

Leo Bell
1137 E 1000 S
Albion, ID 83331
(208) 673-5372

RECEIVED
MAR 22 2002
Department of Water Resources
Southern Region
5024662

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

IN THE MATTER OF APPLICATION	)	
FOR TRANSFER NO. 5194 AND	)	
APPLICATION FOR PERMIT NO.	)	PETITION FOR INTERVENTION
45-07745 IN THE NAME OF	)	
USDA FOREST SERVICE	)	
_____	)	

COMES NOW Leo Bell and petitions for an Order from the presiding officer granting Leo Bell intervention to become a party in the above proceedings, and in support of said petition, alleges:

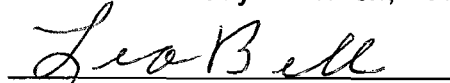
1. Leo (David) Bell, holds valid water right numbers A45-00320A and A45-00321A from Howell Creek with a priority of May 1, 1877 that is delivered through a common ditch know as the Brim Ditch, with Randy Brackenbury and Jim Kempton also having similar rights delivered in the same ditch system.
2. The primary source of our water comes from the South Fork of Howell Creek, which encompasses the Pomerelle Ski area. As there are no springs of any size in this area, the main source of water is snowmelt from the South Fork. When the snow is gone our water is gone. The streambed is dry very soon after the snow is gone.

3. Any development of water pursuant to the above listed applications will injure our existing water rights.

4. Although my rights are delivered by Water District #45-F, the withdrawal of protest by stipulation of Water District #45-F is not in my interest and was done without my consent.

WHEREFORE, petitioner prays for an Order granting petitioner Leo Bell, intervention as a party in the above-mentioned proceedings.

Dated this 21st day of March, 2002


Leo Bell

Enclosure: Filing Fee

CERTIFICATE OF MAILING

I hereby certify that on the 21st day of March 2002 a true and correct copy of the above and foregoing document was forwarded with all required charges prepared, by Regular U.S. Mail to the parties listed:

Zeke Zimmerman
USDA-Forest Service
2647 Kimberly RD East
Twin Falls, ID 83301

ATTN Steve Spencer
USDA-Forest Service
380 East Park Center
Suite #330
Boise, ID 83706

Earl Warthen
P.O. Box 145
Albion, ID 83311

Norman M. Semanko ESQ
Attorney At Law
410 S Orchard, Ste# 144
Boise, ID 83705

Chairman V Thomas Geary
P.O. Box 53
Albion, ID 83311

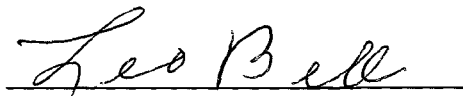
ATTN Woody Anderson
Andrwood, Inc
dba Pomerelle
P.O. Box 158
Albion, ID 83311

Roger D Ling
Ling and Robinson
P.O. Box 396
Rupert, ID 83350

Fred Hawker
361 W 400 S
Burley, ID 83318

Idaho Dep. Of Water Resources
1341 Fillmore Street
Suite # 200
Twin Falls, ID 83301

Dated this 21st day of March 2002.

A handwritten signature in cursive script, reading "Leo Bell", is written over a horizontal line.

Leo Bell