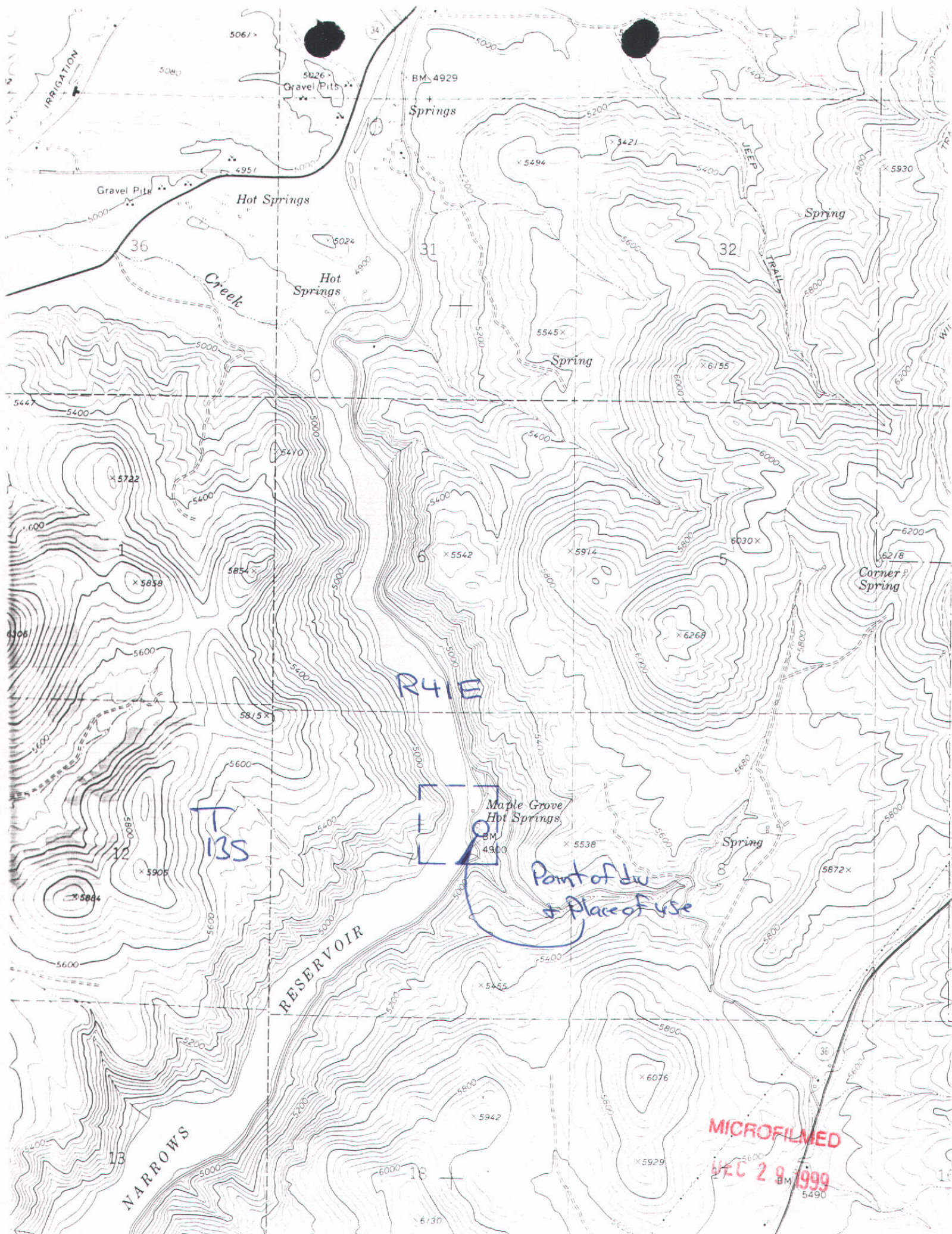




R41E

T13S

Point of div
+ Place of use

MICROFILMED
DEC 28 1999

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 13-07576

Priority: November 4, 1999

Maximum Diversion Rate:

0.80 CFS

This is to certify, that ROBERT TIMMONS
LOU CLAYTON
PO BOX 32
THATCHER ID 83283

has applied for a permit to appropriate water from:
MAPLE GROVE HOT SPRINGS tributary of BEAR RIVER

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>
COMMERCIAL	01/01 to 12/31	0.80 CFS

LOCATION OF POINT(S) OF DIVERSION: SWNE , Sec. 7, Township 13S, Range 41E
FRANKLIN County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

13S 41E 7

SWNE

CONDITIONS OF APPROVAL AND REMARKS

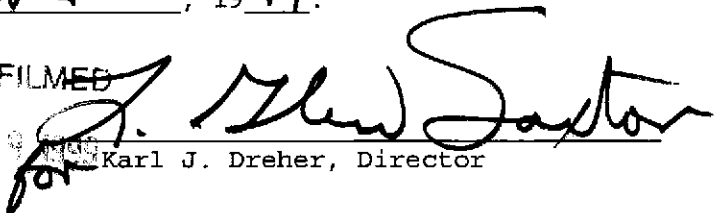
1. Proof of application of water to beneficial use shall be submitted on or before January 1, 2005.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 11.
5. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
6. Commercial use is for hot tubs and pools.

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

17th day of December, 1999.

MICROFILMED

DEC 29 1999

for  Karl J. Dreher, Director

RECEIVED

DEC 14 1999

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

- Name of Applicant Robt Timmons or Lou Clayton Phone 303-475-8763
Mailing address P.O. Box 32 Thatcher, ID 83283
- Source of water supply Maple Grove Hot Springs which is a tributary of Bear River
- Location of point of diversion is Township 13S Range 41E Sec. 7 in the SW 1/4, NE 1/4, Govt Lot _____, B.M., Franklin County;
additional points of diversion if any: _____
- Water will be used for the following purposes:
 Amount 0.80 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)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
- Total quantity to be appropriated is (a) 0.80 and/or (b) _____
 cubic feet per second acre feet per annum
- Proposed diverting works:
 - Describe type and size of devices used to divert water from the source pipeline to Soaking Pools + river
 - Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
 - Proposed well diameter is _____ inches; proposed depth of well is _____ feet
 - Is ground water with a temperature of greater than 85°F being sought? _____
 - If well is already drilled, when? _____; Drilling firm _____
 Well was drilled for (well owner) _____; Drilling Permit No. _____
- Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year)
- Description of proposed uses (if irrigation only, go to item 9):
 - Hydropower; show total feet of head and proposed capacity in KW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; show name of municipality. _____
 - Domestic; show number of households. _____
 - Other; describe fully. Commercial use of Hot water for hot tubs and/or pools.

MICROFILMED
DEC 23 1999

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	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	41E	7			C														

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. None

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: _____

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.

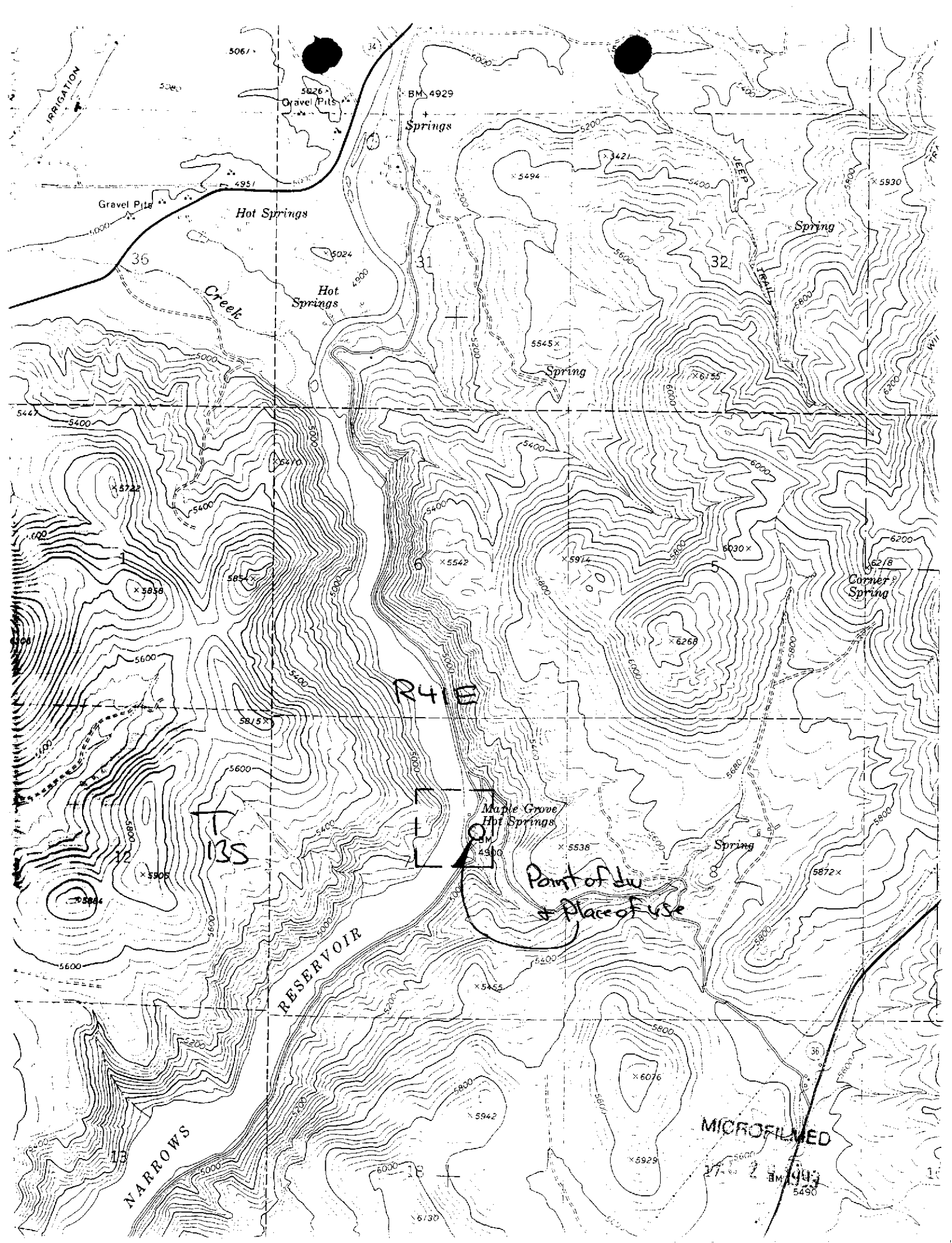


Signature of Applicant (and title, if applicable)

Received by [Signature] Date 11-4-99 Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by HWS # E025440 Date 11-4-99
 Publication prepared by SC Date 11-18 & 11-25-99 Published in Preston Citizen
 Publication approved [Signature] Date 11/30/99

MICROFILMED

DEC 29 1999



IRRIGATION

5061

5026

BM 4929

Springs

Gravel Pits

Hot Springs

5024

Hot Springs

Creek

JEEP

Spring

32

5545 x

Spring

x 6155

x 5930

36

31

5447

x 5722

x 5400

x 6170

x 5542

x 5914

x 6030

x 6200

Corner Spring

x 6268

R41E

x 5815

x 5908

Maple Grove

Hot Springs

BM 4900

x 5538

Spring

x 5872

Point of du
Place of use

RESERVOIR

NARROWS

MICROFILMED

17-2-81
5490

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

January 5, 2005

ROBERT TIMMONS
LOU CLAYTON
PO BOX 32
THATCHER, ID 83283

LAPSE NOTICE

RE: PERMIT NO. 13-7576

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in the proof due notice dated October 31, 2004. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

Sincerely,

Gary Spackman
Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 1/5/05
~~a copy~~ an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

dy

CERTIFIED MAIL™

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720

Boise, Idaho 83720-0098

Return Service Requested

RECEIVED

NOV - 9 2004

DEPARTMENT OF
WATER RESOURCES

RETURNED TO SENDER

REASON CHECKED

FOR

Unclaimed _____ Reason _____

Addressee unknown _____

Insufficient Address _____

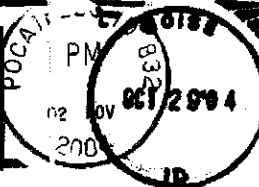
No such street _____

No such office in state _____

No mail address in this envelope _____



7003 0500 0003 1890 3131



13-7576

1st NOTICE _____

2nd NOTICE _____

RETURNED _____



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

October 31, 2004

ROBERT TIMMONS
LOU CLAYTON
PO BOX 32
THATCHER, ID 83283

PROOF DUE NOTICE

RE: PERMIT NO. 13-7576

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 January 01, 2005. (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

October 31, 2004

ROBERT TIMMONS
LOU CLAYTON
PO BOX 32
THATCHER, ID 83283

PROOF DUE NOTICE

RE: PERMIT NO. 13-7576

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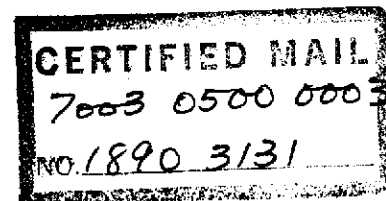
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

December 20, 1999

DIRK KEMPTHORNE
GOVERNOR

LOU CLAYTON
ROBERT TIMMONS
PO BOX 32
THATCHER ID 83283

KARL J. DREHER
DIRECTOR

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 13-07576

Dear Permit Holder:

The Department of Water Resources (IDWR) 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 IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief 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.

Be sure to note the special condition requiring you to install a measuring device and lockable controlling works that will enable the watermaster to control the rate of diversion.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt
Enclosures

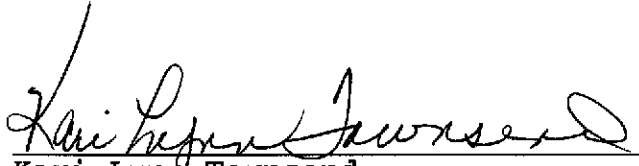
MICROFILMED
DEC 29 1999

CERTIFICATE OF MAILING

I hereby certify that on the 20th day of December, 1999, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 13-07576

ROBERT TIMMONS
LOU CLAYTON
PO BOX 32
THATCHER ID 83283


Kari Lynn Townsend
Secretary

MICROFILMED
DEC 29 1999

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief 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 the 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 twenty-one (21) 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 a 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. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

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

MICROFILMED

DEC 29 1999

CERTIFICATE OF SERVICE

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

FINAL ORDER

The Department 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 Department 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.

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS

Reviewed by Sharla Curtis on 12/15/99

No. 13-07576 Name: Jimmons/Clayton Corp. Officers N/A Ad ok ☒ Govt Lots _____

AREA OF CONCERN: No/Yes ~~Moratorium~~ ~~GWMA~~ ~~TRUST/NON-TRUST~~

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046(P23)

Basin 34 - 085

Irr. w/in WD - P05

WMD - North/East/West

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 067

~~WMD~~

Supp irr (irr = only use) - 065-079

Supp irr (+ other uses) - 100-101

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front/LoGeo - 058 (<85 GW)

Mitigation - 121

42-248 Area - P84 (20s-70s, 81-86)

Swan Falls Flag - _____

Trust - 051(P74) (consumptive uses)

Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18A-01H(P01), 01P-18B(P09)-NA

IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)

> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)

STOCKWATER - R37 (BLM/USFS)

MINING - 054-081(P10)

FISH PROP - 029(70'S only)-007-042-081(P10)

HEAT/COOL - R07(injection well)

FIRE PROT. - 077

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response NONE

In/Above MSF - WB9

PLANNING SECTION REVIEW/RESPONSE _____

In-stream development - P52

WD - R04 (WD# 11)

≤ 0.20 cfs/others - 01H(P01), 01P or No MD

> 0.20 cfs - 01J(P08)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W22(P04), N/A

(02,03) - 007 (w/ remark WB9 if above Weiser)

Payette R (65) - 047(P04) (Payette Lake)

Salmon R (70's) - 029 (fish screens)

Weiser R (67) - 086-087

USES:

POWER - 17H-17K (+uses)-08A-025(P18)-01N-081(P10)

MUNICIPAL

Restricted area - 022,075

Irr., GW supp to SW - 102

DOMESTIC

Surface water - WB5 (Big Wood or Boise above Star Bridge)

27A (Payette R)

> 1 in restricted area - 070-071-075 (no parks/common areas, etc)

Irr use listed separate - WB5

Moratorium approvable - W03 (2400 gpd - meets domestic definition
i.e. D/convenience store)

BENEFICIAL USE DUE: 1/01/2005

MISC CONDITIONS/REMARKS:

~~Protested~~ - 020-W19

Development Period

≤ 1 yr - P16

> 1 yr - 26A(P17)

Ownership - 004

Non-consumptive - 027

Water Quality - 081-R07

Multiple pd's per ¼ - W32

Subd lot desc (pd) - W59

Subd lot desc (pu) - W60

Use definitions - W02 hot tubs & pools

Pre-1987 development - 068-074 (allow 120 days for proof due)

Single pd intended - 076

OTHER CONDITIONS/REMARKS _____

COMMENTS _____

DEC 14 1999

Dist for Staffing _____
Submitted for advertising 11-5-99

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

Timmons

INITIAL REVIEW BY HWT DATE 11-5-99 APPLICATION NO. 13-07576

☒ 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

☐	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, <u>attach trust water supplementary analysis sheet</u>)
☐ 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 _____

☒ Yes	☐ No	In form for advertising
☐ Yes	☒ No	Statewide advertising
☒ Yes	☐ No	Fee amount, receipt date & No. recorded on application

_____ Id Dept of Health & Welfare
X _____ Id Dept of Fish & Game - *Poky*
 _____ Id Dept of Lands
 _____ Adjudication Bureau Unit

_____ U.S. BLM
 _____ U.S. Forest Service
11 _____ Water District
X _____ Other *JODY WILLIAMS*

☒	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 <u>11</u>
☐	Yes	☒	No	Special conditions of approval or cover letter below.

By: _____ Date: _____
 ADDITIONAL INFORMATION: _____

Comments received from:

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

COMMENTS

875

4911

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Franklin

ss.

Robert W. Marshall

being duly sworn,

deposes and says:

That he is the PUBLISHER of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said

newspaper once a week for 2 consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper 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

11/17, 1999, and ending

with the issue of

11/241999Robert W MarshallFee \$ 74.62Subscribed and sworn to before me this 24 day

of

Nov

NOTARY

KELLY MICKELSEN

PUBLIC

STATE OF IDAHO

Notary Public, Residing at Preston, Idaho

My Commission Expires

8/14, 1999

MICROFILMED

DEC 23 1999

NOTICE OF APPLICATION FOR WATER RIGHT

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

13-07576

CLAYTON, LOU
TIMMONS, ROBERT
PO BOX 32
THATCHER, ID 83283

Source: MAPLE GROVE HOT SPRINGS

Tributary: BEAR RIVER

Diversion Pt: SWNE Sec 7 T 13S R 41E in FRANKLIN County.

Use:

COMMERCIAL (0.800 CFS)

Total Diversion: (0.800 CFS)

Date Filed: 11/4/99

In: FRANKLIN County
T13S R41E S07 SWNE

13-07577

CLAYTON, LOU
TIMMONS, ROBERT
PO BOX 32
THATCHER, ID 83283

Source: MAPLE GROVE HOT SPRINGS

Tributary: BEAR RIVER

Diversion Pt: SWNE Sec 7 T 13S R 41E in FRANKLIN County.

Use:

POWER (0.450 CFS)

Total Diversion: (0.450 CFS)

Date Filed: 11/4/99

In: FRANKLIN County
T13S R41E S07 SWNE

Any protests against the proposed application must be filed with the Department of Water Resources, 900 N. Skyline Dr., Ste. A, Idaho Falls, ID 83402, together with a protest fee of \$25.00 on or before DECEMBER 6, 1999, to be considered by the Department in its decision to grant or deny any part of the proposed application. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Legal No. 4911 - Publish Nov. 17 and 24, 1999.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

NOVEMBER 10, 1999

Legal Notices Department
THE PRESTON CITIZEN
P.O. BOX 472
PRESTON, ID 83263

Dear Legal Dept.:

Enclosed you will find legal notices which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before DECEMBER 6, 1999.

Yours truly,

Sharla Cox
Senior Secretary

Encl.



MICROFILMED

DEC 29 1999

NOTICE OF APPLICATION FOR WATER RIGHT

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

13-07576

CLAYTON, LOU
TIMMONS, ROBERT
PO BOX 32
THATCHER, ID 83283

Source: MAPLE GROVE HOT SPRINGS

Tributary: BEAR RIVER

Diversion Pt: SWNE Sec 7 T 13S R 41E in FRANKLIN County.

Use: COMMERCIAL (0.800 CFS)
Total Diversion: (0.800 CFS)

Date Filed: 11/ 4/1999

In: FRANKLIN County
T13S R41E S07 SWNE

Any protests against the proposed application must be filed with the Dept. of Water Resources, 900 N Skyline Dr., Ste A, Idaho Falls ID 83402, together with a protest fee of \$25.00 on or before DECEMBER 6, 1999. to be considered by the Department in its decision to grant or deny any part of the proposed application. The protestant must also send a copy of the protest to the applicant.

Published: 11/18/1999 & 11/25/1999

KARL J. DREHER, Director

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DEC 29 1999



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

November 9, 1999

KARL J. DREHER
DIRECTOR

JODY L WILLIAMS ESQ
KRUSE LANDA & MAYCOCK LLC
50 W BROADWAY 8TH FLOOR
SALT LAKE CITY UT 84101

RE: Applications for Transfer #5596, Claim to a Water Right #13-04347, Applications for Permit # 11-07450, 13-07576, and 13-07577

Dear Jody:

We are enclosing a copy of the application (s) that may be of interest to your department. Please review the application (s) and submit any comments you may have to our Department as soon as possible. The last date of protest is December 6, 1999, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,

Harold W. Jones
Water Right Supervisor

HWJ: sc

Enc.

MICROFILMED

DEC 29 1999



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

November 9, 1999

KARL J. DREHER
DIRECTOR

ROBERT TIMMONS OR LOU CLAYTON
PO BOX 32
THATCHER ID 83283

RE: Claim to a Water Right #13-04347, Applications for Permit #13-07576 and #13-07577

Dear Applicant:

This office is currently in the process of advertising the application in the Preston Citizen on November 18 and 25, 1999. The advertisement will be published once a week for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

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

Sincerely,


Harold W. Jones
Water Right Supervisor

HWJ::sc

MICROFILMED

DEC 29 1999



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 9, 1999

FISH & GAME
JEROME HANSEN
1345 BARTON RD
POCATELLO ID 83201

RE: Applications for Permit # 11-07450, 13-07576, and 13-07577

Dear Jerome:

We are enclosing a copy of the application (s) that may be of interest to your department. Please review the application (s) and submit any comments you may have to our Department as soon as possible. The last date of protest is December 6, 1999, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,

Harold W. Jones
Water Right Supervisor

HWJ: sc

Enc.

MICROFILMED

DEC 29 1999