

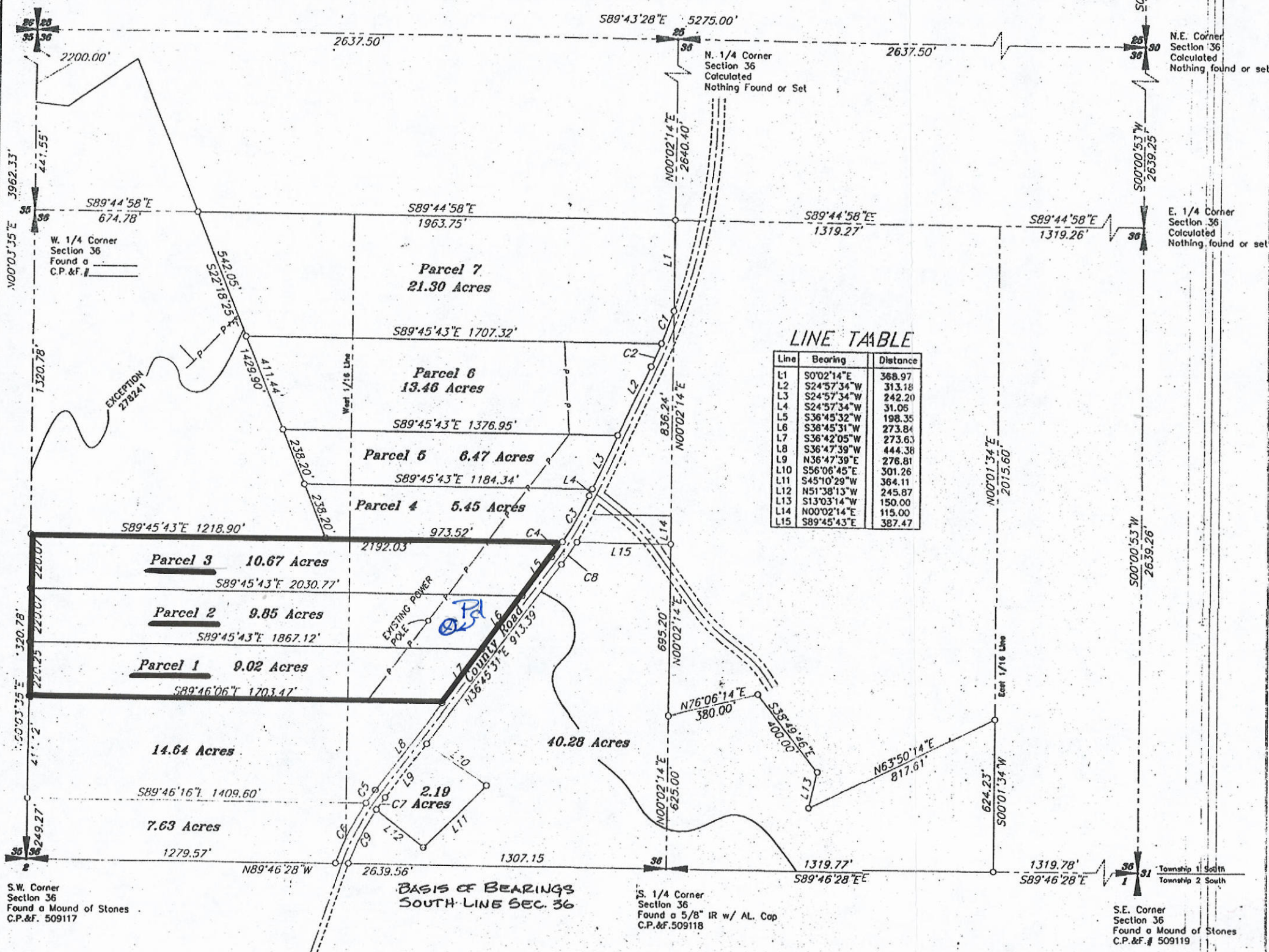
CURVE TABLE

Curve	Radius	Bearing	Chord	Delta	Length
C1	2560.00	S21°03'21"W	140.39	3°08'33"	140.41
C2	2560.00	S23°47'35"W	104.20	2°19'56"	104.21
C3	1427.00	S29°16'49"W	219.37	8°49'00"	219.59
C4	1427.00	S35°31'25"W	74.32	2°59'04"	74.33
C5	1083.00	S35°00'48"W	65.97	3°29'26"	65.98
C6	1083.00	S25°56'03"W	276.49	14°40'03"	277.25
C7	1033.00	N35°03'18"E	61.43	3°24'28"	61.44
C8	1477.00	N34°48'18"E	109.80	4°15'37"	109.83
C9	1033.00	N26°26'16"E	248.68	13°49'36"	249.28

PART OF
THE S 1/2 OF SECTION 36
T. 1 S., R. 34 E.B.M.
BINGHAM COUNTY, IDAHO

510407

W. 1/4 Corner
Section 36
Found a Large Nail
C.P.&F. 509116



LINE TABLE

Line	Bearing	Distance
L1	S0°02'14"E	368.97
L2	S24°57'34"W	313.18
L3	S24°57'34"W	242.20
L4	S24°57'34"W	31.06
L5	S36°45'32"W	198.35
L6	S36°45'31"W	273.84
L7	S36°42'05"W	273.63
L8	S36°47'39"W	444.38
L9	N36°47'39"E	276.81
L10	S56°06'45"E	301.26
L11	S45°10'29"W	364.11
L12	N51°38'13"W	245.87
L13	S13°03'14"W	150.00
L14	N00°02'14"E	115.00
L15	S89°45'43"E	387.47

BLACKFOOT, IDAHO
FEE 5.00 ON 8/57
2002 MAR 12 PM 1:09
RECORDED AT THE REQUEST OF
Harper-Leavitt

RECORDER'S CERTIFICATE

Instrument No. 510407
Time of Day PM 1:09
Date MAR 12 2002
Recorded in Bingham County, Idaho
County Recorder

0 150 300 600
SCALE: 1" = 300'

LEGEND

- Section corner control
- Placed 1/2" x 24" Iron rod with cap marked P.L.S. 7380
- x - Fence line.
- Found 1/2" x 24" Iron rod
- OHP - Overhead Power

SURVEYORS CERTIFICATE

I, Bryce D. Jolley, a Registered Professional Land Surveyor in the State of Idaho do hereby certify that this plat is an accurate representation of the survey completed under my supervision.

Bryce D. Jolley
Bryce D. Jolley
2-20-02
5360
510407

RECORD OF SURVEY
STEVE KAUER/MARVIN PRICE
SEC. 36, T. 1 S., R. 34 E.B.M.
HARPER-LEAVITT ENGINEERING, INC.
PROFESSIONAL ENGINEERS AND LAND SURVEYORS
JAN 12 2002
DATE: 5-18-00
DRAWN BY: T.R.M.
CHECKED BY: B.D.J.
OF 1

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 35-13476

Priority: June 23, 2003

Maximum Diversion Rate: 0.14 CFS

This is to certify, that STEVEN L KAUER
695 N 700 W
BLACKFOOT ID 83221

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>
DOMESTIC	01/01 to 12/31	0.14 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 36, Twp 01S, Rge 34E, B.M., BINGHAM County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01S 34E 36											X	X					

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **October 01, 2008**.
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 permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. Domestic use is for 3 duplexes.
6. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
7. The irrigation occurring under this domestic use shall not exceed 1/2 acre for each duplex. This right does not provide for irrigation of common areas.
8. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

MICROFILMED
OCT 07 2003

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 35-13476

9. 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 October, 2003.


CARL J DREHER, Director

WITNESSES

OCT 6 7 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 35-13476
Application - 70758

RECEIVED

OCT - 1 2003

Department of Water Resources

1. Name of Applicant Steven L. Kauer Phone 208 604 2205
Mailing address 695 North 700 West, Blackfoot Idaho 83221
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is Township 1S Range 34E Sec. 36, in the _____ 1/4,
SE 1/4, SW 1/4, Govt. Lot _____, B.M., Bingham County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:

Amount <u>.14</u> for <u>domestic</u>	purposes from <u>1 Jan</u> to <u>31 Dec</u> (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)	
Amount _____ for _____	purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)	
5. Total quantity to be appropriated is (a) .14 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 & pump for three duplexes
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet
 - c. Proposed well diameter is 8 inches; proposed depth of well is 168 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 5 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.
 - c. Municipal; show name of municipality.
 - d. Domestic; show number of households.
 - e. Other; describe fully. 3 duplexes

MICROFILMED

OCT 07 2003

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	
1S	34E	36											D	D					

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 35-13431 & 13427 are on the same ground for irrigation only. Source is a different well

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

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

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: CRS includes irrigation of 1/2 acre of lawn per unit.
Point of Diversion is on parcel 2
Place of Use is on parcel 1, 2, 3

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
OCT 07 2003


Signature of Applicant (and title, if applicable)

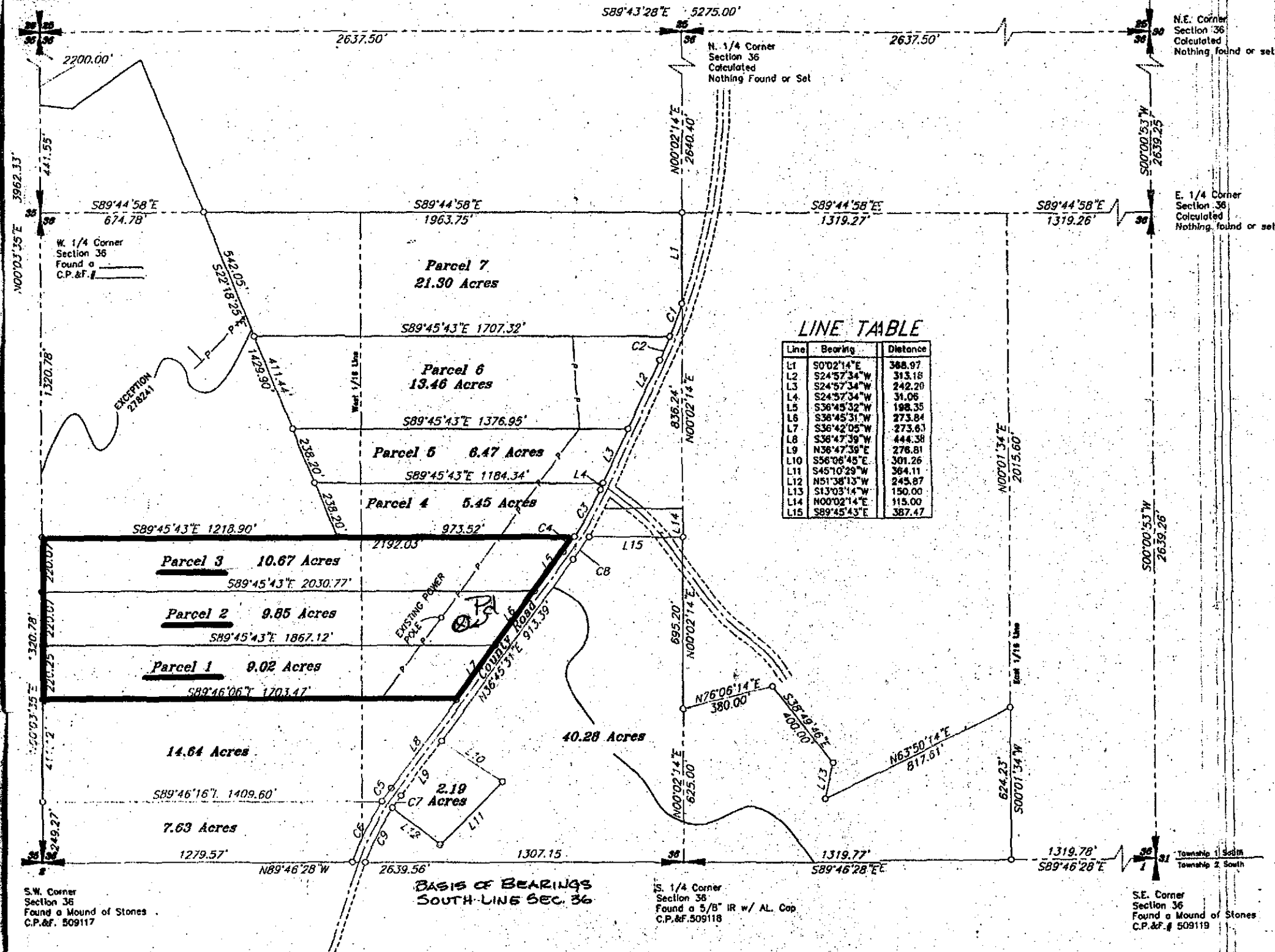
Received by HWT Date 6-23-03 Time _____ Preliminary check by _____

Fee \$ 100.00 Received by HWT # E028912 Date 6-23-03
 Publication prepared by SL Date 9/4 & 9/11/03 Published in Morning News
 Publication approved SL Date 9/15/03

CURVE TABLE

Curve	Radius	Bearing	Chord	Delta	Length
C1	2580.00	S21°03'21"W	140.39	3°08'33"	140.41
C2	2580.00	S23°47'35"W	104.20	2°19'58"	104.21
C3	1427.00	S29°16'49"W	219.37	8°49'00"	219.59
C4	1427.00	S35°31'25"W	74.32	2°59'04"	74.33
C5	1083.00	S35°00'48"W	65.97	3°29'28"	65.98
C6	1083.00	S25°56'03"W	276.49	14°40'03"	277.25
C7	1033.00	N35°03'18"E	61.43	3°24'28"	61.44
C8	1477.00	N34°48'18"E	109.80	4°15'37"	109.83
C9	1033.00	N26°26'18"E	248.68	13°49'36"	249.28

N. 1/4 Corner
Section 36
Found a Large Nail
C.P. & F. 509116



LINE TABLE

Line	Bearing	Distance
L1	S0°02'14"E	368.97
L2	S24°57'34"W	313.18
L3	S24°57'34"W	242.20
L4	S24°57'34"W	31.06
L5	S36°45'32"W	198.35
L6	S36°45'31"W	273.84
L7	S36°42'05"W	273.63
L8	S36°47'39"W	444.38
L9	N36°47'39"E	276.81
L10	S36°08'45"E	301.26
L11	S45°10'29"W	364.11
L12	N51°38'13"W	245.87
L13	S13°03'14"W	150.00
L14	N00°02'14"E	115.00
L15	S89°45'43"E	387.47

LEGEND

- Section corner control
- Placed 1/2" X 24" Iron rod with cap marked P.L.S. 7380
- Fence line
- Found 1/2" X 24" Iron rod
- OHP - Overhead Power

SURVEYORS CERTIFICATE

I, Bryce D. Jolley, a Registered Professional Land Surveyor in the State of Idaho do hereby certify that this plat is an accurate representation of the survey completed under my supervision.

Bryce D. Jolley
Bryce D. Jolley
2-20-92
License No. 5360
Date
510407

RECORD OF SURVEY

STEVE KAUR/MARVIN PRICE
SEC. 36, T. 1 S., R. 34 E.B.M.

HARPER-LEAVITT ENGINEERING, INC.
PROFESSIONAL ENGINEERS AND LAND SURVEYORS

JOB NO.: 0000
DATE: 2-18-92
DRAWN BY: T.R.M.
CHECKED BY: S.D.A.
OF 1

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

void

1. Name of Applicant Steven L. Kauer Phone 208-604-2205
Mailing address 695 N. 700 W. Blackfoot, ID 83221

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is Township 2S Range 36E Sec. 36, in the _____ 1/4,
SE 1/4, SW 1/4, Govt. Lot _____, B.M., Bingham County;
additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.14 cfs for Domestic 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)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.14 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 & pump to
3 duplexes

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

c. Proposed well diameter is 8 inches; proposed depth of well is 168 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 5 years (minimum 1 year)

8. Description of proposed uses (if irrigation only, go to item 9):

void

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. 3 duplexes - 2.7 people per unit or
5.4 persons in each duplex as per DEQ.

MICROFILMED

OCT 07 2003

Renumber to
Basin 35-3476

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	
2S	36E	36												D					

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 35-13431 + 35-13427

on same ground for irrigation only. Source is a different well.

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

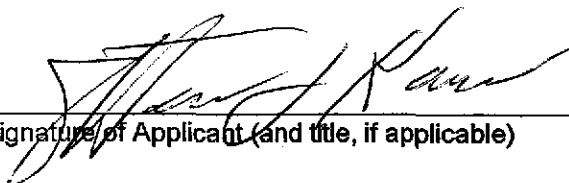
b. Who owns the land to be irrigated or place of use? Applicant

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: CFS amount includes 1/2 acre irrigated lawn per unit.

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.


Signature of Applicant (and title, if applicable)

MICROFILMED

Received by HWT Date 6-23-03 Time _____ Preliminary check by _____

Fee \$ 160.00 Received by HWT # E09912 Date 6-23-03

Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____



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

October 6, 2003

STEVEN L KAUER
695 N 700 W
BLACKFOOT ID 83221

RE: Permit No. 35-13476

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.

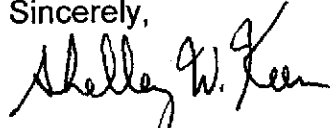
The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened 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.

MICROFILMED
OCT 6 7 2003

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,

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

Shelley W. Keen

Water Rights Supervisor

SWK:klf

Enclosure(s)

MICROFILMED
OCT 07 2003

CERTIFICATE OF SERVICE

I hereby certify that on October 6, 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.

35-13476

**STEVEN L KAUER
695 N 700 W
BLACKFOOT ID 83221**



**Kari Lynn Townsend
Secretary**

MICROFILMED
OCT 07 2003

**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.

RECORDED
JUL 7 2003

Comment Report

35-13476

1. kwalker 10/2/2003 Point of Diversion

Comment: In review of this application I noted that the point of diversion had been data entered as being within the SWSW, S36. In update of the point of diversion in GIS I updated the pls and this caused the point to be entered correctly as filed which is SESW, S36. There were no protests filed against the approval of this application. I talked with Eastern Region and they determined that readvertisement was not necessary since there were no protests and the application was advertised as being with the SW1/4 of Section 36.

MICROFILMED

OCT 07 2003

RECEIVED

OCT - 1 2003

Department of Water Resources

Dist for Staffing _____
Submitted for advertising _____

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

Nauer
INITIAL REVIEW BY HWT DATE 6-23-03 APPLICATION NO. 27-11932

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 CIS 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 Environmental Quality
☐ Id Dept of Fish & Game
☐ Id Dept of Lands
☐ Adjudication Bureau Unit

- ☐ U.S. BLM
☐ U.S. Forest Service
☐ Water District

☒ Other Not to Health Dept.
Blackfoot

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: _____ Date: _____

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

1.1e/A phone message at 604-2205 @10:43 30 June 2003

Legals
AFFIDAVIT OF PUBLICATION

County of Bingham)

ss

State of Idaho)

I, Jacqueline Graham do solemnly swear that I am the Legal Coordinator of The Morning News, which is a daily newspaper of general circulation, published each day except Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot, aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1911, approved March 11, 1911, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue of said newspaper 2 consecutive weeks the first publication having been made on the 4th day of Sept 2003, and the last publication having been made on the 11th day of Sept 2003; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published, in the newspaper and not in a supplement.

On this 11th day of Sept, in the year of 2003, before me a Notary Public of the State, personally appeared Jacqueline Graham, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me the first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires
June 19, 2004
Affidavit Processing Fee.....\$5.00

Place of Use: DOMESTIC
T01S, R34E, S36, SWSW, SESW
35-13477
TINA M. HANSEN
P.O. Box 125
Aberdeen, Idaho 83210
Point(s) of Diversion: NESE, S33,
T03S, R33E, BINGHAM County.
Source: GROUNDWATER
Use: IRRIGATION 04/01 to 10/31 0.09
CFS
Total Diversion: 0.09 CFS
Date Filed: 08/20/2003
Place of Use: IRRIGATION
T03S, R33E, S33, NESE
Number of Acres 3

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 Drive, Suite A, Idaho Falls, Idaho, 83402, together with a protest fee of \$25.00 for each application on or before September 22, 2003. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

(#673)
Pub.: Pub.: 9/4, 11

DEPT. OF WATER RESOURCES
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402-1718
Phone: (208) 525-7161
Fax: (208) 525-7177

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

35-13476
STEVEN L. KAUER
700 W. 695 N.
Blackfoot, Idaho 83221
Point(s) of Diversion: SWSW S36,
T01S, R34E, Bingham County.
Source: GROUNDWATER
Use: DOMESTIC 01/01 to 12/31 0.14
CFS
Total Diversion: 0.14 CFS
Date Filed: 08/14/2003

RECEIVED MICROFILMED

SEP 15 2003 OCT 07 2003

Department of Water Resources
Eastern Region



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
August 27, 2003

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

STEVEN L KAUER
700 W 695 N
BLACKFOOT ID 83221

RE: Application for Permit No 35-13476

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 Morning News on September 4 and 11, 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

MICROFILMED

OCT 07 2003



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

August 27, 2003

Legal Notice Department
MORNING NEWS
PO BOX 70
BLACKFOOT ID 83221

RE: Applications for Permit No. 35-13476 35-13477

Dear LEGAL NOTICE DEPARTMENT:

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 September 22, 2003. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant

*mailed
9/27/03
sc*

MICROFILMED

OCT 07 2003

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

35-13476

STEVEN L KAUER
700 W 695 N
BLACKFOOT ID 83221

Point(s) of Diversion: SWSW S36 T01S R34E, BINGHAM County
Source GROUND WATER

Use: DOMESTIC 01/01 To 12/31 0.14 CFS

Total Diversion: 0.14 CFS

Date Filed: 08/14/2003

Place Of Use: DOMESTIC

T01S R34E S36 SWSW SESW

35-13477

TINA M HANSEN
PO BOX 125
ABERDEEN ID 83210

Point(s) of Diversion: NESE S33 T03S R33E, BINGHAM County
Source GROUND WATER

Use: IRRIGATION 04/01 To 10/31 0.09 CFS

Total Diversion: 0.09 CFS

Date Filed: 08/20/2003

Place Of Use: IRRIGATION

T03S R33E S33 NESE

Number of Acres 3

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 September 22, 2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on September 4 and 11, 2003

MICROFILMED

OCT 07 2003