

**STARTING
LEFT
SIDE OF
FILE**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 27 2004

DEPARTMENT OF
WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 15-7232 Telephone No. 208-766-4210

2. Name of Permit Holder(s): Kathryn Dawson

3. Mailing Address: PO Box 133

City Malad State ID Zip 83252

4. Source of Water: Well If **GROUNDWATER** (well), Date Drilled: mo. 10 / yr. 02

Well Driller: Michael Frandzen Drilling Permit Number: 0024503

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

Domestic (No. of households): 040 Stockwater (No. and type of stock): 020

Irrigation (No. of acres): 060 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 0.120 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?
Has the measuring device been installed?

Yes _____ or No X
Yes _____ or No X

8. Fee Enclosed: \$ 5000 (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: Kathryn Dawson Telephone Number: 208 766 4210

Address: 2870 N 2000 W Malad ID 83252

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: Kathryn Dawson Date: 10-24-04
(include your title, if on behalf of company or organization)

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 15-07232

Priority: September 03, 2002

Maximum Diversion Rate: 0.12 CFS

This is to certify, that KATHRYN DAWSON
PO BOX 133
MALAD ID 83252

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	0.04 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
IRRIGATION	04/01 to 10/31	0.06 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, Twp 14S, Rge 36E, B.M., ONEIDA County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	36E	18					X												

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	36E	18					X				X								

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	
14S	36E	18					3.0												3.0

Total Acres: 3.0

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **November 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.
4. 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.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

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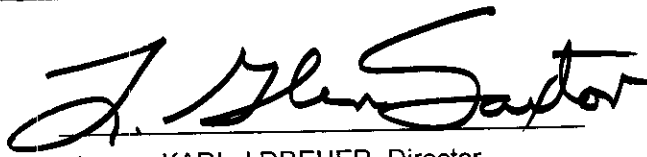
State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 15-07232

CONDITIONS OF APPROVAL (Cont.)

6. Stockwater use is for 70 cattle and/or horses.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 23rd day of October, 2002


for
KARL J DREHER, Director

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Ident. No. 15-7232

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Kathryn Dawson Phone 208-766-4210
Mailing address PO Box 133 Malad Idaho 83252
2. Source of water supply ground water which is a tributary of NA
3. Location of point of diversion is Township 14S Range 36E Sec. 18 in the NE 1/4, NW 1/4, Govt. Lot Onedie B.M. Onedie County: Onedie
additional points of diversion if any: _____
4. Water will be used for the following purposes:

Amount <u>0.04</u> for <u>Domestic</u>	purposes from <u>01/01</u> to <u>12/31</u> (both dates inclusive)
(cfs or acre-feet per annum)	
Amount <u>0.02</u> for <u>stock</u>	purposes from <u>01/01</u> to <u>12/31</u> (both dates inclusive)
(cfs or acre-feet per annum)	
Amount <u>0.06</u> for <u>IRR</u>	purposes from <u>4/1</u> to <u>10/31</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)	
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/pump to
house/stock troughs 3ac irrigation
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet
 - c. Proposed well diameter is 10" inches; proposed depth of well is 250 feet
 - d. Is ground water with a temperature of greater than 85°F being sought? _____
 - 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 2 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 70 cattle/horses
 - c. Municipal; show name of municipality _____
 - d. Domestic; show number of households 1 house
 - e. Other; describe fully _____

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3. 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	
14s	36e	18					4s			S									
		18					3												3

Total number of acres to be irrigated 3

10. Describe any other water rights used for the same purposes as described above. 1.5 shares

St Johns Irr Co

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

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

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: _____

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8 1/2"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.)

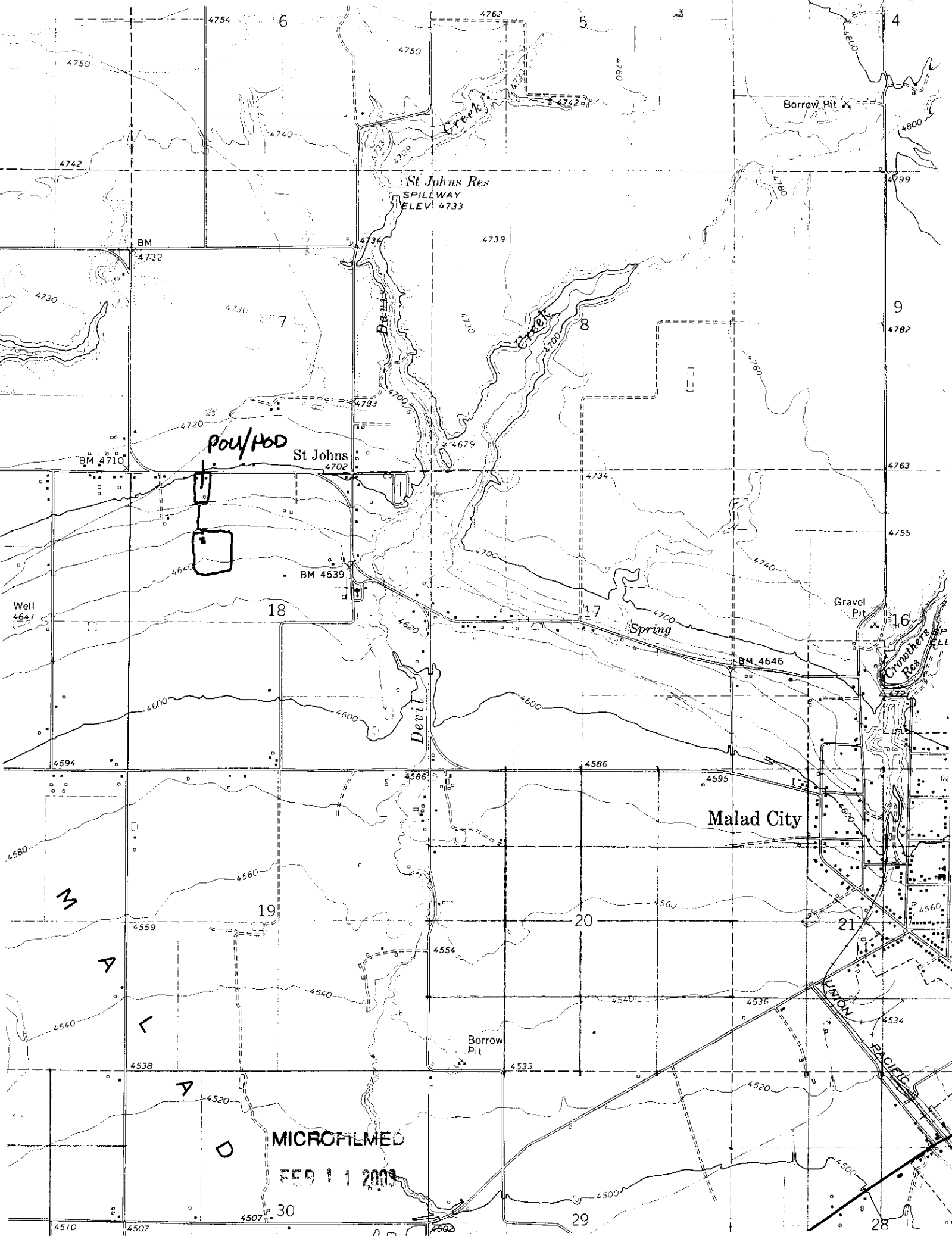
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Kathleen D. Dusen
Signature of Applicant (and title, if applicable)

Received by DC Date 9/3/2002 Time 12:30 Preliminary check by _____
 Fee \$ 100 Received by DC # E028113 Date 9/3/2002
 Publication prepared by SL Date 9/19/2002 Published in Idaho Enterprise
 Publication approved _____ Date 10/1/02

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TAX NUMBER LISTING

T-003220 127389

PRICE, L VAN ET-UX

Frac Sec 18 T 14 S R 36 EBM 91351,92518,93866,107498,121158, 127389

Beginning at a point 142 rods West of the Northeast corner of Section 18 Township 14 South Range 36 EBM
 thence running South 610.5 feet to the true point of beginning
 thence running South 1147.5 feet
 thence West 1551 feet
 thence North 1147.5 feet
 thence East 1551 feet to the true point of beginning.
 41 acres Previous owner Dell J. Tuttle, MICHAEL BROADHEAD

T-003221 00114145

run
~~Hill, John Farrell~~ Dawson, Katherine (SP)

Frac Sec 18 T 14 S R 36 EBM 91354,112494,114144,114145 131954

Beginning at a point 142 rods West of the Northeast corner of Section 18 Township 14 South Range 36 EBM
 thence running South 1758 feet
 thence West 1551 feet to the true point of beginning
 thence West 66 feet
 thence North 1147.5 feet
 thence East 66 feet
 thence South 1147.5 feet to the true point of beginning.
 1.74 acres Previous owner Margaret Treasure

T-003222 00114145

run
~~Hill, John Farrell~~ Dawson, Katherine (SP)

Frac Sec 18 T 14 S R 36 EBM 91403,112494,114144,114145 131954

Beginning at a point 142 rods West of the Northeast corner of Section 18 Township 14 South Range 36 EBM
 thence running West 1451 feet to the true point of beginning
 thence running South 610.5 feet
 thence West 100 feet
 thence North 610.5 feet
 thence East 100 feet to the point of beginning.
 1.4 acres Previous owner Margaret Treasure

T-003223 00091402

Broadhead, D. Michael

Frac Sec 18 T 14 S R 36 EBM 91402

Beginning at a point 142 rods West of the Northeast corner of Section
 18 Township 14 South Range 36 EBM thence running West 1351 feet to the true point of beginning
 thence running South 610.5 feet thence West 100 feet
 thence North 610.5 feet thence East 100 feet to the point of beginning.
 See Tax # 3718 and #3719 new description created from ref #111250 and #111251 1.4 acre

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TAX NUMBER LISTING

77

T-001755 00114145

Douglas, Katherine (SP)
~~Hill, John Farrell~~

Sec 16 T 14 S R 36 EBM 13-385,28-171,31-381,Misc K-259,
Frac SW $\frac{1}{4}$ /NE $\frac{1}{4}$ 114144,114145, 131954
Frac SE $\frac{1}{4}$ /NW $\frac{1}{4}$

Beginning at the Southwest corner of the Southeast quarter of the
Northwest quarter of section 18, township 14 South Range 36 East of the Boise Meridian
thence running North 53.4 rods
thence East 89 rods 14 2/3 feet
thence South 53.4 rods
thence West 89 rods 14 2/3 feet to the point of beginning.
30 acres previous owner Margaret Hill

T-001756 00117630

Deschamps, Jay Dee

Sec 18 T 14 S R 36 EBM 12-211,29-11,99889,117630
Frac SW $\frac{1}{4}$ /NE $\frac{1}{4}$

Commencing at the Southeast corner of the Southwest quarter of the
Northeast quarter of section 18, township 14 South Range 36 East of the Boise Meridian
thence running North 19 rods and 3 1/2 feet
thence West 56 feet
thence North 12 rods 13 feet
thence West 22 rods and 14 1/2 feet
thence South 32 rods
thence East 26 rods and 6 1/2 feet to point of beginning
also commencing at a point 28 rods due North from the South East
corner of the West 1/2 of the Northeast quarter of section 18, township 14 South Range 36 East, Boise Meridian
thence West 4 rods thence North 20 rods
thence East 4 rods
thence South 20 rods back to the place of beginning.
5 1/2 acres previous owner Luceal Deschamps

T-001757 127389

PRICE, L VAN ET-UX

Sec 18 T 14 S R 36 EBM Misc-73,24-590,89558,92518,93866
Frac W $\frac{1}{2}$ /NE $\frac{1}{4}$ 107498,121158,127389

Beginning at the Northeast corner of the W $\frac{1}{2}$ /NE $\frac{1}{4}$ Sec 18 T 14 S R 36 EBM

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09/26/00

TAX NUMBER LISTING

Page 66

Tax # Record.# State Num Owner Name

TO A POINT ON THE QUARTER SECTION LINE 37.36 RODS DUE NORTH OF THE
POINT OF BEGINNING;
THENCE NORTH 122.64 RODS TO THE NORTHWEST CORNER OF SW $\frac{1}{4}$ OF SECTION 5
ABOVE SAID TOWNSHIP AND RANGE;
THENCE EAST 80 RODS;
THENCE SOUTH 240 RODS;
THENCE WEST 160 RODS;
THENCE NORTH 80 RODS;
THENCE EAST 6.32 RODS;
THENCE SOUTH 28 RODS;
THENCE EAST 53.68 RODS;
THENCE NORTH 28 RODS;
THENCE EAST 20 RODS TO THE PLACE OF BEGINNING
30.6 ACRES

T-000550 114145

Kathryn
Dawson, Katherine (SP)
~~HILL, JOHN PARRELL~~

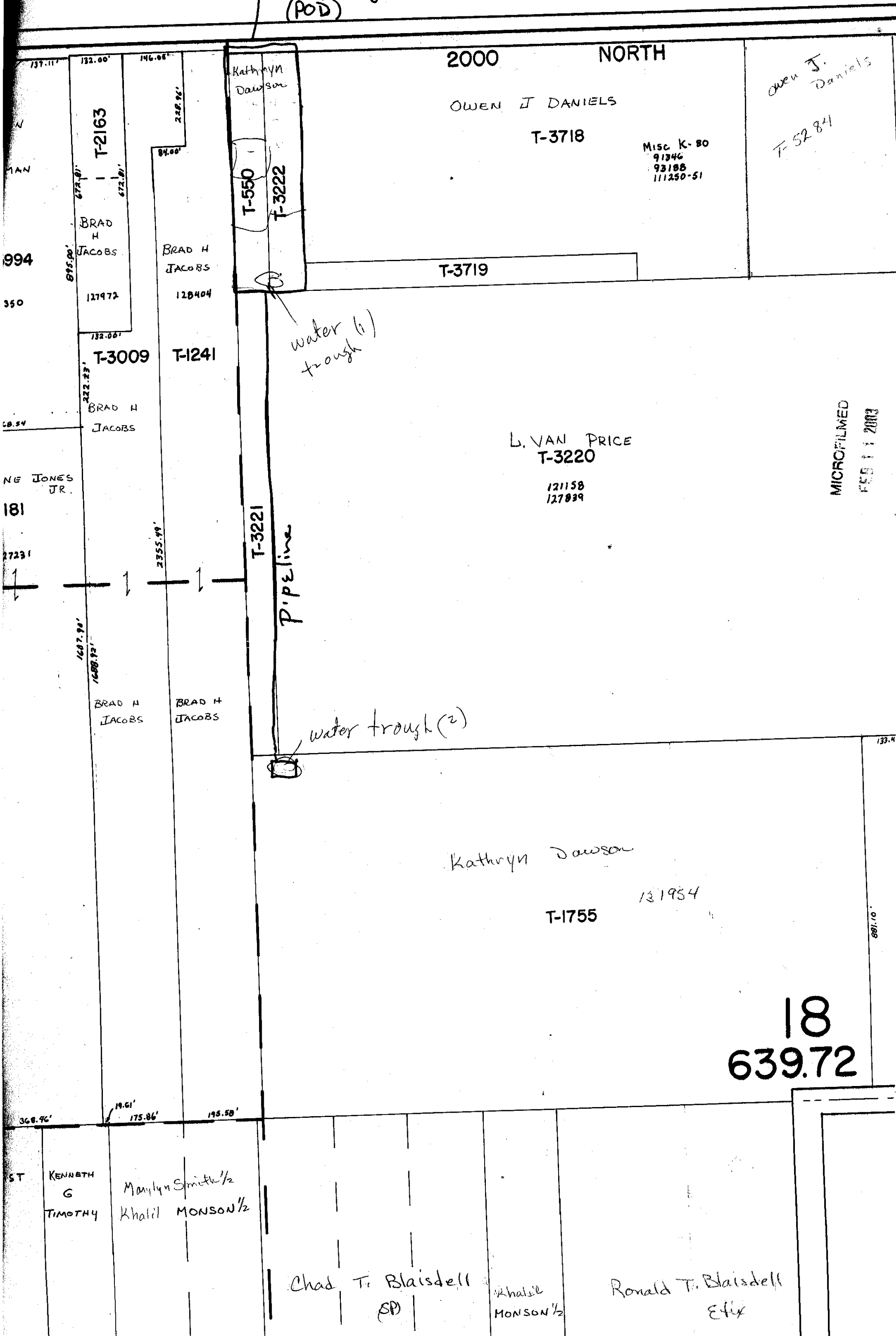
SEC 18 T 14 S R 36 EBM FRAC NENW 21-139 26-397 114144 181984

COMMENCING AT A POINT 20 CHAINS AND 4 LINKS WEST OF A POINT OR STAKE
LYING AND BEING BETWEEN THE SW $\frac{1}{4}$ OF SECTION 7 AND THE NE $\frac{1}{4}$ SECTION 18,
TWP 14 S R 36 EBM;
AND RUNNING THENCE SOUTH 37 RODS;
THENCE EAST 75 FEET;
THENCE NORTH 37 RODS;
THENCE WEST 75 FEET TO THE POINT OF BEGINNING
9/10 ACRE

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3 ac (irrigation)
(POD)



**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 22, 2006

KATHRYN DAWSON
PO BOX 133
MALAD ID 83252

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 15-7232

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 contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Also, be advised that Section 42-248, Idaho Code, requires water right owners 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 about the field examination, please contact the **Eastern** Regional Office of the department in Idaho Falls at (208) 525-7161.

Sincerely,

A handwritten signature in cursive script that reads "Christine Roberts". The signature is written in black ink and is positioned above the printed name and title.

Christine Roberts
Technical Records Specialist

Encl.



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

August 31, 2004

KATHRYN DAWSON
PO BOX 133
MALAD CITY, ID 83252

PROOF DUE NOTICE

RE: PERMIT NO. 15-7232

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before November 01, 2004. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

Sincerely,

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures

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OCT 27 2004

DEPARTMENT OF
WATER RESOURCES



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

August 31, 2004

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PO BOX 133
MALAD CITY, ID 83252

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Sincerely,

Deborah Gibson

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures

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DEPARTMENT OF
WATER RESOURCES

Water Permit Report 15-7232

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DEPARTMENT OF
WATER RESOURCES

Status: Active

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.040 CFS	
STOCKWATER	01/01 to 12/31	0.020 CFS	
IRRIGATION	04/01 to 10/31	0.060 CFS	
	Total Diversion:	0.120 CFS	

GROUND WATER NE1/4NW1/4 Sec. 18, Twp 14S, Rge 36E, B.M.
ONEIDA County

DOMESTIC

[illegible]

STOCKWATER

[illegible]

IRRIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 15-7232

14S 36E 18	3.0	3.0
------------	-----	-----

Conditions of Approval:

1. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. 26A 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.
3. R67 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. X02 Stockwater use is for 70 cattle and/or horses.

Remarks:Comments:Dates and Other Information:

Permit Proof Due Date: 11/1/2004
 Permit Proof Made Date:
 Permit Approved Date: 10/23/2002
 Permit Moratorium Expiration Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Field Exam Date:
 Date Sent to State Office:
 Date Received at State Office:
 State or Federal:
 Owner Name Connector:
 Water District Number: 11
 Generic Max Rate Per Acre: 0.02
 Generic Max Volume Per Acre: 3.5
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

Invoice

C41095
DAMSON, KATHY
2870 N. 3000 W.
MALAD, ID 83252

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DEPARTMENT OF
WATER RESOURCES

Invoice Date: 08.27.03
Page: 1
Salesperson: 9
Invoice #: 42950
Due Date: 09.11.03
Disc Date:
Time: 9:24 AM
C-41095

Quantity	Item Number	List Price	Sale Price	Discount	Extension	Tx
	Item Description					
	INSTALL 1.5 HP SUB PUMP ALONGSIDE 5 HP					
	IN 8" WELL					
1.00	HBFB-150-S2 1.5HP 18-20 GPM SUMBE	864.00	864.00	25.0000	648.00	Y
1.00	545-00181 1.5HP, 230V, CONTROL BX	96.89	96.89	30.0000	67.82	Y
1.00	LD-S-12 1-1/4" FITLESS ADAPT	78.00	78.00	20.0000	62.40	Y
250.00	3 1 1/4" SCH 80 PVC	0.00	1.19		297.50	Y
310.00	10/3G M 10/3 W/GRD FLAT WIRE	1.13	1.13	20.0000	280.24	Y
1.00	SP4C 14/12/10 H.S. SPLICING	5.00	5.00		5.00	Y
1.00	3 PLUMB PARTS	0.00	213.30		213.30	Y
13.00	LB LABOR BOB DUNN	50.00	50.00		650.00	Y

THANK YOU,

Tax Totals TAX 141.24

GLENN'S ELECTRIC MOTOR & PUMP
501 NORTH MAIN
LOGAN, UT 84321

(435)752-4178
Tax ID # 87-0266542

Subtotal : 2554.99
Discount : 330.73
Net Total : 2224.26
Sales Tax : 141.24
Invoice Total: 2365.50
Received :
On Account : 2365.50
Your Change :

-150.00
2215.50

Statement

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OCT 27 2004

DEPARTMENT OF
WATER RESOURCES

DAWSON, KATHY
2870 N. 3000 W.
MALAD, ID 83252

Customer : C41095
Date : 10.01.03
Page : 1
Salesperson : 9

Inv Date	Due Date	Invoice	Type	Reference	Orig	Amount	Balance
08.27.03	09.11.03	42950	Inv	C-41095		2365.50	2365.50
Work Order Numbers:							
09.02.03	10.11.03	42992	Inv	CREDIT ON PUMP		150.00--	150.00--
Work Order Numbers:							
10.01.03	10.01.03	SVC.CHG	Svc			47.31	47.31
Work Order Numbers:							

Service Charges Paid Last Year 0.00

Before	30:	30 To	59:	60 To	89:	90	To 119:	120 And Over:	Total Due
2262.81	:		0.00	:	0.00	:	0.00	:	2262.81

Remit Payment To:

GLENN'S ELECTRIC MOTOR & PUMP
501 NORTH MAIN
LOGAN, UT 84321

(435)752-4178

August 31, 2004

KATHRYN DAWSON
PO BOX 133
MALAD CITY, ID 83252

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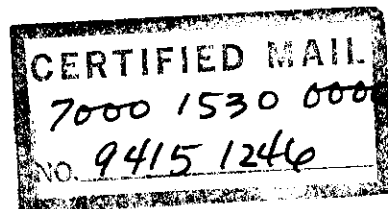
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Sincerely,

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures





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 25, 2002

KATHRYN DAWSON
PO BOX 133
MALAD ID 83252

RE: Permit No. 15-7232

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.

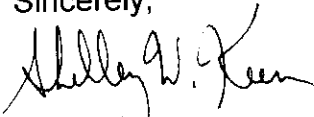
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Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact 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 cursive script, appearing to read "Shelley W. Keen".

Shelley W. Keen

Water Rights Supervisor

Enclosure(s)

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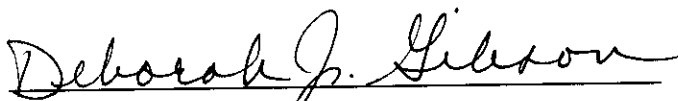
CERTIFICATE OF SERVICE

I hereby certify that on October 25, 2002 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.

15-7232

KATHRYN DAWSON
PO BOX 133
MALAD ID 83252

A handwritten signature in cursive script, reading "Deborah J. Gibson", is written over a horizontal line.

Deborah J. Gibson
Secretary

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**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

(To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

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 Water Resource 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.

MEMORANDUM

Date: October 23, 2002
To: Water Right File 15-7232
From: dgibson
Re: Permit Review

Season of use for the irrigation use was not published correctly. The permit will reflect correction of this error.

During permit review of this file, I found the applicant had 1.5 shares of St. John Irrigation Co. I contacted the applicant to clarify the use of the irrigation company shares. She said that the ditch was below the 3 acres this application is for, and that with the ditch below this area it was difficult to water. She will continue to use these shares on 31 acres below the ditch. Additionally, Admin. Memo for Application Processing #17 will be applied granting a higher rate of diversion.

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AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
COUNTY OF ONEIDA)

Kristine D. Smith, begin duly sworn, deposes and says:
That she is the publisher of THE IDAHO ENTERPRISE, a weekly newspaper published at Malad, in the County of Oneida and State of Idaho; that said newspaper has been and is in general circulation in the county aforesaid, and in the vicinity of Malad; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for 21 consecutive weeks in the regular and entire issue of said newspaper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said newspaper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with
9-1-2002 and ending with
the issue of 9-26-2002

Kristine D. Smith

STATE OF IDAHO)
)
COUNTY OF ONEIDA)

On this 3 day of Oct in the year of 2002
before me, Lisa D. Lewis, Notary Public,
personally appeared Kristine Smith, known or
identified to me to be the person whose name subscribed to the
within instrument, and being by me first duly sworn, declared that
the statements therein are true, and acknowledged to me that she
executed the same.

Lisa D. Lewis
Notary public for Idaho

Residing at Malad, ID MICROFILMED

My commission expires: 2-05-08 FEB 1 2003

NOTICE

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

15-7232

KATHRYN DAWSON

PO BOX 133

MALAD ID 83252

Point(s) of Diversion: NENW S18

T14S R36E, ONEIDA County

Source GROUND WATER

Use: IRRIGATION 01/01 To

12/31 0.06 CFS

Use: STOCKWATER 01/01 To

12/31 0.02 CFS

Use: DOMESTIC 01/01 To

12/31 0.04 CFS

Total Diversion: 0 . 1 2

CFS

Date Filed: 09/04/2002

Place Of Use: DOMESTIC

T14S R36E S18 NENW

Place Of Use: STOCKWATER

T14S R36E S18 NENW

SENEW

Place Of Use: IRRIGATION

T14S R36E S18 NENW

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 applica-
tion on or before October 7,
2002. The protestant must also
send a copy of the protest to the
applicant.

KARL J DREHER, Director

Published on September 19 and
26, 2002

L. #2027 9/16/02-9/26/02-2T



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

September 10, 2002

KATHRYN DAWSON
PO BOX 133
MALAD ID 83252

RE: Application for Permit No 15-7232

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 Idaho Enterprise on September 19 and 26, 2002. Submittal of protests to this application will be allowed for a period ending ten days (October 8, 2002) 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,

Harold W Jones
Water Right Supervisor

HWJ:sc

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FEB 11 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

September 10, 2002

Legal Notice Department

Idaho Enterprise

PO Box 205

Malad City ID 83252

RE: Application for Permit No. 15-7232

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 October 7, 2002. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant

*Mailed
9/10/02
sc*

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SEP 11 2003

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

15-7232

KATHRYN DAWSON
PO BOX 133
MALAD ID 83252

Point(s) of Diversion: NENW S18 T14S R36E, ONEIDA County
Source GROUND WATER

Use: IRRIGATION 01/01 To 12/31 0.06 CFS

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

Use: DOMESTIC 01/01 To 12/31 0.04 CFS

Total Diversion: 0.12 CFS

Date Filed: 09/04/2002

Place Of Use: DOMESTIC

T14S R36E S18 NENW

Place Of Use: STOCKWATER

T14S R36E S18 NENW SENW

Place Of Use: IRRIGATION

T14S R36E S18 NENW

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 October 7, 2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on September 19 and 26, 2002

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