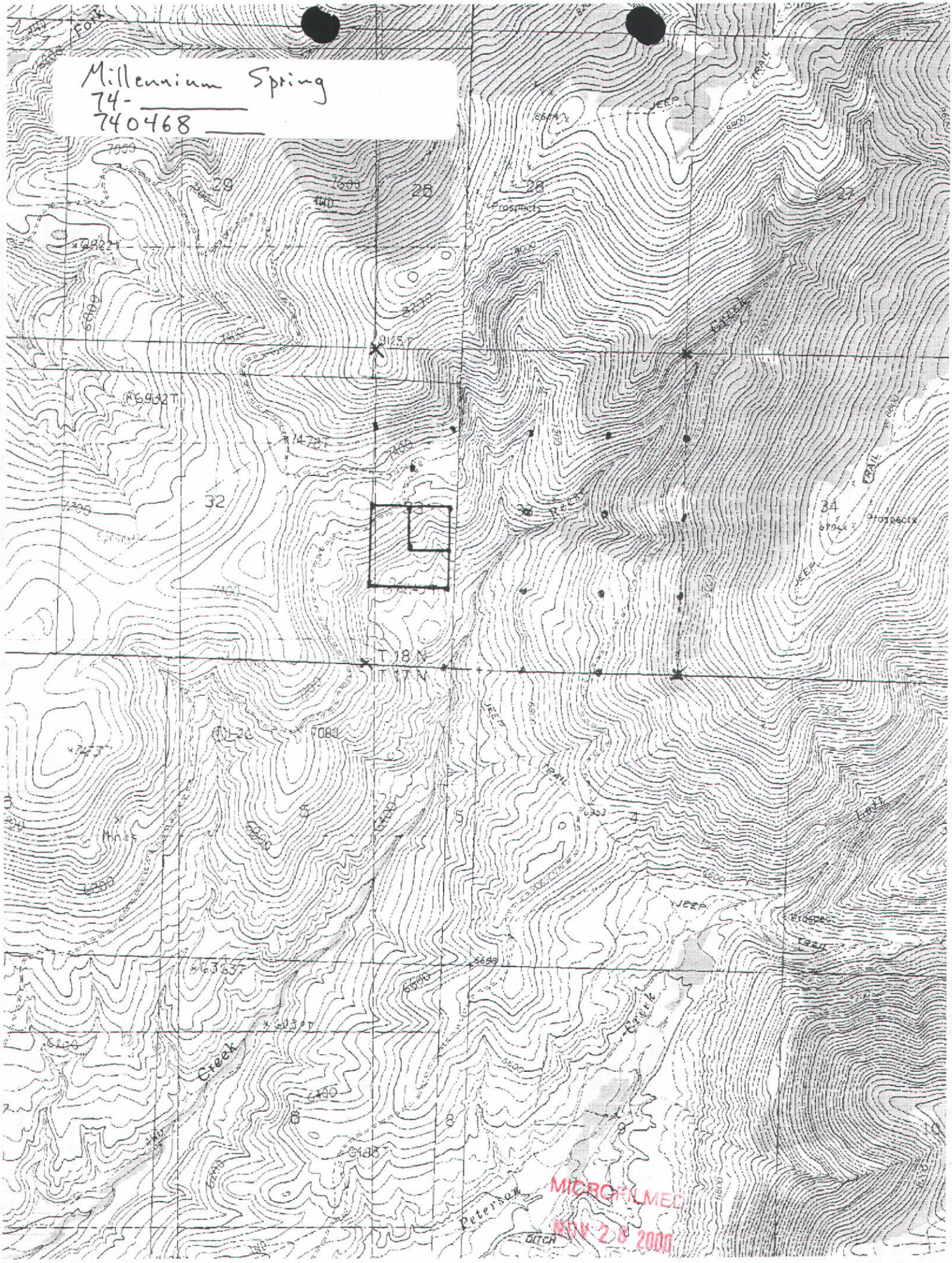
Millennium Spring
74-
740468



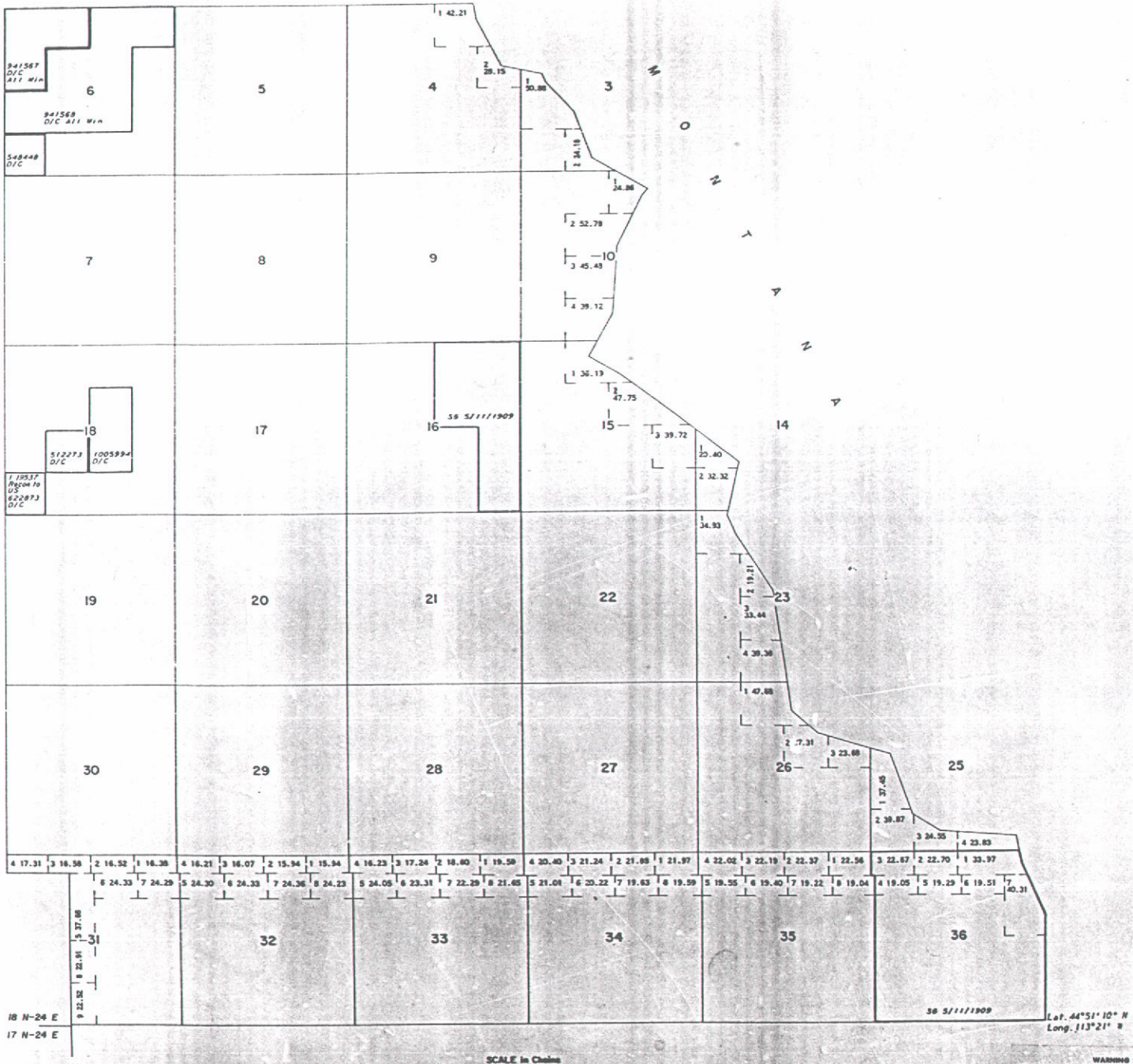

MICROFILMED
NOV 28 2000

# TOWNSHIP 18 NORTH RANGE 25 EAST OF THE BOISE MERIDIAN, IDAHO

LEMHI COUNTY 059

SALMON DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES




## MT PLAT

| INDEX TO SEGREGATED TRACTS | | | | |
|---|---|---|---|---|
| RESURVEY | ORIGINAL SURVEY | | | |
| TRACT NO | T | R | SEC | SUBDIVISION |
| | | | | |

All Tp included in I 07795 Cet PL 167 (Act of Cong 7/23/1955) completed 12/22/1960. All PD surface Mgmt by BLM

FOR ORDERS EFFECTING DISPOSAL OR USE OF UNIDENTIFIED LANDS REFER TO INDEX OF MISCELLANEOUS DOCUMENTS.

| CURRENT TO | CURRENT TO |
|---|---|
| SEP 4 1970 | |
| | |

USE PLATS:

WARNING STATEMENT

This plat is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. Records hereon do not reflect title changes which may have been effected by lateral movements of rivers or other bodies of water. Refer to the cadastral surveys for official survey information.

Boise Mer
T. 18N
R. 25E

MICROFILMED
NOV 28 2000

# APPLICATION FOR PERMIT
# STATE OFFICE ANALYSIS
**Reviewed by Sharla Curtis on** 3/16/00

No. 74-07393 **Name:** BLM **Corp. Officers** N/A **Ad ok** ✓ **Govt Lots** ___

**AREA OF CONCERN:** **No/Yes** S/C / Wild **Moratorium** ___ **GWMA** ~~**TRUST/NON-TRUST**~~
non-cons. ok

**GROUNDWATER:** (√Flow Chart)

| | |
|---|---|
| DRILLING PERMIT | |
| All wells | - 046(**P23**) |
| Basin 34 | - 085 |
| Irr. w/in WD | - **P05** |
| WMD | - North/East/West |
| ≤ 0.24 cfs/5 acres | - No MD |
| > 0.24 cfs/5 acres | - 067 |
| ~~WMD~~ | |
| Supp irr (irr = only use) | - 065-104 |
| Supp irr (+ other uses) | - 100-105 |
| ≤ 0.24 cfs/5 acres | - No MD |
| > 0.24 cfs/5 acres | - 01M |

**SURFACE WATER:** (√Flow Chart)

| | |
|---|---|
| F&G contacted | - Yes/No Response ___ |
| In/Above MSF | - WB9 |
| PLANNING SECTION REVIEW/RESPONSE | ___ |
| In-stream development | - **P52** |
| WD | - R04 (WD# ___) |
| ≤ 0.20 cfs/others | - 01H(P01), 01P or No MD |
| > 0.20 cfs | - 01J(**P08**) |

**SPRINGS/SINK, INACTIVE WD & REST OF STATE**

| | |
|---|---|
| ≤ 0.24 cfs/5 acres | - No MD |
| ~~> 0.24 cfs/5 acres~~ | - 01M or No MD |

**LOCATION:**

| | |
|---|---|
| ~~Boise Front LoGeo~~ | - 058 (<85 GW) |
| ~~Mitigation~~ | - 121 |
| 42-248 Area | - **P84** (20s-70s, 81-86) |
| Swan Falls Flag | - ___ |
| Trust | - 051(**P74**) (consumptive uses) |
| Non-Trust | - 048-049 (consumptive uses or non-cons. > 1.0 cfs) |

**RIVER BASINS:** (SW special considerations)

| | |
|---|---|
| Snake R (01) | - **W22(P04)**, N/A |
| (02,03) | - 007 (w/ remark WB9 if above Weiser) |
| Payette R (65) | - ~~047(**P04**) (Payette Lake)~~ N/A spring |
| Salmon R (70's) | - 029 (fish screens) |
| Weiser R (67) | - 086-087 |

**USES:**

| | |
|---|---|
| STORAGE | - 18A-01H(**P01**),01P-18B(**P09**)-NA |
| IRR ≤ 5 ac | - R66/R67/R68/R69 (0.03 cfs/ac) |
| > 5 ac | - R62/R63/R64/R65 (0.02 cfs/ac) |
| STOCKWATER | - R37 (BLM/USFS) |
| MINING | - 054-081(**P10**) |
| FISH PROP | - 029(70'S only)-007-042-081(**P10**) |
| HEAT/COOL | - R07(injection well) |
| FIRE PROT. | - 077 |

**USES:**

| | |
|---|---|
| POWER | - 17H-17K (+uses)-08A-025(**P18**)-01N-081(**P10**) |
| MUNICIPAL | |
| Restricted area | - 022,075 |
| Irr., GW supp to SW | - 102 |
| DOMESTIC | |
| Surface water | - WB5 (Big Wood or Boise above Star Bridge) 27A (Payette R) |
| >1 in restricted area | - 070-071-075(no parks/common areas, etc) |
| Irr use listed separate | - WB5 |
| Moratorium approvable | - W03 (2500 gpd – meets domestic definition i.e. D/convenience store) |

**BENEFICIAL USE DUE:** 4 / 01 / 2001

**MISC CONDITIONS/REMARKS:**

| | |
|---|---|
| ~~Protested~~ | - 020-W19 |
| Development Period | |
| ≤ 1 yr | - **P16** |
| > 1 yr | - 26A(**P17**) |
| Ownership | - 004 |
| Non-consumptive | - 027 |
| Water Quality | - 081-R07 |
| Multiple pd's per ¼¼ | - W32 |
| Subd lot desc (pd) | - W59 |
| Subd lot desc (pu) | - W60 |
| Use definitions | - W02 example – S/50 range 600 |
| Pre-1987 development | - 068-074 (allow 120 days for proof due) |
| Single p/d intended | - 076 |

**IRRIGATION SEASON** ___ - ___ (Per updated map)

**OTHER CONDITIONS/REMARKS** Source locally known as Millenium Spring

**COMMENTS** ___

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

| | | |
|---|---|---|
| IN THE MATTER OF PERMIT NO. 74-7393 IN THE NAME OF US DEPT OF INTERIOR, BUREAU OF LAND MANAGEMENT, | ) | **REINSTATEMENT ORDER** |

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted to the Department on or before March 20, 2000; and,

WHEREAS, the Department granted the permit holder one extension of time for filing the proof of beneficial use for this permit, the latest granting a proof of beneficial use deadline for April 1, 2003, and,

WHEREAS, the Department notified the permit holder on January 31, 2003 by certified mail that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use or an extension of time request; and,

WHEREAS, the Department sent the permit holder a lapse notice on April 16, 2003, since it had not received an acceptable proof of beneficial use statement or extension of time; and,

WHEREAS, Section 42-218a, Idaho Code, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting acceptable proof of beneficial use on May 28, 2003;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 74-7393 is **REINSTATED** with an advance in priority to **April 4, 2000.**

DATED this 16th day of June, 2003.

L. GLEN SAXTON, Chief
Water Allocation Bureau

Form No. 217
6/00

FOR OFFICE USE ONLY
Amt. of Fee $: 50.00
Receipt No. 0069274
Receipt By: [illegible]
Date Received: 5-28-03

RECEIVED
MAY 28 2003
Department of Water Resources

# 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. 74-7393 Telephone No. 756-5423
2. Name of Permit Holder(s): BLM
3. Mailing Address: 50 Hwy 93 S.

   City Salmon State ID Zip 83467
4. Source of Water: Spring If **GROUNDWATER** (well), Date Drilled: mo._____ / yr._____

   Well Driller: _____ Drilling Permit Number: _____
5. Use(s) (as authorized by the water right permit):

   Domestic (No. of households): _____ Stockwater (No. and type of stock): 600 cattle

   Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: .02 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 X
   Has the measuring device been installed? Yes ____ **or** No X
8. Fee Enclosed: $ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.

   Name: _____ Telephone Number: _____

   Address: _____
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: [signature] NRS Date: 4/25/03
*(include your title, if on behalf of company of organization)*

MICROFILMED

Form No. 204
12/99
FILING FEE $50.00

For Office Use Only
$50 Fee Receipted by HCJ
Date 3-9-01
Receipt No. E026530

RECEIVED
MAR 16 2001
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAR 09 2001
Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# REQUEST FOR EXTENSION OF TIME

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

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

Permit No. 74-7393

Name(s) of Permit Holder: USDI-BLM

Address: 50 Hwy 93 S. City Salmon State ID Zip 83467

Telephone No. 756-5400 Date Proof is Due: 4/1/2001

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

NEPA paperwork is done. Parts and supplies are on hand. It's on the schedule for summer of 2001

Costing $

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

Staff was kept too busy last summer due to the heavy fire year.

Permit holder(s) request an extension to October 1, 2002.

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

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be

APPROVED and the time within which to submit proof of beneficial use is extended to April 1, 2003.

Signed this 16th day of March, 2001.

L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED

State of Idaho
Department of Water Resources

# Permit To Appropriate Water

NO. 74-07393

**Priority:** February 7, 2000 Maximum Diversion Rate: 0.02 CFS

This is to certify, that **US DEPT OF INTERIOR**
BUREAU OF LAND MANAGEMENT
RT 2 BOX 610
SALMON ID 83467
has applied for a permit to appropriate water from:
**SPRING** tributary of **SINKS**

and a permit is **APPROVED** for development of water as follows:

| BENEFICIAL USE | PERIOD OF USE | RATE OF DIVERSION |
|---|---|---|
| STOCKWATER | 01/01 to 12/31 | 0.02 CFS |
| WILDLIFE | 01/01 to 12/31 | 0.02 CFS |
| | Totals | 0.02 CFS |

**LOCATION OF POINT(S) OF DIVERSION:** NENWSW , Sec. 33, Township 18N, Range 25E
LEMHI County

**PLACE OF USE:** STOCKWATER

| TWN | RGE | SEC | |
|---|---|---|---|
| 18N | 25E | 33 | NWSW |

**PLACE OF USE:** WILDLIFE, same as STOCKWATER use

## CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before **April 1, 2001.**
2. Subject to all prior water rights.
3. This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment.
4. Stockwater use is for 600 range cattle.
5. Source is locally known as Millenium Spring.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 20th day of March, 2000.

L. Glen Saxton
for Karl J. Dreher, Director

RECEIVED

FEB 0 7 2000

Ident. No. 74-07393

Department of Water Resources
Eastern Region

RECEIVED

MAR 1 3 2000

Department of Water Resources

ATE OF IDAHO
OF WATER RESOURCES

# APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

2-4-00
R Fosters

1. Name of Applicant Dept. of Interior - Bureau of Land Management Phone 208-756-5423
   Mailing address Route 2 Box 610 Salmon ID 83467
2. Source of water supply unnamed spring which is a tributary of sinks
3. Location of point of diversion is Township 18N Range 25E Sec. 33, in the NE 1/4, NW 1/4, SW 1/4, Govt. Lot _____, B.M., Lemhi County; additional points of diversion if any: _____
4. Water will be used for the following purposes:
   Amount .02 cfs for stockwater purposes from 1/1 to 12/31 (both dates inclusive)
   (cfs or ~~acre-feet per~~ annum)
   Amount .02 cfs for wildlife purposes from 1/1 to 12/31 (both dates inclusive)
   (cfs or ~~acre-feet per~~ annum)
   Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
   (cfs or acre-feet per annum)
   Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
   (cfs or acre-feet per annum)
   Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
   (cfs or acre-feet per annum)
   Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
   (cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.02 (cubic feet per second) and/or (b) _____ (acre feet per annum)
6. Proposed diverting works:
   a. Describe type and size of devices used to divert water from the source 30"x30" culvert type collector 1¼" 125 psi polyethylene pipe
   b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
   c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
   d. Is ground water with a temperature of greater than 85°F being sought? no
   e. If well is already drilled, when? _____; Drilling firm _____
   Well was drilled for (well owner) _____; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 1 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. ~~[illegible]~~ 600 cattle
   c. Municipal; show name of municipality. _____
   d. Domestic; show number of households. _____
   e. Other; describe fully. wildlife

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NOV 2 8 2000

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 | RGE | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTALS |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 18N | 25E | 33 | | | | | | | | | | SW | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

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? DOI-BLM

b. Who owns the land to be irrigated or place of use? DOI-BLM

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Remarks: Site is very close to 1/4 1/4 line. Site will be GPS'd to check accuracy at time of construction

Locally known as Millennium Spring.

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

Alan Bittner

Signature of Applicant (and title, if applicable)

Received by HWJ Date 2-7-2000 Time _____ Preliminary check by _____

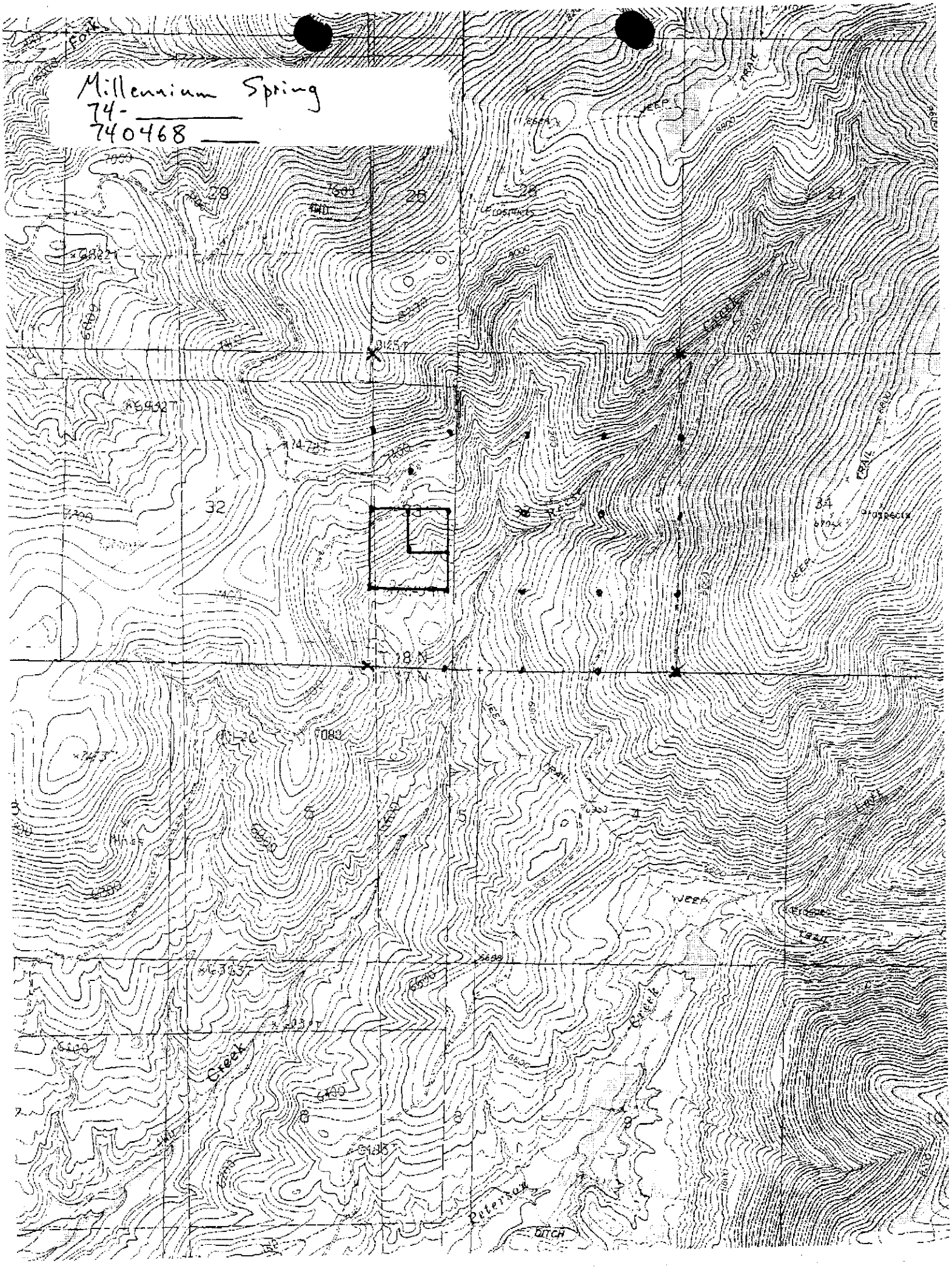
Fee $ 50.00 Receipted by HWJ # E025594 Date _____

Publication prepared by SC Date 2/17 & 2/24/00 Published in Recorder Herald

Publication approved SC Date 3/7/00

MICROFILMED MAY 2 0 2000

Millennium Spring
74-
740468



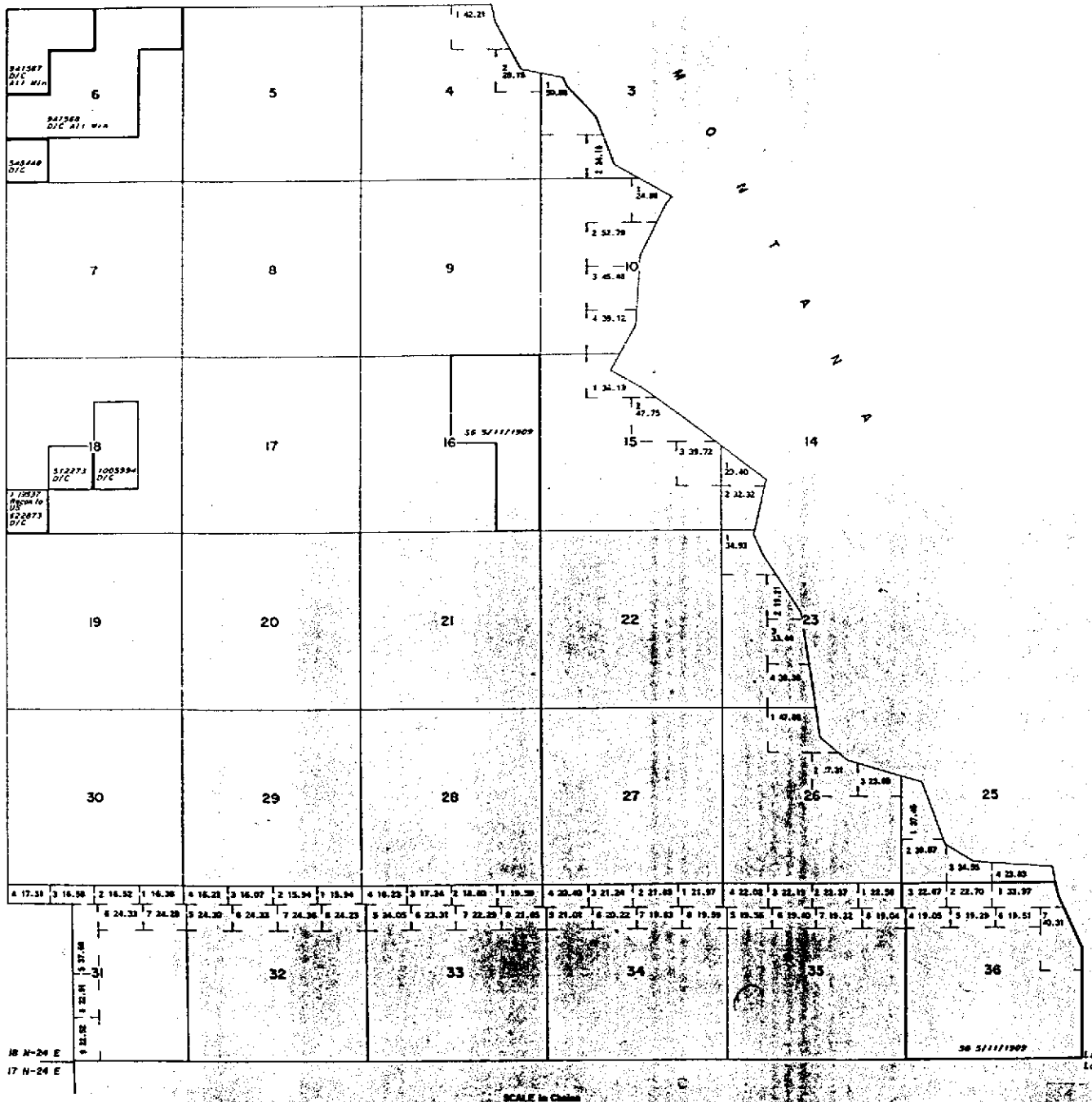
# TOWNSHIP 18 NORTH RANGE 25 EAST OF THE BOISE MERIDIAN, IDAHO

LEMHI COUNTY 059

SALMON DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

## MT PLAT




| INDEX TO SEGREGATED TRACTS | | | | |
|---|---|---|---|---|
| RESURVEY | ORIGINAL SURVEY | | | |
| TRACT NO | T | R | SEC | SUBDIVISION |
| | | | | |

All Tp included in I 07795 Det Pt. 167 (Act of Cong 7/23/1955) completed 12/22/1960 All PD surface Mgmt by BLM

FOR ORDERS EFFECTING DISPOSAL OR USE OF UNIDENTIFIED LANDS REFER TO INDEX OF MISCELLANEOUS DOCUMENTS.

| CURRENT TO | CURRENT TO |
|---|---|
| SEP 4 1970 | |
| | |

USE PLATS:

WARNING STATEMENT

Boise Mer
T. 18 N.
R. 25 E.

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 17, 2003

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
SALMON DISTRICT
50 HWY 93 S
SALMON ID 83467

**PROOF ACKNOWLEDGEMENT LETTER**

**RE: PERMIT NO. 74-7393**

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form and examination fee submitted for the above referenced permit. Enclosed is an order reinstating the permit advancing the priority since proof was submitted after the proof due date. 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. The regional office staff will contact you when that examination is to be conducted. At the time the examination is conducted the system must be in operation, otherwise this permit will be of no force nor effect.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

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

Sincerely,

Deborah J. Gibson

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure
c: IDWR - Region (w/encl.)

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# ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 74-7393 Reviewed By: dgibson Date: June 16, 2003

| | Yes | No | | Yes | No |
|---|---|---|---|---|---|
| Proof received timely? | | X | Drilling permit required? | | X |
| License examination fee required? | X | | Drilling permit No.: | | |
| Appropriate fee submitted? | X | | Drilling permit upgrade needed? | | |
| Receipt No.: | C069274 | | Well driller's report filed? | | X |
| Additional Amount Due: | | | Measuring device required? | | X |
| Name and address same as permit? | | X | Measuring device installed? | | |
| Are the water uses correct? | X | | Measure device waiver requested? | | |

**Priority Calculation**

| | | |
|---|---|---|
| Date proof received | | 05/28/2003 |
| Date proof due | - | 04/01/2003 |
| Lapse notice sent | - | 04/16/2003 |
| No. of days late | = | 57 |
| Holiday allowance | + | |
| Priority date | + | 02/07/2000 |
| New priority date | = | 04/04/2000 |

**Deficiencies of Actions Items**

Acknowledge proof. Reinstate permit and avance priority date to 4/4/2000.

April 16, 2003

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
SALMON DISTRICT
50 HWY 93 S
SALMON, ID 83467

LAPSE NOTICE

RE: PERMIT NO. 74-7393

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 the proof due notice dated January 31, 2003. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar ($50.00) fee.

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

Sincerely,

L. Glen Saxton, Chief
Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING
4/16/03

January 31, 2003

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
SALMON DISTRICT
50 HWY 93 S
SALMON, ID 83467

PROOF DUE NOTICE

RE: PERMIT NO. 74-7393

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 April 01, 2003. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed 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,

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures

7000 1670 0011
3314 0563

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 16, 2001

UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
50 HWY 93 S
SALMON ID 83467

**RE: PERMIT NO. 74-07393**

Dear Permit Holder:

I have enclosed a copy of the approved request for extension of time submitted in connection with the above referenced permit which extends the time within which to submit proof of beneficial use to **April 1, 2003**. Please note that the department granted the extension based on due diligence. Therefore, it is important that you work diligently towards completion of the project since the department **may not** be able to grant future extension requests based on due diligence.

Section 42-248, Idaho Code requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact this office or any regional office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner.

Please contact the department, if you have any questions regarding this matter.

Sincerely,

Deborah J. Gibson

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure
c: IDWR - Regional Office

# ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No.: 74-7393 Reviewed By: dgibson Date: March 16, 2001

| | Yes | No | | Yes | No |
|---|---|---|---|---|---|
| Request received timely? | X | | Is delay by a government agency? | | X |
| Appropriate fee | X | | Is supporting documentation needed to support the file? | | |
| Additional Amount Due: | | | | | |
| Receipt No.: | E026530 | | Has the permit been involved in litigation? | | X |
| Name and signature same as permit? | X | | Is supporting documentation needed to support the file? | | |
| Is address same as permit? | | X | Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir? | | X |
| Has adequate work been completed to demonstrate due diligence? | X | | | | |

**Priority Calculation**

| | | | | |
|---|---|---|---|---|
| Extension request received | | 03/09/2001 | New proof due date | 04/01/2003 |
| Date proof due | - | 04/01/2001 | | |
| Lapse notice sent | - | | | |
| No. of days late | = | 0 | | |
| Holiday allowance | + | | | |
| Priority date | + | 02/07/2000 | | |
| New priority date | = | ~~03/01/2000~~ 2/7/2000 — Ad Hoc ok | | |

**Action Taken**

Approve extension request and extend proof deadline to 4/1/2003.

January 31, 2001

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT 2 BOX 610
SALMON, ID 83467

PROOF DUE NOTICE

RE: PERMIT NO. 74-7393

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 April 01, 2001. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed 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,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosures

7099 3220 0005
5178 9207

State of Idaho
**DEPARTMENT OF WATER RESOURCES**
1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

March 20, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT 2 BOX 610
SALMON ID 83467

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 74-07393

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a **preliminary order** issued by IDWR pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.**

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

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a $100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet to obtain the proper reporting form.

If you have any questions, please call me at 208-327-7946.

Sincerely,

Kari Lynn Townsend

for Shelley W. Keen
Water Rights Supervisor

SK:klt
Enclosures

MICROFILMED

CERTIFICATE OF MAILING

I hereby certify that on the **20th** day of **March, 2000**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved Permit)** to the person(s) listed below:

**Water Right No. 74-07393**

**US DEPT OF INTERIOR**
**BUREAU OF LAND MANAGEMENT**
**RT 2 BOX 610**
**SALMON ID 83467**

Kari Lynn Townsend
Secretary

MICROFILMED

# Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. **A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:**

## PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

## EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

## ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

MICROFILMED

## CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

## FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

(a) the petition for reconsideration is disposed of; or
(b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

## APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

i. A hearing was held,
ii. The final agency action was taken,
iii. The party seeking review of the order resides, or
iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

# APPLICATION FOR PERMIT
# STATE OFFICE ANALYSIS
**Reviewed by Sharla Curtis on 3/16/00**

No. 74-07393 Name: BLM Corp. Officers N/A Ad ok ✓ Govt Lots ____

**AREA OF CONCERN:** No/Yes SP / Wild Moratorium ____ GWMA ~~TRUST/NON-TRUST~~
non-cons. ok

**GROUNDWATER:** (√Flow Chart)

| | |
|---|---|
| DRILLING PERMIT | |
| All wells | - 046(**P23**) |
| Basin 34 | - 085 |
| Irr. w/in WD | - **P05** |
| WMD | - North/East/West |
| ≤ 0.24 cfs/5 acres | - No MD |
| > 0.24 cfs/5 acres | - 067 |
| ~~WMD~~ | |
| Supp irr (irr = only use) | - 065-104 |
| Supp irr (+ other uses) | - 100-105 |
| ≤ 0.24 cfs/5 acres | - No MD |
| > 0.24 cfs/5 acres | - 01M |

**SURFACE WATER:** (√Flow Chart)

| | |
|---|---|
| F&G contacted | - Yes/No Response ____ |
| In/Above MSF | - WB9 |
| PLANNING SECTION REVIEW/RESPONSE | ____ |
| In-stream development | - **P52** |
| WD | - R04 (WD# ____) |
| ≤ 0.20 cfs/others | - 01H(P01), 01P or No MD |
| > 0.20 cfs | - 01J(**P08**) |
| SPRINGS/SINK, INACTIVE WD & REST OF STATE | |
| ≤ 0.24 cfs/5 acres | - No MD |
| ~~> 0.24 cfs/5 acres~~ | - 01M or No MD |

**RIVER BASINS:** (SW special considerations)

| | |
|---|---|
| Snake R (01) | - W22(**P04**), N/A |
| (02,03) | - 007 (w/ remark WB9 if above Weiser) |
| Payette R (65) | ~~- 047(**P04**) (Payette Lake)~~ N/A Spring |
| Salmon R (70's) | - 029 (fish screens) |
| Weiser R (67) | - 086-087 |

**LOCATION:**

| | |
|---|---|
| ~~Boise Front LoGeo~~ | - 058 (<85 GW) |
| ~~Mitigation~~ | - 121 |
| 42-248 Area | - **P84** (20s-70s, 81-86) |
| Swan Falls Flag | - ____ |
| Trust | - 051(**P74**) (consumptive uses) |
| Non-Trust | - 048-049 (consumptive uses or non-cons. > 1.0 cfs) |

**USES:**

| | |
|---|---|
| STORAGE | - 18A-01H(**P01**),01P-18B(**P09**)-NA |
| IRR ≤ 5 ac | - R66/R67/R68/R69 (0.03 cfs/ac) |
| > 5 ac | - R62/R63/R64/R65 (0.02 cfs/ac) |
| STOCKWATER | - R37 (BLM/USFS) |
| MINING | - 054-081(**P10**) |
| FISH PROP | - 029(70'S only)-007-042-081(**P10**) |
| HEAT/COOL | - R07(injection well) |
| FIRE PROT. | - 077 |

**USES:**

| | |
|---|---|
| POWER | - 17H-17K (+uses)-08A-025(**P18**)-01N-081(**P10**) |
| MUNICIPAL | |
| Restricted area | - 022,075 |
| Irr., GW supp to SW | - 102 |
| DOMESTIC | |
| Surface water | - WB5 (Big Wood or Boise above Star Bridge) 27A (Payette R) |
| >1 in restricted area | - 070-071-075(no parks/common areas, etc) |
| Irr use listed separate | - WB5 |
| Moratorium approvable | - W03 (2500 gpd – meets domestic definition i.e. D/convenience store) |

**BENEFICIAL USE DUE:** 4 / 01 / 2001

**MISC CONDITIONS/REMARKS:**

| | |
|---|---|
| ~~Protested~~ | - 020-W19 |
| Development Period | |
| ≤ 1 yr | - **P16** |
| > 1 yr | - 26A(**P17**) |
| Ownership | - 004 |
| Non-consumptive | - 027 |
| Water Quality | - 081-R07 |
| Multiple pd's per ¼¼ | - W32 |
| Subd lot desc (pd) | - W59 |
| Subd lot desc (pu) | - W60 |
| Use definitions | - W02 example – S/~~50~~ 600 range |
| Pre-1987 development | - 068-074 (allow 120 days for proof due) |
| Single p/d intended | - 076 |

**IRRIGATION SEASON** ____ - ____ (Per updated map)

**OTHER CONDITIONS/REMARKS** Source locally known as Millenium Spring

**COMMENTS** ____

RECEIVED
Department of Water Resources

Dist for Staffing_____
Submitted for advertising 2-8-2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT ANALYSIS PERMIT

BLM
INITIAL REVIEW BY HWJ DATE 2-8-2000 APPLICATION NO. 74-07393

REQUIRED INFORMATION:
✓ Name (if applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
✓ Address
✓ Source (See USGS Quad for names of water sources)
✓ Point of Diversion (10 acres for spring, lot & block descriptions for subdivision, local name, flow and/or volume)
✓ County
✓ Quantity (flow and./or volume)
✓ Period of Use
✓ Nature of proposed use (Include description of use.)
✓ Description of diverting works
✓ Time required for beneficial use of water
✓ Place of use or acres irrigated
✓ Map
✓ Signature (If applicant is corp., partnership, or municpality, title of signatory is required)
✓ Fee
✓ Yes _____ No* In form to receipt

ADDITIONAL INFORMATION:
_____ Overlapping place of use (Describe source & relationship to present application on the back)
_____ Overlapping point of diversion
_____ Yes ✓ No Critical groundwater area
_____ Yes ✓ No Groundwater management area
_____ Yes ✓ No Send dam safety information
_____ Yes ✓ No Send fish farm requirement letter
_____ Yes ✓ No Power residency affidavit
_____ Yes ✓ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet)
_____ Yes ✓ No **Public Water System**
_____ Yes ✓ No **Planning section review**
_____ Yes ✓ No **Moratorium Hold file**
_____ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

_____
_____
_____ Date Requested_____

PROCESSING:
✓ Yes _____ No In form for advertising
_____ Yes ✓ No Statewide advertising
✓ Yes _____ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO:
_____ Id Dept of Health & Welfare
_____ Id Dept of Fish & Game
_____ Id Dept of Lands
_____ Adjudication Bureau Unit
_____ U.S. BLM
_____ U.S. Forest Service
_____ Water District
_____ Other _____

FINAL REGIONAL PROCESSING REVIEW:

| | | |
|---|---|---|
| ____ Yes | ✓ No | Affidavit of publication received |
| ✓ Yes | ____ No | Application published correctly. If not, record action taken |
| ✓ Yes | ____ No | Publication dates & paper, recorded on application |
| ____ Yes | ✓ No | Protests received |
| | | Final date for protest ____ |
| ____ Yes | ____ No | Protests, dates, resolution of protest, recorded on application |
| ____ Yes | ____ No | Recommendations attached |
| ____ Yes | ____ No | Measuring device required |
| ____ Yes | ____ No | Access port required |
| ____ Yes | ____ No | Will water be delivered by watermaster? If yes, what District ____ |
| ____ Yes | ____ No | Special conditions of approval or cover letter below. |

Date of priority recommend 2-7-2000

By: [illegible] Date: 3-8-2000

STATE OFFICE REVIEW:

By: ____ Date: ____

ADDITIONAL INFORMATION:

LOCAL PUBLIC INTEREST:

Comments received from:

| | | |
|---|---|---|
| ____ City | ____ Id Fish & Game | ____ Irrigation District |
| ____ County | ____ Id Health & Welfare | ____ Canal Company |
| ____ Reservations | ____ Div. Of Environment | ____ Other ____ |

Project impacts/implications report

COMMENTS

original in T5652



FIRST AMERICAN TITLE COMANY OF IDAHO, INC.
By /s/ Monine Cole Trust officer
2-17-4tc

**IOTICE OF PROPOSED CHANGE OF A WATER RIGHT NO. T5652**

Notice is hereby given that James r Paula Whittaker, PO Box 240, eadore Id 83464, has applied to the epartment of Water Resources to nange the place of use of a surface ater source. The rights sought to e changed are evidenced by deees and recorded as follows:

Decree No.: 74-01102 Source: g Timber Cr/Lemhi River

Amount: 6.40 cfs Priority: 04/01/ 147

Point(s) of Diversion: SWNW EC 20 T15N R26E, LEMHI OUNTY

The water is used for irrigation of 14 acres within SEC 22 and 27 5N R26E, B.M.

Decree No.: 74-00378B Source: arm Spring Cr/Texas Creek

Amount: 1.27 cfs Priority: 06/01/ 84

Point(s) of Diversion: SESE SEC T15N R26E, LEMHI COUNTY

The water is used for irrigation of acres within SEC 22 and 27 T15N 6E, B.M.

TO BE CHANGED AS FOLLOWS: The applicant intends to re-arnge the acres under these rights cover the "small" Warm Springs ot and acreage running southeast ng the irrigation ditch. This is limt to 234.6 acres.

Any protests against approval of proposed change must be filed h the Idaho Department of Water sources, 900 N Skyline Dr., Idaho ls, ID 83402, together with a prot fee of $25 on or before March 2000. The protestant must also id a copy of the protest to the licant.

KARL J. DREHER
Director

Published in *The Recorder Her*on February 17 and 24, 2000.
2-17-2tc

**NOTICE OF HEARING**
**Case No. SP 00-09**

N THE DISTRICT COURT OF E SEVENTH JUDICIAL DISTRICT THE STATE OF IDAHO, IN AND R LEMHI COUNTY

N THE MATTER OF A CHANGE NAME

f LESLIE E. YOUNG,
Petitioner.

IOTICE IS HEREBY GIVEN, That LIE E. YOUNG has filed herein tition for Change of Name, ask- that Petitioner's name be nged from **LESLIE E. YOUNG** to **LESLIE ELLSWORTH**.

he Petitioner desires to change name because she desires to her pre-marital name of "LISA LIE ELLSWORTH" restored to

uch petition will be heard at the istrate Court Room of the Lemhi nty Courthouse, in Salmon, o, on March 21, 2000, at 1:30 , and objections may be filed by person who can, in such objec-, show to the court a good reagainst such a change of name.

/ITNESS My hand and seal of District Court this 3rd day of uary, 2000.

LERK OF THE DISTRICT IRT
y: /s/ Jana Stokes Eagle
eputy Clerk
lon S. Thatcher
IGBY, THATCHER, ANDRUS, BY, KAM & MOELLER, Char-
neys at Law
orth Second East
urg, Idaho 83440
hone: 208-356-3633
State Bar No. 880
neys for Petitioner
2-17-4tc

**TICE OF APPLICATION FOR WATER RIGHT**

e Following application(s) have filed to appropriate the public rs of the State of Idaho:
-07672
3 DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT 2 BOX 610
SALMON, ID 83467
Source: SPRING Tributary: SINKS
Diversion Pt: NWNESE Sec 11 T 23N R 22E in LEMHI County.
Use: STOCKWATER (0.020 cfs)
WILDLIFE (0.020 CFS)
Total Diversion: (0.020 CFS)
Date Filed 2/4/2000
In: LEMHI County
T23N R22E S10 SESE
S15 NENW

(74-07393)
US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT 2 BOX 610
SALMON, ID 83467
Source: UNNAMED SPRING Tributary: SINKS
Diversion Pt: NENWSW Sec 33 T 18N R 25E in LEMHI County.
Use: STOCKWATER (0.020 CFS)
WILDLIFE (0.020 CFS)
Total Diversion: (0.020 CFS)
Date Filed: 2/7/2000
In: LEMHI County
T18N R25E S33 NWSW

Any protests against the proposed application must be filed with the Dept. of Water Resources, 900 N Skyline Dr., Ste A, Idaho Falls ID 83402, together with a protest fee of $25.00 on or before MARCH 6, 2000 to be considered by the Department in its decision to grant or deny any part of the proposed application. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director
Published: 2/17/2000 & 2/24/2000

**ADVERTISEMENT FOR BIDS**

Sealed proposals will be received in the office of the Clerk of the Board of County Commissioners of Lemhi County, Idaho on or before the 28th day of February, 2000 at the hour of 9:30 A.M. of said day, to be opened and heard at said meeting of the Board of County Commissioners in regular session, for gravel crushing for the Lemhi County Road Department.

1500 Tons ½" class III chips to State of Idaho specs.

1200 Tons ½" minus road base material with natural material included

6500 Tons ¾" minus road base material with natural material included

6000 Tons 2" minus road base material

Gravel shall be crushed at the Lemhi County pit located on Corbett Lane approximately 6 miles south of Salmon, Idaho and stockpiled in pit. Operating hours shall be limited to 8:00 A.M. to 5:00 P.M., Monday through Friday with no operation on weekends and holidays.

The Contractor shall be responsible for leaving the pit in a clean and safe condition. Crushed material and pit to be inspected by Road and Bridge Supervisor.

Bid forms can be obtained by contacting:

Lemhi County Clerk, 206 Courthouse Drive, Salmon, Idaho (208)756-2815 or,

Lemhi County Road and Bridge, 206 Courthouse Drive, Salmon, Idaho (208)756-2861

2-10-2tc

BOYNTON BROTHERS
CONSTRUCTION
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*Quality In Design and Craftsmanship*
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**Concrete • Custom Work • Insured**
Greg Boynton (208) 756-4951
Jeff Boynton (208) 756-3517

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Ask For Salmon Country Services Program
Another benefit brought to you by
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Your local choice for energy + technology services.
1-800-808-2831
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payable on or before March 15, 1998, interest accruing at 9.75% per annum, from December 15, 1997, with unpaid accrued interest owing in the amount of $11,971.89, as of November 11, 1999, plus uncollected late charges accruing at 5% of the delinquent amount. With a default interest rate of an additional 5% to start accruing upon the recording of the Notice of Default. Also due are delinquent and unpaid taxes for 1997, 1998 and 1999. All amounts are now due, together with unpaid and acccruing taxes, asessments, trustee's fees, attorney's fees, costs and advances made to protect the security associated with this foreclosure and that the beneficiary elects to sell or cause the trust property to be sold to satisfy said obligation.

Date: January 31, 2000

FIRST AMERICAN TITLE COMPANY OF IDAHO, INC.

By /s/ Monine Cole Trust officer

2-17-4tc

**NOTICE OF PROPOSED CHANGE OF A WATER RIGHT NO. T5652**

Notice is hereby given that James or Paula Whittaker, PO Box 240, Leadore Id 83464, has applied to the Department of Water Resources to change the place of use of a surface water source. The rights sought to be changed are evidenced by decrees and recorded as follows:

Decree No.: 74-01102 Source: Big Timber Cr/Lemhi River

Amount: 6.40 cfs Priority: 04/01/1947

Point(s) of Diversion: SWNW SEC 20 T15N R26E, LEMHI COUNTY

The water is used for irrigation of 234 acres within SEC 22 and 27 T15N R26E, B.M.

Decree No.: 74-00378B Source: Warm Spring Cr/Texas Creek

Amount: 1.27 cfs Priority: 06/01/1884

Point(s) of Diversion: SESE SEC 21 T15N R26E, LEMHI COUNTY

The water is used for irrigation of 98 acres within SEC 22 and 27 T15N R26E, B.M.

TO BE CHANGED AS FOLLOWS:

The applicant intends to re-arrange the acres under these rights to cover the "small" Warm Springs pivot and acreage running southeast along the irrigation ditch. This is limited to 234.6 acres.

Any protests against approval of the proposed change must be filed with the Idaho Department of Water Resources, 900 N Skyline Dr., Idaho Falls, ID 83402, together with a protest fee of $25 on or before March 6, 2000. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER

Director

Published in *The Recorder Herald* on February 17 and 24, 2000.

2-17-2tc

**NOTICE OF APPLICATION FOR WATER RIGHT**

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

75-07672

US DEPT OF INTERIOR

BUREAU OF LAND MANAGEMENT

RT 2 BOX 610

SALMON, ID 83467

Source: SPRING Tributary: SINKS

Diversion Pt: NWNESE Sec 11 T 23N R 22E in LEMHI County.

Use: STOCKWATER (0.020 cfs)

WILDLIFE (0.020 CFS)

Total Diversion: (0.020 CFS)

Date Filed 2/4/2000

In: LEMHI County

T23N R22E S10 SESE

S15 NENW

74-07393

US DEPT OF INTERIOR

BUREAU OF LAND MANAGEMENT

RT 2 BOX 610

SALMON, ID 83467

Source: UNNAMED SPRING Tributary: SINKS

Diversion Pt: NENWSW Sec 33 T 18N R 25E in LEMHI County.

Use: STOCKWATER (0.020 CFS)

WILDLIFE (0.020 CFS)

Total Diversion: (0.020 CFS)

Date Filed: 2/7/2000

In: LEMHI County

T18N R25E S33 NWSW

Any protests against the proposed application must be filed with the Dept. of Water Resources, 900 N Skyline Dr., Ste A, Idaho Falls ID 83402, together with a protest fee of $25.00 on or before MARCH 6, 2000 to be considered by the Department in its decision to grant or deny any part of the proposed application. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 2/17/2000 & 2/24/2000

2-17-2tc

**NOTICE TO CREDITORS (I.C. 15-3-801) CASE NO. SP-00-01**

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

IN THE MATTER OF THE ESTATE OF:

JACQUILYN M. CAIVANO,

Deceased.

**NOTICE IS HEREBY GIVEN That** the undersigned has been appointed Personal Representative of the above named decedent. All persons having claims against the decedent or his estate are required to present their claims within four (4) months after the date of the first publication of this notice or said claims will be forever barred.

Claims must be presented to the undersigned at the address indicated, and filed with the clerk of the Court.

DATED this 11th day of January, 2000.

/s/ JOHN R. CAIVANO

P.O. Box 712

Salmon, ID 83467

Telephone: (208-756-2181)

JOHN S. McKINNEY

Attorney at Law - Idaho State Bar #1427

1015 Main Street

Salmon, Idaho 83467

Telephone: 756-4287

2-17-3tc

**NOTICE OF HEARING Case No. SP 00-09**

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

IN THE MATTER OF A CHANGE OF NAME

of LESLIE E. YOUNG,

Petitioner.

NOTICE IS HEREBY GIVEN, That LESLIE E. YOUNG has filed herein a Petition for Change of Name, asking that Petitioner's name be changed from **LESLIE E. YOUNG** to **LISA LESLIE ELLSWORTH**.

The Petitioner desires to change her name because she desires to have her pre-marital name of "LISA LESLIE ELLSWORTH" restored to her.

Such petition will be heard at the Magistrate Court Room of the Lemhi County Courthouse, in Salmon, Idaho, on March 21, 2000, at 1:30 p.m., and objections may be filed by any person who can, in such objections, show to the court a good reason against such a change of name.

WITNESS My hand and seal of said District Court this 3rd day of February, 2000.

CLERK OF THE DISTRICT COURT

By: /s/ Jana Stokes Eagle

Deputy Clerk

Gordon S. Thatcher

of RIGBY, THATCHER, ANDRUS, RIGBY, KAM & MOELLER, Chartered

Attorneys at Law

25 North Second East

Rexburg, Idaho 83440

Telephone: 208-356-3633

Idaho State Bar No. 880

Attorneys for Petitioner

2-17-4tc

**NOTICE OF APPLICATION FOR AMENDMENT OF APPLICATION FOR PERMIT FOR 75-07670**

Notice is given that the Stewart Carrington or Hope Benedict, HC 61 Box 28-A, Salmon ID 83467, has amended application for permit 75-07670 to reflect a corrected point of diversion and place of use to read the NWSE (lot 5) SEC 15 T19N R21E.

The application will still be held without processing due to the Moratorium currently in place in the Salmon River drainage.

The permit will be subject to all prior water rights. Any protest against approval of the proposed amendment must be filed with the Department of Water Resources, Eastern Region, 900 N Skyline Dr, Ste A, Idaho Falls ID 83402 together with a protest fee of $25.00 for each application on or before March 6, 2000. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher

Director

Published in *The Recorder Herald* on February 17 and 24, 2000.

2-17-2tc

MICROFILMED NOV 2 0 2000

The Jerusalem artichoke has nothing to do with either Jerusalem or artichokes. It is actually part of the sunflower family.

State of Idaho
DEPARTMENT OF WATER RESOURCES
900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 9, 2000

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT 2 BOX 610
SALMON ID 83467

RE: Applications for Permit #33-07231, 73-07132, 73-07133, 74-07393, and 75-07672

Dear Applicant:

This office is currently in the process of advertising the application in the Challis Messenger (33-07231, 73-07132, and 73-07133) and the Recorder Herald (74-07393 and 75-07672) on February 17 and 24, 2000. The advertisement will be published once a week 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.

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

Sincerely,

Harold W. Jones

Harold W. Jones
Water Right Supervisor

HWJ::sc

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

FEBRUARY 9, 2000

Legal Notices Department
RECORDER-HERALD
P.O. BOX 310
SALMON, ID 83467

Dear Legal Dept.:

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

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

Please send the affidavit of publication and publication billing to this office before MARCH 6, 2000.

Yours truly,

Sharla Cox
Senior Secretary

Encl.

mailed 2/9/00 SC

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

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

74-07393

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT 2 BOX 610
SALMON, ID 83467

Source: UNNAMED SPRING Tributary: SINKS

Diversion Pt: NENWSW Sec 33 T 18N R 25E in LEMHI County.

| | | |
|---|---|---|
| Use: STOCKWATER | ( | 0.020 CFS) |
| WILDLIFE | ( | 0.020 CFS) |
| Total Diversion: | ( | 0.020 CFS) |

Date Filed: 2/ 7/2000

In: LEMHI County
T18N R25E S33 NWSW

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Any protests against the proposed application must be filed with the Dept. of Water Resources, 900 N Skyline Dr., Ste A, Idaho Falls ID 83402, together with a protest fee of $25.00 on or before MARCH 6, 2000. to be considered by the Department in its decision to grant or deny any part of the proposed application. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 2/17/2000 & 2/24/2000

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