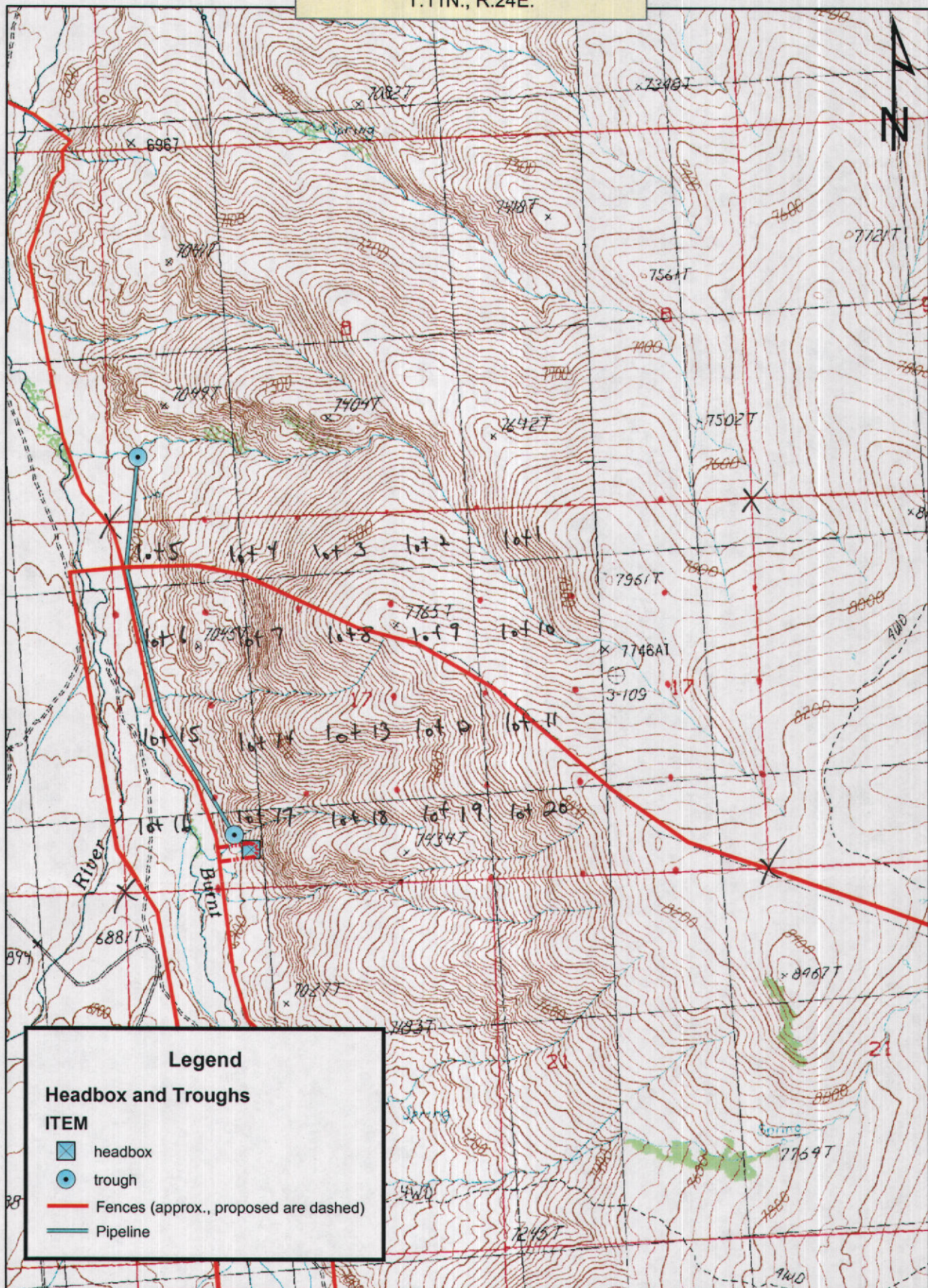


BERT SPRINGS PIPELINE PROJECT
T.11N., R.24E.



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1994 1 5 2006

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JUN 16 2004

NORTH

Sec. 7

Sec. 18

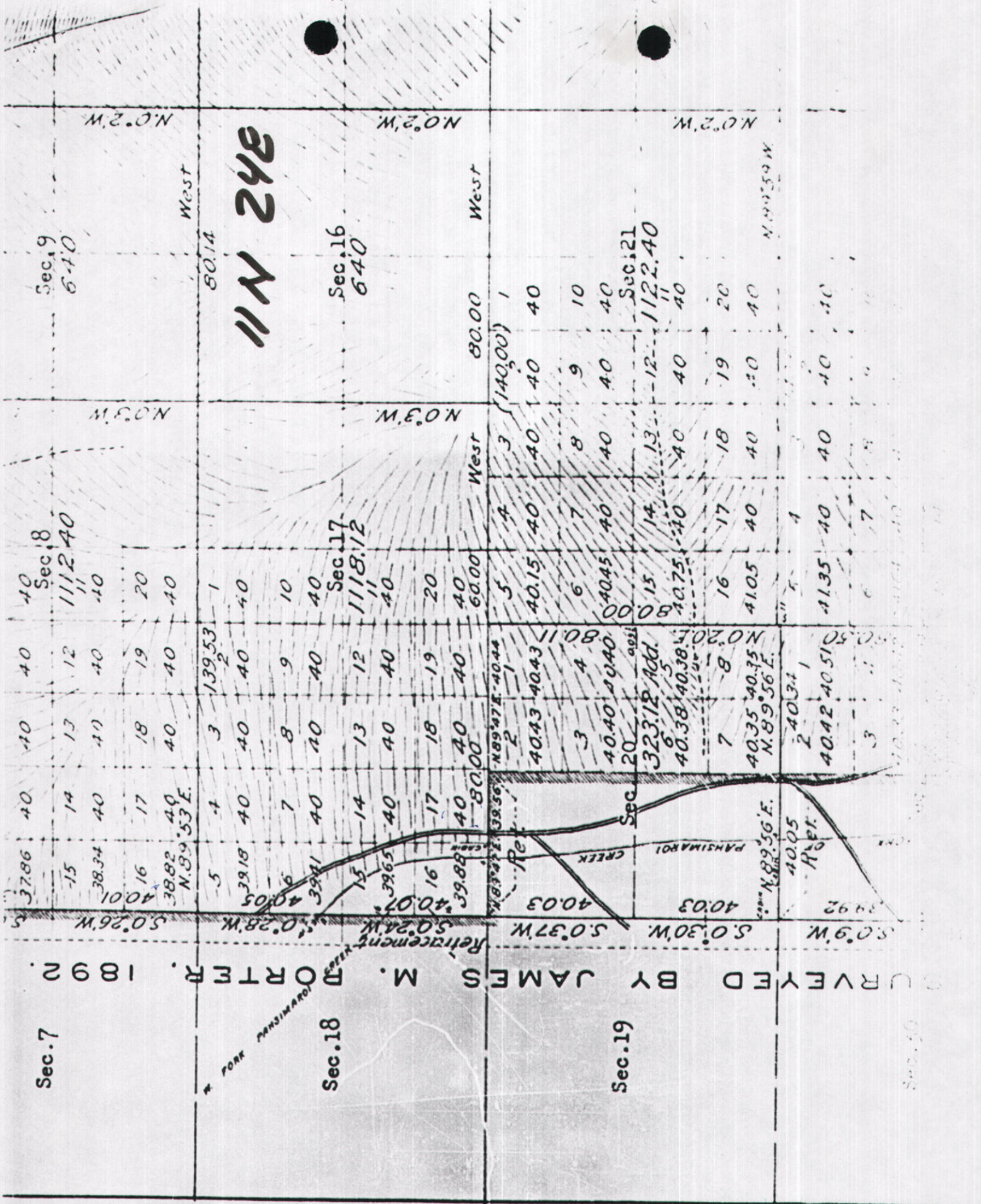
Sec. 19

SURVEYED BY JAMES M. PORTER, 1892.

W. FORK PANSHIMAROI

CREEK

PANSHIMAROI



Sec. 9

Sec. 16

Sec. 21

Sec. 8

Sec. 17

11N 24E

N. 0.2° W.

N. 0.2° W.

N. 0.2° W.

N. 0.3° W.

N. 0.3° W.

N. 0.5° W.

West

West

West

West

West

West

RECEIVED

APR 14 2004

AFFIDAVIT OF PUBLICATION

Department of Water Resources
Eastern Region

State of Idaho, County of Custer, ss:

I, Ruth E. Burchill, representing the
Challis Messenger, a weekly newspaper, pub-
lished at Challis, Idaho, do solemnly swear that
the notice hereto attached and made a part here-
of, was published in the regular and entire issue
of the Challis Messenger for 2
consecutive weeks, commencing with the issue
dated April 1 ~~10~~ 2004 and ending with
the issue dated April 8 ~~10~~ 2004.

Ruth E. Burchill

STATE OF IDAHO

COUNTY OF CUSTER

On this 12 day of April in the
year of 2004 before me, a Notary Public,
personally appeared Ruth E. Burchill
known or identified to me to be the person
whose name subscribed to the within instru-
ment, and being by me first duly sworn, declared
that the statements therein are true, and ac-
knowledgeed to me that he executed the same.

Paul J. Dreher
Notary Public for Idaho

Residing at Challis, ID

My commission expires: 8/31/04

WATER RIGHT

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

73-12025

US DEPT OF INTERIOR, BU-
REAU OF LAND MANAGEMENT,
SALMON DISTRICT, 50 HWY 93 S,
SALMON ID 83467

Point(s) of Diversion: L17
(SWSW) S17 T11 N R24E, CUS-
TER County

Source: BERT SPRING, Tribu-
tary To SINKS

Use: STOCKWATER 01/01 To
12/31 0.02 CFS

Use: WILDLIFE 01/01 To 12/
31 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 03/18/2004

Place of Use: STOCKWATER

T11N R24E S17 SWSW Lot
17

T11N R24E S8 SWSW Lot 16

Place of Use: WILDLIFE

T11N R24E S17 SWSW Lot
17

T11N R24E S8 SWSW Lot 16

Permits will be subject to all
prior water rights. Protests may be
submitted 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 Resource,
Eastern Region, 900 N. Skyline
Dr. Ste. A, Idaho Falls, ID 83402
together with a protest fee of \$25
for each application on or before
April 19, 2004. The protestant
must also send a copy of the
protest to the applicant.

KARL J DREHER, Director

Publish: April 1 & 8, 2004.

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JUN 16 2004

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 73-12025

Priority: March 08, 2004

Maximum Diversion Rate: 0.02 CFS

This is to certify, that US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
SALMON DISTRICT
50 HWY 93 S
SALMON ID 83467

has applied for a permit to appropriate water from:

Source: SPRING

Tributary: BURNT CREEK

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>
STOCKWATER	01/01 to 12/31	0.02 CFS
WILDLIFE	01/01 to 12/31	0.02 CFS

LOCATION OF POINT OF DIVERSION:

SPRING L17 (SW¼SW¼) Sec. 17, Twp 11N, Rge 24E, B.M., CUSTER County

PLACE OF USE: STOCKWATER & WILDLIFE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N 24E 8												X					
												L 16					
11N 24E 17												X					
												L 17					

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **May 01, 2007**.
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 the permit holder had no control.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 73.
5. Right 73-10630 is also diverted through the point of diversion described above.
6. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
7. Stockwater use is for 510 range cattle and 8 horses.
8. Project known locally as Bert Springs Pipeline.

MICHAEL J. HARRIS

MAY 14, 2004

State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 73-12025

9. 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.
10. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 4th day of May, 2004.


Acting for KARL J DREHER, Director

Witnessed

2004-5-20

Application 71103

RECEIVED

FORM 202

12/99

Ident. No. 73-12025

RECEIVED

MAR 08 2004

APR 29 2004

Department of Water Resources
Eastern Region

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of Applicant Bureau of Land Management Phone 756-5400
 Mailing address 50 Hwy 93 South Salmon ID 83467
2. Source of water supply Bot Springs which is a tributary of _____
3. Location of point of diversion is Township 11N Range 24E Sec. 17 in the _____ 1/4, _____ 1/4, Govt. Lot 17, B.M., Custer County;

additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.02 cfs for Stockwater purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per annum)

Amount 0.02 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 cfs and/or (b) _____
 cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source Spring box + pipeculvert type headbar in spring

b. Height of storage dam NA feet; active reservoir capacity NA acre-feet; total
 reservoir capacity NA acre-feet

c. Proposed well diameter is NA inches; proposed depth of well is NA feetd. Is ground water with a temperature of greater than 85°F being sought? Noe. If well is already drilled, when? NA; Drilling firm NA;Well was drilled for (well owner) NA; Drilling Permit No. NA

7. Time required for completion of works and application of water to proposed beneficial use is
- 3
- 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. NA

b. Stockwatering; list number and kind of livestock. 510 cows / 8 horses

c. Municipal; show name of municipality. NA

d. Domestic; show number of households. NA

e. Other; describe fully. wildlife

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3. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
11N	24E	17			Gout		lot	17											.02 cfs
11N	24E	8			Gout		lot	16											.02 cfs

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 73-10630 is the same source. 73-10634 is in the area.

- Who owns the property at the point of diversion? BLM
- Who owns the land to be irrigated or place of use? BLM
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Remarks: Locally known as Bert Springs Pipeline.

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.

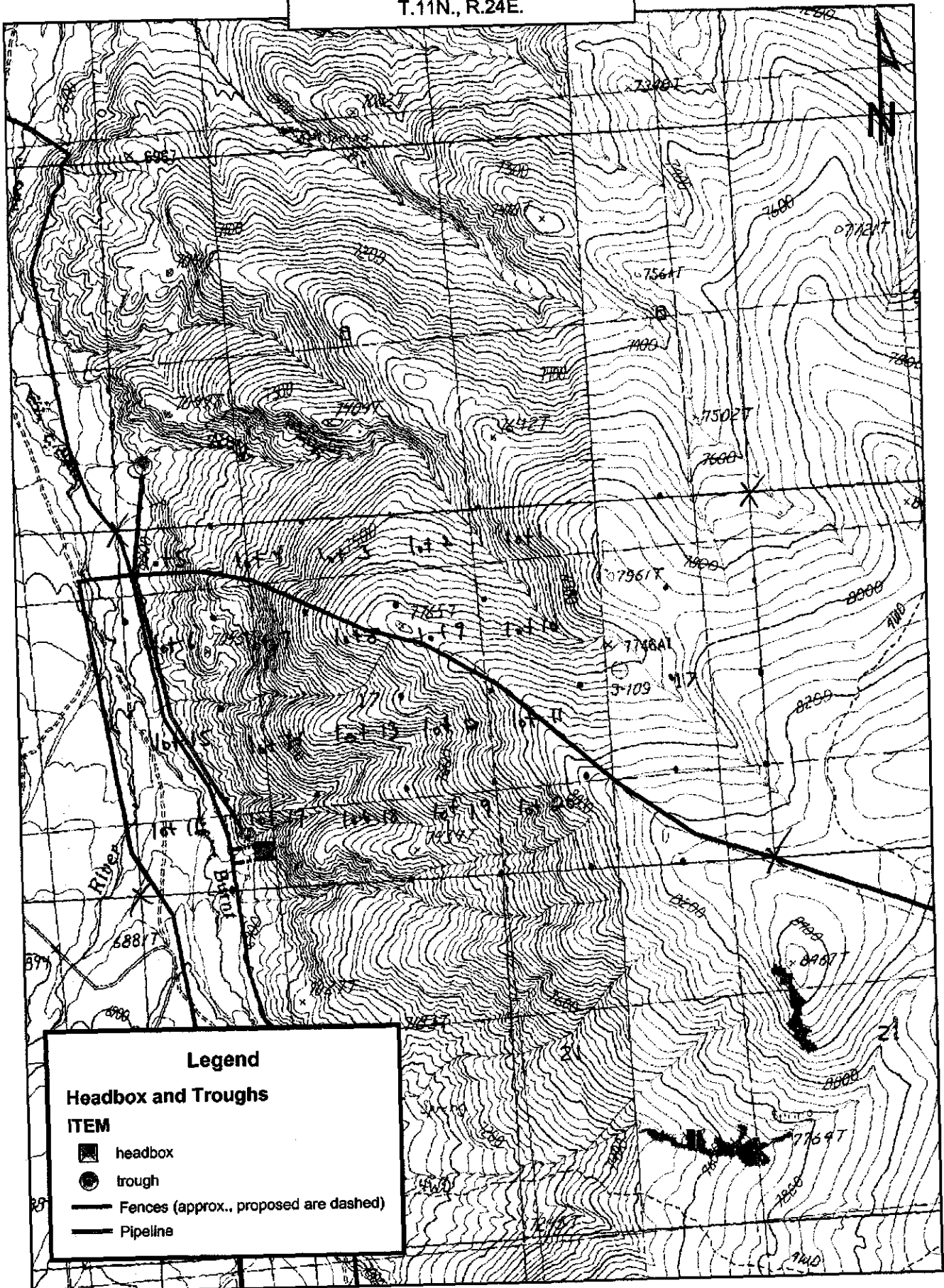
Ad Bitt NRS
Signature of Applicant (and title, if applicable)

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ 100 Received by James Bunn # E029626 Date 17 March 2004
 Publication prepared by Sc Date 4/18/04 Published in Remedy Messenger
 Publication approved Sc Date 4/18/04

MICROFILM

JUN 16 2004

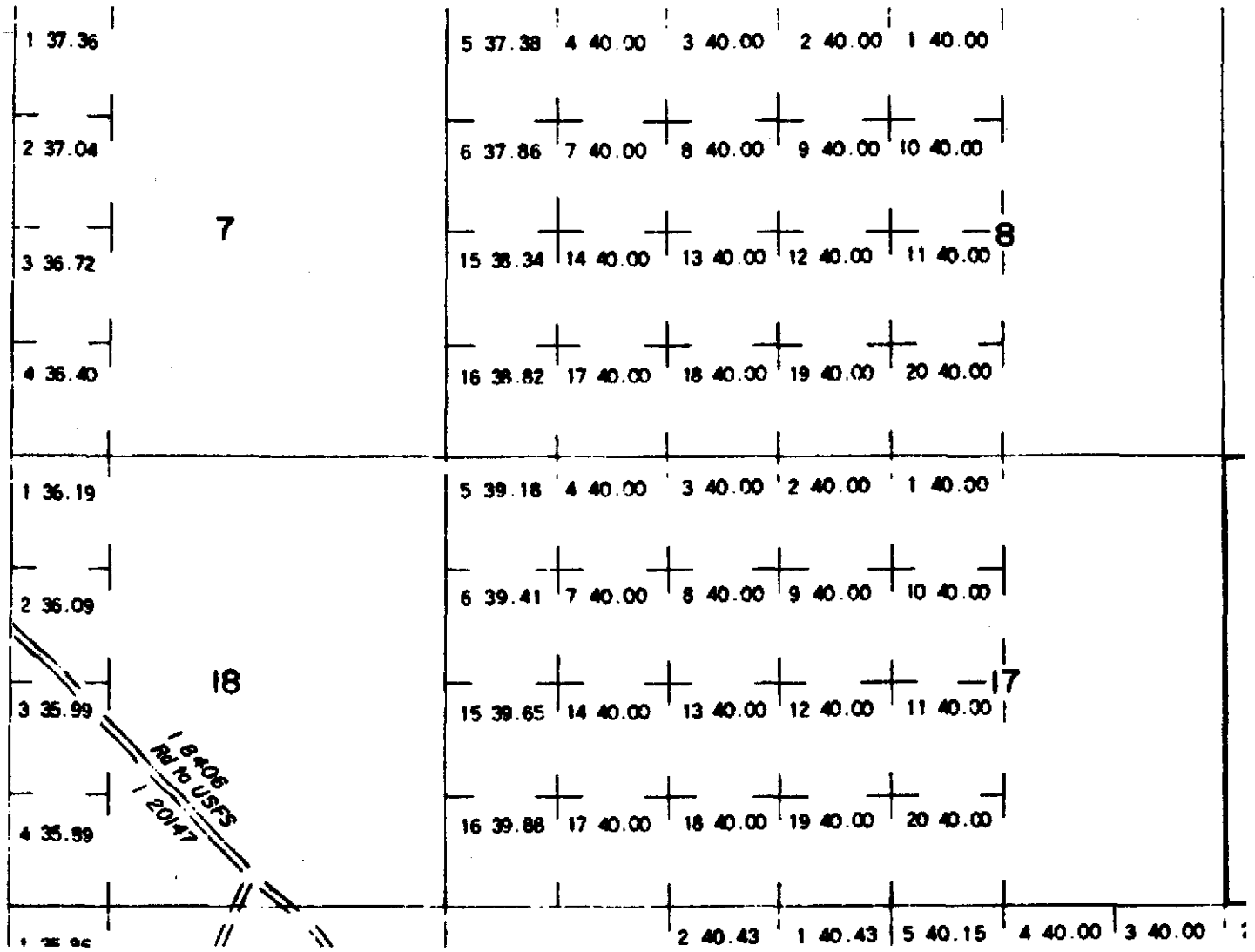
BERT SPRINGS PIPELINE PROJECT
T.11N., R.24E.



MICROFILMED

1970 10 10

TIN R24E



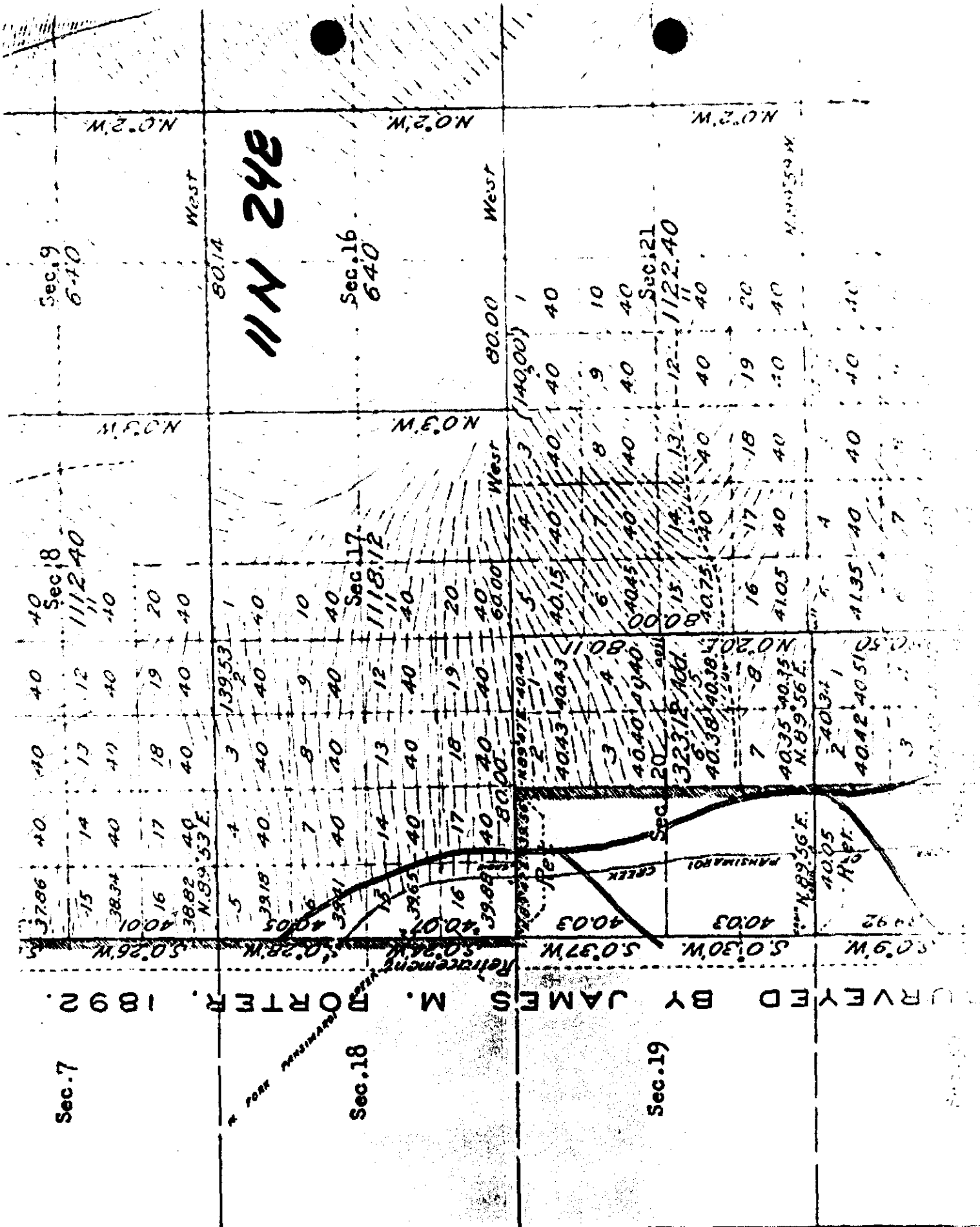
MICROFILMED
JUN 15 2006

APPROVED BY JAMES M. BORTER, 1892.

Sec. 7

Sec. 18

Sec. 19





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

May 4, 2004

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

RE: Permit No. 73-12025

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources 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 the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

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.

The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

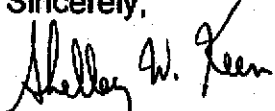
Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed a least sixty days prior to the commencement of work in the stream.

MICROFILMED
JUN 16 2004

Also, please note that water right owners are required to report any change of water right ownership and/or 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 forms and instructions.

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

Sincerely,



Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED
JUN 16 2004

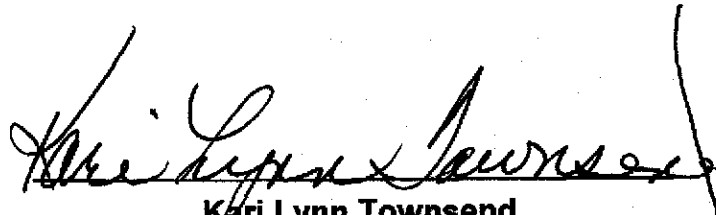
CERTIFICATE OF SERVICE

I hereby certify that on May 4, 2004 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

73-12025

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


**Kari Lynn Townsend
Secretary**

MICROFILMED

JUN 16 2004

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing 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 this 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 fourteen (14) 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 this 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director 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 Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director 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 Director 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.

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JUN 16 2004

Comment Report

73-12025

1. kwalker 5/3/2004 Source

Comment: Region entered source as applied for and added sinks as a tributary. In review of topographical map U-79 this is an unnamed spring trib. to Burnt Creek. Have changed the source and added the tributary based on topo review.

MICROFILMED

MAY 16 2004

RECEIVED

APR 29 2004

Department of Water Resources

Dist for Staffing _____
Submitted for advertising _____

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

INITIAL REVIEW BY James Dunn DATE 24 March 04 APPLICATION NO. 73-12025

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 municipality, 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 73-10630
☐ 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 Environmental Quality
☐ Id Dept of Fish & Game
☐ Id Dept of Lands
☐ Adjudication Bureau Unit
☒ U.S. BLM
☐ U.S. Forest Service
☒ Water District 73
☐ 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

By: J. Regis Warner

Date: 3/8/2004

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

RECEIVED

APR 14 2004

AFFIDAVIT OF PUBLICATION Department of Water Resources
Eastern Region

State of Idaho, County of Custer, ss:

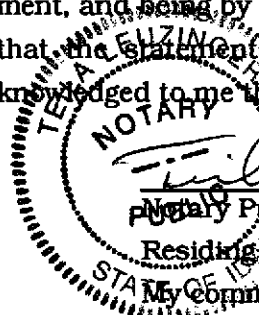
1. Ruth E. Burchill, representing the
Challis Messenger, a weekly newspaper, pub-
lished at Challis, Idaho, do solemnly swear that
the notice hereto attached and made a part here-
of, was published in the regular and entire issue
of the Challis Messenger for 2
consecutive weeks, commencing with the issue
dated April 1 ~~2004~~ and ending with
the issue dated April 8 ~~2004~~.

Ruth E. Burchill

STATE OF IDAHO

COUNTY OF CUSTER

On this 12 day of April in the
year of 2004 before me, a Notary Public,
personally appeared Ruth E. Burchill
known or identified to me to be the person
whose name subscribed to the within instru-
ment, and being by me first duly sworn, declared
that the statements therein are true, and ac-
knowledgeed to me that he executed the same.


Notary Public for Idaho
Residing at Challis, ID
My commission expires: 8/31/04

WATER RIGHT

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

72-12028

US DEPT OF INTERIOR, BU-
REAU OF LAND MANAGEMENT,
SALMON DISTRICT, 50 HWY 93 S,
SALMON ID 83467

Point(s) of Diversion: L17
(SWSW) S17 T11 N R24E, CUS-
TER County

Source: BERT SPRING, Tribu-
tary To SINKS

Use: STOCKWATER 01/01 To
12/31 0.02 CFS

Use: WILDLIFE 01/01 To 12/
31 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 03/18/2004

Place of Use: STOCKWATER

T11N R24E S17 SWSW Lot
17

T11N R24E S8 SWSW Lot 16

Place of Use: WILDLIFE

T11N R24E S17 SWSW Lot
17

T11N R24E S8 SWSW Lot 16

Permits will be subject to all
prior water rights. Protests may be
submitted 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 Resources,
Eastern Region, 900 N. Skyline
Dr. Ste. A, Idaho Falls, ID 83402
together with a protest fee of \$25
for each application on or before
April 19, 2004. The protestant
must also send a copy of the
protest to the applicant.

KARL J. DREHER, Director

Published: April 1 & 8, 2004

MICROFILMED

JUN 16 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

March 24, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

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

RE: Application for Permit No 73-12025

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Challis Messenger on April 1 and 8, 2004. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the 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 Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved.

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

Sincerely,

W Roger Warner
Water Rights Supervisor

WRW:sc

MICROFILMED

JUN 16 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 24, 2004

BUREAU OF LAND MANAGEMENT
50 HWY 93 S
SALMON, ID 83467

Application to Permit No. 73-12025

BUREAU OF LAND MANAGEMENT :

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed for your reference.

This office can publish notice of the application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication.

Please contact this office if you have any questions regarding the application.

Sincerely,

W. Roger Warner
Water Rights Supervisor

Enclosure(s)

WRW:sc

MICROFILMED

JUN 16 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION
March 24, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JIM MARTINY
WATERMASTER
MAY, ID 83252

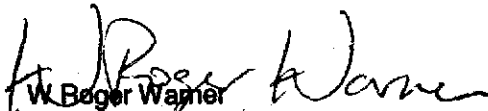
RE: Application for Permit No 73-12025

Dear JIM MARTINY:

Enclosed is a copy of the above referenced application. Please review the application, complete the enclosed recommendation form, and submit it to this office by April 8, 2004.

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

Sincerely,


W. Roger Wagner
Water Rights Supervisor

Enclosure(s)

WRW:sc

MICROFILMED

JUN 16 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

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March 24, 2004

BUREAU OF LAND MANAGEMENT
50 HWY 93 S
SALMON, ID 83467

Application to Permit No. 73-12025

BUREAU OF LAND MANAGEMENT :

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed for your reference.

This office can publish notice of the application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication.

Please contact this office if you have any questions regarding the application.

Sincerely,

W Roger Warner
Water Rights Supervisor

Enclosure(s)

WRW:sc

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

73-12025

US DEPT OF INTERIOR

BUREAU OF LAND MANAGEMENT

SALMON DISTRICT, 50 HWY 93 S

SALMON ID 83467

Point(s) of Diversion: L17 (SWSW) S17 T11N R24E, CUSTER County

Source BERT SPRING, Tributary To SINKS

Use: STOCKWATER 01/01 To 12/31 0.02 CFS

Use: WILDLIFE 01/01 To 12/31 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 03/18/2004

Place Of Use: STOCKWATER

T11N R24E S17 SWSW Lot 17

T11N R24E S8 SWSW Lot 16

Place Of Use: WILDLIFE

T11N R24E S17 SWSW Lot 17

T11N R24E S8 SWSW Lot 16

Permits will be subject to all prior water rights. Protests may be submitted 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 Resource, 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 April 19, 2004. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on April 1 and 8, 2004

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JUN 15 2004