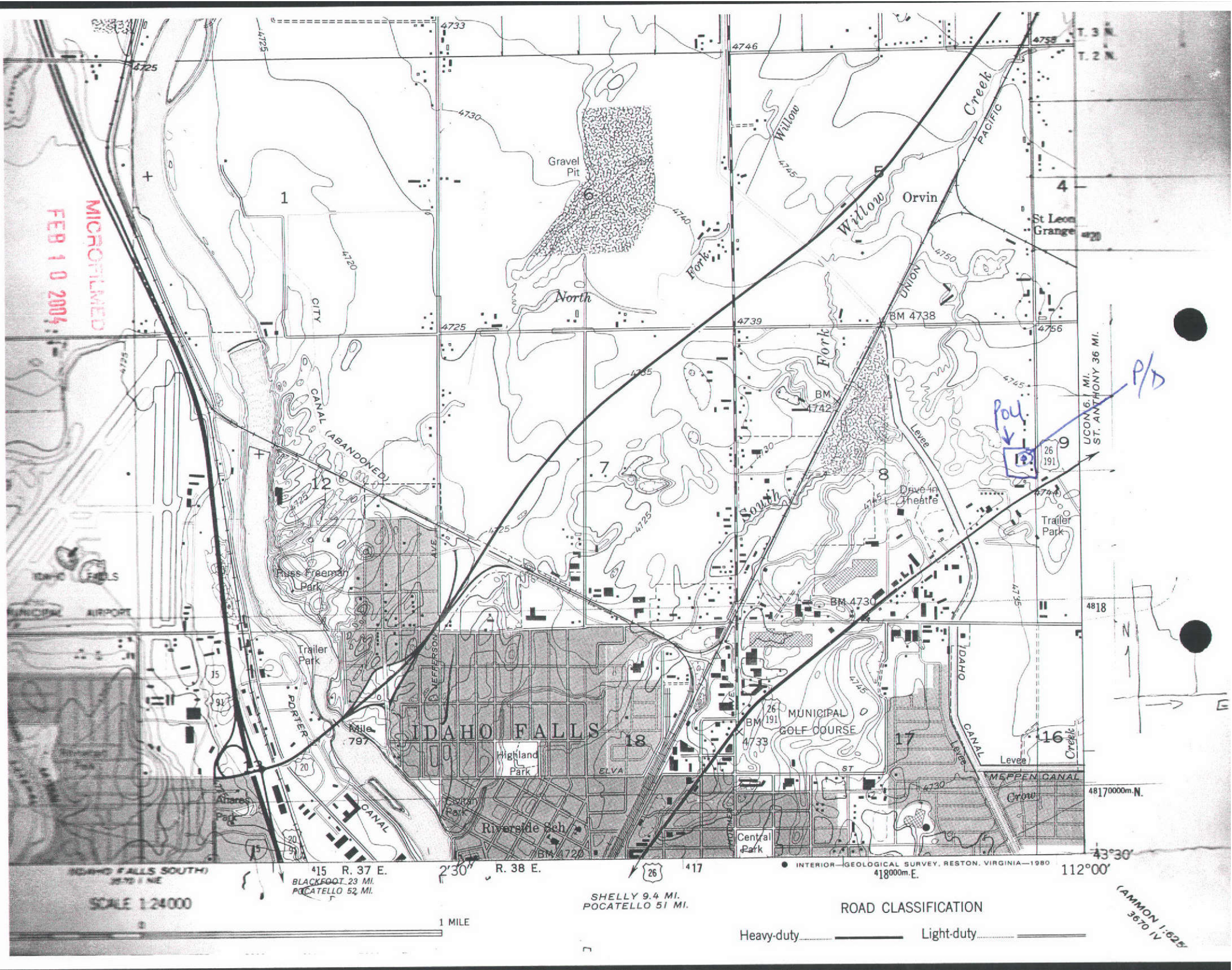


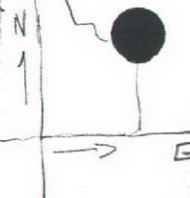
FEB 10 2004

MICROFILMED



P/D

U.S. 6. MI.
ST. ANTHONY 36 MI.



SCALE 1:24000

1 MILE

SHELLY 9.4 MI.
POCATELLO 51 MI.

ROAD CLASSIFICATION

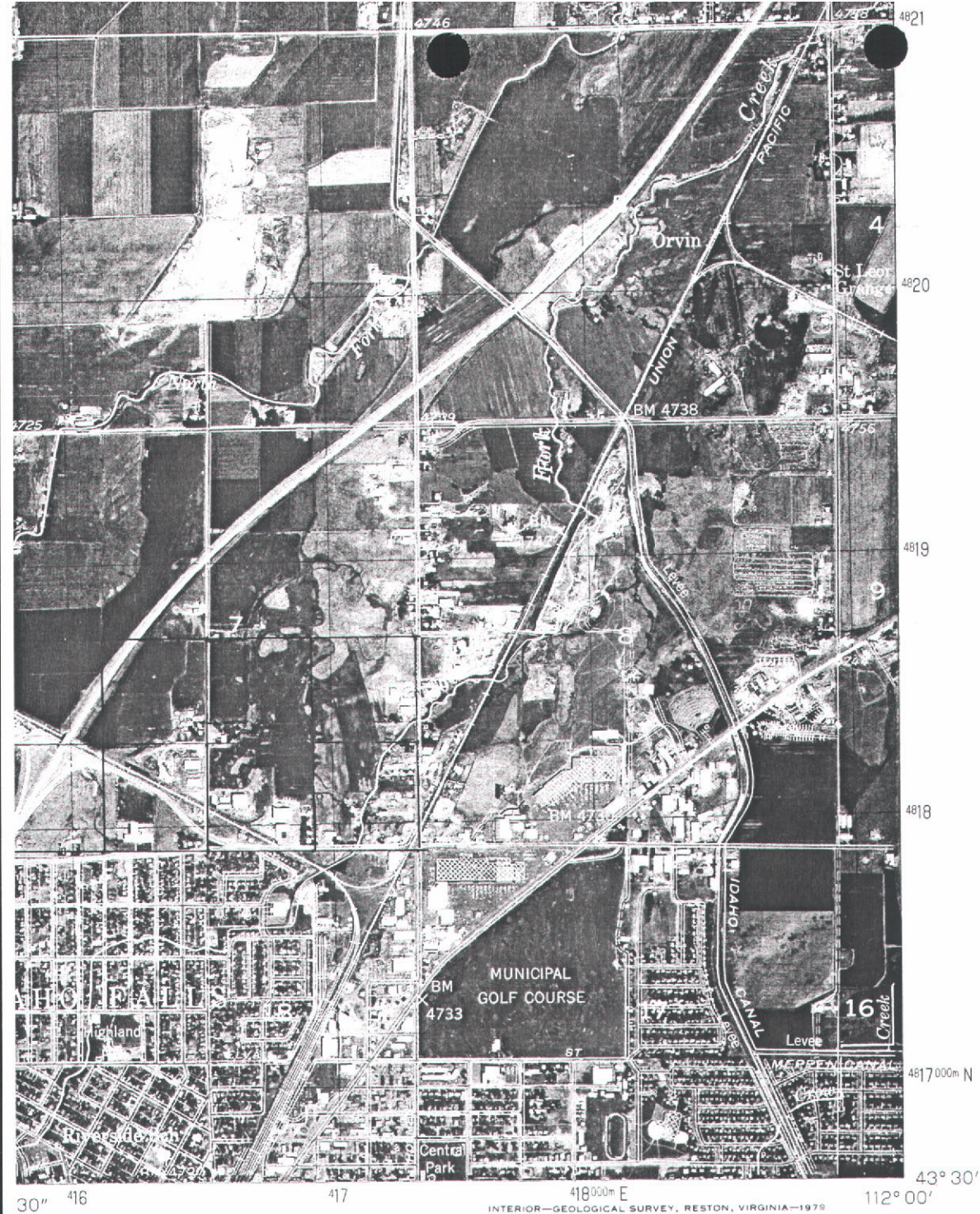
Heavy-duty _____ Light-duty _____

CANNON 1:625
3670 N



T2N

2693



MILE



This quadrangle area also covered by
1:24 000-scale topographic map

IDAHO FALLS NORTH, IDAHO

N4330—W11200/7.5

1976

DMA 3571 II SE—SERIES V093

MICROFILMED

FEB 10 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 23 2003

PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 25-13999 Telephone No. 208-524-5871
208-357-5224

2. Name of Permit Holder(s): Roxine Stone

3. Mailing Address: P.O. Box 50591

City Idaho Falls State ID Zip 83405

4. Source of Water: Groundwater If GROUNDWATER (well), Date Drilled: mo. before 1981 / yr.

Well Driller: unknown Drilling Permit Number:

5. Use(s) (as authorized by the water right permit):

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

Irrigation (No. of acres): 1 Other: Commercial

6. Total rate of diversion and/or volume for which proof is submitted: 0.14 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

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: Roxine Stone Telephone Number: 208-524-5871
208-357-5224

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: Roxine Stone Date: 12-19-03
(include your title, if on behalf of company or organization)

MICROFILMED

FEB 10 2004

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 25-13999

Priority: October 08, 2003

Maximum Diversion Rate: 0.12 CFS

This is to certify, that ROXINE STONE
PO BOX 50591
IDAHO FALLS ID 83405

has applied for a permit to appropriate water from:

Source: GROUND WATER

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>
IRRIGATION	04/01 to 10/31	0.02 CFS
COMMERCIAL	01/01 to 12/31	0.12 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 8, Twp 02N, Rge 38E, B.M., BONNEVILLE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 38E 8				1.0													1.0
Total Acres: 1																	

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 38E 8				X													

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before February 01, 2004.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. This right does not authorize the irrigation of land not previously irrigated.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. Commercial use is for an office building, boiler and steam cleaner for road oil company.

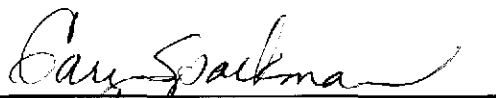
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FEB 10 2004

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 25-13999

7. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
8. 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.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 6th day of December, 2003.


KARL J DREHER, Director

MICROFILMED

FEB 10 2004

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED

RECEIVED

NOV 19 2003

APPLICATION FOR PERMIT

OCT 08 2003

To appropriate the public waters of the State of Idaho

Department of Water Resources
Eastern Region

Department of Water Resources

1. Name of Applicant Roxine Stone Phone 208-524-5871
Mailing address P.O. Box 50591 Idaho Falls, Id. 83405
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is Township 62N Range 38E Sec. 8, in the _____ 1/4,
SE 1/4, NE 1/4, Govt. Lot _____, B.M., Bonneville County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.02 cfs for irrigation purposes from 4-1 to 10-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.12 cfs for Commercial 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) 0.12 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 Well & 3 h.p. pump
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? ^{before} 1981; Drilling firm Unknown
Well was drilled for (well owner) unknown; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 0 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9): Existing use developed 1981
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.
e. Other; describe fully. 50 employees - office bldg
Dryer & Steam Cleaner for road oil Company

MICROFILMED

FEB 10 2004

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	
2N	38E	8				1													
						C													

Total number of acres to be irrigated 1

10. Describe any other water rights used for the same purposes as described above. 25-10009

11. a. Who owns the property at the point of diversion? Roxine Stone

b. Who owns the land to be irrigated or place of use? Same

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: This permit is for existing water use
Since 1981

On the 1987 Napp photo & shows on 1992 or the 1976 photo

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.

MICROFILMED

FEB 10 2004

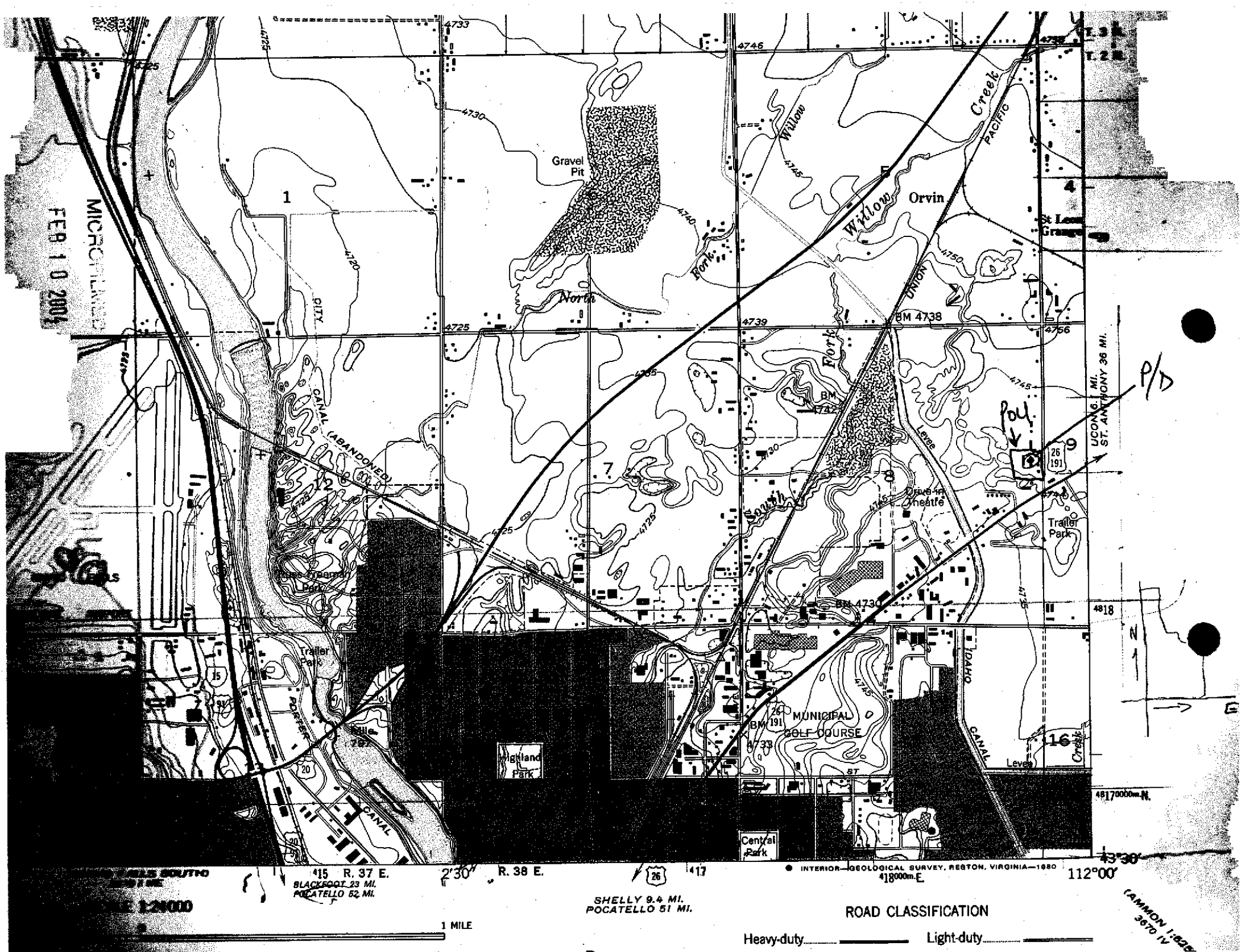
Roxine Stone
Signature of Applicant (and title, if applicable)

Received by KF Date 10/8/03 Time _____ Preliminary check by M. HOLLIDAY

Fee \$ 100⁰⁰ Received by KF # E029269 Date 10/8/03
Publication prepared by SC Date 10/14/03 Published in Post Register
Publication approved SC Date 11/12/03

FEB 10 2004

MICROFILMED



P/D

U.S. CONG. ST. ANTHONY 36 MI.

4818

4817000m N.

112°00'

CAMION 1:2525
3670 IV

WELLS SOUTH
1:24000

15 R. 37 E.
BLACKFOOT 23 MI.
POCATELLO 52 MI.

2°30' R. 38 E.

26
SHELLY 9.4 MI.
POCATELLO 51 MI.

INTERIOR GEOLOGICAL SURVEY, RESTON, VIRGINIA-1980
418000m E.

ROAD CLASSIFICATION

Heavy-duty Light-duty



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 25-10009

WATER RIGHT NUMBER: 25-10009

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROXINE STONE PO BOX 591 IDAHO FALLS, ID 83405-0591 (208)357-5224
Current Owner	JOHN B STONE PO BOX 591 IDAHO FALLS, ID 83405 (208)357-5224

Priority Date: 06/01/1963

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
COMMERCIAL	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4	Sec. 8, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		

Place of Use

COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	38E	8														X			

Conditions of Approval:Remarks:

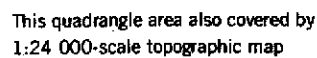
- General ADDED STREET NUMBER AND PH. NUMBER TO ROXINE 08/25/94 SS.

Comments:Dates and Other Information:

MICROFILMED

FEB 10 2004

7693



1976

DMA 3571 II SE—SERIES V093

MICROFILMED

FEB 10 2004



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

February 3, 2004

ROXINE STONE
PO BOX 50591
IDAHO FALLS ID 83405

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO 25-13999

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. 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, and that it meets the permitted beneficial use.

During my review of your proof I note that you claimed use of 0.14 cfs. However, your permit was granted for 0.12 cfs. You may consider contacting the Eastern regional office of IDWR to clarify this discrepancy. Otherwise, during the field examination this issue will be reviewed and further action at that time may be necessary.

Also, I found that you paid \$100.00 for the license examination fee. The department's license exam fee for .12 cfs is \$50.00, therefore, I have requested that the State of Idaho issue you a check for \$50.00. This check will be mailed to you within 7-10 business days.

Be advised that 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. 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, please contact the Eastern Regional Office of the department in Idaho Falls (208) 525-7161.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office
Fiscal

MICROFILMED
FEB 10 2004

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 25-13999

Reviewed By: dgibson

Date: February 2, 2004

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
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.:	E029269, C072073		Well driller's report filed?		
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		12/23/2003
Date proof due	-	02/01/2004
Lapse notice sent	-	
No. of days late	=	0
Holiday allowance	+	
Priority date	+	10/08/2003
New priority date	=	10/08/2003

Deficiencies of Actions Items

Acknowledge proof. Rate of diversion is .12, not .14. Refund \$50.00 of fee, because of overpayment.



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

December 12, 2003

ROXINE STONE
PO BOX 50591
IDAHO FALLS ID 83405

RE: Permit No. 25-13999

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.

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.

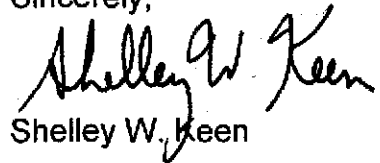
The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

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.

MICROFILMED
FEB 10 2004

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

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" being more prominent.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED
FEB 10 2004

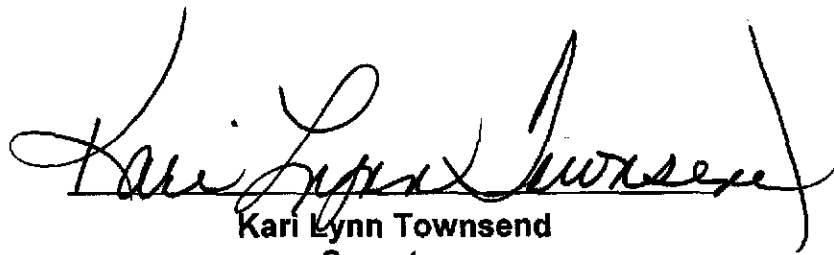
CERTIFICATE OF SERVICE

I hereby certify that on December 12, 2003 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.

25-13999

ROXINE STONE
PO BOX 50591
IDAHO FALLS ID 83405



Kari Lynn Townsend
Secretary

MICROFILMED
FEB 10 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.

MICROFILMED
FEB 10 2004

Comment Report

25-13999

1. scox 10/8/2003 Legal Notice Remarks

Comment: This application is for existing water use since 1981. On the 1987 Napp photo and shows on X92 ortho 1976 photo.

2. kwalker 11/24/2003 Proof of BU date

Comment: Since this permit is for pre-1987 development I have only recommended a 90 day period in which to submit proof of beneficial use.

MICROFILMED
FEB 10 2004

pre-1987
RECEIVED

NOV 19 2003

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 DL DATE 10/8/03 APPLICATION NO. 25-13999

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
_____ 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 Pre 1987 development
_____ 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 | _____ U.S. BLM |
| _____ Id Dept of Fish & Game | _____ U.S. Forest Service |
| _____ Id Dept of Lands | _____ Water District |
| _____ Adjudication Bureau Unit | _____ Other _____ |

☒	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.

By: K. J. Koyr K. Koyr Date: 11/18/2003
STATE OFFICE REVIEW: _____

ADDITIONAL INFORMATION:

Comments received from:

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

Project impacts/implications report

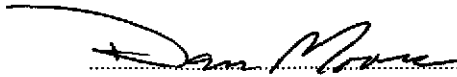
[illegible]

Proof of Publication The Post Register

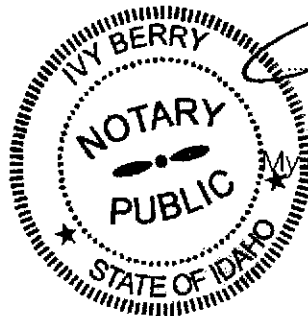
State of Idaho
County of Bonneville

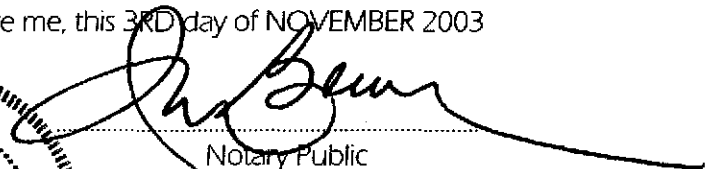
I, Dan Moore or ~~Danae Jacobsen~~, first being duly sworn, depose and say: That I am the Production Supervisor or Asst. Prod. Supervisor of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post Register, a newspaper of general circulation, published daily at Idaho Falls, Idaho; said Post Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the First day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than twelve consecutive months and said Post Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register for 2 consecutive (days) weeks, first publication having been made on the 16TH day of OCTOBER 2003, last publication having been made on the 23RD day of OCTOBER 2003 at the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.


.....

Subscribed and sworn to before me, this 3RD day of NOVEMBER 2003




.....
Notary Public

My commission expires January 10, 2009

RECEIVED
NOV 12 2003
MICROFILMED
Department of Water Resources
FEB 10 2004

PUBLIC NOTICE

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

25-13999

ROXINE STONE

PO BOX 50591

IDAHO FALLS ID 83405

Point(s) of Diversion: SENE S8 T02N

R38E, BONNEVILLE County

Source GROUND WATER

Use: IRRIGATION

04/01 To 10/31 0.02 CFS

Use: COMMERCIAL

01/01 To 12/31 0.12 CFS

Total Diversion: 0.12 CFS

Date Filed: 10/08/2003

Place Of Use: IRRIGATION and

COMMERCIAL

T02N R38E S8 SENE

Number of Acres 1

This application is for existing water use since 1981. On the 1987 Napp photo and shows on X92 ortho 1976 photo. 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 November 3, 2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published: October 16, 23, 2003

MICROFILMED
FEB 10 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

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 08, 2003

ROXINE STONE
PO BOX 50591
IDAHO FALLS ID 83405

RE: Application for Permit No 25-13999

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 Post Register on October 16 and 23, 2003. 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 Right Supervisor

WRW:sc

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FEB 10 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

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 08, 2003

Legal Notice Department
POST-REGISTER
PO BOX 1800
IDAHO FALLS ID 83402

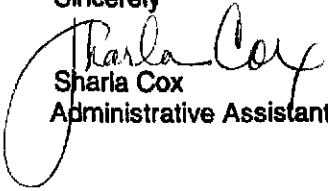
RE: Application for Permit No. 25-13999

Dear Cathy Von Borstel:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). 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. Please send the affidavit and bill to this office before November 3, 2003. Your cooperation is appreciated.

Sincerely


Sharla Cox
Administrative Assistant

MICROFILMED

FEB 10 2004

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KARL J DREHER, Director

Published on October 16 and 23, 2003

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