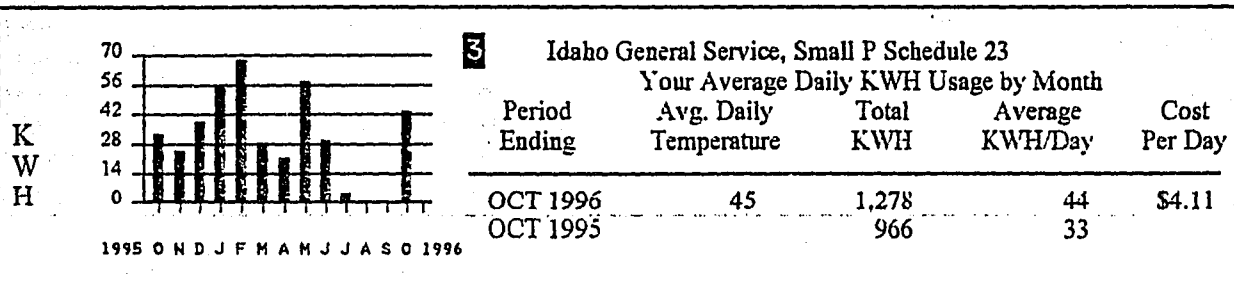
Current Charges

Basic Charge	13.72	
Energy Charge 1278 Kwh @ \$0.082780	105.79	
Subtotal Current Charges		119.51

Other Invoice Details

Late Payment Charge 1.000%	0.27	
Subtotal Other Invoice Details		0.27

Total Idaho General Service, Small P Charges (3) \$146.57



4 Idaho General Service, Small P Schedule 23
1400 S 2400 E Preston ID

Meter No. 1392425 - 29 days from Sep 16, 1996 to Oct 15, 1996
Current Reading 32649 Previous Reading 26407 - Energy Consumed 6242 KWH

Meter No. 1392425 - Oct 15, 1996
Current Reading 1493 Demand 15 KW

Previous Balance 1,268.08
Payments Applied - 662.23

Balance Forward 605.85





A Division of PacifiCorp

WHITNEY NASHVILLE
SUMMARY BILLING
MICHAEL STENBERG
1553 S 2400 E
PRESTON ID 83263-5459 53

Any questions, please call

(208) 852-1916

Bill Due Date

Account Number
61557 3-001 7

Page 5 of 5

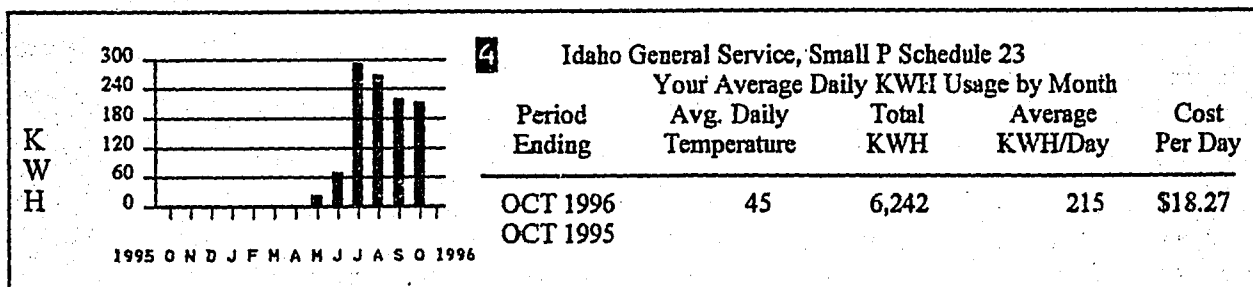
Current Charges

Basic Charge	13.72	
Energy Charge 6242 Kwh @ \$0.082780	516.71	
Subtotal Current Charges		530.43

Other Invoice Details

Late Payment Charge 1.000%	6.06	
Subtotal Other Invoice Details		6.06

Total Idaho General Service, Small P Charges (4) \$1,142.34

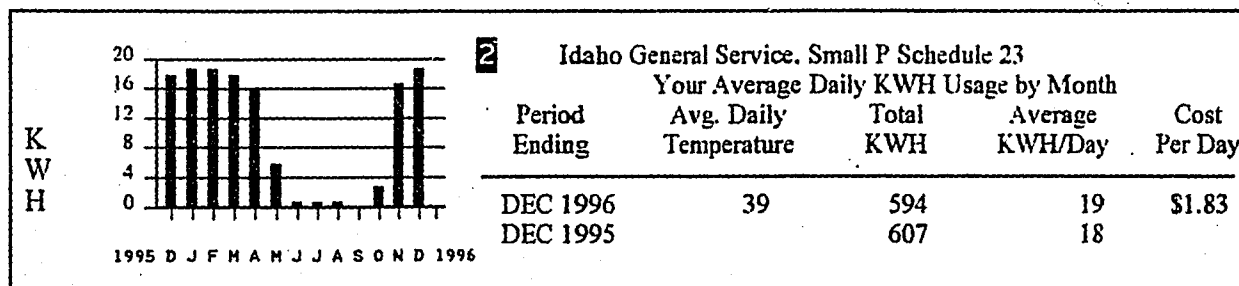


A late payment charge of 1% may be applied to unpaid balances.



WHITNEY NASHVILLE
SUMMARY BILLING
MICHAEL STENBERG
1553 S 2400 E
PRESTON ID 83263-5459 53

Page 3 of 4



3 Idaho General Service, Small P Schedule 23
1508 S 2400 E Preston ID

Meter No. 76470226 - 33 days from Nov 14, 1996 to Dec 17, 1996
Current Reading 19985 Previous Reading 19952 - Energy Consumed 198 KWH

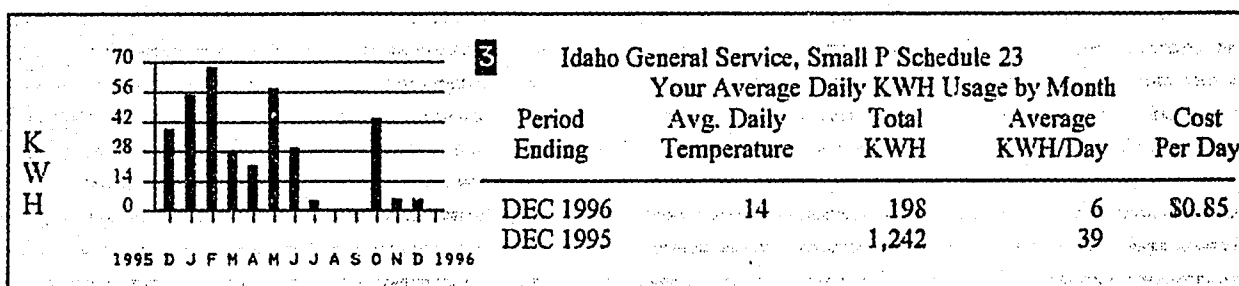
Meter No. 76470226 - Dec 17, 1996
Current Reading 20 Multiplier 6 Demand 1 KW

Previous Balance 147.86
Payments Applied -147.86

Balance Forward 0.00

Current Charges
Basic Charge 13.72
Energy Charge 198 Kwh @ \$0.073204 14.49
Subtotal Current Charges 28.21

Total Idaho General Service, Small P Charges (3) \$28.21



4 Idaho General Service, Small P Schedule 23
1400 S 2400 E Preston ID

Meter No. 1392425 - 33 days from Nov 14, 1996 to Dec 17, 1996
Current Reading 32649 Previous Reading 32649 - Energy Consumed 0 KWH

Meter No. 1392425 - Dec 17, 1996
Current Reading 01 Demand 0 KW

Previous Balance 13.72
Payments Applied -13.72

Balance Forward 0.00

Current Charges
Basic Charge 13.72
Subtotal Current Charges 13.72



BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 13-07528)
IN THE NAME OF WHITNEY NASHVILLE WATER)
WORKS CO., INC.)

ORDER OF
REINSTATEMENT

This matter having come before the Idaho Department of Water Resources (Department), the Department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. On December 2, 1994, the Department issued Permit No. 13-07528 with a condition of approval that proof of construction of works and application of water to beneficial use be submitted to the Department on or before December 1, 1996.
2. On September 30, 1996, the Department sent a proof due notice to the permit holder.
3. On December 6, 1996, the Department sent a lapse notice to the permit holder.
4. On July 10, 1997, the permit holder filed proof of beneficial use with the department. The permit holder also submitted evidence to show that water has been applied to beneficial use during the authorized development period and has shown sufficient cause why the beneficial use was not timely submitted.

CONCLUSIONS OF LAW

1. Section 42-218a.2, Idaho Code, authorizes the Department to reinstate a lapsed permit, with the priority date advanced to the date that proof of beneficial use was received, upon submittal of evidence clearly establishing the extent of beneficial use made during the time authorized by the permit, a showing that beneficial

use occurred during the authorized period and a showing of reasonable cause for filing a late proof of beneficial use.

2. The permit holder has made the submittal and adequate showings required by Section 42-218a.2, Idaho Code.

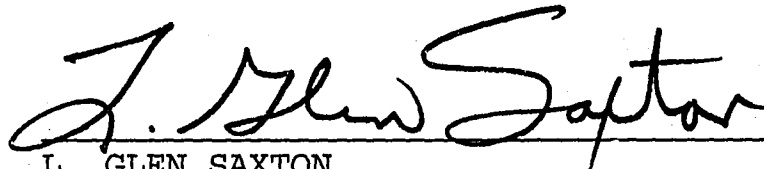
3. The department should reinstate the permit with the date of priority advanced to the date proof of beneficial use was received by the Department.

ORDER

IT IS THEREFORE HEREBY ORDERED that Permit No. 13-07528 is REINSTATED.

IT IS FURTHER HEREBY ORDERED that the date of priority of this permit is advanced to July 10, 1997.

DATED this 23rd day of July, 1997.



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 24, 1997

Whitney Nashville Water Works Co. Inc.
c/o M. G. Stenberg
1553 S. 2400 E.
Preston, ID 83263

RE: PERMIT NO. 13-07528 - REINSTATEMENT ORDER

Dear Mr. Stenberg:

Enclosed is an order which reinstates the above referenced permit advancing the priority to July 10, 1997 as provided in Section 42-218a.2, Idaho Code. Please note that you are not authorized to make any additional development of water under terms of the permit beyond the development which already exists.

The next step in the water right development process is for the department to conduct a field examination of your system to determine the extent of beneficial use of water. Staff of the department's Eastern Regional office in Idaho Falls will conduct the exam.

If you have questions concerning scheduling of the exam, please contact that office at phone (208) 525-7161.

Sincerely,

A handwritten signature in cursive script, reading 'L. Glen Saxton'.

L. GLEN SAXTON, Chief
Water Allocation Bureau

Encl: 1

c: E. Region