

RECEIVED

MAY 15 2009

WATER RESOURCES
WESTERN REGION

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

77-14319

BEAR LAKE MINING CO LLC
5700 GRANITE PARKWAY STE
350
PLANO TX 75024
Point(s) of Diversion SENWSE
S9 T24N R05E
IDAHO County Source
SPRING

Tributary To BEAR LAKE
Use: DOMESTIC
01/01 To 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 01/23/2009
Place Of Use: DOMESTIC
T24N R05E S9 NESE
Remark: This application propos-
es the diversion and use of water
tributary to a federally designated
Wild & Scenic River. The decreed
minimum stream flow rights for the
federal Wild & Scenic Rivers are
subordinate to certain categories of
water use and to specific amounts
of water use established after the
minimum stream flow. The water
use proposed in this application
will benefit from the subordination
provision because it is for domestic
purposes. The diversion rate will be
applied to the subordination
amounts specified in the decree for
the applicable Wild & Scenic River.
Permits will be subject to all prior
water rights. Protests may be sub-
mitted based on the criteria of Sec
42-203A, Idaho Code.

Any protest against the approval of
this application must be filed with
the Director, Dept. of Water Re-
source, Western Region, 2735 Air-
port Wy, Boise ID 83705 together
with a protest fee of \$25.00 for
each application on or before
05/26/2009. The protestant must
also send a copy of the protest to
the applicant.

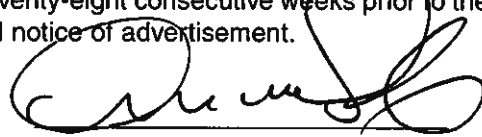
DAVID R. TUTHILL, JR., Director
Published on May 6th &
13th, 2009

M6-13

AFFIDAVIT OF PUBLICATION

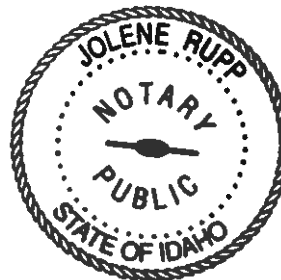
STATE OF IDAHO
County of Idaho - ss.

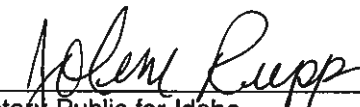
Andrew J. McNab, being first duly sworn, says he is the
Publisher of the IDAHO COUNTY FREE PRESS, a weekly news-
paper published and issued weekly at Grangeville, Idaho County,
State of Idaho, and is of general circulation in said county and
state, that the said legal notice, of which the one hereto attached
is a true copy, was published in said paper for two weeks, being
published two times, the first publication being on the 6th day of
May, 2009; and the last publication on the 13th day of May, 2009;
and that the said legal notice was published in the newspaper
proper and not a supplement; that said newspaper has been con-
tinuously and uninterruptedly published in said county during a
period of seventy-eight consecutive weeks prior to the publication
of said legal notice of advertisement.



STATE OF IDAHO)
COUNTY OF IDAHO)

On this 13th day of May in the year of 2009, before me a Notary
Public personally appeared Andrew J. McNab, known or identi-
fied to me to be the person whose name subscribed to the with-
in instrument, and being by me first duly sworn, declared that the
statements therein are true, and acknowledged to me that he
executed the same.




Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 7-29-13

✓ OK DB 6/1/09