

**STARTING  
LEFT  
SIDE OF  
FILE**

**BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO**

IN THE MATTER OF LAPSED PERMIT	)	
NO. 21-7507 IN THE NAME OF	)	<b>REINSTATEMENT ORDER</b>
ISLAND PARK WATER COMPANY	)	
_____	)	

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 July 2, 1991, the Department issued Permit No. 21-7507 in the name of Island Park Water Co. ("permit holder") authorizing the diversion of 0.43 cubic feet per second ("cfs") of ground water for domestic uses for 100 households in the NWNW, SWSW, SWNW and NWSW of Section 2, Township 14 North, Range 43 East, Freemont County. A condition of permit approval required the permit holders to submit proof of beneficial use of water ("proof") to the Department on or before July 1, 1994.

2. On April 30, 1994, the Department notified the permit holder that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof or a Request for Extension of Time ("extension request").

3. On July 6, 1994, the Department sent the permit holder a lapse notice since the department had not received an acceptable proof of beneficial use statement or extension of time request.

4. On April 12, 2006, the Department received a Proof of Beneficial Use form filed with evidence of the development of the permit. Additional evidence was submitted on May 1, May 14, and June 1, 2007. The evidence provided to the Department contained proof that beneficial use of the water occurred during the period when the permit was active.

5. On May 1, 2007 the Permit holder filed an Assignment of Permit, which assigned the permit to Sawtell Estates Homeowners Assoc.

**CONCLUSIONS OF LAW**

1. Section 42-218a.2, Idaho Code, provides as follows:

That upon receipt of proof of beneficial use after sixty (60) days after such notice of lapsing, the director shall require sufficient

evidence to be submitted by the permit holder to clearly establish the extent of beneficial use made during the time authorized by the permit and any extensions of time previously approved. Upon finding that beneficial use had occurred during the authorized period and upon a showing of reasonable cause for filing a late proof of beneficial use, the director may reinstate the permit with the priority date advanced to the day that proof of beneficial use was received;

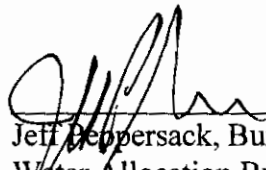
2. The permit holder has provided sufficient information and reasonable cause for the Department to reinstate the permit.

3. The Department should reinstate permit no. 21-7507 with the priority advanced to the date that the proof of beneficial use was received.

### **ORDER**

IT IS HEREBY ORDERED, that Permit No. 21-7507, in the name of Sawtell Estates Homeowners Assoc. is **REINSTATED**, with the priority advanced to **April 12, 2006**.

Dated this 27<sup>th</sup> day of June, 2007.

  
\_\_\_\_\_  
Jeff Deppersack, Bureau Chief  
Water Allocation Bureau

FOR OFFICE USE ONLY  
Amt. of Fee \$: 100.00  
Receipt No. C080918  
Receipt By: AMB  
Date Received: 4/12/06

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**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.

1. Permit No. 21-7507 Telephone No. UNKNOWN
2. Name of Permit Holder(s): Island Park Water Company c/o Ed Strobel
3. Mailing Address: UNKNOWN  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_
4. Source of Water: Groundwater If **GROUNDWATER** (well), Date Drilled: mo. \_\_\_\_\_ / yr. 1968  
Well Driller: probably Andrews Drilling Permit Number: 4 wells - drilled 1968 & prior  
3 well logs exist
5. Use(s) (as authorized by the water right permit):  
Domestic (No. of households): 100 Stockwater (No. and type of stock): \_\_\_\_\_  
Irrigation (No. of acres): \_\_\_\_\_ Other: \_\_\_\_\_
6. Total rate of diversion and/or volume for which proof is submitted: .43 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 \_\_\_\_\_  
Has the measuring device 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: Lee Durney Pres Sawtell Estates Homeowners Assn. Telephone Number: 785 4013  
Address: 501 Owen loop, Blackfoot Idaho 83221
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.  
Signature of permit holder: Lee Durney, president Date: 4/6/06  
(include your title, if on behalf of company or organization)

11/99

For Office Use Only  
\$25 filing fee \$25  
Receipt # 6083988  
Date 5-01-07

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

ASSIGNMENT OF PERMIT

MAY 01 2007

To change the ownership of a permit

DEPARTMENT OF  
WATER RESOURCES

I, J. Edwin Strobel  
dba ISLAND PARK WATER CO, hereby assign to SAWTELL ESTATES / HOMEOWNERS ASSOC  
of, 501 GWEN LOOP BLACKFOOT, ID 83221 208-785-4013  
(Full Address) (Phone)

All my right, title, and interest in and to Permit No. 21-07507 to  
appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to for  
Permit No. \_\_\_\_\_ to appropriate the public waters of the State of Idaho.  
(Describe portion of the application for permit assigned, listing the number of acres in each 40 acre  
subdivision, point of diversion location, and amount of the water in cubic feet per second.)

Made this 24 day of April, 20 07.

J. Edwin Strobel  
Permit Holder(s)

State of Idaho )  
County of Madison )ss

On this 24 day of April, 20 07, personally appeared before me the signer(s) of the above  
instrument, who duly acknowledged to me that he (she) (they) executed the same.



Mandy L. Hunt  
Notary Public residing at Bonneville County

My commission expires: 10/17/2011

State of Idaho  
Department of Water Resources

## Permit To Appropriate Water

NO. 21-07507

Proposed Priority: April 24, 1991 Maximum Diversion Rate: 0.43 CFS  
This is to certify, that ISLAND PARK WATER CO.

SAWTELL ESTATES  
C/O ED STROBEL  
500 S. WOODRUFF  
IDAHO FALLS, ID 83401

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	0.43 CFS
<u>LOCATION OF POINT(S) OF DIVERSION:</u>		
	NWSW	Sec. 2, Township 14N, Range 43E
	SWNW	Sec. 2, Township 14N, Range 43E
	SWSW	Sec. 2, Township 14N, Range 43E
		FREMONT County

PLACE OF USE: DOMESTIC  
TWN RGE SEC

14N 43E	2	NWNW	SWNW	NWSW
		SWSW		

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1994.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. A flow measurement 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.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
7. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

# Permit To Appropriate Water

NO. 21-07507

CONDITIONS/REMARKS:

- 8. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
- 9. Domestic use is for 100 homes.
- 10. Two points of diversion located within SWSW, S02, T14N, R43E.

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

2 day of July, 1991.

*R. Keith Higginson*  
for R. Keith Higginson, Director

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

Ident. No. \_\_\_\_\_

To appropriate the public waters of the State of Idaho

Island Park Water Co.,

523-3300

1. Name of applicant Sawtell Estates, % Ed Strobel Phone 558-7354

Post office address 500 S. Woodruff, Idaho Falls Id 83401

2. Source of water supply GROUNDWATER which is a tributary of \_\_\_\_\_

3. Location of point of diversion is \_\_\_\_\_ 1/4 of SW 1/4 of NW 1/4, Govt. Lot \_\_\_\_\_

Sec. 2 Township 14 N Range 43 E B.M. Fremont County; additional

points of diversion if any: NWSW, SWSW Sec 2, T14N, R43E

4. Water will be used for the following purposes:

Amount 0.43 for Domestic purposes from 4/1 to 11/1 (both dates inclusive)  
(cfs or acre feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre feet per annum)

5. Total quantity to be appropriated is (a). 0.43 and/or (b) \_\_\_\_\_  
(cfs or acre feet per second) (acre feet per annum)

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Four wells, pumps, mainline to 100 single family domestic homes in Sawtell Estates Subdivision

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.

Existing wells  
c. Proposed well diameter is 6 inches; proposed depth of well is 110 feet.

d. Is ground water with a temperature of greater than 90°F being sought? NO

7. Time required for the completion of the works and application of the water to the proposed beneficial use is

5 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. 100 single family domestic
- 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.	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	
14N	43E	2					D	D			D	D							

Total number of acres to be irrigated \_\_\_\_\_

10. Describe any other water rights used for the same purposes as described above. NONE

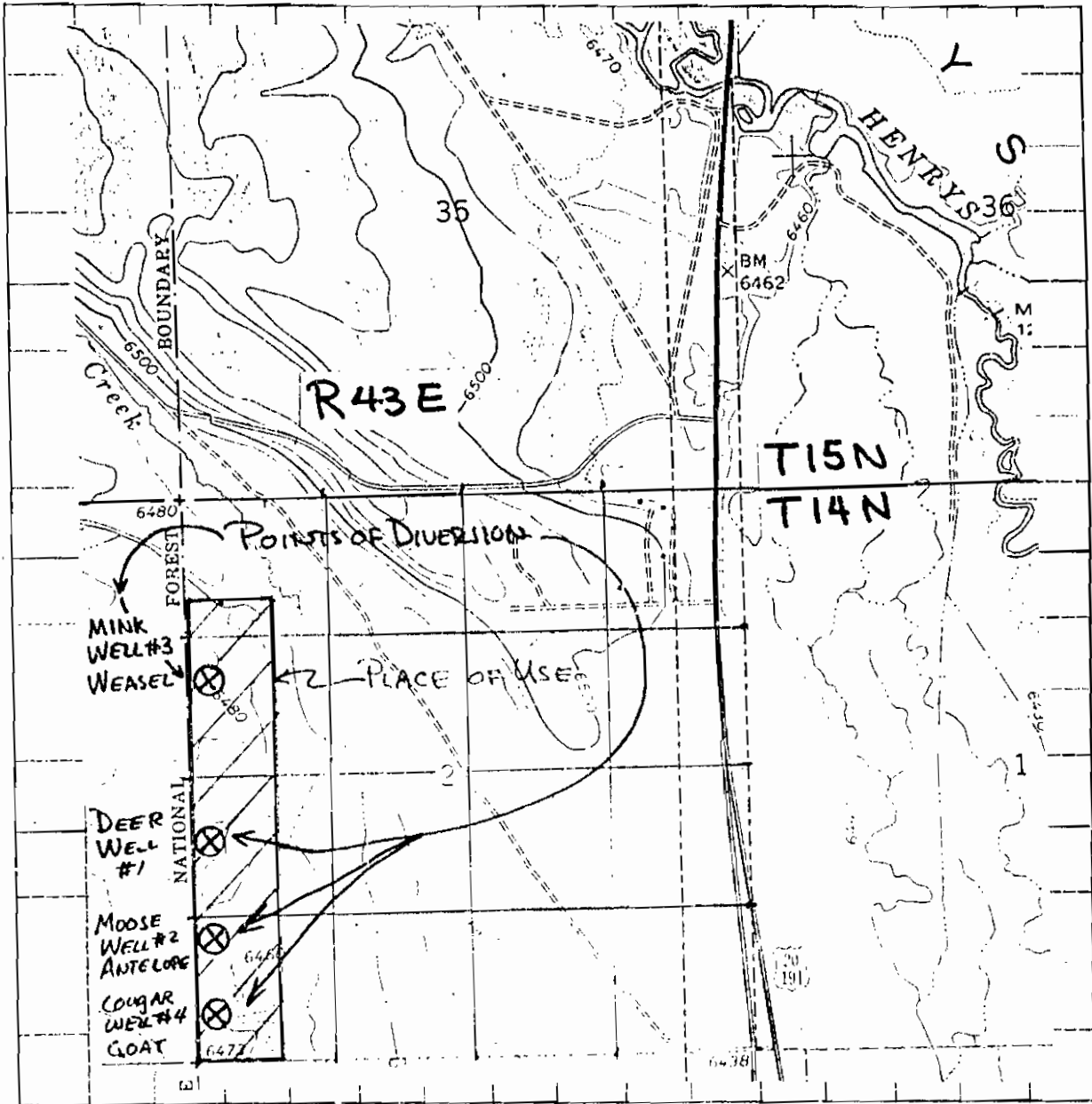
11. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? Individual Home owner
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Applicant was the developer of subdivision and required hookup under a water contract

12. Remarks: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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



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

*Island Park Water Co. Inc.*  
*John L. Lusk*  
 President

Assented By Kcw 4/24/91

Received by \_\_\_\_\_ Date 4/24/91 Time 1000 hrs Preliminary check by \_\_\_\_\_

Fee \$ 45<sup>00</sup> Received by Kcw # E016001 Date 4/24/91

Publication prepared by XB Date 5-16-91 Published in Herald-Chronicle

Publication approved XB Date 6-6-91

### 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.

MINK  
WELL #3  
WEASEL

DEER  
well  
#1

MOOSE  
WELL #2  
ANTelope

Congress  
well  
#9  
90 AT

## Buried System

Rep Rock

#4 well drilled - no pump

PRELIMINARY FLY  
MT. SAINTFELL ESTATES

LOCATION: THE WEST B201Y OF THE SOUTH 4400 FT 2<sup>ND</sup> SEC 2 T.14 N., R.45 E. S. 17.

**DAVID E. BENTON & ASSOCIATES**  
CONSULTING ENGINEERS  
CLARK FALLS IDAHO

LOCATION MAP.

St. Anthony, Idaho  
Ashton, Idaho

RECEIVED

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO  
County of Fremont

Department of Water Resources  
Eastern District Office

Terry T. Weatherston  
being first duly sworn, depose and say,  
that I am the printer of THE FREMONT  
COUNTY HERALD-CHRONICLE, a semi-weekly  
newspaper printed and published in  
Fremont County, Idaho; and I do solemnly  
swear that the NOTICE OF APPLICATION  
copy of which notice appears attached  
hereto, was published in the regular and  
final issue of said newspaper, and not  
any supplement issue thereof.

On TWO consecutive issues, the  
first publication having been made on  
MAY 16, 1991

and the last publication having been  
made on MAY 23, 1991

Further, that said newspaper is one  
of general circulation in said county;  
that it is a legal newspaper, conforming  
to legal specifications under Idaho  
statutes; that it has at least two  
hundred bona fide subscribers living  
within the county of publication; and  
that it has been continuously and  
interruptedly published in said county  
during a period of seventy-eight  
consecutive weeks prior to the first  
publication of said notice.

*Terry T. Weatherston*

STATE OF IDAHO )  
COUNTY OF MADISON )

On this 24TH day of MAY  
the year of 1991, before me, a Notary  
Public, personally appeared Terry  
Weatherston, known or identified to me to  
be the person whose name subscribed to  
be within instrument, and being by me  
first duly sworn, declared that the  
statements therein are true, and  
acknowledged to me that he executed the  
same.

*Charles H. Judd*

Notary Public for Idaho  
Residing at Rexburg, Idaho  
My commission expires: June 8, 1993

NOTICE OF APPLICATION  
FOR WATER RIGHT

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

01-07114  
NOVSAD, JOYCE  
852 W. 275 S.  
BLACKFOOT, ID 83221  
Source: SNAKE RIVER Tributary: COL-  
UMBIA RIVER  
Diversions Pt: NWSE Sec 21 T 09N R  
42E  
Use: IRRIGATION (.030 CFS) Total  
Diversions: (.030 CFS)  
Date Filed: 4/12/1991  
In: T09N R42E S21 NESE 1.0 ACRES  
TOTAL

The permit(s) will be subject to all prior  
water rights. Protests must be filed with  
the Director, Dept. of Water Resources,  
Eastern Region, 150 Shoup Avenue,  
Suite 15, Idaho Falls, Idaho 83402 on or  
before JUNE 3, 1991.

R. KEITH HIGGINS, Director

21-07507  
ISLAND PARK WATER CO.  
SAWTELL ESTATES  
C/O ED STROBEL  
500 S. WOODRUFF  
IDAHO FALLS, ID 83401  
Source: GROUNDWATER  
Diversions Pt: SWNW Sec 2 T 14N R  
43E NWSW Sec 2 T 14N R 43E SWSW  
Sec 2 T 14N R 43E  
Use: DOMESTIC (.430 CFS) Total  
Diversions: (.430 CFS)  
Date Filed: 4/24/1991  
In: T14N R43E S02 NWNW SWNW  
NW3W SWSW

21-07508  
ANDERSON, A. PERNELLA  
RT. 2 Box 81  
ASHTON, ID 83420  
Source: GROUNDWATER  
Diversions Pt: NESWE Sec 1 T 08N R  
43E  
Use: IRRIGATION (.530 CFS) Total  
Diversions: (.530 CFS)  
Date Filed: 4/22/1991  
In: T08N R43E S01 NESE NWSE  
SWSE SESE 36.0 ACRES TOTAL

The permit(s) will be subject to all prior  
water rights. Protests may be submitted  
based on the criteria of Sec. 42-203A,  
Idaho Code and/or the new public interest  
criteria of Sec. 42-203C, Idaho Code. Pro-  
tests must be filed with the Director, Dept.  
of Water Resources, 150 Shoup Ave.,  
Suite 15, Idaho Falls, Idaho 83402 on or  
before JUNE 3, 1991.

R. KEITH HIGGINSON, Director

Publ. May 16 and 22, 1991HC.

**NOW  
STARTING  
RIGHT  
SIDE OF  
FILE**

## MEMORANDUM

**Date:** July 16, 2007  
**To:** Water Right File 21-7507  
**From:** cpadilla  
**Re:** Reinstatement

---

Applicant submitted required information to reinstate permit.  
Review of file yielded update of POU and POD as originally permitted.  
Some conditions on initial permit no longer exist, so added standard conditions on reinstated permit.



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

June 27, 2007

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Interim Director

SAWTELL ESTATES HOMEOWNERS ASSOC  
ATTN LEE DURNEY PRESIDENT  
501 GWEN LOOP  
BLACKFOOT ID 83221

### PROOF ACKNOWLEDGEMENT LETTER

**RE: PERMIT NO. 21-7507**

Dear Permit Holder:

The department acknowledges receipt of the Proof of Beneficial Use form ("proof") and the license examination fee for the above-referenced water right permit. Enclosed is an order that reinstates this permit, since proof and the license examination fee were submitted after the proof deadline. Please note that the priority date for this permit has been advanced to April 12, 2006, as provided in Section 42-218a(2), Idaho Code. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water according to the conditions of the permit.

Be advised that Section 42-248, Idaho Code, requires you as the owner of water rights to maintain current ownership and address records on file with the department. For your information, forms to file a change of ownership of a water right, or a change in the address of the water right owner are available from any department office or from the department's website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

If you have any questions, please contact either the **Eastern** Regional Office of the department in Idaho Falls at (208) 525-7161.

Sincerely,

Deborah J. Gibson  
Administrative Assistant  
Water Allocation Bureau

Enclosures

# T14N, R43E, Sec. 2 - 1992 Imagery



Location of POU

0.4 0 0.4 0.8 Miles

Legend

 Sections  
 14N43E GCDB



May 30, 2007

RECEIVED

JUN - 1 2007

DEPARTMENT OF  
WATER RESOURCES

Deborah J. Gibson  
IDWR  
P O Box 83720  
Boise, Id 83720-0098

Dear Ms. Gibson:

I am enclosing additional information relative to the lapsed water permit for Sawtell Estates. The provisional permit number is 21-7507; this permit provided for 0.43 cubic feet per second from four wells to 100 single-family dwellings.

The first item is a list of property owners in 1991 and in 1993/1994. The list was taken from a ledger maintained by the homeowners association treasurer. It shows the owners name and the lot numbers where they were available. The number of owners in 1991 is 108.

The second item is a copy of the well report for the fourth well, which was drilled in 1972. This report was not available at the time I provided the previous three reports.

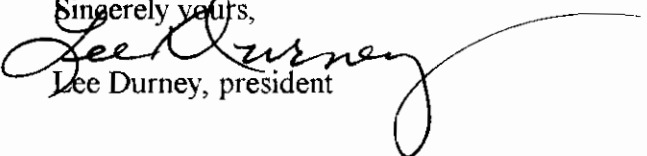
The third item is minutes from the board of directors meetings and the association meeting in 1991. The minutes show the Sawtell Estates Policy and Regulations Regarding Water, which was recorded in 1998 in Fremont County.

The fourth item is minutes from the board of directors meetings and the association meeting in 1884.

The fifth item is a copy of a letter from R. E. Wood to J. E. Strobel showing some of the activity centered on the water system in Sawtell Estates.

If I can provide other information that you need to address our request for reinstatement of the lapsed permit, let me know.

Sincerely yours,

  
Lee Durney, president

1991:  
 Alvey, Rod 198,199,200,206  
 Anderson, Ronald 273,4,5  
 Blake, Ronald Lots 241,249  
 Babcock, Thomas  
 117,18,25,26  
 Backstrom, Nick 63,64  
 Bailey, Frank 265,266  
 Barker, Muriel  
 Baker, John (92)  
 Beck, Terrian 318  
 Beddis, David 218,217  
 Beddis, Vern 210,209  
 Bell, Lavern 32,38,39,40  
 Blaisdell, Nolan  
 Blake, Ronald  
 Booker, Robert 316-  
 20,307,308  
 Brown, Robert  
 Burt, Richard 57,58,65,66  
 Carlisle, Jay  
 Carter, Lance 98,99  
 Cheek, Dawn & Constance  
 Himes 99,50,51,52,59,60  
 Clark, Stephen  
 290,298,297,298  
 Coburn, Richard 239,240  
 Cooper, Gary  
 Crom, R. L. 225,226  
 Davis, Thos. 67,68  
 Dial, Thomas 35  
 Dickman, John 282,283  
 Dingman, Frank 26,27  
 Dockstader, Elizabeth  
 140,141  
 Drummond, Clark 25  
 Dunn, Corey 113-16,122-4  
 Dyson, Merrill 69  
 Ekman, John 28  
 Elkington, Joyce 47  
 Farnsworth, John  
 Farrow, Doug 150,151,152  
 Gardner, Wilma 181,183-  
 4,189-92  
 Goodwin, Brent 259,260  
 Goodwin, Robert 229,230  
 Griffin, Wayne 145,153,154  
 Haney, Sean 158  
 Hansen, Don  
 Harnes, Ronald 21-2,29-31  
 Harris, Daryl 133-136  
 Heath, Glenn 231-2  
 Hill, John  
 Hill, James 278-80  
 Hillam, Arnold  
 Holloway, Richard 291,292

Holmgren, Leroy 17-20  
 Howard, Kert 233  
 Horner, Ronald  
 Humberger, Gilbert 133,134  
 Huskinson, James (sold to  
 Tim James) 193-4,201-2  
 Imai, Randy 71,72  
 Johnson, Greg 23,24  
 Johnson, Neahl 159,160  
 Kane, James 146  
 Keller, James  
 Kelly, Terrell 149,156  
 Kimball, Marj 146-48  
 Knight, Dean 73,74  
 Larsen, Jack 161-2,169,170  
 Lindsey, Donale 46-48,55,56  
 Lim, Gale 276,277  
 Lingren, Clifford 165  
 Lynn, William 207-8,215-6  
 Mathews, Rus  
 McBride, James 142-44  
 McCormick, Ronald 235-  
 39,244,245  
 Nelson, Francis 253  
 Nielson, Chase 179,180  
 Oswald, Allen 36  
 Packard, Gordon 251,252  
 Parker, Bruce 293,294  
 Parkinson, Alan 106-7  
 Pay, Clair  
 Penny, Sean 196,204  
 119,120,127,128  
 Packard, Jerry 242,243  
 Parker, Fred 301-4  
 Reed, Grant 75,76  
 Richins, O'Neil (Adel  
 Richins Devine) 129,137  
 Ricker, Lee 246-8  
 Robinson, Gerald 130  
 Rork, Fritz 137  
 Rowe, John  
 Russell, Kenneth 81-3  
 Santy, Virginia & Olga  
 Guillaume  
 Seable, Steven  
 Schies, Donald 284-5  
 Shearer, Irving 131-2,138-9  
 Smith, Duane 33,34  
 Smith, Ron 8,16  
 Steiner, Dale 299,300  
 Stokes, Theron 95  
 Stolworthy, Ilene 85-6,89,92-  
 4  
 Strumph, James  
 Swartz, Thos. 221-4

Toomer, Adalene 211-2,220-  
 1  
 Walborn, L. 37,45  
 Wallace, Michael 2,3,10,11  
 Wheeler, Eugene 41,42  
 Woolstenhulme, Brent 286-8  
 Yorgensen, Dennis 166-168  
 Yorgensen, Don 319,320  
 Yost, Willis 87-8,96,103-  
 4,111,112  
 Young, Michael 89-91

1993 & 94:  
 Anderson, Andy Lots 241,  
 249(from R. Blake)  
 Apgood, R (from Alvey)  
 Apgood, Dwight (Kaylene  
 Drissell) from Alvey  
 Backstrom, Eric (from Inai)  
 Barber, John 195,203  
 Booker, R. (From J. Keller)  
 Borup, Dennis 227,228  
 Colvin, Randall 140,141  
 Dinginan, (from Drummond)  
 Durney, Lee (from Bailey)  
 Fosmark, Michael 213,214  
 Goldman, Lynn (D Hansen)  
 Haney, Sean 158  
 Hansen, Don (from  
 Woolstenhulme)  
 Hill, James  
 Mangum, Dennis (from J.  
 Hill) 278-80  
 Mathews, C. (from D. Lim)  
 276,7  
 McMichael, James  
 Mellies, Gregg 43,44  
 Mitchell, J. 255-6  
 Montgomery, Earl 260-  
 2,268-9  
 Montgomery, James 263-  
 4,271-2  
 Montgomery, Lee 270  
 Murdock, Wayne (R. Brown)  
 Reed, Bryon (from C. Dunn)  
 Richards, John 225,226  
 (Crom)  
 Scofield, R 75,76  
 Simonsen, Brent 311-  
 312(from J. Carlisle)  
 Stallings, Richard 106-7  
 Wilcox, T (from L. Carter)  
 Wood, Richard 100-  
 2,108,110  
 1996:  
 Grandell, Leo (Yorgensen)

*This list is  
 from the  
 treasure of  
 people paying for  
 water control.*

ITEM 1

Hall, Delwin (B. Parker)  
Harmon, Doug  
Hohnhorst, Chas. 251, 252  
(Packard)  
Josephson, Darren (Gardner)  
Larsen, Jack (from C.  
Nielson) 179-80  
Mangum, Dennis (J. Hill)  
Matsuura, Stan (B. Reed)  
Miller, Tom (T. Stokes)  
Parker, Bruce  
Packer, Larry (C. Lingren)  
Spaulding, Bryce (N.  
Johnson)  
Spitzer, Chaud (J. Larsen)  
Stanger, James 276-7, 284-5  
Straton, Al 77, 78, 70  
Wells, Kurt (Coburn)  
239, 240 (also from Heath)  
Whitmill, (from F. Nelson)  
253  
Wilcox, Lance (L. Carter)  
98, 99  
Wilson, Larry 281

## WELL DRILLER'S REPORT

LL OWNER

## 7. WATER LEVEL

Controlled by ☐ Valve ☐ Cap ☐ Plug

## 2. NATURE OF WORK

☐ Abandoned (describe method of abandoning)

### 3. PROPOSED USE

☐ Municipal      ☐ Industrial      ☐ Stock      ☐ Waste Disposal or Injection

#### 4. METHOD DRILLED

☐ Cable    ☒ Rotary    ☐ Dug    ☐ Other

## 5. WELL CONSTRUCTION

☐ Overbore to seal death

## 6. LOCATION OF WELL

County Franklin

## 8. WELL TEST DATA

☐ Pump      ☐ Bailer      ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped
------------------	-----------	--------------

## 9. LITHOLOGIC LOG

[illegible]

10.

Work started 7-20-72                      finished 7-20-72

## II. DRILLERS CERTIFICATION

and

AJF 1/2 11E 1/2 Sec 7 T 14 N/S R 43 END

MEETING OF THE BOARD OF DIRECTORS OF  
SAWTELL ESTATES ASSOCIATION

7/11/91  
ITEM 3

The meeting was held July 5, 1991 at the home of Theron Stokes

The first item of business was to set the term of the Board of Directors by lot. The terms are as follows-

Bruce Parker	2 years
Arnold Hillam	2 years
Jack Larsen	1 year
Dean Knight	1 year
Theron Stokes	3 years

Richard Wood was nominated for president of Sawtell Estates Association and was unanimously elected by the Board of Directors

Brent Stolworthy was elected as vice president by the Board of Directors.

Mrs. Bob Brown was elected as secretary by the Board of Directors

Mrs. Wayne Murdock was elected as assistant secretary by the Board of Directors.

Mrs. Kareen Knight was elected as treasurer by the Board of Directors.

The Board of Directors approved the request of Theron Stokes to obtain a quote for liability insurance for the Officers and Board of Directors of the Association.

The Board of Directors voted to set the cost for services (water, roads, and maintenance) as follows-

Cabin with water-	\$150.00 per year
Cabin without water-	\$50.00 per year
Other lot owners-	\$35.00 per year

The Board of Directors voted to set the reconnection fee to the Association water system for non payment of assessment at \$400.00.

The Board of Directors voted to charge the property owners for side lines (roads) \$50.00 if they bleed the water line during the winter months.

The Board of Directors voted to retain full charge (\$150.00 per year) for cabin owners who will be absent for an extended period.

The Board of Directors authorized payment for reasonable expenses incurred by the Association Officers and Board of Directors.

It is proposed the Board and Officers meet in September 1991.

Dean Knight  
July 5, 1991

6/27/91

MINUTES OF THE FIRST MEETING OF THE  
SAWTELL ESTATES ASSOCIATION AND MEMBERS.

Meeting was held June 27, 1991, at the Edgemont School in Idaho Falls, Idaho. Meeting began at 7:00 P.M., conducted by R.E. Wood.

Introductions were made: R.E. Wood, Chairman, Lola Stokes acting as Secretary, and John Sharp, Legal Advisor.

Mr. Wood welcomed members, and reported to them that He, Duane Yost, and Arnold Hillam had organized the Corporation and that it had been filed in the office of the Sec. of State, Boise, Idaho.

Mr. Wood summarized the problems and activities to date, and reported some of the costs which have developed thus far.

- 1-A Meeting was held with Ed Strobels, owner of the Island Park Water Company, and he agreed to turn the water system over to the Sawtell Estates Land Owners on July 1, 1991, in good repair.
- 2- Special thanks to Brent Stolworthy for his excellent work on the main road, also for the use of his equipment. The road has been widened to the west. Mr. Strobels has graded and made the road ready for gravel.
- 3- Mr. Wood thanked Willis Yost for doing all the paper work and mailing of letters.
- 4- All broken lines have been repaired, which involved replacing 600 Ft. of pipe, installing of a valve to isolate the system, and the replacing of a small pump with a 5 horse-power pump. Present cost ~~to~~ of the Association so far is \$1700.00.

ASSESSMENTS TO PROPERTY OWNERS-

- 1- \$150.00 for landowners with a cabin.
- 2- ~~No cabins~~- \$75.00. *Lots with Hydrants*
- 3- Lots with no water- \$35.00. To be used for road repair.

In case of a reserve build-up, there would be a scaling down of assessments.

- 4- Board of Directors would receive no salary, maybe mileage.
- 5- Ed Strobels agreed to make all new water connections for 2 yrs. New hook-up fees, \$500.00.

It was decided to delete the extra \$50.00 fee for watering yards. Mr. Wood encouraged everyone to clean up lots because of the fire hazard. Also asked that all hydrants be left on for fire protection.

A discussion was held on the water system and the concern about the freezing lines. Also discussed opening roads during the winter. It was suggested that unused wells be turned off during the winter to save cost.

Mr. Wood encouraged homeowners to remain with the present system rather than drill individual wells--high cost, property taxes increase, and risk of water pollution.

The major concern--to keep the main line from freezing. Several comments and suggestions were made.

Participation in Winter plowing of roads will be up to each individual, and Jim Funkhouser will be in charge as usual.

Anyone plowing side roads will be responsible for broken lines.

Question asked--How do you plan to maintain and service the system?

Mr. Wood responded- The Association plans to have a representative from Andrews Well Drilling in the area to service system.

A discussion of the Roads was held-

Road maintenance is up to the Association. Big cost for this year will be gravel for the road, approximately-\$2,000.

Nick Backstrum reported that we could get old asphalt to use for the base. can be obtained free.

Butch Toomer asked how we could get County to help with graveling road- Answer- we can't, it isn't wide enough to be a county road.

Willis Yost reported on response from County on helping with road graveling--He reported that 50% of the Freemont County taxes paid comes from the Island Park Area and we get very little assistance in return.

Next on the agenda was the majority vote, by ballot, for the ammendment to the By-law: 1 vote for each property owner.

It was voted also for 5 Board of Directors in stead of 3.

Mr. Willis Yost introduced nominees for directors.

It was voted that Arnold Hillam, Theron Stokes, Dean Knight, Bruce Parker, Jack Larsen be appointed to the Board of Directors.

Thanks was given to Mr. Dick Wood for all his work getting the Association organized and also on the water system.

It was moved that Richard Wood be elected to serve as President of the Association. Voting was unanimous for President and Directors

Last on the agenda--A discussion concerning the Protective Covenants of the Sawtell Estates Subdivision.

Mr. Wood encouraged property owners to read the protective covenants and be aware of their contents.

Some suggestions were made---

- 1-Write suggestions to improve area.
- 2- Need to slow driving on main road
- 3-getting rid of campers
- 4-If a situation became offensive to homeowners, It was suggested the Association as a group enforce the restrictive covenants. rather than an individual.
- 5- Suggested a letter be sent to offender, first.
- 6- Suggestion to Property Owners. No burning of trash.
- 7- Side roads are private roads,, gates are permissable.
- 8- Question asked--Are buried Fuel tanks safe?

Willis Yost reported \$100.00 left from last years road fund. It was turned to the Association.

Mr. Wood thanked everyone for coming and the meeting was adjourned for 1 year.

9/7/91

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS  
AND OFFICERS OF SAWTELL ESTATES ASSOCIATION

September 7, 1991

The meeting convened at 2:15 P.M. on September 7, 1991 at the home of Chairman Theron Stokes in Sawtell Estates, Island Park, Idaho.

Present: Richard E. Wood, President; Brent Stolworthy, Vice President; Theron Stokes, Chairman of the Board of Directors, and the following members of the Board: Dean Knight, Bruce Parker, Treasurer Koreen Knight, and Barbara Brown, secretary.

The minutes of the meeting of the Officers and Board of Directors of July 5, 1991 were read and approved.

President Wood brought to the attention of the Board of Directors the fact that association has important documents such as the Articles of Incorporation, By-Laws, the State Permit and the seal of the corporation and that they should be kept in one place together. Bruce Parker moved that they be kept by President Wood, and the motion was unanimously approved by the Board of Directors.

President Wood brought to the attention of the Board that the State will not monitor the domestic flow of the wells. He also reported that the water from the wells had been analyzed and was happy to report that it is of top quality.

President Wood reported that the meters were read on July 30 and August 30, and the cost for running the pumps was about \$90.00 for the two biggest months of the year.

Chairman Theron Stokes reported on the liability insurance for the officers and directors. He checked several possibilities and the bid was \$1435.00. No action was taken by the Board of Directors.

The Board of Directors were furnished with a copy of the "new" Policies and Regulations regarding Water for the Association for their consideration and review. The Board voted unanimously to accept the new Policy and Regulations, effective immediately. A copy is attached to these minutes.

9/1/51

Water connections have been made for Dunn, ~~Earl Montgomery~~ and Crom. It was reported that Butch Toomer is not digging a well, and her trench was filled in today by Brent Stolworthy while he was making a connection on the same road. Backstrom, Funkhauser and Lindsey have drilled wells.

Four cabin owners have not paid their water assessment for the year, although two have indicated that it would be forthcoming. The other two have not as yet been contacted. No action will be taken at this time.

Three water connections have been made today, and Strobel will pay for these.

The matter of the two hydrants at Funkhauser's, side by side, and the fact that they have their own well was discussed. Chairman Theron Stokes proposed that we disconnect them at the corporation valve and then cap it. The Board of Directors approved this action unanimously.

President Wood proposed that during the winter months we run water from both ends of the line. This action was approved by the Board.

President Wood brought up the matter of the power pole at the end of Moose Street sticking out further in the road than any of the other ones. He obtained a quote from the Power Company for \$459.30 to move the pole. We could move the water line for about the same amount. We have an easement from Stallings and Youngs and can move the line off the road. It was proposed that we leave the power pole and Bruce Parker and Theron Stokes may be able to move the line in October. This action was approved unanimously by the Board.

The matter of the letter from John Sharp to the owners of the two trailers parked for the summer months on Coyote was discussed and it was reported that the owners moved them on their own without having to take further action.

President Wood reported that the Department of Health Regulations on Septic systems are such that it almost totally precludes building on single lots.

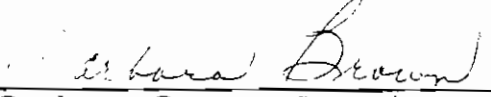
Treasurer Koreen Knight reported on the financial condition of the association.

The association purchased 1000 yards of gravel from Fremont County. Brent Stoleworthy has his equipment available, and will haul this gravel to build up the road and Theron Stokes will run the grader. A motion was made by Bruce Parker that President Wood pay a reasonable fee to Brent Stoleworthy for his expense in hauling gravel and using his equipment on the road. Dean Knight seconded the motion and was approved by the Board.

Chairman of the Board, Theron Stokes brought out the matter that out-houses are illegal according to the restrictive covenants. He also mentioned the thistle on our lots and along the road, and that property owners should be encouraged to keep on top of them or it could become a real problem.

The meeting then adjourned until next spring at which time a meeting will be called prior to the annual meeting of the members of the association.

Dated: September 7, 1991

  
Barbara Brown, Secretary

APPROVED: with<sup>2</sup> Corrections 5-6-92 -

721

Sawtell Estates Association Inc.

Policies and Regulations Regarding Water

Whereas the Sawtell Estates Association Inc. has acquired title to all wells, pumps, tanks, water distribution system and associated properties in the Sawtell Estates Subdivision and,

Whereas all property owners are deemed to be members of Sawtell Estates Association Inc. and are thus owners of the water system and,

Whereas some of the property owners have existing water agreements.

Therefore in order for the Association to have consistent policies with all members, the following policies have been approved by the Directors of the Association and supersede all previous agreements.

1. The Association will provide safe and potable water for culinary purposes, under reasonable pressure, from the existing and any future wells and distribution system. In the event of failure of the wells or distribution system, including freezing, the Association shall not be responsible for failure to supply water during the reasonable time necessary to complete the repairs.
2. Property owners with existing water agreements will be connected to the system upon request. The Island Park Water Co. will pay for the connections until July 1, 1993. The Association will be responsible for the connections after that time. Property owners without an agreement will be required to pay a \$500 fee to connect to the system. These connections by either the Island Park Water Co. or by the Association will include a line 10 feet inside the property line with a shut off valve. The connections by the Association for those paying the \$500 connection fee will also include a hydrant. The cost of a hydrant for all others will be paid for by the property owner. All further connections will be the responsibility of the property owner.
3. Annual fees will be determined by the Board of Directors. These fees will be for water, road maintenance and Association expenses. The Association is non-profit and will only assess fees to meet expenses and maintain an adequate reserve to meet unexpected problems.
4. In the event that the fees are not paid, the water will be cut off 30 days after the third notice. A fee of \$400 will be required to be reconnected to the system.
5. Water may be provided to non-members of the Association and individual water agreements will be negotiated with such individuals.

6/25/94

ITEM 4

THE ANNUAL MEETING OF  
SAWTELLE ESTATES HOME OWNERS  
June 25, 1994

The annual meeting of the Sawtelle Home Owners was held on Saturday, June 25, 1994, in Island Park, Idaho, at the home of Arnold and Trenna Hillam at approximately 2:00 P.M.

Those in attendance enjoyed a lovely barbecue and picnic, after which President Brent Stolworthy conducted the annual meeting and he requested that each person introduce themselves. The adults present were:

Richard & Ranae Stallings  
Michael and Charlotte Young  
Ronald and Pauline Anderson  
Theron and Lola Stokes  
Dean and Kareen Knight  
Arnold and Trenna Hillam  
Al and Beth Miller  
Jim and Marge McBride  
Lee and Betty Ricker  
Mr. and Mrs. Keith Penny  
Ranae Murdock

Gregory & Melissa Johnson  
Robert and Sharon Booker  
LeRoy and Ida Holgren  
Richard and Audrey Burt  
Neahl and Joan Johnson  
Brent and Eileen Stolworthy  
Robert and Barbara Brown  
Jim Funkhauser  
Earl and Jan Montgomery  
Roger and Callie Wolheinsen

who with their family members mad a total of approximately 47 people.

President Stolworthy reported on the road work and advised that we plan to continue to upgrade the road, particularly the South end of the road as it has had the least amount of gravel on it in the past. It was also proposed that we do some work on the side roads and upgrade them over the next few years.

Other projects we are looking into is an arch-type entry to the subdivision by the cattle guard with large poles and a sign "Sawtelle Estates" and new metal signs on the side roads and place these on the West side of the road so they are all consistent.

President Stolworthy also reported on the water lines. There were no broken pipes during the winter. There are still roads without blow out valves at the ends and we will continue to put those in until all roads have them.

A property owner suggested, if possible, to place a sign showing where to turn to Sawtelle Estates road at the cattle guard on Redrock Road.

6/23/94

President Stolworthy also reported that the water is tested with Seventh District Health every three months. Each time they collect it it has to come from a different area in the project, and we have had no contamination.

Chairman Theron Stokes reported on an incident this spring where a single lot was sold at Sheriff's sale to a contractor who said he was going to build a speculation cabin on it, although he was advised he had to have two lots in order to build according to our restrictive covenants. The Board of Directors felt this was the time we had to stand firm on the restrictive covenants requiring two lots. An attorney was hired and through negotiations and letters he feels we are on firm ground and that this is probably stopped.

There was a discussion about the shooting in the subdivision, which comes under the nuisance clause, and particularly one individual who claimed to have a gun club and they were shooting toward Aspen Ridge. Polly Anderson contacted him personally, and also Vice President Jim Funkhauser talked with him about the situation to discourage this sort of activity because of the many people and children in this area. It was the opinion that the Association should write Don Hansen and address the problem as an Association.

The minutes of the last annual meeting of June 26, 1993 were read and approved. The financial report was given by Ranae Murdock. Our beginning balance was \$1532.62, income of \$19,958.00, expenses of \$17,983.16, leaving an ending balance of \$3507.46. Copy attached.

The dues for the coming year will remain the same, viz., \$200.00 per cabin and \$35.00 per lot without a cabin.

It was brought to the attention of the members present that the snow removal letter will be sent out a little earlier this year and where possible if this fee could be paid earlier which would make it easier for Brent and Jim to know which roads to make a parking spot before the snow gets so deep and hard. Members were also reminded that there is no parking on the road with vehicles or trailers during the winter months.

Brent Stolworthy, Theron Stokes and Jim Funkhauser were recognized and thanked by the members for their efforts and equipment on repairs to the water lines, roads and snow removal and their careful watch over the entire subdivision, including spraying the thistles along the road. Many, many thanks to them from all of us.

The question was raised as to whether or not the County was going to pave Redrock Road to the cattle guard this year. The officers suggested that individuals contact the County Commissioners, either by letter or personally regarding this. No further information was available other than that given last summer.

There were three members of the Board of Directors up for reelection or new members to the Board. All three members have indicated they were willing to run again. These Board Members are Jack Larsen, Earl Montgomery and Theron Stokes. A motion was made from the floor by Richard Stallings that we waive the ballot and that Jack Larsen, Earl Montgomery and Theron Stokes be re-elected for another term. The motion was seconded by Robert Brown and unanimously approved by all members present.

The meeting adjourned for another year.

Dated: June 25, 1994.

Barbara Brown  
Barbara Brown, Secretary

Approved: June 24, 1995

MINUTES OF A MEETING OF THE BOARD OF DIRECTORS AND  
OFFICERS OF SAWTELLE ESTATES ASSOCIATION  
May 28, 1994

The meeting of the Officers and Board of Directors convened at 3:00 PM at the Brown/Murdock cabin in Sawtelle Estates, Island Park, Idaho.

PRESENT: Chairman Theron Stokes, Vice Chairman Jim Funkhauser, Directors Jack Larson, Earl Montgomery, Arnold Hillam, Wayne Murdock, Treasurer, Ranae Murdock and Secretary Barbara Brown.

Chairman Stokes conducted the meeting and the minutes of the Board of Directors meeting of May 29, 1993 were read and approved.

Treasurer Ranae Murdock presented the financial statement to the Board showing a bank balance of \$4658.00 (copy attached).

It was proposed by Theron Stokes that we give Brent Stolworthy the balance of \$975.00 left in the snow removal fund for the '93-'94 year as there was a deficit of over 1000.00 last year, and this was money Brent was out of pocket. The motion was seconded by Arnold Hillam and unanimously approved by the Board. The Board acknowledged and praised the efforts of Brent Stolworthy and Jim Funkhauser for keeping the roads open this past winter. Jim also brought to the attention of the Board that it would be helpful if the snow removal money could be paid by November as it would help them to know which roads should be plowed for a parking space. The snow removal notices will go out about September this year.

The Board thanked Jack Larson for sending out the billings last year for the snow removal.

Chairman Stokes reported on the matter of the challenge to our Restrictive Covenants and the Amendment on the single lot sold for taxes this spring to Tim Brown and his intention to build on it. Lynn Hossner, Attorney at Law, has been retained in this matter and he has made contact with the County Commissioners and Tim Brown. It was moved by Wayne Murdock, seconded by Earl Montgomery, and unanimously approved by the Board of Directors that we authorize Lynn Hossner to take whatever action is necessary to enforce the Amendment to the Restrictive Covenants prohibiting building a cabin on a single lot.

5/28/94

If the County Commissioners will allow us to get gravel from the pit this year, it was the opinion of the Board of Directions have Brent haul more gravel on the road, with particular attention to the low spots and the southern most end of the road, and possibly some side roads. Brent Stolworthy has offered again to bring his equipment up to do this work. Again the Board expressed appreciation to Brent for his willingness to use his own equipment for the benefit of the association and its people.

Chairman Stokes informed us of Fremont County's intent to oil Redrock Road to the cattle guard this year if the State will give them the used asphalt from the proposed road construction.

The Board unanimously approved the matter of putting more blow-out valves at the end of the lines this summer.

There was a discussion about putting new signs at the end of reach road in the subdivision. Jim Funkhauser indicated he knew someone who may be able to do these for us at a reasonable price, and he was authorized to look into the matter and report back. The Board also discussed putting an entrance sign at the cattle guard and several types were discussed. A committee consisting of Jim Funkhauser, Earl Montgomery, Arnold Hillam and Jack Larson were appointed to look into the availability and report back to the Board. At the side of the entrance sign it was suggested that we might use signs reading "Restrictive Covenants enforced", "Private Property" and Firearms restricted".

Kenneth Russell has not paid his annual dues and feels he shouldn't because the well is on his property. This has been discussed with an attorney and the right of eminent domain was established long before he bought the property, and therefore he still owes the dues. Theron Stokes will discuss this matter with him. It was suggested that inasmuch as his cabin needs a lot of siding put on we might offer to help him with manpower if he has the siding.

The annual meeting and family picnic will be held Saturday, June 25 at Arnold Hillam's cabin. Theron Stokes will draft the letter on the Annual Association Meeting and Barbara Brown will draft the Notice of the Picnic. Jack Larson will mail the same.

It was suggested that it would be helpful if we could get a current copy of the property owners and their addresses. Theron Stokes was going to talk with Ed Strobel and see if he could help us out on this.

The meeting adjourned at 4:15 P.M.

Dated: May 28, 1994

APPROVED: *May 27, 1995*

*Barbara Brown*  
Secretary

PRELIMINARY FINANCIAL REPORT  
SAWTELLE ESTATES  
MAY 29, 1994

Beginning Balance: \$1532.62

Expenses:

Taxes:	\$ 308.25
Well & Line Repair:	198.01
Fall River #101	404.18
Fall River #102	328.62
Fall River #103	207.67
Legal Expense	82.50
Road Repair	4500.00
Office Expense	220.53
Snow Removal	1950.00 -
Misc.	48.00
Supplies	24.13
Hydrant Installation	<u>8510.14</u> -

TOTAL EXP \$16,782.03

(approximately \$90.00 still due Fall River)

Income:

Fees:	\$16,983.00
Snow Fund:	<u>2,925.00</u> -
TOTAL INCOME	\$19,908.00

Ending Balance May 29, 1994

\$4658.59

Information:

\$975.00 left from snow removal fund  
approximately \$90.00 still due Fall River  
Hookups - \$3000.00?  
Paid back tax this year from 92 - \$132.58  
Need water tested again--last time on December 14, 1993

ITEM 5

June 29, 1992

J. Edwin Strobel  
%Murdock Travel  
500 S. Woodruff  
Idaho Falls, Idaho 83401

Dear Ed,

We have received six requests for water hookups in sawtell estates for which you are responsible according to our agreement. Would you please see that these connections are made this summer. If you cannot make these connections we could have it done for you and bill you if you desire.

Please have your people work with Theron Stokes in making these connections including location of the hydrants. The list of connections are as follows including their addresses for billing for the hydrants.

Thomas F. Dial (lot 357) *new corner*  
28 Rutgers  
Pocatello, ID 83201

Gregory Johnson Lots 23, 24  
4315 Wanda  
Idaho Falls, ID 83406

Clair Pay Lots 12, 13  
464 No. 600 East  
Orem, Ut 84057

Lavern Bell Lots 32, 38, 39, 40  
783 Belmont #10  
Boise, ID 83706

Dennis Borup Lots 227, 228  
2867 Hillisden Dr.  
Salt Lake City, UT 84117

Richard Coburn Lots 239, 240  
373 So. 660 East Circle  
St. George, UT 84770

Sincerely,

*R. E. Wood*  
R. E. Wood  
Sawtell Estates Association

*willis - yost 2*

cc: Dennis Borup  
Clair Pay  
Thomas Dial  
Gregory Johnson  
Lavern Bell  
Richard Coburn  
Theron Stokes

May 9, 2007

Deborah J. Gibson  
IDWR  
P O Box 83720  
Boise, Id 83720-0098

RECEIVED

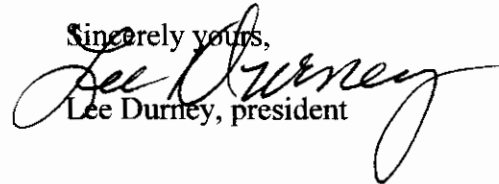
MAY 14 2007  
DEPARTMENT OF  
WATER RESOURCES

Dear Ms. Gibson:

I have gathered additional information to support the Sawtell Estates request to reinstate the lapsed water permit 21-7507. It is provided with my summary of the information available. I have included some information sent to you earlier in my April 26, 2007 letter in order to make a complete package. The one piece of information I may be able to improve is the actual list of members in the time frame that the provisional permit was issued to the Island Park Water Co. If I have better records they are at my Island Park residence and I will not get there until May 19. I am sending you the list I have and will look for a better one at the later date.

Your patience and assistance in this matter is greatly appreciated.

Sincerely yours,

  
Lee Durney, president

Sawtell Estates Water System Information  
(J. L. Durney)

Sawtell Estates was developed beginning in the 1960 time frame (covenants and restrictions were recorded in 1966). Four wells were drilled in 1968. Three drilling reports are available and are shown as Exhibits A, B, and C. The developer had sold essentially all platted lots by 1991 when the Sawtell Estates Homeowners association was established. This association was formed to conduct business for the owners associated with the development. This included ownership of certain properties where wells are located, enforcement of covenants and restrictions, maintenance of roads, and operation of the existing water system. The water system had been operated by the Island Park Water Co. (IPWC), which was established by the developer E. Strobel. The water system was upgraded by IPWC as requested by the association to provide connections to those lot holdings that were not already developed with existing connections. This activity is mentioned in the document shown as Exhibit D titled "Well Agreement and Policies Regarding Water". This document was not recorded until 1998, but it established the formalism for water service by the association. A bill from Andrew Services is shown as Exhibit E. This bill is directed to E. Strobel for a pump installation in well number 2 for Sawtell Estates. As noted in the bill, Dick Wood provided some direction to Andrew for the work. Wood was a member of the original board of directors for the association. This exhibit helps to establish that the water system was operable in 1991.

A long-time owner in the development, Earl Montgomery, has provided information on the water system as shown in Exhibit F. Mr. Montgomery states that the water system was in operation during the 1991 through 1994 time frame. He provided records from the local power company (Fall River Rural Electric) showing purchases by the association. He affirms that the only use for power during the time frame shown was pumping water for the domestic use of the owners. The use records indicate significant usage during the time frame. Mr. Montgomery also indicates that the estimated connections to the system either in use or available for use was 100. This number is supported by the fact that there are currently 107 owners and about 75 homes either in use or under construction. A copy of a recent mailing list to members is included as Exhibit G. This copy is not clearly identified by date, but it is thought to be about 6 years old. Since properties do not change hands with a high frequency, this list is a good estimate of the number of owners during the 1991 to 1994 time frame. Typically, these properties are not divided when sold, but sell as a unit.

This water system is a public water system, and is subject to oversight by the State of Idaho. The PWS identifier is 7220061. Water samples have been taken as required by code. There are only limited records of the sampling. Exhibits H and I show results for nitrates and nitrite taken in 1994 and for nitrite in 1990. Additionally, a sanitary survey

dated January 1996 (shown as Exhibit J) indicates that the system was being monitored under state code. Other requirements were being addressed; records have not been saved to demonstrate compliance. District Seven Health files did not contain any additional information to support the history of compliance and therefore operation during the time frame of interest.

In summary, there is strong evidence that the water system for Sawtell Estates was well established and operating in the 1991 through 1994 time frame. The number of connections either in use or available for use is not established by drawings or official descriptions. Indirect evidence indicates that the number of connections to the system was on the order of 100, which is the number included in the provision permit issued to IPWC (Exhibit K).

State of Idaho  
Department of Water Resources

## WELL DRILLER'S REPORT

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

Ex A

## 1. WELL OWNER

Name Island Park Water Co.

Address Sawtell Estates Well No. 2  
360 A Street Idaho Falls, Idaho  
 Owner's Permit No. \_\_\_\_\_

## 2. NATURE OF WORK

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

### 3. PROPOSED USE

☒ Domestic      ☐ Irrigation      ☐ Test      ☐ Other (specify type) \_\_\_\_\_

☐ Municipal      ☐ Industrial      ☐ Stock      ☐ Waste Disposal or Injection

#### 4. METHOD DRILLED

☐ Cable      ☒ Rotary      ☐ Dug      ☐ Other

## 5. WELL CONSTRUCTION

Diameter of hole 6 inches      Total depth 100 feet  
Casing schedule: ☒ Steel      ☐ Concrete

Thickness		Diameter		From		To	
<u>.250</u>	inches	<u>Y6</u>	inches	+	<u>1</u>	feet	<u>64 1/2</u> feet
_____	inches	_____	inches	_____	_____	feet	_____ feet
_____	inches	_____	inches	_____	_____	feet	_____ feet
_____	inches	_____	inches	_____	_____	feet	_____ feet
_____	inches	_____	inches	_____	_____	feet	_____ feet

Was cosing drive shoe used? ☐ Yes ☒ No  
Was a packer or seal used? ☐ Yes ☒ No  
Perforated? ☐ Yes ☒ No  
How perforated? ☐ Factory ☐ Knife ☐ Torch  
Size of perforation \_\_\_\_\_ inches by \_\_\_\_\_ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☒ No

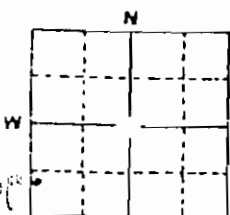
Manufacturer's name \_\_\_\_\_  
 Type \_\_\_\_\_ Model No. \_\_\_\_\_  
 Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feet  
 Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feet

Gravel packed? ☐ Yes ☒ No Size of gravel \_\_\_\_\_  
Placed from \_\_\_\_\_ feet to \_\_\_\_\_ feet

Surface seal depth 19+ Material used in seal ☐ Cement grout  
Bentonite ☒ Puddling clay ☐ Well cuttings  
Sealing procedure used ☐ Sherry pit ☐ Temporary surface coving  
☒ Overbore to seal depth

## 6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name Sawtell Estates

Lot No. \_\_\_\_\_ Block No. \_\_\_\_\_

County Fremont

S10 % S10 % Sec. 2, T. 14 N/8 R. 43 E/W

## 7. WATER LEVEL

Department of Water Resources

Static water level 46 feet below land surface  
Flowing? ☐ Yes ☒ No G.P.M. flow \_\_\_\_\_  
Temperature \_\_\_\_\_ ° F. Quality good  
Artesian closed-in pressure \_\_\_\_\_ p.s.i.  
Controlled by ☐ Valve ☐ Cap ☐ Plug

## 8. WELL TEST DATA

☐ Pump      ☐ Bailer      ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped
------------------	-----------	--------------

## 9. LITHOLOGIC LOG

[illegible]

10.

Work started July 10, 1968 finished July 10, 1968

## II. DRILLERS CERTIFICATION

Firm Name Andrew Well Drilling Contr Firm No. 5

Address 1268 East 17th Street Date 4-20-76

Idaho Falls, Idaho 83401

Signed by (Firm Official) James A. Perkins

and  
(Operator) Mike Hulse

129





Ex D

## **WELL AGREEMENT AND POLICIES REGARDING WATER**

**WHEREAS**, the Sawtell Estates Association Inc., an Idaho Corporation, has acquired and now owns title to all wells, pumps, tanks, water distribution systems and associated properties in the Sawtell Estates Subdivision #1, #2, #3, and #4 in Fremont County, Idaho; and,

**WHEREAS**, the owners of properties in said subdivisions 1-4 of said Sawtell Estates are members of Sawtell Estates Association Inc., and, as such, are thus owners of the water system; and,

**WHEREAS**, the Island Park Water Co., has fulfilled all responsibilities for the water distribution system and have made all connections requested under the following terms:

**THEREFORE**, by action of the Board of Directors of Sawtell Estates Association Inc., in order to protect subsequent owners of parcels or portions of said realty and in order to assure a uniform and desirable use, do hereby and impress the above described real property with the following agreements and policies.

1. The Association will provide safe and potable water for culinary purposes, under reasonable pressure, from the existing and any future wells and distribution system. In the event of failure of the wells or distribution system, including freezing, the Association shall not be responsible for failure to supply water during the reasonable time necessary to complete the repairs.
2. The Association will make all requested connections to the water system and will bill the requester for all costs of material and labor. These connections will generally include a line 10 feet inside the property line with a shut off valve and a hydrant. All further connections will be the responsibility of the property owner.
3. Annual fees will be determined by the Board of Directors. These fees will be for water, road maintenance and Association expenses. The Association is non-profit and will only assess fees to meet expenses and maintain an adequate reserve to meet unexpected problems.
4. In the event that fees are not paid, the water to the delinquent homeowner will be cut off not less than 30 days after the third notice of delinquency has been delivered. A fee of \$300.00, which may adjusted from time to time by the Board of Directors of the

Association, will be required to be reconnected to the system, plus payment of all back assessments and unpaid fees.

5. Water may be provided to non-members of the Association and individual water agreements will be negotiated with such individuals.

Executed the 30<sup>th</sup> day of October, 1998

***SAWTELL ESTATES ASSOCIATION, INC.***

(Original signed by R. E. Wood, Chairman)

(Notarized by J. Sharp and recorded 11/4/98)

2 AW 1/11 ES/ATES well # 2 (South  
**Andrew** (ENR)  
Ex E

## WELL DRILLING SERVICES

"The Water Professionals"

Failed 8 May 2006  
(replaced)

Ed Strobel  
500 So. Woodruff  
Idaho Falls, ID 83401

Date: June 19, 1991  
Invoice #: 4299  
Purchase Order: None

Service Call # 2676  
Starting Date: June 13/91

Sawtell Estates  
Completed: June 13/91

Well installed has square cement pit with only one 252 Well-X-Trol. Dick Wood, (342 E. 18th, IF 83404 Cabin Phone: 558-7787) would like new pressure tank 302 Well-X-Trol added and pressure switch. Checked other well in system, changed to 40-60 pressure range.

1 ea.	13FC Red Jacket 5HP Submersible Pump with 5HP 1 Phase 230 Volt Franklin 4" Motor	\$1,866.00
4 ea.	Stak-ons	.80
3 ea.	Shrink-Tubes	9.00
2 ea.	2" Check Valves	81.60
84 ft.	2" Galv. Steel Pipe	323.40
91 ft.	10AWG x 4Wire Sub. Cable	145.60
1 ea.	230 Volt Franklin Start Relay	20.58
2 ea.	Rolls Electrical Tape	3.50
4 ft.	1" Galv. Steel Pipe	7.36
	Parts	\$2,457.84
	Sales Tax on Parts	122.89
	<b>TOTAL - PARTS</b>	<b>\$2,580.73</b>
	Labor	\$ 350.00
	Derrick	18.75
	Mileage	91.00
	<b>TOTAL - LABOR</b>	<b>\$ 459.75</b>
	<b>TOTAL DUE:</b>	<b><u>\$3,040.48</u></b>

TERMS: Payment due upon receipt. A service charge of 1.5% per month is made on past due accounts.

Ex F

April 20, 2007

Mr. Lee Durney, president  
Sawtell Estates Homeowners Assoc  
501 Gwen Loop  
Blackfoot, Id 83221

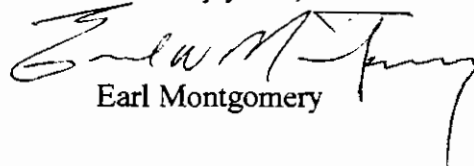
Dear Mr. Durney:

The homeowners association was established in 1991 to conduct business for Sawtell Estates. The main order of business was to assume ownership and operation of the water system. I was a homeowner at the time and still am. The development was well established with 320 lots formally platted and properly recorded. A water system was in place and in use by the development, but owned and operated by the developer under the title of Island Park Water Co. As a part of turning over the system to the homeowners association, a number of hydrants were installed (these serve as connections) to help assure water was available to each owner that wanted service for future development. Exact records are not available for the number of connections, but since there were about 100 owners, it is defensible to say that about 100 homes were or could be connected. To my knowledge, there were never any drawings made of the water system.

The water was not and is not metered for each user. Each owner is assessed a flat rate for water. The homeowners association has purchased power from Fall River Electric to pump water since taking over the water system from Island Park Water Co. The only power purchased by the association was used in pumping water. The records of usage for the time period from mid-year of 1991 through 1995 are attached. These records are a quantitative indication of water usage in the 1991-1994 time frame.

For the record, I was a member of the board of directors for the homeowners association in 1995 and am still a member of the board. I have been involved with association business since its inception.

Sincerely yours,

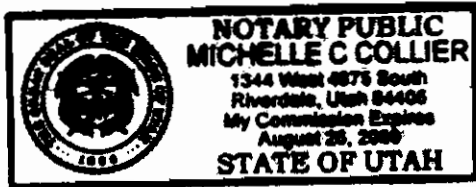
  
Earl Montgomery

State of Utah )

)ss

County of Davis )

On this 18th day of April, 2007, personally appeared before me the signer of the above instrument, who duly acknowledged to me the he executed the same.



SEAL

Michelle C Collier  
Notary Public residing at  
Weber Co Ut

My commission expires: 8-26-2009

14442-101 SAWTELLE EST ASSOC INC  
% ROSY LINDSEY  
PO BOX 301  
ASHTON ID 83420

DATE							READING	KWH	DEMAND	TRAN-\$	BALANCE
1991-08-28	AR 40	KWH/DEMAND BILLING	POWER CHARGE	8-28	5150	1,160				75.32	75.32
1991-09-24	AP 00	PAYMENT									
1991-09-26	AR 40	KWH/DEMAND BILLING	POWER CHARGE	9-23	5790	640				75.32- 48.28	48.28
1991-10-05	AP 00	PAYMENT									
1991-10-09	AR 40	KWH/DEMAND BILLING	POWER CHARGE	10-21	6110	320				48.28- 31.64	31.64
1991-11-06	AR 40	KWH/DEMAND BILLING	POWER CHARGE	11-20	6180	70				18.64 31.64-	50.28 18.64
1991-11-10	AP 00	PAYMENT									
1991-12-04	AR 40	KWH/DEMAND BILLING	POWER CHARGE	12-20	6310	130				21.76	40.40
1992-01-02	AP 00	PAYMENT									
1992-01-04	AP 00	PAYMENT									
1992-01-09	AR 40	KWH/DEMAND BILLING	POWER CHARGE	1-23	7550	1,240				18.64- 21.76- 79.48	21.76 79.48
1992-02-04	AP 00	PAYMENT									
1992-02-07	AR 40	KWH/DEMAND BILLING	POWER CHARGE	2-21	8820	1,270				79.48- 81.04	81.04
1992-03-04	AR 40	KWH/DEMAND BILLING	POWER CHARGE	3-23	10080	1,260				80.52	161.56
1992-04-03	AP 00	PAYMENT									
1992-04-07	AR 40	KWH/DEMAND BILLING	POWER CHARGE	4-21	10950	870				81.04- 60.24	80.52 140.76
1992-05-05	AP 00	PAYMENT									
1992-05-08	AP 00	PAYMENT									
1992-05-09	AR 40	KWH/DEMAND BILLING	POWER CHARGE	5-21	11330	380				80.52- 60.24- 34.76	60.24 34.76
1992-06-07	AP 00	PAYMENT									
1992-06-09	AR 40	KWH/DEMAND BILLING	POWER CHARGE	6-19	12250	920				34.76- 62.84	62.84
1992-07-03	AP 00	PAYMENT									
1992-07-07	AR 40	KWH/DEMAND BILLING	POWER CHARGE	7-21	12920	670				62.84- 49.84	49.84
1992-08-07	AR 40	KWH/DEMAND BILLING	POWER CHARGE	8-21	13920	1,000				67.00 49.84-	116.84 67.00
1992-09-07	AR 40	KWH/DEMAND BILLING	POWER CHARGE	9-21	14530	610				46.72 67.00-	113.72 46.72
1992-10-07	AR 40	KWH/DEMAND BILLING	POWER CHARGE	10-21	14860	330				32.16 46.72-	78.88 32.16
1992-11-07	AR 40	KWH/DEMAND BILLING	POWER CHARGE	11-18	15090	230				26.96	59.12
1992-12-07	AP 00	PAYMENT									
1992-12-17	AR 40	KWH/DEMAND BILLING	POWER CHARGE	12-17	16130	1,040				32.16- 69.08 59.12-	26.96 96.04 36.92

DATE- 4/09/07  
TIME- 10.24.11

BILLING HISTORY - FALL RIVER RURAL ELECTRIC COOP (ARHIS21)

PAGE: 2  
USER: CATHY

14442-161 SAWTELLE EST ASSOC INC  
% ROSY LINDSEY  
PO BOX 301  
ASHTON ID 83420

DATE	READING	KWH	DEMAND	TRAN-\$	BALANCE
1993-01-22 AP 00 PAYMENT					
1993-01-23 AR 40 KWH/DEMAND BILLING	1-23 17580	1,450		34.68-	2.24
1993-01-28 AP 00 J TRANS CR				90.40	92.64
				2.24-	90.40
1993-02-18 AR 40 KWH/DEMAND BILLING	2-18 18470	890		61.28	151.68
1993-02-23 AP 00 PAYMENT				90.40-	61.28
1993-03-19 AP 00 PAYMENT				61.28-	
1993-03-22 AR 40 KWH/DEMAND BILLING	3-17 18860	390		35.28	35.28
1993-04-20 AR 40 KWH/DEMAND BILLING	4-20 18980	120		21.24	56.52
1993-04-27 AP 00 PAYMENT				35.28-	21.24
1993-05-10 AR 40 KWH/DEMAND BILLING	5-20 19090	110		20.72	41.96
1993-05-16 AP 00 PAYMENT				21.24-	20.72
1993-06-23 AR 40 KWH/DEMAND BILLING	6-21 19630	540		43.08	63.80
1993-07-09 AB 27 PENALTY				.50	64.30
1993-07-06 AP 00 PAYMENT				20.72-	43.58
1993-07-07 AR 40 KWH/DEMAND BILLING	7-19 20560	930		63.36	106.94
1993-08-07 AP 00 PAYMENT				106.94-	
1993-08-10 AR 40 KWH/DEMAND BILLING	8-19 21310	750		54.00	54.00
1993-09-10 AP 00 PAYMENT				54.00-	
1993-09-13 AR 40 KWH/DEMAND BILLING	9-17 21870	560		44.12	44.12
1993-10-12 AR 40 KWH/DEMAND BILLING	10-20 22080	210		25.92	70.04
1993-11-02 AP 00 PAYMENT				44.12-	25.92
1993-11-03 AR 40 KWH/DEMAND BILLING	11-22 22220	140		22.28	48.20
1993-12-03 AP 00 PAYMENT				48.20-	
1993-12-22 AR 40 KWH/DEMAND BILLING	12-16 22490	270		29.04	29.04
1994-01-04 AP 00 PAYMENT				29.04-	
1994-01-21 AR 40 KWH/DEMAND BILLING	1-18 22900	410		36.32	36.32
1994-02-22 AP 00 PAYMENT				36.32-	
1994-02-23 AR 40 KWH/DEMAND BILLING	2-17 23240	340		32.68	32.68
1994-03-17 AP 00 PAYMENT				32.68-	
1994-03-23 AR 40 KWH/DEMAND BILLING	3-17 23570	330		32.16	32.16
1994-04-11 AP 00 PAYMENT				32.16-	
1994-04-21 AR 40 KWH/DEMAND BILLING	4-18 23850	280		29.56	29.56
1994-05-21 AR 40 KWH/DEMAND BILLING	5-16 24120	270		29.04	58.60

144442-101 SAWTELLE EST ASSOC INC  
% ROSY LINDSEY  
PO BOX 301  
ASHTON ID 83420

DATE	READING	KWH	DEMAND	TRAN-\$	BALANCE
1994-06-06 AB 27	PENALTY				59.10
1994-06-10 AP 00	PAYMENT			.50	.50
1994-06-10 AR 40	KWH/DEMAND BILLING	250	6-30	58.60-28.00	28.50
1994-07-05 AP 00	PAYMENT				
1994-07-12 AR 40	KWH/DEMAND BILLING	380	7-20	28.50-34.76	34.76
1994-08-09 AR 40	KWH/DEMAND BILLING	1,050	8-17	69.60	104.36
1994-08-15 AP 00	PAYMENT			34.76-	69.60
1994-09-04 AP 00	PAYMENT				
1994-09-16 AR 40	KWH/DEMAND BILLING	1,220	9-19	69.60-78.44	78.44
1994-10-08 AP 00	PAYMENT				
1994-10-11 AR 40	KWH/DEMAND BILLING	440	10-19	78.44-37.88	37.88
1994-11-08 AR 40	KWH/DEMAND BILLING	340	11-15	32.68	70.56
1994-12-04 AP 00	PAYMENT				
1994-12-11 AR 40	KWH/DEMAND BILLING	1,410	12-19	70.56-88.32	88.32
1995-01-10 AP 00	PAYMENT				
1995-01-25 AR 40	KWH/DEMAND BILLING	1,700	1-21	88.32-103.40	103.40
1995-02-22 AR 40	KWH/DEMAND BILLING	1,360	2-16	85.72	189.12
1995-03-13 AB 27	PENALTY				
1995-03-23 AR 40	KWH/DEMAND BILLING	1,460	3-17	1.55	190.67
1995-03-27 AP 00	PAYMENT			90.92	281.59
1995-04-17 AR 40	KWH/DEMAND BILLING	1,220	4-12	189.12-78.44	92.47
1995-04-27 AP 00	PAYMENT			170.91-	170.91
1995-05-17 AR 40	KWH/DEMAND BILLING	680	5-11	50.36	50.36
1995-05-27 AP 00	PAYMENT			50.36-	
1995-06-17 AR 40	KWH/DEMAND BILLING	370	6-12	34.24	34.24
1995-07-17 AP 00	PAYMENT				
1995-07-27 AR 40	KWH/DEMAND BILLING	520	7-11	34.24-42.04	42.04
1995-08-17 AR 40	KWH/DEMAND BILLING	1,170	8-10	75.84	117.88
1995-08-27 AB 27	PENALTY			.63	118.51
1995-08-27 AP 00	PAYMENT			118.51-	
1995-09-17 AR 40	KWH/DEMAND BILLING	1,250	9-13	80.00	80.00
1995-10-17 AR 40	KWH/DEMAND BILLING	520	10-10	42.04	122.04
1995-10-17 AB 27	PENALTY			1.20	123.24



14442-102 SAWTELLE EST ASSOC INC  
% ROSY LINDSEY  
PO BOX 301  
ASHTON ID 83420

DATE	READING	KWH	DEMAND	TRAN-\$	BALANCE
1993-01-13 AR 40 KWH/DEMAND BILLING	1-23 6207			15.00	15.00
1993-02-18 AR 40 KWH/DEMAND BILLING	2-18 6207			15.00	30.00
1993-02-23 AP 00 PAYMENT				15.00-	15.00
1993-03-9 AP 00 PAYMENT				15.00-	
1993-03-12 AR 40 KWH/DEMAND BILLING	3-17 6722	515		41.78	41.78
1993-04-10 AR 40 KWH/DEMAND BILLING	4-20 7272	550		43.60	85.38
1993-04-17 AP 00 PAYMENT				41.78-	43.60
1993-05-10 AR 40 KWH/DEMAND BILLING	5-20 7333	61		18.17	61.77
1993-05-16 AP 00 PAYMENT				43.60-	18.17
1993-06-3 AR 40 KWH/DEMAND BILLING	6-21 7412	79		19.11	37.28
1993-07-9 AB 27 PENALTY				.50	37.78
1993-07-16 AP 00 PAYMENT				18.17-	19.61
1993-07-17 AR 40 KWH/DEMAND BILLING	7-19 7532	120		21.24	40.85
1993-08-7 AP 00 PAYMENT				40.85-	
1993-08-10 AR 40 KWH/DEMAND BILLING	8-19 7624	92		19.78	19.78
1993-09-10 AP 00 PAYMENT				19.78-	
1993-09-13 AR 40 KWH/DEMAND BILLING	9-17 8041	417		36.68	36.68
1993-10-12 AR 40 KWH/DEMAND BILLING	10-20 8273	232		27.06	63.74
1993-11-2 AP 00 PAYMENT				36.68-	27.06
1993-11-13 AR 40 KWH/DEMAND BILLING	11-22 8334	61		18.17	45.23
1993-12-5 AP 00 PAYMENT				45.23-	
1993-12-12 AR 40 KWH/DEMAND BILLING	12-16 8824	490		40.48	40.48
1994-01-14 AP 00 PAYMENT				40.48-	
1994-01-21 AR 40 KWH/DEMAND BILLING	1-18 9512	688		50.78	50.78
1994-02-12 AP 00 PAYMENT				50.78-	
1994-02-25 AR 40 KWH/DEMAND BILLING	2-17 10084	572		44.74	44.74
1994-03-11 AP 00 PAYMENT				44.74-	
1994-03-25 AR 40 KWH/DEMAND BILLING	3-17 10584	500		41.00	41.00
1994-04-11 AP 00 PAYMENT				41.00-	
1994-04-21 AR 40 KWH/DEMAND BILLING	4-18 10636	52		17.70	17.70
1994-05-21 AR 40 KWH/DEMAND BILLING	5-16 10693	57		17.96	35.66
1994-06-11 AB 27 PENALTY				.50	36.16

BILLING HISTORY - FALL RIVER RURAL ELECTRIC COOP (ARHIS21)

DATE- 4/09/07  
TIME- 10.27.05

14442-102 SATELLE EST ASSOC INC  
% ROSY LINDSEY  
PO BOX 301  
ASHTON ID 83420

DATE	TRAN-\$	TRAN-\$	READING	KWH DEMAND	BALANCE
1994-06-10 AP 00	PAYMENT				
1994-06-10 AR 40	KWH/DEMAND BILLING	POWER CHARGE	6-30 10743E	50	35.66- 17.60
1994-07-15 AP 00	PAYMENT				
1994-07-12 AR 40	KWH/DEMAND BILLING	POWER CHARGE	7-20 11695	952	18.10- 64.50
1994-08-09 AR 40	KWH/DEMAND BILLING	POWER CHARGE	8-17 11844	149	22.75 64.50-
1994-08-15 AP 00	PAYMENT				
1994-09-04 AP 00	PAYMENT				
1994-09-16 AR 40	KWH/DEMAND BILLING	POWER CHARGE	9-19 12111	267	22.75- 28.88
1994-10-08 AP 00	PAYMENT				
1994-10-01 AR 40	KWH/DEMAND BILLING	POWER CHARGE	10-19 12112	1	28.88- 15.05
1994-11-08 AR 40	KWH/DEMAND BILLING	POWER CHARGE	11-15 12113	1	15.05 30.10
1994-12-04 AP 00	PAYMENT				
1994-12-11 AR 40	KWH/DEMAND BILLING	POWER CHARGE	12-19 12113		30.10- 15.00
1995-01-10 AP 00	PAYMENT				
1995-01-15 AR 40	KWH/DEMAND BILLING	POWER CHARGE	1-21 12114	1	15.00- 15.05
1995-02-14 AR 40	KWH/DEMAND BILLING	POWER CHARGE	2-16 12114		15.00 30.05
1995-03-16 AB 27	PENALTY	PAST DUE FEE @ 1.5%			
1995-03-23 AR 40	KWH/DEMAND BILLING	POWER CHARGE	3-17 12114		.50 30.55 45.55 15.50
1995-03-27 AP 00	PAYMENT				
1995-04-17 AR 40	KWH/DEMAND BILLING	POWER CHARGE	4-12 12114		15.00 30.50
1995-04-25 AP 00	PAYMENT				
1995-05-12 AR 40	KWH/DEMAND BILLING	POWER CHARGE	5-11 12128	14	15.73 15.73-
1995-05-25 AP 00	PAYMENT				
1995-06-11 AR 40	KWH/DEMAND BILLING	POWER CHARGE	6-12 12274	146	22.59 22.59
1995-07-15 AP 00	PAYMENT				
1995-07-11 AR 40	KWH/DEMAND BILLING	POWER CHARGE	7-11 12301	27	22.59- 16.40
1995-08-15 AR 40	KWH/DEMAND BILLING	POWER CHARGE	8-10 13057	756	54.31 .50 71.21-
1995-08-11 AB 27	PENALTY	PAST DUE FEE @ 1.5%			
1995-08-23 AP 00	PAYMENT				
1995-09-11 AR 40	KWH/DEMAND BILLING	POWER CHARGE	9-13 13927	870	60.24 60.24
1995-10-11 AR 40	KWH/DEMAND BILLING	POWER CHARGE	10-10 14014	87	19.52 .90 80.66
1995-10-11 AB 27	PENALTY	PAST DUE FEE @ 1.5%			
1995-10-21 AP 00	PAYMENT				
1995-11-11 AR 40	KWH/DEMAND BILLING	POWER CHARGE	11-14 14014		15.00 15.00

DATE- 4/09/07  
TIME- 10.27.20

BILLING HISTORY - FALL RIVER RURAL ELECTRIC COOP (ARHIS21)

PAGE: 1  
USER: CATHY

14442-113 SATELLE EST ASSOC INC  
% ROSY LINDSEY  
PO BOX 301  
ASHTON ID 83420

DATE	AR	40	KWH/DEMAND BILLING	POWER CHARGE	READING	KWH	DEMAND	TRAN-\$	BALANCE
1991-08-28	AR	40	KWH/DEMAND BILLING	POWER CHARGE	8-28	22575		15.00	15.00
1991-09-24	AP	00	PAYMENT						
1991-09-26	AR	40	KWH/DEMAND BILLING	POWER CHARGE	9-23	22585	10	15.00- 15.52	15.52
1991-10-15	AP	00	PAYMENT						
1991-10-19	AR	40	KWH/DEMAND BILLING	POWER CHARGE	10-21	22585		15.52- 15.00	15.00
1991-11-16	AR	40	KWH/DEMAND BILLING	POWER CHARGE	11-20	22585		15.00	30.00
1991-11-30	AP	00	PAYMENT					15.00-	15.00
1991-12-14	AR	40	KWH/DEMAND BILLING	POWER CHARGE	12-20	22585		15.00	30.00
1992-01-12	AP	00	PAYMENT						
1992-01-14	AP	00	PAYMENT					15.00-	15.00
1992-01-19	AR	40	KWH/DEMAND BILLING	POWER CHARGE	1-23	22585		15.00-	15.00
1992-02-14	AP	00	PAYMENT					15.00-	
1992-02-17	AR	40	KWH/DEMAND BILLING	POWER CHARGE	2-21	23244	659	49.27	49.27
1992-03-14	AR	40	KWH/DEMAND BILLING	POWER CHARGE	3-23	23284	40	17.08	66.35
1992-04-13	AP	00	PAYMENT					49.27-	17.08
1992-04-11	AR	40	KWH/DEMAND BILLING	POWER CHARGE	4-21	23284		15.00	32.08
1992-05-15	AP	00	PAYMENT					17.08-	15.00
1992-05-18	AP	00	PAYMENT					15.00-	
1992-05-11	AR	40	KWH/DEMAND BILLING	POWER CHARGE	5-21	23284		15.00	15.00
1992-06-17	AP	00	PAYMENT					15.00-	
1992-06-19	AR	40	KWH/DEMAND BILLING	POWER CHARGE	6-19	23284		15.00	15.00
1992-07-13	AP	00	PAYMENT					15.00-	
1992-07-21	AR	40	KWH/DEMAND BILLING	POWER CHARGE	7-21	23667	383	34.92	34.92
1992-08-21	AR	40	KWH/DEMAND BILLING	POWER CHARGE	8-21	24287	620	47.24	82.16
1992-08-24	AP	00	PAYMENT					34.92-	47.24
1992-09-21	AR	40	KWH/DEMAND BILLING	POWER CHARGE	9-21	24771	484	40.17	87.41
1992-09-23	AP	00	PAYMENT					47.24-	40.17
1992-10-21	AR	40	KWH/DEMAND BILLING	POWER CHARGE	10-21	24824	53	17.76	57.93
1992-10-21	AP	00	PAYMENT					40.17-	17.76
1992-11-13	AR	40	KWH/DEMAND BILLING	POWER CHARGE	11-18	24824		15.00	32.76
1992-12-01	AP	00	PAYMENT					17.76-	15.00
1992-12-11	AR	40	KWH/DEMAND BILLING	POWER CHARGE	12-17	24834	10	15.52	30.52
1992-12-21	AP	00	PAYMENT					32.76-	2.24

DATE- 4/09/07  
TIME- 10.27.20

BILLING HISTORY - FALL RIVER RURAL ELECTRIC COOP (ARHIS21)

PAGE: 2  
USER: CATHY

14442-1-3 SAWTELLE EST ASSOC INC  
% RDSY LINDSEY  
PO BOX 301  
ASHTON ID 83420

DATE		READING		KWH DEMAND		TRAN-\$	BALANCE
1993-01-23	AR 40	KWH/DEMAND BILLING	1-23	24834		15.00	12.76
1993-01-28	AP 00 J	TRANS CR				2.24	15.00
1993-02-18	AR 40	KWH/DEMAND BILLING	2-18	24834		15.00	30.00
1993-02-23	AP 00	PAYMENT				15.00-	15.00
1993-03-19	AP 00	PAYMENT				15.00-	
1993-03-22	AR 40	KWH/DEMAND BILLING	3-17	24834		15.00	15.00
1993-04-20	AR 40	KWH/DEMAND BILLING	4-20	24834		15.00	30.00
1993-04-27	AP 00	PAYMENT				15.00-	15.00
1993-05-20	AR 40	KWH/DEMAND BILLING	5-20	24835	1	15.05	30.05
1993-05-26	AP 00	PAYMENT				15.00-	15.05
1993-06-23	AR 40	KWH/DEMAND BILLING	6-21	24835		15.00	30.05
1993-07-09	AB 27	PENALTY				.50	30.55
1993-07-16	AP 00	PAYMENT				15.05-	15.50
1993-07-27	AB 23 F	COLLECT FEE				5.00	20.50
1993-07-27	AR 40	KWH/DEMAND BILLING	7-19	24835		15.00	35.50
1993-08-07	AP 00	PAYMENT				35.50-	
1993-08-10	AR 40	KWH/DEMAND BILLING	8-19	24835		15.00	15.00
1993-09-00	AP 00	PAYMENT				15.00-	
1993-09-13	AR 40	KWH/DEMAND BILLING	9-17	25254	419	36.79	36.79
1993-10-02	AR 40	KWH/DEMAND BILLING	10-20	25372	118	21.14	57.93
1993-11-02	AP 00	PAYMENT				36.79-	21.14
1993-11-13	AR 40	KWH/DEMAND BILLING	11-22	25372		15.00	36.14
1993-12-05	AP 00	PAYMENT				36.14-	
1993-12-12	AR 40	KWH/DEMAND BILLING	12-16	25372		15.00	15.00
1994-01-14	AP 00	PAYMENT				15.00-	
1994-01-17	AR 40	KWH/DEMAND BILLING	1-18	25373	1	15.05	15.05
1994-02-12	AP 00	PAYMENT				15.05-	
1994-02-23	AR 40	KWH/DEMAND BILLING	2-17	25373		15.00	15.00
1994-03-17	AP 00	PAYMENT				15.00-	
1994-03-25	AR 40	KWH/DEMAND BILLING	3-17	25374	1	15.05	15.05
1994-04-21	AP 00	PAYMENT				15.05-	
1994-04-21	AR 40	KWH/DEMAND BILLING	4-18	25374		15.00	15.00
1994-05-21	AR 40	KWH/DEMAND BILLING	5-16	25458	84	19.37	34.37

DATE- 4/09/07  
TIME- 10.27.20

BILLING HISTORY - FALL RIVER RURAL ELECTRIC COOP (ARRHS21)

3

PAGE:  
USER: CATHY

14442-1-3 SAWTELLE EST ASSOC INC  
% ROSY LINDSEY  
PO BOX 301  
ASHTON ID 83420

DATE	DAY	TIME	DESCRIPTION	READING	KWH	DEMAND	TRAN-\$	BALANCE
1994-06-16	AB	27	PENALTY					
1994-06-20	AP	00	PAYMENT				.50	34.87
1994-06-30	AR	40	KWH/DEMAND BILLING	6-30	25538E	80	34.37- 19.16	.50 19.66
1994-07-15	AP	00	PAYMENT					
1994-07-22	AR	40	KWH/DEMAND BILLING	7-20	26788	1,250	19.66- 80.00	80.00
1994-08-19	AR	40	KWH/DEMAND BILLING	8-17	29999	3,211	181.97 80.00-	261.97 181.97
1994-08-25	AP	00	PAYMENT					
1994-09-4	AP	00	PAYMENT				181.97-	
1994-09-13	AA	40	MISS READ AUG		27999	2,000	104.00-	104.00-
1994-09-16	AR	40	KWH/DEMAND BILLING	9-19	27999		15.00	89.00-
1994-10-11	AR	40	KWH/DEMAND BILLING	10-19	27999		15.00	74.00-
1994-11-8	AR	40	KWH/DEMAND BILLING	11-15	27999		15.00	59.00-
1994-12-1	AR	40	KWH/DEMAND BILLING	12-19	27999		15.00	44.00-
1995-01-5	AR	40	KWH/DEMAND BILLING	1-21	27999		15.00	29.00-
1995-02-4	AR	40	KWH/DEMAND BILLING	2-16	27999		15.00	14.00-
1995-03-3	AR	40	KWH/DEMAND BILLING	3-17	27999		15.00	1.00
1995-04-7	AR	40	KWH/DEMAND BILLING	4-12	27999		15.00	16.00
1995-04-25	AP	00	PAYMENT				16.00-	
1995-05-2	AR	40	KWH/DEMAND BILLING	5-11	28001	2	15.10 15.10-	15.10
1995-05-26	AP	00	PAYMENT					
1995-06-1	AR	40	KWH/DEMAND BILLING	6-12	28001		15.00	15.00
1995-07-13	AP	00	PAYMENT					
1995-07-13	AR	40	KWH/DEMAND BILLING	7-11	28001		15.00- 15.00	15.00
1995-08-13	AR	40	KWH/DEMAND BILLING	8-10	28001		15.00 30.00-	30.00
1995-08-23	AP	00	PAYMENT					
1995-09-1	AR	40	KWH/DEMAND BILLING	9-13	28001		15.00	15.00
1995-10-1	AR	40	KWH/DEMAND BILLING	10-10	28001		15.00 30.00-	30.00
1995-10-2	AP	00	PAYMENT					
1995-11-1	AR	40	KWH/DEMAND BILLING	11-14	28001		15.00	15.00
1995-12-1	AR	40	KWH/DEMAND BILLING	12-13	28034	33	16.72 15.00-	31.72 16.72
1995-12-2	AP	00	PAYMENT					

EX 9

Allbright, Bruce & Jane  
1803 Burlwood Drive  
Idaho Falls, ID 83402

Beddes, David H.  
1392 Kaysbrook Dr.  
Layton, UT 84040

Anderson, Causen & Kathy  
17748 St. Hwy 206  
Cross Plains, TX 76443

Beddes, Vern K.  
3898 N. 200 E.  
Liberty, UT 84300

Cheek, Dawn  
1720 North Elm Street  
Escondido, CA 92026

Anderson, Ron & Polly  
809 Gull Avenue  
Foster City, CA 94404

Christensen, Mark & Kathy  
4398 E. 300 North  
Rigby, ID 83442

Babcock, Thomas & Jeanne  
572 E. 1700 N.  
North Ogden, UT 84414

Bitter, H.A.  
9336 S. 15 West  
Idaho Falls, ID 83402

Clark, Daniel & Joshua  
625 S. 5000 W.  
Rexburg, ID 83440

Backstrom, Eric  
520 N. Orchard Heights Way  
Nampa, ID 83651-8310

Booker, Robert & Sharon  
1100 Carlos Privada  
Mountain View, CA 94040

Clark, Jack & Marjorie  
c/o Chris Smith  
2829 Westmoreland Dr.  
Idaho Falls, ID 83402

Backstrom, Nicholas & Doris  
1457 St. Charles Cir.  
Idaho Falls, ID 83404

Borup, C. Dennis & Connie  
2867 Hillside Dr.  
Salt Lake City, UT 84117

Stephen Clark  
625 So. 5000 West  
Rexburg, ID 83440

Ball, John & Diane  
3370 Southwick Ln.  
Idaho Falls, ID 83406

Colvin, Cheryl  
2089 N. Holmes  
Idaho Falls, ID 83402

Brown, Barbara  
318 Ramona  
Rigby, ID 83442

Cooper, Gary & Paula  
13654 N. 45 E.  
Idaho Falls, ID 83401

Barber, John & Mitzi  
2422 N. 2300 E.  
Layton, UT 84040

Burt, Richard & Audrey  
4002 Buffalo  
Island Park, ID 83429

Daily, Lyle & Williams, C.  
2756 Water Vista Way  
Sandy, UT 84093

Parker, Sidney & Lonna  
4011 Big Horn  
Island Park, ID 83429

Devine, Adel & Robert  
P.O. Box 567  
Shoshone, ID 83352

Dial, Thomas  
553 Appaloosa  
Pocatello, ID 83201

Goldman, Lynn & Kathleen  
3615 Wanda  
Idaho Falls, ID 83406

Hendricksen, Mark  
810 W. Riverview  
Idaho Falls, ID 83401

Dickman, Nancy  
c/o Kirsten McDougald  
4403 Capurso Dr.  
Turlock, CA 95382

Goodwin, Brent & Karin  
4321 S. 2675 W.  
Roy, UT 84067

Dingman, Frank & Sandra  
1040 Yellowpine  
Idaho Falls, ID 83401

Goodwin, Robert & Linda  
262 High Sierra Drive  
Elk Ridge, UT 84651

Hillman, Arnold & Trema  
331 E. 25th  
Idaho Falls, ID 83404

Drissell, Kayleen  
7602 E. Jarvis Pl.  
Denver, CO 80237

Grandell, Leo & Sandy  
4716 E. 113 N.  
Idaho Falls, ID 83401

Durney, Lee & Sonja  
947 Henderson  
Blackfoot, ID 83221

Hall, Delwin  
3262 N. Holmes  
Idaho Falls, ID 83401

Himes, Constance  
4149 N. Big Springs Loop Rd.  
Island Park, ID 83429

Dyson, Merrill & Geraldine  
1574 N. 4500 W.  
West Point, UT 84015

Eckman, John Estate  
5568 Starfish Place  
Discovery Bay, CA 94514

Harmon, Doug  
Rt. 2 North Box 66D  
Pocatello, ID 83202

Hohnhorst, Charles  
3274 So. 2300 E.  
Jerome, ID 83338

Farnsworth, John & Dixie  
4720 Riordan Hill Dr.  
Flood River, OR 97031

Holloway, Richard & Elaine  
601 S. Millhollow Rd.  
Rexburg, ID 83440

Farrow, Douglas & Allon  
822 Crestmont Ave.  
Idaho Falls, ID 83402

Harris, Darryl  
3777 Hampshire Ct.  
Idaho Falls, ID 83404

Holmgren, Leroy H.  
P.O. Box 50426  
Idaho Falls, ID 83405

Hosmark, Mike  
1122 W. 150 So.  
Clearfield, UT 84015

Howard, Kurt W.  
7688 Portneuf  
Pocatello, ID 83204

Huntsman, Dennis & Myrine  
2450 John Adams Pkwy  
Idaho Falls, ID 83401

Lynn, William & Judy  
2209 Cassia St.  
Pocatello, ID 83201

Mitchell, Jimmie & Darlene  
4012 Weasel  
Island Park, ID 83429

Mangum, Sandra  
P.O. Box 637  
Iona, ID 83427

James, Daniel R.  
1242 W. 81 S.  
Idaho Falls, ID 83402

Matsuura, Stanley & Janet  
73 S. Lavaside Rd.  
Blackfoot, ID 83221

Montgomery, Earl & Ranae  
1148 W. 2920 So.  
Syracuse, UT 84075

James, Tim  
1244 W. 81 S.  
Idaho Falls, ID 83402

McBride, James & Marge  
1935 S. Blvd.  
Idaho Falls, ID 83404

Montgomery, James & Lavon  
210 N. Mall Dr. #14  
St. George, UT 84790

Johnson, Kurt A. & Lisa  
2349 S. 2250 E.  
St. George, UT 84790

Montgomery, Lee & Janice  
4392 South 2675 West  
Roy, UT 84067

Kelly, Terrell & Lynne  
2395 Mesa  
Idaho Falls, ID 83401

McCormick, Ronald  
79 S. Talbot  
Layton, UT 84041

Morton, Kelly & Cathy  
585 Grandview  
Malad, ID 83252

Kimbell, Marjorie  
2089 Fairway  
Pocatello, ID 83201

McKean, Janet & Kent  
875 Rio Virgin Dr.  
#249 at the Vintage  
St. George, UT 84790

Murdock, Wayne & Ranae  
3955 Georgia Lane  
Idaho Falls, ID 83406

Knight, Dean & Kareen  
2265 N. 26th W.  
Idaho Falls, ID 83402

Mellics, Greg & Lora  
5385 N. Clearview Rd.  
Columbia, MO 65202

Lindvey, Don & Rosy  
P.O. Box 154  
Mackay, ID 83433

Miller, Tom & Claudia  
553 So. 850 E.  
Centerville, UT 84014

Orwald, Allen & Enid  
1148 E. 1300 N.  
Shelley, ID 83274

Packard, Jerry & Eva  
239 Fairmont  
Pocatello, ID 83201

Packer, Larry & Tamara  
8675 N. Parker Rd.  
Pocatello, ID 83201

Spaulding, Bryce & Pam  
2190 Sabin Dr.  
Idaho Falls, ID 83406

Parker, Bruce & Sharon  
744 No. Hill Rd.  
Rexburg, ID 83440

Ruffell, Lynne  
3587 East 97 North  
Idaho Falls, ID 83401

Parker, Fred J. & Elaine  
143 Whittier  
Idaho Falls, ID 83402

Reed, Bryon  
2212 N. 35 W.  
Idaho Falls, ID 83402

Russell, Kenneth & Diana  
1523 Sun Valley Way  
Pocatello, ID 83201

Stallings, Richard & Renee  
2288 Elmwood  
Pocatello, ID 83201

Reed, LeRoy  
2212 N. 35 West  
Idaho Falls, ID 83402

Sanchez, Manuel & Barbara  
4783 N. 44 E.  
Idaho Falls, ID 83401

Stanger, Joyce  
1869 N. 2700 E.  
Layton, UT 84040

Richards, John & Tamara  
982 W. 1700 No.  
Provo, UT 84604

Schofield, Ron & Gaye  
4006 Amelope  
Island Park, ID 83429

Dale Steiner  
c/o Gordon Steiner  
1276 S. 1000 West  
Rexburg, ID 83440

Ricker, Lee & Betty  
4013 Muskwa Road  
Island Park, ID 83429

Stokess, Steven & Terri  
2073 S. Fairway Dr.  
Pocatello, ID 83201

Simonson, Brent & Kristi  
14319 W. Promise Ln.  
Pocatello, ID 83202

Stolworthy, Brent & Debby  
1418 W. Clear Springs  
Gilbert, AZ 85233

Rowe, John & Kristin  
2232 Alta Vista Dr.  
Newport Beach, CA 92660

Smith, Ronald & Karen  
1083 E. 49 N.  
Idaho Falls, ID 83401

Stolworthy, Rene  
471 W. Spring Meadow Dr.  
Idaho Falls, ID 83404

Winn, James Dale & Colleen  
1644 S. 1000 W.  
Rexburg, ID 83440

Stratton, Al & Jane  
1145 Falls Ave.  
American Falls, ID 83211

Wollen, John & Trina  
1847 Derby  
Pocatello, ID 83201

Swartz, Thomas  
5505 Seminary Road #1804N  
Falls Church, VA 22041

Wallace, Linda  
P.O. Box 312  
Bozeman, MT 59771

Wallace, Michael W.  
4114 NE 38th Ave.  
Portland, OR 97211-8218

Wood, Richard & Afton  
3184 Chaparral  
Idaho Falls, ID 83404

Wells, Kurt & Jill  
825 E. 1400 N.  
Shelley, ID 83274

Yost, Duane & E. Johnson  
P.O. Box 2095  
Idaho Falls, ID 83401

Wheeler, Eugene & Janeel  
7996 S. 45 W.  
Idaho Falls, ID 83402

Young, Michael  
355 N. 500 W.  
Brigham City, UT 84302

Whitmill, Larry & Audrey  
1256 North 1150 East  
Shelley, ID 83274

Zaborsky, Jr., Steven & Mary  
5615 Falling Leaf Lane  
Riverside, CA 92509

Wilson, Larry & Linda  
930 N. Hayes  
Pocatello, ID 83204

DEC 13 1994 -10 5 AM

EX H

COPY DISTRIBUTION  
White - PWS Owner  
Yellow - H&W Region/District  
Pink - Laboratory



350 North 2nd East - Rexburg, ID 83440  
Phone (208)356-9201

## INORGANIC CHEMICAL CONTAMINANTS

TYPE OF SYSTEM:								
<input checked="" type="checkbox"/> Drinking Water <input type="checkbox"/> Sewage Treatment Facility <input type="checkbox"/> Surface Waters <input type="checkbox"/> Private								
NAME OF WATER SYSTEM <b>Sawtell Estates</b>			COUNTY <b>Fremont</b>		DATE COLLECTED <b>DEC 8</b>		PWS ID # <b>7220061</b>	
REPORT RESULTS TO:					Time Collected <b>7:00 AM</b>			
Full Name <b>James Funkhouser</b>					Collected By <b>Connie Funkhouser</b>			
Address <b>HC66 Box 1441</b>					Container Type <input type="checkbox"/> Glass <input checked="" type="checkbox"/> Plastic		Preservative Used <input type="checkbox"/> None <input type="checkbox"/> Sterilized <input type="checkbox"/> Nitric Acid <input type="checkbox"/> Zinc Acetate <input type="checkbox"/> Sulfuric Acid <input type="checkbox"/> Other <input type="checkbox"/> Sodium Hydroxide	
City <b>Island Park</b>		State <b>ID</b>		Zip <b>83429</b>				
Sample Location <b>Bobcat Lane</b>								
SAMPLE TYPE <input checked="" type="checkbox"/> Reg. Distribution <input type="checkbox"/> Check <input type="checkbox"/> Plant Tap <input type="checkbox"/> Raw Water <input type="checkbox"/> Special								
<b>CHEMICAL CONTAMINANTS</b>								
Check Desired Analysis <b>PRIMARY</b>								
ID #	Contaminant Name	Allowable Level (Max)	Method #	Analysis Results (mg/l)	Analysis Date	Analyst Initials	LAB NAME	Lab ID #
<input type="checkbox"/> 1000	Asbestos	7 m/l						
<input type="checkbox"/> 1005	Arsenic	0.05 mg/l						
<input type="checkbox"/> 1010	Barium	2.0 mg/l						
<input type="checkbox"/> 1015	Cadmium	0.005 mg/l						
<input type="checkbox"/> 1020	Chromium	0.1 mg/l						
<input type="checkbox"/> 1022	Copper	1.3 mg/l <sup>2</sup>						
<input type="checkbox"/> 1025	Fluoride	4.0 mg/l						
<input type="checkbox"/> 1030	Lead	0.005 mg/l						
<input type="checkbox"/> 1035	Mercury	0.002 mg/l						
<input type="checkbox"/> 1045	Seleium	0.05 mg/l						
<input type="checkbox"/> 1050	Silver	SMCL						
<input checked="" type="checkbox"/> 1040	Nitrate (as N)	10 mg/l	<b>353.3</b>	<b>0.331</b>	<b>12-9-94</b>	<b>NF</b>		
<input checked="" type="checkbox"/> 1041	Nitrite	1 mg/l	<b>353.3</b>	<b>&lt;0.01</b>	<b>12-8-94</b>	<b>NF</b>		
Lab Supervisor Signature <b>[Signature]</b>								
Analysis Completion Date <b>DEC 28 1994</b> (Month, Day, Year)								

OK

#6



# ALCHEM LABORATORY

104 W. 31st Street  
Boise, Idaho 83714 (208) 336-1172

COPY DISTRIBUTION  
White - PWS Owner  
Canary - H&W Region/District  
Pink - H&W Region/District  
Goldenrod - Laboratory

## INORGANIC CHEMICAL CONTAMINANTS Drinking Water Systems

Lab. No.

6718

Name &amp; Address of State Agency Requesting Copies of Report

DISTRICT 7 HEALTH - 254 E ST.  
IDAHO FALLS ID

Name of Water System <i>San Tell Estates</i>		County	Date Collected (10-15) <i>08/15/90</i>	Office Use Only PWS ID (1-7)	
Full Name <i>Island Park Water Co</i>			Mo	Day	Yr
Address <i>500 South Woodhuff</i>			Time Collected (16-19) <i>AM</i>		LID
City <i>Idaho Falls</i>			Collected By <i>ALCHEM</i>		Trans Code (8-9) <i>0,3</i>
State <i>Idaho</i>			Zip Code <i>83401</i>		
Sample Location (21-23)			Container Type <input type="checkbox"/> Glass <input checked="" type="checkbox"/> Plastic		Preservative Used <input type="checkbox"/> None <input type="checkbox"/> Nitric Acid <input type="checkbox"/> Sodium Hydroxide <input type="checkbox"/> Sulfuric Acid <input type="checkbox"/> Other
Sample Type (Check One) (24) <input checked="" type="checkbox"/> O - REG. DISTRIBUTION <input type="checkbox"/> C - CHECK <input type="checkbox"/> P - PLANT TAP <input type="checkbox"/> R - RAW WATER <input type="checkbox"/> S - SPECIAL					

### COMMON CHEMICAL CONTAMINANTS

PRIMARY												Office Use Only													
▼ Check Desired Analysis																									
✓	ID (25-28)				CONTAMINANT NAME Maximum Allowable Level	Method (29-31)	ANALYSIS RESULTS* (32-39)						Analysis Date (40-45) Mo Day Yr			Analyst Initials	LAB NAME	LAB ID (46-50)							
	1	0	0	5	Arsenic .05	1																			
	1	0	1	0	Barium 1	1																			
	1	0	1	5	Cadmium .010	1																			
	1	0	2	0	Chromium .05	1																			
	1	0	2	5	Fluoride 1.4-2.4	1																			
	1	0	3	0	Lead .05	1																			
	1	0	3	5	Mercury .002	1																			
✗	1	0	4	0	Nitrate (As N) 10	1			0	2	8			0	8	1	7	9	0	AG	ALCHEM				
	1	0	4	5	Selenium .01	1																			
	1	0	5	0	Silver .05	1																			
	1	0	5	2	Sodium																				
	1	0	2	4	Cyanide .2	1																			

SECONDARY										OTHER																	
▼ Check Desired Analysis										▼ Check Desired Analysis																	
✓	ID			CONTAMINANT NAME Maximum Limit	Method	ANALYSIS RESULTS*					✓	ID			CONTAMINANT NAME	Method	ANALYSIS* RESULTS										
	1	0	1	7	Chloride	250	1							1	9	2	7	Alkalinity (Total)	1								
	1	9	0	5	Color (C.U.)	15 units	1							1	0	0	3	Ammonia (As N)	1								
	1	0	2	2	Copper	1	1							1	0	1	6	Calcium	1								
	1	0	2	7	Hydrogen Sulfide	.05	1							1	9	1	5	Hardness (as CaCO <sub>3</sub> )	1								
	1	0	2	8	Iron	.3	1							1	0	3	1	Magnesium	1								
	1	0	2	9	Manganese	.05	1							1	0	2	5	pH (at 25°C)	1								

# DISTRICT SEVEN HEALTH DEPARTMENT

Main Office 254 E. Street - Idaho Falls, Idaho 83402-3597

Telephone 523-5382

## SANITARY SURVEY REPORT

January 26, 1996

Name of Public Water System: SAWTELLE ESTATES PWS # 7220061

Location of Public Water System: County FREMONT  
 1/4 Section \_\_\_\_\_ Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_

(IDAPA 16.01.08.551.02)

Ownership: (Name of individual or Organization supplying water) \_\_\_\_\_

Address: \_\_\_\_\_ Phone: \_\_\_\_\_

Operator: (Responsible party for operating system) RICHARD WOOD

Address: \_\_\_\_\_ Phone: \_\_\_\_\_

### Type of System:

Community \_\_\_\_\_ Number of service connections (min 15) \_\_\_\_\_ or Year-round residents (min 25) \_\_\_\_\_  
 Non-Transient Non-Community \_\_\_\_\_ Number of same person served over 6 months (min 25) \_\_\_\_\_  
 \* ☒ Transient Non-Community \_\_\_\_\_ Number of person served at least 60 days a year (min 25) \_\_\_\_\_

## SANITARY SURVEY

Sanitary Survey: means an onsite review of the water source, facilities, equipment, operation and maintenance of a public water system for the purpose of evaluating the adequacy of such source, facilities, equipment, operation and maintenance for producing and distributing safe drinking water.

Used to make a determination if the Public Water System is approved or disapproved in accordance with Section 007.01 and 007.02 of Idaho's Rules for Public Drinking Water Systems, (IDAPA 16, Title 01, Chapter 08)

Name of EHS doing Survey: Daniel P Waller Date: \_\_\_\_\_

Source of Water: Ground Water \_\_\_\_\_ Is a copy of the well log available Yes \_\_\_\_\_ No \_\_\_\_\_

NEAR GOAT MOUNT Spring \_\_\_\_\_  
 Well #4 UNUSUALLY CAP between wellhead plate and top of casing at this

(IDAPA 16.01.08.550) DESIGN STANDARDS FOR PUBLIC DRINKING WATER SYSTEMS

Well #2 on north of weasel rd

North of Antelope River (#3)  
 Appears to be in

### 03. WELLS

Substantial Compliance with Rules

#3 #2 #1

- Well located a minimum of fifty (50) feet from any potential source of contamination.  
 No closer to specified sources of contamination than set forth in Subsection 900.01.
- Well in compliance with min 1988 Well Construction Standards.
- Sample tap provided on discharge piping from well.
- Discharge line equipped with necessary valves and appurtenances to allow well to be pumped to waste via an approved air gap.
- Pressure gauge provided. (working gauge, understood)
- Flow meter installed on discharge line.

Yes	No	NA	UK
Yes	No	NA	UK
Yes	No	NA	UK
Yes	No	NA	UK
Yes	No	NA	UK
Yes	No	NA	UK

need

only for a system w/ treatment

- |  |                                 |                     |                |                |            |
|--|---------------------------------|---------------------|----------------|----------------|------------|
| i. Well properly vented.   | <u>Yes</u>                      | No                  | NA             | UK             | #1 #2<br>✓ |
| j. Casing extends minimum of twelve (12) inches above the finished ground surface and six (6) inches above the well house floor.<br>Water tight seal provided at top of well casing.   | <u>Yes</u><br>Yes               | No<br><del>No</del> | NA<br>NA       | UK<br>UK       |            |
| k. Well house protected from flooding and adequately drained.<br>Well house provided with locking door or access to prohibit unauthorized entrance.<br>Well house kept clean and good repair and not used to store toxic of hazardous materials.<br>Floor drains not connected to sewers, storm drains, chlorination room drains, or any other source of contamination.<br>Sumps for well house floor drains at least 30 feet from well. | Yes<br><u>Yes</u><br><u>Yes</u> | No<br>No<br>No      | NA<br>NA<br>NA | UK<br>UK<br>UK |            |
| l. Well not located in pit. (Unless constructed prior to 11/5/64)  | <u>Yes</u>                      | No                  | NA             | UK             |            |
| m. Well lot provided for well constructed after 11/1/77 and large enough to provide a minimum distance of fifty (50) feet between the well and the nearest property line.  | Yes                             | No                  | <u>NA</u>      | UK             |            |
| n. New community systems constructed after 7/1/85 have a minimum of two (2) sources if they serve more than twenty-five (25) homes.  | Yes                             | No                  | <u>NA</u>      | UK             |            |
| p. Pesticides, herbicides, or fertilizers not applied to well lot without approval from the Department.  | <u>Yes</u>                      | No                  | NA             | UK             |            |
| q. Pesticide, herbicides, fertilizers, petroleum products, or other toxic or hazardous materials not stored on well lot.   | <u>Yes</u>                      | No                  | NA             | UK             |            |

#### 04. SPRINGS

- |  |            |    |    |    |
|--|------------|----|----|----|
| a. Spring housed in a permanent structure and protected from contamination including entry of surface water, animals, and dust.  | Yes        | No | NA | UK |
| b. Sample tap provided.  | Yes        | No | NA | UK |
| c. Flow meter or other flow measuring devices provided.  | <u>Yes</u> | No | NA | UK |
| d. Entire area within one hundred (100) feet of spring shall be owned by supplier of water or controlled by a long term lease, fenced to prevent trespass of livestock and void of buildings, dwelling and sources of contamination. Surface water and drainage ditches diverted from this area. | Yes        | No | NA | UK |

#### 05. SURFACE SOURCES & GROUNDWATER SOURCES UNDER THE DIRECT INFLUENCE OF SURFACE WATER.

In the inspector's opinion this groundwater (well) is under the direct influence of surface water and further studies should be done.

Yes No

#### 06. DISTRIBUTION SYSTEM

- |  |            |    |    |    |
|--|------------|----|----|----|
| a. Distribution system protected from contamination?   | <u>Yes</u> | No | NA | UK |
| b. Booster pumps in compliance?  | Yes        | No | NA | UK |
| c. Pipe materials in compliance? <u>PVC</u>  | Yes        | No | NA | UK |
| d. Fire hydrants if provided, is in compliance?  | Yes        | No | NA | UK |
| e. Water and sewer (sanitary or storm) mains separated by a horizontal distance not less than ten (10) feet?                                   | <u>Yes</u> | No | NA | UK |
| f. Are the vertical separation distances between the water and sewer mains in compliance with the rules?                                       | <u>Yes</u> | No | NA | UK |
| h. Minimum horizontal distance of twenty-five (25) feet maintained between subsurface sewage disposal system and any water distribution pipes? | <u>Yes</u> | No | NA | UK |

- i. Are dead end water mains equipped with a means of flushing and the system flushed at least semiannually?
- j. Leaking water mains properly repaired?

<u>Yes</u>	No	NA	UK
Yes	No	NA	UK

## 07. CROSS CONNECTION

Community System has a cross connection control program.

Yes	No	NA	UK
-----	----	----	----

## 08. WATER STORAGE

- a. Storage reservoir protected from flooding?
- b. Stored water protected from contamination?
- c. Storage reservoir has watertight roofs or covers and sloped so that water will drain?
- d. Manhole fitted with overlapping watertight locked cover and is at least four (4) inches above the surface of the roof?
- e. Overflows and drains have free fall discharges which are screened and not connected to a sewer (storm or sanitary)?
- f. Vent properly constructed?
- g. Bottom of reservoir located four (4) feet above groundwater table?
- h. Minimum of fifty (50) feet between storage reservoir and any sanitary sewers, storm sewer, standing water, or any other source of contamination.

Yes	No	NA	UK
Yes	No	NA	UK
Yes	No	NA	UK
Yes	No	NA	UK
Yes	No	NA	UK
Yes	No	NA	UK
Yes	No	NA	UK
Yes	No	NA	UK
Yes	No	NA	UK

## IDAPA 16.01.08.552 OPERATING CRITERIA FOR PUBLIC WATER SYSTEMS

### 01. Quantity and Pressure Requirements.

- a. System has a minimum pressure of twenty (20) psi at the consumer's water tap if constructed before 7/1/85?  
System has minimum pressure of thirty five (35) psi at the water tap if constructed after 7/1/85.
- b. If system is designed for fire flow is it in compliance?

<u>Yes</u>	No	NA	UK
Yes	No	NA	UK
Yes	No	NA	UK

### 02. Additives.

If system is using an additive in its water system is it in compliance?

Yes	No	NA	UK
-----	----	----	----

### 05. Disinfection.

- a. If water system is using chlorine does the system have a chlorinator capacity of at least two (2) parts per million attained in the water after a contact time of thirty (30) minutes?
- b. If the system uses chlorine is there at least two-tenths (0.2) part per million free chlorine after the proper contact time delivered to the first consumer?
- c. Does system need automatic proportioning chlorinator?
- d. If using a disinfectant are proper records being kept?
- e. If using gas chlorine is there separate and ventilated room for the gas chlorination equipment?
- f. If gas chlorine is used is there proper safety and detection devices?

Yes	No	NA	UK
Yes	No	NA	UK
Yes	No	NA	UK
Yes	No	NA	UK
Yes	No	NA	UK
Yes	No	NA	UK

# IDAPA 16.01.08 150. REPORTING, PUBLIC NOTIFICATION, RECORDKEEPING

## 03. Record Maintenance.

a. Is owner keeping records of bacteriological analyses for not less than 5 years?	Yes	No	NA	UK
b. Is owner keeping records of chemical analyses for not less than 10 years?	Yes	No	NA	UK
c. Is owner keeping records of actions taken by the system to correct violations of primary drinking water regulations for not less than 3 years?	Yes	No	NA	UK
d. Is owner keeping records of written reports relating to sanitary surveys for not less than 10 years after completion of survey?	Yes	No	NA	UK
e. Is owner keeping records of variances or exemptions granted for a period of not less than 5 years?	Yes	No	NA	UK

## COMMENTS AND FINDINGS:

- ① Well # 3 BOLTS NOT TIGHT + 2 MISSING ON WELL CAP *need to verify*
- ① Well # 1 NO Screen on Well Vent Hole Near Electrical Box *done*
- ① Well # 2 Same as Well 3 old bolts ~~on~~ ON well cap *verify*
- ② Well # 2 Pressure at outside hydrant 2<sup>nd</sup> House NORTH WAS AT 25 PSI 50 PSI AT RE WOODS CABIN

I have discussed the above issues with the inspector and have been informed of the item(s) that may need correction.

Signature (person accompanying EHS) X *R. G. [Signature]* Date 8-5-92

Note\* This information/survey is being sent to main office and will be evaluated to determine if public water system appears to be in substantial compliance with IDAHO RULES FOR PUBLIC DRINKING WATER SYSTEMS. You will receive a copy of the survey with an official letter of items needing correction and the time frame to make those corrections.

ExK

Form 202  
6-85

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

21-7507  
Ident No

To appropriate the public waters of the State of Idaho

Island Park Water Co.

523-3300

1 Name of applicant Sawtell Estate, % Ed Strobel Phone 558-7354

Post office address 500 S. Woodruff, Idaho Falls, Id 83401

2 Source of water supply GROUNDWATER which is a tributary of

3 Location of point of diversion is SW NW Govt. Lot

Sec 2 Township 14 N Range 43 E B.M. Fernest County; additional

points of diversion if any NW1SW, SWS4 Sec 2, T14N, R43E

4 Water will be used for the following purposes:

Amount 0.43 for Domestic purposes from 4/1 to 11/1 (both dates inclusive)

Amount for purposes from to (both dates inclusive)

Amount for purposes from to (both dates inclusive)

Amount for purposes from to (both dates inclusive)

5 Total quantity to be appropriated is (a) 0.43 and/or (b)

6 Proposed diverting works.

a. Description of ditches, flumes, pumps, headgates, etc. Four wells, pumps, mainline to 100 single family, domestic homes in Sawtell Estates Subdivision

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

Existing wells Proposed well diameter is 6 inches, proposed depth of well is 110 feet.

d. Is ground water with a temperature of greater than 90°F being sought? no

7 Time required for the completion of the work and application of the water to the proposed beneficial use is

5 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. 100 single family domestic
- 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	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	
4N	43E	2					D	D			D	D							

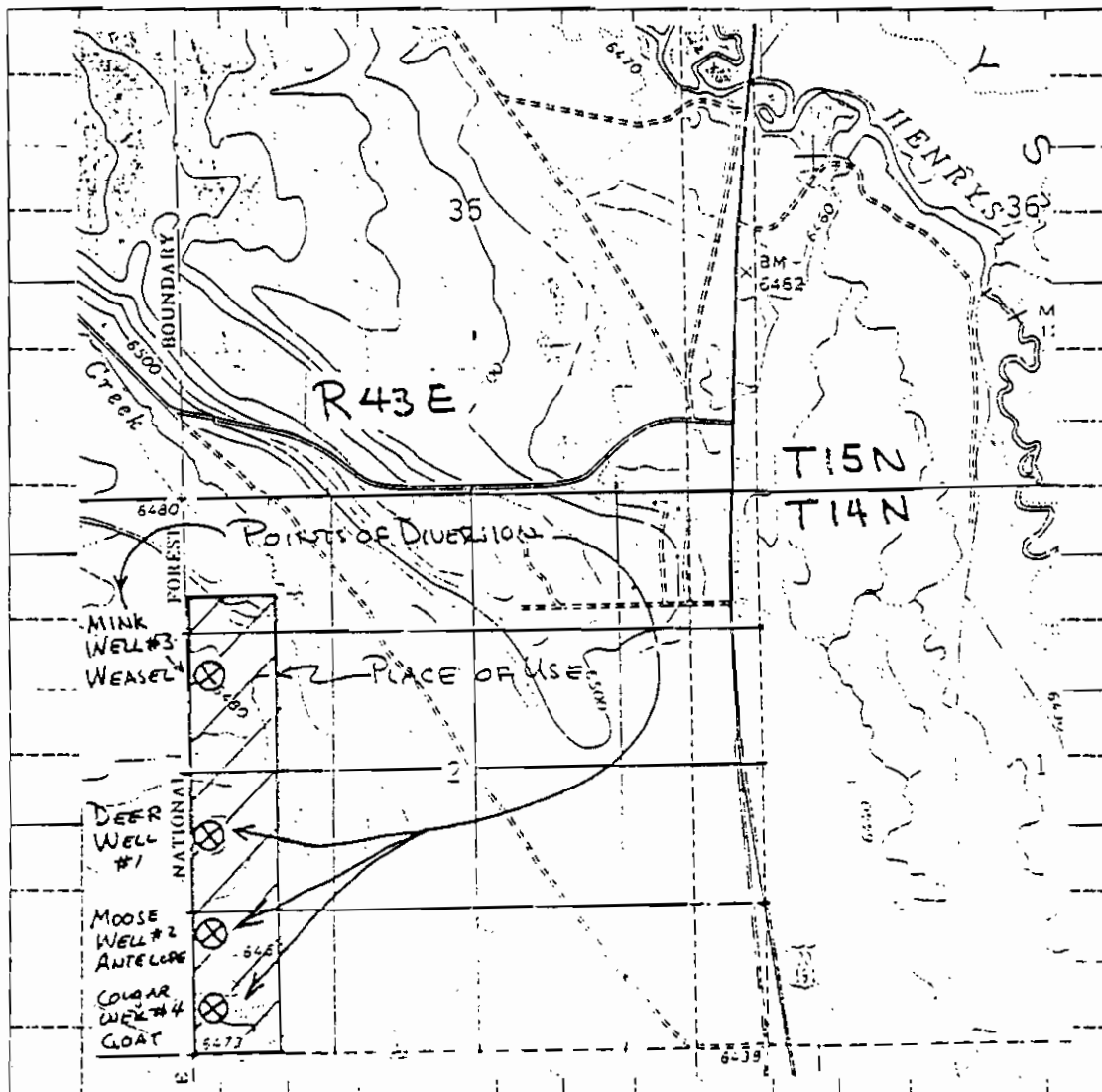
Total number of acres to be irrigated \_\_\_\_\_

10. Describe any other water rights used for the same purposes as described above NONE

11. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? Individual Home owner
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Applicant was the developer of subdivision and required hookup under a water contract

12. Remarks \_\_\_\_\_

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



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

*Idaho Park Water Co.*  
*John A. [Signature]*  
 President

April 26, 2007

RECEIVED

MAY 01 2007

DEPARTMENT OF  
WATER RESOURCES

Deborah J. Gibson  
IDWR  
P O Box 83720  
Boise, Id 83720-0098

Dear Ms. Gibson:

Sawtell Estates Homeowners Association requests the water right permitted as 21-7507 be transferred from the Island Park Water Co. to the association. A signed and notarized form is included supporting this request. The fee of \$25 for transfer is included by personal check. Additionally, it is requested that the lapsed permit be reinstated. The association is unable to meet the "stub in policy" normally used by the department as drawings of the system were never developed. As an alternate to this normal approach, a signed and notarized statement from one of our members is offered. This statement from Earl Montgomery indicates that the system in the 1991 to 1994 time frame was operational at nominally the level indicated in the conditional permit issued in 1991. In addition to Mr. Montgomery's statement, I have requested records from the District 7 Health Department files that might also indicate beneficial use. Unfortunately, their records were incomplete and included no information during the dates of interest. However, testing both prior and after the dates should support the argument that the system was being used beneficially. I have included a test result from December of 1994 and one from August of 1990.

Sincerely yours,

  
Lee Durney, president

April 20, 2007

Mr. Lee Durney, president  
Sawtell Estates Homeowners Assoc  
501 Gwen Loop  
Blackfoot, Id 83221

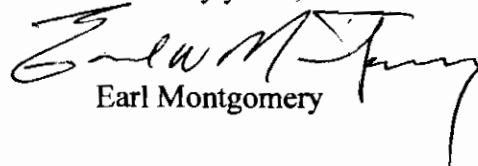
Dear Mr. Durney:

The homeowners association was established in 1991 to conduct business for Sawtell Estates. The main order of business was to assume ownership and operation of the water system. I was a homeowner at the time and still am. The development was well established with 320 lots formally platted and properly recorded. A water system was in place and in use by the development, but owned and operated by the developer under the title of Island Park Water Co. As a part of turning over the system to the homeowners association, a number of hydrants were installed (these serve as connections) to help assure water was available to each owner that wanted service for future development. Exact records are not available for the number of connections, but since there were about 100 owners, it is defensible to say that about 100 homes were or could be connected. To my knowledge, there were never any drawings made of the water system.

The water was not and is not metered for each user. Each owner is assessed a flat rate for water. The homeowners association has purchased power from Fall River Electric to pump water since taking over the water system from Island Park Water Co. The only power purchased by the association was used in pumping water. The records of usage for the time period from mid-year of 1991 through 1995 are attached. These records are a quantitative indication of water usage in the 1991-1994 time frame.

For the record, I was a member of the board of directors for the homeowners association in 1995 and am still a member of the board. I have been involved with association business since its inception.

Sincerely yours,

  
Earl Montgomery

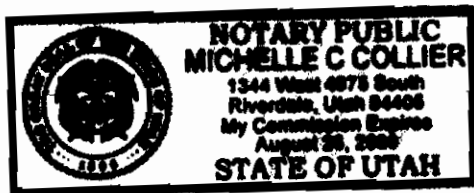
State of Utah

)

)ss

County of DAVIS

On this 18th day of April, 2007, personally appeared before me the signer of the above instrument, who duly acknowledged to me the he executed the same.



SEAL

Michelle C Collier  
Notary Public residing at  
Weber Co. UT

My commission expires: 8-26-2009

DATE: 4/09/07  
TIME: 10.24.11

BILLING HISTORY - FALL RIVER RURAL ELECTRIC COOP (ARHIS21)

PAGE: 1  
USER: CATHY

14442-101 SALETTE EST ASSOC INC  
% ROSY LINDSEY  
PO BOX 301  
ASHTON ID 83420

DATE	READING	KWH	DEMAND	TRAN-\$	BALANCE
1991-08-28 AR 40 KWH/DEMAND BILLING	8-28 5150	1,160		75.32	75.32
1991-09-24 AP 00 PAYMENT					
1991-09-26 AR 40 KWH/DEMAND BILLING	9-23 5790	640		75.32-48.28	48.28
1991-10-15 AP 00 PAYMENT					
1991-10-29 AR 40 KWH/DEMAND BILLING	10-21 6110	320		48.28-31.64	31.64
1991-11-26 AR 40 KWH/DEMAND BILLING	11-20 6180	70		18.64	50.28
1991-11-30 AP 00 PAYMENT				31.64-	18.64
1991-12-24 AR 40 KWH/DEMAND BILLING	12-20 6310	130		21.76	40.40
1992-01-02 AP 00 PAYMENT					
1992-01-14 AP 00 PAYMENT				18.64-	21.76
1992-01-29 AR 40 KWH/DEMAND BILLING	1-23 7550	1,240		21.76-79.48	79.48
1992-02-14 AP 00 PAYMENT					
1992-02-27 AR 40 KWH/DEMAND BILLING	2-21 8820	1,270		79.48-81.04	81.04
1992-03-24 AR 40 KWH/DEMAND BILLING	3-23 10080	1,260		80.52	161.56
1992-04-03 AP 00 PAYMENT					
1992-04-21 AR 40 KWH/DEMAND BILLING	4-21 10950	870		81.04-60.24	80.52
1992-05-05 AP 00 PAYMENT					
1992-05-18 AP 00 PAYMENT				80.52-	60.24
1992-05-21 AR 40 KWH/DEMAND BILLING	5-21 11330	380		60.24-34.76	34.76
1992-06-17 AP 00 PAYMENT					
1992-06-19 AR 40 KWH/DEMAND BILLING	6-19 12250	920		34.76-62.84	62.84
1992-07-13 AP 00 PAYMENT					
1992-07-21 AR 40 KWH/DEMAND BILLING	7-21 12920	670		62.84-49.84	49.84
1992-08-21 AR 40 KWH/DEMAND BILLING	8-21 13920	1,000		67.00	116.84
1992-08-24 AP 00 PAYMENT				49.84-	67.00
1992-09-21 AR 40 KWH/DEMAND BILLING	9-21 14530	610		46.72	113.72
1992-09-28 AP 00 PAYMENT				67.00-	46.72
1992-10-21 AR 40 KWH/DEMAND BILLING	10-21 14860	330		32.16	78.88
1992-10-27 AP 00 PAYMENT				46.72-	32.16
1992-11-18 AR 40 KWH/DEMAND BILLING	11-18 15090	230		26.96	59.12
1992-12-01 AP 00 PAYMENT					
1992-12-17 AR 40 KWH/DEMAND BILLING	12-17 16130	1,040		32.16-	26.96
1992-12-29 AP 00 PAYMENT				69.08	96.04
				59.12-	36.92

DATE- 4/09/07  
TIME- 10.24.11

BILLING HISTORY - FALL RIVER RURAL ELECTRIC COOP (ARRHIS21)

PAGE: 2  
USER: CATHY

14442-101 SAWTELLE EST ASSOC INC  
% ROSY LINDSEY  
PO BOX 301  
ASHTON ID 83420

DATE	READING	KWH	DEMAND	TRAN-\$	BALANCE
1993-01-22 AP 00 PAYMENT					
1993-01-23 AR 40 KWH/DEMAND BILLING	1-23	17580	1,450	34.68-	2.24
1993-01-28 AP 00 J TRANS CR				90.40	92.64
				2.24-	90.40
1993-02-18 AR 40 KWH/DEMAND BILLING	2-18	18470	890	61.28	151.68
1993-02-23 AP 00 PAYMENT				90.40-	61.28
1993-03-19 AP 00 PAYMENT				61.28-	
1993-03-22 AR 40 KWH/DEMAND BILLING	3-17	18860	390	35.28	35.28
1993-04-20 AR 40 KWH/DEMAND BILLING	4-20	18980	120	21.24	56.52
1993-04-27 AP 00 PAYMENT				35.28-	21.24
1993-05-20 AR 40 KWH/DEMAND BILLING	5-20	19090	110	20.72	41.96
1993-05-26 AP 00 PAYMENT				21.24-	20.72
1993-06-23 AR 40 KWH/DEMAND BILLING	6-21	19630	540	43.08	63.80
1993-07-19 AB 27 PENALTY				.50	64.30
1993-07-26 AP 00 PAYMENT				20.72-	43.58
1993-07-27 AR 40 KWH/DEMAND BILLING	7-19	20560	930	63.36	106.94
1993-08-17 AP 00 PAYMENT				106.94-	
1993-08-20 AR 40 KWH/DEMAND BILLING	8-19	21310	750	54.00	54.00
1993-09-20 AP 00 PAYMENT				54.00-	
1993-09-23 AR 40 KWH/DEMAND BILLING	9-17	21870	560	44.12	44.12
1993-10-22 AR 40 KWH/DEMAND BILLING	10-20	22080	210	25.92	70.04
1993-11-12 AP 00 PAYMENT				44.12-	25.92
1993-11-23 AR 40 KWH/DEMAND BILLING	11-22	22220	140	22.28	48.20
1993-12-15 AP 00 PAYMENT				48.20-	
1993-12-22 AR 40 KWH/DEMAND BILLING	12-16	22490	270	29.04	29.04
1994-01-04 AP 00 PAYMENT				29.04-	
1994-01-21 AR 40 KWH/DEMAND BILLING	1-18	22900	410	36.32	36.32
1994-02-22 AP 00 PAYMENT				36.32-	
1994-02-23 AR 40 KWH/DEMAND BILLING	2-17	23240	340	32.68	32.68
1994-03-17 AP 00 PAYMENT				32.68-	
1994-03-25 AR 40 KWH/DEMAND BILLING	3-17	23570	330	32.16	32.16
1994-04-11 AP 00 PAYMENT				32.16-	
1994-04-20 AR 40 KWH/DEMAND BILLING	4-18	23850	280	29.56	29.56
1994-05-24 AR 40 KWH/DEMAND BILLING	5-16	24120	270	29.04	58.60

DATE- 4/09/07  
TIME- 10.24.11

BILLING HISTORY - FALL RIVER RURAL ELECTRIC COOP (ARHIS21)

PAGE: 3  
USER: CATHY

14442-101 SAWTELLE EST ASSOC INC  
% ROSY LINDSEY  
PO BOX 301  
ASHTON ID 83420

DATE	READING	KWH	DEMAND	TRAN-\$	BALANCE
1994-06-16 AB 27	PENALTY				59.10
1994-06-20 AP 00	PAYMENT			.50	58.60
1994-06-30 AR 40	KWH/DEMAND BILLING	250		28.00	28.50
1994-07-15 AP 00	PAYMENT				28.50
1994-07-22 AR 40	KWH/DEMAND BILLING	380		34.76	34.76
1994-08-19 AR 40	KWH/DEMAND BILLING	1,050		69.60	104.36
1994-08-25 AP 00	PAYMENT			34.76	69.60
1994-09-14 AP 00	PAYMENT			69.60	78.44
1994-09-26 AR 40	KWH/DEMAND BILLING	1,220		78.44	78.44
1994-10-18 AP 00	PAYMENT			78.44	37.88
1994-10-21 AR 40	KWH/DEMAND BILLING	440		37.88	37.88
1994-11-18 AR 40	KWH/DEMAND BILLING	340		32.68	70.56
1994-12-14 AP 00	PAYMENT			70.56	88.32
1994-12-21 AR 40	KWH/DEMAND BILLING	1,410		88.32	88.32
1995-01-10 AP 00	PAYMENT			88.32	103.40
1995-01-25 AR 40	KWH/DEMAND BILLING	1,700		103.40	103.40
1995-02-24 AR 40	KWH/DEMAND BILLING	1,360		85.72	189.12
1995-03-16 AB 27	PENALTY			1.55	190.67
1995-03-23 AR 40	KWH/DEMAND BILLING	1,460		90.92	281.59
1995-03-27 AP 00	PAYMENT			189.12	92.47
1995-04-17 AR 40	KWH/DEMAND BILLING	1,220		78.44	170.91
1995-04-25 AP 00	PAYMENT			170.91	50.36
1995-05-12 AR 40	KWH/DEMAND BILLING	680		50.36	50.36
1995-05-26 AP 00	PAYMENT			50.36	34.24
1995-06-14 AR 40	KWH/DEMAND BILLING	370		34.24	34.24
1995-07-13 AP 00	PAYMENT			34.24	42.04
1995-07-14 AR 40	KWH/DEMAND BILLING	520		42.04	42.04
1995-08-16 AR 40	KWH/DEMAND BILLING	1,170		75.84	117.88
1995-08-16 AB 27	PENALTY			.63	118.51
1995-08-28 AP 00	PAYMENT			118.51	80.00
1995-09-14 AR 40	KWH/DEMAND BILLING	1,250		80.00	122.04
1995-10-13 AR 40	KWH/DEMAND BILLING	520		42.04	123.24
1995-10-16 AB 27	PENALTY			1.20	

DATE- 4/09/07  
TIME- 10.27.05

BILLING HISTORY - FALL RIVER RURAL ELECTRIC COOP (ARHS21)

PAGE: 1  
USER: CATHY

14442-102 SAWTELLE EST ASSOC INC  
% ROSY LINDSEY  
PO BOX 301  
ASHTON ID 83420

DATE					READING	KWH	DEMAND	TRAN-\$	BALANCE
1991-08-28	AR 40	KWH/DEMAND BILLING	POWER CHARGE	8-28	4484	301		30.65	30.65
1991-09-24	AP 00	PAYMENT							
1991-09-26	AR 40	KWH/DEMAND BILLING	POWER CHARGE	9-23	4843	359		30.65- 33.67	33.67
1991-10-15	AP 00	PAYMENT							
1991-10-29	AR 40	KWH/DEMAND BILLING	POWER CHARGE	10-21	5034	191		33.67- 24.93	24.93
1991-11-26	AR 40	KWH/DEMAND BILLING	POWER CHARGE	11-20	5305	271		29.09 24.93-	54.02 29.09
1991-11-30	AP 00	PAYMENT							
1991-12-24	AR 40	KWH/DEMAND BILLING	POWER CHARGE	12-20	5543	238		27.38	56.47
1992-01-02	AP 00	PAYMENT							
1992-01-14	AP 00	PAYMENT							
1992-01-29	AR 40	KWH/DEMAND BILLING	POWER CHARGE	1-23	5605	62		29.09- 27.38- 18.22	27.38 18.22
1992-02-14	AP 00	PAYMENT							
1992-02-27	AR 40	KWH/DEMAND BILLING	POWER CHARGE	2-21	5605			18.22- 15.00	15.00
1992-03-24	AR 40	KWH/DEMAND BILLING	POWER CHARGE	3-23	5654	49		17.55	32.55
1992-04-03	AP 00	PAYMENT							
1992-04-21	AR 40	KWH/DEMAND BILLING	POWER CHARGE	4-21	5894	240		15.00- 27.48	17.55 45.03
1992-05-05	AP 00	PAYMENT							
1992-05-18	AP 00	PAYMENT							
1992-05-21	AR 40	KWH/DEMAND BILLING	POWER CHARGE	5-21	5894			17.55- 27.48- 15.00	27.48 15.00
1992-06-17	AP 00	PAYMENT							
1992-06-19	AR 40	KWH/DEMAND BILLING	POWER CHARGE	6-19	6106	212		15.00- 26.02	26.02
1992-07-13	AP 00	PAYMENT							
1992-07-21	AR 40	KWH/DEMAND BILLING	POWER CHARGE	7-21	6117	11		26.02- 15.57	15.57
1992-08-21	AR 40	KWH/DEMAND BILLING	POWER CHARGE	8-21	6207	90		19.68 15.57-	35.25 19.68
1992-08-24	AP 00	PAYMENT							
1992-09-21	AR 40	KWH/DEMAND BILLING	POWER CHARGE	9-21	6207			15.00 19.68-	34.68 15.00
1992-09-28	AP 00	PAYMENT							
1992-10-21	AR 40	KWH/DEMAND BILLING	POWER CHARGE	10-21	6207			15.00 15.00-	30.00 15.00
1992-10-27	AP 00	PAYMENT							
1992-11-18	AR 40	KWH/DEMAND BILLING	POWER CHARGE	11-18	6207			15.00	30.00
1992-12-01	AP 00	PAYMENT							
1992-12-17	AR 40	KWH/DEMAND BILLING	POWER CHARGE	12-17	6207			15.00- 15.00 30.00-	15.00 30.00
1992-12-29	AP 00	PAYMENT							



DATE- 4/09/07  
TIME- 10.27.05

BILLING HISTORY - FALL RIVER RURAL ELECTRIC COOP (ARHIS21)

PAGE: 3  
USER: CATHY

14442-102 SAWTELLE EST ASSOC INC  
% ROSY LINDSEY  
PO BOX 301  
ASHTON ID 83420

DATE					READING	KWH	DEMAND	TRAN-\$	BALANCE
1994-06-20	AP 00	PAYMENT							
1994-06-30	AR 40	KWH/DEMAND BILLING	POWER CHARGE	6-30	10743E	50		35.66-	-50
								17.60	18.10
1994-07-15	AP 00	PAYMENT							
1994-07-22	AR 40	KWH/DEMAND BILLING	POWER CHARGE	7-20	11695	952		18.10-	64.50
								64.50	
1994-08-19	AR 40	KWH/DEMAND BILLING	POWER CHARGE	8-17	11844	149		22.75	87.25
1994-08-25	AP 00	PAYMENT						64.50-	22.75
1994-09-14	AP 00	PAYMENT						22.75-	28.88
1994-09-26	AR 40	KWH/DEMAND BILLING	POWER CHARGE	9-19	12111	267		28.88	
1994-10-18	AP 00	PAYMENT						28.88-	15.05
1994-10-21	AR 40	KWH/DEMAND BILLING	POWER CHARGE	10-19	12112	1		15.05	
1994-11-18	AR 40	KWH/DEMAND BILLING	POWER CHARGE	11-15	12113	1		15.05	30.10
1994-12-14	AP 00	PAYMENT						30.10-	15.00
1994-12-21	AR 40	KWH/DEMAND BILLING	POWER CHARGE	12-19	12113			15.00	
1995-01-10	AP 00	PAYMENT						15.00-	15.05
1995-01-25	AR 40	KWH/DEMAND BILLING	POWER CHARGE	1-21	12114	1		15.05	
1995-02-24	AR 40	KWH/DEMAND BILLING	POWER CHARGE	2-16	12114			15.00	30.05
1995-03-16	AB 27	PENALTY	PAST DUE FEE @ 1.5%					-50	30.55
1995-03-23	AR 40	KWH/DEMAND BILLING	POWER CHARGE	3-17	12114			15.00	45.55
1995-03-27	AP 00	PAYMENT						30.05-	15.50
1995-04-17	AR 40	KWH/DEMAND BILLING	POWER CHARGE	4-12	12114			15.00	30.50
1995-04-25	AP 00	PAYMENT						30.50-	
1995-05-12	AR 40	KWH/DEMAND BILLING	POWER CHARGE	5-11	12128	14		15.73	15.73
1995-05-26	AP 00	PAYMENT						15.73-	
1995-06-14	AR 40	KWH/DEMAND BILLING	POWER CHARGE	6-12	12274	146		22.59	22.59
1995-07-13	AP 00	PAYMENT						22.59-	16.40
1995-07-14	AR 40	KWH/DEMAND BILLING	POWER CHARGE	7-11	12301	27		16.40	
1995-08-16	AR 40	KWH/DEMAND BILLING	POWER CHARGE	8-10	13057	756		54.31	70.71
1995-08-16	AB 27	PENALTY	PAST DUE FEE @ 1.5%					-50	71.21
1995-08-28	AP 00	PAYMENT						71.21-	
1995-09-14	AR 40	KWH/DEMAND BILLING	POWER CHARGE	9-13	13927	870		60.24	60.24
1995-10-13	AR 40	KWH/DEMAND BILLING	POWER CHARGE	10-10	14014	87		19.52	79.76
1995-10-16	AB 27	PENALTY	PAST DUE FEE @ 1.5%					-90	80.66
1995-10-24	AP 00	PAYMENT						80.66-	
1995-11-15	AR 40	KWH/DEMAND BILLING	POWER CHARGE	11-14	14014			15.00	15.00

DATE- 6/09/07  
TIME- .10.27.20

BILLING HISTORY - FALL RIVER RURAL ELECTRIC COOP (ARRHS21)

PAGE: 1  
USER: CATHY

14442-103 SAUTELLE EST ASSOC INC  
% ROSY LINDSEY  
PO BOX 301  
ASHTON ID 83420

DATE				DATE	READING	KWH	DEMAND	TRAN-\$	BALANCE
1991-08-28	AR 40	KWH/DEMAND BILLING	POWER CHARGE	8-28	22575			15.00	15.00
1991-09-24	AP 00	PAYMENT						15.00-	
1991-09-26	AR 40	KWH/DEMAND BILLING	POWER CHARGE	9-23	22585	10		15.52	15.52
1991-10-15	AP 00	PAYMENT						15.52-	
1991-10-29	AR 40	KWH/DEMAND BILLING	POWER CHARGE	10-21	22585			15.00	15.00
1991-11-26	AR 40	KWH/DEMAND BILLING	POWER CHARGE	11-20	22585			15.00	30.00
1991-11-30	AP 00	PAYMENT						15.00-	15.00
1991-12-24	AR 40	KWH/DEMAND BILLING	POWER CHARGE	12-20	22585			15.00	30.00
1992-01-02	AP 00	PAYMENT						15.00-	15.00
1992-01-14	AP 00	PAYMENT						15.00-	15.00
1992-01-29	AR 40	KWH/DEMAND BILLING	POWER CHARGE	1-23	22585			15.00	15.00
1992-02-14	AP 00	PAYMENT						15.00-	
1992-02-27	AR 40	KWH/DEMAND BILLING	POWER CHARGE	2-21	23244	659		49.27	49.27
1992-03-24	AR 40	KWH/DEMAND BILLING	POWER CHARGE	3-23	23284	40		17.08	66.35
1992-04-03	AP 00	PAYMENT						49.27-	17.08
1992-04-21	AR 40	KWH/DEMAND BILLING	POWER CHARGE	4-21	23284			15.00	32.08
1992-05-05	AP 00	PAYMENT						17.08-	15.00
1992-05-18	AP 00	PAYMENT						15.00-	15.00
1992-05-21	AR 40	KWH/DEMAND BILLING	POWER CHARGE	5-21	23284			15.00	15.00
1992-06-17	AP 00	PAYMENT						15.00-	
1992-06-19	AR 40	KWH/DEMAND BILLING	POWER CHARGE	6-19	23284			15.00	15.00
1992-07-13	AP 00	PAYMENT						15.00-	
1992-07-21	AR 40	KWH/DEMAND BILLING	POWER CHARGE	7-21	23667	383		34.92	34.92
1992-08-21	AR 40	KWH/DEMAND BILLING	POWER CHARGE	8-21	24287	620		47.24	82.16
1992-08-24	AP 00	PAYMENT						34.92-	47.24
1992-09-21	AR 40	KWH/DEMAND BILLING	POWER CHARGE	9-21	24771	484		40.17	87.41
1992-09-28	AP 00	PAYMENT						47.24-	40.17
1992-10-21	AR 40	KWH/DEMAND BILLING	POWER CHARGE	10-21	24824	53		17.76	57.93
1992-10-27	AP 00	PAYMENT						40.17-	17.76
1992-11-18	AR 40	KWH/DEMAND BILLING	POWER CHARGE	11-18	24824			15.00	32.76
1992-12-01	AP 00	PAYMENT						17.76-	15.00
1992-12-17	AR 40	KWH/DEMAND BILLING	POWER CHARGE	12-17	24834	10		15.52	30.52
1992-12-29	AP 00	PAYMENT						32.76-	2.24-

DATE- 4/09/07  
TIME- 10.27.20

BILLING HISTORY - FALL RIVER RURAL ELECTRIC COOP (ARHIS21)

PAGE: 2  
USER: CATHY

14442-103 SAWTELLE EST ASSOC INC  
% ROSY LINDSEY  
PO BOX 301  
ASHTON ID 83420

DATE	READING	KWH	DEMAND	TRAN-\$	BALANCE
1993-01-23 AR 40	POWER CHARGE	1-23	24834	15.00	12.76
1993-01-28 AP 00 J TRANS CR				2.24	15.00
1993-02-18 AR 40	POWER CHARGE	2-18	24834	15.00	30.00
1993-02-23 AP 00 PAYMENT				15.00-	15.00
1993-03-19 AP 00 PAYMENT				15.00-	15.00
1993-03-22 AR 40 KWH/DEMAND BILLING	POWER CHARGE	3-17	24834	15.00	15.00
1993-04-20 AR 40 KWH/DEMAND BILLING	POWER CHARGE	4-20	24834	15.00	30.00
1993-04-27 AP 00 PAYMENT				15.00-	15.00
1993-05-20 AR 40 KWH/DEMAND BILLING	POWER CHARGE	5-20	24835	15.05	30.05
1993-05-26 AP 00 PAYMENT				15.00-	15.05
1993-06-23 AR 40 KWH/DEMAND BILLING	POWER CHARGE	6-21	24835	15.00	30.05
1993-07-19 AB 27 PENALTY	PAST DUE FEE @ 1.5%			.50	30.55
1993-07-26 AP 00 PAYMENT				15.05-	15.50
1993-07-27 AB 23 F COLLECT FEE	COLLECTION FEE			5.00	20.50
1993-07-27 AR 40 KWH/DEMAND BILLING	POWER CHARGE	7-19	24835	15.00	35.50
1993-08-17 AP 00 PAYMENT				35.50-	15.00
1993-08-20 AR 40 KWH/DEMAND BILLING	POWER CHARGE	8-19	24835	15.00-	15.00
1993-09-20 AP 00 PAYMENT				15.00-	36.79
1993-09-23 AR 40 KWH/DEMAND BILLING	POWER CHARGE	9-17	25254	36.79	36.79
1993-10-22 AR 40 KWH/DEMAND BILLING	POWER CHARGE	10-20	25372	21.14	57.93
1993-11-12 AP 00 PAYMENT				36.79-	21.14
1993-11-23 AR 40 KWH/DEMAND BILLING	POWER CHARGE	11-22	25372	15.00	36.14
1993-12-15 AP 00 PAYMENT				36.14-	15.00
1993-12-22 AR 40 KWH/DEMAND BILLING	POWER CHARGE	12-16	25372	15.00-	15.00
1994-01-04 AP 00 PAYMENT				15.00-	15.05
1994-01-21 AR 40 KWH/DEMAND BILLING	POWER CHARGE	1-18	25373	15.05-	15.05
1994-02-22 AP 00 PAYMENT				15.05-	15.00
1994-02-23 AR 40 KWH/DEMAND BILLING	POWER CHARGE	2-17	25373	15.00-	15.00
1994-03-17 AP 00 PAYMENT				15.00-	15.05
1994-03-25 AR 40 KWH/DEMAND BILLING	POWER CHARGE	3-17	25374	15.05-	15.05
1994-04-11 AP 00 PAYMENT				15.05-	15.00
1994-04-20 AR 40 KWH/DEMAND BILLING	POWER CHARGE	4-18	25374	15.00-	15.00
1994-05-24 AR 40 KWH/DEMAND BILLING	POWER CHARGE	5-16	25458	19.37	34.37

DATE- 5/09/07  
TIME- 10.27.20

BILLING HISTORY - FALL RIVER RURAL ELECTRIC COOP (ARHS21)

3

PAGE:  
USER: CATHY

14442-103 SAWTELLE EST ASSOC INC  
% ROSY LINDSEY  
PO BOX 301  
ASHTON ID 83420

DATE				READING	KWH	DEMAND	TRAN-\$	BALANCE
1994-06-16	AB 27	PENALTY						34.87
1994-06-20	AP 00	PAYMENT					.50	34.37-
1994-06-30	AR 40	KWH/DEMAND BILLING	6-30	25538E	80		19.16	19.66
1994-07-15	AP 00	PAYMENT					19.66-	
1994-07-22	AR 40	KWH/DEMAND BILLING	7-20	26788	1,250		80.00	80.00
1994-08-19	AR 40	KWH/DEMAND BILLING	8-17	29999	3,211		181.97	261.97
1994-08-25	AP 00	PAYMENT					80.00-	181.97
1994-09-14	AP 00	PAYMENT					181.97-	
1994-09-23	AA 40	MISS READ AUG		27999	2,000		104.00-	104.00-
1994-09-26	AR 40	KWH/DEMAND BILLING	9-19	27999			15.00	89.00-
1994-10-21	AR 40	KWH/DEMAND BILLING	10-19	27999			15.00	74.00-
1994-11-18	AR 40	KWH/DEMAND BILLING	11-15	27999			15.00	59.00-
1994-12-21	AR 40	KWH/DEMAND BILLING	12-19	27999			15.00	44.00-
1995-01-25	AR 40	KWH/DEMAND BILLING	1-21	27999			15.00	29.00-
1995-02-24	AR 40	KWH/DEMAND BILLING	2-16	27999			15.00	14.00-
1995-03-23	AR 40	KWH/DEMAND BILLING	3-17	27999			15.00	1.00
1995-04-17	AR 40	KWH/DEMAND BILLING	4-12	27999			15.00	16.00
1995-04-25	AP 00	PAYMENT					16.00-	
1995-05-12	AR 40	KWH/DEMAND BILLING	5-11	28001	2		15.10	15.10
1995-05-26	AP 00	PAYMENT					15.10-	
1995-06-14	AR 40	KWH/DEMAND BILLING	6-12	28001			15.00	15.00
1995-07-13	AP 00	PAYMENT					15.00-	
1995-07-14	AR 40	KWH/DEMAND BILLING	7-11	28001			15.00	15.00
1995-08-16	AR 40	KWH/DEMAND BILLING	8-10	28001			15.00	30.00
1995-08-28	AP 00	PAYMENT					30.00-	
1995-09-14	AR 40	KWH/DEMAND BILLING	9-13	28001			15.00	15.00
1995-10-13	AR 40	KWH/DEMAND BILLING	10-10	28001			15.00	30.00
1995-10-24	AP 00	PAYMENT					30.00-	
1995-11-15	AR 40	KWH/DEMAND BILLING	11-14	28001			15.00	15.00
1995-12-14	AR 40	KWH/DEMAND BILLING	12-13	28034	33		16.72	31.72
1995-12-26	AP 00	PAYMENT					15.00-	16.72

DEC 13 1994 -10 45 AM

COPY DISTRIBUTION  
White - PWS Owner  
Yellow - H&W Region/District  
Pink - Laboratory



350 North 2nd East - Rexburg, ID 83440  
Phone (208)356-9201

## INORGANIC CHEMICAL CONTAMINANTS

TYPE OF SYSTEM:								
<input checked="" type="checkbox"/> Drinking Water <input type="checkbox"/> Sewage Treatment Facility <input type="checkbox"/> Surface Waters <input type="checkbox"/> Private								
NAME OF WATER SYSTEM <b>Sawtall Estates</b>			COUNTY <b>Fremont</b>		DATE COLLECTED <b>DEC 8</b>		PWS ID # <b>722 0061</b>	
REPORT RESULTS TO:					Time Collected <b>7:00 AM</b>			
Full Name <b>James Funkhouser</b>					Collected By <b>Connie Funkhouser</b>			
Address <b>HCGG Box 1441</b>					Container Type <input type="checkbox"/> Glass <input checked="" type="checkbox"/> Plastic		Preservative Used <input type="checkbox"/> None <input type="checkbox"/> Sterilized <input type="checkbox"/> Nitric Acid <input type="checkbox"/> Zinc Acetate <input type="checkbox"/> Sulfuric Acid <input type="checkbox"/> Other <input type="checkbox"/> Sodium Hydroxide	
City <b>Island Park</b>		State <b>ID</b>		Zip <b>83429</b>				
Sample Location <b>Bobcat Lane</b>								
SAMPLE TYPE <input checked="" type="checkbox"/> Reg. Distribution <input type="checkbox"/> Check <input type="checkbox"/> Plant Tap <input type="checkbox"/> Raw Water <input type="checkbox"/> Special								
<b>CHEMICAL CONTAMINANTS</b>								
Check Desired Analysis <b>PRIMARY</b>								
ID #	Contaminant Name	Allowable Level (Max)	Method #	Analysis Results (mg/l)	Analysis Date	Analyst Initials	LAB NAME	Lab ID #
<input type="checkbox"/> 1000	Asbestos	7 ml/l						
<input type="checkbox"/> 1005	Arsenic	0.05 mg/l						
<input type="checkbox"/> 1010	Barium	2.0 mg/l						
<input type="checkbox"/> 1015	Cadmium	0.005 mg/l						
<input type="checkbox"/> 1020	Chromium	0.1 mg/l						
<input type="checkbox"/> 1022	Copper	1.3 mg/l <sup>2</sup>						
<input type="checkbox"/> 1025	Fluoride	4.0 mg/l						
<input type="checkbox"/> 1030	Lead	0.005 mg/l						
<input type="checkbox"/> 1035	Mercury	0.002 mg/l						
<input type="checkbox"/> 1045	Seleium	0.05 mg/l						
<input type="checkbox"/> 1050	Silver	SMCL						
<input checked="" type="checkbox"/> 1040	Nitrate (as N)	10 mg/l	<b>353.3</b>	<b>0.331</b>	<b>12-9-94</b>	<b>NF</b>		
<input checked="" type="checkbox"/> 1041	Nitrite	1 mg/l	<b>353.3</b>	<b>&lt;0.01</b>	<b>12-8-94</b>	<b>NF</b>		
Lab Supervisor Signature <i>[Signature]</i>								
Analysis Completion Date <b>DEC 28 1994</b> (Month, Day, Year)								

OK

#6

**ALCHEM LABORATORY**104 W. 31st Street  
Boise, Idaho 83714 (208) 336-1172COPY DISTRIBUTION  
White - PWS Owner  
Canary - H&W Region/District  
Pink - H&W Region/District  
Goldenrod - Laboratory**INORGANIC CHEMICAL CONTAMINANTS**  
**Drinking Water Systems**

Lab. No.

6718

Name &amp; Address of State Agency Requesting Copies of Report

District 7 Health - 254 E St.  
Idaho Falls Id

Name of Water System <i>San Teel Estates</i>		County	Date Collected (10-15) <i>08/15/90</i>	Office Use Only PWS ID (1-7)	
Full Name <i>Island Park Water Co</i>			Time Collected (16-19) <i>AM</i>	LID	
Address <i>500 South Wadsworth</i>			Collected By <i>Mark</i>	Trans Code (8-9) <i>0,3</i>	
City <i>Idaho Falls</i>	State <i>Idaho</i>	Zip Code <i>83401</i>	Container Type <input checked="" type="checkbox"/> Plastic	Preservative Used <input type="checkbox"/> None <input type="checkbox"/> Nitric Acid <input type="checkbox"/> Sodium Hydroxide <input type="checkbox"/> Sulfuric Acid <input type="checkbox"/> Other	
Sample Location (21-23)					
Sample Type (Check One) <input checked="" type="checkbox"/> D - REG. DISTRIBUTION <input type="checkbox"/> C - CHECK <input type="checkbox"/> P - PLANT TAP <input type="checkbox"/> R - RAW WATER <input type="checkbox"/> S - SPECIAL					

**COMMON CHEMICAL CONTAMINANTS**

Check Desired Analysis				PRIMARY										Office Use Only	
✓	ID (25-28)	CONTAMINANT NAME Maximum Allowable Level	Method (29-31)	ANALYSIS RESULTS* (32-39)				Analysis Date (40-45) Mo Day Yr			Analyst Initials	LAB NAME	LAB ID (46-50)		
	1 0 0 5	Arsenic .05	1												
	1 0 1 0	Barium 1	1												
	1 0 1 5	Cadmium .010	1												
	1 0 2 0	Chromium .05	1												
	1 0 2 5	Fluoride 1.4-2.4	1												
	1 0 3 0	Lead .05	1												
	1 0 3 5	Mercury .002	1												
✗	1 0 4 0	Nitrate (As N) 10	1	0	2	8		0	8	1	7	9	0	AG	ALCHEM
	1 0 4 5	Selenium .01	1												
	1 0 5 0	Silver .05	1												
	1 0 5 2	Sodium													
	1 0 2 4	Cyanide .2	1												

Check Desired Analysis				SECONDARY				Check Desired Analysis				OTHER			
✓	ID	CONTAMINANT NAME Maximum Limit	Method	ANALYSIS RESULTS*				✓	ID	CONTAMINANT NAME	Method	ANALYSIS* RESULTS			
	1 0 1 7	Chloride 250	1						1 9 2 7	Alkalinity (Total)	1				
	1 9 0 5	Color (C.U.) 15 units	1						1 0 0 3	Ammonia (As N)	1				
	1 0 2 2	Copper 1	1						1 0 1 6	Calcium	1				
	1 0 2 7	Hydrogen Sulfide .05	1						1 9 1 5	Hardness (as CaCO <sub>3</sub> )	1				
	1 0 2 8	Iron .3	1						1 0 3 1	Magnesium	1				
	1 0 3 2	Manganese .05	1						1 9 2 5	pH (pH units)	1				
	1 9 2 0	Odor No. (T.O.) 3	1						1 0 4 2	Potassium	1				
	2 9 1 0	Phenols .001	2						1 0 4 9	Silica	1				
	1 0 5 5	Sulfate 250	1						1 9 2 6	Spec. Cond. Umhos/cm	1				
	2 9 0 5	Surfactants .5	2							Corrosivity	1				
	1 9 3 0	Total Dissolved Solids 500	1							Temp.					
	1 0 9 5	Zinc 5	1												

\*Results Expressed in mg/liter Unless Indicated Otherwise

Lab Supervisor Signature

Analysis Completion Date (Mo, Day, Year)

8/20/90



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

March 30, 2007

JAMES E. RISCH  
Governor

KARL J. DREHER  
Director

LEE DURNEY  
PRESIDENT  
SAWTELL ESTATES HOMEOWNERS ASSOC  
501 GWEN LOOP  
BLACKFOOT ID 83221

**RE: LAPSED PERMIT NO. 21-7507**

Dear Mr. Durney:

The department acknowledges receipt of your Proof of Beneficial Use ("proof"), a \$100.00 license examination fee, your letter explaining your reason for delay for filing proof, and documents regarding the above referenced permit.

According to the Department's records, the above-referenced permit lapsed on July 1, 1994. Also, according to Section 42-218a, *Idaho Code*, the Department requires "...sufficient evidence to be submitted by the permit holder to clearly establish the extent of beneficial use made during the time authorized by the permit..." Therefore, the documents you provided and refer to as "Financial Description" and "Well Agreement and Policies Regarding Water" do not meet the criteria for evidence of ownership of the permit by the Department.

A permit authorizing domestic use within a subdivision is licensed with volume and place-of-use limitations. The department has a long-standing practice of accepting evidence of completion of a beneficial use for domestic water use within a subdivision to be certified "as-built drawings" of the water lines stubbed to the lots. Under the "stub-in" practice, the department issues water right licenses for domestic purposes in subdivisions, if the water diversion and distribution systems are in place, but the water has not yet been put to beneficial use on all the building lots. The department's "stub-in" practice recognizes that the sale of subdivision lots can take longer than the number of years the department can authorize for completion of a water appropriation project. A developer may go to considerable expense and effort to construct a water distribution system to lots that may not sell for a number of years. By issuing a water right license for domestic uses that have been stubbed-in, the department avoids large numbers of individual filings as the lots are sold. The department's "stub-in" practice is applied to each home that would individually qualify as a domestic use. In addition to evidence of the developed water diversion and distribution system, the stub-in policy only requires proof of pumping capacity installed during the authorized development period up to the amount

Mr. Durney  
March 30, 2007  
Page 2

permitted. Sufficient evidence would provide the existence of the water delivery system and the rate diverted and/or beneficially used during the authorized development period. This development period would be from the date the permit was issued, July 2, 1991, to the July 1, 1994 proof of beneficial use deadline.

Additionally, according to your letter, you wish to have the ownership of this permit put in the name of the Sawtell Estates Homeowners Assoc. In order to make this change, the Department will need a signed and notarized Assignment of Permit from Island Park Water Company granting the permit to Sawtell Estates Homeowners Association. Enclosed is an Assignment of Permit form for your convenience. I suggest you contact the Registered Agent for the Island Park Water Company, and ask if they agree to assign the permit to the Sawtell Estates. According to my research of the Idaho Secretary of State's website, the Island Park Water Company is active and in good standing. I am enclosing a copy of the results of my search on the Secretary of States' website for your information. The registered agent's contact information appears on this page. A \$25.00 filing fee must accompany the Assignment of Permit to change the ownership of a permit.

Please be aware that this permit has **lapsed** and is of no force nor effect unless it is reinstated. Upon receipt of sufficient evidence that meets the department's criteria, an order will be issued reinstating the permit and establishing a new priority date. Therefore, the department will hold the proof of beneficial use for **30-days** to provide you the opportunity to submit the required evidence.

If you have questions regarding this matter, please feel free to contact Jeff Peppersack or me at (208) 287-4800.

Sincerely,



Deborah J. Gibson  
Administrative Assistant  
Water Allocation Bureau

Enclosures



# IDAHO SECRETARY OF STATE

## Viewing Business Entity

Ben Ysursa, Secretary of State

[ [New Search](#) ] [ [Back to Summary](#) ]  
 [ [Get a certificate of existence for ISLAND PARK WATER COMPANY](#) ]

### ISLAND PARK WATER COMPANY

PO BOX 2124  
 IDAHO FALLS, ID 83403-2124

**Type of Business:** CORPORATION, WATER USERS ASSOCIATION

**Status:** GOODSTANDING, ANREPT SENT 02 Jan 2007

**State of Origin:** IDAHO

**Date of Origination/Authorization:** 03 Mar 1975

**Current Registered Agent:** DAVID E BENTON  
 1115 SYRINGA DR  
 IDAHO FALLS, ID 83402

**Organizational ID / Filing Number:** C50966

**Number of Authorized Stock Shares:** 0

**Date of Last Annual Report:** 09 Mar 2006

#### Amendments:

**Amendment filed 03 Mar 1975** INCORPORATION  
**Amendment filed 27 Jul 1979** OTHER - APPT OF RA  
**Amendment filed 10 Feb 1995** ARTICLES RESTATEMENT  
**Amendment filed 10 Feb 1995** OTHER - CHANGE FILE TYPE TO  
 NONPROFIT

#### Annual Reports:

**Report for year 2006** ANNUAL REPORT  
**Report for year 2005** ANNUAL REPORT  
**Report for year 2004** ANNUAL REPORT

[ [Help Me Print/View TIFF](#) ]  
[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)

[ [Help Me Print/View TIFF](#) ]  
[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)

**Report for year 2003** ANNUAL REPORT  
**Report for year 2002** ANNUAL REPORT  
**Report for year 2001** ANNUAL REPORT  
**Report for year 1999** ANNUAL REPORT  
**Report for year 1998** ANNUAL REPORT  
**Report for year 1997** ANNUAL REPORT  
**Report for year 1996** ANNUAL REPORT  
**Report for year 1995** ANNUAL REPORT  
**Report for year 1994** ANNUAL REPORT  
**Report for year 1993** ANNUAL REPORT  
**Report for year 1992** ANNUAL REPORT  
**Report for year 1991** ANNUAL REPORT  
**Report for year 1990** ANNUAL REPORT  
**Report for year 1989** ANNUAL REPORT  
**Report for year 1988** ANNUAL REPORT  
**Report for year 1987** ANNUAL REPORT

[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)  
[View Image \(TIFF format\)](#)

---

[Idaho Secretary of State's Main Page](#)

[State of Idaho Home Page](#)

Comments, questions or suggestions can be emailed to: [sosinfo@sos.idaho.gov](mailto:sosinfo@sos.idaho.gov)

No. <b>C 50966</b>	<b>Due no later than March 2006</b> <b>Annual Report Form</b>	2. Registered Agent and Office N <b>DAVID E BENTON</b> 1115 SYRINGA DR IDAHO FALLS, ID 83402			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080  <b>NO FILING FEE IF RECEIVED BY DUE DATE</b>	1. Mailing Address - Correct in this box, if applicable ISLAND PARK WATER COMPANY J. EDWIN STROBEL PO BOX 2124 IDAHO FALLS, ID 83403 2124	3. New Registered Agent Signat			
4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors.					
<u>Office held</u>	<u>Name</u>	<u>Street or P.O. Address</u>	<u>City</u>	<u>State</u>	<u>Zip</u>
Director:	J. Edwin Strobel	20 Mill Race Road	Rexburg,	ID	834
Secretary:	David E. Benton	1045 Syringa Drive	Idaho Falls	ID	8340
5. Organized Under the Laws of: IDAHO C 50966		6. Signature <u>David E Benton</u> Date <u>3-6-06</u> Name <small>(Typed or Printed)</small> <u>David E. Benton</u> Title <u>Secretary</u>			
Issued 01/04/2006		Do Not Tape or Staple		200603004847	

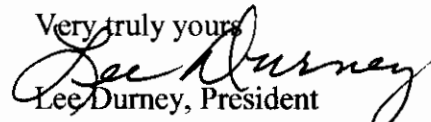
April 6,2006

Shelley Keen  
IDWR  
PO Box 83720  
Boise, Idaho 83720-0098

Dear Mr. Keen:

Sawtell Estates Homeowners Association requests the water right for the Island Park Water Company originally serving Sawtell Estates Subdivision #1, #2, #3, and #4 be transferred to the Sawtell Estates Homeowners Association. As stated in the attached "WELL AGREEMENT AND POLICIES REGARDING WATER" (recorded in Fremont County as document 454416), the homeowners association owns and operates this water system originally operated by E. Strobel who developed the subdivision. The homeowners association was formed in June of 1991 to assume ownership of the water system as well as other properties within the subdivision (see attached "FINANCIAL DESCRIPTION"). The attached description of the water system ("SAWTELL ESTATES WATER SYSTEM") shows some recent history of events (i.e., changes and repairs) indicating that the system has been in beneficial use to the owners within this subdivision.

It is not known why the homeowners association was not notified in when the IDWR requested proof of beneficial use from the developer. However, the association respectfully requests that the water right be reinstated for the Sawtell Estates Homeowners Association.

Very truly yours  
  
Lee Durney, President  
Sawtell Estates Homeowners Assoc

cc: Lynn Goldman  
Arnold Hillam  
Jim McBride  
Earl Montgomery

2/17/03  
[signature]

## FINANCIAL DESCRIPTION

The Sawtell Homeowners Association was formed in June of 1991 to assume ownership of certain properties within the Sawtell Estates Development **and to operate the existing water system and maintain the roads within the development.** Each owner within the development is a member of the association. The association operates by assessing each owner for a proportionate share of the expenses incurred. The following description provides information and history for the financial operation of the association.

The fiscal year for the association is from the first of June to the end of May each year. Dues are typically assessed with the annual meeting held each summer to conduct association business. The business of the association is completed by a board of directors elected by the association members and by officers of the board selected by the board. One member of the board typically has been assigned responsibility for the finances of the association. The details of the financial activities are maintained by the association treasurer.

**The major expenditures for the association are for water and roads.** The "Well Agreement and Policies Regarding Water" which is attached has been recorded with the Fremont County Recorder and is a legally binding document. This document indicates that the association is a non-profit organization and will collect only fees sufficient to cover operating expenses. It does not establish the fee structure.

Typically there are three situations to be considered for assessing fees. The first is for an owner who has not developed his lots. There is generally limited usage of the property and little demand on the association resources. This owner is minimally assessed. The fee has historically been 35\$ per year. This assessment recognizes the fact that the Association is maintaining a water system and roads for future use of the lot owner. There is a beneficial condition that the lot owner realizes from the Association activities and expenditures. The second situation is for an owner who has developed his lots (a cabin has been constructed and is in use) but does not use association water. This situation places more demand on association resources and is assessed more than the undeveloped lot. The assessment has typically been 150\$ per year. The final situation is for an owner who has developed his lots and uses association water. The fee for this situation has historically been 200\$. Although there is not a quantitative basis for these numbers, they represent a reasonable assessment and have provided acceptable results for operation of the facilities.

There is typically a transition from lots that are undeveloped to developed lots. The higher fee is assessed when the owner realizes beneficial occupation. An owner is typically assessed the same whether there is single lot involved or multiple lots as long as the lots are essentially a single holding (e.g., lots are contiguous).

The Association has assumed responsibility for plowing snow from the roads during the winter. Each member using the area during the winter is expected to contribute to the cost. Non users may make a contribution to this effort if they so choose. Each participating owner is assessed a fixed amount for plowing of the main road. A parking place is typically provided for the participating owner in the near vicinity of his cabin. Additional plowing may be done at the discretion of the owner and at the owners cost. Typically the Association has been in a position to do this plowing at an hourly cost. The cost for maintaining the main road is determined from previous history. The average cost in previous years is calculated and adjustments are made to compensate for conditions

that may differ from the average. The hourly cost of plowing side roads is passed on to the individual owner or owners at the end of the season.

## **WELL AGREEMENT AND POLICIES REGARDING WATER** (454416)

**WHEREAS**, the Sawtell Estates Association Inc., an Idaho Corporation, has acquired and now owns title to all wells, pumps, tanks, water distribution systems and associated properties in the Sawtell Estates Subdivision #1, #2, #3, and #4 in Fremont County, Idaho; and,

**WHEREAS**, the owners of properties in said subdivisions 1-4 of said Sawtell Estates are members of Sawtell Estates Association Inc., and, as such, are thus owners of the water system; and,

**WHEREAS**, the Island Park Water Co., has fulfilled all responsibilities for the water distribution system and have made all connections requested under the following terms:

**THEREFORE**, by action of the Board of Directors of Sawtell Estates Association Inc., in order to protect subsequent owners of parcels or portions of said realty and in order to assure a uniform and desirable use, do hereby and impress the above described real property with the following agreements and policies.

1. The Association will provide safe and potable water for culinary purposes, under reasonable pressure, from the existing and any future wells and distribution system. In the event of failure of the wells or distribution system, including freezing, the Association shall not be responsible for failure to supply water during the reasonable time necessary to complete the repairs.
2. The Association will make all requested connections to the water system and will bill the requester for all costs of material and labor. These connections will generally include a line 10 feet inside the property line with a shut off valve and a hydrant. All further connections will be the responsibility of the property owner.
3. Annual fees will be determined by the Board of Directors. These fees will be for water, road maintenance and Association expenses. The Association is non-profit and will only assess fees to meet expenses and maintain an adequate reserve to meet unexpected problems.
4. In the event that fees are not paid, the water to the delinquent homeowner will be cut off not less than 30 days after the third notice of delinquency has been delivered. A fee of \$300.00, which may adjusted from time to time by the Board of Directors of the Association, will be required to be reconnected to the system, plus payment of all back assessments and unpaid fees.
5. Water may be provided to non-members of the Association and individual water agreements will be negotiated with such individuals.

Executed the 30<sup>th</sup> day of October, 1998

**SAWTELL ESTATES ASSOCIATION, INC.**

(Original signed by R. E. Wood, Chairman)

(Notarized by J. Sharp and recorded 11/4/98)

**Task List for Association Treasurer**

1. Maintain a list of owners with addresses and lot numbers
2. Calculate/assign assessments for water and roads as directed by the Board.
3. The dues payable should be entered into a ledger to show amount due and amount/date paid. A bookkeeping program such as Quickbooks would be appropriate. This allows "aging" of the accounts to see when and how much an account is overdue.
4. Generate letters (bills) for assessments. This is typically combined with the announcement for the annual meeting.
5. Record payments (dues of items 2. and 4. above) from members. This would use the program of 3. above.
6. Receive payments and deposit them.
7. Generate reminders for owners that are 30 days past due (or as directed by the Board). This would be a form letter based on "aging" from 3. above.
8. Repeat 7. above for 60 days (or as directed by the Board). Then at 90 days (or as directed by the Board) generate a letter that indicates small claims court action is initiated
9. Generate paperwork for small claims court action and file them as directed by the Board.
10. Receive payments for plowing of main road. Keep records of those using/paying for plowing of main road. This would be accomplished using program of 3 above.
11. Generate list of those who have paid snow fee and send bills in manner described above for water/road assessments. Small claims actions would also be pursued in the same manner.
12. Pay bills as received. Maintain a petty cash fund. Generate an annual statement of expenses and income.
13. File any tax forms needed for the corporation.
14. File annual report to state required for the corporation.

**COLLECTIONS**

There are pamphlets available from the small claims court to aid in collection. Basically, there are forms available that the plaintiff completes and files with the court. Claims are filed in the county where the defendant lives unless they are out of state. In that case, the claim is filed in the county where the debt was incurred. It is not necessary to travel to the county seat since a notarized form can be sent by mail. A required summons is served and may be completed by the court if desired. The recommended approach is to pay for a summons to be delivered by the sheriff. The cost is paid up front, but is added to the judgment. If a court hearing were scheduled, then an Association representative (the one who filed the action) would need to appear before the court. It is unlikely

that a hearing would occur; in the past the defendant has responded upon receiving the summons. If the defendant chooses not to appear, a default judgment results. If the defendant does not respond to the judgment, a lien on the property can be filed with the Fremont County Recorder. The cost for filing has been one dollar per page. The property cannot be sold without clearing the lien and the lien holder can pursue collection by forcing a sale of the property to satisfy the judgment.

The current CCR states that unpaid assessments become a lien. The Association has a lien form to address this situation. The lien can be used to attach property for non-payment of dues or for non-payment of assessments that result from infractions of the CCR. If this lien is filed and the owner does not respond with payment, the Association can request a sheriff's sale to satisfy the debt. The sale would require a court action (either magistrate or district). It would probably be necessary to involve a lawyer at this point.

STATE OF IDAHO                   )  
County of \_\_\_\_\_ ) ss

I, a notary public, do hereby certify that on this \_\_\_\_ day of 20, personally appeared before me who, being by me first duly sworn, declared that he is the \_\_\_\_\_ of Sawtell Estates Association, Inc., and the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

Notary Public

Residing at \_\_\_\_\_

My Commission Expires: \_\_\_\_\_

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF FREMONT

SAWTELL ESTATES ASSOCIATION, INC.,

Claimant

RELEASE OF LIEN

NOTICE IS HEREBY GIVEN BY SAWTELL ESTATES ASSOCIATION, INC., that the certain  
Notice of Lien recorded the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, in the Office of the Fremont County  
Recorder as Instrument No. \_\_\_\_\_, IS HEREBY RELEASED AND SATISFIED IN FULL.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

SAWTELL ESTATES ASSOCIATION, INC

by \_\_\_\_\_

it's \_\_\_\_\_

STATE OF IDAHO )

)ss

COUNTY OF \_\_\_\_\_)

I, a notary public, do hereby certify that on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ personally  
appeared before me \_\_\_\_\_ who, being by me first duly sworn, declared that he is the  
\_\_\_\_\_ of Sawtell Estates Association, Inc., and the person who executed the instrument on  
behalf of said corporation, and acknowledged to me that such corporation executed the same.

\_\_\_\_\_  
Notary Public  
Residing at \_\_\_\_\_,  
My Commission Expires: \_\_\_\_\_

2/17/06  
5

## SAWTELL ESTATES WATER SYSTEM

~~Three~~ <sup>Four</sup> wells provide water to the area through a connected piping system. The main line traverses north south along Sawtell Road. At each side road, there is a branch line to serve individual cabins and lots. The main line is generally four-inch PVC piping, and the branch lines are typically three-inch PVC changing to two-inch PVC after about half the length of the side road it serves. Each branch line provides water to lots through stop and waste valves and stop and waste hydrants typically on one-inch lines. Individual cabins connect to the lines to these hydrants as needed. There are isolation valves located along the main line and some branch lines connect through isolation valves. A fourth well has been drilled and is capped awaiting future need. It is located just off Sawtell Road between Cougar and Goat Roads.

### PUMP SIZES:

The No. 4 well (located near Goat Road) has a 3-horsepower variable speed pump. The No. 3 well (located near Antelope Road) is 5 horsepower. A receipt from Andrew drilling indicates this pump was installed in 1991. It appears to be a high volume pump capable of 55gpm. The No. 2 well (located near Deer Road) is 3 horsepower. The No. 1 well (located near Weasel Road) is 5 horsepower. There is a spare (used) one and one-half horsepower pump stored in the pit at Deer Road.

### WELL PITS:

The No. 4 well pit has two pressure tanks. One of these has a relief valve on it (this is the only relief valve in the system) that is set around 75 psi. There is a valve in the pit to isolate the pit from the main line and one to isolate the pump from the pit. The control system for this pump is located in the pit and is set to bring the pump on at 45 psi and turn it off at 60 psi (both are approximate). There is a meter base near the pit and breakers for the 220V to the pump and 112V to the pit.

The No. 3 well pit has two pressure tanks each with an air dome. High and low pressure switches activate the pump as needed to provide water. The pressure settings are typically 30psi to start and 60psi to stop. There are three valves in the pit. One valve located on a north-south section of piping apparently isolates the well from the main piping system. One of the other two (located on an east-west section of piping) may cut off water to Moose Road. More evaluation of the piping is needed to establish the function of the valves. The power to the pit is controlled from a meter base located on a pole at roadside near the pit. The control for this pump is located on the same pole at the roadside.

The No. 2 well pit has three pressure tanks each with an air dome. There are connections and space available for additional tanks. High and low pressure switches located in the pit activate the well pump as needed to provide additional water flow. The pressure settings are nominally 40psi (start) and 55psi (cutoff). There is a quarter-turn ball valve located on a section of north south piping in the pit to provide isolation of the well from the piping system. A fire-hose connection with valve is available in the pit for use in filling large tanks. There is also a hose connection with a stop and waste immediately adjacent to the pit. The pit has an outlet on the south wall that can power a purifier. A sump pump is installed in the pit and

is plugged into the outlet. The power for the pit and the pump is controlled from a meter base located on a pole at roadside near the pit. The control system for this pump is on this same power pole. There is an isolation valve next to the pit at roadside. This valve will isolate the pit from the main line. The valve also isolates the branch line going down Deer road from the main line. This valve is a quarter-turn valve to reach on or off. However, the valve will turn a full 360 degrees. The valve becomes stiff and hard to turn as it reaches the off position. The stem of the valve is a square drive. The reach rod for the valve is stored in the Deer pit.

The No. 1 well has two pits with each pit containing two pressure tanks each with an air dome. High and low pressure switches located in the south pit activate the pump as needed to fill the tanks and provide water flow. The pressure settings are nominally 35psi (start) and 60psi (cutoff). The north well pit has additional room for pressure tanks. There is a fire-hose connection with valve available for filling large tanks. There is a sump pump located in the south pit; there is a drain from the north pit to the south pit. Seepage into the pits is removed by the single sump pump. The power for the pit and the pump is provided by a meter base located on a pole at roadside adjacent to the pits. The control system for this pump is also on this pole.

The pressure settings for the No. 2 and No. 1 wells are chosen to force No. 2 to carry the load if usage permits. With higher usage, the No. 3 well will provide additional flow. There is not a direct method to assure that each pump will operate at least occasionally. Low water usage times can result in idle pumps. Experience has indicated that this may contribute to sticking of the foot valve on a pump. If a foot valve sticks in the open position, the pump must be pulled to restore it to normal operation. Therefore it is prudent to record power usage at regular intervals to determine the operating frequency for each pump. If a pump is idle for a period of time, it should be forced to operate by turning off the other pumps. An arbitrary approach is to make sure that each pump is exercised at least once a month.

The most direct method of exercising the pumps is to open the breakers on two pumps to exercise an idle pump. Repeat as needed to assure all pumps have operated in the past month. Another method is to close the valve at Lot 137 (just south of Deer Road) separating the water system into two parts. The No. 3 pump at Antelope will be forced to carry the load for the south part of the system that is not carried by the variable speed pump at Goat. The power can be shut off for the No. 2 or the No. 1 pump as needed to exercise the pump that has been idle. Leaving the system in these conditions for about 24 hours should provide the needed use of each idle pump. The system should then be restored (power turned on and the valve opened).

The directions for changing the pressure settings for each pressure switch are found on the inside of the switch cover. Care should be used in working on these switches since they do not appear to be low-voltage devices. They appear to have at least 110-volt supply. The pressure settings can be made by isolating the No. 3 well from the other two by closing the valve at Lot 137. The No. 3 settings can be selected to be about 35psi (low) and 60psi (high). The No. 2 and No. 1 settings can be set at the same time to obtain the tandem operation

described above. The isolation valve is then opened, and the pump operation observed to determine the need for any further adjustments.

There has been air in the water at times apparently coming from well 1. The pump in well 1 is five horsepower that appears to have sufficient capacity to pump more water from the hole than will flow into it when the water table is low. If the output of the pump is throttled by closing the outlet valve to as little as one-quarter open, the air can be eliminated. The pump is apparently not adversely affected by this throttling as long as it is not closed completely. If the valve must be closed to much less than one-quarter open, consideration should be given to taking the pump out of service until the water table recovers. Alternately, a long-term solution such as reducing the pump size must be considered.

#### BLEED VALVES:

In order to minimize the potential of frozen water pipes in the winter, a water flow is maintained in the system. Typically, the snow cover will provide sufficient insulation of the piping system to preclude freezing. However, since the main road is plowed of snow in the winter, bleed valves are used to assure a flow of water through the main line. One valve is located to the east end of Squirrel Road. Another is located at the end of Goat Road. Flow through these two valves maintains a water flow in the main line. The valves are opened in the fall prior to accumulation of snow (allowing an accumulation of snow can make locating the valves difficult and/or expose the piping to freezing temperatures). The orifice in these bleed valves is about 3/16-inch in diameter. The full system pressure is on the valves since the controlling valves are fully opened.

Before plowing any of the side roads of snow, a bleed valve must be in place and open to assure water flow in the exposed piping. The bleed is established from a selected hydrant by attaching an orifice to the hose connection of the hydrant and opening the valve fully. The orifice is typically a pipe cap with a 3/16-inch diameter hole drilled through the end. The selected hydrant should be downstream of any exposed road. In some locations it may be appropriate to attach the orifice to a hose and attach the hose to the hydrant in order to limit water accumulation near buildings.

The bleed valves are turned off in the spring when danger of freezing has passed. The valves on Squirrel and Goat Roads have historically been left in place. The other valves are typically removed and stored (Rick Burt will keep the valves in his shed adjacent to his cabin). Certain long-term residents (McBride, Harris, and Hillam) have historically installed and removed bleed valves at their locations.

#### FLUSH VALVES:

The piping system tends to accumulate dirt and sand through the season. It is important to flush the lines in the spring before summer use begins to minimize the amount of dirt and sand taken into cabin systems as they are opened for the season. Other special conditions may result in a need for flushing. Valves are located near the end of each road to allow a flush of the piping that generally removes the accumulated sand. The flush valves are stop and waste that are operated with a reach rod. The pipes to access the valves are typically capped and may be threaded or slip fit. Water flow is through a pipe located

adjacent to the stop and waste. This pipe is typically capped and may require a wrench to open it. Although this pipe is typically a two-inch PVC pipe, there are variations in the system. The flush lines on Elk and Bear Roads are used for lawn irrigation and are atypical; however, they are easily opened for flushing.

Flushing is accomplished by removing any pipe cap from the selected line and fully opening the stop and waste with a reach rod. The water is allowed to remain at full flow for several minutes (probably not more than 15 minutes) to remove accumulated dirt. Typically, the flow will begin clear and then become off-colored and finally clear again. After a clear flow is obtained the selected line is turned off and any caps replaced. Each branch line is flushed in sequence until the system is flushed.

State rules require flushing of "stagnant pipes" twice a year. The code does not define the term and it may be that there is a requirement to flush twice a year. Since most branch lines run a bleed through the winter, these are probably not stagnant.

#### WATER QUALITY:

The water is routinely sampled and tested as required by the State of Idaho (the governing code can be found on the internet [www.IDWR.STATE.ID.US\APA\IDAPA16\0108.htm](http://www.IDWR.STATE.ID.US\APA\IDAPA16\0108.htm)). Testing is to detect coliform. The Sawtell water system is considered to be a transient noncommunity public water system since it does not serve a significant year-round population (less than 25 families). The required sampling is one total coliform bacteria sample each calendar quarter. The quarters begin with January and are consecutive through December. Samples will not be accepted even one day late. If a sample is not taken in a quarter it does not count for that quarter. Some labs do not accept samples on Friday, and there are no labs open on the weekend. The sample should be delivered for testing within 30 hours of being drawn. Testing is usually started by 5:00 pm of the day it is delivered. A sample obtained at 5:00 pm the previous day could meet the requirements.

A sampling plan has not yet been developed to assure that representative samples are used. They should be taken from various locations to assure all parts of the system are represented in the results. Care must be taken to preclude contamination in the sampling process. Some guidance for obtaining and handling the samples are on the back of the form that is to accompany the sample. The department can provide additional details on sampling. The sample is to be identified as PWS# 7220061 which is unique to Sawtell Estates. The cheapest analysis is currently obtained by using the district 7 services. Other labs are available if needed.

If a positive coliform sample is obtained, four repeat samples are required within 24 hours of being notified. If these samples do not indicate coliform, five additional samples in the next 30 days are required. If these samples are clear, only routine sampling is then required. Two or more positive samples in one month are considered a violation of the Maximum Contaminant Level (MCL). An MCL requires that a system do public notification and water should be disinfected or boiled until the necessary corrections are made to the system to eliminate the contamination. Before the boil advisory can be lifted the system must have two clean samples on two consecutive days.

One nitrate sample from each source (well) is required each year. Additionally, one nitrite sample is required from each well every nine years. Missing any of the required samples is a violation of state and federal water standards and may be punished by fines. Missing any of the samples requires that the public be notified that the required monitoring has not been done. Any time that public notification is required, a copy of the notice must be returned to District Seven Health Department. It must be signed by the person who made the notification and must indicate how the notification was made.

The following list provides a summary of the sampling technique.

1. Remove any attachments on the selected faucet.
2. Turn on the water and allow it to run a steady stream for about 5 minutes.
3. Open the sampling container being careful not to touch the top surfaces.
4. Grasp the container near the bottom and place it under the flowing stream.
5. Fill the container to the neck or indicated fill line.
6. Seal the container as soon as it is removed from the flow stream.
7. Turn off the water and label the container.

A sample can be easily contaminated in the process of obtaining it. A single fingerprint or bacteria from one's breath can compromise the sample. Some sample bottles will have a bit of liquid to stabilize the sample or a small tablet to accomplish the same end. The best source location is one without a swivel spigot. Any screens or aerators should be removed prior to sampling. If there is concern about local contamination of the source, it can be wiped or sprayed with a bleach solution prior to drawing the sample as summarized above. Although only one sample of the system is required for coliform testing, a more realistic assessment of the water quality is obtained from several. At least three samples should be considered from diverse locations. A record of locations selected for sampling will allow testing throughout the system over an extended period of time.

Successful sampling at outdoor hydrants has been obtained in the following manner.

1. Place a bleed valve on the selected hydrant and allow the hydrant to run overnight.
2. The next morning, stop the flow and remove the bleed valve. Start water flow to a reasonable sampling rate. Pour a small amount of bleach over the hydrant spout so it drains down over the flowing water. Allow the water to flow for about 30 minutes and then fill the sample bottle as indicated above. The bleach will help remove the external contamination from the hydrant.

If there is precipitation or significant wind, external contamination could occur and one should wait for more acceptable conditions to obtain samples outdoors.

The State needs a contact for the water system in order to assure that the Association receives appropriate information regarding water systems. Whenever a change of officers occurs that changes the responsibility, the District 7 office should be notified.

Coliform bacteria are organisms that are present in the environment and in the feces of all warm-blooded animals and humans. Coliform bacteria will not likely cause illness. However, the presence of coliform bacteria in drinking water indicates that disease-causing organisms (pathogens) may be present in the water system. Most pathogens that can contaminate water supplies come from the feces of humans or animals. Testing drinking water for all possible pathogens is complex, time-consuming, and expensive. It is relatively easy and inexpensive to test for coliform bacteria. If coliform bacteria are found in a water sample, steps are taken to find the source of contamination and restore safe drinking water. There are three different groups of coliform bacteria; each has a different level of risk.

Total coliform, fecal coliform, and E. coli are all indicators of drinking water quality. The total coliform group is large collection of different kinds of bacteria. The fecal coliform group is a sub-group of total coliform and has fewer kinds of bacteria. E. coli is a sub-group of fecal coliform. When a water sample is sent to a lab, it is tested for total coliform. If total coliform is present, the sample will also be tested for either fecal coliform or E. coli, depending the lab testing method.

#### ISOLATION VALVES

There are several isolation valves that allow various parts of the system to be isolated for repairs and modifications. The main line has isolation valves at Woodchuck (metal handle about two feet tall at the beginning of the road) and at Lot 137 just south of Deer Road (the valve is a multi-turn globe operated with a reach rod typically stored in the adjacent tree).

There is an isolation valve on the branch line at Elk Road, Deer Road, Coyote Road, Bobcat Road, Red Fox Road, and Beaver Road. The isolation valve at Elk is a multi-turn globe valve rather than a quarter-turn ball valve. A reach rod for this valve is stored in a tree near the valve. The isolation valve at Deer road also isolates the well pit from the main line along Sawtell road (see description of the No. 2 well pit. There may be other branch line isolation valves, but they have not been identified as yet. The isolation valve on Red Fox was used October 2003 to facilitate hydrant installation at Lot 190; it operated properly.

#### BURIED PIPE DESCRIPTIONS

The following information is limited and results from recent work done on the piping to install hydrants and/or provide a water supply to a cabin.

The water main on Bobcat is 3-inch PVC pipe changing to a 2-inch PVC pipe buried 72 inches deep about 10 feet north of the road center. The power line is in the roadbed about 6 feet south of road center and about 24 inches deep. A supply line to lots 173 and 174 was installed on 6/5/00.

The water main on Buffalo is a 3-inch PVC pipe changing to a 2-inch PVC pipe buried about 44 inches deep located about 13 feet north of directly under the power line for this road. There is a phone line at this same location about 18 inches deep.

The water main on Big Horn is a 3-inch PVC pipe changing to a 2-inch PVC pipe buried about 44 inches deep located about 7 feet north of the road center. There is a phone line approximately 5 feet north of road center at an unknown depth.

The water main on Goat is a 3-inch PVC pipe changing to a 2-inch pipe buried 54 inches deep based on measurements taken when a hydrant was replaced at Lot 12. (The owner damaged a hydrant and replaced it on 11-6-00.)

The water main on Elk is a 3-inch PVC pipe changing to a 2-inch pipe buried 60 inches deep on the south side of the road. There is a phone cable about 30 inches deep under the road (about 2 feet from the south road edge). (Gary Cooper made a connection to the 3-inch pipe for lots 131 and 132 on 10/31/01.)

The water main on Beaver is a 3-inch PVC pipe rated at 160psi changing to 2-inches. A connection was made on 11/7/01 for a hydrant to serve a cabin on lot 202. The pipe was found to be 4 feet deep and about 10 feet north of the road centerline. A nearby hydrant on lot 210 (north side of road) is 15 feet from the branch line. Power runs underground on the south side of the road and is about 10.5 feet north of the hydrant on lot 202. There is an underground phone line about 3 feet deep and 13.5 feet north of the hydrant on lot 202.

The water main on Red Fox is 2-inch PCV at lot 190 (hydrant installed for Albright October 2003). It is 40 inches deep at this location and is on the north side of the road 13.5 feet from directly under the power line, which is on the south side of the road. There is a buried phone line in the road (exact location not determined). Just past lot 190, the line turns to the SE and continues to the cabin on lot 192.

New (replacement) mainline was installed the summer of 2002 beginning just north of Moose road and going south to Goat road. The existing line was 2-inch poly; the new line is 4-inch PVC. The mainline just north of Moose jogs east then continues north. The line is 5 feet deep at Moose. It is 3 feet below the 10-inch culvert at Moose. A 3-inch shutoff valve for the branch line on Moose Road is located just south of Moose 17 feet from the mainline. The line has an elbow just past the valve, which moves the line 11 feet north, and to the south side of Moose.

The Moose line is 5 feet 6 inches deep. The first hydrant off Moose is 20 feet and 6 inches from the road water line. The underground power to the first cabin (Young - lot 90) is 16 inches deep in 3-inch conduit and is on a line south and slightly east of the pole toward the building lot. The road water line is 14 feet, 6 inches south of this power pole. The water line to the first cabin is 4 feet 6 inches deep and goes to the hydrant at the northeast corner of the cabin. The road water line is 44 feet north of the hydrant. The line to the Wilcox cabin (lot 99) connects to the road line at 17 inches west of power pole number E602F012 and 17 feet south of this same pole. The line is 3 feet 8 inches deep and runs on an angle rather than being at right angles. The hookup for the Stolworthy cabin (lot 93) is 10 feet 6 inches east of the Wilcox cabin hookup. It angles east and south to the

northwest corner of the cabin. The hydrant at lot 101 is 17 feet 6 inches north of the road water line. The hydrant at lot 94 (just east and north of the Stolworthy cabin) is 21 feet south of the road water line, which is 5 feet 6 inches deep. The hydrant line is 4 feet 6 inches deep. The hydrant to the cabin at lot 102 (Wood) is 45 feet 6 inches from the road water line and is 5 feet 6 inches deep (same as road water line) and was installed new with the road water line. The road water line is 13 feet 6 inches south of power pole E602F0122 (east of the Wood cabin). The road water line is 11 feet 6 inches north of the hydrant and blow out on lot 87. The water line to the cabin on lot 111 (near Yost cabin) is 11 feet 6 inches west of the flush valve at the end of the road water line. The service line is 4 feet 8 inches deep. The road water line is 33 feet from the deck on this cabin.

The Antelope well is connected to the main line 11 feet 6 inches north and 4 feet 6 inches west of the power pole supporting the meter base for the well. The connecting pipe is 2-inch poly that is 3 feet 6 inches deep. The pipe exits the vault on the south side and probably goes west on the south side of the well casing. This piping was earlier observed to be rather lightweight at the vault and should be replaced to avoid a failure. The main line is 5 feet deep at the well location.

The Antelope road line is 20 feet north of the power pole at the start of Antelope road. The line is 2-inch diameter and is very light duty (much less than schedule 40). The piping is connected to the main line through a 4x3 (inch) tee, 3-inch compression coupler and 45-degree elbows to reach the 53-inch depth of the road line from the 5-foot deep main line.

The service line to the cabin on lot 73 (Knight) is 64 feet south of the Antelope road power pole. It is a ¾ inch poly pipe that is 3 feet deep.

The main line at Buffalo is 3 feet west of the power pole (E602D0100). The line serving Buffalo is 13 feet 9 inches south of the power pole. The connection is a 4x3 (inch) tee with a 3-inch slip coupler and 45-degree elbows and reducer to the 2-inch line, which is 40 inches deep. The service line on Buffalo is very lightweight PVC (much less than schedule 40). A phone line from the pedestal west of the main road angles across the main road to lot 57 (Burt) and crosses the main water line 92 inches south of the power pole. It is 20 inches deep. Another phone line goes from this same pedestal to the cabin on lot 49 (Himes) and crosses the water line at 51 feet 6 inches from the Buffalo power pole. It is 22 inches deep. The service connection to the cabin on lot 57 (Burt) is ¾ inch poly pipe about 39 inches deep. The line connects to the main water line directly west of the yard hydrant. There is also a connection to the hydrant on lot 49 (Himes) that is 3 feet 8 inches deep. The line connects to the main water line directly west of the yard hydrant. The main water line is 5 feet 6 inches deep in this area.

The water line down Big Horn is 2 inches PVC buried 3 feet deep. It is rated at 160psi. It is 16 feet north of the power pole at Big Horn. The pipe is fairly good quality.

The water line down Cougar is 2 inches PVC buried about 3 feet deep. The pipe is not schedule 40, but is of reasonable quality.

The water line at the Goat well is 6 feet deep. The connecting pipe to the well vault is 3 inch PVC that is 3 feet deep. The transition from 6 feet to 3 feet depth is made with 45-degree elbows. There is a 3-inch slip joint going to the vault. The main line continues to Goat at 3 feet depth and is 3 inches in diameter.

Water was connected to hydrant on lot 60 for J. Wallin. The branch on Buffalo is 2-inch PVC on the north side of the road. It is 13 feet from directly under the overhead power line. It is 42 to 46 inches deep. The line to the hydrant drops from the main to a depth of 82 inches. There is an underground phone line 6 feet north from directly under the power line. It is 18 to 20 inches deep. O. Harman did the work on 8/22/02.

The main line at Bear is 4 feet east of power pole E602F0100 and is 5 feet deep. It is 4-inch PVC. There is a slip joint just south of the branch to Bear. The Bear line is 3-inch PVC and starts vertically from the main line. It elbows 90 degrees to the east and is 4 feet deep and five feet north of the power pole noted above. There is a slip joint on the 3-inch line near the tee. (Information from leak repair on 9/20/02.)

The main line from the isolation valve in front of the Cooper cabin (between Elk and Deer) was replaced to about 200 feet north (between Deer and Coyote) on June 14, 2004; work completed by Brent Stolworthy. The installed piping is 4-inch diameter PVC; it replaced some amount of 3-inch PVC with several elbows that appeared to be causing a dynamic pressure drop from Deer to the north part of the system. On July 4, 2004 there was a leak just south of the isolation valve. Ed Stolworthy repaired the line and found the threaded PVC attachment to the valve was cracked.

Brent Stolworthy replaced the branch line on Deer road June 15, 2004. The line is three-inch diameter PVC to about half way down the road and then changes to two-inch PVC. The line was extended to the east boundary of the subdivision. There is an isolation valve for this line near the Deer well pit. This valve has a square drive rather than the usual slot; it is a quarter-turn valve but will rotate past the shutoff point. The line passes the Deer well pit on the north side and then angles to the north side of Deer road to continue east along the north side of the road at a depth of about five feet. There were six homes along the road that were connected to the new line; the old line (galvanized pipe) was abandoned in place for most of the length of the road. A new hydrant was installed for Kelly and the line to the Farrow cabin was replaced along with the isolation valve (owners paid costs). The phone line is under the roadbed just south of center.

#### SIGNIFICANT REPAIRS AND ISSUES

Set points adjusted July 2000: Deer 40psi to 55psi and Weasel 35psi to 55psi. No changes made to Antelope.

The piping from the No. 2 well pit (Deer Road) was leaking at the transition from galvanized to PVC. Brent dug just outside the pit and repaired the leak 8/9/01. A sump pump was installed a month or so later in this pit. Wiring was also placed in a conduit.

About the time Brent repaired the leak at the NO. 2 pit, he replaced a waterlogged pressure tank in pit No. 1 (Antelope Road). He also replaced the pressure gage and the piping manifold in this pit. One of the valves had failed allowing the gate to move free of the handle causing pressure changes. Some of the piping coming into this pit appears to have a rather thin wall. It should probably be replaced before a failure occurs. The valving in this pit allows isolation of the piping south of this pit from the rest of the system. The valves are marked in the pit as to their function. Brent also looked for the main line along Sawtell at this pit (dug with backhoe). It appears that the main line is not continuous along the road, but goes through the pit in some fashion (consistent with being able to isolate inside the pit). The main line should probably be continuous along the road and the No. 1 pit should be connected to the main consistent with the other pits. (Note - this piping was replaced as described above in 2002 beginning at Moose road.)

January 2001 the electrical controls (relays, capacitors, etc.) were replaced in Deer due to failures. Loose connections were found on the breaker in July 2003. It was apparently over heating and then opening. No other causes for the breaker opening were found. Checks on the system indicate that the pump draws only 2/3 of the specified current. This indicates that the pump is degraded (perhaps impeller wear) and is functioning at about the two horsepower level.

The controls for the No. 3 well (Antelope) are located in the pit that is a rather unfriendly environment due to the moisture present. The controls are also relatively old. The controls should be replaced and located outside the pit. Other controls are located on a pole near the pit rather than in the pit. In February of 2001, several loose connections were found in the controls for this pump that caused heating and a tripping of the over-temperature protection. No difficulty was experienced until July 2003 when a circuit breaker failed (severe overheating assumed to corrosion). The breaker was replaced, but investigation found a failed "operate" capacitor. It didn't appear to be significant to the operation and replacement was delayed pending complete replacement and relocation outside of the well pit. The control for this pump has been replaced and is located on a pole outside of the pit but near the road (July 2005).

The No. 1 well has a five horsepower pump installed. Beginning in the fall of 2000, the pump apparently pumps more water than the well can supply. A considerable amount of air was being put into the water system. It was traced to the No. 1 well. The outlet valve is throttled to limit the amount of water the pump can lift. This may be the result of a low water table and may not be an issue with a higher water table. The well appeared to operate acceptably after the pump was initially installed (a record of the installation is not readily available, but it is a relatively recent change from a smaller pump). The pump is not compromised by being throttled, and the cost of operating the pump is not adversely affected. However, the pump may be over sized. More experience is needed.

The water line along Moose Road was replaced in July 2002. The existing pipe was original installation and was a small diameter (perhaps one inch) galvanized pipe was buried less than two feet deep. The pipe installed is 3-inch PVC for four hundred feet changing to 2-

inch PVC for the remainder (about 360 feet). Fill was added to the roadbed and the surface was graded to restore it following the excavation. New hookups were made to the Wilcox, Wood, and Yost cabins at owner's expense. The other cabins were hooked in without a change to the piping. Existing hydrants were also reconnected. This work was completed at the same time that the main line was replaced from Moose to the Goat well. The roadbed for Cougar was also built up and graded. The work was completed by Brent Stolworthy.

The main line was also replaced in July 2002 from Moose to the Goat well. The existing piping was 2-inch polyethylene. It was replaced with 4-inch PVC. There was antiquated and small piping in the main near the Antelope well. Following the replacement, flow appears to be improved between the north and south portions of the water system. The system capacity on the following holiday weekends appeared adequate.

A fourth pit was installed in October 2001. The power is at the pit location. Pipes have been stubbed into the pit from the main line and the well. There are no pressure tanks installed and there is not a pump as of October 2001. Pressure tanks were obtained in the summer of 2003 and placed in the pit. No piping connections were made. The static water level was measured in Goat and found to be 55 feet below ground surface (August 2003). The well log (July 1968) indicates a static level of 48 feet. This well was drilled to 90 feet and has a six-inch casing to about 69 feet. The pump for this pit was installed in July 2005 and put into service. The pump is a Goulds model No. 2343162604, which is a 3-horsepower variable speed pump operating on 230V. The controller is A Goulds pump ITT BF 30. The water level was measured to be 46 feet from the surface. The pump was hung from four lengths of 21 foot galvanized pipe sections. The pump is about five feet long and the pitless adapter is about five feet below the surface. As a result, the water is being pumped from about 94 feet. The well measured 102 feet in depth. The tanks in the pit as well as the piping have been insulated to reduce the condensation and provide some protection for the controller (completed after Housely finished). Installation of this pump and the completion of the piping in the pit cost about 4500\$. It was done in conjunction with some repairs to well pit No. 3. The fixed speed controller initially placed at No.4 was moved to No. 3 to replace the degraded control system at this well. The controller was placed on the power pole outside of the pit to reduce damage due to moisture. The work was performed by Housley of St. Anthony. This Goat well pit needs a sump pump.

A 4x3 tee was replaced at the beginning of Bear road 9/20/02. The tee had a small crack that had caused a soft spot in the road since spring. The main line here is 4-inch PVC and the side road begins at 3-inch PVC. Brent Stolworthy completed the work.

Several flush valves that were difficult to operate were replaced in June 2003. Valves on Woodchuck, Elk, Bear, Buffalo, and Goat roads were replaced. In each case the piping at the location was 2-inch PVC. The line on Goat road was extended from the last hydrant to the end of the road (about 115 feet) to place the flush at the east boundary line. The flush valve was previously near the middle of the road. The flush valve on Deer Road was evaluated for replacement since it appeared to be less than two inches. Brent found the piping at the end of Deer Road to be small diameter (about 1.5 inches) and aging galvanized pipe. He

verified that it was also this same piping midway down Deer. It is old and needs to be replaced before it fails. (Note this replacement was completed in 2004.)

Significant pressure losses were noted between Deer and Weasel in August 2003 (they have probably been there for some time, but were just quantified). Brent was requested to investigate and found the main line at Deer and at Beaver to be only three-inch diameter PVC. Also in the near vicinity of the Deer well pit, the piping changes direction several times resulting in an estimated six elbows in about 100 feet. Additionally, the valve that was thought to isolate the Deer well from the main appears to isolate the north piping (main line) from the south. It is assumed that the piping from the large isolation valve at Lot 137 north is only three-inch PVC rather than four inch. (Since there was some amount of two-inch poly pipe south of Antelope, there could be some at the north end as well?) It appears that the main line near Deer could be modified without a great deal of work and most of the elbows could be removed. It is estimated that most of the observed pressure drop between Deer and Weasel would be eliminated by such a modification. (Note this piping was replaced in 2004.)

The Weasel well pit filled with water about 5/2/05 apparently due to spring runoff and a failure of the sump pump switch (it probably got trapped in the rather small sump). The pressure tanks floated and broke one of the connecting pipes. Housley from St. Anthony repaired it and found the contactor for this pump to be failed. The contactor was replaced 5/18/05. This sump pump should be replaced with a model that has a float switch that functions properly in a small sump. It will probably be done in conjunction with placing a sump pump in the Goat pit. About this same time, the Deer pump control malfunctioned and did not shut off on high pressure. Housely found a short in the supply to the pressure switch that kept the pump running. New wires were pulled to the pit to feed the pressure switch. Although the pressure gauge in the Deer pit indicated near 90 psi, there were no indications of damage to the system. The sump pump in this pit has been replaced with one that is intended to work in a small diameter sump. The pump from this pit has been moved to Goat and put in a large-diameter sump that accommodates the float. The work was completed in the fall of 2005.

The connection to the first cabin on Muskrat started leaking during the winter of 2004/2005. It was replaced on 5/23/05 by Ed Stolworthy. The connection was just south of the center of the road. The piping is 3-inch PVC buried about 4 feet deep. At the same time, the stop and waste at the cabin was replaced (owners expense).

#### FORCED SHUTOFF

It may be necessary to shut off service to a lot due to failure to pay the required assessments. The action requires digging to the stop and waste valve serving the hydrant at the affected lot. The valve is turned off and then covered with dirt without a standpipe in place to access the valve. Other hydrants may be treated similarly to preclude water service to the affected cabin via hose hookup through a hose bib. (Note that the stop and waste would bleed water from cabin and probably preclude service in this fashion, unless the owner has another isolation valve between the cabin and the stop and waste that stops service.)

Marking of any underground utilities should be obtained prior to digging. Dig Line at 1-800-342-1585 will provide the service; they provide a verification number, which should be kept to assure that the Association is not responsible if an unmarked utility is damaged in the digging process.

Lot pairs 53 and 54 and Lot pairs 61 and 62 each have buried stop and waste valves that can be dug and reburied to complete the termination of service. These valves are upstream from the lot hydrant. The valve for Lot pairs 53 and 54 is located 11 feet north of the road center and 112 feet west of power pole E602C0300. The branch line on this road (Big Horn) is 2 inch PVC located on the north side of the road 7 feet from center and 44 inches deep. There is a phone line approximately 5 feet north of the road center at an unknown depth.

The valve for Lot pairs 61 and 62 is located 19 feet west of power pole E602D0200 and approximately 50 inches deep. The branch line on this road (Buffalo) is 2 inch PVC located 13 feet north from directly under the power line 44 inches deep. There is a phone line 13 feet north from directly under the power line and 18 inches deep.

#### SYSTEM OWNERSHIP/RESPONSIBILITY

The Association owns and maintains the water system main line and branch lines. A water agreement was formalized and recorded with Fremont County on 11/4/98. The individual Association member is responsible for piping from the branch line to and inside their cabin. The Association has agreed to supply water to each cabin site. Typically a stop and waste valve with a freeze less hydrant is installed at each cabin site. This installation is done by the Association and charged to the Association member to assure that the installation is done to Association standards (a member may have a private contractor do the work with concurrence of the Association). The cost has typically been about 500\$. The owner will extend piping from this installation to the cabin as needed.

The Association will generally not repair or replace these hydrants and valves unless either requested by the individual or if there is a failure or malfunction that compromises the system or Association facilities (e.g. the adjacent road). In this case the Association may choose to repair as needed and bill the owner (assuming the owner has not responded properly to the conditions).

I certify that file No. 21-07507

has been reviewed and is ready to be

MICROFILMED and DESTROYED.

The attached proof report is the water right as it appeared in the database prior to final status entry and deletion from the database.

SCurtis  
Reviewer

10/24/94  
Date

WR5808NP  
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROOF READING REPORT

10/21/94 16:32:27  
Page 1

Water Right Number - 21-07507

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

\*\*\* C - CURRENT OWNER \*\*\*  
ISLAND PARK WATER CO.

1 - SAWTELL ESTATES  
2 - C/O ED STROBEL  
3 - 500 S. WOODRUFF  
City- IDAHO FALLS  
Phone - 208-558-7354

State- ID Zip- 83401

+ - - Priority Date - - +  
04/24/1991

+ - - Region - - - +  
15 EASTERN

+ - - Stage - - - +  
P - PERMIT

+ - - Status - - - +

+ - - - - Source - - - - - +  
GROUNDWATER

+ - - - - Tributary - - - - - +

Tw	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
14N	43E	2	SW NW			(43) FREMONT				
			NW SW			(43) FREMONT				
			SW SW			(43) FREMONT				

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
43 - DOMESTIC		01/01	12/31		0.430	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +  
0.430

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
14N	43E	2	NW NW			43	DOMESTIC	(43) FREMONT
14N	43E	2	SW NW			43	DOMESTIC	(43) FREMONT
14N	43E	2	NW SW			43	DOMESTIC	(43) FREMONT
14N	43E	2	SW SW			43	DOMESTIC	(43) FREMONT

+ - - Diversion Means - 4 WELLS, PUMPS, MAINLINE TO HOMES

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +  
Domestic use is for 100 homes.  
Two points of diversion located within SWSW, S02, T14N, R43E.

+ - - - - - Old Water Right Numbers - - - - - +  
No Old Water Right Numbers found.

WR5808NP  
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROOF READING REPORT

10/21/94 16:32:27  
Page 2

Water right number - 21-07507

Prefix Translation: WATER RIGHT

+ - - - - Conditions of Approval - - - - - +

- 26A - Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
- 01C - A flow measurement port or other device as specified by the Department shall be installed by the right holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 048 - The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
- 049 - The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
- 004 - The issuance of this right in no way grants any right-of-way or easement across the land of another.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +  
00/00/0000

+ - - - - Comments - - - - - +

Date: 07/06/1994 User Id: VAULT Subject: Lapse Notice Sent  
Lapse Notice Sent

+ - - Audit Fields - 05/02/91 BODELL 06/28/91 SKAGGE 07/06/94 COMMENTS

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 07/01/1994	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 07/02/1991	Protested Date	- 00/00/0000	Swan Falls	- 1
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	- E016001	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 04/24/1991	Transfer/Amended	-
Decree Date	- 00/00/0000	Name Connector	-	POU Ownership Flag	-
Presumption Flag	-				

July 6, 1994

ISLAND PARK WATER CO.  
SAWTELL ESTATES  
C/O ED STROBEL  
500 S. WOODRUFF  
IDAHO FALLS ID 83401

LAPSE NOTICE

RE: PERMIT NO. 21-07507

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 April 30, 1994. 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 fifteen dollar (\$15) fee.

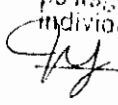
Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON  
Chief, Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 7/6/94  
a copy of this document was  
deposited in the United States mail,  
postage prepaid addressed to the  
individual(s) named above.



April 30, 1994

ISLAND PARK WATER CO.  
SAWTELL ESTATES  
C/O ED STROBEL  
500 S. WOODRUFF  
IDAHO FALLS ID 83401

RE: PERMIT NO. 21-07507 PROOF DUE NOTICE

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 July 1, 1994. (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.

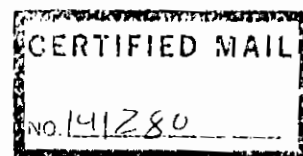
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

CECIL D. ANDRUS  
GOVERNOR

R. KETHI HIGGINSON  
DIRECTOR

July 8, 1991

ISLAND PARK WATER CO.  
SAWTELL ESTATES  
C/O ED STROBEL  
500 S. WOODRUFF  
IDAHO FALLS, ID 83401

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 21-07507

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water.

Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:blm

Enclosures

# APPLICATION FOR PERMIT REVIEW

Application #: 01-0001  
Date: 6/25/91

Reviewer: Pam Skaggs

Existing:  
☒ No Complete in 1 year - 26A-P17  
 Yes  
     Proof not submitted - P16  
     Proof submitted - N/A  
☒ Groundwater:  
     ☒ GT. 0.2 cfs - 01G-P03, 01C-P03 (existing well)  
     LT. 0.2 cfs - N/A  
☒ Drilling Permit:  
     Approved w/permit - P99  
     Not included - (046-P23) (All GW, even existing wells)  
☒ Location:  
     ☒ Water Districts - WD No. 005  
         Surface water - 005, 005-01H-P01 (LT.2 w/pump)  
                             005-01J-P08 (GT.2)  
     ☒ Groundwater - P05  
     Irrigation Districts - 023  
     Canal Co. Areas - 023  
     Drainage Districts - 024  
     Boise Front (63) - 058 (Groundwater)  
     ☒ Swan Falls Flag - 1 (1, Blank or Other)  
     Trust - 051-052-053-P74 (Consumptive Uses)  
     Non Trust - 048-049  
 River Basins:  
     (Surface Water) Water District Control Condition &....  
     Boise (63) - 05A & 11E  
     Payette (65) - 047-P04, 059-P71  
     Snake (01, 02 & 03) - 11A-P04 (01), 061-P07 (02/03 No W.D.Cond.)  
 Use:  
     Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),  
                             042 (req.), 002-P06 (MD), 07A (Spec.),  
                             044 (Policy 5G)  
     Power - Use Power Review  
     Mining - 06A or 010, 09E-P10 & 054 (req.)  
     Storage - 18A-for multiple measuring devices (In WD),  
                             18B-P09 (Size)  
     Rec. & Aesthetic - 027 (Non-Consumptive)  
     Domestic - 021 (restricted areas)  
☒ Ownership:  
     Non land owner - 004  
☒ Protested:  
     Agreement - 020  
☒ Beneficial Use Due Date: 7-01-1991  
 Other Conditions Recommended \_\_\_\_\_



State of Idaho  
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

CECIL D. ANDRUS  
GOVERNOR  
R. KEITH HIGGINSON  
DIRECTOR

13-May-1991

ED STROBEL  
500 S WOODRUFF  
IDAHO FALLS ID 83401

RE: Application No. 21-750 7

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in HERALD-CHRONICLE on May 16 & 23, 1991. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

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

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

Sincerely,

HAROLD W. JONES  
Water Rights Supervisor

HWJ/rb

21-07507

ISLAND PARK WATER CO.  
SAWTELL ESTATES  
C/O ED STROBEL  
500 S. WOODRUFF  
IDAHO FALLS, ID 83401

Source: GROUNDWATER

Diversion Pt:	SWNW	Sec 2 T 14N R 43E
	NWSW	Sec 2 T 14N R 43E
	SWSW	Sec 2 T 14N R 43E

Use: DOMESTIC ( .430 CFS)  
Total Diversion: ( .430 CFS)

Date Filed: 4/24/ 1991

In: T14N R43E S02

NWNW

SWNW

NWSW

SWSW